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Regulations

TITLE 14—CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics

[Amdt. 130]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

DESIGNATION OF AIRPORT TRAFFIC ZONES

FEBRUARY 7, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the regulations of the Administrator of Civil Aeronautics as follows:

1 By inserting in § 601.3000 the following:

E. Doad Arkansas..... Goodwin Field

This amendment shall become effective 0001 e. s. t., March 1, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-3175; Filed, Feb. 28, 1946; 9:39 a. m.]

[Amdt 132]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

DESIGNATION OF AIRPORT APPROACH ZONES

FEBRUARY 13, 1946.

Acting pursuant to the authority vested in me by Section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1 By deleting from § 601.2000 the following:

Clarendon, Texas..... C. A. A. Int. Field

This amendment shall become effective 0001 e. s. t., March 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-3176; Filed, Feb. 28, 1946; 9:40 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51410]

PART 6—AIR COMMERCE REGULATIONS

DESIGNATION OF MASSENA AIRPORT, MASSENA, N. Y., AS AIRPORT OF ENTRY WITHOUT TIME LIMIT

FEBRUARY 26, 1946.

The Massena Airport, Massena, New York, is hereby designated as an airport of entry for civil aircraft and merchandise carried thereon arriving from places outside the United States, as defined in section 9 (b) of the Air Commerce Act of 1926 (U.S.C. title 49, sec. 179 (b)), effective March 15, 1946.

Section 6.12, Customs Regulations of 1943 (19 CFR, Cum. Supp., 6.12), is hereby amended by adding the location and name of this airport at the proper place in the list of airports of entry contained therein.

(Sec. 7 (b), 44 Stat. 572; 49 U.S.C. 177 (b))

[SEAL] JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-3180; Filed, Feb. 28, 1946; 10:29 a. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter II—Railroad Retirement Board

PART 210—EXECUTION AND FILING OF AN APPLICATION

CANCELLATION OF APPLICATION

Amending §§ 210.11 and 210.12 of the regulations under the Railroad Retirement Act.

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FEDERAL REGISTER

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[1] Chapter PLO 315, Title 43, Chapter I.

Pursuant to the authority contained in sections 2 and 10 of the act of June 24, 1937 (Sections 2, 10, 50 Stat. 309, 314; 45 U. S. C. Sup. 228b, 228j), §§ 210.11 and 210.12 of the regulations under the Railroad Retirement Act are amended, effective February 12, 1946, by Board Order 46–62, dated February 12, 1946, as follows:

§ 210.11 *Cancellation of an application.* An application shall be cancelled whenever the applicant by a writing filed with the Board requests that his application be cancelled.

§ 210.12 *Effect of cancellation.* The effect of the cancellation of an application shall be the same as though no application had been filed. In the event the individual whose application is cancelled dies, there are no greater rights than if no application had ever been filed. The individual whose application has been cancelled may reapply by filing a written request for an annuity. In the event of such reapplication the application shall be deemed filed as of the date that such written request is received by the Board.

By authority of the Board.

Dated February 25, 1946.

[SEAL] MARY B. LINKINS,
Secretary of the Board.

F R Doc. 46–3173; Filed, Feb. 28, 1946; 9:38 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

[NHA Reg. 60–5F]

PART 703—PUBLIC WAR HOUSING

EXCLUSIVE RESERVATION OF PUBLIC WAR HOUSING FOR DISTRESSED VETERANS AND SERVICEMEN

Sec.
703.1 Purpose.
703.2 Eligibility for admission to vacancies in Lanham Act and other public war housing.
703.3 Eligibility for admission to vacancies in other public housing under the jurisdiction of the National Housing Administrator.
703.4 Distressed veterans and families of servicemen and veterans.
703.5 Establishment of fair rentals.

AUTHORITY: §§ 703.1 to 703.5, inclusive, issued under 55 Stat. 838; E.O. 9070, 7 F.R. 1529; and 54 Stat. 1125, as amended.

§ 703.1 *Purpose.* (a) Sections 703.1 to 703.5, inclusive, revise NHA Regulation No. 60–5E [1] and incorporate the provisions of NHA Regulation No. 60–5E–1.[2] Regulation No. 60–5E set forth the occupancy standards for public war housing and provided generally for an occupancy preference for distressed veterans and distressed families of servicemen and veterans on a parity with employees of war industries engaged in completing war contracts and certain other war workers. Because of the increasingly urgent need of housing for distressed veterans and servicemen and the decreasing number of persons engaged in the completion of war contracts and demobilization activities, it is the purpose of §§ 703.1 to 703.5, inclusive, to limit admission to vacancies in such public housing to distressed veterans and distressed families of veterans and servicemen, except as otherwise provided in or specifically authorized pursuant to §§ 703.1 to 703.5, inclusive.

§ 703.2 *Eligibility for admission to vacancies in Lanham Act and other public war housing.* (a) In all PL–849 (Lanham Act) [Pub. Law 849, 76th Cong. as amended] except mutual ownership and public conversion properties, in PL–9, 73, 353 (Temporary Shelter Acts), [Pub. Laws 9, 73 and 353, 77th Cong.], and in PL–781 (Naval Appropriation Act, 1941) [Pub. Law 781, 76th Cong. as amended] projects, eligibility for admission to vacancies shall be in accordance with the provisions of this section until the admission of tenants is discontinued.

(b) In family dwelling projects determined to be of a temporary character pursuant to section 313 of the Lanham Act, demountable family dwelling projects which are to be removed from their present sites, temporary dormitories, trailers, and stop-gap accommodations, only distressed veterans and distressed families of veterans and servicemen shall be eligible for admission prior to the termination of such projects, except as provided below. Upon a written request and justification by the Regional Representative, the Assistant Administrator (Reconversion) may approve for specific projects (under this paragraph) the admission of persons and families in the following categories and order of preferences: *Provided, however,* That (except as stated in § 703.2 (d)) no such person or family may be admitted when a vacancy occurs if there is an eligible distressed veteran or distressed family of a veterans or serviceman available to occupy the vacant accommodations:

(1) Any military personnel (other than in the above distressed families) and civilian employees and their families or dependents, without housing, of the War and Navy Departments, the Coast and Geodetic Survey, and the United States Public Health Service assigned to duty in the locality, and civilian employees of any private plants which are specifically determined by the Regional Representative to be engaged in the completion of war contracts;

(2) Other distressed persons and families who are without housing as a result of the war or its orderly demobilization.

Upon termination of any project under this paragraph, no persons or families shall be admitted to vacancies in such project.

(c) In all projects not determined to be of a temporary character pursuant to section 313 of the Lanham Act, except demountable projects which are to be removed from their present sites, distressed veterans and distressed families of veterans and servicemen are eligible for admission to vacancies prior to the disposition of such projects, except as provided below. If there is no eligible distressed veteran or distressed family of a veteran or serviceman available to occupy the vacant accommodations, the following persons and families are eligible for admission in the following order of preferences:

(1) Any military personnel (other than in the above distressed families) and civilian employees and their families or dependents, without housing, of the War and Navy Departments, the Coast and Geodetic Survey, and the United States Public Health Service assigned to duty in the locality, and civilian employees of any private plants which are specifically determined by the Regional Representative to be engaged in the completion of war contracts;

(2) Other distressed persons and families who are without housing as a result of the war or its orderly demobilization;

(3) Other persons and families in need of housing.

(d) In exceptional cases the Assistant Administrator (Reconversion) upon the written request of the Regional Representative justifying such exception may approve for specific projects under this section:

(1) The exclusive reservation of dwellings for distressed military personnel or distressed civilian employees of the War or Navy Departments or of private plants which are specifically determined by the Regional Representative to be engaged in the completion of war contracts; or

(2) The admission on a parity with distressed veterans and distressed families of veterans and servicemen, of distressed civilian employees of the War and Navy Department, distressed uniformed and civilian personnel of the Coast and Geodetic Survey and United States Public Health Service assigned to duty in the locality, and distressed civilian employees of private plants which are specifically determined by the Regional Representative to be engaged in the completion of war contracts.

(e) A person otherwise eligible under this section who applies for occupancy for himself only, shall be eligible for only accommodations appropriate for single persons.

§ 703.3 *Eligibility for admission to vacancies in other public housing under the jurisdiction of the National Housing Administrator.* (a) Eligibility for admission to vacancies in Defense Homes Corporation projects, public conversion properties, the 8 Lanham Act mutual ownership projects, Federally-owned PL–671 and non-war housing projects of FPHA not leased to local housing authorities, shall be determined by the Federal Public Housing Authority subject to applicable Federal and local laws: *Provided, however,* That no family other than a distressed family of a veteran or serviceman shall be admitted when a vacancy occurs if there is a qualified distressed family of a veteran or serviceman available to occupy the vacant accommodations.

§ 703.4 *Distressed veterans and families of servicemen and veterans.* Veterans and families of servicemen and veterans are "distressed" within the meaning of §§ 703.1 to 703.5, inclusive, and affected by unusual hardships if such persons are without housing, by reason of eviction, low income or otherwise, and are unable to find in the area adequate housing within their financial reach. This includes a family of a returning veteran who is unable to find a dwelling in the area within his financial reach in which he can reestablish his family. Distressed families of servicemen or veterans include distressed families of deceased servicemen or veterans. As used in §§ 703.1 to 703.5, inclusive, a veteran means a person who has served in the military or naval forces of the United States during World War II and who has been discharged or released therefrom under conditions other than dishonorable.

(b) The finding made in § 701.12 of this chapter (section 3 of NHA Regulation 60–14; 10 F.R. 8685) is hereby continued and broadened to read as follows: "In accordance with Title V (section 501) of the Lanham Act (Public 849, 76th Congress, as amended) and subject to subsequent determinations, it is hereby found that in those localities where distressed veterans or distressed families of servicemen or veterans are without

[1] 10 F.R. 15107.
[2] 10 F.R. 15336.

adequate housing accommodations and are unable to find such accommodations within their financial reach, an acute shortage of housing exists within the meaning of said section 501 and that, because of war restrictions, permanent housing cannot be provided in sufficient quantities when needed."

§ 703.5 *Establishment of fair rentals.* (a) The Federal Public Housing Commissioner is hereby authorized and directed to (1) fix fair rentals for housing made available under § 703.2 to distressed veterans and distressed families of servicemen and veterans, which rentals shall be within the financial reach of such distressed persons, and (2) fix fair rentals for housing made available under § 703.2 to other persons which shall be based upon the value of the housing as determined by the Commissioner: *Provided*, That in exceptional cases during the present emergency he may adjust rentals subject to applicable law and contractual obligations.

This regulation shall be effective immediately.

WILSON W. WYATT,
Administrator.

[F. R. Doc. 46-3160; Filed, Feb. 27, 1946; 11:40 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5496]

PART 30—REGULATIONS UNDER THE EXCESS PROFITS TAX ACT OF 1940

PART 35—EXCESS PROFITS TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

EXCESS PROFITS NET INCOME IF INCOME CREDIT IS USED

The seventh paragraph of § 30.711 (a)-2 of Regulations 109 (26 CFR, 1941 Supp., Part 30) and the fifth paragraph of § 35.711 (a)-2 of Regulations 112 (26 CFR, Cum. Supp., Part 35) each as amended by Treasury Decision 5421, approved December 11, 1944, are each further amended to read as follows:

The provisions of section 711 (a) (1) (e), relating to recoveries of bad debts, are applicable in the case of a taxpayer using the reserve method of treating bad debts only if the bad debt recovered has been charged against the reserve account pursuant to § 19.23 (k)-5 of Regulations 103, and corresponding provisions of prior regulations, for a taxable year beginning prior to January 1, 1940. It is immaterial, for the purposes of making the adjustment under section 711 (a) (1) (e), whether recoveries of bad debts charged off are credited to the reserve for bad debts or are reported as gross income, but in no case where recoveries of bad debts are credited to the reserve account shall the amount excluded under section 711 (a) (1) (e) be in excess of the amount by which the normal-tax net income for the taxable year was increased by reason of the bad debts recovered. For example, if a deduction of $10,000 from gross income would have been allowable for an addition to the reserve account in the absence of bad debts recoverd which have been charged against the reserve account for taxable years beginning prior to January 1, 1940, and no deduction is required during the taxable year by reason of such bad debts recovered in the amount of $13,000 and credited to the reserve account, the adjustment of the normal-tax net income for the taxable year under section 711 (a) (1) (e) would be limited to $10,000. In such case, the excess of the bad debt recoveries over the amount which would have been added to the reserve account had there been no such recoveries, i. e., the $3,000, will decrease the amount to be added to the reserve in the following year, and accordingly such amount may be excluded under section 711 (a) (1) (e) in such following year.

(Sec. 62 of the Internal Revenue Code, 53 Stat. 32; 26 U. S. C. 62, as made applicable by sec. 729 (a) of the Internal Revenue Code, 54 Stat. 989; 26 U. S. C. 729 (a))

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: February 27, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-3178; Filed, Feb. 28, 1946; 10:29 a. m.]

[T. D. 5495]

PART 21—DECLARED VALUE EXCESS PROFITS TAX

TERMINATION OF TAX; COMPUTATION OF TAX IN RESPECT OF WAR LOSS RECOVERIES

In order to conform Treasury Decision 5237, approved March 8, 1943, establishing regulations relating to the declared value excess profits tax imposed by subchapter B of chapter 2 of the Internal Revenue Code, for income-tax taxable years ending after June 30, 1942, as amended by Treasury Decision 5401, approved August 26, 1944, to sections 201, 202 and 203 of the Revenue Act of 1945 (Public Law 214, 79th Congress), approved November 8, 1945, and such Treasury decision is hereby amended as follows:

PARAGRAPH 1. The heading of the Treasury decision is amended by changing the period at the end thereof to a comma and adding thereto the following "and prior to July 1, 1946."

PAR. 2. Section 21.0 (a) is amended as follows:

(A) By inserting immediately after "Introductory. (a)" the following: "(1)".

(B) By inserting after "ending June 30, 1942," the following: "and terminating with the year ended June 30, 1945,".

(C) By adding at the end thereof the following:

(2) The Revenue Act of 1945 provides in part as follows:

SEC. 201. REPEAL OF CAPITAL STOCK TAX.

Effective with respect to years ending after June 30, 1945, chapter 6 (imposing the capital stock tax) is repealed.

PAR. 3. Section 21.0 (b) is amended as follows:

(A) By changing the matter at the beginning thereof, including the quotation of section 600, to read as follows:

(b) (1) Subchapter B of chapter 2 of the Internal Revenue Code, as amended, provides as follows:

SUBCHAPTER B—DECLARED VALUE EXCESS-PROFITS TAX

SEC. 600. RATE OF TAX [AS AMENDED BY SECTION 204 OF THE REVENUE ACT OF 1940, SECTION 506 OF THE SECOND REVENUE ACT OF 1940, SECTION 302 OF THE REVENUE ACT OF 1941, SECTION 302 OF THE REVENUE ACT OF 1942, AND SECTION 203 OF THE REVENUE ACT OF 1945].

(a) *In general [applicable to income-tax taxable years ending after June 30, 1942, and prior to July 1, 1946]*. If any corporation is taxable under section 1200 with respect to any year ending June 30, there shall be imposed upon its net income for the income-tax taxable year ending after the close of such year, an declared value excess-profits tax equal to the sum of the following:

6/10 per centum of such portion of its net income for such income-tax taxable year as is in excess of 10 per centum and not in excess of 15 per centum of the declared value;

13 2/10 per centum of such portion of its net income for such income-tax taxable year as is in excess of 15 per centum of the declared value.

(b) *Alternative tax [applicable to income-tax taxable years ending after June 30, 1945, and before July 1, 1946]*. If the net income for the taxable year includes any amount on account of war loss recoveries under section 127 (c), then, in lieu of the tax computed under subsection (a), the tax shall be a tax computed as follows:

(1) An amount computed under subsection (a), after excluding from net income the amount of the war loss recoveries, plus

(2) One and one-quarter per centum of the amount of the war loss recoveries included in the net income or of such portion of the net income as would be subject to the tax imposed by subsection (a) in the absence of this subsection, whichever is the lesser.

(B) By adding at the end thereof the following:

(2) The Revenue Act of 1945 provides in part as follows:

SEC. 202. REPEAL OF DECLARED VALUE EXCESS PROFITS TAX.

Effective with respect to income-tax taxable years ending after June 30, 1946, subchapter B of chapter 2 (imposing the declared value excess profits tax) is repealed.

PAR. 4. Section 21.1 is amended by adding at the end thereof the following:

(e) "War loss recoveries" means recoveries of war losses within the contemplation and limitations of section 127 of the Internal Revenue Code.

PAR. 5. Section 21.2 is amended by changing the period at the end thereof to a comma, and adding thereto the following: "and before July 1, 1946. The alternative tax imposed by section 600 (b) of the Internal Revenue Code, applicable where net income for the taxable year includes any amount on account of war loss recoveries under section 127 (c) of the Code, is effective only with respect to income-tax taxable years ending after June 30, 1945, and before July 1, 1946."

PAR. 6. Section 21.3 (a) is amended to read as follows:

(a) *Domestic and foreign corporations—(1) General.* With respect to income-tax taxable years ending after June 30, 1942, and before July 1, 1946, the declared value excess profits tax imposed by section 600 (a) is an amount equal to the sum of (i) 6/10 per cent of such portion of the corporation's net income for the income-tax taxable year as is in excess of 10 percent and not in excess of 15 per cent of the declared value, plus (ii) 13 2/10 per cent of such portion of its net income for the income-tax taxable year as is in excess of 15 percent of the declared value, on the capital stock tax return for the last preceding capital stock tax taxable year. (See example (1), § 21.4.) No variation is permitted between the declared value set forth in the corporation's capital stock tax return and the declared value set forth in its declared value excess profits tax return.

(2) *Alternative tax where war loss recoveries included in net income.* With respect to income-tax taxable years ending after June 30, 1945, and before July 1, 1946, section 600 (b) provides an alternative method for computing the declared value excess profits tax liability in cases where net income includes amounts on account of war loss recoveries under section 127 (c) of the Code. (See also Regulations 111, § 29.127 (c)-1.) In such cases, in lieu of the tax as computed under section 600 (a), the tax shall be an amount computed under section 600 (a) (see paragraph (a) (1) of this section) after excluding from net income the amount of war loss recoveries, plus the lesser of the following:

(i) 1¼ per cent of the amount of the war loss recoveries included in the net income.

(ii) 1¼ per cent of such portion of the net income as would be subject to the declared value excess profits tax if section 600 (b) were not applicable.

See examples (5) (a) and (5) (b), § 21.4.

PAR. 8. Section 21.4 is amended by adding at the end thereof the following:

Examples (5) (a) and (5) (b). These examples illustrate the application of section 600 (b) of the Internal Revenue Code and § 21.3 (a) (2).

(a) Assume the same circumstances as in example (1), except that the year involved is the calendar year ended December 31, 1945, and instead of dividends received in the amount of $5,000, there are war loss recoveries in the amount of $4,250. The computation under section 21.3 (a) (2) is as follows:

(A) Declared value excess profits tax on net income of $25,000, less war loss recoveries of $4,250, or $20,750 (see example (1))	$1,089.00
(B) Under section 21.3 (a) (2) (i): 1¼% of $4,250, the amount of the war loss recoveries	$53.13
(C) Under section 21.3 (a) (2) (ii): 1¼% of $15,000 (the excess of net income over 10% of the declared value), the amount subject to declared value excess profits tax if section 600 (b) were not applicable	187.50
Add to (A) the lesser of (B) and (C)	53.13
Declared value excess profits tax under section 600 (b)	1,142.13

(b) Another example is as follows: Assume the same circumstances as in (a), except that the declared value is $220,000. The computation is as follows:

Net income for calendar year 1945	$25,000
Less war loss recoveries	4,250
Net income exclusive of war loss recoveries	20,750.00
10% of the value declared in the capital stock tax return for the year ended June 30, 1945 (10% of $220,000)	22,000.00
(D) Tax on net income minus war loss recoveries	$0.00
(E) Under section 21.3 (a) (2) (i): 1¼% of war loss recoveries of $4,250	$53.13
(F) Under section 21.3 (a) (2) (ii): 1¼% of such portion of the net income as would be subject to the declared value excess profits tax if subsection 600 (b) were not applicable (1¼% of $3,000 ($25,000 minus $22,000))	37.50
The lesser of (E) and (F)	37.50
Declared value excess profits tax under section 600 (b)	37.50

(Secs. 62 and 603 of the Internal Revenue Code (53 Stat. 32, 111; 26 U.S.C., 1940 ed. 62, 603), and Title II of the Revenue Act of 1945 (Public Law 214, 79th Congress), approved November 8, 1945)

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: February 27, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-3179; Filed, Feb. 28, 1946; 10:29 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Office of Price Administration

PART 1340—FUEL

[MPR 112, Amdt. 22]

PENNSYLVANIA ANTHRACITE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 112 is amended in the following respects:

1. Section 1340.195 (d) is added to read as follows:

(d) *Invoices.* Each person selling anthracite subject to this regulation shall, within 45 days after date of sale or if the sale is a cash transaction, immediately after sale, give his purchaser an invoice, sales-slip or other evidence of sale, containing the information hereinafter set forth and keep for at least one year thereafter an exact copy thereof. The invoice or other memorandum of sale shall contain:

(1) The date of shipment, the name and address of the seller and purchaser, and destination of shipment.

(2) The tonnage of each size shipped and the per net ton price charged, f. o. b. the colliery. If a shipment comprises a mixture of sizes, the percentage of each size in the mixture.

(3) If shipment is by rail, the car initial and number. If shipment is by rail and water; the barge or vessel name.

(4) If a price or charge includes transportation charges or any special service charge, including a pocket charge, an itemization of such charges.

(5) If the price or service charge was authorized by order issued under this regulation, the order number.

(6) If the invoice or other memorandum of sale is issued in connection with the sale of anthracite which exceeds the maximum allowable ash content prescribed in § 1340.200 (a) (6) of this regulation, the following legend further describing such anthracite:

Ash content in excess of OPA quality standards.

2. Section 1340.200 (a) (6) is added to read as follows:

(6) *Quality standards and size specifications.* (i) No producer may sell or deliver anthracite produced and prepared by him at the maximum prices established by this § 1340.200 or by order issued under § 1340.197 (a), unless such anthracite meets the following quality standards and size specifications; otherwise, this maximum price shall be that set forth in subdivision (ii) of this paragraph.

Size specifications	Maximum undersize	Maximum percent of ash content
	Percent	
Broken: Through 4⅜" / Over 3¼"	15	15
Egg: Through 3¼" to 3" / Over 2 5/16"	15	15
Stove: Through 2 5/16" / Over 1⅝"	15	15
Nut: Through 1⅝" / Over 13/16"	15	15
Pea: Through 13/16" / Over 9/16"	15	15
Buckwheat: Through 9/16" / Over 5/16"	15	16
Rice: Through 5/16" / Over 2/16"	15	17

(ii) The maximum prices for anthracite (including anthracite for which a maximum price has been established by order under § 1340.197 (a) of this regulation), which exceeds the maximum allowable percentage of ash content set forth in subdivision (i) of this paragraph, shall be the applicable maximum price set forth in paragraph (a) of this § 1340.200, less the following amounts per net ton for the sizes indicated:

	Per net ton
Broken, egg, stove and nut	$1.00
Pea	.80
Buckwheat No. 1	.60
Rice (buckwheat No. 2)	.50

(iii) *Special definitions.* (a) Percentage of ash content means the percentage of ash by weight for the sizes indicated upon a dry basis.

(b) "Undersize" means that coal which will pass through the designated test mesh opening for the particular size specified herein:

	Round hole (inch)
Nut	13/16
Pea	9/16
Buckwheat No. 1	5/16
Rice (buckwheat No. 2)	3/16

(c) Percentage of undersize means percentage by freight.

(d) Size specifications are for round hole screens, test mesh.

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective March 5, 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3212; Filed, Feb. 28, 1946; 11:37 a. m.]

PART 1433—FEATHERS AND DOWN

[MPR 318,[1] Amdt. 8]

FEATHERS AND DOWN

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 318 is amended in the following respects:

1. The title of item 1 in § 1433.3 (a) is amended to read: Prime domestic and European goose.

2. The title of item 2 in § 1433.3 (a) is amended to read: Prime domestic and European duck.

This amendment shall become effective on March 5, 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3213; Filed, Feb. 28, 1946; 11:37 a. m.]

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 2]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respect:

Section 25 Appendix A is amended by adding thereto in the proper alphabetical order the following model of vacuum cleaner and retail ceiling price:

Manufacturer	Model No.	Description	Retail ceiling price
Health-Mor, Inc.	300-Filter Queen.	Upright cylinder type included: 12 piece attachment set.	$81.50

This amendment shall become effective on the 28th day of February 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3211; Filed, Feb. 28, 1946; 11:37 a. m.]

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 1]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respects:

1. Section 25, Appendix A is amended by deleting therefrom the following models of vacuum cleaners:

Manufacturer	Model No.	Description	Retail ceiling price
Eureka Vacuum Cleaner Co	W-75	Cylinder type; Included 12 piece attachment set.	$66.50
The Hoover Co	26	Floor type motor driven agitator.	78.00
	2400	9 piece set of cleaning tools.	16.50

2. Section 25, Appendix A is amended by adding thereto the following models of vacuum cleaners to be inserted in alphabetical order:

Manufacturer	Model No.	Description	Retail ceiling price
Eureka Vacuum Cleaner Co	W-69	Cylinder type: Included 8 piece attachment set	$59.50
	W-75	Cylinder type; Included 10 piece attachment set	66.50
	D-272	Floor type—Motor driven brush deluxe 2 speed	76.00
		12 piece deluxe attachment set	18.85
		9 piece standard attachment set	13.25
	M-262	Floor type: Motor driven brush	59.50
	72	Floor waxer and polisher	7.50
The Hoover Co	28	Floor type—Motor driven agitator	64.50
	2800	9 piece set of cleaning tools	16.50
Sears, Roebuck & Co	802-16	16 piece attachment set for use with Model 711	15.95
	802-9	9 piece attachment set for use with Model 710	10.95

[1] 8 F.R. 1682, 2029, 6476, 14349; 10 F.R. 4319, 6802, 9928, 14548.

This amendment shall become effective on the 28th day of February 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3210; Filed, Feb. 28, 1946; 11:37 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing in Atlantic County,[1] Amdt. 16]

ATLANTIC COUNTY, N. J., DEFENSE-RENTAL AREA

The Rent Regulation for Housing in the Atlantic County Defense-Rental Area is amended in the following respects:

1. The first paragraph of section 4 (f) is amended to read as follows:

(f) *Priority-constructed housing.* For housing accommodations newly constructed with priority rating from the United States or any agency thereof for which the rent is approved by the United States or any agency thereof prior to the maximum rent date or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the rent so approved, but in no event more than the rent on the maximum rent date, or, if the accommodations were not rented on that date, more than the first rent after that date: *Provided, however,* That if, prior to the maximum rent date or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the landlord made a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and a higher rent is approved by such agency on or after March 29, 1944, because of such increased costs of construction, the maximum rent on and after the date of such approval shall be the rent so approved; *And provided further,* That as to housing constructed with priority rating obtained prior to October 15, 1945, and in which initial occupancy occurred on or after that date, the landlord may at his option elect to have the maximum rents therefor determined under section 4 (c).

2. Section 4 (h) is amended by adding the following paragraph to read as follows:

In the event the rents on such housing accommodations cease to be governed by the National Rent Schedule of the War or Navy Departments, the maximum rents shall be determined by the appropriate subsection of section 4. For the purpose of such determination the premises shall be considered as not rented during the period they were operated under such schedule.

3. Section 6 (a) (1) is amended to read as follows:

[1] 9 F.R. 6819, 8054, 10199, 10634, 11349, 12415, 14987; 10 F.R. 330, 1452, 1911, 1973, 2402, 2617, 5090, 11669; 11 F.R. 1773.

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration, or if the lease was for a term of less than one year but more than three months and was non-seasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation: or

4. Section 6 (c) is amended by adding the following paragraph:

(5) *Relocation of temporary housing by National Housing Agency.* Provisions of this section shall not apply to temporary or movable housing accommodations under the jurisdiction of the National Housing Agency which have been placed in a terminated status by the National Housing Administrator for relocation in another area for the purposes and objectives of Title 5, Public Law 849 (76th Congress), as amended, (Lanham Act.)

5. Section 7 (a) is amended by adding the following unnumbered paragraph:

The provisions of this section shall be applicable to any housing accommodations whose maximum rent is determined under section 4 (g), on its sale by the owning agency, and within thirty days after the sale of such accommodations the new landlord shall file a registration statement as provided in subsection (a) of this section: *Provided, however,* That if the housing accommodations are sold to the United States or a State of the United States or any of its political subdivisions or any agency of the foregoing, subsection (c) of this section shall continue to be applicable.

This amendment shall become effective March 1, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3217; Filed, Feb. 28, 1946; 11:38 a. m.]

PART 1388—DEFENSE RENTAL AREAS

[Housing in New York City, Amdt. 23[1]]

NEW YORK CITY DEFENSE RENTAL AREA

The Rent Regulation for Housing in the New York City Defense-Rental Area is amended in the following respects:

1. The first paragraph of section 4 (f) is amended to read as follows:

(f) *Priority-constructed housing.* For housing accommodations newly constructed with priority rating from the United States or any agency thereof for which the rent is approved by the United States or any agency thereof prior to March 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the rent so approved, but in no event more than the rent on March 1, 1943, or, if the accommodations were not rented on that date, more than the first rent after that date: *Provided, however,* That if, prior to March 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the landlord made a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and a higher rent is approved by such agency on or after March 29, 1944, because of such increased costs of construction, the maximum rent on and after the date of such approval shall be the rent so approved: *And provided further,* That as to housing constructed with priority rating obtained prior to October 15, 1945, and in which initial occupancy occurred on or after that date, the landlord may at his option elect to have the maximum rents therefor determined under section 4 (c).

2. Section 4 (h) is amended by adding the following paragraph to read as follows:

In the event the rents on such housing accommodations cease to be governed by the National Rent Schedule of the War or Navy Departments, the maximum rents shall be determined by the appropriate subsection of section 4. For the purpose of such determination the premises shall be considered as not rented during the period they were operated under such schedule.

3. Section 6 (a) (1) is amended to read as follows:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration, or if the lease was for a term of less than one year but more than three months and was nonseasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

4. Section 6 (c) is amended by adding the following paragraph:

(5) *Relocation of temporary housing by National Housing Agency.* Provisions of this section shall not apply to temporary or movable housing accommodations under the jurisdiction of the National Housing Agency which have been placed in a terminated status by the National Housing Administrator for relocation in another area for the purposes and objectives of Title 5 Public Law 849 (76th Congress), as amended, (Lanham Act).

5. Section 7 (a) is amended by adding the following unnumbered paragraph:

The provisions of this section shall be applicable to any housing accommodations whose maximum rent is determined under section 4 (g), on its sale by the owning agency, and within thirty days after the sale of such accommodations the new landlord shall file a registration statement as provided in subsection (a) of this section: *Provided, however,* That if the housing accommodations are sold to the United States or a state of the United States or any of its political subdivisions, or any agency of the foregoing, subsection (c) of this section shall continue to be applicable.

This amendment shall become effective March 1, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3216; Filed, Feb. 28, 1946; 11:38 a. m.]

PART 1365—HOUSEHOLD FURNITURE

[MFR 548,[1] Amdt. 3]

METAL UPHOLSTERY SPRINGS, CONSTRUCTIONS AND ACCESSORIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 548 is amended in the following respect:

In Section 4, the list of extras with respect to Items 16 and 17 under Type VI is amended to read as follows:

Extras, Items 16 and 17 (add or deduct from base price)	
Each ½ gauge heavier or lighter, all coils, add or deduct	$0.01
Each 1" higher or lower, all coils, add or deduct	.15

This amendment shall become effective on March 5, 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3214; Filed, Feb. 28, 1946; 11:37 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing in Miami,[2] Amdt. 19]

MIAMI, FLA., DEFENSE-RENTAL AREA

The Rent Regulation for Housing in the Miami Defense-Rental Area is amended in the following respects:

1. The first paragraph of section 4 (c) is amended to read as follows:

(c) *Priority-constructed housing.* For housing accommodations newly constructed with priority rating from the United States or any agency thereof for

[1] 10 F.R. 7624.

[2] 9 F.R. 14994; 10 F.R. 331, 1973, 2403, 5090, 11670.

which the rent is approved by the United States or any agency thereof prior to September 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the rent so approved, but in no event more than the rent on September 1, 1943, or, if the accommodations were not rented on that date, more than the first rent after that date: *Provided, however,* That if, prior to September 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the landlord made a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and a higher rent is approved by such agency on or after March 29, 1944, because of such increased costs of construction, the maximum rent on and after the date of such approval shall be the rent so approved; *And provided further,* That as to housing constructed with priority rating obtained prior to October 15, 1945, and in which initial occupancy occurred on or after that date, the landlord may at his option elect to have the maximum rents therefor determined under section 4 (b).

2. Section 4 (e) is amended by adding the following paragraph to read as follows:

In the event the rents on such housing accommodations cease to be governed by the National Rent Schedule of the War or Navy Department, the maximum rents shall be determined by the appropriate subsection of section 4. For the purpose of such determination the premises shall be considered as not rented during the period they were operated under such schedule.

3. Section 6 (a) (1) is amended as follows:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration, or if the lease was for a term of less than one year but more than three months and was non-seasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

4. Section 6 (c) is amended by adding the following paragraph:

(5) *Relocation of temporary housing by National Housing Agency:* Provisions of this section shall not apply to temporary or movable housing accommodations under the jurisdiction of the National Housing Agency which have been placed in a terminated status by the National Housing Administrator for relocation in another area for the purposes and objectives of Title 5, Public Law 849 (76th Congress), as amended, (Lanham Act).

5. Section 7 (a) is amended by adding the following unnumbered paragraph:

The provisions of this section shall be applicable to any housing accommodations whose maximum rent is determined under section 4 (d), on its sale by the owning agency, and within thirty days after the sale of such accommodations the new landlord shall file a registration statement as provided in subsection (a) of this section: *Provided, however,* That if the housing accommodations are sold to the United States or a state of the United States or any of its political subdivisions, or any agency of the foregoing, subsection (c) of this section shall continue to be applicable.

This amendment shall become effective March 1, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3215; Filed, Feb. 28, 1946; 11:38 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Rent Reg. for Housing,[1] Amdt. 80]

HOUSING

The Rent Regulation for Housing (§ 1388.1181) is amended in the following respects:

1. The first paragraph of section 4 (f) is amended to read as follows:

(f) *Priority-constructed housing.* For housing accommodations newly constructed with priority rating from the United States or any agency thereof for which the rent is approved by the United States or any agency thereof prior to the maximum rent date or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the rent so approved, but in no event more than the rent on the maximum rent date, or, if the accommodations were not rented on that date, more than the first rent after that date: *Provided, however,* That if, prior to the maximum rent date or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the landlord made a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and a higher rent is approved by such agency on or after March 29, 1944, because of such increased costs of construction, the maximum rent on and after the date of such approval shall be the rent so approved; *And provided further,* That as to housing constructed with priority rating obtained prior to October 15, 1945, and in which initial occupancy occurred on or after that date, the landlord may at his option elect to have the maximum rents therefor determined under section 4 (e).

2. Section 4 (h) is amended by adding the following paragraph to read as follows:

In the event the rents on such housing accommodations cease to be governed by the National Rent Schedule of the War or Navy Departments, the maximum rents shall be determined by the appropriate subsection of section 4. For the purpose of such determination the premises shall be considered as not rented during the period they were operated under such schedule.

3. Section 6 (a) (1) is amended to read as follows:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration, or if the lease was for a term of less than one year but more than three months and was non-seasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

4. Section 6 (c) is amended by adding the following paragraph:

(5) *Relocation of temporary housing by National Housing Agency.* Provisions of this section shall not apply to temporary or movable housing accommodations under the jurisdiction of the National Housing Agency which have been placed in a terminated status by the National Housing Administrator for relocation in another area for the purposes and objectives of Title 5 Public Law 849 (76th Congress), as amended (Lanham Act).

5. Section 7 (a) is amended by adding the following unnumbered paragraph:

The provisions of this section shall be applicable to any housing accommodations whose maximum rent is determined under section 4 (g), on its sale by the owning agency, and within thirty days after the sale of such accommodations the new landlord shall file a registration statement as provided in subsection (a) of this section: *Provided, however,* That if the housing accommodations are sold to the United States or a state of the United States or any of its political subdivisions, or any agency of the foregoing, subsection (c) of this section shall continue to be applicable.

This amendment shall become effective March 1, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3231; Filed, Feb. 28, 1946; 11:38 a. m.]

[1] 10 F.R. 13528, 13545, 14399, 11 F.R. 1773.

TITLE 36—PARKS AND FORESTS

Chapter I—National Park Service

PART 20—SPECIAL REGULATIONS

SEQUOIA AND KINGS CANYON NATIONAL PARKS, AND NATCHEZ TRACE PARKWAY

Section 20.8 is amended to provide as follows:

§ 20.8 *Sequoia National Park.* • • •

(d) *Fishing; closed waters.* The following waters are closed to fishing to act as holding ponds and feeder streams for restocking main waters:

(1) On the watershed of the North Fork of the Kaweah River:

Cabin Creek from source to junction with Dorst Creek.
Yucca Creek from source to mouth during the period June 16 to October 31, inclusive.
Dorst Creek from Generals Highway above road to the source.

(2) On the watershed of the Marble Fork of the Kaweah River:

Deer Creek from the foot bridge on the Sunset-Village Trail to the source.
Wolverton Creek above the Wolverton Dam where signs are posted.
Silliman Creek from source at Silliman Lake to bridge on the Generals Highway.
That section of the Marble Fork of the Kaweah River between the bridge on the Generals Highway and the log bridge in Lodgepole Camp.

(3) On the watershed of the Middle Fork of the Kaweah River:

Crescent Meadow Creek from source to the High Sierra Trail Bridge at Lower Crescent Meadow.
Middle Fork of the Kaweah River from Buckeye Flats Fish Rearing Ponds to the junction with Paradise Creek.
Granite Creek from source to the junction with Eagle Scout Creek.
Eagle Scout Creek from source to the junction with Middle Fork of the Kaweah River.
Middle Fork of the Kaweah River between the Bearpaw-Redwood Meadow Trail Bridge to Falls on Lone Pine Creek.
Hamilton Lake and all of Hamilton Creek from source to mouth.

(4) The section of the Kern River between Chagoopa Bridge and Rock Creek. (39 Stat. 535 16 U. S. C. sec. 3)

Section 20.35 is amended to provide as follows:

§ 20.35 *Kings Canyon National Park*—(a) *Stock driveways.* (1) So long as it may be available for such purpose, the present county road extending from the west boundary near Redwood Gap to Quail Flat Junction of the Generals Highway and the old road beyond is designated for the movement of stock and vehicular traffic, without charge, to and from national forest lands on either side of the Grant Grove section of the park. Care must be exercised to prevent stock from straying from the right-of-way.

(2) Nooning at Redwood Gap is permitted, provided the stock is first driven beyond the developed area.

(3) In emergencies other stock driveway crossings in the General Grant grove section of the park may be used without charge under special arrangements first made with the superintendent of the park. (54 Stat. 41)

(b) *Fishing; limit of catch.* The limit of catch per person per day shall be 15 fish or 7 pounds of fish and 1 fish. (Regs., Sec. Int., May 10, 1941; 6 F.R. 2484) Possession of more than one day's catch limit by any person at any one time is prohibited.

(c) *Fishing; closed waters.* The following waters are closed to fishing as holding ponds and feeder streams for restocking main waters:

(1) On the watershed of the South Fork of the Kings River:

That section of the South Fork from the sign at the lower end of Paradise Valley up stream one mile to sign.
That section of Bubbs Creek from the mouth of Charlotte Creek one-half mile up stream to sign.
Sheep Creek and its tributaries from source to the park boundary.
That section of Lewis Creek from the upper trail crossing to the park boundary.
Comb Creek, on that section between the junction with Lewis Creek and the trail crossing.

(2) On the watershed of the Middle Fork of the Kings River:

That section of the Middle Fork at Simpson Meadow from the old trail bridge up stream one mile to sign.
That section of the Middle Fork at Crouse Meadow from sign at the lower end of the meadow one-half mile up stream to sign.

(d) *Fishing; closed streams and lakes.* The following parts of all streams and lakes within the park are also closed to fishing:

(1) All lake waters, within 300 feet of an inlet or outlet of the lakes.

(2) All waters or streams connected with any lake, within 300 feet of an inlet or outlet of the lake.

(3) Any stream of one-fourth mile, or less, in length which connects two lakes.

(e) *Fishing; open season.* May 1 to October 31, inclusive.

(f) *Fishing license.* A California State fishing license is required of all persons over 18 years of age fishing in the park. (39 Stat. 535; 16 U.S.C. sec. 3)

A new § 20.54 Natchez Trace Parkway, is added as follows:

§ 20.54 *Natchez Trace Parkway*—(a) *Animal-drawn vehicles.* No animal-drawn vehicles, sleds, drags, or implements which are not connected with the construction or maintenance of the Parkway shall be permitted on the main Parkway roads.

(b) *Animals.* No animal or animals which are not connected with the construction, operation, or maintenance of the Parkway shall be ridden, led, or driven upon or along the main Parkway roads. (52 Stat. 407; 16 U. S. C. secs. 460, 460a)

Issued this 25th day of February 1946.

[SEAL] OSCAR L. CHAPMAN,
Assistant Secretary of the Interior.

[F. R. Doc. 46-3174; Filed, Feb. 28, 1946; 9:38 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 20—GUARDIANSHIP AND LEGAL ADMINISTRATION

FIDUCIARIES

§ 20.5223 *Commitment of mentally incompetent beneficiaries, appointment of guardians for incompetent and minor beneficiaries, and payment of expenses in connection with such appointment.* The chief attorney will render all assistance possible to the courts in commitment cases. To this end authorization is made in procedural instructions of the Veterans' Administration, for production of Veterans' Administration records, in court in such proceedings.

§ 20.5224 *Costs for commitment of insane veterans.* Upon certification by the manager or chief medical officer of a regional office or Veterans' Administration hospital, that commitment of an insane male or female veteran to a Veterans' Administration hospital or to a contract hospital is necessary in order to afford, or continue, authorized care, the chief attorney is hereby delegated authority to authorize in advance court costs and other necessary expenses to accomplish such commitment. Further authority is hereby delegated to the chief attorney to authorize in advance the payment of court costs and other necessary expenses incident to the restoration to sanity of veterans who were committed at the instance of the Veterans' Administration or the costs of whose commitment were paid by the Veterans' Administration. This authority is to be applied in those States, the laws of which require court proceedings for restoration to sanity and in cases in which the veteran is discharged from the hospital upon the premise that further medical care or treatment is not required. Costs or attorney fees will not be reimbursed without authorization of the solicitor.

(a) In those cases where the beneficiary is admitted upon proper authorization from one State to a hospital located in another State, as for example when a patient is sent from Connecticut to the Veterans' Administration hospital, Northampton, Mass., or from Missouri to the Veterans' Administration hospital, Danville, Ill., and commitment is necessary in the State wherein the hospital is located, the chief attorney of the office in whose area the hospital is located will authorize the cost of commitment, and the finance officer in that office will approve and forward for payment, vouchers covering the costs as authorized. In some States such veterans, if insane or incompetent, may be retained for a temporary period only and thereafter must be committed if they are to remain in the hospital. It is intended and desired that the chief attorney within whose area the hospital is located will cooperate fully with the manager of that hospital in all matters pertaining to the commitment of such veterans, and that the chief attorney will authorize the costs thereof, if

same are payable by the Veterans' Administration. In order, however, that he may have sufficient information on which to act it is necessary that the sending office either forward the claims file, unless a guardian has been appointed, so as to be received by the office within whose area the hospital is located within 10 days after the veteran is hospitalized, or that the chief attorney of the sending office notify the chief attorney of the office within whose territory the hospital is located of the fact that the veteran has been transferred for hospitalization and that he is deemed to be incompetent or insane. Upon receipt of file or such information the chief attorney will cooperate with the manager of the hospital in regard to any commitment that may be necessary. In such cases the manager of the hospital will take up the question of commitment with the local chief attorney.

If veteran is committed pursuant to the provisions of the Uniform Veterans' Guardianship Act, or similar statute, by a court of the State in which the veteran is located, to a Veterans' Administration hospital in another State recommitment in the latter State will not be necessary nor will costs thereof be paid by the Veterans' Administration.

(b) In some States the law provides that court costs in connection with adjudication of insanity for commitment should be borne by the State, county, or other municipality in which the insane person resides or is located. Usually it is also provided that the amount thereof may be charged to or recovered from the estate of the incompetent or relatives. If there is any provision of law, or administrative regulation issued pursuant to law, whereby such costs are chargeable to the veteran or may be taxed against his estate, his guardian or legal representative, the Veterans' Administration will pay the amount thereof regardless of his ability to pay such costs. When such costs are legally the liability of the State or municipality and may not be assessed against the veteran the chief attorney will not authorize payment of such costs by the Veterans' Administrattion. Any question arising in such States will be reported to the solicitor.

§ 20.5225 *Services of Veterans' Administration physician in proceedings incident to adjudication of insanity.* When costs are authorized pursuant to §§ 20.5224 or 20.5227 the services of administration physicians will be available for the purpose of testifying in proceedings incident to the adjudication of insanity of veterans who are beneficiaries of the administration, and when required for administration purposes, either for commitment or for appointment of a guardian, or both, subject to the following limitations:

(a) When such testimony is precluded by State law, as where the statute provides that an insane person may not be committed to an institution on the testimony of officials connected with such institution.

No change in (b), (c), (d), or (e), inclusive.

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

FEBRUARY 18, 1946.

[F. R. Doc. 46-3162; Filed, Feb. 27, 1946; 1:20 p. m.]

PART 36—REGULATIONS UNDER SERVICEMEN'S READJUSTMENT ACT OF 1944, PUBLIC LAW 346, 78TH CONGRESS, AS AMENDED BY PUBLIC LAW 268, 79TH CONGRESS

GUARANTY OR INSURANCE OF LOANS TO VETERANS

Sec.
36.4300 Applicability of §§ 36.4300 to 36.4375, inclusive.
36.4301 Definitions.

GENERAL PROVISIONS

36.4302 Computation of guaranties or insurance credits.
36.4303 Evidence of automatic guaranties-insurance advices.
36.4304 Prior confirmation of eligibility or prior approval of loans.
36.4305 Deviations; changes of identity.
36.4306 Refunding of outstanding indebtedness.
36.4307 Joint loans.
36.4308 Transfer of title by borrower.
36.4309 Amortization.
36.4310 Prepayment.
36.4311 Interest rates.
36.4312 Closing costs.
36.4313 Advances and other charges.
36.4314 Extensions.
36.4315 Reporting of defaults.
36.4316 Continued default.
36.4317 Notice of intention to foreclose.
36.4318 Refunding of loans in default.
36.4319 Legal proceedings.
36.4320 Sale of security.
36.4321 Computation of guaranty claims.
36.4322 Computation of indebtedness.
36.4323 Subrogation and indemnity.
36.4324 Release of security.
36.4325 Partial or total loss of guaranty or insurance.
36.4326 Hazard insurance.
36.4327 Substitution of trustees.
36.4328 Capacity of parties to contract.
36.4329 Geographical limits.
36.4330 Accounting records.
36.4331 Disqualification of lenders.
36.4332 Delivery of notice.
36.4333 Satisfaction of indebtedness.
36.4334 Incorporation by reference.
36.4335 Supplementary administrative action.
36.4336 Eligibility of loan; reasonable value requirements.
36.4337 Security; non-real estate loans.
36.4338 Death or insolvency of holder.
36.4339 Qualification for designated appraisers.
36.4340 Restriction on designated appraisers.
36.4341 Suspension or removal of appraisers.
36.4342 Delegation of authority to loan guarantee officers.

REAL ESTATE LOANS

36.4350 Eligibility for guaranty or insurance.
36.4351 Loans, first, second or unsecured.
36.4352 Tax or special assessments.
36.4353 Combination loans, residential and business property.

SECTION 505 (A) LOANS

36.4354 Concurrent with primary loan.

REFINANCING—SECTION 507

36.4355 Indebtedness eligible for refinancing.

SECTION 508 LOANS

36.4370 Insured loan and insurance account.
36.4371 Amount payable by Administrator for credit on the loan.
36.4372 Transfer of insured loans.
36.4373 Debits and credits to insurance account under § 36.4318.
36.4374 Payment of insurance.
36.4375 Reports by insured institutions.

AUTHORITY: §§ 36.4300 to 36.4375, inclusive, issued under 58 Stat. 284 and 59 Stat. 626.

NOTE: Those requirements, conditions, or limitations which are expressly set forth in the act are not restated herein and must be taken into consideration in conjunction with §§ 36.4300 to 36.4375, inclusive.

§ 36.4300 *Applicability of §§ 36.4300 to 36.4375, inclusive.* Sections 36.4300 to 36.4375, inclusive, shall be applicable to each loan entitled to an automatic guaranty, or otherwise guaranteed or insured, on or after March 1, 1946, and shall be applicable to such loans previously guaranteed to the extent that no legal rights vested thereunder are impaired.

§ 36.4301 *Definitions.* Wherever used in the act or §§ 36.4300 to 36.4375, inclusive, unless the context otherwise requires, the terms defined in this section shall have the meaning herein stated, namely:

(a) "Act"—Public Law 346, 78th Congress (58 Statutes at Large 284), cited as the "Servicemen's Readjustment Act of 1944", as amended by Public Law 268, 79th Congress (59 Statutes at Large 626) (38 U.S.C. 693 et seq.).

(b) "Administrator"—the Administrator of Veterans' Affairs, or any employee of the Veterans' Administration authorized by him to act in his stead.

(c) "Alterations"—any structural changes or additions to existing realty or any modifications that increase the usefulness or efficiency of equipment or machinery used for farm or business purposes.

(d) "Combination loan"—any obligation the proceeds of which are expended for more than one purpose which are severally definable as "real estate loans" and "non-real estate loans".

(e) "Conducted by a veteran" (section 502)—personally performed, directed or operated by him on a full or part-time basis, with or without hired labor, not solely operated by a tenant or an employee who does not receive the direction and supervision of the veteran.

(f) "Cost"—the entire consideration paid or payable for or on account of the application of materials and labor to tangible property.

(g) "Date of first uncured default"—the due date of the earliest payment not fully satisfied by the proper application of available credits or deposits.

(h) "Default"—failure of a borrower to comply with the terms of a loan agreement.

(i) "Designated appraiser"—a person approved in writing by the Administrator to fix the value of property, or a specified type of property, within a stated area for the purpose of justifying the extension of credit to an eligible veteran for any of the purposes stated in Title III of the act. Such an appraiser is not an agent of the Administrator in any case.

(j) "Dwelling"—any building designed primarily for use as a home consisting of not more than four family units plus an added unit for each veteran if more than one eligible veteran participates in the ownership thereof.

(k) "Economic readjustment"—means rearrangement of an eligible veteran's indebtedness in a manner calculated to enable him to meet his obligations and thereby avoid imminent loss of the property which secures the delinquent obligation.

(l) "Engaging in business" or "pursuing a gainful occupation"—(section 503)—active personal operation or supervision of an enterprise or practice of a profession on a full or part-time basis.

(m) "Farm"—any real estate suitable or adaptable for farming operations.

(n) "Farming operations"—activities justifying capital expenditures which involve production of crops, livestock or other agricultural commodities and the marketing thereof and their products in amounts in excess of the subsistence needs of the operator.

(o) "Federal agency" as used in section 505 (a) of the act, means any Executive Department, administrative agency, or corporate instrumentality of the United States Government the stock of which is wholly owned by the United States.

(p) "Full disbursement"—ultimate payment by a lender of the entire proceeds of a loan for the purposes described in the report of the lender in respect of such loan to the Administrator either (1) by payment to those contracting with the borrower for such purposes, or (2) by payment to the borrower, or (3) by transfer to an account against which he can draw at will, or (4) by transfer to an escrow account, or (5) by transfer to an earmarked account if the amount thereof is not in excess of 10% of the loan.

(q) "Guaranty"—the obligation of the United States, assumed by virtue of Title III of the act, to repay a specified percentage of a loan upon the default of the primary debtor.

(r) "Holder"—the lender or any subsequent assignee or transferee of the guaranteed or insured obligation.

(s) "Home"—place of residence.

(t) "Improvements"—any alteration that improves the property for the purpose for which it is occupied, operated, or employed.

(u) "Indebtedness"—the unpaid principal and interest plus any other amounts allowable under the terms of a loan consistent with §§ 36.4300 to 36.4375, inclusive.

(v) "Insurance"—the obligation assumed by the United States to indemnify a lender to the extent specified in §§ 36.4300 to 36.4375, inclusive, for any loss incurred upon any loan insured under section 508 of the act.

(w) "Insurance account"—the record of the amount available to a lender or purchaser for losses incurred on loans insured under section 508 of the act.

(x) "Lender"—the payee or assignee or transferee of an obligation at the time it is guaranteed or insured.

(y) "Lien"—any interest in, or power over, real or personal property, reserved by the vendor, or created by the parties or by operation of law, chiefly or solely for the purpose of assuring the payment of the purchase price, or a debt, and irrespective of the identity of the party in whom title to the property is vested, including but not limited to mortgages, deeds with a defeasance therein or collaterally, deeds of trust, security deeds, mechanic's liens, lease-purchase contracts, conditional sales contracts, consignments.

(z) "Non-real estate loan"—any obligation incurred for the purchase, alteration, improvement or repair of personal property; or any loan which is not a real estate loan.

(aa) "Purchase price"—the entire legal consideration paid or payable upon or on account of the sale of property, exclusive of acquisition costs, or for the cost of materials and labor to be applied thereto.

(bb) "Real estate loan"—any obligation incurred for the purchase of real property or a leasehold estate as limited in §§ 36.4300 to 36.4375, inclusive, or for the construction of fixtures or appurtenances thereon or for alterations, improvements or repairs thereon required by §§ 36.4300 to 36.4375, inclusive, to be secured by a lien on such property or is so secured.

(cc) "Reasonable value"—that figure which represents the amount a designated appraiser, unaffected by personal interest or prejudice, would recommend as a proper price or cost to a prospective purchaser, whom the appraiser represents in a relationship of trust, as being a fair price or cost in the light of prevailing conditions.

(dd) "Repairs"—any alteration of existing realty, machinery, or equipment which is necessary or advisable for protective, safety, or restorative purposes.

(ee) "Residential property"—(1) any improved real property or leasehold estate therein as limited by §§ 36.4300 to 36.4375, inclusive, the primary use of which is for occupation as a home, consisting of not more than four family units, plus an added unit for each eligible veteran if more than one participates in the ownership thereof; or (2) any land to be purchased out of the proceeds of a loan for the construction of a dwelling, and on which such dwelling is to be erected.

GENERAL PROVISIONS

§ 36.4302 *Computation of guaranties or insurance credits.* (a) The sum of all guaranties and credits to insurance accounts covering loans made to an individual veteran shall not exceed $2,000 for non-real estate loans, nor $4,000 for real estate loans, nor a proper proportion of such maxima on loans of both types or any combination thereof.

(b) Excepting loans fully guaranteeable under section 505 (a), not more than 50% of the original principal amount of any loan may be guaranteed. The maximum credit to the insurance account of a lender relative to any insured loan shall be 15% of the original principal amount of such loan or the amount thereof which could be guaranteed, whichever is less.

(c) The following formula shall govern the ascertainment of the amount of the guaranty benefit which is available to an eligible veteran:

(1) To compute unused guaranty, add to realty guaranty used for prior loans twice the non-realty guaranty used. Subtract this sum from $4,000. The sum remaining is, subject to the limitations of the act, the amount of realty guaranty available. The non-realty guaranty available is one-half of said sum.

(2) To compute the amount of guaranty on combination loans:

Allow not to exceed 50% of the cost of the real estate but not to exceed the maximum real estate guaranty available;

If any real estate guaranty remain available, not to exceed one-half thereof may be allowed on the non-real estate portion of the loan.

(d) For the purpose of computing the remaining guaranty or insurance benefit to which a veteran is entitled, loans guaranteed prior to the effective date of §§ 36.4300 to 36.4375, inclusive, shall be taken into consideration as if made subsequent thereto.

(e) A loan made by an insurable lender may be either guaranteed or insured at the option of the borrower and the lender: *Provided*, That if the Administrator is not advised of the exercise of such option at the time the loan is reported pursuant to §§ 36.4303 (c) or 36.4304 (c) hereof such loan will not be eligible for insurance.

(f) A guaranty is reduced or increased pro rata with any reduction or increase in the amount of the guaranteed indebtedness, but in no event will the amount payable on a guaranty exceed the amount of the original guaranty or the percentage of the indebtedness corresponding to that of the original guaranty.

(g) The amount of any guaranty or the amount credited to a lender's insurance account in relation to any insured loan shall be charged against the original or remainder of the guaranty benefit of the borrower. Complete or partial liquidation, by payment or otherwise, of the veteran's guaranteed or insured indebtedness does not increase the remainder of the guaranty benefit, if any, otherwise available to the veteran. When the maximum amount of guaranty or insurance legally available to a veteran shall have been granted, no further guaranty or insurance is available to him.

§ 36.4303 *Evidence of automatic guarantics; insurance advices.* (a) Evidence of automatic guaranty will be issued by the Administrator by appropriate endorsement on the note or other instrument evidencing the obligation, or by a separate certificate at the option of the lender. Notice of credit to an insurance

account will be afforded by appropriate evidence. No evidence of a guaranty or insurance will be issued on any transaction unless the lender, the veteran and the loan are shown to be eligible. An automatic guaranty must be based upon the original discharge certificate, or a certificate of eligibility issued by the Administrator, and in the event of conflicting loans, or of several loans to the same veteran, the available guaranty or insurance reserve shall be applied to the loans in the order they are reported to the Veterans' Administration.

(b) Certificate of eligibility issued prior to the date of §§ 36.4300 to 36.4375, inclusive, will be void after September 30, 1946, and should therefore be returned immediately to the Veterans' Administration for a new certificate of eligibility, upon which may be endorsed the amount of guaranty benefit used or available. In any event, any certificate issued prior to the date of §§ 36.4300 to 36.4375, inclusive, will be void after September 30, 1946.

(c) (1) Evidence of automatic guaranty or of insurance will be issuable if the loan is reported to the Administrator within 30 days following full disbursement, and upon the certification of the lender that:

(i) The loan has been made in full accordance with the terms and provisions of the act,

(ii) The required security has been obtained,

(iii) There has been full disbursement of the proceeds for an eligible purpose to the veteran borrower, or for his benefit at his direction, and

(iv) There has been no default thereunder;

Provided, That loans eligible for an automatic guaranty which are made between the effective date of the act and the date of issuance of §§ 36.4300 to 36.4375, inclusive, may be so reported for either a guaranty or for insurance at any time within 30 days after the latter date.

(2) Where the report shows that a portion of the proceeds is held in escrow or in an earmarked account for future disbursement there shall be sent with the report a copy of the escrow or other agreement, if any. The amount payable on account of such guaranty or insurance shall be reduced ratably by crediting to the indebtedness, for such purpose the amount of the escrowed or earmarked funds in the event of the failure of the lender to report to the Administrator within 30 days after the payment of such funds out of the escrow or earmarked account:

(i) The purpose for which such funds were expended,

(ii) The identity of any property purchased therewith, if any,

(iii) That such property has been encumbered to the extent required by § 36.4300 to 36.4375, inclusive, and

(iv) To qualify the disbursement by a proper appraisal in the event any change in the identity of the property is involved.

(d) Such evidence of automatic guaranty or of insurance will be issuable upon loans partially disbursed, if the loan is reported to the Administrator within 30 days following such disbursement and upon certification of the lender that:

(1) The loan has been made in full accordance with the terms and provisions of the act and §§ 36.4300 to 36.4375, inclusive,

(2) The required security had been obtained,

(3) The proceeds have been disbursed by the lender for an eligible purpose to the veteran borrower or for his benefit at his direction, and

(i) The lender acted in good faith, and

(ii) A person of reasonable prudence similarly situated would not make further disbursements in the situation presented, and

(4) There has been no default thereunder.

(The provisions of § 36.4305 (c) shall be applicable to all construction loan cases, and the provisions of paragraph (c) (2) of this section shall apply to escrowed or earmarked funds.)

§ 36.4304 *Prior confirmation of eligibility or prior approval of loans.* (a) With respect to loans to be made on a guaranteed or insured basis by a lender specified under section 500 (d), except loans of the type referred to in paragraphs (b) (2) and (3), the lender may, prior to the closing of such loan, request confirmation from the Administrator of:

(1) The veteran's eligibility;

(2) Amount of guaranty or insurance credit available to the veteran and;

(3) Eligibility of the purpose of the loan.

(b) With respect to (1) loans proposed to be made on a guaranteed basis by a lender not within the class of lenders specified in section 500 (d) or (2) loans submitted by any lender for issuance of a certificate of approval on either a guaranty or for insurance prior to full disbursement or (3) loans in excess of $15,000 submitted for insurance, the Administrator upon determining the loan to be eligible for a guaranty, or for insurance in appropriate cases at the election of the parties to the loan, will issue a certificate of approval thereon.

(c) Upon completion of the loan in full compliance with the act, the regulations, and the terms of his contract with the borrower, and full disbursement of the proceeds of the loan, and the reporting thereof to the Administrator, the holder of a certificate of approval shall become entitled to the issuance of a certificate or endorsement of guaranty or an appropriate advice of a credit to the insurance account, as the case may be. With respect to any loan for alterations, improvements or repairs, or for construction, a supplemental appraisal must be submitted in conjunction with such final report to evidence the satisfactory completion of the work in compliance with the terms of the contract.

§ 36.4305 *Deviations; changes of identity.* (a) A deviation of more than 5% between the estimates upon which a certificate of approval has been issued and the report of final payment of the proceeds of the loan or a change in the identity of the property upon which the original appraisal was based will invalidate the certificate of approval unless such deviation or change be approved by the Administrator: *Provided*, That substitution of materials of equal or better quality and value approved by the veteran and the designated appraiser shall not be deemed a "change in the identity of the property" within the purview of this section.

(1) Any such change in the identity of the property or materials upon which the original appraisal was based must be supported by a new or supplemental appraisal of reasonable value.

(2) If any such deviation results from intervening occurrences not within the reasonable control of the lender which preclude the lender from completing disbursement of the proceeds of the loan in full, the lender shall be entitled, except in section 505 (a) cases, subject to the other provisions of this section, to a guaranty or credit to his insurance account computed ratably upon the amount actually and properly disbursed at the same percentage as would have been applicable to the fully disbursed loan as shown on the certificate of approval of:

(i) The lender acted in good faith, and

(ii) A person of reasonable prudence similarly situated would not make further disbursements in the situation presented.

(b) A deviation of less than 5% which increases the amount of a loan will not increase the amount of a guaranty or of an insurance credit above the maximum amount set forth on the certificate of approval. Where a deviation of less than 5% results in a disbursement of a lesser sum than that reported on the application, the difference shall be credited to the principal indebtedness as of the date thereof.

(c) If the loan involved is a construction loan the benefit of this section, within the limitations of §§ 36.4300 to 36.4375, inclusive, shall be available to the lender upon his further certification, or other evidence acceptable to the Administrator as showing that:

(1) The amount disbursed does not exceed 80% of the value of that portion of the construction performed (basing value on the contract price), plus the sum, if any, disbursed by the lender out of the proceeds of the loan for the land on which the construction is situated;

(2) Any amount advanced for land is protected by title or lien as provided in §§ 36.4300 to 36.4375, inclusive; and

(3) No liens exist or can become enforceable for any work done or material furnished with respect to that portion of the construction performed, or upon which payment has been made.

§ 36.4306 *Refunding of outstanding indebtedness.* (a) No obligation incurred more than 60 days prior to the date of application to the lender for a loan to be guaranteed or insured hereunder is eligible to be refinanced through the proceeds of a guaranteed or insured loan, excepting (1) section 507 loans, (2) loans which refinance the balance due on a land sale contract, or (3) the balance due for the purchase of land on which new construction is to be situated.

(b) If any such ineligible obligation is included in the amount of a loan submitted for a guaranty or insurance, that part of the new loan which such obligation serves to refinance shall be excluded in computing the amount of the initial guaranty or the credit to the insurance account of the lender.

§ 36.4307 *Joint loans.* (a) The fact that other parties (1) will have an undivided interest with the veteran in the ownership of property, or (2) have joint and several liability with the veteran on a guaranteed or insured obligation shall not make a loan ineligible, but the amount of the loan upon which the guarantee or insurance shall be based in the case of a real estate loan, shall be proportional to the value of the veteran's interest in the property or estate; or, in the case of a non-real estate loan, shall be the reasonable value to the veteran of his participating share in or on his individual contribution to the enterprise. If the property so purchased is an interest in real property or a leasehold estate, the obligation shall be secured by a first lien (or by a second lien if under section 505) on the entire property or estate, or if an interest in personalty, shall be secured to the extent "legal and practicable."

(b) If two or more eligible veterans are joint-obligors and request a guaranty or credit to an insurance account, the total amount guaranteed or credited shall be charged equally to their respective guaranty benefits, or apportioned otherwise as they may designate. Regardless of the number of eligible veterans who are joint-obligors the maximum guaranty or insurance shall be calculated as if the obligation were several.

(c) Notwithstanding the interest of a veteran's spouse, as such, the full amount of the loan may be the basis for guaranty or insurance. If both spouses be eligible veterans, the maximum proportion of the loan which may be guaranteed or insured will not be increased, but either or both may, within such limitations, utilize available guaranty or insurance entitlement.

§ 36.4308 *Transfer of title by borrower.* The conveyance of, or other transfer of title to property by operation of law or otherwise, after the creation of a lien thereon to secure a loan which is guaranteed or insured in whole or in part by the Administrator, shall not constitute an event of default, elective or otherwise, and shall not terminate or otherwise affect a guaranty or an insurance contract unless (a) the holder by express agreement for that purpose releases or otherwise discharges the veteran from personal liability thereon; or (b) by indulgence of, or by agreement with, the veteran's immediate or remote grantee or transferee contrary to §§ 36.4300 to 36.4375, inclusive, and without the consent of the Administrator the holder so alters the contract made by the veteran with the lender as to cause discharge of the veteran or his estate by operation of law.

§ 36.4309 *Amortization.* (a) All loans the maturity date of which is beyond five years from date of loan, or date of assumption by the veteran, shall be amortized. The schedule of payments thereon shall require approximately equal periodic payments not less often than annually during the life of the loan; except that such installments may be varied on farm and business loans to allow for seasonal fluctuations of income, and on farm real estate loans to postpone principal repayments for not more than two years from the date of the loan.

(b) Every guaranteed or insured loan shall be repayable within the economic life of the property securing the loan.

§ 36.4310 *Prepayment.* The debtor shall have the right to prepay at any time, without premium or fee, the entire indebtedness or any part thereof not less than the amount of one installment, or $100, whichever is less.

§ 36.4311 *Interest rates.* (a) Excepting non-real estate loans insured under section 508 of the act, the interest rate on any loan guaranteed or insured wholly or in part may not exceed 4% per annum on the unpaid principal balafice.

(b) On a non-real estate insured loan the interest rate may not be in excess of an amount equivalent to $3.00 discount per $100.00 of original face amount of a one-year note, payable in equal monthly installments, or in the equivalent simple interest rate of 5.70% per annum

(c) Interest in excess of the applicable rate specified in the act shall not be payable on any advance, or in the event of any delinquency or default: *Provided*, That a late charge not in excess of an amount equal to 4% on any installment paid more than 15 days after due date shall not be considered a violation of this limitation.

§ 36.4312 *Closing costs.* (a) Any costs or expenses incurred in closing a loan or purchase and normally required to be paid by a purchaser or lienor incident to the making of a loan under local lending customs may be paid out of the proceeds of a guaranteed or insured loan except that no brokerage or service charge or their equivalent may be charged against the debtor or the proceeds of the loan, either initially or periodically: *Provided*, That a lender shall not be precluded from making a customary charge in construction loan cases for supervision and inspection during the course of construction.

(b) Brokerage or other charges shall not be made against the veteran for obtaining any guaranty, or insurance under section 508 of this title, nor shall any premiums for insurance on the life of the borrower be paid out of the proceeds of a loan, except that not to exceed premiums for two years may be paid out of a business nonrealty loan on insurance not in excess of the amount of the loan.

§ 36.4313 *Advances and other charges.* (a) A holder may charge against a guaranteed or insured indebtedness or the proceeds of the security therefor, any reasonable expense necessary and proper for the maintenance or repair of the security or for the payment of accrued taxes, special assessments, ground or water rent, or premiums on fire or other casualty insurance against loss of or damage to such property. Any expenses other than those expressly permitted may be debited against the indebtedness or deducted from the proceeds of the sale of the security if lawfully authorized by the loan agreement: *Provided*, That such other expenses shall not be considered in determining the amount payable by the Administrator, except as provided in paragraph (b) of this section.

(b) The holder may charge against the proceeds of the sale of the security in accounting therefor to the Administrator after a guaranty or insurance claim or in computing the amount of claim filed after incurrence of the expense item,

(1) Any expense which is reasonably necessary for preservation of the security,

(2) Court costs in a foreclosure or other proper judicial proceeding involving the security,

(3) Other expenses actually incurred and reasonably necessary for collecting the debt or repossessing the security,

(4) Statutory or valid contractual trustee's fees not exceeding 5% of the unpaid indebtedness,

(5) Reasonable amount for legal services actually performed not to exceed 10% of the unpaid indebtedness as of the date of the first uncured default, or $250 whichever is less,

(6) Any other expense that is approved in advance by the Administrator.

(c) Nothing in this section shall be construed to authorize any charge against the debtor unless he otherwise be liable therefor.

§ 36.4314 *Extensions.* (a) The terms of repayment of any loan may by written agreement be extended by a holder at the request of the debtor in the event of default, or to avoid imminent default. Except with the prior approval of the Administrator, no such extension shall (1) set a rate of amortization less than that sufficient to fully amortize at least 80% of the loan balance so extended in approximately equal installments or by regular seasonal payments within the maximum maturity prescribed for loans of its class, or (2) be agreed to by a holder if such action will release any obligor from liability.

(b) The holder shall promptly forward to the Administrator an executed duplicate of any such extension agreement.

(c) On receiving notice of a default on any amortized loan having a shorter maturity than the permissible maximum the Administrator may request the holder to grant such an extension up to the maximum term permitted by the act. In the event the holder refuses to grant such request the Administrator may require an assignment of the loan and security pursuant to § 36.4318 (a).

§ 36.4315 *Reporting of defaults.* (a) If the failure of any debtor to comply with the terms of a guaranteed or insured obligation shall have persisted as long as six months or as long as two months on a loan extended under § 36.4314, the holder of the indebtedness must give prompt notice of such failure to the Administrator.

(b) The Administrator may approve the holder's request, if any, to postpone action to press his claim against the debtor, or against the property. Such

postponement, with the consent of the Administrator, shall not operate to void or diminish the ultimate liability of the Administrator or any obligor: *Provided*, That if the holder, failing to obtain such consent, fails to proceed within two months toward liquidation of the security the Administrator in addition to the right to pursue any legal or equitable remedies which may be available, may fix a date beyond which no further charges may be included in the computation of the guaranty claim or an insured loss, or

(c) If the holder does not begin appropriate action within two months after requested in writing by the Administrator, the Administrator shall be entitled to begin and prosecute to completion any action or proceeding, in his name or in the name of the holder, which the Administrator deems necessary or appropriate to liquidate the loan or the security therefor. The Administrator shall advance, or pay, the costs and expenses thereof, but may charge the same, including a reasonable amount for legal services, against the guaranteed or insured indebtedness or the proceeds of the sale of the security to the same extent the holder would be allowed to charge such costs, expenses, and fees against the indebtedness without the consent of the Administrator.

§ 36.4316 *Continued default.* (a) In the event any failure of the debtor to discharge his obligations under the loan continues for a period of three months, or for more than one month on an extended loan or on a term loan, the holder may at his option, then or thereafter, submit a claim for payment of the guaranty. He may also then or thereafter give the notice prescribed in § 36.4317.

(b) A claim for the guaranty, or the notice prescribed in § 36.4317 may be submitted prior to the time prescribed in paragraph (a) in any case where any material prejudice to the rights of the holder or to the Administrator or hazard to the security warrants more prompt action.

§ 36.4317 *Notice of intention to foreclose.* Except upon the express waiver of the Administrator, a holder shall not begin proceedings in court or give notice of sale under power of sale, or otherwise take steps to terminate the debtor's rights in the security until the expiration of 30 days after delivery by registered mail to the Administrator of a notice of intention to take such action: *Provided*, That (a) immediate action may be taken if the property to be affected thereby has been transferred or abandoned by the debtor, or has been or may be otherwise subjected to extraordinary waste or hazard, or if there exist conditions justifying the appointment of a receiver for the property (without reference to any contractual provisions for such appointment), and (b) any right of a holder to repossess personal property may be exercised without prior notice to the Administrator; but notice of any such action taken shall be given by registered mail to the Administrator within 10 days thereafter.

§ 36.4318 *Refunding of loans in default.* (a) Upon receiving a notice of default or a claim for a guaranty or a notice under § 36.4317, the Administrator may within 30 days thereafter require the holder upon penalty of otherwise losing the guaranty or insurance to transfer and assign the loan and the security therefor to the Administrator or to another designated by him upon receipt of payment in full of the balance of the indebtedness remaining unpaid to the date of such assignment. Such assignment may be made without recourse but the transferor shall not thereby be relieved from the provisions of § 36.4325.

(b) If the obligation is assigned or transferred to a third party pursuant to paragraph (a) of this section the Administrator may continue in effect the guaranty or insurance issued with respect to the previous loan in such manner as to cover the assignee or transferee.

§ 36.4319 *Legal proceedings.* (a) When the holder shall have become a party in any legal or equitable proceeding brought on or in connection with the guaranteed or insured indebtedness, or involving title to, or other lien on, the security, such holder, within the time that would be required if the Administrator were a party to the proceeding, shall deliver to the Administrator, by mail or otherwise, by making such delivery to the loan guarantee officer at the office which granted the guaranty or the insurance, or other office to which the holder has been notified the file is transferred, a copy of every procedural paper, except notice of or motions for orders of continuance, filed on behalf of holder, and shall also so deliver, as promptly as possible, copies of all such pleadings served on holder or filed in the cause by any other party thereto.

(b) Copy of any notice of sale served on the holder or of which he has knowledge shall be similarly delivered to the Administrator, including any such notice of sale under tax or other superior lien or other judicial sale.

(c) The procedure prescribed in paragraphs (a) and (b) of this section shall not be applicable in any proceeding to which the Administrator is a party, after his appearance shall have been entered therein by a duly authorized attorney.

(d) In any legal or equitable proceeding (including probate and bankruptcy proceedings) to which the Administrator is a party, original process and any other process prior to appearance, proper to be served on the Administrator, shall be delivered to the loan guarantee officer of the regional office of the Veterans Administration having jurisdiction of the area in which the court is situated. Within the time required by applicable law, or rule of court, the Administrator will cause appropriate special or general appearance to be entered in the cause by his authorized attorney.

(e) After appearance of the Administrator by attorney all process and notice otherwise proper to serve on the Administrator before or after judgment, if served on his attorney of record shall have the same effect as if the Administrator were personally served within the jurisdiction of the court.

§ 36.4320 *Sale of security.* (a) If any security for a guaranteed or insured loan is to be disposed of through a private sale, the amount to be realized therefrom shall be reported in the notice required under § 36.4317, or by subsequent written advice at least 10 days in advance of the sale, and the Administrator may thereupon either assent to such sale, or upon agreement to indemnify the holder to the extent of any increased or resultant loss consequent thereon, may establish an upset price which shall govern in adjusting the rights and liabilities of the holder and the Administrator.

(b) Upon receipt of notice of a public sale to liquidate any security for a guaranteed or insured loan the Administrator may appraise such security and notify the holder in advance of the sale of the amount required to be credited to the indebtedness on account of the sale thereof, subject to the following alternatives:

(1) If a third party acquires the security at the sale the holder shall credit against the indebtedness the net proceeds of the sale, or the amount specified by the Administrator, whichever is the greater.

(2) If the holder acquires the security at the sale he shall credit the indebtedness for the purpose of accounting to the Administrator, the amount specified by the Administrator, paying over to the Administrator, the excess if any by which such credit exceeds the sum required to satisfy the indebtedness and may further dispose of the security in accordance with the rights he derived through the sale, or he may within 15 days after the date of the sale advise the Administrator of his election to transfer or convey the security, or the rights therein derived through the sale, to the Administrator in return for payment of the specified amount required to be credited to the indebtedness, or the amount required to satisfy the indebtedness, whichever is the less.

(3) Upon receiving repayment in full of all payments made on the guaranty or insurance, or upon such other terms as may be agreed, the Administrator shall deliver appropriate release of all rights in the property accruing by reason of the guaranty or insurance of the loan.

(c) When a debtor proposes to transfer or convey any security or other property to a holder to avoid foreclosure or other judicial, contractual, or statutory disposition or relinquishment of the obligation or of the security the consent of the Administrator to the terms of such proposal shall be obtained in advance of such transfer or conveyance. Prior to giving such consent the Administrator shall appraise the property which is to be transferred or conveyed and shall fix the amount which the holder shall be required to allow for the value of any such property in any subsequent accounting to the Administrator for a surplus resultant after payment of a guaranty, or in computing the net loss on a loan insured under section 508. The holder shall be entitled to elect to transfer or convey the property to the Administrator upon payment by the Administrator of the stated valuation up to the amount thereof required to satisfy in full the remaining balance of the indebtedness. Such election must be exercised by the holder within 15 days after receiving the transfer or conveyance of the property or he will be deemed to have elected to retain the property and to allow the required credit.

(d) If under the applicable State law, or decree of foreclosure or order of sale a minimum acceptable bid is provided, and the maximum bid for the property fails to equal such amount at the sale or if the court refuses to confirm a foreclosure sale, the creditor may submit to the Administrator a proposal for an agreement as to value of such property for purposes of a claim for guaranty, or insurance, or for accounting to the Administrator in respect of the property pursuant to §§ 36.4321 (b) and 36.4321 (c). The Administrator thereupon shall proceed in the manner provided in paragraph (c) and fix the value of the property. The value so fixed by the Administrator shall govern as between the Administrator and the creditor if the creditor elects to proceed with further sale of such property pursuant to said decree or order. If the creditor does not so elect the rights and liabilities of all parties will remain unaffected by such submission.

§ 36.4321 *Computation of guaranty claims.* (a) Subject to the limitation that the total amount payable shall in no event exceed the amount originally guaranteed, the amount payable on a claim for the guranty shall be the percentage of the loan originally guaranteed applied to the indebtedness computed as of the date of claim but not later than (1) the date of judgment or of decree of foreclosure, or (2) in non-judicial foreclosures the date of publication of the first notice of sale, or (3) in cases in which the security is repossessed without a judgment, decree or foreclosure the date the holder repossesses the security, or (4) if no security is available or no repossession takes place, the date of claim but not more than six months after the first uncured default. Deposits or other credits or setoffs legally applicable to the indebtedness on the date of computation shall be applied in reduction of the indebtedness on which the claim is based. Any escrowed or earmarked funds not subject to superior claims of third persons must likewise be so applied.

(b) Credits accruing from the proceeds of a sale or other disposition of the security subsequent to the date of computation, and prior to the submission of the claim, shall be reported to the Administrator incident to such submission, and the amount payable on the claim shall in no event exceed the remaining balance of the indebtedness.

(c) The claimant shall be deemed to have received as trustee for the benefit of the United States any amounts received on account of the indebtedness after the date of the claim, from the proceeds of a sale of the security or otherwise, to the extent such credits exceed the balance of the indebtedness unsatisfied by the payment of the guaranty. He shall forthwith pay such amounts to the Administrator to the extent of the debtor's liability to the Administrator as guarantor.

(d) Interest, and any allowable expenditures or costs, accruing subsequent to the date of the claim, may be deducted by the holder from the proceeds of the sale of the security, and may be included in any subsequent accounting to the Administrator for a surplus or in connection with a transfer of the loan under § 36.4318 (a).

§ 36.4322 *Computation of indebtedness.* In computing the indebtedness for the purpose of filing a claim for payment of a guaranty or for payment of an insured loss, or in the event of a transfer of the loan under § 36.4318 (a), or other accounting to the Administrator, the holder shall not be entitled to treat repayments theretofore made as liquidated damages, or rentals, or otherwise than as payments on the indebtedness, notwithstanding any provision in the note, or mortgage, or otherwise, to the contrary.

§ 36.4323 *Subrogation and indemnity.* (a) The Administrator shall be subrogated to the contract and the lien or other rights of the holder to the extent of any sum paid on a guaranty or on account of an insured loss, which right shall be junior to the holder's rights as against the debtor or the encumbered property until the holder shall have received the full amount payable under his contract with the debtor. No partial or complete release by a creditor shall impair the rights of the Administrator with respect to the debtor's obligation.

(b) The holder, upon request, shall execute, acknowledge and deliver an appropriate instrument tendered him for that purpose, evidencing any payment received from the Administrator and the Administrator's resulting right of subrogation.

(c) The Administrator shall cause the instrument required by paragraph (b) of this section to be filed for record in the office of the recorder of deeds, or other appropriate office of the proper county, town or State, in accordance with the applicable State law. The filing or failure to file such instrument for record shall have the legal results prescribed by the applicable law of the State where the real or personal property is situated, with respect to filing or failure to so file mortgages and other lien instruments and assignments thereof.

The references herein to "filing for record" include "registration" or any similar transaction, by whatever name designated when title to the encumbered property has been "registered" pursuant to a Torrens or other similar title registration system provided by law.

(d) As a condition to paying a claim for an insured loss the Administrator may require that the loan, including any security or judgment held therefor, be assigned to the extent of such payment, and if any claim has been filed in bankruptcy, insolvency, probate, or similar proceedings such claim may likewise be required to be so assigned.

(e) Any amounts paid by the Administrator on account of the liabilities of any veteran guaranteed or insured under the provisions of the act shall constitute a debt owing to the United States by such veteran.

§ 36.4324 *Release of security.* (a) Except upon full payment of the indebtedness the release of a lien or other right in or to real property held as security for a guaranteed or insured loan shall not be effective without joinder therein by the Administrator. Joinder may be obtained in proper cases upon terms to be agreed upon.

(b) Paragraph (a) of this section shall not apply to any release, or grant of the fee in any part of or any interest in, the realty which in the opinion of the holder does not involve a decrease in the value of the security of more than 5% of the indebtedness, or $300, and consent is hereby given for such releases or grants without joinder by the Administrator.

(c) Holder may release from the lien personal property including crops without joinder by the Administrator.

(d) It shall be the duty of the holder to apply the consideration received for a release pursuant to paragraphs (a), (b), or (c) of this section to the unpaid indebtedness, or if encumbrance on other property is accepted in lieu of that released, it shall be holder's duty to acquire such lien on property of substantially equal value, and to refrain from substitution of security on any other basis except with prior consent of the Administrator.

(e) Any loss due to failure of the holder to comply with the provisions of this section shall pro tanto reduce any liability under the guaranty or insurance but such failure shall not in itself affect the validity of the title to the property released as to any purchaser for value without knowledge thereof.

(f) The holder shall notify the Administrator of any such release or substitution of security within 10 days after completion of such transaction.

(g) The release of the personal liability of any obligor on a guaranteed or insured obligation resultant from the act or omission of any holder without the prior approval of the Administrator shall release the obligation of the Administrator as guarantor or insurer.

(h) Nothing herein shall be construed to restrict the expenditure of working capital, the processing of materials, or the sale of merchandise or inventory in the ordinary course of business.

(i) Increase derived from livestock which constitutes security is not required to be included in the lien, and when so included may be disposed of by agreement between holder and debtor without advising the Administrator of such disposition.

§ 36.4325 *Partial or total loss of guaranty or insurance.* (a) There shall be no liability on account of a guaranty or insurance with respect to a transaction in which a signature to either the note, the mortgage, or any other loan papers, or the application for guaranty or insurance is a forgery; or in which the discharge or certificate of eligibility is counterfeited, or falsified, or is not issued by the Government.

Except as to a claimant on a negotiable instrument who acquired same before maturity, for value, and without notice, any material misrepresentation or fraud by the lender, or by the holder, or the agent of either, in procuring the guaranty, the insurance credit, or a transfer thereof, shall relieve the Administrator of liability.

(b) If any holder fails to comply with the act and §§ 36.4300 to 36.4375, inclusive, with respect to:

(1) Obtaining and retaining a lien of the dignity required on all property reported as being encumbered to secure a loan,

(2) Inclusion of power to substitute trustees (§ 36.4327),

(3) The procurement and maintenance of insurance coverage (§ 36.4326),

(4) Advice to Administrator as to default (§ 36.4315),

(5) Notice of intention to begin action (§ 36.4317),

(6) Notice to the Administrator in any suit or action, or notice of sale (§ 36.4319),

(7) The release, conveyance, substitution or exchange of security, except as provided in §§ 36.4300 to 36.4375, inclusive,

(8) Lack of legal capacity of a party to the transaction incident to which the guaranty or the insurance is granted (§ 36.4328),

(9) Failure of the lender to see that any escrowed or earmarked account is expended in accordance with the agreement,

no claim on the guaranty or insurance shall be paid on account of the loan with respect to which such failure occurred until the loss, if any, resulting from such failure is determined. The burden shall be upon the holder to establish that such loss or any part thereof is not attributable to such failure. If so established, the amount payable, if any, shall be calculated as though the amount of the loss attributable to such failure had been paid on the indebtedness. If after the payment of a guaranty or an insurance loss, or after a loan is transferred pursuant to § 36.4318 (a), the failure to comply with the regulations as provided in this paragraph is discovered and the Administrator claims that a loss resulted the transferor or person to whom such payment was made shall reimburse the Administrator except as to so much of the loss as such person or transferor establishes was not attributable to such failure.

§ 36.4326 *Hazard insurance.* The holder shall require insurance policies to be procured and maintained in an amount sufficient to protect the security against the risks or hazards to which it may be subjected to the extent customary in the locality. All monies received under such policies covering payment of insured losses shall be applied to restoration of the security or to the loan balance.

§ 36.4327 *Substitution of trustees.* In jurisdictions in which valid, any deed of trust or mortgage securing a guaranteed or insured loan, if it names trustees, or confers a power of sale otherwise, shall contain a provision empowering any holder of the indebtedness to appoint substitute trustees, or other person with such power to sell, who shall succeed to all the rights, powers and duties of the trustees, or other person, originally designated.

§ 36.4328 *Capacity of parties to contract.* Nothing in §§ 36.4300 to 36.4375, inclusive, shall be construed to relieve any lender of responsibility otherwise existing, for any loss caused by the lack of legal capacity of any person to contract, convey, or encumber, or caused by the existence of other legal disability or defects invalidating, or rendering unenforceable in whole or in part, either the loan obligation or the security therefor.

§ 36.4329 *Geographical limits.* Any real property purchased, constructed, altered, improved, or repaired with the proceeds of a guaranteed or insured loan, and the principal place of business of any enterprise in connection with which a loan is obtainable under sections 503 or 507 of the act, shall be situated within the United States, defined in the act as the several States, territories and possessions and the District of Columbia.

§ 36.4330 *Accounting records.* (a) The holder shall maintain a record of the amounts of payments received on the obligation and disbursements chargeable thereto, and the dates thereof. Any holder who fails to maintain such record shall be presumed to have received on the dates due all sums which by the terms of the contract are payable prior to date of claim for default, and the burden of going forward with evidence and of ultimate proof of the contrary shall be on such holder.

(b) The Administrator has the right to inspect, examine, or audit, at a reasonable time and place, the records or accounts of a holder pertaining to loans guaranteed or insured by the Administrator.

§ 36.4331 *Disqualification of lenders.* Whenever a loan guarantee officer finds with respect to loans guaranteed or insured under the act that any lender or holder has failed to maintain adequate loan accounting records, or to demonstrate proper ability to service loans adequately, or to exercise proper credit judgment, or has willfully or negligently engaged in practices otherwise detrimental to the interests of veterans or of the Government, he may temporarily suspend the right of such lender or holder to secure guaranty or insurance on loans under Title III of the act pending reference of the matter to the central office for investigation or action as may be necessary and apropriate. Upon a proper hearing at which the lender or holder shall have an opportunity to appear in person or by counsel, or both, and to introduce evidence, the Administrator, if he deems sufficient cause has been shown therefor, may decline for a specified period to issue further evidence of guaranty or insurance.

§ 36.4332 *Delivery of notice.* Any notice required by §§ 36.4300 to 36.4375, inclusive, to be given the Administrator must be in writing, and delivered, by mail or otherwise, to the Veterans' Administration office at which the guaranty or insurance was issued, or to any changed address of which the holder has been given notice. Such notice must plainly identify the case by setting forth the name of the original veteran obligor and the file number assigned to the case by the Administrator, if available, or otherwise the name and serial number of the veteran. If mailed, the notice shall be by registered mail when so provided by §§ 36.4300 to 36.4375, inclusive. This section does not apply to legal process (see § 36.4319).

§ 36.4333 *Satisfaction of indebtedness.* Upon full satisfaction of a guaranty or insured loan by payment or otherwise it shall be the duty of the holder to cancel the endorsement, if any, of the Administrator; and forthwith inform the Administrator of such cancelation. In the event the Administrator's liability is evidenced by an instrument separate from the instrument evidencing the debtor's obligation, the instrument evidencing the obligation of the Administrator shall be returned to the Veterans' Administration office issuing same, or to the central office, with the holder's cancelation or endorsement of release thereon.

§ 36.4334 *Incorporation by reference.* Regulations issued under the act, and in effect on the date of any loan which is submitted and accepted or approved for a guaranty or for insurance thereunder shall govern the rights, duties and liabilities of the parties to such loan and any provisions of the loan instruments inconsistent with such regulations are hereby amended and supplemented to conform thereto.

§ 36.4335 *Supplementary administrative action.* Notwithstanding any requirement, condition or limitation stated in or imposed by §§ 36.4300 to 36.4375, inclusive, the Administrator, within the limitations and conditions prescribed in the act, may take such action as may be necessary to relieve any undue prejudice to a debtor or holder which might otherwise result, provided such action shall not impair the vested rights of any person affected thereby.

§ 36.4336 *Eligibility of loans; reasonable value requirements.* No loan is guaranteeable or insurable the proceeds of which have been expended or will be expended for property, or for construction, alterations, repairs or improvements, the purchase price or cost of which is in excess of the reasonable value of the same as determined by a proper appraisal made by an appraiser designated by the Administrator. Nor in any case in which a lien is required by §§ 36.4300 to 36.4375, inclusive, may such purchase price or cost when added to the amount remaining unpaid on obligations secured by prior liens, be in excess of the reasonable value of the subject property as so improved.

§ 36.4337 *Security; non-real estate loans.* To the extent legal and practicable under customary business practice, all loans made for the purchase, alteration, improvement, repair or production of tangible personal property will be secured by such property in the usual legal form employed in the locality in

transactions where rights in personal property are reserved as security for the payment of its purchase price or for the cost of work done or materials applied thereto.

§ 36.4338 *Death or insolvency of holder.* (a) Immediately upon the death of the holder and without the necessity of request or other action by the debtor or the Administrator, all sums then standing as a credit balance in a trust, or deposit, or other account to cover taxes, insurance accruals, or other items in connection with the loan secured by the encumbered property, whether stated to be such or otherwise designated, and which have not been credited on the note shall, nevertheless, be treated as a set-off and shall be deemed to have been credited thereon as of the date of the last debit to such account, so that the unpaid balance of the note as of that date will be reduced by the amount of such credit balance: *Provided*, That any unpaid, taxes, insurance premiums, ground rents, or advances may be paid by the holder of the indebtedness, at his option, and the amount which otherwise would have been deemed to have been credited on the note reduced accordingly. This paragraph shall be applicable whether the estate of the deceased holder is solvent or insolvent.

(b) The provisions of paragraph (a) of this section shall also be applicable in the event of:

(1) Insolvency of holder;

(2) Initiation of any bankruptcy or reorganization, or liquidation proceedings as to the holder, whether voluntary or involuntary;

(3) Appointment of a general or ancillary receiver for the holder's property; or in any case

(4) Upon the written request of the debtor if all secured and due insurance premiums, taxes, and ground rents have been paid, and appropriate provisions made for future accruals.

(c) Upon the occurrence of any of the events enumerated in paragraphs (a) or (b) of this section, interest on the note and on the credit balance of the deposits mentioned in paragraph (a) shall be set off against each other at the rate payable on the principal of the note, as of the date of last debit to the deposit account. Any excess credit of interest shall be treated as a set-off against the unpaid advances, if any, and the unpaid balance of the note.

(d) The provisions of paragraphs (a), (b) and (c) of this section shall apply also to corporations. The dissolution thereof by expiration of charter, by forfeiture, or otherwise shall be treated as is the death of an individual as provided in paragraph (a).

§ 36.4339 *Qualification for designated appraisers.* (a) To qualify for approval as a designated appraiser, an applicant must show to the satisfaction of the Administrator that his character, experience, and the type of work in which he has had experience for at least five years, qualifies him competently to appraise and value within a prescribed area the type of property to which the approval relates.

(b) Subject to the provision of § 36.4340 a lender shall have the right to select any appraiser from the panel of designated appraisers.

§ 36.4340 *Restriction on designated appraisers.* A designated appraiser shall not make an appraisal, excepting of alterations, improvements or repairs to real property entailing a cost of not more than $1,000, if such appraiser is an officer, director, trustee, employer or employee of the lender, contractor, or vendor: *Provided*, That appraisals of non-real estate loans may be made by an officer, director, trustee, employer or employee of a lender of a class specified under sections 500 (d) or 508 of the act.

§ 36.4341 *Suspension or removal of appraisers.* Upon it appearing that an appraiser designated by the Administrator is not qualified to make appraisals of the type for which he was appointed, or has engaged in any practice detrimental to the interests of the veteran, the lender, or the Government, he may be suspended or removed by the Administrator: *Provided*, That such action shall not prejudice the guaranty or insurance right of a lender who has in good faith acted in reliance upon a designation of such appraiser prior to receiving notice of such suspension or removal.

§ 36.4342 *Delegation of authority to loan guarantee officers.* The several loan guarantee officers are hereby delegated authority to exercise the statutory power of the Administrator with respect to the guaranty, and the insurance, of loans in accordance with the act and §§ 36.4300 to 36.4375, inclusive, including, but not limited to, the execution and delivery of releases, conveyances, bills of sale, and assignments of real or personal property or any interests therein or liens thereon.

REAL ESTATE LOANS

§ 36.4350 *Eligibility for guaranty or insurance.* (a) No loan for the purchase of an interest in residential, farm, or business realty, or for the cost of any construction, repairs, alterations or improvements thereon shall be eligible for a guaranty or insurance unless the veteran has or will become vested with a merchantable title to an estate in the subject property not less than:

(1) A fee simple estate therein, legal or equitable; or

(2) A leasehold estate running or renewable at the option of the lessee for a period of not less than 14 years from the maturity of the loan, or to any earlier date at which the fee simple title will vest in the lessee, which is assignable or transferable, if the same be subjected to the lien, or

(3) A life estate, provided that the remainder and reversionary interests are subjected to the lien.

(b) Any such property or estate will not be ineligible by reason of encroachments, easements, servitudes, reservations for water, timber, or subsurface rights, or building and use restrictions whether or not enforceable by a reverter clause if there has been no breach of the conditions affording a right to an exercise of the reverter: *Provided*, That such limitations on the quantum or quality of the estate or property, insofar as they may materially affect the value of the property for the purpose for which it is used, are taken into account in the appraisal of reasonable value required by the act.

§ 36.4351 *Loans, first, second or unsecured.* Loans for the purchase of real property or a leasehold estate as limited in §§ 36.4300 to 36.4375, inclusive, or for the alteration, improvement or repair thereof costing more than $1,000 and more than 40% of the reasonable value of such property or estate prior thereto shall be secured by a first lien on the property or estate. Loans for such alteration, improvement or repair costing more than $1,000 but less than 40% of the prior reasonable value of the property shall be secured by either a first or second lien. Those costing less than $1,000 need not be secured, and in lieu of title examination the lender may accept a statement from the borrower that he has an interest in the property not less than that prescribed in § 36.4350 (a).

§ 36.4352 *Tax or special assessment.* Tax or special assessment liens or ground rents shall be disregarded with respect to any requirement that loans shall be secured by a lien of a specified dignity.

§ 36.4353 *Combination loans, residential and business property.* If otherwise eligible a loan for the purchase or construction of a combination of residential property and business property which the veteran proposes to occupy in part as a home will not be ineligible under section 501 of the act if not more than two business units are included. A loan for the purchase or construction of residential property containing more than four separate family units plus an added unit for each veteran participating in the ownership thereof, or more than two business units, must be classed as a business loan and satisfy the requirements of eligibility prescribed under section 503 of the act.

SECTION 505 (A) LOANS

§ 36.4354 *Concurrent with primary loan.* A second loan is eligible for guaranty or insurance under section 505 (a) only if the proceeds thereof are used concurrently with and as part of the same transaction which is partially financed through the proceeds of the primary loan, or by continuing the primary loan in effect by assumption or otherwise.

REFINANCING—SECTION 507

§ 36.4355 *Indebtedness eligible for refinancing.* (a) No loan shall be made to refinance delinquent indebtedness less than 60 days in default without a written statement from the holder of the delinquent obligation or other evidence satisfactory to the Administrator that it is delinquent.

(b) Any loan proposed to be made to refinance a delinquent obligation which was incurred within one year of the date of the application for refinancing shall be referred in advance to the Administrator with a report of the proposed borrower's income and expenses, and his affidavit stating the purchase price of the property purchased with the proceeds of the delinquent loan. The Administra-

tor may hold any such case to be ineligible if it appears the guaranty or insurance of such refinancing would effect an evasion of any of the limitations imposed by the act.

(c) No loan guaranteed or insured by the Administrator under Title III may be refinanced under section 507 of that title.

SECTION 508 LOANS

§ 36.4370 *Insured loan and insurance account.* (a) Loans otherwise eligible may be insured when purchased by a lender eligible under section 508 if the purchaser (lender) submits with the loan report evidence of an agreement, general or special, made prior to the closing of the loan, to purchase such loan subject to its being insured.

(b) A current account shall be maintained in the name of each insured lender or purchaser. The account shall be credited with the appropriate amounts available for the payment of losses on insured loans made or purchased. The account shall be debited with appropriate amounts on account of transfers, purchases under § 36.4318, or payment of losses. The Administrator may on six months notice close any lender's insurance account. Such account after expiration of the six months period shall be available only as to loans embraced therein.

§ 36.4371 *Amount payable by administrator for credit on loan.* The amount payable by the Administrator for credit on the loan in accordance with section 508 (c) of the act will be 4% of the amount credited to the lender's insurance account for the particular loan.

§ 36.4372 *Transfer of insured loans.* (a) In cases involving the transfer from one insured financial institution to another insured institution of loans which are transferred without recourse, guaranty, or repurchase agreement, if no payment on any loan included in the transfer is past due more than one calendar month at the time of transfer there shall be transferred from the insurance account of the transferor to the insurance account of the transferee an amount equal to the original percentage credited to the insurance account in respect to each loan being transferred applied to the unpaid balance of such loans, or to the purchase price, whichever is the lesser.

(b) Transfers between insurance accounts in a manner or under conditions not provided in paragraph (a) of this section must have the prior approval of the Administrator.

(c) Where loans are transferred with recourse or under a guaranty or repurchase agreement no insurance credit will be transferred or insurance account affected and no reports will be required.

(d) In all cases of transfer of loans from one insured financial institution to another insured institution, except as provided in paragraph (c) of this section, a report on a prescribed form executed by the parties and showing their agreement with regard to the transfer of insurance credits shall be made to the Administrator.

§ 36.4373 *Debits and credits to insurance account under § 36.4318.* In the event that an insured loan is transferred under the provisions of § 36.4318, there shall be charged to the insurance account of the transferor a sum equal to the amount paid transferor on account of the indebtedness less the current market value of the property transferred as security therefor as determined by an appraiser designated by the Administrator, or the amount chargeable to such insurance account in the event of a transfer under § 36.4372, whichever sum is the greater. The credit to the insurance account of the transferee will be computed in accordance with § 36.4372 (a).

§ 36.4374 *Payment of insurance.* (a) In the event that pursuant to notice under § 36.4317 the holder forecloses or otherwise liquidates and applies the proceeds of security toward reduction of an insured loan, the net loss shall be reported to the Administrator with proper claim, whereupon the holder shall be entitled to payment of the claim within the amount then available for such payment under the payee's related insurance account. Subject to the provisions of paragraph (b) of this section and to § 36.4370 (b) a supplemental claim for any balance of an insurance loss may be filed at any time within five years after the date of the original claim.

(b) The basis of the claim for an insurance loss shall consist in the unrealized principal or the amount paid for the obligation, if less, plus unrealized interest, subject to the applicable dates specified in § 36.4321 (a), and those expenses, if any, allowable under § 36.4313, but subject to proper credits because of payments, set-off, proceeds of security, or otherwise.

§ 36.4375 *Reports of insured institutions.* An insured financial institution shall make such reports respecting its insurance accounts as the Administrator may from time to time require, not more frequently than semiannually.

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

[F. R. Doc. 46-3161; Filed, Feb. 27, 1946; 1:20 p. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

Appendix—Public Land Orders

[Public Land Order 315]

UTAH

AIR-NAVIGATION SITE WITHDRAWAL NO. 228

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, and section 4 of the act of May 24, 1928, 45 Stat. 729 (U. S. C. title 49, sec. 214), it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Utah are hereby withdrawn from all forms of appropriation under the public-land laws and reserved for the use of the Civil Aeronautics Administration, Department of Commerce, in the maintenance of air-navigation facilities, the reservation to be known as Air-Navigation Site Withdrawal No. 228:

SALT LAKE MERIDIAN

T. 27 S., R. 11 E.,
Sec. 27, W½SE¼;
Sec. 33, NE¼SE¼;
Sec. 34.
T. 28 S., R. 11 E.,
Sec. 13, NE¼NW¼.

The areas described aggregate 805.17 acres.

This order shall take precedence over, but shall not modify, the withdrawal of lands containing radio-active mineral substances, and all deposits of such substances, made by Executive Order No. 9613 of September 13, 1945, and the withdrawals for Utah Grazing Districts No. 5 and No. 7, made by the orders of the Secretary and Acting Secretary of the Interior dated May 7, 1935, and May 15, 1944.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

FEBRUARY 20, 1946.

[F. R. Doc. 46-3172; Filed, Feb. 28, 1946; 9:38 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

Part 120—Annual, Special, or Periodical Reports

SUPPLEMENT TO FORM PRESCRIBED FOR LARGE AND MEDIUM STEAM ROADS

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 19th day of February A. D. 1946.

The matter of waiving the provisions of the order of December 18, 1941, and amendments thereof, relating to the filing of consolidated statistical statements by steam railway companies which have annual railway operating revenues of $10,000,000 or more, being under consideration.

And it appearing, that due to shortage of experienced personnel necessary for the preparation of such consolidated statistical statements and the heavy work load in the accounting departments resulting from war conditions, requests has been received from the Accounting Division, Association of American Railroads, that the filing of such statements be waived for the year ended December 31, 1945:

It is ordered, That the requirements of the order of December 18, 1941, § 120.11a *Supplement to form prescribed for large and medium steam roads*, and amendments thereof, relating to the filing of consolidated statistical statements are hereby waived for the year ended December 31, 1945.

And it is further ordered, That said order of December 18, 1941, and amendments thereof, shall in all other respects remain in full force and effect.

(24 Stat. 386, 34 Stat. 593, 35 Stat. 649, 36 Stat. 556, 41 Stat. 493, 54 Stat. 916; 49 U. S. C. 20 (1)-(8))

By the Commission, Division 1.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3232; Filed, Feb. 28, 1946; 11:56 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

[Docket No. AO 103-A8]

NEW ORLEANS, LA., MARKETING AREA

NOTICE OF HEARING ON HANDLING OF MILK

Proposed amendments to the tentatively approved marketing agreement, as amended, and order, as amended, regulating the handling of milk in the New Orleans, Louisiana, marketing area.

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 1940 ed. 601 et seq.), and in accordance with the applicable rules of practice and procedure, as amended (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), notice is hereby given of a public hearing to be held at the Monteleone Hotel, New Orleans, Louisiana, beginning at 10:00 a. m., c. s. t., March 6, 1946, with respect to proposed amendments to the tentatively approved marketing agreement, as amended, and order, as amended, regulating the handling of milk in the New Orleans, Louisiana, milk marketing area (10 F.R. 1077). These amendments have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence with respect to economic or marketing conditions which relate to the proposed amendments which are hereinafter set forth.

The following amendments have been proposed:

In § 942.1:

By the Dairy Branch, Production and Marketing Administration:

1. Delete the provisions of § 942.1 (b) and substitute therefor the following:

(b) "Secretary" means the Secretary of Agriculture of the United States or any other officer or employee of the United States authorized to exercise the powers and to perform the duties of the Secretary of Agriculture.

2. Delete the term "War Food Administrator" wherever it appears and substitute therefor the term "Secretary."

3. Add at the end of § 942.1 a new paragraph reading as follows:

(m) "Producer-handler" means any person who is both a producer and a handler and who receives no milk from other producers or from other producer-handlers in bulk: *Provided*, That (1) the maintenance, care, and management of the dairy animals and other resources necessary to produce the milk are the personal enterprise of and at the personal risk of such person in his capacity as a producer, and (2) the processing, packaging, and distribution of milk are the personal enterprise of and at the personal risk of such person in his capacity as a handler.

In § 942.2:

By the Dairy Branch, Production and Marketing Administration:

1. Add at the end of § 942.2 (b) a new subparagraph reading as follows:

(3) Make rules and regulations to effectuate the terms and provisions hereof.

In § 942.4:

By Brown's Velvet Ice Cream Company; Cloverland Dairy Products Company; Gold Seal Creamery; Muller's Sanitary Dairy; Roemer Dairy & Producers Creameries; St. Charles Dairy; and Southern Dairy Products, Inc. (Hereinafter referred to as Brown's Velvet Ice Cream Company, et al.)

1. Amend § 942.4 (e) (9) to provide that the amount of actual plant shrinkage not in excess of 2 percent of receipts of skim milk and butterfat from producers remain as Class III skim milk and butterfat, respectively, irrespective of any skim milk or butterfat purchased from other sources.

By the Dairy Branch, Production and Marketing Administration:

2. Delete the provisions of § 942.4 (c) and substitute therefor the following:

(c) *Responsibility of handlers and reclassification of milk.* (1) In establishing the classification of skim milk and butterfat as required in (b) and (d) of this section, the burden rests upon the first handler who receives such skim milk or butterfat to prove to the market administrator that such skim milk or butterfat should not be classified as Class I milk.

(2) Any skim milk or butterfat classified in one class shall be reclassified if found by the market administrator to have been used or disposed of (whether in original or other form) by such handler or by any other person in another class in accordance with such use or disposition.

3. Amend § 942.4 (d) by inserting the number "(1)" immediatley after the heading thereof, and by adding a new subparagraph following said subparagraph (1) reading as follows:

(2) No allocation relative to transfers provided for in this paragraph shall operate to deter the prior subtraction of skim milk or butterfat from other sources pursuant to (f) (1) [(e) (9) (i) in present order] of this section. Any quantity reported for allocation to a particular class but not eligible therefor because of (f) (1) [(e) (9) (i) in present order] of this section shall be allocated by the market administrator as Class I skim milk or Class I butterfat pending his verification.

4. Delete the provisions of § 942.4 (e) (9) and substitute therefor a new subparagraph immediately following § 942.4 (e) reading as follows:

(f) *Allocation of classified skim milk and butterfat.* Classified skim milk and butterfat shall be allocated as follows:

(1) Subtract, respectively, from the total pounds of skim milk and butterfat in each class, in series beginning with the lowest available class, the pounds of skim milk and butterfat received from other sources;

(2) Subtract, respectively, from the remaining pounds of skim milk and butterfat in each class the pounds of skim milk and butterfat received from other handlers and used in each class; and

(3) Subtract from the remaining pounds of skim milk and butterfat in each class, in series beginning with the lowest available class, the pounds of skim milk and butterfat by which the total pounds, respectively, in all classes exceed the pounds received from producers. The respective resulting amounts in each class shall be known as "net pooled Class I skim milk," "net pooled Class I butterfat," "net pooled Class II skim milk," "net pooled Class II butterfat," "net pooled Class III skim milk," and "net pooled Class III butterfat"; the sum of the "net pooled Class I skim milk," "net pooled Class II skim milk," and "net pooled Class III skim milk" shall be known as the "net pooled skim milk" and the sum of the "net pooled Class I butterfat," "net pooled Class II butterfat," and "net pooled Class III butterfat" shall be known as the "net pooled butterfat."

In § 942.5:

By the Dairy Farmers' Cooperative Association, Inc., Kentwood, Louisiana:

1. Amend § 942.5 (b) (1) to establish a schedue of prices for skim milk and butterfat which will increase the Class I milk price 40 cents per hundredweight.

2. Amend the provisions of § 942.5 (b) (1) to provide for an increase in the price for Class I milk in addition to that proposed under 1. hereof when the subsidy is discontinued, in the same amount as the subsidy, with a sufficient differential between summer and winter prices to encourage more winter production.

By the United Milk Producers of America, Amite, Louisiana:

3. Amend § 942.5 so as to provide for the following:

(a) Change the Class I price from a formula basis to a price for 4 percent whole milk of $4.00 per hundredweight.

(b) Change the Class II price from a formula basis to a price for 4 percent whole milk of $3.50 per hundredweight.

(c) Change the Class III price from a formula basis to a price for 4 percent whole milk of $2.50 per hundredweight.

By the Dairy Branch, Production and Marketing Administration:

4. Delete from § 942.5 (a) the phrase "(1) and (2) of this paragraph" and substitute therefor the following "(1), (2), and (3) of this paragraph." and add at the end of § 942.5 (a) (2) a new subparagraph reading as follows:

(3) The price per hundredweight computed by the market administrator in accordance with the following formula: from the average price per pound of 92-score butter at wholesale in the Chicago market, as reported by the Department of Agriculture for the delivery period during which such milk was re-

ceived, subtract 3 cents, add 20 percent, and multiply the amount by 3.5: *Provided*, That such price shall be increased by the amount resulting from the following computation: from the average of the carlot prices per pound of nonfat dry milk solids, roller and spray process, f. o. b. manufacturing plants, as published by the Department of Agriculture for the Chicago area during the delivery period, including in such average the quotations published for any fractional part of the previous delivery period which were not published and available for the price determination of such nonfat dry milk solids for the previous delivery period, deduct 4 cents, multiply by 8½, and multiply such net amount pursuant to this proviso b" 0.965.

5. Amend the provisions of § 942.5 (b) (1) so as: (a) to clarify the language in the headings of the schedule contained therein; (b) to extend the brackets set forth in such schedule upward and downward, at 25-cent intervals, from a minimum of "under $1.75" to a maximum of "$3.25 and over"; and (c) to provide for appropriate prices for skim milk, butterfat, and 4 percent milk within each bracket to correspond with such prices as may be adopted.

6. Amend the provisions of § 942.5 (c) so as: (a) to clarify the language in the heading of the schedule contained therein; and (b) to extend the appropriate prices specified therein for skim milk, butterfat, and 4 percent milk upward and downward to correspond with the brackets set forth in § 942.5 (b) (1) as proposed.

In § 942.6:
By the Dairy Branch, Production and Marketing Administration:

1. Delete the provisions of § 942.6 and substitute therefor the following:

§ 942.6' *Application of provisions*—(a) *Exemption.* (1) Sections 942.5, 942.7, 942.8, and 942.9 shall not apply to handlers (i) whose sole source of supply are from other handlers (except producer-handlers) or (ii) who are producer-handlers pursuant to § 942.1 (m) as verified by the market administrator in the manner provided in (2) of this paragraph.

(2) Producer-handlers shall furnish the market administrator for his verification, subject to review by the Secretary, evidence of their qualifications as such pursuant to § 942.1 (m) as of the effective date of the provisions hereof, and they shall furnish evidence of subsequent changes made in the manner of producing or distributing their milk that affects their qualifications as producer-handlers. Such verification by the market administrator shall be made within 15 days of the date of receipt of the evidence and shall be effective retroactively to the effective date of the provisions hereof in cases verified within 45 days of such effective date and shall be effective retroactively to the first day of the delivery period during which verification is made in subsequent cases.

(b) *Payment for excess skim milk or butterfat.* If a handler after subtracting receipts from other sources, and receipts from other handlers has disposed of skim milk and butterfat in excess of the skim milk or butterfat which, on the basis of his reports, has been credited to his producers as having been purchased or received from them, the market administrator in computing the net pool obligation of such handler pursuant to § 942.7 (a) shall add an amount equal to the value of such skim milk and butterfat in accordance with its value at the price for the class from which such skim milk or butterfat was subtracted pursuant to § 942.4 (f) [now § 942.4 (e) (9)].

(c) *Skim milk and butterfat disposed of in bulk by a producer-handler.* A producer-handler shall be considered as a producer with respect to skim milk and butterfat disposed of in bulk to a handler (including another producer-handler).

In § 942.7:
By the United Milk Producers of America, Amite, Louisiana:

1. Amend the provisions of §§ 942.7 and 942.8 so as to provide for an individual-handler pool, instead of for a market-wide pool.

2. Amend the provisions of § 942.7 (c) so as to change the amount of the butterfat differential for milk containing above or below 4 percent butterfat;

3. Amend the provisions of § 942.7 to provide for the establishment of a seasonal-adjustment plan of payment to producers, or the incorporation in such order of the provisions for payment to new producers set forth in section 8c (5) (d) of the Agricultural Marketing Agreement Act of 1937, as amended.

By Meibaum Bros. Dairy, Roseland Dairy, Morning Call Dairy, Oakdale Dairy, and Estelle Dairy:

4. Amend the provisions of § 942.7 and § 942.8 so as to provide for an individual-handler pool, instead of for a market wide pool.

By Brown's Velvet Ice Cream Co., et al.:

5. Amend the provisions of § 942.7 (b) by renumbering subparagraphs (4), (5), and (6) so as to read, respectively, (6), (7), and (8), and by adding immediately after § 942 7 (b) (3) new subparagraphs reading as follows:

(4) Subtract for each of the delivery periods of March, April, May, June, July, and August an amount representing 20 cents per hundredweight of milk received from producers by the handlers whose milk values are included under (1) of this paragraph;

(5) Add for each of the delivery periods of September, October, November, December, January, and February one-sixth of the total amount subtracted pursuant to (4) of this paragraph;

6. Amend the provisions of § 942.7 (b) (6) [now § 942.7 (b) (4)] by deleting the semicolon at the end thereof and by adding immediately thereafter the following: ", except moneys deposited in such fund pursuant to the provisions of (4) of this paragraph."

By the Dairy Branch, Production and Marketing Administration:

7. Delete the provisions of § 942.7 (b) (1) and substitute therefor the following:

(1) Combining into one total the values computed pursuant to (a) of this section for all handlers except those who did not make the payments required pursuant to § 942.8 (a) (2) for the previous delivery period.

In § 942.8:
By Brown's Velvet Ice Cream Co., et al:

1. Amend the provisions of § 942.8 (b) to provide that the location differentials be pooled in order to effect a standard uniform price for all producers regardless of location.

By the Dairy Branch, Production and Marketing Administration:

2. Amend the provisions of § 942.8 (a) (2) by deleting the period at the end thereof and by adding immediately thereafter a proviso reading as follows:

Provided, That if by such date such handler has not received full payment for such delivery period pursuant to (c) of this section, he shall not be deemed to be in violation of this paragraph if he reduces uniformly for all producers his payments per hundredweight by a total amount not in excess of the reduction in payment from the market administrator; however, the handler shall make such balance of payment uniformly to those producers to whom it is due on or before the date for making payments pursuant to this paragraph next following that on which such balance of payment is received from the market administrator.

In § 942.10:
By Brown's Velvet Ice Cream Co., et al:

1. Renumber §§ 942.10, 942.11, and 942.12 so as to read, respectively, §§ 942.11, 942.12, and 942.13; and add a new section immediately following § 942.9 to provide for marketing services to producers as authorized by section 8c (5) (e) of the Agricultural Marketing Agreement Act of 1937, as amended.

In § 942.14:
By the Dairy Branch, Production and Marketing Administration:

1. Add a new section at the end of the order reading as follows:

§ 942.14 *Separability of provisions.* If any provision hereof, or its application to any person or circumstance, is held invalid, the application of such provision and of the remaining provisions hereof to other persons or circumstances shall not be affected thereby.

General proposals:
By the Dairy Branch, Production and Marketing Administration:

1. Make such other changes as may be required to make the entire marketing agreement and order conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and of the tentatively approved marketing agreement and order, now in effect, may be procured from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, in Room 1331 South Building, Washington 25, D. C., or may be there inspected.

Dated: February 27, 1946.

G. T. PEYTON,
Acting Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46-3166; Filed, Feb. 27, 1946; 4:31 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 2002]

ESSAIR, INC.

NOTICE OF HEARING

In the matter of the compensation for transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith over route No. 64.

Notice is hereby given, pursuant to the provisions of sections 406 and 1001 of the Civil Aeronautics Act of 1938, as amended, that the above-entitled matter is assigned to be heard on March 7, 1946 at 10 a. m. (Eastern Standard Time) in Room 1851, Department of Commerce Building, Washington, D. C., before Examiner Richard A. Walsh.

Dated at Washington, D. C., February 26, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-3177; Filed, Feb. 28, 1946; 10:18 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket Nos. 7307, 7308]

LANCASTER TELEVISION CORP. AND WGAL, INC.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications for construction permits for television broadcast stations in Lancaster, Pennsylvania: Lancaster Television Corp., Docket No. 7307, File No. B2-PCT-145; WGAL, Inc., Docket No. 7308, file No. B2-PCT-138.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of February 1946;

The Commission having under consideration the above-entitled applications for construction permits for new television broadcast stations in the Lancaster, Pennsylvania, metropolitan area;

Whereas, the Commission in its report of November 21, 1945, indicated that a possible maximum of one community channel might be available in the vicinity of Lancaster, Pennsylvania;

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary,

[F. R. Doc. 46-3082; Filed, Feb. 26, 1946; 11:53 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-457]

PANHANDLE EASTERN PIPE LINE CO.

NOTICE OF APPLICATION

FEBRUARY 27, 1946.

Notice is hereby given that on March 18, 1943, an application was filed with the Federal Power Commission by Panhandle Eastern Pipe Line Company, Applicant, a Delaware corporation having its principal offices at 1221 Baltimore Avenue, Kansas City 6, Missouri, and 135 South LaSalle Street, Chicago 3, Illinois, for a temporary and permanent certificate of public convenience and necessity pursuant to Section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of certain facilities hereinafter described.

The proposed project consists of a 2-inch pipeline approximately 4,600 ft. in length extending from a point on Applicant's "Michigan North" line to the plant of the Michigan Seamless Tube Company situated in Sections 29 and 30, T. 1 North, R. 7 East, Oakland County, Michigan, together with valves, regulators and other appurtenant facilities necessary for the operation of the line.

The application recites the estimated total over-all cost of the project to be $9,110. The Commission on May 27, 1943, issued a temporary certificate of public convenience and necessity authorizing the construction and operation of the facilities herein described without prejudice to the authority of the Commission with respect to its disposition of Panhandle Eastern Pipe Line Company's application for a permanent certificate.

Any interested state commission is requested to notify the Federal Power Commission whether it considers the application one which should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application for a permanent certificate should, on or before March 15, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-3169; Filed, Feb. 28, 1946; 9:37 a. m.]

[Docket No. G-508]

NEW YORK STATE NATURAL GAS CORP.

NOTICE OF APPLICATION

FEBRUARY 26, 1946.

Notice is hereby given that on February 8, 1946, an application was filed with the Federal Power Commission by the New York State Natural Gas Corporation, a New York corporation having its principal place of business at 30 Rockefeller Plaza, Borough of Manhattan, City, County, and State of New York, requesting modification of paragraph (c) of the Commission's order of April 26, 1944, issuing to Applicant a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, In the Matters of Hope Natural Gas Company, et al., Docket Nos. G-507, G-508, G-510, G-516 and G-519, Opinion No. 114.

The order of April 26, 1944, among other things, imposes a limitation of the amount of natural gas which New York State Natural Gas Corporation may sell and deliver to the Central New York Power Corporation for resale in the State of New York.

Central New York Power Corporation is presently engaged in the transportation and sale of natural, mixed, and manufactured gas in the State of New York. The natural gas used in these operations is purchased pursuant to the provisions of New York State Natural Gas Corporation Rate Schedule FPC No. 20, as limited by said order of April 26, 1944.

Central New York Power Corporation proposes to substitute straight natural gas for the mixed gas now sold in its Syracuse-Oswego Division and for the manufactured gas sold in its Utica and Watertown Divisions; and, on February 11, 1946, filed with the Federal Power Commission an application for a certificate of public convenience and necessity for the construction and operation of facilities necessary to effect this substitution (Docket No. G-702).

New York State Natural in its application requests that the above-mentioned order of April 26, 1944, be revised to eliminate all limitation of volumes to permit sale and delivery of natural gas to Central New York Power Corporation to meet proposed increased demands as provided in an agreement between these parties dated November 13, 1945.

The application states that it will not be necessary for Applicant to install any additional facilities to meet its con-

tractual obligations to Central New York Power Corporation.

Any interested state commission is requested to notify the Federal Power Commission whether it considers the application one which should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 13th day of March, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-3168; Filed, Feb. 28, 1946; 9:37 a. m.]

[Docket No. G-702]

CENTRAL NEW YORK POWER CORP.

NOTICE OF APPLICATION

FEBRUARY 26, 1946.

Notice is hereby given that on February 11, 1946, an application was filed with the Federal Power Commission by Central New York Power Corporation, a New York corporation having its principal place of business at Syracuse, New York, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of certain facilities hereinafter described:

(1) A 12-inch or 14-inch main gas transmission line approximately 9¾ miles in length extending from the northwesterly boundary of the city of Syracuse, New York, northerly to the town of Cicero, New York.

(2) A 6-inch main gas transmission line approximately 61½ miles in length extending from the western boundary of the town of Cicero northerly to the city of Watertown, New York.

(3) A 12-inch or 14-inch main gas transmission line approximately 26¼ miles in length extending from the eastern boundary of the town of Cicero easterly to the village of Verona, New York, and thence approximately 8½ miles to the city of Rome, New York.

(4) A compressor station to be located in the city of Syracuse, New York, with a total initial installed horsepower of 1,200 (active and reserve) and an initial capacity of approximately 600,000 cubic feet per hour.

The new facilities will be connected to existing facilities of Applicant to enable it to substitute straight natural gas service for all customers in Applicant's Syracuse-Oswego Division in which a mixed gas is now served to consumers in Oswego, Onondaga, and Madison Counties; and in Utica and Watertown Divisions in which a manufactured gas is now served to consumers in Jefferson, Oneida, Madison, Herkimer, and Fulton Counties.

Applicant proposes to obtain its natural-gas requirements from the New York State Natural Gas Corporation, pursuant to an agreement entered into on November 13, 1945. Natural gas presently used for mixing with manufactured gas and for sale to industrial consumers is obtained from New York State Natural Gas Corporation.

The application states that it is planned to retain in operation the Applicant's existing carbureted water gas plants in Syracuse and Utica, which are now, or will be, equipped to produce gas with a high heating value as a substitute for natural gas up to a quantity believed sufficient to protect the service against any reasonable expectation of shortage or interruption in the proposed natural-gas supply.

It is estimated that the total cost of the proposed facilities will be about $1,415,000. Applicant proposes to finance the construction out of its own funds.

The introduction of straight-natural gas service, it is said, will reduce the cost of gas to consumers, and will provide them with an assured source of supply. Further, it will enable applicant to meet anticipated demands of its consumers for house heating and other gas services which were curtailed during the war emergency. Applicant states that, if it is required to continue mixed gas and manufactured gas service, substantial maintenance and capital expenditures will be required and it appears economic to effect a substitution of straight-natural gas at this time.

The following are communities in New York now served by applicant in which straight-natural gas service is proposed to be introduced:

SYRACUSE DIVISION

Baldwinsville.	Lysander.
Camillus.	Manlius.
Chittenango.	Minetto.
Cicero.	North Syracuse.
Clay.	Onondaga.
Dewitt.	Oswego.
Fayetteville.	Salina.
Fulton.	Solvay.
Geddes.	Sullivan.
Granby.	Syracuse.
Liverpool.	Van Buren.

UTICA DIVISION

Canastota.	Manheim.
Clinton.	Mohawk.
Dolgeville.	New Hartford (Town of).
Frankford (Town of)	
Frankfort (Village of).	New Hartford (Village of).
German Flats.	Yorkville.
Herkimer (Town of).	Oriskany.
Herkimer (Village of).	Rome.
New York Mills.	Schuyler.
Ilion.	Utica.
Kirkland.	Wampsville.
Lenox.	Westmoreland (Including Clark Mills).
Little Falls (City of).	
Little Falls (Town of).	Whitesboro.
	Whitestown.

WATERTOWN DIVISION

Oppenheim. Pamelia. Watertown.

The application is filed in the alternative requesting: (1) A certificate of public convenience and necessity for the operation of existing facilities; and (2) for the construction and operation of proposed facilities; or (3) a dismissal of the application after the making of a finding that Applicant is not a natural-gas company within the meaning of the Natural Gas Act and will not so become by reason of construction of the proposed facilities.

Applicant states that it has concurrently filed with the Public Service Commission of New York an application for approval of the proposed substitution of straight-natural gas for the service now rendered in the affected areas.

Any interested state commission is requested to notify the Federal Power Commission whether it considers the application one which should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 13th day of March, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-3170; Filed, Feb. 28, 1946; 9:37 a. m.]

[Docket Nos. IT-5974, IT-5975]

EASTERN OREGON LIGHT AND POWER CO. AND CALIFORNIA-PACIFIC UTILITIES CO.

NOTICE OF APPLICATIONS

FEBRUARY 25, 1946.

In the matter of Eastern Oregon Light and Power Company, Docket No. IT-5974; California-Pacific Utilities Company, Docket No. IT-5975.

Notice is hereby given that on February 18, 1946, applications were filed with the Federal Power Commission pursuant to section 203 of the Federal Power Act by Eastern Oregon Light and Power Company (hereinafter called "Eastern Oregon"), a corporation organized under the laws of the State of Oregon, and doing business therein with its principal business office at Baker, Oregon, and California-Pacific Utilities Company (hereinafter called "Cal-Pac"), a corporation organized under the laws of the State of California, and doing business in the States of Arizona, California, Idaho, Nevada, Oregon, Washington, and Wyoming, with its principal business office at San Francisco, California, seeking orders authorizing the sale of all of the facilities of Eastern Oregon, subject to the jurisdiction of the Commission, and the acquisition thereof by Cal-Pac. Cal-Pac also seeks, in the alternative, an order of the Commission disclaiming jurisdiction over the proposed transaction.

The consideration is stated in the applications to be a base price of approximately $2,277,395 (exclusive of certain adjustments), payable as follows: Cal-Pac will assume Eastern Oregon's outstanding 3½% bonds in the principal amount of $1,800,000; will make a cash payment of $444,595; and will deliver to Eastern Oregon 1640 of its new 4½% Cumulative Preferred Shares ($20 par value) for exchange with the latter's outstanding preferred stock; all appearing more fully in the applications on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said applications should on or before the 12th day of March, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-3171; Filed, Feb. 28, 1946; 9:38 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 500A-179]

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Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof [the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the rights and copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights] are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows: All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the rights and copyrights, if any, described in said Exhibit A;

b. Every right or copyright, claim of right or copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number; including motion picture rights.

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or revesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to rights and copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on December 5, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners or potential owners of copyrights and/or rights	Column 5 Identified persons whose interests are being vested
Unknown	Karl und Anna as a novel and play	Leonhard Frank (nationality not established).	Universal Film A. G. (nationality, German).	Owner.

[F. R. Doc. 46-3143; Filed, Feb. 27, 1946; 11:15 a. m.]

[Vesting Order 500A-180]

COPYRIGHTS OF CERTAIN GERMAN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof [the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights,

the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights] are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows: All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or revesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on December 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Handbuch der wissenschaftlichen und angewandten Photographie. Ergänzungswerk. Bd. E. 688 p. 1943.	Unknown	Julius Springer Wien, Germany (nationality German).	Owner.
A for. 5724	Das buch vomgesunden und kranken menschen, 19 aufl. (C. E. Beck), 1929.	Wilhelm Cammerer of Germany (nationality German).	Union Deutsche Verlagsgesellschaft Cottastr. 13, Stuttgart, Germany (nationality German).	Author and owner.
A for. 44942	Reelle Funktionen. Bd. 1, 1939	Constantin Carathéodory of Germany (nationality German).	R. O. Teubner Poststr. 3-5 Leipzig, Germany (nationality German).	Author and owner.

[F. R. Doc. 46-3144; Filed, Feb. 27, 1946; 11:15 a. m.]

[Vesting Order 5463]

COPYRIGHT INTERESTS HELD BY CERTAIN GERMAN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each person whose name, nationality, and last known address where established, is listed at the top of each page of Exhibit A attached hereto and by reference made a part hereof, if an individual is a resident or citizen of, or if a business organization is organized under the laws of, and holds the nationality designated after the name of such person;

2. Finding that the persons listed in said Exhibit A jointly or severally own or control the property hereinafter described in subparagraph 3;

3. Determining that the property described as follows: a. All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each person whose name, nationality, and last known address, where established, is designated at the top of each page of said Exhibit A in, to and under the following:

1. Every copyright, claim of copyright and right to copyright, or rights related thereto, in each and all of the works described in each page of said Exhibit A under the name of such person;

2. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing; excepting the rights of any person to renew any or all of the copyrights arising in, from or under any or all of the foregoing;

3. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

4. All rights of reversion or revesting, if any, in any or all of the foregoing;

5. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property of, or is property payable or held with respect to copyrights or rights related thereto, in which interests are held by and such property itself constitutes interests held therein by, nationals of one or more foreign countries.

4. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

5. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 3, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 6, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Vesting Order No. 5463, executed by the Alien Property Custodian 12/6/45 was filed with the Copyright Office on December 12, 1945, and with the Division of the Federal Register. The vesting order vests in the Alien Property Custodian certain copyrights, copyright applications and rights relating thereto or interests therein of the German nationals, or in or relating to the works, named in the list attached hereto, all as more particularly set forth in the said vesting order which is available for public inspection at the Copyright Office, Library of Congress, at the Division of the Federal Register, and at the Office of the Secretary, Office of Alien Property Custodian. The German nationals whose interests are vested and the names of the works involved (together with the author of the work or other appropriate identification in certain cases), are listed below:

No. 42——4

Insel-Verlag; Letters of Rainer Maria Rilke (Rilke, author; Mary Dows Herter Norton and Jane Bannard Greene, translators; W. W. Norton & Company, Inc., registered copyright owner)

———; Briefe und Tagebucher aus der Fruhzeit (Rilke, author; Insel-Verlag, registered copyright owner)

———; Briefe aus den Jahren (Rilke, author; Insel-Verlag, registered copyright owner)

———; Briefe aux Muzot (Rilke, author; Insel-Verlag, registered copyright owner)

Hensel & Company; Tolstoy and His Wife (Tikhon Polner, author; Nicholas Wreden, translator).

Drei Masken Verlag A. G.; Madame Pompadour (Leo Fall, composer; Von Rudolph Schanzer and Ernst Welisch, authors; Drei Masken Verlag, A. G., registered copyright owner)

Estate of Fritz Lohner-Beda; Ball Im Savoy (Paul Abraham, Alfred Gruenwald and Fritz Lohner-Beda, composers; Doremi Musikverlag, A. G., registered copyright owner)

———; Ball Im Savoy (Paul Abraham, Alfred Gruenwald and Fritz Lohner-Beda, composers; Alrobi Musikverlag, registered copyright owner).

[F. R. Doc. 46-3142; Filed, Feb. 27, 1946; 11:16 a. m.]

[Vesting Order 5910]

SCHROEDER GEBRUEDER & CO.

In re: Bank account owned by Schroeder Gebrueder & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Schroeder Gebrueder & Co., the last known address of which is Brodschrangen 35, Hamburg 11, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Schroeder Gebrueder & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Schroeder Gebr. & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3145; Filed, Feb. 27, 1946; 11:18 a. m.]

[Vesting Order 5911]

SEILER & CO.

In re: Bank accounts owned by Seiler & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Seiler & Co., the last known address of which is Lowengrube 18–20, Muenchen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Seiler & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a foreign drafts outstanding account, entitled Seiler & Co., and any and all rights to demand, enforce and collect the same.

b. That certain debt or other obligation owing to Seiler & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an old checks outstanding account, entitled Seiler & Co., and any and all rights to demand, enforce and collect the same,

c. That certain debt or other obligation owing to Seiler & Co., by The Chase

National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Seiler & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3146; Filed, Feb. 27, 1946; 11:18 a. m.]

[Vesting Order 5912]

G. J. H. SIEMERS & CO.

In re: Bank accounts owned by G. J. H. Siemers & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That G. J. H. Siemers & Co., the last known address of which is Dornbusch 12, Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to G. J. H. Siemers & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Messrs. G. J. H. Siemers & Co., and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to G. J. H. Siemers & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Messrs. G. J. H. Siemers & Co., and any and all rights to demand, enforce and collect the same; and

c. That certain debt or other obligation owing to G. J. H. Siemers & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an old checks outstanding account, entitled Messrs. G. J. H. Siemers & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3147; Filed, Feb. 27, 1946; 11:18 a. m.]

[Vesting Order 5913]

B. SIMONS & CO.

In re: Bank account owned by B. Simons & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That B. Simons & Co., the last known address of which is Dusseldorf, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to B. Simons & Co., by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Messrs. B. Simons & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3148; Filed, Feb. 27, 1946; 11:18 a. m.]

[Vesting Order 5914]

SIMON, EVERS & CO., G. M. B. H.

In re: Bank account owned by Simon, Evers & Co., G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Simon, Evers & Co., G. m. b. H., the last known address of which is Moenckebergstrasse 13, Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Simon, Evers & Co., G. m. b. H., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a Dollar Checking Account, entitled Messrs. Simon, Evers & Co., G. m. b. H., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3149; Filed, Feb. 27, 1946; 11:18 a. m.]

[Vesting Order 5915]

FRIEDRICH STRUSCH

In re: Bank account owned by Friedrich Strusch.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Friedrich Strusch, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Friedrich Strusch, by The Marine Midland Trust Company of New York, 120 Broadway, New York, New York, arising out of a checking account, entitled Friedrich Strusch, maintained at the branch office of the aforesaid bank located at 17 Battery Place, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3150; Filed, Feb. 27, 1946; 11:18 a. m.]

[Vesting Order 5916]

FUMIO TAKAGI

In re: Bank account owned by Fumio Takagi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fumio Takagi, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Fumio Takagi, by Irving Trust Company, New York, New York, arising out of a checking account, entitled Mr. Fumio Takagi, maintained at the branch office of the aforesaid bank located at 350 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3151; Filed, Feb. 27, 1946; 11:18 a. m.]

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3151; Filed, Feb. 27, 1946; 11:19 a. m.]

[Vesting Order 5917]

BUNICHIRO TANABE

In re: Bank account owned by Bunichiro Tanabe.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bunichiro Tanabe, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Bunichiro Tanbe, by Empire Trust Company, 120 Broadway, New York, New York, arising out of a special checking account, account number 18256, entitled Bunichiro Tanabe, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3152; Filed, Feb. 27, 1946; 11:19 a. m.]

[Vesting Order 5918]

FRED TAYLOR

In re: Bank account owned by Fred Taylor.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fred Taylor, whose last known address is c/o Director Heinrich Kohler, I. G. Farbenindustrie, A. G., Frankfurt a/m, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Fred Taylor, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled Fred Taylor, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3153; Filed, Feb. 27, 1946; 11:19 a. m.]

[Vesting Order 5919]

HEINR. AD. TEEGLER

In re: Bank account owned by Heinr. Ad. Teegler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heinr. Ad. Teegler, the last known address of which is Spitalerstrasse 16, Hamburg 1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Heinr. Ad. Teegler, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Heinr. Ad. Teegler, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3154; Filed, Feb. 27, 1946; 11:19 a. m.]

[Vesting Order 5930]

HYALSOL EXPORT CORP.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Having found and determined in Vesting Order Number 2173, dated September 10, 1943, that Deutsche Hydrierwerke A. G. and Bohme Fettchemie G. m. b. H. are nationals of a designated enemy country (Germany);

2. Finding that Henkel & Cie. G. m. b. H., whose principal place of business is Düsseldorf, Germany, is a business enterprise organized under the laws of Germany and is a national of a designated enemy country (Germany);

3. Finding that all of the issued and outstanding capital stock of Hyalsol Export Corporation, a corporation organized under the laws of the State of Delaware and doing business in the State of New York and a business enterprise within the United States, consisting of 2,000 shares of common stock of no par value, is registered in the names of the persons listed below in the number appearing opposite each name and is beneficially owned by Henkel & Cie. G. m. b. H., either directly or through its wholly-owned subsidiaries, Duetsche Hydrierwerke A. G. and/or Bohme Fettchemie G. m. b. H., and is evidence of ownership and control of Hyalsol Export Corporation:

	Shares
Lewis H. Marks	1,000
Nelson Littell	1,000
Total	2,000

and determining:

4. That Hyalsol Export Corporation is controlled by Henkel & Cie. G. m. b. H., either directly or through its wholly-owned subsidiaries, Deutsche Hydrierwerke A. G. and/or Bohme Fettchemie G. m. b. H., and is a national of a designated enemy country (Germany);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 2,000 shares of the common stock of no par value of Hyalsol Export Corporation more particularly described in subparagraph 5 hereof, together with all declared and unpaid dividends thereon, and all right, title and interest of whatsoever kind or nature of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any name or nature whatsoever situated within the United States, owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3155; Filed, Feb. 27, 1946; 11:20 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 46 under 3 (c)]

NASH-KELVINATOR CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.3 (c) of the General Maximum Price Regulation; *It is ordered:*

(a) The maximum net delivered prices, excluding federal excise taxes for sales to consumers by any person of the following electric water heaters distributed by the Nash-Kelvinator Corpo-

ration of Detroit, Michigan under the trade names Kelvinator or Leonard, shall be:

Model numbers:	
KS 30 or LS 30—30 gallon electric water heater—single element	$76.20
KS 50 or LS 50—50 gallon electric water heater—single element	95.35
KS 80 or LS 80—80 gallon electric water heater—single element	123.95
KS 30D or LS 30D—30 gallon electric water heater—double element	85.75
KS 50D or LS 50D—50 gallon electric water heater—double element	104.75
KS 80D or LS 80D—80 gallon electric water heater—double element	133.20

(b) The maximum net prices, excluding federal excise taxes, for sales to "servicing dealers" by any person of the following electric water heaters, shall be:

Model numbers	On shipments of—	
	1 to 4 heaters, inclusive	5 or more heaters
KS 30 or LS 30	$49.82	$46.62
KS 50 or LS 50	62.37	57.37
KS 80 or LS 80	81.07	74.57
KS 30D or LS 30D	56.07	52.47
KS 50D or LS 50D	68.56	62.97
KS 80D or LS 80D	87.02	80.02

(c) The maximum net prices set forth in (b) above are f. o. b. point of shipment. When, however shipment is made directly by the manufacturer to the dealer, the maximum net prices set forth in (a) above are f. o. b. dealer's city.

(d) The maximum net delivered prices, excluding federal excise taxes, for sales to distributors in carload quantities by any person of the following electric water heaters, shall be:

Model numbers:	
KS 30 or LS 30	$40.89
KS 50 or LS 50	49.37
KS 80 or LS 80	64.17
KS 30D or LS 30D	45.27
KS 50D or LS 50D	54.17
KS 80D or LS 80D	68.82

(e) The maximum net delivered prices, excluding federal excise taxes for sales to distributors in less than carload-quantities by any person of the electric water heaters covered by this order shall be the maximum net billing price on sales to distributors in carload quantities plus 3 percent.

(f) The maximum prices for sales of the commodities covered by this order on an installed basis shall be determined in accordance with the provisions of Revised Maximum Price Regulation 251.

(g) Each seller, except on sales to consumers, shall notify, in writing, each of his purchasers at or before the time of the first invoice after the effective date of this order of the maximum prices established by this order for sales to such purchasers as well as the purchasers, except a dealer, maximum price upon resale.

(h) The Nash-Kelvinator Corporation or its agent shall attach to each of the electric water heaters covered by this order a tag containing the following:

(1) The model number of the water heater.

(2) The OPA maximum retail price including federal excise tax.

(3) A statement that the maximum price shown includes the federal excise tax actually paid, delivery, and one year warranty.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 28, 1946.

Issued this 27th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3123; Filed, Feb. 27, 1946; 11:11 a. m.]

[Rev. SO 119, Order 95]

KITSON CO.

AUTHORIZATION OF MAXIMUM PRICES

Revised Supplementary Order No. 119, Order No. 95. Authorization of maximum prices for sales of brass bath traps manufactured by the Kitson Co., 1500 Walnut St., Philadelphia, Pa. Docket No. 6075-SO 119-11.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Revised Supplementary Order No. 119; *It is ordered:*

(a) The Kitson Company of Philadelphia, Pennsylvania, may determine its maximum prices for its line of brass bath traps by increasing by 19.6 percent its prices in effect on October 1, 1941 to each class of purchaser.

(b) Since the provisions of this order are not intended to reduce properly established maximum prices, the Kitson Company may continue to use as its maximum prices to each class of purchaser its properly established prices under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect on October 1, 1941 to each class of purchaser plus the increase provided for in (a) above.

(c) The Kitson Company shall notify each purchaser, in writing, at or before the issuance of the first invoice after the effective date of this order of the actual dollars-and-cents increase in its selling price for each bath trap over its prices to each purchaser in effect on February 27, 1946.

(d) The maximum price for sale by any reseller of the brass bath traps manufactured by the Kitson Company shall be his maximum price to each purchaser in effect on February 27, 1946, plus the actual dollars-and-cents increase in present acquisition cost resulting from the increase granted the manufacturer under paragraph (a).

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 28, 1946.

Issued this 27th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3126; Filed, Feb. 27, 1946; 11:11 a. m.]

[Rev. SO 119, Order 94]

UTICA PRODUCTS, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Utica Products, Inc., 1101 Burrstone Road, Utica, New York, may compute its adjusted ceiling prices for all articles of sheet steel cabinets for paper towels, which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 4.7 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the articles properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the precentage determined in accordance with Note 3 in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereinafter properly determined or established in accordance with Maximum Price Regulation No. 188 and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order in his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method

the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on February 28, 1946.

Issued this 27th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3125; Filed, Feb. 27, 1946; 11:11 a. m.]

[SO 142, Order 39]

AMERICAN BRAKE SHOE CO.

ADJUSTMENT OF MAXIMUM PRICES

Supplementary Order No. 142, Order No. 39. Adjustment provisions for sales of industrial machinery and equipment. Docket No. 6083-136.21-632.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) After December 18, 1945, the maximum prices for sales by resellers of the railway trackwork products listed below which are produced and sold by the manufacturer, Ramapo Ajax Division of the American Brake Shoe Company, New York, New York, shall be determined as follows: For the following railway trackwork products covered by Revised Maximum Price Regulation 136, the reseller shall add to the maximum net prices he had in effect to a purchaser of the same class, just prior to December 18, 1945, the applicable amount, in dollars and cents, by which his net invoiced cost has been increased by reason of Order No. L-4, issued to the manufacturer on December 18, 1945, under Supplementary Order No. 142:

Specialties:
Switch stands and parts.
Rail lubricators and parts.
Switch paint locks and parts.
Manganese guard rails.
Specialties—Continued.
Guard rail clamps and parts.
Gauge rods and parts.
Arched bottom guard rail plates.
Standard items:
Switches and parts.
Frogs and parts.
Carbon steel guard rails and parts.
Crossings and parts.

(b) The Ramapo Ajax Division of the American Brake Shoe Company shall notify each purchaser who buys any of the above described products for resale of the amount, in dollars and cents, by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(c) All requests not granted herein are denied.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 28, 1946.

Issued this 27th day of February 1946.

JAMES G. ROGERS, Jr.
Acting Administrator.

[F. R. Doc. 46-3127; Filed, Feb. 27, 1946; 11:11 a. m.]

[MPR 188, Order 122 Under Order A-2]

EMPIRE PLOW CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to section (a) (16) of Order A-2 under Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Empire Plow Company, Cleveland, Ohio, may increase its net maximum prices for sales to all classes of purchasers of the following garden tools which it manufactures by the dollar-and-cents amount set forth below opposite each model:

Article	Model No.	Amount of adjustment
Boy scout garden plow with turn shovel only		$0.43
Boy scout garden plow	1	.30
	2	.42
	3	.22
Paragon garden plow	1	.75
	2	1.16
Little winner cultivator with 14" steel wheel, pair side hoes, turn shovel, 3 duckfeet and wrench		.35

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his maximum prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose the "most comparable article" is the one that meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for on OPA Form 620-759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* The adjusted maximum prices authorized by this order apply to all sales and deliveries made after the effective date of this order. They are subject to each seller's customary terms, discounts, allowances, and other price differentials on sales of similar articles in effect during March 1942 or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to each purchaser for resale after the effective date of this order the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 28th day of February 1946.

Issued this 27th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3124; Filed, Feb. 27, 1946; 11:10 a. m.

[MPR 591, Order 333]

TUMPANE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list price, f. o. b. point of shipment, for sales by any person to plumbing and heating contractors, installers and commercial and industrial users of the following chrome plated swing spout sink faucet manufactured by the Tumpane Company of 37-21 32d St., Long Island City, New York,

heater.

11:11 a. m.]

be determined under the above method

and described in its application dated February 7, 1946, shall be:

No. 103 Special chrome plated brass swing spout faucet with soap tray, wall type, with replaceable brass valve cylinder	$9.60

(b) The maximum net price, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum list price specified in (a) above less successive discounts of 25 and 5 per cent.

(c) The maximum prices specified in (a) and (b) above for sales by the Tumpane Company shall be f. o. b. point of manufacture with full freight allowed on shipments of 150 pounds or more.

(d) The maximum prices established by this order shall be subject to such further discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) The Tumpane Company shall notify each of its purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for sales by the Tumpane Company, as well as the maximum prices established for purchasers upon resale.

(g) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591 to date and may not be further increased pursuant to the provisions of that order as are in effect as of the date of this order.

(h) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective February 28, 1946.

Issued this 27th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3134; Filed, Feb. 27, 1946; 11:13 a. m.]

[MPR 591, Order 334]

BEN BAR SALES, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following food freezers manufactured by Ben Bar Sales, Inc., 1025 North Third Street, Milwaukee 3, Wis., and as described in the application dated January 15, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
14 cu. ft. ¼ hp. condensing unit	$245	$294	$490
14 cu. ft. ⅓ hp. condensing unit	260	312	520

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(f) The Ben Bar Sales, Inc., of Milwaukee, Wisconsin, shall stencil on the lid or cover of the food freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 334 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 28, 1946.

Issued this 27th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3135; Filed, Feb. 27, 1946; 11:13 a. m.]

[MPR 591, Order 335]

CARL-CRAFT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Model No. 116DBL2 Freezer manufactured by the Carl-Craft Company, 4113 West Jefferson Blvd., Los Angeles 16, California, and as described in the application dated January 15, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model No. 116DBL2:	
On sales to dealers	$616
On sales to consumers	$925

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a dealer the following charges may be added to the maximum prices established in (a) above.

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Carl-Craft Company of Los Angeles, California, shall stencil, on the lid or cover of the Model No. 116DBL2 Freezer covered by this Order, substantially the following:

OPA Maximum Retail Price—$925.00

Plus freight and crating as provided in Order No. 335 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 28, 1946.

Issued this 27th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3136; Filed, Feb. 27, 1946; 11:13 a. m.]

[MPR 591, Order 336]

IGLOO FOODS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinets manufactured by the Igloo Products, Division of Igloo Foods, Inc., 210 Walnut Street, Cincinnati 2, Ohio, and as described in the application dated December 27, 1945 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
10 cu. ft. frozen food cabinet	$205	$246	$410
20 cu. ft. frozen food cabinet	340	408	680

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Igloo Products, Division of Igloo Foods Inc., shall stencil on the lid or cover of the frozen food cabinets covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 336 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 28, 1946.

Issued this 27th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3137; Filed, Feb. 27, 1946; 11:14 a. m.]

[MPR 591, Order 337]

UNIVERSAL REFRIGERATION CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Freezer M–75 manufactured by the Universal Refrigeration Company, 1954 South Western Avenue, Los Angeles, Calif., and as described in the application dated January 15, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
No. M–75: 20.5 cu. ft. ½ hp. condensing unit	$329	$395	$658

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Universal Refrigeration Company of Los Angeles, California, shall stencil on the lid or cover of Model No. M–75 freezer covered by this order, substantially the following:

OPA Maximum Retal Price—$658.00

Plus freight and crating as provided in Order No. 337 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 28, 1946.

Issued this 27th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3138; Filed, Feb. 27, 1946; 11:14 a. m.]

[MPR 591, Order 338]

TRAULSEN & CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following stainless steel refrigerators manufactured by Traulsen and Company, Inc., 45–15 Thirty-seventh Street, Long Island City 1, N. Y., and as described in the application dated January 22, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
RHT–16: Stainless steel refrigerator	$385	$450	$750

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Traulsen and Company, Inc., of Long Island City, New York, shall stencil on the lid or cover of the stainless steel

refrigerator covered by this order, substantially the following:

OPA Maximum Retail Price $750.00

Plus freight and crating as provided in Order No. 338 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 28, 1946

Issued this 27th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3139; Filed, Feb. 27, 1946; 11:14 a. m.]

[MPR 594, Order. 13]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, it is ordered:

(a) *Company sales to direct dealers.* Chrysler Corporation, Detroit, Michigan, hereinafter called Company, is authorized to sell and deliver at factory, Detroit, Michigan, to distributors, direct dealers at wholesale, and direct dealers at retail each of the Chrysler 8 cylinder new passenger automobiles listed in subparagraph (1) at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule less a wholesale delivery payment of $45.00 and the applicable retroactive car volume payment in subparagraph (i) below, when the distributors, direct dealers at wholesale or direct dealers at retail, are entitled to such payments under their Company-distributor or dealer agreements:

Model	Description	Net wholesale price
C-39-K Saratoga (8 cylinders)	3-passenger coupe	$1,104.13
	2-door sedan	1,135.92
	Club coupe	1,172.08
	Sedan, 4-door	1,182.24
C-39-N New Yorker (8 cylinders)	3-passenger coupe	1,175.33
	2-door sedan	1,227.45
	Club coupe	1,229.41
	Sedan, 4-door	1,239.55

(i) *Car volume payment:*

Quantity of new automobiles:	Payment per automobile
For distributors and direct dealers at wholesale:	
151–500	$7.50
501 and up	15.00
For direct dealers at retail:	
26–75	7.50
76–150	15.00
151–300	22.50
301–500	30.00
501 and up	37.50

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule:

Description	Net wholesale price
"A" cooling system	$3.62
Antennae:	
50" Skyway type	3.13
Long skyway type	3.74
Header type	5.24
Bumper buffer bars	3.62
Export tool kit	4.82
Extreme duty springs	2.41
Heaters:	
All weather air controlled system complete with defroster and air intake	43.55
Underseat twin unit with fresh air duplicate intake and defroster	34.05
Hydraulic transmission—overdrive	43.19
Leather trim, full, instead of cloth:	
All models except 3-passenger coupe	31.67
3-passenger coupe	15.84
Shock absorber stone shields	.84
Shock absorbers, 1⅜" oversize	.60
Special body colors	24.10
Tires: four 700 x 15—6 ply	12.00
Tubes: four 700 x 15—lifeguard	31.29
Two-tone paint	9.04

(3) *Charge for advertising.* A charge for cooperative advertising not to exceed $10.00 when the distributor, direct dealer at retail, direct dealer at wholesale, or the latter's applicable associate dealer, whichever the case may be, agrees to participate in the cooperative advertising program.

(4) *Charge for transportation.* A charge to cover transportation expense, if any, from Detroit, Michigan, to the point at which delivery is made to the purchaser, computed in accordance with the method the company had in effect on October 15, 1941, including transportation tax at the current legal rate.

(5) *Charge for Federal excise taxes.* A charge to provide for Federal excise taxes at the current legal rates computed in accordance with the method the company had in effect on October 15, 1941.

(6) *Charge for delivery of automobile for transportation by boat or drive-away.* A charge not to exceed $3.00 when less than three automobiles are delivered to carrier for transportation by boat or drive-away.

(7) *Charge for retail delivery record.* A charge not to exceed $5.00 for a retail delivery record which shall be refunded when the record is prepared and furnished in accordance with the purchaser's agreement with the Company.

(8) *Charge for manufacturer's certificate of title or origin.* A charge not to exceed twenty-five cents for preparing and furnishing a manufacturer's certificate of title or origin when requested by the purchaser.

(9) *Charge for preparing and conditioning.* A charge not to exceed $15.00 when the company performs its customary preparing and conditioning operations on the new automobile to make it ready for operation by a consumer.

(10) *Charge for anti-freeze.* A charge for anti-freeze furnished with the automobile not to exceed the applicable maximum price.

(b) *Company sales to United States.* The company and its wholly-owned subsidiaries, except its wholly-owned dealerships, are authorized to sell and deliver at factory, Detroit, Michigan, to the United States, its agencies and wholly-owned corporations, for the use of the United States each of the Chrysler 8 cylinder new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *A charge for the new automobile.* A charge for the new automobile not to exceed the amount of the applicable net wholesale price in subparagraph (1) of paragraph (a) less the amount of average wholesale payment included in such price for payment to distributors and direct dealers at wholesale.

(2) *A charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) of paragraph (a) when installed at the factory not to exceed the applicable net wholesale price in subparagraph (2) of paragraph (a).

(3) *Charge for servicing the new automobile.* A charge for servicing the new automobile subsequent to delivery to the purchaser not to exceed the amount the company had in effect on January 1, 1941, as a payment for the furnishing of such services.

(4) *Other charges.* Charges permitted by subparagraphs (4), (5), (6), (8), (9) and (10) of paragraph (a) when applicable to the sale.

(c) *Company sales to users.* The company and its wholly-owned retail dealerships, may sell and deliver to users at the factory, Detroit, Michigan, each of the Chrysler 8 cylinder new passenger automobiles listed in subparagraph (1) of paragraph (c) at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable factory retail price in subparagraph (1) of paragraph (c) less 90% of the allowances in effect on January 1, 1941, to the class of purchaser.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) of paragraph (c) when installed at the factory not to exceed the amount of the applicable factory retail price in subparagraph (2) of paragraph (c) less 90% of the allowance in effect on January 1, 1941, to the class of purchaser.

(3) *Charge for State and local taxes.* A charge for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment not to exceed the amount of such taxes.

(4) *Charge for preparing and conditioning.* A charge not to exceed $15.00 for preparing and conditioning the new automobile for delivery.

(5) *Other charges.* Charges permitted by subparagraphs (4), (5), (6), (8) and (10) of paragraph (a) when applicable to the sale.

(d) *Sales by distributors and direct dealers at wholesale to associate dealers.* Distributors and direct dealers at wholesale of Chrysler 8 cylinder new passenger automobiles may sell and deliver to associate dealers each of the new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the amount of the applicable net wholesale price in subparagraph (1) of paragraph (a) less the applicable car volume payment in subparagraph (i) below:

(i) *Car volume payment.* When an associate dealer shall have purchased one of the quantities of new automobiles listed in the following schedule, the distributor or direct dealer at wholesale shall pay to that associate dealer, or credit him with, the amount in the schedule applicable to the quantity purchased:

Quantity:	Amount per automobile
26–75	$7.50
76 and up	15.00

These car volume payments are nonretroactive.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the amount of the applicable net wholesale price in that schedule:

Description	Net wholesale price
"A" cooling system	$3.80
Antennae:	
50" Skyway type	3.29
Long skyway type	3.93
Header type	5.50
Bumper buffer bars	3.80
Export tool kit	5.06
Extreme duty springs	2.53
Heaters:	
All weather air controlled system complete with defroster and air intake	45.73
Underseat twin unit with fresh air duplicate intake and defroster	35.75
Hydraulic transmission—overdrive	45.35
Leather trim, full, instead of cloth:	
All models except 3-passenger coupe	33.25
3-passenger coupe	16.63
Shock absorber stone shields	0.88
Shock absorbers, 1¾" oversize	0.63
Special body colors	25.31
Tires: Four 700 x 15—6-ply	12.60
Tubes: Four 700 x 15—lifeguard	32.85
Two-tone paint	9.49

(3) *Charge for advertising.* A charge for cooperative advertising not to exceed $10.00 when the purchasing associate dealer agrees to participate in the cooperative advertising program.

(4) *Charge for transportation.* A charge to cover the transportation expense of the distributor or direct dealer at wholesale not to exceed the following:

(i) *When the transportation charge to distributor or direct dealer at wholesale is prepaid.* A charge not to exceed the average net invoice transportation charge to the distributor or direct dealer at wholesale for the new automobile and extra or optional equipment being sold including transportation tax; or

(ii) *When the transportation charge to distributor or direct dealer at wholesale is not prepaid.* A charge to cover transportation expense not to exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the new automobile and extra or optional equipment from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away, and the distributor or direct dealer at wholesale pays the truck-away charge, the charge may be the truck-away charge, at truckload rate, for the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

(5) *Charge for Federal excise taxes.* A charge to cover Federal excise taxes not to exceed the amount of the charge the selling distributor or dealer at wholesale is billed for this expense.

(6) *Charge for preparing and conditioning.* A charge not to exceed $15.00 when the distributor or direct dealer at wholesale prepares and conditions the automobile for delivery to the person to whom the purchasing associate dealer sells the automobile or to the agent of such person.

(7) *Company charge for delivery of automobile for transportation by boat or drive-away.* The company's charge to the selling distributor or direct dealer at wholesale for delivery of automobile to carrier for transportation by boat or drive-away.

(8) *Charge for retail delivery record.* A charge not to exceed $5.00 for a retail delivery record which shall be refunded when the record is prepared and furnished in accordance with the associate dealer agreement.

(9) *Charge for manufacturer's certificate of title or origin.* A charge not to exceed twenty-five cents for the preparing and furnishing of a manufacturer's certificate of title or origin when requested by the associate dealer.

(10) *Charge for anti-freeze.* A charge for anti-freeze furnished with the automobile not to exceed the applicable maximum price.

(e) *Sales by resellers in continental United States.* A reseller may sell and deliver at its place of business each of the Chrysler 8 cylinder new passenger automobiles listed in subparagraph (1) below at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable factory retail price in the following schedule:

Model	Description	Factory retail price
C-39-K Saratoga (8 cylinders).	3-passenger coupe	$1,428
	2-door sedan	1,495
	Club coupe	1,516
	Sedan, 4-door	1,529
C-39-N New Yorker (8 cylinders).	3-passenger coupe	1,520
	2-door sedan	1,587
	Club coupe	1,590
	Sedan, 4-door	1,603

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable factory retail price in the schedule:

Description	Factory retail price
"A" cooling system	$4.85
Antennae:	
50" Skyway type	4.40
Long skyway type	5.35
Header type	7.20
Bumper buffer bars	5.80
Export tool kit	6.40
Extreme duty springs	3.20
Heaters:	
All weather air controlled system complete with defroster and air intake	56.05
Underseat twin unit with fresh air duplicate intake and defroster	44.90
Hydraulic transmission—overdrive	57.55
Leather trim, full, instead of cloth:	
All models except 3-passenger coupe	41.95
3-passenger coupe	21.00
Shock absorber stone shields	1.15
Shock absorbers, 1¾" oversize	.80
Special body colors	33.65
Tires: Four 700 x 15—6 ply	16.05
Tubes: Four 700 x 15—lifeguard	50.00
Two-tone paint	11.65

(3) *Charge for transportation*—(i) *When transportation charge to reseller is prepaid.* A charge not to exceed the average net invoice transportation charge for the new automobile and extra or optional equipment being sold including transportation tax at the current legal rate; or

(ii) *When transportation charge to reseller is not prepaid.* A charge to cover transportation expense not to exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the new automobile and extra or optional equipment from Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away and the reseller pays the truck-away charge, the charge may be the truck-away charge, at truckload rate for the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

(4) *Charge for Federal excise taxes.* A charge not to exceed the charges made by his supplier to provide for Federal excise taxes on the new automobile and extra or optional equipment.

(5) *Charge for State and local taxes.* A charge for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment not to exceed the amount of such taxes.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery not to exceed $35.00.

(7) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze furnished with the automobile not to exceed applicable maximum prices.

(f) *Sales by distributors, direct dealers at wholesale, direct dealers at retail or other resellers in territories and possessions.* A distributor, direct dealer at wholesale, direct dealer at retail, associate dealer or other reseller may sell and deliver in a territory or possession of the United States each of the Chrysler 8 cylinder new passenger automobiles listed in subparagraph (1) of paragraph (e) at a price not to exceed the maxi-

mum price it may charge under paragraph (d) or (e), whichever is applicable, to which he may add a sum equal to the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile and extra or optional equipment in the territory or possession, when not charged under paragraph (d) or (e); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (d) or (e).

(g) *Definitions*—(1) *Reseller.* A reseller is:

(i) A dealership, including company owned dealerships, when not selling under a distributor or direct dealer at wholesale agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(2) *User.* A user is:

(i) A fleet account; or

(ii) The United States, or its agencies, or its wholly-owned corporations, when purchasing new automobiles for resale to buyers outside the United States; or

(iii) Any purchaser at retail.

(h) All requests not granted herein are denied.

(j) This order may be amended or revoked by the Administrator at any time.

This order shall become effective February 26, 1946.

Issued this 26th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3105; Filed, Feb. 26, 1946; 4:14 p. m.]

[MPR 188, Amdt. 1 to Order 1470]

NEW METAL COTS AND DOUBLE DECK BEDS

MANUFACTURERS' AND JOBBERS' MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:* That Order No. 1470 under § 1499.159b of Maximum Price Regulation No. 188 be, and the same hereby is, amended in the following respects:

1. Paragraph (f) is amended to read as follows:

(f) *Maximum prices which cannot be established under another paragraph of this order (such as other models and other classes of purchasers).* After March 5, 1946, a manufacturer shall not sell, offer to sell, deliver or offer to deliver any article covered by this order for sales of which maximum prices have not been established under paragraph (d) of this order, or under an order of the Office of Price Administration, until he has applied to the Office of Price Administration, Washington 25, D. C., for the establishment of his maximum prices for such sales, and until such maximum prices have been established by an order of the Office of Price Administration, or the waiting period referred to below has terminated, and the manufacturer has received no notification from the Office of Price Administration. The application shall set forth (unless the information has already been furnished to the Office of Price Administration, in which case the date and the office to which it was furnished, shall be stated):

(1) The identifying number or trade name of the article to be priced.

(2) The reasons why the article to be priced cannot be priced under any other paragraph of this order.

(3) The detailed specifications and an illustration of the article to be priced.

(4) An itemized breakdown of the manufacturer's current unit direct cost of the article to be priced, showing separately, according to his own system of accounts or regularly prepared operating statements, all major component unit direct cost factors. For the purpose of this order, unit direct costs include direct labor and direct material costs but do not include factory burden (sometimes called factory overhead or indirec manufacturing expenses), packaging and crating costs, royalties and patterns, tool and die cost and items of administrative, general and selling expenses. Also, state the number of units of production upon which the unit direct costs were based.

(5) An itemized breakdown of the manufacturer's current unit direct cost (as described in (4) above) of the basic model in paragraph (d) of this order which is most nearly comparable to the article being priced.

(6) Price lists in effect during March 1942 showing:

(i) The article most nearly comparable to the article being priced, with illustrations:

(ii) The article most nearly comparable to the basic model mentioned in (4), with illustrations;

(iii) All price differentials covering variations in these constructions.

If the manufacturer was not making and selling new metal cots and double deck beds in March 1942, send the first price list which was in effect after March 1942, together with illustrations.

(7) A statement of the manufacturer's customary discounts, allowances and other price differentials to different classes of purchasers in effect for sales of new metal cots and double deck beds during March 1942, or if the manufacturer was not making and selling new metal cots and double deck beds during March 1942, the same information for the first period after March 1942 during which the manufacturer was engaged in this business.

(8) The proposed maximum prices to each class of purchaser for the article to be priced, and a statement of why the manufacturer believes those prices to be in line with the level of maximum prices established by this order.

Those proposed maximum prices shall be calculated as follows:

Step 1: The manufacturer shall determine the "unit direct cost" for the article being priced.

Step 2: The manufacturer shall select from the comparables for which maximum prices to retailers have already been established, in paragraph (d), the comparable which has a unit direct cost closest to the unit direct cost of the article being priced.

Step 3: The manufacturer shall determine the percentage markup over unit direct cost for the comparable selected.

Step 4: The manufacturer shall apply to the unit direct cost of the article being priced that percentage markup. The resulting price shall be the f. o. b. factory, l. c. l. maximum price for sales of the new article to retailers.

(ii) In the absence of a contrary direction from the Office of Price Administration within 15 days after mailing his application, the manufacturer may offer the article in question for sale at the proposed maximum prices stated therein. If such proposed maximum prices are correctly computed they shall be subject to adjustment (but not retroactively) at any time by order of the Office of Price Administration if it appears that the maximum prices so established are out of line with the general level of prices established by this order. If the prices are incorrectly computed, the maximum prices for a sale, offer to sell, or delivery of an article made pursuant to the incorrect report shall be the maximum prices which are properly computed under the formula contained in this paragraph.

2. Paragraph (i) is added, to read as follows:

(i) *Establishment of maximum prices in certain cases.* If any seller subject to this order fails to make the application for price approval which this order requires in certain instances, the Office of Price Administration may, either upon application, or upon its own motion, issue orders under this paragraph establishing maximum prices which are in line with the level of maximum prices established by this order. Maximum prices, so established, shall be effective as of the date of first sale.

This amendment shall become effective on March 5, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3218; Filed, Feb. 28, 1946; 11:39 a. m.]

[RMPR 499, Order 32]

KINGSTON WATCH CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation 499, it is ordered:

(a) *Effect of this order.* This order establishes maximum prices for sales of the imported watches specified below imported by the Kingston Watch Company, 48 West 48th Street, New York 19, New York, hereinafter called the "Importer."

(b) *Maximum prices for sales to retailers and at retail.* The maximum prices for sales by the importer to retailers and at retail of the Kingston watches identified below are as follows:

LAPEL—LADIES' WATCHES

Description	Importer's maximum prices to retailers	Maximum retail prices excluding Federal excise tax.
#8005, 7 jewel, 8¾ ligne, round rolled gold plate case, plain dial, ⅛₀ gold filled bow attachment, synthetic rubies, box	$14.75	$32.50
#8089, 7 jewel, 8¾ ligne, round rolled gold plate attached case, ⅛₀ gold filled spray, synthetic colored stones, box	15.75	35.00
#8092, 7 jewel, 8¾ ligne, round rolled gold plate case, plain dial, ⅛₀ gold filled two tone fancy attachment, box	16.25	35.00
#8079, 7 jewel, 8¾ ligne, rolled gold plate rectangular case, high curved crystal, ruby dot dial, ⅛₀ gold filled bow attachment, synthetic rubies, box	16.25	35.00
#8091, 7 jewel, 8¾ ligne, rolled gold plate square case, crystal top, ⅛₀ gold filled fancy attachment, box	14.45	32.50
#8026, 7 jewel, 8¾ ligne, rolled gold plate square case, ⅛₀ gold filled bar attachment, box	14.25	29.75
#8091, 7 jewel, 8¾ ligne, ⅛₀ gold filled flower spray, two tone round attached rolled gold plate, case, box	14.50	32.50
#8084, 7 jewel, 8¾ ligne, square rolled gold plate case, crystal top, 1/20 gold filled fancy attachment, box	13.75	29.75
#8012, 7 jewel, 8¾ ligne, rolled gold plate nautical wheel case, fancy metal attachment, box	10.25	22.50
#8016, 7 jewel, 8¾ ligne, large square ice cube case crystal top and back, sterling silver or rolled gold plate, attachment, box	14.24	29.75
#8084, 17 jewel, 9⅛ ligne, 14K solid gold case, high curved crystal, ruby dot dial with diamond cut numerals, 14K solid gold link attachment, box	42.56	85.00
#9600, 17 jewel, 6⅝ ligne, 14K solid gold case, high curved crystal, ruby dot dial with diamond cut numerals, 14K solid gold bow attachment, box	38.45	85.00
#9620, 17 jewel, 5 ligne, 14K solid gold case, high curved crystal, ruby dot dial, 14K solid gold bow attachment, box	40.61	85.00

WRIST

#7000, 7 jewel, 6⅞ ligne, rolled gold plate case, steel back, plain dial, cord, box	$10.95	$22.50
#7000, 17 jewel, 6⅝ ligne, rolled gold plate case, steel back, plain dial, cord, box	12.95	27.50
#9315, 17 jewel, 6⅝ ligne, 14K solid gold case, high curved crystal ruby dot dial, cord, box	19.50	42.50
#9317, 17 jewel, 5⅝ ligne, 14K solid gold case, high curved crystal, ruby dot dial, cord, box	18.10	39.50
#9591, 17 jewel, 5 ligne, 14K solid gold case, high curved crystal, ruby dot dial, cord, box	26.00	47.50
#6000, 17 jewel, 8¾ ligne, silver top steel back, case, sweep second hand radium dial, strap, box, waterproof	15.00	32.50

MEN'S WATCHES

#7804, 7 jewel, 8¾ ligne, rolled gold plate square or rectangular case, plain dial, strap, box	$9.95	$19.50
#7804, 17 jewel, 8¾ ligne, rolled gold plate square or rectangular case, plain dial, strap, box	12.75	27.50
#7901, 7 jewel, 10½ ligne, rolled gold plate case with steel back, plain dial, strap, box	9.00	19.50
#7901, 17 jewel, 10½ ligne, rolled gold plate case, steel back, plain dial, strap, box	11.25	24.75
#7905, 7 jewel, 11½ ligne, rolled gold plate curved case, steel back, plain dial, strap, box	8.75	19.50
#7905, 17 jewel, 11½ ligne, rolled gold plate curved case, steel back, plain dial, strap, box	10.75	22.50

MEN'S WATCHES—Continued

Description	Importer's maximum prices to retailers	Maximum retail prices excluding Federal excise tax.
#9151, 17 jewel, 8¾ ligne, 14K solid gold rectangular case, high curved crystal, diamond cut dial, strap, box	$30.75	$65.00
#9154, 17 jewel, 8¾ ligne, 14K solid gold rectangular or square case, plain dial, high curved crystal, strap, box	28.10	62.00
#9158, 17 jewel, 8¾ ligne, 14K solid gold white, yellow or pink case, high flat crystal, special dial with 14K gold bars and dots, lizard or alligator strap, box	56.04	120.00
#9159, 17 jewel, 8¾ ligne, 14K solid gold white, yellow or pink case, high flat crystal, special dial with 14K gold bars & dots, lizard or alligator strap, box	57.50	120.00
#9160, 17 jewel, 8¾ ligne, 14K white gold case, rectangular, high curved crystal, plain dial, strap, box	32.95	65.00
#9161, 17 jewel, 8¾ ligne, 14K white, yellow or pink gold case, high curved crystal, special dial with 14K gold bars & dots, lizard or alligator, strap, box	46.66	100.00
#9162, 17 jewel, 8¾ ligne, 14K white, yellow or pink gold case, high curved crystal, special dial with 14K gold dots, lizard or alligator strap, box	42.07	85.00
#9163, 17 jewel, 8¾ ligne, 14K white, yellow or pink gold case, high curved crystal, special dial with 14K gold bars and dots, lizard or alligator, strap, box	48.11	100.00
#6010, 17 jewel, 11½ ligne, silver top steel back case, incabloc radium dial, sweepsecond, waterproof, strap, box	15.82	32.50
#9206, 17 jewel, 10½ ligne, 14K solid gold case, thin model, sweep second, incabloc, radium dial, strap, box	46.40	100.00
#9208, 17 jewel, 11½ ligne, 14K solid gold case, thin model, incabloc, sweep second, radium dial, strap, box	49.35	110.00

The importer's maximum prices set forth above are subject to its customary March 1942 terms and allowances. The above maximum retail prices listed above are exclusive of the Federal excise tax of 10%, 20% in the case of watches selling at retail for more than $65.00.

No charge may be added to the above maximum retail prices for the extension of credit except under the conditions specified and to the extent permitted by section 12a of Revised Maximum Price Regulation No. 499.

(c) *Notification.* Any person who sells the above watches to a purchaser for resale shall, at the time of or prior to the first invoice, furnish the purchaser with a copy of this order or a price list incorporating the above prices to retailers and to consumers and containing a certification that they are maximum prices established by the Office of Price Administration. In addition, he shall include on every invoice covering a sale of these watches the following statement:

OPA Order No. 32 under RMPR 499 establishes prices at which you may sell these watches.

This notification on requirement supersedes the notification requirement in section 12 of Revised Maximum Price Regulation 499 with respect to the watches covered by this order.

(d) *Tagging.* The importer shall include with every watch covered by this order delivered to a purchaser for resale after its effective date, a tag or label setting forth the maximum retail price of the particular watch. This tag or label must not be removed until the watch is sold to an ultimate consumer.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) Unless the content otherwise requires the definitions set forth in section 12 of Revised Maximum Price Regulation No. 499 shall apply to the terms used herein.

This order shall become effective on the 5th day of March 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3222; Filed, Feb. 28, 1946; 11:40 a. m.]

[RMPR 357, Order 13]

CERTAIN INDIA TANNED GOATSKINS

MAXIMUM PRICES FOR IMPORTATION AND RESALE AFTER ARRIVAL IN THE UNITED STATES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 6 of Revised Maximum Price Regulation 357; *It is ordered:*

(a) The maximum prices at which any person may purchase, sell or deliver the selections of R. H. H. mark or D. H. D. mark East India tanned goatskins enumerated below shall be prices computed as though such selections were listed in section 4, table 1 of Revised Maximum Price Regulation 357 as follows:

Mark	Selection		Average weight in lbs. per dozen skins	Price
	Grades	Percent in each grade		
R. H. H.	I–II	40–60	8–9	$1.1425
D. H. D.	I–II	40–60	13–14	1.0425

(b) This order may be amended or revoked at any time by the Office of Price Administration.

(c) This Order No. 13 shall become effective March 5, 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3221; Filed, Feb. 28, 1946; 11:39 a. m.]

Regional and District Office Orders.

[Region VI Order G-77 Under SR 15, Amdt. 2]

FLUID MILK IN ONEIDA, VILAS AND FOREST COUNTIES, WIS.

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-77 under § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation is amended in the following respects:

1. Paragraph (a) is amended by striking out the following sentence: "On and after April 1, 1946 Crandon, Wisconsin shall again be excepted from the provisions of this order."

2. Paragraph (c) is amended by striking out the following sentence: "On and after April 1, 1946 Crandon, Wisconsin shall again be excepted from the provisions of this order."

This amendment to Order No. G–77 shall become effective February 27, 1946.

This amendment has been approved by the Secretary of Agriculture.

Issued this 27th day of February 1946.

R. E. WALTERS,
Regional Administrator.

Approved: February 26, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46–3165; Filed, Feb. 27, 1946; 4:30 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register Feb. 21, 1946.

Region II

Baltimore Order 49, Amendment 2, covering dry groceries in the Baltimore, Maryland area. Filed 9:47 a. m.

Baltimore Order 2–C and 7–O, Amendment 4, covering poultry and eggs in the Baltimore, Maryland area. Filed 9:48 a. m.

Newark Order 3–C and 1–O, covering poultry and eggs in Mercer county, New Jersey. Filed 9:48 a. m.

Newark Order 5–C, covering poultry in Hudson, Essex, Union, Bergen and the Borough of North Plainfield in Somerset county. Filed 9:48 a. m.

Philadelphia Order 13–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:48 a. m.

Philadelphia Order 14–F, Amendment 3, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 9:48 a. m.

Philadelphia Order 15–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:49 a. m.

Philadelphia Order 16–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:49 a. m.

Pittsburgh Order 9–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:49 a. m.

Pittsburgh Order 10–F, Amendment 3, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 9:49 a. m.

Pittsburgh Order 11–F, Amendment 3, covering fresh fruits and vegetables in all of Erie and Warren county, Pennsylvania. Filed 9:50 a. m.

Pittsburgh Order 12–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:50 a. m.

Wilmington Orders 2–C and 4–O, covering poultry and eggs in Delaware North of the Delaware & Chesapeake Canal. Filed 9:43 a. m.

Region III

Cincinnati Order 4–F, Amendment 57, covering fresh fruits and vegetables in Hamilton county, Ohio. Filed 9:43 a. m.

Cincinnati Order 8–F, Amendment 27, covering fresh fruits and vegetables in certain areas in Ohio. Filed 9:43 a. m.

Indianapolis Order 39, Amendment 8, covering dry groceries in certain areas in Indiana. Filed 9:46 a. m.

Indianapolis Order 40, Amendment 9, covering dry groceries in certain areas in Indiana. Filed 9:46 a. m.

Indianapolis Order 5–O, Amendment 6, covering eggs in certain counties in Indiana. Filed 9:46 a. m.

Indianapolis Order 6–O, Amendment 6, covering eggs in certain counties in Indiana. Filed 9:46 a. m.

Indianapolis Order 19–W, Amendment 8, covering dry groceries in certain areas in Indiana. Filed 9:42 a. m.

Indianapolis Order 38, Amendment 8, covering dry groceries in certain areas in Indiana. Filed 9:43 a. m.

Indianapolis Order 20–W, Amendment 8, covering dry groceries in certain areas in Indiana. Filed 9:41 a. m.

Region IV

Birmingham Order 6–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Alabama. Filed 9:41 a. m.

Birmingham Order 5–F, Amendment 19, covering fresh fruits and vegetables in Jefferson county. Filed 9:41 a. m.

Birmingham Order 25–F, Amendment 6, covering fresh fruits and vegetables in certain counties in the Birmingham area. Filed 9:42 a. m.

Birmingham Order 26–F, Amendment 18, covering fresh fruits and vegetables in Mobile county, Alabama. Filed 9:42 a. m.

Birmingham Order 27–F, Amendment 20, covering fresh fruits and vegetables in Montgomery county, Alabama. Filed 9:42 a. m.

Birmingham Order 28–F, Amendment 18, covering fresh fruits and vegetables in Houston county, Alabama. Filed 9:42 a. m.

Birmingham Order 29–F, Amendment 18, covering fresh fruits and vegetables in Dallas county, Alabama. Filed 9:39 a. m.

Birmingham Order 25, Amendment 1, covering dry groceries for Groups 1 and 2 stores in the Birmingham area. Filed 9:39 a. m.

Columbia Order 8–F, Amendment 16, covering fresh fruits and vegetables in the entire State of South Carolina. Filed 9:35 a. m.

Columbia Orders 21 and 22, Amendment 1, covering dry groceries in the South Carolina area. Filed 9:36 a. m.

Columbia Orders 23–C and 24–C, Amendment 3, covering poultry in the South Carolina area. Filed 9:36 a. m.

Columbia Order 25–C, Amendment 3, covering dry groceries in the South Carolina area. Filed 9:37 a. m.

Columbia Order 26–C, Amendment 3, covering poultry sold by Groups 3 and 4 stores in the South Carolina area. Filed 9:37 a. m.

Columbia Order 27–C, Amendment 3, covering poultry in Richland and Lexington counties. Filed 9:37 a. m.

Columbia Orders 23–O and 24–O, Amendment 4, covering eggs sold by Groups 1 and 2 and 3 and 4 stores in the South Carolina area. Filed 9:37 a. m.

Columbia Orders 25–O and 26–O, Amendment 4, covering eggs sold by Groups 1 and 2 and 3 and 4 stores in the South Carolina area. Filed 9:38 a. m.

Columbia Order 27–O, Amendment 8, covering eggs in Richland and Lexington counties. Filed 9:35 a. m.

Columbia Order 7–W, Amendment 1, covering dry groceries in the South Carolina area. Filed 9:35 a. m.

Memphis Order 2–O, Amendment 9, covering eggs sold by Groups 1 and 2 stores in Memphis and Shelby counties, Tennessee. Filed 9:39 a. m.

Raleigh Order 13–F, Amendment 16, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 9:40 a. m.

Raleigh Order 14–F, Amendment 4, covering fresh fruits and vegetables in certain areas in North Carolina. Filed 9:41 a. m.

Raleigh Order 11–C, Amendment 2, covering poultry in certain counties in North Carolina. Filed 9:40 a. m.

Raleigh Order 10–O, Amendment 4, covering eggs in certain counties in North Carolina. Filed 9:40 a. m.

Raleigh Order 11–O, Amendment 4, covering eggs in certain counties in North Carolina. Filed 9:40 a. m.

Raleigh Order 12–O, Amendment 4, covering eggs in certain counties in North Carolina. Filed 9:40 a. m.

Region V

Dallas Order 4–F, Amendment 30, covering fresh fruits and vegetables in Dallas county, Texas. Filed 9:34 a. m.

Dallas Order 6–F, Amendment 19, covering fresh fruits and vegetables in McLennan county, Texas. Filed 9:33 a. m.

Dallas Orders 4–C and 10–O, covering poultry and eggs in the cities of Dallas and University Park and town of Highland Park, Texas. Filed 9:30 a. m.

Dallas Orders 28 and 29, Amendment 3, covering dry groceries sold by Groups 1 and 2 and 3 and 4 stores. Filed 9:29 and 9:30 a. m.

Dallas Order 29, Amendment 4, covering dry groceries sold by Groups 3A and 4A stores. Filed 9:30 a. m.

Dallas Order 7–W, Amendment 2, covering dry groceries. Filed 9:30 a. m.

Fort Worth Order 18, Amendment 5, covering dry groceries sold by Groups 1 and 2 stores. Filed 9:31 a. m.

Fort Worth Order 19, Amendment 4, covering dry groceries sold by Groups 1 and 2 stores. Filed 9:31 a. m.

Fort Worth Order 19, Amendment 5, covering dry groceries in certain counties in Texas. Filed 9:31 a. m.

Fort Worth Order 20, Amendment 4, covering dry groceries sold by Groups 3 and 4 stores. Filed 9:32 a. m.

Fort Worth Order 3–W, Amendment 4, covering dry groceries. Filed 9:32 a. m.

Fort Worth Order 4–W, Amendment 5, covering dry groceries in certain counties in Texas. Filed 9:32 a. m.

Houston Order 4–F, Amendment 30, covering fresh fruits and vegetables in certain cities and towns in Texas. Filed 9:32 a. m.

Houston Order 5–F, Amendment 30, covering fresh fruits and vegetables in Jefferson and Orange counties, Texas. Filed 9:33 a. m.

Houston Order 6–F, Amendment 10, covering fresh fruits and vegetables in certain areas in Texas. Filed 9:33 a. m.

Houston Orders 2–C and 4–O, covering poultry and eggs in Harris county, Texas. Filed 9:39 and 9:38 a. m.

Houston Orders 3–C and 5–O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 9:38 and 9:39 a. m.

Houston Orders 4–C and 6–O, covering poultry and eggs in Galveston county, Texas. Filed 9:38 and 9:39 a. m.

Kansas City Order 4–F, Amendment 31, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri and the city of North Kansas City, Missouri. Filed 9:29 a. m.

Kansas City Order 9–F, Amendment 15, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 9:29 a. m.

Kansas City Order 10–F, Amendment 5, covering fresh fruits and vegetables in Greene county, Missouri. Filed 9:29 a. m.

Kansas City Order 11–F, Amendment 15, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 9:29 a. m.

New Orleans Order 3–F, Amendment 30, covering fresh fruits and vegetables in Louisiana, Parishes of Orleans, St. Bernard and Jefferson except Grand Isle. Filed 9:35 a. m.

New Orleans Order 5–F, Amendment 21, covering fresh fruits and vegetables in the cities of Shreveport, Bossier City, Monroe and West Monroe, Louisiana. Filed 9:35 a. m.

New Orleans Order 6–F, Amendment 21, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 9:35 a. m.

St. Louis Order 23, Amendment 3, covering dry groceries sold by Groups 1 and 2 stores. Filed 9:34 a. m.

St. Louis Order 24, Amendment 3, covering dry groceries sold by Groups 1 and 2 stores. Filed 9:34 a. m.

St. Louis Order 25, Amendment 3, covering dry groceries sold by Groups 3 and 4 stores. Filed 9:34 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–3102; Filed, Feb. 26, 1946; 4:14 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 63–5]

OGDEN CORP.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 26th day of February A. D. 1946.

Notice is hereby given that Ogden Corporation ("Ogden"), a registered holding company, has filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935.

All interested persons are referred to said document which is on file in the office of the Commission for a statement of the transactions therein proposed, which are summarized as follows:

Ogden proposes to use all or any portion of its cash resources, amounting to approximately $3,000,000, which it states are not needed for any of the company's corporate purposes, to acquire, purchase, invest and reinvest, from time to time, in any securities, assets or real or personal property of any sort and description and wheresoever situated, other than any securities of a "public utility company", and other than "utility assets" as such terms are defined in the act, for the purpose of receiving a reasonable return. Ogden further proposes to make such acquisitions or purchases of such securities, assets or property from any person, firm or corporation, other than a person, firm or corporation who or which is an "associate company", or an "affiliate" of Ogden, or an "affiliate" of a company in Ogden's holding company system as such terms are defined in the act.

Applicant requests that it be permitted to carry out the investment program hereinabove described through an exemption under sections 3 (a) (5), 9 (c) (2) or 9 (c) (3) of the act.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said application, and that said application should not be granted except pursuant to further order of this Commission;

It is ordered, That a hearing on said application under the applicable provisions of the act and rules of the Commission thereunder be held on March 12, 1946 at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Robert P. Reeder or any other officer or officers of this Commission designated by it for that purpose shall preside at the hearing on such matters. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said application, particular attention be directed at said hearing to the following matters and questions:

1. Whether the provisions of section 3 (a) (5) of the act are applicable to Ogden and, if so, whether the requested exemption of Ogden pursuant to section 3 (a) (5) should be granted.

2. Whether, under the rules and regulations promulgated by the Commission pursuant to sections 9 (c) (2) and 9 (c) (3) of the act, the provisions of section 9 (a) of the act are applicable to the proposed acquisitions by Ogden.

3. Whether the proposed acquisitions by Ogden would be of such commercial paper and other securities as the Commission should prescribe, by order, as appropriate in the ordinary course of business of Ogden and as not detrimental to the public interest or the interest of investors or consumers.

4. Whether the proposed acquisitions would satisfy the requirements of section 10 of the act.

5. Generally, whether the proposed transactions comply, and whether the requested exemptions are consistent, with all the applicable provisions and requirements of the act and of the rules and regulations promulgated thereunder, and whether it is necessary or appropriate in the public interest or for the protection of investors and consumers to impose terms and conditions in respect thereof.

It is further ordered, That notice of this hearing is hereby given to Ogden and to all interested persons, said notice to be given to Ogden by registered mail and to all other persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for releases issued under the Public Utility Holding Company Act of 1935 and by publication of a copy of this notice and order in the FEDERAL REGISTER.

It is requested that any person desiring to be heard in these proceedings shall file with the Secretary of the Commission on or before March 8, 1946 an appropriate request or application to be heard as provided by Rule XVII of the Commission's Rules of Practice.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–3228; Filed, Feb. 28, 1946; 11:40 a. m.]

[File No. 7–873]

NEW YORK CURB EXCHANGE AND NORTHERN STATES POWER CO.

ORDER SETTING HEARING ON APPLICATION TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of February, A. D. 1946.

In the matter of application by the New York Curb Exchange to extend unlisted trading privileges to Northern States Power Company (Minnesota) common stock, without par value, File No. 7–873.

The New York Curb Exchange, pursuant to section 12 (f) (3) of the Securities Exchange Act of 1934, and Rule X-12F–1 promulgated thereunder, having made application to the Commission to extend unlisted trading privileges to the above-mentioned security;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which

Reference MAR 5 '46

covering fresh fruits and vegetables in

nna area. Filed 9:37 a. m.

covering dry groceries. Filed 9:32 a. m.

and Exchange Commission, held at its

3 (a) (5) should be granted.

a hearing be held in this matter at which

all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 10:00 a. m. on Tuesday, March 12, 1946, at the office of the Securities and Exchange Commission, 120 Broadway, New York, New York, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Paul MacDonald, or any other officer or officers of the Commission named by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3227; Filed, Feb. 28, 1946; 11:40 a. m.]

[File No. 70-1237]

PENNSYLVANIA EDISON CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of February 1946.

Notice is hereby given that an application or declaration (or both) has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935 and the General Rules and Regulations promulgated thereunder, by Pennsylvania Edison Company, a subsidiary of Associated Electric Company, a registered holding company;

Notice is further given that any interested person may, not later than March 11, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application or declaration (or both), as filed or as amended, may be granted or permitted to become effective (or both), as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application or declaration (or both) which is on file in the offices of said Commission, for a statement of the transactions therein proposed, which are summarized below:

Pennsylvania Edison Company filed a general claim on the proceedings for reorganization pursuant to Chapter X of the Bankruptcy Act of Associated Gas and Electric Company and Associated Gas and Electric Corporation, in the amount of $59,946.28, which claim was allowed in full by order entered July 27, 1945 by the United States District Court for the Southern District of New York having jurisdiction over the reorganization proceedings. Since, under the joint Plan of Reorganization of the two debtor companies, holders of general claims allowed against the estates of the above-named debtors are to receive 2.14 shares of common stock of the surviving company (which is General Public Utilities Corporation) for each $100 principal amount of their allowed claim, Pennsylvania Edison Company is, upon the above basis, entitled to receive 1,282 shares and scrip representing 85/100 of a share of the common stock of General Public Utilities Corporation. Such shares constitute less than 0.02% of the total number of shares of common stock to be issued pursuant to the plan. Upon acquisition, Pennsylvania Edison Company proposes to sell such stock on the New York Stock Exchange, and to sell such scrip through the Scrip Agent provided by the plan as soon as practicable, or in any event within 30 days after the receipt of the same.

Sections 9 (a) and 10, and possibly section 12 (d) have been designated as applicable to the proposed transactions. The filing requests that, if the Commission deems that section 12 (d) and Rule U-44 are applicable to the sale of such stock and scrip, the 15 days' notice of intention required by Rule U-44 (b) (2) be waived.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3229; Filed, Feb. 28, 1946; 11:41 a. m.]

[File No. 70-1211]

STANDARD GAS AND ELECTRIC CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of February 1946.

Standard Gas and Electric Company, a registered holding company, having filed a declaration and amendments thereto pursuant to sections 6 (a), 7, and 12 (d) of the Public Utility Holding Company Act of 1935, regarding the issuance and sale to certain banks of $51,000,000 principal amount of bank loan notes and the application of the proceeds of such notes together with treasury cash to the redemption of Standard Gas and Electric Company's outstanding 6% notes and debentures in the total principal amount of $58,601,000; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings herein;

It is ordered, That said declaration, as amended, be, and the same hereby is, permitted to become effective forthwith, subject to the terms and conditions contained in Rule U-24 and subject to the following further conditions:

(a) That all monies to be paid to Standard Power and Light Corporation because of the redemption of the notes and debentures of Standard Gas and Electric Company, owned by Standard Power and Light Corporation, shall be held in escrow until the further order of this Commission, the terms and conditions of said escrow agreement to be subject to the approval of this Commission; and

(b) That jurisdiction is hereby reserved over the amount of the commitment fee paid to the various lending banks.

The declarant having requested that the order of the Commission herein conform to the requirements specified in section 1808 (f) of the Internal Revenue Code, as amended, and contain recitals and specifications described therein; and it appearing to the Commission that the declarant's request in this regard should be granted;

It is further ordered and recited, That the transactions proposed in the aforesaid declaration and amendments thereto to be effected by Standard Gas and Electric Company including particularly those hereinafter described and recited, are hereby approved and found to be necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

(a) The issuance and sale of $51,000,000 aggregate principal amount of secured promissory notes bearing interest at the rate of 2½% per year, notes in the principal amount of $7,140,000 maturing six months from their date, notes in the principal amount of $18,360,000 maturing one year from their date, and the remaining $25,500,000 maturing three years from their date;

(b) The pledge or transfer to secure the loan of all the holdings of Standard Gas and Electric Company in the common stocks of Pacific Gas and Electric Company, Oklahoma Gas and Electric Company, The California Oregon Power Company, Mountain States Power Company, Wisconsin Public Service Corporation, Louisville Gas and Electric Company (Delaware), Louisville Gas and Electric Company (Kentucky), and Philadelphia Company;

(c) The use of the proceeds of this sale together with approximately $9,000,000 of treasury cash for the redemption as soon as possible of $58,601,000 principal amount of 6% notes and debentures of Standard Gas and Electric Company now outstanding.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3230; Filed, Feb. 28, 1946; 11:41 a. m.]

Reference

MAR 5 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 43

Washington, Saturday, March 2, 1946

Regulations

TITLE 4—ACCOUNTS

Chapter I—General Accounting Office

[Rev. Admin. Order 33]

PART 12—DESIGNATIONS OF EMPLOYEES TO ACT AS OR FOR THE COMPTROLLER GENERAL OF THE UNITED STATES

MARCH 1, 1946.

Administrative Order No. 33, dated June 29, 1944, and Supplement No. 1 thereto, are hereby rescinded.

By virtue of and pursuant to the authority vested in me by a provision in the Independent Offices Appropriation Act, 1945, 58 Stat. 371, the following order is hereby issued.

§ 12.1 *Designations of employees to act as Comptroller General of the United States.* I hereby designate J. C. McFarland, the General Counsel of the General Accounting Office, or in his absence E. L. Fisher, in his capacity as Acting General Counsel, to act as Comptroller General of the United States during the absence or incapacity of the Comptroller General and the Assistant Comptroller General, or during a vacancy in both of such offices; also, I hereby designate Dudley W. Bagley, the Executive Officer of the General Accounting Office, to act as Comptroller General of the United States during the absence or incapacity of the Comptroller General, the Assistant Comptroller General, J. C. McFarland, and E. L. Fisher. (58 Stat. 371)

[SEAL] LINDSAY C. WARREN, *Comptroller General, of the United States.*

[F. R. Doc. 46-3251; Filed, Mar. 1, 1946; 10:48 a. m.]

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 54—ANNUAL AND SICK LEAVE REGULATIONS

BREAK IN SERVICE

The regulations under this part (9 F.R. 15031) are amended as follows:

§ 54.1 *Definitions.* • • •

(g) "Break in service" means separation from the Federal service for a period of ninety or more calendar days.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL, *President.*

MARCH 1, 1946.

[F. R. Doc. 46-3249; Filed, Mar. 1, 1946; 10:14 a. m.]

TITLE 7—AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

WAGE RATES FOR PERSONS EMPLOYED IN PRODUCTION, CULTIVATION, OR HARVESTING OF SUGARCANE IN HAWAII DURING 1946

Pursuant to subsection (b) of Section 301 of the Sugar Act of 1937, as amended, the following determination is hereby issued:

§ 802.34i *Fair and reasonable wage rates for persons employed in the production, cultivation, or harvesting of sugarcane in Hawaii during the calendar year 1946.* The requirements of subsection (b) of section 301 of the Sugar Act of 1937, as amended, shall be deemed to have been met with respect to the production, cultivation, or harvesting of sugarcane in Hawaii during the calendar year 1946 if all persons employed on the farm during that period in the production, cultivation, or harvesting of sugarcane shall have been paid in full for all such work and shall have been paid wages therefor at rates as follows:

(a) Wage rates in cash as agreed upon between the producer and the laborer but not less than the following:

(1) *On a time basis.*

	Wage per hour (cents)
Adult[1] males and adult females employed on all islands except the island of Hawaii	43½
Adult males and adult females employed on the island of Hawaii	41
Workers between 14 and 18 years of age	34

[1] For purposes of this section adults shall include individuals who have reached their 18th birthday. Maximum hours of employment for workers between 14 and 16 years of age shall not exceed 8 hours per day.

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FEDERAL REGISTER

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NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per book.

Book 1: Titles 1-10, including Presidential documents in full text.

Book 2: Titles 11-32.

Book 3: Titles 33-50, including a general index and ancillary tables.

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Provided, however, That in cases of individuals whose earning capacity is impaired by old age or physical or mental deficiency or injury, a producer will be deemed to have complied with this section if, pursuant to agreement between the producer and the laborer, he has paid wages of more than 34 cents per hour or, pursuant to the Hawaii Wage and Hour Law, he has paid less than 34 cents per hour.

(2) *On a piece rate basis.* The piece rate for any operation shall be as agreed upon between the producer and laborer: *Provided, however,* That the piece rate for comparable work shall be the same for all workers: *And provided further,* That the average earnings per hour for the time involved on each separate unit of work for which a piece rate is agreed upon shall be not less than the applicable hourly rate specified under subparagraph (1) of this paragraph.

(b) *General provisions.* (1) In addition to the cash wages specified in this section the producer shall furnish the laborer without charge the perquisites customarily furnished by him such as a house, garden plot, and similar incidentals.

(2) The producer shall not reduce the wage rates to laborers below those determined herein through any subterfuge or device whatsoever.

(Sec. 301, 50 Stat. 909; 7 U.S.C. 1131)

Issued this 1st day of March 1946.

[SEAL] CLINTON P. ANDERSON, *Secretary of Agriculture.*

[F. R. Doc. 46-3309; Filed, Mar. 1, 1946; 11:30 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration

PART 141—TESTS AND METHODS OF ASSAY FOR ANTIBIOTIC DRUGS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by the provisions of section 507 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040ff, 21 U.S.C. 301 et seq., as amended by Public Law 139, 79th Cong., 1st Sess., July 6, 1945), the regulations for tests and methods of assay for antibiotic drugs (10 F.R. 11478-11485), as amended, are hereby further amended as indicated below:

1. Section 141.1 (g) (2), last paragraph, is amended by adding the following two sentences at the end thereof, "The error of the assay using the ratio of doses 2 to 1 is estimated by using the monograph (Chart 2) in the same manner as described for the 4 to 1 ratio of doses. However, the resultant error of the assay derived in this manner must be divided by 2 to give the correct error of the assay for the 2 to 1 ratio of doses."

2. Section 141.5, second line, is amended by striking the semicolon and the word "moisture" and inserting therefor "(a) *Moisture.*", and adding the following new subparagraphs:

(b) *pH.* Dilute the sample to be tested with carbon dioxide free distilled water so that the resulting solution contains 5000 units per ml. Determine the pH of this solution at 25° C. using a pH meter equipped with a glass and a calomel electrode.

(c) *Clarity.* Add to the sample by means of a thoroughly cleansed hypodermic needle and syringe enough of the diluent to produce a solution containing 10,000 units per ml. The resulting solution must be substantially free of any turbidity or undissolved material which can be detected readily without accessory magnification (except such optical correction as may be required to establish normal vision), when the solution is examined against a black and white background with a bright light from a 100 watt lamp or equivalent lighting.

3. Section 141.9 (b) is amended so as to read;

(b) *Moisture.* Proceed as described in § 141.5 (a).

4. Section 141.11 (a), is amended by inserting at the end thereof "(a) and (b)" so that the last sentence will read; "Proceed as directed in §§ 141.1, 141.2, 141.4, and 141.5 (a) and (b)."

5. Section 141.12 (b), second line, is amended by inserting "(a)" after "§ 141.5" so as to make this reference read "§ 141.5 (a)".

6. Section 141.13 (c) is amended so as to read;

(c) *Moisture.* Proceed as directed in § 141.5 (a).

7. Three new sections, 141.14, 141.15, and 141.16, are added as follows:

§ 141.14 *Penicillin with vasoconstrictor—*(a) *Calcium penicillin.* Proceed as directed in §§ 141.1, 141.2, 141.3, 141.4, and 141.5 (a) and (b).

§ 141.15 *Penicillin for surface application—*(a) *Calcium penicillin.* Proceed as directed in §§ 141.1, 141.4, 141.5 (a) and (b).

(b) *Microorganism count.* Accurately weigh approximately 0.5 gram in a small test tube and add sufficient sterile penicillinase contained in a total volume of 2 ml to inactivate the penicillin present. Let stand 1 hour. Thoroughly shake the mixture and transfer, aseptically, the entire amount to a sterile Petri dish. Pour into the Petri dish 20 ml of nutrient agar, described in § 141.1 (b) (1), which has been melted and cooled to 48° C. Thoroughly mix, allow the agar to solidify, invert the Petri dish, and incubate for 48 hours at 37° C. Count the number of colonies appearing on the plates and calculate therefrom the number of viable microorganisms per gram.

(c) *Moisture.* Proceed as directed in § 141.5(a).

§ 141.16 *Tablets alum precipitated penicillin—*(a) *Potency.* Proceed as directed in § 141.9(a).

(b) *Moisture.* Proceed as directed in § 141.5(a).

The foregoing amendments shall become effective on the date of the publication of this order in the FEDERAL REGISTER.

(Sec. 507, 21 U.S.C. 301 et seq.)

Dated: March 1, 1946.

[SEAL] MAURICE COLLINS, *Acting Administrator.*

[F. R. Doc. 46-3326; Filed, Mar. 1, 1946; 11:48 a. m.]

PART 146—CERTIFICATION OF BATCHES OF PENICILLIN-CONTAINING DRUGS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by the provisions of section 507 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff. 21 U.S.C. 301 et seq., as amended by Public Law 139, 79th Cong., 1st Sess., July 6, 1945), the regulations for the certification of batches of penicillin-containing drugs (10 F.R. 11227), as amended, are hereby further amended as indicated below:

1. Section 146.24 (a) is amended by deleting "and" at the end of subparagraph (4), substituting a semicolon for the period at the end of subparagraph (5), and adding the two following new subparagraphs:

(6) Its pH in aqueous solution of 5,000 units per milliliter is not less than 5.5 and not more than 7.5; and

(7) Its solution in water for injection U. S. P., dextrose injection 5% U. S. P. or physiological salt solution U. S. P., prepared by adding 10,000 units per milliliter, is of such clarity that it is substantially free of any turbidity or undissolved material.

2. Section 146.24 (d) (1), second sentence, fifth line, is amended by deleting "and" before the word "moisture" and inserting after such word "pH and clarity,".

3. Section 146.25 (d) (2) (ii), is amended by deleting the period at the end thereof, substituting a comma therefor, and adding "and pH."

4. Section 146.26 (a), fifth sentence, fourth line, is amended by deleting the word "and" before the figure (4), and inserting after such figure "and (7)".

5. Section 146.26 (d) (2) (ii), is amended by deleting the period at the end thereof, substituting a comma therefor, and adding "pH."

6. Section 146.27 (a), fourth sentence, fifth line, is amended by deleting the word "and" before the figure (4) and inserting after such figure "and (7)."

7. Section 146.27 (a), fifth sentence, second line, is amended by deleting the words "buffer substance, diluent, binder, and lubricant" and inserting therefor "other substance,".

8. Section 146.27 (d) (2) (ii), is amended by deleting the period at the end thereof, substituting a comma therefor, and adding "pH."

9. Section 146.28 (a), third sentence, fourth line, is amended by deleting the word "and" before the figure (4) and inserting after such figure "and (7)".

10. Section 146.28 (d) (2) (ii), is amended by deleting the period at the end thereof, substituting a comma therefor, and adding "pH."

11. Section 146.29 (a), second sentence, fifth line, is amended by deleting the word "and" before the figure (4), substituting a comma therefor, and inserting after such figure "and (7)".

12. Section 146.29 (d) (2), last line, is amended by deleting "and" before the word "moisture", substituting a comma for the period at the end of the sentence, and adding "and pH."

13. Section 146.30 (a), third sentence, fifth line, is amended by deleting the word "and" before the figure (4) and inserting after such figure "and (7)".

14. Section 146.30 (c) (2) (ii) is amended so as to read "The statement 'Caution: To be dispensed only by or on the prescription of a physician'—'dentist'—'physician or dentist'; and".

15. Section 146.30 (d) (2) (ii), is amended by deleting the period at the end thereof, substituting a comma therefor, and adding "pH."

16. Section 146.31 (a), fourth sentence, fourth line, is amended by deleting the word "and" before the figure (4), and inserting after such figure "and (7)".

17. Section 146.31 (c) (2) (ii) is amended by striking the semi-colon after the word "physician", and inserting "—'dentist'—'physician';".

18. Section 146.31 (d) (2) (ii), is amended by deleting the period at the end thereof, substituting a comma therefor, and adding "pH."

19. Three new sections, §§ 146.32, 146.33, and 146.34, are added as follows:

§ 146.32 *Penicillin with vasoconstrictor; penicillin with* ——— *(the blank being filled in with the common or usual name of the vasoconstrictor)*—(a) *Standards of identity, strength, quality and purity.* Penicillin with vasoconstrictor is a packaged combination of one immediate container of calcium penicillin and one immediate container of an aqueous solution of a vasoconstrictor. Such calcium penicillin conforms to the standards prescribed

therefor by § 146.24 (a), and is of such quantity that when dissolved in such solution the potency thereof is not less than 500 units per milliliter after it has been kept for seven days at a temperature of 15° C. (59° F.). Such solution contains buffering salts to produce, after the penicillin has been dissolved in it, an isotonic solution of pH 6, ±0.2, and a preservative which prevents growth of microorganisms. Each buffering salt and preservative used, if its name is recognized in the U. S. P. or N. F., conforms to the standards prescribed therefor by such official compendium.

(b) *Packaging.* The immediate container of the calcium penicillin and the immediate container of the aqueous solution of vasoconstrictor shall be tight containers as defined on page 6 of the U. S. P. The immediate container of the calcium penicillin shall be sterile at the time of filling and closing, shall be so sealed that the contents cannot be used without destroying the seal, and shall be of such composition as will not cause any change in the strength, quality, or purity of the contents beyond any limit therefor in applicable standards, except that minor changes so caused which are normal and unavoidable in good packaging, storage, and distribution practice shall be disregarded.

(c) *Labeling.* Each package of penicillin with vasoconstrictor shall bear on its label or labeling, as hereinafter indicated, the following:

(1) On the outside wrapper or container and on the immediate container of the calcium penicillin:

(i) The batch mark;

(ii) The number of units in such container; and

(iii) The statement "Expiration date ----------," the blank being filled in with the date which is 18 months after the month during which the batch was certified.

(2) On the outside wrapper or container and on the immediate container of the aqueous solution of the vasoconstrictor:

(i) A statement giving the method of dissolving the calcium penicillin in the solution;

(ii) The potency per milliliter after the calcium penicillin has been dissolved therein;

(iii) The statement "Store in refrigerator not above 15° C. (59° F.)," or "Store below 15° C. (59° F.)";

(iv) "Warning—not for injection, to be administered only by a physician"; and

(v) The conditions under which the solution should be stored, including a reference to its instability when stored under other conditions and the statement, "The solution may be kept in refrigerator for one week without significant loss of potency."

(3) On the outside wrapper or container:

(i) The statement "To be dispensed only by or on the prescription of a physician"; and

(ii) A reference specifically identifying a readily available medical publication containing directions and precautions (including contraindications and possible sensitization) adequate for the use of penicillin with vasoconstrictor by physicians; or a reference to a brochure or other printed matter containing such directions and precautions, and a statement that such brochure and printed matter will be sent to physicians on request.

(d) *Requests for certification; samples.* (1) In addition to complying with the requirements of § 146.2, a person who requests certification of a batch of calcium penicillin for inclusion in such combination shall submit with his request a statement showing the batch mark of the calcium penicillin, the number of packages thereof in such batch, the number of units in the immediate container thereof, and (unless it was previously submitted) the date on which the latest assay of the calcium penicillin included in such combination was completed, the quantity of each ingredient used in making the solution of the vasoconstrictor, and a statement that such solution conforms to the requirements prescribed therefor by this section.

(2) Except as otherwise provided in subparagraph (4) of this paragraph, such person shall submit in connection with his request results of the tests and assays listed after each of the following, made by him on an accurately representative sample of:

(i) The calcium penicillin; potency, sterility, toxicity, pyrogens, moisture, pH and clarity.

(ii) The solution after the calcium penicillin has been dissolved therein; potency.

(3) Except as otherwise provided in subparagraph (4) of this paragraph, such person shall submit in connection with his request, in the quantities hereinafter indicated, accurately representative samples of the following:

(i) The calcium penicillin; one package for each 5,000 packages in the batch, but in no case less than 5 packages or more than 12 packages, collected by taking single packages at such intervals throughout the entire time of packaging the batch that the quantities packaged during the intervals are approximately equal.

(ii) In case of an initial request for certification, or when any change is made in the composition of such solution, 5 packages of the solution included in the combination.

(4) No result referred to in subparagraph (2) (i) of this paragraph, and no samples referred to in subparagraph (3) (i) of this paragraph, are required if such result or sample has been previously submitted.

(e) *Fees.* The fee for the services rendered with respect to each batch of calcium penicillin for inclusion in combination with vasoconstrictor under this part shall be:

(1) $3.00 for each immediate container submitted in accordance with paragraph (d) (3) of this section, or $1.00 if no such sample is submitted; and

(2) If the Commissioner considers that investigations, other than examination of such packages, are necessary to determine whether or not such batch complies with the requirements of § 146.3 for the issuance of a certificate, the cost of such investigations.

The fee prescribed by subparagraph (1) of this paragraph shall accompany the request for certification unless such fee is covered by an advanced deposit maintained in accordance with § 146.8 (d).

§ 146.33 *Penicillin for surface application*—(a) *Standards of identity, strength, quality, and purity.* Penicillin for surface application is calcium penicillin and one or more of the diluents sodium chloride, milk sugar, sodium citrate and dextrose. Its content of viable microorganisms is not greater than is consistent with good pharmaceutical manufacturing practice. The calcium penicillin used conforms to the standards prescribed therefor by § 146.24 (a), except subparagraphs (1), (2), (4) and (7) thereof, but its potency is not less than 300 units per milligram. Each diluent conforms to the standards prescribed therefor by the U. S. P.

(b) *Packaging.* Unless the penicillin for surface application is enclosed in foil or plastic film and such enclosure complies with the definitions of tight container on page 6 of the U. S. P., except the provision that it shall be capable of tight reclosure, the immediate container shall be a tight container as so defined. The composition of the immediate container, or of the foil or film enclosure, shall be such as will not cause any change in the strength, quality, or purity of the contents beyond any limit therefor in applicable standards, except that minor changes so caused which are normal and unavoidable in good packaging, storage, and distribution practice shall be disregarded. Each immediate container (except when its content is two or more foil or film enclosures) and each foil or film enclosure shall contain not less than 10,000 units or more than 50,000 units and shall be so sealed that the contents cannot be used without destroying such seal.

(c) *Labeling.* Each package of penicillin for surface application shall bear, on its label or labeling as hereinafter indicated the following:

(1) On the outside wrapper or container and the immediate container:

(i) The batch mark;

(ii) The number of units in the immediate container or in each foil or film enclosure therein, and the number of such foil or film enclosures;

(iii) The statement "Expiration date ----------", the blank being filled in with the date which is twelve months after the month during which the batch was certified; and

(iv) In case the drug is not sterile, the statement "Not sterile—not for injection—not to be used in deep wounds or body cavities."

(2) On the outside wrapper or container:

(i) The statement "Store in refrigerator not above 15° C. (59° F.)", or "Store below 15° C. (59° F.)";

(ii) If two or more such immediate containers or foil or film enclosures are in such package, the number of such containers or foil or film enclosures therein and the number of units in each;

(iii) The statement "Caution: To be dispensed only by or on the prescription of a physician.";

(iv) The conditions under which solutions of penicillin for surface application should be stored, including a reference to their instability when stored under other conditions, and the statement "The solution may be kept in refrigerator for one week without significant loss of potency."; and

(v) A reference specifically identifying a readily available medical publication containing directions and precautions (including contraindications and possible sensitization) adequate for the use of penicillin for surface application by physicians; or a reference to a brochure or other printed matter containing such directions and precautions, and a statement that such brochure or printed matter will be sent to physicians on request.

(d) *Requests for certification; samples.* (1) In addition to complying with the requirements of § 146.2, a person who requests certification of a batch of penicillin for surface application shall submit with his request a statement showing the batch mark, the number of packages of each size in such batch, the batch mark and (unless it was previously submitted) the date on which the latest assay of the calcium penicillin used in making such batch was completed, the number of units in each immediate container or foil or film enclosure, the quantity of each ingredient used in making the batch, the date on which the latest assay of the drug comprising such batch was completed, and that the sodium chloride, milk sugar, sodium citrate and dextrose used in making such batch conform to the standards prescribed therefor by the U. S. P.

(2) Except as otherwise provided in subparagraph (4) of this paragraph, such person shall submit in connection with his request results of the tests and assays listed after each of the following, made by him on an accurately representative sample of:

(i) The batch; average potency per immediate container or foil or film enclosure, moisture, micro-organism count.

(ii) The calcium penicillin used in making the batch; potency, toxicity, moisture and pH.

(3) Except as otherwise provided by subparagraph (4) of this paragraph, such person shall submit in connection with his request, in the quantities hereinafter indicated, accurately representative samples of the following:

(i) The batch; one immediate container or, if the drug is packed in foil or film enclosures, one such enclosure for each 5,000 such containers or enclosures in the batch, but in no case less than 10 such containers or enclosures or more than 20, collected by taking single containers or enclosures at such intervals throughout the entire time of packaging the batch, that the quantities packed during the intervals are approximately equal;

(ii) The calcium penicillin used in making the batch; five packages containing approximately equal portions of not less than 40 milligrams each, packaged in accordance with the requirements of § 146.24 (b); and

(iii) In case of an initial request for certification, each other substance used in making the batch; one package of each containing approximately 5 grams.

(4) No result referred to in subparagraph (2) (ii) of this paragraph, and no sample referred to in subparagraph (3) (ii) of this paragraph, is required if such result or sample has been previously submitted.

(e) *Fees.* The fee for the services rendered with respect to each batch of penicillin for surface application under the regulations in this part shall be:

(1) $3.00 for each immediate container or foil or film enclosure, whichever is the greatest number, in the samples submitted in accordance with paragraph (d) of this section; and

(2) If the Commissioner considers that investigations, other than examination of such containers or enclosures, are necessary to determine whether or not such batch complies with the requirements of § 146.3 for the issuance of a certificate, the cost of such investigations.

The fee prescribed by subparagraph (1) of this paragraph shall accompany the request for certification unless such fee is covered by an advance deposit maintained in accordance with § 146.8 (d).

§ 146.34 *Tablets alum precipitated penicillin*—(a) *Standards of identity, strength, quality and purity.* Tablets alum precipitated penicillin are tablets composed of sodium penicillin or calcium penicillin or both precipitated with potassium alum, and tableted with sodium benzoate, with or without the addition of one or more suitable and harmless diluents, binders, lubricants, colorings, and flavorings. The potency of each tablet is 25,000 units; each tablet contains 0.3 gram of sodium benzoate; the moisture content is not more than 2.0 percent. The sodium penicillin and calcium penicillin used confers to the standards prescribed therefor by § 146.24 (a), except subparagraphs (1), (2), (4), and (7) thereof, but its potency is not less than 300 units per milligram. Each other substance used if its name is recognized in the U.S.P. or N.F., conforms to the standards prescribed therefor by such official compendium.

(b) *Packaging.* Unless each tablet alum precipitated penicillin is enclosed in foil or plastic film and such enclosure complies with the definition of tight container on page 6 of the U.S.P., except the provision that it shall be capable of tight reclosure, the immediate container shall be a tight container as so defined. The immediate container may also contain a desiccant separated from the tablets by a plug of cotton or other like material. The composition of the immediate container, or of the foil or film enclosure, shall be such as will not cause any change in the strength, quality, or purity of the contents beyond any limit therefor in applicable standards, except that minor changes so caused which are normal and unavoidable in good packaging, storage, and distribution practice shall be disregarded. The number of tablets in the immediate container is such that the total number of units therein is not less than 300,000.

(c) *Labeling.* Each package of tablets alum precipitated penicillin shall bear, on its label or labeling as hereinafter indicated, the following:

(1) On the outside wrapper or container and the immediate container:

(i) The batch mark;

(ii) The number of units in each tablet of the batch;

(iii) The quantity of sodium benzoate in each tablet;

(iv) The statement "Expiration date -------", the blank being filled in with the date which is nine months after the month during which the batch was certified.

(2) On the outside wrapper or container, the statements:

(i) "Store in refrigerator not above 15° C. (59° F.)", or "Store below 15° C. (59° F.)".

(ii) "Caution: To be dispensed only by or on the prescription of a physician."

(3) On the circular or other labeling within or attached to the package, unless it is packaged for repacking, directions and precautions adequate for the use of such tablets by physicians, including:

(i) Clinical indications;

(ii) Dosage and administration;

(iii) Contraindications; and

(iv) Untoward effects that may accompany administration.

If two or more such immediate containers are in such package the number of such circulars or other labeling shall not be less than the number of such containers.

(d) *Requests for certification; samples.* (1) In addition to complying with the requirements of § 146.2, a person who requests certification of a batch of tablets alum precipitated penicillin shall submit with his request a statement showing the batch mark, the number of packages of each size in such batch, the batch mark and (unless it was previously submitted) the date on which the latest assay of the sodium penicillin and calcium penicillin used in making such batch was completed, the number of units in each tablet, the quantity of each ingredient used in making the batch, the date on which the latest assay of the drug comprising such batch was completed, and a statement that each ingredient used in making the batch conforms to the requirements prescribed therefor by this section.

(2) Except as otherwise provided in subparagraph (4) of this paragraph, such person shall submit in connection with his request results of the tests and assays listed after each of the following, made by him on an accurately representative sample of:

(i) The batch; average potency per tablet, average moisture.

(ii) The sodium penicillin and the calcium penicillin used in making the batch; potency, toxicity, moisture, pH.

(3) Except as otherwise provided by subparagraph (4) of this paragraph, such person shall submit in connection with his request, in the quantities hereinafter indicated, accurately representative samples of the following:

(i) The batch; one tablet for each 5,000 tablets in the batch, but in no

case less than 20 tablets or more than 100 tablets, collected by taking single tablets at such intervals throughout the entire time of tableting that the quantities tableted during the intervals are approximately equal.

(ii) The sodium penicillin and calcium penicillin used in making the batch; five packages of each containing approximately equal portions of not less than 40 milligrams each, packaged in accordance with the requirements of § 146.24 (b).

(iii) In case of an initial request for certification, each other substance used in making the batch; one package of each containing approximately 5 grams.

(4) No result referred to in subparagraph (2) (ii) of this paragraph, and no sample referred to in subparagraph (3) (ii) of this paragraph, is required if such result or sample has been previously submitted.

(e) *Fees.* The fee for the services rendered with respect to each batch of tablets alum precipitated penicillin under this part shall be:

(1) $0.75 for each tablet in the sample submitted in accordance with paragraph (d) (3) (i); $3.00 for each package in the samples submitted in accordance with paragraph (d) (3) (ii) and (iii), of this section; and

(2) If the commissioner considers that investigations, other than examination of such tablets and packages, are necessary to determine whether or not such batch complies with the requirements of § 146.3 for the issuance of a certificate, the cost of such investigations.

The fee prescribed by subparagraph (1) of this paragraph shall accompany the request for certification unless such fee is covered by an advance deposit maintained in accordance with § 146.8 (d).

The foregoing amendments shall become effective on the date of the publication of this order in the FEDERAL REGISTER.

(Sec. 507; 21 U. S. C. 301 et seq.)

Dated: March 1, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator.

[F. R. Doc. 46-3325; Filed, Mar. 1, 1946; 11:48 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5499]

PART 7—TAXATION PURSUANT TO TREATIES

SUBPART—FRANCE

Regulations affecting the taxation of nonresident aliens, residents of France, and French corporations and other entities under the tax convention between the United States and France, proclaimed by the President of the United States on January 5, 1945, effective January 1, 1945.

Sec.
7.410 Introductory.
7.411 Applicable provisions of Internal Revenue Code.
7.412 Scope of the convention.
7.413 Definitions.
7.414 Scope of convention with respect to "industrial and commercial profits".
7.415 Control of domestic enterprise by a French enterprise.
7.416 Income from operation of ships or aircraft.
7.417 Income from real property, including mineral royalties.
7.418 Patent and copyright royalties.
7.419 Government wages, salaries and similar compensation, pensions and life annuities.
7.420 Compensation for labor or personal services.
7.421 Stocks, securities, and commodities.
7.422 Remittances to students.
7.423 Credit against United States tax liability for income tax paid to France.
7.424 Adjustment of tax liability of residents of France and French corporations.
7.425 Reciprocal administrative assistance.
7.426 Reciprocal regulations.

AUTHORITY: §§ 7.410 to 7.426, inclusive, issued under sec. 62 of the Internal Revenue Code (53 Stat. 32; 26 U.S.C. 62) and the tax convention between the United States and France proclaimed by the President of the United States on Jan. 5, 1945.

§ 7.410 *Introductory.* The tax convention and protocol between the United States and France (hereinafter referred to as the convention) proclaimed by the President of the United States on January 5, 1945, and effective January 1, 1945, provide in part as follows:

TITLE I—DOUBLE TAXATION

ARTICLE 1

The taxes referred to in this Convention are:

(a) In the case of the United States of America: The federal income taxes, including surtaxes and excess-profits taxes;

(b) In the case of France:

(1) The real estate tax;

(2) The industrial and commercial profits tax;

(3) The annual tax on undistributed profits;

(4) The agricultural profits tax;

(5) The tax on salaries, allowances and emoluments, wages, pensions and annuities;

(6) The professional profits tax;

(7) The tax on income from securities and movable capital;

(8) The general income tax.

ARTICLE 2

Income from real property, including income from agricultural undertakings, shall be taxable only in the State in which such real property is situated.

ARTICLE 3

An enterprise of one of the contracting States is not subject to taxation by the other contracting State in respect of its industrial and commercial profits except in respect of such profits allocable to its permanent establishment in the latter State.

No account shall be taken, in determining the tax in one of the contracting States, of the purchase of merchandise effected therein by an enterprise of the other State for the purpose of supplying establishments maintained by such enterprise in the latter State.

The competent authorities of the two contracting States may lay down rules by agreement for the apportionment of industrial and commercial profits.

The term "industrial and commercial profits" shall not include the following:

(a) Income from real property;

(b) Income from mortgages, from public funds, securities (including mortgage bonds), loans, deposits and current accounts;

(c) Dividends and other income from shares in a corporation;

(d) Rentals or royalties arising from leasing personal property or from any interest in such property, including rentals or royalties for the use of, or for the privilege of using, patents, copyrights, secret processes and formulae, good-will, trade marks, trade brands, franchises and other like property;

(e) Profit or loss from the sale or exchange of capital assets.

Subject to the provisions of this Convention the income referred to in paragraphs (a), (b), (c), (d) and (e) shall be taxed separately or together with industrial and commercial profits in accordance with the laws of the contracting States.

ARTICLE 4

American enterprises having permanent establishments in France are required to submit to the French fiscal administration the same declarations and the same justifications, with respect to such establishments, as French enterprises.

The French fiscal administration has the right, within the provisions of its national legislation and subject to the measures of appeal provided in such legislation, to make such corrections in the declaration of profits realized in France as may be necessary to show the exact amount of such profits.

The same principle applies mutatis mutandis to French enterprises having permanent establishments in the United States.

ARTICLE 5

When an American enterprise, by reason of its participation in the management or capital of a French enterprise, makes or imposes on the latter, in their commercial or financial relations, conditions different from those which would be made with a third enterprise, any profits which should normally have appeared in the balance sheet of the French enterprise, but which have been in this manner, diverted to the American enterprise, are, subject to the measures of appeal applicable in the case of the tax on industrial and commercial profits, incorporated in the taxable profits of the French enterprise.

The same principle applies mutatis mutandis, in the event that profits are diverted from an American enterprise to a French enterprise.

ARTICLE 6

Income derived by navigation enterprises of one of the contracting States from the operation of ships documented under the laws of that State shall continue to benefit in the other State by the reciprocal tax exemptions accorded by the exchange of notes of June 11 and July 8, 1927 between the United States of America and France.

Income which an enterprise of one of the contracting States derives from the operation of aircraft registered in that State shall be exempt from taxation in the other State.

ARTICLE 7

Royalties from real property or in respect of the operation of mines, quarries or other natural resources shall be taxable only in the contracting State in which such property, mines, quarries or other natural resources are situated.

Royalties derived from within one of the contracting States by a resident or by a corporation or other entity of the other contracting State as consideration for the right to use copyrights, patents, secret processes and formulae, trademarks and other analogous rights shall be exempt from taxation in the former State, provided such resident, corporation or other entity does not have a permanent establishment there.

ARTICLE 8

Wages, salaries and similar compensation and pensions paid by one of the contracting States or by a political subdivision thereof to individuals residing in the other State shall be exempt from taxation in the latter State.

Private pensions and life annuities derived from within one of the contracting States and paid to individuals residing in the other contracting State shall be exempt from taxation in the former State.

ARTICLE 9

Income from labor or personal services shall be taxable only in the State in which the taxpayer carries on his personal activity.

This provision does not apply to the income referred to in Article 8.

ARTICLE 10

Income from the exercise of a liberal profession shall be taxable only in the State in which the professional activity is exercised.

There is the exercise of a liberal profession in one of the two contracting States only when the professional activity has a fixed center in that country.

ARTICLE 11

Gains derived in one of the contracting States from the sale or exchange of stocks, securities or commodities by a resident or a corporation or other entity of the other contracting State shall be exempt from taxation in the former State, provided such resident or corporation or other entity has no permanent establishment in the former State.

ARTICLE 12

Students from one of the contracting States residing in the other contracting State exclusively for the purpose of study shall not be taxable by the latter State in respect of remittances received from within the former State for the purpose of their maintenance or studies.

ARTICLE 13

In the calculation of taxes established in one of the contracting States on the use of property or increment of property of an enterprise of the other State, account shall be taken only of that portion of the capital situated or employed and allocable to a permanent establishment within the former State.

The foregoing provision shall apply to the French "patent" tax and the United States capital stock tax even though these two taxes have not been referred to in Article 1 of the present Convention.

In the application of the present Article navigation enterprises of one of the contracting States, enjoying in the other State the benefits of Article 6 of the present Convention, shall not be considered as having a permanent establishment in the latter State insofar as shipping activities are concerned.

ARTICLE 14

It is agreed that double taxation shall be avoided in the following manner:

A. *As regards the United States of America.* Notwithstanding any other provision of this Convention, the United States of America in determining the income and excess-profits taxes, including all surtaxes, of its citizens, or residents, or corporations, may include in the basis upon which such taxes are imposed, all items of income taxable under the Revenue Laws of the United States of America, as though this Convention had not come into effect. The United States of America shall, however, deduct from the taxes thus computed the amount of French income tax paid. This deduction shall be made in accordance with the benefits and limitations of Section 131 of the United States Internal Revenue Code relating to credit for foreign taxes.

B. *As regards France*—(a) *Schedular taxes.* Income from securities, debts and trusts having its source in the United States of America shall be subject in France to the tax on income from securities; but this tax shall be reduced by the amount of the tax already paid in the United States of America on the same income. In consideration of the fiscal regime to which the legislation of the United States of America subjects the income of nonresident aliens and foreign corporations or other entities, the deduction of the tax paid in the United States of America shall be effected in a lump sum through a reduction of 12 in the rate of the tax established by the French law.

The income other than that indicated in the preceding paragraph shall not be subject to any schedular tax in France when, according to this Convention, it is taxable in the United States of America.

(b) *General tax on revenue.* Notwithstanding any other provision of the present Convention, the general income tax can be determined according to all the elements of taxable income as imposed by French fiscal legislation.

However, the provisions of the first paragraph of Article 114 of the French Code on direct taxation relative to the taxation of aliens domiciled or resident in France shall continue to be applied.

ARTICLE 15

In derogation of Article 3 of the Decree of December 6, 1872, American corporations which maintain in France permanent establishments shall be liable to the tax on income from securities on three-fourths of the profits actually derived from such establishments, the industrial and commercial profits being determined in accordance with Articles 3 and 4 of this Convention.

The remaining one-fourth shall, in all cases, be taken as the basis of the annual tax on undistributed profits applicable to the same corporations.

ARTICLE 16

An American corporation shall not be subject to the obligations prescribed by Article 3 of the Decree of December 6, 1872, by reason of any participation in the management or in the capital of, or any other relations with, a French corporation. In such case, the tax on income from securities continues to be levied, in conformity with French legislation, on the dividends, interest and all other distributions made by the French enterprise; but it is moreover collectible, if the occasion arises, and subject to the measures of appeal applicable in the case of the tax on income from securities, with respect to the profits which the American corporation derives from the French corporation under the conditions prescribed in Article 5.

ARTICLE 17

The American corporations subject to the provisions of Article 3 of the Decree of December 6, 1872 who were not placed under the special regime established by Articles 5 and 6 of the Convention for the avoidance of double income taxation between the United States of America and France, signed April 27, 1932, may, during a new period of six months from the date of the entry into force of the present Convention, exercise with reference to past years, the option provided in those two articles under the conditions which they prescribe.

Moreover, the American corporations contemplated in the third paragraph of Article 10 of the Convention of April 27, 1932, may be admitted to benefit from the provisions of that paragraph, when the tax has not yet been paid, if the latter was not found to be payable, prior to May 1, 1930, by a definitive judicial decision or if such decision has been the subject of an appeal in cassation.

ARTICLE 18

Any United States income tax liability remaining unpaid as at the effective date of this Convention for years beginning prior to January 1, 1936 of any individual resident of France (other than a citizen of the United States of America) or of a French corporation may be adjusted by the Commissioner of Internal Revenue of the United States of America, on the basis of the provisions of the United States Revenue Act of 1936. However, no adjustment will be made more than two years subsequent to the effective date of this Convention unless the taxpayer files a request with the Commissioner of Internal Revenue prior to such date.

ARTICLE 19

Notwithstanding any other provision of this Convention, in order to avoid double taxation on public servants, employees of one of the contracting States being citizens of that State and remunerated by it, who have been received by the other State to perform services in such State shall be exempt in their principal place of residence from direct and personal taxes whether national, state or local.

Such employees who own real property in the State in which they perform services shall not benefit from the above exemptions with respect to the taxes levied on such real property. Employees who engage in any private gainful occupation in such State shall not be entitled to any exemption under this Article.

TITLE II—FISCAL ASSISTANCE

ARTICLE 20

With a view to the more effective imposition of the taxes to which the present Convention relates, the contracting States undertake, on condition of reciprocity, to furnish information of a fiscal nature which the authorities of each State concerned have at their disposal, or are in a position to obtain under their own laws, that may be of use to the authorities of the other State in the assessment of the said taxes.

Such information shall be exchanged between the competent authorities of the contracting States in the ordinary course or on request.

ARTICLE 21

In accordance with the preceding Article, the competent authorities of the United States of America will transmit to the competent authorities of France, as regards any person, corporation or other entity (other than a citizen, corporation or other entity of the United States of America) having an address in France and deriving from sources within the United States of America rents, dividends, interest, royalties, income from trusts, wages, salaries, pensions, annuities, or other fixed or determinable periodical income, the name and address of such person, corporation or other entity as well as the amount of such income.

The competent authorities of France will transmit to the competent authorities of the United States of America, as regards any person, corporation or other entity (other than a citizen, corporation or other entity of France) having an address in the United States of America and deriving from sources within France rents, dividends, interest, royalties, income from trusts, wages, salaries, pensions, annuities, or other fixed or determinable periodical income, the name and address of such person, corporation or other entity as well as the amount of such income.

The information relating to each year will be transmitted as soon as possible after December 31.

ARTICLE 22

The competent authorities of each of the contracting States shall be entitled to obtain, through diplomatic channels, from the competent authorities of the other contracting State, except with respect to citizens, cor-

porations or other entities of the State to which application is made, particulars in concrete cases necessary for the establishment of the taxes to which the present Convention relates.

However, the competent authorities of each State shall not be prevented from transmitting to the competent authorities of the other State information relating to their own nationals (citizens, corporations or other entities) if they deem it opportune for the prevention of fiscal evasion.

ARTICLE 23

Each contracting State undertakes to lend assistance and support in the collection of the taxes to which the present Convention relates, together with interest, costs, and additions to the taxes and fines not being of a penal character according to the laws of the State requested, in the cases where the taxes are definitively due according to the laws of the State making the application.

In the case of an application for enforcement of taxes, revenue claims of each of the contracting States which have been finally determined shall be accepted for enforcement by the State to which application is made and collected in that State in accordance with the laws applicable to the enforcement and collection of its own taxes.

The application shall be accompanied by such documents as are required by the laws of the State making the application, to establish that the taxes have been finally determined.

If the revenue claim has not been finally determined, the State to which application is made may, at the request of the State making the application, take such measures of conservancy as are authorized by the laws of the former State for the enforcement of its own taxes.

The assistance provided for in this Article shall not be accorded with respect to the citizens, corporations or other entities of the State to which application is made.

ARTICLE 24

In no case shall the provisions of Article 22 relating to particulars in concrete cases, or of Article 23 relating to mutual assistance in the collection of taxes, be construed so as to impose upon either of the contracting States the obligation to carry out administrative measures at variance with the regulations and practice of either contracting State, or to supply particulars which are not procurable under the law of the State to which application is made, or that of the State making application.

The State to which application is made for information or assistance shall comply as soon as possible with the request addressed to it. Nevertheless, such State may refuse to comply with the request for reasons of public policy or if compliance would involve violation of a business, industrial or trade secret. In such case it shall inform, as soon as possible, the State making the application.

ARTICLE 25

Any taxpayer who shows proof that the action of the revenue authorities of the contracting States has resulted in double taxation in his case in respect of any of the taxes to which the present Convention relates, shall be entitled to lodge a claim with the State of which he is a citizen or, if the taxpayer is a corporation or other entity, with the State in which it is created or organized. Should the claim be upheld, the competent authority of such State may come to an agreement with the competent authority of the other State with a view to equitable avoidance of the double taxation in question.

ARTICLE 26

The competent authorities of the two contracting States may prescribe regulations necessary to interpret and carry out the provisions of this Convention. With respect to the provisions of this Convention relating to exchange of information and mutual assistance in the collection of taxes, such authorities may, by common agreement, prescribe rules concerning matters of procedure, forms of application and replies thereto, rates of conversion of currencies, transfer of sums collected, minimum amounts subject to collection, payment of costs of collection, and related matters.

TITLE III—GENERAL PROVISIONS

ARTICLE 27

The present Convention shall be ratified, in the case of the United States of America by the President, by and with the advice and consent of the Senate, and in the case of France, by the President of the French Republic with the consent of the Parliament.

This Convention shall become effective on the first day of January following the exchange of the instruments of ratification.

The Convention shall remain in force for a period of five years and indefinitely thereafter but may be terminated by either contracting State at the end of the five-year period or at any time thereafter, provided six months' prior notice of termination has been given, the termination to become effective on the first day of January following the expiration of the six-month period.

Upon the coming into effect of this Convention, the Convention for the avoidance of double income taxation between the United States of America and France, signed April 27, 1932 shall terminate.

Done at Paris, in duplicate, in the English and French languages, this 25th day of July, 1939.

[SEAL] WILLIAM C. BULLITT
[SEAL] GEORGES BONNET

PROTOCOL

At the moment of signing the present Convention for the avoidance of double taxation and the establishment of rules of reciprocal administrative assistance in the case of income and other taxes, the undersigned Plenipotentiaries have agreed that the following provisions shall form an integral part of the Convention:

I. The present Convention is concluded with reference to American and French law in force on the day of its signature.

Accordingly, if these laws are appreciably modified the competent authorities of the two States will consult together.

II. The income from real property referred to in Article 2 of the present Convention shall include profits from the sale or exchange of the said property, but shall not include interest on mortgages or obligations secured by the said property.

III. As used in this Convention:

(a) The term "permanent establishment" includes branches, mines and oil wells, plantations, factories, workshops, stores, purchasing and selling and other offices, agencies, warehouses, and other fixed places of business but does not include a subsidiary corporation.

When an enterprise of one of the contracting States carries on business in the other State through an employee or agent, established there, who has general authority to negotiate and conclude contracts or has a stock of merchandise from which he regularly fills orders which he receives, this enterprise shall be deemed to have a permanent establishment in the latter State. But the fact that an enterprise of one of the contracting States has business dealings in the other State through a bona fide commission agent or broker shall not be held to mean that such enterprise has a permanent establishment in the latter State.

Insurance enterprises shall be considered as having a permanent establishment in one of the States as soon as they receive premiums from or insure risks in the territory of that State.

(b) The term "enterprise" includes every form of undertaking whether carried on by an individual, partnership, corporation, or any other entity.

(c) The term "enterprise of one of the contracting States" means, as the case may be, "United States enterprise" or "French enterprise".

(d) The term "United States enterprise" means an enterprise carried on in the United States of America by a resident of the United States of America or by a United States corporation or other entity.

The term "United States corporation or other entity" means a partnership, corporation or other entity created or organized in the United States of America or under the law of the United States of America or of any State or Territory of the United States of America.

(e) The term "French enterprise" is defined in the same manner, mutatis mutandis, as the term "United States enterprise".

IV. The term "life annuities" referred to in Article 8 of this Convention means a stated sum payable periodically at stated times during life, or during a specified number of years to the person who has paid the premiums or a gross sum for such an obligation.

V. Citizens and corporations or other entities of one of the contracting States within the other contracting State shall not be subjected as regards the taxes referred to in the present Convention, to the payment of higher taxes than are imposed upon the citizens or corporations or other entities of such latter State.

VI. The provisions of the present Convention shall not be construed to restrict in any manner any exemption, deduction, credit, allowance, or other advantage accorded by the laws of one of the contracting States in the determination of the tax imposed by such State.

VII. Documents and information contained therein, transmitted under the provisions of this Convention by one of the contracting States to the other contracting State shall not be published, revealed or disclosed to any person except to the extent permitted under the laws of the latter State with respect to similar documents or information.

VIII. As used in this Convention the terms "competent authority" or "competent authorities" means, in the case of the United States of America, the Secretary of the Treasury and in the case of France, the Minister of Finance.

IX. The term "United States of America" as used in this Convention in a geographic sense includes only the States, the Territories of Alaska and Hawaii, and the District of Columbia.

X. The term "France", when used in a geographic sense, indicates continental France, exclusive of Algeria and the Colonies.

XI. Should any difficulty or doubt arise as to the interpretation or application of the present Convention, or its relationship to Conventions between one of the contracting States and any other State, the competent authorities of the contracting States may settle the question by mutual agreement.

Done in duplicate at Paris, this 25th day of July, 1939.

WILLIAM C. BULLITT.
GEORGES BONNET.

§ 7.411 *Applicable provisions of the Internal Revenue Code.* The Internal Revenue Code provides in part as follows:

SEC. 22. GROSS INCOME. • • •

(b) *Exclusions from gross income.* The following items shall not be included in gross income and shall be exempt from taxation under this chapter:

• • • • • •

(7) Income exempt under treaty.—Income of any kind, to the extent required by any treaty obligation of the United States;

• • • • • •

SEC. 62. RULES AND REGULATIONS.

The Commissioner, with the approval of the Secretary, shall prescribe and publish all needful rules and regulations for the enforcement of this chapter.

Pursuant to section 62 of the Internal Revenue Code, Article 26 of the convention, and other provisions of the internal revenue laws, the following sections are hereby prescribed and all regulations inconsistent herewith are modified accordingly.

§ 7.412 *Scope of the convention.* The primary purposes of the convention are to avoid double taxation upon certain classes of income, and to inaugurate fiscal cooperation between the two States with respect to reciprocal disclosure of information and to the collection of the taxes enumerated in Article 1 of the convention.

The specific classes of income from sources within the United States exempt under the convention from United States income taxes are:

(a) Industrial and commercial profits of a French enterprise having no permanent establishment in the United States (Article 3);

(b) Income derived by a French enterprise from the operation of ships documented under the laws of, or aircraft registered in, France (Article 6);

(c) Royalties derived by a nonresident alien who is a resident of France or by a French corporation or other French entity (having no permanent establishment within the United States), for the right to use copyrights, patents, secret processes and formulae, trademarks and other analogous rights (Article 7);

(d) Compensation and pensions paid by France or by a political subdivision of France to individuals (other than citizens of the United States) for services rendered to France whether within or without the United States (Article 8);

(e) Private pensions and life annuities derived from within the United States and paid to nonresident alien individuals (whether or not such individuals are citizens of France) residing in France during the year in which such amounts are paid (Article 8);

(f) Earned income of a doctor, lawyer, engineer, or other member of a liberal profession who is a nonresident alien individual and is a resident of France and does not maintain within the United States an office, establishment, installation, or other fixed center related to the practice of his profession within the United States (Article 10);

(g) Gains from sources within the United States arising from the sale or exchange of stocks, securities, or commodities by a resident of France (other than a citizen of the United States) or a French corporation or other French entity unless such resident, corporation, or other entity has, at any time during the taxable year in which such sale takes place, a permanent establishment within the United States (Article 11).

Except as expressly provided by the convention, the tax liability of nonresident aliens who are residents of France or of French corporations or other French entities is determined in accordance with the provisions of the laws and of the regulations thereunder applicable generally to nonresident alien individuals and to foreign corporations.

The convention shall not be construed to affect the liability to United States income taxation of citizens of France who are resident in the United States except to the extent that such individuals are entitled to the benefits of Articles 8, 14 A, and 19 and to paragraph V of the protocol of the convention. The tax liability of a United States citizen or a resident of the United States, a member of a French partnership carrying on a French enterprise is not affected by Article 3 of the convention. Such citizen or resident is subject to United States income tax upon his distributive share of the net income of such partnership even though the other members of such partnership are not subject to tax upon their share of the partnership's industrial and commercial profits from sources within the United States where the enterprise has no permanent establishment within the United States. The convention shall not be construed to affect the liability to United States income taxation of citizens of the United States or residents of the United States who are not citizens of France.

The convention has no reference to rates of taxation imposed by the respective States but is concerned with the exempting of income arising in one of the contracting States when such income is derived from sources within such contracting State by a resident or corporation or other entity of the other contracting State and meets the conditions upon which such exemption depends as prescribed in the convention. This subpart is not concerned with the provisions of Articles 14B, 15, 16, and 17 of the convention since such articles affect only the allowance against the taxes imposed by France of income and excess profits taxes paid to the United States or the application of French revenue laws and decrees.

§ 7.413 *Definitions.* Any word or term used in this subpart which is defined in the convention shall be given the definition assigned to such word or term in such convention. Any word or term used in this subpart which is not defined in the convention but is defined in the Internal Revenue Code shall be given the definition contained therein.

As used in this subpart:

(a) The term "permanent establishment" includes branches, mines and oil wells, plantations, factories, workshops, stores, purchasing and selling and other offices, agencies, warehouses and other fixed places of business. A French parent corporation having a domestic or foreign subsidiary corporation in the United States shall not be deemed by reason of such fact to have a permanent establishment in the United States. The mere fact that a foreign subsidiary corporation of a French parent corporation has a permanent establishment in the United States does not mean that such French parent corporation has a permanent establishment in the United States. The fact that a French enterprise carries on business dealings in the United States through a bona fide commission agent or broker shall not be held to mean that such enterprise has a permanent establishment in the United States. If, however, a French enterprise carries on business in the United States through an employee or agent established there who has general authority to negotiate and conclude contracts or has a stock of merchandise from which he regularly fills orders, such enterprise shall be deemed to have a permanent establishment in the United States. Thus, if a French enterprise has a full time employee or full time agent who for such enterprise maintains in the United States a stock of merchandise from which orders are filled, such enterprise has a permanent establishment in the United States even though such employee or agent has no general authority to negotiate and conclude contracts on behalf of such enterprise. However, the mere fact that a commission agent or broker through whom a French enterprise carries on business in the United States maintains a small stock of goods in the United States from which occasional orders are filled shall not be construed as meaning that such enterprise has a permanent establishment in the United States. The mere fact that salesmen, employees of a French enterprise, promote the sale of its products in the United States does not mean that such enterprise has a permanent establishment therein. However, a French insurance enterprise which insures risks within the United States or receives premiums from sources within the United States is deemed to have a permanent establishment within the United States.

(b) The term "enterprise" means any commercial or industrial undertaking, whether conducted by an individual, partnership, corporation, or other entity. It includes such activities as manufacturing, merchandising, mining, banking, and insurance. It does not include the operation of, or the trading in, real property located in the United States. It does not include the rendition of personal services. Hence, a nonresident alien individual who is a resident of France, rendering personal services within the United States is not, merely by reason of such services, engaged in an enterprise within the meaning of the convention, and his liability to United States income tax is unaffected by Article 3 of the Convention.

(c) The term "French enterprise" means an enterprise carried on in France by a nonresident alien individual resident of France or by a French corporation or other French entity. The term "corporation or other entity" means a partnership, corporation, or other entity created or organized in France or under the laws of France. For example, an enterprise carried on wholly outside France by a French corporation is not a French enterprise within the meaning of the convention. Whether a French entity is a corporation, a partnership, or a trust is to be determined in accordance with the principles of existing law relating to the taxation of nonresident aliens and foreign corporations.

(d) The term "industrial and commercial profits" means the profits arising from the industrial, mercantile, manu-

facturing, or like activities of a French enterprise as defined in this section. Such term does not include income from real property, interest, dividends, rentals and royalties, gains from the sale or exchange of capital assets, or compensation for labor or personal services. Such enumerated items of income are not governed by the provisions of Article 3 but, to the extent covered by the convention, are subject to the rules elsewhere set forth therein and in this subpart.

(e) The term "Secretary" means the Secretary of the Treasury and the term "Minister" means the Minister of Finance of France.

§ 7.414 *Scope of convention with respect to determination of "industrial and commercial profits" of a nonresident alien individual resident of France, or of a French corporation or other entity carrying on a French enterprise in the United States.*—(a) *General.* Article 3 of the convention adopts the principle that an enterprise of one of the contracting States shall not be taxable in the other contracting State in respect of its industrial and commercial profits unless it has a permanent establishment in the latter State. Hence, a French enterprise is subject to United States tax upon its industrial and commercial profits from sources within the United States only if it has a permanent establishment within the United States. From the standpoint of Federal income taxation, the article has application only to a French enterprise and to the industrial and commercial income thereof from sources within the United States. It has no application, for example, to compensation for labor or personal services performed in the United States, to income derived from real property located in the United States or any interest therein, including rentals and royalties, to gains from the sale or other disposition of such real property or interest, to dividends and interest, to rentals and royalties arising from leasing personal property or any interest in such property, including rentals and royalties for the use of patents, copyrights, secret processes and formulae, good will, trade marks, trade brands, franchises, and other like property, or to profits from the sale or exchange of capital assets. Such enumerated items of income, to the extent covered by the convention, are treated separately elsewhere in this subpart and are subject to the rules laid down in the sections having specific reference to the respective items of income.

(b) *No United States permanent establishment.* A nonresident alien individual who is a resident of France, or a French corporation or other French entity carrying on a French enterprise, but having no permanent establishment in the United States, is not subject to United States income tax upon industrial and commercial profits from sources within the United States. For example, if such French corporation sells stock in trade, such as wines or prefumery or cheese, through a bona fide commission agent or broker in the United States, the resulting profit is, under the terms of Article 3 of the convention, exempt from United States income tax. Such French corporation, however, remains subject to tax upon all other items of income from sources within the United States which are not expressly exempted from such tax under the convention.

(c) *United States permanent establishment.* A nonresident alien individual who is a resident of France, or a French corporation or other entity, carrying on a French enterprise having a permanent establishment in the United States is subject to tax upon his or its industrial and commercial profits from sources within the United States. In the determination of the income of such resident of France or French corporation or other entity from sources within the United States, all industrial and commercial profits from such sources shall be deemed to be allocable to the permanent establishment within the United States. Hence, for example, if a French enterprise, having a permanent establishment in the United States, sells directly in the United States through a commission agent or broker therein goods produced in France, the resulting profits derived from United States sources from the latter transactions are allocable to such permanent establishment. The net income from sources within the United States, including the industrial and commercial profits, shall be determined in accordance with the provisions of section 119 of the Internal Revenue Code and the regulations thereunder. In determining industrial and commercial profits no account shall be taken of the mere purchase of merchandise effected in the United States by such French enterprise. A nonresident alien who is a resident of France, a member of a French partnership having a permanent establishment within the United States, shall by reason of such fact be deemed to have a permanent establishment within the United States.

§ 7.415 *Control of a domestic enterprise by a French enterprise.* Article 5 of the convention provides that if a French enterprise by reason of its control of a domestic business imposes conditions different from those which would result from normal business relations between independent enterprises, the accounts between the enterprises will be adjusted so as to ascertain the true net income of the domestic enterprise. The purpose is to place the controlled domestic enterprise on a tax parity with an uncontrolled domestic enterprise by determining, according to the standard of an uncontrolled enterprise, the true net income from the property and business of the controlled enterprise. The convention contemplates that if the accounting records do not truly reflect the net income from the property and business of such domestic enterprise the Commissioner of Internal Revenue shall intervene and, by making such distributions, apportionments, or allocations as he may deem necessary of gross income or deductions of any item or element affecting net income as between such domestic enterprise and the French enterprise by which it is controlled or directed, determine the true net income of the domestic enterprise. The provisions of § 29.45–1 of this chapter (Regulation 111), shall, in so far as applicable, be followed in the determination of the net income of the domestic business.

§ 7.416 *Income from operation of ships or aircraft.* The income derived by a French enterprise from the operation of ships documented under the laws of France, or of aircraft registered in France, is under Article 6 of the convention exempt from United States income tax. However, the profits derived by such enterprise from the operation of ships or aircraft, if any, not so documented or registered are treated as are industrial and commercial profits generally. See Article 3 of the convention and § 7.414.

§ 7.417 *Income from real property, including mineral royalties.* Income of whatever nature derived by a nonresident alien individual who is a resident of France, or by a French corporation or other French entity from real property situated in the United States, including gains derived from the sale of such property and royalties in respect of the operation of mines, quarries, or other natural resources situated in the United States, is not exempted from taxation by the convention. The treatment of such income for taxation purposes is governed by those provisions of the Internal Revenue Code applicable generally to the taxation of nonresident aliens and foreign corporations.

§ 7.418 *Patent and copyright royalties.* Royalties derived from sources within the United States by a nonresident alien individual who is a resident of France, or by a French corporation or other French entity, as consideration for the right to use copyrights, patents, secret processes and formulae, trademarks and other analogous rights, are exempt from Federal income tax under Article 7 of the convention, provided that such individual, corporation, or other entity has no permanent establishment within the United States at any time during the taxable year in which such income is so derived. Thus, a nonresident alien who is a resident of France, rendering personal services within the United States, is not subject to tax with respect to such royalties even though he is engaged in trade or business in the United States by reason of rendition of such services so long as he has no permanent establishment in the United States.

To obviate withholding of tax at the source, the nonresident alien individual resident of France or the corporation or other entity organized under the laws of France, as the case may be, shall notify by letter the person paying such income that the income is exempt from taxation under the provisions of the applicable convention and protocol. The letter of notification from an individual resident of France shall contain his address and a statement that he is a resident of France. The letter of notification from a corporation or other entity organized under the laws of France shall contain the address of its office or place of business and a statement that it is a corporation or other entity organized under the laws of France, shall be signed by an officer of such corporation or entity, and shall set forth his official title. In the case of royalties derived on or after January 1, 1945, the letter of notification shall also state that the individual resident of France, or corporation or other entity organized under the laws of France, as the case may be, does not have a permanent establishment in the United States and will not have such establishment in the United States at any time during the calendar year in which such royalties are paid. The recipient of the letter of notification shall immediately forward such letter or a copy thereof to the Commissioner of Internal Revenue, Withholding Returns Section, Washington 25, D. C.

§ 7.419 *Government wages, salaries, and similar compensation, pensions, and life annuities.* Under Article 8 of the convention, wages, salaries, and similar compensation, and pensions paid by France, or by a political subdivision thereof, to individuals residing in the United States are exempt from Federal income tax. However, under the provisions of Article 14 A of the convention, such exemption shall not be construed as applying to recipients of such income who are citizens of the United States or alien residents who are not citizens of France.

Under the provisions of the same article of the convention private pensions and life annuities derived from sources within the United States by nonresident alien individuals who are residents of France are exempt from Federal income tax. Such items of income are therefore not subject to the withholding provisions of the Internal Revenue Code. See paragraph IV of the protocol to the convention as to what constitutes life annuities. See, also, § 7.418 with respect to patent and copyright royalties as to the requirements necessary to avoid withholding of the tax at the source, which requirements are also applicable for the purposes of this section.

§ 7.420 *Compensation for labor or personal services.*—(a) *General.* In general and subject to the provisions of Article 8 and Article 10 of the convention and paragraph (b) of this section, compensation for labor or personal services derived from sources within the United States by a nonresident alien who is a resident of France, is subject to tax in accordance with the provisions of the Internal Revenue Code applicable generally to nonresident aliens. The provisions of Article 9 do not disturb either the provisions of section 119 (a) (3) of the Internal Revenue Code, relating to source of compensation for labor or personal services, or the provisions of the Internal Revenue Code relating to the taxation of such compensation in the hands of a nonresident individual who is a resident of France.

(b) *Professional earnings.* Article 10 of the convention provides a special rule of taxation with respect to professional fees constituting income derived from sources within the United States by a resident of France who is a nonresident alien. Under such rule, such nonresident alien rendering professional services, such as medical, legal, engineering, and scientific services, is not subject to United States tax with respect to such compensation unless he has an office or other fixed place situated in the United States during the taxable year. Thus, such alien present in the United States during any part of the taxable year and rendering professional advice as a medical doctor or as a laywer or as an engineer, is not subject to Federal income tax on fees derived by him in such taxable year by reason of such services unless he maintains at some time during such taxable year an office or other fixed place in the United States incident to the practice of his profession. The exemption applies regardless of the length of time spent within the United States during the taxable year and regardless of the amount of the fees or professional charges resulting to such alien from such services. As to when an alien is regarded as a resident of the United States and hence outside the scope of the exemption, see § 29.211–2 of this chapter (Regulations 111).

§ 7.421 *Stocks, securities, and commodities.* Under Article 11 of the convention, gains derived from the sale or exchange within the United States of stocks, securities, or commodities (if of a kind customarily dealt in on an organized commodity exchange) by a nonresident alien individual resident in France, or by a French corporation or other French entity, is exempt from Federal income tax unless such individual, corporation, or other entity has a permanent establishment in the United States. If, however, a permanent establishment is maintained in the United States, such gains are not so exempt even though the sales or exchanges resulting in such gains were carried on directly from the home office of the taxpayer and not through the permanent establishment in the United States. As to what constitutes a permanent establishment, see § 7.413.

§ 7.422 *Remittances to students.* Under Article 12 of the convention, nonresident alien individuals who are residents of France and who are temporarily residing in the United States for the purposes of studying or for acquiring business experience, are exempt from Federal income tax upon amounts representing remittances from France for the purposes of their maintenance and studies.

§ 7.423 *Credit against United States tax liability for income tax paid to France.* For the purpose of avoidance of double taxation, Article 14 A of the convention provides that, on the part of the United States, there shall be allowed against the United States income and excess profits tax liabilities a credit for any income, war-profits, or excess profits taxes paid to France by United States citizens or domestic corporations. Such principle also applies in the case of a citizen of France residing in the United States. Such credit, however, is subject to the limitations provided in section 131 of the Internal Revenue Code (relating to the credit for foreign taxes) and section 729 of such Code (relating to laws applicable). See §§ 29.131–1 to 29.131–8, inclusive, of this chapter (Regulations 111) and §§ 35.729–1 to 35.729–3, inclusive, of this chapter (Regulations 112)

§ 7.424 *Adjustment of tax liability of residents of France and French Corporations.* Article 18 of the convention confers upon the Commissioner authority to adjust under the Revenue Act of 1936 the tax liability for taxable years beginning prior to January 1, 1936, of non-resident alien residents of France, and French corporations, in any case in which such tax liability remained unpaid on January 1, 1945. Such provision, however, will not apply in any case unless:

(a) The Commissioner is satisfied that the additional income tax involved did not arise by reason of fraud with intent to evade the tax on the part of the taxpayer concerned; and

(b) The taxpayer files, prior to January 1, 1947, with the Commissioner a sworn statement showing for each year involved and for such other years as the Commissioner may require, (1) by items and classes of income the amounts of interest, dividends, rents, salaries, wages, premiums, annuities, compensations, remunerations, emoluments, or other fixed or determinable annual or periodical income, gains, profits, and income derived from sources within the United States; (2) the business transactions, if any, carried on in the United States by or in behalf of the taxpayer during each of such years; and (3) such further information as the Commissioner may require in the particular case.

§ 7.425 *Reciprocal administrative assistance.*—(a) *General.* By Article 20 of the convention, the United States and France adopt the principle of exchange of information for use in the determination and assessment of the taxes with which the convention is concerned. Pursuant to such principle, every United States withholding agent shall make and file with the collector, in duplicate, an information return on Form 1042C for the calendar year 1945 and each subsequent calendar year, in addition to withholding return Form 1042, with respect to dividends, interest, royalties, rents, salaries, wages, pensions, and annuities, or other fixed or determinable annual or periodical income paid to persons whose addresses are in France whether or not tax has been withheld with respect to such income. There shall be reported on Form 1042C not only such items of income listed on Form 1042, but also such items of interest listed on monthly returns, Form 1012, and there shall be shown on such return items of income paid to such addressees even though such items are exempt from tax under the convention, as, for example, certain royalties.

The information and correspondence relating to exchange of information may be transmitted direct by the Secretary to the Minister.

(b) *Information to be furnished in due course.* In accordance with the provisions of Article 21 of the convention, the Secretary shall forward to the Minister as soon as practicable after the close of the calendar year 1945 and of each calendar year thereafter during which the convention is in effect, the names and addresses of all persons whose addresses are within France and who derive from sources within the United States, divi-

dends, interest, rents, royalties, salaries, wages, pensions, and annuities, or other fixed or determinable annual or periodical profits and income showing the amounts of such profits and income in the case of each addressee. For these purposes, the transmission to the Minister of information return, Form 1042C, as provided in paragraph (a) of this section for the calendar year 1945 and subsequent calendar years shall constitute a compliance with the provisions of Article 21 of the convention and of this subpart.

(c) *Information in specific cases.* Under the provisions of Article 22 of the convention, the Secretary shall furnish (if request therefor is made by the Minister through diplomatic channels) to the Minister such information, relative to the tax liability to France of any person (other than a citizen of the United States or a United States domestic corporation or other United States domestic entity), as is available to, or may be obtained by, the Secretary under the revenue laws of the United States.

§ 7.426 *Reciprocal regulations.* Article 26 of the convention provides that the United States and France may prescribe (a) regulations for the purpose of carrying the convention into effect within the respective countries and (b) reciprocal rules relating to the exchange of information.

Effective: January 1, 1945.

[SEAL] WM. SHERWOOD,
Acting Commissioner of Internal Revenue.

Approved: February 27, 1946.

JOSEPH J. O'CONNELL, JR.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-3248; Filed, Mar. 1, 1946; 9:59 a. m.]

[T. D. 5497]

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

INSURANCE COMPANIES

In order to conform Regulations 111 (26 CFR, Cum. Supp., Part 29) to section 121 (b) and (d) and section 122 (g) (7) of the Revenue Act of 1945 (Public Law 214, 79th Congress), enacted November 8, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 29.204–1 the following:

SEC. 122. REPEAL OF EXCESS PROFITS TAX IN 1946. (Revenue Act of 1945, Title I.)

* * * * *

(g) *Technical amendments.* Effective with respect to taxable years beginning after December 31, 1945.

* * * * *

(7) Section 204 (a) (2) (relating to foreign mutual insurance companies other than life or marine) is amended to read as follows:

(2) *Normal-tax and corporation surtax net income of foreign insurance companies other than life or mutual and foreign mutual marine.* In the case of a foreign insurance company (other than a life or mutual insurance company) and a foreign mutual marine insurance company and a foreign mutual fire insurance company described in paragraph (1) of this subsection, the normal tax net income shall be the net income from sources within the United States minus the credit provided in section 26 (a) and the credit provided in section 26 (b), and the corporation surtax net income shall be the net income from sources within the United States minus the credit provided in section 26 (b).

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PAR. 2. There is inserted immediately preceding § 29.207–1 the following:

SEC. 121. DECREASE IN CORPORATION SURTAX. (Revenue Act of 1945, Title I.)

* * * * *

(b) *Mutual insurance companies other than life or marine.*

(1) Section 207 (a) (1) (B) (relating to surtax on mutual insurance companies, other than life or marine) is amended to read as follows:

(B) *Surtax.* A surtax on the corporation surtax net income, computed at the rates provided in section 15 (b), except that if the corporation surtax net income is not more than $6,000 the surtax shall be 12 per centum of the amount by which the corporation surtax net income exceeds $3,000.

(2) Section 207 (a) (3) (B) (relating to surtax on interinsurers or reciprocal underwriters) is amended by striking out "32 per centum" and inserting in lieu thereof "28 per centum".

* * * * *

(d) *Taxable years to which applicable.* The amendments made by this section shall be applicable with respect to taxable years beginning after December 31, 1945.* * *

PAR. 3. Section 29.207–1, as amended by T. D. 5369, approved May 11, 1944, is amended as follows:

(A) By inserting immediately after the heading thereof the following: "(a) *General.*"

(B) By striking out the fifth paragraph and inserting in lieu thereof the following:

Mutual insurance companies subject to the tax imposed by section 207, except interinsurers or reciprocal underwriters, with corporation surtax net incomes of over $3,000 or with gross amounts of income from interest, dividends, rents, and net premiums, minus dividends to policyholders, minus wholly tax-exempt interest of over $75,000, are subject to a tax computed under section 207 (a) (1) or section 207 (a) (2) whichever is the greater. Interinsurers and reciprocal underwriters with corporation surtax net incomes of over $50,000 are subject to a tax computed under section 207 (a) (3).

(C) By striking out the sixth and seventh paragraphs and inserting in lieu thereof the following:

(b) *Taxable years beginning prior to January 1, 1946.* For any taxable year beginning prior to January 1, 1946, the tax under section 207 (a) (1) and 207 (a) (3), except as hereinafter indicated, is computed upon normal-tax net income and corporation surtax net income at the rates provided in section 13 or section 14 (b) and in section 15 (b) applicable to such year. The tax under section 207 (a) (2), except as hereinafter indicated, is a tax equal to the excess of 1 percent of the gross amount of income from interest, dividends, rents, and net premiums, minus dividends to policyholders, minus wholly tax-exempt interest, over the amount of the tax imposed under subchapter E of chapter 2.

Under section 207 (a) (1), companies with normal-tax net incomes of between $3,000 and $6,153.86, and with corporation surtax net incomes of between $3,000 and $6,000, pay a normal tax, at the rate of 30 percent, and a surtax, at the rate of 20 percent, on that portion of the normal-tax net income and the corporation surtax net income, respectively, in excess of $3,000. Under section 207 (a) (2), companies with gross amounts of income from interest, dividends, rents, and net premiums, minus dividends to policyholders, minus wholly tax-exempt interest, of between $75,000 and $150,000, pay a tax equal to the excess of 2 percent of that portion in excess of $75,000, over the amount of the tax imposed under subchapter E of chapter 2. Under section 207 (a) (3) interinsurers and reciprocal underwriters with normal-tax net incomes and corporation surtax net incomes of between $50,000 and $100,000 pay a normal tax, at the rate of 48 percent, and a surtax, at the rate of 32 percent, on that portion of the normal-tax net income and the corporation surtax net income, respectively, in excess of $50,000.

(D) By inserting immediately after example (4) the following:

(c) *Taxable years beginning after December 31, 1945.* For any taxable year beginning after December 31, 1945, the tax under section 207 (a) (1) and 207 (a) (3), except as hereinafter indicated, is computed upon normal-tax net income and corporation surtax net income at the rates provided in section 13 or section 14 (b) and in section 15 (b) applicable to such year. The tax under section 207 (a) (2), except as hereinafter indicated, is 1 percent of the gross amount of income from interest, dividends, rents, and net premiums, minus dividends to policyholders, minus wholly tax-exempt interest.

Under section 207 (a) (1) companies with normal-tax net incomes of between $3,000 and $6,153.86 and with corporation surtax net incomes of between $3,000 and $6,000, pay a normal tax, at the rate of 30 percent, and a surtax, at the rate of 12 percent, on that portion of the normal-tax net income and the corporation surtax net income, respectively, in excess of $3,000. Under section 207 (a) (2), companies with gross amounts of income from interest, dividends, rents, and net premiums, minus dividends to policyholders, minus wholly tax-exempt interest, of between $75,000 and $150,000, pay a tax equal to the excess of 2 percent of that portion in excess of $75,000, over the amount of the tax imposed under subchapter E of chapter 2. Under section 207 (a) (3) interinsurers and reciprocal underwriters with normal-tax net incomes and corporation surtax net incomes of between $50,000 and $100,000 pay a normal tax, at the rate of 48 percent, and a surtax, at the rate of 28 percent, on that portion of the normal-tax net income and the corporation surtax net income, respectively, in excess of $50,000.

Section 207 (a) (4) provides for an adjustment of the amount computed under section 207 (a) (1), section 207 (a) (2) (A), and section 207 (a) (3) where the gross amount received during the taxable year from interest, dividends, rents, and premiums (including deposits and assessments) is over $75,000 and less than $125,000. The adjustments reduces the tax otherwise computed under those sections to an amount which bears the same proportion to such tax as the excess over $75,000 bears to $50,000.

The application of section 207 (a) (1), (2), (3), and (4) may be illustrated by the following examples:

Example (1). The X Company, a mutual casualty insurance company, for the taxable year 1946 has a corporation surtax net income of $3,500 and due to partially tax-exempt interest of $600, a normal-tax net income of $2,900. The gross amount of income of the X Company from interest, dividends, rents, net premiums, minus dividends to policyholders, minus wholly tax-exempt interest is $150,000. It is not subject to normal tax under section 207 (a) (1) for the taxable year 1946 as its normal-tax net income does not exceed $3,000. Its surtax is 12 percent of $500 ($3,500–$3,000) or $60, since its surtax net income is not more than $6,000. It has no normal tax and, therefore, its total tax under section 207 (a) (1) is the surtax of $60. The tax under section 207 (a) (2) is 1 percent of $150,000, or $1,500. Since the tax under section 207 (a) (2) exceeds the tax under section 207 (a) (1), the tax under section 207 (a) is $1,500, namely, that imposed by section 207 (a) (2).

Example (2). If in the above example the normal-tax net income and the corporation surtax net income were each less than $2,900, the gross amount received from interest, dividends, rents, and premiums (including deposits and assessments) was $90,000 and the gross amount of income from interest, dividends, rents, and net premiums, minus dividends to policyholders, minus wholly tax-exempt interest was $70,000, the X Company would be required to file an income tax return but due to section 207 (a) no income tax would be imposed.

Example (3). The Y Company, a mutual fire insurance company subject to the tax imposed by section 207, for the taxable year 1946 has a normal-tax net income of $6,000 and a corporation surtax net income of $7,000. The gross amount received from interest, dividends, rents, and premiums (including deposits and assessments) is $120,000 and the gross amount of income from interest, dividends, rents, and net premiums, minus dividends to policyholders, minus wholly tax-exempt interest is $100,000. Under section 207 (a) (1), without application of section 207 (a) (4), the normal tax would be 30 percent of $3,000, or $900, since this is less than $920, the tax computed at the rates provided in section 14 (b); and the surtax would be 6 percent of $7,000, or $420, the rate provided in section 15 (b) (1), since its surtax net income exceeds $6,000 but does not exceed $25,000. The combined tax of $1,320 would then be reduced by applying section 207 (a) (4), since the gross receipts are between $75,000 and $125,000. The tax under section 207 (a) (1), as thus adjusted, would be 90 percent of $1,320, or $1,188, since $45,000 (the excess of $120,000 over $75,000) is 90 percent of $50,000.

Under section 207 (a) (2) (A), without reference to section 207 (a) (4), the tax is 2 percent of $25,000 (the excess of $100,000 over $75,000), or $500, since this is less than $1,000, 1 percent of $100,000. Applying section 207 (a) (4) reduces this to $450, or 90 percent of $500. Since $1,188, the tax under section 207 (a) (1), as adjusted, exceeds $450, the tax under section 207 (a) (2), as adjusted, the tax under section 207 (a) (1), as adjusted, is applicable. The Y Company would accordingly pay a combined normal tax and surtax of $1,188.

Example (4). The Z Exchange, an interinsurer, for the taxable year 1946 has a corporation surtax net income of $60,000 and, due to partially tax-exempt interest of $12,000, a normal-tax net income of $48,000. The gross amount received from interest, dividends, rents, and premiums (including deposits and assessments) is $2,700,000. The Z Exchange is not subject to normal tax under section 207 (a) (3) for the taxable year 1946 as its normal-tax net income is less than $50,000. Its surtax is 28 percent of $10,000 ($60,000–$50,000) or $2,800, since that amount is less than $8,400, the surtax computed at the rate provided in section 15 (b). Since it has no normal tax and is not subject to the tax imposed by section 207 (a) (2) nor entitled to the adjustment provided in section 207 (a) (4), its total tax under section 207 (a) is $2,800.

(Sec. 121 and 122 of the Revenue Act of 1945 (Public Law 214, 79th Congress), enacted November 8, 1945, and Sec. 62 of the Internal Revenue Code, 53 Stat. 32; 26 U.S.C., and Sup. 62)

[SEAL] JOSEPH D. NUNAN, JR.,
Commissioner of Internal Revenue.

Approved: February 27, 1946.

JOSEPH J. O'CONNELL, JR.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-3246; Filed, Mar. 1, 1946; 9:59 a. m.]

[T. D. 5498]

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

Subchapter E—Administrative Provisions Common to Various Taxes

PART 474—EXTENSIONS OF TIME FOR PAYMENT OF TAXES BY CORPORATIONS EXPECTING CARRY-BACKS, AND TENTATIVE CARRY-BACK ADJUSTMENTS

Regulations prescribed under section 4 (a) of the Tax Adjustment Act of 1945, and Regulations 111 amended to conform to section 4 (b) of the Tax Adjustment Act of 1945, relating to extensions of time for payment of taxes by corporations expecting carry-backs, and tentative carry-back adjustments.

Part I

Sec.
474.0 Numbering of sections.
474.1 Extensions of time for payment of taxes by corporations expecting carry-backs.
474.2 Contents of statement.
474.3 Amount of tax the time for payment of which may be extended.
474.4 Payment of remainder of tax where extension relates to only part of tax.
474.5 Period of extension.
474.6 Revised statements.
474.7 Termination by Commissioner.
474.8 Payments on termination.
474.9 Interest.
474.10 Tentative carry-back adjustments.
474.11 Computation of increase or decrease in prior years' taxes affected by the carry-back.
474.12 Allowance of adjustments.
474.13 Assessment of erroneous allowances.

AUTHORITY: §§ 474.0 to 474.13, inclusive, issued under section 3791 of the Internal Revenue Code (53 Stat. 467; 26 U. S. C., 3791) and section 4 (a) of the Tax Adjustment Act of 1945 (Public Law 172, 79th Congress).

Section 4 (a) of the Tax Adjustment Act of 1945 (Public Law 172, 79th Congress), approved July 31, 1945, provides as follows:

SEC. 4. EXTENSIONS OF TIME FOR PAYMENT OF TAXES BY CORPORATIONS EXPECTING CARRY-BACKS, AND TENTATIVE CARRY-BACK ADJUSTMENTS.

(a) Chapter 37 of the Internal Revenue Code is amended by adding at the end thereof the following new sections:

SEC. 3779. EXTENSIONS OF TIME FOR PAYMENT OF TAXES BY CORPORATIONS EXPECTING CARRY-BACKS.

(a) *In general.* If a corporation, in any taxable year ending on or after September 30, 1945, files with the collector a statement, as provided in subsection (b), with respect to an expected net operating loss carry-back or unused excess profits credit carry-back from such taxable year, the time for payment of all or part of any tax imposed by chapter 1 or 2 for the taxable year immediately preceding such taxable year shall be extended, to the extent and subject to the conditions and limitations hereinafter provided in this section.

(b) *Contents of statement.* The statement with respect to an expected carry-back referred to in subsection (a) of this section shall be sworn to in the manner prescribed by section 52 in the case of a return and shall be filed at such time and in such manner and form as the Commissioner, with the approval of the Secretary, may by regulations prescribe. Such statement shall set forth that the corporation expects to have a net operating loss carry-back, as provided in section 122 (b), or an unused excess profits credit carry-back, as provided in section 710 (c) (3), from the taxable year in which such statement is made, and shall set forth, in such detail and with such supporting data and explanation as such regulations shall require:

(1) The estimated amount of the expected net operating loss or unused excess profits credit;

(2) The reasons, facts, and circumstances which cause the corporation to expect such net operating loss or unused excess profits credit;

(3) The amount of the reduction, attributable to the expected carry-back, in the aggregate of the taxes previously determined for all taxable years affected by the carry-back prior to the taxable year of the expected loss or unused credit; such taxes previously determined being ascertained in accordance with the method prescribed in section 3801 (d); and such reduction being determined by applying the expected carry-back in the manner provided by law to the items on the basis of which such taxes were determined but such reduction being decreased by the amount of any credits under section 780 properly allocable to such reduction;

(4) The tax or taxes and the amount thereof the time for payment of which is to be extended; and

(5) Such other information for the purpose of carrying out the provisions of this section as may be required by such regulations.

The collector shall, upon request, furnish a receipt for any statement filed, which shall set forth the date of such filing.

(c) *Amount to which extension relates and installment payments.* The amount the time for payment of which may be extended under subsection (a) with respect to any tax shall not exceed the amount of such tax shown on the return, increased by any amount assessed as a deficiency (or as interest or additions to the tax) prior to the date of filing the statement and decreased by any amount paid or required to be paid prior to the date of such filing, and the total amount of the taxes the time for payment of which may be extended shall not exceed the amount stated under clause (3) of subsection (b). For the purposes of this subsection, an

amount shall not be considered as required to be paid unless shown on the return or assessed as a deficiency (or as interest or addition to the tax), and an amount assessed as a deficiency (or as interest or addition to the tax) shall be considered to be required to be paid prior to the date of filing of the statement if the tenth day after notice and demand for its payment occurs prior to such date. If an extension of time under this section relates to only a part of a tax, the time for payment of the remainder shall be considered to be the dates on which payments would have been required if such remainder had been the tax and the taxpayer had elected to pay the tax in four equal instalments as provided in section 56 (b).

(d) *Period of extension.* The extension of time for payment provided in this section shall expire:

(1) On the last day of the month in which falls the last date prescribed by law) including any extension of time granted the taxpayer) for the filing of the return for the taxable year of the expected net operating loss or unused excess profits credit, or

(2) If an application for tentative carry-back adjustment provided in section 3780 with respect to such loss or unused credit is filed before the expiration of the period prescribed in clause (1), on the date on which notice is mailed by registered mail by the Commissioner to the taxpayer that such application is allowed or disallowed in whole or in part.

(e) *Revised statements.* Each statement filed under subsection (a) with respect to any taxable year shall be in lieu of the last statement previously filed with respect to such year. If the amount the time for payment of which is extended under a statement filed is less than the amount under the last statement previously filed the extension of time shall be terminated as to the difference between the two amounts.

(f) *Termination by Commissioner.* The Commissioner is not required to make any examination of the statement, but he may make such examination thereof as he deems necessary and practicable. The Commissioner shall terminate the extension as to any part of the amount to which it relates which he deems should be terminated because, upon such examination, he believes that, as of the time such examination is made, all or any part of the statement clearly is in a material respect erroneous or unreasonable.

(g) *Payments on termination.* If an extension of time is terminated under subsection (e) or (f) with respect to any amount, then:

(1) No further extension of time shall be made under this section with respect to such amount, and

(2) The time for payment of such amount shall be considered to be the dates on which payments would have been required if there had been no extension with respect to such amount and the taxpayer had elected to pay the tax in four equal instalments as provided in section 56 (b).

(h) *Jeopardy.* If the Commissioner believes that collection of the amount to which an extension under this section relates is in jeopardy, he shall immediately terminate such extension and notice and demand shall be made by the collector for payment of such amount.

(i) *Interest.* In the case of an amount the time for payment of which has been extended, there shall be collected as part of such amount interest from the dates on which payments would have been required if there had been no extension and the taxpayer had elected to pay the tax in four equal instalments as provided in section 56 (b):

(1) Upon so much of such amount as is satisfied under section 3780 (b) by applying or crediting thereto, within the period of extension, a decrease in tax determined in connection with an application under section 3780 (a), interest at the rate of 3 per centum per annum to the date of such satisfaction, except that on so much of such satisfied amount as is not in excess of the amount of the deficiencies assessed under section 3780 (b) and which is not so satisfied, the rate shall be 6 per centum per annum; and

(2) Upon the remainder of the amount the time for payment of which has been extended, interest at the rate of 6 per centum per annum to the date such amount is paid.

If the Commissioner determines that during the period of extension credit or refund of an overpayment has been allowed or made, or a deficiency assessed, affecting the amount to which the extension relates and that the taxpayer could not have taken such overpayment or deficiency into account in the statement or a revised statement, appropriate adjustment shall be made in the interest.

SEC. 3780. TENTATIVE CARRY-BACK ADJUSTMENTS.

(a) *Application for adjustment.* A taxpayer may file an application for a tentative carry-back adjustment of the taxes for prior taxable years affected by a net operating loss carry-back, provided in section 122 (b), or an unused excess profits credit carry-back, provided in section 710 (c) (3), from any taxable year ending on or after September 30, 1945. The application shall be verified in the manner prescribed by section 51 or section 52 in the case of a return of such taxpayer, and shall be filed, on or after the date of filing of the return for the taxable year of the net operating loss or unused excess profits credit from which the carry-back results and within a period of twelve months from the end of such taxable year, in the manner and form required by regulations prescribed by the Commissioner with the approval of the Secretary. The application shall set forth, in such detail and with such supporting data and explanation as such regulations shall require:

(1) The amount of the net operating loss or unused excess profits credit;

(2) The amount of the tax previously determined for each prior taxable year affected by such carry-back; the tax previously determined being ascertained in accordance with the method prescribed in section 3801 (d);

(3) The amount of increase or decrease in each such tax, attributable to such carry-back; such increase or decrease being determined by applying the carry-back in the manner provided by law to the items on the basis of which such taxes were determined. If an application under section 124 (j) for tentative adjustment of tax with respect to amortization has been previously filed but such adjustment has not been previously determined, then for the purposes of this section the assessments, applications, credits, and refunds provided for in section 124 (k) shall be considered as having previously been made upon the basis of such application under section 124 (j);

(4) The amount by which the aggregate of such decreases exceeds the aggregate of such increases;

(5) The unpaid amount of each such tax, not including any amount required to be shown under paragraph (6);

(6) The amount, with respect to each tax for the taxable year immediately preceding the taxable year of such loss or unused credit, as to which an extension of time for payment under section 3779 is in effect; and

(7) Such other information for the purposes of carrying out the provisions of this section as may be required by such regulations.

An application under this subsection shall not constitute a claim for credit or refund.

(b) *Allowance of adjustments.* Within a period of ninety days from the date on which an application for a tentative carry-back adjustment is filed under subsection (a), or from the last day of the month in which falls the last date prescribed by law (including any extension of time granted the taxpayer) for filing the return for the taxable year of the net operating loss or unused excess profits credit from which such carry-back results, whichever is the later, the Commissioner shall make, to the extent he deems practicable in such period, a limited examination of the application, to discover omissions and errors of computation therein, and shall determine the amount of the increase or decrease in each tax attributable to such carry-back upon the basis of the application and the examination, except that the Commissioner may disallow, without further action, any application which he finds contains errors of computation which he deems cannot be corrected by him within such ninety-day period or material omissions. Each such increase shall be deemed determined as a deficiency and shall be assessed, without regard to the restrictions on assessment in section 272. Each such decrease shall be applied against any unpaid amount of the tax decreased (including any amount of such tax as to which an extension of time under section 3779 is in effect) and any remainder shall be credited:

(1) Against the deficiencies (and additions to the tax) assessed under this subsection,

(2) Against any unsatisfied amount of any tax for the taxable year immediately preceding the taxable year of the net operating loss or unused excess profits credit the time for payment of which tax is extended under section 3779, and any remainder shall, within such ninety-day period, be either credited against any income, war profits, or excess profits tax or instalment thereof then due from the taxpayer, or refunded to the taxpayer. The application, credit or refund of a decrease determined under this subsection shall be deemed a credit or refund of an overpayment within the meaning of sections 781 (b) and 3807 (b) (1).

(c) *Assessment of erroneous allowances.* If the Commissioner determines that the amount applied, credited or refunded under subsection (b) is in excess of the overassessment attributable to the carry-back with respect to which such amount was applied, credited or refunded, he may assess the amount of the excess as a deficiency as if it were due to a mathematical error appearing on the face of the return, as provided in section 272 (f). Upon making such assessment the Commissioner shall schedule as an overassessment the decrease in any other tax resulting from the adjustments reflected in the computation of the deficiency.

SEC. 3781. EXTENSION OF TIME AND TENTATIVE CARRY-BACK AND AMORTIZATION ADJUSTMENTS IN THE CASE OF CONSOLIDATED RETURNS.

If the corporation seeking an extension of time under section 3779, a tentative carry-back adjustment under section 3780, or a tentative adjustment with respect to an amortization deduction under section 124 (j) and (k), made or was required to make a consolidated return, either for the taxable year within which the net operating loss or the unused excess profits credit arises or within which the election is made to terminate the amortization period, or for a preceding taxable year affected by such loss, credit, or election, the provisions of such sections shall apply only to such extent and subject to such conditions, limitations, and exceptions as the Commissioner, with the approval of the Secretary, may by regulations prescribe.

Pursuant to the above-quoted provisions of the Tax Adjustment Act of 1945, the following regulations are hereby prescribed:

§ 474.0 *Numbering of sections.* Inasmuch as these regulations constitute Part 474 of Title 26 of the 1945 Supplement to the Code of Federal Regulations, each section of the part bears a number beginning with 474 and a decimal point. References to sections preceded by "474." are references to sections of this part. References to sections not preceded by "474." and references to chapters are references to sections and chapters of the Internal Revenue Code unless otherwise expressly indicated.

§ 474.1 *Extensions of time for payment of taxes by corporations expecting carry-backs.* If a corporation files a statement with respect to an expected net operating loss carry-back or unused excess profits credit carry-back from any taxable year ending on or after September 30, 1945, such corporation may extend the time for the payment of all or any part of certain taxes to the extent and subject to the limitations provided in section 3779. A corporation may extend the time for payment with respect to only such taxes as meet the following three requirements:

(a) The tax must be one imposed by chapter 1 or chapter 2;

(b) The tax must be for the taxable year immediately preceding the taxable year of the expected net operating loss or unused excess profits credit;

(c) The tax must be shown on the return or must be assessed within the taxable year of the expected net operating loss or unused excess profits credit; and

(d) The tax must not have been paid or required to have been paid prior to the filing of the statement.

The time for payment of the tax is automatically extended under section 3779 upon the filing of a statement by the corporation with the collector of internal revenue where the tax is payable with respect to the expected net operating loss carry-back or unused excess profits credit carry-back. The period of extension is that provided in section 3779 (d) unless sooner terminated by action of either the Commissioner of Internal Revenue (hereinafter referred to in these regulations as the Commissioner) or the corporation.

§ 474.2 *Contents of statement.* The statement with respect to an expected carry-back which must be filed by a corporation in order to extend the time for payment of tax under section 3779 is to be filed on Form 1138. The statement must be filled out in accordance with the instructions accompanying the form, and all information required by the form and the instructions must be furnished by the taxpayer. The statement must be sworn to in the manner prescribed in section 52 in the case of a corporation income tax return. The collector, upon request, will furnish a receipt for any statement filed. Such receipt will show the date the statement was filed.

The reduction, attributable to the expected carry-back, in the aggregate of the taxes previously determined for all taxable years, affected by the carry-back, prior to the taxable year of the expected net operating loss or unused excess profits credit will be the excess of the decreases over the increases, attributable to the expected carry-back or any related adjustments, in such taxes as previously determined. The tax previously determined is to be ascertained in accordance with the method prescribed in section 3801 (d). In general, therefore, the tax previously determined will be the tax shown by the taxpayer on its return, increased by any amounts assessed (or collected without assessment) as deficiencies prior to the date of the filing of the statement, and decreased by any amounts abated, credited, refunded, or otherwise repaid prior to such date. Any items as to which the Commissioner and the taxpayer are in disagreement at the time of the filing of the statement shall be taken into account in ascertaining the tax previously determined only if, and to the extent that, they were reported in the return, or were reflected in any amounts assessed (or collected without assessment) as deficiencies, or in any amounts abated, credited, refunded, or otherwise repaid, prior to the date of the filing of the statement. The tax previously determined will reflect the foreign tax credit, the credit for tax withheld at source provided in section 32, the credit for debt retirement provided in section 783, and the 10-percent credit against the excess profits tax provided in section 784, but will not reflect the postwar credit provided in section 780. In the case of any taxable year beginning in 1944 for which the credit provided in section 784 is not claimed on the return, the tax shown on the return, for purposes of this subsection, shall be the tax shown on the return as filed reduced by the excess of (1) the credit under section 784 to the extent that an amount has not been abated, credited, refunded, or otherwise repaid in respect of such credit prior to the date of filing the statement, over (2) any amount claimed on the return as a credit for debt retirement under section 783. In the case of any taxable year beginning prior to January 1, 1944, any amount abated, credited, refunded, or otherwise repaid in connection with the postwar credit under section 780, and the amount of any bonds issued as prescribed in sections 780 and 781 in connection with the excess profits tax for such taxable year, whether or not such bonds have been redeemed, shall not be considered an amount abated, credited, refunded, or otherwise repaid in respect of the excess profits tax for such taxable year.

The increase or decrease, attributable to the expected carry-back or any related adjustments, in any tax previously determined is to be ascertained, except for such carry-back and related adjustments, on the basis of the items which entered into the computation of such tax as previously determined. Accordingly, as in ascertaining the tax previously determined, items must be taken into account only to the extent that such items were included in the return, or were reflected in amounts assessed (or collected without assessment) as deficiencies, or in amounts abated, credited, refunded, or otherwise repaid, prior to the date of the filing of the statement. Thus, for example, if the taxpayer claimed a deduction for depreciation of $10,000 in its return and the Commissioner asserts that only $4,000 is properly deductible, no change is to be made in the $10,000 depreciation deduction as shown by the taxpayer on his return unless a deficiency has been assessed, or an amount collected without assessment, prior to the date of the filing of the statement as a result of a change in the depreciation deduction, or unless such change in the depreciation deduction was reflected in an amount abated, credited, refunded, or otherwise repaid prior to such date. In determining the increase or decrease in any tax previously determined, any items which are affected by the carry-back must be adjusted to reflect such carry-back. Thus, any deduction limited, for example, by net income, such as the deduction for charitable contributions, is to be recomputed on the basis of the net income as affected by the carry-back. Similarly, in any case where one tax is allowable as a deduction in computing a second tax, or where the income subject to one tax is a credit in computing the income subject to the second tax, such deduction or credit must be adjusted to reflect such carry-back. In determining the decrease in excess profits tax for any taxable year beginning prior to January 1, 1944, the tax as recomputed by taking into account the carry-back and any related adjustments is not to be decreased by the amount of the postwar credit under section 780, whether or not any amount has been abated, credited, refunded, or otherwise repaid in connection with such credit, or by the amount of any bonds, whether or not such bonds have been redeemed, issued as provided in sections 780 and 781 in connection with the excess profits tax for such taxable year. In determining the net operating loss deduction, the adjustments required by sections 122 (c), 711 (a) (1) (J), and 711 (a) (2) (L) are likewise to be made.

The reduction in the aggregate of the taxes previously determined is a net reduction. That is, in determining such reduction, a decrease, attributable to a carry-back, in any one tax, e. g., the excess profits tax, will be offset by an increase in any other tax, e. g., the normal tax and surtax, resulting from such decrease.

A decrease in excess profits tax attributable to an unused excess profits credit carry-back which itself results from, or is increased in amount by, a net operating loss carry-back will be considered to be attributable to such net operating loss carry-back. Thus, if a corporation has a net operating loss in the calendar year 1945 which when carried back to 1943 results in an unused excess profits credit for 1943, the decrease in excess profits tax for 1941 resulting from the unused excess profits credit carry-back from 1943 will be considered to be attributable to both the unused excess profits credit carry-back from 1943 and to the net operating loss carry-back from 1945. The decrease in the excess profits tax for 1941, however, will be considered to be attributable to the net operating loss carry-back from 1945 only to the extent that such decrease results from such net operating loss carry-back.

§ 474.3 *Amount of tax the time for payment of which may be extended—(a) Total amount to which extension may relate.* The total amount of one or more taxes the time for payment of which

may be extended under section 3779 may not exceed the amount shown in item 4 (c) of Form 1138.

(b) *Amount of any one tax to which extension may relate.* The taxpayer is to specify in item 5 (j) of Form 1138 the tax or taxes and the amount thereof the time for payment of which is to be extended. In case of any one tax the amount to which an extension may relate may not exceed the amount of such tax shown on the return as filed, increased by any amount assessed as a deficiency (or as interest or additions to the tax) prior to the date of filing the statement and decreased by any amount paid or required to be paid prior to such date. For taxable years beginning in 1944, the amount of tax to which an extension may relate is to be further reduced by any amount which is to be abated, credited, refunded, or otherwise repaid in connection with the credit provided in section 784 without regard to the date on which such abatement, credit, refund, or other repayment is in fact allowed or made. In determining the amount of tax required to be paid prior to the date of filing the statement, only the following amounts shall be taken into consideration:

(1) The amount of the tax shown on the return as filed; and

(2) Any amount assessed as a deficiency (or as interest or additions to the tax) if the tenth day after notice and demand for its payment occurs prior to the date of the filing of the statement.

Delinquent installments are to be considered amounts required to be paid prior to the date of filing the statement. In the case of any authorized extension of time under section 56 (c), the amount of tax the time for payment of which is so extended is not to be considered required to be paid prior to the end of such extension. Similarly, any amount assessed as a deficiency (or as interest or additions to the tax) is not to be considered required to be paid prior to the date of the filing of the statement unless the tenth day after notice and demand for its payment falls prior to the date of the filing of the statement.

The taxpayer may choose to extend the time for payment of all of one or more taxes, or it may choose to extend the time for payment of portions of several taxes. The taxes chosen by the taxpayer need not be those taxes which are affected by the carry-back. The amount to which an extension may relate in the case of any one tax may not exceed the amount specified in section 3779 (c) and shown in item 5 (i) of Form 1138, and the total amount of all taxes the time for payment of which may be extended may not exceed the amount specified in section 3779 (c) and shown in item 4 (c) of Form 1138. Such amounts represent the maximum amounts the time for payment of which may be extended; the amount the time for payment of which is extended in the case of any one tax, or the total of such amounts, may be less than the maximum amounts specified in section 3779 (c) and shown in items 5 (i) and 4 (c), respectively, of Form 1138.

§ 474.4 *Payment of remainder of tax where extension relates to only part of the tax.* If an extension of time relates to only part of the tax, the time for payment of the remainder of the tax shall be considered to be the dates on which payments would have been required if such remainder had been the tax and the taxpayer had elected to pay the tax in four equal installments.

The provisions of this section may be illustrated by the following example:

Example. Corporation A, which keeps its books and makes its tax returns on the calendar year basis, filed its income tax return for 1945 on March 15, 1946. The corporation showed a tax of $1,000 on its return and paid one-fourth of such tax, or $250, on March 15, 1946. On June 1, 1946, Corporation A, pursuant to the provisions of section 3779 and these regulations, extended the time for payment of $600 of such tax. The remainder of the tax the time for payment of which was not so extended, i. e., $400, is to be considered the tax for purposes of determining when it is to be paid. Such remainder is to be paid in four equal installments on each of the normal installment dates. Since the corporation has already paid $250 on March 15, 1946, it will have nothing to pay on June 15, 1946, it will pay $50 on September 15, 1946, and $100 on December 15, 1946.

§ 474.5 *Period of extension.* If the time for the payment of any tax has been extended pursuant to section 3779, such extension shall expire:

(a) On the last day of the month in which falls the last date prescribed by law (including any extension of time granted the taxpayer) for the filing of the return for the taxable year of the expected net operating loss or unused excess profits credit; or

(b) If an application for a tentative carry-back adjustment provided in section 3780 with respect to such loss or unused credit is filed before the expiration of the period specified in paragraph (a) of this section, on the date on which notice is mailed by registered mail to the taxpayer that such application is allowed or disallowed in whole or in part.

§ 474.6 *Revised statements.* A corporation may file more than one statement under section 3779 with respect to any one taxable year. Each statement is to be considered a new statement and not an amendment of any prior statement. Each such new statement is to be in lieu of the last statement previously filed with respect to the taxable year of the statement and may extend the time for payment of a greater or lesser amount of tax than was extended under the prior statement. The extension may not relate to any amount of tax which was paid or required to be paid prior to the date of filing the new statement. Any amount of tax the time for payment of which was extended under a prior statement, however, may continue to be extended under the new statement. If the amount the time for payment of which is extended under the new statement is less than the amount so extended under the last statement previously filed, the extension of time shall be terminated on the date the new statement is filed as to the difference between the two amounts. See section 3779 (g) for the dates on which such difference must be paid. If a corporation pays any amount of tax, the time for payment of which was extended, prior to the date the extension would otherwise terminate, the extension with respect to such amount shall be deemed terminated, without regard to whether a new statement is filed, on the date such amount is paid. The corporation shall indicate on each new statement filed that it has already filed one or more prior statements with respect to the taxable year of the statement. The corporation shall likewise indicate the dates each prior statement was filed and the amount of each tax the time for payment of which was extended under each prior statement.

The provisions of this section may be illustrated by the following example:

Example. Corporation B, which keeps its books and makes its tax returns on the calendar year basis, filed its income tax return for 1945, showing a tax of $100,000, on March 15, 1946. At the same time it filed a statement under section 3779 in which it stated that it expected to have a net operating loss of $75,000 in 1946 and that the reduction in the aggregate of all taxes previously determined for taxable years prior to 1946, attributable to the expected net operating loss carry-back resulting from such expected loss, would be $30,000. The corporation accordingly extended the time for payment of $30,000 of its income tax for 1945, and paid $17,500 of such tax on March 15, 1946 (see sections 3779 (c) and § 474.4). As a result of its operations during the next several months, the corporation filed a second statement on June 1, 1946, in which it stated that its expected net operating loss for 1946 would amount to $300,000 and that the corresponding reduction in the aggregate of all taxes previously determined for taxable years prior to 1946 would amount to $120,000. Corporation B under the new statement may extend the time for payment of the three installments of $17,500 due on June 15, 1946, September 15, 1946, and December 15, 1946, and the time for payment of the $30,000 extended under the first statement filed on March 15, 1946, may continue to be extended under the second statement. The $17,500 which was paid on March 15, 1946, will not be affected by the second statement filed on June 1, 1946. If the corporation had failed to pay the $17,500 on March 15, 1946, and had not secured an extension of time under section 56 (c) until at least June 1, 1946, with respect to such amount, the time for payment of such $17,500 could not be extended under the second statement filed on June 1, 1946.

Corporation B might file a second statement to show that it had overestimated the amount of its expected net operating loss and accordingly to terminate the extension with respect to part or all of the tax. The corporation might file a second statement even though its estimate of its expected net operating loss had not changed since it filed its first statement. For example, the corporation might have computed incorrectly the reduction, attributable to the expected net operating loss carry-back from 1946, in the aggregate of its taxes previously determined for all taxable years prior to 1946. In such case, the corporation might file a second statement showing the correct computation of such reduction and increasing or decreasing the amount of tax the time for payment of which was extended to correspond to the correct computation. The corporation might file a second statement in order to change the kind of tax the time for payment of which is to be extended even though the total amount of tax the time for payment of which was extended is not to be changed.

§ 474.7 *Termination by Commissioner*—(a) *After an examination of the statement filed by the corporation is made.* The Commissioner is authorized to make such examination of the statements filed as he deems necessary and practicable. If upon such examination as he may make, the Commissioner believes that, as of the time he makes the examination, all or any part of the statement is in a material respect erroneous or unreasonable, he will terminate the extension as to any part of the amount to which such extension relates which he deems should be terminated.

(b) *Jeopardy.* If the Commissioner believes that the collection of any amount to which an extension under section 3779 relates is in jeopardy, he will immediately terminate the extension. In the case of such a termination, notice and demand is to be made by the collector for payment of such amount, and there may be no further extension of time under section 3779 with respect to such amount.

§ 474.8 *Payments on termination.* If an extension of time under section 3779 is terminated with respect to any amount either (1) by the filing of a new statement by the taxpayer under section 3779 (e) extending the time for payment of a lesser amount than was extended in a prior statement or (2) by action of the Commissioner under section 3779 (f) after making an examination of the statement filed by the corporation, no further extension of time may be made under section 3779 with respect to such amount. The time for payment of such amount shall be the dates on which payments would have been required if there had been no extension with respect to such amount and the taxpayer had elected under section 56 (b) to pay the tax in four equal installments.

The provisions of this section may be illustrated by the following examples:

Example (1). Corporation C, which keeps its books and makes its tax returns on a calendar year basis, filed its 1945 income tax return, showing a tax of $1,000, on March 15, 1946. At the same time the corporation filed a statement under section 3779 and this part extending the time for payment of the entire $1,000 on the basis of an expected unused excess profits credit carry-back from 1946. On July 1, 1946, the corporation filed a new statement indicating that the reduction, attributable to the expected unused excess profits credit carry-back from 1946, in the aggregate of its taxes for years prior to 1946 would be only $600, and thus terminated the above extension to the extent of $400. The time for payment of such $100 may not be extended again, and such $400 is payable as if it were the tax for 1945 and Corporation C had elected to pay such tax in four equal installments. That is, $100 is payable on March 15, 1946, $100 on June 15, 1946, $100 on September 15, 1946, and $100 on December 15, 1946. Interest is payable under section 3779 (i) (2) on such amounts at the rate of 6 percent per annum and is to be computed from the respective dates on which such amounts were payable. Inasmuch as the March 15 and June 15 dates had already passed when Corporation C terminated the extension with respect to the $400, $200 is payable immediately upon such termination, and $100 is payable on September 15, 1946, and $100 on December 15, 1946. The fact that the corporation did not pay the $100 on March 15, 1946, and the $100 on June 15, 1946, is not to be considered such a failure to pay an installment on or before the date fixed for its payment as would make the entire tax become due under the provisions of section 56 (b). Interest, however, will be computed upon the first $100 from March 15, 1946, and upon the second $100 from June 15, 1946. See section 3779 (i) and § 474.9.

Example (2). If Corporation C in example (1) had shown a tax of $1,200 on its return and accordingly had paid $50 on March 15, 1946, and $50 on June 15, 1946, the other facts being the same as in example (1), then upon the termination as to the $400, $200 would be payable immediately (i. e., $100 which in the light of the termination should have been paid on March 15, 1946, and $100 which should have been paid on June 15, 1946), and two installments of $150 each would be payable on September 15, 1946, and on December 15, 1946. Interest would be computed from the same dates as in example (1).

The above examples would also apply if the extension of time for the payment of the $400 were terminated by the Commissioner under section 3779 (f) because he believed that the statement filed by Corporation C under section 3779 extending the time for payment of tax was clearly erroneous or unreasonable in a material respect. If, however, the Commissioner on July 1, 1946, terminated the extension with respect to such $400 under section 3779 (h) because he believed the collection of such amount was in jeopardy, the entire $400 would be payable immediately upon notice and demand by the collector. In such case interest would be computed on $100 from March 15, 1946, on $100 from June 15, 1946, and on the remaining $200 from July 1, 1946. See section 3779 (i) and § 474.9.

§ 474.9 *Interest.* Interest is payable on any amount the time for payment of which is extended under section 3779. The interest, which is to be collected as part of such amount, is to be computed from the dates on which payments would have been required if there had been no extension, and the taxpayer had elected under section 56 (b) to pay the tax in four equal installments, at the following rates:

(a) At the rate of 3 percent per annum on so much of such amount as is satisfied by applying or crediting thereto, within the period of extension (see section 3779 (d)), a decrease in tax determined in respect of an application for a tentative carry-back adjustment, as provided in section 3780 (a), to the date of such satisfaction, except that the rate is to be 6 percent per annum upon so much of the satisfied amount as does not exceed the amount of the deficiencies assessed under section 3780 (b) in respect of such application which is not so satisfied; and

(b) At the rate of 6 percent per annum upon the remainder of the amount the time for payment of which was extended to the date such amount is paid.

Interest thus will be payable at the rate of 3 percent per annum upon any amount the time for payment of which has been extended under section 3779 to the extent that such amount is satisfied by applying or crediting thereto, within the period of extension, a decrease in tax determined in respect of an application for a tentative carry-back adjustment under section 3780 (a). The application for the tentative carry-back adjustment must be with respect to the same taxable year as that of the expected net operating loss or unused excess profits credit. In determining whether an amount has been so satisfied, however, the net effect of the carry-back, including any resulting deficiencies, must be taken into account. Interest upon any amount not so satisfied will be payable at the rate of 6 percent per annum.

The provisions of this section may be illustrated by the following example:

Example. Corporation D, which came into existence on January 1, 1945 and which keeps its books and makes its tax returns on the calendar year basis, extended the time for payment of $855 of its excess profits tax for 1945 on the basis of an expected unused excess profits credit carry-back from 1946. The corporation in fact had an unused excess profits credit in 1946 and it filed an application for a tentative carry-back adjustment under section 3780 (a) on March 31, 1947. Such application showed a decrease in excess profits tax for 1945 of $855 and a resulting increase in income tax for 1945 of $400. Corporation D's application was allowed in full on June 29, 1947, and the resulting decrease of $855 in excess profits tax for 1945 was applied against the $855 of excess profits tax for 1945 the time for payment of which had been extended (see section 3780 (b)). The Commissioner, however, simultaneously assessed, and notice and demand was made for, the $400 increase in Corporation D's income tax for 1945. Inasmuch as the entire decrease in its excess profits tax for 1945 had been applied against the unpaid amount of its excess profits tax for 1945, the corporation paid such $400 increase in income tax in cash within ten days after notice and demand. The reduction in the aggregate of the corporation's taxes as previously determined for 1945, attributable to the unused excess profits credit carry-back from 1946, was only $455, and the corporation therefore should not have extended the time for payment of more than $455 of its 1945 taxes. Inasmuch as in effect only $455 of the amount the time for payment of which had been extended was satisfied by reason of the carry-back, interest is to be collected at the rate of 3 percent per annum on the $455 and at the rate of 6 percent per annum on the remaining $400. The interest will be computed on the $455 and on the $400 at the rates of 3 percent and 6 percent per annum, respectively, as if one-fourth of each such amount were payable on March 15, 1946, one-fourth on June 15, 1946, one-fourth on September 15, 1946, and one-fourth on December 15, 1946. Interest on the $455 will run until the date the reduction in excess profits tax for 1945, determined in respect of the above application for a tentative carry-back adjustment, is applied against the excess profits tax for 1945 the time for payment of which was extended, and interest on the $400 will run until the date such $400 is paid. No interest will be payable in this case on the above $400 increase in income tax for 1945 resulting from the decrease in excess profits tax for 1945. See section 292 (c). The corporation, however, will be liable for a penalty of 5 percent of $286.25, or $14.31, for extending the time for payment of an amount substantially in excess of an amount the time for payment of which might properly have been extended. See section 294 (c) and § 29.294–2 of this chapter.

If an extension of time under section 3779 is terminated either by action of the taxpayer (by paying an amount the time for payment of which had been extended or by filing a new statement extending the time for payment of a lesser amount than was extended in a prior statement) or by

the Commissioner (because he believes the statement filed was erroneous or unreasonable in a material respect or because he believes that the collection of an amount to which the extension relates is in jeopardy), interest is payable on the amount to which such termination relates at the rate of 6 percent per annum to the date of payment. Likewise, if the taxpayer fails to file an application for a tentative carry-back adjustment prior to the last day of the month in which falls the last date prescribed by law (including any extension of time granted the taxpayer) for filing the return for the taxable year of the expected net operating loss or unused excess profits credit, interest is payable on the amount to which the extension relates at the rate of 6 percent per annum to the date of payment. In such case interest will be payable at the rate of 6 percent per annum without regard to whether the taxpayer could have filed an application for a tentative carry-back adjustment, which would have been allowed by the Commissioner, prior to such last date and without regard to whether the taxpayer in fact does file such an application at some time after such last date. If part of an amount the time for payment of which has been extended is satisfied by applying or crediting thereto, within the period of extension, a decrease in tax determined in respect of an application for a tentative carry-back adjustment and part is not so satisfied, interest will be payable on the first part at the rate of 3 percent per annum and on the second part at the rate of 6 percent per annum.

The action of the Commissioner in allowing or disallowing an application for a tentative carry-back adjustment determines the interest payable on amounts the time for payment of which has been extended under section 3779; such interest is not to be affected by a later determination by the Commissioner or any court, including The Tax Court of the United States. If, however, the Commissioner determines, either at the time of the termination of the extension or at some time thereafter, that during the period of extension a credit or refund of an overpayment has been allowed or made, or a deficiency assessed, affecting the amount to which the extension under section 3779 relates and that the corporation could not have taken such overpayment or deficiency into account in the statement or in a revised statement, an appropriate adjustment will be made in determining what part of such amount shall bear interest at the rate of 3 percent and what part at the rate of 6 percent per annum.

§ 474.10 *Tentative carry-back adjustments*—(a) *In general.* Any taxpayer who claims a net operating loss or unused excess profits credit for any taxable year ending on or after September 30, 1945 may file an application under section 3780 for a tentative carry-back adjustment of the taxes for all taxable years prior to the taxable year of the loss or unused credit which are affected by the net operating loss carry-back or the unused excess profits credit carry-back resulting from such loss or unused credit. The right to file an application for a tentative carry-back adjustment is not limited to corporations, but is available to any taxpayer who has a carry-back from a taxable year ending on or after September 30, 1945. A corporation may file an application for a tentative carry-back adjustment even though it has not extended the time for payment of tax under section 3779. If a corporation has both a net operating loss and an unused excess profits credit in any taxable year ending on or after September 30, 1945, it may file an application for a tentative carry-back adjustment in respect of both the net operating loss carry-back and the unused excess profits credit carry-back resulting from such loss and unused credit.

A decrease in excess profits tax attributable to an unused excess profits credit carry-back which itself results from, or is increased in amount by, a net operating loss carry-back will be considered to be attributable to both the unused excess profits credit carry-back and the net operating loss carry-back. If a corporation has, e. g., a net operating loss in the calendar year 1945 which when carried back to 1943 results in an unused excess profits credit for 1943, the decrease in excess profits tax for 1941 resulting from the unused excess profits credit carry-back from 1943 will be considered to be attributable to both the unused excess profits credit carry-back from 1943 and to the net operating loss carry-back from 1945. The decrease in excess profits tax for 1941, therefore, will be taken into account in determining the effect on prior years' taxes of the net operating loss carry-back from 1945 if the corporation files an application for a tentative carry-back adjustment with respect to the net operating loss carry-back from 1945. The decrease in the excess profits tax for 1941 will be taken into account, however, only to the extent that it resulted from the net operating loss carry-back from 1945.

(b) *Contents of application.* The application for a tentative carry-back adjustment in the case of a corporation is to be filed on Form 1139, and in the case of taxpayers other than corporations on Form 1045. The applications are to be filled out in accordance with the instructions accompanying such forms, and all information required by the forms and the instructions must be furnished by the taxpayer. The application in the case of a corporation is to be sworn to in the manner provided in section 52 in the case of a corporation income tax return. The application in the case of a taxpayer other than a corporation is to be verified in the manner provided in sections 51 and 142 in the case of an income tax return of such taxpayer.

An application for a tentative carry-back adjustment does not constitute a claim for credit or refund. If such application is disallowed by the Commissioner in whole or in part, no suit may be maintained in any court for the recovery of any tax based on such application. The taxpayer, however, may file a regular claim for credit or refund under section 322 at any time prior to the expiration of the applicable period of limitation, and may maintain a suit based on such claim if it is disallowed or if the Commissioner does not act on the claim within six months from the date it is filed. Such regular claim may be filed before, simultaneously with, or after the filing of the application for a tentative carry-back adjustment. The filing of an application for a tentative carry-back adjustment will not constitute the filing of a claim for credit or refund within the meaning of section 322 (b) for purposes of determining whether a claim for credit or refund was filed prior to the expiration of the applicable period of limitation. A regular claim for credit or refund under section 322 filed after the filing of an application for a tentative carry-back adjustment is not to be considered an amendment of such application but is to be considered a new claim. Such regular claim, however, in proper cases may constitute an amendment to a prior regular claim filed under section 322.

(c) *Time and place of filing application.* The application for a tentative carry-back adjustment is to be filed on or after the date of the filing of the return for the taxable year of the net operating loss or the unused excess profits credit, and must be filed within a period of 12 months from the end of such taxable year. Any application filed prior to the date the return for the taxable year of the loss or unused credit is filed shall be considered to have been filed on the date such return is filed. The application is to be filed with the collector of internal revenue where the tax was paid or the assessment was made.

§ 474.11 *Computation of increase or decrease in prior years' taxes affected by the carry-back.* The taxpayer is to determine the amount of increase or decrease, attributable to the carry-back, in each tax previously determined, which is affected by such carry-back, for each taxable year prior to the taxable year of the net operating loss or unused excess profits credit. The tax previously determined is to be ascertained in accordance with the method prescribed in section 3801 (d). In general, therefore, the tax previously determined will be the tax shown on the return as filed, increased by any amounts assessed (or collected without assessment) as deficiencies prior to the date of the filing of the application for a tentative carry-back adjustment, and decreased by any amounts abated, credited, refunded, or otherwise repaid prior to such date. Any items as to which the Commissioner and the taxpayer are in disagreement at the time of the filing of the application shall be taken into account in ascertaining the tax previously determined only if, and to the extent that, they were reported in the return, or were reflected in any amounts assessed (or collected without assessment) as deficiencies, or in any amounts abated, credited, refunded, or otherwise repaid, prior to the date of filing the application. The tax previously determined, therefore, will reflect the foreign tax credit, the credit for tax withheld at source provided in section 32, the credit for debt retirement provided in section 783, and the 10-percent credit against excess profits tax provided in section 784, but will not reflect the postwar credit provided in section 780. In the case of any taxable year beginning in 1944 for which the credit provided in section 784 is not claimed on the return, the tax shown on the return, for purposes of this section, shall be the tax shown on the return as filed reduced by the excess of (a) the credit under section 784 to the extent that an amount has not been abated, credited, refunded, or otherwise repaid in respect of such credit prior to the date of filing the application, over (b) any amount claimed on the return as a credit for debt retirement under section 783. In the case of any taxable year beginning prior to January 1, 1944, any amount abated, credited, refunded, or otherwise repaid, prior to the date of filing the application, in connection with the postwar credit provided in section 780, and the amount of any bonds issued as provided in sections 780 and 781 in connection with the excess profits tax for such taxable year, whether or not such bonds have been redeemed, shall be considered an amount abated, credited, refunded, or otherwise repaid in respect of the excess profits tax for such taxable year prior to the date of filing the application.

The increase or decrease in each tax previously determined which is affected by the carry-back or any related adjustments, is to be determined, except for such carry-back and related adjustments, on the basis of the items which entered into the computation of such tax as previously determined; the tax previously determined being ascertained in the manner described in this section. In determining any such increase or decrease, accordingly, items shall be taken into account only to the extent that they were reported in the return, or were reflected in amounts assessed (or collected without assessment) as deficiencies, or in amounts abated, credited, refunded, or otherwise repaid, prior to the date of filing the application for a tentative carry-back adjustment. If the Commissioner and the taxpayer are in disagreement as to the proper treatment of any item, it shall be assumed for purposes of determining the increase or decrease in the tax previously determined that such item was correctly reported by the taxpayer unless, and to the extent that, the disagreement has resulted in the assessment of a deficiency (or the collection of an amount without an assessment), or the allowing or making of an abatement, credit, refund, or other repayment, prior to the date of filing the application. Thus, if the taxpayer claimed a deduction on its return of $50,000 for salaries paid its officers but the Commissioner asserts that such deduction should not exceed $20,000, and the Commissioner and the taxpayer have not agreed on the amount properly deductible prior to the date the application for a tentative carry-back adjustment is filed, $50,000 shall be considered as the amount properly deductible for purposes of determining the increase or decrease in each tax previously determined in respect of the application for a tentative carryback adjustment. In determining the increase or decrease in any tax previously determined, any items which are affected by the carry-back must be adjusted to reflect such carry-back. Thus, any deduction limited, for example, by net income or adjusted gross income, such as the deduction for charitable contributions, is to be recomputed on the basis of the net income or adjusted gross income as affected by the carry-back. Similarly, in any case where one tax is allowable as a deduction in computing a second tax, or where the income subject to one tax is a credit in computing the income subject to the second tax, such deduction or credit must be adjusted to reflect such carry-back. In determining the decrease in excess profits tax for any taxable year beginning prior to January 1, 1944, the tax as recomputed by taking into account the carry-back and any related adjustments is to be decreased by any amount which has been abated, credited, refunded, or otherwise repaid, prior to the date of filing the application, in connection with the postwar credit under section 780, and by the amount of any bonds, whether or not such bonds have been redeemed, issued as provided in sections 780 and 781 in connection with the excess profits tax for such taxable year, to the extent that such amounts are properly allocable to such tax as recomputed. In computing the net operating loss deduction for purposes of determining any such increase or decrease, proper adjustments as required by sections 122 (c), 711 (a) (1) (J), and 711 (a) (2) (L) are to be made.

In determining the increase or decrease in any tax previously determined which is affected by the carry-back, the tax previously determined is to be increased or decreased by the amount of any increase or decrease in such tax shown on an application filed under section 124 (j), relating to applications for tentative adjustments with respect to the amortization deduction, to the extent that such increase or decrease shown in the application filed under section 124 (j) has not been assessed or allowed prior to the date of filing the application for the tentative carry-back adjustment. The items which enter into the computation of the tax previously determined are to be adjusted in conformity with such increase or decrease shown on the application filed under section 124 (j) for a tentative adjustment with respect to the amortization deduction. The provisions of this paragraph with respect to an application filed under section 124 (j) are not to apply in any case in which such application has been disallowed prior to the date the application for a tentative carry-back adjustment is filed.

§ 474.12 *Allowance of adjustments.* The Commissioner is to act upon any application for a tentative carry-back adjustment filed under section 3780 (a) within a period of 90 days from whichever of the following two dates is the later:

(a) The date the application is filed; or

(b) The last day of the month in which falls the last date prescribed by law (including any extension of time granted the taxpayer) for filing the return for the taxable year of the net operating loss or unused excess profits credit from which the carry-back results.

Within the above 90-day period the Commissioner will make, to the extent he deems practicable in such period, an examination of the application to discover omissions and errors of computation. He is to determine within such period the increase or decrease in any tax previously determined, affected by the carry-back or any related adjustments, upon the basis of the application and such examination. Such increases and decreases are to be determined in the same manner as that provided in section 3780 (a) for the determination by the taxpayer of the increases and decreases in taxes previously determined which must be set forth in the application for a tentative carry-back adjustment. The Commissioner, however, may correct any errors of computation or omissions he may discover upon examination of the application. In determining the increase or decrease in each tax previously determined which is affected by the carry-back or any related adjustments, he accordingly may correct any mathematical error appearing on the application and he may likewise correct any adjustment required by the law and incorrectly made by the taxpayer in computing its net operating loss, its unused excess profits credit, the resulting carry-backs, or its net operating loss deduction or unused excess profits credit adjustment. If the required adjustment has not been made by the taxpayer and the Commissioner has available the necessary information to make such adjustment within the above 90-day period, he may, in his discretion, make such adjustment. Thus, if the taxpayer's application fails to take into account certain tax-free interest which he received in the year of the net operating loss, or in a prior year the taxes for which are affected by the resulting net operating loss carry-back, the Commissioner, if he knows the amount of such tax-free interest received by the taxpayer in such year, may take such tax-free interest into account in determining the increases and decreases in the taxes previously determined which are affected by the carry-back. In determining such increases and decreases, however, the Commissioner will not, for example, change the amount claimed on the return as a deduction for depreciation because he believes that the taxpayer has claimed an excessive amount; likewise, he will not include in gross income any amount not so included by the taxpayer even though the Commissioner believes that such amount is subject to tax and properly should be included in gross income.

If the Commissioner finds that an application for a tentative carry-back adjustment contains material omissions or errors of computation, he may disallow such application in whole or in part without further action. If, however, he deems that any error of computation can be corrected by him within the above 90-day period, he may do so and allow the application in whole or in part. The Commissioner's determination as to whether he can correct any error of computation within the above 90-day period shall be conclusive. Similarly, his action in disallowing, in whole or in part, any application for a tentative carry-back adjustment shall be final and may not be challenged in any proceeding. The taxpayer in such case, however, may file a regular claim for credit or refund under section 322, and may maintain a suit based on such claim if it is disallowed or if the Commissioner does not act upon the claim within six months from the date it is filed.

In the case of any application for a tentative carry-back adjustment which the Commissioner allows in whole or in part, any increase determined by the Commissioner in any tax previously determined which is affected by the carry-

back or any related adjustments shall be deemed to have been determined as a deficiency and shall be assessed without regard to the restrictions on assessment provided in section 272. Such increase may be assessed, for example, without regard to whether a notice of deficiency in respect of such increase is sent to the taxpayer and without regard to whether a prior notice of deficiency has been mailed to the taxpayer. The taxpayer will not have the right to contest the assessment before The Tax Court of the United States whether or not the Commissioner sends him a notice in respect of such increase.

Each decrease determined by the Commissioner in an ytax previously determined which is affected by the carryback or any related adjustments shall first be applied against any unpaid amount of the tax with respect to which such decrease was determined. Such unpaid amount of tax may include one or more of the following:

(1) An amount with respect to which the taxpayer is delinquent;

(2) An amount the time for payment of which has been extended under section 3779 which is due and payable on or after the date on which the decrease is allowed; and

(3) An amount (including an amount the time for payment of which has been extended under section 56 (e), but not including an amount the time for payment of which has been extended under section 3779) which is due and payable on or after the date on which the decrease is allowed.

In case the unpaid amount of tax includes more than one of such amounts, the Commissioner, in his discretion, shall determine against which amount or amounts, and in what proportion, the decrease is to be applied. In general, however, the decrease will be applied against any amounts described in subparagraphs (1), (2), and (3) of this paragraph in the order named. If there are several amounts of the type described in subparagraph (3), any amount of the decrease which is to be applied against such amounts will be applied by assuming that the tax previously determined minus the amount of the decrease to be so applied is "the tax" and the taxpayer had elected to pay such tax in four equal installments. The unpaid amount of tax against which a decrease may be applied may not include any amount of tax for any taxable year other than the year of the decrease. After making such application, the Commissioner will credit any remainder of the decrease as follows:

(i) Against any increase (including additions to the tax) determined in any tax which is attributable to the carryback or any related adjustments and which has been assessed under section 3780 (b); and then

(ii) Against any unsatisfied amount of any tax for the taxable year immediately preceding the taxable year of the net operating loss or the unused excess profits credit the time for payment of which has been extended under section 3779.

Any remainder of the decrease after such application and credits may, within the above 90-day period, in the discretion of the Commissioner, be credited against any income, war profits, or excess profits tax or installment thereof then due from the taxpayer, and, if not so credited, is to be refunded to the taxpayer within such 90-day period.

The application, credit, or refund of a decrease in tax determined under section 3780 shall constitute a credit or refund of an overpayment within the meaning of sections 781 (b) and 3807 (b) (1), relating, respectively, to postwar credits or postwar bonds in the case of credits or refunds and to the period of limitations in the case of related taxes under chapter 1 and chapter 2.

§ 474.13 *Assessment of erroneous allowances.* If the Commissioner determines that any amount applied, credited, or refunded under section 3780 (b) with respect to an application for a tentative carry-back adjustment is in excess of the overassessment properly attributable to the carry-back upon which such application was based, he may assess the amount of the excess as a deficiency as if such deficiency were due to a mathematical error appearing on the face of the return. That is, the Commissioner may assess an amount equal to the excess, and such amount may be collected, without regard to the restrictions on assessment and collection imposed by section 272. Thus, the Commissioner, for example, may assess such amount without regard to whether he has mailed the taxpayer a prior notice of deficiency. Either before or after assessing such an amount, the Commissioner will notify the taxpayer that he has made, or will make, such assessment. Such notice will not constitute a notice of deficiency, and the taxpayer may not file a petition with The Tax Court of the United States based on such notice. The taxpayer, however, within the applicable period of limitation may file a regular claim for credit or refund under section 322 based on the carry-back, if he has not already filed such a claim, and may maintain a suit based on such claim if it is disallowed or if it is not acted upon by the Commissioner within six months from the date the claim was filed.

Upon assessing any deficiency under section 3780 (c), the Commissioner will schedule as an overassessment the decrease in any other tax resulting from the adjustments reflected in the computation of the deficiency so assessed. Thus, if the Commissioner determines that $855 of excess profits tax for 1944 was applied, credited, or refunded in respect of an application for a tentative carry-back adjustment in excess of the amount which properly should have been so applied, credited, or refunded, the Commissioner may assess such $855 as a deficiency without regard to the restrictions on assessment imposed by section 272. Generally, however, such deficiency will result in a decrease of income tax for 1944 in the amount of $400. Upon assessing the $855 of excess profits tax for 1944, the Commissioner accordingly will schedule such decrease of $400 in income tax for 1944 as an overassessment, and such $400 overassessment of income tax will be credited against the $855 deficiency in excess profits tax. The taxpayer, therefore, will be required to pay only the difference between the two amounts, or $455, in satisfaction of the deficiency.

The method provided in section 3780 (c) to recover any amount applied, credited, or refunded in respect of an application for a tentative carry-back adjustment which the Commissioner later determines should not have been so applied, credited, or refunded is not an exclusive method. Two other methods are available to recover such amount: (a) by way of a deficiency notice under section 272 (a); or (b) by a suit to recover an erroneous refund under section 3746. The Commissioner, in his discretion, may proceed by way of any one or more of the three available methods to recover any amount which he determines was improperly applied, credited, or refunded in respect of an application for a tentative carry-back adjustment.

Part II

In order to conform Regulations 111 (26 CFR, Cum. Supp., Part 29) to section 4 (b) of the Tax Adjustment Act of 1945 (Public Law 172, 79th Congress), approved July 31, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 29.294–1, as amended by Treasury Decision 5420, approved December 8, 1944, the following:

SEC. 4. EXTENSIONS OF TIME FOR PAYMENT OF TAXES BY CORPORATIONS EXPECTING CARRYBACKS, AND TENTATIVE CARRY-BACK ADJUSTMENTS. (Tax Adjustment Act of 1945.)

* * * * *

(b) Section 294 of the Internal Revenue Code is amended by adding at the end thereof the following new subsection:

(e) *Substantial overstatement of expected carry-backs.* If the time for payment of any tax or taxes for any taxable year is extended under section 3779, there shall be added to such tax or taxes an amount equal to 5 per centum of the penalty portion, if any, of the amount to which such extension relates, unless the taxpayer establishes to the satisfaction of the Commissioner that, as of the end of the taxable year in which such extension was made, there was reasonable cause to expect there would be no such penalty portion. The penalty portion shall be the excess of the amount to which such extension relates which is not paid by the end of the taxable year in which such extension is made over 125 per centum of the amount to which such extension relates which is satisfied by applying thereto a decrease in tax in respect of an application under section 3780 (a) less any amounts assessed in respect of such application which are not so satisfied.

* * * * *

PAR. 2. There is inserted immediately following § 29.294–1, as amended by Treasury Decision 5420, the following new section:

§ 29.294–2 *Substantial overestimate of expected carry-backs.* Section 294 (e) provides for an addition to the tax in case the amount of tax the time for payment of which has been extended under section 3779 is substantially in excess of the amount the time for payment of which might properly have been extended. Such addition to the tax is in addition to the interest payable under section 3779 (i), to any other applicable additions to the tax, and to any applicable criminal penalties.

Section 294 (e) provides that if the time for payment of any amount of tax or taxes has been extended under section 3779, there shall be added to such tax or taxes an amount equal to 5 percent of the penalty portion, if any, of the amount to which such extension relates unless the taxpayer establishes to the satisfaction of the Commissioner that, as of the end of the taxable year in which the extension was made, there was reasonable cause to expect that there would be no such penalty portion. If the extension of time under section 3779 relates to more than one tax, any addition to the tax under section 294 (e) will, in the discretion of the Commissioner, be added to any one tax or prorated among two or more of such taxes in any proportion he deems advisable.

The "penalty portion" is the excess of:

(a) The amount to which an extension relates which is not paid by the end of the taxable year in which the extension was made, over

(b) 125 percent of (1) the amount to which such extension relates which is satisfied by applying or crediting thereto a decrease in tax determined in respect of an application for a tentative carry-back adjustment under section 3780, less (2) any amounts assessed in respect of such application which are not so satisfied.

The penalty portion in effect, therefore, is the excess of the amount of tax the time for payment of which was extended over 125 percent of the amount the time for payment of which might properly have been extended. The amount the time for payment of which might properly have been extended is the net amount to which the extension relates which is satisfied by applying or crediting thereto a decrease in tax determined in respect of an application for a tentative carry-back adjustment under section 3780.

Any amount to which an extension under section 3779 relates which is paid prior to the end of the taxable year in which the extension was made shall not be deemed to be an amount the time for payment of which was extended in determining under section 294 (e) whether the amount the time for payment of which was extended was substantially in excess of the amount the time for payment of which might properly have been extended. Interest on any amount so paid prior to the end of the taxable year in which the extension was made will be payable at the rate of 6 percent per annum.

The computation of the penalty portion and the resulting addition to the tax may be illustrated by the following example:

Example. Corporation X, which came into existence on January 1, 1945 and which keeps its books and makes its tax returns on the calendar year basis, filed a statement under section 3779 on March 15, 1946 extending the time for payment of $855 of its excess profits tax for 1945. The extension was based on an expected unused excess profits credit carryback from 1946, and no part of the amount to which the extension related was paid prior to the end of 1946. The corporation in fact had an unused excess profits credit for 1946, and on March 31, 1947 it filed an application under section 3780 (a) for a tentative carry-back adjustment with respect to the resulting unused excess profits credit carry-back from 1946. The application showed that the corporation's excess profits tax for 1945 was decreased by $855 as a result of such unused excess profits credit carry-back from 1946. The application likewise showed that the corporation's income tax for 1945 was increased by $400 as a result of the decrease in its excess profits tax for 1945. The Commissioner allowed the application in full on June 29, 1947, and the $400 increase in the corporation's income tax for 1945 was assessed on that date. The $855 decrease in the corporation's excess profits tax for 1945 was applied against the $855 of its excess profits tax for 1945 the time for payment of which had been extended pursuant to the statement filed under section 3779 on March 15, 1946. Since the entire decrease in the corporation's excess profits tax for 1945 was applied against the amount of its excess profits tax for 1945 the time for payment of which had been extended under such statement, the corporation paid the $400 increase in its income tax for 1945 in cash. The penalty portion is $286.25, and the addition to the tax is $14.31. These amounts are computed as follows:

(a) Amount to which extension under section 3779 related which was not paid prior to the end of 1946	$855.00
(b) Amount to which extension under section 3779 related which was satisfied by applying thereto a decrease in tax determined in respect of the application for a tentative carry-back adjustment	855.00
(c) Amount of increase in income tax for 1945 assessed in respect of the application for a tentative carry-back adjustment which was not satisfied by crediting thereto a decrease in tax determined in respect of such application	400.00
(d) Amount of tax the time for payment of which might properly have been extended (item (b) less item (c))	455.00
(e) 125% of $455	568.75
(f) The penalty portion (item (a) less item (e))	286.25
(g) Addition to the tax (5% of $286.25)	14.31

Since the reduction, attributable to the unused excess profits credit carry-back from 1946, in the aggregate of all of Corporation X's taxes previously determined for taxable years prior to 1946 was only $455, the corporation properly should not have extended under section 3779 the time for payment of an amount greater than $455. The penalty portion accordingly is the excess of the amount the time for payment of which was extended over 125 percent of the amount the time for payment of which might properly have been extended. The above addition to the tax, in the amount of $14.31, will be added to the excess profits tax for 1945 and collected as part of such tax unless Corporation X establishes to the satisfaction of the Commissioner that as of December 31, 1946, there was reasonable cause to expect that there would be no penalty portion. Such addition to the tax will be assessed and collected even though the unused excess profits credit carry-back from 1946 reduces the adjusted excess profits net income for 1945 to zero and thus serves in effect to offset the entire excess profits tax for 1945 which would otherwise be due.

(Section 62 of the Internal Revenue Code (53 Stat. 32; 26 U.S.C., 62) and section 4 (b) of the Tax Adjustment Act of 1945 (Public Law 172, 79th Congress))

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: February 27, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46–3247; Filed, Mar. 1, 1946; 9:59 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDER

[Suspension Order S–929]

BELMONT BROTHERS

Louis Belmont and William Belmont, co-partners doing business as Belmont Brothers at 120 Fifth Avenue, New York City, are engaged in the manufacture of men's suits and topcoats. On January 2, 1946, a temporary suspension order was issued directing the partners to immediately cancel CC rated orders for textiles in excess of those authorized for the fourth quarter of 1945, and to place no CC rated orders for textiles during the first quarter of 1946. During the fourth quarter of 1945, the partners placed orders bearing CC ratings for 15,465 yards and accepted delivery of 9,701 yards of wool fabrics, although they were authorized to place orders bearing these ratings for only 7,248 yards of such material. The placing of these rated orders for 8,217 yards of wool fabrics in excess of their authorized allocation constituted a grossly negligent violation of Priorities Regulation No. 3. This violation has interfered with the controls established by the Civilian Production Administration for the distribution of critical materials. In view of the foregoing, it is hereby ordered, that:

§ 1010.929 *Suspension Order No. S–929.* (a) The temporary suspension order issued against Louis Belmont and William Belmont on January 2, 1946, is hereby revoked.

(b) Louis Belmont and William Belmont shall not during the first quarter of 1946 apply or extend any ratings, nor shall any allocation or authorization to apply or extend ratings be granted to them during such period.

(c) Louis Belmont and William Belmont shall refer to this order in any application or appeal which they may file with the Civilian Production Administration during the first quarter of 1946.

(d) Nothing contained in this order shall be deemed to relieve Louis Belmont and William Belmont from any restric-

tion, prohibition or provision contained in any other order or regulation of the Civilian Production Administration.

(e) The restrictions and prohibitions contained herein shall apply to Louis Belmont and William Belmont, doing business as Belmont Brothers or under any other name, their successors and assigns, or persons acting on their behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 28th day of February 1946.

CIVILIAN PRODUCTION ADMINISTRATION
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3244; Filed, Feb. 28, 1946; 4:45 p. m.]

PART 1042—IMPORTS OF STRATEGIC MATERIALS[1]

[General Imports Order M-63, as Amended Mar. 1, 1946]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of certain imported materials for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1042.1 *General Imports Order M-63*—(a) *Definitions.* For the purposes of this order:

(1) "Person" means any individual, partnership association, business trust, corporation, or any organized group of persons, whether or not incorporated.

(2) "Owner" of any material means any person who has any property interest in such material except a person whose interest is held solely as security for the payment of money.

(3) "Consignee" means the person to whom a material is consigned at the time of importation.

(4) "Import" means to transport in any manner into the continental United States from any foreign country or from any territory or possession of the United States (including the Philippine Islands). It includes shipments into a free port, free zone, or bonded custody of the United States Bureau of Customs (bonded warehouse) in the continental United States and shipments in bond into the continental United States for transshipment to Canada, Mexico, or any other foreign country.

(5) [Deleted Mar. 1, 1946.]

(6) Material shall be deemed "in transit" if it is afloat, if an on board ocean bill of lading has actually been issued with respect to it, or if it has actually been delivered to and accepted by a rail, truck, or air carrier, for transportation to a point within the continental United States.

(7) "Governing date" with respect to any material means the date when such material first became subject to General Imports Order M-63.

(b) *Restrictions on imports of materials*—(1) *General restriction.* No person, except as authorized in writing by the Civilian Production Administration shall purchase for import, import, offer to purchase for import, receive, or offer to receive on consignment for import, or make any contract or other arrangement for the importing of, any material subject to this order after the governing date. The foregoing restrictions shall apply to the importation of any material subject to the order regardless of the existence on the governing date or thereafter of any contract or other arrangement for the importation of such material. The materials subject to this order are those listed from time to time upon Lists A and B attached hereto.

(2) *Authorization by Civilian Production Administration.* Any person desiring such authorization, whether owner, purchaser, seller, or consignee of the material to be imported, or agent of any of them, shall make application therefor in duplicate on Form WPB-1041 or CPA-1041 addressed to the Civilian Production Administration Ref: M-63, Washington 25, D. C. Unless otherwise expressly permitted, such authorization shall apply only to the particular material and shipment mentioned therein and to the persons and their agents concerned with such shipment; it shall not be assignable or transferable either in whole or in part.

(3) *Restrictions on financing of imports.* No bank or other person shall participate, by financing or otherwise, in any arrangement which such bank or person knows or has reason to know involves the importation after the governing date of any material subject to this order, unless such bank or person either has received a copy of the authorization issued by the Civilian Production Administration under the provisions of paragraph (b) (2) or is satisfied from known facts that the proposed transaction comes within the exceptions set forth in paragraph (b) (4).

(4) *Exceptions.* Unless otherwise directed by the Civilian Production Administration, the restrictions set forth in this paragraph (b) shall not apply:

(i) To the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation, or any other United States governmental department, agency, or corporation, or any agent acting for any such department, agency or corporation; or

(ii) To any material of which any United States governmental department, agency, or corporation is the owner at the time of importation, or to any material which the owner at the time of importation had purchased or otherwise acquired from any United States governmental department, agency, or corporation; or

(iii) To any material which on the governing date was in transit to a point within the continental United States.

(iv) [Deleted Mar. 30, 1944]

(v) To any material consigned as a gift or imported for personal use where the value of each consignment or shipment is less than $100.00; or to any material consigned or imported as a sample where the value of each consignment or shipment is less than $25.00; or to any used material in the category of household goods imported by the owner for his own personal use; or

(vi) To materials consigned as gifts for personal use by or to members of the Armed Services of the United States; or

(vii) [Deleted Nov. 13, 1944.]

(viii) To manufactured materials which are imported in bond solely for the purpose of having them repaired and then returned to the owner outside the continental United States; or

(ix) To materials which were grown, produced, or manufactured in the continental United States, and which were shipped outside the continental United States on consignment or pursuant to a contract of purchase, and which are now returned as rejected by the prospective purchaser; or

(x) To materials shipped into the United States in transit from one point in Mexico to another point in Mexico, or from one point in Canada to another point in Canada.

(xi) To materials on List B which are located in, and are the growth, production, or manufacture of, and are transported into the Continental United States overland, by air, or by inland waterway from Canada, Mexico, Guatemala or El Salvador.

(c) [Deleted June 4, 1945.]

(d) [Deleted June 4, 1945.]

(e) *Restrictions on distribution of List A and List B materials.* Unless otherwise provided by the terms of the authorization issued pursuant to paragraph (b) (2), any material on List A or List B which is imported in accordance with the provisions of this order after the governing date, may be sold, delivered, processed, consumed, purchased, or received without restriction under this order, but all such transactions shall be subject to all applicable provisions of the regulations of the Civilian Production Administration and to all orders and directions of the Civilian Production Administration which now or hereafter may be in effect with respect to such material.

(f) *Reports*—(1) *Reports on customs entry.* No material which is imported after the governing date, including materials imported by or for the account of the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation or any other United States governmental department, agency, or corporation, shall be entered through the United States Bureau of Customs for any purpose, whether for consumption, for warehouse, in transit, in bond, for re-export, for appraisal, or otherwise, unless the person making the entry shall file with the entry Form WPB-1040 or CPA-1040 in duplicate except in the case of a material described in paragraph (b) (4) (xi) when the person making the entry need not file with the entry Form WPB-1040 or CPA-1040. The filing of such form a second time shall not be required upon any subsequent entry of such material through the United States Bureau of Customs for any purpose; nor shall the filing of such form be required upon the withdrawal of any material from bonded custody of the United States Bureau of Customs, regardless of the date when such material was first transported into the continental United States. Both copies of such form shall be transmitted by the Collector of Customs to the Civilian Production Administration, Imports Division, Ref.: M-63, Washington 25, D. C.

(2) *Other reports.* All persons having any interest in, or taking any action with respect to, any material imported after the governing date, whether as owner, agent, consignee, or otherwise, shall file such other reports as may be required from time to time by the Civilian Production Administration.

(3) *Exceptions.* The provisions of this paragraph (f) shall not apply to materials imported and consigned as gifts for personal use by or to members of the Armed Services of the United States.

(g) *Routing of communications.* All communications concerning this order shall, unless otherwise herein directed be addressed to: Civilian Production Administration, Washington 25, D. C. Ref.: M-63.

(h) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or who furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority assistance. In addition, the Civilian Production Administration may direct the disposition and use of any material which is imported without authorization as required by paragraph (b).

(i) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the Civilian Production Administration as amended from time to time.

(j) *Effect on liability of removal of material from order.* The removal of any material from the order shall not be construed to affect in any way any liability for violation of the order which accrued or was incurred prior to the date of removal.

Issued this 1st day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A

NOTE: "Fish liver oil • • •" and "shark liver oil • • •" deleted Mar. 1, 1946.

The numbers listed after the following materials are commodity numbers taken from Schedule A, Statistical Classification of Imports of the Department of Commerce (issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed, the description given shall control.

Material	Commerce Import Class No.	Governing date
Agave fibers, unmanufactured, not elsewhere specified on this order (except flume tow and bagasse waste)	N. S. C.	8/5/43
Hides and skins:		
Buffalo hides dry and wet	0203. 000	1/13/42
	0203. 100	1/13/42
Buffalo hides (India water buffalo, for use in rawhide articles) dry and wet	0209. 000	9/16/44
	0209. 100	9/16/44
Calf, dry and wet	0207. 000	1/13/42
	0208. 000	1/13/42
Cattle hides, dry and wet	0201. 000	1/13/42
	0202. 000	1/13/42
Goat and kid skins, dry and wet	0241. 000	7/2/42
	0242. 000	7/2/42
Kip, dry and wet	0205. 000	1/13/42
	0206. 000	1/13/42
Sheep and lambskins:		
Pickled skins, not split, no wool	0234. 000	1/2/46
Pickled fleshers, split, flesh side	0234. 100	1/2/46
Pickled skivers, split, grain side	0234. 200	1/2/46
Lead:		
Bullion or base bullion	6504. 000	1/2/46
Pigs and bars	6505. 000	1/2/46
Reclaimed, scrap, dross and lead n. s. p. f., except antimonial	6505. 100	1/2/46
Babbit metal and solder	6506. 100	1/2/46
Alloys and combinations of lead, n. s. p. f., in chief value of lead	6506. 500	1/2/46
Alloys and combinations of lead, n. s. p. f., not in chief value of lead	6506. 900	1/2/46
Type metal and antimonial lead	6507. 000	1/2/46
Leather, unmanufactured:		
Goatskin and kidskin leather (except vegetable-tanned)	(0333. 000–0333. 500 incl.	7/2/42
	0335. 400	7/2/42
	0340. 800	7/2/42
	0345. 200	7/2/42
	0345. 300	7/2/42
Leather made from hides or skins of cattle of the bovine species	(0300. 100–0317. 900 incl.	7/2/42
Rough tanned leather (incl India-tanned):		
Vegetable-tanned goat and sheepskins	0339. 000	7/2/42
	0339. 100	7/2/42
Maguey or cantala, unmanufactured	3409. 200	1/18/43
Manila or abaca cordage, including cables, tarred or untarred, composed of 3 or more strands, each strand composed of 2 or more yarns	3417. 095	6/28/43
	3417. 195	6/28/43
Manila or abaca fiber (except T grade tow)	3402. 300	4/28/43
Manila or abaca tow (T grade only)	3402. 500	4/28/43
Manila or abaca fiber manufactures (incl. all manila or abaca products)	N. S. C.	4/28/43
Molasses and sugar sirup	1640. 000	7/2/42
Rotenone bearing roots (cube root (timbo or barbasco), derris and tuba), crude and advanced	2210. 280	5/4/42
	2210. 300	5/4/42
	2220. 260	5/4/42
	2220. 370	5/4/42
Sisal and henequen, unmanufactured (except flume tow and bagasse waste)	N. S. C.	1/18/43
Tin:		
Alloys, chief value tin, n. s. p. f. (including alloy scrap)	6551. 600	11/30/45
Bars, blocks, pigs, grain or granulated	6551. 300	11/30/45

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

LIST B

The numbers listed after the following materials are commodity numbers taken from Schedule A Statistical Classification of Imports of the Department of Commerce (issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed, the description given shall control.

Material	Commerce Import Class No.	Governing date
Paper, standard newsprint	4711. 00	8/3/45

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

INTERPRETATION 1: Revoked June 4, 1945.

INTERPRETATION 2

The following official interpretation is hereby issued by the Civilian Production Administration with respect to the meaning of the term "in transit" as defined in paragraph (a) (6) of General Imports Order M-63 (§ 1042.1) as amended.

By amendment dated December 17, 1942, the definition of material "in transit" was changed by adding the following clause, "or if it has actually been delivered to and accepted by a rail, truck, or air carrier for transportation to a point within the continental United States." The question has been raised as to the meaning of the term as applied to a case where the material on the governing date had been delivered to and accepted by a rail, truck, or air carrier on a through bill of lading for transportation to a specified port and from thence by boat to a point within the continental United States.

The material in the stated case is not deemed to be in transit within the meaning of the term as used in the order. If the material is to be carried to the port of arrival in the continental United States by ship the material must have been afloat, or an on board ocean bill of lading must have been issued with respect to it on the governing date in order for it to be considered as having been in transit on such date.

Material which has been delivered to and accepted by a rail, truck, or air carrier on the governing date for transportation to a point within the continental United States is deemed to be in transit within the meaning of the term as used in the order only when the transportation specified in the bill of lading issued by such carrier calls for delivery of the material at the port of arrival in the continental United States by rail, truck, or air carrier, not by ship. (Issued March 5, 1943.)

INTERPRETATION 3: Revoked June 4, 1945.

[F. R. Doc. 46-3323; Filed, Mar. 1, 1946; 11:42 a. m.].

PART 4600—RUBBER, SYNTHETIC RUBBER AND PRODUCTS THEREOF

[Rubber Order R-1, as Amended, Mar. 1, 1946]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of natural rubber and other materials entering into the production of rubber products for defense, for private account and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

Sec.
4600.01 Definitions of certain terms.

GENERAL RESTRICTIONS ON CONSUMPTION OF RAW MATERIALS

4600.02 Authorized consumption.
4600.03 Permitted uses.

[1] Certain food items formerly on Lists I, II, and III are now subject to import control in accordance with War Food Administration Order 63.

PURCHASE PROCEDURE

Sec.
4600.04 Purchase requests for natural rubber, natural rubber latex, butyl or chlorinated natural rubber.

DELIVERIES, INVENTORIES, AND IMPORTATION

4600.05 Restrictions on delivery of materials.
4600.06 Restrictions on inventories of materials.
4600.07 Restrictions on importation of materials.
4600.08 Acquisition of tires and tubes for original equipment.
4600.09 Acquisition of tires and tubes for replacement purposes.
4600.10 Directions of the Civilian Production Administration.
4600.11 Cement for manufacture of new shoes.

MISCELLANEOUS

4600.12 Reports.
4600.13 Applicability of regulations.
4600.14 Appeals.
4600.15 Violations.
4600.16 Communications.

Appendix I—General permitted uses of raw materials and permitted products. (No longer printed separately but printed at the end of this order).
Appendix II—Manufacturing regulations. (Printed separately).
Appendix III—Revoked May 30, 1945.
Appendix IV—Tire Allotment Plan. Revoked September 7, 1945.
Appendix V—Sorting and packing of scrap tire parts. [Revoked Dec. 27, 1945.]

Purpose of this order. Rubber Order R–1 embraces the Civilian Production Administration regulations covering the acquisition and consumption of raw materials, purchase procedure, delivery and importation, and special regulations covering the acquisition of tires and tubes for original equipment and for replacement.

Appendix I, which is printed at the foot of Order R–1, establishes general permitted uses for raw materials and special restrictions or provisions for the use of raw materials in the manufacture of specified products.

Appendix II, which is printed separately, establishes manufacturing regulations for various end products set out in lists applicable to the particular product.

DEFINITIONS

§ 4600.01 *Definition of certain terms.* As used in this order:

(a) "Natural rubber" means all forms and types of tree, vine, or shrub rubber including guayule and natural rubber latex. It does not mean or include reclaimed rubber, scrap rubber, balata, chilte, gutta-percha, gutta siak, gutta jelutong or pontianac.

(b) "Natural rubber latex" means the dry latex solids contained in natural rubber liquid latex.

(c) "Reclaimed rubber" means any vulcanizable material derived from the processing or treatment of scrap rubber, but excluding reclaimed residue or "mud". Reclaimed residue or "mud" means dried and recovered sludge consisting of a mixture of partially hydrolyzed cellulose, finely divided rubber and other waste products of the digester process of reclaiming rubber.

(d) "Scrap rubber" means any material which results from or is incident to the processing of rubber or synthetic rubber in the manufacture or repair of any product including any unvulcanized scrap rubber containing fabric and any defectively processed materials or products which are not usable for a purpose for which they are designed. The term also means any finished product or part thereof made in whole or in part from rubber or synthetic rubber which through wear, deterioration or obsolescence has served its purpose in its present state.

The term does not include (1) a pneumatic tire or tire casing which can be made serviceable under present limited operating conditions for a use for which it was designed, by means of a temporary or permanent repair or by retreading or recapping in accordance with recognized commercial practice, *Provided*, that pneumatic tires designated by the United States Army as "C–2" tires or designated by the United States Navy as "A" tires, and sold under the warranty that they will be used only as scrap, are designated for the purpose of this Rubber Order as scrap and may only be used as such; (2) any other product which is still usable for a primary purpose for which it was designed; (3) any residual piece of uncured tire cord friction (cord end) which is of sufficient size to be usable as new material in the manufacture of tire patches or in the repair of tires.

(e) "Synthetic rubber" includes Neoprene (all types including latex), Butyl (GR–I) all grades; all Butadiene polymer and copolymer types including latex, including but not limited to GR–S types, such as Hycar OS and Styraloy; and all Butadiene-Acrylonitrile types, such as Hycar, Perbunan, Chemigum, Butaprene, Thiokol RD and GR–A.

(f) "Tube butyl" means specification GR–I and GR–I–50P; non-tube butyl means all other types of butyl except butyl plant clean-up material.

(g) "Chlorinated natural rubber" means the reaction product of chlorine and natural rubber.

(h) "Consume" means to fabricate, process, stamp, cut or in any manner make any substantial change in the form, shape or chemical composition of natural rubber, natural rubber latex, synthetic rubber, or reclaimed rubber.

(i) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

GENERAL RESTRICTIONS ON CONSUMPTION OF RAW MATERIALS

§ 4600.02 *Authorized consumption.* No person shall consume any of the following materials for permitted uses without first obtaining authorization to do so from the Civilian Production Administration on Form CPA–3662.

Natural rubber.
Natural rubber latex.
Butyl.
Chlorinated natural rubber.

No person shall consume in any one calendar month, any materials listed above except in the amounts and for the purposes authorized on Form CPA–3662 and in accordance with applicable manufacturing regulations specified in Appendix II, and except as provided in § 4600.11 below. In addition these materials may be consumed for experimental use without authorization to the extent permitted in Appendix I. However, the use of natural rubber or natural rubber latex for experimental manufacture of cements of any types is not permitted.

Applications for authority to consume any of the materials listed above must be made by filing Form CPA–3662 for each calendar month, with the Rubber Division, Civilian Production Administration, Washington 25, D. C. Applications on Form CPA–3662 to use these materials in any one month must be filed not later than the 10th day of the preceding month.

Chlorinated natural rubber. Chlorinated natural rubber may be used for bonding rubber (including natural rubber, synthetic rubber and reclaimed) to metal in the manufacture of rubber products which are to be vulcanized. For products containing natural rubber, such usage must be within the maximum percentage specified or the ceiling limits applicable to the end product named. All applications for permission to consume chlorinated natural rubber for such purpose and for any other purpose must be made on Form CPA–3662 (formerly WPB–3662) in accordance with the instructions accompanying the form.

Butyl plant clean-up material. Any person may consume butyl plant clean-up material in the manufacture of any product without specific authorization from the Civilian Production Administration.

Cements for manufacture of new shoes. Natural rubber may be allotted for periods of three months to shoe manufacturers whose operations are covered by CPA Conservation Order M–217, in accordance with § 4600.11 below.

§ 4600.03 *Permitted uses.* No person shall use natural rubber, natural rubber latex, butyl or chlorinated natural rubber, except as provided for in Tables A and B of Appendix I, subject to the applicable manufacturing regulations of this order including those contained in Appendix II to this order.

PURCHASE PROCEDURE

§ 4600.04 *Purchase requests for natural rubber, natural rubber latex, butyl or chlorinated natural rubber.* (a) Purchase requests for natural rubber, natural rubber latex and butyl must be made on Form CPA–3682 in accordance with instructions accompanying the form. Purchase requests for all types of Government-manufactured synthetic rubber, except butyl, should be made to the Sales Division, Office of Rubber Reserve, Reconstruction Finance Corporation, Washington 25, D. C., in accordance with the regulations of the Office of Rubber Reserve.

Authorized consumers of chlorinated natural rubber and any consumer of synthetic rubber which is privately produced may purchase directly from the producer subject to the inventory restrictions of § 4600.06.

Material purchased, the consumption of which is subject to authorization on Form CPA–3662, may be consumed only to the extent authorized on Form CPA–3662 in any one calendar month and in accordance with applicable manufacturing regulations.

For purchases of material for experimental use, see Appendix I, below.

Purchase requests for Butyl plant clean-up material shall be made on Form CPA–3682 in accordance with instructions accompanying the form. Butyl plant clean-up material must be specified on the form.

(b) *Preference ratings.* Natural rubber, natural rubber latex, butyl and chlorinated natural rubber may be sold and delivered without regard to any preference ratings. Any preference rating purporting to be applied or extended to orders for such materials shall be void and of no effect and must be disregarded.

DELIVERIES, INVENTORIES AND IMPORTATION

§ 4600.05 *Restrictions on deliveries of materials.* No person shall deliver any natural rubber, natural rubber latex, butyl or chlorinated natural rubber except as specifically authorized by the Civilian Production Administration or as permitted by regulations of the Office of Rubber Reserve. Delivery of these raw materials will be authorized only for uses permitted by Table A and for products specified in Table B both of Appendix I below; delivery of all other raw rubber materials shall be subject only to the inventory restrictions contained in § 4600.06, below; the poundage authorized will take into account the consumption capacity of the applicant and his reports of actual consumption received monthly on Form CPA–3410; in no event will the amounts authorized exceed the inventory restrictions specified in § 4600.06, below. Nothing contained in this section shall be deemed to prohibit:

(a) Delivery of natural rubber, natural rubber latex, butyl or chlorinated natural rubber from one location to another location controlled by the same person where no change of ownership takes place, or by any corporation to another corporation which is its subsidiary or of which it is a subsidiary.

(b) Delivery of reclaimed rubber or any type of synthetic rubber, except butyl. Transfers of these materials must, however, be reported as shipments or receipts on Form CPA–3410 for the calendar month in which the transactions occur.

(c) Any person from accepting delivery from another of natural rubber, natural rubber latex, butyl or chlorinated natural rubber, for the purpose of milling, washing, deresinating, drying, compounding, or conditioning the same, or for processing or manufacturing products therefrom, and thereafter returning the same or the products thereof to such other person.

§ 4600.06 *Restrictions on inventories of materials.* No person, other than the Office of Rubber Reserve, shall accept delivery of any of the following materials, if his inventory is or will by virtue of such acceptance become in excess of an amount reasonably necessary to meet his requirements for the period designated below:

	Days
Natural rubber, natural rubber latex or butyl	60
Reclaimed rubber	45
Chlorinated natural rubber	30

If a holder has an excess inventory, he may ask for the assistance of the Rubber Division, Civilian Production Administration, in its disposal.

A person engaged in the business of reclaiming rubber or manufacturing aqueous dispersions of reclaimed rubber may, however, maintain such inventories of scrap, and of reclaimed rubber of his own manufactured grades, as he deems advisable. A person other than the Office of Rubber Reserve engaged in the manufacture of chlorinated rubbers may maintain such inventories of his own manufactured types as he may deem advisable. These exceptions may be made notwithstanding the provisions of this § 4600.06 or of Priorities Regulation No. 32, as amended.

§ 4600.07 *Restrictions on importation of materials.* For the purposes of this section, "import" means to transport in any manner into the continental United States from any foreign country or from any territory or possession of the United States (including the Philippine Islands). It includes shipments into a free port, free zone, or bonded custody of the United States Bureau of Customs (bonded warehouse) in the continental United States and shipments in bond into the continental United States for transshipment to any other foreign country.

No person shall import any natural rubber, natural rubber latex, or any finished or semi-finished product of which 10% or more by weight is composed of natural rubber or natural rubber latex, except as permitted under this section.

The restrictions of this section shall not apply to any of the following:

(a) Any importation by the Office of Rubber Reserve or Rubber Development Corporation, or any agent acting for either of them.

(b) The importation by the United States Army or Navy of any finished product made of natural rubber, natural rubber latex, butyl or chlorinated natural rubber.

(c) The importation of tires for recapping, retreading or repair, provided the tires are thereafter exported to the owners in the foreign country from which the products were imported.

(d) The importation of any finished products made of natural rubber or natural rubber latex by diplomatic representatives of any foreign government for their personal use or the use of members of their staffs.

(e) The importation of any finished product made of natural rubber or natural rubber latex by commercial representatives of any foreign government for use in their official business.

(f) The importation for testing purposes of camelback, or of tires or tubes or sections thereof by any manufacturer of camelback, tires or tubes.

(g) The importation of any scrap rubber.

(h) The importation by any person during any calendar month of products or materials (except tires, tire casings and tire tubes) which contain an aggregate of not more than twenty-five pounds of natural rubber or natural rubber latex provided such products or materials are not imported for the purpose of manufacturing, processing, sale or resale.

(i) The importation by any person of any finished or semi-finished product manufactured in accordance with the provisions of Rubber Order R–1.

(j) Any importation of any finished or semi-finished product in respect to which the importer shall furnish to the Collector of Customs at the port of entry a certificate substantially as follows:

The undersigned hereby certifies subject to the criminal penalties for misrepresentation contained in section 35 (A) of the United States Criminal Code, that the products covered by the invoice to which this certificate is attached, as noted therein, are being imported into the United States in accordance with the provisions of § 4600.07 of Civilian Production Administration Rubber Order R–1.

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Date *Signature*

§ 4600.08 *Acquisition of tires and tubes for original equipment*—(a) *Vehicle manufacturer's certificate.* In order to obtain tires and tubes for original equipment a vehicle manufacturer must certify his purchase order in substantially the following form, signed by an authorized official of his company:

The undersigned hereby certifies, subject to the criminal penalties for misrepresentation contained in section 35A of the United States Criminal Code, that the tires and tubes listed on the attached purchase order are required by him for mounting only on running wheels of the vehicles or equipment made by him, and that the deliveries specified will not result at any time in an inventory greater than required for his scheduled production in the fifteen (15) days following any delivery date.

Use of the above certification constitutes a representation that the deliveries scheduled will not result in the acquisition of more tires and tubes (including inventory) than are required for the particular manufacturer's production of vehicles or equipment during the 15-day period following each scheduled delivery. In the event of a decrease in the number of tires and tubes actually required, due to work stoppage in the vehicle manufacturer's plant or for any other cause, the vehicle manufacturer shall immediately notify his supplier of the reduction in the requirement, and the scheduled deliveries must be revised accordingly.

(b) *Tires and tubes may not be purchased to provide spares.* A manufacturer of vehicles or other equipment mounted on rubber tires may purchase tires and tubes only for the running wheels of such vehicles and equipment. He shall not purchase tires and tubes for the purpose of providing a spare tire or tube for any such vehicles or equipment.

§ 4600.09 *MM Preference ratings.* MM ratings will be assigned to the delivery of military replacement tires or tubes or both, only upon concurrence of

the Civilian Production Administration, according to the regulations governing the assignment of MM ratings specified in CPA Directive 41, as amended.

§ 4600.10 *Directions of the Civilian Production Administration.* With respect to the production or shipment of tires and tubes the Civilian Production Administration may, notwithstanding any other order, preference rating, directive, rule or regulation of the Civilian Production Administration or other Government agency, direct changes in the production or shipments schedule of a producer.

§ 4600.11 *Cement for manufacture of new shoes.* The Civilian Production Administration will issue a nontransferable certificate valid for a period of three months to each manufacturer of new shoes whose operations are covered by CPA Conservation Order M-217. This certificate will specify the quantity in pounds, of natural rubber which each shoe manufacturer will be subsequently authorized to consume, if he manufactures his own rubber cement, or which a rubber cement manufacturer will be subsequently authorized to consume in the manufacture of shoe cement for the account of the shoe manufacturer. The quantity will be based pro rata on his actual production of shoes as reported to the United States Bureau of the Census for the month of October, 1945. If any shoe manufacturer is also a manufacturer of shoe cement he shall, upon receipt of the certificate from the CPA, return it to the CPA attached to Form CPA-3662 requesting authorization to consume natural rubber in the amount specified on the certificate. If the shoe manufacturer is not a manufacturer of shoe cement, he shall forward the certificate to a manufacturer of shoe cement of his own selection. Such manufacturer of shoe cement shall attach the certificate to a request for authorization to consume natural rubber on Form CPA-3662 in the amount specified on the certificate. If any manufacturer of shoe cement receives certificates from more than one shoe manufacturer, he shall forward to the CPA all such certificates with a request on Form CPA-3662 to consume the aggregate amount of natural rubber specified on all the certificates for the period stated.

§ 4600.12 *Reports.* (a) The following persons shall file with the Civilian Production Administration a report on stocks, receipts, consumption, and shipments on Form CPA-3410 in accordance with the instructions accompanying the form:

(1) Each person who during the next preceding month consumed or owned any natural rubber, natural rubber latex, butyl or chlorinated natural rubber.

(2) Each person who during the next preceding month consumed or owned the rubbers listed below, in excess of the following minimums:

	Consumption	Stocks
	Pounds	*Pounds*
Reclaimed rubber	10,000	15,000
GR-S	15,000	30,000
Neoprene	5,000	10,000
Butadiene-Acrylonitrile types	5,000	10,000

This paragraph shall not apply to persons who perform the operations listed in § 4600.05 (c) of this order except that producers of reclaimed rubber shall report their entire production regardless of the ownership of the material consumed.

(b) Each manufacturer of tires and tubes or camelback, shall file a report on his production, shipments and inventory for each calendar month on Form CPA-3438 (formerly WPB-3438) with the Civilian Production Administration, in accordance with the instructions accompanying the form, unless otherwise directed.

(c) Such other reports as may be required, subject to approval by the Bureau of the Budget in accordance with Federal Reports Act of 1942, which are to be filed in accordance with instructions accompanying the forms.

§ 4600.13 *Applicability of regulations.* Except as otherwise provided, this order and all transactions affected thereby are subject to all applicable provisions of Civilian Production Administration Regulations as amended from time to time.

§ 4600.14 *Appeals.* Appeals from any provision of this order shall be made by filing Form CPA-2242 in accordance with the instructions appearing on the form.

§ 4600.15 *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

§ 4600.16 *Communications.* All reports required to be filed under this order, and all communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Washington 25, D. C., Ref.: Order R-1.

NOTE: The reporting provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9246, 7 F.R. 7379, as amended by E.O. 9475, 9 F.R. 10817; WPB Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64)

Issued this 1st day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

APPENDIX I—GENERAL PERMITTED USES OF RAW MATERIALS AND PERMITTED PRODUCTS

Appendix I to Rubber Order R-1 establishes general permitted uses for natural rubber, natural rubber latex, chlorinated natural rubber and butyl, and also lists the products which are permitted to be made from these raw materials.

Table A below lists the general permitted uses for each of these materials and the monthly consumption, if any, permitted for experimental use without prior authorization.

Table B below deals with specific products in which the use of these raw materials is permitted under the general provisions of Table A. It refers, for certain products, to the applicable manufacturing regulations set out in Appendix II to the Rubber Order (printed separately), specifies the percentage of natural rubber, if any, which may be used in the product, as well as the product for which "Tube Butyl" or "Non-Tube Butyl" may be used, and finally, for many of the products on the table special regulations or provisions are provided.

TABLE A—GENERAL PERMITTED USES OF MATERIALS

NOTE: Table and footnote amended Mar. 1, 1946.

Type of material	General permitted uses subject to applicable end product restrictions	Monthly consumption for experimental use without specific authorization [1]
Natural rubber or natural rubber latex.	In the manufacture of products listed in Table B below for which natural rubber or natural rubber latex is specifically permitted, subject to any applicable manufacturing regulations or restrictions, but only as authorized on Form CPA-3662 (formerly WPB-3662).	25 pounds; use for experimentation in manufacture of any type of cements prohibited.
Butyl	In the manufacture of products listed in Table B below for which butyl is specifically permitted, subject to any applicable manufacturing regulations or restrictions, but only as authorized on Form CPA-3662 (formerly WPB-3662).	200 pounds.
Chlorinated natural rubber	As specifically authorized on Form CPA-3662 (formerly WPB-3662).	None.

[1] Experimentation need not be confined to permitted uses, but none of the products produced or resulting from experimentation may be sold. Natural rubber and natural rubber latex are not permitted in the experimental manufacture of cements of any type. Materials in the amounts indicated may be diverted from inventory or from purchase for manufacturing operations. If manufacturer does not have inventory of natural rubber or natural rubber latex, application for permission to purchase should be made on Form CPA-3662. Such applications must definitely state that the natural rubber or natural rubber latex is to be used for experimentation and name the end product on which the experiment is to be made. To purchase butyl rubbers for experimental purposes, make applications to Sales Division, Office of Rubber Reserve, Reconstruction Finance Corporation, Washington 25, D. C.

For permission to consume materials for experimental use, in excess of the amounts authorized, file Form CPA-2242, in accordance with § 4600.14 of this order.

TABLE B—PERMITTED PRODUCTS—continued

Code No.	Product	Percent natural rubber	Butyl	Special restrictions or provisions
9A	Conveyor and elevator belting:			
	Conveyor and elevator belting and pulley lagging material	25	O	
	Hot material belts	X	O	For operating temperature 200 F. and over.
9B	Miscellaneous belting and related products:			
	Belt splicing and repair material	X	O	Natural rubber 0.07 lbs. maximum per 1,000 lbs. tensile but ply permitted. Choice of reaming strips is optional.
	Cure gum strip or skirtboard rubber	25	O	
	Conveyor belting	25	O	
	Conveyorette belts	25	O	
	Escalator handrails	25	O	
	Flatners belts	X	O	
	Hog fuel belts	90	O	
	Loader belting aprons	25	O	
	Postal cancellation feed belts	X	O	Natural rubber or natural rubber latex (0.07 lbs. maximum of total volume of compound) permitted in fractional horsepower and household equipment belts. For all others 15% maximum of total volume of compound permitted. Where reversal is permitted, built on end of hose, the restrictions for the particular type shall prevail.
	Screen diaphragms for paper-making equipment	25	O	
	Special molded conveyor belts	X	O	
	Street sweeper belts	25	O	
9C	Transmission belting:			
	Flat transmission belting		O	Natural rubber permitted in cements only.
9D	Round transmission belting	12	O	
	V-belts		O	
10	Hose and tubing		O	Butyl permitted, except tube butyl.
10A	Automotive and aircraft hose:			
	Radiator hose		O	Butyl permitted, except tube butyl.
10B	Cement hose:			
	Cement and material hose, dry and ice slinger	X	X	Natural rubber permitted in cements only.
	Cement gun hose	X	O	Butyl permitted, except tube butyl.
	Cement handling, including grouting	X	O	
	Concrete placing	X	O	
10C	Diesel hose	O	O	
10D	Hose and tubing not elsewhere listed:			
10E	Miscellaneous hose and tubing:			
	Acid conducting and acid suction hose	X	X	Butyl permitted, except tube butyl.
	Air and air tool hose, Industrial	1.5	O	
	Air line hose for paint spray equipment	1.5	O	
	Alcohol, food and beverage handling hose	X	X	Butyl permitted, except tube butyl.
	Ammonia hose	X_9	O	Natural rubber permitted in cements only.
	Arbor pipe forming hose		O	Butyl permitted, except tube butyl.
	Chemical engine hose		O	
	CO_2 Fire extinguisher hose	5	X	
	Fire hose, cotton rubber lined		O	Maximum natural rubber permitted per 100 feet of hose: Nominal size (inches) — Natural rubber (pounds): 1 — 1.0; 1¼ — 1.3; 1½ — 1.6; 2 — 2.2; 2½ — 3.0; 3 — 4.0; 3½ —
	Fire hose, wrapped duck	1.5	O	If gum tube alone is consumed 20% may be added to the above figures.
	Hydraulic control and industrial grease hose	5	O	
	Industrial mandrel made hose for hose masks as required by Bureau of Mines	5	O	

TABLE B—PERMITTED PRODUCTS

NOTE: Table amended Mar. 1, 1946.

For general permitted uses of material in the manufacture of products, see Table A above. In addition to the products listed in this table, the following products may be made from materials subject to permission authorization, use this appendix in accordance with the instructions accompanying the form. The applicant's natural rubber, natural rubber latex, or butyl requirements for each code number listed below, must show the specific quantity of material requested for each subdivision of the code. Form CPA-3662 (formerly WPB-3662) should not be used in applying for permission to consume any material for a purpose which is specifically prohibited by this order. Materials in amounts indicated may be diverted from inventory or from purchase for manufacturing operations. If manufacturer does not have inventory of natural rubber or natural rubber latex, application for permission to purchase should be made on Form CPA-3662. Such applications must definitely state that the natural rubber or natural rubber latex is to be used for experimentation and name the end product on which the experiment is to be made. To purchase butyl rubbers for experimental purposes, make applications to Sales Division, Office of Rubber Reserve, Reconstruction Finance Corporation, Washington 25, D. C.

For permission to consume materials for experimental use, in excess of the amounts authorized, file Form CPA-2242, in accordance with § 4600.14 of this order.

Explanation of Table B: Columns and Symbols—

The second column, headed "Percent natural rubber" indicates that natural rubber and/or natural rubber latex authorized on Form CPA-3662 (formerly WPB-3662) may be used in the manufacture of particular products. The second column shows to what extent Tube Butyl or Non-Tube Butyl authorized on Form CPA-3662 (formerly WPB-3662) may be used in the manufacture of particular products.

The natural rubber or butyl column is blank when applicable regulations in Appendix II or special restrictions or provisions in this table indicate that the use of the material is prohibited, subject to any special restrictions or provisions applicable to the particular product.

"X" indicates that the material may be consumed in the minimum quantities required by a manufacturer who has received authorization to consume on Form CPA-3662 (formerly WPB-3662), subject to any special restrictions or provisions applicable to the particular product.

Percentage figures indicate maximum percent of total volume of compound, unless otherwise specified.

Code No.	Product	Percent natural rubber	Butyl	Special restrictions or provisions
1	Pneumatic tires:			
	Aircraft tires		O	See List 12, App. II.
	Bicycle tires		O	See List 8, App. II.
	All other		O	See List 8, App. II.
2	Solid tires:			
	Airplane tires		O	See List 12, App. II.
	Caster, roller and support rollers		O	See List 8, App. II.
	Pressed on, steel tires		O	See List 8, App. II.
	Cured on, 4 x 1½ and up		O	See List 8, App. II.
	Log base industrial (unbonded)		O	See List 8, App. II.
3	Tire tubes:			
	Airplane		X	See List 3, App. II.
	Bicycle (including valves)		X	See List 9, App. II.
	All other		X	See List 9, App. II.
4	Tire tube valves and curing bags:			
	Tire tube valves (including repair valves)	X	X	See List 16, App. II.
	Curing bags		O	See List 2, App. II.
5	Tire flaps		O	See List 10, App. II.
6	Tire retreading materials:			
	Air bags, full circle, for retreading		X	See List 13, App. II.
	Tire tube repair materials:		O	See List 13, App. II.
7	Cements for use in reconditioning of tires and tubes		O	See List 7, App. II.
7A	Air bags, sectional		X	See List 7, App. II.
7B	Bulk tire repair materials		O	See List 7, App. II.
7C	Tire repair cushions		O	See List 7, App. II.
7E	Tube patches		O	See List 7, App. II.
8	Tank blocks, treads and band tracks		O	See List 14, App. II.
9	Belting			Natural rubber permitted in cements only. Manufactured in accordance with the following regulations: Rubber belting utilizing a solid woven carcass is permitted, provided such construction is permitted in laminated belting of equivalent size and thickness. Constructions using combinations of fabric and other materials with rubber except cord or wire, are permitted provided total natural rubber does not exceed that which is used in an equivalent grade, fabric ply except when unpackaged food comes in contact with belt, or unless otherwise specified.

TABLE B—PERMITTED PRODUCTS—continued

Code No.	Product	Percent natural rubber	Butyl	Special restrictions or provisions
10E	Miscellaneous hose and tubing—Continued			
	Jetting and hydraulic	3	O	
	Nitroglycerine hose	X	O	
	Oxygen (not welding) hose	X	O	Aeronautical only.
	Phosphate fluxible hose	X	O	
	Rockwood insulation hose		O	Natural rubber permitted in cements only.
	Rotary drilling hose	X	O	
	Sand blast hose	X	O	
	Spray hose, agricultural high pressure	1.5	O	
	Spray hose, paint	1.5	O	
	Tender tank hose	3	O	
	Tubing	0	X	Butyl permitted, except tube butyl.
	Water hose, all sizes		O	Natural rubber permitted in cements only.
	Welding hose	1.5	O	
10F	Miscellaneous related products:			
	Expansion joints (normally used in rigid lines to absorb thrust on excessive motion or to isolate vibration and/or noise).	X	O	Tube ⅛" maximum on size 8" I. D. and under; 3/16" maximum on size over 8" I. D. Cover: ¼" maximum all sizes.
	Flanged flexible pipe	X	O	Corrosive and abrasive only.
	Pinch valve	X	O	Corrosive and abrasive only.
	Shaft covering, flexible		O	Natural rubber permitted in cements only.
10G	Railroad hose:			
	Air brake and train air signal hose	1.5	O	
	Air, gas and oxygen hose	1.5	O	
	Steam and hot water hose (but not tender tank hose).	X	X	Butyl permitted, except tube butyl.
	Tender tank hose	3	O	
	Water hose, all sizes		O	Natural rubber permitted in cements only.
10H	Steam hose:			
	File drive hose	X	X	Butyl permitted, except tube butyl.
	Steam hose	X	X	Butyl permitted, except tube butyl.
10I	Suction hose:			
	Dredging sleeves	X	O	
	Fire engine suction hose, hard	3	O	
	Fire engine suction hose, soft		O	3½" and over—4 lbs. natural rubber per 100 feet.
	Hard rubber suction hose		O	Natural rubber permitted in cements only.
	Oil suction and discharge hose	3	O	
	Rotary slush pump suction hose	X	O	
	Sand suction hose	X	O	
	Water suction hose	3	O	
10J	Vacuum hose:			
	Blower or exhaust hose	X	O	
	Dust collector hose	5	O	
	Industrial vacuum hose	3	O	
11	Packing and gaskets:			
11A	Packing without fabric or high percentage of fiber:			
	Sheet packing, including cut, extruded, or molded strips, gaskets, packing rings or non-fabric diaphragms, over 45 durometer.		O	5% natural rubber by volume permitted in Thiokol A compounds.
	Sheet packing, including cut, extruded, or molded strips, gaskets, packing rings or non-fabric diaphragms, 45 durometer or under.	X	O	
11B	Packings with high fiber content:			
	Gaskets, including sheet (generally known as compressed asbestos sheet) from which gaskets may be cut.	5	X	Natural rubber by weight. Butyl permitted, except tube butyl.
	Rod packing (generally known as rubber bonded plastic packing).	5	O	Natural rubber by weight excluding cotton or wire.
11C	Packing with fabric insertion-flat:			
	Gaskets including sheet (generally known as cloth inserted sheet) from which gaskets may be cut.	5	O	
	Piston packing	50	O	
	Diaphragm sheet, including cut diaphragms made from same.	X	X	Butyl permitted, except tube butyl.
	U-rings for hydraulic presses (fabric and non-fabric)	X	O	

TABLE B—PERMITTED PRODUCTS—continued

Code No.	Product	Percent natural rubber	Butyl	Special restrictions or provisions
11D	Packing with fabric insertion made by folding or rolling:			
	Cotton fabric:			
	Frictioned	5	O	
	Spread	1	O	Natural rubber percent of weight of fabric.
	Asbestos fabric	X	O	
11E	Miscellaneous packing	O	O	
11F	Valves and valve parts		O	5% natural rubber permitted in Thiokol "A" compound.
	Pump valves	X	O	For hot water and vacuum feed lines only.
	Soft rubber valves	X	O	45 durometer or under only.
	Steam valves	X	O	
	Valve seats for acetylene and oxygen pressure regulators.	X	O	
11G	Sealing compounds:			
	Sealing compounds for seaming bags and bagging.	O	X	Butyl permitted, except tube butyl.
	Compounds designed for sealing cans made of tin-plate, black-plate, or terneplate.	O	X	Butyl permitted, except tube butyl.
	Gaskets and compounds for sealing jars, tumblers, cans, drums and pails.	O	X	Butyl permitted, except tube butyl.
	Rings and compounds for sealing glass containers.	O	X	Butyl permitted, except tube butyl.
12	Mechanicals listed in this Code 12:			
12A	Aircraft equipment:			
	Airplane de-icer parts (except propeller hose)	X	O	
	All items with a durometer hardness of 45 or less.	X	O	
	Brake expander tubing	X	O	
	Engine and instrument mountings	X	O	
12B	Automotive and railroad equipment and suspension parts for track laying vehicles:			
	Automobile engine, transmission, and propeller center bearing mountings.	X	O	
	Brake boots	X	O	
	Brake linings, brake blocks, and clutch facings	12	O	
	Bumpers for independent suspension mechanisms.	X	O	
	Hydraulic brake cups	X	O	
	Pitman arm bushings	X	O	
	Radius rod pivot balls	X	O	
	Railroad shock and instrument mounts	X	O	
	Sealed beam gaskets	X	X	Butyl permitted, except tube butyl.
	Shock absorber bushings	X	O	
	Sponge weatherstrip and windlace		O	Natural rubber not exceeding 25% RHC permitted.
	Suspension shackle bushings	X	O	
	Tail pipe bushings	X	O	
	Torque arm bushings	X	O	
	Torsional vibration dampers	X	O	
	Vibration insulators and absorbers	X	O	
	Windshield wiper blades	X	O	
12C	Electrical products equipment:			
	Lineman's protective devices including only:			
	Blankets	X	O	
	Cable bandage	X	O	
	Cable and test caps and separators	X	O	
	Insulator hoods	X	O	
	Line hose	X	O	
	Lineman's sleeves	X	O	
	Pressure sensitive vehicle signal controls	5	O	
12D	Hard rubber products:			
	Baskets (etching), beakers, buckets, dippers, frames, funnels, measures, pails, packs and trays.	15	O	
	Bleaching rods	X	O	
	Blown work	X	O	
	Component hard rubber parts of machinery for manufacture and handling of rayon, explosives and corrosive chemicals.	50	O	
	Dye sticks	X	O	
	Filter media	X	O	
	Insulated tools	20	O	
	Jack strips	30	O	

TABLE B—PERMITTED PRODUCTS—continued

Code No.	Product	Percent natural rubber	Butyl	Special restrictions or provisions
12D	Hard rubber products—Continued			
	Latex covering (hard rubber) for agitators, baskets, buckets, concave rollers, dippers, drums, fans, frames, fume ducts, funnels, measures, pumps and fittings, racks, screens, trays, valves and valve parts only.	X	O	
	Microporous separators	X	O	
	Pipe	10	O	
	Potentiometer cards	X	O	
	Rod less than ¼" diameter	25	O	
	Rods diameter ¼" or more	15	O	
	Sheet for telephone plugs	X	O	
	Sheet 0.040" or less in thickness	X	O	
	Sheets thickness over 0.040 less than 1/16"	50	O	
	Sheets thickness 1/16" or more	30	O	
	Submarine battery jars	43	O	
	Storage batteries (hand wrapped cases only)	25	O	
	Tubing (less than ½" wall thickness)	X	O	
	Tubing (wall thickness ½" to ¼" inclusive)	25	O	
	Tubing (wall thickness over ½")	15	O	
	Tubular retainers	60	O	
	Water meter parts	10	O	
	X-ray and photographic tanks (hand made only).	25	O	
12E	Industrial equipment:			
	Bladders and diaphragms for shoe manufacture.	X	O	
	Brake linings, brake blocks and clutch facings	12	O	
	Industrial abrasive implements		O	Natural rubber not exceeding 25% of RHC permitted.
	Molds for manufacture of mats	40	O	
	Parts for machinery for manufacture of incandescent and fluorescent lamps and electronic tubes.	X	O	Flexible connections for vacuum and exhaust equipment only.
	Press die pads	X	O	For the manufacture of forming pads to shape metals.
12F	Miscellaneous mechanical goods:			
	Casters and molded wheels	5	O	
	Dam and lock gate seals	X	O	
	Filter media	X	O	
	Flexible couplings (molded)	X	O	
	Gas main bags	X	X	Butyl permitted, except tube butyl.
	Hat forming bags and parts	X	O	
	Labels	X	O	
	Molded diaphragms	X	X	Butyl permitted, except tube butyl.
	Molding or forming bags and pads	X	X	For plywood, safety glass and plastics forming. Butyl permitted, except tube butyl.
	Parts for microphones and phonograph pick-ups.	X	O	
	Parts for rayon manufacture. Limited to parts which come in contact with rayon.	X	O	
	Pipe couplings rings designed for couplings mechanical joints and bell joint clamps, rings, bands, plugs, gaskets, etc., for repair of air, gas, gasoline, water and oil pipelines.	X	O	
	Refrigerator door gaskets	X	X	Butyl permitted, except tube butyl.
	Sand blast stencil sheet	25	O	
	Seals for electrolytic condensers	X	O	
	Shock and instrument mounts	X	O	
	Sifter balls	X	O	For vibrating screens.
	Street car wheel sandwich rings and springs	X	O	
	Treadles and door shoes for subways, trolleys and busses	5	O	
	Upholstery (chemically blown)		O	Natural rubber not exceeding 20% RHC permitted.
	Vacuum sweeper belts	X	O	
	Vibration dampers (industrial mounts)	X	O	
12G	Oil well supplies including only:			
	Packers (all rubber)	9	O	
	Packers fabric reinforced	20	O	
	Slush pump pistons and liners for fluid packed pumps.	X	O	
	Strippers	X	O	
	Swab rubbers	X	O	
	Testing and cementing	9	O	

TABLE B—PERMITTED PRODUCTS—continued

Code No.	Product	Percent natural rubber	Butyl	Special restrictions or provisions
12G	Oil well supplies including only—Continued			
	Valves and parts	X	O	
	Valve cups	X	O	
12H	Plumbing supplies:			
	Tank balls designed for flush valves	15	O	
12I	Printing rubber products:			Natural rubber or natural rubber latex permitted in any printing rubber product as cements only, for mounting purposes and for adhesion to metal.
	Adhesive fabric friction	X	O	
	Engraving rubber friction	9	O	
	Printing rolls		O	2.5% natural rubber by volume permitted for high speed magazine printing rolls.
	Gravure and impression	X	O	
	Rolls to be coated with composition having shore hardness less than 20.	20	O	
	Rubber solution for wetplate negative	X	O	
12J	Rolls and rollers:			
	Paper mill rolls	X	O	
	Rubber covered industrial rolls and roll coverings except suction press.	8	O	
	Textile rolls	X	O	
12K	Rubber protected or lined equipment:			
	Rubber lining (hard or soft) for:			
	Drums and tanks	X	X	Butyl permitted, except tube butyl.
	Pipes and fittings	X	X	Butyl permitted, except tube butyl.
	Rubber protected industrial equipment for handling corrosive material and explosives.	X	X	Butyl permitted, except tube butyl.
	Rubber coverings for agitators, blowers, exhausters, pumps, pump lining valves and valve parts.	X	X	Butyl permitted, except tube butyl.
	Rubber linings for centrifugal pumps designed to handle ore concentrates; sand and other highly abrasive materials in suspension; and slurry.	X	X	Butyl permitted, except tube butyl.
	Tank cars and barge tanks (Spec. 1CC-103HW, 103B and AAR-203).	X	X	Tube butyl permitted.
12L	Textile machinery parts:			
	Card clothing	X	O	
	Loop pickers for cotton weaving	9	O	Including harness and strapping.
	Other loop pickers and drop box pickers	25	O	
13	Wire and cable		O	Natural rubber and natural rubber derivatives may be used in the form of cements for use incidental to the manufacture or repair of wire and cable.
13A	Insulation compounds:			
	Compounds for thin wall insulation (20 mils and less).	98	O	
	Compounds for thin wall insulation (1½" and less) except for telephone drop wire and building wire Type R.	55	O	
	Compounds for use in wet locations	70	O	
	Compounds for heat-resisting insulation for use on copper temperature 60° centigrade and higher.	55	O	
	Compounds for aircraft ignition cable	70	O	
	Compounds for cable insulation for operation above 5000 volts.	70	O	
13B	Insulation material:			
	Compounds for patching and splicing		O	See Code 13C below.
13C	Tapes:			
	Compounds for rubber insulating tape for:			
	D. R. tape	X	X	Butyl permitted, except tube butyl.
	Operating voltages in excess of 3,000 volts	70	O	
	Cables to be used in wet locations	70	O	
	Operation at conducting temperatures of 70° C. or higher.	70	O	
	Repair and splicing purposes in the manufacture of wire and cable.	70	O	
	Splicing compound (E-HH-T111A)		O	7 lbs. natural rubber permitted for 27,000 sq. in.
14	Rubber footwear		O	See List 5, App. II.
15	Heels and soles	O	O	

TABLE B—PERMITTED PRODUCTS—continued

Code No.	Product	Percent natural rubber	Butyl	Special restrictions or provisions
18D	Flat goods:			
	Fountain syringe bags	20	0	Unlimited plus or minus variation from 20% of total natural rubber by volume is permitted for each type of fountain syringe bag; provided that the overall consumption of natural rubber does not exceed 20% by volume for all types of bags.
	Ice bags	20	0	Unlimited plus or minus variation from 20% of total natural rubber by volume is permitted for each type of ice bag; provided that the overall consumption of natural rubber does not exceed 20% by volume for all types of bags.
	Invalid cushions	20	0	Unlimited plus or minus variation from 20% of total natural rubber by volume is permitted for each type of invalid cushion; provided that the overall consumption of natural rubber does not exceed 20% by volume for all types of cushions.
	Operating cushions	20	0	Unlimited plus or minus variation from 20% of total natural rubber by volume is permitted for each type of operating cushion; provided that the overall consumption of natural rubber does not exceed 20% by volume for all types of cushions.
	Water bottles and combination syringes	20	0	Unlimited plus or minus variation from 20% of total natural rubber by volume is permitted for each type of water bottle and combination syringe; provided that the overall consumption of natural rubber does not exceed 20% by volume for all types of bottles and combination syringes.
18E	Gloves and cots:			
	Finger cots (medical, surgical, dental, veterinary, mortuary and laboratory types only).	X	0	Government Fed. Spec. 20-G-42A. Limited to medical use.
	Gloves:			
	Electricians'	XX	0	Natural rubber or natural rubber latex permitted for seaming nelined gloves.
	Surgeons'	XX	0	
	All other, including all-rubber, net-lined, rubberized fabric, etc., for any use.	X	0	
18F	Infant goods:			
	Breast shields, nursing	XX	0	Natural latex not permitted.
	Feeding bottle caps and covers	XX	0	Natural latex not permitted.
	Feeding nipples		0	
18G	Miscellaneous sundries:			
	Bathing caps:			
	Vapor cured caps	60	0	Natural rubber latex (60% maximum by volume) permitted.
	All other caps	40	0	
	Blood pressure bags	XX	0	
	Blood pressure bag tubing	XX	0	
	Catheters	X	0	For crutches only.
	Colostomy outfits (molded, dipped and hand-made)	X	0	
	Crutch pads	XX	0	
	Crutch tips (reinforced with metal or cloth)	XX	0	
	Dilators	X	0	
	Inhalation bags and face pieces not including rebreathing bags (medical, dental, surgical and veterinary types only)	X	0	Natural rubber not exceeding 25% of average monthly consumption of RHC during year ending March 31, 1941 permitted monthly.
	Parts for medical, surgical, dental, veterinary, and mortuary instruments	XX	0	
	Prostatic bags	XX	0	
	Rectal tubes	XX	0	
	Orthopedic sponge pads (molded and cut)		0	Natural rubber not exceeding 20% RHC permitted.
	Respirator seal sponge for iron lung	XX	0	
	Rubber bands and cushions designed for artificial limbs			

TABLE B—PERMITTED PRODUCTS—continued

Code No.	Product	Percent natural rubber	Butyl	Special restrictions or provisions
18D	Shoe sponge for shoe products		0	Natural rubber not exceeding 25% RHC permitted.
15A	Cements for:			
16	Shoes, repair		X	Natural rubber permitted in compounding of cements for shoe repair by Order R-1 as amended Mar. 1, 1946. Butyl permitted, except tube butyl. Natural rubber latex not permitted.
16A	Manufacture		X	Cement to be packed for sale in containers of one gallon maximum capacity. Containers to be marked with manufacturer's or distributor's name and address and be plainly labeled "for repair use only." Natural rubber latex not permitted. Butyl permitted, except tube butyl.
	Repair	X	X	
16B	Miscellaneous uses:			
	In the manufacture of any product in Codes 9, 10, 11, 12, 18, 22A and 22C for adhesion, splicing and repair purposes only	X	X	Butyl permitted, except tube butyl.
	All others	0	X	Butyl permitted, except tube butyl.
17	Proofing, combining or coating of fabric and other materials:			
17A	Compounds for the following:			
	Diving equipment	X	X	Butyl permitted except: tube butyl.
	Flotation equipment:			
	Life saving belts, vests and jackets	0	X	Butyl permitted, except tube butyl.
	Airborne life rafts	X	X	Butyl permitted, except tube butyl.
17B	Compounds for cements and tapes:			
	Manufacture of occupational and military clothing	X	X	Butyl permitted, except tube butyl.
	Manufacture of civilian rainwear	X	X	Butyl permitted except tube, butyl.
	All others	0	X	Butyl permitted, except: tube butyl.
17C	Compounds for proofing, combining or coating, for any purpose not elsewhere listed	0	X	Butyl permitted, except tube butyl.
18	Drug sundries, medical, surgical, dental:			
18A	Adhesive products:			
	Moleskin and medicated plasters	X	X	Butyl permitted, except tube butyl.
	Pressure sensitive foot products	X	X	Butyl permitted, except tube butyl.
	Surgical tape and cohesive bandage	15	X	Butyl permitted, except tube butyl. Unlimited plus or minus variation from 15% of total natural rubber by volume is permitted for each type of surgical tape and bandage; provided that the overall consumption of natural rubber does not exceed 15% by volume for all types of tape.
18B	Bulbs:			Unlimited plus or minus variation from 15% of total natural rubber by volume permitted per each permitted type of bulb; provided that the overall consumption of natural rubber does not exceed 15% by volume for all types of bulbs.
	Bulbs, including parts (medical, surgical, dental, veterinary, mortuary, laboratory, and hydrometer types only)	15	0	
	Medicine droppers		0	
18C	Dental products:			
	Dental dam	X	0	Professional use only.
	Dental polishing tips	XX	0	
	Denture rubber	XX	0	
	Orthodontia bands	XX	0	

TABLE B—PERMITTED PRODUCTS—continued

Code No.	Product	Percent natural rubber	Butyl	Special restrictions or provisions
18G	Miscellaneous sundries—Continued.			
	Stoppers		0	Medical, surgical, dental, veterinary and mortuary type only: for stoppers under ¾" bottom diameter and stoppers required for containers and apparatus used for the administration of parenteral solutions, including blood plasma and whole blood, natural rubber and natural rubber latex permitted.
	Tourniquets	XX	0	
	Truss pads	XX	0	
	Urinals	XX	0	
	Vaccine caps	XX	0	
	Veterinary sleeves	XX	0	
18H	Pessaries and prophylactics	X	0	
18I	Sheet goods:			
	Bandage gum (surgical and medical only)	X	0	
	Oxygen tent canopies	XX	0	
18J	Tubing:			
	Tubes and tubing (medical, surgical, dental, veterinary and mortuary types only).	X	0	
21	Bullet sealing fuel and oil cells:			
	Sealant for fuel cells		0	Natural rubber not exceeding 20 parts guayule.
	Sealant for oil cells	X	0	
	Fabric skim coat		0	Natural rubber permitted for inside fabrics skim coat nylon hammocks and hammock type fuel cells; natural rubber not exceeding 20 parts guayule elsewhere.
	Cord dip		0	Natural rubber latex not exceeding 3% of dry weight of cord.
	Building cement	X	0	
22	Miscellaneous:			
22A	Athletic equipment		0	60% of the natural rubber permitted must be guayule.
	Bladders and valves for the following only:			
	Basketballs	38	0	
	Cageballs	38	0	
	Footballs	38	0	
	Punching bags	38	0	
	Pushballs	38	0	
	Soccer balls	38	0	
	Volley balls	38	0	
	Water polo balls	38	0	
22B	Balloons	0	0	
22C	Cushioning and pads not elsewhere listed:	0	X	Butyl permitted, except tube butyl.
	Nitrogen blown sponge		0	Natural rubber not exceeding 60% RHC permitted.
	Latex foam products		0	Natural rubber latex not exceeding 50% RHC permitted.
	Curled animal hair pads		0	Natural rubber latex not exceeding 25% of average monthly consumption of RHC during year ending March 31, 1941 permitted monthly.
22D	Masks and respirators:			
	Breathing bags for submarine lung and oxygen breathing apparatus	X	X	Butyl permitted except tube butyl.
	Component parts for gas masks, not listed below		X	Natural rubber latex permitted for adhesive for gas mask filters. Butyl permitted, except tube butyl.
	Component parts for mine and industrial safety masks, not listed below	0	X	Butyl permitted, except tube butyl.
	Dust respirators	0	X	Butyl permitted, except tube butyl.
	Face pieces for shallow water diving equipment	0	X	Butyl permitted, except tube butyl.
	Flutter valves and diaphragms	X	X	Butyl permitted, except tube butyl.
	Inhalators	0	X	Butyl permitted, except tube butyl.
	Parts for oxygen masks and breathing apparatus for high altitude service	X	X	Butyl permitted, except tube butyl.
22E	Miscellaneous products:			
	Parts other than cushioning for flight radio, radar and fire control instruments	X	X	Butyl permitted, except tube butyl.
	Parachute bands and ventilating rings	X	0	
22F	Pressure sensitive tape:			
	High temperature masking tape	XX	0	
	Noncorrosive electrical tape	XX	0	
	Other pressure sensitive tape		0	Natural rubber not exceeding 15% of average monthly consumption of RHC during year of 1944 permitted monthly. Natural rubber latex not permitted.
22G	Stationers supplies:			
	Erasers		0	Natural rubber not exceeding 25% of the average monthly consumption of RHC during year ending March 31, 1941 permitted monthly.
	Pen sacs	X	0	
	Rubber bands	40	0	
22H	Rubber thread	0	0	
22I	Rubber tape for clothing, not elsewhere listed	0	X	Butyl permitted, except tube butyl.
22J	Webbing, elastic (combined knitted fabric cut to desired width)	0	0	
22K	Toys:			
	Molded dolls	37	0	
	Blown dolls	36	0	
	Sculptured bounce toys	35	0	
	Sponge play balls	15	0	
	Toy bath sponge	15	0	

[F. R. Doc. 46-3324; Filed, Mar. 1, 1946; 11:42 a. m.]

Chapter XI—Office of Price Administration

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 149, Amdt. 24]

MECHANICAL RUBBER GOODS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Subdivision (i) of § 1315.21a (b) (2) is amended to read as follows:

(i) This subparagraph (2) applies to a manufacturer of those mechanical rubber goods listed in § 1315.35, Appendix B, which are generally known by the term "molded, extruded, lathe-cut, and chemically blown sponge rubber products" (including hard rubber goods) who has a regularly quoted price (as defined in § 1315.31 (a) (7) of this regulation) for such mechanical rubber goods and who has filed with the Office of Price Administration pursuant to § 1315.28, his base period regularly quoted prices and his base period pricing methods and rates for these products. This subparagraph does not apply to brake linings and clutch facings, flooring, mats and matting, foamed latex products and rubber covered rolls.

This amendment shall become effective March 6, 1946.

Issued this 1st day of March 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-3252; Filed, Mar. 1, 1946; 11:15 a. m.].

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 220, Amdt. 25]

CERTAIN RUBBER COMMODITIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 220 is amended in the following respects:

1. The headnote of § 1315.1557d and paragraph (a) of the section are amended to read as follows:

§ 1315.1557d *Maximum prices for sales of rubber bands at all levels*—(a) *Applicability.* Notwithstanding any other provision of this regulation or order previously issued under this regulation, this § 1315.1557d, and not §§ 1315.1553 to 1315.1557, inclusive, establishes maximum prices for sales by manufacturers, wholesalers and dealers of rubber bands. A "sale by a dealer" is a sale by a person who purchases for resale to a user.

2. The headnote and introductory paragraph of § 1315.1557d (b) are amended to read as follows:

(b) *Maximum prices for sales of rubber bands made of buna-S or natural rubber or any combination thereof, by manufacturers and for sales by whole-*

salers to dealers. The maximum prices for sales by manufacturers to all purchasers and for sales by wholesalers to dealers of the rubber bands made of buna-S or natural rubber or any combination thereof, shall be as follows:

3. The footnote reference 4 is added immediately following footnote reference 3 in the heading of the table in paragraph (b) of § 1315.1557d.

4. The following footnote designated 4 is added to the footnotes accompanying the table in paragraph (b) of § 1315.1557d:

[4] The prices set forth in this table are for rubber bands of standard black and gray colors. A differential of 5¢ per pound may be added to these prices for rubber bands of colors other than standard black and gray.

5. Paragraph (c) of § 1315.1557d is amended to read as follows:

(c) *Maximum prices for sales of rubber bands made of buna-S or natural rubber or any combination thereof, by dealers.* The maximum prices for sales by dealers of rubber bands made of buna-S or natural rubber or any combination thereof, shall be as follows:

MAXIMUM PRICES BEFORE CASH DISCOUNTS [1]

[Prices per pound] [2]

Package put-up	Retail price per package [3]	1-4 pounds	5-9 pounds	10-49 pounds	50-99 pounds	100-199 pounds	200-499 pounds	500 pounds and over
1 pound box		$1.50	$1.26	$1.14	$1.06	$1.00	$0.97	$0.94
¼ pound box [3] or bag	$0.50	1.80	1.62	1.29	1.20	1.13	1.09	1.03
1 ounce box [3] or bag	.20	2.50	2.25	1.57	1.46	1.37	1.33	1.26
5 pound bag			1.23	1.11	1.03	.94	.94	.89
½ ounce bag	.10							

[1] These prices are subject to the cash discount and freight allowance terms which the dealer had in effect during October 1941.
[2] A differential of 5¢ per pound may be added for sales of rubber bands of colors other than standard black and gray in quantities of 1 pound or more.
[3] These retail prices for sales in quantities of less than 1 pound apply to rubber bands of all colors.

6. Section 1315.1557d (d) is amended to read as follows:

(d) *Notification of maximum prices.* With or prior to the first delivery of any rubber bands priced under paragraph (c) of this section to a dealer, the manufacturer or wholesaler shall notify the dealer in writing, of maximum dealer prices therefor, set forth in paragraph (c) of this section.

7. A new paragraph designated (e) is added to § 1315.1557d to read as follows:

(e) *Maximum prices for all rubber bands that cannot be priced under paragraphs (b) and (c).* Maximum prices for all rubber bands that cannot be priced under paragraphs (b) and (c) shall be established under § 1315.1558.

This amendment shall become effective March 6, 1946.

Issued this 1st day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3257; Filed, Mar. 1, 1946; 11:16 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[2d Rev. MPR 150, Amdt. 12]

FINISHED RICE AND RICE MILLING BY-PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 150 is amended in the following respects:

1. Section 1 (a) is amended to read as follows:

SECTION 1. *Applicability.* (a) Except for those sales exempted by paragraph (b) of this section, this regulation shall apply to all sales and deliveries of imported and domestic finished rice and rice milling by-products within the United States and the District of Columbia, whether immediate or future, and to all purchases in the course of trade or business of finished rice to be imported into the United States and the District of Columbia.

2. Section 8 (a) (3) is amended to read as follows:

(3) "Milled rice" means such rice as defined in the United States Standards for Milled Rice published by the United States Department of Agriculture, and includes second head milled rice, screenings milled rice, brewer's milled rice, unpolished rice and brown rice as defined in such standards.

3. Section 8 (a) (15) is amended to read as follows:

"Importer" means with respect to a particular lot of finished rice or rice milling by-products, the first person who owns such lot after entry into the United States and who sells it in the United States or who uses it in any manner for industrial or manufacturing purposes.

4. Section 16 is added to read as follows:

SEC. 16. *Maximum prices for purchases of finished rice by importers.* (a) The maximum price at which an importer may purchase any lot of imported finished rice shall be the appropriate maximum price for such finished rice c. i. f. the port of entry as provided in paragraph (a) of section 9 of this regulation.

(b) As used in this section the following terms shall have the following meanings:

(1) "Imported finished rice" means any lot of finished rice as defined in this regulation which is either:

(i) To be imported into the United States, or

(ii) Is still owned by the importer of such lot.

(2) "Cif" (cost, insurance, freight) means, with respect to the price of any lot of finished rice delivered by vessel, the price delivered alongside or on the vessel at the port where discharged, the seller having paid all customary expenses to that point and also marine insurance and freight to the delivery port, together with any export taxes, or other fees or charges, if any, levied because of exportation. The buyer shall receive the finished rice upon arrival, handle and pay for all subsequent movement of the finished rice, including taking delivery from the vessel in accordance with bill of lading clauses and terms; pay all costs of landing, including any duties, taxes, and other expenses at the named point of destination. The buyer must also pay for war risk insurance, if any, provided by the seller and for certificates of origin, consular invoices, or any other documents issued in the country of origin, or of shipment, or both, which may be required for importation of the finished rice into the United States.

This amendment shall become effective March 6, 1946.

Issued this 1st day of March 1946.

CHESTER BOWLES,
Administrator.

Approved February 15, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3253; Filed, Mar. 1, 1946; 11:16 a. m.]

PART 1419—EXPLOSIVES

[2d Rev. MPR 191, Amdt. 1]

COTTON LINTERS AND HULL FIBERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

2d Revised Maximum Price Regulation 191 is amended in the following respects:

1. By changing the period at the end of the first sentence of section 7 (b) to a comma and adding thereafter the following: "unless such mill elects to and in fact sells its entire production of first cut linters on the basis of government grades as provided in this regulation."

2. By changing the period at the end of the second sentence of section 7 (b) to a comma and adding thereafter the following: "unless made on the basis of government grades as provided in this regulation. Any mill exceeding its base period percentage of first cut linters production (plus 3 percent tolerance) must continue to sell exclusively on government grades."

3. By inserting immediately following the words "chemical analysis" in the second literary paragraph of section 11 (b) the words "or government grade".

4. By changing the date "January 28, 1946" in Appendix A (a) (2) to read "March 1, 1946".

5. By inserting the following paragraph at the end of Appendix A (a) (2):

None of the sampling and grading provisions of the subparagraph (2) shall apply to second cut linters which are sold on the basis of cellulose content determined by chemical analysis.

This amendment shall become effective March 1, 1946.

Issued this 1st day of March 1946.

CHESTER BOWLES,
Administrator.

Approved: February 20, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3255; Filed, Mar. 1, 1946; 11:16 a. m.]

PART 1381—SOFTWOOD LUMBER

[RMPR 26,[1] Amdt. 22]

DOUGLAS FIR AND OTHER WEST COAST LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 26 is amended in the following respects:

1. In section 2, paragraph (b) is amended to read as follows:

(b) If a mill is located in Oregon, Washington, or Canada near the crest of the Cascade Mountains, or in California, and has customarily graded and sold its lumber under the Western Pine Association Grading Rules, it may apply to the Regional Office in the area in which such mill is located for special permission to use the maximum prices established in Revised Maximum Price Regulation No. 94, instead of prices established in Revised Maximum Price Regulation No. 26. Such an application may be made by letter, and should be supported by evidence of the mill's actual practices in the past. The Regional Administrator in the area in which the mill is located may grant permission to use such maximum prices established in Revised Maximum Price Regulation 94 instead of Revised Maximum Price Regulation 26, as provided above.

2. Section 5 is amended to read as follows:

SEC. 5. *Basic prices and cash discount*—(a) *Basic prices.* The maximum prices f. o. b. mill are set forth in article V—Price Tables.

(b) *Cash discount.* If cash is paid, the maximum price must be reduced by the seller's August 1941 cash discount. For example, if the August, 1941, discount for cash was 2%, and the maximum price without discount according to this regulation is $30.00, the maximum price when cash is paid is $29.40. When a seller was not in business in August, 1941, 2% cash discount for payment in 10 days must be allowed.

3. In section 7, paragraph (b) is amended to read as follows:

(b) *Common or contract carrier (other than rail).* Where transportation is by common or contract carrier (other than rail), only the actual cost of transportation may be added to the maximum prices established under section 23 and section 24. However, where any part of such transportation is by way of water shipment, no transportation charges accruing prior to lumber being placed f. a. s. may be added.

4. In section 8, paragraph (c) is amended to read as follows:

(c) For the purpose of paragraph (b), each of the following numbered groups of lumber products, regardless of species, whether covered by this or other price regulations, constitutes a separate item whether one or all classifications within a group are loaded:

1. Boards and strips (any working not listed below), dimension, plank and small timbers, timbers and box.
2. Flooring.
3. Siding.
4. Ceiling, partition.
5. Stepping.
6. Finish and clears, thick clears, shop.
7. Casing and base, mouldings.
8. Lath, shingle band sticks (12 M pieces minimum).
9. Corn cribbing, well curbing.
10. Gutter.
11. Silo stock (when worked to pattern).
12. Shingles, shakes, any species, stained or natural (20 squares minimum).

5. In section 12, paragraph (a), a new subparagraph (4) is added to read as follows:

(4) Applications under this section will be considered only when accompanied by a true copy of the order or customer's inquiry which forms the basis of the application, and a written statement by the purchaser showing that none of the items specifically priced in the regulation will serve the purpose for which the stock is to be used, and that it has been his custom to purchase lumber on these special specifications.

6. In section 12, paragraph (b) is amended to read as follows:

(b) As soon as the request has been filed, quotations and deliveries may be made at the requested price but the same shall be subject to approval by the OPA and payment may not be made until the price has been approved.

7. In section 13, paragraph (a) is amended to read as follows:

(a) *F. o. b. or f. a. s. price.* An invoice must be submitted by the seller on all sales and must contain a sufficiently complete description of the lumber to show whether the price is proper or not. Any working, specification or extra which affects the maximum f. o. b. or f. a. s. prices must be mentioned in the description. The amount added for these does not have to be separately shown.

When an invoice does not contain a complete description of an item shipped, the maximum price which may be charged or paid for that item is that of the lowest priced item to which the incomplete description could be applied, but not exceeding $15.00 per M'BM on a shipment of a combination of grades if the invoice does not name the lowest grade contained in the shipment or if no grade is named.

8. In section 16, paragraph (d) is amended to read as follows:

(d) *Combined grades.* Lumber sold in a combination of grades may not be sold above the maximum price for the lowest grade in the combination. For example, the maximum price for lumber sold as No. 2 and Btr. is the maximum price for No. 2. It is, however, permissible to quote on the basis of specified higher or lower grades developing to be shipped at the respective maximum price for each grade actually developed and shipped.

When more than one grade of any one size is forwarded in any one shipment, each piece (or bundle, if bundled) shall bear some symbol of grade identification and each grade shall be separately invoiced and the identification symbol used on the lumber shall be shown opposite the respective grade on the invoice. Alternatively, shipper may separate grades in loading and clearly identify by symbol the grade of each separate lot in the shipment and on the invoice.

If any one shipment contains more than one grade of one size and grade identification is not made in the shipment and on the invoice, the maximum price which may be charged for a shipment of mixed grades is the price for the respective sizes of the lowest grade named in the order or on the invoice. Shop grades when sold to millwork manufacturers and items priced in tables 16, 17, 18 and 19 are exempt from the requirements of this paragraph insofar as it pertains to the use of grade symbols on lumber and on invoices.

9. In section 23, the text preceding the tables is amended to read as follows:

SEC. 23. *Douglas fir.* The prices for Douglas fir lumber per 1000 feet board measure (or other designated measure where so indicated) shown in the following price tables are the maximum prices applicable for each of the following types of direct-mill shipments, except where further additions or deductions are provided below:

(a) Shipments from mills located on railroad (except water shipments).

(1) Direct-mill retail sales (plus addition provided in section 6).

(2) Other sales:

(i) F. o. b. car mill.

(ii) F. o. b. truck mill.

(b) Shipment from mills not located on railroad (except water shipments).

(1) Direct-mill retail sales (plus addition provided in section 6).

(2) Other sales:

(i) F. o. b. car mill's customary rail shipping point.

(ii) Where possession of or title to lumber is acquired at any point other than f. o. b. car mill's customary rail shipping point, f. a. s. vessel or f. o. b. scow or barge, the following deductions must be made:

(a) Cost of transportation from mill to customary rail shipping point at rates set forth in section 7 (b) or (c), plus

(b) $1.25 per M'BM (car-loading expense).

(After these deductions have been made transportation charges provided in section 7 may be added where applicable.)

(3) Cargo mills granted special authorizations under former section 7 (d)

(1) may continue to charge for prerail hauls in accordance with such authorization.

(c) Water shipment from all mills.

(1) F. a. s. vessel's mill's customary loading point.

(2) F. o. b. scow or barge alongside mill's dock, except that

(i) When a mill having deep-water dock facilities places a shipment on scows or barges instead of f. a. s. vessel on its dock, an addition of $0.50 per M'BM may be made.

(ii) When shipment from a mill without deep-water dock facilities moves by scow or barge to a vessel at its customary deep-water shipping point, no addition may be made for transportation to such deep-water shipping point.

(3) On sales made delivered destination, transportation charges provided in section 7 (b) may be added to the f. a. s. vessel price.

In all cases, the "f. o. b." prices include transportation to and loading on the carrier indicated; the "f. a. s." prices include delivery within reach of ship's tackle; and on all other shipments loading on some carrier at seller's expense is included.

Wherever the term "f. o. b. mill maximum price" is used in 2d RMPR 215 as a basis for computing maximum prices under that regulation, it shall apply to the f. o. b. car mill prices under this regulation. None of the footnotes to the price tables of this section may be employed where such footnote conflicts with general note XXIII in section 25.

10. The tables in section 23 are amended in the following respects:

a. Table 1, footnote 9 is amended to read as follows:

"Odd or fractional widths (except 1 x 3) add $1.00 per M to price of next wider even width, and compute footage on nominal rough measurement, of odd or fractional width.

b. Table 2 is amended to read as follows:

TABLE 2—DIMENSION, No. 1 GRADE S4S ALSI

Regular loading	6' to 20'	6'	8'	9'	10'	12'	14'	16'	18'	20'	22' and 24'	Add for dry S4S	Deduct for rough
2 x 2"	$27.50	$30.00	$30.00	$30.50	$38.00	$38.00	$38.00	$40.50	$40.50	$40.50	$44.00	$3.50	$1.50
2 x 3"	31.50	27.00	33.00	36.50	33.00	35.00	35.00	37.50	37.50	37.50	41.00	3.50	1.50
2 x 4"	31.50	27.00	34.50	35.00	34.00	34.50	34.50	36.50	36.50	36.50	39.50	3.50	1.50
2 x 6"	31.50	27.00	32.50	34.50	33.00	34.50	34.50	35.00	35.00	35.00	37.50	3.50	1.50
2 x 8"	33.50	28.00	32.00	33.00	32.00	33.00	33.50	34.50	34.50	34.50	36.50	4.00	1.50
2 x 10"	35.50	29.00	32.00	34.00	33.00	34.00	34.00	34.50	34.50	34.50	36.50	5.50	1.50
2 x 12"	36.00	32.00	32.00	34.00	33.00	34.00	34.00	34.50	34.50	34.50	36.50	5.50	1.50

[1] For hemlock and all species of true fir, deduct $2.00 per M'BM.

Grade differentials

1. Scaffold plank (rough only), paragraph 289, 9" and wider, add $11.50 per M'BM to the rough select structural price.

2. Select merchantable, add to the price of No. 1 same width and length, $3.00.

3. Select structural, add to the No. 1 price of corresponding size, $7.00 per M'BM.

4. No. 2 green all widths and lengths 24' and shorter, deduct $2.00 per M from the No. 1 green of the same width and length.

5. No. 3 green 2 x 2" to 2 x 8", 24' and shorter, deduct $6.00 per M from the No. 1 green of the same width and length.

6. No. 3 green 2 x 10" and 2 x 12", 24' and shorter, deduct $9.00 per M from the No. 1 green of the same width and length.

7. No. 2 dry all widths and lengths 24' and shorter, deduct $4.00 per M from the No. 1 dry of the same width and length.

8. No. 3 dry 2 x 2" to 2 x 8", 24' and shorter, deduct $10.00 per M from the No. 1 dry of the same width and length.

For 30' and 32' or longer, add $6.00 per M'BM to the 6/20' price, for these lengths only.

Widths

19. Wider than 12", add $1.00 for each 2" wider than 12" for the same size and grade.

20. Odd or fractional widths, except 3", add $1.00 to price of next wider even width and compute footage on nominal rough measurement of the odd or fractional width.

Thickness

21. Fractional thicknesses over 2" and under 3", add $1.00 to price of 2" of corresponding width and compute footage on nominal rough measurement of the fractional thickness.

Working charges

22. Surfaced ¼" off or to American Lumber Industrial Standards, add $1.00 per M to the same length, width and grade.

23. Ripping or resawing, not diagonal or tapered: For 2x4", add $2.00 per M; 2x6" and wider, add $1.00 per M. Diagonal or tapered resawing, add $3.00 per M. In either instance, the product of the strip to be shipped.

	Green		Dry	
	S2S and CM or S1L	Flooring, outgauged or other patterns	S2S and CM or S1L	Flooring, outgauged or other patterns
24. Center matched, flooring, outmeasured and other patterns. The following working charges contemplate first adding grade differentials and then the specified working charge:				
2" thickness, no droppings allowed	$1.00	$2.00	$1.50	$2.50

25. For S1S, S1E, S2S, S2E, S1S1E, S2S1E or S1S2E, ALS, add $1.00 per M'BM. Addition limited to orders specifying one grade only.

c. Table 3 is amended to read as follows:

TABLE 3—PLANK AND SMALL TIMBER[1]

Green, rough or S1S ALS	No. 1				Select merchantable			Select structural		
Regular loading 8/20'	8' to 20'	22' to 24'	26' to 32'	34' to 40'	8' to 20'	22' to 24'	26' to 32'	34' to 40'	8' to 20'	22' to 24'	26' to 32'	34' to 40'
3 x 2"	$27.50	$26.00	$30.00	$44.00	$27.50	$30.00	$42.00	$47.00	$42.00	$43.00	$48.00	$53.00
3 x 3"	31.50	27.00	33.00	47.00	31.50	33.00	46.00	51.00	46.00	47.00	52.00	57.00
3 x 4" and 3 x 5"	31.50	27.00	33.00	47.00	31.50	33.00	46.00	51.00	46.00	47.00	52.00	57.00
3 x 6"	31.50	27.00	33.00	47.00	31.50	33.00	46.00	51.00	46.00	47.00	52.00	57.00
3 x 8"	33.50	28.00	33.00	47.00	33.50	33.00	46.00	51.00	46.00	47.00	52.00	57.00
3 x 10"	35.50	29.00	33.00	47.00	35.50	33.00	46.00	51.00	46.00	47.00	52.00	57.00
3 x 12"	36.00	32.00	33.00	47.00	36.00	33.00	46.00	51.00	46.00	47.00	52.00	57.00
4 x 4"	31.50	27.00	33.00	47.00	31.50	33.00	46.00	51.00	46.00	47.00	52.00	57.00
4 x 6 and 4 x 8"	33.50	28.00	33.00	47.00	33.50	33.00	46.00	51.00	46.00	47.00	52.00	57.00
4 x 10 and 4 x 12"	36.00	32.00	33.00	47.00	36.00	33.00	46.00	51.00	46.00	47.00	52.00	57.00

[1] For hemlock and all species of true fir, deduct $2.00 per M'BM.

Grade differentials

1. Dry, add $10.00 per M to the same size, length and grade.

Grade differentials

2. No. 2 (No. 1 Mining)—deduct $4.00 per M from the No. 1 price of the same width, thickness and length.

3. No. 3 (Mining)—deduct $7.00 per M from the No. 1 price of the same width, thickness and length.

4. No. 1 permitting up to 15% of No. 2—deduct $0.50 per M from the No. 1 price of the same width, thickness and length.

5. No. 4 (all species covered by this regulation) rough or surfaced, dry or green, AW, AL, $15.00; use green weights.

6. Windmill stock (paragraph 172), price same as select structural of corresponding size and make additions for FOHC.

7. Barge framing (paragraph 284), price same as select structural of corresponding size. Barge planking and decking (paragraph 285), add $7.50 to the price of select structural of corresponding size.

8. Scaffold plank (rough only), paragraph 289, 9" and wider, add $7.50 per M'BM to the rough select structural price of corresponding size.

Lengths

9. Omitting short lengths in R/L loading, 20' and shorter, add to the R/L price of the same size and grade (applies to all grades):

8' and/or 10' ---------- $0.50
12' and shorter ---------- 1.00
14' and shorter—Specified length price of lengths shipped

Omitting lengths in price groups longer than 20', add to the R/L group price (applies to No. 1 and lower grades):

Omitting 1 length ---------- $0.50
Omitting 2 lengths ---------- 1.00
Omitting 3 lengths—Specified length price of lengths shipped

Omitting lengths longer than 20', select merchantable and higher grades, within a R/L group, add to the R/L group price: For omitting one to two lengths in one group, add $1.00 per M to the R/L group price; for omitting any three or more lengths in one group, use specified length price of the lengths shipped.

10. For omitting any lengths in R/L groups covering more than one length bracket, the additions permitted by footnote 9 may be made only within the bracket from which lengths have been omitted.

11. Odd or fractional lengths, add $1.00 per M to and compute footage on the next long even length.

12. Lengths longer than 40' specified or required in a random length specification, add the amount listed for the lengths specified to the 40' specified length price:

41'	$2.00	71'	$62.00
42'	4.00	72'	64.00
43'	6.00	73'	66.00
44'	8.00	74'	68.00
45'	10.00	75'	70.00
46'	12.00	76'	72.00
47'	14.00	77'	74.00
48'	16.00	78'	76.00
49'	18.00	79'	78.00
50'	20.00	80'	80.00
51'	22.00	81'	83.00
52'	24.00	82'	86.00
53'	26.00	83'	89.00
54'	28.00	84'	92.00
55'	30.00	85'	95.00
56'	32.00	86'	98.00
57'	34.00	87'	101.00
58'	36.00	88'	104.00
59'	38.00	89'	107.00
60'	40.00	90'	110.00
61'	42.00	91'	113.00
62'	44.00	92'	116.00
63'	46.00	93'	119.00
64'	48.00	94'	122.00
65'	50.00	95'	125.00
66'	52.00	96'	128.00
67'	54.00	97'	131.00
68'	56.00	98'	134.00
69'	58.00	99'	137.00
70'	60.00	100'	140.00

Lengths over 100', add $3.00 per lineal foot for each additional foot over 100' to the 100' price.

13. Specified lengths up to 40': In select merchantable and select structural, add $2.00 per M. Other grades add $1.00 per M to the length group price in which the specified length falls.

14. Where an average length is named in a random length specification covering one or more price brackets which include no lengths over 40', the maximum price shall be the specified length price of the average length specified.

If the specification includes lengths over 40', the price shall be the same as if no average length was required.

No addition may be made under footnote 9 in either case.

If the average specified is an odd length, the price of the next higher even length shall apply.

15. Accumulated 4', 5', and/or 6' No. 1 and higher grades, sold separately or in R/L shipments, deduct $10.00 from 8/20' price of corresponding grade; for No. 2 and No. 3 charge same price as No. 4.

Widths

16. Odd or fractional widths under 12" not listed add $1.00 to price of nearest even width and compute footage on nominal rough measurement of the odd or fractional width.

17. Widths wider than 12", add $1.00 per M for each additional 2" or fraction thereof to the 12" price of corresponding thickness.

Thickness

18. Fractional thicknesses between 3" and 4", price same as 4" of corresponding width. Fractional or odd thicknesses between 4" and 6" price the same as 6" of corresponding width, table 4. Compute odd or fractional thicknesses on nominal rough measurement of the fractional thickness.

Working charge

19. Surfacing ¼" off, add $1.00 per M to the same grade, size and length.

20. Shiplap, T & G, grooved for splines: 3" add $3.00; 4", add $4.00 per M to the surfaced price.

21. Outgauged, add $2.50 per M to the surfaced price.

22. Diagonal or tapered resawing, add $5.00 per M.

23. Surfacing lengths longer than 40', add $0.25 per lineal foot for each additional foot over 40'.

24. Surfacing wider than 12", add $2.00 per M to the 12" price of the same size and grade.

25. For surfacing to ALS, S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E, add $1.00 per M' to price of corresponding size and grade. This addition is limited to orders specifying one grade only.

d. Table 4 is amended to read as follows:

TABLE 4—TIMBERS[1]

Rough green, regular loading R/L	No. 1			Select merchantable			Select structural		
	8' to 20'	22' to 30'	32' to 40'	8' to 20'	22' to 30'	32' to 40'	8' to 20'	22' to 30'	32' to 40'
6 x 6 and 6 x 8"	$30.50	$33.00	$34.00	$34.50	$37.00	$40.50	$38.50	$41.00	$44.50
6 x 10 and 6 x 12"	29.50	30.50	31.00	31.50	32.50	33.00	35.50	36.50	37.50
8 x 8"	29.50	31.50	32.50	33.50	35.50	39.00	38.50	41.00	44.00
8 x 10 and 8 x 12"	29.50	30.50	31.00	31.50	32.50	33.00	35.50	36.50	37.50
10 x 10 and 10 x 12"	28.50	30.50	29.50	30.50	32.50	33.00	35.50	37.50	38.50
12 x 12"	28.50	30.50	29.50	30.50	32.50	33.00	35.50	37.50	38.50
6 x 14 and 8 x 14"	29.00	31.00	30.00	32.00	35.00	34.50	37.00	40.00	40.00
6 x 16 and 8 x 16"	30.75	32.75	31.75	33.75	36.75	36.25	38.75	41.75	41.75
6 x 18 and 8 x 18"	33.00	35.00	34.00	36.00	39.00	38.50	41.00	44.00	44.00
10 x 14 and 12 x 16"	28.50	30.50	29.50	31.50	34.50	34.00	36.50	39.50	39.50
10 x 16"	30.50	32.50	31.50	33.50	36.50	36.00	38.50	41.50	41.50
10 x 18"	32.75	34.75	33.75	35.75	38.75	38.25	40.75	43.75	43.75
12 x 14 and 14 x 14"	29.00	31.00	30.00	32.00	35.00	34.50	37.00	40.00	40.00
14 x 16 and 16 x 16"	28.50	30.50	29.50	31.50	34.50	34.00	36.50	39.50	39.50
18 x 18"	30.50	32.50	33.50	33.50	36.50	37.50	38.50	41.50	42.50
20 x 20"	32.50	34.50	35.50	35.50	38.50	39.50	40.50	43.50	44.50
22 x 22"	34.50	36.50	37.50	37.50	40.50	41.50	42.50	45.50	46.50
24 x 24"	36.50	38.50	39.50	39.50	42.50	43.50	44.50	47.50	48.50
26 x 26"	40.50	42.50	43.50	43.50	46.50	47.50	48.50	51.50	52.50
28 x 28"	44.50	46.50	47.50	47.50	50.50	51.50	52.50	55.50	56.50
30 x 30"	48.50	50.50	51.50	51.50	54.50	55.50	56.50	59.50	60.50
32 x 32"	52.50	54.50	55.50	55.50	58.50	59.50	60.50	63.50	64.50

[1] For hemlock and all species of true fir deduct $2.00 per M'BM.

Grade differentials

1. No. 1 permitting up to 15% No. 2, deduct $0.50 per M from the No. 1 price of the same width and length.

2. No. 2 (No. 1 Mining) in 6 x 6", 6 x 8" and 8 x 8" deduct $4.00 per M from the No. 1 price of the same thickness, width and length. For other sizes deduct $5.00 per M from the No. 1 price of the same thickness, width and length.

3. No. 3 (Mining) in 6 x 6", 6 x 8" and 8 x 8" deduct $7.00 per M from the No. 1 price of the same thickness, width and length. For other sizes deduct $10.00 per M from the No. 1 price of the same thickness, width and length.

4. No. 4 (all species covered by this regulation) 6 x 6" and larger, AL, rough or dressed, dry or green, $15.00. Use green weights.

5. Barge framing (paragraph 284), price same as select structural of corresponding size. Barge planking and decking (paragraph 285), add $5.50 to price of select structural of corresponding size.

6. Materials graded according to paragraph 210 or 218 when sap limitation is waived, deduct $1.00 per M.

Lengths

7. Omitting short lengths in R/L loading 20' and shorter, add to R/L price of the same size and grade: (Applies to all grades)

8' and/or 10' ---------- $0.50
12' and shorter ---------- 1.00
14' and shorter—Specified length price of lengths shipped

Omitting lengths in price groups longer than 20', add to the R/L group price. (Applies to No. 1 and lower grades.)

Omitting 1 length ---------- $0.50
Omitting 2 lengths ---------- 1.00
Omitting 3 lengths—Specified length price of lengths shipped

Omitting lengths longer than 20' in select merchantable and higher grades within a R/L group add to the R/L group price: For omitting one or two lengths in one group add $1.00 per M to the R/L group price; for omitting any three or more lengths in one group, use specified length price of the lengths shipped.

8. Odd or fractional lengths, add $1.00 per M to and compute footage on the next longer even length.

9. For omitting any lengths in R/L groups covering more than one length bracket, the additions permitted by footnote 7 may be made only within the bracket from which lengths have been omitted but such additions to the 8/20' brackets may not result in a price higher than the bracket price for 22/30'.

10. Lengths longer than 40', specified or required in a random length specification, add the amount listed for the lengths specified to the 40' specified length price.

41'	$2.00	71'	$62.00
42'	4.00	72'	64.00
43'	6.00	73'	66.00
44'	8.00	74'	68.00
45'	10.00	75'	70.00
46'	12.00	76'	72.00
47'	14.00	77'	74.00
48'	16.00	78'	76.00
49'	18.00	79'	78.00
50'	20.00	80'	80.00
51'	22.00	81'	83.00
52'	24.00	82'	86.00
53'	26.00	83'	89.00
54'	28.00	84'	92.00
55'	30.00	85'	95.00
56'	32.00	86'	98.00
57'	34.00	87'	101.00
58'	36.00	88'	104.00
59'	38.00	89'	107.00
60'	40.00	90'	110.00
61'	42.00	91'	113.00
62'	44.00	92'	116.00
63'	46.00	93'	119.00
64'	48.00	94'	122.00
65'	50.00	95'	125.00
66'	52.00	96'	128.00
67'	54.00	97'	131.00
68'	56.00	98'	134.00
69'	58.00	99'	137.00
70'	60.00	100'	140.00

Lengths over 100', add $3.00 per lineal foot for each additional foot over 100' to the 100' price.

11. Specified lengths up to 40'; select merchantable and select structural, add $2.00 per M; other grades, add $1.00 per M to the length group in which the specified length falls.

12. Where an average length is named in a random length specification covering one or more price brackets which include no lengths over 40', the maximum price shall be the specified length price of the average length specified.

If the specification includes lengths over 40', the price shall be the same as if no average length was required.

No addition may be made under footnote 7 in either case.

If the average specified is an odd length, the price of the next higher even length shall apply.

13. Accumulated 4', 5' and/or 6' No. 1 and higher grades, sold separately or in R/L shipments, deduct $10.00 per M BM from price of 8/20' of corresponding grade; for No. 2 and No. 3 charge same price as No. 4.

Widths

14. Odd or fractional widths, within listed widths, add $1.50 per M to price of next wider even width. Compute footage on nominal rough measure, of the odd or fractional width.

15. Widths, wider than listed, up to and including 24'', add $1.00 per M for each additional 2'' or fraction thereof to price of widest listed width of corresponding thickness; over 24'' add $2.00 per M for each additional 2'' or fraction thereof to the price of 24'' of corresponding thickness. If the wider than listed widths are odd or fractional add an additional $0.50 per M. Compute footage under this note on nominal rough measure.

Thickness

16. Odd or fractional thicknesses not listed add $1.50 per M to the next larger listed even thickness. Compute footage on nominal rough measure of the odd or fractional thickness.

17. Thicker than listed; thicker than 32'' add $2.00 per M for each additional 2'' or fraction thereof to the 32'' price of the same grade, width and length.

Working charges

18. Surfacing S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E and S4S ALS 6 x 6'' to 16 x 16'' add $2.00 per M; if thicker than 16'' or wider than 20'' add $5.00 per M.

19. Surfacing ¼'' off add $1.00 per M to the price of the same surfaced ALS grade, width and length.

20. Surfacing lengths longer than 40', add $0.25 per M per lineal foot for each additional foot over 40'.

Miscellaneous

21. Cross ties and switch ties priced under Maximum Price Regulation No. 556.

CLEAR GRADES

e. Table 5—Flooring is amended to read as follows:

TABLE 5—FLOORING

R/L Dry	B and Better	C	D	E [1]	
1 x 3'' and 1 x 4'' V. G	$70	$65	$55		
1 x 3'' and 1 x 4'' F. G	55	53	48	$25	
1 x 6'' V. G	77	70	57		
1 x 6'' and 1 x 8'' F. G	60	58	50	27	
5/4 x 3'' V. G	72	67	55		
5/4 x 3'' F. G	59	53	47		
5/4 x 4'' V. G	72	67	55		
5/4 x 4'' F. G	57	55	47		
5/8 x 4'' F. G	42	40	34	29	
5/8 x 6'' F. G	50	48	41	20	

[1] See grade definition general notes.

Lengths

1. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 30.

2. Omitting short lengths in R/L loading, add to R/L price of the same size and grade:

5' and shorter	$0.50
7' and shorter	1.00
9' and shorter	2.00
10' and shorter	3.00
12' and shorter	4.00

3. Specified lengths add to R/L price of the same size and grade:

12' and shorter—No addition except $2.00 per M for 1 x 4''–12' and 5/4 x 4''–12' in B & Better and "C" V. G. or F. G.

14'	$3.00
16', 18' and/or 20'	5.00

3a. Short lengths in excess of the percentage permitted in R/L loading, when specified, or when shipped with buyer's approval, deduct from R/L prices as follows:

1½' to 3½' B & Better and "C"	$25.00
1½' to 3½' "D"	20.00
4' and 5' B & Better and "C"	15.00
4' and 5' "D"	10.00
6' and 7' B & Better and "C"	0.00
6' and 7' "D"	5.00

Miscellaneous

4. For clear all heart V. G., add $5.00 to the B & Better price.

5. ¾'' flooring: deduct $5.00 per M from the same size and grade of standard flooring.

6. For green deduct $10.00.

f. In Table 6—Drop Siding and Rustic, prices and footnotes 1 and 5 are amended to read as follows:

TABLE 6—DROP SIDING AND RUSTIC

Drop siding, all patterns, rustic siding, shiplap, R/L dry	B and better	C	D	E [1]
1 x 4''	$54	$52	$47	$20
5/8 x 6''	50	48	41	20
1 x 6''	60	58	50	25
1 x 8''	63	60	53	28

[1] See grade definition general notes.

1. For V. G., B and Better and C, add $10.00 per M to table prices; D, same differentials as in table 5.

5. For Green deduct $10.00.

g. In Table 8—Ceiling, prices are amended to read as follows:

TABLE 8—CEILING

R/L, dry, all patterns	B and Better	C	D	E [1]	
½ x 4''	$42	$40	$33		
5/8 x 4''	42	40	33	$25	
5/8 x 6''	50	48	41	25	
1 x 4''	55	53	48	25	
1 x 6''	60	58	50	25	

[1] See grade definition general notes.

h. Table 11—Finish and Clears is amended to read as follows:

TABLE 11—FINISH AND CLEARS

Regular loading R/L, S2S, S4S, A. L. S. or rough-dry	B and better V. G.	B and better F. G.	"C" V. G.	"C" F. G.	"D" M. G.	"D" V. G.	"E" M. G.
1 x 2''	$63.00	$51.00	$60.00	$49.00	$35.00	$45.00	$30.00
1 x 3''	64.00	54.00	61.00	52.00	39.00	46.00	31.00
1 x 4''	60.00	48.00	57.00	45.00	36.00	42.00	28.00
1 x 5''	73.00	56.00	70.00	52.00	39.00	55.00	31.00
1 x 6''	68.00	52.00	65.00	49.00	38.00	50.00	30.00
1 x 8''	69.00	52.00	66.00	49.00	38.00	51.00	31.00
1 x 10''	75.00	61.00	72.00	56.00	44.00	57.00	35.00
1 x 12''	83.00	70.00	80.00	64.00	48.00	65.00	35.00
5/4 and 6/4 x 2''	66.50	57.00	63.50	52.00	41.00	48.50	30.00
5/4 and 6/4 x 3''	68.00	59.50	65.00	56.00	43.00	50.00	31.00
5/4 and 6/4 x 4''	64.00	54.50	61.00	50.50	41.50	46.00	28.00
5/4 and 6/4 x 5''	79.00	62.00	76.00	57.00	44.00	61.00	31.00
5/4 and 6/4 x 6''	75.00	57.50	72.00	53.00	42.00	57.00	30.00
5/4 and 6/4 x 8''	78.00	58.00	75.00	56.00	45.00	60.00	30.00
5/4 and 6/4 x 10''	82.00	69.50	79.00	63.00	51.00	64.00	31.00
5/4 and 6/4 x 12''	87.00	77.00	84.00	70.00	54.00	69.00	35.00
2 x 2''	63.00	52.00	60.00	46.50	35.50	45.00	30.00
2 x 3''	64.50	54.00	61.50	48.00	35.00	46.50	31.00
2 x 4''	60.00	48.00	57.00	44.50	35.50	42.00	28.00
2 x 5''	74.00	57.00	71.00	51.50	38.50	56.00	31.00
2 x 6''	70.00	52.00	67.00	49.00	38.00	52.00	30.00
2 x 8''	71.00	54.00	68.00	50.50	39.50	53.00	30.00
2 x 10''	76.00	63.00	73.00	58.00	46.00	58.00	31.00
2 x 12''	84.00	71.50	81.00	65.00	49.00	66.00	35.00

Condition

1. For green deduct $10.00 per M from the dry price of the same size and grade.

Lengths

2. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 30.

3. Omitting short lengths 20' and shorter add to R/L price of the same size and grade:

5' and shorter	$0.50
7' and shorter	1.00
9' and shorter	2.00
10' and shorter	3.00
12' and shorter	4.00
14' and shorter	Specified length price.

4. Random length groups longer than 20' add to 4' to 20' R/L price:

22' to 30'	$10.00
32' to 40'	20.00
42' and longer	40.00

Omitting lengths in price groups longer than 20' add to R/L group price:

Omitting 1 length	$1.00
Omitting 2 lengths	2.00
Omitting 3 lengths	Specified length price of lengths shipped.

5. Specified lengths add to R/L 4 20' price of the same size and grade:

8', 10' and 12'	$2.00
14'	3.00
16', 18' and or 20'	5.00
22' and 24'	10.00
26', 28', 30', and 32'	15.00
34', 36', 38', and 40'	25.00

Longer than 40' add $2.50 per M for each foot or fraction thereof to specified 40' lengths.

5a. For random lengths where a specified average of not over 20' nor under 14' is required, the price shall be the 4/20' R/L price plus the specified length addition applicable to the length specified as an average. If the average required is longer than 20' the price shall be the 4/20' R/L price plus 75% of the specified length addition applicable to the length specified as an average. No addition may be made for the elimination of shorts in either case.

6. Fractional and odd lengths under 40', add $3.00 per M to price of and compute footage on next longer listed length.

7. Short lengths in excess of the percentage permitted in R/L loading, when specified, or when shipped with buyer's approval, deduct from R/L prices as follows:

1½' to 3½' all grades (except "E")	$20.00
4' and 5' B and Better and "C"	15.00
4' and 5' "D"	8.00
6' and 7' B and Better and "C"	5.00
6' and 7' "D"	5.00

Widths

8 Fractional or odd widths not listed (less than 12'') add $1.00 to price of next wider even width and compute footage on nominal rough size of the fractional or odd width.

9 Even widths wider than 12'': V. G. add $5.00 per M to 12'' price for each additional 1''; F. G. add $2.50 per M to 12'' price for each additional 1''. Odd or fractional widths wider than 12'' same price as next wider even width. Compute footage on nominal rough size.

Thickness

10. Fractional thicknesses over 2'' and under 3'', add $1.00 to the price of 2'' of corresponding width and grade and compute footage on nominal rough size of fractional thickness.

11. 7/8'', 1½'' or 9/16'' surfaced or full thickness rough, $7.00 less than 1'' price of corresponding grade and width; ¾'' or 11/16'', $5.00 less than 1'' price of corresponding grade and width.

12. Surfacing to ¾''; when required by buyer, S2S or S4S price same as S4S, A. L. S.; S1S or hit and miss deduct $5.00 from price of S4S, A. L. S.

Working charges

13. D&M, any working, 1'' and ¼'' wider than 6'', and 9/16'' and ¾'' all widths: add $2.00 per M'.

1'' and ¼'', 6'' and narrower: price as flooring from table 5 or, on unusual specifications, apply for price approval under sec. 12.

14. Sanding add $10.00 per M.

15. Rabbetted jambs, sills, nosing, or other special patterns not covered in other price tables add $5.00 per M; for orders less than 2 M' of these patterns add an additional $3.00 set-up charge.

16. Surfacing longer than 40' add $0.25 per lineal foot for each lineal foot over 40'.

Miscellaneous

17. Ship plank (paragraph 287) same price as B & Better.

18. Tank Stock, paragraph 293, 294 and 294.1.

For V. G.: 4'' and narrower add $13.00 to B & Better; 5'' and wider add $8.00 to B & Better.

For F. G.: 8'' and narrower add $13.00 to B & Better; wider than 8'' add $8.00 to B & Better.

19. Pipe Stave Stock, paragraph 292.

For V. G.: 4'' and narrower add $7.00 to B & Better; 5'' and wider add $2.00 to B & Better.

For F. G.: 8'' and narrower add $7.00 to B & Better; wider than 8'' add $2.00 to B & Better.

20. Door stock, B & Better (i. e., graded poorer side) add $4.00 per M to B & Better price of the same size, *on kiln dried only*.

21. Sap limit waived deduct $2.00 per M.

22. Panel Stock, paragraph 259 (a),

For V. G.: Add $5.00 to B & Better.

For F. G.: 8'' and narrower, add $10.00 to B & Better; wider than 8'' add $5.00 to B & Better.

23. Scaffold plank, paragraph 288 (rough only) 9'' and wider, add $5.00 per M to price of "C" for corresponding size and grain. (For paragraph 289 see tables 1, 2 and 3.)

24. Pole Stock:

For VG: 4'' and narrower, add $25.00 to B & Better; 5'' and wider, add $20.00 to B & Better.

For FG: 8'' and narrower, add $25.00 to B & Better; wider than 8'', add $20.00 to B & Better.

1. Table 12—Thick clears—is amended to read as follows:

TABLE 12—THICK CLEARS

(B and better, rough green, paragraph 123)

	F. G. 6/20'	V. G. 6/20'	F. G. 22/30'	V. G. 22/30'	F. G 32/40'	V. G. 32/40'
3 x 3''	$54	$59	$61	$68	$66	$79
3 x 4''	52	57	59	66	67	77
3 x 5''	57	60	64	78	72	89
3 x 6 and 8''	55	67	62	76	70	87
3 x 10 and 12''	63	72	70	81	78	92
4 x 4''	52	57	59	66	67	77
4 x 6''	52	64	59	73	67	84
4 x 8''	53	65	60	74	68	85
4 x 10 and 12''	63	72	70	81	78	92
5 x 5''	62	69	69	78	79	91
5 x 6 and 8''	63	70	70	79	80	92
5 x 10 and 12''	64	73	71	82	81	95
6 x 6''	60	67	67	76	77	89
6 x 8''	61	68	68	77	78	90
6 x 10 and 12''	62	71	69	80	79	93
8 x 8''	62	69	69	78	79	91
8 x 10''	63	72	70	81	80	94
8 x 12''	64	73	71	82	81	95
10 x 10 and 12''	66	75	73	84	83	97
12 x 12''	68	77	75	86	85	99

Condition

1. For dry add to the green price for the same size, grain and grades: 3'' and 4'' thicknesses: 6/20'—$10.00; 22/30'—$15.00; 32/40'—$20.00; 5'' and 6'' thicknesses: 6/20'—$15.00; 22/30'—$20.00; 32/40'—$25.00; 8'' and thicker: 6/20'—$20.00; 22/30'—$25.00; 32/40'—$30.00

Grade differentials

2. "C" grade deduct $5.00 per M from B & Better price of the same size.

2a. "D" grade deduct $17.00 per M from price of B and Better of corresponding size.

3. Turning squares add $5.00 per M to B & Better price of the same size.

Lengths

4. Omitting short lengths in R/L 20' and shorter add to R/L price of the same size and grade:

7' and shorter	$0.50
9' and shorter	1.00
10' and shorter	1.50
12' and shorter	2.00
14' and shorter	Specified length price

Omitting lengths in price groups longer than 20' add to R/L group price.

Omitting 1 length	$1.00
Omitting 2 lengths	2.00
Omitting 3 lengths	Specified length price of lengths shipped

5. Specified lengths add to the R/L price of the same size and grade: 6 20'—$3.00; 22/30'—$5.00; 32/40'—$7.50.

6. Lengths longer than 40'—add $5.00 per M for each 2' or fraction thereof to the 40' specified length price. Compute footage on actual length.

7. Specified fractional and odd lengths not listed—add $3.00 per M to price of and compute footage on next longer listed length.

7a. For omitting any lengths in R/I groups covering more than one length bracket, the additions permitted by footnote 4 may be made only within the bracket from which lengths have been omitted.

7b. For random lengths in any specified range with an average length 14' or longer required, the price shall be the appropriate bracket price (the bracket in which the average falls) plus 75% of the specified length addition for the length specified as an average. No addition is permissible under footnote 4.

If an average less than 14' is specified or when a definite average is not specified on order at time of placement, the lengths shipped must be priced at the bracket price in which they fall.

Widths

8. Fractional and odd widths not listed, same price as next wider even width. Compute footage on next wider even width.

9. Wider than 12'': for V. G. add $10.00 per M to 12'' price for each additional 2''; for F. G. add $5.00 per M to 12'' price for each additional 2''.

Thickness

10. Fractional and odd thicknesses not listed, add $5.00 per M to next thicker even size and compute footage on nominal rough size of the fractional or odd thickness.

11. For even thicknesses heavier than 12'' add $5.00 per M for each 1'' thicker than 12''.

Working charges

12. Surfacing dry clears S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E or S4S to A. L. S., add $3.00 per M to the rough dry price.

13. Surfacing green clears S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E, or S4S to A. L. S., add $2.00 per M to rough green prices.

14. For T&G, shiplap or outgauged, add $5.00 per M to the rough price. These workings include surfacing.

15. Surfacing lengths longer than 40' add $0.25 per M per lineal foot for each additional foot over 40'.

Miscellaneous

16. Ship plank (paragraph 287) same price as B & Better.

17. Scaffold plank (paragraph 288) 9'' and wider, add $5.00 per M' BM to price of "C" clear of same size and grain.

18. Tank stock (paragraphs 293, 294 and 294.1)

For V. G.: 3 x 3, 3 x 4 and 4 x 4 add $13.00 per M to B & Better V. G. price; all other widths and thicknesses, add $8.00 per M to B & Better V. G. price.

For F. G.: 3" and 4" thicknesses up to and including 8" widths; add $13.00 per M to B & Better F. G. price;

3" and 4" thicknesses wider than 8" and for all thicknesses greater than 4"—in all widths, add $8.00 per M to B & Better F. G. price.

19. Pipe Stock, paragraph 292, add $2.00 per M to B & Better price for same size and grain specification.

20. Cross arms (paragraph 297).

For 8" and narrower add $5.00 per M to price of "C" Clear F. G.:

For wider than 8" same price as "C" Clear F. G.

21. Sap limit waived deduct $2.00 per M.

22. Pole stock (paragraph 296).

For V. G.: 3 x 3, 3 x 4 and 4 x 4 add $30.00 per M to B & Better V. G. price; all other widths and thicknesses, add $25.00 per M to B & Better V. G. price.

For F. G.: 3" and 4" thickness up to and including 8" widths, add $30.00 per M to B & Better F. G. price;

3" and 4" thickness wider than 8" and for all thicknesses greater than 4" in all widths, add $25.00 per M to B & Better F. G. price.

j. Table 14, Shop, is amended to read as follows:

INDUSTRIAL GRADES

TABLE 14—SHOP

	Select		No. 1		No. 2		No. 3	
	V. G.	F. G.	V. G.	F. G.	V. G.	F. G.	V. G.	F. G.
Green, rough:								
4/4 x 5" and wider	$52.00	$38.00	$42.00	$28.00	$32.00	$18.00	$25.00	$14.00
1¾ to 1¾"	55.00	38.00	45.00	28.00	35.00	18.00	28.00	14.00
8/4	52.00	38.00	42.00	28.00	32.00	18.00	25.00	14.00
10/4	55.00	38.00	45.00	28.00	35.00	18.00	28.00	14.00
12/4	55.00	41.00	45.00	31.00	35.00	21.00	28.00	17.00
K. D., rough:								
4/4 x 5" and wider	60.00	43.00	50.00	33.00	40.00	23.00	33.00	19.00
1¾ to 1¾"	65.50	46.50	55.50	36.50	45.50	26.50	38.50	19.00
8/4	62.50	46.50	52.50	36.50	42.50	26.50	35.50	19.00
10/4	65.00	48.00	55.00	38.00	45.00	28.00	38.00	19.00
12/4	65.00	51.00	55.00	41.00	45.00	34.00	38.00	22.00

Width and thickness

1. Invoiced upon nominal sizes shown in paragraph 258 and 264.

Working charges

2. Surfacing, add $1.00 per M.

k. Table 17 is amended to read as follows:

TABLE 17—CAR LINING, ROOFING, SIDING

B and better car lining and roofing—dry, flat grain (pars. 240 and 245)

	1 x 4" D & M ²⁵/₃₂ x 3¼" ALS	1 x 6" D & M ²⁵/₃₂ x 5¹¹/₁₆" ALS
8'	$47.50	$52.50
9'	47.50	52.50
9'	57.50	62.50
9'	62.50	67.50
10'	59.50	64.50
12'	59.50	64.50
14'	59.50	64.50
16'	66.50	71.50
18 and 20'	71.50	76.50
22 and 24'	82.50	87.50
6/20' R/L	55.50	60.50
8/20' R/L	56.50	61.50
10/20' R/L	58.50	63.50

NOTE: Car Siding, par. 237, AAR standard patterns, dry—add $2.50 per M to price of pars. 240 and 245.

Grain

1. V. G. add to flat grain price: 1x4, $10.00 per M; 1x6, $15.00 per M.

Grade differentials

2. "C" lining, roofing, and siding (paragraphs 241, 246, and 238)—deduct $2.00 per M from B and Better price of the same item.

3. "Selected" roofing and lining (grain tight) (paragraphs 247 and 242)—deduct $8.00 from B and Better price.

Condition

4. Green—deduct $10.00 per M from dry price.

Lengths

5. Specified odd or fractional lengths not listed, add $2.00 per M to price of and compute footage on basis of next longer even listed length.

Widths

6. 1x3 all items and lengths, same price as 1x4.

7. For 1x5"—add $5.00 per M to the price of 1x6".

Miscellaneous

8. Insulation (paragraph 243)—deduct $10.00 per M from B and Better price.

l. In General Notes on all Railway and Car Material, Note 5 is amended to read as follows:

5. Clear framing and running boards, par. 226, 227, 229, 230, 232 and 233—add to B and Better prices in tables 11 and 12 as follows:

Table 11. For F. G.: 8" and narrower add to flat grain price of corresponding width $10.00 per M; wider than 8" add to flat grain price of corresponding widths $5.00 per M. For V. G.: 4" and narrower add to V. G. price of corresponding width $10.00 per M; wider than 4" add to V. G. price of corresponding width, $5.00 per M.

Table 12. For F. G.: 3" and 4" thicknesses up to 8" in width add $10.00 per M to price of F. G. of corresponding size; 3" and 4" wider than 8" and sizes thicker than 4", all widths, add $5.00 per M to flat grain price of corresponding size.

For V. G.: 3 x 3, 3 x 4 and 4 x 4, add $10.00 per M to V. G. price of corresponding size. All other widths and thicknesses add $5.00 per M to V. G. price of corresponding size.

m. Table 20 is amended to read as follows:

TABLE 20—SHIP DECKING (PAR. 286) AND MARGIN PIECES WHEN GRADED UNDER PAR. 286—ROUGH GREEN

	8/40' AV. 12'	10/40' AV. 14'	12/40' AV. 16'	14/40' AV. 18'	16/40' AV. 20'	18/40' AV. 22'	20/40' AV. 24'	22/40' AV. 26'	24/40' AV. 28'	26/40' AV. 30'	28/40' AV. 32'	30/40' AV. 34'	32/40' AV. 36'	34/40'	36/40'
1 x 3"	$70	$75	$80	$85	$90	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
1 x 4"	70	75	80	85	90	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
1 x 5"	77	82	87	92	97	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
1 x 6"	75	80	85	90	95	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
2 x 3"	70	75	80	85	90	$95	$100	$105	$110	$115	$120	$125	$125	$125	$125
2 x 4"	70	75	80	85	90	95	100	105	110	115	120	125	125	125	125
2 x 5"	77	82	87	92	97	102	107	112	117	122	127	132	132	132	132
2 x 6"	75	80	85	90	95	100	105	110	115	120	125	130	130	130	130
3 x 3"	77	82	87	92	97	102	107	112	117	122	127	132	132	132	132
3 x 4"	73	78	83	88	93	98	103	108	113	118	123	128	128	128	128
3 x 5"	77	82	87	92	97	102	107	112	117	122	127	132	132	132	132
3 x 6"	75	80	85	90	95	100	105	110	115	120	125	130	130	130	130
4 x 4"	70	75	80	85	90	95	100	105	110	115	120	125	125	125	125
4 x 5"	77	82	87	92	97	102	107	112	117	122	127	132	132	132	132
4 x 6"	75	80	85	90	95	100	105	110	115	120	125	130	130	130	130

[Table 20 headings amended by Am. 9, 9 F. R. 9730 effective 8-14-44]

Grade differential

1. "C" grade ship decking (as now established by the West Coast Bureau of Grades and Inspection), deduct $5.00 per M from paragraph 286 prices.

Lengths

2. For specified lengths 12' and over and including 34', add $5 per M'BM to the corresponding average length price listed above. Specified lengths 36' to 40' shall be priced at the 34' specified length price.

	8/40'	10/40'	12/40'	14/40'	16/40'	18/40'	20/40'	22/40'	24/40'	26/40'	28/40'	30/40'
For 14' av. add	$4	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
For 16' av. add	8	$4	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
For 18' av. add	12	8	$4	-----	-----	-----	-----	-----	-----	-----	-----	-----
For 20' av. add	16	12	8	$4	-----	-----	-----	-----	-----	-----	-----	-----
For 22' av. add	20	16	12	8	$4	-----	-----	-----	-----	-----	-----	-----
For 24' av. add	24	20	16	12	8	$4	-----	-----	-----	-----	-----	-----
For 26' av. add	28	24	20	16	12	8	$4	-----	-----	-----	-----	-----
For 28' av. add	32	28	24	20	16	12	8	$4	-----	-----	-----	-----
For 30' av. add	36	32	28	24	20	16	12	8	$4	-----	-----	-----
For 32' av. add	40	36	32	28	24	20	16	12	8	$4	-----	-----
For 34' av. add	44	40	36	32	28	24	20	16	12	8	$4	-----
For 36' av. add	48	44	40	36	32	28	24	20	16	12	8	$4

3. Where maximum length of any specification is reduced to:

38' deduct	$2.00
36' deduct	4.00
34' deduct	6.00
32' deduct	8.00
30' deduct	10.00
28' deduct	10.00
26' deduct	10.00
24' deduct	12.00
22' deduct	$12.00
20' deduct	12.00

(Footnote 3 amended by Am. 13)

4. Specified fractional and odd lengths add $3.00 per M to the specified price of and compute footage on next longer even length.

5. Lengths longer than 40' add $2.50 per M for each foot or fraction thereof to the 40' specified length price. Compute footage on actual length.

Widths

6. Fractional widths add $5.00 per M to next narrower listed width and compute footage on actual size.

7. Widths wider than listed: up to and including 10" add $5.00 per inch to the 6 inch price; wider than 10" add $7.50 per inch to the 6" price.

Thickness

8. Fractional thickness add $5.00 per M in the next less listed thickness and compute footage on actual size.

9. Even thickness thicker than listed add $5.00 per M to the thickest listed thickness of the same width and length.

Working charges

10. Surfacing S1S, S2S, S3S, S4S, green or dry add $3.00 per M to rough price.

11. Combined surfacing and outgauging add $5.00 per M to rough price.

Condition

12. Dry decking: 2" thick and under add $15.00 per M; over 2" add $25.00 per M.

Miscellaneous

13. Waiving sap limitation, paragraph 286, deduct $3.00 per M from the same size and length.

14. The maximum prices shown in table 20 apply only to direct-mill shipments (see section 3 (a)) and only where final delivery is to shipyard operations, builders or repairers of ships, barges or other water transportation facilities, except on specific individual approval of the Lumber Branch.

n. Table 21—Ponton Lumber—is deleted.

11. Section 24 is amended to read as follows:

SEC. 24. *Other West Coast lumber (Western hemlock and true fir).* The maximum prices for other West Coast lumber (Western hemlock and all species of true fir) per one thousand feet board measure where shipment originates at a mill shall be as follows, except where footnotes of price tables are to the contrary.

(a) For boards and lath: Same as Douglas fir prices.

(b) For all other items, unless specifically provided for: Deduct $1.00 per M'BM from maximum price for corresponding item in Douglas fir (section 23).

12. Section 25, General Notes, is amended as follows:

a. Note 2 is amended to read:

2. No addition may be made for any "grain" paragraph to any grade of hemlock.

b. Note 3, Grain is amended to read as follows:

Grain

3. Addition for "grain" paragraphs may be made to grade paragraphs (W. C. L. A. Standard Grading and Dressing Rules No. 12 and Supplements No. 1 of September 15, 1943, and No. 2 of September 15, 1944), as follows:

Grade paragraphs	For par. 300	For par. 301	For par. 302
221, 223, 224, 251, 252	$1.00	$2.00	$5.00
284, 285	xxx	xxx	5.00
222	xxx	xxx	4.00

c. Note XXIII is amended to read as follows:

XXIII. (a) No part of the price addition provided in any price table may be charged for the following grades except for direct-mill shipment (see sec. 3 (a)) and only where final delivery is to industries herein designated: Paragraph 284 (barge framing), paragraph 285 (barge planking and decking), paragraph 287 (ship plank), and paragraphs 288 and 289 (scaffold plank) to ship yard operations, builders or repairers of ships, barges or other water transportation equipment; paragraphs 288 and 289 (scaffold plank) to railroad car builders, railroad car and equipment repair shops, railroad companies, or producers and refiners of crude oil.

(b) The prices in table 13, ladder stock (paragraph 295) are applicable only on direct-mill shipments (see sec. 3 (a)) and where final delivery is to ladder manufacturers or ladder repair shops.

(c) No part of the price addition provided in any price table for paragraph 296 (pole stock) may be charged except for direct-mill shipment (see sec. 3 (a)) and only when final delivery is to manufacturers of agricultural implements.

(d) No part of the price addition provided in any price table for paragraphs 292, 294 and 294.1 may be charged except for direct-mill shipment (see sec. 3 (a)) and only where final delivery is to manufacturers of tanks or other containers historically requiring the use of tank or pipe stave stock grades.

(e) Exceptions to this note XXIII may, when warranted, be granted upon direct application by the prospective purchaser to the Lumber Branch, Office of Price Administration, Washington 25, D. C.

13. Article VI is amended in the following respects:

In table 1, footnote 14 is amended to read as follows:

[14] Random widths 8" and wider, without average, price same as 12" width. Random widths, without average, including all widths under and over 8" price same as 8" width.

In table 2, footnote 15 is amended to read as follows:

[15] Random widths, 8" and wider, without average, price same as 8" width. Random widths, without average, including all widths under and over 8", price same as 6" width.

In table 3, footnote 18 is amended to read as follows:

[18] Random widths, 8" and wider, without average, price same as 12" width. Random widths including all widths under and over 8", price same as 8" width.

In table 4, footnote 13 is amended to read as follows:

[13] Random widths, 8" and wider, without average, price same as 12" width. Random widths including all widths under and over 8", price same as 8" width.

In table 5, prices and footnote 12 are amended to read as follows:

N LIST—TABLE 5

R/L, 10/24 #2 clear and better, Douglas fir, rough green	F. G.	V. G.
1 x 2	$53.00	$65.00
1 x 3	56.00	66.00
1 x 4	50.00	62.00
1 x 5	58.00	75.00
1 x 6	54.00	70.00
1 x 8	54.00	71.00
1 x 10	63.00	77.00
1 x 12	72.00	85.00
5/4 and 6/4 x 2	59.00	67.50
5/4 and 6/4 x 3	61.50	70.00
5/4 and 6/4 x 4	56.50	66.00
5/4 and 6/4 x 5	64.00	81.00
5/4 and 6/4 x 6	59.50	77.00
5/4 and 6/4 x 8	60.00	80.00
5/4 and 6/4 x 10	71.50	84.00
5/4 and 6/4 x 12	78.00	88.00
2 x 2	54.00	65.00
2 x 3	56.00	66.50
2 x 4	50.00	62.50
2 x 5	59.00	76.00
2 x 6	54.00	72.00
2 x 8	56.00	73.00
2 x 10	65.00	78.00
2 x 12	73.50	86.00
3 x 3	66.00	71.00
3 x 4	64.00	69.00
3 x 6 and 8	67.00	79.00
3 x 10 and 12	75.00	84.00
4 x 4	64.00	69.00
4 x 6	64.00	76.00
4 x 8	65.00	77.00
4 x 10 and 12	75.00	84.00
5 x 5	74.00	81.00
5 x 6 and 8	75.00	82.00
5 x 10 and 12	76.00	85.00
6 x 6	72.00	79.00
6 x 8	73.00	80.00
6 x 10 and 12	74.00	83.00
8 x 8	74.00	81.00
8 x 10	75.00	84.00
8 x 12	76.00	85.00
10 x 10 and 12	78.00	87.00
12 x 12	80.00	89.00

1" and thicker by A W, A L price as if all 1".

[12] Random widths, 8" and wider, without average, price same as 12" width. Random widths including all widths under and over 8", price same as 6" width.

This amendment shall become effective March 6, 1946.

Issued this 1st day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3254; Filed, Mar. 1, 1946; 11:15 a. m.]

PART 1346—BUILDING MATERIALS

[RMPR 206, Amdt. 18]

VITRIFIED CLAY SEWER PIPE AND ALLIED PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 206 is amended in the following respects:

1. Section 4.1 (a) (6) is redesignated as section 4.1 (a) (7) and is amended as follows:

(7) Maximum prices for sales f. o. b. factory on a "pick-up basis" except within the St. Louis Metropolitan Area, and for "less-than-carload shipments by rail," of sewer pipe products not specifically covered by subparagraphs (1), (2), (3), (4), (5), or (6) above, shall be a price not in excess of the highest price charged for delivery on a "pick-up basis" and for "less-than-carload shipments by rail" during the month of March 1942 for the same quality, kind, and quantity of sewer pipe products delivered to purchasers of the same class.

2. A new section 4.1 (a) (6) is added to read as follows:

(6) In the case of sales of sewer pipe products sold f. o. b. factory on a "pick-up basis" or for "less-than-carload shipments by rail" within Northern California as defined in section 11.1 below, any manufacturer may increase his price in accordance with either of the following alternative pricing methods:

(i) By adding an amount not in excess of 6.5 percent to the highest prices charged by the manufacturer during the month of March 1942 for the same quality, kind and quantity of sewer pipe products delivered to purchasers of the same class.

(ii) By adding amounts not in excess of such amounts as may be required to maintain discount differentials between prices established under this paragraph and those established by section 11.4 at least as favorable as those existing during the month of March 1942 for the same quality, kind, and quantity of sewer pipe products delivered to purchasers of the same class.

3. Chart IV of section 11.3 is amended to read as follows:

CHART IV—SAN FRANCISCO AREA—13 TON LOTS

Discount number	Any purchase delivered to zone "AA" and "A"	
	Truck	Rail
1	15	17½
2	15	17½
3		
4	15	17½
5	20	22½
6	20	22½
7	20	22½
8	25	28
9		
10		
11		
12		
13		
14		
15	20	22½
16	20	22½
17	20	22½
18	20	22½
19	20	22½
20	20	22½
21	20	22½
22	20	22½

4. Chart V of section 11.3 is amended to read as follows:

CHART V—SAN FRANCISCO AREA

Discount number	5 tons or more delivered by motor carrier to—				
	Dealer, zone "AA" and "A"	Main sewer contr., zone "AA" and "A"	Government, zone "AA" and "A"	Trade, zone "AA" and "A"	Casual buyer, zone "AA" and "A"
1	4	4	+½	+½	+6
2	4	4	+½	+½	+6
3					
4	4	4	+½	+½	+6
5	10	10	5	5	List
6	10	10	10	7	7
7	10	10	10	7	7
8	15	15	10	10	4½
9					
10					
11					
12					
13					
14					
15	10		5	5	
16	10		5	5	
17	10		5	5	
18	10		5	5	
19	10		5	5	
20	10		5	5	
21	10		5	5	
22	10		5	5	

5. Chart VI of section 11.3 is amended to read as follows:

CHART VI—SAN FRANCISCO AREA

Discount number	2 to 5 ton quantities delivered by motor carrier to—				
	Dealer, zone "AA" and "A"	Main sewer contractor, zone "AA" and "A"	Government, zone "AA" and "A"	Trade, zone "AA"	Casual buyer, zone "AA" and "A"
1	4	4	+11½	+11½	+16½
2	4	4	+11½	+11½	+16½
3					
4	4	4	+11½	+11½	+16½
5	10	10	+5½	+5½	+11
6	10	10	10	7	7
7					
8	15	15	+½	+½	+6
9					
10					
11					
12					
13					
14					
15	10		+5½	+5½	+11
16	10		+5½	+5½	+11
17	10		+5½	+5½	+11
18	10		+5½	+5½	+11
19	10		+5½	+5½	+11
20	10		+5½	+5½	+11
21	10		+5½	+5½	+11
22	10		+5½	+5½	+11

6. Chart VII of section 11.3 is amended to read as follows:

CHART VII—SAN FRANCISCO AREA

(Under two tons—Delivered by motor carrier)

GOVERNMENT

Discount number	Zone "AA" and "A"
1	+13½
2	+13½
3	
4	+13½
5	+6½
6	8
7	
8	+3
9	
10	
11	
12	
13	
14	
15	+6½
16	+6½
17	+6½
18	+6½
19	+6½
20	+6½
21	+6½
22	+6½

This amendment shall become effective March 6, 1946.

Issued this 1st day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3256; Filed, Mar. 1, 1946; 11:16 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 31,[1] Amdt. 40]

DESIGNATION OF CERTAIN AREAS AND RENT DECLARATION RELATING TO SUCH AREAS

In § 1388.1341 of Designation and Rent Declaration 31, Items 9, 13, 14, 19, 22, 41, 43, 204 are amended and Items 212–218, inclusive, are added to read as follows:

(9) Illinois	Illinois	That portion of the State of Illinois, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of DeKalb, Fulton, Kankakee, Knox, LaSalle, Marion, Mason, McDonough, McHenry, McLean, Stephenson, and in Clinton County those parts of Centralia City and Wamac Village located therein, and in Washington County that part of Wamac Village located therein.
(13) Kentucky	Kentucky	That portion of the State of Kentucky, not designated prior to October 7, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Ballard, Boyle, Clark, Daviess, Fayette, Graves, Hopkins, Mercer, and Warren.
(14) Louisiana	Louisiana	That portion of the State of Louisiana, not designated prior to October 7, 1942 by the Price Administrator as part of any defense-rental area, except the County of Lafayette Parish.
(19) Minnesota	Minnesota	That portion of the State of Minnesota, not designated prior to October 7, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Blue Earth, Clay, Crow Wing, and Olmstead, and in Benton County the portions of Cloud City and Sartell Village located therein, and Sauk Rapids Village; in Sherburne County the portions of St. Cloud City, located therein; in Stearns County the portions of St. Cloud City and Sartell Village located therein, and Waite Park Village; and in Polk County the City of East Grand Forks, and in Nicollet County, the City of North Mankato; and in Koochiching County, all of Township 71, Range 23, including Ranier; all of Township 70, Range 24, including South International Falls; all of Township 71, Range 24, including International Falls.
(22) Montana	Montana	That portion of the State of Montana not designated prior to October 7, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Gallatin and Yellowstone.
(41) Virginia	Virginia	That portion of the State of Virginia, not designated prior to October 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Accomac, Albemarle, Alleghany, Frederick, Northampton, Roanoke, Shenandoah, and Warren, and the Independent Cities of Charlottesville, Clifton Forge, Danville, Roanoke, and Winchester, and in Pittsylvania County, the Magisterial Districts of Tunstall and Dan River and in Rockbridge County, the Magisterial District of Lexington.
(43) West Virginia	West Virginia	That portion of the State of West Virginia, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Berkeley, Harrison, Logan, and Mineral, and the Magisterial District of Pocatalico in the County of Putnam.
(204) Covington	Virginia	Alleghany County and the Independent City of Clifton Forge.
(212) Centralia	Illinois	Marion County, and in Clinton County those parts of Centralia City and Wamac Village located therein, and in Washington County that part of Wamac Village located therein.
(213) Waterloo	Iowa	Black Hawk.
(214) Harrodsburg	Kentucky	Mercer.
(215) Lafayette	Louisiana	Lafayette Parish.
(216) International Falls.	Minnesota	In Koochiching County, all of Township 71, Range 23, including Ranier; all of Township 70, Range 24, including South International Falls; all of Township 71, Range 24, including International Falls.
(217) Bozeman	Montana	Gallatin.
(218) Mineral County.	West Virginia	Mineral.

[1] 10 F.R. 12001, 12162; 11 F.R. 246.

This amendment shall become effective March 1, 1946.

Issued this 28th day of February 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3239; Filed, Feb. 28, 1946; 4:33 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,[1] Amdt. 75]

HOTELS AND ROOMING HOUSES

Schedule A of the Rent Regulation for Hotels and Rooming Houses is amended in the following respects:

1. Items 82c, 114d, 123c, 130a, 159b, 175b, and 356c, are added.
2. Item 340a is amended to read as follows:

Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(82c) Centralia	Illinois	Marion County, and in Clinton County those parts of Centralia City and Wamac Village located therein, and in Washington County that part of Wamac Village located therein.	Oct. 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(114d) Waterloo	Iowa	Black Hawk	May 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(123c) Harrodsburg	Kentucky	Mercer	Oct. 1, 1944	Mar. 1, 1946	Apr. 15, 1946
(130a) Lafayette	Louisiana	Lafayette Parish	Oct. 1, 1944	Mar. 1, 1946	Apr. 15, 1946
(159b) International Falls	Minnesota	In Koochiching County, all of Township 71, Range 23, including Ranier; all of Township 70, Range 24, including South International Falls; all of Township 71, Range 24, including International Falls.	July 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(175b) Bozeman	Montana	Gallatin	July 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(340a) Covington	Virginia	Alleghany	Jan. 1, 1945	Jan. 1, 1946	Feb. 15, 1946
	Virginia	The Independent City of Clifton Forge.	Jan. 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(356c) Mineral County	West Virginia	Mineral	Oct. 1, 1944	Mar. 1, 1946	Apr. 15, 1946

This amendment shall become effective March 1, 1946.

Issued this 28th day of February 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3240; Filed, Feb. 28, 1946; 4:38 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing,[2] Amdt. 81]

HOUSING

Schedule A of the Rent Regulation for Housing is amended in the following respects:

1. Items 82c, 114d, 123c, 130a, 159b, 175b, and 356c, are added.
2. Item 340a is amended to read as follows:

Name of defense-rental area	State	County or counties in defense-rental areas under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(82c) Centralia	Illinois	Marion County, and in Clinton County those parts of Centralia City and Wamac Village located therein, and in Washington County that part of Wamac Village located therein.	Oct. 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(114d) Waterloo	Iowa	Black Hawk	May 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(123c) Harrodsburg	Kentucky	Mercer	Oct. 1, 1944	Mar. 1, 1946	Apr. 15, 1946
(130a) Lafayette	Louisiana	Lafayette Parish	Oct. 1, 1944	Mar. 1, 1946	Apr. 15, 1946
(159b) International Falls	Minnesota	In Koochiching County, all of Township 71, Range 23, including Ranier; all of Township 70, Range 24, including South International Falls; all of Township 71, Range 24, including International Falls.	July 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(175b) Bozeman	Montana	Gallatin	July 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(340a) Covington	Virginia	Alleghany	Jan. 1, 1945	Jan. 1, 1946	Feb. 15, 1946
	Virginia	The Independent City of Clifton Forge.	Jan. 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(356c) Mineral County	West Virginia	Mineral	Oct. 1, 1944	Mar. 1, 1946	Apr. 15, 1946

[1] 10 F.R. 15210; 11 F.R. 245, 246, 740.
[2] 10 F.R. 13528, 13545, 14399; 11 F.R. 247, 248, 740.

This amendment shall become effective Mar. 1, 1946.

Issued this 28th day of February 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3241; Filed, Feb. 28, 1946; 4:38 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 93, Amdt. 7]

PART 95—CAR SERVICE

GIANT REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of February A. D. 1946.

Upon further consideration of Service Order No. 93 (7 F.R. 8903) as amended, (8 F.R. 13752; 13925; 9 F.R. 2481; 11208; 10 F.R. 15175; 11 F.R. 561), and good cause appearing therefor: It is ordered, that:

Section 95.301 *Giant type refrigerator cars*, of Service Order No. 93 (7 F.R. 8903) as amended, be, and it is hereby, further amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p. m., December 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, 485; sec. 4, 10; 54 Stat. 901, 912; 49 U.S.C. 1 (10)–(17), 15 (4))

It is further ordered, that this amendment shall become effective at 6:00 p. m., February 28, 1946; that a copy of this amendment and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3310; Filed, Mar. 1, 1946; 11:33 a. m.]

[4th Rev. S. O. 104]

PART 95—CAR SERVICE

SUBSTITUTION OF REFRIGERATOR FOR BOX CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of February, A. D. 1946.

It appearing, that the practice of transporting refrigerator cars empty westbound to certain Western States

diminishes the use, control and supply of such cars, and that the loading of these cars in lieu of box cars will reduce the shortage of such cars; in opinion of the Commission an emergency requiring immediate action exists in the western section of the country; it is ordered that:

Substitution of refrigerator cars for box cars. (a) Any common carrier by railroad subject to the Interstate Commerce Act, for transporting:

(i) Westbound shipments in carloads originating at points shown as origin points in Agent L. E. Kipp's tariffs, I. C. C. Nos. 1516 and 1517, supplements thereto or reissues thereof (excluding all points located in the territory lying east or north of a line extending south from the south shore of Lake Michigan along the eastern border of the Chicago switching district to the Illinois-Indiana State line, thence south along the Illinois-Indiana State line to the Ohio River, thence east along the north shore of the Ohio River to Cincinnati, Ohio, thence east on the line of the Chesapeake & Ohio Railway to Kenova, W. Va., thence on the main line of the Norfolk & Western Railway to its crossing with the line of the Virginian Railway west of Roanoke, Va., thence on the Virginian Railway to Suffolk, Va., thence on the main line of the Norfolk & Western Railway to Norfolk, Va.) and destined to points in the States of California, Southern Idaho (on the Union Pacific main and branch lines across Southern Idaho, including the line from Pocatello to the Montana-Idaho State line and the branches north of Blackfoot, Idaho), Arizona, Nevada or Utah; or

(ii) Westbound shipments in carloads originating at points in the State of Utah and destined to points in the States of California or Nevada;

may, when freight to be transported is suitable, and facilities are suitable, for loading in RS type refrigerator cars and when such refrigerator cars are reasonably available:

(1) On shipments on which the carload minimum weight does not vary with the size of the car, furnish and transport not more than three such refrigerator cars in lieu of each box car ordered, subject to the carload minimum weight which would have applied if the shipment had been loaded in a box car; or

(2) On shipments on which the carload minimum weight varies with the size of the car:

(i) Two (2) of the said refrigerator cars may be furnished in lieu of one (1) box car ordered of a length 40'7" or less, subject to the carload minimum weight which would have applied if the shipment had been loaded in a box car of the size ordered; or

(ii) Three (3) of the said refrigerator cars may be furnished in lieu of one (1) box car ordered of a length of over 40'7" but not over 50'7", subject to the carload minimum weight which would have applied if the shipment had been loaded in a box car of the size ordered.

(b) *Tariff provisions suspended; announcement required.* The operation of all tariff rules and regulations insofar as they conflict with the provisions of this order is hereby suspended and each railroad subject to this order, or its agent, shall publish, file, and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing such suspension.

(c) *Application of other orders.* Fourth Revised Service Order No. 180, or revisions thereof, shall not apply on cars utilized pursuant to the provisions of this order; and the provisions of Service Order No. 68, as amended, insofar as they conflict with this order are hereby suspended.

(d) *Effective date.* This order shall become effective at 12:01 a. m., March 6, 1946.

(e) *Expiration date.* This order shall expire at 11:59 p. m., August 21, 1946, unless otherwise modified, changed, suspended, or annulled by order of the Commission (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U. S. C. 1 (10)–(17))

It is further ordered, that this order shall vacate and supersede Third Revised Service Order No. 104, on the effective date hereof; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R Doc. 46-3311; Filed, Mar. 1, 1946; 11:33 a. m.]

[Rev. S. O. 107, Amdt. 2]

PART 95—CAR SERVICE

FREIGHT CARS TO MEXICO

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of February A. D. 1946.

Upon further consideration of Revised Service Order No. 107 (9 F.R. 15158), as amended (10 F.R. 10234), and good cause appearing therefor: *It is ordered*, That:

Revised Service Order No. 107, as amended, be, and it is hereby, further amended by substituting the following paragraph (d) for paragraph (d) thereof:

(d) *Expiration date.* This order shall expire at 11:59 p. m., December 31, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, that this order shall become effective at 12:01 a. m., March 1, 1946; that copies of this order and direction shall be served upon the Railroad Commission of the State of California; and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3312; Filed, Mar. 1, 1946; 11:33 a. m.]

[2d Rev. S. O. 244, Amdt. 3]

PART 95—CAR SERVICE

DISTRIBUTION OF GRAIN CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of February, A. D. 1946.

Upon further consideration of the provisions of Second Revised Service Order No. 244 (10 F.R. 2252) as amended (10 F.R. 3094; 11 F.R. 1300), and good cause appearing therefor: *It is ordered*, That:

Second Revised Service Order No. 244, as amended, be, and it is hereby, further amended by substituting the following paragraph (f) for paragraph (f) thereof:

(f) *Expiration date.* This order shall expire at 11:59 p. m., December 31, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this order shall become effective at 12:01 a. m., March 1, 1946; that a copy of this order and direction shall be served upon all State regulatory bodies regulating common carriers by railroad, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3314; Filed, Mar. 1, 1946; 11:34 a. m.]

[S. O. 434, Amdt. 1]

PART 95—CAR SERVICE

FREE TIME ON BOX CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of February A. D. 1946.

Upon further consideration of the provisions of Service Order No. 434 (11 F.R. 893), and good cause appearing therefor: *It is ordered*, That:

(a) Service Order No. 434 (11 F.R. 893), *Free time on box cars*, be, and it is hereby, amended by substituting the following paragraph (f) for paragraph (f) thereof:

(f) *Expiration date.* This order shall expire at 7:00 a. m., December 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this order shall become effective at 12:01 a. m., March 1, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3313; Filed, Mar. 1, 1946; 11:34 a. m.]

[S. O. 458]

PART 95—CAR SERVICE

PRIORITY FOR GRAIN FROM COUNTRY ELEVATORS TO TERMINAL ELEVATORS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 27th day of February A. D. 1946.

It appearing, that the President of the United States has instructed the appropriate agencies of the Government to put into effect a number of emergency measures designed to help meet critically urgent needs for food in foreign countries to the greatest possible extent in the shortest possible time and has directed that "specific preference will be given to the rail movement of wheat, corn, meat and other essential foods, in order promptly to export maximum quantities to the destinations where most needed," the Secretary of the Department of Agriculture has made representations regarding the program of the President to the Office of Defense Transportation most important of which is the depletion of grain stocks in terminal elevators; the Secretary has urged that such measures be taken as are necessary to maintain the terminal elevator stocks by according priority in the placement of cars for the loading of grains from country elevators destined to terminal elevators; the Office of Defense Transportation has likewise made similar representations to this Commission regarding the need for priority to this particular traffic; the Commission is of opinion that an emergency which requires immediate action exists in all sections of the country except that section of the United States embraced within the territorial scope of Second Revised Service Order No. 450 and except certain eastern and southern states. It is ordered, that:

(a) *Definitions.* (1) The term "common carrier" as used herein means a common carrier by railroad subject to the Interstate Commerce Act; (2) The term "terminal market" as used herein means a terminal or sub-terminal market or a sampling point named in Appendix A; (3) The term "car order" as used herein means any order filed by a shipper or consignee with the carrier for a car or cars to be placed for loading; (4) The term "grain" as used herein means wheat, corn, oats, rye, barley, flaxseed, soya beans, rice, sorghums, and grain screenings.

(b) *Transportation priority to be given certain traffic.* (1) Except as provided in paragraph (b) (2) herein each common carrier shall give priority over all other car orders to filling orders for empty cars for grain loading to the extent of the daily loading ability of the shipper or consignor at a country elevator, provided the shipper or consignor thereof certifies on the car order that such car is to be loaded with grain for a terminal market, and such notation shall be shown on the bill of lading and waybill.

(2) In the event a carrier has an order for a car accorded priority under this service order and an order for a car under Service Order No. 454 orders accorded preference under Service Order No. 454 shall be preferred over orders accorded priority under this order.

(c) *Diversion or reconsignment restricted.* Except as provided in paragraph (d) (2) (ii), no common carrier shall execute, or allow or permit to be executed, any order of reconsignment or diversion or permit rebilling or reshipping of grain shipped pursuant to this order.

(d) *Appointment of Agent*—(1) *Designation.* Fred S. Keiser, Room 1966, 209 South Wells Street, Phone Andover 3600, Extension 593, Chicago, Illinois, is hereby designated and appointed as an agent of the Interstate Commerce Commission and is authorized to administer and execute the duties outlined in paragraph (d) (2) herein.

(2) *Outline of duties.* As agent, acting on instructions of the Director, Bureau of Service, Interstate Commerce Commission, he is authorized and vested with authority: (i) to regulate the quantity, kind and origin of grains accorded priority under this order upon a minimum of forty-eight (48) hours' formal notice to the common carrier; (ii) to issue permit authorizing departures from paragraph (c) herein; (iii) to organize advisory committee which shall advise and confer with him in the administration of the order.

(e) *Application.* (1) The provisions of this order shall apply only in that portion of the United States (except territory embraced within the territorial scope of Second Revised Service Order No. 450) west and north of a line beginning just east of Buffalo, New York and continuing in a southwesterly direction just east of Pittsburgh, Pennsylvania, east of Wheeling, West Virginia, to a point on the C&O just east of Charleston, West Virginia, and following the C&O to Cincinnati, Ohio, thence following the Ohio River to the confluence of the Mississippi, and thence south on the Mississippi to the Gulf of Mexico.

(2) The provisions of this order shall apply to intrastate and foreign commerce as well as interstate commerce.

(f) *Rules, regulations and practices suspended.* The operation of all rules, regulations and practices insofar as they conflict with the provisions of this order, is hereby suspended.

(g) *Service order suspended in part.* Second Revised Service Order No. 244 (10 F.R. 2252) as amended (10 F.R. 3094; 11 F.R. 1300) is suspended only insofar as it may conflict with this order.

(h) *Effective date.* This order shall become effective at 12:01 a. m., March 5, 1946.

(i) *Expiration date.* This order shall expire at 11:59 p. m., June 5, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, sec. 4, 10, 54 Stat. 901, 912; 49 U.S.C. 1 (10)–(17), 15 (14))

It is further ordered, that a copy of this order and direction shall be served upon all State railroad regulatory bodies and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

APPENDIX A

Kentucky, Louisville.
Missouri, St. Louis, Kansas City, St. Joseph.
Iowa, Council Bluffs, Cedar Rapids, Des Moines, Sioux City.
Nebraska, Omaha, South Omaha.
Kansas, Atchison, Leavenworth, Hutchinson, Salina, Wichita.
Oklahoma, Enid.
Texas, Amarillo, Fort Worth, Dallas, Houston, Texas City, Galveston, Port Arthur.
Colorado, Denver.
Utah, Ogden.
California, Los Angeles, San Francisco.
North Dakota, Grand Forks.
Minnesota, Minneapolis, St. Paul, Duluth and sampling points: Soo Line—Glenwood, Thief River Falls, Northern Pacific—Staples, Great Northern—Wilmar, St. Cloud.
Wisconsin, Superior, East End, Itasca, Milwaukee.
Illinois, Chicago, Peoria, Decatur, East St. Louis, Cairo.
Indiana, Indianapolis.
Ohio, Toledo, Cincinnati.
New York, Buffalo.

[F. R. Doc. 46-3317; Filed, Mar. 1, 1946; 11:34 a. m.]

Notices

CIVIL AERONAUTICS BOARD.

[Docket No. 2002]

ESSAIR, INC.

AMENDED NOTICE OF HEARING

In the matter of temporary payments of compensation for transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, pending establishment of a final rate.

Notice is hereby given, pursuant to the provisions of sections 406 and 1001 of the Civil Aeronautics Act of 1938, as amended, that the above-entitled matter is assigned to be heard on March 7, 1946 at 2 p. m. (Eastern Standard Time) in the Foyer of the Auditorium, Commerce Building, Washington, D. C., before Examiner Richard A. Walsh.

Dated at Washington, D. C., February 28, 1946.

By the Civil Aeronautics Board.

FRED. A. TOOMBS,
Secretary.

[F. R. Doc. 46-3250; Filed, Mar. 1, 1946; 10:33 a. m.]

[Docket No. 2088]

PAN AMERICAN-GRACE AIRWAYS, INC.

NOTICE OF HEARING

In the matter of the application of Pan American-Grace Airways, Inc., for amendment of its certificate of public convenience and necessity to permit air service to Riobamba, Ecuador.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 (h) and 1001 thereof, that the above-entitled matter is assigned to be heard on March 5, 1946, at 10 a. m. (eastern standard time), in Room 5042 of the Commerce Building, Washington, D. C., before Examiner F. A. Law, Jr.

Dated at Washington, D. C., March 1, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-3327; Filed, Mar. 1, 1946; 11:53 a. m.]

[Docket No. SA-114]

ACCIDENT OCCURRING AT FAYETTEVILLE, GA.

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States Registry NC 41474 which occurred at Fayetteville, Georgia, on February 26, 1946.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on Tuesday, March 5, 1946, at 9:30 a. m. (local time), at the Court House, Fayetteville, Georgia.

Dated at Washington, D. C., March 1, 1946.

ROBERT W. CHRISP,
Presiding Officer.

[F. R. Doc. 46-3328; Filed, Mar. 1, 1946; 11:53 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-703]

IROQUOIS GAS CORP. AND UNITED NATURAL GAS CO.

NOTICE OF APPLICATION

FEBRUARY 26, 1946.

Notice is hereby given that on February 13, 1946, a joint application was filed with the Federal Power Commission by Iroquois Gas Corporation, a New York corporation having its principal place of business at 45 Church Street, Buffalo, New York, and the United Natural Gas Company, a Pennsylvania corporation having its principal place of business at 308 Seneca Street, Oil City, Pennsylvania, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of certain facilities hereinafter described:

The combined project as proposed by these Applicants will consist of a 16-inch loop gas transmission line approximately 20.3 miles in length extending from the "Little Valley By-Pass" of Iroquois, located in the Town of Little Valley, Cattaraugus County, New York, southerly to the "Maloney Farm By-Pass" of United, located in Pennsylvania approximately 2.4 miles south of the Pennsylvania-New York State line.

(1) Iroquois Gas Corporation proposes to construct approximately 17.9 miles of this loop section extending from said "Little Valley By-Pass" southerly to the Pennsylvania-New York State Line. It is estimated that the total cost of such construction will be $465,000.

(2) United Natural Gas Company proposes to construct approximately 2.4 miles of this loop section from the southerly terminus of above-mentioned construction and extending southward from the Pennsylvania-New York State Line to its "Maloney Farm By-Pass." The cost of this construction is estimated at $65,000.

The proposed loop section will become a part of the interconnected system of lines[1] through which Iroquois obtains delivery from United of a part of its natural-gas requirements. The application states that the plan for constructing this loop section originated many years ago at the time of constructing other sections of the system. However, to the present time production from high pressure wells developed in Western New York in conjunction with deliveries from United have enabled Iroquois to meet peak demands without this proposed loop section. Now, it is said, because of the decline of production in New York State due to accelerated drain occasioned by the war effort and the failure of recent development work to uncover any new pools of consequence, the looping is necessary to provide required quantities of natural gas.

Applicants propose to pay for their respective portions of the line without recourse to financing outside of Applicants' own resources.

Iroquois Gas Corporation transports natural and manufactured gas, and distributes mixed and natural gas in various counties in the western part of New York, including Erie, Cattaraugus, Livingston, and Wyoming Counties. It is said that more than 85 per cent of its total load is for domestic consumption.

The application recites that public convenience and necessity require this proposed construction to safeguard existing customers' supply and to handle increased loads due to normal growth of population and demands for gas. And that construction of the new loop contemplates no change in sales of gas to or connections with other utilities.

Any interested State commission is requested to notify the Federal Power Commission whether it considers the application one which should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 13th day of March, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-3233; Filed, Feb. 28, 1946; 2:47 p. m.]

[Docket No. IT-5954]

NEBRASKA POWER CO.

ORDER SETTING ORAL ARGUMENT

FEBRUARY 26, 1946.

Upon consideration of the petition for rehearing filed February 13, 1946, by Massachusetts Mutual Life Insurance Company, intervenor, petition for rehearing filed February 18, 1946, by Omaha Ice & Cold Storage, Inc., J. L. Brandeis & Sons, Brandeis Investment Company, Paxton & Gallagher Company, Skinner Manufacturing Company, Nebraska Clothing Company, Omaha Steel Works, Upland Homes, Inc., and Nebraska-Iowa Packing Company, and motions filed February 25, 1946, by Nebraska Power Company and Loup River Public Power District for modification of the Commission's order of January 24, 1946, in the above-entitled matter;

The Commission orders that:

The aforesaid petitions and motions be and the same are hereby set down for oral argument before the Commission sitting *en banc* Monday, March 11, 1946, at 10:00 a. m., in the Commission's Hearing Room, 1800 Pennsylvania Avenue NW., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-3245; Filed, Mar. 1, 1946; 9:43 a. m.]

[1] Iroquois has two 8-inch, one 12-inch, and one 20-inch lines extending north from the "Little Valley By-Pass." At the "Maloney Farm By-Pass" United also has four lines, including two 8-inch, one 12-inch, and one 16-inch. However, between the "Little Valley By-Pass" and the "Maloney Farm By-Pass" there are only three lines, two of 8-inch and one of 12-inch diameter.

INTERSTATE COMMERCE COMMISSION.

[S. O. 306, Special Permit 30]

RECONSIGNMENT OF SPINACH AT ENOLA, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F.R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Enola, Pennsylvania, February 26 or 27, 1946, by H. Rothstein & Son, of car SFRD 33644 and MDT 18530, spinach, now on the Pennsylvania Railroad, to Philadelphia, Pennsylvania (P. RR.)

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of February, 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-3320; Filed, Mar. 1, 1946; 11:35 a. m.]

[S. O. 456]

UNLOADING OF STEEL PARTS AT SAN FRANCISCO BAY AREA, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of February, A. D. 1946.

It appearing, that car SP 68976 containing steel parts at San Francisco Bay Area, California, on The Western Pacific Railroad Company has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Steel parts at San Francisco Bay Area, California, be unloaded. (a) The Western Pacific Railroad Company, its agents or employees, shall unload forthwith car SP 68976 containing steel parts now on hand at San Francisco Bay Area, California, consigned to Moore Dry Dock Company, Oakland, California.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Western Pacific Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the Railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3315; Filed, Mar. 1, 1946; 11:34 a. m.]

[S. O. 457]

UNLOADING OF COMMODITIES AT SAN FRANCISCO BAY AREA, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of February, A. D. 1946.

It appearing, that numerous cars containing various commodities at San Francisco Bay Area, California, on the Southern Pacific Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action; It is ordered, that:

Commodities at San Francisco Bay Area, Calif., be unloaded. (a) The Southern Pacific Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at San Francisco Bay Area, California, consigned to various consignees:

Consignee: Bethlehem Alameda Shipyard Inc., Alameda, Calif.

Car, initial, and number	*Contents*
NYC 710571	Steel.
SP 33299	Mattresses.
NYC 68886	Mdse.

Consignee: Bodinson Mfg. Co., San Francisco, Calif.

Car, initial, and number	*Contents*
PRR 359674	Steel plates.
RDG 26442	Steel plates.

Consignee: Pacific Coast Engineering Co., Alameda, Calif.

Car, initial, and number	*Contents*
SP 93912	Steel.

Consignee: Paraffine Companies, Inc., Paraffine, Calif.

Car, initial, and number	*Contents*
B&O 261641	Machinery.
P&LE 48532	Machinery.
B&O 261684	Machinery.

Consignee: General Electric Company, Melrose, Calif.

Car, initial, and number	*Contents*
NYC 277317	Elect. mtl.

Consignee: General Electric Company, Oakland, Calif.

Car, initial, and number	*Contents*
GN 51841	Cartons.
NP 26692	Lamp bulbs.
RI 148943	Lamp bulbs.
UP 195344	Lamp bulbs.
PLE 91483	Lamps.
WAB 83737	Lamps.
CNW 55290	Glass.
SOU 21063	Nitro gas.
UP 193568	Wrappers.
StLB&M 18092	Lamp bulbs.
PM 89058	Lamps.
IC 19741	Lamps.
CMO 21180	Boxes.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Southern Pacific Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3316; Filed, Mar. 1, 1946; 11:34 a. m.]

[S. O. 459]

UNLOADING OF COMMODITIES AT SAN FRANCISCO BAY AREA, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of February, A. D. 1946.

It appearing, that cars PRR 356753 and ATSF 119744, containing pipe and merchandise, respectively, at San Francisco Bay Area, California, on the Alameda Belt Line have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Commodities at San Francisco Bay Area, Calif., be unloaded. (a) The Alameda Belt Line, its agents or employees, shall unload forthwith cars PRR 356753 and ATSF 119744, containing pipe and merchandise, respectively, now on hand at San Francisco Bay Area, California, consigned to Bethlehem Alameda Shipyard, Inc., Alameda, Calif.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Alameda Belt Line, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3318; Filed, Mar. 1, 1946; 11:35 a. m.]

[S. O. 460]

UNLOADING OF COMMODITIES AT NASHVILLE, TENN.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of February, A. D. 1946.

It appearing, that numerous cars containing various commodities at Nashville, Tennessee, on the Louisville and Nashville Railroad Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Commodities at Nashville, Tennessee, be unloaded. (a) The Louisville and Nashville Railroad Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Nashville, Tennessee consigned to the Tennessee Enamel and Manufacturing Company.

Init. and No.	*Contents*
MC 86117	Sheet steel
PRR 61779	Sheet steel
C&O 95443	Sheet steel
Sou. 272171	Sheet steel
Sou. 271604	Sheet steel
W&LE 26147	Sheet steel
ACL 75419	Sheet steel
PRR 563444	Sheet steel
NKP 8065	Sheet steel
PRR 104891	Sheet steel
SooL 41358	Feldspar
T&P 50390	Sand

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U. S. C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Louisville and Nashville Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3319; Filed, Mar. 1, 1946; 11:35 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5948]

S. WERNER

In re: Bank account owned by S. Werner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That S. Werner, the last known address of which is Monckebergstrasse 8, Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to S. Werner, by Swiss Bank Corporation New York Agency, 15 Nassau Street, New York, New York, arising out of a dollar account, entitled Herrn S. Werner, Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-3209; Filed, Feb. 28, 1946; 11:33 a. m.]

[Vesting Order 5733]

ALLIANZ LEBENSVERSICHERUNGS

In re: Bank account owned by Allianz Lebensversicherungs.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Allianz Lebensversicherungs, the last known address of which is Taubenstrasse 1-2, Berlin W. 8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Allianz Lebensversicherungs, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a checking account, entitled Allianz Lebensversicherungs, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-3181; Filed, Feb. 28, 1946; 11:28 a. m.]

[Vesting Order 5738]

FREDERICO BAETZNER

In re: Bank accounts owned by the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Frederico Baetzner, deceased.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the personal representatives, heirs, next of kin, legatees, and distributees, names unknown, of Frederico Baetzner, deceased, whose last known addresses are Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: a. That certain debt or other obligation owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Frederico Baetzner, deceased, by Bankers Trust Company, New York, New York, arising out of a checking account, entitled Frederico Baetzner, deceased, maintained at the branch office of the aforesaid bank located at 529 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Frederico Baetzner, deceased, by Bankers Trust Company, New York, New York, arising out of a custodian fund account, Account Number 364, entitled Frederico Baetzner, deceased, maintained at the branch office of the aforesaid bank located at 529 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-3182; Filed, Feb. 28, 1946; 11:28 a. m.]

[Vesting Order 5743]

BAYERISCHE VEREINSBANK

In re: Bank account owned by Bayerische Vereinsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bayerische Vereinsbank, the last known address of which is Munich, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bayerische Vereinsbank, by Guaranty Trust Company of New York, 140 Broadway, New York, New York, arising out of a dollar account, entitled Bayerische Vereinsbank, and any and all rights to demand enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3183; Filed, Feb. 28, 1946; 11:28 a. m.]

[Vesting Order 5747]

BAYERISCHE VEREINSBANK

In re: Bank account owned by Bayerische Vereinsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bayerische Vereinsbank, the last known address of which is Munich, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bayerische Vereinsbank, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a Suspended Balance Ledger Account, entitled Bayerische Vereinsbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3184; Filed, Feb. 28, 1946; 11:28 a. m.]

[Vesting Order 5761]

ALMA E. BARTH

In re: Estate of Alma E. Barth, deceased; File No. D–28–9563; E. T. sec. 13162.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of the heirs at law and distributees of Emil Fielitz, deceased, Selma Kramer, Paul Dammkohler, Karl Fielitz, Paul Fielitz, Max Fielitz, Frieda Raake, Fritz Fielitz and Erna Bringmann, and each of them, in and to the Estate of Alma E. Barth, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Heirs at law and distributees of Emil Fielitz, deceased, Germany.
Selma Kramer, Germany.
Paul Dammkohler, Germany.
Karl Fielitz, Germany.
Paul Fielitz, Germany.
Max Fielitz, Germany.
Frieda Raake, Germany.
Fritz Fielitz, Germany.
Erna Bringmann, Germany.

That such property is in the process of administration by the Treasurer of Erie County, as Depositary, acting under the judicial supervision of the Surrogate's Court, Erie County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3185; Filed, Feb. 28, 1946; 11:29 a. m.]

[Vesting Order 5762]

ANNA B. BAUMANN

In re: Estate of Anna B. Baumann, deceased; File D–28–9987, E. T. sec. 14173.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mariechen Kramer Wolf, Willma Kramer Karl, and Willie Kramer, and each of them, in and to the Estate of Anna B. Baumann, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Mariechen Kramer Wolf, Germany.
Willma Kramer Karl, Germany.
Willie Kramer, Germany.

That such property is in the process of administration by Millie Stern Layton, as Executrix of the Estate of Anna B. Baumann, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3186; Filed, Feb. 28, 1946; 11:29 a. m.]

[Vesting Order 5764]

ELIZABETH BOHMAN

In re: Estate of Elizabeth Bohman, deceased; File No. D–28–7980; E. T. sec. 8931.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of the domiciliary personal representatives, heirs, next-of-kin, legatees and distributees, of Ludwig Bohman, deceased, Anna Konold, Mary Bauer, Anna Hippili, Hans Heindl, Hans Hochstetter, and Josephine Hochstetter, and each of them, in and to the Estate of Elizabeth Bohman, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

The domiciliary personal representatives, heirs, next-of-kin, legatees and distributees, of Ludwig Bohman, deceased, Germany.
Anna Konold, Germany.
Mary Bauer, Germany.
Anna Hippili, Germany.
Hans Heindl, Germany.
Hans Hochstetter, Germany.
Josephine Hochstetter, Germany.

That such property is in the process of administration by The Tradesmens National Bank, as Administrator; acting under the judicial supervision of the Court of Probate, District of New Haven, State of Connecticut;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3187; Filed, Feb. 28, 1946; 11:29 a. m.]

[Vesting Order 5780]

COMMERZBANK A. G.

In re: Bank account owned by Commerzbank Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Commerzbank Aktiengesellschaft, the last known address of which is Schliessfach 65, Berlin N. W. 7, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Commerzbank Aktiengesellschaft, by Guaranty Trust Company of New York, 140 Broadway, New York, New York, arising out of a dollar account, entitled Commerzbank Aktiengesellschaft, and any and all rights to demand enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an ap-

propriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3188; Filed, Feb. 28, 1946; 11:29 a. m.]

[Vesting Order 5785]

DEUTSCHE BANK

In re: Bank account owned by Deutsche Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Bank, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Bank, by Empire Trust Company, 120 Broadway, New York, New York, arising out of a dollar account, entitled Deutsche Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3189; Filed, Feb. 28, 1946; 11:29 a. m.]

[Vesting Order 5787]

DEUTSCHE GOLDDISKONTBANK

In re: Bank account owned by Deutsche Golddiskontbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Golddiskontbank, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Golddiskontbank, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a suspended balance ledger account, entitled Deutsche Golddiskontbank, Berlin, Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3190; Filed, Feb. 28, 1946; 11:29 a. m.]

[Vesting Order 5788]

DEUTSCHE GOLDISKONTBANK

In re: Bank account owned by Deutsche Goldiskontbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Goldiskontbank, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Goldiskontbank, by Manufacturers Trust Company, 55 Broad Street, New York, New York, arising out of a dollar account, entitled Deutsche Goldiskontbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3191; Filed, Feb. 28, 1946; 11:30 a. m.]

[Vesting Order 5864]

HUGO MEYER & CO.

In re: Stock, dividends and a claim owned by Hugo Meyer & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hugo Meyer & Co., the last known address of which is Görlitz, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: a. Fifty shares of $100 par value 6% cumulative preferred stock of Hugo Meyer & Co., Inc., 39 West 60th Street, New York, New York, a corporation organized under the laws of the State of New York, registered in the name of and owned by Hugo Meyer & Co., together with all declared and unpaid dividends thereon, and

b. All right, title, interest and claim of any name or nature whatsoever of Hugo Meyer & Co., in and to any and all obligations, contingent or otherwise and whether or not matured, owing to Hugo Meyer & Co., by Hugo Meyer & Co., Inc., 39 West 60th Street, New York, New York, including but not limited to that certain debt or other obligation appearing on the books and records of Hugo Meyer & Co., Inc., as accounts payable in the amount of $13,318.12 as of June 30, 1943, and any and all security rights in and to any and all collateral for any and all such obligations, and the right to enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3192; Filed, Feb. 28; 1946; 11:30 a. m.]

[Vesting Order 5920]

R. H. TEINTZE

In re: Bank account owned by the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of R. H. Teintze, deceased.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of R. H. Teintze, deceased, whose last known addresses are Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of R. H. Teintze, deceased, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Mr. R. H. Teintze, Deceased, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power

of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3193; Filed, Feb. 28, 1946; 11:30 a. m.]

[Vesting Order 5921]

GOROH TERANISHI

In re: Bank account owned by Goroh Teranishi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Goroh Teranishi, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Goroh Teranishi, by The National City Bank of New York, New York, arising out of a checking account, entitled Goroh Teranishi, maintained at the branch office of the aforesaid bank located at 9 West 51st Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3194; Filed, Feb. 28, 1946; 11:31 a. m.]

[Vesting Order 5922]

OTTONIE THIELE

In re: Bank account owned by Miss Ottonie Thiele .

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Miss Ottonie Thiele, whose last known address is 2 Hindenburgstrasse, Oker-am-Harz, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Miss Ottonie Thiele, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a Dollar Checking Account, entitled Miss Ottonie Thiele, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3195; Filed, Feb. 28; 1946; 11:31 a. m.]

[Vesting Order 5923]

THUERINGISCHE STAATSBANK

In re: Bank account owned by Thueringische Staatsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Thueringische Staatsbank, the last known address of which is Weimar, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Thueringische Staatsbank, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1368, entitled Thueringische Staatsbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3196; Filed, Feb. 28; 1946; 11:31 a. m.]

[Vesting Order 5924]

M. THURM

In re: Bank account owned by M. Thurm.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That M. Thurm, whose last known address is 2229 Higashi Kotsubo, Sushimachi, Miuro-gun, Kanawaga Prefecture, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to M. Thurm, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a compound interest department account, Account Number A7156, entitled M. Thurm, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3197; Filed, Feb. 28; 1946; 11:31 a. m.]

[Vesting Order 5925]

AUGUST THYSSEN-BANK, A. G.

In re: Bank account owned by August Thyssen-Bank, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That August Thyssen-Bank, Aktiengesellschaft, the last known address of which is Behrenstrasse 8, Berlin W. 8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to August Thyssen-Bank, Aktiengesellschaft, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled August Thyssen-Bank, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3198; Filed, Feb. 28; 1946; 11:32 a. m.]

[Vesting Order 5926]

HANS TIEDEMANN

In re: Bank account owned by Hans Tiedemann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hans Tiedemann, whose last known address is 13-a. Reinanzaka-Cho, Akasaka-ku, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Hans Tiedemann, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled Dr. Hans Tiedemann, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3199; Filed, Feb. 28; 1946; 11:32 a. m.]

[Vesting Order 5927]

KAZUKO TSURUMI

In re: Bank account owned by Kazuko Tsurumi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kazuko Tsurumi, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owning to Kazuko Tsurumi, by Empire Trust Company, New York, New York, arising out of a dollar account, entitled Miss Kazuko Tsurumi, maintained at the branch office of the aforesaid bank located at 580 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3200; Filed, Feb. 28; 1946; 11:32 a. m.]

[Vesting Order 5928]

YUSUKE TSURUMI

In re: Bank account owned by Yusuke Tsurumi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Yusuke Tsurumi, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Yusuke Tsurumi, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled Yusuke Tsurumi, maintained at the branch office of the aforesaid bank located at 17 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3201; Filed, Feb. 28; 1946; 11:32 a. m.]

[Vesting Order 5940]

SHIRLEY M. SUHLING

In re: Estate of Shirley M. Suhling, deceased; File D-28-10101; E. T. sec. 14370.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Hanna S. Kleintitschen, Annelore Kleintitschen, Illse Kleintitschen, Ursula Kleintitschen, Ille Stelloh, Rolf Stelloh, Johann F. Stelloh, Jurgen Stelloh, and members of the families of Johannes Suhling, the Stellohs and Kleintitschens, names unknown, and each of them, in and to the Estate of Shirley M. Suhling, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Hanna S. Kleintitschen, Germany.
Annelore Kleintitschen, Germany.
Ilse Kleintitschen, Germany.
Ursula Kleintitschen, Germany.
Ille Stelloh, Germany.
Rolf Stelloh, Germany.
Johann F. Stelloh, Germany.
Jurgen Stelloh, Germany.
Members of the families of Johannes Suhling, the Stellohs and Kleintitschens; names unknown, Germany.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3202; Filed, Feb. 28; 1946; 11:32 a. m.]

[Vesting Order 5941]

T/D EMIL A. WEIL

In re: T/D Emil A. Weil, deceased; File D-28-6482; E. T. sec. 5072.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Konrad Weil, Lothar Weil, Dorothea Jaeckel, and Elisabeth Haas-Delius, and each of them, in and to the trust under deed of Emil A. Weil, deceased,

That such property is in the process of administration by J. Easley Edmunds, Jr., and Thomas Fuller Torrey, as Executors, acting under the judicial supervision of the Corporation Court for the City of Lynchburg, Virginia;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3203; Filed, Feb. 28; 1946; 11:32 a. m.]

[Vesting Order 5943]

DR. KARL VOGT

In re: Bank account owned by Dr. Karl Vogt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Konrad Weil, Germany.
Lothar Weil, Germany.
Dorothea Jaeckel, Germany.
Elisabeth Haas-Delius, Germany.

That such property is in the process of administration by Girard Trust Company, as Trustee, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3203; Filed, Feb. 28; 1946; 11:32 a. m.]

1. That Dr. Karl Vogt, whose last known address is c/o Yeusu Building, 4th floor, Marunouchi, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Dr. Karl Vogt, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a compound interest department account, Account Number A16930, entitled Dr. Karl Vogt, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3204; Filed, Feb. 28, 1946; 11:33 a. m.]

[Vesting Order 5944]

KONRAL VON ILBERG AND/OR IRMGARD VON ILBERG

In re: Bank account owned by Konrad Von Ilberg and/or Irmgard Von Ilberg.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Konrad Von Ilberg and Irmgard Von Ilberg, whose last known addresses are c/o Commerz und Privatbank, Berlin, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Konrad Von Ilberg and/or Irmgard Von Ilberg, by the Marine Midland Trust Company of New York, 120 Broadway, New York, New York, arising out of a checking account, entitled Konrad Von Ilberg and/or Irmgard Von Ilberg, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3205; Filed, Feb. 28, 1946; 11:33 a. m.]

[Vesting Order 5945]

A. E. WASSERMANN

In re: Bank account owned by A. E. Wassermann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That A. E. Wassermann, the last known address of which is Wilhelmplatz 7, Berlin, W. 8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to A. E. Wasserman, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled A. E. Wassermann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3206; Filed, Feb. 28, 1946; 11:33 a. m.]

[Vesting Order 5946]

ANNA MARIE WEBER

In re: Bank account owned by Anna Marie Weber.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Marie Weber, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Anna Marie Weber, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mrs. Anna Marie Weber, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3207; Filed, Feb. 28, 1946; 11:33 a. m.]

[Vesting Order 5947]

WEIMAR JENA SUMMER COLLEGE

In re: Bank account owned by Weimar Jena Summer College.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Weimar Jena Summer College, the last known address of which is Goethe Museum, Weimar, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Weimar Jena Summer College, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Weimar Jena Summer College, and any and all rights to demand, enforce and collect the same,

is property payable within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3208; Filed, Feb. 28, 1946; 11:33 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 119, Amdt. 1 to Order 55]

CRANE CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 1 to Order No. 55 under Supplementary Order No. 119. Docket No. 6075–SO 119–22. Adjustment of maximum prices for sales of enameled cast iron plumbing fixture ware manufactured by the Crane Company of Chicago, Illinois.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 55 under Supplementary Order No. 119 is amended in the following respects:

Paragraph (a) is amended to read as follows:

(a) *Manufacturer's increase.* (1) For items of enameled cast iron plumbing fixture ware having an October 1, 1941 price. The Crane Company of Chicago, Illinois may determine its maximum prices for those items of enameled cast iron plumbing fixture ware, exclusive of fittings and trimmings, for which it had October 1, 1941 prices, by increasing by 22 percent its prices in effect on October 1, 1941 to each class of purchaser.

(2) For items of enameled cast iron plumbing fixture ware not having an Oc-

tober 1, 1941 price. The Crane Company of Chicago, Illinois may determine its maximum prices for the following items of enameled cast iron plumbing fixture ware, exclusive of all fittings and trimmings, by increasing its properly established prices under Maximum Price Regulation No. 591 in effect on February 28, 1946, to each class of purchaser by the following percentages:

	Percent
C-3319 Neuday enameled cast iron bath tub, 4½ feet in length, regular enamel finish	9.95
C-3319 Neuday enameled cast iron bath tub, 5 feet in length, regular enamel finish	9.95
C-3319 Neuday enameled cast iron bath tub, 4½ feet in length, acid resisting enamel finish	9.95
C-331 Neuday enameled cast iron bath tub, 5 feet in length, acid resisting enamel finish	9.95

This amendment shall become effective March 1, 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3225; Filed, Feb. 28, 1946; 11:38 a. m.]

[Rev. SO 119, Order 97]

TENNESSEE COFFIN AND CASKET CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Tennessee Coffin and Casket Company (Tennessee Red Cedar and Novelty Co.), 1211 East 14th Street, Chattanooga, Tennessee, may compute its adjusted ceiling prices for all articles of cedar chests and novelty furniture, which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 18.9 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188 and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 by the use of a pricing chart, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590 shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under Maximum Price Regulation No. 188.

If his supplier's invoice does not state an unadjusted maximum price, the seller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. If the maximum resale price cannot be determined under the above, the seller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulation.

(d) *Invoices to purchasers for resale.* Any person making a sale of an article covered by this order to a purchaser for resale at a maximum price adjusted under this order must furnish such purchaser with an invoice containing the information required by section 14 of Order No. 4800 under Maximum Price Regulation No. 188.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective March 1, 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3226; Filed, Feb. 28, 1946; 11:39 a. m.]

[SO 142, Rev. Order 13]

L. F. GRAMMES & SONS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Revised Order No. 13 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. L. F. Grammes and Sons, Inc. Docket Nos. 6083-SO 142-136-132 and 6083-136.21-444.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

Order No. 13 under Supplementary Order No. 142, issued January 23, 1946, is hereby redesignated Revised Order No. 13, and is revised and amended to read as follows:

(a) The maximum prices for machines and machine parts, metal stampings, wire formings, sub-assemblies, nameplates, escutcheons and other items covered by Revised Maximum Price Regulation 136, except those listed in paragraph (b) herein, sold by L. F. Grammes and Sons, Inc., Allentown, Pennsylvania, shall be determined by increasing by 8% the maximum prices which it had in effect to a purchaser of the same class on January 22, 1946.

(b) The maximum prices for sales by L. F. Grammes and Sons, Inc., Allentown, Pennsylvania, of dials and radio parts shall be determined as follows:

The manufacturer shall compute maximum prices for sales of dials and radio parts under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation 136, substituting the figure of 17.5% for the percentage applicable to the part being priced which is set forth in that section.

(c) (1) The maximum prices for sales by resellers of the items enumerated in paragraph (a) herein shall be determined as follows:

The reseller shall add to the maximum net price he had in effect, to a purchaser of the same class on January 22, 1946, the amount, in dollars and cents, by which his net invoiced cost has been increased due to the adjustment granted the manufacturer by this revised order.

(2) The maximum prices for sales by resellers of the items enumerated in paragraph (b) herein shall be determined as follows:

The reseller shall increase the maximum net prices, he had in effect to a purchaser of the same class on January 22, 1946, by the same percentage by which his net invoiced cost has been increased by reason of this revised order.

(d) L. F. Grammes and Sons, Inc., shall notify each person who buys for resale the items enumerated in paragraph (a) herein of the dollars-and-cents amounts by which this revised order permits the reseller to increase his maximum net prices, and shall notify each person who buys for resale the items enumerated in paragraph (b) herein of the percentage increase by which this revised order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

(f) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective March 1, 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3224; Filed, Feb. 28, 1946; 11:40 a. m.]

[MPR 188, Order 4876]

CAMILLUS CUTLERY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Camillus Cutlery Company, 60 East 42nd Street, New York 17, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—		
		Wholesalers (jobbers)	Retailers	Consumers
Pocket knife:		*Each*	*Each*	*Each*
3⅝ x 1⅝ mirror finish stag handle	70	$1.00	$1.33	$2.00
3⅝ x 1⅝ mirror finish stag handle	16	.75	1.00	1.50
3⅝ x 1¼ mirror finish stag handle	99	1.00	1.33	2.00

These maximum prices are for the articles described in the manufacturer's application dated January 1, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 1st day of March 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3219; Filed, Feb. 28, 1946; 11:39 a. m.]

[RMPR 194, Corr. to Order A-4]

NYLON HOSIERY IN ALASKA

ESTABLISHMENT OF MAXIMUM PRICES

Section 2 (a) is corrected to read as follows:

(a) *First method.* If the hosiery is received by you marked with the domestic retail ceiling price, your maximum price per pair shall be such domestic retail ceiling price, plus five cents, adjusted to the nearest nickel.

This correction shall become effective as of February 20, 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3220; Filed, Feb. 28, 1946; 11:39 a. m.]

[MPR 580, Amdt. 1 to Order 199]

FELIX TAUSEND & SONS

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 1 to Order 199. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-289.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 199, issued on September 24, 1945 on application of Felix Tausend & Sons, 114 Franklin Street, New York 13, New York under section 13 of MPR 580, is amended in the following respects:

1. Paragraph (a) is amended by deleting the heading "Manufacturer's Selling Price" and inserting the words "Manufacturer's Unadjusted Selling Price.[1]"

2. Paragraph (a) is further amended by adding the following footnote:

[1] Manufacturer's Unadjusted Selling Price means the manufacturer's selling price at the effective date of this pricing order prior to any adjustment received under price regulations issued since that date.

3. Paragraph (e) is amended to read as follows:

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), or defined in paragraph (b) the seller shall send a copy of this order and all subsequent amendments to the purchaser.

This amendment shall become effective March 1, 1946.

Issued this 28th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3223; Filed, Feb. 28, 1946; 11:40 a. m.]

[MPR 86, Amdt. 2 to Rev. Order 6]

ELECTRIC HOUSEHOLD UTILITIES CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to sections 5 and 14 of Maximum Price Regulation No. 86, *It is ordered:*

That Revised Order 6 under Maximum Price Regulation No. 86 is amended in the following respects:

1. Section 2 is amended to read as follows:

SEC. 2. *Distributor's ceiling prices—*(a) *Washing machines produced by the Hurley Machine Division.* Distributors shall determine their ceiling prices for sales on and after December 11, 1945 of the models 42-8, 42-8ER, and 42-9 washing machines under the first applicable rule of the following:

Rule 1. A distributor's ceiling price for sales in each zone of each model to each class of purchasing dealer shall be the price which will yield the distributor the same percentage of the total dollar margin between the manufacturer's price to him (not exceeding the manufacturer's ceiling price to him) and the dealer's price for resales to ultimate consumers in that zone as he received during the period October 1-15, 1941 in connection with the sale of the most comparable model produced by the same manufacturer and sold by him to the same class of purchasing dealer.

Rule 2. If a distributor cannot determine his ceiling price for sales of a particular model to a particular class of dealer under Rule 1, his ceiling price for that sale is the ceiling price established under Rule 1 for

the same sale by the "closest seller of the same class" who has so determined a ceiling price. A distributor's "closest seller of the same class" is a distributor who (a) had established a ceiling price for sales of the identical model of washing machine to the same class of purchaser, and (b) is the same general class of seller and (c) is located nearer to the distributor than any other seller who meets requirements (a) and (b) of this rule.

(b) *Washing machines produced by the Meadows Division.* Distributors shall determine their ceiling prices for sales of the Models T-81-LP, T-81-ER, T-82-LP and T-82-ER washing machines under the first applicable rule of the following:

Rule 3. A distributor's ceiling price for sales in each zone of each model to each class of purchasing dealer shall be the price which would yield the distributor the same percentage of the total dollar margin between the manufacturer's ceiling price to him and the dealer's ceiling price for resale to ultimate consumers in that zone as he received in connection with the sale of the most comparable model produced by the Hurley Machine Division and sold by him to the same class of purchasing dealer.

Rule 4. If a distributor cannot determine his ceiling price for sales of a particular model to a particular class of dealer under Rule 3 his ceiling price for that sale is the ceiling price established under Rule 3 for the same sale by the "closest seller of the same class" who has so determined a ceiling price. A distributor's "closest seller of the same class" is a distributor who (a) has established a ceiling price for sales of the identical model of washing machine to the same class of purchaser, and (b) is the same general class of seller and (c) is located nearer to the distributor than any other seller who meets requirements (a) and (b) of this rule.

(c) *Washington machines equipped with gas engines.* Distributors shall determine their ceiling prices for sales to dealers of machines equipped with gasoline engines by adding $21.50 to the ceiling price determined under paragraphs (a) or (b) of this order for a machine without a gas engine.

(d) *Ironing machines.* A distributor selling any ironing machines for which the manufacturer's ceiling prices are established by section 1 of this order shall determine his ceiling prices for such articles in accordance with the provisions of section 15 of Maximum Price Regulation No. 86.

(e) *Terms and conditions of sale.* The ceiling prices established by this section are subject to each seller's customary terms, discounts, allowances, and other price differentials applied by him on sales of similar articles during the period October 1–15, 1941 inclusive.

2. Section 3 is amended by adding thereto the models of washing machines and OPA retail ceiling prices listed below:

WASHERS

Model No.	Zone 1	Zone 2	Zone 3
	Each	*Each*	*Each*
T-81-LP	$69.95	$74.95	$79.95
T-81-ER	79.95	84.95	89.95
T-82-LP	79.95	84.95	89.95
T-82-ER	89.95	94.95	99.95
T-81-G	94.95	99.95	104.95
T-82-G	104.95	109.95	114.95

This amendment shall become effective on the 28th day of February 1946.

Issued this 28th day of February 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3237; Filed, Feb. 28, 1946; 4:38 p. m.]

[Rev. SO 119, Order 100]

DEXTER CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Dexter Company, Fairfield, Iowa, shall determine its ceiling prices for the line of washing machines it manufactures in accordance with the provisions of section 3 and 5 of Maximum Price Regulation No. 86, except that it shall increase its ceiling prices for each model by 11.7 percent instead of the 7.7 percent provided in section 5.

(b) *Distributor's ceiling prices.* Distributors who, prior to the effective date of this order, have established their ceiling prices under Section 15 of Maximum Price Regulation No. 86 for the nine models of washing machines listed below, or who, on or after the effective date of this order, establish their ceiling prices for those models under Rules 5 or 6 of that section shall determine their ceiling prices under this order for sales to dealers by adding to their ceiling prices established under that section the amount set forth below opposite each model number:

Model:	*Amount which may be added*
458 E	$2.84
454 E	1.63
453 E	1.50
452 E	1.33
453 G	2.17
645 E	2.63
445 E	1.63
345 E	1.50
345 G	2.17

These adjusted ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(c) *Dealer's ceiling prices.* The ceiling prices for sales in each zone by dealers to ultimate consumers of the nine models of washing machines listed below are as follows:

Model	Ceiling prices for sales to ultimate consumers		
	Zone 1	Zone 2	Zone 3
458 E	$152.35	$157.35	$162.35
454 E	86.60	91.60	96.60
453 E	76.45	81.45	86.45
452 E	66.30	71.30	76.30
453 G	107.15	112.15	117.15
645 E	142.15	147.15	152.15
445 E	86.60	91.60	96.60
345 E	76.45	81.45	86.45
345 G	107.15	112.15	117.15

These ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(d) For purposes of this order Zones 1, 2 and 3 comprise the following states:

Zone 1: North Dakota, South Dakota, Nebraska, Kansas, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, Kentucky and Ohio.

Zone 2: Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, South Carolina, Tennessee, North Carolina, Virginia, West Virginia, Maryland, District of Columbia, New Jersey, Delaware, Pennsylvania, New York, Connecticut, Massachusetts, New Hampshire, Vermont, Maine and Rhode Island.

Zone 3: Washington, Oregon, California, Nevada, Idaho, Montana, Wyoming, Utah, Colorado, Arizona, New Mexico, Texas and Florida.

(e) *Notification.* At the time of, or prior to the first invoice to each distributor, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(f) *Relationship to Maximum Price Regulation No. 86.* The ceiling prices established by this order supersede those established by Order No. 17 under Maximum Price Regulation No. 86 with respect to any washers sold by the manufacturer at prices adjusted in accordance with this order. All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that these provisions are modified by this order.

(g) *Definitions.* Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(h) This order may be revoked or amended by the Price Administator at any time.

This order shall become effective on the 28th day of February 1946.

Issued this 28th day of February 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3242; Filed, Feb. 28, 1946; 4:37 p. m.]

[RMPR 136, Amdt. 1 to Order 573]

STUDEBAKER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136; *It is ordered:*

Order No. 573, under Revised Maximum Price Regulation 136 is amended in the following respects:

1. The prices in the schedule in paragraph (a) (2) (i) for brakes, (BK No. 1) booster, furnished with 2 speed (dual wheel) rear axle, are amended to read as follows:

Description	*Model M16*
Right hand, or	$54.30
Left hand	41.25

2. The schedule in paragraph (a) (2) (1) is amended to add the following items of extra or optional equipment and respective prices:

Description	*Model M16*
Mountain brakes	$21.55
Single rear disc wheels and tire equipment—10:00 x 20 12 ply tires (no spare wheel)	63.25
Single rear disc wheels—less tires	
2 20 x 9-10 disc wheels	3.70
3 20 x 9-10 disc wheels[1]	20.80
Dual disc wheels—less tires	
5 20 x 7 disc wheels	2.95
Front disc wheels—less tires	
2 20 x 7 disc wheels	1.15
Single rear disc wheels and tire equipment—7:50 x 20 10 ply tires (deduct)	22.25
8.25 x 20 10 ply tires (deduct)	12.25
Single rear disc wheels—less tires:	
3 20 x 6 disc wheels (deduct)	5.55
3 20 x 7 disc wheels (deduct)	4.50

[1] Two 20 x 9-10 disc wheels released as standard option. Three wheels will be supplied if ordered.

3. Paragraph (d) (5) is amended to add the following sentence: "However, where the reseller was not a dealer in Studebaker trucks on March 31, 1942, the miscellaneous charges he may add under this subparagraph (5) shall bear a percentage relationship to the list price of the applicable model of base specifications no higher than the percentage relationship in effect on March 31, 1942, between the reseller's miscellaneous charges and the list price of the truck model of base specifications having the highest list price."

This amendment shall become effective February 28, 1946.

Issued this 28th day of February 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3238; Filed, Feb. 28, 1946; 4:37 p. m.]

[MPR 188, Amdt. 93 to Order A-1]

PUTTY AND CALKING COMPOUNDS

MODIFICATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

That Order No. A-1 under § 1499.159b of Maximum Price Regulation 188 be amended to include the following new subparagraph under (a):

(5) *Modification of maximum prices of certain sellers of putty and calking compounds.* Manufacturers of putty and calking compounds, whose dollar sales volume of such products in 1945 was at least 90% of the total dollar volume of sales of all products by such manufacturer in that year, may (notwithstanding any other provision of Maximum Price Regulation 188) sell and deliver putty and calking compounds at the maximum prices established under Maximum Price Regulation 188 plus 15 per cent. *Provided, however.* That before any manufacturer may sell at such increased prices he must file with the Chemicals and Drugs Price Branch, Office of Price Administration, Washington, D. C., a report showing the 1945 dollar sales volume of all products and the 1945 sales volume of putty and calking compounds.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective March 6, 1946.

Issued this 1st day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3266; Filed, Mar. 1, 1946; 11:17 a. m.]

[MPR 591, Amdt. 11 to Order 48]

AUTOMATIC NON-ELECTRIC TEMPERATURE CONTROLS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 48 under section 22 of Maximum Price Regulation No. 591 is amended in the following respects:

1. A new section 2.10 is added to read as follows:

SEC. 2.10 *Automatic non-electric temperature controls*—(a) *Manufacturers' increase for items having an October 1, 1941, price.* The maximum price for sales by any manufacturer of the types of automatic non-electric temperature controls covered by this section shall be his price to each class of purchaser in effect on October 1, 1941, increased by 5 percent.

(b) *Manufacturers' increase for items not having an October 1, 1941, price.* The manufacturer may not increase his properly established maximum price for any automatic non-electric temperature control device for which he does not have an October 1, 1941, price without specific authorization from the Office of Price Administration.

A manufacturer desiring to modify his properly established maximum price for an automatic non-electric temperature control for which he does not have an October 1, 1941 price, shall file an application for such modification of his maximum price to reflect the increase obtained by other manufacturers for similar articles under (a) above, setting forth the following:

(1) Full description of the item. Cuts or detailed sketches should be supplied.

(2) Established maximum price for the item and the section and regulation under which the maximum price was established.

(3) If possible, the names of competitors marketing similar items for which they had October 1, 1941 prices.

Such applications should be filed with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C.

(c) *Optional use of this section.* Since the provisions of this section are not intended to reduce properly established maximum prices, any manufacturer whose price in effect to each class of purchaser on October 1, 1941, plus the increase provided for under (a) above, is less than his maximum price as established under Maximum Price Regulation No. 591, may continue to use as his maximum price, the maximum price properly established under that regulation.

(d) *Notification by manufacturers.* Any manufacturer who applies the increase permitted under this section shall notify each purchaser, in writing, at or before the issuance of the first invoice after February 28, 1946, of any change in his selling price for each automatic non-electric temperature control.

(e) *Resellers' prices.* Any reseller may increase his maximum prices in effect on February 28, 1946, for the types of non-electric temperature control devices covered by this section to each class of purchaser by the percentage amount of his increase in acquisition cost resulting from the increase granted the manufacturer under this section.

(f) *Profit factor for use in connection with adjustments under section 1.2 (a) or (b).* Any manufacturer of the types of automatic non-electric temperature controls covered by this section filing an application in accordance with section 1.2 (a) or (b) may use in connection with such application the industry profit factor of 6.2 percent.

(g) The term "automatic non-electric temperature control devices" means those automatic non-electric control devices responsive to liquid level, temperature, pressure or humidity, and their related control devices and accessories, that have been especially designed for and normally used to control heating, ventilating, cooling, air conditioning, refrigeration and domestic water heating equipment. By "non-electric" is meant those control devices that are not actuated electrically nor whose principal function is the control of electrical circuits. Included are, however, those control devices that are fundamentally a functional part of a non-electrical control system and are used to connect operationally a non-electric control system to electrical equipment. The following items are specifically included:

Group 1: Refrigeration control equipment:
- A. Thermostatic expansion valves:
  - Thermostatic expansion valves with or without remote bulb, for use with all types of refrigerants
- B. Other refrigerant valves, for any type of refrigerant:
  - Automatic expansion valves
  - Constant pressure valves
  - Back pressure valves
  - Suction pressure regulating valves
  - Refrigerant float valves
- C. Miscellaneous refrigeration equipment:
  - Refrigeration water flow regulating valves
  - Refrigerant relief valves
  - Refrigerant distributors
  - Refrigernnt dryers, strainers, filters, oil separators, heat exchangers, etc.
  - Refrigerant injectors

Group 2: Self contained or self actuated furnace and boiler draft damper regulators, not power driven, responsive to changes in steam pressure or air or water temperatures:
- A. Boiler draft damper regulators:
  - Hot water heating boiler regulators
  - Steam, vapor or vacuum heating boiler regulators

B. Domestic hot water heating boiler regulators:
All types and sizes for domestic hot water heating
C. Warm air furnace and space heater regulators:
All types and sizes used for draft or check damper regulation on warm air furnaces and portable space heaters.
Group 3: Air, gas, or hydraulically actuated controls for heating, ventilating or air conditioning systems:
A. Thermostats and humidity controllers:
Thermostats—wall mounted
Thermostats—duct insertion type
Humidity controllers—wall mounted
Humidity controllers—duct insertion types
B. Pneumatic relays:
Plain pneumatic relays
Electric-Pneumatic relays
C. Motorized valves and motors:
Pneumatic motors (valve and damper actuators)
Motorized (pneumatic) valves
D. Miscellaneous equipment:
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Immersion liquid or air temperature controllers
Pressure controllers
Central control panels
Diverting switches
Accumulators
Air-velocity controllers
Group 4: Miscellaneous control devices:
A. Oil burner control equipment:
Oil burner oil pressure regulating valves
Oil burner fuel units incorporating an oil pressure regulating valve
Constant level flow control valves for regulating flow of oil to oil burners, and equipped with non-electric automatic motoring for flame control
Constant level flow control valves, non-motoring type
B. Self-actuated control valves:
Self-contained thermostatic steam radiator supply valves (not including vents or traps)
Combinations of self-actuated thermostats and valves
Self-contained thermostatic gas valves, including those designed specifically for domestic water heater control
Self-contained domestic hot water heater regulators consisting of valve and immersion thermostat, and safety control if necessary, when designed specifically for that purpose
C. Gas pressure regulators:
Gas pressure regulators of all sizes and types normally used and supplied for regulating the pressure of natural, mixed or artificial gas or liquefied petroleum gas in domestic and commercial installations
D. Miscellaneous control equipment:
Non-electric boiler water feeders and injectors
Group 5: Barometric damper regulators, but not including power-operated commercial and industrial sizes:
All sizes for portable space heaters
All sizes for domestic central heating plants
All sizes for commercial and industrial boilers, not power-operated
Group 6: Other miscellaneous non-electric controls, replacement parts and subassemblies used with the items listed under groups 1 to 5 inclusive.

Excluded are those controls designed specifically for and used primarily with ranges and industrial process equipment.

This amendment shall become effective March 1, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 1st day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3271; Filed, Mar. 1, 1946; 11:17 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register February 25, 1946.

Region I

Boston Order 1–C, Amendment 16, covering poultry in Massachusetts except Dukes and Nantucket counties. Filed 9:42 a. m.

Boston Order G–3, Amendment 7, covering dry groceries sold by Groups 3 and 4 stores in certain areas in New England. Filed 9:43 a. m.

Boston Order 6–O, Amendment 2, covering eggs sold by Groups 1 and 2 stores in the Greater Boston Trading area. Filed 9:43 a. m.

Boston Order 6–O, Amendment 3, covering eggs sold by Groups 1 and 2 stores in the Greater Boston Trading area. Filed 9:43 a. m.

New England Order 7–F, Amendment 44, covering fresh fruits and vegetables in the Boston area. Filed 9:41 a. m.

New England Order 8–F, Amendment 40, covering fresh fruits and vegetables in certain Defined areas in Massachusetts. Filed 9:41 a. m.

New England Order 9–F, Amendment 41, covering fresh fruits and vegetables in certain Defined areas in Massachusetts. Filed 9:41 a. m.

New England Order 10–F, Amendment 39A, covering fresh fruits and vegetables in certain Defined areas in Massachusetts. Filed 9:41 a. m.

New England Order 13–F, Amendment 21, covering fresh fruits and vegetables in the Brockton area. Filed 9:42 a. m.

New England Order 14–F, Amendment 2, covering fresh fruits and vegetables in the cities and towns of Barnstable county, Massachusetts. Filed 9:42 a. m.

Region II

New York Order 14–F, Amendment 3, covering fresh fruits and vegetables in the Five Boroughs of New York City. Filed 9:33 a. m.

New York Order 15–F, Amendment 3, covering fresh fruits and vegetables in all of Nassau and Westchester counties, New York. Filed 9:33 a. m.

New York Order 16–F, Amendment 3, covering fresh fruits and vegetables in Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster counties, N. Y. Filed 9:33 a. m.

New York Order 30, Amendment 2, covering dry groceries in certain counties in New York. Filed 9:34 a. m.

New York Order 6–W, Amendment 2, covering dry groceries in certain counties in New York. Filed 9:34 a. m.

New York Order 21–O, covering eggs. Filed 9:36 a. m.

Syracuse Order 5–F, Amendment 4, covering fresh fruits and vegetables in certain counties in New York. Filed 9:29 a. m.

Syracuse Order 6–F, Amendment 4, covering fresh fruits and vegetables in the cities of Syracuse, Watertown, Utica and their free Delivery Zones, New York. Filed 9:29 a. m.

Syracuse Order 7–F, Amendment 3, covering fresh fruits and vegetables in certain areas in New York. Filed 9:29 a. m.

Scranton Order 2–C and 1–O, covering poultry and eggs in the city of Scranton and Borough of Dunmore in Lackawanna county, Pennsylvania. Filed 9:43 a. m.

Syracuse Orders 5–D and 6–D, covering butter and cheese in certain counties in New York. Filed 9:30 a. m.

Syracuse Orders 7–D and 8–D, covering butter and cheese in certain counties in New York. Filed 9:30 a. m.

Syracuse 17, Amendment 5, covering dry groceries in certain counties in New York. Filed 9:45 a. m.

Syracuse Order 18, Amendment 3, covering dry groceries in certain counties in New York. Filed 9:45 a. m.

Syracuse Orders 43 and 44, Amendments 2 and 3, covering dry groceries in certain counties in New York. Filed 9:29 and 9:30 a. m.

Syracuse Order 45, Amendment 3, covering dry groceries in certain counties in New York. Filed 9:30 a. m.

Syracuse Order 4–W, Amendment 4, covering dry groceries in certain counties in New York. Filed 9:46 a. m.

Syracuse Order 11–W, Amendment 3, covering dry groceries in certain counties in New York. Filed 9:31 a. m.

Region III

Charleston Order 7–F, Amendment 50, covering fresh fruits and vegetables in Lincoln, Logan, Mingo and Wayne counties, except the City of Huntington in Wayne county, West Virginia. Filed 9:31 a. m.

Charleston Order 9–F, Amendment 50, covering fresh fruits and vegetables in Cabell county and the city of Huntington in Wayne county, West Virginia. Filed 9:31 a. m.

Charleston Order 10–F, Amendment 50, covering fresh fruits and vegetables in Calhoun, Jackson, Mason, Pleasants, Ritchie, Roane, Wirt and Wood counties, West Virginia. Filed 9:31 a. m.

Charleston Order 11–F, Amendment 50, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan counties, West Virginia. Filed 9:31 a. m.

Charleston Order 14–F, Amendment 17, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:32 a. m.

Charleston Order 15–F, Amendment 47, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:32 a. m.

Charleston Order 16–F, Amendment 47, covering fresh fruits and vegetables in Boone, Fayette, Kanawha, Putnam and Raleigh counties, West Virginia. Filed 9:32 a. m.

Charleston Order 17–F, Amendment 46, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:32 a. m.

Charleston Order 10–O, Amendment 1, covering eggs in certain counties in West Virginia. Filed 9:46 a. m.

Charleston Order 11–O, Amendment 1, covering eggs in certain counties in West Virginia. Filed 9:46 a. m.

Charleston Order 12–O, Amendment 1, covering eggs in certain counties in West Virginia. Filed 9:46 a. m.

Cleveland Order 6–F, Amendment 13, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 9:46 a. m.

Cleveland Order 7–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:47 a. m.

Detroit Order 10–F, Amendment 10, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 9:43 a. m.

Detroit Order 10–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:44 a. m.

Detroit Order 10–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:44 a. m.

Detroit Order 5–C, Amendment 1, covering poultry in Wayne county, Michigan. Filed 9:45 a. m.

Detroit Order 8–D, covering butter and cheese in certain counties in Michigan. Filed 9:45 a. m.

Detroit Order 12, Amendment 10, covering dry groceries. Filed 9:44 a. m.

Detroit Order 13, Amendment 8, covering dry groceries. Filed 9:44 a. m.

Detroit Order 26, Amendment 3, covering dry groceries in the Saginaw area. Filed 9:45 a. m.

Detroit Order 2–W, Amendment 3, covering dry groceries in the Saginaw area. Filed 9:47 a. m.

Detroit Order 2–W, Amendment 8, covering dry groceries. Filed 9:47 a. m.

Detroit Order 6–W, Amendment 3, covering dry groceries in the Saginaw area. Filed 9:47 a. m.

Detroit Order 16–W, Amendment 2, covering dry groceries in the Grand Rapids area. Filed 9:47 a. m.

Detroit Order 27–W, Amendment 2, covering dry groceries in the Grand Rapids area. Filed 9:48 a. m.

Escanaba Order 3–D, covering butter and cheese in certain counties in Michigan, except Mackinac Island in Mackinac county, Michigan. Filed 9:36 a. m.

Indianapolis Order 14–F, Amendment 55, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe counties, Indiana. Filed 9:48 a. m.

Indianapolis Order 15–F, Amendment 55, covering fresh fruits and vegetables in Wayne, Delaware and Allen counties, Indiana. Filed 9:48 a. m.

Indianapolis Order 16–F, Amendment 55, covering fresh fruits and vegetables in the county of St. Joseph. Filed 9:48 a. m.

Indianapolis Order 17–F, Amendment 55, covering fresh fruits and vegetables in the county of Vanderburgh, Indiana. Filed 9:48 a. m.

Louisville Order 12–F, Amendment 57, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 9:49 a. m.

Louisville Order 17–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:49 a. m.

Louisville Order 18–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:49 a. m.

Louisville Order 19–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:50 a. m.

Louisville Order 23–F, Amendment 9, covering fresh fruits and vegetables in Boyd county, Kentucky. Filed 9:50 a. m.

Louisville Order 25–F, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:50 a. m.

Louisville Order 26–F, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:51 a. m.

Louisville Order 3–C, Amendment 9, covering poultry in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 9:51 a. m.

Region IV

Jacksonville Order 14–F, Amendment 16, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 9:46 a. m.

Jacksonville Order 24–O, Amendment 9, covering eggs in Duval county, Florida. Filed 9:51 a. m.

Miami Order 5–F, Amendments 19 and 20, covering fresh fruits and vegetables in certain cities and towns in Florida. Filed 9:51 a. m.

Miami Order 6–F, Amendments 17 and 18, covering fresh fruits and vegetables in the Tampa, Florida area. Filed 9:51 and 9:52 a. m.

Miami Order 7–F, Amendment 10, covering fresh fruits and vegetables in certain areas in Florida. Filed 9:52 a. m.

Miami Order 9, Amendment 1, covering dry groceries in Dade, Broward, Hillsborough and Pinellas counties, Florida. Filed 9:52 a. m.

Miami Order 11, covering dry groceries in Monroe county, Florida. Filed 9:53 a. m.

Miami Order 12, Amendment 1, covering dry groceries in the Miami, Florida area. Filed 9:53 a. m.

Miami Order 12–O, Amendments 7 and 8, covering eggs in Dade county, Florida. Filed 9:54 a. m.

Miami Order 12–C, Amendment 3, covering poultry in Broward, Collier, and Monroe counties, Florida. Filed 9:53 a. m.

Miami Order 13–C, Amendment 2, covering poultry in Dade county, Florida. Filed 9:53 a. m.

Miami Order 5–W, Amendment 1, covering dry groceries in Dade, Broward, Hillsborough and Pinellas counties, Florida. Filed 9:54 a. m.

Miami Order 5–W, Amendment 9, covering dry groceries in Dade, Broward, Hillsborough, and Pinellas, counties, Florida. Filed 9:52 a. m.

Miami Order 6–W, Amendments 1 and 10, covering dry groceries in certain counties in Florida. Filed 9:54 and 9:53 a. m.

Raleigh Orders 23 and 24, Amendment 1, covering dry groceries sold by Groups 1 and 2 stores and 3 and 4 stores in certain counties in North Carolina. Filed 9:54 a. m.

Raleigh Orders 25 and 26, Amendment 1, covering dry groceries sold by Groups 1 and 2 stores and 3 and 4 stores in certain counties in the North Carolina area. Filed 9:54 and 9:55 a. m.

Raleigh Orders 7–W and 8–W, Amendment 1, covering dry groceries in the North Carolina area. Filed 9:55 a. m.

Region VIII

Phoenix Order 9–F, Amendment 29, covering fresh fruits and vegetables in the Phoenix area. Filed 9:39 a. m.

Phoenix Order 10–F, Amendment 25, covering fresh fruits and vegetables in the Tucson area. Filed 9:39 a. m.

Phoenix Order 11–F, Amendment 24, covering fresh fruits and vegetables in the Cochise area. Filed 9:40 a. m.

Portland Order 32–F, Amendment 15, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:40 a. m.

Portland Order 33–F, Amendment 15, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 9:40 a. m.

Portland Order 34–F, Amendment 14, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon area. Filed 9:40 a. m.

Portland Order 35–F, Amendment 15, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon area. Filed 9:40 a. m.

Portland Order 36–F, Amendment 15, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon. Filed 9:40 a. m.

Portland Order 37–F, Amendment 15, covering fresh fruits and vegetables in the La Grande, Baker, Redmond, Heppner, Oregon area. Filed 9:40 a. m.

Portland Order 38–F, Amendment 15, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon area. Filed 9:40 a. m.

Portland Order 39–F, Amendment 15, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 9:40 a. m.

Portland Order 40–F, Amendment 13, covering fresh fruits and vegetables in the City of The Dalles, Oregon. Filed 9:41 a. m.

Portland Order 41–F, Amendment 16, covering fresh fruits and vegetables in the Kelso, Salem, Hood River, Clatskanie, Forest Grove, Oregon area. Filed 9:41 a. m.

Portland Order 42–F, Amendment 16, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:41 a. m.

Nevada Order 32, Amendments 4 and 5, covering dry groceries in the Reno and Sparks area. Filed 9:37 a. m.

Nevada Order 33, Amendments 4 and 5, covering dry groceries in certain areas in Nevada. Filed 9:37 a. m.

Nevada Order 34, Amendments 4 and 5, covering dry groceries in certain areas in Nevada. Filed 9:38 a. m.

Nevada Order 35, Amendments 4 and 5, covering dry groceries in Henderson, Boulder City, Las Vegas, Pittman and Whitney. Filed 9:38 a. m.

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Nevada Order 37, Amendments 3 and 4, covering dry groceries in Boulder City, Henderson and Las Vegas. Filed 9:38 a. m.

Nevada Order 38, Amendment 1, covering dry groceries in Carson City, Fallon, Lovelock, Reno, and Sparks. Filed 9:39 a. m.

Nevada Order 38, covering dry groceries in Carson City, Fallon, Lovelock, Reno and Sparks. Filed 9:38 a. m.

Nevada Order 39, Amendment 1, covering dry groceries in Babbitt, Elko, Ely, Tonopah, and Winnemucca. Filed 9:39 a. m.

Nevada Order 39, covering dry groceries in Babbitt, Elko, Ely, Tonopah and Winnemucca. Filed 9:39 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-3163; Filed, Feb. 27, 1946; 4:30 p. m.]

[Region VIII Order G-3 Under MPR 329, Amdt. 14]

FLUID MILK IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-3 under Maximum Price Regulation No. 329 is amended in the following respects:

1. Paragraph (a) (1) is hereby amended by striking from said paragraph the following description of areas "Marin County—that portion lying east of State Highway No. 1 and south of the Point Reyes-Novato Highway and all points in Marin County within one-half mile of that area" and Marin County—remaining portion" and the accompanying prices, and substituting therefor the following:

Location of dairy	*Maximum price*
Marin County—that portion lying east of State Highway No. 1 and south of a line commencing at Point Reyes Station proceeding easterly along the Point Reyes-Novato Highway, northerly along U. S. Highway No. 101, thence easterly along Atherton County Road to State Highway No. 37 and easterly along said state highway to the eastern boundary of Marin County, and all portions in Marin County within one-half mile of that area	$0.95
Marin County—remaining portion	.935

This amendment to Order No. G-3 shall be effective as of May 9, 1943.

Issued this 27th day of February 1946

BEN C. DUNIWAY,
Regional Administrator.

Approved: February 26, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-3164; Filed, Feb. 27, 1946; 4:30 p. m.]

Reference

MAR 7 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 44

Washington, Tuesday, March 5, 1946

The President

EXECUTIVE ORDER 9700

CREATING AN EMERGENCY BOARD TO INVESTIGATE THE DISPUTES BETWEEN THE TEXAS & NEW ORLEANS RAILROAD COMPANY, CARRIER, AND CERTAIN OF ITS EMPLOYEES

WHEREAS disputes exist between the Texas & New Orleans Railroad Company, a carrier, and certain of their employees represented by the Brotherhood of Locomotive Engineers and the Brotherhood of Railroad Trainmen, labor organizations; and

WHEREAS, these disputes have not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS, these disputes, in the judgment of the National Mediation Board, threaten substantially to interrupt interstate commerce within the states of Texas and Louisiana, to a degree such as to deprive that portion of the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), I hereby create a board of three members, to be appointed by me, to investigate said disputes. No member of the said board shall be pecuniarily or otherwise interested in any organization of railway employees or any carrier.

The board shall report its findings to the President with respect to the said disputes within thirty days from the date of this order.

As provided by section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change except by agreement, shall be made by the Texas & New Orleans Railroad Company, or their employees in the condition out of which the said disputes arose.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 1, 1946.

[F. R. Doc. 46-3335; Filed, Mar. 1, 1946; 2:01 p. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

FAIR AND REASONABLE PRICES FOR 1945-46 CROP OF PUERTO RICAN SUGARCANE

Pursuant to the provisions of subsection (d) of Section 301 of the Sugar Act of 1937, as amended, the following determination is hereby issued:

§ 802.42h *Fair and reasonable prices for the 1945–46 crop of Puerto Rican sugarcane.* Fair and reasonable prices for the 1945–46 crop of Puerto Rican sugarcane to be paid by processors who, as producers, apply for payment under the Sugar Act of 1937, as amended, shall be not less than those provided for in the "Determination of Fair and Reasonable Prices for the 1944–45 Crop of Puerto Rican Sugarcane," issued January 20, 1945 (10 F. R. 811), except that if settlements in 1942–43 for Japanese Uba, Coimbatore, or other varieties of the Saccharum Spontaneum or Saccharum Sinense types of sugarcane were based upon the New York market price for 96° raw sugar without deduction for shipping and selling costs, such shipping and selling costs in excess of the average of such costs for the crop years 1937–38, 1938–39, and 1939–40, may be deducted. (Sec. 301, 50 Stat. 910; 7 U.S.C. 1131)

Issued this 4th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3409; Filed, Mar. 4, 1946; 11:06 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 9-19, Amdt. 2]

PART 1220—FEED

OIL SEED MEAL SET ASIDE FOR MARCH 1946

War Food Order No. 9-19 (11 F. R. 789, 1145) is hereby amended by deleting

(Continued on p. 2215)

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FEDERAL REGISTER

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NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per book.

Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

Book 3: Titles 33–50, including a general index and ancillary tables.

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[1] See Office of Defense Transportation in Notices section.

paragraph (b) (3) and substituting in lieu thereof the following:

(3) Five percent of his production of oil seed meal during the month of March 1946.

This amendment shall become effective at 12:01 a. m., e. s. t., March 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 9–19, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 9, 11 F.R. 669)

Issued this 27th day of February 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46–3167; Filed, Feb. 27, 1946; 4:31 p. m.]

[WFO 9, Amdt. 5]

PART 1220—FEED

RESTRICTIONS ON RECEIPT OF PROTEIN MEAL AND THE USE OF CONCENTRATES

War Food Order No. 9, as amended (11 F.R. 669), is hereby further amended as follows:

1. By deleting the period at the end of paragraph (b), substituting a comma in lieu thereof and adding immediately thereafter: "*Provided, further*, That any concentrates acquired by a mixed feed manufacturer from cottonseed crushers located in the States of Oklahoma, Louisiana, or Texas (who were authorized to purchase northern soybeans for crushing and who have used such beans in the manufacture of such concentrates) shall be counted as protein meal at the rate of one ton of protein meal per ton of concentrate."

2. By adding immediately after the table in paragraph (c) the following:

Provided, however, That any concentrates acquired by any person from cottonseed crushers located in the States of Oklahoma, Louisiana, or Texas (who were authorized to purchase northern soybeans for crushing and who have used such beans in the manufacture of such concentrates) shall be counted as protein meal at the rate of one ton of protein meal per ton of concentrate.

3. By deleting paragraph (d) and substituting in lieu thereof the following:

(d) *Restrictions on protein meal inventories and purchases.* (1) Except as provided in paragraph (e) hereof, no person shall, during any calendar month, accept delivery of protein meal in any quantity which will cause his inventory (exclusive of fishmeal stocks) to exceed a 30 days' supply based upon his use or sales of protein meal during the corresponding calendar month of 1945. In computing the maximum amount of protein meal which may be received under the provisions of this paragraph (d) (1) urea shall be counted as protein meal at the rate of 6 tons of protein meal per ton of urea.

(2) No person shall, during any calendar month, receive or accept protein meal, or offer to receive or accept protein meal, whether by purchase and sale, trade, barter, gift, loan, exchange, or otherwise, in any quantity which will cause his total receipts of protein meal during such month to exceed his receipts of protein meal during the corresponding calendar month of 1945. In computing the maximum amount of protein meal which may be received under the provisions of this paragraph (d) (2) urea shall be counted as protein meal at the rate of six tons of protein meal per ton of urea.

4. By deleting the certificate form contained in paragraph (f) and substituting in lieu thereof the following:

The undersigned hereby certifies to the United States Department of Agriculture and to _____.
Name and address of supplier
that he is familiar with the terms of the War Food Order No. 9, that he will use the protein meal or urea to be delivered under this certificate in accordance with the provisions of War Food Order No. 9, and that the receipt by him of such protein meal and urea will not increase his inventory or his total receipts for the calendar month beyond the amount permitted under War Food Order No. 9.

This amendment shall become effective at 12:01 a. m., e. s. t. February 28, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 9, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 26th day of February 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–3140; Filed, Feb. 27, 1946; 12:21 p. m.]

[WFO 66, Amdt. 15]

PART 1468—GRAINS

GRAIN AND GRAIN PRODUCTS

War Food Order No. 66, as amended (10 F.R. 4849, 6793, 10419, 11695, 13770, 14687; 11 F.R. 595), is hereby further amended to read as follows:

§ 1468.2 *Restrictions on the purchase and use of grain and grain products*—(a) *Definitions.* (1) "Brewer" means any person who is engaged in the commercial manufacture of malt beverages in the continental United States.

(2) "Malt beverages" means beer, ale, stout, porter, near-beer, and beverages of a similar kind, made by alcoholic fermentation of malted grain, with or without other food products, and with hops or hop products.

(3) "Grain" means all grain, whether malted or unmalted, including, but not being limited to, barley, wheat, rice, corn, sorghum grains, and soy beans, whether in the form of whole grain or in the form of grits, flakes, or other starch material.

(4) "Grain products" means all sugars and syrups derived, in whole or in part, from grain.

(5) "Malted grain" means barley, wheat, rye, or any other grain, which has been steeped in water, germinated, and dried.

(6) "Minimum carload" means a rail shipment of such minimum quantity as

the Office of Defense Transportation may establish as the minimum permitted carload in General Order 18–A, as amended (9 F.R. 116, 7528), or as it may be further amended or modified from time to time.

(7) "Use" means, with respect to grain, to infuse into a mash; and such term means, with respect to grain products, to introduce into a brew.

(8) "Quota period" means any one of the following three-month periods: (i) March 1 to May 31, both inclusive; (ii) June 1 to August 31, both inclusive; (iii) September 1 to November 30, both inclusive; and (iv) December 1 through the last day of February in the next calendar year.

(9) "Assistant Administrator" means the Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration, United States Department of Agriculture.

(10) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(11) "Continental United States" means the area which is within the limits of the 48 States, and the District of Columbia.

(b) *Restrictions on the purchase and use of grain and grain products.* (1) No brewer shall use, in the manufacture of malt beverages during the quota period beginning on March 1, 1946, or any subsequent quota period, a quantity of grain in excess of 70 percent of the quantity of grain used by him, not in violation of the provisions of War Food Order No. 66, as amended, in the manufacture of malt beverages during the three months of 1945 which correspond with the months included in the particular current quota period: *Provided*, That, no brewer shall use, during the quota period beginning on March 1, 1946, or any subsequent quota period, any wheat in the manufacture of malt beverages: *And provided further*, That, during the quota period beginning on March 1, 1946, or any subsequent quota period, no brewer shall use, in the manufacture of malt beverages, any rice except either screenings milled rice (class XIII), or brewers milled rice (class XIV), as those grades and classes of rice are defined in the "United States Standards for Milled Rice," issued by the Acting Secretary of Agriculture on April 28, 1942, and made effective on May 15, 1942, or as such standards for those grades and classes of rice may be amended from time to time hereafter. No person shall sell to a brewer, for brewing purposes, any wheat, or any rice except the grades and classes of rice which are referred to in the preceding sentence of this paragraph. The provisions of this paragraph shall not be construed as a modification, suspension, or amendment of War Food Order No. 10, as amended (11 F.R. 1088), or as it may be further amended or modified from time to time.

(2) No brewer shall use, in the manufacture of malt beverages during the quota period beginning on March 1, 1946, or any subsequent quota period, a quantity of grain products in excess of 70 percent of the quantity of grain products used by him, not in violation of the provisions of War Food Order No. 66, as amended, in the manufacture of malt beverages during the three months of 1945 which correspond with the months included in the particular current quota period: *Provided*, That no brewer shall use, during the quota period beginning on March 1, 1946, or any subsequent quota period, any wheat products in the manufacture of malt beverages; and *Provided further*, That, during the quota period beginning on March 1, 1946, or any subsequent quota period, no brewer shall use, in the manufacture of malt beverages, any rice products except either products from screenings milled rice (class XIII), or products from brewers milled rice (class XIV), as those grades and classes of rice are defined in the "United States Standards for Milled Rice," issued by the Acting Secretary of Agriculture on April 28, 1942, and made effective on May 15, 1942, or as such standards for those grades and classes of rice may be amended from time to time hereafter. No person shall sell to a brewer, for brewing purposes, any grain product made, wholly or in part, from wheat, or any grain product made, wholly or in part, from any rice except the grades and classes of rice which are referred to in the preceding sentence of this paragraph.

(3) Notwithstanding any other quota limitation prescribed or provided for under this order, any brewer who used, pursuant to the provisions of War Food Order No. 66, as amended, grain in the manufacture of malt beverages during the twelve-months period ending February 28, 1946, may use, in any quota period, a total quantity of grain which is not in excess of 180,000 pounds.

(4) The quotas computed pursuant to the provisions of this order by any brewer owning or operating more than one plant shall be computed for each plant separately and on the basis of the brewing operations at the particular plant.

(5) Any brewer may substitute grain products for grain, in which event he shall deduct 10 pounds from the amount of his grain quota for every 8 pounds of grain products so substituted. Any brewer may substitute grain for grain products, in which event he shall deduct 8 pounds from the amount of his grain products quota for every 10 pounds of grain so substituted.

(6) Of the quantity of malt beverages manufactured by any brewer during any quota period, not more than 94 percent thereof shall contain in excess of 3.2 percent of alcohol by weight.

(7) No brewer, unless authorized by the Assistant Administrator, shall sell or deliver, in any quota period, malt beverages having an alcoholic content of 3.2 percent, or less, by weight: *Provided*, That any brewer, without authorization from the Assistant Administrator, may sell or deliver, in any quota period, any malt beverages having an alcoholic content of 3.2 percent, or less, by weight, in excess of the quantity of malt beverages equal to 6 percent of all malt beverages manufactured by him in the same quota period.

(c) *Restrictions on inventories of grain and grain products.* (1) No brewer, other than a brewer who manufactures malted grain, shall acquire (by purchase or otherwise), or accept delivery of, a quantity of malted grain which will cause the total quantity of malted grain owned by such brewer, or in his possession at any one time, to exceed 272,000 pounds, or 16 percent of the quantity of malted grain used by such brewer in the manufacture of malt beverages in the calendar year 1945, whichever amount is the greater.

(2) No brewer who manufactures malted grain shall acquire (by purchase or otherwise), accept delivery of, or manufacture a quantity of malted grain which will cause the total quantity of malted grain owned by such brewer, or in his possession, at any one time to exceed 30 percent of the total quantity of malted grain used by such brewer for all purposes in the calendar year 1945.

(3) No brewer shall acquire (by purchase or otherwise), or accept delivery of, a quantity of grain other than malted grain which will cause the total quantity of grain other than malted grain owned by such brewer, or in his possession, at any one time, to exceed 228,000 pounds, or 16 percent of the quantity of grain other than malted grain used by such brewer in the manufacture of malt beverages in the calendar year 1945.

(4) No brewer, other than a brewer who manufactures grain products, shall acquire (by purchase or otherwise), or accept delivery of, a quantity of grain products which will cause the total quantity of grain products owned by such brewer, or in his possession, at any one time to exceed 16 percent of the quantity of grain products used by such brewer in the manufacture of malt beverages in the calendar year 1945.

(5) Nothing in this order shall be construed to require delivery of less than a minimum carload of grain or grain products, and any brewer owning or having under his control less than his permitted inventory of grain and grain products may acquire or accept delivery of a minimum carload of grain or grain products.

(d) *Carrying over of quotas.* Grain and grain products quotas may be carried over from one quota period to another quota period only with the written permission of the Assistant Administrator. Application for such permission shall be made by letter, in which shall be set forth the pertinent facts, the amount of the quota desired to be carried over, and the reasons which the brewer believes justify the granting of such permission. If any brewer has remaining, at the end of any quota period, an unused portion of his quota which is insufficient to produce a full brew, he may, notwithstanding the foregoing restrictions, carry such balance over into the next succeeding quota period, and add such balance to his quota for use in such succeeding quota period, without obtaining specific permission therefor from the Assistant Administrator.

(e) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of grain, grain products, malted grain, and malt syrup of any brewer, and to make such investigations, as may be necessary or appropriate, in the Assistant Administrator's discretion, to the enforcement or administration of the provisions of this order.

(f) *Records and reports.* (1) Each manufacturer of malted grain shall submit a report to the Assistant Administrator on Form No. FDO 66–1 for each month, showing his production, shipments, and inventories of malted grain for such months. The report for each month shall be sent to the Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration, Department of Agriculture, Washington 25, D. C., Ref. WFO 66, in time to reach him on or before the 10th day of the following month, and shall contain the information required by the Assistant Administrator.

(2) Each brewer shall submit a report to the Assistant Administrator on Form No. FDO 66–2 for each month, showing his production, sales, and inventories of malt beverages for such month. The report for each month shall be sent in duplicate to the Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration, Department of Agriculture, Washington 25, D. C., Ref. WFO 66, in time to reach him on or before the 10th day of the following month, and it shall contain the information required by the Assistant Administrator.

(3) The Assistant Administrator shall be entitled to obtain such additional information from, and to require the furnishing of such additional reports and the keeping of such additional records by, any person, as may be necessary and appropriate, in the Assistant Administrator's discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(4) Every person subject to this order shall, for at least two years (or for such other period of time as the Assistant Administrator may designate), maintain an accurate record of his transactions in grain, grain products, malted grain, and malt syrup.

(g) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using grain, grain products, malted grain, or malt syrup. In addition, any person who willfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(h) *Petition for relief from hardship.* Any person affected by this order who considers that compliance therewith would work an exceptional or unreasonable hardship on him may apply in writing for relief to the Assistant Administrator, setting forth in such petition all pertinent facts and the nature of the relief sought. The Assistant Administrator may thereupon take such action as he deems appropriate, which action shall be final.

(i) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless instructions to the contrary are issued by the Assistant Administrator, be addressed to the Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration, Department of Agriculture, Washington 25, D. C., Ref. WFO 66.

(k) *Effective date.* The provisions of this amendment shall become effective at 12:01 a. m., e. s. t., March 1, 1946.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 66, as amended, in effect prior to the effective time of the provisions hereof, the provisions of the said War Food Order No. 66, as amended, in effect prior to the effective time of the provisions of this amendment shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 28th day of February 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–3234; Filed, Feb. 28, 1946; 3:28 p. m.]

[WFO 141, Amdt. 2]

PART 1468—GRAIN

USE OF GRAIN FOR DISTILLED PRODUCTS

War Food Order No. 141, as amended (10 F.R. 9381, 11381), is further amended to read as follows:

§ 1468.11 *Distribution and use of grain for alcohol, alcoholic beverages, and spirits* — (a) *Definitions.* (1) "Grain" means corn, wheat, grain sorghums, barley, rye, granular wheat flour, granular rye flour, or any other grain or grain product used by a distiller in the manufacture of alcohol or alcoholic beverages or spirits.

(2) "Corn" means yellow, white, or mixed shelled corn, or snap corn, of the dent or flint varieties, in any form, whether whole or crushed or mixed with other grains.

(3) "Distiller" means any person engaged in the business of manufacturing alcohol or alcoholic beverages or spirits by any process which includes distillation.

(4) "Ethyl alcohol" means that substance known as ethyl alcohol, hydrated oxide of ethyl or spirits of wine, from whatever source or process produced, having a proof of 160 degrees or more; but does not include the substance commonly known as whisky, brandy, rum, or gin or other spirits produced at registered distilleries or fruit distilleries operated under Bureau of Internal Revenue Regulations 4 and 5.

(5) "Butyl alcohol" means that substance known as butyl alcohol or hydrated oxide of butyl, derived by fermentation.

(6) "Futures contract" means a contract of sale for the future delivery of corn traded in on any contract market designated under the Commodity Exchange Act, 7 U. S. C. 1–17a.

(7) "Accept delivery" means to receive custody, control, physical possession, or legal title.

(8) "Feed recovery plant" means any facility of a distiller which may be used to recover livestock feed from the by-products of the manufacture of alcohol or alcoholic beverages or spirits.

(9) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(10) "Assistant Administrator" means the Assistant Administrator, for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(b) *Use of grain for alcohol, alcoholic beverages, spirits, ethyl alcohol, or butyl alcohol.* Unless otherwise authorized by the Assistant Administrator, no distiller shall use grain or grain products for the manufacture of distilled spirits for beverage purposes, or for the manufacture of ethyl alcohol or butyl alcohol.

(c) *Recovery of feed by-products.* No distiller shall use any grain in the manufacture of alcohol or alcoholic beverages or spirits by any process which includes distillation unless all feed by-products from the grain so processed be recovered, either by wet feeding, drying, or otherwise, in an amount equivalent to not less than 15 pounds of dried feed per 56 pound bushel of whole grain processed.

(d) *Existing contracts.* The provisions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(e) *Records and reports.* (1) Every distiller shall, within 10 days after the close of each calendar month, mail to the Order Administrator a report showing (i) amounts and kinds of grain used for the distillation of spirits for beverage purposes, (ii) amounts and kinds of grain used for other purposes, and (iii) the amount of feed recovered.

(2) Every person subject to this order shall, for at least one year or for such period of time as the Assistant Administrator may designate, maintain an accurate record of his transactions in grain.

(3) The Assistant Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in

his discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(f) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits or inspections of the books, records, and other writings, premises, or stocks of grain, grain products, alcohol, alcoholic beverages or spirits of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(g) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(h) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using grain, grain products, alcohol, alcoholic beverages or spirits. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(i) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 141, Grain Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(k) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(l) *Effective date.* This amendment shall become effective at 12:01 a. m., e. s. t., March 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 141, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 26th day of February 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3141; Filed, Feb. 27, 1946; 12:21 p. m.]

[WFO 124, Amdt. 3]

PART 1460—FATS AND OILS

LINSEED OIL PURCHASES

Section 1460.39 *Limitations on inventories and purchases of linseed oil* (War Food Order No. 124, as amended) (10 F.R. 4287, 12250), is further amended as follows:

1. By deleting paragraph (a) (10) and substituting in lieu thereof the following:

(10) "Current rate of consumption" as determined on any particular date, means (i) the amount of linseed oil of a specific type or grade used during the 90-day period immediately prior to such date, or (ii) the amount thereof scheduled for use during the 90-day period immediately following such date.

2. By deleting paragraph (c) and substituting in lieu thereof the following:

(c) *Limit on purchases and contracts to purchase.* No user shall purchase or contract to purchase linseed oil in any quantity which, when added to his total inventory of linseed oil and to all quantities thereof contracted for future delivery, will exceed a four months' supply, based upon quota under War Food Order No. 42a for persons whose use of fats and oils is controlled by that order, or based upon the total amount of linseed oil used during the first six months of 1945 for uses not subject to War Food Order No. 42a.

This order shall become effective at 12:01 a. m., e. s. t. February 26, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 124, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 25th day of February 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3023; Filed, Feb. 25, 1946; 12:58 p. m.]

[WFO 144, Amdt. 1]

PART 1468—GRAIN

OFFERS OF EXCESS WHEAT POSTPONED

War Food Order No. 144 (11 F.R. 1761) is amended by deleting the first sentence in paragraph (e) and substituting in lieu thereof the following: "All excess wheat which a merchandiser or country shipper has on hand as of the close of market each week, for which such merchandiser or country shipper does not have preference orders, shall, beginning March 9, 1946, be offered to the Director before noon of the following Monday for sale and delivery to the Commodity Credit Corporation."

This amendment shall become effective at 12:01 a. m., e. s. t., March 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 144, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 1st day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3340; Filed, March 1, 1946; 3:38 p. m.]

[WFO 75-2, Amdt. 34]

PART 1410—LIVESTOCK AND MEATS

TERMINATION OF SET-ASIDE EXEMPTION FOR CERTAIN STATES

War Food Order No. 75-2, as amended (10 F.R. 12841, 13039, 13437, 15061, 10 F.R. 225), is further amended by deleting the proviso which appears immediately after paragraph (b) (1) (VI) with the result that the provisions of paragraph (b) (1) shall apply equally within each of the 48 States and the District of Columbia.

This amendment shall become effective at 12:01 a. m., e. s. t., March 3, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 28th day of February 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46-3332; Filed, Mar. 1, 1946; 12:11 p. m.]

[WFO 75-3, Amdt. 28]

PART 1410—LIVESTOCK AND MEATS

PORK SET ASIDE INCREASE

War Food Order No. 75-3, as amended (10 F.R. 6499, 7789, 8949, 9422, 9992, 10165, 11225, 13679, 14685; 11 F.R. 1559, 1881), is further amended by deleting the figure "10" appearing in the table at the end of paragraph (b) and in Appendix A and substituting in lieu thereof the figure "13".

This amendment shall become effective at 12:01 a. m., e. s. t., March 3, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-3, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 10 F.R. 4649)

Issued this 28th day of February 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46-3333; Filed, Mar. 1, 1946; 12:11 p. m.]

[WFO 75-4, Amdt. 6]

PART 1410—LIVESTOCK AND MEATS

TERMINATION OF SET-ASIDE EXEMPTION FOR CERTAIN STATES

War Food Order No. 75-4, as amended (10 F.R. 12843, 13041, 13438), is further amended by deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Quantity; quality; specifications.* No Federally inspected slaughterer shall deliver meat for civilian consumption unless he shall:

(1) Set aside, reserve and hold for delivery as directed in paragraph (b) (2) hereof, 40 percent of the conversion weight of each week's production of veal graded "U. S. Utility" obtained from calves whose carcasses weigh, with the hide off, from 60 to 275 pounds, both inclusive;

(2) Deliver to governmental agencies, authorized purchasers, and ship suppliers, before the close of each calendar week, veal of each of the grades specified in paragraph (b) (1) in an amount not less than the amount of veal of such grade required to be set aside, reserved and held during the previous week.

This amendment shall become effective at 12:01 a. m., e. s. t., March 3, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-4, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75 10 F.R. 4649)

Issued this 28th day of February 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46-3330; Filed, Mar. 1, 1946; 12:10 p. m.]

[WFO 75-6, Amdt. 3]

PART 1410—LIVESTOCK AND MEATS

TERMINATION OF SET-ASIDE EXEMPTION FOR CERTAIN STATES

War Food Order No. 75-6, as amended (10 F.R. 12844, 13041, 13438) is hereby further amended by deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Quantity; quality; specifications.* No Federally inspected slaughterer shall deliver meat for civilian consumption unless he shall:

(1) Set aside, reserve, and hold for delivery as directed in paragraph (b) (2) hereof, the following percentages of the conversion weight of each week's production of mutton of the indicated grades:

Grade:	*Set-aside percentage*
"U. S. Choice"	20
"U. S. Good"	20
"U. S. Commercial"	20
"U. S. Utility"	20

(2) Deliver to governmental agencies, authorized purchasers and ship suppliers, before the close of each calendar week, lamb and mutton of each of the grades specified in paragraph (b) (1) in an amount not less than the amount of lamb or mutton of such grade required to be set aside, reserved, and held during the previous week.

This amendment shall become effective at 12:01 a. m., e. s. t., March 3, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-6, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 28th day of February 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46-3331; Filed, Mar. 1, 1946; 12:10 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 700—ARMY NURSES, DIETITIANS AND PHYSICAL THERAPY AIDES

ARMY NURSE CORPS

Amend § 700.1 (c) by adding subparagraph (8), to read as follows:

§ 700.1 *Composition.* * * *

(c) *Definitions.* * * *

(8) *Flight nurse.* The term "Flight nurse" refers to those members of the Army Nurse Corps who have completed special training and instruction at the School of Aviation Medicine and have been designated as such by the Commanding General, Army Air Forces. (40 Stat. 879, 41 Stat. 767; 10 U.S.C. 161, 164)

[AR 40-20, 5 April 1943 as amended by W.D. Cir. 9, 10 Jan 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
Acting Adjutant General.

[F. R. Doc. 46-3334; Filed, Mar. 1, 1946; 1:39 p. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51411]

PART 2—MEASUREMENT OF VESSELS

OPEN SHELTER DECK SPACE

Section 2.46 (a), Customs Regulations of 1943 (19 CFR, Cum. Supp., 2.46 (a)), is hereby amended to read as follows:

§ 2.46 *Open shelter deck space.* (a) No space between the upper and shelter decks of a vessel shall be exempted from inclusion in gross tonnage as open shelter deck space unless there is in that shelter deck a permanent middle-line tonnage opening which, except as provided in this paragraph, is at least 4 feet long in the clear and at least as wide, in the clear, as the after cargo hatch on that deck. If any such opening is less than the minimum size in the clear specified in this paragraph solely because one or more corners of that opening are rounded, that space shall be exempted, upon compliance with all applicable provisions of this section, in any case in which the radius of curvature of each such corner is not greater than 9 inches, or in any case in which a greater radius of curvature is required in writing by the United States Coast Guard or by a recognized classification society. In the latter case, a copy of that written requirement shall be filed in the office of the collector of customs by whom the vessel is admeasured.

(R.S. 161, sec. 3, 23 Stat. 119, sec. 4, 28 Stat. 743; 5 U.S.C. 22, 46 U.S.C. 3, 79, E.O. 9083; 7 F.R. 1609)

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

Approved: February 27, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-3463; Filed, Mar. 4, 1946; 11:50 a. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs

Subchapter L—Irrigation Projects, Operation and Maintenance

PART 130—ORDERS FIXING OPERATION AND MAINTENANCE CHARGES

FLATHEAD INDIAN IRRIGATION PROJECT, MONTANA

Sections 130.16 and 130.17 of Part 130, Title 25 CFR, Indians, as amended by the Assistant Secretary of the Interior on March 16, 1945 (10 F.R. 3131), are

hereby further amended to read as follows:

§ 130.16 *Charge, Jocko Division.* An annual minimum charge of $1.33 per acre shall be made against all lands within the Jocko Division to which water can be delivered, regardless of whether the water is used.

The minimum charge when paid shall be credited on the delivery of water at the following per acre-foot rates:

(a) For lands receiving water from the lower Jocko and Revais Creek laterals, water will be delivered in amounts equal to one acre-foot per acre for the entire irrigable area of the farm unit, allotment, or tract, at the rate of one dollar ($1) per acre-foot, and additional water will be delivered at the rate of fifty cents (50¢) per acre-foot.

(b) For irrigable lands as defined in (a) hereof receiving water from Finley, East Finley, Agency, and Big Knife Creeks, water will be delivered at the rate of seventy-five (75¢) per acre-foot at any time during the irrigation season.

(c) For irrigable lands as defined in (a) hereof receiving water from Jocko River through the Jocko K Lateral system, at the rate of fifty cents (50¢) per acre-foot at any time during the irrigational season.

§ 130.17 *Charges, Mission Valley and Camas Divisions.* A minimum charge of $1.63 per acre shall be levied against all irrigable land within these divisions as defined in paragraph (a) of § 130.16 to which water can be delivered, regardless of whether water is used.

This charge shall entitle the farm unit, allotment, or tract of land to receive one and one-half acre-feet of water per irrigable acre or, in case of shortage, the proportionate share of the available supply.

For water delivered in excess of one and one-half acre-feet per irrigable acre there shall be an additional charge of seventy-five cents (75¢) per acre-foot.

(38 Stat. 583, 39 Stat. 142, 45 Stat. 210, 25 U.S.C. 385, 387)

OSCAR L. CHAPMAN,
Assistant Secretary.

FEBRUARY 25, 1946.

[F. R. Doc. 46-3336; Filed, Mar. 1, 1946; 2:30 p. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supplement 83, Revocation]

PART 1119—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF ARKANSAS

WORKERS ENGAGED IN HARVESTING COTTON IN CERTAIN ARKANSAS COUNTIES

Section 1119.1 (Supplement 83 to the specific wage ceiling regulations which Supplement 83 was issued by the Secretary of Agriculture on September 26, 1945 (10 F.R. 12189) together with its amendment issued December 21, 1945 (10 F.R. 15336)) is hereby revoked as to all counties specified therein: Provided, however, That the provisions of said § 1119.1 shall continue to remain in full force and effect for the purpose of allowing or sustaining any suit, action, prosecution, or administrative or other proceeding heretofore or hereafter commenced with respect to any violation committed or right or liability accruing under or pursuant to the terms of the provisions of such § 1119.1 as amended.

Effective date. This revocation shall become effective at 12:01 a. m., Central Standard Time, March 1, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087, E.O. 9620, 10 F.R. 12033; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 28th day of February 1946.

[SEAL] WILLIAM C. HOLLEY,
Acting Director of Labor.
U. S. Department of Agriculture.

[F. R. Doc. 46-3341; Filed, Mar. 1, 1946; 3:38 p. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 132—GENERAL LICENSES UNDER E. O. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO, BY THE GOVERNOR OF HAWAII

STATUS OF INTERNED HAWAIIANS UPON RETURN TO HAWAII

JANUARY 23, 1946.

Public Circular No. H-12, under Executive Order No. 8389, as amended, Executive Order No. 9193, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Persons who were residing in Hawaii and who were interned in the mainland are hereby granted, upon their release from internment and return to Hawaii, the status, under Executive Order No. 8389, as amended, which they would have had if they had not been interned.

Any such person who would be entitled to the privileges of General License No. H-20 if he had been "residing only in the Territory of Hawaii" on June 23, 1944 is hereby entitled to the privileges of that general license,

[SEAL] INGRAM M. STAINBACK,
Governor of Hawaii.

[F. R. Doc. 46-3464; Filed, Mar. 4, 1946; 11:50 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 149]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

The following amendment is hereby made in Amendment No. 144 (11 F.R. 1771) (§ 801.2 *Prohibited exportations*):

The saving clause with regard to shipments on dock, on lighter, laden aboard an exporting carrier or in transit to a port of exit, as amended by Amendment No. 147 (11 F.R. 2035), is further amended to read as follows:

Shipments of any of the above commodities removed from general license which were in transit to a port of exit prior to February 18, 1946 or shipments which were on dock, on lighter or laden aboard an exporting carrier prior to March 11, 1946, pursuant to an actual order for export may be exported under the previous general license provisions.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: February 28, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-3377; Filed, Mar. 1, 1946; 4:58 p. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-915, Amdt. and Modification]

NORWALK TIRE & RUBBER CO.

The Norwalk Tire & Rubber Company, a corporation, located in Norwalk, Connecticut, engaged in the manufacture of rubber products and automotive replacement batteries, was suspended on January 18, 1946 by Suspension Order No. S-915. As a result of information supplied by the respondent, not available at the time of the issuance of the suspension order, the Chief Compliance Commissioner and the General Counsel have reviewed the case and have directed that the order be modified. It is hereby ordered, that:

Section 1010.915, *Suspension Order S-915*, issued January 18, 1946, be and hereby is amended by the substitution of the following paragraph:

(a) The amount of lead used for automotive SLI type batteries for replacement purposes by the Norwalk Tire and Rubber Company during the year 1944 is hereby determined and established at 1,740,735 pounds; and unless otherwise specifically authorized in writing by the Civilian Production Administration, the Norwalk Tire and Rubber Company shall compute its quota of lead which it is entitled to use for automotive SLI type batteries for replacement purposes in any calendar quarter under Order M-38 on the basis of 22% (or any other percentage with Conservation Order M-38, as amended from time to time, may permit) of 1,740,735 pounds.

Issued this 1st day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3383; Filed, Mar. 1, 1946; 4:59 p. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[M-328B, Direction 9]

USE OF CC RATINGS IN FIRST QUARTER OF 1946 UNDER SCHEDULES J AND K

The following direction is issued pursuant to M-328B:

(a) *Purpose.* The purpose of this direction is to state the rules governing the yardage for which CC ratings may be used in the first quarter of 1946 under Schedules J and K of Order M-328B. It deals specifically with the following notice which was enclosed with first quarter authorizations on CPA-3732:

The yardage of fabric shown in Column (t) of the type described in Column (u) represents the total yardage which may be delivered to you on M-328B CC rated orders during the first quarter of 1946. Included in this total is the yardage of fabric authorized for the fourth quarter of 1945 but not received by you during that quarter—stated another way, the yardage for which rated orders may be placed for first quarter 1946 delivery on Form CPA-4382.

(b) *Effect of this direction.* (1) Any person who received an authorization for an item on Schedule J or K on Form CPA-3732 with the above notice for a yardage which was 75% or more of the yardage for which he was assigned CC ratings for that item in the 4th quarter of 1945, is governed by the following rule. He may not receive on M-328B CC rated orders after he got his CPA-3732 authorization any fabric which will make his total receipts of that fabric in the first quarter of 1946 on M-328B CC ratings for any item exceed the yardage authorized on Form CPA-3732 for that item. This includes the yardage authorized for the 4th quarter of 1945, but not received in that quarter.

(2) Any person who received an authorization on Form CPA-3732 for any item for less than 75% of the yardage allocated to him for that item in the 4th quarter of 1945 may use CC ratings, to get in the first quarter of 1946 75% of the yardage for which he was assigned CC ratings for the 4th quarter of 1945 for the same item. This includes the yardage authorized for the 4th quarter of 1945 but not received in that quarter.

(3) Any person who has actually received under paragraphs (f) (2) (4th quarter 1945 ratings remaining valid in 1st quarter 1946) and (c) (2) (advance ratings for 1st quarter 1946) of M-328B more than the yardage to which he is entitled under (1) or (2) above, may not receive any more fabric on M-328B CC ratings in the first quarter of 1946 for the particular item. He must, however, use all of the yardage obtained before then to make the item for which the rating was authorized.

(4) Any person who has placed CC rated orders for more yardage than he is authorized to receive under this direction must immediately unrate or cancel orders for the excessive yardage as explained in paragraph (c) (4) of Order M-328B.

Issued this 28th day of February 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3243; Filed, Feb. 28, 1946; 4:45 p. m.]

PART 3293—CHEMICALS

[Conservation Order M-390]

HIDE GLUE STOCK

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of hide glue stock for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3293.592 *Conservation Order M-390*—(a) *Restrictions on use of hide glue stock.* (1) No person shall use the following types of hide glue stock to make gelatin, edible or inedible:

(i) Green and salted hide trimmings including limed hide trimmings, salted tips, cattle tail pieces.

(ii) Limed and pickled cattle trimmings including limed and pickled hide trimmings, limed cattle pieces.

(iii) Goat trimmings including long-haired, short-haired, de-haired.

(iv) Chrome stock including chrome splits, chrome shavings, chrome trimmings.

(v) Coney stock.

(vi) Goat and sheep fleshings.

(vii) Packers trimmings including green and salted ears, lips, snouts and tails, green and salted sinew and pizzles.

(viii) Sheep trimmings including limed sheep trimmings, limed sheep tails, pickled sheep.

(ix) Horse fleshings.

(x) Calf fleshings.

(xi) Horse and beam trimmings including green and salted horse trimmings, limed horse trimmings, horse tail pieces.

(xii) Sole leather fleshings.

(xiii) Common and #2 fleshings.

(xiv) Other cattle fleshings including sulfide fleshings, kip fleshings.

(xv) Raw hide shavings.

The above restriction applies to any processing of the above materials to prepare them for use in the manufacture of gelatin.

(2) No person shall use natural colored cattle chrome stock, including chrome splits, chrome shavings and chrome trimmings, for fertilizer tankage or to make products (other than glue) used in treating textiles, such as detergents, dispersion agents, wetting agents or stain remover.

(b) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate stating fully the grounds of the appeal.

(c) *Communications to the Civilian Production Administration.* All appeals filed hereunder and all other reports and communications shall, unless otherwise directed, be addressed to the Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: M-390.

(d) *Violations.* Any person who wilfully violates any provisions of this order or who, in connection with this order, wilfully conceals a material fact, or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or accepting further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(e) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the regulations of the Civilian Production Administration, as amended from time to time.

Issued this 1st day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3322; Filed, Mar. 1, 1946; 11:42 a. m.]

PART 3294—IRON AND STEEL PRODUCTS

[General Preference Order M-21, Direction 10]

USE OF SYMBOL CXS ON CERTAIN EXPORT ORDERS FOR SELECTED STEEL PRODUCTS

The following direction is issued pursuant to General Preference Order M-21:

(a) *What this direction does.* This direction explains how certain exporters who have been authorized by the Office of International Trade, Department of Commerce to use the symbol CXS (Certified Export Steel) on purchase orders for limited quantities of selected steel products should furnish that information to steel producers. The Civilian Production Administration may establish space reservations in steel producers' schedules for the benefit of these orders.

(b) *Identification of certified export orders.* Any person who has been authorized in writing by the Office of International Trade, Department of Commerce to use the symbol CXS on purchase orders for limited quantities of selected steel products should, in addition to marking his purchase order with the symbol, specify the period in which shipment has been designated, and furnish the steel producer with a certificate, signed manually or as described in Priorities Regulation 7 in substantially the following form:

I certify, subject to the penalties of section 35 (A) of the United States Criminal Code, that the steel products covered by this purchase order are within the quantity which I have been authorized by the Office of International Trade,

Department of Commerce to purchase on orders identified with the symbol CXS.

The standard certificate described in Priorities Regulation 7 may not be used in place of this certificate.

(c) *Requests for authorization to use the symbol CXS.* All requests for authorization to use the symbol CXS should be addressed to the Steel Section, Office of International Trade, Department of Commerce, Washington 25, D. C.

Issued this 1st day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3321; Filed, Mar. 1, 1946; 11:42 a. m.]

Chapter XI—Office of Price Administration

PART 1339—BURLAP AND BURLAP PRODUCTS

[RPS 18,[1] incl. Amdts. 1–8[2]]

BURLAP

This compilation of Revised Price Schedule 18 includes Amendment 8, effective March 9, 1946. The text added or amended by Amendment 8 is underscored. Changes in tables and redesignations are indicated by notes.

Burlap, virtually all of which is imported from India, is widely used for packaging feed, fertilizer, and agricultural and industrial products. It is also extensively employed in the manufacture of floor covering, furniture, and other goods.

During the past twelve months prices of spot burlap in New York have risen more than one hundred percent. These increases, which have raised the price of burlap considerably above the highest prices in recent years, have added unjustifiable costs to American agriculture as well as to industry and the ultimate consumer.

Such specifications and standards as are used, in this regulation were, prior to such use, in general use in the trade or industry affected.

[Above paragraph added by Supplementary Order 69, 8 F.R. 12556, effective 9–11–43]

Sec.

1339.1 Sales of burlap at higher than maximum prices prohibited.
1339.2 Less than maximum prices.
1339.3 Evasion.
1339.4 Adjustable pricing.
1339.5 Records.
1339.6 Effect of Supplementary Order No. 73.
1339.7 Enforcement.
1339.7a Licensing.
1339.8 Petitions for amendment.
1339.9 Definitions.
1339.10 Effective date of Price Schedule No. 18.
1339.11 Appendix A: Maximum import purchase prices.
1339.12 Appendix B: Maximum prices for sales of burlap.

[1] 7 F.R. 1241.

[2] Statements of the considerations involved in the issuance of amendments have been issued simultaneously therewith and filed with the Division of the Federal Register. Copies may be obtained from the Office of Price Administration.

AUTHORITY: §§ 1339.1 through 1339.12 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487.

§ 1339.1 *Sales of burlap at higher than maximum prices prohibited.* On and after October 25, 1943, regardless of any contract or other obligation, no person shall sell or deliver and no person, in the course of trade or business, shall buy or receive any burlap at prices higher than the maximum prices established by this Revised Price Schedule No. 18, and no person shall agree, offer or attempt to do any of these things.

§ 1339.2 *Less than maximum prices.* Prices lower than the maximum prices may be charged and paid.

[§§ 1339.1 and 1339.2 amended by Am. 4, 8 F.R. 14311, effective 10–25–43]

§ 1339.3 *Evasion.* The price limitations set forth in Revised Price Schedule No. 18 shall not be evaded whether by direct or indirect methods in connection with a purchase, sale, delivery, or transfer of burlap, alone or in conjunction with any other material, or by way of any commission, service, transportation, or other charge, or discount, premium, or other privilege, or by tying-agreement or other trade understanding, or otherwise.

§ 1339.4 *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery, but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by the official of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

[§ 1339.4 added by Am. 4, 8 F.R. 14311, effective 10–25–43. Former § 1339.4 revoked by Am. 4]

§ 1339.5 *Records.* Every person making purchases or sales of burlap after August 16, 1941, shall keep for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, complete and accurate records of each such purchase or sale, showing the date thereof, the name and address of the buyer or the seller, the price paid or received, the quantity of each kind or construction, and the type of transaction (i. e., spot or afloat).

[§ 1339.5 amended by Am. 6, 10 F. R. 1142, effective 2–1–45.]

§ 1339.6 *Effect of Supplementary Order No. 73.* The provisions of Supplementary Order No. 73[3] issued by the Office of Price Administration shall not apply to any sale or delivery of damaged burlap of the constructions enumerated in this Revised Price Schedule No. 18.

[§ 1339.6 added by Am. 4, 8 F. R. 14311, effective 10–25–43. Former § 1339.6 revoked by Supplementary Order 2, 7 F. R. 2000, effective 3–13–42.]

§ 1339.7 *Enforcement.* (a) Persons violating any provision of this Revised Price Schedule No. 18 are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Revised Price Schedule No. 18 or any price schedule, regulation or order issued by the Office of Price Administration or of any acts or practices which constitute such a violation are urged to communicate with the nearest field or regional office of the Office of Price Administration or its principal office in Washington, D. C.

[§ 1339.7 amended by Supplementary Order 3, 7 F.R. 2132, effective 3–16–42]

§ 1339.7a *Licensing.* The provisions of Licensing Order No. 1,[4] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[§ 1339.7a added by Supplementary Order 72, 8 F.R. 13244, effective 10–1–43]

§ 1339.8 *Petitions for amendment.* Any person seeking an amendment of any provision of this Revised Price Schedule No. 18 may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.[5]

[§ 1339.8 amended by Supplementary Order 1, 7 F.R. 1836, effective 3–10–42 and Supplementary Order 26, 7 F.R. 8948, effective 11–4–42]

§ 1339.9 *Definitions.* When used in Revised Price Schedule No. 18, the term:

(a) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

[Paragraph (a) amended by Supplementary Order 12, 7 F.R. 6385, effective 8–17–42]

(b) "Burlap" means jute burlap manufactured in India (whether new, second hand, damaged or resewn) of the constructions listed in this Revised Price Schedule No. 18.

[Paragraph (b) amended by Am. 4, 8 F.R. 14311, effective 10–25–43 and Am. 7, 10 F.R. 13527, effective 10–30–45]

[3] 8 F.R. 13293.

[4] 8 F.R. 13240.

[5] 9 F.R. 10476, 13715; 10 F.R. 11295.

[§ 1339.9 as amended February 7, 1942; 7 F.R. 906, effective February 7, 1942]

§ 1339.10 *Effective date of Price Schedule No. 18.* This Schedule shall become effective August 16, 1941. [Price Schedule 18 originally issued August 15, 1941]

[Effective dates of amendments are shown in notes following the parts affected]

§ 1339.11 *Appendix A: Maximum import purchase prices.* The maximum prices at which any person other than an agency of the United States Government may purchase burlap of the constructions described in this § 1339.11 from a seller in India (or his agent) for importation into the United States are those specified below. These prices are in cents per yard, net cash, f. o. b. ocean vessel, India port, and include all export duties, port charges, taxes, tolls and commissions.

CONSTRUCTION

Quality of burlap	Width (inches)	Weight (ounces per yard of 40″ width)	Cents
Common burlap	38	5	4.60
	57	5	7.14
	58	5	7.26
	59	5	7.39
	60	5	7.51
	32	7	5.34
	36	7	5.92
	40	7	6.48
	45	7	7.30
	27	7½	4.93
	30	7½	5.38
	32	7½	5.69
	36	7½	6.30
	40	7½	6.92
	45	7½	7.79
	48	7½	8.30
	50	7½	8.64
	52	7½	9.24
	54	7½	9.53
	56	7½	10.11
	60	7½	10.59
	27	8	5.12
	32	8	5.92
	36	8	6.55
	40	8	7.19
	45	8	8.10
	48	8	8.64
	54	8	9.83
	60	8	10.80
	32	9	6.51
	36	9	7.21
	40	9	7.94
	48	9	9.53
	27	10	6.40
	30	10	7.04
	32	10	7.44
	36	10	8.27
	37	10	8.48
	40	10	9.12
	45	10	10.25
	48	10	10.94
	54	10	12.62
	60	10	13.96
	72	10	17.54
	36	10½	8.57
	40	10½	9.44
	40	11	9.78
	40	11½	10.10
	32	12	8.62
	36	12	9.60
	40	12	10.58
	45	12	11.92
	48	12	12.70
	60	12	16.48
	72	12	20.48
	40	14	12.58
	48	14	14.87
	48	16	16.94
Hlirh count, (12 x 13) special finish double calendered	36	10.4	9.60
	40	10.4	10.58

[1] Construction added by Amendment No. 8.

[§ 1339.11 amended Feb. 7, 1942, 7 F.R. 906, effective 2–7–42; Am. 1, 7 F.R. 1600, effective 3–3–42; Am. 2, 7 F.R. 5138, effective 7–8–42; Am. 3, 7 F.R. 7435, effective 9–24–42; Am. 4, 8 F.R. 14311, effective 10–25–43; Am. 5, 9 F.R. 7936, effective 7–19–44; Am. 7, 10 F.R. 13527, effective 10–30–45 and Am. 8, effective 3–9–46]

§ 1339.12 *Appendix B: Maximum prices for sales of burlap*—(a) *Sales by person other than an agency of the United States Government.* The maximum prices at which any person, other than an agency of the United States Government, may sell and deliver burlap of the constructions described below are those specified below. These prices are in cents per yard, net cash, ex dock U. S. port of discharge[2] duty paid.

CONSTRUCTION

Quality of burlap	Width (inches)	Weight (ounces per yard of 40″ width)	Cents
Common burlap	38	5	6.10
	57	5	9.10
	58	5	9.30
	59	5	9.50
	60	5	9.70
	32	7	6.95
	36	7	7.80
	40	7	8.45
	45	7	9.60
	27	7½	6.35
	30	7½	7.05
	32	7½	7.65
	36	7½	7.90
	40	7½	8.60
	45	7½	9.75
	48	7½	10.65
	50	7½	11.05
	52	7½	11.45
	54	7½	11.80
	56	7½	12.45
	60	7½	13.10
	27	8	6.45
	32	8	7.40
	36	8	8.25
	40	8	9.10
	45	8	10.20
	48	8	11.03
	54	8	12.25
	60	8	13.50
	32	9	8.45
	36	9	9.35
	40	9	10.35
	48	9	12.40
	27	10	8.05
	30	10	8.95
	32	10	9.30
	36	10	10.40
	37	10	10.65
	40	10	11.35
	45	10	12.80
	48	10	13.75
	54	10	15.55
	60	10	17.25
	72	10	22.30
	36	10½	10.75
	40	10½	11.80
	40	11	12.20
	40	11½	12.55
	32	12	11.20
	36	12	12.35
	40	12	13.60
	45	12	15.55
	48	12	16.55
	60	12	20.90
	72	12	25.15
	40	14	16.40
	48	14	19.85
	48	16	23.50
Special finishes: Double calendered	36	10	11.65
	40	10	12.90
	48	10	15.45
	54	10	17.70
	57	10	18.75
	60	10	19.75
	36	10½	11.90
	40	10½	13.20
	48	10½	15.80

[2] In the case of second hand or re-sewn burlap and in case the port of discharge for any lot of new burlap cannot be ascertained, the price specified shall apply f. o. b. the seller's point of shipment.

CONSTRUCTION

Quality of burlap	Width (inches)	Weight (ounces per yard of 40″ width)	Cents
Special finishes: Double calendered	40	11	13.45
	45	11	15.15
	48	11	16.20
	57	11	19.20
	40	11½	14.00
	48	11½	16.80
	45	12	15.95
	48	12	17.00
	40	14	16.75
	44	15	18.25
High count (12 x 13)	36	10.4	12.35
High count (12 x 15)	40	10.4	13.60
Cropped and mangled	36	10	11.90
	40	10	13.15
	36	10½	12.15
	40	10½	13.45
	40	11	13.70
	36	12	13.85
	40	12	14.75
	45	12	16.45
	40	14	17.00
	44	15	18.55

The maximum prices set forth above are for burlap sold or delivered in quantities of 25 bales or more and apply to all sales and deliveries to bag manufacturers even though the quantity is less than 25 bales. For burlap sold in quantities of less than 25 bales to a person other than a bag manufacturer the maximum prices f. o. b. shipping point shall be the maximum prices listed in the table above plus 10% thereof, plus applicable rail freight at carload rates on import shipments from port of entry to the shipping point.

The maximum prices set forth above include all brokerage charges and commissions paid to any person. These prices are based on an ocean freight rate from India to U. S. port of discharge of $25.00 per 40 cubic feet or $25.00 per 16 cwt. and must be adjusted downward to reflect any downward change in this rate. Charges actually paid for ocean freight in excess of the amounts specified above may be added to the maximum prices set forth: *Provided*, That if any such excess ocean freight charges are added to the applicable maximum price, an invoice or similar document shall be delivered to the purchaser showing the amount of such charges.

The maximum price for re-sewn burlap which contains more than one of the above constructions shall be the maximum price for the construction contained therein which has the lowest established maximum price.

[Paragraph (a) amended by Am. 8, effective 3–9–46]

(b) (1) *Sales by an agency of the United States Government.* The maximum prices at which an agency of the United States Government may sell and deliver burlap of the constructions described in paragraph (a), above, shall be the prices specified in the table therein except that such prices shall be ex dock,

purchaser's normal port of entry. If the burlap is supplied to the purchaser from a point other than the purchaser's normal port of entry, or at the purchaser's normal port of entry in a less-than-carload quantity, an adjustment shall be made in the price charged so that the total of the price charged for the burlap plus the applicable rail freight (exclusive of the federal tax on transportation) from such point to the city or town in which the purchaser's plant is located does not exceed the sum of the applicable price specified in the table contained in paragraph (a) plus rail freight at the carload import rate (exclusive of the federal tax on transportation) chargeable for an identical shipment from the purchaser's normal port of entry to the city or town in which the purchaser's plant is located.

The term "purchaser's normal port of entry" means the burlap port of entry having the lowest carload import rail rate to the city or town in which the purchaser's plant is located.

[Above text of paragraph (b) designated subparagraph (1)* and (2) added by Am. 8, effective 3-9-46]

(2) *Sales of less than 25 bales.* The maximum prices at which an agency of the United States Government may sell and deliver burlap of the constructions described in paragraph (a), above, in quantities of less than 25 bales to a person other than a bag manufacturer shall be the prices specified in the table therein plus 10%, thereof, plus freight charges authorized in paragraph (b) (1) of the schedule.

(c) *Sales of less than one bale.* The maximum prices established by Revised Price Schedule No. 18 do not apply to burlap sold in quantities of less than one bale.

[Paragraph (c) added by Am. 8, effective 3-9-46]

[§ 1339.12 added by Am. 4, 8 F.R. 14311, effective 10-25-43; amended by Am. 7, 10 F.R. 13527, 14257, effective 10-30-45 and as otherwise noted]

NOTE: The record-keeping requirements of this schedule have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 4th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3439; Filed, Mar. 4, 1946; 11:44 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMPR 528, Amdt. 5]

TIRES AND TUBES, RECAPPING AND REPAIRING AND CERTAIN REPAIR MATERIALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 528 is amended in the following respects:

1. Section 4 is amended to read as follows:

SEC. 4. *Trade-in allowances.* No seller is required to accept tires or tubes in trade and no seller may demand the buyer to trade in tires or tubes in order to purchase another tire or tube. When a tire or tube is traded in, the seller must deduct from the maximum price of the tire or tube being sold the following minimum allowance for the tire or tube traded in to the seller by the buyer:

(a) No allowance is required for tires traded in which (1) have damaged bead wires or bead reinforcement, (2) are worn through more than half the total number of plies, (3) are hard or inflexible, aged, dry-rotted, excessively weathered or water-soaked, or (4) have blowouts, cuts or injuries greater in length than one-half the tire cross-sectional diameter.

(b) A minimum allowance of 50 cents per tire is required for all other tires traded in which (1) are in need of two or more sectional repairs, (2) are in need of four or more spot repairs, (3) are in need of one sectional repair and two or more spot repairs, (4) have more than three radial cracks extending through the rubber into the cords, (5) have loosened cords or ply on inside of casing or ply separation, (6) are worn in the cord body to such an extent that it cannot be effectively repaired and made suitable and guaranteed for safe use under normal operating conditions, or (7) are repaired with emergency repairs.

(c) The minimum allowance for all other tires shall be the maximum retail price for such tires as determined under section 17 less the maximum retail price for repairs needed by that tire as set forth in section 19, less a minimum discount of 25 percent, *Provided, however,* That in no case may the allowance be less than 50 cents.

(d) No allowance is required for used tubes traded-in which have been damaged to the extent that they cannot be repaired so as to qualify as a sound tube.

(e) The minimum allowance for all repairable used tubes shall be the maximum retail price for such tube as determined under section 17 less the maximum retail price for repairs needed as determined under section 19, less a discount of 25 percent, *Provided, however,* That in no case may the allowance be less than 50 cents for special purpose tubes and 25 cents for all tubes other than special purpose tubes.

2. Section 17 (c) (4) is amended to read as follows:

(4) *Repairable tire carcasses.* The maximum wholesale price for repairable basic tire carcasses when sold on a "per tire" basis shall be determined by deducting a discount of at least 25 percent from the maximum retail prices as determined under paragraph (b) (4). The maximum wholesale price for repairable basic tire carcasses when sold other than on a "per tire" basis shall be 3½ cents per pound.

This amendment shall become effective March 9, 1946.

Issued this 4th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3442; Filed, Mar. 4, 1946; 11:44 a. m.]

PART 1337—RAYON GREY GOODS

[RPS 23, as Amended, Corr. to Amdt. 4]

RAYON GREY GOODS

Paragraph "(b)" added by Amendment No. 4 is corrected to read paragraph "(c)".

Issued this 4th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3440; Filed, Mar. 4, 1946; 11:44 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RPS 51,[1] Amdt. 9]

COCOA BEANS AND COCOA PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Revised Price Schedule 51 is amended in the following respects:

1. Section 1351.61 (a) (1) is amended to read as follows:

(1) Increases in charges for ocean freight, war risk insurance and marine insurance, prevailing pribr to the opening of business on December 8, 1941 may be added to the maximum prices, if such charges have actually been incurred by the seller, except that increases in such charges shall not be added to the maximum prices on cocoa beans from British West Africa, French West Africa, Cameroons, Belgian Congo and French Equatorial Africa. Decreases in such charges prevailing prior to the opening of business on December 8, 1941, must be subtracted from the maximum prices on cocoa beans except those from British West Africa, French West Africa, Cameroons, Belgian Congo and French Equatorial Africa.

This amendment shall become effective March 9, 1946.

Issued this 4th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3441; Filed, Mar. 4, 1946; 11:44 a. m.]

[MPR 127,[2] Amdt. 42]

PART 1400—TEXTILE FABRICS: WOOL, COTTON, SILK, SYNTHETIC AND ADMIXTURES

FINISHED PIECE GOODS

A statement of the considerations involved in the issuance of this amendment

[1] 8 F.R. 2235, 5633, 14216; 9 F.R. 7938; 10 F.R. 11149; 11 F.R. 997.

[2] 9 F.R. 2464, 3031, 4029, 4879, 10088, 12020, 12636, 13067, 14041; 10 F.R. 412, 2014, 3092, 4816, 6308, 8857, 8979, 1148, 11896, 12260, 14507, 14628, 15006.

has been issued simultaneously herewith and filed with the Division of the Federal Register.

The effective date provision of Amendment No. 40 to Maximum Price Regulation No. 127 is amended to read as follows:

This amendment shall become effective March 20, 1946, except for § 1400.82 (g) (1) (vii) and § 1400.82 (i) (2) (iii) which shall become effective immediately.

This amendment shall become effective March 1, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3343; Filed, Mar. 1, 1946; 4:44 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 376,[1] Amdt. 8]

CERTAIN FRESH FRUITS AND VEGETABLES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Section 3a (e) is amended to read as follows:

(e) This section is applicable only to deliveries made before July 1, 1946.

This amendment shall become effective as of February 1, 1946.

Issued this 1st day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: February 27, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3342; Filed, Mar. 1, 1946; 4:44 p. m.]

TITLE 34—NAVY

Chapter I—Department of the Navy

PART 16—USE, CONTROL, SUPERVISION, INSPECTION OR CLOSURE OF RADIO STATIONS ON ALL VESSELS UNDER THE JURISDICTION OF THE UNITED STATES

Pursuant to the authority conferred upon the Secretary of the Navy by Order No. 1 of the Defense Communications Board (now Board of War Communications), dated December 26, 1941, under the authority conferred upon the Board by Executive Order No. 8964, issued under the power vested in the President by section 606 of the Communications Act of 1934, as amended, the regulations governing the use, control, supervision, inspection, or closure of radio stations on all vessels as defined in Title I, section 3, of the United States Code, domestic and foreign, under the jurisdiction of the United States, issued by the Secretary of the Navy on January 6, 1942, and published in the FEDERAL REGISTER (7 F.R. 206), are hereby cancelled, effective March 1, 1946.

JAMES FORRESTAL,
Secretary of the Navy.

[F. R. Doc. 46-3393; Filed, Mar. 4, 1946; 10:23 a. m.]

[1] 8 F.R. 5487, 7391; 9 F.R. 2492, 4948, 8056; 10 F.R. 10024, 12532, 15007.

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

[Circ. 1613]

PART 257—LEASE OR SALE OF TRACTS, NOT EXCEEDING FIVE ACRES, FOR HOME, CABIN, CAMP, HEALTH, CONVALESCENT, RECREATION, OR BUSINESS SITES

MISCELLANEOUS AMENDMENTS

1. Section 257.1 is amended by inserting in the first sentence immediately preceding the word "authorizes" the words "as amended by the act of July 14, 1945 (Public Law 146, 79th Congress)," and by substituting for the last sentence thereof the following: "The act applies to public lands in Alaska, and permits employees of the Department of the Interior stationed in Alaska, in the discretion of the Secretary, to purchase or lease one tract for any purpose under the act, except as a business site."

2. Section 257.8 is amended to read as follows:

§ 257.8 *Occupancy; preference right of applicant; action on application.* The filing of an application hereunder confers no right upon the applicant to settle upon, use, or occupy the land and all persons are cautioned not to make such settlement, and not to use or occupy the land prior to the issuance of a lease or a certificate of sale.

Where an application is regularly filed pursuant to these regulations prior to the time the register is notified by the General Land Office that the area is under consideration for small trust classification, a preference right to lease or purchase will be accorded if the land is thereafter classified for the type of site for which application has been made.

Application filed subsequent to the receipt of such notice by the register shall be acted upon and disposed of in accordance with the terms of the respective classification orders.

3. Section 257.9 is amended to read as follows:

§ 257.9 *Issuance of leases; delegation of authority.* Leases under the small tract act will be prepared in quadruplicate on Form 4–776.

The register will act on applications for and may issue leases upon lands, for not more than five years, which are classified for any purpose specified in the act, other than business: *Provided,* That (a) the applicant, upon the issuance of such a lease, will have only one tract under this act, and (b) in the case of nonpreference-right applications, the application covers a tract as established by the order of classification, except where the unleased part of a 10-acre subdivision does not conform to such tract. Applications to renew such leases may be acted upon by the register, and such renewal leases issued by him, for periods not exceeding five years, provided the land then is classified for such purpose. The register may approve assignments of such leases and subleases of such leased lands. All other leases, including those for business sites, and renewals thereof will be issued, and all assignments and subleases thereof approved, by the Commissioner.

4. Section 257.22 is amended to read as follows:

§ 257.22 *Renewal of lease; preference rights.* Upon the filing of an application for the renewal of a lease, not more than six months or less than sixty days prior to its expiration, the lessee will be accorded the preference right to a new lease, upon such terms and for such duration as may be fixed by the appropriate officer designated in § 257.9, if the terms of the lease have been complied with and it is determined that a new lease should be granted. A lessee who is entitled to a renewal lease will be accorded a preference right to purchase the land upon the expiration of the lease, if the Secretary, in his discretion, authorizes the sale of the land and an application to purchase is seasonably filed.

5. Section 257.23 is amended to read as follows:

§ 257.23 *Assignment of lease; subleases of leased lands.* Proposed assignments of a lease, and proposed subleases of the leased lands, in whole or in part, must be submitted, in triplicate, within 90 days from the date of execution, for approval by the appropriate officer designated in § 257.9. The proposed assignment or sublease must contain all of the terms and conditions agreed upon by the parties thereto, must be accompanied by the same showing by the assignee or sublessee as is required of applicants for a lease, and must be supported by a showing that the assignee or sublessee agrees to be bound by the provisions of the lease. No assignment or sublease will be recognized unless and until approved by the appropriate officer designated in § 257.9.

JOEL DAVID WOLFSOHN,
Acting Commissioner.

Approved: February 27, 1946.

OSCAR L. CHAPMAN,
Assistant Secretary.

[F. R. Doc. 46-3390; Filed, Mar. 4, 1946; 9:38 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[2d Rev. SO 371-A]

PART 95—CAR SERVICE

AMMUNITION IN BOX CARS FOR ARMED FORCES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 1st day of March, A. D. 1946.

Upon further consideration of the provisions of Second Revised Service Order No. 371 (11 F.R. 301), and good cause appearing therefor: *It is ordered*, That:

(a) Second Revised Service Order No. 371, *Ammunition in box cars for Armed Forces*, be, and it is hereby, vacated and set aside. (40 Stat. 101, sec. 402, 418; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

(b) *Effective date.* This order shall become effective at 12:01 a. m., March 2, 1946.

It is further ordered, That a copy of this order and direction shall be served upon the State railroad regulatory bodies of the Pacific Coast States and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3411; Filed, March 4, 1946; 11:25 a. m.]

[S. O. 394, Amdt. 6]

PART 95—CAR SERVICE

FREE TIME ON REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 1st day of March A. D. 1946.

Upon further consideration of Service Order No. 394 (10 F.R. 15008), as amended (10 F.R. 15073, 15354; 11 F.R. 408, 1627, 1992) and good cause appearing therefor: *It is ordered*, That:

Service Order No. 394, as amended, be, and it is hereby, further amended by suspending subparagraph (1) of paragraph (c) *Computation of free time*, until further order of this Commission.

It is further ordered, That this amendment shall become effective at 7:00 a. m., March 2, 1946; that a copy of this order and direction shall be served upon each State commission and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 5.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3412; Filed, Mar. 4, 1946; 11:25 a. m.]

[S. O. 461]

PART 96—JOINT USE OF TERMINALS

SALT LAKE & UTAH RAILROAD

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of February A. D. 1946.

It appearing, that the United States District Court for the District of Utah on February 23, 1946, directed S. J. Quinney, Receiver of The Salt Lake & Utah Railroad Corporation, a common carrier by railroad subject to the Interstate Commerce Act, to suspend operations under embargo on March 1, 1946, and that on and after that date shippers and receivers of freight located on this common carrier will be without railroad service; that at certain points on this common carrier terminal facilities are available for joint or common use by connecting carriers and that shippers and receivers located at such points should be accorded railroad service to the extent possible to do so; the Commission is of opinion that an emergency requiring immediate action exists at points in Utah specified in paragraph (a) hereof to properly serve the public interest: it is ordered, that:

(a) *Joint use of terminals on Salt Lake & Utah Railroad required.* S. J. Quinney, Receiver of The Salt Lake & Utah Railroad Corporation, a common carrier by railroad subject to the Interstate Commerce Act, shall allow and permit, joint or common use of its terminals including main-line track or tracks for reasonable distance outside of such terminals at Salt Lake City, Lehi, American Fork, Pleasant Grove, Lindon, Orem, Provo, Springville, and Payson, Utah, by the Bamberger Railroad Company, the Denver and Rio Grande Western Railroad Company (Wilson McCarthy and Henry Swan, Trustees), and The Union Pacific Company, common carriers by railroad subject to the Interstate Commerce Act, upon such terms as between the carriers as they may agree upon, or, in the event of their disagreement, as the Commission may after subsequent hearing find to be just and reasonable.

(b) *Application.* The provisions of this order shall apply to intrastate and foreign commerce as well as interstate commerce.

(c) *Rules, regulations and practices suspended.* The operation of all rules, regulations and practices insofar as they conflict with the provisions of this order, is hereby suspended.

(d) *Effective date.* This order shall become effective at 6 p. m., e. s. t., March 1, 1946.

(e) *Expiration date.* This order shall expire at 11:59 p. m., e. s. t., June 30, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission.

(40 Stat. 101, sec. 402, 418; 41 Stat. 476, 485, sec. 4, 10; 54 Stat. 901, 912; 49 U.S.C. (10)–(17), 15 (4))

It is further ordered, that a copy of this order and direction shall be served upon the Public Service Commission of Utah and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3413; Filed, Mar. 4, 1946; 11:25 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Office of the Secretary.

REGISTERS OF DISTRICT LAND OFFICES

DELEGATION OF AUTHORITY TO ISSUE LEASES AND TO ACT ON ASSIGNMENTS AND SUBLEASES, IN CERTAIN CASES, UNDER THE SMALL TRACT ACT

Pursuant to sections 161, 453 and 2478 Rev. Stat. (5 U. S. C. sec. 22 and 43 U. S. C. secs. 2 and 1201, respectively), the departmental order of March 30, 1945 (10 F. R. 3778), is amended as follows:

Paragraph I is amended to read as follows:

(a) Applications for and the issuance of leases upon public lands, for periods not exceeding five years, which are classified by the Secretary for any purpose specified in the act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682), as amended July 14, 1945 (Public Law 146—79th Congress), other than business, provided that the applicant, upon the issuance of such a lease, will have only one tract under this act, and that in the case of nonpreference-right applications, the application covers a tract as established by the order of classification, except where the unleased part of a 10-acre subdivision does not conform to such tract.

(b) Applications to renew such leases and the issuance of such renewal leases for periods not exceeding five years, provided the land then is classified for such purpose.

(c) The assignment of such leases and subletting of such leased land.

Paragraph II is amended to read as follows:

II. This order does not relate to or authorize the classification of public lands pursuant to the Small Tract Act or any other act requiring the classification of public lands prior to the exercise of the functions herein prescribed and the authority hereby delegated does not extend to the following: any action with respect to the modification or cancellation of a lease; any application for a lease for a business site; cases where the applicant by one or more applications seeks leases covering more than one tract, or where the applicant already has a lease; and assignments, subleases, or renewals of leases which the register is not authorized to issue.

OSCAR L. CHAPMAN, *Assistant Secretary.*

FEBRUARY 27, 1946.

[F. R. Doc. 46-3391; Filed, Mar. 4, 1946; 9:38 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7171]

FOUR LAKES BROADCASTERS

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re: application of Edwin Conrad and Ralph R. O'Connor, partners, doing business as Four Lakes Broadcasters, Madison, Wisconsin, for construction permit; Docket No. 7171, File No. B4-P-4366.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 30th day of January 1946;

The Commission having under consideration an application for construction permit (File No. B4-P-4366), filed by Edwin Conrad and Ralph R. O'Connor, doing business as Four Lakes Broadcasters, for a new standard AM broadcast station at Madison, Wisconsin;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits (File No. B2-P-3291) of James F. Hopkins, Inc.; (File No. B5-P-3610) of Myron E. Kluge, Earl H. Williams and C. Harvey Haas, co-partners doing business as Valley Broadcasting Corporation; (File No. B3-P-3695) of United Broadcasting Company; (File No. B5-P-3800) of McClatchy Broadcasting Company; (File No. B3-P-3847) of Charlotte Broadcasting Company; (File No. B2-P-3987) of WOOP Inc.; (File No. B3-P-4011) of Sabine Area Broadcasting Corporation; (File No. B3-P-4026) of Burlington-Graham Broadcasting Company; (File No. B5-P-4050) of Roy A. Lundquist and D. G. Wilde, Co-partners, doing business as Skagit Valley Broadcasting Company; (File No. B5-P-4066) of San Joaquin Broadcasters Inc.; (File No. B4-P-4162) of Gazette Company; (File No. B1-P-4163) of Long Island Broadcasting Corporation (WWRL); and (File No. B3-P-4164) of Piedmont Carolina Broadcasting Company upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the partnership and the partners to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice governing standard broadcast stations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3414; Filed, Mar. 4, 1946; 11:27 a. m.]

[Docket Nos. 6369, 7266–7274]

WCAU BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications for construction permits for television broadcast stations in Philadelphia, Pennsylvania: WCAU Broadcasting Co., Docket No. 6369, File No. B2-PCT-13; Westinghouse Radio Stations, Inc., Docket No. 7266, File No. B2-PCT-34; Bamberger Broadcasting Service, Inc., Docket No. 7267, File No. B2-PCT-42; WFIL Broadcasting Company, Docket No. 7268, File No. B2-PCT-53; Seaboard Radio Broadcasting Corp., Docket No. 7269, File No. B2-PCT-72; The Philadelphia Inquirer, a division of Triangle Publications, Inc., Docket No. 7270, File No. B2-PCT-73; WDAS Broadcasting Station, Inc., Docket No. 7271, File No. B2-PCT-74; Pennsylvania Broadcasting Company, Docket No. 7272, File No. B2-PCT-97; Philadelphia Daily News, Inc., Docket No. 7273, File No. B2-PCT-119; Wm. Penn Broadcasting Company, Docket No. 7274, File No. B2-PCT-150.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of February 1946;

The Commission having under consideration the above-entitled applications for construction permits for new television broadcast stations in the Philadelphia, Pennsylvania, metropolitan area;

The Commission also having under consideration its order of July 7, 1942, designating for hearing (Docket 6369) the above application of WCAU Broadcasting Company (File No. B2-PCT-13); and

Whereas the Commission in its Allocation Report of November 21, 1945, indicated that a possible maximum of four metropolitan television channels might be available in the vicinity of Philadelphia, Pennsylvania; and

Whereas on December 19, 1945, the Commission assigned one of the television channels it indicated as possibly available to the Philadelphia, Pennsylvania, metropolitan area, by its report of November 21, 1945, to a licensed television broadcast station;

It is ordered, That the Commission's order of July 7, 1942, designating the application of WCAU Broadcasting Company for hearing be, and it is hereby, vacated; and

It is further ordered, That the above-entitled applications be, and they are hereby, designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3415; Filed, Mar. 4, 1946; 11:27 a. m.]

[Docket Nos. 6940, 6941, 7186]

CENTRAL BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Central Broadcasting Company, Madison, Wis., Docket No. 6940, File No. B4-P-3809; Wisconsin State Broadcasting Company, Madison, Wis., Docket No. 6941, File No. B4-P-4039; The Ohio Broadcasting Company (WHBC), Canton, Ohio, Docket No. 7186, File No. B2-P-3939; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 30th day of January 1946;

The Commission having under consideration the application of The Ohio Broadcasting Company, using 1480 kc., 1 kw. U DA-N, for a construction permit to increase its power to 5 kw. and to make certain changes in its equipment:

It is ordered, That the application of The Ohio Broadcasting Company be, and it is hereby, designated for hearing in a consolidated proceeding with the applications of Central Broadcasting Company (File No. B4-P-3809; Docket No. 6940) and Wisconsin State Broadcasting Company (File No. B4-P-4039; Docket No. 6941), to be held at Madison, Wisconsin, on the 29th and 30th days of March 1946, and on such further days as shall be designated by the hearing officer appointed therein, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of applicant corporation, its officers, directors and stockholders to construct and operate the station as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from operation of the station as proposed and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast stations, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine whether primary broadcast service is supplied to the population in the area between the normally protected contour of Station KGCX and the contour to which that station actually serves by any other broadcast station or stations, and the percentage of such population supplied such primary service.

8. To determine on a comparative basis which, if any, of the three applications in this consolidated proceeding should be granted.

It is further ordered, That the bills of particulars heretofore issued with respect to the applications of Central Broadcasting Company (Docket No. 6940) and Wisconsin State Broadcasting Company. (Docket No. 6941) be, and the same are hereby, enlarged to include the above application of The Ohio Broadcasting Company; and

It is further ordered, That E. B. Krebsbach, licensee of Station KGCX, be and he is hereby, made a party to these proceedings.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3416; Filed, Mar. 4, 1946; 11:27 a. m.]

[Docket No. 7327]

MEDFORD PRINTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING OF STATED ISSUES

In re application of Medford Printing Co., Medford, Oreg., for construction permit; Docket No. 7327, File No. B5-P-4188.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of February 1946;

The Commission, having under consideration an application for construction permit (File No. B5-P-4188) filed by Medford Printing Company for a new standard AM broadcast station at Medford, Oregon;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit (File No. B5-P-4340) of S. W. McCready, upon the following issues:

(1) To determine the legal, technical, financial and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate the proposed station.

(2) To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

(3) To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

(4) To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

(5) To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Standards of Good Engineering Practice concerning standard broadcast stations.

(6) To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3417; Filed, Mar. 4, 1946; 11:27 a. m.]

[Docket No. 7328]

S. W. MCCREADY

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of S. W. McCready, Medford, Oreg., for construction permit; Docket No. 7328, File No. B5-P-4340.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of February 1946.

The Commission having under consideration an application for construction permit (File No. B5-P-4340) filed by S. W. McCready for a new standard AM broadcast station at Medford, Oregon;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit (File No. B5-P-4188) of Medford Printing Company, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3418; Filed, Mar. 4, 1946; 11:27 a. m.]

[Docket No. 6628]

ASHBACKER RADIO CORP. (WKBZ)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Ashbacker Radio Corp. (WKBZ), Muskegon, Mich. for construction permit; Docket No. 6628, File No. B2-P-3609.

It is ordered, this 6th day of February 1946, That:

a. The hearing upon the above entitled application of the Ashbacker Radio Corporation shall be held in consolidation with a hearing upon the application of the Fetzer Broadcasting Company (File No. B2-P-3590) in Washington, D. C. on March 12, 1946.

b. The said hearing shall be held upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other standard broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered by the applicant and if such service would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, particularly stations WHBY and WJOB, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcasting services to such areas and populations.

6. To determine on a comparative basis which if either of the applications in this consolidated proceeding should be granted.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3419; Filed, Mar. 4, 1946; 11:27 a. m.]

[Docket No. 7387]

FETZER BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of John E. Fetzer and Rhea Y. Fetzer, d/b as Fetzer Broadcasting Co., Grand Rapids, Mich., for construction permit and license; Docket No. 7387, File No. B2-P-3590, File No. B2-L-1855.

At a meeting of the Federal Communications Commission on the 6th day of February 1946, in its offices, Washington, D. C.;

The Commission having under consideration its action of June 27, 1944, granting an application (File No. B2-P-3590) of Fetzer Broadcasting Company, Grand Rapids, Michigan, for a construction permit covering the construction of a new AM radio broadcasting station in Grand Rapids Michigan, to operate on 1230 kilocycles, 250 watts power, unlimited time, and its action of February 8, 1945, granting an application (File No. B2-L-1855) of Fetzer Broadcasting Company for a license permitting operation of the station erected pursuant to authority of the aforementioned construction permit; and

The Commission having before it the opinion of the Supreme Court of the United States in the case of *Ashbacker Radio Corporation* v. *Federal Communications Commission*, No. 65, October Term, 1945, rendered December 3, 1945, concerning, in part, the said grant of the application of the Fetzer Broadcasting Company for a construction permit; now, therefore, *It is hereby ordered* as follows:

a. That the grants by the Commission on June 27, 1944, and February 8, 1945, of applications of the Fetzer Broadcasting Company (File No. B2-P-3590; File No. B2-L-1855) for a construction permit and license, respectively, for a new AM broadcasting station in Grand Rapids, Michigan, to operate on 1230 kilocycles, 250 watts power, unlimited time, be and the same are hereby, set aside and vacated; and

b. That the said application of Fetzer Broadcasting Company for a construction permit be, and the same is hereby, designated for hearing, the said hearing to be held in Washington, D. C., on March 12, 1946, in consolidation with the application of Ashbacker Radio Corporation, Muskegon, Michigan, for a construction permit (File No. B2-P-3609), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other AM broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered by the applicant and if such service would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast station, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

6. To determine whether a grant of either or both of the applications here involved would be in compliance with § 3.35 of the Commission's rules and regulations regarding multiple ownership of radio broadcasting stations.

7. To determine on a comparative basis which if either of the applications in this consolidated proceeding should be granted.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3420; Filed, Mar. 4, 1946; 11:27 a. m.]

[Docket Nos. 7057, 7058]

TELEGRAM PUBLISHING CO., AND JAMES B. LITTLEJOHN

ORDER AMENDING AND ENLARGING ISSUE

In re applications of Telegram Publishing Co., Salt Lake City, Utah, Docket No. 7057; File No. B5-P-4180; for construction permit; James B. Littlejohn, Ogden, Utah; Docket No. 7058, File No. B5-P-4249; for construction permit.

The Commission having under consideration a petition filed January 24, 1946, by Frank C. Carman, David G. Smith, Jack L. Powers, and Grant R. Wrathall, doing business as Utah Broadcasting and Television Company (KUTA), Salt Lake City, Utah, requesting leave to intervene and enlarge the issues upon the above-entitled applications; and waiver of section 1.385 (d) of the Commission's rules of practice and procedure;

It is ordered, This 31st day of January 1946, that the petition be, and it is hereby, granted; § 1.385 (d) of the Commission's rules be, and it is hereby, waived; and the issues in the said proceeding upon the above-entitled applications be, and they are hereby, amended and enlarged to include the following:

To determine the nature, extent and effect of any "image" interference which would result from the operation of the proposed station to the service of Radio Station KUTA, Salt Lake City, on 570 kc, the areas and populations which would be affected thereby, and what, if any, precautionary measures could be taken by the applicant in the selection of a transmitter location in order to eliminate or minimize such interference.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3421; Filed, March 4, 1946; 11:28 a. m.]

[Docket Nos. 6843-6846, 7008]

BAY STATE BEACON, INC., ET AL.

ORDER AMENDING AND ENLARGING ISSUE

In re applications of Bay State Beacon, Inc., Brockton, Mass., for construction permit, Docket No. 6843, File No. B1-P-3983; Mitchell G. Myers, et al., Brockton, Mass., for construction permit, Docket No. 6844, File No. B1-P-3819; Cur-Nan Company, Brockton, Mass., for construction permit, Dockets No. 6845, File No. B1-P-4054; Templetone Radio Mfg. Corp., Boston, Mass., for construction permit, Docket No. 6846, File No. B1-P-4146; Plymouth County Broadcasting Corporation, Brockton, Mass., for construction permit; Docket No. 7008, File No. B1-P-4216.

The Commission having under consideration a petition filed January 24, 1946 by Centennial Broadcasting Company (WPOR), Portland, Maine, for leave to intervene in the consolidated hearing upon the application of Templetone Radio Manufacturing Corporation, Boston, Massachusetts (File No. B1-P-4146; Docket No. 6846), now scheduled to be heard March 4-8, inclusive, 1946; and for enlargement of the issues upon the said application;

It is ordered, This 31st day of January 1946, that the petition be, and it is hereby, granted; and the issues in the said consolidated proceeding upon the application of Templetone Radio Manufacturing Corporation be, and they are hereby, amended and enlarged to include the following:

To determine the nature, extent and effect of the electrical interference which

would result from the operation of the station proposed by Templeton Radio Mfg. Corporation, and the satellite stations proposed, to the service which would be rendered by Radio Station WPOR, Portland, Maine, operating as proposed by its pending application for modification of construction permit (File No. B1–MP–1827), the areas and populations which would be affected thereby, and the other broadcast services available thereto.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–3422; Filed, Mar. 4, 1946; 11:28 a. m.]

[Docket No. 7325]

HAMPDEN-HAMPSHIRE CORP. (WHYN)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of The Hampden-Hampshire Corp. (WHYN), Holyoke, Mass., for construction permit; Docket No. 7325, File No. B1–P–4347.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of February, 1946;

The Commission having under consideration an application for construction permit (File No. B1–P–4347, Docket No. 7325) filed by the Hampden-Hampshire Corporation, Holyoke, Massachusetts, for a change in frequency of station WHYN from 1400 kc to 1550 kc, increase in power from 250 watts to 10 kw, and to employ a directional antenna:

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits (File No. B3–P–3818, Docket No. 7322) of Radio Station WSCC, Incorporated: (File No. B4–P–3822, Docket No. 7323) of Radio Springfield Inc.; (File No. B3–P–4257, Docket No. 7324) of Atlanta Radio Enterprises, Inc.; and (File No. B4–P–4349, Docket No. 7326) of WCBS, Inc., upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of applicant, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to such areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, the nature and extent of any such interference the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with Class I–B station using 1550 kc., 50 kw., U assigned by NARBA to Ontario, Canada, the nature and extent of any such interference, the areas and populations affected thereby, and the nature of other broadcast service to such areas and populations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–3423; Filed, Mar. 4, 1946; 11:28 a. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G–419, G–642, G–697]

ARKANSAS LOUISIANA GAS CO.

ORDER POSTPONING DATE OF HEARING

FEBRUARY 28, 1946.

It appears to the Commission that:

(a) On February 16, 1946, the Commission ordered that a public hearing be held commencing on March 4, 1946, at 10:00 a. m. (EST), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C., respecting the matters involved and the issues presented in these proceedings;

(b) Counsel for applicant, Arkansas Louisiana Gas Company, advised by telegram, received February 25, 1946, that previous commitments prevent him and his witnesses from attending the hearing at such time and place;

(c) Good cause exists for the postponement of the hearing in these matters;

The Commission orders that:

The hearing in the above-entitled matters be and the same is hereby postponed to March 27, 1946, at 10:00 a. m. (EST), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46–3329; Filed, Mar. 1, 1946; 12:10 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5634]

KOENIG & BAUER, INC.

In re: Koenig & Bauer, Inc.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That all of the issued and outstanding capital stock of Koenig & Bauer, Inc., a corporation organized under the laws of the State of New York and a business enterprise within the United States, consisting of 100 shares of no par value common stock, is registered in the name of and owned by Dr. Hans Bolza and is evidence of ownership and control of said business enterprise;

2. That Dr. Hans Bolza, whose last known address is Würzburg, Germany, is a national of a designated enemy country (Germany);

and determining:

3. That Koenig & Bauer, Inc., is controlled by Dr. Hans Bolza, or is acting for or on behalf of a designated enemy country (Germany) or persons within such country and is a national of a designated enemy country (Germany);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 100 shares of no par value common stock of Koenig & Bauer, Inc., more fully described in subparagraph 1 above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and

hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 11, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46–3279; Filed, Mar. 1, 1946; 11:28 a. m.]

[Vesting Order 5716]

GUSTAV KUEHL ET AL.

In re: Gustav Kuehl vs. Frank Pycha et al.; File D–17–355; E. T. sec. 7923.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: Funds of Amanda Ramm payable to the Alien Property Custodian pursuant to a decree of the Superior Court of Cook County, Illinois, executed on April 13, 1945 in proceeding in chancery entitled: Gustav Kuehl vs. Frank Pycha et al. (No. 45 S 797),

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Amanda Ramm, Germany.

That such property is in the process of administration by Elmer O. Dobroth, Special Commissioner, 77 W. Washington Street, Chicago, Illinois, as Depositary, acting under the judicial supervision of the Superior Court of Cook County, Illinois;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 25, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46–3280; Filed, Mar. 1, 1946; 11:28 a. m.]

[Vesting Order 5720]

FRED A. WEDLER

In re: Estate of Fred A. Wedler, also known as Fred Wedler, deceased; File D–28–9698; E. T. sec. 13573.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Fritz Wedler in and to the Estate of Fred A. Wedler, also known as Fred Wedler, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Fritz Wedler, Germany.

That such property is in the process of administration by Alma L. Wedler and Florence B. Wedler, as Executrices of the Estate of Fred A. Wedler, also known as Fred Wedler, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on January 25, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46–3281; Filed, Mar. 1, 1946; 11:28 a. m.]

[Vesting Order 5722]

FREDERICK YAHRAUS

In re: Estate of Frederick Yahraus, deceased; File D–28–9872; E. T. sec. 13940.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Karl Yahraus in and to the estate of Frederick Yahraus, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Karl Yahraus, Germany.

That such property is in the process of administration by Carl W. Schaefer, 1235 Leader Building, Cleveland, Ohio, as Executor of the estate of Frederick Yahraus, deceased, acting under the judicial supervision of the Probate Court of Cuyahoga County, Ohio;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such prop-

erty or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3282; Filed, Mar. 1, 1946; 11:28 a. m.]

[Vesting Order 5726]

JACOB SCHMIDLAPP

In re: Estate of Jacob Schmidlapp, deceased; File D–28–10100; E. T. sec. 14368.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Wilhelimine Haug, Marie Nurdel, also known as Marie Murdel, Fredericka Gick, Louise Schmidlapp, Louise Eberle Elizabeth Dreyer, Marie K. Laible, Emma Schmidlapp, Gustav Schmidlapp, Emanuel Schmidlapp, Conrad Schmidlapp, Elise Schmidlapp and Mararetha F. Schmidlapp, and each of them, in and to the Estate of Jacob Schmidlapp, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Wilhelimine Haug, Germany.
Marie Nurdel, also know as Marie Murdel, Germany.
Fredericka Gick, Germany.
Louise Schmidlapp, Germany.
Louise Eberle, Germany.
Elizabeth Dreyer, Germany.
Marie K. Laible, Germany.
Emma Schmidlapp, Germany.
Gustav Schmidlapp, Germany.
Emanuel Schmidlapp, Germany.
Conrad Schmidlapp, Germany.
Elise Schmidlapp, Germany.
Margaretha F. Schmidlapp, Germany.

That such property is in the process of administration by August Lauer, as Executor of the Estate of Amelia Schmidlapp, deceased executrix and trustee of the Estate of Jacob Schmidlapp, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3283; Filed, Mar. 1, 1946; 11:28 a. m.]

[Vesting Order 5732]

ALLGEMEINE VERSICHERUNGS GESELLSCHAFT FUER SEE FLUSS UND LANDTRANSPORT

In re: Bank account owned by Allgemeine Versicherungs Gesellschaft fuer See Fluss und Landtransport in Dresden.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Allgemeine Versicherungs Gesellschaft fuer See Fluss und Landtransport in Dresden, the last known address of which is Tirpitz Ufer 20, Berlin W. 9, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Allgemeine Versicherungs Gesellschaft fuer See Fluss und Landtransport in Dresden, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Allgemeine Versicherungs Gesellschaft fuer See Fluss und Landtransport in Dresden, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3284; Filed, Mar. 1, 1946; 11:28 a. m.]

[Vesting Order 5739]

BANK FUER LANDWIRTSCHAFT, A. G.

In re: Bank account owned by Bank fuer Landwirtschaft, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bank fuer Landwirtschaft, A. G., the last known address of which is Dessauer Str. 26, Berlin S.W. 11, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bank fuer Landwirtschaft, A. G., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Bank fuer Landwirtschaft, A. G., and any and all rights to demand, enforce and collect the same,

is property payable within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3285; Filed, Mar. 1, 1946; 11:28 a. m.]

[Vesting Order 5740]

BANKGESCHAFT BERGER & CO.

In re: Bank accounts owned by Bankgeschaft Berger & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bankgeschaft Berger & Co., the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Bankgeschaft Berger & Co., by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of customers account for custody, Account Number FS86033, entitled Bankgeschaft Berger & Co., and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Bankgeschaft Berger & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of customers account for custody, Account Number F62684, entitled Bankgeschaft Berger & Co., and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3286; Filed, Mar. 1, 1946; 11:29 a. m.]

[Vesting Order 5741]

BANKHAUS PFERDMENGES & CO.

In re: Bank account owned by Bankhaus Pferdmenges & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bankhaus Pferdmenges & Co., the last known address of which is Cologne, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bankhaus Pferdmenges & Co., by the Marine Midland Trust Company of New York, 120 Broadway, New York, New York, arising out of a checking account, entitled Pferdmenges & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

under the judicial supervision of the Surrogate's Court, New York County, New York, as Executor of the Estate of Jacob Schmidlapp, acting

rungs Gesellschaft fuer See Fluss und fuer Landwirtschaft, A. G.

erty Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3287; Filed, Mar. 1, 1946; 11:29 a. m.]

[Vesting Order 5744]

BAYERISCHE HYPOTHEKEN-UND WECHSEL-BANK

In re: Bank accounts owned by Bayerische Hypotheken-und Wechsel-Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bayerische Hypotheken-und Wechsel-Bank, the last known address of which is Munich 1, Brieffach, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Bayerische Hypotheken-und Wechsel-Bank, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Bayerische Hypotheken-und Wechsel-Bank, and any and all rights to demand, enforce and collect the same.

b. That certain debt or other obligation owing to Bayerische Hypotheken-und Wechsel-Bank, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Bayerische Hypotheken-und Wechsel-Bank, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3288; Filed, Mar. 1, 1946; 11:29 a. m.]

[Vesting Order 5745]

BAYERISCHE STAATSBANK

In re: Bank accounts owned by Bayerische Staatsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bayerische Staatsbank, the last known address of which is Promenadenstrasse 1, Munich, Germany, is a national of a designated enemy country (Germany);

2. That the property described is as follows:

a. That certain debt or other obligation owing to Bayerische Staatsbank, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Bayerische Staatsbank, Muenchen, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Bayerische Staatsbank, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Bayerische Staatsbank, Muenchen, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3289; Filed, Mar. 1, 1946; 11:29 a. m.]

[Vesting Order 5750]

GEBRUEDER BETHMANN

In re: Bank account owned by Gebrueder Bethmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gebrueder Bethmann, the last known address of which is Schliessfach No. 1, Frankfort-on-the-Main, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gebrueder Bethmann, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Gebrueder Bethmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3290; Filed, Mar. 1, 1946; 11:29 a. m.]

[Vesting Order 5754]

GEORG BIERMANN

In re: Bank account owned by Georg Biermann, Hildegard Biermann and Regina Baeck.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Georg Biermann, Hildegard Biermann, and Regina Baeck, whose last known address is Westfalische Strasse 28, Berlin, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Georg Biermann, Hildegard Biermann and Regina Baeck, by Swiss Bank Corporation New York Agency, 15 Nassau Street, New York, New York, arising out of a dollar account, entitled Herr Dr. Georg Biermann, Frau Hildegard Biermann, Geb. Baeck, Frau Baeck, Geb. Todtmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3291; Filed, Mar. 1, 1946; 11:30 a. m.]

[Vesting Order 5755]

A. BITTERHOFF & SOHN

In re: Bank account owned by A. Bitterhoff & Sohn.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That A. Bitterhoff & Sohn, the last known address of which is Frankfort Allee 27, Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to A. Bitterhoff & Sohn, by the Marine Midland Trust Company of New York, New York, arising out of a checking account, entitled A. Bitterhoff & Sohn, maintained at the branch office of the aforesaid bank located at 128 Chambers Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an ap-

propriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3292; Filed, Mar. 1, 1946; 11:30 a. m.]

[Vesting Order 5760]

YUKIO BUMA

In re: Bank account owned by Yukio Buma.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Yukio Buma, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Yukio Buma, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Yukio Buma, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3293; Filed, Mar. 1, 1946; 11:30 a. m.]

[Vesting Order 5765]

FRIEDERIKE FRANCO

In re: Estate of Friedrike Franco, also known as Frieda Franco, Mrs. Freda Franco, Mrs. Friederike Franco and Friederike Hagenbuch, deceased; File D–28–8190; E. T. sec. 9172.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Reinhold Mueck, Karl Hagenbuch and surviving issue, Ernst Hagenbuch and surviving issue, Mrs. Minna Rehm and surviving issue, and Mrs. Pauline Schack and surviving issue, and each of them, in and to the Estate of Friederike Franco, also known as Frieda Franco, Mrs. Freda Franco, Mrs. Friederike Franco and Friederike Hagenbuch, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Reinhold Mueck, Germany.
Karl Hagenbuch and surviving issue, Germany.
Ernst Hagenbuch and surviving issue, Germany.
Mrs. Minna Rehm and surviving issue, Germany.
Mrs. Pauline Schack and surviving issue, Germany.

That such property is in the process of administration by Bank of America National Trust and Savings Association, as Executor of the Estate of Friederike Franco, also known as Frieda Franco, Mrs. Freda Franco, Mrs. Friederike Franco and Friederike Hagenbuch, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3294; Filed, Mar. 1, 1946; 11:30 a. m.]

[Vesting Order 5766]

WALTER HEYER

In re: Estate of Walter Heyer, deceased; File D–28–9913; E. T. sec. 14023.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Szeimies, Otto Szeimies, Albert Szeimies, Gustave Szeimies, Augusta Laschelt, Gertrude Rogelt, and Elma Lewandowsky, and each of them, in and to the Estate of Walter Heyer, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Ann Szeimies, Germany.
Otto Szeimies, Germany.
Albert Szeimies, Germany.
Gustave Szeimies, Germany.
Augusta Laschelt, Germany.
Gertrude Rogelt, Germany.
Elma Lewandowsky, Germany.

That such property is in the process of administration by Ernest Szeimies, as Administrator of the Estate of Walter Heyer, acting under the judicial supervision of the Circuit Court of the State of Oregon, for the County of Multnomah;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3295; Filed, Mar. 1, 1946; 11:30 a. m.]

[Vesting Order 5767]

JOHN HERMAN KRACKE

In re: Estate of John Herman Kracke, deceased; File D–28–9911; E. T. sec. 14033.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Heinrick Kracke and Frederick Kracke, and each of them, in and to the Estate of John Herman Kracke, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Heinrick Kracke, Germany.
Frederick Kracke, Germany.

That such property is in the process of administration by the Bank of America National Trust and Savings Association, as Executor of the Estate of John Herman Kracke, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3296; Filed, Mar. 1, 1946; 11:31 a. m.]

[Vesting Order 5800]

EXPORTKREDITBANK, A. G.

In re: Bank accounts owned by Exportkreditbank, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Exportkreditbank, A. G., the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Exportkreditbank, A. G., by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Exportkreditbank Aktiengesellschaft, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Exportkreditbank, A. G., by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Exportkreditbank Aktiengesellschaft, Customers Account for Custody, General Ruling No. 6 Account, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Exportkreditbank A. G., by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account entitled Exportkreditbank Aktiengesellschaft, Customers Account for Custody, F86233, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3297; Filed, Mar. 1, 1946; 11:31 a. m.]

[Vesting Order 5949]

WESSERNHAGEN & CO.

In re: Bank account owned by Wessernhagen & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wessernhagen & Co., the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wessernhagen & Co., by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a bills payable register account entitled Wessernhagen & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3298; Filed, Mar. 1, 1946; 11:31 a. m.]

[Vesting Order 5950]

WESTHOLSTEINISCHE BANK

In re: Bank accounts owned by Westholsteinische Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Westholsteinische Bank, the last known address of which is 262 Grosse Bergstrasse, Hamburg-Altona, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Westholsteinische Bank, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Westholsteinische Bank Altona, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Westholsteinische Bank, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed deposit account, entitled Westholsteinische Bank Altona, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3299; Filed, Mar. 1, 1946; 11:31 a. m.]

[Vesting Order 5951]

JOHANN GOTTFRIED WETZSTEIN

In re: Bank account owned by Johann Gottfried Wetzstein.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johann Gottfried Wetzstein, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Johann Gottfried Witzstein, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Johann Gottfried Wetzstein, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3300; Filed, Mar. 1, 1946; 11:32 a. m.]

[Vesting Order 5952]

DR. E. WITTENBERG AND/OR ELIZABETH WITTENBERG

In re: Bank account owned by Dr. E. Wittenberg and/or Elizabeth Wittenberg.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dr. E. Wittenberg and Elizabeth Wittenberg, whose last known address is 48 Shinsaka-Machi, Akasaka-ku, Tokyo, Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Dr. E. Wittenberg and/or Elizabeth Wittenberg, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a compound interest department account, Account Number A95018, entitled Dr. E. Wittenberg and/or Mrs. Elizabeth Wittenberg, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3301; Filed, Mar. 1, 1946; 11:32 a. m.]

[Vesting Order 5953]

F. WOLFF & SOEHNE G. M. B. H.

In re: Bank account owned by F. Wolff & Soehne G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That F. Wolff & Soehne G. m. b. H., the last known address of which is Karlsruhe, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to F. Wolff & Soehne G. m. b. H., by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1107, entitled F. Wolff & Soehne G. m. b. H., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the

Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3302; Filed, Mar. 1, 1946; 11:32 a. m.]

[Vesting Order 5954]

WUERTTEMBERGISCHE BANK

In re: Bank account owned by Wuerttembergische Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wuerttembergische Bank, the last known address of which is Friedrichstrasse 22, Stuttgart, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wuerttembergische Bank, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1366, entitled Wuerttembergische Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3303; Filed, Mar. 1, 1946; 11:32 a. m.]

[Vesting Order 5955]

WUERTTEMBERGISCHE BANK

In re: Bank account owned by Wuerttembergische Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wuerttembergische Bank, the last known address of which is Friedrichstr. 22, Stuttgart, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wuerttembergische Bank, by Swiss Bank Corporation New York Agency, 15 Nassau Street, New York, New York, arising out of a dollar account, Account Number 100012, entitled Wuerttembergische Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3304; Filed, Mar. 1, 1946; 11:32 a. m.]

[Vesting Order 5956]

WUERTTEMBERGISCHE NOTENBANK

In re: Bank account owned by Wuerttembergische Notenbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wuerttembergische Notenbank, the last known address of which is Friedrichstrasse 22, Stuttgart, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wuerttembergische Notenbank, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Wuerttembergische Notenbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3305; Filed, Mar. 1, 1946; 11:32 a. m.]

[Vesting Order 5957]

TOKUSUKE YAJIMA

In re: Bank account owned by Tokusuke Yajima.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Tokusuke Yajima, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Tokusuke Yajima, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a Dollar Checking Account, entitled T. Yajima, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3306; Filed, Mar. 1, 1946; 11:32 a. m.]

[Vesting Order 5958]

ALBRECHT ZIMMERMANN

In re: Bank account owned by Albrecht Zimmermann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Albrecht Zimmermann, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Albrecht Zimmermann, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Albrecht Zimmermann c/o Carlos A. Hepp, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3307; Filed, Mar. 1, 1946; 11:33 a. m.]

[Vesting Order 5959]

MICHAEL ZIMMERMANN

In re: Bank account owned by Michael Zimmermann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Michael Zimmermann, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Michael Zimmerman, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Michael Zimmermann, c/o Carlos A. Hopp, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3308; Filed, Mar. 1, 1946; 11:33 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Notice and Order of Termination 2]

TOWING AND TRANSPORTATION COMPANIES IN NEW YORK HARBOR AREA

TERMINATION OF POSSESSION, CONTROL AND OPERATION

Pursuant to Executive Order 9693 (11 F.R. 1421), I hereby determine that possession and control by the United States of the transportation systems owned or operated by the companies conducting towing and transportation operations in New York Harbor and contiguous waters named in the list attached to said Executive order (except Cullen Transportation Co.), which towing and transportation systems were taken and assumed by the United States pursuant to Notice and Order of the Director of the Office of Defense Transportation issued February 5, 1946 (11 F.R. 1442), are no longer necessary to carry out the provisions, and to accomplish the purposes, of said executive order, and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control of each of the transportation systems, plants, and facilities owned or operated by the companies conducting towing and transportation operations in New York Harbor and contiguous waters named in the list attached to Executive Order 9693 (except Cullen Transportation Co.) taken and assumed by the United States pursuant to said executive order by notice and order issued by the Director of the Office of Defense Transportation on February 5, 1946, including all real and personal property, plants, facilities, and other assets so taken and assumed and not heretofore returned, are hereby terminated and relinquished by the United States as of 12:01 a. m. on March 3, 1946. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C.

Issued at Washington, D. C., this 2d day of March 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-3392; Filed, Mar. 4, 1946; 10:20 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 86 Under Order 375 Under 3 (b), Amdt. 1]

RUSSELL-TAYLOR, INC.

ESTABLISHMENT OF MAXIMUM PRICES

An order having been issued on July 30, 1945 fixing ceiling prices for "Devonshire Topping Vegetable Only" and/or "Delsoy Topping" and applicant having advised this office by letter of February 7, 1946 that it wished to change the name of its product to "SNO-TOP" and/or "Delsoy Topping" without any change in the quality or ingredients of its product and due consideration having been given to the request of a change in the name of its product an opinion having been issued simultaneously herewith and having been filed with the Division of the Federal Register, and

For the reasons set forth in the opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order Nos. 9250, 9328 and 9599 and in accordance with paragraph (d) of Order No. 375 under § 1499.3 (b) of the General Maximum Price Regulation, *It is hereby ordered:*

That wherever the words "Devonshire Topping Vegetable Only" and/or "Delsoy Topping" appear in Order No. 86 under Order No. 375 under § 1499.3 (b) of the General Maximum Price Regulation, they are amended to read "Delsoy Topping" and/or "SNO-TOP."

All prayers of this application not herein granted are denied.

This amendment may be revoked or amended at any time.

This order shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3258; Filed, Mar. 1, 1946; 11:19 a. m.]

[SR 15, Amdt. 2 to Order 22]

NATIONAL CARBON CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to § 1499.75 (a) (18) of S. R. No. 15 to the GMPR and Appendix A (a) of MPR No. 431, *It is ordered:*

Order No. 22 under § 1499.75 (a) (18) of S. R. No. 15 to the GMPR is amended by adding at the end of the table in paragraph (a) the following:

SPECIAL GRADE NO. 36	
Charcoal sold to and milled to meet analysis of the National Carbon Company of Fremont, Ohio	$50

This amendment shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3259; Filed, Mar. 1, 1946; 11:17 a. m.]

[Rev. SO 119, Order 98]

RADIANT STEEL PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 98 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of radiator and convector enclosures manufactured by the Radiant Steel Products Company of Williamsport, Pennsylvania. 6075-SO-119-28.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119, is is ordered:

(a) *Maximum prices for sales by Radiant Steel Products Company of Williamsport, Pa.* (1) The above manufacturer may determine his maximum prices for his line of radiator and convector enclosures by increasing by 8 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 98 under Revised Supplementary Order No. 119 authorizes an 8 percent increase in October 1, 1941, net prices for sales of radiator and convector enclosures manufactured by this company:

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 98.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3273; Filed, Mar. 1, 1946; 11:19 a. m.]

[Rev. SO 119, Order 99]

INDIANAPOLIS STOVE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Indianapolis Stove Company, 1255 Roosevelt Avenue, Indianapolis 7, Ind., may increase by no more than 9.8 percent its ceiling prices to each class of purchaser for the coal and coal and wood cooking and heating stoves which it manufactures.

(b) *Reseller's ceiling prices.* Resellers of such articles which the manufacturer has sold at the adjusted ceiling prices permitted by paragraph (a) above, shall determine their ceiling prices as follows:

(1) If resales of the article are covered by the General Maximum Price Regulation a reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(2) If resales of the article are covered by Maximum Price Regulation No. 210, a reseller shall calculate his ceiling price by adding to his invoice cost for the article the same "initial percentage markup" which he used to establish his ceiling prices for that commodity under Maximum Price Regulation No. 210. The terms "initial percentage markup" as used in this order is defined in § 1372.102 of Maximum Price Regulation No. 210.

If the seller has no "initial percentage markup" because he was not engaged in selling heating stoves during the last six month of 1941, his maximum price shall be the same as the maximum price set, under this order for the same article by the most closely competitive seller of the same class who has established such a maximum price.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on or after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted ceiling prices for resale of the articles. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 2d day of March 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3274; Filed, Mar. 1, 1946; 11:20 a. m.]

[SO 142, Rev. Order 17]

ELECTRIC SPRAYIT CO.

ADJUSTMENT OF MAXIMUM PRICES

Revised Order No. 17 Under Supplementary Order No. 142, adjustment provisions for sales of industrial machinery and equipment. The Electric Sprayit Company. Docket No. 6083-136.21-695.

For reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

Order No. 17 under Supplementary Order No. 142 is redesignated Revised Order No. 17 and is revised and amended to read as follows:

(a) The maximum prices for sales by The Electric Sprayit Company, Sheboygan, Wis., of its line of paint spraying equipment shall be determined as fol-

lows: The maximum prices for any of the above-described products, having a base date, shall be the applicable base date price increased by 11.8% of that price.

The phrase in this revised order "base date price" shall mean a price frozen under the provisions of section 7 of Revised Maximum Price Regulation 136, except that for every product covered by this revised order the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any products for which a price is established under section 8 of Revised Maximum Price Regulation 136, the maximum price shall be computed under that section using the price computed under paragraph (a) of this revised order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this revised order, by the dollar-and-cents amounts by which his net invoiced cost has been increased by reason of this revised order.

(d) The Electric Sprayit Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the dollar-and-cent amounts by which his revised order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3275; Filed, Mar. 1, 1946; 11:21 a. m.]

[SO 142, Amdt. 1 to Order 21]

A. D. COOK, INC.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 21 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. A. D. Cook, Inc., Lawrenceburg, Ind. Docket Nos. 6083-SO 142-246-14 & 6083-SO 142-136-64.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

Order No. 21 under Supplementary Order 142, issued February 6, 1946, is hereby amended in the following respects:

1. Paragraph (a) therein is amended to read as follows:

(a) The maximum prices for sales by A. D. Cook, Inc., Lawrenceburg, Ind., of deep well turbines, and parts therefor; single-stroke and two-stroke reciprocating type pump heads and parts therefor; farm water systems and parts therefor; water well supplies; and strainers and well points shall be determined as follows: The maximum prices for any of the above described products having a base date shall be the applicable base date price increased by 5% of that price. The phrase in this amendment "base date price" shall mean a price frozen under the provisions of Section 7 of Revised Maximum Price Regulation 136 and § 1361.52 of Maximum Price Regulation 246, except that, for every product covered by this order, the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

2. Paragraph (b) is amended to read:

(b) For any products for which a price is established under Section 8 of Revised Maximum Price Regulation 136 and § 1361.53 of Maximum Price Regulation 246, the maximum price shall be computed under the applicable section using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

3. Paragraph (d) is amended to read:

(d) A. D. Cook, Inc., Lawrenceburg, Indiana, shall notify each person who buys deep well turbines and parts therefor; single stroke and two-stroke reciprocating type pump heads and parts therefor; water well supplies and strainers and well points, for resale, of the dollars-and-cents amounts by which this amendment permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

All requests not granted herein are denied.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3276; Filed, Mar. 1, 1946; 11:20 a. m.]

[SO 142, Order 40]

CORNING GLASS WORKS

ADJUSTMENT OF MAXIMUM PRICES

Order No. 40 under Supplementary Order 142. Adjustment provisions for sales of industrial machinery and equipment. Corning Glass Works. Docket No. 6083-SO 142-136-51.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order 142, *It is ordered:*

(a) The maximum prices for sales of certain electric and electronic glass; lighting glassware; instrument, technical and pharmaceutical glassware; electrical and industrial glassware and glassware for signals, illumination and electrical instruments manufactured by Corning Glass Works, Corning, N. Y., shall be the prices stated in Schedules I to V inclusive filed with Office of Price Administration by Corning Glass Works during January 1946 and incorporated in this order by this reference.

(b) The Corning Glass Works is authorized to quote for sale, and to sell and deliver at, the prices referred to in paragraph (a) of this order provided that any item included by reference in paragraph (a) of this order which was contained in price lists published by Corning Glass Works, the Corning Glass Works shall have filed, or shall file within fifteen days after first quoting such price, the price lists containing such quoted item, revised pursuant to this order. As to all other (non-published) prices the Corning Glass Works shall, at the request of its customer or of the Office of Price Administration issue a statement identifying any item for which a price has been quoted, or which has been sold, by reference to its listing in the schedules filed with the Office of Price Administration and referred to in paragraph (a) of this order.

(c) The maximum prices for sales by resellers of the items described in paragraph (a) shall be determined as follows: The reseller may increase and shall decrease the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the amount, in percent, by which his net invoiced cost has been increased or decreased by reason of this order.

(d) Corning Glass Works shall notify each person who buys any of these items for resale of the percentage amounts by which this order permits the reseller to increase, or requires him to decrease, his maximum prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) On or before May 31, 1946, the Corning Glass Works shall file with the Machinery Branch, Office of Price Administration, Washington, D. C., a statement of the sales of the items covered in this order for the three months immediately following the effective date of this order and the dollar value of these sales at March 31, 1942 maximum prices.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3277; Filed, Mar. 1, 1946; 11:20 a. m.]

[SO 142, Order 41]

MANUFACTURER'S BRUSH CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 41 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Manufacturer's Brush Company. Docket No. 6083-SO 142-136-92.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by The Manufacturer's Brush Company of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 5.8% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows:

The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollars and cents amount by which his net invoiced cost has been increased by reason of this order.

(c) The Manufacturer's Brush Company shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the dollars and cents amount by which his order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3278; Filed, Mar. 1, 1946; 11:20 a. m.]

[MPR 64, Order 261]

PREMIER STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the four models of gas ranges listed below manufactured by the Premier Stove Company, 100 South 16th Street, Belleville, Ill. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
F 41-16	$89.95	$92.25	$95.25	$97.50
F 410-D-16	94.75	98.95	99.95	102.25
FB-1 with heat control	58.25	59.25	60.75	61.75
FB-1 without heat control	49.95	50.95	52.50	53.50

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Illinois.

Zone 2: New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Maryland, Delaware, Wisconsin, Michigan, Indiana, Ohio, Kentucky, West Virginia, Virginia, Tennessee, North Carolina, South Carolina, Mississippi, Alabama, Georgia, Minnesota, Iowa, Missouri, Arkansas, Louisiana, North Dakota, South Dakota, Kansas, Oklahoma, Nebraska, and the District of Columbia.

Zone 3: Maine, Florida, Montana, Wyoming, Colorado, New Mexico and Texas.

Zone 4: Idaho, Utah, Arizona, Nevada, Washington, Oregon, and California.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 15th day of March 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3260; Filed, Mar. 1, 1946; 11:18 a. m.]

[MPR 64, Order 262]

FIRESTONE TIRE & RUBBER CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes ceiling prices for sales to consumers of the Model No. 5-C-1 electric range manufactured for sale by the Firestone Tire & Rubber Company, Akron 17, Ohio, as follows:

Model	Ceiling prices for sales to consumers	
	Zone 1	Zone 2
	Each	*Each*
5-C-1	$169.50	$178.50

These ceiling prices include the Federal excise tax, delivery, a one year warranty and installation where the installation requires only that the range be connected to electric facilities to be provided by the consumer and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price shown above. In all other respects these ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order, Zones 1 and 2 are comprised as follows:

Zone 1 consists of all those portions of the forty-eight states and the District of Columbia not included in Zone 2.

Zone 2 consists of the states of Arizona, California, Idaho, Oregon, Utah, Wyoming, Washington, Colorado (except the city of Towner), Nevada, New Mexico (except the counties of Chaves, Curry, De Baca, Eddy, Harding, Lea, Quay, Roosevelt and Union); the following counties in Nebraska: Banner, Box Butte, Cherry (except the cities of Crookston, Valentine, Thatcher, Woodlake, Sparks and Arabia), Cheyenne, Dawes, Deuel, Garden, Grant, Hooker, Kimball, Morrill, Scotts Bluff, Sheridan and Sioux; the town of Phillip and the following counties in South Dakota: Bennett, Butte, Custer, Fall River, Jackson, Lawrence, Meade (except the town of Faith) Pennington, Shannon, Washington and Washabaugh; and the following counties in Texas: Brewster, Culberson, El Paso, Hudspeth, Jeff Davis, Loving, Pecos, Presidio, Reeves and Terrell; Montana except the cities of Richey and Veda and except the counties of Daniels (exclusive of the towns of Carbert, Glutten, Gasetts, Peerless and West Fork), Richland (exclusive of the towns of Burns and Savage), Roosevelt (exclusive of the towns of Lohmiller, Volt and Wash), Sheridan and Wibaux.

(c) The Firestone Tire & Rubber Company shall cause to be attached to the outside oven door panel of each range, prior to its shipment to a retail dealer, a label which contains all the following information:

1. The model number of the range.
2. The OPA retail ceiling price of the range in each zone.
3. A statement of the areas included in each zone.
4. A statement that the ceiling prices shown include the Federal excise tax, delivery, a one year warranty and installation where the installation requires only that the range be connected to electric facilities to be provided by the purchaser and such connection does not require any additional materials.

5. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pigtail") and a range cord set is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price of the range.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 2d day of March 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3261; Filed, Mar. 1, 1946; 11:19 a. m.]

[MPR 86, Order 49]

CINDERELLA MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of the "Cinderella" portable washing machine manufactured by the Cinderella Manufacturing Company, 233½ Francis Street, Jackson, Mich.

(1) The manufacturer's ceiling prices for sales of the "Cinderella" portable washing machine to distributors and dealers are as follows:

Article	Ceiling prices for sales by the manufacturer to—	
	Distributors	Dealers
Cinderella portable washing machine	*Each* $16.12	*Each* $20.42

These ceiling prices are f. o. b. factory.

(2) The ceiling price for sales of the "Cinderella" portable washing machine by distributors to dealers is $20.42 each. This ceiling price is subject to each distributor's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) The ceiling price for sales of the "Cinderella" portable washing machine by dealers to ultimate consumers is $29.95 each. This ceiling price is subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 2d day of March 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3262; Filed, Mar. 1, 1946; 11:19 a. m.]

[MPR 188, Rev. Order 4728]

WAPELLO MACHINERY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

Order No. 4728 under § 1499.158 of Maximum Price Regulation No. 188 is amended and revised as follows:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by the Wapello Machinery Company, Wapello, Iowa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—					
		Distributors	Wholesalers (Jobbers)	Chain and department stores mail order houses	Other retailers	Consumers
Camp grill	70 75	*Each* $0.625 .625	*Each* $0.675 .675	*Each* $0.75 .75	*Each* $0.83 .83	*Each* $1.25 1.25

These maximum prices are for the articles described in the manufacturer's application dated October 20, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
"Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 2d day of March 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3263; Filed, Mar. 1, 1946; 11:17 a. m.]

[MPR 188, Rev. Order 4830]

WITTIE MFG. AND SALES CO.

APPROVAL OF MAXIMUM PRICES

Order No. 4830 under § 1499.158 of Maximum Price Regulation No. 188 is amended and redesignated Revised Order No. 4830 to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) The maximum price for a sale by Wittie Manufacturing and Sales Company, 1414 South Wabash Avenue, Chicago, Illinois, of its Model No. SH100 portable electric steam heater with 21½" x 8" x 16½" mahogany hammerloid steel cabinet, electric fan, steam heating unit and 8' cord and plug of its manufacture to a jobber, chain store or mail order house shall be $23.30. This price is f. o. b. factory and is subject to a cash discount of 2% for payment in 10 days, net 30 days. This maximum price may be adjusted in accordance with the provisions of Order 6 under Section 1499.159e of Maximum Price Regulation No. 188.

(b) Resellers' ceiling prices and the manufacturer's ceiling prices for sales to dealers other than chain stores and mail order houses as defined in Order 6 under § 1499.159e of Maximum Price Regulation 188 shall be determined by the manufacturer in accordance with the provisions of that order. The manufacturer is also required to comply with the tagging and notification provisions of that order.

(c) For sales by the manufacturer, the maximum prices established by this order apply to all sales and deliveries since Maximum Price Regulation 188 became applicable to those sales and deliveries.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 2d day of March 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3264; Filed, Mar. 1, 1946; 11:18 a. m.]

[MPR 188, Order 4877]

PLASTRAY CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Plastray Corporation, 747 New Center Building, Detroit 21, Mich.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Jobbers	Retailers	Consumers
Ice cube tray with removable individual cube trays.	11½ x 4¼ x 1¾	*Each* $1.16	*Each* $1.47	*Each* $2.45

These maximum prices are for the articles described in the manufacturer's application dated January 30, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 2d day of March 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3265; Filed, Mar. 1, 1946; 11:17 a. m.]

[MPR 260, Order 2100]

JAMES WRIGHT

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) James Wright, R. R. #2, Bemidji, Minn. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Blue Ox	4¾"	50	*Per M* $60	*Cents* 2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3267; Filed, Mar. 1, 1946; 11:18 a. m.]

[MPR 260, Order 2101]

RUBIE J. SCHOLL

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Rubie J. Scholl, 8042 N. Hopkins Street, Milwaukee 9, Wis. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
San Rey	Straight	50	*Per M* $64	*Cents* 8
	Bismarck	50	90	12

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on

sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3268; Filed, Mar. 1, 1946; 11:18 a. m.]

[MPR 580, Amdt. 1 to Order 55]

PENDLETON WOOLEN MILLS

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 1 to Order 55. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-504.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 55 issued under section 13 of MPR 580 on May 17, 1945 on application of Pendleton Woolen Mills, 218 S. W. Jefferson Street, Portland 4, Oreg. is amended in the following respects:

1. A new paragraph (a) is substituted to read as follows:

(a) The following ceiling prices are established for sale by any seller at retail of articles manufactured by Pendleton Woolen Mills, having the brand name "Pendleton" and described in the application of that company dated May 3, 1945.

Manufacturer's selling price (per doz.):	*Retail ceiling price (per unit)*
$54.95–$56.54	$7.50
$62.25–$64.24	8.75
$58.15–$59.74	8.00
$64.25–$66.24	9.00
$66.25–$68.24	9.25
$70.00–$73.99	10.00
$82.00–$85.99	11.50
$66.25–$68.24	9.25
$66.25–$68.24	11.00
$73.00–$81.99	10.50
$74.00–$77.99	10.50
$86.00–$89.99	12.00
$70.00–$73.99	10.00

2. Paragraph (d) is amended to read as follows:

On or before the first delivery to any purchaser for resale of each article listed in paragraph (a) the seller shall send the purchaser a copy of this order and all subsequent amendments. The seller shall be allowed ten days after the date of issue of any amendment to comply with the notice provision of this order. Also before the first delivery to any purchaser for resale, the seller shall send notice of any change of descriptive names and price ranges of articles listed in paragraph (a) to the Administrator.

This amendment shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3269; Filed, Mar. 1, 1946; 11:21 a. m.]

[MPR 580, Amdt. 1 to Order 198]

CAPE COD SHIRT CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 1 to order 198. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-243.

For the reasons set forth in the opinion issued simultaneously herewith Order No. 198 issued under section 13 of MPR 580 on September 24, 1945 on application of Cape Cod Shirt Company, 69 Alden Street, Fall River, Massachusetts, is amended in the following respects:

1. A new paragraph (a) is substituted to read as follows:

The following ceiling prices are established for sale by any seller at retail of articles manufactured by the Cape Cod Shirt Company having the brand name "Cape Cod" and described in the application of that company dated June 14, 1945.

Manufacturer's selling price (per dozen):	*Retail ceiling price (per unit)*
$17.01–$18.00	$2.50
$18.51–$21.00	2.75
$21.01–$22.50	3.00
$22.51–$23.99	3.25
$24.00–$26.00	3.50
$26.01–$27.75	3.75
$27.76–$30.00	4.00
$30.01–$32.00	4.25
$32.01–$34.00	4.50
$34.01–$37.00	5.00
$37.01–$40.00	5.50

2. A new paragraph (e) is substituted to read as follows:

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a) the seller shall send the purchaser a copy of this order and all subsequent amendments. The seller shall be allowed ten days after the date of issuance of any amendment to comply with the notice provisions of this order. Also before the first delivery to any purchaser for resale, the seller shall send notice of any change of descriptive names and price ranges of articles in paragraph (a) to the Administrator.

This amendment shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3270; Filed, Mar. 1, 1946; 11:21 a. m.]

[MPR 591, Order 339]

LOS ANGELES BRASS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 including Amendment 5 to Order No. 48 under section 22 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, for sales by any person of the following Combination Brass Swing Spout Sink Faucets manufactured by Los Angeles Brass Company, Los Angeles, Calif., and as described in its application dated December 26, 1945, shall be:

(1) On sales to consumers:
SP-1 polished or chrome plated brass combination swing spout sink faucet $5.99
(2) On sales to plumbing and heating contractors, installers, commercial and industrial users:
SP-1 polished or chrome plated brass combination swing spout sink faucet 5.46
(3) On sales to plumbing and heating jobbers:
SP-1 polished or chrome plated brass combination swing spout sink faucet 4.15

(b) The maximum prices specified in (a) above shall be f. o. b. point of manufacture, for sales by the manufacturer and f. o. b. seller's shipping point for all other sellers.

(c) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) The maximum prices established by this order reflect the increase permitted under section 2.6 of Order No. 48 under section 22 of Maximum Price Regulation No. 591, and may no be further increased under Order No. 48, as amended by Amendment 7, issued January 21, 1946.

(e) The maximum prices for sales on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except retailers upon resale.

(g) Los Angeles Brass Company shall attach a tag to each combination swing spout faucet containing the following:

OPA Maximum Consumer Price Not Installed—$_____

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 2, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3272; Filed, Mar. 1, 1946; 11:21 a. m.]

[MPR 580, Amdt. 1 to Order 268]

PIEDMONT SHIRT CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 1 to Order 268. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-543.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 268 issued under section 13 of MPR 580 on December 10, 1945 on application of Piedmont Shirt Company, Greenville, South Carolina, is amended in the following respects:

1. A new paragraph (a) is substituted to read as follows:

(a) The following ceiling prices are established for sale by any seller at retail of articles manufactured by the Piedmont Shirt Company having the brand name Wings and described in the application of that company dated November 6, 1945.

Men's shirts, unsimplified	Manufacturer's selling price	Retail ceiling price
	Per doz.	*Per unit*
Blue label	$17.50–$19.00	$2.50
Brown label	21.50–23.00	3.00

2. A new paragraph (e) is substituted to read as follows:

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a) the seller shall send the purchaser a copy of this order and all subsequent amendments. The seller shall be allowed ten days after the date of issuance of any amendment to comply with the notice provisions of this order. Also before the first delivery to any purchaser for resale, the seller shall send notice of any change of descriptive names and price ranges of articles in paragraph (a) to the Administrator.

This amendment shall become effective March 1, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3344; Filed, Mar. 1, 1946; 4:44 p. m.]

[MPR 580, Amdt. 2 to Order 234]

J. T. HARDEMAN HAT CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 2 to Order 234. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-578.

For the reasons set forth in an opinion issued simultaneously herewith, Order No. 234 under section 13 of MPR 580 issued on application of J. T. Hardeman Hat Co., is further amended in the following respects:

1. Paragraph (a) is amended by adding:

MEN'S HATS

Style name	Manufacturer's selling price	Retail ceiling price
	Per doz.	*Per unit*
Royal Supreme	$84.00	$12.00

2. Paragraph (d) is amended to read as follows:

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a) the seller shall send the purchaser a copy of this order and any subsequent amendments.

This amendment shall become effective March 1, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3345; Filed, Mar. 1, 1946; 4:44 p. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register February 26, 1946.

Region I

Hartford Order 5-F, Amendment 43, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 12:59 p. m.

Hartford Order 6-F, Amendment 43, covering fresh fruits and vegetables in the Hartford area. Filed 12:59 p. m.

Hartford Order 7-F, Amendment 43, covering fresh fruits and vegetables in the New Haven area. Filed 12:59 p. m.

Hartford Order 8-F, Amendment 43, covering fresh fruits and vegetables in the Bridgeport area. Filed 12:59 p. m.

Hartford Order 2-O, Amendment 2, covering eggs. Filed 1:00 p. m.

Montpelier Order 2-F, Amendment 42, covering fresh fruits and vegetables in certain counties in Vermont. Filed 1:00 p. m.

Region II

Baltimore Order 11-F, Amendment 4, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 1:01 p. m.

Baltimore Order 12-F, Amendment 4, covering fresh fruits and vegetables in the entire State of Maryland except Baltimore City and adjoining area. Filed 1:01 p. m.

Baltimore Order 2-C, Amendment 5, covering poultry in the Baltimore, Maryland area. Filed 1:02 p. m.

Baltimore Order 7-O, Amendment 1, covering eggs in the Baltimore, Maryland area. Filed 1:02 p. m.

Buffalo Orders 28 and 29, Amendment 1, covering dry groceries in the City of Rochester and all of Monroe and Livingston counties, New York. Filed 1:00 p. m.

Buffalo Order 30, Amendment 1, covering dry groceries in the City of Rochester and all of Monroe and Livingston counties, New York. Filed 1:00 p. m.

Buffalo Orders 31, 32 and 33, Amendment 1, covering dry groceries in the Buffalo, New York, area. Filed 1:00 and 1:01 p. m.

Buffalo Order 6-W, Amendment 1, covering dry groceries in the City of Rochester and all of Monroe and Livingston counties, New York. Filed 1:01 p. m.

Buffalo Order 7-W, Amendment 1, covering dry groceries in the Buffalo, New York area. Filed 1:01 p. m.

Syracuse Order 2-C, Amendment 2, covering poultry in Broome and Tioga counties, New York. Filed 1:02 p. m.

Syracuse Order 3-C, Amendment 3, covering poultry in certain areas in New York. Filed 1:02 p. m.

Region III

Charleston Order 7-F, Amendment 51, covering fresh fruits and vegetables in Lincoln, Logan, Mingo and Wayne counties, except City of Huntington in Wayne county, West Virginia. Filed 1:03 p. m.

Charleston Order 9-F, Amendment 51, covering fresh fruits and vegetables in Cabell county and the city of Huntington in Wayne county, W. Va. Filed 1:03 p. m.

Charleston Order 10-F, Amendment 51, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 1:03 p. m.

Charleston Order 11-F, Amendment 51, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan counties, West Virginia. Filed 1:04 p. m.

Charleston Order 15-F, Amendment 48, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 1:04 p. m.

Charleston Order 16-F, Amendment 48, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 1:04 p. m.

Charleston Order 17-F, Amendment 47, covering fresh fruits and vegetables in

certain counties in West Virginia. Filed 1:05 p. m.

Charleston Order 10, Amendment 6A, covering dry groceries for Groups 3 and 4 stores in the State of West Virginia. Filed 1:05 p. m.

Charleston Order 13, Amendment 9A, covering dry groceries for Groups 1 and 2 stores in the State of West Virginia. Filed 1:06 p. m.

Charleston Order 14, Amendment 6A, covering dry groceries for Groups 3A and 4A in the State of West Virginia. Filed 1:06 p. m.

Charleston Order 10–W, Amendment 9A, covering dry groceries in the State of West Virginia. Filed 1:06 p. m.

Charleston Order 10–O, Amendment 2, covering eggs in certain counties in West Virginia. Filed 1:07 p. m.

Charleston Order 11–O, Amendment 2, covering eggs in certain counties in West Virginia. Filed 12:43 p. m.

Charleston Order 12–O, Amendment 2, covering eggs in certain counties in West Virginia. Filed 12:43 p. m.

Detroit Order 14, Amendment 10, covering dry groceries. Filed 12:43 p. m.

Region IV

Atlanta Order 16, Amendment 13, covering dry groceries in Zone 15. Filed 12:44 p. m.

Atlanta Order 12–C, Amendment 2, covering poultry in Zone 26. Filed 12:44 p. m.

Atlanta Order 30–C, Amendment 7, covering poultry in Zone 22. Filed 12:44 p. m.

Atlanta Order 31–C, Amendment 7, covering poultry in Zone 22. Filed 12:52 p. m.

Atlanta Order 32–C, Amendment 7, covering poultry in Zone 23. Filed 12:52 p. m.

Atlanta Order 33–C, Amendment 7, covering poultry in Zone 23. Filed 12:52 p. m.

Atlanta Order 34–C, Amendment 7, covering poultry in Zone 25. Filed 12:52 p. m.

Atlanta Order 35–C, Amendment 7, covering poultry in Zone 25. Filed 12:53 p. m.

Atlanta Order 12–O, Amendment 2, covering eggs in Zone 17. Filed 12:53 p. m.

Atlanta Order 11–O, Amendment 2, covering eggs in Zone 17. Filed 12:53 p. m.

Jackson Order 7–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 12:53 p. m.

Jackson Order 11–C, Amendment 2, covering poultry in the city of Jackson, Mississippi. Filed 12:54 p. m.

Jackson Order 1–O, Amendments 8 and 9, covering eggs in the city of Jackson, Mississippi. Filed 12:55 p. m.

Miami Order 8–F, Amendment 10, covering fresh fruits and vegetables in Monroe county, Florida. Filed 12:44 p. m.

Miami Order 10, Amendment 1, covering dry groceries in certain counties in Florida. Filed 12:44 p. m.

Miami Order 11, Amendment 1, covering dry groceries in Monroe county, Florida. Filed 12:45 p. m.

Miami Order 12, covering dry groceries in certain areas in Florida. Filed 12:45 p. m.

Miami Order 7–C, Amendment 3, covering poultry in Hernando county, Florida. Filed 12:45 p. m.

Miami Order 8–C, Amendment 3, covering poultry in certain counties in Florida. Filed 12:45 p. m.

Miami Order 9–C, Amendment 3, covering poultry in Broward, Collier, and Monroe counties, Florida. Filed 12:45 p. m.

Miami Order 10–C, Amendment 3, covering poultry in Hernando county, Florida. Filed 12:46 p. m.

Miami Order 11–C, Amendment 3, covering poultry in certain counties in Florida. Filed 12:46 p. m.

Miami Orders 5–W and 6–W, covering dry groceries in certain areas in Florida. Filed 12:46 p. m.

Region V

New Orleans Orders 33–C and 7–O, Amendment 10, covering poultry and eggs in the city of New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, Louisiana. Filed 12:55 p. m.

New Orleans Order 7–O, Amendment 4A, covering eggs sold by Groups 1 and 2 stores. Filed 12:55 p. m.

St. Louis Order 4–F, Amendment 31, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 12:56 p. m.

St. Louis Orders 3–C and 2–O, covering poultry and eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 12:56 p. m.

Region VI

Chicago Order 2–F, Amendment 102, covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake county, Illinois. Filed 12:40 p. m.

Milwaukee Orders 7 and 7–W, covering dry groceries in Milwaukee county and cities of Racine and Kenosha. Filed 12:57 p. m.

Peoria Order 16–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Illinois. Filed 12:57 p. m.

Peoria Order 1–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Illinois. Filed 12:58 p. m.

Peoria Order 18–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Illinois. Filed 12:58 p. m.

Peoria Order 19–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Illinois. Filed 12:58 p. m.

Peoria Adopting Order 13, covering dry groceries in certain counties in Illinois. Filed 12:59 p. m.

Twin Cities Order 14, covering dry groceries sold by Groups 1 and 2 stores in the Twin Cities area. Filed 12:47 p. m.

Twin Cities Order 5–W, covering dry groceries in the Twin Cities area. Filed 12:48 p. m.

Twin Cities Orders 14 and 15, covering dry groceries sold by Groups 1 and 2 stores in the Twin Cities area. Filed 12:47 p. m.

Twin Cities Order 17, Amendment 3, covering dry groceries sold by Groups 1 and 2 stores in the Twin Cities area. Filed 12:47 p. m.

Twin Cities Order 18, Amendment 2, covering dry groceries sold by Groups 1 and 2 stores in the Twin Cities area. Filed 12:48 p. m.

Twin Cities Order 5–W, Amendment 1, covering dry groceries in the Twin Cities area. Filed 12:50 p. m.

Twin Cities Order 6–W, Amendment 1, covering dry groceries in the Twin Cities area. Filed 12:50 p. m.

Twin Cities Order 2–O, Amendment 3, covering eggs sold by Groups 1 and 2 stores in the Twin Cities area. Filed 12:48 p. m.

Region VII

Albuquerque Order 42, Amendment 4A, covering dry groceries in the Northwestern, Central and Extreme Southwestern New Mexico area. Filed 12:50 p. m. and 12:51 p. m.

Albuquerque Order 43, Amendment 4A, covering dry groceries in the Gallup, Albuquerque, Santa Fe, Las Vegas, Raton, Tucumcari, Santa Rosa New Mexico area. Filed 12:51 p. m.

Albuquerque Order 44, Amendment 5A, covering dry groceries in the Southern and Eastern New Mexico area. Filed 12:51 and 12:40 p. m.

Region VIII

San Francisco Order 26–F, covering fresh fruits and vegetables in certain areas in California. Filed 12:41 p. m.

San Francisco Order 27–F, covering fresh fruits and vegetables in certain areas in California. Filed 12:41 p. m.

Seattle Order 16–F, Amendments 27 and 28, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 12:41 p. m.

Seattle Order 17–F, Amendments 24 and 25, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 12:42 p. m.

Seattle Order 18–F, Amendments 24 and 25, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 12:42 p. m.

Seattle Order 19–F, Amendments 23 and 24, covering fresh fruits and vegetables in Yakima, Wenatchee and East Wenatchee, Washington. Filed 12:42 p. m.

Seattle Order 1–D, correction, Amendments 2 and 3, covering butter and cheese. Filed 12:43 p. m.

Seattle Order 1–D, Amendments 3 and 4, covering butter and cheese in certain counties in Washington. Filed 12:43 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-3236; Filed, Feb. 28, 1946; 4:37 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register February 28, 1946.

Region I

Augusta Order 3–F, Amendment 41, covering fresh fruits and vegetables in Portland, South Portland and Westbrook. Filed 10:15 a. m.

Augusta Order 5–F, Amendment 40, covering fresh fruits and vegetables in Bangor and Brewer. Filed 10:15 a. m.

Region II

Buffalo Order 6–F, Amendment 4, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 10:05 a. m.

Buffalo Order 8–F, Amendment 4, covering fresh fruits and vegetables in the counties of Alleghany, Cattaraugus, Chautauqua, New York. Filed 10:05 a. m.

Buffalo Order 9–F, covering fresh fruits and vegetables in certain areas in New York. Filed 10:05 a. m.

District of Columbia Order 6–F, Amendment 4, covering fresh fruits and vegetables in the Washington, D. C. area. Filed 10:15 a. m.

District of Columbia Orders 7–C and 2–O, covering poultry and eggs in the Washington, D. C. area. Filed 10:15 a. m.

Newark Order 8–F, Amendment 5, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 10:05 a. m.

Newark Order 9–F, Amendment 4, covering fresh fruits and vegetables in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, New Jersey. Filed 10:06 a. m.

Philadelphia Order 3–C, Amendment 3, covering poultry in Philadelphia, Delaware and Montgomery counties, Pennsylvania and Camden county, New Jersey. Filed 10:11 a. m.

Scranton Orders 2–C and 1–O, covering poultry and eggs in the City of Scranton and Borough of Dunmore in Lackawanna county, Pennsylvania. Filed 10:11 a. m. and 10:12 a. m.

Syracuse Order 5–F, Amendment 5, covering fresh fruits and vegetables in certain counties in New York. Filed 10:11 a. m.

Syracuse Order 6–F, Amendment 5, covering fresh fruits and vegetables in the cities of Syracuse, Watertown, Utica and their free delivery zones, New York. Filed 10:11 a. m.

Syracuse Order 2–C, Amendment 3, covering poultry in Broome and Tioga counties New York. Filed 10:12 a. m.

Syracuse Order 1–O, covering eggs in certain areas in New York. Filed 10:12 a. m.

Syracuse Order 2–O, covering eggs in Broome and Tioga counties, New York. Filed 10:12 a. m.

Wilmington Order 5–F, Amendment 4, covering fresh fruits and vegetables in the entire State of Delaware. Filed 10:13 a. m.

Wilmington Orders 2–C and 4–O, covering poultry and eggs in Delaware North of the Delaware and Chesapeake Canal. Filed 10:14 a. m.

Wilmington Orders 24 and 25, Amendment 1, covering dry groceries in Delaware North of the Delaware and Chesapeake Canal. Filed 10:13 a. m.

Wilmington Order 5–W and 26, Amendment 1, covering dry groceries in Delaware North of the Delaware and Chesapeake Canal. Filed 10:14 a. m.

Wilmington Order 26, covering dry groceries in Delaware North of the Delaware and Chesapeake Canal. Filed 10:13 a. m.

Region IV

Atlanta Order 12–F, Amendment 15, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Trade area. Filed 10:06 a. m.

Atlanta Order 13–F, Amendment 15, covering fresh fruits and vegetables outside of the Atlanta-Decatur Metropolitan Trade area. Filed 10:06 a. m.

Atlanta Order 14–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Georgia. Filed 10:07 a. m.

Atlanta Order 15–F, Amendment 15, covering fresh fruits and vegetables in Bibb and Muscogee counties, Georgia and Phenix City, Alabama. Filed 10:07 a. m.

Atlanta Order 15–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Georgia. Filed 10:07 a. m.

Atlanta Order 41, Amendment 1, covering dry groceries sold by Groups 3 and 4 stores in the Savannah area. Filed 10:09 a. m.

Atlanta Order 17, Amendment 13, covering eggs in Zone 15. Filed 10:08 a. m.

Atlanta Order 21, Amendment 13, covering eggs in Zone 19. Filed 10:08 a. m.

Atlanta Order 13–C, Amendment 2, covering poultry in Zone 26. Filed 10:09 a. m.

Atlanta Order 11–O, Amendment 3, covering eggs in Zone 17. Filed 10:09 a. m.

Atlanta Order 12–O, Amendment 3, covering eggs in Zone 17. Filed 10:09 a. m.

Atlanta Order 13–O, Amendments 6 and 7, covering eggs in Chatham county, Georgia. Filed 10:09 and 10:10 a. m.

Atlanta Order 22–O, Amendment 9, covering eggs in the Atlanta-Decatur Metropolitan Trade area. Filed 10:10 a. m.

Birmingham Order 5–F, Amendment 20, covering fresh fruits and vegetables in Jefferson county, Alabama. Filed 10:10 a. m.

Birmingham Order 26–F, Amendment 19, covering fresh fruits and vegetables in Mobile county, Alabama. Filed 10:10 a. m.

Birmingham Order 27–F, Amendment 21, covering fresh fruits and vegetables in Montgomery county, Alabama. Filed 10:10 a. m.

Birmingham Order 28–F, Amendment 19, covering fresh fruits and vegetables in Houston county, Alabama. Filed 10:10 a. m.

Birmingham Orders 25 and 26, Amendment 2, covering dry groceries for Groups 1 and 2 and 3 and 4 stores in the Birmingham area. Filed 10:11 a. m.

Birmingham Order 7–W, Amendment 2, covering dry groceries at wholesale in the Birmingham area. Filed 10:11 a. m.

Jackson Order 7–F, Amendment 20, covering fresh fruits and vegetables in certain counties in the Mississippi area. Filed 10:11 a. m.

Jackson Orders 24 and 25, Amendment 2, covering dry groceries for Groups 1 and 2 and 3 and 4 stores in the Mississippi area. Filed 10:16 and 10:08 a. m.

Jackson Order 26, Amendment, 2 covering dry groceries for Groups 3A and 4A stores in the Mississippi area. Filed 10:08 a. m.

Jackson Order 1–O, Amendment 10, covering eggs in the city of Jackson, Mississippi. Filed 10:08 a. m.

Nashville Order 13–F, Amendment 9, covering fresh fruits and vegetables in certain counties in Tennessee. Filed 10:16 a. m.

Nashville Order 11–C, Amendment 9, covering poultry in Davidson county, Tennessee. Filed 10:16 a. m.

Nashville Order 47–O, Amendment 10, covering eggs in Davidson County, Tennessee. Filed 10:16 a. m.

Nashville Order 48–O, Amendment 9, covering eggs in Hamilton, Knox and Anderson counties, Tennessee. Filed 10:17 a. m.

Raleigh Order 13–F, Amendment 17, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 10:15 a. m.

Raleigh Order 14–F, Amendment 5, covering fresh fruits and vegetables in certain areas in North Carolina. Filed 10:15 a. m.

Region V

Wichita Order 13–F, Amendment 15, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 10:06 a. m.

Wichita Order 14–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Kansas. Filed 10:06 a. m.

Wichita Order 15–F, Amendment 15, covering fresh fruits and vegetables in Chase, Coffey, Greenwood, Lyon, Marion and Morris counties, Kansas. Filed 10:06 a. m.

Wichita Order 16–F, Amendment 15, covering fresh fruits and vegetables in Reno county, Kansas. Filed 10:06 a. m.

Wichita Order 17–F, Amendment 15, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 10:06 a. m.

Region VI

Milwaukee Order 13–F, Amendment 5, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:04 a. m.

Milwaukee Order 1–D and 2–D, Amendment 1, covering butter and cheese in certain counties in Wisconsin. Filed 10:04 a. m.

Milwaukee Order 14, covering dry groceries sold by Groups 1 and 2 stores in certain areas in Wisconsin. Filed 10:04 a. m.

Milwaukee Order 6–W, covering dry groceries sold by Groups 1 and 2 stores in certain areas in Wisconsin. Filed 10:04 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-3235; Filed, Feb. 28, 1946; 4:37 p. m.]

ida. Filed 12:45 p. m.

covering dry groceries sold by Groups

ary 28, 1946.

SECURITIES AND EXCHANGE COMMISSION.

[File No. 1-2177]

SHAWMUT ASSOCIATION

ORDER DISMISSING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 28th day of February, A. D. 1946.

Shawmut Association having filed an application, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) adopted thereunder, to withdraw its common shares from listing and registration on the Boston Stock Exchange; a hearing having been held after appropriate notice, and the Commission having entered an order on May 12, 1944 (and certain supplemental orders on July 18, 1944 and July 2, 1945) granting said application subject to ratification thereof by the Company's shareholders; and

The Commission now being advised that the Company has determined not to submit the matter to a vote of shareholders;

It is ordered, That this application be, and it hereby is, dismissed.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3337; Filed, Mar. 1, 1946; 3:07 p. m.]

[File Nos. 54-108, 59-81]

CRESCENT PUBLIC SERVICE CO., ET AL.

MEMORANDUM FINDINGS AND ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of February A. D. 1946.

In the matters of Crescent Public Service Co., Central Ohio Light & Power Co., Colorado Central Power Co., Empire Southern Service Co., Helene Curley Rea, Robert W. Rea, Floyd W. Woodcock, Kathleen T. Woodcock, Robin Corp., applicants, File No. 54-108; Crescent Public Service Co., Central Ohio Light & Power Co., Colorado Central Power Co., Empire Southern Service Co., respondents, File No. 59-81.

Crescent Public Service Company ("Crescent"), a registered holding company, and certain of its subsidiary companies and affiliates have filed an application and amendments thereto pursuant to the Public Utility Holding Company Act of 1935 for approval of a plan whose stated purpose was to effect compliance by Crescent and its subsidiary companies with the provisions of section 11 (b) of the act.

This Commission in its Findings and Opinion dated January 22, 1946,[1] and its Supplemental Findings and Order dated February 1, 1946,[2] among other things required, pursuant to section 11 (b) (1) of the act, that Crescent dispose of its interests in Colorado Central Power Company ("Colorado Central"), approved the plan, as amended, and granted and permitted to become effective forthwith the applications and declarations of Crescent and Colorado Central regarding the proposed surrender by Crescent to Colorado Central and the acquisition and cancellation by Colorado Central of the presently outstanding 10,000 shares of common stock of Colorado Central without par value, the issue and sale by Colorado Central and the acquisition by Crescent of 43,750 shares of new common stock of Colorado Central, par value $10 per share, and certain amendments to the charter of Colorado Central. Jurisdiction was reserved with respect to the proposed sale by Crescent of the 43,750 shares of Colorado Central common stock.

Crescent requested the Commission to apply to a court to enforce and carry out the terms and conditions of the plan, and after a hearing before the District Court of the United States for the District of Delaware, the plan was approved and ordered to be enforced by Court Order dated February 21, 1946.

Thereafter, the hearing before this Commission was reopened, and Crescent filed an amendment to its declaration pursuant to section 12 (d) of the act and Rules U-44 and U-50 with respect to the proposed sale at competitive bidding of the 43,750 shares of new common stock of Colorado Central. This amendment includes the prospectus and bidding papers filed by Crescent pursuant to the Securities Act of 1933. Having considered the record, the Commission makes the following findings:

Colorado Central was organized in 1926 under the laws of Delaware and is engaged in the transmission and distribution of electric energy to approximately 10,480 customers in 15 communities in Colorado. The company's operations are conducted in three service areas known as the Golden, Englewood and Fort Lupton Districts, which are not adjacent to one another. Englewood, the principal community served, is a suburb of Denver. All the company's power requirements are purchased under contract from the nonaffiliated electric utility company serving the City of Denver.

Table I below is a condensed balance sheet of Colorado Central as of October 31, 1945, giving effect to the recapitalization previously approved:

TABLE I

Assets and other debits	
Utility plant:	
Utility plant in service	$1,866,481
Utility plant adjustments	99,611
Gross utility plant	1,966,092
Special deposits	12,255
Current and accrued assets:	
Cash and temporary cash investments	115,045
Other current and accrued assets	159,520
Deferred debit items:	
Unamortized debt discount and expense—Net	7,949
Other deferred debit items	250
Total assets and other debits	2,261,111
Liabilities and other credits	
Capital stock:	
Common, $10 par, 43,750 shares	437,500
Long term debt—3¼% first mortgage bonds due 1959	662,000
Current and accrued liabilities	212,956
Deferred credits	27,141
Reserves for renewals and retirements	669,917
Other reserves	17,400
Contributions in aid of construction	41,892
Capital surplus	85,636
Earned surplus	106,669
Total liabilities and other credits	2,261,111

The property account including intangibles is stated at appraised values as of September 30, 1926, when Colorado Central was organized,[3] plus subsequent additions at cost, less retirements. The known intangibles included in the account amount to $99,610, representing organization expense of $18,900 and cost of financing of $80,710. A restatement of the property account at original cost has been required by the Public Utilities Commission of Colorado, in accordance with the Uniform System of Accounts adopted by that Commission.[4] The Colorado Commision has granted an extension of time to July 1, 1946, with respect to the completion of such restatement.

Table II below sets forth income statements of Colorado Central for the twelve months ended October 31, 1945, per books and pro forma reflecting the accrual of Federal taxes on income on the basis of a separate corporate return, at the tax rates applicable to the year 1945:

TABLE II

	Actual	Adjustments	Pro forma
Operating revenues—electric	$865,169		$865,169
Operating revenue deductions:			
Operating expenses	559,994		559,994
Maintenance	38,781		38,781
Provision for retirements, etc.	43,163		43,163
Taxes:			
General	56,511		56,511
Federal income tax	25,968	[a]$20,588	46,556
Federal excess profits tax		[a] 14,882	14,882
State income tax	3,069	[b] (983)	2,086
Total operating revenue deductions	727,486	34,487	761,973
Operating income	137,683	(34,487)	103,196
Non-operating income	2,663		2,663
Gross income	140,346	(34,487)	105,859
Income deductions:			
Interest on long term debt	24,825		24,825
Amortization of debt discount and expense—net	599	[c] (10)	589
Other income deductions	2,377		2,377
Total income deductions	27,801	(10)	27,791
Net income	112,545	(34,477)	78,068
Times long term debt interest earned	5.65		4.26
Times fixed charges earned	5.04		3.80
Earnings per share on common stock:			
10,000 shares	11.25		
43,750 shares			1.78

[a] Adjustment to reflect the accrual of Federal taxes on the basis of separate corporate returns, at tax rates applicable to the year 1945.

[b] Adjustment of State income taxes to reflect deductions of Federal taxes on corporate basis.

[c] Adjustment of amortization of debt expenses and premium to reflect bonds outstanding October 31, 1945.

[1] Holding Company Act Release No. 6378.

[2] Holding Company Act Release No. 6396.

[3] The acquisition of properties in 1926 from predecessor companies and the accounting therefor are discussed in Colorado Central Power Company, 4 S.E.C. 763, 765-7 (1939). It there appears that the appraised value recorded by Colorado Central was less than arm's-length cost of the properties, but exceeded predecessor companies' book values by approximately $630,000.

[4] The company's prospectus states that the Colorado Commission may require the Company, upon completion of its original cost study, to write off in whole or in part the excess, if any, of the Plant, Property and Equipment account over original cost, to Earned or Capital Surplus or by annual amortization charges over a period of years.

Table III below shows the earnings record of Colorado Central for the period 1940 through the twelve months ended October 31, 1945:

TABLE III

[000 omitted]

	Operating revenue	Gross income	Income deductions	Net income (balance for common stock)
1940	$587	$104	$32	$72
1941	652	102	31	71
1942	690	111	30	81
1943	773	110	29	81
1944	866	168	28	140
12 months Oct. 31, 1945:				
Actual	865	140	28	112
Pro forma	865	106	28	78

It appears that the procedure of sale to be followed by Crescent conforms with the provisions of Rule U-50 (b), and that the proposed transaction would be a step in consummation of the plan approved by this Commission and the District Court, and in compliance with the requirements of the divestment order entered pursuant to section 11 (b) (1) of the act. Subject to reservation of jurisdiction as to fees and expenses, and to subsequent consideration of the price and other terms of the sale to be determined by competitive bidding we find that the proposed transaction satisfies the standards of section 12 (d) and the Commission's rules promulgated thereunder.

It is therefore ordered, That the declaration of Crescent Public Service Company, as amended, with respect to the proposed sale at competitive bidding of 43,750 shares of the common stock of Colorado Central Power Company be and the same hereby is permitted to become effective forthwith subject to the terms and conditions prescribed in Rule U-24 and to the following further conditions:

(1) That the proposed sale of said shares shall not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding and a further order shall have been entered by this commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate;

(2) That jurisdiction be and the same hereby is reserved with respect to the payment of all fees and expenses in connection with the proposed transactions, including the fees and expenses of counsel for the successful bidders.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3339; Filed, Mar. 1, 1946; 3:07 p. m.]

[File Nos. 70-1101, 70-1102]

PUBLIC SERVICE CO. OF INDIANA, INC. AND INDIANA GAS & WATER CO., INC.

ORDER GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of February A. D. 1946.

In the matters of Public Service Company of Indiana, Inc., File No. 70-1101; Public Service Company of Indiana, Inc. and Indiana Gas & Water Company, Inc., File No. 70-1102.

Applications and declarations, and amendments thereto, having been filed with this Commission by Public Service Company of Indiana, Inc., a subsidiary of the Middle West Corporation, a registered holding company, pursuant to the Public Utility Holding Company Act of 1935, regarding, among other things, the issuance and sale at competitive bidding of 150,000 shares of its Cumulative Preferred Stock, $100 par value per share, and the retirement of all its presently outstanding preferred stock; and

The Commission having by order dated September 5, 1945, granted said applications and permitted said declarations to become effective, subject, among other things, to the terms and conditions of Rule U-24; and

Public Service Company of Indiana, Inc., having requested that the condition contained in Rule U-24, requiring the transactions to be carried out within sixty days after the applications are granted and the declarations are permitted to become effective, be modified so as to extend to March 1, 1946, the date by which such transactions as are specified above in the said applications and declarations may be consummated; and

The Commission, by order on November 2, 1945, having granted such request, extending to March 1, 1946 the date by which Public Service Company of Indiana, Inc. may issue and sell at competitive bidding 150,000 shares of its Cumulative Preferred Stock and retire its presently outstanding preferred stock; and

Public Service Company of Indiana, Inc. having requested that the time within which such transactions may be consummated be further extended to June 30, 1946; and

It appearing to the Commission that the requested extension of time to June 30, 1946, is unduly long and deeming it appropriate to grant an extension of time to May 15, 1946;

It is hereby ordered, That the condition contained in the Commission's order of September 5, 1945, under Rule U-24, be, and hereby is, modified to extend to May 15, 1946, the date by which Public Service Company of Indiana, Inc. may issue and sell at competitive bidding 150,000 shares of its Cumulative Preferred Stock and retire its presently outstanding preferred stock.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3338; Filed, Mar. 1, 1946; 3:07 p. m.]

[File No. 1-125]

COLUMBIA BREWING CO.

ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of March, A. D. 1946.

In the matter of Columbia Brewing Company common stock, $5.00 par value; File No. 1-125.

The Columbia Brewing Company, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, having made application to the Commission to withdraw its common stock, $5.00 par value, from listing and registration on the St. Louis Stock Exchange;

The Commission having ordered that a hearing be held in this matter on March 6, 1946 at the St. Louis office of the Commission; and

The applicant having requested that said hearing be postponed to permit the filing by the applicant of an amendment to its application;

It is ordered, That said hearing be held at 10:00 a. m. on Wednesday, April 17, 1946, at the office of the Securities and Exchange Commission, 1114 Market Street, St. Louis, Missouri, and continue thereafter at such times and places as the Commission or its officer conducting such hearing may determine.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3384; Filed, Mar. 4, 1946; 9:38 a. m.]

[File Nos. 54-103, 59-68, 70-842]

TIDE WATER POWER CO., AND GENERAL GAS & ELECTRIC CO.

SUPPLEMENTAL ORDER APPROVING PLAN AND RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of March 1946.

In the matters of Tide Water Power Company, File No. 54-103; Tide Water Power Company, respondent, File No. 59-68; General Gas & Electric Corporation, File No. 70-842.

Tide Water Power Company, a subsidiary of General Gas & Electric Corporation, a registered holding company, having filed a plan pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 regarding the recapitalization of Tide Water Power Company; and

Said plan, as amended, providing, among other things, for the retirement and cancellation of existing common and preferred stocks of the company and the issuance, in exchange therefor, of 98,893 shares of new common stock; and the plan further providing that the holders of the outstanding preferred stock receive for each share of preferred stock and all accumulated and unpaid dividends thereon, four shares of such new common stock, and that General Gas & Electric Corporation, as the holder of all the old common stock, receive the remaining 3,461 shares of such new common stock together with Tide Water Power Company's holdings of 1,870 shares of the common stock of Atlantic Utility Service Corporation and an assignment of any claims which Tide Wa-

ter Power Company may have against General Gas & Electric Corporation, or its affiliate;

The Commission having, on December 22, 1944, issued its findings and opinion and order (Holding Company Act Release No. 5512), approving the plan pursuant to section 11 (e), subject, however, among other things, to reservation of jurisdiction over the allocation, if any, to be accorded to General Gas & Electric Corporation, as the holder of all the old common stock, and over the payment of all legal fees and expenses of all counsel; and

Public hearings, after appropriate notice, having been held on such matters, in which hearings all security holders of Tide Water and all other interested persons were given opportunity to be heard upon the matters considered, and the Commission having made and filed its Supplemental Findings and Opinion on February 14, 1946 (Holding Company Act Release No. 6407); and

Counsel for Tide Water Power Company having submitted information regarding the nature and extent of the legal services rendered for such company and with respect thereto having now proposed the following fees for such services and reimbursement of expenses:

	Fees	Expenses
White & Case	$25,000	$3,064.12
L. J. Poisson	7,500	1,481.86
Gardner, Morrison & Rogers	5,000	177.07

It appearing to the Commission that such fees and expenses are not unreasonable; and

The Commission having found that the plan, as amended, is fair and equitable to all persons affected thereby;

It is hereby ordered, That the plan, as amended, of Tide Water Power Company be, and hereby is, approved, subject however to the conditions specified in Rule U-24 of the general rules and regulations promulgated pursuant to the act; and

It is further ordered, That the jurisdiction heretofore reserved in such matter be, and hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3385; Filed, Mar. 4, 1946; 9:39 a. m.]

[File No. 70-1239]

CRESCENT PUBLIC SERVICE CO. and CENTRAL OHIO LIGHT & POWER CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 1st day of March, A. D., 1946.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Crescent Public Service Company, a registered holding company, and its subsidiary, Central Ohio Light & Power Company; and

Notice is further given that any interested person may, not later than March 13, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration or application (or both), as filed or as amended, may become effective or may be granted, as provided in Rule U-23, of the rules and regulations promulgated pursuant to said act or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Security and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration or application (or both), which is on file in the office of said Commission, for a statement of the transactions therein proposed, which may be summarized as follows:

Central Ohio Light & Power Company proposes to declare and pay out of earned surplus a dividend of $1.68 per share to the holder of its common stock on or about March 15, 1946, such dividend aggregating $33,600. All of the common stock of Central Ohio Light & Power Company is owned by Crescent Public Service Company. This filing is stated to be made pursuant to section 12 (c) of the act and the Commission's order, dated February 3, 1944 (Holding Company Act Release No. 4872) which provides, in part, that so long as any of the First Mortgage 3½% Bonds, Series A, due February 1, 1974, of Central Ohio Light & Power Company shall be unredeemed and outstanding or until further order of the Commission, no dividend shall be declared or paid on the said common stock except on application to, and approval by order of, the Commission.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3386; Filed, Mar. 4, 1946; 9:39 a. m.]

[File Nos. 7-809, 7-827]

UNITED LIGHT AND RAILWAYS CO.

ORDER GRANTING APPLICATIONS TO EXTEND UNLISTED TRADING PRIVILEGES SUBJECT TO CONDITIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of February A. D. 1946.

In the matter of applications by the New York Curb Exchange and The Chicago Stock Exchange to extend unlisted trading privileges to The United Light and Railways Company common stock, $7 par value, File Nos. 7-809 and 7-827.

The New York Curb Exchange and The Chicago Stock Exchange having filed applications pursuant to section 12 (f) (3) of the Securities Exchange Act of 1934 for permission to extend unlisted trading privileges to the common stock of The United Light and Railways Company; the applications having been consolidated for hearing; a hearing having been held after appropriate notice; requests for findings, a trial examiner's report and exceptions thereto and supporting briefs having been filed and argument heard; the Commission being duly advised and having this day issued its findings and opinion herein:

It is ordered, on the basis of said findings and opinion, that the applications be, and they are hereby granted, subject, however, to the following terms and conditions:

(1) That the privilege to trade the said common stock of The United Light and Railways Company unlisted on the New York Curb Exchange and The Chicago Stock Exchange shall end if and when the said The United Light and Railways Company shall cease to be a registered holding company pursuant to the Public Utility Holding Company Act of 1935.

(2) That the said privilege shall be subject to re-examination and withdrawal or modification, after appropriate notice and opportunity for hearing, if it should appear that there is a beneficial owner of more than 10 per centum of the equity securities of The United Light and Railways Company, which owner shall not be a registered holding company under the Public Utility Holding Company Act of 1935.

(3) That notwithstanding Rule X-12F-4 of the General Rules and Regulations under the Securities Exchange Act of 1934, the provisions of section 16 (c) shall be applicable to the officers and directors of The United Light and Railways Company, and the provisions of section 14 (b) of the said act shall be applicable respecting the common stock of the said company.

(4) That the New York Curb Exchange and The Chicago Stock Exchange shall forthwith mail to each officer and director of The United Light and Railways Company a copy of this order and of section 16 of the Securities Exchange Act of 1934.

(5) That the right is reserved to the Commission to modify this order after appropriate notice and opportunity for hearing.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3387; Filed, Mar. 4, 1946; 9:39 a. m.]

[File No. 70-1227]

GENERAL GAS & ELECTRIC CORP., AND ASSOCIATED UTILITIES CORP.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 28th day of February, 1946.

General Gas & Electric Corporation and Associated Utilities Corporation, each of which is a registered holding company and a subsidiary of General Public Utilities Corporation, having jointly filed an application pursuant to sections 9 (a) and 10 of the Public Utility Holding Company Act of 1935, regarding the proposed acquisition of certain shares of common stock of Atlantic Utility Service Corporation, an affiliated former service company now in process of liquidation from former affiliates, as follows:

(a) General Gas & Electric Corporation to acquire 4,350 shares from Florida Power Corporation;

(b) Associated Utilities Corporation to acquire 220 shares from The Valley Public Service Company;

(c) Associated Utilities Corporation to acquire 1,340 shares from Reading Street Railway Company;

Said application having been filed on January 30, 1946, and notice of said filing having been duly given in the form and manner prescribed in Rule U-23, promulgated pursuant to said Act, and the Commission not having received a request for a hearing with respect to said application within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission observing no basis for adverse findings under section 10 or any other applicable section of the act;

It is hereby ordered, pursuant to Rule U-23 and the applicable provisions of said act, that the aforesaid application be, and hereby is, granted forthwith, subject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3389; Filed, Mar. 4, 1946; 9:40 a. m.]

[File No. 70-1217]

HOPE ENGINEERING CO., AND RIO GRANDE VALLEY GAS CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of February, A. D. 1946.

In the matter of Hope Engineering Company, O. P. Wilson and Sumner Cottingham, voting trustees under "The Rio Grande Valley Gas Company," common stock voting trust agreement of December 12, 1936, Rio Grande Valley Gas Company; File No. 70-1217.

Hope Engineering Company ("Hope"), a registered holding company, O. P. Wilson and Sumner Cottingham, Voting Trustees under "The Rio Grande Valley Gas Company Common Stock Voting Trust Agreement of December 12, 1936" ("Trustees"), also a registered holding company and a subsidiary of Hope, and Rio Grande Valley Gas Company ("Rio of Delaware"), a Delaware corporation, a gas utility company and a subsidiary of Hope and Trustees, having filed a joint application-declaration and amendments thereto pursuant to the Public Utility Holding Company Act of 1935 and the Rules and Regulations promulgated thereunder, relating to the following transactions:

The applicants-declarants propose to organize a new corporation, Rio Grande Valley Gas Company ("Rio of Texas") in the State of Texas, the State in which Rio of Delaware conducts its business, with an authorized capital of $10,000 consisting of 10,000 shares of Common Stock, $1 par value. Rio of Delaware proposes to acquire said 10,000 shares and sell to Rio of Texas all of its assets subpect to all of its liabilities. The authorized capital of Rio of Texas will then be increased to $2,080,376, consisting of common stock, $1 par value. Rio of Delaware proposes to acquire the additional 2,070,376 shares of the common stock of Rio of Texas, which will assume all the liabilities of Rio of Delaware including the $2,293,000 principal amount of First Mortgage Bonds, Series A, 4%, due April 1, 1961, and $87,000 principal amount of First Mortgage Bonds, Series B, 4%, due October 1, 1961, which are presently outstanding in the hands of Northwestern Mutual Life Insurance Company.

As soon as practicable after said acquisitions and sales are consummated, Rio of Delaware proposes to dissolve pursuant to Delaware law and to distribute to its stockholders the 2,086,376 shares of Common Stock of Rio of Texas. Rio of Delaware proposes to solicit from all holders of its presently outstanding Common Stock, $1 par value, proxies authorizing the holder thereof to vote for the sale of assets of dissolution hereinbefore recited.

The trustees propose, if and when so authorized by an affirmative vote of two-thirds of Rio of Delaware's Common Stock, to authorize the distribution of the shares of common stock of Rio of Texas the voting trust certificate holders in exchange for such certificates (holders of voting trust certificates voting as stockholders).

Hope proposes to solicit authorizations which will permit Hope, pursuant to West Virginia General Corporation law, formally to reduce Hope's capital to its present book figure of $211,225 by formally retiring 1,305½ shares of its $100 par value preferred stock and 17,669 shares of its no par value common stock (stated value $25 per share) formerly issued and outstanding but reacquired by Hope prior to September 4, 1941, and retired per books. Hope further proposes to sell on the New York Curb Exchange voting trust certificates representing 3,044 shares of common stock $1 par value of Rio of Delaware in order to reduce its holdings to an amount (836,451 shares) which will be evenly divisible by 8,449, the number of outstanding shares of stock of Hope. Hope proposes then to declare a dividend upon its outstanding stock payable in shares of common stock, $1 par value of Rio of Texas at the rate of 99 shares of such common stock per share of stock of Hope.

The applicants-declarants having requested that the Commission condition its order herein upon the distribution to the stockholders and voting trust certificate holders of Rio of Delaware and the stockholders of Hope, within 90 days after the date of entry of its order, of the shares of common stock of Rio of Texas which are to be received by Rio of Delaware and Hope, respectively; and having further requested that the Commission's order herein include recitals and specifications conforming to the requirements of sections 371 and 1808 of the Internal Revenue Code as amended; and

Said application-declaration having been filed on the 10th day of January and the last amendment thereto having been filed on the 28th day of February, 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said joint application-declaration within the period specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed transactions are not in contravention of the act or any rules or regulations promulgated thereunder, that the proposed transactions satisfy the requirements of sections 7, 10, 12 (c), 12 (d), 12 (e) and 12 (f) of the act and of the applicable rules thereunder, that it is appropriate in the public interest and in the interests of investors and consumers that said application be granted and said declaration be permitted to become effective subject to the conditions hereinafter set forth, and that the proposed transactions are necessary and appropriate to the integration or simplification of the holding company system of which Hope, the Trustees and Rio of Delaware are members, and of which Rio of Texas will become a member, and to effectuate the requirements of section 11 (b) of the act,

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act that the aforesaid application be and the same hereby is, granted, and that the aforesaid declaration be, and the same hereby is, permitted to become effective, subject to the terms and conditions prescribed in Rule U-24, and subject to the further condition that the distribution to the stockholders and voting trust certificate holders of Rio of Delaware and the stockholders of Hope, of the shares of Common Stock of Rio of Texas which they are to receive, be effected within 90 days after the date of entry of this order.

It is further ordered and recited, That the following transactions are necessary or appropriate to the integration or simplification of the holding company system of which Hope Engineering Company, O. P. Wilson and Sumner Cottingham, voting Trustees under "The Rio Grande Valley Gas Company Common

Stock Voting Trust Agreement of December 12, 1936" and Rio Grande Valley Gas Company ("Rio of Delaware") are a part, and of which Rio Grande Valley Gas Company ("Rio of Texas"), will become a part, and are necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935 and are hereby required, authorized, permitted or approved to effectuate the provisions of said section 11 (b):

1. The issuance by Rio of Texas of 10,000 shares of its common stock, $1 par value, and the sale thereof to, and the acquisition thereof by, Rio of Delaware for a cash consideration of $10,000.

2. The transfer and conveyance by Rio of Delaware to Rio of Texas of all of the assets, including all of the real property, of Rio of Delaware (except the 10,000 shares of the common stock, $1 par value, of Rio of Texas referred to in the preceding paragraph); the acquisition thereof by Rio of Texas; and the issuance of Rio of Texas in exchange therefor of 2,070,376 additional shares of the common stock, $1 par value of Rio of Texas, and the assumption by Rio of Texas of liability upon $2,293,000 principal amount of First Mortgage Bonds, Series A 4%, due April 1, 1961, and $87,000 principal amount of First Mortgage Bonds, Series B 4%, due October 1, 1961, of Rio of Delaware.

3. The transfer by Rio of Delaware of the 2,080,376 shares of the common stock, $1 par value, of Rio of Texas referred to in subparagraphs 1 and 2 above, to the holders of the 2,080,376 shares of the common stock, $1 par value of Rio of Delaware, or of voting trust certificates therefor, as the case may be, then outstanding, in exchange for such shares or voting trust certificates, upon the dissolution of Rio of Delaware, and the acquisition by Hope Engineering Company from Rio of Delaware of 836,451 of said 2,080,376 shares of the common stock, $1 par value of Rio of Texas in exchange for voting trust certificates representing 836,451 shares of the common stock, $1 par value, of Rio of Delaware held by Hope Engineering Company.

4. The sale and transfer by Hope Engineering Company through a broker, on the New York Curb Exchange, of voting trust certificates representing 3,044 shares of the common stock, $1 par value, of Rio of Delaware, at the current market price thereof, in order to reduce its holdings to a figure (to wit, 836,451) which will be evenly divisible by 8,449, the number of outstanding shares of no par value common stock of Hope Engineering Company.

5. The transfer and distribution by Hope Engineering Company to the holders of the 8,449 outstanding shares of its no par value Common Stock of said 836,451 shares of the Common Stock, $1 par value, of Rio of Texas referred to in paragraph 3 above, at the rate of 99 shares of such common stock, $1 par value, for each share of no par value common stock of Hope Engineering Company, such distribution to be made without the surrender of said shares of no par value common stock of Hope Engineering Company by the holders of such shares.

Hope and the Trustees having applied for an order pursuant to section 5 (d) of the act, declaring that they have respectively ceased to be holding companies, upon consummation of the transactions recited above;

It is further ordered, That jurisdiction be, and it hereby is, reserved with respect to said applications pursuant to section 5 (d) of the act.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3388; Filed, Mar. 4, 1946; 9:40 a. m.]

UNITED STATES MARITIME COMMISSION.

SUN SHIPBUILDING AND DRY DOCK CO. AND BETHLEHEM SPARROWS POINT SHIPYARD, INC.

NOTICE OF DETERMINATION

Pursuant to the provisions of the invitation for sealed bids, dated December 29, 1945, for the construction of four 560-foot single screw turbine driven dry bulk cargo vessels (Proposal PDW-4).

Notice is hereby given that, pursuant to the provisions of paragraph 15 of Invitation (Proposal PDW-4), dated December 29, 1945, for the construction of four 560-foot single screw turbine driven dry bulk cargo vessels "Design C5-S-AX1," dated November, 1945, and Addendum No. 1, dated February 5, 1946, and on request made by each of the companies hereinafter named for a determination of the proportionate part of the 3½ percent differential to be used in evaluating bids made by such companies under said Invitation, each of said companies having submitted data with respect to the use of facilities which are partly Government owned and partly privately owned, the Commission has determined that with respect to any bid submitted by Sun Shipbuilding and Dry Dock Company and with respect to any bid submitted by Bethlehem Sparrows Point Shipyard, Inc., no portion of the 3½ percent differential will be applied in such evaluation. No other prospective bidders have requested from the Commission the determination referred to in paragraph 15 of the Invitation.

By order of the United States Maritime Commission.

[SEAL] A. J. WILLIAMS, *Secretary.*

MARCH 4, 1946.

[F. R. Doc. 46-3410; Filed, Mar. 4, 1946; 11:21 a. m.]

Reference

MAR 15 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 45

Washington, Wednesday, March 6, 1946

Regulations

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Order 130-C]

PART 12—RULES GOVERNING AMATEUR RADIO: STATIONS AND OPERATORS

FREQUENCY BANDS

FEBRUARY 20, 1946.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 20th day of February, 1946;

Whereas, by Order No. 130-A, dated November 14, 1945 (10 F.R. 14343), as amended by Order No. 130-B, dated January 16, 1946 (11 F.R. 1218), the Commission made available for amateur station operation certain frequency bands; and

Whereas, the frequency band 56.0 to 60.0 Mc. was assigned to the Amateur Radio Service by Order No. 130-A, as amended by Order No. 130-B, until March 1, 1946; and

Whereas, the frequency band 50.0 to 54.0 Mc. hitherto allocated to the Amateur Radio Service by Commission action in Docket No. 6651, has now become available for amateur station operation;

It is ordered, That the second ordering clause of Order No. 130-A, as amended by Order No. 130-B, be and it is hereby further amended to read as follows:

2. (a) The following frequency bands are available for use for amateur station operation, subject to the limitations and restrictions set forth herein:

(1) 28.0 to 29.7 Mc. using type A1 emission.

(2) 28.1 to 29.5 Mc. using type A3 emission.

(3) 28.95 to 29.7 Mc. using special emission for frequency modulation (telephony).

(4) 50.0 to 54.0 Mc. using types A1, A2, A3 and A4 emissions and, on frequencies 52.5 to 54.0 Mc., special emission for frequency modulation (telephony).

(5) 144 to 148 Mc., using A1, A2, A3 and A4 emissions and special emissions for frequency modulation (telephony and telegraphy). The portion of this band between 146.5 and 148 Mc. shall not be used, however, by any amateur station located within 50 miles of Washington, D. C., Seattle, Washington, or Honolulu, T. H.

(6) 420 to 430 Mc., 1215 to 1295 Mc., 2300 to 2450 Mc., 5250 to 5650 Mc., 10,000 to 10,500 Mc., and 21,000 to 22,000 Mc., using on these six bands, A1, A2, A3, A4 and A5 emissions and special emissions for frequency modulation (telephony and telegraphy). Peak antenna power on the band 420 to 430 Mc. shall not exceed 50 watts.

(b) Upon the effective date of this order, no frequencies other than those assigned in this order shall be used for amateur operation.

This order shall become effective on the 1st day of March 1946 (3.00 a. m., Eastern Standard Time).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3507; Filed, Mar. 5, 1946; 11:10 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Operations Order 39-A]

SEPARATION BOARD FOR CONSCIENTIOUS OBJECTORS

ESTABLISHMENT TO CONSIDER AND RECOMMEND PROCEDURES AND POLICIES

Under and by virtue of the authority vested in me by the Selective Training and Service Act of 1940, as amended, I hereby order:

That the Order of the Director—Operations Order No. 39, dated May 19, 1945 (10 F.R. 5980), is hereby amended by deleting the first sentence thereof and substituting therefor the following: "There is created in National Headquarters a board of not less than three nor more than five officers to be designated by the Director of Selective Service."

LEWIS B. HERSHEY, *Director.*

MARCH 4, 1946.

[F. R. Doc. 46-3466; Filed, Mar. 4, 1946; 4:22 p. m.]

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Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

Book 3: Titles 33–50, including a general index and ancillary tables.

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Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 151]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

Paragraph (b) is amended to read as follows:

(b) The following commodities may not be exported from the United States to any destination unless and until an individual license authorizing the exportation shall have been applied for and granted by the Office of International Trade Operations, Department of Commerce, except where exportation of such commodities is made in accordance with the provisions of General License "GLV" as set forth in § 802.10 of this subchapter, and except where the prohibition herein imposed is modified with respect to exportation of certain commodities to certain destinations or country groups by the provisions of a footnote relating to such commodity or commodities.

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
	ANIMALS, EDIBLE			
001200	Cattle other than for breeding	Units	500	25
001300	Hogs (swine)	Units	100	100
	MEAT PRODUCTS			
	Beef & veal, except canned:			
002000	Fresh or frozen	Lbs	10	1
002100	Pickled or cured	Lbs	10	1
	Pork, except canned:			
002700	Fresh or frozen pork (report pickled or salted in 003200 & canned in 003700)	Lbs	25	1
002800	Hams & shoulders, cured (include cooked)	Lbs	25	1
002900	Bacon	Lbs	25	1
003000	Cumberland and Wiltshire sides	Lbs	25	1
003200	Other pork, pickled or salted	Lbs	25	25
003400	Mutton and lamb (report canned in 003909)	Lbs	25	25
003500	Sausage, bologna & frankfurters (report canned in 003800)	Lbs	25	1
003600	Beef, canned	Lbs	10	10
003700	Pork, canned (include canned hams, canned bacon & pork tongues)	Lbs	25	1
003800	Sausage, bologna & frankfurters, canned (include luncheon meats, except pork)	Lbs	25	1
003907	Tushonka, canned	Lbs	25	25
003909	Other canned meat	Lbs	25	25
	ANIMAL OILS & FATS, EDIBLE			
005000	Oleo oil	Lbs	1	1
005100	Oleo stock	Lbs	1	1
005200	Tallow (report inedible tallow in 085700)	Lbs	1	1
005300	Lard, including neutral lard (report lard substitutes in 144700)	Lbs	5	1
005600	Oleo stearin (report lard stearin in 084300)	Lbs	1	1
005900	Oleomargarine of animal or vegetable fats	Lbs	5	1
	DAIRY PRODUCTS			
	Milk and cream:			
006000	Milk and cream, fresh and sterilized (report buttermilk in 006588)	Gals	100	25
006100	Condensed (sweetened)	Lbs	10	1
006200	Evaporated (unsweetened)	Lbs	100	25
006300	Dried whole milk (include partially skimmed)	Lbs	100	25
006400	Dried skimmed milk	Lbs	100	25
006550	Butter, natural	Lbs	1	1
006570	Butter oil	Lbs	1	1
006590	Butter spreads	Lbs	1	1
	Cheese, processed, blended & spreads:			
006755	Processed American cheddar	Lbs	100	25
006788	Other cheese, processed, blended & spreads	Lbs	1	1
	Cheese, whether or not in original loaves, except any cheese processed other than by division into pieces:			
006795	American cheddar	Lbs	100	25
006798	Other	Lbs	100	25
006998	Dairy products, n. e. s.:			
006998	Ice cream	Lbs	10	1
006998	Plastic cream	Lbs	1	1
	FISH & FISH PRODUCTS			
	Fish, salted, pickled or dry-cured:			
007800	Cod, haddock, hake, pollock & cusk	Lbs	1	1
	Fish, canned:			
008400	Salmon	Lbs	1	1
008500	Sardines (include pilchards)	Lbs	1	1
008601	Cod, haddock, hake, pollock & cusk	Lbs	1	1
008603	Herring	Lbs	1	1
008698	Other canned fish, except shellfish	Lbs	1	1
008700	Shrimp	Lbs	1	1
	OTHER EDIBLE ANIMAL PRODUCTS			
009400	Meat extracts & bouillon cubes	Lbs	100	25
009600	Edible animal products, n. e. s. (include dog food, empty gelatin capsules, suet, turtle meat, junket, frog legs):			
009600	Beef scraps dried	Lbs	100	25
009640	Bone scraps	Lbs	100	25
009640	Dog foods, chief ingredient meat	Lbs	100	25
009900	Meat scraps	Lbs	100	25
	HIDES & SKINS, RAW, EXCEPT FURS			
020102	Cattle hides, dry	Piece	100	25
020104	Cattle hides, wet	Piece	100	25
020302	Calf skins, dry	Piece	100	25
020304	Calf skins, wet	Piece	100	25
020702	Kip skins, dry	Piece	100	25
020704	Kip skins, wet	Piece	100	25
020912	Goat skins	Piece	100	25
020916	Kid skins	Piece	100	25
020998	Hides & skins, raw, n. e. s. (include fresh & pickled splits, bellies & shoulders; specify kind):			
020998	Ass hides	Lbs	100	25
020998	Buffalo hides	Lbs	100	25
020998	Colt hides	Lbs	100	25
020998	Horse hides	Lbs	100	25
	LEATHER			
	Upper leather (except lining and patent):			
	Cattle, side upper:			
030060	Grain, black	Sq. ft	100	25
030100	Grain, other	Sq. ft	100	25
	Calf & kip:			
030410	Sides, black	Sq. ft	100	25
030420	Whole skins, black	Sq. ft	100	25
030510	Sides, other	Sq. ft	100	25
030520	Whole skins, other	Sq. ft	100	25
	Goat & kid (include glazed kid):			
030800	Black	Sq. ft	100	25
030900	Other	Sq. ft	100	25
031190	Upper leather (except lining & patent leather) n. e. s.:			
031190	Buffalo	Sq. ft	100	25
	Patent upper leather:			
031210	Cattle (include kip & calf side)	Sq. ft	100	25
031950	Other:			
031950	Goat & kid	Sq. ft	100	25
031950	Whole calf & whole kip	Sq. ft	100	25
032300	Lining leathers:			
032300	Calf & kip	Sq. ft	100	25
032300	Cattle	Sq. ft	100	25
032300	Goat & kid	Sq. ft	100	25
032400	Sole leather (bends, backs & sides) (report offal in 033210)	Lbs	100	25
032700	Boot & shoe cut stock:			
032700	Soles, outer	Doz. pr	100	25
032800	Other cut stock (include inner soles, heels, lifts, counters, box toes, rands, uppers, etc.; specify by name):			
032800	Calf & kip		100	25
032800	Cattle		100	25
032800	Goat & kid		100	25
033000	Belting leather (report belting leather offal in 033210)	Lbs	100	25
033210	Sole, welting & belting leather offal	Lbs	100	25
	Glove & garment leather (hat leather included):			
033950	Other:			
033950	Buffalo	Sq. ft	100	25
033950	Calf & kip	Sq. ft	100	25
033950	Cattle	Sq. ft	100	25
033950	Goat	Sq. ft	100	25
035300	Upholstery & automobile leather:			
035300	Cattle	Sq. ft	100	25
035300	Other upholstery & automobile leather	Sq. ft	100	25
035650	Case, bag & strap leather (include handbag leather) (report reptilian, aquatic & fancy leather in 035700):			
035650	Case, bag & strap leather, except handbag	Sq. ft	100	25
035650	Handbag leather:			
035650	Cattle	Sq. ft	100	25
035650	Goat & kid	Sq. ft	100	25
035650	Other handbag leather, except reptilian, aquatic & fancy	Sq. ft	100	25
035900	Leather & tanned skins, n. e. s.:			
035900	Athletic goods leather		100	25
035900	Bridle leather		100	25
035900	Collar leather		100	25
035900	Cup leather		100	25
035900	Golf grip leather		100	25
035900	Harness leather		100	25
035900	Hydraulic leather		100	25
035900	Roller leather		100	25
035900	Saddlery leather		100	25
035900	Skirting leather for saddles		100	25
035900	Stirrup leather		100	25
035900	Upholstery leather—unfinished, rough		100	25
035900	Welting leather		100	25
	ANIMAL & FISH OILS & GREASE, INEDIBLE			
080300	Neat's-foot oil	Lbs	1	1
080900	Lard oil	Lbs	25	1
080905	Sperm & whale oil	Lbs	1	1
080998	Inedible animal oils, n. e. s. (report oleo oil in 005600)	Lbs	1	1
081900	Fish oils (report medicinal fish oil in 811900)	Lbs	1	1
084300	Grease stearin (include lard stearin)	Lbs	1	1
084700	Oleic acid, or red oil	Lbs	25	1
084900	Stearic acid	Lbs	5	5
085700	Tallow, inedible (report ring grease in 085805)	Lbs	10	1
085805	Hog grease & wool grease:			
085805	Lanolin	Lbs	1	1
085805	Pig's-foot grease	Lbs	10	1
085805	Other hog & wool grease	Lbs	1	1
085898	Inedible animal greases & fats, n. e. s. (report lubricating greases in 504100):			
085898	Beef suet	Lbs	1	1
085898	Ring grease	Lbs	10	1
085898	Other	Lbs	25	25
	OTHER INEDIBLE ANIMALS & ANIMAL PRODUCTS			
094208	Glue of animal origin other than casein	Lbs	100	25
099905	Casein, inedible	Lbs	100	25
099998	Animal products, inedible, n. e. s.:			
099998	Blood meal		100	25
099998	Bone scrap		100	25
099998	Dried bones		100	25
099998	Glue stock, hide		25	25
099998	Liver meals		100	25

See footnote at end of table.

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
	GRAINS & PREPARATIONS			
101100	Barley (bu. 48 lbs.), except seed	Bu.	100	25
101400	Barley for seed	Bu.	100	25
101500	Malt (bu. 34 lbs.)	Bu.	100	25
103100	Corn for seed, except popcorn	Bu.	100	25
103400	Corn, other, except popcorn (bu. 56 lbs.)	Bu.	100	25
103200	Cornmeal (bbl. 196 lbs.) (report corn flour in 281100).			
103300	Hominy & corn grits (include canned & brewers' flakes).	Lbs.	100	25
103500	Grain sorghums (bu. 56 lbs.) except seed (report grain sorghum for seed under 241960).	Bu.	100	25
105500	Paddy or rough rice, except seed	Lbs.	100	25
105600	Paddy or rough rice for seed	Bu.	100	25
105700	Milled rice, including brown rice, broken rice and rice screenings.	Lbs.	100	25
106800	Rice flour, meal & polish	Lbs.	100	25
106400	Rye (bu. 56 lb.), except seed	Bu.	100	25
106500	Rye for seed	Bu.	500	25
107100	Wheat (bu. 60 lbs.) (include seed)	Cwt.	500	25
107300	Wheat flour, wholly of U. S. wheat (except in cases or in small packages) (include graham, malt, pastry & macaroni flours).	Cwt.	500	25
107400	Wheat flour, not wholly of U. S. wheat (except in cases or in small packages) (include graham, malt, pastry & macaroni flours).	Lbs.	100	25
108100	Farina only	Lbs.	100	25
109000	Wheat semolina			
	FODDERS & FEEDS, N. E. S.			
	Oil cake & oil-cake meal:			
111300	Cottonseed	L. ton	100	25
111400	Linseed	L. ton	100	25
111700	Peanut	L. ton	100	25
111800	Soybean	L. ton	100	25
112005	Copra	L. ton	100	25
112009	Other	L. ton	100	25
114000	Fish meal for feed	L. ton	100	25
118000	Mixed dairy and poultry feeds	L. ton	100	25
118500	Other prepared & mixed feeds (include yeast, dried buttermilk and distillers' dried solubles).	L. ton	100	25
118710	Rolled barley for feed	L. ton	100	25
119000	Cracked or crushed wheat for feed [1]	L. ton	100	25
119000	Other wheat feeds	L. ton	100	25
119000	Bone meal	L. ton	100	25
119000	Brewers' grain, dried	L. ton	100	25
119000	Corn gluten meal	L. ton	100	25
119000	Corn grits and corn meal	L. ton	100	25
119000	Cracked corn	L. ton	1	1
119000	Cull beans	L. ton	100	25
119000	Dried beet pulp	L. ton	100	25
119000	Dried molasses pulp	L. ton	100	25
119000	Grain screenings	L. ton	100	25
119500	Gluten corn feed	L. ton	100	25
119000	Hominy feeds	L. ton	100	25
119000	Rice mill feeds	L. ton	100	25
119000	Rye mill feeds	L. ton	100	25
119000	Stimuflow	L. ton	100	25
119000	Tankage			
	VEGETABLES & PREPARATIONS, EDIBLE			
120010	Beans, dry, ripe	Lbs.	1	1
120150	Seed beans, field varieties only	Lbs.	100	25
120213	Cowpeas, dry, ripe	Lbs.	100	25
120213	Cowpea seed	Lbs.	100	25
120215	Chickpeas (garbanzos), dry, ripe	Lbs.	100	10
120219	Peas, dry, ripe (except cowpeas & chickpeas)	Lbs.	100	25
120250	Seed peas, field varieties only (report cowpea seed in 120213).	Lbs.	100	25
125300	Cider vinegar	Gals.	10	1
125805	Tapioca flour, edible or inedible	Lbs.	100	25
125911	Soybean flour, edible (report inedible in 299698).	Lbs.	100	25
	FRUITS & PREPARATIONS			
	Fruits, fresh or frozen:			
131000	Apples in baskets (approx. weight 48 lbs. per basket).	Bkt.	100	25
131100	Apples in boxes (approx. weight 48 lbs. per box)	Box	100	25
131200	Apples in barrels (weight 144 lbs.)	Bbl.	100	25
	Dried & evaporated fruits (include dripack in tins):			
132400	Dried fruits for salad	Lbs.	50	10
132300	Pears	Lbs.	100	25
132400	Raisins & currants	Lbs.	50	10
132500	Apples	Lbs.	100	25
132600	Apricots	Lbs.	100	25
132700	Peaches	Lbs.	100	25
132800	Prunes	Lbs.	50	10
132900	Apple waste (include apple cores, chops, peelings, screenings, & skins).	Lbs.	10	1
133005	Figs	Lbs.	100	25
133098	Dried & evaporated fruits, n. e. s.	Lbs.	50	10
133100	Dates, fresh, dried or otherwise prepared	Lbs.		
	Canned fruits (report fruit pulp in 135003):			
133200	Grapefruit	Lbs.	50	10
133300	Loganberries	Lbs.	50	10
133400	Other canned berries	Lbs.	50	10
	FRUITS & PREPARATIONS—continued			
	Canned fruits—Continued			
133500	Apples & apple sauce	Lbs.	50	10
133600	Grapes	Lbs.	50	10
134000	Apricots	Lbs.	50	10
134150	Cherries	Lbs.	50	10
134200	Prunes & plums	Lbs.	50	10
134500	Pineapples	Lbs.	50	10
134700	Canned fruits, n. e. s.	Lbs.	100	25
135003	Citrus pulp for feed			
	VEGETABLE OILS & FATS, EDIBLE			
142000	Coconut oil, refined (include solidified or hardened oil & coconut fat).	Lbs.	1	1
142600	Cottonseed oil, refined (include Wesson oil & hydrogenated cottonseed oil).	Lbs.	10	1
142900	Soybean oil, refined (report crude soybean oil in 224912).	Lbs.	1	1
143000	Peanut oil	Lbs.	1	1
144000	Corn oil (include Mazola & Amaizo)	Lbs.	100	25
144200	Cocoa butter [1]	Lbs.	5	1
144700	Cooking fats, except lard (include Crisco, Snowdrift & all lard substitutes of animal or vegetable origin).	Lbs.	1	1
144901	Olive oil, edible	Lbs.	1	1
144902	Sunflower seed oil, edible	Lbs.	1	1
144903	Palm & palm-kernel oil, edible or refined (all varieties).	Lbs.	1	1
144904	Rapeseed oil, refined	Lbs.	1	1
144905	Vegetable stearin	Lbs.	1	1
144998	Edible vegetable oils & fats, n. e. s.			
	TABLE BEVERAGE MATERIALS			
150100	Cocoa beans	Lbs.	1	1
150200	Cocoa, powdered [1]	Lbs.	10	1
150300	Chocolate, sweetened or unsweetened (report candy in 163400). [1]	Lbs.	1	1
150500	Tea [1]	Lbs.	10	10
151100	Coffee, green	Lbs.	100	25
151200	Coffee, roasted (include decaffeinated) [1]			
	SPICES			
154002	Cinnamon (ground or unground)	Lbs.	1	1
154003	Cassia (ground or unground)	Lbs.	1	1
154007	Nutmegs, unground	Lbs.	1	1
154911	Pepper, unground			
154998	Spices, n. e. s. (report mustard sauces in 125208):			
	Black pepper, ground	Lbs.	1	1
	Mace	Lbs.	100	25
	Nutmegs, ground	Lbs.	1	1
	White pepper, ground	Lbs.	1	1
	SUGAR & RELATED PRODUCTS			
161010	Sugar, refined	Lbs.	1	1
161950	Sugar, raw (not processed for human consumption).	Lbs.	1	1
162900	Molasses	Gals.	100	25
164200	Honey	Lbs.	100	25
164300	Glucose (report pharmaceutical dextrose (glucose) in 835500):			
	Liquid (corn sirup) (report Karo & other corn sirup specially prepared for table use in 164700).	Lbs.	100	25
	Dry	Lbs.	100	25
164400	Sirup (for table use) (include maple)	Gals.	100	25
164700				
	BEVERAGES			
170100	Malt extract & malt sirup (include malt colorine) (report medicated in 839000).	Lbs.	100	25
	Fruit juices (concentrated included):			
177200	Pineapple	Gals.	50	10
	RUBBER (NATURAL, ALLIED GUMS, & SYNTHETICS) & MANUFACTURES			
	Crude rubber & allied gums:			
200100	Crude rubber (dry rubber content) (include Hevea, Caucho, Guayule, Para, smoked ribbed sheets, crepe rubber & milk or latex).	Lbs.	1	1
	Synthetic rubbers:			
200903	Butyl copolymers of isobutylene & isoprene or other diolefins.	Lbs.	1	1
201100	Rubber, reclaimed			
201200	Rubber scrap, synthetic & crude (report used casings averaging $2 and over in 200300, 200200 and 200400):			
	Tires and tire parts	Lbs.	1	1
	Tubes and tube sections	Lbs.	1	1
201200	Boots, rubber	Prs.	1	1
203100	Rubber gloves, surgeon's	Doz. prs.	25	25
203900	Tires & inner tubes:			
	Automobile casings (include retreaded tires & used casings, averaging $2 & over each) (report used casings averaging less than $2 each in 201200):			
	Truck & bus casings	Units	1	1
206900	Other automobile casings	Units	1	1
206200				

See footnote at end of table.

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
	RUBBER (NATURAL, ALLIED GUMS, & SYNTHETICS) & MANUFACTURES—continued			
	Tires & inner tubes—Continued			
206300	Automobile inner tubes (truck and bus included).	Units	1	1
206400	Other casings & inner tubes (include bicycle, motorcycle, airplane, tractor & farm implement; specify kind).	Units	1	1
	Tire sundries & repair materials:			
206905	Camelback	Lbs.	25	25
206998	Other	Lbs.	25	25
208000	Rubber & balata belts & belting: Conveyor belting of rubber, balata, or synthetic rubber.	Lbs.	1	1
	Rubber thread:			
209510	Bare or uncovered	Lbs.	25	25
209520	Textile-covered	Lbs.	25	25
209800	Latex or other forms of rubber compounded or processed for use in further manufacture (include rubber sheets, compounded, or processed, & masterbatch).	Lbs.	25	25
209990	Natural and synthetic rubber manufactures, n. e. s.		25	25
	NAVAL STORES, GUMS & RESINS			
211000	Gum rosin	Lbs.	100	25
211000	Wood rosin (report "B wood rosin" in 211600)	Lbs.	100	25
211400	Gum spirits of turpentine	Gals.	100	25
211510	Wood turpentine	Gals.	100	25
211610	Other terpene hydrocarbons derived from naval stores:			
211610	Dipentene	Gals.	100	25
211710	Pine oil	Gals.	100	25
212500	Tall oil (liquid sulfate wood resin) (report sulfite lignin liquor in 299698).	Lbs.	100	25
218000	Shellac (bleached and unbleached)	Lbs.	100	25
218005	Lac, crude (seed, button & stick)	Lbs.	100	25
218969	Rosins, n. e. s.:			
218969	Rosin oil	Lbs.	100	25
218969	Sulfate wood rosin	Lbs.	100	25
218993	Gum benzoin	Lbs.	None	None
218995	Copal, damar and East India class of natural resins and elemi, mastic and sandarac resins, refined or modified in condition.	Lbs.	1	1
218998	Copal, damar and East India class of natural resins and elemi, mastic and sandarac resins, crude.	Lbs.	1	1
	DRUGS, HERBS, LEAVES, & ROOTS, CRUDE			
220604	Cinchona bark	Lbs.	None	None
220649	Pyrethrum or insect flowers	Lbs.	1	1
220639	Cube, timbo, barbasco root	Lbs.	1	1
220660	Derris or tuba root	Lbs.	1	1
220688	Colchicum corm	Lbs.	1	1
220688	Ipecac roots	Lbs.	1	1
220688	Nux vomica	Lbs.	1	1
	OILSEEDS			
221000	Soy beans for planting	Lbs.	10	5
221000	Soy beans, other, except canned	Lbs.	10	5
222001	Castor beans for planting	Lbs.	1	1
222001	Castor beans, other	Lbs.	1	1
222002	Cotton seed for planting	Lbs.	100	25
222002	Cottonseed, other	Lbs.	25	5
222003	Flaxseed for planting	Lbs.	10	5
222003	Flaxseed, other	Lbs.	10	5
222020	Hemp, perilla, poppy, rape, & sunflower seeds & palm nuts & palm kernels (all varieties):			
222020	Coconuts & kernels	Lbs.	5	1
222020	Hemp seed for planting	Lbs.	None	None
222020	Hemp seed, other	Lbs.	None	None
222020	Perilla	Lbs.	1	1
222020	Poppy	Lbs.	25	5
222020	Rape seed for planting	Lbs.	1	1
222020	Rape seed, other	Lbs.	1	1
222020	Sunflower seed for planting	Lbs.	25	5
222020	Sunflower seed, other	Lbs.	25	5
222020	Palm nuts & kernels	Lbs.	1	1
222030	Copra	Lbs.	None	None
222098	Other oilseeds for planting (report guayule seed in 247500).	Lbs.	None	None
222098	Other oilseeds (report guayule seed in 247500).	Lbs.	25	25
	VEGETABLE OILS & FATS, INEDIBLE			
	Expressed oils (except essential) & fats, inedible:			
224001	Coconut oil, crude	Lbs.	1	1
224001	Cottonseed oil, crude	Lbs.	1	1
224001	Linseed oil	Lbs.	10	1
224001	Fatty acids of vegetable origin	Lbs.	1	1
	Vegetable oil foots:			
224005	Olive oil	Lbs.	1	1
224005	Other	Lbs.	1	1
224998	Vegetable soap stock (include vegetable tallow if used for soap stock).	Lbs.	1	1
224001	Castor oil, commercial	Lbs.	1	1
224002	Corn oil, crude	Lbs.	1	1
224003	Peanut oil, crude	Lbs.	1	1
224004	Perilla oil, inedible	Lbs.	1	1
224005	Rapeseed & ethiein oil, inedible	Lbs.	1	1
224001	Tung oil	Lbs.	1	1
224912	Soybean oil, crude (see 125208 & 143000)	Lbs.	10	1
	VEGETABLE OILS & FATS, INEDIBLE—continued			
	Expressed oils (except essential) & fats, inedible—Continued			
224915	Olive oil, inedible, except sulfured or foots	Lbs.	1	1
224925	Palm & palm-kernel oil, crude (all varieties)	Lbs.	1	1
224950	Sunflower seed oil, inedible	Lbs.	1	1
224998	Other expressed oils (except essential), and fats, inedible:	Lbs.	1	1
224998	Cashew nutshell oil	Lbs.	1	1
224998	Mahwah oil, natural	Lbs.	None	None
224998	Other expressed oils (except essential), & fats inedible (report jasmine oil in 227998).	Lbs.	1	1
	Essential oils, natural, distilled or expressed included:			
226800	Peppermint	Lbs.	1	1
226900	Spearmint & other mint oils, n. e. s. [1]	Lbs.	100	25
227160	Citrus oils other than lemon oil [1]	Lbs.	100	25
227903	Oil of citronella [1]	Lbs.	100	25
227905	Lemon grass oil [1]	Lbs.	100	25
227998	Other essential oils, natural (distilled or expressed included):			
227998	Jasmine oil [1]	Lbs.	1	1
227998	Other essential oils, natural [1]	Lbs.	100	25
	VEGETABLE DYEING & TANNING EXTRACTS			
233100	Chestnut extract	Lbs.	1	1
233905	Quebracho extract	Lbs.	100	25
233998	Divi divi tanning extract	Lbs.	25	25
233998	Mimosa tanning extract	Lbs.	25	25
233998	Myrobalans tanning extract	Lbs.	25	25
233998	Wattle tanning extract	Lbs.	25	25
	SEEDS, EXCEPT OILSEEDS			
	Grass and field seeds:			
240100	Alfalfa	Lbs.	25	25
240200	Red clover	Lbs.	25	25
240300	Alsike clover seed	Lbs.	25	25
240400	Other clover:	Lbs.		
240400	Crimson	Lbs.	25	25
240400	White	Lbs.	25	25
240400	Ladino	Lbs.	25	25
240700	Kentucky bluegrass	Lbs.	25	25
241990	Field seeds, n. e. s.:			
241950	Sorghum	Lbs.	100	25
241990	Vetch, except Willamette, Hungarian, common & purple.	Lbs.	100	25
247500	Seeds, except oilseeds, n. e. s.:			
247500	Guayule seed for planting	Lbs.	25	25
247500	Guayule seed, other	Lbs.	25	25
	MISCELLANEOUS VEGETABLE PRODUCTS, INEDIBLE			
281100	Cornstarch & corn flour (include edible):			
281100	Brewers' corn grits, refined	Lbs.	100	25
281100	Other cornstarch & corn flour	Lbs.	100	25
287000	Other starch, edible included	Lbs.	100	25
299605	Candelilla wax	Lbs.	1	1
299605	Carnauba wax	Lbs.	1	1
299605	Ouricury wax	Lbs.	1	1
299605	Vegetable tallow & wax, other	Lbs.	1	1
299995	Divi divi, crude	Lbs.	25	25
299995	Mimosa, crude	Lbs.	25	25
299995	Myrobalans fruit, crude	Lbs.	25	25
299995	Wattle bark, crude	Lbs.	25	25
299998	Inedible vegetable products, n. e. s.:			
299998	Cocoa expeller cake or press cake	Lbs.	100	25
	COTTON, UNMANUFACTURED			
	Linters:			
300401	Grades 1 to 5, inclusive (U. S. official standard) (include cottonseed hull fiber & motes).	Bales	100	25
	COTTON SEMIMANUFACTURES			
300600	Cotton pulp (include cottonseed hull shavings pulp, cotton pulpboard & bleached & purified linters).	Lbs.	100	25
301030	Cotton thread waste	Lbs.	100	25
301090	Other soft waste	Lbs.	100	25
	Cotton yarn for manufacturing:			
301110	Carded yarn, gray (include "double-carded" & "super-carded") (report tire cord in 301700).	Lbs.	25	25
301120	Carded yarn, bleached, colored & novelty (include chenille yarn).	Lbs.	25	25
301200	Mercerized, all kinds	Lbs.	25	25
301310	Combed, not finished or mercerized	Lbs.	25	25
301320	Combed, finished, except mercerized (include passed, tinted, bleached & dyed)	Lbs.	25	25
	COTTON MANUFACTURES			
	Cotton thread, twine, cordage & rope:			
301890	Seine twine	Lbs.	25	25
	Cotton cloth, duck & tire fabric:			
301900	All cotton cloth when exported to Philippine Islands to be embroidered and otherwise manufactured and returned to the U. S.	Sq. yds.	25	

See footnote at end of table.

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
	COTTON MANUFACTURES—Continued			
	Cotton cloth (gray), medium & coarse yarn fabrics:			
	40" wide & narrower:			
303110	Drills, twills & warp sateens	Sq. yds.	25	25
303120	Sheetings	Sq. yds.	25	25
	Wider than 40":			
303310	Drills, twills & warp sateens	Sq. yds.	25	25
303320	Sheetings	Sq. yds.	25	25
303400	Osnaburgs, all widths (report bleached in 304210, 304610; printed & dyed in 304220, 304300 & 304710, according to type & width).			
	Printcloth yarn (gray) fabrics, all widths:			
303700	Other printcloth yarn fabric constructions (above 36 x 32 count).	Sq. yds.	25	25
303900	Gray cloth, n. e. s. (include unbleached (gray) cantons).	Sq. yds.	25	25
	Finished cloth, bleached, dyed, printed, stiffened or otherwise converted & colored yarn fabrics:			
	40" wide & narrower:			
	Drills, twills & warp sateens:			
304000	Bleached	Sq. yds.	25	25
304110	Dyed in the piece (include khaki & Bedford cord).	Sq. yds.	25	25
304120	Printed (include printed ticking (Stifel)).	Sq. yds.	25	25
	Sheeting:			
304210	Bleached	Sq. yds.	25	25
304220	Dyed in the piece	Sq. yds.	25	25
304300	Printed (include cretonnes)	Sq. yds.	25	25
	Wider than 40":			
304510	Drills, twills & warp sateens	Sq. yds.	25	
	Sheeting:			
304610	Bleached	Sq. yds.	25	25
304710	Dyed & printed (include wide cretonnes).	Sq. yds.	25	25
	Printcloth yarn fabrics (all widths):			
	Carded broadcloth:			
304800	Bleached	Sq. yds.	25	25
304910	Dyed in the piece	Sq. yds.	25	25
304920	Printed	Sq. yds.	25	25
	Printcloth:			
305110	Bleached	Sq. yds.	25	25
305210	Dyed in the piece	Sq. yds.	25	25
305220	Printed	Sq. yds.	25	25
	Napped fabrics:			
305510	Cotton flannels, bleached or colored (include shaker, domett, canton & outing).	Sq. yds.	25	25
305590	Other napped fabrics in the piece (include moleskin, blanketing & padding).	Sq. yds.	25	25
	Colored yarn fabrics:			
305700	Denims (include express stripes)	Sq. yds.	25	25
305800	Suitings, twill-coverts, cottonades (include "Palmer" napped trousering & "dril").	Sq. yds.	25	25
306000	Chambrays, cheviots & shirtings (include plain-weave covert).	Sq. yds.	25	25
306100	Other colored yarn fabrics, n. e. s. (include seersucker & tickings, n. e. s.).	Sq. yds.	25	25
	Fine goods & combed cotton fabrics (bleached, dyed, printed, flocdot or clipped):			
306700	Voiles, organdies, lawns & batiste, combed	Sq. yds.	25	25
307000	Piques, combed	Sq. yds.	25	25
307300	Marquisettes, combed	Sq. yds.	25	25
307400	Combed & carded goods, n. e. s. (include madras).	Sq. yds.	25	25
307600	Cotton & wool mixtures (cotton chief value 80-85% cotton by weight).	Sq. yds.	25	25
307900	Cotton & rayon mixtures (cotton chief value).	Sq. yds.	25	25
	Other cotton fabrics:			
308200	Table damask in the piece	Sq. yds.	25	25
308400	Tapestry & other upholstery & drapery materials, plain, Jacquard & dobby-woven (report pile fabrics in 308700 & 308800).	Sq. yds.	25	25
308700	Plushes	Sq. yds.	25	25
308800	Other pile fabrics (including velveteens, corduroys and terry fabrics.	Sq. yds.	25	25
308950	Cotton remnants & fabrics, n. e. s., (except duck remnants), sold by the pound (include mill ends & short pieces of less than 10 yards) (report pieces of less than 10 yds. or over in respective classes, rags in 308800, paper-felts in 302900 & laundry padding in 305500 when sold in full pieces on the pound price basis).	Lbs.	25	25
	Cotton wearing apparel:			
309000	Handkerchiefs	Doz.	25	25
309110	Gloves, cotton (woven or knit): Work gloves, mitts, & gauntlets, fabric (include reinforced leather palm).	Doz. prs.	25	25
	Garments of woven fabrics:			
311300	Men's & boys' jackets & windbreakers	Units	25	25
311400	Overalls, breeches, pants, aprons, & men's work clothing, n. e. s. (include institutional uniforms) (report shirts in 311710).	Doz.	25	25
311500	Nightwear, men's & boys'	Doz.	25	25
311610	Underwear, men's & boys'	Doz.	25	25
311710	Work shirts	Doz.	25	25
311720	Shirts, except work shirts, men's & boys' (except knit).	Doz.	25	25
312000	Clothing, men's and boys' of woven fabrics, n. e. s.	Doz.	25	25
312200	Women's dresses & ensembles (include eyelet, velveteen & lace) (one-, two-and three-piece as one unit).	Units	25	25
312460	Women's & children's underwear & nightwear, not knit (include diapers).	Doz.	25	25
312700	Children's outerwear, not knit	Doz.	25	25
312900	Women's apparel of woven fabrics, n. e. s. (include blouses, skirts, bathrobes, uniforms & washable apparel, n. e. s.).		25	25
	Cotton house furnishings:			
317100	Blankets (report blanketing in the piece in 305900).	Units	25	25
317300	Quilts, comfortables and quilted bedpads.	Units	25	25
	Bedspreads:			
317500	Candlewick, chenille, & tufted	Units	25	25
317600	Plain, crinkle, dobby & Jacquard woven (include lace bedspreads & counterpanes).	Units	25	25
317800	Bedsheets and pillow cases	Doz.	25	25
318100	Curtains and draperies (include cotton shower bath curtains).		25	25
318700	Terry-woven towels, wash cloths & bath mats.	Doz.	25	25
318800	Huck, damask & plain-woven towels & toweling (include dishcloths, leno-woven).		25	25
318900	Cotton house furnishings, n. e. s. (include napery, cotton floor coverings & furniture slip covers) (report terry woven bath mats in 318700).		25	25
	Other fabricated products of cotton, n. e. s.:			
	Cotton bags:			
319111	New (include mesh, leno-woven, net, laundry & dye bags).	Units	100	25
319151	Used & reclaimed bags	Units	100	25
319900	Fish netting, tarred or not tarred (not a finished product).		25	25
319000	Coated cotton fabrics, except duck, and more than 12" wide.	Lin. yd.	100	25
	VEGETABLE FIBERS & MANUFACTURES			
320509	Jute	L. ton	26	25
320515	Manila or abaca	L. ton	25	25
320519	Sisal or henequen	L. ton	25	25
322401	Bags of jute, new and used	Units	25	25
322905	Jute burlaps	Lbs.	25	25
	Cordage, except of cotton or jute:			
311100	Binder twine and baler twine	Lbs.	25	25
311400	Manila cordage	Lbs.	25	25
311600	Sisal, twine, cord & cordage	Lbs.	25	25
319909	Sisal yarns	Lbs.	25	25
	SYNTHETIC FIBERS & MANUFACTURES			
384013	Viscose high-tenacity tire cord or yarn, on cones or warps, treated, dipped, or untreated (fuel-cell high-tenacity cord or yarn included):			
384013	Rayon	Lbs.	25	25
384013	Other	Lbs.	25	25
384926	Woven filament yarn fabrics, n. e. s.: Cod-tire and fuel-cell fabric (rubber-coated).	Sq. yd.	25	25
	MISCELLANEOUS TEXTILE PRODUCTS			
391100	Oilcloth, all kinds	Lin. yd.	100	25
391300	Window-shade cloth, cotton base, coated	Lin. yd.	100	25
391410	Book cloth, cotton base, pyroxylin-coated or impregnated.	Lin. yd.	100	25
391420	Book cloth, cotton base, starch-filled	Lin. yd.	100	25
391500	Pyroxylin-coated or impregnated cotton base fabrics, except duck, and more than 12" wide.	Lin. yd.	100	25
391700	Coated or impregnated cotton fabrics, except duck, and more than 12" wide.	Lin. yd.	100	25
391800	Waterproof outer garments (report rubber or rubberized in Schedule B No. 204300).	Units	25	25
399900	Coated cotton fabrics, except duck, and more than 12" wide.	Lin. yd.	100	25
	WOOD, UNMANUFACTURED			
	Logs & hewn timber (indicate quantity scale) (include stumps & burls):			
	Hardwoods (report burls in 400600):			
400100	Ash & hickory	M. b. f.	None	None
400200	Cottonwood & aspen	M. b. f.	None	None
400400	Walnut	M. b. f.	None	None
400600	Hardwood burls (estimated bd. ft. at about 10 lbs. to the bd. ft.).	M. b. f.	None	None
400905	Mahogany logs	M b. f.	None	None
400907	Lignum-vitae logs	M b. f. & lbs.	None	None
400909	Teak logs	M b. f.	None	None
400998	Other hardwood logs & hewn timber (include balsa wood).	M b. f.	None	None

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
	WOOD, UNMANUFACTURED—continued			
	Logs & hewn timber (indicate quantity scale) (include stumps and burls)—Continued			
	Softwoods:			
401200	Douglas fir	M b. f.	None	None
401400	Hemlock	M b. f.	None	None
401600	Western red cedar	M b. f.	None	None
401700	Port Orford cedar	M b. f.	None	None
401800	Other cedar (include eastern)	M b. f.	None	None
401900	Other softwood logs & timber (include southern pine).	M b. f.	None	None
	Railroad ties, hewn (report sawed in 415600 & 415900):			
402600	Creosoted or otherwise treated	M b. f.	None	None
402900	Other	M b. f.	None	None
403100	Creosoted piling	Lin. ft.	None	None
403200	Other piling	Lin. ft.	None	None
403400	Telegraph, trolley, & electric-light poles	Units & lin. ft.	None	None
	SAWMILL PRODUCTS (LUMBER)			
	Sawed timber, 5" or larger in least dimension:			
	Softwoods, not treated:			
406000	Southern pine	M b. f.	None	None
406300	Douglas fir	M b. f.	None	None
406500	Cedar	M b. f.	None	None
406900	Other softwoods (include hemlock & Sitka spruce).	M b. f.	None	None
407000	Hardwoods, not treated	M b. f.	None	None
	Creosoted or otherwise treated:			
408400	Southern pine	M b. f.	None	None
408500	Other	M b. f.	None	None
	Boards, planks & scantlings, less than 5" in least dimension:			
	Softwoods:			
410000	Cypress	M b. f.	None	None
410100	Douglas fir, rough	M b. f.	None	None
410200	Douglas fir, dressed	M b. f.	None	None
410300	Southern pine, rough	M b. f.	None	None
410400	Southern pine, dressed	M b. f.	None	None
410610	Ponderosa pine	M b. f.	None	None
410650	White pine (include northern white, Norway, Idaho white & sugar pine)	M b. f.	None	None
410720	Port Orford cedar	M b. f.	None	None
410790	Other cedar (include western red)	M b. f.	None	None
410800	Redwood	M b. f.	None	None
410900	Spruce	M b. f.	None	None
411200	Hemlock	M b. f.	None	None
411600	Other softwoods	M b. f.	None	None
	Hardwoods:			
411700	Ash	M b. f.	None	None
411800	Birch, beech & maple	M b. f.	None	None
411900	Chestnut	M b. f.	None	None
412000	Cottonwood	M b. f.	None	None
412100	Gum, red & sap	M b. f.	None	None
412200	Gum, tupelo & black	M b. f.	None	None
412300	Hickory	M b. f.	None	None
412400	Oak	M b. f.	None	None
412500	Poplar	M b. f.	None	None
412600	Walnut	M b. f.	None	None
412700	Mahogany	M b. f.	None	None
412800	Magnolia	M b. f.	None	None
412900	Lignum-vitae	M b. f.	None	None
413000	Teak	M b. f.	None	None
413100	Oak flooring	M b. f.	None	None
413200	Other hardwood flooring	M b. f.	None	None
413300	Wagon-oak planks (includes railway car material)	M b. f.	None	None
	Small hardwood dimension stock:			
413600	Except squares	M b. f. & units.	None	None
413700	Oak squares	M b. f. & units.	None	None
413800	Other squares	M b. f. & units.	None	None
413500	Other hardwoods	M b. f. & units.	None	None
	Railroad ties, sawed (one tie equals 35 bd. ft.) (report hewn in 402600 & 402900):			
415800	Creosoted or otherwise treated	M b. f.	None	None
415900	Other	M b. f.	None	None
	WOOD MANUFACTURES			
421401	Plywood, aero grade	Sq. ft	None	None
421405	Plywood, hardwood, except aero grade	Sq. ft.	None	None
421407	Plywood, Douglas fir, except aero grade	Sq. ft.	None	None
421409	Plywood, softwood, except Douglas fir & aero grade.	Sq. ft.	None	None
422200	Lath	M	None	None
422500	Shingles (square coverage c. 100 sq. ft.)	Squares	None	None
422800	Doors	Units	None	None
422900	Trim & moldings	Lin. ft.	None	None
423200	Sash & blinds, n. e. s.	Units	None	None
423950	Prefabricated and ready-cut houses (include portable houses, knock-down, wood).	Units	None	None
423990	Other millwork & house fixtures (include cupboards, cabinets, mantels, grilles, panels (except plywood), partitions, stairs, columns, window & door frames & other built-in house fixtures, made-up or knock-down).	Bd. ft.	None	None
	PAPER, RELATED PRODUCTS & MANUFACTURES			
	Printing paper:			
471200	Standard newsprint (standard newsprint paper reported herein conforms to the following specifications: Weight—not less than 30 lbs. nor more than 35 lbs. per ream of 500 sheets, each 24 x 36 inches. Rolls or sheets—rolls not less than 16 inches wide & 28 inches in diameter; sheets not less than 16 inches wide & 28 inches in diameter; sheets not less than 20 x 30 inches. Stock—not less than 70% of the total fiber shall be groundwood, the balance shall be unbleached sulfite. Color—such colors as are chiefly used in the publication of newspapers. (Note: all colored sheets are excluded because newsprint paper, to be standard, must be in the form chiefly used for newspapers.) Thickness—not exceeding 0.004 of an inch).]	Lbs.	1	1
473600	Fibre insulation board, 7/16" & over in thickness, except quilt or blanket types (include of cane & other fiber).	Sq. ft.	25	25
473800	Wallboard, paper or pulp, 1/8" to less than 7/16" in thickness (include of cane & other fiber).	Sq. ft.	25	25
	COAL & RELATED FUELS			
500100	Coal, anthracite	L. ton	100	25
500200	Coal, bituminous	L. ton	100	25
500300	Coal & coke briquets	L. ton	100	25
500400	Coke (include coal-tar coke) (report petroleum coke in 504800).	L. ton	100	25
	PETROLEUM & PRODUCTS			
502700	Kerosene (except distillates), (include burning oils, mineral colza, petrolite, and signal oil).	Bbls.	100	None
503000	Gas oil and distillate fuel oil (include Diesel, furnace, & other overhead fuel oils).	Bbls.	100	None
503190	Residual fuel oil (include residuum from cracking of petroleum distillates).	Bbls.	100	None
504200	Petrolatum and petroleum jelly (all grades)	Lbs.	100	None
504500	Paraffin wax, unrefined, except slack waxes	Lbs.	None	None
504600	Paraffin wax, refined & semirefined	Lbs.	None	None
504800	Petroleum coke	L. ton	100	25
505900	Mineral oil, white, for industrial purposes (except as blending agent).	Gals.	100	None
	CLAY & CLAY PRODUCTS			
533200	Closet bowls & water-closet sets (include tanks).	Piece	100	25
533300	Lavatories, sinks & other sanitary articles (include urinals & bidets).	Piece	100	25
533400	Sanitary fixtures & fittings & parts, n. e. s.		100	25
	OTHER NONMETALLIC MINERALS, INCLUDING PRECIOUS			
	Abrasives:			
540998	Corundum	Lbs.	1	1
551000	Unmanufactured mica (unprocessed block mica, including thumb-trimmed, knife-trimmed and sickle-trimmed).	Lbs.	1	1
551300	Mica, block pack splittings and good stained and better block or film.	Lbs.	100	25
	STEEL MILL PRODUCTS			
600700	Pig iron	L. ton	None	None
	IRON & STEEL SCRAP (See Executive Order effective Oct. 16, 1940)			
601020	No. 1 heavy melting steel scrap (Category 2)	L. ton	100	25
601030	No. 2 melting steel scrap (Category 3)	L. ton	100	25
601040	Hydraulically compressed and baled sheet scrap (Categories 7 and 8).	L. ton	100	25
601070	Cast and burnt iron scrap (Categories 1, 9, 10, 11 and 12).	L. ton	100	25
601090	Other (Categories 4, 5, 6 and 13) (include heavy shoveling steel, selected rail scrap, machine-shop turnings, wire shorts, etc.).	L. ton	100	25
601300	Tinplate circles, strips, cobbles, and scroll-shear butts.	L. ton	1	1
601400	Waste—waste tinplate	L. ton	1	1
601500	Terneplate clippings and scrap	L. ton	100	25
603300	Iron sheets, galvanized	Lbs.	1	1
603400	Steel sheets, galvanized	Lbs.	1	1
604100	Tinplate and taggers' tin	Lbs.	1	1
604200	Terneplate, including long ternes	Lbs.	1	1
604300	Metal lath (expanded metal)	Lbs.	100	25
606805	Cast-iron soil pipe	Lbs.	100	25
606868	Cast-iron soil pipe fittings	Lbs.	100	25
608610	Woven-wire screen cloth, insect	Lbs.	None	None
	IRON & STEEL MANUFACTURES			
612100	Tin hollow-ware, except dairy farm milk pails	Lbs.	25	25
612200	Tin cans, finished or unfinished	Lbs.	100	25
612400	Bathtubs, cast iron	Units	100	25

See footnote at end of table.

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
	IRON & STEEL MANUFACTURES—continued			
614900	House-heating radiators, cast iron	Lbs.	100	25
617000	Padlocks, iron, steel, brass and bronze	Doz.	100	25
618000	Door locks and lock sets of iron, steel, brass and bronze.	Doz.	100	25
618100	Cabinet and other locks of iron, steel, brass and bronze.	Doz. pcs.	100	25
618200	Hinges and butts, iron and steel		100	25
618300	Other builders' hardware		100	25
618400	Other furniture hardware			
618800	Other hardware, n. e. s.: Bathroom fixtures, cadmium plated; brackets; curtain cranes; curtain hooks, except wire hooks; curtain rod fixtures, curtain rods; drapery fixtures; hooks, safety, patent; pulleys, steel; robe hooks, steel, section brackets; shelf brackets, soap dispensers.		100	25
	BRASS AND BRONZE MANUFACTURES			
644000	Brass and bronze, scrap and old	Lbs.	1	1
644100	Brass & bronze ingots	Lbs.	1	1
644801	Brass & bronze bars, rods & unfinished shafting	Lbs.	1	1
644805	Brass & bronze blanks (bronze only)	Lbs.	1	1
647906	Brass & bronze structural shapes (bronze only).	Lbs.	1	1
647913	Brass & bronze castings & forgings (bronze only).	Lbs.	1	1
647919	Brass & bronze circles (bronze only)	Lbs.	1	1
	LEAD AND MANUFACTURES			
650700	Pigs & bars (include blocks & ingots)	Lbs.	100	25
650800	Sheets & pipes (include bends)	Lbs.	100	25
651200	Solder	Lbs.	1	1
651505	Type metal (antimonial lead)	Lbs.	100	25
651520	Lead anodes	Lbs.	1	1
651537	Lead plate, or battery plate, not assembled as complete battery units.	Lbs.	100	25
651598	Lead scrap & residues		1	1
	TIN AND MANUFACTURES			
656502	Collapsible tubes		1	1
656507	Tin metal in ingots, pigs, bars, blocks, slabs & other forms	Lbs.	1	1
656708	Tin scrap & waste (include dross)	Lbs.	1	1
656798	Other tin & manufactures, except phosphorus tin.		1	1
	OTHER NONFERROUS ORES, METALS & ALLOYS, EXCEPT PRECIOUS			
662000	Babbitt metal (report scrap & dross in 664998)	Lbs.	1	1
664510	Ores and concentrates n. e. s.: Bismuth matte, slimes residues and base bullion.	Lbs.	1	1
664508	Monazite sands		None	None
664598	Thorium ores and concentrates	Lbs.	1	1
664598	Uranium ores & concentrates	Lbs.	None	None
664901	Metals & alloys in primary forms, n. e. s. (except ferro-alloys): Antimony (include metals or regulus, needle or liquidated antimony, alloys & antimony-bearing scrap metal).	Lbs.	1	1
664910	Metals and alloys in primary forms, n. e. s.: Bismuth metals and alloys	Lbs.	1	1
664915	Cadmium metals (include metallic shapes)	Lbs.	100	25
664917	Cadmium alloys	Lbs.	100	25
664950	Radium metal (radium content)	Mg.	1	1
664998	Babbitt metal dross and scrap	Lbs.	1	1
664998	Thorium metals and alloys	Lbs.	None	None
664998	Uranium metal	Lbs.	100	25
667000	Type (include multigraph type) (report type metal in 651520).			
	PRECIOUS METALS & PLATED WARE, EXCEPT JEWELRY & PRECIOUS METALS FOR DENTISTRY, GOLD & SILVER IN ORE, BULLION & COIN			
692305	Platinum bars, ingots, sheets, wire, sponge & other forms (include scrap).	T. oz.	1	1
692305	Platinum manufactures (except jewelry) (include crucibles).	T. oz.	None	None
	Silver in bars or ingots[1]	T. oz.	None	None
	ELECTRICAL MACHINERY & APPARATUS			
701300	Batteries, storage, 6 & 12 volt, include aircraft, automotive, and radio batteries and knocked-down assemblies.	Units	None	None
704500	Electric, underground mining locomotives, include crawler trucks, shuttle cars.	Units	100	25
708300	Telephone instruments		100	None
708700	Hand generators and parts		25	None
708700	Magnetos and parts		25	None
708700	Ringers and parts		25	None
708700	Batteries and boxes		25	None
708700	Telephone instrument parts		25	None
709300	Varnished cambric, electrical insulation or rubber separators.	Lin. yd.	100	25

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
	CONSTRUCTION & CONVEYING MACHINERY			
720500	Dredging machinery, mining, include bucket, elevator & hydraulic types.		100	25
724000	Belt conveyors, underground mine	Units	100	25
729100	Chain & elevator conveyors, shaker conveyors, duck bills, track loaders, mining.		100	25
	MINING, WELL & PUMPING MACHINERY			
730500	Coal cutters, longwall, shortwall, universal & arcwall cutters.	Units	100	25
741100	Drills, underground mine, electric		100	25
733500	Underground loaders			
	OTHER INDUSTRIAL MACHINERY			
739300	Milk shipping containers	Lbs. & units	100	25
	AGRICULTURAL MACHINERY & IMPLEMENTS			
787200	Milk shipping cans	Lbs. & units	100	25
	AUTOMOBILES, PARTS, ACCESSORIES & SERVICE EQUIPMENT			
790101	Motor trucks, busses, & chassis (new) (include automotive fire engines in class according to capacity): Under 1 ton: ½ ton & under (include jeeps for commercial use)	Units	100	25
790102	Over ¾ ton, not over ½	Units	100	25
790103	Over ½ ton & under 1 ton	Units	100	25
790201	1 and not over 1½ tons. 1 ton	Units	100	25
790202	Over 1, not over 1½ tons	Units	100	25
790301	Over 1½, not over 2½ tons	Units	100	25
	Over 2½ tons: Diesel & semi-Diesel (injection type):			
790401	Over 2½, not over 4 tons	Units	100	25
790402	Over 4, not over 5 tons	Units	100	25
790403	Over 5 tons	Units	100	25
790405	Gasoline (carburetor type):			
790501	Over 2½, not over 4 tons	Units	100	25
790502	Over 4, not over 5 tons	Units	100	25
790503	Over 5 tons	Units	100	25
790700	Bus chassis	Units	100	25
790800	Passenger cars & chassis (new): Not over $850 (list price)	Units	100	25
790900	Over $850, not over $1,200 (list price)	Units	100	25
791000	Over $1,200, not over $2,000 (list price)	Units	100	25
791100	Over $2,000 (list price)	Units	100	25
791100	Passenger cars & chassis (second hand)	Units	100	25
793130	Automobile engines: For assembly on new vehicles with American trade names: Motor truck and bus engines: Diesel & semi-Diesel (injection type).	Units	25	25
793150	Gasoline (carburetor type)	Units	25	25
	OTHER VEHICLES & PARTS			
796750	Underground mine cars	Units	100	25
799611	Jeeps, new, Army ordnance	Units	100	25
	COAL-TAR PRODUCTS			
803500	Crude & refined coal tar	Gals.	100	25
804700	Coal-tar pitch	L. ton	100	25
801000	Cresote or dead oil	Gals.	100	25
801100	Toluol (Toluene) (report quantity on basis of 100%)	Lbs.	100	25
802300	Naphthalene	Lbs.	100	25
802400	Tar acid oil			
802700	Coal-tar acids, crude & intermediate: Cresylic acid & cresols	Lbs.	1	1
802400	Benzoic acid, technical & medicinal grade	Lbs.	1	1
802550	Coal-tar intermediates except acids: Dimethylaniline	Lbs.	100	25
802500	Dimethyl phthalate	Lbs.	25	25
802900	Para-nitraniline			
	MEDICINAL AND PHARMACEUTICAL PREPARATIONS			
811100	Castor oil (report commercial grades in 224001)	Gals.	25	25
811300	White mineral oil	Gals.	100	None
811900	Fish oils & fish-liver oils & concentrates, medicinal grade, in bulk only, except cod-liver oils	Lbs.	1	1
812300	Insulin		100	25
812300	Liver extract in bulk		100	25
812300	Pancreatin		100	25
812300	Suprarenal cortex			

See footnotes at end of table.

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
	MEDICINAL AND PHARMACEUTICAL PREPARATIONS—continued			
812730	Quinine sulfate	Av. oz.	*None	*None
812750	Cinchona salts	Av. oz.	*None	*None
812750	Cinchonidine sulfate	Av. oz.	*None	*None
812750	Cinchonidine salts & compounds, except sulfate.	Av. oz.	*None	*None
812750	Cinchonine salts & compounds, with sulfate	Av. oz.	*None	*None
812750	Cinchonine salts & compounds, except sulfate	Av. oz.	*None	*None
812750	Quinine salts & compounds (quinine sulfate content).	Av. oz.	*None	*None
812750	Quinidine alkaloid	Av. oz.	*None	*None
812750	Quinidine salts & compounds	Av. oz.	*None	*None
813573	Penicillin & penicillin products		10	10
813575	Streptomycin		None	None
813590	Bismuth salts—sub-carbonate		1	1
813590	Bismuth salts—sub-gallate		1	1
813590	Bismuth salts & compounds, other, medicinal grade.		1	1
813590	Caffeine alkaloid		1	1
813590	Caffeine salts & compounds		1	1
813590	Colchicine		None	None
813590	Emetine & cuneine salts		*None	*None
813590	Pharmaceutical dextrose & glucose including dextrosemonohydrate, bulk only.		100	25
813590	Radium salts & compounds for medical use (state radium content).		None	None
813590	Radon (radium emanations)		None	None
813590	Strychnine & strychnine salts		1	1
813590	Theobromine & theobromine salts & compounds.		1	1
815700	Malaria chill & fever remedies containing quinine.		None	None
	CHEMICAL SPECIALTIES			
820000	Nicotine sulfate (40% basis) (report nicotine mixtures in 820950 and free nicotine in 820990).	Lbs.	1	1
820100	Copper sulfate (blue vitriol)	Lbs.	100	25
820350	Pyrethrum extract	Lbs.	1	1
820500	Pyrethrum or insect flower powders	Lbs.	1	1
820500	Rotenone	Lbs.	1	1
828800	Arctic Syntex M	Lbs.	1	1
828800	Igepon T	Lbs.	None	None
828800	Igepon TD	Lbs.	None	None
828800	MP 189	Lbs.	None	None
828800	MP 189 SX	Lbs.	None	None
828800	MP 646	Lbs.	None	None
828800	Naconal BG	Lbs.	None	None
828800	Naconal NR	Lbs.	None	None
828800	Naconal NRG	Lbs.	None	None
828800	Naconal NRSF	Lbs.	None	None
828800	Neutrenyx 33	Lbs.	1	1
828800	Santomerse No. 1	Lbs.	None	None
828800	Santomerse No. 3	Lbs.	None	None
828800	Santomerse No. 65	Lbs.	None	None
828800	Synthetic detergent 42	Lbs.	1	1
828800	Ultrawet A	Lbs.	None	None
828800	Ultrawet 40 A	Lbs.	None	None
828800	Ultrawet 60 A	Lbs.	None	None
828800	Vel	Lbs.	1	1
828800	Chromium tanning mixtures	Lbs.	1	1
825100	Ester gums in powder, flake or liquid form (include scrap).	Lbs.	100	25
825300	Rosin-modified maleic & fumaric resins	Lbs.	100	25
825500	Pentaerythritol esters of rosin, glycol esters of rosin, & methyl esters of rosin.	Lbs.	100	25
825500	Rosin-modified phenolic resins	Lbs.	100	25
829200	Tanners' fat liquor	Lbs.	100	25
829600	Pectin	Lbs.	100	25
829650	Desoxycorticosterone		1	1
829660	Nicotine alkaloid		1	1
829600	Rosin size		100	25
	INDUSTRIAL CHEMICALS			
830200	Acids & anhydrides, organic: Tartaric acid	Lbs.	1	1
830300	Citric acid	Lbs.	1	1
830910	Acids & anhydrides, inorganic: Chromic	Lbs.	1	1
831100	Alcohols: Ethylene glycol	Lbs.	25	25
831200	Denatured alcohol (solidified)	Lbs.	1	1
831400	Glycerin (100% glycerin basis)	Lbs.	100	25
831500	Amyl alcohol	Lbs.	1	1
831500	Crude glycerin	Lbs.	100	25
831500	Ethyl alcohol	Lbs.	1	1
831500	Glycols	Lbs.	100	25
831500	Glycols, mixed	Lbs.	100	25
831500	Lauryl alcohol	Lbs.	100	25
831600	Acetone	Lbs.	100	25
832000	Amyl acetate	Lbs.	1	1
832000	Argols	Lbs.	100	25
835700	Potassium bichromate & chromate	Lbs.	1	1
835900	Potassium sulfate, technical grade	Lbs.	100	25
835900	Potassium chlorate, technical grade	Lbs.	100	25
835900	Superphosphates	Lbs.	100	25
836800	Sodium bichromate & chromate	Lbs.	1	1
837300	Sodium hydroxide or caustic soda, except in small packages	Lbs.	100	25
837700	Sodium phosphate, tri- or pyro-	Lbs.	1	1
837900	Sodium nitrate	Lbs.	1	1
837900	Sodium perborate	Lbs.	1	1
837900	Sodium plumbite	Lbs.	100	25
837900	Sodium resinate	Lbs.	100	25
838400	Ammonium nitrate	Lbs.	100	25
838500	Ammonium sulfate		100	25
839900	Actinium bearing salts & compounds		None	None
839900	Antimony oxides (tri-, tetra-, penta-		100	25
839900	Antimony sulfite		100	25
839900	Bismuth sub-nitrate		1	1
839900	Bismuth sub-salicylate		1	1
839900	Bismuth salts & compounds, other, except bismuth carbonates and mixtures and bismuth nitrates and mixtures.		1	1
839900	Chemicals containing artificial radioactive isotopes.		None	None
839900	Chromium salts & compounds (except chemical pigments).		1	1
839900	Hydrogen peroxide (report hydrogen peroxide in small packages for household use in 814200).		25	25
839900	Lead antimonate		100	25
839900	Lead arsenite		100	25
839900	Lead chloride		100	25
839900	Lead dioxide		100	25
839900	Lead nitrate		100	25
839900	Lead silicate (mono)		100	25
839900	Lead silicate (di)		100	25
839900	Nickel salts & compounds		1	1
839900	Polonium bearing salts & compounds		None	None
839900	Radium ore concentrates		None	None
839900	Radium salts & compounds (radium content)		None	None
839900	Thorium salts & compounds, including thorium oxide & thorium nitrate.		None	None
839900	Tin compounds		1	1
839900	Uranium acetate		25	25
839900	Uranium salts and compounds		1	1
	PIGMENTS, PAINTS, AND VARNISHES			
841400	Lithopone	Lbs.	100	25
842300	Carbon black or gas black, except acetylene black.	Lbs.	100	25
842400	Red lead, dry (report red lead in oil in 843100)	Lbs.	100	25
842500	Litharge	Lbs.	100	25
842900	White lead, dry (basic lead carbonate)	Lbs.	100	25
842700	White lead, in oil	Lbs.	100	25
842800	Titanium dioxide & titanium pigments	Lbs.	1	1
842900	Basic sulfate of white lead	Lbs.	100	25
842900	Chrome pigments containing 10% or more chromium, including chromium oxide, chromic oxide (chrome green), lead chromate (chrome yellow) and zinc chromate.	Lbs.	1	1
842900	Zinc sulfide	Lbs.	1	1
842900	Cadmium lithopone	Lbs.	100	25
843100	Red lead in oil	Lbs.	100	25
843800	Paints containing radium	Gals.	None	None
	FERTILIZERS & FERTILIZER MATERIALS			
850500	Nitrogenous fertilizer materials: Ammonium sulfate	Lbs.	300	25
850700	Sodium nitrate, n. e. s.	Lbs.	300	25
850900	Ammonium nitrate as fertilizer	Lbs.	300	25
850600	Calcium cyanamide	Lbs.	1	1
850600	Calcium nitrate	Lbs.	300	25
850600	Urea	Lbs.	300	25
851000	Nitrogenous organic waste materials (include fish meal, hoof meal, guano, castor-bean pomace, manures, packinghouse offal intended for fertilizer)	Lbs.	300	25
851510	Phosphatic fertilizer materials: Phosphate rock, Florida: High-grade hard rock[1]	L. ton	100	25
851520	Land pebble[1]	L. ton	100	25
851560	Other (include soft rock, colloidal & sintered matrix)[1]	L. ton	100	25
851580	Phosphate rock, Tennessee, Idaho & Montana[1]	L. ton	100	25
851901	Normal (standard) superphosphate, containing not more than 25% available phosphoric acid (P_2O_5).	Lbs.	300	25
851909	Concentrated superphosphate, containing taining more than 25% available phosphoric acid (P_2O_5).	Lbs.	300	25
852000	Other phosphate material (include bone-ash dust & meal & animal carbon for fertilizer, basic slag, South Carolina river rock, etc.) (report ammonium phosphate as fertilizer in 850400; as industrial chemical in 838500).	Lbs.	300	25
853000	Potassic fertilizer materials: Potassium chloride	Lbs.	300	25
853100	Potassium sulfate	Lbs.	300	25
854000	Nitrogenous phosphatic types (concentrated chemical fertilizers) (include ammonium phosphate).	Lbs.	300	25
855100	Prepared fertilizer mixtures: Plant foods[1]	Lbs.	100	25
855100	Other	Lbs.	300	25

See footnotes at end of table.

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
	SOAP & TOILET PREPARATIONS			
	Soap:			
871000	Medicated	Lbs	5	1
871200	Toilet or fancy	Lbs	10	1
871300	Laundry	Lbs	⅛	
871400	Powdered or flaked (including Lux, Fab, Chipso, Ivory Flakes, Beads, Rinso, etc.)			
871500	Industrial soap powders	Lbs	25	5
871600	Other	Lbs	1	1
871800	Shaving creams	Lbs	5	1
871900	Shaving cakes, powders & sticks	Lbs	5	1
872000	Tooth powders, soaps, & household washing powders (fat content above 10% but not above 25%)	Lbs	100	25
872100	Abrasive types of pastes, powders or soaps (fat content above 10%)	Lbs	100	25
872300	Other soap	Lbs	1	1
	PHOTOGRAPHIC & PROJECTION GOODS			
914000	Tracing cloth, sensitized		100	25
915500	SCIENTIFIC & PROFESSIONAL INSTRUMENTS, APPARATUS & SUPPLIES Dental burrs		1	1
	MISCELLANEOUS COMMODITIES, N. E. S.			
968000	Metal beverage crowns made of tinplate	Gross	100	25
	Commodities exported for relief or charity by individuals and private agencies. (The following classifications are not used for exports for relief or charity by U. S. Government agencies or by UNRRA, except for exports of used clothing, blankets and bedding by such agencies, which are reported under 999830 or 999850. All other exports by U. S. Government agencies or by UNRRA, including new clothing, blankets, and bedding are reported under their specific Schedule B Numbers):			
999810	Food		None	None
999820	Clothing, new, cotton or worsted		25	25
999850	Blankets and bedding, new, cotton		25	25

*When an asterisk precedes the GLV dollar-value limit for any commodity, all forms, conversions, and derivatives of the commodity, even though not covered by the Schedule B number for the entry, are subject to the value limitations specified.

¹ Requires individual license for export to all areas except the other American Republics excluding Argentina.

² GLV value limits for shipment to Argentina, $1.00.

³ No Schedule B number is assigned to this commodity. Silver bars and ingots are not included in the merchandise total of United States foreign trade statistics but are shown in separate tables.

⁴ Cod-liver oil in any form is under general license to Group K destinations.

This amendment shall become effective immediately.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: February 21, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-3378; Filed, Mar. 1, 1946; 4:58 p. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Regulation 28, Direction 8, as amended March 1, 1946]

SPECIAL PROVISIONS FOR THE ASSIGNMENT OF CC RATINGS IN ORDER TO INCREASE THE MANUFACTURE OF CONCRETE BUILDING PRODUCTS AND TO INCREASE THE MANUFACTURE AND ASSURE THE MAINTENANCE OF CONCRETE BUILDING PRODUCTS MACHINERY AND EQUIPMENT

Priorities Regulation 28, Direction 8 is hereby amended to read as follows:

(a) The supply of concrete building products is dependent upon the maintenance and expansion of existing plants producing such products and the construction of new plants. The supply of concrete building products and of special concrete products machinery is substantially less than present and anticipated requirements for housing construction. This shortage is therefore a serious threat to the economy of the country during the reconversion period. Consequently, CPA will assign CC ratings as provided in paragraph (d) (1) (iii) of Priorities Regulation 28 in accordance with the conditions of this direction where necessary to maintain or expand the production of concrete building products and of special concrete products machinery.

(b) *Definitions.* For the purpose of this direction. (1) "Concrete building products" means light weight and heavy weight aggregate concrete blocks and cement brick.

(2) "Special concrete products machinery" means machinery and equipment of a general type designed solely for the production of concrete building products and useful only for that purpose (such as concrete block and brick machines and attachments, including concrete mixers and skip loaders as commonly used in the concrete products industry), but does not include general types of equipment suitable for other use even though a particular piece of equipment is designed and built expressly for the concrete products manufacturer (e. g., an electric motor built by a motor manufacturer specifically for a concrete block manufacturer).

(3) "Light weight aggregates" means cinders, burned clay or shale, and blast furnace slag.

(c) *Manufacturers of concrete building products*—(1) *Capital equipment.* CC ratings may be assigned to manufacturers of concrete building products for capital equipment other than "special concrete products machinery" where the manufacturer is unable to obtain delivery without a rating, and:

(i) The equipment will result in a substantial increase in production, or

(ii) The equipment is needed to replace present operating equipment which is in danger of imminent break-down. CC ratings will be assigned to the delivery of "special concrete products machinery" only under the provisions of Priorities Regulation 28.

(2) *Construction.* CC ratings may be assigned for materials which cannot be obtained without ratings, where required for construction of new plants and expansion of existing plants in order to secure increased production.

(3) *Certain production materials and MRO.* CC ratings may be assigned to manufactures of concrete building products to obtain light weight aggregates as production materials, and for MRO, where the manufacturer demonstrates that he is unable to obtain the item without priorities assistance, but regardless of whether the item is needed to maintain minimum economic production in the plant.

(d) *Manufacturers of "special concrete products machinery".* (1) *Production materials and MRO.* CC ratings may be assigned to manufacturers of "special concrete products machinery" for production materials (including those to be sold as maintenance, repair and operating supplies for such machinery) and MRO, where the manufacturer of the concrete products machinery demonstrates that he is unable to obtain delivery of the minimum amount at the latest date practicable without a rating.

(2) *Capital equipment.* CC ratings for capital equipment for the machinery manufacturer will be assigned only as provided in Priorities Regulation 28.

(e) *Denials of CC ratings.* The CC rating will be denied where it appears that the item for which a CC rating will be used is available, but under different terms of sale or from a supplier other than the applicant's customary supplier.

(f) *Priorities Regulation 28 still applies.* In any case not covered by the above, CC ratings will be assigned only as provided in Priorities Regulation 28.

Issued this 1st day of March, 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3382; Filed, Mar. 1, 1946; 4:59 p. m.]

PART 3270—CONTAINERS

[Conservation Order M-81, Revocation of Direction 9]

SPECIAL RESTRICTIONS ON USE OF TIN PLATE AND DELIVERY AND USE OF TIN PLATE CANS

Direction 9 to Conservation Order M-81 is hereby revoked. This revocation does not affect any liabilities incurred for violation of the direction or of actions taken by the Civilian Production Administration under the direction. The direction is superseded by Order M-81, as amended simultaneously with this revocation.

Issued this 1st day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3381; Filed, Mar. 1, 1946; 4:59 p. m.]

PART 3270—CONTAINERS

[Conservation Order M-81 as Amended March 1, 1946]

CANS

Section 3270.31 Conservation Order M-81 is amended to read as follows:

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of materials entering into the manufacture of cans for defense, for private account and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 3270.31 *Conservation Order M-81*—(a) *What this order does.* This order establishes the sequence of manufacture and delivery, and limits the use of cans made of tinplate, terneplate or blackplate. The order lists in Schedule I the only products which may be packed in tinplate, terneplate, or blackplate cans. Certain exceptions are stated in paragraphs (h), (i), (j), and (k).

(b) *Definitions.* For the purpose of this order:

(1) "Can" means any unused container made in whole or in part of tinplate, terneplate, or blackplate, which is suitable for packing any product. The term includes any container which has a closure or fitting, made in whole or in part of tinplate, terneplate or blackplate, but does not include a glass container having such a closure or fitting. The term does not include fluid milk shipping containers.

(2) "Tinplate" means steel sheets coated with tin (including primes and seconds) and includes (i) electrolytic tinplate in which the tin coating is applied by electrolytic deposition, and (ii) hot dipped tinplate in which the tin coatings are applied by immersion in molten tin. The term includes hot dipped tinplate waste-waste, but not electrolytic tinplate waste-waste or tinplate waste.

(3) "Terneplate" means steel sheets coated with terne metal (including primes and seconds). The term does not include terneplate waste-waste or terneplate waste. "Terne metal" means the lead-tin alloy used as the coating for terneplate but does not include lead recovered from secondary sources which contains not more than 2½ percent residual tin.

(4) "SCMT" means special coated manufacturers' terneplate.

(5) "Waste" means scrap tinplate and terneplate (including strips and circles) produced in the ordinary course of manufacturing cans and tinplate and terneplate strips produced in the ordinary course of manufacturing tinplate and terneplate. The term also includes tinplate and terneplate parts recovered from used cans.

(6) "Waste-waste" means hot dipped or electrolytic tin-coated steel sheets or steel sheets coated with terne metal which have been rejected during processing by the producer because of imperfections which disqualify such sheets from sale as primes or seconds.

(7) "Blackplate" means steel sheets (other than tinplate or terneplate) 29 gauge or lighter. The term includes "blackplate rejects", chemically treated blackplate (CTB), electrolytic tinplate waste-waste, terneplate waste-waste, tinplate waste, and terneplate waste. The term does not include hot dipped tinplate waste-waste.

RESTRICTIONS ON CAN MANUFACTURERS

(c) *General restrictions on sale, manufacture and delivery.* No person shall sell, manufacture or deliver any cans which he knows, or has reason to believe, will be accepted or used in violation of any provision of this order.

(d) *Manufacturing and delivery preferences for certain types of cans.* (1) Can manufacturers must disregard preference ratings (except AAA) in accepting and filling orders for cans.

(2) Every can manufacturer must regard each of his requirements contracts as an order calling for delivery of cans in the quantities and at the times he reasonably anticipates will be requested under the contract, based on past experience under the same or similar contracts. (A "requirements contract" is a contract under which a purchaser of cans agrees to buy his entire requirements of cans from a certain can manufacturer for a stated period without specifying the delivery dates on which the cans will be required or the quantities which will be required.) So far as practicable every can manufacturer shall schedule his operations (including his ordering of tinplate, terneplate and blackplate) so as to permit delivery of cans in the quantities and at the times he reasonably anticipates will be requested. Where he is unable to schedule all orders for cans for delivery at the time he anticipates will be requested, he should schedule his operations and select the orders to be placed in his production schedule according to the following preference:

(i) Anticipated requirements for cans to pack products designated with the letter A in Column 2 of Schedule I, or cans for home canning made under paragraph (j).

(ii) Anticipated requirements for cans to pack products designated with the letter B in Column 2 of Schedule I.

(iii) Anticipated requirements for cans to pack products designated with the letter C in Column 2 of Schedule I.

(3) A can manufacturer must not wait until he receives actual delivery orders under his requirements contracts before giving those contracts the preferential treatment described in paragraph (d) (2). Also he must not fill any orders for cans with lower preference designations if by doing so he will make himself unable to meet deliveries which he reasonably anticipates will be requested for cans with a higher preference.

(e) *Completion and sale of outdated cans.* Whenever can material specifications for a product are changed by an amendment to this order, a can manufacturer must continue to sell, make and deliver cans for that product (subject to the preferences of paragraph (d)) in accordance with the former specifications and must not make any cans conforming to the new specifications as long as there is available to him tinplate, terneplate, or blackplate which was intended for use under the former specifications, and which was in process at the tin mill or in its inventory for his account, or in his own inventory on the date of the change.

(f) *Certificate for deliveries of cans.* No can manufacturer shall sell, make or deliver any cans unless he has received from the purchaser after March 1, 1946, a certificate signed manually or as provided in Priorities Regulation 7. This certificate shall be in substantially the following form and once filed by a purchaser with a supplier, covers all future deliveries from the supplier to that purchaser:

The undersigned purchaser certifies, subject to criminal penalties for misrepresentation, that he is familiar with Order M-81 of the Civilian Production Administration, and that all purchases from you of items regulated by that order, and the use of the cans by the undersigned, will be in compliance with that order.

The standard certificate described in Priorities Regulation 7 may not be used in place of this certificate. Any person who has given a certificate under this order before March 1, 1946, need not file a new certificate until March 14, 1946.

RESTRICTIONS ON CAN USERS

(g) *General restrictions on use of cans.* No person may use a tinplate, terneplate, or blackplate can for any purpose other than for packing the products listed in

Schedule I in accordance with the packing quota, size and material limitations set forth in that schedule. The only exceptions to this rule are set forth in paragraphs (h) through (k).

(h) *Exception for small users.* Any person whose total use of cans for packing in any calendar year requires less than 250 base boxes of tinplate and terneplate may use cans with the soldered parts made from 0.25 electrolytic tinplate for packing any food product, except animal food (see paragraph (l)). Such small users are exempt from packing quotas for tinplate or terneplate cans.

(i) *Exception for persons without quotas.* Where a packing quota is established in Schedule I for a particular product, any person who did not pack that product during the base period stated may continue to pack it until March 14, 1946 without regard to the packing quota. If he wants to pack that product after that date, he must apply for a quota by filing a letter in duplicate with the Civilian Production Administration, Washington 25, D. C., Ref: M–81. This letter should state what product or products he wants to pack and what facilities he has for this purpose. Civilian Production Administration will assign a quota to him on an equitable basis in view of the quotas of other packers in the industry.

(j) *Exception for products which are not to be sold.* Cans may be used to pack any product which is not to be sold in the same or different form, but this does not permit the use of cans contrary to the other provisions of the order for the purpose of advertising or promoting the sale of a product.

As explained in paragraph (d) a can manufacturer shall schedule requirements of cans produced for home canning under this paragraph in accordance with preference "A". Any other cans produced under this paragraph shall be scheduled in accordance with preference "C".

(k) *Exception for cans permitted before an amendment.* Whenever can material specifications for a product are changed by an amendment to this order, any person may pack that product in any can which was permitted before the amendment if the can, or the tinplate, terneplate, or blackplate incorporated in it, was in his inventory, in the inventory of the can manufacturer, or in process or in inventory at a tin mill for the account of the can manufacturer on the date of the amendment. A packer must accept and use (within quota) any outdated cans for any product produced under paragraph (e) which the can manufacturer offers to him before using any cans for that product produced under the new specifications.

(l) *Prohibition against use of tinplate for cans for animal food.* No person shall use cans with any part made of tinplate, tinplate waste-waste, or tinplate waste, for packing any food which is not intended and suitable for human consumption. The use of such cans for animal and pet food is not permitted.

MISCELLANEOUS

(m) *Appeals.* Appeals from this order shall be filed by addressing a letter in triplicate to the Civilian Production Administration, Washington 25, D. C., Ref: M–81. The letter of appeal need not follow any particular form. It should state informally, but completely, the provisions appealed from, the precise relief desired, the reasons why denial of the appeal would result in undue and excessive hardship, and such other statistical and narrative information as may be pertinent.

(n) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to: Civilian Production Administration, Washington 25, D. C., Ref: M–81.

(o) *Violations.* Any person who willfully violates any provision of this order or who, in connection with this order willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further delivery of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 1st day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE I

Column 1. Listed products. Listed in this column are the only products, which may be packed in cans. Certain exceptions are stated in paragraphs (h), (i), (j), and (k).

Column 2. Sequence of manufacture and delivery. This column indicates the sequence which a can manufacturer must follow in the manufacture and delivery of cans permitted by this order. (see paragraph (d)).

Column 3. Packing quotas. (a) This column indicates the permitted packing quotas for the respective listed products. The quotas for the respective products are not interchangeable unless so noted. Where the word "unlimited" appears in the column opposite a particular product this means that a packer may use the specified cans in an unlimited quantity to pack that particular product. Where the permitted packing quota is specified as, for example, "100%–1945" this means that the packer's packing quota for the particular product for the calendar year 1946 is 100% of the quantity, by area of measurement of tinplate, terneplate and blackplate used by him for packing the particular product during the base year specified (1945 in the above example). Cans used for packing any product for U. S. Army or Navy use are exempt from the quota restrictions, and, in determining the packing quota for any product, all cans packed for these agencies during the base period specified shall be excluded.

(b) In addition to the general quota restrictions described above, from March 1 to September 30, 1946, no packer may use or accept delivery in any calendar month, or order for delivery in any calendar month, more cans for a product with a packing quota than 10% of his 1946 quota for that product. This monthly limit does not apply to any person whose total use of cans in 1946 does not exceed one carload. Also it does not require any person to order or accept delivery of cans in less than carload lots.

(c) For products designated with the letter "B" in Column 2 the quota restrictions apply to all cans for that product (including any cans made wholly of blackplate); except that any packer may order, accept delivery of, and use cans made wholly of blackplate in addition to his quota if he notifies the can manufacturer in writing that these additional cans are to be scheduled in accordance with preference "C".

(d) For products designated with the letter "C" in Column 2, the quota restrictions do not apply to cans made wholly of blackplate.

Column 4. Can sizes. This column indicates the permitted sizes of cans, except that any person may use for packing any listed product a can which is larger than the largest listed size for packing that product. Wherever the can size is specified by weight, the weight referred to shall be net weight of the contents of the can. Other can sizes are described in the terminology common to the industry such as "cylinder", "picnic", "oval", "drawn", "tall", "2", "10", "8Z", etc.

Columns 5 and 6. Can materials. These columns specify the materials permitted for the soldered and nonsoldered parts of the cans for each of the listed products. Any person may also use for packing a listed product blackplate cans or cans with a tin coating lighter than that specified for that product. Hot dipped tinplate waste-waste may be used wherever 0.50 or heavier tinplate is specified. Wherever "CTB" (chemically treated blackplate) is specified for food products 0.50 electrolytic tinplate may be substituted where such cans are to be delivered to the Army or the Navy for overseas use; however, where in such cases the cans are to pack listed meat products, 1.25 tinplate may be substituted. Wherever SCMT is specified, 0.25 electrolytic tinplate may be used. When only a figure is given in Column 5 or Column 6, this means that tinplate may be used for the part, and the figure given indicates the maximum weight of tin coating per single base box. Menders arising in the production of 0.50 electrolytic tinplate, which have been hot dipped with a maximum tin coating of 1.25 pounds per base box, may be used wherever 0.50 or heavier tinplate is specified in these columns. Menders arising in the production of 0.25 electrolytic tinplate which have been converted into SCMT may be used wherever 0.25 or heavier tinplate is specified in this order for nonfood cans. When a scored can is used to pack any of the meat products listed in this schedule, 1.25 tinplate may be used for the body of the can.

SCHEDULE I—Continued

Product	Sequence of manufacture and delivery	Packing quota	Can sizes	Can materials: Soldered parts	Can materials: Nonsoldered parts
(1)	(2)	(3)	(4)	(5)	(6)
Fruit and Fruit Products					
1. Apples, including crab apples.	A	Unlimited	10	1.50	0.50
2. Apple butter	C	50% 1941	10	1.50	1.50
3. Apple juice, enameled cans, plain bodies.	C	50% 1941	2, 3, cyl. 10, 2, 3 cyl. 10	1.50	1.50
4. Apple sauce, including sauce from crabapples.	A	Unlimited	2,10	1.50	.50
5. Apricots	A	Unlimited	2½, 10	1.50	1.50
6. Bananas	C	50% 1941	2,10	1.25	1.25
7. Berries	A	Unlimited	2, 2½, 10	1.50	1.50
8. Cherries	A	Unlimited	2, 2½, 10	1.50	1.50
9. Cherry juice	C	50% 1941	2, 3 cyl. 10	1.50	1.50
10. Citrus concentrates	A	Unlimited	6Z, 1 picnic, 2, 2½, 10.	1.25	1.25
11. Citrus pulp and peel	A	Unlimited	5 gal	1.25	1.25
12. Cranberries	A	Unlimited	300	1.50	1.50
13. Currants	C	50% 1941	2, 10	1.50	1.50
14. Dehydrated fruits, except prunes.	C	50% 1945	2	.50	.50
15. Dehydrated prunes	C	50% 1945	2	1.25	1.25
16. Figs	A	Unlimited	2½, 10	1.50	.50
17. Fruit cocktail	A	Unlimited	2½, 10	1.50	.50
18a. Frozen fruits	A	100% 1944	30 lb	.50	.50
18b. Frozen fruits	A	Unlimited	Any	CTB	Fibre
19. Fruits, mixed and for salad.	A	Unlimited	2½, 10	1.50	.50
20. Grape juice and grape pulp.	A	Unlimited	5 gal	1.50	1.50
21. Grapes	C	50% 1941	2, 2½, 10	1.50	1.50
22. Grapefruit juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
23. Grapefruit, orange or mixed segments.	A	Unlimited	2, 3 cyl. 10	1.25	1.25
24. Jams, jellies, marmalades, and preserves.	C	50% 1941	10	1.50	1.50
25. Lemon juice	B	100% 1945	6Z, 8Z tall, 2, 10	1.25	1.25
26. Lime juice	B	100% 1945	6Z, 8Z tall, 2, 10	1.25	1.25
27. Nectars	C	50% 1941	2, 3 cyl. 10	1.50	.50
28. Olives	A	Unlimited	1 tall, 2½, 10	1.50	1.50
29. Orange juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
30. Orange-grapefruit juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
31. Papayas and juice	C	50% 1941	2, 3 cyl. 10	1.25	1.25
32. Peaches	A	Unlimited	2½, 10	1.50	.50
33. Pears	A	Unlimited	2½, 10	1.50	.50
34. Pectin	A	Unlimited	5 gal	1.50	1.50
35. Pineapple	A	Unlimited	1 flat, 2, 2½, 3 cyl. 10	1.25	1.25
36. Pineapple juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
37. Plums	A	Unlimited	2½, 10	1.50	1.50
38. Prunes, dried in syrup	C	50% 1941	2	1.50	1.50
39. Prunes, fresh	A	Unlimited	2½, 10	1.50	1.50
40. Prune juice	C	50% 1941	2, 3 cyl. 10	1.50	1.50
41. Quinces	C	50% 1941	2, 10	1.50	.50
Vegetables and Vegetable Products					
42. Artichokes	C	50% 1941	2, 2½, 10	1.25	.50
43. Asparagus	A	Unlimited	2, 2½, 10	1.25	1.25
44. Beans, dried:					
a. with tomato sauce (for U. S. Army export or U. S. Navy offshore use only).	A	Unlimited	300	1.25	CTB
b. with tomato sauce (other than for U. S. Army export or U. S. Navy offshore use).	B	50% 1945	300	1.25	CTB
c. without tomato sauce	B	100% 1945	300	.50	CTB
45. Beans, green or wax	A	Unlimited	2, 2½, 10	1.25	.50
46. Bean and bamboo sprouts.	C	50% 1941	2, 2½, 10	1.25	.50
47. Beets	A	Unlimited	2, 2½, 10	1.25	1.25
48. Broccoli	C	50% 1941	2, 2½, 10	1.25	.50
49. Brussels sprouts	C	50% 1941	2, 2½, 10	1.25	.50
50. Carrots	A	Unlimited	2, 2½, 10	1.25	.50
51. Carrot juice	C	50% 1941	2, 3 cyl. 10	1.25	.50
52. Cabbage	C	50% 1941	2, 2½, 10	1.25	.50
53. Cauliflower	C	50% 1941	2, 2½, 10	1.25	.50
54. Celery	C	50% 1941	2, 2½, 10	1.25	.50
55. Celery juice	C	50% 1941	2, 3 cyl. 10	1.25	.50
56. Chard	C	50% 1941	2, 2½, 10	1.25	.50
57. Chili sauce	C	50% 1941	2, 2½, 10	1.25	1.25
58. Chow-chow	C	50% 1941	2, 2½, 10	1.50	1.50
59. Corn	A	Unlimited	2, 2 vac. 10	.50	.50
60. Dehydrated vegetables:					
a. dehydrated onions and garlic.	A	100% 1945	Any	.50	CTB
b. all other (including dehydrated soups).	A	50% 1945	Any	.50	CTB
61a. Frozen vegetables	A	100% 1945	30 lb	.50	.50
61b. Frozen vegetables	A	Unlimited	Any	CTB	Fibre
62. Green leafy vegetables	A	Unlimited	2, 2½, 10	1.25	.50
63. Hominy	C	50% 1941	2, 2½, 10	.50	CTB
64. Lentils	C	50% 1941	300	.50	CTB
65. Mixed vegetables, fresh	B	100% 1945	2, 2 vac. 2½, 10	1.25	.50
66. Mushrooms	A	100% 1945	2Z, 4Z, 8Z	1.25	0.50
67. Okra	B	100% 1945	2, 2½, 10	1.25	.50
68. Onions	C	50% 1941	2, 2½, 10	1.25	.50
69. Peas, green	A	Unlimited	2, 2 vac, 10	.50	.50
70. Peas & carrots	B	100% 1945	2, 2½, 10	1.25	.50
71. Pickles	C	50% 1941	10	1.50	1.50
72. Pimientos and peppers	A	Unlimited	2, 10	1.25	.50
73. Potatoes, sweet	B	100% 1945	2½, 3 vac	1.25	.50
74. Pumpkin and squash	B	100% 1945	2½, 10	1.25	.50
75. Rhubarb	C	50% 1941	2, 2½, 10	1.50	1.50
76. Sauerkraut	B	100% 1945	2½, 10	1.50	1.50
77. Sauerkraut juice	C	50% 1941	2, 3 cyl. 10	1.50	1.50
78. Soups:					
a. Seasonal soups from fresh vegetables, asparagus, pea, spinach, tomato and mushroom.	A	Unlimited	1 picnic	1.25	.50
b. All other soups	B	100% 1945	1 picnic	1.25	.50
79. Succotash	B	100% 1945	2, 2½, 10	.50	CTB
80. Tomatoes	A	Unlimited	2, 2½, 10	1.25	1.25
81. Tomatoes and okra	B	100% 1945	2, 2½, 10	1.25	1.25
82. Tomato catsup	A	Unlimited	2½, 3 cyl. 10	1.25	1.25
83. Tomato juice	A	Unlimited	2, 3 cyl. 10	1.25	.50
84. Tomato juice with other vegetable juices.	A	Unlimited	2, 3 cyl., 10	1.25	1.25
85. Tomato paste	A	Unlimited	6Z	1.25	1.25
86. Tomato pulp and puree	A	Unlimited	1 picnic	1.25	1.25
87. Tomato sauce, including spaghetti sauce.	A	Unlimited	8Z short, 1 picnic	1.25	1.25
88. Turnips	C	50% 1941	2, 2½, 10	1.25	.50
Fish and shellfish (processed and in hermetically sealed cans)					
89. Clams	A	Unlimited	1½ flat, 1 picnic	.50	.50
90. Codfish cakes	C	50% 1941	10 oz	.50	.50
91. Crabmeat	A	Unlimited	1½ flat, 1 picnic	.50	.50
92. Crawfish	C	50% 1941	1 picnic	.50	.50
93. Eels	C	50% 1941	300	.50	.50
94. Finnan haddie	C	50% 1941	300	.50	.50
95. Fish flakes	A	Unlimited	300, 2	.50	.50
96. Fish, ground	B	100% 1945	300	.50	.50
97. Fish livers and fish liver oils.	A	Unlimited	5 gal	1.25	1.25
98. Fish roe	A	Unlimited	300, ½ oval	.50	.50
99. Herring, Atlantic Sea including sardines.	A	Unlimited	½ drawn, ¾ drawn, ¾ three piece, 300.		
Round cans				.50	.50
Oblong cans				1.25 (Callody)	.50
Oval cans				1.25	1.25
100. Herring, Pacific Sea	A	Unlimited	1 tall	.50	.50
101. Herring, river, including alewives.	A	Unlimited	300, 2	.50	.50
102. Lobsters	C	50% 1941	1 picnic	.50	.50
103. Mackerel	A	Unlimited	300	.50	.50
104. Menhaden	A	Unlimited	300	.50	.50
105. Mullet	A	Unlimited	300	.50	.50
106. Mussels	A	Unlimited	1 picnic, 2, 10	.50	.50
107. Oysters	A	Unlimited	1 picnic, 1 tall, 2, 8Z short, ½ lobe lone, 300, 1 oval.	.50	.50
Round cans				.50	.50
Oblong cans			(Body)	1.50	1.25
Oval cans				1.25	1.25
109. Salmon	A	Unlimited	½ flat, 1 flat, 1 tall.	1.25	.50
110. Shad	A	Unlimited	300	.50	.50
111. Shrimp	A	Unlimited	1 picnic, 5 (302 x 410).	.50	.50
112. Shrimp, fresh cooked Alaska refrigerated.	A	Unlimited	1 picnic	1.25	.50
113. Squid	A	Unlimited	300	.50	.50
114. Tuna	A	Unlimited	½ tuna, 1 tuna, 4 lb. tuna.	.50	.50
115. Turtle	A	Unlimited	300	.50	.50
Dairy Products					
116a. Butter, preserved (for U. S. Army export or U. S. Navy offshore use only).	A	Unlimited	1 lb	.50	.50
116b. Butter and margarines	B	100% 1945	1 lb	.50	.50
117. Cream, frozen	A	Unlimited	50 lb	1.25	1.25
118. Ice cream and ice cream mix (wet).	C	50% 1941	1 qt	.50	.50
119. Liquid modifications of milk.	A	Unlimited	6 oz	.75	.75
120. Milk, condensed	A	Unlimited	14 oz	.75	.75

SCHEDULE I—Continued

Product	Sequence of manufacture and delivery	Packing quota	Can sizes	Can materials: Soldered parts	Can materials: Nonsoldered parts
(1)	(2)	(3)	(4)	(5)	(6)
Dairy Products—Con.					
121. Milk, evaporated	A	Unlimited	6 oz.	0.75	0.75
			14½ oz.	1.25	1.25
122. Milk, goat	A	Unlimited	14½ oz.	1.25	1.25
123. Milk (skimmed) dry or powdered.	B	100% 1945	50 lb.	.50	.50
124. Milk (whole) dry or powdered	B	100% 1945	1 lb., 2½ lb., 5 lb., 25 lb., 50 lb.	.50	CTB
Meat and meat products (processed and in hermetically sealed cans)					
125. Meat products as follows:					
a. Bacon	C	50% 1941	24 oz.	.50	CTB
			14 lb.	1.25	1.25
b. Beef, veal and mutton or pork (corned, roast or boiled).	A	Unlimited			
Cans with all seams soldered.			Any	1.25	1.25
Cans with only side seam soldered.			Any	.50	CTB
c. Brains	B	100% 1945	10½ oz.	.50	CTB
d. Chili con carne:					
1. Without beans	A	100% 1945	16 oz.	.50	.50
2. With beans	B	100% 1945	16 oz.	.50	.50
e. Corned beef hash	B	100% 1945	16 oz.	.50	CTB
f. Hamburger with or without onions.	C	50% 1941	12 oz.	.50	.50
g. Hams, whole	B	100% 1945	Any	1.25	1.25
h. Luncheon meats	A	Unlimited	12 oz.	.50	CTB
i. Meat and gravy including goulash.	C	50% 1941	12 oz.	.50	.50
j. Meat loaf	B	100% 1945	7 oz.	.50	CTB
k. Meat spreads	A	Unlimited	3 oz.	.50	CTB
l. Pickled pigs feet	C	50% 1941	2	1.50	1.50
m. Pork and soya links	C	50% 1941	16 oz.	.50	CTB
n. Potted meats	A	Unlimited	3½ oz.	.50	CTB
o. Sausage, bulk	B	100% 1945	24 oz.	.50	CTB
p. Sausage in casings:					
1. Vienna sausage	A	100% 1945	4 oz., 8 oz., 9 oz., 12 oz., 16 oz., 24 oz., 5, 10.	.50	CTB
2. Frankfurters, pork sausage.	B	100% 1945		.50	CTB
3. Sausage in oil, lard or rendered pork fat.	B	100% 1945		.50	CTB
q. Scrapple	C	50% 1941	300	.50	CTB
r. Stews	C	50% 1941	16 oz.	.50	.50
s. Tamales	C	50% 1941	300	.50	.50
t. Tongue	A	Unlimited	6 oz.	.50	CTB
u. Tripe	C	50% 1941	24 oz.	1.25	1.25
Poultry and Poultry Products (Processed and in Hermetically Sealed Cans)					
126. Chicken and veal with noodles.	C	50% 1941	300	.50	CTB
127. Chicken a la king	C	50% 1941	300	.50	CTB
128. Enchiladas	C	50% 1941	300	.50	.50
129. Turkey or chicken	B	100% 1945	6 oz.	.50	CTB
130. Poultry spreads	C	50% 1941	6 oz.	.50	CTB
Miscellaneous Food Products					
131. Baby foods—chopped and pureed.	A	Unlimited	202B F (202 x 214)	1.50	1.50
Liquid milk formula	A	Unlimited	11½ oz.	1.25	1.25
Soybean milk, liquid	A	Unlimited	300	1.25	.50
Dry or powdered milk formula.	A	Unlimited	1 lb.	.50	CTB
132. Bakery Products containing more than 12% moisture.	C[1]	50% 1941	Any	.50	.50
133. Beer, packed for U. S. Army export or U. S. Navy offshore use only.	A	Unlimited	12 oz.	.50	.50
134. Cereal, for export only	B	100% 1945	1 lb.	.50	CTB
135. Chop suey	C	50% 1941	2	1.25	.50
136. Chow mein	C	50% 1941	2	1.25	.50
137. Coconut, shredded	C	50% 1941	1 picnic	.50	CTB
138. Eggs, frozen	A	Unlimited	30 lb.	.50	.50
139. Extracts and flavorings, liquid.	C	50% 1941	Any	1.25	1.25
140. Honey	A	Unlimited	2½	1.25	1.25
141. Lima bean loaf	C	50% 1941	300	.50	CTB
142. Lobster Newburg	C	50% 1941	300	.50	.50
143. Macaroni with cheese or tomato sauce.	C	50% 1941	300	1.25	.50
144. Nuts, salted, for U. S. Army export or U. S. Navy offshore use only.	A	Unlimited	4 oz.	.25	CTB
145. Oils, liquid edible	B	100% 1945	5 gal.	1.25	1.25
			1 pt., 1 qt., 1 gal.	.50	.50
Miscellaneous Food Products—Con.					
146. Pastes and condiments	C	50% 1941	Any	1.25	0.50
147a. Peanut butter and other nut butters (for U. S. Army export or U. S. Navy offshore use only.	A	Unlimited	25 lb	.50	CTB
147b. Peanut butter and other nut butters (other than for U. S. Army export or U. S. Navy offshore use).	C	50% 1941	25 lb	.50	CTB
148. Ravioli	C	50% 1941	300	1.25	.50
149. Soda fountain fruit and other acid syrups.	C	50% 1941	10	1.25	1.25
150. Spaghetti in sauce	C	50% 1941	300	1.25	.50
151. Special dietary foods	B	100% 1945	2, 2½, 10	.50	CTB
152. Syrups, cane, maple, molasses, corn, sorghum, and other non-acid syrups.	A	Unlimited	2½	1.25	1.25
153. Syrup, chocolate	B	100% 1945	1 lb.	.50	.50
154. Syrup, malt	C	50% 1941	404 x 504	.50	.50
155. Yeast	C	50% 1941	Any	.50	.50
156. Any other food products for U. S. Army export or U. S. Navy offshore use only.	A	Unlimited	Any	Any	Any
157. All other food products	C	Unlimited	Any	[1] CTB	[1] CTB
Nonfood Products					
158. Alcohol, pharmaceutical and chemically pure.	A	Unlimited	Any	1.25	1.25
159. Antifreeze	B	100% 1945	Any	SCMT	SCMT
160. Aniline	B	100% 1945	Any	1.25	1.25
161. Auto supplies only as follows:					
a. Radiator antirust compounds, liquid.	B	100% 1945	Any	SCMT	SCMT
b. Carbon removers	B	100% 1945	Any	SCMT	SCMT
c. Radiator stop-leak	B	100% 1945	Any	SCMT	SCMT
162. Bee feeder cans for use in shipping bees.	B	100% 1945	Any	.50	CTB
163. Benzol, toluene, naphtha, xylene.	B	100% 1945	Any	SCMT	SCMT
164. Blood plasma	A	Unlimited	Any	.50	CTB
165. Carbon disulfide	B	100% 1945	Any	SCMT	SCMT
166. Cements, only as follows:					
a. Neoprene base rubber cement.	B	100% 1945	Any	1.25	1.25
b. Other synthetic rubbers, natural rubber, linoleum, latex types.	B	100% 1945	Any	SCMT	SCMT
167. Chemicals (dry) only as follows					
a. Phenols	B	100% 1945	Any	1.50	1.50
b. Ammonium salts	B	100% 1945	Any	1.25	1.25
c. Chloropicrin	B	100% 1945	Any	SCMT	SCMT
d. Bromoacetone	B	100% 1945	Any	SCMT	SCMT
e. Monochloroacetone	B	100% 1945	Any	SCMT	SCMT
f. Acrolein	B	100% 1945	Any	SCMT	SCMT
g. Cyanide salts	B	100% 1945	Any	SCMT	CTB
h. Hypochlorite powders	B	100% 1945	Any	SCMT	CTB
168. Chemicals (liquid) only as follows.					
a. Alcohols, aldehyde and halogenated hydrocarbon.	B	100% 1945	Any	SCMT	SCMT
b. Sodium silicate	B	100% 1945	Any	.50	.50
169. Cleaners only as follows:					
a. Wallpaper	B	100% 1945	Any	SCMT	SCMT
b. Window spray	B	100% 1945	Any	SCMT	SCMT
c. Radiator liquid	B	100% 1945	Any	SCMT	SCMT
d. Cleaning fluids	B	100% 1945	Any	SCMT	CTB
170. Chloroform and ether	A	Unlimited	Any	1.25	1.25
171. Creosote and wood preservatives.	B	100% 1945	Any	SCMT	SCMT
172. Deodorizers	B	100% 1945	Any	1.25	1.25
173. Disinfectants and germicides.	B	100% 1945	Any	SCMT	CTB
174. Dyes (food)	B	100% 1945	Any	1.25	1.25
175. Fire extinguisher fluid or powders.	B	100% 1945	Any	SCMT	SCMT
176. Glues and adhesives	B	100% 1945	Any	SCMT	SCMT
177. Glycerine	A	Unlimited	Any	1.50	1.50
178. Grain fumigant, liquid	B	100% 1945	Any	SCMT	SCMT
179. Hydraulic brake fluid	B	100% 1945	Any	SCMT	SCMT
180. Ink, spirit aniline and mimeograph.	B	100% 1945	Any	SCMT	SCMT
181. Inks, printing, duplicating and lithographing.	B	100% 1945	Any	CTB	CTB
182. Insecticides and fungicides (liquid).	B	100% 1945	Any	SCMT	CTB
183. Lubricating oils including motor oil.	B	100% 1945	Any	SCMT	CTB
184. Lye	B	100% 1945	Any	CTB	CTB
185. Nicotine sulphate	B	100% 1945	Any	1.50	1.50

[1] See paragraph (1) for animal and pet food.

SCHEDULE I—Continued

Product	Sequence of manufacture and delivery	Packing quota	Can sizes	Can materials: Soldered parts	Can materials: Nonsoldered parts
(1)	(2)	(3)	(4)	(5)	(6)
Nonfood Products—Con.					
186. Oils, essential; distilled or cold pressed.	B	100% 1945	Any	1.25	1.25
187. Oils, transformer	B	100% 1945	Any	.50	.50
188. Ointments and salves	B	100% 1945	Any	CTB	CTB
189. Paints:	B	100% 1945			
a. aluminum paint	B	Products are interchangeable.	Any	SCMT	CTB
b. copper bottom or anti-fouling.	B		Any	1.25	1.25
c. lacquers and lacquer thinners.	B		Any	SCMT	SCMT
d. paste water paints, including resin emulsion.	B		Any	SCMT	SCMT
e. Pigmented oil paints	B		Any	SCMT	CTB
f. Varnishes, oil stains, shingle stain.	B		Any	SCMT	CTB
190. Plastic wood	B	100% 1945	Any	1.25	1.25
191. Phosphorus	B	100% 1945	Any	1.25	1.25
192. Polishes and waxes	B	100% 1945	Any	SCMT	CTB
193. Potassium permanganate, reagent grade.	B	100% 1945	Any	1.25	1.25
194. Putty	B	100% 1945	Any	SCMT	CTB
195. Roof cements	B	100% 1945	Any	SCMT	CTB
196. Rust preventative	B	100% 1945	Any	SCMT	CTB
197. Shellac	B	100% 1945	Any	(2)	(2)
198. Soap, liquid	B	100% 1945	Any	1.25	1.25
199. Sodium and potassium metals.	B	100% 1945	Any	1.25	1.25
200. Sodium peroxide	B	100% 1945	Any	.50	.50
201. Stamp pads	B	100% 1945	Any		(2)
202. Toilet bowl and drain cleaners.	B	100% 1945	Any	CTB	CTB
203. Turpentine	B	100% 1945	Any	.50	.50
204. Varnish and paint removers.	B	100% 1945	Any	.50	.50
205. Worm killer, sheep and cattle dip, sheep and horse drench, roost paint, poultry remedies and other liquid disinfectants.	B	100% 1945	Any	1.25	1.25
206. Any nonfood product for U. S. Army or Navy use only.	A	Unlimited	Any	Any	Any
207. Any other nonfood product.	C	50% 1941	Any	SCMT	CTB

[1] See paragraph (1) for animal and pet food.

[2] 8-lb. terneplate.

[F. R. Doc. 46-3380; Filed, Mar. 1, 1946; 4:59 p. m.]

PART 3294—IRON AND STEEL PRODUCTION

[General Preference Order M-21, Direction 9, as Amended Mar. 1, 1946]

SPECIAL RESTRICTIONS ON PRODUCTION AND DELIVERY OF TIN MILL PRODUCTS

The following amended direction is issued pursuant to General Preference Order M-21:

(a) *What this direction does.* The general work stoppages at steel plants have caused a serious curtailment in supplies of tin mill products. This direction requires producers of tin mill products to concentrate on production of tin mill products suitable for use in making cans and closures, giving special preference to orders for tin mill products which will be used to make cans used to pack perishable or seasonal food products, drugs, medicinals or biologicals (designated with the letter A in Column 2 of Schedule I to Order M-81), or which will be used to make closures for glass containers used to pack foods for human consumption (including milk, and vegetable and fruit juices, but not alcoholic or non-alcoholic beverages), drugs, medicinals or biologicals.

The direction also contains special restrictions on the delivery of tin mill products.

(b) *Definitions.* As used in this direction:

(1) "Tin mill products" means tin plate, terne plate, or tin mill black plate.

(2) "Tin plate" means hot dipped or electrolytic tin plate including primes and seconds but not waste-waste or waste.

(3) "Terne plate" means steel sheets coated with terne metal including primes and seconds but not waste-waste or waste.

(4) "Tin mill black plate" means black plate produced on tin mill equipment in gauges No. 29 and lighter.

(5) "Can" means any unused container made in whole or in part of tin plate or terne plate, which is suitable for packing any product. The term includes any container which has a closure or fitting, made in whole or in part of tin plate or terne plate, but does not include a glass container having such a closure or fitting. The term does not include fluid milk shipping containers.

(6) "Closure" means any new sealing or covering device affixed or to be affixed to a glass container for the purpose of retaining the contents within the container. The term shall not include bulbs or droppers for medicinal bottles.

(c) *Sequence in scheduling orders for tin mill products:* (1) So far as is practicable each producer of tin mill products shall schedule his operations so as to achieve maximum production of tin mill products suitable for use in making cans of the type described in Schedule I to Order M-81, or closures. Where a producer of tin mill products is unable to schedule all orders for these products in the month for which delivery is requested, he should, in selecting the orders for these products to be placed on his production schedule, give preference to orders for tin mill products bearing either (i) a certificate in the following form, signed manually or as provided in Priorities Regulation 7 by an official duly authorized for that purpose:

I certify, subject to the penalties of Section 35A of the United States Criminal Code, that I will use these tin mill products only to make cans for products designated with the letter A in Column 2 of Schedule I to Order M-81, or to make closures for glass containers used to pack foods, for human consumption (including milk, and vegetables and fruit juices, but not alcoholic or non-alcoholic beverages), drugs, medicinals or biologicals.

or (ii) in the case of a Canadian purchaser, a certificate in substantially the following form signed manually or as provided in Priorities Regulation 7 by an official duly authorized for that purpose:

The undersigned purchaser certifies, subject to the penalties of Section 15 of the Canadian Wartime Industries Control Regulations, to the seller, to the Canadian Priorities Officer, and to the Civilian Production Administration that, to the best of his knowledge and belief, the undersigned is authorized, under applicable Canadian orders to place this delivery order, and to receive the item(s) ordered for the purpose for which ordered.

(2) No producer of tin mill products is required to schedule more than 85 percent of his total anticipated monthly production of tin mill products for orders bearing either of the certifications described in paragraph (c) (1).

(d) *Special restrictions on delivery of tin mill products.* No person shall deliver any tin mill products to fill uncertified orders, if doing so would interfere with his delivery of tin mill products to fill orders which he has on hand and which bear either of the certificates described in paragraph (c) (1). However, a producer of tin mill products may fill uncertified orders for tin mill products even though he still has unfilled certified orders on hand if the quantity of tin mill products delivered on uncertified orders does not exceed 15 percent of his total monthly production.

(e) *Exceptions.* The restrictions of paragraph (d) do not apply to any tin mill products which were in transit or loaded for shipment on March 1, 1946. Also, in the case of a producer of tin mill products, the restrictions do not apply to any tin mill products which on March 1, 1946 were ready for shipment or in process of production for a particular purchaser, if the products are of a size or specification which does not readily permit their application to certified orders without loss of production.

(f) *Effect of certificates.* No person giving a certificate under this direction may receive, use or dispose of the materials obtained with the certificate contrary to its terms. The standard certificate described in Priorities Regulation 7 may not be used in place of any of the certificates described in this direction.

(g) *Effect of other orders.* This direction does not authorize the use of tin mill products contrary to the provisions of Orders M-43 or M-81, or other applicable orders and regulations of the Civilian Production Administration.

Issued this 1st day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3379; Filed, Mar. 1, 1946; 4:59 p. m.]

Chapter XI—Office of Price Administration

PART 1306—IRON AND STEEL

[RPS 49, Amdt. 38]

RESALE OF IRON AND STEEL PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 49 is amended in the following respects:

1. In § 1306.159, a new paragraph (v) is added to read as follows:

(v) *Modifications of maximum prices.* Regardless of any other provisions of this Schedule, the modifications specified in this paragraph may be made in the maximum prices otherwise determined in accordance with § 1306.159.

(1) In the case of products for which maximum prices are established by reference to paragraphs (a), (b) or (c) of this § 1306.159, the amount of increases in the applicable basing point base prices or maximum prices permitted producers by Amendment 15 to Revised Price Schedule No. 6 may be added.

(2) In the case of pipe or oil country tubular goods, the maximum price may be calculated by modifying the applicable flat basing card discounts or basing point prices by the amount of the applicable increase granted producers by Amendment 15 to Revised Price Schedule No. 6.

(3) In the case of carbon and alloy tubing (other than oil country tubular goods and carbon steel pipe), the maximum price may be calculated by adding to the applicable base prices the amount of the increases in such prices permitted producers by Amendment 15 to Revised Price Schedule No. 6.

(4) In the case of tool steel, the maximum prices established in paragraphs (j) may be increased by the amount of the applicable increase granted producers by Amendment 15 to Revised Price Schedule No. 6.

(5) In the case of products for which maximum prices have been established by orders issued under paragraph (k) (1) (ii) (a), the amount of the applicable increase granted producers by Amendment 15 to Revised Price Schedule No. 6 may be added.

(6) In the case of all products not covered in subparagraphs (1) through (5) above and for which maximum prices are determined by reference to prices which the seller had in effect on a specified date, the amount of the applicable increase granted producers by Amendment 15 to Revised Price Schedule No. 6 may be added to the maximum prices otherwise established by § 1306.159.

7. That portion of § 1306.164 (d) (2) (i) immediately preceding Table B-1 is amended to read as follows:

(i) Prices at basing point (rate per 100 pounds). The price at basing points for the various grades of products shall be computed as set forth below. The result should be rounded to the second decimal place: round upward if the third decimal is 5 or greater, round downward if the third decimal place is less than 5. The mill carload base prices referred to in the following tables are such prices as established by Revised Price Schedule No. 6 prior to January 11, 1945, the effective date of Amendment No. 11 to Revised Price Schedule No. 6. Such mill carload base prices do not include any increases granted by that or subsequent amendments to that Schedule except the following: in the case of flat, galvanized and zinc coated specialty sheets, the mill carload base prices shall be the applicable mill base prices established by Revised Price Schedule No. 6 prior to January 11, 1945, plus 10 cents per 100 pounds; the increases in mill carload base prices granted producers by Amendment 15 to Revised Price Schedule No. 6, issued and effective March 1946.

8. In § 1306.165 (a) (3), the definition of "mill carload base prices" is amended to read as follows:

"Mill carload base price" means the mill carload base price established by Revised Price Schedule No. 6 prior to January 11, 1945, the effective date of Amendment No. 11 to Revised Price Schedule No. 6. The mill carload base prices referred to in this § 1306.165 do not include any increases granted by that or any subsequent amendments to that schedule except the following: In the case of cold finished carbon steel bars, the mill carload base prices include the additions granted by Amendment No. 14 to Revised Price Schedule No. 6, issued August 1, 1945, and effective August 6, 1945, or any adjustments therein made by order issued pursuant to § 1306.10 (k) (3), of that schedule; in the case of flat galvanized and zinc coated specialty sheets, the mill carload base prices shall be the applicable mill base prices established by Revised Price Schedule No. 6 prior to January 11, 1945, plus 10 cents per 100 pounds; the increases in mill carload base prices granted producers by Amendment 15 to Revised Price Schedule No. 6, issued and effective March 1, 1946.

This amendment shall become effective March 1, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3476; Filed, Mar. 4, 1946; 4:55 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 477, Amdt. 15]

SALES OF RUBBER HEELS AND SOLES IN THE SHOE FACTORY AND HOME REPLACEMENT TRADES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 477 is amended in the following respects:

1. Section 9a is amended to read as follows:

SEC. 9a. *Maximum prices for sales of rubber heels and soles in the home replacement trade* — (a) *Applicability.* Notwithstanding any other provision of this regulation or of the General Maximum Price Regulation or of any order previously issued under either of these regulations, this section establishes maximum prices for all sales of rubber heels and soles in the home replacement trade.

(b) *Maximum prices for sales in the home replacement trade of rubber heels listed in Table I of Appendix B.* The maximum prices for sales at all levels of the home replacement trade of the rubber heels listed in Table I of Appendix B are the maximum prices therefor listed in Table I of Appendix B. The prices vary depending upon whether the heel is a black or brown heel and whether the heel in question is classed as a "standard," a "competitive," or a "special competitive" grade heel, according to the specifications set forth in Table II of Appendix B. The classification of a heel for pricing purposes is dependent upon the color of the heel and the physical tests the heel can meet. Accordingly, in order to be sold at the maximum prices for any of the particular grades in Appendix B, the heel must meet the specifications set forth in Table II of Appendix B, for that grade and color of heel.

(c) *Maximum prices for sales in the home replacement trade of rubber soles listed in Appendix C.* The maximum prices for sales at all levels of the home replacement trade of the rubber soles listed in Table I of Appendix C are the maximum prices therefor listed in Table I of Appendix C. The prices vary depending upon whether the sole is a cement-on half sole, a composition nail-on half sole, or a flat cord sole. The maximum prices for cement-on rubber soles vary depending upon whether the sole in question meets the physical tests set forth in Table II of Appendix C for cement-on rubber soles. Flat cord rubber soles are those containing clearly discernible whole cords which at any given level lie generally parallel to each other.

(d) *Maximum prices for sales in the home replacement trade of government rejected composition, carbon black half soles listed in Appendix D.* The maximum prices for sales at all levels of the home replacement trade of the government rejected composition, carbon black, rubber half-soles that are listed in Appendix D and which are serviceable as soles shall be the maximum prices therefor set forth in Appendix D. Government rejected soles are those which have been manufactured for the use of the United States government or any agency thereof and which have been rejected as not meeting the purchaser's standards.

(e) *Maximum prices for sales in the home replacement trade of rubber heels and soles which are not otherwise priced under this section.* The maximum prices for sales in the home replacement trade by manufacturers, wholesalers and retailers, of rubber heels and soles which are not otherwise priced under this section shall be a price consistent with the level of maximum prices established by this section, specifically authorized by the Office of Price Administration.

(f) *Report.* A seller seeking such authorization shall file with the Office of Price Administration, Washington, D. C., a report containing all the information required for a report filed under section 9 (a). The report shall also include proposed maximum prices for sales by subsequent resellers and the reasons why he believes these proposed resale prices are consistent with those otherwise established by the OPA.

(g) *Maximum prices.* The provisions of section 9 (b) shall apply to rubber soles priced under this paragraph.

(h) *Notification.* With or prior to the first sale by a seller to a reseller of any heel or sole priced under this section, the seller shall furnish such reseller with a written notification of the maximum retail price for the commodity as established under this section unless the commodity being sold is packed in unit of sale containers in which each pair of the commodity is sold at retail and each such container is conspicuously marked with the maximum retail price applicable thereto. If such reseller is a wholesaler, a notification shall be given which shall state the maximum prices applicable to such wholesaler's resales to wholesalers and to retailers as established under this section. If the commodity is a cement-on sole which is priced at the level of prices provided in Table I of Appendix C for soles which meet the specifications set forth in Table II of Appendix C, the notification shall also include a statement that the sole meets these specifications (or if the seller is a wholesaler that he has been notified by the manufacturer of these soles that they meet these specifications).

2. The table in Table I of Appendix B is amended to read as follows:

TABLE I—MAXIMUM PRICES [1]

Type and Grade	Manufacturers' prices,[2] per dozen pairs		Wholesalers' prices,[3] per dozen pairs		Retailers' prices, per pair	
	Black	Brown	Black	Brown	Black	Brown
Men's half heel:						
Q-2 or standard grade	$1.39	$1.69	$1.85	$2.25	$0.25	$0.30
Q-3 or competitive grade	1.16	1.46	1.55	1.95	.20	.25
Q-4 or special competitive grade	.85	1.13	1.15	1.50	.15	.20
Men's whole heel:						
Q-2 or standard grade	1.65	-------	2.20	-------	.30	-------
Q-3 or competitive grade	1.43	-------	1.90	-------	.25	-------
Q-4 or special competitive grade	1.05	-------	1.35	-------	.15	-------
Boys' whole heel:						
Q-2 or standard grade	1.39	1.69	1.85	2.25	.25	.30
Q-3 or competitive grade	1.16	1.46	1.55	1.95	.20	.25
Q-4 or special competitive grade	.85	1.13	1.15	1.50	.15	.20
Women's scoop heel:						
Q-2 or standard grade	1.05	1.31	1.40	1.75	.20	.25
Q-3 or competitive grade	.90	1.16	1.20	1.55	.15	.20
Q-4 or special competitive grade	.60	.75	.80	1.00	.10	.15
Junior heel:						
Q-2 or standard grade	1.05	1.31	1.40	1.75	.20	.25
Q-3 or competitive grade	.90	1.16	1.20	1.55	.15	.20
Q-4 or special competitive grade	.70	.90	.90	1.20	.10	.15
Junior wedge heel:						
Q-2 or standard grade	1.05	1.31	1.40	1.75	.20	.25
Q-3 or competitive grade	.90	1.16	1.20	1.55	.15	.20
Q-4 or special competitive grade	.65	.83	.85	1.10	.10	.15
Women's cuban heel:						
Q-2 or standard grade	1.05	1.31	1.40	1.75	.20	.25
Q-3 or competitive grade	.90	1.16	1.20	1.55	.15	.20
Q-4 or special competitive grade	.50	.64	.65	.85	.10	.10
Toplift and French heel:						
Q-4 or special competitive grade	.45	.56	.60	.75	.10	.10

3. Table II of Appendix B and the footnotes accompanying it are amended to read as follows:

TABLE II—SPECIFICATIONS [1]

Grade [2]	Black heels				Brown heels, all types
	All types except whole heels		Whole heels		
	Minimum abrasion [3]	Tensile strength	Minimum abrasion [3]	Tensile strength	Minimum abrasion [3]
Q-2 or standard grade	20	1,000	20	700	20
Q-3 or competitive grade	20	700	15	600	15
Q-4 or special competitive grade	10	400	10	400	10

[1] The methods of Federal specifications EA-ZZ-H-141 and ZZ-R-601a shall be applicable to these specifications.
[2] No minus tolerance is permitted on black heels or on Q-4 brown heels.
A minus tolerance of 2 is permitted on Q-2 and Q-3 brown heels.

4. The title of Appendix C is amended to read as follows: "Appendix C—Maximum Prices for Certain Soles and Slabs Sold in the Home Replacement Trade".

5. The following is added to Appendix C immediately following the title of Appendix C:

TABLE I—MAXIMUM PRICES

STICK-ON (CEMENT-ON) SOLES [1]

Item	Manufacturers' prices (per dozen pair)	Wholesalers' prices (per dozen pair)	Retailers' prices (per pair)
Stick-on (cement-on) soles which meet specifications in table II of appendix C:			
Regular sizes	$1.40	$2.00	$0.25
Boot size	1.65	2.20	.25
Stick-on (cement-on) soles which do not meet specifications in table II of appendix C:			
Regular sizes	.88	1.17	.15
Boot size	.93	1.24	.15

COMPOSITION NAIL-ON HALF SOLES

STANDARD CARBON BLACK TYPE

Type, thickness and size [2]	Manufacturers' prices (per dozen pair)	Wholesalers' prices (per dozen pair)	Retailers' prices (per pair)
Composition half soles:			
7 iron	$1.05	$1.40	$0.20
8½ iron	1.15	1.53	.20
9 iron	1.20	1.60	.20
10½ iron:			
Boys'	1.30	1.73	.20
Men's	1.50	2.00	.25
12 iron:			
Boys'	1.50	2.00	.25
Men's	1.70	2.27	.30

6. In footnote 3 of Table I of Appendix C the phrase—"section 9 a (e)"—is substituted for the phrase "section 9" in the three places where the latter phrase appears.

7. In footnote 5 of Table I of Appendix C the phrase—"section 9 a (e)"—is substituted for the phrase "section 9" in the two places where the latter phrase appears.

8. Immediately following the footnotes to Table I of Appendix C a new table designated Table II, is added, to read as follows:

TABLE II—SPECIFICATIONS [1]

STICK-ON (CEMENT-ON) SOLES

Tensile strength ..... 700 lbs. per sq. in.
Abrasive index ..... 25.
Friction pull (adhesion 5 pounds, to leather after cementing).

[1] The methods of Federal specifications EA-ZZ-H-141 and ZZ-R-601a shall be applicable to these specifications.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective March 11, 1946.

Issued this 5th day of March 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-3519; Filed, Mar. 5, 1946; 11:43 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 3 to Supp. 1]

SALES OF GRAIN BY RETAILERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplement 1 to Food Products Regulation No. 2 is amended in the following respects:

1. A new subparagraph (4) is added to section 1 (a) to read as follows:

(4) *Sales of corn by retailers in lots of more than 1,000 pounds.* This supplement shall not apply to sales of corn in lots of more than 1,000 pounds by retailers.

2. Section 6 (b) (2) is amended to read as follows:

(2) If you do your own hauling, your delivery charge shall be:

5 cents per hundred pounds for distances of not more than 5 miles; or

7½ cents per hundred pounds for distances over 5 miles; or

At your option, the "hauling allowance" as defined herein.

This amendment shall become effective 12:01 a. m. March 4, 1946.

Issued this 2d day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: March 1, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3467; Filed, Mar. 4, 1946; 4:56 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 6 to Rev. Supp. 2]

OATS

A statement of the considerations involved in the issuance of this supplement issued simultaneously herewith has been filed with the Division of Federal Register.

Revised Supplement 2 to Food Products Regulation 2 is amended in the following respects:

1. Section 6 (a) (1) is amended to read as follows:

(1) *Base prices at terminal points.* At the following terminal base points, the prices per bushel are as shown:

Terminal base point:	*Price per bushel*
Chicago, Ill.	$0.78
Council Bluffs, Iowa	.74
Duluth, Minn.	.74
East St. Louis, Ill.	.78
Kansas City, Kans.	.76
Kansas City, Mo.	.76
Milwaukee, Wis.	.78
Minneapolis, Minn.	.74
Ogden, Utah	.77
Omaha, Nebr.	.74
Philadelphia, Pa.	.85½
Portland, Oreg.	.73
St. Joseph, Mo.	.76
St. Louis, Mo.	.78
St. Paul, Minn.	.74
Seattle, Wash.	.73
Superior, Wis.	.74
Tacoma, Wash.	.73

2. A new section 10a is added to read as follows:

SEC. 10a. *Price adjustments required for merchandisers and trucker-merchants.* Whenever base prices are increased or decreased subsequent to the date on which you purchased a lot of oats from your supplier but prior to the time you resell such oats and your maximum prices for such lot of oats is dependent upon your "supplier's maximum price" on the sale and delivery to you or your "withdrawal price", you shall, for the purpose of determining your maximum price on resale, increase or decrease your supplier's maximum price by the amount of such increase or decrease in the appropriate base price or if your basis for determining your maximum price is your "withdrawal price" you shall, for the purpose of determining your maximum price on resales increase or decrease to a similar extent the "price histories" of lots purchased prior to the effective date of such increase or decrease and you shall then use such adjusted "price histories" in determining your withdrawal price.

3. The first paragraph of section 11 (b) (2) is amended to read as follows:

(2) Following are the base prices in United States dollars, bulk, per bushel of 32 pounds for Canadian oats at the base points listed below:

Base points:	*Cents per bushel*
Buffalo, N. Y.	87
Minneapolis, Minn.	80
Portland, Oreg.	79
Boston, Mass.	94

4. In Tables III and IV of Appendix A all prices are increased by two cents.

This amendment shall become effective 12:01 a. m., March 4, 1946.

Issued this 2d day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 1, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3468; Filed, Mar. 4, 1946; 4:56 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 5 to Rev. Supp. 3]

BARLEY

A statement of the considerations involved in the issuance of this supplement issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Supplement 3 to FPR 2 is amended in the following respects:

1. Section 6 (a) (1) is amended to read as follows:

(1) *Base prices at terminal points.* At the following terminal points, the base prices, per bushel, are as shown:

Terminal base point:	*Base price per bushel*
Chicago, Ill.	$1.24
Council Bluffs, Iowa	1.18
Duluth, Minn.	1.18
Los Angeles, Calif.	1.28
Milwaukee, Wis.	1.24
Minneapolis, Minn.	1.18
Ogden, Utah	1.19
Omaha, Nebr.	1.18
Portland, Oreg.	1.17
St. Paul, Minn.	1.18
San Francisco, Calif.	1.27
Seattle, Wash.	1.17
Sioux City, Iowa	1.16½
Superior, Wis.	1.18
Tacoma, Wash.	1.17

2. A new section 10a is added to read as follows:

SEC. 10a. *Price adjustments required for merchandisers and trucker merchants.* Whenever base prices are increased or decreased subsequent to the date on which you purchased a lot of barley from your supplier but prior to the time you resell such barley and your maximum price for such lot of barley is dependent upon your "suppliers' maximum price" on the sale and delivery to you or your "withdrawal price", you shall, for the purpose of determining your maximum price on resale, increase or decrease your supplier's maximum price by the amount of such increase or decrease in the appropriate base price or if your basis for determining your maximum price is your "withdrawal price" you shall, for the purpose of determining your maximum price on resales increase or decrease to a similar extent the "price histories" of lots purchased prior to the effective date of such increase or decrease and you shall then use such adjusted "price histories" in determining your withdrawal price.

3. In Table III of Appendix A all prices are increased by four cents.

This amendment shall become effective 12:01 a. m. March 4, 1946.

Issued this 2d day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 1, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3469; Filed, Mar. 4, 1946; 4:54 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 7 to Supp. 4]

CORN

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplement 4 to Food Products Regulation 2 is amended in the following respects:

1. Section 6 (a) (1) is amended to read as follows:

(1) *Base prices at terminal points.* At terminal base points the prices per bushel, bulk, are as follows:

Terminal base point:	*Price per bushel, bulk for No. 2 yellow and mixed shelled corn*
Chicago, Ill.	$1.19
Cincinnati, Ohio	1.23¼
Council Bluffs, Iowa	1.13
Duluth, Minn.	1.18¼
East St. Louis, Ill.	1.19¾
Kansas City, Kans.	1.15¾
Kansas City, Mo.	1.15¾
Louisville, Ky.	1.23¼
Milwaukee, Wis.	1.19
Minneapolis, Minn.	1.15⅜
Omaha, Nebr.	1.13
Pekin, Ill.	1.18
Peoria, Ill.	1.18
Philadelphia, Pa.	1.32⅞
St. Joseph, Mo.	1.15¾
St. Louis, Mo.	1.19¾
Sioux City, Iowa	1.12
Superior, Wis.	1.18¼
St. Paul, Minn.	1.15⅜

2. Section 10a is added to read as follows:

SEC. 10a. *Pricing adjustments required of merchandisers and trucker-merchants when prices are increased or decreased.* Whenever base prices are increased or decreased subsequent to the date on which you purchase a lot of corn from your supplier but prior to the date you resell such corn and your maximum price for such lot of corn is dependent upon your "suppliers' maximum price" on the sale and delivery to you or your "withdrawal price" you shall, for the purpose of determining your maximum price on resale, increase or decrease your supplier's maximum price by the amount of such increase or decrease in the appropriate base price or, if your basis for determining your maximum price is your "withdrawal price", you shall, for the purpose of determining your maximum price on resale, increase or decrease to a similar extent the "price histories" of lots purchased prior to the effective date of such increase or decrease and you shall then use such adjusted "price histories" in determining your withdrawal price.

3. In Tables III and IV of Appendix A, all prices per bushel are increased by 3 cents.

This amendment shall become effective 12:01 a. m., March 4, 1946.

Issued this 2d day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 1, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3470; Filed, May 4, 1946; 4:56 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 8 to Supp. 4]

CORN

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplement 4 to Food Products Regulation 2 is amended in the following respects:

1. Section 1 (a) is amended to read as follows:

(a) *Exempt sales*—(1) *Sales by retailers.* This supplement shall not apply to sales in lots of not more than 1,000 pounds by retailers, as defined herein. Supplement 1 to Food Products Regulation 2 shall apply to such sales.

2. Subparagraph (14) of section 5 (a) is amended to read as follows:

"Merchandiser" means, with respect to any lot of corn owned by him, a seller, other than a retailer selling a lot of not more than 1,000 pounds, for whom a maximum price is not otherwise provided in this supplement.

3. Paragraph (d) of section 7 is deleted and paragraphs (e) and (f) are redesignated paragraphs (d) and (e) respectively.

4. Paragraph (b) of section 9 is amended to read as follows:

(b) *If delivery is made from the elevator or warehouse in less than carload quantities.* If you deliver the corn from the elevator or warehouse, to which it was hauled by truck or other vehicle from the farm where grown, in a less than carload quantity, except as provided in paragraph (e) of this section, your maximum price per bushel, bulk, shall be the sum of your maximum price as determined under paragraph (a) of this section, your transportation cost, if any, and the appropriate one of the following markups:

(1) 5½ cents per bushel if delivered to a feeder in Area B in lots of not more than 5,000 pounds; or

(2) 1½ cents per bushel if delivered to a feeder in Area B in lots of more than 5,000 pounds or if delivered to any other person in Area B except a trucker-merchant in any quantity; or

(3) 1½ cents per bushel if delivered to any person other than a trucker-merchant in Area A in lots of not more than 5,000 pounds. *Provided*, That, if, in making delivery, you do your own hauling, and, therefore, your transportation cost is the hauling allowance set forth in section 5 (b) (10), and if the distance you haul the corn is more than 60 miles, you shall not add the extra markups provided in this paragraph. The additional markups in this paragraph will not be subject to the limitation on markups provided in section 12 of this supplement. However, if your delivery is to a trucker-merchant, your maximum price shall not exceed your maximum price as computed in paragraph (a).

5. Paragraph (d) of section 9 is amended to read as follows:

(d) *If delivery is made in less than carload quantities, after movement by rail or barge.* If your delivery, after any movement by rail or barge, is in a less than carload quantity, you shall add to your maximum price for a carload shipment, as computed in paragraph (a), your transportation cost, if any, and the appropriate one of the following markups:

(1) 5½ cents per bushel if delivered to a feeder in Area B in lots of not more than 5,000 pounds; or

(2) 1½ cents per bushel if delivered to a feeder in Area B in lots of more than 5,000 pounds or if delivered to any other person in Area B except a trucker-merchant in any quantity; or

(3) 1½ cents per bushel if delivered to any person other than a trucker-merchant in Area A in lots of not more than 5,000 pounds: *Provided*, That, if, in making delivery, you do your hauling and, therefore, your transportation cost is the hauling allowance set forth in section 5 (b) (10), and if the distance you haul the corn is more than 60 miles, you shall not add the extra markups provided in this paragraph. The additional markups in this paragraph will not be subject to the limitation on markups provided in section 12 of this supplement. However, if your delivery is to a trucker-merchant, your maximum price shall not exceed your maximum price as computed in paragraph (a).

6. Subparagraphs (i), (ii), (iii) and (iv) of section 10 (c) (4) are amended to read as follows:

(i) 2¾ cents per bushel if delivery is made in any of the following manners:

(1) To a feeder in Area A in lots of not more than 5,000 pounds,

(2) To a feeder in Area B in lots of more than 5,000 pounds,

(3) To a person other than a feeder or trucker-merchant in Area A in lots of not more than 5,000 pounds,

(4) To a person other than a feeder or trucker-merchant in Area B in any quantity.

(ii) 6¾ cents per bushel to a feeder in Area A in lots of not more than 5,000 pounds.

(iii) 1¼ cents per bushel for any other sale or delivery.

This amendment shall become effective 12:01 a. m. March 4, 1946.

Issued this 2d day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: March 1, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3471; Filed, Mar. 4, 1946; 4:57 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 2 to Rev. Supp. 5]

PROCESSED GRAINS FOR FEEDING AND MIXING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

1. The title of the regulation is changed to read "Processed Grains".

2. Section 2 (b) (5) is amended to read as follows:

(5) *Processed grains for human consumption.* This supplement shall not apply to processed grains manufactured for direct human consumption or for any purpose other than for feeding to animals or poultry or for mixing for that purpose or for brewing or distilling purposes.

3. Section 8 (b) (1) is amended to read as follows:

(1) You may take as your base price a base ingredient price for such grain which you are permitted to use under the provisions of Maximum Price Regulation 585 less any markup for a "country shipper" that may be included in such base price.

4. Section 8 (b) (5) is amended to read as follows:

(5) You may take as your base price the producer's price delivered to the processing plant of the particular kind of grain at the point at which you process it.

5. Paragraph (e) of section 10 is amended to read as follows:

(e) The applicable one of the following merchandising markups:

(1) For sales from the processing plant:

$2.00 per ton if sold to a feeder in carload quantities;
$3.00 per ton if sold to a feeder in less than a carload quantity;
$0.50 per ton if sold to any person other than a feeder in carload quantities;
$1.50 per ton if sold to any person other than a feeder in less than a carload quantity; or

(2) For sales from a warehouse, not located at your processing plant, into which you have unloaded the lot after transporting it from your processing plant:

$2.00 per ton if sold to a feeder in carload quantities;
$4.50 per ton if sold to a feeder in less than a carload quantity;
$0.50 per ton if sold to any person other than a feeder in carload quantities;
$3.00 per ton if sold to any person other than a feeder in less than a carload quantity; or

(3) For sales from a store into which you have unloaded the lot after transporting it from your warehouse not located at your processing plant:

$2.00 per ton if sold to a feeder in carload quantities;
$7.00 per ton if sold to a feeder in less than a carload quantity;
$0.50 per ton if sold to any person other than a feeder in carload quantities;
$3.00 per ton if sold to any person other than a feeder in less than a carload quantity.

This amendment shall become effective 12:01 a. m. March 4, 1946.

Issued this 2d day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: March 1, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3472; Filed, Mar. 4, 1946; 4:57 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 5 to Supp 6[1]]

GRAIN SORGHUMS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

[1] 10 F.R. 7673, 10123, 12045, 14505.

Supplement 6 to Food Products Regulation 2 is amended in the following respects:

1. Subdivisions (i) and (ii) of section 6 (a) are amended to read as follows:

(i) At any interior rail point in Area A, $2.22 per hundred plus the lowest domestic carload freight rate from Denver, Colorado, to the interior rail point nearest the farm where the lot of grain sorghums was grown.

(ii) At any interior rail point in Area B, $2.49 per hundred plus the lowest domestic carload freight rate from Kansas City, Missouri, to the interior rail point nearest the farm where the lot of grain sorghums was grown.

2. A new section 10a is added to read as follows:

SEC. 10a. *Pricing adjustments required by merchandisers and truck-merchants when base prices are increased or decreased.* Whenever base prices are increased or decreased subsequent to the date on which you purchased a lot of grain sorghums from your supplier, but prior to the date you resell such grain sorghums and such increase or decrease affects maximum prices for grain sorghums and your maximum price for such lot of grain sorghums is dependent upon your "supplier's maximum price" on the sale and delivery to you or your "withdrawal price," you shall, for the purpose of determining your maximum price on resale, increase or decrease your supplier's maximum price by the amount of such increase or decrease in the appropriate base price, or if your basis for determining your maximum price is your "withdrawal price", you shall, for the purpose of determining your maximum price on resale, increase or decrease to a similar extent the "price histories" of lots purchased prior to the effective date of such increase or decrease, and you shall then use such adjusted "price histories" in determining your withdrawal price.

3. Section 15 is amended to read as follows:

SEC. 15. *Maximum price for grain sorghums on futures contract markets.* For the purpose of establishing maximum prices for sales of grain sorghums on futures contract markets, the following shall be considered the terminal base price to which may be added the applicable markups provided for in section 5.1 of Food Products Regulation No. 2 which is otherwise made applicable to this supplement:

Kansas City, Mo..... $2.49 per hundred

4. In Table II, Appendix A, all listed prices per bushel are increased by nine cents.

This amendment shall become effective 12:01 a. m., March 4, 1946.

Issued this 2d day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 1, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3473; Filed, Mar. 4, 1946; 4:57 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3,[1] Amdt. 7]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Third Revised Ration Order 3 is amended in the following respects:

1. Section 17.1 (a) is amended by adding a new sentence at the end thereof to read as follows: "In addition, wherever not specifically required, any registering unit which is applying for an adjustment under the provisions of this article must also file a report of its inventory of sugar as of the date of the application for the adjustment. This report must be filed on OPA Form R-346 (Revised)."

2. Section 17.1 (b) is amended to read as follows:

(b) *Application by industrial users for adjustments in base-period use or allotments.* (1) An industrial user may apply for an adjustment in his base use or allotment when it is shown that:

(i) Fire, flood, strike or similar catastrophe or other circumstance affected his operation during the period from January 1, 1941, to January 1, 1942, and caused his use of sugar during that year to be less than it would otherwise have been; or

(ii) He invested, before April 20, 1942, in productive equipment (or facilities) which had not been installed in his plant available for use until after January 1, 1941, with the result that he used less sugar during his base period than he otherwise would have used.

(2) Application shall be made on OPA Form R-373 and filed with the District Office. The applicant must give all the information required by that form.

(3) A transferee of the person who had the establishment on April 20, 1942 may not apply under this section unless:

(i) He obtained the establishment by inheritance or will; or

(ii) The change in ownership is only as to the form of the business organization but the same parties both in interest and in number have the establishment at the time of application; or

(iii) He is a member of the immediate family of the transferor who was the owner or part owner of the establishment on April 20, 1942. (A member of the immediate family of the transferor includes father, son, mother, daughter, wife, husband, brother or sister); or

(iv) One or more of the owners of the establishment at the time of application for an adjustment is a person who had an ownership interest in the establishment continuously from April 20, 1942 to the date of application.

(4) A District Office may not approve an application filed under this section but must send the application, together with all other information received, including the entire file, to the Washington Office for decision.

(5) A person is not eligible to apply for an adjustment under this section for making or using:

[1] 11 F.R. 177.

(i) Jams, jellies, preserves, marmalades or fruit butters; or

(ii) A product for which a provisional allowance may be obtained.

3. The first sentence of section 17.3 (b) is amended to read as follows:

(b) Application shall be made on OPA Form R-365 and applicant shall give all the information required by that form. However, production figures required to be stated in answer to items 11, 12, 17, 23 and 24 on OPA Form R-365 may, at the option of the applicant, be for the entire year of 1941 instead of for a representative month as required by such form. In such case, the applicant must state on the form that the year 1941 is used.

4. Section 17.3 (c) is amended to read as follows:

(c) A transferee of the person who had the establishment on April 20, 1942 may not apply under this section unless:

(1) He obtained the establishment by inheritance or will; or

(2) The change in ownership is only as to the form of the business organization but the same parties both in interest and in number have the establishment at the time of application; or

(3) He is a member of the immediate family of the transferor who was the owner of the establishment on April 20, 1942. (A member of the immediate family of the transferor includes father, son, mother, daughter, wife, husband, brother or sister.); or

(4) One or more of the owners of the establishment at the time of application for an adjustment is a person who had an ownership interest in the establishment continuously from April 20, 1942 to the date of application.

5. Section 17.3 (d) (2) is amended to read as follows:

(2) Used a sugar-containing product for which a provisional allowance may be obtained in making his product or who makes a sugar-containing product for which a provisional allowance may be obtained.

6. Section 20.1 (d) is amended to read as follows:

(d) Unless otherwise specified by the Director, paragraph (b) shall not apply to raw sugar, turbinado sugar, plantation white sugar, high-washed sugar, Louisiana seconds sugar, invert sugar, liquid sugar, confectioners' sugar (powdered), or soft sugar in bulk, cube sugar, loaf sugar, cubelet sugar or tablet sugar; or to confectioners', brown and other specialty sugar in one or two pound packages, except fine granulated sugar; or to sugar refined or processed outside the continental United States.

This amendment shall become effective March 4, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 4th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3474; Filed, Mar. 4, 1946; 4:54 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[2d Rev. MPR 183,[1] Correction]

MAXIMUM PRICES IN PUERTO RICO

The second item listed in the first column of the schedule in section 4.26 (b) (1) is corrected to read "25-lb. container."

This correction shall become effective as of 12:01 a. m., February 10, 1946.

Issued this 5th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3518; Filed, Mar. 5, 1946; 11:43 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 604, Amdt. 1]

RYE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 604 is amended in the following respects:

1. Section 3.2 (a) is amended to read as follows:

(1) *Base prices at terminal base points.* Base prices per bushel, bulk, for rye at the following terminal base points shall be as follows:

Minneapolis, Minn	1.40
Duluth, Minn	1.40
Chicago, Ill	1.45
Milwaukee, Wis	1.45
Kansas City, Mo	1.38¼
Omaha, Nebr	1.38¼
Sioux City, Ia	1.38¼

2. In Table II of Appendix A all prices are increased by four cents.

This amendment shall become effective 12:01 a. m., March 4, 1946.

Issued this 2d day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 1, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3478; Filed, Mar. 4, 1946; 4:55 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S.O. 394, Corrected Amdt. 6]

PART 95—CAR SERVICE

FREE TIME ON REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 1st day of March A. D. 1946.

Upon further consideration of Service Order No. 394 (10 F.R. 15008), as amended (10 F.R. 15073, 15354; 11 F.R. 408, 1627, 1992) and good cause appearing therefor: *It is ordered*, That:

Service Order No. 394, as amended, be, and it is hereby, further amended by suspending subparagraph (1) of paragraph (c) *Computation of Time*, until further order of this Commission.

It is further ordered, That this amendment shall become effective at 7:00 a. m., March 2, 1946; that a copy of this order and direction shall be served upon each State commission and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3516; Filed, Mar. 5, 1946; 11:26 a. m.]

[1] 10 F.R. 7635, 8933, 9223, 9227, 10224, 10976, 11666, 11811, 12555, 12744, 12745, 12961, 13230, 14247, 15173; 11 F.R. 608, 799, 1101, 1406.

Notices

CIVIL AERONAUTICS BOARD.

[Docket No. SA-114]

ACCIDENT OCCURRING AT FAYETTEVILLE, GA.

AMENDED NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States Registry NC 41474 which occurred at Fayetteville, Georgia, on February 26, 1946.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said Act, in the above-entitled proceeding that hearing is hereby assigned to be held on Tuesday, March 5, 1946 at 9:30 a. m. (local time) at the Court House, Fayetteville, Georgia. This notice is amended to read that hearing is hereby assigned to be held on Friday, March 8, 1946 at 9:30 a. m. (local time) at the same place.

Dated at Washington, D. C., March 4, 1946.

ROBERT W. CHRISP,
Presiding Officer.

[F. R. Doc. 46-3482; Filed, Mar. 5, 1946; 10:24 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6142]

NEW MEXICO BROADCASTING CO. (KGGM)

NOTICE OF HEARING

In re application of New Mexico Broadcasting Co. (KGGM); date filed, September 10, 1945; for construction permit to increase power, installation of new transmitter and D. A. for night use; class of service, standard broadcast; class of station, standard broadcast; location,

[10 F.R. 7673, 10123, 12045, 14505.

Albuquerque, N. Mex.; operating assignment specified: Frequency, 590 kc; power, 1 kw. night, 5 kw. day; hours of operation, unlimited; Docket No. 6142; file No. B5–P–2918.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of San Bernardino Broadcasting Co., Inc., San Bernardino, Calif. (B5–P–3908, Docket 6811); Nevada Radio & Television Co., Reno, Nev. (B5–P–3832, Docket 6813); Lee Bros. Broadcasting Co. (KFXM), San Bernardino, Calif. (B5–P–4093, Docket 6812); The Star Broadcasting Co., Inc., Pueblo, Colo. (B5–P–3854, Docket 6814); and Southern Utah Broadcasting Co. (KSUB), Cedar City, Utah (B5–P–3854, Docket 6750), on the following issues:

1. To determine the applicant's technical, financial, and other qualifications to construct and operate Station KGGM as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station KGGM by the applicant and the character or other broadcast services available to those areas and populations.

3. To determine the areas and populations now receiving primary service from Station KVSF, which would also receive primary service from Station KGGM operating as proposed.

4. To determine the areas and populations which would receive primary service from both Station KGGM, operating as proposed herein, and Station KVSF operating as proposed in Docket 6143.

5. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

6. To determine whether the proposed operation of Station KGGM would involve objectionable interference with the service of any existing broadcast stations or with the service proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the operation of Station KGGM as proposed, would involve objectionable interference with Station XEHQ, Hermosillo, Mexico, and if so, the nature and extent thereof.

8. To determine whether the proposed installation and operation of Station KGGM would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

9. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

10. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: New Mexico Broadcasting Co., Inc., Radio Station KGGM, % A. R. Hebenstreit, Kimo Building, Fifth and Central Avenues, Albuquerque, N. Mex.

Dated at Washington, D. C., February 21, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3438; Filed, Mar. 4, 1946; 11:30 a. m.]

[Docket No. 6759]

SOUTHERN UTAH BROADCASTING CO. (KSUB)

NOTICE OF HEARING

In re application of Southern Utah Broadcasting Co. (KSUB); date filed January 17, 1945; for construction permit to change frequency, increase power, and install new transmitter; class of service, broadcast; class of station, broadcast; location, Cedar City, Utah; operating assignment specified: Frequency, 590 kc.; power, 250 w. night, 1 kw. day; hours of operation, unlimited; Docket No. 6759; file No. B5–P–3854.

You are hereby notified that the Commission has reexamined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of San Bernardino Broadcasting Co., Inc., San Bernardino, Calif. (File No. B5–P–3908, Docket No. 6811); Lee Bros. Broadcasting Co. (KFXM), San Bernardino, Calif. (File No. B5–P–4093, Docket No. 6812); Nevada Radio & Television Co., Reno, Nev. (File No. B5–P–3832, Docket No. 6813); New Mexico Broadcasting Co. (KGGM), Albuquerque, N. Mex. (File No. B5–P–2918, Docket No. 6142); and The Star Broadcasting Co., Inc., Pueblo, Colo. (File No. B5–P–4094, Docket No. 6814), on the following issues:

1. To determine the applicant's technical, financial, and other qualifications to construct and operate Station KSUB as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station KSUB by the applicant and the character or other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station KSUB would involve objectionable interference with the service of any existing broadcast stations or with the service proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station KSUB as proposed, would involve objectionable interference with Station XEHQ, Hermosillo, Mexico, and if so, the nature and extent thereof.

6. To determine whether the proposed installation and operation of Station KSUB would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Southern Utah Broadcasting Co., Radio Station KSUB, P. O. Box 811, West Second Street, Cedar City, Utah.

Dated at Washington, D. C., February 21, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3428; Filed, Mar. 4, 1946; 11:29 a. m.]

[Docket No. 6811]

SAN BERNARDINO BROADCASTING CO., INC.

NOTICE OF HEARING

In re application of San Bernardino Broadcasting Co., Inc. (NEW); date filed, August 9, 1945; for construction permit; class of service, broadcast; class of station, broadcast; location, San Bernardino, Calif.; operating assignment specified: frequency, 590 kc.; power, 1 kw. night,[1] 1 kw. day;[1] hours of operation, unlimited; Docket No. 6811; File No. B5–P–3908.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Lee Brothers Broadcasting Company (KFXM), San Bernardino, Calif. (File No. B5–P–4093; Docket No. 6812); Nevada Radio and Television Company, Reno, Nev. (File No. B5–P–3832; Docket No. 6813); New Mexico Broadcasting Company (KGGM) (File No. B5–P–2918; Docket No. 6142), Albuquerque, N. Mex., Southern Utah Broadcasting Company (KSUB) (File No. B5–P–3854; Docket No. 6759), Cedar City, Utah; and The Star Broadcasting Company, Inc. (File No. B5–P–4094; Docket No. 6814), Pueblo, Colo., on the following issues:

[1] DA—night and day.

1. To determine the legal, technical, financial, and other qualifications of applicant, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station or with the service proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the applicant's station as proposed, would involve objectionable interference with Station XEHQ, Hermosillo, Mexico, and, if so, the nature and extent thereof.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with existing Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: San Bernardino Broadcasting Co., Inc., % H. M. Bingham, 921 Tower Building, Washington 5, D. C.

Dated at Washington, D. C., February 21, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3430; Filed, Mar. 4, 1946; 11:29 a. m.]

[Docket No. 6812]

LEE BROS. BROADCASTING CO. (KFXM)

NOTICE OF HEARING

In re application of J. C. Lee and E. W. Lee (Lee Bros. Broadcasting Company) (KFXM), date filed October 5, 1945, for construction permit to change freq., increase power, install new transmitter and D. A. for night use and ch. trans. location; class of service, standard broadcast; class of station, standard broadcast; location, San Bernardino, California; operating assignment specified: frequency, 590 kc; power, 1 kw night,[1] 1 kw day; hours of operation, unlimited; Docket No. 6812; File No. B5–P–4093.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of San Bernardino Broadcasting Co., Inc., San Bernardino, California (B5–P–3908, Docket 6811); Nevada Radio & Television Co., Reno, Nevada (B5–P–3832, Docket 6813); New Mexico Broadcasting Co. (KGGM), Albuquerque, New Mexico (B5–P–2918, Docket 6142); The Star Broadcasting Co., Inc., Pueblo, Colorado (B5–P–3854, Docket 6814); and Southern Utah Broadcasting Company (KSUB), Cedar City, Utah (B5–P–3854, Docket 6759), on the following issues:

1. To determine the applicant's technical, financial and other qualifications to construct and operate Station KFXM as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station KFXM by the applicant and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station KFXM would involve objectionable interference with the service of any existing broadcast stations or with the service proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed installation and operation of Station KFXM would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: J. C. Lee and E. W. Lee (Lee Bros. Broadcasting Company), 512 5th Street, California Hotel, San Bernardino, California.

Dated at Washington, D. C., February 21, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3431; Filed, Mar. 4, 1946; 11:29 a. m.]

[Docket No. 6813]

NEVADA RADIO AND TELEVISION CO.

NOTICE OF HEARING

In re application of Nevada Radio and Television Company (New), date filed, December 19, 1944, for construction permit; class of service, broadcast; class of station, broadcast; location, Reno, Nevada; operating assignment specified: frequency, 590 kc; power, 1 kw night, 1 kw day; hours of operation, unlimited; Docket No. 6813; File No. B5–P–3832.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of San Bernardino Broadcasting Company, Inc., San Bernardino, California (File No. B5–P–3908; Docket No. 6811); Lee Brothers Broadcasting Company (KFXM), San Bernardino, California (File No. B5–P–4093; Docket No. 6812); New Mexico Broadcasting Company (KGGM) (File No. B5–P–2918; Docket No. 6142); Albuquerque, New Mexico; The Star Broadcasting Company, Inc. (File No. B5–P–4094; Docket No. 6814) Pueblo, Colorado; and Southern Utah Broadcasting Company (KSUB) (File No. B5–P–3854; Docket No. 6759), Cedar City, Utah, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of applicant, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the serv-

[1] D–A night.

ice of any existing broadcast station or with the service proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the applicant's station as proposed, would involve objectionable interference with Station XEHQ, Hermosillo, Mexico, and, if so, the nature and extent thereof.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with existing Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Nevada Radio and Television Company, c/o E. W. Miller, 511 North Carson Street, Carson City, Nevada.

Dated at Washington, D. C., February 21, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3433; Filed, Mar. 4, 1946; 11:29 a. m.]

[Docket No. 6814]

STAR BROADCASTING CO., INC.

NOTICE OF HEARING

In re application of The Star Broadcasting Company, Inc. (New), date filed October 8, 1945, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Pueblo, Colorado; operating assignment specified: Frequency, 590 kc; power, 1 kw. night,[1] 1 kw. day; hours of operation, unlimited; Docket No. 6814; File No. B5-P-4094.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of San Bernardino Broadcasting Company, Inc., San Bernardino, California (File No. B5-P-3908; Docket No. 6811); Lee Bros. Broadcasting Company (KFXM), San Bernardino, California (File No. B5-P-4093; Docket No. 6812); Nevada Radio and Television Company, Reno, Nevada (File No. B5-P-3832; Docket No. 6813); New Mexico Broadcasting Company (KGGM), Albuquerque, New Mexico (File No. B5-P-2918; Docket No. 6142); and Southern Utah Broadcasting Company, (KSUB), Cedar City, Utah (File No. B5-P-3854; Docket No. 6759), on the following issues:

1. To determine the legal, technical, financial, and other qualifications of applicant, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station or with the service proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the applicant's station, as proposed, would involve objectionable interference with Station XEHQ, Hermosillo, Mexico, and, if so, the nature and extent thereof.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with existing Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: The Star Broadcasting Company, Inc., c/o Frank S. Hoag, Sr., 211 West 5th Street, Pueblo, Colo.

Dated at Washington, D. C., February 21, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3429; Filed, Mar. 4, 1946; 11:29 a. m.]

[Docket No. 7322]

RADIO STATION WSOC, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Radio Station WSOC, Incorporated (WSOC), Charlotte, North Carolina; for construction permit; Docket No. 7322; File No. B3-P-3818.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of February, 1946.

The Commission having under consideration an application for construction permit (File No. B3-P-3818, Docket No. 7322) filed by Radio Station WSOC, Incorporated, Charlotte, North Carolina, to change frequency of station WSOC from 1240 kc. to 1550 kc., to increase power from 250 watts to 50 kw., and to employ a directional attenna at night:

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits (File No. B4-P-3822, Docket No. 7323) of Radio Springfield Inc.; (File No. B3-P-4257, Docket No. 7324) of Atlanta Radio Enterprises, Inc.: (File No. B1-P-4347, Docket No. 7325) of the Hampden-Hampshire Corporation; and (File No. B4-P-4349, Docket No. 7326) of WCBS, Inc., upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with Class I–B station using 1550 kc, 50 kw, U assigned by NARBA to Ontario, Canada, the nature and extent of any such interference, the areas and populations affected thereby, and nature of other broadcast service to such areas and populations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3425; Filed, Mar. 4, 1946; 11:28 a. m.]

[Docket 7323]

RADIO SPRINGFIELD, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Radio Springfield, Inc., Springfield, Illinois; for construction permit; Docket No. 7323; File No. B4-P-3822.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of February 1946;

The Commission having under consideration an application for construction permit (File No. B4-P-3822, Docket No. 7323) filed by Radio Springfield, Inc., for a new standard broadcast station at Springfield, Illinois;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits (File No. B3-P-3818, Docket No. 7322) of Radio Station WSOC, Incorporated; (File No. B3-P-4257, Docket No. 7324) of Atlanta Radio Enterprises, Inc.; (File No. B1-P-4347, Docket No. 7325) of the Hampden-Hampshire Corporation; and (File No. B4-P-4349, Docket No. 7326) of WCBS, Inc., upon the following issues;

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station, and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service in U. S. or Mexico, the nature and extent of any such interference, the areas and populations in the United States affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with Class I–B station using 1550 kc, 50 kw, U assigned by NARBA to Ontario, Canada the nature and extent of any such interference, the areas and populations affected thereby, and nature of other broadcast service to such areas and populations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3426; Filed, Mar. 4, 1946; 11:28 a. m.]

[Docket No. 7324]

ATLANTA RADIO ENTERPRISES, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Atlanta Radio Enterprises, Inc., Atlanta, Georgia, for construction permit; Docket No. 7324; File No. B3-P-4257.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of February 1946;

The Commission having under consideration an application for construction permit (File No. B3-P-4257, Docket No. 7324) of Atlanta Radio Enterprises, Inc., for a new standard broadcast station at Atlanta, Georgia;

It is ordered, That this application be designated for hearing in a consolidatel proceeding with the applications for construction permits (File No. B3-P-3818, Docket No. 7322) of Radio Station WSOC, Incorporated; (File No. B4-P-3822, Docket No. 7323) of Radio Springfield, Inc.; (File No. B3-P-4257, Docket No. 7324) of Atlanta Radio Enterprises, Inc.; (File No. B1-P-4347, Docket No. 7325) of the Hampden-Hampshire Corporation; and (File No. B4-P-4349, Docket No. 7326) of WCBS, Inc., upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of applicant, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, the nature and extent of any such interference the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with Class I–B station using 1550 kc, 50 kw, U assigned by NARBA to Ontario, Canada the nature and extent of any such interference, the areas and populations affected thereby, and the nature of other broadcast service to such areas and populations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3424; Filed, Mar. 4, 1946; 11:28 a. m.]

[Docket No. 7326]

WCBS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of WCBS, Inc., Decatur, Illinois; for construction permit; Docket No. 7326; File No. B4-P-4349.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of February, 1946;

The Commission having under consideration an application for construction permit (File No. B4-P-4349, Docket No. 7326) of WCBS, Inc., for a new standard broadcast station at Decatur, Illinois;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits (File No. B3-P-3818, Docket No. 7322) of Radio Station WSOC, Incorporated; (File No. B4-P-3822, Docket No. 7323) of Radio Springfield, Inc.; (File No. B3-P-4257, Docket No. 7324) of Atlanta Radio Enterprises, Inc.; and (File No. B1-P-4347, Docket No. 7325) of the Hampden-Hampshire Corporation, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service in United States or Mexico, the nature and extent of any such interference, areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with Class I–B station using 1550 kc, 50 kw, U assigned by NARBA to Ontario, Canada, the nature and extent of any such interference, the areas and populations affected thereby, and the nature of other

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broadcast service to such areas and populations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3427; Filed, Mar. 4, 1946; 11:28 a. m.]

[Docket No. 7329]

CAPITAL CITY BROADCASTING CORP.

NOTICE OF HEARING

In re application of Capital City Broadcasting Corporation (New), date filed December 13, 1945, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Baton Rouge, Louisiana; operating assignment specified: Frequency, 550 kc; power, 1 kw night,[1] 1 kw day; hours of operation, unlimited; Docket No. 7329; File No. B3-P-4433.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Radiophone Broadcasting Station WOPI, Inc. (WOPI), Bristol, Tennessee, (File No. B3-P-3608, Docket No. 6661); The Constitution Publishing Company, Atlanta, Georgia, (File No. B3-P-4086, Docket No. 6802); Shenandoah Valley Broadcasting Corporation, (WSVA), Harrisonburg, Virginia, (File No. B2-P-3753, Docket No. 6804); Booth Radio Stations, Inc., Saginaw, Michigan, (File No. B2-P-4088, Docket No. 6805); Federated Publications, Inc., Lansing, Michigan, (File No. B2-P-4010, Docket No. 6806); WJIM, Inc. (WJIM), Lansing, Michigan, (File No. B2-P-4087, Docket No. 6807); Frank C. Carmen, David G. Smith, Jack L. Powers and Grant R. Wrathall, d/b as Montana Broadcasting and Television Company, Anaconda, Montana, (File No. B5-P-3993, Docket No. 6808); The Pulitzer Publishing Company, (KSD), St. Louis, Missouri, (File No. B4-P-4089, Docket No. 6809) and Public Service Broadcasting Corporation, Knoxville, Tennessee (File No. B3-P-4434, Docket No. 7330), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in these proceedings are hereby amended to include the application of Capital City Broadcasting Corporation, (File No. B3-P-4433).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Capital City Broadcasting Corporation, c/o John C. McCormack, 1849 North Street, P. O. Box 1950, Baton Rouge, Louisiana.

Dated at Washington, D. C., February 21, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3435; Filed, Mar. 4, 1946; 11:30 a. m.]

[Docket No. 7330]

PUBLIC SERVICE BROADCASTING CORP.

NOTICE OF HEARING

In re application of Public Service Broadcasting Corporation (new), date filed January 8, 1946, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Knoxville, Tennessee; operating assignment specified: Frequency, 550 kc; power, 1 kw night,[1] 1 kw day; [1] hours of operation, unlimited; Docket No. 7330; File No. B3-P-4434.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of The Constitution Publishing Co., Atlanta, Georgia (File No. B3-P-4086, Docket No. 6802); Booth Radio Stations, Inc., Saginaw, Michigan (File No. B2-P-4088, Docket No. 6805); Federated Publications, Inc., Lansing, Michigan (File No. B2-P-4010, Docket No. 6806); WJIM, Inc. (WJIM), Lansing, Michigan (File No. B2-P-4087, Docket No. 6807); Montana Broadcasting and Television Co., Anaconda, Montana (File No. B5-P-3993, Docket No. 6808); Pulitzer Publishing Co. (KSD), St. Louis, Missouri, (File No. B4-P-4089, Docket No. 6809); Radiophone Broadcasting Station WOPI, Inc. (WOPI), Bristol, Tennessee (File No. B3-P-3608, Docket No. 6661), S. B. Quigley (WMOB), Mobile, Alabama (File No. B2-P-4484, Docket No. 7402); Millard Eidson (KCRS), Midland, Texas (File No. B3-P-4474, Docket No. 7215); Capital City Broadcasting Corporation, Baton Rouge, Louisiana (File No. B3-P-4433, Docket No. 7329); Public Service Broadcasting Corporation, Knoxville, Tennessee (File No. B3-P-4434, Docket No. 7330); Oregon State Agricultural College (KOAC) (File No. B5-ML-1228, Docket No. 7406); Atlantic Radio Corporation (File No. B1-P-4372, Docket No. 7404); Radio Station WDEV (File No. B1-P-4492, Docket No. 7405), on the following issues:

1. To determine the technical, financial and other qualifications of the applicant corporation and of its officers, directors and stockholders to construct and operate Station WKRC as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station WKRC and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station WKRC would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station WKRC would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the proposed operation of Station WKRC would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in

[1] D. A.—night and day.

Public Service Broadcasting Corporation, (File No. B3-P-4434).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Comission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Public Service Broadcasting Corporation, c/o Charles H. Davis, President, P. O. Box 2367, Allen Farm, Third Creek Lane, Knoxville, Tennessee.

Dated at Washington, D. C. February 21, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3436; Filed, Mar. 4, 1946; 11:30 a. m.]

[Docket No. 7360]

NEW ENGLAND BROADCASTING CO.

NOTICE OF HEARING

In re application of New England Broadcasting Co. (New), date filed, October 5, 1945, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Worcester, Massachusetts; operating assignment specified: Frequency, 1230 kc; power, 250 w; hours of operation, unlimited; Docket No. 7360; File No. B1-P-4196.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Bernard Lee Blum, Waterbury, Connecticut (File No. B1-P-4079; Docket No. 6854); Mitchell G. Meyers, Ruben E. Aronheim, and Milton H. Meyers, a partnership, Waterbury, Connecticut (File No. B1-P-4083; Docket No. 6855); Associated Electronic Enterprises, Woonsocket, R. I. (File No. B1-P-14111; Docket No. 6857); and Norwich Broadcasting Company, a partnership composed of H. Ross Perkins and J. Eric Williams, Norwich, Connecticut (File No. B1-P-3870; Docket No. 6858), on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and standards of good engineering practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bills of Particulars heretofore issued in these proceedings are hereby amended to include the application of New England Broadcasting Company (File No. B1-P-4196; Docket No. 7360).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: New England Broadcasting Company, 914 Park Building, Worcester, Mass.

Dated at Washington, D. C., February 13, 1946.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3437; Filed, Mar. 4, 1946; 11:30 a. m.]

[Docket No. 7401]

CINCINNATI TIMES STAR CO. (WKRC)

NOTICE OF HEARING

In re application of Cincinnati Times Star Company (WKRC), date filed February 8, 1946, for construction permit to increase power, install new transmitter and directional antenna for night use, and change transmitter location; class of service, standard broadcast; class of station, Standard Broadcast; location, Cincinnati, Ohio; operating assignment specified: Frequency, 550 kc; power, 5 kw night [1] 5 kw day; [1] hours of operation, unlimited; Docket No. 7401; File No. B2-P-4483.

You are hereby notified that the Commission has examined the application in

[1] D. A.—night and day.

this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in Dockets Nos. 6802, 6803, 6805, 6807, 6808, 6809, 6661, 7329 and 7330 are amended to include the application of Cincinnati Times Star Company, Cincinnati, Ohio (File No. B2–P–4483, Docket No. 7401).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Cincinnati Times-Star Company, Radio Station WKRC, 800 Broadway, Cincinnati, Ohio.

Dated at Washington, D. C.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3432; Filed, Mar. 4, 1946; 11:29 a. m.]

[Docket No. 7402]

S. B. QUIGLEY (WMOB)

NOTICE OF HEARING

In re application of S. B. Quigley (WMOB); date filed, January 22, 1946; for construction permit to change frequency, increase power, install new transmitter and directional antenna and change transmitter; class of service, standard broadcast; class of station, standard broadcast; location, Mobile, Alabama; operating assignment specified; frequency, 550 kc; power, 1 kw night[1], 1 kw day[1]; hours of operation, unlimited; Docket No. 7402; File No. B3–P–4484.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of The Constitution Publishing Co., Atlanta, Georgia (File No. B3–P–4086, Docket No. 6802); Booth Radio Station, Inc., Saginaw, Michigan (File No. B2–P–4088, Docket No. 6805); Federated Publications, Inc., Lansing, Michigan (File No. B2–P–4010, Docket No. 6806); WJIM, Inc. (WJIM), Lansing, Michigan (File No. B2–P–4087, Docket No. 6807); Montana Broadcasting and Television Co., Anaconda, Montana (File No. B5–P–3993, Docket No. 6808); Pulitzer Publishing Co. (KSD), St. Louis, Missouri, (File No. B4–P–4089, Docket No. 6809); Radiophone Broadcasting Station WOPI, Inc. (WOPI), Bristol, Tennessee (File No. B3–P–3608, Docket No. 6661); Cincinnati Times Star Co. (WKRC), Cincinnati, Ohio (File No. B2–P–4483, Docket No. 7401); Millard Eidson (KCRS), Midland, Texas (File No. B3–P–4474, Docket No. 7215); Capital City Broadcasting Corporation, Baton Rouge, Louisiana (File No. B3–P–4433, Docket No. 7329) Public Service Broadcasting Corporation, Knoxville, Tennessee (File No. B3–P–4434, Docket No. 7330), Oregon State Agricultural College (KOAC) (File No. B5–ML–1228; Docket No. 7406), Corvallis, Oregon; Atlantic Radio Corporation (File No. B1–P–4372, Docket No. 7404); and Radio Station WDEV (File No. B1–P–4492, Docket No. 7405), on the following issues:

1. To determine the technical, financial and other qualifications of the applicant to construct and operate Station WMOB as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station WMOB and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station WMOB would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station WMOB would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the proposed operation of Station WMOB would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in Dockets Nos. 6802, 6805, 6806, 6807, 6809, 6661, 7329 and 7330 are amended to include the application of S. B. Quigley, Mobile, Alabama, File No. B3–P–4484, Docket No. 7402).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: S. B. Quigley, 600 St. Louis Street, Mobile, Alabama.

Dated at Washington, D. C., February 21, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3434; Filed, Mar. 4, 1946; 11:29 a. m.]

[Docket Nos. 7175, 7176, 7393]

CHESTER E. DALY ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING AND AMENDING ISSUES

In re application of Chester E. Daly, Cleveland, Ohio; Docket No. 7175, File No. B2–P–3994; Samuel R. Sague, Cleveland Heights, Ohio; Docket No. 7176, File No. B2–P–4377; Cuyahoga Broadcasting Company, Cleveland, Ohio; Docket No. 7393, File No. B2–P–4468; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of February 1946;

The Commission having under consideration the above-listed application of Cuyahoga Broadcasting Company for construction permit to erect a new standard broadcast station at Cleveland, Ohio;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the above-listed applications of Chester E. Daly (Docket No. 7175, File No. B2–P–3994) and Samuel R. Sague (Docket No. 7176, File No. B2–P–4377) upon the issues set forth in the Commission's order of January 30, 1946, designating these applications for hearing;

It is further ordered, That Issue No. 6 in said order of January 30, 1946, is hereby amended to read:

To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3508; Filed, Mar. 5, 1946; 11:10 a. m.]

[Docket No. 7397]

THEODORE GRANIK

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re Application of Theodore Granik, Washington, D. C., for construction permit; Docket No. 7397, File No. B1–PH–815.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 13th day of February, 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Washington, D. C.;

It is ordered, That this application be designated for hearing to be consolidated with the hearings on the applications of Marcus Loew Booking Agency *et al.* (Dockets No. 7189–7201 inclusive) for construction permits for new FM metropolitan broadcast stations in Washington, D. C., scheduled to be heard on March 11, 1946, in Washington, D. C. upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the order heretofore issued in the consolidated proceedings for Docket Nos. 7189–7201 inclusive be and it is hereby amended to include the application of Theodore Granik, Washington, D. C. (File No. B1–PH–815, Docket No. 7397).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3509; Filed, Mar. 5, 1946; 11:10 a. m.]

[Docket Nos. 7394–7396]

TIMES-WORLD CORP. ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Times-World Corporation, Roanoke, Virginia; for construction permit; Docket No. 7394, File No. B2–PH–388; Roanoke Broadcasting Corporation, Roanoke, Virginia; for construction permit; Docket No. 7395, File No. B2–PH–477; Piedmont Broadcasting Corporation, Danville, Virginia; for construction permit; Docket No. 7396, File No. B2–PH–495.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of February 1946;

The Commission having under consideration the above-entitled applications for construction permits for new FM broadcast stations in Roanoke and Danville, Virginia;

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicants to construct and operate the proposed stations.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed stations.

4. To determine whether a grant of these applications would be consistent with § 3.230 of the Commission's rules.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3510; Filed, Mar. 5, 1946; 11:10 a. m.]

[Docket No. 7215]

MILLARD EIDSON

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Millard Eidson, independent executor of the estate of Clarence Scharbauer, deceased (KCRS), Midland, Texas; for construction permit; Docket No. 7215, File No. B3–P–4474.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of February, 1946;

The Commission having under consideration a petition of Millard Eidson, Independent Executor of the Estate of Clarence Scharbauer, Deceased, Midland, Texas, requesting that his application for a construction permit to change the frequency of KCRS to 550 kc., increase power to 5 kw., with directional antenna, be designated for hearing in the consolidated proceedings now set for other applications requesting the use of 550 kc.;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the applications of Radiophone Broadcasting Station WOPI, Inc. (WOPI), Bristol, Tennessee (File No. B3–P–3608; Docket No. 6661); The Constitution Publishing Company, Atlanta, Georgia (File No. B3–P–4086; Docket No. 6802); Booth Radio Stations, Inc., Saginaw, Michigan (File No. B2–P–4088; Docket No. 6805); Federated Publications, Inc., Lansing, Michigan (File No. B2–P–4010; Docket No. 6806); WJIM, Incorporated (WJIM), Lansing, Michigan (File B2–P–4087); Docket No. 6807); Frank C. Carman et al, d/b as Montana Broadcasting and Television Company, Anaconda, Montana (File No. B5–P–3993; Docket No. 6808); and the Pulitzer Publishing Company, St. Louis, Missouri (KSD) (File No. B4–P–4089; Docket No. 6809); Sunshine Broadcasting Company (KTSA), San Antonio, Texas (File No. B3–P–4399; Docket No. 7174); Capital City Broadcasting Corp., Baton Rouge, Louisiana (File No. B3–P–4433; Docket No. 7329); Public Service Broadcasting Corporation (File No. B3–P–4434; Docket No. 7330), Knoxville, Tennessee, and Buffalo Broadcasting Corporation (WGR), Buffalo, New York (File No. B1–P–4424, Docket No. 7122), to be held at Washington, D. C., on February 25, 26, 27, 28, March 1, 4, 5, 6, 7, and 8, 1946, upon the following issues:

1. To determine the applicant's technical financial, and other qualifications to construct and operate Station KCRS as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station KCRS by the applicant and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station KCRS would involve objectionable interference with any existing broadcast stations, and if so the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station KCRS would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the proposed installation and operation of Station KCRS would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applicants in this consolidated proceeding should be granted.

It is further ordered, That the orders heretofore issued in the consolidated proceedings for Dockets Nos. 6661, 6802, 6805, 6806, 6807, 6808, 6809, 7174, 7329, 7330 and 7122 be and they are hereby amended to include the application of Millard Eidson, Independent Executor of the Estate of Clarence Scharbauer, Deceased (KCRS), Midland, Texas (File No. B3–P–4474; Docket No. 7215).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3511; Filed, Mar. 5, 1946; 11:10 a. m.]

[Docket No. 7392]

EMPIRE NEWSPAPERS-RADIO, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Empire Newspapers-Radio, Inc., Endicott, New York; for construction permit; Docket No. 7392; File No. B1–P–4470.

At a meeting of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of February, 1946;

The Commission having under consideraiton the petition of Empire Newspapers-Radio, Inc., Endicott, New York, requesting that its application for construction permit for a new standard AM broadcast station at Endicott, New York, using 1450 kc, 250 w, U, be designated for hearing in a consolidated proceeding:

It is ordered, That the petition be, and it is hereby, granted, and the application of Empire Newspapers-Radio, Inc. (File No. B1–P–4470, Docket No. 7392), be, and it is hereby designated for hearing in consolidation with the applications of Thomas J. Watson (File No. B1–P–1679, Docket No. 4550) and James R. Meachem (File No. B1–P–4274, Docket No. 7121), on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the

[1] D.A.—night and day.

applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be, and they are hereby amended to include the application of Empire Newspapers-Radio Inc. (File No. B1–P–4470, Docket No. 7392).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3512; Filed, Mar. 5, 1946; 11:10 a. m.]

[Docket 6885]

UNITED BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of United Broadcasting Company, Ogden, Utah; for construction permit; Docket No. 6885, File No. B5–P–4107.

At a meeting of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of February 1946;

The Commission having under consideration the petition of United Broadcasting Company, Ogden, Utah, requesting that its application for construction permit for a new standard AM broadcast station at Ogden, Utah, using 1490 kc, 250 w, U, be designated for hearing in a consolidated proceeding:

It is ordered, That the petition be, and it is hereby, granted, and the application of United Broadcasting Company (File No. B5–P–4107, Docket No. 6885) be, and it is hereby, designated for hearing in consolidation with the application of Telegram Publishing Company (File No. B5–P–4180, Docket No. 7067) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be, and they are hereby amended, to include the application of United Broadcasting Company (File No. B5–P–4117, Docket No. 6885).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3513; Filed, Mar. 5, 1946; 11:10 a. m.]

[Docket No. 7122]

BUFFALO BROADCASTING CORP. (WGR)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Buffalo Broadcasting Corporation (WGR), Buffalo, New York, for construction permit; Docket No. 7122, File No. B1–P–4424.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of February 1946;

The Commission having under consideration the petition of Buffalo Broadcasting Corporation (WGR), Buffalo, New York requesting that its application for a construction permit to increase its nighttime power and to modify its directional antenna be designated for hearing in a consolidated proceeding with other applications requesting the use of 550 kc;

It is ordered, That the said petition be, and it is hereby granted and the application of Buffalo Broadcasting Corporation (WGR) (File No. B1–P–4424, Docket No. 7122) is hereby designated for hearing in Washington, D. C., February 25, to March 8, 1946, in consolidation with the applications of (a) Radiophone Broadcasting Station WOPI, Inc. (WOPI) (File No. B3–P–3608, Docket No. 6661), Bristol, Tennessee; (b) The Constitution Publishing Co. (File No. B3–P–4086, Docket No. 6802), Atlanta, Georgia; (c) Booth Radio Stations, Inc. (File No. B2–P–4088, Docket No. 6805), Saginaw, Michigan; (d) Federated Publications, Inc. (File No. B2–P–4010, Docket No. 6806), Lansing, Michigan; (e) WJIM, Inc. (WJIM) (File No. E2–P–4087, Docket No. 6807), Lansing, Michigan; (f) Frank C. Carman, David G. Smith, Jack L. Powers, and Grant R. Wrathall, d/b as Montana Broadcasting and Television Company (File No. B5–P–3993, Docket No. 6808), Anaconda, Montana; (g) The Pulitzer Publishing Co. (KSD) (File No. B4–P–4089, Docket No. 6809), St. Louis, Missouri; (h) Capital City Broadcasting Corp. (File No. B3–P–4433, Docket No. 7329), Baton Rouge, Louisiana; (i) Public Service Broadcasting Corporation (File No. B3–P–4434, Docket No. 7330), Knoxville, Tennessee; (j) Sunshine Broadcasting Company (KTSA) (File No. B3–P–4399, Docket No. 7174) San Antonio, Texas; and (k) Millard Eidson, Independent Executor of the Estate of Clarence Scharbauer, deceased (KCRS) (File No. B3–P–4474, Docket No. 7215), Midland, Texas, upon the following issues:

1. To determine the technical, financial and other qualifications of the applicant corporation and of its officers, directors and stockholders to construct and operate Station WGR as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station WGR and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station WGR would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station WGR would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the proposed operation of Station WGR will be consistent with the Commission's rules and Standards of Good Engineering Practice.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bills of particulars heretofore issued in these proceedings are amended to include the application of Buffalo Broadcasting Corporation (WGR) (File No. B1–P–4424, Docket No. 7122), Buffalo, New York.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3514; Filed, Mar. 5, 1946; 11:11 a. m.]

[Docket No. 7388]

METHODS OF DELIVERY OF TELEGRAMS

ORDER ENLARGING SCOPE OF INVESTIGATION AND STATING CERTAIN ISSUES

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 15th day of February, 1946;

The Commission, having under consideration its order of February 7, 1946, in this proceeding; and having also under consideration information that The Western Union Telegraph Company has followed practices of delivering telegrams by the United States mails within communities served by it; and of delivering telegrams by telephone to unauthorized third persons other than the addressee, and information that The Western Union Telegraph Company has, on occasions, used special "couriers," and that Western Union and other telegraph carriers have also, on occasions, used the United States mails, for the handling of telegrams between cities within the United States; and

It appearing, that such practices as may have been followed in these respects may be contrary to, or may not be provided for in, the tariffs of the various telegraph carriers on file with the Commission, in violation of Section 203 of the Communications Act of 1934;

It further appearing, that such practices may be unjust and unreasonable, and contrary to the Communications Act of 1934, as amended; and

It further appearing, that the practice of The Western Union Telegraph Company of delivering telegrams by telephone to unauthorized third persons other than the addressee may be in violation of section 605 of the Communications Act of 1934, as amended;

It is ordered, That the order of February 7, 1946, in Docket No. 7388, be, and it is hereby, amended to provide for an investigation into the matter of the practices of The Western Union Telegraph Company and the other telegraph carriers subject to the Communications Act of 1934, as amended, with respect to the delivery of telegrams by means other than messenger or tie-line, and the forwarding of telegrams between cities within the United States by means of special "courier" or by the United States mail;

It is further ordered, That without limiting the scope of the investigation, the hearing shall include consideration of the following issues:

(1) Whether the above-mentioned practices are just and reasonable, within the requirements of the Communications Act of 1934, as amended;

(2) Whether the above-mentioned practices are contrary to sections 203 or 605 of the Communications Act;

(3) Whether any new tariff provisions should be filed with the Commission with respect to the matters involved herein; and if so, the nature of such provisions;

It is further ordered, That all of the telegraph carriers subject to the Communications Act of 1934, as amended, be, and they are hereby, made party respondents in this proceeding; that the hearing on the matters involved in this docket presently scheduled herein for February 18, 1946, be, and it is hereby, continued to April 8, 1946; and that the respondents shall file their answers herein no later than March 18, 1946;

It is further ordered, That a copy of this order shall be served upon all telegraph carriers subject to the Communications Act of 1934, as amended, the American Communications Association-C. I. O., and the Commercial Telegraphers Union-A. F. L.; and that the American Communications Association and the Commercial Telegraphers Union be, and they are hereby, allowed to intervene and participate fully as parties intervener herein.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-3515; Filed, Mar. 5, 1946; 11:11 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-666]

PENN-YORK NATURAL GAS CORP.

NOTICE OF APPLICATION

MARCH 4, 1946.

Notice is hereby given that on September 26, 1945, an application was filed with the Federal Power Commission by Penn-York Natural Gas Corporation (Applicant), a corporation organized under the laws of the Commonwealth of Pennsylvania, and authorized to do business in the State of New York and the State of Kentucky, for permission and approval under section 7 (b) of the Natural Gas Act to abandon certain facilities hereinafter described.

Applicant by letter of agreement with Empire Gas & Fuel Co., Ltd., dated October 15, 1942, agreed for the loan of natural gas during peak load periods of the winter of 1942–1943 through a connection located in the town of Independence, Allegany County, New York; that on February 17, 1943, Applicant made application by telegram to the Federal Power Commission for a certificate of public convenience and necessity under section 7 of the Natural Gas Act, as amended, for carrying on the project outlined in said letter of agreement; that on February 23, 1943, the Federal Power Commission granted temporary authorization for the operation of said connection; that on March 1, 1943, Applicant made application to the Federal Power Commission for a temporary certificate of public convenience and necessity to make the said connection. Applicant transported the said natural gas so delivered to it by said Empire Gas & Fuel Co., Ltd., to the lines of the Republic Light, Heat & Power Co., Inc., located in the towns of Alden and Sheridan in Erie and Chautauqua Counties, New York, respectively.

The application further states that on November 29, 1943, Applicant and said Empire Gas & Fuel Co., Ltd., by letter form of agreement entered into the same agreement and arrangements for the winter of 1943–1944 as was covered by the previous agreement; that on December 6, 1943, an application was filed by Applicant with the Federal Power Commission for a temporary certificate of public convenience and necessity under section 7 of the Natural Gas Act, as amended, covering the identical situation as the previous application, except that the term of service covered the winter of 1943–1944.

The facilities which Applicant seeks permission and approval to abandon are described as follows: Three and four inch line of approximately 4,000 feet, together with meter house and orifice meter, all located in the town of Independence, Allegany County, New York.

Applicant further states that the agreements between it and Empire Gas & Fuel Co., Ltd., have expired; that Applicant has no further use for the said facilities sought to be abandoned.

Any interested State Commission is requested to notify the Federal Power Commission whether it considers the application one which should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act; and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 22d day of March 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-3506; Filed, Mar. 5, 1946; 11:14 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 4968]

CLARK'S DRUGS & SUNDRIES, ETC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of March, A. D., 1946.

In the matter of M. A. Clemens, an individual trading and doing business as Clark's Drugs & Sundries, Clark's Drugs and Clark's.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, April 8, 1946, at ten o'clock in the forenoon of that day (Pacific standard time), in Room 229, Post Office Building, Los Angeles, California.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-3498; Filed, Mar. 5, 1946; 11:07 a. m.]

[Docket No. 5032]

MODERN HOME DIATHERMY

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of March A. D. 1946.

In the matter of Charles Shapiro, an individual trading and doing business as Modern Home Diathermy.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, April 10, 1946, at ten o'clock in the forenoon of that day (Pacific standard time), in Room 229, Post Office Building, Los Angeles, California.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-3499; Filed, Mar. 5, 1946; 11:07 a. m.]

[Docket No. 5203]

WORTHMORE SALES CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of March, A. D. 1946.

In the matter of Samuel Worth, an individual trading and doing business as Worthmore Sales Company.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John P. Bramhall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Tuesday, March 12, 1946, at two o'clock in the afternoon of that day (central standard time), in Room 1123, New Post Office Building, Chicago, Illinois.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-3500; Filed, Mar. 5, 1946; 11:07 a. m.]

[Docket No. 5244]

PERMA-RID, INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of March, A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Thursday, April 4, 1946, at ten o'clock in the forenoon of that day (Pacific standard time), in Room 229, Post Office Building, Los Angeles, California.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-3501; Filed, Mar. 5, 1946; 11:07 a. m.]

[Docket No. 5247]

20TH CENTURY HEALTH INSTITUTE, INC

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of March, A. D. 1946.

In the matter of 20th Century Health Institute, Inc., a corporation, and James G. Reynolds and Anna F. Reynolds, individually and as officers of said corporation.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Tuesday, April 2, 1946, at ten o'clock in the forenoon of that day (Pacific standard time), in Room 229, Post Office Building, Los Angeles, California.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-3502; Filed, Mar. 5, 1946; 11:07 a. m.]

[Docket No. 5250]

LANGENDORF UNITED BAKERIES, INC., AND OLD HOMESTEAD BAKERY, INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of March A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, April 17, 1946, at 10 o'clock in the forenoon of that day (Pacific standard time), in Room 449, Post Office Building, San Francisco, California.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-3503; Filed, Mar. 5, 1946; 11:08 a. m.]

[Docket No. 5257]

CENTRAL MERCHANDISE CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of March A. D. 1946.

In the matter of Irving Hechtman, an individual trading as Central Merchandise Company.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John P. Bramhall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Friday, March 15, 1946, at ten o'clock in the forenoon of that day (central standard time), in Room 1123, New Post Office Building, Chicago, Illinois.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-3504; Filed, Mar. 5, 1946; 11:08 a. m.]

[Docket No. 5287]

HAWTHORNE CANDY CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of March A. D. 1946.

In the matter of Louis Gartner, an individual trading as Hawthorne Candy Company.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John P. Bramhall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, March 13, 1946, at ten o'clock in the forenoon of that day (central standard time), in Room 1123, New Post Office Building, Chicago, Illinois.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-3505; Filed, Mar. 5, 1946; 11:08 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 31]

RECONSIGNMENT OF GRAPEFRUIT AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F.R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Kansas City, Missouri, February 28, 1946, by Brown-Loe Produce Company, of car MDT 6399, grapefruit, now on the Missouri Pacific Railroad, to Witmer Grocery Company, Cedar Rapids, Iowa (Milw.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 28th day of February 1946.

V. C. CLINGER, *Director, Bureau of Service.*

[F. R. Doc. 46-3517; Filed, Mar. 5, 1946; 11:26 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 375 Under 3 (b), Order 102]

R. E. RHODDA CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 102 under Order No. 375 of § 1499.3 (b) of the General Maximum Price Regulation. R. E. Rhodda Company, Inc.; Docket No. 6035:2–GMPR–ORD 375–377.

For the reasons set forth in an opinion issued simultaneously herewith; *It is ordered*, That: Authorization of maximum prices governing sales of "Chocolate True Fruit Easter Eggs—Apricot" and "Chocolate True Fruit Easter eggs—Peach", confectionery items manufactured by R. E. Rhodda Company, Inc., Lancaster, Pennsylvania.

(a) The maximum prices for the indicated sales below of "Chocolate True Fruit Easter Eggs—Apricot" and "Chocolate True Fruit Easter Eggs—Peach", confectionery items manufactured by R. E. Rhodda Company, Inc., Lancaster, Pennsylvania, in accordance with its formula contained in its price application of January 23, 1946, shall be:

(1) From R. E. Rhodda Co., Inc., to wholesalers per box, delivered, 36 2½-ounce eggs to a box	$2.16
(2) From wholesalers to retailers per box, delivered, 36 2½-ounce eggs to a box	2.70
(3) From retailers to consumers per 2½-ounce egg	.10

(b) The maximum prices established in this order are the highest prices for which "Chocolate True Fruit Easter Eggs—Apricot" and "Chocolate True Fruit Easter Eggs—Peach" may be sold by the respective sellers. All sellers on sales of this item shall reduce the above appropriate maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of other comparable confectionery items.

(c) R. E. Rhodda Company, Inc., shall mail or otherwise supply to its purchasers at the time, or prior to the first delivery to such purchaser, a written notice as follows:

The Office of Price Administration has authorized us to sell our "Chocolate True Fruit Easter Eggs—Apricot" and "Chocolate True Fruit Easter Eggs—Peach", packed in boxes, 36—2¼ ounce eggs to a box, to wholesalers, at a maximum price of $2.16 per box, delivered. Wholesalers are authorized to sell this "Chocolate True Fruit Easter Eggs—Apricot" and "Chocolate True Fruit Easter Eggs—Peach" to retailers at a maximum price of $2.70 per box, delivered. On sales of "Chocolate True Fruit Easter Eggs—Apricot" and "Chocolate True Fruit Easter Eggs—Peach", all sellers are required to reduce their maximum prices by applying their customary discounts, allowances, and price differentials which have been applied to sales of comparable confectionery items.

(d) R. E. Rhodda Company, Inc., for a period of at least ninety days shall place in or on each box distributed through a wholesaler, a notice as follows:

The Office of Price Administration has authorized wholesalers to sell this box of "Chocolate True Fruit Easter Eggs—Apricot" and "Chocolate True Fruit Easter Eggs—Peach" to retailers at a maximum delivered price of $2.70. Retailers are authorized to sell this item to consumers at a maximum price of $0.10 per egg, weight, 2¼ ounces.

(e) This order may be revoked or amended at any time by the Price Administrator.

(f) This Order No. 102 shall become effective March 5, 1946.

Issued this 4th day of March 1946.

This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419, 9419, 10961).

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3443; Filed, Mar. 4, 1946; 11:44 a. m.]

[MPR 88, Order 61]

FUEL OIL, GASOLINE, PETROLEUM AND LIQUEFIED PETROLEUM GAS

DELEGATION OF AUTHORITY

An opinion accompanying this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

Under the authority vested in the Price Administrator under the Emergency Price Control Act of 1942 as amended; *It is hereby ordered:*

(a) That all actions heretofore taken by the Price Executive of the Petroleum Branch of the Office of Price Administration pursuant to § 1340.159 (b) (7) to Revised Price Schedule 88 and to section 8.3 of Maximum Price Regulation 88 be and they are hereby specifically ratified by the Price Administrator and that such actions shall have the same force and effect as if issued by the Price Administrator.

This Order No. 61 shall become effective on the 4th day of March 1946.

Issued this 4th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3444; Filed, Mar. 4, 1946; 11:45 a. m.]

[MPR 188, Order 4878]

DORN MANUFACTURING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Dorn Manufacturing Company, 45 Morris Street, Jersey City, New Jersey.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Textile over paper lamp shade with decorative trimming:				*Each*
19-inch	1	$1.06	$1.25	$2.25
16-inch	2	.88	1.15	2.05
14-inch	3	.89	1.05	1.90
12-inch	4	.76	.90	1.60

These maximum prices are for the articles described in the manufacturer's application dated October 29, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% ten days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3446; Filed, Mar. 4, 1946; 11:46 a. m.]

[MPR 188, Order 4879]

AMERICAN LAMP & SHADE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by American Lamp & Shade Company, 1136-48 North American Street, Philadelphia 23, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Bronze plated metal 6-way floor lamp with glass diffuser	2000	$8.50	$7.22	*Each* $15.00
Bronze plated metal 3-way student floor lamp with glass diffuser	2001	8.00	6.80	14.00
Bronze plated metal 3-way junior floor lamp with glass diffuser	2002	8.00	6.80	14.00
Bronze plated metal torchier with glass reflector	2003	9.75	8.29	17.00

These maximum prices are for the articles described in the manufacturer's application dated December 17, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3445; Filed, Mar. 4, 1946; 11:45 a. m.]

[MPR 188, Order 4880]

CALPA PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Calpa Products Company, 1006 Vine Street, Philadelphia, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Plated swing arm bridge lamp without shade	3752, 4202, 4282, 4322, 4362, 3972, 4242, 4292, 4332, 3992, 4262, 4302, 4342, 4002, 4272, 4312, 4352.	$8.29	$9.75	$17.55
Plated student bridge lamp without shade	3755, 4205, 4285, 4325, 4365, 3975, 4245, 4295, 4335, 3995, 4265, 4305, 4345, 4005, 4275, 4315, 4355.	7.65	9.00	16.20
Plated 6-way junior floor lamp without shade	3756, 4206, 4286, 4326, 4366, 3976, 4246, 4296, 4336, 3996, 4266, 4306, 4346, 4006, 4276, 4316, 4356.	8.29	9.75	17.55
Plated 3-way junior floor lamp without shade	3758, 4208, 4288, 4328, 4368, 3978, 4248, 4298, 4338, 3998, 4268, 4308, 4348, 4008, 4278, 4318, 4358.	7.65	9.00	16.20
Plated torchier without glass reflector	3759, 4209, 4289, 4329, 4369, 3979, 4249, 4299, 4339, 3999, 4269, 4309, 4349, 4009, 4279, 4319, 4359.	7.86	9.25	16.65

These maximum prices are for the articles described in the manufacturer's application dated February 7, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3447; Filed, Mar. 4, 1946; 11:46 a. m.]

[MPR 120, Corr. 4o Order 1593]

BITUMINOUS COAL

ORDER CONSOLIDATING ADJUSTMENTS FOR INDIVIDUAL MINES IN DISTRICT 11

Order No. 1593 under Maximum Price Regulation No. 120 is hereby corrected by deleting therefrom the maximum price or numerals "249", appearing opposite the Pandora Mine (Rail) under the column of Railroad Locomotive Fuel Prices in paragraph (1).

This correction shall be effective as of February 15, 1946.

Issued this 4th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3448; Filed, Mar. 4, 1946; 11:45 a. m.]

[MPR 188, Order 4881]

K. H. GREIDER MFG. CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by K. H. Greider Manufacturing Company, Incorporated, 830 Mason Street, Springfield, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Fluorescent table lamp, no shade	1	$3.40	$4.00	*Each* $7.20

These maximum prices are for the articles described in the manufacturer's application dated November 26, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and

conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3449; Filed, Mar. 4, 1946; 11:46 a. m.]

[MPR 188, Order 4882]

METALART MFG. CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Metalart Manufacturing Corporation, 28 Fulton Street, Paterson, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Chains, mail order houses and jobbers	Department stores	Other retailers	Consumers
Kitchen stool, chrome tubing, leatherette top	B24	*Each* $5.47	*Each* $6.56	*Each* $7.30	*Each* $10.95

These maximum prices are for the articles described in the manufacturer's application dated December 31, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. The above prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or a label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3450; Filed, Mar. 4, 1946; 11:47 a. m.]

[MPR 188, Order 4883]

NATIONAL LIGHTING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by National Lighting Company, 4212 Van Buren Street, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Enameled steel fluorescent bed lamp complete with tube	R-115	*Each* $4.00	*Each* $5.40	*Each* $7

These maximum prices are for the articles described in the manufacturer's application dated September 12, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3451; Filed, Mar. 4, 1946; 11:47 a. m.]

[MPR 188, Order 4884]

ALLEGANY INSTRUMENT CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Allegany Instrument Corporation, 184 East Union Street, Allegany, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Jobbers	Retailers	Consumers
Straight razor	Wedge type	*Dozen* $16.20	*Dozen* $21.60	*Each* $2.70

These maximum prices are for the articles described in the manufacturer's application dated January 8, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3452; Filed, Mar. 4, 1946; 11:47 a. m.]

[MPR 188, Order 4885]

GOODLITE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Goodlite Company, 36 Green Street, New York, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Aluminum and wood modern table lamp and fabric shade	#66	$7	$8.25	$14.85

These maximum prices are for the articles described in the manufacturer's application dated February 14, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3453; Filed, Mar. 4, 1946; 11:47 a. m.]

[MPR 188, Order 4886]

MARLAND MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by The Marland Manufacturing Company, 206–208 Kasota Building, Minneapolis 1, Minn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Chains, mail order houses and jobbers	Dropship jobbers	Retailers	Consumers
Clothes rack	120	*Each* $0.30	*Each* $0.37	*Each* $1.00	*Each* $1.50
	180	1.44	1.57	1.80	2.70

These maximum prices are for the articles described in the manufacturer's application dated January 22, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary

terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3454; Filed, Mar. 4, 1946; 11:48 a. m.]

[MPR 188, Order 4887]

MIDDLETON & MEADS CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Middleton & Meads Company, Inc., 11 E. Lee Street, Baltimore 2, Md.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Chains, mail order houses and jobbers	Dept. stores	Other retailers	Consumers
Sheet steel iron stand...	J	*Each* $0.25	*Each* $0.30	*Each* $0.33	*Each* $0.50

These maximum prices are for the articles described in the manufacturer's application dated February 4, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3455; Filed, Mar. 4, 1946; 11:48 a. m.]

[MPR 188, Order 4888]

ATLANTIC LAMP CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Atlantic Lamp Company, 663 N. Wells Street, Chicago 10, Illinois.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Satin gold or bronze plated torchère with marble insert and glass reflector	105	$10.63	$12.50	$22.50
Satin gold or bronze plated 3-way floor lamp with marble insert and silk shade	103	10.63	12.50	22.50
Satin gold or bronze plated 6-way floor lamp with marble insert and silk shade	105	12.71	14.95	26.00
Satin gold or bronze plated torchère with two marble inserts and glass reflector	106	11.86	13.95	25.11
Satin gold or bronze plated 3-way floor lamp with two marble inserts and silk shade	106	11.86	13.95	25.11
Satin gold or bronze plated 6-way floor lamp with two marble inserts and silk shade	106	13.18	15.50	27.00
Satin gold, bronze, or 2-tone silver plated torchier with 2 genuine onyx inserts and glass reflector	110	13.39	15.75	28.35
Satin gold, bronze or 2-tone silver plated 3-way lamp with 2 genuine onyx inserts and silk shade	110	13.39	15.75	28.35
Satin gold, bronze or 2-tone silver plated 6-way lamp with 2 genuine onyx inserts and silk shade	110	14.24	16.75	30.15
Satin gold, bronze or 2-tone silver plated torchier with genuine onyx insert and glass reflector	112	13.39	15.75	28.35
Satin gold, bronze or 2-tone silver plated 3-way floor lamp with genuine onyx insert and silk shade	112	13.39	15.75	28.35
6-way	112	14.24	16.75	30.15
Satin brass or bronze plated 3-way floor lamp and silk shade	114	11.86	13.95	25.11
6-way	114	13.39	15.75	28.35
Porcelain china decorated table lamp and tailored satin or taffeta shade	46	9.20	10.82	19.50
Porcelain china decorated table lamp and tailored satin or taffeta shade	47	9.20	10.82	19.50
Porcelain china decorated table lamp and tailored satin or taffeta shade	48	9.20	10.82	19.50

These maximum prices are for the articles described in the manufacturer's application dated December 19, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3456; Filed, Mar. 4, 1946; 11:48 a. m.]

[MPR 580, Amdt. 2 to Order 159]

EXTACEE, INC.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-577.

For the reasons set forth in an opinion issued simultaneously herewith, Order No. 159 is further amended in the following respects:

1. Paragraph (a) is amended by adding:

Article	Style No.	Manufacturer's selling price	Retail ceiling price
		Per dozen	*Per unit*
Briefs	12-3-8	$7.00	$1.00
Panties	12-4-12	21.00	2.95
	12-4-13	21.00	2.95
Bandeaux	12-7-8	9.45	1.35
Gowns	12-9-22	15.75	2.25
	12-9-9	77.00	10.95
Pettiskirts	12-15-3	15.75	2.25

2. Paragraph (e) is amended to read as follows:

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

This amendment shall become effective March 5, 1946.

Issued this 4th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3459; Filed, Mar. 4, 1946; 11:49 a. m.]

[MPR 188, Order 4889]

O. B. MCCLINTOCK CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by O. B. McClintock Company, Minneapolis, Minn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Name	Maximum price to wholesaler	Maximum price to retailer	Maximum price to consumer exclusive of tax
101	Huntsman	$14.28	$17.85	$29.75
102	Saratoga	14.28	17.85	29.75
103	Town House	14.28	17.85	29.75
104	Deep Night	11.88	14.85	24.75
201	Sophisticate	11.88	14.85	24.75
202	Adventure	11.88	14.85	24.75
203	Lochinvar	9.48	11.85	19.75
204	Shalimar	11.88	14.85	24.75
205	Starlight	9.48	11.85	19.75
301	Windsor	7.08	8.85	14.75
302	Oxford	7.08	8.85	14.75
303	Kenwood	7.08	8.85	14.75
304	Glencoe	7.08	8.85	14.75
305	Chancellor	7.08	8.85	14.75
306	Raleigh	7.08	8.85	14.75
401	Amber	6.12	7.65	12.75
402	Cordinne	6.12	7.65	12.75
403	Debonaire	7.08	8.85	14.75
404	Caprice	7.08	8.85	14.75
405	Sherwood	6.12	7.65	12.75
501	Barbara	6.12	7.65	12.75
502	Reverie	6.12	7.65	12.75
503	Finesse	5.04	6.30	10.50
504	Stylist	4.78	5.97	9.95
505	Futura	6.12	7.65	12.75
601	Wilshire	6.12	7.65	12.75
602	Faith	4.78	5.97	9.95
603	Kensington	5.04	6.30	10.50
604	Patrician	5.04	6.30	10.50
605	Montieth	4.78	5.97	9.95
606	Heritage	4.78	5.97	9.95
701	Companion	2.86	3.57	5.95

These maximum prices are for the articles described in the manufacturer's application dated February 4, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3457; Filed, Mar. 4, 1946; 11:49 a. m.]

[MPR 580, Amdt. 2 to Order 23]

PIONEER SUSPENDER CO.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-503.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 23 under section 13 of Maximum Price Regulation 580 issued on application of Pioneer Suspender Company is further amended in the following respects:

1. Paragraph (a) is amended by adding:

Article	Style name	Manufacturer's selling price	Retail ceiling price
		Per dozen	*Per unit*
Belts	Pioneer	$33.00	$5.00
	do	48.00	7.50
Garters	do	7.00	1.00
	do	10.50	1.50

2. Paragraph (d) is amended to read as follows:

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall

send the purchaser a copy of this order and all subsequent amendments.

This amendment shall become effective March 5, 1946.

Issued this 4th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3458; Filed, Mar. 4, 1946; 11:49 a. m.]

[MPR 592, Order 12]

UNITED STATES GYPSUM CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 12 under Section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. United States Gypsum Company; Docket No. 6075–592.16–55.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592; *It is ordered:*

(a) The present maximum f. o. b. plant price for sales of 3" partition gypsum tile by the United States Gypsum Company, Chicago, Illinois, manufactured at its New Brighton, New York plant, may be increased by an amount not in excess of $0.01 per square foot.

(b) If the United States Gypsum Company had an established differential in price during March 1942 between other thicknesses and types of partition gypsum tile and 3" partition gypsum tile, it may convert the adjustment granted in (a) above for 3" partition gypsum tile so as to reflect the customary March 1942 dollars-and-cents differentials between the 3" partition gypsum tile and such other thicknesses and types of partition gypsum tile.

(c) Any person purchasing partition gypsum tile from the United States Gypsum Company for the purpose of resale in the same form may increase his present maximum prices established under the General Maximum Price Regulation, by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted in paragraphs (a) and (b) above. However, notwithstanding the provisions of this paragraph (c), in any area where specific maximum prices are fixed by any area pricing order such specific maximum prices shall apply in that area.

(d) The maximum prices established herein shall be subject to cash, quantity, and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(e) The United States Gypsum Company shall furnish to each buyer purchasing partition gypsum tile produced at its New Brighton plant for resale on or before the date it makes the first delivery at the adjusted price a written statement as follows:

The Office of Price Administration has granted an adjustment of $0.01 per square foot in the maximum prices for 3" partition gypsum tile, with increases on other thicknesses and sizes of partition gypsum tile which reflect the customary March 1942 dollars-and-cents differentials between 3" partition gypsum tile and the other thicknesses and types of partition gypsum tile. You are permitted to add the actual amount of your increased cost resulting from the increase permitted the United States Gypsum Company to your existing maximum prices for partition gypsum tile purchased from them, except that in any area where specific maximum prices are fixed by any area pricing order such specific maximum prices shall apply in that area.

(f) The United States Gypsum Company shall submit to the Office of Price Administration, Building Materials and Construction Price Branch, Washington 25, D. C., within 30 days after the close of each of its semi-annual financial periods after the effective date of this order, a statement showing segregation of costs and profits for partition gypsum tile manufactured at its New Brighton plant.

(g) All provisions of Maximum Price Regulation 592 not inconsistent with this order shall apply to sales covered by this order.

(h) All requests of the application not granted herein are denied.

(i) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 12 shall become effective March 5, 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3460; Filed, Mar. 4, 1946; 11:49 a. m.]

[MPR 599, Order 2]

RADIO CORPORATION OF AMERICA

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599; *It is ordered:*

(a) This order establishes ceiling prices for sales and deliveries of "special brand" radios sold by the Radio Corporation of America.

(1) For all sales and deliveries by Radio Corporation of America to distributors the ceiling price is that set forth below:

Model No.	Brand name	Description	Ceiling price to distributor
82HE	RCA Victor	Portable phonograph, 2 tubes, AC/DC, chassis, AC motor, 8" PM speaker, fabricoid covered wood cabinet, 6¼" x 17¾" x 13¼".	[1] $16.24

[1] Exclusive of Federal excise tax.

These maximum prices are for the articles described in the application of RCA, dated February 6, 1946.

(2) For sales by Radio Corporation of America, the ceiling prices apply to all sales and deliveries since Maximum Price Regulation No. 599 became applicable to those sales and deliveries. They are f. o. b. factory, and are subject to sellers customary discounts, allowances and freight differentials.

(3) For sales by persons other than the Radio Corporation of America, Radio Corporation of America is required to calculate the retail ceiling price of the article in accordance with the provisions of section 9 of the regulation. Radio Corporation of America is also required to calculate distributors prices for the article in accordance with the provisions of section 10 of the regulation.

(b) Radio Corporation of America shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order in accordance with the provisions of section 13 of the regulation.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) This order shall become effective on the 5th day of March 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3461; Filed, Mar. 4, 1946; 11:49 a. m.]

[SO 119, Order 101]

KAUSTINE CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Adjustment of maximum prices for sales of steel septic tanks manufactured by the Kaustine Company Inc. of Perry, New York; Docket No. 6075–SO119–30.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for sales of steel septic tanks manufactured by the Kaustine Company of Perry, New York.* (1) The above manufacturer may determine his maximum prices for his line of steel septic tanks by increasing by 6.0 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 101 under Revised Supplementary Order No. 119 authorizes a 6.0 percent increase in October 1, 1941 net prices for sales of steel septic tanks manufactured by this company:

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 101.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 5, 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3462; Filed, Mar. 4, 1946; 11:45 a. m.]

[Rev. SO 119, Order 103]

UTICA CUTLERY CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Utica Cutlery Co., Utica 4, N. Y., may compute its adjusted ceiling prices for all articles of pocket and kitchen cutlery which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 13.9 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows: A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under section 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on March 4, 1946.

Issued this 4th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3481; Filed, Mar. 4, 1946; 4:58 p. m.]

[MPR 598, Order 11]

THE GENERAL ELECTRIC CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 13 and 21 of Maximum Price Regulation No. 598, *It is ordered:*

(a) This order establishes ceiling prices for sales by distributors to dealers of the refrigerator models listed below manufactured by the General Electric Company, 1285 Boston Avenue, Bridgeport, Connecticut, as follows:

Model	Ceiling price for sales to—	
	Servicing dealers	Non-servicing dealers
	Each	*Each*
LBX7B–46	$106.77	$114.17
BH7A–46	117.67	125.07
B7C–46	128.13	135.53

These ceiling prices include the Federal excise tax and the four year replacement contract. They are f. o. b. distributor's warehouse. When, however, shipment is made directly from the factory to the dealer pursuant to the distributor's order the above prices are f. o. b. dealer's city. An additional charge of $3.25 may be added to the applicable ceiling price shown above for a refrigerator equipped with a left hand door. In all other respects the above ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of or prior to the first invoice to each distributor the manufacturer shall notify him of the maximum prices established by this order for resales by the distributor.

(c) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrigerators covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context otherwise requires the definitions set forth in Maximum Price Regulation No. 598 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of March 1946.

Issued this 4th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3480; Filed, Mar. 4, 1946; 4:57 p. m.]

[SR 14H, Order 5]

PICK-UP AND DELIVERY SERVICES FOR RAIL CARRIERS AT SYRACUSE, N. Y.

MODIFICATION OF MAXIMUM PRICES FOR CERTAIN TRANSPORTATION SERVICES

For the reasons set forth in the accompanying opinion, and under the authority vested in the Administrator by section 9 of Supplementary Regulation 14H, as amended, it is hereby ordered:

(a) *Applicability.* This order applies to all motor carriers that perform pick-up and delivery services for railroads within their terminal areas at Syracuse, New York.

(b) *Maximum Rates.* Except as modified below, the maximum rates which may be charged or paid for the services covered by this order shall be 10 cents per hundred pounds.

(c) *Exceptions.* Any OPA order which establishes a maximum rate for the services covered hereby in excess of the maximum rate established by this order shall remain in full force and effect.

(d) *Effective Date.* This order shall apply to all services performed on and after February 1, 1946.

Issued this 5th day of March 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-3520; Filed, Mar. 5, 1946; 11:43 a. m.]

[MPR 594, Amdt. 2 to Order 6]

FORD MOTOR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, *It is ordered:*

Order No. 6 under Maximum Price Regulation 594 is amended in the following respects:

1. Paragraph (c) (2) (v) is amended to read as follows:

(v) *Preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery not to exceed $35.00 for Lincoln models and $50.00 for Lincoln Continental models.

2. A new subdivision (vi) is added to paragraph (a) (2) to read as follows:

(vi) *Cooperative Advertising.* A charge for cooperative advertising not to exceed $20.00 when the dealer agrees to participate in the cooperative advertising program. The money accruing from this charge shall be committed to a Dealers' advertising fund administered by and on behalf of Ford Motor Company dealers.

This amendment shall be effective as of February 20, 1946.

Issued this 4th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3479; Filed, Mar. 4, 1946; 4:58 p. m.]

Regional and District Office Orders.

[Region I Order G-8 Under RMPR 251, Amdt. 1]

CARPENTRY REPAIRS, MAINTENANCE, ALTERATIONS AND NEW CONSTRUCTION IN VERMONT

For the reasons set forth in an opinion accompanying this amendment, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region I by section 9 of Revised Maximum Price Regulation No. 251 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G-8 under section 9 of Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. Paragraphs (a) and (a) (1) of section 3 are amended to read as follows:

(a) *For sellers who were in business on December 17, 1945.* (1) When the services are performed by a self-employed carpenter with employees, the maximum customer's hourly rate shall be the highest "hourly wage" (as defined in section 9 (a)) paid by the seller to journeymen carpenters for the work week ending within the calendar week of December 15, 1945, plus 40¢ per hour. If the seller paid no such "hourly wage" during this period, he shall use the highest "hourly wage" paid to journeymen carpenters during the earliest preceding week in which such wages were paid. If the seller paid no such "hourly wage" at any time prior to the week ending December 15, 1945, he shall use the highest "hourly wage" paid to journeymen carpenters by the most closely competitive seller of the same class during such period.

2. Paragraph (a) (2) of section 3 is amended to read as follows:

(2) When the services are performed by carpenter foremen, journeymen carpenters, carpenter-helpers, and laborers, the maximum customer's hourly rate which shall be charged for each such employee shall be the "hourly wage" (as defined in section 9 (a)) paid by the seller to each such employee for the work week ending within the calendar week of December 15, 1945, plus 30¢ per hour. If the seller paid no "hourly wage" during such period to any one of such employees, he shall use the "hourly wage" paid to that particular employee (carpenter foreman, journeyman carpenter, carpenter-helper, or laborer, as the case may be) during the earliest preceding week in which the seller paid wages to that employee. If the seller paid no hourly wage at any time prior to the week ending December 15, 1945, to any one of such employees referred to in this paragraph, he shall use for that employee the highest "hourly wage" paid by him to employees of that class during such period, and if he had no such class of employees, he shall use for that employee the highest "hourly wage" paid to employees of that class by his "most closely competitive seller of the same class" during such period.

3. Paragraph (a) (3) of section 3 is amended to read as follows:

(3) When the services are performed by a self-employed carpenter without employees, his maximum customer's hourly rate shall be $1.25 per hour.

4. Paragraphs (b) and (b) (1) of section 3 are amended to read as follows:

(b) *For sellers who were not in business on December 17, 1945.* (1) When the services are performed by self-employed carpenters with employees, the maximum customer's hourly rate shall be the highest "hourly wage" (as defined in section 9 (a) paid to journeymen carpenters for the work week ending the calendar week of December 15, 1945, by the most closely competitive seller of the same class, plus 40¢ per hour.

5. Paragraph (b) (2) of section 3 is amended to read as follows:

(2) When the services are performed by carpenter foremen, journeymen carpenters, carpenter-helpers, and laborers, the maximum customer's hourly rate shall be the highest "hourly wage" (as defined in section 9 (a)) paid to each such class of employees for the work week ending during the calendar week of December 15, 1945, by the "most closely competitive seller of the same class", plus 30¢ per hour.

6. Paragraph (b) (3) of section 3 is amended to read as follows:

(3) When the services are performed by a self-employed carpenter with employees, his maximum customer's hourly rate shall be $1.25 per hour.

7. Paragraph (d) of section 3 is amended to read as follows:

(d) *Materials.* Maximum prices for materials supplied by the seller of the services covered by this order shall be the net cost of the materials to the seller (not to exceed the maximum price of his supplier as established by applicable maximum price regulations), plus a mark-up of 10% of that cost. In the case of a seller of services covered by this order who also is engaged regularly in the business of dealing with building materials, hardware, and lumber, the seller of the services may use as his net cost for the materials supplied by him a price not to exceed the maximum price applicable in sales to purchasers of the class of which builders, contractors, or other such sellers covered by this order, are a part.

8. Section 7 is amended to read as follows:

SEC. 7. *Filing.* Each seller subject to this order shall prepare a statement showing his customer's hourly rates as established by this order and shall keep it for examination by any person during ordinary business hours. A copy of such statement shall be filed with the Vermont District Office of the Office of Price Administration within thirty days after the effective date of this order. Suggested forms are available upon request. In case a seller subject to this order omits or fails to file within the prescribed period of time a statement showing his customer's hourly rates as established by this order, the maximum customer's hourly rate for such seller shall be the lowest customer's hourly rate on file with the Vermont District Office of Price Administration until such time as such seller shall file his maximum customer's hourly rates as established by this order, at which time his properly established filed rates shall become effective.

9. Section 8 is amended to read as follows:

SEC. 8. *Records and notification.*—(a) *Records of customer's hourly rates.* Every seller subject to this order shall preserve records showing the following information:

(1) Seller's name and address.
(2) Date.
(3) Brief description of each service for which a charge is made.
(4) The customer's hourly rate and the number of hours for which a charge is made.
(5) Total labor charge.
(6) Materials furnished and charges therefor.
(7) Total charge.

(b) *Records of employee's time and wages.* Each seller subject to this order shall, if he has productive employees, keep the records indicated below and shall make such records available for inspection by representatives of the Office of Price Administration.

"Productive employees" are employees who actually perform any of the services covered by this order as distinguished from clerical and administrative employees.

(1) Name of each productive employee.
(2) Number of hours worked each day by each productive employee.
(3) Number of hours worked each pay period by each productive employee.
(4) Total wages paid to each productive employee each pay period.

(c) *Invoices.* Every seller subject to this order shall upon request furnish each purchaser with an invoice showing the information set forth in subparagraphs (1) to (7), inclusive, of paragraph (a) of this section 8.

(d) *Notification of compliance.* In the case of any sale subject to this order, the seller shall, where demand is made by the buyer, file a statement with the buyer that the selling price is not in excess of the maximum price determined in accordance with this order.

This order shall become effective February 18, 1946.

Issued this 14th day of February, 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-3359; Filed, Mar. 1, 1946; 4:50 p. m.]

[Region V Order G-12 Under Supp. Reg. 14A]

FLUID MILK IN MULVANE, KANS.

Pursuant to an application filed by Johnson Dairy of Mulvane, Kansas, and for the reasons set forth in the opinion accompanying this order and under the authority vested in the Administrator of Region V, Office of Price Administration,

by § 1499.73a (a) (1) (vii) (*d*) of Supplementary Regulation No. 14A and § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation; *It is hereby ordered:*

(1) The maximum prices established by § 1499.73a (a) (1) (vii) of Supplementary Regulation No. 14A to the General Maximum Price Regulation for fluid milk sold in the City of Mulvane, Kansas, are adjusted as follows:

(a) Sellers of milk in determining maximum prices for the sale of approved fluid milk in containers of one gallon or less shall determine such prices as though Mulvane, Kansas, were classified in the Appendix to § 1499.73a (a) (1) (vii) of Supplementary Regulation No. 14A to the General Maximum Price Regulation as being in Area 2A.

(2) This order may be revoked, amended, or revised at any time.

(3) Unless the context otherwise requires, the definitions set forth in § 1499.73a (a) (1) (vii) of Supplementary Regulation No. 14A to the General Maximum Price Regulation shall apply to the terms used herein.

This order shall become effective March 1, 1946.

Issued at Dallas, Texas, this the 1st day of March 1946.

E. A. SPERIKY,
Acting Regional Administrator.

Approved: March 1, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46-3364; Filed, Mar. 1, 1946; 4:52 p. m.]

[Region II Adopting Order 35 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN SUFFOLK COUNTY, N. Y.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1, as amended, is further amended in any respect the provisions of said order, as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1, as amended, under General Order 68, as amended, and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the County of Suffolk, State of New York.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All prices listed in Schedule A are delivered prices applicable to all sales of more than $10.00. On sales of $10.00 or under a delivery charge, not exceeding ten per cent of the amount of the sale, may be made. All customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1, as amended, under General Order No. 68, as amended, and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1, as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area of this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1, as amended, covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer
(2) Date of transaction
(3) Place of delivery
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective March 1, 1946.

Issued this 25th day of February 1946.

LEO F. GENTNER,
Regional Administrator.

SCHEDULE A—MAXIMUM PRICES FOR CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN THE COUNTY OF SUFFOLK, STATE OF NEW YORK, ON SALES BY ALL PERSONS TO ULTIMATE USERS OR TO PURCHASERS FOR RESALE ON AN INSTALLED BASIS

Item	*Maximum delivered prices on sales over $10 in amount*[1]
Plaster:	
Hard wall	$0.90 (bag 100 lb.).
Gauging	$1.37 (bag 100 lb.).
Finishing lime	$0.65 (bag 50 lb.).
Keene's cement	$2.37 (bag 100 lb.).
Gypsum lath, 3/8"	$25.00 (M sq. ft.).
Metal lath, 2.5 lb. painted diamond mesh.	$0.25 (sq. yd.).
Metal lath:	
3.4 lb. painted diamond mesh.	$0.30 (sq. yd.).
2.75 lb. flat rib painted	$0.28 (sq. yd.).
Corner bead, expanded type.	$0.05 (lin. ft.).
Portland cement	$0.75 (bag 94 lb.).
Masonry mortar (paper bags).	$0.70 (bag 70 lb.).
Mason's hydrated lime	$0.50 (bag 50 lb.).
Waterproof cement (gray).	$1.00 (bag 100 lb.).
Vitrified clay sewer pipe:	
4"	$0.19 lin. ft.)
6"	$0.29 (lin. ft.).
Fire brick, 9" straight first quality, low heat duty.	$90.00 (per M).
Fire clay (low heat duty)	$1.50 (bag 100 lb.).
Clay drain tile, 4"	$0.10 (per ft.).
Flue lining (square):	
8½" x 8½"	$0.40 (lin. ft.).
8½" x 13"	$0.60 (lin.) ft.).
13" x 13"	$0.80 (lin. ft.).
Gypsum wallboard:	
3/8"	$40.00 (M sq. ft.).
½"	$45.00 (M sq. ft.).
5/8"	$35.00 (M sq. ft.).
Asphalt roofing (90 lb.) mineral surface.	$2.50 (roll).
Asphalt or tarred felt 15 lb. or 30 lb.	$2.40 (roll).
Asphalt shingles:	
210 lb. 3 in 1 thickbutt	$6.00 (per sq.).
165 lb. 2 tab. (hexagon).	$4.85 (square).
Fibre insulation board:	
½" std. lath & board	$47.50 (M sq. ft.).
25/32" asphalt sheathing	$60.00 (M sq. ft.).
Asbestos cement siding 12" x 24" std. colors (white).	$8.00 (square).
Std. density synthetic fibre board:	
1/8"	$0.07½ (sq. ft.).
5/16"	$0.09 (sq. ft.).
¼"	$0.12 (sq. ft.).
Hard density synthetic fibre board:	
1/8" tempered	$0.09 (sq. ft.).
5/16" tempered	$0.11½ (sq. ft.).
¼" tempered	$0.15 (sq. ft.).
Thermal insulation:	
Batts, 2" thick	$50.00 (M sq. ft.).
Batts, full-thick	$60.00 (M sq. ft.).
Loose 35–40 lb. bag	$1.10 (bag).
Blankets — (paper backed) single 1"— except balsam wool.	$45.00 (M sq. ft.).
Blankets — (paper backed) medium 2" or balsam wool std. thickness 1".	$50.00 (M sq. ft.).
Blankets — (paper backed) thick 4" or balsam wool double thickness 2".	$65.00 (M sq. ft.).

[1] Delivered sales of $10 or less, a delivery charge not in excess of 10¢ of the total amount of the sale may be made.

[F. R. Doc. 46-3376; Filed, Mar. 1, 1946; 4:56 p. m.]

[Atlanta Order G-2 Under Gen. Order 68]

BUILDING MATERIALS IN CHATHAM COUNTY, GA.

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Atlanta, Georgia, District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration in Region IV, Delegation Order No. 93 issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order does.* This order covers all "retail sales" by any seller of the commodities specified in Table 1 delivered by any seller whose place of business is located in the territorial limits of Chatham County, Georgia.

Chatham County, for the purpose of this order, consists of all the territory lying within the corporate limits of the municipalities of Savannah, Savannah Beach, Thunderbolt, Garden City, Pooler, and all the area located within the territorial limits of Chatham County, Georgia.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including, among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed tables, including plaster, lath, lime, cement, gypsum block, fire brick, fireclay, clay drain tile, flue lining, and insulation. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provision of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table 1 which lists maximum prices fixed by this order in each of his places of business in Chatham County in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller, regardless of previous custom must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order No. G-2 shall become effective January 25, 1946.

Issued this 16th day of January 1946.

D. ELIE MCCORD,
District Director.

TABLE NO. 1

Item and quantities	*Maximum pri*
Common clay building brick, standard size (per M):	
1,000 or more	$24.00
500 to 999	27.50
1 to 499	30.00
Builders Sand (natural) (per yard):	
3 yards or more (2,750 pounds per yard)	3.50
Less than 3 yards	4.00
Crushed Stone:	
Per yard (2,500 pounds)	6.00
Lime, Hydrated:	
Per barrel	2.00
Per 50-pound sack	.65
Lime, Finishing:	
Per barrel	3.00
Per 50-pound sack	.90
Cement, Portland:	
Per barrel	3.40
Per sack (paper)	1.00
Cement, Keenes:	
Per 100-pound sack	2.75
Plaster, Hard Wall:	
Per ton	20.40
Per 100-pound sack	1.25
Plaster, gauging (finishing):	
Per 100-pound sack	1.90
Asbestos siding (per square):	
12" x 24":	
White:	
5 squares or more	7.93
Less than 5 squares	8.50
Colored:	
5 squares or more	7.93
Less than 5 squares	8.50
Asbestos shingles (per square)	9.39
Roll Brick-Tex siding (per square):	
10 squares or more	3.65
Less than 10 squares	3.75
Strip shingles, asphalt (per square):	
210 pounds	5.60
167 pounds	4.50
Roll roofing, asphalt (per roll):	
35 pounds:	
5 rolls or more	1.06
Less than 5 rolls	1.25
45 pounds	1.53
55 pounds	1.85
90 pounds slate surface:	
5 rolls or more	2.30
Less than 5 rolls	2.50
Asphalt felt (per roll):	
15 pounds	2.25
30 pounds	2.25
Sheathing paper, resin (per roll):	
20 pounds, red	1.05
Insulation wool, mineral or glass (per square foot):	
1" blankets	.04
2" blankets	.06
3" blankets	.07
Junior Bats	.06

TABLE NO. 1—Continued

Item and quantities	*Maximum price*
Insulation cotton, flameproof:	
2" per standard roll	* $1.89
2" per thousand square feet	* 50.92
3" per standard roll	* 2.49
3" per thousand square feet	* 67.20
Metal lath (per square yard):	
2.5#	.30
3.4#	.35
3.4# (ribbed)	.40
Wall board, fibered and pulp (except Upson board) (per M):	
3/16" (1,000 square feet or more)	40.00
3/16" (less than 1,000 square feet)	45.00
Gypsum board:	
3/8" board:	
500 square feet or more (per M)	40.00
Less than 500 square feet (per M)	50.00
½" sheathing (per 1,000 square feet) (triple-sealed)	43.00
1" sheathing (per 1,000 square feet)	95.00
Standard Presdwood or hardboard (per M):	
1/8" (200 square feet or more)	72.50
1/8" (less than 200 square feet)	80.00
Tempered Presdwood or hardwood (per M):	
1/8" (200 square feet or more)	87.50
1/8" (less than 200 square feet)	95.00

*F. o. b. Dealers' Stock.

Concrete building blocks grade "B": (Concrete building blocks are those having a compressive strength of 700 pounds per square inch gross, in accordance with American Society for Testing Materials Standard Specifications for Hollow Load-Bearing Concrete Masonry Units C90-44 produced within Chatham County, Ga.)

Size	Maximum prices per block f. o. b. plant	Maximum prices per block delivered within city limits of Savannah, Ga.	Additional truck delivery charge for each additional 10 miles or fractional part thereof beyond city limits of Savannah, Ga.
8 x 8 x 16: Reg. units	$0.185	$0.205	$0.01
8 x 8 x 16: S. End corners	.188	.208	.01
4 x 8 x 16: S. E. P. units	.100	.110	.005
12 x 8 x 16: Corner units	.255	.280	.01
12 x 8 x 16: Reg. units	.260	.285	.01
8 x 8 x 8: Reg. units	.100	.110	.005
8 x 8 x 8: Ends	.105	.115	.005
4 x 18 x 16: Halves	.100	.105	.005

For fabrication, by cutting or sawing blocks to irregular sizes to specifications add .02¢ per block to above prices.

[F. R. Doc. 46-3358; Filed, Mar. 1, 1946; 4:49 p. m.]

[Nashville Order G-2 Under Gen. Order 68]

BUILDING MATERIALS IN KNOXVILLE, TENN., TRADE AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Nashville, Tennessee, District Office, Region IV, of the Office of Price Administration and by Delegation Order No. 93, issued November 5, 1945, by the Regional Administrator, Region IV, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all "retail sales" by any seller of the commodities specified in Appendix A delivered by any seller whose place of business is located in the Knoxville, Tennessee, Trade Area.

The Knoxville, Tennessee, Trade Area for the purpose of this order consists of the following area: All that area located within the confines of Knox and Blount Counties, Tennessee, consisting of the territory within the corporate limits of all municipalities of said counties and including all civil district of same.

SEC. 2. *Definition of retail sales.* For the purpose of this order, a retail sale means a sale to an ultimate user, including among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in Appendix A, including wall boards, fire clay, fire brick, flue linings, flue pipe, farm drain tile, flue thimbles, grate backs, hollow tile, insulating materials, common brick, chimney brick, cement gravel, sand, granite, mortar mixes, mortar colors, lime wall ties, angle irons, channel irons, laths, wall plaster, roofing and siding. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relations to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order issued by the Office of Price Administration. Except to the extent they are inconsistent with the provisions of this order, all the provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Appendix A which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A which lists maximum prices fixed by this order, in each of his place of business in the Knoxville, Tennessee, Trade Area, in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this Section. For any sale of $50.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order No. G-2 shall become effective February 11, 1946.

Issued this 6th day of February 1946.

CARSON VAUGHAN,
District Director.

APPENDIX A TO AREA PRICING ORDER NO. G-2

The following are the commodities and maximum prices governing retail sales of Heavy Masonry Building Materials in the Knoxville (Tennessee) Trade Area, as defined in and established by Area Pricing Order No. G-2 issued under the provisions of General Order 68.

Clay products	
Fire clay (yard or free delivery):	
Plain—100# lots (per cwt.)	$1.27
Plain—less then 100# lots (lb.)	.02
"Kromepatch"—100# and up (per cwt.)	7.50
"Kromepatch"—Less than 100# (per lb.)	.09
"Furnaseal"—100# to 2000# (per cwt.)	3.60
"Furnaseal"—2000# and up (per cwt.)	3.10
"Superplastic"—100# to 2000# (per cwt.)	4.10
"Superplastic"—2000# and up (per cwt.)	3.60
"Satskold"—100# to 2000# (per cwt.)	5.95
"Satskold"—2000# and up (per cwt.)	5.70
"Greencote"—In 70# bags (per cwt.)	4.65
"Hearthmix"—In 100# bags (per cwt.)	4.40
Fire brick (yard or free delivery):	*Per M*
Building 8" (grate)	$67.50
Tyson or equal 9"	67.50
Chas. Taylor—9" and shapes	87.80
	Per C
Chas. Taylor—9" and shapes (less than M)	$9.28
"Wallac" 9" (less than M)	9.28
"Spallac" 9" (less than M)	10.50
Pibrico Plastic Brick (less than M)	4.60
	Per lin. ft.
Flue linings (rectangular) (yard or free delivery):	
4½" x 8½"	$0.30
8½" x 8½"	.45
8½" x 18"	.75
13" x 18"	1.15
4½" x 13"	.45
8½" x 13"	.60
13" x 13"	.75
18" x 18"	1.90
Flue linings (round):	
8" diameter	.50
12" diameter	.80
18" diameter	1.60
10" diameter	.65
15" diameter	1.20
Flue pipe (yard or free delivery):	
6" diameter	.40
7" diameter	.50
8" diameter	.55
Anchor bonnetts:	*Each*
6" diameter	$2.10
7" diameter	2.75
8" diameter	3.10
Bottome:	
6" diameter	1.50
7" diameter	1.95
8" diameter	2.15
	Lin. ft.
Farm drain tile (unglazed) (yard or free delivery):	
3" diameter	$0.05
5" diameter	.08
6" diameter	.17
4" diameter	.08
6" diameter	.14
Flue thimbles:	*Each*
6" x 4"	$0.30
6" x 9"	.45
7" x 4"	.35
7" x 9"	.50
8" x 4"	.35
8" x 12"	.65
9" x 9"	.60
10" x 12"	.70
10" x 6"	.50
6" x 6"	.35
6" x 12"	.50
7" x 6"	.40
7" x 12"	.55
8" x 6"	.45
9" x 6"	.50
9" x 12"	.70
10" x 9"	.60
Grate backs:	
2½" x 12" x 16"	1.05
2½" x 12" x 20"	1.25
2½" x 12" x 24"	1.50
2½" x 12" x 28"	2.00
2½" x 12" x 18"	1.15
2½" x 12" x 22"	1.40
2½" x 12" x 26"	1.80
2½" x 12" x 30"	2.75

Clay products—Continued	*Per M pcs. f. o. b. Knoxville, Tenn.*
Smooth hollow tile (load bearing):	
3⅜" x 12" x 12"	$111.60
6" x 12" x 12"	167.40
8" x 12" x 12"	200.80
10" x 12" x 12"	234.40
12" x 12" x 12"	268.10
8" x 8" x 12" (speed tile)	133.90
8" x 12" x 12" (speed tile)	200.80
Partition tile:	
2" x 12" x 12"	83.70
4" x 12" x 12"	89.30
6" x 12" x 12"	122.70
8" x 12" x 12"	167.40
10" x 12" x 12"	219.80
12" x 12" x 12"	244.20

	Yard (per M)	Delivered inside city limits of Knoxville (per M)
Brick:		
Knoxville (sanded)	$20.50	$24.50
Kingsport (common)	20.50	24.50

	F. o. b. Knoxville
Face brick:	
Kingsport red rugs	$26.00
Kingsport wire cut	26.00
Kingsport sand face	26.00

	Yard (per M)	Delivered inside city limits of Knoxville (per M)
Speed brick:		
8" speedbrick	$76.80	$86.80
6" speedbrick	54.95	63.45
4" speedbrick	38.40	43.40
3" speedbrick	27.50	31.55
Lime brick (selected common)	23.50	27.50

	Stone blocks		Cinder blocks	
	Yard	Delivery inside city	Yard	Delivery inside city
Concrete blocks:	*Each*	*Each*	*Each*	*Each*
4 x 8 x 16	$0.105	$0.12	$0.09	$0.10
6 x 8 x 16	.145	.16	.12	.135
8 x 8 x 16	.175	.195	.16	.18
8x 10 x 16				
8 x 12 x 16	.245	.265	.23	.25
8 x 8 x 8	.1175	.13	.10	.11
4 x 8 x 12 (solid)			.10	.12
4 x 8 x 12 (core)	.1175		.09	.11
6 x 8 x 12 (core)	.1175		.10	.12
8 x 8 x 12 (core)	.1175		.12	.14
8 x 8 x 14 (core)	.1175		.14	.16
8 x 8 x 6 (core)	.1175		.10	.11
6 x 8 x 6 (core)	.1175		.08	.09
8 x 8 x 16 (core)	.19	$0.21 Extra heavy limestone aggregate.		
8 x 8 x 8	.12	$0.13 Extra heavy limestone aggregate.		

Above prices are based on load bearing blocks manufactured in accordance with Federal Specifications SS–C 621 dated Apr. 28, 1931, with Amendment No. 1 dated May 1935.

Cement:	
Portland cement (in paper) C. l. f. o. b. Knoxville (bbl.)	$2.63
Portland cement (in paper) l. c. l. 94# bags (bag)	.85
High early strength (in paper) l. c. l. 94# bags (bag)	1.15
Magnolia l. c. l. 94# bags (bag)	.85
Portland cement (white medium) l. c. l. 94# bags (bag)	2.75
Portland cement (white waterproof) l. c. l. 94# bags (bag)	3.00
Patented mortars	
Gray waterproof (65-lb. bags) (bag)	$1.20
Mortar mix	.75
Brixment or equal (94 lb. bags in paper) (bag)	
Lime:	
Lump lime—bulk	
C. l. f. o. b. Knoxville (per ton)	8.65
L. c. l. del. to job site (per ton)	10.65
Small quantities (per lb.)	.01
Monolith hydrated l. c. l. 50-lb. bags yard or free delivery (per bag)	.50

	Per cu. yd.
Sand—crushed stone and gravel:	
River sand, l. c. l. (f. o. b. yard)	$1.75
Crushed stone, l. c. l. (f. o. b. yard)	1.75
All gravel, l. c. l. (f. o. b. yard)	1.75

Delivery prices on above as follows: Zone (1) $2.40, zone (2) $2.20, zone (3) $2.30, zone (4) $2.50 per cu. yd.

Plaster and plaster products:	
Cement.	
Keene's cement, l. c. l., yard or free delivery, 100-lb. bag	$2.35,
Corner beads. Ribbed steel (galvanized) any amount, (yard or free delivery)	$48.25 M lin. ft.
	M Lin. ft.
Concretes (any amount yard or free delivery):	
Concrete flange 3" x 3"	$23.25
Concrete flange 2" x 2"	21.00
Metal laths (yard or free delivery):	*Sq. yd.*
2.5-lb. diamond mesh (painted copper alloy)	$0.325
3.0-lb. diamond mesh (painted copper alloy)	.345
3.4-lb. diamond mesh (painted copper alloy)	.353
2.5-lb. diamond mesh (galvanized copper alloy)	.37
3.4-lb. diamond mesh (galvanized copper alloy)	.40
2.75-lb. flat ribbed (copper alloy)	.345
3.4-lb. flat ribbed (copper alloy	.385
4.5-lb. flat ribbed (copper alloy)	.485
3.0-lb. 3/8" hy-rib (copper alloy)	.365
3.4-lb. 3/8" hy-rib (copper alloy)	.385
Lath nails (yard or free delivery):	*Per lb.*
3d fine	$0.09
Gyp lath nail 13/4" head	.10
Finishing lime (yard or free delivery):	*Per bag*
L. c. l. in 50-lb. bags	$0.60
Wall plaster:	
Gypsum (in paper):	
C/L factory to consumer (ton)	$14.30
C/L factory to job site (ton)	22.00
L. c. l., yard or free delivery (ton)	22.50
L. c. l., yard or free delivery (100-lb. bag)	1.15
Plaster of paris or white gauging plaster l. c. l. in 100-lb. bags, yard or free delivery (bag)	1.50
Siding (yard or free delivery):	*Per sq.*
No. 650 wavy butt asbestos siding:	
12" x 24" gray	$8.50
12" x 24" white	8.70
Asphalt roll brick siding 105 lb. per roll (red or buff)	4.60
Asphalt roofing (yard or free delivery):	
Standard individual shingle (9" x 12 1/4")	8.00
200 lb. sq. butt strip shingle	7.25
167 lb. hexagonal strip shingle	5.75
90 lb. mineral surface roll	3.00
65 lb. extra heavy mica surface roll	2.75
55 lb. heavy mica surface roll	2.50
45 lb. medium mica surface roll	1.90
35 lb. light mica surface roll	1.35
Wall board (yard or free delivery):	*M sq. ft.*
3/16" pulp (competitive quality)	$35.00
3/16" genuine beaver board	45.00
3/16" upsom board	40.00
1/2" gyplath sheathing	40.00
1/2" gypsum sheathing (triple-seal)	42.00
1/2" gypsum board (sheetrock)	34.00
3/8" gypsum board (sheetrock)	40.00
3/8" gypsum board (sheetrock)	45.00
1/2" gypsum board (sheetrock)	27.00
3/8" plaster base lath (rock lath)	27.00
1/4" standard presdwood 4' x 12'	70.00
3/16" standard presdwood 4' x 12'	90.00
1/4" standard presdwood 4' x 12'	120.00
1/8" tempered presdwood 4' x 12'	85.00
3/16" tempered presdwood 4' x 12'	100.00
1/4" tempered presdwood 4' x 12'	135.00
1/4" tempertile	105.00
3/16" tempertile	135.00
De Luke quarterboard	70.00
Insulation board:	
3/8" V standard	40.00
1/2" 4' Standard	50.00
1/2" Plank	65.00
1/2" ceiling tile 16" x 32"	60.00
1/2" ceiling tile special sizes	65.00
2" insulating sheathing	60.00

[F. R. Doc. 46-3360; Filed, Mar. 1, 1946; 4:51 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 93]

SOLID FUELS IN DECATUR, ILL.

An opinion accompanying this Amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122, as amended, is amended in the following respect:

1. Paragraph (b), Price schedule, in Appendix No. 30, Decatur, Illinois, is amended to read:

(b) *Price schedule.* (1) Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for "delivered sales" by dealers of specified kinds and sizes of solid fuels. Charges for treatment of coal are set forth in section (c). Discounts are set forth in section (d). Service charges are set forth in section (e). Definitions are set forth in section (f).

PRICE SCHEDULE	*Delivered (per ton)*
I. High volatile bituminous coal from district No. 10 (Illinois).	
A. Southern subdistrict deep machine mines, price group Nos. 1, 2 and 8.	
1. Lump and egg, size group Nos. 1, 2 and 3. All lump and egg coals bottom size larger than 2" washed or raw	$7.35
2. Nut and pea coal. All nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2"	
(a) Raw coal, size group Nos. 9–12 inclusive	6.50
(b) Washed or air-cleaned, size group Nos. 17–20 inclusive	6.60
3. Special stoker, size group Nos. 21, 22 and 28. All washed or air-cleaned nut and pea coal bottom size larger than 1 millimeter and top size not exceeding 2"; also all dry dedusted special stoker bottom size larger than 28 mesh and top size not exceeding 3/8"	6.80
4. Washed and dedusted screenings, size group Nos. 23, 24, 26 and 27. All washed, air-cleaned or dry dedusted screenings top size not exceeding 2"	6.45
B. Southern subdistrict strip mines, price group No. 7.	
1. Lump and egg, size group Nos. 1, 2 and 3. All lump and egg coals bottom size larger than 2" washed or raw	6.60
C. Duquoin subdistrict deep machine mine, price group No. 11, mine index No. 77 only. Kathleen mine of the Union Colliery Co.	
1. Lump and egg, size group Nos. 1, 2 and 3. All lump and egg coals, bottom size larger than 2" washed or raw	7.05
D Belleville subdistrict, strip mines, price group Nos. 10 and 16–22 inclusive.	
1 Lump and egg, size group Nos. 1, 2 and 3. All lump and egg coals bottom size larger than 2" washed or raw	6.45
E. Central subdistrict, deep machine mines.	
1. Lump, size group No. 1. All lump and egg coals bottom size larger than 4" washed or raw.	
(a) Price group Nos. 12 and 13 only	5.50
(b) Mine index Nos. 25 and 132 only	5.35
2. Egg, size group Nos. 2 and 3. All egg coals bottom size larger than 2" but not exceeding 4" washed or raw, including 6" x 3", 6" x 4".	
(a) Price group Nos 12 and 13.	5.35
(b) Mine index Nos 25 and 132 only	5.40
3. Egg, size group Nos. 4 and 5. All egg coals bottom size larger than 1½" but not exceeding 2" and top size larger than 2", including 4" x 2" and 3" x 2".	
(a) Price group Nos 12 and 13 only	5.15

PRICE SCHEDULE—Con.	*Delivered (per ton)*
I. High volatile bituminous coal from district No. 10 (Illinois)—Con.	
E. Central subdistrict, deep machine mines—Continued.	
4. Washed nut and pea, size group Nos. 17–20 inclusive. All washed or air-cleaned nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2". Price group Nos. 12 and 13	$5.15
5. Special stoker, size group Nos. 21, 22 and 28. All washed or air-cleaned nut and pea coal bottom size larger than 1 millimeter and top size not exceeding 2"; also all dry dedusted special stoker bottom size larger than 2" mesh and top size not exceeding 3/8". Price group Nos. 12 and 13	5.05
6. Raw screenings size group Nos. 13 and 14. All raw screenings larger than 3/8" x 0 but not exceeding 2" x 0. Price group Nos. 12 and 13	4.65
7. Washed screenings size group Nos. 23 and 24. All washed or air-cleaned screening top size not exceeding 2". Price group Nos. 12 and 13	4.95
II High volatile bituminous coal from district No. 11 (Indiana):	
1. Lump and egg, size group Nos. 1, 2 and 3. All lump and egg coals bottom size larger than 2" washed or raw:	
(a) Price group No. 6, Linton Sullivan subdistrict only	7.53
(b) Price group Nos. 15 and 16	7.33
(c) Price group No. 10E, mine index No. 115 only	6.68
(d) Price group No. 7 and 18, Linton Sullivan subdistrict only	6.58
(e) Price group Nos. 9 to 12 inclusive, Princeton Ayrshire subdistrict only	6.53
2. Egg, size group No. 5. All egg coals bottom size larger than 1½" but not exceeding 2" and top size larger than 2" but not exceeding 4".	
(a) Price group No. 6, Linton Sullivan subdistrict	6.45
3. Stoker, size group Nos. 9–12 inclusive. All raw nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2".	
(a) Price group Nos. 6 and 14	7.08

2. Paragraph (d), Discounts, in Appendix 30, Decatur, Illinois, is amended to read:

(d) *Discounts.* The maximum prices set forth in section (b) shall be subject to the following discount:

	Per ton
(1) On sales of coal picked up at the dealer's yard	$1.10
(2) On sales of 30 through 50 tons annually	.25
(3) On sales on more than 50 tons annually	.50

With respect to dealers covered by Appendix No. 30 to Revised Maximum Price Regulation No. 122, Regional Order No. G–29 is superseded hereby.

This Amendment No. 93 to Order No. G–16 shall become effective immediately, and shall remain in effect until April 30, 1946.

Issued this 11th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–3350; Filed, Mar. 1, 1946; 4:46 p. m.]

[Region V Order G–1 Under Gen. Order 61, Amdt. 1]

USED LUMBER IN LOUISIANA, ARKANSAS, OKLAHOMA, TEXAS, KANSAS AND MISSOURI

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by General Order No. 61, *it is hereby ordered:*

Paragraph (b) of section 15 of Order No. 1 under General Order No. 61 is revoked and amended to read as follows:

(b) *Local sales from site other than an established yard.* When a sale is made for delivery from stock located at a site other than established yards and delivery is made either at the site or by truck within a radius of 30 miles of such site, the maximum prices applicable to such sale shall be those set forth in Appendix A applicable in the zone in which the site is located, less $2.00 per M'BM.

Except as this order amends Order No. 1 under General Order No. 61 issued the 16th day of October 1945, the aforesaid Order No. 1 shall remain in full force and effect as heretofore issued.

(56 Stat. 23, 775; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this 19th day of February 1946.

E. A. SPERIKY,
Acting Regional Administrator.

[F. R. Doc. 46-3352; Filed, Mar. 1, 1946; 4:46 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 94]

SOLID FUELS SOLD IN PEORIA, ILL., AREA

An opinion accompanying this Amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects: Revised Appendix No. 10 which covers the Peoria, Illinois, area is amended as follows:

1. Paragraph (b), 1, *Price schedule,* is amended to read as follows:

1. *Price schedule.* Immediately below, and as a part of this sub-section (b) (1) is a price schedule that sets maximum prices for domestic delivered sales of specified kinds and sizes of solid fuels in lots of two tons or more. Discounts for pickups at yard are set forth in subsection (b) (4).

SCHEDULE OF PRICES FOR EQUIPPED RAIL DEALERS	*Domestic delivered cash price 2-ton lots per ton*
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and Virginia).	
1. Egg—price classification A	$11.15
2. Stove—(top size larger than 1¼" not exceeding 3"; bottom size smaller than 3") price classification A	11.05
3. Pea—(double screened; top size not exceeding ¾"; bottom size less than ¾") price classification A	9.90
II. High volatile bituminous coal from district No. 8 (eastern Kentucky, northern Tennessee, parts of Virginia and West Virginia).	
1. Lump—size groups Nos. 1 and 2 (4" and larger) in price classification D–F, and egg, size group No. 5 (including 6" x 3") in price classification B–E.	
a. From mines in subdistrict No. 6 (southern Appalachian)	10.25
b. From all other mines in above classifications	10.00
2. Lump—Size group Nos. 1 and 2, in price classifications K–S, and egg, size group No. 5, in price classifications G–N	9.75
3. Stoker—size group No. 10 (double screened, top size not exceeding 1¼") price classifications B–E	9.65
III. High volatile bituminous coal from district No. 10 (Illinois).	
A. Southern subdistrict, price groups 1, 2, and 8, deep machine mines:	
1. Egg—size group Nos. 2 and 3 (minimum top size 3"; minimum bottom size larger than 2")	8.20
2. Prepared stoker, size group Nos. 21, 22, and 28 (including ¾" x 10 mesh and 3/16" x 10 mesh)	7.55
3. Screenings, size group Nos. 23 and 24 and 26 and 27—washed or dedusted (screenings including 2" top size) (common trade names, Universal, Commercial and S. P. Stoker)	7.05
B. Central subdistrict—price group No. 12 Deep Machine mines	
1. Egg, size group No. 2 (including 6" x 4", 7" x 4")	6.00
2. Stoker nut, size group No. 20 (including ¾" x 3/16")	6.40
C. Fulton-Peoria subdistrict strip mines	
1. No. 5 seam, lump and egg, size group Nos. 1, 2, and 3 (bottom size larger than 2"), washed or raw; price group Nos. 24, 25, and 26 Fulton County Coal only	5.30
2. No. 6 seam, lump, size group No. 1 (larger than 4") price group Nos. 27 and 28	5.95
3. No. 6 seam, egg, size group No. 5 (including 4" x 2") price group Nos. 27 and 28	5.70
4. No. 6 seam, stoker nut, size group Nos. 18, 19, and 20 (Maximum top size 1½", minimum bottom size larger than 10 mesh or 3/32") price group Nos. 27 and 28	6.35
5. No. 5 seam, stoker nut, size group Nos. 18, 19, and 20 (For dimensions see III–C–4 above) price group No. 24	5.30
6. No. 5 seam, washed screenings, size group No. 24 (Including 1¼" x 0) price group No. 24	4.70

SCHEDULE OF PRICES FOR EQUIPPED RAIL DEALERS—Continued

	Domestic delivered cash price 2-ton lots per ton
IV. High volatile bituminous coal from district No. 11 (Indiana)	
A. Linton Sullivan subdistrict	
1. Block or lump—size group No. 1 (larger than 4") price group No. 16	$7.93
V. Coke byproduct	15.35

2. Paragraph (b) (5) is amended to read:

(5) *Sales to unequipped dealers at the yard.* The maximum price for sales at the equipped dealer's yard to unequipped dealers of the following specified kinds and sizes of solid fuels in lots of 2 tons or more shall be:

FULTON-PEORIA SUBDISTRICT, STRIP MINES

	Per ton
No. 5 seam, lump and egg, size group Nos. 1, 2 and 3 (bottom size larger than 2"), washed or raw; price group Nos. 24, 25, and 26, Fulton County coal only	$4.00

3. Paragraph (4), *Discounts for pickup at yard*, is amended to read as follows:

(4) *Discounts for pickup at yard.* The maximum prices provided for in the schedule contained in section (b) (1) shall be subject to a discount of not less than 60 cents per ton if coal or coke is picked up at the yard by a domestic consumer.

4. Paragraph (c), *Price schedule for certain truckers and mines*, is amended to read as follows:

(c) *Price schedule for certain truckers and mines.* The following shall be the maximum price for the named coals when delivered by truck by persons other than equipped rail dealers from mines located in the counties of Tazewell, Peoria, Fulton, Illinois.

	Domestic delivered cash price 2-ton lots per ton
I. District No. 10—Fulton County coal (strip mines):	
1. No. 5 seam, lump and egg—size group Nos. 1, 2 and 3 (bottom size larger than 2"); in truck group No. 6-A	$5.30
II. District No. 10—Peoria County coal and Tazewell County coal:	
A. No. 5 seam in truck price group No. 6-A (underground mines loading coal entirely by hand without the aid of any mechanical means such as loading machines or conveyors inside the mine):	
1. All Mines except mine Index No. 766:	
a. Size group Nos. 1, 2 and 3	5.20
b. Size group Nos. 4 and 5	4.95
c. Size group No. 6	4.85
d. Size group No. 8	4.50
e. Size group Nos. 9–12 inclusive	4.60
B. No. 5 seam in truck price group No. 6B (underground mines that load coal by mechanical means):	
a. Size group Nos. 1, 2 and 3	5.10
b. Size group Nos. 4 and 5	4.85
c. Size group No. 6	4.75
d. Size group No. 8	4.40
e. Size group Nos. 9–12 inclusive	4.55

	Domestic delivered cash price 2-ton lots per ton
II. District No. 10—Peoria County coal and Tazewell County coal—Con.	
C. Mine Index No. 766 only:	
a. Size group Nos. 1, 2 and 3	$5.30
b. Size group Nos. 4 and 5	5.10
c. Size group No. 6	5.00
d. Size group No. 8	4.80
e. Size group Nos. 9–12	4.80

This Amendment No. 94 to Order No. G–16 supersedes Regional Order No. G–29 as to dealers covered by said Appendix No. 10.

This Amendment No. 94 to Order No. G–16 shall be effective immediately and shall remain in effect until April 30, 1946.

Issued this 19th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–3371; Filed, Mar. 1, 1946; 4:55 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 96]

SOLID FUELS IN ST. CHARLES, BATAVIA, AND GENEVA, ILL., AREA

An opinion accompanying this Amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects. In Appendix No. 28, paragraph (b), price schedule, is amended to read as follows:

(b) *Price schedule.* (1) Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for "domestic delivered" sales by dealers in lots of one (1) ton or more of specified kinds and sizes of solid fuels. Discounts are set forth in section (c). Service charges are set forth in section (d). Charges for treatment of coal are set forth in section (e). Definitions are set forth in section (f).

	Domestic delivered 1-ton per ton
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):	
1. Lump and egg, size group Nos. 1 and 2. All lump coal bottom size 3/8"; all egg coal top size larger than 3" bottom size no limit. Price classification A and B	$12.95
2. Stove, size group No. 3. All stove coal top size larger than 1" but not exceeding 3"; bottom size smaller than 3". Price classification A	12.60
3. Pea or dedusted screenings, size group No. 5. Top size not exceeding 3/4"; bottom size smaller than 3/4". Price classification A	11.00
4. Domestic mine run, size group No. 6 (straight run of mine from which all or part of the 3/4" or 3/4" top size has been removed). Price classification A and B	11.30
II. High volatile bituminous coal from District No. 9 (western Kentucky):	
1. Stoker, size group Nos. 8–12 inclusive. (All raw double-screened nut, stoker and pea coals top size not exceeding 2" and bottom size larger than 10 mesh or 3/32". No. 6 Seam	8.86
III. High volatile bituminous coal from district No. 10 (Illinois):	
A. Southern subdistrict price group Nos. 1, 2 and 8. Deep machine mines:	
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump and egg coals bottom size larger than 2" washed or raw.)	$8.60
2. Egg, nut and stove, size group Nos. 4, 5, 6, and 8. (All egg and stove coals bottom size 2" and smaller, washed or raw.)	8.35
3. Special stoker, size group Nos. 21, 22 and 28. (Washed or air-cleaned nut and pea coal bottom size larger than 1 millimeter and top size not exceeding 2"; also dry dedusted special stoker, bottom size larger than 28 mesh and top size not exceeding 3/8")	8.05
4. Dedusted screenings, size group Nos. 26 and 27. (All dry dedusted screenings top size not exceeding 2".)	7.75
IV. Pennsylvania anthracite:	
1. Egg, stove and nut	18.50
V. Byproduct coke solvay or koppers:	
1. Egg, stove and nut	14.75
VI. Briquettes made from district No. 7 (low volatile coal):	
1. Berwind	13.55

(2) To the above maximum prices there may be added the retailers' occupation tax of the State of Illinois, and also the federal transportation tax of 4¢ per ton.

(3) "Commercial sales" shall continue to be priced under the provisions of Revised Maximum Price Regulation No. 122.

(4) On a "domestic delivered" sale of less than one (1) ton the price shall be in the same proportion to the price per ton as the fraction of a ton sold is to one (1) ton, plus 25¢ per ton: *Provided*, That the total price shall not exceed the price for one (1) ton of the particular coat as established above. For example: If the one (1) ton price is $10.90, the price of 1/2 ton would be $5.45 plus 25¢ or a total of $5.70. The price of sales in excess of one (1) ton shall be proportional to the price per ton and no additional charge for delivery may be made.

In Appendix No. 28, paragraph (c), *Discounts*, is amended to read as follows:

(c) *Discounts.* The maximum prices set forth in section (b) (1) shall be subject to the following discount:

	Per ton
(1) If payment is made on delivery or within 10 days from date of delivery	$0.50
(2) On sales of coal to domestic consumers when picked up at the dealer's yard	.60

The prices established by this Amendment No. 96 to Order No. G–16 of Revised Maximum Price Regulation No. 122 supersede those established by the adjustment permitted by Regional Order No. G–27 and Regional Order No. G–29, as to the dealers covered by Appendix No. 28 to Order No. G–16.

This Amendment No. 96 to Order No. G–16 of Revised Maximum Price Regulation No. 122 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 13th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–3372; Filed, Mar. 1, 1946; 4:55 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 102]

SOLID FUELS IN QUINCY, ILL.

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects: In Appendix No. 26, paragraph (b), *Price schedule*, is amended to read as follows:

(b) *Price schedule.* (1) Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for "domestic delivered" sales by dealers in lots of one (1) ton or more of specified kinds and sizes of solid fuels. Discounts are set forth in section (c). Service charges are set forth in section (d). Charges for treatment of coal are set forth in section (e). Definitions are set forth in section (f). Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On "domestic delivered" sales of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 25¢, but in no event shall the total price be in excess of that for a sale of 1 ton; for example, if the price of 1 ton is $10.90, the price of 1/2 ton would be $5.45, plus 25¢ or a total of $5.70, the price of 3/4 ton would be $8.18 plus 25¢ or a total of $8.43.

(ii) On "domestic delivered" sales of more than 1 ton, for each fraction of a ton sold, the price shall be proportional to the price per ton; for example, if the price of 1 ton is $10.90, the price of 1 1/2 tons would be $16.35.

PRICE SCHEDULE	Domestic delivered per ton
I. High volatile bituminous coal from District No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee, and North Carolina):	
1. Lump and egg size group Nos. 1, 2, and 3. All single screened lump coal bottom size larger than 2" and all double screened egg coal bottom size larger than 3", price classification A, mine index Nos. 49 and 50 only	$11.00
2. Lump—size group No. 2. All single screened lump coal bottom size larger than 3" but not exceeding 5". Price classification B through E inclusive (this price does not apply to coal produced at mine No. 1 of International Harvester Co., mine index No. 503)	10.65
II. High volatile bituminous coal from District No. 9 (western Kentucky):	
1. Lump and egg size group Nos. 1–6 inclusive, all single-screened lump coals and all double-screened raw, washed, or air-cleaned egg coals top size larger than 2":	
(a) No. 14 and stray seams	7.71
(b) No. 9 and 11 seams	7.46

PRICE SCHEDULE—Con.

	Domestic delivered per ton
III. High volatile bituminous coal from district No. 10 (Illinois):	
A. Southern subdistrict deep machine mines. Price group Nos. 1, 2, and 8:	
1. Lump and egg size group Nos. 1–5 inclusive. All lump and egg coals bottom size larger than 1 1/2" (including 6" lump, 6 x 3 egg and 3 x 2 small egg)	$7.85
2. Stove size group No. 8. All stove coal bottom size larger than 3/8" and top size larger than 1 1/2" but not exceeding 2" washed or raw (including 2" x 1 1/4")	7.50
3. Special stoker size group Nos. 21, 22, and 28. All washed or air cleaned nut and pea coal bottom size larger than 1 millimeter and top size not exceeding 2"; also all dry dedusted special stoker bottom size larger than 28 mesh and top size not exceeding 3/8" (including such trade names as G14. Par-Fuel—Air-Flow, Super V, De Luxe S. P. Stoker, etc.)	7.05
4. Washed or dedusted screenings (common trade names—S. P. Stoker, Commerical Stoker and Universal Stoker), size groups 23, 24, 26, and 27. All washed, air cleaned or dry dedusted screenings top size not exceeding 2"	6.75
B. Central subdistrict deep machine mines price group Nos. 12 and 13:	
1. Lump and egg size group Nos. 1, 2, and 3. All lump and egg coals bottom size larger than 2" washed or raw	6.40
C. Belleville subdistrict hand loading mines and mine index Nos. 48 and 1317. Price groups Nos. 16–22 inclusive:	
1. Lump and egg size group Nos. 1, 2, and 3. All lump and egg coals bottom size larger than 2" washed or raw	6.95
D. Belleville subdistrict. Strip mines price group Nos. 16–22 inclusive:	
1. Lump and egg size group Nos. 1, 2, and 3. All lump and egg coals bottom size larger than 2" washed or raw	6.60
IV. Byproduct coke solvay or koppers:	
1. Egg, stove, and nut	15.35
V. Pennsylvania anthracite:	
1. Egg, stove, and nut	17.85

(2) To the above maximum prices there may be added the Retailers' Occupation Tax of the State of Illinois, and also the Federal Transportation Tax of 4¢ per ton.

(3) "Commercial sales" shall continue to be priced under the provisions of Revised Maximum Price Regulation No. 122.

In Appendix No. 26, paragragh (c), *Discounts*, is amended to read as follows:

(c) *Discounts.* The maximum prices set forth in section (b) (1) shall be subject to the following discount:

	Per ton
(1) On sales of coal picked up at the dealer's yard	$0.85

The prices established by this amendment No. 102 to Order No. G–16 under Revised Maximum Price Regulation No. 122 supersede those established by the adjustment permitted by Regional Order No. G–29, as to the dealers covered by Appendix No. 26 to Order No. G–16.

This Amendment No. 102 to Order No. G–16 under Revised Maximum Price Regulation No. 122 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 14th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–3375; Filed, Mar. 1, 1946; 4:56 p. m.]

[Region I Order G–25 Under MPR 280, Amdt. 1]

FLUID CREAM IN GREATER BOSTON, MASS., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1351.806c of Maximum Price Regulation No. 280, and pursuant to written authorization from the Price Administrator, it is hereby ordered that paragraph (b) (2) of Region I Order No. G–25 under § 1351.806c of Maximum Price Regulation 280 (Fluid Cream in Greater Boston Area) is amended by striking out the figure "5.37" which appears in the column headed "40%" and opposite the words "8 quart" and substituting therefor the figure "5.57."

This amendment shall become effective as of March 1, 1946.

Issued this 1st day of March 1946.

ELDEN C. SHOUP,
Regional Administrator.

Approved: March 1, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46–3363; Filed, Mar. 1, 1946; 4:52 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 99]

SOLID FUELS IN HAMMOND, IND., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Appendix No. 20 to Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects: paragraph (b), price schedule, is amended to read:

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for delivered sales by dealers in lots of one (1) ton or more of specified kinds and sizes of solid fuels. Charges for treatment of coal are set forth in section (c). Discounts are set forth in section (d). Service charges are set forth in section (e). Definitions are set forth in section (f). Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On delivered sales of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge

of 25¢, but in no event shall the total price be in excess of that for a sale of 1 ton; for example, if the price of 1 ton is $10.15, the price of ½ ton would be $5.08 plus 25¢ or a total of $5.33; the price of ¾ ton would be $7.61 plus 25¢ or a total of $7.86.

(ii) On delivered sales of more than 1 ton, for each fraction of a ton sold, the price shall be proportional to the price per ton; for example, if the price of 1 ton is $13.70, the price of 1½ tons would be $20.55.

The price schedule lists maximum prices for the sale of coal on the basis of the type of mine operation by means of which it is produced. On sales of coal derived from District Nos. 7, 8, 9, and 11, the prices established are similar for the same kind and size of fuel regardless of the type of mine operation. On sales of coal from District No. 10 (Illinois), prices for coal described in paragraph IV, A, 1 to 4 inclusive and IV, D, 1, apply to coal produced in deep machine mines only; prices for coal described in paragraph IV, B, 1 apply to coal produced in strip mines only; prices for coal described in paragraph IV, C, 1, vary as specified for coal obtained from deep machine and strip mines. The prices of by-product coke, Pennsylvania Anthracite, and Briquettes are unaffected by the type of mine operation.

PRICE SCHEDULE	*1 ton delivered per ton*
I. Low volatile bituminous coal from District No. 7 (southern West Virginia and northwestern and central Virginia):	
1. Lump and egg, size group Nos. 1 and 2. All lump coal bottom size 3⅛"; and all egg coal, top size larger than 3", bottom size no limit:	
(a) Price classification A, B, C	$12.75
(b) Mine index No. 73 only	13.95
2. Lump—size group No. 1, all lump coal bottom size 3⅛"—price classifications D, E, and F	12.55
3. Stove—size group No. 3, all stove coal top size larger than 1¼" but not exceeding 3"; bottom size smaller than 3":	
(a) Price classification A	12.25
(b) Price classification D	11.85
(c) Mine index No. 73 only	12.45
4. Nut—size group No. 4. All nut coal top size larger than ¾" but not exceeding 1¼"; bottom size smaller than 1¼":	
(a) Price classification A	11.25
(b) Mine index No. 73 only	11.55
5. Pea—size group No. 5. All pea coal top size not exceeding ¾" bottom size smaller than ¾":	
(a) Price classification A	10.90
6. Screened run of mine—size group No. 6 (straight run of mine from which all or part of the ⅜" or ¾" top size has been removed):	
(a) In price classifications A and B	10.95
(b) In price classification E	10.70
II. Low volatile bituminous coal from District No. 8 (eastern Kentucky, southwestern West Virginia, northern Tennessee, and North Carolina):	
1. Screened mine run—size group No. 6 (straight run of mine from which all or part of the ⅜" top size has been removed):	
(a) In price classification C	10.90
III. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, northern Tennessee, western Virginia and North Carolina):	
1. Lump—size group Nos. 1 and 2 (all single screened block coal, bottom size larger than 3"):	
(a) Price classification A	$11.80
(b) Price classification C and D	11.60
(c) Price classification E through H inclusive	11.00
(d) Price classification J through N inclusive except mine index Nos. 81 and 207	10.55
2. Lump—size group No. 2 (all single screened block coal bottom size larger than 3" but not exceeding 5") mine index No. 285 only	11.30
3. Egg—size group No. 5 (all double screened coals, top size larger than 5" but not exceeding 6" and bottom size larger than 2" but not exceeding 3"; and top size larger than 6" and bottom size 2" and smaller):	
(a) Price classifications B through E inclusive	11.30
(b) Price classifications G through K inclusive	10.75
4. Egg—size group No. 6 (all double screened egg coals, top size larger than 5" but not exceeding 6" and bottom size 2" and smaller; also top size 3" and larger but not exceeding 5" and bottom size larger than 2" but not exceeding 3"):	
(a) Price classifications E through K inclusive	10.55
(b) Price classifications L through N inclusive	10.35
5. Stoker—size group No. 10 (all double screened stoker coals, top size not exceeding 1¼" and bottom size less than 1¼"):	
(a) Price classification A	11.00
(b) Price classifications B through E inclusive	10.60
(c) Price classifications F through M inclusive	10.25
IV. High volatile bituminous coal from district No. 9 (western Kentucky):	
1. Stoker—size group Nos. 8 through 12 inclusive (all raw double screened nut, stoker and pea coals, top size not exceeding 2" and bottom size larger than 10 mesh or 3⅛"):	
(a) No. 6 seam except mine index No. 19	8.96
(b) No. 6 seam mine index No. 19 only	9.16
V. High volatile bituminous coal from district No. 10 (Illinois):	
A. Southern subdistrict (deep machine mines) price group Nos. 1, 2, and 8:	
1. Lump—size group No. 1 (all lump coals, bottom size larger than 4" washed or raw)	9.45
2. Egg—size group No. 3 (all egg coals, bottom size larger than 2" but not exceeding 3" washed or raw)	9.30
8. Special stoker—size group Nos. 21, 22, and 28 (all washed or air cleaned nut and pea coal, bottom size larger than 1 millimeter and top size not exceeding 2"; also all dry dedusted special stoker bottom size larger than 28 mesh and top size not exceeding ⅜")	8.80
V. High volatile bituminous coal from district No. 10—Continued.	
A. Southern subdistrict (deep machine mines) price group Nos. 1, 2, and 8—Continued.	
4. Dedusted screenings—size group Nos. 26 and 27 (all dry dedusted screenings, top size not exceeding 2") common trade names universal and commercial stoker	$8 40
B. Southern subdistrict (strip mines) price group No. 7:	
1. Lump and egg—size group Nos. 1, 2, and 3 (all lump and egg coals bottom size larger than 2" washed or raw)	8.75
C. Belleville and Duquoin subdistricts price group Nos. 10 and 16–22 inclusive:	
1. Lump and egg—size group Nos. 1, 2, and 3 (all lump and egg coals bottom size larger than 2" washed or raw):	
(a) From deep machine mines	8 25
(b) From strip mines	8 20
D. Central subdistrict (deep machine mines) price group Nos. 12 and 13:	
1. Lump and egg—size group Nos. 1, 2, and 3 (all lump and egg coals bottom size larger than 2" washed or raw)	8 10
VI. High volatile bituminous coal from District No. 11 (Indiana):	
1. Lump and egg—size group Nos. 1, 2, and 3 (all lump and egg coals, bottom size larger than 2" washed or raw):	
(a) Price group Nos. 15 and 16	9 08
(b) Price group Nos. 7, 18, and 19 and mine index No. 115	8 43
(c) Price group Nos. 9–12 inclusive	8 13
2. Stoker—size group Nos. 9–12 inclusive (all raw nut and pea coal bottom size larger than 10 mesh or 3⅛" and top size not exceeding 2") price group Nos. 9–12 inclusive	7 48
VII. Pennsylvania Anthracite:	
1. Egg, stove, and nut	18 45
VIII. Coke byproduct:	
1. Stove or nut, Solvay or Koppers	15 40
2. Pea, Solvay or Koppers	14 10
IX. Briquettes made from District No. 7 low volatile coals:	
1. Glen Rogers	13 80
2. Berwind	13 55

The maximum prices established by this Amendment No. 99 to Order No. G–16 under Revised Maximum Price Regulation No. 122, as amended, supersede those established pursuant to the adjustment authorized by Regional Orders No. G–27 and G–29 as to dealers covered by Appendix No. 20 to Order G–16.

This Amendment No. 99 to Order No. G–16 shall become effective February 25, 1946, and it shall remain in effect until April 30, 1946.

Issued this 14th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–3346; Filed, Mar. 1, 1946; 4:45 p. m.]

[Region VII Order G–26 Under RMPR 251]

PAINTING, DECORATING, AND PAPER HANGING SERVICES IN BOISE, IDAHO, DISTRICT

Order No. G–26 Under Revised Maximum Price Regulation No. 251. Maximum prices for painting, decorating, and paperhanging services in the Boise District. Docket No. 7–251–9–27.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended and by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for painting, decorating, and paperhanging services performed by any person, hereinafter called the seller, for any person, hereinafter called the purchaser, in connection with a residential building, structure or construction project at a fixed site in the Boise District.

(b) *Definitions.* (1) "Person" means any individual, corporation, partnership, association, or any other organized group of persons; its legal successors or representatives; the United States or any other government, or any of its political subdivisions; or any agency of any of the foregoing; and includes sub-contractors as well as prime contractors.

(2) "Painting, decorating and paperhanging services" means the services and material required to paint or decorate a building, structure or construction project at a fixed site, or any part, fixture or equipment thereof, or to apply wall paper, decorating, surface finishing or other similar materials to walls, ceilings or floors thereof, or the application of calcimine, shellac, varnish or any other protective or ornamental coating thereto, together with all preparatory or incidental work such as waxing, oiling, staining, washing and cleaning, or removing existing paint, decoration or paper finishes, or other similar materials from surfaces with liquid, steam, sand blast or any other method, and such other services as are commonly included in the rendering of painting, decorating and paperhanging services, either prior to or after the furnishing of such services.

(b) "Residential building, structure or construction project" means any building, structure or construction project, or part thereof, used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings.

(4) "Maximum labor charge" means the amount charged for labor of a specified type or class for painting, decorating and paperhanging services, made whether at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit, together with overtime applicable in either case.

(5) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942, for the same class of laborers or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency.

(6) "Journeyman" means any skilled person who renders painting, decorating and paperhanging services.

(7) "Apprentice" means any person, other than a journeyman who pursuant to an apprenticeship agreement is engaged in learning the trade, and who renders painting, decorating and paperhanging services.

(8) "Helper" means any person other than a journeyman or apprentice who renders painting, decorating and paperhanging services as an assistant or otherwise.

SEC. 2. *Geographical applicability.* This Order G–26 applies only to the Boise District, which includes Malheur County, Oregon, and all counties in the State of Idaho except Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce, and Shoshone, included in the Spokane District, and Franklin included in the Salt Lake City District.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services covered by this order and any maximum prices heretofore approved by the Regional Administrator of Region VII or by the Boise District Director under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded as of the effective date hereof. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, shall, except to the extent they are inconsistent with the provisions of this order, apply to services covered by this order.

SEC. 4. *Maximum prices.* The maximum prices for services covered by this order shall be the sum of a maximum labor charge, a charge for the materials used, and such other charges as are permitted by this order. The maximum labor charge shall be the sum of the separate charges determined by multiplying the number of hours of labor performed by journeymen, apprentices, helpers, and others in each category by the maximum straight time hourly rate provided for that category in sub-section I of this section. The maximum price of the materials used and of other permitted charges are given in paragraph (b) of this section.

(a) *Maximum labor charges.* (1) The maximum labor charges per hour straight time for services covered by this order performed by journeymen, apprentices, helpers and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

TABLE 1—MAXIMUM LABOR CHARGE PER HOUR STRAIGHT TIME

Column A	*Column B*
Labor cost per hour	*Maximum labor charge per hour straight time*
$1.00 or less	160% of actual labor cost
$1.01 to $1.04	$1.65
$1.05 to $1.09	1.70
$1.10 to $1.14	1.80
$1.15 to $1.19	1.90
$1.20 to $1.24	1.95
$1.25 to $1.29	2.05
$1.30 to $1.34	2.10
$1.35 to $1.39	2.20
$1.40 to $1.44	2.25
$1.45 to $1.49	2.35
$1.50 to $1.54	2.45
$1.55 to $1.59	2.50
$1.60 to $1.64	2.60
$1.65 to $1.69	2.70
$1.70 to $1.74	2.75
$1.75 to $1.79	2.85
$1.80 to $1.84	2.90
$1.85 to $1.89	3.00
$1.90 to $1.94	3.05
$1.95 to $1.99	3.15
$2.00 or more	160% of actual labor cost

(1) *Measurement of hours.* The number of hours which may be charged against any job covered by this order shall be counted from the time the workman leaves the seller's shop or the previous job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. The time in transit to or from the job may be charged only once per day. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 8 of this order.

(ii) *Overtime.* When work is performed at the purchaser's request between the hours of 4:30 p. m. or 5:00 p. m., whichever is the customary quitting time, and 8:00 a. m. on Monday to Friday, both inclusive, or on Saturdays, Sundays, New Year's Day, Fourth of July, Thanksgiving Day or Christmas Day, or any other legal holiday, the maximum labor charge per hour for work during such hours shall be 150% of the maximum straight time hourly rate authorized in this order.

(iii) *Minimum charges.* If a job covered by this order requires less than one man hour, the maximum labor charge shall be for one man hour.

(iv) *Self-employed painter, decorator or paperhanger.* A self-employed painter, decorator or paperhanger who himself performs services covered by this order, either alone or with his employees, shall charge for his services not more than the hourly rate charged by him as of the effective date of this order, but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed.

(b) *Maximum prices of materials and other permitted charges.*—(1) *Maximum prices of materials.* The maximum prices which may be charged by a seller of materials used shall not be more than the maximum prices provided by the

appropriate maximum price regulation for sales of such materials at retail, by established paint, decorating and paperhanging supply firms nearest his place of business, based on the manufacturers' published retail price lists. If the materials being sold are marked by a manufacturers' label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials under this order shall not exceed the price marked on the label.

(2) *Sub-contracted work.* Where services covered by this order are subcontracted by a seller under this order, the maximum charge to the purchaser shall not exceed the maximum price which the seller might lawfully have charged under this order if he had performed the services.

(3) *Special equipment.* If, during March, 1942, the seller made an extra charge for the use of special equipment, such as spraying machines, steaming machines for removing wallpaper, special types of scaffolding or floor sanding machines, but not including standard equipment such as brushes, ladders and other ordinary equipment, his maximum price per hour for such use after the effective date of this order shall not be in excess of the highest price per hour he charged therefor during March, 1942. If the seller acquired such special equipment after March, 1942, but prior to the effective date of this order, and thereafter established maximum prices per hour for such uses under the applicable maximum price regulation, he may continue to charge such established price. In either case, the seller must have records available to substantiate the charging of such price and such price must be filed with the District Office of the Office of Price Administration pursuant to section 9 of this order. If a seller commences the use of special equipment after the effective date of this order he shall establish his maximum hourly price therefor under the applicable maximum price regulation and file such price with the District Office within ten days.

(4) *Extra charge for use of paint brushes.* If a job, covered by this order, requires the use of paint brushes, the seller may make an extra charge therefor of not to exceed 5¢ per man-hour of time consumed on the particular job.

(5) *Out of town travel expenses.* The seller who furnishes men on an out-of-town job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expenses at not to exceed 5¢ per mile for travel beyond five miles from the city limits, and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(6) *Transportation.* If a seller uses his truck to transport materials, equipment and men to and from a job a distance of more than five miles beyond the city limits, he may charge not more than 5¢ per mile to and from the job for travel beyond that distance and similarly if other means of transportation are used.

SEC. 5. *Guaranteed price.* A seller may sell a job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 6. *Related and incidental construction work and materials.* If, on any job covered by this order, any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work and materials shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 7. *Notification*—(a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser, a statement, and keep a copy thereof at his principal place of business, showing the following:

(1) The names and addresses of the seller and purchaser.

(2) The location of the job.

(3) The date the job was completed.

(4) The description of the work performed and the total charged for the job, including both services and materials used, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in sub-paragraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for services covered by this order for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the materials used and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the Office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 8. *Records.* Each seller must keep and retain, at his principal place of business, records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.

(2) The location of the job.

(3) A copy of any and all contracts pertaining to each sale.

(4) The time the job was commenced and completed.

(5) A description of the services performed and materials used, and the quantities and prices of each.

(6) The hours worked and labor charges by type and classes of labor.

(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 9. *Filing and reporting of maximum prices.* (a) Each seller, subject to this order, shall within thirty days after the effective date of this order, or within 10 days after any increase in labor costs is put into effect, or in the case of new sellers within 10 days after first entering business, file with the Boise District Office of the Office of Price Administration the following information:

(1) The "maximum labor charge" as that term is defined in section 1 (b) (4) of this order, in terms of the straight time hourly rate to be charged the purchaser for services covered by this order for each class of workmen employed by him.

(2) The "labor cost" as that term is defined in section 1 (b) (5) of this order, in terms of the authorized straight time hourly rate paid each class of workmen by the seller.

(3) A statement that the prices charged by the seller for the materials used will not exceed the maximum prices provided by the appropriate maximum price regulations for retail sales of such materials by established paint, decorating, and paperhanging supply firms nearest his place of business, based on the manufacturer's published retail price lists; and a statement that the maximum charge to the purchaser for services sub-contracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all special equipment, and the maximum hourly charges therefor, which were in effect in March, 1942, or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by self-employed painters, decorators, or paperhangers as of the effective date of this order, pursuant to section 4 I (1) (d) of this order, or in the case of a new self-employed painter, decorator or paperhanger, the proposed hourly rate to be charged but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed or are to be peformed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove, or revise any maximum price proposed so as to make it in line with the level of maximum prices under this order. If the District Director fails to act within twenty days from the time of the filing, the proposed prices shall be deemed to be in effect.

SEC. 10. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell services or materials used, or both, covered by this order at prices higher than the maximum prices established by this order.

SEC. 11. *Evasions.* Any practice, scheme or device which results in a higher price to the purchaser of services covered by this order or materials used, than is permitted by this order shall be deemed a violation of this order, and subjects the seller to all the civil liabilities and the criminal penalties provided in the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any services covered by this order or materials used, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any service, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of the services covered by this order, nor shall the seller lower the quality of the materials used below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, or by any other plan, scheme, or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of services covered by this order or materials used.

SEC. 12. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 13. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. *Revocation or amendment.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-26 shall become effective February 25, 1946.

Issued this 13th day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-3369; Filed, Mar. 1, 1946; 4:54 p. m.]

[Region VIII Order G-110 Under 18 (c)]

GEORGE WINDELER CO., LTD.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation; *It is hereby ordered:*

(a) The maximum price at which any person may resell redwood water tanks and redwood cooling towers manufactured by George Windeler Company, Ltd., 2201 Jerrold Avenue, San Francisco 24, California, shall be the maximum price of such person for such tank or tower as of the effective date of this order, plus the following percentage, such percentage to be applied to the maximum price f. o. b. the reseller's place of business, exclusive of sales tax:

Item:	*Addition (percent)*
2" redwood tanks	10
3" redwood tanks	2½
Redwood cooling towers	25

(b) This order applies only to sales made in Region VIII, which comprises the States of Washington, Oregon (except Malheur County), California, Nevada, Arizona (except those portions of Coconino and Mohave Counties north of the Colorado River), and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

(c) This order may be revoked, amended, or corrected at any time.

This order shall become effective as of the date of issuance hereof.

Issued this 13th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-3348; Filed, Mar. 1, 1946; 4:45 p. m.]

[Region VI Order G-16 Under RMPR 122, Amdt. 100]

SOLID FUELS SOLD IN AURORA, ILL. AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-16 under Revised Maximum Price Regulation No. 122 is amended in the following respects: In Appendix No. 18, paragraph (b), price schedule, is amended to read as follows:

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for delivered sales by dealers in lots of one (1) ton or more of specified kinds and sizes of solid fuels. Service charges are set forth in section (c). Charges for treatment of coal are set forth in section (d). Discounts are set forth in section (e). Definitions are set forth in section (f). Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On delivered sales of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 25¢, but in no event shall the total price be in excess of that for a sale of 1 ton; for example, if the price of 1 ton is $12.60 the price of ½ ton would be $6.30 plus 25¢ or a total of $6.55; the price of ¾ ton would be $9.45 plus 25¢ or a total of $9.70.

(ii) On delivered sales of more than 1 ton, for each fraction of a ton sold, the price shall be proportional to the price per ton; for example, if the price of 1 ton is $10.85, the price of 1½ tons would be $16.30.

(iii) On yard sales of any fraction of a ton, whether more or less than 1 ton, the price shall be proportional to the price per ton; for example, if the price of 1 ton at the yard is $12.10, the price of ½ ton would be $6.05; of 1½ tons—$18.15.

PRICE SCHEDULE	*Delivered per ton*
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):	
1. Lump, egg and stove—size group Nos. 1, 2 and 3 (all lump coal—bottom size 3⅛"; all egg coal—top size larger than 3", bottom size—no limit; all stove coal—top size larger than 1¼", but not exceeding 3", bottom size smaller than 3" in price classifications A and B	$13.00
2. Nut—size group No. 4 (top size larger than ¾", but not exceeding 1¼" bottom size smaller than 1¼") in price classification A	11.00
3. Pea or dedusted screenings—size group No. 5 (top sizes not exceeding ¾", bottom size smaller than ¾") in price classification A	10.70
4. Screened run of mine—size group No. 6 (straight run of mine from which all or part of the ⅜" or ¾" top size has been removed) in price classification A and B	11.25
II. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee, and North Carolina):	
1. Lump and egg—size group Nos. 1, 2, and 3 (all single screened block coal—bottom size larger than 2"; all double screened egg coal—top size larger than 3"; and bottom size larger than 3", but not exceeding 4") in price classification A	11.40
2. Lump and egg—size group Nos. 1 and 2 (all single screened block coal—bottom size larger than 3"; all double screened egg coal—top size larger than 6" and bottom size larger than 3", but not exceeding 4"; also all double screened coals—top size 5" and larger and bottom size larger than 4") in price classifications E through M	10.50
3. Egg—size group No. 4 (all double screened egg coals—top size larger than 6" and bottom size larger than 2", but not exceeding 3") in price classfication A)	11.05
4. Stoker—size group No. 10 (all double screened stoker coals—top size not exceeding 1¼" and bottom size less than 1¼"):	
In price classification A	10.65
In price classification B through E	10.25
In price classification H	10.15

travel beyond that distance and similarly chaser.

deemed to be in effect.

Price Schedule—Con.	*Delivered per ton*
III. High volatile bituminous coal from district No. 9 (western Kentucky):	
1. Stoker No. 6 seam—size group Nos. 8–12 inc. (all raw double-screened nut, stoker and pea coals, top size not exceeding 2" and bottom size larger than 10 mesh or 3/32")	$8.26
2. Washed screenings No. 14 and stray seams—size group Nos. 23 and 24 (all washed or air cleaned screenings larger than 3/8" x 0 but not exceeding 2" x 0)	7.51
IV. High volatile bituminous coal from district No. 10 (Illinois):	
A. Southern subdistrict price group Nos. 1, 2, and 8 (deep machine mines):	
1. Lump, egg and stove—size group Nos. 1, 2, 3, 4, 5, 6, and 8 (all lump or egg coals—bottom size larger than 2", washed or raw; also all lump, egg and stove coals, bottom size 2" and smaller, washed or raw)	8.75
2. Special stoker—size group Nos. 21, 22, and 28 (washed or air cleaned nut and pea coal—bottom size larger than 1 millimeter, top size not exceeding 2"; and dry dedusted special stoker—bottom size larger than 28 mesh and top size not exceeding 3/8")	7.75
3. Washed and dedusted screenings—size group Nos. 23 and 24, 26, and 27 (washed, air-cleaned or dry dedusted screenings top size not exceeding 2"). (Common trade names, Universal, Commercial and S. P. Stoker)	7.35
B. Belleville and Duquoin subdistricts, price group Nos. 10 and 16–22 inclusive:	
1. Lump and egg—size group Nos. 1, 2, and 3 (all lump or egg coals—bottom size larger than 2", washed or raw):	
(a) Strip mines	7.45
(b) Deep machine mines	7.50
C. Northern subdistrict price group No. 29:	
1. Lump and egg—size group Nos. 1, 2, and 3 (all lump or egg coals, bottom size larger than 2", washed or raw)	6.70
2. Dedusted screenings—size group Nos. 26 and 27 (dry dedusted screenings, top size not exceeding 2") mine index No. 515	6.20
V. High volatile bituminous coal from district No. 11 (Indiana):	
1. Lump and egg—size group Nos. 1, 2, and 3 (all lump or egg coals, bottom size larger than 2", washed or raw):	
a. Price group Nos. 6 and 14	8.83
b. Price group Nos. 15 and 16	8.43
c. Price group Nos. 5 and 13	7.68
d. Price group Nos. 9–12 inclusive	7.53
e. Price group No. 10—mine index No. 115 only	7.98
2. Raw, nut and pea—size group No. 9–12 inc. (raw, nut and pea coal—bottom size larger than 10 mesh or 3/32" and top size not exceeding 2"):	
a. Price group Nos. 6 and 14	7.78
b. Price group No. 10—Mine index 115 only	7.13
VI. Pensylvania anthracite:	
1. Egg, stove, and nut	17.75
VII. Briquettes low volatile:	
1. Berwind	$13.30
2. Glen Rogers	13.50
VIII. Coke—by-product:	
1. Egg, stove, and nut	14.10

In appendix No. 18, paragraph (e), discounts, is amended to read as follows:

(e) *Discounts.* The following discounts must be given:

	Per ton
1. On sales in lots of 20 tons or more	$0.50
2. On yard sales to domestic consumers	1.10
3. On yard sales to other dealers of:	
(i) Coal of lump, egg, stove or nut sizes and coke of egg, stove or nut sizes	1.60
(ii) Coal of stoker size	1.35
(iii) "Cheap" coal, as defined in section (f)	1.10
4. All other discounts customarily given by any seller during December 1941.	

The prices established by this Amendment No. 100 to Order No. G–16 under Revised Maximum Price Regulation No. 122 supersede those established by the adjustments permitted by Regional Order No. G–27 and Regional Order G–29, as to the dealers covered by Appendix No. 18 to Order No. G–16.

This Amendment No. 100 to Order No. G–16 under Revised Maximum Price Regulation No. 122 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 14th day of February 1946.

R. E. Walters,
Regional Administrator.

[F. R. Doc. 46–3347; Filed, Mar. 1, 1946; 4:45 p. m.]

[Region VIII Order G–4 Under MPR 592]

Brick and Tile Products in San Francisco Region

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 16 (e) of Maximum Price Regulation No. 592, *It is hereby ordered:*

(a) The maximum price at which any person may resell brick and tile products manufactured in the State of Washington, when the manufacturer's maximum price therefor has been increased by adjustment order, shall be that person's maximum price therefor as of the effective date of this order, plus the dollars-and-cents amount by which the manufacturer's maximum price has been increased.

(b) The adjustment provided by this order shall apply only to those commodities on the manufacturer's invoice relating to which the manufacturer has separately stated the exact amount of the increase in his maximum price and has made substantially the following statement:

The OPA has granted an adjustment in price to certain manufacturers of certain brick and tile products. The amount of the price increase is shown separately on the invoice. You are permitted to add the exact dollars-and-cents amount of the price increase to your existing maximum price provided you separately state the amount of the increase on your invoice.

(c) This order shall apply only to sales made in Region VIII, comprising the States of Washington, Oregon (except Malheur County), California, Nevada, Arizona (except those portions of Coconino and Mohave Counties north of the Colorado River), and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

(d) This order may be revoked, amended, or corrected at any time.

This order shall become effective as of February 5, 1946.

Issued this 15th day of February 1946.

Ben C. Duniway,
Regional Administrator.

[F. R. Doc. 46–3349; Filed, Mar. 1, 1946; 4:45 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 98]

Solid Fuels Sold in Elgin, Ill., Area

An opinion accompanying this Amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. In Appendix No. 11, Paragraph (b), *Price schedule*, is amended to read as follows:

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets maximum prices without discount for "delivered" sales by dealers of specified kinds and sizes of solid fuels in lots of ½ ton or more. Service charges are set forth in section (c). Discounts which must be granted for certain types of sales are set forth in section (d). Charges for treatment of coal are set forth in section (e). Definitions are set forth in section (f).

Price Schedule

	Delivered 1 ton	Delivered ½ ton
1. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Va.):		
1. Lump, egg, and stove, size groups 1, 2, and 3 (all lump coal bottom size 3/8"; all egg coal top size larger than 3"; bottom size no limit; all stove coal, top size larger than 1¼" but not exceeding 3"; bottom size smaller than 2". In price classifications A and B:		
A. Forked	$13.95	$7.25
B. Shovelled	12.95	6.75
2. Pea or dedusted screenings, size group No. 5 (top size not exceeding ¾"; bottom size smaller than 3/8". In price classification A	11.20	5.85
3. Screened mine run, size group No. 6 (straight run of mine from which all or part of the 3/4" or ¾" top size has been removed). In price classifications A and B	11.55	6.05

Price Schedule—Continued

	Delivered 1 ton	Delivered ½ ton
II. High volatile bituminous coal from district No. 8 (eastern Kentucky, West Virginia, part of Tennessee and North Carolina):		
1. Stoker, size group No. 10 (all double screened stoker coals, top size not exceeding 1¼" and bottom size less than 1¼"):		
A. In price classification A	$11.20	$5.88
B. In price classification B through E	10.95	5.73
II. High volatile bituminous coal from district No. 10 (Illinois):		
A. Southern Subdistrict Price Group Nos. 1, 2, and 8 (deep machine mines):		
1. Lump, egg and nut, size group Nos. 1 through 5 (all lump, egg or nut coals with a bottom size larger than 1½")	9.25	4.90
2. Special stoker, size group Nos. 21, 22, and 28 (washed or air cleaned nut and pea coal, bottom size larger than 1 millimeter; top size not exceeding 2" and all dry dedusted special stoker, bottom size larger than 28 mesh and top size not exceeding 3/8")	8.55	4.53
3. Washed and dedusted screenings, size group Nos. 23, 24, 26, and 27 (all washed, air cleaned or dry dedusted screenings, top size not exceeding 2") (common trade names, Universal, Commercial, and S. P. Stoker)	8.10	4.33
B. Central subdistrict price group Nos. 12 and 13 (deep machine mines):		
1. Lump and egg, size group Nos. 1, 2, and 3 (all lump and egg coals, bottom size larger than 2" washed or raw)	7.80	4.15
2. Washed nut and pea, size group Nos. 17–20, inclusive (washed or air cleaned nut and pea coal, bottom size larger than 10 mesh or 3/32" and top size not exceeding 2")	7.45	3.98
C. Northern subdistrict price group No. 29 (strip mines):		
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump and egg coals, bottom size larger than 2", washed or raw)	7.95	4.23
2. Raw or washed nut, pea and stoker, size group Nos. 9–12 inclusive and 17–20 inclusive (all raw, washed or air cleaned nut and pea coal, bottom size larger than 10 mesh or 3/32"; top size not exceeding 2")	7.50	4.00
IV. High volatile bituminous coal from district No. 11 (Indiana):		
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump and egg coals, bottom size larger than 2" washed or raw)		
A. In price group Nos. 6 and 14	9.48	5.02
B. In price group Nos. 15 and 16	9.13	4.82
C. In price group No. 10, mine index No. 115 only	8.63	4.57
2. Raw nut and pea, size group Nos. 9–12 inclusive (all raw nut and pea coal, bottom size larger than 10 mesh or 3/32" and top size not exceeding 2") price group Nos. 6 and 14	8.38	4.47
V. Pensylvania Anthracite:		
1. Egg, stove and nut	19.45	9.98
2. Pea	16.65	8.61
3. Buckwheat	15.40	7.95
VI. Briquettes-low volatile Berwind:	13.80	7.15
VII. Coke-byproduct:		
1. Egg, stove and nut	15.10	7.80

The above prices include the Illinois Retailers Occupation Tax.

2. In Appendix No. 11, Paragraph (d), *Discounts*, is amended to read as follows:

(d) *Discounts.* (1) The maximum prices shall be those set forth in schedule (b), minus not less than 50 cents per ton, if payment in cash is made on delivery or within 10 days thereof.

(2) In addition to the cash discount set forth in sub-paragraph (1) above, the maximum prices established in schedule (b) shall be subject to the following discounts:

	Per ton
(i) On sales to consumers, if the coal is picked up by the consumer at the dealer's yard	$0.60
(ii) On sales by dealer to dealer, if the coal is picked up by the purchaser at the seller's yard	1.35
(iii) On farm sales, if the coal is picked up by the farmer at the dealer's yard	1.10
(iv) On "delivered" sales of stoker size coal in lots of 20 tons or more	.50
(v) On "delivered" sales of coal larger than stoker size coal in lots of 20 tons or more	1.00

(3) The dealer shall continue to allow any discounts and differentials other than those described in paragraphs (1) and (2) of this section which he customarily granted in the base period of December 1941 as for example, discounts granted to restaurants, bakeries, or others customarily receiving such discounts or differentials.

The price established by this Amendment No. 98 to Order No. G–16 under Revised Maximum Price Regulation No. 122 supersede those established by the adjustments permitted by Regional Order No. 27 and Regional Order No. G–29 as to the dealers covered by Appendix No. 11 to Order No. G–16.

This Amendment No. 98 to Order No. G–16 under Revised Maximum Price Regulation No. 122 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 13th day of February 1946.

R. E. Walters,
Regional Administrator.

[F. R. Doc. 46–3373; Filed, Mar. 1, 1946; 4:55 p. m.]

MAR 9 '46

Reference

MAR 9 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 46

Washington, Thursday, March 7, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 4–11, Termination]

PART 1450—TOBACCO

1945 CROP OF BURLEY TOBACCO

War Food Order No. 4–11 (10 F. R. 14495) is hereby terminated.

This order shall become effective at 12:01 a. m., e. s. t. March 7, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 4–11, prior to the effective time hereof, all provisions of such order in effect prior to the effective time hereof shall continue in full force and effect for the purpose of sustaining any action, suit, or other proceeding, with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO No. 4, as amended; 8 F.R. 335, 11331; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126, 10419)

Issued this 5th day of March 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46–3570; Filed, Mar. 6, 1946; 11:23 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter II—Office of Alien Property Custodian

[G. O. 31, as Amended, Amdt.]

PART 503—GENERAL ORDERS

PROHIBITION OF TRANSACTIONS AND APPOINTMENT OF AGENTS AND DELEGATES WITH POWER TO MAKE AND TO REVOKE AUTHORIZATIONS AND TO DESIGNATE SUPERVISORS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned hereby amends General Order No. 31, heretofore issued by the Alien Property Custodian on July 10, 1944 (9 F.R. 7739), as amended July 22, 1944 (9 F.R. 8975), December 12, 1944 (9 F.R. 14573), August 7, 1945 (10 F.R. 9914) and February 8, 1946 (11 F.R. 1586) in the following manner, and not otherwise:

1. Paragraph (b) of General Order No. 31, as amended, is amended by striking therefrom the words "Roger E. Brooks, as Manager of the Honolulu Office of the Office of Alien Property Custodian" and inserting in lieu thereof the words "Roger E. Brooks, as Manager of the Territorial and Insular Offices of the Office of Alien Property Custodian".

2. All acts and actions which heretofore have been effected or taken by the said Roger E. Brooks, as Manager of Territorial and Insular Offices of the Office of Alien Property Custodian, on or since September 12, 1945, are hereby approved, ratified, and affirmed to the same extent and with the same effect as if this amendment to General Order No. 31 had been issued on September 12, 1945.

Executed at Washington, D. C., on February 28, 1946.

(40 Stat. 411, 50 U.S.C. App.; 55 Stat. 839, 50 U.S.C. App. (Supp.); E.O. 9193, 7 F.R. 5205; E.O. 9567, 10 F.R. 6917)

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3612; Filed, Mar. 6, 1946; 11:50 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter IV—Military Education

PART 403—PROMOTION OF RIFLE PRACTICE

BOND TO BE FILED

Amend the first portion of § 403.1 (d) (1) by substituting the sum "$10,000" in lieu of "$5,000" as follows:

§ 403.1 *Issues of rifles, ammunition, etc., to schools.* • • •

(d) *Bonds, care of property* • • •

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FEDERAL REGISTER

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NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per book.

Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

Book 3: Titles 33–50, including a general index and ancillary tables.

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(1) *Bonds to be filed.* No issues of equipment listed in (b) will be approved by the Director of Civilian Marksmanship to any school until an approved and accepted bond in the penal sum of $10,000 • • •

(38 Stat. 370; 10 U.S.C. 1185; 39 Stat. 643) [AR 850–100, 10 May 1940 as amended by W.D. Cir. 52, 21 Feb. 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–3562; Filed, Mar. 5, 1946; 4:32 p. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51412]

PART 6—AIR COMMERCE REGULATIONS

REDESIGNATION OF PRESQUE ISLE AIR BASE, PRESQUE ISLE, MAINE, AS AIRPORT OF ENTRY FOR ONE YEAR

MARCH 1, 1946.

The Presque Isle Air Base, Presque Isle, Maine, is hereby redesignated as an airport of entry for civil aircraft and merchandise carried thereon arriving from places outside the United States, as defined in section 9 (b) of the Air Commerce Act of 1926 (U.S.C. title 49, sec. 179 (b)), for a period of one year from February 20, 1946.

The list of temporary airports of entry in § 6.13, Customs Regulations of 1943 (19 CFR, Cum. Supp., 613), is hereby amended by changing the date of designation opposite the name of this airport to "February 20, 1946."

(Sec. 7 (b), 44 Stat. 572; 49 U.S.C. 177 (b))

[SEAL] JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46–3539; Filed, Mar. 5, 1946; 4:21 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 150]

PART 809—BLANKET LICENSE "BLT"

Part 809 *Blanket License "BLT"* is hereby amended to read as follows:

Sec.
809.1 Definitions.
809.2 General provisions.
809.3 Clearance for export.
809.4 Records.

AUTHORITY: §§ 809.1 to 809.4, inclusive, issued under sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

§ 809.1 *Definitions.* When used in this part:

(a) "Blanket license" shall mean a document issued by the Department of Commerce authorizing the exportation by the licensee of the commodities described in such document to two or more consignees or purchasers in a single country.

§ 809.2 *General provisions.* (a) Applications for blanket licenses shall be made on the form or forms and in the manner and only for such commodities prescribed by the Department of Commerce.

(b) When an application for blanket license is submitted, permission to export to one or more of the consignees and purchasers named may be refused by blocking out the name of the consignee and purchaser with respect to whom the application has been denied. In such case the license shall be valid only for shipments to the remaining approved consignees and purchasers.

(c) A blanket license authorizes the exportation to any of the consignees and purchasers named therein, or in a list attached and made a part thereof, the commodity or commodities therein described: *Provided*, That the aggregate quantity of all exports under such license to the consignees and purchasers named therein, or in a list made a part thereof, does not exceed the total quantity for which the license has been granted. Such exportation shall be permitted notwithstanding any conflicting provisions in the terms, conditions or provisions of the form on which the application for a blanket license has been made. In any case where an Import Recommendation issued by a designated government agency of the country of destination is required as a condition to the issuance of an export license for a particular commodity to a designated consignee, such commodity may not be exported to such consignee under a blanket license in quantities in excess of the amount approved for such consignee in said Import Recommendation.

(d) Insofar as consistent with the provisions of this part, all of the provisions of Part 804 of this subchapter shall apply equally to applications filed for blanket licenses and blanket licenses issued under the provisions of this part.

(e) The blanket license procedure shall apply only to exportations to destinations in general license country Group K, as set forth in § 802.3 (a) of this subchapter, and to Argentina.

§ 809.3 *Clearance for export.* (a) The provisions of § 801.7 of this subchapter requiring the presentation of an original license or other document when presenting commodities for export, shall not apply to shipments authorized for export pursuant to a blanket license, except that exportation of the following commodities may be cleared for exportation only upon presentation to collectors of customs and postmasters of the original blanket license:

Commodity	*Schedule B No.*
Cotton semimanufactures and Cotton manufactures.	301110 thru 301320, 301800, 303110 thru 312900, 317100 thru 318100, 318700 thru 318900.
All commodities classified under the processing code "Food" in a current issue of the Comprehensive Export Schedule issued by the Department of Commerce, except Wheat flour, Schedule B Nos. 107300 and 107400.	

(b) In lieu of the presentation of an original blanket license for clearance of the exportation with the United States Collector of Customs or the United States Postmaster, except for commodities listed in paragraph (a) of this section, the exporter may present a Shipper's Export Declaration bearing the following certification:

The undersigned certifies that the commodities described herein are being exported under the provisions of BLT (Blanket) License No. ------, approved by Department of Commerce ---------- (date of validation).

(Signed)

(c) A person exporting any commodity pursuant to a blanket license shall enter the symbol "BLT" and the number of the license on each Shipper's Export Declaration filed with the United States Collector of Customs at the port of exit or with the United States Postmaster at the place of mailing at the time of each exportation under each license.

§ 809.4 *Records.* When clearance of a shipment, other than one containing any of the commodities listed in § 809.3 (a), has been made in accordance with the provisions of § 809.3 (b), the holder of the license authorizing such shipment shall endorse on the back of the license in the space reserved for entries by Collectors of Customs and Postmasters the following information:

1. Quantity
2. Description
3. Value
4. Consignee (This shall be placed in the space labeled "name of vessel if export is made by water")
5. Port of exit or post office of mailing
6. Date (This date shall be the date of filing of the Shipper's Export Declaration)
7. Initials of the endorsing official

Such license shall be held available for inspection at any time by the Department of Commerce. Upon completion of shipment against such blanket license, or upon the expiration of the validity of the license, such license with the endorsements thereon as provided in this paragraph and with attachments, if any, shall be returned to the Department of Commerce.

Dated: March 1, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46–3566; Filed, Mar. 6, 1946; 10:42 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[M–328B,[1] Direction 10]

USE OF CC RATINGS IN FIRST QUARTER OF 1946 UNDER SCHEDULE C

The following direction is issued pursuant to M–328B:

(a) *Purpose.* The purpose of this direction is to state the rules governing the yardage for which CC ratings may be used in the first quarter of 1946 under Schedule C of Order M–328B.

(b) *Restrictions on use of M–328B CC ratings to get certain fabrics.* (1) On and after March 6, 1946, no person may place any orders bearing CC ratings assigned under Schedule C of M–328B for carded broadcloth of any sley, or carded poplins, sley of 88 and higher, except for incorporation into men's and boys' shirts and shorts (Items No. 4, 5, 6, 7, 32, 33 and 35 on Preference Rating Schedule No. 2, and Items No. 4 (a), 4 (b), 6 (a), 6 (b), 32, 33 and 35 on Preference Rating Schedule No. 3.) CC rated orders placed before March 6, 1946, are not affected by this provision and remain valid.

(2) Any manufacturer who is prohibited by the provisions of paragraph (b) (1) from using for any item CC ratings for the fabrics listed, may, however, use CC ratings to get any other fabric permitted for that item on Preference Rating Schedules No. 2 or 3 in an equivalent yardage.

(c) *Quantities and kinds of fabric which may be received on ratings.* (1) Authorizations on Form CPA–3732 under Schedule C for the first quarter of 1946 assign CC ratings for the total yardage of all fabrics which may be obtained for an item. The yardage (explained in (c) (2) and (c) (3) below) may be divided up in any way among the fabrics listed on the Preference Rating Schedules for that item, subject to the rule stated above in paragraph (b).

(2) Any person who receives an authorization for an item on Schedule C on Form CPA–3732 for a yardage which was 75% or more of the total yardage of all fabrics for which he was assigned CC ratings for that item in the fourth quarter of 1945, is governed by the following rule. He may not receive on M–328B CC rated orders after he gets his CPA–3732 authorization for an item any

[1] 11 F.R. 234, 238, 341.

fabric which will make his total receipts of all fabrics for that item in the first quarter of 1946 on M-328B CC ratings exceed the yardage authorized on Form CPA-3732 for that item. This includes the yardage authorized for the fourth quarter of 1945, but not received in that quarter.

(3) Any person who receives an authorization on Form CPA-3732 for any item for less than 75% of the total yardage of all fabrics allocated to him for that item in the fourth quarter of 1945, may use CC ratings to get in the first quarter of 1946 75% of the yardage for which he was assigned CC ratings for all fabrics for the fourth quarter of 1945 for the same item. This includes the yardage authorized for the fourth quarter of 1945, but not received in that quarter.

(4) Any person who has actually received on CC ratings under paragraphs (c) (2) and (f) (2) of Order M-328B more than the yardage to which he is entitled under this direction, may not receive any more fabric on M-328B CC ratings in the first quarter of 1946 for the particular item. He must, however, use all of the yardage obtained before then to make the item for which the rating was authorized.

(5) Any person who has placed CC rated orders for more yardage than he is authorized to receive under this direction must immediately unrate or cancel orders for the excessive yardage as explained in paragraph (c) (4) of Order M-328B.

Issued this 6th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3571; Filed, Mar. 6, 1946; 11:30 a. m.]

PART 3293—CHEMICALS

[Limitation Order L-353, as Amended Mar. 5, 1946]

CANE ALCOHOL

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of cane alcohol, both imported and domestic, as hereinafter defined, for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3293.652 *Limitation Order L-353*—(a) *Definitions.* For the purpose of this order:

(1) "Cane alcohol" means ethyl alcohol produced within or imported into the continental United States of 50 proof or higher produced from molasses, sugar cane, sugar cane syrup, sugar cane juice or sugar, with or without the addition of denaturants, diluents, or other foreign materials. The term includes products of cane alcohol such as, but not limited to, rum, gin, blending spirits, etc., but not including denatured alcohol or proprietary solvent.

(2) "Imported cane alcohol" means cane alcohol imported into the continental United States from any point outside the continental United States.

(3) "Continental United States" means the forty-eight states and the District of Columbia.

(4) "Process" means rectify, redistill, compound, blend, dilute, admix, filter, clarify or otherwise treat for beverage purposes. The term does not include dilution of bulk rum with water or the filtering of bulk rum, or the bottling of products of cane alcohol such as, but not limited to, rum, gin, etc.

(b) *Restrictions on delivery.* On and after 12:01 a. m. February 22, 1946, no person shall deliver or accept delivery of any material which he knows or has reason to believe is cane alcohol unless the person accepting the delivery furnishes him with a certificate in substantially the form indicated below, either signed manually or as provided in Priorities Regulation No. 7. The standard form of certification in Priorities Regulation No. 7 may not be used instead.

The undersigned hereby certifies to the seller and to the Civilian Production Administration that the cane alcohol covered by his Purchase Order No. ------ dated ------ ---------- will be used or delivered subject to the provisions of Order L-353.

(Name of purchaser)

By ---
(Signature and title of duly authorized official)

Date

This paragraph does not apply to the delivery of material to the importer or to deliveries of any quantity of cane alcohol in containers of one U. S. gallon or less.

(c) *Restrictions on processing.* On and after February 22, 1946, no person shall process material which he knows or has reason to believe is cane alcohol.

(d) *Exceptions.* Paragraphs (b) and (c) of this order do not apply to:

(1) The delivery, receipt or processing by any person of imported cane alcohol which at 12.01 a. m. February 22, 1946, either

(i) Had entered through the U. S. Bureau of Customs or

(ii) Was held in the bonded custody of the U. S. Bureau of Customs including imported cane alcohol held in general order by a Collector of Customs, or in customs custody in a bonded warehouse of any class, or covered by an immediate transportation or other bonded transportation entry, or

(iii) Was within the port limits of a port in the continental United States with intent to unlade there or

(iv) Was in free zone (foreign-trade zone).

(2) The delivery, receipt or processing by any person in a free zone or a customs bonded warehouse of Class 6 of imported cane alcohol for export only.

(3) The delivery, receipt or processing of any cane alcohol imported tax free for industrial purposes pursuant to section 3125 of the Internal Revenue Code.

(e) *Shipments from free zone.* No person shall ship into the continental United States from a free zone cane alcohol which had been processed in such free zone after 12:01 a. m., February 22, 1946 unless at 12:01 a. m., February 22, 1946 such cane alcohol was in the free zone or was in the bonded custody of the U. S. Bureau of Customs or was within the port limits of a port in the continental United States with intent to unlade there.

(f) *Miscellaneous provisions*—(1) *Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(2) *Appeals.* Any appeals from the provisions of this order shall be made by filing with the Civilian Production Administration, Chemicals Divison, Washington 25, D. C., Ref.: L-353, a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

(3) *Violations.* Any person who willfully violates any provision of this order or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment.

(4) *Communications to Civilian Production Administration.* Communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref: L-353.

Issued this 5th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3563; Filed, Mar. 5, 1946; 4:41 p. m.]

Chapter XI—Office of Price Administration

PART 1425—LUMBER DISTRIBUTION

[2d Rev. MPR 215, Amdt. 17]

DISTRIBUTION YARD SALES OF SOFTWOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 215 is amended in the following respects:

1. Section 4 (a) (3) is amended to read as follows:

(3) A "handling charge" as follows:

(i) Lumber other than shingles and lath.

(*a*) Southern Pine—$4.75 per 1,000 board feet.

(*b*) All other species—$5.00 per 1,000 board feet.

(ii) Shingles—30¢ per square.

(iii) Lath.

(*a*) Douglas fir, Western hemlock, and true fir plaster lath—20¢ per M pieces.

(*b*) Other Douglas Fir, Western hemlock and true fir lath and all other species—60¢ per M pieces.

2. Section 5 (a) (3) is amended to read as follows:

(3) A "handling charge" as follows:

(i) Lumber other than shingles and lath.

(*a*) Southern Pine—$2.50 per 1,000 board feet.

(*b*) All other species—$5.00 per 1,000 board feet.

(ii) Shingles.

(*a*) Southern Pine—15¢ per square.

(*b*) All other species—30¢ per square.

(iii) Lath.

(*a*) Douglas fir, Western hemlock, and true fir plaster lath—None.

(*b*) Other Douglas fir, Western hemlock and true fir, lath and all other species—60¢ per M pieces.

3. Section 16 (b) is amended to read as follows:

(b) *Sale out of distribution yard stock.* A sale out of distribution yard stock means a sale made by a distribution yard for shipment of lumber which is a regular part of distribution yard stock and which actually has been sorted, stored, and handled as regular yard stock by the distribution yard before delivery.

This Amendment No. 17 shall become effective March 5, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3540; Filed, Mar. 5, 1946; 4:22 p. m.]

PART 1305—ADMINISTRATION

[SO 73, Amdt. 1]

EXEMPTION OF DAMAGED COMMODITIES FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 73 is amended in the following respects:

1. SECTION 1305.106 *Exemption of Damaged Commodities from Price Control* is amended by inserting the words "or services in connection therewith" immediately following the phrase "damaged commodities" and preceding the phrase "by insurance companies".

2. The same section hereof is further amended by inserting the words "or services in connection therewith" immediately following the phrase "new or second-hand commodities" and preceding the phrase "for his own account;".

This amendment shall become effective March 11, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3580; Filed, Mar. 6, 1946; 11:42 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 539-A]

CUSTOM MILLING AND KILN DRYING OF SOFTWOODS AND HARDWOODS IN THE NORTHEASTERN AREA

Maximum Price Regulation 539A is redesignated Revised Maximum Price Regulation 539A and is revised and amended to read as follows:

In the judgment of the Price Administrator, the maximum prices established by this regulation are, and will be, generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328. A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register. Such specifications and standards as are used in this regulation were, prior to such use, in general use in the industry affected.

Sec.
1. Higher than maximum prices prohibited.
2. What lumber is covered.
3. What services are covered.
4. What is a custom mill.
4a. Meaning of financial interest.
5. Maximum prices for custom milling services by other than a custom mill.
6. Invoicing and records.
7. Maximum prices for services not specifically priced.
8. No quantity limitations.
9. Service charges.
10. Computing prices on most economical basis.
11. Enforcement.
12. Licensing.
13. Prohibited practices.
14. Maximum prices.

AUTHORITY: § 1499.2277 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487.

SECTION 1. *Sales of custom milling or custom kiln drying services on hardwood or softwood lumber at higher than maximum prices prohibited.* (a) On and after March 11, 1946, no person shall sell or provide, and no person shall buy or receive in the course of trade or business, any "custom milling services", as defined in section 3 below, on hardwood or softwood lumber covered by this regulation at prices higher than the maximum prices set by this regulation; and no person shall agree, offer, or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged and paid.

SEC. 2. *What lumber is covered.* This regulation covers custom milling and kiln drying of all softwood lumber (except Western softwoods which are defined in and covered by RMPR 539) and all hardwood lumber regardless of the area in which it is produced, when custom milling or kiln drying is performed in the area defined in section 3 (a).

SEC. 3. *What services are covered.* (a) This regulation covers "custom milling and kiln drying services" on all woods other than Western softwoods when performed in the states of Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island or Vermont.

(b) "Custom milling services", as used in this regulation, means all operations upon lumber, as distinguished from logs, which are customarily performed by a sawmill, or operations upon lumber for which maximum prices are fixed in the basic mill regulation covering direct-mill sales of the various species of lumber.

(c) The following are not "custom milling services" even though performed by a "custom mill" as defined in section 4 below:

(1) Milling or kiln drying services performed upon lumber in which the mill performing the service has or had any financial interest, direct or indirect, other than such interest as arises from the performance of the services.

(2) Milling or kiln drying services performed on lumber which was produced by a sawmill, or sold by or handled through a wholesaler or commission merchant, or processed by a concentration yard, any one of which has a financial interest in the mill performing the services.

(3) Milling or kiln drying services by a custom mill owned or operated by a distribution yard when performed on lumber which has been, is or becomes part of the regular stock of the yard.

(4) Milling or kiln drying services performed on lumber which the seller has arranged to have milled or kiln dried in transit and which he sells and ships from the point of origin in any manner other than as a sale f. o. b. sawmill or other point of origin under the appropriate mill regulation.

In any of such cases, the maximum prices which the seller may charge the purchaser for both the lumber and for milling or kiln drying are the ceiling prices fixed in the appropriate mill regulation for the end product reaching the purchaser after milling or kiln drying. In any of such cases, the person performing the milling or kiln drying of the lumber may not invoice the purchaser for custom milling at the maximum prices fixed in this regulation.

Nothing in this section, however, shall prevent the person performing the milling and/or kiln drying services from charging the maximum prices in this regulation to any wholesaler or mill which ships lumber to be custom milled in the manner described in subparagraph (3) above: *Provided*, That the shipper agrees to bear the custom milling charges when the same are not permitted to be passed on to the purchaser under this section.

SEC. 4. *What is a custom mill.* A custom mill is an establishment, whether known as a planing mill, distribution yard, or anything else, which performs custom milling services or kiln drying upon softwood or hardwood lumber in which it has or had no financial interest, other than such interest as arises from the performance of the services, and which either:

(a) Meets the following test: It does not operate, or have a financial interest in a mill which produces lumber, or in a wholesaler or commission merchant of lumber, or in a concentration yard which processes lumber; or

(b) Obtains authority to operate as a custom mill under the following rules:

(1) Application must be filed with the Regional Office of the Office of Price Administration for the region in which the applicant's mill is located, specifying:

(i) The location of the plant, with a description of the physical layout of

operation in relation to any other activities relating to lumber carried on by the applicant, wherever located.

(ii) The extent of ownership or control or financial interest in or by any other operation relating to lumber, or of common ownership, control or financial interest, giving name, location, and nature of the operations.

(iii) Applicant's milling facilities and the capacity thereof in M'BM per day, together with a statement of total footage in rough boards, and rough or surfaced dimension, plank and timbers, and of green or partially dry lumber in the sizes sold during the 30 day period preceding date of application.

(iv) Any other information the applicant may wish to submit.

(2) Special written authorization under this paragraph (b) will be granted only where the application enables the Regional Office to make findings that the authorization:

(i) Will result in a greater production of surfaced boards or kiln dried lumber.

(ii) Will not encourage producing sawmills having remanufacturing and kiln drying facilities to ship their lumber green, partially dry, rough, or in thicknesses over 1".

(iii) Will provide necessary milling services which cannot reasonably be supplied by producing mills, or by custom mills qualifying under paragraph (a).

(iv) Will not result in unnecessarily increasing the cost of finished lumber to the ultimate consumer.

The Regional Administrator may grant the authority sought, in whole or in part, and may make such limitations and conditions as to its duration and extent as may be appropriate and consistent with the above findings.

SEC. 4a. *Meaning of "financial interest."* The term "financial interest" as used in sections 3 and 4 of this regulation means any ownership or control of the plant which performed milling or kiln drying services by a sawmill, concentration yard, planing mill, wholesaler or commission merchant, or ownership or control of the sawmill, concentration yard, planing mill, wholesaler or commission merchant by a plant which performs milling or kiln drying services or any common ownership, or control of such plant with one of the other types of operations listed, or any financial interest, direct or indirect, no matter how small, which such plant may have in one of the other types of operations listed, or which such other type of operation may have in the plant performing the services. Financial interest or control within the meaning of this section and of sections 3 and 4 shall be presumed where there is any continuing arrangement between the plant performing the milling or kiln drying services and one of the other listed types of operations for the former to rework lumber produced, handled or sold by the latter. Financial interest within the meaning of these sections shall also be presumed where a family relationship, by blood or marriage exists between the persons owning or operating the plant which performs milling or kiln drying services and one of the other listed types of operations.

The existence of a financial interest, as defined above, between the milling plant and the other listed types of operations effects a financial interest on the part of the plant performing the milling or kiln drying services in lumber sold or handled by such other operations prior to their movement into such plant. As a result, where such financial interest exists, the plant performing milling or kiln drying services which seeks to operate at the maximum prices in this regulation must make application for authority to operate as a custom mill under section 4 (b).

SEC. 5. *Maximum prices for custom milling services by other than a custom mill.* Unless the operation qualifies or is specially authorized as a "custom mill" under section 4 above, its maximum prices for custom milling or kiln drying of softwood or hardwood lumber are the charges set forth as additions for workings in the basic mill regulation covering the species milled or kiln dried.

SEC. 6. *Invoicing and records.* Invoices must show the species, size, condition and workings of the lumber before and after milling, with a detailed description of all services performed thereon for which a charge is made. Copies of invoices, or similar records must be kept at the place where the custom milling is performed, available for examination by the Office of Price Administration. The records must be kept for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 7. *Maximum prices for services not specifically priced.* If a custom mill wishes to perform any custom milling service covered by this regulation which is not specifically priced in the price tables, or wishes to make an addition for special workings, specifications, services, or other extras for which additions are not specifically permitted, he must apply in writing to the Lumber Branch, Office of Price Administration, Washington 25, D. C., for a maximum price.

The seller's application may be (a) for specific approval in reference to a particular order; or (b) for general approval in reference to a price or price list which he seeks to set up for general use in the future for non-standard custom milling services.

(a) Where the application is for specific approval in reference to a particular order, it shall be made prior to any shipment, or within five (5) days after acceptance of order, whichever be the earlier date. The following information shall be set forth:

(1) The requested price.

(2) A complete description of the service to be priced.

(3) The price differential between it and the most comparable service in the price tables with a detailed statement of comparative cost of performing the services.

(4) The name and location of producing mill.

(5) The purchaser's name, and address to which delivery is to be made.

If the application is for specific approval in reference to a particular order calling for custom milling services identical with an order upon which specific approval has previously been granted by the Office of Price Administration, it is sufficient for the seller to identify by reference, such previous application and approval. In such case, the only additional information required is the information requested in (4) and (5) above.

A seller using this pricing method may quote and make sales and deliveries prior to receipt of official approval. He also may collect the price he has requested: *Provided*, That he has first received a written acknowledgment of his application from the Office of Price Administration and has so informed the purchaser in writing. The requested price is subject to revision within 30 days after the date of the acknowledgment and, if the price is ordered to be reduced, the seller must refund any excess collected over the price which is officially approved. If a requested price is not disapproved within 30 days of the date of the acknowledgment, it is approved. Where, after receipt of an application for specific approval, the Office of Price Administration requests additional information from the seller upon which to base its approval of a ceiling price, the time within which the requested price may be revised is automatically extended to 30 days after acknowledgment of the requested information. An officially approved price shall be subject to further adjustment at any time, even after the 30 day period, as to all shipments made after the date of such further adjustment.

An authorization number will be assigned in every case where a special price is approved. Within 10 days after receipt of such number the seller must notify the purchaser in writing of the price which has been officially approved and the authorization number assigned; and the authorization number must appear on all invoices covering shipments made after the date the number was received by the seller.

(b) Where the seller's application is for general approval in reference to a price list which he seeks to set up for general use in the future for non-standard custom milling services he shall set forth the information required for specific approvals by (1), (2) and (3) in paragraph (a) above, and, in addition, a statement showing the need for such non-standard custom milling services in his area.

Quotations may not be made, orders taken, or shipments commenced until a maximum price has been officially approved.

An authorization number will be assigned in every instance where a special price or price list is approved; and this number must appear on all orders accepted and sales made, as well as on all invoices covering shipments. A file of all general approvals under this section will be open for inspection at the Office of Price Administration Regional Office at Boston, Massachusetts, as well as at the National Office, Lumber Branch, Washington, 25, D. C.

The approval of a maximum price under this section shall not prevent a further adjustment in ceiling prices from being made, as the result of, or without, further application by the seller; and such further adjustment may be made to apply to all sales or shipments after the date the adjustment is issued.

SEC. 8. *No quantity limitations.* Except as specified below, the maximum prices set forth in this regulation shall apply to all transactions regardless of the quantity of lumber involved.

For milling quantities of less than 1,000 feet board measure of any size or operation, the charge for 1,000 feet may be made. Where such lot is a part of a larger order, this minimum charge may be used only where a change of heads involving a change in patterns is required, but may not be made for handling. For milling lots of not more than 5,000 feet where not part of a larger order, a charge of 50¢ per M feet may be made.

SEC. 9. *No service charges.* (a) No service charges may be made by a custom mill for any services unless they are specifically priced in this regulation or expressly approved upon application under section 7.

(b) No service charge may be made by a custom mill for the arrangement of transportation of lumber or advancement of freight charges thereon.

(c) No service charge, commission, rebate or any other form of compensation, however termed, may be paid by a custom mill to, or collected from a custom mill by any person who has, or has had at any time, any financial interest in lumber being custom milled or kiln dried, for services in locating the custom mill, directing to it a shipment of lumber, or advancing custom milling or other charges.

As a service to its customer, a producing mill or wholesaler may perform any or all of these services without compensation. Where payment for custom milling, kiln drying or other charges is advanced for the account of customer it may bill the customer for the actual amount of such advances but must include with its invoice for the sale of the lumber, a true copy of the invoice from the custom mill, with no additional charges. In no case may the charges for custom milling services performed exceed the maximum prices for custom milling or kiln drying permitted by this regulation.

SEC. 10. *Computing prices on most economical basis.* Except where the specific pricing provisions in the tables or in the footnotes to the tables require otherwise, prices on combination milling, such as ripping and resawing, must be computed on the cheapest possible method of producing the end product from the particular size remanufactured, regardless of how the custom mill actually produces the end product.

SEC. 11. *Enforcement.* Persons violating any provisions of the regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damage, and proceedings for suspension of license provided by the Emergency Price Control Act of 1942, as amended, and regulations or orders issued thereunder.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations.

SEC. 13. *Prohibited practices.* Any practice which is a device to get the effect of a higher than ceiling price without actually raising the price is as much a violation of this regulation as an outright over-ceiling price. This applies to devices making use of commissions, services, transportation arrangements, premiums, special privileges, trade understandings and the like.

SEC. 14. *Maximum prices.* The maximum prices per one thousand feet board measure for custom milling services and custom kiln drying of lumber, when performed by a custom mill in the area covered by this regulation are as follows:

TABLE 1—CUSTOM MILLING—SOFTWOODS (INCLUDING CYPRESS, BALM OF GILEAD AND ASPEN (POPPLE)), ALL GRADES, ALL SPECIES (EXCEPT WESTERN SOFTWOODS) GREEN OR DRY

	1 x 3"	1 x 4"	1 x 5"	1 x 6"	1 x 7" to 9"	1 x 10" to 14"	RW 1 x 3" to 14"
S1S, S1E, S2S, or S2E	$4.00	$3.50	$3.00	$2.50	$2.00	$2.00	$2.25
S1S1E, S1S2E, S2S1E, S4S or S/L	5.00	4.50	4.00	3.50	3.00	3.00	3.25
D & M add to S4S	.50	.50	.50	.50	.50	.50	.50
Novelty siding (patterns No. 105 and No. 106) add to S4S	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Beading 1 side, add to D & M	.50	.50	.50	.50	.50	.50	.50
For surfacing only (no resawing or ripping) add	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Resawing—1 line	5.00	4.50	4.00	3.50	3.00	3.00	3.25
Resawing each additional line	2.50	2.50	2.00	2.00	1.50	1.50	1.75
Ripping—1 line	5.00	4.50	4.00	3.50	3.00	3.00	3.25
Ripping each additional line	2.50	2.50	2.00	2.00	1.50	1.50	1.75
For resawing or ripping 1 line only (no surfacing) add to 1 line price	.50	.50	.50	.50	.50	.50	.50
For clipping to exact length	.75	.75	.75	.75	.75	.75	.75
Sorting for width if necessary for surfacing on edges	1.50	1.50	1.50	1.50	1.50	1.50	1.50
Bundling	1.50	1.50	1.50	1.50	1.50	1.50	1.50
Grading, marking and tallying after remilling (applicable only when all three services performed)	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Unloading, handling and reloading, open cars or trucks [1]	2.00	2.00	2.00	2.00	2.00	2.00	2.00
For closed-type cars, add to open-car charge [1]	1.00	1.00	1.00	1.00	1.00	1.00	1.00

[1] May not be used more than once on any order.

NOTE 1: *Thickness* 5/4" and 6/4" take same price as 1" stock.

TABLE 2—CUSTOM MILLING—SOFTWOODS (INCLUDING CYPRESS, BALM OF GILEAD AND ASPEN (POPPLE)), ALL GRADES, ALL SPECIES (EXCEPT WESTERN SOFTWOODS) GREEN OR DRY

	2 x 3"	2 x 4"	2 x 5"	2 x 6"	2 x 7"-9"	2 x 10"-14"	RW 2 x 3"-14"
S1S, S1E, S2S or S2E	$4.00	$3.50	$3.00	$2.50	$2.00	$2.00	$2.25
S1S1E, S1S2E, S2S1E, S4S or S/L	5.00	4.50	4.00	3.50	3.00	3.00	3.25
D & M, add to S4S	.50	.50	.50	.50	.50	.50	.50
For beading 1 side add to D & M	.50	.50	.50	.50	.50	.50	.50
For surfacing only (no resawing or ripping) add	.50	.50	.50	.50	.50	.50	.50
Resawing—1 line	4.50	4.00	3.50	3.00	2.50	2.50	2.75
Resawing each additional line	2.50	2.50	2.00	2.00	1.50	1.50	1.75
Ripping—1 line	4.50	4.00	3.50	3.00	2.50	2.50	2.75
Ripping each additional line	2.50	2.50	2.00	2.00	1.50	1.50	1.75
For resawing or ripping 1 line only (no surfacing) add	.50	.50	.50	.50	.50	.50	.50
Clipping to exact length	.75	.75	.75	.75	.75	.75	.75
Sorting for width if necessary for surfacing on edges	1.50	1.50	1.50	1.50	1.50	1.50	1.50
Grading, marking and tallying after remilling (applicable only when all three services performed)	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Unloading, handling and reloading open car or trucks [1]	2.00	2.00	2.00	2.00	2.00	2.00	2.00
For closed-type cars, add to open-car charge [1]	1.00	1.00	1.00	1.00	1.00	1.00	1.00

[1] May not be used more than once on any order.

TABLE 3—CUSTOM MILLING—SOFTWOODS (INCLUDING CYPRESS, BALM OF GILEAD AND ASPEN (POPPLE)), ALL GRADES, ALL SPECIES (EXCEPT WESTERN SOFTWOODS) GREEN OR DRY

	3 x 3"	3 x 4" 4 x 4	3 x 5" 4 x 5	3 x 6" 4 x 6	3 and 4" x 7 to 9"	3 and 4" x 10" to 14"	RW 3" to 14"	6 x 6"	6 x 8" and larger
S1S, S1E, S2S or S2E	$4.00	$3.50	$3.00	$2.50	$2.00	$2.00	$2.25	$2.00	$2.00
S1S1E, S1S2E, S2S1E, S4S or S/L	5.00	4.50	4.00	3.50	3.00	3.00	3.25	3.00	3.00
Resawing—1 line	4.50	4.00	3.50	3.00	2.50	2.50	2.75	2.50	2.00
Resawing each additional line	2.50	2.50	2.00	2.00	1.50	1.50	1.75	1.50	.50
Ripping—1 line	4.50	4.00	3.50	3.00	2.50	2.50	2.75	2.50	2.00
Ripping each additional line	2.50	2.50	2.00	2.00	1.50	1.50	1.75	1.50	.50
Clipping to exact length	.75	.75	.75	.75	.75	.75	.75	.75	.75
Sorting for width if necessary for surfacing on edges	1.50	1.50	1.50	1.50	1.50	1.50	1.50		
Grading, marking and tallying after remilling (applicable only when all three services performed) add	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Unloading, handling and reloading open cars or truck [1]	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00
For closed type cars add to open car charge [1]	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00

[1] May not be added more than once on any order.

TABLE 4—CUSTOM MILLING, HARDWOODS—ALL SPECIES (EXCEPT CYPRESS, BALM OF GILEAD AND ASPEN (OR POPPLE)), ALL GRADES, GREEN OR DRY, RANDOM WIDTHS

	5/4", 6/4" or 8/4" RW	9/4" and thicker RW
S1S, S1E, S2S, S2E	$4.00	$3.50
S1S1E, S1S2E, S2S1E, S4S	6.00	5.00
Resaw—1 line	4.00	3.50
Resaw—each additional line	3.50	3.00
Ripping—1 line	4.00	3.50
Ripping—each additional line	3.00	3.00
Cross-cutting to 4' or shorter	2.50	2.50
Calipering short lengths	1.00	1.00
Bundling short lengths, including marking, unloading, handling and reloading	1.50	1.50
Truck to truck, truck to car, car to truck, car to car, either open or closed type cars [1]	3.00	3.00

[1] May not be added more than once on any order.

TABLE 5—CUSTOM KILN DRYING—SOFTWOODS, ALL GRADES—ALL SPECIES, EXCEPT WESTERN SOFTWOODS (INCLUDING BALM OF GILEAD AND ASPEN (OR POPPLE))

Kiln drying standard grades to ordinary commercial standards, but not less than 10–12% M. C., including all handling (unloading from cars or trucks, handling through kilns, and reloading cars or trucks, etc.):

Thinner than 10/4	$10.00
10/4 and 12/4 inclusive	12.00

TABLE 6—CUSTOM KILN DRYING—HARDWOODS—ALL GRADES—ALL SPECIES (EXCEPT BALM OF GILEAD AND ASPEN (OR POPPLE))

Kiln drying standard grades to not less than 6–8% M. C., including all handling (unloading from cars or trucks, handling through kilns, and reloading cars or trucks, etc.)

	5/4"	6/4"	7/4"	8/4"	9/4"	10/4"	11/4" and 2 3/16"	12/4"	13/4"	15/4"
Basswood, buckeye, butternut, cottonwood, hackberry, poplar, soft maple, soft elm, willow, magnolia, sycamore	$6.00	$6.50	$7.00	$8.00	$8.50	$9.50	$10.00	$11.00	$12.00	$16.00
Ash, cherry, chestnut, sap gum, locust, black gum, tupelo, cypress	6.50	7.00	8.00	9.00	10.00	11.00	12.00	13.00	15.00	18.00
Mahogany, red gum, hickory, pecan, plain white and red oak, rock elm, walnut, beech, birch and hard maple	7.50	8.00	9.00	10.00	12.00	14.00	16.00	18.00	22.00	26.00
Quarter sawn oak, red and white	8.00	9.00	9.50	11.00	13.00	17.00	19.50	22.00	27.00	29.00

For round edge stock—add $2.50 per M feet.

The above prices are for stock not over 30% moisture content. Stock 30% to 40% moisture content, add ¼; over 40% moisture content, add ½ to price. When additions are charged invoice must show inbound moisture content.

GENERAL NOTES

1. Charges for additional lines of resawing and/or ripping are based on original size of piece ripped or resawn.

2. Where surfacing is done following resawing and/or ripping, surfacing charges shall be based on size or sizes of stock resulting from the resawing and/or ripping operation.

3. Where stock thinner than 1" is surfaced, resawn, or ripped, charges may be computed on surface measure. Where the first line of resawing reduces thickness of the remaining piece to less than 1", additional lines, where required, may be figured on surface measure, instead of original size as provided in note 1.

4. Fractional and odd thicknesses: For custom-milling 6/4 and thinner use price of 1" and compute footage on actual rough measure. For thicker than 6/4" and less than 8/4" use 2" price and compute footage on actual rough measure. For odd or fractional thickness thicker than 2" use price of next thinner listed size and compute footage on actual rough measure.

5. Where stock is of fractional or odd width not specified in table use price of next listed width, either wider or narrower, whichever is lower. Compute on actual board measure.

6. Where stock is both kiln dried and milled, a handling charge of $2.00 per M'BM may be added for handling between drying kilns and mill. Handling charge provided in milling tables may not be added.

7. If customer does not furnish a reasonably accurate inbound piece tally, the custom mill may add 50¢ per M'BM for tallying.

8. Where 50% or more of the lumber in any car is to be custom milled or kiln dried, and the balance of the lumber in such car is required to be handled from car to car without processing, a flat handling charge of $3.00 per M'BM may be made on such balance.

9. Random width prices may be used only on random width shipments containing at least 4 widths when such widths fall under 2 or more specified width price brackets in tables. Shipments containing mixed widths if piece tallied and segregated in the car are not random widths. Subject to above conditions the use of random width prices or specified width prices is optional with custom mill.

10. No charge may be made for any operation not expressly requested on customer's order.

11. Clipping to exact length permits tolerance of not more than ⅛" from length ordered.

This regulation shall become effective March 11, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Acts of 1942.

Issued this 6th day of March 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-3578; Filed, Mar. 6, 1946; 11:43 a. m.]

PART 1384—HARDWOOD LUMBER PRODUCTS

[MPR 501,[1] Amdt. 4]

HARDWOOD SMALL DIMENSION

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 501 is amended in the following respects:

1. In section 2, two new paragraphs (j) and (k) are added to read as follows:

(j) Stair parts made of hardwood.
(k) Thresholds made of hardwood.

This amendment shall become effective March 11, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3577; Filed, Mar. 6, 1946; 11:42 a. m.]

PART 1306—IRON AND STEEL

[RPS 6, Amdt. 15]

IRON AND STEEL PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 6 is amended in the following respects:

1. A new § 1306.17 Appendix H is added to read as follows:

§ 1306.17 *Appendix H: Modification of maximum prices for certain iron and steel products.* Regardless of the provisions of any other section of this schedule, the modifications set forth below may be made in the applicable maximum prices otherwise established by this schedule. The increases in basing point base prices and maximum prices may not be added to prices established by individual price adjustment orders; but companies which heretofore have been granted such adjustments may sell at maximum prices determined in accordance with Revised Price Schedule No. 6 as modified by this Appendix H or at the maximum prices established by their individual adjustment order, at their option.

(a) *Additions to basing point base prices for certain carbon iron and steel products.* The sums specified below may be added to the applicable basing point base prices otherwise established by this schedule for the particular carbon steel products named, both prime and secondary quality.

[1] 8 F.R. 16795; 9 F.R. 6110; 10 F.R. 2617.

(1) Ingots and sheet bars, all types and qualities	$2.00 per gross ton.
(2) Blooms, billets, slabs, and tube rounds of all qualities except forging.	$3.00 per gross ton.
(3) Skelp	$0.15 per 100 lbs.
(4) Forging billets and blooms	$5.00 per gross ton.
(5) Structural shapes and piling	$0.25 per 100 lbs.
(6) Plates—all types and qualities	$0.25 per 100 lbs.
(7) Rails—all types and grades except light rails	$5.00 per net ton.
(8) Light rails—all types and grades	$9.00 per net ton.
(9) Splice bars—all types and grades	$0.15 per 100 lbs.
(10) Tie plates—all types and grades	$0.25 per 100 lbs.
(11) Hot rolled merchant bars and bar sized shapes—all types and grades.	$0.25 per 100 lbs.
(12) Concrete reinforcing bars—all types and grades except fabricated.	$0.20 per 100 lbs.
(13) Hot rolled wire rods—all types and grades	$0.15 per 100 lbs.
(14) Manufacturers' wire and merchant quality wire—all types and finishes except such wire as is suspended from price control under Amendment 6 to Supplementary Order 129.	$0.30 per 100 lbs.
(15) Nails and staples—all types and finishes except miscellaneous nails and brads priced on a list and discount basis.	$0.35 per 100 lbs.
(16) Twisted barbless and barbed wire	$0.35 per 100 lbs.
(17) Wire fencing, including woven, chain link and lawn	$0.25 per 100 lbs.
(18) Bale ties, all types	$0.325 per 100 lbs.
(19) Fence posts—all types and accessories	$0.25 per 100 lbs.
(20) Tin plate, including hot dipped, electrolytic and canmaking quality black plate.	$0.25 per base box.
For all such material sold on a 100 lb. basis, 25¢ per 100 lbs. may be added.	
(21) Terne plate	$0.25 per 100 lbs.
(22) Long terne sheets	$0.25 per 100 lbs.
(23) Hot rolled iron and steel sheets	$0.225 per 100 lbs.
(24) Cold rolled sheets	$0.225 per 100 lbs.
(25) Galvanized sheets	$0.35 per 100 lbs.
(26) Enameling sheets	$0.35 per 100 lbs.
(27-a) Electrical sheets—electric, armature and field grades	$0.60 per 100 lbs.
(27-b) Electrical sheets—all other grades	$0.375 per 100 lbs.
(28-a) Hot rolled strip, six (6") inches and narrower	$0.35 per 100 lbs.
(28-b) Hot rolled strip, wider than six (6") inches	$0.25 per 100 lbs.
(29) Cold rolled strip	$0.25 per 100 lbs.
(30) Track spikes	$0.40 per 100 lbs.
(31) Cold finished bars	$0.35 per 100 lbs.

(b) *Modification of maximum prices for certain carbon and alloy steel products.* The maximum prices for the carbon and alloy steel products listed below may be modified in accordance with the provisions of this paragraph.

(1) Pipe and oil country tubular goods:

(i) Buttweld and lapweld—increase the applicable maximum base prices by $6.00 per net ton.

(ii) Electric weld and seamless—increase the applicable maximum base prices by $5.00 per net ton.

(2) All alloy steel products except stainless—increase the applicable maximum price (base price plus extras) otherwise established by this schedule by 4 (four) percent.

(3) Tool steel and specialty steels, both carbon and alloy, produced by tool steel producers—increase the applicable maximum price (base price plus extras) otherwise established by this schedule by 8.2 (eight and two-tenths) percent.

(4) All carbon and alloy steel tubing (other than oil country tubular goods and carbon steel pipe)—increase the applicable maximum base prices on hot finished products otherwise established by this schedule by 6.6 (six and six-tenths) percent; increase the applicable maximum base prices otherwise established by this schedule on cold finished products by 9.9 (nine and nine-tenths) percent; increase the applicable maximum extras otherwise established by this schedule which are not calculated as a percentage of the base price by 8.2 (eight and two-tenths) percent. On all tubing schedules of prices, items are to be priced individually by size, grade, and for shipment to one destination.

(5) Miscellaneous nails and staples priced on a list and discount basis—add 0.35 per 100 pounds to the applicable maximum delivered price otherwise established by this schedule.

(6) Steel screen wire cloth. The maximum basing point base prices of steel screen wire cloth, both black painted and galvanized, in standard length rolls of 100 lineal feet and in standard widths of 18" to 48" inclusive, shall be as follows:

TO JOBBERS STOCK

	Carload	Less than carload	On direct shipment to dealers
AREAS OTHER THAN PACIFIC COAST			
Discount off list, of	(1)	(2)	(3)
List in effect April, 16 1941			
Retail dealer discount off list, 40 and 10 percent.			
PACIFIC COAST			
Net prices per 100 sq. ft.:			
12 mesh black painted	$1.81	$2.03	$2.24
12 mesh galvanized	1.95	2.19	2.43
14 mesh galvanized	2.21	2.48	2.73
16 mesh galvanized	2.55	2.81	3.09
18 mesh galvanized	2.86	3.19	3.57

[1] 50 and 8 percent.
[2] 50 and 6 percent.
[3] 50 and 3 percent.

All extras, terms and conditions of sale, delivery and other services shall be maintained.

(7) All carbon steel products except shell steel and except the products listed in (a) and (b) (1) to (6), inclusive, including but not limited to poultry netting, hardware cloth and wrought iron (but exclusive of new products priced by special order issued by the Office of Price Administration for which no industry-wide prices have yet been established in the schedule, for example steel screen wire cloth 18" x 14" mesh—.011 gauge)—increase the applicable maximum prices (base price plus extras) otherwise established by this schedule by 8.2 (eight and two-tenths) per cent.

(8) Canmaking quality black plate—all canmaking quality black plate (118 pound basis and lighter) may be sold on an area basis and the maximum prices may be computed by making the following deductions from the maximum base prices of coke tin plate: 55 pounds to 70 pounds, inclusive—deduct $1.30 per base box; 75 pounds to 95 pounds, inclusive—deduct $1.40 per base box; 100 pounds to 118 pounds, inclusive—deduct $1.30 per base box.

2. Section 1306.8 (c) is amended to read as follows:

(c) Iron or steel products includes all of the products listed in (1) below, but does not include any of the products listed in (2) below:

(1) The term includes: All products listed in the Table of Capacity and Production for Sale set forth in the Annual Statistical Report of the American Iron and Steel Institute, for 1939, pages 42, 43 and any additional products listed in § 1306.11, Appendix B; and all such products further finished by galvanizing, enameling, plating, coating, drawing, extruding, or otherwise in a manner commonly employed by or for steel mills and rolling works. It includes such products in prime, secondary or rejected quality.

(2) The term does not include: Pig iron, concrete reinforcing bars to the extent that the sale thereof is covered by Revised Maximum Price Regulation No. 159—Fabricated Concrete Reinforcing Bars; cut nails or cut tacks; steel gates; lead head nails; steel conduit; welding rod; wire rope slings; cast iron pipe; pipe couplings (except when attached to pipe); pipe fittings; rolled or forged axles or car wheels or any combination thereof; industrial wire cloth.

3. Section 1306.8 (h) (5) is added to read as follows:

(5) The maximum extras which may be charged for selected rimmed stock for hot and cold rolled carbon sheet and strip steel shall be the extras which are presently in effect for aluminum killed steel; however, in no instance may the producer charge more than one of the following quality extras: the extras applicable to aluminum killed steel, the extras applicable to deep drawing quality, or the extras established by this subparagraph. The extras established by this subparagraph are only applicable when drawing quality, or physical test

properties or values are specified or required, beyond commercial bend tests, by the purchaser.

4. Section 1306.10 (i) is hereby revoked.

5. Section 1306.11 Appendix B is amended by the deletion of the word "conduit."

6. Section 1306.11 Appendix B is further amended by changing that portion of the appendix which now reads "Woven wire cloth—insect, hardware, and all other" to read "Woven wire cloth—insect and hardware".

This amendment shall become effective March 1, 1946.

Issued this 1st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3475; Filed, Mar. 4, 1946; 4:54 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[2d Rev. MPR 487, Amdt. 8]

WHEAT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 487 is amended in the following respects:

1. Table I in section 3.2 (a) (1) is amended to read as follows:

TABLE I—BASE PRICES PER BUSHEL, BULK, AT TERMINAL BASE POINTS OTHER THAN WEST COAST TERMINAL BASE POINTS FOR "STANDARD GRADES" OF WHEAT OTHER THAN DURUM WHEAT

Terminal base point	Standard grades—No. 1 Heavy Dark Northern Spring, No. 1 Heavy Northern Spring, No. 1 Heavy Red Spring, No. 1 Dark Hard Winter, No. 1 Hard Winter, No. 1 Yellow Hard Winter, No. 1 Hard White	Standard grades—No. 1 Red Winter, No. 1 Western Red, No. 1 Soft White, No. 1 White Club, No. 1 Western White
	Base price, per bushel, bulk	*Base price, per bushel, bulk*
Atchison, Kans.	$1.71⅝	$1.76½
Atlanta, Ga.	1.98⅜	2.03⅛
Baltimore, Md.	1.95¾	1.98¾
Boston, Mass.	1.98¾	1.98¾
Chicago, Ill.	1.81½	1.81½
Council Bluffs, Ia.	1.71⅝	1.76½
Duluth, Minn.	1.73½	1.73½
East St. Louis, Ill.	1.79	1.81½
Galveston, Tex.	1.81⅝	1.86½
Kansas City, Kans.	1.71⅝	1.76½
Kansas City, Mo.	1.71⅝	1.76½
Leavenworth, Kans.	1.71⅝	1.76½
Memphis, Tenn.	----------	1.85½
Milwaukee, Wis.	1.81½	1.81½
Minneapolis, Minn.	1.73½	1.73½
New Orleans, La.	1.86⅜	1.91⅜
New York City, N. Y.	1.97⅜	1.97⅜
Omaha, Nebr.	1.71⅝	1.76½
Philadelphia, Pa.	1.96⅜	1.96⅜
St. Joseph, Mo.	1.71⅝	1.76½
St. Louis, Mo.	1.79	1.81½
Sioux City, Iowa	1.71⅝	1.76½

2. Table II section 3.2 (b) (1) is amended to read as follows:

TABLE II—BASE PRICES PER BUSHEL, BULK, FOR WEST COAST TERMINAL BASE POINTS FOR "STANDARD GRADES" OF WHEAT OTHER THAN DURUM WHEAT

STANDARD GRADES (NO. 1 HEAVY DARK NORTHERN SPRING, NO. 1 HEAVY NORTHERN SPRING, NO. 1 HEAVY RED SPRING, NO. 1 HARD WHITE, NO. 1 DARK HARD WINTER, NO. 1 HARD WINTER, NO. 1 YELLOW HARD WINTER, NO. 1 RED WINTER, NO. 1 WESTERN RED, NO. 1 WHITE CLUB, NO. 1 SOFT WHITE, NO. 1 WESTERN WHITE)

	Price per bushel, bulk
Terminal base point:	
Tacoma, Wash.	$1.66⅛
Seattle, Wash.	1.66⅛
Portland, Oreg.	1.66⅛
San Francisco, Calif.	1.81½
Los Angeles, Calif.	1.81½

3. Table III in section 3.2 (c) (1) is amended to read as follows:

TABLE III—BASE PRICES PER BUSHEL, BULK, AT TERMINAL BASE POINTS FOR "STANDARD GRADES" OF DURUM WHEAT

Terminal base point	Standard grades (No. 1 Hard Amber Durum, No. 1 Amber Durum, No. 1 Durum, No. 1 Amber Mixed Durum, No. 1 Mixed Durum)	Standard grades (No. 1 Red Durum)
	Price per bushel, bulk	*Price per bushel, bulk*
Atchinson, Kans.	$1.75⅛	$1.65⅝
Atlanta, Ga.	2.07⅛	1.97⅛
Boston, Mass.	2.02⅜	1.92⅜
Chicago, Ill.	1.85½	1.75½
Council Bluffs, Iowa	1.75⅝	1.65⅝
Duluth, Minn.	1.77½	1.67½
Galveston, Tex.	1.85⅝	1.75⅝
Kansas City, Mo.	1.75⅝	1.65⅝
Kansas City, Kans.	1.75⅝	1.65⅝
Leavenworth, Kans.	1.75⅝	1.65⅝
Los Angeles, Calif.	1.90⅝	1.80⅝
Minneapolis, Minn.	1.77½	1.67½
Omaha, Nebr.	1.75⅝	1.65⅝
Philadelphia, Pa.	2.00⅜	1.90⅜
Portland, Oreg.	1.76⅛	1.66⅛
St. Joseph, Mo.	1.75⅝	1.65⅝
Sioux City, Iowa	1.75⅝	1.65⅝

This amendment shall become effective 12:01 a. m., March 4, 1946.

Issued this 2d day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 1, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3477; Filed, Mar. 4, 1946; 4:55 p. m.]

PART 1450—TRANSPORTATION

[MPR 566,[1] Amdt. 2]

RATES OF CONTRACT CARRIERS BY TANK TRUCKS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (f) is added to section 11 to read as follows:

(f) *Tank truck rates in North Carolina.* The maximum rates for the transportation of petroleum products between points wholly within North Carolina shall be either (1) the maximum rates established by sections 5, 6, 7, 9 or 10, of this regulation, or (2) the effective rates published by North Carolina Motor Carriers Association, Inc., and filed with the North Carolina Utilities Commission pursuant to its order in Docket No. 2355 (E).

This amendment shall become effective March 11, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3579; Filed, Mar. 6, 1946; 11:43 a. m.]

[1] 9 F.R. 13587; 10 F.R. 618.

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11[1] Incl. Amdts. 1-71]

EXCEPTIONS FOR CERTAIN SERVICES

This compilation of Revised Supplementary Regulation 11 includes Amendment 71, effective March 11, 1946. The text added by Amendment 71 is underscored.

A statement of the considerations involved in the issuance of this revised regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.[2] § 1499.46 is amended to read as set forth below:

§ 1499.46 *Exceptions for certain services.* (a) The provisions of the General Maximum Price Regulation, other than § 1499.11 (a), shall not apply to the following services during the period specified:

(1) Until September 1, 1942, to the transportation of property in tank trucks by carriers other than common carriers within the exemption conferred by section 302 (c) (2) of the Emergency Price Control Act of 1942.

(2) From April 10, 1943, to February 1, 1944, inclusive, to the storage of property and services incidental thereto (other than cold storage and other than tank storage of liquid commodities) for the War Department.

[Paragraph (a) amended by Am. 1, 7 F.R. 6965, effective 9-1-42; Am. 17, 8 F.R. 4783, effective 4-10-43; Am. 26, 8 F.R. 8512, effective 6-15-43; Am. 34, 8 F.R. 11434, effective 8-15-43; Am. 37, 8 F.R. 14156, effective 10-15-43 and Am. 41, 8 F.R. 16867, effective 12-15-43.]

(b) The provisions of the General Maximum Price Regulation shall not apply to the rates, fees, charges or compensation for the following services:

(1) Accountants and auditors—fees and charges of.

(2) Actuaries—fees and charges of.

(3) Advertising agencies—rates charged by.

(4) Advertising facilities (outdoor)—rates charged for use of.

(5) Agents: Artists', authors', playwrights', actors'—fees and charges of.

(6) Adjustment agencies—fees and charges of.

(7) Animals—boarding, clipping, shoeing, or rental of.

[1] 9 F.R. 4775.

[2] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

(8) Arbitration and conciliation services—fees and charges of.

(9) Architects—fees and charges of.

(10) Authors—fees and compensation of.

(11) Boats, ships and vessels—repairs to, when performed for a War Procurement Agency; and the painting of all ocean-going vessels.

[Subparagraph (11) amended by Am. 39, 8 F.R. 15432, effective 11-15-43.]

(12) Bookkeeping services—compensation for.

(13) Booking agents (theatrical, etc.)—fees and charges of.

(14) Check-cashing services—fees and charges for.

(15) Chemists (consulting)—fees and compensation of.

(16) Cider pressing or grape crushing.

(17) Cigarette lighter repair.

(18) Claim adjusting—charges for.

(19) Clock or watch repair or rental.

(20) Collection bureaus and agencies—fees and rates of.

(21) Correspondents—fees and compensation of.

(22) Court reporting—fees and charges for.

[Subparagraph (22) amended by Am. 28, 8 F.R. 9066, effective 7-1-43.]

(23) Credit information services—rates and charges for.

(24) Detective agencies—fees and charges of.

(25) Disinfecting.

(26) Dusting or spraying of trees, bushes, or plants.

(27) Efficiency experts—fees and charges of.

(28) Electricity—rates charged for furnishing, to the extent provided in paragraph (c) of this section.

[Subparagraph (28) amended by Am. 9, 7 F.R. 9195, effective 11-13-42 and Am. 50, 9 F.R. 5722, effective 5-23-44.]

(29) Employment agencies—rates charged by.

(30) Engineers, consulting (civil, electrical, mechanical, marine, etc.), other than engineering firms engaged in the sale of equipment or in contract construction—fees and charges of.

(31) Engrossing of diplomas, resolutions and similar documents.

(32) Entertainers—fees and compensation of.

(33) Express companies and freight forwarders—rates charged for their services, to the extent provided in paragraph (c) of this section.

[Subparagraph (33) amended by Am. 50, 9 F.R. 5722, effective 5-23-44.]

(34) Exterminating.

(35) Electrical logging of oil-well holes—charges for.

(36) Financial services—fees and charges for.

(37) Farm-management services—fees and charges for.

(38) [Revoked]

[Subparagraph (38) revoked by Am. 32, 8 F.R. 10939, effective 8-10-43.]

(39) Fountain pen and mechanical pencil repair.

(40) Fumigating, except the fumigating of feed, grain and seeds and except fumigating subject to MPR 586.

[Subparagraph (40) amended by Am. 59, 10 F.R 6232, 7197, effective 6-1-45]

(41) Gas—rates charged for furnishing, to the extent provided in paragraph (c) of this section.

[Subparagraph (41) amended by Am. 9, 7 F.R. 9195, effective 11-13-42 and Am. 50, 9 F.R. 5722, effective 5-23-44.]

(42) Grading, inspecting, or licensing fees fixed, approved, or collected by the United States Department of Agriculture.

(43) Grain warehousing services performed for the United States or any agency thereof.

(44) Hunting, fishing, and trapping on preserves—rates charged for.

(45) Incorporation services—fees and charges for.

(46) Insurance—rates charged by any person selling or underwriting.

(47) Investment counselling—fees and charges for.

(48) Jewelry and articles of gold, silver or plated ware, repair and engraving of, and the cutting, polishing and setting of precious or semi-precious stones and pearls. (Storage of such commodities in safe deposit facilities is subject to Maximum Price Regulation No. 165 as amended; storage otherwise than in safe deposit facilities is subject to the General Maximum Price Regulation.)

[Subparagraph (48) amended by Am. 8, 7 F.R. 9195, effective 11-13-42]

(49) Lawyers—fees and charges of.

(50) Lecturers—fees and compensation of.

(51) Light, heat, or power—rates charged for furnishing, to the extent provided in paragraph (c) of this section.

[Subparagraph (51) amended by Am. 9, 7 F.R. 9195, effective 11-13-42 and Am. 50, 9 F.R. 5722, effective 5-23-44.]

(52) Livery stables—renting of horses or horse-drawn vehicles.

(53) Mannequin and modeling services—fees and compensation for.

(54) Marketing forecasting—fees and charges for.

(55) Marine salvage operations, including the leasing or rental of equipment incident thereto.

(56) Merchandising counsel—fees and charges of.

(57) Motion pictures or other theater enterprise—rates charged by.

(58) Musical instruments—repair, maintenance, tuning or rental of.

(59) News syndicates—rates charged by.

(60) Newspapers, periodicals and magazines—rates charged by.

(61) Notary Publics—fees and charges of.

(62) Personnel management services—fees and charges for.

(63) Press association and feature services—rates charged by.

(64) Process servers—fees and charges of.

(65) Public-relation and publicity counsels—fees and charges of.

(66) Radio and television stations—rates charged by.

(67) Services of publishing, printing, typesetting, platemaking, binding or related services in connection with:

(i) Books, magazines, periodicals, newspapers, pamphlets, leaflets, sheet music, music rolls, stamp albums, maps, charts, catalogs, directories, programs, house organs, menus, advertising matter printed on paper (except such articles as containers, labels and book matches, the form of which serves a purpose other than that of advertising), time tables, tariffs, and price lists: *Provided, however,* That this exception shall not include any of such services rendered in connection with any commodity listed in Appendix A (§ 1347.475) to Maximum Price Regulation No. 225;

(ii) All papers and paper products when supplied by persons engaged primarily in the business of rendering such services, whose total gross sales in 1941 of printed papers and printed paper products and services rendered in connection therewith did not exceed $20,000.

[Subparagraph (67) amended by Am. 3, 7 F.R. 8604, effective 9-29-42]

(68) Research services (food, investment, laboratory, statistical, marketing, etc.)—fees and charges for.

(69) Saddles, luggage or handbags, whether made of leather or other materials—repair or maintenance of.

(70) Seismographic exploration—rates charged for.

(71) Services rendered in connection with title guaranty, title search, abstracting and surveying—fees and charges for.

(72) Services rendered on the farm in connection with the planting, cultivating, harvesting or preparation for market of agricultural commodities or in connection with the raising or preparation for market of live stock or poultry or live stock or poultry products except as otherwise provided by any supplementary service regulation to Maximum Price Regulation No. 165 (but not including repairs to or maintenance of farm buildings and other farm structures, or repairs or maintenance of farm equipment)—rates, charges, and compensation for.

[Subparagraph (72) amended by Am. 51, 9 F.R. 7020, effective 6-28-44]

(73) Services the rates for which are regulated by the Department of Agriculture under the Stockyards and Packers Act.

(74) Shoe shining.

(75) Shot-hole drilling—fees and charges for.

(76) Speakers' bureaus—fees and charges of.

(77) Systematizing services—fees and charges for.

(78) Tax consultants—fees and charges of.

(79) Taxidermy.

(80) Telephone service, secretarial—rates charged for.

(81) Telephone services—rates charged for.

(82) Telegraph service—rates charged for.

(83) Tents or flies—repairing, waterproofing, or rental of.

(84) Termite control.

(85) Ticker services—fees and charges for.

(86) Ticket services and agencies for theater, or passenger transportation—fees and charges for.

(87) Tourist agencies and travel bureaus—fees and charges of.

(88) Toys (including, but not limited to, dolls)—repair of.

(89) Traffic consultants—fees and charges of.

(90) Translation services—fees and charges for.

(91) Transportation of commodities by rail, water, motor, pipe line, or other means of conveyances—rates charged for, to the extent provided in paragraph (c) of this section.

[Subparagraph (91) amended by Am. 45, 9 F.R. 3331, effective 3-24-44 and Am. 50, 9 F.R. 5722, effective 5-23-44.]

(92) Transportation of persons—rates charged for.

(93) Tree surgery—fees and charges for.

(94) Tricycles, baby carriages, or children's wheel goods—repair or rental of (including, but not limited to, repair of tires or wheels or other parts or accessories).

(95) Umbrellas—repair or rental of.

(96) Veterinarians—fees and charges of.

(97) Wagons—repair, maintenance or rental of.

(98) Watchman services—fees and charges for.

(99) Water rates charged for supplying to urban areas, to the extent provided in paragraph (c) of this section, and rates charged by nonprofit mutual water companies for service to their members.

[Subparagraph (99) amended by Am. 9, 7 F.R. 9195, effective 11-13-42; Am. 50, 9 F.R. 5722, effective 5-23-44 and Am. 62, 10 F.R. 11943, effective 9-24-45.]

(100) Window display service—fees and charges for.

(101) [Revoked]

[Subparagraph (101) added by Am. 1, 7 F.R. 6965, effective 9-1-42; amended by Am. 13, 8 F.R. 2215, effective 2-24-43 and revoked by Am. 70, 11 F.R. 2088, effective 3-4-46.]

(102) Loading of trucks by public dock loaders in the port of New York (including ports in New Jersey adjacent to New York Harbor)—rates and charges for.

[Subparagraph (102) added by Am. 2, 7 F.R. 7604, effective 9-29-42.]

(103) Conversion of raw materials supplied by the customer into synthetic rubber, aviation gasoline of 87 octane rating or higher, or into the components of aviation gasoline of 87 octane rating or higher.

[Subparagraph (103) added by Am. 4, 7 F.R. 7758, effective 10-5-42; amended by Am. 11, 8 F.R. 130, effective 1-6-43 and Am. 53, 9 F.R. 10778, effective 9-6-44.]

(104) Transportation of liming materials and superphosphate for the Department of Agriculture in the operation of the Agricultural Conservation Program of that Department, when performed by carriers other than common carriers within the exemption conferred by section 302 (c) (2) of the Emergency Price Control Act of 1942.

[Subparagraph (104) added by Am. 5, 7 F.R. 8282, effective 10-16-42.]

(105) Services supplied by the United States Post Office Department—fees and charges for.

[Subparagraph (105) added by Am. 6, 7 F.R. 8431, effective 10-22-42.]

(106) Drilling of oil or gas wells including necessary operations in connection therewith, such as preparation of location, fishing jobs, pulling, salvaging and plugging operations—fees and charges for.

(107) Fire fighting services in connection with oil and gas wells—fees and charges for.

[Subparagraphs (106) and (107) added by Am. 7, 7 F.R. 8810, effective 10-28-42.]

(108) Aircraft—lubrication, maintenance, painting, rental, repair, storage, washing, operation, conversion, modification, or other servicing of (including but not limited to maintenance of or repairs to engines, instruments, accessories, parts, and other equipment used in connection therewith).

[Subparagraph (108) added by Am. 10, 7 F.R. 9894, effective 11-25-42 and amended by Am. 19, 8 F.R. 4978, effective 4-22-43; Am. 22, 8 F.R. 7262, effective 6-3-43; Am. 31, 8 F.R. 10573, effective 8-3-43, and Am. 40, 8 F.R. 16203, effective 12-4-43.]

(109) Snow removal services and rental of equipment used in connection with snow removal, when performed for, or rented to, the United States or any agency thereof, or to any state or territorial government, or any agency or political subdivision thereof.

[Subparagraph (109) added by Am. 12, 8 F.R. 149, effective 1-7-43.]

(110) Toll bridges and toll roads—rates charged for use of, to the extent provided in paragraph (c) of this section.

[Subparagraph (110) added by Am. 14, 8 F.R. 3068, effective 3-15-43; amended by Am. 50, 9 F.R. 5722, effective 5-23-44.]

(111) Milling, smelting, and refining of copper, lead and zinc ores, concentrates, mattes, speiss, bullion or blister. Further, it shall be lawful for any seller of such a service to collect and for any buyer to pay for such services heretofore rendered any sums which the seller was entitled to receive under a contract heretofore entered into even though such sums, either by themselves or together with any sums previously collected by the seller, exceed the amount which could legally have been collected prior to the date hereof.

[Subparagraph (111) added by Am. 15, 8 F.R. 3372, 3795, effective 3-24-43.]

(112) Cemetery, crematorium and mausoleum services and facilities—rates and charges for: burial plots and their upkeep; grave excavating; interment; incineration and storage of human remains.

[Subparagraph (112) added by Am. 16, 8 F.R. 4139, effective 4-5-43.]

(113) Consuls and consulates of foreign governments—fees and charges of.

[Subparagraph (113) added by Am. 18, 8 F.R. 4521, effective 4-12-43.]

(114) Any manufacturing service performed by a person other than the manufacturer in the production of any product excepted from the General Maximum Price Regulation by section 4.3 (a), (b) or (c) of Revised Supplementary Regulation No. 1 (such excepted products being in the nature of war material and component parts and subassemblies thereof) if all or part of the material on which such service is performed is supplied by the manufacturer.

(115) Any service supplied pursuant to a contract or subcontract certified as "developmental" as specified in, and subject to the provisos of, section 4.4 of Revised Supplementary Regulation No. 1.

(116) Any lease by Defense Plant Corporation which is excluded from the provisions of Maximum Price Regulation 67 (New Machine Tools) or Revised Maximum Price Regulation 136 (Machines, Parts and Industrial Equipment).

[Subparagraph (116) amended by Am. 57, 10 F.R. 3236, effective 3-31-45.]

(117) Any demolition, wrecking or site-clearance service which is part of and is included within the sale of any temporary building sold apart from the land by the United States or any agency thereof.

[Subparagraphs (114), (115), (116) and (117) added by Am. 19, 8 F.R. 4978, effective 4-22-43.]

(118) Pilotage—fees and charges for.

(119) Steamship agents—fees and charges of.

[Subparagraphs (118) and (119) added by Am. 20, 8 F.R. 5820, effective 5-8-43.]

(120) Transportation of United States mail and parcel post.

[Subparagraph (120) added by Am. 21, 8 F.R. 6673, 7670, effective 5-19-43.]

(121) Any operation performed in the processing, machining, welding, treating, or finishing of a steel valve (or any part or subassembly thereof) for a valve manufacturer who has previously entered into a contract entitled "Contract Between the Navy Department and Valve Manufacturers for Reimbursement of Added Cost on Subcontracted Valves and Valve Parts," or for a subcontractor for the ultimate use of such valve manufacturer, except that if the same kind of service was performed for the same valve manufacturer or subcontractor by the same seller prior to June 7, 1943, the performance of such service by the seller after June 7, 1943, shall not be exempt under this subparagraph (121).

[Subparagraph (121) added by Am. 23, 8 F.R. 7668, effective 6-7-43.]

(122) Mining or concentrating iron ore—fees and charges for.

[Subparagraph (122) added by Am. 24, 8 F.R. 8541, effective 7-1-42. Effective date amended by Am. 35, 8 F.R. 12325, effective 9-10-43.]

(123) Recovery of scrap metal from slag piles.

[Subparagraph (123) added by Am. 25, 8 F.R. 8541, effective 6-24-43.]

(124) Chemical processing of knotted oriental rugs for importers and wholesalers.

[Subparagraph (124) added by Am. 27, 8 F.R. 9025, effective 7-6-43.]

(125) Transportation of petroleum and petroleum products by carriers other than common carriers, in bulk by barge between points on the Gulf Intracoastal Waterway, and its tributaries, for distances under 75 miles.

"Points on the Gulf Intracoastal Waterway" include all points which are or may be served with barge transportation by use of the Gulf Intracoastal Waterway and all points on the Mississippi River south of, and including, North Baton Rouge, Louisiana.

(126) Towage services, by carriers other than common carriers, within harbors and harbor district areas on the U. S. Gulf of Mexico.

[Subparagraph (125) and (126) added by Am. 29, 8 F.R. 9880, effective 7-16-43.]

(127) Gardening and related services (including but not limited to services rendered in connection with the preparation, maintenance, cutting, picking, or harvesting of vegetable and flower gardens, the trimming of hedges, and cutting and maintenance of lawns)—rates and charges for.

[Subparagraph (127) added by Am. 30, 8 F.R. 10573, effective 8-3-43.]

(128) Any service to tanks and military vehicles and engines, parts, accessories, instruments, and other equipment used in connection with tanks and military vehicles when rendered for any War Procurement Agency in connection with preparation for shipment (including but not limited to lubricating, painting, storing, packing, washing, testing, repairing, converting, modifying, maintaining and preparing and restoring the premises, facilities, and equipment used in connection with such services)—rates and charges for.

[Subparagraph (128) added by Am. 31, 8 F.R. 10573, effective 8-3-43.]

(129) Custom house brokers and foreign freight forwarders—fees and charges.

[Subparagraph (129) added by Am. 33, 8 F.R. 11247, effective 8-17-43; amended by Am. 48, 9 F.R. 5314, effective 5-22-44.]

(130) Reconditioning of contaminated petroleum products from ocean-going vessels or for the United States or any agency thereof or for the government of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 1942, entitled "An Act to Promote the Defense of the United States," or for any agency of such government.

[Subparagraph (130) added by Am. 36, 8 F.R. 13302, effective 10-4-43; and amended by Am. 43, 9 F.R. 1531, effective 2-11-44.]

(131) The service of fabricating concrete reinforcing bars owned by the United States government or any agency thereof.

[Subparagraph (131) added by Am. 38, 8 F.R. 14766, effective 11-1-43.]

(132) Air-raid precautionary services dealing with buildings or parts thereof.

(133) Carpentry repairs (shopwork only).

(134) Rental of costumes and dress suits.

(135) Public address systems—maintenance, rental, or repair of.

(136) Signs—maintenance, painting, or repair of.

(137) Sporting goods or recreational equipment or articles (including guns; but not including bowling or billiards and pool equipment, bicycles, canoes and boats)—remodeling, rental, maintenance, repair, and other servicing of.

[Subparagraphs (132), (133), (134), (135), (136), and (137) added by Am. 40, 8 F.R. 16203, effective 12-4-43.]

(138) Detection of flaws in rails by detector cars.

[Subparagraph (138) added by Am. 42, 8 F.R. 17485, effective 1-4-44.]

(139) [Revoked.]

[Subparagraph (139) added by Am. 44, 9 F.R. 1911, effective 2-1-44; revoked by Am. 68, 10 F.R. 15415, effective 1-1-46.]

(140) Service of storage or warehousing when performed by a person appropriately classified as a public utility and subject to regulation as such, maximum rates or charges for such service having been established, or otherwise regulated, by a federal, state, or municipal authority having jurisdiction over such rates or charges.

(141) Any service not excepted by other subparagraphs of this supplementary regulation when performed by a person appropriately classified as a public utility and subject to regulation as such, maximum rates or charges for such service having been established, or otherwise regulated, by a federal, state, or municipal authority having jurisdiction over such rates or charges.

[Subparagraphs (140) and (141) added by Am. 45, 9 F.R. 3331, effective 3-24-44.]

(142) Leasing of trucks between carriers pursuant to directions of the Office of Defense Transportation under the provisions of its Administrative Order ODT 10, issued March 10, 1944, General Order ODT 3, Revised, as amended March 10, 1944 and General Order ODT 17, as amended March 10, 1944. This exemption applies only to the compensation charged between carriers for the rental of the truck, and does not extend to any other type of truck rental or to the rates which the lessee may charge the shipper.

[Subparagraph (142) added by Am. 46, 9 F.R. 4030, effective 4-14-44; amended by Am. 52, 9 F.R. 8145, effective 7-17-44.]

(143) Ash, debris, garbage or trash removal when performed by or for federal, state or local governmental units, or when the rates and charges for these services are fixed or must be approved thereby.

[Subparagraph (143) added by Am. 47, 9 F.R. 4775 effective 5-8-44.]

(144) Corrosion inhibiter service for boilers and heating systems—fees and charges for.

[Subparagraph (144) added by Am. 49, 9 F.R. 5441, effective 5-27-44.]

(145) Equipment used for the detection of, and protection against fire, theft, burglary, and sabotage (including but not limited to fire alarms, burglar alarms, watchman boxes, sprinkler systems, and electrical or mechanical devices used in connection therewith for the detection of, and for protection against, loss or damage by fire, theft, burglary, and sabotage)—maintenance, supervision, operation, and inspection, to the extent that those services involve more than the installation, rental, or repair of such equipment and are not rendered in connection with the processing, distribution, storage, installation, repair, or negotiation of purchases or sales of a commodity, or in connection with the operation of any service establishment for the servicing of a commodity.

[Subparagraph (145) added by Am. 55, 9 F.R. 13211, effective 11-11-44.]

(146) Antiques—repair, maintenance, and other servicing of.

[Subparagraph (146) added by Am. 54, 9 F.R. 13211, effective 11-11-44.]

(147) Leasing of transportation facilities and equipment, including but not limited to trucks, trailers, semi-trailers, automobiles, buses, tugboats, towboats, launches, lighters and barges—Rates charged by the following Governmental Agencies: The Reconstruction Finance Corporation, Rubber Reserve Company, Metals Reserve Company, Defense Supplies Corporation, and Defense Plant Corporation.

[Subparagraph (147) added by Am. 56, 9 F.R. 15157, effective 1-3-45.]

(148) Bagging of superphosphate for any governmental department or agency, when performed by a person other than the producer at a plant or place other than the plant of production of the superphosphate.

[Subparagraph (148) added by Am. 58, 10 F.R. 3870, effective 4-12-45.]

(149) Services of cleaning, brushing, sorting, mending, stenciling, baling, boxing or in any other way preparing and packing bedding or wearing apparel in connection with relief supplies destined for war liberated areas when such services are rendered for the Procurement Division of the Treasury Department or any other government agency charged with such relief work.

[Subparagraph (149) added by Am. 60, 10 F.R. 6593, effective 6-9-45.]

(150) Services in connection with the purchase of coal by the Procurement Division of the Treasury Department from producers to be supplied under Directives of the Solid Fuels Administration for War for shipment to foreign governments where such services include the pre-payment of the cost of the coal, the prepayment of transportation costs, the assumption of railroad car demurrage, the issuance of shipping instructions, the coordination of traffic movements, the rendering of any and all services neces-

sary to the assembly and, where needed, of the blending of the cargoes so as to meet the requirements of the foreign government concerned.

[Subparagraph (150) added by Am. 61, 10 F.R. 10312, effective 8-15-45.]

(151) Storage and handling of surplus property, and services incidental or related thereto, including management services, when performed for Reconstruction Finance Corporation pursuant to a Storage Facility Operation Contract or Plant Site Storage Agreement. ("Surplus Property" here means property which has been declared to be surplus in accordance with the Surplus Property Act of 1944.)

[Subparagraph (151) added by Am. 63, 10 F.R. 12213, effective 10-2-45]

(152) Services in connection with the dismantling and removal (including preparation for shipment, preparation for storage, loading or unloading) of war plant facilities and equipment owned by the United States, or any agency thereof, or by the government of any country whose defense the President deems vital to the defense of the United States under the terms of the act of March 11, 1941, entitled "An Act to Promote the Defense of the United States", or any agency of any such government.

[Subparagraph (152) added by Am. 64, 10 F.R. 12532, effective 10-8-45]

(153) Services rendered by dealers in connection with the purchasing, packing, handling and incidental storage of Fire-Cured Tobaccos, Type 21 (Virginia Fire-Cured), Type 22 (Tennessee-Kentucky Fire-Cured, Eastern District), Type 23 (Kentucky-Tennessee Fire-Cured, Western District), and Type 24 (Henderson Stemming or Northern Fire-Cured) and Dark Air-Cured Tobaccos, Type 35 (One Sucker), Type 36 (Green River), and Type 37 (Virginia Sun-Cured) purchased on direct order or otherwise.

[Subparagraph (153) added by Am. 65, 10 F.R. 12533, effective 10-8-45]

(154) All services supplied in connection with the production, sale and distribution of bulk wine (including bulk Spanish type blending Sherry, bulk grape concentrates and bulk lees wine), except the service of packaging and casing wine.

[Subparagraph (154) added by Am. 66, 10 F.R. 14028, effective 11-19-45]

(155) Bicycles—Rental of.

[Subparagraph (155) added by Am. 71, effective 3-11-46]

Provided, That where, in connection with the supply or offer for supply during March 1942 of any of the services designated in paragraphs (a) and (b) of this Revised Supplementary Regulation No. 11, a commodity was sold or offered for sale, the rates, fees, charges or compensation for the supply of such commodity shall not be excepted from the application of the General Maximum Price Regulation if (i) a separate charge was made during March 1942 for the supply of such commodity, and (ii) if such a commodity when sold separately would otherwise be subject to the General Maximum Price Regulation.

(c) (1) Any person shall be exempt from the General Maximum Price Regulation, except as otherwise provided in subparagraph (2) of this paragraph, if

(i) He is subject to subparagraph (73), (140), or (141) of paragraph (b) of this section, or

(ii) He furnishes or offers to furnish to the general public any service listed in subparagraph (28), (33), (41), (51), (81), (82), (91), (92), (99), or (110) at rates or charges which are required by law to be non-discriminatory. Unless exempted by subparagraph (3) of this paragraph, any such person shall give notice of any proposed general increase in the rates or charges for such service thirty (30) days before the effective date of the increase. The notice shall be filed with the Transportation and Public Utilities Division of the Office of Price Administration, Washington, D. C., as provided in Procedural Regulation No. 11, as amended, and shall comply with all the applicable requirements of that regulation.

(2) If, in the furnishing of a service listed in subparagraph (28), (33), (41), (51), (91), or (110), the person so doing is subject to subparagraph (1) of this paragraph but if maximum rates or charges for the service have not been established, or are not otherwise regulated, by a federal, state, or municipal authority having jurisdiction, then the rate or charge for the service furnished by such person which was lawfully in effect on March 24, 1944 or, if that rate or charge has been or subsequently is increased in conformity with the requirements of subparagraph (1) of this paragraph (c), such higher rate or charge, shall constitute such person's maximum price for the service under this regulation and the Emergency Price Control Act. In such a case no person furnishing the service shall charge or offer to charge, and no person in the course of trade or business shall pay or offer to pay, a rate or charge higher than the maximum price for the service. Any such charge, payment, or offer to charge or pay shall constitute a violation of this regulation and of the Emergency Price Control Act.

[Subparagraphs (1) and (2) amended by Am. 50, 9 F.R. 5722, effective 5-23-44]

(3) The requirements of subparagraph (1) of this paragraph (c) shall not be applicable to any service listed in subparagraph (81), (82), or (92) of paragraph (b) if, in the furnishing of the service, the person so doing is not properly classified as a public utility or is not regulated as such or if maximum rates or charges for the service have not been established, or are not otherwise regulated, by a federal, state, or municipal authority having jurisdiction.

[Paragraph (c) added by Am. 45, 9 F.R. 3331, effective 3-24-44. Former paragraphs (c) and (d) redesignated (d) and (e).]

(d) *Definitions.* (1) Unless the context otherwise requires, the definitions set forth in § 1499.20 of the General Maximum Price Regulation shall apply to the terms used herein.

(2) "War procurement agency" includes the War Department, the Department of the Navy, the United States Maritime Commission, the War Shipping Administration, the Office of Scientific Research and Development and the Lend-Lease Section of the Procurement Division of the Treasury Department, or any agency of the foregoing.

(3) The definition of "farm equipment" set forth in § 1361.9 (a) (3) of Maximum Price Regulation No. 133 shall apply for the purposes of this regulation.

(4) When used in this Revised Supplementary Regulation No. 11, the term:

(i) "Synthetic rubber" means a material obtained by chemical synthesis, possessing the approximate physical properties of natural rubber, when compared in either the vulcanized or unvulcanized condition, which can be vulcanized with sulphur or other chemicals with the application of heat, and which, when vulcanized, is capable of rapid elastic recovery after being stretched to at least twice its length at temperatures ranging from 0° F. to 150° F. at any humidity.

[Subparagraph (4) added by Am. 11, 8 F.R. 130, effective 1-6-43]

(f) *Suspension from price control.* Price control is suspended as to the supply of the following services. These suspensions are for an indefinite period of time except when it is otherwise specifically provided.

(1) Bowling, billiards and pool, and the rental, maintenance or repair of the equipment used therein (including but not limited to bowling alleys, balls and pins; billiard and pool tables, balls and cues).

(2) Lumber inspection services (inspection, grading, certification and grademarking) when rendered by nonprofit organizations not engaged in the business of selling or distributing lumber.

(3) Laboratory testing services.

[Subparagraphs (2) and (3) added by Am. 69, 11 F.R. 1438, effective 2-11-46]

(4) Cotton ginning services; and bagging and ties sold as part of or in connection with the service of cotton ginning.

[Subparagraph (4) added by Am. 71, effective 3-11-46]

[Paragraph (f) added by Am. 67, 10 F.R. 14449, effective 12-1-45]

Effective date. Revised Supplementary Regulation No. 11 (§ 1499.46) shall become effective August 19, 1942. [Revised Supplementary Regulation No. 11 originally issued August 13, 1942]

[Effective dates of amendments are shown in notes following the parts affected]

Issued this 6th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3576; Filed, Mar. 6, 1946; 11:42 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter II—Bureau of Reclamation, Department of the Interior

PART 402—ANNUAL WATER CHARGES

TUCUMCARI IRRIGATION PROJECT, NEW MEXICO

CROSS REFERENCE: For addition to the tabulation in § 402.2 see Department of the Interior, Bureau of Reclamation, in Notices section.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 381, Amdt. 1]

PART 95—CAR SERVICE

BAUXITE ORE CONCENTRATES FROM MOBILE, ALA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 5th day of March, A. D. 1946.

Upon further consideration of Service Order No. 381 (10 F.R. 14575) and good cause appearing therefor; *It is ordered*, That:

Service Order No. 381 be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p. m., June 30, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, That this amendment shall become effective at 11:59 p. m., March 10, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3572; Filed, Mar. 6, 1946; 11:34 a. m.]

[Rev. S. O. 439]

PART 95—CAR SERVICE

CONTROL OF EMPTY BOX CARS; APPOINTMENT OF AGENT

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 4th day of March, A. D. 1946.

It appearing, that the President of the United States has instructed the appropriate agencies of the Government to put into effect a number of emergency measures designed to help meet critically urgent needs for food in foreign countries to the greatest possible extent in the shortest possible time and has directed that "specific preference will be given to the rail movement of wheat, corn, meat and other essential foods in order promptly to export maximum quantities to the destinations where most needed"; that this Commission has issued Service Order No. 454 according preference for export wheat, corn, meat and other essential foods, and Service Order No. 458 according priority for grain from country elevators to terminal elevators; that the movement, supply and distribution of box cars is inadequate to meet the demands presented by the above orders in all sections of the United States; the Commission is of opinion that an emergency requiring immediate action exists in all sections of the country: It is ordered, That:

(a) *Definitions.* (1) The term "common carrier" as used herein means a common carrier by railroad subject to the Interstate Commerce Act.

(2) The term "car" as used herein means an empty box car.

(b) (1) *Designation.* Warren C. Kendall, Chairman, Car Service Division, Association of American Railroads, Washington, D. C., is hereby designated and appointed as agent of the Interstate Commerce Commission and vested with authority to regulate the use, control, supply, movement, distribution, exchange and interchange of cars to, from or between common carriers in the United States.

(2) *Outline of duties.* As agent, acting on instructions of the Director, Bureau of Service, he is hereby authorized and directed to order any common carrier, to (1) accept, (2) deliver, (3) transport, (4) distribute, or (5) accept, deliver, transport, and distribute cars for the purpose of providing cars at points in the United States where necessary.

(c) *Execution of Agent's orders.* Each common carrier, as it may be affected by Agent Kendall's orders, shall perform the service required therein without delay.

(d) *Application.* The provisions of this order shall apply to cars moving in intrastate and foreign commerce as well as interstate commerce.

(e) *Rules, regulations and practices suspended.* The operation of all rules, regulations, and practices insofar as they conflict with the provisions of this order, is hereby suspended.

(f) *Effective date.* This order shall become effective at 11:59 a. m., March 5, 1946.

(g) *Expiration date.* This order shall expire at 11:59 p. m., June 5, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U. S. C. 1 (10)-(17), 15 (4))

It is further ordered, that this order shall vacate and supersede Service Order No. 439 on the effective date hereof; that a copy of this order and direction shall be served upon each State railroad regulatory body, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3573; Filed, Mar. 6, 1946; 11:34 a. m.]

[2d Rev. S. O. 450, Amdt. 1]

PART 95—CAR SERVICE

BOX CARS TO BE USED FOR GRAIN IN PACIFIC NORTHWEST

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 5th day of March, A. D. 1946.

Upon further consideration of Second Revised Service Order No. 450 (11 F.R. 1747), and good cause appearing therefor: *It is ordered*, That:

Second Revised Service Order No. 450 be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p. m., June 30, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, That this amendment shall become effective at 11:59 p. m. March 10, 1946; that a copy of this order and direction shall be served upon the State railroad regulatory bodies of Oregon, Washington, Idaho and Montana and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3574; Filed, Mar. 6, 1946; 11:34 a. m.]

[S. O. 458, Amdt. 1]

PART 95—CAR SERVICE

PRIORITY FOR GRAIN FROM COUNTRY ELEVATORS TO TERMINAL ELEVATORS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 4th day of March, A. D. 1946.

Upon further consideration of Service Order No. 458 (11 F. R. 2191), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 458, be, and it is hereby, amended by adding Kansas City, Kansas, to Appendix A.

It is further ordered, That this order shall become effective at 12:01 a. m., March 5, 1946; that copies of this order and direction shall be served upon all State railroad regulatory bodies and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3575; Filed, Mar. 6, 1946; 11:34 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

[No. 2]

TUCUMCARI IRRIGATION PROJECT, NEW MEXICO

ANNOUNCEMENT OF ANNUAL WATER RENTAL CHARGES [1]

FEBRUARY 21, 1946.

1. I have determined that it is factually impossible, in view of the provision for construction of distribution works by the United States under the contract with the Arch Hurley Conservancy District dated December 27, 1938, to make water available for irrigation use during the season of 1946 as contemplated in article 8 of the contract of December 27, 1938.

2. *Water rental.* Pursuant to article 10 of the contract of December 27, 1938, irrigation water will be furnished, when available, upon a rental basis under approved applications for temporary water service during the irrigation season of 1946 where the progress of construction will permit, to the irrigable lands in the Arch Hurley Conservancy District described below:

Unit No. 1. Water scheduled to be available on or about April 15, 1946.

Generally described as lying north of the Chicago, Rock Island and Pacific Railroad and west of the Southern Pacific Railroad (Dawson Branch), comprising irrigable lands described as follows:

NEW MEXICO PRINCIPAL MERIDIAN

T. 11 N., R. 29 E.,
Sec. 13, all;
Sec. 24, NE¼.
T. 11 N., R. 30 E.,
Sec. 1, W½;
Secs. 2, 3, 4, 5, 7, 8, 9 and 10;
Sec. 11, N½;
Sec. 12, NW¼;
Secs. 15, 17, 18, 19, 20 and 21;
Sec. 22, NW¼;
Sec. 29, N½;
Sec. 30, E½.

[1] Affects tabulation in 43 CFR 402.2.

T. 12 N., R. 30 E.,
Secs. 26, 27 and 28;
Sec. 29, E½;
Sec. 32, E½;
Secs. 33, 34, and 35;
Sec. 36, W½.

Unit No. 2. Water scheduled to be available between July 1, 1946, and September 1, 1946.

Generally described as lying east of the Southern Pacific Railroad (Dawson Branch), east of the city limits of Tucumcari, New Mexico, and north of Hittson Creek, comprising irrigable lands described as follows:

T. 11 N., R. 30 E.,
Sec. 1, E½;
Sec. 12, E½;
Sec. 13, E½;
Secs. 24 and 25;
T. 12 N., R. 30 E.,
Sec. 36, SE¼;
T. 11 N., R. 31 E.,
Sec. 6, W½;
Secs. 7 and 8;
Sec. 9, W½;
Sec. 16, S½;
Secs. 17, 18, 19, 20 and 21;
Sec. 22, W½;
Sec. 27, All lying north of Hittson Creek;
Sec. 28, All lying north of Hittson Creek;
Sec. 29, All lying north of Hittson Creek;
Sec. 30, N½.
T. 12 N., R. 31 E.,
Sec. 31, SW¼;

Unit No. 3. Water scheduled to be available between July 1, 1946, and September 1, 1946.

Generally described as lying north of Tucumcari Creek and south of Hittson Creek, comprising irrigable lands described as follows:

T. 11 N., R. 31 E.,
Sec. 1, that part lying north of Tucumcari Creek;
Sec. 2, that part lying north of Tucumcari Creek;
Sec. 3, that part lying north of Tucumcari Creek;
Sec. 4, that part lying north of Tucumcari Creek;
Sec. 5, E½;
Sec. 25, S½;
Sec. 26, S½;
Secs. 27, 28, and 29;
Sec. 32, E½;
Secs. 33, 34, 35, and 36.
T. 11 N., R. 32 E.,
Sec. 30, SW¼;
Sec. 31, NW¼;

Unit No. 4. Water scheduled to be available between July 1, 1946, and September 1, 1946.

Generally described as lying north of Hittson Creek and west of Tucumcari Creek, comprising irrigable lands described as follows:

T. 11 N., R. 31 E.,
Sec. 9, SE¼;
Sec. 10, S½;
Sec. 11, SW¼;
Sec. 14, NW¼ and S½;
Sec. 15, All;
Sec. 16, NE¼;
Sec. 22, E½;
Secs. 23 and 24;
Sec. 25, N½;
Sec. 26, N½;
Sec. 27, NE¼.
T. 11 N., R. 32 E.,
Sec. 18, S½;
Sec. 19, All;
Sec. 20, W½;
Sec. 28, NW¼;
Secs. 29 and 30;
Sec. 31, part of NE¼.

3. *Charges and terms of payment.* The minimum water rental charge shall be $0.75 per irrigable acre for each irrigable acre of land for which water service is requested, payment of which will entitle the applicant to 1½ acre-feet of water per irrigable acre. Additional water, if available, will be furnished during the irrigation season at the following rates:

First additional acre-foot per acre—$0.75 per acre-foot
Second additional acre-foot per acre—$1.25 per acre-foot

All charges shall be payable by the District to the United States in advance of the delivery of water.

4. Water will be delivered and measured by Government forces at the nearest available measuring device to the individual farm.

5. The District will request water delivery for, and certify to the United States as entitled to receive water, only such lands as are owned or are held under contract of purchase by persons duly qualified to receive water under the terms of the Reclamation Act of June 17, 1902 (32 Stat. 388), and acts of Congress supplementary thereto or amendatory thereof, and who have duly complied with the requirements of the contract of December 27, 1938, between the United States and the District, including:

(a) The execution and delivery of the recordable contract as provided for in article 30 (b) of said contract;

(b) The execution and delivery of the valid recordable contract, in the case of ownership of excess land, as provided for in articles 30 (a) and 32 of said contract.

6. Individual applications for water on forms approved by the United States and the payments required for this announcement will be received at the office of the Secretary of the Arch Hurley Conservancy District, Tucumcari, New Mexico. Requests by the District for water for such lands as are entitled to receive water and payments by the District to the United States will be received at the office of the Bureau of Reclamation, Tucumcari, New Mexico.

7. This notice shall not be construed as constituting the designation of irrigable lands provided for by article 30 of the contract of December 27, 1938, between the United States and the Arch Hurley Conservancy District.

(Act of June 17, 1902, 32 Stat. 388, as amended or supplemented)

MICHAEL W. STRAUS,
Commissioner.

[F. R. Doc. 46-3569; Filed, Mar. 6, 1946; 11:08 a. m.]

MISSOURI RIVER PROJECT, MONTANA

FIRST FORM RECLAMATION WITHDRAWAL

FEBRUARY 5, 1946.

THE SECRETARY OF THE INTERIOR.

SIR: In accordance wtih the authority vested in you by the act of June 28, 1934 (48 Stat. 1269), as amended, it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal, as provided in section 3 of the act of June 17, 1902 (32 Stat. 388), and that Departmental Order of November 3, 1936 establishing Montana Grazing District No. 5 be modified and made subject to the withdrawal effected by this order.

MISSOURI RIVER PROJECT, PRINCIPAL MERIDIAN, MONTANA

CANYON FERRY UNIT

T. 7 N., R. 1 E.,
Sec. 1, Lots 5 and 10;
Sec. 12, Lot 4;
T. 8 N., R. 1 E.,
Sec. 2, N½SW¼ and SW¼SW¼;
T. 9 N., R. 1 E.,
Sec. 8, Lot 5;
Sec. 18, all;
Sec. 20, N½, N½SW¼ and SW¼SW¼;
Sec. 34, N½NW¼.
T. 9 N., R. 1 W.,
Sec. 1, Lots 1 to 4, incl., S½N½ and SE¼ exclusive of patented M. E. S. 9437.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur:

ARCHIE D. RYAN,
Acting Director of the Grazing Service.

I concur: February 21, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

WARNER W. GARDNER,
Acting Secretary.

FEBRUARY 28, 1946.

[F. R. Doc. 46-3568; Filed, Mar. 6, 1946; 11:08 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order, June 7, 1943 (8 F.R. 7890):

H. B. Spoont Company, 12-18 E. Coal Street, Shenandoah, Pennsylvania; Pants, overalls, coveralls and workshirts; ten (10) employees (T); effective February 26, 1946, expiring February 25, 1947.

Happ Brothers Company, Macon, Georgia; Pants, overalls, coveralls and workshirts; twenty (20) percent (EX); effective February 27, 1946, expiring August 26, 1946.

Meyersdale Manufacturing Company, Meyersdale, Pennsylvania; Dress shirts, collars, sleeping wear, men's dress shirts; fifty (50) employees (E); effective February 17, 1946, expiring August 16, 1946.

Robert Pool Manufacturing Company, 116A S. Waco Street, Hillsboro, Texas; Infants' and children's outerwear; fifty (50) learners (EX); effective February 26, 1946; expiring August 25, 1946.

Bobby Dress Company, 94 Main Street, Dickson City, Pennsylvania; Ladies' dresses; ten (10) employees (T); effective February 28, 1946, expiring February 27, 1947.

M. Janowitch & Sons, Main and Market Streets, Mahanoy City, Pennsylvania; Dresses; ten (10) percent (T); effective February 18, 1946, expiring February 17, 1947.

Shenandoah Manufacturing Company, Washington & Bower Streets, Shenandoah, Pennsylvania; Dresses, nightgowns, housecoats and blouses; ten (10) percent (T); effective March 1, 1946, expiring February 28, 1947.

Nardis Sportswear, 211 N. Austin Street, Dallas, Texas; Women's coats and suits; forty (40) employees (EX); effective February 27, 1946, expiring August 26, 1946.

Cigar Industry Learner Regulations, April 22, 1944 (9 F.R. 4330):

Florida Cigar Company, E. Jefferson Street, Quincy, Florida; cigars; three (3) learners (T); hand bunch making for a learning period of 960 hours at 30 cents per hour for the first 480 hours, and 35 cents per hour for remaining 480 hours; effective February 28, 1946, expiring January 27, 1947.

John H. Swisher & Son, Inc., Quincy, Florida; cigars; ten (10) percent (T); Cigar machine operating for a learning period of 320 hours at 30 cents per hour; Cigar packing for a learning period of 320 hours at 30 cents per hour, and Machine stripping for a learning period of 160 hours at 30 cents per hour; effective February 28, 1946, expiring February 27, 1947.

Jno. H. Swisher & Son, Inc., Valdosta, Georgia; cigars; ten (10) percent (T); Cigar machine operating for a learning period of 320 hours at 30 cents per hour; Cigar packing for a learning period of 160 hours at 30 cents an hour; and Stripping machine operating for a learning period of 160 hours at 30 cents per hour; effective February 28, 1946, expiring February 27, 1947.

Glove Findings and Determination of February 20, 1940, as amended by Administrative Order September 20, 1940 (5 F.R. 3748) and as further amended by Administrative Order, March 13, 1943 (8 F.R. 3079):

Richmond Glove Corporation, 306 Salem Avenue West, Roanoke, Virginia, Work gloves; ten (10) employees (AT); effective February 28, 1946, expiring August 27, 1946.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Halifax County Hosiery Mills, Inc., Scotland Neck, North Carolina; Children's seamless hosiery; ten (10) percent (T); effective February 20, 1946, expiring February 19, 1947.

Harriman Hosiery Mills, Harriman, Tennessee; Seamless hosiery; one hundred and eighty-five (185) learners (EX); effective February 27, 1946, expiring August 26, 1946.

Mayo Knitting Mill, Tarboro, North Carolina; Seamless hosiery; five (5) percent (T); effective February 28, 1946, expiring February 27, 1947.

Union Manufacturing Company, Union Point, Georgia; Men's and boys' seamless half hose; ten (10) percent (T); effective February 26, 1946, expiring August 25, 1946.

Walnut Hosiery Mills, Incorporated, 5th & Walnut Streets, Shamokin, Pennsylvania; Full fashioned hosiery; five (5) learners (T); effective February 8, 1946, expiring February 7, 1947.

Whisnant Hosiery Mills, Fourth Street, Hickory, North Carolina; Seamless hosiery; five (5) percent (T); effective February 28, 1946, expiring February 27, 1947.

Independent Telephone Learner Regulations, July 17, 1944, (9 F.R. 7125):

Central Iowa Telephone Company, Forest City, Iowa; (T); effective February 23, 1946, expiring February 22, 1947.

Farmers New Era Telephone Company, Richmond, Illinois; (T); effective February 24, 1946, expiring February 23, 1947.

Regulations, Part 522—Regulations Applicable to the Employment of Learners.

Prafco, Inc., Corozal, Puerto Rico; Artificial Flowers; two hundred (200) learners; in the manufacture of flowers by hand at not less than 15 cents an hour for the first 345 hours and not less than 20 cents an hour for the next 175 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period; effective February 18, expiring August 18, 1946.

Zehkaria Brothers, Puerta de Tierra, San Juan, Puerto Rico; seventy-five (75) learners; in the operation of machine embroidering at not less than 18 cents an hour for the first 240 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of the termination of the learning period. Effective February 14, 1946, expiring December 14, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this

[1] Affects tabulation in 43 CFR 402.2.

service is requested, payment of which withdrawal effected by this order.

notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 28th day of February 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-3567; Filed, Mar. 6, 1946; 11:06 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 117]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Torger Aarhuus	Norway	Estate of Erik Aarhuus, deceased, Surrogate's Court, Queens County, N. Y., file No. 2681 1942	$1,616.96	Treasurer of the city of New York, Municipal Bldg., New York, N. Y.	$9.00
		Item 2			
Webjorn L. Aarhuus	Norway	Same	1,616.96	Same	9.00
		Item 3			
Ole A. Aarhuus	Norway	Same	1,616.96	Same	9.00
		Item 4			
Martha R Aarhuus	Norway	Same	1,616.96	Same	9.00
		Item 5			
Eutalia Annunziata	Italy	Estate of Joseph Annunziata, deceased, Surrogate's Court, Kings County, N. Y., index No. 4301/1942.	1,161.75	Same	20.00
		Item 6			
Pierina Marianna	Italy	Same	387.25	Same	7.00
		Item 7			
Regina Marianna	Italy	Same	387.26	Same	7.00
		Item 8			
Antonio Marianna	Italy	Same	387.26	Same	7.00
		Item 9			
Clara Greenbaum	Poland	Estate of Sarah Bodner, deceased, Surrogate's Court, Kings County, N. Y., index No. P-7228/1941.	3,194.69	Same	112.00
		Item 10			
Ascher Birnbaum	Poland	Estate of Barnett Birnbaum, deceased, Surrogate's Court, Kings County, N. Y., index No. 3303/1941.	1,232.39	Same	40.00
		Item 11			
Rachel Birnbaum	Poland	Same	947.61	Same	31.00
		Item 12			
Natalia Harder	Denmark	Trust under the will of Sophus A. Nielsen, deceased, Surrogate's Court, Kings County, N. Y., index No. 3598/1927.	451.25	Same	25.00
		Item 13			
Christian Harder	Denmark	Same	451.25	Same	25.00
		Item 14			
Elizabeth Wickman	Denmark	Same	2,707.50	Same	119.00
		Item 15			
Rev. T. Kierkegaard	Denmark	Same	270.75	Same	15.00

[F. R. Doc. 46-3397; Filed, Mar. 4, 1946; 11:01 a. m.]

[Vesting Order CE 118]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Domonick Andrejanski	Lithuania	Estate of Antanas Andrejauski, also known as Anthony Andrejauski, deceased, Union County Orphans' Court, Elizabeth, N. J.	$500.00	Charles A. Otto, Clerk of the Union County Orphans' Court, Union County Court House, Elizabeth, N. J.	$6.00
		Item 2			
Barbara Ruzotis	Lithuania	Same	300.00	Same	5.00
		Item 3			
Roman Catholic Church in Vevirzens.	Lithuania	Same	18,932.27	Same	133.00
		Item 4			
Antonie Wolff	Poland	Estate of Bruno Schybilsky, also known as George Schmidt, deceased, Middlesex County Orphans' Court, New Brunswick, N. J.	5,332.97	Frank A. Connolly, Clerk of the Middlesex County Orphans' Court, Middlesex County Court House, New Brunswick, N. J.	77.00
		Item 5			
Anna Sweeney	Latvia	Estate of John Sweeney, deceased, Union County Orphans' Court, Elizabeth, N. J.	3,460.51	Charles A. Otto, Clerk of the Union County Orphans' Court, Union County Court House, Elizabeth, N. J.	71.00
		Item 6			
Brother of Anthony Duck, deceased, first name unknown.	Lithuania	Estate of Anthony Duck, also known as Tony Duck, deceased, Union County, Orphans' Court, N. J.	150.53	Same	20.00
		Item 7			
Brother of Anthony Duck, deceased, first name unknown.	Lithuania	Same	150.53	Same	20.00
		Item 8			
Sister of Anthony Duck, deceased, first name unknown.	Lithuania	Same	150.53	Same	20.00
		Item 9			
Sister of Anthony Duck, deceased, first name unknown.	Lithuania	Estate of Anthony Duck, also known as Tony Duck, deceased, Union County, Orphans' Court, N. J.	150.54	Same	20.00
		Item 10			
August and/or Apolonija Matusaitis	Lithuania	In the Matter of the Application of the Lithuanian Building & Loan Association for the payment of monies into Court, in Chancery of New Jersey, County of Essex, N. J.	2,025.34	I. Grant Scott, Clerk of the Court of Chancery of New Jersey, Newark, N. J.	33.00
		Item 11			
Mike Marusauskas	Lithuania	Same	173.83	Same	5.00
		Item 12			
Jonas Fausta	Lithuania	Same	1,316.76	Same	21.00
		Item 13			
Charlie (Carl) Blume	Denmark	Estate of Adser H. Blume, deceased, Morris County Orphans' Court, Morristown, N. J.	950.00	William H. Thompson, Clerk of the Morris County Orphans' Court, Morris County Court House, Morristown, N. J.	26.00
		Item 14			
Jens W. Blume	Denmark	Same	460.00	Same	13.00
		Item 15			
Emilie Hvild	Denmark	Same	460.00	Same	13.00

[F. R. Doc. 46-3398; Filed, Mar. 4, 1946; 11:01 a. m.]

[Vesting Order CE 121]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Ernestina Morandi	Italy	Estate of Joseph Carissimi, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles, No. 233,780.	$500.00	George Dondero, Executor, c/o Michael F. Shannon, 1017 Citizens National Bank Bldg., Los Angeles, Calif.	$60.00
		Item 2			
Carlo Morandi	Italy	Same	250.00	Same	30.00
		Item 3			
Emilia Morandi	Italy	Same	250.00	Same	30.00
		Item 4			
Lauriena Scheffer	Netherlands	Estate of Ellen de Kruis, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles, No. 233-022.	10,000.00	Ralph K. Somers, Executor, c/o A. W. Arrington, 108 West 2d St., Los Angeles, Calif.	82.00
		Item 5			
Giulio Landolfi	Italy	Estate of Sophia Landolfi, deceased, in the Superior Court of the State of California, in and for the County of San Francisco, No. 80779.	231.63	Phil C. Katz, Public Administrator, 463 City Hall, San Francisco, Calif.	16.00
		Item 6			
Vincenzo Landolfi	Italy	Same	231.63	Same	16.00
		Item 7			
Vasilios Ekonomou	Greece	Estate of Speridon Alexios Alexander, also known as Speridon A. Alexander, also known as Speridon Alexander, also known as S. A. Alexander, also known as S. Alexander, deceased, in the Superior Court of the State of California, in and for the County of San Francisco, No. 97365.	574.19	Same	54.00
		Item 8			
Mrs. Agatha Fajardo	Philippine Islands	Estate of Lorenzo Ignacio Fajardo, also known as Lorenzo I. Fajardo, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco, No. 93671.	328.09	Same	34.00

[F. R. Doc. 46-3401; Filed, Mar. 4, 1946; 11:02 a. m.]

[Vesting Order CE 119]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the

United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Guiseppe De Lucia	Italy	Estate of Esther Belli a/k/a Ester De Lucia, deceased, Mercer County Orphans' Court, Mercer County Courthouse, Trenton, N. J.	$1,100.02	William J. Connor, clerk of the Mercer County Orphans' Court, Mercer County Courthouse, Trenton, N. J.	$47.00
		Item 2			
Grazia De Lucia	Italy	Same	1,100.02	Same	47.00
		Item 3			
Jennie De Lucia	Italy	Same	194.44	Same	9.00
		Item 4			
Marino De Lucia	Italy	Same	194.44	Same	9.00
		Item 5			
Lucia De Lucia	Italy	Same	194.44	Same	9.00
		Item 6			
Giullo De Lucia	Italy	Same	194.44	Same	9.00
		Item 7			
Goertje Boer	Holland	Estate of Johannes Duhen a/k/a Johannes Duheen, deceased, Passaic County Orphans' Court, Paterson, N. J.	216.39	John McNaughton, clerk of the Passaic County Orphans' Court, Passaic County courthouse, Paterson, N. J.	11.00
		Item 8			
Marigje Hoek	Holland	Same	216.39	Same	11.00
		Item 9			
Cornelius Bot	Holland	Same	216.40	Same	11.00
		Item 10			
Annigje Bot	Holland	Same	216.40	Same	11.00
		Item 11			
Marigje Bot	Holland	Same	216.40	Same	11.00
		Item 12			
Antonio Cucci	Italy	Estate of Joseph Cucci, deceased, Passaic County Orphans' Court, Passaic County Courthouse, Paterson, N. J.	117.59	Same	14.00
		Item 13			
Concetta Divona	Italy	Same	117.59	Same	14.00
		Item 14			
Mauro Castellano	Italy	Same	58.80	Same	7.00
		Item 15			
Augostino Castellano	Italy	Same	58.80	Same	6.00
		Item 16			
Ignas Bubas	Lithuania	Estate of Ignas Bubas, deceased, Hudson County Orphans' Court, Jersey City, N. J.	920.00	John H. Gavin, Clerk of the Hudson County Orphans' Court, Hudson County courthouse, Jersey City, N. J.	22.00
		Item 17			
Kazimieras Bubas	Lithuania	Same	920.00	Same	22.00
		Item 18			
Juozas Alisauskas	Lithuania	Same	460.00	Same	11.00
		Item 19			
Elizabeth Rimiene	Lithuania	Same	460.00	Same	11.00
		Item 20			
Saloneja Plungiene	Lithuania	Same	460.00	Same	11.00
		Item 21			
Juozas Alisauskas	Lithuania	Same	460.00	Same	11.00
		Item 22			
Rosina Castrataro	Italy	Estate of Vincenzo Castrataro, deceased, Essex County Orphans' Court, Essex County courthouse, Newark, N. J.	[1] 115.69	George H. Becker, clerk of the Essex County Orphans' Court, Essex County courthouse, Newark, N. J.	12.00
		Item 23			
Francesco Castrataro	Italy	Same	[1] 115.69	Same	12.00
		Item 24			
Teresita Castrataro	Italy	Same	[1] 115.69	Same	11.00
		Item 25			
Germain Ferrant	France	In the Matter of the Estate of Germain Ferrant, a late minor, Camden County Orphans' Court, Camden, N. J.	883.24	C. M. Powell Quicksall, clerk of the Camden County Orphans' Court, Camden County courthouse, Camden, N. J.	68.00

[1] Approximately.

[F. R. Doc. 46-3399; Filed, Mar. 4, 1946; 11:02 a. m.]

[Vesting Order CE 120]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Georgia Skarlatos-Skiadas	Greece	Estate of Thomas Calley, also known as Anastasios Klapis, deceased, Probate Court, Cook County, Ill.; Docket No. 428; Page 261; File No. 44-P-857.	$1,338.32	The County Treasurer of Cook County, Chicago, Ill.	$25.00
		Item 2			
Zacharoula Skarlatos-Mavrogenis	Greece	Same	1,338.32	Same	25.00
		Item 3			
Anastasios Skarlatos	Greece	Same	1,338.32	Same	25.00
		Item 4			
Jozef Rajczak	Poland	Estate of Julius Rajczak, deceased, Probate Court, Cook County, Ill.; Docket No. 430; Page 363; File No. 44-P-2703.	640.05	Same	15.00
		Item 5			
Andrzej Rajczak	Poland	Same	1,280.09	Same	31.00
		Item 6			
Emilia Motak	Poland	Same	640.05	Same	15.00
		Item 7			
Anna Rajczak	Poland	Same	640.05	Same	15.00
		Item 8			
Maria Luiga Falco	Italy	Estate of Vitantonio Falco, deceased, Probate Court, Cook County, Ill.; Docket No. 430; Page 214; File No. 44-P-2575.	371.54	Same	44.00
		Item 9			
Annunziata Falco Partipilo	Italy	Same	185.78	Same	22.00
		Item 10			
Guiseppi Falco	Italy	Same	185.78	Same	22.00
		Item 11			
Societa Fiorentina Per La Protezione Degli Animali	Italy	Estate of Vivian Butler Burke, deceased, Probate Court, Cook County, Ill.; Docket No. 369; Page 497; File No. 37-P-8137.	172.70	Same	34.00
		Item 12			
Philomena Travaglia	Italy	Estate of Frank Travaglia, deceased, Probate Court, Cook County, Ill.; Docket No. 432; Page 152; File No. 44-P-4316.	1,140.86	Same	77.00
		Item 13			
Teresina Travaglia	Italy	Same	320.42	Same	22.00

[F. R. Doc. 46–3400; Filed, Mar. 4, 1946; 11:02 a. m.]

[Vesting Order CE 122]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Maria d'Arcais	Italy	Estate of Helen H. d'Arcais, deceased, Surrogate's Court, Westchester County, N. Y., Docket No. 170/1943.	$369.79	Commissioner of Finance of the County of Westchester, White Plains, N. Y.	$31.00
		Item 2			
Emilio d'Arcais	Italy	Same	369.79	Same	31.00
		Item 3			
Goffredo d'Arcais	Italy	Same	369.79	Same	31.00
		Item 4			
Giuseppina Gianaroli	Italy	Same	369.79	Same	31.00
		Item 5			
John Thomas Johnson	France	Estate of Juliette Ferrer, Surrogate's Court, New York County, N. Y., File No. P2435-1941.	6,332.67	Public Administrator, County of New York, Hall of Records, 31 Chambers St., New York, N. Y.	80.66
		Item 6			
Mrs. John Thomas Johnson	France	Same	6,332.67	Same	80.67
		Item 7			
Tulsa Bluestein	Poland	Estate of Blanche Bloch, deceased, Surrogate's Court, Cattaraugus County, Little Valley, N. Y.	812.09	County Treasurer, Cattaraugus County, Little Valley, N. Y.	34.00
		Item 8			
Libbie Tisla	Poland	Same	270.70	Same	11.00
		Item 9			
Syvia Tisla	Poland	Same	270.70	Same	11.00
		Item 10			
Isadore Tisla	Poland	Same	270.69	Same	11.00
		Item 11			
Dragina Strizak	Jugoslavia	Estate of Jovan Strizak, deceased, Surrogate's Court, Erie County, Buffalo, N. Y.	258.60	County Treasurer of Erie County, Buffalo, N. Y.	20.00
		Item 12			
Nicholas Strizak	Jugoslavia	Same	517.16	Same	39.00
		Item 13			
Johanne Smeland	Norway	Estate of Nils Smeland, deceased, Surrogate's Court, Kings County, N. Y., Docket No. 5547-1940.	1,313.33	William V. Elliott, Public Administrator of Kings County, as administrator of estate, Municipal Bldg., Brooklyn, N. Y.	27.50
		Item 14			
Tomine Gangsaa	Norway	Same	1,313.33	Same	27.50
		Item 15			
Magdalena Schlottmann	France	Estate of Jose Andrade, deceased, Surrogate's Court, New York County, N. Y., Index No. P-2007-1929.	(1)	The New Britain Trust Co., New Britain, Conn., Executor and Trustee.	157.00
		Item 16			
Sofia Poppovich	Jugoslavia	Estate of George J. Poppovich, Surrogate's Court, Monroe County, N. Y.	591.46	Monroe County Treasurer, Rochester, N. Y.	22.00
		Item 17			
Mitra Poppovich	Jugoslavia	Same	591.47	Same	22.00
		Item 18			
Lubitis Poppovich	Jugoslavia	Same	591.47	Same	22.00
		Item 18			
Pierre Dubois and Anna Maria Dubois	France	Estate of Margaret Woodhull Lawrence, deceased, Surrogate's Court, New York County, N. Y., Index No. P-1073/1943.	4,000.00	City Bank Farmers Trust Co., 22 William St., New York, N. Y., Executor.	48.00

[1] Income from trust under will of Jose Andrade, deceased.

[F. R. Doc. 46–3402; Filed, Mar. 4, 1946; 11:02 a. m.]

[Vesting Order CE 124]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Stefania Ruzickova	Czechoslovakia	Estate of Stephan Folkman, decd. Surrogate's Court, Nassau Co., N. Y., Docket No. 39120.	$14.00
		Item 2	
Maria Holl	Czechoslovakia	Same	14.00
		Item 3	
Diamonto Capetanidu	Greece	Estate of Christ G. Genos, also known as Christ Genos, deceased. Surrogate's Court, Kings County, N. Y., Docket No. 8568–1944.	49.00
		Item 4	
Dora Winge	Denmark	Estate of Emma J. Hoyer, Surrogate's Court, New York County, N. Y. Probate No. 1069–1943.	5.00
		Item 5	
Hugo Gisselbeck	Denmark	Same	15.00
		Item 6	
Anna Sonnikson	Denmark	Same	15.00
		Item 7	
Dansk Sejgepiejeraad	Denmark	Same	15.00
		Item 8	
Little Shuster Caccaiguerra-Ranghieri	Italy	Estate of Pearl Trigg Schuster, deceased, Surrogate's Court, New York County #P2756–1942.	54.00
		Item 9	
Curé of St. Thomas D'Aquin	France	Estate of Elizabeth Decles, deceased, Surrogate's Court, New York County, State of New York Index No. P–1672–1944.	10.75
		Item 10	
Paulette Haas	France	Estate of Helen Haas Humpfner, dec'd. Surrogate's Court, Kings County, N. Y., Docket No. 6455–1944.	29.00
		Item 11	
Andre Haas	France	Same	29.00
		Item 12	
Pauline Beaumont	France	Estate of Elizabeth Decles, deceased, Surrogate's Court, New York County, State of New York, Index No. P–1672–1944.	10.75

[F. R. Doc. 46–3404; Filed, Mar. 4, 1946; 11:03 a. m.]

[Vesting Order CE 123]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums

stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Miss D. J. Depraetere	Belgium	Estate of Thomas J. Fitzsimons, deceased, Surrogate's Court, New York County, N. Y., index No. P–2642–1942.	$37.00
		Item 2	
Amelia Czajka, also known as Amelia Chajka	Poland	In the Matter of the Estate of William Czajka, also know as William Chajka, deceased, Surrogate's Court, New York County, N. Y., No. P–1968–1944.	121.00
		Item 3	
Emilia Konstansia Jansson	Finland	Estate of Knut George Gyllstrom, also known as George Gyllstrom, deceased. Surrogate's Court, Kings County, N. Y., Docket No. 1341—1935.	31.00
		Item 4	
Klas Gustaf Gyllstrom	Finland	Same	31.00
		Item 5	
John Ostrowski	Poland	Estate of Wojciech Ostrowski, also known as Joseph Ostrowski and Joe Ostrowski, deceased. Surrogate's Court, Queens County, N. Y., Docket No. 4739—1944.	6.00
		Item 6	
Bronislaw Ostrowski	Poland	Same	6.00
		Item 7	
Janina Borowska	Poland	Same	6.00
		Item 8	
Sophia Czapska	Poland	Same	6.00
		Item 9	
Boleslaw Ostrowski	Poland	Same	6.00
		Item 10	
Wladislawa Ostrowski	Poland	Same	6.00
		Item 11	
Stanislaw Ostrowski	Poland	Same	6.00
		Item 12	
Maria Anilandaki	Greece	Estate of Vasilios Leventis, a/k/a Basil Leventis, and as Rev. B. Leventis, deceased. Surrogate's Court, New York County, Index No. P–1924–1944.	47.00
		Item 13	
Anna Brugh Singer	Norway	Estate of William H. Singer, Jr. Surrogate's Court, County of New York, N. Y.	27.00
		Item 14	
Jeanne Reichenbach	France	Estate of Henri Reichenbach, deceased, Surrogate's Court, New York County, N. Y. Index No. A222–1943.	76.00
		Item 15	
Felicie Le Flaguais	France	Estate of Edith T. Martin, deceased, in the Surrogate's Court, New York County, N. Y., No. P–2550/39.	21.00
		Item 16	
Katherine Farber	Island of Jersey, Channel Islands	Estate of Elizabeth G. Dozier, deceased, Surrogate's Court, New York County, N. Y., P–682–1945.	38.00
		Item 17	
Rachel Abkewitez	Poland	In the matter of the Estate of Marrion Abbott, Surrogate's Court, New York County, N. Y., No. P–984–1944.	29.00
		Item 18	
Aaron Abkewitez	Poland	Same	29.00

[F. R. Doc. 46–3403; Filed, Mar. 4, 1946; 11:03 a. m.]

[Vesting Order CE 125]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding iden-

tified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Clement Williams	Belgium	In the Matter of the application of Frank C. Howard, et al., for cancellation of a certain mtge. made by Frank C. Howard, et al., to Clement Williams et al., Bergen County Orphans' Court, Hackensack, N. J.	$1,500.00	Citizens First National Bank and Trust Co., Ridgewood, N. J., trustee.	$45.00
		Item 2			
Marie Petersen	Denmark	Estate of Kai Petersen, deceased, Hudson County Orphans' Court, Jersey City, N. J.	91.62	Georg Bech, Consul General of Denmark, c/o Alfred J. Bedard, 40 Exchange Pl., New York 5, N. Y.	15.00
		Item 3			
Soren Petersen	Denmark	Same	91.62	Same	15.00
		Item 4			
Emma Hansen	Denmark	Estate of Hans Lassen Hansen, deceased, Hudson County Orphans' Court, Jersey City, N. J.	265.60	Alfred J. Bedard, administrator, of the Estate of Hans Lassen Hansen, deceased, 40 Exchange Pl., New York 5, N. Y.	7.20
		Item 5			
Erik Hansen	Denmark	Same	265.60	Same	7.20
		Item 6			
Paul Hansen	Denmark	Same	265.60	Same	7.20
		Item 7			
Johanna Hansen	Denmark	Same	265.60	Same	7.20
		Item 8			
Maren Hansen	Denmark	Same	265.60	Same	7.20
		Item 9			
Inger Nielsen	Denmark	Estate of Bent Rupert Nielsen, deceased, Hudson County Orphans' Court, Jersey City, N. J.	159.00	Alfred J. Bedard, administrator, of the Estate of Bent Rupert Nielsen, deceased, 40 Exchange Pl., New York 5, N. Y.	13.00
		Item 10			
Olu Harold Nielsen	Denmark	Same	159.00	Same	13.00
		Item 11			
Leendert Van Reek	Netherlands	Estate of John Van Reek, deceased, Hudson County Orphans' Court, Jersey City, N. J.	390.60	John H. Gavin, clerk of the Hudson County Orphans' Court, Hudson County Courthouse, Jersey City, N. J.	15.75
		Item 12			
Johannes Van Reek	Netherlands	Same	390.60	Same	15.75
		Item 13			
William Van Reek	Netherlands	Same	390.60	Same	15.75
		Item 14			
Maria Van Reek Van Ryswyk	Netherlands	Same	390.60	Same	15.75

[F. R. Doc. 46-3405; Filed, Mar. 4, 1946; 11:03 a. m.]

[Vesting Order CE 126]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Catholic Church of Hruciarski Zaluzany County.	Czechoslovakia	Estate of Andrew Husar, deceased, Probate Court, Cook County, Ill.	$100.00	The County Treasurer of Cook County, Chicago, Ill.	$25.00
		Item 2			
Pauline Safjan	Poland	Estate of Richard W. Nowakowski, formerly Incompetent, now deceased, Probate Court, Cook County, Ill., Docket 37; Page 291; File No. 96690.	16,871.97	Same	92.00
		Item 3			
Per Ornberg	Norway	Estate of Nils Ernst Leonard Ornberg, dec'd. Probate Court of Cook County, Ill., No. 43 P 1286; Doc. 419; Page 319.	349.10	Same	44.00
		Item 4			
Ettore Ottone	Italy	Estate of Louis Ottone, deceased, Probate Court, Cook County, Ill., Docket 415; Page 289; File No. 42-P-6302.	378.10	Same	33.00
		Item 5			
Erminia Ottone	Italy	Same	378.10	Same	33.00
		Item 6			
Clotilde Ottone	Italy	Same	378.10	Same	33.00
		Item 7			
Zdenka Nemecek	Czechoslovakia (Bohemia).	Estate of Frank Memecek, a/k/a Frank Nemecek, a/k/a Frank Weimecek, deceased, Probate Court of Cook County, Ill., No. 43 P 2723; Doc. 421; Page 64.	384.90	Same	28.00
		Item 8			
Frances Nemecek Archlebova	Czechoslovakia (Bohemia).	Same	384.90	Same	28.00
		Item 9			
Mary Nemecek Krepela	Czechoslovakia (Bohemia).	Same	384.90	Same	28.00

[F. R. Doc. 46-3406; Filed, Mar. 4, 1946; 11:03 a. m.]

[Vesting Order CE 127]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Anna Prusac	Czechoslovakia	Estate of George Kahanec, a/k/a George Joseph Kahanec, deceased, Surrogate's Court, New York County, State of New York, Index No. A-1548-1943.	$4,444.44	Treasurer of the City of New York, Municipal Bldg., N. Y.	$105.00
		Item 2			
Rosalia Barbadoro	Italy	Estate of Gerlando Travale, deceased, Surrogate's Court, New York County, N. Y., Index No. A-43/1944.	288.58	Same	48.00
		Item 3			
Ewald Jansson	Finland	Estate of John Jansson, deceased, Surrogate's Court, New York County, N. Y., Index No. A-1147/1944.	471.64	Same	53.78
		Item 4			
Janni Jansson	Finland	Same	471.64	Same	53.79
		Item 5			
Maria Michela Montuori	Italy	In the Estate of Giuseppa Lippiello, also known as Giuseppina Lippiello, Surrogate's Court, New York County, A2086-1940, N. Y.	4,000.42	Same	160.00
		Item 6			
Comite de Bienfaisance Israelite de Paris.	France	Estate of Leontine R. Videre, deceased. Surrogate's Court, New York County, New York. Index No. P-1539/1941.	1,000.00	Same	20.00
		Item 7			
Orphan Assylum Fondation de Rothschild.	France	Same	500.00	Same	10.00
		Item 8			
Amelie Clarisse Gros	France	Same	2,000.00	Same	40.00
		Item 9			
Mme. Massip	France	Same	100.00	Same	5.00
		Item 10			
Mme. Orband	France	Same	100.00	Same	5.00
		Item 11			
Mme. Worms	France	Same	100.00	Same	5.00
		Item 12			
Mlle. Marguerite Gros	France	Same	100.00	Same	5.00
		Item 13			
Mme. Gressonier	France	Same	100.00	Same	5.00

[F. R. Doc. 46-3407; Filed, Mar. 4, 1946; 11:03 a. m.]

[Vesting Order 5093, Amdt.]

CAROLINE BEYER ET AL.

In re: Real property, property insurance policies and claim owned by Caroline Beyer, Katherine Vollmer-Beyer and/or their heirs-at-law.

Vesting Order Number 5093, dated July 16, 1945, is hereby amended as follows and not otherwise:

By deleting the second paragraph of the description as it appears in Exhibit A and substituting therefor, "Together with all right, title and interest in and to the land lying in the bed of Avenue M in front of said premises to the center line thereof".

All other provisions of said Vesting Order Number 5093 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3394; Filed, Mar. 4, 1946; 11:01 a. m.]

[Vesting Order CE 128]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Henry de Ridder	France	Estate of Charles Rollin Lynde, deceased, Surrogate's Court, New York County, N. Y., Index No. P-1293/40.	$3,600.00	Treasurer of the City of New York, Municipal Building, New York, N. Y.	$110.00
		Item 2			
Elizabeth Palm	Estonia	Estate of Edgar Palm, deceased, Surrogate's Court, New York County, N. Y., Docket No. 14393/42.	2,750.00	Same	183.00
		Item 3			
Marya Rosnitsky	Poland	Estate of Valerian Rosnitsky, also known as Waleran Rusnicky, also known as Waleran Mike Rusnicky, deceased, Surrogate's Court, New York County, N. Y., File No. A-1221-43.	4,156.33	Same	67.00
		Item 4			
Tiu Bi-ju	China	Estate of Margaret C. Morrison, deceased, Surrogate's Court, New York County, N. Y., File No. P-775/42.	990.00	Same	102.00
		Item 5			
Georgette Gambinossi	Italy	Estate of Dante Gambinossi, deceased, Surrogate's Court, New York County, N. Y., File No. A-1631/42.	356.39	Same	32.00

[F. R. Doc. 46-3408; Filed, Mar. 4, 1946; 11:03 a. m.]

[Dissolution Order 28]

RONDAK CORP.

Whereas, by Vesting Order No. 95, dated August 6, 1942 (7 Fed. Reg. 7053, September 5, 1942), the Alien Property Custodian vested all of the issued and outstanding shares of the capital stock of Rondak Corporation, a Delaware corporation; and

Whereas, Rondak Corporation has been substantially liquidated under the supervision of the Alien Property Custodian,

Now, under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except such claim, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation, and except certain claims in the total amount of $451.41 representing declared but unpaid dividends due certain persons not resident in the United States formerly stockholders of the corporation; and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved and its assets distributed, and a Certificate of Dissolution having accordingly been filed with the Secretary of State of the State of Delaware;

hereby orders, that the officers and directors of Rondak Corporation (to wit, Martin S. Watts, President and Director, E. H. Perbix, Secretary and Director, and Stanley B. Reid, Treasurer and Director, and their successors, or any of them), continue the proceedings for the dissolution of Rondak Corporation, in accordance with the statutes of the State of Delaware in such cases made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state and local taxes and fees owed by or accruing against said corporation; and

(c) They shall then pay any sum representing declared but unpaid dividends due any former stockholder not resident in the United States into an account in any bank whose deposits are insured by the Federal Deposit Insurance Corporation, the said account to be entitled "[Name of non-resident stockholder to be inserted here] Account, subject to the authorization of the Alien Property Custodian". The said account shall be made expressly subject to the following conditions and a certified copy of this order shall be furnished to the bank at the time said account is opened:

(I) Withdrawals shall be made from the account only (i) on the signature of certain foreign nationals or their authorized representatives in conformity with an applicable authorization of the Alien Property Custodian, his delegate or supervisor, (ii) on the signature of the Alien Property Custodian, his delegate or supervisor, or (iii) in any other manner which may be directed by the Alien Property Custodian, or authorized by the Alien Property Custodian, his delegate or supervisor.

(II) Statements shall be rendered in accordance with the usual practice of the bank to "[Name of non-resident stockholder to be inserted here] Account, subject to the authorization of the Alien Property Custodian", care of Alien Property Custodian, Washington 25, D. C., or as may otherwise be directed by the Alien Property Custodian, his delegate or supervisor.

(III) The bank is hereby authorized to charge to any of the said accounts its customary and usual service charges including charges in payment or reimbursement for interest due; cable, telegraph, or telephone charges; postage costs; custody fees; small adjustment charges to correct bookkeeping errors; and, but not by way of limitation, minimum balance charges, account carrying charges, notary and protest fees, and charges for reference books, photostats, credit reports, transcripts or statements, registered mail insurance, stationery and supplies, checkbooks, and other similar items.

The payment of any sum as herein directed into such an account shall to the extent thereof be a full acquittance and discharge for all purposes of the obligation of Rondak Corporation.

(d) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first, in satisfaction

of such claims, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation, and second, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation;

and further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of Delaware, of any persons who may claim against said corporation: *Provided, however,* That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian and applied by him as a liquidating distribution of assets to the Alien Property Custodian as stockholder as above set forth; *Provided, however,* That any such claims against said corporation shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of Delaware; and further orders, that all actions taken and acts done by the said officers and directors of Rondak Corporation, pursuant to this order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation therein provided.

Executed at Washington, D. C., February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3396; Filed, Mar. 4, 1946; 11:01 a. m.]

[Vesting Order 6013]

LOUIS STRAUSS

In re: Estate of Louis Strauss, deceased; File No. D-28-10239.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Marion Heidelberg in, to and against the Estate of Louis Strauss, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address
Marion Heidelberg, Germany.

That such property is in the process of administration by Sadie M. Strauss, as Executrix of the Estate of Louis Strauss, acting under the judicial supervision of the County Judge's Court in and for Dade County, Florida;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3534; Filed, Mar. 5, 1946; 2:10 p. m.]

[Supp. Vesting Order 5078]

MOTOSHIGE SHOTEN, LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 1824, dated July 17, 1943, that Motoshige Shoten, Ltd., a Hawaiian corporation, is a business enterprise within the United States and that Motoshige Shoten, Ltd., and Seizo Yamamoto are nationals of a designated enemy country (Japan);

2. Finding that Seizo Yamamoto has a claim against Motoshige Shoten, Ltd., which is represented on the books and records of Motoshige Shoten, Ltd., as an account payable in the amount of $791.55, as of July 31, 1944, subject to any accruals or deductions thereafter, and which represents an interest in Motoshige Shoten, Ltd.; and determining:

3. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the interest of Seizo Yamamoto in Motoshige Shoten, Ltd., a Hawaiian corporation, hereinbefore more fully described in subparagraph 2 above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3395; Filed, Mar. 4, 1946; 11:01 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 774]

TACA, S. A.

NOTICE OF HEARING

In the matter of the application of TACA, S. A., for a foreign air carrier permit under section 402 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 402 and 1001 of said act, that a hearing in the above-entitled proceeding is assigned to be held on March 15, 1946 at 10:00 a. m. (eastern standard time) in Room 5132, Commerce Building, 14th Street, between Constitution Avenue and E Street N. W., Washington, D. C., before Examiner Barron Fredricks.

Dated at Washington, D. C., March 5, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-3565; Filed, Mar. 6, 1946; 10:56 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Amdt. 11 to Order 1548]

CAMARCO & MILLER

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) of Maximum Price Regulation No. 120, *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects.

Paragraph (a) is amended by adding thereto the following, in the manner indicated:

Producer and address	Mine name	Mine Index No.	Location and name of preparation plant through which the coals are prepared
Camarco & Miller, P. O. Box 44, Punxsutawney, Pa.	No. 5	5708	Lee Hollow Coal Co. preparation plant on Penn. RR. 4 miles northeast of Hillman, Pa.

This Amendment No. 11 to Order No. 1548 under Maximum Price Regulation No. 120 shall become effective March 6, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3521; Filed, Mar. 5, 1946; 11:43 a. m.]

[MPR 120, Order 1598]

BIG OAK COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 11. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.222 and all other provisions of Maximum Price Regulation No. 120.

BIG OAK COAL CO., c/o ANDREW MARCINKO, BLANFORD, IND., BIG OAK MINE, 5TH VEIN SEAM, MINE INDEX NO. 988, VERMILLION COUNTY, IND., THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND-LOADED MINES, DEEP MINE, MAXIMUM RAIL PRICE GROUP NO. 3.

	Size group Nos.								
	1, 2, 3	4, 5, 6, 8	7	9 to 12 incl.	13, 14	15	16	33	34
Rail shipment	279	279	239	254	214	174	144	194	234
Truck shipment [1]	359	344	294	284	264	199	169	229	269

Railroad locomotive fuel: Mine run, modified mine run, all lump and double-screened coals 279
Screenings, top size not exceeding 2" 224

[1] Previously established.

NORTHWEST COAL CORP., BLANFORD, IND., NORTHWEST MINE, 5TH VEIN SEAM, MINE INDEX NO. [1] 681, VERMILLION COUNTY, IND., THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND-LOADED MINES, DEEP MINE, MAXIMUM RAIL PRICE GROUP NO. 3.

	Size group Nos.								
	1, 2, 3	4, 5, 6, 8	7	9 to 12 incl.	13, 14	15	16	33	34
Rail shipment	279	279	239	254	214	174	144	194	234
Truck shipment [1]	359	344	294	284	264	199	169	229	269

Railroad locomotive fuel: Mine run, modified mine run, all lump and double-screened coals 279
Screenings, top size not exceeding 2" 224

[1] Previously established.

H. A. SIEPMAN COAL CO., COALMONT, IND., OAK LEAF AND ALUM CAVE NO. 4 MINE, 4TH VEIN SEAM, MINE INDEX NO. 2040, CLAY COUNTY, IND., STRIP MINE, MAXIMUM RAIL PRICE GROUP NO. 13, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.																		
	1, 2, 3	4, 5, 6, 8	7	9 to 12 incl.	17 to 22 incl.	13, 14	23, 24	26, 27	30, 31	15	25	28, 29	32	16	33	34
Rail shipment	313	288	263	268	283	218	243	233	238	178	213	198	203	148	188	228
Truck shipment	358	338	303	273	288	253	278	268	273	198	233	218	223	168	223	263

Railroad Locomotive Fuel: Mine run, modified mine run and all lump and double-screened coals 253
Screenings, top size not exceeding 2" 198

STENFTENAGLE & BIRE, RAILROAD NO. 5, JASPER, IND., STENFTENAGLE & BIRE, NO. 5 SEAM, MINE INDEX NO. 2036, DU BOIS COUNTY, IND., THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND-LOADED MINES, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 2

	Size group Nos.								
	1, 2, 3	4, 5, 6, 8	7	9 to 12 incl.	13, 14	15	16	33	34
Truck shipment	359	344	294	284	264	199	169	229	269

This order shall become effective March 6, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3522; Filed, Mar. 5, 1946; 11:44 a. m.]

[MPR 120, Order 1599]

LITTLE PAINT COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the

respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

LITTLE PAINT COAL CO., C/O HERSCHEL ARCHER, AUXIER, KY., LITTLE PAINT COAL CO. MINE, ELKHORN NO. 2 SEAM, MINE INDEX NO. 7630, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: PAINTSVILLE, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	H	H	H	H	H	H	G	E	C	E	C	G	G	G
Rail shipment and railroad fuel	395	390	375	375	360	350	330	330	330	285	315	310	300	295
Truck shipment	420	400	365	365	335	315	275	270						

WATTS BROTHERS COAL CO., EAST LYNN, W. VA., WATTS NO. 1 MINE, NO. 5 BLOCK SEAM, MINE INDEX NO. 7671, WAYNE COUNTY, W. VA., SUBDISTRICT 8, RAIL SHIPPING POINT: EAST LYNN, W. VA., F. O. G. 136, DEEP MINE MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	Q	Q	Q	Q	O	O	L	L	J	L	G	M	M	M
Rail shipment	345	340	335	335	325	325	325	310	305	355	310	280	275	270
Railroad fuel	345	340	335	335	325	325	325	325	325	355	310	280	275	270
Truck shipment	395	375	350	350	335	310	275	270						

L. S. MOLES, RED HOUSE, W. VA., MOLES NO. 2 MINE, PITTSBURGH NO. 8 SEAM, MINE INDEX NO. 7674, PUTNAM COUNTY, W. VA., SUBDISTRICT 4, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.							
	1	2	3	4	5	6	7	8
Truck shipment	395	375	350	350	335	310	275	270

MCGRAW COAL CO., C/O R. G. MCGRAW, BEN TREE, W. VA., MCGRAW COAL CO. MINE, COALBURG SEAM, MINE INDEX NO. 7673, CLAY COUNTY, W. VA., SUBDISTRICT 6, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Truck shipment	395	375	350	350	335	310	275	270

This order shall become effective March 6, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3523; Filed, Mar. 5, 1946; 11:44 a. m.]

[MPR 598, Order 9]

ADMIRAL CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Maximum Price Regulation No. 598; *It is ordered:*

(a) This order establishes ceiling prices for sales by distributors to dealers of the Models CS-746, CS-946, CD-746, and CD-946 household mechanical refrigerators manufactured by the Admiral Corporation, 3800 Cortland Street, Chicago 47, Illinois.

(1) A distributor's ceiling prices for sales in each zone of each model to servicing dealers (dealers who furnish installation and delivery and all the services which must be supplied the ultimate consumer in connection with the sale of the refrigerator) shall be the price which will yield the distributor the same proportion of the total dollar margin between the manufacturer's price to him and the dealer's price for resales to ultimate consumers in that zone as he received during the period October 1-15, 1941 in connection with the sale of the most comparable model produced by the Stewart-Warner Corp. to the same class of purchasing dealer.

(2) If a distributor cannot determine his ceiling prices for sales of a particular model to servicing dealers under subparagraph (1) above, his ceiling price for that sale is the ceiling price established under this order for the sale by his "closest seller of the same class". A distributor's "closest seller of the same class" is a distributor who (a) has established a ceiling price for his sales of the identical model to servicing dealers, and (b) is located nearer to the distributor than any other distributor who has such a ceiling price.

(3) If a distributor cannot determine his ceiling price for sales of a particular model to a servicing dealer under the provisions of subparagraphs (1) or (2) above, he shall determine his ceiling price for that model by marking up by 18.44 percent the sum of the manufacturer's price to him and his cost of transportation of the refrigerator from the manufacturer to him.

(4) Distributors shall determine their ceiling prices for sales to non-servicing dealers by adding $8.25 to the ceiling price established by them under subparagraphs (1), (2) or (3) above for sales to servicing dealers.

(b) The ceiling prices determined under paragraph (a) of this order are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(c) At the time of, or prior to the first invoice to each distributor the manufacturer shall notify each distributor of the method of determining his ceiling prices established by this order. This notice may be given in any convenient form.

(d) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrigerators covered by this order except to the extent that these provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in Maximum Price Regulation No. 598 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 6th day of March 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3532; Filed, Mar. 5, 1946; 11:47 a. m.]

[MPR 120, Order 1600]

AMERICAN COAL CO. OF ALLEGANY CO. AND L. & L. COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in district No. 7. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.218 and all other provisions of maximum price regulation No. 120.

AMERICAN COAL CO. OF ALLEGANY COUNTY, 1250 SIXTH AVE., NEW YORK 20, N. Y., DEERFIELD MINE, POCAHONTAS NO. 3 SEAM, MINE INDEX NO. 1063, WYOMING COUNTY, W. VA., SUBDISTRICT 3, RAIL SHIPPING POINT: TRALEE, W. VA., DEEP MINE

	Size group Nos.									
	1	2	3	4	5	6	7	8	9	10
Price classification							B			
Rail shipment							380			
Truck shipment	495	415	445	380	365	360				

Railroad locomotive fuel: Run of mine 380.

L & L COAL CO., C/O ATLANTIC COAL SALES CO., ASCO, W. VA., L & L NO. 1 MINE, DAVY-SEWELL SEAM, MINE INDEX NO. 1089, MCDOWELL COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT: IAEGER, W. VA., DEEP MINE

Price classification	D	D	C	A	A	B	B	D	D	D
Rail shipment	410	420	430	385	375	410	380	340	335	330
Truck shipment	495	415	445	380	365	360				

Railroad locomotive fuel: For the following mine index No. 1089:

Any single-screened lump or double-screened coals	395
Run of mine	380
Screenings, larger than 1¼" x 0 but not exceeding 2½" x 0	365
Screenings 1¼" x 0 and smaller	340

This order shall become effective March 6, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3524; Filed, Mar. 5, 1946; 11:44 a. m.]

[MPR 120, Order 1601]

MICHAEL BERNHARDT ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 4. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.215 and all other provisions of Maximum Price Regulation No. 120.

MICHAEL BERNHARDT, 1832 CLEVELAND AVENUE, S.W., CANTON 6, OHIO, MORAY MINE, NO. 8 SEAM, MINE INDEX NO. 4256, JEFFERSON COUNTY, OHIO, SUBDISTRICT NO. 1 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINTS: STEUBENVILLE, OHIO

	Size group Nos.											
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipments and railroad fuel	305	305	295	285	285	285	270	235	225	260	210	.....	270
Truck shipment	350	350	350	310	310	280	280	255	245	280	.....	.....	280

NORWOOD CO., C/O BOYD J. HUFF, P. O. BOX 508, BECKLEY, WEST VIRGINIA, NORWOOD NO. 2 MINE, NO. 7 SEAM, MINE INDEX NO. 4257, PERRY AND MUSKINGUM COUNTIES, OHIO, SUBDISTRICT NO. 6 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: ROSEVILLE, OHIO

Rail shipments and railroad fuel	325	325	295	295	295	295	285	245	245	250	210	.....	250
Truck shipment	360	360	360	320	320	265	265	230	230	265	.....	.....	265

MERRICK COAL MINING CO., WAYNESBORO, OHIO, MERRICK NO. 2 MINE, NO. 5 SEAM, MINE INDEX NO. 4259, CARROLL COUNTY, OHIO, SUBDISTRICT 4A FOR TRUCK SHIPMENT, DEEP MINE

Truck shipment	401	401	401	351	381	331	331	326	286	331	.....	.....	331

OSBORNE COAL CO., C/O CECIL T. OSBORNE, R. R. NO. 1, S. ZANESVILLE, OHIO, OSBORNE COAL CO. MINE, NO. 7 SEAM, MINE INDEX NO. 4258, MUSKINGUM COUNTY, OHIO, SUBDISTRICT NO. 6 FOR TRUCK SHIPMENT, DEEP MINE

Truck shipment	386	386	386	346	346	291	291	256	256	291	.....	.....	291

This order shall become effective March 6, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3525; Filed, Mar. 5, 1946; 11:44 a. m.]

[MPR 188, Order 4890]

BELMONT RADIO CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Belmont Radio Corporation, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand name	Ceiling price to—		
		Distributor	Dealer	Consumer
64BR 1901-B Phonecone.	Belmont.	$7.91	$9.49	$14.55
		Ceiling price to Montgomery Ward & Co.	Ceiling price for—	
			Catalog sales	Retail sales
64BR 1901-B	Airline...	$7.40	$11.95	$14.55

Ceiling prices to the consumer for catalog sales and retail sales include the Federal excise tax. Terms are 2% ten days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's applicated dated January 23, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers

is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$14.55
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 6th day of March, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3526; Filed, Mar. 5, 1946; 11:45 a. m.]

[MPR 260, Amdt. 1 to Order 1974]

GARCIA RICO CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

The maximum prices for the Garcia Rico Co.-Rico cigars set forth in paragraph (a) of Order No. 1974 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Garcia Rico Co..	Rico [1].....	50	$48	6

[1] Prices apply only to this brand and frontmark using 20 percent Havana (Type 81) short filler as specified in letter of 2-9-46 supplementary to amended application dated 1-30-46.

This amendment shall become effective March 6, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3527; Filed, Mar. 5, 1946; 11:47 a. m.]

[MPR 260, Order 2102]

PENINSULAR CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Peninsular Cigar Company, 718 E. Henderson, Tampa 2, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
El Plano.....	Concha.....	50	$123	16
	Crowns.....	50	146	19
	Cadets [1].....	50	75	10
	Senators.....	50	123	16
	Dukes.....	50	146	19
	Ambassadors..	50	169	22
	Presidents....	50	185	24

[1] Prices apply to this brand and frontmark using all Havana (Type 81) tobacco.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 6, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3528; Filed, Mar. 5, 1946; 11:45 a. m.]

[MPR 260, Order 2103]

A. J. BRETON CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) A. J. Breton Cigar Co., 115 Railroad Street, Woonsocket, R. I. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
3-90-6.....	Londres.....	50	$56	7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 6, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3529; Filed, Mar. 5, 1946; 11:46 a. m.]

[MPR 260, Order 2104]

FLEMING-HALL TOBACCO CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Fleming-Hall Tobacco Company, Inc., 5247 Grandy Avenue, Detroit, Mich. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Sano.....	Coronas.....	50	$185	24
Robert Mantell..	Belvedere.....	50	138	18
	President.....	50	115	15
	Ambassador...	50	130	3 for 50
Crusader.....	Corona.....	50	115	15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 6, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3530; Filed, Mar. 5, 1946; 11:46 a. m.]

[MPR 260, Order 2105]

K. & K. CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Harry Keeports, doing business as K. & K. Cigar Company, Rear 758 W. Broadway, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
K. & K. Perfecto.	Perfecto.....	50	$72	9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order,

the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 6, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3531; Filed, Mar. 5, 1946; 11:46 a. m.]

[MPR 598, Order 10]

EDISON GENERAL ELECTRIC APPLIANCE CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 13 and 21 of Maximum Price Regulation No. 598; *It is ordered:*

(a) This order establishes maximum prices for sales by distributors to dealers of the refrigerator models listed below manufactured by Edison General Electric

Appliance Co., Inc., 5600 West Taylor Street, Chicago 44, Ill.

Model	Ceiling price for sales to—	
	Servicing dealers	Non-servicing dealers
	Each	*Each*
EA7-1-46	$109.77	$114.17
EB7-1-46	117.67	123.07
EC7-0-46	128.13	135.53

These prices include the Federal excise tax and the four-year replacement contract. They are f. o. b. distributor's warehouse. The distributor may add $3.25 to the above ceiling prices for a refrigerator equipped with a left door. In all other respects the above ceiling prices are subject to each seller's customary terms, discounts, allowances, and other price differentials, in effect on sales for similar articles.

(b) At the time of or prior to the first invoice to each distributor the manufacturer shall notify him of the maximum prices established by this order for resales by the distributor.

(c) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrigerators covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context otherwise requires, the definitions set forth in Maximum Price Regulation No. 598 apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 6th day of March 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3533; Filed, Mar. 5, 1946; 11:47 a. m.]

[RMPR 122, Amdt. 1 to 2d Rev. Order 47]

SOLID FUELS IN WASHINGTON AREA AND ALEXANDRIA, VA.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.260 of Revised Maximum Price Regulation No. 122, *It is ordered*, That Second Revised Order No. 47 under Revised Maximum Price Regulation No. 122 be amended in the following respects:

1. In Paragraph (d) *Price Schedule II Yard sales*, the maximum price "$8.90" to dealers per net ton 2,000 lbs. for low and medium volatile bituminous egg coal from District No. 1 or from District No. 3 in Price Classification A, is amended to read "$7.90."

2. Appendix A, Specified Higher Priced Anthracite and Permitted Increases, by Size and Kind, under paragraph (j) of 2nd Revised Order No. 47 under Revised Maximum Price Regulation No. 122, is amended by the deletion of Item (7) under Class I Producers.

3. Paragraph (i) is inserted between paragraphs (h) and (j) to read as follows:

(i) *Pennsylvania anthracite with ash content in excess of quality standards.* Maximum prices for Pennsylvania anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum prices established by the dealer under this regulation, less the following amounts:

	Per net ton
Broken, egg, stove and nut	$1.00
Pea	.80
Buckwheat No. 1	.60
Rice (buckwheat No. 2)	.50

Such anthracite shall be kept separate in storage and delivery from all other anthracite.

This amendment shall become effective March 12, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3541; Filed, Mar. 5, 1946; 4:22 p. m.]

[SO 133 Order 21]

ALLEN CALCULATORS, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 4 and 6 of Supplementary Order No. 133; it is ordered:

(a) *Manufacturer's maximum prices.* Allen Calculators, Inc., of 678 Front Avenue, N. W., Grand Rapids, Michigan, may increase its maximum prices properly established under Maximum Price Regulation No. 188, of the adding machines and calculators which it manufactures, by 8.94 percent.

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of such articles, which the manufacturer has sold at adjusted maximum prices shall determine their maximum resale prices, as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his maximum resale price, for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his maximum resale price under the above method, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum resale prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(d) *Reports to be filed.* The manufacturer shall file the report, described in section 5 of Supplementary Order No. 133, with the Office of Price Administration, Washington 25, D. C.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on March 5, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3543; Filed, Mar. 5, 1946; 4:22 p. m.]

[MPR 188, Amdt. 2 to Order 4418]

AUTOMOBILE SEAT COVERS

ADJUSTMENT OF MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to §1499.159b of Maximum Price Regulation No. 188, *It is ordered*, That Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188 be, and it hereby is, amended in the following respects:

1. The cut-off point for sales to jobbers of tailor made seat covers (coach and sedan) in section 2 is amended to read: $10.56.

2. Section 4a is added to read as follows:

SEC. 4a. *Relation between this order, and Supplementary Order No. 118 and Revised Supplementary Order No. 119.* If a manufacturer is eligible for an adjustment under Supplementary Order No. 118, or under Revised Supplementary Order No. 119, he may nevertheless apply for an adjustment of his maximum prices under this order, instead of under those provisions.

This amendment shall become effective on March 11, 1946.

Issued this 6th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-3585; Filed, Mar. 6, 1946; 11:47 a. m.]

[MPR 580, Amdt. 2 to Order 25]

A. STEIN & Co.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-582.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 25 issued on May 11, 1945, under section 13 of MPR 580 on application of A. Stein & Company, 1143 West Congress Street, Chicago 7, Illinois, is amended in the following respects:

1. Paragraph (a) is amended by adding to the application filed by A. Stein & Company, dated April 6, 1945, the following articles and ceiling prices at retail as stated below:

Article	Manufacturer's selling price (per doren)	Retail ceiling price (per unit)
Hickory girdle	$33.00	$5.00
Hickory girdle	50.00	8.00
Hickory pantie	54.00	8.50
Hickory foundation	60.00	10.00

2. Paragraph (d) is amended to read as follows:

(d) On or before the first delivery to any purchaser for resale of each article for which a price is established by paragraph (a) the seller shall send the purchaser a copy of this order and all subsequent amendments and a statement showing the articles covered by this order and their retail ceiling prices as established by paragraph (a). The seller shall be allowed ten days after the date of issue of any amendment to comply with the notice provisions of this order.

This amendment shall become effective March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3592; Filed, Mar. 6, 1946; 11:48 a. m.]

[MPR 580, Amdt. 2 to Order 203]

LUBIN-WEEKER CO., INC.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-585.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 203 under section 13 of Maximum Price Regulation 580 issued on application of Lubin-Weeker Co., Inc., 1270 Broadway, New York 1, New York, on September 26, 1945, is amended in the following respects:

1. Paragraph (a) is amended by establishing the following retail ceiling prices for articles now listed with the manufacturer's selling price set out in a series of price ranges:

Article	Manufacturer's selling price (per dozen)	Retail ceiling price (per unit)
No. 2600—Fruit of Loom pajama	$21.25 to $23.25	$3.00
No. 2302—First nighter pajama	$26.50 to $28.50	3.95
Fruit of Loom night shirts	$14.25 to $16.25	2.15

2. Paragraph (e) is amended to read as follows:

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a) the seller shall send the purchaser a copy of this order and all subsequent amendments. The seller shall be allowed ten days after the date of issuance of any amendment to comply with the notice provisions of this order. Also before the first delivery to any purchaser for resale, the seller shall send notice of any change of descriptive names and price ranges of articles in paragraph (a) to the Administrator.

This amendment shall become effective March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3593; Filed, Mar. 6, 1946; 11:47 a. m.]

[MPR 580, Amdt. 3 to Order 262]

C. F. RUMPP & SONS

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-568.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 262 is further amended in the following respects:

1. Paragraph (a) is amended by adding the following branded articles:

Billfolds

Manufacturer's selling price per dozen:	Retail ceiling price (each):
$53.00	$9.00
$54.00	$9.00
$57.00	$9.50
$59.04	$10.00
$69.00	$11.50
$93.00	$15.00
$99.00–$101.70	$16.00
$126.00	$21.00
$129.00	$21.50
$157.50	$26.50
$174.00	$29.00
$75.00	$12.50
$84.00	$14.50

Letter cases (with bill compartment)

Manufacturer's selling price per dozen:	Retail ceiling price (each):
$39.00	$6.50
$66.00	$11.00
$69.00	$11.50
$75.00	$12.50
$81.00	$13.50
$127.50	$21.50
$144.00	$24.00
$151.50	$25.00

2. Paragraph (e) is amended to read as follows:

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

This amendment shall become effective March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3594; Filed, Mar. 6, 1946; 11:48 a. m.]

Regional and District Office Orders.

[Des Moines Order G-3 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN MASON CITY-CLEAR LAKE AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Mason City-Clear Lake, Iowa Area, both on a yard sales and a delivered sales basis. The Mason City-Clear Lake, Iowa Area for the purposes of this order consists of all of the following area: The area within the corporate limits of the cities of Mason City, Iowa and Clear Lake, Iowa; the area within 10 miles of the corporate limits of the city of Mason City, Iowa, together with the area within 5 miles of the corporate limits of the city of Clear Lake, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor. Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings. The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any maximum price regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any maximum price regulation or order which would otherwise be applicable, supersedes such provision of the maximum price regulation or order. All provisions of maximum price regulations or orders which are applicable to the sale order, shall continue to apply to sales of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March, 1942. No additional charge may be made for deliveries by the seller to any point located within the Mason City-Clear Lake, Iowa Area. All customary discounts, allowances or differentials established by any maximum price regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; provided that for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damage as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petition for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time. This order shall become effective February 27, 1946. Issued this 20th day of February, 1946.

J. M. KAMERICK,
Deputy District Director.

APPENDIX A

To customers. These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Mason City-Clear Lake, Iowa Area.

This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local Board for further information and to secure a copy of this poster.

To retailers. Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the order only where such differential had been established during March, 1942.

Discounts, differentials and allowances established by any price regulation or applicable order must be continued.

This order is effective in the Mason City-Clear Lake, Iowa Area: the area within the corporate limits of the cities of Mason City, Iowa and Clear Lake, Iowa; the area within 10 miles of the corporate limits of the city of Mason City, Iowa, together with the area within 5 miles of the corporate limits of the city of Clear Lake, Iowa.

On all items of building and construction materials not listed in this order, retailers must continue to calculate their ceiling prices as directed in applicable regulations.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster, hard wall	100-lb. sack	-------	$0.95
Keene's cement	100-lb. sack	-------	2.50
Finishing lime	50-lb. sack	$0.75	.75
Gypsum lath ⅜"	1,000 sq. ft.	28.00	28.00
Metal lath, 2.5 lb. (painted diamond mesh)	1 sq. yd.	.33	.33
Metal lath, 3.4 lb. (painted diamond mesh)	1 sq. yd.	.36	.36
Metal lath, corner bead expanded type	Lineal ft.	.05	.05
Portland cement, standard (cloth bag) (bag included)	94-lb. bag	.80	.80
Masonry mortar (paper bags)	1 cu. ft.	.69	.69
Mason's hydrated lime	50-lb. bag	.60	.60
Waterproof cement, white	94-lb. bag	2.55	2.65
Vitrified clay sewer pipe, No. 1SS-4"	Lineal ft.	-------	.20
Vitrified clay sewer pipe, No. 1SS-6"	Lineal ft.	-------	.265
Flue lining, 9 x 9	1 ft.	.34	.35
Flue lining, 9 x 13	1 ft.	.52	.55
Flue lining, 13 x 13	1 ft.	.65	.70
Gypsum wallboard, ⅜"	1 sq. ft.	.043	.045
Gypsum wallboard, ½"	1 sq. ft.	.05	.05
Gypsum sheathing, ½"	1 sq. ft.	.04	.04
Asphalt roofing (mineral surface)	90 lb. roll	2.50	2.50
Asphalt shingles, 210 lb. thick butt (3 in 1)	100 sq. ft.	6.50	6.50
Asphalt shingles, 165 lb. 2 tab. hexagon	100 sq. ft.	5.00	5.00
Fibre insulation board, ½" standard lath and board	1 sq. ft.	.053	.053
Fibre insulation board $\frac{25}{32}$" asphalt sheathing	1 sq. ft.	.07	.07
Asbestos cement siding 12 x 24 or 27"—standard colors	100 sq. ft.	9.00	9.00
Thermal insulation blankets, mineral base, paper backed, scle. 1" and over but less than 2"	1 sq. ft.	.05	.05
Thermal insulation-batts, mineral base, paper backed, 2" and over but less than 3"	1 sq. ft.	.05	.05

[F. R. Doc. 46-3370. Filed, Mar. 1, 1946; 4:54 p. m.]

[Des Moines Order G-4 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN DAVENPORT, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Davenport, Iowa, Area, both on a yard sales and a delivered sales basis. The Davenport, Iowa, Area for the purposes of this order consists of the area within the corporate city limits of the City of Davenport, Iowa, and the area within the corporate city limits of the City of Bettendorf, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor. Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings. The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any maximum price regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any maximum price regulation or order which would otherwise be applicable, supersedes such provision of the maximum price regulation or order. All provisions of maximum price regulations or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March 1942. No additional charge may be made for deliveries by the seller to any point located within the Davenport, Iowa Area. All customary discounts, allowances or differentials established by any maximum price regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item, sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petition for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time.

This order shall become effective February 27, 1946.

Issued this 20th day of February, 1946.

J. M. KAMERICK,
Deputy District Director.

APPENDIX A

To customers. These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Davenport, Iowa area.

This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local Board for further information and to secure a copy of this poster.

To retailers.—Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the Order only where such differential had been established during March 1942.

Discounts, differentials and allowances, established by any price regulation or applicable order must be continued.

This order is effective in the Davenport, Iowa, area, which consists of the area within the corporate city limits of the City of Davenport, Iowa, and the area within the corporate city limits of the City of Bettendorf, Iowa, as described in Order No. G-4.

Retailers shall calculate their ceiling prices as directed in applicable regulations for those items of building and construction material not listed in this order.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster, hard wall	100-lb. sack	$1.00	$1.05
Plaster, gauging	100-lb. sack	-------	1.65
Plaster, moulding	100-lb. sack	-------	1.65
Finishing lime	50-lb. sack	-------	.65
Mason's hydrated lime	50-lb. bag	.60	.50
Portland cement, standard paper bags	94-lb. bag	-------	.80
Portland cement, standard cloth bags (including bag)	94-lb. bag	-------	.85
Waterproof cement, white	94-lb. bag	2.45	2.45
Masonry cement, paper bags	Cu. ft.	.60	.60
Keene's cement	100-lb. sack	-------	2.25
Metal lath, 2.2 lb., painted diamond mesh	Sq. yd.	.22	.22
Metal lath, 3.4 lb., painted diamond mesh	Sq. yd.	-------	.29
Metal lath, corner bead, expanded type	Lineal ft.	-------	.04
Gypsum wallboard ⅜"	Sq. ft.	.045	.045
Fibre insulation board ½", standard lath and board	Sq. ft.	.05	.05
Fibre insulation board, asphalt coated, $\frac{25}{32}$"	Sq. ft.	.065	.065
Asbestos cement siding 12 x 24 or 27", standard colors	100 sq. ft.	8.00	8.00
Asbestos cement siding 12 x 24 or 27", brilliant colors	100 sq. ft.	8.00	8.00
Asphalt or tarred felt, 15 lb.	60-lb. roll	-------	2.50
Asphalt or tarred felt, 30 lb.	60-lb. roll	-------	2.50
Asphalt roofing, 90 lb. mineral surface	90-lb. roll	-------	2.50
Thermal insulation-mineral base batts—2" thick, not over 3"	100 sq. ft.	4.50	4.50
Thermal insulation-mineral base batts—3" thick and over	100 sq. ft.	6.75	6.75
Thermal insulation-mineral base loose in bags (plain)	35-lb. bag	-------	.95
Thermal insulation-mineral base loose in bags (pellets)	35-lb. bag	1.20	1.20
Flue lining, 9 x 9 (outside)	Lineal ft.	.40	.40
Flue lining, 9 x 13 (outside)	Lineal ft.	.50	.50
Flue lining, 13 x 13 (outside)	Lineal ft.	.70	.70
Vitrified clay sewer pipe No. 1-SS, 4"	Lineal ft.	-------	.195
Vitrified clay sewer pipe No. 1-SS, 6"	Lineal ft.	-------	.26
Concrete block, 8 x 8 x 16, sand	Each	-------	.18

[F. R. Doc. 46-3365; Filed, Mar. 1, 1946; 4:52 p. m.]

[Des Moines Order G-5 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN CLINTON, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Clinton, Iowa Area, both on

a yard sales and a delivered sales basis. The Clinton, Iowa Area for the purposes of this order consists of the area within the State of Iowa included within the corporate city limits of the City of Clinton, Iowa and an area within five (5) miles from the corporate city limits of Clinton, Iowa, together with the town of Camanche, Iowa and the area within three (3) miles from the corporate city limits of Camanche, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purpose of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any maximum price regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any maximum price regulation or order which would otherwise be applicable, supersedes such provision of the maximum price regulation or order. All provisions of maximum price regulations or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March 1942. No additional charge may be made for deliveries by the seller to any point located within the Clinton, Iowa Area. All customary discounts, allowances or differentials established by any maximum price regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the limit of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time.

This order shall become effective February 27, 1946.

Issued this 20th day of February 1946.

J. M. KAMERICK,
Deputy District Director.

APPENDIX A

To customers. These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Clinton, Iowa, area. This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local Board for further information and to secure a copy of this poster.

To retailers. Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the Order only where such differential had been established during March, 1942. Discounts, differentials and allowances established by any price regulation or applicable order must be continued.

This order is effective in the Clinton, Iowa, Area. The Clinton, Iowa, Area consists of the area within the State of Iowa included within the corporate city limits of the City of Clinton, Iowa, and an area within five (5) miles from the corporate city limits of Clinton, Iowa, together with the town of Camanche, Iowa, and the area within three (3) miles from the corporate city limits of Camanche, Iowa.

On all items of building and construction materials not listed in this order, retailers must continue to calculate their ceiling prices as directed in applicable regulations.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster, hard wall	100-lb. sack	.....	$1.15
Plaster, gauging	100-lb. sack	.....	1.15
Finishing lime	50-lb. sack	$0.80	.85
Mason's hydrated lime	50-lb. sack	.....	.60
Portland cement, standard paper bags.	94-lb. bag	.75	.80
Masonry cement, paper bags.	Cubic ft.	.....	.75
Keene's cement	100-lb. sack	2.50	2.50
Asphalt shingles, 210-220 lb. (3 in 1) thick butt.	100 sq. ft.	6.50	6.50
Thermal insulation-mineral base blankets—single, 1" not over 2".	100 sq. ft.	.....	6.00
Fire brick—9" straight, 1st quality.	Each	.....	.065
Fire clay (100 lb. bags)	100-lb. bag	.....	1.30
Flue lining, 9 x 9 (outside)	Lineal ft.	.....	.45
Flue lining, 9 x 13 (outside)	Lineal ft.	.....	.63
Flue lining, 13 x 13 (outside).	Lineal ft.	.....	.85
Vitrified clay sewer pipe No. 1-SS, 4".	Lineal ft.	.23	.23
Vitrified clay sewer pipe No. 1-SS, 6".	Lineal ft.	.32	.32

[F. R. Doc. 46-3366; Filed, Mar. 1, 1946; 4:53 p. m.]

[Des Moines Order G-6 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN DUBUQUE, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Dubuque, Iowa, Area, both on a yard sales and a delivered sales basis. The Dubuque, Iowa, Area for the purposes of this order consists of that area located within the corporate city limits of the City of Dubuque, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, a structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor. Purchasers by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings. The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any maximum price regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any maximum price regulation or order which would otherwise be applicable, supersedes such provision of the maximum price regulation or order. All provisions of maximum price regulations or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March 1942. No additional charge may be made for deliveries by the seller to any point located within the Dubuque, Iowa, Area. All customary discounts, allowances or differentials established by any maximum price regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order; one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time.

This order shall become effective February 27, 1946.

Issued this 20th day of February 1946.

J. M. KAMERICK,
Deputy District Director.

APPENDIX A

To customers. These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Dubuque, Iowa area. This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local Board for further information and to secure a copy of this poster.

To retailers. Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the order only where such differential had been established during March 1942. Discounts, differentials and allowances established by any price regulation or applicable order must be continued.

This order is effective in the Dubuque, Iowa area. The Dubuque, Iowa area consists of that area located within the corporate city limits of the city of Dubuque, Iowa.

On all items of building and construction materials not listed in this order, retailers must continue to calculate their ceiling prices as directed in applicable regulations.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster, hard wall	100-lb. sack	.....	$1.00
Plaster, gauging	100-lb. sack	.....	1.00
Plaster, moulding	100-lb. sack	$1.50	1.65
Finishing lime	50-lb. sack	.65	.75
Portland cement, standard, paper bags.	94-lb. bag	.70	.75
Portland cement, standard, cloth bags (including bag).	94-lb. bag	.75	.85
Masonry cement, paper bags.	Cu. ft.	.65	.75
Keene's cement	100-lb. sack	1.75	1.90
Metal lath, 2.2 lb., painted diamond mesh.	Sq. yd.	.23	.25
Metal lath, 2.5 lb., painted diamond mesh.	Sq. yd.	.25	.27
Metal lath, 3.4 lb., painted diamond mesh.	Sq. yd.	.28	.30
Metal lath, corner bead expanded type.	Lineal ft.	.04	.045
Gypsum lath 3/8"	1,000 sq. ft.	28.00	28.00
Gypsum wallboard 3/8"	Sq. ft.	.045	.045
Gypsum wallboard 1/2"	Sq. ft.	.....	.055
Fibre insulation board 1/2" standard lath and board.	Sq. ft.	.....	.055
Fibre insulation board, asphalt coated, 25/32".	Sq. ft.	.07	.07
Asbestos cement roofing shingles, Dutch lap individual shingles.	100 sq. ft.	9.00	9.00
Asphalt or tarred felt 15-lb.	60-lb. roll	2.50	2.50
Asphalt or tarred felt 30-lb.	60-lb. roll	2.50	2.50
Asphalt roofing, 90-lb. mineral surface.	90-lb. roll	2.50	2.50
THERMAL INSULATION—MINERAL BASES			
Blankets—single, 1" not over 2".	100 sq. ft.	.....	$5.00
Blankets—medium, 2" not over 3".	100 sq. ft.	.....	6.00
Batts—3" thick and over	100 sq. ft.	.....	6.00
Fire brick—9" straight, first quality.	Each	$0.055	.09
Flue lining, 9 x 9 (outside)	Lineal ft.	.38	.41
Flue lining, 9 x 13 (outside)	Lineal ft.	.54	.60
Flue lining, 13 x 13 (outside).	Lineal ft.	.68	.76
Concrete block, 8 x 8 x 16, cinder.	Each	.....	.15

[F. R. Doc. 46-3367; Filed, Mar. 1, 1946; 4:53 p. m.]

[Des Moines Order G-7, Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN MARSHALLTOWN, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and

pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Marshalltown, Iowa Area, both on a yard sales and a delivered sales basis. The Marshalltown, Iowa Area for the purposes of this order consists of the area within the corporate city limits of the city of Marshalltown, Iowa and the area within ten (10) miles from the corporate city limits of Marshalltown, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor. Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings. The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any maximum price regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any maximum price regulation or order which would otherwise be applicable, supersedes such provision of the maximum price regulation or order. All provisions of maximum price regulations or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March 1942. No additional charge may be made for deliveries by the seller to any point located within the Marshalltown, Iowa Area. All customary discounts, allowances or differentials established by any maximum price regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time.

This order shall become effective February 27, 1946.

Issued this 20th day of February 1946.

J. M. KAMERICK,
Deputy District Director.

APPENDIX A

To customers. These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Marshalltown, Iowa area. This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local Board for further information and to secure a copy of this poster.

To retailers. Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the order only where such differential had been established during March, 1942. Discounts, differentials and allowances established by any price regulation or applicable order must be continued.

This order is effective in the Marshalltown, Iowa area. The Marshalltown, Iowa area consists of the area within the corporate city limits of the city of Marshalltown, Iowa and the area within ten (10) miles from the corporate city limits of Marshalltown, Iowa.

On all items of building and construction materials not listed in this order, retailers must continue to calculate their ceiling prices as directed in applicable regulations.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster, hard wall	100-lb. sack	$1.00	$1.00
Plaster, gauging	100-lb. sack	1.00	1.00
Finishing lime	50-lb. sack	.75	.75
Mason's hydrated lime	10-lb. bag	.25	.25
Portland cement, standard, paper bags.	94-lb. bag	.75	.75
Portland Hi-Early cement.	94-lb. bag	.90	.90
Keene's cement	100-lb. sack	2.50	2.50
Metal lath, corner bead, scalloped.	Lineal ft	.05	.05
Metal lath, corner right 3 x 3.	Lineal ft	.04	.04
Gypsum lath 3/8"	1,000 sq. ft	28.00	28.00
Gypsum wallboard 1/4"	Sq. ft	.04	.04
Gypsum wallboard 3/8"	Sq. ft	.045	.045
Gypsum wallboard 1/2"	Sq. ft	.05	.05
Fiber insulation board 1/2" standard lath and board.	Sq. ft	.05	.05
Fiber insulation board asphalt coated, 25/32".	Sq. ft	.065	.065
Asbestos cement siding 12 x 24 or 27", standard colors.	100 sq. ft	7.50	7.50
Asbestos cement siding, 12x24 or 27", brilliant colors.	100 sq. ft	8.00	8.00
Asphalt shingles, 210-220 lb. (3 in 1) thick butt.	100 sq. ft	5.75	6.10
Asphalt shingles, 165 lb. 2 tab, hexagon.	100 sq. ft	4.25	4.25
Asphalt or tarred felt, 15 lb	60-lb. roll	2.50	2.50
Asphalt or tarred felt, 30 lb.	60-lb. roll	2.50	2.50
Asphalt roofing, 90 lb. mineral surface.	90-lb. roll	2.50	2.50
Asphalt roofing, smooth, 35 lb.	35-lb. roll	1.25	1.35
Flue Lining, 9 x 9 (outside).	Lineal ft	.42	.42

[F. R. Doc. 46-3368; Filed, Mar. 1, 1946; 4:53 p. m.]

[Des Moines Order G-8 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN CEDAR RAPIDS, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Cedar Rapids, Iowa, Area, both on a yard sales and a delivered sales basis. The Cedar Rapids, Iowa, Area for the purposes of this order consists of that area within the corporate city limits of Cedar Rapids, Iowa, and the area within four (4) miles from the corporate city limits of Cedar Rapids, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purpose of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor. Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings. The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any maximum price regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any maximum price regulation or order which would otherwise be applicable, supersedes such provision of the maximum price regulation or order. All provisions of maximum price regulations or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March 1942. No additional charge may be made for deliveries by the seller to any point located within the Cedar Rapids, Iowa, Area. All customary discounts, allowances or differentials established by any maximum price regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petitions for amendment.* Any person seeking an amendment of any provisions of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time.

This order shall become effective February 27, 1946.

Issued this 20th day of February 1946.

J. M. KAMERICK,
Deputy District Director.

APPENDIX A

To customers. These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Cedar Rapids, Iowa, area. This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local Board for further information and to secure a copy of this poster.

To retailers. Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the Order only where such differential had been established during March 1942. Discounts, differentials and allowances established by any price regulation or applicable order must be continued.

This Order is effective in the Cedar Rapids, Iowa, area. The Cedar Rapids, Iowa, Area consists of that area within the corporate city limits of Cedar Rapids, Iowa, and the area within four (4) miles from the corporate city limits of Cedar Rapids, Iowa.

On all items of building and construction materials not listed in this Order, retailers must continue to calculate their ceiling prices as directed in applicable regulations.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster, hard wall	100-lb. sack	$1.00	$1.05
Finishing lime	50-lb. sack	.75	.80
Mason's hydrated lime	50-lb. bag	.60	.65
Mason's hydrated lime	10-lb. bag	.25	.25
Lump quick lime	160-lb. bbl.	2.60	2.80
Pulverized quick lime	100-lb. bbl.		3.00
Portland cement, standard cloth bags (including bag).	94-lb. bag	.82	.87
Portland white cement, plain.	94-lb. bag	2.50	2.70
Waterproof cement, white	94-lb. bag	2.65	2.85
Masonry cement, paper bags.	Cubic ft	.64	.66
Keene's cement	100-lb. sack	1.65	1.80
Mortar mix	Cubic ft	.60	.65
Metal lath, 2.5 lb., painted diamond mesh.	Sq. yd	.26	.27
Metal lath, 3.4 lb., painted diamond mesh.	Sq. yd	.31	.32
Metal lath, corner bead expanded type.	Lineal ft	.055	.055
Metal lath, corner bead scalloped.	Lineal ft	.04	.04
Metal lath, corner right 3 x 3.	Lineal ft	.03	.03
Gypsum lath, 3/8"	1,000 sq. ft	25.00	25.00
Gypsum wallboard, 1/4"	sq. ft	.035	.035
Gypsum wallboard, 3/8"	sq. ft	.04	.04
Gypsum sheathing, 1/2"	sq. ft	.045	.045
Fiber insulation board, 1/2" standard lath and board.	sq. ft	.048	.05
Fiber insulation board, asphalt coated, 25/32".	sq. ft	.062	.065
Standard density synthetic fiber board 1/4" (standard size).	100 sq. ft	7.50	7.50
Hard density synthetic (standard size) fiber bd. 1/4" tempered.	100 sq. ft		6.00
Asbestos cement siding 12 x 24 or 27", standard colors.	100 sq. ft		8.50

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Asbestos cement siding 12 x 24 or 27", brilliant colors.	100 sq. ft.	.....	$9.00
Ashpalt shingles, 165-lb. 2 tab, hexagon.	100 sq. ft.	$4.85	5.00
Asphalt or tarred felt, 15-lb	60-lb. roll	2.30	2.65
Asphalt or tarred felt, 30-lb.	60-lb. roll	2.50	2.65
Asphalt roofing, 90-lb. mineral surface.	90-lb. roll	2.35	2.75
Asphalt roofing, smooth, 45-lb.	45-lb. roll	.....	1.90
Asphalt roofing, smooth, 55-lb.	55-lb. roll	1.90	2.20
Asphalt roofing, smooth, 65-lb.	65-lb. roll	2.14	2.50
Thermal insulation—Wood base, blankets—single, 1" not over 2".	100 sq. ft.	4.50	4.50
Thermal insulation—wood base, blankets—medium, 2" not over 3".	100 sq. ft.	6.50	6.50
Thermal insulation—mineral base blankets—single, 1" not over 2".	100 sq. ft.	4.50	4.50
Thermal insulation—mineral base, blankets—medium, 2" not over 3".	100 sq. ft.	5.00	5.00
Thermal insulation—mineral base, blankets, full thick, 3" and over.	100 sq. ft.	6.30	6.50
Thermal insulation—mineral base, batts—2" thick, not over 3".	100 sq. ft.	4.50	5.00
Thermal insulation—mineral base, batts—3" thick and over.	100 sq. ft.	6.30	6.50
Thermal insulation—mineral base, loose in bags (plain).	35-lb. bag	.95	1.20
Thermal insulation—mineral base, loose in bags (pellets).	35-lb. bag	1.20	1.20
Thermal insulation—paper base, blankets—medium, 2" not over 3".	100 sq. ft.	4.90	4.90
Fire clay (100 lb. bags)	100 lb. bag	1.35	1.35
Flue lining, 9 x 9 (outside)	Lineal ft.	.42	.47
Flue lining, 9 x 13 (outside)	Lineal ft.	.69	.74
Flue lining, 13 x 13 (outside)	Lineal ft.	.845	.905
Flue lining, 13 x 17 (outside).	Lineal ft.	1.11	1.19
Flue lining, 17 x 17 (outside).	Lineal ft.	1.48	1.50
Vitrified clay sewer pipe No. 1-SS, 4".	Lineal ft.	.20	.215
Vitrified clay sewer pipe No. 1-SS, 6".	Lineal ft.	.29	.32
Vitrified clay sewer pipe No. 1-SS, 8".	Lineal ft.	.43	.46
Vitrified clay sewer pipe No. 1-SS, 10".	Lineal ft.	.64	.69
Vitrified clay sewer pipe No. 1-SS, 12".	Lineal ft.	.77	.81

[F. R. Doc. 46-3361; Filed, Mar. 1, 1946; 4:51 p. m.]

[Des Moines Order G-9 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN FORT DODGE, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Fort Dodge, Iowa, Area, both on a yard sales and a delivered sales basis. The Fort Dodge, Iowa, Area for the purposes of this order consists of the area within the corporate city limits of the City of Fort Dodge, Iowa, and that area within eight (8) miles from the corporate city limits of the City of Fort Dodge, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor. Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings. The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any maximum price regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any maximum price regulation or order which would otherwise be applicable, supersedes such provision of the maximum price regulation or order. All provisions of maximum price regulations or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March 1942. No additional charge may be made for deliveries by the seller to any point located within the Fort Dodge, Iowa, Area. All customary discounts, allowances or differentials established by any maximum price regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petition for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time. This order shall become effective February 27, 1946.

Issued this 20th day of February, 1946.

J. M. KAMERICK,
Deputy District Director.

APPENDIX A

To customers. These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Fort Dodge, Iowa Area. This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local board for further information and to secure a copy of this poster.

To retailers. Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum Prices are established for cash sales. A credit charge may be added under the order only where such differential had been established during March, 1942. Discounts, differentials and allowances, established by any price regulation or applicable order must be continued.

This order is effective in the Fort Dodge, Iowa area. The Fort Dodge, Iowa area consists of the area within the corporate city limits of the City of Fort Dodge, Iowa, and that area within eight (8) miles from the corporate city limits of the City of Fort Dodge, Iowa.

On all items of materials not listed in this order, retailers must continue to calculate their ceiling prices as directed in applicable regulations.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster, hard wall	100-lb sack	$0.85	$0.85
Plaster, gauging	100-lb. sack	.85	.85
Plaster, moulding	100-lb. sack	1.50	1.50
Finishing lime	50-lb. sack	.85	.85
Mason's hydrated lime	50-lb. bag	.65	.65
Mason's hydrated lime	10-lb. bag	.25	.25
Lump quick lime	100-lb. lbl.	3.25	3.25
Portland cement, standard, paper bags.	94-lb. bag	.75	.75
Portland cement, standard, cloth bags (including bag).	94-lb. bag	.80	.80
Portland III-Early cement.	94-lb. bag	.87	.87
Portland white cement, plain.	94-lb. bag	2.55	2.55
Waterproof cement, white.	94-lb. bag	2.50	2.50
Keene's cement	100-lb. sack	2.50	2.50
Mortar mix	Cu. ft.	.50	.50
Metal lath, 2.5 lb., painted diamond mesh.	Sq. yd.	.30	.30
Metal Lath, corner bead expanded type.	Lineal ft.	.06	.06
Metal lath, corner bead, scalloped.	Lineal ft.	.05	.05
Metal lath, corner right 3 x 3.	Lineal ft.	.03	.03
Gypsum lath ¾"	1,000 sq. ft.	28.00	28.00
Gypsum sheathing ½"	Sq. ft.	.04	.04
Fibre insulation board ½" standard lath and board.	Sq. ft.	.05	.05
Fibre insulation board asphalt coated, 2⅝2".	Sq. ft.	.065	.065
Asbestos cement siding 12 x 24 or 27", standard colors.	100 sq. ft.	8.50	8.50
Asbestos cement siding 12 x 24 or 27", brilliant colors.	100 sq. ft.	9.00	9.00
Asphalt shingles, 210-220 lb. (3 in 1) thick butt.	100 sq. ft.	.....	6.13
Asphalt shingles, 165 lb. 2 tab, hexagon.	100 sq. ft.	.....	4.50
Asphalt or tarred felt, 15 lb.	60-lb. roll	.....	2.55
Asphalt or tarred felt, 30 lb.	60-lb. roll	2.55	2.55
Asphalt roofing, 90-lb. mineral surface.	90-lb. roll	2.55	2.55
Asphalt roofing, smooth, 45-pound.	45-lb. roll	.....	1.65
Asphalt roofing, smooth, 55-pound.	55-lb. roll	1.90	2.00
Asphalt roofing, smooth, 65-pound.	65-lb. roll	2.25	2.50

THERMAL INSULATION—WOOD BASES

Blankets—single, 1" not over 2".	100 sq. ft.	.....	$5.00
Blankets—medium, 2" not over 3".	100 sq. ft.	$5.50	5.50

THERMAL INSULATION—MINERAL BASES

Blankets—medium, 2" not over 3".	100 sq. ft.	$5.00	$5.00
Batts—3" thick and over	100 sq. ft.	6.20	6.50
Loose in bags (plain)	35-lb. bag	.90	1.00
Loose in bags (pellets)	35-lb. bag	1.00	1.10
Flue lining, 9 x 9 (outside)	Lineal ft.	.37	.37
Flue lining, 9 x 13 (outside)	Lineal ft.	.54	.54
Flue lining, 13 x 13 (outside).	Lineal ft.	.73	.73
Clay drain tile, 4"	1,000	47.80	47.80
Clay drain tile, 5"	1,000	$64.40	$64.40
Clay drain tile, 6"	1,000	79.00	$79.00
Vitrified clay sewer pipe No. 1-SS, 4".	Lineal ft.	.185	.185
Vitrified clay sewer pipe No. 1-SS, 6".	Lineal ft.	.27	.27
Vitrified clay sewer pipe No. 1-SS, 8".	Lineal ft.	.43	.43
Vitrified clay sewer pipe No. 1-SS, 10".	Lineal ft.	.54	.54
Vitrified clay sewer pipe No. 1-SS, 12".	Lineal ft.	.65	.65

[F. R. Doc. 46-3362; Filed, Mar. 1, 1946; 4:51 p. m.]

[Des Moines Order G-10 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN THE IOWA CITY, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Iowa City, Iowa Area, both on a yard sales and a delivered sales basis. The Iowa City, Iowa Area for the purposes of this order consists of that area located within the corporate city limits of the City of Iowa City, Iowa and that area within 8 miles from the corporate city limits of the City of Iowa City, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor. Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any maximum price regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any maximum price regulation or order which would otherwise be applicable, supersedes such provision of the maximum price regulation or order. All provisions of maximum price regulations or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March 1942. No additional charge may be made for deliveries by the seller to any point located within the Iowa City, Iowa, Area. All customary discounts, allowances or differentials established by any maximum price regulation or order applicable to the sale of the commodities specified in Appendix A shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this

order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time.

This order shall become effective February 27, 1946.

Issued this 20th day of February 1946.

J. M. KAMERICK,
Deputy District Director.

APPENDIX A

To customers. These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Iowa City, Iowa area. This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local Board for further information and to secure a copy of this poster.

To retailers. Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the order only where such differential had been established during March, 1942. Discounts, differentials and allowances established by any price regulation or applicable order must be continued.

This order is effective in the Iowa City, Iowa area. The Iowa City, Iowa area consists of that area located within the corporate city limits of the city of Iowa City, Iowa and that area within 8 miles from the corporate city limits of the city of Iowa City, Iowa.

On all items of building and construction materials not listed in this order, retailers must continue to calculate their ceiling prices as directed in applicable regulations.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster, hard wall	100-lb. sack	$1.10	$1.10
Plaster, gauging	100-lb. sack	1.10	1.10
Plaster, moulding	100-lb. sack	1.75	1.75
Finishing lime	50-lb. sack	.65	.65
Mason's hydrated lime	50-lb. bag	.65	.65
Mason's hydrated lime	10-lb. bag	.25	.25
Lump quick lime	190-lb. bbl	3.00	3.00
Portland cement, standard paper bags.	94-lb. bag	.70	.70
Portland cement, standard cloth bags (including bag).	94-lb. bag	$0.80	$0.80
Portland III-Early cement.	94-lb. bag	.90	.95
Portland white cement, plain.	94-lb. bag	2.75	2.75
Masonry cement, paper bags.	Cu. ft.	.70	.70
Keene's cement	100-lb sack	2.25	2.25
Metal lath, 2.2 lb. (painted diamond mesh).	Sq. yd.	.25	.25
Metal lath, 3.4 lb., (painted diamond mesh).	Sq. yd.	.32	.32
Metal lath, corner bead, expanded type.	Lineal ft.	.025	.025
Metal lath, corner bead, scalloped.	Lineal ft.	.04	.04
Metal lath, corner right 3 x 3.	Lineal ft.	.025	.025
Gypsum lath ¾"	1,000 sq. ft.	28.00	28.00
Gypsum wallboard ¼"	Sq. ft.	.04	.04
Gypsum wallboard ⅜"	Sq. ft.	.05	.05
Fiber insulation board ½" standard lath and board.	Sq. ft.	.05	.05
Fiber insulation board, asphalt coated, 25/32".	Sq. ft.	.065	.065
Standard density synthetic fiber board ⅜" (standard size).	100 sq. ft.	7.50	7.50
Hard density synthetic fiber board ¼" (standard size).	100 sq. ft.	11.00	11.00
Asbestos cement siding 12 x 24 or 27", standard colors.	100 sq. ft.	8.50	8.50
Asbestos cement siding 12 x 24 or 27", brilliant colors.	100 sq. ft.	-------	8.75
Asphalt shingles, 210–220 lb. (3 in 1) thick butt.	100 sq. ft.	6.50	6.50
Asphalt shingles, 165 lb. 2 tab. hexagon.	100 sq. ft.	5.00	5.00
Asphalt or tarred felt, 15 lb.	60-lb. roll	2.50	2.50
Asphalt or tarred felt, 30 lb.	60-lb. roll	2.50	2.50
Asphalt roofing, 90-lb. mineral surface.	90-lb. roll	2.50	2.50
Asphalt roofing, smooth, 35 lb.	35-lb. roll	-------	1.50
Asphalt roofing, smooth, 45 lb.	45-lb. roll	1.75	1.75
Asphalt roofing, smooth, 55 lb.	55-lb. roll	2.25	2.25
Asphalt roofing, smooth, 65 lb.	65-lb. roll	2.50	2.50
THERMAL INSULATION—WOOD BASES			
Blankets—Medium, 2" not over 3".	100 sq. ft.	$7.50	$7.50
THERMAL INSULATION—MINERAL BASES			
Batts—2" thick, not over 3".	100 sq. ft.	$5.00	$5.00
Loose in bags (plain)	35-lb. bag	-------	1.25
Loose in bags (pellets)	35-lb. bag	1.25	1.25
THERMAL INSULATION—PAPER BASES			
Blankets—medium, 2" not over 3".	100 sq. ft.	$5.50	$5.50
Fire brick—9" straight, first quality.	Each	.10	.10
Flue lining, 13 x 17 (outside).	Lineal ft.	1.25	1.25
Flue lining, 17 x 17 (outside).	Lineal ft.	1.50	1.50
Clay drain tile, 4"	1,000	54.80	54.80
Clay drain tile, 5"	1,000	73.00	73.00
Clay drain tile, 6"	1,000	88.80	88.80
Vitrified clay sewer pipe No. 1–SS, 4".	Lineal ft.	.215	.215
Vitrified clay sewer pipe No. 1–SS, 6".	Lineal ft.	.32	.32
Vitrified clay sewer pipe No. 1–SS, 8".	Lineal ft.	.43	.43
Vitrified clay sewer pipe No. 1–SS, 10".	Lineal ft.	.54	.54
Vitrified clay sewer pipe No. 1–SS, 12".	Lineal ft.	.75	.75

[F. R. Doc. 46–3353; Filed, Mar. 1, 1946; 4:47 p. m.]

[Des Moines Order G–11 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN THE SIOUX CITY, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Sioux City, Iowa Area, both on a yard sales and a delivered sales basis. The Sioux City, Iowa Area for the purposes of this order consists of that area within the State of Iowa included within the corporate city limits of the City of Sioux City, Iowa and the area within the State of Iowa located within 5 miles from the corporate city limits of the City of Sioux City, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor. Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings. The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any maximum price regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any maximum price regulation or order which would otherwise be applicable, supersedes such provision of the maximum price regulation or order. All provisions of maximum price regulations or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March 1942. No additional charge may be made for deliveries by the seller to any point located within the Sioux City, Iowa Area. All customary discounts, allowances or differentials established by any maximum price regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of this order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time.

This order shall become effective February 27, 1946.

Issued this 20th day of February 1946.

J. M. KAMERICK,
Deputy District Director.

APPENDIX A

To customers. These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Sioux City, Iowa Area.

This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local Board for further information and to secure a copy of this poster.

To retailers. Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the order only where such differential had been established during March, 1942.

Discounts, differentials and allowances established by any price regulation or applicable order must be continued.

This order is effective in the Sioux City, Iowa Area. The Sioux City, Iowa Area consists of that area within the State of Iowa included within the corporate city limits of the City of Sioux City, Iowa and the area within the State of Iowa located within 5 miles from the corporate city limits of the City of Sioux City, Iowa.

On all items of building and construction materials not listed in this order, retailers must continue to calculate their ceiling prices as directed in applicable regulations.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster, hard wall	100-lb. sack	$0.90	$0.90
Plaster, gauging	100-lb. sack	.90	.90
Plaster, moulding	100-lb. sack	1.75	1.75
Finishing lime	50-lb. sack	.75	.75
Mason's hydrated lime	50-lb. bag	.55	.55
Mason's hydrated lime	10-lb. bag	.25	.25
Lump quick lime	190-lb. bbl	2.80	2.80
Pulverized quick lime	190-lb. bbl	3.15	3.15
Portland cement, st'd, paper bags.	94 lb. bag	.77	.77
Portland cement, st'd, cloth bags (incl. bag).	94 lb. bag	.82	.82
Portland hi-early cement	94 lb. bag	1.05	1.05
Portland white cement, plain.	94 lb. bag	2.40	2.40
Masonry cement, paper bags.	Cu. ft.	.70	.70
Keene's cement	100-lb. sack	2.00	2.00
Mortar mix	Cu. ft.	.40	.40
Metal lath, 2.2 lb., painted diamond mesh.	Sq. yd.	.25	.25
Metal lath, 2.75 lb., flat rib painted.	Sq. yd.	.30	.30
Metal lath, 3.4 lb., copper bearing.	Sq. yd.	.30	.30
Metal lath, 3.4 lb. 3/8" high rib painted.	Sq. yd.	.32	.32
Metal lath, corner bead expanded type.	Lineal ft.	-------	.045
Metal lath, corner bead, scalloped.	Lineal ft.	.04	.04
Metal lath, corner right, 3 x 3.	Lineal ft.	.024	.024
Gypsum lath ¾"	1000 sq. ft.	28.00	28.00
Gypsum wallboard ¼"	Sq. ft.	.035	.035
Gypsum wallboard ⅜"	Sq. ft.	.04	.04
Gypsum wallboard ½"	Sq. ft.	.045	.045
Gypsum block-partitions, 3" hollow.	Sq. ft.	.08	.08
Gypsum block-partitions, 4" hollow.	Sq. ft.	$0.09	$0.09
Fibre insulation board ½" st'd lath and board.	Sq. ft.	.05	.05
Fibre insulation board, asphalt coated, 25/32".	Sq. ft.	.065	.065
St'd density synthetic fibre board ⅜" (st'd. size).	100 sq. ft.	7.00	7.00
St'd density synthetic fibre board 3/16" (st'd. size).	100 sq. ft.	10.00	10.00
Hard density synthetic (st'd. size) fibre board ⅛" tempered.	100 sq. ft.	9.00	9.00
Asbestos cement siding 12 x 24 or 27". Std. colors.	100 sq. ft.	8.00	8.00
Asphalt shingles, 210–220-lb. (3 in 1) thick butt.	100 sq. ft.	6.10	6.10
Asphalt shingles, 165-lb. 2 tab. hexagon.	100 sq. ft.	4.85	4.85
Asphalt or tarred felt, 15-lb	60-lb. roll	2.55	2.55
Asphalt or tarred felt, 30-lb	60-lb. roll	2.55	2.55
Asphalt roofing, 90-lb. mineral surface.	90-lb. roll	2.50	2.50
Asphalt roofing, smooth, 35-lb.	35-lb. roll	1.10	1.10
Asphalt roofing, smooth, 45-lb.	45-lb. roll	1.80	1.80
Asphalt roofing, smooth, 55-lb.	55-lb. roll	1.95	1.95
Asphalt roofing, smooth, 65-lb.	65-lb. roll	2.30	2.30
Thermal insulation-blankets wood base, single, 1" not over 2".	100 sq. ft.	5.00	5.00
Thermal insulation-blankets medium, wood base, 2" not over 3".	100 sq. ft.	7.00	7.00
Thermal insulation-blankets single, mineral base, 1" not over 2".	100 sq. ft.	5.00	5.00
Thermal insulation-batts-mineral base; 2" thick, not over 3".	100 sq. ft.	5.00	5.00
Thermal insulation-batts-mineral base, 3" thick and over.	100 sq. ft.	7.00	7.00
Thermal insulation-mineral base loose in bags (plain).	35-lb. bag	-------	1.05
Thermal insulation-mineral base loose in bags (pellets).	35-lb. bag	1.30	1.30
Fire clay (100-lb. bags)	100-lb. bag	1.50	1.50
Flue lining, 9 x 9 (outside)	Lineal ft.	.40	.40
Flue lining, 9 x 13 (outside)	Lineal ft.	.58	.58
Flue lining, 13 x 13 (outside)	Lineal ft.	.77	.77
Flue lining, 13 x 17 (outside)	Lineal ft.	1.01	1.01
Flue lining, 17 x 17 (outside)	Lineal ft.	1.33	1.33
Vitrified clay sewer pipe No. 1–33, 4".	Lineal ft.	.215	.215
Vitrified clay sewer pipe No. 1–SS, 6".	Lineal ft.	.32	.32
Vitrified clay sewer pipe No. 1–SS, 8".	Lineal ft.	.43	.43
Vitrified clay sewer pipe No. 1–SS, 10".	Lineal ft.	.54	.54
Vitrified clay sewer pipe No. 1–SS, 12".	Lineal ft.	.75	.75
Concrete block, 8 x 8 x 16, sand.	Each	.15	.15

[F. R. Doc. 46–3354; Filed, Mar. 1, 1946; 4:47 p. m.]

[Des Moines Order G–12 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN COUNCIL BLUFFS, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Council Bluffs, Iowa Area, both on a yard sales and a delivered sales basis. The Council Bluffs, Iowa Area for the purposes of this order consists of that area located within the corpo-

rate city limits of the City of Council Bluffs, Iowa.

SEC. 2. *Definitions.*.. For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions.

Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any Maximum Price Regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any Maximum Price Regulation or order which would otherwise be applicable, supersedes such provision of the Maximum Price Regulation or order. All provisions of Maximum Price Regulations or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March, 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March, 1942. No additional charge may be made for deliveries by the seller to any point located within the Council Bluffs, Iowa Area. All customary discounts, allowances or differentials established by any Maximum Price Regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petition for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time.

This order shall become effective February 27, 1946.

Issued this 20th day of February 1946.

J. M. KAMERICK,
Deputy District Director.

APPENDIX A

To customers. These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Council Bluffs, Iowa Area. This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local Board for further information and to secure a copy of this poster.

To retailers. Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the Order only where such differential had been established during March 1942. Discounts, differentials and allowances established by any price regulation or applicable order must be continued.

This order is effective in the Council Bluffs, Iowa area. The Council Bluffs, Iowa area consists of that area located within the corporate city limits of the city of Council Bluffs, Iowa.

On all items of building and construction materials not listed in this order, retailers must continue to calculate their ceiling prices as directed in applicable regulations.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster, hard wall	100-lb. sack	$1.00	$1.00
Plaster, gauging	100-lb. sack	1.00	1.00
Plaster, moulding	100-lb. sack	1.50	1.50
Finishing lime	50-lb. sack	.65	.65
Mason's hydrated lime	50-lb. bag	.50	.50
	10-lb. bag	.25	.25
Lump quick lime	180-lb. bbl.	2.50	2.50
Portland cement, standard, paper bags.	94-lb. bag	.75	.75
Portland cement, standard, cloth bags (including bag).	94-lb. bag	.80	.80
Portland hi-early cement	94-lb. bag	1.00	1.00
Portland white cement, plain.	94-lb. bag	2.50	2.50
Masonry cement, paper bags.	Cu. ft.	.65	.65
Keene's cement	100-lb. sack	2.00	2.00
Mortar mix	Cu. ft.	.55	.55
Metal lath, 2.5-lb., painted diamond mesh.	Sq. yd.	.30	.30
Metal lath, corner bead, expanded type.	Lineal ft.	.07	.07
Metal lath, corner bead, scalloped.	Lineal ft.	.05	.05
Metal lath, corner right 9 x 3.	Lineal ft.	.04	.04
Gypsum lath ⅜"	1,000 sq. ft.	28.00	28.00
Gypsum wallboard ⅜"	Sq. ft.	.04	.04
Gypsum wallboard ½"	Sq. ft.	.045	.045
Gypsum sheathing ½"	Sq. ft.	.04	.04
Fibre insulation board ½" std. lath and board.	Sq. ft.	.05	.05
Std. density synthetic fibre board ½" (std. size).	100 sq. ft.	7.00	7.00
Hard density synthetic (std. fibre Bd. ½" tempered size).	100 sq. ft.	8.50	8.50
Asbestos cement siding 12 x 24 or 27", std. colors.	100 sq. ft.	8.75	8.75
Asphalt shingles, 210-220 lb. (3 in 1) thick butt.	100 sq. ft.	6.50	6.50
Asphalt shingles, 165 lb. 2 tab. hexagon.	100 sq. ft.	4.65	4.65
Asphalt or tarred felt, 30 lb.	60-lb. roll		2.50
Asphalt roofing, 90-lb. mineral surface.	90-lb. roll	2.75	2.75
Asphalt roofing, smooth, 35 lb.	35-lb. roll	1.25	1.25
Asphalt roofing, smooth, 45 lb.	45-lb. roll	1.75	1.75
Asphalt roofing, smooth, 55 lb.	55-lb. roll	2.00	2.00
Asphalt roofing, smooth, 65 lb.	65-lb. roll	2.50	2.50
THERMAL INSULATION—WOOD BASES			
Blankets—single, 1" not over 2".	100 sq. ft.	$5.00	$5.00

THERMAL INSULATION—MINERAL BASES			
Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Blankets, Full Thick 3" and over.	100 sq. ft.	$6.50	$6.50
Batts—2" Thick, Not over 3".	100 sq. ft.	5.00	5.00
Batts—3" thick and over	100 sq. ft.	7.00	7.00
Loose in bags (plain)	35-lb. bag	1.25	1.25
Fire clay (100-lb. bags)	100-lb. bag	1.25	1.25
Flue lining, 9 x 9 (outside)	Lineal ft.	.435	.435
Flue lining, 9 x 13 (outside)	Lineal ft.	.535	.535
Flue lining, 13 x 13 (outside).	Lineal ft.	.645	.645
Flue lining, 13 x 17 (outside).	Lineal ft.	.96	.96
Flue lining, 17 x 17 (outside).	Lineal ft.	1.30	1.30
Vitrified clay sewer pipe No. 1-SS, 4".	Lineal ft.	.215	.215
Vitrified clay sewer pipe No. 1-SS, 6".	Lineal ft.	.27	.27
Vitrified clay sewer pipe No. 1-SS, 8".	Lineal ft.	.45	.45
Vitrified clay sewer pipe No. 1-SS, 10".	Lineal ft.	.59	.59
Vitrified clay sewer pipe No. 1-SS, 12".	Lineal ft.	.755	.755

[F. R. Doc. 46-3355; Filed, Mar. 1, 1946; 4:48 p. m.]

[Des Moines Order G-14 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN OTTUMWA, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Ottumwa, Iowa, Area both on a yard sales and a delivered sales basis. The Ottumwa, Iowa, Area for the purposes of this order consists of that area within the corporate city limits of the City of Ottumwa, Iowa, and the area within ten (10) miles from the corporate city limits of the City of Ottumwa, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor. Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contactors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings. The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any Maximum Price Regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any Maximum Price Regulation or order which would otherwise be applicable, supersedes such provision of the Maximum Price Regulation or order. All provisions of Maximum Price Regulation or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March 1942. No additional charge may be made for deliveries by the seller to any point located within the Ottumwa, Iowa, Area. All customary discounts, allowances or differentials established by any Maximum Price Regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer
(2) Date of transaction
(3) Place of delivery
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time.

This order shall become effective February 27, 1946.

Issued this 20th day of February 1946.

J. M. KAMERICK,
Deputy District Director.

APPENDIX A

To customers. These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Ottumwa, Iowa, area. This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local Board for further information and to secure a copy of this poster.

To retailers. Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the order only where such differential had been established during March 1942. Discounts, differentials and allowances established by any price regulation or applicable order must be continued.

This order is effective in the Ottumwa, Iowa, area. The Ottumwa, Iowa, area consists of that area within the corporate city limits of the city of Ottumwa, Iowa, and the area within ten (10) miles from the corporate city limits of the city of Ottumwa, Iowa.

On all items of building and construction materials not listed in this order, retailers must continue to calculate their ceiling prices as directed in applicable regulations.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster, hard wall	100-lb. sack	$1.00	$1.00
Plaster, gauging	100-lb. sack	1.00	1.00
Finishing lime	50-lb. sack	.70	.70
Mason's hydrated lime	50-lb. bag		.55
	10-lb. bag	.25	.25
Portland cement, standard, paper bags.	94-lb. bag	.75	.75
Portland hi-early cement	94-lb. bag	.92	.92
Masonry cement, paper bags.	Cubic ft	.60	.60
Keene's cement	100-lb. sack	2.50	2.50
Metal lath, 2.2-lb., painted diamond mesh.	Sq. yd		.27
Metal lath, 2.5-lb., painted diamond mesh.	Sq. yd	.30	.30
Metal lath, corner bead expanded type.	Lineal ft	.05	.05
Metal lath, corner bead scalloped.	Lineal ft	.05	.05
Metal lath, corner right 3 x 3.	Lineal ft	.03	.03
Gypsum lath 3/8"	1,000 sq. ft	25.00	25.00
Gypsum wallboard 3/8"	Sq. ft	.045	.045
Gypsum sheathing 1/2"	Sq. ft	.0375	.0375
Fibre insulation board 1/2" st'd. lath and board.	Sq. ft	.05	.05
St'd. density synthetic fibre board 3/8" (st'd. size).	100 sq. ft	8.50	8.50
St'd. density synthetic fibre board 1/2" (st'd. size).	100 sq. ft	8.50	8.50
Asphalt shingles, 210–220 lb. (5 in 1) thick butt.	100 sq. ft	7.00	7.00
Asphalt shingles, 165-lb. 2 tab. hexagon.	100 sq. ft	5.00	5.00
Asphalt or tarred felt, 15-lb.	60-lb. roll		2.65
Asphalt or tarred felt, 30-lb.	60-lb. roll		2.65
Asphalt roofing, 90-lb. mineral surface.	90-lb. roll	2.50	2.50
Asphalt roofing, smooth, 35-lb.	35-lb. roll	1.10	1.10
Asphalt roofing, smooth, 45-lb.	45-lb. roll	1.70	1.70
Asphalt roofing, smooth, 55-lb.	55-lb. roll	2.50	2.50
Asphalt roofing, smooth, 65-lb.	65-lb. roll	2.65	2.65
Flue lining, 9 x 9 (outside).	Lineal ft		.40
Flue lining, 9 x 13 (outside).	Lineal ft		.60
Clay drain tile, 4"	1,000	54.80	54.80
Vitrified clay sewer pipe No. 1-SS, 4".	Lineal ft	.215	.225
Vitrified clay sewer pipe No. 1-SS, 6".	Lineal ft	.295	.295
Vitrified clay sewer pipe No. 1-SS, 8".	Lineal ft	.48	.48

[F. R. Doc. 46-3356; Filed, Mar. 1, 1946; 4:48 p. m.]

[Salt Lake City Special Order 1 Under Restaurant MPR 7-1 and Restaurant MPR 2, Amdt. 4]

MALT BEVERAGES IN SALT LAKE CITY, UTAH, DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Salt Lake City, Utah District Office, Region VII, Office of Price Administration by General Order No. 50, issued by the Price Administrator, Section 20 of 2nd Revised Maximum Price Regulation 7-1, Region VII Revised Delegation Order No. 33, and section 25 (c) Restaurant Maximum Price Regulation 2, *It is hereby ordered.*

1. Section 2 is amended to read as follows:

SEC. 2 (a). *Your ceiling prices.* (1) If your selling establishment is located in one of the counties of Weber, Morgan, Tooele, Salt Lake, Davis, Summit, Wasatch, Box Elder, Cache, Utah, and Rich, your ceiling prices for malt beverages in bottles or other containers are those set forth below:

Brand	Container size			
	Pints	Fifths	Quarts	½ gallon
Acme Beer	$0.17	------	$0.37	$0.65
Aero Club Beer	.17	------	.37	------
Becker Beer	.17	------	.37	.65
Coors Beer	.17	------	.37	------
Fisher Beer	.17	------	.37	.65
Rainier Beer	.17	------	.37	------
Tivoli Beer	.17	------	.37	------
Uinta Club Beer	.17	------	.37	.65
Walters Beer	.17	------	.37	.65
Blatz Beer	.22	------	.43	------
Budweiser Beer	.22	------	.43	------
Millers High Life Beer	.22	------	.43	------
Mt. Shasta Beer	.22	.35	.43	------
Pabst Blue Ribbon Beer	.22	------	.43	------
Schlitz Beer	.22	------	.43	------
Volga Beer	.22	.35	.43	------

(2) If your selling establishment is located in one of the counties of Juab, Sanpete, Carbon, Emery, and Sevier, your ceiling prices for malt beverages in bottles or other containers are those set forth below:

Brand	Container size			
	Pints	Fifths	Quarts	½ gallon
Acme Beer	$0.18	------	$0.38	$0.68
Aero Club Beer	.18	------	.38	------
Becker Beer	.18	------	.38	.68
Coors Beer	.18	------	.38	------
Fisher Beer	.18	------	.38	.68
Rainier Beer	.18	------	.38	------
Tivoli Beer	.18	------	.38	------
Uinta Club Beer	.18	------	.38	.68
Walters Beer	.18	------	.38	.68
Blatz Beer	.23	------	.44	------
Budweiser Beer	.23	------	.44	------
Millers High Life Beer	.23	------	.44	------
Mt. Shasta Beer	.23	$0.36	.44	------
Pabst Blue Ribbon Beer	.23	------	.44	------
Schlitz Beer	.23	------	.44	------
Volga Beer	.23	.36	.44	------

(3) If your selling establishment is located in one of the counties of Piute, Millard, Iron, Daggett, Uintah, Duchesne, and Wayne, your ceiling prices for malt beverages in bottles or other containers are those set forth below:

Brand	Container size			
	Pints	Fifths	Quarts	½ gallon
Acme Beer	$0.19	------	$0.40	$0.70
Aero Club Beer	.19	------	.40	------
Becker Beer	.19	------	.40	.70
Coors Beer	.19	------	.40	------
Fisher Beer	.19	------	.40	.70
Rainier Beer	.19	------	.40	------
Tivoli Beer	.19	------	.40	------
Uinta Club Beer	.19	------	.40	.70
Walters Beer	.19	------	.40	.70
Blatz Beer	.24	------	.46	------
Budweiser Beer	.24	------	.46	------
Millers High Life Beer	.24	------	.46	------
Mt. Shasta Beer	.24	$0.38	.46	------
Pabst Blue Ribbon Beer	.24	------	.46	------
Schlitz Beer	.24	------	.46	------
Volga Beer	.24	.38	.46	------

(4) If your selling establishment is located in one of the counties of Beaver, Garfield, Washington, Kane, Grand, and San Juan, your ceiling prices for malt beverages in bottles or other containers are those set forth below:

Brand	Container size			
	Pints	Fifths	Quarts	½ gallon
Acme Beer	$0.20	------	$0.42	$0.75
Aero Club Beer	.20	------	.42	------
Becker Beer	.20	------	.42	.75
Coors Beer	.20	------	.42	------
Fisher Beer	.20	------	.42	.75
Rainier Beer	.20	------	.42	------
Tivoli Beer	.20	------	.42	------
Uinta Club Beer	.20	------	.42	.75
Walters Beer	.20	------	.42	.75
Blatz Beer	.25	------	.48	------
Budweiser Beer	.25	------	.48	------
Millers High Life Beer	.25	------	.48	------
Mt. Shasta Beer	.25	$.40	.48	------
Pabst Blue Ribbon Beer	.25	------	.48	------
Schlitz Beer	.25	------	.48	------
Volga Beer	.25	.40	.48	------

(b) If you are a cabaret, or if you make Hotel Room Service Sales, your ceiling prices are the above prices plus the following additions:

Pints or fifths—add 8¢ per bottle.
Quarts—add 18¢ per bottle.
Half gallons—add 35¢ per bottle.

Provided, That your ceiling prices on such sales may be no higher than the maximum prices which you established during the period April 4th to 10th, 1943 under the provisions of Restaurant Maximum Price Regulation No. 2, and: *Provided further*, That sales of beer over a bar within a cabaret where no service to tables is involved are not to be considered as cabaret sales and, therefore, the additions authorized hereinabove may not be taken.

(c) *Malt beverages on draft.*

Brand	Size serving	Price
	Ounce	Cents
Michelob Beer	8	11
All other brands	10	11

Other quantities of any or all brands of draft beer may be sold by any seller subject to this order provided such seller serves no less than one fluid ounce of beer for each one and one tenth cents charged.

(d) *Unbranded beverages; new and unlisted brands.* Your ceiling prices for any malt beverages in bottles or other containers which are new and unlisted or which do not carry a brand or trade name at the time of selling shall be the lowest ceiling prices established by paragraph 2 (a) above for the same size container. Higher ceiling prices for such unbranded, new and unlisted malt beverages may be determined and fixed upon application to the Salt Lake City, Utah District Office of the Office of Price Administration. This office will establish higher ceiling prices, if justified by your application, and will notify you accordingly. Your application need not be in any set form, but must include your name and address; the location and type of eating and drinking place; the trade name or brand of the beverage or drink for which you apply for a ceiling price; the size of the bottle, glass, or other container sold to consumers; a description of the customary unit of purchase, and the delivered cost per unit to you.

(e) *Addition of taxes.* You may not add taxes to the ceiling prices provided for in the preceding paragraphs. Existing taxes have already been taken into account in establishing these prices. If new or increased taxes render the prices inequitable, appropriate action will be taken by amendment. You may, however, collect from the purchaser, in addition to the prices herein established the amount of the Federal Tax on cabarets, roof gardens, and similar entertainments provided by section 1700 (e) of the Internal Revenue Code, but only if such tax is separately stated.

(f) *Evasion.* You must not evade the ceiling prices established by this section by any type of evasion scheme or device. Among other things you must not:

(1) Institute any cover, minimum, bread and butter, service, corkage, entertainment, checkroom, parking or other special charges or requirements which you did not have in effect during the seven-day period from April 4 to April 10, 1943.

(2) Require as a condition of sale of a beverage the purchase of other items or meals when such condition was not in effect during the period April 4 to April 10, 1943.

Section 3 is amended to read as follows:

SEC. 3. *Posting requirements.* You must post the prices of the malt beverages sold by you in the manner and form provided by Order No. 2 dated March 10, 1945—issued under Restaurant MPR No. 2, and that order is adopted hereby and made a part hereof as if the same were repeated herein word for word.

Issued and effective this 5th day of July 1945.

H. GRANT IVINS,
District Director.

[F. R. Doc. 46-3374; Filed, Mar. 1, 1946; 4:56 p. m.]

[Region VIII Order G-3 Under Gen. Order 68]

TIMBER PRODUCTS

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by section (a) of General Order No. 68; *It is hereby ordered:*

(a) The maximum price in Region VIII at which any person may sell or deliver, to an ultimate user or to a purchaser for resale on an installed basis, a roof truss manufactured by Timber Products, 1746 Thirteenth Street, Oakland, California, shall be as follows:

Type of sale	Maximum price per truss		
	30'	35'	40'
By sellers located within 50 cent freight zone from:			
Oakland, Calif.	$46.73	$58.80	$75.33
Springfield, Oreg.	46.20	58.00	73.73

For sellers located beyond the 50 cent freight zone the maximum price shall be the above price plus freight cost in excess of 50 cents per cwt.

(b) *Relation to other regulations.* The maximum prices fixed by this order supercede any maximum price or pricing method previously fixed by any other regulation or order.

(c) *Records and invoices.* Every person making sales subject to this order must keep a record showing in respect to each sale the identity of each item sold, the unit price, the date of sale, the names and addresses of the buyer and the seller, and the total price. Delivery charges, if any, shall be shown separately. Each seller shall also furnish each customer at the time of sale or delivery an invoice or sales slip on which he has itemized the same information. These records and duplicates of such invoices or sales slips shall be kept by each seller at his place of business for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect, and shall be available for inspection by the Office of Price Administration.

(d) *Definitions.* (1) "Region VIII" means the States of Washington, Oregon (except Malheur County), California, Nevada, Arizona (except those portions of Coconino and Mohave Counties north of the Colorado River), and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

(2) "50 cent freight zone" means that area within which the available common carrier freight rate for shipment of trusses in less than carlots from either Oakland, California, or Springfield, Oregon, does not exceed 50 cents per cwt.

(e) This order may be modified or revoked at any time.

This order shall become effective February 8, 1946.

Issued this 8th day of February 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-3351; Filed, Mar. 1, 1946; 4:46 p. m.]

[Region VIII Order G-5 Under RMPR 251, Amdt. 2]

PLUMBING SERVICES IN SOUTHERN CALIFORNIA AND CONTIGUOUS AREAS

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-5 under Revised Maximum Price Regulation No. 251 is amended to read as follows:

(a) *What this order does.* This order establishes maximum prices for all plumbing services performed in the following areas:

(1) *California.* Imperial, Inyo, Kern, Los Angeles, Orange, Riverside, San Diego, San Bernardino, San Luis Obispo, Santa Barbara, and Ventura Counties.

(2) *Nevada.* Clark County.

(b) *Maximum prices.* The maximum price for plumbing services shall be the sum of a charge for labor, a charge for the materials used, and such other charges as may be permitted by this order. The maximum charge for labor shall be the sum of separate charges determined by multiplying the number of hours of labor performed in each category by the maximum hourly rate provided for that category by Column A of subparagraph (b) (1) or by the labor cost per hour multiplied by the percentage in Column B, whichever is the lower. The maximum price of the materials used shall be as is provided by subparagraph (b) (2).

(1) *Maximum labor charges.*

	Column A			Column B
	Straight time	Overtime	Sundays and holidays	Percentage of "labor cost"
Journeyman plumber:				
(Los Angeles County, Calif., or Clark County, Nev.)	$2.75	$4.03	$5.50	166⅔
(Kern County, Calif.)	2.60	3.90	5.20	166⅔
(Remainder of area)	2.50	3.75	5.00	166⅔
Apprentice plumber and common labor	1.75	2.63	3.50	140

(i) *Measurement of hours.* The number of hours to be charged against any job is to be counted from the time the workman leaves the shop or the previous job (whichever is later) until he completes the job if he proceeds to another job or until he returns to the shop if he proceeds there directly. For any job extending into more than one day, time in transit to or from the job may be charged only once. The hours for which charges are made shall not exceed those shown in the seller's payroll records nor those shown in any records which this order may require the seller to keep.

(ii) *Minimum charge.* If a job requires less than one man-hour, there may be collected a minimum charge equal to the maximum charge for one hour.

(iii) *Outside sewer stoppage removal.* A minimum charge not exceeding $5.00 may be made for outside sewer stoppage removal. If because of employment of power-driven equipment, higher maximum hourly rates were in effect during March 1942, which are higher than the rates otherwise provided herein, and records are available to substantiate such rates, then the same rates may be continued for this type of work.

(iv) A journeyman plumber doing his own work shall take as his labor cost the labor cost applicable to journeyman plumbers in the area.

(v) *Definitions.* (a) "Plumbing service" means plumbing repair, maintenance, installation services, and includes the sale of installed plumbing materials; and "plumbing" means gas, water, and steam distribution or waste removal systems. "Plumbing service" also includes installation of oil burners and feed lines.

(b) "Overtime" refers to hours of work performed at customer's request on Saturday or between the hours of 5:00 p. m. and 8:00 a. m. Monday to Saturday.

(c) "Sundays and holidays" refers to work performed at customer's request

on Sundays and national holidays and emergency night calls made at customer's request.

(d) "Labor cost" means the wage rate actually paid, but not exceeding the wage rate in effect on October 3, 1942, or the wage rate which has been established by proper governmental agencies.

(2) *Materials.* The maximum price of any new materials shall be the highest price charged for such materials by the seller during March 1942, or the price published as of March 22, 1945, in Merchants Plumbers Guide, issued by John B. Reeves & Son, 3665 South Vermont Avenue, Los Angeles 7, California, whichever is lower. The maximum price of any used materials, or of new materials which cannot be priced as provided above, shall be the seller's maximum price, as determined under the appropriate maximum price regulation.

(3) *Other charges*—(i) *Charges for permits.* A charge may be made for any fee a plumber may be required to pay to secure a permit to perform a specific job, which fee is paid to a Building Inspection Department of a city or other body politic.

(c) *Jobs selling for $200.00 or over.* (1) For jobs selling for $200.00 or over, the maximum price shall be the maximum price determined under section 7 (a) of Revised Maximum Price Regulation No. 251, except as hereinafter provided. When determining a price under section 7 (a) for the purposes of this order, the seller shall use the sum of his labor costs, material costs, and other direct costs, and a margin not exceeding the following:

Total labor, material, and other direct costs:	*Margin (percent)*
For the first $500 in costs	25
For the next $500 in costs	20
For costs over $1,000	15

Provided, That for sellers in business in March 1942, the margin shall not exceed the margin used in the most comparable job in the period January 1, 1939, to March 31, 1942.

(2) "Other direct costs" include only the cost of subcontracts, workmen's compensation insurance, social security tax, unemployment compensation tax, building permits and fees, and rentals of equipment covered by Maximum Price Regulation No. 134, the equipment rentals to be charged at prices not exceeding the maximum rental rates. Notwithstanding the provisions of subparagraph (c) (1) above, no margin may be added to costs of subcontracts for plumbing services.

(3) Administrative and overhead costs and selling expenses are not to be included as direct cost.

(d) *Estimates.* Where work is performed on a cost-plus job on the basis of an estimate submitted by the seller, the total charge for such work shall not exceed the estimated price by more than 15%, except to the extent permitted by paragraph (e) relating to extra work.

(e) *Extra work.* Any changes in plans or specifications made at the request of the customer involving an increase in the cost of the work covered by the original estimate shall be charged for under the terms of paragraph (c).

(f) *Lump-sum contracts.* Where a seller offers to supply services of the kind covered by this order on the basis of a lump-sum contract, the seller agreeing to charge a fixed price, such price may exceed the maximum price computed in accordance with the terms of paragraph (c) of this order but not by more than 10%. With respect to such job the seller shall keep records as required by other paragraphs of this order, these records to be available for inspection by the Office of Price Administration.

(g) *Scope of this order.* (1) The maximum prices established by this order include all expenses, and no additional charge will be made for any other cost or incidental service.

(2) Lower prices than the maximum prices established by this order may be charged, demanded, offered, or paid.

(h) *Records and invoices.* Every person making sales subject to paragraphs (b) and (c) of this order shall furnish each customer who requests it an invoice or sales slip on which he has certified that the price charged does not exceed the price permitted by this Order No. G-5 and showing the time spent by each classification of employee on the job, the rate charged for each such classification, the materials for which charges are made and their quantities and the charges therefor, the names and addresses of the buyer and seller, the location of the job and the date of its completion, and an itemization of any other charges (such as for "other direct costs") authorized by this order. Such seller shall also keep records showing the same information, and in addition, the itemized cost of the labor and materials involved. These records and duplicates of such invoices or sales slips shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration.

No charge may be made for any item for which a seller fails to issue the invoices or keep the records required by this order.

(i) *Relation of this order to Revised Maximum Price Regulation No. 251.* Except as otherwise provided in this order, this order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order. Except to the extent they are inconsistent with the provisions of this order, however, all other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, shall apply to sales covered by this order. As to such sales it also supersedes any other order issued under section 9 of Revised Maximum Price Regulation No. 251.

(j) This order may be revoked, amended, or corrected at any time.

This order as amended by Amendment No. 2 shall become effective February 17, 1946.

Issued this 5th day of February 1946.

FRANK H. SLOSS,
Acting Regional Administrator.

[F. R. Doc. 46-3357; Filed, Mar. 1, 1946; 4:48 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 1, 1946.

Region I

Boston Order 1, Amendment 4A, covering dry groceries in Massachusetts except Dukes and Nantucket counties, Massachusetts. Filed 3:59 p. m.

Hartford Order 5-F, Amendment 44, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 3:50 p. m.

Hartford Order 6-F, Amendment 44, covering fresh fruits and vegetables in the Hartford area. Filed 3:59 p. m.

Hartford Order 7-F, Amendment 44, covering fresh fruits and vegetables in the New Haven area. Filed 3:59 p. m.

Hartford Order 8-F, Amendment 44, covering fresh fruits and vegetables in the Bridgeport area. Filed 3:59 p. m.

Providence Order 3-F, Amendment 43, covering fresh fruits and vegetables in the Providence, Rhode Island Metropolitan area. Filed 3:59 p. m.

Providence Order 8, Amendment 2, covering dry groceries in Rhode Island except the Town of New Shoreham. Filed 4:00 p. m.

Providence Order 3-W, Amendment 2, covering dry groceries in Rhode Island except the Town of New Shoreham. Filed 4:00 p. m.

Region II

Philadelphia Order 5-D, covering butter and cheese in certain counties in Pennsylvania. Filed 4:01 p. m.

Philadelphia Order 6-D, covering butter and cheese in certain counties in Pennsylvania. Filed 4:01 p. m.

Pittsburgh Order 3-C, Amendment 2, covering poultry in Allegheny county, Pennsylvania. Filed 3:56 p. m.

Pittsburgh Order 3-C and 21-O, covering poultry and eggs in Allegheny county, Pennsylvania. Filed 3:58 p. m.

Pittsburgh Order 3-C and 21-O, covering poultry and eggs in Allegheny county, Pennsylvania. Filed 3:58 p. m.

Pittsburgh Order 17, Amendment 5, covering dry groceries in certain counties in Pennsylvania. Filed 4:01 p. m.

Pittsburgh Order 20, Amendment 4, covering dry groceries in certain counties in Pennsylvania. Filed 4:01 p. m.

Pittsburgh Order 5-W, and 18, covering dry groceries in certain counties in Pennsylvania. Filed 4:01 p. m.

Pittsburgh Orders 21 and 6-W, Amendment 4, covering dry groceries in certain counties in Pennsylvania. Filed 3:55 p. m.

Newark Order 18, Amendment 3, covering dry groceries in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, N. J. Filed 4:00 p. m.

Newark Order 19, Amendment 3, covering dry groceries in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, N. J. Filed 4:00 p. m.

Newark Order 20, Amendment 3, covering dry groceries in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, N. J. Filed 4:00 p. m.

Newark Order 6-W, Amendment 3, covering dry groceries in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, N. J. Filed 4:00 p. m.

Region III

Detroit Orders 5-D and 6-D, covering butter and cheese in all counties in Michigan. Filed 3:54 and 3:55 p. m.

Detroit Order 7-D, covering butter and cheese in all counties in Michigan. Filed 3:55 p. m.

Detroit Orders 25 & 26, Amendment 2, covering dry groceries in the Grand Rapids area. Filed 3:58 p. m.

Detroit Order 27, Amendment 2 covering dry groceries in the Grand Rapids area. Filed 3:58 p. m.

Detroit Order 27, Amendment 3, covering dry groceries in the Saginaw area. Filed 3:53 p. m.

Detroit Order 45, Amendment 3, covering dry groceries in the Saginaw area. Filed 3:53 p. m.

Detroit Order 46, Amendment 3, covering dry groceries in the Saginaw area. Filed 3:53 p. m.

Detroit Orders 17-W & 18-W, Amendment 2, covering dry groceries in the Grand Rapids area. Filed 3:56 p. m.

Louisville Order 27-F, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 3:56 p. m.

Region V

Houston Order 4-F, Amendment 31, covering fresh fruits and vegetables in certain cities and towns in Texas. Filed 3:57 p. m.

Houston Order 5-F, Amendment 31, covering fresh fruits and vegetables in Jefferson and Orange counties, Texas. Filed 3:50 p. m.

Houston Orders 2-C & 4-O, covering poultry and eggs in Harris county, Texas. Filed 3:51 & 3:52 p. m.

Houston Orders 3-C & 5-O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 3:51 & 3:52 p. m.

Houston Orders 4-C & 6-O, covering poultry and eggs in Galveston county, Texas. Filed 3:52 & 3:51 p. m.

Houston Orders 17 and 18, Amendment 5, covering dry groceries in Harris county, Texas. Filed 3:52 and 3:49 p. m.

Houston Orders 19 and 20, Amendment 5, covering dry groceries in certain areas in Texas. Filed 3:49 p. m.

Houston Orders 4-W, Amendment 3, covering dry groceries in Harris county, Texas. Filed 3:49 p. m.

Houston Order 5-W, Amendment 3, covering dry groceries in certain areas in Texas. Filed 3:50 p. m.

San Antonio Order 6-F, Amendment 31, covering fresh fruits and vegetables in Bexar county, Texas. Filed 3:50 p. m.

San Antonio Order 7-F, Amendment 31, covering fresh fruits and vegetables in Austin, Texas. Filed 3:50 p. m.

San Antonio Order 8-F, Amendment 31, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 3:50 p. m.

San Antonio Order 9-F, Amendment 20, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 3:50 p. m.

San Antonio Orders 6-C and 3-O, covering poultry and eggs in Bexar county, Texas. Filed 3:48 p. m.

Region VI

Green Bay Order 7-F, Amendment 20, covering fresh fruits and vegetables in certain counties in Wisconsin except the town of Washington. Filed 3:49 p. m.

Green Bay Order 8-F, Amendment 20, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 3:48 p. m.

Green Bay Order 9-F, Amendment 20, covering fresh fruits and vegetables in Florence, Forest and Marinette counties, Wisconsin. Filed, 3:48 p. m.

Green Bay Order 10-F, Amendment 21, covering fresh fruits and vegetables in the cities of Eau Claire and Chippewa Falls, Wisconsin. Filed 3:48 p. m.

Sioux Falls Order 5-F, Amendment 5, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 3:49 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-3544; Filed, Mar. 5, 1946; 4:23 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 1, 1946.

Region V

Dallas Order 4-F, Amendment 31, covering fresh fruits and vegetables in Dallas county, Texas. Filed 2:27 p. m.

Dallas Order 6-F, Amendment 20, covering fresh fruits and vegetables in McLennan county, Texas. Filed 2:27 p. m.

Dallas Orders 4-C and 10-O, covering poultry and eggs in the cities of Dallas and University Park and Town of Highland Park Texas. Filed 2:28 p. m.

Dallas Orders 18 and 4-W, Amendments 3 and 2, covering dry groceries in Bell, Bosque, Coryell, Falls, Hill and McLennan counties, Texas. Filed 2:27 and 2:28 p. m.

Fort Worth Order 13-F, Amendment 33, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 2:44 p. m.

Fort Worth Order 19-F, Amendment 21, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 2:44 p. m.

Fort Worth Order 21-F, Amendment 17, covering fresh fruits and vegetables in Lubbock and Potter counties, Texas. Filed 2:44 p. m.

Fort Worth Orders 5-C and 1-O, covering poultry and eggs in Tarrant county, Texas. Filed 2:44 p. m.

Houston Orders 17 and 18, Amendment 4, covering dry groceries in Harris county, Texas. Filed 2:39 p. m.

Houston Orders 19 and 20, Amendment 4, covering dry groceries in certain areas in Texas. Filed 2:40 p. m.

Houston Order 4-W, Amendment 2, covering dry groceries in Harris county, Texas. Filed 2:40 p. m.

Houston Order 5-W, Amendment 2, covering dry groceries in certain areas in Texas. Filed 2:40 p. m.

Little Rock Order 10-F, Amendment 33, covering fresh fruits and vegetables in Garland county, Arkansas. Filed 2:44 p. m.

Little Rock Order 12-F, Amendment 25, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 2:44 p. m.

Little Rock Order 13-F, Amendment 25, covering fresh fruits and vegetables in certain counties in Arkansas and in Bowie county, Texas. Filed 2:45 p. m.

Little Rock Order 14-F, Amendment 25, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 2:45 p. m.

Little Rock Order 15-F, Amendment 25, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 2:45 p. m.

Little Rock Orders 4-C and 4-O, covering poultry and eggs in Pulaski county, Arkansas. Filed 2:25 and 2:46 p. m.

New Orleans Order 3-F, Amendment 31, covering fresh fruits and vegetables in State of Louisiana, Parishes of Orleans, St. Bernard and Jefferson except Grand Isle. Filed 2:46 p. m.

New Orleans Order 5-F, Amendment 22, covering fresh fruits and vegetables in the cities of Shreveport, Bossier City, Monroe and West Monroe. Filed 2:46 p. m.

New Orleans Order 6-F, Amendment 22, covering fresh fruits and vegetables in certain Parishes in Louisiana except the cities of Shreveport, Bossier City and Monroe and West Monroe, Louisiana. Filed 2:46 p. m.

New Orleans Orders 33-C and 7-O, covering poultry and eggs in City of New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, Louisiana. Filed 2:46 p. m. and 2:41 p. m.

Region VI

Omaha Order 15-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Nebraska and the city of Council Bluffs, Iowa. Filed 2:47 p. m.

Omaha Order 16-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 2:47 p. m.

Omaha Order 17-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 2:47 p. m.

Sioux Falls Order 5-F, Amendment 4, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 2:47 p. m.

Springfield Order 13-F, Amendment 49, covering fresh fruits and vegetables in the city of Springfield, Sangamon county, Illinois. Filed 2:41 p. m.

Springfield Order 14-F, Amendment 50, covering fresh fruits and vegetables in the city of East St. Louis, Illinois, and the townships of Centerville, Sugar Loaf, Canteen, and Stites in St. Clair county, Illinois. Filed 2:41 p. m.

Springfield Order 15–F, Amendment 49, covering fresh fruits and vegetables in the city of Decatur, Macon county, Illinois. Filed 2:42 p. m.

Springfield Order 22–F, Amendment 16, covering fresh fruits and vegetables in the city of Quincy, Adams county, Illinois. Filed 2:42 p. m.

Twin Cities Order 3–F, Amendment 21, covering fresh fruits and vegetables in the cities of Duluth and Proctor, Minnesota and the city of Superior and town of Superior, Wisconsin. Filed 2:29 p. m.

Twin Cities Order 7–F, Amendment 5, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 2:29 p. m.

Twin Cities Order 18, Amendment 1, covering dry groceries in certain areas in Minnesota. Filed 2:34 p. m.

Twin Cities Order 18, covering dry groceries in certain areas in Minnesota. Filed 2:29 p. m.

Twin Cities Order 7–W, Amendment 1, covering dry groceries in certain areas in Minnesota. Filed 2:35 p. m.

Twin Cities Order 7–W, covering dry groceries in certain areas in Minnesota. Filed 2:35 p. m.

Twin Cities Order 3–C, Amendment 2, covering poultry sold by Groups 1, 2, 3, and 4 stores in the Twin Cities area. Filed 2:34 p. m.

Twin Cities Order 2–O, Amendment 4, covering dry groceries sold by Groups 1 and 2 stores in the Twin Cities area. Filed 2:35 p. m.

Region VII

Albuquerque Orders 31–C and 38–O, covering poultry and eggs in the Albuquerque area. Filed 2:38 and 2:37 p. m.

Helena Order 63–F, Amendment 1, covering fresh fruits and vegetables in certain areas in Montana. Filed 2:36 p. m.

Helena Order 64–F, Amendment 1, covering fresh fruits and vegetables in certain cities in Montana. Filed 2:36 p. m.

Helena Order 65–F, Amendment 1, covering fresh fruits and vegetables in certain areas in Montana. Filed 2:36 p. m.

Helena Order 66–F, Amendment 1, covering fresh fruits and vegetables in certain areas in Montana. Filed 2:37 p. m.

Helena Order 67–F, Amendment 1, covering fresh fruits and vegetables in the Billings, Butte and Great Falls areas. Filed 2:37 p. m.

Helena Order 1–O, Amendment 3, covering eggs in certain counties in Montana. Filed 2:37 p. m.

Salt Lake City Order 14–F, Amendment 1, covering fresh fruits and vegetables in Salt Lake, Davis, Weber, Morgan, Utah, and Summit county area, Brigham, Willard and Perry in Box Elder county. Filed 2:42 p. m.

Salt Lake City Order 15–F, Amendment 1, covering fresh fruits and vegetables in certain areas in Utah. Filed 2:42 p. m.

Salt Lake City Order 16–F, Amendment 1, covering fresh fruits and vegetables in Rich, Daggett, Duchesne, Uintah, Grand, Wayne and San Juan county area. Filed 2:43 p. m.

Region VIII

Nevada Order 15–F, Amendment 16A, covering fresh fruits and vegetables in certain areas in Nevada. Filed 2:38 p. m.

Nevada Order 11–F, Amendment 16A, covering fresh fruits and vegetables in the Reno and Sparks, Nevada, area. Filed 2:38 p. m.

Nevada Order 11–F, Amendment 15B, covering fresh fruits and vegetables in the Reno and Sparks, Nevada area. Filed 2:38 p. m.

Nevada Order 5–C, Amendment 6, covering poultry in Washoe county, Nevada. Filed 2:38 p. m.

Nevada Order 7–C, Amendment 6, covering poultry in certain counties in Nevada. Filed 2:38 p. m.

Nevada Order 9–C, Amendment 6, covering poultry in Clark, Elko, Eureka, Lincoln, and White Pine counties. Filed 2:38 p. m.

Nevada Order 8–O, Amendment 11, covering eggs in certain counties in Nevada. Filed 2:38 p. m.

Nevada Order 10–O, Amendment 11, covering eggs in Elko, Eureka, Lincoln and White Pine counties. Filed 2:39 p. m.

Nevada Order 12–O, Amendment 11, covering eggs in Clark county, Nevada. Filed 2:39 p. m.

Portland Order 32–F, Amendment 16, covering fresh fruits and vegetables in certain areas in Oregon. Filed 2:43 p. m.

Portland Order 33–F, Amendment 16, covering fresh fruits and vegetables in the Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 2:43 p. m.

Portland Order 34–F, Amendment 15A, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon area. Filed 2:39 p. m.

Portland Order 35–F, Amendment 16, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon area. Filed 2:39 p. m.

Portland Order 36–F, Amendment 16, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon area. Filed 2:43 p. m.

Portland Order 37–F, Amendment 16, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon area. Filed 2:43 p. m.

Portland Order 38–F, Amendment 16, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon area. Filed 2:43 p. m.

Portland Order 39–F, Amendment 16, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 2:43 p. m.

Portland Order 41–F, Amendment 17, covering fresh fruits and vegetables in the Kelso, Salem, Hood River, Clatskanie, Forest Grove, Oregon area. Filed 2:39 p. m.

Portland Order 42–F, Amendment 17, covering fresh fruits and vegetables in certain areas in Oregon. Filed 2:43 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–3545; Filed, Mar. 5, 1946; 4:23 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 4, 1946.

Region II

Newark Order 23, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 9:27 a. m.

Newark Order 24, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 9:28 a. m.

Newark Order 25, Amendment 3 covering dry groceries in certain counties in New Jersey. Filed 9:28 a. m.

Newark Order 26, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 9:28 a. m.

New York Orders 8–C and 22–O, covering poultry and eggs in the city of New York and Nassau and Westchester counties, New York. Filed 9:27 a. m.

Region VI

Green Bay Order 11–F, Amendment 7, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 9:27 a. m.

Green Bay Order 12–F, Amendment 7, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 9:27 a. m.

Springfield Orders 60, 61, 62, and 63, Amendment 1, covering dry groceries sold by Groups 1 and 2 stores in the Springfield area. Filed 9:30 and 9:29 a. m.

Springfield Order 64, Amendment 1, covering dry groceries sold by Groups 3 and 4 stores in the Springfield area. Filed 9:31 a. m.

Springfield Orders 33–W, 34–W, 35–W, and 36–W, Amendment 1, covering dry groceries sold by Groups 1, 2, 3, and 4, stores in the Springfield area. Filed 9:29, 9:28, 9:31 and 9:32 a. m.

Springfield Orders 60 and 33–W, covering dry groceries in certain counties in Illinois. Filed 9:29 and 9:31 a. m.

Springfield Orders 61 and 34–W, covering dry groceries in certain counties in Illinois. Filed 9:32 and 9:29 a. m.

Springfield Orders 62 and 35–W, covering dry groceries in certain counties in Illinois. Filed 9:30 and 9:28 a. m.

Springfield Orders 63 and 36–W, covering dry groceries in certain counties in Illinois. Filed 9:30 and 9:28 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–3546; Filed, Mar. 5, 1946; 4:23 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 811–308]

WESTERN RESERVE INVESTING CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 4th day of March, A. D. 1946.

Western Reserve Investing Corporation, a registered investment company, having filed an application pursuant to the provisions of section 8 (f) of the Investment Company Act of 1940 for an order declaring that it has ceased to be an investment company within the meaning of said act;

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on March 13, 1946, at 10:00 a. m., Eastern Standard Time, in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pa.

It is further ordered, That Henry C. Lank or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Western Reserve Investing Corporation and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–3537; Filed, Mar. 5, 1946; 2:28 p. m.]

VAN ALSTYNE, NOEL & CO.

ORDER SUSPENDING MEMBERSHIP IN THE NATIONAL ASSOCIATION OF SECURITIES DEALERS, INC.

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 28th day of February, A. D. 1946.

In the matter of Van Alstyne, Noel & Co., 52 Wall Street, New York 5, New York.

Proceedings having been instituted pursuant to sections 15 (b) and 15A (*l*) (2) of the Securities Exchange Act of 1934 to determine whether to revoke the registration of Van Alstyne, Noel & Co. as an over-the-counter broker and dealer, and whether to suspend or expel said Van Alstyne, Noel & Co. from membership in the National Association of Securities Dealers, Inc.; certain admissions having been made by the registrant; the Commission being duly advised and having this day issued its findings and opinion herein; on the basis of said findings and opinion,

It is ordered, That Van Alstyne, Noel & Co. be and it hereby is suspended from membership in the National Association of Securities Dealers, Inc. for a period of 10 days, said period of suspension to begin March 16, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–3536; Filed, Mar. 5, 1946; 2:28 p. m.]

[File No. 70–1238]

SCRANTON ELECTRIC CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 1st day of March, A. D. 1946.

Notice is hereby given that an application and amendment thereto have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by The Scranton Electric Company, a public utility subsidiary of American Gas and Electric Company, a registered holding company and subsidiary of Electric Bond and Share Company, also a registered holding company. Applicant designates section 9 (c) and Rule U-40 (a) thereunder as applicable to the proposed transaction.

Notice is further given that any interested person may not later than March 19, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said application may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the application which is on file in this Commission for a statement of the transaction therein proposed which is summarized as follows:

The Scranton Electric Company proposes to purchase from The Scranton Plan Corporation, a non-utility and a non-affiliate, $25,000 principal amount of 4% 15-Year First Mortgage Bonds of the latter corporation for a cash consideration of $25,000.

The Scranton Plan Corporation, a Pennsylvania corporation formed by citizens of Scranton and Lackawanna counties in that State, proposes to purchase certain lands, buildings and facilities from the Defense Plant Corporation for a cash consideration of $1,200,000, and for that purpose to issue and sell $1,200,000 principal amount of its 4% 15-Year First Mortgage Bonds. Such bonds, which will be secured by a first lien on the properties acquired, will be dated March 1, 1946 and will mature on March 1, 1961, unless redeemed prior thereto at the option of the issuer.

All of the capital stock of The Scranton Plan Corporation will be owned by the Chamber of Commerce of the City of Scranton, or by a non-profit organization designated by it.

The general purpose of The Scranton Plan Corporation, as stated in the application, is to lease said properties, when acquired, to the Murray Corporation of America for industrial use, to the end that additional employment opportunities will be afforded in the area.

The Murray Corporation of America, manufacturers of home appliances, has agreed to lease the plant with an option to purchase. The annual rental will be $130,000 per year for five years with the privilege of a five year renewal. Such an amount will permit the payment of bond interest in the amount of $48,000 per year, taxes and insurance estimated at $30,000 per year and leave a balance of $52,000 per year for bond retirements. The option sale price is $1,200,000 less $50,000 for each fully expired year of the lease.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–3535; Filed, Mar. 5, 1946; 2:28 p. m.]

TAX COURT OF THE UNITED STATES.

SPECIAL DIVISION OF COURT FOR REVIEW OF DETERMINATIONS AND REDETERMINATIONS

ORDER DESIGNATING MEMBERS

From and after the date hereof, the Special Division of the Court for review of determinations and redeterminations by any Division of the Court involving any question arising under section 721 (a) (2) (C) or section 722 of the Internal Revenue Code, pursuant to authority contained in section 732 (d), is constituted as follows:

Judge Arundell, Judge Murdock, Judge Black, and Judge Turner: *Provided, however*, That in the event one of the members named is absent from Washington on circuit hearings, or is otherwise unable to serve, the remaining three members shall constitute the Special Division; *And provided further*, That where a case involving a question arising under section 721 (a) (2) (C) or section 722 has been assigned to another Judge of the Court, then that Judge shall, for the purpose of that case, be a member of the Special Division.

Dated: November 1, 1945.

[SEAL] BOLON B. TURNER,
Presiding Judge.

[F. R. Doc. 46–3533; Filed, Mar. 5, 1946; 3:31 p. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R. S. 4405, 4417a, 4426, 4482, 4488 and 4491, as amended, 49 Stat. 1544, 54 Stat. 163–167, 1028, sec. 5 (e), 55 Stat. 244, (46 U.S.C. 375, 291a, 404, 475, 481, 489, 367, 526–526t, 463a, 50 U.S.C. 1275), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945, (11 F.R. 1), and Coast Guard Order 1–46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following approval of equipment is pre-

Reference

MAR 14 '46

scribed, effective under the date of publication in the FEDERAL REGISTER:

BUOYANT CUSHIONS FOR MOTORBOATS

Approval No. B-285, 15" x 15" x 2" kapok buoyant cushion filled with 21 oz. kapok, Dwg. No. 2, dated 26 January, 1946, for use on motorboats of Classes A, 1 and 2, not carrying passengers for hire, manufactured by M. W. Fogg Co., 57 Rose Street, New York 7, N. Y.

Approval No. B-286, 15" x 15" x 2" seat; 15" x 15" x 2" back double kapok buoyant cushion filled with 21 oz. kapok in seat and 21 oz. kapok in back, Dwg. No. 1 of 1, dated 15 January, 1946, for use on motorboats of Classes A, 1 and 2, not carrying passengers for hire, manufactured by M. W. Fogg Co., 57 Rose Street, New York 7, N. Y.

Approval No. B-287, 13" x 20" x 2" kapok buoyant cushion filled with 20 oz. kapok, Dwg. dated 3 January 1946, for use on motorboats of Classes A, 1 and 2, not carrying passengers for hire, manufactured by Seaway Mfg. Co., Inc., 511 North Solomon Street, New Orleans, Louisiana.

Approval No. B-288, 18" x 18" x 2" kapok buoyant cushion filled with 24 oz. kapok, Dwg. dated 3 January 1946, for use on motorboats of Classes A, 1 and 2, not carrying pasengers for hire, manufactured by Seaway Mfg. Co., Inc., 511 North Solomon Street, New Orleans, Louisiana.

Approval No. B-289, 14" x 14" x 2" seat; 14" x 18" x 2" back double kapok buoyant cushion filled with 18 oz. kapok in seat, 20 oz. kapok in back, Style 49B, Dwg. No. B-70, dated 27 January 1946, for use on motorboats of Classes A, 1 and 2, not carrying passengers for hire, manufactured by The American Pad and Textile Co., Greenfield, Ohio.

Approval No. B-290, 14" x 18" x 2" kapok buoyant cushion filled with 20 oz. kapok, Style 47B, Dwg. No. B-66, dated 23 February 1946, for use on motorboats of Classes A, 1 and 2, not carrying passengers for hire, manufactured by The American Pad and Textile Co., Greenfield, Ohio.

LIFE PRESERVERS

Approval No. A-304, Standard adult cork life preserver, manufactured by Hudgins-Dize Co., Inc., 121 West Main Street, Norfolk, Virginia.

Approval No. B-272, Model 5 child kapok life preserver, Specification 160.-002, manufactured by The American Pad and Textile Co., Greenfield, Ohio.

Approval No. B-273, Model 6 child kapok life preserver, Specification 160.-002, manufactured by The American Pad and Textile Co., Greenfield, Ohio.

Approval No. B-291, Model 5 child kapok life preserver, Specification 160.-002, manufactured by Atlantic-Pacific Mfg. Co., 124 Atlantic Ave., Brooklyn 2, New York.

Approval No. B-292, Model 6 child kapok life preserver, Specification 160.-002, manufactured by Atlantic-Pacific Mfg. Co., 124 Atlantic Ave., Brooklyn 2, New York.

Approval No. B-293, Model 5 child kapok life preserver, Specification 160.-002, manufactured by Jurgensen Mfg. Co., 145 West 15th Street, New York 11, N. Y.

Approval No. B-294, Model 6 child kapok life preserver, Specification 160.-002, manufactured by Jurgensen Mfg. Co., 145 West 15th Street, New York 11, N. Y.

MOTION PICTURE PROJECTOR

35 MM motion picture projection equipment, Navy Type "D", Mazda lamp equipment, semi-portable unit; for use in fire-resistive booth only; Dwg. No. 2812, Rev. 0, projector assembly with parts lists, Sheets 71 and 75, and Wiring diagram, Sheet 37; Dwg. No. W-1334, Rev. 9-9-45, Model 2804 amplifier, wiring diagram; submitted by DeVry Corporation, 1111 Armitage Avenue, Chicago 14, Illinois.

Dated: March 5, 1946.

[SEAL] J. F. FARLEY,
Admiral, U. S. C. G.,
Commandant.

[F. R. Doc. 46-3564; Filed, Mar. 6, 1946; 10:50 a. m.]

Reference

MAR 14 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 47

Washington, Friday, March 8, 1946

The President

EXECUTIVE ORDER 9701

PROVIDING FOR THE RESERVATION OF RIGHTS TO FISSIONABLE MATERIALS IN LANDS OWNED BY THE UNITED STATES

By virtue of the authority vested in me as the President of the United States, it is hereby ordered as follows:

1. Public lands of the United States, including lands in Alaska, which contain or may contain substantial deposits of fissionable materials shall be subject to (a) disposal under all applicable public-land laws which authorize or permit a reservation to the United States of all minerals in the land, together with the right to enter upon the land and prospect for, mine, and remove such minerals: *Provided*, that the disposal is made subject to such reservation; and (b) lease, permit, or other authorization to use the land or its resources in accordance with applicable public-land laws: *Provided*, that every such lease, permit, or authorization which grants any right to remove minerals from such land, or which otherwise would preclude the United States from exercising its right to enter upon the land and prospect for, mine, and remove minerals, shall be made subject to a reservation to the United States of all fissionable materials in the land, together with the right to enter upon the land and prospect for, mine, and remove such materials.

2. So far as not in conflict with existing law, (a) all disposals of lands, other than public lands, heretofore or hereafter acquired by the United States or any instrumentality thereof, including lands in the territories and possessions of the United States, (b) all leases, permits, or other authorizations of whatever kind hereafter granted to remove minerals from such lands, and (c) all leases, permits or other authorizations which otherwise would preclude the United States from exercising its right to enter upon the lands and prospect for, mine, and remove minerals, shall reserve to the United States all fissionable materials in the lands, together with the right, at any and all times, to enter upon the lands and prospect for, mine, and remove such materials: *Provided*, that no reservation under this paragraph shall interfere with the primary use of the land established or indicated by any act of Congress; *And provided further*, that no reservation shall be required by this paragraph whenever the Secretary of the Interior shall determine that the land affected does not contain substantial deposits of fissionable materials, or that, in view of all the circumstances, there is no reasonable probability that such materials are present in quantities sufficient to justify their extraction.

3. The term "fissionable materials" as used in this order means (a) all deposits from which the substances known as thorium, uranium (including uranium enriched as to one of its isotopes), and elements higher than uranium in the periodic table, can be refined or produced, and (b) all deposits from which there can be refined or produced other substances determined by the President by Executive order to be readily capable of or peculiarly related to transmutation of atomic species, the production of nuclear fission, or the release of atomic energy.

4. Executive Order No. 9613 of September 13, 1945, entitled "Withdrawing and Reserving for the Use of the United States Lands Containing Radio-active Mineral Substances" is hereby revoked: *Provided, however*, that all lands withdrawn or reserved by that order which contain or may contain substantial deposits of fissionable materials shall continue to remain withdrawn and reserved but shall be subject to the provisions of this order.

5. At 10:00 a. m. on the 28th day from the date on which this order is signed, the public lands released from withdrawal by the revocation of the said Executive Order No. 9613, shall, subject to valid existing rights, the provisions of existing withdrawals, and the prior provisions of this order, become subject to application, petition, location, and selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land

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FEDERAL REGISTER

Published daily, except Sundays, Mondays, and days following legal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

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NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per book.

Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

Book 3: Titles 33–50, including a general index and ancillary tables.

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laws, or the small-tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in this subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans, and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, and selection by the public generally as may be authorized by the public-land laws.

(d) Application by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

6. Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

7. Applications for these lands, which shall be filed in the appropriate District Land Office or, if there is no district land office in the State in which the land is situated, in the General Land Office, Washington, D. C., shall be acted upon in accordance with the regulations contained in section 295.8 of title 43 of the Code of Federal Regulations (Circular 324, May 22, 1914, 43 L. D. 254), and part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in subchapter I of title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the small-tract act of June 1, 1938, shall be governed by the regulations contained in parts 232 and 257, respectively, of that title.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 4, 1946.

[F. R. Doc. 46-3647; Filed, Mar. 7, 1946; 10:09 a. m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

QUALIFICATIONS OF APPLICANTS

The regulations issued under this part (11 F.R. 1424) are amended as follows:

§ 27.5 *Qualifications of applicants.* * * *

(d) *Age limits.* The Commission may establish minimum and maximum age requirements in examinations. Any requirement as to age except a requirement determined by the Commission to be essential for the performance of the duties of the position shall be waived in the case of persons entitled to five- or ten-point preference under these regulations, and may be waived in the case of persons given indefinite appointments under Executive Order 9063.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

MARCH 5, 1946.

[F. R. Doc. 46-3717; Filed, Mar. 7, 1946; 11:59 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

[1945 CCC Cover Crop and Hay and Pasture shed Bulletin 1, Amdt. 5]

PART 267—COVER CROP AND HAY AND PASTURE SEED LOANS AND PURCHASES

MISCELLANEOUS AMENDMENTS

Pursuant to the provisions of section 302 of the Agricultural Adjustment Act of 1938, as amended (52 Stat. 43; 7 U. S. C., 1302), Commodity Credit Corporation has authorized the making of loans on cover crop and hay and pasture seed in accordance with the regulations in this part (1945 C. C. C. Cover Crop and Hay and Pasture Seed Bulletin 1, as amended; 10 F.R. 8987). Such regulations are hereby amended in the following respects:

The "Schedule of loan rates with basic specifications for percentage of seed purity, germination, maximum weed content, and maximum mixture of other crops for the various crop seeds" is amended (1) by inserting the following line after Sericea Lespedeza:

Sericea Lespedeza (Lespedeza Sericea) (Scarified)	98	90	"	20	2 5

and (2) by inserting a Footnote 14, reading as follows:

" Not to exceed 20 percent hard seed.

The "Schedule of Loan Rates Per 100 Pounds for Seed Not Meeting Specifications for Loan at Basic Rates" is amended by adding the following table:

SERICEA LESPEDEZA (SCARIFIED)

[Difference of 1% pure seed=3% or $0.60 deduction
Difference of 5% germination=5% or $1.00 deduction]

Kind of seed	Pure seed (percent)	Germination and hard seed			
		90 to 100%	85 to 90%	80 to 85%	75 to 80%
Sericea lespedeza (scarified)	98	$20.00	$19.00	$18.00	$17.00
Maximum	97	19.40	18.40	17.40	16.40
1% weed seed	96	18.80	17.80	16.80	15.80
5% other crop seed	95	18.20	17.20	16.20	15.20
20% hard seed	94	17.60	16.60	15.60	14.60

(32 Stat. 43; 7 U.S.C., 1302)

[SEAL] J. B. HUTSON,
President,
Commodity Credit Corporation.

[F. R. Doc. 46-3686; Filed, Mar. 7, 1946; 11:24 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

PART 110—PRIMARY INSPECTION AND DETENTION

CHANGE IN NAME OF BROWNSVILLE MUNICIPAL AIRPORT; DESIGNATION OF SAULT STE. MARIE AIRPORT AS A TEMPORARY AIRPORT OF ENTRY

The following amendments to § 110.3, Title 8, Chapter I, Code of Federal Regulations are hereby prescribed:

1. Section 110.3 (a) is amended by substituting "Brownsville, Tex., Rio Grande Valley International Airport at Brownsville, Texas" for "Brownsville, Tex., Municipal Airport" in the list of permanent ports of entry for aliens arriving in the United States by aircraft.

2. Section 110.3 (b) is amended by inserting "Sault Ste. Marie, Mich., Sault Ste. Marie Airport" between "San Juan, P. R., Isla Grande Airport" and "Skagway, Alaska, Skagway Municipal Airport" in the list of temporary ports of entry for aliens arriving in the United States by aircraft.

(Sec. 7 (d), 44 Stat. 572; 49 U.S.C. 177 (d); sec. 1, Reorg. Plan No. V, 3 CFR, Cum. Supp., Ch. IV)

TOM C. CLARK,
Attorney General.

Approval recommended: February 15, 1946.

T. B. SHOEMAKER,
Acting Commissioner of Immigration and Naturalization.

[F. R. Doc. 46-3649; Filed, Mar. 7, 1946; 10:12 a. m.]

PART 126—ADMISSION OF ALIEN SPOUSES AND ALIEN MINOR CHILDREN OF CITIZEN MEMBERS OF THE UNITED STATES ARMED FORCES

RACIAL ELIGIBILITY AND EXAMINATION WITHIN UNITED STATES

The following amendments to Part 126, Title 8, Chapter I, Code of Federal Regulations are hereby prescribed:

1. In § 126.1, the phrase which reads "an alien racially eligible to citizenship" is revoked and the following phrase inserted in its place: "an alien other than one barred by section 13 (c) of the Immigration Act of 1924".

2. In § 126.4 (a), the last sentence, which reads "An alien who has been admitted to the United States for a temporary stay and who desires to depart from the United States and to reenter permanently under the provisions of this part may execute Form I-135 before an immigrant inspector at the nearest immigration office and be preexamined at such office in the way prescribed in this paragraph for applicants prior to embarkation.", is revoked and the following sentence inserted in its place: "An alien who has been admitted to the United States for a temporary stay may execute Form I-135 before an immigrant inspector at any office of the Immigration and Naturalization Service and be examined at such office in the way prescribed in this paragraph for applicants prior to embarkation."

This order shall become effective at the time of filing with the Division of the Federal Register.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

T. B. SHOEMAKER,
Acting Commissioner of Immigration and Naturalization.

Approved: March 6, 1946.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46-3650; Filed, Mar. 7, 1946; 10:12 a. m.]

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

Chapter II—Production and Marketing Administration, Livestock Branch

PART 201—REGULATIONS UNDER THE PACKERS AND STOCKYARDS ACT

DELEGATION OF AUTHORITY

1. Pursuant to the authority vested in me by a delegation of authority from the Acting Secretary of Agriculture, dated August 25, 1945 (10 F.R. 10988) there is hereby delegated to the Director of the Livestock Branch, in connection with the administration of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), authority (a) to sign and issue orders of inquiry and notices of hearing instituting disciplinary and rate proceedings, (b) to enter into stipulations and other forms of agreement with registrants and licensees, (c) to issue and transmit licenses to applicants who qualify to engage in the business of marketing live poultry, and (d) to issue and transmit certificates of registration to market agencies and dealers who qualify to engage in the business of marketing livestock.

2. The Director of the Livestock Branch may, in his discretion, redelegate the authority granted herein to the Chief, Packers and Stockyards Division, Livestock Branch.

Done at Washington, D. C., this 6th day of March 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator for Regulatory and Marketing Service Work, Production and Marketing Administration.

[F. R. Doc. 46-3687; Filed, Mar. 7, 1946; 11:24 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter X—Areas Restricted for National Defense Purposes

PART 1002—CONTROL OF LIGHTING WITHIN RESTRICTED ZONES

EASTERN MILITARY AREA

CROSS REFERENCE: For rescission of § 1002.2 see Part 1005 of this chapter, *infra.*

[Public Proc. 9]

PART 1005—ESTABLISHMENT OF MILITARY AREAS

EASTERN DEFENSE COMMAND

To: The people within the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, North Carolina, South Carolina, Georgia, Florida, Michigan, Alabama, Mississippi, Louisiana, Texas, New Mexico and Tennessee and the District of Columbia.

Whereas, under authority contained in Executive order of the President No. 9066, dated February 19, 1942 (7 F.R. 1407) the Eastern Military Area was prescribed by Public Proclamation No. 1, Headquarters Eastern Defense Command and First Army, dated May 16, 1942 (7 F.R. 3830) the Sault Ste. Marie Military Area was prescribed by Public Proclamation No. 1, Headquarters Central Defense Command, dated March 22, 1943 (9 F.R. 1912) and Florida Military Area No. 1, Alabama Military Area No. 1, Mississippi Military Area No. 1, Louisiana Military Area No. 1, Texas Military Area No. 1, and New Mexico Military Area No. 1 were prescribed by Public Proclamation No. 1, Headquarters Southern Defense Command, dated May 30, 1942 (§ 1005.1–7 F.R. 6754) and Military Area No. 1 of the State of Tennessee was prescribed by Public Proclamation No. 2, Headquarters Southern Defense Command, dated March 25, 1943 (§ 1005.4–8 F.R. 8924) and regulations and restrictions have been promulgated thereunder; and

Whereas, the present military situation no longer requires as a matter of military necessity the continuance of the Sault Ste. Marie Military Area, Florida Military Area No. 1, Alabama Military Area No. 1, Mississippi Military Area No. 1, Louisiana Military Area No. 1, Texas Military Area No. 1, New Mexico Military Area No. 1, the regulations and restrictions promulgated in respect thereof, and certain regulations and restrictions promulgated in respect of the Eastern Military Area;

Now, therefore, I, Kenneth P. Lord, Brigadier General, U. S. Army, by virtue of the authority vested in me by the President of the United States and by the Secretary of War do hereby order and proclaim that:

1. Public Proclamation No. 1, Headquarters Central Defense Command, dated March 22, 1943 (9 F.R. 1912) and Public Proclamation No. 6, Headquarters Eastern Defense Command, dated January 15, 1944 (9 F.R. 1912); Public Proclamation No. 1, Headquarters Southern Defense Command, dated May 30, 1942 (§1005.1—7 F.R. 6754) and so much of Public Proclamation No. 8, Headquarters Eastern Defense Command, dated January 1, 1945 (10 F.R. 773) as relates to said Public Proclamation No. 1, Headquarters Southern Defense Command; Public Proclamation No. 4, Headquarters Eastern Defense Command and First Army, dated January 27, 1943 (§1002.2—8 F.R. 1331); paragraphs 3 and 4 of Public Proclamation No. 1, Headquarters Eastern Defense Command and First Army, dated May 16, 1942 (7 F.R. 3830); § 1005.2 (i) (1), (2), (8) and (11) of Public Proclamation No. 2, Headquarters Eastern Defense Command and First Army, September 7, 1942 (7 F.R. 7335); § 1005.5 (c) (1), (3) and (4) of Public Proclamation No. 5, Headquarters Eastern Defense Command and First Army, August 9, 1943 (8 F.R. 11333) and all orders, restrictions and regulations issued and still outstanding under the foregoing proclamations or sections of proclamations, be and are hereby rescinded.

2. Service Commanders concerned will take necessary steps to rescind any outstanding orders, restrictions, or regulations issued in respect of the Public Proclamation or sections of Proclamation rescinded by the preceding paragraph.

[SEAL] KENNETH P. LORD,
Brigadier General, U. S. Army, Commanding.

Confirmed: February 28, 1946.

EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-3679; Filed, Mar. 7, 1946; 11:15 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4714]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

JOHN HANLEY

§ 3.6 (n) *Advertising falsely or misleadingly—Nature—Product:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service.* In connection with offer, etc., in commerce, of respondent's mechanical device formerly designated "Whirlgas Supercharger" and now designated "Whirlgas Turbinator", or any other device of substantially similar construction or possessing substantially similar characteristics, under whatever name sold, representing, directly or by implication: (1) that said device is a supercharger, or that it acts as or performs the functions of a supercharger; (2) that said device increases the normal speed or flow of gas vapor entering the combustion chambers of an automotive engine, or increases the explosive power of such vapor; (3) that said device increases the power of an automotive engine; (4) that said device saves gasoline or oil; (5) that said device reduces the carbon monoxide content of the exhaust from an automotive engine; (6) that said device has any effect upon the formation of carbon; or (7) that said device causes a motor to operate at an even temperature, or that it prevents vapor-lock; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, John Hanley, Docket 4714, February 20, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 20th day of February, A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondent, testimony and other evidence introduced before trial examiners of the Commission theretofore duly designated by it, reports of the trial examiners upon the evidence and the exceptions thereto, and briefs in support of and in opposition to the complaint (oral argument not having been requested), and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, John Hanley, an individual, and his agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution in commerce as "commerce" is defined in the Federal Trade Commission Act, of respondent's mechanical device formerly designated "Whirlgas Supercharger" and now designated "Whirlgas Turbinator," or any other device of substantially similar construction or possessing substantially similar characteristics, under whatever name sold, do forthwith cease and desist from representing, directly or by implication:

1. That said device is a supercharger, or that it acts as or performs the functions of a supercharger.

2. That said device increases the normal speed or flow of gas vapor entering the combustion chambers of an automotive engine, or increases the explosive power of such vapor.

3. That said device increases the power of an automotive engine.

4. That said device saves gasoline or oil.

5. That said device reduces the carbon monoxide content of the exhaust from an automotive engine.

6. That said device has any effect upon the formation of carbon.

7. That said device causes a motor to operate at an even temperature, or that it prevents vapor-lock.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] A. N. ROSS,
Acting Secretary.

[F. R. Doc. 46-3681; Filed, Mar. 7, 1946; 11:21 a. m.]

[Docket No. 5389]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

LANE DRUG CO.

§ 3.6 (n) *Advertising falsely or misleadingly—Nature—Product:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service.* In connection with the offering for sale, sale or distribution of respondent's medicinal preparation designated as Pantothenate Tablets, or any

preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same or any other name, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., purchase in commerce, etc., of said preparation, which advertisements represent, directly or by implication, (a) that said preparation is an anti-gray hair vitamin; (b) that said preparation will restore the original natural color to gray hair; (c) that said preparation is a cure or remedy for or will prevent falling hair; (d) that said preparation will restore vitality and luster to the hair; (e) that said preparation will improve the condition of the scalp or nourish the hair roots; or (f) that said preparation will grow hair on bald heads; prohibited. (Sec. 5, 38 Stat. 719 as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, The Lane Drug Company, Docket 5389, February 25, 1946]

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 25th day of February, A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, and the answer of the respondent, in which answer respondent admits all the material allegations of fact set forth in said complaint and states that it waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, The Lane Drug Company, a corporation, and its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of respondent's medicinal preparation designated as Pantothenate Tablets, or any preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same or any other name, do forthwith cease and desist from:

(1) Disseminating or causing to be disseminated by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertisement which represents, directly or by implication:

(a) That said preparation is an anti-gray hair vitamin.

(b) That said preparation will restore the original natural color to gray hair.

(c) That said preparation is a cure or remedy for or will prevent falling hair.

(d) That said preparation will restore vitality and luster to the hair.

(e) That said preparation will improve the condition of the scalp or nourish the hair roots.

(f) That said preparation will grow hair on bald heads.

(2) Disseminating or causing to be disseminated by any means any advertisement for the purpose of inducing or which is likely to induce, directly or indirectly, the purchase in commerce, as "commerce" is defined in the Federal Trade Commission Act, of respondent's preparation, which advertisement contains any representation prohibited in paragraph (1) hereof.

It is further ordered, That respondent shall within sixty (60) days after service upon it of this order file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] A. N. Ross,
Acting Secretary.

[F. R. Doc. 46-3680; Filed, Mar. 7, 1946; 11:21 a. m.]

TITLE 18—CONSERVATION OF POWER

Chapter I—Federal Power Commission

[Order No. 124]

RULES OF PRACTICE AND REGULATIONS AND APPROVED FORMS

MISCELLANEOUS AMENDMENTS

Correction

In Federal Register Document 46-1885, appearing at page 1268 of the issue of Saturday, February 2, 1946, the following changes should be noted:

1. The date "July 11, 1938" should read "June 1, 1938" wherever it appears.

2. In the first sentence of the eleventh paragraph of § 39.4 the word "proceeding" should read "procedure".

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Operations Order 40-A]

SEPARATION BOARD FOR CONSCIENTIOUS OBJECTORS

APPOINTMENT OF OFFICERS

Under and by virtue of the authority vested in me by the Selective Training and Service Act of 1940, as amended, I hereby order:

1. The following officers are appointed to the Separation Board for Conscientious Objectors created by Operations Order No. 39, dated May 19, 1945, as amended by Operations Order No. 39-A, dated March 4, 1946:

Colonel Raymond T. Higgins, Colonel Percival S. Moses, Lt. Colonel Harry H. Fisk, Major Neal M. Wherry, and 1st Lieutenant Ralph P. Needle.

2. The Assistant Director, Camp Operations, is authorized to designate a recorder for said board.

3. Order of the Director—Operations Order No. 40, dated May 19, 1945, is hereby rescinded.

LEWIS B. HERSHEY,
Director.

MARCH 6, 1946.

[F. R. Doc. 46-3620; Filed, Mar. 6, 1946; 4:25 p. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-930]

AMBASSADOR SHIRT CO.

Nathan Rosenberg, doing business as The Ambassador Shirt Company, at 1427 Vine Street, Philadelphia, Pa., is engaged principally in the manufacture of men's and boys' shirts. On January 2, 1946 a temporary suspension order was issued directing it to immediately cancel outstanding CC rated textile orders for fabrics in excess of those authorized for the fourth quarter of 1945 and to place no CC rated orders for such textiles for the first quarter of 1946. During the fourth quarter of 1945 the Ambassador Shirt Company ordered 15,500 yards of cotton fabric on orders bearing preference ratings of CC, although the company was authorized on Form WPB 3732 on the program under Schedule C of Conservation Order M-328-B of the Civilian Production Administration to place orders bearing CC ratings during the fourth quarter of 1945 for 9,692 yards of cotton goods. The placing of CC rated orders for 5,808 yards of cotton fabrics in excess of the amount authorized constituted a violation of Priorities Regulation No. 3. This violation has interfered with the controls established by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.930 *Suspension Order No. S-930.* (a) The temporary suspension order issued to Ambassador Shirt Company on January 2, 1946 is hereby revoked.

(b) Ambassador Shirt Company shall reduce the amount of cotton fabrics, for which it may be authorized to extend ratings during the first quarter of 1946 under Schedule C of Order M-328-B, by the amount of 5,808 yards.

(c) Nothing contained in this order shall be deemed to relieve Ambassador Shirt Company from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(d) The restrictions and provisions contained herein shall apply to Nathan Rosenberg, doing business as Ambassador Shirt Company, his successors and assigns, or persons acting in his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(e) Nathan Rosenberg, doing business as Ambassador Shirt Company, shall refer to this order in any application or appeal that he may file with the Civilian Production Administration during the first quarter of 1946 dealing with his use of textiles.

Issued this 6th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3636; Filed, Mar. 6, 1946; 4:37 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 126, Amdt. 17]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Supplementary Order 126 is amended in the following respects:

1. Section 2 (b) is amended by:

a. Adding the following items of household accessories:

Chrome or chrome trimmed, or silver plated carafes, jug sets or vacuum coffee servers sold for household or personal use.
Cocktail shakers, ice bowls and buckets.
High lead content crystal glassware, completely hand fashioned without the use of moulds or rings.

b. Changing the item "Christmas tree ornaments, etc.," to read as follows:

Christmas tree ornaments, including electric light bulbs, cords and sets.

c. Listing the item "Figurines and ornamental statuary", etc., as a separate item from the "Christmas tree ornaments" item.

2. Section 2 (c) is amended by adding the following items of housewares:

Kitchenware items, when sold under the following conditions: to consumers for $.30 or less, to dealers for $.20 or less, to jobbers for $.15 or less.
Portable household and picnic-type ice chests.

3. Section 2 (e) is amended to read as follows:

(e) The following articles of sporting goods:

Aquatic sporting goods other than apparel and shoes.
Archery equipment other than apparel.
Badminton equipment other than apparel and shoes.
Baseball equipment except shoes.
Basketball equipment except shoes.
Boats, 25 ft. or less in length, except toy boats. (See SO 129 covering boats over 25 ft. in length.)
Bowling and billiard equipment and accessories except apparel and shoes.
Boxing, wrestling and striking bag equipment except apparel and shoes.
New canoes and accessories except sails.
Cartridge case trimmers, reloaders, swedgers and reshapers for use in hand loading ammunition.
Clay pigeons and traps for releasing clay pigeons.
Croquet sets and equipment.
Custom-built (uncatalogued), or rebuilt enhanced guns.
Decoys, bird and game.
Exercise equipment: Dumbbells, elastic chest pulls, grip developers, Indian clubs, medicine balls, steel spring exercisers, wands and home exercise machines.
Fencing equipment except shoes.
Field hockey equipment except shoes.
Fishing tackle.
Football equipment except shoes.
Game calls, bird and game.
Golf equipment except apparel and shoes.
Gymnasium apparatus.
Ice hockey equipment.
Ice skates and combinations of shoes and skates, but not shoes without skates.
Paddle tennis equipment.
Playground apparatus.
Shuffleboard equipment.
Skis and ski equipment except apparel and shoes.
Snowshoes.
Soccer equipment, except shoes.
Softball equipment, except shoes.
Squash equipment other than apparel and shoes.
Table tennis equipment.
Tennis equipment except apparel and shoes.
Toboggans, bobsleds and equipment except apparel and shoes.
Volley ball equipment, except apparel and shoes.
The following items of track and field equipment: Javelins, discus, athletic shot, toe boards, athletic hammer, vaulting poles, vaulting and jump standards.

4. Section 2 (h) is amended by adding the following item to the list of floor coverings:

Navajo rugs, genuine, woven by Indians.

5. Section 2 (j) is amended by adding the following item to the list of professional goods:

Artists' supplies such as, but not limited to easels, pallets, drawing boards and water colors.

6. Section 2 (k) is amended by:

a. Adding the following items to the list of equipment and supplies:

The following items of industrial safety clothing designed for protection against specific industrial hazards: coats, pants, suits, aprons, sleeves, gloves and like articles containing metal and mineral insulation or reenforcement or fabric or leather specially treated to resist extreme heat, cold or chemical free agents, but not including gloves, sleeves, aprons and like articles made of natural, synthetic and substitute rubber, or work clothes or work gloves.

b. Changing the item "Coin operated machines" etc., to read as follows:

Coin operated machines such as, but not limited to, scales, vending machines, amusement machines, music machines, and cabinets manufactured exclusively for such machines, but not including domestic laundry equipment, electrical household appliances, or business machines.

7. Section 2 (L) is amended by adding the following miscellaneous items:

Cow bells, bull rings, cattle leaders and bull snaps.
Gas masks, safety goggles and respirators.
Tent supports.
Unglazed flower pots.

8. Section 7 is amended by adding the following items:

Electric lamp bulbs (incandescent, fluorescent, gaseous, therapeutic, carbon, arc).
Phonograph records, record albums, electrical transcriptions and record blanks, except those exempted under Section 2 (k) of this order.
Stem and footed glassware.
Vitrified and semi-vitrified dinnerware sold for commercial or institutional use.

This amendment shall become effective on the 6th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3622; Filed, Mar. 6, 1946; 4:30 p. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 18]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

Section 7 (a) is amended by adding the following articles to the list contained therein:

Ammunition for small arms.
Small firearms and parts, sights and cleaning rods.

This amendment shall become effective on March 6, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3623; Filed, Mar. 6, 1943; 4:30 p. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 19]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

Section 2 (e) is amended by adding the following articles to the list contained therein:

Musical instruments, parts, and accessories but not including metallic strings, leather and leather covered instrument cases, piano benches and chairs and music cabinets.

This amendment shall become effective March 6, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3624; Filed, Mar. 6, 1946; 4:30 p. m.]

PART 1305—ADMINISTRATION

[SO 110,[1] Amdt. 6]

MANUFACTURERS' MAXIMUM AVERAGE PRICE FOR GREY AND CERTAIN FINISHED RAYON AND OTHER SYNTHETIC WOVEN FABRICS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 110 is amended in the following respects:

1. Footnote 2 is added to the end of subparagraphs (10), (11), and (12) of section 2 to read as follows:

[2] The last sentence of this subparagraph shall not apply to a manufacturer whose maximum average price has been established by the Administrator under paragraph (c) of section 5 or under section 14.

2. Paragraph (f) is added to section 4 to read as follows:

(f) Any premium which is or may be permitted, under Revised Price Schedule No. 23—Rayon Grey Goods, to certain manufacturers of serge and twill linings, 88 to 140 sley, shall be disregarded by these manufacturers in determining their weighted average prices for the quarters in which the premium is permitted.

3. Section 6 is amended to read as follows:

SEC. 6. *Maximum average price limitation*—(a) *"Surcharge" and "credit"*—(1) *"Surcharge"*.[3] If a manufacturer's weighted average price for any quarter exceeds his increased maximum average price[4] for that quarter, he has incurred a surcharge. The dollar amount of the surcharge is computed by first finding the difference between the manufacturer's weighted average price for the quarter and the above-mentioned increased maximum average price and then multiplying that difference by the number of yards of fabrics subject to this order delivered during the quarter.

(2) *"Credit"*.[3] If a manufacturer's weighted average price for any quarter is less than his maximum average price for that quarter as determined under section 5[5] he has earned a "credit". The dollar amount of the "credit" is computed by first finding the difference between the manufacturer's weighted average price and his maximum average price for the quarter as determined under section 5[4] and then multiplying that difference by the number of yards of fabrics subject to this order delivered during the quarter.

(3) *"Limited credit"*[3]—(i) *Manufacturer not using category basis.* If for the fourth quarter of 1945 or for any subsequent quarter a manufacturer's weighted average price is less than his increased maximum average price[4] and he had a net surcharge at the beginning of the quarter which has not been offset by a credit earned during the quarter under section 6 (a) (2), he has earned a limited credit. The limited credit shall in no event be more than the amount which remains of the net surcharge existing at the beginning of the quarter after deducting any credit earned during the quarter under section 6 (a) (2). With this qualification, the amount of the limited credit shall be the dollar amount obtained by (*a*) selecting the manufacturer's weighted average price or his maximum average price[5] for the quarter, whichever is higher; (*b*) subtracting the price so selected from the manufacturer's increased maximum average price for the quarter; and (*c*) multiplying the difference so obtained by the number of yards of fabric subject to this order delivered during the quarter.

(ii) *Manufacturer using the category basis.* If for any category for the fourth quarter of 1945 or for any subsequent quarter a manufacturer's weighted average price is less than his increased maximum average price, and if at the end of the quarter his surcharges for the category exceed his credits for the category for all quarters taken together, he has earned a limited credit in the category. The limited credit shall in no event be more than the amount by which at the end of the quarter his surcharges exceed his credits for the category for all quarters taken together. With this qualification, the amount of the limited credit for the category shall be the dollar amount obtained by (*a*) selecting the manufacturer's category weighted average price or his category maximum average price for the quarter, whichever is higher; (*b*) subtracting the price so selected from the manufacturer's increased category maximum average price for the quarter; and (*c*) multiplying the difference so obtained by the number of yards of fabric in the category delivered during the quarter.

(b) *"Net surcharge"* (1) At the end of each quarter a manufacturer must determine whether he has a "net surcharge," and if so, the amount of it.

(2) A manufacturer is left with a "net surcharge" if and to the extent that the total of his surcharges exceeds the total of his credits (including "limited credits") for all quarters since July 1, 1945 (and for all categories) taken together.

(c) *Make-up rule to be observed by manufacturer having net surcharges at end of each of two consecutive quarters.* Any manufacturer who has a net surcharge at the end of two consecutive quarters shall not after March 31, 1946, deliver fabrics subject to this order at a gross price per yard above his increased maximum average price[4] until he has made up the net surcharge existing at the end of the second such quarter.

(d) *When a net surcharge is made up and make-up rule ceases to apply.* A net surcharge is "made-up" when (1) the manufacturer's increased maximum average price[4] multiplied by the number of yards of fabrics subject to this order delivered by the manufacturer since becoming subject to the make-up rule, less (2) the "total gross dollar amount charged" (see paragraph (a) (1) of section 4) for those goods, equals (3) the net surcharge which was to be made up. Once the manufacturer has made up his net surcharge, his operations under the "make-up rule" cease. However, a manufacturer must resume observance of the "make-up rule" whenever he has again incurred a net surcharge for each of two consecutive quarters. It should be noted that a manufacturer has necessarily "again incurred a net surcharge for each of two consecutive quarters" if he incurs a surcharge for a quarter in which he makes up a previous net surcharge. For the purposes of this paragraph, a manufacturer shall be deemed to have become subject to the "make-up rule" as of the beginning of the first quarter of 1946 if he had a net surcharge as of the end of both the third and fourth quarters of 1945.

4. Section 9 (d) is amended to read as follows:

(d) *Make-up operation record.* During so much of any quarter as a manufacturer is operating on a make-up basis, he must keep a daily or weekly cumulative record showing the date of each entry and for the quarter to date the "total gross dollar amount charged" for fabrics delivered, the total number of "yards" "delivered", and the amount of net surcharge made up. To find the "total gross dollar amount charged" as of the end of any day or week, the manufacturer multiplies the total number of "yards" delivered by his increased maximum average price[4] and subtracts from the result the "total gross dollar amount charged." A manufacturer has not completed his make-up operation until his last entry showing the amount of net surcharges made up at least equals the amount of net surcharge existing at the end of the preceding quarter.

5. Section 11 (a) (3) is amended to read as follows:

(3) A manufacturer, when subject to the "make-up rule," shall deliver no fabric subject to this order at a gross price per yard higher than his increased maximum average price.[4]

6. Section 15 is amended to read as follows:

SEC. 15. *Allowable increases in maximum average price.* (a) As of the quarter beginning July 1, 1945 and for all subsequent quarters a manufacturer whose otherwise applicable maximum average price is fixed by section 5 (a) (1) or (2) of section 5 (a) may increase by 10% or by 5 cents per yard, whichever is less, his maximum average price as determined in accordance with paragraphs (a) or (b) of this section.

(1) 110% of his otherwise applicable maximum average price, or;

(2) His choice of:

(i) 102% of his weighted average price for the first quarter of the calendar year 1945;

(ii) 102% of his weighted average price for the second quarter of the calendar year 1945, or;

(iii) 102% of his otherwise applicable maximum average price.

(b) As of the quarter beginning July 1, 1945, and for all subsequent quarters a manufacturer whose otherwise applicable maximum average price is fixed by section 5 (a) (2) may take as his maximum average price, the lower of the following:

(1) 102% of his weighted average price for the first or second quarter of the calendar year 1945, or;

(2) 105% of his weighted average price for the first three calendar months following the month in which he first delivered fabrics subject to this order.

(c) Paragraphs (a), (b), and (g) of this section shall not apply but paragraph (h) of this section shall apply to any maximum average price established pursuant to paragraph (c) of section 5 or to any maximum average price which has been adjusted pursuant to section 14 or to any maximum average price determined in accordance with paragraph (b) of section 17.

(d) (1) Any "credit" determined pursuant to subparagraph (2) of section 6 (a) shall be computed without regard to the increases provided for in paragraphs (a), (b), (g), or (h) of this section.

(2) Any "limited credit" determined pursuant to subparagraph (3) of section 6 (a) shall be computed using the increases provided for in paragraphs (a), (b), (g), or (h) of this section.

(e) The base period report required by section 10 (a) shall be prepared without regard to the increases provided for in paragraphs (a), (b), (g), or (h) of this section. However, any manufacturer who wishes to determine his maximum average price on the basis of 102% of his weighted average price for the second quarter of the calendar year 1945 must as a condition, submit, in addition to the information required in the base period report, the following: the total gross dollar amount charged for fabrics he delivered, the total number of yards delivered, and his weighted average price for the quarter beginning nearest April 1, 1945. This supplementary report must be filed in duplicate with the Office of Price Administration, Washington 25, D. C. on or before July 20, 1945.

(f) The increases in maximum average prices provided for in this section will not be reduced or withdrawn except by an amendment effective 60 days or more after issuance.

(g) *Additional increase in maximum average price.* As of the quarter beginning October 1, 1945 and for all subsequent quarters a manufacturer whose maximum average price, but for this section, is fixed by subparagraph (1) or (2) of section 5 (a) may increase by 10% or by 5 cents per yard, whichever is less, his maximum average price as determined in accordance with paragraphs (a) or (b) of this section.

(h) For the quarter beginning January 1, 1946, and for any subsequent quarter a manufacturer whose consumption of yarn per loom has decreased 10% or more in poundage from the consumption of yarn per loom in the third or fourth quarter of 1945 whichever was lower will, upon filing the required report, be permitted for every 10% decrease an increase in his maximum average price of 2 cents per yard over the increased maximum average price determined in accordance with paragraphs (a), (b), or (g) of this section, or the maximum average price for surcharges established pursuant to paragraph (c) of section 5, or the maximum average price for surcharges which has been adjusted pursuant to section 14, or the increased maximum average price determined in accordance with paragraph (d) of section 17. As a condition of enjoying such increase, the manufacturer must file with the Office of Price Administration, Washington 25, D. C., within 15 days of the end of the quarter for which the increase is desired, a report containing the following information:

(1) The beginning and end dates of the quarters used in the comparison;

(2) Number of active looms (total number of looms in operation at any time during the quarter weaving fabrics subject to this order) in the third or fourth quarter of 1945, whichever is used in the comparison, and in the quarter for which the increase is requested;

(3) Total poundage of yarn consumed (i. e., yarn used in production of fabrics subject to this order) in the third or fourth quarter of 1945 whichever is used in the comparison and in the quarter for which the increase is requested;

(4) Consumption of yarn per loom in the third or fourth quarter of 1945 and in the quarter for which the increase is requested. The consumption of yarn per loom is determined by dividing (2) into (3);

(5) Per cent decrease of yarn per loom in the quarter for which the increase is requested as compared with the consumption of yarn per loom in the third or fourth quarter of 1945.

7. Section 17 is added to read as follows:

SEC. 17. *Category basis.* (a) A manufacturer may elect to observe a separate maximum average price for one or both of two special categories—elastic fabrics and necktie fabrics. The election when made shall apply to the quarter beginning July 1, 1945, and to all subsequent quarters. A manufacturer operating on the category basis will for each special category have a new base period different from the base period provided in section 5, and a separate "maximum average price." As explained in section 6, however, his credits and surcharges in all categories will be combined in determining whether he has to operate under the "make-up rule." If a manufacturer uses categories they shall be so arranged that no two overlap; in other words no fabrics shall be included in more than one category. If he elects to use one or both of these special categories, the balance of his fabrics subject to this order shall be treated as though they constituted still another category but he shall determine his maximum average price for them in the manner provided in section 5.

(b) *How a manufacturer determines his maximum average price for the special categories.* The maximum average price for each special category shall be the "weighted average price" for all fabrics in that category delivered in the base period described in paragraph (c) of this section.

(c) *Base period for special categories.* (1) The base period for the tie fabric category shall be the first six months of 1944.

(2) The base period for the elastic fabric category shall be the first three months of 1945.

(d) *Temporary increase in maximum average price for the elastic and/or tie fabric category.* In lieu of the increased maximum average price provided in paragraphs (a), (b), and (g) of section 15, each manufacturer shall take as his increased maximum average price for the special category, 102% of his otherwise applicable maximum average price as determined by paragraph (b) of this section.

(e) *Exemption level.* A manufacturer shall not incur a surcharge for his tie fabric category in any quarter in which his "weighted average price" for that category does not exceed 61 cents per yard.

(f) *Reports.* A manufacturer who has elected to use the special categories must submit by categories revised base period and quarterly reports. The election provided in paragraph (a) of this section shall not become effective until the manufacturer has received an acknowledgment from the Office of Price Administration of the filing of the revised reports.

This amendment shall become effective March 7, 1946.

NOTE: The reporting requirements of this supplementary order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3662; Filed, Mar. 7, 1946; 11:10 a. m.]

PART 1305—ADMINISTRATION

[SO 118, Amdt. 13]

SMALL VOLUME MANUFACTURERS; RECONVERSION PRICING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 118 is amended in the following respects:

[1] 10 F.R. 5404, 6946, 8233; 11 F.R. 296, 606.

[2] If a manufacturer is operating on the basis of categories under section 17 or under an order issued pursuant to section 14, the provisions of subparagraphs (1), (2) and (3) regarding surcharges and credits shall be construed as applying separately to each category.

[3] As determined under paragraphs (a), (b), (g), and/or (h) of section 15 or paragraph (d) of section 17. Where a maximum average price has been authorized for the manufacturer under paragraph (c) of section 5 or has been adjusted under section 14, he has no such increased maximum average price and shall here substitute the maximum average price for surcharges which has been established for him.

[4] Without regard to any increases granted by section 15 or section 17, or without regard to any maximum average price for surcharges granted under paragraph (c) of section 5 or section 14.

1. Appendix B is amended by adding to the product list headed "Building Materials Branch" the following product:

Ceramic floor and wall tile covered by MPR 592.

2. Appendix D is amended by adding to List 1 the following product and profit factor:

Ceramic floor and wall tile covered by MPR 592, 1.8.

This Amendment No. 13 shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3663; Filed, Mar. 7, 1946; 11:10 a. m.]

PART 1305—ADMINISTRATION

[Rev. SO 119, Amdt. 2]

INDIVIDUAL ADJUSTMENT FOR RECONVERTING MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order No. 119 is amended in the following respects:

1. Appendix B is amended by adding to the product list headed "Building Materials Branch" the following product:

Ceramic floor and wall tile subject to MPR 592.

2. Appendix C is amended by adding to List 1 the following product and profit factor:

Ceramic floor and wall tile subject to MPR 592, 1.8.

This Amendment No. 2 shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3664; Filed, Mar. 7, 1946; 11:10 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 18]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respect:

In section 2 (a) (1), the termination date named for "White Flesh Table Stock Potatoes (domestic and imported), except Certified and War Approved Seed Potatoes as defined in Revised Maximum Price Regulation No. 492" is amended to read April 10, 1946.

[1] 10 F.R. 14954; 11 F.R. 296, 297, 881, 1102, 1467.

This amendment shall become effective 12:01 a. m., March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 5, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3625; Filed, Mar. 6, 1946; 4:29 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMPR 119, Amdt. 5]

ORIGINAL EQUIPMENT TIRES AND TUBES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new paragraph designated (d) is added to section 2, to read as follows:

(d) Notwithstanding any other provision of this regulation, the maximum prices for sales of original equipment tires and tubes, by persons other than manufacturers or brand owners, shall be determined pursuant to the provisions of section 4 of Revised Maximum Price Regulation 143.

This amendment shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3654; Filed, Mar. 7, 1946; 11:08 a. m.]

PART 1340—FUEL

[RMPR 122, Amdt. 41]

SOLID FUELS SOLD AND DELIVERED BY DEALERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register:

Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Section 1340.254 (f) is added to read as follows:

(f) *Pennsylvania anthracite with ash content in excess of quality standards.* Maximum prices for Pennsylvania anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum prices established by the dealer under this regulation, less the following amounts:

	Per net ton
Broken, egg, stove and nut	$1.00
Pea	.80
Buckwheat No. 1	.60
Rice (buckwheat No. 2)	.50

Such anthracite shall be kept separate in storage and delivery from all other anthracite.

2. Section 1340.256 (c) (3) is amended by adding thereto an undesignated paragraph to read as follows:

However, the amount per net ton for Pennsylvania anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be reduced by the following amounts for the respective sizes:

	Per net ton
Broken, egg, stove and nut	$1.00
Pea	.80
Buckwheat No. 1	.60
Rice (buckwheat No. 2)	.50

Such anthracite shall be kept separate in storage and delivery from all other anthracite.

3. Section 1340.263 (b) is amended by adding thereto an undesignated paragraph to read as follows:

Every dealer selling Pennsylvania anthracite which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards must, in addition to the information set forth above, place the following legend on the invoice, sales-slip or receipt:

Price reduced because of high ash content.

This amendment shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3655; Filed, Mar. 7, 1946; 11:08 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RPS 32,[1] Amdt. 26]

PAPERBOARD SOLD EAST OF THE ROCKY MOUNTAINS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule 32 is amended in the following respects:

1. In § 1347.63 Appendix C, paragraph (a) (7), "Binders Board" is revoked.

2. In § 1347.64 Appendix D, paragraph (a) (2) is added to read as follows:

(2) Manufacturers' maximum prices for sales of carload quantities of Binders Board shall be determined as follows: [2]

Shipments to—	Mills located in New Jersey, Pennsylvania, Connecticut	Mills located in any other State	Freight basis
New York City	$90.00	$90.00	Delivered.
Chicago	95.00	95.00	Delivered.
All other points	88.00	91.50	F. o. b. mill.

[1] 9 F.R. 3331, 5482, 7261, 8061, 9616, 11504, 13056; 10 F.R. 619, 1546, 6228, 9108, 12262, 12445, 12989; 11 F.R. 1296.

[2] Each manufacturer shall continue to grant all allowances, differentials and discounts which he granted during the period October 1, 1940 through October 15, 1941.

This amendment shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3652; Filed, Mar. 7, 1946; 11:08 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RPS 50,[1] Amdt. 14]

GREEN COFFEE

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Revised Price Schedule 50 is amended in the following respects:

1. Section 1351.1 (b) (1) is amended to read as follows:

(1) (i) Payments actually made by the seller for increases over the charges prevailing immediately prior to December 8, 1941 for ocean freight, marine and war risk insurance may be added. Decreases in such charges must be deducted.

(ii) Payments for increases in the cost of premiums for marine and war risk insurance and banker's commission for letters of credit actually incurred as a result of an increased valuation of not more than 3¢ per pound, incident to the importation of green coffee in accordance with agreements entered into with the Reconstruction Finance Corporation may be added.

This amendment shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3653; Filed, Mar. 7, 1946; 11:08 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 188, Amdt. 73]

MANUFACTURERS' MAXIMUM PRICES FOR SPECIFIED CONSUMERS' GOODS OTHER THAN APPAREL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 188 is amended in the following respect.

1. Section 1499.166, Appendix A is amended by adding to paragraph (b) (20) the following commodity:

Thermostats for use in gas and electric cooking ranges.

This amendment shall become effective on the 12th day of March 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3656; Filed, Mar. 7, 1946; 11:09 a. m.]

[1] 7 F.R. 1305, 2132, 2945, 5462, 6387, 6685, 8948, 10475; 8 F.R. 5477, 13024; 9 F.R. 991, 1598, 7261; 10 F.R. 620, 12992, 14605.

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Supp. Service Reg. 68]

CUSTOM LOG SAWING IN THE STATES OF MAINE, NEW HAMPSHIRE AND VERMONT

A statement of the considerations involved in the issuance of this Supplementary Service Regulation No. 68 has been filed with the Division of the Federal Register.

For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, The Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328 and 9599 Supplementary Service Regulation No. 68 is hereby issued, pursuant to section 20 of Revised Maximum Price Regulation 165.

§ 1499.708 *Custom log sawing*—(a) *Dollars and cents maximum prices established for custom log sawing services in Maine, New Hampshire and Vermont.* (1) The maximum prices established by Revised Maximum Price Regulation 165 for custom log sawing services sold by mills in Maine, New Hampshire and Vermont are hereby modified and henceforth shall be the prices set forth hereunder in Appendix A, as they apply to the aforementioned states.

(b) *Definitions.* (1) As used in this regulation "Custom log sawing" means the services of sawing logs in which the mill has no financial interest, in quantities not in excess of five thousand feet board measure of lumber during one month for any one customer. These services shall include, in addition to sawing logs into lumber, taking the logs from the mill skids or nearby area and taking the lumber from the pit and piling it nearby in the mill yard where it can be loaded.

(c) The sawmill owner may keep for his own use, the waste, sawdust, slabs and edgings resulting from the Custom log sawing.

(d) *Petitions for amendment:* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

(e) On and after the effective date of this Supplementary Service Regulation No. 68 the prices specified below shall be the maximum prices for custom log sawing for Maine, New Hampshire and Vermont.

APPENDIX A

Hardwood per 1,000 board feet:	
Square edge	$11.00
Round edge	10.00
Softwood per 1,000 board feet:	
Square edge	10.00
Round edge	9.00

This Supplementary Service Regulation No. 68 shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3661; Filed, Mar. 7, 1946; 11:08 a. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 18]

HICKORY STRIKING TOOL HANDLE BLANKS AND STRIKING TOOL HANDLES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is amended in the following respects:

In section 3.10 (b) subparagraph (3) is amended to read as follows:

(3) *Additions for extras; manufacturers and distributors.* If a purchaser of hickory handles covered by subparagraphs (1) and (2) above specifically orders any of the special work or finishes specified in Table E below, the seller of the hickory handles may add to the maximum prices provided for in this section the appropriate additions indicated in Table E below, provided the manufacturer has performed the special work or applied the finish requested.

TABLE E

MAXIMUM ALLOWABLE CHARGES FOR MANUFACTURERS FOR SPECIAL WORK AND FINISHES ON HICKORY STRIKING TOOL HANDLES

Extra long handles—For lengths longer than 36 inches, per dozen net for each 2 inches as follows:
Axe handles—65 cents per dozen.
All other types—45 cents per dozen.
For special work and finishes:
Octagon—Add 13 cents per dozen net.
Shaved eyes—Add 13 cents per dozen net.
Gauged eyes—Add 13 cents per dozen net.
Scroll ends—Add 7 cents per dozen net.
Lacquer finish—Add the following net charges per dozen handles:
(Cents per dozen handles, net):

	Long handles	*Short handles*
Clear lacquer	13	7
Colored lacquer	26	13
Colored tips	7	7

NOTE: Short handles are the types included in the price lists under Hammer Handles and Hatchet Handles. Long handles are all other types such as axe, pick and maul.

MAXIMUM ALLOWABLE CHARGES FOR DISTRIBUTORS FOR SPECIAL WORK AND FINISHES ON HICKORY STRIKING TOOL HANDLES

Extra long handles—For lengths longer than 36 inches add per dozen net for each 2 inches as follows:
Axe handles—82 cents per dozen.
All other types—57 cents per dozen.
For special work and finishes:
Octagon—Add 16 cents per dozen net.
Shaved eyes—Add 16 cents per dozen net.
Gauged eyes—Add 16 cents per dozen net.
Scroll ends—Add 9 cents per dozen net.
Lacquer finish—Add the following net charges per dozen handles:
(Cents per dozen handles, net):

	Long handles	*Short handles*
Clear lacquer	16	9
Colored lacquer	33	16
Colored tips	9	9

NOTE: Short handles are the type included in the price lists under Hammer Handles and Hatchet Handles. Long handles are all other types such as axe, pick and maul.

This amendment will become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3660; Filed, Mar. 7, 1946; 11:10 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 586, Amdt. 5 to Supp. Storage Reg. 1 [1]]

PACKING AND CRATING FOR WAR DEPARTMENT, ARMY SERVICE FORCES; AT AUSTIN, TEX.

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 17 is amended to read as follows:

SEC. 17. *Packing and crating of household goods and personal effects at Houston or Austin, Texas for Army Service Forces, War Department.* The maximum charge for the service of packing and crating (including the furnishing of necessary materials and cartage) of authorized baggage, household goods, and personal effects of military personnel, performed at Houston, Texas or Austin, Texas, under contract with the U. S. War Department, Army Service Forces, shall be $3.75 per 100 pounds, weights to be determined after necessary packing and crating. Lower prices may, of course, be charged and paid.

This amendment shall become effective March 5, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3542; Filed, Mar. 5, 1946; 4:22 p. m.]

Chapter XV—Board of War Communications

[Order 33]

COASTAL AND MARINE RADIO STATIONS AND FACILITIES

REVOCATION OF DESIGNATED ORDERS

Whereas, the Board of War Communications (formerly the Defense Communications Board) on December 26, 1941, adopted its Order No. 1 vesting in the Navy Department certain authority to use, control, supervise, inspect or close radio stations and facilities aboard vessels within the jurisdiction of the United States and on February 26, 1942, adopted its Order No. 2 authorizing the Navy Department to use, control, supervise, inspect or close coastal and marine relay radio stations within the jurisdiction of the United States; and

Whereas, it appears that the purposes of the said Orders Nos. 1 and 2 have been served and therefore the said orders are no longer required for such purposes;

Now, therefore, by virtue of the authority vested in the Board of War Communications by Executive Order No. 8964 dated December 10, 1941, *It is hereby ordered*, That Board of War Communications Orders Nos. 1 and 2, dated December 26, 1941 and February 26, 1942, respectively, be, and the same are hereby, cancelled effective March 1, 1946.

BOARD OF WAR COMMUNICATIONS,
CHARLES R. DENNY, JR.,
Acting Chairman.

FEBRUARY 28, 1946.

Attest:

E. M. WEBSTER,
Acting Secretary.

[F. R. Doc. 46-3700; Filed, Mar. 7, 1946; 11:26 a. m.]

Chapter XXIII—War Assets Corporation [1]

[SPA Reg. 1,[2] Amdt. 1 to Order 2]

PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS

LOCATION OF DISPOSAL AGENCY OFFICES

Surplus Property Administration Regulation 1, Order 2, November 10, 1945, entitled "Location of Disposal Agency Offices" (10 F.R. 14069) is hereby amended as follows:

1. At the end of paragraph 3, under the heading "National Housing Agency," substitute "The Federal Public Housing Authority, attention of the Real Estate and Disposition Branch, Washington 25, D. C." for "National Housing Agency, Washington 25, D. C."

2. Under paragraph 5 and the heading "Reconstruction Finance Corporation", substitute for the present designations under the sub-heading "Puerto Rico and the Virgin Islands" the following: "Aircraft and Aircraft Parts: War Assets Corporation, Western Union Building, Jacksonville 2, Florida".

This amendment shall become effective March 11, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 6, 1946.

[F. R. Doc. 46-3682; Filed, Mar. 7, 1946; 11:22 a. m.]

[SPA Reg. 5,[2] Rev. Order 8]

PART 8305—SURPLUS NONINDUSTRIAL REAL PROPERTY

AUTHORITY TO FEDERAL WORKS AGENCY TO NEGOTIATE A LEASE FOR FIVE YEARS WITH OPTION TO PURCHASE FOR CERTAIN INSTITUTIONAL PROPERTY IN GEORGIA

Surplus Property Regulation 5, Revised Order 8, February 12, 1946 (11 F.R. 1623) is hereby revised and amended to read as herein set forth.

The Battey General Hospital at Rome, Georgia, has been declared surplus by the War Department which is the owning agency. The hospital installation consists of approximately 160 acres of government-owned land improved with fully equipped hospital buildings and various facilities necessary for the operation of the hospital. The Battey General Hospital is institutional real estate and has been assigned to the Federal Works Agency for disposal.

The State of Georgia wishes to acquire the entire hospital installation, including all government-owned land and improvements together with all equipment and supplies located thereon. The State of Georgia represents that: (1) it has urgent and immediate need for increased hospital facilities; (2) the State has now available only approximately 1,000 beds for tubercular patients whereas its minimum requirements therefor are 3,200 beds; (3) it intends to use the facilities of the Battey General Hospital as a tuberculosis sanitarium; (4) when the Battey General Hospital is available for use as a tuberculosis sanitarium the present State tuberculosis sanitarium will be converted into a mental institution or a female prison, both of which are urgently needed by the State; (5) it has funds available for the adequate care and maintenance of the Battey General Hospital. The United States Public Health Service has made a field investigation of the property in question and has recommended that it be made available to the State of Georgia on the basis of its above stated desires and representations.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), and Executive Order 9689 (11 F.R. 1265), *It is hereby ordered*, That:

1. Notwithstanding the provisions of §§ 8305.11 (d) and 8305.12 (c), (d), (e), and (g), the Federal Works Agency, as disposal agency, after having given ten (10) days' written notice of availability to all Government agencies listed in Exhibit B, and after having given public notice of availability in a newspaper published or having general circulation in the county in which the property is located for a period of ten (10) days, is hereby authorized, in the absence of an acceptable proposal from a holder of a higher priority, or a proposal from any State or local government having a priority equal to that of the State of Georgia, and showing a greater need, to negotiate with the representatives of the State of Georgia the terms of a sale of the Battey General Hospital property located at Rome, Georgia, consisting of 160 acres of land, together with all improvements and structures thereon, for the purposes indicated above; or the terms of a lease on said property for a period not in excess of five (5) years with an option to acquire the title thereto; and to negotiate with said representatives for the sale of the supplies and equipment located on or in said property.

2. The Federal Works Agency is further authorized to issue immediately to the State of Georgia a temporary occupancy permit for the use and occupancy

[1] Successor to Surplus Property Administration.

[2] 10 F.R. 14064.

[3] 10 F.R. 12812, 14028, 14865.

of the hospital property described above, together with all improvements, structures, and nonexpendable equipment located thereon or therein.

3. In the event a discount is claimed by the State of Georgia from the current market value of the property, application therefor shall be submitted for consideration and direction in compliance with the regulations.

This revised order shall become effective March 8, 1946.

E. B. GREGORY,
Lieutenant General A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 4, 1946.

[F. R. Doc. 46-3683; Filed, Mar. 7, 1946; 11:23 a. m.]

[SPA Rev. Reg. 13]

PART 8313—STANDARD GENERAL PURPOSE AND SPECIAL MACHINERY

Surplus Property Administration Regulation 13, November 2, 1945, entitled "Pricing Policy for Standard General Purpose Machinery" (10 F. R. 13719) is hereby revised and amended as hereinafter set forth. The title is amended to read as follows: "Standard General Purpose and Special Machinery."

Sec.
8313.1 Definitions.
8313.2 Purpose and scope.
8313.3 Determination of base price and period of active use.
8313.4 Determination of sale price.
8313.5 Scrapping and salvage of machinery.
8313.6 Records and reports.
8313.7 Regulations to be reported to the Administrator.

AUTHORITY: §§ 8313.1 to 8313.7, inclusive, issued under 58 Stat. 765, 59 Stat. 533, and E.O. 9689 (11 F.R. 1265).

§ 8313.1 *Definitions*—(a) *Terms defined in act.* Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this part have the meaning given to them in the act.

(b) *Other terms.* (1) "Commercially unsalable machinery" as used herein is distinguished from property of no commercial value as used in Part 8319 [1] and means machinery (i) which by reason of its condition resulting from damage, wear, obsolescence or otherwise has no reasonable prospect of sale except as scrap or salvage or (ii) with respect to which the estimated cost of care and handling and disposal will exceed the estimated proceeds unless it is promptly sold as scrap or salvage.

(2) "Administrator" means the Chairman of the Board of Directors of the War Assets Corporation until March 25, 1946, and thereafter means the War Assets Administrator.

(3) "Salvage" means property that is in such a worn, damaged, deteriorated or incomplete condition, or is of such a specialized nature, that it has no reasonable prospect of sale as a unit, but has some value in excess of its basic material content because it may contain serviceable components. Salvage includes used containers and cable reels. It should be noted that property is not "salvage" merely because it is worn, damaged, deteriorated, incomplete or of a specialized nature.

(4) "Scrap" means property that has no reasonable prospect of sale except for its basic material content.

(5) "Standard general purpose machinery" includes used machine tools and machines listed in the following categories of the Standard Commodity Classification (May 1943) Volume I (with the exception of special machinery) divided into the designated three classes:

CLASS I

Major Group 34:
34 11000 through 34 19900, inclusive
34 40000 to, but not including 34 47000
34 49000 to, but not including 34 50000
34 60000 to, but not including 34 70000
34 74000 to, but not including 34 74900

Major Group 33:
33 6000 through 33 6620, inclusive
33 6800
33 6910 through 33 6950, inclusive
33 7210 through 33 7220, inclusive
33 7260

CLASS II

Major Group 31:
31 21121 through 31 21124, inclusive
31 2120
31 211121
31 211141

Major Group 32:
32 1100, A. C. units only
32 1600, A. C. units only

CLASS III

Major Group 31:
31 1511 through 31 1512, inclusive
31 1521 through 31 1522, inclusive
31 1530
31 1541 through 31 1542, inclusive
31 1551 through 31 1552, inclusive
31 211110
31 211122
31 211130

Major Group 32:
32 1230 through 32 1252, inclusive, A. C. units only

(6) "Special machinery" includes machines designed for and used exclusively in the production of war material such as but not limited to:

Special gun reaming, rifling and chambering machines
Gun boring and turning lathes
Shell turning lathes
Shell tappers
Small arms ammunition machines
Special military tank manufacturing machines
Special military aircraft manufacturing machines
Special shipbuilding machines

§ 8313.2 *Purpose and scope.* The purpose of this part is to provide a fixed price policy for commercially salable used standard general purpose machine tools and machines. It also provides for the scrapping and salvaging of all other general purpose machinery and of any special machinery determined hereunder to be commercially unsalable. Prices at decreasing percentages of original cost are specified for the various classes of machinery up to stated limits of active use and maximum prices are provided for sales of machinery in active use beyond such limits. This part applies to all sales in the continental United States, not including its territories or possessions, made after the effective date hereof by the disposal agency and to all sales by owning agencies of standard general purpose machinery pursuant to Part 8306 [2] or otherwise, but is not applicable to any sale of machinery which has been delivered to the purchaser or to any carrier for the account of the purchaser prior to the effective date of this part.

§ 8313.3 *Determination of base price and period of active use.* (a) Base prices for machinery to be sold hereunder shall be determined as follows:

(1) *Class I.* The base price of machinery falling within Class I shall be the original price at which the manufacturer sold the machine. The selling agency shall determine the original price (f. o. b., the plant of the machine manufacturer) of the machine including electrical equipment, standard or special attachments sold with the machine, and attached special tooling which has value to the purchaser other than as scrap or salvage. In the case of machine tools and metal forming and shaping machines manufactured prior to March 1, 1941, the March 1, 1941 price of the nearest equivalent machine may be taken as the original price. In the case of standard general purpose machines, other than machine tools and metal forming and shaping machines, manufactured prior to October 1, 1941, the October 1, 1941 price of the nearest equivalent machine may be taken as the original price.

(2) *Classes II and III.* The base price for machinery falling within Classes II and III shall be the original price as provided for in subparagraph (1) above or the original manufacturer's current retail price for the same or the nearest equivalent unit.

(b) The selling agency shall determine the period of active use of the machine on the basis of the best information reasonably available. The period of active use shall be considered to run from the estimated date the machine was originally put into use to the date of sale, if the machine is then still in use. If the machine is not in use at the time of sale, the period shall run to the estimated date when the machine last became idle.

§ 8313.4 *Determination of sale price.* (a) Exhibits A, B, and C contain tables of percentages applicable to various periods of active use of machinery to be sold hereunder. The price at which a machine shall be sold shall be computed by applying to the base price determined in accordance with § 8313.3 (a) the percentage appearing in the appropriate exhibit opposite the period of active use of the machine calculated in accordance with § 8313.3 (b). The appropriate exhibit shall be determined as follows:

	Exhibit
Any machine in Class I	A
Any machine in Class II	A
Any machine in Class III operating under 750 revolutions per minute	B
Any machine in Class III operating over 750 revolutions per minute	C

(b) In determining which of the two columns of percentages shall apply in Exhibits A, B, and C, those appearing in Column b shall be applied where the

[1] SPA Reg. 19 (10 F.R. 14966).

[2] SPA Reg. 6 (10 F.R. 14521; 11 F.R. 1693).

buyer is the person who is using the machine at the time of sale, or, if the machine is then idle, the person who last used it, and the percentage appearing in Column a shall be applied where the sale is to any other buyer. The price computed in accordance herewith shall be the sales price f. o. b. the location of the machine at the time of sale, except that in the case of sales made to a purchaser in possession, it shall be the sales price of the machine at its location.

(c) A sale of a standard general purpose machine in Class III with a period of active use in excess of the highest period of active use specified in the appropriate exhibit may be made at the best price obtainable but not in excess of the price applicable to such a machine with the highest period of active use specified in such exhibit.

§ 8313.5 *Scrapping and salvage of machinery.* (a) The Administrator has determined that, due to the cost of care, handling, and disposition, surplus machinery of any type the period of active use of which is more than 25 years is commercially unsalable and all such machinery shall, subject to the provisions of paragraph (d), upon a determination in writing by the agency in possession that the period of active use is more than 25 years, forthwith be disposed of as scrap after removal of all salvageable components.

(b) From time to time, the Administrator may determine what additional types or classes of special machinery are commercially unsalable. Upon notice of such determinations, the owning and disposal agencies shall, subject to the provisions of paragraph (d), forthwith dispose of any such types or classes in their possession as scrap or salvage.[2]

(c) Any machinery which the disposal agency or any owning agency determines in writing to be commercially unsalable shall be disposed of as scrap or salvage or otherwise by the agency in possession pursuant to applicable regulations of the Administrator. In connection with such determinations owning agencies may request the advice and assistance of the disposal agency.

(d) Prior to the sale of a machine which is to be disposed of as scrap and prior to removal of salvageable components, owning and disposal agencies may, insofar as is consistent with the provisions of Part 8319,[1] dispose of such property by donation to such nonprofit institutions and instrumentalities as make application therefor, *Provided*, That such procedure shall not delay or postpone any such scrap disposal for a period in excess of thirty (30) days.

(e) In connection with any sale of machinery as scrap, all components shall be removed therefrom which the disposal agency by general directive may find have sufficient value to warrant the cost of removal, storage, care and handling and disposal and a scrap warranty[3] shall be obtained upon the disposal of the remainder.

[1] SPA Reg. 19 (10 F.R. 14966).

[2] Defined in SPA Reg. 9, § 8309.1 (o), (10 F.R. 12961, 14966).

§ 8313.6 *Records and reports.* Owning and disposal agencies shall prepare and maintain such records as will show full compliance with the provisions of this part and with the applicable provisions of the act. Reports shall be prepared and filed with the Administrator in such manner as may be specified by order issued under this part subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

§ 8313.7 *Regulations to be reported to the Administrator.* Each owning and disposal agency shall file with the Administrator copies of all regulations, orders, and instructions of general applicability which it may issue in furtherance of the provisions, or any of them, of this part.

This part shall become effective March 8, 1946.

MARCH 4, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.
Chairman, Board of Directors,
War Assets Corporation.

EXHIBIT A

Period of active use	a	b
	Percent	*Percent*
Less than one month	85.0	90.0
1 month	82.5	87.5
2 months	80.0	85.0
3 months	77.5	82.5
4 months	75.0	80.0
5 months	72.5	77.5
6 months	70.0	75.0
7 months	69.0	74.0
8 months	68.0	73.0
9 months	67.0	72.0
10 months	66.0	71.0
11 months	65.2	70.2
12 months	64.4	69.4
13 months	63.6	68.6
14 months	62.8	67.8
15 months	62.0	67.0
16 months	61.2	66.2
17 months	60.4	65.4
18 months	59.6	64.6
19 months	58.8	63.8
20 months	58.0	63.0
21 months	57.2	62.2
22 months	56.4	61.4
23 months	55.6	60.6
24 months	54.8	59.8
25 months	54.0	59.0
26 months	53.2	58.2
27 months	52.4	57.4
28 months	51.6	56.6
29 months	50.8	55.8
30 months	50.0	55.0
31 months	49.2	54.2
32 months	48.4	53.4
33 months	47.6	52.6
34 months	46.8	51.8
35 months	46.0	51.0
36 months	45.2	50.2
37 months	44.6	49.6
38 months	44.0	49.0
39 months	43.4	48.4
40 months	42.8	47.8
41 months	42.2	47.2
42 months	41.6	46.6
43 months	41.1	46.1
44 months	40.6	45.6
45 months	40.1	45.1
46 months	39.6	44.6
47 months	39.1	44.1
48 months	38.6	43.6
49 months	38.2	43.2
50 months	37.8	42.8
51 months	37.4	42.4
52 months	37.0	42.0
53 months	36.6	41.6
54 months	36.2	41.2
55 months	36.0	41.0
56 months	35.8	40.8
57 months	35.6	40.6
58 months	35.4	40.4
59 months	35.2	40.2
5 years	35.0	40.0
6 years	34.0	39.0
7 years	33.0	38.0
8 years	32.0	37.0
9 years	31.0	36.0

EXHIBIT A—Continued

Period of active use	a	b
	Percent	*Percent*
10 years	30.0	35.0
11 years	29.0	34.0
12 years	28.0	33.0
13 years	27.0	32.0
14 years	26.0	31.0
15 years	25.0	30.0
16 years	24.0	29.0
17 years	23.0	28.0
18 years	22.0	27.0
19 years	21.0	26.0
20 years	20.0	25.0
21 years	19.0	24.0
22 years	18.0	23.0
23 years	17.0	22.0
24 years	16.0	21.0
25 years	15.0	20.0

EXHIBIT B

Period of active use	a	b
	Percent	*Percent*
Less than one month	85.0	90.0
1 month	80.0	85.0
2 months	75.0	80.0
3 months	70.0	75.0
4 months	68.0	73.0
5 months	66.0	71.0
6 months	64.4	69.4
7 months	62.8	67.8
8 months	61.2	66.2
9 months	59.6	64.6
10 months	58.0	63.0
11 months	56.4	61.4
12 months	54.8	59.8
13 months	53.2	58.2
14 months	51.6	56.6
15 months	50.0	55.0
16 months	48.4	53.4
17 months	46.8	51.8
18 months	45.2	50.2
19 months	44.0	49.0
20 months	42.8	47.8
21 months	41.6	46.6
22 months	40.6	45.6
23 months	39.6	44.6
24 months	38.6	43.6
25 months	37.8	42.8
26 months	37.0	42.0
27 months	36.2	41.2
28 months	35.8	40.8
29 months	35.4	40.4
30 months	35.0	40.0
31 months	34.8	39.8
32 months	34.6	39.6
33 months	34.4	39.4
34 months	34.2	39.2
35 months	34.0	39.0
3 years	33.8	38.8
4 years	31.8	36.8
5 years	29.8	34.8
6 years	27.8	32.8
7 years	25.8	30.8
8 years	23.8	28.8
9 years	21.8	26.8
10 years	19.8	24.8

EXHIBIT C

Period of active use	a	b
	Percent	*Percent*
Less than one month	85.0	90.0
1 month	80.0	85.0
2 months	68.0	73.0
3 months	64.4	69.4
4 months	61.2	66.2
5 months	58.0	63.0
6 months	54.8	59.8
7 months	51.6	56.6
8 months	48.4	53.4
9 months	45.2	50.2
10 months	42.8	47.8
11 months	40.6	45.6
12 months	38.6	43.6
13 months	37.0	42.0
14 months	35.8	40.8
15 months	35.0	40.0
16 months	34.6	39.6
17 months	34.2	39.2
18 months	33.8	38.8
19 months	33.5	38.5
20 months	33.2	38.2
21 months	32.9	37.9
22 months	32.6	37.6
23 months	32.3	37.3
2 years	32.0	37.0
3 years	28.0	33.0
4 years	24.0	29.0
5 years	20.0	25.0

[F. R. Doc. 46-3685; Filed, Mar. 7, 1946; 11:23 a. m.]

[3] SPA Reg. 6 (10 F.R. 14521; 11 F.R. 1693).

[SPA Reg. 17,[1] Order 3]

PART 8317—STOCK PILING OF STRATEGIC MINERALS, METALS AND MATERIALS

SALES BY OWNING AGENCIES OF SCRAP CONTAINING CERTAIN STRATEGIC METALS

The Civilian Production Administration has represented that an actual deficiency presently exists for the civilian requirements of industry in such strategic metals as copper and copper base alloys. The deficiency is described as being so acute that all available stocks of such metals in scrap form which can be sold at ceiling prices will be required until the shortage is satisfied. Both the War and Navy Departments have represented that each possesses scrap accumulations containing such strategic metals in amounts which exceed the minimum quantities of strategic property determined to be suitable for the stockpile as provided in § 8317.9 and listed on Exhibit I.

The War Assets Corporation has advised that declarations of such scrap accumulations to it as disposal agency will cause considerable delay in expediting the needs of civilian requirements. This order is intended to alleviate the deficiency until such time as the Civilian Production Administration has advised that the deficiency no longer exists.

Pursuant to the authority of section 22 (b) of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), and Executive Order 9689 (11 F.R. 1265), *It is hereby ordered*, That:

1. Notwithstanding the provisions of § 8317.5 owning agencies shall not declare as surplus to the War Assets Corporation, as disposal agency, any scrap accumulations containing copper and copper base alloys, until this order is rescinded or amended.

2. Owning agencies are authorized to sell at not less than ceiling prices such strategic metals and shall conduct sales to the end that lots shall be offered in such reasonable quantities so as to permit all purchasers, large as well as small, to compete on equal terms. Wide public notice shall be given concerning such sales and the time interval between notice and sale shall be sufficiently adequate so as to give all interested purchasers an opportunity to buy.

This order shall become effective March 11, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 6, 1946.

[F. R. Doc. 46-3684; Filed, Mar. 7, 1946; 11:23 a. m.]

[1] 10 F.R. 14207, 15218.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Rev. S. O. 112, Amdt. 5]

PART 95—CAR SERVICE

DESTINATION FREE TIME ON FRESH OR GREEN FRUITS OR VEGETABLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March, A. D. 1946.

Upon further consideration of Revised Service Order No. 112 (9 F.R. 11278–79) as amended (9 F.R. 12656; 10 F.R. 341, 8867, 14575), and good cause appearing therefor; *It is ordered*, That:

Revised Service Order No. 112 as amended, be, and it is hereby, further amended by substituting the following paragraph (1) for paragraph (1) thereof:

(1) *Expiration date.* This order and all amendments shall expire at 7:00 a. m., September 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, That this amendment shall become effective at 12:01 a. m., March 15, 1946; that a copy of this order and direction shall be served upon each State Commission and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3690; Filed, Mar. 7, 1946; 11:25 a. m.]

[S. O. 369, Amdt. 3]

PART 95—CAR SERVICE

DEMURRAGE CHARGES ON CLOSED BOX CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March, A. D. 1946.

Upon further consideration of Service Order No. 369 (10 F.R. 14030), as amended (10 F.R. 15073; 11 F.R. 639), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 369 as amended be, and it is hereby, further amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 7:00 a. m., September 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this amendment shall become effective at 12:01 a. m., March 15, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3691; Filed, Mar. 7, 1946; 11:25 a. m.]

[S. O. 370, Amdt. 3]

PART 95—CAR SERVICE

DEMURRAGE ON STATE BELT RAILROAD OF CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March A. D. 1946.

Upon further consideration of Service Order No. 370 (10 F.R. 14031), as amended (10 F.R. 15176; 11 F.R. 639), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 370, as amended, be, and it is hereby, further amended by substituting the following paragraph (d) for paragraph (d) thereof:

(d) *Expiration date.* This order shall expire at 7:00 a. m., September 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this amendment shall become effective at 12:01 a. m., March 15, 1946; that a copy of this order and direction shall be served upon the California State Railroad Commission and the State Belt Railroad of California; and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3692; Filed, Mar. 7, 1946; 11:25 a. m.]

[S. O. 422, Amdt. 1]

PART 95—CAR SERVICE

RAILROADS TO UNLOAD BOX CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March A. D. 1946.

Upon further consideration of Service Order No. 422 (11 F.R. 250), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 422 be, and it is hereby, amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 11:59 p. m., October 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, That this amendment shall become effective at 12:01 a. m., March 15, 1946; that a copy of this order and direction shall be served upon each State railroad regulatory body and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3693; Filed, Mar. 7, 1946; 11:25 a. m.]

[S. O. 438, Amdt. 1]

PART 95—CAR SERVICE

FREE TIME ON BOX CARS LOADED AT PORTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March A. D., 1946.

Upon further consideration of Service Order No. 438 (11 F.R. 954), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 438 be, and it is hereby, amended by substituting the following paragraph (f) for paragraph (f) thereof:

(f) *Expiration date.* This order shall expire at 7:00 a. m., October 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, That this amendment shall become effective at 12:01 a. m., March 15, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3694; Filed, Mar. 7, 1946; 11:25 a. m.]

[S. O. 449-A]

PART 95—CAR SERVICE

PERMIT REQUIRED TO LOAD GRAIN AT OMAHA AND COUNCIL BLUFFS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March, A. D. 1946.

Upon further consideration of Service Order No. 449 (11 F.R. 1301) as amended (11 F.R. 1992), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 449 as amended be, and it is hereby, vacated and set aside.

It is further ordered, That this order shall become effective at 12:01 a. m., March 8, 1946; that a copy of this order and direction shall be served upon the State railroad regulatory bodies of Nebraska and Iowa and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3695; Filed, Mar. 7, 1946; 11:25 a. m.]

[S. O. 462]

PART 95—CAR SERVICE

MOVEMENT OF CARBON BLACK IN BULK FOR EXPORT PROHIBITED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March, A. D. 1946.

It appearing, that there is a shortage of box cars; that carbon black is being shipped in bulk in box cars to ports for export where the cars are held while the carbon black is placed in packages and reloaded for forwarding to shipside, thereby impeding the use and delaying the return of said box cars; the Commission is of opinion an emergency requiring immediate action exists in all sections of the country. It is ordered, that:

(a) *Box cars for carbon black in bulk for export, prohibited.* No common carrier by railroad, subject to the Interstate Commerce Act, shall supply or furnish a box car for loading with carbon black in bulk for export, nor reconsign, divert or transport a box car loaded with carbon black in bulk for export.

(b) *Effective date.* This order shall become effective at 12:01 a. m., March 21, 1946.

(c) *Expiration date.* This order shall expire at 11:59 p. m., July 21, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U.S.C. 1 (10)-(17), 15 (4))

It is further ordered, that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3696; Filed, Mar. 7, 1946; 11:25 a. m.]

[S. O. 463]

PART 95—CAR SERVICE

MOVEMENT OF IMPORTED SEED OATS IN BULK PROHIBITED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March A. D. 1946.

It appearing, that there is a shortage of box cars; that seed oats shipped in bulk is being imported into this country in box cars, and that seed oats imported from foreign countries must be retained in the original packages until such time as the Department of Agriculture has had opportunity to sample and test them for germination; and that imported seed oats shipped in bulk may not be unloaded from box cars until a release is obtained from the Department of Agriculture, thereby impeding the use and delaying the release of said box cars; the Commission is of opinion an emergency requiring immediate action exists in all sections of the country. It is ordered, that:

(a) *Movement of imported seed oats in bulk prohibited.* No common carrier by railroad, subject to the Interstate Commerce Act, shall accept for transportation, transport or move a box car loaded with imported seed oats in bulk.

(b) *Application.* The provisions of this order shall apply to foreign as well as interstate commerce.

(c) *Effective date.* This order shall become effective at 12:01 a. m., March 15, 1946.

(d) *Expiration date.* This order shall expire at 11:59 p. m., May 20, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U.S.C. 1 (10)-(17), 15 (4))

It is further ordered, that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-3697; Filed, Mar. 7, 1946; 11:25 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

BLUE RIVER-SOUTH PLATTE PROJECT, COLORADO

FIRST FORM RECLAMATION WITHDRAWAL

JANUARY 9, 1946.

The SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 26, 1936 (49 Stat. 1976), it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal as provided in section 3 of the act of June 17, 1902 (32 Stat. 388).

BLUE RIVER-SOUTH PLATTE PROJECT

SIXTH PRINCIPAL MERIDIAN, COLORADO

T. 2 S., R. 72 W.,
Sec. 22, W½NE¼, NE¼SW¼ and W½SW¼;
Sec. 27, SE¼NW¼ and W½SE¼;
Sec. 35, W½NE¼ and SE¼NW¼.
T. 6 S., R. 77 W.,
Sec. 7, Lots 4, 5, 12, 13 and 17;
Sec. 19, Lots 4, 5, 6, 8 and 10.

Respectfully,

MICHAEL W. STRAUS, *Commissioner.*

I concur: February 6, 1946.

FRED W. JOHNSON, *Commissioner of the General Land Office.*

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

WARNER W. GARDNER, *Acting Secretary.*

FEBRUARY 21, 1946.

[F. R. Doc. 46-3645; Filed, Mar. 7, 1946; 9:48 a. m.]

KLAMATH PROJECT, CALIFORNIA

FIRST FORM RECLAMATION WITHDRAWAL

DECEMBER 13, 1945.

The SECRETARY OF THE INTERIOR.

SIR: It is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal as provided in section 3 of the act of June 17, 1902 (32 Stat. 388).

KLAMATH PROJECT

MOUNT DIABLO MERIDIAN, CALIFORNIA

T. 48 N., R. 7 E.,
Sec. 15, all fractional;
Sec. 16, all fractional;
Sec. 19, NE¼;
Sec. 20, S½NE¼, NW¼NW¼ and S½NW¼;
Sec. 21, SE¼SE¼;
Sec. 22, W½NE¼, W½ and SE¼;
Sec. 26, N½NW¼;
Sec. 27, N½N½.

Respectfully,

WILLIAM E. WARNE, *Acting Commissioner.*

I concur: Jan. 9, 1946.

FRED W. JOHNSON, *Commissioner of the General Land Office.*

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the District Land office to be noted accordingly.

OSCAR L. CHAPMAN, *Assistant Secretary.*

FEBRUARY 21, 1946.

[F. R. Doc. 46-3646; Filed, Mar. 7, 1946; 9:48 a. m.]

KLAMATH PROJECT, OREGON

FIRST FORM RECLAMATION WITHDRAWAL

DECEMBER 13, 1945.

The SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 28, 1934 (48 Stat. 1269), as amended, it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal, as provided in section 3 of the act of June 17, 1902 (32 Stat. 388), and that Departmental Order of April 8, 1935 establishing Oregon Grazing District No. 1 be modified and made subject to the withdrawal effected by this order.

KLAMATH PROJECT

WILLAMETTE MERIDIAN, OREGON

T. 41 S., R. 14 E.,
Sec. 15, S½SW¼;
Sec. 20, NW¼NE¼, S½NE¼, NE¼NW¼ and S½NW¼;
Sec. 21, Lots 1 to 4, incl., NE¼NE¼, S½NE¼, NE¼NW¼ and S½NW¼;
Sec. 22, Lots 1 to 4, incl., NW¼NE¼, S½NE¼ and NW¼;
Sec. 23, Lots 3, 4 and SW¼NW¼.

Respectfully,

WILLIAM E. WARNE, *Acting Commissioner.*

I concur: January 9, 1946.

ARCHIE D. RYAN, *Acting Director of the Grazing Service.*

I concur: January 8, 1946.

FRED W. JOHNSON, *Commissioner of the General Land Office.*

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

OSCAR L. CHAPMAN, *Assistant Secretary.*

FEBRUARY 21, 1946.

[F. R. Doc. 46-3643; Filed, Mar. 7, 1946; 9:48 a. m.]

BOISE PROJECT, IDAHO

FIRST FORM RECLAMATION WITHDRAWAL

JANUARY 17, 1946.

The SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 28, 1934 (48 Stat. 1269), as amended, it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal, as provided in section 3 of the act of June 17, 1902 (32 Stat. 388), and that Departmental Order of April 8, 1935 establishing Idaho Grazing District No. 1 be modified and made subject to the withdrawal effected by this order.

BOISE PROJECT

BOISE MERIDIAN, IDAHO

T. 16 N., R. 3 E.,
Sec. 6, Lots 2, 7, 8, 11 and 16.
T. 17 N., R. 3 E.,
Sec. 31, Lots 7, 8, 11 and 12.

Respectfully,

MICHAEL W. STRAUS, *Commissioner.*

I concur: February 8, 1946.

ARCHIE D. RYAN, *Acting Director of the Grazing Service.*

I concur: February 11, 1946.

FRED W. JOHNSON, *Commissioner of the General Land Office.*

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

WARNER W. GARDNER, *Acting Secretary.*

FEBRUARY 22, 1946.

[F. R. Doc. 46-3644; Filed, Mar. 7, 1946; 9:48 a. m.]

Office of the Secretary.

UPPER MISSISSIPPI RIVER WILD LIFE AND FISH REFUGE

ORDER CLOSING AREA

By virtue of the authority in me vested by the Upper Mississippi River Wild Life and Fish Refuge Act of June 7, 1924 (43 Stat. 650), as amended, and Government Reorganization Plan No. II of May 9, 1939 (53 Stat. 1431), *It is hereby ordered*, That the following described area of land and water situated on Island No. 189 in the northern part of War Department Pool No. 11 in Clayton County, Iowa, acquired under the authority of the said

Upper Mississippi River Wild Life and Fish Refuge Act, be and it is hereby set aside for the propagation and distribution of fish by the Fish and Wildlife Service and taking of fish or aquatic animal life of any kind is prohibited.

FIFTH PRINCIPAL MERIDIAN

T. 92 N., R. 2 W., all those parts of Sections 15, 16, 21, 22, 27, and 28 lying south of War Department Dam No. 10, except the north 100 feet of Lot 1 in Section 16.

This order supersedes the order signed by the Secretary of Commerce on November 17, 1934, entitled "Order Closing Certain Areas in Upper Mississippi Wild Life and Fish Refuge to Fishing".

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

MARCH 1, 1946.

[F. R. Doc. 46-3465; Filed, Mar. 7, 1946; 9:47 a. m.]

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

DIRECTOR OF LIVESTOCK BRANCH

DELEGATION OF AUTHORITY

Pursuant to the authority vested in me under the act of May 17, 1928, the act of June 16, 1938, and the Department of Agriculture Organic Act of 1944 (45 Stat. 593, 52 Stat. 739, and 58 Stat. 454; 7 U.S.C. and Supp. IV 415a-e) and the regulations promulgated thereunder, there is hereby delegated to the Director of the Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, authority to sign certificates on practical forms of United States standards for wool and wool top issued under said acts.

The Director of the Livestock Branch may, in his discretion, redelegate the authority granted herein to the Chief, Wool Division, Livestock Branch.

In witness whereof, I have hereunto set my hand and the Seal of the Department of Agriculture this 6th day of March 1946.

[SEAL] WILLIAM C. CROW,
Acting Assistant Administrator for Regulatory and Marketing Service Work

[F. R. Doc. 46-3688; Filed, Mar. 7, 1946; 11:24 a. m.]

DIRECTOR OF LIVESTOCK BRANCH

DELEGATION OF AUTHORITY

Pursuant to the authority vested in me under the Act of April 26, 1910 (36 Stat. 331; 7 U.S.C. 121–134), and the regulations promulgated thereunder (Title 7, Chapter 1, Part 161 of the Code of Federal Regulations), there is hereby delegated to the Director of the Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, authority to sign citations alleging misbranding or adulteration under the Insecticide Act of 1910.

The Director of the Livestock Branch may, in his discretion, redelegate the authority granted herein to the Chief, Insecticide Division, Livestock Branch.

In witness whereof, I have hereunto set my hand and the Seal of the Department of Agriculture this 6th day March 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator for Regulatory and Marketing Service Work.

[F. R. Doc. 46-3689; Filed, Mar. 7, 1946; 11:24 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 32]

RECONSIGNMENT OF GRAPEFRUIT AT LITTLE ROCK, ARK.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F.R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Little Rock, Arkansas, March 2, 1946, by Bolls and Hagan, of car FGEX 16130, grapefruit, now on the Missouri-Pacific Railroad, to Kansas City, (Mo.-Pac.), account rail'oad error.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 1st day of March 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-3699; Filed, Mar. 7, 1946; 11:25 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5786]

DEUTSCHE EFFECTEN-UND WECHSEL-BANK

In re: Bank account owned by Deutsche Effecten-und Wechsel-Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Effecten-und Wechsel-Bank, the last known address of which is Frankfurt, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Effecten-und Wechsel-Bank, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of an outstanding foreign draft account, entitled Deutsche-Effecten und Wechsel Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3607; Filed, Mar. 6, 1946; 11:49 a. m.]

[Vesting Order 5789]

DEUTSCHE GOLD-UND SILBER-SCHEIDEANSTALT, VORMALS ROSSLER

In re: Bank account owned by Deutsche Gold-und Silber-Scheideanstalt, vormals Rossler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Gold-und Silber-Scheideanstalt, vormals Rossler, the last known address of which is Frankfurt, A/M, Germany, is a national of a designated enemy country (Germany);

2. Finding that the property described as follows: That certain debt or other obligation owing to Deutsche Gold-und Silber-Scheideanstalt, vormals Rossler, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Deutsche Gold-und Silber-Scheideanstalt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3608; Filed, Mar. 6, 1946; 11:50 a. m.]

[Vesting Order 5942]

ERNST STOERI

In re: Bank account owned by Ernst Stoeri.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernst Stoeri, whose last known address is Ogawa-Besso, Kugenuma 2753, Fujisawa-Machi, Kanagawa-Ken, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Ernst Stoeri, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, entitled Ernst Stoeri, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3484; Filed, Mar. 5, 1946; 10:28 a. m.]

[Vesting Order CE 129]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA AND OREGON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on

Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Wilhelmina MacGillavry-Schreuder.	Holland	Estate of Robert MacGillavry, deceased, Superior Court, County of Monterey, Calif., File No. 6945.	[1] $10,000.00	The Bank of California N. A. successor trustee in the estate of Robert MacGillavry, deceased, California and Sansome St., San Francisco, Calif.	$95.00
		Item 2			
Jan Theodoor MacGillavry	Holland	Same	[1] 10,000.00	Same	95.00
		Item 3			
Robert MacGillavry	Holland	Same	[1] 10,000.00	Same	95.00
		Item 4			
Ellen MacGillavry	Holland	Same	[1] 10,000.00	Same	95.00
		Item 5			
Frantisek Vlasek	Czechoslovakia	Estate of Joseph Vlasek, deceased, Superior Court, County of Los Angeles, Calif., File No. 159150.	121.85	Security First National Bank of Los Angeles, Los Angeles, Calif., account No. 398616, in the name of Frantisek Vlasek.	5.00
		Item 6			
Frances Vlasek	Czechoslovakia	Same	121.85	Same (account No. 398617 in the name of Frances Vlasek).	5.00
		Item 7			
Joseph Vlasek	Czechoslovakia	Same	121.85	Same (account No. 398618 in the name of Joseph Vlasek).	5.00
		Item 8			
Marie Vlasek	Czechoslovakia	Same	121.85	Same (account No. 398619 in the name of Marie Vlasek).	5.00
		Item 9			
Joseph Jerabek	Czechoslovakia	Same	162.47	Same (account No. 398620 in the name of Joseph Jerabek).	7.00
		Item 10			
Marie Jerabek	Czechoslovakia	Same	162.47	Same (account No. 398621 in the name of Marie Jerabek).	7.00
		Item 11			
Anna Jerabek	Czechoslovakia	Same	162.47	Same (account No. 398622 in the name of Anna Jerabek).	7.00
		Item 12			
Marie Fenel	Czechoslovakia	Estate of Joseph Vlasek, deceased, Superior Court, County of Los Angeles, Calif., file No. 159150.	243.71	Same (account No. 398623 in the name of Marie Fenel).	11.00
		Item 13			
Jan Fenel	Czechoslovakia	Same	243.71	Same (account No. 398624 in the name of Jan Fenel).	11.00
		Item 14			
Anna Sande Waage	Norway	Estate of Frithjof P. Waage, deceased, Circuit Court, Multnomah County, State of Oregon, File No. 49210.	2,145.30	First National Bank of Portland, Salem, Branch, Salem, Oreg., Blocked account in the name of Anna Sande Waage.	84.00
		Item 15			
Anna Madsen	Denmark	Estate of Catherine B. Olsen, also known as Rodelle K. Larsen, also known as Catherine B. Peterson, deceased, Superior Court, City and County of San Francisco, Calif., File No. 92401.	2,898.70	Frank P. Waits, executor of the last will and testament of Catherine B. Olsen, 1305 Pierce St., San Francisco, Calif.	52.00
		Item 16			
Hanna Jacobsen, whose true name is Wilhelmine Johanne Cecilie Sorensen.	Denmark	Same	2,898.70	Wells Fargo Bank & Union Trust Co., San Francisco, Calif., Savings Account No. 20548 designated: Consulate of Denmark at San Francisco in trust for Wilhelmine Johanne Cecilie Sorensen, a national of Denmark.	52.00
		Item 17			
Stravroula M. Argeropoulou	Greece	Estate of James A. Mahas, also known as Demetrios A. Mahas, deceased, Superior Court, county of Los Angeles, Calif., file No. 205875.	504.39	Security First National Bank of Los Angeles, First and Spring Branch, Los Angeles, Calif., Account No. 397615 in the name of Stravroula M. Argeropoulou.	30.00
		Item 18			
Sabina Garlitos	Philippine Islands	Estate of Victor Garlitos, also known as Victor C. Garlitos, deceased, Superior Court, county of San Francisco, Calif., file No. 93078.	1,164.85	Bank of America N. T. and S. A., Market and New Montgomery Branch, San Francisco, Calif., account in the name of Sabina Garlitos, Account No. 6210.	91.00
		Item 19			
Naftalie Lapajoivka	Poland	Estate of Sadie Golberg, deceased, Superior Court, county of Sacramento, Calif., file No. 19432.	400.80	Capital National Bank of Sacramento, Sacramento, Calif., Trust Dept.	28.00
		Item 20			
Akiba Stalhamer, f. Arzt	Poland	Same	80.17	Same	6.00
		Item 21			
Feiga Sara Stalhamer, f. Arzt	Poland	Same	80.17	Same	6.00
		Item 22			
Clpa Stalhamer f. Arzt	Poland	Same	80.17	Same	6.00

[1] Approximately.

[F. R. Doc. 46–3485; Filed, Mar. 5, 1946; 10:28 a. m.]

[Vesting Order CE 130]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Rosina Mastrovecchio	Italy	Estate of Nicola Monaco, deceased, Passaic County Orphans' Court, Passaic County, N. J.	$1,261.31	Antonio J. Monaco, administrator, c/o Peter Cohn, 45 Church St., Paterson, N. J.	$53.00
		Item 2			
Mrs. Hendricka Groenewegen and Christien Groenewegen, Quirinus Groenewegen, Dick Groenewegen, Martinus Groenewegen, Wimi Groenewegen.	Holland	Fidelity Union Trust Co., as trustee, under agreement between Hendrik vanden Boom, et al Court of Chancery of New Jersey, Docket No. 149/212.	(1)	Fidelity Union Trust Co., trustee, 755 Broad St., Newark, N. J.	107.00
		Item 3			
Albert Albertsen	Denmark	Estate of Aage C. Albertsen, deceased, Hudson County Orphans' Court, Hudson County, N. J.	853.20	George Beck, Consul General of Denmark, c/o Alfred J. Bedard, 40 Exchange Pl., New York, N. Y.	45.05
		Item 4			
Anna Joergine, Albertsen Nissen.	Denmark	Same	214.40	Same	11.31
		Item 5			
Cadet J. K. Albertsen	Denmark	Same	214.40	Same	11.32
		Item 6			
Else Albertsen	Denmark	Same	214.40	Same	11.32
		Item 7			
Mrs. M. Thomsen	Denmark	Estate of Lorenz Hansen, deceased, Hudson County Orphans' Court, Hudson County, N. J.	214.00	Alfred J. Bedard, administrator, 40 Exchange Pl., New York, N. Y.	36.00
		Item 8			
Christian Jeppesen	Denmark	Estate of Agathon J. Jeppesen, deceased, Hudson County Orphans' Court, Hudson County, N. J.	300.15	Georg Beck, Consul-General of Denmark, c/o Alfred J. Bedard, 40 Exchange Pl., New York, N. Y.	13.00
		Item 9			
M. Jeppesen	Denmark	Same	300.15	Same	13.00
		Item 10			
Maja Klausen	Denmark	Estate of Karl Klausen, deceased, Hudson County Orphans' Court, Hudson County, N. J.	177.00	Alfred J. Bedard, administrator, 40 Exchange Pl., New York, N. Y.	30.00

[1] Remainder interests in a trust established under an agreement between Hendrik vanden Boom and Fidelity Union Trust Co., dated Sept. 30, 1931.

[F. R. Doc. 46–3486; Filed, Mar. 5, 1946; 10:28 a. m.]

[Vesting Order CE 131]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN PENNSYLVANIA, LOUISIANA, FLORIDA, MARYLAND AND DISTRICT OF COLUMBIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the per-

son described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		Item 1			
Josephine Perri	Italy	Estate of Luisi Perri, deceased, in the Orphans' Court of Northumberland County, Pa.	$3,081.91	Zopito Chiavarolli, Trustee, 714 N. Franklin St., Shamokin, Pa.	$19.00
		Item 2			
Gabriel Perri	Italy	Same	3,081.91	Same	19.00
		Item 3			
Rosaria Perri	Italy	Same	1,027.30	Same	6.00
		Item 4			
Teresa Perri	Italy	Same	1,027.31	Same	6.00
		Item 5			
Florina Perri	Italy	Same	1,027.31	Same	6.00
		Item 6			
Maria Monaco Conti	Italy	Estate of Francesco Conte, also known as Francesco Conti, also known as Frank Conti, also known as Eugenio Conte, deceased, in the Orphans' Court of Lawrence County, Pa.	273.49	Fred Califato, Administrator of the Estate of Francesco Conte deceased, R. D. #7, New Castle, Pa.	11.00
		Item 7			
Cristina Conti	Italy	Same	273.50	Same	11.00
		Item 8			
Eugenio Conti	Italy	Same	273.50	Same	11.00
		Item 9			
Ada Yuille Nebout	France	Mrs. Jeanne Maspero Bayon, et al., versus Ada Yuille Nebout, Civil District Court for the Parish of Orleans, La., No. 256–223, Division B, Docket I.	1,125.63	Treasurer of the State of Louisiana, Baton Rouge, La.	38.00
		Item 10			
Julien L'Homme	France	Estate of Jeanne L'Homme Hudson, deceased, in the Court of the County Judge of Hillsborough County, Fla.	20,242.00	The First National Bank of Tampa, Executor and Trustee of the Estate of Jeanne L'Homme Hudson, deceased, Tampa, Fla.	30.00
		Item 11			
Pawel Janik	Poland	Estate of Joseph Janik, deceased, in the Orphans' Court of Baltimore City, Baltimore, Md., No. 33852, Baltimore City, S. C. T.	1,488.90	John H. Bouse, Register of Wills for Baltimore City, Baltimore, Md.	7.00
		Item 12			
Michael Janik	Poland	Same	1,488.90	Same	7.00
		Item 13			
Josefa Sadan	Poland	Same	1,488.90	Same	7.00
		Item 14			
Katarzyna Sidur	Poland	Same	1,488.90	Same	7.00
		Item 15			
Annina Feola Borsgine	Italy	Estate of Antonio J. Feola, deceased, in the District Court of the United States for the District of Columbia, holding Probate Court, Adm. No. 63,764.	3,952.00	Mimi C. Marseglia, Executor of the Estate of Antonio J. Feola, deceased, 2856 28th St., NW., Washington, D. C.	39.00
		Item 16			
Anna Kravlen	Norway	Anna Larsen, et al., versus Anna Kravlen, et al., in the Circuit Court of Baltimore City, Md., No. A–716/44.	2,192.33	Edward A. Ferrari, Trustee, 1008 American Bldg., Baltimore, Md.	60.00
		Item 17			
Dimitria, also known as Tulla, or Troula Pouleris, or Panleris.	Greece	Estate of Frank Pouleris, also known as Frank Pourlours, deceased, in the Orphans' Court of Allegheny County, Pa., No. 4610 of 1944.	302.30	Peter A. Caloyer, Executor of the Estate of Frank Pouleris, deceased, 150 Westland Drive, Pittsburgh, Pa.	25.00
		Item 18			
Panaglota Karpathiou	Greece	Estate of Nick Phillips, deceased, in the District Court of the United States for the District of Columbia, Adm. No. 62987.	718.12	Sakellis J. Photis, Administrator of the Estate of Nick Phillips, deceased, 1740 P St. NW., Washington, D. C.	25.00

[F. R. Doc. 46–3487; Filed, Mar. 5, 1946; 10:28 a. m.]

[Vesting Order CE 132]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA, MICHIGAN, ILLINOIS, INDIANA AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Mrs. Marjorie P. Cinelli	Italy	Estate of Julius S. Pomeroy, deceased, Probate Court, County of Hennepin, Minneapolis, Minn.	$40,000.00	First National Bank of Minneapolis, Minneapolis, Minn. "Blocked Safekeeping Account" for Marjorie P. Cinelli.	$174.00
		Item 2			
Vito Rondinelli	Italy	Estate of Joseph Rondinelli, also known as Joe Rondinelli, deceased, Probate Court, county of Berrien, Mich.	634.41	Mr. Wm. H. Bartz, Berrien County Treasurer, St. Joseph, Mich.	125.00
		Item 3			
Giovanna Rondinelli (also known as Giovanna Saratoge)	Italy	Same	634.42	Same	125.00
		Item 4			
Anna Erickson	Denmark	Estate of Jens Sorensen, deceased, County Court, County of Kankakee, Ill.	100.00	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill., account No. 1,395,251.	5.00
		Item 5			
Anton Ericksen	Denmark	Same	552.05	Same (account No. 1,395,252)	15.00
		Item 6			
Martin Erickson	Denmark	Same	552.05	Same (account No. 1,395,253)	15.00
		Item 7			
Anna Erickson	Denmark	Same	552.04	Same (account No. 1,395,254)	15.00
		Item 8			
Soren Nielson	Denmark	Same	552.04	Same (account No. 1,395,255)	15.00
		Item 9			
Mina (Nina) Nielson Kristiansen.	Denmark	Same	552.04	Same (account No. 1,395,256)	15.00
		Item 10			
Matilda Kramer	Denmark	Same	552.04	Same (account No. 1,395,257)	15.00
		Item 11			
Viola Rodgers	France	Estate of Otto Carmichael, deceased, Circuit Court, County of Delaware, Ind., Administration No. 8034.	[1] 1,000.00	The National Metropolitan Bank, 613 15th St., NW., Washington, D. C., Executor.	100.00
		Item 12			
Mary Kiktavi (wife)	Czechoslovakia	Estate of Steve Kiktavi, deceased, Probate Court, County of Mahoning, Ohio, File No. 32723.	966.35	Clifford M. Woodside, Probate Judge of Mahoning County, Youngstown, Ohio.	32.00
		Item 13			
Mary Kiktavi (daughter)	Czechoslovakia	Same	966.35	Same	32.00

[1] Less Indiana inheritance tax, estimated at $63.

[F. R. Doc. 46–3488; Filed, Mar. 5, 1946; 10:28 a. m.]

[Vesting Order CE 133]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or

administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Onni Kinaha, formerly known as Onni Rippatti	Finland	Estate of Alma Ripatti, dec'd., Surrogate's Court, Nassau County, N. Y.	$2,585.34	Treasurer of Nassau County, Mineola, N. Y.	$32.47
		Item 2			
Lauri Ripatti	Finland	Same	2,585.34	Same	32.48
		Item 3			
Helini Ripatti	Finland	Same	2,585.35	Same	32.47
		Item 4			
Dimetrius Koyatsos	Greece	Estate of Thomas Kolis, deceased, Surrogate's Court, N. Y. County, N. Y., P1444-1944.	905.82	John Niekolas, Executor, 1023 6th Ave., New York, N. Y.	16.75
		Item 5			
Stathan Kotsiamis	Greece	Same	905.82	Same	16.75
		Item 6			
Asimou Xiromeritis	Greece	Same	905.83	Same	16.75
		Item 7			
"Jane" Karoumbis	Greece	Same	905.83	Same	16.75
		Item 8			
Vittoria Rosetti	Italy	Estate of Peter Rossi, deceased, Surrogate's Court, County of Albany, N. Y.	6,641.09	Rose Rossi, Administratrix, c/o Charles F. Saunders, 91 State St., Albany, N. Y.	87.09
		Item 9			
Nicholas Mogus	Yugoslavia	Estate of Mark M. Magus, deceased, Surrogate's Court, Chautauqua County, N. Y.	200.00	Franklin M. Philbrick, Administrator, Forestville, N. Y.	12.65
		Item 10			
Frieda Podratzik	Lithuania	Estate of Isaac Salman, deceased, Surrogate's Court, Kings County, N. Y., Docket #2274/1939.	[1]920.00	Jacob T. Salman, 470 West End Ave., N. Y. C., and Judith Moscowitz, 6 Ferdinand Pl., New Rochelle, N. Y. Co., Executors.	88.57
		Item 11			
David Panesi	Italy	Estate of Rev. Joseph Panesi, deceased, Surrogate's Court, Oneida County, N. Y.	5,043.35	Rev. Aubrey R. Selter, Executor, c/o James M. O'Hara, 309 Foster Bldg., Utica, N. Y.	7.63
		Item 12			
Emilia Panesi	Italy	Same	5,043.36	Same	7.63
		Item 13			
Theresa Panesi	Italy	Same	5,043.36	Same	7.63

[1] And interest.

[F. R. Doc. 46–3489; Filed, Mar. 5, 1946; 10:28 a. m.]

[Vesting Order CE 134]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS AND NEW HAMPSHIRE COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Rachel Pancerman	Poland	Estate of Morris Schreiber, deceased, Probate Court, Bristol County, Mass., No. 81932.	$15,331.01	William S. Downey, public administrator, administrator of the estate of Morris Schreiber, deceased, 261 Union St., New Bedford, Mass.	$58.00
		Item 2			
Laja Lancer	Poland	Same	15,331.01	Same	58.00
		Item 3			
Chanal Redlich	Poland	Same	15,331.01	Same	58.00
		Item 4			
Hermann Adrien Kunkler	France	Estate of Clotilde L. Cumston, deceased, Probate Court, Suffolk County, Mass., No. 316941.	2,600.00	Boston Safe Deposit & Trust Co., 100 Franklin St., Boston, Mass., executor of the estate of Clotilde L. Cumston, deceased.	24.00
		Item 5			
Paul Benjamin Kunkler	France	Same	2,000.00	Same	24.00
		Item 6			
Maurice Viollier	France	Same	1,000.00	Same	11.00
		Item 7			
Alvan Sanborn	France	Trust under the will of Howard A. Crossman, deceased, Probate Court, Rockingham County, N. H., No. 28042.	(1)	William M. Oliver and Roger Pierce, trustees, New England Trust Co., agent, 135 Devonshire St., Boston, Mass.	76.00
		Item 8			
Ellen B. Scalabrino	France	Trust under the will of Emily J. Newhall, deceased, probate court, Suffolk County, Mass., No. 40521.	(2)	State Street Trust Co., trustee, Boston, Mass.	100.00
		Item 9			
Mrs. Anna E. Chamberlain	France	Trust under the will of Silas Potter, deceased, Probate Court, Suffolk County, Mass., No. 87000.	(3)	Boston Safe Deposit and Trust Co., Trustee, 100 Franklin St., Boston, Mass.	64.00

[1] Income from trust under the will of Howard A. Crossman, deceased.
[2] Income from trust under the will of Emily J. Newhall, deceased.
[3] Income from Trust under the will of Silas Potter, deceased.

[F. R. Doc. 46–3490; Filed, Mar. 5, 1946; 10:29 a. m.]

[Vesting Order CE 135]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Bessie Tauber Geller	Poland	Estate of Simon Sissor, deceased, Probate Court of Cook County, Ill. #41 P 3284; Doc. 403; Page 129.	$1,130.81	Treasurer of Cook County, Cook County Bldg., Chicago, Ill.	$23.00
		Item 2			
Jacob Tauber	Poland	Same	1,130.82	Same	23.00
		Item 3			
Unknown heirs of Abraham Sissor.	Poland	Same	2,226.10	Same	45.00
		Item 4			
Magnus Ornes	Norway	Estate of Christ Ornes, deceased, Probate Court of Cook County, Ill. 42 P 1434; Doc. 410; Page 405.	233.00	Same	12.00
		Item 5			
Torgny Ornes	Norway	Same	233.00	Same	12.00
		Item 6			
Katrina Ornes	Norway	Same	233.00	Same	12.00
		Item 7			
Anna Ornes	Norway	Same	233.00	Same	12.00
		Item 8			
Gunhild Ornes	Norway	Same	233.00	Same	12.00
		Item 9			
Mme. Alexandrine Chanet	France	Estate of Alexander Monlong, deceased, Probate Court, Cook County, Chicago, Ill. File No. 43-P-6953, Docket 425, Page 418.	210.09	Same	21.00
		Item 10			
Mme. Julienne Montergons	France	Same	210.09	Same	21.00
		Item 11			
Rev. Andreo Mavrinac	Yugoslavia (Croatia)	Estate of Raymond H. Mavrinac, deceased. Probate Court of Cook County, Chicago, Illinois. File No. 42 P 4822, Docket 414, Page 8.	367.26	Same	39.00
		Item 12			
Mrs. Johanna Zezelic	Yugoslavia (Croatia)	Same	122.42	Same	13.00
		Item 13			
Mrs. Filipina Paskvan	Yugoslavia (Croatia)	Same	122.42	Same	13.00
		Item 14			
Mrs. Kristina Bacac	Yugoslavia (Croatia)	Same	122.42	Same	13.00
		Item 15			
Pastor of the Roman Catholic Church, St. Bartol, in Cernik, Primorsky, Yugoslavia.	Yugoslavia (Croatia)	Same	367.26	Same	39.00
		Item 16			
John Pierog	Poland	Estate of Jozef Pierog, a/k/a Jozef Pirog, deceased, Probate Court of Cook County, Ill., #42 P 5248, Docket 414, Page 271.	383.21	Same	10.00
		Item 17			
Apolonia Pierog Barnas	Poland	Same	383.21	Same	10.00
		Item 18			
Helen Pierog Gurga	Poland	Same	383.21	Same	10.00
		Item 19			
Karolina Pierog Kusek	Poland	Same	383.21	Same	10.00
		Item 20			
Lawrence Pierog	Poland	Estate of Josef Pierog, a/k/a Josef Pirog, deceased, Probate Court of Cook County, Ill. #42 P 5248 Docket 414 Page 271.	383.22	Same	10.00
		Item 21			
Maciej Pierog	Poland	Same	383.22	Same	10.00
		Item 22			
John Pierog	Poland	Same	383.22	Same	10.00
		Item 23			
Marja Pierog Mikos	Poland	Same	383.21	Same	10.00
		Item 24			
Tekla Pierog Gawle	Poland	Same	383.21	Same	10.00
		Item 25			
Maciej Pierog	Poland	Same	383.21	Same	10.00
		Item 26			
Wladyslaw Pierog	Poland	Same	383.21	Same	10.00
		Item 27			
Anna Pierog Krzak	Poland	Same	383.21	Same	10.00
		Item 28			
Alexander Pierog	Poland	Same	383.21	Same	10.00

[F. R. Doc. 46-3491; Filed, Mar. 5, 1946; 10:29 a. m.]

[Vesting Order CE 136]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ARIZONA, COLORADO, MONTANA AND OREGON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Soren Thomsen Sorensen	Denmark	Estate of Morris Sorensen, deceased, in the Superior Court of the State of Arizona, in and for the County of Maricopa, No. 14457.	[1] $7,500.00	M. L. Gibbons and Maggie Hastings, Joint Administrators of the Estate of Morris Sorensen, deceased, c/o Albert W. Gurtler, Professional Court Bldg., Mesa, Ariz.	$219.00
		Item 2			
Maria Luigia Grande	Italy	Estate of John Grande, also known as Giovanni Grande, deceased, in the Superior Court of the State of Arizona, in and for the County of Cochise, No. 3927.	1,167.74	John B. Hart, Administrator of the Estate of John Grande, alias Giovanni Grande, deceased, c/o City Hall, 412 10th St., Douglas, Ariz.	23.71
		Item 3			
Concetta Grande	Italy	Same	1,167.74	Same	23.71
		Item 4			
Rita Belperio	Italy	Same	291.93	Same	5.93
		Item 5			
Lauretta Belperio	Italy	Same	291.93	Same	5.93
		Item 6			
Giorgina Belperio	Italy	Same	291.93	Same	5.93
		Item 7			
Giorgio Belperio	Italy	Same	291.94	Same	5.93
		Item 8			
Florentino Groff	Italy	Estate of Bart Gasperi, deceased, County Court, Gilpin County, Colo., No. 983.	490.00	Leroy J. Williams, Administrator of the Estate of Bart Gasperi, deceased, Post Office Box 247, Central City, Colo.	31.27
		Item 9			
Guiseppe Gasperi	Italy	Same	490.00	Same	31.26
		Item 10			
William Johnson	Norway	Estate of Carrier Fladmark, deceased, in the County Court, in and for the city and County of Denver, Colo.	1,676.96	Golding Fairfield, Executor of the Estate of Carrier Fladmark, deceased, 630-35 First National Bank Bldg., Denver, Colo.	104.00
		Item 11			
Juan Itcaina	France	Estate of Jeanne Marie Itcaina, deceased, in the District Court of the 17th Judicial District, of the State of Montana, in and for the County of Valley.	1,800.00	Pete Itcaina, Administrator of the Estate of Jeanne Marie Itcaina, deceased, Brookside, Mont.	37.47
		Item 12			
Pascaline Itcaina	France	Same	1,800.00	Same	37.46
		Item 13			
Jess Meinertz	Denmark	Estate of Jacob Kall in the Superior Court of the State of Oregon in and for the County of Multnomah. No. 47778.	454.98	A. Sporon-Fiedler, Consul General of Denmark, Mills Bldg., San Francisco 4, Calif.	27.72
		Item 14			
Esse Meinertz	Denmark	Same	454.98	Same	27.72
		Item 15			
Clarisse Struelens	Belgium	Estate of John Struelens, deceased, in the Circuit Court for the County of Multnomah, Oreg.	630.00	Edward C. White, Administrator of the Estate of John Struelens, deceased, 210 N. W. 17th Ave., Portland, Oreg.	83.00

[1] Approximately.

[F. R. Doc. 46-3492; Filed, Mar. 5, 1946; 10:29 a. m.]

[Vesting Order CE 138]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN COOK COUNTY, ILL., COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Rosina Cirillo	Italy	Estate of Theresa Barotto, deceased, Probate Court, Cook County, Ill., File No. 44 P 8064; Docket 436; page 197.	$1,010.53	The County Treasurer of Cook County, Chicago, Ill.	$90.00
		Item 2			
Mary Pullega	Italy	Estate of Felix Pullega, deceased, Probate Court, Cook County, Ill., 43-P-4929; 423/321.	383.87	Same	36.00
		Item 3			
Massina Giovannina Munitello	Italy	Estate of Mattes Munitella, deceased, Probate Court, Cook County, Ill., File No. 42 P 6035; Docket 415; page 121.	509.72	Same	31.00
		Item 4			
Michell Munitello	Italy	Same	509.72	Same	31.00
		Item 5			
Unknown heir or heirs at law of Mattes Munitella, deceased.	Italy	Same	509.71	Same	31.00
		Item 6			
Marie Malek	Czechoslovakia	Estate of Rudolph Smid, alias Rudolf Smid, alias Rudolph Senmiot, deceased, Probate Court, Cook County, Ill., File No. 42-P-258.	685.57	Same	22.00
		Item 7			
Anna Vorisek	Czechoslovakia	Same	685.57	Same	22.00
		Item 8			
Marie Smid	Czechoslovakia	Same	650.57	Same	21.00
		Item 9			
Quan Six Eng	China	Estate of John Franklin Eng, deceased, Probate Court, Cook County, Ill., File No. 44-P-2443, Docket 430, page 111.	1,061.51	Same	39.00
		Item 10			
Pak Cheo Eng	China	Same	1,061.51	Same	39.00
		Item 11			
Pak Lok Eng	China	Same	1,061.51	Same	39.00
		Item 12			
Kai Hai Eng	China	Same	1,061.51	Same	39.00
		Item 13			
Gee Jan Eng	China	Same	1,061.52	Same	39.00
		Item 14			
Lauw Goung Eng	China	Same	1,061.52	Same	39.00
		Item 15			
Lum Se Eng	China	Same	2,123.04	Same	78.00
		Item 16			
Elizabeth Hensler	Belgium	Estate of Emile F. Borre, deceased, Probate Court, Cook County, Ill., File No. 43-P-6499.	460.00	Same	47.00
		Item 17			
Mary Wilczynski	Poland	Estate of Agnieszka Wilk, also known as Agnes Wilk, deceased, Probate Court, Cook County, Ill., File No. 42-P-7572.	812.71	Same	33.00
		Item 18			
Magdalena Wilczynski	Poland	Same	812.71	Same	33.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 19			
Heirs of James Faktor, deceased, names unknown.	Czechoslovakia	Estate of James Faktor, deceased, Probate Court, Cook County, Ill., File No. 42-P-5230.	$2,079.82	The County Treasurer of Cook County, Chicago, Ill.	$31.00
		Item 20			
Olocca Jordan	Czechoslovakia	Estate of John Jordan, deceased, Probate Court, Cook County, Ill., File No. 42-P-7472.	348.83	Same	20.00
		Item 21			
Tony Jordan	Czechoslovakia	Same	348.83	Same	20.00
		Item 22			
Annie Jordan Hrachek	Czechoslovakia	Same	348.83	Same	20.00
		Item 23			
Gregory Drapailo	Poland	Estate of Theodore Levicky, also known as Theodore Drapailo, deceased, Probate Court, Cook County, Ill., Docket No. 428; page 316; File No. 44-P-934.	121.53	Same	12.00
		Item 24			
Peter Drapailo	Poland	Same	121.53	Same	12.00
		Item 25			
Stephen Drapailo	Poland	Same	121.53	Same	12.00
		Item 26			
Anna Drapailo	Poland	Same	121.54	Same	12.00
		Item 27			
Mary Zabolitny	Poland	Same	121.54	Same	12.00
		Item 28			
Maria Pappagianis	Albania	Estate of Christ Pappagianis, deceased, Probate Court, Cook County, Ill., File No. 41-P-9157; Docket 408; page 618.	639.94	Same	13.00
		Item 29			
Victoria Parendis	Albania	Same	319.98	Same	7.00
		Item 30			
Thomas Pappagianis	Albania	Same	319.98	Same	7.00
		Item 31			
George Pappagianis	Albania	Same	319.98	Same	7.00
		Item 32			
Louis Pappagianis	Albania	Same	319.98	Same	7.00
		Item 33			
Milos Milojewic	Yugoslavia	Estate of Dan Zofts, also known as Dan Zola, deceased, Probate Court, Cook County, Ill., File No. 41-P-913.	4,172.85	Same	190.00
		Item 34			
Harmon Jasper	Netherlands	Estate of Sybren Jasper, alias Sybren Gasper, deceased, Probate Court, Cook County, Ill., File No. 41-P-5377.	55.26	Same	6.00
		Item 35			
Aaltje Jasper Meijer	Netherlands	Same	55.26	Same	6.00
		Item 36			
Feikse Jasper	Netherlands	Same	55.26	Same	6.00
		Item 37			
Rinske Jasper	Netherlands	Same	55.26	Same	6.00
		Item 38			
Cornelliske Jasper	Netherlands	Same	55.26	Same	6.00
		Item 39			
Heirs at law of —— Jasper, names unknown.	Netherlands	Same	55.26	Same	6.00
		Item 40			
Heirs at law of —— Jasper, names unknown.	Netherlands	Same	55.26	Same	6.00

[F. R. Doc. 46–3494; Filed, Mar. 5, 1946; 10:29 a. m.]

[Vesting Order CE 137]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such

sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Elizabeth T. Bava	Italy	Estate of Theodore M. Taft, deceased, Surrogate's Court, New York County, N. Y., Index No. P-308/1945.	$38.00
		Item 2	
Sigmunt Kaufhold	Poland	Estate of Pauline Felt, also known as Lena Felt, deceased, Surrogate's Court, Queens County, N. Y., Docket No. 2402-1944.	372.00
		Item 3	
Louise Gilles nee Drieu	France	Estate of Sophie Fischer, a/k/a Sophie Fisher, deceased, Surrogate's Court, New York County, State of New York, Index No. P-1999/44.	20.00
		Item 4	
Maurice Drieu	France	Same	20.00
		Item 5	
Robert Drieu	France	Same	20.00
		Item 6	
Arna Shmalholz	Poland	Estate of Blumer Nixon, deceased, Surrogate's Court, Westchester County, State of New York, Index No. 526/1942.	25.00
		Item 7	
Hersh Shmalholz	Poland	Same	25.00
		Item 8	
Michael Kicenick	Poland	Estate of Michael Kicenick, deceased, Surrogate's Court, New York County, N. Y., Docket P-2682—1943.	18.00
		Item 9	
John Kicenick	Poland	Same	18.00
		Item 10	
Aasta Langefoss	Norway	Estate of Leif Langefoss, deceased, Surrogate's Court, New York County, N. Y., Docket P-1047-1943.	28.00
		Item 11	
Alfhild Langefoss	Norway	Same	28.00
		Item 12	
Sarah Spungan	Latvia	Estate of David Druck, deceased, Surrogate's Court, New York County, N. Y., Index No. P-1547/1943.	23.00
		Item 13	
Ethel Burtel	Latvia	Same	23.00
		Item 14	
Sarah Schein	Poland	Estate of Meyer Barilkofsky, deceased, Surrogate's Court, Kings County, N. Y., Index No. 6700/1942.	55.00
		Item 15	
Marie Andersen	Norway	Estate of Magdalene Andersen, deceased, Surrogate's Court, Nassau County, N. Y., no Index No.	92.00

[F. R. Doc. 46-3493; Filed, Mar. 5, 1946; 10:29 a. m.]

[Vesting Order CE 139]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Enrico Rivoira	Italy	Estate of Margherita Rivoira Bottinelli, a/k/a Margherita Rivoira Botinelli Surrogate's Court, Bronx County, N. Y., File #134P-1943.	$6,633.59	Treasurer of the City of New York, Municipal Bldg., Borough of Manhattan, New York City.	$92.00
		Item 2			
Davide Rivoira	Italy	Same	6,633.59	Same	92.00
		Item 3			
Santuario Di Pompei	Italy	In the matter of the estate of Celeste Petrucci, Surrogate's Court, Kings County, 5098-1942, N. Y.	1,980.00	Same	81.00
		Item 4			
Mary Solli	Italy	In the matter of the estate of Frank Maruzzella, Surrogate's Court, Bronx County, #85A-1942.	8,824.94	Same	108.00
		Item 5			
Mary Solli	Italy	In the matter of the estate of Irene Maruzella, deceased, Surrogate's Court, Bronx County, N. Y., #86A-1942.	4,848.95	Same	89.00
		Item 6			
Morris Tynowicka	Poland	In the matter of the Estate of Sam Tien, also known as Sam Fien, deceased, Surrogate's Court, Bronx County, N. Y., 1316A-1943.	588.82	Same	43.00
		Item 7			
Frieda Tynowicka	Poland	In the matter of the estate of Sam Tien, also known as Sam Fien, deceased, Surrogate's Court, Bronx County, N. Y., 1316A-1943.	588.82	Same	43.00
		Item 8			
Lauba Saks	Latvia	Estate of Frank H. Saks, deceased, Surrogate's Court, Queens County, N. Y., Docket No. 2852-1940.	1,484.55	Same	49.00
		Item 9			
Nichoma Saks	Latvia	Same	1,484.55	Same	49.00
		Item 10			
Zina Saks	Latvia	Same	1,484.55	Same	49.00
		Item 11			
Bertha Saks	Latvia	Same	1,484.55	Same	49.00
		Item 12			
Basha Saks	Latvia	Same	1,484.55	Same	49.00
		Item 13			
Grigori Saks	Latvia	Same	1,409.55	Same	49.00
		Item 14			
Samuel Kubelsky	Lithuania	Estate of Seina Kubelsky, deceased, Surrogate's Court, Kings County, N. Y., Index No. 7765/1940.	657.07	Same	36.00
		Item 15			
Rachiel Kagan	Lithuania	Same	657.07	Same	36.00
		Item 16			
Leonard Barc	Poland	Estate of Mary Barc, deceased. Surrogate's Court, Kings County, N. Y., Index No. None.	1,363.56	Same	44.00
		Item 17			
Orfanatrofio	Italy	Estate of Margherita Bronzo, deceased, Surrogate's Court, Kings County, N. Y., Index No. 3134-1942.	447.34	Same	63.00
		Item 18			
Samuel Hofschein	Poland	Estate of Joseph Hofschein, deceased, Surrogate's Court, Kings County, N. Y., Index No. 3271-1941.	3,339.14	Same	17.00
		Item 19			
Baruch Dov Hofschein	Poland	Same	1,459.14	Same	8.00
		Item 20			
Maria Ermer	Greece	In the matter of the estate of John Gallant, a/k/a John Andrew Gallant, John Galan, and John Galanoboul, deceased, Surrogate's Court, New York County, N. Y., #A2051-1942.	1,318.93	Same	41.00
		Item 21			
Evaghelia Galanopoulou	Greece	Same	1,318.93	Same	41.00

[F. R. Doc. 46-3495; Filed, Mar. 5, 1946; 10:29 a. m.]

[Vesting Order 5770]

CHARLES A. H. OLDENDORF

In re: Estate of Charles A. H. Oldendorf, deceased; File D-28-9566; E. T. sec. 13118.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9096, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Marie Oldendorf in and to the Estate of Charles A. H. Oldendorf, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Marie Oldendorf, Germany.

That such property is in the process of administration by C. D. Robinson as Administrator of the Estate of Charles A. H. Oldendorf, acting under the judicial supervision of the Superior Court of the State of Washington, in and for the County of Spokane;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3603; Filed, Mar. 6, 1946; 11:49 a. m.]

[Vesting Order 5775]

THEODORE TIEDEMANN

In re: Estate of Theodore Tiedemann, deceased; File No. D-28-9805; E. T. sec. 13814.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Bertha E. Kauffmann in and to the Estate of Theodore Tiedemann, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Bertha E. Kauffmann, Germany.

That such property is in the process of administration by Henry F. Tiedemann and Adele M. Dill, as Executors, acting under the judicial supervision of the Court of Probate, District of Greenwich, State of Connecticut;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3605; Filed, Mar. 6, 1946; 11:49 a. m.]

[Vesting Order CE 140]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN COOK CO., ILL., COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Hans S. Paulsen	Denmark	Estate of Maren Paulsen, deceased, Probate Court, Cook County, Ill., File No. 41-P-5052.	$1,302.24	The County Treasurer of Cook County, Chicago, Ill.	$86.00
		Item 2			
Marie Pedersen (Nielsen)	Denmark	Estate of Andrew Pedersen, deceased, Probate Court, Cook County, Ill., File No. 41-P-3110.	465.25	Same	15.00
		Item 3			
George Pedersen	Denmark	Same	465.25	Same	15.00
		Item 4			
Caroline Pedersen (Anderson)	Denmark	Same	465.25	Same	15.00
		Item 5			
Anders Pedersen	Denmark	Same	465.25	Same	15.00
		Item 6			
Petra Hoergensen	Denmark	Same	465.25	Same	15.00
		Item 7			
Dora Anderson	Denmark	Same	465.25	Same	15.00
		Item 8			
Laura Olsen	Denmark	Same	465.25	Same	15.00
		Item 9			
Hanna Mortensen	Denmark	Same	465.25	Same	15.00
		Item 10			
Peder Mortensen	Denmark	Same	465.25	Same	15.00
		Item 11			
Anders Mortensen	Denmark	Same	465.25	Same	15.00
		Item 12			
Lars Mortensen	Denmark	Same	465.25	Same	15.00
		Item 13			
Maren Frandsen Jensen	Denmark	Estate of Andrew C. Frandsen, deceased, Probate Court, Cook County, Ill., File No. 43-P-3848	547.27	Same	31.00
		Item 14			
Soren Frandsen	Denmark	Same	547.27	Same	31.00
		Item 15			
Sorene Frandsen Madsen	Denmark	Same	547.27	Same	31.00
		Item 16			
Frands Frandsen	Denmark	Same	547.27	Same	31.00
		Item 17			
Katharina Frandsen	Denmark	Same	547.27	Same	31.00
		Item 18			
Rafael Kruk	Poland	Estate of John Kruk, deceased, Probate Court, Cook County, Ill., File No. 43-P-1181.	2,106.54	Same	30.00
		Item 19			
Ewa Kruk	Poland	Same	2,106.54	Same	30.00
		Item 20			
Sophia Zajik	Poland	Mary Krowka versus Sophia Zajik, et al., Superior Court, Cook County, Ill., File No. 44-S-11333.	469.96	Same	32.00
		Item 21			
Karolina Sobusiak	Poland	Same	469.96	Same	32.00
		Item 22			
Stanley Krowka also known as Stanley Krowczynski.	Poland	Same	469.96	Same	32.00
		Item 23			
Bourch Charak	Poland	Estate of Tobias Charak, deceased, Probate Court, Cook County, Ill., Docket No. 405, Page 34; File No. 41-P-5120.	28.94	Same	5.00
		Item 24			
Hinda Charak	Poland	Same	28.94	Same	5.00
		Item 25			
Schieje M. Charak	Poland	Same	115.76	Same	11.00
		Item 26			
Gertrude Slimpler	Poland	Same	115.77	Same	11.00
		Item 27			
Nell Frostig	Poland	Same	115.76	Same	11.00
		Item 28			
Hersh Charak	Poland	Same	38.59	Same	5.00
		Item 29			
Wolf Charak	Poland	Same	38.59	Same	5.00
		Item 30			
Rachel Charak	Poland	Same	38.59	Same	5.00
		Item 31			
Sarah Charak	Poland	Same	28.94	Same	5.00
		Item 32			
Gertrude Charak	Poland	Same	28.94	Same	5.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 33			
Agnes Wajda	Poland	Estate of Joseph Wajda, deceased, Probate Court, Cook County, Ill., Docket No. 394, page 638, File No. 40-P-4316.	$755.25	The County Treasurer of Cook County, Chicago, Ill.	$64.00
		Item 34			
Katherine Kaspar	Czechoslovakia	Estate of Agnes Kubes, deceased, Probate Court, Cook County, Ill., File No. 42-P-4922.	1,086.77	Same	42.00
		Item 35			
Marie Benda	Czechoslovakia	Same	1,086.77	Same	42.00
		Item 36			
Barbara Vojtech	Czechoslovakia	Same	1,086.76	Same	42.00
		Item 37			
Agnes Beevarik	Czechoslovakia	Same	1,086.76	Same	42.00
		Item 38			
Anna Jechort	Czechoslovakia	Estate of Alois Jechort, deceased, Probate Court, Cook County, Ill., Docket No. 430, Page 258, File No. 44-P-2038.	5,697.68	Same	17.00
		Item 39			
Heirs of Joseph Jechort, deceased, names unknown.	Czechoslovakia	Same	5,697.68	Same	17.00
		Item 40			
Heirs of Elizabeth Jechort, deceased, names unknown.	Czechoslovakia	Same	5,697.68	Same	17.00
		Item 41			
Heirs of Anastazie Jechort, deceased, names unknown.	Czechoslovakia	Same	5,697.68	Same	17.00
		Item 42			
Frantisek Loubek	Czechoslovakia	Estate of Josef Loubek, deceased, Probate Court, Cook County, Ill., Docket No. 386, page 271; File No. 39-P-5235.	1,281.69	Same	22.00
		Item 43			
Filip Loubek	Czechoslovakia	Same	1,922.53	Same	33.00
		Item 44			
Josefa Sustacek	Czechoslovakia	Same	1,922.53	Same	33.00
		Item 45			
Mrs. Marie Maklak	Czechoslovakia	Estate of Alois Mergl, deceased, Probate Court, Cook County, Ill., File No. 43-P-7710.	996.69	Same	75.00
		Item 46			
Vincentinum (House of Mercy)	Czechoslovakia	Same	280.83	Same	23.00
		Item 47			
Jean Archibald Vasseur	France	Estate of Archibald E. Freer, deceased, Probate Court, Cook County, Ill., Docket No. 423, page 105, File No. 43-P-7837.	1,008.00	Same	72.00
		Item 48			
Fathers of St. Frances Order of Kretinga.	Lithuania	Estate of Dorothy Agnes Volbek, deceased, Probate Court, Cook County, Ill., Docket No. 387, page 428, File No. 39-P-6457.	414.00	Same	42.00
		Item 49			
Ona (Aufemija) Cekaviciene	Lithuania	Same	150.00	Same	15.00
		Item 50			
Katarina Volbekaite	Lithuania	Estate of Dorothy Agnes Volbek, deceased, Probate Court, Cook County, Ill., Docket No. 387, page 428, File No. 39-P-6457.	136.00	Same	14.00
		Item 51			
Friedel Schimmel	Belgium	Estate of Isaac Krieger, deceased, Probate Court, Cook County, Ill., Docket No. 390, page 320, File No. 40-P-158.	3,376.51	Same	85.00
		Item 52			
Heirs at law of Otto C. Karterud, deceased, names unknown.	Norway	Estate of Otto C. Karterud, deceased, Probate Court, Cook County, Ill., File No. 42-P-5170.	502.84	Same	57.00

[F. R. Doc. 46-3496; Filed, Mar. 5, 1946; 10:29 a. m.]

[Vesting Order CE 141]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meaning prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Ines Puccini	Italy	Estate of Domenico Puccini, a/k/a Dominick Puccini, Domenick Puccini, Domenick Tuccini and D. Puccini, deceased, Surrogate's Court, New York County, N. Y. #A3040-1943.	$1,296.62	Public Administrator, New York County, Hall of Records 31 Chambers St., N. Y. C.	$79.45
		Item 2			
Allpia Puccini	Italy	Same	996.62	Same	61.08
		Item 3			
Attilio Puccini	Italy	Same	996.61	Same	61.08
		Item 4			
Carmela Del Mese	Italy	In the matter of the estate of Joseph Delamese, Surrogate's Court, Broome County, Binghamton, N. Y.	88.21	Ralph C. Page, as temporary administrator of the estate of Joseph Delamese, Binghamton, N. Y.	8.00
		Item 5			
Gregorio Del Mese	Italy	Same	176.43	Same	17.00
		Item 6			
Maria Giovannucci	Italy	Estate of Frank Giovannucci, deceased, Surrogate's Court, County of Westchester, State of New York, Index No. 2170-1943.	760.42	Commissioner of Finance, Westchester County, White Plains, N. Y.	29.00
		Item 7			
Blea Giovannucci	Italy	Same	306.95	Same	11.00
		Item 8			
Alfredo Giovannucci	Italy	Same	306.94	Same	11.00
		Item 9			
Lucy Giovannucci	Italy	Same	306.95	Same	11.00
		Item 10			
Paolo Lascola, a/k/a Paul Lascola.	Italy	In the matter of the estate of Joseph Lascola, Surrogate's Court, New York County, N. Y. #1729-1942.	882.25	Public Administrator of New York County, Hall of Records, 31 Chambers St., N. Y. C.	145.40
		Item 11			
Katharine Breck Onofrii	Italy	Estate of Katharine Head Breck, deceased, Surrogate's Court, Queens County, N. Y. Index No. 3543/1939.	4,297.24	Bank of Manhattan, 40 Wall St., N. Y. C., N. Y. C., Executor.	26.00

[F. R. Doc. 46-3497; Filed, Mar. 5, 1946; 10:30 a. m.]

[Vesting Order CE 142]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Laura Loyson and Society L'Enfant de France.	France	Estate of Evelyn Purdie, deceased, Middlesex County Probate Court No. 247172, Mass.	$2,000.00	First Judge of Probate for Middlesex County, East Cambridge, Mass.	$38.00
		Item 2			
Sjoul Shavrian	Holland	Estate of Jennie Goldstein, deceased, Suffolk County Probate Court, Mass. No. 315980.	2,142.92	First Judge of Probate for Suffolk County, Boston, Mass.	41.00
		Item 3			
Fletcher Dexter	France	Trust u/w of Duncan D. Dexter, deceased, Suffolk County Probate No. 20504S, Mass.	(1)	The New England Trust Co, 135 Devonshire St., Boston 7, Mass., Trustee.	121.00
		Item 4			
Alexandrine Marie Thorndike	France	Estate of Augustus Thorndike, deceased, Probate Court, Suffolk County, Mass. No. 42068.	(2)	E. Sohier Welch, 73 Tremont St., Boston, Mass., Charles Thorndike, 10 Post Office Square, Boston, Mass., and R. Armory Thorndike, Bar Harbor Maine.	67.00
		Item 5			
Jennie Golda Goldberg	Lithuania	Estate of Edward Lipson, deceased, Suffolk County Probate Court No. 301148 Mass.	207.17	First Judge of Probate in Suffolk County, Boston, Mass.	31.00
		Item 6			
Maria G. Marigliano	Italy	Estate of James Jackson Jarves, deceased, Suffolk County Probate, Mass. No. 88476.	(3)	State Street Trust Company, Corner of State and Congress Sts., Boston, Mass. Trustee.	19.00
		Item 7			
Francesco S. Marigliano	Italy	Same	(4)	Same	19.00
		Item 8			
Francesca I. DiTorella	Italy	Same	(4)	Same	19.00

[1] In trust for Society L'Enfant de France.
[2] Income from trust u/w of Duncan D. Dexter, deceased.
[3] Income from trust established under will of Augustus Thorndike, deceased.
[4] Income from Trust established under the Will of James Jackson Jarves, deceased.

[F. R. Doc. 46–3609; Filed, Mar. 6, 1946; 11:50 a. m.]

[Vesting Order 5897]

AMALIA HAMM

In re: Stock owned by Amalia Hamm.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Amalia Hamm, whose last known address is Berlin-Wilmersdorf, Prinzregentenstr., 87, Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: Fifty shares of $100 par value common capital stock of Fensterer & Ruhe Building Company, 2 Wall Street, New York, New York, a corporation organized under the laws of the State of New York, evidenced by Certificate Number 36, dated July 30, 1931, and registered in the name of (Mrs.) Amalia Hamm, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3483; Filed, Mar. 5, 1946; 10:28 a. m.]

[Vesting Order CE 143]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CONNECTICUT COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Chung Shee (or Wong Sin)	China	Estate of N. G. Chin You, deceased. Court of Probate, District of Hartford, State of Connecticut.	$122.00
		Item 2	
Jozef Wojenski	Poland	Estate of Stanislaw Wojenski, also known as Stanley Wojenski, Stanislaw Woienski, Stanley Woienski, Stanislaw Wuienski, Stanley Wuienski, Stanislaw Worenski, deceased. Court of Probate, District of Stamford, State of Connecticut.	47.00
		Item 3	
Franciszka Jakubowska	Poland	Same	47.00
		Item 4	
Franciszek Wojenski	Poland	Same	47.00
		Item 5	
Malgorzata Jakubowska	Poland	Same	47.00
		Item 6	
Eftalia Maisides, Elia Eliades, Anastasia Kajelides and Elizabeth Maisides.	Greece	Estate of George Eliades, deceased. Court of Probate, District of Bridgeport, State of Connecticut.	87.00
		Item 7	
Jan Buczynski	Poland	Estate of Antonina Buczynska, deceased. Court of Probate, District of Hartford, State of Connecticut.	41.00
		Item 8	
Maryanna Buczynski	Poland	Same	41.00
		Item 9	
Tekla Buczynska	Poland	Same	41.00
		Item 10	
Teofila Wodarska or Wlodarska	Poland	Same	41.00
		Item 11	
Mary Hoskins, known in religion as Sister M. Mary.	France	Estate of Catherine M. Ahern (or Kate M. Ahern), deceased. Court of Probate, District of Hartford, State of Connecticut.	115.00

[F. R. Doc. 46–3610; Filed, Mar. 6, 1946; 11:50 a. m.]

[Vesting Order CE 144]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Marie Landgren Andersen, also known as Marie Landgren.	Denmark	Carl August Engstrom vs. Marie Landgren Andersen, Superior Court, Cook County, Ill., File No. 43 S 14486.	$117.84	First National Bank of Chicago, Chicago, Ill., Savings Account No. 1,433,754.	$31 00
		Item 2	58.94	First National Bank of Chicago, Chicago, Ill., Savings Account No. 1,433,753.	17.00
Ellen Rasmussen Beenfeldt, also known as Ellen Rasmussen.	Denmark	Same			
		Item 3	58.94	First National Bank of Chicago, Chicago, Ill., Savings Account No. 1,433,752.	17 00
Olga Rasmussen Hansson, also known as Olga Rasmussen.	Denmark	Same			
		Item 4	23.37	First National Bank of Chicago, Chicago, Ill., Savings Account No. 1,433,751.	7.00
Gerda Persson Nielssen also known as Gerda Persson.	Denmark	Same			
		Item 5	133.92	County Treasurer of Knox County, Court House, Galesburg, Ill.	32.01
Charles DuBois	France	Estate of Andre Jean Baptistie Delforge, also known as Andrew Delforge, deceased, County Court of Knox County, Galesburg, Ill.			
		Item 6	137.91	Same	32.00
Adolphine Pagniez	France	Same			
		Item 7	135.91	Same	32.00
Clementine Lacknemont	France	Same			
		Item 8	6,268.00	Mr. Henry M. Ward, Lawrence Bldg., Sterling, Ill., Executor.	42.00
Eugenie Mathis Sann	France	Estate of Joseph Sann, deceased, County Court of Lee County, Dixon, Ill.			
		Item 9	6,268.00	Same	42.00
Leontine Sann Stouvenin	France	Same			
		Item 10	752.71	Clerk of the Superior Court of Cook County, County Bldg., Chicago, Ill.	124 00
Johann Jorgenson, also known as John Jorgenson, and the unknown heir or heirs at law of Olive Jorgenson, deceased, if any.	Norway	Ralph H. Halvorsen, et al, vs. Annette Caroline Johnson, et al., Superior Court, Cook County, Ill., File No. 44–S–7874.			
		Item 11	25,000.00	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill., Executor.	40 00
Angele Olagnon, also known as Suzy Deslan.	France	Estate of Ira Nelson Morris, deceased, Probate Court, Cook County, Ill., File No. 42–P–533; Docket 460, Page 424.			

[F. R. Doc. 46–3611; Filed, Mar. 6, 1946; 11:50 a. m.]

[Vesting Order 5728]

H. AHRENS & CO.

In re: Bank account owned by H. Ahrens & Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That H. Ahrens & Company, the last known address of which is % Herman Bosch-Mgr., P. O. Box 137, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to H. Ahrens & Company, by Irving Trust Company, New York, New York, arising out of a checking account, entitled H. Ahrens & Company, maintained at the branch office of the aforesaid bank located at 42nd Street and Park Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3598; Filed, Mar. 6, 1946; 11:48 a. m.]

[Vesting Order 5751]

GEBRUEDER BETHMANN

In re: Bank account owned by Gebrueder Bethmann.

Under the authority of the Trading with the Enemy Act, as amended, an Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gebrueder Bethmann, the last known address of which is Frankfurt A/M, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gebrueder Bethmann, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Gebrueder Bethmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington; D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3599; Filed, Mar. 6, 1946; 11:48 a. m.]

[Vesting Order 5756]

H. BOHME & CO.

In re: Bank accounts owned by H. Bohme & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That H. Bohme & Co., the last known address of which is Speersort 17, Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: a. That certain debt or other obligation owing to H. Bohme & Co., by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Messrs. H. Bohme & Co., and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to H. Bohme & Co., by Irving Trust Company, 1 Wall Street, New York, New York, arising out of an outstanding official check account, entitled H. Bohme & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3600; Filed, Mar. 6, 1946; 11:49 a. m.]

[Vesting Order 5757]

WILLIAM BRACHT

In re: Bank account owned by William Bracht.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That William Bracht, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to William Bracht, by Irving Trust Company, New York, New York, arising out of a checkway checking account, Account Number 766, entitled Mr. William Bracht, maintained at the branch office of the aforesaid bank located at 350 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

erty Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3601; Filed, Mar. 6, 1946; 11:49 a. m.]

[Vesting Order 5769]

CHARLES W. NEUMEISTER

In re: Trust created under the Will of Charles W. Neumeister, deceased; File D–28–9425; E. T. sec. 12592.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of George Seeger and his surviving children and grandchildren, Konrad Neumeister and his surviving children and grandchildren, Gustav Neumeister and his surviving children and grandchildren, and Minna Johanna Volmer and her surviving children and grandchildren, and each of them, in and to the Trust created under the Will of Charles W. Neumeister, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

George Seeger and his surviving children and grandchildren, Germany.
Konrad Neumeister and his surviving children and grandchildren, Germany.
Gustav Neumeister and his surviving children and grandchildren, Germany.
Minna Johanna Volmer and her surviving children and grandchildren, Germany.

That such property is in the process of administration by Security-First National Bank of Los Angeles, as Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3602; Filed, Mar. 6, 1946; 11:49 a. m.]

[Vesting Order 5772]

CHRISTOFF STEPHEN RASCHI

In re: Trust created under the will of Christoff Stephen Raschi, deceased; File D–28–9803; E. T. sec. 13816.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of heirs, names unknown, of Elisa Fetzen, Anna Crime, Grete Gerhart, Elisabeth Nink, Johannes Nink, Christian Nink, and Joseph Nink, and each of them, in and to the estate of Christoff Stephen Raschi, deceased, and in and to the Trust created under the will of Christoff Stephen Raschi, deceased,

is properly payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Heirs, names unknown, of Elisa Fetzen, Anna Crime, Grete Gerhart, Elisabeth Nink, Johannes Nink, Christian Nink, and Joseph Nink, Germany.

That such property is in the process of administration by F. W. R. Preer, as Executor of the Estate of Christoff Stephen Raschi, deceased, acting under the judicial supervision of the Circuit Court of the State of Oregon, for Clackamas County;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3604; Filed, Mar. 6, 1946; 11:49 a. m.]

[Vesting Order 5776]

SOPHIA VARGA

In re: Estate of Sophia Varga, deceased; File No. D–34–817; E. T. sec. 12833.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mary L. Major, Ida Laszlo and Bela Laszlo, and each of them, in and to the Estate of Sophia Varga, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Mary L. Major, Hungary.
Ida Laszlo, Hungary.
Bela Laszlo, Hungary.

That such property is in the process of administration by Louis Laszlo, as Executor, acting under the judicial supervision of the Probate Court, District of Bridgeport, State of Connecticut;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3606; Filed, Mar. 6, 1946; 11:49 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 103 Under Order 375 Under 3 (b)]

EARL E. BORTZ

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 103 under Order No. 375 of § 1499.3 (b) of the General Maximum Price Regulation. Earl E. Bortz; Docket No. 6035:2–GMPR–ORD 375–360.

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered that:

Item No.	Description	Weight per piece	Number of pieces	Weight per sales unit
				Pounds
1	Hollow chocolate figures	2 ounces	24	3
2	do	1 ounce	48	3
3	Open-top egg	4 ounces	72	18
4	Two-piece egg	10 ounces	36	22½
5	Standing rabbit	11 ounces	36	24¾
6	Hollow name egg	8 ounces	36	18
7	Hand decorated egg	1¼ lbs	1	1¼
8	do	1¾ lbs	1	1¾
9	do	2 lbs	1	2
10	do	5 lbs	1	5
11	Decorated rabbit	1 lb	1	1
12	do	2 lbs	1	2
13	do	3¼ lbs	1	3¼

(b) The maximum prices for the sales of the items described above, and referred to below by its designated item No., shall be:

Item No.	Maximum delivered prices for sales by Earl E. Bortz to wholesalers (per sales unit)	Maximum delivered prices for sales by Earl E. Bortz to chain stores (per sales unit)	Maximum delivered prices for sales by wholesalers to retailers (per sales unit)	Maximum prices for sales by wholesalers to consumers (per piece)	Maximum prices for sales by chain stores to consumers (per piece)
1	$1.36	$1.30	$1.70	$0.10	$0.10
2	1.36	1.30	1.70	.05	.05
3	-------	9.90	-------	-------	.20
4	-------	13.50	-------	-------	.55
5	-------	13.10	-------	-------	.55
6	-------	9.95	-------	-------	.40
7	1.10	-------	1.35	1.90	-------
8	1.30	-------	1.60	2.20	-------
9	1.75	-------	2.20	3.00	-------
10	2.50	-------	3.10	4.35	-------
11	.75	-------	.95	1.25	-------
12	1.35	-------	1.65	2.30	-------
13	1.80	-------	2.25	3.15	-------

(c) Earl E. Bortz shall mail or otherwise supply to its chain store purchasers at the time of or prior to the first delivery to such purchaser of any of the above named items, the following notice:

The Office of Price Administration has authorized me to sell my (Item No.) to chain stores at a maximum price of (price of item), delivered, per sales unit. Chain stores are authorized to sell this item to consumers at a maximum price of (----) per piece.

(d) Earl E. Bortz shall furnish each wholesaler at the time of or prior to delivery of any of the above named items with the following notice:

The Office of Price Administration has authorized me to sell my (Item No.) to wholesalers, at a maximum price of (price of item), delivered, per sales unit. Wholesalers are authorized to sell this item at a maximum price of (price of item) per sales unit, delivered.

(e) Earl E. Bortz for a period of at least ninety days shall place in or on each box distributed through a wholesaler, a notice as follows:

The Office of Price Administration has authorized wholesalers to sell item (No. of Item) at a maximum delivered price (Price of item) per sales unit. Retailers are authorized to sell this item to consumers at a maximum price of (price of piece) per piece.

(f) This order may be revoked or amended at any time by the Price Administrator.

(g) This Order No. 103 shall become effective March 7, 1946.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F. R. 8419, 9419, 10961).

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3583; Filed, Mar. 6, 1946; 11:45 a. m.]

[Rev. SO 119, Order 102]

A. J. LINDEMANN AND HOVERSON CO.

AUTHORIZATION OF MAXIMUM PRICES

Order 102 under Revised Supplementary Order No. 119. Authorization of maximum prices for sales of electric water heaters manufactured by the A. J. Lindemann and Hoverson Company of Milwaukee, Wisconsin. Docket No. 6075, SO 119–13.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Revised Supplementary Order No. 119, *It is ordered:*

(a) The A. J. Lindemann and Hoverson Company of Milwaukee, Wisconsin, may determine its maximum prices for its line of electric fired storage water heaters by increasing by 10.2 percent its prices in effect on October 1, 1941 to each class of purchaser.

(b) Since the provisions of this order are not intended to reduce properly established maximum prices, the A. J. Lindemann and Hoverson Company may continue to use as its maximum prices to

Authorization of maximum prices governing sales of the confectionery items named in paragraph (a), manufactured and sold by Earl E. Bortz, 1408 Moss Street, Reading, Pennsylvania. (a) The items, the maximum prices of which are authorized by this order, manufactured by Earl E. Bortz, 1408 Moss Street, Reading, Pennsylvania, in accordance with its price application of January 10, 1946, and supplemental letters of January 31, and February 1, 1946, are described below:

each class of purchaser its properly established prices under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect on October 1, 1941 to each class of purchaser plus the increase provided for in (a) above.

(c) The A. J. Lindemann and Hoverson Company of Milwaukee, Wisconsin, shall notify each purchaser, in writing, at or before the issuance of the first invoice after the effective date of this order of the actual dollars-and-cents increase in its selling price for each heater over its prices to each purchaser in effect on March 6, 1946.

(d) The maximum price for sale by any reseller of the electric fired storage water heaters manufactured by the A. J. Lindemann and Hoverson Company shall be his maximum price to each class of purchaser in effect on March 6, 1946 plus the actual dollars-and-cents increase in present acquisition cost resulting from the increase granted the manufacturer under paragraph (a).

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3595; Filed, Mar. 6, 1946; 11:44 a. m.]

[Rev. SO 119, Order 104]

BENDIX AVIATION CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, It is ordered:

(a) *Manufacturer's ceiling prices.* Eclipse Machine Division, Bendix Aviation Corporation, of Elmira, New York, may compute its adjusted ceiling prices for its sales of the Morrow coaster brakes which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increase by 19.2 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Distributors and dealers who sell the article in the same form in which the manufacturer has sold it at an adjusted ceiling price determined under this order, shall determine their maximum prices as follows:

The reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the most comparable article, for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in resellers' margins.* Reseller's maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3596; Filed, Mar. 6, 1946; 11:43 a. m.]

[SO 142, Order 42]

BEAVER PIPE TOOLS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 42 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Beaver Pipe Tools, Inc. Docket Nos. 6083-SO 142-67-3 and 6083-SO 142-136-199.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Beaver Pipe Tools, Inc., Warren, Ohio of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 1% of the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above which are covered by Revised Maximum Price Regulation No. 136 shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amounts by which his net invoiced costs have been increased by reason of this order.

(c) Beaver Pipe Tools, Inc. shall notify each purchaser, who buys the products described in paragraph (a) above, which are covered by Revised Maximum Price Regulation No. 136, for resale, of the dollar-and-cents amount by which this Order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3597; Filed, Mar. 6, 1946; 11:43 a. m.]

[Max. Import Price Reg., Amdt. 1 to Order 112]

NINA RICCI

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, It is ordered:

Order No. 112 under the Maximum Import Price Regulation is amended as follows:

Paragraphs (b) and (c) are amended by adding "manufactured by Nina Ricci, S. A. R. L., 20 Rue de Capucenes, Paris, France" after the words, "Lalique—France."

This amendment shall become effective immediately.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3581; Filed, Mar. 6, 1946; 11:44 a. m.]

[MPR 188, Order 10 Under Order 6]

NATIONAL ENAMELING AND STAMPING CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country for all small electrical appliances manufactured by the National Enameling and Stamping Company, 270 N. Twelfth Street, Milwaukee 1, Wisconsin, and which are sold under the brand name "Nesco", as follows:

(1) The uniform retail ceiling price of an article which the manufacturer sold or offered for delivery during March 1942 or which differs only by a minor change from such an article shall be the price which the manufacturer suggested as the retail price, including federal excise tax, for the article sold or offered for delivery during March 1942, as indicated by the manufacturer's last retail price list in effect prior to April 1, 1942.

(2) The uniform retail ceiling price, of an article which the manufacturer did not sell or offer for delivery during March 1942, and for which a maximum price to consumers has been previously established by an order under Maximum Price Regulation No. 188, shall be the maximum price for sales to consumers which was established by such an order.

(3) The uniform retail ceiling price, of an article which the manufacturer did not sell or offer for delivery during March 1942, and for which a maximum price to consumers has not been previously established by an order under Maximum Price Regulation No. 188, shall be the retail ceiling price computed in accordance with the provisions of section 4 (c) (1) of Order No. 6.

(b) The manufacturer shall determine distributors' ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 in accordance with the provisions of that order on the basis of the uniform retail ceiling prices fixed by this order. In the case of an article for which the manufacturer does not increase his prices to distributors as permitted by Order No. 6 he shall determine distributors' ceiling prices which will reflect the same discounts from the retail ceiling price fixed by this order which the manufacturer customarily suggested for sales at whoesale as indicated by his wholesale price list in effect immediately prior to April 1, 1942.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed, by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 7th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3584; Filed, Mar. 6, 1946; 11:47 a. m.]

[MPR 188, Order 80 Under Order A-3, Revocation]

SARGENT & CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order A-3 under § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:*

Order No. 80 under Second Revised Order A-3 under Maximum Price Regulation No. 188 be, and hereby is, revoked.

This order shall become effective on the 7th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3588; Filed, Mar. 6, 1946; 11:46 a. m.]

[MPR 188, Order 123 Under Order A-2]

SARGENT & CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section (a) (16) of Order No. A-2 under § 1499.159e of Maximum Price Regulation No. 188; *It is ordered:*

(a) Sargent & Company, New Haven 9, Connecticut, may increase its maximum prices in effect immediately before this order was issued for sales to jobbers of Model No. 15X Food Choppers which it manufactures, by 7.3 percent of each such maximum price per dozen, provided the amount of such increase is separately stated on each invoice or other written evidence of sale, as an adjustment charge.

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his maximum prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by O. P. A. Form 620-759 with regard to how he determined his maximum price for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers' prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances and other price differentials in effect during the base period, or which have been properly established under the applicable OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the article covered by this order. The notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 7th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3587; Filed, Mar. 6, 1946; 11:45 a. m.]

[MPR 188, Order 144 Under 2d Rev. Order A-3]

SARGENT & CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:*

(a) *Manufacturer's maximum prices.* Sargent & Company, New Haven 9, Connecticut, may increase its maximum prices in effect immediately prior to March 29, 1945, for sales of the following models of carpenters' squares, box or cotton hooks and bench planes which it manufacturers, by the percentage of each such maximum price appearing opposite each article, provided the amount of such increase is separately stated on such invoice or other evidence of sale, as an adjustment charge:

Model No.	Article	Percentage of adjustment
		Percent
3	Carpenters' squares (per doz.)	22.0
14	do	44.3
100	do	12.5
500K	do	2.3
2	Box or cotton hooks (per doz.)	6.2
14	do	21.3
79	Bench planes (each)	19.3
418	do	1.4
422	do	3.1
217	Block plane (each)	25.0

(b) *Maximum prices of purchasers for resale.* A person who hereafter buys for resale any article covered by this order may collect from his customer in addition to his properly established maximum price in effect immediately before this order was issued, an adjustment charge in the same dollar-and-cent amount as the adjustment charge herein authorized, and which he pays to his supplier. If he does not have a maximum price in effect for the article at the time this order was issued, he may add the same adjustment charge to the maximum price which he hereafter establishes for his sale under the applicable regulation. If the applicable regulation requires the maximum price to be computed on the basis of cost, the reseller must find his maximum resale price (not including the permitted adjustment charge) by using as cost his invoice cost less an adjustment charge stated on the invoice as a separate amount. On all sales other than sales to ultimate consumers, this adjustment charge may be made and collected only if it is separately stated on each invoice.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials in effect during the base period, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 7th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3589; Filed, Mar. 6, 1946; 11:46 a. m.]

[MPR 188, Order 4891]

J & M DISTRIBUTING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by J & M Distributing Company, 206 Broadway, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—Jobbers	For sales by the manufacturer to—Retailers	For sales by any person to consumers
Metal table lamp and silk shade.	600T	$3.61	$4.25	$7.65
Metal 3-way table lamp and shade.	750T	4.17	4.90	8.80
Bridge lamp and silk shade.	750-600 and 750.	9.31	10.95	19.70
Student bridge lamp and silk shade.	900 and 900-600.	9.31	10.95	19.70
Junior floor lamp and silk shade.	995V and 995V-600.	9.31	10.95	19.70
Floor lamp and silk shade.	1095-8 and 1095-600-8.	10.21	12.01	21.60
Floor lamp and silk shade.	600	10.21	12.01	21.60
Torchiere floor lamp and glass reflector.	1350T and 1350T-600.	10.22	12.02	21.65

These maximum prices are for the articles described in the manufacturer's application dated February 23, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 7th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3586; Filed, Mar. 6, 1946; 11:47 a. m.]

[RMPR 194, Amdt. 2 to Order A-1]

WOMEN'S, GIRLS', CHILDREN'S AND INFANTS' OUTERWEAR GARMENTS

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 18 (a) of Revised Maximum Price Regulation 194, *It is ordered:*

Order No. A-1 under Revised Maximum Price Regulation 194 is amended in the following respects:

1. Section 3a is added to read as follows:

SEC. 3a. *Adjustment to nearest nickel or quarter of a dollar.* If the ceiling price established by section 2 or 3 of this order amounts to less than $5.00 it may be adjusted to the nearest nickel, and if it amounts to $5.00 or more it may be adjusted to the nearest quarter of a dollar.

2. Section 5 is amended to read as follows:

SEC. 5. *Sales slips, receipts and invoices*—(a) *Sales other than by 5-and-10 variety stores.* Regardless of whether the buyer requests it, you must give the buyer a sales slip, receipt or invoice showing (a) the date, (b) your name and address, (c) a description of each garment sold, and (d) the price received for each garment. You must make a duplicate copy of such sales slip, receipt or invoice and mark thereon the same information that is marked on the label or ticket attached to the garment pursuant to section 4. All duplicate sales slips, receipts or invoices must be kept at your place of business and preserved for inspection by the OPA so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) *5-and-10 variety stores.* If you conduct an establishment commonly known as 5-and-10 variety store, you must comply with the requirements of paragraph (a) of this section on all sales of an article or articles for which the maximum price amounts to $5.00 or more. In smaller sales, if you have customarily given a sales slip, receipt or similar evidence of purchase, you must continue to do so; however, if the buyer requests it, you must, regardless of your previous custom in smaller sales, give the sales slip, receipt or invoice required by paragraph (a) of this section and comply with all the other requirements of paragraph (a).

This amendment shall become effective March 11, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 45-3590; Filed, Mar. 6, 1946; 11:45 a. m.]

[MPR 367, Rev. Order 9]

SANDERS PET SHOP ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On or about November 20, 1945 E. A. Sanders, doing business as Sanders Pet Shop, 118 West Jefferson Street, Louisville, Kentucky filed an application for the Amendment of Order No. 9 under section 10 of Maximum Price Regulation No. 367 to provide for the establishment of maximum prices on sales of the pet food product containing horsemeat known as "Sanders' 'Plete Meal Cooked Dog Food" when sold to and by peddler-truck sellers. Order No. 9 under section 10 of Maximum Price Regulation No. 367 established prices for the sale of the aforesaid product by other sellers, but made no provision for its sale to or by peddler-truck sellers.

Due consideration has been given to the application and an opinion in support of this revised order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328 and 9599, and pursuant to the provisions of section 10 of Maximum Price Regulation No. 367; *It is ordered:*

(a) That the provisions of this Revised Order No. 9 under section 10 of Maximum Price Regulation No. 367 supersede the pricing provisions of Order No. 9 under section 10 of Maximum Price Regulation No. 367, effective immediately.

(b) That E. A. Sanders, doing business as Sanders Pet Shop may sell and deliver, and agree, offer, solicit and attempt to sell and deliver, the pet food product containing horsemeat known as "Sanders' 'Plete Meal Cooked Dog Food" to peddler truck operators, wholesalers or retailers at prices not in excess of those stated in paragraph (c) of this order. Any person who is a peddler truck operator, a wholesaler or a retailer may buy and receive, and agree, offer, solicit and attempt to buy and receive the said pet food product containing horsemeat at such prices from E. A. Sanders, doing business as Sanders Pet Shop.

(c) That the maximum price for "Sanders' 'Plete Meal Cooked Dog Food" shall be as follows:

(1) For sales made by E. A. Sanders, d/b/a Sanders Pet Shop.

(i) To peddler truck operators or wholesalers, f. o. b. the sellers plant—$0.12 per pound.

(ii) To retailers, delivered to their place of business—$0.14 per pound.

(2) For sales made by a peddler truck operator shall be:

(i) $0.14 per pound, plus actual freight costs incurred by the peddler truck operator in acquiring the product, the total to be rounded to the nearest one-half cent.

(3) For sales made by a wholesaler shall be determined pursuant to the provisions of Maximum Price Regulation No. 421.

(4) For sales made by a retailer in Group 3 or Group 4 shall be determined pursuant to the provisions of Maximum Price Regulation No. 422.

(5) For sales made by a retailer in Group 1 or Group 2 shall be determined pursuant to the provisions of Maximum Price Regulation No. 423.

(d) That the permission granted to E. A. Sanders d/b/a Sanders Pet Shop in this order is subject to the following conditions:

(1) The pet food product containing horsemeat known as "Sanders' 'Plete Meal Cooked Dog Food" must conform to the specifications set forth in the formula for that product filed with the Office of Price Administration, Washington, D. C., by E. A. Sanders, d/b/a Sanders' Pet Shop, in conjunction with the filing of the application for original Order No. 9.

(2) E. A. Sanders, d/b/a Sanders' Pet Shop shall provide each peddler truck operator, wholesaler, or retailer making his initial purchase of "Sanders' 'Plete Meal Cooked Dog Food" with a notice in following form:

(Insert date)

The Office of Price Administration has authorized E. A. Sanders, d/b/a Sanders' Pet Shop to sell "Sanders' 'Plete Meal Cooked Dog Food" at or below the following maximum prices:

To peddler-truck operators or wholesalers, f. o. b. our plant—$0.12 per pound.

To retailers, delivered to their place of business—$0.14 per pound.

If you are a peddler-truck operator the maximum price at which you may sell "Sanders' 'Plete Meal Cooked Dog Food" is $0.14 per pound plus actual freight costs incurred by you in acquiring the product, the total to be rounded to the nearest one-half cent.

If you are a wholesaler or retailer, you shall determine your maximum selling price for "Sanders' 'Plete Meal Cooked Dog Food" in accordance with the provisions of Maximum Price Regulations Nos. 421, 422, or 423, whichever is applicable.

(e) All sales made under this Revised Order No. 9 shall be subject to all applicable provisions of Maximum Price Regulation No. 367.

All prayers of the application not granted herein are denied.

This Revised Order No. 9 may be revoked or amended by the Administrator at any time.

This Revised Order No. 9 shall become effective immediately.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3591; Filed, Mar. 6, 1946; 11:47 a. m.]

[SO 108,[1] Special Order 12]

FUR FELT

TEMPORARY SUSPENSION OF CERTAIN PROVISIONS

An opinion accompanying this Special Order No. 12, under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

SECTION 1. *Purpose of this order.* This order suspends some of the requirements of SO 108 as they apply to certain types of items.

SEC. 2. *Items affected by this order.* This order applies to items made (except for lining, binding and trimmings) of fur felt.

SEC. 3. *What you may do under this order.* Beginning with January 1, 1946, and for all subsequent quarters until this order is revoked, you may, in computing your weighted average price in any category during a period of normal operation or a makeup period, exclude the net dollar amount charged for deliveries of items listed in section 2 and the total number of units delivered of such items: Provided that, you observe the filing requirements of section 4 which are applicable to you.

SEC. 4. *Filing requirements*—(a) *Amending maximum average price chart*—(1) *Sellers who delivered both items listed in section 2 and other items during the base period.* If, during your base period, you delivered both items listed in section 2 and other items in the same category and you now wish to deliver both types of items in that category but do not wish to include those listed in section 2 in calculating your weighted average prices after January 1, 1946, you must refigure your MAP for that category by excluding from your base period deliveries of that category, all deliveries of items listed in section 2. You must also file with your OPA District Office, on or before April 6, 1946, or the date on which you first deliver an

[1] 10 F.R. 4336, 5995, 6402, 8368, 10200, 12089, 12984, 13129, 15125.

item you wish to exclude, whichever is later, two signed copies of an amendment to your maximum average price chart showing as to each refigured category the information required by section 4 (b) of Supplementary Order 108.

(2) *Sellers who delivered only items listed in section 2 during the base period.* If you delivered only items listed in section 2 during your base period and you do not wish to include those items in calculating your weighted average price after January 1, 1946, you must file with your OPA District Office, on or before April 6, 1946, or the date on which you first delivered an item you wish to exclude, whichever is later, two signed copies of an amendment to your maximum average price chart stating the number and title of each such category and that each such category is now suspended from your maximum average price chart.

(b) *Special provision for persons who must amend their maximum average price charts under (a) (2) above.* If you have no MAP for a category after January 1, 1946, because all of your base period deliveries in the category were items listed in section 2, you must not deliver any items in that category not listed in section 2, until you receive an order under section 9 of SO 108 authorizing a MAP for that category; except that if you file your application on or before March 31, 1946, you may continue to deliver and use your former maximum average price for that category until an order of authorization is issued to you.

(c) *Reporting weighted average price of excluded items.* If you wish to exclude the items listed in section 2, you must on or before 20 days after the end of each quarter, file with your OPA District Office two signed copies of a statement containing the following information for the preceding quarter: (1) name and address of firm; (2) statement that this report is filed under Special Order 12; (3) for each category from which deliveries of items listed in section 2 were excluded, the total net dollar amount charged for deliveries excluded under this order, the total number of excluded units delivered and the weighted average price of such units.

(d) *Suspension of surcharge.* If you are operating on a makeup basis, you may deduct from your total net accumulated surcharge on January 1, 1946 the following amount: The total of all surcharges incurred between June 1, 1945 and November 30, 1945 in all categories in which your deliveries consisted entirely of items listed in section 2. If such surcharges equal an amount greater than your total net accumulated surcharge on January 1, 1946, then deduct an amount equal to your total net accumulated surcharge. In other words, you do not earn any credit as a result of this suspension of surcharge.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall become effective as of January 1, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3631; Filed, Mar. 6, 1946; 4:20 p. m.]

OILCLOTH

[MPR 478, Amdt. 2 to Order 157]

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

Paragraph (b) of Order No. 157 under Maximum Price Regulation is amended by adding the following thereto:

Wholesalers of oilcloth who have no "price in effect" on March 1, 1942, for sales of any particular oilcloth, other than wall oilcloth, or for sales to any particular class of purchaser to whom they now propose to sell, will determine their maximum prices for sales of the particular oilcloth or to the particular class of purchaser, as the case may be, by application under the provisions of section 10 of Maximum Price Regulation 478.

This order shall become effective March 11, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3675; Filed, Mar. 7, 1946; 11:14 a. m.]

[MPR 580, Amdt. 2 to Order 17]

UNION UNDERWEAR CO., INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-542.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 17 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) (1) For so long as the manufacturer pretickets and the retailer sells Fruit of the Loom shorts at or below the prices listed in Appendix A below, the following ceiling prices are established for sales by any seller at retail of Fruit of the Loom knitted cotton undershirts manufactured by Union Underwear Co., Inc., Empire State Building, New York, New York, and described in the manufacturer's application dated April 4, 1945:

Brand name	Article	Style No.	Retail ceiling price
Fruit of the Loom.	Men's knitted undershirts.	2501	$0.30
Fruit of the Loom.	Boys' knitted undershirts.	501B	.35

(2) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by Union Underwear Co., Inc., Empire State Building, New York, New York, and described in the manufacturer's application dated April 4, 1945:

Brand name	Article	Style No.	Retail ceiling price
Fruit of the Loom.	Men's nainsook unionsuits.	1500	$0.89

2. Paragraph (g) is added to read as follows:

(g) On or before the 20th day following each calendar quarter of its fiscal year Union Underwear Company shall file with the Distribution Price Branch, Consumer Goods Price Division, Office of Price Administration, Washington 25, D. C., a statement showing for the preceding calendar quarter year the number of dozens of articles shipped in each of the following of its style numbers: Style Number 2501; Style Number 501B; Style Number 552; and Style Number 582B.

3. Appendix A is added to read as follows:

APPENDIX A

Brand name	Article	Style No.	Retail price
Fruit of the Loom	Men's shorts	552	$0.50
Fruit of the Loom	Boy's shorts	582B	.39

This amendment shall become effective March 6, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3629; Filed, Mar. 6, 1946; 4:31 p. m.]

[MPR 571, Order 3]

RENTAL OF CERTAIN TYPES OF COMMERCIAL MOTOR VEHICLES ON CONSTRUCTION, ROAD MAINTENANCE AND HOUSING PROJECTS

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act, as amended, and section 14 of Maximum Price Regulation 571, it is hereby ordered:

(a) *Applicability of this order.* This order applies to all rentals of motor vehicles, trailers and accessorial equipment of the described types, whether leased on a "bare" basis, or on a "fully maintained and operated" basis with or without drivers, for use on or in connection with construction, road maintenance or housing projects (herein referred to as "construction") in the District of Columbia and all States of the United States, except the area covered by Region 8 Order G-13 (California, Washington, Nevada, Oregon, except Malheur County, and Arizona, except those portions of Coconino County and Mohave County lying north of the Colorado River; and the following counties in the state of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho).

(b) *Relation of this order to other regulations and orders.* The maximum prices fixed by this order supersede any maximum price or pricing method previously established under the General Maximum Price Regulation, Revised Maximum Price Regulation 165, Maximum Price Regulation 571 and Orders 1 and 2 under Maximum Price Regulation 571, with respect to the rental services covered herein.

(c) *Maximum rates for automotive equipment rentals*—(1) *"Bare" basis.* The maximum rates for the rental of motor vehicles, trailers and accessorial equipment or combinations thereof, on a "bare" basis for use on construction projects are set forth in "Schedule A."

(2) *"Fully maintained and operated" basis.* The maximum rates for the rental of motor vehicles, trailers and accessorial equipment, or combinations thereof, on a "fully maintained and operated" basis for use on construction projects are set forth in "Schedule B."

(3) *Combination charges prohibited.* In no event may any charge for a particular rental of a motor vehicle be based on a combination of "Schedule A" and "Schedule B" rates.

(d) *Less than maximum rates.* Nothing in this order prevents the charging, offering, or paying of rates lower than the maximum rates permitted by this order.

(e) *Modification of rates.* The Administrator may by order authorize rentals other than those provided in this order, either lower or higher, applicable to particular construction projects, where it is demonstrated that due to conditions peculiar to the project, the rates herein established are either higher or lower than would be generally fair and equitable, to either lessee or lessor.

(f) *Effect on applications under section 5 (a).* Any person subject to this order is exempt from the requirement of filing an application for approval of a maximum rate pursuant to section 5 (a) of Maximum Price Regulation 571.

This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 12, 1946.

Issued this 7th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

SCHEDULE A—RENTALS OF MOTOR VEHICLES, TRAILERS AND ACCESSORIAL EQUIPMENT ON BARE BASIS

PART I—TRUCKS AND PASSENGER CARS

Description—Manufacturer's rated capacity	*Maximum rate per month of 240 hours*
Light duty truck (including pick-up) to and including ¾-ton	$85.00
1-ton pick-up, flat bed, stake truck, or tractor-truck	95.00
1½-ton flat bed, stake truck, or tractor-truck	150.00
2-ton flat bed, stake truck, or tractor-truck	200.00
2½-ton flat bed, stake truck, or tractor-truck	225.00
3-ton flat bed, stake truck, or tractor-truck	250.00
3½-ton flat bed, stake truck, or tractor-truck	275.00
4-ton flat bed, stake truck, or tractor-truck	300.00
4½-ton flat bed, stake truck, or tractor-truck	350.00
5-ton flat bed, stake truck, or tractor-truck	400.00
6-9-ton flat bed, stake truck, or tractor-truck	450.00
10-14-ton flat bed, stake truck, or tractor-truck	500.00
15-18-ton flat bed, stake truck, or tractor-truck	600.00
Station wagon or passenger car	100.00
Add the following rates per month for use of:	
(1) Power-operated winch	50.00
(2) Oil field bed, gin pole, boomers, and chains	50.00
(3) Tandem-drive axle	50.00
(4) Front wheel drive (on 1½-ton and greater capacity vehicle)	50.00
(5) Water tank (Minimum of 500 gallons)	25.00
(6) Pole line construction compartment body	50.00

PART II—TRAILERS

Pole type	50.00
Pole type-tandem axle (18-ton pay load)	85.00
Float or semi (12½-ton pay load)	75.00
Full four wheel (12½-ton pay load)	85.00
Tandem float (30-ton pay load)	250.00
Low boy carry-all 10-15-ton capacity	125.00
Low boy carry-all 20-25 ton capacity	200.00
Low boy carry-all 30-35 ton capacity	250.00
Low boy carry-all 40-60-ton capacity	300.00

PART III—APPLICATION OF RATES

(a) The monthly rates established herein are based upon a usage of 240 hours per month. For actual use for more than 240 hours during one monthly period, the maximum additional rental price for each additional hour, or part of an hour, for such actual use shall be calculated upon the basis of 1/480 of the applicable rate per month shown in the foregoing schedule.

(b) If used for a part of a monthly period, the maximum rental rate for such part of the monthly period shall be calculated upon the basis of the higher of: (1) 1/30 of the applicable monthly rate for each daily period, or part thereof, of possession or (2) 1/240 of the applicable monthly rate for each hour, or part thereof, of actual use.

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the Lessee.

(d) Drivers' wages are excluded from all rates indicated hereon.

PART IV—DEFINITION AND GENERAL PROVISIONS

"Bare" basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, without supplying any operating and maintenance services required therewith.

Rental rates set forth in this table are for "bare" motor vehicles or trailers, and do not include charges for drivers, mechanics, greasers, gasoline, fuel oil, lubricants, repairs or maintenance (except that due to normal wear and tear) or any other charge which is properly a part of operating and maintenance service. The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling required as a result of normal wear and tear of vehicles. This means that:

(a) When vehicles are on bare rental and break down as a result of normal wear and tear, lessor cannot charge lessee with the cost of repairs, or any rental for the time lost while repairs are being made.

(b) Where vehicles on bare rental break down as a result of any cause other than normal wear and tear, lessor can charge lessee with the cost of repairs and with rental for possession of vehicles during the time while repairs are being made.

(c) However, where vehicles are on bare rental, the lessee may at his own expense always make minor repairs, regardless of the cause of breakdown, where such repairs are necessary to keep the job going, but he may not charge the cost of such repairs to the lessor or deduct the time lost for making repairs from the rental period, without the lessor's consent.

(d) In any instance where there is a breakdown of vehicles on bare rental, the cause of such breakdown is a question of fact that must be determined between the lessor and the lessee.

(e) A bare rental contract may provide for the assumption by the lessee of the duty to make all repairs and replacements at his own cost and expense, including those resulting from normal wear and tear and including tire repair or replacement, provided that in such event the rental shall not exceed 85% of the applicable maximum rental rate set forth in this table. By way of illustration but not limitation, such a lessee may be required to pay the entire cost of a repair or replacement necessitated by climatic conditions, fire, flood, tornado, etc., while the vehicle is or was in his possession, and the normal wear and tear resulting from his use and may be required to pay rental during the repair period. He may be required to pay a proportion of the cost of tires; for example, based upon his mileage use as compared with the normal mileage life of the tires. However, he shall not be required to pay for repair or replacement due to pre-existing or hidden defects, or to defective material, nor would he be required to pay rental during the repair period.

SCHEDULE B—RENTALS OF MOTOR VEHICLES, TRAILER AND ACCESSORIAL EQUIPMENT ON A FULLY MAINTAINED AND OPERATED BASIS

PART I—TRUCKS AND PASSENGER CARS

Description—Manufacturer's rated capacity	*Maximum rate per hour (without driver)*
Light duty truck (including pick-up) to and including ¾-ton	$0.75
1-ton pick-up, flat bed, stake truck, or tractor-truck	1.25
1½-ton flat bed, stake truck, or tractor-truck	1.50
2-ton flat bed, stake truck, or tractor-truck	2.00
2½-ton flat bed, stake truck, or tractor-truck	2.25
3-ton flat bed, stake truck, or tractor-truck	2.50
3½-ton flat bed, stake truck, or tractor-truck	3.00
4-ton flat bed, stake truck, or tractor-truck	3.25
4½-ton flat bed, stake truck, or tractor-truck	3.50
5-ton flat bed, stake truck, or tractor-truck	4.00
6-9-ton flat bed, stake truck, or tractor-truck	4.50

	Maximum rate per hour (without driver)
10–14-ton flat bed, stake truck, or tractor-truck	$5.00
15–18-ton flat bed, stake truck, or tractor-truck	6.00
Station wagon or passenger car	.75
Add the following rates per hour for use of:	
(1) Power operated winch	.50
(2) Oil field bed, gin pole, boomers, and chains	.25
(3) Tandem drive axle	.25
(4) Front wheel drive (on 1½-ton and greater capacity vehicle)	.25
(5) Water tank (minimum of 500 gallons)	.15
(6) Pole line construction compartment body	.25

PART II—TRAILERS

Pole type—single axle	.50
Pole type—tandem axle (18-ton pay load)	1.00
Float or semi (12½-ton pay load)	.75
Full four wheel (12½-ton pay load)	.85
Tandem float (30-ton pay load)	2.50
Low boy carry-all, 10–15-ton capacity	1.50
Low boy carry-all 20–25-ton capacity	2.00
Low boy carry-all, 30–35-ton capacity	2.50
Low boy carry-all, 40–60-ton capacity	3.00

PART III—APPLICATION OF RATES

(a) All repairs and replacements; including tire replacements shall be made by and at the cost and expense of the lessor. Payment will not be made for use of equipment during the time when repairs are being made.

(b) These rates may be applied only to the hours of actual use, but do not contemplate lessee unreasonably retaining equipment in his possession when not in actual use.

Fully Maintained and Operated Basis Rental

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the lessor.

(d) Drivers wages are excluded from all rates indicated hereon.

(e) If driver is provided, lessor may add to the applicable rate set forth, the prevailing driver's wage in the area of the job site, plus payroll taxes.

PART IV—DEFINITION AND GENERAL PROVISIONS

Fully maintained and operated basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, and supply all services required therewith. (Excluding driver).

Rental rates set forth in this table are for fully maintained and operated vehicles (less drivers) or trailers, and include charges for mechanics, greasers, gasoline, fuel oil, lubricants, repairs, tire maintenance or any other charge which is properly a part of "maintenance and operating service." The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling.

[F. R. Doc. 46-3676; Filed, Mar. 7, 1946; 11:14 a. m.]

[Order 121 Under 3 (e)]

CERASEAL CORP.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

(a) Maximum prices for sales of the products and in the sizes set forth below manufactured by the Ceraseal Corporation, 221 North La Salle Street, Chicago 1, Illinois, are established as follows:

LIST PRICES

Commodity	Pints	Quarts	1-gallon	5-gallon containers	55-gallon drums
				Per gallon	*Per gallon*
Doub-L-life #120–P–5 (wood preservative fungicide)	$0.85	$1.40	$4.35	$4.20	$3.85
#120 wood preservative	.75	1.25	4.00	3.85	3.60
#120–SX (leather treatment)	1.00	1.85	4.75	4.60	4.35
#130 masonry treatment	.75	1.25	4.00	3.85	3.60
#530–SX (pulp and paper treatment)	1.20	2.10	5.00	4.80	4.55

(1) These prices are subject to the following discounts:

Industrial:
Less than Drums 35% off list.
Drums—less than 10 drum orders—40% off list.
Ten drum orders and less than 70 drums—40 plus 5% off list.
Carloads of 70 or more drums—40 plus 10% off list.
Production contract requirements requiring 3,600 gals. per month will have a discount of 50% off list.
Distributors: 50 and 10% off list prices.

(2) All prices are f. o. b. seller's shipping point except at retail, in which case prices are delivered.

(b) No extra charge may be made for containers.

(c) Each seller of the commodities covered by this order, except a retailer, shall notify each of his purchasers in writing at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchases upon resale and a statement that they have been established by the Office of Price Administration.

(d) Prior to making any delivery of each of the aforesaid commodities after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price $-------

The blank in the quoted phrase shall be filled in with the applicable maximum retail price.

This order shall become effective March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3582; Filed, Mar. 6, 1946; 11:44 a. m.]

[MPR 594, Amdt. 2 to Order 12]

HUDSON MOTOR CAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, *It is ordered:*

Order No. 12 under Maximum Price Regulation 594 is amended in the following respects:

1. The following Hudson new passenger automobile models, their respective company net prices, and their respective list prices are added to the schedule in paragraph (a) (1):

Model	Description	Company net price	List price
51 (Super Six)	Convertible Brougham	$1,123.04	$1,426
53 (Super Eight)	Chassis	726.58	919
53 (Super Eight)	Club Coupe	1,053.07	1,268
53 (Super Eight)	Sedan	1,092.92	1,270
54 (Commodore Eight)	Club Coupe	1,041.85	1,328
54 (Commodore Eight)	Sedan	1,050.19	1,334
54 (Commodore Eight)	Convertible Brougham	1,232.28	1,565

2. The descriptions of the automobile models under the headings "Leather trims, full" and "Leather trims, three-quarter" in the schedule of prices for extra or optional equipment in paragraph (a) (2) (i) are amended to read as follows:

Description	Company net price to distributor	Distributor net price to dealer	List price
Leather trims, full:			
Sedans, all models and Broughams, Models 51 and 52	$32.63	$34.96	$45.11
3-Passenger Coupe, Models 51 and 52	22.69	24.31	31.37
Club Coupe, all models	28.58	30.62	39.51
Leather trims, three-quarter:			
Sedans, Models 51 and 53; and Broughams, Model 51	25.65	26.88	34.21
3-Passenger Coupe, Model 51	18.38	19.24	24.51
Club Coupe, Models 51 and 53	23.11	24.19	30.81
Sedans, Models 52 and 54, and Broughams, Model 52	30.68	32.32	41.17
3-Passenger Coupe, Model 52	21.66	22.67	28.88
Club Coupe, Models 52 and 54	26.56	28.22	35.95

This amendment shall become effective March 6, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3630; Filed, Mar. 6, 1946; 4:31 p. m.]

Regional and District Office Orders.

[Region III Rev. Order G–2 Under SO 142]

MOAK MACHINE & TOOL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142, and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order provides for an adjustment in the maximum list prices of certain woodworking machinery manufactured by the Moak Machine and Tool Company, Port Huron, Michigan. The order further provides for the adjustment of maximum prices for resellers of the above items.

(b) *Maximum prices.* The manufacturer is hereby authorized to increase its list prices on the following items, as follows:

Description of commodity	*Adjusted list price*
No. 16A saw table, belt drive	$555.00
16" jointer, belt drive, 3 knifehead	595.00
No. 16 saw table, belt drive	448.00
No. 7 shaper	238.00
12" jointer, belt drive, 3 knifehead	513.00
36" band saw, belt drive, Carter wheels	700.00
36" band saw, motor drive with Carter wheels, no motor	675.00
36" band saw, belt drive with cast iron wheels	622.50

(c) *Resellers.* The maximum price for the items covered by paragraph (b) above on sales by any reseller to any class of purchaser shall be the price determined by increasing the maximum price which he had in effect to such purchaser, just prior to the issuance of this order, by the same percentage amount by which his invoiced cost of such item is increased. Accordingly, a reseller who customarily sold on the basis of the manufacturer's list price may continue to sell on the basis of the manufacturer's new list price as adjusted pursuant to this order.

(d) *Discounts.* All sellers covered by this order must maintain the discounts and allowances and terms or conditions of sale which such seller had in effect just prior to the issuance of this order.

(e) *Notice.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of permitted price increase allowed by this order for sales by resellers. This notice may be given in any convenient form.

(f) *Relation to previous order.* This order supersedes Order No. G–2 under section 2 of Supplementary Order No. 142, issued by this regional office on December 29, 1945 and the provisions of that order are hereby revoked.

(g) *Modification and amendment.* This order may be modified, amended, or revoked at any time by the Office of Price Administration.

This order shall become effective February 12, 1946.

Issued: February 12, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-3561; Filed, Mar. 5, 1946; 4:28 p. m.]

[Region III Order G–3 Under Gen. Order 68]

STOCK MILLWORK IN TOLEDO, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all sales of stock millwork at the retail level made by any seller located in the Toledo, Ohio Area and all sales at the retail level made within the Toledo, Ohio Area.

SEC. 2. *Geographical area covered.* The geographical area covered consists of that portion of the states of Ohio and Michigan located within a 7-mile radius of the Court House Square in Toledo, Ohio.

SEC. 3. *Definition of sales at retail level.* A sale at retail level is a sale to a consumer or to a purchaser for resale on an installed basis and not for resale uninstalled. A sale at retail level includes the type of sale referred to in the trade as a "contract sale" wherein the seller provides his own measurements and specifications from plans and specifications furnished by the buyer, quotes a flat price, and guarantees sufficient material to complete a particular job.

SEC. 4. *Definition of stock millwork.* "Stock millwork" in this order includes such standard woodwork items listed in Table 1 and also any woodwork which is described as stock millwork in the following regulations: MPR 44, (Douglas Fir Doors); RMPR 293, (Stock Millwork); and MPR 589, (Douglas Fir Stock Millwork).

SEC. 5. *Explanation of symbols.* Designation "8–A" in the Table of Frame Prices refers to the description of the frames in the Catalogue 8–A, Standard Pine Frames, published by the Pinney Printing Company, Clinton, Iowa.

The term "N. D." as used in the Table of Sash Doors refers to the description as set forth in the National Door Manufacturer's Association publication entitled Standard Woodwork List Catalogue 40 as published by the Pinney Printing Company, Clinton, Iowa.

SEC. 6. *Maximum prices.* The maximum dollar and cent prices for stock millwork are provided in Table 1 which is attached to and made a part of this order.

The maximum prices of all sash doors provided in Table 1 are the maximum prices of sash doors embedded in putty. If sash doors are listed in Table 1, but are sold not bedded in putty, the maximum prices are provided in RMPR 293 plus the allowed markup in Maximum Price Regulation 525 plus 33⅓%.

The maximum prices for all sash and windows described in Table 1 include only maximum prices for chemically treated sash and windows. If not chemically treated 4 cents per window or sash must be deducted from the table price.

The prices provided herein are the maximum which may be charged for the stock millwork items shown whether purchased from manufacturers, jobbers, or self-produced. A seller may quote on a contract basis provided that he maintains records showing complete calculations for each item in his contract price and provided that the contract price is based on prices permitted by this order as well as any other applicable regulation. Contract sales may not exceed the sum total of the maximum stock millwork prices for each and all items in the contract. Prices lower than the maximum prices may be charged.

SEC. 7. *Delivery additions.* The prices set forth in this order include all additions or charges for delivery. No deduction need be made where the purchaser elects to make his own delivery.

SEC. 8. *Maximum prices for stock millwork items not listed in Table 1.* The maximum price for any stock millwork item not listed in Table 1 shall be the basic jobber's carload price for that item as provided in MPR 525 to which may be added 33⅓%. Where jobber's lists have been issued on stock millwork and such lists provide for ⅓ off to dealers, those retail list prices must be reduced by at least 11%. All such prices may be rounded off to the nearest 5 cents.

SEC. 9. *Discounts and allowances.* The maximum prices in this order include all commissions. All customary discounts for cash must be continued.

SEC. 10. *Relationship of this order to MPR 44, RMPR 293, and GMPR.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of MPR 44, RMPR 293, and the GMPR are applicable to sales covered by this order, depending on the millwork involved.

SEC. 11. *Record-keeping.* Each seller must keep at his place of business available for inspection by representatives of the OPA for so long as the Emergency Price Control Act of 1942 is amended or remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services involved, and the prices charged.
5. If the stock millwork is sold on a firm contract price basis and includes two or more different items, the seller must keep a record describing his calculations of each item sold by reason of such firm contract price.

SEC. 12. *Posting.* Every seller making a sale covered by this order shall post a copy of the list of maximum prices fixed by this order.

SEC. 13. *Revocation or amendment.* This order may be revised, amended, modified or revoked at any time by the Office of Price Administration.

This order shall become effective February 11, 1946.

Issued: January 28, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-3547; Filed, Mar. 5, 1946; 4:24 p. m.]

[Region III Order G–5 Under MPR 592]

CLEVELAND SLAG CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency

Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order No. G–5 adjusts the existing maximum prices for the sale of slag produced by the Cleveland Slag Company, Youngstown, Ohio, an Ohio corporation hereinafter designated as the producer. The maximum prices for sales both by the producer and by resellers are adjusted by this order.

(b) *Adjusted maximum prices.* The adjusted maximum prices to the producer for its sale of slag to all classes of purchasers are hereby established as follows (all prices are f. o. b. at the producer's yard):

Slag, size No.:	Adjusted maximum price per ton
46	$1.30
6	1.43
69	1.43
6B	1.53
9	1.73

(c) *Resellers.* The maximum price for resellers of slag produced by the Cleveland Slag Company shall be determined as follows: The reseller shall add to the maximum net price he had in effect to a purchaser of the same class just prior to the issuance of this order the amount in dollars and cents by which his net invoiced cost has been increased due to the adjustment granted the producer by this order.

(d) *Discounts and allowances.* The producer and all sellers covered by this order must maintain their customary discounts, price differentials and allowances.

(e) *Notification of maximum prices.* At the time of or prior to the first invoice to each purchaser for resale, the producer shall notify the reseller in writing of permitted price increases allowed by this order for sales by resellers. This notice may be given in any convenient form.

(f) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective February 12, 1946.

Issued: February 12, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–3550; Filed, Mar. 5, 1946; 4:24 p. m.]

[Region III Order G–6 Under SO 142]

JOHNSON WRECKING FROG CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142, and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–6 authorizes an increase in the maximum prices of railroad car replacers manufactured by the Johnson Wrecking Frog Company of Cleveland, Ohio, an Ohio corporation, and also provides for an increase in the maximum prices of jobbers of these articles.

(b) *Maximum prices.* The Johnson Wrecking Frog Company is hereby authorized to use the following maximum prices on sales of car replacers to its two classes of purchasers:

	Adjusted maximum price to—	
	Users	Jobbers
Per pair:		
Size M	$21.50	$17.20
Size C	29.45	24.55
Size B	42.35	37.45
Size A	49.10	44.20
Size Z	55.25	49.10
Size AA	82.30	74.90
Per cwt.:		
Size M	35.75	28.25
Size C	21.65	19.00
Size B	16.00	14.00
Size A	16.00	14.00
Size Z	16.00	14.00
Size AA	16.00	14.00

(c) *Resellers.* Jobbers of the above articles manufactured by the Johnson Wrecking Frog Company are hereby authorized to add to their maximum net prices in effect to a purchaser of the same class just prior to the issuance of this order, the amount in dollars-and-cents by which their invoiced cost has been increased due to the adjustment granted to the manufacturer by this order.

(d) *Discounts and allowances.* All persons covered by this order shall maintain their customary discounts and allowances and other price differentials which were in effect just prior to the issuance of this order.

(e) *Notification.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of permitted price increases allowed by this order for sales by resellers. This notice may be given in any convenient form.

(f) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective February 20, 1946.

Issued: February 20, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–3553; Filed, Mar. 5, 1946; 4:25 p. m.]

[Region III Order G–7 Under SO 119]

GIBSON, INC. AND CHICAGO MUSICAL INSTRUMENT CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Supplementary Order No. 119, it is ordered:

(a) *What this order does.* This order No. G–7 authorizes an increase in the maximum prices of musical instruments, strings and accessories manufactured by Gibson, Inc., of Kalamazoo, Michigan, hereinafter referred to as the manufacturer. The order further provides for the adjustment of maximum prices for sales by the manufacturer's sole distributor, the Chicago Musical Instrument Company, hereinafter referred to as the distributor. Other resellers are permitted to add the amount of the dollar and cent increases to their established maximum prices.

(b) *Maximum prices—(1) List prices.* The manufacturer is hereby authorized to increase by not more than 14% the list prices of musical instruments, musical instrument strings and accessories listed in its application which were in effect prior to November 15, 1945.

(2) *Sales by manufacturer to distributor—(a) Strings.* For sales of musical instrument strings by the manufacturer to its distributor, the following discounts from the list prices must be allowed: 40, 33⅓, and 10%.

(b) *All other products.* For sales by the manufacturer to the distributor of all the products it manufactures (other than strings) as listed in its application filed with this office, the discounts from the list price shall be 20%.

(3) *Sales by the distributor—(a) Strings.* The following discounts must be allowed for sales of musical instrument strings by the Chicago Musical Instrument Company to the following classes of purchasers:

Class of purchaser	Discounts (percent)
(1) Retail customers	None
(2) Dealers who carry representative stocks	40
(3) Dealers whose purchases from the distributor are $500.00 a year or more	40 and 10
(4) Retail stores with 15 or more branch outlets if total net purchases from the distributor are more than $1,000.00 per year	40 and 15
(5) Jobbers who resell to dealers	40 and 33⅓

(b) *All other products.* The following discounts must be allowed for sales by the distributor of musical instruments and accessories (other than strings) as listed in the manufacturer's application filed with this office to the following classes of purchasers:

Class of purchaser	Discounts (percent)
(1) Retail customers	None
(2) Non-stocking dealers	30
(3) Dealers who carry a representative stock	40
(4) Dealers with three retail outlets	40 and 5
(5) Dealers with more than three outlets	40 and 10
(6) Dealers with a specific assigned territory	40 and 10

(c) *Other reseller's prices.* The maximum prices for sales of the products covered by this order by resellers other than the distributor shall be determined as follows: The reseller may add to the maximum net price he had in effect to a purchaser of the same class just prior to the issuance of this order the amount in dollars and cents by which his net invoiced cost has been increased due to the adjustment granted to the manufacturer by this order.

(c) *Customary allowances.* All sellers covered by this order must maintain their customary terms, allowances and price differentials which were in effect just prior to the issuance of this order.

(d) *Notification.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of permitted price increases allowed by this order for sales by resellers. All invoices to purchasers for resale must contain the necessary information to show the amount of the dollar and cents increase over the previous maximum prices.

(e) *Relation to other regulations or orders.* The maximum prices established by this order supersede those established by any other order or regulation of the Office of Price Administration.

(f) *Amendment or revocation.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective January 18, 1946.

Issued: January 18, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–3551; Filed, Mar. 5, 1946; 4:25 p. m.]

[Region III Order G–7 Under SO 119, Amdt. 1]

GIBSON, INC., AND CHICAGO MUSICAL INSTRUMENT CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Supplementary Order No. 119, it is hereby ordered that paragraph (b) (2) (b) of Order No. G–7 under section 13 of Supplementary Order No. 119 issued January 18, 1946 be amended to read as follows:

For sales by the manufacturer to the distributor of all the products it manufactures (other than strings) as listed in its application filed with this office, a discount of 20 percent shall be allowed from the net figure after the distributor-to-dealer discounts listed in paragraph (b) of subsection (b) (3) are computed from the list price. This will conform to the usual practice used by the manufacturer of billing the distributor on the basis of the class of purchaser who buys the products from the distributor rather than on a fixed discount from the list for all sales to the distributor.

In all other respects, the order remains unchanged.

Issued and effective February 1, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–3552; Filed, Mar. 5, 1946; 4:25 p. m.]

[Region III Order G–7 Under SO 142]

KIRSTIN CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–7 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of stump pullers, plus attachments, manufactured by the Kirstin Company of Escanaba, Michigan, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all stump pullers and attachments manufactured by it shall be its net prices in effect during March 1942 to each class of purchaser increased by 18.9%.

(2) The adjusted net prices authorized in (b) (1) above are subject to cash discounts and transportation allowances at least as favorable as those granted as a deduction from net prices to each class of purchaser during March 1942 on comparable sales of the subject products.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect prior to December 27, 1945, to each class of purchaser the actual dollars-and-cents increase in cost to him resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer shall, prior to the first billing after the adjustment is put into effect, notify every purchaser of the products covered by this order, in writing, of the amount of increase granted by this order. Such notification shall substantially contain the following:

Order No. G–7 under section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices for stump pullers and attachments manufactured by the Kirstin Company. Resellers may add to their maximum prices in effect prior to December 27, 1945 the actual dollars-and-cents amount of increase in cost resulting from the increase granted the manufacturer by this order.

(e) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective February 14, 1946.

Issued February 14, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–3555; Filed, Mar. 5, 1946; 4:26 p. m.]

[Region III Rev. Order G–9 Under RMPR 122, Amdt. 1]

SOLID FUELS IN INDIANAPOLIS, IND., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by §§ 1340.259 and 1340.260 of Revised Maximum Price Regulation No. 122; *It is hereby ordered:*

That Revised Order No. G–9 under Revised Maximum Price Regulation No. 122 be, and it hereby is, amended in the following respects:

1. Part II of Schedule I, contained in paragraph (e) (1) of the subject order is amended to read as follows:

Column I	Column II	Column III
II. High Volatile Bituminous Coals from Producing District No. 11 (Indiana):		
A. Lump and Egg—Size Group Nos. 1, 2, and 3 (bottom size larger than 2" washed or raw):		
1. Linton Sullivan and Brazil-Clinton sub districts:		
a. Price Group No. 6	$7.78	$7.13
b. Price Group Nos. 7, 18, and 19	7.03	6.13
c. Price Group Nos. 1 through 4 and 8 through 12	6.53	5.93
2. Princeton-Ayrshire subdistrict:		
a. Price Group No. 10	6.58	5.88
b. Price Group No. 14	7.85	7.20
B. Lump, Egg and Stove—Size Group Nos. 4, 5, 6, and 8 (bottom size 2" and smaller, washed or raw):		
1. Linton-Sullivan and Brazil-Clinton subdistricts:		
a. Price Group Nos. 7, 18, and 19	6.83	5.88
b. Price Group Nos. 5 and 13	6.98	6.28
c. Price Group Nos. 1 through 4 and 8 through 12	6.58	5.73
d. Price Group No. 6	7.18	6.53
2. Princeton-Ayrshire subdistrict:		
a. Price Group No. 10	6.58	5.88
b. Price Group No. 14	7.15	6.50
C. Raw Nut and Pea—Size Group Nos. 9, 10, 11, and 12 (bottom size larger than 10 mesh or 3/32):		
1. Linton Sullivan and Brazil-Clinton subdistricts:		
a. Price Group No. 6	7.18	6.38
b. Price Group Nos. 7, 18, and 19, 1 through 4 and 8 through 12 except for Price Group 1 in Brazil-Clinton subdistrict	6.23	5.58
c. Price Group No. 1 in Brazil-Clinton subdistrict	6.68	5.53
2. Princeton Ayrshire subdistrict:		
a. Price Group No. 10	6.38	5.58
b. Price Group No. 14	7.20	6.40
D. Raw Screenings, Size Group Nos. 13 and 14 (larger than 3/8" x 0 but not exceeding 2" x 0)—Linton-Sullivan District—Price Group Nos. 7, 18, 19	5.93	5.28
E. Washed or Air Cleaned Nut, Size Group Nos. 17 through 22 (bottom size larger than 10 mesh or 3/32"):		
1. Linton-Sullivan District—Price Group Nos. 8 through 12	6.33	5.68
2. Princeton-Ayrshire District:		
a. Price Group No. 10	6.48	5.73
b. Price Group No. 14	7.23	6.53
3. Boonville District—Price Group No. 11	6.48	5.73
F. Washed or Air Cleaned Screenings, Size Group Nos. 23 and 24 (larger than 3/8" x 0 but not exceeding 2" x 0)—Princeton-Ayrshire District Price Group No. 14	6.43	5.78
G. Dry Dedusted Screenings, Size Group Nos. 26 and 27 (larger than 3/8" x 0 but not exceeding 2" x 0):		
1. Linton-Sullivan District—Price Group Nos. 8 through 12	5.98	5.33
2. Princeton-Ayrshire District—Price Group No. 10	6.03	5.38
H. Water Dedusted Screenings, Size Group Nos. 30 and 31 (larger than 3/8" x 0 but not exceeding 2" x 0) Princeton-Ayrshire District—Price Group No. 10	6.08	5.43

This amendment No. 1 shall become effective February 20, 1946.

Issued: February 20, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–3548; Filed, Mar. 5, 1946; 4:24 p. m.]

[Region III Order G–10 Under SO 119, Amdt. 1]

JOHNSON FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Supplementary Order No. 119; *It is ordered:*

That Order No. G–10 under Supplementary Order No. 119, issued by this regional office on January 18, 1946, be amended to read as follows:

(a) *What this order does.* This order establishes an increase in the maximum prices of dining room, bedroom, and occasional furniture, manufactured by the Johnson Furniture Company, a Michigan corporation, located at Grand Rapids, Michigan.

(b) *Maximum prices.* The Johnson Furniture Company is hereby authorized to increase by not more than 23.1% its maximum prices of the dining room, bedroom, and occasional furniture which it manufactures and which were listed in the exhibit attached to its application.

(c) *Discounts and allowances.* The adjusted maximum prices authorized by this order are subject to the manufacturer's customary terms, discounts, allowances, and other price differentials.

(d) *Compliance with Order No. 4800.* The manufacturer must comply with the provisions of section 14 of Order No. 4800 under Maximum Price Regulation No. 188.

(e) *Resellers.* All resellers must compute their maximum prices in accordance with the provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) *Amendment and revocation.* This order may be amended or revoked at any time by the Office of Price Administration.

This amendment shall become effective February 13, 1946.

Issued February 13, 1946.

E. C. TURNEY,
Acting Regional Administrator.

[F. R. Doc. 46–3550; Filed, Mar. 5, 1946; 4:27 p. m.]

[Region III Order G–11 Under S. O. 119]

UNION STEEL PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 13 of Supplementary Order No. 119, it is hereby ordered:

(a) *What this order does.* This Order No. G–11 authorizes an increase in the maximum prices of certain articles manufactured by the Union Steel Products Company of Albion, Michigan, hereinafter referred to as the manufacturer. The order further provides for an adjustment in the maximum prices of resellers of these articles.

(b) *Maximum prices.* The manufacturer and all resellers are hereby authorized to increase by not more than 12.1% their established maximum prices of the articles manufactured by the Union Steel Products Company as listed in Appendix A of this order.

(c) *Discounts and allowances.* All sellers covered by this order must maintain their customary discounts, allowances, and price differentials which were in effect just prior to the issuance of this order.

(d) *Notification.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of the permitted price increase allowed by this order for sales by resellers. This notice may be given in any convenient form.

(e) *Relation to other regulations or orders.* The maximum prices established by this order supersede those established by any other order or regulation of the Office of Price Administration.

(f) *Amendment or revocation.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective February 1, 1946.

Issued February 1, 1946.

JOHN F. KESSEL,
Regional Administrator.

APPENDIX A—PRODUCTS MANUFACTURED BY THE UNION STEEL PRODUCTS COMPANY OF ALBION, MICHIGAN, COVERED BY THIS ORDER

HW–1270 rubbish burners.
HW–1253 rubbish burners.
HW–303 rubbish burners.
HW–1229 clothes dryers.
HW–1210 clothes dryers.
HW–1275 picnic stoves.
HW–1280 picnic stoves.
HW–1272 hand broilers.
HW–1276 hand broilers.
HW–1281 hand broilers.
HW–252 hand broilers.
HW–174 camp grids.
DY–412 qt. milk bottle case.
DY–236 pt. milk bottle case.
DY–318 half-pint bottle case.
DY–1248 half-gallon bottle case.
DY–1225 gallon bottle case.
DY–434 icing baskets.
DY–517 6 qt. bottle carrier.
DY–519 8 qt. bottle carrier.
DY–333 6 qt. bottle carrier.
DY–334 8 qt. bottle carrier.
DY–378 20 qt. ice cream tray.
DY–1217 Phila. ice cream tray.
DY–1221 Phila. ice cream tray.
DY–1216 40 pkg. ice cream tray.
DY–343 20 qt. ice cream tray.
DY–1204 round qt. ice cream tray.
Oven racks, 17 x 16".
Oven racks, 15 x 19".
Oven racks, 15 x 17" with hooks and rails.
Oven racks, 17 x 17" with hooks and rails.
Broiler racks, 11 x 14" flat cross bars.
Broiler racks, 9 5/16 x 14", #7 fr. and T, 23 flat cross wires.
Broiler racks, 12 3/16 x 13 9/16, #6 fr. and T, 31 flat cross wires.
Broiler racks, 11½ x 14, #5 fr. and T, 22 flat cross wires.
Element frame assemblies, 15⅞ x 15⅞.
Refrigerator shelves, 27⅞ x 14 7/16, with channels, #0 fr.
Refrigerator shelves, 22 13/16 x 14 ¼", #0 fr. with rails and stops, 31 cross wires.
Refrigerator shelves, 24¼" x 25", #0 fr. and T, 23 cross wires.
Refrigerator shelves, 27¼" x 19¼", #0 fr. and T, 26 cross wires.
12" fan guards.
16" fan guards.
24" circulator guards.
10" fan guards—light construction.
6" fan guards.
Roaster racks, 16¾" x 10¾" x 6 3/16".
Wire baskets, 16" dia. x 4⅛" deep, #3 and #11 wire.

[F. R. Doc. 46–3560; Filed, Mar. 5, 1946; 4:28 p. m.]

[Region III Rev. Order G–48 Under RMPR 122, Amdt. 2]

SOLID FUELS IN DETROIT, MICH., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is ordered that Revised Order No. G–48 under Revised Maximum Price Regulation No. 122 be, and it hereby is, amended as follows:

1. Paragraph (e) (1), Schedule I, Section I, F is added to read as follows:

F. Straight Run of Mine, Size Group No. 7: $9.75.

2. Paragraph (e) (2) is amended to read as follows:

(2) *Discounts.* The maximum prices listed in Column II on all sales to a single purchaser for delivery in truck load lots at one location for the heating of apartments, commercial and industrial establishments shall be subject to the following discounts:

(i) Buyers whose total yearly purchases from one dealer are 25 tons or more, but less than 50 tons: $0.25 per ton.
(ii) Buyers whose total yearly purchases from one dealer are 50 tons or more: $0.50 per ton.

3. Paragraph (e) (3) is amended to read as follows:

(3) *Schedule of service charges.* This schedule sets forth maximum prices which a dealer may charge for special services rendered in connection with all sales of solid fuels. These charges may be made only if the buyer requests such services of the dealer and only when the dealer renders the service. Every service charge shall be separately stated in the dealer's invoice.

	Per ton
(i) Double Handling under the following conditions:	—
(a) Any delivery requiring the fuel to be shoveled by hand into a coal opening which is more than three feet above the ground level of the truck	$0.50
(b) Any wheel-in delivery requiring coal to be dumped and reshoveled into the bin	.50
(c) Any delivery into trough or chute under a porch or bay window where the trough or chute is not self-clearing	.50
(ii) Wheel-in from curb coke	1.00
(iii) Wheel-in from curb coal	.75
(iv) Service charge for deliveries in quantities of ½ ton	.50

This Amendment No. 2 shall become effective February 13, 1946.

Issued: February 13, 1946.

E. C. TURNEY,
Acting Regional Administrator.

[F. R. Doc. 46–3549; Filed, Mar. 5, 1946; 4:24 p. m.]

[Region VI Rev. Order G–5 under RMPR 122, Amdt. 7]

SOLID FUELS IN TWIN CITIES AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Revised Order No. G–5 under Revised Maximum Price Regulation No. 122, as amended, is amended in the following respect:

Paragraph (c) (1), subsection V, 5 of the Price Schedule is hereby amended by adding the following:

Description	Domestic coal		Steam coal		Dealer at plant	
	Delivered	Consumer, at yard	Delivered	Consumer, at yard	Domestic	Steam
D. Screenings from mine index No. 470 produced at Lynch mine of the United States Coal & Coke Co.	$12.71	$11.61	$10.47	$9.97	$10.36	$9.37

Each dealer who puts into effect the above price is required to file with the St. Paul District Office, Office of Price Administration, OPA Form 653.40 stating that he is handling this coal and, in addition, shall file a monthly report with the St. Paul District Office, Office of Price Administration, showing the tonnage specified by the S. F. A. W. Directive and the tonnage sold. Each invoice tendered to a purchaser of this fuel shall state "All Rail Coal."

This Amendment No. 6 to Revised Order No. G–5 shall become effective immediately, and shall remain in effect until April 30, 1946.

Issued this 19th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–3556; Filed, Mar. 5, 1946; 4:26 p. m.]

[Region VII Order G–1 Under Gen. Order 68]

STOCK SCREEN DOORS AND COMBINATION STORM AND SCREEN DOORS IN DENVER REGION

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region VII by the Emergency Price Control Act of 1942, as amended, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G–1 under General Order 68 covers all retail sales of stock screen doors and combination storm and screen doors by any seller in Region VII of the Office of Price Administration, which includes the States of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

SEC. 2. *Definitions.* (a) "Retail sales" means (1) sales to an ultimate user or to a contractor for re-sale on an installed basis; and (2) sales in which shipment to the purchaser, other than a distributor is not made in a pool or distribution car originating at the factory.

(b) A "distribution" or "pool car" is one shipped on orders of two or more buyers and distributed to these individual buyers at a delivery point or points specified by the buyers.

(c) "Screen doors" means all screen doors made of Ponderosa Pine and combination storm and screen doors made of Northern and Western Pine in the patterns or designs mentioned in the appendices of this order.

(d) "Pattern designations" mean the patterns pictured in the attached chart, Screen Door Patterns, which is incorporated herein.[1]

SEC. 3. *Applicability of other regulations.* The maximum prices established by this Order No. G–1 for sales of the articles in question supersede any maximum prices or pricing methods previously established by any other regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all provisions of Maximum Price Regulation No. 381 shall apply to sales covered by this order. Specifically, carload sales to ultimate users or to contractors and mail order sales are not covered by this order but remain subject to Maximum Price Regulation No. 381, and the sale of all other patterns, numbers and types of stock screen goods not mentioned in the appendices of this order remain subject to Maximum Price Regulation No. 381.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G–1 the maximum prices for stock screen doors and combination storm and screen doors shall be the prices set forth in Appendix A and B, respectively, of this order.

SEC. 5. *Posting of notice regarding inspection.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Every such seller shall post, in each of his places of business, in a manner plainly visible to all purchasers, the following notice:

NOTICE

A copy of Order No. G–1 under General Order 68 fixing maximum prices for retail sales of stock screen doors and combination storm and screen doors will be made available for inspection upon request by purchasers of such doors.

SEC. 6. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or evidence of purchase must continue to do so. Upon request from a customer, such seller, regardless of previous custom, shall give the customer a sales slip showing the date, name and address of the seller and customer, the description of each item sold and the price charged for each item. If such seller customarily prepared the sales slip in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him, pursuant to this section. Each seller shall also keep at his place of business all records required by the applicable regulation and make the same available for inspection by representatives of the Office of Price Administration.

(b) Each seller, regardless of previous custom, must keep and retain, at his principal place of business, records concerning each sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

SEC. 7. *Delivery additions.* In making sales under this order, the seller shall not make an additional charge within the free delivery zone recognized by him during March, 1942. For delivery outside of such free delivery zones the seller may add the actual charge or cost paid or incurred by him in making shipment or delivery from his establishment to the buyer. Where no free delivery zone was recognized by a seller in March, 1942, he may continue to make the same delivery charges made by him in March, 1942. Any seller subject to this order who was not in business in March, 1942, shall be governed by the recognized rates charged by competitors for delivery during March, 1942, in his community.

SEC. 8. *Extra freight charges.* A seller subject to this order located where the existing common carrier freight rate is in excess of 75¢ per hundred from the nearest jobbing point to the seller's place of business may increase his maximum prices for retail sales of screen doors by 2% and of combination storm and screen doors by 3%.

SEC. 9. *Discounts and allowances.* The maximum prices in this order include all commissions. All customary discounts for cash must be continued. Quantity differentials are provided in the price list included in the appendices.

SEC. 10. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell stock screen doors or combination storm and screen doors, covered by this order, at prices higher than the maximum prices established by this order.

SEC. 11. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the services or other charges permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the services or other charges covered by this order, secretly or other-

[1] Filed as part of the original document.

wise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of the services covered by this order nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of any of the services or other charges covered by this order.

SEC. 12. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 13. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G–1 shall become effective February 14, 1946.

Issued this 25th day of January 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

APPENDIX A—PONDEROSA PINE STOCK SCREEN DOORS

[In the white, in quantities of one to five doors (prices listed are per door). For prices of doors in larger quantities, see footnote]

TABLE 1—1⅛ INCHES THICK PONDEROSA PINE SCREEN DOORS

Description	Sizes and prices per door						
	2-6 x 6-6	2-6 x 6-8, 2-8 x 6-8	2-8 x 6-10	2-8 x 7	2-10 x 6-10	2-10 x 7, 3 x 6-8	3 x 7
A-1—4" stiles and top rail, 12" bottom rail [1]							
Open—mouldings bundled	$3.65	$3.75	$3.80	$3.85	$3.90	$3.90	$4.05
12 mesh black wire	3.95	4.10	4.15	4.20	4.25	4.30	4.45
14 mesh galv	4.05	4.20	4.25	4.35	4.40	4.45	4.60
16 mesh galv	4.15	4.35	4.40	4.45	4.55	4.60	4.75
16 mesh bronze	4.95	5.25	5.30	5.40	5.55	5.65	5.85
C-1—3" stiles and top rail, 6" bottom rail, 3" cross rail							
Open—mouldings bundled	3.20	3.30	3.35	3.35	3.40	3.40	3.50
12 mesh black	3.50	3.65	3.70	3.75	3.80	3.85	3.95
14 mesh galv	3.60	3.75	3.80	3.85	3.95	3.95	4.10
16 mesh galv	3.80	3.95	4.00	4.05	4.10	4.15	4.30
16 mesh bronze	4.65	4.90	4.95	5.05	5.15	5.25	5.50
C-2—4" stiles and top rail, 6" bottom rail, 4" cross rail							
Open—mouldings bundled	3.60	3.70	3.75	3.80	3.80	3.85	3.95
12 mesh black	3.95	4.10	4.15	4.20	4.25	4.30	4.50
14 mesh galv	4.05	4.20	4.25	4.30	4.35	4.40	4.50
16 mesh galv	4.20	4.35	4.40	4.45	4.55	4.60	4.75
16 mesh bronze	5.10	5.35	5.40	5.45	5.60	5.65	5.90
D-1—3" stiles and top rail, 6" bottom rail, 3" cross rails							
Open-mouldings bundled	3.40	3.50	3.50	3.55	3.60	3.65	3.70
12 mesh black	3.70	3.85	3.90	3.95	4.00	4.05	4.15
14 mesh galv	3.80	4.00	4.05	4.10	4.15	4.20	4.35
16 mesh galv	4.00	4.15	4.20	4.25	4.35	4.40	4.55
16 mesh bronze	4.95	5.25	5.30	5.40	5.55	5.65	5.85
D-2—4" stiles and top rail, 6 to 8" bottom rail, 3" cross rail							
Open—mouldings bundled	4.10	4.20	4.25	4.20	4.35	4.40	4.50
12 mesh black	4.45	4.60	4.65	4.70	4.80	4.85	5.00
14 mesh galv	4.50	4.75	4.80	4.85	4.95	5.00	5.10
16 mesh galv	4.70	4.90	4.95	5.00	5.10	5.15	5.30
16 mesh bronze	5.55	5.85	5.95	6.00	6.15	6.25	6.50
F-1—3" stiles and top rail, 6" bottom rail, 3" cross rail							
Open—mouldings bundled	3.15	3.25	3.30	3.35	3.35	3.40	3.50
12 mesh black	3.45	3.60	3.65	3.70	3.75	3.80	3.90
14 mesh galv	3.60	3.75	3.80	3.85	3.90	3.95	4.05
16 mesh galv	3.75	3.90	3.95	4.00	4.10	4.15	4.25
16 mesh bronze	4.60	5.00	4.95	5.05	5.15	5.25	5.45
F-2—4" stiles and top rail, 6" bottom rail, 4" cross rail							
Open-mouldings bundles	3.50	3.60	3.65	3.65	3.70	3.70	3.80
12 mesh black	3.80	3.95	3.98	4.05	4.10	4.15	4.25
14 mesh galv	3.95	4.10	4.15	4.20	4.25	4.30	4.40
16 mesh galv	4.10	4.25	4.30	4.25	4.40	4.50	4.60
16 mesh bronze	4.95	5.20	5.30	5.35	5.50	5.55	5.75
G-1—3" stiles and top rail, 6" bottom rail, 2" cross rails, 1" mullion							
Open-mouldings bundled	3.00	3.15	3.15	3.20	3.25	3.25	3.35
12 mesh black	3.30	3.50	3.50	3.55	3.60	3.68	3.75
14 mesh galv	3.45	3.60	3.65	3.70	3.75	3.80	3.95
16 mesh galv	3.60	3.75	3.80	3.90	3.95	4.00	4.15
16 mesh bronze	4.45	4.75	4.80	4.90	5.00	5.10	5.30
H-1—3" stiles and top rail, 6" bottom, 2" cross rails, 1" mullion							
Open—mouldings bundled	3.20	3.30	3.35	3.40	3.40	3.45	3.50
12 mesh black	3.50	3.65	3.70	3.75	3.80	3.80	3.95
14 mesh galv	3.65	3.80	3.85	3.90	3.95	4.00	4.10
16 mesh galv	3.80	3.95	4.00	4.05	4.15	4.20	4.30
16 mesh bronze	4.65	4.90	5.00	5.05	5.20	5.25	5.45
I-1—3" stiles and top rail, 6" cross rails, 3" mullion							
Open—mouldings bundled	3.60	3.75	3.75	3.80	3.85	3.90	4.00
12 mesh black	3.95	4.10	4.15	4.15	4.25	4.30	4.40
14 mesh galv	4.05	4.25	4.30	4.35	4.40	4.45	4.60
16 mesh galv	4.20	4.40	4.45	4.50	4.60	4.65	4.80
16 mesh bronze	5.20	5.50	5.55	5.65	5.75	5.85	6.10
I-2—4" stiles and top rail, 6" to 8" bottom, 4" cross rail, 4" mullion							
Open—mouldings bundled	4.15	4.30	4.35	4.40	4.45	4.45	4.55
12 mesh black	4.45	4.60	4.65	4.70	4.80	4.85	4.95
14 mesh galv	4.55	4.75	4.80	4.85	4.95	5.00	5.10
16 mesh galv	4.70	4.90	4.95	5.00	5.10	5.15	5.30
16 mesh bronze	5.55	5.85	5.95	6.00	6.15	6.25	6.45
N-2—4" stiles and top rail, 6" to 8" bottom rail, 4" cross rail							
Open—mouldings bundled	3.85	4.00	4.05	4.05	4.10	4.15	4.25
12 mesh black	4.15	4.30	4.34	4.40	4.50	4.55	4.65
14 mesh galv	4.25	4.45	4.50	4.55	4.60	4.65	4.80
16 mesh galv	4.35	4.55	4.60	4.65	4.75	4.85	4.95
16 mesh bronze	5.10	5.40	5.45	5.55	5.65	5.75	5.95
N-4—4" stiles and top rail, 8" bottom rail, 4" cross rail							
Scroll top oxidized copper steel grille:							
16 mesh galv	9.00	9.15	9.20	9.30	9.35	9.45	9.55
16 mesh bronze	9.70	10.00	10.05	10.15	10.30	10.35	10.55
N-6—4" stiles and top rail, 8" bottom rail, 4" cross rail							
Scroll top solid copper grille, statuary bronze finish: 16 mesh bronze	12.50	12.75	12.85	12.95	13.05	13.15	13.35
P-2—4" stiles and top rail, 8" bottom rail, 3" cross rails							
Open—mouldings bundled	4.30	4.45	4.55	4.55	4.60	4.65	4.80
12 mesh black	4.60	4.80	4.85	4.90	5.00	5.05	5.20
14 mesh galv	4.70	4.90	4.95	5.00	5.10	5.15	5.30
16 mesh galv	4.80	5.05	5.10	5.15	5.25	5.30	5.45
16 mesh bronze	5.55	5.85	5.95	6.00	6.25	6.26	6.45

[1] "A" refers to pattern of door designated by the same letter on the printed sheet "Screen Door Patterns" attached to this order. "2" (of A-2) designates the specification of door construction such as width of stiles, rails and mullions.

TABLE II—7/8 INCH THICK PONDEROSA PINE STOCK SCREEN DOORS

	2-6 x 6-6	2-6 x 6-8 2-8 x 6-8	2-8 x 6-10	2-8 x 7	2-10 x 6-10	2-10 x 7 3 x 6-8	3 x 7
CC-1—3" stiles and top rail, 6" bottom rail, 3" cross rails [1]							
Open—mouldings bundled	$2.75	$2.85	$2.90	$2.95	$2.95	$3.00	$3.05
12 Mesh black	3.10	3.25	3.30	3.30	3.40	3.40	3.55
14 Mesh Galv	3.20	3.35	3.40	3.45	3.50	3.55	3.65
16 Mesh Galv	3.35	3.50	3.55	3.60	3.70	3.75	3.90
16 Mesh bronze	4.20	4.50	4.55	4.60	4.75	4.80	5.05

	2-6 x 6-6	2-6 x 6-8 2-8 x 6-8	2-8 x 6-10	2-8 x 7	2-10 x 6-10	2-10 x 7 3 x 6-8	3 x 7
GG-1—3" stiles and top rail, 6" bottom rail, 2" cross rail 1" mullion [1]							
Open—mouldings bundled	$2.60	$2.70	$2.75	$2.80	$2.80	$2.85	$2.90
12 mesh black	2.90	3.05	3.10	3.15	3.20	3.25	3.35
14 mesh black	3.00	3.20	3.25	3.30	3.35	3.40	3.50
16 mesh galv	3.15	3.35	3.40	3.45	3.50	3.60	3.70
16 mesh bronze	4.00	4.30	4.40	4.45	4.60	4.65	4.85

[1] 7/8 doors.

EXTRAS: Extras which may be added to the above prices in Table 1 and Table 2 of this Appendix A:
For segment, circle, tudor or gothic top screen Doors:
(1) Doors with 3-inch stiles, $3.55 per door to the above prices of doors with 3" stiles.
(2) Doors with 4-inch stiles, $4.00 per door to the above prices of doors with 4" stiles.
(3) Doors painted black, add eleven cents per door.
(4) Special wiring or netting furnished in bottom half of door.

	Price per door		
	24-inch	30-inch	36-inch
Poultry netting or 1" mesh diamond netting			
2-6 door width	$0.28	$0.33	$0.37
2-8 door width	.29	.34	.38
2-10 door width	.30	.35	.40
3-0 door width	.31	.37	.41

	Price per door		
	24-inch	30-inch	36-inch
8" or 3" mesh hardware cloth or 2" or 3" mesh galvanized hail wire cloth			
2-6 door width	$0.64	$0.77	$0.89
2-8 door width	.67	.82	.95
2-10 door width	.70	.87	1.01
3-0 door width	.74	.91	1.06

[1] Double letters designate thickness and pattern of door. For pattern refer to same single letter on the printed sheet "Screen Door Patterns" attached to this order.

NOTE: To determine maximum prices on doors of the same kind, size, and thickness in quantities of six doors or more, deduct 7 percent of the above prices per door.

APPENDIX B—NORTHERN AND WESTERN PINE COMBINATION STORM AND SCREEN DOORS

The following design number refers to page 161 in the Standard Woodwork lists Catalogue No. 40, printed by Pinney Printing Company of Clinton, Iowa. Sizes shown are regular door opening sizes stated in feet and inches.
The following prices are per door in quantities of one to four doors. See footnotes for larger quantities.

TABLE 1—COMBINATION DOORS WITH SCREEN AND SASH INSERTS

[Description: 1⅛" thick; in the white; sash section furnished with wood beads or putty]

	Sizes and prices per door										
	2-6 x 6-6	2-6 x 6-8	2-6 x 7	2-8 x 6-8	2-8 x 7	2-10 x 6-8	2-10 x 6-10	2-10 x 7	3 x 6-8	3 x 7	3 x 7-6
ND 737 sash section open											
14 mesh galvanized wire	$7.00	$7.05	$7.40	$7.18	$7.55	$7.25	$7.55	$7.65	$7.45	$7.83	$9.30
16 mesh galvanized wire	7.10	7.20	7.55	7.30	7.65	7.40	7.70	7.80	7.55	7.96	9.40
16 mesh bronze wire	7.65	7.70	8.05	7.83	8.20	7.95	8.20	8.30	8.10	8.49	9.95
ND 737 sash section glazed											
14 mesh galvanized wire	8.15	8.20	8.60	8.50	8.85	8.65	8.95	9.05	8.90	9.30	10.75
16 mesh galvanized wire	8.30	8.35	8.70	8.60	8.95	8.80	9.05	9.15	9.05	9.40	10.9
16 mesh bronze wire	8.80	8.85	9.25	9.15	9.50	9.30	9.60	9.70	9.55	9.95	11.40

EXTRAS: Extras which may be added to the above prices are as follows:
For Irregular top combination doors:
1. Circle Top, $11.95 per door.
2. Gothic or Semi-Gothic, $11.95 per door.
3. Segment Head, $6.15 per door.
4. Peal Head, $8.85 per door.

NOTE: To determine maximum prices on doors of the same kind and size in quantities of five or more doors, deduct 6.8 percent of the above prices per door.

TABLE 2—COMBINATION DOORS WITH SASH INSERT

[Screen wiring permanently fixed in door]

[Description: 1⅛" thick, in the white; glazed single strength "B" glass; 2 or 3 panels, six light sash]

	Sizes and prices per door										
	2-6 x 6-6	2-6 x 6-8	2-6 x 7	2-8 x 6-8	2-8 x 7	2-10 x 6-8	2-10 x 6-10	2-10 x 7	3 x 6-8	3 x 7	3 x 7-6
1⅛" thick in the white glazed single strength "B"											
14 mesh galvanized wire	$6.55	$6.50	$6.85	$6.75	$7.10	$6.85	$7.20	$7.25	$7.30	$7.45	$8.35
16 mesh galvanized wire	6.70	6.80	6.95	6.90	7.25	6.97	7.35	7.35	7.40	7.55	8.50
16 mesh bronze wire	7.20	7.35	7.50	7.40	7.80	7.50	7.90	7.90	7.95	8.10	9.05

EXTRAS: Extras which may be added to the above prices are as follows:
For Irregular top combination doors:
1. Circle Top, $11.95 per door.
2. Gothic or Semi-Gothic, $11.95 per door.
3. Segment Head, $6.15 per door.
4. Peak Head, $8.85 per door.

NOTE: To determine maximum prices on doors of the same kind and size in quantities of five or more doors, deduct 7 percent of the above prices per door.

[F. R. Doc. 46–3554; Filed, Mar. 5, 1946; 4:26 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 103]

SOLID FUELS IN ROCKFORD, ILL., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects: In Appendix No. 12, paragraph (b), Price Schedule is amended to read as follows:

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for delivered sales in lots of ½ ton and 1 ton or more by dealers of specified kinds and sizes of solid fuels. Service charges are set forth in section (c). Charges for treatment of coal are set forth in section (d). Discounts are set forth in section (e). Definitions are set forth in section (f).

PRICE SCHEDULE

	Delivered (1 ton)	Delivered (½ ton)
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):		
1. Egg, size group No. 2 (all egg coal, top size larger than 3", bottom size no limit):		
a. Forked or screened	$15.05	$8.05
b. Shovelled or bin run	13.55	7.30
2. Stove, size group No. 3 (all stove coal, top size larger than 1¼" but not exceeding 3"; bottom size smaller than 3") in price classification A:		
a. Forked or screened	14.60	7.80
b. Shovelled or bin run	13.70	7.25
3. Nut, size group No. 4 (top size larger than ¾" but not exceeding 1¼"; bottom size smaller than 1¼") in price classification A	12.55	6.80
4. Pea or dedusted screenings, size group No. 5 (top size not exceeding ¾", bottom size smaller than ¾") in price classification A	12.20	6.60
II. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina):		
1. Lump, size group No. 1 (all single-screened block, bottom size larger than 2") in price classification E through K	12.65	6.83
2. Egg, size group No. 5 (all double screened egg coals, top size larger than 5" but not exceeding 6" and bottom size larger than 2" but not exceeding 3", and top size larger than 6" and bottom size 2" and smaller) in price classifications B through K	12.35	6.68
3. Stoker, size group No. 10 (all double screened stoker coals, top size not exceeding 1¼" and bottom size less than 1¼") in price classifications B through E	12.30	6.68
III. High volatile bituminous coal from district No. 10 (Illinois):		
A. Southern subdistrict, price group Nos. 1, 2, and 3:		
1. Lump, size group No. 1 (all lump coals, bottom size larger than 4", washed or raw)	9.90	5.45
2. Egg, size group No. 3 (all egg coal, bottom size larger than 2" but not exceeding 3", washed or raw)	9.60	5.30
3. Nut and stove, size group Nos. 4, 5, 6, and 8 (all egg and stove coals, bottom size 2" and smaller, washed or raw)	9.25	5.15
4. Nut, washed or raw, size group Nos. 9-12 inclusive, and 17-20 inclusive (all raw, washed or air-cleaned nut and pea coal, bottom size larger than 10 mesh or ⅜" and top size not exceeding 2")	8.25	4.63
5. Special stoker, size group Nos. 21, 22 and 28 (washed or air-cleaned nut and pea coal, bottom size larger than 1 milliméter, top size not exceeding 2", and dry dedusted special stoker, bottom size larger than 28 mesh and top size, not exceeding ⅜")	8.75	4.88

PRICE SCHEDULE—Continued

	Delivered (1 ton)	Delivered (½ ton)
III. High volatile bituminous coal from district No. 10—Con.		
A. Southern subdistrict, price group Nos. 1, 2, and 3—Con.		
6. Dedusted screenings, size group Nos. 26 and 27 (dry dedusted screenings, top size not exceeding 2")	$8.15	$4.58
7. Raw screenings, size group Nos. 13 and 14 (raw screenings larger than ⅜" x 0 but not exceeding 2" x 0)	7.85	4.43
B. Southern subdistrict price group No. 7:		
1. Washed nut and pea, size group 17–20 inclusive (washed or air-cleaned nut and pea coal, bottom size larger than 10 mesh or ⅜2" and top size not exceeding 2")	7.95	4.50
2. Washed screenings, size group Nos. 23 and 24 (washed or air-cleaned screenings, top size not exceeding 2")	7.80	4.40
C. Belleville and Duquoin subdistricts, price group 10 and 16–22 inc.:		
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump or egg coals, bottom size larger than 2" washed or raw)		
a. Strip mines	8.75	4.88
b. Deep machine mines	8.80	4.90
2. Washed nut, size group Nos. 17–20 inclusive (washed or air-cleaned nut and pea coals, bottom size larger than 10 mesh or ⅜2" and top size not exceeding 2"):		
a. Strip mines	7.90	4.45
b. Deep machine mines	7.95	4.48
3. Washed screenings size group No. 23 and 24 (washed or air-cleaned screenings, top size not exceeding 2"):		
a. Strip mines	7.65	4.35
b. Deep machine mines	7.70	4.38
IV. High Volatile bituminous coal from district No. 11 (Indiana):		
1. Lump, size group No. 1 (all lump coal, bottom size larger than 4") price group Nos. 6, 14, 15 and 16	10.03	5.52
2. Egg, size group Nos. 2 and 3 (all egg coal, bottom size larger than 2" but not larger than 4") price group Nos. 6, 14, 15, and 16	9.58	5.32
3. Egg, size group Nos. 2 and 3 (all egg coal, bottom size larger than 2" but not larger than 4") price group Nos. 7, 18 and 19	8.83	4.92
4. Nut, size group No. 5 (all nut coal, top sizes larger than 2" but not larger than 4"; bottom size larger than 1½" but not larger than 2") price group Nos. 7, 18 and 19	8.48	4.77
5. Raw nut and pea, size group 9–12 inclusive (raw nut and pea coal, bottom size larger than 10 mesh or ⅜2" and top size not exceeding 2") price group Nos. 6 and 14	8.73	4.87
6. Washed Screenings, size group Nos. 23 and 24 (washed or air-cleaned screenings, top size not exceeding 2")	8.03	4.52
V. Briquettes (low volatile from district No. 7 coal):		
1. Berwind	15.07	8.05
2. Glen Rogers	15.28	8.16
VI. Pennsylvania anthracite:		
1. Egg, stove, nut	19.85	10.43
2. Pea	18.15	9.61
VII. Byproduct coke:		
1. Rockford Koppers	14.60	7.80
2. Solvay or Koppers other than Rockford	15.78	8.40

The above prices include the 2% Illinois Retailer's Occupational Tax.

In Appendix No. 12, paragraph (e) Discounts is amended to read as follows:

(e) *Discounts.* The maximum prices for "delivered" sales and "at yard" sales shall be the prices set forth in section (b) less the following discounts.

Delivered sales

	Per ton
1. On "delivered" sales paid for on delivery or within 10 days thereafter	$0.50
2. On "delivered" sales to purchasers whose customary annual requirements are 25 tons or more	.50

At yard sales

	Per ton
If physical delivery to a purchaser in any quantity is made at the yard of the dealer	$1.10

The prices established by this Amendment No. 103 to Order No. G–16 under Revised Maximum Price Regulation No. 122 supersede those established by the adjustments permitted by Regional Order No. G–27 and Regional Order No. G–29, as to the dealers covered by Appendix No. 12 to Order No. G–16.

This Amendment No. 103 to Order No. G–16 under Revised Maximum Price Regulation No. 122 shall become effective immediately, and shall remain in effect until April 30, 1946.

Issued this 26th day of February, 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–3557; Filed, Mar. 6, 1946; 4:27 p. m.]

LIST OF COMMUNITY CEILING PRICES

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 5, 1946.

Region II

Newark Order 6–W, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 9:49 a. m.

Philadelphia Order 3–C, covering poultry in certain counties in Pennsylvania and Camden county in New Jersey. Filed 9:49 a. m.

Philadelphia Order 26–O, covering eggs in certain counties in Pennsylvania and Camden county, New Jersey. Filed 9:49 a. m.

Scranton Order 5–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:49 a. m.

Scranton Order 6–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:50 a. m.

Region III

Charleston Order 7–F, Amendment 52, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 9:50 a. m.

Charleston Order 9–F, Amendment 52, covering fresh fruits and vegetables in Cabell county and the city of Huntington in Wayne county, West Virginia. Filed 9:50 a. m.

Charleston Order 10–F, Amendment 52, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:50 a. m.

Charleston Order 11–F, Amendment 52, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan counties, West Virginia. Filed 9:47 a. m.

Charleston Order 15–F, Amendment 49, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:47 a. m.

Charleston Order 16–F, Amendment 49, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:47 a. m.

Charleston Order 17–F, Amendment 48, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:48 a. m.

Charleston Orders 1–D and 2–D, Amendment 2, covering butter and cheese in all counties in the State of West Virginia. Filed 9:49 a. m.

Cincinnati Order 12–F, covering fresh fruits and vegetables in Franklin county, Ohio. Filed 9:47 a. m.

Cincinnati Order 14–F, covering fresh fruits and vegetables in Hamilton county, Ohio, and Kenton and Campbell counties, Kentucky. Filed 9:47 a. m.

Cincinnati Order 10–W, covering dry groceries in certain areas in Ohio. Filed 9:44 a. m.

Cleveland Order 6–F, Amendment 14, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 9:43 a. m.

Cleveland Order 7–F, Amendment 14, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:43 a. m.

Detroit Order 10–F (Appendix A), Amendment 13, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 9:43 a. m.

Detroit Order 10–F, (Appendix C), Amendment 15, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:43 a. m.

Detroit Order 9–O, Amendment 6, covering eggs sold at Retail in Designated counties. Filed 9:44 a. m.

Indianapolis Order 14–F, Amendment 56, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe counties, Indiana. Filed 9:44 a. m.

Indianapolis Order 15–F, Amendment 56, covering fresh fruits and vegetables in Wayne, Delaware and Allen counties, Indiana. Filed 9:44 a. m.

Indianapolis Order 16–F, Amendment 56, covering fresh fruits and vegetables in St. Joseph county, Indiana. Filed 9:39 a. m.

Indianapolis Order 17–F, Amendment 56, covering fresh fruits and vegetables in the county of Vanderburgh, Indiana. Filed 9:39 a. m.

Indianapolis Orders 5–O and 6–O, Amendment 7, covering eggs in certain counties in Indiana. Filed 9:39 and 9:40 a. m.

Louisville Order 12–F, Amendment 58, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 9:40 a. m.

Louisville Order 17–F, Amendment 24, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:40 a. m.

Louisville Order 18–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:40 a. m.

Louisville Order 19–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:40 a. m.

Louisville Order 23–F, Amendment 10, covering fresh fruits and vegetables in Boyd county, Kentucky. Filed 9:40 a. m.

Louisville Order 25–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:41 a. m.

Louisville Order 26–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:41 a. m.

Louisville Orders 5–D and 6–D, covering butter and cheese in certain areas in Kentucky. Filed 9:41 and 9:42 a. m.

Region IV

Atlanta Order 10–O, Amendment 2, covering eggs in Zone 16. Filed 9:42 a. m.

Birmingham Order 1–C, Amendment 20, covering poultry in certain areas in Alabama. Filed 9:42 a. m.

Birmingham Order 2–C, Amendment 21, covering poultry in certain areas in Alabama. Filed 9:38 a. m.

Birmingham Order 4–O, Amendment 11, covering eggs in Jefferson county, Alabama. Filed 9:38 a. m.

Birmingham Order 7–O, Amendment 8, covering eggs in Montgomery county, Alabama. Filed 9:38 a. m.

Jacksonville Order 14–F, Amendment 17, covering fresh fruits and vegetables in the City of Jacksonville, Florida. Filed 9:38 a. m.

Jacksonville Order 24–O, Amendment 10, covering eggs in Duval county, Florida. Filed 9:38 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–3621; Filed, Mar. 6, 1946; 4:29 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 105]

SOLID FUELS IN BURLINGTON AND WEST BURLINGTON, IOWA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. In Appendix No. 7, paragraph (b), *Price schedule,* is amended to read as follows:

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets maximum prices for domestic delivered sales of dealers of specified kinds and sizes of solid fuels in lots of half-ton or more. Service charges and charges for treatment of coal are set forth in sections (c) and (d). Discounts for domestic at yard sales and dealer at yard sales are set forth in subsection (e). Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) If less than 1 ton, Column (B) shall govern.

(ii) If more than 1 ton, Column (A) shall govern; e. g., if the price for 1 ton is listed in Column (A) as $12.80 and that for ½ ton is listed in Column (B) as $6.65, the price for 1½ tons shall be $19.20.

PRICE SCHEDULE

	(A) Domestic delivered price, 1 ton	(B) Domestic delivered price, ½ ton
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and Virginia):		
1. Egg—price classification A	$13.20	$6.85
2. Pea or dedusted screenings—top size not exceeding ¾", bottom size smaller than 3/32": price classification A	11.05	5.80
II. High volatile bituminous coal from district No. 8 (eastern Kentucky, northern Tennessee, parts of Virginia and West Virginia):		
1. Lump and egg—size groups 1, 2 and 3; all lump and egg coals—bottom size larger than 2". Price classification A	11.40	5.98
2. Lump—size group 1; all lump coals—bottom size larger than 5"; southern Appalachian field; price classification E	11.55	6.03
3. Lump—size group 2; all lump coals—bottom size larger than 3" but not exceeding 5". Price classification E through K	11.25	5.88
III. High volatile bituminous coal from district No. 9 (western Kentucky):		
A. No. 6 seam:		
1. Lump and egg—size groups 1–6; all lump and egg coals; raw washed or air cleaned; top size larger than 2"	8.36	4.43
2. Stoker—size groups 8–12; all raw double screened nut, stoker, and pea coals; top size not exceeding 2" and bottom size larger than 10 mesh	7.96	4.23
B. No. 9 seam:		
1. Lump and egg—size groups 1–6; all lump and egg coals, raw, washed or air cleaned; top size larger than 2"	7.71	4.13
C. No. 14 seam:		
1. Lump and egg—size groups 1–6; all lump and egg coals, raw, washed or air cleaned; top size larger than 2"	7.41	3.98
2. Washed screenings—size groups 23 and 24; all washed or air cleaned screenings; larger than ⅜" x 0 but not exceeding 2" x 0	6.71	3.63
IV. High volatile bituminous coal from district No. 10 (Illinois):		
A. Southern subdistrict, price groups 1, 2 and 3:		
1. Lump and egg—size groups 1, 2, and 3; all lump or egg coals—bottom size larger than 2". Washed or raw	8.10	4.30
2. Egg and nut—size groups 4, 5, 6, and 8; including 4" x 2", 3" x 2", and 2" x 1¼"	7.85	4.20
3. Prepared stoker—size groups 21, 22, and 28; all stoker coals—bottom size larger than 28 mesh; top size not exceeding 2"	7.65	4.08
4. Washed and dedusted screenings—size groups 23, 24, 25, and 27; all washed, air cleaned and dry dedusted screenings; top size not exceeding 2"	7.25	3.88
B. Belleville subdistrict, price groups 16–22 inclusive:		
1. Lump and egg—size groups 1, 2, and 3; all lump or egg coals; bottom size larger than 2"; washed or raw:		
(a) Strip mines	7.35	3.93
(b) Deep machine mines	7.40	3.95
2. Washed nut and pea—size groups 17–20, inc.; washed or air cleaned nut and pea coals—bottom size larger than 1 millimeter; top size not exceeding 2":		
(a) Strip mines	6.75	3.65
(b) Deep machine mines	6.80	3.68
C. Duquoin subdistrict, price group No. 10 (strip mines):		
1. Lump and egg—size groups 1, 2, and 3; all lump or egg coals; bottom size larger than 2"; washed or raw	7.15	3.83
2. Nut coal—size group No. 10, including 1½" x ¾"	6.45	3.50
3. Nut coal—size group No. 12, including ¾" x 3/16"	7.00	3.75
D. Central subdistrict, price groups 12 and 13 (deep machine mines):		
1. Lump—size group 1; bottom size larger than 4"	7.20	3.85
2. Egg—size group 3, including 6" x 3"	6.70	3.60

PRICE SCHEDULE—Continued

	(A)	(B)
	Domestic delivered price	
	1 ton	½ ton
IV. High volatile bituminous coal from district No. 10—Con.		
E. Fulton-Peoria subdistrict (strip mines):		
1. Lump and egg—size groups 1, 2, and 3; all lump and egg coals—bottom size larger than 2"; washed or raw; price groups 24, 25 and 26	$6.35	$3.43
2. Lump and egg—size groups 1, 2, and 3; all lump and egg coals—bottom size larger than 2"; washed or raw; price groups 27 and 28	6.55	3.53
V. High volatile bituminous coals from district No. 11 (Indiana):		
1. Lump and egg—size groups 1, 2, and 3; all lump and egg coals—bottom size larger than 2", washed or raw; price groups 6, 14, 15 and 16	8.63	4.57
2. Nut—size group No. 5, including 2" x 2"; price group 6	8.08	4.32
3. Stoker—size groups 9-12; raw nut or pea coals—bottom size larger than 10 mesh; top size not exceeding 2"; price group 6	7.93	4.22
VI. Anthracite:		
1. Egg, stove, and nut	19.35	9.93

2. In Appendix No. 7, paragraph (e), *Discounts*, is amended to read as follows:

(e) *Discount for yard sales.* The maximum prices for yard sales shall be the prices set forth in section (b) less the following discounts:

	Per ton
Sales to other dealers	$1.10
Sales to domestic consumers	.70

The prices established by this Amendment No. 105 to Order No. G–16 under Revised Maximum Price Regulation No. 122 supersede those established by the adjustments permitted by Regional Order No. G–27 and Regional Order No. G–29, as to the dealers covered by Appendix No. 7 to Order No. G–16.

This Amendment No. 105 to Order No. G–16 under Revised Maximum Price Regulation No. 122 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 21st day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-3558; Filed, Mar. 5, 1946; 4:27 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 59–5]

MIDDLE WEST CORP. ET AL.

NOTICE OF FILING OF APPLICATION FOR EXTENSION OF TIME AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 4th day of March A. D. 1946.

In the matter of The Middle West Corporation and its subsidiary companies, respondents; File No. 59–5.

The Commission having entered its order dated January 24, 1944 pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 directing The Middle West Corporation, Central and South West Utilities Company and American Public Service Company, respectively, to confine their operations to certain designated integrated utility systems, subject to certain reservations, and to take such action in a manner consistent with the provisions of the act; and

The Commission having entered its order of May 9, 1944 staying in part only the effectiveness of the order of January 24, 1944 in order to permit introduction of further evidence with respect to the retainability of certain designated properties; and additional evidence having been introduced with respect to the retainability of such designated properties; and the Commission, after consideration of such additional evidence, having entered its order dated February 16, 1945 directing Central and South West Utilities Company, among other things, to dispose of all its direct or indirect interest in:

(1) The water properties of Central Power and Light Company, and all nonutility operations in The Big Bend District,

(2) West Vernon Sewer Company,

(3) All water distribution properties of West Texas Utilities Company,

(4) The ice properties of West Texas Utilities Company in Dalhart,

(5) All water properties of Public Service Company of Oklahoma,

(6) All natural gas properties of Public Service Company of Oklahoma save those used to provide fuel for electric generating purposes, and

(7) The water properties of Southwestern Gas and Electric Company.

Notice is hereby given that The Middle West Corporation, Central and South West Utilities Company and American Public Service Company have filed an application pursuant to section 11 (c) of the act requesting that the time for compliance with the order of the Commission dated February 16, 1945 be extended for an additional year.

All interested persons are referred to the application, which is on file in the office of the Commission, for full details.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held to consider said application:

It is ordered, That a hearing on the application under the applicable provisions of the act and the rules of the Commission thereunder be held on the 21st day of March 1946, at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as may be designated on that day by the hearing room clerk in Room 318.

It is further ordered, That Henry C. Lank, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated to preside is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said application, particular attention will be directed at said hearing to the following matters:

1. Whether Central and South West Utilities Company has exercised due diligence to comply with the Commission's Order of February 16, 1945;

2. Whether an extension of an additional year for compliance with said order of February 16, 1945 is necessary or appropriate in the public interest or for the protection of investors or consumers.

It is further ordered, That any person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission, on or before March 18, 1946 his application therefor as provided in Rule XVII of the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve notice of this order by mailing a copy thereof by registered mail to The Middle West Corporation, Central and South West Utilities Company and American Public Service Company, and that notice shall be given to all other persons by publication thereof in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3614; Filed, Mar. 6, 1946; 2:33 p. m.]

[File No. 54–102]

GENERAL GAS & ELECTRIC CORP. AND ASSOCIATED GAS AND ELECTRIC CORP.

ORDER RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of March 1946.

In the matter of General Gas & Electric Corporation, and Trustees of Associated Gas and Electric Corporation with respect to a Plan of Divestment of Assets, Simplification of Corporate Structure and Equitable Distribution of Voting Power of General Gas and Electric Corporation, File No. 54–102.

Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, a registered holding company, and General Gas & Electric Corporation, a registered holding company and a subsidiary of said Trustees, having jointly filed an application and amendments and supplements thereto, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for approval of a plan of divestment of assets, simplification of corporate structure and equitable distribution of voting power of General Gas & Electric Corporation; and

The Commission having, on July 25, 1945, and August 23, 1945, entered its findings and opinion, and orders (Holding Company Act Release Nos. 5950 and 6001), approving said plan, as amended and as supplemented, subject to the reservation of jurisdiction with respect to (a) all accounting entries to be made in connection with carrying out the plan, (b) the terms, rights, and privileges of the new common stock of General Gas and Electric Corporation and the number of shares thereof, (c) the determination of whether General Gas & Electric Corporation should be ordered to be dissolved, and (d) all fees and expenses to be paid in connection with the plan; and

Post-effective amendments to said plan having now been filed setting forth (a) the accounting entries proposed to be made on the books of General Gas & Electric Corporation and (b) the terms, rights, and privileges of the new common stock of General Gas & Electric Corporation and the number of shares thereof; and

The Commission having considered such post-effective amendments and deeming it appropriate in the public interest and the interest of investors and consumers to approve and permit said amendments to become effective and to release the jurisdiction heretofore reserved with respect to (a) the accounting entries to be made on the books of General Gas & Electric Corporation in connection with the plan, and (b) the terms, rights, and privileges of the new common stock of General Gas & Electric Corporation and the number of shares thereof:

It is hereby ordered, That said post-effective amendments be, and hereby are, approved and permitted to become effective and that jurisdiction with respect to (a) the accounting entries to be made by General Gas & Electric Corporation in connection with the plan, and (b) the terms, rights, and privileges of the new common stock of General Gas & Electric Corporation and the number of shares thereof be, and hereby is, released.

It is further ordered, That jurisdiction be continued with respect to (a) the determination of whether General Gas & Electric Corporation should be ordered to be dissolved, and (b) all fees and expenses to be paid in connection with the plan.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3615; Filed, Mar. 6, 1946; 2:33 p. m.]

[File No. 1-1438]

GULF AND SHIP ISLAND RAILROAD CO.

ORDER SETTING HEARING ON APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of March A. D. 1946.

In the matter of Gulf and Ship Island Railroad Company, 5% First Mortgage Refunding and Terminal B Stamped Bonds, due February 1, 1952.

The New York Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X–12D2–1 (b) promulgated thereunder, having made application to strike from listing and registration the 5% First Mortgage Refunding and Terminal B Stamped Bonds, due February 1, 1952, of Gulf and Ship Island Railroad Company;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 11:00 a. m. on Tuesday, March 19, 1946, at the office of the Securities and Exchange Commission, 120 Broadway, New York, New York, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Paul MacDonald, an officer of the Commission, be and he hereby is designated to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3616; Filed, Mar. 6, 1946; 2:33 p. m.]

[File Nos. 52–22, 70–1225]

ASSOCIATED GAS AND ELECTRIC CO. ET AL.

ORDER RELEASING JURISDICTION AND GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of March 1946.

In the matter of Stanley Clarke, trustee of Associated Gas and Electric Company, Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, File No. 52–22; NY PA NJ Utilities Company, File No. 70–1225.

Stanley Clarke, Trustee of Associated Gas and Electric Company, a registered holding company, and Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, a registered holding company, having heretofore jointly filed an application pursuant to section 11 (f) of the Public Utility Holding Company Act of 1935, for approval of a plan, as amended, for the reorganization of said companies under said section of the act and Chapter X of the Bankruptcy Act (File No. 52–22); and

The Commission having, on April 14, 1944, entered its findings and opinion and order approving such plan, as amended, subject, among other things, to the reservation of jurisdiction with respect to the approval or disapproval of the accounting entries to be made, as of the effective date of the plan on the books of the surviving company to emerge from the reorganization; and

The plan having been approved by the United States District Court for the Southern District of New York ("Court"), accepted by the requisite percentages of the holders of all allowed claims and confirmed by said Court, and the effective date of the plan having been fixed by order of said Court as January 1, 1946; and

It appearing that, in consummating the plan of reorganization, Associated Gas and Electric Corporation was merged into Associated Gas and Electric Company and the name of the latter was changed to General Public Utilities Corporation ("GPU") (the surviving company); and

A post-effective amendment to said application having now been filed proposing the accounting entries to be made on the books of GPU as of the effective date of the plan; and

NY PA NJ Utilities Company ("NY PA NJ"), a registered holding company and a subsidiary of GPU, having filed an application (File No. 70–1225) wherein NY PA NJ proposes that it (a) adjust the carrying amounts of its investments in majority-owned subsidiaries, (b) allocate the carrying amounts of such investments among its majority-owned subsidiaries, and (c) reduce the carrying amount of its investment in 17,744 shares of the $5.50 dividend series preferred stock of New England Gas and Electric Association to an amount equal to $27.25 per share for each share owned; and

A consolidated public hearing having been held upon such matters, after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein;

It is hereby ordered, Pursuant to the applicable provisions of said act, that the jurisdiction heretofore reserved with respect to the accounting entries proposed to be made as of the effective date of the plan on the books of General Public Utilities Corporation be, and hereby is, released.

It is further ordered, That the application (File No. 70–1225) filed by NY PA NJ Utilities Company be, and hereby is, approved, subject, however, to the terms and conditions prescribed in Rule U-24 of the general rules and regulations.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3617; Filed, Mar. 6, 1946; 2:33 p. m.]

[File No. 70–1240]

UNION PRODUCING CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Penna., on the 4th day of March, A. D. 1946.

Notice is hereby given that an application and declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Union Producing Company ("Union"), a wholly-owned subsidiary of United Gas Corporation ("United") which is a subsidiary of Electric Power & Light Corporation, a registered holding company.

Notice is further given that any interested person may, not later than the

15th day of March, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such application and declaration, as filed or as amended, may be approved or may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rule U-20 (a) and Rule U-100 thereof. Any such request should be addressed; Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application and declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized as follows:

Union proposes to redeem for cash on or about March 25, 1946, $1,000,000 principal amount of its 6% Debentures due March 1, 1952, in accordance with the provision thereof, at principal amount and accrued interest thereon to date fixed for such redemption. Union has presently outstanding $39,000,000 of said 6% Debentures all of which are owned by United. The Debentures are pledged and held as collateral under the provisions of the Mortgage and Deed of Trust securing United's First Mortgage Bonds. The filing states that United has advised Union that it proposes to transfer the $1,000,000 principal amount to be paid to the Trustee by Union to the Sinking Fund as the credit against current requirements in accordance with the provisions of the Mortgage.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3618; Filed, Mar. 6, 1946; 2:33 p. m.]

[File No. 70-1235]

PENNSYLVANIA EDISON CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of March 1946.

Pennsylvania Edison Company, a subsidiary of a registered holding company, having filed a declaration pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and the general rules and regulations promulgated thereunder, regarding the proposed declaration and payment to the holders of its outstanding 123,466 shares of $5 Series Cumulative Preferred Stock and 84,029 shares of $2.80 Series Cumulative Preferred Stock of the regular quarterly dividend; for the quarter ending March 31, 1946, on such $5 and $2.80 Series Cumulative Preferred Stock, in the respective amounts of $1.25 and 70 cents per share and aggregating $213,152.80; and

The company having stated that its books show a substantial earned surplus, but that preliminary original cost statements filed with the Pennsylvania Public Utility Commission and the Federal Power Commission indicate that the book value of the fixed capital of the company is about $13,460,000 in excess of the original cost of its plant and properties; that such excess has not been segregated between Account 100.5 (electric plant acquisition adjustments) and Account 107 (electric plant adjustments) nor have arrangements yet been made for the disposition of such excess over original cost; and the company having further stated that it is not clear at this time as to whether or not the company has an earned surplus available for dividends on its preferred stock; and

Said declaration having been filed on February 18, 1946, and having been amended, and notice of said filing having been duly given in the form and manner prescribed in Rule U-23, promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The declarant having requested that the Commission advance the effective date of said declaration, and the Commission observing no basis for adverse findings under section 12 (c) or any other applicable section of the act or rules promulgated thereunder, and deeming it appropriate to grant the declarant's request for an acceleration:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 of the general rules and regulations, that the aforesaid declaration, as amended, be, and hereby is, permitted to become effective forthwith: *Provided, however*, That this order shall not be construed as a determination as to whether or not the company has an earned surplus available for dividends on its preferred stock, nor whether or not such dividend payments are taxable to the recipient pursuant to the provisions of the Internal Revenue Code, and subject to the further condition that Pennsylvania Edison Company shall accompany the dividend checks with a statement to the effect (1) that the Commission has not determined whether or not such payments constitute, in whole or in part, liquidating dividends or are made out of earned surplus available for dividends on its preferred stock, and (2) that the Commission does not purport to determine whether such dividend payments are or are not taxable to the recipient pursuant to the provisions of the Internal Revenue Code.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3619; Filed, Mar. 6, 1946; 2:34 p. m.]

[File No. 30-194]

ASSOCIATED GAS AND ELECTRIC CORP.

NOTICE OF FILING OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of March 1946.

In the matter of Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation; File No. 30-194.

Notice is hereby given that an application has been filed with this Commission pursuant to section 5 (d) of the Public Utility Holding Company Act of 1935 ("Act") by Denis J. Driscoll and Willard L. Thorp, formerly Trustees of Associated Gas and Electric Corporation, for an order under said act finding that they have ceased to be a holding company.

Notice is further given that any interested person may, not later than the 25th day of March, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. At any time thereafter such application as filed or as amended may be granted.

All interested persons are referred to said application which is on file in the office of this Commission for a complete statement of the matters contained in such application, which may be summarized as follows:

On or about August 15, 1940, Denis J. Driscoll and Willard L. Thorp, as Trustees of Associated Gas and Electric Corporation, a corporation in reorganization under Chapter X of the Bankruptcy Act in the United States District Court for the Southern District of New York ("Court"), filed a notification of registration under section 5 (a) of the act. A joint plan of reorganization for Associated Gas and Electric Corporation and its parent, Associated Gas and Electric Company, filed pursuant to section 11 (f) of the act and Chapter X of the Bankruptcy Act was confirmed by the Court on August 9, 1945, and has since been consummated. Denis J. Driscoll and Willard L. Thorp, pursuant to an order of the Court dated January 10, 1946, have divested themselves of their right, title, and interest in and to all assets held by them as Trustees, except for claims or causes of action assertable by or in favor of the Trustees of Associated Gas and Electric Corporation, or the estate of Associated Gas and Electric Corporation. As a result of such action taken by them, applicants state that on January 11, 1946 they ceased directly or indirectly to own, control, or hold with power to vote 10% or more of the outstanding voting securities of a public utility company or of a holding company. In addition, pursuant to an order of the Court dated February 6, 1946, the resignations of Denis J. Driscoll and Willard L. Thorp, as Trustees of Associated Gas and Electric Corporation, became effective. Accordingly, applicants request that the Commission find and declare by order that Denis J. Driscoll and Willard L. Thorp, as Trustees of Associated Gas and Electric Corporation in reorganization under Chapter X of the Bankruptcy Act, have ceased to be a holding company.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3641; Filed, Mar. 7, 1946; 9:46 a. m.]

[File No. 59-82]

MEMPHIS STREET RAILWAY

ORDER POSTPONING DATE FOR FILING ANSWER AND POSTPONING HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia 3, Pa., on the 5th day of March, A. D. 1946.

The Commission having, by order entered November 13, 1945, instituted proceedings pursuant to sections 11 (b) (2), 12 (c), 15 (f), and 20 (a) of the Public Utility Holding Company Act of 1935, naming The Memphis Street Railway Company as respondent; said order requiring, among other things, that said respondent file with the Secretary of the Commission, on or before January 2, 1946, its answer with respect to the allegations contained in paragraphs numbered 1 to 12, inclusive, of the order, and having directed that a hearing be held on January 8, 1946; and

The Commission having in its orders entered December 29, 1945 and January 31, 1946, extended, at the request of respondent, the time within which such answer could be filed until February 4, 1946 and March 4, 1946, respectively, and postponed the hearing to February 19, 1946 and March 19, 1946, respectively; and

The Memphis Street Railway Company having stated that National Power & Light Company, the indirect owner of all its issued and outstanding common stock, has formulated a plan for the rearrangement of the capital structure of the respondent, that respondent deems it desirable that it be afforded further time to consider the relationship of the plan developed by National Power & Light Company to the issues raised by said notice of and order for hearing entered November 13, 1945, and believes that such further study will result in economy of time with respect to further proceedings hereunder; and

The Commission deeming it appropriate under the circumstances that the dates for filing such answer and for the hearing herein be postponed;

It is ordered, That the period of time within which the respondent, The Memphis Street Railway Company, shall file with the Secretary of the Commission its answer with respect to the allegations contained in paragraphs numbered 1 to 12, inclusive, of said order dated November 13, 1945, be, and it hereby is, extended to and including March 18, 1946, and that the hearing in this matter, previously directed to be held on February 19, 1946, be, and the same hereby is, postponed to an indefinite future date to be designated by further order.

It is further ordered, That the time within which any person desiring to be heard or otherwise to participate in the above entitled proceeding shall notify the Commission, in the manner provided in Rule XVII of the Commission's rules of practice, be, and it hereby is, extended to and including March 14, 1946.

It is further ordered, That the respondent, The Memphis Street Railway Company, give prompt notice of said postponements by mailing a copy of this order to each of its stockholders at his last known address, and that the Secretary of the Commission shall serve notice of the entry of this order by mailing a copy thereof, forthwith, by registered mail to the board of Commissioners of the City of Memphis, Tennessee.

By the Commission.

[SEAL] ORVAL D. DUBOIS,
Secretary.

[F. R. Doc. 46-3638; Filed, Mar. 7, 1946; 9:45 a. m.]

[File Nos. 70-1194, 50-12]

PORTLAND ELECTRIC POWER CO. AND PORTLAND GENERAL ELECTRIC CO.

ORDER PERMITTING WITHDRAWAL

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 5th day of March 1946.

In the matter of Portland Electric Power Company, Portland General Electric Company, File No. 70-1194; and Portland Electric Power Company, Portland General Electric Company, File No. 50-12.

Portland Electric Power Company and Portland General Electric Company, registered holding companies, having filed a joint declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 (File No. 70-1194) proposing to sell their capital stock interest in Seattle Gas Company, a public utility subsidiary of Portland Electric Power Company and Portland General Electric Company, together with the capital stock interest in Seattle Gas Company held by Cazadero Real Estate Company, a subsidiary whose entire capital stock is owned by Portland Electric Power Company;

The Commission having entered an order on the 6th day of December, 1945 consolidating the above proceedings with proceedings theretofore instituted by the Commission on April 6, 1945 pursuant to Rule U-100 (b) of the Public Utility Holding Company Act of 1935 with respect to the withdrawal of an exemption granted by Rule U-44 (b) (2) (File No. 50-12), in which proceeding the Commission suspended, as to such companies, the applicability of such exemption to the transaction in question; said order of December 6, 1945 having reserved jurisdiction to separate for disposition said matters; and a hearing having been held on said consolidated matters;

Portland Electric Power Company and Portland General Electric Company having requested permission to withdraw said joint declaration (File No. 70-1194) without prejudice to the right of the declarants to file a further declaration regarding the sale of said capital stock of Seattle Gas Company in the future;

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers to permit the joint declaration in this respect to be withdrawn:

It is ordered, That Portland Electric Power Company and Portland General Electric Company be, and they are hereby permitted to withdraw said joint declaration and that said joint declaration be, and it is hereby deemed withdrawn, without prejudice to the right of the declarants to file a further declaration regarding the sale of said Seattle Gas Company capital stock in the future.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-3640; Filed, Mar. 7, 1946; 9:45 a. m.]

[File No. 70-1214]

GENTILLY DEVELOPMEN CO., INC.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 5th day of March, A. D. 1946.

Gentilly Development Company, Inc. ("Gentilly"), a non-utility wholly owned subsidiary of Electric Power & Light Corporation ("Electric"), which in turn is a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, having filed a declaration and amendment thereto pursuant to sections 12 (c) and 12 (f) of the Public Utility Holding Company Act of 1935 and Rule U-42 thereunder regarding the following proposed transaction:

Gentilly, the owner of unimproved real estate situated in the City of New Orleans, Louisiana, is indebted to Electric in the aggregate principal sum of $146,136.63, represented by $75,300 principal amount of non-interest bearing open account indebtedness, and fifteen 6% Demand Notes, bearing various dates, aggregating $70,836.63 principal amount. The debt was incurred through advances made from time to time by Electric to Gentilly to meet the cash requirements of the latter company. Gentilly proposes to pay to Electric from the net proceeds of the sale of land to New Orleans Public Service, Inc., a public utility subsidiary of Electric, the sum of $146,136.63 in full satisfaction of such indebtedness. No interest has been paid on said demand notes nor does the proposed payment include interest.

Said declaration and amendment thereto having been filed on the 8th

day of January, 1946, and the 22d day of January, 1946, respectively, and the notice of said filings having issued on the 31st day of January, 1946, and notice of said filings having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the declarant having postponed the effective date of the declaration, and the Commission not having received a request for a hearing with respect to said declaration, as amended, within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said declaration, as amended, that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration, as amended, be permitted to become effective:

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the said declaration, as amended, be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3642; Filed, Mar. 7, 1946; 9:47 a. m.]

[File No. 70-1229]

OKLAHOMA GAS AND ELECTRIC CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of March 1946.

Oklahoma Gas and Electric Company, a public utility company and a subsidiary of Standard Gas and Electric Company, a registered holding company, having filed an application and declaration and amendments thereto pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, providing for: (a) the issue of 675,000 shares of new 4% Cumulative Preferred Stock of the par value of $20 per share; (b) the issue and sale to commercial banks, and not for resale to the public, of $9,075,000 principal amount of new serial notes, at 1⅞% interest, payable over a period of 7½ years; (c) the redemption of its presently outstanding 146,478 shares of 7% Cumulative Preferred Stock, of the par value of $100 per share; (d) in connection with such redemption, the offer to present preferred stockholders of an opportunity to exchange such stock for new preferred stock, upon terms more fully set forth in said application and declaration; (e) the rescission of an undertaking entered into by the Company in 1943, pursuant to which certain dividend restrictions were created; and (f) the exemption of the proposed issue of new 4% Cumulative Preferred Stock from the requirements of competitive bidding prescribed by Rule U-50; and

A public hearing having been held on said application and declaration, as amended, after appropriate notice; the Company and certain interested security holders having been heard; objections having been heard and considered by the Commission; and the Commission having considered the record and having made and filed its Findings and Opinion herein;

It is ordered, That said application and declaration, as amended, be, and the same is hereby, granted and permitted to become effective, except as to the proposed rescission of the aforesaid undertaking under which certain dividend restrictions were created, which is not approved at this time, and subject also to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the proposed issue and exchange of the new 4% Cumulative Preferred Stock be, and the same hereby is, exempted from the provisions of Rule U-50.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3639; Filed, Mar. 7, 1946; 9:45 a. m.]

(reference

MAR 14 '46

Reference

MAR 14 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 48

Washington, Saturday, March 9, 1946

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

MISCELLANEOUS AMENDMENTS

Corrections are to be made in the regulations issued under this part (11 F. R. 1424) as follows:

§ 27.2 *Classification of the service*—(a) *Extent of the classified service.* • • • No right of classification shall accrue to persons whose appointment or assignment to classified duties is in violation of the civil service rules or regulations.

• • • • •

(e) *Apportionment.* The appointments of persons covered into the classified service under this section, by Executive order or otherwise, shall be exempted from the apportionment quota restrictions applied in certification. Such appointments shall be charged to the apportionment unless they fall in one of the categories which are excluded from the apportionment in original appointment under § 27.7.

(f) *Excepted employees; when classified.* • • •

(4) That until six months after the end of the war, as officially determined, this paragraph shall not apply to any person who received a war service appointment under § 18.5 (f) (1) or (2) of this chapter. • • •

(5) That in conferring a classified competitive status upon any employee under this or any other rule, regulation, or any statute or executive order, the Commission: • • •

(g) *Classification in post offices.* • • • On the effective date of any such order, paragraph (f) of this section shall apply to the incumbents of positions affected by the order. • • •

(h) *Appointment without competitive examination in rare cases.* • • • The appointment of persons who have been serving during the war period in highly specialized scientific or professional positions may be authorized without competitive examination whenever the Commission finds that their retention in the service is essential to the programs in which they are engaged. • • •

(i) *Service beyond seas.* A citizen of the United States who has rendered faithful service for not less than seven years beyond the seas in a civil capacity not in contravention of the civil service laws, rules, or regulations may be given a classified status under such regulations as the Commission may prescribe upon certification by the head of the department or office in which he served that the case is one of exceptional merit: *Provided*, That shortly before such employment he resided for a substantial period of time in the United States.

• • • • •

§ 27.3 *Examinations*—(a) *Competitive examinations.* • • • *Provided further*, That where in the opinion of the Commisison unlimited competition would result in far more eligibles than are required for the needs of the service, receipt of applications may be limited to that number which will meet the needs of the service for a reasonable length of time; in any such case of examinations for the departmental service in the metropolitan area, Washington, D. C., or of any other examinations where the area of competition extends beyond the boundaries of one state, the number of applications to be accepted from each state or territory or portion thereof that is included in the competitive area shall be in the same proportion to the total number of applications to be accepted as the population of the state or territory or portion thereof in the area of competition is to the entire area of competition.

• • • • • •

(c) *Examinations for scientific, technical, or professional positions.* • • • No minimum educational requirement will be prescribed in any examination except for such scientific, professional, or technical positions, the duties of which the Commission decides cannot be performed by a person who does not have such education. • • •

§ 27.4 *Boards of Examiners*—(a) *Appointment and duties.* • • •

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FEDERAL REGISTER

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NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per book.

Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

Book 3: Titles 33–50, including a general index and ancillary tables.

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(2) (i) In order to assure the maximum utilization of the resources of the departments and agencies in the departmental service in the metropolitan area Washington, D. C., in the recruitment and placement of persons for the Federal service, the Commission, after consulting the department or agency concerned, may for examinations for scientific, professional, or technical positions which are peculiar to a department or agency, establish United States Civil Service Committees of Expert Examiners in the departmental service in Washington, D. C., composed of not less than three officers or employees of the particular department or agency, who are of outstanding competence in the various professional, scientific, or technical fields for which examinations are held.

* * * * *

§ 27.5 *Qualifications of applicants.* * * *

(c) *Disqualifications.* * * * (5) refusal to furnish testimony as required by § 27.14; * * *

§ 27.6 *Rating and eligibility*—(a) *Rating.* * * * In examinations where experience is an element of qualifications credit shall be given for all valuable experience, including experience gained in religious, civic, welfare, service, and organizational activities, regardless of whether any compensation was received therefor.

(b) *Preference.* In examinations for entrance into the service five points shall be added to the earned ratings of honorably discharged ex-service men and women who have served in any branch of the armed forces of the United States during any war or in any campaign or expedition (for which a campaign badge has been authorized). * * *

(c) *Eligible registers.* (1) All persons rated at 70 or more in open competitive and reopened examinations shall be eligible for appointment. The names of eligibles shall be entered on appropriate registers in accordance with their ratings: *Provided*, That the names of eligibles granted ten-point preference under these regulations shall be placed at the top of the appropriate register except on registers for positions in the professional and scientific service for which the basic entrance salary is over $3,000 per annum. The name of a preference eligible shall be entered ahead of all others having the same rating.

(2) When the Commission has established an eligible register for probational appointment for a particular position as the result of open competitive examination it may enter the names of the following classes of persons on such register in accordance with the order prescribed in subparagraph (1) of this paragraph: Persons having a classified (competitive) civil service status and who (i) left a Government position to enter the armed forces of the United States or the Merchant Marine and who fail to be restored to their former positions after such service; (ii) were granted reemployment rights after war transfer but who have not been reemployed; (iii) have been declared eligible by the Commission after appeal from separation under section 14 of the Veterans' Preference Act of 1944; and (iv) because of reduction in force, since August 14, 1945, have been, or are about to be separated or furloughed for 90 days or more from a similar or higher grade position in the same line of work. Persons eligible under this subparagraph must apply to the Commission for entrance on the register and shall be examined under the same standards used in the open competitive examination.

(3) Prior to, and after the establishment of probational registers the Commission will submit the names of persons in subparagraphs (2) (i), (ii) and (iii) to departments and agencies for consideration for reinstatement or reappointment. Departments, agencies, and the Commission shall make a positive effort to place such persons in positions for which they are qualified.

* * * * *

§ 27.7 *Certification*—(a) *Methods of filling vacancies.* * * *

(2) After establishment of register for probational appointment vacancies in any position for which an appropriate register of eligibles for probational appointment has been established shall be filled by noncompetitive action in accordance with §§ 27.9, 27.10 or 27.11 or by selection in accordance with this section from open competitive eligible registers: *Provided*, That whenever public announcement is made of an open competitive examination for filling a specific vacancy, except in the position of postmaster, such vacancy may not thereafter be filled noncompetitively by transfer, promotion, reassignment, or reinstatement, except that applications may be accepted by the Commission from persons eligible for promotion, transfer, reassignment or reinstatement who are recommended by the appointing officer at any time before appointment is made to the vacancy involved. The qualifications of such persons will be rated in accordance with the terms of the announcement and such persons may be reinstated, promoted, transferred, or reassigned to the position only if they are within reach for certification.

* * * * *

(c) *Selection.* * * *

(2) * * * If the reasons are found insufficient and the appointing officer still intends to appoint the nonpreference eligible, he shall, in conformity with the Veterans' Preference Act of 1944, submit either more detailed information concerning his reasons for passing over the preference eligibles or a statement that he has no more information in support of his selection. The nonpreference eligible tentatively selected may not be legally appointed except as provided in the following subparagraph until the appointing officer has received notification from the Commission concerning his second statement.

* * * * *

(e) *Apportionment.* Certification for appointment in headquarters offices of departments and agencies shall be so made as to maintain as nearly as the conditions of good administration warrant, the apportionment of appointments among the several States, Territories, and the District of Columbia upon the basis of population: *Provided*, That certification in the following cases shall be made without regard to the apportionment, and appointments in such cases shall be excluded from the apportionment figures:

(1) Certification of eligibles entitled to military preference.

(2) Certification for appointment to the following positions in all departments and agencies:

(i) Positions in headquarters offices which are located outside the metropolitan area of Washington, D. C.;

(ii) Positions in the professional and scientific service for which the entrance salary is over $3,000 per annum;

(iii) Apprentice positions in the recognized trades and skilled occupations;

(iv) Artisan and helper positions in all trades, occupations, and phases of the graphic and map reproduction arts that require trade knowledge and manual skill and effort in performance. Positions that require only clerical, technical, or professional knowledge in performance are not included;

(v) Positions of operating engineman, fireman, oiler, general helper, laborer, foreman of laborers, gardener, groundkeeper, animal keeper, chauffeur, truck driver, and telephone operator.

(3) Certification for appointment to all positions in the following establishments: The Government Printing Office, field offices of departments and agencies in the District of Columbia, field service of the military staff departments, and at Army Headquarters.

* * * * *

§ 27.8 *Temporary appointment*—(a) *Pending regular filling of vacancy.* Temporary appointment without examination and certification by the Commission shall not be made to a position in the classified service in any case, except when the public interest so requires, and then only upon the prior authorization of the Commission; * * *

(b) *Pending establishment of register.* Whenever there are no eligibles upon a register for any grade in which a vacancy exists and the public interest requires that the vacancy be filled before eligibles can be certified, the Commission may authorize temporary appointment provided that the agency determines that the standards prescribed by the Commission are met. Such appointment shall continue only for such period as may be necessary to make appointment through certification, and in no case, without prior approval of the Commission, shall extend beyond thirty days from the date of the receipt by the appointing officer of the certification of eligibles. * * *

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(e) *Temporary appointment made probational.* The acceptance by an eligible of a temporary appointment shall not affect his standing on any register for permanent employment, and experience gained as a temporary shall in no way vary the order of certification for permanent appointment. A temporary appointment may be made permanent when the temporary appointee is within reach for permanent appointment at the time of his temporary appointment or in case he is so within reach during his temporary service. The probational appointment may date from the time when he came within reach for probational appointment. Such probational appointment may not be effected after expiration of the register except in the case of any person who meets the following conditions: (1) He shall have been appointed to a classified (competitive) position for other than temporary-job employment lasting for one year or less, (2) his appointment shall have been prior to March 16, 1942, with respect to positions generally or prior to October 23, 1943, with respect to positions in the field service of the Post Office Department, and (3) the records of the Commission clearly show that he stood higher on an appropriate civil-service list of eligibles than another eligible who received an original probational appointment from such list.

(f) *Temporary appointments authorized by agency.* • • •

(1) Preference shall be given in appointment first to qualified persons entitled to 10-point preference under the Veterans' Preference Act of 1944, second to qualified persons entitled to 5-point preference under that act, and third to qualified former federal employees. Upon establishment before the Commission that this order of selection has not been followed in any case, the person appointed may be removed.

• • • • •

§ 27.9 *Reinstatement*—(a) *General requirements for reinstatement.* A person separated from a civilian position in the Federal service may be reinstated to a position in the classified service subject to the following requirements: • • •

(2) He must be reinstated within one year of separation if his period of service was less than two years, within two years if his period of service was two years or more but less than three years, within three years if his period of service was three years or more but less than four years, within four years if his period of service was four years or more but less than five years, but if his period of service was five years or more he may be reinstated without time limit after separation: *Provided*, That these time limits shall not apply to those former classified employees entitled to preference under the Veterans' Preference Act of 1944, or to those whose war service appointments may be converted to reinstatements under paragraph (d) of this section: *Provided further*, That the person is otherwise eligible under the Executive order of June 2, 1920, which limits the reinstatement of persons who are within ten years of retirement age.

• • • • •

(4) He must have the knowledge and abilities required for the performance of the duties of the position to which reinstatement is proposed and he must meet the same standards as are required for promotion or reassignment to the position.

(5) Proof of residence will be required for reinstatement to a position in the apportioned service. The applicant must be eligible under the apportionment quota restrictions unless he is entitled to preference under the Veterans' Preference Act of 1944 or has previously served in the apportioned service. The Commission may, upon request of the appointing officer, waive the apportionment when the reinstatement is in the interests of good administration.

(b) *Certificate required for reinstatement.* A certificate issued by the Commission will be required for reinstatement in the following cases:

(1) When the residence of the former employee proposed for reinstatement is in a state which is in excess of its quota and a waiver of the apportionment is desired.

(2) When the proposed reinstatement is to a position in a different line of work from or of a higher grade than the one from which separated unless the former employee could be promoted without prior approval of the Commission under § 27.11 (d), or unless he has been examined for the higher grade position by the appropriate office of the Commission subsequent to the effective date of this part.

(3) When the person proposed for reinstatement was removed for cause from his last position in the Federal or District of Columbia Governments, or when his removal was made at the specific request of the Commission because of his failure to meet conditions imposed at the time of his appointment.

(c) *Certificate not required for reinstatement.* Except as provided in paragraph (b) of this section, reinstatements of employees who meet the requirements of paragraph (a) of this section may be made by the departments and agencies without certificate of the Commission. Such reinstatements shall be subject to post-audit and the Commission, in its discretion, may disapprove any reinstatement, or suspend or withdraw this delegation of authority from any department or agency whenever it determines that the requirements of this section have not been met.

• • • • •

§ 27.10 *Transfer*—(a) *General requirements for transfer.* An employee occupying a position in the classified service may be transferred to another position in the classified service subject to the following requirements:

(1) He must have a classified (competitive) status at the time he is transferred, and have received an absolute appointment or have completed satisfactorily at least 6 months of service under a probational appointment. If he is transferred before the completion of his probation, a probationary period of sufficient duration to complete his original probationary period will be required.

(2) He must have the knowledges and abilities required for the performance of the duties of the position to which he is transferred and meet the same standards as are required for promotion or reassignment to the position.

(3) He must present an official notice of his actual or impending separation because of a reduction in force, an official notice of furlough, or an official release granted by his department or agency or, upon appeal, by the Commission.

(4) Proof of residence will be required in transfers from a position in the nonapportioned service to the apportioned service. The transferee must be eligible under the apportionment quota restrictions unless he is entitled to preference under the Veterans' Preference Act of 1944, or has previously served in the apportioned service. The Commission may, upon request of the appointing officer, waive the apportionment when the transfer is in the interest of good administration.

(b) *Certificate required for transfer.* • • •

(2) When the transfer is to a higher grade position than the one in which the employee is serving unless he could be promoted without prior approval of the Commission under § 27.11 (d).

(3) When the transfer is to a position in a different line of work unless he has been examined for such position by the appropriate office of the Commission subsequent to the effective date of this part.

• • • • •

(c) *Certificate not required for transfer.* Except as provided in paragraph (b) of this section, transfers of employees who meet the requirements of paragraph (a) of this section may be made by the departments and agencies without certificate of the Commission. Such transfers shall be subject to post-audit and the Commission, in its discretion, may disapprove any transfer, or suspend or withdraw this delegation of authority from any department or agency whenever it determines that the requirements of this section have not been met.

• • • • •

(e) *Special transfers*—(1) *From the office of the President.* Any person who has served for at least 2 years in the immediate office of the President of the United States may be transferred to a classified position upon such tests of fitness as the Commission may deem proper.

(2) *From the Philippine service.* An officer or employee occupying a competitive position in the Philippine classified service who has served 3 years or more therein, may be transferred to the Federal classified service, subject to the provisions of this part; but the Commission may authorize the transfer of an officer or employee who has served 2 years in the Philippine classified service and who has been separated by necessary reduction of force or by displacement by a Filipino, if he is especially recommended by the Department of the Interior because of his efficiency and good character. In all cases of proposed transfer from the Philippine classified service the Interior Department shall furnish the Commission, for its consideration, all relevant information contained in its files, together with the service record of the employee.

(3) *From the Puerto Rican service.* The Commission may, in its discretion, authorize the transfer of employees from the civil service of Puerto Rico to that of the United States, subject to the limitations respecting transfer within the civil service of the United States.

(4) *From the Panama Canal service.* A citizen of the United States in the service of the Panama Canal on or before January 1, 1915, in an excepted position may, if recommended by the Panama Canal, be transferred to any position in the classified service for which he can qualify, *Provided:*

(i) This subparagraph shall not apply to a person appointed to a competitive position in accordance with the civil service rules or regulations, the transfer of such person to be governed by the general provisions of the regulations.

(ii) This subparagraph shall not apply to a person appointed without examination to perform the duties of clerk of any grade, bookkeeper, stenographer, typist, surgeon, physician, trained nurse, or draftsman.

(iii) The transferee has rendered at least 2 years of service in a position above the grade of unskilled laborer in the service of the Panama Canal or of the Panama Railroad by transfer from the Panama Canal.

§ 27.11 *Promotion*—(a) *Requirement for promotion.* (1) No employee shall be promoted or reassigned to a position in the classified service unless he has a classified (competitive) status and unless he has the knowledge and abilities required for the performance of the duties of the position to which he is proposed for promotion or reassignment.

(2) Proof of residence will be required in promotions or reassignments from a nonapportioned position to an apportioned position. The apportionment shall be observed in promotions or reassignments unless the employee is entitled to preference under the Veterans' Preference Act of 1944 or has previously served in the apportioned service. The Commission may, upon request of the appointing officer, waive the apportionment when the promotion or reassignment is in the interest of good administration.

• • • • •

§ 27.12 *Removals and reductions*—(a) *Procedure to be followed.* • • •

(2) *Employees entitled to military preferences.* The regulations governing appeals to the Commission under section 14 of the Veterans' Preference Act of 1944 (Part 22 of this chapter, 5 CFR, 1945 Supp., 10 F.R. 12181) shall be followed in connection with the removal, suspension for more than thirty days, furlough without pay, or reduction in rank or compensation of any employee entitled to five- or ten-point preference under this part.

(b) *Like penalties for like offenses.* In making removals or reductions, and in other punishment, like penalties shall be imposed for like offenses, and no discrimination shall be exercised for political or religious reasons, or because of marital status, race, creed, color, or national origin.

(c) *Suspensions.* Pending action under paragraph (a) (1) of this section, or for disciplinary reasons, an employee may be suspended for a period of not to exceed 90 days: *Provided*, That no permanent or indefinite employee entitled to five- or ten-point preference under this part who has completed a probationary period shall be suspended for more than thirty days except in accordance with the regulations governing appeals to the Commission under section 14 of the Veterans' Preference Act of 1944. The reasons for such suspension shall at the time of the suspension be filed in the records of the department or agency concerned and copies shall be furnished the Commission upon request. The period of suspension may be extended beyond 90 days with the prior consent of the Commission.

(d) *Power to investigate.* Except for cases referred to in paragraph (a) (2) of this section, the Commission shall have no jurisdiction to review the findings of a removing officer upon the charges and answer provided for in paragraph (a), nor shall the Commission have authority to investigate any removal or reduction, unless it is alleged, with offer of proof, that the procedure required by paragraph (a) of this section has not been followed, or that the removal was made because of marital status, race, or for religious or political reasons. However, an employee who has been removed on charges shall not for that reason be ineligible for further employment in the classified service but his suitability for further employment shall be determined by the Commission upon receipt of an official request for his reinstatement, or when he files application for an examination.

(e) *Reduction in force.* When reductions in force are being made in any part of the classified service competing employees shall be released in accordance with the retention preference regulations issued by the Commission pursuant to section 12 of the Veterans' Preference Act of 1944 (Part 22 of this chapter, 5 CFR, 1945 Supp., 10 F.R. 1218).

§ 27.13 *Report of changes.* • • •

(b) *List of positions.* Such officers shall also furnish to the Commission, when requested, and in such manner as it may prescribe, information as to numbers of employees, pay-roll data, and a list of all the positions, and employments under their authority, together with the names, designations, compensations, duties, and dates of appointment or employment of all persons serving therein.

• • • • •

§ 27.16 *Transition promotions, transfers; reappointments*—(a) *Coverage*—(1) *Positions.* This section shall apply to positions in the classified service for which no appropriate register of eligibles for probational appointment has been established. When the Commission has established a probational register for a particular position paragraphs (b), (c), and (d) of this section shall cease to be operative with respect to all positions for which that register is an appropriate source of eligibles.

(2) *Employees.* This section shall apply to any civilian employee or former employee of any agency in the executive branch of the Federal government, the General Accounting Office, the Government Printing Office, the District of Columbia Government, or the Administrative Office of the U. S. Courts.

(b) *Promotion, intra-agency transfer, and reassignment.* Any employee to whom this section applies who is serving under a war service indefinite, probational, or permanent civil service appointment, or under § 27.8 (b), may be promoted, transferred, or reassigned within the same department or agency without prior approval of the Commission, subject to such standards, limitations, or exceptions as may be issued by the Commission.

(c) *Inter-agency transfer.* Any employee to whom this section applies who is serving under a war service indefinite, probational, or permanent civil service appointment may be transferred without prior approval of the Commission: *Provided*, That the employee presents an official (1) notice of actual or impending separation because of reduction in force, or (2) notice of furlough, or (3) release for employment elsewhere issued by the agency in which employed, or by the Commission: *Provided further*, That the transfer is to a position in the same or equivalent grade, a lower grade, or to a higher grade than the one in which the employee is serving if the employee meets the requirements for promotion to such position.

(d) *Reappointment.* (1) A former employee to whom this section applies who has been separated for less than 30 calendar days may be reappointed without prior approval of the Commission subject to the same conditions prescribed in paragraph (c) of this section for inter-agency transfer.

(2) A former employee to whom this section applies who has restoration rights after military or merchant marine service, or reemployment rights after war transfer, in a Federal agency but who has not been restored or reemployed by such agency, may be reappointed by another agency without prior approval of the Commission: *Provided*, That he is reappointed to a position in the same or equivalent grade, a lower grade, or to a higher grade than the one in which he formerly served if he meets the requirements for promotion to such position: *Provided further*, That he applies for such reappointment within the same period as would be required for restoration or reemployment in the agency in which he has such right.

(e) *Reinstatement.* A former employee who is not eligible for reappointment under paragraph (d) (1) of this section may be reinstated in accordance with § 27.9 if he meets the requirements of that section.

(f) *Trial period.* Persons who are serving a trial or probationary period when promoted, reassigned, or transferred under this section will complete their trial or probationary period in the new position. Persons reappointed under this section who were serving a trial or probationary period at the time of sep-

aration from their last positions will be required to complete their trial or probationary period in the position to which reappointed. No trial or probationary period will be required in other promotions, reassignments, transfers, and reappointments under this section.

(g) *Status of employees.* The civil service status and tenure of an employee will not be changed by virtue of promotion or reassignment under this section.

In all transfers under this section the employee shall retain for all intents and purposes under the civil service laws, rules, and regulations the same civil service status which he had in the agency from which he was originally transferred. No employee who has been transferred from a probational or permanent civil service appointment during the period the War Service Regulations were in effect, or who is transferred under this section, shall, by reason of such transfer, lose his right to permanent tenure as a classified civil service appointee. No time limit administratively placed on the appointment to the position to which transferred shall affect the employee's rights to permanent tenure as a classified civil service appointee in the agency in which employed unless he was transferred to a position with a time limitation of one year or less.

Any employee who, on or after March 16, 1942, was appointed or reappointed under the War Service Regulations, or who is reappointed under this section, within 30 calendar days after separation from a probational or permanent civil service appointment, shall be entitled to the same benefits he would have had under reinstatement in accordance with Part 9 of this chapter (Civil Service Rule IX). Such an employee has permanent tenure as a classified civil service employee in the agency in which employed unless he was appointed or reappointed with a time limitation of one year or less.

An employee reappointed under this section will have the same civil service status and tenure in the agency to which reappointed as he had in the agency in which he last served unless he was reappointed with a time limitation of one year or less.

Any transfer or reappointment of an employee who was originally appointed "subject to investigation" will be subject to the results of the investigation.

Any transfer or reappointment of an employee who has been recommended for classification in his former position, and whose suitability for classification was under investigation, shall be subject to the results of such investigation.

(h) *Reemployment benefits.* (1) Any person, except one who was holding a temporary position, who was transferred by the Commission with reemployment rights under authority of Executive Order 8973 (3 CFR Cum. Supp.) or 9067 (3 CFR Cum. Supp.) or War Manpower Commission Directive No. X, and who is subsequently involuntarily furloughed or separated without cause such as would reflect upon his suitability for employment in the Federal service or who meets the conditions of subparagraph (6) of this paragraph, shall be entitled to the rights specified below, provided he is still qualified to perform the duties of his position and that he makes application for reemployment within forty days after the termination of his services, but in no event later than six months after the end of the war is officially determined; • • •

In section 27.16 (h) change the numbering of subparagraphs (1) (iii) to (2), (1) (iv) to (3), (1) (v) to (4), (1) (vi) to (5) and (1) (vii) to (6).

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-3734; Filed, Mar. 8, 1946; 9:41 a. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 930—MILK IN THE TOLEDO, OHIO, MARKETING AREA

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of Public Act No. 10, 73rd Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the Toledo, Ohio, marketing area, it is hereby determined that the provisions of such order which provide seasonal minimum prices on Class I milk and Class II milk, respectively, during April, May, and June 1946, are provisions which obstruct and do not tend to effectuate the declared policy of the act with respect to producers of milk under such order.

It is, therefore, ordered, That the following provisions of the order, as amended, regulating the handling of milk in the Toledo, Ohio, marketing area be suspended for the period as of the beginning of April 1, 1946, and extending through June 30, 1946:

1. In § 930.5 (a) (1), the words "during the delivery period of June 1942; and thereafter add the following amount per hundredweight:

	Amount (dollars per hundredweight)
Delivery period:	
July through March	0.90
April, May, and June	.80

and

2. In section 930.5 (a) (3), the words "except during the months of April, May, and June, when the Class III price shall be the price determined pursuant to sub-paragraph (4) of this paragraph, less 10 cents."

Done at Washington, D. C., this 8th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3773; Filed, Mar. 8, 1946; 11:24 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 9, Amdt. 6]

PART 1220—FEED

WHEAT MILL FEED QUOTAS AND RECEIPTS

War Food Order No. 9, as amended (11 F.R. 669), is hereby further amended as follows:

1. By adding immediately after paragraph (a)" (16) the following new paragraph:

(17) "Wheat mill feeds" means those by-products usually obtained in the commercial process of flour milling, commonly designated as wheat bran, wheat middlings, wheat shorts, wheat red dog, bran and middlings (mill run wheat feeds), and low grade feed flour.

2. By adding immediately after paragraph (d) (2) the following new paragraph:

(3) Effective April 1, 1946, no person shall, during any calendar quarter, receive or accept wheat mill feeds, or offer to receive or accept the same, whether by purchase and sale, trade, barter, gift, loan, exchange, or otherwise, in any quantity which will cause his total receipts of wheat mill feeds during such calendar quarter to exceed one-sixth of his total receipts of wheat mill feeds during the calendar year 1945.

3. By adding immediately after paragraph (s) the following new paragraph:

(t) *Restrictions on use of wheat mill feeds.* No person shall, during any calendar month, use wheat mill feeds in the manufacture of mixed feeds, including poultry feed, in excess of two-thirds of the quantity of wheat mill feeds so used by such person during the corresponding calendar month of 1945.

Paragraph 2 of this amendment, relating to the receipt or acceptance of wheat mill feeds, shall become effective at 12:01 a. m., e. s. t., April 1, 1946. All other provisions of this amendment shall become effective at 12:01 a. m., e. s. t., March 7, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said dates, under War Food Order No. 9, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 5th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3613; Filed, Mar. 6, 1946; 2:04 p. m.]

TITLE 29—LABOR

Chapter VI—National Wage Stabilization Board

[General Wage Approval 2]

PART 805—GENERAL WAGE APPROVALS

STEEL INDUSTRY AND RELATED INDUSTRIES

§ 805.2 *Granting of pre-approval for wage and salary adjustments designed to eliminate intraplant inequities in plants and related plants.* (a) Section 5 of General Order No. 1 issued February 21, 1946 (11 F.R. 1892), by the Stabilization Administrator pre-approved any wage increase not in excess of 18½ cents per hour above the rate paid by an employer on August 18, 1945, to employees in certain classes of plants in the basic steel and certain related industries as described in such order.

(b) The National Wage Stabilization Board recognizes that wherever an employer institutes wage increases which are approved under section 5 of General Order No. 1, such employer may find it necessary to institute similar or related adjustments for other employees in the same plants who are under the jurisdiction of the National Wage Stabilization Board but are not covered by the provisions of section 5 of General Order No. 1 of the Stabilization Administrator. Accordingly, the Board hereby grants pre-approval for any such wage or salary increase for employees in any of the plants covered by section 5 of such General Order No. 1, but who are not covered by the terms of that order, to the extent such increase is not in excess of 18½ cents per hour above the wage or salary rate paid by the employer on August 18, 1945.

(c) This pre-approval is limited to wage or salary increases to employees whose wages or salaries are subject to the jurisdiction of the National Wage Stabilization Board.

Approved: March 7, 1946.

B. M. JAFFE,
Acting Executive Director.

[F. R. Doc. 46-3777; Filed, Mar. 8, 1946; 11:26 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

U. S. HIGH COMMISSIONER TO PHILIPPINE ISLANDS

DELEGATION OF AUTHORITY

By virtue of the authority vested in me as Secretary of Commerce by Executive Order 9630, dated September 27, 1945, authority is hereby delegated (including authority to re-delegate as required) to the United States High Commissioner to the Philippine Islands or, in his absence, to the officer designated to act for him, to exercise and perform all powers and functions contained in section 6 of the act of July 2, 1940 (54 Stat. 714) and Public Law 75, 77th Congress (55 Stat. 206), as amended and extended, with respect to the prohibition or curtailment of any exports from the Philippine Islands, and to issue such rules and regulations, not in conflict with those issued by the Department of Commerce, as may be necessary or proper to carry out the provisions of said acts insofar as they relate to exports from the Philippine Islands.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245)

Dated: March 6, 1946.

H. A. WALLACE,
Secretary of Commerce,

[F. R. Doc. 46-3736; Filed, Mar. 8, 1946; 10:57 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 14]

DISPOSAL OF CERTAIN COTTON FABRIC FOR USE IN THE MANUFACTURE OF RUBBER AND CANVAS FOOTWEAR

The following direction is issued pursuant to Priorities Regulation 13:

(a) *Effect of this direction.* There is an urgent need for cotton fabric suitable for use in the manufacture of rubber and canvas footwear of vulcanized construction, since cotton fabric is not readily obtainable in sufficient quantities from new production.

The purpose of this direction is to make available immediately for the above uses approximately 350,000 yards of 7.5 oz., unbleached cotton drill, now held by the War Assets Corporation as surplus property under declaration No. 6-21682; and approximately 276,000 yards of 4.6 oz., 41" bleached 68/74 sheeting, now held by the War Assets Corporation as surplus property under declaration No. 2-12284. It permits sales of these lots of cotton fabrics to be made by the War Assets Corporation only to persons permitted to purchase under paragraph (b) below.

Although this direction restricts sales to persons who will use the fabric for the purposes specified, it does not prohibit the War Assets Corporation from making sales, to the persons and for the purposes specified, upon such other terms and in such quantities as the War Assets Corporation may determine; and preference ratings have no effect upon any sales which may be made by the War Assets Corporation either by way of obliging it to sell or by way of determining as among the several buyers permitted by this direction, who shall get the cottom fabric from the War Assets Corporation.

(b) *Persons who may purchase.* No person may buy from the War Assets Corporation any of the surplus cotton fabrics referred to in paragraph (a) above, and the War Assets Corporation may not sell any of such fabric except where the purchaser is a manufacturer of rubber and canvas footwear of vulcanized construction and gives a certificate with his purchase order in substantially the following form:

> The undersigned certifies to the seller and CPA and subject to the criminal penalties of section 35 (A) of the United States Criminal Code, that (i) he is a manufacturer of rubber and canvas footwear; and (ii) the fabric obtained under this purchase order will be used only for the manufacture of rubber and canvas footwear of vulcanized construction.

The standard certification in Priorities Regulation 7 may not be used instead of this certificate.

(c) *Obligations of persons giving certificates.* Any person giving the certificate described above may obtain and use the fabric he gets with the certificate only in accordance with its terms.

(d) *Expiration date.* Unless sooner revoked, this direction shall expire on March 31, 1946; but its expiration at that time shall not relieve any person who has obtained cotton fabric by use of the certificate referred to above, from the obligation of using the fabric in accordance with the certificate which he has given.

Issued this 6th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3637; Filed, Mar. 6, 1946; 5:13 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Direction 5, as Amended Mar. 8, 1946]

SPECIAL PROVISIONS FOR ASSIGNMENT OF CC RATINGS IN ORDER TO INCREASE PRODUCTION OF LUMBER, LOGS, PULPWOOD, SOFTWOOD VENEER, SOFTWOOD PLYWOOD AND MILLWORK

The following direction is issued pursuant to Priorities Regulation 28:

(a) The supply of lumber, logs, pulpwood, softwood veneer, softwood plywood and millwork is substantially less than present and anticipated requirements; and this shortage is so serious as to threaten the required expansion in construction. This shortage is, therefore, a serious threat to the economy of the country during the reconversion period. Consequently, the Civilian Production Administration will assign CC ratings as provided in paragraph (d) (1) (iii) of Priorities Regulation 28 in accordance with the conditions of this Direction, where necessary to maintain or expand the production of lumber, logs, pulpwood, softwood veneer, softwood plywood and millwork.

(b) *Lumber, log, pulpwood, softwood veneer, softwood plywood and millwork producers*—(1) *Capital equipment.* CC ratings may be assigned to lumber, log, pulpwood, softwood veneer, softwood plywood producers, and producers of housing millwork for capital equipment other than "special equipment" where the producer is unable to obtain delivery without a rating, and

(i) The equipment will result in substantial increase in production or maintain the present rate of production, or

(ii) The equipment is needed to replace the present operating equipment which is in danger of imminent breakdown.

CC ratings may be assigned to the delivery of "special equipment" only for replacement in case of an irreparable breakdown and resultant loss in production or where it is determined that a rating is necessary to expedite delivery of such special equipment in

preference to delivery of other equipment for less important purposes.

(2) *Construction.* CC ratings may be assigned for materials which cannot be obtained without ratings and where required for expansion of existing plants.

(3) *Maintenance, repair and operating supplies.* CC ratings may be assigned for maintenance, repair and operating supplies needed by lumber producers, log producers, pulpwood producers, producers of softwood veneer, producers of softwood plywood, and producers of housing millwork (suitable for house construction), where the producer demonstrates that he is unable to obtain the items without priorities assistance.

(c) *Definitions.* (1) "Special equipment" means equipment which is produced only for use in logging or sawmill operations.

(2) "Lumber producer" means the operator of any plant, stationary or portable, which produces lumber not further manufactured than by sawing, resawing, passing lengthwise through a standard planing machine, crosscutting to length and working. The term does not include any establishment known in the trade as a "distribution yard", engaged in either retail or wholesale business, even though it may process lumber for the servicing of special orders from customers.

(3) "Log producer and pulpwood producer" means any person engaged in the felling or bucking of trees or the transportation of the yield from the felled trees from the woods to other points at which such output is delivered for manufacture or shipment.

(d) *Denials of CC ratings.* The CC rating will be denied where it appears that the item for which a CC rating is requested is available, but under different terms of sale or from a supplier other than the applicant's customary supplier.

(e) *PR 28 still applies.* In any case not covered by the above, CC ratings will be assigned only as provided in Priorities Regulation 28.

Issued this 8th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3771; Filed, Mar. 8, 1946; 11:16 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 32, as Amended Mar. 8, 1946]

INVENTORIES

(a) What this regulation does.

General Restrictions

(b) Restriction on delivery.
(c) Restrictions on receipts.
(d) Restriction on ordering more than needed.
(e) Adjusting outstanding orders when requirements change.
(f) Restriction on processing.

Exceptions

(g) In general.
(h) Receipts permitted after contract cancellations or cut-backs.

Miscellaneous Provisions

(i) Previous inventory authorizations.
(j) Separate inventories.
(k) Redistribution of excess inventories.
(l) Violations.
(m) Revisions of tables.
(n) Appeals, letters and questions.

§ 944.53 *Priorities Regulation 32*—(a) *What this regulation does.* This regulation contains the inventory rules formerly in § 944.14 of Priorities Regulation 1 and in CMP Regulation 2. Its purpose is to prevent excessive inventories by restricting ordering, deliveries, receipts and processing of materials in short supply. All kinds of materials are covered including raw or semi-fabricated materials, commodities, equipment, accessories, parts, assemblies or products of any kind, whether or not acquired with priorities assistance.

The general rule on receipts is in paragraph (c) (1), and this is controlling unless a more specific limitation or exception is indicated in Table 1 or 2 or a direction to this regulation, or unless Table 3 (formerly Order M-161) exempts the material entirely. Other exceptions to the inventory limitations are stated in paragraphs (g) and (h) and in directions to this regulation.

General Restrictions

(b) *Restriction on delivery.* No person may deliver any material if he knows or has reason to believe that acceptance of the delivery would be in violation of this regulation.

NOTE: For rule on making or delivering material earlier than required by customers, see Interpretation 3.

(c) *Restrictions on receipts*—(1) *General rule.* A person may not accept delivery of any material if his inventory of that material is, or will be, more than a practicable minimum working inventory reasonably necessary to meet his own deliveries or to supply his services on the basis of his current or scheduled method and rate of operation.

NOTE: For rule on when material is considered to be in inventory, see Interpretation 4; for rule as to seasonal industries, see Interpretation 1.

(2) *Special rules in Tables 1 and 2.* If Table 1 at the end of this regulation shows a special inventory limit on a particular material or product (either specifically or by reference to another CPA order or regulation), that limitation governs and the restrictions of paragraph (c) (1) above may be disregarded unless the applicable order or regulation (or a note in Table 1) also states that a practicable minimum working inventory may not be exceeded. The same is true with respect to particular classes of persons shown on Table 2. Where a specific period of time is shown on Table 1 or 2, no person affected may accept delivery of any material specified if his inventory of it is, or will be, more than he needs during the immediate period specified on the basis of his current or scheduled method and rate of operation. Even if an order or regulation is not listed on Table 1 or 2, any specific inventory limits imposed by it must be complied with. If an order or regulation listed on Table 1 or 2 is revoked or a listing removed from the tables all provisions of this regulation, including paragraph (c) (1), are automatically applicable.

(3) *Early delivery of steel, iron products, copper and copper base alloys.* Early delivery, up to 15 days before the requested delivery month, may be accepted from a producer of steel, iron products, copper or copper base alloys (in the forms listed on Table 1), but the producer may not make the early delivery if it would interfere with any rated orders. Other special rules on these materials are explained in Table 1.

(d) *Restriction on ordering more than needed.* (1) A person may not place any order, whether rated or unrated, for delivery of any material on earlier dates or in larger amounts than he would be permitted to receive under this regulation. Orders aggregating more than he is allowed to receive may not be placed with different suppliers even though he intends to cancel one or more of them before delivery. However, this restriction does not apply to materials listed on Table 3 of this regulation nor to purchases by ultimate consumers for personal or household use. The restriction does not forbid the placing of orders for delivery under the conditions explained in Interpretation 11 to Priorities Regulation 1, but such orders may not be scheduled for production as long as this restriction is effective.

(2) This restriction does not require immediate adjustment of orders placed before August 28, 1945. However, in view of its policy to prevent hoarding and speculative buying of materials in short supply, the CPA may direct adjustments or cancellations in individual cases where orders are in excess of reasonably anticipated needs especially where failure to do so might result in unbalanced distribution and curtail total production.

(3) If the inventory limits applying to any material are made more restrictive, whether by a change in Table 1 or otherwise, any person affected must immediately cancel, reduce or defer any order for the material to the extent that the scheduled delivery would result in an inventory greater than permitted by the new restriction and other applicable provisions of this regulation.

(e) *Adjusting outstanding orders when requirements change.* If because of a change in operations, slowing or stoppage of production, delayed delivery by a supplier, or any other change in requirements, a person who has ordered material for future delivery would, if he accepted delivery on the date specified, exceed the limits prescribed by this regulation, he must promptly adjust his outstanding orders, and, if necessary, postpone or cancel them. Paragraph (h) below describes what further deliveries may be accepted.

(f) *Restriction on processing.* No person may process, fabricate, alloy or otherwise alter the shape or form of any material if his inventory of the material in its processed, fabricated, alloyed or otherwise altered shape or form is, or will be, more than a practicable minimum working inventory. However, this does not restrict a person from altering the form of surplus materials by scrapping or reprocessing them, unless a CPA order specifically says otherwise.

Exceptions

(g) *In general.* This paragraph, paragraph (h) below, and certain directions to this regulation state general exceptions to the restrictions on acceptance of delivery described in paragraph (c) above, and to all other inventory restrictions on delivery and acceptance of delivery in CPA orders and regulations unless they contain specific provisions to the contrary. None of these or any other exceptions to CPA inventory restrictions on receipts permit a supplier to disregard any applicable CPA order or regulation which restricts production or delivery.

(1) *Exemption of Table 3 materials.* Materials listed on Table 3 at the end of this regulation may be delivered and accepted without regard to CPA inventory restrictions.

(2) *Materials bought under PR-13.* Priorities Regulation 13 provides a limited exemption from inventory restrictions in the case of items bought on special sales.

(3) *Imported materials.* A person may import any material without regard to CPA inventory restrictions, but if his inventory of it thereby becomes in excess of the amount permitted by this regulation, he may not receive further deliveries of it from domestic sources until his inventory is reduced to permitted levels. The inventory restrictions of this regulation do apply to any deliveries of the imported material he makes, and to the amount of it that any person accepting delivery from him may receive.

(4) *Advance stockpiling for civilian production.* A person may receive in anticipation of starting or resuming civilian production the minimum amount of material he would need during the first 30 days of such production, provided no priorities assistance is used to get the material. Records of such receipts and the basis on which they were computed must be preserved as required by § 944.15 of Priorities Regulation 1. This 30-day amount is a ceiling as far as advance stockpiling is concerned, and may not be considered as a "bonus" to be added to the amount of any material which a producer expects to have available for making his civilian product. Changes in this 30-day amount may be indicated for a particular material by a note in Table 1.

(5) *Minimum sale quantities.* Minimum sale quantities and production runs may be accepted to the extent permitted by Interpretation 2 to this Regulation. However, where Column 3 of Table 1 shows a specific amount of a particular material, that is considered to be the minimum sale quantity of it. Thus, if a person would be permitted under paragraph (c) to accept less than the amount shown, he may accept delivery of the full amount. In any event, after receiving a minimum sale quantity of any material, a person may not accept delivery of any additional quantities until his inventory of it is within applicable limits.

(6) *Small inventory exemption for particular materials.* If a note in Table 1 or 2 shows a specific amount of a particular material as a small inventory exemption, a person may accept delivery of any quantities of it as long as his total inventory of it after acceptance is no more than the specified amount.

(h) *Receipts permitted after adjustment of orders.* Where a person has promptly adjusted his outstanding orders with his supplier as required by paragraph (e) and the supplier is not otherwise prohibited from producing or delivering any material involved, delivery of it may be made and accepted and the inventory restrictions of paragraph (c) exceeded to the following extent only:

(1) Delivery may be made and accepted if the supplier has shipped the material or loaded it for shipment before the receipt of the instruction to adjust; or

(2) Delivery may be made and accepted of any special item which the supplier actually has in stock or in production or special components or special materials which he has acquired for the purpose of filling that contract. A special item, as used above, means one that the supplier does not usually make, stock, or sell, and which cannot readily be disposed of to others; or

(3) Even if the material is not a special item, delivery may be made by and accepted from a producer if it has already been produced or is in production before receipt of the instruction to adjust, and it cannot be used to fill other orders on the producer's books.

NOTE: For special rules on continuing receipts of special items after contract cut backs, see Direction 3 to this regulation; and as to transfers of idle materials after cancellations or cut backs, see Direction 1. For effect of reduction in consumption rate on permitted inventories, see Interpretation 5.

Miscellaneous Provisions

(i) *Previous inventory authorizations.* Any specific authorizations, exceptions, or grants of appeals issued under § 944.14 of Priorities Regulation 1 or CMP Regulation 2 remain in effect according to their terms unless individually modified or revoked.

(j) *Separate inventories.* (1) In figuring his inventory, a person must include all material in his possession and all material held for his account by another person, but not material held by him for the account of another person.

(2) In the case of a person who on August 28, 1945, has more than one operating unit and keeps separate inventory records for them, this regulation applies to each such operating unit or division independently. A person may not make any further separation or consolidation of such operating units without special written approval of the Civilian Production Administration, unless it is purely incidental to a separation or consolidation which is made primarily for other than inventory purposes.

(k) *Redistribution of excess inventories.* Excess inventories of materials and products, including inventories of materials which are in such form as to be unusable by the holder, are subject to redistribution to other persons by voluntary action pursuant to Priorities Regulation 13, or if necessary for national defense, through requisitioning by the Civilian Production Administration.

(l) *Violations.* Any person who wilfully violates any provision of this regulation, or who, in connection with this regulation, wilfully conceals a material fact, or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(m) *Revisions of tables.* Tables 1, 2 and 3, attached to this regulation will be revised from time to time. As materials and products become in more ample supply, it is expected that they will be listed on Table 3. In special cases, particular materials or products may also be removed from Table 3 or added to Table 1. It is, therefore, important to be familiar with the latest revision of the tables.

(n) *Appeals, letters and questions.* Any appeal or other question regarding any provision of this regulation should be sent by letter in duplicate to the Inventory Control Division, Civilian Production Administration, Washington 25, D. C., Ref.: PR 32, unless Table 1 or 2 attached to this regulation indicates otherwise with respect to particular materials or classes of persons.

Issued this 8th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

TABLE 1—MATERIALS AND PRODUCTS SUBJECT TO SPECIFIC INVENTORY PROVISIONS

Explanation. Materials or products listed in Column 1 are subject to the specific inventory provisions shown, as explained in paragraph (c) (2) of the regulation, except to the extent that different rules may apply as to certain classes of persons under Table 2.

Column 2 shows either the CPA order or regulation which controls inventories of the material, or if no order is specified, there is shown a period of time representing the maximum inventory permitted as explained in paragraph (c) (2). An asterisk (*) indicates that the practicable minimum working inventory limit of paragraph (c) (1) also applies, that is, if it would be less than the specific limit indicated.

If Column 2 shows a specific period of time (e. g., 30 days, 60 days, etc.) for a particular material or product, this restriction applies only to "users" of that material or product, i. e., persons, including Government operated consuming establishments, who use the material or product for production, operating supplies, maintenance and repair, or for construction whether for own account or for the account of another. In addition, the restriction applies only within the 48 States and the District of Columbia. In the case of persons who are not "users", such as persons buying for resale, paragraph (c) (1) applies instead of Column 2.

A figure in Column 3 shows the minimum sale quantity, that is, the amount of the particular material which a person may receive under the conditions stated in paragraph (g) (5), even if it is more than allowed under Column 2. If no figure is shown, the rule in Interpretation 2 must be followed.

Column 4 tells the Division or Office in the Civilian Production Administration to which should be sent any appeals or questions regarding the limitations described. However, if the applicable order says appeals are to be filed somewhere else, such as the nearest CPA field office, that provision controls.

Column 5 (Remarks) gives explanations, exemptions or other special rules applicable to the particular material or limitation.

NOTE. Table amended Mar. 8, 1946.

TABLE 1—Continued

Material (1)	Order or limitation (2)	Minimum sale quantity (3)	CPA division or office administering the control (4)	Remarks (5)
Aluminum. (See Table 3.)				
Antimony	M-112		Tin, lead and zinc	
Babbitt	M-43, Dir. 2		Tin, lead and zinc.	
Bristles	120 days		Textiles	
Burlap	M-47		Textiles	
Cadmium, meaning all grades of metallic cadmium, cadmium oxide, or cadmium salts produced directly from ores, concentrates or other primary materials, or redistilled or remelted from cadmium scrap or any secondary cadmium-bearing material.	30 days*	100 lbs.	Tin, Lead and Zinc Branch	
Castings, malleable iron. (See Steel, including iron products.)				
Copper and copper base alloys: NOTE: (1) The provisions of this regulation apply separately to each "item" of copper or copper base alloys in any class listed below which is different from all other items in that class by reason of one or more of its specifications, such as width, thickness, temper, alloy, finish, or method of manufacture. Differences in color of insulation do not differentiate items of wire mill products. (2) [Deleted Nov. 23, 1945]	(**)			**The specific limitations in Column 2 on receipts of copper and copper base alloys do not apply to producers who acquire copper or copper base alloys for the purpose of conversion into another listed form of those materials, but they are subject to paragraph (c) (1). Certain other classes of persons to whom these Column 2 limitations do not apply are shown on Table 2.
Copper:				
Refinery shapes, castings, scrap, etc.	45 days*		Copper	
Brass mill products; sheet, rod, tube.	45 days*		Copper	
Wire mill products, except magnet wire	45 days*		Copper	
Magnet wire	45 days*		Copper	
Copper base alloys:				
Ingot, castings, scrap, etc.	45 days*		Copper	
Brass mill products; sheet, rod, tube	45 days*		Copper	
Wire mill products, except magnet wire	45 days*		Copper	
Magnet wire	45 days*		Copper	
Cotton yarns, combed and carded, weaving and knitting, singles, ply and twisted, natural or colored	45 days*		Textiles	
Gloves, work	M-375		Textiles	
Glue, hide	45 days*		Chemicals	
Gypsum board	60 days*		Inventory control.	
Gypsum lath	60 days*		Inventory control.	
Iron, pig	30 days*		Steel	
Iron products (see steel including iron products).				
Kapok	M-85		Textiles	
Lead, pig	M-38		Tin, lead and zinc.	
Lumber—Seasoned, green, rough, surfaced and/or worked to pattern (all kinds, sizes and grades)** NOTE: [Deleted Nov. 23, 1945]	60 days*		Lumber	**The limitations of Column 2 apply to the total amount of lumber in usable condition in the user's inventory rather than item by item. The Column 2 restrictions do not apply to green lumber which must be seasoned by the user before it is usable for the purpose for which it was purchased, but such receipts are subject to the restrictions of paragraph (c) (1) of the regulation. However, when such lumber is sufficiently seasoned for use it must be counted in determining whether or not the person is eligible to accept any further deliveries of lumber in usable condition under the limitations of this Table 1.
Mica:***				
Muscovite:				
Block & Film	45 days*	1 case	Metals and minerals.	***Applies only to mica furnished from Government stocks, but does not apply to any mica that has been declared surplus and is sold by a disposal agency.
Splittings	90 days*	5 cases		
Phlogopite:				
Block	45 days*	1 case		
Splittings	90 days*	5 cases		
Motors:				
Fractional horsepower motors, alternating current under 1/20 h. p. except universal.	45 days*	1,000	General industrial equipment.	
Fractional horsepower motors, alternating current 1/20 h. p. or larger but less than 1/3 h. p. except universal.	45 days*	600	do	
Fractional horsepower motors, alternating current, 1/3 h. p. or larger but less than 1 h. p., except universal.	45 days*	250	do	
Single phase alternating current motors 1 h. p. and over, except universal.	45 days*	100	do	
Radiation, cast iron	60 days*		Inventory control.	
Rubber	R-1		Rubber	
Solder	M-43, Dir. 2		Tin, lead and zinc	
Steel, including iron products: NOTE: (1) The provisions of this regulation apply separately to each "item" of steel or iron products in any class listed below which is different from all other items in that class by reason of one or more of its specifications, such as width, thickness, temper, alloy, finish, or method of manufacture. (2) [Deleted Nov. 23, 1945].	(**)			**The specific limitations in Column 2 on receipts of steel, including iron products, do not apply to producers who acquire steel, including iron products, for the purpose of conversion into another listed form of those materials, but but they are subject to paragraph (c) (1). Certain other classes of persons to whom these Column 2 limitations do not apply are shown on Table 2.
Iron products:				
Gray iron castings (rough as cast) (including soil pipe).	60 days*	(***)	Inventory control.	***Receipts of less than 2,000 pounds from any one pattern or mold, or of a minimum production run as explained in Interpretation 2 are permitted under the conditions explained in paragraph (g) (5).
Malleable iron castings (rough as cast).	45 days*	(***)	do	

See footnotes at end of tables.

TABLE 1—Continued

Material (1)	Order or limitation (2)	Minimum sale quantity (3)	CPA division or office administering the control (4)	Remarks (5)
Steel:				
Carbon steel (including wrought iron):****				
Bars—Cold finished	60 days*	10,000 lbs	do	****Column 2 does not apply to certain special kinds of steel used in file and rasp production or piston production, as explained in table 2.
Bars—Hot rolled or forged	60 days*	10,000 lbs	do	
Sheet and strip	60 days*	10,000 lbs	do	
Structural shapes and piling.**	60 days*		do	**Column 2 does not apply to persons who order structural steel for use in construction (including buildings, bridges and other structures of a like type) and who order it delivered cut to the specifications required for a specific project and who normally keep such steel segregated for the specific project. Instead, no such person may accept delivery of such steel more than 60 days before it is scheduled to be fabricated or, if it is not to be further fabricated, before it is scheduled to be assembled.
Tin plate, terne plate and tin mill black plate.	60 days*	10,000 lbs	do	
All other shapes and forms of carbon steel as described in Order M-21.	Par. (c) (1)		do	
Alloy steel (including stainless):				
Sheet and strip—silicon electrical only.	60 days*	10,000 lbs	do	
All other shapes and forms of alloy steel as described in Order M-21.	Par. (c) (1)		do	
Tapioca flour	M-333		Chemicals	
Textiles (finished material)	M-328B**		Textiles	**Persons buying textiles (finished material) who are not subject to M-328B are subject to paragraph (c) (1) of Priorities Regulation 32.
Tin:				
Pig tin	M-43		Tin, lead, and zinc.	
Alloys, other than copper base alloys.	M-43, Dir. 2		do	
Titanium pigments	30 days*		Chemicals	
Turpentine	5 months		do	
Vegetable waxes	90 days		do	
White lead	60 days*		do	

*Or a practicable minimum working inventory, whichever is less.

TABLE 2—CLASSES OF PERSONS SUBJECT TO SPECIFIC INVENTORY PROVISIONS

Explanation. The classes of persons listed in Column 1 are subject to the specific inventory provisions shown, as explained in paragraph (c) (2) of the regulation.

Column 2 shows either the CPA order or regulation which controls the inventories of the particular class of persons, or if no order is specified, there is shown a period of time representing the maximum inventory permitted as explained in paragraph (c) (2). An asterisk (*) indicates that the practicable minimum working inventory limit of paragraph (c) (1) also applies, that is, if it would be less than the specific limit indicated.

Column 3 tells the Division or Office in the Civilian Production Administration to which should be sent any appeals or questions regarding the limitations described. However, if the applicable order says appeals are to be filed somewhere else, such as the nearest CPA field office, that provision controls.

Column 4 (Remarks) gives explanations, exemptions or other special rules applicable to the particular class of persons or limitation. Where this column specifies certain materials, the limitation or exemption for the particular class of person applies only to the materials specified.

Classes of persons (1)	Order or limitation (2)	CPA division or office administering the control (3)	Remarks (4)
Bag makers (cotton textiles)	M-221	Containers	
Brush manufacturers	120 days	Textiles	Bristles.
File and rasp manufacturers	120 days*	Inventory control	Applicable only to special high carbon steel in special forms and shapes needed to make files and rasps.
Jeweled watch manufacturers	None	Inventory control	No inventory restrictions apply to receipts of steel, iron products, copper and copper base alloys for making jeweled watches.
Merchants (consumers' soft goods inventory).	L-219	Wholesale and retail trade.	
Newspapers, publishers of	PR 32, Direction 7.	Printing and publishing.	Newsprint.
Newsprint users, other than news paper publishers.	PR 32, Direction 7.	Printing and publishing.	Newsprint.
Piston ring manufacturers	90 days*	Inventory control	Applicable only to special heat treated, tempered, polished, and colored high carbon steel (known as segment or expander steel) for use in the production of piston rings.
Rubber and rubber product manufacturers.	R-1	Rubber	
Segregated structural steel for construction, persons using.	(**)	Inventory control	**See special rule under "Steel" in table 1.
Suppliers	L-63	Wholesale and retail trade.	
Telegraph operators	(**)	Inventory control	**All provisions of this regulation apply, except that with respect to steel, iron products, copper and copper base alloys such operators are subject to the rule of paragraph (c) (1) instead of the specific limitation in Column 2 of Table 1.
Telephone operators	(**)	Inventory control	
Transportation systems, operators of (MRO supplies).	(***)	Inventory control	***All provisions of this regulation apply, except that with respect to the materials on Table 1 (other than lumber) such operators are subject to paragraph (c) (1) instead of the specific limitations in Column 2 of Table 1. This does not prevent an operator from maintaining minimum stocks of material for emergency use, nor from acquiring reasonable stocks of ties and lumber for seasoning.
Utility producers (electric, power, gas, water and central steam heating).	(**)	Inventory control	**All provisions of this regulation apply, except that with respect to steel, iron products, copper and copper base alloys such producers are subject to the rule of paragraph (c) (1) instead of the specific limitation in Column 2 of Table 1.

*Or a practicable minimum working inventory, whichever is less.

TABLE 3—EXEMPTED MATERIALS AND PRODUCTS

Explanation. The following materials and products are exempt from the inventory restrictions on receipts of this regulation and of all other CPA orders or regulations unless they specifically state otherwise.

Abrasive products—made from manufactured or natural abrasives, including all items under CMP code 720

Aluminum in all forms

Asbestos, unmanufactured, all grades and types

Asbestos friction materials

Asbestos Tape .010–.025 thickness

Asbestos textiles

Batteries, dry cell

Bearings—ball and roller, including all items under CMP code 155

Bending machines for pipe, plate, roll, or structural shapes, including all items under CMP code 356
Bentonite
Capital equipment (other than that elsewhere listed on this table and other than wood poles, cross arms, domestic watt hour meters, power and distribution transformers, circuit breakers and switch gear)
Chains, except stud link anchor, cast steel, power transmission, but including all items under CMP code 712
China clay (English)
Cork, raw—corkwood, milling cork, grinding cork
Cranes and hoists, including all items under CMP Codes 146, 303, 308 and 312.
Domestic andalusite
Domestic dumortierite
Fibrous glass products
Files and Rasps, including all items under CMP code 644
Forging Machines, including all items under CMP code 354
Foundry Machinery, Equipment and Supplies, including all items under CMP code 363
Furfural
Furnaces, metal melting, including all items under CMP code 422
Gages and Precision Measuring Tools, including all items under CMP code 658
Heat Treating Equipment, metal, including all items under CMP code 364
Ilmenite
Istle fiber and products
Jigs, dies and fixtures
Jute fiber and jute products except burlap
Kyanite (Indian)
Lamps, incandescent
Machine Tools, non-portable power driven, including all items under CMP code 350
Machine Tool and Metal Working Machine Attachments and Accessories, including all items under CMP code 361
Magnesium in all forms.
Mechanics Hand Service Tools, including all items under CMP code 647
Metal Cutting Tools, including all items under CMP code 362
Metal Working Machines and Tools, portable, power-driven, including all items under CMP code 365
Metal Working Presses, hydraulic and mechanical, including all items under CMP code 355
Mineral aggregates:
Sand
Gravel
Crushed stone.
Slag
Packings, Gaskets and Oil Seals
Pipe fittings (not bell, spigot, compression, flared or Parker type) including all items under CMP Codes 572 and 573 except grey cast iron and malleable iron fittings and unions.
Piping accessories: industrial, marine, under CMP Code 597.
Potter's flint
Pulpwood
Rolling Mill Stands and Attached Equipment, including all items under CMP code 357
Salt (sodium chloride) in bulk
Sediment separators
Shears, Punches and Nibblers, power-driven, including all items under CMP code 358
Sodium sulfate (salt cake)
Sodium sulfite
Stoneware clay
Sulphur
Valve handwheels
Valves, goggle
Valves, piping system (not airbrake equipment, aircraft, instrument, refrigeration, regulating, or plumbing fixture fittings and trim), including all items under CMP Codes 574 and 575 except brass.
Vermiculite
Waste paper
Wire Drawing Machinery, including all items under CMP code 359
Wood pulp
Wool: Raw wool

INTERPRETATION 1

INVENTORIES IN SEASONAL INDUSTRIES

Paragraph (c) (1) of Priorities Regulation 32 prohibits any person from accepting a delivery which will give him "more than a practicable minimum working inventory reasonably necessary to meet his own deliveries on the basis of his current or scheduled method and rate of operation". This does not prevent a person engaged in a seasonal industry who normally stocks up inventory in advance of the season from accepting delivery of his requirements of the inventory in question, provided (a) that he is not guilty of hoarding, and (b) that the deliveries accepted are no greater and no further in advance than those which he would normally accept in the ordinary course of his business to meet reasonably anticipated requirements. (Issued Aug. 28, 1945.)

INTERPRETATION 2

MINIMUM SALE QUANTITIES AND PRODUCTION RUNS

(a) *Applicable provisions of the regulations.* Priorities Regulation 32 forbids the making or acceptance of a delivery which will give the customer more than the "practicable minimum working inventory reasonably necessary" for him to make his own deliveries. A similar provision in paragraph (c) (2) of Priorities Regulation No. 3 says that a customer who is applying a rating for which no specific quantities have been authorized may use it only to get the "minimum amount needed."

(b) *Factors to be considered in determining how much can be ordered and delivered.* In determining a customer's minimum inventory "reasonably necessary" under Priorities Regulation 32 or his "minimum amount needed" under Priorities Regulation No. 3, it is proper in some cases to consider not only the immediate needs of the customer's plant but also whether the amount which he orders will be a minimum production run for his supplier. The customer may order and receive (and the supplier may deliver) the customer's requirements for a longer period in advance than he actually needs at the time of delivery if, but only if, it is not practicable for him to get the item from any supplier in the smaller quantities which he presently needs. The supplier may reject his customer's order if it is less than the minimum which he regularly sells or less than his minimum production run of a product which is mass produced under the conditions explained in Interpretation 3 of Priorities Regulation 1.

(c) *Relief in exceptional cases.* If the conditions stated in paragraph (b) above cannot be satisfied but the customer wants to order or accept delivery of more than his actual needs at the time of delivery, he should apply to the Civilian Production Administration for permission, stating the facts and why it is not practicable to satisfy the condition of paragraph (b).

(d) *Special provisions for certain materials.* Where a specific minimum sale quantity is shown in Column 3 of Table 1 of Priorities Regulation 32 with respect to any material or product, that quantity controls instead of the rule in this interpretation.

(e) *Specific limits on ratings may not be exceeded.* This interpretation does not apply to the use of a rating where a specific quantity is stated in the instrument assigning the rating. If a person is assigned a rating for a specific amount of material, he may not use it to get more. If he finds that he can only get the material in larger quantities, he should apply for a modification of the rating.

(f) *No effect on contractual rights.* The times and amounts in which deliveries are to be made are to be determined by agreement between the supplier and the customer. Nothing in this interpretation relieves a supplier from fulfilling a contract to make deliveries at specified times in specified amounts. For example, if a customer has agreed to buy and a supplier has agreed to furnish 100 units a month for six months; this interpretation does not obligate the buyer to accept 600 units delivered during the first month, although it permits him to do so under the conditions described in paragraph (b). (Issued Oct. 1, 1945.)

INTERPRETATION 3

MAKING OR DELIVERING MATERIAL EARLIER THAN REQUIRED BY CUSTOMERS

(a) Paragraph (b) of Priorities Regulation 32 prohibits a person from knowingly making a delivery which will give his customer more than the latter is permitted to receive under the regulation. Paragraph (f) of that regulation prohibits a person from processing or fabricating material if his inventory of the material in its processed or fabricated form will be more than a practicable minimum working inventory. These two restrictions should be borne in mind by any supplier who wants to make or deliver any material to his customer earlier or in greater quantities than required by the customer.

(b) For example: A supplier has accepted his customer's order of a product to be delivered at the rate of 100 a month for six months. The supplier would like to ship 200 a month for three months, or perhaps the entire 600 in the first month. Since the customer's requirements of 100 a month are presumably all he could accept within the inventory limitations of paragraph (c) of the regulation, the requirement that the supplier may not knowingly ship more than this would prevent him from delivering earlier than required by his customer, unless he received notice from his customer that the receipt of the larger amount would not cause him to have an excess inventory.

(c) Thus, before delivering a material or product substantially earlier or in greater quantities than is called for by his customer's order, a supplier is required to satisfy himself that the receipt by the customer of the changed quantities will be within the permissible inventory limitations applicable to the customer. The supplier may rely on any statement or notice to this effect from his customer, unless he knows or has reason to know that it is false.

(d) Similarly, assuming his customer would not be permitted to receive the larger quantities, the supplier should take this into account in his plans for processing the material or product so that he himself will not have an inventory greater than permitted by paragraph (f) of the regulation.

(e) This interpretation, of course, does not change the rule on delivery or acceptance of minimum sale quantities or production runs to the extent described in Interpretation 2 to this regulation, nor does it prevent earlier delivery of iron products, steel, copper and copper base alloys under the conditions described in paragraph (c) (3) of Priorities Regulation 32. Also, if any CPA order or regulation permits increased deliveries to the extent necessary to avoid shipping partly filled containers (such as paragraph (y) (4) of Order M-300), the rule in this interpretation does not prevent such deliveries. (Issued Oct. 1, 1945.)

INTERPRETATION 4

INVENTORY MATERIAL

(a) Paragraph (c) of Priorities Regulation 32 prohibits a person from accepting delivery of material if his inventory of it is, or will be, greater than the maximum prescribed. For the purpose of this regulation, material is considered to be inventory until it is actually put into process or is actually installed or assembled. Putting into process does not include minor initial operations, such as painting, and does not include any shearing, cutting, trimming or other operation unless such initial operations are part of a continuous fabricating or assembling operation. Nor does it include operations such as inspection, testing and ageing nor segregation or earmarking for a specific job or operation.

(b) For example, if a manufacturer who uses wire or rod cuts a sufficient quantity of it to length at one time to maintain his operations for a considerable period of time, the cut pieces remain as inventory until processed into another form or until assembled or installed.

(c) If a manufacturer purchases and stores steel castings in the form purchased, the steel castings are not put into process when the castings are painted and stored. Consequently, the inventory of castings includes those painted and stored.

(d) If a manufacturer shears steel sheet and stocks in sheared form, such stock is still part of his inventory, if the material does not continue in production. (Issued Aug. 28, 1945)

INTERPRETATION 5

EFFECT OF REDUCTION IN CONSUMPTION RATE ON PERMITTED INVENTORIES

(a) Paragraph (c) of Priorities Regulation 32 prohibits the acceptance of delivery of material if a person's inventory of it is, or will be, more than the amount permitted by the regulation. If material is acquired within these restrictions, the regulation does not prohibit the mere possession of an inventory if a change in circumstances makes it greater than the amount permitted. For instance, if based upon current rate of production a manufacturer's permitted inventory of one item of steel is 100 tons and he has in inventory 60 tons, he may receive a further delivery of 40 tons. If after receiving the delivery of 40 tons his rate of consumption, because of contract cancellation or the like, is reduced drastically, the mere fact that he has an inventory of 100 tons, although his permitted inventory may be only 10 tons, is not a violation of the regulation. He may not, of course, accept any further deliveries of that item of steel until his inventory has been reduced below 10 tons (except as provided in paragraph (h) of Priorities Regulation 32 and Direction 3 to that regulation, relating to material already shipped, special items, etc.)

(b) Similarly, the regulation does not affect the liability of a customer for material in inventory when the customer cancels his contract. Such liability is controlled by the provisions of the contract between the customer and his supplier and by contract law. (Issued Aug. 28, 1945)

[F. R. Doc. 46-3772; Filed, Mar. 8, 1946; 11:16 a. m.]

Chapter XI—Office of Price Administration

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 70]

FISH AND SEAFOOD IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The schedules under section 20 (b) (1) are amended to read as follows:

FISH AND SEAFOOD

Name and description	Style of processing	Size	Wholesale maximum price per pound net weight	Retail maximum price per pound net weight
Albacore	Round	All	$0.39	$0.52
	Dressed	All	.50	.67
	Steak	All	.57	.76
	Fillets	All	.71	.95
Bass (Sea, White, Pacific Coast).	Dressed	All	.33	.44
Bass (Rock Striped)	Fillets	All	.57	.75
	Round	Under 8 lbs	.30	.40
		Over 8 lbs	.33	.43
		Under 2 lbs	.26	.34
Bluefin—see under Tuna.				
Bonita	Round	All	.25	.33
	Dressed	All	.31	.41
	Steak	All	.36	.43
	Fillets	All	.42	.56
Butterfish	Round	1 lb. and over	.34	.46
		½ lb. to 1 lb	.30	.40
		⅛ lb. to 1⅛lb	.23	.31
		Under ⅛ lb	.20	.27
Cod (Atlantic)	Fillets	All	.41	.55
Cod (Black, Sablefish)	Round	All	.24	.32
	Dressed	All	.29	.38
	Steak	All	.35	.41
	Fillets	All	.49	.59
Cod (Red or Rock)	Round	All	.18	.24
	Dressed	All	.23	.30
	Drawn	All	.20	.27
	Fillets	All	.45	.60
Cod (Lingcod)	Dressed	All	.24	.32
	Fillets	All	.42	.50
Cod (True Pacific Coast)	Round	All	.19	.25
	Dressed	All	.21	.28
	Fillets	All	.38	.46
Flounders	Round	All	.20	.26
	Dressed	All	.23	.30
	Fillets	All	.45	.60
Haddock	Gutted	All	.23	.31
	Dressed	All	.27	.36
	Fillets	All	.43	.58
Halibut	Dressed	All	.38	.51
	Steaks	All	.43	.54
	Fillets	All	.47	.57
Mackerel	Round	1 lb. and up	.24	.32
		⅛ lb. to 1 lb	.20	.27
		Under ⅛ lb	.17	.23
	Fillets	All	.39	.47
Mackerel (King)	Gutted	All	.34	.46
Mackerel (Spanish)	Round	Under 1¼ lb	.19	.25
		1¼ lb. and over	.37	.49
Mullet (Mugil)	do	All	.19	.26
	Dressed	All	.28	.38
	Fillets	All	.38	.51
Oysters (Chesapeake Standards).		All	.66	.89
Oysters (Chesapeake Selects)		All	.71	.94
Oysters (Northern Selects)		All	.75	1.00
Oysters (Northern Medium)		All	.69	.92
Oysters (Pacific Coast)		½, ⅝, 1 gal	$0.70	$0.88
Pollack	Drawn	All	.21	.28
	Dressed	All	.23	.30
	Fillets	All	.33	.41
Porgy	Round	All	.20	.26
Red Snapper	Gutted	All	.37	.50
	Dressed	All	.46	.61
	Steaks	All	.70	.93
	Fillets	All	.90	1.20
Red Rock Cod—See Cod.				
Rosefish (Red Perch)	Round	All	.19	.25
	Fillets	All	.40	.54
Sablefish—See Black Cod.				
Salmon (Chinook Red)	Dressed	All	.38	.50
	Steaks	All	.45	.56
	Fillets	All	.51	.63
Salmon (Fall)	Dressed	All	.30	.40
	Steaks	All	.34	.42
	Fillets	All	.37	.46
Salmon (King)	Dressed	12½ lbs. and up	.47	.62
	Dressed	Under 12½ lbs	.41	.55
	Steaks	All	.48	.60
Salmon (Pink)	Round	All	.21	.28
	Drawn	All	.23	.30
	Dressed	All	.24	.32
	Steaks	All	.26	.33
	Fillets	All	.30	.38
Salmon (Silver)	Dressed	All	.35	.48
	Steaks	All	.41	.51
	Fillets	All	.45	.57
Salmon (Sockeye, Fancy)	Dressed	All	.44	.59
	Steaks	All	.50	.62
	Round	All	.36	.48
Salmon (Steelhead)	Round	All	.28	.37
	Drawn	All	.30	.40
	Dressed	All	.33	.43
Smelt (Columbia River)	Round	All	.21	.28
	Dressed	All	.34	.45
Smelt (Silver)	Round	All	.25	.34
Sole (All kinds except Lemon)	Round	All	.18	.23
	Dressed	All	.20	.27
	Dressed and skinned.	All	.23	.30
	Fillets	All	.43	.58
Squid	Round	All	.20	.27
Tuna (Bluefin)	Round	All	.28	.37
	Drawn	All	.31	.41
	Dressed	All	.33	.45
	Steaks	All	.38	.47
	Fillets	All	.45	.54
Whiting	Fillets	All	.33	.43
Yellowtail	Round	All	.24	.32
	Dressed	All	.30	.40
	Steaks	All	.33	.41
	Drawn	All	.27	.36
	Fillets	All	.39	.47

SHRIMP AND PRAWN

Style of processing	Size (count)	Wholesale maximum price per pound net weight	Retail maximum price per pound net weight
Head on	Under 9	$0.38	$0.48
	9 to 12	.36	.45
	12 to 15	.33	.41
	15 to 18	.30	.38
	18 to 26	.28	.35
	26 to 40	.26	.33
	40 and over	.24	.29
Headless	Under 15	.60	.75
	15 to 21	.54	.67
	21 to 26	.49	.61
	26 to 31	.44	.53
	31 to 43	.41	.51
	43 to 66	.38	.48
	66 and over	.35	.44
Peeled	Under 18	.71	.89
	18 to 26	.65	.81
	26 to 32	.58	.73
	32 to 38	.53	.66
Peeled	38 to 52	$0.49	$0.61
	52 to 81	.45	.56
	81 and over	.41	.51
Peeled and veined	Under 20	.81	1.00
	20 to 28	.72	.90
	28 to 34	.66	.82
	34 to 41	.60	.75
	41 to 57	.56	.70
	57 to 87	.51	.64
	87 and over	.47	.59
Headless and veined	Under 16	.65	.81
	16 to 22	.58	.74
	22 to 28	.53	.66
	28 to 33	.48	.60
	33 to 46	.45	.56
	46 to 70	.42	.52
	70 and over	.38	.48

NOTE: 1½¢ per pound for sales at wholesale and 2¢ per pound for sales at retail may be added to the above listed maximum prices in the case of sales of imported shrimp and prawn received and sold in containers of one pound or less.

"SMOKED" AND "MILD CURED" FISH

Name and description	Style of processing	Size	Wholesale maximum price per pound net weight	Retail maximum price per pound net weight
Mild Cured Salmon King or Silver (Select).	Slabs or sides	Over 5 lbs	$0.51	$0.68
Mild Cured Salmon King or Silver (No. 2).	Slabs or sides	All	.44	.59
Smoked Salmon King or Silver.	Slabs or sides	All	.69	.86
Smoked Kippered Salmon King or Chinook.	Chunked	All	$0.66	$0.83
Smoked Sablefish (Black Cod or Sable Cod).	Dressed	All	.61	.76
Smoked Haddie or Finnan Haddie.	Fillets or slabs or sides.	All	.49	.65

This amendment shall become effective as of December 17, 1945.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3658; Filed, Mar. 7, 1946; 11:09 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 71]

GROCERY ITEMS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 40 of Revised Maximum Price Regulation 373 is amended in the following respects:

1. Paragraph (n) (12) is amended to read as follows:

(12) "Bakers' and family flour." Bakers' flour means all kinds of flour in bulk (fifty pounds or more), such as wheat, barley, rye, etc., which is sold for use by commercial, institutional or governmental users. Family flour means wheat flour not containing shortening, whether bulk or packaged, which is sold for ultimate use in the home.

2. Paragraph (n) (13) is amended to read as follows:

(13) "Prepared packaged flour" means flour and flour mixes made from buckwheat, corn, potatoes, rice, or wheat, other than that flour defined under subparagraph (12) above, and includes but is not limited to Aunt Jemima, Bisquick, corn meal, Dromedary, Sperry, buckwheat flour, Swansdown and any other ready to use packaged flour.

3. Paragraph (n) (16) is amended to read as follows:

(16) "Dried fruits" means fruits or parts thereof from which the major portion of moisture has been removed by natural or artificial drying, and includes but is not limited to apples, apricots, currants, dates, figs, grapes, nectarines, peaches, pears, and prunes: *Provided, however,* That this category shall not include any packaged dried fruits which have a maximum retail price of 5¢ or less. (This item is covered by subparagraph (51) below.)

4. Paragraph (n) (33) is amended to read as follows:

(33) "Packaged nuts" mean all nuts, shelled or unshelled, roasted or unprocessed, which are packed in metal, glass, cartons or any other containers, and are sold in shelf sizes, and include almonds, brazil nuts, macadamia nuts, and peanuts and all other nuts whether locally grown or imported: *Provided, however,* That this category shall not include any packaged nuts which have a maximum retail price of 10¢ or less. (This item is covered by subparagraph (51) below).

5. Paragraph (n) (51) is amended to read as follows:

(51) "Candy, imported" means any imported confectionary packaged or in bulk, which has a maximum retail price of more than 10¢ per retail unit (as computed under the General Maximum Price Regulation for the Territory of Hawaii), except that for the purposes of this regulation, packaged dried fruits which have a maximum retail price of 5¢ or less (as computed under this regulation) and packaged nuts which have a maximum retail price of 10¢ or less (as computed under the General Maximum Price Regulation for the Territory of Hawaii) shall be included in this category.

This amendment shall become effective as of January 28, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3659; Filed, Mar. 7, 1946; 11:09 a. m.]

PART 1300—PROCEDURE

[Rev. Procedural Reg. 3,[1] Amdt. 14]

Revised Procedural Regulation No. 3 is amended in the following respects:

1. Section 1300.209 is being amended by adding the following paragraph (c):

(c) Where the effect of a rent director's order is to require a landlord to make a refund to the tenant in accordance with the provisions of section 4 (e), 4 (j) or 5 (b) (3) of the Rent Regulation for Housing, section 4 (e) or 5 (b) (3) of the Rent Regulation for Housing in the New York City Defense-Rental Area, section 4 (b), 4 (f) or 5 (b) (3) of the Rent Regulation for Housing in the Miami Defense-Rental Area or section 4 (e), 4 (i) or 5 (b) (3) of the Rent Regulation for Housing in the Atlantic County Defense-Rental Area, the obligation to refund shall be stayed if the landlord, within thirty days after the date of issuance of said order, duly files an application for review together with a refund transmittal memorandum directed to the regional Budget and Finance Officer on forms prescribed by the Administrator, accompanied by a certified check or money order in the amount of the refund payable to the U. S. Treasurer, and such additional information and documents as may be required. The money so deposited shall be distributed pursuant to the order of the Regional Administrator.

[1] 9 F.R. 10484, 12865; 10 F.R. 2431, 5077.

2. Section 1300.210 is amended by adding the following paragraph:

If the effect of the order of the rent director is to require a refund of rent to the tenant under section 4 (e), 4 (j) or 5 (b) (3) of the Rent Regulation for Housing, section 4 (e) or 5 (b) (3) of the Rent Regulation for Housing in the New York City Defense-Rental Area, section 4 (b), 4 (f) or 5 (b) (3) of the Rent Regulation for Housing in the Miami Defense-Rental Area or section 4 (e), 4 (i) or 5 (b) (3) of the Rent Regulation for Housing in the Atlantic County Defense-Rental Area, the modification or revocation of said order by the Regional Administrator as it affects the refund, shall be retroactive if a stay has been obtained pursuant to § 1300.209.

3. Section 1300.217 is amended by adding the following paragraphs (d), (e), (f) and (g):

(d) Where the Rent Director has entered an order under § 1300.207 of this regulation, the effect of which is to require a landlord to make a refund to a tenant in accordance with the provisions of section 4 (e), 4 (j), or 5 (b) (3) of the Rent Regulation for Housing, section 4 (e) or 5 (b) (3) of the Rent Regulation for Housing in the New York City Defense-Rental Area, section 4 (b), 4 (f) or 5 (b) (3) of the Rent Regulation for Housing in the Miami Defense-Rental Area or section 4 (e), 4 (i) or 5 (b) (3) of the Rent Regulation for Housing in the Atlantic County Defense-Rental Area, the obligation to refund shall be stayed if the landlord within thirty days after the date of issuance of said order duly files a protest against said order, together with a refund transmittal memorandum directed to the Regional Budget and Finance Officer on forms prescribed by the Administrator, accompanied by a certified check or money order in the amount of the refund payable to the U. S. Treasurer, and such additional information and documents as may be required. The money so deposited shall be distributed pursuant to the order of the Administrator.

(e) Compliance with that portion of a Regional Administrator's order which specifies the manner in which the money deposited pursuant to § 1300.209 (c) be distributed to a tenant, shall be stayed if the landlord, within thirty days after the date of issuance of said order, duly files a protest in the manner herein set forth. In such event, the money so deposited shall be distributed pursuant to the order of the Administrator.

(f) Compliance with that portion of an order, issued by the Administrator upon the determination of a protest which specifies the manner in which the money deposited pursuant to paragraph (d) herein or § 1300.209 (c) shall be distributed to a tenant, shall be stayed if the protestant, within thirty days after the date of issuance of said order files a complaint in the United States Emergency Court of Appeals in accordance with section 204 (a) of the Emergency Price Control Act of 1942, as amended, objecting to the provisions of the rent director's or regional administrator's order which require the refund. In such event the money so deposited shall be distributed by order of the Administrator in a manner consistent with the ultimate disposition of the proceedings.

(g) If, within thirty days after entry of a judgment or order, interlocutory or final, by the United States Emergency Court of Appeals in a proceeding described in paragraph (f) herein, a petition for a writ of certiorari is filed in the Supreme Court of the United States, the distribution of the money deposited pursuant to paragraph (d) herein or § 1300.209 (c) shall be stayed, and the funds shall thereafter be distributed by order of the Administrator in a manner consistent with the ultimate disposition of the proceedings.

4. Section 1300.241 is amended by adding the following paragraph:

If the effect of the order of the rent director or regional administrator is to require a refund of rent to the tenant under section 4 (e), 4 (j) or 5 (c) (3) of the Rent Regulation for Housing, section 4 (e) or 5 (b) (3) of the Rent Regulation for Housing in the New York City Defense-Rental Area, section 4 (b), 4 (f) or 5 (b) (3) of the Rent Regulation for Housing in the Miami Defense-Rental Area or section 4 (e), 4 (i) or 5 (b) (3) of the Rent Regulation for Housing in the Atlantic County Defense-Rental Area, the modification or revocation of said order by the Administrator as it affects the refund, shall be retroactive if a stay has been obtained pursuant to § 1300.217.

This amendment shall become effective March 9, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3726; Filed, Mar. 7, 1946; 4:18 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing,[1] Amdt. 82]

HOUSING

The Rent Regulation for Housing is amended in the following respects:

1. The second unnumbered paragraph of section 4 (e) is amended to read as follows:

If the landlord fails to file a proper registration statement within the time specified (except where a registration statement was filed prior to October 1, 1943), the rent received for any rental period commencing on or after the date of the first renting or October 1, 1943, whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order under section 5 (c) (1). Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of § 1300.209 or 1300.217 of Revised Procedural Regulation 3. If the Administrator finds that the landlord was not at fault in failing to file a proper registration statement within the time specified, the order under section 5 (e) (1) may relieve the landlord of the duty to refund. Where a proper registration statement was filed before March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator before September 1, 1945. Where a proper registration statement is filed on or after March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator within three months after the date of filing of such registration statement. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to file the registration statement required by section 7.

2. The second unnumbered paragraph of section 4 (j) is amended to read as follows:

Within 30 days after the accommodations are first rented fully furnished, the landlord shall register the accommodations as provided in section 7. If the landlord fails to file a proper registration statement within the time specified, the rent received from the time of such first renting shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order under section 5 (c) (1). Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of § 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to file a proper registration statement within the time specified, the order under section 5 (c) (1) may relieve the landlord of the duty to refund. Where a proper registration statement was filed before March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator before September 1, 1945. Where a proper registration statement is filed on or after March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator within three months after the date of filing of such registra-

[1] 10 F.R. 13528, 13545, 14399; 11 F.R. 247, 248, 740.

tion statement. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to file the registration statement required by section 7.

3. Section 5 (b) (3) is amended to read as follows:

(3) *Adjustment in maximum rent for decreases.* The order on any petition under this paragraph (b) may require an appropriate adjustment in the maximum rent; and any maximum rent for which a report is required by this paragraph (b) may be decreased in accordance with the provisions of section 5 (c) (3).

If the landlord fails to file the petition or report required by this paragraph (b) within the time specified, or decreases the services, furniture, furnishings, or equipment without an order authorizing such decrease where such order is required, the rent received by the landlord for any rental period commencing on or after such decrease or the effective date of regulation (or December 1, 1942 where the effective date of regulation is prior to that date), whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of § 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to comply with this paragraph (b), the order may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to comply with any requirement of this paragraph (b).

This amendment shall become effective March 9, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3730; Filed, Mar. 7, 1946; 4:18 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing, Atlantic County,[1] Amdt. 17]

HOUSING IN ATLANTIC COUNTY AREA

The Rent Regulation for Housing in the Atlantic County Defense-Rental Area is amended in the following respects:

1. The second unnumbered paragraph of section 4 (e) is amended to read as follows:

If the landlord fails to file a proper registration statement within the time specified, the rent received for any rental period commencing on or after the date of the first renting shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order under section 5 (c) (1). Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of §§ 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to file a proper registration statement within the time specified, the order under section 5 (c) (1) may relieve the landlord of the duty to refund. Where a proper registration statement was filed before March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator before September 1, 1945. Where a proper registration statement is filed on or after March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator within three months after the date of filing of such registration statement. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to file the registration statement required by section 7.

2. The second unnumbered paragraph of section 4 (i) is amended to read as follows:

Within 30 days after the accommodations are first rented fully furnished, the landlord shall register the accommodations as provided in section 7. If the landlord fails to file a proper registration statement within the time specified, the rent received from the time of such first renting shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order under section 5 (c) (1). Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of §§ 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to file a proper registration statement within the time specified, the order under section 5 (c) (1) may relieve the landlord of the duty to refund. Where a proper registration statement was filed before March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator before September 1, 1945. Where a proper registration statement is filed on or after March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator within three months after the date of filing of such registration statement. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to file the registration statement required by section 7.

3. Section 5 (b) (3) is amended to read as follows:

(3) *Adjustment in maximum rent for decreases.* The order on any petition under this paragraph (b) may require an appropriate adjustment in the maximum rent; and any maximum rent for which a report is required by this paragraph (b) may be decreased in accordance with the provisions of section 5 (c) (3).

If the landlord fails to file the petition or report required by this paragraph (b) within the time specified, or decreases the services, furniture, furnishings, or equipment without an order authorizing such decrease where such order is required, the rent received by the landlord for any rental period commencing on or after such decrease or the effective date of regulation, whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of §§ 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to file a proper registration statement within the time specified, the order under section 5 (c) (1) may relieve the landlord of the duty to refund. Where a proper registration statement was filed before March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator before September 1, 1945. Where a proper registration statement is filed on or after March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator within three months after the date of filing of such registration statement. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to file the registration statement required by section 7.

2. The second unnumbered paragraph of section 4 (i) is amended to read as follows:

Within 30 days after the accommodations are first rented fully furnished, the landlord shall register the accommodations as provided in section 7. If the landlord fails to file a proper registration statement within the time specified, the rent received from the time of such first renting shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order under section 5 (c) (1). Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of §§ 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to file a proper registration statement within the time specified, the order under section 5 (c) (1) may relieve the landlord of the duty to refund. Where a proper registration statement was filed before March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator before September 1, 1945. Where a proper registration statement is filed on or after March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator within three months after the date of filing of such registration statement. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to file the registration statement required by section 7.

3. Section 5 (b) (3) is amended to read as follows:

(3) *Adjustment in maximum rent for decreases.* The order on any petition under this paragraph (b) may require an appropriate adjustment in the maximum rent; and any maximum rent for which a report is required by this paragraph (b) may be decreased in accordance with the provisions of section 5 (c) (3).

If the landlord fails to file the petition or report required by this paragraph (b) within the time specified, or decreases the services, furniture, furnishings, or equipment without an order authorizing such decrease where such order is required, the rent received by the landlord for any rental period commencing on or after such decrease or the effective date of regulation, whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of §§ 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to file a proper registration statement within the time specified, the order under section 5 (c) (1) may relieve the landlord of the duty to refund. Where a proper registration statement was filed before March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator before September 1, 1945. Where a proper registration statement is filed on or after March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator within three months after the date of filing of such registration statement. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the Act for failure to file the registration statement required by section 7.

3. Section 5 (b) (3) is amended to read as follows:

(3) *Adjustment in maximum rent for decreases.* The order on any petition under this paragraph (b) may require an appropriate adjustment in the maximum rent; and any maximum rent for which a report is required by this paragraph (b) may be decreased in accordance with the provisions of section 5 (c) (4).

If the landlord fails to file the petition or report required by this paragraph (b) within the time specified, or decreases the services, furniture, furnishings, or equipment without an order authorizing such decrease where such order is required, the rent received by the landlord for any rental period commencing on or after such decrease or November 1, 1943, whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by any order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of §§ 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to comply with this paragraph (b), the order may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to comply with any requirement of this paragraph (b).

This amendment shall become effective March 9, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3728; Filed, Mar. 7, 1946; 4:18 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing, New York City,[1] Amdt. 24]

HOUSING IN NEW YORK CITY AREA

The Rent Regulation for Housing in the New York City Defense-Rental Area is amended in the following respects:

1. The second unnumbered paragraph of section 4 (e) is amended to read as follows:

If the landlord fails to file a proper registration statement within the time specified, the rent received for any rental period commencing on or after the date of the first renting or November 1, 1943, whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of § 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to comply with this paragraph (b), the order may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to file the registration statement required by section 7.

2. Section 5 (b) (3) is amended to read as follows:

(3) *Adjustment in maximum rent for decreases.* The order on any petition under this paragraph (b) may require an appropriate adjustment in the maximum rent; and any maximum rent for which a report is required by this paragraph (b) may be decreased in accordance with the provisions of section 5 (c) (3).

If the landlord fails to file the petition or report required by this paragraph (b) within the time specified, or decreases the services, furniture, furnishings, or equipment without an order authorizing such decrease where such order is required, the rent received by the landlord for any rental period commencing on or after such decrease or the effective date of regulation, whichever is later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by any order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of § 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to comply with this paragraph (b), the order may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to comply with any requirement of this paragraph (b).

This amendment shall become effective March 9, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3729; Filed, Mar. 7, 1946; 4:18 p. m.]

PART 1305—ADMINISTRATION

[SO 148]

ADJUSTMENT OF MAXIMUM PRICES FOR SALES OF CERTAIN LOW-END CONSUMER DURABLE GOODS

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Sec.
1. Purpose.
2. Low-end articles covered by this order.
3. When a maximum price may be adjusted under this order.
4. Amount of the adjustment.

[1] 9 F.R. 6819, 8054, 10189, 10634, 11349, 12415, 14987; 10 F.R. 330, 1452, 1911, 1973, 2402, 2617, 5090, 11669, 14399.

[1] 9 F.R. 14994; 10 F.R. 331, 1973, 2403, 5090, 11670, 14399.

[1] 9 F.R. 14987; 10 F.R. 331, 1452, 1974, 2406, 5014, 5090, 11668, 14399.

Sec.
5. How the adjustment shall be granted.
6. Revocation or amendment.

AUTHORITY. § 1305.176 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155, E.O. 9651, 10 F.R. 13487.

SECTION 1. *Purpose.* The purpose of this order is to authorize individual adjustments in manufacturers' maximum prices to remove price impediments to the continued supply of certain low-end consumer durable goods.

SEC. 2. *Low-end articles covered by this order.* The low-end articles covered by this order are divided into two groups:

Appendix A lists articles whose maximum prices may be adjusted if they do not exceed the appropriate "cut-off" price for the commodity. Cut-off prices listed in Appendix A are for sales to the particular class of purchasers designated. Cut-off prices to other classes of purchasers shall be prices which reflect the manufacturer's customary or established differentials for sales to those other classes of purchasers. If, for any reason, the manufacturer has no such customary or established differentials, the Office of Price Administration will, upon request, advise him as to the appropriate cut-off prices to any other classes of purchasers which reflect customary trade differentials.

Appendix B lists articles whose maximum prices may be adjusted when it appears that the manufacturer's maximum price is below the prevailing level of maximum prices of other manufacturers for sales of the same or substantially the same article to purchasers of the same class.

SEC. 3. *When a maximum price may be adjusted under this order.* (a) A manufacturer's maximum price for a low-end article may be adjusted under this order if his maximum price, including any adjustments previously authorized by the Office of Price Administration, is below the adjusted maximum price for which he can qualify under this order. Maximum prices for low-end articles made by a "reconverting manufacturer" as defined in section 2 of Revised Supplementary Order No. 119 may be adjusted under this order only after the manufacturer has had three months of production experience.

(b) Any order adjusting a manufacturer's maximum price under this order may make appropriate adjustments in the maximum prices of persons who purchase the article for resale.

(c) Certain articles whose maximum price may be adjusted under this order are covered by other orders or regulations which provide for the pre-ticketing of the article with its retail ceiling price and the calculating by the manufacturer of retail and wholesale ceiling prices by the use of markups over the manufacturer's ceiling price. In the case of those articles, the manufacturer shall compute resellers' ceiling prices under such orders or regulations on the basis of his adjusted maximum prices permitted by this order and shall comply with their tagging requirements and all other applicable provisions of those orders or regulations.

SEC. 4. *Amount of the adjustment.* (a) A manufacturer's maximum price for a low-end article may be adjusted to an amount sufficient to cover his "total unit cost to make and sell" the article plus one-half the industry's average profit margin during a normal peacetime period. The profit factors applicable to certain articles are set forth in Appendices A and B. If a profit factor is not listed in the Appendix, one-half the manufacturer's own average profit margin during the period 1936–1939 may be used; or if the manufacturer was not making the same type of product during that period, the Price Administrator will determine an appropriate profit factor to be used by reference to the average earnings of an appropriate comparable industry.

(1) "Total unit cost to make and sell" means the total current cost of direct materials, direct labor, reasonable factory overhead, and reasonable general administrative and selling expenses, applicable to the article. (Prices used in computing material cost may not be higher than the ceiling prices of the manufacturer's normal sources of supply for sales in customary quantities. Labor rates used in computing labor cost may not be higher than the manufacturer's legal straight time wage rates, and may not include wage increases which have not been approved for use as a basis for price increases under the regulations of the Office of Stabilization Administration.) If a manufacturer produces several variations of an article (whose maximum price is to be adjusted under this order) which, although they differ in minor respects resulting in differences in production costs, have the same maximum price, the total unit cost to make and sell the lowest cost item shall be considered to be the total unit cost to make and sell the article.

(2) The total unit cost submitted may be revised by the Price Administrator in whole or in part if it appears to be out of line with the total unit costs of other manufacturers, if it has not been prepared to reflect actual costs in accordance with accepted accounting procedures, or if, in the case of a reconverting manufacturer it is inconsistent with the costs which are recognized as allowable under Revised Supplementary Order 119.

(b) For articles listed in Appendix A, adjusted maximum prices may be stated in the order authorizing the adjustment as either dollar-and-cent amounts, or (where the manufacturer produces many low-end articles of the same type and he has complied with section 5 (b)) as a percentage increase factor applicable to all low-end articles of the same type which he manufactures. In no case, however, may an adjusted maximum price authorized under this order for those articles exceed the lower of the following two amounts:

(1) The appropriate dollar-and-cents cut-off price; or

(2) The manufacturer's previous maximum price (exclusive of any individual price adjustment which may have been granted him) plus the maximum percentage adjustment set forth for the article in Appendix A, if any.

(c) For articles listed in Appendix B, an adjusted maximum price authorized under this order may not exceed the lowest maximum price, for sales to purchasers of the same class of the same or substantially the same article currently being produced by any other manufacturer, which falls within the range of prices constituting the prevailing level of maximum prices for that article.

NOTE: For example, if there are eight manufacturers with prices as follows: 10¢, 11¢, two at 14¢, two at 15¢, 16¢ and 19¢, the range of prices in the prevailing level would be from 14¢ to 16¢ and 14¢ would be the cut-off.

SEC. 5. *How the adjustment shall be granted.* (a) A manufacturer of an article covered by this order who wishes an adjustment of his maximum price should file an application for adjustment on OPA Form 606–2718 giving all the information required by that form, and showing adjusted maximum prices computed in accordance with that form. The application shall be filed in duplicate with the Office of Price Administration, Consumer Goods Price Division, Washington 25, D. C.

(b) If a manufacturer has so many low-end articles of one type that it would be an undue administrative burden for him to submit costs for each individual article, he may (prior to filing an application under this order) request OPA to supply him with instructions covering the preparation of a consolidated application with supporting cost information on the basis of which an "increase factor" may be determined to be applied uniformly to all his low-end articles of that type.

(c) At any time after the filing of an application, the Office of Price Administration may issue an order, not to apply retroactively, adjusting the maximum prices of articles described in that application.

(d) No commodity, for which an adjustment is requested under the provisions of this order may be sold at a price higher than its existing maximum prices (except as provided in paragraph (c) below) until an adjustment in the maximum price has been authorized by order of the Office of Price Administration issued under this supplementary order.

(e) A manufacturer who has applied under the provisions of this order for an adjustment of his maximum prices for an article listed under Appendix A, may, 20 days after the filing of such application, in the absence of notification by the Office of Price Administration to the contrary, sell and deliver the articles covered by that application at the adjusted prices computed in his application, or at his existing maximum prices plus 10%, whichever is lower; *Provided*, That the figures furnished on OPA Form 606–2718 and computations based thereon have been made in good faith and that the adjusted prices do not exceed the cut-off price or maximum percentage adjustment given in the appendix for that article. The adjusted maximum prices as computed by the manufacturer are subject to downward revision by the manufacturer are subject to downward revision by the Office of Price Administration at any time.

SEC. 6. *Revocation or amendment.* This supplementary order may be revoked or amended by the Price Administrator at any time.

APPENDIX A

In this appendix are listed categories of low-end articles on which adjustments may be granted when their maximum prices are below the appropriate cut-off prices. Unless otherwise stated the cut-off prices in Column II are for sales by the manufacturer to jobbers or equivalent large volume classes of purchasers; cut-off prices to other classes of purchasers shall be determined according to section 2 of the order. These cut-off prices limit the amount of adjustment which may be granted since no adjusted price may be greater than the appropriate cut-off price.

In the case of certain articles, Column III states maximum percentages. A manufacturer's adjusted maximum prices for those articles may not exceed either the given maximum percentage over his existing maximum prices (exclusive of any individual adjustment he may have previously been granted), or the appropriate cut-off price.

In Column IV (and also in Appendix B) are listed the profit margin factors which are to be used in calculating adjusted maximum prices under this order. Each factor represents one-half the average earnings (net profits before taxes over total cost) for the years 1936–1939 of the industry producing that particular article as determined by the Administrator.

NOTE: Attention is directed to the fact that these factors do not disclose the relative profitability of the industries represented. Profitability is measured by rate of return on net worth or investment. This in turn depends not merely on the ratio of the margin between net income and total costs to total costs, which is reflected in the listed figures, but also on the rate of turnover of the product and the net worth of, or investment in, the industry.

I Article	II Cut-off price	III Maximum percentage adjustment	IV Profit margin factor (percent)
Alarm clocks, spring driven.	$1.00 each		4.3
Dinnerware, semi-vitreous:			
53 piece set	$5.50 [1] each		2.2
7" trade plate	$1.50 [2] per dozen		
Electrical appliances:			
Fans, 8" non-oscillating.	$2.00 each		4.9
Fans, 16" oscillating	$4.00 each		
Irons, household	$2.00 each		
Toasters	$1.75 each		
Flatware, silver plated:			
For household use	$1.80 [1]	25	8.4
For commercial or institutional use.	$3.60 [2] to users		
Garden trowels and forks, 18 gauge.	$0.90 per doz		
Glass lamp chimneys	$1.00 per doz		
Glass lantern globes	$1.80 per doz		
Hand tools whose metal parts are of cast iron.		15	4.4
Lamps, bed and desk	$1.00 each		
Lawn mowers, hand	$7.00 each		2.7
Radios and electric phonographs.	$8.15 each		8
Watch cases:			
Base metal or rolled gold plate.	$2.00 each	20	5.5
Any case except solid gold with price under $4.	$4.00 each	10	

[1] Prices for other sets and sizes are in their customary proportions to these prices.
[2] Prices are for one dozen teaspoons, prices for other pieces are in their customary proportions to these prices.

APPENDIX B

This appendix lists articles for which adjustments may be made when it appears that the applicant's maximum price is lower than the prevailing level of maximum prices currently charged by other manufacturers for the same or substantially the same article to the same classes of purchasers:

Article	Profit margin factor (percent)
Bathroom wall fixtures covered by MPR 188.	
Bicycle saddles.	
Brushes covered by MPR 188.	
Carpenters' planes, squares, rules and expansive bits	4.4
Cement and plastering trowels	4.4
Electric kitchen clocks	4.3
Field glasses.	
Fire-protective chests	3.9
Flashlights and flashlight lanterns.	
Galvanized ware.	
Hand and compass saws	4.4
Household ice refrigerators.	
Household window ventilators.	
Household kitchen utensils, aluminum, cast-iron, enamel.	
Kitchen cutlery.	
Mops, mop sticks and heads.	
Ophthalmic lenses.	
Parts (except electrical) for portable lamps and lamp shades.	
Pliers, stamped steel calipers and steel rules	4.4
Safes	3.9
Wheeled cultivators and plows.	
Woodenware, except articles covered by MPR 196.	

NOTE: No adjustment in maximum prices for the above articles may be put into effect until an order authorizing such adjustment has been issued by the Office of Price Administration.

This Supplementary Order No. 148 shall become effective on March 13, 1946.

NOTE: The reporting and record-keeping requirements of this supplementary order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3742; Filed, Mar. 8, 1946; 11:03 p. m.]

PART 1306—IRON AND STEEL

[RMPR 159, Amdt. 1]

FABRICATED CONCRETE REINFORCING BARS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 159 is amended in the following respects:

1. In Appendix A, paragraph (a) (8) is amended to read as follows:

(8) *Spirals made from cold drawn wire.* If spirals are made from cold drawn wire, $0.65 per one hundred pounds may be added to the applicable maximum base price.

2. In Appendix A, a new paragraph (d) is added to read as follows:

(d) Regardless of any other provisions of this regulation, the applicable base prices (in the case of welded stirrups, maximum prices) set forth in paragraph (a) above may be increased by the applicable amount set forth below:

	Per 100 lbs.
(1) Reinforcing bars	$0.20
(2) Spirals (with Spacers) manufactured from bars, rods, or wire smaller than ⅜" round	0.15
(3) Spirals (with Spacers) manufactured from bars, rods, or wire ⅜" round or larger	0.15
(4) Welded stirrups	0.30

This amendment shall become effective March 7, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3719; Filed, Mar. 7, 1946; 4:15 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 422 [1], Amdt. 70]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 3 AND GROUP 4 STORES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 422 is amended by deleting section 20 (e).

This amendment shall become effective March 14, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3739; Filed, Mar. 8, 1946; 11:03 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 423,[2] Amdt. 67]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN INDEPENDENT STORES DOING AN ANNUAL BUSINESS OF LESS THAN $250,000 (GROUP 1 AND GROUP 2 STORES)

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 423 is amended by deleting from section 18 (c) the phrase "if you sell 'ungraded eggs'."

This amendment shall become effective March 14, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3740; Filed, Mar. 8, 1946; 11:03 a. m.]

[1] 10 F.R. 1505, 2024, 2297, 3814, 5370, 5577, 6235, 6514, 7251, 8015, 8656, 9272, 9263, 9430, 11303, 12264, 12265, 12810, 12992, 13073, 13593, 14146, 14447.

[2] 10 F.R. 1523, 2025, 2298, 3814, 5370, 5578, 6235, 6514, 8015, 8656, 9272, 9263, 9431, 11303, 12265, 12810, 12992, 13074, 13594, 14147, 14447.

PART 1381—SOFTWOOD LUMBER

[RMPR 161,[1] Amdt. 23]

WEST COAST LOGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 161 is amended in the following respects:

1. Section 1381.154 is amended to read as follows:

§ 1381.154 *Tables of maximum prices*—(a) *Tables of maximum prices on log scale count.* Spaulding or Revised Scribner Decimal C Scale. The maximum delivered prices per 1,000 feet log scale for West Coast logs shall be as follows:

TABLE A—DOUGLAS FIR, PER THOUSAND FEET LOG SCALE

	Puget Sound district	Willapa Bay, Grays Harbor district	Columbia River district	Tillamook
No. 1 peeler	$43.00	$43.00	$43.00	$41.50
No. 2 peeler	38.00	38.00	38.00	36.00
No. 3 peeler	30.00	30.00	30.00	28.00
No. 1 sawmill log	33.50	31.50	31.50	29.50
No. 2 sawmill log, old growth	25.50	25.50	25.50	23.50
No. 2 sawmill log, second growth	24.50	24.50	24.50	22.50
No. 3 sawmill log, old growth	22.50	22.50	22.50	20.50
Camp-run (ungraded) and No. 3 second growth sawmill	20.50	20.50	20.50	18.50

TABLE B—WESTERN RED CEDAR, PER THOUSAND FEET LOG SCALE

	Puget Sound district	Willapa Bay, Grays Harbor district	Columbia River district	Southern Oregon, Tillamook district
Lumber grade	$38.50	$35.50	$35.50	$33.50
Shingle grade	26.50	26.50	26.50	24.50
Camp-run (ungraded)	26.50	26.50	26.50	24.50

TABLE C—WESTERN HEMLOCK, PER THOUSAND FEET LOG SCALE

	Puget Sound district	Willapa Bay, Grays Harbor district	Columbia River district	Tillamook
Suitable for peeling and better	$29.50	$29.50	$29.50	$27.50
No. 1	25.50	25.50	25.50	23.50
No. 2	24.00	24.00	24.00	22.00
No. 3	22.50	22.50	22.50	20.50
Camp-run (ungraded)	22.50	22.50	22.50	20.50

TABLE D—WESTERN WHITE FIR, PER THOUSAND FEET LOG SCALE

	Puget Sound district	Willapa Bay, Grays Harbor district	Columbia River district	Tillamook
Suitable for peeling	$29.50	$28.50	$28.50	$26.50
No. 1	25.50	24.50	24.50	22.50
No. 2	24.00	24.00	24.00	22.00
No. 3	22.50	22.50	22.50	20.50
Camp-run (ungraded)	22.50	22.50	22.50	20.50

TABLE E—SITKA SPRUCE, PER THOUSAND FEET LOG SCALE

	Puget Sound district	Willapa Bay, Grays Harbor district	Columbia River district	Tillamook
Select	$45.00	$45.00	$45.00	$43.00
No. 1	32.50	32.50	32.50	30.50
No. 2	26.50	26.50	26.50	24.50
No. 3	22.50	22.50	22.50	20.50
Camp-run (ungraded)	22.50	22.50	22.50	20.50

[1] 9 F.R. 13846, 14058; 10 F.R. 924, 2973, 4712.

TABLE F—NOBLE FIR, PER THOUSAND FEET LOG SCALE

	Puget Sound district	Willapa Bay, Grays Harbor district	Columbia River district	Tillamook
Aircraft grade	$45.00	$45.00	$45.00	$43.00
Suitable for peeling	37.50	37.50	37.50	35.50
No. 1	25.50	25.50	25.50	23.50
No. 2	24.00	24.00	24.00	22.00
No. 3	22.50	22.50	22.50	20.50
Camp-run (ungraded)	22.50	22.50	22.50	20.50

TABLE G—DOUGLAS FIR SPECIAL SHIP SPAR LOGS, PER THOUSAND FEET LOG SCALE

Specially selected for ship spars, booms, and masts and of following lengths	Puget Sound district	Willapa Bay, Grays Harbor district	Columbia River district	Southern Oregon, Tillamook district
42 to 54 feet	$32.50	$32.50	$32.50	$30.50
56 to 70 feet	42.50	42.50	42.50	40.50
72 to 80 feet	45.00	45.00	45.00	43.00
82 to 90 feet	47.50	47.50	47.50	45.50
92 to 100 feet	52.50	52.50	52.50	50.50
102 to 116 feet	57.50	57.50	57.50	55.50
Over 116 feet	77.50	77.50	77.50	75.50

TABLE H—WOOD LOGS, PER THOUSAND FEET LOG SCALE

	Puget Sound district	Willapa Bay, Grays Harbor district	Columbia River district	Tillamook
No. 1 Douglas fir wood logs	$18.50	$18.50	$18.50	$16.50
Wood logs—No. 2 fir and all other species except cedar	11.00	11.00	11.00	9.00

TABLE J—WESTERN WHITE PINE, PER THOUSAND FEET LOG SCALE

	Puget Sound district	Willapa Bay, Grays Harbor district	Columbia River district	Southern Oregon, Tillamook district[1]
No. 1	$36.50	$36.50	$36.50	$34.50
No. 2	27.50	27.50	27.50	25.50
No. 3	21.50	21.50	21.50	19.50
Camp-run	21.50	21.50	21.50	19.50

TABLE K—PONDEROSA PINE, PER THOUSAND FEET LOG SCALE

No. 1	$29.50	$29.50	$29.50	$27.50
No. 2	23.50	23.50	23.50	21.50
No. 3	21.50	21.50	21.50	19.50
Camp-run (ungraded)	21.50	21.50	21.50	19.50

[1] These prices apply in the entire district except in Jackson and Josephine Counties.

(b) *Table of maximum prices on Sorenson Cubic Foot Scale count.* The maximum delivered prices per cubic foot for West Coast logs shall be as follows:

TABLE L—ALL SPECIES, PER CUBIC FOOT, SORENSON SCALE

	Puget Sound district	Willapa Bay, Grays Harbor district	Columbia River district	Tillamook
All logs of a camp-run or No. 2 and better quality which are 13" or less in top diameter and longer than 10 feet	$0.13	$0.13	$0.13	$0.13

This amendment shall become effective March 13, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3738; Filed, Mar. 8, 1946; 11:03 a. m.]

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETIC AND ADMIXTURES

[MPR 478, Amdt. 12]

COATED AND COMBINED FABRICS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 478 is amended in the following respects:

1. Section 9 (a) is amended by adding the following: "The amount of the cash discount used to raise the list price shall be no greater than that in effect during March 1942. If the seller had not established a cash discount during March 1942, the amount of the cash discount shall be that reported under paragraph (f) of this section."

2. Section 9 (f) (1) is amended by adding thereto new subdivisions:

(iv) *Cash discounts, rates, and terms allowed.* (Also, your cash discounts, rates, and terms allowed during March 1942.)

(v) *Transportation charges.* (Also, your transportation charges during March 1942.)

[1] 10 F.R. 2176, 2479, 3054.

This amendment shall become effective March 13, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3737; Filed, Mar. 8, 1946; 11:03 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 194,[1] Amdt. 3]

SALE OF IMPORTED COMMODITIES IN ALASKA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 11 is amended to read as follows:

SEC. 11. *Sales slips and receipts.* If you have customarily given a customer a sales slip, receipt or similar evidence of purchase, you must continue to do so. Furthermore, regardless of your previous custom, you must upon request by any customer, give a receipt showing the date, your name and address, the name of each commodity sold (including the grade, weight, quantity, size and any other specification which affects the maximum price), and the price you received for it.

This amendment shall become effective March 13, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3738; Filed, Mar. 8, 1946; 11:03 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

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This amendment shall become effective March 13, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3738; Filed, Mar. 8, 1946; 11:03 a. m.]

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETIC AND ADMIXTURES

[MPR 478, Amdt. 12]

COATED AND COMBINED FABRICS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 478 is amended in the following respects:

1. Section 9 (a) is amended by adding the following: "The amount of the cash discount used to raise the list price shall be no greater than that in effect during March 1942. If the seller had not established a cash discount during March 1942, the amount of the cash discount shall be that reported under paragraph (f) of this section."

2. Section 9 (f) (1) is amended by adding thereto new subdivisions:

(iv) *Cash discounts, rates, and terms allowed.* (Also, your cash discounts, rates, and terms allowed during March 1942.)

(v) *Transportation charges.* (Also, your transportation charges during March 1942.)

[1] 10 F.R. 2176, 2479, 3054.

3. Section 9a (a) is amended by adding thereto the following: "The amount of the cash discount used to raise the list price shall be no greater than that in effect during March 1942. If the seller had not established a cash discount during March 1942, the amount of the cash discount shall be that reported under paragraph (e) of this section."

4. Appendix C is amended by adding thereto the following items:

5. *Cash discounts, rates, and terms allowed.* (Also, your cash discounts, rates, and terms during March 1942.)

6. *Transportation charges.* (Also, your transportation charges in effect during March 1942.)

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective March 13, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3741; Filed, Mar. 8, 1946; 11:04 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 69]

TURKEYS AND BUTTER IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 18 of Revised Maximum Price Regulation 373 is amended to read as follows:

1. Paragraph (h) Table F is amended by changing the prices and classifications set forth therein for young and old turkeys to read as follows:

	Dressed grade			Drawn grade			Frozen eviscerated grade		
	A	B	C	A	B	C	A	B	C
Turkeys (young):									
Hens	60	58	56	69	67	65	72	70	67
Toms	58	56	54	67	65	63	70	68	65
Turkeys (old):									
Hens	55	53	51	64	62	60	66	64	61
Toms	55	53	51	64	62	60	66	64	61

2. Paragraph (h) Table G is amended by changing the prices set forth therein for salted butter to read as follows:

Butter, salted:	*Maximum price per pound*
U. S. Grade AA or U. S. 93 Score	$0.65
U. S. Grade A or U. S. 92 Score	.65
U. S. Grade B or U. S. 90 Score	.64
U. S. Grade C or U. S. 89 Score	.64

This amendment shall become effective as of December 10, 1945.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3657; Filed, Mar. 7, 1946; 11:09 a. m.]

Chapter XIX—Reconstruction Finance Corporation

[Reg. 7, Amdt. 10 to Schedule A]

PART 7007—STRIPPER WELL COMPENSATORY ADJUSTMENTS

NOTE: Amendment 10 to Schedule A of Regulation 7 was filed with the Division of the Federal Register as Document 46-3776 on March 8, 1946 at 11:27 a. m.

Chapter XXII—Retraining and Reemployment Administration

[Order 2d]

ESTABLISHMENT OF ADVISORY COUNCIL; AMENDMENT

REPRESENTATION OF OFFICE OF PRICE ADMINISTRATION, NATIONAL HOUSING AGENCY AND WAR ASSETS ADMINISTRATION ON ADVISORY COUNCIL

Retraining and Reemployment Administration Order No. 2, dated October 31, 1944, paragraph 1 (9 F.R. 13593; 10 F.R. 1404; 11 F.R. 636, 1357), is hereby amended to include the Office of Price Administration, National Housing Agency and the War Assets Administration among the agencies represented on the Advisory Council of the Retraining and Reemployment Administration.

G. B. ERSKINE,
Major General, U. S. M. C.,
Administrator.

MARCH 7, 1946.

[F. R. Doc. 46-3733; Filed, Mar. 8, 1946; 9:37 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

Subchapter A—General Rules and Regulations

[S. O. 458, Amdt. 2]

PART 95—CAR SERVICE

PRIORITY FOR GRAIN FROM COUNTRY ELEVATORS TO TERMINAL ELEVATORS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 7th day of March, A. D. 1946.

Upon further consideration of Service Order No. 458 (11 F.R. 2191) as amended (11 F.R. 2327), and good cause appearing therefor: *It is ordered,* That:

Service Order No. 458, be, and it is hereby, further amended by substituting the following Appendix A for Appendix A thereof:

APPENDIX A

Kentucky: Louisville.

Missouri: St. Louis, Kansas City, St. Joseph.

Iowa: Council Bluffs, Cedar Rapids, Des Moines, Sioux City.

Nebraska: Omaha, South Omaha, Fremont, Lincoln, Nebraska City.

Kansas: Atchison, Dodge City, Leavenworth, Hutchinson, Salina, Topeka, Wichita, Kansas City.

Oklahoma: Enid.

Texas: Amarillo, Fort Worth, Dallas, Houston, Texas City, Galveston, Port Arthur.

Montana: Sampling points: Great Falls, Shelby, Lewistown, Harlowton, Billings.

Colorado: Denver.

Utah: Ogden.

California: Los Angeles, San Francisco.

North Dakota: Grand Forks.

Minnesota: Minneapolis, St. Paul, Duluth and sampling points: Soo Line—Glenwood, Thief River Falls; Northern Pacific—Staples; Great Northern—Wilmar, St. Cloud; Chicago, Milwaukee, St. Paul & Pacific—Montevideo.

Wisconsin: Superior, East End, Itasca, Milwaukee.

Illinois: Chicago, Peoria, Decatur, East St. Louis, Cairo.

Indiana: Indianapolis, Winchester.

Ohio: Toledo, Cincinnati.

New York: Buffalo.

It is further ordered, That this order shall become effective at 12:01 a. m., March 8, 1946, and it shall vacate and supersede Amendment No. 1 to Service Order No. 458 on the effective date thereof; that copies of this order and direction shall be served upon all State railroad regulatory bodies and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-3774; Filed, Mar. 8, 1946; 11:22 a. m.]

Subchapter B—Carriers by Motor Vehicle

PART 205—REPORTS OF MOTOR CARRIERS

SUPPLEMENT TO MOTOR CARRIER ANNUAL REPORT FORM A–1946

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 1st day of March A. D. 1946.

The said Division having under consideration a petition of American Trucking Association, Inc., dated November 30, 1945, as amended January 9, 1946, proposing changes in the method of keeping accounts and compiling statistics for certain Class I motor carriers of property, and replies to the said petition; and good cause appearing therefor: It is ordered, that

§ 205.1 *Supplement to Motor Carrier Annual Report Form A–1946.* Each Class I Common Carrier by motor vehicle engaged predominantly in intercity service as a carrier of general commodities which had gross operating revenues for the year 1945 of $400,000 or more shall keep its accounts and compile statistics which will permit it to report to the Interstate Commerce Commission, for the nine months ending December 31, 1946, the information contained in the Supplement to Motor Carrier Annual Report Form A for 1946 which is attached hereto

and made a part of this order. (49 Stat. 563, sec. 24, 54 Stat. 926; 49 U.S.C. 320)

This order shall become effective April 1, 1946.

A copy of this order and attachment thereto shall be served upon every Class I motor carrier of property and every receiver, trustee, executor, administrator, or assignee of any such carrier; and notice of this order shall be given the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Division of the Federal Register.

NOTE: The reporting requirement of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

By the Commission, Division 1.

[SEAL] W. P. BARTEL,
Secretary.

SUPPLEMENT TO ANNUAL REPORT FORM A FOR THE YEAR 1946 INCOME STATEMENT FOR THE NINE MONTHS ENDED DECEMBER 31, 1946, COMMON CARRIERS WITH GROSS REVENUES OF $400,000 OR MORE PER ANNUM ENGAGED PREDOMINANTLY IN INTERCITY TRANSPORTATION OF GENERAL FREIGHT

SCHEDULE 3600-S—OPERATING REVENUES

	Detail	Total
3100—Freight revenue—Intercity—Common carrier	xxxxxx	
3101—Credits		xxxxxx
3102—Debits—collection and delivery.	xxxxxx	xxxxxx
1. Payments to other carriers—Include amounts payable to other carriers, including local transfer companies, for collection and delivery of the carrier's intercity freight	------	xxxxxx
2. Allowances to shippers and consignees—Include payments or allowances to shippers and consignees for transporting their own freight to and from the carrier's platform		xxxxxx
3103—Debits—Intercity service	xxxxxx	xxxxxx
1. Interline amounts—Include connecting carriers' portions of revenue on interline shipments if the total revenue on such shipments has been included in account 3101 by the reporting carrier	------	xxxxxx
2. Purchased transportation—Include amounts payable to other motor carriers for lease of vehicles with drivers and other compensation, for performing any portion of the reporting carrier's intercity haul. Amounts payable to private carriers and owner-operators for furnishing a vehicle with driver should be included in accounts 4230—Drivers and helpers wages and bonuses, and 5310—Equipment rents—Debit, as appropriate	------	xxxxxx
3104—All other debits	------	xxxxxx
3110—Freight revenue—Intercity—Contract carrier	xxxxxx	------
3111—Credits	------	xxxxxx
3112—Debits	------	xxxxxx
3120—Freight revenue—Local service	xxxxxx	------
3300—Other operating revenue	xxxxxx	------
Total operating revenue	------	------

SCHEDULE 4000-S—OPERATION AND MAINTENANCE EXPENSES

	Detail	Total
4100—Equipment maintenance and garage expenses	xxxxxx	xxxxxx
4110—Supervision of shop and garage	xxxxxx	------
4121—Repairs to ship and garage equipment	xxxxxx	------
4122—Operation and maintenance of service equipment	xxxxxx	------
4128—Repairs to shops and garage buildings and grounds	xxxxxx	------
4131—Light, heat, power, and water for shops and garage	xxxxxx	------
4112—Other shop and garage expenses	xxxxxx	------

SCHEDULE 4000-S—OPERATION AND MAINTENANCE EXPENSES—continued

	Detail	Total
4140—Repairs to revenue equipment—Assign directly the repairs of intercity vehicles used exclusively in intercity service. Where intercity vehicles are used in both intercity and collection and delivery service, apportion the repairs of such vehicles on the basis of the miles operated by the vehicles in the respective services, charging the intercity portion to this account and the collection and delivery portion to account 4360 (2)	xxxxxx	------
4150—Servicing of revenue equipment—Assign directly the servicing of intercity vehicles used exclusively in intercity service. Where intercity vehicles are used in both intercity and collection and delivery service, apportion the servicing of such vehicles on the basis of miles operated by the vehicles in the respective services, charging the intercity portion to this account and the collection and delivery portion to account 4360 (4)	xxxxxx	------
4160—Tires and Tubes—Revenue equipment—Assign directly the tire and tube expense of intercity vehicles used exclusively in intercity service. Where intercity vehicles are used in both intercity and collection and delivery service, apportion the tires and tube expense of such vehicles on the basis of the miles operated by the vehicles in the respective services, charging the intercity portion to this account and the collection and delivery portion to account 4360 (5)	xxxxxx	------
4191—Joint Garage expense—Debit	xxxxxx	------
4196—Joint Garage expense—Credit	xxxxxx	------
Total equipment maintenance and garage expenses	------	------
4200—Transportation expenses		
4210—Supervision of transportation	xxxxxx	------
4220—Drivers and helpers' wages and bonuses	xxxxxx	------
1. Drivers and helpers—Carriers employees—debit this account with wages of the carrier's own intercity drivers including drivers of peddle runs classified as intercity	------	xxxxxx
2. Drivers and helpers—Other—debit this account with wages of drivers and helpers operating vehicles leased from private carriers, owner-operators, and others not authorized to perform public transportation service. Where lump sums or flat amounts are paid for lease of vehicles with drivers, the portion of such payments representing wages shall be included in this subdivision	------	xxxxxx

NOTES 1. It is the intent of the uniform system of accounts that expenses incident to local cartage service shall be included in the primary accounts provided for line haul service unless such local cartage service is performed in conjunction with the carrier's collection and delivery of intercity freight.

2. When intercity drivers and helpers perform terminal platform, collection and delivery or other work, an equitable apportionment of wages shall be made among the benefited services in accordance with Instruction 28.

4230—Fuel for revenue equipment—Assign directly the fuel expense of intercity vehicles used exclusively in intercity service. Where intercity vehicles are used in both intercity and collection and delivery service, apportion the fuel expense of such vehicles on the basis of the miles operated by the vehicles in the respective services, charging the intercity portion to this account and the collection and delivery portion to account 4360(7)	xxxxxx	------
4240—Oil for revenue equipment—Assign directly the oil expense of intercity vehicles used exclusively in intercity service. Where intercity vehicles are used in both intercity and collection and delivery service, apportion the oil expense of such vehicles on the basis of the miles operated by the vehicles in the respective services, charging the intercity portion to this account and the collection and delivery portion to account 4360(8)	xxxxxx	------

SCHEDULE 4000-S—OPERATION AND MAINTENANCE EXPENSES—continued

	Detail	Total
4261—Road expense	xxxxxx	------
4262—Bridge, tunnel and ferry tolls	xxxxxx	------
4264—Other transportation expenses	xxxxxx	------
Total transportation expenses	------	------
4300 Terminal expense:		
4311—Terminal employees	xxxxxx	------
1. Salaries—Supervisory employees—Include in this account the salaries of terminal managers, terminal office managers and superintendents	------	xxxxxx
2. Salaries—Cashiers, rating, billing and manifesting—Include salaries and wages of all employees engaged in rating, billing and manifesting freight shipments, handling drivers' collections	------	xxxxxx
3. Salaries—Other clerical employees—Include salaries and wages of stenographers, typists, telephone operators, O. S. & D. clerks, etc.	------	xxxxxx
4. Salaries and wages—platform employees	------	xxxxxx
5. Salaries and wages—other terminal employees—Include salaries and wages of watchmen, yardmen and other terminal employees not included in the foregoing classifications	------	xxxxxx
6. Expenses of terminal employees	------	xxxxxx

NOTE: When terminal supervisory or other employees also perform services in connection with intercity transportation or collection and delivery, equitable apportionments of wages, salaries and employee expenses should be made among the benefited services, in accordance with Instruction 28.

4314—Supplies and expenses	xxxxxx	------
4319—Repairs to terminals and equipment	xxxxxx	------
4350—Commission agents and connecting lines	xxxxxx	------
4360—Collection and delivery	xxxxxx	------
1. Salaries—supervisory employees—This account should include salaries and wages of superintendents, dispatchers, starters and other employees supervising collection and delivery service	------	xxxxxx
2. General repairs	------	xxxxxx
3. Repairs due to accident—Account 4360 (3) should be credited with recoveries from insurance companies on fire or other damages to collection and delivery vehicles	------	xxxxxx
4. Servicing of equipment	------	xxxxxx
5. Tires and tubes	------	xxxxxx
6. Drivers and helpers—wages and bonuses	------	xxxxxx
7. Fuel	------	xxxxxx
8. Oil	------	xxxxxx
9. Other expenses	------	xxxxxx

NOTES A. Assign directly to this account the vehicle expenses (repairs, servicing, tires, and tubes, fuel and oil of vehicles used exclusively in collection and delivery service. Where collection and delivery vehicles are used in both collection and delivery and intercity service, apportion the above-enumerated expenses of such vehicles on the basis of the miles operated by the vehicles in the respective services, charging collection and delivery portion to the applicable subdivision of this account, and the intercity portion to accounts 4149, 4150, 4160, 4230, and 4240, as applicable.

B. Where collection and delivery drivers and helpers are used in intercity service, or perform platform work at the carrier's terminals, their wages and expenses should be directly assigned or equitably apportioned among the benefited services in accordance with instruction 28.

4394—Joint terminal facilities—debit	xxxxxx	------
4396—Joint terminal facilities—credit	xxxxxx	------
Total terminal expense	------	------
4400 Sales, tariff and advertising expense	xxxxxx	xxxxxx
4410—Salaries and expenses	xxxxxx	------
4430—Tariffs and Schedules	xxxxxx	------
4450—Other sales expenses	xxxxxx	------
4470—Advertising	xxxxxx	------
Total sales, tariff and advertising	------	------

SCHEDULE 4000-S—OPERATION AND MAINTENANCE EXPENSES—continued

	Detail	Total
4500—Insurance and safety expenses	xxxxxx	xxxxxx
4510—Salaries and expenses—insurance and safety	xxxxxx	------
4520—Public liability and property damage insurance	xxxxxx	------
1. Intercity service	------	xxxxxx
2. Collection and delivery service	------	xxxxxx
3. Operation of service cars—The expense should be first assigned directly by types of vehicles (inter-city, collection and delivery, and service cars) if such separation is available. The expenses assigned to intercity vehicles should be apportioned to intercity service and collection and delivery service on the basis of the miles operated by such vehicles in the respective services. The expenses assigned to collection and delivery vehicles should be apportioned to collection and delivery and intercity service on the basis of the miles operated by the collection and delivery vehicles in the respective services. Where separation of the expense by types of vehicles is not available, the expense should be apportioned to the services on the basis of the total miles operated in each service by all revenue vehicles	------	xxxxxx
4530—Injuries and damages	xxxxxx	------
1. Intercity service	------	xxxxxx
2. Collection and delivery service	------	xxxxxx
3. Operation of service cars—charges to this account representing payments in settlement of claims should be directly assigned to the services which occasioned the expense. The remaining charges to this account should be apportioned among services on the basis outlined above for account 4520	------	xxxxxx
4541—Workmens' compensation—insurance	xxxxxx	------
1. Shop and garage employees	------	xxxxxx
2. Drivers and helpers—intercity	------	xxxxxx
3. Terminal platform employees	------	xxxxxx
4. Drivers and helpers—collection and delivery	------	xxxxxx
5. All other employees—assign directly to the service in which employees are exclusively used. Where collection and delivery drivers and helpers are used in intercity service, or perform terminal platform work, and where platform men are used in collection and delivery work, the insurance expense should be directly assigned or equitably apportioned among the benefited services. See instruction 28.		
4546—Workmen's compensation—Self insurer	xxxxxx	------
1. Shop and garage employees	------	xxxxxx
2. Drivers and helpers—Intercity	------	xxxxxx
3. Terminal platform employees	------	xxxxxx
4. Drivers and helpers—Collection and delivery	------	xxxxxx
5. All other employees—Charges to this account representing payments in settlement of claims should be directly assigned to the services which occasioned the expense. All other charges to this account should be apportioned among the services on the basis outlined for account 4541	------	xxxxxx
4550—Cargo insurance	xxxxxx	------
4560—Cargo loss and damage	xxxxxx	------
4570—Fire and theft insurance	xxxxxx	------
1. Intercity revenue equipment	------	xxxxxx
2. Collection and delivery equipment	------	xxxxxx
3. Service equipment	------	xxxxxx
4. All Other—Charge the insurance expense on terminal, shop, office buildings and service cars to subdivision 4. The insurance expense applicable to revenue vehicles should be assigned to or apportioned between intercity service and collection and delivery service on the basis outlined above for account 4520	------	xxxxxx
4580—Other insurance	xxxxxx	------
Total Insurance and Safety Expense	------	------

SCHEDULE 4000-S—OPERATION AND MAINTENANCE EXPENSES—continued

	Detail	Total
4600—Administrative and general expenses	xxxxxx	xxxxxx
4611—Salaries of general officers	xxxxxx	------
4642—Expenses of general officers	xxxxxx	------
4613—Salaries of general office employees	xxxxxx	------
1. Revenue accounting—Include in this account the salaries and wages of business machine operators, sorters and filing and revision clerks	------	xxxxxx
2. Credits, Collections and Interline Accounting. Include in this account the salaries and wages of employees engaged in checking and extending credit, preparing statements to customers, making collections, and preparing and checking interline settlement sheets	------	xxxxxx
3. All other employees.—Include in this account the salaries and wages of accountants, bookkeepers, stenographers, typists and other general office employees not provided for in the foregoing subdivisions of this account	------	xxxxxx

NOTE: The salaries and wages of cashiers, and rating, billing, manifesting and O. S. & D. clerks shall be included in account 4311—Terminal employees.

4616—Expenses of general office employees	xxxxxx	------
4620—Law expenses	xxxxxx	------
4630—General office supplies and expenses	xxxxxx	------
1. Stationery and printing—General office	------	xxxxxx
2. Stationery and printing—Terminal	------	xxxxxx
3. Stationery and printing—All Other	------	xxxxxx
4. Rentals for office machines	------	xxxxxx
5. Other Supplies and expenses	------	xxxxxx
4640—Communication service	xxxxxx	------
4651—Outside auditing expenses	xxxxxx	------
4652—Employees' welfare expenses	xxxxxx	------
4655—Purchasing and store expenses	xxxxxx	------
4656—Other general expenses	xxxxxx	------
4660—Management and supervision fees and expenses	xxxxxx	------
4671—Franchise requirements—Debit	xxxxxx	------
4672—Franchise requirements—Credit	xxxxxx	------
4673—Other regulatory commission expenses	xxxxxx	------
4680—Uncollectible revenues	xxxxxx	------
4691—Joint operating expense—Debit	xxxxxx	------
4696—Joint operating expense—Credit	xxxxxx	------
Total administrative and general expenses	------	------
5000—Depreciation expense	xxxxxx	xxxxxx
5011—Depreciation of structures	xxxxxx	------
1. Shop and garage	------	xxxxxx
2. Terminal	------	xxxxxx
3. General office and other—Assign directly as far as possible. Where depreciation cannot be directly assigned, apportion according to space occupancy or other basis considered equitable	------	xxxxxx
5021—Depreciation of revenue equipment	xxxxxx	------
1. Trucks and tractors—Intercity	------	xxxxxx
2. Trailers—Intercity	------	xxxxxx
3. Collection and delivery equipment—Assign directly to the service in which vehicles are exclusively used. Where intercity vehicles are used in both intercity service and collection and delivery service, apportion the depreciation of such vehicles between the two services on the basis of the miles operated in each service. Where collection and delivery vehicles are used in both collection and delivery and intercity service, apportion the depreciation of such vehicles on the basis of the miles operated in each service	------	xxxxxx
5031—Depreciation of service cars and equipment	xxxxxx	------
5041—Depreciation of shop and garage equipment	xxxxxx	------
5051—Depreciation of furniture and office equipment	xxxxxx	------
5061—Depreciation of miscellaneous equipment	xxxxxx	------
5071—Depreciation of improvements to leasehold property	xxxxxx	------
1. Shop and garage	------	xxxxxx
2. Terminal property	------	xxxxxx
3. General office and other—separate to subdivision on the basis outlined above for account 5011	------	xxxxxx

SCHEDULE 4000-S—OPERATION AND MAINTENANCE EXPENSES—continued

	Detail	Total
5081—Depreciation of undistributed property	xxxxxx	------
5091—Depreciation adjustment	xxxxxx	------
Total depreciation expense	------	------
5100—Amortization chargeable to operations	xxxxxx	xxxxxx
5110—Amortization of carrier operating property	xxxxxx	------
5120—Property loss chargeable to operations	xxxxxx	------
Total amortization expense	------	------
5200—Operating taxes and licenses	xxxxxx	xxxxxx
5210—Gasoline, other fuel and oil taxes	xxxxxx	------
1. Intercity service	------	xxxxxx
2. Collection and delivery service	------	xxxxxx
3. Service cars—Charge to subdivision 3 the taxes (estimated if not known) on fuel and oil consumed by such equipment. Apportion the remainder of the account between intercity and collection and delivery service on the basis of accounts 4230, 4240, 4360 (7), and 4360 (8)	------	xxxxxx
5220—Vehicle license and registration fees	xxxxxx	------
1. Intercity service	------	xxxxxx
2. Collection and delivery service	------	xxxxxx
3. Service cars—Separate expense by types of vehicles (intercity, collection and delivery, and service cars) and assign the expenses of the revenue equipment directly to services as far as possible. Where intercity vehicles are used in collection and delivery service, apportion the expenses of such vehicles between intercity and collection and delivery service on the basis of their mileage in the two services. Accord similar treatment to the expenses of collection and delivery vehicles which are used in intercity service	------	xxxxxx
5230—Real estate and personal property taxes	xxxxxx	------
1. Shop and garage property	------	xxxxxx
2. Intercity vehicles	------	xxxxxx
3. Collection and delivery vehicles	------	xxxxxx
4. Service cars	------	xxxxxx
5. Terminal property	------	xxxxxx
6. General office and other property—Assign directly as far as possible the taxes on shops and garages, terminal property, and general office properties. Where such taxes cannot be directly assigned, apportion according to space occupancy or other basis considered equitable. Taxes on vehicles should be assigned to or apportioned between intercity and collection and delivery service on the basis outlined for account 5220	------	xxxx
5240—Social security taxes	xxxxxx	------
5250—Other taxes	xxxxxx	------
5300—Operating rents—Net	xxxxxx	xxxxxx
5310—Equipment rents—Debit	xxxxxx	------
1. Intercity vehicles	------	xxxxxx
2. Collection and delivery vehicles—Assign directly as far as possible. Where the intercity vehicles are used both in intercity and collection and delivery service, apportion the rents of such vehicles between the two services on a mileage or other basis considered equitable. When the collection and delivery vehicles are used in both services similarly, apportion the rents of such vehicles on a mileage or other basis considered equitable	------	xxxxxx
5320—Other operating rents—Debit	xxxxxx	------
1. Rent for shop and garage	------	xxxxxx
2. Rent for terminal property	------	xxxxxx
3. Rent for property—General office and other—Assign directly as far as possible. Where the rents cannot be directly assigned, apportion according to space occupancy or other basis considered equitable	------	xxxxxx
5340—Joint facility rents—Debit	xxxxxx	------
1. Shop and garage	------	xxxxxx
2. Terminals	------	xxxxxx
3. General office and other—Distribute on the basis outlined above for account 5320	------	xxxxxx

SCHEDULE 4009–S—OPERATION AND MAINTENANCE EXPENSES—continued

	Detail	Total
5350—Equipment rents—Credit	xxxxxx	
1. Intercity vehicles		xxxxxx
2. Collection and delivery vehicles—Assign directly to services according to type of vehicle rented		xxxxxx
5360—Rent from owned land and structures	xxxxxx	
1. Rent from owned shop and garage		xxxxxx
2. Rent from terminal property		xxxxxx
3. Rent from other property—Distribute on the basis outlined above for account 5320		xxxxxx
5370—Sublease rental income	xxxxxx	
5390—Joint facility rents—Credit	xxxxxx	
1. Shop and garage		xxxxxx
2. Terminals		xxxxxx
3. General office and other—Distribute on the basis outlined for account 5320		xxxxxx
Total operating rents		

NOTE. Where direct assignment of rents for property used in common is not possible, apportionments should be made according to space occupancy or other equitable basis.

SCHEDULE 9003–S—OPERATING STATISTICS—PROPERTY CARRIERS

Vehicle-Miles Operated in Intercity Revenue Service (Including Loaded and Empty)[1]

		Common	Contract
1	Intercity:		
2	Owned truck miles		
3	Owned tractor miles		
4	Owned combination bus-truck miles		
5	Total intercity-owned vehicles		
6	Leased truck miles [1]		
7	Leased tractor miles [1]		
8	Leased combination bus-truck miles [1]		
9	Total intercity—Leased vehicles		
10	Grand total intercity vehicle-miles		
11	Driveaway miles operated		
12	Collection and Delivery:		
13	Truck-miles [2]		
14	Tractor-miles [2]		
15	Total collection and delivery		

Vehicle-Hours Operated in Intercity Revenue Service (Including Loaded and Empty)[1]

16	Intercity:		
17	Owned truck hours		
18	Owned tractor hours		
19	Owned combination bus-truck hours		
20	Total intercity—owned vehicles		
21	Leased truck hours [1]		
22	Leased tractor hours [1]		
23	Leased combination bus-truck hours [1]		
24	Total intercity—Leased vehicles		
25	Grand total intercity vehicle-hours		
26	Driveaway hours operated		
27	Collection and Delivery:		
28	Truck-hours [2]		
29	Tractor-hours [2]		
30	Total collection and delivery		

[1] Include data only for vehicles the expenses of which are included in the reporting carrier's operating expense and operating rent accounts, i. e. vehicles operated under lease arrangement and vehicles operated by private carriers and owner-operators for account of the reporting carrier. Exclude data for vehicles the expenses of which are included in account 3103—Debits—Intercity Service.

[2] Include data for intercity vehicles used to supplement Collection and Delivery vehicles in Collection and Delivery service. Include also data for intercity vehicles operated in Collection and Delivery Service between the reporting carrier's terminals and shipper's, consignee's, or connecting lines platforms handling either truck load or L. T. L. freight.

[1] Provide for separation of data between vehicles used principally in intercity service, and vehicles used principally in Collection and Delivery Service and between Contract and Common Carrier operations.

DEFINITIONS

Integrity service means transportation of freight between a city, town, or commercial zone (including contiguous areas) and a point outside such city, town or commercial zone. Include loop runs, i. e., runs originating and terminating at the same terminal and peddle trips,[1] the mileage of which is preponderantly outside the city, town or commercial zone from which the trip was operated.

Collection and delivery service means the pick-up and delivery of intercity freight within a city, town or commercial zone (including contiguous areas). Include the operation of intercity vehicles between the reporting carrier's terminals and shipper's, consignee's, or connecting lines platforms handling either truckload or L. T. L. freight. Include also those peddle trips,[1] the mileage of which is preponderantly within the city, town or commercial zone from which the trip was operated.

Local Service (local cartage) means transportation of freight from consignor to consignee within one city, town or commercial zone (including contiguous areas). Expense incurred in the performance of local cartage service in conjunction with collection and delivery service, the revenue for which is included in account 3120, shall be charged to the Collection and Delivery primary accounts and subaccounts as appropriate.

	Common	Contract
Freight revenue from intercity service—truckload [1]	$	$
Freight revenue from intercity service—less truckload [1]		
Tons of intercity revenue freight billed—truckload [1]		
Tons of intercity revenue freight billed—less truckload [1]		
Number of shipments billed—truckload [1]		
Number of shipments billed—less truckload [1]		
Tons platform handled [2]		
Ton-miles intercity revenue freight (actual basis)		

[1] For purposes of truckload and less-truckload separation, shipments of 10,000 pounds and over should be treated as truckload, and shipments under 10,000 pounds as less-truckload.

[2] For purposes of this item the handling of a ton across a platform of the reporting carrier should be computed by giving a count of one for the entire platform handling of each ton at each terminal.

SCHEDULE 9006–S—DISTRIBUTION OF INTERCITY TRAFFIC

COMMON CARRIERS OF PROPERTY

1. Originated and terminated by reporting carrier.
2. Originated by reporting carrier and delivered to connecting carrier.
3. Received by connecting carrier and terminated by reporting carrier.
4. Received from connecting carrier and delivered to connecting carrier.

Carriers using punch card accounting machines will experience no difficulty in securing the data necessary for reporting these statistics.

Carriers not using punch card accounting machines will have to secure this data manually by sorting out the freight bills which were:

(1) Originated by the carrier and delivered to a connecting carrier;

(2) Received from a connecting carrier and terminated by reporting carrier;

(3) Received from a connecting carrier and delivered to a connecting carrier;

and the remainder will represent those shipments originated and terminated by the reporting carrier. Adding machine tapes should be run on the first three classes for both revenue and weight. If done on a daily or weekly basis by each terminal and summaries forwarded to the home office, where all terminal summaries will be summarized for the reporting period, it will not be burdensome.

[F. R. Doc. 46-3698; Filed, Mar. 7, 1946; 11:25 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service

Subchapter Q—Alaska Commercial Fisheries

PART 201—ALASKA FISHERIES GENERAL REGULATIONS

DETERMINATION OF DISPUTES OVER TRAP LOCATIONS

1. In order to secure the conservation of the salmon supply of Alaska in a manner consistent with the requirements and purposes of the act of June 6, 1924 (43 Stat. 464) and related legislation, to prevent the development of monopoly and the maintenance of exclusive rights in the maritime public domain in violation of such acts, and to provide machinery which in this and subsequent years will permit the determination of disputes over trap locations with the least possible disruption to the catching and processing of salmon, the following sections will be included in the 1946 Alaska Commercial Fishing Regulations:

§ 201.24 *Filing of trap site locations.* On or before April 15, 1946, any person who has obtained or applied for a permit from the War Department for the occupation of a trap site may file with the Regional Director of the Fish and Wildlife Service at Juneau notice of this fact and of its location. Failure to file such notice shall be cause for closing the trap of such permit holder if there be a competing permit holder who has filed such a notice.

§ 201.25 *Determination and closing competing trap operations.* In case there shall be two or more permit holders for a single site, the Regional Director shall give notice of this fact to all conflicting permit holders who have filed notices under the preceding section. Any permit holder who has filed such a notice may request, through the Regional Director, the Secretary of the Interior or his authorized representative to determine, prior to the opening of the fishing season, which of the permit holders is entitled to occupy the site for the coming season. The Secretary or his representative, upon such a request, may call for affidavits or other evidence showing the interests and equities of the competing applicants, and shall determine and announce the action which the Fish and Wildlife Service will take with respect to closing the competing traps after opening of the fishing season. This determination will be based upon (a) the provisions of

[1] Peddle trips are those operated primarily for the purpose of pick-up or delivery of freight at shipper's or consignee's platform to intermediate stations outside the city, town or commercial zone (including contiguous areas).

§ 201.25, (b) any applicable law or regulation of the United States or the Territory of Alaska then in effect, or (c) the policy hitherto established of closing all traps in the area of conflict pending a judicial determination or other settlement.

§ 201.26 *Limitation on increase of individual trap site operations.* No person shall be permitted to increase the number of trap sites which he occupies over the number occupied in the preceding season if such increase would result in his occupation of more than 10 sites. The Secretary or his authorized representative may, however, in exceptional cases authorize such an increase for the 1946 season upon good cause shown. Any trap site occupied in violation of this section will be closed.

§ 201.27 *Definitions.* As used in §§ 201.24 to 201.26:

(a) "Person" and "permit holder" include individual, firm, association, partnership, or corporation.

(b) "Occupation" of a trap site means the care, service, and use of a trap by the permit holder, whether the trap be installed by him or another.

2. Notice is hereby given that, subject to any change of policy resulting from the hearings announced in paragraph 3 of this notice, the Alaska Fishing Regulations for 1947 will contain provisions which will serve to exclude from any trap site a person who held a permit for that site in 1946 and who did not himself occupy such site but instead leased or assigned such site to another person under arrangements by which the permit holder did not bear all or a substantial, part of the expenses and financial risk involved in the installation, care, service, and use of the trap.

3. Subject to future changes, the hearings commenced on February 21, 1946, at Washington, D. C., will be resumed in Alaska in October, 1946, and will be directed to the following subjects for consideration with reference to the 1947 regulations:

(a) Limitation of the number of trap sites which may be occupied by a single owner.

(b) Preference in the allocation of trap sites to small operators and for residents, communities, and cooperatives of Alaska.

(c) The provision forecasted in paragraph 2 of this notice.

(d) The machinery by which any limitation or preference might be accomplished.

The Department of the Interior will endeavor to announce the terms of the regulations proposed for discussion and the places and times of the hearings at least 30 days in advance of the first of such hearings.

OPINION TO ACCOMPANY THE NOTICE OF AMENDMENTS TO THE ALASKA COMMERCIAL FISHING REGULATIONS FOR 1946

On February 21, 22, 23, and 25, 1946, public hearings were held in Washington on proposed amendments to the Alaska Commercial Fishing Regulations for 1946. The proposals, issued on January 31, included (1) a limitation to twenty of the trap sites which could be occupied by one person; (2) a prohibition of any increase in the sites occupied by one person which would bring his total number to more than ten; and (3) a system of preference to be applicable in determining who might occupy sites, preference being given to persons already occupying no more than ten sites and to residents of Alaska.

For reasons hereafter detailed, it has been determined that no action should be taken at this time either to impose an upper limit on trap site holdings or to establish a general system of preferences with respect to the occupancy of trap sites. Certain minimal measures appear, however, to be required in 1946 to prevent a deterioration in the current situation. The regulations for 1946 will forbid any increase in the concentration of control over trap sites during the coming year, and will establish, largely for experimental purposes, machinery for the resolution of the few disputes which may arise in 1946 over trap site occupancy.

Under the regulations issued by the Fish and Wildlife Service of this Department, the fishing season in Alaska lasts an average of thirty to forty days; it opens at varying times in the several districts, commencing in the latter part of May. Evidence at the hearings established that it was necessary to secure gear, crews, supplies, and piling in the United States. In order to have the traps in working condition by the opening of the season, these items must be shipped beginning as early as the middle of March. A heavy preseason investment has already been made by last year's occupants. It appears unlikely, if sites were to be thrown open to competition by imposition of a twenty-trap limitation or by a preference for small operators or residents, that they could be supplied with traps and effectively occupied by newcomers in 1946. The uncertainty as to which sites would or should be subjected to competition and the practical difficulties of time and cost would inevitably result in a curtailment of the output of canned salmon this year, and this result the Department is not willing to create or permit in view of the serious international food shortage. On the other hand, to prohibit occupants of ten or more sites from acquiring additional sites would effect no discernible change in volume of 1946 production and is in my opinion a desirable provision to guard against any increase in the concentration of private control over an extremely valuable part of the public domain.

It developed in the course of the hearings that a comparatively small number of those who held War Department permits for the trap sites did not themselves operate the traps, but simply leased, for a substantial rental, the rights to use the site. There can be no defense of a system under which a private individual is able to lease for a profit a part of the public domain, even though its strategic location were ascertained through the effort and expense of the individual, and the practice should be stopped as soon as possible. If, however, these leased sites were closed in 1946 there would be an adverse effect upon salmon production. The notice of January 31 contained, moreover, no provision which was directed to this practice, and I have been impressed by the view that the beneficiaries of this system, however indefensible it may appear, are entitled to be heard before the system is changed. It accordingly seems best to defer action until the 1947 season, and merely to serve notice at this time that the permit holder who leases rather than operates his trap site in 1946 is not likely to be allowed to occupy the site in 1947.

Previous regulations of the Department, issued under authority of the White Act (Act of June 6, 1924, 43 Stat. 464), have in the large been directed exclusively to the conservation aspects of that act. The fact remains, however, that the White Act was also designed to bring about the dissolution of monopoly holdings which by 1924 had developed under the so-called "reservation" system. Although the conservation program has succeeded in reducing the number of trap sites to 440, from 799 in 1924, 221 of those sites are now occupied by eight companies, and for some years no trap sites have been available to newcomers in the field. This is a condition which the Department, as the guardian of the public resources, is anxious to see corrected. Any thorough-going revision of the regulations, however, deserves the most careful study before it should be promulgated. The time and expense required to travel to Washington prevented more than a token representation of the many Alaskan residents who are engaged in the fishing industry. For these reasons, it is proposed that the departmental hearings shall be resumed in Alaska, after the close of the 1946 fishing season, in order to consider regulations for 1947.

Administrative regulation or statutory action in this field is not confined to the Federal Government. The White Act expressly disclaims any intention to deny to the Legislature of Alaska the power to regulate the fishing industry by licensing or taxation. The Territorial Legislature is now meeting in special session. In accordance with the Department's policy of favoring increased legislative responsibility in the territorial areas, it is appropriate and desirable that an opportunity be given the Alaskan Legislature to enact suitable legislation to deal with this problem. Appropriate and effective action by the Legislature may obviate the necessity for any very extensive changes in the 1947 regulations.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

MARCH 5, 1946.

[F. R. Doc. 46-3648; Filed, Mar. 7, 1946; 9:47 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial 323-B]

PART 61—SCHEDULED AIR CARRIER RULES

ROUTE COMPETENCY RENEWAL

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 5th day of March 1946.

Effective March 1, 1946, Special Civil Air Regulation Serial Number 323 is amended by striking "March 1, 1946," and inserting in lieu thereof the words "July 1, 1946."

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

NOTE: The termination date of this regulation was previously extended to March 1, 1946, by Special Civil Air Regulation Serial Number 323-A.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-3735; Filed, Mar. 8, 1946; 10:13 a. m.]

Notices

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 500A-181]

COPYRIGHTS OF VANDENHOECK & RUPRECHT

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof [the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights] are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows: All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or revesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on January 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Das Evangelium des Johannes, 1941	D. Rudolf Bultmann (Nationality not established).	Vandenhoeck & Ruprecht, Göttingen, Germany (Nationality German).	Owner.

[F. R. Doc. 46-3711; Filed, Mar. 7, 1946; 11:34 a. m.]

[Vesting Order 500A-182]

COPYRIGHTS OF CERTAIN GERMAN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof [the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights] are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows: All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or revesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on January 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Divergente und Konvergente Turbulente Strömungen mit Kleinen Öffnungswinkeln, Heft 282 of Forschungsarbeiten auf dem Gebiete des Ingenieurwesens, herausgegeben vom Verein Deutscher Ingenieure, 1926.	Fritz Dönch (Nationality not established).	VDI-Verlag G. M. B. H., Berlin, SW 19, Germany (Nationality German).	Owner.
Unknown	6me Sonate (En Ut) pour Piano, Op. 38, 1925.	Serge Prokofieff (Nationality not established).	Breitkopf & Härtel, Leipzig, Germany (Nationality German).	Owner.

[F. R. Doc. 46-3712; Filed, Mar. 7, 1946; 11:34 a. m.]

[Vesting Order 500A-183]

COPYRIGHTS OF CERTAIN GERMAN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof [the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights] are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows:

All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or revesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to

ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on January 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Fortschritte der Hochfrequenztechnik, vol. 2, 1943.	Fritz Vilbig (Nationality not established).	Akad. Verlagsges., Leipzig, Germany (Nationality German).	Owner.
Unknown	Die Nahbestrahlung, 1944.	Henri Chaoul (Nationality not established).	Georg Thieme, Leipzig, Germany (Nationality German).	Owner.

[F. R. Doc. 46–3713; Filed, Mar. 7, 1946; 11:34 a. m.]

[Vesting Order 500A–184]

COPYRIGHTS OF JULIUS SPRINGER-VERLAG OHG

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof [the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights] are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows:

All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or revesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on January 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Korrosionstabellen metallischer Werkstoffe, 2. neubearb. und ergänzte Aufl. 1944.	Franz Ritter (Nationality not established).	Julius Springer-Verlag OHG, Wien, Germany (Nationality German).	Owner.

[F. R. Doc. 46–3714; Filed, Mar. 7, 1946; 11:34 a. m.]

[Vesting Order 500A–185]

COPYRIGHTS OF BIBLIOGRAPHISCHES INSTITUT A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof [the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights] are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows:

All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or revesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian, to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on January 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
A for. 26732	Der grosse Duden, Rechtschreibung der deutschen Sprache und der Fremdwörter 11 Aufl., 1934.	Konrad Duden of Germany (Nationality German).	Bibliographisches Institut A. G., Täubchenweg 17, Leipzig, Germany (Nationality German).	Author and owner.

[F. R. Doc. 46–3715; Filed, Mar. 7, 1946; 11:35 a. m.]

[Vesting Order 500A-186]

COPYRIGHTS OF CERTAIN GERMAN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof [the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights] are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows:

All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or revesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held thereby, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on January 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners or presumptive owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Zeitschrift fur Forstund Jagdwesen	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Werft Reederei Hafen	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Archiv Fur Wissenschaftliche Tierheilkunde.	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Jahresbericht Veterinar-Medizin	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Warme-Und Kaltetechnik	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Feuerungstechnik	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Der Zuchter	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Biochemische Zeitschrift	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Zentralblatt Fur Mechanik	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Luftfahrtmedizin	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Klinische Wochenschrift	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Archiv Fur Gewerbepathologie Und Gewerbehygiene.	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Zentralblatt Fur Die Gesamte Hygiene Mit Einschluss Der Bakteriologie Und Immunitats lehre.	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Deutsche Zeitschrift Fur Gesamte Gerichtliche Medizin.	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Chirurg. Zeitschrift F. Alle Gebiete D. Operativen Medizin Der Chirurg.	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Archiv Fur Klinische Chirurgie	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.

EXHIBIT A—Continued

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners or presumptive owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Archiv Fur Orthopadische Und Unfall-Chirurgie.	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Deutsche Militararzt	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Planta; Archiv Fur Wissenschaftliche Botanik.	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Archiv Fur Mikrobiologie	Unknown	Julius Springer, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Zeitschrift Fur Untersuchung der Lebensmittel.	Unknown	Julius Springer, Linkstr. 22/24 Berlin W 9, Germany.	Owner.
Unknown	Zeitschrift fur vergleichendee Physiologie	Unknown	Julius Springer, Linkstr. 22/24 Berlin W 9, Germany.	Owner.
Unknown	Zeitschrift fur Astrophysik	Unknown	Julius Springer, Linkstr. 22/24 Berlin W 9, Germany.	Owner.
Unknown	Ergebnisse D. Chirurgie u. Orthopadie	Unknown	Julius Springer, Linkstr. 22/24 Berlin W 9, Germany.	Owner.
Unknown	Mikrochimica Acta (combined with Mikrochemie).	Unknown	Julius Springer, Schottengasse 4, Vienna I, Germany.	Owner.
Unknown	Mikrochemie	Unknown	Julius Springer, Schottengasse 4, Vienna I, Germany.	Owner.
Unknown	Zeitschrift fur Physik	Unknown	Julius Springer, Schottengasse 4, Vienna I, Germany.	Owner.
Unknown	Zeitschrift fur Kinderheilkunde	Unknown	Julius Springer Schottengasse 4, Vienna I, Germany.	Owner.
Unknown	Zeitschrift fur Hygiene und Infektionskrankheiten.	Unknown	Julius Springer, Schottengasse 4, Vienna I, Germany.	Owner.
Unknown	Zeitschrift fur Instrumentenkunde	Unknown	Julius Springer, Schottengasse 4, Vienna I, Germany.	Owner.
Unknown	Zeitschrift fur Parasitenkunde	Unknown	Julius Springer, Schottengasse 4, Vienna I, Germany.	Owner.
Unknown	Zentralblatt fur Das Gesamte Forstwesen	Unknown	Julius Springer, Schottengasse 4, Vienna I, Germany.	Owner.
Unknown	Wiener Klinische Wochenschrift	Unknown	Julius Springer, Schottengasse 4, Vienna I, Germany.	Owner.
Unknown	Monatschefte fur Chemie	Unknown	Akademische Verlagsgesellschaft m. b. H., Sternwartenstr. 8, Leipzig C-1, Germany.	Owner.
Unknown	Zeitschrift fur Physikalische Chemie	Unknown	Akademische Verlagsgesellschaft m. b. H., Sternwartenstr. 8, Leipzig C-1, Germany.	Owner.
Unknown	Zeitschrift fur angewandte Meterologie. "Das Wetter."	Unknown	Akademische Verlagsgesellschaft m. b. H., Sternwartenstr. 8, Leipzig C-1, Germany.	Owner.
Unknown	Zeitschrift fur Kristallographie, Mineralogie und Petrographie.	Unknown	Akademische Verlagsgesellschaft m. b. H., Sternwartenstr. 8, Leipzig C-1, Germany.	Owner.
Unknown	Pflanzenbau Pflanzenschutz, Pflanzenzucht	Unknown	Akademische Verlagsgesellschaft m. b. H., Sternwartenstr. 8, Leipzig C-1, Germany.	Owner.
Unknown	Bodenkunde und Pflanzenernahrung	Unknown	Verlag Chemie G. m. b. H., Corneliusstr. 3, Berlin W 35, Germany.	Owner.
Unknown	Justus Leibig's Annalen der Chemie	Unknown	Verlag Chemie B. m. b. H., Corneliusstr. 3, Berlin W 35, Germany.	Owner.
Unknown	Angewandte Chemie	Unknown	Verlag Chemie G. m. b. H., Corneliusstr. 3, Berlin W 35, Germany.	Owner.
Unknown	Zeitschrift fur Elektrochemie u. angewandte physikalische Chemie.	Unknown	Verlag Chemie G. m. b. H., Corneliusstr. 3, Berlin W 35, Germany.	Owner.
Unknown	Chemische Industrie	Unknown	Verlag Chemie G. m. b. H., Corneliusstr. 3, Berlin W 35, Germany.	Owner.
Unknown	Chemische Fabrik	Unknown	Verlag Chemie G. m. b. H., Corneliusstr. 3, Berlin W 35, Germany.	Owner.
Unknown	Chemisches Zentralblatt	Unknown	Verlag Chemie G. m. b. H., Corneliusstr. 3, Berlin W 35, Germany.	Owner.
Unknown	Deutsche Chemische Gesellschaft. Berichte.	Unknown	Verlag Chemie G. m. b. H., Corneliusstr. 3, Berlin W 35, Germany.	Owner.
Unknown	Zeitschrift fur Zuchtung. Reihe B. Tierzuchtung und Zuchtungsbiologie einschliesslich Tierernahrung.	Unknown	Paul Paren, Hedemannstr. 28/29, Berlin SW 11, Germany.	Owner.
Unknown	Zeitschrift fur Tierernahrung und Futtermittelkunde.	Unknown	Paul Paren, Hedemannstr. 28/29, Berlin SW 11, Germany.	Owner.
Unknown	Zeitschrift fur Angewandte Entomologie	Unknown	Paul Paren, Hedemannstr. 28/29, Berlin SW 11, Germany.	Owner.
Unknown	Zuchtungskunde	Unknown	Paul Paren, Hedemannstr. 28/29, Berlin SW 11, Germany.	Owner.
Unknown	Landwirtschaftliche Jahrbucher	Unknown	Paul Paren, Hedemannstr. 28/29, Berlin SW 11, Germany.	Owner.
Unknown	Forstwissenschaftliches Zentralblatt	Unknown	Paul Paren, Hedemannstr. 28/29, Berlin SW 11, Germany.	Owner.
Unknown	Tharandter Forstliches Jahrbuch	Unknown	Paul Paren, Hedemannstr. 28/29, Berlin SW 11, Germany.	Owner.
Unknown	Protoplasma, Internationale Zeitschrift fur Physikalische Chemie des Protoplasten.	Unknown	Gebruder Borntraeger, Verlagsbuchhandlung Grosadmiral von Koester, Ufer 17, Berlin W 35, Germany.	Owner.
Unknown	Angewandte Botanik	Unknown	Gebruder Borntraeger, Verlagsbuchhandlung Grosadmiral von Koester, Ufer 17, Berlin W 35, Germany.	Owner.
Unknown	Kolloid Zeitschrift	Unknown	Theodor Steinkopff, Residenzstr. 32, Dresden-Blasewitz, Germany.	Owner.
Unknown	Kolloid Beihefte	Unknown	Theodor Steinkopff, Residenzstr. 32, Dresden—Blasewitz, Germany.	Owner.
Unknown	Brun's Beitrage zur Klinischen Chirurgie	Unknown	Urban & Schwarzenberg, Friedrichstr. 105 B, Berlin NW 7, Germany.	Owner.
Unknown	Medizinische Klinik	Unknown	Urban & Schwartzenberg, Friedrichstr. 105 B, Berlin NW 7, Germany.	Owner.
Unknown	Deutsche Entomologische Zeitschrift "Iris".	Unknown	R. Friedlander & Sohn, Karlstr. 11, Berlin NW 7, Germany.	Owner.
Unknown	Annales Mycologici editi in Notitiam scientine mycologicae universalis.	Unknown	R. Friedlander & Sohn, Karlstr. 11, Berlin NW 7, Germany.	Owner.
Unknown	Forschungsdienst	Unknown	J. Neumann, Hindenburgstr. 26/27, Neudamm, Germany.	Owner.
Unknown	Zeitschrift fur Schweinezucht, Schweinemast, und Schweinehaltung.	Unknown	J. Neumann, Hindenbergstr. 26/27, Neudamm, Germany.	Owner.
Unknown	Zeitschrift fur Weltforst wirtschaft	Unknown	J. Neumann, Hindenbergstr. 26/27, Neudamm, Germany.	Owner.

EXHIBIT A—Continued

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners or presumptive owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Annalen der Physik	Unknown	Johann Ambrosius Barth, Salomonstr. 18b, Leipzig C 1, Germany.	Owner.
Unknown	Zeitschrift fur technische Physik	Unknown	Johann Ambrosius Barth, Salomonstr. 18b, Leipzig C 1, Germany.	Owner.
Unknown	Zeitschrift fur Anorganische und Allgemeine Chimie.	Unknown	Johann Ambrosius Barth, Salomonstr. 18b, Leipzig C 1, Germany.	Owner.
Unknown	Journal fur Praktische Chemie	Unknown	Johann Ambrosius Barth, Salomonstr. 18b, Leipzig C 1, Germany.	Owner.
Unknown	Deutsche Zeitschrift fur Verdaungs-u. Stoibb Wechselkrankheiten.	Unknown	Johann Ambrosius Barth, Salomonstr. 18b, Leipzig C 1, Germany.	Owner.
Unknown	Die Ernahrung	Unknown	Johann Ambrosius Barth, Salomonstr. 18b, Leipzig C 1, Germany.	Owner.
Unknown	Archiv fur Schiffs u. Tropenhygiene (Deutsche Tropenmedizin. Zeitschrift).	Unknown	Johann Ambrosius Barth, Salomonstr. 18b, Leipzig C 1, Germany.	Owner.
Unknown	Zentralblatt fur Neurochirurgie	Unknown	Johann Ambrosius Barth, Salomonstr. 18b, Leipzig C 1, Germany.	Owner.
Unknown	Zentralblatt fur Chirurgie	Unknown	Johann Ambrosius Barth, Salomonstr. 18b, Leipzig C 1, Germany.	Owner.
Unknown	Beitrage Zur Physik der Freien Atmosphare	Unknown	Akademische Verlagsgesellschaft m. b. H., Sternwartenstr. 8, Leipzig C 1, Germany.	Owner.
Unknown	Beitrage Zur Angewandten Geophysik (Gerlands Beitrage Geophysik).	Unknown	Akademische Verlagsgesellschaft m. b. H., Sternwartenstr 8, Leipzig C 1, Germany.	Owner.
Unknown	Internationale Revue d. Ges. Hydrobiologie u. Hydrographie.	Unknown	Akademische Verlagsgesellschaft m. b. H., Sternwartenstr. 8, Leipzig C 1, Germany.	Owner.
Unknown	Beitrage zur Geophysik	Unknown	Akademische Verlagsgesellschaft m. b. H., Sternwartenstr 8, Leipzig C 1, Germany.	Owner.
Unknown	Hochfrequenztechnik und Elektroakustik	Unknown	Akademische Verlagsgesellschaft m. b. H., Sternwartenstr. 8, Leipzig C 1, Germany.	Owner.
Unknown	Biedermann's Zentralblatt fur Agrikulturchemie und rationellen Landwirtschaftsbetrieb. Abt. B. Die Tierernahrung.	Unknown	Akademische Verlagsgesellschaft m. b. H., Sternwartenstr. 8, Leipzig C 1, Germany.	Owner.
Unknown	Zeitschrift fur Veterinarkunde	Unknown	E. S. Mittler & Sohn, Kochstr. 68/71, Berlin SW 68, Germany.	Owner.
Unknown	Annalen der Hydrographie und Maritimen Meterologie.	Unknown	E. S. Mittler & Sohn, Kochstr. 68/71, Berlin SW 68, Germany.	Owner.
Unknown	Militarwirtschaftliche Rundschau	Unknown	E. S. Mittler & Sohn, Kochstr. 68/71, Berlin SW 68, Germany.	Owner.
Unknown	Wehrtechnische Monatshefte	Unknown	E. S. Mittler & Sohn, Kochstr. 68/71, Berlin SW 68, Germany.	Owner.
Unknown	Deutsche Luftwacht (Luftwehr & Luftwelt) & Luftwissen.	Unknown	E. S. Mittler & Sohn, Kochstr. 68/71, Berlin SW 68, Germany.	Owner.
Unknown	Die Panzertruppe	Unknown	E. S. Mittler & Sohn, Kochstr. 68/71, Berlin SW 68, Germany.	Owner.
Unknown	Militar Wochenblatt	Unknown	E. S. Mittler & Sohn, Kochstr. 68/71, Berlin SW 68, Germany.	Owner.
Unknown	Marine Rundschau	Unknown	Richard Schoetz, Wilhelmstr. 125, Berlin SW 68, Germany.	Owner.
Unknown	Berliner u. Munchener Tierarztliche Wochenschrift.	Unknown	Richard Schoetz, Wilhelmstr. 125, Berlin SW 68, Germany.	Owner.
Unknown	Zeitschrift fur Fleisch und Milch hygiene	Unknown	Richard Schoetz, Wilhelmstr. 125, Berlin SW 68, Germany.	Owner.
Unknown	Zeitschrift fur Infectionskrankheiten, Parasitare Krankheiten und Hygiene der Haustiere.	Unknown	Gustav Fischer, Jena, Germany	Owner.
Unknown	Archiv fur Protistenkunde	Unknown	Gustav Fischer, Jena, Germany	Owner.
Unknown	Flora oder allgemeine botanische Zeitung	Unknown	Gustav Fischer, Jena, Germany	Owner.
Unknown	Zentralblatt fur Bakteriologie Parasitenkunde und Infektionskrankheit Abt 1 Originale, Abt I Referate, Abt II.	Unknown	Gustav Fischer, Jena, Germany	Owner.
Unknown	Zeitschrift fur Immunitatsforschung und experimentale Therapie.	Unknown	Wilhelm Knapp, Riebeckplatz 4, Halle (Saale) 2, Germany.	Owner.
Unknown	Braunkohle	Unknown	Wilhelm Knapp, Riebeckplatz 4, Halle (Saale) 2, Germany.	Owner.
Unknown	Metall und Erz	Unknown	Wilhelm Knapp, Riebeckplatz 4, Halle (Saale) 2, Germany.	Owner.
Unknown	Das Braunkohlen—Archiv	Unknown	Wilhelm Knapp, Muhlweg 19, Halle (Saale) 1, Germany.	Owner.
Unknown	Staub	Unknown	Wilhelm Knapp, Muhlweg 19, Halle (Saale) 1, Germany.	Owner.
Unknown	Teer und Bitumen	Unknown	V. D. I.—Verlag, G. m. b. H., Dorotheenstr. 40, Berlin NW 7, Germany.	Owner.
Unknown	Zeitschrift fur angewandte Mathematik und Mechanik.	Unknown	V. D. I.—Verlag, G. m. b. H., Dorotheenstr. 40, Berlin NW 7, Germany.	Owner.
Unknown	Verein Deutscher Ingenieure Berlin. V. D. I. Jahrbuch "Die chronik der technik."	Unknown	V. D. I.—Verlag, G. m. b. H., Dorotheenstr. 40, Berlin NW 7, Germany.	Owner.
Unknown	Zeitschrift fur Metallkunde	Unknown	V. D. I.—Verlag, G. m. b. H., Dorotheenstr. 40, Berlin NW 7, Germany.	Owner.
Unknown	Zeitschrift fur die gesamte Kalte—Industrie	Unknown	V. D. I.—Verlag G. m. b. H., Dorotheenstr. 40, Berlin NW 7, Germany.	Owner.
Unknown	Archiv fur Waermewirtschaft und Dampfkesselwesen.	Unknown	V. D. I.—Verlag, G. m. b. H., Dorotheenstr. 40, Berlin NW 7, Germany.	Owner.
Unknown	Verein Deutscher Ingenieure, Zeitschrift	Unknown	V. D. I.—Verlag, G. m. b. H., Dorotheenstr. 40, Berlin NW 7, Germany.	Owner.
Unknown	Forschung auf dem Gebiete des Ingenieurwesens: B.	Unknown	V. D. I.—Verlag, G. m. b. H., Dorotheenstr. 40, Berlin NW 7, Germany.	Owner.
Unknown	Verfahrenstechnik	Unknown	Walter de Grunter & Co., Woyrschstr. 13, Berlin W 35, Germany.	Owner.
Unknown	Astronomischer Jahresbericht	Unknown	Walter de Grunter & Co., Woyrschstr. 13, Berlin W 35, Germany.	Owner.
Unknown	Zeitschrift fur auslandische offentliches Recht und Volkerrecht.	Unknown	Walter de Grunter & Co., Woyrschstr. 13, Berlin W 35, Germany.	Owner.
Unknown	Hoppe-Seyler's Zeitschrift fur Physiologische Chemie.	Unknown	J. F. Lehmann's Verlag, Paul-Hense-Str. 26, Munich 15, Germany.	Owner.
Unknown	Munchener Medir, Wochenschrift	Unknown	J. F. Lehmann's Verlag, Paul-Hense-Str. 26, Munich 15, Germany.	Owner.
Unknown	Kunststoffe	Unknown	J. F. Lehmann's Verlag, Paul-Hense-Str. 26, Munich 15, Germany.	Owner.
Unknown	Zeitschrift fur Biologie	Unknown	Weidmannsche Verlagsbuchhandlung, Zimmerstr. 94, Berlin SW 68, Germany.	Owner.
Unknown	Deutsche Wissenschaft, Erziehung, und Volksbildung.	Unknown	Weidmannsche Verlagsbuchhandlung, Zimmerstr. 94, Berlin SW 68, Germany.	Owner.
Unknown	F. T. M. (Funktechnische Monatshefte)	Unknown		

EXHIBIT A—Continued

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owner-sor presumptive owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Funk	Unknown	Weidmannsche Verlagsbuchhandlung, Zimmerstr. 94, Berlin SW 68, Germany.	Owner.
Unknown	Zeitschrift fur Geophysik	Unknown	Friedrich Vieweg & Sohn, Vor der Burg 18, Braunschweig, Germany.	Owner.
Unknown	Physikalische Berichte, Als Forsetzung der Fortschritte der Physik und des Halbmonatlichen Literaturverzeichnisses sowie der Beiblatter zu den Annalen der Physik.	Unknown	Friedrich Vieweg & Sohn-Vor der Burg 18, Braunschweig, Germany.	Owner.
Unknown	Meteorologische Zeitschrift: mit bioklimatische Beiblatter.	Unknown	Friedrich Vieweg & Sohn, Vor der Burg 18, Braunschweig, Germany.	Owner.
Unknown	Botanische Jahrbucher fur Systematik, Pflanzengeschichte und Pflanzen-Geographie.	Unknown	E. Schweitzerbart'sche Verlagsbuchhandlung Johannestrasse 3, Stuttgart W, Germany.	Owner.
Unknown	Archiv fur Hydrobiologie	Unknown	E. Schweitzerbart'sche Verlagsbuchhandlung (Erwin Nagele) Johannestrasse 3, Stuttgart W, Germany.	Owner.
Unknown	Europaischer Fernsprechdienst	Unknown	Europaischer Fernsprechdienst G. m. b. H., Charlottenburg 9, Rognitzstrasse 8, Berlin, Germany.	Owner.
Unknown	Fernseh A. G. Hausmitteilungen T. F. T Telegraphen, Fernsprech, Funk, und Fernseh Technik.	Unknown	Richard Dietze, Wichmannstrasse 5, Berlin W 62, Germany.	Owner.
Unknown	Elektrictatswirtschaft	Unknown	Franckh'sche Verlagshandlung W. Keller & Co., Abt Berlin, Lutzowplatz 1, Berlin W 62, Germany.	Owner.
Unknown	Das Licht Zts & Prakt. Leucht	Unknown	Franckh'sche Verlagshandlung W. Keller & Co., Abt Berlin, Lutzowplatz 1, Berlin W 62, Germany.	Owner.
Unknown	Automobiltechnische Zeitschrift	Unknown	Franckh'sche Verlagshandlung, M. Keller & Co., Pfizerstr. 5/7, Stuttgart O, Germany.	Owner.
Unknown	Archiv fur Hygiene und Bakteriologie	Unknown	R. Oldenbourg, Schliessfach 31, Munich 1, Germany.	Owner.
Unknown	GMF. Das Gas und Wasserfach	Unknown	R. Oldenbourg, Schliessfach 31, Munich 1, Germany.	Owner.
Unknown	Wasserkraft und Wasserwirtschaft	Unknown	R. Oldenbourg, Schliessfash 31, Munich 1, Germany.	Owner.
Unknown	U. T. M. Archiv fur Technisches Messen	Unknown	R. Oldenbourg, Schliessfach 31, Munich 1, Germany.	Owner.
Unknown	Gesundheits-Ingenieur	Unknown	R. Oldenbourg, Schliessfach 31, Munich 1, Germany.	Owner.
Unknown	Luftfahrtforschung	Unknown	R. Oldenbourg, Schliessfach 31, Munich 1, Germany.	Owner.
Unknown	Zeitschrift fur Fernmeldetechnik, Werk- und Geratebau.	Unknown	R. Oldenbourg, Schliessfach 31, Munich 1, Germany.	Owner.
Unknown	Gummi-Zeitung	Unknown	Union Deutsche Verlagsgesellschaft, Roth & Co., Alexandrinenstr. 108, Berlin SW 68, Germany.	Owner.
Unknown	T. Z. fur Praktische Metallbearbeitung	Unknown	Union Deutsche Verlagsgesellschaft, Roth & Co., Alexandrinenstr. 108, Berlin SW 68, Germany.	Owner.
Unknown	Stein-Industrie und Stein-Strassenbau	Unknown	Union Deutsche Verlagsgesellschaft, Roth & Co., Alexandrinenstr. 108, Berlin SW 68, Germany.	Owner.
Unknown	Oel und Kohle	Unknown	Union Deutsche Verlagsgesellschaft, Roth & Co. Alexandrinenstr. 108, Berlin SW 68, Germany.	Owner.
Unknown	Farben-Zeitung	Unknown	Union Deutsche Verlagsgesellschaft, Roth & Co., Alexandrinenstr. 108, Berlin SW 68, Germany.	Owner.
Unknown	Licht und Lampe	Unknown	Union Deutsche Verlagsgesellschaft, Roth & Co., Alexandrinenstr. 108, Berlin SW 68, Germany.	Owner.
Unknown	Forstarchiv	Unknown	M. & H. Schaper, Marienstrasse 8, Hannover, Germany.	Owner.
Unknown	Deutsche Land wirtschaftliche Tierzucht	Unknown	M. & H. Schaper Verlag, Marienstrasse 8, Hannover, Germany.	Owner.
Unknown	Zuckerrubau	Unknown	M. & H. Schaper, Marienstrasse 8, Hannover, Germany.	Owner.
Unknown	Milchwirtschaftliches Zentralblatt	Unknown	M. & H. Schaper, Marienstrasse 8, Hannover, Germany.	Owner.
Unknown	Deutsche Tierarztliche Wochenschrift	Unknown	M. & H. Schaper, Marienstrasse 8, Hannover, Germany.	Owner.
Unknown	Deutsche Landwirtschaftliche Presse	Unknown	Paul Paren, Hedemannstr. 28/29, Berlin SW 11, Germany.	Owner.
Unknown	Phytopathologische Zeitschrift	Unknown	Paul Paren, Hedemannstr. 28/29, Berlin SW 11, Germany.	Owner.
Unknown	Die Betonstrasse	Unknown	Bau-Verlag Rudolph Schirmer, Charlottenstr. 6, Berlin SW 68, Germany.	Owner.
Unknown	Bauwelt	Unknown	Bauwelt-Verlag Rudolph Schirmer, Charlottenstr. 6, Berlin SW 68, Germany.	Owner.
Unknown	Zement	Unknown	Bau-Verlag Rudolph Schirmer, Charlottenstr. 6, Berlin SW 68, Germany.	Owner.
Unknown	Holz Als Roh und Werkstoff	Unknown	Julius Springer, Linkstrasse 22/24, Berlin W 9, Germany.	Owner.
Unknown	Pflueger's Archiv fur die Gesamte Physiologie des Menschen und der Tiere.	Unknown	Julius Springer, Linkstrasse 22/24, Berlin W 9, Germany.	Owner.
Unknown	Naturwissen-schaften, Die	Unknown	Julius Springer, Linkstrasse 22/24, Berlin W 9, Germany.	Owner.
Unknown	Bautingenieur	Unknown	Julius Springer, Linkstrasse 22/24, Berlin W 9, Germany.	Owner.
Unknown	Archiv fur Elektrotechnik	Unknown	Julius Springer, Linkstrasse 22/24, Berlin W 9, Germany.	Owner.
Unknown	Mitteilungen aus dem Kaiser, Wilhelm Institut fur Eisenforsehung zu Dusseldorf.	Unknown	Verlag Stahleisen m. b. H., Ludwig-Knickmannstr. 27, Dusseldorf, Germany.	Owner.
Unknown	E. T. Z. Elektrotechnische Zeitschrift	Unknown	Julius Springer, Linkstrasse 22/24, Berlin W 9, Germany.	Owner.
Unknown	Elektrische Nachrichtentechnik	Unknown	Julius Springer, Linkstrasse 22/24, Berlin W 9, Germany.	Owner.
Unknown	Archiv fur Eisenbahnwesen	Unknown	Julius Springer, Linkstrasse 22/24, Berlin, W 9, Germany.	Owner.
Unknown	Zentralblatt fur Bauverwaltung	Unknown	Wilhelm Ernst & Sohn, Rothenerstrasse 38, Berlin W 9, Germany.	Owner.
Unknown	Bautechnik, Die	Unknown	Wilhelm Ernst & Sohn, Rothenerstrasse 38, Berlin W 9, Germany.	Owner.

EXHIBIT A—Continued

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners or presumptive owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Bautenschutz, Der	Unknown	Wilhelm Ernst & Sohn, Rothenerstrasse 38, Berlin W 9, Germany.	Owner.
Unknown	Nazionalsozialistische Landpost	Unknown	Reichsnahrstand Verlagsgesellschaft m. b. H., Linienstr. 139/140, Berlin N 4, Germany.	Owner.
Unknown	Verkundungsblatt D. Reichsnahrstandes	Unknown	Reichsnahrstand Verlagsgesellschaft m. b. H., Linienstr. 139/140, Berlin N 4, Germany.	Owner.
Unknown	Futterbau und Garfutterbereitung	Unknown	Reichsnahrstand Verlagsgesellschaft m. b. H., Linienstr. 139/140, Berlin N 4, Germany.	Owner.
Unknown	Mitteilungen fur die Landwirtschaft	Unknown	Reichsnahrstand m. b. H., Linienstr. 139/140, Berlin N 4, Germany.	Owner.
Unknown	Archiv fur die Eisenhuttenwesen	Unknown	Verlag Stahleisen m. b. H., Ludwig-Knickmannstr. 27, Dusseldorf, Germany.	Owner.
Unknown	Stahl und Eisen	Unknown	Verlag Stahleisen m. b. H., Ludwig-Knickmannstr. 27, Dusseldorf, Germany.	Owner.
Unknown	Archiv fur die Pharmacie und Berichte der Deutschen Pharmazeutischen Gesellschaft.	Unknown	Verlag Chemie G. m. b. H., Corneliusstr. 3, Berlin W 35, Germany.	Owner.
Unknown	Korrosion und Metallschutz	Unknown	Verlag Chemie G. m. b. H., Corneliusstr. 3, Berlin W 35, Germany.	Owner.
Unknown	Vereins Mitteleuropaischer Eisenbahnverwaltungen, Zeitung.	Unknown	Verlag der Zeitung des Vereins Mitteleuropaischer Eisenbahnverwaltung, Rothenerstr. 28-29, Berlin W 9, Germany	Owner.
Unknown	Feinmechanik und Prazision	Unknown	C. F. Winter'sche Verlagsbuchhandlung (Inh. E. v. Molnar), Seeburgstrasse 57, Leipzig C 1, Germany.	Owner.
Unknown	Zeitschrift der Wirtschaftsgruppe Zuckerindustrie.	Unknown	Verlagsabteilung der Wirtschaftsgruppe Zucker-Industrie, Berlin-Charlottenburg 2, Germany.	Owner.
Unknown	Deutsche Zucker-industrie, Die	Unknown	Die Deutsche Zucker-Industrie Dr. Bartons & Co. K.-G. Ansbacherstr. 28, Berlin W 50, Germany.	Owner.
Unknown	Tierarztliche Rundschau	Unknown	Gebruder Bischoff, Wilhelmstrasse 4 (Bz. Potsdam), Wittenberge, Germany.	Owner.
Unknown	Wiener Tierarztliche Monatschrift	Unknown	Urban & Schwarzenburg, Frankgasse 4, Vienna 9, Germany.	Owner.
Unknown	Deutscher Bergbau	Unknown	Verlag der Deutschen Arbeitsfront G. m. b. H., Markischer Platz 1, Berlin C 2, Germany.	Owner.
Unknown	Reichsgesundheitsblatt	Unknown	Reichsverlagsamt, Scharnhorststr. 4, Berlin NW 40, Germany.	Owner.
Unknown	Astronomische Nachrichten	Unknown	Astronomisches Recheninstitut, Altensteinstr. 40, Berlin-Dahlem, Germany.	Owner.
Unknown	Strasse, Die	Unknown	Volk und Reich Verlag, Potsdamerstr. 8, Berlin W 9, Germany.	Owner.
Unknown	Telegraphen-Praxis	Unknown	Franz Westphal Verlag, Wolfshagen-Scharbeutz, Germany. (Lubecker Bucht).	Owner.
Unknown	Tonindustrie Zeitung	Unknown	Chemisches Laboratorium fur Tonindustrie und Tonindustrie-Zeitung Prof. Dr. H. Seger & E. Cramer Kom.-Ges., Dreyseistr. 4, Berlin NW 21, Germany.	Owner.
Unknown	Holztechnik	Unknown	Mainzer Verlagsanstalt- und Druckerei Will & Rothe K.-G., Gr. Bleiche 46/48, Mainz, Germany.	Owner.
Unknown	A. E. G. Mitteilungen	Unknown	Druckerei und Verlagsanstalt Norden G. m. b. H., Schlegelstr. 26/27, Berlin N 4, Germany.	Owner.
Unknown	Feuerschutz	Unknown	Edm. Stein & Co. Verlag, Kaiser Wilhelmstr. 53, Potsdam, Germany.	Owner.
Unknown	Elektrotechnik und Maschinbau	Unknown	ETZ-Verlag G. m. b. H., Bismarckstr. 33, Berlin-Charlottenburg 4, Germany.	Owner.
Unknown	Zeitschrift fur Induktive Abstammungs- und Vererbungslehre.	Unknown	Oesbender Borntrager Verlagsbuchhandlung, Grosadmiral von Koester-Ufer 17, Berlin W 35, Germany.	Owner.
Unknown	Koloniale Rundschau	Unknown	Bibliographisches Institut A. G., Taubchenweg 17, Leipzig C 1, Germany.	Owner.
Unknown	Strassenban, Der	Unknown	Martin Boerner, Zietenstr. 21, Halle (Saale) 1, Germany.	Owner.
Unknown	Schiffbau, Schiffahrt und Hafenbau	Unknown	Deutsche Verlagswerke Strauss, Better & Co., Neuenburger Str. 8, Berlin SW 68, Germany.	Owner.
Unknown	Farbe und Lack	Unknown	Curt R. Vincentz, Am Schiffgraben 41, Hannover, Germany.	Owner.
Unknown	Die Kranke Pflanze	Unknown	M. Dittert & Co., Pfotenhauerstr. 28/30, Dresden A (or V) 16, Germany.	Owner.
Unknown	Deutsche Heilpflanze, Die	Unknown	E. F. Kellers Wwe, Stollberg (Erzgeb.), Germany.	Owner.
Unknown	Ernahrung der Pflanze, Die	Unknown	Verlagsabteilung des Deutschen Kalisyndikats G. m. b. H., Dessauer Str. 28/31, Berlin SW 11, Germany.	Owner.
Unknown	Brennstoff Chemie	Unknown	W. Girardet, Gerswidastr. 2, Essen 1, Germany.	Owner.
Unknown	Deutsche Medizinische Wochenschrift	Unknown	Georg Thieme, Rossplatz 12, Leipzig C 1, Germany.	Owner.
Unknown	Zellstoff und Papier	Unknown	Papier Zeitung Rudolf. Muller & Co. R. G., Berlin W 50, Germany.	Owner.
Unknown	Zeitschrift fur analytische Chemie	Unknown	J. F. Bergmann, Tregerstr. 26, Munich 27, Germany.	Owner.
Unknown	Chemiker Zeitung	Unknown	Otto von Hakm, Rothen, Germany	Owner.
Unknown	Zeitschrift fur Pflanzenkrankheiten, Pflanzenpathologie und Pflanzenschutz.	Unknown	Eugen Ulmer, Olgastr. 83, Stuttgart S. Germany.	Owner.
Unknown	Astronomische Gesellschaft Vierteljahrsschrift.	Unknown	Poeschel & Trepte, Seeburgster. 57, Leipzig C 1, Germany.	Owner.
Unknown	Artilleristische Rundschau	Unknown	Barbara—Verlag Hugo Meller, Mullerstr. 22, Munich 5, Germany.	Owner.
Unknown	Hedwigia	Unknown	C. Heinrich, Meissnergasse 4, Dresden N 6, Kl., Germany.	Owner.
Unknown	Zeitschrift fur Orthopadie und ihre Grenzengebiete.	Unknown	Ferdinand Enke, Hasenbergsteige 3, Stuttgart W, Germany.	Owner.
Unknown	Aluminium	Unknown	Aluminium-Zentrale G. m. b. H., Abt. Verlag, Budapester Str. 53, Berlin W 50, Germany.	Owner.
Unknown	Metallwirtschaft, Metallwissenschaft, Metalltechnik.	Unknown	NEM Verlag und Buchvertrieb Dr. Georg Luttke, Kluckstr. 21, Berlin W 35, Germany.	Owner.

EXHIBIT A—Continued

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners or presumptive owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Beton und Eisen	Unknown	Wilhelm Ernst & Sohn, Rothenerstr. 38, Berlin W 9, Germany.	Owner.
Unknown	Nitrocellulose	Unknown	Wilhelm Hansegrau, Bartsr. 28, Berlin-Wilmersdorf, Germany.	Owner.
Unknown	Militarwissenschaftliche, Mitteilungen	Unknown	Militarwissenschaftliche Mitteilungen Liebigasse 6, Vienna I, Germany.	Owner.
Unknown	Berlin Institut fur Konjunkturforschung, Wochenbericht.	Unknown	Hanseatische Verlagsanstalt, A.-G., Hamburg 36, Germany.	Owner.
Unknown	Bibliographischer Monatsbericht uber Neuerschienene Schul- und Universitats-Schriften.	Unknown	Buchhdlg Gustav Fock, G. m. b. H., Sternwartenstr. 8, Leipzig C 1, Germany.	Owner.
Unknown	Deutsche Nationalbibliographie, Reihe A. Neuerscheinungen Ausserhalb des Buchhandels.	Unknown	Verlag des Borsenvereins der Deutschen Buchhandler zu Leipzig, Postschleissfach 274/75, Leipzig C 1, Germany.	Owner.
Unknown	Patent Blatt Ausg. C	Unknown	Carl Heygmanns Verlag, Mauerstr. 41, Berlin W 8, Germany.	Owner.
Unknown	Fette und Seifen	Unknown	Industrieverlag von Hernhausen R.-G., Lietzenburger Str., 39, Berlin W 15, Germany.	Owner.
Unknown	Zeitschrift fur die gesamte schiess und Sprengstoffwesen.	Unknown	Dr. Aug. Schrimpff, Koniginstr. 11, Munich 22, Germany.	Owner.
Unknown	Melliand Textilberichte	Unknown	Melliand Textilberichte, Wredeplatz 3, Heidelberg, Germany.	Owner.
Unknown	Sicene: Illustrierte Zeitschrift	Unknown	Deutscher Verlag, Kochstr. 22/26, Berlin SW 68, Germany.	Owner.
Unknown	Die Gasmaske	Unknown	Auergesellschaft A. G., Friederich-Krause-Ufer 24, Berlin N 65, Germany.	Owner.
Unknown	Zeitschrift fur de Neeresverwaltung	Unknown	Wehrmacht Presse-Verlag Reif & Co., Zimmerstr. 35, Berlin SW 68, Germany.	Owner.
Unknown	Deutsche Wehr	Unknown	Gerhard Stalling A. G. Ritterstr. 2/4, Oldenburg (Old.), Germany.	Owner.
Unknown	Uniformen Markt	Unknown	Otto Dietrich, Zimmerstr. 72/74, Berlin SW 68, Germany.	Owner.
Unknown	Allgemeine Vermessungs-nachrichten	Unknown	Herbert Wichmann, Konigsallee 21, Berlin-Grunewald, Germany.	Owner.
Unknown	Mitteilungen d Deut. Dendrologischen Gesellschaft.	Unknown	Deutsche Dendrologische, Gesellschaft E. V. Sitz Berlin, Geschaftsstelle Seeckstr. 31, Dortmund, Germany.	Owner.
Unknown	Kriminalistik	Unknown	Kriminal-Wissenschaft und Praxis Verlag, Schweder Str. 2/3, Berlin N 54, Germany.	Owner.
Unknown	Der Adler	Unknown	Walter Klemm, Fuhrmannsgasse 18a, Vienna 65, Germany.	Owner.
Unknown	Telefunken	Unknown	Telefunken-Gesellschaft m. b. H. (Literarisches Buro), Hallesches Ufer 30, Berlin SW 11, Germany.	Owner.
Unknown	Strahlenschutz	Unknown	Knorr u. Hirth Kom-Ges., Sendlinger Str. 80, Munich, Germany.	Owner.
Unknown	Woche	Unknown	August Scherl Nachf., Zimmerstr. 35/41, Berlin SW 68, Germany.	Owner.
Unknown	Illustrierte Zeitung (Leipzig)	Unknown	J. J. Weber, Rendnitzer Str. 1/7, Leipzig C 1, Germany.	Owner.
Unknown	Flugsport	Unknown	"Flugsport" Oskar Ursinus, Hindenburgplatz 8, Frankfurt (Main) 17, Germany.	Owner.
Unknown	Der Flugfunker	Unknown	Albert Limbach, Rauchstrasse 8, Berlin W 35, Germany.	Owner.
Unknown	Verkehrstechnik	Unknown	Verkehrstechnik Verlag, Charlottenstr. 6, Berlin SW 68, Germany.	Owner.
Unknown	Stadtereinigung	Unknown	Buchdruckerei u. Verlagsanstalt Mellmann & Co., Feudingen (Kr. Wittgenstein), Germany.	Owner.
Unknown	Wissenschaftliche Veroffentlichungen aus dem Siemens-Konzern	Unknown	Siemens-Schuckertwerke A. G. Siemenstadt, Berlin, Germany.	Owner.
Unknown	Glückauf	Unknown	Verlag Glückauf G. m. b. H., Huyssenallee 100, Essen, Germany.	Owner.
Unknown	Gasschutz und Luftschutz	Unknown	Verlag Gasschutz und Luftschutz, Dr. Ebeling Kommanditges, Kaiserdamm 17, Charlottenburg 5, Berlin, Germany.	Owner.
Unknown	Gasschutz, Der	Unknown	Robert Keller, Linke Wienzeile 10, Vienna 6, Germany.	Owner.
Unknown	Seifensiederzeitung	Unknown	Verlag fur Chemische, Industrie H. Ziolkowski, Maximilienstr. 42, Postfach 99, Augsburg 2, Germany.	Owner.
Unknown	Asphalt und Teerindustrie-Zeitung	Unknown	Allg. Industrie-Verlag Knorre & Co., R.-G. Ritterstr. 62, Berlin SW 68, Germany.	Owner.
Unknown	Wirtschaft und Statistik	Unknown	Verlag fur Sozialpolitik, Wirtschaft, und Statistik, Paul Schmidt, Wilhelmstr. 42, Berlin SW 68, Germany.	Owner.
Unknown	Die Kriegsmarine	Unknown	Heinrich Beenken, Marine-Verlag Wallstr. 17/18, Berlin C 2, Germany.	Owner.
Unknown	Die Wehrmacht	Unknown	Verlag "Die Wehrmacht" G. m. b. H., Kronenstr. 36/37, Berlin W 8, Germany.	Owner.
Unknown	Allgemeine Forst- u. Jagdzeitung	Unknown	V. I. D. Sauerlanders, Verlag, Finkenhofstr. 21, Frankfurt (Main) 1, Germany.	Owner.
Unknown	Technisches Gemeindeblatt	Unknown	Albert Rauck & Co., Mauerstr. 44, Berlin W 8, Germany.	Owner.
Unknown	Wasser und Abwasser	Unknown	Albert Rauck & Co., Mauerstr. 44, Berlin W 8, Germany.	Owner.
Unknown	Werkzeugmaschine, Die	Unknown	Albert Rauck & Co., Mauerstr. 44, Berlin W 8, Germany.	Owner.
Unknown	Archiv fur Kriminologie	Unknown	F. C. W. Vogel, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Deutsche Zeitschrift fur Chirurgie	Unknown	F. C. W. Vogel, Linkstr. 22/24, Berlin W 9, Germany.	Owner.
Unknown	Papierfabrikant	Unknown	Otto Elsner, Verlagsgesellschaft, Oranienstr. 140/42, Berlin SW 68, Germany.	Owner.
Unknown	Cellulosechemie	Unknown	Otto Elsner, Verlagsgesellschaft, Oranienstr. 140/42, Berlin SW 68, Germany.	Owner.
Unknown	Physikalische Zeitschrift	Unknown	S. Hirzel, Konigstr. 2, Leipzig C-1, Germany.	Owner.
Unknown	Akustische Zeitschrift	Unknown	S. Hirzel, Konigstr. 2, Leipzig C-1, Germany.	Owner.
Unknown	Schwarze Korps	Unknown	Franz Eher Nachf., G. m. b. H., Zimmerstr. 88/91, Berlin SW 68, Germany.	Owner.

EXHIBIT A—Continued

EXHIBIT A—Continued

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners or presumptive owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Der Vierjahresplan	Unknown	Franz Eher Nach f., G. m. b. H., Zimmerstr. 88/91, Berlin SW 68, Germany.	Owner.
Unknown	Zeitschrift für Klinische Medizin	Unknown (periodical publication)	Julius Springer of Berlin W 9, Germany	Owner.
Unknown	Zeitschrift für Zellforschung und Mikroskopische Anatomie, Abt. B. Chromosoma.	Unknown (periodical publication)	Julius Springer of Berlin W 9, Germany	Owner.
Unknown	Zentralblatt für Allgemeine Pathologie und Pathologische Anatomie.	Unknown (periodical publication)	Gustav Fischer of Jena, Germany	Owner.
Unkpown	Zentralblatt für Gynakologie	Uknown (periodical publication)	Johann Ambrosius, Barth of Leipzig C 1, Germany.	Owner.
Unknown	Zoologischer Anzeiger	Unknown (periodical publication)	Akademische Verlagsgesellschaft m. b. H. of Leipzig C 1, Germany.	Owner.
Unknown	Klepzig's Textilzeitschrift	Unknown (periodical publication)	L. A. Klepzig, Leipzig, Germany (nationality: German).	Owner.
Unknown	Technik in der Landwirtschaft	Unknown (periodical publication)	V. D. I.-Verlag, G. m. b. H., Berlin, Germany (nationality: German).	Owner.
Unknown	Zeitschrift f. tierzuchtung und Zuchtungsbiologie.	Unknown (periodical publication)	Paul. Paren, Berlin, Germany (nationality: German).	Owner.
Unknown	Zeitschrift fuer wissenschaftliche Mikroskopie und fuer Mikroskopische Technik.	Unknown (periodical publication)	S. Hirzel, Leipzig, Germany (nationality: German).	Owner.
Unknown	Zellwolle und Kunstseide	Unknown (periodical publication)	Industrie Verlag von Hernhaussen K.-G., Berlin, Germany (nationality: German).	Owner.
Unknown	Zentralblatt f. mathematik u. ihre Grenzgebiete.	Unknown (periodical publication)	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown	Staub	Unknown (periodical publication)	Wilhelm Knapp, Muhlweg 19, Halle (Saale) I, Germany (Nationality: German).	Owner.
Unknown	Deutscher Drucker	Unknown (periodical publication)	Ernst Hollme, Yorckstrasse 84d, Berlin SW61, Germany (Nationality: German).	Owner.
Unknown	Internationaler Getreidemarkt	Unknown (periodical publication)	Reichsnahrstand Verlag-Gesellschaft, Linienstrasse 139-140, Berlin N4, Germany (Nationality: German).	Owner.
Unknown	Kali. Verwandte Salze und Erdol	Unknown (periodical publication)	Wilhelm Knapp, Muhlweg 19, Halle (Saale), Germany (Nationality: German).	Owner.
Unknown	Kleine Mitteilungen fur die Mitglieder des Vereins fur Wasser und Lufthygiene.	Unknown (periodical publication)	Herausgegeben in der Reichsanstalt fur wasser- und Luftgute in Berlin-Dahlem Corrensplatz 1, Berlin, Germany (Nationality: German).	Owner.
Unknown	Dechema-werkstoffbericht	Unknown (periodical publication)	Verlag Chemie G. m. b. H., Berlin, Germany (nationality: German).	Owner.
Unknown	Zeitschrift fur die gesamte neurologie und psychiatrie.	Unknown (periodical publication)	Julius Springer, Berlin W 9, Germany, (nationality: German).	Owner.
Unknown	Archiv f. d. gesamte virusforsehung	Unknown (periodical publication)	Julius Springer, Vienna, Germany, (nationality: German).	Owner.
Unknown	Chemische technik	Unknown (periodical publication)	Verlag Chemie, G. m. b. H., Berlin, Germany (nationality: German).	Owner.
Unknown	Chemisches Zentralblatt 5 year index (1935-39).	Unknown (periodical publication)	Verlag Chemie, G. m. b. H., Berlin, Germany (nationality: German).	Owner.
Unknown	Chromosoma	Unknown (periodical publication)	Julius Springer, Berlin, Germany, (nationality: German).	Owner.
Unknown	Deutsche Faerber-Zeitung	Unknown (periodical publication)	H. Krumbhaar, Liegnitz, Germany (nationality: German).	Owner.
Unknown	Deutsche math. verein. Jahresberichte	Unknown (periodical publication)	B. G. Teubner, Leipzig, Germany (nationality: German).	Owner.
Unknown	Erganzungshefte zur medizinischen Klinik	Unknown (periodical publication)	Urban und Schwarzenberg, Berlin, Germany (nationality: German).	Owner.
Unknown	Gisserei	Unknown (periodical publication)	Giesserei Verlag, G. m. b. H., Munich, Germany (nationality: German).	Owner.
Unknown	GWF; das Gas-und Wasserfach	Unknown (periodical publication)	R. Oldenbourg, Munich, Germany (nationality: German).	Owner.
Unknown	Klepzig's Textil-Industrie	Unknown (periodical publication)	L. A. Klepzig, Leipzig, Germany (nationality: German).	Owner.
Unknown	Molkerei-zeitung	Unknown (periodical publication)	Molkerei-Zeitung Komm.-Ges. Hildesheim, Germany (nationality: German).	Owner.
Unknown	Monatsschrift Fur Textil-industrie	Unknown (periodical publication)	Theodor Martius Textilverlag, Leipzig, Germany (nationality: German).	Owner.
Unknown	Deutsche Botanische Gesellschaft. Berichte.	Unknown (periodical publication)	Gustav Fischer, Jena, Germany (nationality: German).	Owner.
Unknown	Deutsches Archiv fur Klinische Medizin	Unknown (periodical publication)	F. C. W. Vogel, Berlin, Germany (nationality: German).	Owner.
Unknown	Zeitschrift fur die Gesamte Experimentelle Medizin.	Unknown (periodical publication)	Julius Springer, Berlin W 9, Germany (nationality: German).	Owner.
Unknown	Archiv fur Experimentelle Zellforschung	Unknown (periodical publication)	Gustav Fischer, Jena, Germany (nationality: German).	Owner.
Unknown	Berichte uber die Gesamte Physiologie. (Berichte uber die Gesamte Biologie, Abt. B).	Unknown (periodical publication)	Julius Springer, Berlin W 9, Germany (nationality: German).	Owner.
Unknown	Biologisches Zentralblatt	Unknown (periodical publication)	Georg Thieme, Leipzig C 1, Germany (nationality: German).	Owner.
Unknown	Folia Haematologica	Unknown (periodical publication)	Akademische Verlagsgesellschaft m. b. H., Leipzig C 1, Germany (nationality: German).	Owner.
Unknown	Endokrinologie	Unknown (periodical publication)	Johann Ambrosius Barth, Leipzig C 1, Germany (nationality: German).	Owner.
Unknown	Archiv fur die Gesamte Psychologie (Deutsche Gesellschaft fur Psychologie).	Unknown (periodical publication)	Akademische Verlagsgesellschaft m. b. H. of Leipzig C 1, Germany (nationality: German).	Owner.
Unknown	Archiv fur Gynakologie. (Deutsche Gesellschaft fur Gynakologie).	Unknown (periodical publication)	Julius Springer, Berlin W 9, Germany (nationality: German).	Owner
Unknown	Jahresbericht der Deutschen Mathematiker-Vereinigung.	Unknown (periodical publication)	B. G. Teubner, Leipzig C 1, Germany (nationality: German).	Owner
Unknown	Ergebnisse der physiologie	Unknown (periodical publication)	J. F. Bergmann, Munich, Germany (nationality: German).	Owner.
Unknown	Geologisches Zentralblatt Abt. A. Geologie. Abt. B. Palaeontologie.	Unknown (periodical publication)	Gebruder Borntraeger, Berlin W 35, Germany (nationality: German).	Owner.
Unknown	Jahrbuch uber die Fortschritte der Mathematik. (Preussische Akademie der Wissenschaften).	Unknown (periodical publication)	Walter de Gruyter & Co., Berlin W 35, Germany (nationality: German).	Owner.
Unknown	Metallwarenindustrie und Galvano-Technik.	Unknown (periodical publication)	F. Ernst Steiger, Blumenstrasse 10, Leipzig N 22, Germany (nationality: German).	Owner.

EXHIBIT A—Continued

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners or presumptive owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Der Nervenarzt	Unknown (periodical publication)	Julius Springer, Linkstrasse 22/24, Berlin W 9, Germany (nationality: German).	Owner.
Unknown	Gas und Elektrowarme. Dusseldorf	Unknown (periodical publication)	Droste Verlag und Druckerei K. G., Dusseldorf, Germany (nationality: German).	Owner.
Unknown	Wilhelm Roux' Archiv fur Entwicklungsmechanik der Organismen	Unknown (periodical publication)	Julius Springer, Linkstrasse 22/24, Berlin W 9, Germany (nationality: German).	Owner.
Unknown	Weidewirtschaft und flutterbau Hanover	Unknown (periodical publication)	Mittshaper, Hanover, Germany (nationality: German).	Owner.
Unknown	Deutsche Keramische Gesellschaft. Berichte.	Unknown (periodical publication)	Verlag der Deutschen Keramischen Gesellschaft, Wegelystrasse 1, Berlin NW 87, Germany (nationality: German).	Owner.
Unknown	Glastechnische berichte	Unknown (periodical publication)	Deutsche Glastechnische Gesellschaft, Gutleutstrasse 91, Frankfort a. Main, Germany (nationality: German).	Owner.
Unknown	Ingenieur-archiv	Unknown (periodical publication)	Julius Springer, Linkstrasse 22, Berlin W9, Germany (nationality: German).	Owner.
Unknown	Archiv für Technisches Messen	Unknown (periodical publication)	R. Oldenbourg, Schliessfach 21, Munich 1, Germany (nationality: German).	Owner.
Unknown	Ergebnisse der Exakten Naturwissenschaften.	Unknown (periodical publication)	Julius Springer, Linkstr. 22/24, Berlin W9, Germany (nationality: German).	Owner.
Unknown	Jahrbuch der Aegforschung	Unknown (periodical publication)	Julius Springer, Linkstr. 22/24, Berlin W9, Germany (nationality: German).	Owner.
Unknown	Beitrage zur Pathologischen Anatomie und zur Allgemeinen Pathologie.	Unknown (periodical publication)	Gustav Fischer, Jena, Germany, (nationality: German).	Owner.
Unknown	Botanisches Zentralblatt (Deutsche Botanische Gesellschaft).	Unknown (periodical publication)	Gustav Fischer, Jena, Germany (nationality: German).	Owner.
Unknown	Jahrbucher fur Wissenschaftliche Botanik	Unknown (periodical publication)	Gebruder Borntraeger, Berlin W 35, Germany (nationality: German).	Owner.
Unknown	Monatshefte fur Mathematik und Physik	Unknown (periodical publication)	Akademische Verlagsgesellschaft m. b. H., Leipzig C 1, Germany (nationality: German).	Owner.
Unknown	Zeitschrift fur Botanik	Unknown (periodical publication)	Gustav Fischer, Jena, Germany (nationality: German).	Owner.
Unknown	Allgemeine reitschrift f. psychiatrie u. ihre grenzgebiete.	Unknown (periodical publication)	Walter de Gruyter, Berlin W 35, Germany (nationality: German).	Owner.
Unknown	Arbeiten a. d. biologischen reichsanstalt f. land-und forstwirtschaft.	Unknown (periodical publication)	Paul Parey Berlin SW 11, Germany (nationality: German).	Owner.
Unknown	Archiv f. bienenkunde	Unknown (periodical publication)	Archiv f. bienenkunde, Berlin-Zehlendorf, Germany (nationality German).	Owner.
Unknown	Auszuge a. d. patentschriften	Unknown (periodical publication)	Carl Heymanns Verlag, Berlin W 8, Germany (nationality: German).	Owner.
Unknown	Blatt f. patent, muster u. zeichenwesen	Unknown (periodical publication)	Carl Heymanns Verlag, Berlin W 8, Germany (nationality: German).	Owner.
Unknown	Deutsches tuberkulose-blatt	Unknown (periodical publication)	Georg Thieme, Leipzig, C 1, Germany (nationality: German).	Owner.
Unknown	Elektrotechnische berichte	Unknown (periodical publication)	Julius Springer, Berlin W 9, Germany (nationality: German).	Owner.
Unknown	German. Laws, statutes, etc. Reichsgesetzblatt.	Unknown (periodical publication)	Reichsverlagsamt, Berlin NW 40, Germany (nationality: German).	Owner.
Unknown	Gesellschaft naturforschender freunde, Berlin. Sitzungsberichte.	Unknown (periodical publication)	Kommission bei Natura, Berlin NW, Germany (nationality: German).	Owner.
Unknown	Land und frau	Unknown (periodical publication)	Paul Parey, Berlin SW 11, Germany (nationality: German).	Owner.
Unknown	Lilienthal-gesellschaft f. luftfahrtforschung. Preisausschrieben.	Unknown (periodical publication)	E. S. Mittler & Sohn, Berlin SW 68, Germany (nationality: German).	Owner.
Unknown	Marktbericht d. reichsnahrstandes: Ausg. A-H.	Unknown (periodical publication)	Reichsnahrstand, Verlags, Ges. m. b. H., Berlin N 4, Germany (nationality: German).	Owner.
Unknown	Monatsschrift f. krebsbekampfung	Unknown (periodical publication)	J. F. Lehmanns Verlag Munich 15, Germany (nationality: German).	Owner.
Unknown	P. Z. Korrespondenz	Unknown (periodical publication)	Dr. Jur. Gunther von Ploetz, Berlin-Grunewald, Germany (nationality: German).	Owner.
Unknown	Psychiatrische-neurologische wochenschrift	Unknown (periodical publication)	Carl Marhold Halle, Germany (nationality: German).	Owner.
Unknown	Spectrochimica acta	Unknown (periodical publication)	Julius Springer Berlin W 9, Germany (nationality: German).	Owner.
Unknown	Telegraphen-fern-sprech-funk-u. fernsehtechnik.	Unknown (periodical publication)	Verlag Richard Dietze Berlin W 62, Germany (nationality: German).	Owner.
Unknown	Die warme	Unknown (periodical publication)	Berliner Verlagsanstalt G. m. b. H., Abt. Technischer Verlag, Berlin SW 68, Germany (nationality: German).	Owner.
Unknown	Werkstattstechnik u. werksleiter	Unknown (periodical publication)	Julius Springer, Berlin W 9, Germany (nationality: German).	Owner.
Unknown	Wissen u. wehr	Unknown (periodical publication)	Verlag E. S. Mittler & Sohn, Berlin SW 68, Germany (nationality: German).	Owner.
Unknown	Zeitschrift f. psychische hygiene	Unknown (periodical publication)	Walter de Gruyter, Berlin W 35, Germany (nationality: German).	Owner.
Unknown	Brennstoff- und warmewirtschaft	Unknown (periodical publication)	Verlag von Wilhelm Knapp, Halle, Germany (nationality: German).	Owner.
Unknown	Jahrbuch der deutschen Luftwaffe	Unknown (periodical publication)	Breitkopf und Hartel, Nurnberger Strasse 36/38, Leipzig C 1, Germany (nationality: Germany).	Owner.
Unknown	Warme, Zeitschrift fur Dampfkessel- und Maschinenbetrieb.	Unknown (periodical publication)	Buch- und Tiefdruck-Gesellschaft, Jerusalemer Strasse 46/49, Berlin SW 68, Germany (nationality: German).	Owner.
Unknown	Vom Wasser	Unknown (periodical publication)	Verlag Chemie, Woyrschstrasse 37, Berlin W 35, Germany (nationality: German).	Owner.
Unknown	Die Wehrkalender	Unknown (periodical publication)	Verlag "Die Wehrmacht" G. m. b. H., Kroenstrasse 36/37, Berlin W 8, Germany (nationality: German).	Owner.
Unknown	Vom wirtschaftlichen Bauen. Hrsg. von Rudolph Stegemann im Auftrage d. Deutsches Akademie fur Bauforschung.	Unknown (periodical publication)	Otto Elsner Verlagsgesellschaft, Oranienstrasse 140-142, Berlin SW 68, Germany (nationality: German).	Owner.
Unknown	Pflanzenreich	Unknown (periodical publication)	W. Engelmann, Mittelstrasse 2, Leipzig C 1, Germany (nationality: German).	Owner.
Unknown	Intersylva. Organ Organ du Centre international du Silviculture.	Unknown (periodical publication)	Intersylva du Centre international du Silviculture, Berlin-Wennsoo, Germany (nationality: German).	Owner.
Unknown	Lorenz Bericht	Unknown (periodical publication)	C. Lorenz Aktiengesellschaft, Berlin-Tempelhof, Germany (nationality: German).	Owner.

EXHIBIT A—Continued

Column 1 Copyright numbers	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners or presumptive owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Reichswehrministerium Nautischer Funkdienst . . . 18te Auflage.	Unknown (periodical publication)	E. S. Mittler & Sohn, 1939, Kochstrasse 68-71, Berlin, Germany (nationality: German).	Owner.
Unknown	Der Soldatenfreund. Taschenjahrbuch für d. Heer und Kriegsmarine, und die Luftwaffe.	Unknown (periodical publication)	Adolf Sponholtz Verlag, Hindenburgstrasse 6, Hanover, Germany (nationality: German).	Owner.
Unknown	Acta Spectrochimica	Unknown (periodical publication)	Julius Springer Linkstrasse 22/24, Berlin W 9, Germany (nationality: German).	Owner.
Unknown	Schiffbautechnische Gesellschaft. Jahrbuch.	Unknown (periodical publication)	Julius Springer, Linkstrasse 22/24, Berlin W 9, Germany (nationality: German).	Owner.
Unknown	Statistisches Reichsamt. Statisches Jahrbuch fur das Deutsche Reich.	Unknown (periodical publication)	Statisches Reichsamt, Berlin, Germany (nationality: German).	Owner.
Unknown	Mitteilungen des Fachausschusses fur Holzfragen beim V. D. I. und Deutschen Forstverein.	Unknown (periodical publication)	Triasdruck G. m. b. H., Dresdener Strasse 97, Berlin SW 68, Germany (nationality: German).	Owner.
Unknown	Verein fur Wasser-, Boden-, und Lufthygiene Kleine Mitteilungen.	Unknown (periodical publication)	Verein fur Wasser-, Boden-, und Lufthygiene Kleine Mitteilungen, Wassermannplatz 1, Berlin-Dahlem, Germany.	Owner.
Unknown	Almanach de Gotha	Unknown (periodical publication)	Justus Perthes, Gotha, Germany	Owner.
Unknown	Petermann's Geographische Mitteilungen	Unknown (periodical publication)	Justus Perthes, Gotha, Germany	Owner.
Unknown	Oertzenscher Taschenkalendar fur die Offizere des Heeres.	Unknown (periodical publication)	Alfred Waberg, Grimmen, Germany	Owner.
Unknown	Deutsche Gesellschaft fur Wehrpolitik und Wehrwissenschaften, Jahrbuch. 1934-35.	Unknown (periodical publication)	Hanseatische Verlags-Anstalt Hamburg 36, Germany.	Owner.
Unknown	Die naturlichen Pflanzenfamilien	Unknown (periodical publication)	Wilhelm Engelmann, Mittelstrasse 2, Leipzig C 1, Germany.	Owner.
Unknown	Deutsche Luftfahrtforschung Jahrbuch	Unknown (periodical publication)	R. Oldenbourg, Schliessfach 31, Munchen 1, Germany.	Owner.
Unknown	Motortechnische Zeitschrift Jahrgang 2	Unknown (periodical publication)	Franckh'sche Verlagshandlung, W. Keller and Co., Pfizerstrasse 5/7, Stuttgart, Germany.	Owner.
Unknown	Amtlicher Marktbericht Marktberichtsstelle des Reichsnahrstandes fur die Ostmark.	Unknown (periodical publication)	Agrarverlag, Trattnerhof 2, Vienna 1, Germany.	Owner.
Unknown	Schwachstrom Bau- und Betriebstechnik.	Unknown (periodical publication)	Franz Westphal, Wolfshagen-Scharbeutz, Germany (Lubecker-Bucht).	Owner.
Unknown	Journal fur die Reine und Angewandte Mathematik.	Unknown (periodical publication)	Walter de Gruyter & Co., Berlin, Germany (nationality: German).	Owner.
Unknown	Naunyn-Schmiedeberg's Archiv fur Experimentelle Pathologie und Pharmakologie.	Unknown (periodical publication)	F. C. W. Vogel, Berlin, Germany (nationality: German).	Owner.
Unknown	Mathematische Annalen	Unknown (periodical publication)	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown	Mathematische Zeitschrift	Unknown (periodical publication)	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown	Anatomischer Anzeiger	Unknown (periodical publication)	Gustav Fischer, Jena, Germany (nationality: German).	Owner.
Unknown	Virchows Archiv fur pathologische Anatomie und Physiologie und klinische Medizin.	Unknown (periodical publication)	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown	Journal fur Psychologie und Neurologie	Unknown (periodical publication)	Johann Ambrosius Barth, Leipzig, Germany (nationality: German).	Owner.
Unknown	Technik in der Landwirtschaft	Unknown (periodical publication)	V. D. I. Verlag, Berlin, Germany (nationality German).	Owner.
Unknown	Generalregister des chemischen Zentralblattes, 1935-39, 1941 to date, Teil 1-4 in 5 volumes.	Deutsche Chemische Gesellschaft (nationality not established).	Verlag Chemie, Berlin, Germany, (nationality German).	Owner.
Unknown	Archiv der Pharmazie	Unknown (periodical publication)	Verlag Chemie G. m. b. H., Berlin, Germany (nationality German).	Owner.
Unknown	Ergebnisse der Biologie	Unknown (periodical publication)	Julius Springer, Berlin, Germany (nationality German).	Owner.
Unknown	Ergebnisse der Hygiene, Bakteriologie Immunitatsforschung und experimentellen Therapie.	Unknown (periodical publication)	Julius Springer, Berlin, Germany (nationality German).	Owner.
Unknown	Ergebnisse der inneren Medizin und Kinderheilkunde.	Unknown (periodical publication)	Julius Springer, Berlin, Germany (nationality German).	Owner.
Unknown	Fortschritte der Botanik	Unknown (periodical publication)	Julius Springer, Berlin, Germany (nationality German).	Owner.
Unknown	Anglia. Zeitschrift für englische Philologie, and Beiblatt.	Unknown (periodical publication)	Max Niemeyer verlag, Halle, Germany (nationality German).	Owner.
Unknown	Geotektonische forschungen	Unknown (periodical publication)	Gebruder Borntraeger, Berlin, Germany (nationality German).	Owner.
Unknown	Ergebnisse der kosmischen physik	Unknown (periodical publication)	Akademische verlagsgesellschaft m. b. H., Leipzig, Germany (nationality German).	Owner.
Unknown	Deutsche Akademie der Luftfahrtforschung. Schriften.	Unknown (periodical publication)	R. Oldenbourg, Munchen, Germany (nationality German).	Owner.
Unknown	Ergebnisse der allgemeine Pathologie	Unknown (periodical publication)	J. F. Bergmann, München, Germany (nationality German).	Owner.
Unknown	Ergebnisse der Enzymforschung	Unknown (periodical publication)	Akademische Verlagsgesellschaft, Leipzig, Germany (nationality German).	Owner.
Unknown	Ergebnisse der Vitamin- und Hormonforschung.	Unknown (periodical publication)	Akademische Verlagsgesellschaft, Leipzig, Germany (nationality German).	Owner.
Unknown	Technik und Wirtschaft	Unknown (periodical publication)	VDI-Verlag, Berlin, Germany (nationality German).	Owner.

[F. R. Doc. 46-3716; Filed, Mar. 7, 1946; 11:35 a. m.]

[Vesting Order CE 145]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NORTH DAKOTA, WISCONSIN, MINNESOTA AND IOWA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Johannes S. Kolstad	Norway	Estate of Peter J. Kolstad, deceased, County Court, Mountrail County, N. Dak.	$241.81	National City Bank of New York, New York, N. Y. Account in the name of the Royal Norwegian Government, Special Account "H", Washington, D. C.	$20.00
		Item 2			
Andreas Kolstad	Norway	Same	241.81	Same	20.00
		Item 3			
Anna Kolstad	Norway	Same	241.80	Same	20.00
		Item 4			
Teala Engelstad	Norway	Estate of Carl L. Austad, deceased, County Court of McLean County, N. Dak.	794.01	Same	16.00
		Item 5			
Laura Hagen	Norway	Same	794.01	Same	16.00
		Item 6			
Hans Austad	Norway	Same	794.01	Same	16.00
		Item 7			
Gustav L. Austad	Norway	Same	794.01	Same	16.00
		Item 8			
Sigrid Johannesen	Norway	Estate of Mathias Olsen, deceased, County Court of Vernon County, Wis.	113.79	Same	27.00
		Item 9			
Bertha Olson	Norway	Same	113.79	Same	27.00
		Item 10			
Anna Abole	Norway	Estate of Martin S. Ofsthun, deceased, Probate Court of Pope County, Minn. #3945.	3,683.15	Same	24.00
		Item 11			
Hans Hestethun	Norway	Same	3,682.15	Same	24.00
		Item 12			
Lillie Anderson	Norway	Estate of Amos Olson, deceased, District Court of Story County, Iowa Docket #7231.	2,907.93	Same	36.00
		Item 13			
Olga Anderson	Norway	Same	2,907.93	Same	36.00

[F. R. Doc. 46-3703; Filed, Mar. 7, 1946; 11:33 a. m.]

[Vesting Order CE 146]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form

APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Malla Nordbo	Norway	Estate of Stewart P. Marcus, deceased, in the Probate Court of La Salle County, Ill.	$5.00
		Item 2	
Martha Paulson Henanger	Norway	Same	5.00
		Item 3	
Anna Paulson Henanger	Norway	Same	5.00
		Item 4	
Knute Paulson Henanger	Norway	Same	5.00
		Item 5	
Borghild Paulson Henanger	Norway	Same	10.00
		Item 6	
Anna Simonova	Czechoslovakia	Estate of Marie Svec, deceased, Probate Court, Cook County, Ill., Docket No. 437, Page 68, File No. 41-P-8828.	32.00
		Item 7	
Karolina Treka	Czechoslovakia	Same	32.00
		Item 8	
Rywka Bizemstein	Poland	Estate of Adolph Lanter, deceased, File #41-P-3770, Probate Court, Cook County, Ill.	17.00
		Item 9	
Symcha Lauterstein	Poland	Same	32.00
		Item 10	
Mordka Lauterstein	Poland	Same	35.00
		Item 11	
Frimeta Cycowsky	Poland	Same	32.00
		Item 12	
Lucille Jasinska	Poland	Estate of Maksymilian Michalski, deceased, Probate Court of Cook County, Ill., #41 P 4162, Doc. 432, Page 49.	45.00
		Item 13	
Sigurd Sandburg	Norway	Estate of Christopher Sandburg, deceased, Probate Court of Cook County, Ill., #45 P 1629, Doc. 486 Page 151.	46.00

[F. R. Doc. 46-3704; Filed, Mar. 7, 1946; 11:33 a. m.]

[Vesting Order 5721]

LEOPOLD EDWARD WRASSE

In re: Trust under the Will of Leopold Edward Wrasse, deceased; File D–28–9603; E. T. sec. 13268.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Frau Mathilda Knaak, Elizabeth Bartel, Frau Gerda Buttner, Frau Emma Stangneth, Frau Harta Kruger, Gerda Wrasse Wanda Kruger, Wittive Theolina Wraase, Johanna Eggert Neummin, Richard Wraase, Paul Wraase Schmidemeister, Frau Ida Dittberner, Paul Hablmann, Paul Wraase, Bernhard Wraase, Fraulein Auguste Wraase, Luis Wraase, and Hugo Wraase, and each of them, in and to the Trust under the Will of Leopold Edward Wraase, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Frau Mathilda Knaak, Germany.
Elizabeth Bartel, Germany.
Frau Gerda Buttner, Germany.
Frau Emma Stangneth, Germany.
Frau Harta Kruger, Germany.
Gerda Wrasse Wanda Kruger, Germany.
Wittive Theolina Wraase, Germany.
Johanna Eggert Neummin, Germany.
Richard Wraase, Germany.
Paul Wraase Schmidemeister, Germany.
Frau Ida Dittberner, Germany.
Paul Hablmann, Germany.
Paul Wraase, Germany.
Bernhard Wraase, Germany.
Fraulein Auguste Wraase, Germany.
Luis Wraase, Germany.
Hugo Wraase, Germany.

That such property is in the process of administration by the Bank of America National Trust and Savings Association, as Executor of the Estate of Leopold Edward Wrasse, deceased, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Fresno;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3702; Filed, Mar. 7, 1946; 11:33 a. m.]

[Vesting Order CE 147]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN SOUTH DAKOTA, NORTH DAKOTA, OHIO AND IOWA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Lauritz J. Saelle	Norway	Estate of Hannah Selle, deceased, County Court of Lincoln County, State of South Dakota.	$394.84	Clerk of Courts Lincoln, County, Canton, S. Dak.	$18.00
		Item 2			
Johanna Monson	Norway	Same	394.84	Same	18.00
		Item 3			
Regina A. Lyngay	Norway	Same	394.84	Same	18.00
		Item 4			
Herman M. Saelle	Norway	Same	56.62	Same	5.00
		Item 5			
Clara M. Saelle	Norway	Same	56.62	Same	5.00
		Item 6			
Olina M. Saelle	Norway	Same	56.62	Same	5.00
		Item 7			
Anton M. Saelle	Norway	Same	56.62	Same	5.00
		Item 8			
Maria M. Saelle	Norway	Same	56.62	Same	5.00
		Item 9			
Ingrid Sondrol	Norway	Estate of Nels N. Faar, deceased, in the Eddy County Court, New Rockford, N. Dak.	1,464.30	Jul Faar, Attorney in fact, R. 7, Box 218, Salem, Oreg.	12.00
		Item 10			
Ivar Faar	Norway	Same	1,464.30	Same	12.00
		Item 11			
Thomas Faar	Norway	Same	2,196.45	Same	18.00
		Item 12			
Ole Faar	Norway	Same	2,196.45	Same	18.0
		Item 13			
Jozefa Blaszczynska	Poland	Partition Suit: John Marzenski, Jr. versus Balbina Michalska Dabroska, et al., in the Court of Common Pleas of Cuyahoga County, Ohio, No. 50354.	732.88	Leonard F. Fuerst, Clerk of Court, Cuyahoga County, Cleveland, Ohio.	5.00
		Item 14			
Stanislawa Pilinska	Poland	Same	732.88	Same	5.00
		Item 15			
Ignacy Marzecka	Poland	Same	732.88	Same	5.00
		Item 16			
Feliksa Peczynska	Poland	Same	732.88	Same	5.00
		Item 17			
Zofia Kowlaska	Poland	Same	732.88	Same	5.00
		Item 18			
Balbina Michalska Dabroska	Poland	Same	4,397.32	Same	23.00
		Item 19			
Scholastyka Michalska Nowakowska	Poland	Same	4,397.32	Same	23.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 20			
Feliksa Michalska	Poland	Partition Suit: John Marzenski, Jr. versus Balbina Michalska Dabroska, et al, in the Court of Common Pleas of Cuyahoga County, Ohio, No. 501354.	$4,397.32	Leonard F. Fuerst, Clerk of Court, Cuyahoga County, Cleveland, Ohio.	$23.00
		Item 21			
Jan Figat	Poland	Same	879.46	Same	5.00
		Item 22			
Marianna Garczynski	Poland	Same	879.46	Same	5.00
		Item 23			
Stanislawa Rydzewska	Poland	Same	879.46	Same	5.00
		Item 24			
Feliksa Traczyk	Poland	Same	879.46	Same	5.00
		Item 25			
Stanislaw Rosiak	Poland	Same	219.87	Same	5.00
		Item 26			
Jadwiga Rosiak	Poland	Partition Suit: John Marzenski, Jr. versus Balbina Michalska Dabroska, et al., in the Court of Common Pleas of Cuyahoga County, Ohio, No. 501354.	219.87	Leonard F. Fuerst, Clerk of Court, Cuyahoga County, Cleveland, Ohio.	5.00
		Item 27			
Barbara Rosiak	Poland	Same	219.87	Same	5.00
		Item 28			
Zofjia Rosiak	Poland	Same	219.87	Same	5.00
		Item 29			
Helena Lewandowska	Poland	Same	1,099.33	Same	6.00
		Item 30			
Stefan Kierzkiewicz	Poland	Same	1,099.34	Same	6.00
		Item 31			
Czeslaw Kierzkiewicz	Poland	Same	1,099.33	Same	6.00
		Item 32			
Antoni Kierzkiewicz	Poland	Same	1,099.34	Same	6.00
		Item 33			
Filipo Milano	Italy	Estate of Frank Milano, deceased, Probate Court of Montgomery County, Ohio, No. 104991.	1,164.36	Mrs. Catherine Conti, as Trustee for the estate of Frank Milano, deceased. Address, 47 Glenwood Ave., Dayton 5, Ohio.	75.00
		Item 34			
Martin Gilbertson	Norway	Estate of C. N. Andersen, dec'd in the District Court, Hancock County, Iowa. File No. 2493.	448.23	Elmer Raw, Clerk of District Court of Hancock County, Garner, Iowa.	20.00
		Item 35			
Chris Gilbertson	Norway	Same	448.23	Same	20.00
		Item 36			
Märius Kristiansen	Denmark	Estate of Niels P. Christiansen, deceased, District Court of Franklin County, Iowa. No. 3536	2,870.01	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill., Savings Acct. No 1,441,241.	20.00
		Item 37			
Jens P. Kristiansen	Denmark	Same	2,870.02	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill., Savings Acct. No. 1,441,242.	20.00
		Item 38			
Edvard Kristiansen	Denmark	Same	2,870.02	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill., Savings Acct. No. 1,441,243.	20.00
		Item 39			
Otto Kristiansen	Denmark	Same	2,870.02	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill. Savings Acct. No. 1,441,244.	20.00
		Item 40			
Valdemar Kristiansen	Denmark	Same	2,870.02	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill. Savings Acct. No. 1,441,245.	20.00
		Item 41			
Emil Kristiansen	Denmark	Same	2,870.01	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill. Savings Acct. No. 1,441,246.	20.00

[F. R. Doc. 46-3705; Filed, Mar. 7, 1946; 11:33 a. m.]

[Vesting Order CE 148]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings,

costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Florindo Vitullo	Italy	In the estate of Florio Vitullo, Surrogate's Court, Oneida County, Utica, N. Y.	$5.00
		Item 2	
Giovanni Vitullo	Italy	Same	5.00
		Item 3	
Marie Vitullo Colecchia	Italy	Same	5.00
		Item 4	
Giovanni Frattaroli	Italy	Same	5.00
		Item 5	
Alessandro Frattaroli	Italy	Same	5.00
		Item 6	
Maria Frattaroli Amodio	Italy	Same	5.00
		Item 7	
Dolores Frattaroli	Italy	Same	5.00
		Item 8	
Jeanne Manaira	France	Estate of Georgette A. Johnson, Surrogate's Court, Suffolk County, Riverhead, N. Y.	5.00
		Item 9	
Jean Lambert	France	Same	5.00
		Item 10	
Alice Lambert Dereeper	France	Same	5.00
		Item 11	
Stefy Svoboda or Mirek Svoboda	Czechoslovakia	Estate of Albina Knakal, a/k/a Abilene Knakal, dec'd. Surrogate's Court, Nassau County, N. Y.	18.00
		Item 12	
Antome Knakal	Czechoslovakia	Same	18.00
		Item 13	
Hermann Schimemann	Latvia	Estate of Leonid Seaman, deceased, Surrogate's Court, Queens County, N. Y., Index No. 412/1944.	21.00
		Item 14	
Esther Schimemann	Latvia	Same	21.00
		Item 15	
Johanna Hugona Wantering Wilhelmina Fokker-Diemont.	Holland	Estate of Anthony H. G. Fokker, deceased, Surrogate's Court, Rockland County, New York, No Index No.	225.00
		Item 16	
Ethel Stetina	Czechoslovakia	Estate of Alex Stetina, deceased. Surrogate's Court, Bronx County, State of New York. Index No. 695P44.	89.00
		Item 17	
Clemence Vilpoux	France	Estate of Eugenie Bouchard, dec'd. Surrogate's Court, Nassau County N. Y., Docket No. 43424.	19.00
		Item 18	
Marcel Bouchard	France	Same	19.00
		Item 19	
Filomena Vitullo Melchiorre	Italy	In the estate of Florio Vitullo, Surrogate's Court, Oneida County, Utica, N. Y.	5.00

[F. R. Doc. 46-3706; Filed, Mar. 7, 1946; 11:33 a. m.]

[Vesting Order CE 149]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the per-

son described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Stoyan Georgevich	Jugoslavia	Estate of Arsen (Arsenje) Georgevich, deceased, Probate Court, Cook County, Ill.; Docket No. 121; Page 332; File No. 43-P-3119.	$1,865.79	The County Treasurer of Cook County, Chicago, Ill.	$50.00
		Item 2			
Anto Georgevich	Jugoslavia	Same	982.89	Same	25.00
		Item 3			
Kirsto Georgevich	Jugoslavia	Same	982.89	Same	25.00
		Item 4			
Marko Georgevich	Jugoslavia	Same	982.89	Same	25.00
		Item 5			
Ona J. Lileikis	Lithuania	Estate of Anton Lileikis, deceased, Probate Court, Cook County, Ill.; Docket No. 412; Page 218, File No. 42-P-3129.	396.55	Same	15.00
		Item 6			
Unknown heirs at law of Zenonas Lileikis, deceased.	Lithuania	Same	198.25	Same	8.00
		Item 7			
Unknown heirs at law of Anton Lileikis, deceased.	Lithuania	Same	198.25	Same	8.00
		Item 8			
Stefania Lileikis	Lithuania	Same	198.25	Same	8.00
		Item 9			
Jagaise Lileikis	Lithuania	Same	198.25	Same	8.00
		Item 10			
Monika Petraitis	Lithuania	Estate of Jnozapas Petraitis, deceased, Probate Court, Cook County, Ill.; Docket No. 437, Page 128; File No. 44-P-8914.	1,500.00	Same	68.00
		Item 11			
Unknown heirs at law of Frank Joseph Pellos, deceased.	Lithuania	Estate of Frank Joseph Pellos, deceased, Probate Court, Cook County, Ill.; Docket No. 412; Page 144; File No. 42-P-3002	462.91	Same	43.00
		Item 12			
Kristina Baenar	Czechoslovakia	Elizabeth Thomas versus Stephen Chlebik, et al., Circuit Court, Cook County, Ill.; Docket No. 42-C-7172.	920.92	Same	50.00
		Item 13			
Katerina Zapka	Czechoslovakia	Same	920.92	Same	20.00
		Item 14			
Paul Chlebik	Czechoslovakia	Same	920.91	Same	50.00
		Item 15			
Andrew Rio	Norway	Estate of Ole A. Rio, also known as Olef Anderson, deceased, Probate Court, Cook County, Ill.; Docket No. 412; Page 74; File No. 42-P-2893.	321.58	Same	10.00
		Item 16			
John Rio	Norway	Same	321.58	Same	10.00
		Item 17			
Raghilda Rio	Norway	Same	321.57	Same	10.00
		Item 18			
Unknown heirs of Adam Kubuj, deceased.	Poland	Estate of Adam Kubuj, deceased, Probate Court, Cook County, Ill.; Docket No. 419, Page 391; File No. 43-P-1385.	691.80	Same	30.00
		Item 19			
Unknown heirs at law of Jan Siostrzenski, deceased.	Poland	Estate of Jan Siostrzenski, deceased, Probate Court, Cook County, Ill.; Docket No. 416; Page 98; File No. 42-P-6094.	516.70	Same	21.00
		Item 20			
Smaragde Kasapis	Greece	Estate of George Kasapis, deceased, Probate Court, Cook County, Ill.; Docket No. 416; Page 338; File No. 42-P-7412.	600.00	Same	26.00

[F. R. Doc. 46-3707; Filed, Mar. 7, 1946; 11:33 a. m.]

[Vesting Order CE 151]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN FLORIDA, PENNSYLVANIA, LOUISIANA AND DISTRICT OF COLUMBIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Sorine Nielsen	Denmark	Estate of Laura N. Peterson, deceased, County Judge's Court in and for Dade County, Fla., Probate 11989.	$5,072.00	George C. Pedersen, Administrator of the Estate of Laura N. Peterson, deceased, P. O. Box 85, Perrine, Fla.	$136.00
		Item 2			
Niels Peter Nielsen	Denmark	Same	1,691.00	Same	45.00
		Item 3			
Michael Nielsen	Denmark	Same	1,691.00	Same	45.00
		Item 4			
Marius Nielsen	Denmark	Same	1,691.00	Same	45.00
		Item 5			
Sarah Holtzman	Poland	Estate of Samuel Frankel, deceased, in the District Court of the United States for the District of Columbia, Holding a Probate Court, Adm. No. 63,383.	4,595.32	Lena Frankel, Administratrix of the Estate of Samuel Frankel, deceased, 1243 N St. NE., Washington, D. C.	42.00
		Item 6			
Antonio Ciambella	Italy	Estate of Domenico Ciambella, also known as Domenico Ciambello, deceased, in the Orphans' Court of Philadelphia County, Pa., No. 3631 of 1945.	121.51	Vincenzo Ciambella, Administrator of the Estate of Domenico Ciambella, deceased, 2127 Bridge St., Philadelphia, Pa.	14.00
		Item 7			
Giuseppina Ciarrochi	Italy	Same	121.51	Same	14.00
		Item 8			
Stephen Kristufek	Czechoslovakia	Estate of Charles Kristufek, deceased, in the Orphans' Court of Allegheny County, Pa.	200.00	Bertha K. Urda, Executrix of the Estate of Charles Kristufek, deceased, R. D. 2, Sewickley, Pa.	13.00
		Item 9			
Mary Kristufek Maceeka	Czechoslovakia	Same	200.00	Same	13.00
		Item 10			
Angelika Veriklos	Greece	Estate of Dimitrios Veriklos, deceased, in the Orphans' Court of Allegheny County, Pa., No. 5757 of 1943.	83.52	Potter Title & Trust Co., Administrator of the Estate of Dimitrios Veriklos, deceased, Fourth Ave. and Grant St., Pittsburgh, Pa.	13.00
		Item 11			
Christos Veriklos	Greece	Same	83.52	Same	13.00
		Item 12			
Jean Rousse	France	Philomene Rousse Arseguet et al., versus 5706, Jean Rousse, et al., in the 23d Judicial District Court of the State of Louisiana, in and for the Parish of Ascension.	477.08	Sidney A. Marchand, Notary Public, 312 Iberville St., Donaldsonville, La.	27.00

[F. R. Doc. 46-3709; Filed, Mar. 7, 1946; 11:34 a. m.]

[Vesting Order CE 152]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, OHIO, WISCONSIN AND MINNESOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Maryanna Kozlowski	Poland	Estate of Francis Wietzorowska, dec'd., Probate Court for the County of Wayne, State of Michigan, File No. 323,223.	$10.00
		Item 2	
Jan Wieczorkowski	Poland	Same	10.00
		Item 3	
Helena Bobrowska	Poland	Same	10.00
		Item 4	
Leosza Zoutka	Poland	Same	10.00
		Item 5	
Andronichi Baru	Yugoslavia	Estate of James Baru, deceased, Probate Court of Cuyahoga County, Ohio, #342-307.	15.00
		Item 6	
George Baru	Yugoslavia	Same	15.00
		Item 7	
John Baru	Yugoslavia	Same	15.00
		Item 8	
Edward Wierzbicki	Poland	Estate of Victoria Jacek, deceased, Probate Court of Wayne County, Mich., No. 319,337.	29.00
		Item 9	
Marja Manczak	Poland	Estate of Michael Kemnitz, deceased, County Court of Milwaukee County, Wis., File No. 230–286.	185.00
		Item 10	
Mary S. Danner	France	Estate of Matthew H. Scorer, deceased, Probate Court of Franklin County, Ohio, File No. 106185.	68.00
		Item 11	
Anton Nielsen	Denmark	Estate of Nels Christian Nielsen, Probate Court of Minnesota, Hennepin County.	19.00
		Item 12	
Peter Nielsen	Denmark	Same	19.00
		Item 13	
Anna Nielsen	Denmark	Same	19.00
		Item 14	
Surine Nielsen	Denmark	Same	19.00

[F. R. Doc. 46–3710; Filed, Mar. 7, 1946; 11:34 a. m.]

[Vesting Order CE 150]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN IOWA, NEBRASKA, WISCONSIN AND MINNESOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Frederik Carl Christian Ludvig Harboe.	Denmark	Estate of Henry Husted, deceased, District Court, Plymouth County, Iowa, Case No. 4189.	$2,618.74	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill.; Account No. 1,367,684.	$23.00
		Item 2			
Erik Immanuel Harboe	Denmark	Same	2,618.74	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill.; Account No. 1,367,685.	23.00
		Item 3			
Marie Petra Anna Harboe	Denmark	Same	2,618.75	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill.; Account No. 1,367,686.	23.00
		Item 4			
Marie Nielsine Moeller (Moller).	Denmark	Same	3,136.92	Nelson Miller, Executor of the Estate of Henry Husted, deceased, First National Bank Bldg., LeMars, Iowa.	28.00
		Item 5			
Maren Betty Gottlieb	Denmark	Same	3,136.92	Same	28.00
		Item 6			
Louise Frederikke Jorgensen	Denmark	Same	3,136.92	Same	28.00
		Item 7			
Bertha Olsen	Norway	Estate of Nels Harswich, deceased, County Court, Jefferson County, Nebr.	500.00	E. L. Jenkins, Executor of the Estate of Nels Harswich, deceased, Fairbury, Nebr.	13.00
		Item 8			
Lena Guttormson	Norway	Same	500.00	Same	13.00
		Item 9			
Nels Nielsen	Denmark	Estate of Ole P. Nielsen, deceased, County Court, Racine County, Wis.	10,446.13	Farmers and Merchants Bank, Racine, Wis.; Account No. 16560.	34.00
		Item 10			
Arne Kristian Nielsen	Denmark	Same	2,089.23	Farmers and Merchants Bank, Racine, Wis.; Account No. 16561.	7.00
		Item 11			
Kristian Verner Nielsen	Denmark	Same	2,089.23	Farmers and Merchants Bank, Racine, Wis.; Account No. 16562.	7.00
		Item 12			
Kristin Tvorup Nielsen	Denmark	Same	2,089.23	Farmers and Merchants Bank, Racine, Wis.; Account No. 16563.	7.00
		Item 13			
Olga Nielsen	Denmark	Same	2,089.23	Farmers and Merchants Bank, Racine, Wis., Account No. 16564.	7.00
		Item 14			
Erik Nielsen	Denmark	Same	2,089.23	Farmers and Merchants Bank, Racine, Wis.; Account No. 16565.	7.00
		Item 15			
Martin R. Boe	Norway	Estate of Jacob Boe, also known as Jacob Boa, also known as John Boe, deceased, Probate Court, St. Louis County, Minn.; File No. 37874.	1,793.83	Toralf Boe, formerly Administrator of the Estate of Jacob Boe, deceased, 711 East 7th St., Duluth, Minn.	50.00
		Item 16			
Johannes T. Boe	Norway	Same	1,793.83	Same	50.00
		Item 17			
Berta Boe	Norway	Same	1,793.83	Same	50.00
		Item 18			
Mrs. Ottar Johnson	Norway	Estate of Anna Skarphol, deceased, Probate Court, Watonwan County, Minn.	772.04	Peter S. Blackstad Executor of the Estate of Anna Skarphol, deceased, Village of La Salle, Minn.	44.00
		Item 19			
Peder Nilsen	Norway	Same	386.02	Same	22.00
		Item 20			
Ester Nilsen	Norway	Same	386.02	Same	22.00

[F. R. Doc. 46–3708; Filed, Mar. 7, 1946; 11:33 a. m.]

[Vesting Order 5679]

SOPHIE HULSEBUS ET AL. VS. SOPHIE HINRICHS ET AL.

In re: Sophie Hulsebus et al. vs. Sophie Hinrichs et al.; File D-28-7458; E. T. sec. 7638.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: The sum of $743.88 representing the share of Sophie Hinrichs in the proceeds of the sale and rental of real property in a certain partition suit entitled "Sophie Hulsebus et al. vs. Sophie Hinrichs et al.," Equity No. 17465, in the District Court of Iowa in and for Carroll County,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Sophie Hinrichs, Germany.

That such property is in the process of administration by F. J. Miller, 64 April Street, Manning, Iowa, as Referee in Partition, in the matter of Sophie Hulsebus et al. vs. Sophie Hinrichs et al., acting under the judicial supervision of the District Court of Iowa in and for Carroll County;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3701; Filed, Mar. 7, 1946; 11:33 a. m.]

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

CLAY-GENTRY STOCKYARDS CO., INC.

NOTICE AS TO POSTED STOCKYARD

Is has been ascertained that the Gentry-Thompson Stock Yards, Lexington, Kentucky, posted on February 26, 1931, as coming within the jurisdiction of the Packers and Stockyards Act, 1921, as amended, is now owned and operated by the Clay-Gentry Stockyards Company, Inc., and that the name of the yard is now the Clay-Gentry Stockyards Company, Inc. Therefore, the posted name of the stockyard is changed to Clay-Gentry Stockyards Company, Inc., and notice of such fact is given to its owner and to the public by filing notice with the Division of the Federal Register.

(7 U.S.C. 1940 ed. 181 et seq.; E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Done at Washington, D. C., this 8th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3778; Filed, Mar. 8, 1946; 11:24 a.m.]

OFFICE OF PRICE ADMINISTRATION.

[RMPR 136, Rev. Order 516]

A. S. CAMPBELL CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised MPR 136, *It is ordered:*

Order No. 516, as amended, under RMPR 136 is redesignated Revised Order 516 and is amended and revised to read as follows:

(a) A. S. Campbell Company, Incorporated, East Boston (28), Massachusetts may sell f. o. b. factory each Campbell trailer described in subparagraph (1) below at a price not to exceed the applicable list price in that subparagraph less a discount of 37½% when the sale is to a distributor and 30% when the sale is to a dealer plus the additional charges in subparagraph (2) below.

(1) Descriptions:	*List price*
Model 2-A Loadmaster, two-wheel automotive trailer, all-steel, all-welded construction; three-point suspension demountable body; 72" long x 47" wide x 16" deep; up to 1½ tons loading capacity; equipped with tires	$175.00
Model 2-B Loadmaster, same as Model 2-A; equipped without tires	149.50
Model 4-A Adjustabilt, four-wheel telescopic chassis, adjustable to body widths, rear truck and bolster removable; converts to a two-wheel trailer; up to 4 tons loading capacity, four-wheel unit; equipped with tires	$280.00
Model 4-B Adjustabilt, same as Model 4-A; equipped without tires	225.00

(a) Additional charges:
(i) Federal excise taxes.
(ii) State and local taxes on sale or delivery of the trailer.
(iii) Cost of transporting trailer to the purchaser, if any.

(b) A reseller of A. S. Campbell trailers is authorized to sell each of the trailers as described in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) The applicable list price in subparagraph (1) of paragraph (a) except when the sale is by a distributor to dealer the selling price shall not exceed the list price in subparagraph (1) of paragraph (a) less a discount of 30%.

(2) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at East Boston, Massachusetts, to the railroad freight receiving station nearest to the place of business of the reseller.

(3) A charge equal to the charges made by A. S. Campbell Company to cover Federal excise taxes.

(4) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailers.

(c) A reseller of A. S. Campbell trailers, in any of the territories or possessions of the United States, is authorized to sell each of the trailers described in paragraph (a) at a price not to exceed the applicable maximum price established in paragraph (b) to which it may add a sum equal to the expense incurred by or charged to it, for payment of territorial and insular taxes on the purchase, sale or introduction of each trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance, and landing, wharfage and terminal operations.

(d) All requests not granted herein are denied.

(e) This revised order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of RMPR 136, due to substantial changes in design, specification of equipment of any one trailer, the reseller may add to its price under paragraph (b) or (c) the increase in price plus its customary mark-up on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) or (c) by the amount of the decrease and its customary mark-up on such amount.

This revised order shall become effective March 6, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3626; Filed, Mar. 6, 1946; 4:31 p. m.]

[SO 142, Order 43]

COLUMBIA CABLE AND ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

Supplementary Order No. 142, Order No. 43. Adjustment provisions for sales of industrial machinery and equipment. Docket No. 6083-SO 142-82-9.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order 142; *It is ordered:*

(a) The maximum prices for sales by Columbia Cable and Electric Company, Long Island City, New York, of its line of non-metallic sheathed cable shall be determined as follows: The manufacturer shall use its price list for non-metallic Columbia-Flex Sheathed Cable, NMS-T-138, dated October 20, 1941, subject to all allowances, discounts and other deductions that were in effect to a purchaser of the same class just prior to the issuance of this order.

(b) The Maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall use the list prices which are established pursuant to paragraph (a) of this order for Columbia Cable and Electric Company, subject to all allowances, discounts and other deductions that were in effect to a purchaser of the same class just prior to the issuance of this order.

(c) Columbia Cable and Electric Company shall notify each person who buys any of the items listed in paragraph (a) for resale of the amount by which this order permits the reseller to sell such products. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 8, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3632; Filed, Mar. 6, 1946; 4:31 p. m.]

[SO 142, Order 44]

AMERICAN PULLEY CO.

ADJUSTMENT OF MAXIMUM PRICES

Supplementary Order No. 142, Order No. 44. Adjustment provisions for sales of industrial machinery and equipment. Docket No. 6083-SO 142-136-76.

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the American Pulley Company Philadelphia Pennsylvania of solid shaft collars and split collars shall be the list prices in effect prior to the issuance of this order subject to the same charges and allowances that the manufacturer had in effect to a purchaser of the same class just prior to the issuance of this order, and further subject to the following discounts, for the indicated quantities of purchase in the case of solid shaft collars and for the indicated sizes in the case of split collars, on sales to the classes of purchasers designated:

SOLID SHAFT COLLARS

Sales to—	For purchases in quantities of—	Established discount
		Percent
Stock dealers	1 to 49	35-15-37
	50 to 99	35-15-40
	100 to 249	35-15-51
	250 and over	35-15-59
Original equipment manufacturers	1 to 49	35-15-27
	50 to 99	35-15-37
	100 to 249	35-15-46
	250 and over	35-15-54
Non-stock dealers	1 to 49	35-15
Consumers	1 to 49	35

SPLIT COLLARS

Stock dealers	1⅞ and smaller	20-15-19
	1¹⁵⁄₁₆ to 3¹⁵⁄₁₆	30-15-40
Original equipt. mfgrs.	1⅞ and smaller	20-15-12
	1¹⁵⁄₁₆ to 3¹⁵⁄₁₆	30-15-32
Nonstock dealers	1⅞ and smaller	20-15
	1¹⁵⁄₁₆ to 3¹⁵⁄₁₆	30-15
Consumers	1⅞ and smaller	20
	1¹⁵⁄₁₆ to 3¹⁵⁄₁₆	30

(b) The maximum prices for sales by resellers of solid shaft collars and split collars manufactured by the American Pulley Company, Philadelphia, Pennsylvania, shall be the maximum prices established by paragraph (a) herein, for sales by the manufacturer to the same class of purchaser.

(c) The American Pulley Company shall notify each purchaser who buys solid shaft collars and split collars for resale of the amount, in percent, by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) The American Pulley Company shall report to the Office of Price Administration on or before the fifteenth (15) day of July, 1946, the sales for the six months' period ending June 30, 1946, of solid shaft collars and split collars, and a computation of sales of these products at the prices in effect just prior to the issuance of this order.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 6, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3633; Filed, Mar. 6, 1946; 4:30 p. m.]

[MPR 188, Order 11 Under Order 6]

CASCO PRODUCTS CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order 6 under § 1499.159e of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes uniform ceiling prices for sales in all parts of the country for three models electrical heating pads manufactured by Casco Products Corporation, Bridgeport 2, Connecticut, which are sold under the brand name "Casco", as follows:

Article	Model	Uniform retail ceiling price
Heating pad	H1230-X	$3.95
	H1211-X	6.15
	H1204-X	7.10

These prices apply only to the balance of 300,000 heating pads for which the manufacturers' prices were originally established by Order 3976 under § 1499.156 of MPR 188.

(b) The manufacturer shall determine distributors' ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 in accordance with the provisions of that order on the basis of the uniform retail ceiling prices fixed by this order.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order, unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 7th day of March, 1946.

Issued this 6th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3628; Filed, Mar. 6, 1946; 4:30 p. m.]

[MPR 120, Order 1602]

IRA J. DUFF AND E. H. GRASS COAL AND TRANSPORTATION CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are perma-

nent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

IRA J. DUFF, CHAVIES, KY., DIXIE MINE, HAZARD NO. 4 SEAM, MINE INDEX NO. 7078, PERRY COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: CHAVIES, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5.

	Size group numbers													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	K	K	K	K	J	J	H	G	E	G	D	K	K	K
Rail shipments and railroad fuel	380	375	365	365	360	350	330	325	325	360	315	300	295	295
Truck shipment	365	375	350	350	335	310	275	270						

E. H. GRASS COAL & TRANSPORTATION CO., POCA, W. VA., E. H. GRASS MINE, PITTSBURGH NO. 8 SEAM, MINE INDEX NO. 7067, PUTNAM COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT: POCA, W. VA., F. O. G. 127, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	Q	Q	Q	Q	P	P	O	M	K	M	G	Q	Q	Q
Rail and river shipments	345	340	335	335	320	315	310	310	305	355	310	280	275	270
Railroad fuel	345	340	335	335	325	325	325	325	325	355	310	280	275	270
Truck shipment	395	375	350	350	335	310	275	270						

This order shall become effective March 8, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3666; Filed, Mar. 7, 1946; 11:11 a. m.]

[MPR 260, Order 2107]

DOUGLAS CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Douglas Cigar Factory, Douglas Boulevard, Chicago, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
La Salle	Corona [1]	50	$115	15

[1] Prices apply only to this brand and frontmark using all Havana Vuelta Abajo (Type 81) wrappers.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 3, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3671; Filed, Mar. 7, 1946; 11:12 a. m.]

[MPR 260, Order 2108]

GOODMAN CIGAR CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Goodman Cigar Co., Inc., 3 Depot Square, Westfield, Mass. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
J. M. Anthony & Co.[1]	5½"----------	50	$82.50	11

[1] Attention of manufacturer is directed to average retail price ceiling requirement of clear regulation. If manufacturer is new he has average retail price ceiling of $0.0724 and must produce other cheaper cigars as well as this brand and frontmark to comply with such ceiling.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260. *It is ordered*:

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 8, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3672; Filed, Mar. 7, 1946; 11:13 a. m.]

[MPR 120, Order 1603]

CAUGHELL-BIBLE & HALEY MINING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 4. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.215 and all other provisions of Maximum Price Regulation No. 120.

CAUGHELL-BIBLE & HALEY MINING CO., P. O. BOX 4, LOGAN, OHIO, NO. 1 MINE, NO. 6 SEAM, MINE INDEX NO. 4261, HOCKING COUNTY, OHIO, SUBDISTRICT 5 FOR ALL METHODS OF SHIPMENT AND FOR ALL USES, RAIL SHIPPING POINT: CARRINGTON, OHIO, STRIP MINE

	Size group Nos.												
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipments and railroad fuel	365	365	325	325	325	325	305	280	270	305	245	------	305
Truck shipment	390	390	360	350	350	290	290	250	240	290	------	------	290

JACKSON COLLIERIES CO., 257 STATE STREET, JACKSON, OHIO, JACKSON MINE, NO. 5 SEAM, MINE INDEX NO. 4264, JACKSON COUNTY, OHIO, SUBDISTRICT 7 FOR ALL METHODS OF SHIPMENT AND FOR ALL USES, RAIL SHIPPING POINT: JACKSON, OHIO, STRIP MINE

Rail shipments and railroad fuel	345	345	315	315	315	315	285	255	245	275	245	------	285
Truck shipment	375	375	375	335	335	265	265	240	230	265	------	------	265

J. T. COAL CO., NEW LEXINGTON, OHIO, J. T. NO. 2 MINE, NO. 5 AND/OR NO. 6 SEAM, MINE INDEX NO. 4263, PERRY COUNTY, OHIO, SUBDISTRICT 6 FOR ALL METHODS OF SHIPMENT AND FOR ALL USES, RAIL SHIPPING POINT: NEW LEXINGTON, OHIO, STRIP MINE

Rail shipments and railroad fuel	325	325	295	295	295	295	285	245	245	250	210	------	250
Truck shipment	360	360	360	320	320	265	265	230	230	265	------	------	265

FRED PRICE COAL CO. NO. 3, MCCONNELSVILLE, OHIO, FRED PRICE NO. 3 MINE, NO. 8 SEAM, MINE INDEX NO. 4262, ATHENS COUNTY, OHIO, SUBDISTRICT 5 FOR ALL METHODS OF SHIPMENT AND FOR ALL USES, RAIL SHIPPING POINT: LATHROP, OHIO, DEEP MINE

Rail shipment and railroad fuel	391	391	351	351	351	331	331	306	296	331	------	------	331
Truck shipment	416	416	416	376	376	316	316	276	266	316	------	------	316

This order shall become effective March 8, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 787; E.O. 9328, 8 F.R. 4681)

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3667; Filed, Mar. 7, 1946; 11:11 a. m.]

[MPR 188, Order 12 Under Order 6]

MANNING, BOWMAN & CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159c of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes a uniform retail ceiling price for sales in all parts of the country for certain small electrical appliances manufactured by the Manning, Bowman & Company, Meriden, Conn., which are sold under the brand name "Manning-Bowman," as follows:

Article	*Suggested retail price*
Bottle warmer:	
1078	$4.80
Coffee service:	
4830 service	19.65
483 urn	12.65
146 sugar and creamer	4.50
4819 tray	2.50
Coffee urn:	
494	34.10
Egg cooker:	
1077	5.80
Flatirons:	
2490 automatic—700 watts, 6 lb	$7.75
2492 automatic—1,000 watts, 4 lb	10.70
2494 automatic—1,000 watts, 4 lb	11.70
1480 550 watts, 6 lb	5.80
Heating pads:	
1701	
1702	
1703	
1704	
Percolators:	
391	12.65
397/6	9.75
397/8	11.70
397/10	13.60
398	8.75
Table broiler:	
1500	13.60
Table grills:	
401 table grill	8.75
412 automatic table grill, waffle baker and fryer	15.60
414 table grill, waffle baker and fryer	12.65
10 waffle grids	3.00
Toasters:	
98	
99	
115 automatic	17.50
Waffle bakers:	
1661 automatic	12.65
1662	8.75
1663 automatic	11.70
2525 twin	12.65
2626 twin automatic	15.60
6060 Twin-O-Matic	19.50

These prices include the federal excise tax.

(b) The manufacturer shall determine distributors' ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159a of Maximum Price Regulation No. 188 in accordance with the provisions of that order on the basis of the uniform ceiling prices fixed by this order.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159a of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 8th day of March 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3668; Filed, Mar. 7, 1946; 11:12 a. m.]

[RMPR 194, Amdt. 1 to Order A-2]

EGGS AND TURKEYS IMPORTED INTO ALASKA

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 18 (a) of Revised Maximum Price Regulation 194, *It is ordered:*

Order A-2 under Revised Maximum Price Regulation 194 is amended in the following respect:

In section 4 (a), the figure "7¼" under the column heading "Nenana Fairbanks" in the table of transportation allowances is amended to read "8¾."

This amendment shall become effective March 11, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3669; Filed, Mar. 7, 1946; 11:12 a. m.]

[Gen. Order 68, Amdt. 1 to Order 3]

HARD BUILDING MATERIALS IN WASHINGTON, D. C., TRADING AREA

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, *It is ordered:*

Order No. 3 under General Order 68 is amended as follows:

1. In Table I the maximum prices for flue lining are amended to read as follows:

Item	Unit	Price	Prices for shipments originating in Alexandria, Va., sales yards
Flue lining—9 x 9	Ft.	$0.27	$0.27
Flue lining—9 x 13	Ft.	.39	.39
Flue lining—13 x 13	Ft.	.51	.51

Cash discount: Continue March 1942 practice but give at least 2 percent.

2. In Table II the maximum prices for flue lining are amended to read as follows:

Item	Unit	Medium quantity sales		Small quantity sales		
		Delivered price	Pick-up price	Quantity to which this price applies	Delivered price	Pick-up price
Flue lining—9 x 9	Ft.	$0.27	$0.27	1-29 feet incl.	$0.32	$0.32
Flue lining—9 x 12	Ft.	.39	.39	do	.485	.485
Flue lining—13 x 13	Ft.	.51	.51	do	.61	.61

This amendment No. 1 shall become effective March 11, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3665; Filed, Mar. 7, 1946; 11:11 a. m.]

[MPR 260, Order 2106]

MERTON A. POFF

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Merton A. Poff, 168 S. Franklin Street, Red Lion, Penna. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
La Fama	Perfecto [1]	50	*Per M* $72	*Cents* 9

[1] Prices apply to this brand and frontmark using 50 percent Havana (Type 81) short filler.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 8, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3670; Filed, Mar. 7, 1946; 11:12 a. m.]

[MPR 260, Order 2109]

ALLEN FREY & CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Allen Frey and Company, Graley, York Co., Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
National Peer De Luxe	Big Invincible	50	*Per M* $60	*Cents* 2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 8, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3673; Filed, Mar. 7, 1946; 11:13 a. m.]

[MPR 260, Order 2110]

MAXWELL DUTY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Maxwell Duty, 322 North Rosemary Avenue, West Palm Beach, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Progress Cigar	Corona [1]	50	*Per M* $75	*Cents* 10

[1] Prices apply to this brand and frontmark using only Havana (Type 81) wrappers.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or, amended by the Price Administrator at any time.

This order shall become effective March 8, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3674; Filed, Mar. 7, 1946; 11:13 a. m.]

[MPR 598, Order 12]

CROSLEY CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 21 of Maximum Price Regulation No. 598, *It is ordered:*

(a) This order establishes ceiling pricies for sales by distributors to dealers of the Model SS 746 refrigerator manufactured by The Crosley Corporation, Cincinnati, Ohio.

(1) A distributor's ceiling prices for sales of each model to each class of purchasing dealer shall be the price which will yield the distributor the same percentage of the total dollar margin between the manufacturer's price to him and the dealer's price for resales to ultimate consumers as he received during the period October 1–15, 1941 in connection with the sale of the most comparable model produced by the manufacturer to the same class of purchasing dealer.

(2) If a distributor cannot determine his ceiling price for sales of the refrigerator to a particular class of dealer under subparagraph (1), his ceiling price for that sale is the ceiling price established under this order for the sale by his "closest seller of the same class". A distributor's "closest seller of the same class" is a distributor who (a) has a ceiling price for sales of the identical model of refrigerator to the same class of purchaser, and (b) is located nearer to the distributor than any other distributor having such a ceiling price.

(3) If a distributor cannot determine his ceiling price for sales to dealers under the provisions of subparagraphs (1) or (2), he shall determine his ceiling price for the sale by marking up the manufacturer's delivered price to him by 18.44 percent.

(b) At the time of or prior to the first invoice to each distributor, the manufacturer shall notify him of the method of determining distributors' ceiling prices established by this order. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrig-

erators covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Maximum Price Regulation No. 598 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 8th day of March 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3677; Filed, Mar. 7, 1946; 11:14 a. m.]

[MPR 599, Order 3]

PORTO-SERVER

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599, *It is ordered:*

(a) This order establishes ceiling prices for sales and deliveries of "special brand" radios sold by the Porto-Server Company.

(1) For all sales and deliveries by Porto-Server to distributors the ceiling price is that set forth below:

Model No.	Brand name	Description	Ceiling price to distributor
			Each
PB 520	Portobaradio	Table radio, 5 tubes, AC/DC, 1 band, 4" PM speaker, in walnut plastic cabinet, 10" x 7½" x 24", including 2 glass decanters, 6 highball glasses, 4 whiskey glasses, 1 glass ice tray, 1 ice tong, 6 glass mixers.	$18.64
PA 510	do	Same as above in Ivory plastic cabinet.	19.66

These maximum prices are for the articles described in the application of Porto-Server, dated January 17, 1946.

(2) For sales by Porto-Server, the ceiling prices apply to all sales and deliveries since Maximum Price Regulation No. 599 became applicable to those sales and deliveries. They are f. o. b. factory, not including Federal excise tax, and are subject to sellers customary discounts, allowances, and freight differentials.

(3) For sales by persons other than the Porto-Server, Porto-Server is required to calculate the retail ceiling price of the article in accordance with the provisions of section 9 of the regulation. Porto-Server is also required to calculate distributors prices for the article in accordance with the provisions of section 10 of the regulation.

(b) Porto-Server shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order in accordance with the provisions of section 13 of the regulation.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) This order shall become effective on March 8, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3678; Filed, Mar. 7, 1946; 11:15 a. m.]

[MPR 188, Order 4892]

HEMP & CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Hemp & Company, Incorporated, Macomb, Illinois.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Chain & dept. stores	Other retailers	Consumers
		Each	*Each*	*Each*	*Each*
Thermos jug.	With faucet	$2.48	$2.97	$3.30	$4.95
	With spout	1.98	2.37	2.63	3.95
	Regular	1.73	2.07	2.30	3.45

These maximum prices are for the articles described in the manufacturer's application dated January 24, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory, and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 8th day of March 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3721; Filed, Mar. 7, 1946; 4:17 p. m.]

[MPR 478, Order 162]

HOOD RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

Correction

In Federal Register Document 46-1908, appearing on page 1372 of the issue for Tuesday, February 5, 1946, the price for the item listed in paragraph (a) should read "$0.63 per linear yard."

[MPR 580,[1] Amdt. 8 to Gen. Retail Order 3[1]]

OUTING FLANNELS AND CERTAIN KNITTED WEAR

MODIFICATION OF CEILING PRICES

An opinion accompanying this Amendment 8 to General Retail Order No. 3 under section 23 of Maximum Price Regulation 580, issued simultaneously herewith, has been filed with the Division of the Federal Register.

General Retail Order No. 3 under section 23 of Maximum Price Regulation 580 is amended in the following respect:

The effective date provision of Amendment 7 to General Retail Order No. 3 to Maximum Price Regulation 580 is amended to read as follows:

This amendment shall become effective February 25, 1946, except that until March 12, 1946, any article of knitted wear included in subparagraph 2 (a) (4) as that subparagraph existed immediately prior to this amendment and any article of outing flannel included in item 1 of this amendment may be sold and delivered at or below the ceiling price in effect on February 24, 1946.

This amendment shall become effective as of February 25, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-3724; Filed, Mar. 7, 1946; 4:17 p. m.]

[1] 10 F.R. 3015, 3468, 3642, 4226, 4494, 4611, 9962, 12602, 13715, 15350.

[2] 10 F.R. 12603, 13814, 14395, 15057, 15304, 15346, 11 F.R. 654, 2042.

[RMPR 499, Order 53]

WYLER WATCH AGENCY

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation 499, it is ordered:

(a) *Effect of this order.* This order establishes maximum prices for sales of the imported watches specified below imported by the Wyler Watch Agency, 630 Fifth Avenue, New York 20, New York, hereinafter called the "importer."

(b) *Maximum prices for sales to retailers and at retail.* The maximum prices for sales by any person to retailers and at retail of the Wyler watches identified below are as follows:

Item	Description	Maximum price to retailer	Maximum retail price including tax
	Imported watches		
1283/91 etc	8/9, steel, 17J incaflex	$22.00	$32.50
1279/99 etc	do	25.75	62.50
1282/96 etc	do	27.25	67.50
1302/ etc	7¾ 11 steel, 17J incaflex, waterproof	24.00	57.50
1604/88I	10½ steel 17J, sweep, incaflex, waterproof	24.75	57.50
1905/78I	11½ steel 17J, sweep, incaflex, waterproof	24.00	57.50
1916/78I etc	11½ steel 17J, sweep, incaflex	18.75	45.00
1917/78I	11½ steel, 17J, sweep, incaflex	20.75	49.75
2901/78	7¾ chstb 17J, sweep, waterproof, shockproof	20.75	49.75
2915	10½ chstb 15J	12.75	29.75
2918	do	14.25	34.75
6005/8I	11½ 14K 17J sweep, incaflex, waterproof	68.00	160.00
8001/8I	8¾ chstb 17J, sweep, incaflex, waterproof	20.00	45.00
8001.17/8I etc	10½ chstb 17J sweep, incaflex, waterproof	17.50	42.50
8015 etc	10½ chstb 15J, shockresist, waterproof	16.25	39.75
8015/8 etc	10½ chstb 15J, shockresist, waterproof, sweep	16.75	42.50
8017/8I etc	10½ chstb 17J, sweep, incaflex, waterproof	18.25	45.00
8017/8 Hel etc	10½ chstb 17J, sweep, incablee, waterproof	19.25	47.50
8020/8 etc	8¾ chstb 17J, waterproof, sweep, automatic	23.75	57.50
8121/8I etc	8¾ steel 17J, sweep, incaflex, automatic, waterproof	26.25	65.00
8021/8I etc	8¾ 14K 17J, sweep, incaflex, waterproof, automatic	60.00	160.00
9017/8I	11½ stb 17J, sweep, incaflex, waterproof	17.75	42.50
	Ladies' watches (domestic cases)		
65130 etc	17J 5L, 14K fob	41.00	110.00
65143	do	46.75	125.00
65115	do	57.50	150.00
65618	17J 5", 14K wrist	22.00	52.50
65661 etc	do	24.50	57.50
65664 etc	do	25.75	59.50
65654 etc	do	26.75	62.50
65788 etc	do	28.00	69.50
65987 etc	do	28.75	71.50
65666/SN etc	17J 5", 14K case and Bracelet	54.00	140.00
65800/SN etc	do	56.75	150.00
65637 bangle	do	85.50	225.00
65813 etc	do	127.50	325.00
64614 etc	17J 5½", 14K wrist	22.00	52.50
64617 etc	do	24.00	57.50
16601 etc	7J 6¾ x 8, rolled gold plate, wrist	10.95	24.75
16700/10 etc	8J 6¾ x 8, rolled gold plate, wrist	12.25	29.75
16701/15 etc	15J 6¾ x 8, rolled gold plate, wrist	13.50	32.50
29008 etc	7J 6¾ x 8, gold filled fob	15.75	37.50
29007 etc	do	17.25	39.75
29006 etc	do	18.00	42.50
26009 etc	7J 6¾ x 8, gold filled fob	$19.00	$47.50
29008/10 etc	10J gold filled fob, 6¾ x 8	17.25	39.75
29007/10 etc	do	18.75	42.50
26005/10 etc	do	19.50	47.50
26009/10 etc	do	20.50	49.75
26003 etc	17J wrist watches, 6¾ x 8	16.00	39.75
29600 etc	do	17.75	42.50
26662 etc	do	18.00	42.50
56003/10	10J 6¾ x 8, sterling fob	19.75	47.50
56107	7J 6¾ x 8, sterling fob	15.50	37.50
56105	do	17.25	39.75
66667 etc	17J 6¾ x 8, 14K wrist	18.75	45.00
66610 etc	do	19.50	47.50
66620 etc	do	22.75	52.50
67003/S etc	17J 7¾, 14K, sweepsecond, wrist	22.75	52.50
67005/S	14K buckle	25.75	62.50
28003/15 etc	15J 8¾, gold filled fob	18.25	45.00
28004/15 etc	do	21.50	52.50
28001/15 etc	do	21.75	57.50
58010/15 etc	15J 8¾, sterling fob	18.50	45.00
58008/15 etc	do	20.00	49.75
	Men's watches		
18737 etc	7J 8¾, rolled gold plate	8.75	10.75
18702 etc	do	9.95	22.50
18610 etc	do	10.25	24.75
18612 etc	do	10.75	24.75
18702 etc	do	11.85	29.75
18612/15 etc	15J 8¾, rolled gold plate	13.25	32.50
18702/15 etc	do	14.35	34.75
28711 i etc	17J 8¾, incaflex, gold filled	17.25	42.50
28663 i etc	do	18.25	45.00
28061 i etc	do	19.25	47.50
28703 i etc	do	20.00	49.75
68735 i etc	17J 8¾, incaflex, 14K	35.50	71.50
68732 i etc	do	36.25	87.50
68600 i etc	17J 8¾, incaflex, 14K wrist	37.50	92.50
6874 i etc	do	38.25	95.00
68741 i etc	do	39.25	110.00
68739 i etc	do	53.50	133.75
20600/S	17J 10½, gold filled, sweepsecond, wrist	19.25	49.75
29631/ST	17J 11½, incaflex, sweepsecond, gold filled, wrist	20.25	49.15
69613/SI	17J 11½, incaflex, sweepsecond, 14K wrist	39.25	110.00
69613/SI	ditto with 14K dial	49.00	125.00

All of the above watches are boxed.

The importer's maximum prices set forth above are subject to its customary March 1942 terms and allowances. The maximum retail prices listed above are inclusive of the Federal excise tax of 10%, 20% in the case of watches selling at retail for more than $65.00.

No charge may be added to the above maximum retail prices for the extension of credit except under the conditions specified and to the extent permitted by section 12a of Revised Maximum Price Regulation No. 499.

(c) *Notification.* At, or prior to, the time of the first sale of the watches covered by this order to a purchaser for resale, the importer shall furnish the purchaser with a copy of this order or a price list incorporating the above prices to retailers and to consumers and containing a certification that they are maximum prices established by the Office of Price Administration. In addition, the importer shall include on every invoice covering a sale of these watches the following statement:

OPA Order No. 33 under RMPR 499 establishes prices at which you may sell these watches.

This notification requirement supersedes the notification requirement in section 12 of Revised Maximum Price Regulation No. 499 with respect to the watches covered by this order.

(d) *Tagging.* The importer shall include with every watch covered by this order delivered to a purchaser for resale after its effective date, a tag or label which must not be removed until the watch is sold to an ultimate consumer.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) Unless the context otherwise requires the definitions set forth in section 2 of Revised Maximum Price Regulation No. 499 shall apply to the terms used herein.

This order shall become effective on the 8th day of March 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3723; Filed, Mar. 7, 1946; 4:17 p. m.]

[MPR 580, Amdt. 2 to Rev. Order 63]

F. C. HUYCK & SONS

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles: Docket No. 6063-580-13-566.

For the reasons set forth in the opinion issued simultaneously herewith, Revised Order No. 83 issued on January 15, 1946 under section 13 of Maximum Price Regulation 580 on application of F. C. Huyck & Sons, Albany 1, New York, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

BLANKETS

Style	Size	Manufacturer's selling price	Ceiling price at retail except in States enumerated below	Ceiling price at retail in States enumerated below
Elysian #40	72 x 90	$12.60	$21.00	$21.50
Elysian #40	80 x 90	11.10	23.50	24.00

(Arizona, California, New Mexico, Oklahoma, Texas, Colorado, Idaho, Montana, Nevada, Oregon, Utah, Washington, Wyoming, North Dakota, South Dakota.)

This amendment shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3756; Filed, Mar. 8, 1946; 11:10 a. m.]

[RMPR 136, Order 583]

WHITE MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 583 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. The White Motor Company; Docket No. 6085-136.21-702.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 21 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) The White Motor Company, Cleveland, Ohio, is authorized to sell each White motor truck containing a chassis described in subparagraph (1) below at a price not to exceed the total of the following charges:

(1) *Charge for new truck chassis.* A charge for the chassis not to exceed the applicable list price, f. o. b. factory, to which shall be applied the seller's discount in effect on March 31, 1942, to the applicable class of purchaser:

Model No.	Description	List price f. o. b. factory
WA-14	Chassis, truck, 14,000 pounds gross vehicle weight; 1942 standard specifications and equipment, excepting the following modifications: 552B transmission in lieu of 460B transmission; 102C rear axle in lieu of 100C rear axle; synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	$1,710
	148	1,750
	160	1,785
	178	1,825
	196	1,865
	214	1,910
	226	1,960
WA-18	Chassis, truck, 16,000 pounds gross vehicle weight; 1942 standard specifications and equipment, excepting the following modifications: 552B transmission in lieu of 460B transmission; 102C rear axle in lieu of 101C rear axle; synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	2,200
	148	2,240
	160	2,275
	178	2,315
	196	2,355
	214	2,400
	226	2,450
WA-20	Chassis, truck, 18,000 pounds gross vehicle weight; 1942 standard specifications and equipment, excepting the following modifications: 33C rear axle in lieu of 102C rear axle; synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	2,610
	148	2,650
	160	2,685
	178	2,725
	196	2,765
	214	2,810
	226	2,860
WA-22	Chassis, truck, 21,000 pounds gross vehicle weight; 1942 standard specifications and equipment, excepting the following modifications: heavy-beam front axle; cast steel housing—rear axle; heavier type 551B transmission; synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	3,160
	148	3,200
	160	3,235
	178	3,275
	196	3,315
	214	3,360
	226	3,410
WA-26	Chassis, truck, 24,000 pounds gross vehicle weight; 1942 standard specifications and equipment, plus the following modifications: synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	4,040
	148	4,080
	160	4,115
	178	4,155
	196	4,195
	214	4,240
	226	4,290
WA-2264	Chassis, truck, 36,000 pounds gross vehicle weight; 1942 standard specifications and equipment, plus the following modification: synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	160	5,600
	178	5,640
	196	5,680
	214	5,725
WB-14	Chassis, truck, 14,000 pounds gross vehicle weight; 1942 standard specifications and equipment for Model WA-14, excepting the following modifications and additions: 552B transmission in lieu of 460B transmission; 105C rear axle in lieu of 100C rear axle; T21 steering gear in lieu of T14 steering gear; shock absorbers front; hydrovac-power cylinder; standard set of tools; synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	1,710
	148	1,750
	160	1,785
	178	1,825
	196	1,865
WB-14	Chassis, truck, 14,000 pounds gross vehicle weight, etc.—Con.	
	Wheelbase (inches):	
	214	$1,910
	226	1,960
WB-18	Chassis, truck, 17,000 pounds gross vehicle weight; 1942 standard specifications and equipment for Model WA-18, excepting the following modifications and additions: 120A engine in lieu of 110A engine; 552B transmission in lieu of 460B transmission; 37D front axle in lieu of 49D front axle; 105C rear axle in lieu of 101C rear axle, shock absorbers—front; standard set of tools; synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	2,200
	148	2,240
	160	2,275
	178	2,315
	196	2,355
	214	2,400
	226	2,450
WB-18T	Chassis, truck-tractor, 30,000 pounds gross vehicle weight, 1942 standard specifications and equipment for Model WA-18, excepting the following modifications and additions: 120A engine in lieu of 110A engine; 552B transmission in lieu of 460B transmission; 37D front axle in lieu of 49D front axle; 107C rear axle in lieu of 101C rear axle; shock absorbers—front; trailer brake and light connections; skid plate—frame; standard set of tools; synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	2,410
	142	2,440
	148	2,455
	160	2,490
WB-20	Chassis, truck 19,000 pounds gross vehicle weight; 1942 standard specifications and equipment for Model WA-20, excepting the following modifications and additions: 105C rear axle in lieu of 102C rear axle; shock absorbers—front; standard set of tools; synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	2,610
	148	2,650
	160	2,685
	178	2,725
	196	2,765
	214	2,810
	226	2,860
WB-20T	Chassis, truck-tractor, 35,000 pounds gross vehicle weight; 1942 standard specifications and equipment for truck chassis Model WA-20, excepting the following modifications and additions: 107C rear axle in lieu of 102C rear axle; shock absorbers—front; trailer brake and light connections; skid plate—frame; standard set of tools; synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	2,670
	142	2,710
	148	2,745
	160	2,780
WB-22	Chassis, truck, 22,000 pounds gross vehicle weight; 1942 standard specifications and equipment for Model WA-22, excepting the following modifications and additions: 82C rear axle in lieu of 33CAC rear axle, shock absorbers—front; standard set of tools; synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	3,160
	148	3,200
	160	3,235
	178	3,275
	196	3,315
	214	3,360
	226	3,410
WB-22T	Chassis, truck-tractor, 40,000 pounds gross vehicle weight; 1942 standard specifications and equipment for Model WA-22, excepting the following modifications and additions: 82C rear axle in lieu of 33CAC rear axle; shock absorbers—front; trailer brake and light connections; skid plate—frame; standard set of tools; synthetic tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	136	3,200
	142	3,230
	148	3,245
	160	3,275

Model No.	Description	List price f. o. b. factory
WB-26	Chassis, truck, 24,000 pounds gross vehicle weight; 1942 standard specifications and equipment for Model WA-26, excepting the following modifications and additions: 150A engine in lieu of 140A engine; 282C rear axle in lieu of 43C rear axle; shock absorbers—front; standard set of tools; synthetic tires in lieu of natural rubber tires:	
	Wheelbase (inches):	
	136	$4,100
	148	4,140
	160	4,175
	178	4,215
	196	4,255
	214	4,300
	226	4,350
WB-28	Chassis, truck, 26,000 pounds gross vehicle weight; 1942 standard specifications and equipment for Model WA-34, excepting the following modifications and additions: 280A engine in lieu of 140A engine; 24D front axle in lieu of 9D front axle; 82C rear axle in lieu of 43C rear axle; 556B transmission in lieu of 551B transmission; 357M chassis in lieu of 231M chassis; six-9.00 x 20 synthetic rubber tires in lieu of six-10.00 x 20 natural rubber tires.	
	Wheelbase (inches):	
	134	4,850
	146	4,890
	158	4,925
	176	4,965
	194	5,005
	212	5,050
	224	5,100
WB-28T	Chassis, truck-tractor, 50,000 pounds gross vehicle weight; 1942 standard specifications and equipment for Model WA-34, excepting the following modifications and additions: 280A engine in lieu of 140A engine; 24D front axle in lieu of 9D front axle; 82C rear axle in lieu of 43C rear axle; 556B transmission in lieu of 551B transmission; 357M chassis in lieu of 231M chassis; trailer brake and light connections; skid plate—frame; six-9.00 x 24 synthetic rubber tires in lieu of six-10.00 x 20 natural rubber tires.	
	Wheelbase (inches):	
	134	4,890
	140	4,910
WB-2864	Chassis, truck-tractor, 50,000 pounds gross vehicle weight; etc.—Continued	
	Wheelbase (inches):	
	146	$4,930
	158	4,965
WB-2264	Chassis, truck, 36,000 pounds gross vehicle weight; 1942 standard specifications and equipment, excepting to be equipped with synthetic rubber tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	160	5,600
	178	5,640
	196	5,680
	214	5,725
WB-2864	Chassis, truck, 45,000 pounds gross vehicle weight; 1942 standard specifications and equipment for Model 920, excepting the following modifications and additions: 260A engine in lieu of 25A engine; 556B transmission in lieu of 36B transmission; 12D front axle in lieu of 20D front axle; 83C rear axle in lieu of FW-3000 rear axle; 361M chassis in lieu of 59M chassis, 7H auxiliary transmission; synthetic rubber tires in lieu of natural rubber tires.	
	Wheelbase (inches):	
	176	7,650
	194	7,690
	212	7,735
WB-3264	Chassis, truck, 50,000 pounds gross vehicle weight; 1942 standard specifications and equipment for Model 922, excepting the following modifications and additions: 280A engine in lieu of 25A engine; 556B transmission in lieu of 36B transmission; 84C rear axle in lieu of FW-452 rear axle; 302M chassis in lieu of 61M chassis; 7H auxiliary transmission; synthetic rubber tires in lieu of natural rubber tires.	
	Wheelbase:	
	176	9,300
	194	9,340
	212	9,385
	245	9,460

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment, when delivered as original equipment with the applicable truck chassis, which shall not exceed 119% of the charge in effect on March 31, 1942, for each such item of equipment to the applicable class of purchaser, excepting that for the following equipment the charge shall not exceed the list price stated below, subject to the discount in effect March 31, 1942:

Cab, Driver's; streamlined coupe with "Floating Ride" seats. In standard colors, $230.00.

The White Motor Company shall determine the list price for each item of extra or optional equipment which it proposes to adjust above the March 31, 1942, list price. The adjusted prices shall be filed with this Office within thirty days after the effective date of this order.

(3) *Transportation expenses.* A charge to cover transportation expense, if any, from Cleveland, Ohio, to the point at which delivery is made to the purchaser, computed in accordance with the seller's method in effect on March 31, 1942, plus transportation tax at the current legal rate.

(4) *Federal excise taxes.* A charge to cover expense of Federal excise taxes, at the current legal rate, on the truck including extra and optional equipment, computed in accordance with the seller's method in effect on March 31, 1942.

(5) *Handling and delivery charge.* A charge for handling and delivery computed in accordance with the method, and at the same rate, the seller had in effect on March 31, 1942.

(b) A reseller may sell, delivered at its place of business, each White motor truck containing a chassis listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for the new truck chassis.* A charge for the chassis not to exceed the applicable list price, f. o. b. factory, listed in subparagraph (1) of paragraph (a), to which shall be applied the reseller's discount in effect on March 31, 1942, to the applicable class of purchaser.

(2) *Charge for extra or optional equipment.* A charge for extra or optional equipment delivered with the applicable truck chassis, which shall not exceed the list price established by The White Motor Company under subparagraph (2) of paragraph (a), to which shall be applied the reseller's discount in effect on March 31, 1942, to the applicable class of purchaser.

(3) *Transportation expense.* A charge for transportation which shall not exceed the charge The White Motor Company would make for the transportation of the truck from the factory to the place at which delivery is made to the purchaser.

(4) *Federal excise taxes.* A charge for Federal excise taxes equal to the charge made by the manufacturer to cover such tax on the truck, including extra and optional equipment.

(5) *State and local taxes.* A charge equal to the reseller's expense for State and local taxes on the resale of the truck, including extra and optional equipment.

(6) *Handling and delivery charge.* A charge for handling and delivery equal to the charge the reseller had in effect March 31, 1942.

(7) *Other charges.* The dollar amount of all other charges the reseller had in effect on March 31, 1942, to the applicable class of purchaser.

(c) A reseller that cannot establish a price under paragraph (b) because it was not in business on March 31, 1942, is authorized to sell each White motor truck containing a chassis described in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for new truck chassis.* A charge for the chassis not to exceed the applicable list price, f. o. b. factory, listed in subparagraph (1) of paragraph (a).

(2) *Charge for extra or optional equipment.* A charge for extra or optional equipment delivered with the applicable truck chassis, which shall not exceed the list price established by The White Motor Company under subparagraph (2) of paragraph (a).

(3) *Transportation charge.* A charge for transportation which shall not exceed the charge The White Motor Company would make for the transportation of the truck from the factory to the place at which delivery is made to the purchaser.

(4) *Federal excise taxes.* A charge for Federal excise taxes equal to the charge made by the manufacturer to cover such tax on the new truck, including extra and optional equipment.

(5) *State and local taxes.* A charge equal to the reseller's expense for State and local taxes on the resale of the truck, including extra and optional equipment.

(6) *Handling and delivery charge.* A charge for handling and delivery equal to the reseller's actual expense for handling and delivery of the truck.

(d) *Resales in territories and possessions.* A reseller is authorized to sell in a territory or possession each new White motor truck containing a chassis described in subparagraph (1) of paragraph (a) at a price not to exceed the maximum price established in paragraph (b) or (c), whichever is applicable, to which it may add a sum equal to the expense incurred by or charged to it, for payment of territorial and insular taxes on the purchase, sale or introduction of the truck in the territory or possession, when not charged under paragraph (b) or (c); export premiums; boxing and crating for export purposes; marine and war risk insurance; landing, wharfage and terminal operations; assembly costs, if any; ocean freight; and freight to port of embarkation when not charged under paragraph (b) or (c).

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer has an established price in accordance with section 8 of Revised Maximum Price Regulation 136, which is different than a price permitted under paragraph (a) because of substantial changes in design, specifications or equipment of the truck, the reseller may add to its price under paragraph (b), (c) or (d) any increase in price to it over the price it would otherwise pay under paragraph (a), plus its customary markup on such a cost increase, but in the case of a decrease in the price under paragraph (a) the reseller must reduce its price under paragraph (b), (c) or (d) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective March 6, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3627; Filed, Mar. 6, 1946; 4:32 p. m.]

[MPR 188, Amdt. 36 to Order A-2]

DURABLE GOODS COMMODITIES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and filed with the Division of the Federal Register and pursuant to § 1499.159b of Maximum Price Regulation No. 188; *It is ordered:*

Paragraph (a) (16) of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188 be and hereby is revoked subject to the provisions of Supplementary Order No. 40.

This amendment shall become effective on the 13th day of March 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3751; Filed, Mar. 8, 1946; 11:04 a. m.]

[MPR 188, Amdt. 37 to Order A-2]

TRADE SALES PAINTS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Paragraph (a) of Order No. A-2 under § 1499.159 (b) of Maximum Price Regulation 188 is amended by adding the following new subparagraph:

(20) *Trade sales paints.* (As used herein "trade sales paints" means the types of paint sold through channels of distribution to householders, farmers, painting contractors, etc., as distinguished from "industrial paints" which are sold to industrial consumers for the finishing of products such as automobiles, refrigerators, railroad equipment, etc.).

(i) *Scope of this subparagraph.* This adjustment provision permits granting of relief to a manufacturer of trade sales paints whose maximum prices therefor cause him substantial hardship.

(ii) *Extent of relief.* Any adjustment granted hereunder will ordinarily be limited in accordance with the existing degree of substantial hardship as set forth below: (Furthermore, in general, no maximum price will be increased to a level in excess of the general level of maximum prices prevailing for similar trade sales paints in the market area involved).

(a) To an amount sufficient to make the adjusted price per unit equal to the total current factory costs per unit where applicant's current over-all profits on an annual basis are at least 15 percent greater than his average annual base period over-all profits. (As used therein "over-all profits" means over-all profits adjusted for changes in investment and before deductions of income and excess profit taxes; "base period" means 1936–1939 inclusive, or any other period which is determined by the Office of Price Administration to be representative).

(b) To an amount sufficient to make the adjusted price per unit equal to the total of current factory costs and general administrative and selling expenses per unit, where applicant's current over-all profits on an annual basis are less than 15 percent greater, but not less, than his average annual over-all profits during the base period, but not in excess of an amount which will cause his current over-all profits on an annual basis to equal 115 percent of his average annual over-all profits during such base period.

(c) To an amount sufficient to make the adjusted price per unit equal to the total of current factory costs and general administrative and selling expenses per unit, plus a reasonable margin of profit per unit, where applicant's current over-all profits on an annual basis are less than his average annual over-all profits during the base period, but not in excess of an amount which will cause his current over-all profits on an annual basis to equal 115 percent of his average annual over-all profits during such base period.

(iii) *Filing of applications.* Applications under this subparagraph shall be filed with the Office of Price Administration, Chemicals and Drugs Price Branch, Washington 25, D. C., in accordance with the provisions of Revised Procedural Regulation No. 1, and shall include substantially the same information called for by OPA Form 692–992 (used in applications for adjustment under § 1499.75 (a) (18) of Supplementary Regulation 15) which is incorporated herein and made a part hereof.

(iv) *Adjustment order.* The Price Administrator may by order grant or deny, in whole or in part, any application for adjustment under this subparagraph (20), and may revoke or amend any such order at any time. In connection with any such adjustment the Price Administrator may also adjust the maximum prices for resellers, and in appropriate cases may require a compensatory decrease in the maximum prices for another product or products manufactured by the applicant.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective March 13, 1946.

Issued this 8th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-3752; Filed, Mar. 8, 1946; 11:04 a. m.]

[MPR 188, Amdt. 4 to Order 1509]

UPHOLSTERED SOFA BEDS, STUDIO COUCHES, AND OTHER UPHOLSTERED DUAL PURPOSE SLEEPING EQUIPMENT

MANUFACTURERS' AND JOBBERS' MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered*, That Order No. 1509 under § 1499.159b of Maximum Price Regulation No. 188 be, and the same hereby is, amended in the following respects:

1. Paragraph (p) is amended to read as follows:

(p) *Manufacturers' maximum prices which cannot be determined under another paragraph of this order (such as other models and other classes of purchasers).* After March 12, 1946, a manufacturer shall not sell, offer to sell, deliver or offer to deliver any article covered by this order for sales of which maximum prices have not been established under paragraphs (h), (k), or (n), of this order, or under an order of the Office of Price Administration, until he has applied to the Office of Price Administration, Washington, D. C., for the establishment of his maximum prices for such sales, and until such maximum prices have been established by an order of the Office of Price Administration, or the waiting period referred to below has terminated, and the manufacturer has received no notification from the Office of Price Administration. The application shall set forth (unless the information has already been furnished to the Office of Price Administration, in which case the date and the office to which it was furnished, shall be stated):

(1) The identifying number or trade name of the article to be priced.

(2) The reasons why the article to be priced cannot be priced under any other paragraph of this order.

(3) The detailed specifications and an illustration of the article to be priced.

(4) An itemized breakdown of the manufacturer's current unit direct cost of the article to be priced, showing separately according to his own system of accounts or regularly prepared operating statements all major component unit direct cost factors. For the purpose of this order, unit direct costs include direct labor and direct material costs but do not include factory burden (sometimes called factory overhead or indirect manufacturing expenses), packing and crating costs, royalties and patterns, tool and die cost and items of administrative, general and selling expenses. Also, the number of units of production upon which the unit direct costs were based.

(5) An itemized breakdown of the manufacturer's current unit direct cost (as described in (4) above) of the basic model, specifically priced in this order, which is most nearly comparable to the article being priced.

(6) Price lists in effect during March 1942 showing:

(i) The article most nearly comparable to the article being priced, with illustrations;

(ii) The article most nearly comparable to the basic model mentioned in (4), with illustrations;

(iii) All price differentials covering variations in these constructions.

If the manufacturer was not making and selling upholstered dual purpose sleeping equipment in March 1942, he shall send the first price list which was in effect after March 1942, together with illustrations.

(7) A statement of the manufacturer's customary discounts, allowances and other price differentials to different classes of purchasers in effect for sales of upholstered dual purpose sleeping equipment during March 1942, or if the manufacturer was not making and selling upholstered dual purpose sleeping equipment during March 1942, the same information for the first period after March 1942 during which the manufacturer was engaged in this business.

(8) The proposed maximum prices to each class of purchaser for the article to be priced, and a statement of why the manufacturer believes those prices to be in line with the level of maximum prices established by this order.

Those proposed maximum prices shall be calculated as follows:

Step 1: The manufacturer shall determine the "unit direct cost" for the article being priced.

Step 2: The manufacturer shall select the comparable article for which maximum prices have already been established in paragraph (h), (k), or (n), which has a unit direct cost closest to the unit direct cost of the article being priced.

Step 3: The manufacturer shall determine the percentage markup over unit direct cost for the comparable article selected.

Step 4: The manufacturer shall apply to the unit direct cost of the article being priced that percentage markup. The resulting price shall be the f. o. b. factory, l. c. l. maximum prices for sales of the new article to retailers.

In the absence of a contrary direction from the Office of Price Administration within 15 days after mailing his application, the manufacturer may offer the article in question for sale at the proposed maximum prices stated therein. If such proposed maximum prices are correctly computed they shall be subject to adjustment (but not retroactively) at any time by order of the Office of Price Administration if it appears that the maximum prices so established are out of line with the general level of prices established by this order. If the prices are incorrectly computed, the maximum prices for a sale, offer to sell, or delivery of an article made pursuant to the incorrect report shall be the maximum prices which are properly computed under the formula contained in this paragraph.

2. Paragraph (v) is added to read as follows:

(v) *Establishment of maximum prices in certain cases.* If any seller subject to this order fails to make the application for price approval which this order requires in certain instances, the Office of Price Administration may, either upon application, or upon its own motion, issue orders under this paragraph establishing maximum prices which are in line with the level of maximum prices established by this order. Maximum prices, so established, shall be effective as of the date of first sale.

This amendment shall become effective March 13, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3745; Filed, Mar. 8, 1946; 11:04 a. m.]

[2d Rev. MPR 195, Corr. to Rev. Order 13]

EASTERN EGG CASES AND COMPONENT PARTS

ESTABLISHMENT OF CEILING PRICES

In Revised Order 13 under Second Revised Maximum Price Regulation 195, paragraph (b) is corrected to read as follows:

(b) *Definition of "Eastern egg cases and component parts."* For the purposes of this order, "eastern egg cases" refers to wooden egg cases whether sawn or veneer produced in that portion of the United States east of and including the States of North and South Dakota, Nebraska, Kansas, Oklahoma, and Texas. It includes the ends with cleats attached and centers customarily produced from resawn lumber; and the sides, tops, and bottoms customarily produced from 3/16" veneer although sawn sides, tops, and bottoms are included. Sawn sides, tops, and bottoms are included in the order but are priced upon individual application under paragraph (g) below.

This correction shall become effective March 8, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3754; Filed, Mar. 8, 1946; 11:04 a. m.]

[MPR 580, Amdt. 3 to Order 57]

VASSAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

Establishing ceiling prices at retail for certain articles: Docket No. 6063–580–13–518.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 57 issued on May 18, 1945, under section 13 of Maximum Price Regulation 580 on application of Vassar Company, is amended in the following respects:

1. A new paragraph (g) is added to read as follows:

(g) On and after March 9, 1946, and until 45 days thereafter, the provisions of paragraph (c) are suspended insofar as Vassar Company is directed to preticket all articles for which a retail price was established by Amendment 2 to this order, issued February 14, 1946. During this period of suspension the purchaser for sale at retail shall mark each article for which a retail price was established by Amendment 2 issued on February 14, 1946, with the retail price under that amendment or attach to the article a label, tag, or ticket stating the retail ceiling price. This mark or statement must be in the following form:

Sec. 13, MPR 580
OPA Price $_____.

No retailer may offer or sell the article unless it is marked or tagged in the form stated above. Vassar Company shall send a copy of this amendment and a list of the articles and retail prices as established by Amendment 2 issued on February 14, 1946, before the first delivery of these articles to any purchaser for resale after the effective date of this amendment.

This amendment shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3755; Filed, Mar. 8, 1946; 11:10 a. m.]

[MPR 580, Amdt. 1 to Order 92]

HIRSCH-WEIS MFG. CO.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for branded articles; Docket No. 6063–580–13–472.

For the reasons set forth in the opinion issued simultaneously herewith, Or-

der No. 92 under Section 13 of Maximum Price Regulation 580 issued on application of Hirsch-Weis Manufacturing Co., is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

Style No.	Type	Manufacturer's selling price	Retail ceiling price
737 JL	Coat	$15.75	$26.50
946 JL	do	9.85	16.50
7080 JL	do	13.50	22.50
951 JLV	Jacket	10.75	17.95
957 JL	do	9.00	14.95
969	do	5.10	8.50
1006Z	do	5.37½	8.95
9230 JL	do	12.90	22.50
960	do	5.375	8.95
967 Y	Parka	3.67	6.50
9225 Y	do	7.00	11.95
9228 YJL	do	8.40	13.95
9254 JL	do	14.50	24.50
9260 JL	do	10.50	17.50
7079 JLH	Hood	1.80	3.00
9080 JLH	do	1.00	1.75
9337	Ski pants	8.42	13.95
9737	do	7.82	12.95
9339	do	9.23	13.50
9739	do	8.75	14.95
K9337	do	8.82	14.95
K9339	do	9.40	13.95
K9739	do	8.75	14.95

The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this amendment.

2. Paragraph (d) is amended to read as follows:

On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any amendments issued thereunder.

This amendment shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3757; Filed, Mar. 8, 1946; 11:10 a. m.]

[MPR 594, Amdt. 1 to Rev. Order 4]

FORD MOTOR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 8 and section 9a of Maximum Price Regulation 594, *It is ordered:*

Revised Order No. 4 under Maximum Price Regulation 594 is amended in the following respects:

1. The following items and their respective net wholesale prices are added to the schedule of optional equipment in paragraph (a) (2) (i) (a):

Description	*Net wholesale price*
Special upholstery, genuine leather on seats only instead of cloth, for Super Deluxe Fordor units	$19.65
Super Deluxe interior trim on Deluxe Fordor units	20.43

2. A new subdivision (vi) is added to paragraph (a) (2) reading as follows:

(vi) *Cooperative advertising.* A charge for cooperative advertising not to exceed $10.00 when the dealer agrees to participate in the cooperative advertising program. The money accruing from this charge shall be committed to a dealers' advertising fund administered by and on behalf of Ford dealers.

3. The following items and their respective list prices are added to the schedule of optional equipment in paragraph (d) (2) (i) (a):

Description	*List price*
Special upholstery, genuine leather on seats only instead of cloth, for Super Deluxe Fordor units	$26.20
Super Deluxe interior trim on Deluxe Fordor units	27.25

This amendment to Revised Order No. 4 shall become effective March 7, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3725; Filed, Mar. 7, 1946; 4:17 p. m.]

Regional and District Office Orders.

[Region VI Order G-66, MPR 329]

FLUID MILK IN SIOUX FALLS, S. DAK.

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1351.408 (g) of Maximum Price Regulation No. 329, it is hereby ordered:

(a) *Maximum producer prices.* The maximum price which distributors in Sioux Falls, South Dakota may pay to producers for Grade A milk sold for human consumption in fluid form shall be $2.80 per cwt. f. o. b. purchaser's plant for milk having a butterfat content of 3.5%, plus not more than 5¢ per ⅒ of a pound of butterfat in excess of 3.5% and minus not less than 5¢ per ⅒ of a pound of butterfat below 3.5%.

(b) *Applicability of producer prices.* Maximum prices established by paragraph (a) of this order shall apply to all purchases of Grade A milk from producers for resale for human consumption in fluid form by distributors whose bottling plants are located within the city of Sioux Falls, South Dakota, or who sell within that city 50% or more of the milk sold by them.

(c) *Addition of transportation charges.* (1) The maximum price established in paragraph (a) is the maximum price for milk f. o. b. purchaser's plant. Where the transportation charge or any part thereof is paid by the purchaser, the total amount paid for transportation plus the amount received by the producer shall not be in excess of the maximum price set forth in paragraph (a).

(2) Where the purchaser hauls the milk to his plant in a conveyance owned, leased or operated by him, he shall deduct from the maximum price set forth in paragraph (a) of this order the cost of such transportation. The "cost of such transportation" shall be the maximum price which may be charged by milk haulers or other transportation companies for hauling milk to the purchaser's plant.

(d) *Relation of this order to Office of Price Administration regulations.* Except as modified by this order, the provisions of Maximum Price Regulation No. 329 shall remain in full force and effect and shall not be evaded by any change in business or trade practices in effect during January 1943.

(e) *Definitions.* (1) "Grade A" milk means fluid cow's milk produced, bottled and labeled in accordance with the requirements of the Sanitary Milk Ordinance issued by the City of Sioux Falls, South Dakota.

(2) Unless the context otherwise requires, the definitions set forth in Maximum Price Regulation No. 329, and the Emergency Price Control Act of 1942, as amended, shall be applicable to the terms used herein.

(f) *Revocability.* This order may be revoked, amended or corrected at any time.

This order shall be effective the 5th day of March 1946.

Issued this 5th day of March 1946.

R. E. WALTERS,
Regional Administrator.

Approved: March 5, 1946.

T. G. STITTS,
Director Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-3635; Filed, Mar. 6, 1946; 4:32 p. m.]

[Region VIII Order G-4 Under 18 (c). Amdt. 5]

FLUID MILK IN NEVADA

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-4 under § 1499.18 (c) of the General Maximum Price Regulation is amended in the following respects:

1. Section (1) (f) is amended by changing the heading "McGill, Ely, Elko, Panaca, Pioche, and Caliente" to read: "McGill, Ely, Panaca, Pioche, and Caliente."

2. Section (1) is amended by adding at the end thereof the following:

THE CITY OF ELKO AND TOWN OF HALLECK

[Not less than 3.5% milk fat]

Quantity	Wholesale price	Retail price
Gallon	$0.48	$0.[illegible]
Half-gallon	.25	.[illegible]
Quart, glass	.13	.[illegible]
Quart, fibre	.135	.[illegible]
Pint	.07	.[illegible]
Half-pint	.04	----

3. Section (1) is amended by changing the schedule of prices under the heading "The Towns of Wells, Deeth, and Alazon" to read as follows:

Quantity	Wholesale price	Retail price
Quart	$0.11	$0.[illegible]
Pint	.06	.07
Half-pint	.04	----

This amendment to Order No. G-4 shall become effective March 5, 1946.

Issued this 5th day of March 1946.

BEN C. DUNIWAY,
Regional Administrator.

Approved: March 4, 1946.

T. G. STITTS,
Director Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-3634; Filed, Mar. 6, 1946; 4:32 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 6, 1946.

Region III

Cleveland Order 3-F, Amendment 35, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:21 a. m.

Cleveland Order 3-F, Amendment 36, covering fresh fruits and vegetables in certain counties and townships in Ohio. Filed 10:21 a. m.

Cleveland Order 4-F, Amendment 28, covering fresh fruits and vegetables in certain areas in Ohio. Filed 10:21 a. m.

Cleveland Order 4-F, Amendment 29, covering fresh fruits and vegetables in certain areas in Ohio. Filed 10:21 a. m.

Cleveland Order 4-F, Amendment 30, covering fresh fruits and vegetables in certain areas in Ohio. Filed 10:21 a. m.

Cleveland Order 3-F, Amendment 34, covering fresh fruits and vegetables in certain areas in Ohio. Filed 10:21 a. m.

Cleveland Order 3-F, Amendment 34, covering fresh fruits and vegetables in certain counties and townships in Ohio. Filed 10:21 a. m.

Copies of any of these orders may be filed with the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-3651; Filed, Mar. 7, 1946; 11:08 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 6, 1946.

Region I

Hartford Order 5-F, Amendment 45, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 3:51 p. m.

Hartford Order 6-F, Amendment 45, covering fresh fruits and vegetables in the Hartford area. Filed 3:51 p. m.

Hartford Order 7-F, Amendment 45, covering fresh fruits and vegetables in the New Haven area. Filed 3:51 p. m.

Hartford Order 8-F, Amendment 45, covering fresh fruits and vegetables in the Bridgeport area. Filed 3:51 p. m.

Region II

Baltimore Order 11-F, Amendment 5, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 3:50 p. m.

Baltimore Order 12-F, Amendment 5, covering fresh fruits and vegetables in certain areas in Maryland. Filed 3:50 p. m.

Baltimore Order 2-C and 7-O, covering poultry and eggs in the Baltimore, Maryland area. Filed 3:50 p. m.

Buffalo Order 8-F, Amendment 5, covering fresh fruits and vegetables in the counties of Allegany, Cattaraugus, Chautauqua, New York. Filed 3:51 p. m.

Buffalo Order 9-F, Amendment 1, covering fresh fruits and vegetables in certain areas in New York. Filed 3:52 p. m.

Buffalo Order 3-C and 7-O, covering poultry and eggs in certain areas in New York. Filed 3:52 p. m.

District of Columbia Order 6-F, Amendment 5, covering fresh fruits and vegetables in the Washington, D. C., area. Filed 3:49 p. m.

District of Columbia Orders 7-C and 2-O, covering poultry and eggs in the Washington, D. C., area. Filed 3:49 p. m.

District of Columbia Order 14, Amendment 7, covering dry groceries in the Washington, D. C., area. Filed 3:49 p. m.

District of Columbia Order 6-W, Amendment 6, covering dry groceries in the Washington, D. C., area. Filed 3:50 p. m.

Newark Order 8-F, Amendment 6, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 3:50 p. m.

Newark Order 9-F, Amendment 5, covering fresh fruits and vegetables in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, New Jersey. Filed 3:51 p. m.

Newark Orders 3-C and 1-O, covering poultry and eggs in Mercer county, New Jersey. Filed 3:51 p. m.

Newark Orders 5-C and 2-O, covering poultry and eggs in Hudson, Essex, Union, Bergen and the Borough of North Plainfield in Somerset county. Filed 3:39 p. m.

New York Order 14-F, Amendment 4, covering fresh fruits and vegetables in the Five Boroughs of New York City. Filed 3:38 p. m.

New York Order 15-F, Amendment 4, covering fresh fruits and vegetables in all of Nassau and Westchester counties, New York. Filed 3:38 p. m.

New York Order 16-F, Amendment 4, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster, New York. Filed 3:38 p. m.

Philadelphia Order 13-F, Amendments 5 and 6, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:49 p. m. and 3:48 p. m.

Philadelphia Order 14-F, Amendments 4 and 5, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 3:48 p. m.

Philadelphia Order 15-F, Amendments 4 and 5, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:48 p. m.

Philadelphia Order 16-F, Amendments 4 and 5, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:48 and 3:49 p. m.

Philadelphia Orders 3-C and 26-O, covering poultry and eggs in certain counties in Pennsylvania and Camden county, New Jersey. Filed 3:39 p. m.

Scranton Order 5-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:39 p. m.

Scranton Order 6-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:40 p. m.

Scranton Orders 2-C and 1-O, covering poultry and eggs in certain areas in Pennsylvania. Filed 3:41 p. m.

Scranton Orders 20 and 21, Amendment 1, covering dry groceries in certain counties in Pennsylvania. Filed 3:42 and 3:43 p. m.

Scranton Orders 22 and 23, Amendment 1, covering dry groceries in certain counties in Pennsylvania. Filed 3:43 and 3:47 p. m.

Scranton Order 24, Amendment 1, covering dry groceries in certain counties in Pennsylvania. Filed 3:40 p. m.

Scranton Order 25, Amendment 1, covering dry groceries in certain counties in Pennsylvania. Filed 3:41 p. m.

Scranton Order 20, covering dry groceries in certain counties in Pennsylvania. Filed 3:42 p. m.

Scranton Order 21, covering dry groceries in certain counties in Pennsylvania. Filed 3:42 p. m.

Scranton Order 22, covering dry groceries in certain counties in Pennsylvania. Filed 3:43 p. m.

Scranton Order 23, covering dry groceries in certain counties in Pennsylvania. Filed 3:47 p. m.

Scranton Order 6-W, Amendments 1 and 24, covering dry groceries in certain counties in Pennsylvania. Filed 3:40 p. m.

Scranton Order 7-W, Amendments 1 and 25, covering dry groceries in certain counties in Pennsylvania. Filed 3:41 p. m.

Wilmington Order 5-F, Amendment 5, covering fresh fruits and vegetables in the entire State of Delaware. Filed 3:42 p. m.

Wilmington Orders 2-C and 4-O, covering poultry and eggs in Delaware North of the Delaware and Chesapeake Canal. Filed 3:42 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-3718; Filed, Mar. 7, 1946; 4:15 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1245]

DAYTON POWER AND LIGHT CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 6th day of March 1946.

Notice is hereby given that a declaration has been filed with this Commis-

sion pursuant to the Public Utility Holding Company Act of 1935 by The Dayton Power and Light Company ("Dayton"), an electric utility subsidiary of Columbia Gas & Electric Corporation, a registered holding company.

Notice is further given that any interested person may, not later than March 21, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such declaration, as filed or amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transaction, as provided in Rule U-20 (a) and Rule U-100 thereof. Such request should be addressed to the Secretary, Securities and Exchange Commission, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration, which is on file in the office of the Commission, for a statement of the transactions therein proposed, which are summarized as follows:

Dayton proposes to amend its articles so as to provide (i) that in the event that four quarterly dividends upon its cumulative preferred stock should ever be in arrears, the preferred stockholders will have the right, voting separately as a class, to elect the majority of the Board of Directors, thus changing the existing articles which provide that in such event preferred stockholders have only the right to vote share-for-share with the holders of the common stock; and (ii) that the express terms and provisions of the cumulative preferred stock may not be changed in any manner substantially prejudicial to the holders thereof except with the consent of the holders of two-thirds of the outstanding preferred stock, thus changing the existing articles which require the consent of two-thirds of the holders of the preferred stock for any change in the express terms and provisions of the preferred stock, whether or not such change is prejudicial to the preferred stock.

The management also proposes to solicit the holders of the cumulative preferred stock for proxies in favor of the proposed amendment of the articles.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3732; Filed, Mar. 8, 1946; 9:37 a. m.]

[File No. 1-2916]

INTERSTATE HOME EQUIPMENT CO., INC.

ORDER GRANTING APPLICATIONS TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of March A. D. 1946.

In the matter of applications by the New York Curb Exchange and the Chicago Board of Trade to strike from listing and registration Interstate Home Equipment Company, Inc. common stock, $1.00 par value; File No. 1-2916.

The New York Curb Exchange and the Chicago Board of Trade, pursuant to section 12 (d) of the Securities Exchange Act of 1943 and Rule X-12D2-1 (b) promulgated thereunder, having each made application to strike from listing and registration on their respective Exchanges the common stock, $1.00 par value, of Interstate Home Equipment Company, Inc.;

After appropriate notice, a hearing having been held in these matters; and

The Commission having considered said applications together with the evidence introduced at said hearing, and having due regard for the public interest and the protection of investors;

It is ordered, That said applications be and the same are hereby granted, effective at the close of the trading session on March 18, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3731; Filed, Mar. 8, 1946; 9:37 a. m.]

Reference

PART A '46

FEDERAL REGISTER

VOLUME 11 NUMBER 49

Washington, Tuesday, March 12, 1946

The President

EXECUTIVE ORDER 9702

CREATING AN EMERGENCY BOARD TO INVESTIGATE A DISPUTE BETWEEN THE ALTON RAILROAD COMPANY AND OTHER CARRIERS, AND CERTAIN OF THEIR EMPLOYEES

WHEREAS a dispute exists between The Alton Railroad Company and other carriers, as set forth in the list attached hereto and made a part hereof, and certain of their employees represented by the Brotherhood of Locomotive Engineers and the Brotherhood of Railroad Trainmen, labor organizations; and

WHEREAS the dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS the dispute, in the judgment of the National Mediation Board, threatens substantially to interrupt interstate commerce to a degree such as to deprive the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), I hereby create a board of three members, to be appointed by me, to investigate said dispute. No member of the said board shall be pecuniarily or otherwise interested in any organization of railway employees or any carrier.

The board shall report its findings to the President with respect to the said dispute within thirty days from the date of this order.

As provided by section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by The Alton Railroad Company and the other carriers, or their employees in the condition out of which the said dispute arose.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 8, 1946.

LIST

WESTERN REGION

Alton RR
Atchison, Topeka & Santa Fe Ry
Gulf, Colorado & Santa Fe Ry
Pan Handle & Santa Fe Ry
Baltimore & Ohio Chicago Terminal RR
Belt Railway Company of Chicago
Burlington-Rock Island RR
Camas Prairie RR
Chicago & Eastern Illinois RR
Chicago & Illinois Midland Ry
Chicago & North Western Ry
Chicago & Western Indiana RR
Chicago, Burlington & Quincy RR
Chicago Great Western Ry
Chicago, Milwaukee, St. Paul & Pacific RR
Chicago, Terre Haute & Southeastern Ry
Chicago, Rock Island & Pacific Ry
Chicago, St. Paul, Minneapolis & Omaha Ry
Colorado & Southern Ry
Denver & Rio Grande Western RR
Denver & Salt Lake Ry
Des Moines Union Ry
Duluth, Missabe & Iron Range Ry (Iron Range Div.)
Duluth, Missabe & Iron Range Ry (Missabe Div.)
Duluth, Winnipeg & Pacific Ry
East St. Louis Junction RR
Elgin, Joliet & Eastern Ry
Forth Worth & Denver City Ry
Wichita Valley Ry
Galveston, Houston & Henderson RR
Great Northern Ry
Green Bay & Western RR
Kewaunee, Green Bay & Western RR
Ahnapee and Western Ry
Gulf Coast Lines—Comprising
New Orleans, Texas & Mexico Ry
Beaumont, Sour Lake & Western Ry
Orange & Northwestern Ry
St. Louis, Brownsville & Mexico Ry
Iberia, St. Mary & Eastern Ry
New Iberia & Northern RR
Houston & Brazos Valley Ry
San Antonio, Uvalde & Gulf RR
Sugar Land Ry
Rio Grande City Ry
Asherton & Gulf Ry
San Antonio Southern Ry
San Benito & Rio Grande Valley RR
Asphalt Belt Ry
Houston North Shore Ry
International-Great Northern RR
Harbor Belt Line RR
Houston Belt & Terminal Ry
Illinois Central RR
Yazoo and Mississippi Valley RR
Vicksburg, Shreveport & Pacific Ry
Alabama and Vicksburg Ry
Gulf and Ship Island RR
Chicago and Illinois Western RR
Kansas City Southern Ry
Kansas City Terminal Ry
Los Angeles Junction Ry
Louisiana & Arkansas Ry
Manufacturers Ry
Midland Valley RR
Kansas, Oklahoma & Gulf Ry
Oklahoma City-Ada-Toka Ry
Minneapolis & St. Louis Ry

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FEDERAL REGISTER

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Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

Book 3: Titles 33–50, including a general index and ancillary tables.

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Missouri Pacific RR
Missouri-Illinois RR
Northern Pacific Ry (includes former Minnesota & International and Big Fork & International Falls Rys)
Northern Pacific Terminal Co. of Oregon
Northwestern Pacific RR
Ogden Union Railway & Depot Co.
Oregon, California & Eastern Ry
Peoria & Pekin Union Ry
Port Terminal R. R. Association
Pueblo Union Depot & R. R. Co.
St. Joseph Terminal RR
St. Louis-San Francisco Ry
St. Louis, San Francisco & Texas Ry
St. Louis Southwestern Ry
St. Louis Southwestern Ry Co. of Texas
San Diego & Arizona Eastern Ry
Southern Pacific Co. (Pacific Lines)—excluding former El Paso & Southwestern System
Southern Pacific Company—former El Paso & Southwestern
Southern Pacific Company—former Arizona Eastern
South Omaha Terminal Ry
Spokane, Portland & Seattle Ry
Oregon Trunk Ry
Oregon Electric Ry
Terminal R. R. Association of St. Louis
Texas and New Orleans RR
Texas & Pacific Ry
Abilene & Southern Ry
Weatherford, Mineral Wells & Northwestern Ry
Texas-New Mexico Ry
Pecos Valley Southern Ry
Texas Short Line Ry
Texas Mexican Ry
Texas Pacific-Missouri Pacific Terminal R. R. of New Orleans
Union Pacific RR
Union Railway Co. (Memphis)
Union Terminal Company (Dallas)
Wabash RR
Western Pacific RR

EASTERN REGION

Akron & Barberton Belt RR
Akron, Canton & Youngstown RR
Ann Arbor RR
Baltimore & Ohio RR
Curtis Bay RR
Bessemer & Lake Erie RR
Boston and Maine RR
Brooklyn Eastern District Terminal
Bush Terminal RR
Canadian National—Lines in New England—(Atlantic & St. Lawrence RR and Lewiston & Auburn RR)
United States & Canada RR
Champlain & St. Lawrence RR
St. Clair Tunnel Co.
Central Vermont Ry
Chicago, Indianapolis & Louisville Ry
Chicago Union Station Co.
Cincinnati Union Terminal Co.
Delaware & Hudson RR. Corp.
Delaware, Lackawanna & Western RR
Detroit & Toledo Shore Line RR
Detroit, Toledo & Ironton RR
Detroit Terminal RR
Erie RR
Grand Trunk Western RR
Huntington & Broad Top Mountain R. R. & Coal Co.
Indianapolis Union Ry
Jay Street Connecting RR
Lake Terminal RR
Lehigh & New England RR
Lehigh Valley RR
McKeesport Connecting RR
Maine Central RR
Portland Terminal Company
Monongahela Ry
Montour RR
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Buffalo and East
West of Buffalo
Ohio Central Division (including K&M District)
Federal Valley
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Canada Division
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Louisville & Jefferson Bridge & RR
Boston & Albany RR
Indiana Harbor Belt RR
Chicago River & Indiana RR
Chicago Junction Ry
Pittsburgh & Lake Erie RR
Lake Erie & Eastern RR
Cleveland Union Terminals
New York, Chicago & St. Louis RR
New York Dock Ry
New York, New Haven & Hartford RR
Pennsylvania RR
Long Island RR
Pennsylvania-Reading Seashore Lines
Pere Marquette Ry
Fort Street Union Depot Company
Pittsburgh & West Virginia Ry
Pittsburgh, Chartiers & Youghiogheny Ry
Reading Company
River Terminal Ry
Staten Island Rapid Transit Ry
Union Depot Company (Columbus)
Union Freight RR (Boston)
Washington Terminal Company
Wheeling & Lake Erie Ry
Lorain & West Virginia Ry

SOUTHEASTERN REGION

Atlanta, Birmingham & Coast RR
Atlantic Coast Line RR
Atlanta & West Point RR
Western Railway of Alabama
Atlanta Joint Terminals

Central of Georgia Ry
Charleston & Western Carolina Ry
Chesapeake & Ohio Ry (including Hocking Division)
Clinchfield RR
Florida East Coast Ry
Georgia RR
Gulf, Mobile & Ohio RR
Jacksonville Terminal Company
Kentucky & Indiana Terminal RR
Louisville & Nashville RR
Nashville, Chattanooga & St. Louis Ry
Norfolk & Portsmouth Belt Line RR
Norfolk & Western Ry
Richmond, Fredericksburg & Potomac RR (Includes Potomac Yards)
Seaboard Air Line Ry
Southern Ry System (includes State University RR)
Cincinnati, New Orleans & Texas Pacific Ry
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New Orleans & Northeastern RR
Georgia Southern & Florida Ry
Harriman & Northeastern RR
Cincinnati, Burnside & Cumberland River Ry
New Orleans Terminal
St. John's River Terminal
Virginian Ry
Winston-Salem Southbound Ry

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Alabama, Tennessee & Northern RR
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Apalachicola Northern RR
Ashley, Drew & Northern Ry
Atlantic & East Carolina Ry
Atlantic & Yadkin Ry
Baltimore & Annapolis RR
Barre & Chelsea RR
Beaver, Meade & Englewood RR
Benwood & Wheeling Connecting Ry
Berlin Mills Ry
Birmingham Southern RR
Boston Terminal Co.
Butte, Anaconda & Pacific Ry
Blue Ridge Ry
Columbia, Newberry & Laurens RR
Colorado & Wyoming Ry
California State Belt RR
California Western RR & Navigation Co.
Campbell's Creek RR
Canton RR
Carolina & Northwestern Ry
Chattanooga Traction Co.
Chicago, Attica & Southern RR
Chicago Short Line Ry
Chicago, South Shore & South Bend RR
Chicago, West Pullman & Southern RR
Columbia Union Station
Columbus & Greenville Ry
Copper Range RR
Cornwall RR
Cumberland & Pennsylvania RR
Cowlitz, Chehalis & Cascade Ry
Cuyahoga Valley Ry
Central Railroad Company of New Jersey
Chicago, Aurora & Elgin RR
Chicago, North Shore & Milwaukee RR
Danville & Western Ry
Des Moines & Central Iowa RR
Delray Connecting RR
Detroit & Mackinac Ry
Duluth, South Shore & Atlantic Ry
East St. Louis Junction RR
East Broad Top Railroad and Coal Co.
Escanaba & Lake Superior RR
East Erie Commercial RR
East Tennessee & Western North Carolina RR
Fort Dodge, Des Moines & Southern Ry
Fore River RR
Fonda, Johnstown & Gloversville RR
Frankfort & Cincinnati RR
Gainesville Midland RR
Georgia & Florida RR
High Point, Randalman, Ashboro & Southern RR
Hudson & Manhattan RR
Illinois Northern Ry
Illinois Terminal RR
Jacksonville, Gainesville & Gulf Ry
Interstate RR
Kelley's Creek & Northwestern RR
Kansas City Connecting RR
Kansas City, Kaw Valley RR
Litchfield & Madison Ry
Lake Superior & Ishpeming RR
Lakeside & Marblehead RR
LaSalle & Bureau County RR
Lehigh & Hudson River Ry
Lake Champlain & Moriah RR
Lackawanna & Wyoming Valley RR
Live Oak, Perry & Gulf RR
Longview, Portland & Northern Ry
Louisiana & North West RR
Manufacturers' Junction (Chicago) Ry
Memphis Union Station
Monongahela Connecting RR
Minneapolis Eastern Ry
Minneapolis, Northfield & Southern Ry
Monessen & Southwestern Ry
Macon, Dublin & Savannah RR
Manistee & Northeastern Ry
Maryland & Pennsylvania RR
McCloud River RR
Meridian & Bigbee River Ry
Midland Terminal Ry
Mississippi Central RR
Missouri & Arkansas Ry
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New York Dock Ry
Niagara Junction Ry
Northampton & Bath RR
Norfolk & Portsmouth Belt Line RR
New Orleans & Lower Coast RR
New Orleans Public Belt RR
New York, Ontario & Western Ry
Newburg & South Shore Ry
Norfolk Southern Ry
Northeast Oklahoma RR
Orange, Pacific & Eastern
Orange Southern
Oregon & Northwestern RR
Patapsco & Back Rivers RR
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Port Angeles & Western RR
Pacific Electric Ry
Portland Electric Power Co.
Pacific Coast RR
Pittsburgh & Shawmut RR
Pittsburgh, Shawmut & Northern RR
Paris & Mt. Pleasant RR
Quanah, Acme & Pacific Ry
Roscoe, Snyder & Pacific Ry
Raritan River RR
Rutland RR
Rapid City, Black Hills & Western RR
San Francisco & Napa Valley RR
Savannah Union Station
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Tennessee Central Ry
Tennessee RR
Tidewater Southern Ry
Toledo Terminal RR
Tennessee, Alabama & Georgia Ry
Terminal Railway Alabama State Docks
Union Freight Railroad Boston
Union Belt of Detroit
Union Terminal Railroad of St. Joseph
Utah RR
Union Railroad Company (Pittsburgh)
Wichita Falls & Southern RR
Williamiana & Grande Ronde Ry
Waterloo, Cedar Falls & Northern RR
Western Maryland Ry
Wichita Terminal Association
Yadkin RR
Yosemite Valley Ry
Yakima Valley Transportation Co.
Youngstown & Northern RR
Youngstown & Southern Ry

[F. R. Doc. 46-3838; Filed, Mar. 8, 1946; 4.53 p. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

[Supp. Announcement 10]

PART 295—DISPOSAL OF SURPLUS AGRICULTURAL COMMODITIES FOR EXPORT

SUPPLEMENTAL ANNOUNCEMENT TO TERMS AND CONDITIONS OF COTTON SALES FOR EXPORT PROGRAM

As stated in the public announcement of February 23, 1946, Commodity Credit Corporation has amended its Cotton Sales for Export Program to change the method of computing the price of cotton sold from its stocks under the program. Accordingly, § 295.4, as amended, of the "Terms and Conditions of Cotton Sales for Export Program" is deleted and the following is substituted:

§ 295.4 *Purchase price.* The purchase price per pound to be paid by an exporter for cotton covered by a Purchase Order or Purchase Request which is accepted by the Corporation shall be the price bid in the Purchase Order or Purchase Request, less the amount of the applicable export differential. The export differential applicable to any cotton purchased from the Corporation hereunder shall be the export differential announced by Commodity Credit Corporation and in effect at the time the Corporation receives notice of the export sale against which such cotton is being purchased. If the Purchase Order or Purchase Request is received by the Corporation more than 90 days after the date the Corporation receives notice of the export sale against which such cotton is being purchased, the purchase price shall be increased by 5 points for each month or fraction thereof between the end of such 90-day period and the date the Purchase Order or Purchase Request is received by the corporation. Purchase Orders and Purchase Requests shall be submitted and construed in accordance with instructions issued by the New Orleans Office of the Cotton Branch, Production and Marketing Administration, United States Department of Agriculture.

This amendment is effective March 1, 1946, as to Purchase Orders and Purchase Requests submitted against export sales of which the Corporation receives notice on or after March 1, 1946 (except export sales of which the Corporation receives notice on March 1, 1946, pursuant to § 295.22). With respect to all other export sales, the Corporation hereby elects not to accept Purchase Orders and Purchase Requests submitted against such sales after March 15, 1946. After March 15, the Corporation will sell cotton against such sales on a bid basis, in accordance with the provisions of this amendment, or pay the export differential against such sales as provided in § 295.7.

Dated this 8th day of March 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
By J. B. HUTSON,
President.

Attest:
SARA E. SWANICK,
Assistant Secretary.

[F. R. Doc. 46-3874; Filed, Mar. 8, 1946; 5:06 p. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 75-2, Amdt. 35]

PART 1410—LIVESTOCK AND MEATS

BEEF REQUIRED TO BE SET ASIDE

War Food Order No. 75.2, as amended (10 F.R. 12841, 13039, 13437, 15061; 11 F.R. 225, 2218) is hereby further amended to read as follows:

§ 1410.18 *Beef required to be set aside*—(a) *Definitions.* (1) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), United States Department of Agriculture (including but not restricted to any corporate agency thereof), the War Shipping Administration, and the Veterans Administration.

(2) "Federally inspected slaughterer" means any slaughterer whose establishment is operated under Federal inspection.

(3) "Federal inspection" means inspection under the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U.S.C. 71, and as extended by Public Law 602, 77th Congress, approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(4) "Certified slaughterer" means any slaughterer of livestock who has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139, as amended (10 F.R. 9993).

(5) "Certified slaughtering plant" means any establishment or facility for the slaughter of livestock which has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139, as amended (10 F.R. 9993).

(6) "Set aside beef" means beef of the type and grade required to be set aside, reserved, and held under this order.

(7) "Authorized purchaser" means:

(i) Any person who is under contract to sell or deliver set aside beef, or products prepared in whole or part therefrom, to a governmental agency;

(ii) Any person who has delivered set aside beef, or products prepared in whole or part therefrom, to a governmental agency, and has not replaced the set aside beef so delivered, or contained in the products so delivered, by a purchase of set aside beef under this order;

(iii) Any person who is authorized by the Assistant Administrator to purchase set aside beef.

(8) "Ship supplier" means any person designated and approved as such by the War Shipping Administration.

(9) "Conversion weight" means the dressed weight equivalent of beef, determined as prescribed in paragraph (f) hereof.

(10) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(11) "Assistant Administrator" means the Assistant Administrator, for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(12) Any term not specifically defined herein shall have the meaning set forth for such term in War Food Order No. 75, as amended (10 F.R. 4649).

(b) *Federally inspected slaughterers: quantity, type; grade.* No Federally inspected slaughterer and no slaughterer whose cattle are slaughtered in an establishment operated under Federal inspection shall deliver meat for civilian consumption unless he shall:

(1) Set aside, reserve, and hold for delivery as directed in paragraph (d) hereof, the following percentages of the conversion weight of each week's production of beef of the types and grades indicated below:

Type and grade	*Set-aside percentage*
"U. S. Choice" steers and heifers	30
"U. S. Good" steers and heifers	30
"U. S. Good" cows	30
"U. S. Commercial" steers, heifers and cows	30
"U. S. Utility" steers, heifers and cows (grade C)	40
Cutter and canner steers, heifers and cows (grade D)	50

(2) Bone, in accordance with Army specifications for frozen boneless beef, not less than 80 percent of all "U. S. Choice" beef and 80 percent of each type of "U. S. Good" beef required to be set aside, reserved, and held under paragraph (b) (1) of this section; *Provided, however,* That the Order Administrator may wholly or partially exempt any slaughterer from this requirement upon a proper showing that said slaughterer does not have adequate facilities for boning, or does not have, or is unable to obtain, sufficient personnel to bone said beef, or is unable to comply with this requirement for any reason which appears to the Order Administrator to warrant such exemption.

(c) *Certified slaughterers; quantity; type; grade.* No certified slaughterer and no owner or operator of a certified slaughtering plant shall deliver meat for civilian consumption unless he shall set aside, reserve, and hold for delivery as directed in paragraph (d) of this section, the following percentages of the conversion weight of each week's production of beef of the types and grades indicated below:

Type and grade	*Set-aside percentages*
"U. S. Commercial" steers, heifers and cows	30
"U. S. Utility" steers, heifers and cows (Grade C)	40
Cutter and canner steers, heifers, and cows (Grade D)	50

(d) *Delivery to Governmental agencies, authorized purchasers, and ship suppliers.* No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall deliver to Governmental agencies, authorized purchasers, and ship suppliers, before the close of each calendar week, beef of each of the types and grades specified in paragraphs (b) and (c) of this section in a quantity not less than the quantity of beef of such type and grade required to be set aside, reserved and held by such slaughterer during the previous week.

(e) *Federal inspection required.* All beef required to be set aside, reserved, and held under this order shall be inspected in accordance with the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U. S. C. 71, and as extended by Public Law 602, 77th Congress, approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(f) *Conversion weight.* (1) The conversion weight of all deliveries of beef, and the conversion weight of carcasses and of cuts and trimmings derived therefrom, and of beef products produced therefrom, shall be determined by multiplying the weight thereof by the appropriate conversion factor set forth below:

Type and description of product	*Conversion factor (multiplier)*
Dressed carcasses and cuts, not boned fresh (chilled) or frozen	1.00
Boned beef and trimmings, fresh (chilled) or frozen	1.41
Cured other than dried—not boned	.95
Cured other than dried—boned	1.34
Dried (including smoked)	2.20
Boneless beef derived from cutter and canner grade steers, heifers, cows, stags, and bulls (grade D beef)	1.45
Canned beef and gravy (for delivery to the Army)	2.00
Canned beef and gravy (for delivery to Commodity Credit Corporation)	1.60

The term "boned" describes cuts from which 50 percent or more of the bone, by weight, has been removed by the process of boning, and the term "not boned" describes cuts from which none or less than 50 percent of the bone, by weight, has been removed, and primal cuts which contain no bone.

(2) The conversion weight of beef of any type used in the preparation of sau-

sage or in the preparation of canned meat, or any other beef product not specified above, shall be computed by determining, on the basis of the manufacturing formula, the net weight of the beef in such processing, and multiplying such net weight by the applicable conversion factor set forth above for such type of beef. The net weight of beef which is cooked and used in the preparation of canned meat not specified above shall be the weight thereof before cooking.

(3) The Assistant Administrator may, upon written application, revise any conversion weight factor where it is shown that such factor is working an undue hardship in the preparation of certain products.

(g) *Credits allowed on deliveries.* Subject to paragraph (h) of this section, any set aside beef delivered to a governmental agency, authorized purchaser, or ship supplier may be credited against the set aside requirements of this order for beef of the type and grade so delivered.

(h) *Certificates.* No set-aside beef shall be delivered to any authorized purchaser, and no credit shall be allowed for any such delivery unless, within 10 days after delivery, the slaughterer obtains a certificate signed by the authorized purchaser, acknowledging receipt of the beef and containing the following: The name and address of both parties and the date of delivery; the contract number of the contract between the authorized purchaser and the governmental agency; and a statement by the authorized purchaser that the set-aside beef so delivered, or an equivalent amount of set-aside beef, will be or has been used in the fulfillment of such contract. The slaughterer shall endorse on such certificate the conversion weight of such beef, together with a description permitting conversion in accordance with paragraph (f) of this section. The slaughterer and the authorized purchaser shall each retain an original of such certificate for at least two years and shall submit the same to the Assistant Administrator upon request. All statements contained in or accompanying such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(i) *Storage; packaging.* All beef set aside, reserved and held under this order shall be stored in such manner as to maintain the quality thereof, and shall be prepared and packaged in accordance with the requirements of the governmental agency purchasing the beef.

(j) *Authorized purchasers required to redeliver.* Each authorized purchaser who receives set aside beef under the provisions of this order shall deliver all such beef, or an equivalent amount of the same type and grade of set aside beef, to a governmental agency or ship supplier.

(k) *Allocation.* The Assistant Adminstrator may, by general order or written notice to individual slaughterers, order the allocation of beef set aside under this order to or among specific governmental agencies, authorized purchasers or ship suppliers. In the absence of such allocation, slaughterers may, subject to paragraph (h) of this section, sell beef so set aside to any such person or agency.

(l) *Existing contracts.* The provisions of this order shall not be construed as reducing the amount of meat which any slaughterer is required to offer or to deliver under any existing contract with a governmental agency, as defined herein, or with the United States Maritime Commission.

(m) *Reports.* Every slaughterer subject to this order shall report to the Assistant Administrator concerning his production of and transactions in beef. Such reports shall be made at such times and upon such forms as the Assistant Administrator may require, and shall be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(n) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits and inspections of the books, records and other writings, promises, supplies of livestock or stocks of meat of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(o) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(p) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(q) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 75–2, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, 5 South Wabash Avenue, Chicago 3, Illinois.

(r) *Territorial scope.* This order shall apply within the 48 states and the District of Columbia.

(s) *Effective date.* This amendment shall become effective at 12:01 a. m., e. s. t., March 10, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75–2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 8th day of March 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46-3866; Filed, Mar. 8, 1946; 5:05 p. m.]

[WFO 75-3, Amdt. 29]

PART 1410—LIVESTOCK AND MEATS

PORK PRODUCTS REQUIRED TO BE SET ASIDE

War Food Order No. 75–3, as amended (10 F.R. 6499, 7789, 8949, 9422, 9992, 10165, 11225, 13679, 14685; 11 F.R. 1559, 1881), is hereby further amended to read as follows:

§ 1410.20 *Pork and pork products required to be set aside*—(a) *Definitions.* (1) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding for the purposes of this order, United State Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), the United States Department of Agriculture (including any corporate agency thereof), the War Shipping Administration or any approved ship supplier designated as such by War Shipping Administration, and the Veterans' Administration.

(2) "Federally inspected slaughterer" means any slaughterer whose establishment is operated under Federal inspection.

(3) "Federal inspection" means inspection under the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U. S. C. 71, and as extended by Public Law 602, 77th Cong., approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(4) "Certified slaughterer" means any slaughterer of livestock who has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139, as amended (10 F.R. 9993).

(5) "Certified slaughtering plant" means any establishment or facility for the slaughter of livestock which has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139, as amended (10 F.R. 9993).

(6) "Set aside pork" means pork or pork products (including lard) of the type and grade required to be set aside, reserved, and held under this order.

(7) "Authorized purchaser" means:

(i) Any person who is under contract to sell or deliver set aside pork, or products prepared in whole or part therefrom, to a governmental agency;

(ii) Any person who has delivered set aside pork, or products prepared in whole or part therefrom, to a governmental agency, and has not replaced the set aside pork so delivered, or contained in the products so delivered, by a purchase of set aside pork under this order;

(iii) Any person who is authorized by the Assistant Administrator to purchase set aside pork;

(iv) Any person who is under contract to sell or deliver set aside pork, or products prepared in whole or part therefrom, to an authorized purchaser as defined in paragraph (a) (7) (i) and (a) (7) (ii) of this section.

(8) "Dressed carcass" means a hog carcass dressed in accordance with normal trade custom, with the leaf fat and kidney out, the jowls on, the hams faced, and the head off.

(9) "Conversion weight" means the dressed weight equivalent of pork, determined as prescribed in paragraph (d) of this section.

(10) "Live weight", with reference to each week's slaughter of hogs, means the total live weight of all hogs purchased for slaughter each week, determined from scale tickets issued at the time of purchase, less the weight of hogs condemned during the same week converted to a live weight basis.

(11) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(12) "Assistant Administrator" means the Assistant Administrator for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(13) Any term not defined herein shall have the meaning set forth for such term in War Food Order No. 75 (10 F. R. 4649).

(b) *Set aside requirements; slaughterers affected.* This order shall apply to the following slaughterers, *Provided, however,* That until further order of the Assistant Administrator, the requirements of this paragraph shall not be applicable with respect to slaughtering operations conducted in the States of Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia:

All federally inspected slaughterers;
Every slaughterer whose hogs are slaughtered in an establishment operated under Federal inspection;
All certified slaughterers;
Every owner or operator of a certified slaughtering plant.

No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall:

(1) Set asides, reserve and hold for delivery as directed in subparagraph (2) of this section a quantity of lard, the total weight of which shall be not less than 5.0 percent of the total live weight of each week's slaughter of hogs, and a quantity of pork and pork products, other than lard, the total weight of which shall be not less than 13.0 percent of the total live weight of each week's slaughter of hogs;

(2) Deliver to governmental agencies and authorized purchasers, before the close of each calendar week, pork and pork products of the types specified in paragraph (1) of this section hereof in an amount not less than the amount of such types of pork and pork products required to be set aside, reserved and held during the previous week.

(c) *Federal inspection required.* All pork and pork products required to be set aside, reserved and held under this order shall be inspected under the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U.S.C. 71, and as extended by Public Law 602, 77th Cong., approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(d) *Conversion weight.* (1) The conversion weight of all deliveries of pork and the conversion weight of carcasses and of cuts and trimmings derived therefrom and of pork products procured therefrom, shall be determined by multiplying the weight thereof by the appropriate conversion factor set forth below:

TYPE AND DESCRIPTION OF PRODUCT

	Conversion factors (multiplier)	
	Not boned	Boned
Cuts:		
Fresh (chilled)	1.00	1.15
Pork sides	1.00	------
Wiltshire sides (cured)	1.10	------
Pork loins	1.00	------
Pork loins (semi-boneless)	------	1.33
Fatted, skinless hams and shoulders	------	1.33
Boned, fatted, skinless hams, smoked	------	1.45
Fatted, skinless picnics	------	1.45
Oversea hams, 96 hours' smoke	1.25	------
Army hams, 48 hours' smoke	1.15	------
Standard domestic smoked hams	1.10	------
Other cured	1.00	1.10
Other smoked	1.10	1.20
Other cooked	1.20	1.45
Trimmings: Fresh (chilled) or frozen	------	1.00

CANNED MEATS

	Conversion factor (multiplier)
Chopped ham	1.28
Luncheon meat	1.35
Corned pork	2.22
Tushonka	1.80
Pork sausage	1.00
Issue bacon	1.18
Sliced bacon	1.25
Dehydrated pork (10% maximum moisture content)	4.75

The term "boned" describes cuts from which 50 percent or more of the bone, by weight, has been removed by the process of boning, and the term "not boned" describes cuts from which none or less than 50 percent of the bone, by weight, has been removed, and primal cuts which contain no bone.

(2) The conversion weight of pork of any type used in the preparation of sausage, or in the preparation of canned meat, or any other meat product not specified above, shall be computed by determining, on the basis of the manufacturing formula, the net weight of the pork used in such processing, and multiplying such net weight by the applicable conversion factor set forth above for such type of pork. The net weight of pork which is cooked and used in the preparation of canned meat not specified above shall be the weight thereof before cooking.

(e) *Credits allowed on deliveries.* Subject to the provisions of paragraph (f) of this section, any set aside pork delivered to a governmental agency or authorized purchaser may be credited against the set aside requirements of this order for pork or pork products of the type and grade so delivered.

(f) *Certificates.* No set aside pork shall be delivered to any authorized purchaser, and no credit shall be allowed for any such delivery unless, within 10 days after delivery, the slaughterer obtains a certificate signed by the authorized purchaser, acknowledging receipt of the pork and containing the following: The name and address of both parties and the date of delivery; the contract number of the contract between the authorized purchaser and the governmental agency; and a statement by the authorized purchaser that the set aside pork so delivered, or an equivalent amount of set aside pork, will be or has been used in the fulfillment of such contract. The slaughterer shall endorse on such certificate the conversion weight of such pork, together with a description permitting conversion in accordance with paragraph (d) of this section. The slaughterer and the authorized purchaser shall each retain an original of such certificate for at least two years, and shall submit the same to the Assistant Administrator upon request. All statements contained in or accompanying such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(g) *Specifications; storage; packaging.* All pork and pork products required to be set aside, reserved, and held under this order shall be stored in such a manner as to maintain the quality thereof and shall be prepared and packaged in accordance with specifications of the governmental agencies to whom delivered. Such specifications may be obtained by application addressed to the Order Administrator.

(h) *Authorized purchasers required to redeliver.* Each authorized purchaser who receives set aside pork under the provisions of this order shall deliver all such pork or an equivalent amount of the same kind and type of set aside pork to a governmental agency or authorized purchaser.

(i) *Allocations.* The Assistant Administrator may, by general order or written notice to individual slaughterers, order the allocation of pork set aside under this order to or among specific governmental agencies or authorized purchasers. In making such allocations, the Assistant Administrator or the Order Administrator may specify the stage of processing (fresh, frozen, cured, smoked, or canned), and the weight

ranges of all set aside pork so allocated. Such specifications shall be in addition to the specifications mentioned in paragraph (g) of this section. In the absence of such allocation, slaughterers may, subject to paragraph (f) of this section, sell pork so set aside to any such person or agency.

(j) *Existing contracts.* The provisions of this order shall not be construed as reducing the amount of meat which any slaughterer is required to offer or to deliver under any existing contract with a governmental agency, as defined herein, or with the United States Maritime Commission.

(k) *Records and reports.* (1) Every slaughterer subject to the provisions of this order, as specified in paragraph (b) of this section, shall report to the Assistant Administrator concerning his production of and transactions in pork and pork products, including lard. Such reports shall be made at such times and upon such forms as the Assistant Administrator may require, and shall be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every slaughterer subject to the provisions of this order, as specified in paragraph (b) of this section, shall keep such records with respect to inter- or intra-plant transactions as may be required by the Order Administrator.

(l) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audit or inspection of the books, records, and other writings, premises, supplies of livestock or stocks of meat of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(m) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by a request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(n) *Violations.* Any person who violates any provision of this order may in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(o) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 75–3, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, 5 South Wabash Avenue, Chicago 3, Illinois.

(p) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(q) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., March 10, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75–3, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E. O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 8th day of March 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46-3867; Filed, Mar. 8, 1946; 5:05 p. m.]

[WFO 75-4, Amdt. 7]

PART 1410—LIVESTOCK AND MEATS

CERTIFIED SLAUGHTERERS REQUIRED TO SET ASIDE; FEDERAL INSPECTION

War Food Order No. 75–4, as amended (10 F.R. 12843, 13041, 13438; 11 F.R. 2219), is hereby further amended as follows:

1. By deleting paragraph (a) (9) and substituting in lieu thereof the following:

(9) "Ship supplier" means any person designated and approved as such by the War Shipping Administration.

2. By adding immediately after paragraph (a) (13) the following new paragraphs:

(14) "Certified slaughterer" means any slaughterer of livestock who has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139, as amended (10 F.R. 9993).

(15) "Certified slaughtering plant" means any establishment or facility for the slaughtering of livestock which has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139 (10 F.R. 9993).

3. By deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Slaughterers affected; quantity, type; grade.* The provisions of this order shall apply to the following persons:

All Federally inspected slaughterers;
All certified slaughterers;
Every owner or operator of a certified slaughtering plant.

No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall:

(1) Set aside, reserve and hold for delivery as directed in paragraph (b) (2) hereof, 40 percent of the conversion weight of each week's production of veal graded "U. S. Utility" obtained from calves whose carcasses weigh, with the hide off, from 60 to 275 pounds, both inclusive;

(2) Deliver to governmental agencies authorized purchasers and ship suppliers, before the close of each calendar week, veal of each of the grades specified in paragraph (b) (1) in an amount not less than the quantity of veal of such grade required to be set aside, reserved and held during the previous week"

4. By deleting the words, "Contract school", "marine hospital" and "maritime academy" which appear in paragraphs (c), (g) and (h)

5. By adding immediately after paragraph (p) the following new paragraph:

(q) *Federal inspection required.* All veal required to be set aside, reserved, and held under this order shall be inspected in accordance with the provisions of the act of March 4, 1907, (34 Stat. 1260), as amended; 21 U.S.C. 71, and as extended by Public Law 602, 77th Congress, approved June 10, 1942, (56 Stat. 351), and the rules and regulations promulgated thereunder.

This amendment shall become effective at 12:01 a. m., e. s. t., March 10, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date under War Food Order No. 75–4, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 8th day of March 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46-3865; Filed Mar. 8, 1946; 5:05 p. m.]

[WFO 75-6 Amdt. 4]

PART 1410—LIVESTOCK AND MEATS

CERTIFIED SLAUGHTERERS REQUIRED TO SET ASIDE; FEDERAL INSPECTION

War Food Order No. 75–6, as amended (10 F.R. 12844, 13041, 13438; 11 F.R. 2219), is further amended as follows:

1. By deleting paragraph (a) (8) and substituting in lieu thereof the following:

(8) "Ship supplier" means any person designated and approved as such by the War Shipping Administration.

2. By adding immediately after paragraph (a) (12) the following new paragraphs:

(13) "Certified slaughterer" means any slaughterer of livestock who has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139, as amended (10 F.R. 9993).

(14) "Certified slaughtering plant" means any establishment or facility for the slaughter of livestock which has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139 (10 F.R. 9993).

3. By deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Slaughterers affected; quantity; type; grade.* The provisions of this order shall apply to the following persons:

All Federally inspected slaughterers;
All certified slaughterers;
Every owner or operator of a certified slaughtering plant.

No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall:

(1) Set aside, reserve, and hold for delivery as directed in paragraph (b) (2) of this section, the following percentages of the conversion weight of each week's production of mutton of the indicated grades:

Grade:	*Set-aside percentage*
"U. S. Choice"	20
"U. S. Good"	20
"U. S. Commercial"	20
"U. S. Utility"	20

(2) Deliver to governmental agencies, authorized purchasers and ship suppliers, before the close of each calendar week, mutton of each of the grades specified in paragraph (b) (1) in an amount not less than the amount of mutton of such grade required to be set aside, reserved, and held during the previous week.

4. By deleting the words "contract school," "marine hospital," and "maritime academy" which appear in paragraphs (c), (g), and (h).

5. By adding immediately after paragraph (p) the following new paragraph:

(q) *Federal inspection required.* All lamb or mutton required to be set aside, reserved, and held under this order shall be inspected in accordance with the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U.S.C. 71 and as extended by Public Law 602 77th Congress, approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

This amendment shall become effective at 12:01 a. m., e. s. t., March 10, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75–6, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 8th day of March 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46-3864; Filed, Mar. 8, 1946; 5:05 p. m.]

[WFO 144, Amdt. 2]

PART 1468—GRAIN

WHEAT AND FLOUR

War Food Order No. 144 (11 F.R. 1761) is amended to read as follows:

§ 1468.13 *Distribution and use of wheat and flour.*—(a) *Definitions.* (1) "Wheat" means any grain which, before the removal of dockage, consists of 50 percent or more of wheat and not more than 10 percent of other grains for which standards have been established under the provisions of the United States Grain Standards Act (7 U. S. C. 71–87), and which, after the removal of dockage, contains not more than 50 percent of broken kernels of grain of any size. "Wheat" shall include whole wheat, ground wheat, cracked wheat, or wheat in any other form, but shall not include wheat mill feeds, emmer, spelt, einkorn, Polish wheat, or poulard wheat.

(2) "Flour" means (i) flour from wheat, (ii) farina, or (iii) semolina, as defined in subparagraphs (6), (13), and (15) of section 16 (a) of Revised Maximum Price Regulation No. 296 of the Office of Price Administration, as amended, or as it may be amended or revised from time to time.

(3) "Mixed feed" means any feed manufactured for sale for the feeding of livestock or poultry.

(4) "Excess wheat" means all wheat in the inventory of a merchandiser or country shipper, over and above that quantity needed to make deliveries on (i) orders from merchandisers supported by merchandisers' certificates issued under paragraph (e) hereof, (ii) export sales approved as provided in paragraph (m) hereof, and (iii) orders from millers, mixed feed manufacturers, or food manufacturers who furnish supply certificates as required by paragraph (k) hereof, including all supply certificates accompanied by preference orders issued under paragraph (d).

(5) "Merchandiser" means any person, other than a country shipper, who buys and sells wheat on his own account.

(6) "Country shipper" means any person who, at places other than terminal markets, is engaged in the business of purchasing wheat directly from farmers and storing and selling the same.

(7) "Distributor" means any person, including a blender, engaged in the business of buying and selling flour on his own account, except retail dealers who customarily handle less than one carload per month.

(8) "Miller" means any person engaged in the commercial manufacture of flour.

(9) "Mixed feed manufacturer" means any person engaged in the commercial manufacture of mixed feed.

(10) "Food manufacturer" means any person, other than a brewer or distiller, who uses wheat or flour in the commercial manufacture of edible products for human consumption, and includes but is not limited to, bakers, breakfast food manufacturers, and manufacturers of spaghetti, macaroni, and similar products, excluding, however, any food manufacturer as defined above who customarily uses less than one carload of wheat or flour, as the case may be, per month.

(11) "Inventory" means the total quantity of wheat or flour owned by any person, whether in store or in transit.

(12) "Average daily grind" means the total grind for any consecutive 90 day period (including Sundays and holidays) from January 1, 1945, to February 14, 1946, both inclusive, divided by ninety.

(13) "Wheat mill feeds" means those by-products usually obtained in the commercial process of flour milling, commonly designated as wheat bran, wheat middlings, wheat shorts, wheat red dog, bran and middlings (mill run wheat feeds), and low grade feed flour.

(14) "Director" means the Director, Grain Branch, Production and Marketing Administration, serving the Wheat Loan Program area in which the issuing person is located. The various Wheat Loan Program areas and the addresses of the Directors serving each area are as follows:

Address of Director	*Area*
208 South LaSalle St., Chicago 4, Ill.	Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maryland, Maine, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, West Virginia.
Dwight Bldg., 1004 Baltimore Ave., Kansas City 13, Mo.	Alabama, Arkansas, Colorado, Georgia, Florida, Kansas, Louisiana, Mississippi, Missouri, Nebraska, New Mexico, Oklahoma, South Carolina, Texas, Wyoming.
McKnight Bldg., Minneapolis 1, Minn.	Minnesota, Montana, North Dakota, South Dakota, Wisconsin.
304 Artisans Bldg., Portland 5, Oreg.	Arizona, California, Idaho, Nevada, Oregon, Utah, Washington.

(15) "Issuing person" means any person who has issued (i) a preference order as provided in paragraph (d) hereof, (ii) a merchandiser's certificate as provided in paragraph (e) hereof, or (iii) a supply certificate as provided in paragraph (k) hereof.

(16) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(17) "Assistant Administrator" means the Assistant Administrator, for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(b) *Use of wheat in mixed feed.* (1) No mixed feed manufacturer shall, during the following calendar months, use wheat in the manufacture of mixed feeds, including grain base mixes, at a rate in excess of the following percentages of the monthly average quantity of wheat so used during the period December 1, 1945, to January 31, 1946:

Month	*Percentage*
February and March 1946	75
April 1946	70
May 1946	65
June and following months 1946	60

Provided, however, That any mixed feed manufacturer located in the States of California, Idaho, Nevada, Oregon, Utah, or Washington may, to the extent that grains other than wheat are not available, use wheat in the manufacture of mixed feed in a quantity sufficient to bring his total use of grain during any of the above months up to 85 percent of the quantity of all grains used by such manufacturer in the manufacture of mixed feed during the corresponding calendar month of 1945;

Provided, further, That wheat sold by a mixed feed manufacturer, wherever located, for use as feed shall be considered as wheat used in the manufacture of mixed feed within the meaning of this paragraph (b).

(2) No person shall use wheat in any form in making any mixture of grains for sale as an ingredient in the manufacture of mixed feed.

(c) *Use of flour in mixed feed.* No person shall use flour in the manufacture of mixed feed unless such flour is unfit for human consumption.

(d) *Preference orders.* (1) Any miller who has less than a 21-day inventory of wheat based upon average daily grind, any mixed feed manufacturer who has less than a 21-day inventory of wheat based upon authorized use under paragraph (b) (1) hereof, and any food manufacturer who has less than a 21-day inventory of wheat based upon average monthly use during 1945, may issue a written order which, after approval by the Director, shall entitle the issuing person to preferred delivery as hereinafter provided. A preference order shall have attached thereto or incorporated therein a certificate in the following form:

The undersigned hereby certifies to the United States Department of Agriculture and to _____ that this certification

Name and address of supplier

is furnished in order to obtain preferred delivery, under War Food Order No. 144 of _____ bushels of wheat, and that such quantity either represents one carload lot, or will not increase the undersigned's inventory of wheat, as defined in such order, beyond a 30-day supply. The undersigned has issued supply certificate No. ____ under paragraph (k) of this order against the above-named supplier covering _____ bushels of wheat.

_____
Purchaser

By _____
Authorized official

_____
Address

_____
Date

(2) A preference order must be supported by an approved supply certificate issued either simultaneously with the preference order or prior thereto. A preference order may be issued for a quantity of wheat not to exceed the greater of the following quantities: (i) one carload lot, or (ii) a quantity necessary to bring the issuing person's inventory of wheat up to a 30-day supply based upon average daily grind in the case of a miller, authorized use under paragraph (b) (1) in the case of a mixed feed manufacturer, or average monthly use during 1945 in the case of a food manufacturer. The issuing person shall name his supplier upon the face of the preference order and shall forward the order to the Director for approval. The Director shall transmit the preference order, if approved, to the named supplier for execution.

(3) Total preference orders outstanding at any one time in favor of the same issuing person shall not exceed the greater of the quantities specified under paragraphs (b) (2) (i) or (b) (2) (ii) above.

(4) An issuing person who has a supply certificate under paragraph (k) outstanding against a particular supplier, shall direct his preference order first to such supplier.

(e) *Merchandisers' certificates.* (1) Any merchandiser who holds supply certificates issued under paragraph (k) hereof, or who has sold wheat to the Commodity Credit Corporation or for export under an authorization as provided in paragraph (m) hereof, may issue a written order for wheat, addressed to his country shipper or to another merchandiser, which shall have attached thereto or incorporated therein a numbered certificate (hereinafter called "merchandisers' certificate") in the following form:

The undersigned merchandiser hereby certifies to the United States Department of Agriculture and to _____

Name and address of supplier

that he is familiar with the terms of War Food Order No. 144, that this certificate is furnished in order to enable the undersigned to acquire _____ bushels of wheat, and that such wheat has been sold to _____ under the following described document:

Supply Certificate No. ____, issued by _____ for ____ bushels.

Approved export sale to _____ for ____ bushels.

Contract No. _____ with Commodity Credit Corporation for _____ bushels.

The undersigned merchandiser further certifies that the total quantity of wheat acquired under this certificate will be used by him to fill the above described order.

_____
Purchaser

By _____
Authorized official

_____
Address

_____
Certificate No.

_____
Date

(2) Merchandisers' certificates shall be issued in duplicate. The duplicate shall be forwarded to the Director and the original transmitted by the merchandiser to his supplier for execution. All merchandisers' certificates shall clearly identify the supply certificate, export sale, or sale to Commodity Credit Corporation against which such merchandisers' certificate is issued.

(3) Total merchandisers' certificates outstanding at any one time shall not exceed the aggregate quantity of wheat covered by all supply certificates, export sales, and sales to Commodity Credit Corporation in the hands of the issuing merchandiser.

(f) *Millers' and mixed feed manufacturers' wheat inventories.* No miller or mixed feed manufacturer shall accept delivery of wheat in any quantity which will cause his inventory of wheat, plus all quantities thereof bought to arrive or with respect to which he has a contract to purchase (futures contracts to be included only to the extent that such contracts call for May delivery), to exceed a 45-day supply based upon average daily grind in the case of a miller or authorized use under paragraph (b) (1) hereof in the case of a mixed feed manufacturer: *Provided, however,* That this paragraph (f) shall not apply to usual or customary sales of wheat by a producer thereof who delivers such wheat by truck directly to a mill or elevator attached thereto. (See paragraphs (a) (4) and (n) (3).)

(g) *1946 Crop wheat; exemption.* Wheat of the 1946 crop shall not be subject to any restriction under this order other than those contained in paragraph (l) entitled "Extraction rate."

(h) *Distributors' flour inventories.* No distributor shall, except for immediate resale for export, accept delivery of flour in any quantity which will cause his inventory of flour to exceed a 30-day supply based upon his average monthly deliveries of flour during the six preceding calendar months.

(i) *Food manufacturers' wheat and flour inventories.* No food manufacturer shall accept delivery of wheat or flour in any quantity which will cause his inventory of wheat or flour, respectively, to exceed his average monthly use of wheat or flour, respectively, during 1945.

(j) *Inventory exemption; carload lots.* Notwithstanding any other provision of this order, and subject to the certificate requirement contained in paragraph (k) hereof, any person whose inventory of wheat or flour does not exceed the quantity permissible under the applicable provision of this order, may accept delivery of one carload lot.

(k) *Supply certificates.* (1) No miller, mixed feed manufacturer, or food manufacturer shall accept delivery of wheat unless he has, prior to acceptance, issued and forwarded to the Director, for approval and transmission to the supplier, a certificate in the following form:

The undersigned hereby certifies to the United States Department of Agriculture and to _____ that he is

Name and address of supplier

familiar with the terms of War Food Order No. 144, that this certificate is furnished in order to enable the undersigned to acquire _____ bushels of wheat to be delivered on or about _____ and that the receipt by him of such wheat will not be in violation of any provision of War Food Order No. 144.

Date of delivery

_____
Purchaser

By _____
Authorized official

_____
Address

_____
Date

(2) The issuing person shall forward the supply certificate to the Director for approval. The Director shall transmit the certificate, if approved, to the named supplier for execution.

(3) No person shall deliver wheat to a miller, mixed feed manufacturer, or food manufacturer unless, at or before the time of delivery, the person making delivery receives a supply certificate approved by the Director covering the full amount of wheat delivered.

(l) *Extraction rate.* No miller shall produce any flour which consists of less than 80 percent by weight of the cleaned wheat from which such flour is produced, *Provided, however,* That farina may be produced subject to the following requirements:

(1) The quantity of farina produced shall not exceed 5 percent by weight of the straight run of flour from which such farina is separated;

(2) The weight of such farina, when added to the weight of the remainder of the flour from which such farina was separated, shall equal not less than 80 percent of the weight of the cleaned wheat from which such products were produced.

(m) *Export of wheat.* Any person who holds wheat for export or who purchases or contracts to purchase wheat for export shall, prior to application for an export license, or if such wheat is not at a port, prior to shipment to a port for export, first offer such wheat to the Director for sale and delivery to the Commodity Credit Corporation. Any wheat offered to and not accepted by the Commodity Credit Corporation may be exported only under license issued by the Office of International Trade, Department of Commerce, after approval of such issuance by the Order Administrator. Any person offering wheat may, at the time such offer is made, authorize the Order Administrator to apply in such person's behalf to the Office of International Trade, Department of Commerce, for the issuance of an export license. Any wheat so offered which has not, within two days from the time of such offer, either been accepted by the Commodity Credit Corporation or authorized for export as above provided, shall remain subject to all the provisions of this order.

(n) *Sales priorities: Offers of excess wheat to Commodity Credit Corporation.* (1) Any merchandiser or country shipper who owns or acquires excess wheat shall sell such excess wheat against preference orders supported by supply certificates to the extent that such excess wheat is available at the time that a preference order is received.

(2) Any merchandiser or country shipper who owns or acquires excess wheat over and above the quantity needed to fill preference orders as provided in paragraph (n) (1) hereof may sell such excess wheat at any time against merchandisers' certificates issued under paragraph (e), supply certificates issued under paragraph (k), or approved export orders as provided in paragraph (m).

(3) All excess wheat which a merchandiser or country shipper has on hand as of the close of market each week, beginning with the week ending March 9, 1946, for which such merchandiser or country shipper does not have preference orders, shall be offered to the Director before noon of the following Monday for sale and delivery to the Commodity Credit Corporation. A country shipper offering such wheat may indicate the merchandiser through whom he desires the transaction to be handled. All excess wheat so offered which has not been accepted within two days from the time of such offer shall be considered as having been refused by the Commodity Credit Corporation but shall remain subject to all other provisions of this order in the same manner as if such offer had not been made.

(o) *Shipping or delivery priorities.* (1) A merchandiser or country shipper shall ship or deliver preference orders, in the order in which received, to the exclusion of all other orders.

(2) A merchandiser or country shipper who has no preference orders shall, as shipping facilities become available, fill other orders for wheat in the following order of priority. All priorities shall be determined on a weekly basis and all unfilled orders carried over from previous weeks shall receive priority, in the order indicated below, over those received during subsequent weeks:

(i) First—Sales to Commodity Credit Corporation, in the order in which received.

(ii) Second—Export sales authorized as provided under paragraph (m) hereof, in the order in which received.

(iii) Third—Orders from millers, mixed feed manufacturers, or food manufacturers, when covered by approved supply certificates as provided in paragraph (k) hereof, in the order in which received.

Provided, however, That the provisions of this paragraph (o) shall be subject to any regulations or orders now in effect or which may hereafter be issued with respect to shipping priorities for export wheat, whether for private account or for the account of the Commodity Credit Corporation.

(p) *Prohibited deliveries of wheat mill feeds and flour.* No miller shall sell or deliver wheat mill feeds to any person except feeders and persons regularly engaged in the business of manufacturing or distributing feed, nor flour to any person except for home consumption by the recipient thereof or to a person regularly engaged in the business of distributing flour or processing it into other products.

(q) *Transfers between branches or departments.* The transfer of wheat or flour between units, departments, branches, plants, or companies owned, controlled, or directed by the same person but engaged in separate activities as merchandisers, country shippers, millers, distributors, food manufacturers, or mixed feed manufacturers, shall constitute delivery and acceptance of delivery within the meaning of this order.

(r) *Records and reports.* (1) Every miller shall on or before February 28, 1946, mail a report to the Director showing his average daily grind as defined in paragraph (a) (12) hereof.

(2) Every mixed feed manufacturer shall, on or before February 28, 1946, mail a report to the Director showing the monthly average quantity of wheat used by him in the manufacture of mixed feed, including grain base mixes, during the period December 1, 1945, to January 31, 1946.

(3) Every miller, mixed feed manufacturer, and food manufacturer shall, on or before February 28, 1946, mail a report to the Director showing the following as of February 18, 1946: (i) wheat on hand on the premises (mill or mill elevator), (ii) wheat stored at other places, (iii) wheat under contract to purchase, (iv) wheat in transit, and (v) May futures contracts for wheat.

(4) All certificates executed under this order shall be retained for at least two years and shall, upon request, be submitted to the Assistant Administrator for examination. All statements contained in such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(5) The Assistant Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(6) Every person subject to this order shall, for at least two years or for such period of time as the Assistant Administrator may designate, maintain an accurate record of his milling of wheat, production of flour or mixed feed, and his transactions in these commodities.

(s) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(t) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of wheat and flour, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(u) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(v) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, delivering, or using wheat and flour. Any person who wilfully violates any provi-

sion of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(w) *Delegation of authority.* The Administration of this order and the powers vested in the Secretary of Agriculture insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(x) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 144, Grain Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(y) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(z) *Effective date.* This amendment shall become effective at 12:01 a. m., e. s. t., March 8, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 144, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 7th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3834; Filed, Mar. 8, 1946; 1:28 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter V—Military Reservations

PART 504—ARMY EXCHANGES

POSTS, CAMPS AND STATIONS

1. In § 504.5 paragraph (c) (5) (i) is amended and subparagraph (10) is added as follows:

§ 504.5 *Activities.* • • •

(c) *Concessions.* • • •

(5) Contracts with concessionaires will provide:

(i) For the payment of commissions to the exchange monthly at the rate of 10 per centum of gross concession sales.

• • • • •

(10) A standard form concession contract as approved by the Chief, Army Exchange Service will be executed between the exchange and the concessionaire in each instance.

2. Revoke § 504.11 as follows:

§ 504.11 *Civilian auditors.* [Revoked]

(R.S. 161; 5 U.S.C. 22) [AR 210-65, 12 June 1945, as amended by C2, 21 Feb. 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-3836; Filed, Mar. 8, 1946; 4:21 p. m.]

Chapter VII—Personnel

PART 707—MEDICAL AND DENTAL ATTENDANCE

MEDICAL ATTENDANCE

Amend § 707.2 (b) (1) to read as follows:

§ 707.2 *For whom authorized.* • • •

(b) *Military.* (1) Officers, Army nurses, Women's Army Corps, other militarized female personnel of the Army, contract surgeons (full time), warrant officers, flight officers, cadets and enlisted men, while in active Federal service, and general prisoners and prisoners of war.

(R.S. 161; 5 U.S.C. 22) [AR 40-505, 5 Dec. 1945, as amended by C1, 28 Feb. 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-3835; Filed, Mar. 8, 1946; 4:21 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3286—METALS AND MINERALS

[General Preference Order M-89, Revocation]

CORUNDUM

Section 3286.15 *General Preference Order M-89* is hereby revoked. This revocation does not affect any liabilities incurred for violation of the order or of actions taken by the War Production Board or Civilian Production Administration under the order. The use and delivery of corundum remains subject to all other regulations and orders of the Civilian Production Administration.

Issued this 11th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-3904; Filed, Mar. 11, 1946; 11:09 a. m.]

Chapter XI—Office of Price Administration

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 53,[1] Amdt. 57]

FATS AND OILS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Article XI of Maximum Price Regulation No. 53 is amended in the following respects:

1. Section 11.1 is amended to read as follows:

SEC. 11.1 *Maximum prices.* The maximum prices of lard shall be the prices computed as follows:

(a) *Chicago and East St. Louis basing points area.* This area shall include that part of the continental United States east of the Mississippi River and north of the northern boundaries of Tennessee and North Carolina, except Minnesota. Chicago and East St. Louis basing points maximum prices:

(1) Loose lard, 13.05 cents per pound in tank cars, delivered within corporate limits of basing points.

(2) Base or standard commercial refined lard, 14.80 cents per pound, in tierces, delivered within corporate limits of basing points.

(i) The maximum price that may be charged by any processor for loose lard, delivered, at any community in this area outside the corporate limits of the basing points, shall be 13.05 cents per pound plus the tank car freight rate per pound on loose lard from the nearest basing point freightwise in the area to the community of sale. No other charges may be added to this delivered price.

(ii) The maximum price at which a processor may sell base or standard commercial refined lard in tierces, delivered, at any community in this area, outside the corporate limits of the basing points, shall be 14.80 cents per pound, plus the packing house products freight rate, tare added, between the nearest basing point freightwise and the community of sale. No other charges may be added to this delivered price.

(b) *Kansas City basing point area.* This area shall include that part of the continental United States east of the Mississippi River and south of the southern boundaries of Kentucky and Virginia. Kansas City basing point maximum prices:

(1) Loose lard, 12.80 cents per pound in tank cars, delivered within corporate limits of Kansas City.

(2) Base or standard commercial refined lard, 14.55 cents per pound, in tierces, delivered within corporate limits of Kansas City.

(i) The maximum price that may be charged by any processor for loose lard, delivered, at any community in this area shall be 12.80 cents per pound plus the tank car freight rate per pound on loose lard from the basing point for this area to the community of sale. No other charges may be added to this delivered price.

(ii) The maximum price at which a processor may sell base or standard commercial refined lard in tierces, delivered, at any community in this area shall be 14.55 cents per pound, plus the packing house product freight rate, tare added, between the basing point and the community of sale. No other charges may be added to this delivered price.

(c) *Multiple basing point area.* This area shall include that part of the continental United States west of the Mississippi River and all of the State of Minnesota. Basing points shall be as follows:

Iowa: Cedar Rapids, Davenport, Des Moines, Dubuque, Fort Dodge, Marshalltown, Mason City, Ottumwa, Waterloo.
Minnesota: Albert Lea, Austin, Duluth, South St. Paul, St. Paul, Winona.
Missouri: Joplin, Kansas City, South St. Joseph, Springfield.
Nebraska: South Omaha, Omaha.

Maximum prices at each of these basing points shall be as follows:

(1) Loose lard, 12.80 cents per pound, in tank cars, delivered within corporate limits of basing points.

(2) Base or standard commercial refined lard, 14.55 cents per pound, delivered within corporate limits of basing points.

(i) The maximum price that may be charged by any processor for loose lard, delivered, at any community in this area, outside the corporate limits of the basing points shall be 12.80 cents per pound, plus the tank car freight rate per pound on loose lard from the nearest basing point freightwise in the area to the community of sale. No other charges may be added to this delivered price.

(ii) The maximum price at which a processor may sell base or standard commercial refined lard in tierces, delivered, at any community of sale in this area, outside the corporate limits of the basing points shall be 14.55 cents per pound, plus the packing house products freight rate, tare added, between the nearest basing point freightwise and the community of sale. No other charges may be added to this price.

2. Subsection 11.3 (c) of Maximum Price Regulation 53 is amended to read as follows:

SEC. 11.3 (c) *Sales to Government agencies.* The maximum price for sales of lard to procurement agencies of the U. S. Government shall be the prices set out in sections 11.1–11.3, inclusive, above, plus ½ of a cent per pound.

(1) The maximum price for sales of lard to procurement agencies of the U. S. Government in 56-pound wood or fibre export boxes shall be the tierce price per pound for lard as computed in this Sec. 11.3 (c) above plus ¼ of a cent per pound. No additional charges may be added for this type of package. This provision removes the pricing of lard in 56-pound wood or fibre export boxes on sale to procurement agencies of the U. S. Government from Supplementary Order No. 106.

3. Section 11.5 is amended to read as follows:

SEC. 11.5 *Cash lard.* The maximum price for cash lard shall be 14.05 cents per pound, Chicago basis, and the maximum price for lard futures contracts traded on the Chicago Board of Trade shall be 14.05 cents per pound.

4. Section 11.10 is deleted and sections 11.11, 11.12 and 11.13 are renumbered sections 11.10, 11.11 and 11.12 respectively.

This amendment shall become effective March 11, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved:

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3843; Filed, Mar. 8, 1946; 4:55 p. m.]

[1] 10 F.R. 12902, 13867, 14690, 15171; 11 F.R. 244, 1620.

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 148,[1] Amdt. 33]

DRESSED HOGS AND WHOLESALE PORK CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 148 is amended in the following respects:

1. Items 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 17, 18, 19, 20 and 21 in the schedule of prices set forth in paragraph (a) of Schedule I of § 1364.35 are amended to read as follows:

Item	Green or frozen		Cured		Smoked		Ready-to-eat		Cooked	
	Weight (pounds)	Price (dollars)	Weight (pounds)	Price (dollars)	Weight (pounds)	Price (dollars)	Weight (pounds)	Price (dollars)	Weight (pounds)	Price (dollars)
						Wrapped		*Wrapped*		*Wrapped*
1. Hams—regular bone-in	Under 14	$22.50	Under 14	$22.75	Under 14	$27.00	Under 12	$29.75	Under 12	$29.75
	14–18	21.75	14–18	22.00	14–18	26.25	12–16	29.00	12–16	29.00
	Over 18	20.75	Over 18	21.00	Over 18	25.25	Over 16	28.00	Over 16	28.00
2. Hams—skin on, long cut, bone-in (may be sold only to be "aged, dry cured").	Under 14	22.50								
	14–18	21.75								
	Over 18	20.75								
3. Hams—skinned bone-in	Under 14	24.50	Under 14	24.75	Under 14	29.25	Under 12	32.25	Under 12	32.25
	14–18	23.75	14–18	24.00	14–18	28.50	12–16	31.50	12–16	31.50
	Over 18	22.75	Over 18	23.00	Over 18	27.50	Over 16	30.50	Over 16	30.50
4. Hams—regular boneless	Under 14	25.75	Under 14	26.00	Under 12	30.75	Under 12	33.75	Under 12	33.75
	14–18	25.00	14–18	25.25	12–16	30.00	12–14	33.00	12–14	33.00
	Over 18	24.00	Over 18	24.25	Over 16	29.00	Over 14	32.00	Over 14	32.00
5. Hams—skinned boneless	Under 14	28.00	Under 14	28.25	Under 12	33.25	Under 12	36.50	Under 12	36.50
	14–18	27.25	14–18	27.50	12–16	32.50	12–14	35.75	12–14	35.75
	Over 18	26.25	Over 18	26.50	Over 16	31.50	Over 14	34.75	Over 14	34.75
6. Hams—regular boneless and fatted	Under 10	30.50	Under 10	30.75	Under 10	36.50	Under 8	39.75	Under 8	43.25
	10–14	29.50	10–14	29.75	10–12	35.50	8–12	38.75	8–10	41.50
	Over 14	28.00	Over 14	28.25	Over 12	34.00	Over 12	37.25	Over 10	39.25
7. Hams—skinless, boneless and fatted	Under 10	33.00	Under 10	33.25	Under 10	39.25	Under 8	42.75	Under 8	46.50
	10–14	32.00	10–14	32.25	10–12	38.25	8–12	41.75	8–10	44.75
	Over 14	30.50	Over 14	30.75	Over 12	36.75	Over 12	40.25	Over 10	42.25
	Under 8	18.50	Under 8	19.75	Under 8	24.00				
	8–12	18.00	8–12	19.25	8–12	23.50				
9. Bellies—square cut and seedless	12–16	16.50	12–16	17.75	12–14	22.00				
	16–20	16.00	16–20	17.25	14–18	21.50				
	20–22	15.50	20–22	16.75	18–20	21.00				
	Under 8	20.75	Under 8	22.00	Under 8	26.75				
10. Bellies—square cut and seedless, derined	8–12	20.25	8–12	21.50	8–10	26.25				
	12–16	18.50	12–16	19.75	10–14	23.50				
	16–20	18.00	16–20	19.25	14–16	22.75				
	Under 12	24.25	Under 12	25.00	Under 10	28.50				
11. Loins—regular	12–16	22.75	12–16	23.50	10–14	27.00				
	16–20	21.75	16–20	22.50	14–18	26.00				
	Over 20	20.75	Over 20	21.50	Over 18	25.00				
17. Loins—boneless (may not be sold to retailers)		35.75		36.50						
18. Canadian bacon						44.00		48.00		
19. Sliced Canadian bacon						53.25		57.25		
20. Briskets		13.00		14.25		18.75				
21. Sliced bacon, derined. (Note: Price does not include special wrapping, packaging or shipping container):										
Standard Grade A						31.00				
Standard Grade B						28.00				
Standard Grade C						26.75				
Sliced jowl butts						17.50				
Sliced regular plates						17.00				
Bacon end slices						15.50				

2. Items 1, 2 and 3 in the schedule of prices set forth in paragraph (b) of Schedule I in § 1364.35 are amended to read as follows:

Item	Green or frozen	Cured	Smoked	Barbecued
1. Fat backs:				
Under 12 pounds	$11.25	$11.50	$13.50	-------
12-16	11.75	12.00	14.00	-------
Over 16 pounds	12.25	12.50	14.50	-------
2. Fat back ends or squares	10.50	10.75	12.75	-------
3. Bellies or belly squares-dry salt trim (clear or rib)	15.00	15.75	18.50	-------

3. Items 1 and 3 of the schedule of prices set forth in paragraph (c) of Schedule I of § 1364.35 are amended to read as follows:

Item	Cooked and smoked		Baked or barbecued	
	Weight (pounds)	Price	Weight (pounds)	Price
1. Hams—regular, boneless and fatted	Under 8	$44.75	Under 8	$48.00
	8-10	43.00	8-10	46.00
	Over 10	40.75	Over 10	43.50
2. Hams—skinless, boneless and fatted	Under 8	48.25	Under 8	51.25
	8-10	46.50	8-10	49.25
	Over 10	44.00	Over 10	46.50

4. Items 1, 3, 4, 6, 7, 9, 10 and 11 in the schedule of prices set forth in paragraph (d) of Schedule I of § 1364.35 are amended to read as follows:

Item	Price	Yield of curing lot in percentage of green weight
1. Aged, dry cured hams	$40.00	73
3. Aged, dry cured bacon	29.25	80
4. Aged, dry cured sides (packer)	26.50	80
6. Aged, dry cured bacon sides (boneless)	26.00	80
7. Aged, dry cured bacon sides (sparerib in)	25.50	80
		Yield in percentage of green weight
9. Prosciutto ham	38.00	76
10. Aged, dry cured ham, cooked	69.50	-------
11. Aged, dry cured ham, baked	69.50	-------

5. Item 17 in the schedule of prices set forth in paragraph (f) of Schedule I of § 1364.35 is amended to read as follows:

Item	Fresh or frozen	Cured		Smoked
		Loose	In pieces	
17. Cappocola butt:				
Natural casing	$43.75	-------	-------	-------
Artificial casing	43.00	-------	-------	-------

6. Items 1, 2, 3 and 5 in the schedule of prices set forth in paragraph (g) of Schedule I of § 1364.35 are amended to read as follows:

Item	Container and net weight				
	Kit, 10 pounds each	½ barrel, 25 pounds each	¾ barrel, 50 pounds each	½ barrel, 100 pounds each	Barrel, 200 pounds each
FAT BACK PORK					
(Pieces per barrel)					
1. 30-40 or 40-50	$2.55	$4.25	$8.20	$15.85	$29.75
2. 50-60 or 60-70	2.50	4.15	8.00	15.50	29.00
3. 70-80 or 80-100 or 100-125	2.40	4.03	7.75	15.00	28.00
PLATE PORK					
5. Briske pork	2.63	4.25	8.25	16.00	30.00

7. Paragraph (h) of Schedule I of § 1364.35 is amended to read as follows:

(h) *Products for sale only (1) to war procurement agencies, (2) licensed ship suppliers for resale only to ship operators, and (3) to ship operators.* Prepared according to United States Government specifications. (For exception see § 1364.22 (h) (2).)

Fresh, frozen, cured and smoked items	Weight (pounds)	Price
1. Wiltshires—cured	-------	$21.25
2. Wiltshires—scalded, frozen in sacks	-------	21.25
3. Oversea hams: Regular—shankless (96 hour smoke, long cure, wrapped in muslin. Packed in salt C. Q. D. specifications):		
8-10	-------	33.75
10-14	-------	33.00
14-18	-------	32.00
4. Oversea hams: Skinned—shankless (96 hr. smoke, long cure, wrapped in muslin. Packed in salt C. Q. D specifications):		
8-10	-------	36.25
10-14	-------	35.50
14-18	-------	34.50
5. Export hams: Regular—shank on (96 hr. smoke, long cure, not wrapped. Packed in salt—F. S. C. C. specifications):		
Under 12	-------	30.75
12-16	-------	30.00
Over 16	-------	29.00
6. Export hams: Skinned—shank on (96 hr. smoke, long cure, not wrapped. Packed in salt—F. S. C. C. specifications):		
Under 12	-------	33.00
12-16	-------	32.25
Over 16	-------	31.25
7. War hams: Regular (48 hr. smoke, long cure, commercial wrapping, packed without salt, C. Q. D. specifications) (deduct $.75 per cwt. if smoked 24 hrs. or more but less than 48 hrs.):		
8-12	-------	29.00
12-16	-------	28.25
Over 16	-------	27.25
8. War hams: Skinned (48 hrs. smoke, long cure, commercial wrapping, packed without salt, C. Q. D. specifications) (deduct $.75 per cwt. if smoked 24 hrs. or more but less than 48 hrs.):		
8-12	-------	31.25
12-16	-------	30.50
Over 16	-------	29.50
9. Issue hams: Regular (short cure, 48 hr. smoke, commercial wrapping), (if smoked 24 hrs. or more but less than 48 hrs., use prices stated for smoked regular hams, item 1 of Schedule I (a)):		
8-14	-------	27.50
14-18	-------	26.75
18-20	-------	25.75
10. Issue hams: Skinned (short cure, 48 hr. smoke, commercial wrapping), (if smoked 24 hrs. or more but less than 48 hrs., use prices stated for smoked skinned hams, item 3 of Schedule I (a).)		
8-14	-------	29.75
14-18	-------	29.00
18-20	-------	28.00
11. Export hams: Regular (short cure, smoked 96 hrs., not wrapped, packed in salt, F. S. C. C. specifications).		
Under 12	-------	27.75
12-16	-------	27.00
Over 16	-------	26.00
12. Export hams: Skinned (short cure, smoked 96 hours, not wrapped, packed in salt F. S. C. C. specifications).		
Under 12	-------	30.00
12-16	-------	29.25
Over 16	-------	28.25
13. War bacon (Fancy trimmed, Type I, Smoked 48 hrs., Commercial wrapping, C. Q. D. specifications)		
6-8	-------	26.00
8-12	-------	25.50
12-14	-------	24.00
14-18	-------	23.50
14. Oversea bacon (Fancy trimmed, Type 2, smoked 96 hrs., Dry salt cured, wrapped in muslin. Packed in salt—C. Q. D. specifications).		
Under 10	-------	28.25
10-14	-------	26.25
14-18	-------	25.75

Fresh, frozen, cured and smoked items	Weight (pounds)	Price
15. Rib backs:		
Short cut, dry salt cure	-------	$19.25
Short cut, dry salt cure, smoked (F. S. C. C. specifications)	-------	23.75
	10 and down.	31.00
16. Semi-boneless loins	10-12	29.50
	12-18	28.50
17. Smoked picnics—export (F. S. C. C. specifications)	-------	25.00
18. Pork sausage, fresh or frozen:		
Bulk	-------	27.25
In artificial casings	-------	28.50
In hog casings	-------	31.00
In sheep casings	-------	33.00

Barreled pork items	Net weight	Price per barrel or tierce
19. Mess pork in barrels	200 lbs. green weight.	$44.75
20. Fat back pork CCC Specifications:	*Net shipped weight*	
A. In 200 lb. barrels:		
30-40 or 40-50 pieces per 200 lb. barrel.	204 lbs	32.50
50-60 or 60-70 pieces per 200 lb. barrel.	204 lbs	31.50
70-80 or 80-100 or 100-125 pieces per 200 lb. barrel.	204 lbs	30.50
B. In 300 lb. tierces:		
30-40 or 40-50 pieces per 300 lb. barrel.	306 lbs	47.75
50-60 or 60-70 pieces per 300 lb. barrel.	306 lbs	46.25
70-80 or 80-100 or 100-125 pieces per 300 lb. barrel.	306 lbs	44.75

NOTE.—If second-hand tierces are used, deduct $2.25 per tierce from the above prices.

Canned pork items	Size of can	Price per 100 pounds
21. Spiced luncheon meat:		
Cylindrical cans	12 oz	$34.45
	12 oz	34.95
Rectangular cans	2½ lbs	32.95
	6 lbs	32.70
22. Spiced ham:		
Cylindrical cans	12 oz	35.75
	12 oz	36.25
	2½ lbs	34.25
Rectangular cans	6 lbs	34.00
	1½ lbs	37.25
23. Pork sausage	2 lbs	36.45
24. Pork sausage links, S. C.	2 lbs	33.20
H. C.	1½ or 2 lbs	35.20
25. Pork sausage soya links	12 oz	35.20
26. Corned pork	16 lbs	33.45
27. Sliced bacon (F. D. A. specifications.)	11½ lbs	31.95
Sliced bacon (C. Q. D. 155A specifications.)	17 lbs	31.70
28. Slab bacon (type II, C. Q. D. 33E specifications.)	17 lbs	34.45
	12 lbs	27.95
	14 lbs	26.70
	12 oz	35.95
29. Pork tongues	6 lbs	33.95
	12½ lbs	34.45
30. Pork soya segments	1½ or 2 lbs	23.70
31. Cvinaya tushonka (manufactured in accordance with F. S. C. C. specifications, Revised Schedule 10, Items 1670, 1671, 1672, or 1673. These specifications do not preclude cvinaya tushonka from being manufactured according to other specifications for sale only to war procurement agencies, but any such product not meeting the specifications prescribed herein shall be priced in accordance with the provisions of Revised Maximum Price Regulation No. 156).	11¼ oz	41.45
	15½ oz	40.70
	28 oz	39.95
	36 oz	39.45
32. Pork and gravy:		
Braised	30 oz	40.95
Unbraised	30 oz	35.95
33. Pork sausage meat (C. Q. D. 98A specifications).	34 oz	33.20
34. Sliced bacon (type II, C. Q. D. 33 E specifications).	½ or 5½ lbs	33.20
	7½ lbs	32.95
	14 or 16 lbs	32.70
35. Pork sausage, S. C. (Type II, C. Q. D. 98B specifications).	32 oz	44.45

7A. Items 1, 2 and 3 in paragraph (i) of Schedule I in § 1364.35 are amended to read as follows:

Item	Weight (pounds)	Price
1. Hams, regular—shank on (96-hour smoke, long cure, wrapped).	Under 12	$31.00
	12-16	30.25
	Over 16	29.25
2. Hams, skinned—shank on (96-hour smoke, long cure, wrapped).	Under 12	33.25
	12-16	32.50
	Over 16	31.50
3. Bacon, square cut seedless, smoked 96 hours, wrapped.	Under 10	26.25
	10-14	24.75
	14-18	24.25

8. Subparagraph (1) of paragraph (a) of Schedule IV of § 1364.36 (Appendix B) is amended to read as follows:

(1) Table of weight ranges and seasonal denominators.

Weights of dressed hogs (by range)		Related live hog weight classifications, live weight (pounds)	Denominators by seasons			
			December, January, February, March, April, and May		June, July, August, September, October, and November.	
Packer style (pounds)	Shipper style (pounds)		Packer style	Shipper style	Packer style	Shipper style
BUTCHER HOGS						
1. 73-89	81-99	120-140	1.545	1.465	1.555	1.475
2. 90-107	100-119	140-160	1.475	1.395	1.485	1.405
3. 108-123	120-136	160-180	1.445	1.365	1.455	1.375
4. 124-138	137-153	180-200	1.425	1.345	1.435	1.355
5. 139-154	154-171	200-220	1.415	1.335	1.425	1.345
6. 155-169	172-188	220-240	1.405	1.325	1.415	1.335
7. 170-192	189-213	240-270	1.40	1.32	1.41	1.33
8. 193-213	214-235	270-300	1.395	1.315	1.405	1.325
9. 214-239	236-265	300-330	1.39	1.31	1.40	1.32
10. Over 239	Over 265	Over 330	1.385	1.305	1.395	1.315
SLAUGHTER PIGS						
11. Under 73	Under 79	Under 120	1.625	1.545	1.635	1.555
SOWS:						
12. 181-280	202-312	270-400	1.42	1.34	1.43	1.35
13. 280 and over	312 and over	400 and over	1.415	1.335	1.425	1.345

9. The example in subparagraph (2) of paragraph (a) of Schedule IV of § 1364.36 (Appendix B) is amended by the addition of the following note to be added immediately following the italicized word and immediately preceding the first sentence of the body thereof, "Example:", and to read as follows:

NOTE: The examples used hereinafter retain the seasonal denominators in effect prior to March 11, 1946; and have not been changed so as to use those placed in effect on that date since the pricing methods shown remain unchanged.

10. Subparagraph (1) of paragraph (b) of Schedule IV of §1364.36 (Appendix B) is amended to read as follows:

(1) Table of base prices

PACKER STYLE

Weight range Pigs and butcher hogs:	*Price per cwt.*
Under 73 lbs	$20.00
73 lbs. and over, but under 90 lbs	19.00
90 lbs. and over, but under 108 lbs	18.50
108 lbs. and over, but under 124 lbs	18.25
124 lbs. and over, but under 155 lbs	18.00
155 lbs. and over, but under 213 lbs	17.75
Over 213 lbs	17.50
Sows: All weights	17.50
Stags: All weights	15.75
Boars: All weights	12.25
Oily hogs (deduct $1.50 per cwt. from above prices).	

SHIPPER STYLE

Weight range Pigs and butcher hogs:	*Price per cwt.*
Under 80 lbs	$19.00
80 lbs. and over, but under 100 lbs	18.00

SHIPPER STYLE—continued

Weight range Pigs and butcher hogs:	*Price per cwt.*
100 lbs. and over, but under 120 lbs	$17.50
120 lbs. and over, but under 137 lbs	17.25
137 lbs. and over, but under 172 lbs	17.00
172 lbs. and over, but under 235 lbs	16.75
Over 235 lbs	16.50
Sows: All weights	16.50
Stags: All weights	14.75
Boars: All weights	11.25
Oily hogs (deduct $1.50 per cwt. from above prices).	

On sales to war procurement agencies $0.75 per hundredweight may be added to the above prices for dressed hogs.

This amendment shall become effective March 11, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved, March 8, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3842; Filed, Mar. 8, 1946; 4:54 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 169, Amdt. 66]

BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

1. In § 1364.452 (d) (2) the text preceding the table of prices is amended to read as follows:

(2) *Beef carcass and beef wholesale cut prices applicable in Zone 4.* Subject to the provisions of paragraph (k) of this § 1364.452, the applicable zone prices for Zone 4 are the prices listed below plus an addition of 30 cents per hundredweight.

2. In § 1364.452 (d) (2) footnote 1 following the table of prices is amended by inserting "50 cents per hundredweight" in place of "25 cents per hundredweight."

3. In § 1364.452 (d) (3) the text preceding the table of prices is amended to read as follows:

(3) *Kosher beef wholesale cut prices applicable in Zone 4.* Subject to the provisions of paragraph (k) of this § 1364.452 and paragraph (b) of Schedule III (§ 1364.454), the applicable zone prices of kosher wholesale cuts for Zone 4 are the prices listed below plus an addition of 45 cents per hundredweight.

4. In § 1364.452 (l) (2) the text preceding the table of prices is amended to read as follows:

(2) The maximum delivered price for "boneless beef for army canned meat" in each of the following price zones shall be the price listed below for that zone plus an addition of $1.05 per hundredweight.

5. In § 1364.452 (m) (2) the text preceding the table of prices is amended to read as follows:

(2) The maximum f. o. b. boning plant price for frozen boneless beef (army specifications) in each of the following price zones shall be the price listed below for that zone plus an addition of $1.05 per hundredweight.

6. In § 1364.452 (m) (5) the text preceding the table of prices is amended to read as follows:

(5) The maximum f. o. b. boning plant price for frozen boneless beef (hindquarters) (army specifications) in each of the following price zones shall be the price listed below for that zone plus an addition of $1.05 per hundredweight.

7. In § 1364.452 (n) (2) the text preceding the table of prices is amended to read as follows:

(2) The maximum delivered price for each of the following items of boneless processing beef shall be the price listed below plus an addition of .70 cents per hundredweight. (If boneless processing beef is sold on an f. o. b. boning plant basis the seller shall reduce the prices specified below for the zone in which the boning plant is located by 25 cents per cwt., and the result, plus the addition set out above, shall be the selling f. o. b. boning plant price).

8. In § 1364.452 (n) (2) footnote 2 following the table of prices is amended by inserting "$22.20 per cwt.," in place of "$21.50 per cwt."

9. In § 1364.452 (o) (4) the text preceding the table of prices is amended to read as follows:

(4) The fabricated beef cut prices applicable in Zones 3 and 4 for sales by a hotel supply house to purveyors of meals, subject to the provisions in paragraph (k) of § 1364.452, substituting for the purpose of this paragraph (o) the term "fabricated beef cut" for the term "wholesale cut" contained therein, are the prices listed below plus an addition of 50 cents per cwt.

10. In § 1364.452 (o) (5) the text preceding the table of prices is amended to read as follows:

(5) The fabricated beef cut prices applicable in Zones 3 and 4 for sales by packing or slaughtering plants, packing branch houses, wholesaler's or other selling establishments to purveyors of meals subject to the provisions in paragraph (k) of § 1364.452, substituting for the purposes of this paragraph (o) the term "fabricated beef cut" for the term "wholesale cut" contained therein, are as listed below plus an addition of 50 cents per cwt.

11. In § 1364.452 (o) (6) the text preceding the first table is amended to read as follows:

(6) Subject to the additions and deductions hereafter provided in Column IV, and subject further to the provisions of paragraph (g) of § 1364.405 the prices listed in the following table, plus an addition of $1.00 per hundredweight, shall be the applicable Zone 3 and Zone 4 prices on sales of fabricated beef cuts (War Shipping Administration specifications) made:

12. In § 1364.452 (o) (10) the text preceding the tables of prices is amended to read as follows:

(10) The applicable zone prices for ground beef and for each grade of each of the following miscellaneous beef items, for sales by a hotel supply house to a purveyor of meals, are the prices fixed by the tables below plus the following additions: (i) in Table A an addition of 70 cents per cwt. except in the case of Utility or C Grade trimmed beef tenderloins (Column II (6)) in which case the addition shall be $1.05 per cwt.; (ii) in Table B an addition of $1.00 per cwt. in the case of Briskets (Column I), 75 cents per cwt. in the case of Short Plates (Column II) and $1.00 per cwt. in the case of Beef hams (Column III); (iii) in Table C an addition of $2.00 per cwt. in the case of Corned Beef-Briskets (boneless) (Column I) and $1.25 per cwt. in the case of Peppered beef or Pastrami (boneless) (Column II); (iv) in Table D an addition of $2.00 per cwt. and (v) in Table E an addition of $4.00 per cwt. in the case of the 5-pound cartons (Column (1)) and the 3-pound cartons (Column (2)) and $4.75 per cwt. on the ¼ pound cellophane or other moisture resistant package (Column (3)). (All prices are on a dollars per hundredweight basis, except where otherwise noted; the prices for any fraction of a hundredweight shall be reduced accordingly. The addition set forth in § 1364.454 (f) is not applicable. The zone prices for sales of ground beef and miscellaneous beef items by a hotel supply house to a War Procurement Agency are specified in § 1364.452 (p) (3).)

13. In § 1364.452 (o) (10), in footnote 5 the table of prices is amended to read as follows:

	Per cwt.
Kosher corned briskets, boneless, deckle-off, Grade AA and/or A	$33.875
Kosher corned briskets, boneless, deckle-off, Grade B and/or C	32.125
Kosher corned short plates, bone-in, Grade AA and/or A	20.25
Kosher corned short plates, bone-in, Grade B and/or C	19.50
Kosher corned short plates, boneless, Grade AA and/or A	24.875
Kosher corned short plates, boneless, Grade B and/or C	23.875
Kosher cooked corned beef brisket, boneless, deckle-off, Grade AA and/or A	61.75
Kosher cooked corned beef brisket, boneless, deckle-off, Grade B and/or C	58.75
Kosher cooked or smoked peppered beef (Pastrami), items Grade AA, A and/or B	68.75

14. In § 1364.452 (p) (3) (ii) the text preceding the tables of prices is amended to read as follows:

(ii) Subject to the provisions of paragraph (p) (9), hereof, the applicable zone prices for ground beef and for each grade of the following beef items shall be the prices fixed by the tables below plus the following additions: (a) In Table A an addition of 70 cents per cwt. except in the case of Beef hams (green), Cutter and Canner or D grade (Column V) in which case the addition is 75 cents per cwt. and except in the case of Trimmed beef tenderloin, Utility grade (Column II (6)) in which case the addition shall be $1.05 per cwt.; (b) in Table B an addition of $1.00 per cwt. in the case of Briskets (Column I), Shoulder clod or chuck roll (Column IV) and Beef hams—Cutter and Canner or D grade (Column III) and 75 cents per cwt. in the case of Short plates (Column II); (c) in Table C an addition of $2.00 per cwt. in the case of Corned beef briskets (boneless) Deckle-off (Column I), Corned rump butts—C or utility grade (Column III) and Corned shoulder clod—C or Utility grade (Column IV) and $1.50 per cwt. in the case of Corned short plates (Column II); in Table D an addition of $2.00 per cwt. in the case of Corned beef briskets (boneless) (Column I) and $1.25 per cwt. in the case of Peppered Beef or Pastrami (boneless) (Column II); (e) in Table E an addition of $2.00 per cwt. and (f) in Table F an addition of $4.00 per cwt. for the 5-pound and 3-pound cartons and $4.75 per cwt. for the ¼-pound cellophane or other moisture resistant packages.

15. In § 1364.452 (p) (3) (ii) in footnote 5 the table of prices is amended to read as follows:

	Per cwt.
Kosher corned briskets, boneless, deckle-off, grade AA and/or A	$32.875
Kosher corned briskets, boneless, deckle-off, grade B and/or C	31.125
Kosher corned short plates, bone-in, grade AA and/or A	19.25
Kosher corned short plates, bone-in, grade B and/or C	18.50
Kosher corned short plates, boneless, grade AA and/or A	$23.875
Kosher corned short plates, boneless, grade B and/or C	22.875
Kosher corned shoulder clod and/or chuck roll grade AA, A and/or B	46.00
Kosher cooked corn beef brisket, boneless, deckle-off, grade AA and/or A	60.75
Kosher cooked corn beef brisket, boneless, deckle-off, grade B and/or C	57.75
Kosher cooked or smoked peppered beef (pastrami), items grade AA, A and/or B	67.75

16. In § 1364.452 (q) (9) (i) the text preceding the table of prices is amended to read as follows:

(i) The beef wholesale cut prices applicable in Zones 3 and 4 shall be the prices listed below plus an addition of 30 cents per cwt.

17. In § 1364.467 (d) (2) the text preceding the table of prices is amended to read as follows:

(2) *Veal carcass and veal wholesale cut prices applicable in Zone 4.* Subject to the provisions of paragraph (k) of this section, the applicable zone prices for Zone 4 are the prices listed below plus an addition of 30 cents per cwt. for all items except hide on items (i), (ii), (iii) in which case the addition is 25 cents per cwt. In the case of item (vii) (Kosher foresaddle or forequarter) an additional 10 cents per cwt. may be added making a total addition for this item of 40 cents per cwt.

17a. In § 1364.467 (d) (2) in the table of prices footnote reference 3 is added to the title heading of each column of prices and following the table footnote 3 is added to read as follows:

[3] 25 cents per hundredweight may be added on sales of veal carcasses or sides and or hindquarters to a war procurement agency or on sales of set-aside veal carcasses or sides and/or hindquarters to any authorized purchaser of set-aside veal where the latter transaction is covered by a separate invoice and where such purchaser has satisfied the requirements of WFO 75.2.

18. In § 1364.467 (l) (2) the text preceding the table of prices is amended to read as follows:

(2) The maximum f. o. b. boning plant price for frozen boneless veal (Federal Surplus Commodities Corporation specifications), including cost of boxing and freezing, in each of the following price zones is the price listed below for that zone plus an addition of $1.05 per cwt.

19. In § 1364.467 (m) (3) the text preceding the table of prices is amended to read as follows:

(3) The applicable zone price for each boneless or miscellaneous veal cut, in each price zone is the price listed below for that zone plus an addition of 50 cents per cwt.

20. In § 1364.467 (n) (4) the text preceding the table of prices is amended to read as follows:

(4) The fabricated veal cut prices applicable in Zone 4 for sales by a hotel supply house to purveyors of meals, subject to the provisions in paragraph (k) of § 1364.467, substituting for the purposes of this paragraph (n) the term "fabricated veal cut" for the term "wholesale cut" contained therein are the prices listed below plus an addition of 50 cents per cwt.

21. In § 1364.467 (n) (5) the text preceding the table of prices is amended to read as follows:

(5) The fabricated veal cut prices applicable in Zone 4 for sales by packing or slaughtering plants, packing branch houses, wholesaler's or other type of distributive establishments to purveyors of meals subject to the provisions in paragraph (k) of § 1364.467, substituting for the purposes of this paragraph (n) the term "fabricated veal cut", for the term "wholesale cut" contained therein, are the prices listed below plus an addition of 50 cents per cwt.

22. In § 1364.467 (n) (6) the text preceding the first table is amended to read as follows:

(6) Subject to the additions and deductions hereafter provided in Column IV, and subject further to the provisions of paragraph (g) of § 1364.405 the following table of prices plus an addition of 55 cents per cwt. shall be the applicable Zones 3 and 4 prices on sales of fabricated veal carcasses (War Shipping Administration specifications) made:

23. In § 1364.467 (o) (8) (i) the text preceding the table of prices is amended to read as follows:

(i) The veal wholesale cut prices applicable in Zone 4 shall be the prices listed below plus an addition of 30 cents per cwt.

24. In §1364.467 (p) (2) the text preceding the table of prices is amended to read as follows:

(2) The maximum f. o. b. boning plant price for frozen fabricated veal (Army specifications) in each of the following price zones is the price listed for that zone plus an addition of $1.20 per cwt.

This amendment shall become effective March 11, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 8, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3841; Filed, Mar. 8, 1946; 4:54 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 239,[1] Amdt. 22]

LAMB AND MUTTON CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 239 is amended in the following respects:

1. In § 1364.177 (b) the text preceding the table is amended to read as follows:

(b) The Zone 2, 3 and 4 prices for carcasses and wholesale cuts are the prices listed in the following table plus an addition of 50 cents per cwt. for all items except boneless lamb shoulder roll, in which case the addition is 75 cents per cwt.; lean boneless lamb, in which case the addition is $1.50 per cwt.; lean boneless mutton, in which case the addition is $1.50 per cwt.; regular boneless mutton, in which case the addition is $1.25 per cwt. and regular boneless lamb, in which case the addition is 75 cents per cwt. and except lamb or mutton kidneys, bulk and lamb or mutton neckbones, in which two cases no addition may be made.

2. In § 1364.177 (b) footnote 1 following the table of prices is amended by inserting "50 cents per hundredweight" in place of "25 cents per hundredweight."

3. In § 1364.177 (c) (1) (i) the text preceding the table is amended to read as follows:

(i) The Zone 2, 3 and 4 prices per hundredweight for hotel supply cuts sold by a hotel supply house to purveyors of meals, are the prices listed below plus 75 cents per cwt.

4. In § 1364.177 (c) (1) (ii) the text preceding the table of prices is amended to read as follows:

(ii) The Zone 2, 3 and 4 prices per hundredweight for hotel supply cuts sold by a packing or slaughtering plant, packing branch house, wholesale or other selling establishment to purveyors of meals are the prices listed below plus 75 cents per cwt.

5. In § 1364.177 (d) (2) the text preceding the first table is amended to read as follows:

(2) Subject to the additions and deductions hereinafter provided in Column IV, and subject further to the provisions of paragraph (c) of § 1364.155, the prices in the following table, plus 50 cents per cwt., shall be the applicable Zone 2, 3 and 4 prices on sales of fabricated lamb and mutton carcasses (War Shipping Administration specifications) made:

6. In § 1364.177 (e) (1) the text preceding the table of prices is amended to read as follows:

(1) The Zone 4 prices per hundredweight for carcasses and wholesale cuts sold by a Great Lakes marine supplier to an operator of a lake vessel are the prices listed below plus 50 cents per hundredweight.

This amendment shall become effective March 11, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 8, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3845; Filed, Mar. 8, 1946; 4:55 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 286,[1] Amdt. 8]

CERTAIN SAUSAGE PRODUCTS FOR WAR PROCUREMENT AGENCIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 286 is amended by changing the price table contained in paragraph (b) of § 1364.802 to read as follows:

Product	Price per cwt.
1. Frankfurters, sheep casings	$28.25
2. Frankfurters, skinless or hog casings	25.25
3. Bologna, beef bungs or middles	22.75
4. Bologna, artificial casings	22.00

This amendment shall become effective March 11, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 8, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3844; Filed, Mar. 8, 1946; 4:55 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 389,[1] Amdt. 24]

CEILING PRICES FOR CERTAIN SAUSAGE ITEMS AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 389 is amended in the following respects:

1. Subparagraph (2) of section 2 (a) is amended to read as follows:

(2) The ceiling price or prices under this regulation for each of the sausage products listed in paragraph (a) (1) shall be the seller's ceiling price or prices in effect on August 18, 1944, plus the applicable one of the "dollar and cents adjustments for increased costs of labor and ingredients" specified in subparagraph (7) of this section 2 (a). The ceiling price or prices under this regulation for each such sausage product shall be subject to the same discounts, allowances, and trade practices applicable to the ceiling price or prices in effect on August 18, 1944.

2. Subparagraph (7) of section 2 (a) is redesignated subparagraph (8).

3. Subparagraph (7) of section 2 (a) is added to read as follows:

(7) On and after March 11, 1946, any seller who theretofore has filed the information required by subparagraph (3) of this section 2 (a) thereby reporting his maximum price or prices for the sausage products listed in section 2 (a) (1), and any seller who theretofore has had maximum prices established by an order

issued by the Office of Price Administration for any product listed in subparagraph (1) of this section 2 (a) may add to the maximum price or prices so reported or so established the applicable one of the following "dollar and cents adjustments for increased costs of labor and ingredients:"

"Dollar and cents adjustments for increased costs of labor and ingredients." [Note: The following amounts are on a per hundredweight basis.]

(i) For scrapple; sulze or souse; pork roll; lunch roll or lunch roll sausage; pudding; head cheese; blood sausage; blood and tongue sausage; tongue roll; tongue loaf; tongue salad; fresh Italian or fresh Polish sausage; and goose liver style sausage $0.50 per hundredweight may be added.

(ii) For chili con carne with beans $0.75 per hundredweight may be added.

(iii) For ham roll; and imitation or mock chicken loaf $1.00 per hundredweight may be added.

(iv) For the customary types of semi-dry sausage other than those for which dollar-and-cents prices are established in section 12 (a) of this regulation; fresh thuringer; bockwurst, fresh or scalded; smoked mettwurst; and jellied corned beef $1.25 per hundredweight may be added.

(v) For roast or cooked beef loaf; and corned beef loaf $1.50 per hundredweight may be added.

(vi) For the customary types of dry (hard) sausage other than those for which dollars-and-cents prices are established in section 12 (a) of this regulation $1.75 per hundredweight may be added.

(vii) For all sausage or sausage products sold or delivered to a canner for the manufacture of canned sausage for a war procurement agency there may be added the result obtained from the following computations:

(a) Determine the number of pounds of beef, veal, lamb and/or mutton used in each 100 pounds of unprocessed ingredients.

(b) Divide the number of pounds thus obtained by the percentage of yield.

(c) Multiply the figure obtained under subdivision (vii) (b) above by $0.007.

(d) To the figure obtained under subdivision (vii) (c) above add $0.65.

(e) Round the result obtained under subdivision (vii) (d) above to the nearest multiple of $0.25. The result thus obtained is the amount to be added per hundredweight.

NOTE: Whenever any maximum price for any product listed in section 2 (a) (1) has been changed in accordance with the provisions of subdivisions (i), (ii), (iii), (iv), (v) or (vi) of this section 2 (a) (7), the seller shall supply each subsequent purchaser who buys in the course of trade or business with a written notice of the changes made. Such notice shall accompany the first delivery of the sausage product made after the change hereinbefore authorized, and shall be in the appropriate one of the following forms:

(Insert date)

NOTICE TO WHOLESALERS, PEDDLER TRUCK SELLERS, HOTEL SUPPLY HOUSES, SHIP CHANDLERS AND GREAT LAKES MARINE SUPPLIERS

Our OPA ceiling price for (describe product as in invoice) has been increased from (insert former price) to (insert new price) per hundredweight, an increase of (insert amount of increase). We are required to inform you that if you are a wholesaler, peddler truck seller, hotel supply house, ship chandler or Great Lakes marine supplier you may refigure your ceiling price for this item by adding the same amount of increase to your old ceiling price. The result thereby obtained will be your new ceiling price.

(Insert date)

NOTICE TO RETAILERS

Our OPA ceiling price for (describe product as in invoice) has been changed by the Office of Price Administration. We are required to inform you that you must refigure your ceiling price for this product in accordance with the provisions of section 23 of Maximum Price Regulation No. 336.

4. Paragraph (a) of section 12 is amended by changing the table of base prices contained therein to read as follows:

Item Kind of sausage and kind of casing	Type 1, Pork	Type 2, Meat, by-products; cereal to 3½%	Type 3, Meat, by-products; cereal over 3½%
1. Pork or breakfast sausage:			
(i) Fresh:			
Sheep casings (S. C.)	$32.00	$26.50	$21.50
Hog casings (H. C.)	29.00	23.50	18.50
Artificial casings (A. C.) or sealed heavy cardboard waxed cups, 1 lb. each or less	27.25	21.75	16.75
Cardboard cartons or sealed packages of moisture resistant paper, 1 lb. each or less	26.25	20.75	13.75
Bulk	24.75	19.25	12.25
(ii) Smoked:			
Hog casings (H. C.) or skinless	32.75	28.50	22.00
Artificial casings (A. C.)	32.25	28.00	22.50
Beef rounds (B. C.)		25.75	19.25

	Type 1, Skeletal Meat	Type 2, Meat; cereal 3½% added	Type 3, Meat; by-products; cereal	Type 4, Meat; by-products; cereal over 3½%
2. Frankfurters:				
Sheep casings (S. C.)	$28.00	$27.50	$24.75	$21.50
Hog casings (H. C.) or artificial casings removed by manufacturer (skinless)	28.00	24.50	21.75	18.50
Printed artificial casings (A. C.)	24.50	24.00	21.25	18.00
3. Bologna:				
Natural casings (N. C.)	22.50	22.00	19.00	15.75
Artificial casings (A. C.)	21.75	21.25	18.25	15.00

4. Kosher sausage:	
(i) Salami	$31.00
(ii) Bologna and knackwurst:	
Natural casings (N. C.)	25.25
Artificial casings (A. C.)	24.50
(iii) Frankfurters:	
Sheep casings (S. C.)	30.75
Artificial casings (A. C.) removed by manufacturer (skinless)	27.75
Printed artificial casings (A. C.)	27.25
5. All beef sausage:	
(i) Frankfurters:	
Sheep casings (S. C.)	29.75
Hog casings (H. C.) or skinless	29.75
Artificial casings (A. C.)	29.25
(ii) Bologna and knackwurst:	
Natural casings (N. C.)	24.25
Artificial casings (A. C.)	23.50
(iii) Salami:	
Artificial casings (A. C.)	29.75
(iv) Lebanon bologna:	
Natural casings (N. C.)	28.75
Artificial casings (A. C.)	28.00
6. Loaves:	
(i) Artificial casings (A. C.), cardboard cartons or sealed packages of moisture resistant paper:	
Type 1	$38.25
Type 2	28.75
Type 3	20.00
Type 4	16.25
(ii) Unwrapped:	
Type 1	37.75
Type 2	28.25
Type 3	19.50
Type 4	15.75
7. Liver products:	
(i) Braunschweiger:	
Sewed hog bungs (H. C.)	25.50
Other hog casings (H. C.)	24.00
Artificial casings (A. C.)	21.25
Sewed beef middles, dipped in lard and enclosed in an artificial casing (Note: May be sold only to war procurement agencies, to licensed ship suppliers for resale only to ship operators, and to ship operators.)	25.00
(ii) Liver sausage, smoked:	
Sewed hog bungs (H. C.)	23.50
Other hog bungs (H. C.)	22.00
Artificial casings (A. C.)	20.00
(iii) Liver sausage, fresh:	
Hog bungs (H. C.)	21.50
Beef casings (B. C.)	20.00
Artificial casings (A. C.)	19.50
(iv) Liver cheese:	
Artificial casings (A. C.), cardboard cartons or sealed packages of moisture resistant paper	25.00
(v) Liver loaf:	
Artificial casings (A. C.), natural casings (N. C.), cardboard cartons or sealed packages of moisture resistant paper	19.20
(vi) Liver pudding:	
Beef casings (B. C.)	16.75
Artificial casings (A. C.) cardboard cartons or sealed packages of moisture resistant paper	16.25
8. Miscellaneous sausage:	
(i) New England:	
Natural casings (N. C.)	36.75
Artificial casings (A. C.)	35.25
(ii) Minced luncheon:	
Natural casings (N. C.)	21.75
Artificial casings (A. C.)	21.25
(iii) Berliner or Berlin:	
Natural casings (N. C.)	22.25
Artificial casings (A. C.)	21.75
(iv) Polish sausage in hog casings, or skinless:	
Type 1	34.50
Type 2	27.75
Type 3	21.00
(v) Special type chopped pork (Note: This product may be sold only if packed in 1 lb. cardboard cartons):	
Sheep casings (S. C.)	35.75
Bulk	29.25
(vi) Chili con carne, plain (without beans) in artificial casings (A. C.); in molded shapes, completely enclosed in cellophane and/or moisture resistant parchment and/or waxed paper; or in heavy cardboard waxed cups:	
Type 1	23.25
Type 2	22.00
Type 3	20.00

This amendment shall become effective March 11, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 8, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3839; Filed, Mar. 8, 1946, 4:54 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 398,[1] Amdt. 12]

VARIETY MEATS AND EDIBLE BY-PRODUCTS AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 398 is amended in the following respects:

1. The items, "livers, unblemished" and "livers, blemished" contained in the table of prices in section 13 (a) (1) are amended to read as follows:

	Beef	Kosher beef	Veal	Kosher veal	Lamb and mutton	Kosher lamb and mutton	Pork
Livers, unblemished	$25.00	$33.00	.....	.....	.....	.....	.....
Livers, blemished	21.00	29.00	.....	.....	.....	.....	.....

2. The items, "livers, unblemished" and "livers, blemished" contained in the table of prices in section 13 (a) (2) are amended to read as follows:

	Beef	Veal	Lamb and mutton	Pork
Livers, unblemished	$30.00	.....	.....	.....
Livers, blemished	26.00	.....	.....	.....

This amendment shall become effective March 11, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 8, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3840; Filed, Mar. 8, 1946; 4:54 p. m.]

PART 1305—ADMINISTRATION

[Rev. Gen. RO 5,[1] Amdt. 3]

FOOD RATIONING FOR INSTITUTIONAL USERS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Revised General Ration Order 5 is amended in the following respects:

1. Section 26.1 (a) is amended to read as follows:

(a) A Group I institutional user may not use the Ration Books of the persons who live and eat at his establishment in order to obtain sugar for home canning. However, those persons may obtain sugar for home canning and preserving in the same way as consumers under Third Revised Ration Order 3, and a Group I institutional user may use the foods produced with such sugar for the purpose of feeding such persons.

2. Section 26.2 is amended to read as follows:

SEC. 26.2 *Home canning and preserving for other institutional users*—(a) *General.* An institutional user (other than a Group I user) may, on or before October 31, 1946, apply for an allotment of sugar to be used for canning fruits and fruit juices and for preserving, if the finished product is to be produced in a "kitchen" or in a "place like a kitchen." In addition, a government or government agency, such as a Federal prison or State asylum, may apply for an allotment of sugar to be used for canning and preserving in commercial-scale processing facilities for use in its Group II or eleemosynary or educational Group III, V or VI establishments.

(b) *Explanation of terms.* (1) "Kitchen" is a place principally used for the preparation of meals, such as a kitchen in a school or in a home economic center.

(2) "A place like a kitchen" is a place other than a kitchen but having facilities which do not differ substantially from those ordinarily found in a kitchen, and which are clearly not commercial-scale processing facilities. For example, a hospital may have on its premises, in addition to its kitchen, a separate place containing facilities for canning or preserving which are of a type similar to those normally used by such institutions in kitchens.

(c) *Application.* Application must be made to the District Office on OPA Form R-1340. The applicant must give all the information called for by that form.

(d) *Amount of allotments.* The District Office may grant an allotment of sugar in an amount not exceeding:

(1) One (1) pound of sugar for each four (4) quarts of finished canned fruit or fruit juices;

(2) One (1) pound of sugar for each pound of prepared fruit for making jams, preserves, and marmalades;

(3) One (1) pound of sugar for each two (2) pounds of prepared fruit (pulp) used for making fruit butters;

(4) One (1) pound of sugar for each two (2) pounds of prepared fruit (or one pint of fruit juice) for making jellies.

However, the amount of sugar granted for producing jams, jellies, preserves, marmalades, and fruit butters shall not exceed five (5) pounds of sugar for each 1000 persons served meals during the year 1945. Moreover, a Group III or IV user who did not obtain sugar for home canning in 1945 is not eligible to obtain sugar for this purpose during 1946. If such Group III or IV user is eligible, the amount of the allotment in 1946 shall not exceed the amount he received for this purpose in 1945.

(e) *Issuance of ration evidences.* The District Office shall issue ration evidences for the amount of the allotment. However, if the applicant has an excess inventory of sugar, the amount of the excess inventory shall be deducted from the amount of the sugar to be issued. Any excess inventory so deducted shall be cancelled.

(f) *Report.* An institutional user who receives an allotment of sugar under this section must fill out the report as required on OPA Form R-1340. This report must be filed with the District Office on or before January 1, 1947. If a full report is not made of his use of sugar obtained under this section on or before January 1, 1947, all home canning sugar for which he has not accounted shall be charged as excess inventory. If the number of units actually processed during 1946 multiplied by the quantity of sugar per unit permitted under section 26.2 (d) is less than the quantity of sugar obtained, the difference shall be charged as excess inventory.

This amendment shall become effective March 11, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3878; Filed, Mar. 11, 1946; 9:31 a. m.]

[1] 11 F.R. 116.

PART 1305—ADMINISTRATION

[Rev. SO 119, Amdt. 3]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Revised Supplementary Order No. 119 is amended in the following respect:

1. Section 2 (a) is amended to read as follows:

(a) The product for which you are seeking an adjustment is one which is listed at the end of this order in Appendix B, or is a product whose maximum prices are fixed by one of the following regulations:

MPR 188—Manufacturers' Maximum Prices for Specified Consumers' Goods Other Than Apparel (but not products the maximum price of which is determined under Orders 1470, 1509 or 1849 under § 1499.159b of MPR 188).

MPR 254—New Small Firearms and Firearm Parts.

This amendment shall become effective on March 16, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3880; Filed, Mar. 11, 1946; 9:31 a. m.]

[1] 11 F.R. 394.

PART 1365—HOUSEHOLD FURNITURE

[3d Rev. MPR 213,[1] Amdt. 1]

NEW COIL AND FLAT BEDSPRINGS AND METAL BEDS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

[1] 11 F.R. 394.

Third Revised Maximum Price Regulation No. 213 is amended in the following respects:

1. Section 2 (b) (4) is amended to read as follows:

(4) Bedsprings which are made as integral part of a non-metal bed; (that is, bedsprings which are made to fit into or onto a set of non-metal bed ends, and are sold by the manufacturer only with such non-metal bed ends, or as a replacement for a bedspring previously sold by the manufacturer with such non-metal ends).

2. Sections 2 (b) (1) and 2 (b) (5) are deleted.

This amendment shall become effective on March 16, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3877; Filed, Mar. 11, 1946; 9:31 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3,[1] Amdt. 8]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Third Revised Ration Order 3 is amended in the following respects:

A new section 1.9 is added to read as follows:

1. Section 1.9. *Consumers may use Spare Stamp No. 9 to get sugar for home canning and preserving for use.* (a) Spare Stamp No. 9 in War Ration Book IV and in the Sugar Ration Book authorizes a consumer to obtain five pounds of sugar, on or before October 31, 1946, to be used solely for the purpose of home canning and preserving of fruits, fruit juices or vegetables for use, and for making products such as pickles, relishes, catsup, mince meat and for curing meat (for use).

2. A new section 1.10 is added to read as follows:

SEC. 1.10. *Home canning for sale*—(a) *General.* A consumer may, prior to November 1, 1946, apply for an allotment of sugar to be used for canning fruits and fruit juices for sale, and for producing jams, jellies, preserves, marmalades or fruit butters for sale if the finished product is to be produced in a "kitchen". However, a consumer who did not receive an allotment of sugar in 1945 for producing products for sale under the provisions of Second Revised Ration Order 3 is not eligible to apply under the provisions of this section.

(b) *Explanation of terms.* "Kitchen" is a place principally used for the preparation of meals for home consumption. It includes a place used principally to teach consumers how to prepare and cook food for home consumption. (A place other than a kitchen and approved by the District Office in 1945 as a kitchen shall be considered a "kitchen" for the purposes of this section.)

(c) *Application.* Application must be made on OPA Form R-371 to the District Office for the place where the consumer lives. The applicant must give all the information required by the form. It must be signed by an adult member of the family unit.

(b) *Amount of allotment.* If the District Office finds that the facts stated in the application are true, it may grant the application in an amount not exceeding:

(1) One (1) pound of sugar for each four (4) quarts of finished canned fruit or fruit juices;

(2) One (1) pound of sugar for each pound of prepared fruit for making jams, preserves and marmalades;

(3) One (1) pound of sugar for each two (2) pounds of prepared fruit (or one pint of fruit juice) used for making jelly;

(4) One (1) pound of sugar for each two (2) pounds of prepared fruit (pulp) used for making fruit butters.

However, the total amount of sugar which may be obtained by a family unit under this section shall not exceed the amount requested or the total amount of sugar used by the members of the family unit in 1945 for the purposes covered by this section, whichever is smaller. The District Office shall issue ration evidences for the amount of sugar granted under this section minus the amount of any sugar which he and his family unit still have which was obtained for those purposes in 1945.

(No family unit was permitted to obtain more than 250 pounds of sugar for these purposes in 1945; therefore no family unit may obtain more than 250 pounds of sugar under this section.)

(d) *Records.* The applicant must keep a record of the amount of products, as specified in paragraph (d), produced by him and the amount of sugar used in such products and the dates such products were sold.

(f) *Restriction on use.* Sugar obtained under this section may be used only for the purposes for which it was granted and at a rate no higher than that permitted by paragraph (d).

This amendment shall become effective March 11, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3879; Filed, Mar. 11, 1946; 9:31 a. m.]

PART 1305—ADMINISTRATION

[SO 150]

ADDING PROVISIONS FOR MARK-UP ON DIRECT MILL SALES BY DISTRIBUTORS IN CERTAIN MAXIMUM PRICE REGULATIONS ON LUMBER

A statement of the considerations involved in the issuance of the supplementary order has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

§ 1305.178 *Provisions for additions to ceiling prices on direct mill sales by distributors and additional invoicing requirements on invoices rendered by mills and distributors in certain lumber regulations.* (a) Provisions for additions to ceiling prices on direct mill sales by distributors are added to maximum price regulations listed in paragraph (c) of this order, by adding a new section as designated, to read as follows:

Distributors' direct-mill sales—(a)—*Definitions*—(1) *Direct mill distributor.* A direct-mill distributor is a person who has been registered and assigned a registration number as required under paragraph (b) of this section, and who makes either a wholesale-type or commission-type sale of lumber covered by the regulation.

(2) *Wholesale-type sale.* A wholesale-type sale is a direct-mill sale in which the seller buys lumber from a mill or concentration yard or wholesaler and takes title to and delivers the lumber to the buyer in substantially the same form.

(3) *Commission-type sale.* A commission-type sale is a direct mill sale through a commission-man. For purposes of this section, a commission-man is a person who represents, and customarily sells lumber in carload quantities for, two or more independently owned mills or concentration yards, receives his compensation from the mills in the form of commission based on the amount of the lumber sold, and operates independently of both buyer and seller.

(b) *Application for and granting of registration as a direct-mill distributor*—(1) *Application.* All persons desiring to operate as direct-mill distributors must apply to the Lumber Branch of the Office of Price Administration, Washington 25, D. C. for, and receive, a registration number before charging or receiving the additions provided in paragraph (c) of this section. Applications shall contain all information relative to the applicant's connection with any saw mills, concentration yards or other lumber producers which may have any bearing on the question of "control relationship" as described in paragraph (c) (5) of this section, including specifically any financial interest, any arrangement for distribution of profits, any loan arrangement, family relationship by blood or marriage, past employer-employee relationship, and any other direct or indirect beneficial interest between the applicant and such other operation.

(2) *Registration.* Upon the filing of an application as set forth in (b) (1) of this section, the Office of Price Administration shall issue an order registering the applicant as a direct-mill distributor. The issuance of an order of registration is proof merely that an application has been filed, but does not constitute a finding by the Office of the existence or non-existence of a "control relationship" with a mill. Paragraph (b) (5) sets forth when an addition may not be made by a direct-mill distributor, even though registered.

(3) *Distribution yards.* Distribution yards subject to Second Revised Maximum Price Regulation 215 do not have to be registered and may charge the mark-up or receive the commission permissible on direct-mill distributors' sales when making a direct-mill sale, subject however to all the conditions and limitations set forth in paragraph (c) of this section on a sale by a registered direct-mill distributor.

(c) *Direct-mill distributors' additions*—(1) *Wholesale type sales.* Except as specified in subdivision (5) of this paragraph registered direct-mill distributors may add 5 per-

[1] 11 F.R. 177.

cent to the basic f. o. b. mill prices established in or approved under this regulation on wholesale type direct-mill sales of lumber covered by the regulation. The distributor's addition must be evened out to the nearest quarter dollar per M'BM, or, in the case of plastering or fence lath, or shingles, to the nearest 5 cents per 1,000 pieces. For example, if the maximum price for a particular item is $32.00 f. o. b. mill, the ceiling price for a wholesale-type sale is $33.50. This mark-up applies only to carload quantities if shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributors mark-up when shipped in a pool carload; or to quantities of 5 M'BM or more if shipped by truck or water.

(2) *Commission-type sales.* Except as specified in subparagraph (5) of this paragraph, the f. o. b. mill maximum price on commission-type direct-mill sales of lumber covered by this regulation and made through a registered direct-mill distributor is 3 percent higher than the basic f. o. b. mill prices established in or approved under this regulation. The f. o. b. mill pride including the distributor's commission must be evened out to the nearest quarter dollar per M'BM, or, in the case of plastering or fence lath, or shingles, to the nearest 5 cents per 1,000 pieces. The mill must allow the direct-mill distributor making a commission-type sale a commission at least equal to the excess over the basic f. o. b. mill prices. For example, if the maximum price for a particular item is $35.00 the mill ceiling on a commission-type sale made through a registered direct-mill distributor is $36.00 and the mill must allow the distributor at least $1.00. This mark-up applies only to carload quantities if shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributors mark-up when shipped in a pool carload; or to quantities of 5 M'BM or more if shipped by truck or water.

(3) *Mill's price or realization on commission type sales.* This section increases maximum prices only on sales by direct-mill distributors. The mill's price, or realization after deducting a commission of at least 3 percent may never be higher than the basic mill prices established in this regulation. The mill, of course, may sell at a price at which it will realize less than its regular ceiling.

(4) *Pyramiding prohibited.* The price additions permitted in this section may not be made more than once to the basic f. o. b. mill price in the regulation regardless of the number of persons participating in the transaction. For example: if direct-mill distributor making a "commission-type" sale sells a car of $30.00 lumber to a yard which, in turn, sells for direct-mill shipment to a consumer, the mill's ceiling price on the sale through the distributor is $31.00 (3 percent addition) and the yard's ceiling price to the consumer is $31.50 (5 percent addition). Note that the yard cannot add its 5 percent either to the $31.00 on a purchase through a direct-mill distributor making a commission-type sale, or to $31.50 if the purchase was from a direct-mill distributor making a "wholesale type" sale. In both cases, the 5 percent may be added only to the basic f. o. b. mill price of $30.00.

(5) *When additions may not be made by registered direct-mill distributors.* (i) On any sale for which the invoice from the mill or concentration yard does not contain the statement, "This mill has no control relationship with any direct-mill distributor."

(ii) On any sale which carries an addition for a direct-mill retail type sale.

(iii) On any sale of less than carload quantity when shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributors mark-up when shipped in a pool carload; or of less than 5 M'BM when shipped by truck or water.

(iv) On any sale of lumber which originates from a mill or concentration yard which has a control relationship with a direct-mill distributor. However, where a sale is made to or through a direct-mill distributor under this section, and the invoice rendered by the mill contains the statement referred to in subdivision (i) of this paragraph, the direct-mill distributor may legally make the mark-up or addition unless the direct-mill distributor knows or has reason to know that the mill's statement is false.

A "control relationship" includes any of the following relationships:

(*a*) *Profit sharing, direct or indirect.* This means a financial interest by a direct-mill distributor in the profits, return or realization of a mill or concentration yard, or by a mill or concentration yard in the profits, return or realization of a direct-mill distributor, and includes common ownership or control of a mill and direct-mill distributor by a third person. It also includes any arrangement whereby a distributor or producer shares in the profits of the other, whether such arrangement is written or oral, direct or indirect. It does not include such interest as arises from a genuine indebtedness of such distributor or producer to the other where the obligation of the debtor is limited in amount to repayment of the loan plus a rate of interest no greater than the maximum legal rate of interest in the State where the loan is made, or no greater than 6%, if no maximum rate is prescribed.

Where a mill or concentration yard is a corporation, stock ownership of 10 percent or less of the total outstanding stock issue by a direct-mill distributor is not a "control relationship."

(It is to be noted that the section of the regulation which makes it unlawful to pay or receive any purchasing commission or other compensation over the permissible maximum prices, remains in effect. In this connection, the granting of a loan on unusually low rates of interest, or in any other unusually favorable terms, would ordinarily constitute additional compensation in violation of such prohibition.)

(*b*) *Family relationship.* A family relationship exists if an owner or any part-owner of a mill or concentration yard, or any member of his family, has any interest in a direct-mill distributor, (or vice versa) and such interest was acquired on or after January 1, 1942. Member of a family means any person related to an individual or his spouse by blood or marriage within the fifth degree.

(c) *Past employer-employee relationships which were terminated after December 31, 1945.*

d) *Report of changes.* Where a direct-mill distributor has made an application for registration and any of the facts set forth in the application, have changed, or new facts have arisen since the filing of the application, having any bearing on the question of "control relationship," either before or after registration has been granted, he shall file a written report of such change or addition with the Lumber Branch of the Office of Price Administration, Washington 25, D. C., within 10 days after such a change. Reports shall be deemed filed on the date received, or, if sent by registered mail, on the date of mailing.

(e) *Suspension of licenses.* Any person making a sale under this regulation is subject to the provisions of Licensing Order No. 1. A violation of any provision of this regulation is a violation of the seller's license. Violations of the license or of this regulation may result in suspension of the license in accordance with the provisions of the Emergency Price Control Act of 1942, as amended.

(f) *Distributors' invoicing requirements.* The invoice on any distributors' direct-mill sale must be plainly marked "wholesaler's direct-mill sale," or "commission-man's direct-mill sale", or "distribution yard's direct-mill sale", as the case may be, and must show the name of the direct-mill distributor and his registration number.

(b) Provisions placing an additional invoicing requirement on mills or concentration yards making sales under the lumber regulations listed in paragraph (d) of this order are added to the appropriate sections of such regulations by a new paragraph or added to the regulation as a new section, as designated, to read as follows:

Statements as to "control relationship." A mill or concentration yard must make either one of the following two statements on all invoices issued by it, whichever statement is applicable:

1. This mill has no "control relationship" with any direct-mill distributor.

2. This mill has a "control relationship" with a direct-mill distributor.

If a mill or concentration yard makes a statement on an invoice that it has no control relationship with a direct-mill distributor, and such statement is false, the maximum prices at which the lumber, covered by such invoice, may be sold by it, is 5% less than the f. o. b. mill prices set forth in the price tables. However, the direct-mill distributor who makes the addition or mark up under this section shall not be considered as buying or selling above the ceiling prices where the mill's invoice bears a statement that it "has no control relationship with any direct-mill distributor" even though the mill's statement is false, unless the direct-mill distributor knows, or has reason to know, that such statement is false.

(c) The following are the maximum price regulations which are amended to include the provisions set forth in paragraph (a) of § 1305.178:

In RMPR 26, add section 6A
In RMPR 94, add section 6A
In RMPR164 add section 6A
In 3d RMPR 219 add section 6A
In 2d RMPR 222 add section 6A
In MPR 253, add § 1381.401a
In RMPR 290, add section 6A
In MPR 402, add section 6A
In MPR 412, add section 6A
In MPR 432, add section 6A
In MPR 458, add section 6A

(d) The following sections of the following regulations are amended by adding a new paragraph, as designated below, to read as provided in section (b) of this order:

In section 13 of RMPR 26, add paragraph (e)
In section 10 of RMPR 94, add paragraph (d)
In section 7 of RMPR 164, add paragraph (d)
In section 7 of 3d RMPR 219, add subparagraph (a) (6)
In section 9 of 2d RMPR 222, add paragraph (e)
In § 1381.405 of MPR 253, add paragraph (c)
In section 12 of RMPR 290, add paragraph (e)
In section 13 of MPR 402, add paragraph (e)
In section 11 of MPR 412, add paragraph (e)
In MPR 432, add section 8a.
In MPR 458, and section 8a.

This supplementary order shall become effective March 8, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in

accordance with the Federal Reports Act of 1942.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3875; Filed, Mar. 8, 1946; 5:08 p. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 525, Amdt. 10]

JOBBER SALES OF STOCK MILLWORK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 525 is amended in the following respects:

1. A new section 26, Appendix N, is added to read as follows:

SEC. 26. *Appendix N: Maximum prices for the Boise Area.*—(a) *Area definition.* The Boise area consists of portions of the States of Idaho and Oregon. The parts of these states included in the Boise area are as follows:

(1) Idaho: The counties of Adams, Washington, Payette, Gem, Canyon, Owyhee, Ada, Elmore, Camas, Custer, Boise and Valley.

(2) Oregon: The county of Malheur.

(b) *Items covered and stock lists.* The stock millwork items which are covered by this regulation in the Boise area are all of the items which meet the following tests:

(1) They are stock millwork items as defined in section 2 (a), and

(2) Regardless of trade name, they are a size and kind of stock millwork included in Stock Millwork Catalog, Number 39, published by Dempsey, Kimsey and Downs of Portland, Oregon; and issued by W. P. Fuller and Company of Boise, Idaho, which stock catalog is designated as the area stock list.

If any items are listed as stock millwork on a stock list or price list (other than the area stock list as designated in the preceding subparagraph numbered (2)) issued or used by any person in making a "jobber's sales of stock millwork" in this area, such items are stock millwork in this area when sold by such person, whether or not they are listed in the area stock list described above.

(c) *Maximum prices.* The maximum less-than-carload prices for delivery in the Boise area are as follows:

(1) For stock millwork priced in Revised Maximum Price Regulation 293, the maximum carload direct-mill shipment price to dealers, freight allowed, for the zone in which delivery is made in a "jobber's sale of stock millwork," plus the percentage mark-up in subparagraph (5) (i) below;

(2) For stock millwork priced in Maximum Price Regulation 44, the maximum f. o. b. mill price established by Maximum Price Regulation 44 for persons who, during the first nine months of 1941, received the seller's prevailing maximum discount adjusted for freight (computed according to the provisions of section 3 (c) (2) of this regulation) to the jobber's warehouse from which deliveries are made to the Boise area, plus the percentage mark-up in subparagraph (5) (ii) below;

(3) For stock millwork priced in Maximum Price Regulation 589:

(i) For frames, screen doors, and open windows and sash the maximum carload f. o. b. mill price established by Maximum Price Regulation 589 for persons who, during the first nine months of 1941, received the seller's prevailing maximum discount, adjusted for freight (computed according to the provisions of section 3 (c) (4) of this regulation) to the jobber's warehouse from which deliveries are made to the Boise area, plus the percentage mark-up in subparagraph (5) (iii) below;

(ii) For lineal sash stock, combination doors, and porchwork, the maximum carload f. o. b. mill price established by Maximum Price Regulation 589, adjusted for freight (computed according to the provisions of section 3 (c) (4) of this regulation) to the jobber's warehouse from which deliveries are made to the Boise area, plus the percentage mark-up in subparagraph (5) (iii) below;

(4) For stock millwork items priced in any other regulation named in section 2 (a), the seller may apply for approval of a price under sections 3 (a) (2) and 3 (a) (3) of this regulation.

(5) *Mark-ups.*

(i) All items covered by section 26, paragraph (c) (1):

	Percentage mark-up
China closets	39
Entrance frames	39
Glazed sash and windows	37
Mantels	39
Stock outside door frames	20
Stock window frames	21
Telephone cabinets	39
Window and sash units	39
Other millwork specialties	39

(ii) All items covered by section 26, paragraph (c) (2):

	Percentage mark-up
Inside fir doors:	
Fir French doors	47½
Fir panel doors	47½
Outside fir doors:	
Fir front doors	55
Fir garage doors	49
Fir sash doors	45

(iii) All items covered by section 26, paragraph (c) (3):

	Percentage mark-up
Fir combination doors	20
Fir frames:	
Outside door frames	21½
Window frames	20½
Fir screen doors	32½

(d) *Maximum prices for carload sales.* The maximum prices for any millwork items sold under this regulation and included in any carload shipment shall be 15 percent less than the maximum prices computed according to paragraph (c) (5) above.

(e) *Delivery.* (1) For delivery by company-owned trucks in a zone recognized by the jobber in March 1942 to be a free delivery zone, for any size order, containing full or broken bundles, no delivery charge may be added to the maximum prices computed according to paragraph (c) above. For delivery by company-owned trucks in other than a free delivery zone the same charges may be added to the maximum prices as were added in March 1942 on deliveries of like quantities to like classes of purchasers.

(2) When shipments are made by common carrier the maximum prices established by this regulation are f. o. b. warehouse from which shipment is made.

(3) Where shipment of a broken bundle is made by common carrier and the broken bundle is repacked, the packing charge specified below may be added to the maximum price.

Item	Number of size and kind in a full bundle	Broken bundle packing charge, net per package
Check rail windows—Ordinary, glazed	6	$0.30
Check rail windows—Ordinary, open	8	.15
Garage doors—Ordinary, glazed	(1)	.60
Garage doors—Ordinary, open	(1)	.25
Panel and glazed doors	4	.60
Screen doors	6	.50
Silentite windows, glazed	6	.30
Storm sash, glazed	6	.50
Window screens	12	.50

[1] Set.

2. A new section 27, Appendix O, is added to read as follows:

SEC. 27. *Appendix O: Maximum prices for the Spokane Area.*—(a) *Area definition.* The Spokane Area consists of portions of the States of Washington, Montana, and Idaho. The parts of these states included in the Spokane Area are as follows:

(1) Washington: The counties of Asotin, Whitman, Adams, Grant, Spokane, Lincoln, Pend Oreille, Stevens, Ferry; and the town of Mason City only in Okanogan County.

(2) Montana: The portion of Montana west of the counties of Liberty, Hill, Blaine, Fergus, Judith Basin, Wheatland, and Park.

(3) Idaho: The portion of Idaho lying north of the southern boundaries of Idaho and Lemhi Counties.

(b) *Items covered and stock lists.* The stock millwork items which are covered by this regulation in the Spokane Area are all of the items which meet the following tests:

(1) They are stock millwork items as defined in section 2 (a), and

(2) Regardless of trade name, they are a size and kind of stock millwork included in Stock Millwork Catalog, Number 39, published by Dempsey, Kimsey and Downs of Portland, Oregon; and issued by W. P. Fuller and Company of Spokane, Washington, which stock catalog is designated as the area stock list.

If any items are listed as stock millwork on a stock list or price list (other than the area stock list as designated in the preceding subparagraph numbered (2)) issued or used by any person in making a "jobber's sale of stock millwork" in this area, such items are stock millwork in this area when sold by such person, whether or not they are listed in the area stock list described above.

(c) *Maximum prices.* The maximum less-than-carload prices for delivery in the Spokane Area are as follows:

(1) For stock millwork priced in Revised Maximum Price Regulation 293, the maximum carload direct-mill shipment price to dealers, freight allowed, for the zone in which delivery is made in a "jobber's sale of stock millwork," plus the percentage mark-up in subparagraph (5) (i) below;

(2) For stock millwork priced in Maximum Price Regulation 44, the maximum f. o. b. mill price established by Maximum Price Regulation 44 for persons who, during the first nine months of 1941, received the seller's prevailing maximum discount adjusted for freight (computed according to the provisions of section 3 (c) (2) of this regulation) to the jobber's warehouse from which deliveries are made to the Spokane Area, plus the percentage mark-up in subparagraph (5) (ii) below;

(3) For stock millwork priced in Maximum Price Regulation 589:

(i) For frames, screen doors, and open windows and sash, the maximum carload f. o. b. mill price established by Maximum Price Regulation 589, for persons who, during the first nine months of 1941, received the seller's prevailing maximum discount, adjusted for freight (computed according to the provisions of section 3 (c) (4) of this regulation) to the jobber's warehouse from which deliveries are made to the Spokane Area, plus the percentage mark-up in subparagraph (5) (iii) below;

(ii) For lineal sash stock, combination doors, and porchwork, the maximum carload f. o. b. mill price established by Maximum Price Regulation 589, adjusted for freight (computed according to the provisions of section 3 (c) (4) of this regulation) to the jobber's warehouse from which deliveries are made to the Spokane Area, plus the percentage mark-up in subparagraph (5) (iii) below;

(4) For stock millwork items priced in any other regulation named in section 2 (a), the seller may apply for approval of a price under sections 3 (a) (2) and 3 (a) (3) of this regulation.

(5) *Mark-ups.*

(i) All items covered by section 27, paragraph (c) (1):

	Percentage mark-up
China closets	53½
Entrance frames	53½
Glazed sash and windows	30
Mantels	53½
Telephone cabinets	53½
Window and outside door frames	25
Window and sash units	53½
Window screens	34
Other millwork specialties	53½

(ii) All items covered by section 27, paragraph (c) (2):

	Percentage mark-up
Inside fir doors:	
Fir french doors	58
Fir panel doors	40
Outside fir doors:	
Fir front doors	58
Fir garage doors	40
Fir sash doors	40

(iii) All items covered by section 27, paragraph (c) (3):

	Percentage mark-up
Fir screen doors	27
Fir combination doors	33

(d) *Maximum prices for warehouse pick-up sales.* For sales of stock millwork picked up by the buyer at the seller's warehouse, the maximum prices shall be 5 percent less than the maximum prices computed for stock millwork in paragraph (c) (4) above.

(e) *Delivery.* (1) For delivery by company-owned trucks in a zone recognized by the jobber in March 1942 to be a free delivery zone, for any size order, containing full or broken bundles, no delivery charge may be added to the maximum prices computed according to paragraph (c) above. For delivery by company-owned trucks in other than a free delivery zone the same charges may be added to the maximum prices as were added in March 1942 on deliveries of like quantities to like classes of purchasers.

(2) Where shipment weighing 200 pounds or more is made by common carrier the exact amount of freight charges paid by consignee shall be deducted from the maximum prices. If 200 pounds or more are shipped by means other than common carrier or company-owned truck, the common carrier rate for the actual weight shipped must be deducted. Where shipment weighing less than 200 pounds is made by means other than company-owned truck, the maximum prices in this appendix are f. o. b. warehouse.

3. A new Section 28, Appendix P, is added to read as follows:

SEC. 28. *Appendix P: Maximum prices for the Puget Sound Area.*—(a) *Area definition.* The Puget Sound Area consists of a portion of the State of Washington. The portion of the State of Washington included in the Puget Sound Area is as follows: Pacific County except Long Beach Peninsula and that portion south of a line drawn due west from the northwest corner of Wakiakum County to Long Beach Peninsula; and the counties of Lewis, Yakima, Benton, Kittitas, Douglas, Okanogan (except Mason City), Whatcom, Skagit, Snohomish, Chelan, King, Pierce, Thurston, Grays Harbor, Mason, Jefferson, Kitsap, Challam, Island, and San Juan.

(b) *Item covered and stock lists.* The stock millwork items which are covered by this regulation in the Puget Sound Area are all of the items which meet the following tests:

(1) They are stock millwork items as defined in Section 2 (a), and

(2) Regardless of trade name, they are a size and kind of stock millwork included in Stock Millwork Catalog, Number 39, published by Dempsey, Kimsey and Downs of Portland, Oregon; and issued by Savage Lumber and Manufacturing Company of Renton and Seattle, Washington, which stock catalog is designated as the area stock list.

If any items are listed as stock millwork on a stock list or price list (other than the area stock list as described in the preceding subparagraph numbered (2)) issued or used by any person in making a "jobber's sale of stock millwork" in this area, such items are stock millwork in this area when sold by such person, whether or not they are listed in the area stock list described above.

(c) *Maximum prices.* The maximum less-than-carload prices for delivery in the Puget Sound Area are as follows:

(1) For stock millwork priced in Revised Maximum Price Regulation 293 the maximum carload direct-mill shipment price to dealers, freight allowed, for the zone in which delivery is made in a "jobber's sale of stock millwork," plus the percentage mark-up in subparagraph (5) (i) below:

(2) For stock millwork priced in Maximum Price Regulation 44, the maximum f. o. b. mill price established by Maximum Price Regulation 44 for persons who, during the first nine months of 1941, received the seller's prevailing maximum discount, adjusted for freight (computed according to the provisions of section 3 (c) (2) of this regulation) to the jobber's warehouse from which deliveries are made to the Puget Sound Area, plus the percentage mark-up in subparagraph (5) (ii) below;

(3) For stock millwork priced in Maximum Price Regulation 589:

(i) For frames, screen doors, and open windows and sash, the maximum carload f. o. b. mill price established by Maximum Price Regulation 589 for persons who, during the first nine months of 1941, received the seller's prevailing maximum discount, adjusted for freight (computed according to the provisions of section 3 (c) (4) of this regulation) to the jobber's warehouse from which deliveries are made to the Puget Sound Area, plus the percentage mark-up in subparagraph (5) (iii) below;

(ii) For lineal sash stock, combination doors, and porchwork, the maximum carload f. o. b. price established by Maximum Price Regulation 589, adjusted for freight (computed according to the provisions of section 3 (c) (4) of this regulation) to the jobber's warehouse from which deliveries are made to the Puget Sound Area, plus the percentage mark-ups in subparagraphs (5) (iii) below;

(4) For stock millwork items priced in any other regulation named in section 2 (a), the seller may apply for approval of a price under sections 3 (a) (2) and 3 (a) (3) of this regulation.

(5) *Mark-ups.*

(i) All items covered by section 28, paragraph (c) (1):

	Percentage mark-up
China closets	53½
Entrance frames	53½
Mantels	53½
Telephone cabinets	53½
Window and sash units	53½
Other millwork specialties	53½

(ii) All items covered by section 28, paragraph (c) (2):

	Percentage mark-up
Inside doors:	
Fir French doors	77
Fir panel doors	44
Outside doors:	
Fir front doors	71
Fir garage doors	53
Fir sash doors	51

(iii) All items covered by section 28, paragraph (c) (3):

	Percentage mark-up
Combination screen and storm doors	42
Glazed sash and windows	42½
Screen doors	44
Window and outside door frames	39

(d) *Maximum prices for carload sales.* The maximum prices for any millwork items sold under this regulation and included in any carload shipment shall be 15 percent less than the maximum prices computed according to paragraph (c) (5) above.

(e) *Delivery.* (1) For delivery by company-owned trucks in a zone recognized by the jobber in March 1942 to be a free delivery zone, for any size order, containing full or broken bundles, no delivery charge may be added to the maximum prices computed according to paragraph (c) above. For delivery by company-owned trucks in other than a free delivery zone the same charge may be added to the maximum prices as was added in March 1942 on deliveries of like quantities to like classes of purchasers.

(2) Where shipment weighing 100 pounds or more is made by common carrier the exact amount of freight charges paid by consignee shall be deducted from the maximum prices. If 100 pounds or more are shipped by means other than common carrier or company-owned truck, the common carrier rate for the actual weight shipped must be deducted. Where shipment weighing less than 100 pounds is made by means other than company-owned trucks, the maximum prices in this appendix are f. o. b. warehouse from which shipment is made.

4. A new Section 29, Appendix Q, is added to read as follows:

SEC. 29. *Appendix Q: Maximum prices for the Portland Area*—(a) *Area definition.* The Portland Area consists of (1) the entire State of Oregon with the exception of the county of Malheur, and (2) a portion of the State of Washington as follows: Long Beach Peninsula in Pacific County and the portion of Pacific County lying south of a line drawn due west from the northwest corner of Wakiakum County to the Long Beach Peninsula, and the Counties of Wakiakum, Cowlitz, Clark, Skamania, Klickitat, Franklin, Walla Walla, Columbia, and Garfield.

(b) *Items covered and stock lists.* The stock millwork items which are covered by this regulation in the Portland Area are all of the items which meet the following tests:

(1) They are stock millwork items as defined in section 2 (a), and

(2) Regardless of trade name, they are a size and kind of stock millwork included in Stock Millwork Catalog, Number 39, published by Dempsey, Kimsey and Downs of Portland, Oregon; and issued by the Hawley Gilbert Company of Portland, Oregon, which stock catalog is designated as the area stock list.

If any items are listed as stock millwork on a stock list or price list (other than the area stock list as described in the preceding subparagraph numbered (2)) issued or used by any person in making a "jobber's sale of stock millwork" in this area, such items are stock millwork in this area when sold by such person, whether or not they are listed in the area stock list described above.

(c) *Maximum prices.* The maximum less-than-carload prices for delivery in the Portland Area are as follows:

(1) For stock millwork priced in Revised Maximum Price Regulation 293, the maximum carload direct-mill shipment price to dealers, freight allowed, for the zone in which delivery is made in a "jobber's sale of stock millwork" plus the percentage mark-up in subparagraph (5) (i) below;

(2) For stock millwork priced in Maximum Price Regulation 44, the maximum f. o. b. mill price established by Maximum Price Regulation 44 for persons who, during the first nine months of 1941, received the seller's prevailing maximum discount adjusted for freight (computed according to the provisions of section 3 (c) (2) of this regulation) to the jobber's warehouse from which deliveries are made to the Portland area, plus the percentage mark-up in subparagraph (5) (ii) below;

(3) For stock millwork priced in Maximum Price Regulation 589:

(i) For frames, screen doors, and open windows and sash the maximum carload f. o. b. mill price established by Maximum Price Regulation 589 for persons who, during the first nine months of 1941, received the seller's prevailing maximum discount, adjusted for freight (computed according to the provisions of section 3 (c) (4) of this regulation) to the jobber's warehouse from which deliveries are made to the Portland Area, plus the percentage mark-up in subparagraph (5) (iii) below;

(ii) For lineal sash stock, combination doors, and porchwork, the maximum carload f. o. b. mill price established by Maximum Price Regulation 589, adjusted for freight (computed according to the provisions of section 3 (c) (4) of this regulation) to the jobber's warehouse from which deliveries are made to the Portland Area, plus the percentage mark-up in subparagraph 5 (iii) below;

(4) For stock millwork items priced in any other regulation named in section 2 (a), the seller may apply for approval of a price under sections 3 (a) (2) and 3 (a) (3) of this regulation.

(5) *Mark-ups.*

(i) All items covered by section 29, paragraph (c) (1):

	Percentage mark-up
China closets	53½
Entrance frames	53½
Mantels	53½
Telephone cabinets	53½
Window and sash units	53½
Other millwork specialties	53½

(ii) All items covered by section 29, paragraph (c) (2):

	Percentage mark-up
Inside doors:	
Fir French doors	54½
Fir panel doors	45½
Outside doors:	
Fir front doors	60½
Fir garage doors	41
Fir sash doors	46

(iii) All items covered by section 29, paragraph (c) (3):

	Percentage mark-up
Combination screen and storm doors	38½
Glazed sash and windows	40½
Outside door frames	48
Screen doors	28
Window frames	57

(d) *Maximum prices for carload sales.* The maximum prices for any millwork items sold under this regulation and included in any carload shipment shall be 15 percent less than the maximum prices computed according to paragraph (c) (5) above. The above quantity discount does not apply on sales of screen doors, combination doors and millwork specialties.

(e) *Maximum prices for quantity sales.* Except as indicated below, for sales of stock millwork in quantities totalling $25.00 to $40.99 the maximum prices shall be 5 percent less than the maximum prices computed for stock millwork in paragraph (c) (5) above; and for sales of stock millwork in quantities totalling $50.00 or more the maximum prices shall be 10 percent less than the maximum prices computed for stock millwork in paragraph (c) (5) above. The above quantity discounts do not apply on sales of screen doors, combination doors and millwork specialties.

(f) *Delivery.* (1) For delivery by company-owned trucks in a zone recognized by the jobber in March 1942 to be a free delivery zone, for any size order, containing full or broken bundles, no delivery charge may be added to the maximum prices computed according to paragraph (c) above. For delivery by company-owned trucks in other than a free delivery zone the same charges may be added to the maximum prices as were added in March 1942 on deliveries of like quantities to like classes of purchasers.

(2) When shipments are made by common carrier the maximum prices established by this regulation are f. o. b. warehouse from which shipment is made.

This Amendment No. 10 shall become effective March 16, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3923; Filed, Mar. 11, 1946; 11:49 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 289,[1] Amdt. 48]

DAIRY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 289 is amended in the following respect:

The last sentence of Table C in section 20 (b) (1) (i) is amended to read as follows: "1¢ per package for all other packages designed for use by householders not, however, to exceed 1¢ per pound."

[1] 10 F.R. 2352, 2658, 2928, 3554, 3948, 3950, 5772, 5792, 6232, 7340, 7852, 9084, 11809, 12651, 12957, 12989, 13216, 13592, 14735; 11 F.R. 175, 244, 712, 840, 1405.

This amendment shall become effective March 8, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 5, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3847; Filed, Mar. 8, 1946; 4:59 p. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 188, Amdt. 74]

MANUFACTURERS' MAXIMUM PRICES FOR CONSUMERS' GOODS OTHER THAN APPAREL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 188 is amended in the following respects:

1. Section 1499.163 (a) (3) is amended to read as follows:

(3) "Manufacturer" means the person who makes the first sale of the completed article, that is, the first person having title to the article after it has been fabricated, and is ready for use, regardless of whether or not he has fabricated it. If a person purchases a completed article, and then resells it after making changes in it, he is a manufacturer of the changed article.

Example: (i) A person who buys unfinished furniture, and finishes it, is a manufacturer of finished furniture.

(ii) A buys fountain pen barrels from B; and he buys nibs from C. He then delivers the barrels and the nibs to D to be assembled. After assembly D delivers the completed fountain pen to A. A is the manufacturer since he is the first person having title to the article after it has been fabricated, and is ready for use. D is not the manufacturer although he did the actual assembly work, and fabricated the finished fountain pen, since he never had title to the finished article.

2. The note following the first paragraph of § 1499.166 is amended to read:

NOTE: The listings below are listings of broad general categories, and they are not intended to be listings of specific items or articles. Any article falling within any category listed below in an article covered by this regulation.

The categories listed below are not intended to include (a) any commodity subject at the manufacturer's level to another maximum price regulation or price schedule other than the General Maximum Price Regulation, in effect on August 1, 1942, or issued any time thereafter, (b) any commodity exempted from the General Maximum Price Regulation by any supplementary regulation thereto, in effect on August 1, 1942, or issued any time thereafter, (c) used, reconditioned, rebuilt, remodeled commodities or commodities made from any used materials, except commodities specifically described below as being made of used material, or (d) parts, except those specifically listed as such below. Since the designations of some categories are broad enough in certain instances to suggest that articles are included which are intended to be excluded, other regulations which might be applicable to the article or type of article have been indicated. Manufacturers selling articles included within a category listed below should, before pricing their products in accordance with this regulation, determine whether other price regulations or orders, or regulations supplementary to the General Maximum Price Regulation, have been issued with respect to such articles.

3. The headings of the subparagraphs in § 1499.166 are amended to read as follows:

(a) (1) Oil paints and varnishes, including, but not limited to:

(b) (1) Bedding, including, but not limited to:

(2) Equipment and supplies (except those covered by Maximum Price Regulation No. 136, as amended), including, but not limited to:

(3) Floor coverings, including, but not limited to:

(4) Furniture, including, but not limited to:

(5) Hardware, tools and appliances (except those covered by Maximum Price Regulation No. 136, as amended), including, but not limited to:

(6) Household appliances, electrical and other, including, but not limited to:

(7) Miscellaneous housewares, including, but not limited to:

(8) Commercial kitchen equipment. Commercial and institutional kitchen equipment, irrespective of the type of fuel used, for use in hotels, restaurants, schools, hospitals, industrial and public cafeterias, and similar establishments, including, but not limited to:

(9) Marine articles, including, but not limited to:

(10) Personal and household accessories, including, but not limited to:

(11) Radio accessories, and phonographic equipment and accessories, including, but not limited to:

(12) Musical instruments, parts, and accessories, including, but not limited to toy and novelty musical instruments.

(13) Photographic, photo engraving, and photo copying equipment, and allied supplies, including, but not limited to:

(14) Sporting goods made of new materials (except clothing and shoes), and reprocessed golf balls with used centers.

(15) Toys and games.

(16) Wheel goods, including, but not limited to:

(17) Health supplies, equipment, and sub-assemblies thereof, not including drugs, chemicals and medicines except when packed in and sold as a part of first-aid-kits; and not including rubber drug sundries covered by Maximum Price Regulation No. 300. This category includes, but is not limited to:

(18) Industrial safety equipment, not including shoes and scientific instruments covered by Maximum Price Regulation No. 136, as amended. This category includes, but is not limited to:

(19) Rope and cardage, including, but not limited to:

(20) Unclassified articles:

4. The following are added to the list of articles in sub-paragraph (b) (20) of § 1499.166:

Fountain pens.
Mechanical pencils.
Fountain Pen and Mechanical Pencil sets.

This amendment shall become effective on March 7, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3720; Filed, Mar. 7, 1946; 4:15 p. m.]

Chapter XVIII—Office of Economic Stabilization

PART 4001—STABILIZATION OF WAGES AND PRICES

SUPPLEMENTARY WAGE AND SALARY REGULATIONS

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 25, 1946 (11 F.R. 1929), the following regulations are hereby promulgated:[1]

SUBPART A—GENERAL PROVISIONS

Sec.
4001.101 Purpose.
4001.102 "Approved" and "unapproved" wage and salary increases.
4001.103 What wage and salary increases are lawful.
4001.104 List of designated wage or salary stabilization agencies.
4001.105 Application to suspended price or rent ceilings.
4001.106 Wage increases required by certain statutes.

SUBPART B—UNAPPROVED WAGE OR SALARY INCREASES

4001.201 Exceptions to prior approval provisions of Executive Order 9697.
4001.202 Waiver of right to seek increased ceilings or to increase costs to the United States by institution of unapproved increase.
4001.203 Unapproved increases excluded from consideration in determining price or rent ceilings.
4001.204 Unapproved increases excluded as basis for increasing costs to the United States.

SUBPART C—APPROVAL OF WAGE OR SALARY INCREASES

4001.301 Wage or salary increases which are approved without further application to wage or salary stabilization agencies.
4001.302 Wage or salary increases approvable only on application to wage or salary stabilization agency.
4001.303 Increases consistent with industry or local area pattern.
4001.304 Increases to correct gross inequities.

[1] Sections 4001.101 to 4001.406, inclusive, supersede the Supplementary Wage and Salary Regulations issued by the Stabilization Administrator on December 5, 1945 (10 F.R. 14820). However, Order No. 1 under § 4001.30 of those regulations (10 F.R. 15026) and Order No. 2 under § 4001.30 of those regulations (11 F.R. 1045) remain in full force and effect.

Sec.
4001.305 "Cost of living" increases.
4001.306 Increases to correct substandards of living.
4001.307 Increases falling within standards in effect prior to August 18, 1945.
4001.308 Issuance of general pattern and other orders.
4001.309 Agreements for conditional wage or salary increases.

SUBPART D—EFFECT OF APPROVED WAGE OR SALARY INCREASES

4001.401 Effect of approved increases in determining price or rent ceilings.
4001.402 Prohibition against adjustment of price or rent ceilings before approved increase has been put into effect or agreed to.
4001.403 Industry price increases when some employers in industry have not made wage or salary increases.
4001.404 Use of estimates as to effect of approved wage or salary increases on costs.
4001.405 Effect of approved increases in determining costs to the United States.
4001.406 Increased costs to the United States to be limited to employers who have instituted wage or salary increases.

AUTHORITY: §§ 4001.101 to 4001.406, inclusive, issued under E.O. 9250; E.O. 9328, 3 CFR. Cum. Supp; E.O. 9599, 10 F.R. 10155; E.O. 9620, 10 F.R. 12033; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691, and E.O. 9699, 11 F.R. 1929.

SUBPART A—GENERAL PROVISIONS

§ 4001.101 *Purpose.* The purpose of §§4001.101 to 4001.406, inclusive, is to carry out the policies established in Executive Order 9599 (August 18, 1945), Executive Order 9651 (October 30, 1945), and Executive Order 9697 (February 14, 1946) with respect to increases in wages and salaries and their relationship to prices and rent ceilings and costs to the United States. Sections 4001.101 to 4001.406, inclusive, supersede the Supplementary Wage and Salary Regulations issued by the Stabilization Administrator on December 5, 1945 (10 F.R. 14820). They supersede all other regulations, directives or rulings of the Economic Stabilization Director[1] or of the Stabilization Administrator to the extent that they are inconsistent with them.

§ 4001.102 *"Approved" and "unapproved" wage and salary increases.* As used in §§ 4001.101 to 4001.406, an "approved" wage or salary increase means an increase which has been approved in accordance with the provisions of section 3 of Executive Order 9697 or of §§ 4001.301 to 4001.309, inclusive. An "unapproved" wage or salary increase means any other wage or salary increase. An "approved" wage or salary increase may be taken into consideration in determining price or rent ceilings or costs to the United States in accordance with the provisions of §§ 4001.401 to 4001.406 inclusive. An "unapproved" increase is subject to the conditions stated in §§ 4001.201 to 4001.204, inclusive, and may not be so taken into consideration.

§ 4001.103 *What wage and salary increases are lawful.* (a) While the making of any wage or salary increases on or after February 14, 1946, is subject to the conditions stated in §§ 4001.201 to 4001.204, inclusive, the payment of such an increase is not unlawful, except as provided in the succeeding paragraphs of this section.

(b) Pending provision to the contrary by the National Wage Stabilization Board, a wage or salary increase may not lawfully be made with respect to employees in the building and construction industry who are subject to the jurisdiction of the Wage Adjustment Board, unless the increase, before being put into effect, has been approved in accordance with the applicable requirements of the National Wage Stabilization Board and of the Wage Adjustment Board.

(c) Pending provision to the contrary by the Secretary of Agriculture, a wage or salary increase subject to the wage or salary stabilization regulations of the Secretary of Agriculture is not lawful unless the increase, before being put into effect, has been approved as required by those regulations or unless the increase is permissible under the terms of those regulations.

(d) Pending provision to the contrary by the National Wage Stabilization Board, wage or salary increases for the purpose of eliminating intra-plant inequities in the basic steel industry may not lawfully be made with respect to the rates of employees covered by the directive order of the National War Labor Board dated November 25, 1944 unless, before such increases are put into effect, they have been approved in accordance with the applicable requirements of the National Wage Stabilization Board.

(e) Except as the appropriate wage or salary stabilization agency may by regulation or general order provide, no new wage or salary rates for new plants or for new departments in existing plants may be established or paid without the prior approval of such agency.

(f) The Economic Stabilization Director may, by amendment to this section define further classes of wage or salary increases which will be unlawful unless made with the prior approval of the appropriate wage or salary stabilization agency.

§ 4001.104. *List of designated wage or salary stabilization agencies.* (a) The following, for the purpose of §§ 4001.101 to 4001.406, inclusive, are designated wage and salary stabilization agencies:

(1) The National Wage Stabilization Board, with respect to wages and salaries as to which the National War Labor Board exercised jurisdiction on August 17, 1945.

(2) The Commissioner of Internal Revenue, with respect to salaries as to which the Commissioner exercised jurisdiction on August 17, 1945.

(3) The Economic Stabilization Director, with respect to wages and salaries as to which the National Wage Stabilization Board is precluded from exercising authority by the Lea Amendment to the National War Agencies Appropriation Act of 1946. (Such cases will be transmitted to the Director by the Secretary of Agriculture).

(4) The Secretary of Agriculture, with respect to wages and salaries as to which the Secretary exercised jurisdiction on August 17, 1945.

(b) The provisions of §§ 4001.101 to 4001.406, inclusive, are also applicable, to the extent authorized by Executive Order 9299 and section 4 of the Stabilization Act of 1942, as amended (56 Stat. 766; 57 Stat. 63; 58 Stat. 642; 50 U.S.C., App. 964), to wages and salaries of employees who are subject to the provisions of the Railway Labor Act (44 Stat. 577; 48 Stat. 1185; 49 Stat. 1189; 45 U.S.C. chap. 8)

§ 4001.105 *Application to suspended price or rent ceilings.* For the purposes of §§ 4001.101 to 4001.406, inclusive, the terms "price or rent ceilings" shall include price or rent ceilings which have been suspended by the Price Administrator.

§ 4001.106 *Wage increases required by certain statutes.* Nothing in §§ 4001.106 to 4001.406, inclusive, shall be construed to prohibit or to attach conditions to the making of any wage or salary increase required by the provisions of the Fair Labor Standards Act (52 Stat. 1060, 55 Stat. 756; 29 U.S.C. 201–219), the Walsh-Healey Act (49 Stat. 2036; 56 Stat. 277; 41 U.S.C. 35–45), or the Davis-Bacon Act (46 Stat. 1494; 40 U.S.C. 276a).

SUBPART B—UNAPPROVED WAGE OR SALARY INCREASES

§ 4001.201 *Exceptions to prior approval provisions of Executive Order 9697.* Any employer may make a wage or salary increase without the prior approval of any wage or salary stabilization agency and without prejudice to his right of applying for approval of the increase thereafter and using it, to the extent that it is approved, as a basis for seeking an increase in price ceilings or for any other of the purposes described in § 4001.202, if either:

(a) The employer has no present intention of using the increase as a basis for seeking an increase in price ceilings or for any other of the purposes described in § 4001.202, and so states in a notice describing the increase filed with the appropriate wage or salary stabilization agency within 30 days after the increase is first reflected in current payrolls; or

(b) The increases made before March 15, 1946, in accordance with the provisions of General Order No. 1, issued by the Stabilization Administrator, and application for approval is filed with the appropriate wage or salary stabilization agency within 30 days after the increase is first reflected in current payrolls.

§ 4001.202 *Waiver of right to seek increased ceilings or to increase costs to the United States by institution of unapproved increase.* Except as provided in § 4001.201, the making on or after February 14, 1946, of any wage or salary increase (other than an increase approved under the provisions of §§ 4001.101 to 4001.406, inclusive), without the prior approval of the appropriate wage or salary stabilization agency shall be deemed to be a waiver, during the continuation of the stabilization laws, of any right which the employer might otherwise have to use such increase in whole or in part as a basis for seeking or obtaining an increase in price or rent ceilings or for resisting an otherwise justifiable reduction in price or rent ceilings or (in the case of products or services being furnished under contract with a federal procurement agency) for increasing costs to the United States or (in the case of a public utility or common carrier) for seeking or obtaining an increase in rates.

§ 4001.203 *Unapproved increases excluded from consideration in determining price or rent ceilings.* (a) The Price Administrator shall not take into consideration any unapproved wage or salary increase in determining price or rent ceilings. Whenever there is presented as a basis for an increase in such ceilings an operating or financial statement which reflects, in whole or in part, the results of operations during a period in which an unapproved wage or salary increase was paid, the Price Administrator shall deduct from the costs as shown in the statement the amount of the increase in payroll resulting from the unapproved increase, except to the extent that the employer affirmatively shows that the increase in labor costs attributable to the unapproved increase was less than the increase in payroll.

(b) No seller or landlord may take any unapproved wage or salary increase into consideration in determining his price or rent ceilings.

§ 4001.204 *Unapproved increases excluded as basis for increasing costs to the United States.* No unapproved wage or salary increase shall be used as a basis for increasing costs to the United States. No federal procurement agency shall agree to terminate any contract for the purpose of negotiating a new contract which will take into consideration the cost of an unapproved wage or salary increase. So far as practicable, no federal procurement agency shall take any unapproved wage or salary increase into consideration in negotiating a fixed price contract.

SUBPART C—APPROVAL OF WAGE OR SALARY INCREASES

§ 4001.301 *Wage or salary increases which are approved without further application to wage or salary stabilization agencies.* Except as provided in § 4001.103, any wage or salary increase of a kind described in this section shall be deemed to be approved for the purposes of §§ 4001.101 to 4001.406, inclusive:

(a) Any wage or salary increase lawfully made without specific approval or approved by the appropriate wage or salary stabilization agency before February 14, 1946.

(b) Any wage or salary increase made at any time in accordance with a governmental recommendation in a wage controversy announced before February 14, 1946.

(c) Any wage or salary increase made on or after February 14, 1946, by an employer who at the time the increase was put into effect employed not more than eight employees: *Provided,* That unless expressly extended by announcement of the appropriate wage or salary stabilization agency this exception shall not apply with respect to employees whose wages, hours or working conditions have been established or negotiated on an industry, association, area, or other similar basis by a master contract or by similar or identical contracts: *And provided, further,* That the appropriate wage or salary stabilization agency may make such other exclusions from this exception as it may deem necessary to carry out the purposes of Executive Order 9697.

(d) Any wage or salary increase made on or after February 14, 1946, resulting from the institution of a plan which provides for (1) not more than six paid holidays per year, or (2) extra payments for night work, to the extent that such extra payments do not exceed five cents per hour for work on a second shift or ten cents per hour for work on a third shift, or (3) paid vacations to employees, to the extent that such paid vacations do not exceed one week for any employee having completed one year or more of employment with the employer and two weeks for any employee having completed five or more years of employment with the employer.

(e) Any wage or salary increase made in accordance with the provisions of a regulation or general order issued by the appropriate wage or salary stabilization agency pursuant to § 4001.308.

§ 4001.302 *Wage or salary increases approvable only on application to wage or salary stabilization agency.* A wage or salary increase which does not fall within one of the classes listed in § 4001.301 may be approved only on application to, and decision by, the appropriate wage or salary stabilization agency. Such an increase shall be approved only if the appropriate wage or salary stabilization agency finds that it falls within one or more of the classes of cases described in §§ 4001.303 to 4001.307, inclusive, and only to the extent to which it is found approvable under the terms of those sections. Upon the determination by the appropriate wage or salary stabilization agency that a wage or salary increase is approvable under the terms of the applicable section, the increase shall be deemed to be approved also by the Economic Stabilization Director.

§ 4001.303 *Increases consistent with industry or local area pattern.* The appropriate wage or salary stabilization agency shall approve a wage or salary increase which it finds to be consistent with the general pattern of wage or salary adjustments which has been established in the particular industry, or in the particular industry or related industries within the particular local labor market area, during the period between August 18, 1945, and February 14, 1946.

§ 4001.304 *Increases to correct gross inequities.* In any case in which it finds that no applicable pattern of wage or salary adjustments was established during the period between August 18, 1945, and February 14, 1946, the appropriate wage or salary stabilization agency shall approve a wage or salary increase which it finds is necessary to eliminate a gross inequity between wage rates or salaries in related industries, related plants in the same industry or locality, or related job classifications in the same plant which would interfere with the effective transition to a peacetime economy. In determining whether there exists a gross inequity between related industries, within the meaning of this section, consideration shall be given to the extent to which the take-home pay of the employees in the respective industries has been reduced as a result of the transition to a peacetime economy.

§ 4001.305 *"Cost of living" increases.* In any case in which it finds that no applicable pattern of wage or salary adjustments was established during the period between August 18, 1945, and February 14, 1946, the appropriate wage or salary stabilization agency shall approve a wage or salary increase which it finds necessary to correct a maladjustment which would interfere with the effective transition to a peacetime economy and which is further necessary to make the average increase since January 1, 1941 in wage or salary rates of employees in the appropriate unit equal the percentage increase in the cost of living between January 1941 and September 1945. For the purposes of this section this percentage increase in the cost of living shall be deemed to be 33 percent.

§ 4001.306 *Increases to correct substandards of living.* The appropriate wage or salary stabilization agency shall approve a wage or salary increase which it finds is necessary to correct substandards of living.

§ 4001.307 *Increases falling within standards in effect prior to August 18, 1945.* The appropriate wage or salary stabilization agency may approve any wage or salary increase which it finds falls within one of the standards in effect on August 17, 1945, (except the standards relating to "rare and unusual" cases) under which applications for wage or salary increases were approved.

§ 4001.308 *Issuance of general pattern and other orders.* (a) The appropriate wage or salary stabilization agency shall have authority by regulation or general order to designate particular industries, or particular industries or related industries within a particular local labor market area, with respect to which it finds that a general pattern of wage or salary adjustments has been established, within the meaning of § 4001.303, or that a specified wage or salary level is necessary to eliminate a gross inequity between wage rates or salaries in related industries or in related plants in the same industry or locality, within the meaning of § 4001.304, and to provide that any wage or salary increase conforming to such regulation or general order shall be deemed to be approved.

(b) No wage or salary increase or part thereof which is made by an employer

[1] As hereafter used in §§ 4001.101 to 4001.406, inclusive, the term, "Economic Stabilization Director" includes also the Stabilization Administrator in the case of actions taken between September 20, 1945 and February 25, 1946.

who falls within the terms of a regulation or general order issued pursuant to paragraph (a) of this section and which is in excess of the amount approved by such regulations or order shall be approved under any other provision of this regulation, except §§ 4001.306 or 4001.307, unless the appropriate wage or salary stabilization agency finds, with the approval of the Economic Stabilization Director, that because of special circumstances such approval is necessary to effectuate the purposes of Executive Order 9697.

(c) The appropriate wage or salary stabilization agency may, with the approval of the Economic Stabilization Director, give advance approval by regulation or general order to other classes of wage or salary increases.

§ 4001.309 *Agreements for conditional wage or salary increases.* No wage or salary stabilization agency shall consider or set upon an application for approval of any wage or salary increase which appears to be conditioned in whole or in part upon the granting of an increase in price or rent ceilings. This provision, however, shall not be a bar to consideration of an increase which is conditioned upon approval by the appropriate wage or salary stabilization agency nor of an increase which is not to be put into effect until a determination has been made by the Office of Price Administration as to whether an increase in price or rent ceilings is required.

SUBPART D—EFFECT OF APPROVED WAGE OR SALARY INCREASES

§ 4001.405 *Effect of approved increases in determining price or rent ceilings.* (a) In determining price or rent ceilings, the Price Administrator shall take into consideration, consistently with the provisions and purposes of Executive Order 9697, any wage or salary increase which is approved under the provisions of §§ 4001.101 to 4001.406, inclusive. In so doing, however, the Price Administrator shall exclude from consideration any retroactive part of any such increase—that is, any part paid on account of work done prior to the date when the increase was made, except where, in his judgment, different action is required in order to end a supply emergency with respect to the commodity involved which threatens to interfere with the effective transition to a peacetime economy.

(b) Nothing in §§ 4001.101 to 4001.406, inclusive, shall be construed as directing any increase in price or rent ceilings which is not required under the provisions of an applicable maximum price or rent regulation or under the applicable statutory or administrative standards governing changes in price or rent ceilings, including the standards provided for in section 2 of Executive Order 9697.

§ 4001.402 *Prohibition against adjustment of price or rent ceilings before approved increase has been put into effect or agreed to.* Except to the extent permitted in § 4001.403, the Price Administrator shall not, in the absence of specific approval by the Economic Stabilization Director, authorize any increase in price or rent ceilings or make any commitment to authorize any such increase on the basis of any increase in wages or salaries unless such wage or salary increase has been put into effect or a firm agreement exists to put it into effect. However, in order to expedite adjustment of ceilings after approved increases have been put into effect, the Price Administrator may, while an application for approval of a wage or salary increase is pending, receive applications for increased ceilings based on the wage or salary increase for which approval is being sought.

§ 4001.403 *Industry price increases when some employers in industry have not made wage or salary increases.* In taking action in accordance with the pricing standards of section 2 of Executive Order 9697 or of any orders or directives issued by the Economic Stabilization Director pursuant thereto, the Price Administrator may find it necessary from time to time to arrive at a judgment with respect to the earnings position, over the succeeding 12 months, of an industry in which a part, but not all, of the firms have put approved wage or salary increases into effect or have made firm agreements to do so. In such a case, not only is the Price Administrator authorized to take into account any resulting increase in cost to the firms which have taken such action but, where he finds that such firms constitute a large portion of the industry (ordinarily representing at least one-half the total output) and that like wage or salary increases appear reasonably sure to be made by a large portion of the remaining firms in the near future, he may also take into account the increase in cost which he believes likely to result from those future wage increases, when, in his judgment, to do so would promote effective price administration. Where the Price Administrator finds that a portion of the firms in an industry have taken such action with respect to approved wage or salary increases and additional firms are reasonably certain to do so, but where he cannot make the finding required by the preceding sentence, he may not, without the express approval of the Economic Stabilization Director, take into present account such wage or salary increases as may thereafter be made and approved, but he may make whatever provision apears to him just and practicable (*e. g.*, by establishing two levels of ceiling prices, by authorizing individual adjustments, or by prescribing increase factors) to accord price relief, where needed, to those firms which have put approved wage or salary increases into effect or have made firm agreements to do so and to facilitate the granting of price relief on a like basis to those other firms which may thereafter take such wage or salary action.

§ 4001.404 *Use of estimates as to effect of approved wage or salary increases on costs.* The Price Administrator shall arrive at a judgment as to the effect on costs currently or for the succeeding 12 months of an approved wage or salary increase on the basis of the best data which may be in hand or obtainable from the industry or firm involved within a reasonably short period of time. In so doing, he shall give due consideration to such seasonal, non-recurring, temporary, or otherwise non-representative factors as may be reflected in such data and also to such relevant factors as he may find have been operative since the period covered by the data, or may be operative in the succeeding 12 months, which indicate that the actual cost of the wage or salary increase is then, or over the latter period will be, higher or lower than the estimates of costs which would otherwise be derived from the data. In appropriate cases, the Price Administrator shall provide for the subsequent review of any adjustment in ceilings put into effect in the light of actual experience during a representative period of operations subsequent to the increase.

§ 4001.405 *Effect of approved increases in determining costs to the United States.* In the case of products or services being furnished under contract with a federal procurement agency, such agency may take into consideration, on the same basis as other factors affecting costs, any wage or salary increase which is approved under the provisions of §§ 4001.101 to 4001.406: *Provided, however*, That no wage or salary increase which was made on or before February 13, 1946, and was unapproved on that date shall be a basis for reimbursement under such a contract unless the procurement agency administering the contract finds that reimbursement is necessary to prevent hardship. Nothing in §§ 4001.101 to 4001.406, inclusive, however, shall be construed as authorizing or requiring any increase in costs to the United States which is not required by the applicable procurement contract.

§ 4001.406 *Increased costs to the United States to be limited to employers who have instituted wage or salary increases.* To the fullest practicable extent federal procurement agencies shall provide that no employer shall be eligible for the benefits of any increase in payments by the United States based upon an approved wage or salary increase except to the extent to which he himself has put into effect such wage or salary increase.

(E.O. 9250; E.O. 9328, 3 CFR. Cum. Supp.; E.O. 9599, 10 F.R. 10155; E.O. 9620, 10 F.R. 12033; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691, and E.O. 9699, 11 F.R. 1929)

CHESTER BOWLES,
Economic Stabilization Director.

MARCH 8, 1946.

[F. R. Doc. 46-3876; Filed, Mar. 8, 1946; 5:15 p. m.]

Chapter XIX—Reconstruction Finance Corporation

[Reg. 7, Amdt. 11 to Schedule A, Revised Mar. 1, 1945]

PART 7007—STRIPPER WELL COMPENSATORY ADJUSTMENTS

NOTE: Amendment 11 to Schedule A of Regulation 7 was filed with the Division of the Federal Register as Document No. 46-3892, on March 11, 1946, at 9:59 a. m.

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

PART 6—SECURITY OF PORTS AND THE CONTROL OF VESSELS IN THE NAVIGABLE WATERS OF THE UNITED STATES

SUBPART C—ANCHORAGE AND RESTRICTED AREAS

Pursuant to the authority contained in section 1, title II, of the Espionage Act approved June 15, 1917, 40 Stat. 220 (50 U. S. C. 191), and by virtue of the Proclamation No. 2412 issued June 27, 1940 (3 CFR Cum. Supp.), the Regulations for the Security of Ports and the Control of Vessels in the Navigable Waters of the United States are amended as follows:

Eighth Naval District. Sections 6.8–1 to 6.8–48, inclusive, are repealed and the following §§ 6.8–1 to 6.8–120, inclusive, are substituted therefor.

Eleventh Naval District. Sections 6.11–1 to 6.11–10, inclusive, are repealed and the following §§ 6.11–1 to 6.11–105, inclusive, are substituted therefor.

Twelfth Naval District. Sections 6.12–1 to 6.12–46, inclusive, are repealed and the following §§ 6.12–5 to 6.12–185, inclusive, are substituted therefor.

Thirteenth Naval District. Sections 6.13–1 to 6.13–17, inclusive, are repealed and the following §§ 6.13–5 to 6.13–245, inclusive, are substituted therefor.

EIGHTH NAVAL DISTRICT

Anchorage Areas

Sec.
6.8–1 Mobile, Alabama.
6.8–5 New Orleans, Louisiana.
6.8–10 Galveston, Texas.

Restricted Areas

6.8–100 Pensacola Harbor approaches; in Gulf off Pensacola firing area.
6.8–105 Florida; Pensacola Bay; restricted area.
6.8–110 Biloxi Bay, Biloxi, Mississippi, seaplane operating area.
6.8–115 Mississippi River.
6.8–120 Louisiana; Mississippi River; New Orleans Harbor; regulations.

ELEVENTH NAVAL DISTRICT

Anchorage Areas

6.11–1 San Diego Harbor, California.
6.11–5 Los Angeles and Long Beach Harbors, California; the anchorages.
6.11–10 Isthmus Cove, Santa Catalina, California.
6.11–15 San Clemente Island, California.
6.11–20 Santa Barbara Island, California.
6.11–25 San Nicolas Island, California.

Restricted Areas

6.11–100 Los Angeles and Long Beach Harbors restricted area at U. S. Fleet Operating Base.
6.11–105 Temporary berthing area in San Diego Bay.

TWELFTH NAVAL DISTRICT

Anchorage Areas

6.12–5 General anchorage areas for San Francisco Bay, San Pablo Bay, Carquinez Strait, Suisun Bay, New York Slough and San Joaquin River, California.

Sec.
6.12–10 Special anchorage regulations applying to the San Joaquin deepwater channel and the Stockton turning basin.
6.12–15 San Luis Obispo Bay, California, special anchorage area.

Restricted Areas

6.12–100 Restricted area for naval operations.
6.12–105 Restricted naval aircraft area.
6.12–110 Restricted seaplane area; San Francisco Bay at South San Francisco, California.
6.12–115 Restricted area; San Francisco, Alcatraz Island, California.
6.12–120 Port Chicago Naval Magazine restricted area; Suisun Bay at Port Chicago, California.
6.12–125 Benicia arsenal restricted area; Carquinez Strait and Suisun Bay at Benicia, California.
6.12–130 Restricted naval fueling depot; San Francisco Bay at Point Molate, California.
6.12–135 Magnetic range restricted area; San Francisco Bay at Treasure Island, California.
6.12–140 San Pablo Bay, California; Mare Island; danger area.
6.12–145 Maneuvering area; San Francisco Bay at Treasure Island, California.
6.12–150 Danger area in Monterey Bay, California, at Fort Ord, California.
6.12–155 Danger area in Tomales Bay, California.
6.12–160 Danger area in Pacific Ocean adjacent to San Francisco, California; U. S. Military Reservations.
6.12–165 Regulations for California Naval areas.
6.12–170 Explosives anchorages.
6.12–175 Oakland Estuary inbound traffic; San Francisco Bay.
6.12–180 Fruitvale Bridge.
6.12–185 Oakland Harbor; Naval Supply Depot, Oakland, California.

THIRTEENTH NAVAL DISTRICT

General Anchorages

6.13–5 Puget Sound; Elliott Bay anchorages.
6.13–10 Puget Sound; Smith Cove anchorages.
6.13–15 Puget Sound; Orchard Point anchorage area.
6.13–20 Puget Sound; Port Madison anchorage area.
6.13–25 Admiralty Inlet; Oak Bay anchorage area.
6.13–30 Admiralty Inlet; Port Townsend anchorage area.
6.13–35 Possession Sound; Port Gardner anchorage area.
6.13–40 Columbia River; Upper Tongue Point anchorage area.
6.13–45 Columbia River; Lower Tongue Point anchorage area.

Explosives Anchorages

6.13–50 Puget Sound; Blake Island explosives anchorage area.
6.13–55 Puget Sound; Kingston explosives anchorage area.
6.13–60 Hood Canal; Thorndike Bay emergency explosives anchorage area.
6.13–65 Seabeck Bay; Emergency explosives anchorage area.
6.13–70 Squamish Harbor explosives anchorage area.
6.13–74 Possession Sound; Southwest Gedney Island emergency anchorage area.
6.13–75 Possession Sound; Northeast Gedney Island explosives anchorage area.
6.13–80 Puget Sound; Port Discovery explosives anchorage area.
6.13–85 Puget Sound; Holmes Harbor explosives anchorage area.
6.13–90 Puget Sound; Port Susan explosives anchorage area.
6.13–91 Strait of Juan De Fuca; Fresh Water Bay emergency explosive area.
6.13–95 Columbia River; Beaver Ammunition Storage Point emergency explosives anchorage area.

Berthing Areas

6.13–100 Admiralty Inlet and Puget Sound; Killisut Harbor and Scow Bay anchorage area.
6.13–105 Dyes Inlet anchorage.
6.13–110 Case Inlet anchorages.
6.13–115 Budd Inlet anchorage.
6.13–120 Willamette River anchorage.
6.13–125 Columbia River, Oregon, Slough anchorage; anchorage areas.
6.13–200 Lake Washington; Naval air station.
6.13–205 Elliott Bay; Naval station.
6.13–210 Puget Sound; Sinclair Inlet.
6.13–215 Puget Sound; Port Orchard.
6.13–220 Puget Sound; Point Jefferson.
6.13–225 Puget Sound; Mukilteo.
6.13–230 Hood Canal; Bangor.
6.13–235 Admiralty Inlet; entrance restricted area.
6.13–240 Strait of Juan De Fuca; eastern end.
6.13–245 Oak Harbor and Crescent Harbor; Whidby Island.

AUTHORITY: §§ 6.8–1 to 6.13–245, inclusive, issued under 40 Stat. 220, 50 U.S.C. 191; Proc. 2412, June 27, 1940, 3 CFR Cum. Supp.

EIGHTH NAVAL DISTRICT

Anchorage Areas

§ 6.8–1 *Mobile, Alabama*—(a) *Anchorage A* (Explosives). This anchorage includes the area within a radius of 750 yards from a point located 1,000 yards true north from Fort Morgan Light. Anchorage A shall be used by vessels loading or discharging high explosives. It shall also be used by vessels carrying dangerous or inflammable cargoes requiring an anchorage. It may be used for a general anchorage when not required for vessels carrying explosive or dangerous or inflammable cargoes. No vessel shall occupy this anchorage without obtaining a permit from the Captain of the Port.

§ 6.8–5 *New Orleans, Louisiana*—(a) *The anchorage areas*—(1) *Anchorage A* (Woodland Anchorage). An area 2 miles long near the right descending bank, south side of the channel, not to exceed 600 feet from the bank. Upper limits approximately 0.9 mile downstream from Point Celeste and opposite Davant, La. Lower limits approximately 0.7 mile upstream from Point A-La-Hache Ferry Landing.

(2) *Anchorage B* (Phoenix Anchorage). An area 2 miles long near the left descending bank, northeast of the channel, not to exceed 600 feet from the bank. Upper limits approximately 1 mile downstream from Poverty Point Light and directly opposite Myrtle Grove, La. Lower limits approximately 4.5 miles upstream from Favrot Light, and opposite Oakland, La.

(3) *Anchorage C* (Baton Rouge Anchorage). An area 0.5 mile long near the left descending bank, east side of the channel, not to exceed 1,000 feet from the bank, vicinity Standard Oil Plant. Upper limits 2.8 miles downstream from Baton Rouge Railroad and Highway Bridge. Lower limits approximately 0.5 mile upstream from Baton Rouge Ferry Landing.

(4) *Anchorage D* (Port Allen Anchorage). An area 1.3 miles long near the right descending bank, west side of the

channel, not to exceed 1,000 feet from the bank. Upper limits approximately 1.5 miles downstream from Port Allen Ferry Landing, or 0.8 mile downstream from Limerick Light. Lower limits approximately 4 miles upstream Red Eye Crossing front light.

(5) *Anchorage E* (Manchac Anchorage). An area 1.3 miles long near the right descending bank, south side of the channel, not to exceed 1,000 feet from the bank. Upper limits approximately 1.4 miles downstream from Sardine Point Light. Lower limits approximately 1.5 miles upstream from Manchac Point, and directly opposite Mulberry Grove Light.

(6) *Anchorage F* (Plaquemine Anchorage). An area 1 mile long near the left descending bank, northeast side of the channel, not to exceed 1,000 feet from the bank, vicinity Lucky Plantation. Upper limits approximately 0.7 mile downstream from Medodeon Point Light directly opposite Pecan Light. Lower limits approximately 3.4 miles upstream from Granada Front Range Light and directly opposite St. Louis Plantation Light.

(7) *Anchorage G* (Carville Anchorage). An area 1 mile long near the left descending bank, northwest side of the channel, not to exceed 600 feet from the bank, vicinity of U. S. Public Health Service Leper Colony. Upper limits approximately 1.6 miles downstream from White Castle Light opposite Alhambra Light. Lower limits approximately 1.5 miles upstream from Maryland Light and opposite Belle Grove Plantation.

(8) *Anchorage H* (Philadelphia Point Anchorage). An area 2.2 miles long near the right descending bank, southwest side of the channel, not to exceed 1,200 feet from the bank vicinity Elsie Landing. Upper limits approximately 1.5 miles downstream from Chatham Landing and directly opposite New River Light. Lower limits approximately .9 mile upstream from Philadelphia Point Landing and directly opposite Belle Helene Light.

(9) *Anchorage I* (Donaldsonville Anchorage). An area 1 mile long near the right descending bank, south side of the channel, not to exceed 1,200 feet from the bank. Upper limits approximately .4 mile downstream from Donaldsonville Ferry Landing: Lower limits approximately .9 mile upstream from Rateau Light and directly opposite Brangier Point Light.

(10) *Anchorage J* (Olga Landing Anchorage). An area 1.5 miles long near the right descending bank, west side of the channel, not to exceed 700 feet from the bank, vicinity Olga Landing. Upper limits approximately 2.8 miles downstream from Brilliant Point Light and directly opposite Uncle Sam Light. Lower limits approximately .8 mile upstream from St. James Light and directly opposite Convent Landing.

(11) *Anchorage K* (Lutcher Anchorage). An area 1.7 miles long near the left descending bank, northwest side of the channel, not to exceed 600 feet from the bank, vicinity Lutcher, La. Upper limits approximately 1 mile downstream from St. Elmo Light and opposite Magnolia Landing. Lower limits approximately 2.6 miles upstream from Mt. Airy Light or .2 mile upstream from Gramercy Ferry Landing.

(12) *Anchorage L* (Edgard Anchorage). An area 1.5 miles long near the right descending side of the channel, not to exceed 600 feet from the bank, vicinity Edgard Landing. Upper limits approximately 1.7 miles downstream from White Rose Light and opposite Reserve, La. Lower limits approximately 1 mile downstream from Edgard Landing or .7 mile upstream from California Light.

(13) *Anchorage M* (Hahnville Anchorage. An area 1 mile long near the right descending bank, west of the channel not to exceed 1,000 feet from the bank, vicinity Hahnville Landing. Upper limits approximately 1.4 miles downstream from Taft Light and directly opposite Prospect Light. Lower limits approximately 1 mile upstream from Fashion Light and directly opposite 26 mile Point Light.

(14) *Anchorage N* (Destrehan Anchorage). An area 1 mile long near the left descending bank, north side of the channel, not to exceed 600 feet from the bank, vicinity Pecan Grove Landing. Upper limits approximately .3 mile downstream from Destrehan Ferry Landing and opposite Luling, La. Lower limits approximately 1 mile upstream from St. Rose, La., and directly opposite Lone Star.

(15) *Anchorage P* (Nine Mile Point Anchorage). An area .7 mile long near the right descending bank, west side of the channel, not to exceed 500 feet from the bank. Upper limits approximately .3 mile downstream from Nine Mile Point Light and directly opposite Oak Street, New Orleans. Lower limits directly opposite end of U. S. Engineer Depot, 2nd New Orleans District.

(16) *Anchorage Q* (Quarantine Anchorage). An area .9 mile long near the right descending bank, southwest side of the channel, not to exceed 800 feet from the bank. Upper limits approximately .4 mile downstream from Todd-Johnson Dry Dock and directly opposite Jackson Barracks. Lower limits directly opposite Chalmette Slip.

(17) *Anchorage R* (New Orleans General Anchorage). An area 3.5 miles long near the right descending bank, south side of the channel, not to exceed 800 feet from the bank. Upper limits approximately .7 mile downstream from U. S. Quarantine Station and directly opposite Chalmette Slip. Lower limits approximately 1.7 miles downstream from Cutoff Light and opposite Neraux, La.

(18) *Anchorage S* (Twelve Mile Point Anchorage). An area 1 mile long near the right descending bank, north side of the channel, not to exceed 800 feet from the bank. Upper limits approximately 0.5 mile downstream from Twelve Mile Point or opposite Caernarvon, Ia. Lower limits approximately 2 miles upstream from English Turn Navigation Light or opposite Braithwaite, La.

(19) *Anchorage No. 1* (Explosive). Located one-half mile up river from Oakville navigation light. The Captain of the Port shall designate anchorages up river or down river from the point named. The anchorage area is from the west bank of the river to a point 1,000 feet to the eastward. This anchorage shall be reserved for vessels carrying explosives, without limit as to quantity.

NOTE: Explosive anchorage 1 light established on shore 980 yards 19° from Oakville Light. Light is flashing green every 4 seconds, flash 0.4 second, eclipse 3.6 seconds, or 30 candlepower, 35 feet above mean high water on a black pole, with signboard facing the river and having the following inscription: "Explosive Anchorage No. 1—Vessels Handling Explosives Must Anchor Within 1,000 Feet from this Bank, U. S. Coast Guard."

(20) *Anchorage No. 2* (Explosive). Located 2,670 yards 156° from Saxonholm Light. The Captain of the Port will designate anchorages up river or down river from the point named. The anchorage area is from the west bank of the river to a point 900 feet to the eastward. This anchorage shall be reserved for vessels carrying limited quantities of explosives. A permit to use the anchorage must be obtained from the Captain of the Port, who is authorized to limit the quantity of explosives on any vessel in the anchorage upon a finding by him that a greater amount would be unsafe.

NOTE: Explosive Anchorage 2 Light established about 80 feet from shore, in 6 feet, 2,700 yards 157½° from Saxonholm Light. Light is flashing green every 4 seconds, flash 0.4 second, eclipse 3.6 seconds, of 30 candlepower, 25 feet above mean high water on a black triangular structure on poles, with signboard facing the river and having the following inscription: "Explosives Anchorage 2—Vessels Handling Explosive Must Anchor Within 900 feet from this Bank, U. S. Coast Guard."

(21) *Anchorage T* (Home Place Anchorage). An area 1.4 miles long near the right descending bank, southwest side of the channel, not to exceed 600 feet from the bank. Upper limits approximately .3 mile downstream from the Freeport Sulphur Company Wharf at Port Sulphur, La. Lower limits, Home Place Light.

(22) *Anchorage U* (Buras Anchorage). An area 2 miles long near the right descending bank, southwest side of the channel, not to exceed 800 feet from the bank. Upper limits approximately 2.8 miles downstream from Alberta Light or approximately .2 mile downstream from Gulf Refining Wharf at Buras, La., directly opposite Ostrica Canal Lock. Lower limits approximately .9 mile upstream from Bayou Grand Liard Light or approximately .2 mile upstream from Gulf Refining Company Wharf at Triumph, La.

(23) *Anchorage V* (Boothville Anchorage). An area 3.2 miles long near the right descending bank, southwest side of the channel, not to exceed 800 feet from the bank. Upper limits approximately 2.8 miles downstream from Fort Jackson Light and directly opposite New Canal Light. Lower limits approximately 2.8 miles upstream from the Jump Light and directly opposite Michella Light.

(24) *Anchorage W* (Pilottown Anchorage). An area approximately 5.8 miles long near the right descending bank, west side of the channel, not to exceed 1,000 feet from the west bank. Upper limits approximately 2.8 miles downstream from the Jump Light, and opposite Wilder Flat Light. Lower limits approximately 2.1 miles upstream from Head of Passes Light and opposite the Pilots Station of Pilottown, La.

(25) *Anchorage X* (Southwest Pass Anchorage). Vessels anchoring in the pass shall take position near the eastern bank, above a point marked by a post painted white, surmounted with round black target on channel end of spur dike No. 13.32 L about 1.5 miles above Southwest Pass Lighthouse; and below a point also marked by a post, painted white, with round black target 1.5 miles below the Head of the Passes Light, and vessels so anchoring shall put out such extra moorings as may be necessary to prevent their being blown athwart the channel, and thus endangering the navigation of the pass.

(26) *Anchorage Y* (South Pass Anchorage). Vessels anchoring in the pass shall take position near the eastern bank, above a point marked by a post, painted white, surmounted with a round black target, which is about 0.5 mile above South Pass Lighthouse, and below a point also marked by a post painted white, with round black target 1.5 miles below the Head of the Passes Light; and vessels so anchoring shall put out such extra moorings as may be necessary to prevent their being blown athwart the channel, and thus endangering the navigation of the pass.

(27) *Anchorage No. 3* (Explosive). Located 1.4 miles up river from Oak Point Navigation Light. The Captain of the Port shall designate anchorages up or down river from the point named. The anchoring area extends from the west bank of the river to a point 1,000 feet to the eastward. This anchorage shall be reserved for vessels carrying explosives, without limits as to quantity.

§ 6.8–10 *Galveston, Texas*—(a) *The anchorage areas*—(1) *Anchorage No. 1* (Explosive). A triangular area to the westward of Port Bolivar, bounded by a line starting from a point bearing 293° true and 200 yards off Bolivar Peninsula Light and ranging true west for a distance of 550 yards, thence true south a distance of 750 yards, thence back to the starting point bearing 37° true.

(2) *Anchorage No. 2* (Explosive). A rectangular area in Bolivar Roads bounded by a line starting from a point 250 yards true south of No. 9 channel buoy and ranging true east a distance of 1,300 yards, and between the lines ranging true south from each end of the northern boundary to the sand flats along the south jetty.

(3) *Anchorage No. 3* (General). A triangular area in Bolivar Roads to the southward of a line connecting No. 9 and No. 11 channel buoys; westward of a line having a bearing of 180° from No. 9 channel buoy, and eastward of No. 11 channel buoy. This anchorage shall be for the general use of naval and merchant vessels, and also for the use of vessels undergoing examination by quarantine, customs, or immigration authorities.

NOTE: This anchorage is intended for periods of less than thirty days.

(4) *Anchorage No. 4* (General). An area in Bolivar Roads to the northward of the ship channel within the following lines:

(i) Northwestward of a line having a bearing of 62° from No. 8 channel buoy;

(ii) North of a line having a bearing of 271° from No. 8 channel buoy;

(iii) East of a line having a bearing of 20° from the Quarantine Station cupola on Pelican Island.

This anchorage is to be used by merchant vessels remaining at anchor for a period of time greater than thirty days; it may also be used by merchant vessels when anchorage No. 3 is over-crowded.

(5) *Anchorage No. 5* (Restricted). An area in Bolivar Roads to the northward of the ship channel within the following lines:

(i) Southeastward of a line having a bearing of 223° from the old tower on Bolivar Point;

(ii) East of a line having a bearing of 359° from No. 4 channel buoy;

(iii) North of a line having a bearing of 115° from No. 4 channel buoy;

(iv) West of the westerly boundary of general anchorage No. 4.

This anchorage is to be used by vessels awaiting quarantine inspection, and by such other vessels as the Captain of the Port may permit.

Restricted areas

§ 6.8–100 *Pensacola Harbor approaches in Gulf off Pensacola, firing area*—(a) *The restricted area.* (1) The firing range off Fort Pickens and Fort McRee, hereinafter referred to as the "restricted area," includes the waters of the Gulf of Mexico within the following two sectors, viz: First, a sector the easterly limit of which bears south 45 degrees east from a point on Santa Rosa Island 2,500 yards (approximately 1½ miles) east of the Coast Guard Station, and the westerly limit of which bears south 45° west from the western end of Santa Rosa Island, the outer limits of this sector describing an arc 30,000 yards (approximately 17 miles) from the shore line of Santa Rosa Island; and second, an adjacent sector, the easterly limit of which bears south 45° west from the western end of Santa Rosa Island, and the westerly limit of which bears south 65° west from the western end of Santa Rosa Island, both limits having a length of 17,000 yards (approximately 10 miles). All bearings are referred to true meridian.

(b) *The regulations.* (1) Any vessel proceeding by mechanical power at a speed greater than five miles per hour may enter and proceed directly through the restricted area without hindrance, excepting for reasonable delays when notified by a patrol boat that firing for a brief period is about to commence or is in progress.

(2) Except under unusual circumstances, the restricted area is open throughout the year to the public for fishing and traffic without restriction from 12:00 noon, Saturdays, to 7:30 a. m., Mondays, and National (not State) holidays from 6:00 p. m. of the preceding day to 7:30 a. m. on the day following the holiday. The restricted area is also open to the public for fishing and traffic without restriction on other days when firing is not to be held.

(3) On days when firing is to be held, which will require restrictions on the use of part or all of the restricted area, a large red flag will be displayed from a mast on or in the vicinity of the lookout tower of the Coast Guard Station on Santa Rosa Island, and from a mast on or in the vicinity of the parapet of Old Fort Pickens, Santa Rosa Island. These flags will be displayed not later than 7:30 a. m. of the day on which firing is to be held, and will be removed when firing ceases for the day.

(4) When night firing is scheduled, large white flags will be displayed from the same towers at 4:00 p. m. of that day, and will remain displayed until the termination of firing on that day.

(5) On days and nights when firing is in progress and flags are displayed as provided in subparagraphs (3) and (4) of this paragraph no boat or vessel shall, except as provided in subparagraph (1) of this paragraph, enter or remain in the restricted area; except under the written authority of the Commanding Officer, Fort Barrancas, Florida: *Provided, however,* That the Commanding Officer may designate by suitable public notices a small part of the restricted area as the danger zone for certain firings, in which case any boat or vessel may enter and remain in waters of the restricted area, outside of the designated limits of such danger zone of lesser area as may be specified.

(6) The regulations in this paragraph will be enforced by the Commanding Officer at Fort Barrancas, Florida, through such officers, enlisted men, and employees as may be properly designated by him for the purpose.

§ 6.8–105 *Florida; Pensacola Bay; restricted area*—(a) *The area.* A line drawn from the point in latitude 30°22′28″ N., longitude 87°16′00″ W., through the following positions:

(1) Latitude 30°21′02″ N., longitude 87°14′20″ W.

(2) Latitude 30°20′02″ N., longitude 87°15′16″ W.

(3) Latitude 30°19′52″ N., longitude 87°16′12″ W.

(4) Latitude 30°20′11″ N., longitude 87°17′58″ W., and thence in a 250° direction to the shore.

(b) *The regulations.* (1) The above area is established as a seaplane landing area under the control of the Commander, Naval Air Training Bases, Pensacola, Florida.

(2) Vessels and small craft, except crash boats, plane rearming boats and similar craft ordered into the area on specific missions in connection with the servicing of planes or patrol of the area, are prohibited from entering or being in the area at any time.

(3) The regulations in this paragraph will be enforced by the Commander, Naval Air Training Bases, Pensacola, Florida, through the use of such equipment and personnel as may be properly designated by him for the purpose.

§ 6.8–110 *Biloxi Bay, Biloxi, Mississippi, seaplane operating area*—(a) *The danger zone.* A restricted seaplane operating area bounded as follows:

From the northeast end of the Coast Guard Air Station seaplane ramp 1,500 feet true east; then north true to a point 250 feet south of the highway bridge; then parallel to the highway bridge to the dredged channel; then following the inside of the dredged channel to a point of 1,500 feet west of Channel Beacon No. 36; then northwest true for 1,000 feet; then west true to beach and along beach to northeast end of Coast Guard seaplane ramp.

(b) *The regulations.* (1) No vessels except those operated by the United States Navy, United States Coast Guard, and vessels otherwise under the direct control of the United States shall moor or anchor within the seaplane operating area at any time.

(2) No vessels except those operated by the United States Navy, United States Coast Guard, and vessels otherwise under the direct control of the United States shall enter the seaplane operating area at any time between sunset and sunrise.

(3) No vessel shall engage in fishing, placing of fishing stakes, or similar activities any time within the limits of the seaplane operating area.

(4) All vessels moving within the seaplane operating area shall immediately proceed to leave that area when warned by aircraft employing the "buzzing" method, which consists of low-flying by the airplane and repeated opening and closing of the throttle.

(5) These regulations in this paragraph will be enforced by the Commanding Officer of the Coast Guard Air Station, Biloxi, Mississippi, or by his duly designated representatives. Specific exemptions from these regulations in this paragraph may be granted by such officers.

§ 6.8–115 *Mississippi River.* Navigation regulations to govern speed of vessels in vicinity of explosives anchorage south of New Orleans. The masters and pilots of all seagoing steamers, tugboats, and other vessels plying the Mississippi River south of New Orleans in the vicinity of Explosive Anchorage No. 1, Explosive Anchorage No. 2, Explosive Anchorage No. 3, including Concord Switch Explosives Loading Wharf adjacent to Explosive Anchorage No. 3, Braithwaite Explosives Loading Wharf, located 1925 yards 111° from Shingle Point Light, and the Naval Ammunition Depot Wharf at Victory Switch, located 2033 yards, 87¼° from Shingle Point Light, shall regulate the speed of their vessels over the bed of the river so as not to exceed 7 miles per hour going downstream or 5 miles per hour going upstream.

§ 6.8–120 *Louisiana; Mississippi River; New Orleans Harbor; regulations.* The following rules and regulations are prescribed to govern the movement of vessels on the Mississippi River in the vicinity of Algiers Point, Port of New Orleans, Louisiana.

(a) Whenever the Carrollton gauge reads 12 feet on a rising stage of the Mississippi River until the gauge reaches 15 feet on a falling stage, the movement of vessels on the Mississippi River in the vicinity of Algiers Point shall be governed by red and green traffic signal lights in the vicinity of Barracks and Gretna.

(b) Signals: (1) A green light revolving through 60° once every 5 seconds so as to sweep the entire width of the river displayed ahead of a vessel in the direction of travel indicates that Algiers Point is clear.

(2) A red light revolving through 60° once every 5 seconds so as to sweep the entire width of the river displayed ahead of a vessel in the direction of travel indicates that Algiers Point is not clear.

(3) Absence of lights, or lack of visibility thereof will be considered a danger signal.

(c) Ascending vessels: (1) An ascending vessel shall not proceed farther up the river than the Pauline Street Wharf either when a red light or no lights are being displayed from the Barracks Street tower.

(2) Whenever an ascending vessel reaches Pauling Street Wharf and cannot see any signal, the pilot of the vessel shall use his own judgment about getting the vessel clear of a possible descending vessel.

(d) Descending vessels: (1) A descending vessel reaching the vicinity of Southport shall not endeavor to pass through the harbor during thick weather.

(2) Whenever a descending vessel reaches Napoleon Avenue and either a red light or no lights are being displayed from the Gretna tower the vessel shall immediately slow down and be placed in position to round to if the signal remains against the vessel.

(e) Whenever Algiers Point is considered unsafe for navigation, the tower lights will be extinguished. If under such conditions a vessel signals the towerman a short, long, and short (· — ·) blast, a red light will be displayed for 2 minutes and then extinguished to confirm the accuracy of the danger signal.

(f) Any descending vessel destined to a wharf between Napoleon Avenue and Krate Street Wharf shall signal the Gretna towerman three (3) long and one (1) short (— — — ·) blast to indicate that he is bound to a wharf between these points.

(g) The pilot if any vessel scheduled to leave any wharf above Barracks Street signal tower, bound downstream around Algiers Point, shall communicate with the Barracks Street Towerman by telephone to determine whether the channel at Algiers Point is clear before leaving.

(h) The term "vessel" shall include all ships, whether under their own power or in tow, and all barges in tow, but is note intended to apply to tugs or towboats without tows or to small river craft of any description operating under their power.

(i) The District Engineer, U. S. Engineer Department at Large, in charge of the locality, shall, sufficiently in advance, issue notices in the press or otherwise, warning navigation interests when it is expected that the Mississippi River will reach 12 feet on the Carrollton gauge on a rising stage.

ELEVENTH NAVAL DISTRICT

Anchorage Areas

§ 6.11–1 *San Diego Harbor, California*—(a) *General anchorage.* The anchorage grounds for general use shall include all the navigable portion of the harbor except the following:

(1) A lane from San Diego to Coronado, the easterly limit of which is uniformly 500 feet east of the center line of Atlantic Street, San Diego, prolonged southward, and the westerly limit a straight line which, where intersecting the established United States Pierhead lines, is west of said center line of Atlantic Street, a distance of 500 feet at the north end and 760 feet at the south end.

(2) The area lying westerly of a line extending from Ballast Point Light to the northeast corner of Navy Dock (just southerly of San Diego Bay Light 1) thence to the shore end of the Quarantine Dock, which line bears approximately north 8°30′ west.

(b) *Special anchorage for vessels of the U. S. Government.* The aforesaid area lying westerly of a line extending from Ballast Point Light to the northeast corner of Navy Dock (just southerly of San Diego Bay Light 1) thence to the shore end of the Quarantine Dock, which line bears approximately north 8°30′ west.

(c) *The regulations.* (1) No vessel shall anchor in the lane reserved from the general anchorage grounds.

(2) The special anchorage ground for vessels of the United States Government is reserved exclusively for the anchorage of such vessels and of authorized harbor pilot boats. No other vessel shall anchor in this area.

(3) Vessels anchoring in portions of the harbor other than those above described shall leave a free passage for other craft, and shall not unreasonably obstruct the approach to the wharves in the harbor.

(d) *Special anchorage for seaplanes.* All of that area in the central part of San Diego Bay inclosed by lines connecting the following points as follows:

S. 25,016 E. 12,420; S. 27,720 E. 16,258; S. 30,490 E. 18,073; S. 31,933 E. 18,239; S. 34,404 E. 19,132; S. 39,271 E. 19,556; S. 41,815 E. 14,009; S. 41,454 E. 13,836; S. 40,983 E. 14,862; S. 35,649 E. 12,581; S. 36,229 E. 11,316; S. 33,132 E. 9,650; S. 30,136 E. 7,810; S. 25,016 E. 12,420.

NOTE: The above points are rectangular coordinates and are referred to the U. S. C. and G. S. station "Old Town" as their origin.

(1) The area designated above is hereby set aside for the use of seaplanes and their attendant plant and, except as specified herein, navigation within that area is restricted to seaplanes, their attendant plant, and vessels under the control of the United States.

(2) At such periods as the area may not be required for the use of seaplanes and their attendant plant, navigation by other craft may be permitted; provided permission is obtained from the Commandant, Eleventh Naval District, San Diego, California, prior to entering the restricted area.

(3) The area will be plainly marked by the United States Navy Department by marine contact seadrome lights flashing amber.

§ 6.11–5 *Los Angeles and Long Beach Harbors, California; the anchorages*—(a) *Anchorage A.* (Yacht and small craft anchorage). The area northwesterly of a line having a bearing of 216° true from the southwest corner of the six-story concrete warehouse on Pier 1 and passing through the Watchorn Basin Light and through the westerly white cross on the San Pedro breakwater; and northerly of a line parallel to and 200 feet distant from the axis of the San Pedro breakwater; *Provided*, That no vessel shall anchor in the entrance of or any part of the dredged channel of West Channel or any part of the dredged slip extending northeasterly into Watchorn Basin.

NOTE 1: Temporary floats or buoys for marking anchors or moorings in place will be allowed in this area. Fixed mooring piles or stakes are prohibited except in that portion east of the easterly sides of West Channel and the dredged slip.

(b) *Anchorage B.* (General and temporary naval and quarantine anchorage). The area southeasterly of a line having a bearing of 216° true from the southwest corner of the six-story concrete warehouse on Pier 1, and passing through the Watchorn Basin Light and through the westerly white cross on the San Pedro breakwater; southwesterly of a line having a bearing of 120° true from the tall concrete stack located immediately south of the U. S. Reservation in San Pedro and passing through the easterly white cross on the San Pedro breakwater; southerly of a line having a bearing of 75° true from the westerly white cross the shore end of the San Pedro breakwater; westerly of a line having a bearing of 172° true from Outer Fish Harbor Entrance Light 2 and passing through the easterly white cross on the San Pedro breakwater; and northerly of a line parallel to and 200 feet distant from the axis of the San Pedro breakwater.

NOTE 1: In this area the requirements of commercial ships will predominate: In case of Navy requirements see Note 5, of paragraph (c).

NOTE 2: Vessels requiring examination by quarantine, customs, or immigration authorities for the ports of Los Angeles or Long Beach, may anchor in this area when Anchorage F (Quarantine Inspection Anchorage) is not available for this purpose.

NOTE 3: Fixed mooring piles or stakes are prohibited. Floats or buoys for marking anchors or moorings in place are prohibited except those which are necessary for the active service of the Navy and authorized by the Captain of the Port.

(c) *Anchorage C.* (General and temporary naval and quarantine anchorage). The area easterly of the southward prolongation of the westerly side of Reservation Point; northeasterly of the line having a bearing of 120° true from the triangular signal atop the one-story transit shed on Pier 1 and passing through the San Pedro Entrance Light 2 (this line being the northeasterly side of the main fairway); northwesterly of a line parallel to and 200 feet distant from the axis of the middle breakwater; southwesterly of a line having a bearing of 158° true from the Reeves Point Aviation Light (Aero) on Terminal Island and passing through the white cross on the middle breakwater: *Provided*, That no vessel shall anchor within 100′ of the dredged channel to Fish Harbor or in a position that will obstruct the entrance to this channel and shall not anchor in Fish Harbor without permission of the Captain of the Port.

NOTE 1: In this area the requirements of commercial ships will predominate. Vessels requiring examination by quarantine, customs or immigration authorities for the ports of Los Angeles or Long Beach, may anchor in this area when Anchorage F is not available for this purpose.

NOTE 2: The southerly portion of Anchorage C is reserved for use as an explosives anchorage whenever necessity arises for such anchorage. Description will be found under the heading "Explosives Anchorages."

NOTE 3: A portion of Anchorage C is reserved for use as an emergency sea plane landing area whenever necessity arises for the use of such area. Description and regulations will be found under "Emergency Seaplane Landing Area."

NOTE 4: Fixed mooring piles or stakes are prohibited. Floats or buoys for marking anchors or moorings in place are prohibited except as they may be authorized by the Captain of the Port in Fish Harbor and in the Yacht Club anchorage within the breakwater east of the Fish Harbor Entrance.

NOTE 5: The established anchorages for naval vessels having been found inadequate at times when a specially large number of naval vessels are gathered in the harbor, a special anchorage chart overlay for naval anchorages superimposed on USC&GS Chart No. 5148 (not published herein) has been prepared showing a numbered series of anchorages in order that a naval vessel may be ordered to proceed to a designated numbered anchorage in the harbor. Those designated anchorages, with the exception of those in Naval Anchorage D, which are primarily for naval vessels, are not set aside for the exclusive use of naval vessels, but permission will be given for naval vessels to use them when available. When the Captain of the Port receives notification from the proper naval authorities that it is desired to utilize the specially numbered naval anchorages in Anchorages B, C, E, or F, he will authorize the use by naval vessels of the required numbers if they can be made available, the commercial conditions at the time being given proper consideration. If, in the opinion of the Captain of the Port, there are sufficient reasons why the numbers first asked for should not be used, he will confer with the Naval Officer making the request and if other numbers can be agreed upon he will authorize their use.

(d) *Anchorage D.* (Naval and temporary anchorage). The area easterly of a line having a bearing of 158° true from the Reeves Point Aviation Light (Aero) on Terminal Island; northwesterly of a line parallel to and 200 feet distant from the axis of the middle breakwater; southwesterly of a line bearing 310° true from the Los Angeles Harbor Middle Breakwater East End Light and passing through the easterly point of Terminal Island mole type breakwater; southerly and westerly of a line 200′ distant from the Terminal Island mole type breakwater; and southeasterly of the outer shoreline of the Naval Air Station, the stone bulkhead and extension thereof having a bearing of 65° true.

NOTE 1: In this area the requirements of the naval service will predominate. Vessels other than those of the Navy may anchor temporarily in this area when necessary and space permits. Whenever this area is required for the anchoring of naval vessels it shall be immediately cleared of commercial vessels by the Captain of the Port upon request of the appropriate naval authority.

NOTE 2: The southerly portion of Anchorage D is reserved for use as an explosives anchorage whenever a necessity arises for such anchorage. Description will be found under the heading "Explosives Anchorages".

NOTE 3: A portion of Anchorage D is reserved for use as an emergency seaplane landing area whenever necessity arises for the use of such area. Description and regulations will be found under "Emergency Seaplane Landing Area".

NOTE 4: Floats or buoys for marking anchors or moorings in place and fixed mooring piles or stakes are prohibited except those which may be required by Navy and approved by the Captain of the Port.

(e) *Anchorage E.* (Naval and general anchorage). The area northeasterly of a line having a bearing of 309° true from the westerly end of the East Breakwater, and passing through the southernmost point of the Long Beach Mole; southerly of a line having a bearing of 78° true from the easterly point of the Terminal Island mole type breakwater and passing through the southerly end of the pier at Belmont Shore; easterly of a line having a bearing of 176° true from the Tower atop the twelve-story building northwest of the Municipal Auditorium, Long Beach, and passing through the Los Angeles Harbor Breakwater East End Light; and west of a line having a bearing 180° true and passing through the easterly end of the East Breakwater; and north of a line parallel to and 200′ distant from the axis of the east breakwater.

NOTE 1: This anchorage area is reserved for commercial ships of all sizes except in case of Navy requirements as per Note 5 of Anchorage C.

NOTE 2: The southerly portion of Anchorage E is reserved for use as an explosives anchorage whenever necessity arises for such anchorage. A description of the area available for this purpose will be found under the heading "explosives anchorages".

NOTE 3: Floats for buoys for marking anchors or moorings in place and fixed mooring piles or stakes are prohibited.

(f) *Anchorage F.* (Quarantine inspection anchorage). The area easterly of a line having a bearing of 172° true from Outer Fish Harbor Entrance Light 2 and passing through the easterly white cross on the San Pedro breakwater; southwesterly of a line having a bearing of 120° true from the white cross atop the one-story wooden transit shed on the west side of East Channel (this line being the southwesterly side of the main fairway); southwesterly of a line having a bearing of 314° true from Los Angeles Harbor Light Station and passing through the tank near the viaduct at the foot of 16th Street, San Pedro; and northerly of a line parallel to and 200′ distant from the axis of the San Pedro breakwater.

NOTE 1: Vessels arriving at quarantine and awaiting inspection will anchor in Anchorage F except that, if space in this anchorage is not available, then any available anchorages in Anchorages B or C may be temporarily occupied for examination. In case of Navy requirements see Note 5 of Anchorage C.

NOTE 2: No vessels, excepting those awaiting quarantine inspection or clearance will anchor in the quarantine anchorage area except in cases of emergency. All vessels so anchored will vacate this area as soon as the emergency ceases.

NOTE 3: U. S. Public Health Service Quarantine Laws and Regulations of the United States are quoted in part as follows: "Paragraph 34: Every vessel subject to quarantine inspection, entering a port of the United States, its possessions or dependencies, shall be considered in quarantine until given free pratique. Such vessel shall fly a yellow flag at the foremast head and shall observe all the other requirements of vessels actually quarantined."

(g) *Explosives anchorages*—(1) *Los Angeles Explosives Anchorage.* That portion of Anchorage C described as a circular area of 900′ radius, with center located 1,000 yards 46° true from the Los Angeles Harbor Light Station.

(2) *Long Beach Explosives Anchorage No. 1.* That portion of Anchorage D described as a circular area of 900′ radius, with center located 2,200 yards 280° true from the Los Angeles Harbor Middle Breakwater East End Light.

(3) *Long Beach Explosives Anchorage No. 2.* That portion of Anchorage E described as a circular area of 900′ radius, with center located 1,500 yards 70° true from the Los Angeles Harbor Middle Breakwater East End Light.

NOTE 1: Explosives anchorages shall be used by vessels only by notification to and permit by the captain of the port.

NOTE 2: When an explosives anchorage is occupied by a vessel carrying, loading, or unloading explosives, a circular zone of 600 yards or of 1,000 yards surrounding the explosives anchorage, as the captain of the port may determine, may be declared by the captain of the port to be a forbidden anchorage in the interest of port security and the commerce of the United States. Vessels within such circular zone, upon being notified by the captain of the port to move or shift position, shall get under way at once or signal for a tug and shall change positions, as directed, with reasonable promptness.

NOTE 3: Anchorage and cargo handling of vessels carrying explosives and inflammable material will be governed by "Regulations for Security of Ports and the Control of Vessels in the Navigable Waters of the United States" (33 CFR, Supps., Part 6, Subpart A).

(h) *Emergency seaplane landing area.* That portion of Anchorages C and D 525 yards wide and 5,250 yards long extending 275 yards northwesterly and 250 yards southeasterly of a line having a bearing 68°30′ true from the Tank near the center of Reservation Point, Terminal Island, these boundaries passing through the northerly and southerly diamond shaped markers on the rock seawall forming the easterly side of Reservation Point but excluding the portion of the area lying in the construction zone. The easterly end of the area is the westerly boundary of the 45-ft. channel to Long Beach Harbor and the westerly end is the easterly boundary of the dredged channel to Fish Harbor.

NOTE 1: Emergency seaplane landings may be made in this area on one half hour's notice. All vessels, Naval or commercial, anchoring in the area will be required to move within one half hour's notice at any time of day or night. The area will be patrolled by small craft on the approach of seaplanes intending to land. During the hours of darkness, whenever seaplanes are approaching the area for landing, the easterly 2,000 yards of the area will be marked by 5 accurately spaced flat type rubber buoys showing fixed green lights. Seaplanes will ordinarily approach the area from easterly, landing in the easterly to westerly direction. Prevailing wind at the time of the intended landings will determine the direction of approach.

This section shall be enforced by the captain of the port and by the Commander, Naval Operating Base, Terminal Island (San Pedro), California, and their authorized representatives.

§ 6.11–10 *Isthmus Cove, Santa Catalina Island, California*—(a) *Anchorage grounds.*—(1) *General anchorage.* All of the navigable waters of Isthmus Cove shoreward of a line connecting the promontories known as Lion Head and Blue Cavern Point, except the zone of restricted anchorage.

(2) *Zone of restricted anchorage.* An area, 300 feet wide, extending from shore 1,200 feet seaward of the outer end of Wilmington Transportation Company Wharf, centered on a line 20 feet westerly of and parallel to the centerline of said wharf.

(b) *Rules and regulations.* (1) The general anchorage shall be available for anchorage of all types of craft. Temporary floats or buoys for marking anchors in place will be permitted in this area, provided that the upper half of any such float or buoy is painted white, to improve visibility at night.

(2) Commercial vessels, of 15 feet draft or over, may anchor in the zone of restricted anchorage during the hours between sunrise and sunset. The use of this zone for anchorage is forbidden to all other craft at all times.

§ 6.11–15 *San Clemente Island, California*—(a) *Wilson Cove anchorage area for government vessels.* (1) The area inshore of a line from Market Station No. 2 and extending in a 062° true direction for 0.62 nautical miles, thence 332° true for 3.17 nautical miles, thence 241° 30′ true to the shore line.

(2) *The regulations.* (i) No vessel shall anchor in such a manner as to unreasonably obstruct the approach to the wharf.

(ii) Wilson Cove anchorage grounds are reserved exclusively for anchorage of United States Government vessels or vessels temporarily operating under government direction, and no vessels except in an emergency shall anchor in Wilson Cove without first obtaining permission from the Commandant, Eleventh Naval District, or the Commanding Officer, San Clemente Island, who shall immediately notify the Commandant.

NOTE: San Clemente Island is a U. S. Government reservation and the water around the island for a distance of 1 nautical mile from low water mark shall be restricted to naval use.

(b) *Pyramid Cove anchorage area for government vessels.* (1) The navigable water inshore of a line beginning at whitewashed rock on the beach 540 yards 199° true from Pyramid Head Light, and extending 1.17 nautical miles in a 160°30′ true direction, thence 243°30′ true 1.54 nautical miles, thence 279° true 2.12 nautical miles, thence 325° true to the beach.

(2) *The regulations.* (i) No vessels shall anchor in the government anchorage except in extreme emergency without first obtaining authority to do so from the Commandant, Eleventh Naval District, or from the senior officer present at the anchorage who may grant permission to anchor, not exceeding the period he himself is authorized to remain, and notifying the commandant of berth allotted and to whom.

NOTE: San Clemente Island is a United States Government reservation and the water around the island for a distance of 1 nautical mile from low-water mark shall be restricted to naval use. However, no vessel in distress shall be denied the protection of the island.

§ 6.11–20 *Santa Barbara Island, California*—(a) *General anchorage area.* (1) The area inshore of a line 023° true from Santa Barbara Island Light, located on northeast end of island, and extending seaward from beach 1.515 nautical miles, thence 140°30′ true for 2.54 nautical miles, thence 212°30′ true for 2.3 nautical miles, then 296°30′ true for 0.96 nautical miles, thence in a 325° true direction to the beach.

(b) *The regulations.* The general anchorage shall be available for anchorage of all types of craft. Temporary floats or buoys for making anchors in place will be permitted in this area.

§ 6.11–25 *San Nicolas Island California*—(a) *Anchorage area*—(1) *General anchorage.* All of the navigable water (except as hereinafter restricted) inshore of a line beginning at the eastern tangent of the island and extending in a 034° true direction 4 nautical miles, thence 296° true for 8.6 nautical miles, thence 180° true to the beach.

(2) *Restricted anchorage No. 1.* An area at the east end of San Nicolas Island within a circle, radius one nautical mile, centered at the easternmost light on the eastern end of San Nicolas Island.

(3) *Restricted anchorage No. 2.* Inshore of a line 6 nautical miles from San Nicolas Island South Side Light 276° true, thence to a point 2 nautical miles 270° true from westernmost point, thence 060° true to a point intersecting a line 000° true from the northernmost point.

(b) *The regulations.* Anchoring is permitted at any time in the general anchorage except that no vessels shall anchor in either No. 1 or No. 2 restricted area without authority of the Commandant, Eleventh Naval District, except in an emergency, or vessels with cargo destination San Nicolas Island may anchor in restricted area No. 1 for purpose of unloading or loading.

GENERAL NOTE: These regulations shall be revised and amended within six months after the termination of the existing state of emergency as found necessary.

Restricted Areas

§ 6.11–100 *Los Angeles and Long Beach Harbors restricted area at U. S. Fleet Operating Base*—(a) *The area.* All the waters between the newly constructed mole and Terminal Island to the westward of longitude 118°13′10″ W. (USC & GS Chart No. 5148).

(b) *The regulations.* (1) The above described area is reserved exclusively for use by naval vessels.

(2) Permission to enter such area must be obtained from the Commanding Officer, U. S. Fleet Operating Base or his authorized representative.

§ 6.11–105 *Temporary berthing area in San Diego Bay*—(a) *The area.* Beginning at North tower and extending 2500 yards 25½° to latitude 32°37′16″ N., longitude 117°07′ W., thence 354½° to approximately latitude 32°39′ N., longitude 117°07′17″ W., thence 270° to latitude 32°39′48″ N., longitude 117°07′34″ W., thence 160½° 915 yards, thence 175° 1600 yards thence 245½° 2075 yards and thence along shore line to latitude 32°36′20″ N., longitude 117°07′30″ W., intersecting line from point of beginning.

(b) *The regulations.* (1) The foregoing area is reserved as a special anchorage ground for vessels of the U. S. and all authorized harbor pilot boats. No other vessels shall anchor in this area.

(2) The regulations in this paragraph shall be enforced by the Commandant, Eleventh Naval District, or his authorized representative.

TWELFTH NAVAL DISTRICT

Anchorage Areas

§ 6.12–5 *General anchorage areas for San Francisco Bay, San Pablo Bay, Carquinez Strait, Suisun Bay, New York Slough and San Joaquin River, California*—(a) *General anchorages*—(1) *Anchorage No. 1.* The area immediately north of the City of San Francisco, west of a line having a bearing of 344° from the stack at the municipal pumping station at Black Point, San Francisco and passing through Point Stuart Light, Angel Island; south of a line having a bearing of 86° from Point Bonita Light; south of a line having a bearing of 71° from the pylon of the Golden Gate Bridge north of the old fort on Fort Point; and east of a line bearing 162° from Yellow Bluff Light. (For use of this anchorage and description of yacht anchorage embraced therein see paragraph (b) of this section.)

(2) *Anchorage No. 2.* (General). The portion of Richardson Bay north of a line having a bearing of 257° from Peninsula Point to the interlocking switch tower of the Northwestern Pacific Railroad at Sausalite, except so much of the above area as is included in Naval Anchorage No. 11.

(3) *Anchorage No. 3* (General). The area in Belvedere Cove, west of a line having a bearing of 25½° from Peninsula Point to the west fender of the Northwestern Pacific Railroad ferry slip at Tiburon.

(4) *Anchorage No. 4* (General). The area on the west side of upper San Francisco Bay west of a line having a bearing of 5° from Bluff Point and just touching the west side of Red Rock; west of a line having a bearing of 333° from Point Simpton (Angel Island) through the ferry apron on the outer end of the Richmond-San Rafael ferry wharf at San Quentin; and south of a line having a bearing of 86° and tangent to the south face of the San Quentin prison building; excluding, however, so much of the above area as is within the outer boundary of the forbidden anchorage zone surrounding Explosives Anchorage No. 13, the Quarantine Anchorage No. 17 when that anchorage is being used for quarantine purposes, and the "closed to navigation" area off the Naval Net Depot at Tiburon.

(5) *Anchorage No. 5* (General). The area on the east side of the upper part of San Francisco Bay, south of the Point Orient wharf of the Standard Oil Company; east of a line having a bearing of 170° from the southwest corner of the said Point Orient wharf to a point 4,100 yards 334°30′ from Southampton Shoal Light; and north of a line having a bearing of 93° from the said point to the north end of the train shed of the Santa Fe Railroad at Point Richmond, excluding from this area, however, the entrance channel 400 feet wide, to Richmond Inner Harbor and the restricted area off Point Melate. (For use of this anchorage see paragraph (b) of this section.)

(6) *Anchorage No. 6* (General) The area on the east side of San Francisco Bay south of a line having a bearing of 280° from the southern extremity of Point Isabel to the northern extremity of Brooks Island, thence along the northwesterly shore of Brooks Island to the training wall extending westerly therefrom, thence westerly along said training wall to its bayward end; east of a line having a bearing of 162° from the bayward end of the above training wall; east of a line having a bearing of 324° and tangent to the outer end of the most westerly corner of the Key System Ferry Slip; and north of a line having a bearing of 71° from the northwest corner of Yerba Buena Island; excluding from this area, however, the cable areas therein as indicated on USC&GS Chart No. 5532.

(7) *Anchorage No. 7* (General). The area west of Treasure Island within the following lines: North of a line bearing 237° from the northwest corner of Yerba Buena Island; west of a line bearing 330½° from Pier D of the San Francisco-Oakland Bay Bridge; east of a line bearing 321° from Pier B of the San Francisco-Oakland Bay Bridge; and south of a line bearing 33° from the northeast corner of Pier 37, San Francisco, California.

(8) *Anchorage No. 8* (General). The area east of the City of San Francisco inclosed within the following lines: South of a line having a bearing of 241½° from the outer end of the north fender of the pasenger ferry slip at Alameda Mole and passing through the northeast corner of Pier 50, San Francisco; east of a line having a bearing of 344° from the Chimney of the pumping plant at the Hunters Point Dry Dock (Point Avisadero); north of a line having a bearing of 90° from the northeast corner of Pier 54, San Francisco; and northwest of a line having a bearing of 216° from the outer end of the extreme north fender of the automobile ferry slips at the Oakland Mole and passing through the northeast corner of the largest building of the sugar refinery at Potrero Point.

(9) *Anchorage No. 9* (General). The area in San Francisco Bay south of a line having a bearing of 268° from the outer end of the south fender of the former automobile ferry slip at the end of the Alameda Mole and just touching the northwest corner of Pier 14, San Francisco; southeast of a line having a bearing of 216° from the "A" in the Albers' sign on the north side of Oakland Mole and passing through the flagstaff of the Catholic orphan asylum northwest of Hunters Point, San Francisco; east of a line having a bearing of 344° from the chimney of the pumping plant at the Hunters Point Dry Dock (Point Avisadero); northeast of a line having a bearing of 146° from the west side of Mission Rock; and north of a line 1,000 yards north of the Hayward-San Mateo Highway Bridge and parallel thereto; excluding from this area, however, Explosive Anchorage No. 14, Explosives Storage Anchorage No. 15, Explosives Storage Anchorage No. 16, and the forbidden anchorages surrounding these three anchorage areas, and the cable area adjacent to Alameda Mole and the restricted seaplane area. All of San Leandro Bay is also included in this anchorage.

(10) *Anchorage No. 10* (Naval). The triangular area immediately east of Sausalito; northwest of a line having a bearing of 234° from Point Stuart Light to the outer end of a wharf on the Sausalito shore; and southwest of a line having a bearing of 303° from Alcatras Light. (For use of this anchorage see paragraph (b) of this section.)

(11) *Anchorage No. 11* (Naval). The area in and adjacent to Richardson Bay south of a line having a bearing 270° from Peninsula Point west of a line having a bearing of 204° from the southeast end of the ferry landing near Point Tiburon and passing through Yellow Bluff Light; north of the line having a bearing of 271° from Point Knox and passing through Sausalito Point; east of a line having a bearing of 0° from Yellow Bluff Light. (For use of this anchorage see paragraph (b) of this section.)

(12) *Anchorage No. 12* (Naval). The area east of the City of San Francisco inclosed within lines described as follows: South of a line having a bearing of 268° from the outer end of the south fender of the automobile ferry slip at the end of the Alameda Mole and just touching the northerly corner of Pier 14, San Francisco; southeast of a line having a bearing of 53° from the southwest corner of Pier 32, San Francisco, and passing through Oakland Shoal Light Beacon; east of a line having a bearing of 344° from the chimney of the pumping plant at Hunters Point Dry Dock (Point Avisadero) (this line passes approximately 1,550 feet away from the end of Pier 32, San Francisco); north of a line having a bearing of 241½° from the outer end of the north fender of the passenger ferry slip at Alameda Mole and passing through the northeast corner of Pier 50, San Francisco; and northwest of a line having a bearing of 216° from the outer end of the extreme north fender of the automobile ferry slips at the Oakland Mole and passing through the northeast

corner of the largest building of the sugar refinery at Petrero Point. (For use of this anchorage see paragraph (b) of this section.)

(13) *Anchorage No. 13* (Explosives). The circular area having a radius of 1,000 feet about a white buoy used to mark the location of this anchorage the center of which is 1,600 yards 79½° from the most northerly extremity of California Point. (For use of this anchorage see paragraph (b) of this section.) The circular zone 1,500 feet wide partially surrounding this Explosives Anchorage No. 13 is forbidden anchorage and shall not be used as anchorage by any vessels.

(14) *Anchorage No. 14* (Explosives). The circular area having a radius of 1,500 feet about a white buoy used to mark the location of this anchorage, the center of which is 3,000 yards, 100° from the chimney of the pumping plant at the Hunters Point Dry Dock (Point Avisadero). (For use of this anchorage see paragraph (b) of this section.) The circular zone 1,500 feet wide surrounding this Explosives Anchorage No. 14 is forbidden anchorage and shall not be used by any vessels. This anchorage and the surrounding zone of forbidden anchorage may be temporarily discontinued by the captain of the port when the area occupied by them is needed for general anchorage purposes.

(15) *Anchorage No. 15* (Explosives storage). The area 3,000 feet square, whose center is marked by a white buoy and bears 124½° from the chimney of the pumping plant at Hunters Point Dry Dock (Point Avisadero), and 198° from the West Radio Tower on the westerly extremity of Bay Farm Island, and whose sides are due north and south and east and west. (For use of this anchorage see paragraph (b) of this section.) The square zone 1,500 feet wide surrounding this Explosives Storage Anchorage No. 15 is forbidden anchorage and shall not be used by any vessels.

(16) *Anchorage No. 16* (Explosives storage). The area 3,000 feet square, the northeast corner of which is marked by a white pile dolphin bearing 2,900 yards 270° from Roberts Landing and whose sides are due north and south and east and west. (For use of this anchorage see paragraph (b) of this section.) The square zone 1,500 feet wide surrounding this Explosives Storage Anchorage No. 16 is forbidden anchorage and shall not be used by any vessels.

(17) *Anchorage No. 17* (Quarantine). The area 3,000 feet square, the easterly side of which is coincident with the easterly boundary of Anchorage No. 4, and the northeasterly corner of which is on the said easterly boundary 2,250 yards 97½° from the most northerly extremity of California Point.

NOTE: Subparagraphs (18) to (23) of this paragraph apply to San Pablo Bay, California.

(18) *Anchorage No. 18* (General). The area adjacent to the west shore of San Pablo Bay north of a line having a bearing of 270° from the easterly of the Sisters Islands; west of a line having a bearing of 51½° from the easterly of the above islands and passing through Light and Echo Board "2" marking the dredged channel to the mouth of Petaluma Creek; and south of a line having a bearing of 120° from the northerly of two high transmission towers near the mouth of Novato Creek, excluding from this area, however, the channel to Hamilton Field and the extension of said channel easterly to the boundary of this anchorage.

(19) (i) *Anchorage No. 19* (General). The area lying east of a line bearing 0° from a group of tanks on the top of the hill about one-half mile southeast of Point San Pablo; and north of a line bearing 51° from the easterly of the Sisters Islands to a point opposite Buoy 3 marking the dredged channel across Pinole Shoal; thence bearing 58°, parallel to the northerly line of said channel and distant 500 feet therefrom to a point opposite the angle in said channel; thence bearing 78½° parallel to the northerly line of said channel and distant 500 feet therefrom to a point directly south of the end of the long dike extending from Mare Island southwesterly into San Pablo Bay; thence bearing 0° to the end of said dike; thence along said dike in a northeasterly direction to Mare Island, excluding from this area, however, Explosives Anchorage No. 19–A and the forbidden anchorage zone, 1,500 feet wide surrounding Explosives Anchorage No. 19–A.

(ii) *Anchorage No. 19–A* (Explosives). The area 2,000 feet wide and 5,100 feet long, the end boundaries of which are semicircles with radii of 1,000 feet and centers, respectively, 17,100 feet, 13°¼°, and 19,500 feet, 19°¾°, from East Brothers Island Light; and the side boundaries of which are the parallel tangents joining said semicircles. The zone, 1,500 feet wide surrounding Explosives Anchorage No. 19–A is forbidden anchorage and no vessel shall anchor therein.

(20) *Anchorage No. 20* (General). The area on the southern side of San Pablo Bay between Point San Pablo and the Union Oil Company's wharf at Oleum; southeast of a line bearing 42° from the northwest corner of the wharf at Parr-Richmond Terminal No. 4 at Point San Pablo, and south of a line bearing 248½° from the northwest corner of the Union Oil Company's wharf at Oleum; excepting the two Explosives Anchorages Nos. 22 and 23.

(21) *Anchorage No. 21* (Naval). The rectangular area south of Mare Island whose northerly boundary is a line 3,000 feet long, having a bearing of 78½° and being parallel to and distant 500 feet northerly from the northerly line of the dredged channel across Pinole Shoal extended; and whose easterly boundary is a line 1,500 feet long having a bearing of 348½° from the shot tower of the Selby Smelting Works.

(22) *Anchorage No. 22* (Explosives). The circular area having a radius of 1,500 feet and whose center is at the northwest corner of the Giant Powder Company's wharf at Pinole Point.

(23) *Anchorage No. 23* (Explosives). The circular area having a radius of 1,500 feet and whose center is at the northwest corner of the Hercules Powder Company's wharf at Refugio Landing.

(24) *Carquinez Strait, Anchorage No. 24* (General). The area on the north side of Carquinez Strait between Dillon Point and the remaining wing of the former train ferry slip at Benicia north of a line having a bearing of 121° from the easterly side of Dillon Point and passing through the Benicia Tannery tank; thence northeast of a line having a bearing of 165° and passing through the flashing red navigation light at Port Costa; thence north of a line bearing 125° from the high transmission tower on Dillon Point, excluding from this anchorage, however, the cable area therein.

(25) *Anchorage No. 25* (General). The area on the south side of Carquinez Strait northwest of the City of Martinez lying southwest of a line having a bearing of 108° from the Port Costa Brick Company's stack about 1,000 feet south of the Associated Oil Company's Port Costa dock, and westerly of a line bearing 154° from the Benicia Tannery Tank.

(26) *Suisun Bay; Anchorage No. 26* (General). The area on the west side of Suisun Bay adjacent east and northeast of the city of Benicia lying north of a line having a bearing of 77½° from the channel and of the Army Point wharf to the Point Edith Light and Echo Board; northwest of a line having a bearing of 35° from the west end of the channel face of the Shell Oil Company's wharf at Martinez; and south of a line having a bearing of 90° from the Southern Pacific Company's water tank at Goodyear, excluding from this area, however, the Benicia Arsenal restricted area.

(27) *Suisun Bay; Anchorage No. 27* (General). The area in the northeast portion of Suisun Bay lying east of a line bearing 0° from Seal Island Echo Board; north of a line bearing 82° from Seal Island Echo Board to the most southerly point of Roe Island Light; thence bearing 101° to Middle Ground Light; thence bearing 83° to Chipps Island.

(28) *San Joaquin River; Anchorage No. 28* (General). The area adjacent to Lower Sherman Island lying southeasterly of a line 1,350 feet long bearing 223° from the Sherman Island North End Light; easterly of a line bearing 163½° from the west end of said 1,350 foot line; and northerly of a line bearing 27° from the New York Slough (east end) Light to Sherman Island.

(29) *San Joaquin River; Anchorage No. 29* (General). The entire water area southerly of West Island between West Island and the mainland lying between lines bearing 180° from the eastern extremity of West Island and 211° from the western extremity of West Island.

(b) *The Regulations and Special Limitations*—(1) *Anchorage No. 1.* Except as described below in this paragraph, this anchorage is a temporary anchorage reserved for the use of vessels entering port while undergoing examination by quarantine, customs or immigration authorities. Upon completion of these examinations vessels shall promptly move out of this anchorage. Yachts may anchor in that portion of this area lying south of a line between Anita Rock Buoys and the northern extremity of Pier 45; west of Steiner Street extended; and east of Lyon Street extended. No permanent moorings shall be placed in the above described area.

(2) *Anchorage No. 5.* Vessels may anchor in this anchorage immediately adjacent to the channel to Richmond Inner Harbor; *Provided, however,* That ships obstructing the said channel must move from their positions immediately if and when the fairway is required by vessels navigating the channel.

(3) *Anchorage No. 10.* (i) This anchorage is for the use of public vessels of the United States, but may be used by yachts when not required for use by public vessels.

(ii) All yachts making use of this anchorage shall be prepared to move immediately upon notice, should the anchorage be required for public vessels.

(iii) With the permission of the captain of the port, permanent yacht moorings may be placed within this anchorage, not more than 900 feet from the shore and not outside of the limiting lines of the anchorage.

(3) *Anchorage No. 11.* This anchorage is reserved for the exclusive use of vessels and seaplanes of the United States Navy.

(4) *Anchorage No. 12.* This anchorage is reserved for the use of vessels of the United States or foreign navies and for other public vessels of the United States. With the permission of the captain of the port this anchorage may be used temporarily by vessels other than public vessels, but vessels availing themselves of this privilege must hold themselves in readiness to shift berth immediately upon receiving notice to do so.

(5) *Anchorages Nos. 13, 14, 19–A, 22 and 23.* (i) These anchorages are for use of vessels loaded with, loading, or unloading explosives, and these anchorages shall not be used by any other vessels.

(ii) Subdivision (i) of this subparagraph is not intended to prohibit lighters and barges from tying up alongside of ships for the transfer of cargo.

(iii) The circular zone 1,500 feet wide surrounding the Explosives Anchorage Nos. 13, 14 and 19–A are forbidden anchorages and no vessel shall anchor therein.

(iv) Except as provided in subdivision (ii) of this subparagraph, vessels carrying explosives or other dangerous articles, including inflammable liquids, inflammable solids, oxidizing materials, corrosive liquids, compressed gases, and poisonous substances, shall be anchored within Anchorages Nos. 13, 14, 15, 16, 19–A, 22, and 23 only.

(v) Whenever any water craft not fitted with mechanical power anchors in Anchorages Nos. 13, 14, and 19–A while carrying explosives, the Captain of the Port may require the attendance of a tug upon such water craft when, in his judgment, such action is deemed necessary.

(6) *Anchorages Nos. 15 and 16.* (i) These anchorages are for the purpose of storage of explosives.

(ii) Barges and vessels shall be anchored so as not to approach one another closer than 500 feet.

(iii) All barges using these anchorages for storage purposes shall anchor with two or more anchors.

(iv) The captain of the port may authorize the placing of moorings within these areas, provided these moorings be so placed that barges at one mooring shall at all times be not less than 500 feet from barges at an adjacent mooring.

(v) The square zones 1,500 feet wide surrounding Explosives Storage Anchorages Nos. 15 and 16 are forbidden anchorages and no vessel shall anchor therein.

§ 6.12–10 *Special anchorage regulations applying to the San Joaquin deepwater channel and the Stockton turning basin.* (a) Vessels anchored in San Joaquin deepwater channel or the Stockton turning basin because of distress of heavy fog shall be placed as near the edge of the channel or turning basin as possible, so as not to interfere with the free navigation thereof, nor obstruct the approach to any pier. They shall move from such position as soon as the emergency ceases or when so ordered by the captain of the port or by his duly authorized representative.

(b) No vessel shall be permanently moored in areas adjacent to the deepwater channel or in any stream tributary to said deepwater channel within one half mile of its junction with the channel, except on permission in writing from the captain of the port or his duly authorized representative.

§ 6.12–15 *San Luis Obispo Bay, California, special anchorage area*—(a) *The area.* Eastward of the San Luis Obispo County Wharf, northward of a line bearing 116° true from the southeast corner of San Luis Obispo County Wharf, westward of a line bearing 210° true from the most seaward extremity of Fossil Point (See U. S. C. & G. S. Chart No. 5386).

(b) *The Regulations.* (1) This special anchorage area shall be available for anchorage of all types of craft.

(2) Temporary floats or buoys for marking anchors in place will be permitted in this area: *Provided,* That the visible portion of any such float or buoy is painted white, to improve visibility at night.

(3) No vessel of less than sixty-five feet in length will be required to carry or exhibit the white light required by the River and Harbor Act approved June 7, 1897, as amended by the River and Harbor Act approved April 22, 1940.

(4) The provisions of subparagraphs (2) and (3) of this paragraph shall apply only to vessels whose anchors, hulls, and rigging are at all times wholly within the special anchorage area as defined.

(5) The instructions of the captain of the port requiring vessels to anchor bow and stern, or with two bow anchors, or requiring shifting the anchorages of any vessel within the anchorage grounds for the common safety or convenience; or for otherwise enforcing this paragraph shall be promptly complied with by owners, masters, and persons in charge of vessels.

(6) Nothing in this paragraph shall be construed as relieving the owner or person in charge of any vessel or plant from the penalties of the law for obstructing navigation or for obstructing or interfering with range lights, or for not complying with the navigation laws in regard to lights, fog signals, or for otherwise violating law.

Restricted Areas

§ 6.12–100 *Restricted area for naval operations*—(a) *The area.* The area in San Francisco Bay, California, inclosed within the following lines is hereby designated as a restricted area for Naval operations: From Bluff Point 53° true, 1,300 yards to lighted buoy "1" located 2,110 yards, 101° true, from Stand Pipe, Naval Net Depot; thence 323° true, 1,300 yards to lighted buoy "3"; thence 3,000 yards, 270° true, to the shore line; thence southeasterly along the shore line to Bluff Point.

(b) *The regulations.* (1) No vessels except those engaged in Naval operations shall cross, navigate, or anchor in the above-described area without the permission of the captain of the port.

(2) The regulations in this paragraph will be enforced by the Captain of the Port, United States Coast Guard, San Francisco.

§ 6.12–105 *Restricted naval aircraft area*—(a) *The area.* The area in General Anchorage No. 9, San Francisco Bay, inclosed within the following lines is hereby designated as a restricted area for Naval aircraft operations: That portion of an area within General Anchorage No. 9 the corners of which are the following distances and true bearings from the Hunter's Point Light "LL 386": 1,800 yards, 74° true; 4,650 yards, 13° true; 5,700 yards, 17° true; 6,650 yards, 36.5° true; 9,300 yards, 70.5° true; 9,160 yards, 73° true; and 7,075 yards, 86° true.

(b) *The regulations.* (1) Except as provided in subparagraph (2) of this paragraph, no surface watercraft shall operate or anchor in the above-described area except those attendant upon seaplane operations of the United States Navy or such other watercraft as have been given specific permission by the Commander, Naval Air Station, Alameda, California.

(2) Surface watercraft may pass through the northerly part of the restricted area in a channel-way 800 feet wide adjacent to the southerly side of the breakwater protecting the turning basin at the Naval Air Station, Alameda, turning at the western end of said breakwater, in a northwesterly direction, and connecting with the channel to said turning basin. Craft navigating this channel-way shall pass directly through and shall obey such verbal instructions regarding passage as may be given from the control tower on said breakwater.

(3) The regulations in this paragraph shall be enforced by the Commander, Naval Air Station, Alameda, California, or his authorized representative.

§ 6.12–110 *Restricted seaplane area; San Francisco Bay at South San Francisco, California*—(a) *The area.* Beginning at a point which point is 2,416 yards 3° true from Aviation Beacon "Aero" at San Francisco Airport; thence 4,967 yards 75.5° true to a point which point is 6,120 yards 53° true from Aviation Beacon "Aero"; thence 4,333 yards 147°

true to a point which point is 7,290 yards 270° true from Aviation Beacon "Aero"; thence 3,533 yards 134.5° true to a point which point is 10,100 yards 104° true from Aviation Beacon "Aero"; thence 8,333 yards 270° true to the highwater shore line; thence following the highwater shore line in a general northwesterly direction to the point of beginning.

(b) *The regulations.* (1) No surface watercraft shall be operated or anchored in this area except by specific permission of the Commanding Officer, Coast Guard Air Station, South San Francisco, California.

(2) Persons desiring to navigate vessels across the restricted area shall give advice of their intention to do so and make the request to the Commanding Officer, Coast Guard Air Station, South San Francisco, not less than four hours in advance of the time they desire to take the vessel acros the restricted area.

(3) These regulations shall be enforced by the Commanding Officer, Coast Guard Air Station, South San Francisco, California.

NOTE: The area is marked by the U. S. Coast Guard in accordance with standard practice for the designation of anchorage areas and such other buoys as may be selected by the U. S. Coast Guard and the Civil Aeronautics Authority for the guidance of seaplanes.

§ 6.12–115 *Restricted area; San Francisco Bay, Alcatraz Island, California*—(a) *The area.* All the waters within 200 yards of the shore line of Alcatraz Island.

(b) *The regulations.* (1) The use and navigation of the waters within 200 yards of the shore line of Alcatraz Island, in San Francisco Harbor, by any vessel or craft other than vessels controlled and operated by the United States is prohibited unless authorized by an officer of the Department of Justice empowered by the Attorney General of the United States to grant such authority.

(2) The regulations in this paragraph shall be enforced by the Captain of the Port, United States Coast Guard.

§ 6.12–120 *Port Chicago Naval Magazine restricted area; Suisun Bay at Port Chicago, California*—(a) *The area.* The following area in Suisun Bay, Port Chicago, California, is hereby defined and established as a restricted area: Beginning at a point on the shore and on the easterly side of the mouth of a small slough, 2,133 yards 98½° from Point Edith Light; thence running 400 yards 340½° to the highwater shore line of the most southerly of Seal Islands; thence 2,050 yards 69½°; thence 866 yards 83½°; thence 2,000 yards 102½°; thence 1,365 yards 98°; thence 400 yards 180° to the highwater shoreline; thence following the highwater shoreline in a general southwesterly direction to the point of beginning.

(b) *The regulations.* (1) Vessels not operating under the supervision of the local military or naval authority shall not enter this area except by specific permission of the Captain of the Port, San Francisco.

(2) The regulations in this paragraph shall be enforced by the Captain of the Port, United States Coast Guard.

§ 6.12–125 *Benicia Arsenal restricted area; Carquinez Strait and Suisun Bay at Benicia, California*—(a) *The area.* The area in Carquinez Strait and Suisun Bay at Benicia, California, is hereby defined and established as a restricted area: Beginning at the North Siren on the Southern Pacific Bridge, Suisun Bay, California, running thence 1,375 yards 232½°; thence 1,075 yards 314° to a point on the shore line of Benicia, which point is 1,850 yards 268½° from the North Siren; thence following the shore and tule line in a general easterly and northeasterly direction to the mouth of a creek which bears 2,600 yards 15½° from the North Siren; thence 550 yards 122½°; thence 2,500 yards 206° to the North Siren or point of beginning.

(b) *The regulations.* (1) Vessels not operating under the supervision of the local military or naval authority shall not enter this area except by specific permission of the Captain of the Port, San Francisco.

(2) The regulations in this paragraph shall be enforced by the Captain of the Port, United States Coast Guard.

§ 6.12–130 *Restricted naval fueling depot; San Francisco Bay at Point Molate, California*—(a) *The area.* The following area in San Francisco Bay at Point Molate, California, is hereby defined and established as a restricted Naval Fueling Depot area: Beginning at a point on the highwater shoreline which point bears 800 yards 17° true from "Tree" at Molate Point; thence 866 yards 270° true to a point; thence 1,100 yards 180° true to a point; thence 1,766 yards 123° to a point on the highwater shoreline; thence along said highwater shoreline in a general northwesterly direction to the point of beginning.

(b) *The regulations.* (1) Vessels not operating under supervision of the local military or naval authority or public vessels of the United States shall not enter this area except by specific permission of the captain of the port.

(2) The regulations in this paragraph shall be enforced by the Captain of the Port, United States Coast Guard.

§ 6.12–135 *Magnetic range restricted area; San Francisco Bay at Treasure Island, California*—(a) *The area.* The following area in San Francisco Bay westward of Treasure Island, California, is hereby defined and established as a Magnetic Range restricted area: Beginning at a point on the westerly shoreline of Treasure Island, which point bears 4,133 yards 89½° from Alcatraz Island Light; thence following the shoreline in a general southeasterly direction a distance of 400 yards to a point; thence 750 yards 242½° to a point; thence 400 yards 332½° to a point; thence 750 yards 62½° to the point of beginning.

(b) *The regulations.* Vessels not operating under the supervision of the local military or naval authority shall not enter this area except by specific permission of the captain of the port.

(2) All vessels and small craft when not engaged in ranging, calibrating, or contacting vessels so engaged, shall avoid the above area.

(3) The regulations in this paragraph shall be enforced by the United States Coast Guard captain of the port.

§ 6.12–140 *San Pablo Bay, California; Mare Island; danger area*—(a) *The area.* Beginning at a point about 3,605 yards 316° from Mare Island Dike 14 Light, thence 3,900 yards to a point about 5,066 yards 267° from Mare Island Dike 14 Light, thence along an arc of a circle of 3,900 yards radius from point of beginning to a point about 6,733 yards 290° from Mare Island Dike 14 Light, thence to point of beginning.

NOTE: The Commanding Officer, Mare Island Navy Yard, will conduct target practice in the above described area at intervals of which the public will be duly notified.

§ 6.12–145 *Maneuvering area; San Francisco Bay at Treasure Island, Cal.*—(a) *The area.* Beginning at the most westerly point of Yerba Buena Island; thence 430 yards 252° true; thence 3,560 yards 332° true; thence 400 yards 66° true; thence 1,700 yards 137° true; thence along the shore line to the point of beginning.

(b) *The regulations.* (1) Vessels passing through the above area when maneuvering shall display the International Code Flags "J K" ("Am swinging ship").

(2) All vessels not so maneuvering and displaying the International Code Flags "J K" shall regulate their courses and speeds so as to give such maneuvering vessels the right of way.

(3) As between vessels maneuvering in the above area and displaying the International Code Flags "J K," the maneuvering vessel going with the current shall have the right of way over the maneuvering vessel going against the current and the maneuvering vessel going against the current shall regulate its course and speed so as to give the maneuvering vessel going with the current the right of way.

(4) All vessels including small boats are forbidden to anchor in the above area except in an emergency.

(5) The regulations in this paragraph shall be enforced by the United States Coast Guard captain of the port.

§ 6.12–150 *Danger area in Monterey Bay, California, at Fort Ord, California*—(a) *The area.* The sector in Monterey Bay, California, the southerly limit of which is a line bearing 265°20' true, 14,000 yards from the shore line of said bay at Indian Harbor Beach, 5.1 miles south of the mouth of the Salinas River, and the northeasterly limit of which is a line bearing 327°20' true, 14,000 yards from the shoreline of said bay opposite Marine, 3.75 miles south of the mouth of the Salinas River. The above area is divided into a short range area, extending from the shoreline seaward for a distance of 7,500 yards, and a long range area, embracing the entire danger zone.

(b) *The regulations.* (1) Except when notified to the contrary as prescribed in subparagraph (4) of this paragraph, any ship, vessel, or boat may proceed through the above danger zone without restriction.

(2) Fishermen desiring to fish in the danger zone shall first obtain written permits which will be issued by the Commanding General, Fort Ord, California. Application for permits may be made direct to the Commanding General, Fort Ord, California.

(3) When firing over the water is in progress, no vessel or boat, except public vessels of the United States, or vessels authorized by the Commanding General Fort Ord, California, shall enter or remain in the above danger zone.

(4) In all cases where firing will extend over the water, notice of such firing will be given by the Commanding General, Fort Ord, by the use of one or more of the following means. The notice will state whether the firing will be over the short-range or long-range area.

(i) Notice published in the Monterey daily papers.

(ii) Display of red flags at Indian Beach Harbor for firing over the long range area.

(iii) Radio broadcast.

(iv) Telephone advice to such fishermen's organizations as may request, in writing, that such advice be given.

(v) Notice to individual craft by a visit of a United States vessel.

(5) The regulations in this paragraph will be enforced by the Commanding General, Fort Ord, California.

§ 6.12–155 *Danger area in Tomales Bay, California*—(a) *The area.* An area in Tomales Bay, California, described as follows, is designated as a Naval Aircraft Bombing Area Danger Zone: The circular area having a radius of 750 yards, the center of which is 2,000 yards, 129° true from the southwesterly extremity of Tom Point.

(b) *The regulations.* (1) No vessel shall enter or remain in the danger zone excepting vessels of the United States.

(2) The regulations in this paragraph shall be enforced by the Commandant, Twelfth Naval District and Naval Operating Base, San Francisco, and such agencies as he may designate.

§ 6.12–160 *Danger area in Pacific Ocean adjacent to San Francisco, California, U. S. Military Reservations*—(a) *The area.* A danger zone is established in the Pacific Ocean adjacent to San Francisco, California, U. S. Military Reservations, described as follows: The area in the Pacific Ocean, located between an east-west line through Point Reyes on the north, and an east-west line through Pillar Point on the south, and extending from shore (including a line across the Golden Gate between Point Bonita and Point Lobos) to a north and south line through the lighthouse on the Southeast Farallon Island, and divided into four firing ranges, as follows:

(1) North long range: So much of the above danger zone as lies north of the center line of the main ship channel across the San Francisco bar prolonged easterly and westerly.

(2) North short range: The area lying north of the center line of the main ship channel prolonged and shoreward of a north and south line through Double Point.

(3) South long range: All of the danger zone south of the center of the main ship channel prolonged.

(4) South short range: The area lying south of the center line of the main ship channel prolonged, north of an east and west line through Point San Pedro, and east of a north and south line through Double Point.

(b) *The regulations.* (1) Any vessel propelled by mechanical power at a speed greater than five (5) knots may proceed through the above areas to and from points beyond (but not from one point in the above danger zone to another) without restriction, except when notified to the contrary.

(2) Fishermen desiring to fish in the above danger zone shall first obtain written permits which will be issued by the Commanding Officer, Harbor Defenses of San Francisco. Applications for permits may be made direct to the Commanding Officer, Fort Winfield Scott, San Francisco, or may be made at the office of the California State Fish and Game Commission, Ferry Building, San Francisco.

(3) On days and nights when firing is in progress, no boat or vessel shall enter or remain in the danger zone, except vessels of the United States, or vessels proceeding across the zone as provided in subparagraph (2) of this paragraph.

(4) Notice of target practice within any of the firing ranges will be given by the Commanding Officer by one or more of the following methods:

(i) Notice published in a San Francisco daily paper.

(ii) A display of a red flag at Point Cavallo from daylight of the day of firing until the firing for that day is over.

(iii) Radio broadcast.

(iv) Telephone advice to such fishermen's organizations as may request, in writing, that such direct advice be given.

(v) Notice to individual craft by a visit of a United States vessel.

(5) The regulations in this paragraph will be enforced by the Commanding Officer, Harbor Defenses of San Francisco, or his authorized representative.

§ 6.12–165 *Regulations for California naval areas.* The following regulations are hereby prescribed to govern the use, administration, and navigation of the waters of Mare Island Strait, Carquinez Strait, and San Pablo Bay in the vicinity of the United States Navy Yard, Mare Island, California; and of San Francisco Bay and Oakland Harbor in the vicinity of the United States Naval Air Station, Alameda, California, and the Naval Supply Depot, Oakland, California.

(a) No vessel or other craft except vessels of the United States Government or vessels duly authorized by the Commandant, United States Navy Yard, Mare Island, California, shall navigate, anchor, or moor in the waters of Mare Island Strait, Carquinez Strait, and San Pablo Bay, California, within one hundred yards of the shoreline of that part of the Navy Yard, Mare Island, south of the causeway between the city of Vallejo and Mare Island and extending continuously therefrom southeasterly, southwesterly, and northwesterly around said Navy Yard to its northwesterly limit on the waters of San Pablo Bay, and the waters within fifty yards of any part of the berthing piers at said Navy Yard.

(b) No vessel or other craft, except vessels of the United States Government or vessels duly authorized by the Commandant, United States Naval Air Station, Alameda, California, shall navigate, anchor, or moor in the waters of San Francisco Bay within one hundred yards of said Naval Air Station.

(c) No vessel, without special authority from the Captain of the Port, shall lie, anchor, or moor in the waters of the entrance channel to Oakland Inner Harbor (San Antonio Estuary) between the westerly end of the rock wall on the south side of said channel and the easterly boundary of the Alameda Naval Air Station. Vessels may proceed through said channel in process of ordinary navigation or may moor alongside wharves on the Oakland side of said channel.

(d) No vessel other than a vessel of the United States Government or vessel duly authorized by proper Federal authority shall traverse the waters of San Francisco Bay within 100 yards of the Naval Supply Depot, Oakland, nor lie, anchor, or moor within said waters, except that this order shall not apply to the use by the Southern Pacific Company and the Western Pacific Railroad Company of their piers, slips, and wharves, adjacent to the Naval Supply Depot.

§ 6.12–170 *Explosives anchorages*—(a) *The areas.* Explosives anchorages have been designated in Honker Bay north of Stake Point; in San Pablo Bay in locations approximately 1,000 yards west and 1,300 yards north of Channel Buoy "1" of the dredged channel crossing Pinole Shoal; off California City and off Hunters Point. Explosives are transferred from barges to vessels at Richmond Terminal No. 4, San Pablo Point.

(b) *The regulations.* When vessels are conducting loading operations from barges, and indicated by display of the explosive flag (International Code Flag "B"), at any of the above locations, passing vessels of over 100 tons displacement will reduce speed to six knots over the ground.

§ 6.12–175 *Oakland Estuary inbound traffic; San Francisco Bay.* To insure safety in the movement of hazardous cargo on the waters of the Oakland Estuary, all vessels over 1000 gross tons shall observe the following regulations before entering the Oakland Estuary: Upon approaching the Oakland Harbor Light, maintain a lookout for a three flag signal on the signal mast of the south side of the Oakland Harbor Light Station. If the International Code Flag Signal "C F E" (meaning "stop" (halt")) is observed the vessel shall stand by and is forbidden to enter the Oakland Estuary while this signal is up. When the hazardous operations are concluded, the signal will be lowered and vessels may enter the Oakland Estuary. If no signal is observed, the ship may enter the Oakland Estuary.

§ 6.12–180 *Fruitvale Bridge.* All vessels, whether towing or being towed, or acting singly, including barges, but excepting motor boats not engaged in towing, are forbidden to approach the Fruitvale Avenue Bridge of the Tidal Canal of Oakland Harbor, except during slack water or when an ebb tide may be

expected. Vessels and barges are forbidden to attempt passage through the draw while running with a fair tide and the bridge will not be opened for vessels under such conditions.

§ 6.12–185 *Oakland Harbor; Naval Supply Depot, Oakland, California.* All vessels over 1000 tons, when bound for Naval Supply Depot, Oakland, California, must heave to well outside the channel, and wait to be boarded by a Naval Supply Depot pilot in order to safeguard outbound vessels. The Naval Supply Depot Pilot will advise and assist the regular master. Whistle signal for the Naval Supply Depot pilot is one long, one short, followed by three short blasts (— . . .).

THIRTEENTH NAVAL DISTRICT

General Anchorages

§ 6.13–5 *Puget Sound; Elliott Bay anchorages.* (1) Beginning at the Northeast corner of Harbor Island; thence due north to a point at latitude 47°36′ N., longitude 122°20′45″ thence west along said latitude to a point intersecting the east line of the west waterway; thence along said east line to the northwest corner of Harbor Island.

(2) Beginning at a point of intersection of the outer harbor line with a straight line drawn along the west side of the west waterway north to a point at latitude 47°36′ N., longitude 122°21′38″ thence westward along this latitude to a point directly north of Duwamish Head Light; thence south to the shoreline.

§ 6.13–10 *Puget Sound; Smith Cove anchorages.* (1) Beginning at a point 675 yards, 180° from the southwest corner of Pier 88; thence in a southeasterly direction to a point 1,850 yards, 268° from Flashing Red Aero Beacon; thence in a northeast direction to a point 1,450 yards, 284° from above named Aero Beacon; thence northwest to a point 500 yards, 121° from southwest corner of Pier 88; thence to point of beginning.

(2) Beginning at Fourmile Rock Light to a point 1,100 yards, 207° from Fourmile Rock Light; thence southeasterly to a point 2,075 yards, 096°30′ from Duwamish Head; thence 000° to the shoreline of Smith Cove.

§ 6.13–15 *Puget Sound, Orchard Point anchorage area.* Beginning at Orchard Point Light; thence 106° true—2 miles; thence 180° true to the northern shore of Blake Island; thence west and south along the shoreline to southern end of Blake Island; thence beginning approximately at a point 122°29′16″ on South End Blake Island in a 250° direction to dock at Harper; thence along the shoreline in westerly and northerly direction to Orchard Point Light.

§ 6.13–20 *Puget Sound; Port Madison anchorage area.* That part of Pt. Madison bounded by a line drawn from Pt. Monroe Light, 090° true a distance of 1,500 yards; thence 000° true to the mainland.

§ 6.13–25 *Admiralty Inlet; Oak Bay anchorage area.* All of Oak Bay lying westerly of a line drawn 000° true from Olele Point (47°58′18″ N., 122°40′55″ W.) to Marrowstone Island.

§ 6.13–30 *Admiralty Inlet; Port Townsend anchorage area.* All of Admiralty Inlet and Port Townsend lying westerly and southerly of a line drawn 305° true from Marrowstone Point Light to Quimper Peninsula (C&CS Chart 6450).

§ 6.13–35 *Possession Sound; Port Gardner anchorage area.* Starting at a point 560 yards 211° from Everett Jetty Light (LL No. 1710) running 675 yards 180°; thence 250 yards 216°; thence 800 yards 254°; thence 1700 yards 302°; thence 1280 yards 049°; thence approximately 1525 yards 115 °to the point of beginning. U. S. Coast and Geodetic Survey Chart Nos. 6448 and 6450.

§ 6.13–40 *Columbia River; Upper Tongue Point anchorage area.* The area included is within the following points: 675 yards, 253½° true from Tongue Point Light; 950 yards, 284° true from Tongue Point Light 1425 yards, 024° true from Tongue Point Light; 1200 yards, 042° true from Tongue Point Light.

§ 6.13–45 *Columbia River; Lower Tongue Point anchorage area.* A rectangular area bounded by the following points: 675 yards, 253½° true from Tongue Point Light; 950 yards, 284° true from Tongue Point Light; 2125 yards, 261° true from Tongue Point Light; 2015 yards, 247½° true from Tongue Point Light.

(a) *The regulations*—(1) *Permission to anchor.* No vessel shall anchor in anchorages described in §§ 6.13–5 to 6.13–40, inclusive, without prior permission from the Coast Guard captain of the port, or his authorized representative.

(2) *Use of anchorage area restricted.* No vessel shall occupy for a period longer than thirty days, unless a permit is obtained from the captain of the port for that purpose, any anchorage for which the time of occupancy is not otherwise prescribed in any applicable regulations. No vessel in a condition such that it is likely to sink or otherwise become a menace or obstruction to the navigation or anchorage of other vessels shall occupy an anchorage except in an emergency and then only for such period as may be permitted by the captain of the port.

(3) *Assignment and use of anchorage berth.* A berth in an anchorage, if available, shall be assigned to any vessel by the captain of the port upon application and he may grant revocable permits for the continuous use of the same berth.

(4) *Condition of vessel a danger to waterfront facility.* Whenever the captain of the port finds that the mooring of any vessel to a wharf, dock, pier, or other waterfront structure would endanger such vessel, or any other vessel, or the harbor, or would be inimical to the maritime interests of the United States by reason of conditions existing on or about such wharf, dock, pier, or other waterfront structure including, machinery, internal disturbance, or unsatisfactory operation, he may prevent the mooring of any vessel to such wharf, dock, pier or other waterfront structure until the unsatisfactory condition or conditions so found are corrected and he may, in the case of a like finding after any vessel has been moored, compel the shifting of such vessel from any such wharf, dock, pier or other waterfront structure.

Explosives Anchorages

§ 6.13–50 *Puget Sound; Blake Island explosives anchorage area.* The anchorage area is bounded by the following lines; a line bearing 090° from the south tangent of Blake Island for a distance of 2,000 yards; thence 360° for 1,400 yards; thence 270° for 1,300 to east point of Blake Island.

§ 6.13–55 *Puget Sound; Kingston explosives anchorage area.* The anchorage area is within the segment of a circle struck from a point 2,300 yards 144° from Apple Cove Point Light with a radius of 1,500 yards and extending from 217° true to 324° true.

§ 6.13–60 *Hood Canal; Thorndike Bay Emergency explosives anchorage area.* Bounded by a line starting at a point 3500 yards 267° from Hood Canal Light No. 1 (1945 L. L. No. 1599) and running 1000 yards 180° to a point 3725 yards, 251° from Hood Canal Light No. 1; thence 1350 yards, 270° to a point approximately 5000 yards 256° from Hood Canal Light No. 1; thence 1000 yards 000° to a point approximately 4900 yards 268° from Hood Canal Light No. 1; thence approximately 1350 yards, 090° to the point of beginning.

§ 6.13–65 *Seabeck Bay emergency explosives anchorage area.* Bounded by a line starting at a point approximately 860 yards 355° from Seabeck Dock, running approximately 920 yards 052° to a point approximately 1600 yards 024½° from Seabeck Dock; thence 1575 yards 000° to a point approximately 3075 yards, 013° from Seabeck Dock; thence 3300 yards, 090° to a point approximately 4950 yards 053° from Seabeck Dock; thence approximately 4500 yards, 232½° to a point approximately 480 yards, 057° from Seabeck Dock; thence approximately 750 yards 322° to the point of beginning.

§ 6.13–70 *Squamish Harbor explosives anchorage area.* Bounded by a line starting at a point 330 yards 207° from Sister's Rock Light (1945 L.L. No. 1597), running approximately 2260 yards 207° to a point approximately 2590 yards 207° from Sister's Rock Light; thence 1000 yards 270° to a point approximately 3180 yards 223° from Sister's Rock Light; thence 2900 yards 000° to a point approximately 2250 yards 286° from Sister's Rock Light; thence approximately 2200 yards 114° to the point of beginning.

§ 6.13–74 *Possession Sound; Southwest Gedney Island emergency anchorage area.* The southeast boundary to be formed by a line running 900 yards, 036° true from a point 5680 yards, 348° from Mukilteo Light (LL 1266); thence 1500 yards 306° true to form the northeast boundary; thence 900 yards, 216° true to form the northwest boundary; thence 126° true to the point of beginning to form the southwest boundary.

NOTE: This area does not constitute a new explosive anchorage for loading explosives but is intended solely for use in the event of imminent air raid, fire, or other catastrophe wherein those vessels which may be explosive-laden could proceed to a safe anchorage.

§ 6.13–75 *Possession Sound; Northeast Gedney Island explosives anchorage area.* A triangular shaped area, the eastern boundary of which is formed by a line starting at a point 6925 yards, 005° 45′ true from Mukilteo Light (LL 1266) running 2000 yards 000°, thence 2000 yards 270° true to form the northern boundary; thence 135° true back to the point of origin to form the southwestern boundary.

§ 6.13–80 *Puget Sound; Port Discovery explosives anchorage area.* All of Port Discovery lying southerly of a line drawn 105° true from Clallam (Diamond Point) to the westerly shore of Quimper Peninsula.

NOTE 1: This area does not constitute a new explosive anchorage area for loading or discharging explosives, but is established solely for the use of vessels with cargoes of explosives aboard while awaiting accommodations at explosive handling facilities to effect discharge thereof.

NOTE 2: Vessels in excess of 100 gross tons are prohibited from anchoring in said area without permission of the captain of the port, Thirteenth Naval District, in advance.

§ 6.13–85 *Puget Sound; Holmes Harbor explosives anchorage area.* All of Holmes Harbor, Whidby Island lying southwesterly of a line drawn 310° true through Hackney Island, between the shores of Whidby Island.

NOTE 1: This area does not constitute a new explosive anchorage area for loading or discharging explosives but is established solely for the use of vessel with cargoes of explosives aboard while awaiting accommodations at explosive handling facilities to effect discharge thereof.

NOTE 2: Vessels in excess of 100 gross tons are prohibited from anchoring in said area without permission of the captain of the port, Thirteenth Naval District, in advance.

§ 6.13–90 *Puget Sound; Port Susan explosives anchorage area.* All of Port Susan north of a line from east shore of Camano Island at latitude 48°07′30″ N. to the west shore mainland at latitude 48°08′38″ N.

NOTE 1: This area does not constitute a new explosive anchorage area for loading or discharging explosives, but is established solely for the use of vessels with cargoes of explosives aboard while awaiting accommodations at explosive handling facilities to effect discharge thereof.

NOTE 2: Vessels in excess of 100 gross tons are prohibited from anchoring in said area without permission of the captain of the port, Thirteenth Naval District, in advance.

§ 6.13–91 *Strait of Juan De Fuca; Freshwater Bay emergency explosives area.* All of Freshwater Bay and adjacent waters bounded by a line drawn from Observatory Point (lat. 48°09′03″ North, long. 123°38′12″ west) approximately 1,150 yards 000° to a position at lat. 48°09′36″ north, long. 123°38′12″ west; thence approximately 6,450 yards, 090° to a position at lat. 48°09′36″ north, long. 123°33′27″ west; thence 180° to the mainland; thence along the shoreline to the point of beginning.

NOTE: This area does not constitute an explosive anchorage area for loading or discharging explosives, but is established exclusively for use by explosive laden vessels enroute to the ammunition dumping area which encounter adverse weather and sea conditions and are forced to await more favorable conditions before proceeding to sea.

§ 6.13–95 *Columbia River; Beaver Ammunition Storage Point emergency explosives anchorage area.* Beginning at the south end of the dike numbered 66.4 by the U. S. Army Engineers, which point is identical with the location of Light No. 819, as described in USCO Light List, Pacific Coast (1944) known as "Cathlamet Channel Dike South End"; thence bearing 078° true a distance of 6300 feet, more or less, to the Washington Shore of the Columbia River; thence bearing 168° true a distance of 750 feet; thence bearing 258° true, a distance of 6300 feet; thence bearing 348° true a distance of 750 feet, more or less, to the point of beginning.

NOTE: This area does not constitute new explosive anchorages for loading explosives but is intended solely for use in the event of imminent air raid, fire, or other catastrophe, wherein those vessels which may be explosive-laden could proceed to a safe anchorage.

(a) *The regulations*—(1) *Use of established explosives areas.* Explosives anchorage areas described in §§ 6.13–50 to 6.13–95, inclusive, are reserved for vessels carrying explosives as cargo. Such areas shall not be used by vessels which do not carry explosives as cargo except in cases of great emergency or by special permit from the Captain of the Port. All vessels carrying explosives as cargo shall be within explosives anchorage areas when anchored, except as provided in the following subparagraphs.

(2) *Designation of explosives loading terminal.* In the interest of port security and the commerce of the United States, the Captain of the Port may, subject to such conditions as he finds will promote those objectives, designate loading terminals outside the explosives anchorage areas, indicated in subparagraph (1) of this paragraph, where vessels may load or discharge explosives directly between vessels and shore or between vessels.

(3) *Anchorage of vessels carrying inflammable liquids.* A vessel carrying bulk inflammable liquid cargo such as petroleum products shall, when anchored, be at least 1,000 yards away from a vessel carrying explosives. The captain of the port may issue a permit to a vessel carrying inflammable or combustible liquids in bulk or other dangerous articles of cargo covered by the regulations entitled "Explosives or Other Dangerous Articles on Board Vessels" (46 CFR, Supp., Part 146) and the regulations governing tank vessels, (46 CFR and Cum. Supp., Parts 30 and 38, inclusive), to anchor in an explosive anchorages area whenever such explosive anchorages area is not in use by a vessel carrying explosives as cargo.

(4) *Assignment of anchorage berth by Captain of the Port.* No vessel carrying explosives as cargo or on which explosives as cargo are to be loaded may proceed to an explosive anchorage area without first notifying the Captain of the Port. Upon such notification, the Captain of the Port, if he finds its to be in the interests of port security and the commerce of the United States, shall issue a revocable permit, without which no vessel may anchor in the explosives anchorage area, and shall assign to the vessel a berth in the explosives anchorage area, if one is available.

(5) *Authority to load or unload explosives.* All vessels, including tugs and stevedore boats, used in connection with loading or unloading explosives on vessels shall apply to the Captain of the Port for a permit to engage in such loading or unloading, which permit shall be granted by the Captain of the Port if he finds that such action will not be inimical to the interests of port security and the commerce of the United States. No such vessel shall enter any explosive anchorage area or engage in loading or unloading explosives without first having obtained a permit.

Berthing Areas

§ 6.13–100 *Admiralty Inlet and Puget Sound; Killisut Harbor and Scow Bay anchorage area.* All of Killisut Harbor and Scow Bay, that body of water lying between Indian Island and Narrowstone Island. U. S. Coast and Geodetic Survey Chart Nos. 6405, 6447, and 6450.

(a) *The regulations.* (1) The foregoing area under this section shall be used exclusively as sites for inactive vessels and those awaiting disposal.

(2) The regulations in this paragraph shall be enforced by the Coast Guard captain of the port or his authorized representative.

§ 6.13–105 *Dyes Inlet anchorage*—(a) *The area.* Starting at a point latitude 47°36′54″ N., longitude 122°42′18″ W; thence 2,925 yards 013° approximately latitude 47°38′18″ N., longitude 122°-41′48″ W; thence 1,020 yards 103° approximately latitude 47°38′11″ N., longitude 122°41′06″ W; thence 2,925 yards 193° to approximately latitude 47°36′47″ N., longitude 122°41′35″ W; thence 1,020 yards 283° to the point of beginning.

(b) *The regulations.* (1) The foregoing area is designated as a berthing area and shall be used exclusively as a site for inactive vessels and those awaiting disposal.

(2) The regulations in this paragraph shall be enforced by the Coast Guard captain of the port or his authorized representatives.

§ 6.13–110 *Case Inlet anchorages*—(a) *The areas*—(1) *Dutchers Cove anchorage.* Starting at a point latitude 47°16′25″ N., longitude 122°48′54″ N. approximately 600 yards 243° from tower at Herron; thence 1400 yards 281° to a point approximately 1940 yards 270° from tower at Herron; thence 3700 yards 022° to a point approximately 3500 yards 350°30′ from tower at Herron; thence 2000 yards 078° to the shoreline; thence along the shoreline in a southerly direction to the point of beginning.

(2) *Dougall anchorage.* Starting at the northeast point of Dougall Point

in latitude 47°18'03" N. longitude 122°50'45" W.; thence 1050 yards 081° to approximately latitude 47°18'07" N., longitude 122°50'00" W; thence 4400 yards 214° to the eastern shoreline of Harstene Island; thence along shoreline in a northerly direction to the point of beginning.

(3) *McMicken anchorage.* Starting at a point in latitude 47°16'16" N., longitude 122°51'45" W; thence 2450 yards 168°30' to approximately latitude 47°15'06" N., longitude 122°51'24" W; thence 1300 yards 240° to the shoreline; thence in a northerly direction to the point of beginning.

(b) *The regulations.* (1) The foregoing areas are designated as berthing areas and shall be used exclusively as sites for inactive vessels and those awaiting disposal.

(2) The regulations in this paragraph shall be enforced by the Coast Guard captain of the port or his authorized representatives.

§ 6.13–115 *Budd Inlet anchorage*—(a) *The area.* Starting at a point 2,075 yards 134° from Olympia Shoal Light; thence 1,100 yard 275° to a position approximately 1,400 yards 163° from Olympia Shoal Light; thence 5,450 yards 005° to a position approximately 1,800 yards 185° from Dofflemyer Point Light; thence 615 yards 090° to the shoreline; thence southerly along the shoreline to the point of beginning.

(b) *The regulations.* (1) The foregoing area is designated as a berthing area and shall be used exclusively as a site for inactive vessels and those awaiting disposal.

(2) The regulations in this paragraph shall be enforced by the Coast Guard captain of the port or his authorized representatives.

§ 6.13–120 *Willamette River anchorage*—(a) *The area.* From a point latitude 45°36'56" N., longitude 122°47'12" W. with line drawn 58° true to east bank Willamette River thence in a generally northerly direction to a point latitude 45°37'58" N., longitude 122°47'05" W. with a line from that point 120° true to aforementioned river bank. The eastern boundary follows generally the true line foot level while the western boundary parallels same at distance of 110 yards extending between shore specified points.

(b) *The regulations.* (1) The foregoing area is designated as a berthing area and shall be used exclusively as a site for inactive vessels and those awaiting disposal.

(2) The regulations in this paragraph shall be enforced by the Coast Guard captain of the port or his authorized representatives.

§ 6.13–125 *Columbia River Oregon Slough anchorage*—(a) *The area.* From a point latitude 45°37'05" N., longitude 122°42'32" W., with a line drawn 37° true to southerly shoreline Hayden Island thence in a generally westerly direction to a point latitude 45°37'56" N., longitude 122°44'01" W. with a line from that point 37° true to aforementioned shoreline. The northern boundary is the southern shoreline of Hayden Island, while the southern boundary parallels same at a distance of 500 feet extending between above specified points.

(b) *The regulations.* (1) The foregoing area is designated as a berthing area and shall be used exclusively as a site for inactive vessels and those awaiting disposal.

(2) The regulations in this paragraph shall be enforced by the Coast Guard captain of the port or his authorized representatives.

Restricted Areas

§ 6.13–200 *Lake Washington; naval air station*—(a) *The area.* (1) Beginning at a point 2,800 yards 342° true from the northwest corner of the Operations Tower at the U. S. Naval Air Station, Seattle, thence 2,000 yards 347° true; thence 500 yards 77° true; thence 2,000 yards 167° true; thence 500 yards 257° true to the point of beginning.

(2) The area will be marked by special pneumatic buoys as follows: Seven on the easterly line, equally spaced, and eight on the westerly line, equally spaced, thus forming two parallel rows 500 yards apart. The end buoys in each row mark the corners of the area above described. Each corner buoy will be equipped with a green light, the next in line at either end of each row will be equipped with a red light, and the remaining others with amber lights. These lights are controlled by radio and will be lighted only during night flying operations. Each buoy will be marked in addition by black and yellow vertical stripes.

(b) *The regulations.* (1) The area heretofore described shall be restricted to seaplanes for the use of landing.

(2) No vessel shall operate or anchor in the said area excepting those attendant upon seaplane operations.

(3) All other watercraft shall exercise due caution in navigating across the waters to the North and to the South of the restricted area, as there may be danger from low flying planes.

(4) The regulations shall be enforced by the Commanding Officer, U. S. Naval Air Station, Seattle, or his authorized representative.

§ 6.13–205 *Elliott Bay, naval station*—(a) *The area.* Starting at the southwest corner of Great Northern Railway Pier 89, Smith Cove; thence 150 yards, 180°; thence 750 yards 270°; thence 0° to the shore of Smith Cove.

(b) *The regulations.* No vessel shall enter this area without permission of the Commanding Officer, Naval Station, Seattle. The regulations in this paragraph shall be enforced by the Commanding Officer, Naval Station, Seattle.

§ 6.13–210 *Puget Sound; Sinclair Inlet*—(a) *The area.* All the waters of Sinclair Inlet Westerly of a line drawn from the Bremerton Ferry Landing (approximately 47°33'49" N., latitude; 122°37'19" W., longitude) to the Annapolis Ferry Landing (approximately latitude 47°32'59.5" N., longitude 122°36'52" W.).

(b) *The regulations.* (1) No vessel of more than 100 gross tons shall enter this area or navigate therein without permission from the Commandant, Thirteenth Naval District or his authorized representative.

(2) The regulation in this paragraph shall be enforced by the captain of the port or his authorized representative.

§ 6.13–215 *Puget Sound; Port Orchard*—(a) *The area.* All the waters within an area in Fort Orchard bounded as follows: Beginning at a point on the shoreline of Fort Orchard 90° true from Stack (lat. 47°42'01" N., long. 122°36'54" W.); thence 90° true a distance of approximately 190 yards to a point 350 yards from Stack; thence 165° true a distance of 6000 yards to a point 179° true 1280 yards from Battle Point Light; thence westerly to the shoreline at a point in lat. 47°39'08" N. at approximate location of the Brownsville Pier; thence northward along the shoreline to the point of beginning.

(b) *The regulations.* (1) No vessel shall, at any time, anchor or tow a drag of any kind in said area.

(2) The regulation in this paragraph shall be enforced by the captain of the port, or his authorized representative.

§ 6.13–220 *Puget Sound; Point Jefferson*—(a) *The area.* Starting at a point 3750 yards, 186° from Apple Cove Point Light; thence 4450 yards 116°; thence 2750 yards 181°; thence 2700 yards 203½°; thence 2576 yards 270°; thence 2360 yards 358° true to the shore on the south side of Point Jefferson.

(b) *The regulations.* (1) No vessel shall enter this area or navigate therein without permission from the Commandant, Thirteenth Naval District, or his authorized representative.

(2) The regulation in this paragraph shall be enforced by the captain of the port or his authorized representative.

§ 6.13–225 *Puget Sound; Mukilteo*—(a) *The area.* 500 yards on all sides of the Army Port of Embarkation Dock, Mukilteo, Washington.

(b) *The regulations.* (1) No vessel shall enter this area without permission from the Commanding General, Seattle Port of Embarkation, or his authorized representative.

(2) The regulation in this paragraph shall be enforced by the captain of the port, or his authorized representative.

§ 6.13–230 *Hood Canal; Bangor*—(a) *The area.* 500 yards on all sides of the Navy pier at Bangor, Washington, and all the remaining waters on the easterly side of Hood Canal within 200 feet of the highwater line between latitudes 47°46'20" N., and 47°43'28" N.

(b) *The regulations.* (1) No vessel shall enter this area without permission from the Commanding Officer, Naval Magazine, Bangor, Washington, or his authorized representative.

(2) The regulations in this paragraph shall be enforced by the captain of the port, or his authorized representative.

§ 6.13–235 *Admiralty Inlet; entrance restricted area*—(a) *The area.* Beginning at Point Partridge Light, in a southeasterly direction along the west shore of Whidby Island to Lagoon Point at 48°04'30" N.; thence on a line running 270° true to the east shore of Marrowstone Point; thence in a northerly direction along the east shore of Marrowstone Island to Marrowstone Point Light; thence on a line running 305° true to the east shore of Quimper Peninsula; thence in a northerly direction along the east shore of Quimper Peninsula to Point Wilson Light; thence in a westerly drection along the north shore of Quimper Peninsula to Middle Point, thence on a line running 026° true to Point Partridge Light.

(b) *The regulations.* (1) Anchorage within the above area is prohibited. (2) Fishing by means of trawling or bottom dragging is prohibited. (3) The regulations in this paragraph shall be enforced by the Commandant of the 13ND or his duly authorized representative.

§ 6.13–240 *Strait of Juan De Fuca, western end*—(a) *The area.* All the waters off the westerly shore of Whidby Island lying within a line drawn due West from west point 1.9 miles to Lawson Reef Bell Buoy; thence 222° for 6.3 miles to Minor Island; thence 162° for 6.3 miles to Point Partridge on the westerly shore of Whidby Island at latitude 48°13'30" N.

(b) *The regulations.* (1) No vessels other than a Naval vessel shall enter this area or navigate therein without permission of the Commanding Officer, U. S. Naval Air Station, Whidby Island. (2) The regulations in this paragraph shall be enforced by the Commanding Officer, U. S. Naval Air Station, Whidby Island, or his authorized representative.

§ 6.13–245 *Oak Harbor and Crescent Harbor; Whidby Island*—(a) *The area.* All waters of Oak Harbor, Crescent Harbor and adjacent to Point Polnell lying north of a line drawn 079° from Blower Bluff to a position one-half mile south of Point Polnell; thence 045° to the shore of Whidby Island.

(b) *The regulations.* (1) No vessel shall enter this area or navigate therein without permission of the Commanding Officer, U. S. Naval Air Station, Whidby Island.

(2) The regulations in this paragraph shall be enforced by the Commanding Officer, U. S. Naval Air Station, Whidby Island, or his authorized representative.

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

Approved: March 6, 1946.

HARRY TRUMAN,
The White House.

[F. R. Doc. 46-3775; Filed, Mar. 8, 1946; 11:23 a. m.]

TITLE 36—PARKS AND FORESTS

Chapter I—National Park Service

PART 1—AREAS ADMINISTERED BY THE NATIONAL PARK SERVICE

TOURO SYNAGOGUE, NEWPORT, R. I.; DESIGNATION AS NATIONAL HISTORIC SITE [1]

Whereas, the Congress of the United States has declared it to be a national policy to preserve for the public use historic sites, buildings, and objects of national significance for the inspiration and benefit of the people of the United States; and

Whereas, the Touro Synagogue situated in the city of Newport and State of Rhode Island, has been declared by the Advisory Board on National Parks, Historic Sites, Buildings, and Monuments, to be of national significance as "one of the finest surviving examples of colonial architecture and a building rich in historical associations."

Whereas, a cooperative agreement has been made between the Congregation Shearith Israel, of the city of New York, and the Congregation Jeshuat Israel, of the city of Newport, and the United States of America, providing for the designation, preservation, and use of the Touro Synagogue, Newport, Rhode Island, as a national historic site:

Now, therefore, I, Oscar L. Chapman, Acting Secretary of the Interior, by virtue of and pursuant to the authority contained in the act of August 21, 1935 (49 Stat. 666; 16 U.S.C. sec. 467), do hereby designate the following described lands, together with all historic structures thereon and all appurtenances connected therewith, to be a national historic site, having the name "Touro Synagogue National Historic Site".

All that certain tract of land with the buildings thereon situate, lying and being in the City of Newport, in the State of Rhode Island, whereon the Jewish Synagogue now stands, bounded and described as follows: Southerly on Touro Street, ninety-two and forty-six one hundredths feet; Easterly on land of the Newport Historical Society one hundred and nine and eight tenths feet; Northerly on Barney Street, ninety and sixty-five one hundredths feet; and Westerly on land of George P. Lawton, be said dimensions more or less.

The administration, protection, and development of this national historic site shall be exercised in accordance with the provisions of the above-mentioned cooperative agreement and the act of August 21, 1935.

Warning is expressly given to all unauthorized persons not to appropriate, injure, destroy, deface, or remove any feature of this historic site.

In witness whereof, I have hereunto set my hand and caused the official seal of the Department of the Interior to be affixed, at the City of Washington, this 5th day of March 1946.

[SEAL] OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46-3893; Filed, Mar. 11, 1946; 9:59 a. m.]

[1] Affects tabulation in § 1.13.

Chapter II—Forest Service

PART 231—GRAZING

LIMITS AND PREFERENCES

By virtue of the authority vested in the Secretary of Agriculture by the Act of June 4, 1897 (30 Stat., 35, 16 U.S.C. 551), and the Act of February 1, 1905 (33 Stat., 628, 16 U.S.C. 472), I, Clinton P. Anderson, Secretary of Agriculture, do hereby amend Regulation G–4 of the rules and regulations governing the occupancy, use, protection, and administration of the National Forests, which constitutes § 231.4, Chapter II, Title 36, Code of Federal Regulations, to read as follows:

§ 231.4 *Limits and preferences.* For the purpose of equitable distribution of grazing privileges, the prevention of monopoly in the use of national-forest ranges, and contributing to the stabilization of the livestock industry, the Chief of the Forest Service shall provide for the establishment for each National Forest or portion thereof, of lower and upper limits in numbers of livestock. He shall also provide for the recognition and waiver of preferences, renewal of permits, approval of nonuse, and admission of new applicants, to an extent consistent with the objects of the grazing regulations.

The lower limit will define the number of livestock beyond which a grazing preference will not be allowed to accrue by grant, except when surplus range is available.

The upper limit will define the number of livestock up to which grazing preferences may be consolidated through purchase of base property or permitted livestock or both.

Any grazing preference may be reduced for range protection at any time in any amount justified by range conditions, but, except in extreme emergencies, notice of scheduled reductions will be given not later than the close of the summer grazing season.

No grazing preference for less than the lower limit will be reduced for wider distribution of grazing privileges.

No grazing preferences above the lower limit will be reduced for wider distribution of grazing privileges except in connection with transfer of base property or permitted livestock or both.

Subject to the upper-limit restrictions and the protection and management needs of the range, a purchaser of either the permitted livestock or the base property of a permittee with an established grazing preference may be allowed renewal of preference in whole or in part: *Provided*, the purchaser of livestock only actually owns commensurate ranch property and the person from whom the purchase is made waives his preference to the Government.

Approval of grazing preference on account of purchase of base property or permitted livestock from a permittee who has used the range under temporary permit less than five consecutive years will not be allowed.

Before a grazing preference is renewed on the basis of a waiver, satisfactory evidence must be submitted that the sale of base property or permitted livestock, or both, is bona fide.

The Chief of the Forest Service may authorize the Regional Forester in special cases to suspend the upper-limit restriction against consolidation.

Persons who are full citizens of the United States shall be given preference in the use of national-forest ranges over other persons.

A grazing preference is not a property right. Preference in the use of national-forest range are approved for the exclu-

sive use and benefit of the persons to whom allowed.

Persons who have waived any part of a previously established grazing preference will not be recognized as grantee applicants, or granted any increases where such action would (a) necessitate reduction in any established grazing preference; (b) prevent increase in any preference where the holder owns less than the lower-limit number of livestock; or (c) prevent the admission of new applicants.

In testimony whereof, I have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed, in the City of Washington, this 8th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3900; Filed, Mar. 11, 1946; 11:05 a. m.]

TITLE 38—PENSION, BONUSES AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 5—ADJUDICATION: DEPENDENTS' CLAIMS

FILING OF CLAIMS AND SUPPORTING EVIDENCE; COMMENCEMENT OF ORIGINAL AWARDS OF DEATH PENSION OR COMPENSATION

§ 5.2576 *World War II; Public No. 2, 73d Congress, as amended.* No change in (a).

(b) Effective December 7, 1941, in the case of a person reported missing or missing in action, interned in a neutral country, captured by an enemy, beleaguered or beseiged, where a report of death or finding of death has been made by the Secretary of War or the Secretary of the Navy as contemplated by Public No. 490, 77th Congress, as amended, an original award of death pension shall commence:

No change in (1) and (2).

(58 Stat. 728)

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator of Veterans' Affairs.

FEBRUARY 19, 1946.

[F. R. Doc. 46-3905; Filed, Mar. 11, 1946; 11:08 a. m.]

TITLE 41—PUBLIC CONTRACTS

Chapter I—Procurement Division Department of the Treasury

PART 4—SUPPLIES TO BE PROCURED BY THE PROCUREMENT DIVISION

EXCLUSIVE PROCUREMENT

The regulations in this part are hereby amended as follows:

1. Section 4.1 (b) *Motor trucks, truck-tractors and trailers* is revised to read as follows:

§ 4.1 *Exclusive procurement by Procurement Division, commodities.* • • •

(b) *Motor vehicles.* (1) Passenger automobiles, new, but excluding requirements of the War and Navy Departments, the Marine Corps and the Maritime Commission. [Proc. Div. Circ. Letter B-20, Revised, Feb. 27, 1946]

(2) Motor trucks, truck-tractors and trailers, new, except for export and requirements of the War Department, Navy Department (including the Marine Corps and Coast Guard), U. S. Maritime Commission, Panama Canal, Coast and Geodetic Survey, Civil Aeronautics Administration, National Advisory Committee for Aeronautics and Office of Scientific Research and Development. [Proc. Div. Circ. Letter 589, April 22, 1942]

2. Section 4.1, paragraph (c) *Wood office desks*, paragraph (g) *Wood files*, and paragraph (j) *Wood desks*, are revoked. [Proc. Div. Circ. Letter B-7, Revised, Feb. 27, 1946]

(Sec. 1, E.O. 6166, June 10, 1933, sec. 2, Director's Order 73, approved by the President June 10, 1939 (41 CFR 1.2, 3.2), Proc. Div. Circ. Letters B-7, Revised, and B-20, Revised, dated Feb. 27, 1946)

Date: February 27, 1946.

[SEAL] CLIFTON E. MACK,
Director of Procurement.

[F. R. Doc. 46-3889; Filed, Mar. 11, 1946; 9:50 a. m.]

PART 4—SUPPLIES TO BE PROCURED BY THE PROCUREMENT DIVISION

TYPEWRITER RENTALS

Section 4.2 *Typewriter rentals* is hereby revoked.

(Sec. 1, E. O. 6166, June 10, 1933, sec. 2, Director's Order 73, approved by the President June 10, 1939 (41 CFR 1.2, 3.2), Proc. Div. Circ. Letter B-34, dated March 6, 1946)

Date: March 6, 1946.

[SEAL] CLIFTON E. MACK,
Director of Procurement.

[F. R. Doc. 46-3888; Filed, Mar. 11, 1946; 9:50 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

[Docket No. AO 85-A 1]

ORANGES, GRAPEFRUIT, AND TANGERINES GROWN IN FLORIDA

NOTICE OF HEARING WITH RESPECT TO PROPOSED AMENDMENTS TO MARKETING AGREEMENT AND ORDER REGULATING HANDLING

Pursuant to the Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and in accordance with the applicable rules of practice and procedure (7 CFR, Cum. Supp. 900.1 et seq.), as amended, notice is hereby given of a public hearing to be held in the Assembly Room, Florida Citrus Commission Building, Lakeland, Florida, beginning at 10:00 a. m., e. s. t., March 25, 1946, with respect to proposed amendments to the marketing agreement and order regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida (7 CFR, Cum. Supp., 933.1 et seq.). These proposals have not received the approval of the Secretary of Agriculture.

Such public hearing is for the purpose of receiving evidence with respect to economic or marketing conditions relating to the proposed amendments, which are hereinafter set forth, and appropriate modifications thereof.

The following amendments have been proposed by the Growers Administrative Committee and the Shippers Advisory Committee, established pursuant to the aforesaid marketing agreement and order:

1. Delete the provisions of (e) of section 1 of the marketing agreement and of (e) of § 933.1 of the order and insert in lieu thereof the following:

(e) "Variety" means any one or more of the following classifications or groupings of citrus fruit: (1) early and mid-season oranges, including Navel and other types commonly called 'round oranges,' except Valencia, Lue Gim Gong and similar late-maturing oranges of Valencia type; (2) Valencia, Lue Gim Gong and similar late-maturing oranges of the Valencia type; (3) Temple oranges; (4) Marsh and other seedless grapefruit, excluding pink varieties of grapefruit; (5) Duncan and other seeded grapefruit, excluding pink varieties of grapefruit; (6) pink varieties of seedless grapefruit; (7) pink varieties of seeded grapefruit; and (8) tangerines.

2. Delete the provisions of (j) of section 1 of the marketing agreement and of (j) of § 933.1 of the order and insert in lieu thereof the following:

(j) "Fiscal period" means the period of time from August 1 of any year until July 31 of the following year.

3. Insert after (g) of section 1 of the marketing agreement and (g) of § 933.1 of the order the following definition of "pack" as (h) and redesignate the respective subsequent definitions so as to follow in proper alphabetical sequence:

(h) "Pack" means to wash, grade, size, or place fruit (whether or not wrapped) into any container whatsoever; but such term shall not include the harvest of fruit.

4. Delete the provisions of (b) of section 2 of the marketing agreement and (b) of § 933.2 of the order and insert in lieu thereof the following:

(b) *Growers Administrative Committee membership and term of office.* The Growers Administrative Committee shall consist of eight (8) members, each of whom shall have an alternate, all of whom shall be producers who shall not be handlers or employed by handlers. The term of office of members and alternate members shall begin on the first day of August and continue for one (1) year and until their successors are selected and have qualified. The consecutive term of office as a member shall be limited to three years. The term of office of alternate members shall not be so limited. The members, their alternates, and their respective successors shall be nominated by producers and selected by the Secretary as hereinafter provided.

5. Delete the provisions of (c) (1) of section 2 of the marketing agreement and (c) (1) of § 933.2 of the order and insert in lieu thereof the following:

(c) *Nomination of members for Growers Administrative Committee.* (1) The Secretary shall give public notice of a meeting of producers in each district to be held not later than July 10 of each year, for the purpose of making nominations for members and alternate members of the Growers Administrative Committee. The Secretary shall prescribe uniform rules to govern such meetings and the balloting thereat. The chairman of each meeting shall publicly announce at such meeting the names of the persons nominated and the total number of votes cast for each, and the chairman and secretary of each such meeting shall transmit to the Secretary their certificate as to the number of votes so cast, the names of the persons nominated, and such other information as the Secretary may request. All nominations shall be submitted to the Secretary on or before the 20th day of July.

6. Delete the provisions of (c) (3) of section 2 of the marketing agreement and (c) (3) of § 933.2 of the order.

7. Delete the provisions of (e) of section 2 of the marketing agreement and (e) of § 933.2 of the order and insert in lieu thereof the following:

(e) *Shippers Advisory Committee Membership and term of office.* The Shippers Advisory Committee shall consist of eight (8) members, each of whom shall have an alternate, all of whom shall be handlers. The term of office of members of the Shippers Advisory Committee and their alternates shall begin on the first day of August and continue for one (1) year, and until their successors are selected and have qualified. The consecutive term of office as a member shall be limited to three years. The term of office of alternate members shall not be so limited. The members, alternate members, and their respective successors shall be nominated by handlers and shall be selected by the Secretary as hereinafter provided.

8. Delete the provisions of (f) of section 2 of the marketing agreement and (f) of § 933.2 of the order and insert in lieu thereof the following:

(f) *Nominations of Members for Shippers Advisory Committee.* (1) The Secretary shall give public notice of a meeting for bona fide cooperative marketing organizations which are handlers, and a meeting for other handlers, to be held not later than July 10 of each year, for the purpose of making nominations for members and alternate members of the Shippers Advisory Committee. The Secretary shall prescribe rules to govern each such meeting, and balloting thereat. The chairman of each such meeting shall publicly announce the results of the voting and the names of the nominees selected. The said chairman and the secretary of each such meeting shall transmit to the Secretary their certificates showing the information so announced and such other information as the Secretary may request. All nominations shall be submitted to the Secretary on or before the 20th day of July.

(2) Nominations of at least nine (9) persons for at least three (3) members and alternate members shall be made by bona fide cooperative marketing organizations which are handlers. Nominations of at least fifteen (15) persons for not more than five (5) members and alternate members shall be made by handlers other than bona fide cooperative marketing organizations. In voting for nominees each handler shall be entitled to cast but one (1) vote, which shall be weighted by the volume of fruit shipped by such handler during the then current fiscal period.

9. Insert at the end of (l) and (m), respectively, of section 2 of the marketing agreement, the words "or section 5".

10. Insert at the end of (l) and (m), respectively, of § 933.2 of the order, the words "or § 933.5".

11. Redesignate section 5 of the marketing agreement to read section 6 of the marketing agreement, and redesignate § 933.5 of the order to read § 933.6 of the order; and renumber the respective subsequent sections so as to follow in proper numerical sequence.

12. Insert after section 4 of the marketing agreement and § 933.4 of the order, the following new section 5 of the marketing agreement and new § 933.5 of the order.

Regulation of shipments—(a) *Recommendation for Regulations.* (1) Whenever the Shippers Advisory Committee deems it advisable to limit completely the shipment of any variety pursuant to this section, the said committee shall recommend the period during which the shipment of such variety shall be so limited. In making such determination, the said committee shall give due consideration to the following factors relating to citrus fruit: (i) market prices, including prices of each variety for which the complete limitation of shipment is recommended; (ii) amount on hand at the principal markets, as evidenced by supplies on track; (iii) maturity, condition, and available supply in the producing areas; (iv) other pertinent market information; and (v) the level and trend in consumer income. The Shippers Advisory Committee shall promptly report the recommendation so made, with supporting information, to the Growers Administrative Committee, which committee shall, in turn, submit the same to the Secretary, together with its own recommendation and supporting information respecting the factors hereinbefore enumerated.

(2) The failure of the Shippers Advisory Committee to make a recommendation, as aforesaid, after having received notice of the intention of the Growers Administrative Committee to meet for the purpose of receiving such recommendation with respect to regulations authorized by this section, shall not preclude the Growers Administrative Committee from submitting recommendations and supporting information to the Secretary.

(3) The Growers Administrative Committee shall give at least twenty-four (24) hours' notice of any meeting to consider the recommendation of regulations pursuant to this section, by publication in daily newspapers, selected by the said committee, of general circulation in the citrus producing districts of Florida. The said committee shall give the same notice of any such recommendation, at least forty-eight (48) hours before the time that it is recommended that such regulation becomes effective, and shall mail a copy of such notice to each handler who has filed his address with said committee for this purpose.

(b) *Regulation by the Secretary.* Whenever the Secretary shall find from the recommendations and reports of the Shippers Advisory Committee and the Growers Administrative Committee, or from other available information, that to limit completely, as provided in this section, the shipment of any variety would tend to effectuate the declared policy of the act, he shall so limit the shipment of such variety during a specified period or periods: *Provided*, That regulation pursuant to this section shall not be effective, with respect to any variety, for more than two periods aggregating a total of more than fourteen (14) days during the period December 20 to January 20, both dates inclusive, of the then current season. Prior to the beginning of any such regulation the Secretary shall notify the Growers Administrative Committee of the regulation issued by him, which committee shall notify all handlers, by publication in daily newspapers, selected by said committee, of general circulation in the citrus producing districts of Florida; *Provided*, That when the regulation, as issued, is different from the recommendation of the committee, notice thereof shall be given also by mailing a copy thereof to each handler who has filed his address with said committee for this purpose.

(c) *Fruit packed during regulations.* In the event that any variety is regulated pursuant to this section, no handler shall ship, after the effective time of termination of such regulation, any fruit of such variety which was packed during the effective period of such regulation.

13. Delete (a) of section 5 of the marketing agreement and (a) of § 933.5 of the order, redesignated in accordance with the proposed amendment 11 as section 6 and § 933.6, respectively, and redesignate (b) and (c) of each such section as (a) and (b) respectively.

14. Delete the provisions of section 7 of the marketing agreement, redesignated in accordance with the proposed amendment 11 as section 8 of the marketing agreement, and insert in lieu thereof the following: "Except as provided herein, no person shall ship fruit (1) the shipment of which has been prohibited by the Secretary in accordance with the provisions of section 4 hereof, or (2) the shipment of which has been limited completely by the Secretary in accordance with the provisions of section 5 hereof."

15. Delete the provisions of § 933.7 of the order, redesignated in accordance with the proposed amendment 11 as § 933.8 of the order, and insert in lieu thereof the following: "Except as provided herein, no person shall ship fruit (1) the shipment of which has been prohibited by the Secretary in accordance with the provisions of § 933.4 hereof, or (2) the shipment of which has been limited completely by the Secretary in accordance with the provisions of § 933.5 hereof."

The Fruit and Vegetable Branch, Production and Marketing Administration, has proposed the following:

1. That consideration be given to other changes in the provisions of the marketing agreement and order, to the extent as may be required, to make the entire marketing agreement and order conform with the proposals herewith submitted.

Copies of this notice of hearing may be obtained from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C., or from the Fruit and Vegetable Branch, Production and Marketing Administration, Drane Building, Lakeland, Florida, or may be there inspected.

Dated: March 9, 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator for Regulatory and Marketing Service Matters.

[F. R. 46-3902; Filed, Mar. 11, 1946; 11:05 a. m.]

[Docket No. AO 170-A1]

ST. JOSEPH COUNTY, IND., MILK MARKETING AREA

NOTICE OF HEARING ON HANDLING OF MILK

Proposed amendments to the tentatively approved marketing agreement and order regulating the handling of milk in the St. Joseph County, Indiana, milk marketing area, including a proposal to enlarge the marketing area by adding certain areas in Michigan.

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and in accordance with the applicable rules of practice and procedure, as amended (7 CFR, Cum. Supp. 900.1 et seq.; 10 F.R. 11791), notice is hereby given of a public hearing to be held in the Gold Room, Oliver Hotel, South Bend, Indiana, beginning at 10:00 a. m., c. s. t., on March 28, 1946, with respect to proposed amendments to the tentatively approved marketing agreement and order regulating the handling of milk in the St. Joseph County, Indiana, milk marketing area (7 CFR, 1943 Supp. 967.0–967.13). These amendments have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence with respect to economic or marketing conditions which relate to the proposed amendments which are hereinafter set forth.

The following amendments have been proposed:

In § 967.1:

By the Dairy Branch, Production and Marketing Administration:

1. Delete the provisions of § 967.1 (b) and substitute therefor the following:

(b) "Secretary" means the Secretary of Agriculture of the United States or any other officer or employee of the United States authorized to exercise the powers and to perform the duties of the Secretary of Agriculture.

2. Delete the term "War Food Administrator" wherever it appears and substitute therefor the term "Secretary."

3. Make such changes in the definition of a "handler" in § 967.1 (g) as may be necessary to make the definition conform to other changes in the marketing agreement and order.

By the Reliable Dairy Company, Inc.; Producers Dairy, Inc.; City Dairy Company, Inc.; Suabedissen-Wittner Dairy, Inc.; National Milk Company, Inc.; Mishawaka Farmers Dairy, Inc.; Best Ever Dairy, Inc.; O. J. Wittner Dairy, Inc.; Fertile Acres Dairy; Indiana Dairy Company; Debeck's Sanitary Dairy; West End Dairy; Riverside Dairy Company; South Bend Pure Milk Company; South Side Dairy; Matthew's Dairy; Coussen's Dairy; Oak Ridge Dairy and Creamery; (hereinafter referred to as the Reliable Dairy Company, Inc. et al.):

4. Amend the provisions of § 967.1 (c) by deleting the period at the end thereof and adding immediately thereafter the following: ", and all of the territory in Bertrand and Niles Townships, Berrien County, Michigan, and Milton Township and Ontwa Township, Cass County, Michigan, excepting all territory within the corporation limits of Niles, Michigan."

5. Delete the provisions of § 967.1 (e), (f), and (j) and substitute therefor the following:

(e) "Plant" means any plant which disposes of milk in the marketing area.

(f) "Producer" means any person who produces milk which is received at a plant.

(j) "Supplementary milk" means milk, skim milk, or cream received from sources other than producers or handlers.

6. Add a new paragraph at the end of § 967.1 to read as follows:

(k) "Milk" means the lacteal secretion obtained by the milking of one or more cows, whether in the original or in any processed form, including cream, buttermilk, and skim milk intended for human consumption.

By the Osceola Dairy, Osceola, Indiana:

7. Amend the provisions of § 967.1 (c) so as to exclude the municipality of Osceola, Indiana, from the marketing area:

In § 967.4:

By the Pure Milk Association, Inc.:

1. Delete the provisions of § 967.4 (d) (7) (ii) and (iii) and substitute therefor the following:

(ii) Subtract from the lowest class in which the handler has milk, the total pounds of milk which were received from sources other than producers and handlers;

(iii) Subtract pro rata from the remaining pounds of milk in each class the pounds of emergency milk received;

By the Reliable Dairy Company, Inc., et al.:

2. Delete the provisions of § 967.4 (d) (1), (2), and (3) and substitute therefor the following:

(1) Class I milk shall be all milk disposed of in the form of milk or milk drinks, whether plain or flavored, having a butterfat content of not less than 3.25 percent, and all milk not accounted for as Class II milk, Class III milk, and Class IV milk.

(2) Class II milk shall be all milk, the butterfat from which is disposed of as sweet or sour cream.

(3) Class III milk shall be all milk, the butterfat from which is used to produce a milk product other than one of those specified in Class II or Class IV and including frozen cream, ice cream, cheese, and ice cream mix, and any milk sold as fluid milk and cream to bakery, soup or candy manufacturing establishments.

3. Add a new subparagraph at the end of § 967.4 (b) to read as follows:

(5) Class V milk shall be all milk in excess of the actual and complete requirements of each plant determined as follows: any plant whenever they shall notify the Pure Milk Association or the market administrator not less than 24 hours previous to dispose of all milk above the actual and complete requirements, and said Pure Milk Association or market administrator shall fail to accept delivery of said milk or to dispose of the same and which milk the handler takes into his plant on account of their said failure to accept said delivery or to dispose of said milk.

4. Delete the provisions of § 967.4 (d) (3) and substitute therefor the following:

(3) Determine the total pounds of milk in Class I as follows: (i) convert to quarts the quantity of milk disposed of in the form contafning not less than 3.25 percent butterfat and multiply by 2.15 and convert to quarts the quantity of flavored milk drinks containing not less than 3.25 percent butterfat and multiply by 1.935 and add the total thus received, (ii) multiply the result by its average butterfat test, and (iii) if the quantity of butterfat so computed when added to the pounds of butterfat in Class II milk, Class III milk, and Class IV milk, computed pursuant to (4) (ii), and (6) (ii) of this paragraph, is less than the total pounds of butterfat received, computed in accordance with (2) of this paragraph, an amount equal to the difference shall be divided by 4 percent and shall be added to the quantity of milk determined pursuant to (i) of this subparagraph.

5. Delete the provisions of § 967.4 (d) (7) and substitute therefor the following:

(7) Determine the classification of milk received from producers as follows:

(i) Subtract from the total pounds of milk in Class IV the total pounds of milk which were received from other handlers;

(ii) Subtract pro rata from the remaining pounds of milk in each class the pounds of supplementary milk received;

(iii) Except as set forth in (e) of this section, the result shall be known as the "net pool milk" in each class.

6. Delete the provisions of § 967.4 (e) (2) and substitute therefor the following:

(2) If the total utilization of milk in the various classes for any handler, as computed pursuant to (d) of this section, is greater than the receipts of milk from producers, the market administrator shall decrease the total pounds of milk in Classes IV, III, II, and in that order for such handler only to the extent that such handler has milk in said respective class by an amount equal to the difference between the receipts of milk from producers, and the total utilization of milk by classes for such handler, provided that from Class IV first shall be deducted the allowable plant shrinkage, which result shall be known as "net pool milk" in each class.

By the Dairy Branch, Production and Marketing Administration:

7. Delete from § 967.4 (e) (1) and (2) the last two words "each class" in each of such subparagraphs and substitute therefor the words "Class IV milk."

In § 967.5:

By the Pure Milk Association, Inc.:

1. Delete the provisions of § 967.5 (a) (1) and substitute therefor the following:

(1) *Class I Milk.* The price per hundredweight for Class I milk shall be the price determined pursuant to paragraph (b) of this section (for Class III milk), plus the following premiums:

During the delivery periods of January, February, March, and April	$0.65
During the delivery periods of May and June	.50
During the delivery periods of July, August, September, October, November, and December	1.00

2. Delete the provisions of § 967.5 (a) (2) and substitute therefor the following:

(2) *Class II milk.* The price per hundredweight for Class II milk shall be the price determined pursuant to paragraph (b) of this section (for Class III milk), plus the following premiums:

During the delivery periods of January, February, March, and April	$0.40
During the delivery periods of May and June	.30
During the delivery periods of July, August, September, October, November, and December	.60

3. Delete the provisions of § 967.5 (a) (3) prior to the listing of certain concerns contained in the proviso therein and substitute therefor the following:

(3) *Class III milk.* The price per hundredweight for Class III milk shall be the average as computed by the market administrator of the lowest and highest prices ascertained to have been paid for milk of 4 percent butterfat received during the delivery period at the following places for which prices are reported to the market administrator by the three companies listed, or by the United States Department of Agriculture, i. e.;

Goshen Milk Condensing Co.	Goshen, Ind.
Litchfield Creamery Co.	Warsaw, Ind.
New Paris Creamery Co.	New Paris, Ind.

Provided, That if any one of the above companies fails to report the prices for milk so received, the price per hundredweight for Class III milk shall be the average, as computed by the market administrator, of the prices ascertained to have been paid for milk of 3.5 percent butterfat received during the delivery period at the following places for which prices are reported to the market administrator by the listed companies or by the United States Department of Agriculture, plus an amount equal to the average price so computed by the market administrator, divided by 7, i. e., (1/10th average price : 3.5×5) : *Provided, further*, That in no event shall the price for Class III milk be less than the price computed for Class IV milk:

4. Delete from § 967.5 (a) (4) the figure "3½" (line 8 in the printed order) and substitute therefore "3¾"; the figure "5½" (line 10) and substitute therefor "5"; the figure "7½" (line 24) and substitute therefor "6½"; and the figure "5½" (line 25) and substitute therefor "5".

By the Reliable Dairy Company, Inc., et al.:

5. Delete the provisions of § 967.5 (a) (1), (2), (3), and (4) and substitute therefor the following:

(1) *Class I milk.* The price per hundredweight for Class I milk during each delivery period shall be 88.1 cents per pound of butterfat: *Provided, however*, That no handler shall compute his milk in determining utilization as Class I milk as containing less than 3.6 pounds of butterfat in 100 pounds of milk.

(2) *Class II milk.* The price per hundredweight for Class II milk during each delivery period shall be 81.9 cents per pound of butterfat.

(3) *Class III milk.* The price per hundredweight for Class III milk during each delivery period shall be 71.9 cents per pound of butterfat.

(4) *Class IV milk.* The price per hundredweight for Class IV milk during each delivery period shall be 69.4 cents per pound of butterfat.

6. Add a new paragraph at the end of § 967.5 (a) to read as follows:

(5) *Class V milk.* The price of Class V milk shall be the net price actually received less 20 cents per hundredweight, as and for a handling charge, f. o. b. the handler's plant.

7. Delete the provisions of § 967.5 (b).

8. Delete the provisions of § 967.5 (d).

9. Add a new paragraph at the end of § 967.5 to read as follows:

Sales outside the marketing area. The price to be paid by a handler for milk disposed of outside the marketing area, in lieu of the price otherwise applicable pursuant to this section shall be the price, as ascertained by the market administrator, which is being paid for milk of equivalent use in the market where such milk is disposed of.

10. Add a new paragraph at the end of § 967.5 to read as follows:

Degraded milk. Whenever the duly constituted authorities find that any producer is not producing the highest quality milk for sale in accordance with regulations for the sale of fluid milk in the marketing area, or any part thereof, then said producer shall be paid a sum as herein provided less 20 cents per hundredweight so long as he is not producing milk in said highest quality.

By the Dairy Branch, Production and Marketing Administration:

11. Renumber § 967.13 as § 967.5 (e).

In § 967.6:

By the Pure Milk Association, Inc.:

1. Delete the provisions of § 967.6 (b) and substitute therefor the following:

(b) *Payment for milk received from sources determined as other than producers or other handlers.* If any handler has received milk or butterfat from sources determined as other than producers or other handlers, the market administrator, in computing the value of milk for such handler pursuant to § 967.7 shall consider such milk or the milk equivalent of such butterfat as being in the lowest class in which the handler has milk. This provision shall not apply to milk or butterfat from sources determined as other than producers or handlers, if such handler can prove to the market administrator that such milk or butterfat was used for purposes which did not violate any regulations issued by the health authorities as referred to in § 967.1 (e).

In § 967.7:

By the Dairy Branch, Production and Marketing Administration:

1. Delete the provisions of § 967.7 (b) (1) and substitute therefor the following:

(1) Combine into one total the net pool obligations computed pursuant to (a) of this section of all handlers except those who did not make the payments required pursuant to § 967.8 (d) for the delivery period immediately preceding;

In § 967.8:

By the Dairy Branch, Production and Marketing Administration:

1. Amend the provisions of § 967.8 (e) by deleting the period at the end thereof and adding immediately thereafter the following: ": *Provided*, That the handler shall make such balance of payment uniformly to those producers to whom it is due on or before the date for making payments pursuant to this paragraph next following that on which such balance of payment is received from the market administrator."

In § *967.9:*

By the Osceola Dairy, Osceola, Indiana:

1. Delete from § 967.9 (a) the words "and from his own production" which appear immediately before the proviso therein.

In § *967.10:*

By the Osceola Dairy, Osceola, Indiana:

1. Amend the provisions of § 967.10 (a) by inserting the words "excepting such handler's own production" between the words "producer" and "during" in the first sentence thereof.

In § *967.14:*

By the Dairy Branch, Production and Marketing Administration:

1. Add a new section to read as follows:

Separability of provisions. If any provision of this order, or the application thereof to any person or circumstances, is held invalid, the remainder of the order, and the application of such provision to other persons or circumstances, shall not be affected thereby.

General Proposals by the Dairy Branch, Production and Marketing Administration:

1. Make such other changes as may be required to make the entire marketing agreement and order conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and of the tentatively approved marketing agreement and order, now in effect, may be procured from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, in Room 1331 South Agriculture Building, Washington 25, D. C., or may be there inspected.

Dated: March 8, 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46-3903; Filed, Mar. 11, 1946; 11:06 a. m.]

Rural Electrification Administration.

[Administrative Order 1011]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 19, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Delaware 2N Sussex	$100,000
Georgia 45K Sumter	350,000
Idaho 10K Nez Perce	590,000
Iowa 71K Buchanan	211,000
Michigan 42F Mason	300,000
South Carolina 38F Oconee	190,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-3868; Filed, Mar. 8, 1946; 5:05 p. m.]

[Administrative Order 1006]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 6, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Mississippi 17E Pontotoc	$135,000
Oregon 4G Lincoln	365,000
Texas 59H Lamb	50,000
Texas 106E Taylor	70,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-3871; Filed, Mar. 8, 1946; 5:06 p. m.]

[Administrative Order 1007]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 11, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Florida 34B Bay	$295,000
Kentucky 20H McCracken	50,000
Mississippi 21N Coahoma	445,000
Texas 47M Deaf Smith	198,000
Texas 100K Washington	250,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-3870; Filed, Mar. 8, 1946; 5:06 p. m.]

[Administrative Order 1008]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 11, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Mississippi 17E Pontotoc	$135,000
Oregon 4G Lincoln	365,000
Texas 59H Lamb	50,000
Texas 106E Taylor	70,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-3871; Filed, Mar. 8, 1946; 5:06 p. m.]

[Administrative Order 1009]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 12, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	*Amount*
Wisconsin 65A Amery	$5,550,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-3873; Filed, Mar. 8, 1946; 5:06 p. m.]

[Administrative Order 1010]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 19, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Alabama 29D Greene	$130,000
Georgia 84G Cobb	156,000
Kentucky 50K Graves	142,000
Oklahoma 34A Texas	290,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-3869; Filed, Mar. 8, 1946; 5:05 p. m.]

[Administrative Order 1010]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 19, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Alabama 26G Barbour	$190,000
Kentucky, 21L Nelson	27,000
Mississippi 23 P Copiah	160,000
South Carolina 37H Lexington	48,000
Texas 99G Jones	63,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-3872; Filed, Mar. 8, 1946; 5:06 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1242]

ILLINOIS POWER CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of March 1946.

Notice is hereby given that an application and declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder by Illinois Power Company, a registered holding company and a direct subsidiary of North American Light & Power Company and an indirect subsidiary of The North American Company, both registered holding companies. All interested persons are referred to said application and declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized below:

Illinois Power Company proposes (a) to issue and sell $45,000,000 principal amount of new First Mortgage Bonds, ---% Series due 1976, and $9,000,000 principal amount of Sinking Fund Debentures, ---%, due 1966, and publicly to invite sealed, written proposals for their purchase in accordance with the provisions of Rule U-50; and (b) to use the proceeds from the issuance and sale of the aforesaid Bonds of the 1976 Series and Debentures, together with other cash, to redeem its presently outstanding First Mortgage and Collateral Trust Bonds, 4% Series due 1973, in the principal amount of $43,400,000, 30-year 5½% Sinking Fund Debentures in the principal amount of $5,842,500, and 2¾% Serial Notes in the principal amount of $3,500,000, at their redemption prices plus accrued interest.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said matters and that said application and declaration shall not be granted except pursuant to further order of this Commission;

It is ordered, That a hearing on said matters under the applicable provisions of said act and rules of the Commission thereunder be held on March 21, 1946, at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which the hearing will be held.

It is further ordered, That any person desiring to be heard or otherwise to participate in the proceedings, shall file with the Secretary of the Commission on or before March 19, 1946, his application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's Rules of Practice.

It is further ordered, That the Secretary of this Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to the Illinois Power Company and to the Illinois Commerce Commission by registered mail; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER;

It is further ordered, That without limiting the scope of the issues presented by said application and declaration, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed issuance and sale by Illinois Power Company of $45,000,000 principal amount of new First Mortgage Bonds, ---% Series due 1976, and $9,000,000 principal amount of Sinking Fund Debentures, ---%, due 1966, are solely for the purpose of financing the business of the issuer and have been expressly authorized by the Illinois Commerce Commission;

(2) Whether the accounting treatment accorded the loss sustained by Illinois Power Company in the disposition of its investments in Illinois Terminal Railroad Company, including the charge to the account, "Paid-In Surplus Reserved for Dividend Arrears Certificates," is in accordance with sound accounting principles and in conformity with the requirements of the act, prior orders of this Commission and the provisions of the Dividend Arrears Certificates.

(3) Whether the fees, commissions, or other remuneration to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount;

(4) Whether the proposed transactions comply with the applicable provisions of the act and the rules and regulations promulgated thereunder;

(5) What terms or conditions, if any, with respect to the proposed transactions should be prescribed in the public interest or for the protection of investors or consumers.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3898; Filed, Mar. 11, 1946; 9:59 a. m.]

[File No. 812-412]

AMERICAN FOUNDRY EQUIPMENT CO. ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 8th day of March A. D., 1946.

In the matter of American Foundry Equipment Company, Commercial Controls Corporation, First York Corporation and Utility Equities Corporation; File No. 812-412.

An application has been filed by American Foundry Equipment Company and Commercial Controls Corporation pursuant to section 17 (b) of the Investment Company Act of 1940 for an order granting an exemption from section 17 (a) so as to permit the applicants to enter into certain contracts, under which Electromode Corporation (at present a wholly owned subsidiary of Commercial Controls Company) will manufacture and sell "Electromode" heaters under certain patents and trademarks owned by Electromode Company, Inc. (a wholly owned subsidiary of American Foundry Equipment Company). Under such contracts, Electromode Corporation also will purchase from Electromode Company, Inc. all of the inventory and equipment used by Electromode Company, Inc. exclusively in the manufacture of "Electromode" heaters at the net depreciated book value thereof, and Electromode Company, Inc. will purchase 40% of the capital stock of Electromode Corporation. American Foundry Equipment Company is an affiliated person of First York Corporation and Utility Equities Corporation, both of which are registered investment companies which are affiliated persons of each other. Commercial Controls Corporation is an affiliated person of First York Corporation.

It is ordered, Pursuant to section 40 (a) of said act that a hearing on the aforesaid application be held on March 20, 1946 at 10:00 a. m., eastern standard time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locut Streets, Philadelphia 3, Pennsylvania.

It is further ordered, That Allen MacCullen, Esquire, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's Rules of Practice.

Notice of such hearing is hereby given to American Foundry Equipment Company, Commercial Controls Corporation, First York Corporation and Utility Equities Corporation and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3894; Filed, Mar. 11, 1946; 10:00 a. m.]

[File Nos. 54-116, 54-66, 59-61]

SCRANTON-SPRING BROOK WATER SERVICE CO. ET AL.

ORDER APPROVING PLAN, GRANTING APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 7th day of March, A. D. 1946.

In the matters of Scranton-Spring Brook Water Service Company, Pennsylvania Water Service Company, Federal Water and Gas Corporation, File No. 54-116; Federal Water and Gas Corporation and subsidiary companies, File No. 54-66; Federal Water and Gas Corporation and subsidiary companies, Respondents, File No. 59-61.

Federal Water and Gas Corporation ("Federal"), a registered holding company, Pennsylvania Water Service Company ("Pennsylvania"), a subsidiary of Federal, and Scranton-Spring Brook Water Service Company ("Scranton"), a subsidiary of Pennsylvania and of Federal, having filed an application and amendments thereto for the approval of a plan, as amended, for the recapitalization of Scranton and the liquidation and dissolution of Pennsylvania pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 ("amended plan") and applications and declarations pursuant to applicable sections of the Act for approval of related transactions;

Said amended plan and the applications and declarations with respect thereto providing, among other things, for the following:

1. Scranton will issue 1,000,000 shares of new no par value common stock, with a stated value of $10,000,000, on the following basis:

(a) Each share of the 39,539 shares of Scranton's $6 preferred stock held by the public, and each of 779 shares of the 979 shares held by Pennsylvania, will be converted into 13½ shares of the new common stock of Scranton, and Scranton will issue 544,293 shares of its new common stock to effectuate this conversion;

(b) Each share of the 12,075 shares of Scranton's $5 preferred stock will be converted into 11.995695 shares of new common stock; a cash adjustment will be made by Scranton in lieu of issuing fractional shares, based upon an assumed equivalent of $13.685 per share; and Scranton will issue 144,845 shares of its new common stock and pay $41.29 cash to effectuate this conversion;

(c) Pennsylvania will be liquidated and dissolved. Each share of the 779 shares of Pennsylvania's $6 preferred stock held by the public will be exchanged directly or indirectly for 13½ shares of Scranton's new common stock. Federal will surrender to Pennsylvania 200 shares of Pennsylvania's $6 preferred stock and all of its common stock, and cancel the debt due from Pennsylvania in the amount of $91,500, and will receive in consideration therefor 200 shares of Scranton's $6 preferred stock and all of Scranton's presently outstanding common stock. Federal will then hold 16,233 shares of Scranton's $6 preferred stock, all of Scranton's presently outstanding common stock and indebtedness of Scranton in the principal amount of $1,446,502.47. All these holdings will be converted into 310,862 shares of new common stock of Scranton;

2. Scranton will issue and sell pursuant to the competitive bidding requirements of Rule U-50 $23,500,000 principal amount of 30-Year First Mortgage Bonds and $10,000,000 par value of Cumulative Preferred Stock, represented by 100,000 shares of the par value of $100 per share, provided that the proposed annual interest charges and preferred dividend requirements on the new securities, adjusted for premiums, if any, received, shall not aggregate more than $1,130,000 (equivalent to annual interest and preferred dividend rates of 3% and 4¼%, respectively); coincident with the issue and sale of said bonds and preferred stock, Scranton will also issue to a bank a two-year 2% note in the principal amount of $1,000,000;

3. If the new securities described in paragraph 2 above are issued and sold, Scranton will use the proceeds thereof, and, to the extent necessary, treasury funds, to retire its presently outstanding mortgage bonds at their respective redemption prices;

4. If the new securities described in paragraph 2 above are issued, Federal will send a notice addressed to all holders of the $6 and $5 Preferred Stock of Scranton and to the holders of the $6 Preferred Stock of Pennsylvania, designating a 15-day period within which they may, if they so desire, sell the new common stock, to be acquired by them, to Federal at $13.685 per share. Federal will purchase all shares so tendered at $13.685 per share within such designated period;

5. The 689,138 shares of new common stock proposed to be allocated to the publicly-held $6 and $5 preferred stocks will, in any event, be distributed to such stockholders upon the surrender of their preferred stock certificates. If the purchase offer described in paragraph 4 above is not made, Federal will not receive the 310,862 shares of new common stock proposed to be allocated to it pending a final determination of the Commission and, if necessary, the United States District Court, as to whether this allocation to Federal is proper or should be modified, and if so the extent of such modification;

6. If the purchase offer described in paragraph 4 above is made, Federal will borrow from two banks a sum not in excess of $6,700,000 upon notes bearing interest at the rate of 2¼%, to mature in one year, with the right of extension for an additional year, and to be secured by the shares of new common stock of Scranton to be acquired by Federal pursuant to the amended plan. Federal proposes to sell such shares of the new common stock of Scranton as may be necessary to provide funds with which to repay the bank loan herein provided, and Federal proposes to sell, or distribute to its stockholders, any remainder of such new common stock of Scranton which Federal may then own; and

7. Scranton will pay such fees and reimburse such expenses incurred or to be incurred in connection with the amended plan, the transactions incident thereto, and the consummation thereof, as are approved, allocated or awarded by order or orders of the Commission.

The applicants having requested that the Commission enter an order finding that the transactions proposed in said amended plan are necessary or appropriate to effectuate the provisions of section 11 (b) of the act, and that said order conform to the requirements specified in sections 371, 372, 373 and 1808 of the Internal Revenue Code, as amended; and

The applicants having requested the Commission upon its approval of said amended plan to apply to an appropriate District Court of the United States for an order approving and enforcing said amended plan; and

The proceedings instituted in respect of the said amended plan (File No. 54-116) having been consolidated with pending proceedings under section 11 and other sections of the act involving Federal and its subsidiary companies (File Nos. 54-66 and 59-61); public hearings having been held, after appropriate public notice, in respect of such consolidated proceedings; the Commission having considered the record and having this day issued its findings and opinion herein; on the basis of said findings and opinion,

It is ordered, pursuant to section 11 (c) and other applicable sections of the act that said amended plan be, and it hereby is, approved, that said applications be, and the same hereby are, granted and that said declarations be, and the same hereby are, permitted to become effective, subject, however, to the conditions specified in Rule U-24 and the following additional terms and conditions:

(1) That the order entered herein shall not be operative to authorize the consummation of the transactions proposed in the amended plan until an appropriate United States District Court shall, upon application thereto, enter an order enforcing said amended plan;

(2) That jurisdiction is generally reserved to the Commission to entertain such further proceedings, and to make such supplemental findings and to take such further action as it may deem appropriate in connection with the amended plan, the transactions incident thereto and the consummation thereof; and that jurisdiction is specifically reserved to determining the following matters:

(a) If Federal does not consummate its offer to purchase at $13.685 per share from the public holders of Scranton's $6 and $5 preferred stocks and Pennsylvania's $6 preferred stock the new common stock of Scranton allocated to such public preferred stockholders under the amended plan, the fairness under section 11 (e) to the persons affected of the proposed allocation to Federal of 310,862 shares of Scranton's new common stock, and whether and the extent to which, said allocation to Federal of Scranton's new common stock should be modified;

(b) The reasonableness of the prices to be paid for Scranton's new bonds and preferred stock, the underwriting spreads, and the fees and expenses in connection therewith;

(c) The appropriateness of any communications which Federal proposes to mail to the public preferred stockholders of Scranton and Pennsylvania containing the purchase offer hereinabove described;

(d) The reasonableness, and appropriate allocation, of all fees, expenses and other remuneration incurred and to be incurred by Scranton, Pennsylvania and Federal in connection with the amended plan and the transactions incident thereto;

(e) The appropriateness of the terms of Federal's proposed sale, or distribution to its stockholders, or both, of the new common stock of Scranton which Federal proposes to acquire under the terms of the amended plan;

It is further ordered, That jurisdiction be, and it hereby is, released in respect of the proposed accounting entries of Scranton.

It is further ordered, pursuant to Rule U-100 (a) that the application of Scranton and Pennsylvania for an exemption from the provisions of Rule U-62 (c) be, and it hereby is, granted.

It is further ordered, That the findings and opinion of the Commission herein be, and it hereby is, adopted as the report of the Commission pursuant to section 11 (g) of the act.

It is further ordered and recited, That the issues, transfers, exchanges, and purchases of securities, the cash payments and the transactions specified and itemized below, all as provided in the amended plan, are necessary or appropriate to the integration and simplification of the holding company system of which Scranton-Spring Brook Water Service Company, Pennsylvania Water Service Company and Federal Water and Gas Corporation are members, and are necessary and appropriate to the effectuation of the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

(a) The distribution by Pennsylvania Water Service Company in liquidation of 100,000 shares of common capitol stock of Scranton-Spring Brook Water Service Company and 200 shares of $6 cumulative preferred stock of Scranton-Spring Brook Water Service Company to Federal Water and Gas Corporation upon the surrender by Federal Water and Gas Corporation of 123,000 shares of common stock of Pennsylvania Water Service Company and the cancellation of the debt of $91,500 recorded on the books of Pennsylvania Water Service Company as due to Federal Water and Gas Corporation;

(b) The surrender by Federal Water and Gas Corporation to Scranton-Spring Brook Water Service Company of (1) 16,233 shares of Scranton-Spring Book Water Service Company's $6 cumulative preferred stock, (2) all of Scranton-Spring Brook Water Service Company's presently outstanding shares of common stock, consisting of 100,000 shares, and (3) the special indebtedness of Scranton-Spring Brook Water Service Company in the amount of $1,446,502.47 to Federal Water and Gas Corporation, all in exchange for 310,862 shares of new common stock or such lesser number of shares as may subsequently in accordance with the amended plan be determined to be fair and equitable by the Securities and Exchange Commission;

(c) The recapitalization of Scranton-Spring Brook Water Service Company and the exchange by security holders of shares of $6 and $5 cumulative preferred stock of Scranton-Spring Brook Water Service Company and $6 cumulative preferred stock of Pennsylvania Water Service Company in exchange for shares of no par value common stock of Scranton-Spring Brook Water Service Company; and, more specifically, the issuance by Scranton-Spring Brook Water Service Company of 689,138 shares of no par value common stock to the public holders of the $6 and $5 cumulative preferred stocks of Scranton-Spring Brook Water Service Company and $6 cumulative preferred stock of Pennsylvania Water Service Company in exchange for said preferred stocks, on the basis of 13½ shares of said common stock for each share of said $6 preferred stocks and 11.995695 shares of said common stock for each share of said $5 preferred stock, and also the issuance by Scranton-Spring Brook Water Service Company to Federal Water and Gas Corporation of shares of said common stock described in paragraph (b) above;

(d) The purchase by Federal Water and Gas Corporation of shares of the no par value common stock of Scranton-Spring Brook Water Service Company pursuant to the offer of Federal Water and Gas Corporation to the public holders of the $6 and $5 cumulative preferred stocks of Scranton-Spring Brook Water Service Company and $6 cumulative preferred stock of Pennsylvania Water Service Company, if made pursuant to the provisions of the amended plan, to purchase at $13.685 per share the no par value common stock to be issued to said preferred stockholders under the terms of the amended plan.

It further appearing that the record has not been completed with respect to certain further recitals and findings requested by the applicants, pursuant to the provisions of sections 371, 372, 373 and 1808 of the Internal Revenue Code, as amended, in connection with the proposed transactions.

It is further ordered, That jurisdiction is reserved to make further appropriate recitals and findings in conformity with the provisions of sections 371, 372, 373 and 1808 of the Internal Revenue Code, as amended.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3895; Filed, Mar. 11, 1946; 10:00 a. m.]

[File No. 30-71]

AMERICAN UTILITIES SERVICE CORP.

NOTICE OF FILING APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 8th day of March 1946.

Notice is hereby given that an application, and amendment thereto, have been filed with this Commission, pursuant to section 5 (d) of the Public Utility Holding Company Act of 1935, by American Utilities Service Corporation ("American"), a registered holding company, for an order under said Act finding that American has ceased to be a holding company.

Notice is further given that any interested person may request the Commission in writing, not later than the 25th day of March 1946 at 5:30 p. m., e. s. t., that a hearing be held on such matter stating the reason for such request and the nature of his interest or require that he be notified if the Commission should order a hearing thereon; at any time thereafter such application, as amended, may be granted. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application, and amendment thereto, which are on file in the office of this Commission, for a complete statement of the requested finding and order, which may be summarized as follows:

American represents that it has disposed of the possession, ownership and control of all of the voting securities of public utility companies formerly held by it and that it does not now, directly or indirectly, own, control or hold with power to vote or otherwise, any of the outstanding voting securities of a public utility company or of a company which is a holding company within the meaning of the provisions of the act.

The Commission, by order of March 13, 1945, reserved jurisdiction to approve, disapprove, modify, allocate or award all fees and expenses incurred or to be incurred in connection with the amended plan of recapitalization of American (American Utilities Service Corporation, — S. E. C. —, Holding Company Act Release No. 5662). American filed an application with this Commission for waiver of jurisdiction with respect to the fees and expenses incurred in connection with its amended plan of recapitalization which application is pending before the Commission. American agrees, in the instant filing, that it will not pay any fees and expenses incurred in connection with its amended plan of recapitalization other than such fees and expenses as may be allowed by the Commission.

American requests the entry of an order by the Commission, pursuant to the provisions of section 5 (d) of the act, finding and declaring that American has ceased to be a holding company, and, subject to the condition that the entry of such an order shall not constitute a waiver of jurisdiction by the Commission with respect to the approval of the payment of fees and expenses incurred in connection with the amended plan of recapitalization of American, declaring the registration of American as a holding company to cease to be in effect.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3896; Filed, Mar. 11, 1946; 10:00 a. m.]

[File No. 70-1228]

AMERICAN STATES UTILITIES CORP.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 7th day of March A. D. 1946.

American States Utilities Corporation, a registered holding company, having filed a declaration pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, relating to the proposed acquisition of such number of shares of its own preferred stock, $25 par value, as may be purchased in the open market, with the funds now set aside in a sinking fund for that purpose, in the amount of $16,538.56; and

Said declaration having been filed on the 31st day of January 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to the Act, and the Commission not having received a request for a hearing with respect said declaration within the period specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed transactions are not in contravention of the act or any rules or regulations promulgated thereunder, that the proposed transactions satisfy the requirements of section 12 (c) of the act and the Rules thereunder insofar as they are applicable, and that it is appropriate in the public interest and in the interests of investors and consumers that said declaration be permitted to become effective;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act, and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3897; Filed, Mar. 11, 1946; 10:00 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

KORN, FREMONT, NEBR.[1]

PUBLIC NOTICE CONCERNING PROPOSED ASSIGNMENT OF LICENSE

The Commission hereby gives notice that on January 14, 1946, there was filed with it an application (B4–AL–519) for its consent under section 310 (b) of the Communications Act (47 U. S. C. A. 310) to the proposed assignment of license of standard broadcast station KORN, Fremont, Washington, from the Nebraska Broadcasting Corporation to the Inland Broadcasting Company, 2027 Dodge Street, Omaha, Nebraska. The proposal to assign said license is based upon an agreement of November 5, 1945, between the licensee, Nebraska Broadcasting Corporation and Inland Broadcasting Company, pursuant to which the former would sell to the latter all the equipment, property and facilities of KORN for a total purchase price of $20,000, $4,000 of which is to be paid in cash upon signing the agreement; $4,000 by issuance of 40 shares of the common capital stock of purchaser, and the remaining $12,000 by issuance of 120 shares of 4% cumulative preferred capital stock of purchaser.

The agreement specifically provides that it is contingent upon approval by the Commission of application for removal of the station to Lincoln, Nebraska, and the installation in Lincoln, Nebraska, of a station operating on 1400 kc. with 250 watts power, and approval of an application for installation of a station at Fremont, Nebraska, to operate with a power of 100 watts on 1340 kc. The agreement is further contingent upon Commission approval of the arrangements set out in the application, further details as to which may be obtained from an inspection of the papers on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider proposed new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and the Commission of the filing of such applications and pertinent detail in cases where a controlling interest is involved. Thereafter on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon and final adoption, such applications would be deferred unless applicants desired to follow the procedure proposed in the WLW decision, and supplement their applications so as to come within the framework of the announced procedure including the provision for public notice. Pursuant thereto the Commission was advised on February 25, 1946, that notice would be inserted in the "Fremont Tribune" a newspaper of general circulation in Fremont, Nebraska, once a week for three weeks beginning February 26, 1946, of the proposed assignment of the license and acquisition by assignee of the properties of KORN.

In accordance with the procedure proposed in the WLW decision and that announced in the Commission's release no action will be had upon the KORN application for a period of 60 days from February 26, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contracts.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3800; Filed, Mar. 8, 1946; 12:09 p. m.]

[Docket No. 6040]

MID-AMERICA BROADCASTING CORP.

NOTICE OF HEARING

In re application of Mid-America Broadcasting Corporation (New), date filed, February 15, 1940, for construction permit; class of service, broadcast; class of station, broadcast; location, Louisville, Kentucky; operating assignment specified: Frequency, 1030 kc; power, 1 kw N[1] 5 kw day[1]; hours of operation, unlimited; Docket No. 6040, File No. B2–P–2760.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Kentucky Broadcasting Corporation (WINN), Louisville, Kentucky (File No. B2–P–4169), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Mid-America Broadcasting Corporation, 234 Starks Building, Louisville, Kentucky.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3820; Filed, Mar. 8, 1946; 12:12 p. m.]

[Docket No. 6699]

MOLINE BROADCASTING CO.

NOTICE OF HEARING

In re application of Bruff W. Olin, Jr., G. Decker French and Howard P. Eckerman, a partnership, d/b as Moline Broadcasting Company (New), date filed August 18, 1944, for construction permit; class of service, broadcast; class of station, broadcast; location, Moline, Illinois; operating assignment specified: frequency, 1230 kc; power, 250 w night and day; hours of operation, unlimited; Docket No. 6699, File No. B4–P–3678.

You are hereby notified that the Commission has re-examined the application in the above-entitled case and has designated the matter for hearing on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership, and of its members, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine the qualifications of the personnel to be employed in the operation of the proposed station.

5. To determine whether the operation of the proposed station would involve objectionable interference with Station WJBC, Bloomington, Illinois, Station KFJB, Marshalltown, Iowa, Station WCLO, Janesville, Wisconsin, and/or any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules, and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine whether the erection of the antenna system proposed herein would be consistent with existing Civil Aeronautics Administration requirements and whether such antenna would create an undue aeronautical hazard.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141, and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Bruff W. Olin, Jr., G. Decker French and Howard P. Eckerman, a partnership d/b as Moline Broadcasting Company, c/o Bruff W. Olin, Jr., 23 Arnold Road, Poughkeepsie, New York.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3827; Filed, Mar. 8, 1946; 12:13 p. m.]

[Docket No. 6737]

SOUTHERN CALIFORNIA BROADCASTING CO. (KWKW)

NOTICE OF HEARING

In re application of Marshall S. Neal, Paul Buhlig, E. G. Foley and Edwin Earl, d/b as Southern California Broadcasting Company (KWKW), date filed, September 29, 1944, for construction permit to change frequency, increase power and install new transmitter and antenna, and move transmitter; class of service, broadcast; class of station, broadcast; location, Pasadena, California; operating assignment specified: frequency, 830 kc; power, 5 kw day; hours of operation, daytime; Docket No. 6737; File No. B5–P–3710.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of David H. Cannon, Reed E. Callister, and Carroll R. Hauser, d/b as Orange County Broadcasting Company, Santa Ana, California (File No. B5–P–4242), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the partnership and the partners to construct and operate Station KWKW, as proposed herein.

2. To determine the areas and populations which may be expected to gain primary service from the proposed operation of Station KWKW, and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station KWKW would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the area and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station KWKW would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the proposed installation and operation of Station KWKW would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Southern California Broadcasting Company, Radio Station KWKW, 425 East Green Street, Pasadena 1, California.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3826; Filed, Mar. 8, 1946; 12:13 p. m.]

[Docket No. 6726]

PRESS WIRELESS, INC., AND WESTERN UNION TELEGRAPH CO.

ORDER ENLARGING SCOPE OF INVESTIGATION

In the matter of increased charges for deferred press telegraph communications between New York, N. Y. and France and Germany.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of February, 1946;

The Commission, having under consideration its order of October 24, 1945, herein; and having also under consideration the non-uniformity in differentials in charges for press messages handled in whole or in part over the facilities of Press Wireless, Inc., as between messages delivered at the offices of Press Wireless, Inc., and those delivered at other places in the cities where Press Wireless, Inc., has offices, such differentials varying depending upon the particular country where the message originates;

It appearing, that these differentials may be unjust and unreasonable, and unjustly and unreasonably discriminatory, contrary to the provisions of the Communications Act of 1934, as amended;

It is ordered, That the order of October 24, 1945, herein, be and it is hereby, amended to provide that, in addition to the investigation thereby provided for, an investigation be, and the same is hereby, instituted into the lawfulness of the rates, charges, classifications, regulations, and practices of Press Wireless, Inc. and The Western Union Telegraph Company for and in connection with the pick-up and delivery of messages between the United States and any point outside the United States when such messages are transmitted in whole or in part over the facilities of Press Wireless, Inc.;

It is further ordered, That the hearing herein now scheduled for March 1, 1946, be, and it is hereby, continued to March 19, 1946, at the same time and place as heretofore fixed.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3798; Filed, Mar. 8, 1946; 12:09 p. m.]

[Docket No. 6804]

SHENANDOAH VALLEY BROADCASTING CORP. (WSVA)

ORDER REDESIGNATING APPLICATION FOR CONSOLIDATED HEARING

In re application of Shenandoah Valley Broadcasting Corporation (WSVA), Harrisonburg, Virginia, for construction permit; File No. B2–P–3753.

At a session of the Federal Communications Commission held at its offices at Washington, D. C., February 13, 1946;

The Commission having under consideration the petition of the Shenandoah Valley Broadcasting Corporation (WSVA) requesting leave to amend its application for a construction permit (File No. B2–P–3753; Docket No. 6804) to specify 970 kilocycles in lieu of 550 kilocycles and requesting that its appli-

[1] Section 1.364, Part I, Rules of Practice and Procedure.

[1] DA—night and day.

cation as amended be removed from the hearing now scheduled for February 25 through March 8, 1946, involving applications for the use of 550 kilocycles, and be redesignated for hearing in the consolidated proceedings with the applications of WICA, Inc., Ashtabula, Ohio (File No. B2–P–3081; Docket No. 6120), WWSW, Inc., Pittsburgh, Pennsylvania (File No. B2–P–3055; Docket No. 6121), and WEBR, Inc., Buffalo, New York (File No. B1–P–3926; Docket No. 7166) scheduled for hearing March 4, 1946;

It is ordered, That the petition be, and it is hereby granted;

It is further ordered, That the Bills of Particulars heretofore issued in re Dockets No. 6661, 6802, 6805, 6806, 6807, 6808, 6809, 7329 and 7330, and File No. B3–P–4474 are hereby amended to delete the application of the Shenandoah Valley Broadcasting Corporation (WSVA) (Docket No. 6804), and

It is further ordered, That the Bills of Particulars heretofore issued in re WICA, Inc. (Docket No. 6120), WWSW, Inc. (Docket No. 6121) and WEBR, Inc. (Docket No. 7166) are hereby amended to include the application of the Shenandoah Valley Broadcasting Corporation (WSVA) (File No. B2–P–3753; Docket No. 6804).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3789; Filed, Mar. 8, 1946; 12:08 p. m.]

[Docket No. 6804]

SHENANDOAH VALLEY BROADCASTING CORP. (WSVA)

NOTICE OF HEARING

In re application of Shenandoah Valley Broadcasting Corporation (WSVA); date filed, October 31, 1944; docket No. 6804; file No. B2–P–3753; for construction permit for change in hours of operation, installation of DA night use, and change in transmitter location; class of service, broadcast; class of station, broadcast; location, Harrisonburg, Va.; operating assignment specified; frequency, 970 kc.; power, 5 kw. night,[1] 5 kw. day; hours of operation, unlimited.

You are hereby notified that the Commission has re-examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of WICA, Inc., Ashtubula, Ohio (File No. B2–P–3081, Docket No. 6120); WWSW, Inc., Pittsburgh, Penna. (File No. B2–P–3055, Docket No. 6121); and WEBR, Inc., Buffalo, New York (File No. B1–P–3926, Docket No. 7166), on the following issues:

1. To determine the technical, financial and other qualifications of the applicant corporation and of its officers, directors and stockholders to construct and operate Station WSVA as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station WSVA and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station WSVA would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station WSVA would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the proposed operation of Station WSVA would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in Dockets No. 6120, 6121, and 7166 are hereby amended to include the application of Shenandoah Valley Broadcasting Company (WSVA), Harrisonburg, Va. (File No. B2–P–3752, Docket No. 6804).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Shenandoah Valley Broadcasting Corporation, Radio Station WSVA, Newman Building, Harrisonburg, Virginia.

Dated at Washington, D. C., February 26, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3803; Filed, Mar. 8, 1946; 12:10 p. m.]

[Docket Nos. 6855, 6858, 6857, 7360, 7403]

MITCHELL G. MEYERS ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Mitchell G. Meyers, Ruben E. Aronheim, & Milton H. Meyers, Waterbury, Connecticut; Docket No. 6855; File No. B1–P–4083; Norwich Broadcasting Company, a partnership composed of H. Ross Perkins & J. Eric Williams, Norwich, Connecticut; Docket No. 6858; File No. B1–P–3870; Associated Electronic Enterprises, Woonsocket, Rhode Island; Docket No. 6857; File No. B1–P–4111; New England Broadcasting Co., Worcester, Massachusetts; Docket No. 7360; File No. B1–P–4196; Joseph M. Viana, Woonsocket, Rhode Island; Docket No. 7403; File No. B1–P–4493; for construction permits.

The Commission having under consideration the above-listed application of Joseph M. Viana for a construction permit for a new standard broadcast station at Woonsocket, Rhode Island, using 1240 kc., 250 w., U.;

It is ordered, This 20th day of February, 1946, that said application of Joseph M. Viana be and it is hereby designated for hearing in a consolidated proceeding with the above-listed applications in Docket Nos. 6855, 6858, 6857, and 7360, said hearing scheduled for February 27, 1946, at Waterbury, Connecticut, February 28 at Norwich, Connecticut, March 1 at Woonsocket, Rhode Island, and March 2 at Worcester, Massachusetts, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which if any of the applications in this consolidated proceeding should be granted.

It is further ordered, That the testimony of said application of Joseph M. Viana shall be heard at further proceedings to be held in Washington, D. C., at a date to be later designated;

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be and they are hereby amended to include the application of Joseph M. Viana (File No. B1–P–4493; Docket No. 7403), Woonsocket, Rhode Island.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3791; Filed, Mar. 8, 1946; 12:08 p. m.]

[Docket No. 6969]

VIRGINIA BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re Application of Virginia Broadcasting Corporation, Roanoke, Virginia; for construction permit; File No. B2–P–3964.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 13th day of February 1946;

The Commission having under consideration a petition filed February 8, 1946, by Virginia Broadcasting Corporation, Roanoke, Virginia, for leave to amend its above-entitled application for construction permit (File No. B2–P–3964), so as to request the frequency 610 kc instead of the frequency 620 kc, as presently specified, and change certain paragraphs of its said application as follows: Paragraph 18 (d) (2), Page 19: delete "$28,716.70" and add "$31,716.70"; Paragraph 12 (d) (8), Page 19: delete "$55,545.38" and add "$58,545.38"; Paragraph 16 (a), Page 27: delete "620 kc" and add "610 kc"; and Paragraph 21 (a), Page 31: delete present answer and add "see amended engineering data filed February 11, 1946"; remove said application, as amended, from the hearing docket; and redesignate the same for hearing to be consolidated with the applications of Roanoke Broadcasting Company (WSLS), Roanoke, Virginia (File No. B2–P–4095; Docket No. 6869), Penn Thomas Watson (WGTM), Wilson, North Carolina (File No. B3–P–3848; Docket No. 6866), Eastern Carolina Broadcasting Company (WGBR), Goldsboro, North Carolina (File No. B3–P–3914; Docket No. 6867), Jonas Weiland (WFTC), Kingston, North Carolina (File No. B3–P–3827; Docket No. 6868), and Lynchburg Broadcasting Corporation (WLVA), Lynchburg, Virginia (File No. B1–P–4096; Docket No. 6870);

It is ordered, (1) That the said petition of Virginia Broadcasting Corporation, Roanoke, Virginia, be, and it is hereby, granted; (2) the application of Virginia Broadcasting Corporation, Roanoke, Virginia, for construction permit (File No. B2–P–3964; Docket No. 6969) be, and it is hereby amended, in the respects hereinabove set forth, as more particularly appears from the amendment filed simultaneously herewith; (3) the said application of Virginia Broadcasting Corporation, as amended, be, and it is hereby removed from hearing docket 6969, and redesignated for hearing upon the following issues, and to be consolidated with the applications of Roanoke Broadcasting Corporation (WSLS), Roanoke, Virginia (File No. B2–P–4095; Docket No. 6869), Penn Thomas Watson (WGTM), Wilson, North Carolina (File No. B3–P–3848; Docket No. 6866), Eastern Carolina Broadcasting Company (WGBR), Goldsboro, North Carolina (File No. B3–P–3914; Docket No. 6867), Jonas Weiland (WFTC), Kingston, North Carolina (File No. B3–P–3827; Docket No. 6868), and Lynchburg Broadcasting Corporation (WLVA), Lynchburg, Virginia (File No. B1–P–4096; Docket No. 6870), now scheduled for consolidated hearing on February 25, 1946:

1. To determine the technical, financial and other qualifications of the applicant to construct and operate a station as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of applicant's station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the proposed operation of applicant's station would involve objectionable interference with any existing broadcast station, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine the extent of any interference which would result from the simultaneous operation of applicant's proposed station with Penn Thomas Watson (File No. B3–P–3848; Docket No. 6866), with Station WGBR at Goldsboro, N. C., as proposed in the application of Eastern Carolina Broadcasting Co. (File No. B3–P–3914, Docket No. 6837), with Station WFTC at Kinston, N. C., as proposed in the application of Jonas Weiland (File No. B3–P–3827; Docket No. 6868), and with Station WSLS at Roanoke, Virginia, as proposed in the application of Roanoke Broadcasting Corporation (File No. B2–P–4095; Docket No. 6869), the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the proposed operation of applicant's station would involve objectionable interference with services proposed in any other pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the operation of applicant's proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine whether the erection of the antenna system proposed herein would be consistent with the Civil Aeronautics Administration requirements.

9. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3790; Filed, Mar. 8, 1946; 12:08 p. m.]

[Docket Nos. 7094, 7412]

MACKAY RADIO AND TELEGRAPH CO., INC., ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In the matter of radiotelegraph circuits between the United States and British Commonwealth and certain other foreign points; Docket No. 7094; In the matter of applications of Mackay Radio and Telegraph Company, Inc., R. C. A. Communications, Inc., Tropical Radio Telegraph Company, United States-Liberia Radio Corporation, Press Wireless, Inc., for modification of license for authority to communicate with British Commonwealth and certain other foreign points, Docket No. 7412.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 27th day of February, 1946;

The Commission, having under consideration its order of December 29, 1945 in Docket No. 7094, and applications filed by Mackay Radio and Telegraph Company, Inc., R. C. A. Communications, Inc., Tropical Radio Telegraph Company and United States-Liberia Radio Corporation for modification of their respective licenses for point-to-point radiotelegraph stations in the fixed public service, and the application of Press Wireless, Inc., for modification of license to its point-to-point radiotelegraph station in the fixed public press service, to include authority to communicate with various British Commonwealth and certain other foreign points as follows:

Name of Applicant, Station Location, and Foreign Points of Communication
Mackay Radio & Telegraph Co., Inc.; Brentwood, N. Y.; Bombay, India and any point from which an authorized agency operates in Ceylon, Greece, Jamaica, Malaya, Palestine, Saudi Arabia, South Africa.
Mackay Radio & Telegraph Co., Inc.; Palo Alto, Calif.; any point from which an authorized agency operates in Ceylon, Hong Kong, Malaya.
R. C. A. Communications, Inc.; Rocky Point, N. Y., New Brunswick, N. J.; Bombay, India; Athens, Greece; Kingston, Jamaica; Haifa, Palestine; Mecca, Saudi Arabia; Capetown, South Africa.
R. C. A. Communications, Inc.; Bolinas, Calif.; Colombo, Ceylon; Hong Kong; Singapore, Malaya.
Tropical Radio Telegraph Co.; Miami, Fla.; Kingston, Jamaica.
United States-Liberia Radio Corp.; Akron, Ohio; Capetown, South Africa.
Press Wireless, Inc.; near Los Angeles, Calif.; Sydney and Melbourne, Australia.

It appearing, that the Commission, upon examination of the above described applications, is unable to determine that public interest, convenience or necessity would be served by the granting thereof;

It is ordered, That the foregoing applications be, and they are hereby, designated for hearing for the following reasons:

1. To determine whether public interest, convenience or necessity would be better served by authorizing one, or more than one applicant, to communicate with each of the foreign countries above specified, in the light of all pertinent factors relating to such determination, including, but not limited to the following:

a. The volume of telegraph traffic between the United States and each foreign country specified above;

b. The promotion of the most efficient and economical use of frequencies, equipment and personnel in furnishing radiotelegraph service with each of the foreign countries specified above.

c. The ability of any single applicant to furnish rapid and efficient service to and from each of the foreign countries specified above.

d. The maintenance of competition, insofar as is consistent with the public interest, in foreign telegraph communications service.

e. The promotion of equitable arrangements for the division of tolls between United States carriers and their foreign correspondents.

f. The attitude of the administration or agency operating the foreign terminal of each circuit proposed in the above applications with respect to operating with one, or more than one, United States telegraph carrier.

2. To determine the comparative qualifications of the respective applicants to establish and operate, in the public interest, convenience and necessity, the circuits proposed in the above applications, in the light of all the pertinent factors relating to such determination, including, but not limited to the following:

a. The nature of service proposed to be rendered by each applicant over the proposed circuits, including the classes of traffic to be offered, the charges to be made for each such class, and the division of such charges.

b. The equipment, frequencies and personnel to be used by each applicant for operating the proposed circuits and the comparative efficiency of such use by each applicant.

c. The speed, capacity, transmission qualities and scheduled hours of operation of the circuits proposed by each applicant in the above applications.

d. The steps to be taken by each applicant to adapt its present system to provide for operation of the circuit or circuits for which application is made, and whether the system of any one of the applicants is more readily adaptable to the proposed operation than the system of the other applicants.

e. The nature of all existing or proposed contracts, agreements or understandings between each of the applicants, on the one hand, and any foreign administration or any other carrier for the operation of each of the circuits for which application is made.

f. The preservation of competition between cable and radio communication services.

g. The routing practices to be followed, as between Mackay Radio and Telegraph Company, Inc. and any of its cable affiliates, for the handling of traffic to each of the foreign countries above specified, and the effect of these routing practices on the revenue and traffic of such cable affiliates.

h. The plans formulated by each applicant for future improvement in operations and economies in cost to the public for service over each of the circuits proposed in the above applications;

3. To determine whether public interest, convenience or necessity would be served by the establishment of specialized press circuits to Melbourne and Sydney, Australia, in addition to facilities for handling general classes of telegraph services;

4. To determine, with respect to the applications for authority to communicate with Jamaica, whether location of the United States terminal at Miami, Florida, would provide more efficient or less efficient service than location of such terminal in the vicinity of New York, N. Y.

5. To determine, with respect to the applications for authority to communicate with South Africa, whether location of the United States terminal at Akron, Ohio, would provide more efficient or less efficient service than location of such terminal in the vicinity of New York, N. Y.

6. To determine, in the light of any other pertinent factors, what action should be taken on the above applications to promote the most efficient and economical system for foreign communication which will best serve public interest, convenience and necessity.

It is further ordered, That the proceeding herein be, and it is hereby consolidated with the proceeding in Docket No. 7094;

It is further ordered, That on the Commission's own motion the hearing in Docket No. 7094, presently scheduled to begin on March 12, 1946 be and it is hereby postponed until April 15, 1946, and as postponed, shall include the matters involved in this consolidated proceeding.

It is further ordered, That a pre-hearing conference be held on March 25, 1946 for the purpose of considering procedures to facilitate the most expeditious conduct of the hearing provided for in the preceding paragraph.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3833; Filed, Mar. 8, 1946; 12:09 p. m.]

[Docket No. 7331]

PHOENIX BROADCASTING, INC. (KPHO)

NOTICE OF HEARING

In re application of Phoenix Broadcasting, Inc. (KPHO); dated filed, November 30, 1944, for construction permit to change frequency, increase power, install new transmitter and directional antenna day and night and change transmitter location; class of service, broadcast; class of station, broadcast; location, Phoenix, Arizona; operating assignment specified: frequency, 790 kc., power, 5 kw. night,[1] 5 kw. day;[1] hours of operation, unlimited; Docket No. 7331, file No. B5-P-3799.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing United States broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the Mexican station XEDF, Nuevo Laredo, Tamalpais, and if so the nature and extent thereof.

6. To determine whether the operation of the proposed station would involve objectionable interference with the Mexican station XERC, Mexico, D. F., and if so, the nature and extent thereof.

7. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities in the United States, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

8. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

9. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Phoenix Broadcasting, Inc., c/o Rex Schepp, President, Adams Hotel, corner Adams and Central Streets, Phoenix, Arizona.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3806; Filed, Mar. 8, 1946; 12:10 p. m.]

[1] D. A.—night and day.

[Docket No. 7332]

LEE SEGALL BROADCASTING CO.

NOTICE OF HEARING

In re application of Lee Segall Broadcasting Company (new), date filed, October 8, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Houston, Texas; operating assignment specified: frequency, 790 kc, power, 1 kw day; hours of operation, daytime; docket No. 7332; file No. B3-P-4182.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of G. H. Nelson, Wendell Mayes, and C. C. Woodson, d/b as Lubbock County Broadcasting Company, Lubbock, Texas (File No. B3-P-4062); Roy Hofheinz and W. N. Hooper, d/b as Texas Star Broadcasting Company (KTHT), Houston, Texas (File No. B3-P-4361); Veterans Broadcasting Company, a partnership, composed of Max H. Jacobs, Douglas B. Hicks and Tom J. Harling, Jr., Houston, Texas (File No. B3-P-4362); and Plains Radio Broadcasting Company (KFYO), Lubbock, Texas (File No. B3-P-4391), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Lee Segall Broadcasting Company, % Lee Segall, 217 Citizens State Bank Building, Houston 2, Texas.

Dated at Washington, D. C. March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3810; Filed, Mar. 8, 1946; 12:11 p. m.]

[Docket No 7333]

TEXAS STAR BROADCASTING CO. (KTHT)

NOTICE OF HEARING

In re application of Roy Hofheinz and W. N. Hooper, d/b as Texas Star Broadcasting Company (KTHT); Docket No. 7333; File No. B3-P-4361; date filed, December 13, 1945; for construction permit to change frequency, increase power, install new transmitter and dir. antenna and change transmitter; class of service, standard broadcast; class of station, standard broadcast; location, Houston, Texas; operating assignment specified: frequency, 790 kc; power, 1 kw night,[1] 5 kw day; hours of operation, unlimited.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of G. H. Nelson, Wendell Mayes, and C. C. Woodson, d/b as Lubbock County Broadcasting Company, Lubbock, Texas (File No. B3-P-4062); Lee Segall Broadcasting Company, Houston, Texas (File No. B3-P-4182); Veterans Broadcasting Company, a partnership, composed of Max H. Jacobs, Douglas B. Hicks and Tom G. Harling, Jr., Houston, Texas (File No. B3-P-4362); and Plains Radio Broadcasting Company (KFYO), Lubbock, Texas (File No. B3-P-4391), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the partnership and the partners to construct and operate Station KTHT as proposed herein.

2. To determine the areas and populations which may be expected to gain primary service from the proposed operation of Station KTHT and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station KTHT would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station KTHT would involve objectionable interference with services proposed in any pending applications for broadcast facilities and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Station KTHT as proposed herein would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Roy Hofheinz and W. N. Hooper, d/b as Texas Star Broadcasting Company (KTHT), 5th Floor Southern Standard Building, Houston, Texas.

Dated at Washington, D. C. March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3809; Filed, Mar. 8, 1946; 12:10 p. m.]

[1] D. A.-night.

[Docket No. 7334]

LUBBOCK COUNTY BROADCASTING CO.

NOTICE OF HEARING

In re application of G. H. Nelson, Wendell Mayes, and C. C. Woodson, d/b as Lubbock County Broadcasting Company (new); date filed, October 2, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Lubbock, Texas; operating assignment specified: frequency, 790 kc, power 1 kw night,[1] 1 kw day; hours of operation, unlimited; Docket No. 7334; File No. B3–P–4062.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Lee Segall Broadcasting Company, Houston, Texas (File No. B3–P–4182); Roy Hofheinz and W. N. Hooper, d/b as Texas Star Broadcasting Company (KTHT), Houston, Texas (File No. B3–P–4361); Veterans Broadcasting Company, a partnership, composed of Max H. Jacobs, Douglas B. Hicks, and Tom G. Harling, Jr., Houston, Texas (File No. B3–P–4362); and Plains Radio Broadcasting Company (KFYO), Lubbock, Texas (File No. B3–P–4391), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

[1] D. A.—night.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Lubbock County Broadcasting Company, c/o Wendell Mayes, P. O. Box 513, Brownwood, Texas.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3815; Filed, Mar. 8, 1946; 12:11 p. m.]

[Docket No. 7335]

PLAINS RADIO BROADCASTING CO. (KFYO)

NOTICE OF HEARING

In re application of Plains Radio Broadcasting Company (KFYO); date filed, December 4, 1945; for construction permit to change frequency, increase power, install new transmitter and D. A. for night use, change transmitter location; class of service, standard broadcast; class of station, standard broadcast; location, Lubbock, Texas; operating assignment specified: frequency, 790 kc., power, 5 kw. night,[1] 5 kw. day; hours of operation, unlimited; Docket No. 7335; File No. B3–P–4391.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of G. H. Nelson, Wendell Mayes, and C. C. Woodson, d/b as Lubbock County Broadcasting Company, Lubbock, Texas (File No. B3–P–4062); Lee Segall Broadcasting Company, Houston, Texas (File No. B3–P–4182); Roy Hofheinz and W. N. Hooper, d/b as Texas Star Broadcasting Company (KTHT), Houston, Texas (File No. B3–P–4361); and Veterans Broadcasting Company, a partnership, composed of Max H. Jacobs, Douglas B. Hicks and Tom G. Harling, Jr., Houston, Texas (File No. B3–P–4362), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation and of its officers, directors, and stockholders, to construct and operate Station KFYO as herein proposed.

2. To determine the areas and populations which may be expected to gain primary service from the proposed operation of Station KFYO and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station KFYO would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station KFYO would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Station KFYO as proposed herein would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Plains Radio Broadcasting Company, Radio Station KFYO, 2312 5th Street, Lubbock, Texas.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3812; Filed, Mar. 8, 1946; 12:11 p. m.]

[Docket No. 7336]

VETERANS BROADCASTING CO.

NOTICE OF HEARING

In re application of Veterans Broadcasting Company, a partnership, composed of Max H. Jacobs, Douglas B. Hicks, and Tom J. Harling, Jr. (new); date filed, December 18, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Houston, Texas; operating assignment specified: frequency, 1230 kc.; power, 250 w. night, 250 w. day; hours of operation, unlimited; docket No. 7336; file No. B3–P–4362.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of G. H. Nelson, Wendell Mayes, and C. C. Woodson, d/b as Lubbock County Broadcasting Company, Lubbock, Texas (File No. B3–P–4062); Lee Segall Broadcasting Company, Houston, Texas (File No. B3–P–4182); Roy Hofheinz and W. N. Hooper, d/b as Texas Star Broadcasting Company (KTHT), Houston, Texas (File No. B3–P–4361); and Plains Radio Broadcasting Company (KFYO), Lubbock, Texas (File No. B3–P–4391), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Veterans Broadcasting Company, % Max H. Jacobs, 305 Southern Standard Building, 711 Main Street, Houston 2, Texas.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3816; Filed, Mar. 8, 1946; 12:12 p. m.]

[Docket No. 7337]

ORANGE COUNTY BROADCASTING CO.

NOTICE OF HEARING

In re application of David H. Cannon, Reed E. Callister, and Carroll R. Hauser, d/b as Orange County Broadcasting Company (new); date filed, October 5, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Santa Ana, California; operating assignment specified: frequency, 830 kc, power 5 kw day; hours of operation, daytime; docket No. 7337; File No. B5–P–4242.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Marshall E. Neal, Paul Buhlig, E. T. Foley, and Edwin Earl d/b as Southern California Broadcasting Company (KWKW), Pasadena, California (File No. B5–P–3710), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectional interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Orange County Broadcasting Company, % Reed E. Callister or David H. Cannon, 650 South Spring Street, Room 524, Los Angeles, California.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3814; Filed, Mar. 8, 1946; 12:11 p. m.]

[Docket No. 7338]

A. S. ABELL CO.

NOTICE OF HEARING

In re application of the A. S. Abell Company (new); date filed, October 8, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Baltimore, Maryland; operating assignment specified: frequency, 850 kc.; power, 1 kw night,[1] 1 kw day;[1] hours of operation, unlimited; docket No. 7338, file No. B1–P–4297.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Berks Broadcasting Company (WEEU), Reading, Pennsylvania (File No. B2–P–4380), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to such areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast station and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

[1] D. A.—night and day.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: The A. S. Abell Company, c/o Paul Patterson, President, Baltimore and Charles Streets, Baltimore 3, Maryland.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3829; Filed, Mar. 8, 1946; 12:14 p. m.]

[Docket No. 7339]

BERKS BROADCASTING CO. (WEEU)

NOTICE OF HEARING

In re application of Berks Broadcasting Company (WEEU); date filed, December 11, 1945; for construction permit to change hours of operation, install new transmitter, D. A. for night use, and change transmitter location; class of service, standard broadcast; class of station, standard broadcast; location, Reading, Pennsylvania; operating assignment specified: frequency, 850 kc; power, 1 kw night 1 kw day; hours of operation, unlimited; Docket No. 7339, File No. B2-P-4380.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of The A. S. Abell Company, Baltimore, Maryland (File No. B1-P-4297), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate Station WEEU, as proposed herein.

2. To determine the areas and populations which may be expected to gain primary service from the proposed operation of Station WEEU and the character of other broadcast service available to such areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station WEEU would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station WEEU would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the proposed installation and operation of Station WEEU would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Berks Broadcasting Company (WEEU), 533 Penn Street, Reading, Pennsylvania.

Dated at Washington D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3828; Filed, Mar. 8, 1946; 12:14 p. m.]

[Docket No. 7340]

BLUEGRASS BROADCASTING CO. INC.

NOTICE OF HEARING

In re application of Bluegrass Broadcasting Company, Incorporated (new), date filed, October 8, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Versailles, Kentucky; operating assignment specified: frequency, 940 kc; power, 1 kw night and day; hours of operation, unlimited; Docket No. 7340, File No. B2-P-4315.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Bluegrass Broadcasting Company, c/o Colvin P. Rouse, Versailles, Kentucky.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3808; Filed, Mar. 8, 1946; 12:10 p. m.]

[Docket No. 7341]

RADIO AMERICAS CORP.

NOTICE OF HEARING

In re application of Radio Americas Corporation (new); date filed, November 8, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Mayaguez, Puerto Rico; operating assignment specified: frequency, 950 kc.; power, 1 kw night 1 kw day; hours of operation, unlimited. Docket No. 7341, file No. B-P-4296.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Puerto Rico Communications Authority Rio Piedras, Puerto Rico (File No. B-P-4397), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Radio Americas Corporation, c/o Miguel A. Garcia Mendez, Vice-Pres., 4 Muelle Street, Mayaguez, Puerto Rico.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3832; Filed, Mar. 8, 1946; 12:14 p. m.]

[Docket No. 7342]

PUERTO RICO COMMUNICATIONS AUTHORITY

NOTICE OF HEARING

In re application of Puerto Rico Communications Authority (New), date filed December 12, 1945, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Rio Piedras, Puerto Rico; operating assignment specified: frequency, 940 kc; power 10 kw night [1] 10 kw day; [1] hours of operation unlimited; Docket No. 7342, File No. B-P-4397.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Radio Americas Corporation, Mayaguez, Puerto Rico (File No. B-P-4296), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Puerto Rico Communications Authority, c/o Rafael Delgado Marquez, Salvador Brau between San José and Cristo Streets, San Juan, Puerto Rico.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3817; Filed, Mar. 8, 1946; 12:12 p. m.]

[Docket No. 7343]

LUBBOCK BROADCASTING CO.

NOTICE OF HEARING

In re application of Lubbock Broadcasting Company (New), date filed December 5, 1944, for construction permit; class of service, broadcast; class of station, broadcast; location, Lubbock, Texas; operating assignment specified: frequency, 960 kc; power, 1 kw day; hours of operation, daytime only; Docket No. 7343; File No. B3-P-3796.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Worth Broadcasting Company, Fort Worth, Texas (File No. B3-P-4448), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

[1] D. A.—night.

[1] D. A.—night and day.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Lubbock Broadcasting Company, c/o Walter G. Russell, 310 Amarillo Building, Amarillo, Texas.

Dated at Washington, D. C. March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3804; Filed, Mar. 8, 1946; 12:10 a. m.]

[Docket No. 7344]

WORTH BROADCASTING CO.

NOTICE OF HEARING

In re application of Worth Broadcasting Company (New), date filed, January 25, 1946, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Fort Worth, Texas; operating assignment specified: frequency, 960 kc; power, 5 kw day; hours of operation, daytime only; Docket No. 7344; File No. B3-P-4448.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Clyde H. Smith, C. O. Baldwin, Hoyt Houck, and Walter G. Russell, d/b as Lubbock Broadcasting Company, Lubbock, Texas (File No. B3-P-3796), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Worth Broadcasting Company, c/o Ben G. Stith, Secretary, 1305 Commercial St'd. Building, Fort Worth, Texas.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3819; Filed, Mar. 8, 1946; 12:12 p. m.]

[Docket No. 7345]

SKYLAND BROADCASTING CORP.

NOTICE OF HEARING

In re application of Skyland Broadcasting Corporation (New), date filed October 28, 1944, for construction permit; class of service, broadcast; class of station, broadcast; location, Dayton, Ohio; operating assignment specified: frequency, 980 kc; power, 5 kw night, 5 kw day [1]; hours of operation, unlimited; Docket No. 7345; File No. B2-P-3748.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Greater Muskegon Broadcasters, Inc., Muskegon, Michigan (File No. B2-P-3977), and Ohio-Michigan Broadcasting Corporation, Toledo, Ohio (File No. B2-P-4046), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Skyland Broadcasting Corporation, c/o Ronald B. Woodyard, 12th Floor, Callahan Building, Dayton, Ohio.

[1] D. A.—night and day.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3822; Filed, Mar. 8, 1946; 12:13 p. m.]

[Docket No. 7346]

OHIO-MICHIGAN BROADCASTING CORP.

NOTICE OF HEARING

In re application of Ohio-Michigan Broadcasting Corporation (new); date filed, September 21, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Toledo, Ohio; operating assignment specified: frequency, 980 kc, power, 5 kw night,[1] 5 kw day; hours of operation, unlimited; Docket No. 7346; file No. B2-P-4046.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Skyland Broadcasting Corporation, Dayton, Ohio (File No. B2-P-3748), and Greater Muskegon Broadcasters, Inc., Muskegon, Michigan (File No. B2-P-3977), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Ohio-Michigan Broadcasting Corporation, c/o Nicholas J. Walinski, 542 Nicholas Building, Toledo, Ohio.

[1] D. A.—night.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3821; Filed, Mar. 8, 1946; 12:12 p. m.]

[Docket No. 7347]

GREATER MUSKEGON BROADCASTERS, INC.

NOTICE OF HEARING

In re application of Greater Muskegon Broadcasters, Inc. (new); date filed, September 12, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Muskegon, Michigan; operating assignment specified: frequency, 980 kc, power, 1 kw day; hours of operation, daytime; Docket No. 7347; File No. B2-P-3977.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Skyland Broadcasting Corporation, Dayton, Ohio (File No. B2-P-3748), and Ohio-Michigan Broadcasting Corporation, Toledo, Ohio (File No. B2-P-4046), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of Practice and Procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Greater Muskegon Broadcasters, Inc., c/o R. Burr Cochran, 215 Lyman Building, Muskegon, Michigan.

Dated at Washington, D. C. March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3818; Filed, Mar. 8, 1946; 12:12 p. m.]

[Docket No. 7348]

FORT WAYNE BROADCASTING, INC.

NOTICE OF HEARING

In re application of Fort Wayne Broadcasting, Inc. (new); date filed, October 5, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Fort Wayne, Indiana; operating assignment specified: frequency, 1030 kc; power, 1 kw day; hours of operation, daytime; Docket No. 7348; File No. B4-P-4178.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Marion Radio Corporation, Marion, Indiana (File No. B4-P-4429), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Fort Wayne Broadcasting, Inc., % Herbert Willis, 525 Lincoln Tower Building, Fort Wayne, Indiana.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3805; Filed, Mar. 8, 1946; 12:10 p. m.]

[Docket No. 7349]

MARION RADIO CORP.

NOTICE OF HEARING

In re application of Marion Radio Corporation (new); date filed, December 21, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Marion, Indiana; operating assignment specified: frequency, 1030 kc., power, 1 kw. day; hours of operation, daytime; Docket No. 7349; File No. B4-P-4429.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Fort Wayne Broadcasting Corporation, Fort Wayne, Indiana (File No. B4-P-4178), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautice Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Marion Radio Corporation, 201 First National Bank Building, Marion, Indiana.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMUNICATIONS,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3813; Filed, Mar. 8, 1946; 12:11 p. m.]

[Docket No. 7350]

WILLIAM L. LIPMAN

NOTICE OF HEARING

In re application of William L. Lipman (new), date filed, December 4, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Kenosha, Wisconsin; operating assignment specified: frequency, 1050 kc.; power, 250 w. day; hours of operation, daytime only; Docket No. 7350; File No. B4-P-4436.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Palladium Publishing Company, Benton Harbor, Michigan (File No. B2-P-4023, Docket No. 7118); Myles E. Johns, Milwaukee, Wisconsin (File No. B4-P-3787, Docket No. 7119); and Monona Broadcasting Company, Madison, Wisconsin (File No. B4-P-4404), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Comission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bills of Particulars heretofore issued in these proceedings are hereby amended to include the application of William L. Lipman (File No. B4-P-4436).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: William L. Lipman, Radio Station NEW, c/o Tower Hotel, 716 11th Street, Milwaukee, Wisconsin.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMUNICATIONS,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3824; Filed, Mar. 8, 1946; 12:13 p. m.]

[Docket No. 7351]

MONONA BROADCASTING CO.

NOTICE OF HEARING

In re application of Monona Broadcasting Company (New), date filed, November 30, 1945, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Madison, Wisconsin; operating assignment specified: frequency, 1070 kc.; power, 10 kw. night,[1] 10 kw. day; hours of operation, unlimited; Docket No. 7351; File No. B4-P-4404.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Palladium Publishing Company, Benton Harbor, Michigan (File No. B2-P-4023, Docket No. 7118); Myles E. Johns, Milwaukee, Wisconsin (File No. B4-P-3787, Docket No. 7119); and William L. Lipman, Kenosha, Wisconsin (File No. B4-P-4436), upon the following issues.

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bills of Particulars heretofore issued in these proceedings are hereby amended to include the application of Monona Broadcasting Company (File No. B4-P-4404).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Monona Broadcasting Company, c/o E. Bacon Rundell, 15 E. Main Street, Madison, Wisconsin.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3823; Filed, Mar. 8, 1946; 12:13 p. m.]

[Docket No. 7354]

KENTUCKY BROADCASTING CORP., INC. (WINN)

NOTICE OF HEARING

In re application of Kentucky Broadcasting Corporation, Inc. (WINN), date filed, September 24, 1945, for construction permit to change frequency, increase power, install new transmitter and D. A. for day and night use and change transmitter location; class of service, standard broadcast; class of station, standard broadcast; location, Louisville, Kentucky; operating assignment specified: frequency, 1080 kc; power 1 kw. night,[1] 5 kw. day;[1] hours of operation, unlimited; Docket No. 7354; File No. B2-P-4169.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Mid-America Broadcasting Corporation, Louisville, Kentucky (File No. B2-P-2760), upon the following isues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate Station WINN as proposed herein.

2. To determine the areas and populations which may be expected to gain primary service from the operation of Station WINN and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station WINN would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station WINN would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Station WINN would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidate proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Kentucky Broadcasting Corporation, Inc., Radio Station WINN, 10th Floor, Tylor Hotel, 3d and Jefferson Streets, Louisville, Kentucky.

Dated at Washington, D. C. March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-3830; Filed, Mar. 8, 1946; 12:14 p. m.]

[1] D. A.—night.

[1] D. A.—night and day.

[Docket No. 7355]

W. WRIGHT ESCH (WMFJ)

NOTICE OF HEARING

In re application of W. Wright Esch (WMFJ), date filed, October 9, 1945; for construction permit to change frequency, increase power, install new transmitter and D. A. for night use and change transmitter and studio locations; class of service, standard broadcast; class of station, standard broadcast; location, Daytona Beach, Florida; operating assignment specified: frequency, 1090 kc; power, 1 kw night[1] 1 kw day; hours of operation, unlimited; Docket No. 7355; File No. B3–P–4320.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Radio Broadcasting, Inc. (KTHS), West Memphis, Arkansas, (File No. B3–P–3814, Docket No. 7086), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the licensee of Station WMFJ to construct and operate said station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of station WMFJ and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of station WMFJ would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of station WMFJ would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Station WMFJ would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in these proceedings is hereby amended to include the application of W. Wright Esch (File No. B5–P–4320).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: W. Wright Esch, Radio Station WMFJ, 432 S. Beach Street, Daytona Beach, Florida.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3811; Filed, Mar. 8, 1946; 12:11 a. m.]

[1] D. A.—night.

[Docket No. 7356]

FOSTORIA BROADCASTING CO.

NOTICE OF HEARING

In re application of Laurence W. Harry, tr/as Fostoria Broadcasting Company (new), date filed December 28, 1945, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Fostoria, Ohio; operating assignment specified: frequency, 1150 kc; power, 1 kw day; hours of operation, daytime; Docket No. 7356; File No. B2–P–4430.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Northwestern Ohio Broadcasting Corporation, Lima, Ohio (File No. B2–P–4447), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Fostoria Broadcasting Company, % Laurence W. Harry, 125 South Main Street, Fostoria, Ohio.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3825; Filed, Mar. 8, 1946; 12:13 p. m.]

[Docket No. 7357]

NORTHWESTERN OHIO BROADCASTING CORP.

NOTICE OF HEARING

In re application of Northwestern Ohio Broadcasting Corporation (new); date filed, January 3, 1946; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Lima, Ohio; operating assignment specified: frequency, 1150 kc.; power, 1 kw. night,[1] 1 kw. day;[1] hours of operation, unlimited; Docket No. 7357; File No. B2–P–4447.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Laurence W. Harry, doing business as Fostoria Broadcasting Gompany, Fostoria, Ohio (File No. B2–P–4430), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be

[1] D. A.—night and day.

rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consideration, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Northwestern Ohio Broadcasting Corporation, % George E. Hamilton, 1216 National Bank Building, Lima, Ohio.

Dated at Washington, D. C., March 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3807; Filed, Mar. 8, 1946; 12:10 p. m.]

[Docket No. 7391]

EXPRESS PUBLISHING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Express Publishing Company, San Antonio, Texas; for construction permit; Docket No. 7391; File No. B3–P–4471.

At a meeting of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of February 1946;

The Commission having under consideration the petition of Express Publishing Company, San Antonio, Texas, requesting that its application for construction permit for new standard AM broadcast station at San Antonio, Texas, using 1450 kc, 250 w, be designated for hearing in a consolidated proceeding:

It is ordered, That the petition be, and it is hereby, granted, and the application of Express Publishing Company (File No. B3–P–4471, Docket No. 7391) be, and it is hereby, designated for hearing in consolidation with the applications of Thomas G. Harris, individually and as Trustee for Coleman Gay, James P. Alexander, E. G. Kingsbery, Rex D. Kitchens, W. T. Saunders, Spencer J. Scott and Oswald G. Wolf (File No. B3–P–4355, Docket No. 7373) and Charles W. Balthorpe (File No. B3–P–4375, Docket No. 7374) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3793; Filed, Mar. 8, 1946; 12:08 p. m.]

[Docket No. 7389]

ALVIN E. NELSON, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re Application of Alvin E. Nelson, Inc., San Francisco, California, for construction permit; Docket No. 7389; File No. B5–P–4467.

At a meeting of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of February, 1946;

The Commission having under consideration the petition of Alvin E. Nelson, Inc., requesting that its application for construction permit for new standard AM broadcast station at San Francisco, California, using 1030 kc, 50 kw, unlimited, be designated for hearing in a consolidated proceeding;

It is ordered, That the petition be, and it is hereby, granted, and the application of Alvin E. Nelson, Inc. (File No. B5–P–4467, Docket No. 7389) be, and it is hereby, designated for hearing, in consolidation with the applications of KARM, The George Harm Station, (File No. B5–P–3784, Docket No. 7124); J. E. Rodman (KFRE), (File No. B5–P–3757, Docket No. 7125); and Royal Miller et al., d/b as Royal Miller Radio (KROY), File No. B5–P–4253, Docket No. 7170), on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be, and they are hereby amended to include the application of Alvin E. Nelson Inc. (File No. B5–P–4467, Docket No. 7389)

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3792; Filed Mar. 8, 1946; 12:08 p. m.]

[Docket No. 7404]

ATLANTIC RADIO CORP.

NOTICE OF HEARING

In re application of Atlantic Radio Corporation (new); date filed, October 5, 1945; for construction permit (amended to change frequency and type of antenna); class of service standard broadcast; class of station, standard broadcast; location, Boston, Massachusetts; operating assignment specified: frequency, 550 kc, power, 5 kw night, 5 kw day; hours of operation, unlimited time; Docket No. 7404; File No. B1–P–4372.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of The Constitution Publishing Co., Atlanta, Georgia (File No. B3–P–4086, Docket No. 6802); Booth Radio Stations, Inc., Saginaw, Michigan (File No. B2–P–4088, Docket No. 6805); Federated Publications, Inc., Lansing, Michigan (File No. B2–P–4010, Docket No. 6806); WJIM, Inc. (WJIM), Lansing, Michigan (File No. B2–P–4087, Docket No. 6807); Montana Broadcasting and Television Co., Anaconda, Montana (File No. B5–P–3993, Docket No. 6808); Pulitzer Publishing Co. (KSD), St. Louis, Missouri (File No. B4–P–4089, Docket No. 6809); Radiophone Broadcasting Station WOPI, Inc. (WOPI), Bristol, Tennessee (File No. B3–P–3608, Docket No. 6661), S. B. Quigley (WMOB), Mobile, Alabama (File No. B2–P–4484, Docket No. 7402); Millard Eidson (KCRS), Midland, Texas (File No. B3–P–4474, Docket No. 7215); Capital City Broadcasting Corporation, Baton Rouge, Louisiana (File No. B3–P–4433, Docket No. 7329); Public Service Broadcasting Corporation, Knoxville, Tennessee (File No. B3–P–4434, Docket No. 7330), Oregon State Agricultural College (KOAC) (File No. B5–ML–1228, Docket No. 7406); (WKRC) Cincinnati Times Star Co., Cincinnati, Ohio (File No. B2–P–4483, Docket No. 7401); Radio Station WDEV (File No. B1–P–4492, Docket No. 7405), on the following issues:

1. To determine the technical, financial and other qualifications of the applicant corporation and of its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of the proposed station, and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in Docket Nos. 6802, 6803, 6805, 6807, 6808, 6809, 6661, 7329 and 7330 are amended to include the application of Atlantic Radio Corporation (File No. B1–P–4372).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Atlantic Radio Corporation, % Paul A. Dever, President, 19 Congrose Street, Boston, Massachusetts.

Dated at Washington, D. C., February 25, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3831; Filed, Mar. 8, 1946; 12:14 p. m.]

[Docket No. 7405]

RADIO STATION WDEV

NOTICE OF HEARING

In re application of Lloyd E. Squier and William G. Ricker, d/b as Radio Station WDEV. (WDEV); date filed January 30, 1946; for construction permit to change hours of operation and install directional antenna; class of service, standard broadcast; class of station, standard broadcast; location, Waterbury, Vermont; operating assignment specified: frequency, 550 kc., power, 1 kw. night,[1] 1 kw. day;[1] hours of operation, unlimited; docket No. 7405; file No. B1–P–4492.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Radiophone Broadcasting Station WOPI, (WOPI), (File No. B3–P–3608, Docket No. 6661); The Constitution Publishing Company (File No. B3–P–4086, Docket No. 6802); Booth Radio Stations, Inc. (File No. B2–P–4088, Docket No. 6805); Federated Publications, Inc. (File No. B2–P–4010, Docket No. 6806); WJIM, Inc. (WJIM), (File No. B2–P–4087, Docket No. 6807); Frank C. Carmen, David G. Smith, Jack L. Powers and Grant R. Wrathall, d/b as Montana Broadcasting and Television Company (File No. B5–P–3993, Docket No. 6808); The Pulitzer Publishing Company (KSD), (File No. B4–P–4089, Docket No. 6809), Capital City Broadcasting Corporation (File No. B3–P–4433, Docket No. 7329), Public Service Broadcasting Corporation (File No. B3–P–34, Docket No. 7330), Millard Eidson, executor (KCRS) (File No. B3–P–4474, Docket No. 7215); Cincinnati Times Star Company (WKRC) (File No. B2–P–4483, Docket No. 7401); S. B. Quigley (WMOB) (File No. B2–P–4484, Docket No. 7402), Atlantic Radio Corporation (File No. B1–P–4372, Docket No. 7404), on the following issues:

1. To determine the technical, financial and other qualifications of the applicant to construct and operate WDEV, as proposed.

2. To determine the areas and populations which may be expected to receive primary service from the operation of WDEV, as proposed and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of WDEV as proposed would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of WDEV as proposed would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of WDEV as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bills of Particulars heretofore issued in these proceedings are hereby amended to include the application of Lloyd E. Squier and William G. Ricker d/b as Radio Station WDEV (File No. B1–P–4492).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Lloyd E. Squier and William G. Ricker, d/b as Radio Station WDEV, 8 Stowe Street, Waterbury, Vermont.

Dated at Washington, D. C., February 25, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3801; Filed, Mar. 8, 1946; 12:09 p. m.]

[1] D. A.—night and day.

[Docket No. 7406]

OREGON STATE AGRICULTURAL COLLEGE

NOTICE OF HEARING

In re application of Oregon State Agricultural College (KOAC), date filed, February 1, 1946; for modification of license to increase power from 5 kw day and 1 kw night to 5 kw day and night (employing dir. antenna day and night with present daytime pattern); class of service, standard broadcast; class of station, standard broadcast; location, Corvallis, Oregon; operating assignment specified: frequency 550 kc, power 5 kw night[1], 5 kw day[1]; hours of operation, unlimited; Docket No. 7406; File No. B5–ML–1228.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Radiophone Broadcasting Station WOPI, (WOPI), (File No. B3–P–3608, Docket No. 6661); The Constitution Publishing Company (File No. B3–P–4086, Docket No. 6802); Booth Radio Stations, Inc. (File No. B2–P–4088, Docket No. 6805); Federated Publications, Inc. (File No. B2–P–4010, Docket No. 6806); WJIM, Inc. (WJIM), (File No. B2–P–4087, Docket No. 6807); Frank C. Carmen, David G. Smith, Jack L. Powers and Grant R. Wrathal, d/b as Montana Broadcasting and Television Company, (File No. B5–P–3993, Docket No. 6808); The Pulitzer Publishing Company (KSD), (File No. B4–P–4089, Docket No. 6809), Capital City Broadcasting Corporation, (File No. B3–P–4433, Docket No. 7329), Public Service Broadcasting Corporation (File No. B3–P–4434, Docket No. 7330), Millard Eidson, executor (KCRS) (File No. B3–P–4474, Docket No. 7215); Cincinnati Times Star Company (WKRC) (File No. B2–P–4483, Docket No. 7401); S. B. Quigley (WMOB) (File No. B2–P–4484, Docket No. 7402), Atlantic Radio Corporation (Filed No. B1–P–4372, Docket No. 7404); and Radio Station WDEV, (File No. B1–P–4492, Docket No. 7405), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bills of Particulars heretofore issued in these proceedings are hereby amended to include the application of Oregon State Agricultural College (KOAC), Corvallis, Oregon (File No. B5–ML–1228, Docket No. 7406).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Oregon State Agricultural College, Radio Station KOAC, Office of the President, Corvallis, Oregon.

Dated at Washington, D. C., February 25, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3802; Filed, Mar. 8, 1946; 12:09 p. m.]

[Docket No. 7407]

RADIO STATION WJOB

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of O. E. Richardson et al. d/b as Radio Station WJOB, Chicago, Illinois; for construction permit; Docket No. 7407; File No. B4–PH–224.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 20th day of February 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Chicago, Illinois;

It is ordered, That this application be designated for hearing to be consolidated with the hearings on the applications of the Agricultural Broadcasting Company et al (Docket Nos. 7135–7153 inclusive) for construction permits for new FM metropolitan broadcast stations in the Chicago, Illinois, area, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the order heretofore issued in the consolidated proceedings for Docket Nos. 7135–7153 inclusive be, and it is hereby amended to include the application of O. E. Richardson, Fred L. Adair, and, Robert C. Adair d/b as Radio Station WJOB, Chicago, Illinois (File No. B4–PH–224, Docket No. 7407).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–3796; Filed, Mar. 8, 1946; 12:08 p. m.]

[Docket No. 7408]

CENTRAL ILLINOIS RADIO CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Central Illinois Radio Corporation, Peoria, Illinois; for construction permit; Docket No. 7408; file No. B4–PH–319.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 20th day of February, 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Peoria, Illinois;

It is ordered, That this application be designated for hearing to be consolidated with the hearings on the applications of Peoria Broadcasting Company, et al (Docket Nos. 7102–7106 inclusive) for construction permits for new FM stations in the Peoria, Illinois, area, designated for consolidated hearing, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the

applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the order heretofore issued in the consolidated proceedings for Docket Nos. 7102–7106 inclusive be, and it is hereby amended to include the application of the Central Illinois Radio Corporation, Peoria, Illinois (File No. B4–PH–819, Docket No. 7408).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–3799; Filed, Mar. 8, 1946; 12:09 p. m.]

[Docket No. 7409]

SKYLAND BROADCASTING CORP.

DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Skyland Broadcasting Corporation, Dayton, Ohio, for construction permit; Docket No. 7409; File No. B2–PH–820.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of February, 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Dayton, Ohio:

It is ordered, That this application be designated for hearing to be consolidated with the hearings on the applications of The Crosley Corporation, et al. (Docket Nos. 7235–7239 inclusive) for construction permits for new FM metropolitan broadcast station in the Dayton and Springfield, Ohio, areas, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the order heretofore issued in the consolidated proceedings for Docket Nos. 7235–7239 inclusive be, and it is hereby amended to include the application of the Skyland Broadcasting Corporation, Dayton, Ohio (File No. B2–PH–820, Docket No. 7409).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–3794; Filed, Mar. 8, 1946; 12:08 p. m.]

[Docket No. 7410]

BIEBERBACH BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Bieberbach Broadcasting Corporation, Waltham, Massachusetts; for construction permit; Docket No. 7410; File No. B1–PH–818.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 20th day of February, 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Waltham, Massachusetts, necessitating a Boston channel;

It is ordered, That this application be designated for hearing to be consolidated with the hearings on the applications of Fidelity Broadcasting Corporation et al. (Docket Nos. 6990–6998 inclusive) and Columbia Broadcasting System (Docket No. 6024), for construction permits for new FM metropolitan broadcast stations in Boston, Massachusetts, scheduled to be heard on March 11, 1946, in Boston, Massachusetts, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the order heretofore isued in the consolidated proceedings for Docket Nos. 6990–6998 inclusive, and Docket No. 6024 be, and it is hereby amended to include the application of Bieberbach Broadcasting Corporation, Waltham, Massachusetts (File No. B1–PH–818, Docket No. 7410).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–3795; Filed, Mar. 8, 1946; 12:08 p. m.]

[Docket No. 7411]

CHESAPEAKE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Chesapeake Broadcasting Company, Washington, D. C.; for construction permit; Docket No. 7411; File No. B1–PH–828.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 27th day of February 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Washington, D. C.;

It is ordered, That this application be designated for hearing to be consolidated with the hearings on the applications of Marcus Loew Booking Agency et al (Docket Nos. 7189–7201 inclusive and 7397) for construction permits for new FM metropolitan broadcast stations in Washington, D. C., scheduled to be heard on March 11, 1946, in Washington, D. C. upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the order heretofore issued in the consolidated proceedings for Docket Nos. 7189–7201 inclusive and 7397 be and it is hereby amended to include the application of Chesapeake Broadcasting Company, Washington, D. C. (File No. B1–PH–828, Docket No. 7411).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–3797; Filed, Mar. 8, 1946; 12:08 p. m.]

[Docket Nos. 7317, 7318]

GREATER NEW YORK BROADCASTING CORP.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Greater New York Broadcasting Corporation (WNEW), New York, New York, for construction permit; docket No. 7317, file No. B1–P–4309; Greater New York Broadcasting Corporation (WNEW), New York, New York, for renewal of license; docket No. 7318, file No. B1–R–1049.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 1st day of February, 1946;

The Commission having under consideration the applications of Greater New York Broadcasting Corporation (WNEW), New York City, for construction permit to increase power from 10 kw to 50 kw on its frequency 1130 kc (File No. B1–P–4309; Docket No. 7317) and for renewal of its existing license (File No. B1–R–1049; Docket No. 7318);

It is ordered, That the applications of Greater New York Broadcasting Corporation be, and the same are hereby designated for hearing in a consolidated proceeding with the application of Missionary Society of St. Paul the Apostle for a construction permit for a new standard broadcast station to be operated on the frequency 1130 kc with 10 kw power in New York City (File No. B1–P–4234; Docket No. 7316) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to operate Station WNEW as proposed.

2. To determine the areas and populations which may be expected to gain primary service from the proposed operation of Station WNEW and the extent and character of other broadcast services available to those areas and populations, particularly from Sttion WOV.

3. To determine the identity of the officers, directors, and stockholders of the applicant corporation and of Wodaam Corporation (WOV) and the amount of stock held and/or voted by each of them in the two corporations.

4. To determine the connections and relationships, direct or indirect, and the nature, extent, and effect thereof existing between the applicant and the licensee of Station WOV and the officers, directors, and stockholders thereof, or any of them.

5. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

6. To determine whether the proposed operation of Station WNEW would involve objectionable interference with any existing broadcast stations or with the services proposed in any pending applications and, if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of Station WNEW as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

9. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–3890; Filed, Mar. 11, 1946; 9:55 a. m.]

[Docket Nos. 6802, 6807–6809, 7122, 7174, 7215, 7330, 7401, 7402, 7404–7406]

CONSTITUTION PUBLISHING CO. ET AL.

ORDER ENLARGING ISSUES

In re applications of: The Constitution Publishing Co., Atlanta, Georgia, docket No. 6802, file No. B3–P–4086; WJIM, Inc. (WJIM), Lansing, Michigan, docket No. 6807, file No. B2–P–4087; Frank C. Carman, David G. Smith, Jack L. Powers & Grant R. Wrathall, d/b as Montana Broadcasting and Television Co., Butte, Montana, docket No. 6808, file No. B5–P–3993; The Pulitzer Publishing Co. (KSD), St. Louis, Missouri, docket No. 6809, file No. B4–P–4089; Buffalo Broadcasting Corp. (WGR), Buffalo, New York, docket No. 7122, file No. B1–P–4424; Sunshine Broadcasting Company (KTSA), San Antonio, Texas, docket No. 7174; file No. B3–P–4399; Millard Eidson, independent executor of estate of Clarence Scharbauer, deceased (KCRS), Midland, Texas, docket No. 7215, file No. B3–P–4474; Public Service Broadcasting Corporation, Knoxville, Tennessee, docket No. 7330; file No. B3–P–4434; The Cincinnati Times Star Co. (WKRC), Cincinnati, Ohio, docket No. 7401, file No. B2–P–4483; S. B. Quigley (WMOB), Mobile, Alabama, docket No. 7402, file No. B3–P–4484; Atlantic Radio Corporation, Boston, Massachusetts, docket No. 7404, file No. B1–P–4572; Lloyd E. Squier & Wm. Ricker, d/b, as Radio Station WDEV (WDEV), Waterbury, Vermont, docket No. 7405, file No. B1–P–4492; for Construction Permits. Oregon State Agricultural College (KOAC), Corvallis, Oregon, docket No. 7406, file No. B5–ML–1228; for modification of license.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of February, 1946;

The Commission having under consideration the above-listed applications requesting the frequency 550 kc., which applications have been designated for hearing in a consolidated proceeding which began on February 25, 1946;

It is ordered, That the Bills of Particulars issued in connection with the above-mentioned applications be, and the same are hereby enlarged to include the following issue:

"To determine the most efficient and equitable manner in which the 550 kc. regional frequency may be utilized."

It is further ordered, That the engineering testimony to be presented in said consolidated proceeding be and it is hereby postponed until April 1, 1946; and

It is further ordered, That any amendments to the above-mentioned applications shall be submitted to the Commission prior to March 20, 1946.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–3891; Filed, Mar. 11, 1946; 9:55 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT–5519]

BONNEVILLE PROJECT, COLUMBIA RIVER, OREGON-WASHINGTON

ORDER CONFIRMING AND APPROVING RATE SCHEDULES

FEBRUARY 26, 1946.

The Bonneville Power Administrator on January 16, 1945, submitted revised schedules of rates and charges and General Rate Schedule Provisions,[1] and on November 16, 1945, submitted certain modifications thereof for the sale of electric energy produced at the Bonneville Project, for confirmation and approval by the Commission pursuant to the provision of the Bonneville Act (50 Stat. 731).

It appears to the Commission that:

(a) By order adopted December 16, 1941, the Commission confirmed and approved Wholesale Power Rate Schedules A–3 and C–3, Optional Wholesale Power Rate Schedule F–2, Wholesale Energy Rate Schedule H–2, and the General Rate Schedule Provisions pertaining thereto, and by orders adopted March 28 and May 16, 1944, confirmed and approved Wholesale Power Rate Schedule E–2.

(b) On January 16, 1945, the Bonneville Power Administrator filed with the Commission for confirmation and approval a revised set of Rate Schedules, designated as Wholesale Power Rate Schedules A–4,[1] C–4,[1] E–3,[1] F–3,[1] and Wholesale Energy Rate Schedule H–3,[1] and a modification of the General Rate Schedule Provisions, all of which are to cancel and supersede Rate Schedules A–3, C–3, E–2, F–2, and H–2, and the General Rate Schedule Provisions heretofore confirmed and approved by the Commission, as set out in paragraph (a) above.

(c) Notice of the filing of the proposed revised Rate Schedules and General Rate Schedule Provisions was sent to interested State officials and published in the Federal Register on February 6, 1945, following which Pacific Power & Light Company, Northwestern Electric Company, The Washington Water Power Company, Mountain States Power Company, and Puget Sound Power & Light Company filed protests and complaints with respect to these filings by the Administrator.

(d) On July 6, 1945, the Commission ordered a hearing be held in Spokane, Washington, on July 24, 1945, subsequently postponed to August 27, 1945, for the purpose of affording the above-named complainants, and other interested parties, an opportunity to present testimony and information relevant to the Commission's consideration of the proposed Rate Schedules to the extent that they modify existing schedules and the proposed modifications of the General Rate Schedule provisions. Subsequently, on August 22, 1945, the Commission ordered the hearing cancelled upon being notified by the complainants that they would not attend nor present evidence at the hearing, and no other person having requested an opportunity to present testimony or information.

(e) On November 16, 1945, the Administrator filed certain modifications of the proposed Rate Schedule E–3 and the proposed General Rate Schedule Provisions for the purpose of further clarification.

The Commission, having considered the proposed revised Rate Schedules and General Rate Schedule Provisions filed January 16, 1945, as modified on Nov. 16, 1945, and having due regard for the purposes of the Bonneville Act, as set forth therein, finds that:

(1) The proposed Wholesale Power Rate Schedule A–4, which is to supersede Wholesale Power Rate Schedule A–3, retains the basic rate for "at site" power of $14.50 net per year per kilowatt of billing demand, but changes the designation of the service from "prime power" to "firm power" and extends the availability from the "Bonneville Project Power Plant" to include other power plants from which the Administrator may market power.

[1] Filed as part of the original document.

(2) The proposed Wholesale Power Rate Schedule C–4, which is to supersede Wholesale Power Rate Schedule C–3, retains the basic rate for transmission of system power of $17.50 net per year per kilowatt of billing demand, but changes the designation of the service from "prime power" to "firm power" and eliminates the provisions heretofore established for a developmental period.

(3) The proposed Wholesale Power Rate Schedule E–3, which is to supersede Wholesale Power Rate Schedule E–2, retains the basic rate, consisting of a demand charge of 75 cents net per month per kilowatt of billing demand and an energy charge of two mills net per kilowatt-hour for the first 200 kilowatt-hours per kilowatt of billing demand, and one mill net per kilowatt-hour for additional kilowatt-hours, but modifies the determination of billing demand and minimum bill provisions.

(4) The proposed Wholesale Power Rate Schedule F–3, which is to supersede Optional Wholesale Rate Schedule F–2, retains the basic rate, consisting of a demand charge of 75 cents net per month per kilowatt of billing demand and an energy charge of 2.5 mills net per kilowatt-hour for the first 360 kilowatt-hours per kilowatt of billing demand, and one mill net per kilowatt-hour for additional kilowatt-hours, but changes the designation of service from "prime power" to "firm power", eliminates the provisions heretofore established for a developmental period, and clarifies the minimum charge and billing demand provisions.

(5) The proposed Wholesale Energy Rate Schedule H–3, which is to supersede Wholesale Energy Rate Schedule H–2, retains the basic rate for dump energy of two and one-half mills net per kilowatt-hour delivered, but modifies the availability clause to extend the application of the rate to service furnished for experimental purposes and eliminates the power factor adjustment clause.

(6) The proposed modifications of the General Rate Schedule Provisions in substance consist of the addition of a clause pertaining to energy used for experimental purposes consistent with the change in proposed Rate Schedule H–3, revises certain provisions concerning concurrent billing, the definition of "measured demand", the provision with respect to "The Application of Rates During Initial Operating Period," the provisions with respect to energy supplied for emergency and breakdown use, and modifies the "Billing" provision with respect to the delayed payment penalty, and eliminates the definition of "prime power" and substitutes therefor a definition for "firm power."

(7) That the said Wholesale Power Rate Schedules A–4, C–4, E–3, F–3, Wholesale Energy Rate Schedule H–3, and the proposed General Rate Schedule Provisions, filed with the Commission on January 16, 1945, as modified on November 16, 1945, represent a further development of the rate policy of the project heretofore approved, are in keeping with the purposes of the Bonneville Act, and should be confirmed and approved by the Commission.

The Commission orders that:

(a) The proposed Wholesale Power Rate Schedules A–4, C–4, E–3, F–3, Wholesale Energy Rate Schedule H–3, and General Rate Schedule Provisions, filed with the Commission on January 16, 1945, and as modified on November 16, 1945, all being attached hereto and made a part hereof, be and the same are hereby confirmed and approved, to be effective on and after March 1, 1946.

(b) Wholesale Power Rate Schedules A–3 and C–4, Optional Wholesale Power Rate Schedule F–2, Wholesale Energy Rate Schedule H–2, the General Rate Schedule Provisions as confirmed and approved by the Commission December 16, 1941, and the Wholesale Power Rate Schedule E–2 confirmed and approved by the Commission on March 28 and May 16, 1944, are superseded by the Rate Schedules herein confirmed and approved, and on and after March 1, 1946, these Rate Schedules shall no longer be in force and effect.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46–3788; Filed, Mar. 4, 1946; 9:38 a. m.]

[Docket Nos. G–115, G–399, G–400, G–401, G–695, G–696]

EAST OHIO GAS CO. ET AL.

ORDER CONSOLIDATING PROCEEDINGS

MARCH 6, 1946.

In the matters of The East Ohio Gas Company, Docket No. G–115; City of Euclid, Complainant, v. The East Ohio Gas Company, Defendant, Docket No. G–399; City of Cleveland, Complainant, v. The East Ohio Gas Company, Defendant, Docket No. G–400; City of Lakewood, Complainant, v. The East Ohio Gas Company, Defendant, Docket No. G–401; The East Ohio Gas Company, Docket No. G–695; Hope Natural Gas Company, Docket No. G–696.

Upon consideration of the applications, complaints, and other documents of record in the above-entitled matters; and It appearing to the Commission that:

(a) The above-entitled matters are each set for hearing on March 18, 1946, at 10:00 a. m., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue N.W., Washington, D. C.;

(b) Good cause exists for consolidating said matters for hearing;

(c) The hearing should be expedited and the convenience of witnesses and counsel for the respective parties served by a designation of the order in which evidence is to be received;

The Commission orders that:

(a) The proceedings in Docket Nos. G–115, G–399, G–400, G–401, G–695 and G–696, be and the same are hereby consolidated for the purpose of hearing.

(b) The hearing will proceed on March 18, 1946, firstly, upon the matters designated Docket Nos. G–115, G–399, G–400 and G–401; secondly, upon the matter designated Docket No. G–696; and thirdly, upon the matter designated Docket No. G–695.

(c) This order is not to be construed as limiting any of the evidence adduced at such consolidated hearing to any one of the above-docketed proceedings.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46–3787; Filed, Mar. 8, 1946; 11:53 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 422, Special Permit 8]

UNLOADING BOXCARS IN NEW YORK HARBOR, N. Y.

Pursuant to the authority vested in me by paragraph (c) of the first ordering paragraph of Service Order No. 422 (11 F.R. 250), permission is granted for The Delaware, Lackawanna and Western Railroad Company:

To disregard the provisions of Service Order No. 422 insofar as it applies in New York harbor, New York.

This special permit shall become effective at 12:01 a. m., March 7, 1946 and shall expire at 11:59 p. m., March 9, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 6th day of March 1946.

V. C. CLINGER, *Director, Bureau of Service.*

[F. R. Doc. 46–3906; Filed, Mar. 11, 1946 11:20 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5771]

RICHARD PICHLER

In re: Estate of Richard Pichler, deceased; File No. 017–16991.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Hedwig Pichler in and to the Estate of Richard Pichler, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Hedwig Pichler, Germany.

That such property is in the process of administration by the Public Administrator of New York County, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46–3779; Filed, Mar. 8, 1946; 11:39 a. m.]

[Vesting Order 5868]

FANNIE KISSLING

In re: Estate of Fannie Kissling, deceased; file D–28–9330; E. T. sec. 12328.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Richard Riederer, Emma Riederer, Anna R. Erfie and Fritz Riederer, and each of them, in and to the estate of Fannie Kissling, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Richard Riederer, Germany.
Emma Riederer, Germany.
Anna R. Erfie, Germany.
Fritz Riederer, Germany.

That such property is in the process of administration by Bernard J. Moser, 615 American National Bank Building, Kalamazoo 4, Michigan, as Administrator with Will Annexed of the estate of Fannie Kissling, deceased, acting under the judicial supervision of the Probate Court for the County of Kalamazoo, Michigan;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46–3780; Filed, Mar. 8, 1946; 11:39 a. m.]

[Vesting Order 5896]

THERESIA ZITZLSBERGER

In re: Estate of Theresia Zitzlsberger, deceased; File D–28–7542; E.T. sec. 7869.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Joseph Roikl and Walberger Roikl, and each of them, in and to the estate of Theresia Zitzlsberger, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Joseph Roikl, Germany.
Walberger Roikl, Germany.

That such property is in the process of administration by the County Judge of Cuming County, Nebraska, West Point, Nebraska, as Depositary, acting under the judicial supervision of the County Court of Cuming County, Nebraska;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46–3781; Filed, Mar. 8, 1946; 11:39 a. m.]

[Vesting Order 5932]

KARL EHMANN

In re: Estate of Karl Ehmann, deceased; File F-28-4095; E. T. sec. 1811.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Emilie Ehmann, Otto Ehmann and Lulu Ehmann, and each of them, in and to the Estate of Karl Ehmann, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Emilie Ehmann, Germany.
Otto Ehmann, Germany.
Lulu Ehmann, Germany.

That such property is in the process of administration by County Treasurer of Rockland County, State of New York, as Depositary, acting under the judicial supervision of the Surrogate's Court, Rockland County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3782; Filed, Mar. 8, 1946; 11:39 a. m.]

[Vesting Order 5934]

JOHN HUB

In re: Estate of John Hub, deceased; File D-28-9658; E. T. sec. 13441.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Elizabeth Heller in and to the Estate of John Hub, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Elizabeth Heller, Germany.

That such property is in the process of administration by Harold Solomon, as Executor, acting under the judicial supervision of the Middlesex County Orphans' Court, New Brunswick, New Jersey;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3783; Filed, Mar. 8, 1946; 11:39 a. m.]

[Vesting Order 5935]

YUZIRO KAMACHI

In re: Estate of Yuziro Kamachi, also known as Tom Kamachi, and as Tom Yuziro Kamachi, deceased; File D-39-5538; E.T. sec. 13784.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and purusant to law, the undersigned, after investigation, finding;

That the propery described as follows: All right, title, interest and claim of any kind or character whatsoever of Satoko Kamachi in and to the Estate of Yuziro Kamachi, also known as Tom Kamachi, and as Tom Yuziro Kamachi, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Japan, namely,

National and Last Known Address

Satoko Kamachi, Japan.

That such property is in the process of administration by Howard E. Browne, as Administrator, acting under the judicial supervision of the Third Judicial District Court of the State of Nevada, in and for the County of Lander;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3784; Filed, Mar. 8, 1946; 11:39 a. m.]

[Vesting Order 5936]

YANG OH MARN

In re: Estate of Yang Oh Marn, deceased; File D-39-18403; E. T. sec. 14322; H-325.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of the heirs at law, next of kin and personal representatives, names unknown, of Yang Oh Marn, deceased, and each of them, in and to the Estate of Yang Oh Marn, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Japan, namely,

Nationals and Last Known Address

Heirs at law, next of kin and personal representatives, names unknown, of Yang Oh Marn, deceased, Japan.

That such property is in the process of administration by William J. Richard, as Administrator, acting under the judicial supervision of the Circuit Court, Third Judicial Circuit, Territory of Hawaii;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3785; Filed, Mar. 8, 1946; 11:39 a. m.]

[Vesting Order 5960]

ANTHONY C. JEANPLONG

In re: Estate of Anthony C. Jeanplong, a/k/a A. Jeanplong and Anthony Jeanplong, deceased; D-28-10137; E. T. sec. 14430.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mary Spahl in and to the Estate of Anthony C. Jeanplong, a/k/a A. Jeanplong and Anthony Jeanplong, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Hungary, namely,

National and Last Known Address

Mary Spahl, Hungary.

That such property is in the process of administration of Nicholas Jeanplong, as Administrator, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3840; Filed, Mar. 8, 1946; 11:40 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 580, Amdt. 1 to Order 144]

AMERICAN MAID CO., INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-564.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 144 issued under section 13 of MPR 580 on September 17, 1945 on application of American Maid Company, Inc., 847 West Jackson Blvd., Chicago 7, Illinois, is amended in the following respects:

1. Paragraph (a) is amended to establish the following retail ceiling prices of eight additional articles now manufactured by American Maid Company, Inc., having the brand name "American Maid" and described in the manufacturer's application dated January 31, 1946:

Lot No.	Description	Size	Manufacturer's selling price (per doz.)	Retail ceiling price (per unit)
7-212	Knit panty	5-8	$8.00	$1.25
J-453	Jersey slip	32-42	14.00	2.00
J-356	Jersey gown	S., M., L.	21.00	3.00
J-576	do	13, 15, 17	21.00	3.00
8820	Jersey vest	4-16	5.00	.70
8812	Jersey panty	4-16	5.00	.70
8612	do	13, 15, 17	4.75	.65
8042	do	13, 15, 17	4.75	.65

2. Paragraph (e) is amended to read as follows:

(e) On or before the first delivery to any purchaser for resale of each article for which a price is established by paragraph (a) the seller shall send the purchaser a copy of this order and all subsequent amendments. The seller shall be allowed ten days after the date of issue of any amendment to comply with the notice provisions of this order.

This amendment shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3854; Filed, Mar. 8, 1946; 4:58 p. m.]

[MPR 188, Revocation of Order 113 Under Order A-2]

AUTOYRE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, *It is ordered*, That Order No. 113 issued under paragraph (a) (16) of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188 is revoked, subject to the provisions of Supplementary Order No. 40.

This order shall become effective on the 9th day of March 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3753; Filed, Mar. 8, 1946; 11:05 a. m.]

[MPR 580, Amdt. 2 to Order 260]

DUOFOLD INC.

ESTABLISHING CEILING PRICES

MPR No. 580, Amendment 2 to Order 260. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-517.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 260 under section 13 of Maximum Price Regulation 580 issued on November 20, 1945 on application of Duofold Inc., Mohawk, New York, is amended in the following respects:

1. Paragraph (a) is amended to include the following articles and establish their retail ceiling prices:

DU-ONS

	Manufacturer's selling price (per doz.)		Retail ceiling price (per unit)	
	Sizes 34-46	Sizes 48-50	Sizes 34-46	Sizes 48-50
One piece suit (exc. Calif., Wash., Ore.)	$9.25	$10.75	$1.15	$1.35
One piece suit (Calif., Wash., Ore.)	9.50	11.00	1.20	1.40

This amendment shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3852; Filed, Mar. 8, 1946; 4:57 p. m.]

[MPR 580, Amdt. 2 to Order 267]

TEXTRON INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-473.

For the reasons set forth in the opinion issued simultaneously herewith, paragraph (a) to Order No. 267 under section 13 of Maximum Price Regulation 580 issued on application of Textron Incorporated, is further amended by adding the following:

FEMININE APPAREL

Item	Item No.	Manufacturer's selling price (per doz.)	Retail ceiling price (per unit)
Satin nightgown—lace trim	22	$36.00	$4.95
Satin tailored nightgown (extra size 44-50)	23	36.00	4.95
Tailored satin gown	26	24.00	3.25
Crepe embroidered slip scalloped top and bottom	31	30.00	3.95

This amendment shall become effective March 11, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3853; Filed, Mar. 8, 1946; 4:55 p. m.]

[MPR 592, Amdt. 29 to Order 1]

DRAIN TILE

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. 1 is amended in the following respects:

1. A new section 2.1 (e) (5) is added to read as follows:

(5) *Maximum delivered prices for shipment of drain tile into certain counties in New York, Ohio and all of the State of Virginia.* (i) The manufacturer's maximum delivered prices for sales of drain tile for shipment into any of the counties in New York and Ohio, listed below, and into the entire State of Virginia, when shipment is made from plants located in Ohio, shall be as follows:

CHART I—MAXIMUM DELIVERED PRICES PER M FEET FOR SHIPMENT INTO CERTAIN COUNTIES IN NEW YORK

Size (inch)	Erie, Niagara, Chautauqua, Cattaraugus	Orleans, Genesee, Wyoming, Monroe, Livingston	Cayuga, Chenango, Cortland, Broome, Madison, Oneida, Onondaga, Chemung, Schuyler, Ontario, Oswego, Seneca, Steuben, Tompkins, Wayne, Yates, Tioga
3	$42.00	$43.60	$45.20
4	54.00	56.40	58.80
5	88.80	92.80	96.80
6	111.00	115.80	120.60
8	174.00	181.20	188.40
10	274.00	285.20	296.40
12	358.00	372.40	386.80
15	568.00	590.40	612.80

CHART II—MAXIMUM DELIVERED PRICES FOR SHIPMENTS INTO THE STATE OF VIRGINIA

Size (inches):	Price per M feet
3	$47.60
4	62.40
5	102.80
6	127.80
8	199.20
10	313.20
12	408.40
15	646.40

CHART III—MAXIMUM DELIVERED PRICES FOR SHIPMENT INTO CUYAHOGA COUNTY, OHIO

Size (inches):	Price per M feet
3	$36.80
4	46.20
5	75.80
6	95.40
8	146.60
10	233.60
12	303.00
15	517.00

Prices in Chart III subject to $1.00 per ton jobber discount, and $1.00 per ton dealer discount.

(ii) The maximum delivered prices established in (i) above, shall not be further increased pursuant to the provisions of section 2.1 (e) (4).

2. Section 2.4 is amended to read as follows:

SEC. 2.4. *Maximum prices for resellers.* (a) Any jobber or dealer purchasing clay or shale building brick, structural clay hollow building tile, and clay drain tile for resale from any manufacturer who has modified his maximum prices in accordance with section 2.1 above, may increase his maximum prices f. o. b. yard or delivered, established by the General Maximum Price Regulation, by the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer under section 2.1 above. Notwithstanding the provisions of this paragraph, increases in costs of drain tile to jobbers and dealers located in Cuyahoga County, Ohio, resulting from the manufacturer's discount changes specified in Chart III in section 2.1 (e) (5) above, may not be made the basis of a modification in the jobbers' and dealers' resale prices.

(b) Notwithstanding the provision of (a) above, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

This amendment shall become effective March 8, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3855; Filed, Mar. 8, 1946; 4:58 p. m.]

[Rev. SO 119, Order 105]

VICTOR ADDING MACHINE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Victor Adding Machine Company of Chicago, Illinois, may compute its adjusted ceiling prices for the adding machines and accessories which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 12.1 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

(2) If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to the seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 8th day of March 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3859; Filed, Mar. 8, 1946; 5:00 p. m.]

[MPR 598, Corr. to Order 10]

EDISON GENERAL ELECTRIC APPLIANCE CO., INC.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 13 and 21 of Maximum Price Regulation No. 598; *It is ordered:*

That Order No. 10 under Maximum Price Regulation No. 589 is corrected in the following respects:

The table of prices in paragraph (a) is corrected to read as follows:

Model	Ceiling price for sales to—	
	Servicing dealers	Nonservicing dealers
	Each	*Each*
EA7-1-46	$120.65	$128.05
EB7-1-46	132.42	139.82
EC7-0-46	143.74	151.14

This order may be revoked or amended by the Price Administrator at any time.

This correction is effective immediately.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3856; Filed, Mar. 8, 1946; 5:00 p. m.]

[MPR 598, Corr. to Order 11]

GENERAL ELECTRIC CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 13 and 21 of Maximum Price Regulation No. 598, *It is ordered:*

That Order No. 11 under Maximum Price Regulation No. 589 is corrected in the following respects:

The table of prices in paragraph (a) is corrected to read as follows:

Model	Ceiling price for sales to—	
	Servicing dealers	Nonservicing dealers
	Each	*Each*
LBX7B-46	$120.65	$128.05
BH7A-46	132.42	139.82
B7C-46	143.74	151.14

This order may be revoked or amended by the Price Administrator at any time.

This correction is effective immediately.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3857; Filed, Mar. 8, 1946; 5:00 p. m.]

[RMPR 136, Order 584]

BEN-HUR MANUFACTURING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Ben-Hur Manufacturing Company, 634 East Keefe Avenue, Milwaukee 12, Wisconsin, may sell, f. o. b. plant, each Ben-Hur Model 22-46 trailer and optional equipment described in subparagraph (1) below at a price not to exceed the prices contained in subparagraph (2) below, plus federal excise tax, and state and local taxes on its sale or delivery of the trailer and optional equipment and the cost of transporting the trailer and equipment to the purchaser if any.

(1) *Description:* Basic trailer; Model 22-46, two wheel utility trailer, ¾ ton capacity, over-all length 105¼", body dimensions 46¼" wide x 72" long x 12" high inside, pressed steel electric-arc welded frame construction, equipped with steel disc wheels, fenders and 6.00 x 16, 4 ply synthetic rubber tires;

Stake Assembly; 32" high for front, back and sides of trailer;

Bow Assembly; Bows and hardware to support tarpaulins;

Tarpaulin; Custom built reinforced No. 10 canvas 52" x 80" over-all top with 34" high sides front and back attached, back flap 52" wide at top and 60" wide at bottom.

(2) *Prices:*

Description	Prices
Basic trailer	$76.29
Stake assembly	14.09
Bow assembly	1.83
Tarpaulin	15.36
Complete with optional equipment	$107.57

(b) Ben-Hur Manufacturing Company is authorized to suggest to resellers a resale price for the trailer and optional equipment in paragraph (a) (1) above, consisting of the following:

(1) *Suggested resale prices:*

Description	Prices to dealers	Prices to consumers
Basic trailer	$95.37	$127.15
Stake assembly	17.62	23.49
Bow assembly	2.29	3.05
Tarpaulin	19.20	25.60
Complete with optional equipment	134.48	179.29

(2) *Charges:* (i) *Transportation expense.* A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Milwaukee, Wisconsin to the place of business of the reseller.

(ii) *Federal excise tax.* A charge equal to the charge made by Ben-Hur Manufacturing Company to cover Federal excise taxes.

(iii) *State and local taxes.* A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailers and equipment.

(c) A reseller of Ben-Hur trailers in any of the territories or possessions of the United States is authorized to sell the trailers and extra equipment described in paragraph (a), at a price not to exceed the applicable price established in paragraph (b), to which it may add a sum equal to the expense incurred by or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer and equipment; export premiums; boxing and crating for export purposes, marine and war risk insurance; and landing, wharfage and terminal operations.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under Section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary mark-up on such a cost increase, but in the case of a decrease in price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary mark-up on such an amount.

This order shall become effective March 12, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3881; Filed, Mar. 11, 1946; 9:32 a. m.]

[MPR 188, Order 5 Under Rev. Order 1]

WEST BEND ALUMINUM CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 (d) of Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes uniform retail ceiling prices for sales of certain articles of household aluminum cooking utensils manufactured by West Bend Aluminum Co., West Bend, Wisconsin, are as follows:

(1) The uniform retail ceiling price in each zone for a door to door sale of an article of the "Kitchen Craft" line of household aluminum cooking utensils shall be the price set forth for that article as the manufacturer's suggested retail price in the manufacturer's last retail price list, for each zone, in effect prior to April 1, 1942.

For the purpose of this paragraph, one zone shall consist of the states of Texas, New Mexico, Arizona, California, Oregon, Washington, Nevada, Utah, Wyoming, Idaho, and Montana. The other zone shall consist of the other states of the United States and the District of Columbia.

The prices fixed by this paragraph are retail ceiling prices for installment sales and no additional amounts may be collected for delivery, time payments or for any other reason. In the case of a sale for cash, customary allowances for such sales must be allowed.

(2) The uniform retail ceiling price for sales in all parts of the country of an article of the "DeLuxe" or "Laurel" lines of household aluminum cooking utensils shall be the price set forth for that article as the manufacturer's suggested retail price in the manufacturer's last retail price list in effect prior to April 1, 1942.

The retail ceiling prices fixed by this paragraph are for installment sales and include all delivery charges. No additional amount may be collected for any reason. In the case of a cash sale of an article covered by this paragraph the price charged shall reflect the customary differentials for such sales.

(3) The uniform retail ceiling price for sales in all parts of the country of an article of the "Chef Ware" line of household cooking utensils shall be the price set forth for that article as the manufacturer's suggested retail price in the manufacturer's last retail price list in effect prior to April 1, 1942.

(4) The uniform retail ceiling price for sales of the #599 20 gauge 9 cup Drip Coffee Maker sold under the trade mark "Arrow" shall be $2.50 each in Zone I and $2.65 each in Zone II. Zones I and II shall mean the areas so defined in Revised Order No. 1 under § 1499.159e of Maximum Price Regulation 188.

(b) On and after the effective date of this order, the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is affixed to it a retail ceiling price tag or label stating the manufacturer's name or the brand name, the catalog number of designation and the uniform retail ceiling price fixed by this order.

However, the manufacturer is not required to comply with this tagging requirement with respect to the #599 9 cup Drip Coffee Maker or any article in the "Kitchen Craft" line.

(c) Except as modified by this order, all provisions of Revised Order 1 under § 1499.159e of Maximum Price Regulation No. 188, apply to all persons and to all sales and deliveries of the articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 12th day of March 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3884; Filed, Mar. 11, 1946; 9:32 a. m.]

[MPR 188, Order 13 Under Order 6]

McGRAW ELECTRIC CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes a uniform retail ceiling price of $16.80 including federal excise tax for sales of Model 1B12, 2-slice toaster, manufactured by the Toastmaster Products Division of the McGraw Electric Company, Elgin, Illinois, which is sold under the brand name "Toastmaster."

(b) The manufacturer shall determine distributors' ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 in accordance with the provisions of that order on the basis of the uniform ceiling prices fixed by this order.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 12th day of March 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3883; Filed, Mar. 11, 1946; 9:32 a. m.]

[MPR 188, Amdt. 2 to Order 1849]

UPHOLSTERED DUAL PURPOSE SLEEPING EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered,* That Order No. 1849 under § 1499.159b of Maximum Price Regulation No. 188, be, and the same hereby is, amended in the following respects:

1. Paragraph (e) is amended to read as follows:

(e) *Maximum prices which cannot be established under paragraph (d).* After March 15, 1946, a manufacturer shall not sell, offer to sell, deliver or offer to deliver any article covered by this order for sales of which maximum prices have not been established under paragraph (d) of this order, or under an order of the Office of Price Administration, until he has applied to the Office of Price Administration, Washington, D. C., for the establishment of his maximum prices for such sales, and until such maximum prices have been established by an order of the Office of Price Administration, or the waiting period referred to below has terminated, and the manufacturer has received no notification from the Office of Price Administration. The application shall set forth (unless the information has already been furnished to the Office of Price Administration, in which case the date and the Office to which it was furnished, shall be stated):

(1) The number or trade name of the article to be priced.

(2) The reasons why the article cannot be priced under paragraph (d) of this order.

(3) The detailed specifications and illustration of the article to be priced.

(4) An itemized breakdown of the manufacturer's current unit direct cost of the article to be priced, showing separately according to his own system of accounts or regularly prepared operating statements all major component unit direct cost factors. For the purpose of this order, unit direct costs include direct labor and direct material costs but do not include factory burden (sometimes called factory overhead or indirect manufacturing expenses), packaging and crating costs, royalties and patterns, tool and die cost and items of administrative, general and selling expenses. Also, the number of units of production upon which the unit direct costs were based.

(5) An itemized breakdown of the manufacturer's current unit direct cost (as described in (4) above) of the basic model in paragraph (d) of this order which is most nearly comparable to the article being priced.

(6) Price lists in effect during March 1942 showing: The article most nearly comparable to the article being priced, with illustrations; the article most nearly comparable to the basic model mentioned in (4) with illustrations; all price differentials covering variations in these constructions. If the manufacturer was not making and selling inner-constructions in March 1942, send the first price list which was in effect after March 1942, together with illustrations.

(7) A statement of the manufacturer's customary discounts, allowances, price differentials and terms of sale to different classes of purchasers in effect for sales of inner-constructions during March 1942; or if the manufacturer was not making and selling inner-constructions during March 1942, the same information for the first period after March 1942 during which the manufacturer was engaged in this business.

(8) The proposed maximum prices to each class of purchaser for the article to be priced, and a statement of why the manufacturer believes those prices to be in line with the level of maximum prices established by this order.

Those proposed maximum prices shall be calculated as follows:

Step 1: The manufacturer shall determine the "unit direct cost" for the article being priced.

Step 2: The manufacturer shall select the comparable article for which maximum prices have already been established in paragraph (d), which has a unit direct cost closest to the unit direct cost of the article being priced.

Step 3: The manufacturer shall determine the percentage markup over unit direct cost for the comparable article selected.

Step 4: The manufacturer shall apply to the unit direct cost of the article being priced that percentage markup. The resulting price shall be the f. o. b. factory, l. c. l. maximum prices for sales of the new article to retailers.

In the absence of a contrary direction from the Office of Price Administration within 15 days after mailing his application, the manufacturer may offer the article in question for sale at the proposed maximum prices stated therein. If such proposed maximum prices are correctly computed they shall be subject to adjustment (but not retroactively) at any time by order of the Office of Price Administration if it appears that the maximum prices so established are out of line with the general level of prices established by this order. If the prices are incorrectly computed, the maximum prices for a sale, offer to sell, or delivery of an article made pursuant to the incorrect report shall be the maximum prices which are properly computed under the formula contained in this paragraph.

2. Paragraph (h) is added to read as follows:

(h) *Establishment of maximum prices in certain cases.* If any seller subject to this order fails to make the application for price approval which this order requires in certain instances, the Office of Price Administration may, either upon application, or upon its own motion, issue orders under this paragraph establishing maximum prices which are in line with the level of maximum prices established by this order. Maximum prices, so established, shall be effective as of the date of first sale.

This amendment shall become effective on March 16, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3882; Filed, Mar. 11, 1946; 9:32 a. m.]

[MPR 478, Order 165]

HOOD RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

(a) The maximum price for sales of the following coated fabric manufactured by the Hood Rubber Company, Watertown, Massachusetts, shall be as follows:

Style No. 173, 58" 2.58 sheeting, dyed, neoprene coated and cotton flocked: $1.1622 per linear yard.

(b) With or prior to the first delivery of the coated fabric covered by this order, to any person other than a manufacturer, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric, which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 12, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3885; Filed, Mar. 11, 1946; 9:33 a. m.]

[MPR 592, Order 13]

NATIONAL GYPSUM CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, and § 18 (c) of the General Maximum Price Regulation, *It is ordered:*

(a) The maximum f. o. b. plant and delivered prices for sales by the National Gypsum Company, Buffalo, New York, of the following commodities manufactured at its Saltville, Virginia, plant may be increased by amounts not in excess of the following:

	Per ton
(1) Crushed rock	$0.50
(2) Land plaster used for industrial purposes	1.50
(3) Land plaster used for agricultural purposes	1.50
(4) Rock dust	0.41

(b) Any person purchasing land plaster used for agricultural purposes manufactured by the National Gypsum Company at its Saltville plant, for the purpose of resale may increase his present maxi-

mum prices established under the General Maximum Price Regulation by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted in paragraph (a) (3) above.

(c) The National Gypsum Company shall furnish to each buyer purchasing for resale land plaster used for agricultural purposes and manufactured at its Saltville plant, on or before the date it makes the first delivery at the adjusted price, a written statement as follows:

> The Office of Price Administration has granted an adjustment of $1.50 per ton in the maximum prices for land plaster used for agricultural purposes manufactured by the National Gypsum Company at its Saltville plant. You are permitted to add the actual amount of your increased cost resulting from the increase permitted the National Gypsum Company to your existing maximum prices for this commodity purchased from them.

(d) The maximum prices established herein shall be subject to cash, quantity, and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(e) Order No. L–284 under section 16 of Maximum Price Regulation No. 592 is hereby revoked.

(f) This order may be amended or revoked by the Office of Price Administration at any time.

This order No. 13 shall become effective March 12, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3886; Filed, Mar. 11, 1946; 9:33 a. m.]

[MPR 188, Order 4898]

FOUNTAIN PENS AND MECHANICAL PENCILS

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Purpose of this order.* Appendix A of § 1499.166 of Maximum Price Regulation No. 188 lists the categories of articles covered by that regulation. By Amendment No. 74 to Maximum Price Regulation No. 188, effective March 7, 1946, fountain pens, mechanical pencils and fountain pen and mechanical pencil sets were added to the list of articles specified under the category "Unclassified Articles" in Appendix A. Prior to the issuance of that amendment, manufacturers' maximum prices for those articles were purportedly fixed under Maximum Price Regulation No. 188, or under section 5 of Supplementary Order No. 118, because Maximum Price Regulation No. 188 was interpreted as covering those articles even though they were not specifically listed. This order is being issued to establish the prices so fixed for such of those articles as were first offered for delivery prior to March 7, 1946, as the maximum prices for those articles under Maximum Price Regulation No. 188.

(b) *Maximum prices for sales of fountain pens or mechanical pencils first offered for delivery prior to March 7, 1946.* Regardless of any contrary provision contained in Maximum Price Regulation No. 188 or any other regulation, the maximum price for sales by a manufacturer of any fountain pen, mechanical pencil or fountain pen and mechanical pencil set which was first offered for delivery prior to March 7, 1946, shall be the maximum price for that article purportedly established or approved under Maximum Price Regulation No. 188, or under section 5 of Supplementary Order No. 118, prior to the issuance of this order.

Effective date. This order shall become effective March 7, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46–3722; Filed, Mar. 7, 1946; 4:15 p. m.]

[MPR 591, Order 4]

MAGNAVOX CO.

APPROVAL OF RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Maximum Price Regulation No. 599, *It is ordered:*

(a) The retail ceiling prices for sales by all sellers of the models of radios listed below, manufactured by the Magnavox Company of Fort Wayne 4, Indiana, are the prices set forth below for sales in each zone. These prices include the Federal excise tax and are subject to each retail seller's customary terms, allowances, discounts, and conditions of sale in effect between July 15 and October 15, 1941, as provided by section 15 of Maximum Price Regulation No. 599:

Model	Description	Retail ceiling price	
		Zone I	Zone II
142B	Chairside: Mahogany-walnut blonde	$214.50	$220.00
148B	Contemporary: Mahogany-walnut	240.00	250.00
	Blonde	245.00	255.00
151B	Georgian: Mahogany-walnut	250.00	260.00
142B	Belvelere: Mahogany-walnut	365.00	380.00
	Blonde	380.00	395.00
155B	Regency: Mahogany-walnut	385.00	400.00
	Blonde	400.00	415.00

(b) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the retail ceiling price in each zone or in the zone in which the article will be sold at retail.

(c) Except as modified by the provisions of this order, all applicable provisions of Maximum Price Regulation No. 599 remain in full force and effect.

This order shall become effective March 12, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3887; Filed, Mar. 11, 1946; 9:33 a. m.]

[MPR 580, Amdt. 2 to Order 30]

COOPER, INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–565.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 30 issued on May 11, 1945, under section 13 of Maximum Price Regulation 580 on application of Coopers Incorporated, Kenosha, Wisconsin, is amended in the following respects:

1. A new paragraph (g) is added to read as follows:

(g) For a period of 45 days from the effective date of this amendment, the provisions of paragraph (c) are suspended insofar as Coopers Incorporated, is directed to preticket all articles for which a retail price was established by Amendment 1 to this order, issued February 21, 1946. During this period of suspension the purchaser for sale at retail shall mark each article with the retail ceiling price as established by Amendment 1 issued February 21, 1946, or if improperly preticketed by the manufacturer, attach to the article or envelope containing the article a label, tag or ticket stating the correct retail ceiling price. This mark or statement must be in the following form:

Sec. 13, MPR 580
OPA Price $_____

No retailer may offer or sell the article unless it is marked or tagged in the form stated above. Coopers Incorporated shall send a copy of this amendment and a list of the retail prices as established by Amendment 1 issued February 21, 1946, before the first delivery of these articles to any purchaser for resale after the effective date of this amendment.

This amendment shall become effective March 12, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3925; Filed, Mar. 11, 1946, 11:40 a. m.]

[MPR 580, Amdt. 2 to Rev. Order 63]

DAVID D. DONIGER & CO., INC.

ESTABLISHMENT OF CEILING PRICES

Establishing Ceiling Prices at Retail for Certain Articles; Docket No. 6063–580–13–468.

For the reasons set forth in the opinion issued simultaneously herewith, Revised Order No. 63, issued on January 14, 1946 under section 13 of MPR 580 on application of David D. Doniger & Co., Inc., 303 Fifth Avenue, New York 16, New York, is amended in the following respect:

The heading "Supplier's Selling Price" is substituted in paragraph (a) in place of the heading "Supplier's Net Selling Price."

This amendment shall become effective March 12, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3923; Filed, Mar. 11, 1946; 11:49 a. m.]

[MPR 580, Amdt. 3 to Order 220]

STADIUM MFG. CO., INC.

ESTABLISHING CEILING PRICES

Establishing Ceiling Prices at Retail for Certain Articles; Docket No. 6063–580–13–514.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 220 issued on application of Stadium Manufacturing Company, Inc. of Baltimore, Maryland, under section 13 of MPR 580 is amended in the following respect:

The heading "Manufacturer's Selling Price Range" is substituted in paragraph (a) in place of the heading "Manufacturer's Net Selling Price Range."

This amendment shall become effective March 12, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3927; Filed, Mar. 11, 1946; 11:50 a. m.]

[Rev. SO 119, Rev. Order 56]

R. WALLACE AND SONS

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* R. Wallace and Sons, Wallingford, Connecticut may compute its adjusted ceiling prices for all articles of carbon steel and stainless steel flatware, and silver plated flatware which it manufactures, as follows:

(1) For an article of stainless steel flatware or carbon steel flatware which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 14.2 percent. For an article of silver plated flatware which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 18.7 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(4) The manufacturer may not add to the amount of increase permitted by this paragraph for silver plated flatware any adjustment under Revised Order No. 226 under Maximum Price Regulation No. 188 since the increase authorized by this paragraph includes the amount of adjustment permitted by that order.

(b) *Reseller's ceiling prices*—(1) *Articles of carbon steel and stainless steel flatware.* Purchasers for resale of an article of carbon steel or stainless steel flatware which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his increased cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(2) *Articles of silver plated flatware.* A purchaser for resale of silver plated flatware shall determine his maximum price as follows:

(i) If during March 1942 he delivered or offered for delivery an article of silver plated flatware which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, and on which he has established an adjusted maximum price under either Order No. 226 or Revised Order No. 226 under Maximum Price Regulation No. 188 (adjustment on certain articles containing silver) he shall determine his maximum price on an article covered by this order according to the following steps:

Step 1. He shall determine the percentage of markup he has on that comparable article between his actual invoice cost (including the silver adjustment permitted by Order 226 or Revised Order 226) and his maximum price as adjusted under Revised Order No. 226.

Step. 2. He shall apply the markup which he finds in Step 1 above to his actual invoice cost of the article covered by this order. The result is his ceiling price for his sales of that article to the same class of purchaser as that to which the maximum price of the comparable article applied.

(ii) If a purchaser for resale cannot determine his ceiling price under the above method, he shall apply to the Office of Price Administration for the establishment of his ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under this section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or established under any applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a ceiling price adjusted in accordance with the terms of this order, the seller shall notify each purchaser in writing of the method of determining adjusted ceiling prices for sales of the articles covered by this order. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 9th day of March 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3770; Filed, Mar. 8, 1946; 11:05 a. m.]

[MPR 120, Amdt. 12 to Order 1548]

ELLIOT COAL MINING CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) of Maxi-

mum Price Regulation No. 120, *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects.

Paragraph (a) is amended by adding thereto the following name of the producer, address, mine name and index number, and preparation plant name, as follows:

Producer and address	Mine name	Mine index No.	Location and name of preparation plant through which the coals are prepared.
Somerset construction Co., Salisbury, Pa.	Somerset No. 3.	5029	Somerset Construction Co., preparation plant at Niverton, Pa., on the B. & O. Railroad.

This Amendment No. 12 to Order No. 1548 under Maximum Price Regulation No. 120 shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3743; Filed, Mar. 8, 1946; 11:05 a. m.]

[RMPR 131, Order 32]

PHARIS TIRE AND RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 6 of Revised Maximum Price Regulation 131 and section 6.4 of the Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation; it is ordered:

(a) *Applicability.* This order applies to all sales at all levels of the 6.00–16, 2-ply or 3-ply, tire retreaders made from new materials by The Pharis Tire and Rubber Co. of Newark, Ohio.

(b) *Maximum prices.* The maximum prices of the commodity described in paragraph (a) of this order, shall be:

	Maximum prices for sales to—		
	Jobbers	Dealers	At retail
6.00–16, 2 or 3-ply uncemented new tire retreaders	*Each* $1.32	*Each* $1.65	*Each* $2.50

(c) *Notification.* With or prior to the first delivery of the commodity described in paragraph (a) to any reseller, the seller shall give such reseller a written notice of the maximum retail price applicable thereto, as established by paragraph (b) of this order. If such reseller is a jobber, the notification shall include the maximum price applicable to sales to dealers as established by paragraph (b) of this order, and a statement that such jobber is required by this order to notify any dealer to whom he sells of the maximum retail price as established by paragraph (b) of this order.

(d) *Relationship to other regulations.* All provisions of Revised Maximum Price Regulation 131 not inconsistent with this order shall apply to the wholesale sales of the commodity priced by this order. All provisions of the General Maximum Price Regulation not inconsistent with this order shall apply to the retail sales of the commodity priced by this order.

(e) This order may be amended by the Office of Price Administration at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3744; Filed, Mar. 8, 1946; 11:05 a. m.]

[MPR 188, Order 4893]

CHESAPEAKE SPECIALTY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Chesapeake Specialty Company of 115 Hollingsworth Street, Baltimore 2, Md.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—			
		Wholesalers (Jobbers)	Chain and department stores	Other retailers	Consumers
Household dust pan 8½" x 12¾"	30 ga.	*Doz.* $2.04	*Doz.* $2.52	*Doz.* $2.88	*Each* $0.35
Enameled finish household broom and mop holder	------	1.08	1.44	1.52	.19

These maximum prices are for the articles described in the manufacturer's application dated January 18, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of March 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3746; Filed, Mar. 8, 1946; 11:06 a. m.]

[MPR 188, Order 4895]

NORK PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Nork Products Company, 5897 South Main Street, Los Angeles 3, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Chain stores, mail order houses and jobbers	Dept. stores	Other retailers	Consumers
Cream whipper	10–A	*Dozen* $12.30	*Dozen* $14.01	*Dozen* $16.40	*Each* $2.05

These maximum prices are for the articles described in the manufacturer's application dated January 23, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$2.05 Each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of March 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3748; Filed, Mar. 8, 1946; 11:06 a. m.]

[MPR 188, Order 4894]

QUIETAIRE PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Quietaire Products Company, 159 Badger Avenue, Newark 8, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—					
		Wholesalers mill, electric motor, restaurant, hotel and store equipment supplies	Retailers (3 units or more)	Retailers (less than 3 units)	Industrial commercial institutional users 3 units or more	Industrial commercial institutional users less than 3 units	Users other than industrial commercial or institutional
Pedestal fan enamel and chrome plated 8" adjustment cast iron base	16"	*Each* $30.00	*Each* $36.00	*Each* $39.00	*Each* $45.00	*Each* $51.00	*Each* $60.00
	18"	32.72	39.26	42.54	49.08	55.62	65.44
	20"	35.93	43.11	46.71	53.90	61.08	71.86
	24"	38.64	46.37	50.24	57.97	65.70	77.29
	30"	41.57	53.18	57.94	66.05	75.77	89.14

These maximum prices are for the articles described in the manufacturer's application dated September 25, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are net 30 days. Only the exact amount of the Federal Excise Tax that the particular seller is required to pay may be added to the above prices.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Ceiling Prices to Users Other Than Industrial, Commercial or Institutional $------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of March 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3747; Filed, Mar. 8, 1946; 11:06 a. m.]

[MPR 188, Order 4896]

PITTSBURGH RANGE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Pittsburgh Range Company, 1000 Island Avenue, McKees Rocks, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—			
		Wholesalers (Jobbers)	Chain and department stores	Other retailers	Consumers
Aluminum kitchen stool 24" high, plastic seat, enamel finish	124	*Each* $2.65	*Each* $3.17	*Each* $3.54	*Each* $5.30
Aluminum kitchen stool 20" high, plastic seat, enamel finish	120	2.48	2.96	3.30	4.95
Aluminum bath room stool 15" high, plastic seat, enamel finish	115	2.05	2.45	2.73	4.10

These maximum prices are for the articles described in the manufacturer's application dated November 28, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of March 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3749; Filed, Mar. 8, 1946; 11:06 a. m.]

[MPR 188, Order 4897]

SHO-SHO PRODUCTS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Sho-Sho Products, 110 West 14th Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Boudoir lamp shade, rayon over parchment with organdie ruching	50	$1.70	$2.00	$3.60
	60	1.28	1.50	2.70
	70	1.06	1.25	2.25

These maximum prices are for the articles described in the manufacturer's application dated February 15, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net, 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 9th day of March 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3750; Filed, Mar. 8, 1946; 11:07 a. m.]

[MPR 591, Order 340]

ENGINEERING AND MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following "Dew Freeze" #6, farm and home freezer manufactured by the Engineering and Manufacturing Company, St. Louis, Mo., and as described in the application dated January 22, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Mode	On sales to—		
	Distributors	Dealers	Consumers
No. 6—6.2 cu. ft. ⅓ hp. condensing unit	$152.50	$183.00	$305.00
No. 20—20 cu. ft. ½ hp. condensing unit	297.50	357.00	595.00
No. 15—15 cu. ft. ⅓ hp. condensing unit	260.00	312.00	520.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Engineering and Manufacturing Company of St. Louis, Missouri, shall stencil on the lid or cover of the home and farm freezers covered by this order, substantially the following:

OPA Maximum Retail Price $——

Plus freight and crating as provided in Order No. 340 under Maximum Price Regulation No. 591.

(g) This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3758; Filed, Mar. 8, 1946; 11:07 a. m.]

[MPR 591, Order 341]

C. E. PEARCE

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment for sales by any person of the following farm freezer manufactured by C. E. Pearce, Lyndon, Vt., and as described in the application date February 16, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
P. S. C. 18—12 cu. ft. ¼ hp. condensing unit	$210.00	$252.00	$420.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) C. E. Pearce of Lyndon, Vermont, shall stencil on the lid or cover of the farm freezer covered by this order, substantially the following:

OPA Maximum Retail Price $420.00

Plus freight and crating as provided in Order No. 341 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3759; Filed, Mar. 8, 1946; 11:07 a. m.]

[MPR 591, Order 342]

GOODYEAR AIRCRAFT CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm freezer manufactured by the Goodyear Aircraft Corporation, 1210 Massillon Road, Akron, Ohio, and as described in the application dated January 31, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—			
	Wholesalers	Distributors	Dealers	Consumers
No. 350 farm freezer, 35 cu. ft., ¾ hp. condensing unit	$427.50	$475.00	$570.00	$950.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Goodyear Aircraft Corporation, Akron, Ohio, shall stencil on the lid or cover of Model No. 350 farm freezer covered by this order, substantially the following:

OPA Maximum Retail Price $950.00

Plus freight and crating as provided in Order No. 342 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3760; Filed, Mar. 8, 1946; 11:07 a. m.]

[MPR 591, Order 343]

BORGEN AND BEAM

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following B & B Home food freezers manufactured by Borgen and Beam, 6435 Northeast Twenty-sixth Avenue, Portland, Greg., and as described in the application dated January 8, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
B & B home food freezer 12 cu. ft. ¼ hp. condensing unit	$215.00	$258.00	$375.00
B & B home food freezer 18 cu. ft. ⅓ hp. condensing unit	275.00	330.00	435.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Borgen and Beam, 6535 Northeast Twenty-sixth Avenue, Portland, Oregon, shall stencil on the lid or cover of the home food freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 343 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3761; Filed, Mar. 8, 1946; 11:08 a. m.]

[MPR 591, Order 344]

MINNEAPOLIS SHOW CASE AND FIXTURE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm and home freezer manufactured by the Minneapolis Show Case and Fixture Company, 1009 Washington Avenue South, Minneapolis 15, Minn., and as described in the application dated February 1, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
18 cu. ft., ¾ hp. condensing unit	$249.00	$299.00	$498.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Minneapolis Show Case and Fixture Company, 1009 Washington Avenue South, Minneapolis, Minnesota, shall stencil on the lid or cover of the farm and home freezer covered by this order, substantially the following:

Opa Maximum Retail Price $498.00

Plus freight and crating as provided in Order No. 344 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc 46-3762; Filed, Mar. 8, 1946; 11:08 a. m.]

[MPR 591, Order 345]

MURDOCH, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer manufactured by Murdoch, Incorporated, 3630 Haverford Avenue, Philadelphia 4, Pa., and as described in the application which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sale to—		
	Distributors	Dealers	Consumers
Vertical box, 14.5 cu. ft. less compressor	$295	$295	$49[illegible]

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Murdoch, Incorporated of Philadelphia, Pennsylvania, shall stencil on the lid or cover of the home freezer covered by this order, substantially the following:

OPA Maximum Retail Price—$492.00

Plus freight and crating as provided in Order No. 345 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3763; Filed, Mar. 8, 1946; 11:08 a. m.]

[MPR 591, Order 346]

HACKETT ELECTRIC

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Low Temperature Cabinets manufactured by Hackett Electric, 130 South Highland Avenue, Pittsburgh, Pa., and as described in the application dated January 10, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sale to—		
	Distributors	Dealers	Consumers
10 cu. ft. low temperature cabinet ¾ hp. condensing unit	$219	$248	$[illegible]

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Hackett Electric of Pittsburgh, Pa., shall stencil on the lid or cover of the Low Temperature Cabinets covered by this order, substantially the following:

OPA Maximum Retail Price $430.00

Plus freight and crating as provided in Order No. 346 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3764; Filed, March 8, 1946, 11:08 a. m.]

[MPR 591, Order 347]

BORG-WARNER

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Portable Water Cooler manufactured by Norge Division, Borg-Warner Corporation of Detroit, Mich., and as described in the application dated February 8, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
Portable water cooler (water boy)	$54.57	$68.17	$109.95

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except retailers, including allowable transportation and crating charges.

(f) Norge Division, Borg-Warner Corporation of Detroit, Michigan, shall stencil on the lid or cover of the Portable Water Cooler covered by this order, substantially the following:

OPA Maximum Retail Price—$109.95

Plus freight and crating as provided in Order No. 347 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3765; Filed, Mar. 8, 1946; 11:09 a. m.]

[MPR 591, Order 348]

CURRIE HEATING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, for sales by any person of the following Falco line of blower type gas-fired furnaces manufactured by the Currie Heating Company of San Anselmo, California and as described in the application dated December 29, 1945 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model No.	B. t. u. input	On sales to—		
		Jobbers	Dealers	Consumers
65UB	65,000	$129.20	$152.00	$212.80
80UB	80,000	139.40	164.00	229.60
100UB	100,000	150.44	177.00	247.80
120UB	120,000	161.50	190.00	266.00
140UB	140,000	174.25	205.00	287.00
160UB	160,000	200.60	236.00	330.00
180UB	180,000	226.95	267.00	373.80
200UB	200,000	240.55	283.00	396.20
220UB	220,000	291.55	343.00	480.20
240UB	240,000	331.50	390.00	546.00
260UB	260,000	357.00	420.00	588.00
280UB	280,000	376.55	443.00	620.20
300UB	300,000	389.30	458.00	641.20
320UB	320,000	421.60	496.00	694.40
360UB	360,000	453.90	534.00	747.60
400UB	400,000	480.25	565.00	791.00

(b) The maximum net prices specified in (a) above are f. o. b. point of shipment on sales to any person except a consumer. On sales to consumers, the maximum prices set forth above are f. o. b. point of destination.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities falling into the same general trade category which includes gas fired furnaces.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for his purchasers except a dealer upon resale.

(e) The maximum prices authorized by this order include all price advances authorized by section 2.5 of Order 48 of Maximum Price Regulation No. 591 to date and may not be further increased pursuant to the provisions of that order as are in effect as of the date of this order.

(f) The Currie Heating Company of San Anselmo, California shall stencil in a conspicuous place on each of the gas fired furnaces covered by this order, the following:

OPA Maximum Retail Price—$------

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3766; Filed, Mar. 8, 1946; 11:09 a. m.]

[MPR 591, Order 349]

KAY REFRIGERATION, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division or the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment for sales by any person of the following food display case, manufactured by Kay Refrigeration, Incorporated, 9140 Charlevoix, Detroit 14, Michigan, and as described in the application dated January 22, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model No.	On sales to—			
	Distributors	Dealers	Jobbers	Consumers
K1846 food display case	$564.00	$752.00	$677.00	$1,128.80

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor, dealer or jobber the following charges may be added to the maximum prices established in (a) above.

(1) The actual amount of freight paid to obtain delivery to his place of busines. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer or jobber, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers or jobbers, including allowable transportation and crating charges.

(f) Kay Refrigeration, Incorporated of Detroit, Michigan, shall stencil on the lid or cover of the food display case covered by this order, substantially the following:

OPA Maximum Retail Price $1,128.80

Plus freight and crating as provided in Order No. 349 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3767; Filed, Mar. 8, 1946; 11:09 a. m.]

[MPR 591, Order 350]

NATIONAL ENGINEERING AND METALS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Luminaire Conditioner manufactured by the National Engineering & Metals Co., Washington, D. C., and as described in the application dated February 8, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Luminaire conditioner—water cooled, ½ hp. condensing unit	$242.50	$291.00	$485.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $8.50.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The National Engineering and Metal Company, of Washington, D. C., shall attach a tag on the Luminaire Conditioner covered by this order, substantially the following:

OPA Maximum Retail Price $485.00

Plus freight and crating as provided in Order No. 350 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3768; Filed, Mar. 8, 1946; 11:09 a. m.]

[MPR 591, Order 351]

ROWE AND THOMPSON

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following refrigerated display case manufactured by Rowe and Thompson, State and Lafayette Streets, Chehalis, Wash., and as described in the application dated January 24, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
1.5 8 ft. refrigerated display case	$591.00	$650.00	$985.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Rowe and Thompson, of Chehalis, Washington, shall stencil on the lid or cover of the refrigerated display case covered by this order, substantially the following:

OPA Maximum Retail Price $985.00

Plus freight and crating as provided in Order No. 351 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 9, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3769; Filed, Mar. 8, 1946; 11:10 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 7, 1946.

Region I

Augusta Order 3–F, Amendment 42, covering fresh fruits and vegetables in Portland, South Portland, and Westbrook. Filed 10:18 a. m.

Augusta Order 5–F, Amendment 41, covering fresh fruits and vegetables in Bangor and Brewer. Filed 10:18 a. m.

Hartford Order 8, Amendment 2A, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:19 a. m.

Hartford Order 1–C, Amendment 8, covering poultry in the State of Connecticut. Filed 10:20 a. m.

Hartford Order 1–D, Amendment 2, covering butter and cheese. Filed 10:20 a. m.

Hartford Order 3–W, Amendment 2A, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:20 a. m.

Region II

Albany Order 13–F, Amendments 4 and 5, covering fresh fruits and vegetables in certain cities in New York and the Town of Green Island, New York. Filed 10:18 and 10:16 a. m.

Albany Order 2–C, Amendments 1 and 2, covering poultry in Albany, Schenectady and Rensselaer counties, New York. Filed 10:17 a. m.

Albany Order 2–C, covering poultry in Albany, Schenectady and Rensselaer counties, New York. Filed 10:17 a. m.

Albany Order 6–O, covering eggs in Albany, Schenectady and Renesselaer counties, New York. Filed 10:20 a. m.

Albany Order 2–C, Amendment 5, covering poultry in Albany, Schenectady and Rensselaer counties, New York. Filed 10:18 a. m.

Albany Order 2–C, covering poultry in Albany, Schenectady and Renesselaer counties, New York. Filed 10:14 a. m.

Albany Order 6–O, covering eggs in Albany, Schenectady and Renesselaer counties, New York. Filed 10:14 a. m.

Albany Order 6–O, covering eggs in Albany, Schenectady and Renesselaer counties, New York. Filed 10:21 a. m.

Albany Order 27, Amendment 8, covering dry groceries in certain areas in New York. Filed 10:18 a. m.

Albany Order 28, Amendment 5, covering dry groceries in certain areas in New York. Filed 10:19 a. m.

Albany Order 29, Amendment 4, covering dry groceries in certain counties in New York. Filed 10:20 a. m.

Albany Order 27–W, Amendment 9, covering dry groceries in certain counties in New York. Filed 10:21 a. m.

Albany Order 3–W, Amendment 9, covering dry groceries in certain areas in New York. Filed 10:19 a. m.

Albany Order 4–W, Amendment 3, covering dry groceries in certain areas in New York. Filed 10:14 a. m.

Albany Order 28, Amendment 6, covering dry groceries in certain areas in New York. Filed 10:19 a. m.

Buffalo Order 6–F, Amendment 5, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 10:14 a. m.

Newark Order 46, Amendment 6, covering dry groceries in the Trenton area, Filed 10:16 a. m.

Newark Order 47, Amendment 3, covering dry groceries in the Trenton area. Filed 10:15 a. m.

Newark Order 48, Amendment 3, covering dry groceries in the Trenton area. Filed 10:15 a. m.

Newark Order 6–W, Amendment 4, covering dry groceries in the Trenton area. Filed 10:15 a. m.

Syracuse Order 3–C, Amendment 4, covering poultry in certain areas in New York. Filed 10:15 a. m.

Syracuse Order 1–O, covering eggs in certain areas in New York. Filed 10:16 a. m.

Syracuse Order 2–O, covering eggs in certain areas in New York. Filed 10:16 a. m.

Region IV

Birmingham Order 7–O, Amendment 9, covering eggs in Montgomery county, Alabama. Filed 10:23 a. m.

Region VII

Albuquerque Order 42, Amendment 5, covering dry groceries in Northwestern Central and Extreme Southwestern New Mexico area. Filed 10:32 a. m.

Albuquerque Order 43, Amendment 5, covering dry groceries in The Gallup, Albuquerque, Santa Fe, Las Vegas, Raton, Tucumcari & Santa Rosa area. Filed 10:32 a. m.

Albuquerque Order 44, Amendment 6, covering dry groceries in certain areas in New Mexico. Filed 10:32 a. m.

Albuquerque Order 8–W, Amendment 12, covering dry groceries in The Gallup, Albuquerque, Santa Fe, Las Vegas, Raton, Tucumcari and Santa Rosa area. Filed 10:32 a. m.

Albuquerque Order 9–W, Amendment 12, covering dry groceries in certain areas in New Mexico. Filed 10:33 a. m.

Denver Order 82, Amendment 6B, covering dry groceries in the Denver area. Filed 10:29 a. m.

Denver Order 83, Amendment 6B, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 10:29 a. m.

Denver Order 85, Amendment 7B, covering dry groceries in Canon City-Lamar-Rocky Ford-Salida area. Filed 10:29 a. m.

Denver Order 86, Amendment 6B, covering dry groceries in the Craig-Leadville area. Filed 10:30 a. m.

Denver Order 88, Amendment 6B, covering dry groceries in the Boulder-Fort Collins-Fort Morgan-Greeley area. Filed 10:30 a. m.

Denver Order 89, Amendment 6B, covering dry groceries in the Burlington-Julesburg-Limon-Sterling area. Filed 10:30 a. m.

Denver Order 92, Amendment 6B, covering dry groceries in the Alamosa-Creede-Monte Vista area. Filed 10:30 a. m.

Denver Order 93, Amendment 5B, covering dry groceries sold by Group 4 Stores in the Group 4 Area No. 1. Filed 10:30 a. m.

Denver Order 94, Amendment 6B, covering dry groceries sold by Group 4 Stores in the Group 4 Area No. 2. Filed 10:31 a. m.

Denver Order 12–W, Amendment 9B, covering dry groceries in the Denver area. Filed 10:31 a. m.

Denver Order 13–W, Amendment 9B, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 10:31 a. m.

Region VIII

Los Angeles Order 3–F, Amendments 36 and 37, covering fresh fruits and vegetables in the Los Angeles Metropolitan area. Filed 10:27 a. m.

Los Angeles Order 4–F, Amendment 36, covering fresh fruits and vegetables in the San Bernardino-Riverside area. Filed 10:28 a. m.

Los Angeles Orders 5–F and 6–F, Amendments 36 and 37, covering fresh fruits and vegetables in the Santa Barbara, Ventura and San Luis Obispo areas. Filed 10:28 a. m.

Los Angeles Order 7–F, Amendment 14, covering fresh fruits and vegetables in the City of Bakersfield, in the County of Kern. Filed 10:28 a. m.

Los Angeles Order 7–F, Amendment 15, covering fresh fruits and vegetables in Bakersfield area. Filed 10:28 a. m.

Los Angeles Order 7–F, Amendments 16, 17, and 18, covering fresh fruits and vegetables in the Bakersfield area. Filed 10:29 and 10:27 a. m.

Los Angeles Order 7–F, Amendments 19, 20, and 21, covering fresh fruits and vegetables in the Bakersfield area. Filed 10:27 and 10:26 a. m.

Los Angeles Order 8–F, Amendments 17 and 18, covering fresh fruits and vegetables in the San Diego Metropolitan area. Filed 10:26 a. m.

Los Angeles Order 9–F, Amendments 15, 16, and 17, covering fresh fruits and vegetables in certain areas in California. Filed 10:26 and 10:24 a. m.

Los Angeles Order 10–F, Amendments 16 and 17, covering fresh fruits and vegetables in certain areas in California. Filed 10:24 a. m.

Los Angeles Order L. A. 2–D, Amendment 2, covering butter and cheese in certain counties in California. Filed 10:25 a. m.

Los Angeles Order L. A. 12, Amendment 15, covering dry groceries in the Los Angeles Metropolitan area. Filed 10:24 a. m.

Los Angeles Order L. A. 13, Amendment 11, covering dry groceries in the San Bernardino-Riverside area. Filed 10:24 a. m.

Los Angeles Order 14, Amendment 6, covering dry groceries in the San Diego area. Filed 10:25 a. m.

Los Angeles Order L. A. 14, Amendment 10, covering dry groceries in the Santa Barbara-Ventura area. Filed 10:25 a. m.

Los Angeles Order 15, Amendment 5, covering dry groceries in the Imperial area. Filed 10:25 a. m.

Los Angeles Order L. A. 15, Amendment 10, covering dry groceries in the San Luis Obispo area. Filed 10:25 a. m.

Los Angeles Order 16, Amendment 5, covering dry groceries in the Imperial area. Filed 10:26 a. m.

Los Angeles Order L. A. 16, Amendment 10, covering dry groceries. Filed 10:25 a. m.

Los Angeles Order L. A. 17, Amendment 10, covering dry groceries. Filed 10:25 a. m.

Los Angeles Order 35, Amendment 7, covering dry groceries in Kern County. Filed 10:37 a. m.

Los Angeles Order 36, Amendment 3, covering dry groceries in Kern County. Filed 10:37 a. m.

Los Angeles Order L. A. 1–W, Amendment 11, covering dry groceries. Filed 10:25 a. m.

San Francisco Order 23–F, Amendments 4 and 5, covering fresh fruits and vegetables in certain cities, towns and counties in California. Filed 10:24 and 10.22 a. m.

San Francisco Order 26–F, Amendments 1 and 2, covering fresh fruits and vegetables in certain areas in California. Filed 10:22 a. m.

San Francisco Order 27–F, Amendments 1 and 2, covering fresh fruits and vegetables in certain areas in California. Filed 10:22 a. m.

San Francisco Order 33, Amendment 3, covering dry groceries in certain areas in California. Filed 10:22 a. m.

San Francisco Order 36, Amendment 2, covering dry groceries in certain areas in California. Filed 10:23 a. m.

Spokane Order 20–F, Amendment 4, covering fresh fruits and vegetables in Spokane county, Washington, and Kootenai county, Idaho. Filed 10:23 a. m.

Spokane Order 20–F, Amendments 5 and 6, covering fresh fruits and vegetables in Spokane county, Washington, and Kootenai county, Idaho. Filed 10:34 a. m.

Spokane Order 21–F, Amendments 4, 5, and 6, covering fresh fruits and vegetables in Shoshone and Kootenai counties, Idaho. Filed 10:35 a. m.

Spokane Order 22–F, Amendments 4, 5, and 6, covering fresh fruits and vegetables in Latah county, Idaho and Whitman county, Washington. Filed 10:35 a. m.

Spokane Order 23–F, Amendments 4, 5, and 6, covering fresh fruits and vegetables in Asotin county, Washington, and Nez Perce county, Idaho. Filed 10:36 and 10:33 a. m.

Spokane Order 24–F, Amendments 4 and 5, covering fresh fruits and vegetables in Columbia, Walla Walla, Benton and Franklin Counties, Washington. Filed 10:33 and 10:34 a. m.

Spokane Order 50, covering dry groceries sold by Groups 3 and 4 stores in the Spokane county area. Filed 10:34 a. m.

Spokane Order 51, covering dry groceries in certain areas in Washington. Filed 10:36 a. m.

Spokane Order 53, covering dry groceries in certain areas in Washington. Filed 10:37 a. m.

Spokane Order 54, covering dry groceries in the cities of Clarkston, Washington and Lewiston, Idaho. Filed 10:37 a. m.

Spokane Order 55, covering dry groceries in the cities of Moscow, Idaho and Pullman, Washington. Filed 10:37 a. m.

Spokane Order 9–W, covering dry groceries in the cities of Spokane, Spokane county, Washington, and Wallace, Shoshone county, Idaho. Filed 10:38 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–3851; Filed, Mar. 8, 1946; 4:56 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. SA–115]

ACCIDENT OCCURRING NEAR SAN DIEGO, CALIF.

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States Registry No. NC 21799 which occurred near San Diego, California on March 3, 1946.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on Friday, March 15, 1946, at 9:30 a. m. (local time) at U. S. Customs House and Court House, U. S. District Court Room, 325 West F Street, San Diego, California.

Dated at Washington, D. C., March 11, 1946.

W. K. ANDREWS,
Presiding Officer.

[F. R. Doc. 46–3899; Filed, Mar. 11, 1946; 11:03 a. m.]

Reference

15 '46

Reference

FEDERAL REGISTER

VOLUME 11 NUMBER 50

Washington, Wednesday, March 13, 1946

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 7—CERTIFICATION

COMPLETION OF PROBATION BY EMPLOYEES WHO ENTER MILITARY SERVICE

The following section is added to the regulations under this part:

§ 7.113 *Completion of probation by employees who enter military service.* Employees who enter the military service during probation will, upon restoration to their civilian positions, be given credit toward completion of probation with time served in the military service.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

FEBRUARY 28, 1946.

[F. R. Doc. 46-3989; Filed, Mar. 12, 1946; 10:39 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

Subchapter D—Nationality Regulations

NATURALIZATION OF MEMBERS AND VETERANS OF UNITED STATES ARMED FORCES

FEBRUARY 14, 1946.

The following amendments to Title 8, Chapter I, Code of Federal Regulations are hereby prescribed:

PART 338—SPECIAL CLASSES OF PERSONS WHO MAY BE NATURALIZED: MEMBERS OR VETERANS OF THE UNITED STATES ARMED FORCES DURING THE SECOND WORLD WAR WITHIN THE JURISDICTION OF A NATURALIZATION COURT

Section 338.1 is amended to read as follows:

§ 338.1 *Persons eligible.* Any person not a citizen of the United States, regardless of age, who served honorably in the military or naval forces of the United States at any time during the period from September 1, 1939, to December 27, 1945, inclusive, and who was at the time of his enlistment or induction a resident of the United States, its territories, or possessions and who (a) has been lawfully admitted into the United States, including its territories and possessions, or (b) having entered the United States, including its territories and possessions, prior to September 1, 1943, served honorably in such forces beyond the continental limits of the United States, may be naturalized under the provisions of section 701 of the Nationality Act of 1940, as amended, upon his petition filed not later than December 31, 1946. The provisions of section 701 of the Nationality Act of 1940, as amended, shall not apply (1) to any person who during the Second World War is dishonorably discharged from the military or naval forces or is discharged therefrom on account of his alienage, or (2) to any conscientious objector who performed no military duty whatever or refused to wear the uniform. For the purposes of this part, the Second World War shall be deemed to have commenced on September 1, 1939, and the phrase "the continental limits of the United States" shall be deemed to include only the forty-eight States and the District of Columbia.

The following is added to the statement of authority for the issuance of Part 338: "59 Stat. 658".

PART 339—SPECIAL CLASSES OF PERSONS WHO MAY BE NATURALIZED: MEMBERS OF THE UNITED STATES ARMED FORCES DURING THE SECOND WORLD WAR NOT WITHIN THE JURISDICTION OF ANY NATURALIZATION COURT

Section 339.1 is amended to read as follows:

§ 339.1 *Persons eligible.* Any person not a citizen of the United States, regardless of age, who served honorably in the military or naval forces of the United States at any time during the period from September 1, 1939, to December 27, 1945, inclusive, and who while serving honorably in the military or naval forces of the United States during the Second World War is not within the jurisdiction of any court authorized to naturalize aliens and who was at the time of his enlistment or induction a resident of the

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FEDERAL REGISTER

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NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per book.

Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

Book 3: Titles 33–50, including a general index and ancillary tables.

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United States, its territories, or possessions and who (a) has been lawfully admitted into the United States, including its territories and possessions, or (b) entered the United States, including its territories and possessions, prior to September 1, 1943, may be naturalized under the provisions of section 702 of the Nationality Act of 1940, as amended, upon his petition filed not later than December 31, 1946. Naturalization may be granted under this part at any place outside the naturalization jurisdiction of any naturalization court located in continental United States, Alaska, Hawaii, Puerto Rico, and the Virgin Islands of the United States. The provisions of section 702 of the Nationality Act of 1940, as amended, shall not apply to any conscientious objector who performed no military duty whatever or refused to wear the uniform.

The following is added to the statement of authority for the issuance of Part 339: "59 Stat. 658".

(Sec. 327, 54 Stat. 1150, sec. 705, 56 Stat. 183, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 727, 1005, 458; 8 CFR, 1943 Supp., 90.1)

T. B. SHOEMAKER,
Acting Commissioner of Immigration and Naturalization.

Approved: March 9, 1946.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46-3969; Filed, Mar. 11, 1946; 3:34 p. m.]

PART 378—CERTIFICATE OF NATURALIZATION FOR VETERAN OF FIRST OR SECOND WORLD WAR ALLIED FORCES

CHANGE IN ROUTING OF APPLICATION FORMS

FEBRUARY 20, 1946.

Part 378, Title 8, Chapter I, Code of Federal Regulations is amended to read as follows:

Sec.
378.1 Application for; who may make; procedure; form; fee.
378.2 Investigation; certification; by whom issued; delivery; receipt; proof.
378.3 Application for certificate of repatriation; who may make; procedure; form; fee.
378.4 Investigation; certificate of repatriation; by whom issued; delivery; receipt; proof.

AUTHORITY: §§ 378.1 to 378.4, inclusive, issued under sec. 327, 54 Stat. 1150, sec. 37 (a), 54 Stat. 675; 8 U. S. C. 727, 458; 8 CFR, 1943 Supp., 90.1.

§ 378.1 *Application for; who may make; procedure; form; fee.* A person naturalized under the provisions of section 323 of the Nationality Act of 1940, as amended (54 Stat. 1149, 56 Stat. 198; 8 U.S.C. 723), who desires to obtain a certificate of naturalization evidencing such citizenship shall fill out properly and sign application Form N–580 and shall submit it to the immigration and naturalization office prescribed in § 60.30 (a) of this chapter. Such application shall be accompanied by three photographs of the applicant, prepared in accordance with Part 364 of this chapter, and the statutory fee of $1, remitted as prescribed in § 60.30(b) of this chapter. (Secs. 341 (a), 342 (b) (6), 54 Stat. 1160, 1161, 58 Stat. 755; 8 U.S.C. 741, 742)

§ 378.2 *Investigation; certificate; by whom issued; delivery; receipt; proof.* An investigation as to the eligibility of the applicant for a certificate of naturalization shall be conducted by the appropriate district director and the application shall thereafter be transmitted to the Commissioner with a recommendation as to whether the application should be granted or denied. In the event a favorable recommendation is made, it shall be subject to verification by the Commissioner of the applicant's naturalization, except that where an applicant was naturalized in the same district in which the application is investigated, a verification of the naturalization shall be submitted to the Commissioner with the application. If it shall appear to the satisfaction of the Commissioner that the applicant has been naturalized, as claimed, under section 323 of the Nationality Act of 1940, as amended, the certificate of naturalization shall be issued and delivered to the applicant in person upon his signed receipt therefor; *Provided*, That he is then in the United States. Every applicant for a certificate of naturalization under this part shall be required to satisfy the Commissioner that he has not, since he acquired United States citizenship under section 323 of the Nationality Act of 1940, as amended, lost such citizenship. (Sec. 341 (a), 54 Stat. 1160; 8 U.S.C. 741)

§ 378.3 *Application for certificate of repatriation; who may make; procedure; form; fee.* A person in the United States who, before January 13, 1941, resumed citizenship of the United States under the twelfth subdivision of section 4 of the act of June 29, 1906, as amended (40 Stat. 545, 46 Stat. 791; 8 U.S.C. 18), and who desires to obtain a certificate evidencing such citizenship shall fill out properly and sign application Form N–579 and submit it to the immigration and naturalization office prescribed in § 60.30 (a) of this chapter. Such application shall be accompanied by three photographs of the applicant, prepared in accordance with Part 364 of this chapter, and the statutory fee of $1, remitted as prescribed in § 60.30 (b) of this chapter. (46 Stat. 791; 8 U.S.C. 18)

§ 378.4 *Investigation; certificate of repatriation; by whom issued; delivery; receipt; proof.* An investigation as to the eligibility of the applicant for a certificate of repatriation shall be conducted by the appropriate district director and the application shall thereafter be transmitted to the Commissioner with a recommendation as to whether the application should be granted or denied. In the event a favorable recommendation is made, it shall be subject to verification by the Commissioner of the applicant's repatriation, except that where an applicant was repatriated in the same district in which the application is investigated, a verification of the repatriation shall be submitted to the Commissioner with the application. If it shall appear to the satisfaction of the Commissioner that the applicant resumed United States citizenship as claimed, the certificate of repatriation shall be issued and delivered to the applicant in person upon his signed receipt therefor, procided that he is then in the United States. Every applicant for a certificate of repatriation under this part shall be required to satisfy the Commissioner that he has not, since he acquired United States citizenship under the twelfth subdivision of section 4 of the act of June 29, 1906, as amended, lost such citizenship. (46 Stat. 791; 8 U.S.C. 18)

This order shall become effective at the time of filing with the Division of the Federal Register.

T. B. SHOEMAKER,
Acting Commissioner of Immigration and Naturalization.

Approved: March 9, 1946.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46-3970; Filed, Mar. 11, 1946; 3:34 p. m.]

TITLE 7—AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

FAIR AND REASONABLE WAGE RATES FOR THE 1946 CROP OF SUGAR BEETS

Pursuant to subsection (b) of section 301 of the Sugar Act of 1937, as amended, the following determination is hereby issued:

§ 802.141 *Fair and reasonable wage rates for the 1946 crop of sugar beets.* The requirements of subsection (b) of Section 301 of the Sugar Act of 1937, as amended, shall be deemed to have been met with respect to the production, cultivation, or harvesting of the 1946 crop of sugar beets if all persons employed on a farm, or part of a farm covered by a separate labor agreement, in the production, cultivation, or harvesting of the 1946 crop of sugar beets shall have been paid in full for all such work and shall have been paid wages at rates as follows:

(a) The wage rate agreed upon between the producer and the laborer but in no case less than the following:

(1) For work performed on a time basis:

(i) Blocking and thinning, hoeing and weeding: 60 cents per hour in all wage districts [as defined in (2) (i)] except in Districts I, II, III and VIII, wherein the rate shall be 55 cents per hour.

(ii) Harvesting; 65 cents per hour in all districts.

Provided, however, That for inexperienced workers during a reasonable training period the applicable hourly rate may be reduced by one fourth: *And provided further,* That for workers between 14 and 16 years the applicable hourly rate may be reduced by one third. (Maximum employment for workers 14–16 years of age is 8 hours.)

(2) For work performed on a piece rate basis:

(i) *Basic rates by wage districts.*

WAGE DISTRICTS[1]

Operations	I Ohio, Michigan, Indiana, Wisconsin	II Minnesota, Iowa	III Nebraska, Colorado, Kansas, southeastern Wyoming	IV South Dakota	V Southern and eastern Montana, northern Wyoming	VI Western Montana	VII Northern Montana	VIII Utah, southern and eastern Idaho	IX Western Idaho, Oregon	X Washington	XI California (other than Imperial Valley)	XII California (Imperial Valley)
Blocking and thinning (per acre):												
Fields planted with:												
Segmented seed	$12.00	$12.00	$12.00	$13.00	$13.00	$12.00	$13.00	$11.00	$12.00	$12.00	$12.00	$11.00
Segmented seed, and cross-blocked	10.50	10.50	10.50	11.50	11.50	10.50	11.50	9.50	10.50	10.50	10.50	9.50
Whole seed	14.00	14.00	14.00	15.00	15.00	14.00	15.00	13.00	14.00	14.00	14.00	13.00
Whole seed, and cross-blocked	12.50	12.50	12.50	13.50	13.50	12.50	13.50	11.50	12.50	12.50	12.50	11.50
First hoeing	3.50	[2] 4.00	4.50	4.50	5.00	5.00	4.50	4.00	5.00	5.00	4.00	4.00
Each subsequent hoeing or weeding	2.50	[2] 3.00	3.00	3.00	3.50	4.00	3.50	3.00	4.00	4.00	3.00	3.00

Combined operations: Where a written agreement provides for a combined rate for all work of blocking and thinning, hoeings and weedings regardless of the number of hoeings and weedings required, the producer will be deemed to have complied if the laborer is paid no less than the sum of the applicable blocking and thinning and the two hoeing rates.

	I	II	III	IV	V	VI	VII		VIII		IX		X		XI	XII
	Pull and top	Pull and top	Pull and top	Pull and top	Pull and top	Pull and top	Pull and top	Pull top and load	Pull and top	Pull top and load	Pull and top	Pull top and load	Pull top and windrow	Pull top and load	Pull top and load	Pull top and load
Harvesting:																
Minimum payment per acre	$8.00	$9.50	$8.50	$8.50	$8.50	$10.00	$10.50	$11.50	$9.00	$11.50	$9.00	$11.50	$8.50	$10.00	$15.50	$15.00
	Rates per ton															
Average tons per acre:[3]																
4	$2.10							$2.31		$2.31		$2.31			$3.12	$3.07
5	1.91							2.21	$1.55	2.21	$1.55	2.21	$1.40	$1.70	2.85	2.79
6	1.77	$1.60	$1.45	$1.45	$1.45	$1.72	$1.81	2.11	1.48	2.11	1.48	2.11	1.40	1.70	2.58	2.51
7	1.69	1.60	1.45	1.45	1.45	1.64	1.75	2.11	1.41	2.02	1.41	2.02	1.40	1.70	2.39	2.32
8	1.63	1.60	1.45	1.45	1.45	1.58	1.68	2.02	1.41	1.92	1.41	1.92	1.40	1.70	2.25	2.18
9	1.60	1.60	1.45	1.45	1.45	1.54	1.59	1.92	1.34	1.92	1.34	1.85	1.40	1.70	2.14	2.06
10	1.56	1.60	1.45	1.45	1.45	1.51	1.54	1.85	1.30	1.85	1.30	1.85	1.40	1.70	2.03	1.95
11	1.53	1.60	1.45	1.45	1.45	1.47	1.49	1.79	1.25	1.79	1.25	1.79	1.40	1.70	1.95	1.87
12	1.51	1.60	1.45	1.45	1.45	1.45	1.45	1.75	1.22	1.75	1.22	1.75	1.40	1.70	1.88	1.80
13	1.48	1.60	1.45	1.45	1.45	1.45	1.45	1.75	1.19	1.70	1.19	1.70	1.40	1.70	1.81	1.73
14	1.46	1.60	1.45	1.45	1.45	1.45	1.45	1.75	1.16	1.65	1.16	1.65	1.40	1.70	1.75	1.67
15	1.44	1.60	1.45	1.45	1.45	1.45	1.45	1.75	1.14	1.63	1.14	1.63	1.40	1.70	1.69	1.61
16	1.41	1.60	1.45	1.45	1.45	1.45	1.45	1.75	1.13	1.61	1.13	1.61	1.40	1.70	1.63	1.56
17	1.41	1.60	1.45	1.45	1.45	1.45	1.45	1.75	1.11	1.58	1.11	1.58	1.40	1.70	1.61	1.52
18	1.41	1.60	1.45	1.45	1.45	1.45	1.45	1.75	1.10	1.57	1.10	1.57	1.40	1.70	1.57	1.49
19	1.41	1.60	1.45	1.45	1.45	1.45	1.45	1.75	1.09	1.56	1.09	1.56	1.40	1.70	1.56	1.48
20 and over	1.41	1.60	1.45	1.45	1.45	1.45	1.45	1.75	1.08	1.55	1.08	1.55	1.40	1.70	1.56	1.48

[1] The basic rates applicable to a farm are those for the wage district in which is located the factory to which the beets are contracted for delivery, except that the rates prescribed for district XII shall apply to all farms located in the Imperial Valley.

[2] In district II the specified hoeing rate may be reduced not to exceed $1 for first hoeing and 50 cents for each subsequent hoeing or weeding if preceded by cross cultivation.

[3] Round to the nearest ton to determine the applicable rate.

(ii) *Thinning or hoeing on a row basis.* Thinning or hoeing may be performed on the "unit of row" basis, provided the rate per unit shall be such as to provide no less than the equivalent of the applicable acre rate.

(iii) *Reduction for wide row planting.* A reduction in the thinning and hoeing acre rates prescribed herein, or in the equivalent "unit of row" rates, may be made because of planting in wide rows, but no such reduction shall be made unless the stand of plants desired by the producer is reduced by 30% or more below the stand commonly desired by producers from plantings in the customary row width for the area; and any such reduction shall not be in excess of the estimated saving in labor.

(iv) *Reduction for other labor saving methods.* In instances in which the use of mechanical equipment for planting, cultivating or harvesting (other than cases for which rates are specified or reductions otherwise provided) reduces the amount of labor required as compared with the amount required without the use of such mechanical equipment, the piece rate for the operation involved may be reduced below the rate prescribed herein, provided such reduced rate is determined by the State Committee for each such case to be not less than the equivalent of the specified rate for the amount of work involved.

(b) *General provisions*—(1) *Work not covered by specific rates.* For any work in the production, cultivation, or harvesting of sugar beets for which a rate is not specified herein, such as fertilizing, plowing, preparing seed bed, or irrigating, the rate shall be as agreed upon between the producer and the laborer.

(2) *Perquisites.* In addition to the foregoing wage rates, the producer shall furnish to the laborer, without charge, the perquisites customarily furnished by

him, such as a house, garden plot, and similar incidentals.

(3) The producer shall not reduce the wage rates below those determined herein through any subterfuge or device whatsoever.

(Sec. 301, 50 Stat. 909; 7 U.S.C. 1131)

Issued this 8th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3901; Filed, Mar. 11, 1946; 11:05 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51414]

PART 3—DOCUMENTATION OF VESSELS

CHANGE IN MEMBERSHIP OF A PARTNERSHIP

Documentation of vessels in the name of a partnership as owner to be surrendered upon termination or a change in membership of firm; requirements for issuing a new document. Sections 3.26 and 3.32, Customs Regulations of 1943, amended.

Section 3.26, Customs Regulations of 1943 (19 CFR, Cum. Supp., 3.26), is hereby amended by deleting the last clause at the end of the first sentence of paragraph (a) thereof and by adding the following to that sentence: "when a trustee is appointed upon bankruptcy of the owner of the whole or any part of a vessel; and when a partnership owning an interest in a vessel is terminated or when there is any change in the membership of such partnership without dissolution of the firm."

(R.S. 161, sec. 2, 23 Stat. 118, R.S. 4170, as amended, R.S. 4325, as amended; 5 U.S.C. 22, 46 U.S.C. 2, 39, 267; E.O. 9083, 7 F.R. 1609)

Section 3.32, Customs Regulations of 1943 (19 CFR, Cum. Supp., 3.32), is hereby amended by deleting the title of the section and inserting in lieu thereof the following title: *"Sale or transfer of vessel; change in membership of owning partnership."*

Section 3.32 (19 CFR, Cum. Supp., 3.32) is further amended by deleting the parenthetical matter at the end of paragraph (h) and by adding the following new paragraphs:

(i) In the case of the termination of a partnership owning an interest in a vessel because of the addition of a new member, the withdrawal of an old, or both, the death or bankruptcy of a partner, or for any other reason, a written instrument in the nature of a bill of sale, as provided for in paragraph (b) of this section, shall be filed with the collector of customs before a new document is granted.

(j) In the case of a change in membership of a partnership owning an interest in a vessel without dissolution of the firm, there shall be filed with the collector of customs evidence satisfactory to him that there has been no such dissolution and an affidavit as to the change which has occurred executed by one or more of the members of the partnership as so changed before a new document is granted. (R.S. 161, sec. 2, 23 Stat. 118, R.S. 4170, as amended, R.S. 4312, sec. 9, 39 Stat. 730, as amended; 5 U.S.C. 22, 46 U.S.C. 2, 39, 252, 808. E.O. 9083; 7 F.R. 1609)

[SEAL] W. R. JOHNSON,
Commissioner of Customs.

Approved: March 7, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-3988; Filed, Mar. 12, 1946; 10:31 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

[NHA Gen. Order 21-31A][1]

PART 705—DELEGATIONS OF AUTHORITY

DELEGATION OF AUTHORITY TO FEDERAL PUBLIC HOUSING COMMISSIONER TO EXECUTE CONVEYANCES IN CONNECTION WITH THE DISPOSITION OF PUBLIC WAR HOUSING AND SURPLUS HOUSING PROPERTY

§ 705.3 *Purpose.* The purpose of §§ 705.3 and 705.4 is to delegate authority to the Federal Public Housing Commissioner to execute conveyances in connection with the disposition of public war housing property of the National Housing Agency or surplus property transferred to the National Housing Agency for disposition.

§ 705.4 *Authorizing Federal Public Housing Commissioner to execute conveyances of public war housing and to redelegate such authority.* (a) With regard to any war housing or the sites thereof acquired by the National Housing Agency (other than properties administered by the Federal Housing Administration or the Federal Home Loan Bank Administration) or any property which has been or may be transferred to the National Housing Agency as surplus property pursuant to law, I hereby delegate authority to the Federal Public Housing Commissioner to sell any or all of such properties so held by the National Housing Agency and to execute the necessary instruments transferring title thereto. The Federal Public Housing Commissioner is hereby authorized to redelegate such authority to the Deputy Assistant Commissioner for real estate and disposition or to any Assistant Commissioner, Regional Director, or Assistant Regional Director for real estate and disposition of the Federal Public Housing Authority. Any such instruments executed by the Federal Public Housing Commissioner, or by one of the aforesaid officials authorized by him, purporting to transfer title under the authority of this order to a bona fide purchaser for value shall be conclusive evidence of the authority of such official to act for the National Housing Agency to execute such instruments.

(55 Stat. 838 (50 U.S.C. 601); E.O. 9070, 7 F.R. 1529; 54 Stat. 1125, as amended (42 U.S.C. 1521); E.O. 9425, 9 F.R. 2071; SWPA Reg. 1; Supp. I, sec. 1 (E), 9 F.R. 9182; 58 Stat. 765 (50 U.S.C. 1611), SPB Reg. 1, 10 F.R. 3764; 59 Stat. 533 (50 U.S.C. 1614); SPA Reg. 1, 10 F.R. 14064; E.O. 9689, 11 F.R. 1265)

This general order shall be effective immediately.

WILSON W. WYATT,
Administrator.

[F. R. Doc. 46-4038; Filed, Mar. 12, 1946; 11:28 a. m.]

[1] NHA General Order No. 21-31A is a revision of NHA General Order No. 21-31.

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5500]

PART 19—INCOME TAX UNDER THE INTERNAL REVENUE CODE

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

TENTATIVE ADJUSTMENTS WITH RESPECT TO AMORTIZATION DEDUCTIONS

In order to conform Regulations 103 (26 CFR, 1940 Supp., Part 19) and Regulations 111 (26 CFR, Cum. Supp., Part 29) to section 7 of the Tax Adjustment Act of 1945 (Public Law 172, 79th Congress), approved July 31, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 19.124–0 of Regulations 103 and § 29.124–0 of Regulations 111 the following:

SEC. 7. TENTATIVE ADJUSTMENTS WITH RESPECT TO AMORTIZATION DEDUCTIONS. (Tax Adjustment Act of 1945.)

Section 124 of the Internal Revenue Code is amended by inserting at the end thereof the following new subsections:

(j) *Application for tentative adjustment.* Any taxpayer who has filed a statement of election as prescribed in paragraph (4) of subsection (d) may, within ninety days from the date such statement is filed, or within ninety days from the date of enactment of this Act, whichever is the later, file an application for tentative adjustment with respect to the taxes for taxable years prior to the taxable year in which such application is filed which are to be computed as required by paragraph (4) of subsection (d) as the result of such election. Such application shall be verified in the manner prescribed by section 51 or section 52 in the case of a return of such taxpayer and shall be made in such manner and form as shall be required by regulations prescribed by the Commissioner with the approval of the Secretary, and shall set forth, in such detail and with such supporting data and explanation as such regulations shall require, the recomputation of such taxes required by paragraph (4) of subsection (d) except that the tax for each taxable year to be recomputed shall be the tax for such year previously determined, ascertained in accordance with the method prescribed in section 3801 (d). If an application under section 3780 (a) for tentative carry-back adjustment has been previously filed, but such adjustment has not been previously determined, then for the purpose of subsection (j) and (k), the assessments, applications, credits, and refunds provided in section 3780 (b) shall be considered as having been previously made upon the basis of such application under section 3780 (a). Such recomputation of tax shall be made

on the basis of the items on the basis of which the tax to be recomputed was determined. Such application shall also set forth the unpaid amount of each tax recomputed and such other information for the purpose of carrying out the provisions of subsections (j) and (k) as may be required by such regulations. An application under this subsection shall not constitute a claim for credit or refund.

(k) *Allowance of adjustment.* Within a period of ninety days from the filing of an application under subsection (j), the Commissioner shall make, to the extent he deems practical in such period, a limited examination of the application for omissions and errors of computation, and shall determine the amount of the increase or decrease in each tax to which such application relates, on the basis of the application and the examination, except that the Commissioner may disallow, without further action, any application which he finds contains material omissions, or errors of computation which he deems cannot be corrected by him within such ninety-day period. Each increase shall be deemed determined as a deficiency and assessed, without regard to the restrictions on assessment in section 272. Each decrease shall be applied against any unpaid amount of the tax decreased, and any remainder shall be credited against the deficiencies (and interest or additions to the tax) assessed under this subsection, and any remainder shall, within such ninety-day period, be either credited against any other income, war profits, or excess profits tax, or instalment thereof, due from the taxpayer, or refunded to the taxpayer. The application, credit, or refund of a decrease determined under this subsection shall be deemed a credit or refund of an overpayment within the meaning of section 781 (b).

PAR. 2. There is inserted in Regulations 103 immediately following § 19.124–9 a new section designated "§ 19.124–10 *Application for tentative adjustments.*", and in Regulations 111 immediately following § 29.124–9 a new section designated "§ 29.124–10 *Application for tentative adjustments.*", to read in each case as follows:

(a) *In general.* Any taxpayer who has filed with the Commissioner a statement of election to terminate the amortization period, as prescribed in section 124 (d) (4), may file an application for a tentative adjustment with respect to the taxes for all taxable years prior to the taxable year in which the application is filed, but not including any taxable year prior to the taxable year in which the amortization period began, which are affected by the revision of the amortization deduction or any related adjustments. A taxpayer who is a member of a partnership which has filed a statement of election to terminate the amortization period may file an application for a tentative adjustment with respect to his own taxes which results from the increase or decrease in his distributive share of the partnership net income attributable to the revision of the amortization deduction or any related adjustments. The adjustment with respect to such taxes is to be computed as required by section 124 (d) (4). The tax for each taxable year which is to be recomputed, however, shall be the tax previously determined as ascertained in accordance with the method prescribed in section 3801 (d). The amount of the adjustment with respect to each tax is limited to the increase or decrease in such tax as previously determined which results from the revision of the amortization deduction and the effect of such revised deduction upon any items taken into account in computing the tax previously determined.

The application for a tentative adjustment must be filed within 90 days from the date the statement of election provided in section 124 (d) (4) is filed. If, however, such 90-day period expired before October 29, 1945, the application is timely if it was filed on or before October 29, 1945. The application is to be filed with the collector where the tax was paid or the assessment was made.

(b) *Contents of application.* The application for a tentative adjustment with respect to amortization deductions in the case of a corporation is to be filed on Form 1140, and in the case of taxpayers other than corporations on Form 1046. The applications are to be filled out in accordance with the instructions accompanying such forms, and all information required by the forms and the accompanying instructions must be furnished by the taxpayer. The application in the case of a corporation is to be sworn to in the manner provided in section 52 in the case of a corporation income tax return. The application in the case of a taxpayer other than a corporation is to be verified in the manner provided in sections 51 and 142 in the case of an income tax return of such taxpayer.

An application for a tentative adjustment with respect to amortization deductions does not constitute a claim for credit or refund. If such application is disallowed by the Commissioner in whole or in part, no suit may be maintained in any court for the recovery of any tax based on such application. The taxpayer, however, may file a regular claim for credit or refund under section 124 (d) (5) or under section 322 at any time prior to the expiration of the applicable period of limitation, and may maintain suit based on such claim if it is disallowed or if the Commissioner does not act on the claim within six months from the date it is filed. Such regular claim may be filed before, simultaneously with, or after the filing of the application for a tentative adjustment with respect to amortization deductions. The filing of an application for a tentative adjustment will not constitute the filing of a claim for credit or refund within the meaning of section 124 (d) (5) or 322 (b) for purposes of determining whether a claim for credit or refund was filed prior to the expiration of the applicable period of limitation. The filing of such an application, however, will constitute the filing of a claim for credit or refund within the meaning of section 124 (d) (5) for purposes of determining whether an adjustment may be made in any case in which such adjustment is prevented by the operation of any provision of law other than section 124 (d) (5) itself or section 3761, relating to compromises. A regular claim for credit or refund filed under section 124 (d) (5) or section 322 after the filing of an application for a tentative adjustment with respect to amortization deductions is not to be considered an amendment of such application, but is to be considered a new claim. Such regular claim, however, in proper cases may constitute an amendment to a prior regular claim.

(c) *Computation of increase or decrease in taxes affected by the revised amortization deduction.* The taxpayer is to determine the amount of increase or decrease, attributable to the revised amortization deduction or any related adjustments, in each tax previously determined, which is affected by such revised amortization deduction or related adjustments, for each taxable year prior to the taxable year in which the application for a tentative adjustment is filed. The tax previously determined is to be ascertained in accordance with the method prescribed in section 3801 (d). In general, therefore, the tax previously determined will be the tax shown on the return as filed, increased by any amounts assessed (or collected without assessment) as deficiencies prior to the date of filing the application for a tentative adjustment with respect to amortization deductions, and decreased by any amounts abated, credited, refunded, or otherwise repaid prior to such date. Any items as to which the Commissioner and the taxpayer are in disagreement at the time of the filing of the application shall be taken into account in ascertaining the tax previously determined only, and to the extent that, they were reported in the return, or were reflected in any amount assessed (or collected without assessment) as deficiencies, or in any amounts abated, credited, refunded, or otherwise repaid, prior to the date of filing the application. The tax previously determined will reflect the foreign tax credit, the credit for tax withheld at source provided in section 32, the credit for debt retirement provided in section 783, and the 10-percent credit against excess profits tax provided in section 784, but will not reflect the postwar credit provided in section 780. In the case of any taxable year beginning in 1944 for which the credit provided in section 784 is not claimed on the return, the tax shown on the return, for purposes of this subsection, shall be the tax shown on the return as filed reduced by the excess of (1) the credit under section 784 to the extent that an amount has not been abated, credited, refunded, or otherwise repaid in respect of such credit prior to the date of filing the application, over (2) any amount claimed on the return as a credit for debt retirement under section 783. In the case of any taxable year beginning prior to January 1, 1944, any amount abated, credited, refunded, or otherwise repaid prior to the date of filing the application, in connection with the postwar credit provided in section 780, and the amount of any bonds issued as provided in sections 780 and 781 in connection with the excess profits tax for such taxable year, whether or not such bonds have been redeemed, shall be considered an amount abated, credited, refunded, or otherwise repaid, in respect of the excess profits tax for such taxable year, prior to the date of filing the application.

The increase or decrease in each tax previously determined which is affected by the revision of the amortization deduction or any related adjustments is to be determined, except for such revised amortization deduction and related adjustments, on the basis of the items which entered into the computation of such tax as previously determined; the tax previously determined being ascertained in the manner described in this subsection. In determining any such increase or decrease, accordingly, items shall be taken into account only to the extent that they were reported in the return, or were reflected in amounts assessed (or collected without assessment) as deficiencies, or in amounts abated, credited, refunded, or otherwise repaid, prior to the date of filing the application for a tentative adjustment with respect to amortization deductions. If the Commissioner and the taxpayer are in disagreement as to the proper treatment of any item, it shall be considered for purposes of determining the increase or decrease in the tax previously determined that such item was correctly reported by the taxpayer unless, and to the extent that, the disagreement has resulted in the assessment of a deficiency (or the collection of an amount without assessment), or the allowing or making of an abatement, credit, refund, or other repayment, prior to the date of filing the application. Thus, if the taxpayer claimed a deduction on its return of $50,000 for salaries paid its officers but the Commissioner asserts that such deduction should not exceed $20,000, and the Commissioner and the taxpayer have not agreed on the amount properly deductible prior to the date the application for a tentative adjustment with respect to amortization deductions is filed, $50,000 shall be considered as the amount properly deductible for purposes of determining the increase or decrease in each tax previously determined in respect of the application for a tentative adjustment. In determining the increase or decrease in any tax previously determined, any items which are affected by the revision of the amortization deduction must be adjusted to reflect such revised deduction. Thus, any deduction limited, for example, by net income or adjusted gross income, such as the deduction for charitable contributions, is to be recomputed on the basis of the net income or adjusted gross income as affected by the revision of the amortization deduction. Similarly, any deduction for depreciation which is affected by the revision of the amortization deduction must be adjusted to reflect such revised amortization deduction. No increase or decrease in tax, attributable to a net operating loss carry-back or to an unused excess profits credit carry-back, for a taxable year prior to the taxable year in which the amortization period began, may be assessed or allowed pursuant to an application for a tentative adjustment with respect to the amortization deduction even though the net operating loss or the unused excess profits credit resulting in such carry-back is affected by the revised amortization deduction. In determining the decrease in excess profits tax for any taxable year beginning prior to January 1, 1944, the tax as recomputed by taking into account the revised amortization deduction and any related adjustments is to be decreased by any amount which has been abated, credited, refunded, or otherwise repaid, prior to the date of filing the application, in connection with the postwar credit under section 780, and by the amount of any bonds, whether or not such bonds have been redeemed, issued as provided in sections 780 and 781 in connection with the excess profits tax for such taxable year, to the extent that such amounts are properly allocable to such tax as recomputed.

In determining the increase or decrease in any tax previously determined which is affected by the revision of the amortization deduction or any related adjustments, the tax previously determined is to be increased or decreased by the amount of any increase or decrease in such tax shown on an application filed under section 3780, relating to tentative carry-back adjustments, to the extent that such increase or decrease shown in the application filed under section 3780 has not been assessed or allowed prior to the date of filing the application for a tentative adjustment with respect to amortization deductions. The items which enter into the computation of the tax previously determined are to be adjusted in conformity with such increase or decrease shown in the application filed under section 3780 for a tentative carry-back adjustment. The provisions of this paragraph are not to apply in any case in which the Commissioner has disallowed the application for a tentative carry-back adjustment prior to the date the application for a tentative adjustment with respect to amortization deductions is filed.

(d) *Allowance of adjustments.* Any application for a tentative adjustment with respect to the amortization deduction is to be acted upon within a period of 90 days from the date such application is filed. The Commissioner is to make, to the extent he deems practicable in such 90-day period, an examination of the application to discover omissions and errors of computation and is to determine within such 90-day period the increase or decrease in any tax previously determined, which is affected by the revision of the amortization deduction or any related adjustments, upon the basis of the application and such examination. Such increases and decreases are to be determined in the same manner as that provided in section 124 (j) for the determination by the taxpayer of the increases and decreases in taxes previously determined which must be set forth in the application for a tentative adjustment with respect to the amortization deduction. The Commissioner, however, may correct any errors of computation or omissions he discovers upon whatever examination of the application he makes. In determining the increase or decrease in each tax previously determined which is affected by the revision of the amortization deduction or any related adjustments, the Commissioner accordingly may correct any mathematical error appearing on the application and he likewise may make any other adjustments to, or corrections in, the computations of the taxpayer which he deems are proper and which fall within the scope of the prescribed basis of the computation. If a required adjustment has not been made by the taxpayer and the Commissioner has available the necessary information to make such adjustment within the above 90-day period, he may, in his discretion, make such adjustment. In determining the increases and decreases, however, the Commissioner will not, for example, change the amount claimed in the return as a deduction for ordinary and necessary business expenses because he believes that the taxpayer has claimed an excessive amount; likewise, the Commissioner will not include in gross income any amount not so included by the taxpayer even though he believes that such amount is subject to tax and properly should be included in gross income.

If the Commissioner finds that an application for a tentative adjustment with respect to the amortization deduction contains material omissions or errors of computation, he may disallow such application in whole or in part without further action. If, however, he deems that any error of computation can be corrected by him within the above 90-day period, he may do so and allow the application in whole or in part. The Commissioner's determination as to whether he can correct any error of computation within the above 90-day period shall be conclusive. Similarly, his action in disallowing, in whole or in part, any application for a tentative adjustment with respect to the amortization deduction will be final and may not be challenged in any proceeding. The taxpayer in such case, however, may file a regular claim for credit or refund under section 124 (d) (5) or section 322, and may maintain a suit based on such claim if it is disallowed or if the Commissioner does not act upon the claim within six months from the date it is filed.

In the case of any application for a tentative adjustment with respect to the amortization deduction which is allowed in whole or in part, any increase determined in any tax previously determined which is affected by the revision of the amortization deduction or any related adjustments shall be deemed to have been determined as a deficiency and shall be assessed without regard to the restrictions on assessment provided in section 272. Such increase, for example, may be assessed without regard to whether a notice of deficiency in respect of such increase is sent to the taxpayer and without regard to whether a prior notice of deficiency has been mailed to the taxpayer. The taxpayer will not have a right to contest the assessment before The Tax Court of the United States whether or not he is sent a notice in respect of such increase. A notice in respect of an increase determined in respect of an application for a tentative adjustment with respect to the amortization deduction, however, will constitute a notice of deficiency within the meaning of section 124 (d) (5).

Each decrease determined in any tax previously determined which is affected by the revision of the amortization deduction or any related adjustment shall first be applied against any unpaid

amount of the tax with respect to which such decrease was determined. Such unpaid amount of tax may include one or more of the following:

(1) An amount with respect to which the taxpayer is delinquent;

(2) An amount (including an amount the time for payment of which has been extended under section 56 (c), but not including an amount the time for payment of which has been extended under section 3779) which is due and payable on or after the date on which the decrease is allowed; and

(3) An amount the time for payment of which has been extended under section 3779 which is due and payable on or after the date on which the decrease is allowed.

In case the unpaid amount of tax includes more than one of such amounts, the Commissioner, in his discretion, shall determine against which amount or amounts, and in what proportion, the decrease is to be applied. In general, however, the decrease will be applied against any amounts described in clauses (1), (2), and (3) of this paragraph in the order named. If there are several amounts of the type described in clause (2), any amount of the decrease which is to be applied against such amounts will be applied by assuming that the tax previously determined minus the amount of the decrease to be so applied is "the tax" and the taxpayer had elected to pay such tax in four equal installments. The unpaid amount of tax against which a decrease may be applied may not include any amount of tax for any taxable year other than the year of the decrease. The provisions of this paragraph may be illustrated by the following example:

Example. Corporation X, which keeps its books and makes its income tax returns on the calendar year basis, filed its income tax return for 1944, showing a tax of $100,000, on March 15, 1945, and paid two installments of $25,000 each on March 15, 1945 and June 15, 1945, respectively. The corporation filed an application for a tentative adjustment with respect to the amortization deduction on September 1, 1945. The application, which showed that the corporation's income tax for 1944 as previously determined was $100,000 and that the decrease in such tax due to the revision of the amortization deduction and all related adjustments was $30,000, was allowed in full on November 30, 1945. The corporation secured an extension of time under section 56 (c) for the payment of the September 15th installment, in the amount of $25,000, of its 1944 income tax. The $30,000 decrease in the corporation's income tax for 1944 will be applied against the unpaid installments of such tax as if $70,000 (i. e., the tax previously determined minus the decrease in such tax; $100,000 minus $30,000) were the tax for 1944 and the corporation had elected to pay such tax in four equal installments. Each of the installments accordingly would be $17,500. Since the corporation paid $25,000 on March 15, 1945 and $25,000 on June 15, 1945, it in effect prepaid its September 15th installment in the amount of $15,000. The corporation therefore must pay $2,500 ($17,500 minus $15,000) upon the termination of the extension which it secured under section 56 (c) with respect to such installment, and it must pay $17,500 on December 15, 1945. The corporation will be liable for interest on the $25,000 the time for payment of which was extended under section 56 (c) as follows: Interest will be payable on $2,500 from September 15, 1945 until the date such amount is paid, and interest will be payable on $22,500 from September 15, 1945 until the date the decrease in its income tax for 1944 is allowed by the Commissioner in connection with the application for a tentative adjustment with respect to the amortization deduction.

After applying the decrease against any unpaid amount of the tax decreased, the Commissioner will credit any remainder of the decrease against any increase (including interest and additions to the tax) determined in any tax as previously determined which is attributable to the revision of the amortization deduction or any related adjustments and which has been assessed under section 124 (k). Any remainder of the decrease after such application and credits may, within the above 90-day period, be credited against any income, war profits, or excess profits tax, or installment thereof, then due from the taxpayer, and, if not so credited, is to be refunded to the taxpayer within such 90-day period.

The application, credit, or refund of a decrease in tax determined under section 124 (k) shall constitute a credit or refund of an overpayment within the meaning of section 781 (b), relating to postwar credits or postwar bonds in the case of credits or refunds.

(Sec. 62, I.R.C. (53 Stat. 32; 26 U.S.C. 62) and sec. 7 of the Tax Adjustment Act of 1945 (Pub. Law 172, 79th Cong.))

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: March 11, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-4019; Filed, Mar. 12, 1946; 11:21 a. m.]

TITLE 29—LABOR

Chapter VI—National Wage Stabilization Board

[General Wage Approval 3]

PART 805—GENERAL WAGE APPROVALS

SHIPBUILDING INDUSTRY

§ 805.3 *General wage approval for the shipbuilding industry.* (a) Pursuant to section 3 (a) of Executive Order 9697 and paragraph 4 of General Order No. 1 issued by the Stabilization Administrator on February 21, 1946, the National Wage Stabilization Board hereby finds that the resolution adopted by the National Shipbuilding Conference on February 18, 1946, covering wage and salary adjustments and approved by the Board, resulted in a standard of wage and salary adjustments in the shipbuilding industry, to the extent of a general increase of all employees of 18 cents per hour in excess of the straight time hourly wage rates such employees were receiving in that industry on August 17, 1945.

(b) For purposes of this section the shipbuilding industry is defined as including the following, whether or not carried on subject to Shipbuilding Stabilization Zone standards:

The construction, conversion, outfitting and repair of floating marine structures, including floating drydocks, provided the activity is carried on in the water, in drydocks, in basins, on ways for launching, or on the premises of a shipyard or boatyard within the continental limits of the United States and Alaska.

(c) Any wage or salary increase granted to employees engaged in the shipbuilding industry, or granted to employees by an employer the major portion of whose operations are in the shipbuilding industry, shall be deemed approved, within the meaning of section 3 (a) of Executive Order 9697 to the extent that such increase does not exceed 18 cents per hour over and above the straight time hourly wage rates such employees were receiving on August 17, 1945; *Provided*, That wages or salaries of the employees in question normally have been adjusted in relation to wage or salary adjustments effectuated under the Shipbuilding Zone Standard Agreements and the amendments thereto.

(d) In the case of a wage increase affecting products or services being furnished under contract with a Federal procurement agency, which will be used as a basis for increasing costs to the United States, an employer shall indicate to the appropriate procurement agency the nature of and the basis for the adjustments made pursuant to this section.

(e) On request of any employer or collective bargaining representative involved, the National Wage Stabilization Board will issue rulings as to whether any specified plant or plants come within the terms of this section.

(f) This pre-approval is limited to wage or salary adjustments to employees whose wages or salaries are subject to the jurisdiction of the National Wage Stabilization Board.

(E.O. 9697, 11 F.R. 1691, Par. 4 of Gen. Order 1, 11 F.R. 1892)

Approved: March 8, 1946.

B. M. JAFFE,
Acting Executive Director.

[F. R. Doc. 46-4040; Filed, Mar. 12, 1946; 11:09 a. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration

[Rev. C. O. 22, Supp. 4]

PART 310—MERCHANT MARINE TRAINING

ENTRANCE STANDARDS FOR STATE MARITIME ACADEMIES

Effective April 1, 1946, paragraph (a) (as amended by Supplement 1) of § 310.5 *Entrance standards* is revised to read:

(a) A candidate for admission to a State Maritime Academy must be a male citizen of the United States and must qualify in all respects as a midshipman, Merchant Marine Reserve, United States Naval Reserve, and be appointed as such. He must be of robust constitution, physically sound and of good moral character, not less than seventeen years of age; *Provided*, That the candidate will have reached his nineteenth birthday upon completion of course and shall not have reached his twenty-third birthday on date of entrance; *Provided*, That within this range, each state may fix its upper age limit for cadets appointed by the state; *And provided further*, That the upper age limit is extended to twenty-four years of age for veterans and men who have served in the merchant marine for one year and who have been honorably discharged. When admitted, after approval by the Navy, he will wear the insignia and be entitled to all rights and privileges of the Naval Reserve.

(E.O. 9083, 9054, 9198; 3 CFR Cum. Supp.)

[SEAL] GRANVILLE CONWAY,
Acting Administrator.

[F. R. Doc. 46-4036; Filed, Mar. 12, 1946; 11:25 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILES, CLOTHING AND LEATHER

[Limitation Order L-99, as Amended Mar. 8, 1946]

OPERATION OF LOOMS FOR COTTON BROAD WOVEN FABRIC PRODUCTION

The fulfillment of requirements for the defense of the United States has created a shortage in the production of cotton broad woven fabrics and materials for making cotton broad woven fabrics for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.46 *Limitation Order L-99—(a) Operation of looms for cotton broad woven fabric production—(1) Purpose.* This order controls the operation of looms for the production of cotton woven fabrics of more than 12" in width.

(2) No person shall, regardless of the presentation of rated orders, operate looms contrary to the provisions in the schedules of this order.

(3) No person shall operate looms formerly operated in the production of cotton broad woven fabrics and which were acquired by him after June 30, 1944, except as specifically authorized in writing by the Civilian Production Administration. The term "acquired" refers not only to the direct purchase of looms but also to obtaining operating control over looms by obtaining control of the corporation which owns them. Application for authorization may be made by letter to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99, stating all facts, including the type of fabric he wishes to produce, the name of the person who formerly owned or controlled the looms, and the fabric formerly produced on them.

(b) *Minimum quantities to be produced.* Each person in the business of producing in any calendar quarter after March 31, 1946 any broad woven cotton fabric item marked with an asterisk on Schedule A, or any item in the "May Produce Only" column of Schedule B, must produce in that quarter at least as much yardage of the items within the same group as the greater of the following:

(1) Ninety percent of the linear yardage of such items which he produced in the second quarter of 1944, increased or decreased in inverse proportion to any change in pick he has made since then, or

(2) The linear yardage which can be produced by operating each loom producing such items for at least as many hours as any other loom in his mill is operated.

(c) *Exemptions.* (1) *Special looms.* Jacquard and box looms, and looms which were Dobby head looms on March 8, 1946, are exempt from the provisions of paragraphs (a) and (b) of this order and from Schedules A and B.

(2) *Temporary exemption in certain cases pending appeal action.* Any person who files an appeal for exemption from changing over any looms to produce any item required by Schedule B, may postpone production of the required Schedule B item on these looms until he receives notice by telegram or letter from the Civilian Production Administration of the action taken on his appeal. This limited exemption applies only to appeals filed by registered mail with return receipt requested or by telegraph.

(d) *Reports and records.* All persons operating looms for the production of cotton textiles of any kind shall file with the Civilian Production Administration at the times specified in the reporting forms, reports on Forms CPA-658-A, B, C, and D, giving the information therein required. All persons affected by this order shall keep and preserve for a period of not less than two years, accurate and complete records concerning inventories, production and sales. The reporting requirements of this order have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(e) *Appeals.* (1) Any appeal from the provisions of this order shall be made by filing a letter in triplicate addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99, referring to the particular provisions appealed from and stating fully the grounds of the appeal. However, in order to qualify under paragraph (c) (2) above for exemption pending appeal from Schedule B requirements, the appeal must be filed on or before March 25, 1946 by registered mail with return receipt requested or by telegraph. Any person who wishes to produce Schedule B items but is not permitted to do so under the terms of Schedules A or B, need specify only the number of looms, the constructions currently produced on them, and the number of looms proposed to be transferred to each different Schedule B construction.

(2) All appeals granted under this order before March 8, 1946 are revoked effective March 25, 1946.

(3) In cases of appeal for suspension of the requirements of paragraphs (a) or (b) on the ground that compliance will result in production at a loss, an application for price relief on that ground must first be filed with the Secretary of the Office of Price Administration, Washington, D. C., and a copy filed with the CPA appeal. If the CPA appeal is granted, the requirement of these paragraphs for increases above current production will be suspended until the decision by the Office of Price Administration upon the application for price relief. This paragraph does not indicate or limit the extent or kind of price relief, if any, which may be granted by the Office of Price Administration.

(f) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(g) *Violations.* Any person who wilfully violated any provision of this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

(h) *Communications to the Civilian Production Administration.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99.

Issued this 8th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE B

NOTE: Schedule B added March 8, 1946. Group numbers are based upon those in Schedule A as amended October 19, 1945.

(1) Looms which at any time between March 1, 1942 and February 28, 1946, inclusive, produced or were assigned to produce any item now listed in the "Did Produce" column of Schedule B having the same Group Number as the applicable item in the "May Produce Only" column of Schedule B, may produce only the items in the "May Produce Only" column of Schedule B opposite the Group Number which applies to the applicable item in the Schedule A "Did Produce" column. This requirement is effective on and after April 1, 1946, except in the case of looms which change to another item between March 8, 1946 and the effective date (or the date when the paragraph (c) (2) exemption terminates) the looms shall not change over to the production of any items except those permitted under Schedule B.

(2) If a loom was operated on fabrics listed in "one than one Group Number during the base period, any such loom may produce any item listed in the "May Produce Only" column for any Group Number listed in that column. Number of Schedule B may be substituted at any time from the production of the Group Number which applies to the applicable item in the Schedule A "May Produce Only" column opposite the applicable Group Number are marked with an asterisk, any item produced instead. On the other hand, if the items shown in those items may be produced.

(3) Looms which are required to shift to production of Schedule B items, are granted exemption pending appeal by paragraph (c) (2) of the order, if the appeal is filed on or before March 25, 1946 by registered mail with return receipt requested or by telegraph. (Paragraph (c) (2) revokes, effective March 25, 1946, all appeals granted under the other prior to March 8, 1946.)

(4) Jacquard, box and Dobby head looms are exempt to the extent specified in paragraph (c) (1) of the order.

Group No.	Did produce at any time between Mar. 1, 1942 and Feb. 28, 1946, inclusive	May produce only—
1	Osnaburgs	
5B	Soft filled sheetings: 37" 40 x 40—2.50 yd. or constructions of other widths but pro rata counts and weights; or 36" 44 x 36—1.45 yd. 36" 44 x 39—1.63 yd. 68" 44 x 39—1.25 yd. 71" 44 x 39—1.12 yd. Class A sheetings under 42".	
6		
7B	Class A sheetings 42" and wider, of pro rata counts and weights with constructions in Sch. B "May Produce Only" column for Groups 6, 8 and 9.	
8	Class B sheetings: 40" 44 x 40—4.25 yd.	
9	Class B sheetings under 42"	
10B	Class B sheetings 42" and wider, of pro rata counts and weights with constructions in Sch. B "May Produce Only" column for Groups 6, 8 and 9.	
11B	Class C sheetings, average yarn numbers 21's and above.	
12B	Army raincoat sheetings, bandoleer and Navy Mattress cover fabrics 42" and wider.	
13B	Insulating tubings	
14	Carded poplins (sheeting yarns)	
15B	Three leaf twills of print cloth yarns	
8	Soft filled twills	
42	Drills under 42", except 30" high or low count—2.50 yd.	
43A	Drills 42" and wider	
41	Leno bag fabrics	
45	Other special bag fabrics	
46	Bale coverings	
47	Soft filled sheetings, 36 to 44 slay, 32 to 48 pick: Class A sheetings 42" and wider, not of pro rata counts and weights with constructions in Sch. B "May Produce Only" column for Groups 6, 8 and 9.	
48	Class B sheetings 42" and wider, of pro rata counts and weights with constructions in Sch. B "May Produce Only" column for Groups 6, 8 and 9.	
10A	Class C sheetings, average yarn numbers less than 21's.	
11A	Bed sheetings	
12A	Pillow tubings; industrial (except insulating) tubings	
13A	All drills, jeans, sateens and ratinettes and three leaf twills, except those listed in Sch. B "Did Produce" column for Group 15B.	
16A	Four leaf twills (Army spec. JQD-48)	
17	Basket weave cloth (Army spec. JQD-48)	
18	Window shade cloth	
20	All other plain print cloths of more than 100 threads per sq. in.	
21	Pajama checks	
22	Other basket weave cloth	
23	All other fancy print cloths	
30A	Denims (except work clothing denims), pinchecks, hickory stripes and express stripes.	
31A	Suiting coverts, cottonades, whipcords and bedford cords.	
32	Ginghams, checks, plaids and seersuckers	
32A	Chambrays, shirting coverts, and colored yarn shirtings	
34	Turkish or terry woven toweling	
35	Huck, damask and Jacquard woven toweling	
36	Dish toweling, twill and other plain woven toweling	
37	Crib blankets	
38	Blankets, other than crib, containing less than 25% by weight of wool	
44	Flag bunting	
48	Luggage and automobile seat cover cloths	

SCHEDULE A

NOTE: Schedule A amended in its entirety March 8, 1946. Group numbers are based upon those in Schedule A as amended October 19, 1945.

(1) The following requirements apply to looms which on July 22, 1944, produced or were assigned to produce any item now listed in the "Did Produce" column of Schedule A and which at any time between March 1, 1942 and February 28, 1946, inclusive, produced or were assigned to produce any item listed in the "Did Produce" column of Schedule B:

(i) These looms must produce only the items in the "May Produce Only" column of Schedule A opposite the Group Number which applies to the applicable item in the Schedule A "Did Produce" column.

(ii) However, if the items shown in the Schedule A "May Produce Only" column opposite the applicable Group Numbers are not marked with an asterisk, any item produced between March 8, 1946 and the effective date (or the date when the paragraph (c) (2) exemption terminates) the looms shall not change over to the production of any items except those permitted under Schedule B.

(2) Looms which on July 22, 1944 produced or were assigned to produce any item now listed in the "Did Produce" column of Schedule A and also during the base period produced or were assigned to produce any item now listed in the "Did Produce" column of Schedule B, are subject to the provisions of Schedule B.

(3) Jacquard, box and Dobby head looms are exempt to the extent specified in paragraph (c) (1) of the order.

Group No.	Did produce on July 22, 1944—	May produce only—
2	Leno bag fabrics	
3	Other special bag fabrics	
4	Bale coverings	
5A	Soft filled sheetings, 36 to 44 slay, 32 to 48 pick	
7A	Class A sheetings 42" and wider, not of pro rata counts and weights with constructions in Sch. B "May Produce Only" column for Groups 6, 8 and 9.	
6	Class A sheetings under 42"	
10A	Class B sheetings 42" and wider, not of pro rata counts and weights with the constructions in Sch. B "May Produce Only" column for Groups 6, 8 and 9.	
11A	Class C sheetings, average yarn numbers less than 21's.	
12A	Bed sheetings	
13A	Pillow tubings; industrial (except insulating) tubings	
15A	All drills, jeans, sateens and ratinettes and three leaf twills, except those listed in Sch. B "Did Produce" column for Group 15B.	
16A	Four leaf twills (Army spec. JQD-48)	
17	Basket weave cloth (Army spec. JQD-48)	
18	Window shade cloth	
20	All other plain print cloths of more than 100 threads per sq. in.	
21	Pajama checks	
22	Other basket weave cloth	
23	All other fancy print cloths	
30A	Denims (except work clothing denims), pinchecks, hickory stripes and express stripes.	
31A	Suiting coverts, cottonades, whipcords and bedford cords.	
32	Ginghams, checks, plaids and seersuckers	
32A	Chambrays, shirting coverts, and colored yarn shirtings	
34	Turkish or terry woven toweling	
35	Huck, damask and Jacquard woven toweling	
36	Dish toweling, twill and other plain woven toweling	
37	Crib blankets	
38	Blankets, other than crib, containing less than 25% by weight of wool	
44	Flag bunting	
48	Luggage and automobile seat cover cloths	
41	Leno bag fabrics, 9 to 29 slay, 4 to 10 pick	
45	Other special bag fabrics, 48 slay, 10 to 46 pick: •Seamless bags	
46	Bale coverings, 10 to 48 slay, 6 to 40 pick	
47	Soft filled sheetings, 36 to 44 slay, 32 to 48 pick: Class A sheetings 42" and wider.	
48	Class B sheetings 42" and wider.	
10A	Class C sheetings, average yarn numbers less than 21's: •Bed sheeting. •Pillow tubings; or •Industrial (except insulating) tubings. •Any plain or herringbone drill, jean, sateen, gabardine or three leaf twill.	
11A	Ticklenburg—plain, staple stripe A.C.A.	
20	•Birdseye diaper cloth. Any width fabric of window shade quality woven from print cloth yarns. Any fabric woven from fabric other than window shade cloth but the weighted average pick of the yardages produced may not exceed the weighted average pick prevailing in this Group during the month of April 1941.	
21	•Pajama checks.	
22	•Birdseye diaper cloth.	
23	Any print cloth yarn fabric but the weighted average pick of the yardages produced may not exceed the weighted average pick prevailing in this Group during the month of April 1941.	
30A	Any construction of pin stripes, pincheck, hickory stripes, express stripe or denim.	
31A	•Any suiting coverts, cottonades, and bedford cords.	
32	Any ginghams, checks, plaids and seersuckers.	
32A	Any construction of chambray; worksbirt coverts or colored yarn shirting.	
34	•Turkish or terry woven toweling.	
35	Huck, damask, or Jacquard woven toweling.	
36	Dish toweling, twill and other plain woven toweling.	
37	Leno dishcloth.	
38	•Any construction of outing flannels but the weighted average weight per sq. yd. of all outing flannels produced in any calendar quarter may not exceed the weighted average weight per sq. yd. of all outing flannels produced during the second quarter of 1944.	
42	•Interlining flannels.	
43A	•Moleskins and suedes.	
41	Any napped fabric.	
45	•Any napped fabric.	
46	•Blankets.	
47	•Flag bunting.	
48	Luggage and automobile seat cover cloths.	
1	Osnaburgs: Soft filled sheetings: 37" 40 x 40—2.50 yd. or constructions of other widths but pro rata counts and weights; or 36" 44 x 39—1.63 yd. 68" 44 x 39—1.25 yd. 71" 44 x 39—1.12 yd. Class A sheetings under 42".	
7B	Class A sheetings 42" and wider, of pro rata counts and weights with constructions in Sch. B "May Produce Only" column for Groups 6, 8 and 9.	
8	Class B sheetings: 40" 44 x 40—4.25 yd.	
9	Class B sheetings under 42"	
10B	Class B sheetings 42" and wider, of pro rata counts and weights with constructions in Sch. B "May Produce Only" column for Groups 6, 8 and 9.	
11B	Class C sheetings, average yarn numbers 21's and above: 36" 64 x 64—3.50 yd. 36" 60 x 52, 56 x 60—4.00 yd. 36" 56 x 56—4.50 yd. 40" 60 x 60, 64 x 56—5.00 to 6.15 yd. 40" 64 x 64—5.15 yd. 40" 69 x 52, 56 x 56—5.60 yd. 40" 56 x 48—6.30 yd. 40" 64 x 60—6.50 yd. 40" 72 x 60—7.30 yd. 40½" 74 x 86—2.80 to 2.90 yd. (Mend's cloth).	
12B	Sheetings: 40" 64 x 64—2.15 yd. 37" 56 x 56—3.00 yd. 37" 68 x 72—3.37 yd. 37" 72 x 76—4.15 yd.	
13B	Insulating tubings	
14	Sheeting yarn poplins, 70 to 110 slay, 56 to 60 pick.	
15B	Three leaf pocketing twill: 39" 68 x 80—2.58 or 3.00 yd.	
8	Broken twills: 54"—1.14 yd. or 58"—1.06 yd.; or any construction in this column for Group 19, or other fabrics and pro rata counts and weights.	
42	Soft filled twills	
43A	Drills—2.50 yd. Sanforized; or pocketing drills—2.50 yd. mill finish; or 35" 68 x 40—3.00 yd., or other widths and pro rata weights and counts.	
41	Drills 42" and wider	
45	36"—1.85 yd. 56"—2.25 yd. 72"—2.30 yd.	

SCHEDULE B—Continued

Group No.	Did produce at any time between Mar. 1, 1942 and Feb. 28, 1946, inclusive	May produce only—
15B	Jeans—39" 96 x 54—2.85 yd. (grey)	Jeans—39" 96 x 54—2.85 yd. (grey).
	Warp and filling sateens (sheeting yarns) 42" and wider.	Sateens: 53"—1.12 yd. 53"—1.32 yd. 54"—1.05 yd.
16B	Four leaf twills: 37" 88 x 42—2.00 yd., or other widths and pro rata counts and weights.	Four leaf twills: 37" 88 x 42—2.00 yd., or other widths and pro rata counts and weights.
19	Print cloth: 39" 80 x 80—4.00 yd 39" 68 x 72—4.75 yd. 39" 68 x 64—4.85 yd. 38½" 64 x 60—5.25 yd. 38½" 64 x 56—5.50 yd. 38½" 60 x 48—6.25 yd. 45" 64 x 56—4.80 yd.	39" 80 x 80—4.00 yd. 39" 68 x 72—4.75 yd. 39" 68 x 64—4.85 yd. 38½" 64 x 60—5.25 yd. 38½" 64 x 56—5.50 yd. 38½" 60 x 48—6.25 yd. 45" 64 x 56—4.80 yd.
24	38½" 44 x 36—8.60 yd.	38½" 44 x 36—8.60 yd.
25	38½" 44 x 40—8.20 yd. 38½" 40 x 32—9.80 yd. 38½" 48 x 44—7.46 yd. 38½" 48 x 48—7.15 yd.	38½" 44 x 40—8.20 yd. 38½" 44 x 40—8.20 yd. 38½" 40 x 32—9.80 yd. 38½" 48 x 44—7.46 yd. 38½" 48 x 48—7.15 yd.
26	Tobacco and cheesecloth, all widths and counts	Any tobacco or cheesecloth woven from print cloth yarns or any item listed in this column for Group 25.
27	Carded broadcloths	Any width, plain (not including slubbed yarn) carded broadcloth counting from 80 to 136 ends per inch and not in excess of 60 picks per inch woven from print cloth yarns counting 44's or less; or any construction specified in this column for Group 19.
28	Carded poplins	Any width, plain (not including slubbed yarn except 3.75 yd. and heavier) carded poplin counting from 80 to 116 sley and not in excess of 56 picks woven from print cloth yarns counting 44's or less; or any item listed in this column for Group 19.
30B	Work clothing denims	Work clothing denims: *Mill finish*: 3.00 yd., 2.45 yd., 2.20 yd., 8 oz., 10 oz. *Sanforized*: 2.70 yd., 2.20 yd., 8 oz., 9 oz., 11 oz.
31B	Whipcords and work pant coverts	Work pant coverts: 2.40 yd. Sanforized. 2.00 yd. Sanforized. 1.65 yd. Sanforized.
33B	Work shirt coverts and work shirt chambrays	Work shirt coverts: *Mill finish*: 3.90 yd., 3.20 yd. coarse yarn *Sanforized*: 3.60 yd., 2.90 yd. coarse yarn Work shirt chambrays, 3.90 yd. mill finish 3.60 yd. Sanforized
39	Workshirt flannels	Workshirt flannels: *Mill finish*: 3.00 yd., 2.28 yd., 3.00 yd., 2.28 yd. *Sanforized*: 2.70 yd. (plain colors), 2.00 yd. (plain colors), 2.70 yd. (plaids), 2.00 yd. (plaids).
40	Canton flannel (glove and mitten flannel only)	Canton flannel (glove and mitten flannel only): 6 oz., 8 oz., 10 oz. or 12 oz. in unbleached, light yellow ground with blue stripe, blue ground with white stripe, golden fleece, or stripes in "special" colors.
43B	Suedes (work clothing)	Suedes (work clothing): 40½" 44 x 42 3.00 yd. mill finish, colors of tan, blue, gray only.
50	Chafer fabrics	Chafer fabrics of single or ply yarn.

[F. R. Doc. 46-3837; Filed, Mar. 8, 1946; 4:44 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 118, Amdt. 14]

SMALL VOLUME MANUFACTURERS; RECONVERSION PRICING

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Supplementary Order No. 118 is amended in the following respect:

1. Item (i) under Test 2 of section 2 (b) is amended to read as follows:

(i) A product listed at the end of this order in Appendix B, or for which maximum prices are fixed in the following regulations:

MPR 188—Manufacturers' Maximum Prices for Specified Consumers' Goods Other Than Apparel (but not products the maximum prices of which is determined under Orders 1470, 1509 or 1849 under § 1499.159b of MPR 188).

MPR 64—Domestic Cooking and Heating Appliances.

RPS 86—Domestic Washing Machines.

RPS 111—New Household Vacuum Cleaners and Attachments.

MPR 254—New Small Firearms and Firearm Parts.

This amendment shall become effective on March 16, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3975; Filed, Mar. 11, 1946; 4:44 p. m.]

PART 1305—ADMINISTRATION

[Rev. SO 114,[1] Amdt. 4]

ADJUSTABLE PRICING OF CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Supplementary Order No. 114 is amended in the following respects:

1. Section 2 (c) is added to read as follows:

(c) *Revocation of permission.* The adjustable pricing permission granted by this section 2 is revoked with respect to all the textiles listed in section 5, except reference numbers 49, 50 and 70.

2. Section 3 (f) is added to read as follows:

(f) *Revocation of permission.* The adjustable pricing permission granted by this section 3 to converters and processors of cotton textiles is revoked.

This amendment shall become effective March 8, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3848; Filed, Mar. 8, 1946; 4:59 p. m.]

[1] 10 F.R. 9875, 11296.

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 312,[1] Amdt. 3]

MAPLE SYRUP AND MAPLE SUGAR

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 312 is amended in the following respects:

1. Section 2 is amended to read as follows:

SEC. 2. *Manufacturers' maximum prices for maple syrup*—(a) *Producers' maximum prices for maple syrup sold in bulk.* (1) The producer's maximum price f. o. b. loading point for the following grades of maple syrup sold in bulk shall be as follows:

TABLE A—PRODUCERS' MAXIMUM PRICES FOR MAPLE SYRUP SOLD IN BULK

Grades	Maximum prices per pound, Baume					
	33°	34°	35°	36°	37°	38°
				Standard		
Fancy AA	$0.21	$0.22	$0.225	$0.23	$0.2325	$0.235
A	.20	.21	.215	.22	.2225	.225
B	.19	.20	.205	.21	.2125	.215
C	.18	.19	.195	.20	.2025	.205

This amendment shall become effective March 8, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 8, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3846; Filed, Mar. 8, 1946; 4:58 p. m.]

[1] 8 F.R. 3347, 4390, 8125.

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 422,[1] Amdt. 71]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 3 AND GROUP 4 STORES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 422 is amended by adding paragraph (s) to section 20 to read as follows:

"(s) *Region II retailers who purchase air-borne fresh fruits and vegetables in bulk and sell in consumer packages.* This provision shall be in effect until June 1, 1946 and shall only apply to retailers in Region II. If you purchase fresh fruits and vegetables which are transported in bulk or standard containers from the growing area principally by air and pack such fresh fruits and vegetables in consumer packages on your own premises for sale in your store, you shall figure a separate ceiling price weekly for each such item, adding to your "net cost" (as defined in this regulation) all transportation charges you paid (except local trucking and local unloading) to your usual receiving point. The amount of air transportation that shall be added must be the actual cost of transportation or the amount that transportation would have cost figured at 42¢ per ton mile, whichever is lower. Each item of fresh fruits and vegetables must be wrapped in a consumer package and identified as air-borne. Your name and address and the name and net weight of the item must appear on each package.

Before making any sales under the provisions of this paragraph you must notify in writing, the Regional Price Executive of the Office of Price Administration, Empire State Building, New York, New York, that you intend to pack and sell air-borne fruits and vegetables in accordance with section 20 (s) of Maximum Price Regulation 422. In addition you must each Monday, file with the Regional Price Executive, a report for the preceding week setting forth the following:

(1) The names and addresses of the suppliers who sold you air-borne produce.

(2) A description of the fresh fruits and vegetables sold, the minimum net weight of retail packages and the number of packages sold.

(3) The actual cost of the air transportation for the fresh fruits and vegetables sold and the place and time of delivery of the air-borne fresh fruits and vegetables you received in bulk or standard containers.

This amendment shall become effective March 11, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

[1] 10 F.R. 1505, 2024, 2297, 3814, 5370, 5577, 6235, 6514, 7251, 8015, 8656, 9272, 9263, 9430, 11303, 12264, 12265, 12810, 12992, 13073, 13593, 14146, 14447.

Issued this 11th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

Approved: March 7, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3973; Filed, Mar. 11, 1946; 4:44 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 490,[1] Amdt. 5]

EDIBLE TREE NUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation 490 is amended in the following respects:

1. Section 2 (a) (1) (g) is amended to read as follows:

(g) Maximum prices for almonds processed as follows shall be the applicable price shown in the table plus the amounts indicated:

	Cents per pound
Natural, sliced	1½
Natural, diced or halved	3
Roasted and roasted salted	2
Roasted, diced or ground	3
Blanched, whole and split	12

2. Table II of section 2 (a) (2) is amended to read as follows:

TABLE II

Container size	Cents per pound which may be added																			
	Walnuts				Filberts					Pecans					Almonds					
	In shell				In shell				Shelled, carton	In shell, container	Shelled				In shell			Shelled		
	Cello bag	Paper bag	Sack	Carton	Cello bag	Paper bag	Sack	Carton			Cello bag	Tin	Glass	Container	Paper bag	Sack	Carton	Cello bag	Carton	
1¼ ounces											24									
1⅝ ounces											20									
2 ounces											20		20							
3¼ ounces													18							
4 ounces											10									4½
8 ounces					3	3					8	13	14							
1 pound	3										5									
2 to 5 pounds inclusive		2	2½		1						2			2	3					2
6 to 10 pounds inclusive			1½								1½									
11 to 25 pounds inclusive			½						½		½						½			1
26 to 50 pounds inclusive			¼		½				¾	½	½	½	¾							
26 to 60 pounds inclusive																	¾	½		

This amendment shall become effective March 18, 1946.

Issued this 12th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved:

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3999; Filed, Mar. 12, 1946; 11:15 a. m.]

PART 1340—FUEL

[MPR 120, Amdt. 155]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 120 is amended in the following respects:

1. In § 1340.212 (b) (1) (i), the maximum prices appearing in the tables of rail price classifications and size group numbers, under "Exceptions", and those listed for railroad locomotive fuel, for mines classified in the Tyson and Big Vein Seams in Subdistricts 43 and 44, are amended to read as follows:

	Maximum prices by size group numbers—				
	1	2	3	4	5
Exceptions					
Mines classified in Tyson and Big Vein seams, subdistricts 43 and 44	445	425	425	410	410
RAILROAD LOCOMOTIVE FUEL					
Tyson or Big Vein seams in subdistricts 43 and 44	445	425	425	410	410

2. In § 1340.212 (b) (2) (i), the maximum prices appearing in the table of Truck Price Classifications and size group numbers, under "Exceptions," for mines classified in the Tyson and Big Vein Seams in Subdistricts 43 and 44, are amended to read as follows:

	Maximum prices by size group numbers—				
	1	2	3	4	5
Exceptions					
Tyson or Big Vein seams in subdistricts 43 and 44	445	425	425	410	410

[2] 9 F.R. 12614, 13852; 10 F.R. 11749, 12766, 14733.

3. In the table of maximum prices in § 1340.212 (b) (3), the maximum prices of Tyson and Big Vein seams in subdistricts 43 and 44 are amended to read as follows:

	Underground mines
Tyson or Big Vein seams in subdistricts 43 and 44	500

This amendment shall become effective March 18, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3997; Filed, Mar. 12, 1946; 11:15 a. m.]

PART 1363—FEEDINGSTUFFS

[RMPR 173, Amdt. 4]

WHEAT MILL FEEDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 173 is amended in the following respects:

1. The last paragraph (b) of section 7 is redesignated (c).

2. The reference to Maximum Price Regulation No. 378 in section 14 is amended to read Maximum Price Regulation No. 585.

This amendment shall become effective March 18, 1946.

Issued this 12th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved March 1, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-3998; Filed, Mar. 12, 1946; 11:15 a. m.]

PART 1380—HOUSE AND SERVICE INDUSTRY MACHINES

[MPR 598, Amdt. 3]

POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respect:

Section 24, *Appendix A* is amended by changing the listing therein of ceiling prices for refrigerators produced by The Crosley Corporation to read as follows:

Make	Brand	1946 model No.	1st zone
The Crosley Corporation	Crosley	8S746	[1] [2]$151.75

[1] Zone 1 includes 48 States and Washington, D. C.
[2] A charge of $4.75 may be added if the refrigerator is sold equipped with a left-hand door.

This amendment shall become effective on the 13th day of March 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3995; Filed, Mar. 12, 1946; 11:15 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 28]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended by adding the following section 31.

SEC. 31. *Industry adjustments.* Separate pricing provisions applicable to particular industries whose products are covered by this regulation and to particular products may be established by orders issued under this section in any cases (except those covered by section 30), where the Administrator determines that a price adjustment is required for any purpose.

The opinion accompanying each such order will set forth fully the reasons for the issuance of the order and the basis upon which the price adjustment is being computed. In general, such price adjustments will reflect increases required by law or by Executive order or by orders issued by the Administrator of Economic Stabilization, or increases required to induce production of essential products.

This amendment shall become effective March 8, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3849; Filed, Mar. 8, 1946; 4:59 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14H,[1] Incl. Amdts. 1-9]

MODIFICATIONS OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TRANSPORTATION SERVICES

This compilation of SR 14H includes Amendment 9, effective March 17, 1946. The text amended by Amendment 9 is underscored. Deletions are indicated by notes.

This Supplementary Regulation 14H to the General Maximum Price Regulation contains the provisions heretofore embodied in sections 7.1, 7.2, 7.5–7.11, 7.13, 7.15, and 7.19, of Revised Supplementary Regulation 14 relating to certain transportation services. Second Revised Supplementary Regulation 14, which is issued simultaneously with this regulation, continues the provisions relating to miscellaneous commodities and services and includes a table of cross references which shows the present counterparts of the former provisions of Supplementary Regulation 14 and Revised Supplementary Regulation 14, their effective dates and the amendments by which they were originally added or later amended.

A statement of the considerations involved in the issuance of this Supplementary Regulation 14H has been issued simultaneously herewith and has been filed with the Division of the Federal Register.[2]

Sec.
1. Transportation of coal in barges along the Atlantic Coast.
2. Transportation of coal by motor vehicle from mines in Fayette, Westmoreland, and Greene Counties, Pennsylvania.
3. Transportation of fluid milk by motor truck.
4. Rates for transportation of petroleum and petroleum products in bulk by barge and charter rates therefor on the Gulf Intracoastal Waterway, the Atlantic Intracoastal Waterway south of Norfolk, Virginia, the Mississippi River, including their tributary waterways, and the Gulf of Mexico.
5. Transportation by motor vehicle within the New York City metropolitan area.
6. Transportation of fresh meat, meat products or packing house products and supplies from points of origin in Illinois, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, Ohio, South Dakota, West Virginia or Wisconsin.
7. Transportation of paving and asphalt materials and supplies, etc., for the City of Detroit.
8. Transportation by motor vehicle within the Chicago metropolitan area.
9. Establishment and adjustment of maximum rates of carriers, other than common carriers, performing pick-up and delivery or local transfer services for line-haul carriers.
10. Transportation services performed within the State of Michigan by carriers other than common carriers.
11. Transportation services performed within the Commonwealth of Kentucky by carriers other than common carriers.
12. Maximum rates for the charter of tugboats.
13. Transportation of milk by motor vehicle in Colorado.
14. Modification of maximum rates for the transportation of automobiles and trucks by carriers other than common carriers.
15. Pricing of new (or resumed) transportation services.

AUTHORITY: § 1499.81 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487.

SECTION 1. *Transportation of coal in barges along the Atlantic Coast.* (a) Maximum prices for the transportation of coal in barges along the Atlantic Coast between the origins and destinations referred to below by carriers other than common carriers within the exemption conferred by section 302 (c) (2) of the Emergency Price Control Act of 1942 shall be as follows:

[1] 10 F.R. 1205.

[2] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

MAXIMUM RATES[1] FOR TRANSPORTATION OF COAL IN BARGES

From[2] New York[3] to—	Weight of cargo in net tons per barge				
	700 or less	Over 700, but not over 1,200	Over 1,200 but not over 1,800	Over 1,800 but not over 2,600	Over 2,600
Stamford, Conn.	$0.90	$0.80	$0.75	$0.70	$0.65
Norwalk, Conn.	.95	.85	.80	.75	.70
Bridgeport, Conn.	.95	.85	.80	.75	.70
Stratford, Conn.	1.15	1.05	1.00	.95	.90
Devon, Conn.	1.15	1.05	1.00	.95	.90
New Haven, Conn.	.95	.85	.80	.75	.70
Branford, Conn.	1.15	1.05	1.00	.95	.90
Middletown, Conn.	1.35	1.25	1.20	1.15	1.10
Hartford, Conn.	1.35	1.25	1.20	1.15	1.10
New London, Conn.	1.35	1.25	1.15	1.05	1.00
Allyns Point, Conn.	1.40	1.30	1.20	1.10	1.05
Montville, Conn.	1.40	1.30	1.20	1.10	1.05
Norwich, Conn.	1.45	1.35	1.25	1.15	1.10
Newport, R. I.	1.90	1.75	1.60	1.45	1.35
Providence, R. I.	1.90	1.75	1.60	1.45	1.35
Pawtucket, R. I.	2.00	1.85	1.70	1.55	1.45
Warren, R. I.	1.95	1.80	1.65	1.50	1.40
Fall River, Mass.	1.90	1.75	1.60	1.45	1.35
Somerset, Mass.	1.80	1.75	1.60	1.45	1.35
Woods Hole, Mass.	2.15	2.00	1.85	1.70	1.60
Martha's Vineyard, Mass.	2.30	2.15	2.00	1.85	1.75
Kantucket, Mass.	2.50	2.35	2.20	2.05	1.95
New Bedford, Mass.	2.05	1.90	1.75	1.60	1.50
Plymouth, Mass.	2.45	2.30	2.10	1.85	1.75
Hull, Mass.	2.50	2.35	2.15	1.90	1.80
Weymouth, Mass.	2.45	2.30	2.05	1.80	1.70
Boston, Mass.	2.40	2.25	2.00	1.75	1.65
Lynn, Mass.	2.45	2.30	2.05	1.80	1.70
West Lynn, Mass.	2.50	2.35	2.10	1.85	1.75
Marblehead, Mass.	2.45	2.30	2.05	1.80	1.70
Salem, Mass.	2.40	2.25	2.00	1.75	1.65
Beverly, Mass.	2.45	2.30	2.05	1.80	1.70
Gloucester, Mass.	2.50	2.35	2.10	1.85	1.75
Newburyport, Mass.	4.15	4.00	3.75	3.50	3.40
Portsmouth, N. H.	2.65	2.50	2.25	2.00	1.90
Biddeford, Me.	4.15	4.00	3.75	3.50	3.40
Saco, Me.	4.15	4.00	3.75	3.50	3.40
Portland, Me.	2.75	2.60	2.33	2.10	2.00
Portland, Me. (Fort McKinley)	3.55	3.40	3.15	3.00	2.70
Boothbay, Me.	2.90	2.75	2.50	2.25	2.15
Bath, Me.[4]	3.05	2.90	2.65	2.40	2.30
Gardiner, Me.	3.55	3.40	3.15	2.90	2.80
Hallowell, Me.	3.70	3.55	3.30	3.05	2.95
Augusta, Me.	3.80	3.65	3.40	3.15	3.05
Rockland, Me.[4]	3.30	3.15	2.90	2.70	2.60
Belfast, Me.	3.90	3.75	3.50	3.35	3.05
Camden, Me.	3.90	3.75	3.50	3.25	3.05
Searsport, Me.	3.50	3.35	3.10	2.85	2.75
Sandy Point, Me.	3.50	3.35	3.10	2.85	2.75
Bucksport, Me.	3.55	3.40	3.15	2.90	2.80
Castine, Me.	4.10	3.85	3.60	3.35	3.25
N. E. Harbor, Me.	4.10	3.85	3.60	3.35	3.25
S. W. Harbor, Me.	4.10	3.85	3.60	3.35	3.25
Bar Harbor, Me.	4.00	3.85	3.60	3.35	3.25
Bangor, Me.	3.80	3.65	3.40	3.15	3.05
Brewer, Me.	4.00	3.85	3.60	3.35	3.25
Stonington, Me.	4.00	3.85	3.60	3.35	3.25
Eastport, Me.	4.90	4.75	4.50	4.25	4.15

[1] Rates are stated in terms of dollars per net ton and are exclusive of expenses for loading and discharging and for cargo insurance. The trimming charge made at loading piers is for the account of the vessel and is included in the rate.

[2] From Hampton Roads to New York, the maximum rate for all cargoes shall be $2.00 per net ton. From Hampton Roads to the destinations described in this paragraph (a), the maximum rates set forth herein shall be increased by $1.25 per net ton.

[3] Rates shown apply from Lower New Jersey piers, including South Amboy, Perth Amboy, Port Reading and Elizabethport. Deduct 5 cents per net ton when transportation commences at Upper New Jersey piers, including Jersey City, Hoboken, Weehawken, Guttenberg, and Edgewater.

[4] Add 25 cents per net ton when transportation is to piers with no more than fourteen feet of water.

The maximum rate applicable to any destination on the Atlantic Coast northerly from New York not specified above shall be the rate shown from the same origin to the closest destination set forth above.

(b) The provisions of the General Maximum Price Regulation,[5] other than § 1499.11 (a), shall not apply until August 3, 1942, to the transportation of coal in barges between the origins and destinations referred to in paragraph (a) above, when such transportation is performed by carriers other than common carriers within the exemption conferred by section 302 (c) (2) of the Emergency Price Control Act of 1942.

[5] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

SEC. 2. *Transportation of coal by motor vehicle from mines in Fayette, Westmoreland, and Greene Counties, Pennsylvania.* (a) The maximum rate per net ton that may be charged by truck owners and operators for transporting coal from mines in Fayette, Westmoreland, and Greene Counties, Pennsylvania, to beehive coke ovens, or to barges on the Monongahela River, or to rail cars, all in Fayette, Westmoreland and Greene Counties, Pennsylvania for distances up to and including 25 miles, shall be:

10¢ per mile—for the first 2 miles
6¢ per mile—for the next 3 miles
5¢ per mile—thereafter

5 cents per net ton additional for coal transported from stripping plants. 2 cents per net ton additional for accessorial services performed on contracts under which the contracting motor carrier operator assumes responsibility for the entire movement of the coal and supervises all trucks performing the transportation.

SEC. 3. *Transportation of fluid milk by motor truck.* (a) Maximum prices arrived at in accordance with the provisions of § 1499.2 of the General Maximum Price Regulation for the transportation by truck of fluid milk consigned from the producers thereof to processing plants located in Coldwater, Ohio; Holgate, Ohio; Abington, Virginia; and Oostburg, Wisconsin, may be increased as follows:

(1) Milk consigned from the producer thereof to processing plants in Coldwater, Ohio; Holgate, Ohio; and Abington, Virginia, 5 cents per hundred pounds.

(2) Milk consigned from the producer thereof to processing plants in Oostburg, Wisconsin, 2 cents per hundred pounds.

SEC. 4. *Rates for transportation of petroleum and petroleum products in bulk by barge and charter rates therefor on the Gulf Intracoastal Waterway, the Atlantic Intracoastal Waterway south of Norfolk, Virginia, the Mississippi River, including their tributary waterways, and the Gulf of Mexico*—(a) *Definitions.* (1) "Barge" means all non-self-propelled water craft licensed by the U. S. Coast Guard, Bureau of Inspection and Navigation, and used, for the transportation of petroleum or petroleum products in bulk.

(2) "Petroleum" and "petroleum products" mean products of Grade B and lower as defined in the Code of Federal Regulations, Title 46, Chapter I, Subchapter D, Part 30. "Tank Vessels" (Bureau of Marine Inspection and Navigation, U. S. Coast Guard) Rates and charges for the transportation of Grade A petroleum products in bulk by barge shall continue to be determined under the provisions of § 1499.2 of the General Maximum Price Regulation.

(3) "Ton" and "net ton" mean two thousand (2,000) pounds avoirdupois.

(4) "Points on the Gulf Intracoastal Waterway" mean all points which are or may be served with barge transportation by use of the Gulf Intracoastal Waterway and all its navigable and connecting tributary waterways, except points on the Mississippi River and its tributaries north of North Baton Rouge, Louisiana, and except points on the Mobile-Warrior-Tombigbee Rivers north of Mobile, Alabama.

(5) "Points on the Gulf of Mexico" mean all points in the United States which are or may be served with barge transportation conducted wholly or in principal part on the Gulf of Mexico.

(6) "Points on the Atlantic Intracoastal Waterway" mean all points which are or may be served with barge transportation by use of the Atlantic Intracoastal Waterway south of, and including, Norfolk, Virginia, and all points on the tributaries of the Atlantic Intracoastal Waterway south of Norfolk, Virginia.

(7) "Points on the Mississippi River and its tributaries" mean all points which are or may be served with barge transportation by use of the rivers in Group A, Group B and Group C, as hereinafter defined.

(8) "Group A" and "Group B" mean:

Group A	*Group B*
Lower Mississippi River	Tennessee River
Ohio River	Cumberland River
Kanawha River	Green River
Illinois River	Barren River
Allegheny River	Kentucky River
St. Croix River	Ouachita River
Stillwater River	Missouri River
Monongahela River	Licking River

(9) "Group C" means the Upper Mississippi River and its tributaries (except the Illinois and Missouri Rivers) north of St. Louis, Missouri, including all loading stations located within a radius of 25 miles of St. Louis.

(b) *Maximum rates for transportation on the Gulf Intracoastal Waterway.* Maximum rates for the transportation, by carriers other than common carriers, of petroleum and petroleum products in bulk by barge between points on the Gulf Intracoastal Waterway, for distances of 75[6] miles or more, shall be as set forth in the table below. (See proviso in paragraph (c) of this section 4.)

[Rate in mills per net ton per mile]

Distance in miles	Minimum cargoes in tow			
	500 tons	1,000 tons	2,000 tons	3,000 tons
75 to, but not including, 100 miles	7.00	6.50	6.00	5.50
100 to, but not including, 150 miles	6.50	6.25	5.80	5.00
150 miles and over	6.00	5.70	5.50	4.25

Rules and Regulations Applicable to the Gulf Intracoastal Waterway

(1) *Distances.* Distances shall be determined in accordance with the official distance tables of the U. S. Engineers, except that three miles may be added in the case of movements having one terminus east of Canal Street, New Orleans, Louisiana, and the other west of Harvey Canal Lock.

[6] Rates and charges for distances less than 75 miles and for harbor towage and towage within harbor district areas are exempt from maximum price regulation under § 1499.46 (b) (125) and (126) of Revised Supplementary Regulation No. 11 to the General Maximum Price Regulation.

(2) *Application of rates to cargoes in tow.* The rates set forth in the above table are for the furnishing of tugs and barges by the carrier. Maximum rates for furnishing towing services only shall not exceed 75% of the maximum rates herein provided for furnishing tugs and barges.

The rates set forth in the above table are based on the specified minimum cargoes in tow. The maximum charge for a cargo in tow of less than 500 tons for distances over 75 miles shall be either (i) the charge determined by agreement between the parties, or (ii) the maximum charge for a cargo of 500 tons computed at the 500-ton rate for the applicable distance. Charges determined under subdivision (i) of this subparagraph which exceed the maximum charges computed in accordance with the terms of subdivision (ii) shall be reported by the carrier within 10 days of the date of the agreement to the District Office of the Office of Price Administration, Canal Building, New Orleans, Louisiana.

The maximum charge for a particular cargo shall not, in any case, exceed the maximum charge for a cargo of the next higher minimum tonnage computed at the rate applicable thereto. For example, the maximum charge for a cargo in tow of more than 500 tons but less than 1,000 tons shall be computed at the rate established in the above table for minimum cargoes of 500 tons, unless the charge thus computed exceeds the charge for a cargo of 1,000 tons computed at the 1,000-ton rate, in which event the latter charge shall prevail.

The maximum charge for a voyage shall not in any case exceed the maximum charge for the transportation of the same cargo a greater distance.

(3) *Wharfage and dockage.* Wharfage and dockage charges are not included in the rates set forth in the above table.

(4) *Tolls and port charges.* Canal tollage, lock charges, and port charges are included in the rates set forth in the above table for tugs and barges but are not included in the rates for towing only.

(5) *Insurance.* Cargo insurance is not included in the rates set forth in the above table. Insurance on barges is included in the rates for tugs and barges but is not included in the rates for towing only.

(6) *Pumping out by carrier.* When cargo is discharged by use of carrier's pumps, a charge of three-quarters (¾) of one cent per barrel may be made for use of carrier's pumps. In addition, if the carrier performs discharging service, at the request of the shipper, an additional charge therefor may be made, which shall not exceed the actual cost to the carrier of furnishing such service.

(7) *Cleaning of equipment.* Where cleaning is required to render barges suitable for the transportation of the products of a particular shipper, the cost of cleaning shall be paid by the carrier or shipper, as determined by agreement between the parties: *Provided,* That the amount which may be added to the maximum prices herein specified shall not exceed the actual cost of such cleaning. In the event the shipper does not clean barges which have become dirtied in his service, the carrier may make an additional charge not to exceed the actual cost incurred for the cleaning necessary to render such barges suitable for the transportation of the commodities for which they were suitable when placed in the shipper's service. In addition, the carrier may charge for all time necessarily consumed for such cleaning, whether performed by carrier or shipper, at the rates specified below for demurrage.

(8) *Demurrage.* The rates specified above include free time of three hours at loading point and three hours at unloading point plus one hour in each case for each barge in excess of three in the tow. Loading and discharge rates shall be determined by agreement between the parties, or, in the absence of such agreement, the loading rate shall be 2,500 barrels per running hour and the discharge rate shall be 1,500 barrels per running hour day and night, Saturdays, Sundays and holidays not excepted. Demurrage for all time in addition to the free time and the loading and discharge time may be charged at the rate of three cents per hour per indicated or rated horsepower, as the case may be, with a minimum charge of $10.00 per tug per hour or fraction thereof and $2.50 per barge per hour or fraction thereof.

(9) *Additional charge for operating on the Gulf of Mexico.* When operating conditions on the Gulf Intracoastal Waterway (i) between Pensacola and Panama City, Florida, or (ii) between Panama City and Port St. Joe, Florida, necessitate operation on the Gulf of Mexico, an additional charge may be made of not more than 33¢ per ton when the maximum rate is based on a minimum cargo of 2,000 tons or less, and 24¢ per ton when the maximum rate is based on a minimum cargo of 3,000 tons.

[Subparagraph (9) amended by Am. 2, 10 F.R. 8937, effective as of 9-11-44]

(10) *Split deliveries.* When a tow consists of more than one delivery, the total maximum charge for the services shall be the lower of the charges resulting from the following methods of computation: (1) the total of the charges for each delivery computed separately as if it were unaccompanied in the same tow by other deliveries; or, (2) the charge for the total tonnage of the tow at the rate appropriate for the distance to the farthest port of discharge, as if such total tonnage were transported to such farthest port of discharge.

(c) *Maximum rates for transportation on the Gulf of Mexico.* Maximum rates for the transportation, by carriers other than common carriers, of petroleum and petroleum products in bulk by barge between points on the Gulf of Mexico shall continue to be determined under the provisions of § 1499.2 of the General Maximum Price Regulation, except that, for distances of 75 miles and over, maximum prices shall be as follows:

[Rate in mills per net ton per mile]

Distance in miles	Minimum cargoes in tow		
	1,000 tons	2,000 tons	3,000 tons
Under 150 miles	6.50	6.00	5.50
150 to, but not including, 300 miles	6.25	5.60	4.50
300 to, but not including, 700 miles	6.00	5.30	4.25
700 miles and over	5.70	5.00	4.00

Rules and Regulations Applicable to the Gulf of Mexico

(1) *Distances.* Distances shall be determined in accordance with United States Coast and Geodetic Survey Charts, from the bar of the port of loading to the bar of the port of discharge, to which may be added actual mileage from the bar to the dock at each port.

(2) *Application of rates to cargoes in tow.* The rates set forth in the above table are for the furnishing of tugs and barges by the carrier. Maximum prices for furnishing towing service only shall not exceed 75% of the maximum prices herein provided for furnishing tugs and barges.

The rates set forth in the above table are based on the specified minimum cargoes in tow. The maximum charge for a cargo in tow of less than 1,000 tons shall be the maximum charge for a cargo of 1,000 tons computed at the 1,000-ton rate. The maximum charge for a particular cargo shall not, in any case, exceed the maximum charge for a cargo of the next higher minimum tonnage computed at the rate applicable thereto. For example, the maximum charge for a cargo in tow of more than 1,000 tons but less than 2,000 tons shall be computed at the rate established in the above table for minimum cargoes of 1,000 tons, unless the charge thus computed exceeds the charge for a cargo of 2,000 tons computed at the 2,000-ton rate, in which event, the latter charge shall prevail.

The maximum charge for a voyage shall not in any case exceed the maximum charge for the transportation of the same cargo a greater distance.

(3) *Wharfage and dockage.* Wharfage and dockage charges are not included in the rates set forth in the above table.

(4) *Port charges.* Port charges on vessels are included in the rates set forth in the above table.

(5) *Insurance and crew's bonus payments.* Cargo insurance is not included in the rates set forth in the above table, but insurance and war risk insurance on vessels, war risk insurance on crews and bonus payments to crew members are included.

(6) *Pumping out by carrier.* Use of the carrier's pumps for discharging and the service of pumping out cargo are included in the rates set forth in the above table.

(7) *Cleaning of equipment.* Where cleaning is required to render barges suitable for transportation of the products of a particular shipper, the cost of cleaning shall be paid by the carrier or shipper, as determined by agreement be-

tween the parties: *Provided*, That the amount which may be added to the maximum prices herein specified shall not exceed the actual cost of such cleaning. In the event the shipper does not clean barges which have become dirtied in his service, the carrier may make an additional charge not to exceed the actual cost incurred for the cleaning necessary to render such barges suitable for the transportation of the commodities for which they were suitable when placed in the shipper's service. In addition, the carrier may charge for all time necessarily consumed for such cleaning, whether performed by carrier or shipper, at the rates specified below for demurrage.

(8) *Demurrage.* The rates set forth in the above table include free time of three hours at loading point and three hours at unloading point for minimum cargoes in tow of less than 2,000 tons and six hours at loading point and six hours at unloading point for minimum cargoes in tow of 2,000 tons and over. Loading and discharge rates shall be determined by agreement between the parties or, in the absence of such agreement, they shall be the maximum loading and discharge rates of the available pumping equipment. Demurrage for all time in addition to the free time and the loading and discharge time may be charged at the rate of $35.00 per running hour or fraction thereof for tugs having minimum cargoes of 2,000 tons and over and $25.00 per running hour or fraction thereof for tugs having minimum cargoes in tow of less than 2,000 tons. The following demurrage rates for barges may be charged:

	Per running hour or fraction thereof
Under 3,000 tons capacity [1]	$7.50
3,000 to, but not including, 4,000 tons capacity	10.00
4,000 to, but not including, 5,000 tons capacity	12.50
5,000 tons capacity and over	15.00

[1] Capacity shall be the full cubical capacity of the barge as allowed in its certificate without regard to the density of the cargo.

(9) *Split deliveries.* When a tow consists of more than one delivery, the total maximum charge for the services shall be the lower of the charges resulting from the following methods of computation: (1) the total of the charges for each delivery computed separately as if it were unaccompanied in the same tow by other deliveries; or, (2) the charge at the rate appropriate for the distance to the farthest port of discharge, as if such total tonnage were transported to such farthest port of discharge.

(d) *Maximum rates for transportation on the Atlantic Intracoastal Waterway.* Maximum rates for the transportation, by carriers other than common carriers, of petroleum and petroleum products in bulk by barge between points on the Atlantic Intracoastal Waterway south of Norfolk, Virginia, and its tributaries, shall continue to be determined under the provisions of § 1499.2 of the General Maximum Price Regulation, except that the maximum rates for distances of 25 miles or more shall be as follows:

[Rate in mills per net ton per mile]

Distance in miles	Minimum cargoes in tow			
	750 tons	1,000 tons	2,000 tons	3,000 tons
25 to, but not including, 150 miles	9.60	9.00	7.60	6.50
150 to, but not including, 300 miles	9.40	8.60	6.60	5.50
300 miles and over	9.20	8.30	6.30	5.25

Rules and Regulations Applicable to the Atlantic Intracoastal Waterway

(1) *Distances.* Distances shall be determined in accordance with the official distance tables of the U. S. Engineers, and, to the extent that distances are not thus ascertainable, in accordance with actual mileage.

(2) *Application of rates to cargoes in tow.* The rates set forth in the above table are for the furnishing of tugs and barges by the carrier. Maximum prices for furnishing towing services only shall not exceed 75% of the maximum prices herein provided for furnishing tugs and barges.

The rates set forth in the above table are based on the specified minimum cargoes in tow. The maximum charge for cargoes in tow of less than 750 tons shall be the charge for a cargo of 750 tons computed at the 750-ton rate. The maximum charge for a particular cargo shall not, in any case, exceed the maximum charge for a cargo of the next higher minimum tonnage computed at the rate applicable thereto. For example, the maximum charge for a cargo in tow of more than 750 tons but less than 1,000 tons shall be computed at the rate established in the above table for minimum cargoes of 750 tons, unless the charge thus computed exceeds the charge for a cargo of 1,000 tons computed at the 1,000-ton rate, in which event the latter charge shall prevail.

The maximum charge for a voyage shall not in any case exceed the maximum charge for the transportation of the same cargo a greater distance.

(3) *Wharfage and dockage.* Wharfage and dockage charges are not included in the rates set forth in the above table.

(4) *Tolls and port charges.* Canal tollage, lock charges and port charges are included in the rates set forth in the above table for tugs and barges but are not included in the rates for towing only.

(5) *Insurance.* Cargo insurance is not included in the rates set forth in the above table. Insurance on barges is included in the rates for tugs and barges but is not included in the rates for towing only.

(6) *Pumping out by carrier.* When cargo is discharged by use of carrier's pumps, a charge of three-quarters (¾) of one cent per barrel may be made for use of carrier's pumps. In addition, if the carrier performs discharging service, at the request of the shipper, an additional charge therefor may be made, which shall not exceed the actual cost to the carrier of furnishing such service.

(7) *Cleaning of equipment.* Where cleaning is required to render barges suitable for transportation of the products of a particular shipper, the cost of cleaning shall be paid by the carrier or shipper, as determined by agreement between the parties: *Provided*, That the amount which may be added to the maximum prices herein specified shall not exceed the actual cost of such cleaning. In the event the shipper does not clean barges which have become dirtied in his service, the carrier may make an additional charge not to exceed the actual cost incurred for the cleaning necessary to render such barges suitable for the transportation of the commodities for which they were suitable when placed in the shipper's service. In addition, the carrier may charge for all time necessarily consumed for such cleaning, whether performed by carrier or shipper, at the rates specified below for demurrage.

(8) *Demurrage.* The rates set forth above include free time of three hours at loading point and three hours at unloading point. Loading and discharge rates shall be determined by agreement between the parties, or, in the absence of such agreement, the loading rate shall be 1,250 barrels per running hour and the discharge rate shall be 750 barrels per running hour, day or night, Saturdays, Sundays and holidays not excepted. Demurrage for all time in addition to the free time and the loading and discharge time may be charged at the rate of $10.00 per running hour or fraction thereof per tug, and $2.50 per running hour or fraction thereof per barge.

(9) *Split deliveries.* When a tow consists of more than one delivery, the total maximum charge for the services shall be the lower of the charges resulting from the following methods of computation: (1) the total of the charges for each delivery computed separately as if it were unaccompanied in the same tow by other deliveries; or, (2) the charge for the total tonnage of the tow at the rate appropriate for the distance to the farthest port of discharge, as if such total tonnage were transported to such farthest port of discharge.

(e) *Maximum rates on the Mississippi River.* Maximum rates for the transportation, by carriers other than common carriers, of petroleum and petroleum products in bulk by barge between points on the Mississippi River and its tributaries, shall continue to be determined under the provisions of § 1499.2 of the General Maximum Price Regulation, except that the maximum prices for distances of 150 miles or more shall be as set forth below: *Provided*, That the provisions of paragraph (b) of this section 4, governing transportation on the Gulf Intracoastal Waterway, shall apply to transportation which originates on the Gulf Intracoastal Waterway and terminates at a point on the Mississippi River south of, and including, North Baton Rouge, Louisiana, and also to movements on the Mississippi River wholly between points south of, and including, North Baton Rouge, Louisiana, and, with respect to movements originating on the Gulf Intracoastal Waterway which are transferred or interchanged at a point on the Mississippi River south of, and including, North Baton Rouge for further transportation beyond North Baton Rouge, to that part of the transportation performed prior to such transfer or interchange.

[Rate in mills per net ton per mile]

Group A	
150 to, but not including, 300 miles	4.00
300 miles and over	3.75
Group B	
150 to, but not including, 300 miles	4.10
300 miles and over	3.90
Group C	
150 to, but not including, 300 miles	3.75
300 miles and over	3.50

Rules and Regulations Applicable to the Mississippi River

(1) *Distances.* Distances shall be determined in accordance with the 1942 U. S. Coast Guard Light List, with no deductions for cut-offs.

(2) *Application of rates to cargoes in tow.* The rates set forth in the above table are for the furnishing of tugs and barges or towboats and barges by the carrier. Maximum prices for furnishing towing services only shall not exceed 75% of the maximum prices herein provided for furnishing tugs and barges or towboats and barges.

The rates set forth above are based on minimum cargoes of 500 tons per barge. The maximum charge for cargoes of less than 500 tons per barge shall be the charge for a cargo of 500 tons.

(3) *Wharfage and dockage.* Wharfage and dockage charges are not included in the rates set forth in the above table.

(4) *Insurance.* Cargo insurance is not included in the rates set forth in the above table. Insurance on barges is included in the rates for tugs and barges and towboats and barges but is not included in the rates for towing only.

(5) *Pumping out by carrier.* When cargo is discharged by use of carrier's pumps installed on barges, an additional charge of three-quarters (¾) of one cent per barrel may be made for use of carrier's pumps. If the carrier performs discharging service, at the request of the shipper, an additional charge therefor may be made, which shall not exceed the actual cost to the carrier of furnishing such service.

(6) *Cleaning of equipment.* Where cleaning is required to render barges suitable for transportation of the products of a particular shipper, the cost of cleaning shall be paid by the carrier or shipper, as determined by agreement between the parties: *Provided*, That the amount which may be added to the maximum prices herein specified shall not exceed the actual cost of such cleaning. In the event the shipper does not clean barges which have become dirtied in his service, the carrier may make an additional charge not to exceed the actual cost incurred for the cleaning necessary to render such barges suitable for the transportation of the commodities for which they were suitable when placed in the shipper's service. In addition, the carrier may charge for all time necessarily consumed for such cleaning, whether performed by carrier or shipper, at the rates specified below for demurrage.

(7) *Demurrage.* The rates specified above include free time of three hours at loading point and three hours at unloading point plus one hour in each case for each barge in excess of three in the tow. Loading and discharge rates shall be determined by agreement between the parties or, in the absence of such agreement, the loading rate shall be 2,500 barrels per running hour and the discharge rate shall be 1,500 barrels per running hour, day or night, Saturdays, Sundays, and holidays not excepted. Demurrage for all time in addition to the free time and the loading and discharge time may be charged at rates for barges which shall not exceed three-tenths (3/10) of one mill per barrel of 42 gallons per hour, based on barge capacity, size of barge to be determined by Barge Calibration Table, and at rates for tugboats which shall not exceed three (3) cents per indicated or rated horsepower, as the case may be, per hour.

(8) *Split deliveries.* When a tow consists of more than one delivery, the total maximum charge for the services shall be the lower of the charges resulting from the following methods of computation: (1) the total of the charges for each delivery computed separately as if it were unaccompanied in the same tow by other deliveries; or, (2) the charge for the total tonnage of the tow at the rate appropriate for the distance to the farthest port of discharge, as if such total tonnage were transported to such farthest port of discharge.

(f) *Maximum rates for the charter of tank barges.* Maximum rates for the charter of tank barges for use in the transportation of petroleum and petroleum products between points on the Gulf Intracoastal Waterway, the Atlantic Intracoastal Waterway south of Norfolk, Virginia, and the Mississippi River, and their tributary waterways, shall be as follows:

Capacity of barge	*Rate per barge per month*
Under 750 barrels	$187.50.
750–1,499 barrels	25 cents per barrel.
1,500–2,999 barrels	22 cents per barrel.
3,000–5,999 barrels	$570, plus 11 cents per barrel over 3,000.
6,000 barrels and over	$900, plus 9 cents per barrel over 6,000.

Rules and Regulations Applicable to the Charter of Tank Barges

(1) Capacity shall be the full cubical capacity of the barge as allowed in its certificate without regard to the density of the cargo.

(2) The maximum charge for a particular barge shall not, in any case, exceed the maximum charge for a barge of the next greater capacity group computed at the rate applicable thereto. For example, the maximum charge for a barge of more than 750 barrels capacity but less than 1,500 barrels shall be computed at the rate established in the above table for barges of 750 to, but not including, 1,500 barrels, unless the charge thus computed exceeds the charge for a barge of 1,500 barrels capacity computed at the 1,500 barrel rate, in which event the latter charge shall prevail.

(3) The rates set forth in the above table may be increased by twenty percent (20%) for barges equipped with pumps.

(4) The rates set forth in the above table are for a period of one month extending from the date on which the charter commences to, but not including, the same date in the next calendar month, but, if there be no corresponding date in the next succeeding calendar month, it shall extend to and include the last day of that month. Fractions of a month shall be computed on the basis of one-thirtieth (1/30) of the monthly rate for each twenty-four hour period or fraction thereof.

(5) The rates set forth in the above table include hull insurance to be carried at the owner's expense for the benefit of the owner and the charterer as their interests may appear. The cost of P and I insurance shall be borne by the owner or the charterer as they may agree. All other insurance carried for the benefit of the charterer shall be at his expense.

(6) The rates set forth herein contemplate that the barge shall be returned to the owner in the same condition as when received, ordinary wear and tear excepted.

SEC. 5. *Transportation by motor vehicle within the New York City metropolitan area.* (a) Persons furnishing services as carriers other than common carriers, by motor vehicle in the New York City metropolitan area (hereby defined to include the area comprising the commercial zones of New York City as established by the Interstate Commerce Commission and by the New York Public Service Commission and in addition thereto all of Long Island) who employ members of Locals Nos. 282, 807, and 816 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen, and Helpers of America affiliated with the American Federation of Labor, or who conform to the provisions of the directive in the National War Labor Board Case No. BWA 365, may sell and deliver such carrier services at prices not to exceed 5 per cent above the maximum prices established by them in March, 1942, provided the gross operating revenues of such persons for the year 1942 did not exceed $250,000.

(b) The maximum prices authorized herein may apply as of the effective date of payment of the wage award in National War Labor Board Case No. BWA 365.

SEC. 6. *Transportation of fresh meat, meat products or packing house products and supplies from points of origin in Illinois, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, Ohio, South Dakota, West Virginia, or Wisconsin.* (a) Carriers other than common carriers who transport shipments of fresh meat, meat products or packing house products and supplies from points of origin in Illinois, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, Ohio, South Dakota, West Virginia or Wiscon-

sin, may increase by not more than 8 per cent their maximum prices established for such service at March 1942 levels pursuant to the provisions of the General Maximum Price Regulation except that where the Office of Price Administration has heretofore granted to any such carrier an adjustment of maximum prices for such service, such adjusted maximum prices may, to the extent authorized, be charged by such carrier in lieu of the maximum prices authorized herein.

SEC. 7. *Transportation of paving and asphalt materials and supplies, etc., for the City of Detroit.* (a) Persons furnishing services as carriers other than common carriers by motor vehicle for the Department of Public Works in Detroit, Michigan, may sell and deliver such carrier services at prices not to exceed the following maximum rates:

Transportation of material and equipment for paving, sewer and sidewalk repair work.

	Per hour
1½-ton trucks	$1.90
3½-ton trucks	2.35
5 ton trucks	2.75

[Sec. 7 amended by Am. 3, 10 F.R. 9619, effective 8-7-45]

SEC. 8. *Transportation by motor vehicle within the Chicago Metropolitan Area.* (a) Persons furnishing services as carriers other than common carriers, by motor vehicle within the Chicago Metropolitan Area who employ members of Local 705 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, affiliated with the American Federation of Labor, or of Local 705 of the Chicago Truck Drivers, Chauffeurs and Helpers Union of Chicago and vicinity or who conform to the provisions of the directive in the National War Labor Case No. 11-153C may sell and deliver such carrier's services at prices not to exceed 8.5 per cent above the maximum prices established by them in March 1942.

(b) The maximum prices authorized herein may apply as of the effective date of payment of the wage award in National War Labor Case No. 11-153C.

SEC. 9. *Establishment and adjustment of maximum rates of carriers, other than common carriers; performing pick-up and delivery or local transfer services for line-haul carriers.* The maximum charges of carriers of property, other than common carriers, engaged in "pick-up and delivery" and "local transfer" operations are established basically under § 1499.2 and other applicable provisions of the General Maximum Price Regulation. They are also subject to certain provisions for adjustment contained in the latter regulation and in Supplementary Regulation No. 15. The purpose of this section 9 is to establish a further, and supplemental, provision for individual establishment and adjustment of rates for "pick-up and delivery" and "local transier" services.

(a) *Definitions.* As used in this section:

(1) "Pick-up and delivery services" means the local transportation of property between a terminal of a line-haul carrier on the one hand and the premises of the consignee or consignor on the other.

(2) "Local transfer service" means the local transportation of property which is moving through under line-haul carriers' published rates from one terminal of a line-haul carrier to another terminal of the same carrier or to that of another connecting line-haul carrier.

(3) "Line-haul" includes freight forwarders, express companies, and air carriers, as well as railroads, motor carriers, and water carriers.

(4) "Base period" means April 1, 1941 through March 31, 1942. If the service was not performed during that period or the maximum rate has previously been adjusted by OPA, the base period shall be a twelve-month period commencing on or after the date of establishment or adjustment unless too recent to permit a period of that length in which case a shorter period may be designated by the Director of the Transportation and Public Utilities Division.

[Subparagraph (4) amended by Am. 9, effective 3-17-46]

(5) "Pick-up and delivery carrier" or "local operator" means a carrier who performs "pick-up and delivery" or "local transfer" services for a "line-haul carrier".

(6) [Deleted]

[Subparagraph (6) deleted by Am. 9, effective 3-17-46]

(b) *Adjustment*—(1) *When adjustment may be made.* An increase in the maximum rate for performance of "pick-up and delivery" and "local transfer service" may be approved by the Office of Price Administration in any case where, upon application filed in accordance with the provisions of paragraph (c), it is shown that:

(i) The actual cost of materials and labor used in supplying the service exceeds those costs in the "base period" by an amount so large as to threaten the continued performance of the service; and

(ii) The "line-haul carrier" cannot procure satisfactory performance of the service from applicant or from any other "local operator" at rates lower than the requested rate; and

(iii) Discontinuance of the service will result in higher transportation cost to shippers and consignees; and

(iv) The "line-haul carrier" expressly agrees to pay and absorb the requested higher rate for "pick-up and delivery" or "local transfer service", and states that it will not increase its own charges on that account. (This statement is made without prejudice to the "line-haul carriers' " right to present for consideration by any regulatory authority, the increased cost resulting from the new "pick-up and delivery" or "local transfer" rates, together with any cost increases, in any future application for a general rate increase based on revenue needs.)

(v) The requested increased rate does not exceed the limit prescribed in subparagraph (2), immediately following.

(2) *Adjustment to be allowed.* The Office of Price Administration may approve an increase in rate under this section up to a rate which will not result in a higher ratio of net income to revenue than in the "base period" or which will remove substantial hardship resulting from existing maximum rates.

(c) *Applications*—(1) *Form.* Applications for adjustment under this section shall be filed on Form OPA 383-8, or as subsequently revised, and shall contain all the information and statements called for therein.

(2) *Where to file.* Applications shall be filed directly with the Transportation and Public Utilities Division, Office of Price Administration, Washington 25, D. C.

(3) *Who may file.* Applications under this section may be filed by either the "local operator" or the "line-haul carrier".

(4) *National War Labor Board cases.* Regardless of the foregoing, if the application is based on a voluntary wage increase requiring approval of the National War Labor Board, such application must be filed within 15 days after the wage-adjustment application is filed with the N. W. L. B.; if it is based on a disputed wage increase case, it must be filed within 15 days after the "local operator" shall have received notice of the N. W. L. B.'s proposed decision.

(d) *Approval, modifications, and effectiveness of adjustments*—(1) *Action by OPA.* Upon consideration of the application, the Administrator will issue an order denying, in whole or in part, the requested adjustment in rate, or the Director of the Transportation and Public Utilities Division will issue a notice of approval or require that additional information be submitted. If none of these actions is taken within 30 days after the filing of the application, or after additional information has been supplied, the application shall be deemed to be approved. Note, however, that all approvals—whether made by affirmative action or by operation of the 30-day provision—are subject to revocation or modification by the Administrator at any time.

(2) *Charging the adjusted rate.* An increased rate requested under this section may be charged on open billing pending consideration of the application. Collection may not be made until an order has been issued (and then only to the extent permitted thereby) or until written notice of approval by the Transportation and Public Utilities Division of the Office of Price Administration has been received, or until the 30-day period has run, as provided in paragraph (d) (1) above. Increased rates based on wage increases requiring approval by the National War Labor Board may be charged on open billing pending consideration of the application but may not be collected until receipt of written notice of approval by the Office of Price Administration after the wage increase is made finally effective.

If any charge not permitted by this section is collected by the "local operator" pending consideration of the application by OPA, such collection constitutes a price violation of this regulation.

(3) *Effective date of adjusted rate.* Notices of approval shall provide a definite effective date for application of the adjusted rate. The effective date will be a date within the 30-day period after filing, or, in an appropriate case, a date expressly agreed upon by the "line-haul carrier" and the "local operator" as set forth in the application as the date for effectiveness of the adjusted rate.

In cases where the requested rate is deemed approved through operation of the 30-day rule (paragraph (d) (1)), the effective date shall be the date on which the 30-day period expires.

The adjusted rate may not in any case be applied to services performed prior to the effective date as thus determined.

(e) *Successors may use predecessor's rate.* The maximum rates of a "local operator" for a given "pick-up and delivery" or "local transfer" service having been established pursuant to OPA regulations (or adjusted pursuant to this section), those rates may continue to apply as the lawful maximum rates for those services performed by any transferee, subcontractor, or other carrier who may succeed to and operate that service. This rule applies regardless of whether there is a formal purchase of business and assets, etc., as between the "local operators", or whether the successor is merely a "replacement" supplying the service which has been abandoned or discontinued, for any reason, by the preceding "local operator."

(f) *Establishment of new rates.* In any instances where there is no existing maximum price for a particular service, application may be made on OPA Form 383:8 in accordance with the procedure described above, using estimated expenses and revenues in lieu of actual expenses and revenues, or previously established maximum rates for similar services.

(g) *Establishment of area maximum rates.* The Administrator may consolidate individual applications or undertake an investigation on his own motion and by general order issued under this section, prescribe maximum rates to apply to all pick-up and delivery carriers in a given city or other area.

[Sec. 9 amended by Am. 1, 10 F.R. 2835, effective 3-19-45 and Am. 5, 10 F.R. 13718, effective 11-10-45].

SEC. 10. *Transportation services performed within the State of Michigan by carriers other than common carriers.* Carriers other than common carriers in the State of Michigan furnishing a transportation service subject to Supplemental Orders No. 9 to 43, inclusive, in Docket D-3094 of the Michigan Public Service Commission may charge as the maximum price for such service either the minimum rate established by the Michigan Public Service Commission in the said orders and the rules and regulations pertinent thereto, or the maximum price established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever is higher.

SEC. 11. *Transportation services performed within the commonwealth of Kentucky by carriers other than common carriers.* The maximum rates of carriers other than common carriers performing transportation services within the Commonwealth of Kentucky are the rates and charges published in Supplements Nos. 58, 60, 66, 67, 68, 70, 73 and 74 to Kentucky Intrastate Tariff No. 7, MF-DMT. Ky. No. 7, issued by the Central and Southern Motor Tariff Association, Inc., Agent, lawfully on file with the Division of Motor Transportation of the Commonwealth of Kentucky and legally in effect on November 8, 1943, or the maximum rates established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever rates are higher.

SEC. 12. *Maximum rates for the charter of tugboats.* Maximum rates for the charter of tugboats and towboats on a bare basis shall continue to be determined under the provisions of § 1499.2 of the General Maximum Price Regulation. The maximum rates for the charter on a fully manned and supplied basis of heavy-duty Diesel and steam-powered tugboats, for use in transportation service (other than salvage, deep-sea and harbor towage) for the movement of any and all commodities, either in tank barges or otherwise, on the Gulf Intracoastal Waterway and the Atlantic Intracoastal Waterway south of Norfolk, Virginia, and their tributary waterways shall be as follows:

Description:	*Rate per hour*
59 horsepower and under	$3.50
60 horsepower to 100	5.00
101 horsepower to 150	7.00
151 horsepower to 164	8.00
165 horsepower to 230	9.00
231 horsepower to 355	11.00
356 horsepower to 475	15.00
476 horsepower to 650	18.50
651 horsepower to 750	20.00
751 horsepower and over	21.00

(a) *Definition.* The "Gulf Intracoastal Waterway" and the "Atlantic Intracoastal Waterway" as used herein are the waterways defined in subparagraphs (4) and (6), respectively, of section 4 (a) of Supplementary Regulation No. 14H.

(b) *Rules and regulations applicable to the charter of tugboats.* (1) In determining the horsepower of Diesel tugboats, for purposes of this section, the rated horsepower at maximum revolutions per minute shall be used and the indicated horsepower shall be used in determining the horsepower of steam powered tugboats.

(2) The maximum price for the charter of a tugboat for less than 5 hours shall be the maximum price for a charter period of 5 hours computed on the basis of the rates set forth in the above table.

(3) In determining maximum prices for charter periods of less than seventy-two (72) hours but more than five (5) hours, ten percent (10%) may be added to the maximum prices computed on the basis of the rates set forth in the above table and, for charter periods of more than 30 consecutive days, ten percent (10%) shall be deducted.

(4) The above rates include the furnishing of full crew, subsistence for the crew, necessary supplies, fuel, maintenance, and insurance customarily provided by the owner. They do not include charges for wharfage, dockage, lockage or cargo insurance.

SEC. 13. *Transportation of milk by motor vehicle in Colorado.* The maximum rates for the transportation of milk between points within the State of Colorado by private motor carriers are the rates and charges set forth in an order issued by The Public Utilities Commission of the State of Colorado on June 28, 1945 in Case No. 1585, Decision No. 24643, effective July 15, 1945, or the maximum rates established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever rates are higher.

[Sec. 13 added by Am. 4, 10 F.R. 9619, effective 7-16-45]

SEC. 14. *Modification of maximum rates for the transportation of automobiles and trucks by carriers other than common carriers.* Notwithstanding any other provisions of the General Maximum Price Regulation, maximum rates for the transportation of motor vehicles over highways, by the Driveaway, Truckaway, Towaway, and similar methods, by carriers other than common carriers, may be established or adjusted in accordance with the following procedure:

(a) The carrier and the shipper may mutually agree upon an adjusted rate or a new rate which shall be reported by the carrier to the Transportation and Public Utilities Division, Office of Price Administration within 10 days of the date of the agreement on the "rate report" form prescribed below. The reported agreed price, may not exceed the lowest level of rates for the "same or similar services" lawfully charged by available common or contract carriers in the same area. Rates in excess of those levels may not be established except upon a showing of substantial hardship under Supplementary Regulation 15.*

Increases under this paragraph (a) may be made only where the shipper furnishes a statement to the effect that the resulting increases in transportation costs will not be used as the basis for increasing the ceiling price for the commodity or service which the shipper sells whether by reason of transportation allowances permitted in the applicable OPA maximum price regulation, petitions for amendment, or applications for adjustments or exceptions, or in any other manner, which will result in higher ceiling prices to the purchaser or consignee of the commodities.

(b) Reports filed under this Section shall contain the following information:

(1) Name and address of carrier, indicating whether an individual, partnership, or corporation.

(2) Brief description of business indicating operating authority and permit numbers.

* 7 F.R. 8959, 9819, 10584, 11006; 8 F.R. 1201, 6443, 8614, 9026, 11873, 13255, 13395, 13724, 15197, 16298, 16796, 17228; 9 F.R. 755, 908, 1581, 1948, 2569, 3460, 3653, 3858, 3953, 5806, 6451, 7425, 7775, 8256, 9107, 9271, 10305, 11908, 13961, 15004; 10 F.R. 1668, 3870, 5955, 6232, 6766, 8620; 11 F.R. 176, 678, 1102.

(3) Names and addresses of customers to be served.

(4) Type of motor vehicle to be carried, as truck, passenger automobile, etc., points of origin and destination, or description of territory served, the existing or old rates, and the new rates agreed upon.

(5) Common or contract carrier rates for the same or similar service available in the same area, with reference to tariff authorities for such rates. Where such rates are available in published Tariff rates or schedules, reference to such rates or schedules will suffice.

The report must be accompanied by the shipper's statement referred to above.

(c) *Established rates become ceiling.* Any rate established under this Section becomes a ceiling and may not subsequently be redetermined under this Section, but can only be changed on specific order of OPA pursuant to an appropriate application for adjustment.

[Sec. 14 added by Am. 6, 10 F.R. 14395, effective 11-21-45]

SEC. 15. *Pricing of new (or resumed) transportation services.* Notwithstanding any other provisions of the General Maximum Price Regulation, maximum rates for any new transportation service performed by a carrier other than a common carrier, or for any service which has not been performed during the six months preceding its resumption, shall be determined in accordance with the following procedure. (This section, however, does not apply to pick-up and delivery and transfer services covered by section 9 herein, or to the transportation of motor vehicles covered by section 14):

[Above paragraph amended by Am. 8, 11 F.R. 1045, effective 2-1-46]

(a) *Application.* Applications shall be filed with the nearest OPA District Office and shall contain the following information:

(1) Name and address of carrier, indicating whether an individual, partnership or corporation.

(2) Brief description of business indicating operating authority and permit numbers.

(3) Proposed rate or rates for the new service, indicating classes of commodities and shippers affected.

(4) Rates in effect for same service in March 1942, if any.

(5) Date on which service was last performed prior to discontinuance.

(6) Name of nearest competitive contract carrier.

(7) Names of common carriers offering same or similar service.

(8) Statement as to relationship proposed rates bear to existing contract carrier rates and to common carrier rates. Where such rates are available in published tariffs or schedules, reference to such rates or schedules will suffice. This statement may be made on behalf of the carrier by the shipper involved.

(b) *Criteria.* Rates will be approved under this Section which do not exceed existing lawful contract carrier rates for the same service presently being performed. If such rates do not exist, the rates may be approved if they do not exceed the lowest applicable common carrier rates for the same or similar movements, consideration first being given to rates for the same service, and lastly, to rates for a similar movement.

[The words "motor carrier" deleted from last sentence by Am. 9, effective 3-17-46]

(c) *Action on application.* If the Administrator takes no formal action on the application or does not require the filing of further information within 20 days after the filing of a complete application, the rate shall be deemed approved. The Administrator may, however, at any time disapprove or modify maximum rates proposed or established under this section to bring them into line with the level of rates otherwise established by the regulation. Each regional Administrator, and such District Directors as may be authorized by appropriate order of the Regional Administrator, may exercise the authority conferred upon the Price Administrator with respect to price determinations made under this section.

[Paragraph (c) amended by Am. 8, 11 F.R. 1045, effective 2-1-46]

(d) *Established rates become ceiling.* Any rate established under this section becomes a ceiling and may not subsequently be redetermined under this section, but can only be changed on specific order of OPA pursuant to an appropriate application for adjustment.

[Sec. 15 added by Am. 7, 11 F.R. 345 effective 1-9-46]

This regulation shall become effective January 29, 1945. [Supplementary Regulation 14H originally issued January 29, 1945.]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3996; Filed, Mar. 12, 1946; 11:15 a. m.]

Chapter XXIII—War Assets Corporation[1]

[SPA Reg. 1,[2] Amdt. 1]

PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS

Surplus Property Administration Regulation 1, November 10, 1945, entitled "Designation of Disposal Agencies and Procedures for Reporting Surplus Property Located Within the Continental United States, Its Territories and Possessions" (10 F.R. 14064) is hereby amended by adding the following new section:

§ 8301.4a *Designation of disposal agency for, and disposal of military property.* The Department of State is hereby designated as the disposal agency for surplus military property located in the continental United States, its territories and possessions, for disposal to other American Governments. With the consent of the State Department, owning agencies are authorized to file declarations of such surplus property with the Department of State, Office of the Foreign Liquidation Commissioner, Washington 25, D. C.; such declarations of surplus as are filed with the State Department shall have endorsed thereon the approval of an officer of the owning agency to be designated as its representative for coordination with the State Department. If there are included in such declarations of surplus any substantial quantity of items which may be used for civilian purposes, the State Department shall consult with the appropriate Government agencies (including domestic disposal agencies) to ascertain whether such items are required for reserves established under the act for priority or preference claimants or are urgently required for the domestic economy. If the Department of State determines that such items are so required, it shall forward the declaration of surplus covering such items to the appropriate disposal agency. The term "military property" includes all arms, ammunition, spare parts, accessories, maintenance and service tools and equipment, cleaning and preserving materials, military automotive equipment, aircraft and aircraft maintenance and servicing equipment, naval combat type and auxiliary vessels (excluding vessels referred to in section 3 (d) of the act), special military clothing and equipage, and all other items required to train, equip, and maintain military, aviation, and naval units as listed in approved tables of organization and equipment and technical publications pertaining thereto for United States armed forces, and production equipment specially designed to produce munitions. The term "other American Governments" refers to and includes all American Governments within the Western Hemisphere except the United States, its territories and possessions. No disposal agency other than the State Department shall dispose of any arms, ammunition, and implements of war as defined by the President's Proclamation No. 2549 of April 9, 1942,[3] and facilities intended for the production thereof to any foreign government without the consent in writing of the State Department.

(Surplus Property Act of 1944, 58 Stat. 765, 50 U.S.C., App. Sup. 1611 and 59 Stat. 533)

This amendment shall become effective March 7, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.
Chairman, Board of Directors,
War Assets Corporation.

MARCH 7, 1946.

[F. R. Doc. 46-3994; Filed, Mar. 12, 1946; 11:10 a. m.]

[1] Successor to Surplus Property Administration.

[2] 10 F.R. 14064.

[3] 7 F.R. 2769.

[SPA Reg. 16, Amdt. 3]

PART 8316—SURPLUS AIRPORT PROPERTY

Surplus Property Administration Regulation 16, November 16, 1945, entitled "Surplus Airport Property", as amended through December 4, 1945 (10 F.R. 14204, 14628, 14866), is hereby further amended in the following respects:

1. Section 8316.9 (a) is amended to read as follows:

(a) With the approval of the Administrator, an owning agency may dispose of airport property in the manner provided in this section without declaring it surplus; *Provided*, That such property is held only under lease or other similar right of occupancy which is for the duration of the war or the National emergency and six (6) months thereafter, or is for an unexpired period of not more than twelve (12) months and has no renewal or purchase privilege.

2. Section 8316.14 (a) (1) is amended to read as follows:

(a) (1) The disposal agency shall promptly, upon receipt of a declaration of surplus airport property, undertake to work out with the owning agency mutually satisfactory arrangements for the disposal agency's assumption of the care and handling of, and accountability for, the property covered by such declaration. Such assumption shall be completed within thirty (30) days after the disposal agency receives the declaration, unless additional time is allowed by the Administrator. Pending the assumption of care and handling by the disposal agency, the owning agency shall continue to be responsible therefor. The disposal agency shall have access to the property and the records of the owning agency with respect thereto.

3. Section 8316.14 (a) (4) is deleted.

This amendment shall become effective March 7, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.
Chairman, Board of Directors,
War Assets Corporation.

MARCH 7, 1946.

[F. R. Doc. 46-3993; Filed, Mar. 12, 1946; 11:10 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

Appendix—Public Land Orders

[Public Land Order 314]

TEXAS

ESTABLISHING THE HAGERMAN NATIONAL WILDLIFE REFUGE

Correction

In Federal Register Document 46-2673, appearing at page 1821 of the issue for Wednesday, February 20, 1946, the seventh paragraph in the middle column on page 1822 should read as follows:

Thence S. 88°34' E., 2,398.2 feet to the line between the W. H. Anderson Survey and the Alex Childs Survey, continuing on this course 2,415.7 feet, in all, to the northeast corner of said Robert McClain tract;

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Rev. S. O. 462]

PART 95—CAR SERVICE

MOVEMENT OF CARBON BLACK FOR EXPORT RESTRICTED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 11th day of March, A. D. 1946.

It appearing, that there is a shortage of box cars; that carbon black is being shipped in unsuitable packages or in bulk in box cars to ports for export where the cars are held while the carbon black is placed in packages suitable for export and reloaded for forwarding to shipside, thereby impeding the use and delaying the return of said box cars; the Commission is of opinion an emergency requiring immediate action exists in all sections of the country: it is ordered, that:

Box cars for carbon black for export restricted—(a) *Definition.* The term "containers suitable for export" as used herein means containers which are acceptable to water carriers for export movement by water transportation, and which will not require the carbon black to be repackaged or placed in additional containers at the ports or intermediate thereto prior to exportation.

(b) No common carrier by railroad, subject to the Interstate Commerce Act, shall supply or furnish a box car for loading with carbon black for export unless or until the shipper or consignor thereof certifies on the car order that the said carbon black is packed in containers suitable for export, nor reconsign, divert or transport a box car loaded with carbon black for export unless the bill of lading and waybill contain a notation that the said carbon black is packed in containers suitable for export.

(c) *Effective date.* This order shall become effective at 12:01 a. m., March 21, 1946.

(d) *Expiration date.* This order shall expire at 11:59 p. m., July 21, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U.S.C. 1 (10)-(17), 15 (4))

It is further ordered, that this order shall vacate and supersede Service Order No. 462 at 12:01 a. m., March 9, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4041; Filed, Mar. 12, 1946; 11:50 a. m.]

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890):

Johnson & Company, 100 South Minnesota Avenue, St. Peter, Minnesota; Pants, overalls, coveralls and workshirts; five (5) learners (T); effective March 2, 1946, expiring March 1, 1947.

Outdoor Frocks, Inc., Philmont, New York; cotton dresses; ten (10) percent (T); effective March 2, 1946, expiring March 1, 1947.

Cigar Industry Learner Regulations, April 22, 1944 (9 F.R. 4330):

Philip G. Gephart Cigar Co., 612½ E. Main St., Independence, Kansas; cigars; eight (8) learners (EX); hand bunch making for a learning period of 960 hours at 30 cents per hour for the first 480 hours, and 35 cents per hour thereafter; hand rolling for a learning period of 960 hours at 30 cents per hour for the first 480 hours, and 35 cents per hour thereafter; hand stripping for a learning period of 160 hours at 30 cents an hour; packing cigars retailing for 6 cents or less for a learning period of 160 hours at 30 cents an hour; packing cigars retailing for over 6 cents for a learning period of 320 hours at 30 cents an hour; effective March 6, 1946, expiring September 5, 1946.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Browning Mills, Bridgeport, Alabama; seamless hosiery; five (5) percent (T); effective March 9, 1946, expiring March 8, 1947.

Fort Payne Hosiery Mills, Inc., Fort Payne, Alabama; ten (10) percent (EX); seamless hosiery; effective March 9, 1946, expiring September 8, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 6th day of March 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-3930; Filed, Mar. 11, 1946; 1:30 p. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 4951]

NORTHWEST STUDIOS ET AL.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the city of Washington, D. C., on the 8th day of March A. D. 1946.

In the Matter of Northwest Studios, Inc., a corporation also trading as Interstate Sales Company, and formerly trading as Pacific Studios: Charles H. Van Scoy, individually and as President and a Director of Northwest Studios, Inc.; Mrs. Charles H. Van Scoy, individually and as Secretary and a Director of Northwest Studios, Inc.; and Mrs. E. S. Holm, individually and as Treasurer and a Director of Northwest Studios, Inc.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Thursday, April 25, 1946, at ten o'clock in the forenoon of that day (Pacific Standard Time) in Room 117, Federal Office Building, Seattle, Washington.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-4037; Filed, Mar. 12, 1946; 11:26 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 464]

UNLOADING OF LIFE RAFTS AT MIAMI, FLA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 11th day of March A. D. 1946.

It appearing, that NYC 710481 containing life rafts at Miami, Fla., on the Florida East Coast Railway Company (Scott M. Loftin and John W. Martin, Trustees) has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Life rafts at Miami, Florida, be unloaded. (a) The Florida East Coast Railway Company (Scott M. Loftin and John W. Martin, Trustees), its agents or employees, shall unload forthwith NYC 710481, containing life rafts, now on hand at Miami, Fla., consigned to Jack Diamond.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Florida East Coast Railway Company (Scott M. Loftin and John W. Martin, Trustees), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4042; Filed, Mar. 12, 1946; 11:50 a. m.]

[No. 29493]

FREIGHT FORWARDERS—MOTOR COMMON CARRIERS, AGREEMENTS

At a general session of the Interstate Commerce Commission held at its office in Washington, D. C., on the 5th day of March, A. D. 1946.

Section 409 of the Interstate Commerce Act, as amended, being under consideration, and good cause appearing:

It is ordered, That an investigation be, and it is hereby, instituted by the Commission upon its own motion for the purpose of determining and prescribing the reasonable, just, and equitable terms and conditions, including terms and conditions governing the determination and fixing of the compensation to be paid or observed, under which the freight forwarders subject to part IV of the Interstate Commerce Act may utilize the services and instrumentalities of common carriers by motor vehicle subject to part II of the said act, under agreements between such freight forwarders and common carriers, in such manner as will be in furtherance of the national transportation policy, with a view to making such findings and entering such order or orders, or taking any other action, as may be found warranted by the record.

It is further ordered, That all freight forwarders subject to part IV of the said act and all common carriers of property by motor vehicle subject to part II thereof, except common carriers of household goods as defined in Practices of Motor Common Carriers of Household Goods, 17 M. C. C. 467, be, and they are hereby, made respondents to this proceeding.

It is further ordered, That a copy of this order be served by mail upon each of the respondents, and that notice of this proceeding be given to the public by posting a copy of this order in the office of the Secretary of the Commission, at Washington, D. C., and by filing a copy thereof with the Director, Division of the Federal Register.

And it is further ordered, That this proceeding be assigned for hearing at such times and places as the Commission may hereafter direct.

By the Commission.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4043; Filed, Mar. 12, 1946; 11:50 a. m.]

[No. 29493]

FREIGHT FORWARDERS—MOTOR COMMON CARRIERS, AGREEMENTS

MARCH 5, 1946.

The Commission today instituted an investigation on its own motion in the above-entitled proceeding under the provisions of section 409 of part IV of the Interstate Commerce Act as amended February 20, 1946 (Public Law 303, 79th Congress). The amended section directs the Commission at the earliest practicable time to determine and prescribe reasonable, just, and equitable terms and conditions under which agreements may be made for the utilization by freight forwarders of the services and instrumentalities of common carriers by motor vehicle subject to part II of the act.

For the information of the Commission and in the interest of expediting the proceeding, the respondents or any interested persons may file with the Commission on or before April 15, 1946, memoranda or briefs containing their views as to the interpretation that should be placed upon any of the provisions of section 409 as amended, including the form, substance, and character of terms and conditions to be prescribed and any rules and regulations which should be made by the Commission under section 403 (a) of the act. The memoranda or briefs should conform to the requirements of Rule 15 of the Commission's general rules of practice, and three copies each should be furnished to the American Trucking Associations, Inc., 1424 Sixteenth St., N.W., Washington 6, D. C., and the Freight Forwarders Institute, 225 Colorado Bldg., Washington 5, D. C., and 35 copies supplied to the Commission for its use.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4044; Filed, Mar. 12, 1946; 11:51 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5986]

ALLGEMEINE DEUTSCHE CREDIT-ANSTALT

In re: Bank account owned by Allgemeine Deutsche Credit-Anstalt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Allgemeine Deutsche Credit-Anstalt, the last known address of which is Schliessfach No. 91, Leipzig, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Allgemeine Deutsche Credit-Anstalt, by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a checking account, entitled Allgemeine Deutsche Credit-Anstalt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescense in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, to file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3907; Filed, Mar. 11, 1946; 11:26 a. m.]

[Vesting Order 5987]

BANKVEREIN FÜR NORDWESTDEUTSCHLAND A. G.

In re: Bank account owned by Bankverein für Nordwestdeutschland Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bankverein für Nordwestdeutschland Aktiengesellschaft, the last known address of which is Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bankverein für Nordwestdeutschland Aktiengesellschaft, by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a checking account, entitled Bankverein für Nordwestdeutschland, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, assert any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3908; Filed, Mar. 11, 1946; 11:26 a. m.]

[Vesting Order 5988]

HUGO GUSTAV BARTIG

In re: Bank account owned by Hugo Gustav Bartig.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hugo Gustav Bartig, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hugo Gustav Bartig, by The Bowery Savings Bank, 110 East 42nd Street, New York, New York, arising out of a savings account, Account Number 176786, entitled Hugo Bartig, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3909; Filed, Mar. 11, 1946; 11:26 a. m.]

[Vesting Order 5989]

H. BISCHOFF & CO.

In re: Bank account owned by H. Bischoff & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That H. Bischoff & Co., the last known address of which is Bremer Baumwollboorse 201, Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to H. Bischoff & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Messrs. H. Bischoff & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3910; Filed, Mar. 11, 1946; 11:26 a. m.]

[Vesting Order 5990]

BOARD OF TOURIST INDUSTRY, JAPANESE GOVERNMENT RAILWAYS

In re: Bank account owned by Board of Tourist Industry, Japanese Government Railways.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the Board of Tourist Industry, Japanese Government Railways, which formerly maintained offices at 630 Fifth Avenue, New York, New York, is an agency of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Board of Tourist Industry, Japanese Government Railways, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Board of Tourist Industry, Japanese Government Railways, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid agency of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3911; Filed, Mar. 11, 1946; 11:26 a. m.]

[Vesting Order 5991]

HEINZ BOUCKE

In re: Bank account owned by Heinz Boucke.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation finding:

1. That Heinz Boucke, whose last known address is Grolmannstrasse 29, Berlin-Charlottenburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Heinz Boucke, by The Lawyers Trust Company, New York, New York, arising out of a checking account, entitled Heinz Boucke, maintained at the branch office of the aforesaid bank located at 350 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by

the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3912; Filed, Mar. 11, 1946; 11:27 a. m.]

[Vesting Order 5992]

GRETA BREDEMANN

In re: Bank account owned by Greta Bredemann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Greta Bredemann, whose last known address is Berlin-Friedrichshafen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Greta Bredemann, by The Bowery Savings Bank, 110 East 42nd Street, New York, New York, arising out of a savings account, Account Number 293901, entitled Greta Bredemann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3913; Filed, Mar. 11, 1946; 11:27 a. m.]

[Vesting Order 5993]

BRUNO BRUHN

In re: Bank account owned by Bruno Brühn.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bruno Bruhn, whose last known address is Lindenallee, 22, Berlin-Charlottenburg, 9, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bruno Bruhn, by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Dr. Bruno Bruhn, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within

a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The term "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3914; Filed, Mar. 11, 1946; 11:27 a. m.]

[Supp. Vesting Order 5994]

KARL BUCHHOLZ

In re: Bank account owned by Karl Buchholz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 3711, dated May 29, 1944, that Karl Buchholz is a national of a designated enemy country (Germany);

2. Finding that the property described as follows: That certain debt or other obligation owing to Curt Valentin, by Manufacturers Trust Company, New York, New York, arising out of a dollar account, entitled Curt Valentin Special Karl Buchholz, maintained at the branch office of the aforesaid bank located at 741 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Karl Buchholz, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3915; Filed, Mar. 11, 1946; 11:27 a. m.]

[Vesting Order 5995]

REGINA BULLINGER

In re: Bank account owned by Regina Bullinger.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Regina Bullinger, whose last known address is Malsch Ant. Ettlingen, Mulstr. 458, Baden, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Regina Bullinger, by The Seamen's Bank for Savings in the City of New York, 74 Wall Street, New York, New York, arising out of a savings account, Account Number 951029, entitled Regina Bullinger, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3916; Filed, Mar. 11, 1946; 11:27 a. m.]

[Vesting Order 5993]

COMMERZBANK A. G.

In re: Bank account owned by Commerzbank Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Commerzbank Aktiengesellschaft, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Commerzbank Aktiengesellschaft, by The Marine Midland Trust Company of New York, 120 Broadway, New York, New York, arising out of a checking account, entitled Commerzbank, A. G.—"A" account, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3917; Filed, Mar. 11, 1946; 11:28 a. m.]

[Vesting Order 5997]

CONTINENTAL GUMMI WERKE, A. G.

In Re: Bank account owned by Continental Gummi Werke, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Continental Gummi Werke, A. G., the last known address of which is Hannover N, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Continental Gummi Werke, A. G., by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Continental Gummi Werke, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-3918; Filed, Mar. 11, 1946; 11:28 a. m.]

[Vesting Order 5998]

NICHOLAUS DENGLER AND ELISABETH DENGLER

Re: Bank account owned by Nicholaus Dengler or Elisabeth Dengler.

Under the Authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nicholaus Dengler and Elisabeth Dengler, whose last known address is Gau Algesheim, Antoniosstrasse 13, Kreis Bingen, Am Rheim, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Nicholaus Dengler or Elisabeth Dengler, by East River Savings Bank, New York, New York, arising out of a savings account, Account Number 325700 Jt., entitled Nicholaus Dengler or Elisabeth Dengler, maintained at the branch office of the aforesaid bank located at 291 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending

further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3919; Filed, Mar. 11, 1946; 11:28 a. m.]

[Vesting Order 5999]

DEUTSCHE GLIMMLAMPEN G. M. B. H.

In re: Bank account owned by Deutsche Glimmlampen G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Glimmlampen G. m. b. H., the last known address of which is Leipsig, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Glimmlampen G. m. b. H., by The Lawyers Trust Company, New York, New York, arising out of a checking account, entitled Deutsche Glimmlampen Gesellschaft, maintained at the branch office of the aforesaid bank located at 350 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3920; Filed, Mar. 11, 1946; 11:28 a. m.]

[Vesting Order 6000]

DEUTSCHE LAENDERBANK, A. G.

In re: Bank account owned by Deutsche Laenderbank, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Laenderbank Aktiengesellschaft, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Laenderbank, Aktiengesellschaft, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Deutsche Laenderbank A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3921; Filed, Mar. 11, 1946; 11:23 a. m.]

[Vesting Order 6039]

WILLIAM BEIER

In re: Estate of William Beier, deceased; File D–28–10023; E. T. sec. 14215.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows:

(a) All right, title, interest and claim of any kind or character whatsoever of Lenchen Beier and Eberhard Haertel, and each of them, in and to the estate of William Beier, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Lenchen Beier, Germany.
Eberhard Haertel, Germany.

That such property is in the process of administration by Robert Cooke, as Administrator, acting under the judicial supervision of the Circuit Court of the State of Oregon for Multnomah County;

(b) All that certain real property particularly described as follows:

Parcel I. North 11 feet of Lots 9 and 10 and all of Lot 11 in Block 7, Sewickley Addition, in the City of Portland, Multnomah County, Oregon.

Parcel II. Lot 5, Block 19, Hermosa Park, in Seaside, Clatsop County, Oregon.

Parcel III. Block 10, Sullivan's Addition in the City of Portland, Multnomah County, Oregon.

Parcel IV. Lots 5 and 6, Block 107 East Portland, except that portion thereof taken for widening of Northeast Grand Avenue and East Burnside Street,

together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforementionel nationals of a designated enemy country, Germany;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–3922; Filed, Mar. 11, 1946; 11:28 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Rev. Order 4785]

NORRIS STAMPING AND MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

Order No. 4785 under § 1499.158 of Maximum Price Regulation No. 188 is amended and revised as follows:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by the Norris Stamping and Manufacturing Company, P. O. Box 68, Station K, Los Angeles 11, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Chain, mail order and department stores	Other retailers	Consumers
Sauce pan vapor seal..	3 qt...	*Each* $2.425	*Each* $2.91	*Each* $3.23	*Each* $4.85
	4 qt...	2.625	3.15	3.50	5.25

These maximum prices are for the articles described in the manufacturer's application dated November 24, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 12th day of March 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3924; Filed, Mar. 11, 1946; 11:50 a. m.]

[MPR 188, Rev. Order 4847]

MASTER APPLIANCE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

Order No. 4847 under § 1499.158 of Maximum Price Regulation No. 188 is amended and revised as follows:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by the Master Appliance Company, 618 North Mechanic Street, Jackson, Michigan.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to— Wholesalers (jobbers)	Chain and dept. stores	Retailers	Consumers
		Each	*Each*	*Each*	*Each*
Food chopper and bracket aluminum chrome finish	45–2	$3.50	$3.89	$4.32	$6.49
Food chopper aluminum polish finish	45–1	3.05	3.57	3.97	5.95
Knife sharpener with bracket 8 wheels, die cast aluminum chrome finish	46–1	.62	.75	.83	1.25
Knife sharpener, no bracket die cast aluminum polished finish	46–2	.53	.59	.65	.98
Bracket to fit food chopper and knife sharpener	46–2	3678	-----	.45	.59

These maximum prices are for the articles described in the manufacturer's application dated December 31, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 12th day of March 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3978; Filed, Mar. 11, 1946; 4:45 p. m.]

[RMPR 136, Order 546]

CONVERTO MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

Order 546, under Revised Maximum Price-Regulation 136 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) Converto Manufacturing Company, 210 Grant Street, Pittsburgh 19, Pennsylvania, may sell to The Converto Company of Pittsburgh, Pennsylvania, f. o. b. plant, each Converto trailer, described in subparagraph (1) below when in a set-up condition or in a partial knockdown condition for shipment at third class freight rate, at a price not to exceed $70.00 plus Federal excise tax and State and local taxes on its sale or delivery of the trailer and the cost of transporting the trailer to the purchaser, if any.

(1) Model No. TO, two-wheel dump trailer, 5' long x 48" wide x 14" high, constructed of 11 gauge steel, ¾ ton capacity, double-acting reinforced tailgate, Kelsey Hayes No. 7 wheels, equipped without tires.

Model No. TC, two-wheel cargo trailer, 6' long x 48" wide x 14" high, constructed of 11 gauge steel, ¾ ton capacity, reinforced let-down tailgate, with Kelsey Hayes No. 7 wheels, equipped without tires.

2. Paragraph (b) is amended to read as follows:

(b) Converto Manufacturing Company is authorized to suggest to resellers resale prices for the trailers described in paragraph (a) (1) consisting of the following:

(1) *Prices.*

	Without tires	Equipped with implement tires 4-ply 6.00 x 16	Equipped with implement tires 6-ply 6.00 x 16
The Converto Co. (either in set-up condition or partial knock-down condition)	$90.50	$110.00	$113.90
Regional Distributor (either in set-up condition or partial knock-down condition)	100.50	120.00	123.90
Dealer (in set-up condition)	134.00	160.00	165.20

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Cambridge City, Indiana, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Converto Manufacturing Company to cover Federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailers.

All requests not granted herein are denied.

This amendment may be revoked or amended by the Administrator at any time.

This amendment shall become effective March 12, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3980; Filed, Mar. 11, 1946; 4:45 p. m.]

[RMPR 528, Order 90]

TIRES AND TUBES, RECAPPING AND REPAIRING, AND CERTAIN REPAIR MATERIALS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528; *It is ordered:*

(a) Maximum retail prices for new industrial pressed-on solid tires constructed of Neoprene rubber and manufactured by The Firestone Tire & Rubber Company of Akron, Ohio, shall be 115% of the maximum retail price for the regular construction tires.

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective March 12, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3980; Filed, Mar. 11, 1946; 4:45 p. m.]

[MPR 580, Amdt. 5 to Order 21]

ROBERT REIS & CO.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–510.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 21 under section 13 of Maximum Price Regulation 580 issued on application of Robert Reis & Co., 2 Park Avenue at 33rd Street, New York, New York, on May 11, 1945, is amended in the following respects:

1. Paragraph (a) is amended by establishing the following retail ceiling prices for branded articles sold by Robert Reis & Co. at supplier's selling prices as set out in the series of price ranges below, and described in the application of Robert Reis & Co., dated April 18, 1945 excepting such other articles as are no longer covered by MPR 580. The retail ceiling prices established by Amendment 3 remain unaffected by this amendment.

Supplier's range of selling price (per doz.)	*Retail ceiling price (per unit)*
$3.60–$4.00	$0.50
$4.01–$4.50	.60
$4.51–$5.24	.65
$5.25–$6.00	.75
$6.01–$6.50	.85
$6.51–$8.25	1.00
$8.26–$10.00	1.25
$10.01–$12.25	1.50
$12.26–$14.00	1.75
$14.01–$16.25	2.00
$16.26–$17.50	2.25
$17.51–$19.25	2.50
$19.26–$21.00	2.75
$21.01–$22.50	3.00
$22.51–$23.99	3.25
$24.00–$26.00	3.50
$26.01–$27.75	3.75
$27.76–$30.00	4.00
$30.00–$32.00	4.25
$32.01–$33.50	4.50
$33.51–$35.50	4.75
$35.51–$37.50	5.00
$37.51–$39.00	5.25
$39.01–$41.25	5.50
$41.26–$43.75	5.75
$43.76–$46.25	6.00
$46.26–$49.75	6.50
$49.76–$53.25	7.00
$53.26–$56.75	7.50
$56.76–$60.25	8.00
$60.26–$63.75	8.50
$63.76–$67.25	9.00
$67.26–$70.75	9.50
$70.76–$74.25	10.00
$74.26–$77.75	10.50

2. Paragraph (d) is amended to read as follows:

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a) the seller shall send the purchaser a copy of this order and all subsequent amendments. The seller shall be allowed ten days after the date of issuance of any amendment to comply with the notice provisions of this order. Also before the first delivery to any purchaser for resale, the seller shall send notice of any change of descriptive names and price ranges of articles in paragraph (a) to the Administrator.

This amendment shall become effective March 12, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3981; Filed, Mar. 11, 1946; 4:46 p. m.]

[MPR 580, Order 279]

NETTIE ROSENSTEIN ACCESSORIES CORP.

ESTABLISHING CEILING PRICES

MPR No. 580, Order 279. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–574.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Nettie Rosenstein Accessories Corp., 680 Fifth Ave., New York, New York, having the brand name "Nettie Rosenstein" and described in the manufacturer's application dated October 15, 1945.

HANDBAGS

Type	Style No.	Manufacturer's selling price	Retail ceiling price
Alligator	0707	$55.00	$110.00
	0171	55.00	110.00
	0172	65.00	125.00
	0173	55.00	110.00
	0174	65.00	125.00
	0176	65.00	125.00
	0179	65.00	125.00
	0180	65.00	125.00
	0181	65.00	125.00
	0185	65.00	125.00
	0186	65.00	125.00
	0187	65.00	125.00
Suede	1707	28.50	55.00
	1171	28.50	55.00
	1172	28.50	55.00
	1173	28.50	55.00
	1174	32.50	65.00
	1175	28.50	55.00
	1176	32.50	65.00
	1177	30.00	59.50
	1180	25.00	49.50
	1181	30.00	59.50
	1184	32.50	65.00
	1186	28.50	55.00
	1104	30.00	59.50
Satin	2707	28.50	55.00
	2171	28.50	55.00
	2172	28.50	55.00
	2173	28.50	55.00
	2174	32.50	65.00
	2194	30.00	59.50
	2196	25.00	49.50
	2197	25.00	49.50
Belting	3171	18.50	35.00
	3172	20.00	39.50
	3173	22.50	45.00
	3174	30.00	59.50
	3177	22.50	45.00
	3178	25.00	49.50
	3180	20.00	39.50
	3181	25.00	49.50
	3194	28.50	55.00
Stitched cape	4707	32.50	65.00
	4171	32.50	65.00
	4172	32.50	65.00
	4173	32.50	65.00
	4179	32.50	65.00
	4180	32.50	65.00
	4181	32.50	65.00
	4185	32.50	65.00
	4195	32.50	65.00
Broadcloth	5182	25.00	49.50
	5183	25.00	49.50
Dull Morocco	6172	28.50	55.00
	6173	28.50	55.00
	6174	32.50	65.00
	6177	28.50	55.00
	6178	32.50	65.00
	6181	28.50	55.00
Shiny Morocco	7171	28.50	55.00
	7172	28.50	55.00
	7173	28.50	55.00
	7174	32.50	65.00
	7177	28.50	55.00
	7178	32.50	65.00
	7181	28.50	55.00
Embroidered	8170	70.00	135.00
	8171	70.00	135.00
	8188	70.00	135.00
	8189	65.00	125.00
	8190	70.00	135.00
	8191	70.00	135.00
	8192	65.00	125.00
	8193	70.00	135.00

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after March 10, 1946, the Nettie Rosenstein Accessories Corporation must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price $------

On and after March 10, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to March 10, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and all subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 12, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3983; Filed, Mar. 11; 1946; 4:45 p. m.]

[SO 133, Order 23]

CHICAGO CHENILLE RUG MILLS, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturers' maximum prices.* Chicago Chenille Rug Mills, Inc., of 2309–11 South Keeler Avenue, Chicago, Illinois, may increase, by 21 percent, its maximum prices, in effect immediately prior to the issuance of this order, for sales of the cotton reversible chenille bathroom rugs which it manufactures. This permitted increase shall not be stated separately on the manufacturer's invoice.

(b) *Maximum prices of purchasers for resale.* (1) If the purchaser for resale must determine his maximum resale prices under Maximum Price Regulation No. 580, he shall compute his maximum price following the rules set forth in that regulation.

(2) In all other cases, the purchaser for resale shall determine his maximum resale prices, as follows:

(i) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall calculate his maximum resale price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his maximum resale price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(ii) If a purchaser for resale cannot determine his maximum resale price under the method specified in (i), he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum resale prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for sales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in Section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on March 11, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3987; Filed, Mar. 11, 1946; 4:46 p. m.]

[MPR 188, Amdt. 1 to Order 1 Under Order 7]

WHITE SEWING MACHINE CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Order No. 7 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

That Order No. 1 under Order No. 7 under § 1499.159e of Maximum Price Regulation No. 188 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) *Purpose of this order.* This order specifies a price increase factor by which White Sewing Machine Corporation, 1231 Main Avenue, Cleveland 1, Ohio, and its two subsidiaries, White Sewing Machine Company and Domestic Sewing Machine Company, Inc. may increase their ceiling prices for sales to persons other than ultimate consumers of the domestic sewing machines which White Sewing Machine Corporation manufactures. It also specifies how wholesalers and retailers who resell those machines shall determine their ceiling prices for such resales.

2. Paragraph (b) is amended to read as follows:

(b) *Producers' ceiling prices.* White Sewing Machine Corporation and its two subsidiaries, White Sewing Machine Company and Domestic Sewing Machine Company, Incorporated shall increase their ceiling prices for sales to persons other than ultimate consumers of the domestic sewing machines manufactured by White Sewing Machine Corporation by 15.5 percent.

3. The first paragraph of paragraph (c) is amended to read as follows:

(c) *Ceiling prices of purchasers for resale at wholesale.* A purchaser for resale at wholesale other than White Sewing Machine Company and Domestic Sewing Machine Company, Inc. of any domestic sewing machine manufactured by White Sewing Machine Corporation shall determine his ceiling prices for resales to purchasers for resale by the first applicable method of the following:

4. Paragraph (d) is amended by adding Missouri to the listing of states in Zone 1 as it is defined therein and deleting Missouri from the listing of states in Zone 2 as it is defined therein.

5. Paragraph (g) is amended to read as follows:

(g) *Labelling.* On and after the effective date of this order no person may sell at retail any machine covered by this order unless there is attached to the machine a tag or label containing the OPA retail ceiling price for sales of the sewing machine by the retail seller.

This amendment shall become effective on the 11th day of March 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3977; Filed, Mar. 11, 1946; 4:45 p. m.]

[MPR 188, Amdt. 1 to Order 56 Under 2d Rev. Order A-3]

STANDARD FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith filed with the Division of the Federal Register, and pursuant to Second Revised Order A-3 under § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:*

Order No. 56 under Second Revised Order A-3 under MPR 188 is amended in the following respects:

Paragraph (a) is amended to read as follows:

(a) *Manufacturer's maximum prices.* Standard Furniture Company, Herkimer, New York, may sell and deliver the wood office furniture of its manufacture, at prices no higher than its maximum net prices for such sales in effect immediately prior to the effective date of this order, plus an adjustment charge of 1.1 percent of each such maximum price. This adjustment applies only to those items which are listed on the manufacturer's price lists dated August 15, 1941, November 2, 1943, and April 26, 1944, and for which a maximum price was established under Maximum Price Regulation No. 188 prior to the effective date of this order. The adjustment charge may be made and collected only if separately stated. The adjusted prices are subject to the manufacturer's customary discounts, allowances, and other price differentials in effect during March 1942 on sales to each class of purchaser.

This amendment shall become effective on the 11th day of March 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3979; Filed, Mar. 11, 1946; 4:44 p. m.]

[MPR 594, Order 14]

FORD MOTOR CO.

ADJUSTMENT OF MAXIMUM PRICES

The Ford Motor Company has applied to the Office of Price Administration for increases in its maximum reconversion prices for new passenger automobiles to reflect recent wage increases. The Office of Price Administration now has that application under consideration, and expects to make a determination thereon very shortly.

The company has requested that it be granted an adjustable pricing order under section 18, Maximum Price Regulation 594, to permit it to charge the maximum prices now in effect with the understanding they may be adjusted upwards in accordance with any action taken by the Office of Price Administration subsequent to the deliveries of the new passenger automobiles.

It appears to the Administrator that until the effective date of the action he takes on Ford Motor Company's request for increases in maximum prices to compensate for recent increases in wages adjustable pricing should be authorized under section 18, Maximum Price Regulation 594, to promote the production and distribution of new passenger automobiles manufactured by the Ford Motor Company. Furthermore, the Administrator is of the opinion that this adjustable pricing authority should extend to sales by resellers of all automobiles produced and distributed by the Ford Motor Company from March 11, 1946 until the effective date of the action taken by the Administrator on the Ford Motor Company's request for increases in maximum prices to compensate for increases in wages.

In these circumstances, and pursuant to section 18 of Maximum Price Regulation 594; *It is ordered:*

(a) With respect to Ford, Mercury and Lincoln new passenger automobiles having maximum reconversion prices under Revised Orders 4 and 5 and Order 6 to Maximum Price Regulation 594 which the Ford Motor Company produces and distributes from March 11, 1946 to the effective date of the Administrator's action on its request for an increase in maximum prices to compensate for recent increases it has given in wages, the Ford Motor Company is authorized to charge maximum prices established in Revised Orders 4 and 5 and Order 6 to be adjusted upwards after deliveries by the amount of the increases which the Administrator may authorize in such prices.

(b) Resellers which have franchise agreements with the Ford Motor Company for the resale of Ford, Mercury and Lincoln new passenger automobiles may sell during the period from March 11, 1946 to the effective date of the Administrator's action on the Ford Motor Company's request for an increase of maximum prices to compensate for recent increases it has given in wages of such of those automobiles as are invoiced to the resellers at adjustable maximum prices in accordance with paragraph (a) above at applicable resale maximum prices authorized in Revised Orders 4 and 5 and Order 6 to Maximum Price Regulation 594 to be adjusted upwards by the amounts of increases that the Administrator may authorize in such prices subsequent to the deliveries of the automobiles to purchasers.

(c) This adjustable pricing order shall not have any force or effect on and after the effective date of the action taken by the Price Administrator on Ford Motor Company's request for increases in maximum prices authorized under section 8 of Maximum Price Regulation 594 to compensate for recent increases the company has given in wages.

(d) This order may be amended or revoked by the Price Administrator at any time.

This Order No. 14 shall become effective March 11, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3984; Filed, Mar. 11, 1946; 4:43 p. m.]

[MPR 594, Order 15]

CHRYSLER CORP.

ADJUSTMENT OF MAXIMUM PRICES

The Chrysler Corporation has applied to the Office of Price Administration for increases in its maximum reconversion prices for new passenger automobiles to reflect recent wage increases. The Office of Price Administration now has that application under consideration, and expects to make a determination thereon very shortly.

The company has requested that it be granted an adjustable pricing order under section 18, Maximum Price Regulation 594, to permit it to charge the maximum prices now in effect with the understanding they may be adjusted upwards in accordance with any action taken by the Office of Price Administration subsequent to the deliveries of the new passenger automobiles.

It appears to the Administrator that until the effective date of the action he takes on Chrysler Corporation's request for increases in maximum prices to compensate for recent increases it has given in wages, the Chrysler Corporation is authorized to charge maximum prices established in Orders 7, 8, 9, 10 and 13 to be adjusted upwards after deliveries by the amount of the increases which the Administrator may authorize in such prices.

(b) Resellers which have franchise agreements with the Chrysler Corporation for the resale of Plymouth, Dodge, DeSota and Chrysler new passenger automobiles may sell during the period from March 11, 1946 to the effective date of the Administrator's action on the Chrysler Corporation's request for an increase of maximum prices to compensate for recent increases it has given in wages such of those automobiles as are invoiced to the resellers at adjustable maximum prices in accordance with paragraph (a) above at applicable resale maximum prices authorized in Orders 7, 8, 9, 10 and 13 to Maximum Price Regulation 594 to be adjusted upwards by the amounts of increases that the Administrator may authorize in such prices subsequent to the deliveries of the automobiles to purchasers.

(c) This adjustable pricing order shall not have any force or effect on and after the effective date of the action taken by the Price Administrator on Chrysler Corporation's request for increases in maximum prices authorized under Section 8 of Maximum Price Regulation 594 to compensate for recent increases the company has given in wages.

(d) This order may be amended or revoked by the Price Administrator at any time.

This Order No. 15 shall become effective March 11, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3985; Filed, Mar. 11, 1946; 4:43 p. m.]

[MPR 594, Order 16]

HUDSON MOTOR CAR CO.

ADJUSTMENT OF MAXIMUM PRICES

The Hudson Motor Car Company has applied to the Office of Price Administration for increases in its maximum reconversion prices for new passenger automobiles to reflect recent wage increases. The Office of Price Administration now has that application under consideration, and expects to make a determination thereon very shortly.

The company has requested that it be granted an adjustable pricing order under section 18, Maximum Price Regulation 594 to permit it to charge the maximum prices now in effect with the understanding they may be adjusted upwards in accordance with any action taken by the Office of Price Administration subsequent to the deliveries of the new passenger automobiles.

It appears to the Administrator that until the effective date of the action he takes on Hudson Motor Car Company's request for increases in maximum prices to compensate for recent increases in wages adjustable pricing should be authorized under section 18, Maximum Price Regulation 594, to promote the production and distribution of new passenger automobiles manufactured by the Hudson Motor Car Company. Furthermore, the Administrator is of the opinion that this adjustable pricing authority should extend to sales by resellers of all automobiles produced and distributed by the Hudson Motor Car Company from March 11, 1946 until the effective date of the action taken by the Administrator on the Hudson Motor Car Company's request for increases in maximum prices to compensate for increases in wages.

In these circumstances, and pursuant to section 18 of Maximum Price Regulation 594, *It is ordered:*

(a) With respect to Hudson new passenger automobiles having maximum reconversion prices under Order 12 to Maximum Price Regulation 594 which the Hudson Motor Car Company produces and distributes from March 11, 1946 to the effective date of the Administrator's action on its request for an increase in maximum prices to compensate for recent increases it has given in wages, the Hudson Motor Car Company is authorized to charge maximum prices established in Order 12 to be adjusted upwards after deliveries by the amount of the increases which the Administrator may authorize in such prices.

(b) Resellers which have franchise agreements with the Hudson Motor Car Company for the resale of Hudson new passenger automobiles may sell during the period from March 11, 1946 to the effective date of the Administrator's action on the Hudson Motor Car Company's request for an increase of maximum prices to compensate for recent increases

it has given in wages such of those automobiles as are invoiced to the resellers at adjustable maximum prices in accordance with paragraph (a) above at applicable resale maximum prices authorized in Order 12 to Maximum Price Regulation 594 to be adjusted upwards by the amounts of increases that the Administrator may authorize in such prices subsequent to the deliveries of the automobiles to purchasers.

(c) This adjustable pricing order shall not have any force or effect on and after the effective date of the action taken by the Price Administrator on Hudson Motor Car Company's request for increases in maximum prices authorized under section 8 of Maximum Price Regulation 594 to compensate for recent increases the company has given in wages.

(d) This order may be amended or revoked by the Price Administrator at any time.

This Order No. 16 shall become effective March 11, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3986; Filed, Mar. 11, 1946; 4:43 p. m.]

[SO 94, Order 105]

NEW MILITARY VEHICLES

SPECIAL MAXIMUM PRICES FOR RESALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices for resales of new military vehicles hereinafter described, which have been or may be purchased from any United States Government agency.

(b) *Maximum prices.* The maximum prices for resales of new military general and special purpose vehicles and new military special equipment vehicles shall be as follows:

(1) For resales by a distributor to a dealer, the total of:

(i) The Government selling price increased by application of a .95 divisor.

(ii) A transportation charge of ten cents per mile per vehicle from the point of the Government sale to the distributor's place of business, but not to exceed $100.00 per vehicle.

(iii) Assembly charges, if the vehicle has been assembled by the distributor, not to exceed $175.00 for up to 2½ ton capacity and not to exceed $250.00 for over 2½ ton capacity.

(2) For resales by a dealer who purchases direct from the Government disposal agency, the total of:

(i) The price paid the Government disposal agency.

(ii) A mark-up of 33% on the Government sales price if the vehicle is not over 1½ ton capacity or does not exceed 16,000 lbs. gross vehicle weight, and 42% if the vehicle exceeds such capacity or weight.

(iii) A handling charge of $15.00 per vehicle.

(iv) A transportation charge of ten cents per mile per vehicle from the point of the Government sale to the dealer's place of business, but not to exceed $100.00 per vehicle.

(v) Assembly charges, if vehicle has been assembled by the dealer, not to exceed $175.00 for up to 2½ ton capacity and not to exceed $250 for over 2½ ton capacity.

(3) For resales by a dealer who purchases from a distributor, the total of:

(i) The price paid the Government agency by the distributor.

(ii) A mark-up of 38% on the Government selling price if the vehicle is not over 1½ ton capacity or does not exceed 16,000 lbs. gross vehicle weight, and 47% if the vehicle exceeds such capacity or weight.

(iii) A handling charge of $15.00 per vehicle.

(iv) A transportation charge of ten cents per mile per vehicle from the point of the Government sale to the dealer's place of business, but not to exceed $100.00 per vehicle.

(v) Assembly charges, if vehicle has been assembled by the distributor and the dealer has been billed for such charges or if vehicle has been assembled by the dealer, not to exceed $175.00 for up to 2½ ton capacity and not to exceed $250.00 for over 2½ ton capacity.

(c) *Taxes.* There may be added to the maximum prices hereinbefore set forth the amount of any State and municipal tax upon, or incident to, the sale, delivery or use of such vehicle.

(d) *Invoice of sale.* Every reseller of any of the vehicles covered by this order shall furnish his purchaser with an invoice of sale setting forth the Government selling price and separately stating any assembly charges.

(e) *Export sales.* The maximum prices at which any seller may export any of the commodities covered by this order shall be determined in accordance with the provisions of Maximum Export Price Regulation, as revised.

(f) *Definitions.* (1) "Military general purpose vehicles" means all motor driven self-propelled wheeled vehicles intended for movement of personnel, supplies, ammunition, or equipment or towing of guns, trailers, or semi-trailers, and which are used by more than one service.

(2) "Military special purpose vehicles" means all motor driven self-propelled wheeled vehicles, the chassis and body of which are designed for special purpose. These vehicles do not incorporate body or chassis of either general purpose vehicles or special equipment vehicles.

(3) "Military special equipment vehicles" means all motor driven self-propelled wheeled vehicles, the chassis of which are basically identical to those used in general purpose vehicles but which have a special body or special equipment.

(4) "Distributor" means any person who sells to purchasers for resale.

(5) "Dealer" means any person who sells to ultimate consumers.

(g) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(h) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective March 8, 1946.

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3858; Filed, Mar. 8, 1946; 4:58 p. m.]

[MPR 580, Amdt. 1 to Order 261]

A. L. SILVER

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-587.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 261 under Section 13 of Maximum Price Regulation 580 issued on application of A. L. Silver, 1105 Commerce Street, Dallas 2, Texas, on November 20, 1945, is amended in the following respects:

1. Paragraph (a) is amended by establishing the following retail ceiling prices for branded articles under the names "Robin Hood" and "Alpine" sold by A. L. Silver at manufacturer's selling prices as set out in the series of price ranges below, and described in the application of A. L. Silver dated August 16, 1945.

Range of supplier's selling price (per dozen):	Retail Ceiling price (per unit)
$25.50- $29.49	$3.95
$29.50- $33.49	4.50
$33.50- $36.49	5.00
$36.50- $39.49	5.50
$39.50- $43.49	5.95
$43.50- $47.49	6.50
$47.50- $50.49	6.95
$50.50- $54.49	7.50
$54.50- $57.49	7.95
$57.50- $61.49	8.50
$61.50- $66.00	8.95
$66.01- $68.49	9.50
$68.50- $71.49	10.00
$71.50- $75.49	10.50
$75.50- $77.49	10.95
$77.50- $82.49	11.50
$82.50- $85.49	11.95
$85.50- $89.49	12.50
$89.50- $93.49	12.95
$93.50- $97.49	13.50
$97.50-$100.49	13.95
$100.50-$104.49	14.50
$104.50-$107.49	14.95
$107.50-$111.49	15.50
$111.50-$114.49	15.95
$114.50-$118.49	16.50
$118.50-$120.49	16.95

2. Paragraph (e) is amended to read as follows:

(e) On or before the first delivery to any purchaser for resale of each article for which a retail ceiling price is established in paragraph (a) the seller shall send the purchaser a copy of this order and all subsequent amendments. The seller shall be allowed ten days after the date of issuance of any amendment to comply with the notice provisions of this order. Also before the first delivery to any purchaser for resale, the seller shall send notice of any change of descriptive names and price ranges of articles in paragraph (a) to the Administrator.

This amendment shall become effective March 11, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3982; Filed, Mar. 11, 1946; 4:46 p. m.]

Regional and District Office Orders.

[Region I Rev. Order G-25 Under MPR 280 and SR 15]

FLUID CREAM IN GREATER BOSTON AREA, MASS.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1351.806c of Maximum Price Regulation 280 and by § 1499.75 (a) (9b) of Supplementary Regulation 15 and pursuant to written authorization of the Price Administrator, it is hereby ordered:

(a) *General; scope of applicability; type of sale covered; distributor defined; tables established; when effective.* (1) This order establishes adjusted maximum prices for certain wholesale sales of fluid cream by distributors in the Greater Boston Area and for retail delivered sales by distributors in that area. The wholesale sales are (1) those made in bulk (other than in glass or paper containers) to stores, hotels, restaurants, and institutions in the Greater Boston Area by distributors, defined in § 1351.806b (a) (4) of Maximum Price Regulation 280 with reference to such sales as meaning "a person who sells fluid cream at wholesale in bulk (other than in glass or paper containers) to stores, hotels, restaurants and institutions", and (2) those wholesale sales made in that area in glass or paper containers by distributors defined in § 1499.75 (a) (9a) (i) (*d*) (3) of Supplementary Regulation 15 with reference to this type of sale as meaning "a person who sells fluid cream at wholesale or retail (other than sales by stores) in containers other than those in which the cream was bought." This latter definition applies to distributors for whom adjusted maximum prices are established for retail delivered sales in the area. It is provided by § 1499.75 (a) (9b) (i) (*f*) of Supplementary Regulation 15 that in the event a seller purchases a cream item from a distributor who has a new maximum price under the adjustment provisions of the said section, such seller may add to his established maximum price for such cream item only the amount of the increase actually added by the distributor. This applies to sellers at retail and also to sellers at wholesale who buy cream items in glass or paper containers and resell the same. It is also provided that any subsequent seller, other than a distributor, may add to his established price only that amount actually added by his supplier.

(2) *Greater Boston Area defined.* As used in this order the term "Greater Boston Area" means Massachusetts Milk Marketing Areas 10D (the towns of Bedford, Burlington, Lincoln, North Reading, Weston and Wilmington), 15C (the town of Hull), and 17 (the cities of Beverly, Boston, Cambridge, Chelsea, Everett, Lynn, Malden, Medford, Melrose, Newton, Peabody, Quincy, Revere, Salem, Somerville, Waltham, and Woburn and the towns of Arlington, Belmont, Braintree, Brookline, Dedham, Lexington, Marblehead, Milton, Nahant, Needham, Reading, Saugas, Stoneham, Swampscott, Wakefield, Watertown, Wellesley, Weymouth, Winchester, and Winthrop).

(3) *Numbered tables of adjusted prices established; "Published Quotation" defined; when tables are effective.* The adjusted prices established by this order for cream items of various butterfat content and in various container types and sizes at given levels of distribution are set forth in four numbered Effective Tables. Table I is effective as of the date of this order. Other tables set the adjusted prices for items and supersede Table I, or any other table succeeding as the governing scale of adjusted prices, according to variations, as specified in connection with each table, in the published Weighted Average Cost, for a semi-monthly period (either 1–15 of month, or 16–end of month), for 40% Bottling Quality Cream, f. o. b. Boston, as published by the United States Department of Agriculture in the publication designated as the Daily Market Report (Butter, Cheese, Eggs, and Poultry). As thereafter used in this order "Published Quotation" means such semi-monthly weighted cost as so defined and so published.

EFFECTIVE DATE OF TABLES

Table I.—Effective:

(1) As of date of this order; or

(2) As superseding any other table on the day following a "published quotation" of $26.76 or higher.

Table II.—Effective:

(1) As superseding Table I on the day following a "published quotation" of $26.75 or lower; or

(2) As superseding Table III or IV on the day following a "published quotation" of $25.26 or higher.

Table III.—Effective:

(1) As superseding Table II or I on the day following a "published quotation" of $25.25 or lower; or

(2) As superseding Table IV on the day following a "published quotation" of $23.76 or higher.

Table IV.—Effective:

(1) As superseding Table III, II or I on the day following "published quotation" of $23.75 or lower.

Any table is superseded whenever any other table becomes effective according to conditions specified in connection therewith.

Any table may become effective any number of times during the life of this order.

The official publication of the United States Department of Agriculture, The Daily Market Report (Butter, Cheese, Eggs, and Poultry) is in general circulation in the Greater Boston Area and throughout Region I. Whenever subsequent to the date of this order a different table becomes effective because of a particular level of the "published quotation," the Regional Administrator, Region I, shall give public notice of the "published quotation," and of the number of the table effective until further notice, by posting the same in a suitable location in the Food Price Section of the Regional Office—Region I, by notification of the same to press and broadcasting facilities for announcement to the public, and by forthwith notifying all District Offices concerned, which in turn shall take appropriate steps to cause local public announcement of the "published quotation" and of the number of the table effective. Failure of the Regional Administrator to give notice, as above required, at the time specified or at a later time, shall not prevent any table becoming effective under the terms specified in connection therewith, *Provided*, That with respect only to any action or claim founded on a price established by the superseding table and arising from a transaction occurring on the day of giving notice or a day prior thereto, no person shall be held to answer any of the penalties or remedies provided by any law or municipal ordinance.

(b) *Delivered prices: Effective tables of minimum-maximum prices.* (1) The maximum price for sales and deliveries of fluid cream having a butterfat content of 40%, 36%, or 20% in glass or paper containers by distributors at retail or wholesale, and for sales and deliveries of fluid cream having a butterfat content of 40%, 36%, 20%, or 16% by distributors at wholesale in bulk (other than in glass or paper containers) to stores, hotels, restaurants, and institutions, in all cases in the Greater Boston Area, shall be the higher of the following:

(*a*) In the case of deliveries in glass or paper containers:

(i) The seller's maximum price as determined under the General Maximum Price Regulation as adjusted by Amendment No. 77 to Supplementary Regulation 14 (now 14A) to the General Maximum Price Regulation; or

(ii) The adjusted maximum price for the particular size and type of container set forth in paragraph (*b*) (2) below in the particular Effective Table in force at the time of sale according to the provisions of paragraph (a) (3) of this order;

(*b*) In the case of deliveries by distributors at wholesale in bulk (other than in glass or paper containers) to stores, hotels, restaurants, and institutions;

(i) The distributor's maximum price as determined under Maximum Price Regulation 280, as adjusted under Amendment 22 thereon; or

(ii) The adjusted maximum price for the particular size and type of container set forth in paragraph (b) (2) below in the particular Effective Table in force at time of sale according to the provisions of paragraph (a) (3) of this order.

(2) *Effective tables.*

TABLE I

	40 per-cent	36 per-cent	20 per-cent	16 per-cent	
Retail delivered:					
½-pint containers	$0.25½	$0.23½	$0.16		
Pint containers	.47½	.44	.28		
Quart containers	.88	.81	.52		
Wholesale delivered:					
½-pint containers	.22½	.21	.14		
Pint containers	.43½	.40	.26		
Quart containers	.85	.78	.50		
8-quart containers	6.46	5.91	3.65		$3.07
20-quart containers	16.06	14.67	9.02		7.59
40-quart containers	31.93	29.14	17.85		14.98

TABLE II

Retail delivered:				
½-pint containers	$0.28	$0.23	$0.15½	
Pint containers	.45½	.42	.27	
Quart containers	.84	.77	.50	
Wholesale delivered:				
½-pint containers	.22	.20	.13½	
Pint containers	.41½	.38½	.25	
Quart containers	.81	.75	.48	
8-quart containers	6.16	5.63	3.49	$2.95
20-quart containers	15.31	13.99	8.64	7.28
40-quart containers	30.43	27.78	17.08	14.37

TABLE III

Retail delivered:				
½-pint containers	$0.24	$0.22	$0.15	
Pint containers	.43½	.40½	.26	
Quart containers	.80	.74	.48	
Wholesale delivered:				
½-pint containers	.21	.19½	.13	
Pint containers	.40	.36½	.24	
Quart containers	.77	.71	.46	
8-quart containers	5.86	5.36	3.34	$2.83
20-quart containers	14.56	13.31	8.26	6.97
40-quart containers	28.93	26.43	16.32	13.75

TABLE IV

Retail delivered:				
½-pint containers	$0.23	$0.21	$0.14½	
Pint containers	.41½	.38½	.25	
Quart containers	.77	.71	.49	
Wholesale delivered:				
½-pint containers	.20	.18½	.12½	
Pint containers	.38	.35	.23	
Quart containers	.74	.68	.44	
8-quart containers	5.57	5.10	3.19	$2.71
20-quart containers	13.83	12.65	7.89	6.68
40-quart containers	27.47	25.11	15.58	13.16

(3) *Adjustments for variation in butterfat content.* A distributor shall determine his maximum price for fluid cream having a butterfat content other than 40%, 36%, 20%, or 16% by adding to or deducting from the price of the cream with a butterfat content nearest to that of the cream to be priced, for each 1% of variation, an amount per gallon which varies according to the Effective Table in force at the time of sale as listed below; *Provided*, That if two prices are equally applicable a computation shall be made from both prices and the lower of the two results shall be used.

	Per gallon
Table I	$0.065
Table II	.061
Table III	.058
Table IV	.055

(c) *Deposit charges.* A deposit charge of not more than five cents per bottle may be made for glass bottles, such bottles to be redeemed at the same price as is thus charged.

(d) *Fractions and multiple sales.* In making the adjustments permitted by this order, all calculations shall be carried to the fourth decimal place of a cent, and any final calculation of the maximum price for any unit size resulting in a fraction of a cent shall be adjusted to the nearest half cent for one-half pint and pint containers and to the nearest whole cent for all other containers.

Where the total bill at the time of sale (if sold for cash), or at the end of any billing period (if sold on credit), comes out at a fraction of a cent, the seller may charge the next higher cent.

(e) *Notices of adjusted prices.* Any seller making wholesale delivered sales in any type of container shall, if he charges an adjusted price pursuant to this order, deliver to the purchaser at the time of his first sale at such adjusted price to that purchaser on or after the effective date of this order, a notice, either on the invoice or similar document which is given to the purchaser or separately, stating that he is charging his adjusted maximum prices pursuant to the provisions of this order and specifying the amount of the adjustment for each container size of each butterfat content cream.

This order shall become effective March 8, 1946.

Issued this 8th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

Approved: March 8, 1946.

HARRY C. TRELOGAN,
Acting Director, Dairy Branch, Production and Marketing Administration, Department of Agriculture.

[F. R. Doc. 46-3862; Filed, Mar. 8, 1946; 4:56 p. m.]

[Region I Order G-26 Under MPR 280 and SR 15]

FLUID CREAM IN REGION I EXCEPT GREATER BOSTON AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1351.806c of Maximum Price Regulation 280 and by § 1499.75 (a) (9b) of Supplementary Regulation 15 and pursuant to written authorization of the Price Administrator, it is hereby ordered:

(a) *General; scope of applicability; type of sale covered; distributor defined; tables established; when effective.* (1) This order establishes adjusted maximum prices for certain wholesale sales of fluid cream by distributors in Region I except the Greater Boston Area and for retail delivered sales by distributors in the area covered by this order. The area covered by this order is hereafter referred to as the G–26 area. The wholesale sales are (1) those made in bulk (other than in glass or paper containers) to stores, hotels, restaurants, and institutions in the G–26 area by distributors, defined in § 1351.806b (a) (4) of Maximum Price Regulation 280 with reference to such sales as meaning "a person who sells fluid cream at wholesale in bulk (other than in glass or paper containers) to stores, hotels, restaurants and institutions", and (2) those wholesale sales made in the G–26 area in glass or paper containers by distributors defined in § 1499.75 (a) (9a) (i) (d) (3) of Supplementary Regulation 15 with reference to this type of sale as meaning "a person who sells fluid cream at wholesale or retail (other than sales by stores) in containers other than those in which the cream was bought". This latter definition applies to distributors for whom adjusted maximum prices are established for retail delivered sales in the G–26 area. It is provided by § 1499.75 (a) (9b) (i) (f) of Supplementary Regulation 15 that in the event a seller purchases a cream item from a distributor who has a new maximum price under the adjustment provisions of the said section, such seller may add to his established maximum price for such cream item only the amount of the increase actually added by the distributor. This applies to sellers at retail and also to sellers at wholesale who buy cream items in glass or paper containers and resell the same. It is also provided that any subsequent seller, other than a distributor, may add to his established price only that amount actually added by his supplier.

(2) *G–26 area defined.* As used in this order the term "G–26 area" means all of Maine, New Hampshire, Vermont, Rhode Island, Connecticut, and all of Massachusetts except the Greater Boston Area as defined in Revised Order G–25.

(3) *Numbered tables of adjusted prices established; "Published Quotation" defined; when tables are effective.* The adjusted prices established by this order for cream items of various butterfat content and in various container types and sizes at given levels of distribution are set forth in four numbered Effective Tables. Table I is effective as of the date of this order. Other tables set the adjusted prices for items and supersede Table I, or any other table succeeding as the governing scale of adjusted prices, according to variations, as specified in connection with each table, in the published Weighted Average Cost, for a semi-monthly period (either 1–15 of month, or 16-end of month), for 40% Bottling Quality Cream, f. o. b. Boston, as published by the United States Department of Agriculture in the publication designated as the Daily Market Report (Butter, Cheese, Eggs, and Poultry). As hereafter used in this order "Published Quotation" means such semi-monthly weighted cost as so defined and so published.

EFFECTIVE DATE OF TABLES

Table I—Effective:

(1) As of date of this order; or

(2) As superseding any other Table on the day following a "published quotation" of $26.76 or higher.

Table II—Effective:

(1) As superseding Table I on the day following a "published quotation" of $26.75 or lower; or

(2) As superseding Table III or IV on the day following a "published quotation" of $25.26 or higher.

Table III—Effective:

(1) As superseding Table II or I on the day following a "published quotation" of $25.25 or lower; or

(2) As superseding Table IV on the day following a "published quotation" of $23.76 or higher.

Table IV—Effective:

(1) As superseding Table III, II or I on the day following "published quotation" of $23.75 or lower.

Any Table is superseded whenever any other Table becomes effective according to conditions specified in connection therewith.

Any Table may become effective any number of times during the life of this order.

The official publication of the United States Department of Agriculture, The Daily Market Report (Butter, Cheese, Eggs, and Poultry) is in general circulation throughout Region I. Whenever subsequent to the date of this order a different table becomes effective because of a particular level of the "published quotation," the Regional Administrator, Region I, shall give public notice of the "published quotation," and of the number of the table effective until further notice, by posting the same in a suitable location in the Food Price Section of the Regional Office—Region I, by notification of the same to press and broadcasting facilities for announcement to the public, and by forthwith notifying all District Offices concerned, which in turn shall take appropriate steps to cause local public announcement of the "published quotation" and of the table effective. Failure of the Regional Administrator to give notice, as above required, at the time specified or at a later time, shall not prevent any table becoming effective under the terms specified in connection therewith: *Provided*, That with respect only to any action or claim founded on a price established by the superseding table and arising from a transaction occurring on the day of giving notice or a day prior thereto, no person shall be held to answer any of the penalties or remedies provided by any law or municipal ordinance.

(b) *Delivered prices; effective tables of minimum-maximum prices.* (1) The maximum price for sales and deliveries of fluid cream having a butterfat content of 40%, 36%, or 20% in glass or paper containers by distributors at retail or wholesale, and for sales and deliveries of fluid cream having a butterfat content of 40%, 36%, 20%, or 16% by distributors at wholesale in bulk (other than in glass or paper containers) to stores, hotels, restaurants, and institutions, in all cases in the G–26 area, shall be the higher of the following:

(*a*) In the case of deliveries in glass or paper containers:

(i) The seller's maximum price as determined under the General Maximum Price Regulation as adjusted by Amendment No. 77 to Supplementary Regulation 14 (now 14A) to the General Maximum Price Regulation; or

(ii) The adjusted maximum price for the particular size and type of container set forth in paragraph (*b*) (2) below in the particular Effective Table in force at the time of sale according to the provisions of paragraph (a) (3) of this order;

(*b*) In the case of deliveries by distributors at wholesale in bulk (other than in glass or paper containers) to stores, hotels, restaurants, and institutions;

(i) The distributor's maximum price as determined under Maximum Price Regulation 280, as adjusted under Amendment 22 thereon; or

(ii) The adjusted maximum price for the particular size and type of container set forth in paragraph (b) (2) below in the particular Effective Table in force at time of sale according to the provisions of paragraph (a) (3) of this order.

(2) *Effective tables.*

TABLE I

	40 per-cent	36 per-cent	20 per-cent	16 per-cent
Retail delivered:				
½-pint containers	$0.27	$0.24½	$0.16½	
Pint containers	.49½	.46	.29	
Quart containers	.92	.85	.54	
Wholesale delivered:				
½-pint containers	.24	.22	.14½	
Pint containers	.46	.42	.27	
Quart containers	.89	.82	.52	
8-quart containers	6.82	6.22	3.83	$3.22
20-quart containers	16.94	15.46	9.47	7.94
40-quart containers	33.69	30.73	18.74	15.70

TABLE II

Retail delivered:				
½-pint containers	$0.26	$0.24	$0.16	
Pint containers	.47½	.44	.28	
Quart containers	.88	.81	.52	
Wholesale delivered:				
½-pint containers	.23	.21	.14	
Pint containers	.44	.40½	.26	
Quart containers	.86	.79	.50	
8-quart containers	6.52	5.95	3.67	$3.10
20-quart containers	16.19	14.78	9.09	7.64
40-quart containers	32.19	29.37	17.98	15.08

TABLE III

Retail delivered:				
½-pint containers	$0.25	$0.23	$0.15½	
Pint containers	.45½	.42½	.27½	
Quart containers	.85	.78	.50	
Wholesale delivered:				
½-pint containers	.22	.20½	.13½	
Pint containers	.42	.39½	.25	
Quart containers	.82	.75	.48	
8-quart containers	6.22	5.68	3.52	$2.97
20-quart containers	15.44	14.10	8.70	7.33
40-quart containers	30.69	28.02	17.22	14.47

TABLE IV

Retail delivered:				
½-pint containers	$0.24	$0.22	$0.15½	
Pint containers	.44	.40½	.26½	
Quart containers	.81	.75	.49	
Wholesale delivered:				
½-pint containers	.21	.19½	.13	
Pint containers	.40	.37	.24	
Quart containers	.78	.72	.46	
8-quart containers	5.92	5.41	3.37	$2.85
20-quart containers	14.69	13.43	8.32	7.03
40-quart containers	29.19	26.67	16.45	13.86

(3) *Adjustments for variation in butterfat content.* A distributor shall determine his maximum price for fluid cream having a butterfat content other than 40%, 36%, 20%, or 16% by adding to or deducting from the price of the cream with a butterfat content nearest to that of the cream to be priced, for each 1% of variation, an amount per gallon which varies according to the Effective Table in force at the time of sale as listed below: *Provided*, That if two prices are equally applicable a computation shall be made from both prices and the lower of the two results shall be used.

	Per gallon
Table I	$0.065
Table II	.061
Table III	.058
Table IV	.055

(c) *Deposit charges.* A deposit charge of not more than five cents per bottle may be made for glass bottles, such bottles to be redeemed at the same price as is thus charged.

(d) *Fractions and multiple sales.* In making the adjustments permitted by this order, all calculations shall be carried to the fourth decimal place of a cent, and any final calculation of the maximum price for any unit size resulting in a fraction of a cent shall be adjusted to the nearest half cent for one-half pint and pint containers and to the nearest whole cent for all other containers.

Where the total bill at the time of sale (if sold for cash), or at the end of any billing period (if sold on credit), comes out at a fraction of a cent, the seller may charge the next higher cent.

(e) *Notices of adjusted prices.* Any seller making wholesale delivered sales in any type of container shall, if he charges an adjusted price pursuant to this order, deliver to the purchaser at the time of his first sale at such adjusted price to that purchaser on or after the effective date of this order, a notice, either on the invoice or similar document which is given to the purchaser or separately, stating that he is charging his adjusted maximum prices pursuant to the provisions of this order and specifying the amount of the adjustment for each container size of each butterfat content cream.

This order shall become effective March 8, 1946.

Issued this 8th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

Approved: March 8, 1946.

HARRY C. TRELOGAN,
Acting Director, Dairy Branch, Production and Marketing Administration, Department of Agriculture.

[F. R. Doc. 46-3863; Filed, Mar. 8, 1946; 4:57 p. m.]

[Region VIII Order G-3 Under SR 15]

WHOLESALE AND RETAIL FLUID MILK IN ARIZONA

For the reasons set forth in the accompanying opinion and pursuant to paragraph (a) (9) of Supplementary Regulation No. 15, *It is ordered:*

(1) All sellers of fluid milk at wholesale and retail in the State of Arizona, except the portions of Mohave and Coconino counties lying north of the Colorado River, may increase their maximum prices in effect immediately prior to the effective date of this order by one cent per quart or proportionately for other sizes of containers.

(2) This order applies to all grades and types of milk including, for example, buttermilk, skim milk, chocolate milk and other flavored milk drinks.

(3) The provisions of this order supersede the provisions of any maximum price regulation, or order, or amendments to orders, issued by the Regional Administrator for Region 8 to the extent that they are inconsistent.

(4) This order may be revoked, corrected, or amended at any time.

This order becomes effective on March 8, 1946 and will expire on June 8, 1946 unless sooner revoked.

Issued this 8th day of March 1946.

BEN C. DUNIWAY,
Regional Administrator.

Approved: March 8, 1946.

HARRY C. TRELOGAN,
Acting Director, Dairy Branch, Production and Marketing Administration, Department of Agriculture.

For the reasons set forth in the accompanying opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, and Executive Orders Nos. 9250, 9328, 9599, and 9699, I find that the issuance of Regional Order No. G-3, issued under SR15, is necessary to correct an inequity interfering with the effective transition to a peacetime economy.

CHESTER BOWLES,
Director, Office of Economic Stabilization.

[F. R. Doc. 46-3860; Filed, Mar. 8, 1946; 4:56 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 8, 1946.

Region IV

Columbia Order 8-F, Amendment 18, covering fresh fruits and vegetables in the entire State of South Carolina. Filed 10:21 a. m.

Columbia Order 27-C, Amendment 5, covering poultry in Richland and Lexington counties, South Carolina. Filed 10:22 a. m.

Columbia Order 27-O, Amendment 10, covering eggs in Richland and Lexington counties, South Carolina. Filed 10:18 a. m.

Jackson Order 7-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 10:20 a. m.

Jackson Order 1-O, Amendment 11, covering eggs in the city of Jackson, Mississippi. Filed 10:20 a. m.

Nashville Order 22, Amendment 1, covering dry groceries in all counties in the Nashville District. Filed 10:21 a. m.

Nashville Order 22, covering dry groceries in certain counties in Tennessee. Filed 10:20 a. m.

Nashville Order 11-C, Amendment 10, covering poultry in Davidson county, Tennessee. Filed 10:21 a. m.

Nashville Order 27-O, Amendment 11, covering eggs in Davidson county, Tennessee. Filed 10:21 a. m.

Nashville Order 48-O, Amendment 10, covering eggs in Hamilton, Knox, Roane, and Anderson counties in Nashville, Tennessee. Filed 10:21 a. m.

Region V

Dallas Order 4-F, Amendment 32, covering fresh fruits and vegetables in Dallas county, Texas. Filed 10:28 a. m.

Dallas Order 6-F, Amendment 21, covering fresh fruits and vegetables in McLennan County, Texas. Filed 10:28 a. m.

Dallas Orders 4-C and 10-O, covering poultry and eggs in cities of Dallas and University Park and town of Highland Park, Texas. Filed 10:20 and 10:28 a. m.

Fort Worth Order 13-F, Amendment 34, covering fresh fruits and vegetables in Tarrant County, Texas. Filed 10:24 a. m.

Fort Worth Order 19-F, Amendment 22, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita Counties, Texas. Filed 10:24 a. m.

Fort Worth Order 21-F, Amendment 18, covering fresh fruits and vegetables in Lubbock and Potter Counties, Texas. Filed 10:24 a. m.

Fort Worth Orders 5-C and 1-O, covering poultry and eggs in Tarrant County, Texas. Filed 10:24 a. m.

Houston Order 4-F, Amendments 32 and 33, covering fresh fruits and vegetables in certain cities and towns in Texas. Filed 10:25 a. m. and 10:29 a. m.

Houston Order 5-F, Amendments 32 and 33, covering fresh fruits and vegetables in Jefferson and Orange Counties, Texas. Filed 10:25 and 10:29 a. m.

Houston Orders 2-C and 4-O, covering poultry and eggs in Harris County, Texas. Filed 10:23 and 10:22 a. m., 10:30 and 10:29 a. m.

Houston Orders 3-C and 5-O, covering poultry and eggs in Orange and Jefferson Counties, Texas. Filed 10:23 and 10:29 a. m.

Houston Orders 4-C and 6-O, covering poultry and eggs in Galveston County, Texas. Filed 10:29 and 10:23 a. m.

Kansas City Order 4-F, Amendment 32, covering fresh fruits and vegetables in Johnson and Wyandotte Counties, Kansas; Jackson County, Missouri, and the city of North Kansas City, Missouri. Filed 10:19 a. m.

Kansas City Order 9-F, Amendment 16, covering fresh fruits and vegetables in Buchanan County, Missouri. Filed 10:19 a. m.

Kansas City Order 10-F, Amendment 16, covering fresh fruits and vegetables in Green County, Missouri. Filed 10:19 a. m.

Kansas City Order 11-F, Amendment 16, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 10:19 a. m.

Kansas City Order 9-C and 11-O, covering poultry and eggs in counties of Johnson and Wyandotte, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 10:19 a. m.

Kansas City Order 10-C and 12-O, covering poultry and eggs in Green and Jasper counties, Missouri. Filed 10:19 a. m.

Little Rock Orders 25 and 26, Orders 5 and 4, covering dry groceries sold by Groups 1 & 2 and 3 & 4 stores. Filed 10:20 a. m.

Little Rock Order 5-W, Amendment 2, covering dry groceries. Filed 10:18 a. m.

New Orleans Order 3-F, Amendment 32, covering fresh fruits and vegetables in Louisiana, Parishes of Orleans, St. Bernard and Jefferson except Grand Isle. Filed 10:24 a. m.

New Orleans Order 5-F, Amendment 23, covering fresh fruits and vegetables in the cities of Shreveport, Bossier City, Monroe, and West Monroe, Louisiana. Filed 10:24 a. m.

New Orleans Order 6-F, Amendment 23, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 10:24 a. m.

Oklahoma City Orders 2-C and 1-O, covering poultry and eggs in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 10:13 and 10:12 a. m.

Oklahoma City Order 5-W, Amendment 6, covering dry groceries. Filed 10:14 a. m.

San Antonio Order 6-F, Amendment 32, covering fresh fruits and vegetables in Bexar county, Texas. Filed 10:25 a. m.

San Antonio Order 7-F, Amendment 32, covering fresh fruits and vegetables in Austin, Texas. Filed 10:25 a. m.

San Antonio Order 8-F, Amendment 32, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 10:25 a. m.

San Antonio Order 9-F, Amendment 21, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 10:25 a. m.

San Antonio Orders 6-C and 3-O, covering poultry and eggs in Bexar county, Texas. Filed 10:27 a. m.

San Antonio Orders 16 and 17, Amendment 5, covering dry groceries sold by Groups 1 and 2 and 3 and 4 stores. Filed 10:26 a. m.

San Antonio Orders 19 and 20, Amendment 2, covering dry groceries sold by Groups 1 and 2 and 3 and 4 stores, in certain counties in Texas. Filed 10:26 and 10:27 a. m.

San Antonio Order 3-W, Amendment 2, covering dry groceries in certain counties in Texas. Filed 10:28 a. m.

San Antonio Order 5-W, Amendment 5, covering dry groceries. Filed 10:28 a. m.

St. Louis Order 4-F, Amendment 32, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 10:18 a. m.

St. Louis Orders 3-C and 2-O, covering poultry and eggs in the City of St. Louis and county of St. Louis, Missouri. Filed 10:18 a. m.

Wichita Order 13-F, Amendment 16, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 10:14 a. m.

Wichita Order 14-F, Amendment 16, covering fresh fruits and vegetables in certain counties in Kansas. Filed 10:15 a. m.

Wichita Order 15-F, Amendment 16, covering fresh fruits and vegetables in certain counties in Kansas. Filed 10:15 a. m.

Wichita Order 16-F, Amendment 16, covering fresh fruits and vegetables in Reno county, Kansas. Filed 10:15 a. m.

Wichita Order 17-F, Amendment 16, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 10:15 a. m.

Region VI

Chicago Order 2-F, Amendment 103m covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake county, Indiana. Filed 10:15 a. m.

Chicago Orders 6-C and 3-O, covering poultry and eggs in Cook county, Illinois. Filed 10:16 a. m.

Chicago Order 3-O, Amendment 9, covering eggs in Cook county, Illinois. Filed 10:17 a. m.

Chicago Order 3-D, covering butter and cheese in Cook, DuPage, Kane, Lake, and McHenry, Illinois and Lake county, Indiana. Filed 10:16 a. m.

Chicago Order 4-D, covering butter and cheese in Cook, DuPage, Kane, Lake and McHenry, Illinois, and Lake county, Indiana. Filed 10:16 a. m.

Chicago Orders 14 and 15, Amendment 1, covering dry groceries sold by Groups 1 and 2 and 3 and 4 stores. Filed 10:16 a. m.

Chicago Order 14, covering dry groceries in Cook, DuPage, Kane, Lake and McHenry counties, Illinois and Lake county, Indiana. Filed 10:15 a. m.

Chicago Order 6-W, covering dry groceries in Cook, DuPage, Kane, Lake and McHenry counties, Illinois and Lake county, Indiana. Filed 10:17 a. m.

Des Moines Order 4-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Iowa and the city of South Sioux City, Nebraska. Filed 10:18 a. m.

Omaha Order 34, covering dry groceries sold by Groups 1 and 2 stores in the city of Crawford and the County of Scotts Bluff, Nebraska. Filed 10:17 a. m.

Omaha Order 12-W, covering dry groceries in the city of Crawford and the county of Scotts Bluff, Nebraska. Filed 10:18 a. m.

Fargo-Moorhead Orders 1-F, 2-F and 3-F, Amendment 22, covering fresh fruits and vegetables in certain counties in North Dakota. Filed 10:12 a. m.

Fargo-Moorhead Adopting Order 39, covering dry groceries sold by Groups 3 and 4 stores in certain counties in North Dakota and Minnesota. Filed 10:12 a. m.

Region VIII

Phoenix Order 9-F, Amendment 30, covering fresh fruits and vegetables in the Phoenix area. Filed 10:22 a. m.

Phoenix Order 10-F, Amendment 26, covering fresh fruits and vegetables in the Tucson area. Filed 10:22 a. m.

Phoenix Order 11-F, Amendment 25, covering fresh fruits and vegetables in the Cochise area. Filed 10:22 a. m.

Phoenix Order 2-C, Amendment 4, covering poultry in the Arizona area. Filed 10:22 a. m.

Phoenix Order 2-C, Amendment 5, covering poultry in the Arizona area. Filed 10:22 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-3974; Filed, Mar. 11, 1946; 4:43 p. m.]

[Region VIII Order G-39 Under MPR 329]

FLUID MILK IN ARIZONA

For the reasons set forth in the accompanying opinion and pursuant to special authority issued by the Price Administrator to the Regional Administrator under § 1351.408 (f) of Maximum Price Regulation 329; *It is ordered:*

(1) Purchasers having their places of business in Arizona (except in those portions of Mohave and Coconino counties, lying north of the Colorado River), may adjust upward their maximum prices for the purchase of milk from producers for resale as fluid milk in effect immediately prior to the effective date of this order by ten cents per pound of butterfat.

(2) The provisions of this order supersede the provisions of any maximum price regulations or orders or amendments to orders issued by the Regional Administrator of Region 8 to the extent that they are inconsistent.

(3) The terms "milk" and "fluid milk" have the same meaning as those set forth in Maximum Price Regulation 329.

(4) This order may be revoked, corrected or amended at any time.

This order shall become effective on March 8, 1946, and will expire ninety days thereafter on June 8, 1946, unless sooner revoked.

Issued this 8th day of March 1946.

BEN C. DUNIWAY,
Regional Administrator.

Approved: March 8, 1946.

HARRY C. TRELOGAN,
Acting Director, Dairy Branch Production and Marketing Administration, U. S. Department of Agriculture.

For the reasons set forth in the accompanying opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, and Executive Orders Nos. 9250, 9328, 9599, and 9699, I find that the issuance of Regional Order No. G-39 issued under MPR 329, is necessary to correct an inequity interfering with the effective transition to a peacetime economy.

CHESTER BOWLES,
Director,
Office of Economic Stabilization.

[F. R. Doc. 46-3861; Filed, Mar. 8, 1946; 4:56 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1126]

CITIES SERVICE POWER & LIGHT CO. AND THE KNOXVILLE GAS CO.

INTERIM ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE IN PART

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 8th day of March, A. D. 1946.

Cities Service Power & Light Company, a registered holding company, and The Knoxville Gas Company, its subsidiary, having filed a joint declaration, as amended, with this Commission pursuant to the Public Utility Holding Company Act of 1935, particularly sections 12 (c) and 12 (f) of the act, regarding the distribution of all the assets of The Knoxville Gas Company to its parent, Cities Service Power & Light Company, and its dissolution, and regarding the issuance of an interim order authorizing payment of the sum of $420,867 by The Knoxville Gas Company on account of its indebtedness to Cities Service Power & Light Company, its parent, the proceeds to be used by Cities Service Power & Light Company in partial prepayment of its Bank Loan Notes in accordance with the terms thereof as required by its Custodian Agreement, dated March 15, 1944, with The Chase National Bank of the City of New York; and

A public hearing on said declaration having been held after appropriate notice, the Commission having considered the record and having made and filed its findings and opinion herein;

It is ordered, That such declaration, as amended, with regard to the payment by The Knoxville Gas Company to Cities Service Power & Light Company of the sum of $420,867 on account of its indebtedness, be and the same is hereby permitted to become effective subject, however, to the terms and conditions prescribed in Rule U-24; and

It is further ordered, That jurisdiction be, and it hereby is, reserved with respect to the accounting entries to be made by Cities Service Power & Light Company in recording the proposed transactions, and with respect to the proposal to dissolve The Knoxville Gas Company, and to distribute its remaining assets.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-3992; Filed, Mar. 12, 1946; 11:07 a. m.]

[File No. 70-1223]

NIAGARA HUDSON POWER CORP. AND CENTRAL NEW YORK POWER CORP.

ORDER PERMITTING APPLICATION AND DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania, on the 8th day of March 1946.

Reference

MAR 18 '46

Niagara Hudson Power Corporation (Niagara Hudson), a subsidiary of The United Corporation, a registered holding company, and Central New York Power Corporation (Central New York), a subsidiary of Niagara Hudson, having filed an application and declarations under sections 6 (b) and 12 of the Public Utility Holding Company Act of 1935 and Rules U-42, U-45 and U-50 promulgated thereunder, regarding the exemption from the provisions of section 6 (a) of the act of the issue and sale by Central New York, pursuant to the competitive bidding requirements of Rule U-50, of 200,000 shares of preferred stock, $100 par value, and regarding a capital contribution of $4,000,000 by Niagara Hudson to Central New York, the proceeds of the sale of such preferred stock, together with the $4,000,000 capital contribution and other corporate funds, to be used for the redemption of Central New York's outstanding 251,584 shares of preferred stock, 5% series, at the redemption price of $105 per share plus accrued dividends; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings and opinion herein;

It is ordered, That said application and declarations be, and the same hereby are, granted and permitted to become effective, respectively, subject to the terms and conditions prescribed in Rule U-24 and to the following further conditions with respect to the proposed issue and sale of said preferred stock:

(1) That Central New York obtain from the Public Service Commission of the State of New York a final order expressly authorizing the issue and sale of said preferred stock; and

(2) That the proposed issue and sale of said preferred stock shall not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate.

It is further ordered, That jurisdiction be, and hereby is, reserved over the payment of all legal fees and expenses of counsel in connection with the proposed transactions, including the fees and expenses of counsel for the successful bidders.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3990; Filed, Mar. 12, 1946; 11:07 a. m.]

[File No. 70-1248]

CITIES SERVICE POWER & LIGHT CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 8th day of March, A. D. 1946.

Notice is hereby given that a declaration has been filed with this Commission, pursuant to sections 6 (a), and 7 of the Public Utility Holding Company Act of 1935, by Cities Service Power & Light Company, a subsidiary of Cities Service Company, both registered holding companies; and

Notice is further given that any interested person may, not later than March 15, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration, as filed or as amended, may be permitted to become effective, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration which is on file in the offices of said Commission, for a statement of the transactions therein proposed, which are summarized below:

Cities Service Power & Light Company has outstanding $3,000,000 principal amount of Bank Loan Notes bearing interest at the rate of 1½% per annum, $1,000,000 principal amount of which is due on each of the following dates, March 15, 1946, September 15, 1946, and March 15, 1947. The company proposes to enter into an agreement with the several banks holding its Bank Loan Notes under which the maturities of March 15, 1946, and September 15, 1946 will be extended to March 15, 1947, and under which the proceeds from the disposal of certain collateral will not be required to be applied to the payment of such notes.

The stated purpose of the proposed transaction is to facilitate the purchase by Cities Service Power & Light Company of 50,000 shares of common stock of The Ohio Public Service Company, a subsidiary of Cities Service Power & Light Company, for $5,000,000 in cash, as a part of the refinancing of The Ohio Public Service Company. Authorization of this latter transaction is requested in an application filed with this Commission (File No. 70-1216).

The company has requested acceleration of the Commission's action upon the declaration.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-3991; Filed, Mar. 12, 1946; 11:07 a. m.]

Reference

MAR 18 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 51

Washington, Thursday, March 14, 1946

The President

PROCLAMATION 2680

"I AM AN AMERICAN DAY," 1946

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS Public Resolution 67 approved May 3, 1940 (54 Stat. 178), provides in part:

That the third Sunday in May each year be, and hereby is, set aside as Citizenship Day and that the President of the United States is hereby authorized and requested to issue annually a proclamation setting aside that day as a public occasion for the recognition of all who, by coming of age or naturalization, have attained the status of citizenship, and the day shall be designated as "I Am An American Day."

That the civil and educational authorities of States, counties, cities, and towns be, and they are hereby, urged to make plans for the proper observance of this day and for the full instruction of future citizens in their responsibilities and opportunities as citizens of the United States and of the States and localities in which they reside.

WHEREAS the part played by this nation in bringing full victory to the Allied Powers during the past year has been possible only because of the strength, the devotion, and the sacrifices of millions of our young men and women on the battlefronts of the world, performing bravely their highest duties as citizens;

WHEREAS our numerous citizens of foreign birth have shown loyalty and fidelity to their new citizenship in the performance of all the tasks which helped to bring the final and complete victory over the enemies of the country which these citizens have made their own by naturalization;

WHEREAS the nations of the world now look to the United States for leadership and for assistance, as they repair the devastation wrought by the war:

WHEREAS our nation derives its chief strength to give leadership and assistance from the fact that its citizens, young and old, native-born and foreign-born, work together as one people; and

WHEREAS this year new thousands have entered upon the full responsibilities of citizenship either by reaching their majority or by naturalization:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, pursuant to the aforesaid public resolution do hereby designate Sunday, May 19, 1946, as "I Am An American Day," and do set that day aside as a public occasion for the honoring of American citizenship by giving special recognition to all our citizens who have recently become full members of the body politic.

And I urge Federal, State, and local officials and patriotic, civic, and educational organizations to plan and hold, on or about May 19, exercises designed to help our new citizens, both native-born and naturalized, to understand more fully the significance and responsibilities of citizenship in our self-governing Republic, so that they may be better prepared to add strength to the common purpose of all our citizens that this Republic shall continue to maintain its place of leadership and service among the nations of the world.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 12th day of March in the year of our Lord, nineteen hundred and [SEAL] forty-six, and of the Independence of the United States of America, the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES, *Secretary of State.*

[F. R. Doc. 46-4164; Filed, Mar. 13, 1946; 12:13 p. m.]

PROCLAMATION 2681

REDEFINING THE AREA OF GREAT SAND DUNES NATIONAL MONUMENT, COLORADO

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the lands included within the Great Sand Dunes National Monument, Colorado, by Proclamation No. 1994 of March 17, 1932 (47 Stat. 2506), were described therein in conformity

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FEDERAL REGISTER

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NOTICE

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Book 1: Titles 1-10, including Presidential documents in full text.

Book 2: Titles 11-32.

Book 3: Titles 33-50, including a general index and ancillary tables.

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[1] See Proclamation 2681.

[2] See Agriculture Department in Notices section.

with plats then on file in the General Land Office and other maps of the locality;

WHEREAS resurveys by the General Land Office disclose that sections 10, 11, 12, and parts of sections 13, 14, and 15, Township 41 North, Range 12 East, and unsurveyed sections 30 and 31, Township 42 North, Range 13 East, New Mexico Principal Meridian, as described in the said Proclamation, do not exist; and

WHEREAS it appears necessary and desirable in the public interest to redefine the area included within the Monument in accordance with the latest plats of survey:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, under and by virtue of the authority vested in me by section 2 of the act of June 8, 1906, c. 3060, 34 Stat. 225 (U.S.C., title 16, sec. 431), do revise the land description contained in said Proclamation No. 1994 of March 17, 1932, to read as follows:

SIXTH PRINCIPAL MERIDIAN

T. 25 S., R. 73 W.,
secs. 31 and 32.
T. 26 S., R. 73 W.,
secs. 3 to 11, secs. 14 to 23, and secs. 26 to 35, inclusive.
T. 27 S., R. 73 W.,
secs. 3 to 10 and secs. 15 to 22, inclusive.

NEW MEXICO PRINCIPAL MERIDIAN

T. 40 N., R. 12 E.,
secs. 1 and 2;
sec. 11, NE¼;
secs. 12, 13, 24, and 25.
T. 41 N., R. 12 E.,
secs. 13, 14, 15, those parts south of Luis Maria Baca Grant No. 4;
secs. 22 to 27, inclusive;
secs. 34, 35, and 36.
Tps. 40 and 41 N., R. 13 E., unsurveyed.
Containing approximately 44,810 acres.

All other provisions contained in the said Proclamation of March 17, 1932, shall remain in full force and effect.

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the city of Washington this 12th day of March, in the year of our Lord nineteen hundred and forty-six, and of the Independence of the United States of America the one hundred and seventieth.

[SEAL]

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES,
Secretary of State.

[F. R. Doc. 46-4163; Filed, Mar. 13, 1946; 12:13 p. m.]

EXECUTIVE ORDER 9703

REGULATIONS RELATING TO THE MEDICAL CARE OF CERTAIN PERSONNEL OF THE COAST GUARD, COAST AND GEODETIC SURVEY, PUBLIC HEALTH SERVICE, AND FORMER LIGHTHOUSE SERVICE

By virtue of the authority vested in me by the Public Health Service Act, approved July 1, 1944 (58 Stat. 682), and as President of the United States, I hereby prescribe the following regulations relating to the medical care of certain personnel of the Coast Guard, Coast and Geodetic Survey, and Public Health Service, and their dependents, and certain personnel of the former Lighthouse Service.

PART I—DEFINITIONS

Sec.
1 Meaning of terms.

PART II—PROVISIONS APPLICABLE TO COAST GUARD, COAST AND GEODETIC SURVEY AND PUBLIC HEALTH SERVICE

2 Persons entitled to treatment.
3 Use of Service facilities.
4 Use of other than Service facilities.
5 Application for treatment; active duty personnel.
6 Personnel absent without leave.
7 Continuance of medical relief after loss of status.
8 Retired personnel; extent of treatment.
9 Dependent members of families; treatment.
10 Dependent members of families; use of Service facilities.

PART III—PROVISIONS APPLICABLE TO PERSONNEL OF FORMER LIGHTHOUSE SERVICE

11 Persons entitled to treatment.
12 Use of Service facilities.
13 Use of other than Service facilities.
14 Application for treatment; active duty personnel.
15 Continuance of medical relief after loss of status.
16 Retired personnel; extent of treatment.

PART IV—REVOCATIONS

PART I—DEFINITIONS

SEC. 1. *Meaning of terms.* As used in these regulations, the term:

(a) "Act" means the Act approved July 1, 1944, 58 Stat. 682, entitled "An Act to consolidate and revise the laws relating to the Public Health Service, and for other purposes."

(b) "Service" means the Public Health Service.

(c) "Surgeon General" means the Surgeon General of the Public Health Service.

(d) "Medical relief station" means a first-, second-, third-, or fourth-class station of the Service.

(e) "First-class station" means a hospital operated by the Service.

(f) "Second-class station" means a medical relief facility, other than a hospital of the Service, under the charge of a commissioned officer.

(g) "Third-class station" means a medical relief facility, other than a hospital of the Service, under the charge of a medical officer or employee of the Service other than a commissioned officer.

(h) "Fourth-class station" means a medical relief facility designated by the Surgeon General, other than a first-, second-, or third-class station.

(i) "Designated physician" means a physician holding an appointment to act regularly for the Service for a class or classes of specified beneficiaries at a place where there is no medical relief station.

(j) "Designated dentist" means a dentist holding an appointment to perform dental service for the Service for a class or classes of specified beneficiaries.

(k) "Active duty" means active duty status as distinguished from being on inactive status or retired and includes periods of authorized leave or liberty.

(l) "Dependent members of families" in the case of male personnel means the lawful wife, the unmarried children (including stepchildren or adopted children) under 21 years of age, and the father or mother if in fact dependent upon such son or his or her chief support; and in the case of female personnel, the unmarried children (including stepchildren or adopted children) under 21 years of age if their father is dead or they are in fact dependent on such mother for their chief support, the father or mother if in fact dependent upon such daughter for his or her chief support, and the husband if in fact dependent upon such wife for his chief support: *Provided, however,* that in the case of members of the Women's Reserve of the Coast Guard the husbands of such members shall not be considered dependents.

PART II—PROVISIONS APPLICABLE TO COAST GUARD, COAST AND GEODETIC SURVEY AND PUBLIC HEALTH SERVICE

SEC. 2. *Persons entitled to treatment.* To the extent and under the circumstances prescribed in these regulations, the following persons shall be entitled to medical, surgical, and dental treatment and hospitalization by the Service:

(1) *Coast Guard.* (a) Commissioned officers, chief warrant officers, warrant officers, cadets, and enlisted personnel of the Regular Coast Guard, including those on shore duty and those on detached duty, whether on active duty or retired;

(b) Regular members of the Coast Guard Reserve when on active duty or when retired for disability;

(c) Temporary members of the Coast Guard Reserve when on active duty or in case of physical injury incurred or sickness or disease contracted while performing active Coast Guard duty;

(d) Members of the Women's Reserve of the Coast Guard when on active duty or when retired for disability;

(e) Members of the Coast Guard Auxiliary in case of physical injury incurred or sickness or disease contracted while performing active Coast Guard duty.

(2) *Coast and Geodetic Survey.* Commissioned officers, ship's officers, and members of the crews of vessels of the Coast and Geodetic Survey, including those on shore duty and those on detached duty, whether on active duty or retired.

(3) *Public Health Service.* (a) Commissioned officers of the Regular Corps of the Service, whether on active duty or retired;

(b) Commissioned officers of the Reserve Corps of the Service when on active duty or when retired for disability.

SEC. 3. *Use of Service facilities.* Except as otherwise provided herein, the persons specified in section 2 shall be entitled to medical, surgical, and dental treatment and hospitalization only at medical relief stations and by designated physicians and designated dentists, and the cost of services procured elsewhere shall not be borne by the Service.

SEC. 4. *Use of other than Service facilities.* (a) When a person specified in section 2 who is on active duty requires immediate medical, surgical, or dental treatment or hospitalization and the urgency of the situation does not permit treatment at a medical relief station or by a designated physician or designated dentist, an officer of the same service as the patient may arrange for treatment or hospitalization at the expense of the Service.

(b) When the circumstances are such that an officer of the same service as the patient is not available to make the necessary arrangements, the treatment or hospitalization may be obtained by or on behalf of the patient at the expense of the Service.

(c) In every case of treatment or hospitalization as defined in subsection (b) above, the responsible superior officer of the patient shall be notified as promptly as possible and a full report shall be submitted by such officer to the Surgeon General through appropriate official channels. As soon as practicable, unless the interests of the patient or the Government require otherwise, treatment or hospitalization shall be continued at a medical relief station or by a designated physician or designated dentist or at another appropriate Federal medical facility.

(d) When the necessary medical relief cannot be obtained from a medical relief station or a designated physician or designated dentist, preference shall be given to other Federal medical facilities when reasonably available and when conditions permit.

(e) Vouchers on proper forms covering expenses for treatment or hospitalization under the circumstances specified in paragraphs (a) and (b) of this section shall be forwarded to the Surgeon General through appropriate official channels. Each such voucher shall be accompanied by or contain a statement of the facts necessitating the treatment or hospitalization. Unreasonable charges for emergency treatment or hospitalization will not be allowed.

(f) Expenses for consultants or special services, or for dental treatment other than emergency measures to relieve pain, shall not be allowed except when authorized in advance by the headquarters of the Service or, in extraordinary cases, when subsequently approved by such headquarters upon receipt of report and satisfactory explanation as to the necessity and urgency therefor.

SEC. 5. *Application for treatment; active duty personnel.* (a) An applicant for medical relief who is on active duty shall furnish a certificate identifying him. Such certificate, in the case of Coast Guard personnel, shall be signed by an officer of the Coast Guard, and in the case of Coast and Geodetic Survey personnel, shall be signed by an officer of the Coast and Geodetic Survey. Commissioned officers of any of the services mentioned in section 2 and officers in charge of units may sign their own certificates. In an emergency, the officer in charge of a medical relief station, or a designated physician or designated dentist, may accept other evidence of status satisfactory to him.

(b) A temporary member of the Coast Guard Reserve except when on active duty or a member of the Coast Guard Auxiliary shall, when applying for medical relief, furnish a statement signed by a responsible superior officer setting forth the facts and circumstances giving rise to the need for medical relief. In emergencies, such statement shall be furnished promptly after the member has received the immediately required care and treatment. Such statement shall be presumptive evidence of the facts stated, but if investigation indicates that the injury, sickness, or disease was not incurred or contracted in the manner stated, further treatment may be denied.

SEC. 6. *Personnel absent without leave.* No member of any of the services enumerated in section 2 shall be entitled when absent without leave to medical relief except at a medical relief station or by a designated physician or designated dentist.

SEC. 7. *Continuance of medical relief after loss of status.* If a member is separated from any of the services enumerated in section 2, except persons specified in subsections (c) and (e) thereof who shall be entitled to treatment after separation under the conditions set forth in such subsections, while undergoing treatment by the Service, his treatment shall be discontinued immediately unless the physician in charge determines that the condition of the patient does not permit interruption of treatment, in which case the treatment shall be discontinued as soon as practicable and the condition of the patient permits. At that time he shall be discharged from treatment and shall not thereafter be afforded medical relief by the Service by reason of his previous service.

SEC. 8. *Retired personnel; extent of treatment.* (a) A retired member of the Coast Guard, Coast and Geodetic Survey, or Public Health Service specified in section 2 shall be entitled to medical, surgical, and dental treatment and hospitalization at medical relief stations of the first-, second-, and third-class, upon presentation of satisfactory evidence of his status.

(b) Elective medical or surgical treatment requiring hospitalization shall be furnished only at hospitals operated by the Service.

(c) Dental treatment shall be furnished to the extent of available facilities only at medical relief stations where full-time dental officers are on duty; at other medical relief stations the dental treatment shall be limited to emergency measures necessary to relieve pain.

SEC. 9. *Dependent members of families; treatment.* To the extent and under the circumstances prescribed in these regulations, the Service shall provide medical advice and out-patient treatment at first-, second-, and third-class medical relief stations and hospitalization at first-class stations to the dependent members of families of the following persons:

(1) *Coast Guard.* Commissioned officers, chief warrant officers, warrant officers, cadets, and enlisted personnel of the Regular Coast Guard, including those on shore duty and those on detached duty, whether on active duty or retired; and regular members of the United States Coast Guard Reserve and members of the Women's Reserve of the Coast Guard, when on active duty or when retired for disability.

(2) *Coast and Geodetic Survey.* Commissioned officers, ships' officers, and members of the crews of vessels of the United States Coast and Geodetic Survey, including those on shore duty and those on detached duty, whether on active duty or retired.

(3) *Public Health Service.* Commissioned officers of the Regular Corps of the Service, whether on active duty or retired, and commissioned officers of the Reserve Corps of the Service when on active duty or when retired for disability.

SEC. 10. *Dependent members of families; use of Service facilities.* A dependent member of the family of any person specified in section 9 shall, upon presentation of satisfactory evidence of such status, be entitled to medical advice and out-patient treatment at first-, second-, and third-class medical relief stations and hospitalization at first-class stations if suitable accommodations are available therein and if the condition of the dependent is such as to require hospitalization, both as determined by the medical officer in charge.

(b) Hospitalization at first-class stations shall be at a per diem cost to the officer, enlisted person, member of a crew or other person concerned. Such cost shall be at such uniform rate as may be prescribed from time to time by the President for the hospitalization of dependents of naval and Marine Corps personnel at any naval hospital.

(c) Hospitalization at first-class stations and out-patient treatment at first-, second-, and third-class stations may include such services and supplies as, in the judgment of the medical officer in charge, are necessary for reasonable and adequate treatment.

(d) Dental treatment shall be furnished to the extent of available facilities only at medical relief stations where full-time officers are on duty.

PART III—PROVISIONS APPLICABLE TO PERSONNEL OF FORMER LIGHTHOUSE SERVICE

SEC. 11. *Persons entitled to treatment.* To the extent and under the circumstances prescribed in these regulations, the following persons shall be entitled to medical, surgical, and dental treatment and hospitalization by the Service: Lightkeepers, assistant lightkeepers, and officers and crews of vessels of the former Lighthouse Service, including any such persons who subsequent to June 30, 1939, have involuntarily been assigned to other civilian duty in the Coast Guard, who were entitled to medical relief at hospitals and other stations of the Service prior to July 1, 1944, and who are now or hereafter on active duty or who have been or may hereafter be retired under the provisions of section 6 of the Act of June 20, 1918, as amended (33 U.S.C. 763).

SEC. 12. *Use of Service facilities.* Except as otherwise provided herein, the persons specified in section 11 shall be entitled to medical, surgical, and dental treatment and hospitalization only at medical relief stations and by designated physicians and designated dentists, and the cost of services procured elsewhere shall not be borne by the Service.

SEC. 13. *Use of other than Service facilities.* (a) When a person specified in section 11 who is on active duty requires immediate medical, surgical, or dental treatment or hospitalization and the urgency of the situation does not permit treatment at a medical relief station or by a designated physician or designated dentist, an officer or other appropriate supervisory official of the Coast Guard may arrange for treatment or hospitalization.

(b) In every such case of treatment or hospitalization, a full report thereof shall be submitted to the Surgeon General through Coast Guard headquarters. As soon as practicable, unless the interests of the patient or the Government require otherwise, treatment or hospitalization shall be continued at a medical relief station or by a designated physician or designated dentist or at another appropriate Federal medical facility.

(c) When the necessary medical relief cannot be obtained from a medical relief station or a designated physician or designated dentist, preference shall be given to other Federal medical facilities when reasonably available and when conditions permit.

(d) Vouchers on proper forms covering expenses for treatment or hospitalization under the circumstances specified in paragraph (a) of this section shall be forwarded to the Surgeon General through Coast Guard headquarters. Each such voucher shall be accompanied by or contain a statement of the facts necessitating the treatment or hospitalization. Unreasonable charges for emergency treatment or hospitalization will not be allowed.

(e) Expenses for consultants or special services, or for dental treatment other than emergency measures to relieve pain, shall not be allowed except when authorized in advance by the headquarters of the Service or, in extraordinary cases, when subsequently approved by such headquarters upon receipt of report and satisfactory explanation as to the necessity and urgency therefor.

SEC. 14. *Application for treatment; active duty personnel.* An applicant for medical relief who is on active duty shall furnish a certificate identifying him. Such certificate shall be signed by an officer or other appropriate supervisory official of the Coast Guard. In an emergency, the officer in charge of a medical relief station, or a designated physician or designated dentist, may accept other evidence of status satisfactory to him.

SEC. 15. *Continuance of medical relief after loss of status.* If a person is separated while undergoing treatment by the Service, his treatment shall be discontinued immediately unless the physician or dentist in charge determines that the condition of the patient does not permit interruption of treatment, in which case the treatment shall be discontinued as soon as practicable and the condition of the patient permits. At that time he shall be discharged from treatment and shall not thereafter be afforded medical relief by the Service by reason of his previous service.

SEC. 16. *Retired personnel; extent of treatment.* (a) Any retired person specified in section 11 shall be entitled to medical, surgical, and dental treatment and hospitalization at medical relief stations of the first, second, and third class, upon presentation of satisfactory evidence of his status.

(b) Elective medical or surgical treatment requiring hospitalization shall be furnished only at hospitals operated by the Service.

(c) Dental treatment shall be furnished to the extent of available facilities only at medical relief stations where full-time dental officers are on duty; at other medical relief stations the dental treatment shall be limited to emergency measures necessary to relieve pain.

PART IV—REVOCATION

All paragraphs of the Regulations for the Government of the United States Public Health Service, approved June 18, 1931, as amended April 7, 1934, May 15, 1934, December 27, 1937, June 2, 1938, May 19, 1939, July 5, 1939, September 28, 1939, May 11, 1940, July 8, 1940, December 16, 1940, July 24, 1942, July 28, 1943, and April 7, 1944, which have not been revoked heretofore, are hereby revoked.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 12, 1946.

[F. R. Doc. 46-4068; Filed, Mar. 13, 1946; 10:17 a. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration

PART 21—THE FEDERAL LAND BANK OF SPRINGFIELD

ELIMINATION OF CERTAIN FEES

Part 21 of Title 6, Code of Federal Regulations, is amended by omitting § 21.1 (d) and 21.1 (e) and §§ 21.2, 21.5, 21.8, 21.9, and 21.10.

(Sec. 4, 39 Stat. 365, secs. 1, 2, sec. 12 "second" 39 Stat. 370, as amended, sec. 13 "ninth" 39 Stat. 372, secs. 27, 32, 47 Stat. 1548, secs. 1, 2, 4 (b), 13, 48 Stat. 44, secs: 1, 2, 32, 48 Stat. 48, as amended, secs. 1, 2, 48 Stat. 344, 345, 346, as amended,

sec. 32; 12 U.S.C. 676, 1020, 1020a, 12 U.S.C. 771 "second," 12 U.S.C. 781 "ninth" 723 (e), 1016, 1016 (e) and sup., 1020 and 1020a and sup., 12 U.S.C. 781 "thirteenth," 1020, 1020a, and 1020 b; 3 F.R. 2369, 5 F.R. 2437, 2607, 3853; 8 F.R. 6075; 6 CFR, 10.337, 10.387; 6 CFR, cum. sup., 19.36, 19.326, F.R. Dor. 43-16504) (Res. Bd. Dir. Jan. 21, 1945)

[SEAL] THE FEDERAL LAND BANK OF SPRINGFIELD,
M. C. PEABODY,
Secretary.

[F. R. Doc. 46-4045; Filed, Mar. 12, 1946; 2:22 p. m.]

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[B.E.P.Q.—Q. 48, Amdt. 1]

PART 301—DOMESTIC QUARANTINE NOTICES

MODIFICATION OF JAPANESE BEETLE QUARANTINE REGULATIONS

Introductory note. This revison of Regulation 2 of the Japanese beetle quarantine regulations is made to add to the regulated area the election district of Oldtown (No. 2), Allegany County, Md.; the townships of Marion, Franklin County and Madison, Licking County, Ohio; and the town of Shenandoah, Page County, Va. This action is taken on the basis of trap-scouting and other surveys made during 1945 which disclosed sizable infestations in these localities. No additions have been made to the heavily infested areas nor have other changes been made in the Japanese beetle quarantine regulations.

The Secretary of Agriculture has determined that it is necessary further to revise § 301.48-2 of the Japanese beetle quarantine [Quarantine No. 48 as revised effective February 17, 1945], in order to add to the area regulated on account of the Japanese beetle one election district in Maryland, two townships in Ohio, and one town in Virginia.

Accordingly § 301.48-2, Part 301, Title 7, Code of Federal Regulations, as revised February 17, 1945 (10 F.R. 1951), is hereby further revised to read as follows:

AREAS UNDER REGULATION

§ 301.48-2 *Regulated areas.* In accordance with the provisos to § 301.48, the Secretary of Agriculture designates as regulated areas the following States, District, counties, townships, cities, towns, boroughs, and districts, or parts thereof, as described:

Connecticut. The entire State.

Delaware. The entire State.

District of Columbia. The entire District.

Maine. County of York; towns of Auburn and Lewiston, in *Androscoggin County;* towns of Cape Elizabeth, Gorham, Gray, New Gloucester, Raymond, Scarboro, Standish, and cities of Portland, South Portland, Westbrook, and Windham, in *Cumberland County;* city of Waterville, in *Kennebec County;* and city of Brewer, in *Penobscot County.*

Maryland. The entire State except the counties of Garrett and St. Marys; and except the election districts of Orleans (No. 1), and Kifer (No. 33), in *Allegany County;* and election districts of Hill Top (No. 2), Cross Roads (No. 3), Allens Fresh (No. 4), Harris Lot (No. 5), Bryantown (No. 8), and Marbury (No. 10), in *Charles County.*

Massachusetts. The entire State.

New Hampshire. Counties of Belknap, Cheshire, Hillsboro, Merrimack, Rockingham, Strafford, and Sullivan; towns of Brookfield, Eaton, Effingham, Freedom, Madison, Moultonboro, Ossipee, Sandwich, Tamworth, Tuftonboro, Wakefield, and Wolfeboro, in *Carroll County;* towns of Alexandria, Ashland, Bridgewater, Bristol, Canaan, Dorchester, Enfield, Grafton, Groton, Hanover, Hebron, Holderness, Lebanon, Lyme, Orange, and Plymouth, in *Grafton County.*

New Jersey. The entire State.

New York. Counties of Albany, Bronx, Broome, Chemung, Chenango, Columbia, Cortland, Delaware, Dutchess, Fulton, Greene, Kings, Madison, Montgomery, Nassau, New York, Oneida, Onondaga, Orange, Otsego, Putnam, Queens, Rensselaer, Richmond, Rockland, Saratoga, Schenectady, Schoharie, Suffolk, Sullivan, Tioga, Ulster, Washington, and Westchester; towns of Red House and Salamanca, and cities of Olean and Salamanca, in *Cattaraugus County;* city of Auburn, and towns of Fleming, Owasco, and Sennett, in *Cayuga County;* towns of Amherst, Cheektowaga, and Tonawanda, and cities of Buffalo and Lackawanna, in *Erie County;* towns of Columbia, Danube, Fairfield, Frankfort, German Flats, Herkimer, Litchfield, Little Falls, Manheim, Newport, Salisbury, Schuyler, Stark, Warren, and Winfield, and city of Little Falls, in *Herkimer County;* town of Watertown and city of Watertown, in *Jefferson County;* town of Mount Morris and village of Mount Morris, in *Livingston County;* city of Rochester, towns of Brighton and Pittsford, and village of East Rochester, in *Monroe County;* town of Manchester, in *Ontario County;* cities of Fulton and Oswego, in *Oswego County;* towns of Catherine, Cayuta, Dix, Hector, Montour, and Reading, and borough of Watkins Glen, in *Schuyler County;* towns of Caton, Corning, Erwin, Hornby, and Hornellsville, and cities of Corning and Hornell, in *Steuben County;* towns of Caroline, Danby, Dryden, Enfield, Ithaca, Newfield, and city of Ithaca, in *Tompkins County;* towns of Luzerne and Queensbury and city of Glens Falls, in *Warren County.*

Ohio. Counties of Belmont, Carroll, Columbiana, Cuyahoga, Guernsey, Harrison, Jefferson, Mahoning, Medina, Portage, Stark, Summit, Tuscarawas, and Wayne; cities of Ashtabula and Conneaut, in *Ashtabula County;* city of Coshocton in *Coshocton County;* township of Marion, city of Columbus and villages of Bexley, Grandview, Grandview Heights, Hanford, Marble Cliff, and Upper Arlington, in *Franklin County;* townships of Kirtland, Mentor, and Willoughby, and villages of Kirtland Hills, Lakeline, Mentor, Mentor-on-the-Lake, Waite Hill, Wickliffe, Willoughby, and Willowick, in *Lake County;* townships of Madison and Newark and city of Newark, in *Licking County;* city of Toledo and township of Washington, in *Lucas County;* township of Madison and city of Mansfield, in *Richland County;* townships of Bazetta, Braceville, Brookfield, Champion, Fowler, Hartford, Howland, Hubbard, Liberty, Lordstown, Newton, Southington, Warren, Weathersfield, and Vienna, cities of Niles and Warren, and villages of Cortland, Girard, Hubbard, McDonald, Newton Falls, and Orangeville, in *Trumbull County;* and city of Marietta, in *Washington County.*

Pennsylvania. The entire State except the townships of Athens, Beaver, Bloomfield, Cambridge, Connenut, Cussewago, East Fairfield, East Fallowfield, East Mead, Fairfield, Greenwood, Hayfield, North Shenango, Pine, Randolph, Richmond, Rockdale, Sadsbury, South Shenango, Spring, Steuben, Summerhill, Summit, Troy, Union, Venango, Vernon, Wayne, West Fallowfield, West Mead, West Shenango, and Woodcock, and the boroughs of Blooming Valley, Cambridge Springs, Cochranton, Conneaut Lake, Conneautville, Linesville, Saegerstown, Springboro, Townville, Venango, and Woodcock, in *Crawford County;* the townships of Amity, Conneaut, Elk Creek, Fairview, Franklin, Girard, Greene, Greenfield, Harborcreek, Lawrence Park, LeBoeuf, McKean, North East, Springfield, Summit, Union, Venango, Washington, and Waterford, and the boroughs of Albion, Cranesville, East Springfield, Edinboro, Fairview, Girard, Middleboro, Mill Village, North East, North Girard, Platea, Union City, Waterford, and Wattsburg, in *Erie County;* townships of Deer Creek, Delaware, Fairview, French Creek, Greene, Hempfield, Lake, Mill Creek, New Vernon, Otter Creek, Perry, Pymatuning, Salem, Sandy Creek, Sandy Lake, South Pymatuning, Sugar Grove, and West Salem, and boroughs of Clarksville, Fredonia, Greenville, Jamestown, New Lebanon, Sandy Lake, Sheakleyville, and Stoneboro, in *Mercer County.*

Rhode Island. The entire State.

Vermont. Counties of Bennington, Rutland, Windham, and Windsor; and town of Burlington, in *Chittenden County.*

Virginia. Counties of Accomac, Arlington, Culpeper, Elizabeth City, Fairfax, Fauquier, Henrico, Loudoun, Norfolk, Northampton, Prince William, Princess Anne, and Stafford; magisterial districts of Bermuda, Dale, Manchester, and Matoaca, in *Chesterfield County;* town of Emporia, in *Greensville County;* town of West Point, in *King William County;* magisterial district of Sleepy Hole, in *Nansemond County;* town of Shenandoah, in *Page County;* village of Schoolfield, in *Pittsylvania County;* town of Pulaski, in *Pulaski County;* magisterial districts of Hampton, Jackson, and Wekefield in *Rappahannock County;* magisterial district of Courtland, in *Spotsylvania County;* town of Front Royal, in *Warren County;* magisterial district of Newport, in *Warwick County;* magisterial district of Washington, in *Westmoreland County;* and cities of Alexandria, Charlottesville, Danville, Fredericksburg, Hampton, Newport News, Norfolk, Petersburg, Portsmouth, Radford, Richmond, Roanoke, South Norfolk, Suffolk, and Winchester.

West Virginia. Counties of Barbour, Brooke, Hancock, Harrison, Jefferson, Lewis, Marion, Monongalia, Ohio, Taylor, and Upshur; magisterial districts of Arden, Falling Waters, Hedgeville, and Opequon, and city of Martinsburg in *Berkeley County;* magisterial districts of Charleston, Elk, Loudon, and Malden, city of Charleston, and town of South Charleston, in *Kanawha County;* magisterial districts of Sand Hill, Union, Washington, and Webster, in *Marshall County;* city of Princeton, in *Mercer County;* town of Keyser and magisterial district of Frankfort, in *Mineral County;* town of Rowlesburg, in *Preston County;* city of Hinton, in *Summers County;* magisterial district of Lincoln, in *Tyler County;* town of *Paden City*, in *Tyler* and *Wetzel* Counties; cities of Parkersburg and Williamstown and magisterial districts of Lubeck and Tygard in *Wood County.*

HEAVILY INFESTED AREA

§ 301.48-3 *Heavily infested area.*

Delaware. The entire State.

District of Columbia. The entire District.

Maryland. Counties of Baltimore, Caroline, Cecil, Dorchester, Harford, Kent, Queen Annes, Somerset, Talbot, Wicomico, and Worcester; election districts Nos. 3, 4, and 5, in *Anne Arundel County;* city of Baltimore, election districts of Elk Ridge (No. 1), and Ellicott City (No. 2), in *Howard County.*

New Jersey. Counties of Atlantic, Bergen, Burlington, Camden, Cape May, Cumberland, Essex, Gloucester, Hudson, Hunterdon, Mercer Middlesex, Monmouth, Ocean, Salem, Somerset and Union; townships of Boonton, Chatham, Chester, Denville, East Hanover, Hanover, Harding, Mendham, Montville, Morris, Morristown, Parsippany-Troy Hills, Passaic, Randolph, and Washington, town of

Boonton, and boroughs of Chatham, Florham Park, Lincoln Park, Madison, Mendham, Morris Plains, and Mountain Lakes, in *Morris County;* townships of Little Falls and Wayne, the cities of Clifton, Passaic, Paterson, and boroughs of Haledon, Hawthorne, North Haledon, Prospect Park, Totowa, and West Paterson, in *Passaic County;* townships of Allamuchy, Franklin, Greenwich, Hackettstown, Independence, Hopatcong, Mansfield, Phillipsburg, Pohatcong, and Washington, and boroughs of Alpha and Washington, in *Warren County.*

New York. Nassau County; and towns of Babylon and Huntington, in *Suffolk County.*

Pennsylvania. Counties of Bucks, Chester, Delaware, Lancaster, Montgomery, and Philadelphia; all of *Berks County* except the townships of Bethel, Jefferson, Upper Bern, and Upper Tulpehocken, and borough of Strausstown; townships of East Pennsboro, Hampden, Lower Allen, Middlesex, Monroe, Silver Spring, South Middleton, and Upper Allen, and boroughs of Camp Hill, Lemoyne, Mechanicsburg, Mount Holly Springs, New Cumberland, West Fairview, and Wormleysburg, in *Cumberland County;* townships of Conewago, Derry, Londonderry, Lower Paxton, Lower Swatara, Susquehanna, and Swatara, the city of Harrisburg, and the boroughs of Highspire, Middletown, Paxtang, Penbrook, Royalton, and Steelton, in *Dauphin County;* all of *Lebanon County* except the townships of Bethel, Cold Spring, East Hanover, North Annville, North Lebanon, Swatara, Union, and West Lebanon, the city of Lebanon, and the boroughs of Cleona, Jonestown, and Lebanon; all of *Lehigh County* except the townships of Heidelberg and Washington, and borough of Slatington; all of *Northampton County* except the townships of Bushkill, Lehigh, Moore, Plainfield, Upper Mount Bethel, and Washington, and boroughs of Bangor, Chapman, East Bangor, Pen Argyl, Portland, Roseto, Stockertown, Walnutport, and Wind Gap; and all of *York County* except the townships of Carroll, Dover, Franklin, Heidelberg, Manheim, Monaghan, Paradise, Penn, Warrington, Washington, and West Manheim, and boroughs of Dillsburg, Dover, Franklintown, Hanover, and Wellsville.

Virginia. Counties of Accomac, Arlington, and Northampton; magisterial district of Tanner's Creek, in *Norfolk County;* and magisterial district of Kempsville, in *Princess Anne County.*

(Sec. 8, Plant Quarantine Act, Aug. 20, 1912, as amended, 37 Stat. 318, 39 Stat. 1165, 44 Stat. 250, 7 U.S.C. 161)

This amendment shall be effective on and after March 18, 1946.

Done at the city of Washington this 13th day of March 1946.

Witness my hand and the seal of the United States Department of Agriculture.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4095; Filed, Mar. 13, 1946; 11:42 a. m.]

Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

[Tobacco 13, Supp. 4 Part I]

PART 725—FLUE-CURED AND BURLEY TOBACCO MARKETING QUOTA REGULATIONS

SUBPART—1946-47 MARKETING YEAR

The Marketing Quota Regulations, Flue-cured and Burley Tobacco, 1946-47 Marketing Year, Part I, as amended, is further amended by striking out the paragraph (a) in § 725.221 and inserting in lieu thereof the following:

§ 725.221 *Determination of acreage allotments for new farms.* • • •

(a) The farm operator shall have had experience in growing the kind of tobacco for which an allotment is requested either as a sharecropper, tenant, or as a farm operator during two of the past five years in the case of Burley tobacco and during one year in the past five years in the case of flue-cured tobacco; except, that a farm operator who has been in the armed services shall be deemed to have met the requirements of this paragraph if he has had experience in growing the kind of tobacco for which an allotment is requested during one year within the five years immediately prior to his entry into the armed services.

(52 Stat. 38, 47, 66; 53 Stat. 1261; 54 Stat. 392; 56 Stat. 51; 57 Stat. 387, 58 Stat. 136; 7 U.S.C. 1301 (b), 1313, 1375; Public Law 302, 79th Congress, approved February 19, 1946)

Done at Washington, D. C., this 12th day of March 1946. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4065; Filed, Mar. 12, 1946; 4:38 p. m.]

[Tobacco 12, Supp. 2, Part I]

PART 726—FIRE-CURED AND DARK AIR-CURED TOBACCO

MARKETING QUOTA REGULATIONS, 1946-47

The Marketing Quota Regulations, Fire-cured and Dark Air-cured Tobacco, 1946-47 Marketing Year, Part I, is amended by striking out § 726.618 and inserting in lieu thereof the following:

§ 726.618 *State Committee adjustment of preliminary allotments for "old" farms.* The total of the allotments established for all "old" farms in each state by county committees (as corrected by or pursuant to direction of the State Committee), shall be adjusted by the State Committee so that the total of such allotments for all farms in the state does not exceed 105 percent of the total acreage allotted to all farms in the state in 1943. In making such adjustment the State Committee shall apply a uniform factor, not to exceed 118 per cent, to that part of the county established acreage allotment for each farm which is in excess of the 1943 acreage allotment for the farm. If, after applying the state factor, the total of all such allotments is less than 105 per cent of the 1943 acreage allotments for all farms in the state in 1943, such additional acreage as is necessary to bring the total of all such allotments to an amount equal to 105 percent of the total acreage allotted to all farms in 1943 shall be available to the State Committee for allocation to the counties for making further adjustments in the farm acreage allotments. Such additional acreage shall be allocated to the counties on the basis of the percentage the county 1946 preliminary acreage allotment is of the State 1946 preliminary acreage allotment. The county committee, with the assistance of the community committees, will review the 1946 farm acreage allotments as adjusted by the State Committee, and will make upward adjustments where it is determined that such adjustments will bring the allotments more nearly in line with the allotments for other farms in the county which are similar with respect to land, labor, and equipment available for production of tobacco, notwithstanding the limiting factors in § 726.617. The total of all such adjustments in the county shall not exceed the acreage available for adjustment.

(52 Stat. 38, 47, 66; 53 Stat. 1261; 54 Stat. 392; 56 Stat. 51; 59 Stat. 506; 7 U.S.C. 1301 (b), 1313, 1375; Public Law 302, 79th Congress, approved February 19, 1946)

Done at Washington, D. C., this 12th day of March 1946. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4064; Filed, Mar. 12, 1946; 4:38 p. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 42b, Amdt. 9]

PART 1460—FATS AND OILS

USE OF FATS AND OILS IN SOAP

War Food Order No. 42b, as amended (9 F.R. 12030, 13619; 10 F.R. 1315, 3127, 5060, 9313, 12250, 14686), is hereby further amended as follows:

1. By adding immediately after paragraph (a) (4) the following:

"Soap" shall include synthetic detergents made from fats and oils or their derivatives.

2. By adding immediately after paragraph (a) (16) the following new paragraphs:

(17) "Synthetic detergents" means any water-soluble, surface-active, organic material possessing detergent and wetting properties which are retained in aqueous solution of calcium or magnesium chloride.

(18) "Rosin" means the common resin obtained from trees of the pine family and includes gum rosin, wood rosin, hydrogenated rosin, polymerized rosin, rosin or abietic acid separated from tall oil, and crude or refined tall oil as such.

3. By deleting paragraph (c) (3) and substituting in lieu thereof the following:

(3) Use in soap for shipment to any territory of the United States, or for export to the Dominion of Canada or to any other country pursuant to an export license issued by the Office of International Trade, Department of Commerce.

4. By deleting paragraph (c) (2) and substituting in lieu thereof the following:

(2) Fats and oils used by a manufacturer during the base period for any purpose set forth in paragraphs (c) (2), (c) (4), or (c) (5) hereof, or in the manufacture of soap for export to a foreign country or for shipment to any territory of the United States, shall be excluded in determining his quota under paragraph (b) (1) of this order.

5. By deleting paragraph (w) and substituting in lieu thereof the following:

(w) *Extension of soap.* No manufacturer shall produce package soap (originally packed in unit packages containing less than 25 pounds net) in the form of chips, flakes, powder, granules, or similar forms with an anhydrous soap content of from 50 to 85 percent, both inclusive, unless, by the addition of rosin or builders, the anhydrous soap content derived from fats and oils is reduced to a point not in excess of 90 percent of the anhydrous soap content of such product as manufactured during the 30 day period ending July 17, 1942. *Provided, however,* That this paragraph (w) shall not apply to synthetic detergents.

This amendment shall become effective at 12:01 a. m., e. s. t., March 11, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 42b, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 8th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-3920; Filed, Mar. 11, 1946; 12:07 p. m.]

[WFO 63, Amdt. 4]

PART 1596—FOOD IMPORTS

EXCEPTIONS FOR TERRITORIES AND INSULAR POSSESSIONS

War Food Order No. 63, as amended (10 F.R. 8950), is hereby further amended by adding immediately after paragraph (b) (5) (ix) the following new paragraph:

(x) To food produced in the territories of Alaska and Hawaii or insular possessions of the United States, provided each shipment is accompanied by a certificate issued by a duly designated officer of the Department of Agriculture specifically excepting such shipment.

This amendment shall become effective at 12:01 a. m., e. s. t., March 14, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 63, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 12th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4062; Filed, Mar. 12, 1946; 4:40 p. m.]

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

Chapter II—Production and Marketing Administration (Livestock Branch)

PART 202—RULES OF PRACTICE GOVERNING PROCEEDINGS UNDER THE PACKERS AND STOCKYARDS ACT

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Secretary of Agriculture by the Packers and Stockyards Act, 1921 (42 Stat. 159, as amended; 7 U.S.C. and Supp. IV, 181-229), the rules of practice appearing in Title 9, Chapter II, Part 202, Cumulative and 1943 Supplements to the Code of Federal Regulations, are hereby amended:

1. By striking § 202.2 (d) and substituting in lieu thereof the following:

§ 202.2 *Definitions.* • • •

(d) The term "Administration" means the Production and Marketing Administration of the Department.

2. By striking the second paragraph in § 202.11 (g) and substituting in lieu thereof the following:

§ 202.11 *Oral hearing before examiner.* • • •

(g) *Transcript.* • • •

Parties to the proceeding who desire a copy of the transcript of the hearing may place orders at the close of the hearing with the reporter who will furnish and deliver such copies direct to the purchaser upon payment therefor at the rate per page provided by the contract between the reporter and the Department for such reporting service.

3. By striking § 202.16 (a) and substituting in lieu thereof the following:

§ 202.16 *The examiner's report—(a) Filing the transcript of evidence.* As soon as practicable after the close of the hearing, the reporter shall transmit to the hearing clerk the original of the transcript of the testimony and the original exhibits introduced in evidence at the hearing, and as many copies of the transcript as may be required by paragraph (g) of § 202.11 for the regional offices of the Division and as may be required for the Washington office of the Division. Upon receipt of the copies of the transcript, the Department will send a copy to each of the appropriate regional offices, as provided in paragraph (g) of § 202.11, and will advise each party to the proceeding as to the date on which the transcript was filed with the hearing clerk. At the same time the reporter sends the transcript and copies thereof to the hearing clerk, he shall also transmit a copy of the transcript to each party who shall have filed an application therefor, as provided in paragraph (g) of § 202.11.

4. By striking § 202.52 (a) and substituting in lieu thereof the following:

§ 202.52 *The examiner's report—(a) Filing the transcript of evidence.* As soon as practicable after the close of the hearing, the reporter shall transmit to the hearing clerk the original of the transcript of the testimony and the original exhibits introduced in evidence at the hearing, and as many copies of the transcript as may be required by paragraph (g) of § 202.48 for the regional offices of the Division and as may be required for the Washington office of the Division. Upon receipt of the copies of the transcript, the Department will send a copy to each of the appropriate regional offices, as provided in paragraph (g) of § 202.48, and will advise each party to the proceeding as to the date on which the transcript was filed with the hearing clerk. At the same time the reporter sends the transcript and copies thereof to the hearing clerk, he shall also transmit a copy of the transcript to each party who shall have filed an application therefor, as provided in paragraph (g) of § 202.11.

Done at Washington, D. C., this 12th day of March 1946. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4063; Filed, Mar. 12, 1946; 4:38 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 701—RECRUITING AND INDUCTION FOR THE ARMY OF THE UNITED STATES

ENLISTMENTS AND REENLISTMENTS IN THE REGULAR ARMY

Pending the revision of Part 701, pertaining to enlistments and reenlistments in the Regular Army, paragraph 4a (11 F.R. 1668) is amended to read as follows:

4. *Physical qualifications.—a. Men serving in enlisted status.* (1) In the case of men serving in enlisted status, who apply for immediate enlistment or reenlistment in the Regular Army, performance of full military duty (defined as "serving at present in the Army performing effective service in his present military occupation specialty from day to day, and currently recorded qualified for oversea duty as expressed in WD Cir. 198, 1945, as amended by sec. II, WD Cir. 17, 1946") may be accepted as evidence of physical qualifications for the purpose of immediate enlistment or reenlistment and, except as provided in (b) below, no physical examination of enlisted men performing such duty is required for the purpose of immediate enlistment or reenlistment, subject to the following:

(a) A physical examination is required on discharge for every member of the Regular Army, every member of any Reserve component (including National Guard of the United States) serving on active duty in the Army of the United States, and every man inducted through Selective Service. Accordingly, each such man serving in enlisted status who applies for immediate enlistment or reenlistment in the Regular Army will be given a complete final type physical examination.

(b) A commanding officer may order a complete physical examination of any enlisted man of his command who applies for immediate enlistment or reenlistment, whether or not the enlisted man is performing full military duty, before accepting him for enlistment or reenlistment, and will require a complete physical examination in every such case where doubt exists as to the enlisted man's physical qualifications. If the physical examination discloses that the enlisted man does not meet the requirements for enlistment or reenlistment as prescribed in (1) above, he will not be enlisted or reenlisted.

(41 Stat. 765; 10 U.S.C. 42) [W. D. Cir. 310, 6 Oct. 1945, as amended by Cir. 65, 5 Mar. 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-4070; Filed, Mar. 13, 1946; 10:21 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51415]

PART 58—FREE ENTRY OF CERTAIN FEEDS FOR LIVESTOCK AND POULTRY AND CERTAIN OTHER PRODUCTS

FREE ENTRY OF OATS

MARCH 11, 1946.

Amendment of § 58.4 (c) of Part 58, Title 19, Code of Federal Regulations (T. D. 51033) relating to the free entry of certain feeds under Public Law 211, approved December 22, 1943, as amended by Public Law 272, approved March 29, 1944.

The third sentence of § 58.4 (c), Part 58, Title 19, Code of Federal Regulations, published in T. D. 51033, is hereby amended by deleting the words "which are not to be exported" following the words "products for human consumption."

(Sec. 2, Public Law No. 211, 57 Stat. 607, as amended by Public Law No. 272, 58 Stat. 131)

[SEAL] JOSEPH J. O'CONNELL,
Acting Secretary of the Treasury.

[F. R. Doc. 46-4096; Filed, Mar. 13, 1946; 11:48 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 12 as Amended Mar. 12, 1946]

DISPOSAL OF CERTAIN COTTON FABRICS FOR USE IN THE MANUFACTURE OF WASHABLE SERVICE APPAREL

The following amended direction is issued pursuant to PR 13:

(a) *Effect of this direction.* There is urgent need for cotton fabric suitable for use as body fabric in the manufacture of washable service apparel. As used in this direction "washable service apparel" means gowns, suits or coats for doctors, dentists, internes, orderlies, druggists and hospital use; or coats and apron sets for barbers, beauticians and food processors or handlers (including bakers, butchers, fishhandlers, dairyworkers, cooks and slaughterhouse workers).

The purpose of this direction is to make available, for the above uses, a supply of cotton fabric (Grade A 5-oz. white 140 sheeting) now held by the War Assets Corporation as surplus property under Declaration Nos. 6-14851 and 4-12602, amounting to about 4,641,521 yards, a supply of cotton fabric (7.5 oz. cotton drill) now held by the War Assets Corporation as surplus property under Declaration Nos. 3-20911 and 6-20036, amounting to about 2,393,503 yards, and a supply of cotton fabric (8.5 oz. herringbone twill, unshrunken) now held by the War Assets Corporation as surplus property under Declaration No. 3-20911 amounting to about 192,365 yards. It permits sales of such cotton fabrics to be made by the War Assets Corporation in the following manner only: The fabrics may be sold to persons permitted to purchase under paragraph (b) below.

Although this direction restricts sales to persons who will use the fabric for the purposes specified, it does not prohibit the War Assets Corporation from making sales, to the persons and for the purposes specified, upon such other terms and in such quantities as the War Assets Corporation may determine; and preference ratings have no effect upon any sales which may be made by the War Assets Corporation either by way of obliging it to sell or by way of determining as among the several buyers permitted by this direction, who shall get the cotton fabric from the War Assets Corporation.

(b) *Persons who may purchase.* No person may buy from the War Assets Corporation any of the surplus cotton fabrics referred to in paragraph (a) above, and the War Assets Corporation may not sell any of such fabric except where the purchaser is a manufacturer of washable service apparel or a governmental agency which will use the fabric in the manufacture of washable service apparel. In either case the purchaser must give a certificate with his purchase order in substantially the following form:

> The undersigned certifies to the seller and CPA and subject to the criminal penalties of section 35 (A) of the United States Criminal Code, that (i) he is a manufacturer of washable service apparel, (gowns, suits or coats for doctors, dentists, internes, orderlies, druggists and hospital use; or coats and apron sets for barbers, beauticians and food processors or handlers), or it is a governmental agency which manufactures washable service apparel; and (ii) the fabric obtained under this purchase order will be used only to produce washable service apparel.

The standard certification in Priorities Regulation 7 may not be used instead of this certificate.

(c) *Obligations of persons giving certificates.* Any person giving the certificate described above may obtain and use the fabric he gets with the certificate only in accordance with its terms.

(d) *Expiration date.* Unless sooner revoked, this direction shall expire on April 30, 1946; but its expiration at that time shall not relieve any person who has obtained cotton fabric by use of the certificate referred to above, from the obligation of using the fabric in accordance with the certificate which he has given.

Issued this 12th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4051; Filed, Mar. 12, 1946; 4:26 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 14 as Amended Mar. 12, 1946]

DISPOSAL OF CERTAIN COTTON FABRIC FOR USE IN THE MANUFACTURE OF RUBBER AND CANVAS FOOTWEAR

The following amended direction is issued pursuant to PR 13:

(a) *Effect of this direction.* There is an urgent need for cotton fabric suitable for use in the manufacture of rubber and canvas footwear of vulcanized construction, since cotton fabric is not readily obtainable in sufficient quantities from new production.

The purpose of this direction is to make available immediately for the above uses approximately 350,004 yards of 7.5 oz., unbleached cotton drill, now held by the War Assets Corporation as surplus property under declaration No. 6-21662; and approximately 276,000 yards of Grade A, 5 oz., white 140 sheeting, now held by the War Assets Corporation as surplus property under declaration No. 6-14851. It permits sales of these lots of cotton fabrics to be made by the War Assets Corporation only to persons permitted to purchase under paragraph (b) below.

Although this direction restricts sales to persons who will use the fabric for the purposes specified, it does not prohibit the War Assets Corporation from making sales, to the persons and for the purposes specified, upon such other terms and in such quantities as the War Assets Corporation may determine; and preference ratings have no effect upon any sales which may be made by the War Assets Corporation either by way of obliging it to sell or by way of determining as among the several buyers permitted by this direction, who shall get the cottom fabric from the War Assets Corporation.

(b) *Persons who may purchase.* No person may buy from the War Assets Corporation any of the surplus cotton fabrics referred to in paragraph (a) above, and the War Assets Corporation may not sell any of such fabric except where the purchaser is a manufacturer of rubber and canvas footwear of vulcanized construction and gives a certificate with his purchase order in substantially the following form:

> The undersigned certifies to the seller and CPA and subject to the criminal penalties of section 35 (A) of the United States Criminal Code, that (i) he is a manufacturer of rubber and canvas footwear; and (ii) the fabric obtained under this purchase order will be used only for the manufacture of rubber and canvas footwear of vulcanized construction.

The standard certification in Priorities Regulation 7 may not be used instead of this certificate.

(c) *Obligations of persons giving certificates.* Any person giving the certificate described above may obtain and use the fabric he gets with the certificate only in accordance with its terms.

(d) *Expiration date.* Unless sooner revoked, this direction shall expire on March 31, 1946; but its expiration at that time shall not relieve any person who has obtained cotton fabric by use of the certificate referred to above, from the obligation of using the fabric in accordance with the certificate which he has given.

Issued this 12th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4052; Filed, Mar. 12, 1946; 4:26 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 32; Direction 6, as Amended Mar. 12, 1946]

ADJUSTMENT OF ORDERS, RECEIPTS AND DELIVERIES IN CASE OF WORK STOPPAGES

The following amended direction is issued pursuant to PR 32:

(a) *What this direction does.* As a result of work stoppages, strict application of CPA inventory restrictions might have an adverse effect on the production and distribution of critical materials. This direction permits continued receipts during the first fifteen days and certain further receipts to the extent described in paragraph (b), but requires adjustment of outstanding orders as explained in paragraph (c). It is designed to prevent the unnecessary accumulation of critical materials on the one hand, and on the other to encourage maximum production. To the extent that the provisions of this direction are inconsistent with the inventory limits of Priorities Regulation 32 or any other applicable order or regulation of CPA, this direction controls, unless the other order or regulation specifically states to the contrary.

(b) *Permitted receipts after suspension of operations.* (1) A person whose operations are suspended due to a work stoppage in his own plant or in a supplier's plant may continue to receive materials (except iron or steel in the forms and shapes listed in Schedule I to Order M-21) for a period not exceeding 15 days immediately following the suspension, to the extent that such receipts could legally have been accepted under Priorities Regulation 32, or other applicable orders and regulations if the plant had remained in operation. No new orders may be placed during this time to take advantage of this provision.

During this period, he may continue to receive any item of iron or steel, if his resulting inventory of that particular item will not exceed the smaller of the following amounts: (i) The minimum amount he would need during the first 30 days after resumption of operations; or (ii) The minimum amount which would have been required to meet his production schedule during the 45 days following the date when the work stoppage occurred, if his plant had remained in operation.

(2) At the end of the period described in paragraph (b) (1), any person may continue to receive any material, if his resulting inventory of that particular material will not exceed the smaller of the following amounts: (i) The minimum amount he would need during the first 30 days after resumption of operations; or (ii) The minimum amount which would have been required to meet his production schedule during the 45 days following the date when the work stoppage occurred, if his plant had remained in operation.

(3) After he has adjusted his orders as required by paragraph (c), he may also accept further deliveries to the extent permitted by paragraph (h) of Priorities Regulation 32.

(c) *Adjustment of outstanding orders after suspension of operations.* Outstanding orders calling for delivery of any material in excess of the amounts permitted by paragraphs (b) (1) and (2) must be adjusted by the customer whose operations are suspended as follows:

(1) He must postpone or cancel immediately all such orders calling for delivery of iron or steel in the current month. Also by the 15th day of the current month or immediately after the suspension of operations if it occurs after the 15th of the month, and by the 15th day of each month thereafter as long as the work stoppage continues, he must postpone or cancel all such orders calling for delivery of iron or steel in the following month.

(2) In the case of materials other than iron or steel, he must, by the 15th day of the work stoppage, postpone or cancel all such orders for delivery in the current month. Also, by the 15th day of the work stoppage or the 15th day of the current month, whichever is later, and by the 15th day of each month thereafter as long as the work stoppage continues, he must postpone or cancel all such orders for delivery in the following calendar month.

(d) *Applicability of this direction*—(1) *In general.* Paragraphs (b) and (c) do not apply with respect to any part of the customer's operations which is not suspended or which resumes operations, and materials may be produced and delivered by the supplier and received by the customer under these circumstances as permitted by Priorities Regulation 32. These paragraphs also do not apply to tires and tubes for original equipment which remain subject to Order R-1.

(2) *Suppliers.* Suppliers may continue to produce for a customer whose operations have been suspended, and to ship or hold as arranged with the customer, only in accordance with this direction and the applicable provisions of Priorities Regulation 32.

(e) *Resumption of operations.* As soon as operations are resumed, the customer must promptly adjust, and if necessary postpone or cancel, all his outstanding orders to the extent required by paragraph (e) of Priorities Regulation 32, and all deliveries and receipts are again subject to all provisions of that regulation.

Issued this 12th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4039; Filed, Mar. 12, 1946; 11:40 a. m.]

PART 1046—SUPPLIERS

[Limitation Order L-63, as Amended Mar. 12, 1946]

SUPPLIERS' INVENTORIES

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of certain supplies for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1046.1 *Suppliers' Inventory Limitation Order L-63*—(a) *Definitions.* (1) "Supplies" means all the supplies listed below:

(i) Automotive supplies.
(ii) Automotive replacement batteries.
(iii) Aviation supplies.
(iv) Builders' supplies.
(v) Construction supplies.
(vi) Dairy supplies.
(vii) Electrical supplies.
(viii) Farm supplies.
(ix) Foundry supplies.
(x) Grain elevator supplies.
(xi) Hardware supplies.
(xii) Industrial supplies.
(xiii) Plumbing and heating supplies.
(xiv) Refrigeration supplies.
(xv) Restaurant supplies.
(xvi) Textile mill supplies.
(xvii) Transmission supplies.
(xviii) Welding and cutting supplies.

NOTE: Items (iii) to (xviii), inclusive, formerly (ii) to (xvii), redesignated Mar. 12, 1946.

even though such items or materials may be "consumers' goods" within the meaning of that term as used in Limitation Order L-219; but supplies shall not be deemed to include any of the items or materials set forth in List A.

(2) "Supplier" means any person (other than a producer) located in the 48 states or the District of Columbia, whose business consists, in whole or in part, of the sale from stock or inventory of supplies. "Supplier" includes wholesalers, distributors, jobbers, dealers, retailers, branch warehouses of producers and other persons performing a similar function.

(3) "Producer" means any person including any branch, division or section of any enterprise, which manufactures, processes, fabricates, assembles or otherwise physically changes any material.

(4) "Sales" means sales from stock, including consigned stocks and excluding direct shipments (i. e., excluding sales made by a supplier of supplies which such supplier has never received delivery of but has ordered from the producer thereof with instructions that they be shipped directly to the supplier's customer).

(5) "Seasonal lines" means any line of supplies in which a minimum of 40% of the supplier's total annual sales are made during a period of 90 days, or less.

(6) "Maximum permissible inventory" means:

(i) In the case of a supplier located in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, Wyoming, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas, an inventory (owned or consigned to him) of supplies of a total dollar value at cost (by physical or book inventory, at the option of the supplier) equal to the sales of such supplies at net sales figures, shipped from his inventory, during the four preceding calendar months.

(ii) In the case of a supplier located in the District of Columbia or any of the forty-eight states not enumerated in paragraph (a) (6) (i) above, an inventory (owned or consigned to him) of supplies of a total dollar value at cost (by physical or book inventory, at the option of the supplier) equal to sales of such supplies at net sales figures shipped from his inventory during the three preceding calendar months.

(b) *Limitation of supplier's inventories.* (1) Except as provided in paragraph (b) (3), (4), (5), and (6), no supplier shall accept any delivery of supplies from any person which will effect an increase in the inventories of the supplier above his maximum permissible inventory; and

(2) Except as provided in paragraphs (b) (3), (4), (5) and (6), no person shall make to any supplier any delivery of supplies which such person knows or has reason to believe will effect an increase in such supplier's inventory of supplies above the supplier's maximum permissible inventory.

(3) Any supplier, regardless of where located, shall be permitted to purchase and store an amount of seasonal lines equal to those which he purchased in the peak period of a comparable period of the previous year, but this peak period shall not exceed 120 days.

(4) A supplier may accept delivery of supplies which will increase his stock above the maximum permissible inventory, if such supplier's inventory of supplies is at the time of delivery less than his maximum permissible inventory and the delivery of the minimum quantity of such supplies that can be commercially procured.

(5) A supplier may accept delivery of specific items of supplies when his stock of all items in the aggregate exceeds, or will by virtue of such acceptance exceed, his maximum permissible inventory, but only to the extent necessary to bring such supplier's inventory of those specific items (owned or consigned to him) up to a total dollar value equal to the sales of such items shipped from such supplier's inventories during the preceding month.

(6) The Civilian Production Administration may, from time to time, exempt specified suppliers or classes of suppliers from the provisions of this order, subject to such restrictions as the Civilian Production Administration may impose. Application for exemption should be made by letter.

(7) The provisions of this order shall not apply to any supplier whose total inventory at cost, including consigned stocks, of all supplies is less than $35,000.

(8) Any person who wishes to establish an initial inventory of supplies with a value at cost of more than $35,000, including consigned stocks, may apply for authorization to do so by filing a letter in triplicate stating the value of the inventory for which he requests authorization, the class of supplies he desires to purchase, the type of business he is entering and any other facts he considers pertinent to his case. All such applications will be processed on an equitable basis. Any amount authorized shall become his maximum permissible inventory for the next four complete calendar months in the case of a supplier located in the area covered by paragraph (a) (6) (i), above, or for the next three complete calendar months in the case of a supplier located in the area covered by paragraph (a) (6) (ii), above. After this period, his maximum permissible inventory is determined by the provisions of paragraph (a) (6) (i) or paragraph (a) (6) (ii), as the case may be.

(c) *Provisions of other orders.* (1) No provision of this order shall be construed to permit the accumulation of inventories of any item of material in contravention of the provisions of any other applicable order or regulation of the Civilian Production Administration. Specifically, a supplier may not accept delivery of any material if his inventory of that material is, or will be, more than a practicable minimum working inventory reasonably necessary to meet his own deliveries on the basis of his current or scheduled method and rate of operation.

(2) All restrictions of this order, including the above restriction to paragraph (c) (1), apply to materials listed in Table 3 of Priorities Regulation 32, as well as to all other items normally accepted into a supplier's inventory. Consequently, such materials are not exempt from any of the restrictions of this order.

(d) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(e) *Records and reports.* Each supplier (other than those who are exempt under paragraph (b) (6) or (b) (7)) must keep an up-to-date record of his total net monthly sales of supplies from stock, and his total inventory of supplies at the end of each month. He need not keep a separate record of his sales and inventory of each type of supplies. A record of his sales and inventory of all kinds of supplies in the aggregate will be satisfactory. In preparing his sales record he should use net selling prices, including sales from consigned stock and excluding direct shipments. His inventory record may be based either on book inventory or physical count. Inventory valuations must be at cost and must include consigned stock. The sales and inventory data required by this paragraph must be preserved for a period of at least two years, available for inspection by authorized representatives of the Civilian Production Administration. This record keeping plan has the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942. Subject to the approval of the Bureau of the Budget, the Civilian Production Administration may at any time ask for the submission of this data.

(f) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the regulations of the Civilian Production Administration, as amended from time to time.

(g) *Communications.* All communications concerning this order shall be addressed to Civilian Production Administration, Wholesale and Retail Branch, Washington 25, D. C., Ref.: L-63.

(h) [Deleted Feb. 15, 1946.]

Issued this 12th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A

The types of material set forth below are not deemed to be supplies within the meaning of paragraph (a) (1). Accordingly, these materials may be excluded from the monthly report required by paragraph (e), and are not subject to the inventory restrictions required by paragraph (b), provided that sales of such materials are not included in computing maximum permissible inventory as defined in paragraph (a) (6).

(1) The following general products and merchant trade products:

GENERAL STEEL PRODUCTS

	Types of steel included:		
	Carbon	Stainless	Other alloy
Ingots, blooms, billets, slabs, tube rounds, die blocks, sheet and tin bars	X	X	X
Structural shapes and piling	X	----	X
Plates (universal and sheared including skelp)	X	X	X
Rails and track accessories	X	----	X
Hot rolled bars—except concrete reinforcing bars but including forged, galvanized, and wrought iron bars	X	X	X
Cold finished bars	X	X	X
Tool steel, including drill rod	X	----	X
Mechanical tubing	X	X	X
Pressure tubing	X	X	X
Wire rods (for wire drawing only)	X	X	X
Sheet and strip, hot rolled	X	X	X
Sheets and strip, cold reduced	X	X	X
Tin mill black plate	X	----	----
Sheets and strip, all other (except tin plate, short ternes, and galvanized)	X	----	----
Wheels and axles (including steel tires and rims)	X	----	X
Castings (rough castings only)	X	X	X
Concrete reinforcing bars (unfabricated)	X	----	----

MERCHANT TRADE PRODUCTS

Standard and line pipe, water well tubular products, and couplings (includes steel and wrought iron pipe).
Oil country casing, tubing, and drill pipe, and couplings.
Tin plate and terne plate (short ternes).
Galvanized, lead coated, or painted sheets and strip (including galvanized flat sheets purchased for the manufacture of roofing and siding), formed roofing and siding (painted, black, galvanized, or lead coated), valley, ridge roll, and flashing.
Wire rope and strand.
Nails (cut and wire), fence and netting staples.
Wire, drawn.
Wire baling ties.
Wire (barbed and twisted), and wire fence (woven or welded).
Wire netting.
Fence posts.
Welded wire concrete reinforcing fabric.

(2) [Deleted Jan. 29, 1946.]

(3) Automotive replacement parts: For the purpose of this order "automotive replacement parts" means any part or assembly and the components entering into such parts and assemblies produced for use in the repair, maintenance or improvement of light, medium and heavy motor trucks, truck trailers, passenger carriers, off-the-highway motor vehicles, motorized fire equipment and passenger automobiles. The term includes attachment third axles but does not include tires, tubes, batteries or items which are not standard equipment on new vehicles.

(4) Replacement parts specially designed to fit only one model and brand of machinery or equipment, and adaptable to no other

use: *Provided*, That in no event shall the supplier accept delivery of any such parts where his inventory thereof is, or will by virtue of such delivery become in excess of six times his sales of such parts during the second preceding calendar month;

(5) [Deleted Jan. 29, 1946.]

(6) Any material which is subject to rationing by the Office of Price Administration;

(7) [Deleted Jan. 29, 1946.]

(8) [Deleted Jan. 29, 1946.]

(9) [Deleted Jan. 29, 1946.]

(10) Industrial materials and finished products sold to the supplier by a special sale under Priorities Regulation No. 13.

(11) Repair and replacement parts for commercial and industrial refrigeration equipment.

(12) Electric mangles
Electric water heaters
Mechanical refrigerators
Musical instruments (including pianos and organs)
Radio receiving sets
Phonographs
Radio and phonograph combinations
Ranges—gas and electric
Sewing machines
Vacuum cleaners
Washing machines

INTERPRETATION 1

"Supplies" as listed in paragraph (a) (1) of Limitation Order L–63 do not include seeds, plants, livestock, fertilizer, clocks, watches, sporting goods, furniture, pottery, china or glassware. (Issued May 15, 1942.)

[P. R. Doc. 46–4046; Filed, Mar. 12, 1946; 4:27 p. m.]

PART 3290—TEXTILE, CLOTHING & LEATHER

[M–328B, Direction 11]

USE OF M–328B CC RATINGS FOR SECOND QUARTER 1946

The following direction is issued pursuant to M–328B:

(a) *Purpose.* The purpose of this direction is to provide for the use of advance M–328B CC ratings for the second quarter 1946 and for the carry over of unused CC ratings into that quarter.

(b) *Advance authorizations.* A manufacturer who received an allocation under this order in the first quarter of 1946 which authorized him to use a CC rating to get body fabric in that quarter for making an item listed in the Preference Rating Schedules C, F, J or K, may immediately apply a CC rating for the same fabric for delivery in the second quarter of 1946 to make the same item, in accordance with the rules stated below:

(i) He must file his application for priorities assistance for the second quarter of 1946 at the time specified when the details of the second quarter program are issued by amendments to M–328B and the applicable schedules.

(ii) He may not use this advance CC rating for more than 70% of the yardage of the fabric he was authorized under Directions 9 or 10 to receive on M–328B CC rated orders in the first quarter of 1946 for an item on Schedule C, J or K. For an item on Schedule F he may not use this advance CC rating for more than 70% of the yardage for which he was assigned CC ratings on Form CPA–3732.

(iii) In placing orders under this advance authorization, a manufacturer must use Form CPA–4412 instead of Form CPA–4382. He must show the case number which he was assigned for the first quarter of 1946.

(iv) Advance CC ratings for component materials for wool items on Schedule K may be used under the rules explained in paragraph (c) (5) of that Schedule.

(c) *Carry over of unused ratings into second quarter.* A manufacturer may use valid CC ratings to get in the second quarter of 1946 any undelivered cotton, rayon or wool fabrics for which he was assigned CC ratings under this order and for which he was unable to get delivery before April 1, 1946. In using ratings under this paragraph (c) his purchase order must be accompanied by Form CPA–4382.

Issued this 12th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–4047; Filed, Mar. 12, 1946; 4:27 p. m.]

Chapter XI—Office of Price Administration

PART 1337—RAYON, SYNTHETIC OR SILK GREY GOODS

[RPS 23, as Amended,[1] Amdt. 5]

RAYON, SYNTHETIC AND SILK GREY GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Price Schedule No. 23, as amended, is amended in the following respects:

1. Section 1337.1 (b) is amended to read as follows:

(b) The maximum price for any construction of rayon grey goods not enumerated in Appendix A, § 1337.13, shall be a price in-line with the maximum price for the nearest related construction so enumerated: *Provided*, That when a maximum price for a construction is priced in-line with construction 6–20 or 6–25 of subparagraph (6) of § 1337.13 (a) maximum prices per yard of 27¢ and 28¢ per yard shall be used for constructions 6–20 or 6–25, respectively, in determining the price for the construction being in-line. The term "in-line with" means having a justifiable relation to such maximum price with commensurate increases or decreases to give effect to the differences in costs of the yarn used and in the weaving costs taking into account differences in (1) the number of picks, (2) the number of ends, (3) the width and (4) the weave.

2. Section 1337.3 is amended to read as follows:

§ 1337.3 *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a petition for amendment is pending, or upon the Administrator's own motion, but only if the authorization is necessary to promote distribution or production, and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

3. In § 1337.13 (a) fabric numbers 6–20 and 6–25 are amended to read as follows:

6–20, 46" 100 x 72; 75 Cuprammonium, 57½ turns, 75 Cuprammonium—30¢.
Cuprammonium
Sheer

6–25, 48" 100 x 72; 75 Cuprammonium, 57½ turns, 75 Cuprammonium—31¢.
Cuprammonium
Sheer

This amendment shall become effective March 15, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4099; Filed, Mar. 13, 1946; 11:38 a. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[MPR 594, Amdt. 3]

MAXIMUM PRICES FOR NEW PASSENGER AUTOMOBILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation 594 is amended by the addition to Article II of a new section 9b to read as follows:

SEC. 9b. *Adjustment of maximum prices.* When maximum prices established under section 6, 7, 8 or 9 impose a hardship on you, the manufacturer, the Administrator may adjust such prices to remove the hardship.

Adjustment of maximum prices in accordance with this section shall be considered when you make application for such adjustment. You shall indicate in your application the extent of the hardship being caused by existing maximum prices and the reasons for such hardship.

The Administrator may grant an adjustment on his own motion when he finds such action necessary to remove hardship.

This amendment shall become effective March 11, 1946.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–3972; Filed, Mar. 11, 1946; 4:43 p. m.]

PART 1305—ADMINISTRATION

[SO 86,[1] Amdt. 3]

ADJUSTMENT OF MAXIMUM PRICES OF CERTAIN COTTON TEXTILES AND ADJUSTABLE PRICING THEREOF

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1305.114 (f) is added to read as follows:

(f) All maximum prices granted by orders issued under Supplementary Order No. 86 shall, without the issuance by the Office of Price Administration of any further order, be automatically revoked on the 61st day after termination

[1] 9 F.R. 3734; 10 F.R. 1607, 9430.

of the direction of the War Production Board (or its successor) pertaining to the commodity for which the adjusted price was granted, or on April 13, 1946, whichever date is later. This paragraph (f) shall be deemed to be incorporated in and a part of all orders issued under Supplementary Order No. 86.

This amendment shall become effective April 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4105; Filed, Mar. 13, 1946; 11:37 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 14]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Sections 1, 2, and 3 are amended and sections 3a and 5 are added to read as follows:

SECTION 1. *How this supplementary order works.* (a) This order supplements and modifies the price schedules, regulations, and orders referred to in sections 3 and 4 with respect to the goods there designated. Except as they are supplemented and modified by this supplementary order, the provisions of those price schedules, regulations, and orders remain in force.

(b) As originally issued, this order established a "higher" and a "lower" band of maximum prices. These two bands, although retained in the text of section 4 of the order, are now supplanted in most cases by two new bands, called band A and band B. Bands A and B, appearing in section 3, are in most instances established in terms of increases over the original "higher" band ceilings. In addition, a special incentive premium is provided in section 3a for a limited list of fabrics.

(c) The applicability of the various bands is as follows:

(1) The original "lower" band of ceilings ceases to be effective on March 8, 1946.

(2) The original "higher" band of ceilings remains applicable only to those items for which band A and B maximum prices are not established. For items with band A and B maximum prices, the original "higher" band ceilings cease on March 8, 1946, to be effective as maximum prices but in most cases they constitute the basis for computation of the band A and B maximum prices.

(3) Band B ceilings may be charged by any seller.

(4) Band A ceilings may be charged only by producers who meet the requirements of section 2. In brief, band A prices may be charged only by a producer who receives OPA's acknowledgment of the required certification that he is paying a wage increase of a specified minimum amount, except that a producer upon becoming eligible to make the certification may charge band A ceilings for 30 days thereafter, even if he has not filed the certification.

SEC. 2. *To whom band A ceilings apply. certification.* (a) Except during the limited period of time referred to in paragraph (c) below, band A maximum prices apply only to a producer who (1) has certified to the Office of Price Administration (on a form to be provided) that he is eligible to use them and (2) has received from the Office of Price Administration an acknowledgment that his certification meets the requirements of this section 2. Certifications shall be filed with the Textile Price Branch, Office of Price Administration, Washington 25, D. C. Those which meet the requirements of this section shall be acknowledged within 10 days of their filing and the acknowledgments shall bear a number and the following words: Band A OPA No. ——.

(b) A producer may certify that he is eligible to charge band A ceilings only if (1) his average hourly straight time wage[2] during any full representative period in 1946 is at least 12½% higher than his average hourly straight time wage during any full representative payroll period after he first qualified to charge the original "higher" band of ceilings established by section 4 and (2) the wage increases involved have been approved pursuant to Executive Order 9697. If a producer prior to March 8, 1946 had not qualified for the original "higher" band ceilings, he may certify that he is eligible to charge band A ceilings only if (i) his average hourly straight time wage during any full representative payroll period after that date is at least 12½% greater than the minimum average hourly straight time wage[2] which would qualify[3] him for the original "higher" band and (ii) the wage increases involved have been approved pursuant to Executive Order 9697.

(c) Notwithstanding paragraph (a) above, any producer upon becoming eligible to make the certification there mentioned may charge band A ceilings for deliveries made during the next thirty days thereafter or until April 8, 1946, whichever is later.

SEC. 3. *Band A and Band B maximum prices.* (a) Maximum prices for the goods named below shall be the prices established by section 4 for the "higher" band, increased by the following percentages:

[2] A producer should compute his average hourly straight time wage by dividing his straight time payroll for a full representative payroll period by the number of straight time man hours worked in that period. The straight time payroll for the period should be appropriately increased to reflect accrued vacation pay, or employee benefits such as insurance or hospitalization.

[3] The qualifications for the original "higher" band appear in Appendix A.

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 15779, 15004, 15383; 11 F.R. 532.

Reference No.	Name of goods	Par. in sec. 4 of SO 131 in which covered	Section in RPS or MPR in which covered	Band A, percent increase	Band B, percent increase
1	Bed linens	(e) (1)	RPS–89 1316.111 (e) (table III)	8.88	3.76
2	Bleached pillow tubing	(e) (2)	RPS–89 1316.111 (d) (3) (i)	8.88	3.76
3	Chambrays and coverts	(d)	RPS–35 1316.61 (b) (4) (table V)	8.11	4.13
4	Napped back cottonades	(e) (1)	MPR–118 1400.118 (d) (25) (iii)	8.11	4.13
5	Napped back whipcords	(e) (2)	MPR–118 1400.118 (d) (25) (iv)	8.11	4.13
6	Sheeting yarn fabrics	(f)	RPS–35 1316.61 (b) (4) (table III)	9.14	4.70
7	Grey soft filled sheetings	(g)	MPR–118 1400.118 (d) (3)	9.14	4.70
8	Wide sheeting, wide broken twills, wide drills, and four-leaf twills, and wide sateens	(h)	MPR–118 1400.118 (d) (13)	9.14	4.70
9	Warp sateens	(i)	MPR–118 1400.118 (d) (4)	9.14	4.70
10	Grey corded cabardines	(j)	MPR–118 1400.118 (d) (6)	9.14	4.70
11	Birdseye nursery products	(k)	MPR–118 1400.118 (d) (14) (iii) (a)	9.14	4.70
12	Grey birdseye dispercloth	(l)	MPR–118 1400.101 (b) (2)	9.14	4.70
13	Denims	(m)	RPS–35 1316.61 (b) (4) (table IV)	9.21	5.72
14	Pincheeks	(n)	MPR–118 1400.118 (d) (32) (ii) (a) and (b) and 1400.101 (b) (1) (ii)	9.21	5.72
15	Pinstripes	(o)	MPR–118 1400.101 (b) (2)	9.21	5.72
16	Print cloth yarn fabrics	(p)	RPS–35 1316.61 (b) (4) (table II)	9.31	4.77
17	Wide print cloths	(q)	MPR–118 1400.118 (d) (23) (ii)	9.31	4.77
18	Gauze diapers	(r)	MPR–118 1400.118 (d) (14) (ii) (a)	9.31	4.77
19	Bunting and certain bleached cheesecloth	(s) (1)	MPR–118 1400.118 (d) (17) (ii)	9.31	4.77
20	Bleached sanitary napkin gauze and certain bleached cheesecloth	(s) (2)	MPR–118 1400.118 (d) (17) (iv)	9.31	4.77
21	Osnaburgs	(t)	RPS–35, 1316.61 (b) (4)	5.38	1.15
22	Cotton seamless bags	(u)	MPR–118 1400.118 (d) (31)	4.37	.19
23	Grey insulation tubing	(v)	MPR–118 1400.118 (d) (34)	9.31	4.77
24	Flannels	(w)	MPR–118 1400.118 (d) (2)	8.65	3.43
25	Flannelette diapers	(x)	MPR–118 1400.118 (d) (14) (iv)	8.65	3.43
26	Terry products	(y)	MPR–118 1400.118 (d) (26) (v) and 1400.101 (b)	9.80	4.14
27	Huck and crash towels and corded napkins	(y)	MPR–118 1400.118 (d) (29) (v) and 1400.101 (b)	9.80	4.14
28	Ducks (in the grey)	(z)	MPR–118 1400.118 (d) (8)	9.35	6.14
29	Paper-makers dryer felts	(aa)	MPR–118 1400.118 (d) (16) (i)	9.35	6.14
30	Certain surgical dressings	(bb)	MPR–188 1499.106 (b) (17) (xi) (c)	9.31	4.77
31	Wide laundry cover cloth	(cc)	MPR–118 1400.118 (d) (15) (ii)	9.14	4.70
32	Blanket linings	(dd)	MPR–118 1400.118 (d) (12) (ii)	8.60	2.89
33	Certain 100% American cotton blankets and robecloth	(ee)	MPR–118 1400.118 (d) (27) (viii) and (ix)	8.31	2.92
34	Woven table and laundry felts	(ff)	MPR–118 1400.118 (d) (5)	8.31	2.92
35	Certain woven tickings	(hh) (1)	RPS–35 1316.61 (b) (4) (table VI)	9.58	5.39
36	Certain woven tickings	(hh) (2)	MPR–118 1400.101 (b) (2)	9.58	5.39
37	Ginghams, seersuckers and related fabrics	(ii)	MPR–118 1400.118 (d) (10) (iii) and 1400.101 (b) (2) (ii)	9.35	4.98
38	Grey uncut corduroy	(nn)	MPR–118 1400.118 (d) (24) (ii) (b)	8.86	4.55
39	Velveteen	(oo)	GMPR	8.94	4.69
40	Certain broadcloths and poplins	(pp)	RPS–35 1316.61 (b) (4) (table II)	9.31	4.77
41	Combed bed linens	(rr) (2)	GMPR	8.88	3.76

Reference No.	Name of goods	Par. in sec. 4 of SO 131 in which covered	Section in RPS or MPR in which covered	Band A, percent increase	Band B, percent increase
42	Terry products, huck & crash towels, towelling & corded napkins made by certain producers.	(rr) (3)	GMPR	9.80	4.14
43	Certain carded Class C four-leaf twills.	(ss)	MPR-118 1400.101 (b)	9.14	4.70
44	Knitted dish cloths	(rr) (5)	GMPR	5.38	1.15
45	Cotton tire cord, tire cord fabric, and cord breaker fabric.	(none)	SR11E-2.11 (c) (1) and (2)	7.98	4.55
46	Certain combed cotton fabrics	(rr) (1)	GMPR	7.50	1.00

(b) The maximum prices for combed cotton yarns covered by § 1307.12 (b) (Table I) of Revised Price Schedule No. 7 and by section 4 (b) of Supplementary Order No. 131 shall be the following:

[Cents per pound]

Yarn Nos.	Band A		Band B	
	Singles	Plied	Singles	Plied
88	52.75	55.25	50.75	53.25
108	53.25	55.75	51.25	53.75
128	53.75	56.75	51.75	54.75
148	54.25	57.75	52.25	55.75
168	55.00	58.75	53.00	56.75
188	55.75	59.75	53.75	57.75
208	56.75	61.00	54.75	58.75
228	57.75	62.50	55.75	60.25
248	59.00	64.00	56.75	61.75
268	60.25	65.75	57.75	63.25
288	61.50	67.50	59.25	65.25
308	63.00	69.50	60.75	67.25
328	64.75	71.50	62.25	68.25
348	66.50	73.50	63.75	70.25
368	68.25	75.50	65.25	72.25
388	70.00	77.50	66.75	74.25
408	71.75	79.50	68.25	75.75
428	73.50	81.50	69.75	77.75
448	75.25	83.50	71.25	79.25
468	77.00	85.50	72.75	81.25
488	78.75	87.50	74.75	82.75
508	80.75	89.50	76.75	84.75
528	83.00	91.75	78.75	86.75
548	85.25	94.00	80.75	88.75
568	87.50	96.25	82.75	90.75
588	89.75	98.75	84.75	93.25
608	92.00	101.25	86.75	95.75
628	94.25	103.75	88.75	97.75
648	96.50	106.25	90.75	99.75
668	98.75	108.75	92.75	101.75
688	101.00	111.25	94.75	104.00
708	103.25	113.75	96.75	106.75
728	105.50	116.25	98.75	108.75
748	107.75	118.75	100.75	110.75
768	110.00	121.25	102.75	112.75
788	112.25	123.75	104.75	114.75
808	114.50	126.25	106.75	116.75
828	116.75	128.75	108.75	119.75
848	119.75	131.75	111.75	123.75
868	123.75	135.75	115.75	127.75
908	131.75	143.75	123.75	135.75
1008	155.75	175.75	144.75	163.75
1108	179.75	205.75	166.75	189.75
1208	207.75	235.75	191.75	206.75
1308	240.75	281.75	208.75	261.75
1408	297.75	351.75	274.75	326.75

(c) (1) The maximum prices for the goods named below, when made of warp yarns coarser than 40's, and which are covered by § 1400.101 (b) and/or § 1400.118 (d) of Maximum Price Regulation No. 118, and by section 4 (qq) (Table I) of Supplementary Order 131, shall be the prices established by section 4 for the "higher" band increased by the following percentages:

Ref. No. in Par. (ee)	Name of Fabric	Band A	Band B
1	Brassiere cloth (rayon decorated).	9.31	4.77
2	Buff cloth (sheeting yarns)	9.14	4.70
3	Dimity cord	9.31	4.77
4	Dimity check	9.31	4.77
5	Dotted swiss		

Ref. No. in Par. (ee)	Name of Fabric	Band A	Band B
6	Colored yarn dress goods and shirtings, including ginghams, seersucker, chambray, madras, percale, and broadcloth.	7.50	1.00
7	Lawn		
8	Leno bag fabrics	5.38	1.15
9	Laundry nets	8.35	5.06
10	Marquisette	9.31	4.77
11	Grey muslin cloth of the following construction conforming to Federal Specifications U-P-401 or any closely related construction serving the same functional use: 40½" to 41", 74 to 75 warp ends, 86 picks, 2.85 yd. to 2.90 yd. per lb.	9.31	4.77
12a–12b	Finished muslin cloth produced from the following grey construction or any closely related constructions serving the same functional use, conforming to Federal Specifications U-P-401.		
12a	41"/74 x 86/2.90 (grey)	9.31	4.77
12b	40½"/74 x 86/2.89 (grey)	9.31	4.77
13	Grey moleskins	9.14	4.70
14	Oxfords, grey	9.14	4.70
15	Oxfords, colored-yarn	7.50	1.00
16	Pique, grey	9.31	4.77
17	Play cloth	9.35	4.98
18	Ponsee		
19	Grey sanitary napkin gauze	9.31	4.77
20	Scrim (2-ply warp and filling)	9.14	4.70
21	Carded filling sateens and sateen yarn twills.	9.31	4.77
22	Voile		
23	Waffle cloth	9.31	4.77
24	Double and tubular woven tobacco-shade cloth.	9.31	4.77
25	Bayon decorated broadcloth	9.31	4.77
26	Three-leaf twills which, by virtue of thread count, width, or weight, are excluded from the coverage of RPS 35.	9.31	4.77
27	Grey fancy-bordered handkerchief cloth.	9.31	4.77
28	Leno woven dobby broadcloth	9.31	4.77
29	Cotton rayon-flake fabrics	9.31	4.77
30	Print cloth yarn fabrics with warp yarns of 28's-32's, filling yarns of 36's-45's, average yarn 33's or more, with a thread count of 101 or more per square inch.	9.31	4.77
31	Natural yarn seersucker	9.35	4.98
32	Woven awning stripes	9.35	6.14
33	Industrial wiping towels	9.14	4.70
34	Leno woven dish cloths	5.38	1.15

(c) (2) For the goods named in paragraph (c) (1) above, when made of warp yarns 40's or finer, the Band A and Band B maximum prices shall be the prices established by section 4 for the "higher" band increased by 7.50% and by 1.00%, respectively.

(d) (1) For the constructions of fine cotton goods covered by § 1316.4 (d) (Table I) of Maximum Price Regulation No. 11 and by section 4 (gg) (1) and (2) and section 4 (uu) (1), (2), and (3) of Supplementary Order No. 131, and which are of the types and bear the reference numbers set forth below, the Band A maximum prices shall be the following and the Band B maximum prices shall be 93.5% thereof:

Types	Reference No.[1]	Cents per yard
Combed broadcloth	AA1	25.39
	2	25.01
	3	24.54
	4	32.35
	5	36.49
	6	27.00
	7	30.80
	8	58.50
	9	59.85
	10	82.08
	11	84.52
	12	38.64
	13	28.77
	14	29.93
	15	44.46
	16	24.12
	17	35.58
	18	28.60
	19	20.55
	20	26.57
Lawns	AB1	12.52
	2	15.26
	3	12.50
	4	14.75
	5	19.94
	6	14.24
	7	15.34
	8	15.54
	9	15.39
	10	18.15
	11	20.73
	12	30.54
	13	23.20
	14	23.88
	15	28.60
	16	30.81
	17	16.15
	18	18.93
	19	17.55
	20	18.21
	21	19.57
	22	20.07
	23	20.57
	24	26.42
	25	18.78
	26	21.07
	27	19.79
	28	19.91
	29	26.77
	30	23.41
	31	24.44
	32	27.11
	33	29.76
	34	25.16
	35	21.15
	36	27.94
	37	28.50
	38	24.98
	39	24.72
	40	29.71
	41	34.11
	42	37.44
	43	21.18
	44	26.19
	45	26.93
	46	28.14
	47	16.62
	48	22.15
	49	21.14
	50	19.70
	51	33.84
	52	21.30
Dimities	AC1	13.78
	2	18.61
	3	16.11
	4	16.92
	5	16.99
	6	19.70
Dimity check	AD1	10.89
	2	15.19
	3	14.08
	4	18.19
	5	18.42
Pique	AE1	42.67
	2	58.15
	3	73.24
	4	19.77
	5	24.51
	6	14.22
	7	60.14
Pongee	AF1	20.13
	2	18.52
Voile	AG1	19.75
	2	19.94
	3	13.69
	4	13.35
	5	14.07
	6	11.89
	7	22.08
	8	22.69
	9	24.89
	10	23.31
	11	42.27
	12	42.71
	13	14.21

See footnote at end of table.

Types	Reference No.[1]	Cents per yard
Marquisettes	AH1	18.08
	2	22.74
	3	17.95
	4	22.16
	5	8.95
	6	9.74
	7	9.88
	8	10.59
	9	10.94
	10	11.81
	11	12.67
	12	13.57
	13	14.64
	14	12.01
	15	14.82
	16	14.05
	17	13.87
	18	15.26
	19	21.89
	20	26.57
	21	9.53
	22	21.64
Serim	AI1	29.62
	2	36.63
Fine combed plains	AJ1	6.39
	2	7.46
	3	8.17
	4	12.29
	5	41.12
	6	34.32
	7	56.48
	8	63.75
	9	29.31
	10	48.68
Organdie	AK1	22.26
	2	21.57
	3	22.07
	4	23.93
	5	23.82
	6	24.35
	7	25.65
	8	24.90
	9	25.46
	10	25.89
	11	22.96
	12	24.81
	13	21.54
Typewriter cloth	AL1	65.55
	2	64.40
	3	41.17
	4	39.25
	5	60.74
	6	64.01
	7	66.45
	8	64.12
	9	59.19
Umbrella cloth	AM1	26.45
	2	26.91
	3	24.19
Collar cloth	AN1	26.95
	2	29.71
	3	29.60
	4	33.33
	5	128.20
	6	36.29
	7	49.76
	8	54.84
	9	60.67
	10	39.59
	11	56.14
Poplins	AO1	34.58
	2	37.05
	3	35.75
	4	47.45
	5	26.17
	6	44.24
	7	27.45
	8	24.95
	9	27.68
	10	31.71
	11	34.85
	12	36.45
	13	29.39
	14	72.79
	15	40.19
	16	41.40
	17	37.95
	18	39.91
	19	44.84
Beat up marquisettes	AP1	9.31
	2	11.60
	3	13.53
	4	11.40
Sateen	AQ1	22.80
	2	23.76
	3	27.25
	4	27.24
	5	29.95
	6	91.47
	7	113.85
	8	50.58
	9	36.23
Tracing cloth	AR1	16.60
	2	19.63
	3	21.77
	4	22.42
	5	50.74
	6	24.67
	7	28.04

Types	Reference No.[1]	Cents per yard
Tracing cloth	AR8	34.00
	9	31.83
	10	35.84
	11	21.24
	12	34.89
	13	32.32
	14	21.71
	15	24.78
	16	34.15
	17	37.43
	18	26.05
	19	28.59
	20	36.48
Aeroplane fabrics (ply yarn)	AS1	51.14
	2	52.04
	3	49.37
	4	57.17
	5	45.16
	6	50.18
	7	54.53
	8	52.36
	9	82.39
Aeroplane fabrics (merc. ply yarn)	AT1	73.28
	2	61.29
	3	90.86
	4	106.07
	5	130.82
	6	145.11
	7	95.01
	8	106.41
	9	140.03
Aeroplane fabrics (single yarns)	AU1	41.70
	2	35.44
	3	43.67
Dotted Swiss (unclipped weights)	AV1	25.23
	2	29.48
	3	25.55
	4	31.18
	5	30.09
	6	35.02
	7	34.28
	8	28.84
Jacquard broadcloth	AW1	40.20
	2	42.53
Decating apron cloth	AX1	241.03
	2	240.78
	3	200.46
	4	226.61
	5	195.70
	6	346.61
	7	230.27
	8	189.23
	9	290.57
Decating cloth	AY1	237.03
	2	199.74
	3	223.16
	4	196.35
	5	182.75
	6	292.94
	7	181.95
	8	181.88
	9	260.08
Decating blanket	AZ1	126.09
Aeroplane quicer cloth	BA1	64.16
Jacket cloth for rubber trade	BB1	28.48
	2	46.06
	3	54.46
Carrier apron for rubber trade	BC1	63.54
	2	72.91
	3	96.40
	4	80.39
	5	102.32
	6	45.66
	7	57.29
	8	68.13
	9	86.15
Printers blanket fabric	BD1	100.19
	2	125.60
	3	68.69
	4	83.27
	5	64.45
	6	74.02
	7	80.93
	8	74.36
	9	96.95
	10	64.94
	11	85.45
	12	110.83
	13	122.05
	14	139.21
	15	84.80
	16	76.63
	17	100.29
	18	109.40
	19	137.52
	20	98.40
	21	113.57
	22	77.97
	23	109.66
Table cloth	BE1	45.80
	2	51.61
Linen warp card clothing cloth	BF1	321.03
Lapping cloth	BG1	73.05
	2	73.67
Special combed duck	BH1	73.71
	2	83.22
	3	59.95
Life vest (air corps special)	BI1	127.15
	2	114.02

Types	Reference No.[1]	Cents per yard
Life vest (air corps special)	BI3	104.30
	4	110.78
	5	102.26
Insulating fabric	BJ1	10.84
	2	27.25
	3	35.24
Acid resistant glove cloth	BK1	194.32
Bedford cord	BL1	44.65
Shade cloth	BM1	119.06
	2	148.31
Jersey	BN1	21.64
Skip dent shirting	BO1	22.55
Filler cloth	BP1	26.24
	2	58.38
Mechanical boat cloth (ply yarns) (American Pima)	BQ1	103.71
Insect netting	BR1	18.83
	2	22.05
	3	23.17
	4	17.31
Oxford shirting	BS1	30.25
	2	25.73
	3	28.21
	4	28.73
	5	33.61
	6	34.12
	7	34.57
	8	35.32
	9	28.01
Madras shirting (dobby weave)	BT1	32.31
	2	39.50
Shoe lining	BU1	46.19
Brassiere fabrics	BV1	38.26
	2	41.27
	3	37.73
	4	40.51
	5	39.37
	6	42.52
	7	37.62
	8	40.36
	9	42.43
	10	45.83
	11	32.28
	12	34.39
	13	32.07
	14	33.98
	15	34.88
	16	88.90
Mechanical boat cloth (single yarn, American Pima)	BW1	77.65
Warp clip fabric	BX1	21.71
	2	22.85
	3	22.03
	4	22.93
	5	24.13
	6	24.71
Mock leno shirtings	BY1	26.16
	2	29.58
	3	30.35
Leno corset fabric	BZ1	51.70
Rayfar cloth	CA1	53.75
Sail cloth	CB1	58.97
Seersucker	KB9	43.61
	10	40.36
Broadcloth	KC25	31.56
Chambray	KE1	72.73
	2	28.15
	3	29.03

[1] The capital letters heading each series of reference numbers shall be read as preceding each number in the series.

(d) (2) The maximum prices for the constructions of colored sheetings and seersuckers of the types and bearing the reference numbers set forth below, covered by Table I of § 1316.4 (d) of Maximum Price Regulation No. 11, shall be the prices set forth in Table I of Maximum Price Regulation No. 11, increased by the following amounts:

Types	Reference No.[1]	Cents per yard	
		Band A	Band B
Madras	KA 1	4.17	2.32
	2	4.13	2.29
	3	4.41	2.45
	4	4.80	2.66
	5	4.84	2.69
	6	5.01	2.78
	7	4.44	2.47
	8	5.02	2.80
	9	5.06	2.81
	10	4.98	2.77
	11	5.25	2.92
	12	6.11	3.40
	13	6.23	3.46
	14	6.35	3.53

See footnote at end of table.

Types	Reference No.[1]	Cents per yard	
		Band A	Band B
Seersuckers	KB 1	5.86	3.26
	2	5.40	3.00
	3	5.70	3.19
	4	5.28	2.93
	5	6.00	3.34
	6	5.66	3.15
	7	7.24	4.02
	8	6.74	3.73
Broadcloth	KC1	4.61	2.56
	2	4.49	2.49
	3	4.65	2.58
	4	4.65	2.58
	5	4.82	2.68
	6	4.91	2.75
	7	5.04	2.80
	8	5.16	2.86
	9	5.21	2.89
	10	5.34	2.97
	11	5.28	2.94
	12	5.37	2.99
	13	5.49	3.05
	14	5.57	3.09
	15	5.69	3.16
	16	5.59	3.10
	17	5.62	3.12
	18	5.95	3.31
	19	6.72	3.74
	20	4.32	2.40
	21	4.54	2.51
	22	4.65	2.58
	23	4.78	2.66
	24	4.72	2.62
Oxfords	KD1	4.63	2.58
	2	4.77	2.65
	3	4.65	2.59
	4	4.92	2.74

[1] The capital letters heading each series of reference numbers shall be read as preceding each number in the series.

(d) (3) In lieu of the differentials for colored shirting and seersuckers, set forth in the footnote to Table I in § 1316.4 (d) of Maximum Price Regulation No. 11 and in section 4 (gg) (3) of Supplementary Order No. 131, the differentials for Band B shall be 93.5% of the figures set forth below and the differentials for Band A shall be the following:

	Grelge per 100 ends	Color per 100 ends		
		Pastel 25¢	Medium 40¢	Dark 60¢
40-1	$0.00265	$0.00378	$0.00423	$0.00491
50-1	.00244	.00316	.00368	.00422
60-1	.00217	.00278	.00321	.00367
40-2	.00532			
40-3	.00798			
40-4	.01064			
50-2	.00480			
60-2	.00434			

(d) (4) In lieu of 0.18¢ and 0.28¢ set forth in paragraph (C) in the footnote to Table I in § 1316.4 (d) of MPR No. 11, the pickage change differentials shall be 0.19¢ and 0.30¢ per pick, respectively.

(e) In lieu of the maximum prices and differentials for standard unfinished box-loom clip-spot marquisettes, covered by § 1316.4 (d) (Table II) of Maximum Price Regulation No. 11 and § 4 (gg) (4) of Supplementary Order 131, the band A base maximum price shall be 12.03¢ per yard and the band A maximum prices for any standard construction other than base construction shall be the base maximum price adjusted by the differentials set forth below. Band B maximum prices shall be 93.5% of the prices (including all differentials) for Band A. The per yard differentials are as follows:

A. Width Differentials

35" deduct	$0.0090
39" add	.0115
48" add	.0211

B. Warp Differentials—Ground

(Where ground ends are more or less than 19 per inch)

	35"	39½"	46"	48"
40s or 50s combed				
Gray, add or subtract for each two ends per inch	$0.0018	$0.0020	$0.0023	$0.0025
Pastel colors, add per end per inch	.00042	.00048	.00056	.00059
Empire colors, add per end per inch	.00063	.00084	.00073	.00077
40s or 50s carded				
Subtract from combed for two ends per inch	.00021	.00024	.00028	.00029

C. Filling Differentials

(Where ground picks are more or less than 18 per inch)

	35"	39½"	46"	48"
1. GROUND				
40s or 50s combed				
Gray, add or subtract for two picks per inch	$0.0047	$0.0049	$0.0053	$0.0053
Pastel colors, add per pick per inch	.00049	.00055	.00065	.00068
Empire colors, add per pick per inch	.00063	.00071	.00083	.00087
40s or 50s carded				
Subtract from combed for one pick per inch	.000104	.000118	.000137	.000143
2. ROVING				
Subtract	.0111	.0126	.0142	.0156
And add per pick per inch:				
Gray:				
4 hank	.0074	.0081	.0092	.0100
6 hank	.0052	.0063	.0071	.0078
7 hank	.0047	.0051	.0057	.0063
8 hank	.0041	.0046	.0051	.0056
10 hank	.0033	.0042	.0046	.0052
12 hank	.0028	.0042	.0046	.0052
Pastel:				
4 hank	.0114	.0126	.0144	.0154
6 hank	.0080	.0088	.0101	.0109
7 hank	.0065	.0071	.0081	.0090
8 hank	.0056	.0061	.0068	.0076
10 hank	.0050	.0055	.0060	.0068
Empire:				
4 hank	.0121	.0138	.0158	.0168
6 hank	.0087	.0097	.0110	.0118
7 hank	.0071	.0077	.0087	.0097
8 hank	.0061	.0066	.0074	.0081
10 hank	.0053	.0059	.0064	.0073
12 hank	.0053	.0059	.0064	.0073

D. Pattern Differentials

Over 10 jumpers and/or 15 harness:				
Per yard per pick 2 shuttles	$0.000168	$0.000166	$0.000204	$0.000204
Per yard per pick 3 and 4 shuttles	.000294	.000291	.000256	.000256

20/2 carded cords (other than salvage)	
Add per end (all widths):	
Grey	$0.000073
Pastel colors	.000114
Empire colors	.000129

E. Loop Cutting

Add:	
All widths per yard	$0.0052

F. Production Differentials

After applying all necessary differentials add or subtract for each pick over or under an overall count of 20 picks (all widths)	$0.0003

(f) The maximum prices for carded cotton yarns covered by § 1307.66 (b) (2) (Table II) of Maximum Price Regulation No. 33, and by section 4 (a) (1) of Supplementary Order 131, shall be the following:

[Cents per pound]

Yarn numbers	Band A		Band B	
	Singles	Plied	Singles	Plied
6s and under	44.00	46.50	41.50	44.25
8s	44.50	47.00	42.00	44.75
10s	45.25	48.00	43.00	45.50
12s	46.25	49.50	44.00	47.00
14s	47.25	51.00	45.00	48.50
16s	48.50	52.25	46.00	49.75
18s	49.50	53.50	47.00	51.00
20s	50.50	54.75	48.00	52.00
22s	51.75	56.50	49.25	54.00
24s	53.00	59.25	50.50	55.75
26s	54.75	60.50	52.00	57.75
28s	55.75	62.00	53.00	59.25
30s	57.00	63.75	54.50	61.00
32s	58.50	65.25	56.00	62.50
34s	59.75	67.00	57.00	64.00
36s	60.75	68.00	58.00	65.00
38s	62.00	69.25	59.25	66.50
40s	63.00	70.75	60.25	68.00
42s	64.75	73.25	62.00	70.25
44s	66.50	74.75	63.50	71.75
46s	68.25	76.50	65.50	73.50
48s	70.00	78.50	67.25	75.25
50s	72.25	80.50	69.25	77.50

(g) The maximum prices for use in establishing "in-line with" prices for carded yarn containing low grade and/or cotton waste covered by § 1307.67 (f) (1) of Maximum Price Regulation No. 33 and by section 4 (a)[6] (2) of Supplementary Order 131, shall be the following:

[Cents per pound]

Yarn numbers	Band A		Band B	
	Singles	Plied	Singles	Plied
1s	42.75	45.25	40.25	43.00
2s	43.00	45.50	40.50	43.25
3s	43.25	45.75	40.75	43.50
4s	43.50	46.00	41.00	43.75
5s	43.75	46.25	41.25	44.00

(h) For the cotton rope, twine, yarn, and cord covered by section 2.9 of Supplementary Regulation 14E, producers' maximum prices shall be the prices established by that section increased for Band A by 3¾¢ per pound and for Band B by 2¼¢ per pound of cotton and or cotton waste content in the rope, yarn, twine or cord.

(i) The maximum price for sales of gem ducks by persons other than the manufacturer (covered by § 1400.118 (d) (3) (iii) (c) of Maximum Price Regulation 118 and section 4 (mm) of Supplementary Order 131) shall be the price set forth in section 4 of Supplementary Order 131 for higher band goods, increased by the dollars-and-cents amount by which the supplier's band A or band B ceiling (including premiums) exceeds the original higher band price.

Sec. 3a. *Incentive premiums.* A premium equal to 5% of the otherwise applicable maximum price may be charged for the fabric named below (where constructions are designated, the premium applies only to fabrics meeting the specified construction details):

Ref. No.	Name of goods	Para. in sec. 4 of S. O. 131 in which covered	Section in RPS or MPR in which covered
1	Grey osnaburgs	(t)	RPS-35, 1316.61 (b) (1) Table III.
2	Soft filled sheetings	(c)	MPR-118, 1400.118 (d) (3).
	68" 44 x 39 1.25		
	59" 44 x 39 1.65		
	71" 44 x 39 1.12		
	40½" 44 x 42 3.00		
	37" 40 x 40 3.50 and pro rata widths and weights.		
	37" 36 x 36 2.00 and pro rata widths and weights.		
	37" 44 x 40 3.50 and pro rata widths and weights.		
3	Class A sheetings—under 42"	(f)	RPS-35, 1316.61 (b) (1) Table III.
	36" 48 x 44 2.85		
	40" 48 x 44 2.85		
	40" 48 x 44 2.50		
4	Class A sheetings—42" and over pro rata widths and weights to items under ref. No. 3.	(h)	MPR-118, 1400.118 (d) (13) (iv).
5	Class B sheetings—under 42"	(f)	RPS-35 1316.61 (b) (1) Table III.
	40" 44 x 40 4.25		
	40" 48 x 40 3.25		
	40" 48 x 40 3.75		
	37" 48 x 44 4.00		
	31" 48 x 44 5.00		
6	Class B sheetings—42" and wider pro rata widths and weights to items under ref. No. 5.	(h)	MPR-118, 1400.118 (d) (13) (iv).
7	Wide laundry cover cloth	(cc)	MPR-118, 1400.118 (d) (15) (ii).
8	Class C sheetings—under 42"	(f)	RPS-35, 1316.61 (b) (4) Table III.
	36" 64 x 64 3.50		
	39" 60 x 52 4.00		
	36" 56 x 56 4.00		
	36" 48 x 40 3.50		
	36" 44 x 40 3.50		
	35" 44 x 40 6.05-6.15		
	35" 40 x 40 6.05-6.15		
	40" 64 x 64 3.15		
	40" 60 x 52 3.60		
	40" 56 x 56 3.60		
	40" 56 x 48 4.30		
	40" 44 x 40 5.50		
	40" 36 x 40 5.55		
9	Class C sheetings—42" and over pro rata widths and weights to items under ref. No. 8, and	(h)	MPR-118, 1400.118 (d) (13) (iv).
	60" 64 x 68 2.15		
	60" 48 x 48 3.30		
10	Meads cloth	(gg) Table I	MPR-118, 1400.118 (d) (18) ref. 11, 1400.118 (d) (18) ref. 20A and 20B.
	Grey	Ref. No. 11	
	Finished	Ref. No. 12a-12b.	
11	Grey insulation tubings	(x)	MPR 118, 1400.118 (d) (34) (i).
12	Carded poplins (sheeting yarns)	(None)	MPR-118, 1400.101 (b) (2).
	76 to 110 sley		
	36 to 60 picks		
13	Three leaf pocketing twills	(p)	RPS-35, 1316.61 (b) (4) Table II.
	39" 2.58 or 3.00		
14	Broken twills	(h)	MPR-118, 1400.118 (d) (13) (v).
	54" 1.14		
	58" 1.06		
15	Four leaf twill	(f)	RPS-35, 1316.61 (b) (4) Table III.
	37" 88 x 42 2.00 and pro rata widths and weights		
16	Drills—under 42"	(f)	RPS-35, 1316.61 (b) (4) Table III.
	2.50 and 2.75		
	37" 68 x 40 3.00 and pro rata widths and weights		
17	Drills—42" and wider	(h)	MPR-118, 1400.118 (d) (13) (iv).
	59" 1.85		
	59" 2.25		
18	Wide sateens	(h)	MPR-118, 1400.118 (d) (13) (vii).
	53" 1.12		
	53" 1.32		
	54" 1.05		
19	Print cloths—Class A	(p)	RPS-35, 1316.61 (b) (4) Table II.
	39" 80 x 80 4.00		
	39" 68 x 72 4.75		
	39" 68 x 64 4.85		
	38½" 64 x 60 5.35		
	38½" 64 x 56 5.50		
	38½" 60 x 48 6.25		
20	Print cloths—Class B	(p)	RPS-35, 1316.61 (b) (4) Table II.
	38½" 44 x 36 8.60		
	38½" 41 x 40 9.20		
	38½" 40 x 32 9.80		
	38½" 48 x 44 7.46		
	38½" 48 x 48 7.15		
21	Print cloth—Class C: All constructions and widths	(p)	RPS-35, 1316.61 (b) (4) Table II.
22	Bleached cheese cloth, bleached sanitary napkin gauze and bunting.	(s)	MPR-118, 1400.118 (d) (17) (ii) and (iv).
23	Certain bulk surgical dressings	(bb)	MPR-188, 1499.166 (b) (17) (xi) (c).
24	Carded broadcloths, classes A, B, C and D, 80 to 136 sley, not in excess of 60 picks, not including slub yarns.	(p)	RPS-35, 1316.61(b)(4)Table II.
25	Carded poplins, classes A, B, C and D, 80 to 116 sley, not in excess of 56 picks, not including slub yarns except 3.75 and heavier.	(p)	RPS-35, 1316.61 (b) (4) Table II.
26	Denims	(m)	RPS-35, 1316.61 (b) (4) Table IV.
	Mill finish *Sanforized*		
	3.00 2.70		
	2.45 2.20		
	2.20 8 oz.		
	8 oz. 9 oz.		
	10 oz. 11 oz.		
27	Work shirt chambrays—fine yarn	(d)	RPS-35, 1316.61 (b) (4) Table V.
	Mill finish *Sanforized*		
	3.90 3.60		
28	Work shirt coverts—fine yarn	(d)	RPS—35, 1316.61 (b) (4) Table V.
	Mill finish *Sanforized*		
	3.90 3.60		

Ref. No.	Name of goods	Para. in sec. 4 of S. O. 131 in which covered	Section in RPS or MPR in which covered
29	Work shirt coverts—coarse yarn *Mill finish* *Sanforized* 3.20 2.90	(d)	RPS-35, 1316.61 (b) (4) Table V.
30	Pants coverts *Sanforized* 2.40 2.00 1.65	(d)	RPS-35, 1316.61 (b) (4) Table V.
31	Whipcords *Sanforized* 1.45	(e) (2)	MPR-118, 1400.118 (d) (25) (iv).
32	Work-shirt flannels Plain color twills and plaids. *Mill finish* *Sanforized* 3.00 2.70 2.28 2.00	(w)	MPR-118, 1400.118 (d) (2) iii).
33	Glove and mitten flannels 6, 8, 10, 12 oz. pro rata to 34", unbleached and colors as specified in MPR-118, 1400.118 (d) (2) (v).	(w)	MPR-118, 1400.118 (d) (2) (v).
34	Chafer fabrics	(z)	MPR-118, 1400.118 (d) (8) (x).
35	Oem ducks 30¾" 8 oz. and pro rata widths and weights. 30½" 9 oz. and pro rata widths and weights.	(z)	MPR-118, 1400.118 (d) (8) (iii) (b).
36	Soft-filled twills—under 42" 37" 80 x 40 2.00 and pro rata widths and weights.	(f)	MPR-35, 1316.61 (b) (4) Table III.
37	Soft-filled twills—42" and over pro rata widths and weights to item listed under ref. No. 36.	(h)	MPR-118, 1400.118 (d) (13) (vi).

SEC. 5. *Appendix A: To whom the higher band prices apply.* (a) The higher band of maximum prices applies to those producers, and to those producers only, who since March 1, 1945, have increased the wage rates of all their workers at least 5¢ per hour and, in addition, are paying any one of the following:

(1) A minimum wage of 55¢ per hour for all workers except learners and handicapped.

(2) A premium of 5¢ per hour for all hours worked on the third shift which shall be operated no less than 10% of the man hours worked on the first and second shifts combined during the second quarter of 1945, or

(3) A minimum of one week's paid vacation per year.

(b) Any producer who is qualified to charge the maximum prices in the higher band is authorized to collect, in connection with existing contracts or deliveries already made (but only if he lawfully reserved that right), the difference between the maximum price prevailing on June 1, 1945, and the maximum price in the higher band. The amount which he may so collect is limited, however, as follows:

(1) In the case of sales and deliveries made pursuant to Supplementary Order 114, to 4%;

(2) In the case of sales and deliveries made pursuant to Revised Supplementary Order 114 to the applicable percentage set forth in Column II of section 5 of that revised supplementary order.

(c) A producer who is not qualified to charge the maximum prices in the higher band shall not charge or collect any more than the maximum prices in the lower band, notwithstanding any reservation or certification made by him under Supplementary Order 114 or Revised Supplementary Order 114.

This amendment shall become effective March 8, 1946.

[NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.]

Issued this 8th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3850; Filed, Mar. 8, 1946; 4:59 p. m.]

PART 1306—IRON AND STEEL

[RPS 41, Amdt. 17]

STEEL CASTINGS AND RAILROAD SPECIALTIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule 41 is amended in the following respects:

1. Section 1306.112 (g) is amended to read as follows:

(g) The maximum prices for steel castings established in accordance with paragraphs (a), (b) and (c) of this section, except for armor, navy and ordnance castings, and the maximum prices for steel castings and railroad specialties established, prior to November 30, 1945, in accordance with paragraph (d) of this section, are increased by 15½%. The maximum prices for steel castings and railroad specialities established, on or after November 30, 1945 but prior to March 12, 1946, in accordance with paragraph (d) of this section, are increased by 4%: *Provided*, That the increases granted in this paragraph (g) shall not be added to maximum prices established by price adjustment pursuant to §1306.108 (b) or (c) of this regulation. The maximum prices for a producer to whom a price adjustment pursuant to §1306.108 (b) or (c) has hertofore been granted shall be the increased maximum prices established in this paragraph (g) or the maximum prices established by his individual adjustment order, whichever are higher.

2. Section 1306.113 (d) is amended to read as follows:

(d) The maximum prices for railroad specialties established in accordance with paragraphs (a), (b) and (c) of this section are increased by 15½%: *Provided*, That the increase granted in this paragraph (d) shall not be added to maximum prices established by a price adjustment pursuant to § 1306.108 (b) or (c) of this regulation. The maximum prices for a producer to whom a price adjustment pursuant to § 1306.108 (b) or (c) has heretofore been granted shall be the increased maximum prices established in this paragraph (d) or the maximum prices established by his individual adjustment order, whichever are higher.

This amendment shall become effective March 12, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4053; Filed, Mar. 12, 1946; 4:31 p. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 19]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respect:

In section 1 (a) (5) the commodity "Wheat germ (This does not include wheat germ oil)" is amended to read as follows:

Wheat germ when packaged in packages of 2 pounds or less and sold for human consumption

This amendment shall become effective March 18, 1946.

Issued this 13th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: February 27, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4107; Filed, Mar. 13, 1946; 11:38 a. m.]

PART 1305—ADMINISTRATION

[SO 149]

INDIVIDUAL COMPANY ADJUSTMENT PROVISION FOR PRODUCERS OF CERTAIN COTTON, WOOL AND LINEN TEXTILES

A statement of the considerations involved in the issuance of this supplementary order has been issued simultaneously herewith and filed with the Division of the Federal Register.

Authority: § 1305.177 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

[1] 10 F.R. 14954; 11 F.R. 296, 297, 881, 1102.

SECTION 1. *Who may apply.* Any manufacturer whose total dollar volume of current sales consists 85% or more of commodities which are designated in section 2 and are processed in whole or major part by him from cotton fiber, wool fiber, or flax fiber (or any combination thereof), may apply for adjustment of his maximum prices if he is currently earning less on his net worth than the minimum return set forth in this order.

SEC. 2. *Designated commodities.* The commodities included in this order are those covered by Revised Price Schedule or Maximum Price Regulation Nos.[1] 7, 11, 33, 35, 39, 58, 89, 118, 127, 163, 221, 595, and spun, twisted, braided, woven or knitted articles when made in whole or major part of cotton, wool or flax (or any combination thereof), covered by the General Maximum Price Regulation.[2]

SEC. 3. *Amount of the adjustment.* An adjustment will be granted when, and to the extent, necessary to permit the applicant to realize currently on his net worth the same percentage return as he realized on the average in the years 1936 through 1939, subject to the following qualifications:

(a) If his return in those years was greater than 6%, the adjustment will limit the return to 6%.

(b) If his return in those years was less than 3%, the adjustment will yield a return of 3%.

(c) If he was not in business during these four years, the adjustment will yield a return of 3%.

(d) Profit figures prior to deduction of all income and excess profit taxes will be calculated in relation to net worth.

(e) The earnings of other companies which in whole or major part, own or are owned by, or are under common majority ownership with the applicant, will be taken into consideration in determining whether, and to what extent, an adjustment should be granted.

(f) In determining the relationship of profit to net worth, the following items will be excluded from costs and expenses:

(1) Expenses which are seasonal, non-recurring, temporary or due to a reduction in volume of production below the normal economical capacity of the applicant's plant.

(2) Any wage or salary payments which, under the stabilization laws, may not be taken into account by the Administrator.

(3) Any amount paid, or obligation incurred, as a fine or civil penalty, or in settlement of any liability, on account of violation of any regulation of the Office of Price Administration.

(4) Any amount paid by the applicant for commodities or services in excess of the applicable maximum prices established by the Office of Price Administration.

(5) Items, including provisions for reserves, which are not properly chargeable as operating costs or expenses during the operating period under generally accepted accounting methods.

SEC. 4. *Form of adjustment.* Adjustments will ordinarily take the form of a uniform percentage increase over prevailing ceiling prices for all the products manufactured by the applicant which are covered by this order. The Administrator may, however, provide for increases of greater amounts on certain commodities to be offset by lesser increases or no increases on other commodities if, in his judgment, such action will result in a price structure which is better balanced or in better accord with the purposes of the stabilization program.

SEC. 5. *Where and how to apply.* Applications must be filed with the Adjustment Section, Consumer Goods Price Division, Office of Price Administration, Washington 25, D. C., in accordance with the filing requirements set forth in Article III of Revised Procedural Regulation No. 1.[3] In addition to the information there called for, an applicant must file the following:

(a) Data for the years 1936–1939 as called for by the Office of Price Administration form No. 403–50 (Base Period Financial Report).

(b) Balance sheets, surplus analysis, and profit and loss statements for the calendar year 1945 or the fiscal year ending in 1945 and for the most recent interim accounting period.[4]

(c) Detailed data showing that 85% or more of applicant's current dollar volume of sales are commodities which are designated in Section 2 and are processed in whole or major part by him from flax, wool or cotton fiber, or any combination thereof.

(d) If raw cotton is a cost factor in the applicant's operations, he shall state, for the period covered by his most recent interim accounting statement, the typical grade and staple and the number of pounds of raw cotton consumed by him in the manufacture of the commodities covered by this order.

(e) If any approved wage increases are not fully reflected in the most recent interim accounting statement, the applicant shall also file an adjusted interim profit and loss statement giving full effect to such wage increases, explaining in detail the basis for the adjustment.

SEC. 6. *Denial of adjustments.* Ceiling price adjustments may be denied, notwithstanding the other provisions of this order, in any case where the Price Administrator has determined that the granting of an adjustment would result in increased prices for commodities not subject to price control, improperly divert raw material supplies from other uses, or otherwise imperil effective compliance with or endanger the purposes of the stabilization laws.

SEC. 7. *Reports of operations after adjustment.* Within four months after the effective date of an adjustment granted under this order, the manufacturer receiving the adjustment shall file with the Adjustment Section, Consumer Goods Price Division, Office of Price Administration, Washington 25, D. C., a balance sheet, surplus analysis and a profit and loss statement covering the first three calendar months of his operations under the order. The adjusted ceiling prices may be modified or revoked, if, in the judgment of the Administrator, the report discloses that the adjustment as originally authorized was not warranted. Nothing in this section, however, shall be construed to restrict the usual power of the Administrator to modify or revoke an order of adjustment at any time.

SEC. 8. *Adjustable pricing.* Any manufacturer may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no manufacturer may, unless specifically authorized by the Office of Price Administration, deliver or agree to

[1] RPS-7—Combed cotton yarns and the processing thereof—7 F.R. 2000, 2132, 2277, 2393, 2509, 2737, 3160, 3551, 3664, 5431, 8048, 9732, 10496; 8 F.R. 972, 5755, 9265, 11870, 12611, 14004; 9 F.R. 10336, 11903, 12412; 10 F.R. 1141, 3552.
MPR-11—Fine cotton goods—9 F.R. 2661, 3577, 4879, 5162, 11531, 13029, 13056, 14850; 10 F.R. 1141, 3090, 6307, 8977.
MPR-33—Carded cotton yarns and the processing thereof—7 F.R. 7557, 8948, 10070; 8 F.R. 2345, 3526, 9759, 13497; 9 F.R. 10575, 11903.
RPS-35—Carded gray and colored-yarn cotton goods—8 F.R. 1936, 5309, 10936, 16744; 9 F.R. 2020, 2237, 2477, 2700, 3339, 7700, 9278, 9838, 10085, 10921; 10 F.R. 3676, 8129, 9669, 10283.
MPR-39—Woven decorative fabrics—9 F.R. 14067; 10 F.R. 4662, 11663, 14063, 14659.
RPS-58—Wool and wool tops and yarns—8 F.R. 5928, 11738; 9 F.R. 7943, 10425; 10 F.R. 1143, 1446.
RPS-89—Bed linens—7 F.R. 2107, 2000, 2132, 2299, 2739, 3163, 3327, 3447, 3952, 4176, 4732, 7599, 8037, 8943; 8 F.R. 8070, 11245; 9 F.R. 1717, 9616, 9845.
MPR-118—Cotton products—8 F.R. 12166, 12934; 9 F.R. 401, 10088, 10925, 14211, 14363, 14676; 10 F.R. 705, 857, 1492, 2025, 3875, 8134, 8979, 10310.
MPR-127—Finished piece goods—10 F.R. 14507, 14628, 15006.
MPR-163—Woolen and worsted civilian apparel fabrics—9 F.R. 3972, 4396; 10 F.R. 12261, 13566, 15006.
MPR-221—Manufacturers' prices for Fall and Winter knitted underwear—7 F.R. 7318, 9615, 10719; 8 F.R. 4514, 13847; 9 F.R. 5174, 11758, 13659.
MPR-595—Woven woolen and worsted automobile flat fabrics—10 F.R. 11664.

[2] General Maximum Price Regulation—8 F.R. 5307, 6362, 14765, 15586; 9 F.R. 579, 4239, 6238, 6817, 12132; 10 F.R. 2610.

[3] 9 F.R. 10476, 13715; 10 F.R. 11295.

[4] "Most recent interim accounting period" means any consecutive three-month or longer period of operations beginning not earlier than six months prior to the date of filing the application. Normally, this period is considered to be representative of current operations; however, fluctuations in the replacement cost of cotton and approved wage and salary increases not fully reflected in the interim statements will be taken into account in determining the extent of the adjustment.

deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given by letter-order when an application for adjustment is pending under this order, but only if the authorization is necessary to promote distribution or production and will not interfere with the purposes of the stabilization laws.

This supplementary order shall become effective March 18, 1946.

NOTE: The reporting requirements of this supplementary order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4108; Filed, Mar. 13, 1946; 11:37 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RPS 32,[1] Amdt. 27]

PAPERBOARD SOLD EAST OF THE ROCKY MOUNTAINS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule 32 is amended in the following respect:

The pricing table in paragraph (e) of § 1347.62, Appendix B, is amended to read as follows:

	Price per ton
0.007 to 0.016	$56.50
Heavier than 0.016	54.00

This amendment shall become effective March 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4100; Filed, Mar. 13, 1946; 11:38 a. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 1]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 82 is amended in the following respects:

Section 1 (a) of Maximum Price Regulation 82 is amended by adding after the words "• • • battery cables and ignition sets" and preceding the words "by the harness, cable or set manufacturer • • •" the following: "Except automotive wiring harnesses, battery cable and ignition sets".

This amendment shall become effective March 13, 1946.

[1] 9 F.R. 3331, 5482, 7261, 8061, 9516, 11504, 13056; 10 F.R. 619, 1546, 6228, 9108, 12262, 12445, 12989; 11 F.R. 1296.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4105; Filed, Mar. 13, 1946; 11:36 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[2d Rev. MPR 183,[1] Amdt. 20]

GROCERY ITEMS IN PUERTO RICO

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 183 is amended in the following respects:

1. In section 1.9 (b) (1) the parenthesized phrase, "(insert name of commodity)," is amended to read: "(insert name of commodity, including grade, weight, quantity, size, style, and any other specification which affects the maximum price)."

2. Section 1.9 (c) is amended to read as follows:

(c) *Sales slips and receipts.* Any seller who has customarily given a purchaser a sales slip, receipt or similar evidence of purchase shall continue to do so. Upon request from a purchaser any seller, regardless of his previous custom, shall give the purchaser a receipt showing the date, the name and address of the seller, the name of each commodity sold (including the grade, weight, quantity, size, style, and other specification which affects the maximum price), and the price received for it.

3. In section 4.8 (c) (2) the price of the following item under the column heading "Price to wholesaler" is deleted, and the prices of such item at wholesale and retail are revised to read as follows:

(2) *Imported.*

Items and brand names	Unit (container)	Price to wholesaler (per doz.)	Price at wholesale (per doz.)	Price at retail (per unit)
Burry: Sugar wafers	7½ oz.		$0.53	[1] $0.06

[1] 2 for $0.11.

4. In section 4.10 (a) the item "El Cochinito" under the heading "Lard and rendered pork fat" is deleted, and new items are added to read as follows:

(a) *Fats.*

Item and brand names	Case of—	Price at wholesale (per cwt.)	Retail price (per unit)
(1) Lard and rendered pork fat: All brands packed in—	50¼ lb. can	$21.00	$1.20
	5 lb. can	20.85	1.18
	3 lb. can	21.85	.74

[2] 10 F.R. 7635, 8933, 9223, 9227, 10224, 10976, 11666, 11811, 12555, 12744, 12745, 12961, 13230, 14247, 15173; 11 F.R. 608, 799, 1101, 1406.

5. In section 4.11 (a) the items "Century----48/#1 tall can," "Las Olas----100/5 oz. can" and "S & W----48/#1 oval can" under the heading "Sardines" are deleted.

6. Section 4.11 (b) is amended to read as follows:

(b) *Cured.*

Items	Price at wholesale (per lb.)	Price at retail (per lb.)
(1) Pickled: Herring, Mackerel, Alewife, Salmon	$0.1650	$0.14
	.2125	.25
(2) Smoked: Bloater (round hard)	.1585	.19
(3) Dry salted fish: Codfish, Pollack, Hake, Cusk, Ling, Scithe, Haddock	.19	.22
Fillet	.2750	.32

7. In section 4.14 (b) new items are added to read as follows:

(b) *Fruit juices and nectars.*

Items and brand names	Case of—	Price at wholesale	Retail price (per unit)
Juices Packed in Puerto Rico: Tropical Sun: Custard Apple (guanabana)	24/2 can	$3.10	$0.17
Guava	24/2 can	3.35	0.1b
Tamarind	24/2 can	3.10	.17

8. Section 4.17 (a) (2) is amended to read as follows:

(2) *Imported beef.* (i) Maximum prices at wholesale for imported beef carcasses.

(a) From the United States, 22 cents per pound.

(b) From St. Croix, 29 cents per pound.

(c) From Santo Domingo, 23 cents per pound.

9. In section 4.18 the prices of one item are revised to read as follows:

Items and brand names	Case of—	Price at wholesale	Retail price (per unit)
2. *Beef and beef products* Star: Corned beef hash	24/16 oz. can	$5.75	$0.29

10. In section 4.20 (b) (6) the prices of one item are revised to read as follows:

(6) *Vinegar.*

Items and brand names	Case of—	Price at wholesale	Retail price (per unit)
Heinz	24/16 oz.	$3.40	$0.18
	12/32 oz.	3.05	.31

11. Section 4.25 (b) is amended to read as follows:

(b) *Dried vegetables.*

	Price at wholesale	Price at retail
All dried beans and dried split peas (except dried whole peas, lima beans, red kidney beans and garbanzos) imported from the continental United States: Grades 1, 2, 3 and better	*Per 100 lbs.* $8.70	*Per lb.*
All grades of red kidney beans: Grades 1, 2, 3 and better	8.90	$0.10
All grades inferior to U. S. 3, including samples and substandards		.10
All grades of lima beans and baby lima beans imported from the continental United States	7.00	.08
All grades of dried whole peas imported from the continental United States	9.00	.10
	7.00	.08
All grades and counts of garbanzos	*Per 50 kilos* 10.00	.11
All grades of red, pink and mottled varieties of dried beans and lentils not imported from the continental United States	*Per 100 lbs.* 12.50	.15
All grades of white varieties of dried beans not imported from the continental United States	11.50	.14
Pigeon peas not imported from the continental United States	6.50	.08

[1] On home delivered sales the maximum price at retail, except for lentils, may be increased by 1¢ per pound.

NOTE: The above prices do not apply to sales of seeds to the Federal or Insular Government or to the agencies of either. Such sales are exempted from price control.

12. In section 11.1 a new paragraph (j) is added to read as follows:

(j) *Duty.* Notwithstanding the provisions of section 1.14 (a) (6), the duty paid on any imported textile product shall not be figured in the seller's direct cost. However, such duty may be added to the seller's maximum price, and except on sales at retail, shall be separately stated on the seller's invoice.

13. In section 12.3 the prices of one item are revised to read as follows:

Items and brand names	Case of—	Price at wholesale	Price at retail
All candles No. 28	1120	$6.45	4 for 3¢

14. In section 12.7 (a) the prices of the following kerosene stoves are revised to read as follows:

Items and brand names	Model No.	Description	Price at wholesale (each)	Price at retail (each)
Prize	C29N	2 burners, without legs	$5.75	$7.80
Prize	C39N	3 burners, without legs	7.80	10.55
Prize	C28N	2 burners, with legs	7.00	9.50
Prize	C1	1 burner, without legs	4.25	5.75
Boss	B-3WS	3 burners, with legs	23.55	31.90

15. Section 13.1 is amended to read as follows:

SEC. 13.1 *Maximum prices for toys and games.* (a) The maximum prices for toys and games shall be:

(1) For toys and games purchased directly from a manufacturer, the direct cost to the importer, as defined in section 1.14 (a) (6), multiplied by 1.25 for sales at wholesale, and by 1.75 for sales at retail.

(2) For toys and games purchased from a supplier other than the manufacturer, the direct cost to the importer, as defined in section 1.14 (a) (6), multiplied by 1.11 for sales at wholesale, and by 1.555 for sales at retail.

(3) For toys and games manufactured in the Territory of Puerto Rico, the price charged by the manufacturer, which in no event may exceed the maximum price established by any applicable price regulation or order, multiplied by 1.75.

(b) *Notification to retailers.* The importer shall, at the time of, or prior to the first delivery to each retailer, notify the retailer in writing of his maximum retail price under this section.

(c) *"Cross stream" sales.* The maximum price for a sale by a wholesaler to another wholesaler or by a retailer to another retailer shall be no higher than the importer's direct cost of the article extended by the markups authorized by paragraph (a) above for sales at wholesale.

(d) Sales at retail by a person who manufactured the article being sold are not covered by this section. Such sales are governed by the provisions of the General Maximum Price Regulation.

This amendment shall become effective March 18, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4102; Filed, Mar. 13, 1946; 11:39 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 288,[1] Amdt. 9]

SALES SLIPS AND RECEIPTS IN ALASKA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 9 (c) is amended to read as follows:

(c) *Sales slips and receipts.* Any seller who has customarily given a customer a sales slip, receipt or similar evidence of purchase shall continue to do so. Upon request from a purchaser any seller, regardless of previous custom, shall give the purchaser a receipt showing the date, the name and address of the seller, the name of each commodity sold (including the grade, weight, quantity, size and any other specification which affects the maximum price), and the price received for it.

This amendment shall become effective March 18, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4103; Filed, Mar. 13, 1946; 11:39 a. m.]

[1] 10 F.R. 5909, 6802, 7794, 8370, 8936, 9335, 9467, 13405; 11 F.R. 558.

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 286,[1] Amdt. 10]

ELECTRIC IRONS IN ALASKA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 37 is hereby revoked.

This amendment shall become effective as of January 12, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4104; Filed, Mar. 13, 1946; 11:39 a. m.]

PART 1445—LIVESTOCK

[MPR 574]

LIVE BOVINE ANIMALS (CATTLE AND CALVES)

Correction

In Federal Register Document 45-1761, which appears at page 1270 of the issue for Wednesday, January 31, 1945, the date of approval by the War Food Administrator and his signature were omitted. They should read "Approved: January 27, 1945. Grover B. Hill, *First Assistant War Food Administrator.*"

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 72]

EXEMPTION OF CERTAIN TRANSPORTATION SERVICES BY CARRIERS OTHER THAN COMMON CARRIERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.46 is amended by the addition of a new paragraph (b) (156) and of a new paragraph (g), to read as follows:

(156) Transportation by air by carriers other than common carriers, rates and charges for.

(g) The rates charged for the transportation of the following commodities are exempt from price control when transported exclusively (and not accompanying other commodities):

(1) Flowers and floral products (included, but not limited to florists foliage, decorative and trimming products as well as flower centerpieces) fresh, dried, preserved, natural or artificial and seeds and bulbs for planting purposes.

(2) Books, magazines, motion pictures, periodicals, newspapers, pamphlets, leaflets, sheet music, music rolls, stamp albums, maps, charts, catalogues, directories, programs, house organs, menus, advertising matter printed on paper (except such articles as containers, labels and book matches, the form of which serves a purpose other than that of advertising), time tables, tariffs, price lists and globes including advertis-

[1] 10 F.R. 5909, 6802, 7794, 8370, 8936, 9335, 9467, 13405; 11 F.R. 558.

ing material and premiums shipped therewith when the weight or bulk of such advertising material or premiums (except premium books, regardless of relative weight or bulk, may be shipped with magazines, magazine sections or periodicals) does not exceed (10) percent of the weight or bulk of the entire shipment.

(3) Precious metals and metal alloys, bimetals, findings, jewelers sweeps, scrap, refinings, solutions and waste containing precious metals, empty containers for above articles, flux and solder for precious metals or precious metal alloys, and advertising matter for above articles as well as such merchandise as is dealt in by dealers in precious metals or precious metal alloys, and in connection therewith supplies materials and equipment used in the conduct of such business when shipped with the precious metals or precious metal alloys.

This amendment shall become effective March 18, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4101; Filed, Mar. 13, 1946; 11:38 a. m.]

Chapter XXIII—War Assets Corporation[1]

[SPA Rev. Reg. 5]

PART 8305—SURPLUS NONINDUSTRIAL REAL PROPERTY

Surplus Property Administration Regulation 5, October 9, 1945, as amended to December 4, 1945, entitled "Surplus Nonindustrial Real Property" (10 F.R. 12812, 14028, 14865), is hereby revised and amended as herein set forth. New matter is indicated by underscoring. Orders 1 through 14 under this part (10 F.R. 12070, 12735, 12961, 14072, 14399, 15269, 15305, 11 F.R. 182, 609, 746, 1357, 1527, 1528, 2380), shall remain in full force and effect.

Sec.
8305.2 Definitions.
8305.3 Scope.
8305.4 Declarations.
8305.5 Communications after notice of transmittal.
8305.6 Withdrawals.
8305.7 Disposal of leasehold interests and improvements by owning agency.
8305.8 Permit or order use.
8305.9 Easements having no commercial value.
8305.10 Duties of owning and disposal agencies.
8305.11 Priorities.
8305.12 Disposal methods and principles.
8305.13 Records and reports.
8305.14 Regulations by agencies to be reported to the Administrator.
Exhibit A—Notice of sale.
Exhibit B—Government agencies to be given notice of impending disposal by mail.
Exhibit C—Priority chart.

AUTHORITY: §§ 8305.2 to 8305.14 inclusive issued under Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), and Executive Order 9689 (11 F.R. 1265).

[1] Successor to Surplus Property Administration.

§ 8305.2 *Definitions*—(a) *Terms defined in act.* Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this part have the meaning given to them in the act.

(b) *Other terms.* (1) "Administrator" means the Chairman of the Board of Directors of the War Assets Corporation until March 25, 1946, and thereafter means the War Assets Administrator.

(2) "Continental United States" means the 48 States and the District of Columbia.

(3) "Former owner" means the person from whom the real property was acquired by the Government.

(4) "Nonprofit institution" means any nonprofit scientific, literary, educational, public-health, public-welfare, charitable, or eleemosynary institution, organization, or association, or any nonprofit hospital or similar institution, organization, or association, which has been held exempt from taxation under section 101 (6) of the Internal Revenue Code, or any nonprofit volunteer company or cooperative hospital or similar institution which has been held exempt from taxation under section 101 (8) of the Internal Revenue Code.

(5) "Educational institution" means any school, school system, library, college, university, or other similar institution, organization, or association, which is organized for the primary purpose of carrying on instruction or research in the public interest, and which is a nonprofit institution.

(6) "Public-health institution" means any hospital, board, agency, institution, organization, or association, which is organized for the primary purpose of carrying on medical, public-health, or sanitational services in the public interest, or research to extend the knowledge in these fields, and which is a nonprofit institution.

(7) "Offer" means a written offer to purchase surplus real property or a written application by a Government agency or a State or local government requesting that such property be held for disposal to it.

(8) "Owner-operator" means a person who will personally operate and cultivate agricultural land to earn a livelihood rather than lease it to a tenant.

(9) "Priority" means the right of a person, subject to stated conditions and limitations, to purchase surplus real property to the exclusion of other persons.

(10) "Real property" means any interest, owned by the United States or any Government agency, in land, together with any fixtures or improvements thereon, of any kind, wherever located, but does not include the public domain, or such lands withdrawn or reserved from the public domain as the Administrator determines are suitable for return to the public domain for disposition under the general land laws. It is not limited to the definition thereof as contained in section 23 of the act.

(11) "Section 23 real property" means property consisting of land, together with any fixtures and improvements thereon, located outside of the District of Columbia, but does not include war housing, industrial plants, factories, or similar structures and facilities, or the sites thereof, or land which the Administrator determines is essential to the use of any of the foregoing. "Similar structures and facilities" as used above shall include structures and facilities classified by the Administrator as (i) commercial, (ii) roads and local transportation, (iii) airport, (iv) railroad, transportation, and pipeline, (v) utility and communications, and (vi) institutional where there are improvements which render the property suitable for disposition and use for health or educational purposes.

(12) "State or local government" means any State, territory or possession of the United States, the District of Columbia, and any political subdivision or instrumentality thereof.

(13) "Veteran" means any person in the active military or naval service of the United States during the present war, or any person who served in the active military or naval service of the United States on or after September 16, 1940, and prior to the termination of the present war, and who has been discharged or released therefrom under honorable conditions. Veterans "released" from military or naval service shall include persons on terminal leave or final furlough and those whose status has been changed from "active" to "inactive".

(14) "War housing" means real properties improved with housing structures, acquired or constructed by the Government subsequent to September 8, 1939, either (i) for the purpose of housing servicemen, war workers, and their families, or (ii) by the use of funds earmarked or appropriated for the housing of persons engaged in national defense activities, and their families.

§ 8305.3 *Scope.* This part applies to surplus real property located within the continental United States, its territories and possessions, but does not include industrial, transportation, or marine industrial real property or airport property. With the exceptions above stated, it applies to real property of all kinds and classes, owned in fee simple or held under lease; to other interests in real property of whatever nature; and to surplus equipment and supplies thereon or therein which the Administrator or the owning agency determines are essential to the contemplated operation and use of the property.

§ 8305.4 *Declarations.* Declarations of surplus nonindustrial real property (whether or not section 23 real property) shall be filed with the Administrator as provided in Part 8301.[2] Where there are attached to or contained in any such real property surplus equipment and supplies which the Administrator or the owning agency determines are essential to the contemplated operation and use of the facility, the installation shall be held intact by the owning agency and the real property and personalty shall be declared surplus as a unit. The Administrator will transmit to the appropriate disposal agencies declarations filed pursuant to this section and will notify the owning agencies thereof.

§ 8305.5 *Communications after notice of transmittal.* After the owning agency receives notice of the transmittal to a disposal agency of a declaration of surplus real property, communications of the owning agency with respect to such property shall be addressed to the disposal agency, except where communication with the Administrator is required hereunder.

§ 8305.6 *Withdrawals.* If the owning agency wishes to withdraw surplus real property, Form SPA-5 shall be filed with the Administrator. If the property has been assigned to a disposal agency, a complete justification shall be submitted, and the Administrator may obtain the recommendation of the disposal agency as to the requested withdrawal. The owning agency and, where appropriate, the disposal agency shall be notified of the Administrator's decision.

§ 8305.7 *Disposal of leasehold interests and improvements by owning agency*—(a) *Leaseholds.* A Government agency owning a leasehold interest or similar right of occupancy which is no longer needed by such agency but which is needed by another Government agency shall, unless prohibited by the terms of the lease or other instrument under which the interest was acquired, transfer such interest directly to such other agency without declaring it surplus. Any such transfer shall be at the market value, unless transfers without reimbursement are authorized by law, and may be conditioned upon the transferee agency assuming all or any obligations incurred by the transferor agency in connection with the interest transferred. The owning agency shall take reasonable steps to ascertain the needs of Government agencies for such interests, and to this end may utilize the facilities of the Public Buildings Administration of the Federal Works Agency.

If such leasehold or other interest is not claimed by any Government agency within a reasonable time and the owning agency has the legal right to cancel, such lease or interest may be cancelled without declaring it surplus.

(b) *Improvements.* Where an owning agency no longer needs improvements located on Government-owned land which has not been declared surplus, or on non-Government-owned land leased or occupied by such agency with or without an obligation to restore the premises, such owning agency may dispose of such improvements by any one or more of the following methods:

(1) By transfer to the lessor or owner of the premises in full or partial satisfaction of any obligation to restore the premises, provided the lessor or owner shall pay for any excess value;

(2) By disposition in accordance with contractual commitments;

(3) By sale intact;

(4) By demolition contract let only on competitive bid, whereby title to the improvements passes to the contractor in consideration of his demolition of the improvements or restoration of the premises.

Such disposals shall be for a consideration that is fair and reasonable under all the circumstances. Unless otherwise authorized by the Administrator, an estimate shall be made prior to disposal of both the current market value of the improvements in place and their salvage value.

§ 8305.8 *Permit or order use.* When a Government agency utilizing Government-owned real property under some form of arrangement with another Government agency having primary jurisdiction over the property no longer needs the property, such real property and any interest therein shall be returned to the agency having primary jurisdiction over the property in accordance with the arrangement between such agencies, except where the property has been substantially improved while being so utilized. In this latter event the agency utilizing the property shall make a report of the facts to the Administrator for his determination as to how the interests of the Government will be best subserved.

§ 8305.9 *Easements having no commercial value.* Any Government agency may, with or without consideration, dispose of an easement to the owner of the land subject to the easement when such agency shall determine that the easement has no commercial value and is no longer needed: *Provided*, That, when any such easement shall have been acquired for a substantial consideration such disposal shall be made only for a reasonable value, taking into consideration any portion of the purchase price paid for severance damages.

§ 8305.10 *Duties of owning and disposal agencies*—(a) *General.* Upon receipt by a disposal agency of a declaration, it shall undertake immediately to dispose of the property covered by the declaration in accordance with the requirements of the act and of this part.

(b) *Care and handling.* When any surplus real property is assigned to a disposal agency, the disposal agency shall have responsibility for the care and handling of such property pending its disposition, except to the extent that such responsibility has been or may be postponed by the Administrator pursuant to the authority vested in him by section 11 (d) of the act. In discharge of this responsibility the disposal agency shall, upon receipt of a declaration of surplus real property, immediately contact the owning agency to work out mutually satisfactory arrangements for the disposal agency's assumption of the custody and control of, and accountability for, the property covered by such declaration. Such assumption shall be completed within sixty (60) days after the disposal agency receives the declaration, unless additional time is allowed by the Administrator. Pending the assumption of custody and control of the property by the disposal agency, the owning agency may lease it or grant a permit to place it in productive use, *Provided*, That such lease or permit shall be revocable at the will of the Government agency having jurisdiction. If arrangements are not made by lease or use permit for the care and maintenance of the property pending assumption of custody by the disposal agency, the owning agency shall take necessary steps to insure its reasonable preservation and safety.

(c) *Improvements.* Disposal agencies shall make repairs necessary for the preservation and maintenance of the property, but no funds shall be expended by disposal agencies for improvement of real property declared to them as surplus or for the erection of structures thereon unless such expenditures are authorized by the Administrator.

(d) *Transfer of title papers, documents, etc.* Upon request of the disposal agency, the owning agency shall immediately supply the disposal agency with the originals or true copies of all information and documents pertaining to the surplus real property in the possession of the owning agency and copies of which have not been filed with the declaration. These shall include appraisal reports, abstracts of titles, tax receipts, deeds, affidavits of title, copies of judgment in condemnation proceedings and all other title papers relating to the property. All such papers and documents which may still be needed by the owning agency shall be returned to it as soon as the needs of the disposal agency have been satisfied. The disposal agency may transfer to the purchaser of surplus real property, as a part of the disposal transaction, any abstract of title which relates to the property being transferred and which is no longer needed either by the owning or the disposal agency. The terms upon which such transfer shall be made may be fixed by the disposal agency.

§ 8305.11 *Priorities*[3]—(a) *Order of priority.* In disposing of surplus real property, disposal agencies shall recognize the following priorities:

(1) Government agencies shall be accorded first priority to acquire all classes of surplus real property for their use: *Provided*, That Reconstruction Finance Corporation, successor to Smaller War Plants Corporation, shall have such priority to acquire any such surplus property ocable at the will of the Government for its use and for resale as provided in

[2] SPA Reg. 1 (10 F.R. 14064).

[3] For an aid in ascertaining priorities and their order see priority chart in Exhibit C.

section 18 (e) of the Surplus Property Act of 1944.

(2) State or local governments shall be accorded second priority as to all classes of surplus real property. Any State or local government which has lost a highway or street over surplus section 23 real property because of Government acquisition or action shall be accorded a special priority, prior to all other State or local governments, to permit it to re-establish such highway or street. This right shall extend to the original right-of-way and any new or additional rights-of-way needed to re-establish the street or highway on a new or more adequate location.

(3) A former owner shall be accorded third priority as to any surplus section 23 real property acquired from him by any Government agency after December 31, 1939. This priority shall relate to property which is substantially the identical tract acquired by the Government from the owner. If this tract is not available to the former owner or is not desired by him because it is no longer suitable for the purpose for which it was used when acquired by the Government, he may be offered substitute property. Such substitute property shall be in the same area, be classified as suitable for the use for which the original tract was used when acquired and otherwise be similar to the original tract. With respect to any substitute property thus made available to him the former owner shall be accorded a priority subordinate only to the priorities of Government agencies, State or local governments, a former owner or a tenant of a former owner of the substitute property. Acquisition of a substitute tract shall extinguish the priority of the former owner with respect to the original tract. Where only a portion of an original tract acquired from a former owner is declared surplus and the circumstances indicate that the remainder of such former owner's original tract will be declared surplus within a reasonable time, the disposal agency, without affecting the priorities of Government agencies or State and local governments, may grant the former owner a priority to the portion first declared surplus and extend the same to a date ninety (90) days from the date notice is forwarded to the former owner of the availability of the entire original or substantially identical tract acquired from him.

(4) A tenant of a former owner, who was in possession of agricultural section 23 real property at the time the same was acquired by any Government agency after December 31, 1939, shall be accorded fourth priority with respect to substantially the same property occupied by him as tenant at the time of such acquisition.

(5) A veteran, and the spouse and children (in that order) of a person who died while in the active military or naval service of the United States on or after September 16, 1940, shall be accorded a priority as to all surplus section 23 real property classified by the Administrator as suitable for agricultural, residential or small business purposes. This priority shall be subordinated to all the priorities described in subparagraphs (1) through (4) of this paragraph.

(6) Owner-operators shall be accorded a priority with respect to all surplus section 23 real property classified by the Administrator as suitable for agricultural use. This priority shall be subordinate to the priorities described in subparagraphs (1) through (5) of this paragraph.

(7) Nonprofit institutions shall be accorded a priority with respect to all surplus real property. This priority shall be subordinate to the priorities described in subparagraphs (1) through (6) of this paragraph.

(b) *Extent of priorities.* The priorities of Government agencies, State or local governments and nonprofit institutions are continuing priorities which are not exhausted because of their effective exercise with respect to a given piece of property. The priority of a veteran, the spouse and children of a deceased serviceman, or an owner-operator ceases to exist after it has once been effectively exercised with respect to one appropriate unit. The priority of a former owner or tenant is limited to the particular property as described in paragraph (a) (3) and (4) of this section.

(c) *Transfer of priorities and transmission on death.* No assignment or transfer of a priority shall be recognized, but the priority of a former owner may be exercised through an agent duly authorized in writing where the priority holder is so situated that he cannot exercise it in person. Upon the death of a veteran or former owner his spouse or children (in that order) shall succeed to his priority rights. The priority right of a tenant shall be extinguished by his death.

(d) *Time and method of exercise.* The time for exercise of priorities shall be a period of ninety (90) days after the date notice of availability is first published, as required by § 8305.12 (c) (2), or such additional period as the Administrator may allow when necessary or appropriate to facilitate a sale of the property to a former owner entitled to priority: *Provided, however,* That property may be disposed of prior to the expiration of such period pursuant to the provisions of § 8305.12 (e) or § 8305.12 (n) hereof. Within such period the priority holder shall indicate an intention to exercise the priority by submitting to the disposal agency a written offer to purchase, accompanied by such deposit as the disposal agency may require. When, however, an offer cannot be made because the disposal agency lacks necessary information on price, units or other matters, it shall be sufficient if the priority holder files a written statement of his desire to acquire the property or one or more appropriate units thereof. As soon as the necessary information becomes available (whether during or after the priority period or any extension thereof), those who have filed such statements shall be so advised and given an opportunity to make an offer. Veterans, the spouse and children of deceased servicemen, and owner-operators may offer to purchase any or all units offered for sale. The offer of a Government agency or of a State or local government shall be in the form of a written application in duplicate requesting that the property be held for disposal to it. Such application shall state the price that applicant is willing to pay for the property or that a transfer without reimbursement or transfer of funds is authorized by law, and give all pertinent facts pertaining to the applicant's need for the property. If the applicant shall require time to acquire funds or authority to take the property without reimbursement or transfer of funds, it shall so state and indicate the length of time needed for that purpose. Upon receipt of an application with such a statement the disposal agency shall forward a copy of the same to the Administrator. The Administrator will review the application and determine what time (if any) shall be allowed applicant to conclude the acquisition of the property and will advise the disposal agency and the applicant of such determination. During the time thus allowed the property may not be disposed of unless the priority period has expired and applicant's price (where it is seeking to acquire the property on a reimbursable basis) is less than the maximum price it may be charged and a higher price has been offered by another person.

(e) *Failure to offer full amount or to exercise in time.* Priorities of Government agencies and State or local governments shall not expire because they are not exercised within the priority period, but an offer by such a priority holder made after the expiration of the priority period shall be disregarded if a contract to sell the property to another has previously been entered into. Priorities of all others not exercised during the priority period shall expire upon the termination of such period and the disposal agency shall certify that it has complied with the requirements of § 8305.12 (c) (2) and (3) and, if such is the case, that no person has attempted during the priority period to exercise the priority of a former owner, a tenant, a veteran or the spouse and children of a deceased serviceman. A certified copy of such certification shall be given to any purchaser of the property at the time of transfer. The disposal agency may in its discretion permit veterans, or the spouse and children of deceased servicemen, or owner-operators to make offers after the priority period and be considered on the same basis as if they had exercised their priority during the priority period, but such action on the part of a disposal agency shall not be regarded as extending the priority period. In order to exercise his priority, a priority offeror shall bid the maximum price which he may be charged. If his bid is less than his maximum price, such bid shall be treated as a nonpriority offer.

§ 8305.12 *Disposal methods and principles*—(a) *Descriptions, surveys and subdivisions.* The disposal agency shall obtain the full and correct legal description of the property to be disposed of and take the steps necessary to determine its exact location and area. Surveys shall be made, when necessary, and markers or monuments placed upon the ground. For disposal to others than Government agencies, State or local governments, former owners or tenants, surplus section 23 real property shall be subdivided by the disposal agency into appropriate units for disposal. Section 23 real property classified as suitable for agricultural use shall be subdivided by the disposal agency into economic family-size units wherever practicable. The size of such units may vary according to the conditions and farming practices in the locality where the land is situated. Section 23 real property not classified as suitable for agricultural use shall be subdivided into such units as seem suitable in view of the character of the property, the use or uses to which it may be put and the possibilities of giving veterans and those who will use the property personally a fair opportunity to acquire and advantageously utilize the property. Plans for such subdividing shall be developed immediately after the disposal agency receives the declaration of surplus. The actual work of subdividing shall be carried forward as rapidly as practicable in view of all the circumstances, with effort made to complete the task at the earliest possible date after the expiration of the priority period. Subdivision may be delayed if it appears that the property will be absorbed by the priorities of Government agencies, State or local governments, former owners or tenants.

(b) *Evaluation and appraisal.* All surplus real property shall be valued at its current market value. This value is the highest price the property will bring in terms of money if offered for sale in the open market with reasonable time to find a purchaser buying with knowledge of the uses and purposes to which it is adapted and for which it is capable of being used. To determine such value the disposal agency shall have the property appraised by experienced and qualified appraisers familiar with the types of property to be appraised by them. They may be staff appraisers of the disposal agency, individuals employed on a loan reimbursable basis from other Federal agencies or independent appraisers in private business. All appraisal reports shall contain the appraiser's certificate that he has no interest, direct or indirect, in the property or sale or disposition thereof.

(c) *Notice and advertisement—(1) Wide publicity.* The disposal agency shall avail itself of all suitable means to give wide publicity to the availability for disposal of surplus real property.

(2) *Publication of notice.* Upon receipt of a declaration of surplus real property the disposal agency shall promptly and widely publicize the same, giving information adequate to inform interested persons of the general nature of the property and its possible uses. Such publicity shall be by public advertising, and may also include press releases, display advertisements, and any other appropriate means which it is customary to use for advertising notices of sale. Such public advertising shall consist of a sale notice containing substantially the matters set forth in Exhibit A and shall be published at least three (3) times during the ninety (90) days following the date such notice is first published at approximate intervals of twenty-one (21) days, unless the property has been disposed of pursuant to the provisions of paragraph (e) or paragraph (n) hereof.

(3) *Notice by mail.* At the time of the first publication of the notice required by subparagraph (2) of this paragraph the disposal agency shall also send a copy of the notice by mail to all Government agencies listed in Exhibit B, to the State and the political subdivision in which the property is located, and to the former owner when he is entitled to priority. The notice to the former owner shall be sent by registered mail to his last known address with return receipt requested.

(4) *Additional notice.* A disposal agency which has decided to accept offers after the priority period from veterans and the spouse and children of deceased servicemen and owner-operators who have not exercised their priority during such period, may give such additional notice to such persons as the disposal agency shall deem proper.

(d) *Information available to purchasers.* Within thirty (30) days after notice is first published as required by paragraph (c) of this section, or as soon thereafter as possible, every effort shall be made to have available in the office of the officer having charge of the disposal all necessary information concerning the property. This shall include the appraised value of the property, the unit sizes in which the property will be sold to various classes of purchasers, the priorities and the time and method of exercising them, the maximum prices which may be charged different priority buyers (see paragraph (h) of this section) and all other terms and conditions of sale. Any person shall be entitled, upon request, to receive such information or have access thereto at all reasonable times, as well as information concerning offers, exercises of priorities and sales that have been made at the time of the inquiry.

(e) *Offers and procedure thereon.* During the ninety (90) day priority period, the disposal agency shall receive offers from priority and nonpriority buyers; but no offers shall be accepted until the expiration of such priority period except in the following cases:

(1) Where an immediate transfer is requested by one of the armed forces prior to the conclusion of peace, its need shall be recognized as paramount, and a transfer may be made without notice to other Government agencies.

(2) Where an immediate transfer is requested by a Government agency other than as provided in subparagraph (1) above, a transfer or disposal may be made to it after ten (10) days' written notice of availability has been given to all Government agencies listed in Exhibit B, and notice of availability has been published one or more times, the first time at least ten (10) days prior to such transfer, in a newspaper published or having general circulation in the county in which the property is located, *Provided,* That no acceptable offer has been received from a holder of an equal priority showing a greater need for the property.

(3) Where an immediate disposal is requested by a State or local government or, except as to section 23 real property, by a nonprofit institution, a disposal may be made after ten (10) days' written notice of availability has been given to all Government agencies listed in Exhibit B and notice of availability has been published one or more times, the first time at least ten (10) days prior to such disposal, in a newspaper published or having general circulation in the county in which the property is located, *Provided,* That no acceptable offer has been received from a holder of a higher priority or from a holder of an equal priority showing a greater need for the property, and *Provided further,* That such disposal is approved by the Administrator.

(f) *Disposal provisions—(1) Terms and conditions of disposal.* Disposals generally shall be of the entire interest of the Government and for cash; but shall be made upon such terms and conditions as the disposal agency may deem necessary to protect the interests of the Government and carry out the requirements of this part.

(2) *Granting of easements.* A disposal agency may grant easements in or over real property, *Provided,* That the prior approval of the Administrator shall have been obtained where such easements affect the value of the property and, in such cases, the granting of the easements shall be for a consideration that is fair and reasonable, or without compensation when authorized by law.

(3) *Leases or occupancy permits.* The disposal agency may lease or grant a permit on surplus property to place it in productive use pending disposition, *Provided,* That such lease shall be revocable at the will of such disposal agency; and may also, with the approval of the Administrator, grant irrevocable leases where such action would be in the best interest of the Government and meet the objectives of the act.

(4) *Renewal of leases and purchase of outstanding interests.* The disposal agency may renew any lease in which the Government is lessee relating to surplus nonindustrial real property and shall assume and carry out any valid obligation which may have been entered into by the owning agency. The disposal agency as such shall not by exercise of any option or otherwise purchase nonindustrial real property for resale or lease without the prior written approval of the Administrator.

(g) *Form of transfer.* Deeds or instruments of transfer (other than leases) shall be in the form approved by the Attorney General. Transfers shall be by quitclaim deed unless the disposal agency finds that a warranty deed is necessary to obtain a reasonable price for the property or to render the title marketable and the use of such a deed is recommended and approved by the Attorney General as provided in the act.

(h) *Prices; donations—(1) General requirements.* The purchasers mentioned in subparagraphs (2), (3), (4) and (5) of this paragraph shall in no event be charged more than the prices at which they are entitled to purchase under the provisions of such subparagraphs. On sales or disposals to all others it shall be the duty of the disposal agency to obtain the highest competitive price actually obtainable. No sale or disposal shall be made at a price which is more than twenty-five (25) per centum below the current market value until such sale or disposal has been reviewed and approved by the Administrator, unless that price is the maximum price which may be charged the purchaser.

(2) *Former owner and tenant.* Persons purchasing surplus real property pursuant to the priority of a former owner or tenant of a former owner shall be entitled to purchase at the lower of (i) the current market value or (ii) the price for which the property was acquired by the Government adjusted to reflect any increase or decrease in the value of such property resulting from action by the United States.

(3) *Government agencies, State or local governments, nonprofit institutions and owner-operators.* Government agencies shall be entitled to acquire surplus real property at a price equal to the fair value. State or local governments, nonprofit institutions, and owner-operators shall be entitled to acquire surplus real property at a price equal to the current market value. State or local governments purchasing rights-of-way for highways and streets, pursuant to the priority provided for in § 8305.11 (a) (2) shall be entitled to purchase the same at a rate of compensation not exceeding that paid for it by the Government. Government agencies shall be entitled to acquire property without charge where a transfer without reimbursement or transfer of funds is authorized by law. The disposal agency shall make such transfers of real property to Government agencies without reimbursement or transfer of funds whenever a transfer on such terms by the owning agency by which such property was declared surplus would be authorized by law to be made to the agency desiring such property.

(4) *Veterans.* Veterans and the spouse and children of deceased servicemen shall be entitled to purchase surplus real property at a price fixed by the disposal agency after taking into consideration the current market value, the character of the property, and, if income-producing, the estimated earning capacity thereof.

(5) *Disposals for educational or health purposes.* State or local governments or educational or public-health institutions seeking to acquire surplus real property for educational use or to promote and protect the public health may, with the approval of the Administrator, acquire such property at the current market value less any discount allowed because of the benefit which has accrued or may accrue to the United States by such use; *Provided*, That no such discounts may be allowed to any nonprofit institutions which are not exempt from taxation under section 101 (6) of the Internal Revenue Code. Applications for such discounts shall be filed with the Administrator and shall indicate with reasonable completeness the nature of the contemplated use of the property, the basis for claiming preferential treatment, a full description of the applicant, and the ways in which and the extent to which the United States will be benefited by the proposed use. Each such application shall be accompanied by a certificate by an authorized official of the buyer that the buyer is a State or local government or that it is a nonprofit institution as defined in § 8305.2 (b) (4) and that the property is being acquired for educational or health purposes. The application also shall be accompanied by a statement from the disposal agency setting forth such information as the disposal agency is able to secure with respect to the applicant and the contemplated use by such applicant, and the disposal agency's estimate of the current market value of the property. After considering the application and any additional evidence deemed appropriate, including additional information required from the disposal agency or the applicant, the Administrator shall notify the disposal agency of his decision on the application, certifying the amount of the discount granted and directing the terms and conditions of the disposal, including provisions for the reversion of the property to the United States if the buyer ceases to use it for educational or health purposes.

(6) *Donations.* Surplus real property may be donated only to government agencies, State or local governments or nonprofit institutions organized and operated for educational or charitable purposes and only when the disposal agency finds that the property either (i) has no commercial value or (ii) that the cost of its care and handling and disposition would exceed the estimated proceeds.

Before making any donation, however, the disposal agency shall in all cases obtain the prior approval of the Administrator. To obtain such approval the disposal agency shall submit to the Administrator a copy of its findings, together with any supporting evidence and a full description of any donation that may be proposed.

(i) *Acceptance of offers.* Upon the expiration of the priority period designated in § 8305.11 (d) the disposal agency shall proceed with the acceptance of offers, except to the extent that delay is necessary to obtain offers from priority holders who filed statements of their desire to purchase during the priority period. Offers from priority holders at their respective maximum prices shall be accepted in the order of their priority. If there are several acceptable offers at the same price from offerors in the same priority group, the offer to be accepted from that group shall be selected as provided in paragraph (k) of this section. If offers have been received from persons having no priority and there is no acceptable offer from a person holding a priority, only the highest of such offers may be accepted by the disposal agency. If there are several acceptable nonpriority offers at the same price, the one to be accepted shall be selected by lot. Disposal agencies may reject any offer which is for a price below the current market value other than an offer from a priority holder for the maximum price which can be charged the offeror. When a veteran, the spouse and children of a deceased serviceman or an owner-operator shall have made offers for more than one unit, only one of the offers of such offeror shall be accepted.

(j) *Proof of priority status.* Before a disposal agency shall dispose of surplus real property on the basis of the priority claimed by the offeror, it shall require satisfactory proof of the priority status, identity or authority of the person making the offer.

(k) *Selection of offers from among same priority group.* If equal offers are received for the same property during the priority period from two or more offerors of the same priority group, the offer which shall be accepted shall be selected in accordance with subparagraphs (1) and (2) of this paragraph.

(1) In the case of Government agencies, State or local governments or nonprofit institutions the selection shall be determined on the basis of need. If the matter cannot be determined by agreement between the claimants, the disposal agency shall report the matter in writing to the Administrator, setting forth the names of the competing claimants, a summary of their respective claims, a description of the property involved, and the recommendations, if any, of the disposal agency, together with any statements in writing which the claimants or any of them may wish to file with the Administrator. The Administrator shall review the matter and report his determination to the disposal agency. The Administrator's determination shall be final for all purposes.

(2) With respect to all other priority groups the selection shall be made by lot. Drawings shall be conducted openly and fairly. If a veteran, the spouse and children of a deceased serviceman or an owner-operator is selected for more than one unit, he shall elect in writing which one he shall take and thereupon the right to purchase the remaining unit or units of property shall go to the remaining applicants in the particular priority group in the order in which their names are drawn.

(l) *Notice to unsuccessful bidders; nonperformance by successful bidder.* When an offer for surplus real property has been accepted, the disposal agency shall notify the unsuccessful bidders of such acceptance and return their deposits to them. If performance of the contract of the successful bidder is not completed, or if a Government agency or State or local government fails to complete its acquisition of the property after having it held for the time allowed by the Administrator, the disposal agency shall promptly notify by mail all those who made unsuccessful offers during the priority period or any time allowed thereafter that if they renew their offers within fifteen (15) days from the date of mailing of the notice they will be reconsidered on the same basis on which they would have been considered had the offer accepted not been received in the first instance.

(m) *Absence of acceptable offers; methods of sale.* If no acceptable offer is received during the priority period or none results from a statement filed during the priority period, or if no acceptable offer is renewed after the giving of notice under the circumstances provided for in paragraph (l) of this section, the disposal agency shall proceed to dispose of the property by negotiated sale, auction or other suitable method. Such disposals shall be subject to the price restrictions of paragraph (h) (1) of this section.

(n) *Disposal of leasehold interests and improvements by disposal agency.* (1) Where real property held only under lease or other similar right of occupancy, with or without improvements thereon, is declared surplus, the disposal agency, after giving ten (10) days' notice of availability to all Government agencies listed in Exhibit B and ten (10) days' notice in a newspaper published or having general circulation in the county in which the property is located, may, in the absence of a proposal to take over and assume the lease submitted by a Government agency or a State or local government, cancel the lease, if legally permissible, and dispose of any structures or improvements thereon by any one of the following methods: (i) By transfer to the lessor or owner of the premises in full or partial satisfaction of any obligation to restore the premises, provided the lessor or owner shall pay for any excess value; (ii) By disposition in accordance with contractual commitments, except where demolition or removal would be required; (iii) By sale intact; (iv) By transfer of the responsibility for demolition and disposal to the disposal agency designated to perform demolition functions.

(2) In the case of Government-owned land, the disposal agency shall, wherever practicable, dispose of improvements and fixtures with the land. If this is not practicable, the disposal agency may dispose of the improvement separately from the land by sale intact or by transfer of the responsibility for demolition and disposal to the disposal agency designated to perform demolition functions.

(o) *Disposal of personalty.* Where equipment and supplies are assigned for disposition in conjunction with real property, they may be disposed of with the real property, and any discount applicable to the real property shall apply also to the equipment and supplies. The disposal agency shall hold the real property and personalty intact until such time as the disposal agency determines that the retention of the personalty will not facilitate the disposition of the real property, *Provided*, That in no event shall the personal property be separated from the real property until such time as such property has been offered for disposition intact and the period for the submission of bids has expired. Upon such determination by the disposal agency, the declaration covering the personal property shall be forwarded to the agency designated in Part 8301 [1] to dispose of such personalty, with notice to the Administrator, and the real property may be readvertised for disposition without the personalty.

§ 8305.13 *Records and reports.* Owning and disposal agencies shall prepare and maintain such records as will show full compliance with the provisions of this part as to each disposal transaction. The information in such records shall be available at all reasonable times for public inspection. Reports shall be prepared and filed with the Administrator in such manner as may be specified by orders issued under this part, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

§ 8305.14 *Regulations by agencies to be reported to the Administrator.* Each owning agency and each disposal agency shall file with the Administrator copies of all regulations, orders and instructions of general applicability which it may issue in furtherance of the provisions, or any of them, of this part.

This revision of this part shall become effective March 6, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 6, 1946.

EXHIBIT A

INSTRUCTIONS: The matters set forth herein are required to be included in all notices. Other matters may be added, and the typography and headings may be varied, to the extent that the disposal agency deems it desirable. The priority period given in the notice should be modified to the extent necessary to allow for any extensions.

NOTICE OF SALE

Surplus Government Real Property

The _____ hereby gives
(name of disposal agency)
notice that it now has available for disposal, under the Surplus Property Act of 1944 and SPA Rev. Regulation 5, the following real property which has been declared surplus by the Government:

(Here give general description including improvements and location. Full legal description need not be included.)

Terms and conditions of sale and all necessary information concerning the property and the method of exercising priorities and submitting offers will be available on and after

_____
(here give date not more than thirty (30) days after notice is first published)

at the office of _____
located at _____
Office hours are _____ to _____

Priorities. The property is subject to the following priorities in the order indicated:

(Here list priorities in their appropriate order. Priority chart in Exhibit C will be helpful in preparing this list.)

Priority period. The time for exercising priorities shall be a period of ninety (90) days commencing on _____
(specify date on which notice is first published)
and ending on _____
Persons not having a priority may also make offers during this period.

_____
(Signature of officer authorized to conduct disposal)

EXHIBIT B

Government agencies to be given notice of impending disposal by mail:
Department of State.
Department of the Treasury.
Department of War.
Department of Justice.
Post Office Department.
Department of the Navy.
Department of the Interior.
Department of Agriculture.
Department of Commerce.
Reconstruction Finance Corporation.
Department of Labor.
Federal Communications Commission.
Federal Power Commission.
U. S. Maritime Commission.
National Housing Agency.
Tennessee Valley Authority.
Veterans' Administration.
Office of Scientific Research and Development.

The mail address of these agencies is Washington 25, D. C.

[1] SPA Reg. 1 (10 F.R. 14064).

EXHIBIT C.—PRIORITY CHART

Type or class of priority holder	Type or class of property						
	Other than section 23 real property	Section 23 real property [2]					
		Acquired before Dec. 31, 1939			Acquired after Dec. 31, 1939		
		Other than agricultural, residential or small business	Residential and small business	Agricultural	Other than agricultural, residential or small business	Residential and small business	Agricultural
Government agencies	1	1	1	1	1	1	1
State or local governments [1]	2	2	2	2	2	2	2
Former owner taking identical tract	None	None	None	None	3	3	3
Tenant of former owner	None	None	None	None	None	None	4
Former owner taking substitute tract [3]	None	3	3	3	4	4	5
Veterans and spouse and children of deceased serviceman	None	None	4	4	None	5	6
Owner-operators	None	None	None	5	None	None	7
Nonprofit institutions	3	4	5	6	5	6	8

[1] A State or local government, which has lost a highway or street over surplus section 23 real property because of Government acquisition and action, has a special priority, ahead of all other State or local governments, to permit it to re-establish such highway or street. This right extends to the original rights-of-way and any new or additional rights-of-way needed to re-establish the street or highway on a new or more adequate location.

[3] This priority depends on the discretion of the disposal agency.

[2] Section 23 real property means property consisting of land, together with any fixtures and improvements thereon, located outside of the District of Columbia, but does not include war housing, industrial plants, factories, or similar structures and facilities, or the sites thereof, or land which the Administrator determines is essential to the use of any of the foregoing.

[F. R. Doc. 46-4094; Filed, Mar. 13, 1946; 11:35 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 206—FISHING AND HUNTING REGULATIONS

COASTAL WATERS OF ALASKA AND NAVIGABLE WATERS TRIBUTARY THERETO; FISHING

The amendment approved December 4, 1942 (7 F.R. 10484), postponing for the duration of the war and six months thereafter the effective date of the regulations and conditions approved October 14, 1940 (5 F.R. 4579), to govern the placing and maintenance of fishing structures in the coastal waters of Alaska and navigable waters tributary thereto, is hereby revoked, and the said regulations and conditions are hereby declared to be in full force and effect.

§ 206.95 *Coastal Waters of Alaska and Navigable Waters Tributary Thereto; Fishing.* * * *

(Sec. 10, River and Harbor Act, March 3, 1899, 30 Stat. 1151; 33 U.S.C. 403) [Regs. 6 March 1946 (CE 800.217 (Alaska Waters)—SPEWR)]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-4069; Filed, Mar. 13, 1946; 10:21 a. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—Public Health Service

PART 1—PERSONNEL

PART 2—MEDICAL RELIEF

CROSS REFERENCE: For the revocation of certain portions of Parts 1 and 2 of this chapter see Executive Order 9703, *supra.*

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

Subchapter B—Carriers by Motor Vehicle

PART 205—REPORTS

MONTHLY AND QUARTERLY REPORTS OF CLASS I MOTOR CARRIERS OF PASSENGERS

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 10th day of January, A. D. 1946.

The matter of statistical reports of Class I motor carriers of passengers being under consideration:

It is ordered, That the orders of January 13, 1944, and June 15, 1945 (§§ 205.11 and 205.21 of Title 49, Code of Federal Regulations) be and they hereby are vacated and set aside effective January 1, 1946, and the following order shall become effective in lieu thereof:

§ 205.11 *Quarterly reports of passenger revenues, expenses and statistics.* Each Class I common and contract motor carrier of passengers subject to the provisions of section 220 of the Interstate Commerce Act shall file, under oath, quarterly reports commencing with the period January 1, 1946, to March 31, 1946 (both dates inclusive), in accordance with the Quarterly Report of Revenues, Expenses and Statistics—Class I Motor Carriers of Passengers form which is hereby approved and made a part of this order.[1] Quarterly reports shall be forwarded, in triplicate, to the office of the Bureau of Motor Carriers of the Interstate Commerce Commission for the district in which the carrier is domiciled within thirty days after the close of the period to which they relate. (Sec. 220, 49 Stat. 563, sec. 24, 54 Stat. 926; 49 U.S.C. 320)

§ 205.21 *Monthly reports of revenues, passengers and mileage.* Each Class I common and contract motor carrier of passengers subject to the provisions of section 220 of the Interstate Commerce Act shall file monthly reports commencing with the month of January 1946 in accordance with the Monthly Report of Revenues and Statistics—Class I Motor Carriers of Passengers form which is hereby approved and made a part of this order.[1] Monthly reports shall be forwarded, in triplicate, to the office of the Bureau of Motor Carriers of the Interstate Commerce Commission for the district in which the carrier is domiciled within thirty days after the close of the period to which they relate. (Sec. 220, 49 Stat. 563, sec. 24, 54 Stat. 926; 49 U.S.C. 320)

And it is further ordered, That a copy of this order be served upon all Class I motor carriers of passengers subject to the act and that notice be given to the public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

NOTE: The reporting requirement of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

By the Commission, Division 1.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4071; Filed, Mar. 13, 1946; 10:57 a. m.]

[1] Forms filed with the Division of the Federal Register.

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service

Subchapter Q—Alaska Commercial Fisheries

PART 201—ALASKA FISHERIES GENERAL REGULATIONS

DETERMINATIONS OF DISPUTES OVER TRAP LOCATIONS

Correction

In Federal Register Document 46-3648, appearing at page 2454 of the issue for Saturday, March 9, 1946, the reference to § 201.25 in the last sentence of § 201.25 should read "§ 201.26."

Notices

TREASURY DEPARTMENT.

Bureau of Customs.

[T. D. 51416]

PRODUCTS OF CARPATHO-RUTHENIA, AREA OF THE UNION OF SOVIET SOCIALIST REPUBLICS

INSTRUCTIONS REGARDING CUSTOMS TREATMENT

MARCH 11, 1946.

Instructions regarding customs treatment of products of Carpatho-Ruthenia, which has been ceded by Czechoslovakia to the Union of Soviet Socialist Republics. T. D. 51360 amended.

The Department of State has informed the Treasury Department that Carpatho-Ruthenia (Carpatian Ruthenia) was ceded by Czechoslovakia to the Union of Soviet Socialist Republics effective June 29, 1945.

In the circumstances, articles manufactured or produced in Carpatho-Ruthenia, exported from any country on or after June 29, 1945, shall be regarded as manufactures or products of the Union of Soviet Socialist Republics for the purposes of the marking provisions of the Tariff Act of 1930, as amended. Carpatho-Ruthenia shall be regarded as an area of the Union of Soviet Socialist Rpublics on and after June 29, 1945, for determining dates of exportation for customs purposes.

Treasury Decision 51360 is amended accordingly.

[SEAL] W. R. JOHNSON,
Commissioner of Customs.

[F. R. Doc. 46-4097; Filed, Mar. 13, 1946; 11:48 a. m.]

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

KINGAN & CO. ET AL.

ORDER TERMINATING POSSESSION

By virtue of the authority vested in me by the President of the United States under Executive Order No. 9685 (11 F.R. 989), dated January 24, 1946, I hereby find from information available to me that there is no present interruption of production, as a result of existing or threatened strikes or other labor disturbances, at the following plants and facilities, possession of which was taken by the Secretary of Agriculture under orders dated January 25, 1946 (11 F.R. 1002), and February 2, 1946 (11 F.R. 1359), issued under said Executive order:

Kingan & Company, located in and around Dothan, Alabama;
Kingan & Company, located in and around Indianapolis, Indiana;
Kingan & Company, located in and around Storm Lake, Iowa;
Kingan & Company, located in and around Omaha, Nebraska;
Kingan & Company, located in and around Orangeburg, S. Carolina;
Kingan & Company, located in and around Richmond, Virginia;
Kingan & Company, located in and around New York, New York;
Kingan & Company, located in and around Philadelphia, Pennsylvania;
Superior Packing Company, located in and around South St. Paul, Minn.;
Tobin Packing Company, located in and around Fort Dodge, Iowa;
Tobin Packing Company (Estherville Packing Co.), located in and around Estherville, Iowa;
The Bartusch Packing Company, located in and around So. St. Paul, Minn.

I, therefore, terminate possession by the Government of all such plants, facilities, and properties, effective as of 12:01 a. m., March 13, 1946.

Dated: March 12, 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4066; Filed, Mar. 12, 1946; 4:38 p. m.]

CERTAIN AGRICULTURAL COMMODITIES

AMENDMENT TO PUBLIC ANNOUNCEMENT WITH RESPECT TO SUPPORT PRICES

Public announcement has heretofore been made (6 F.R. 4644, 7 F.R. 422, 9986, 9 F.R. 4837), pursuant to the provisions of section 4 (a) of the act approved July 1, 1941 (55 Stat. 498) as amended by the act of October 2, 1942 (56 Stat. 768), and the act of February 28, 1944 (58 Stat. 105), that it was necessary to encourage the expansion of the production of certain agricultural commodities, including chickens. The Secretary of Agriculture in accordance with such act, hereby announces a change in the aforesaid announcements with respect to chickens and the following statement of the commodities and level of price support is hereby substituted for the provision in the announcements heretofore made:

Chickens (excluding chickens weighing less than 3½ pounds live weight and all broilers) and turkeys: 90 percent of the parity price, but in no event less than specified prices to be announced from time to time.

Done at Washington, D. C. this 12th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4067; Filed, Mar. 12, 1946; 4:38 p. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G-655, G-675]

EL PASO NATURAL GAS CO. ET AL.

ORDER FIXING DATE FOR HEARING

MARCH 6, 1946.

In the matters of El Paso Natural Gas Company, Docket No. G-655, Southern California Gas Company and Southern Counties Gas Company of California, Docket No. G-675.

It appears to the Commission that:

(a) Pursuant to this Commission's order of January 18, 1946, consolidating these proceedings and fixing a date for hearing, a public hearing was held in Washington, D. C., on February 13, 14, 15, 18, 19, 20, 1946, at which time all of the above-named applicants presented direct evidence in support of their respective applications for certificates of public convenience and necessity under section 7 of the Natural Gas Act;

(b) An early additional hearing is consistent with the public interest;

The Commission, therefore, *orders* that:

A further public hearing be held with respect to the matters involved and the issues presented in these consolidated proceedings beginning on April 8, 1946, at 10:00 a. m. (P. S. T.), in Room 707, State Building, Los Angeles, California; at which time further direct evidence and cross-examination will be heard.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4075; Filed, Mar. 13, 1946; 11:25 a. m.]

[Docket No. G-703]

IROQUOIS GAS CORP. AND UNITED NATURAL GAS CO.

ORDER FIXING DATE OF HEARING

MARCH 8, 1946.

Upon consideration of the joint application filed February 13, 1946, and supplemental information thereto filed February 25, 1946, by Iroquois Gas Corporation, a corporation organized and existing under the laws of the State of New York and authorized to do business only in the State of New York, with its principal place of business in Buffalo, New York, and United Natural Gas Company, a corporation organized and existing under the laws of the State of Pennsylvania and authorized to do business in the States of Pennsylvania and Ohio, with its principal place of business in Oil City, Pennsylvania, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, for authority to construct and operate loop gas transmission pipeline facilities as follows:

(1) Iroquois Gas Corporation proposes to construct and operate approximately 17.9 miles of 16-inch loop gas transmission pipe line extending southerly from point of connection with an existing 20-inch line of this Applicant at its "Little Valley By-pass," located in the Town of Little Valley, Cattaraugus County, New York, to the Pennsylvania-New York State line where it will connect with proposed facilities of United Natural Gas Company.

(2) United Natural Gas Company proposes to construct and operate approximately 2.4 miles of 16-inch loop gas transmission pipe line extending southerly from point of connection at the Pennsylvania-New York State line with proposed facilities of Iroquois Gas Corporation to a point of connection with an existing 16-inch line of United Natural Gas Corporation at its "Maloney Farm By-pass" located in McKean County, Pennsylvania.

The Commission orders that:

(A) A public hearing be held commencing on the 22d day of March 1946, at 10:00 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C., concerning the matter involved and the issues presented in the above-entitled matter.

(B) Interested State commissions may participate in the hearing as provided in section 67.4 of the provisional

rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-4081; Filed, Mar. 13, 1946; 11:26 a. m.]

[Docket No. IT-5977]

PENNSYLVANIA ELECTRIC CO.

NOTICE OF APPLICATION

MARCH 12, 1946.

Notice is hereby given that on March 11, 1946, an application was filed with the Federal Power Commission pursuant to section 203 of the Federal Power Act by Pennsylvania Electric Company (hereinafter called "Penelec"), a corporation organized under the laws of the Commonwealth of Pennsylvania and doing business in the States of Pennsylvania and Maryland, with its principal business office at Johnstown, Pennsylvania, seeking an order authorizing the acquisition of all the utility assets and facilities of Pennsylvania Edison Company (hereinafter called "Pened"), a corporation organized under the laws of the Commonwealth of Pennsylvania and doing business in said State with its principal business office at Altoona, Pennsylvania. Penelec proposes to acquire all the assets and assume certain liabilities of Pened for a cash consideration stated in the application to be $42,451,400. Penelec proposes to finance the purchase of assets from Pened through the issuance and sale of $23,500,000 principal amount of its First Mortgage Bonds, 101,000 shares of its Cumulative Preferred Stock, $5,000,000 principal amount of 10 year Serial Notes and 68,843 shares of its Common Stock, and to provide the remaining cash requirements out of its treasury funds; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should on or before the 29th of March 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-4074; Filed, Mar. 13, 1946; 11:25 a. m.]

[Docket No. G-102]

UNITED GAS PIPE LINE CO.

ORDER FIXING DATE OF HEARING

MARCH 8, 1946.

Upon consideration of the second supplemental and amended petition under section 3 of the Natural Gas Act filed on December 20, 1945, by United Gas Pipe Line Company (Applicant) for authority to continue the sale and exportation of natural gas from the State of Texas in the United States to Compania Mexicana de Gas, S. A., in the Republic of Mexico under the order of the Commission issued on June 25, 1940, in accordance with the terms and conditions of a proposed agreement to be entered into. The proposed agreement requests a modification of the order of June 25, 1940, to permit the continuance of the present service at an increased rate of 5 cents per Mcf. Applicant estimated the natural gas to be sold by it to Compania Mexicana de Gas, S. A. in 1945 to be approximately 9,600,000 Mcf, with an estimated maximum daily delivery of approximately 29,000 Mcf.;

The Commission orders that:

(a) A public hearing be held commencing on the first day of April, 1946, at 10:00 a. m., in the Commission's Hearing Room, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented in the above-entitled matter.

(b) Interested state commissions may participate in said hearing as provided in § 67.4 of the Provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-4077; Filed, Mar. 13, 1946; 11:26 a. m.]

[Docket Nos. G-115, G-399, G-400, G-401, G-695, G-696]

EAST OHIO GAS CO. ET AL.

ORDER POSTPONING DATE OF HEARING

MARCH 11, 1946.

In the matters of The East Ohio Gas Company, Docket No. G-115; City of Euclid, Complainant, v. The East Ohio Gas Company, Defendant, Docket No. G-399; City of Cleveland, Complainant, v. The East Ohio Gas Company, Defendant, Docket No. G-400; City of Lakewood, Complainant, v. The East Ohio Gas Company, Defendant, Docket No. G-401; The East Ohio Gas Company, Docket No. G-695; Hope Natural Gas Company, G-696.

It appears to the Commission that:

(a) On February 16, 1946, the Commission ordered that public hearings be held commencing on March 18, 1946, at 10:00 A. M. (EST), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C., respecting the matters involved and the issues presented in these proceedings;

(b) On March 6, 1946, the Commission entered an order consolidating said proceedings for the purpose of hearing.

(c) Counsel for The East Ohio Gas Company, by telegram received March 8, 1946, has requested a postponement of the hearing in said matters to March 19, 1946;

(d) Good cause exists for granting such postponement;

The Commission orders that:

The consolidated hearing in these matters be and the same is hereby postponed to March 19, 1946, at 10:00 A. M. (EST), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-4079; Filed, Mar. 13, 1946; 11:26 a. m.]

[Docket Nos. G-231, G-651, G-664, G-669]

NATURAL GAS PIPELINE CO. OF AMERICA, ET AL.

ORDER GRANTING ORAL ARGUMENT IN LIEU OF BRIEFS

MARCH 11, 1946.

In the matters of Natural Gas Pipeline Company of America and Texoma Natural Gas Company, Docket Nos. G-231 and G-651; Chicago District Pipeline Company, Docket No. G-664; Michigan-Wisconsin Pipeline Company, Docket No. G-669.

Upon consideration of the joint application of Natural Gas Pipeline Company of America (Pipeline), Texoma Natural Gas Company (Texoma), and Chicago District Pipeline Company (Chicago) for an order directing that:

• • • the hearing which is to be begun on March 4, 1946, shall proceed continuously, except for necessary weekend interruptions, until the taking of all evidence under the within Docket Nos. G-651 and G-664 shall be concluded on the part of all parties; that oral argument in the within Docket Nos. G-651 and G-664 shall thereafter be had before the Commission at its office in Washington, D. C., on Tuesday, March 19, 1946, at such hour as the Commission may fix; that no printed briefs will be permitted; and that the oral argument for each party to the cause shall be limited to a period of thirty minutes.

Applicants further move that a separate order disposing of the issues involved in Docket Nos. G-651 and G-664 be issued promptly after said oral arguments.

and further upon consideration of responses filed on behalf of interveners, including Coal Drivers, Helpers and Handlers Union, Local 704, of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers, of the American Federation of Labor; Western Railroads; National Coal Association and United Mine Workers of America; Order of Railway Conductors, Brotherhood of Locomotive Engineers, Brotherhood of Locomotive Firemen and Enginemen, and Switchmen's Union of North America; Central Illinois Electric and Gas Company; North Shore Gas Company; as well as objections of Michigan-Wisconsin Pipe Line Company to the separation of the consolidated proceedings;

The Commission finds that:

(1) Oral argument in lieu of filing briefs would enable the Commission earlier to dispose of the matters involved in Docket Nos. G-651 and G-664.

(2) Good cause exists for substituting oral argument in lieu of briefs, and in the circumstances is appropriate and in the public interest.

The Commission orders that: Oral argument upon the matters involved and the issues presented in Docket Nos. G-651 and G-664 be had before the Commission on March 25, 1946, at 10:00 a. m., in the Hearing Room of the Commission, 1800 Pennsylvania Avenue NW., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-4080; Filed, Mar. 13, 1946; 11:26 a. m.]

[Docket Nos. G-231, G-651, G-664, G-669]

NATURAL GAS PIPELINE CO. OF AMERICA ET AL.

NOTICE OF HEARING AND PROCEDURE

MARCH 8, 1946.

In the matters of Natural Gas Pipeline Company of America and Texoma Natural Gas Company, Docket Nos. G-231 and G-651; Chicago District Pipeline Company, Docket No. G-664; Michigan-Wisconsin Pipe Line Company, Docket No. G-669.

This is to inform you that a public hearing will be convened on April 15, 1946, at 10:00 a. m., in Room No. 859, Federal Building, Detroit, Michigan, with respect to the applications filed by Natural Gas Pipeline Company of America and Texoma Natural Gas Company, Docket No. G-231, and Michigan-Wisconsin Pipe Line Company, Docket No. G-669. In this connection, reference is made to our notice with respect to the procedure to be followed in the conduct of the hearing in the above-entitled matters which was forwarded to you on December 29, 1945.

By direction of the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-4078; Filed, Mar. 13, 1946; 11:26 a. m.]

[Docket No. G-595]

REYNOSA PIPE LINE CO.

ORDER REOPENING PROCEEDING AND FIXING DATE FOR FURTHER HEARING

MARCH 8, 1946.

Upon consideration of the motion filed February 19, 1946, by the Railroad Commission of Texas to reopen the record in the above docketed proceeding, in which hearings were concluded on December 19, 1945, for the purpose of receiving further and new evidence, all as set forth in the motion, prior to final decision by the Commission on the merits and it appears that such evidence may be material thereto;

The Commission finds that: (1) Such further and new evidence may be material to the issues involved in this proceeding;

(2) Good cause having been shown it is necessary and appropriate in the public interest that the record in the above docketed proceeding be reopened for further hearing;

The Commission orders that:

(A) The record in the proceeding docketed In the Matter of Reynosa Pipe Line Company, Docket No. G-595, be and it hereby is reopened for the purpose of taking further evidence and further public hearing be held commencing on April 1, 1946, at 10:00 a. m., in the Commission's Hearing Room, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C.

(B) The Railroad Commission of Texas may intervene in this reopened proceeding as provided by section 67.5 of the provisional rules of practice and regulations under the Natural Gas Act.

(C) The Railroad Commission of Texas and other interested state commissions may participate in the reopened proceeding as provided by § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-4076; Filed, Mar. 13, 1946; 11:25 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5180]

GEPPERT STUDIOS

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 8th day of March, A. D. 1946.

In the matter of Ward S. Hill and Jessie A. Hill, copartners trading as Geppert Studios.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, May 13, 1946, at ten o'clock in the forenoon of that day (central standard time), in Room 316, U. S. Court House, Des Moines, Iowa.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-4087; Filed, Mar. 13, 1946; 11:30 a. m.]

[Docket No. 5315]

STANDARD CLOAK AND SUIT CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 8th day of March, A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, April 29, 1946, at ten o'clock in the forenoon of that day (Pacific standard time), in Room 117, Federal Office Building, Seattle, Washington.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-4088; Filed, Mar. 13, 1946; 11:30 a. m.]

[Docket No. 5321]

OFFICE OF CIVIL PREPARATION

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 8th day of March A. D. 1946.

In the matter of Gerald A. Rice, individually and doing business under the name and style of Office of Civil Preparation.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, April 22, 1946, at ten o'clock in the forenoon of that day (Pacific standard time), in Room 526, Post Office Building, Portland, Oregon.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on

behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-4089; Filed, Mar. 13, 1946; 11:31 a. m.]

[Docket No. 5323]

PRACTICAL NURSES' GUILD, INC., ET AL.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 8th day of March A. D. 1946.

In the matter of Practical Nurses' Guild, Inc., a corporation, J. R. McLain, individually and as President of said corporation, and Elsie Hess, an individual.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, May 6, 1946, at ten o'clock in the forenoon of that day (mountain standard time), in Room 205, 2nd Floor, Post Office and Court House Building, Colorado Springs, Colorado.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts, conclusions of fact, conclusions of law, and recommendation or appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-4090; Filed, Mar. 13, 1946; 11:31 a. m.]

[Docket No. 5369]

PAEBAR CO., INC., ET AL.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 8th day of March A. D. 1946.

In the matter of the Paebar Company, Inc., and Alan F. Pater, individually and trading under the names the Paebar Company, Literary Publications, Who's Who Publishing Company, Columbia Book Publishing Company, and Judicial Publishing Company.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Arthur F. Thomas, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Thursday, March 21, 1946, at ten o'clock in the forenoon of that day (eastern standard time), in Room 500, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-4091; Filed, Mar. 13, 1946; 11:31 a. m.]

[Docket No. 5393]

PREMIUM PRODUCTS CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 7th day of March, A. D. 1946.

In the matter of William J. Applebaum, an individual, trading as Premium Products Company.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John W. Addison, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Friday, March 29, 1946, at two o'clock in the afternoon of that day (central standard time), in Room 307, U. S. Court House, Minneapolis, Minnesota.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-4092; Filed, Mar. 13, 1946; 11:31 a. m.]

[Docket No. 5417]

GOLDWYN CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 7th day of March, A. D. 1946.

In the matter of Ben Levy and Frances Levy, individuals, trading as Goldwyn Company.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission;

It is ordered, That John P. Bramhall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Thursday, March 14, 1946, at ten o'clock in the forenoon of that day (central standard time), in Room 1123, New Post Office Building, Chicago, Illinois.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-4093; Filed, Mar. 13, 1946; 11:32 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 465]

UNLOADING OF BAGGING AT NEW ORLEANS, LA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 12th day of March A. D. 1946.

It appearing, that four cars containing bagging at New Orleans, Louisiana, on the New Orleans Public Belt Railroad have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Bagging at New Orleans, Louisiana, be unloaded. (a) The New Orleans Public Belt Railroad, its agents or employees, shall unload forthwith cars NYC 155048, C&NW 105196, MILW 18063 and CGW 52166, loaded with bagging now on hand at New Orleans, Louisiana, consigned to Bemis Brothers Bag Company.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the New Orleans Public Belt Railroad, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-4072; Filed, Mar. 13, 1946; 10:57 a. m.]

[S. O. 466]

UNLOADING OF PIPE AT RAYMONDVILLE, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 12th day of March, A. D. 1946.

It appearing, that car ATSF 73367, containing pipe at Raymondville, Texas, on the St. Louis, Brownsville and Mexico Railway Company (Guy A. Thompson, Trustee), has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Pipe at Raymondville, Texas, be unloaded. (a) The St. Louis, Brownsville and Mexico Railway Company (Guy A. Thompson, Trustee) its agents or employees, shall unload forthwith car ATSF 73367, containing pipe, now on hand at Raymondville, Texas.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the St Louis, Brownsville and Mexico Railway Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-4073; Filed, Mar. 13, 1946; 10:57 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1241]

STANDARD GAS AND ELECTRIC CO.

NOTICE REGARDING FILING OF DECLARATION OR APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of March 1946.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Standard Gas and Electric Company, a registered holding company and a subsidiary of Standard Power and Light Corporation, also a registered holding company.

Notice is further given that any interested person may, not later than March 28, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said declaration or application, as filed or as amended, may be granted, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act. Any such request should be addressed: Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration or application, which is on file in the office of the said Commission, for a statement of the transactions therein proposed, which are summarized below:

Standard Gas proposes to sell to Theodore E. Shepard (a) 50,000 shares of the par value of $100 (money of the United States of America), per share, of the capital stock of Empresa de Servicios Publicos de los Estados Mexicanos, S. A. (Empresa), a corporation organized under the laws of the Republic of Mexico, consisting of 15,000 shares described as "Fully Paid Series" and the remaining 35,000 shares described as "Assessable Series" (40% assessed and paid) and (b) a claim for indebtedness held by Standard Gas against Empresa in the principal sum of $428,495.48 (payable in United States currency), without interest. The consideration to be paid for such stock and claim of indebtedness is $858,000 cash. The 50,000 shares of capital stock of Empresa proposed to be sold are all of the issued and outstanding shares of capital stock of Empresa and, together with the said claim of indebtedness, constitute the entire investment of Standard Gas in Empresa. The sale of such stock and claim of indebtedness will be made pursuant to the provisions of an agreement of sale, dated February 15, 1946, between Standard Gas and Theodore E. Shepard.

Standard states that three bids were received for the purchase of the securities pursuant to invitations mailed by the Company to fourteen interested parties requesting the submission of offers for the purchase of said securities, one of which bids was withdrawn before final action was taken by the Company upon the bids. Standard has represented that the bid of the proposed purchaser is the most advantageous of the bids received.

Standard Gas and Electric Company represents that such sale is in compliance with the Commission's order of August 8, 1941, directing the Company, among other things, to dispose of its interest in Empresa de Servicios Publicos de los Estados Mexicanos, S. A., and requests that the Commission in its order permitting the declaration to become effective or granting the application find that such sale is necessary or appropriate to effectuate the provisions of section 11 (b) of the act, and make the specifications and itemizations necessary in order that the provisions of sections 371 (b), 371 (e), and 1808 (f) of the Internal Revenue Code shall be applicable.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4082; Filed, Mar. 13, 1946; 11:27 a. m.]

[File Nos. 59-17, 59-11, 54-25]

UNITED POWER AND LIGHT CO. ET AL.

ORDER APPROVING SALE AND TRANSFER

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa. on the 11th day of March, A. D. 1946.

In the matter of The United Light and Power Company, The United Light and Railways Company, American Light & Traction Company, Continental Gas & Electric Corporation, United American Company, and Iowa-Nebraska Light and Power Company, Respondents, File No. 59-17; The United Light and Power Company and its subsidiary companies, Respondents, File No. 59-11; The United Light and Power Company, Applicant, File No. 54-25.

The Commission having by order dated August 5, 1941, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, directed, among other things, that The United Light and Railways Company ("Railways"), a registered holding company, eliminate from its holding company system its interest (direct or indirect) in International Paper and Power Company, now known as International Paper Company (International), and in the property and assets owned by International;

Railways having given the Commission notice pursuant to Rule U-44 (c) of its intention to sell 2,436 shares of $100 par value 5% Cumulative Convertible

Preferred Stock of International, representing all of the remaining interest of Railways in International, in compliance with the aforesaid order, and Railways having requested the Commission to enter an order containing the recitals, specifications and itemizations necessary to satisfy the requirements of sections 371 and 1808 (f) of the Internal Revenue Code;

The Commission finding that the sale by Railways of its interest in International is necessary or appropriate to the integration or simplification of the holding company system of which Railways is a member and is necessary or appropriate to effectuate the provisions of section 11 (b) of the act:

It is ordered, That the sale and transfer by Railways of 2,436 shares of $100 par value 5% Cumulative Convertible Preferred Stock of International Paper Company in exchange for cash is necessary or appropriate to the integration or simplification of the holding company system of which Railways is a member and is necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, 49 Stat. 820 (U.S.C. Title 15, S.E.C. 79K (b)). This paragraph is included in our order in view of sections 371 (b), 371 (f) and 1808 (f) of the Internal Revenue Code.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4084; Filed, Mar. 13, 1946; 11:27 a. m.]

[File Nos. 59-17, 59-11, 54-25]

UNITED LIGHT AND POWER CO. ET AL.

ORDER AMENDING PRIOR ORDER

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 11th day of March A. D. 1946.

In the matter of The United Light and Power Company, The United Light and Railways Company, American Light & Traction Company, Continental Gas & Electric Corporation, United American Company, and Iowa-Nebraska Light and Power Company, Respondents, File No. 59-17; The United Light and Power Company and its subsidiary companies, Respondents, File No. 59-11; The United Light and Power Company, Applicant, File No. 54-25.

The Commission having by order dated November 28, 1945 granted applications and permitted declarations to become effective with respect to various transactions including, among others, the redemption by Continental Gas & Electric Corporation ("Continental") of all its outstanding 5% debentures at the redemption price of 101½% plus accrued interest; and the Commission having complied with Continental's request to release the jurisdiction theretofore reserved over the unexpended proceeds from the sale of its investment in its subsidiary, Iowa-Nebraska Light and Power Company, such cash funds to be applied to the redemption of Continental's 5% debentures;

Continental having requested the Commission to enter an order amending its order of November 28, 1945, *nunc pro tunc*, so as to authorize Continental to apply the balance of the proceeds received by it from the sale of its interest in Iowa-Nebraska Light and Power Company as aforesaid to the redemption of the 5% debentures of Continental, and to include the specifications and itemizations necessary to satisfy the requirements of section 371 of the Internal Revenue Code;

The Commission finding that the redemption of the 5% debentures of Continental is necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935 and it appearing to the Commission that the request of Continental that our order contain specifications and itemizations as aforesaid is, and was, as of the date of the order of November 28, 1945, a proper one to be granted, and the Commission finding that the said order of November 28, 1945 should be corrected in the respect requested, as of the date thereof:

It is ordered, That the order of this Commission entered herein on November 28, 1945 be, and the same is hereby, amended, as of the date thereof, by the substitution of the following paragraph in the place of the next to the last paragraph contained in said order:

It is further ordered, That jurisdiction heretofore reserved by the Commission over the unexpended proceeds of the sale by Continental of its investment in its subsidiary, Iowa-Nebraska Light and Power Company, be and is hereby released, such funds to be applied to the extent thereof to the redemption of 5% debentures of Continental, the Commission finding that such expenditure by Continental is necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935. This paragraph is included in our order at the request of Continental in view of section 371 of the Internal Revenue Code.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4083; Filed, Mar. 13, 1946; 11:27 a. m.]

[File No. 812-408]

CITY STORES CO. ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Philadelphia, Pa., on the 12th day of March A. D. 1946.

In the matter of City Stores Company, R. H. White Corporation, Bankers Securities Corporation, File No. 812-408.

City Stores Company and R. H. White Corporation have filed an application pursuant to section 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a) of the act the purchase of 1,000 shares of its preferred stock by R. H. White Corporation from City Stores Company for $100,000. City Stores Company is controlled by Bankers Securities Corporation, a registered investment company and R. H. White Corporation is controlled by City Stores Company.

It is ordered, Pursuant to section 40 (a) of the said act that a hearing on the aforementioned application be held on March 22, 1946 at 10:00 a. m. Eastern Standard Time in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That Robert Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to City Stores Company, R. H. White Corporation, Bankers Securities Corporation and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL D. DUBOIS, *Secretary.*

[F. R. Doc. 46-4085; Filed, Mar. 13, 1946; 11:27 a. m.]

[File No. 1-2211]

NORFOLK SOUTHERN RAILROAD CO.

ORDER GRANTING APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of March, A. D. 1946.

In the matter of Norfolk Southern Railroad Company, 5% First and Refunding Mortgage Bonds, Series A, due 1961.

The New York Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, having made application to strike from listing and registration the 5% First and Refunding Mortgage Bonds, Series A, due 1961, of Norfolk Southern Railroad Company;

After appropriate notice, a hearing having been held in this matter; and

The Commission having considered said application together with the evidence introduced at said hearing, and having due regard for the public interest and the protection of investors;

It is ordered that said application be and the same is hereby granted, effective at the close of the trading session on March 21, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4086; Filed, Mar. 13, 1946; 11:27 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5964]

WILLIAM DIETZ

In re: Trust under the Will of William Dietz, deceased; File D-28-9951; E. T. sec. 14113.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Carl Dietz, Legal heirs (names unknown) of Carl Dietz, Mrs. Kathie Wittick, Hans Ifland and Legal heirs (names unknown) of Christina Ifland, and each of them, in and to the trust under the Will of William Dietz, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Carl Dietz, Germany.
Legal heirs (names unknown) of Carl Dietz, Germany.
Mrs. Kathie Wittick, Germany.
Hans Ifland, Germany.
Legal heirs (names unknown) of Christina Ifland, Germany.

That such property is in the process of administration by The Western Bank and Trust Company, S. E. Corner 12th and Vine Streets, Cincinnati, Ohio, as Trustee under the Will of William Dietz, deceased, acting under the judicial supervision of the Probate Court of Hamilton County, Ohio;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-4020; Filed, Mar. 12, 1946; 11:22 a. m.]

[Vesting Order 6001]

DEUTSCHE LUFTHANSA A. G.

In re: Bank account owned by Deutsche Lufthansa Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Lufthansa Aktiengesellschaft, the last known address of which is Lindenstrasse 35, Berlin S. W. 68, Germany, is a national of a designated enemy country (Germany).

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Lufthansa Aktiengesellschaft, by Central Hanover Bank & Trust Company, New York, New York, arising out of a checking account, entitled Deutsche Lufthansa A. G., maintained at the branch office of the aforesaid bank located at 405 Lexington Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-4021; Filed, Mar. 12, 1946; 11:22 a. m.]

[Vesting Order 6002]

DEUTSCHE LUFT HANSA A. G.

In re: Bank account owned by Deutsche Luft Hansa A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Luft Hansa A. G., the last known address of which is Flughafen, Berlin S. W. 29, Grunewald, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Luft Hansa A. G., by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a suspended balance ledger account, entitled Deutsche Luft Hansa A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4022; Filed, Mar. 12, 1946; 11:22 a. m.]

[Vesting Order 6003]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a checking account, entitled Reichsbank (Direktorium), and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4023; Filed, Mar. 12, 1946; 11:22 a. m.]

[Vesting Order 6004]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation finding:

1. That Deutsche Reichsbank, the last known address of which is Berlin C–III, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a checking account, entitled Reichsbank Directorium, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4024; Filed, Mar. 12, 1946; 11:22 a. m.]

[Vesting Order 6005]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, the last known address is Berlin CIII, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Deutsche Reichsbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4025; Filed, Mar. 12, 1946; 11:22 a. m.]

[Vesting Order 6006]

DEUTSCHE REICHSBANK

In re: Bank accounts owned by Deutsche Reichsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, the last known address of which is Berlin C111, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: a. That certain debt or other obligation owing to Deutsche Reichsbank, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a free dollar account, entitled Reichsbank, Berlin, Germany, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Deutsche Reichsbank, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a regular checking account, Account Number 1352, entitled Reichsbankdirektorium, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4026; Filed, Mar. 12, 1946; 11:23 a. m.]

[Vesting Order 6007]

DEUTSCH-SUEDAMERIKANISCHE BANK, A. G.

In re: Bank account owned by Deutsch-Suedamerikanische Bank, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsch-Suedamerikanische Bank, Aktiengesellschaft, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsch-Suedamerikanische Bank, Aktiengesellschaft, by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a checking account, entitled Deutsche Sudamerikanische Bank A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4027; Filed, Mar. 12, 1946; 11:23 a. m.]

[Vesting Order 6008]

DEUTSCHE VERKEHRSKREDITBANK, A. G.

In re: Bank account owned by Deutsche Verkehrskreditbank, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Verkehrskreditbank, A. G., the last known address of which is Markgrafenstrasse 46, Berlin W8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Verkehrskreditbank, A. G., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 350, entitled, Deutsche Verkehrskreditbank, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4028; Filed, Mar. 12, 1946; 11:23 a. m.]

[Vesting Order 6009]

IRMA DIEHL

In re: Bank account owned by Irma Diehl.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Irma Diehl, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Irma Diehl, by East River Savings Bank, New York, New York, arising out of a savings account, Account Number 89856, entitled Irma Diehl, maintained at the branch office of the aforesaid bank located at 743 Amsterdam Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4029; Filed, Mar. 12, 1946; 11:23 a. m.]

[Vesting Order 6010]

DOERFERBUND SPAR-UND DARLEHNS-KASSENVEREIN E. G. M. B. H.

In re: Bank account owned by Doerferbund Spar-und Darlehns-kassenverein E. G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Doerferbund Spar-und Darlehns-kassenverein E. G. m. b. H., the last known address of which is Idar-Oberstein a. d. Nahe, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Doerferbund Spar-und Darlehns-kassenverein E. G. m. b. H., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Doerferbund Spar-und Darlehns-kassenverein E. G. m. b. H., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4030; Filed, Mar. 12, 1946; 11:23 a. m.]

[Vesting Order 6011]

DR. ING. JOH. DRIESEN

In re: Bank account owned by Dr. Ing. Joh. Driesen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dr. Ing. Joh. Driesen, whose last known address is Brunnenstrasse 11, Essen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Dr. Ing. Joh. Driesen, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a compound interest department account, Account Number A–35880, entitled Dr. Ing. Joh. Driesen, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4031; Filed, Mar. 12, 1946; 11:23 a. m.]

[Vesting Order 6012]

DUERENER BANK

In re: Bank account owned by Duerener Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Duerener Bank, the last known address of which is Dueren, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Duerener Bank, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Duerener Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or any acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4032; Filed, Mar. 12, 1946; 11:24 a. m.]

[Vesting Order 6014]

EXPORTKREDITBANK A. G.

In re: Bank account owned by Exportkreditbank A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Exportkreditbank A. G., the last known address of which is Kanonierstrasse 17–20, Berlin W. 8, Germany, is a national of a designated enemy country (Germany);

2. Finding that the property described as follows: That certain debt or other obligation owing to Exportkreditbank A. G., by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a suspended balance ledger account, entitled Exportkreditbank Aktiengesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4033; Filed, Mar. 12, 1946; 11:24 a. m.]

[Vesting Order 6015]

EXPORTKREDITBANK A. G.

In re: Bank accounts owned by Exportkreditbank A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Exportkreditbank A. G., the last known address of which is Kanonierstrasse 17–20, Berlin W. 8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: Those certain debts or other obligations owing to Exportkreditbank A. G., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of the bank accounts particularly described in Exhibit A, attached hereto and by reference made a part hereof, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Title of Account and Type of Account

Exportkreditbank A. G., Regular Account; checking account.

Exportkreditbank A. G., Sub-account, Customer's Account for Custody; checking account.

Exportkreditbank A. G., Sub-account, Customer's Account for Custody, Gen'l. Ruling No. 6 Account; checking account.

Exportkreditbank A. G., Sub-account, SPL Cust. Account for Custody; checking account.

Exportkreditbank A. G., Re: Renate Kuttner, Sub-account, Special Customer's Account for Custody, Account No. 274 EE; clean credit deposit account.

Exportkreditbank A. G., Sub-account, Special Customer's Account for Custody (Gen'l. Ruling No. 6 Account) Account No. 281 EE; clean credit deposit account.

Exportkreditbank A. G., Sub-account SPL Cust. Account for Custody (Gen'l. Ruling No. 6 Account); checking account.

Exportkreditbank A. G., Sub-account Special Cust. Account for Custody, Adolf Bingel, Executors under the will of Herman Goetter, deceased (G. R. No. 6 Account); checking account.

Exportkreditbank; bills payable register account.

[F. R. Doc. 46–4034; Filed, Mar. 12, 1946; 11:24 a. m.]

[Vesting Order 6016]

FERROSTAAL A. G.

In re: Bank account owned by Ferrostaal Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ferrostaal Aktiengesellschaft, the last known address of which is Schliessfach 504, Essen, Ruhr, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ferrostaal Aktiengesellschaft, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Ferrostaal Aktiengesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4035; Filed, Mar. 12, 1946; 11:24 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 109 Under 3 (e), Amdt. 1]

FOREST PRODUCTS CHEMICAL CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:* That Order No. 109 under § 1499.3 (e) of the General Maximum Price Regulation be and hereby is amended as follows:

(1) In the schedule of prices contained in paragraph (a) the figure "$1.80" is amended to read "$2.17", the figure "$2.25" is amended to read "$2.62", and the figure "$.25" is amended to read "$.27".

(2) In paragraph (d) the figure "$.25" is amended to read "$.27".

This amendment shall become effective March 13, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4000; Filed, Mar. 12, 1946; 11:18 a. m.]

[SO 133, Order 22]

STANDARD FURNITURE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's ceiling prices.* The Standard Furniture Company of Herkimer, New York, may compute its adjusted ceiling prices for an article of wood commercial furniture which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect prior to November 28, 1944, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 6.1 percent.

(2) The maximum price for an article which is first offered for sale after the effective date of this order and which is comparable to the article whose maximum price has been adjusted by this order, shall be determined under the Third Pricing Method (§ 1499.157) of Maximum Price Regulation No. 188, using as the maximum prices of the comparable articles, the prices before the addition of any adjustment permitted by this order.

(b) *Resellers' ceiling prices.* A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less any adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Notification.* At the time of or prior to the first invoice to a purchaser for resale showing a price adjusted in accordance with this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted ceiling prices for resales of wood commercial furniture covered by this order. This notice may be given in any convenient form.

(d) *Reports to be filed.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on March 13, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4016; Filed, Mar. 12, 1946; 11:18 a. m.]

[SO 142, Order 45]

SMITH, DRUM & CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 45 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Smith, Drum and Company. Docket Nos. 6083–136.21–496 and 6083–SO. 142–581–3.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order 142, *It is ordered:*

(a) The maximum prices for sales by the manufacturer, Smith, Drum and Company of 432 West Allegheny Avenue, Philadelphia 33, Pennsylvania, of all its products and industrial services which are covered by any of the regulations listed in Supplementary Order 142, shall

be determined as follows: The maximum prices for any of the above-described products and services, having a base date price, shall be the applicable base date price increased by 7.1% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices and to prices for sales made during a defined period of time prior to a base date), except that for every product and service covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under Section 8 of Revised Maximum Price Regulation 136, the maximum price shall be computed under that section using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amount by which his net involved cost has been increased by reason of this order.

(d) The Smith, Brum Company shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the dollars-and-cents amount by which this order permits the reseller to increase his maximum net prices for these products. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 13, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4017; Filed, Mar. 12, 1946; 11:17 a. m.]

[SO 142, Order 46]

CHAMPION SHOE MACHINERY CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 46 under Supplementary Order 142. Adjustment provisions for sales of industrial machinery and equipment. Champion Shoe Machinery Company. Docket No. 6083-SO. 142-136-67.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order 142, *It is ordered:*

(a) The maximum prices for sales by Champion Shoe Machinery Company, St. Louis, Missouri, of its stitchers and parts therefor, shall be determined by increasing by 7.7% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the amount, in dollar-and-cents, by which his net invoiced cost had been increased by reason of this order.

(c) The Champion Shoe Machinery Company shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the amount, in dollar-and-cents, by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 13, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4018; Filed, Mar. 12, 1946; 11:17 a. m.]

[MPR 86, Order 50]

EDISON GENERAL ELECTRIC APPLIANCE CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of the Model LR1 ironing machine manufactured for resale to its distributors and dealers by the Edison General Electric Appliance Company, Inc., 5600 West Taylor Street, Chicago, Illinois.

(1) The Edison General Electric Appliance Company, Inc. shall determine its ceiling price for the Model LR1 ironing machine in accordance with the provisions of Sections 3 and 5 of Maximum Price Regulation No. 86, except that it shall increase the ceiling price so established by $0.56.

(2) For sales by distributors to dealers the ceiling prices are those determined in accordance with the provisions of section 15 of Maximum Price Regulation No. 86, except that the ceiling price so determined shall be increased by $0.56.

This price is f. o. b. seller's city. When, however, shipment is made directly from the factory to the dealer pursuant to the distributor's order, the above prices are f. o. b. the dealer's city.

(3) The ceiling price for sales by dealers in the 48 states and the District of Columbia for the model listed below is as follows:

Article	Model	Dealers' ceiling price to consumers
Ironing machine	LR1	$32.55

This ceiling price is subject to each retail seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him in writing of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of March 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4001; Filed, Mar. 12, 1946; 11:16 a. m.]

[MPR 120, Order 1604]

BRITTON COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

THE BRITTON COAL CO., c/o J. L. MEHALIK, BRIDGEPORT, W. VA., S. & S. MINE, PITTSBURGH SEAM, MINE INDEX NO. 2194, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT, BRIDGEPORT, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.				
	1	2	3	4	5
Price classification	F	F	F	F	F
Rail shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	308	298

GLEN VIEW COAL CO., CLARKSBURG, W. VA., GLEN VIEW NO. 1 MINE, PITTSBURGH SEAM, MINE INDEX NO. 2195, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT, CLARKSBURG, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	F	F	F	F	F
Rail shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	303	298

HAYWOOD COAL CO., JACOBS BLDG., FAIRMONT, W. VA., HAYWOOD MINE, PITTSBURGH SEAM, MINE INDEX NO. 2195, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT, LUMBERPORT, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	F	F	F	F	F
Rail shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	308	298

MON-VALLEY COAL & LUMBER CO., LOCK DRAWER 676, MORGANTOWN, W. VA., ROSEDALE NO. 5 MINE, REDSTONE SEAM, MINE INDEX NO. 2197, MONONGALIA COUNTY, W. VA., RAIL SHIPPING POINT, WEST VAN VOORHIS, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	J	J	J	J	J
Rail and river shipment and railroad fuel	293	293	278	278	263
Truck shipment	343	343	313	308	298

This order shall become effective March 13, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4002; Filed, Mar. 12, 1946; 11:16 a. m.]

[RMPR 161, Amdt. 11 to Order 53]

WEST COAST LOGS

APPROVED GRADERS AND SCALERS

For the reasons set forth in the accompanying opinion and under the authority vested in the Administrator by § 1381.158 of Revised Maximum Price Regulation 161, Order No. 53 is hereby amended in the following respects:

Paragraph (b) is amended by the addition of the name of C. A. A. Erskine, c/o G. M. Hellyer, Interlaaken, Tacoma, Washington, to the list of approved individual graders and scalers immediately preceding the name of Garfield Eskola. It is further amended by changing the name and address of Frank T. Evanson, Olympic Log Scaling Bureau, Aberdeen, Washington, to read "Frank E. Evanson, 241 Finch Building, P. O. Box 45, Aberdeen, Washington."

This amendment shall become effective March 13, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4003; Filed, Mar. 12, 1946; 11:17 a. m.]

[RMPR 161, Amdt. 12 to Order 53]

WEST COAST LOGS

APPROVED GRADERS AND SCALERS

For the reasons set forth in the accompanying opinion and under the authority vested in the Administrator by § 1381.158 of Revised Maximum Price Regulation 161, Order No. 53 is hereby amended in the following respects:

1. Paragraph (a) (1) is amended by the addition of the names of William Redmann and Gordon S. Tjerne to the list of approved graders and scalers employed by the Puget Sound Log Scaling and Grading Bureau, Seattle, Washington.

2. Paragraph (a) (4) is amended by the deletion of the name of William Redmann from the list of approved graders and scalers employed by the Northwest Log Checking Bureau, Portland, Oregon.

This amendment shall become effective March 13, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4004; Filed, Mar. 12, 1946; 11:17 a. m.]

[MPR 188, Order 6 Under Rev. Order 1]

ENTERPRISE ALUMINUM CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 (d) of Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes uniform retail ceiling prices for door-to-door sales of certain sets of household aluminum cooking utensils manufactured by the Enterprise Aluminum Company, Massillon, Ohio, as follows:

Set No. 1155	$49.50
Set. No. E40	39.95
Set No. L30	24.95
Set No. SG37	19.95

(b) On and after the effective date of this order, the manufacturer may not deliver to a purchaser for resale a set of household aluminum cooking utensils unless there is attached to it or to the packing container, a retail ceiling price tag or label, stating the manufacturer's name or the brand name, the set number or designation, and the uniform ceiling price fixed by this order.

(c) Uniform retail ceiling prices fixed by this order for door-to-door sales are for sales in all parts of the country.

(d) Except as modified by this order, the provisions of Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of March 1946

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4005; Filed, Mar. 12, 1946; 11:17 a. m.]

[MPR 188 Revocation of Order 56 under 2d Rev. Order A-3]

STANDARD FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register, and pursuant to Second Revised Order A-3 under § 1499.159b of Maximum Price Regulation No. 188; *It is ordered:*

Order No. 56, as amended, under Second Revised Order A-3 under Maximum Price Regulation 188 be, and hereby is, revoked.

This order shall become effective on the 13th day of March 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4010; Filed, Mar. 12, 1946; 11:18 a. m.]

[MPR 188, Order 14 under Order 6]

CHICAGO ELECTRIC MFG. CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4(a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) The uniform retail ceiling price in each zone for the BM-19 "Sunkist Juicit," manufactured by the Chicago Electric Manufacturing Co., 6333 West 65th Street, Chicago 38, Illinois, shall be $8.85 each in Zone I and $9.30 each in Zone II.

Zones I and II shall have the same meanings as given in Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188.

(b) The manufacturer shall determine distributors' ceiling prices for articles which the manufacturer sells at ceiling prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, or by orders under Revised Supplementary Order No. 119, in accordance with the provisions of Order No. 6 on the basis of the uniform retail ceiling prices fixed by this order.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling prices

are fixed by this order unless there is affixed to it a retail price tag or label stating the manufacturer's name or the brand name, the model number or designation and the uniform retail ceiling price in each zone or in the zone in which it will be sold at retail.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of the articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of March 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4006; Filed, Mar. 12, 1946; 11:18 a. m.]

[MPR 188, Order 4899]

GLOBE RUBBER PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188: *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Globe Rubber Products Company, 3333 N. Lawrence Street, Philadelphia, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Chain and department stores	Other retailers	Consumers
		Each	*Each*	*Each*	*Each*
Rubber floor mat 18 x 30	303	0.75	$0.90	$1.00	$1.50

These maximum prices are for the articles described in the manufacturer's application dated February 12, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$1.50 ea.
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 13th day of March 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4007; Filed, Mar. 12, 1946; 11:18 a. m.]

[MPR 188, Order 4900]

ANCO PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Anco Products Company, 932 Market Street, Paterson, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—					
		Wholesalers mill, electric motor, restaurant, hotel and store equipment supplies	Retailers (3 units or more)	Retailers (less than 3 units)	Industrial, commercial, institutional users—3 units or more	Industrial, commercial, institutional users—less than 3 units	Users other than industrial, commercial, or institutional
		Each	*Each*	*Each*	*Each*	*Each*	*Each*
Counter fan, 24", 3-blade, 1-speed	D61	$33.19	$39.83	$43.15	$49.78	$56.42	$66.38
Floor fan, pedestal type, 24", 3-blade, 1-speed	D62	38.65	46.37	50.24	57.97	65.69	77.29
Exhaust fan, 24", 3-blade, 1-speed	D110	34.51	41.17	44.60	51.46	56.32	68.62

These maximum prices are for the articles described in the manufacturer's application dated January 15, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries. These prices are f. o. b. factory and are net thirty days. Only the exact amount of the Federal Excise Tax that the particular seller is required to pay may be added to the above prices.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Ceiling Prices to Users Other Than Industrial, Commercial or Institutional—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 13th day of March 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4008; Filed, Mar. 12, 1946; 11:19 a. m.]

[MPR 188, Order 4907]

BEN CAPPELLI

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Ben Cappelli, 25 West 25th Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Crystal lamp and shade.	300	$11.47	$13.50	$24.30
	310	11.05	13.00	23.40
	320	10.62	12.50	23.50
Table lamp and shade.	510 and 520.	9.35	11.00	19.80
China table lamp and shade.	550 and 560.	7.65	9.00	16.20
	610 and 620.	9.99	11.75	21.15

These maximum prices are for the articles described in the manufacturer's application dated November 24, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective as of the 5th day of March 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4009; Filed, Mar. 12, 1946; 11:19 a. m.]

[MPR 260, Order 2111]

PENINSULAR CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Peninsular Cigar Company, 718 E. Henderson, Tampa 2, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
El Plano	Juniors	50	$72	9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 13, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4011; Filed, Mar. 12, 1946; 11:19 a. m.]

[MPR 260, Order 2112]

AUGUST A. PIERING

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) August A. Piering, 426½ East 8th Street, Duluth 5, Minn. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Floradora [1]	Invincible	50	$115	15

[1] Attention of manufacturer is directed to average retail price ceiling requirement of Maximum Price Regulation 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in

mum list price and the maximum retail

March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 13, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4012; Filed, Mar. 12, 1946; 11:19 a. m.]

[MPR 260, Order 2113]

WAITT AND BOND, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Waitt and Bond, Incorporated, 310 Sherman Avenue, Newark 5, N. J. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Wabon	Buddies - Delight.	50	$44	2 for 11
Waitt and Bond	Yankee Queen Extra.	50	75	10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 13, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4013; Filed, Mar. 12, 1946; 11:20 a. m.]

[MPR 260, Order 2114]

D. MARTINEZ Y CA.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) D. Martinez y Ca., 1815 10th Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

SCHEDULE A

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Don Saraban	Nacionales	50	$192.00	25
	Queens	50	169.00	22
	Brevas Grande	50	169.00	22
	Epicures	50	138.00	18
	Regalias	50	138.00	18
	Elegantes	50	108.75	2 for 25
	Cadets	50	101.25	2 for 25
	Brevas Chicas	50	93.75	2 for 25
	Panetelas	50	75.00	10
	Reinas	50	75.00	10
Keeba Grande	Nacionales	50	192.00	25
	Queens	50	169.00	22
	Epicures	50	138.00	18
	Regalias	50	138.00	18
	Elegantes	50	108.75	2 for 25
	Cadets	50	101.25	2 for 25
	Brevas Chicas	50	93.75	2 for 25
	Panetelas	50	75.00	10
	Reinas	50	75.00	10
	Brevas Grande	50	169.00	22

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be increased. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maxi-

mum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 13, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4014; Filed Mar. 12, 1946; 11:20 a. m.]

[MPR 478, Order 166]

HOOD RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

(a) The maximum price for sales of the following coated fabric manufactured by the Hood Rubber Company, Watertown 72, Massachusetts, shall be as follows:

	Per linear yard
Style No. 101, 40" 13.55 duck, dyed neoprene base coated and cotton flocked	$1.64

(b) With or prior to the first delivery of the coated fabric covered by this order, to any person other than a manufacturer, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric, which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 13, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4015; Filed, Mar. 12, 1946; 11:20 a. m.]

[MPR 598, Order 13]

WESTINGHOUSE ELECTRIC CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 13 and 21 of Maximum Price Regulation No. 598, *It is ordered:*

(a) This order establishes ceiling prices for sales by distributors to dealers of the Model AS-7-46 refrigerator manufactured by the Westinghouse Electric Corporation, 246 East Fourth Street, Mansfield, Ohio.

(1) A distributor's ceiling prices for sales to each class of purchasing dealer shall be the price which will yield the distributor the same percentage of the total dollar margin between the manufacturer's price to him and the dealer's price for resales to ultimate consumers as he received during the period October 1-15, 1941, in connection with the sale of the most comparable model to the same class of purchasing dealer.

(2) If a distributor cannot determine his ceiling price for sales of the refrigerator to a particular class of dealer under subparagraph (1) his ceiling price for that sale is the ceiling price established under this order for the sale by his "closest seller of the same class." A distributor's "closest seller of the same class" is a distributor who (a) has a ceiling price for sales of the identical model of refrigerator to the same class of purchaser, and (b) is located nearest to the distributor.

(3) If a distributor cannot determine his ceiling price for sales of a particular model to a particular class of dealer under the provisions of subparagraphs (1) or (2) he shall determine his ceiling price for the refrigerator by marking up the manufacturer's delivered price to him by 18.44 percent.

(b) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the method of determining his ceiling prices established by this order. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrigerators covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Maximum Price Regulation No. 598 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 12th day of March 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4059; Filed, Mar. 12, 1946; 4:31 p. m.]

[SO 94, Revocation of Rev. Order 22]

NEW AND USED ARMY PNEUMATIC LIFE RAFTS

SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *Revocation of Revised Order 22.* Revised Order No. 22 under Supplementary Order 94 be and is hereby revoked.

This order of revocation shall become effective immediately.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4131; Filed, Mar. 13, 1946; 11:36 a. m.]

[SO 94, Amdt. 1 to Rev. Order 38]

CERTAIN LIFE RAFTS AND LIFE FLOATS

SPECIAL EXEMPTION OF SALES

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order 38 under Supplementary Order 94 is amended in the following respect:

(1) Paragraph (a) is amended by deleting therefrom the following words: "other than pneumatic life rafts and life floats."

This amendment shall become effective immediately.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4132; Filed, Mar. 13, 1946; 11:36 a. m.]

[SO 94, Amdt. 1 to Order 100]

WAR ASSETS CORPORATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN TIRE CHAINS

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. 100 under Supplementary Order 94 is amended in the following respects:

Paragraph (b) is amended by adding thereto the following descriptions and prices:

Description	Price for all sales to wholesaler, f. o. b. shipping point	Price for all sales to retailer, f. o. b. shipping point	Price for all sales at retail
Tire chain (single truck) size 5.50 x 15	$1.93	$2.58	$4.30
Tire chain (single truck) size 7.00 x 20	5.17	6.90	11.50
Tire chain (single truck) size 9.00 x 16	5.62	7.50	12.50
Tire chain (single truck) size 9.00 x 20	6.50	8.70	14.50
Tire chain (single truck) size 10.00 x 20	6.75	9.00	15.00
Tire chain (single truck) 11.00 x 20	8.00	10.60	17.85
Tire chain (double truck) 7.00 x 20	7.65	10.20	17.00
Tire chain (double truck) 9.00 x 20	10.35	13.80	23.00

This amendment shall become effective immediately.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4133; Filed, Mar. 13, 1946; 11:36 a. m.]

has been filed with the Division of the

in certain Defined areas in Massachu-

Pittsburgh Order 11-F, Amendment 4.

[RMPR 528, Order 91]

GOODYEAR TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) Maximum retail prices for the following sizes of new Truck and Bus tires and tubes, shall be:

Size	Ply	Type	Maximum retail price	
			Per tire	Per tube
8.25–18....	12	Truck and bus.	$75.60	.....
8.25–22....	12	Truck and bus.	83.25	.....
9.00–18....	12	Truck and bus.	89.80	.....
9.00–22....	12	Truck and bus.	97.45	.....
10.00–18..	14	Truck and bus.	117.10	.....
11.00–19..	14	Truck and bus.	143.20	$14.35
12.00–18..	14	Truck and bus.	150.25	.....

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective March 14, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4126; Filed, Mar. 13, 1946; 11:36 a. m.]

[RMPR 528, Order 92]

GENERAL TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for Off-the-Road truck tires manufactured by The General Tire & Rubber Company of Akron, Ohio, in the following sizes and types, shall be:

Size	Ply	Type	Maximum retail price, each
L–42 (10.00–22).....	14	Logger tire....	$163.71
L–40 (11.00–20).....	14	Logger tire....	180.60
L–50 (11.00–22).....	14	Logger tire....	188.96
12.00–24.....	16	Rock special..	210.55
13.00–24.....	18	Rock special..	253.60
16.00–24.....	20	Rock special..	563.35
16.00–24.....	24	Rock special..	619.70

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective March 14, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4127; Filed, Mar. 13, 1946; 11:37 a. m.]

[RMPR 528, Order 93]

B. F. GOODRICH CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) Maximum retail prices for the following sizes and types of All Rubber Industrial Wheels manufactured by The B. F. Goodrich Company, Akron, Ohio, shall be:

Size	Type	Maximum retail price, each	
		East	West
4" x 2"...	All rubber industrial wheels.	$2.50	$2.75
6" x 2"...	All rubber industrial wheels.	3.25	3.60

"East" and "West" shall have the meaning given those terms in the manufacturer's price list for industrial wheels in effect on February 1, 1944.

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective March 14, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4128; Filed, Mar. 13, 1946; 11:37 a. m.]

[MPR No. 580, Amdt. 3 to Order 218]

DUTCHESS UNDERWEAR CORP.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–572.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 218 issued under section 13 of Maximum Price Regulation 580 on application of Dutchess Underwear Corporation, 350 Fifth Avenue, New York, New York, on October 12, 1945, is further amended in the following respects:

1. Paragraph (a) is amended to establish the following retail ceiling prices for the articles listed below. Retail ceiling prices established for other articles in Order No. 218 remain unaffected by this amendment.

Article	Regular sizes		Extra sizes	
	Manufacturer's selling price per dozen	Retail ceiling price per unit	Manufacturer's selling price per dozen	Retail ceiling price per unit
Buddee brief.....	$3.65	$0.45	.....	.....
Buddee slackerette..	7.00	.90	.....	.....
T61 vest.....	9.50	1.20	$11.50	$1.45
T66 pant.....	9.50	1.20	11.50	1.45
T66–3 pant.....	11.50	1.45	13.50	1.70
T65 suit.....	15.00	1.90	17.50	2.20
T31 vest.....	5.29	.70	6.61	.85
T36 pant.....	5.60	.70	6.63	.85
T36–3 pant.....	6.61	.85	7.63	.95
T35 suit.....	9.71	1.25	11.25	1.45
T81 vest.....	4.19	.55	5.25	.70
T86 pant.....	4.23	.55	5.26	.70
T85 suit.....	8.45	1.05	10.63	1.35
T91 vest.....	11.00	1.40	13.00	1.65
T96 pant.....	11.00	1.40	13.00	1.65
T96–3 pant.....	13.00	1.65	15.00	1.90
T95 suit.....	21.00	2.65	24.00	3.05
4774 gown.....	14.95	1.90	17.35	2.20

2. A new paragraph (h) is added to read as follows:

(h) On and after March 13, 1946, and until further order, the provisions of paragraph (d) are suspended insofar as Dutchess Underwear Corporation is directed to preticket articles for which retail prices are established by Amendment 3 to this order, issued March 13, 1946. (The provisions of paragraph (d) remain in force however with regard to preticketing other articles in Order No. 218.) During this period of suspension the purchaser for sale at retail shall mark each of these articles with the retail price under the amendment or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

Section 13, MPR 580
OPA Price $_____

If the article comes from the manufacturer marked or tagged with a retail ceiling price different from the one established in Amendment 3 issued March 13, 1946 the purchasers for sale at retail shall mark or tag the article with the retail ceiling price established in paragraph (a). No retailer may offer or sell the article unless it is marked or tagged as stated above. Dutchess Underwear Corporation shall send to retailers a copy of Amendment 3 to this order, issued March 13, 1946, before the first delivery of the article for which retail prices are established by that amendment.

This amendment shall become effective March 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4129; Filed, Mar. 13, 1946, 11:36 a. m.]

[MPR 592, Amdt. 3 to Order 1]

ELECTRICAL CLAY CONDUIT

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 2.5 is added to read as follows:

SEC. 2.5 *Maximum prices for manufacturers of electrical clay conduit.* (a) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592 for electrical clay conduit produced in the continental United States may be increased by adding an amount not in excess of $3.25 per ton to the March 1942 f. o. b. plant or delivered prices.

(b) The adjusted maximum prices established in (a) above, shall not be further increased pursuant to the provisions of section 2.1 of Order No. 1 of Maximum Price Regulation No. 592.

(c) Any individual price adjustments granted prior to March 13, 1946, by the Price Administrator or any Regional Administrator to any manufacturer of electrical clay conduit are hereby revoked.

This amendment shall become effective March 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4130; Filed, Mar. 13, 1946; 11:37 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 8, 1946.

Region I

Boston Order 1–D, Amendment 3, covering butter and cheese sold by Groups 1 and 2 stores in Massachusetts except Dukes and Nantucket counties. Filed 3:16 p. m.

Boston Order 2–D, Amendment 3, covering butter and cheese sold by Groups 3 and 4 stores in certain New England areas. Filed 3:16 p. m.

Boston Order 6–O, Amendment 4, covering eggs sold by Groups 1 and 2 stores in the Greater Boston Trading area. Filed 3:16 p. m.

Concord Order 9–F, Amendment 45, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover, Portsmouth. Filed 3:16 p. m.

Hartford Order 3–O, Amendment 2, covering eggs. Filed 3:16 p. m.

New England Order 7–F, Amendment 45, covering fresh fruits and vegetables in the Boston area. Filed 3:16 p. m.

New England Order 8–F, Amendment 41, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 3:17 p. m.

New England Order 9–F, Amendment 42, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 3:17 p. m.

New England Order 10–F, Amendment 40, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 3:17 p. m.

New England Order 11–F, Amendment 41, covering fresh fruits and vegetables in certain Defined areas in Massachusetts. Filed 3:17 p. m.

New England Order 13–F, Amendment 22, covering fresh fruits and vegetables in the Brockton area. Filed 3:18 p. m.

New England Order 14–F, Amendment 3, covering fresh fruits and vegetables in the cities and towns of Barnstable County, Massachusetts. Filed 3:18 p. m.

Region II

Baltimore Order 51, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 3:15 p. m.

Baltimore Order 51, covering dry groceries in the Baltimore, Maryland area. Filed 3:15 p. m.

Baltimore Order 52, covering dry groceries in certain counties in Maryland and Delaware below the Chesapeake and Delaware Canal. Filed 3:15 p. m.

Baltimore Order 19–W, Amendment 1, covering dry groceries in certain counties in Maryland and Delaware below the Chesapeake and Delaware Canal. Filed 3:12 p. m.

Baltimore Order 19–W, covering dry groceries in certain counties in Maryland and Delaware below the Chesapeake and Delaware Canal. Filed 3:12 p. m.

Baltimore Order 20–W, Amendment 1, covering dry groceries in Allegany, Garrett, and Washington Counties, Maryland. Filed 3:12 p. m.

Baltimore Order 20–W, covering dry groceries in Allegany, Garrett, and Washington Counties, Maryland. Filed 3:12 p. m.

Baltimore Order 21–W, Amendment 1, covering dry groceries in certain areas in Maryland. Filed 3:13 p. m.

Baltimore Order 21–W, covering dry groceries in certain areas in Maryland. Filed 3:13 p. m.

Buffalo Orders 24 and 25, Amendment 1, covering dry groceries in the Buffalo, New York area. Filed 3:14 p. m.

Buffalo Orders 26 and 27, Amendment 1, covering dry groceries in the City of Rochester and Monroe and Livingston counties, New York. Filed 3:15 p. m.

Newark Order 8–F, Amendment 4A, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 3:13 p. m.

Newark Order 9–F, Amendment 3A, covering fresh fruits and vegetables in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, New Jersey. Filed 3:14 p. m.

New York Order 22–O, covering eggs in the city of New York and Nassau and Westchester counties, New York. Filed 3:13 p. m.

New York Order 8–C, covering poultry in the city of New York and Nassau and Westchester counties, New York. Filed 3:13 p. m.

Philadelphia Orders 3–C and 26–O, covering poultry and eggs in Philadelphia, Delaware and Montgomery counties, Pennsylvania and Camden county, New Jersey. Filed 3:14 p. m.

Pittsburgh Order 9–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:08 p. m.

Pittsburgh Order 10–F, Amendment 4, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 3:08 p. m.

Pittsburgh Order 11–F, Amendment 4, covering fresh fruits and vegetables in all of Erie and Warren counties, Pennsylvania. Filed 3:09 p. m.

Pittsburgh Order 12–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:09 p. m.

Syracuse Order 5–F, Amendment 6, covering fresh fruits and vegetables in certain counties in New York. Filed 3:10 p. m.

Syracuse Order 6–F, Amendment 6, covering fresh fruits and vegetables in the cities of Syracuse, Watertown, Utica and their free delivery zones, New York. Filed 3:10 p. m.

Syracuse Order 7–F, Amendment 4, covering fresh fruits and vegetables in certain areas in New York. Filed 3:10 p. m.

Syracuse Order 46, covering dry groceries sold by Groups 1 and 2 stores in certain counties in New York. Filed 3:10 p. m.

Syracuse Order 47, covering dry groceries sold by Groups 3 and 4 stores in certain counties in New York. Filed 3:10 p. m.

Syracuse Order 49, covering dry groceries sold by Groups 3 and 4 stores in certain counties in New York. Filed 3:11 p. m.

Syracuse Order 50, covering dry groceries sold by Groups 1 and 2 stores in certain counties in New York. Filed 3:11 p. m.

Wilmington Order 24, covering dry groceries in Delaware lying North of the Chesapeake and Delaware Canal. Filed 3:11 p. m.

Wilmington Order 25, covering dry groceries in Delaware lying North of the Chesapeake and Delaware Canal. Filed 3:11 p. m.

Region V

Houston Order 3–C and 5–O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 3:21 p. m.

Houston Order 4–C and 6–O, covering eggs and poultry in Galveston county, Texas. Filed 3:21 p. m.

Kansas City Order 4–F, Amendment 33, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri and the city of North Kansas City, Missouri. Filed 3:21 p. m.

Kansas City Order 9–F, Amendment 17, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 3:24 p. m.

Kansas City Order 10–F, Amendent 17, covering fresh fruits and vegetables in Green county, Missouri. Filed 3:24 p. m.

Kansas City Order 11–F, Amendment 17, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 3:25 p. m.

Kansas City Order 9–C and 11–O, covering poultry and eggs in Johnson and Wyandotte counties, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 3:25 p. m.

Kansas City Order 10–C and 12–O, covering poultry and eggs in Green and Jasper counties, Missouri. Filed 3:18 p. m.

Little Rock Order 10–F, Amendment 34, covering fresh fruits and vegetables in

Garland county, Arkansas. Filed 3:18 p. m.

Little Rock Order 12–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:19 p. m.

Little Rock Order 13–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Arkansas and in Bowie county, Texas. Filed 3:19 p. m.

Little Rock Order 14–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:19 p. m.

Little Rock Order 15–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:19 p. m.

Little Rock Orders 4–C and 4–O, covering poultry and eggs in Pulaski county, Arkansas. Filed 3:19 p. m.

Oklahoma Order 8–F, Amendments 20 and 21, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 3:20 p. m.

Oklahoma City Order 16, Amendment 7, covering dry groceries sold by Groups 1 and 2 stores. Filed 3:20 p. m.

Oklahoma City Order 71, Amendment 5A, covering dry groceries sold by Groups 3 and 4 stores. Filed 3:20 p. m.

Oklahoma City Order 17, Amendment 6, covering dry groceries sold by Groups 3a and 4a stores. Filed 3:21 p. m.

Region VI

Green Bay Order 7–F, Amendment 21, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 3:25 p. m.

Green Bay Order 8–F, Amendment 21, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 3:25 p. m.

Green Bay Order 9–F, Amendment 21, covering fresh fruits and vegetables in Florence, Forest and Marinette counties, Wisconsin. Filed 3:25 p. m.

Green Bay Order 10–F, Amendment 22, covering fresh fruits and vegetables in the cities of Eau Claire and Chippewa Falls, Wisconsin. Filed 3:26 p. m.

Green Bay Order 11–F, Amendment 8, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 3:26 p. m.

Green Bay Order 12–F, Amendment 8, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 3:27 p. m.

Milwaukee Order 8–F, Amendments 48 and 49, covering fresh fruits and vegetables in Dane County, Wisconsin. Filed 3:28 p. m.

Milwaukee Order 9–F, Amendments 48 and 49, covering fresh fruits and vegetables in Sheybogan and Fond du Lac counties, Wisconsin. Filed 3:28 p. m.

Milwaukee Order 11–F, Amendments 40 and 41, covering fresh fruits and vegetables in Milwaukee county, and cities of Racine and Kenosha, Wisconsin. Filed 3:29 p. m.

Milwaukee Order 12–F, Amendments 21 and 22, covering fresh fruits and vegetables in cities of La Crosse and Sparta, Wisconsin. Filed 3:26 p. m.

Milwaukee Order 7, Amendment 1, covering dry groceries in Milwaukee county, and cities of Racine and Kenosha, Wisconsin. Filed 3:27 p. m.

Milwaukee Order 33, covering dry groceries in certain counties in Wisconsin. Filed 3:27 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–4060; Filed, Mar. 12, 1946; 4:29 p. m.]

[Region II Order G–1 Under SR 15 and MPR 280, Amdt. 2]

MILK IN PITTSBURGH AND NORTHWESTERN MARKETING AREA

For the reasons set forth in an opinion issued and filed with the FEDERAL REGISTER and under the authority vested in the Regional Administrator by § 1499.75 (a) (9) of Supplementary Regulation No. 15 and § 1351.807 of Maximum Price Regulation No. 280, as amended, and with the approval of the Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture, it is ordered that Order No. G–1 be amended in the following respects:

1. Subdivision (2) of paragraph (b) is amended to read as follows:

(2) "Pittsburgh Milk Marketing Area" means the territory described as Area No. 2 in, and forming the subject matter of, official General Order No. A–113, dated December 14, 1942, and issued by the Commonwealth of Pennsylvania Milk Control Commission, and including the area known as Pine Township in Mercer County.

2. Subdivision (5) of paragraph (b) is amended to read as follows:

(5) 'Northwestern Milk Marketing Area" means the territory described as Area No. 17 in, and forming the subject matter of, official General Order No. A–115, dated December 22, 1942, and issued by the Commonwealth of Pennsylvania Milk Control Commission; but not including the area known as Pine Township in Mercer County.

This Amendment No. 2 to Order No. G–1 may be revoked or amended by the Regional Administrator at any time.

This amendment shall become effective March 12, 1946.

(56 Stat. 23, 765; 57 Stat. 566, Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 8328, 8 F.R. 4681; E.O. 9599; 10 F.R. 10155)

Issued this 12th day of March 1946

LEO F. GENTNER,
Regional Administrator.

Approved: March 5, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46–4061; Filed, Mar. 12, 1946; 4:29 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 8, 1946.

Region III

Indianapolis Orders 5–O and 6–O, Amendment 8, covering eggs in certain counties in Indiana. Filed 10:00 and 10:07 a. m.

Region IV

Atlanta Order 14–F, Amendment 14, covering fresh fruits and vegetables in certain counties in Georgia. Filed 10:06 a. m.

Atlanta Order 22–O, Amendments 4, 5, and 6, covering eggs in the Atlanta-Decatur Metropolitan Trade area. Filed 10:02 and 10:03 a. m.

Atlanta Order 13–O, Amendment 8, covering eggs in Chatham County, Georgia. Filed 10:07 a. m.

Atlanta Order 22–O, Amendments 8 and 10, covering eggs in the Atlanta-Decatur Metropolitan Trade area. Filed 10:07 a. m.

Birmingham Order 5–F, Amendment 21, covering fresh fruits and vegetables in Jefferson County, Alabama. Filed 10:03 a. m.

Birmingham Order 26–F, Amendment 20, covering fresh fruits and vegetables in Mobile County, Alabama. Filed 10:03 a. m.

Birmingham Order 27–F, Amendment 22, covering fresh fruits and vegetables in Montgomery County, Alabama. Filed 10:03 a. m.

Birmingham Order 28–F, Amendment 20, covering fresh fruits and vegetables in Houston County, Alabama. Filed 10:03 a. m.

Birmingham Order 29–F, Amendment 19, covering fresh fruits and vegetables in Dallas County, Alabama. Filed 10:04 a. m.

Birmingham Order 3–C, Amendment 3, covering poultry in Jefferson county, Alabama. Filed 10:04 a. m.

Birmingham Orders 4–C and 5–C, Amendments 3 and 2, covering poultry in Baldwin and Mobile counties, Alabama. Filed 10:04 a. m.

Birmingham Order 4–O, Amendment 12, covering eggs in Jefferson county, Alabama. Filed 10:04 a. m.

Columbia Order 8–F, Amendment 17, covering fresh fruits and vegetables in the entire State of South Carolina. Filed 10:05 a. m.

Columbia Order 27–O, Amendments 4 and 9, covering eggs in Richland and Lexington counties, South Carolina. Filed 10:06 a. m.

Columbia Orders 21 and 22, Amendment 2, covering dry groceries in the South Carolina area. Filed 10:05 a. m.

Columbia Order 7–W, Amendment 2, covering dry groceries in the South Carolina area. Filed 10:06 a. m.

Nashville Order 14–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Tennessee and Bristol, Virginia. Filed 10:04 a. m.

Nashville Order 48–O, Amendment 8, covering eggs in Hamilton, Knox, Roane, and Anderson counties, Tennessee. Filed 10:00 a. m.

Raleigh Orders 10–O, 11–O and 12–O, covering eggs sold by Groups 1 and 2 stores. Filed 10:00 and 10:01 a. m.

Richmond Order 8–F, Amendment 15, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:01 a. m.

Richmond Order 13–F, Amendment 17, covering fresh fruits and vegetables in the cities of Roanoke, Lynchburg, and Danville; and the counties of Roanoke, Campbell and Pittsylvania and all towns and municipalities therein. Filed 10:01 a. m.

Richmond Order 3–C, Amendments 1 and 2, covering dry groceries in the Richmond area. Filed 10:01 a. m.

Richmond Order 3–C, Amendment 3, covering poultry in certain counties in Virginia and the city of Richmond, Virginia. Filed 10:01 a. m.

Richmond Order 6–C, covering poultry in certain areas in Virginia. Filed 10:02 a. m.

Region V

San Antonio Order 17, Amendment 6, covering dry groceries sold by Group 3A and 4A stores. Filed 10:26 a. m.

Region VI

Des Moines Orders 5–F and 6–F, Amendment 21, covering fresh fruits and vegetables in certain areas in Iowa. Filed 10:08 a. m.

Des Moines Order 7–F, Amendment 21, covering fresh fruits and vegetables in certain counties in Iowa and the cities of Moline, East Moline, Rock Island, Silvis and Milan in Illinois. Filed 10:08 a. m.

Des Moines Order 1–O, Amendments 18 and 19, covering eggs in the cities of Des Moines, West Des Moines, and Marshalltown, Iowa. Filed 10.09 and 10:11 a. m.

Des Moines Order 2–O, Amendments 14 and 15, covering eggs in Sioux City and Council Bluffs area. Filed 10:09 and 10:11 a. m.

Des Moines Order 3–O, Amendments 14 and 15, covering eggs in Fort Dodge and Mason City area. Filed 10:09 and 10:11 a. m.

Des Moines Order 4–O, Amendments 14 and 15, covering eggs in Dubuque, Waterloo, Cedar Rapids, Clinton, Davenport, Burlington and Ottumwa area. Filed 10:09 and 10:12 a. m.

Fargo Adopting Order 41, Amendment 4, covering dry groceries in certain cities in North Dakota. Filed 9:57 a. m.

Fargo Adopting Order 42, Amendment 4, covering dry groceries in certain areas in North Dakota. Filed 9:57 a. m.

Fargo Adopting Order 44, Amendment 4, covering dry groceries in certain areas in North Dakota. Filed 10:08 a. m.

Fargo Adopting Order 43, Amendment 41, covering dry groceries in certain areas in North Dakota. Filed 10:07 a. m.

Fargo Order 39, Amendments 1 and 2, covering dry groceries in certain counties in North Dakota. Filed 9:57 a. m.

Milwaukee Order 1–O, Amendment 13, covering eggs in Milwaukee county, Wisconsin. Filed 9:58 a. m.

Milwaukee Order 7–W, Amendment 1, covering dry groceries in Milwaukee county, and the cities of Racine and Kenosha, Wisconsin. Filed 9:58 a. m.

Omaha Order 15–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Nebraska and the city of Council Bluffs, Iowa. Filed 9:58 a. m.

Omaha Order 16–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 9:59 a. m.

Omaha Order 17–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 9:59 a. m.

Omaha Order 40, covering dry groceries sold by Groups 3A and 4A stores. Filed 9:58 a. m.

Peoria Order 16–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:09 a. m.

Peoria Order 17–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:10 a. m.

Peoria Order 18–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:10 a. m.

Peoria Order 19–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:10 a. m.

Peoria Orders 21 and 4–W, Amendment 1, covering dry groceries in certain counties in Illinois. Filed 10:10 and 10:11 a. m.

Sioux Falls Order 5–F, Amendment 6, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 9:59 a. m.

Sioux Falls Order 24, Amendment 1, covering dry groceries in certain counties in South Dakota, Iowa, and Minnesota. Filed 9:59 a. m.

Sioux Falls Order 9–W, Amendment 1, covering dry groceries in certain counties in South Dakota, Iowa, and Minnesota. Filed 9:59 a. m.

Copies of any of these orders may be filed with the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–3928; Filed, Mar. 11, 1946; 11:50 a. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R. S. 4405, 4417a, 4426, 4481, 4482, 4488, and 4491, as amended, 35 Stat. 428, 49 Stat. 1544, 54 Stat. 163–167, sec. 5 (e), 55 Stat. 244 (46 U.S.C. 367, 375, 391a, 396, 404, 474, 475, 481, 489, 526–526t, 50 U.S.C. 1275), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard Order 1–46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following approval of equipment is prescribed, effective under the date of publication in the FEDERAL REGISTER:

LIFEBOATS

20′ x 6.5′ x 2.6′ steel oar-propelled lifeboat, 20-person capacity, General Arrangement Dwg. No. G–363–D, dated 21 December 1945, submitted by C. C. Galbraith & Son, Inc., 99 Park Place, New York, N. Y. (Supersedes approval 14 June 1945, 10 F.R. 7151, insofar as new construction is concerned.)

18′ x 5.7′ x 2.5′ steel oar-propelled lifeboat, 15-person capacity for ocean and coastwise service or 19-person capacity for inland service, General Arrangement Dwg. No. G–229–D, dated 16 November 1945, submitted by C. C. Galbraith & Son, Inc., 99 Park Place, New York, N. Y. (Supersedes approval 1 November 1944, 9 F.R. 13018, insofar as new construction is concerned.)

16′ x 5.7′ x 2.3′ steel oar-propelled lifeboat, 12-person capacity, General Arrangement Dwg. No. G–362–D, Alt. 1, dated 13 February, 1946, submitted by C. C. Galbraith & Son, Inc., 99 Park Place, New York, N. Y. (Supersedes approval 31 May 1945, 10 F.R. 6428, insofar as new construction is concerned.)

LIFE PRESERVER

Approval No. B–295, Model 6 child kapok life preserver, Specification 160.002, manufactured by Elvin Salow Co., 379–381 Atlantic Avenue, Boston, Mass.

Dated: March 12, 1946.

J. F. FARLEY,
Admiral, U. S. Coast Guard, Commandant.

[F. R. Doc. 46–4098; Filed, Mar. 13, 1946; 11:48 a. m.]

Reference

MAR 18 '46

Reference

MAR 18 '46

THE NATIONAL ARCHIVES

FEDERAL REGISTER

OF THE UNITED STATES

1934

VOLUME 11 NUMBER 52

Washington, Friday, March 15, 1946

The President

EXECUTIVE ORDER 9704

FUNCTIONS OF THE AMERICAN BATTLE MONUMENTS COMMISSION

By virtue of the authority vested in me by the Constitution and Statutes, including Title I of the First War Powers Act, 1941, and as President of the United States and Commander in Chief of the Army and the Navy, it is hereby ordered that the American Battle Monuments Commission shall control as to materials and design, and provide regulations for and supervise the erection of, all memorial monuments and buildings in American cemeteries located outside of the United States and its territories and possessions, and shall also, when authorized by any foreign country or political subdivision thereof in which the American armed forces have served, control as to materials and design, and provide regulations for the erection of, all memorial monuments and buildings located in, and commemorating the services of the American armed forces in, any such foreign country or political subdivision.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 14, 1946.

[F. R. Doc. 46-4250; Filed, Mar. 14, 1946; 12:24 p. m.]

Regulations

TITLE 12—BANKS AND BANKING

Chapter III—Federal Deposit Insurance Corporation

PART 303—ADVERTISEMENT OF MEMBERSHIP

PART 305—RECOGNITION OF DEPOSIT OWNERSHIP NOT ON BANK RECORDS

MISCELLANEOUS AMENDMENTS

Resolution adopted February 20, 1946 amending subparagraph (3) of paragraph (c) of § 303.2 and paragraphs (a), (b) and (c) of § 303.3, and amending Part 305 by striking §§ 305.4, 305.5 and 305.6 and by adding a new section designated § 305.4.

§ 303.2 *Mandatory requirements with regard to the official advertising statement and manner of use.* * * *

(c) * * *

(3) * * *

(xvii) Advertisements by radio which do not exceed thirty (30) seconds in time.

* * * * * *

§ 303.3 *Approved emblem and approved short title which insured banks may use at their option*—(a) *Emblem.* The only emblem approved for use by insured banks, when reference therein is made to deposit insurance or membership in the Corporation, is the one reproduced below:

[Present Emblem]

(b) *Short title.* The following short title is approved for use by insured banks only on signs or plates attached to the outside of the bank building: "Member of FDIC."

(c) *Use of emblem or short title.* No insured bank is required to use the emblem or short title to any extent whatsoever. If any insured bank desires to use the emblem, it may do so in any of its advertisements and on any of its bank supplies. Since the approved emblem contains the official advertising statement in the outside circle, its use in the type of advertisements listed in § 303.2 (c) will satisfy the mandatory requirements of that section.

Any insured bank may, in addition to the requirements of this part, use any proper advertising of insurance of its deposits. For example, as an addition to the official advertising statement, any insured bank may, at its option, use the following in any of its advertisements:

Deposits in this bank are insured with maximum insurance of $5,000 for each depositor

Further, in the case of display signs in the banking office which, under the provisions of this part, are not required to include the official advertising statement, any insured bank may use, for example, any of the following:

(1) "The Federal Deposit Insurance Corporation insures deposits in this bank

(Continued on p. 2677)

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THE PRESIDENT

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FEDERAL REGISTER

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NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per book.

Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

Book 3: Titles 33–50, including a general index and ancillary tables.

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with $5,000 maximum insurance for each depositor."

(2) "Deposits in this bank are insured by the Federal Deposit Insurance Corporation with $5,000 maximum insurance for each depositor."

(3) Electric sign or other display reproductions of the official sign.

§ 305.4 *Deposits in custodial accounts.* The owner of any portion of a deposit appearing on the records of a closed bank under a name other than that of the claimant, whose name or interest as such owner is not disclosed on the records of the closed bank as part owner of said deposit, will be recognized for all purposes of claim for insured deposits to the same extent as if his name and interest were disclosed on the records of the bank: *Provided*, That the deposit is maintained in a specifically designated deposit account or accounts in such a manner as to disclose the custodial nature thereof: *And, provided further*, That the name and interest of such owner in the deposit is disclosed on the records of the person in whose name the deposit is maintained and such records have been maintained in good faith and in the regular course of business.

§ 305.5 *Deposits of national farm loan associations.* [Repealed]

§ 305.6 *Deposits of employer representing salary deductions of employees held for purchase of war savings bonds or stamps.* [Repealed]

Certified to be a true and correct copy of paragraph (c) (3) (xvii) of § 303.2 as added by Resolution of the Board of Directors adopted February 20, 1946; of paragraphs (a), (b) and (c) of § 303.3; and of § 305.4 of Part 305, as amended by said resolution.

(12 U.S.C. 264 (j), (m), and (v))

[SEAL] FEDERAL DEPOSIT INSURANCE CORPORATION,
By E. F. DOWNEY, *Secretary.*

[F. R. Doc. 46-4165; Filed, Mar. 13, 1946; 3:29 p. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics

[Amdt. 90]

PART 600—DESIGNATION OF CIVIL AIRWAYS

REDESIGNATION OF CIVIL AIRWAYS

MARCH 1, 1946.

Acting pursuant to the authority vested in me by section 302 of the Civil Aeronautics Act of 1938, as amended, I hereby amend Part 600 of the Regulations of the Administrator of Civil Aeronautics as follows:

Redesignation of Civil Airways: Blue Civil Airway Nos. 23 and 24. Redesignation of Red Civil Airway No. 40

1. By amending § 600.10239 to read as follows:

§ 600.10239 *Red civil airway No. 40 (Shemya, Alaska to Homer, Alaska).* From the Shemya, Alaska radio range station via the Amchitka, Alaska radio range station and the intersection of the center lines of the on course signals of the east leg of the Amchitka, Alaska radio range and the southwest leg of the Adak, Alaska radio range to the Adak, Alaska radio range station. From the Cold Bay (Randall), Alaska radio range station via the Sand Point, Alaska radio range station, the Chirikof, Alaska radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Chirikof, Alaska radio range and the south leg of the Kodiak, Alaska radio range and the Kodiak, Alaska radio range station to the Homer, Alaska radio range station.

2. By deleting in § 600.10322 *Blue civil airway No. 23 (Sanak, Alaska to Cold Bay, Alaska)* the following:

§ 600.10322 *Blue civil airway No. 23 (Sanak, Alaska to Cold Bay, Alaska).* From the intersection of the center lines of the on course signals of the southwest leg of the Sanak, Alaska radio range and the southeast leg of the Dutch Harbor, Alaska radio range via the Dutch Harbor, Alaska radio range station; to the intersection of the center lines of the on course signals of the northeast leg of the Dutch Harbor, Alaska radio range and the

northeast leg of the Umnak (North Shore), Alaska radio range.

3. By deleting in § 600.10327 *Blue civil airway No. 24 (Chirikof, Alaska to Cold Bay, Alaska)* the following:

§ 600.10323 *Blue civil airway No. 24 (Chirikof, Alaska to Cold Bay, Alaska).* From the intersection of the center lines of the on course signals of the southwest leg of the Chirikof, Alaska radio range and the east leg of the Sand Point, Alaska radio range via the Sand Point, Alaska radio range station; to the Cold Bay, Alaska radio range station.

This amendment shall become effective 0001 e. s. t., March 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-4190; Filed, Mar. 14, 1946; 9:30 a. m.]

[Amdt. 133]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

DESIGNATION OF AIRPORT APPROACH ZONES

MARCH 1, 1946.

Acting pursuant to the authority vested in me by Section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By deleting from § 601.2000 the following:

Anchorage, Alaska	Merrill Field.
Fairbanks, Alaska	Weeks Field.

2. By inserting in § 601.2002 the following:

Anchorage, Alaska	Merrill Field.
Annette Island, Alaska	CAA Field.
Big Delta, Alaska	CAA Field.
Fairbanks, Alaska	Weeks Field.
Homer, Alaska	CAA Field.
Kenai, Alaska	CAA Field.
Nenana, Alaska	CAA Field.
Northway, Alaska	CAA Field.
Skwentna, Alaska	CAA Field.
Tanacross, Alaska	CAA Field.

This amendment shall become effective 0001 e. s. t., March 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-4191; Filed, Mar. 14, 1946; 9:30 a. m.]

[Amdt. 134]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

MISCELLANEOUS AMENDMENTS

MARCH 1, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulations No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

Designation of Airway Traffic Control Areas: Red Civil Airway No. 40. Redesignation of Airway Traffic Control Areas: Green Civil Airway No. 8. Amber Civil Airway Nos. 1 and 2. Red Civil Airways Nos. 39 and 40. Blue Civil Airway Nos. 25 and 32. Redesignation of Radio Fixes: Red Civil Airway No. 40. Blue Civil Airway Nos. 2, 23 and 24

1. By amending § 601.1008 to read as follows:

§ 601.1008 *Green civil airway No. 8 airway traffic control areas (Attu, Alaska to Northway, Alaska).* From a line extended at right angles across such airway through a point 25 miles southwest of the Homer, Alaska radio range station to a line extended at right angles across such airway at a point 50 miles northeast of the Anchorage, Alaska radio range station; from a line extended at right angles across such airway through a point 50 miles southwest of the Northway, Alaska radio range station to the Northway, Alaska radio range station.

2. By amending § 601.1011 to read as follows:

§ 601.1011 *Amber civil airway No. 1 airway traffic control areas (U. S.-Mexican Border to Nome, Alaska).* Those portions of Amber civil airway No. 1 within the limits of the Continental United States; From the Alaskan Canadian Border to a line extended at right angles across such airway through a point 50 miles west of the Annette Island, Alaska radio range station and from a line extended at right angles across such airway through a point 25 miles southeast of the Cordova, Alaska, radio range station to a line extended at right angles across such airway through a point 25 miles northwest of the Skwentna, Alaska radio range station.

3. By amending § 601.1012 to read as follows:

§ 601.1012 *Amber civil airway No. 2 airway traffic control areas (Long Beach, Calif., to Fairbanks, Alaska).* Those portions of Amber civil airway No. 2 within the limits of the Continental United States; from the Alaskan Canadian Border to the Fairbanks, Alaska radio range station.

4. By amending § 601.10239 to read as follows:

§ 601.10239 *Red civil airway No. 39 airway traffic control areas (Bethel, Alaska to Fairbanks, Alaska).* From a line extended at right angles across such airway through a point 25 miles southwest of the Nenana, Alaska radio range station to the Fairbanks, Alaska radio range station.

5. By adding a new § 601.10240 as follows:

§ 601.10240 *Red civil airway No. 40 airway traffic control areas (Shemya, Alaska to Homer, Alaska).* From a line extended at right angles across such airway through a point 25 miles south of the Homer, Alaska radio range station to the Homer, Alaska radio range station.

6. By amending § 601.10325 to read as follows:

§ 601.10325 *Blue civil airway No. 25 airway traffic control areas (Cordova, Alaska to Big Delta, Alaska).* From the Cordova, Alaska radio range station to a line extended at right angles across such airway through a point 25 miles northeast of the Cordova, Alaska radio range station; from a line extended at right angles across such airway through a point 50 miles south of the Big Delta, Alaska radio range station to the Big Delta, Alaska radio range station.

7. By amending § 601.10332 to read as follows:

§ 601.10332 *Blue civil airway No. 32 airway traffic control areas (Anchorage, Alaska to Fairbanks, Alaska).* From the Skwentna, Alaska radio range station to a line extended at right angles across such airway through a point 50 miles southwest of the Summit, Alaska radio range station.

8. By amending § 601.40240 to read as follows:

§ 601.40240 *Red civil airway No. 40 (Shemya, Alaska to Homer, Alaska).* Amchitka, Alaska radio range station; the Sand Point, Alaska radio range station and the Chirikof, Alaska radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Chirikof, Alaska radio range and the south leg of the Kodiak, Alaska radio range; the Kodiak, Alaska radio range station.

9. By amending § 601.40302 *Blue civil airway No. 2 (Birmingham, Ala., to Erie, Pa.)* to read as follows:

§ 601.40302 *Blue civil airway No. 2 (Birmingham, Ala., to Erie, Pa.).* Morgantown, W. Va., radio range station.

10. By deleting § 601.40323 *Blue civil airway No. 23 (Sanak, Alaska to Cold Bay, Alaska).* Dutch Harbor, Alaska radio range station.

11. By deleting § 601.40324 *Blue civil airway No. 24 (Chirikof, Alaska to Cold Bay, Alaska).* The intersection of the center lines of the on course signals of the southwest leg of the Chirikof, Alaska radio range and the east leg of the Sand Point, Alaska radio range; Sand Point, Alaska radio range station.

This amendment shall become effective 0001 e. s. t., March 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-4192; Filed, Mar. 14, 1946; 9:30 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

REDESIGNATION OF PARTS

Under the authority contained in R.S. 161 (5 U.S.C. 22) I hereby amend Title 22 of the Code of Federal Regulations as follows:

The heading *Subchapter B—The Foreign Service* is to be transposed to precede Part 101.

Part 81 is to be renumbered 118.

Part 84 is to be renumbered 119.

Part 98 is to be renumbered 100: This part is to be transposed to *Subchapter A—The Department.*

These amendments are to become effective immediately upon registration in the Division of the Federal Register.

[SEAL] JAMES F. BYRNES,
Secretary of State.

MARCH 11, 1946.

[F. R. Doc. 46-4245; Filed, Mar. 14, 1946; 11:43 a. m.]

TITLE 29—LABOR

Chapter VI—National Wage Stabilization Board

[General Wage Approval 4]

PART 805—GENERAL WAGE APPROVALS

INCREASES FOR WHICH APPLICATIONS FOR APPROVAL WERE PENDING ON FEBRUARY 14, 1946

§ 805.4 *Increases for which applications for approval were pending on February 14, 1946.* Pursuant to section 308 (c) of the regulations of the Economic Stabilization Director of March 8, 1946, the National Wage Stabilization Board, with the approval of the Economic Stabilization Director, hereby approves any wage or salary increases which were formally agreed or determined upon prior to February 14, 1946, if (a) application for approval of such increase was pending before the National Wage Stabilization Board or any Regional Board on February 14, 1946; (b) the parties received a letter from the National Board or any Regional Board notifying them of the conditions under which the increases which were the subject of the application would be deemed to be lawfully made before February 14, 1946, within the meaning of Executive Order 9697 and hence approved under section 3 (d) of that order; and (c) such increases are actually put into effect not later than March 15, 1946.

Approved by the National Wage Stabilization Board: March 13, 1946.

B. M. JOFFE,
Acting Executive Director.
CHESTER BOWLES,
Economic Stabilization Director.

MARCH 14, 1946.

[F. R. Doc. 46-4248; Filed, Mar. 14, 1946; 12:00 m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

[SFAW Order 29, Amdt. 1]

PART 602—GENERAL ORDERS AND DIRECTIVES

INFORMATION AND REPORTS TO BE FILED

It now appears that in order to effectuate the purposes of Executive Order No. 9332 (8 F.R. 5355) it will be necessary that the Solid Fuels Administrator for War obtain data concerning the production, shipment and distribution of Pennsylvania anthracite for the month of April 1946. Accordingly, § 602.876 of SFAW Order No. 29 is hereby amended to read as follows:

§ 602.876 *Information and reports to be filed.* Each producer and each wholesaler shall maintain appropriate records and shall file with the Solid Fuels Administration for War, Washington 25, D. C., on or before the tenth of November 1945 and the tenth day of each month thereafter, to and including May 10, 1946, a report in writing on a form prescribed by SFAW, indicating (1) the actual tonnage of anthracite produced, prepared or purchased, and the actual tonnage shipped during the preceding full calendar month, and (2) the actual tonnage of anthracite produced, prepared or purchased and the actual tonnage shipped, shown cumulatively from April 1, 1945 to the end of that same calendar month.

This amendment shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 12th day of March 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-4196; Filed, Mar. 14, 1946; 10:37 a. m.]

[SFAW Order 32]

PART 602—GENERAL ORDERS AND DIRECTIVES

DISTRIBUTION OF BITUMINOUS COAL

It appears appropriate to relinquish certain controls concerning the distribution of bituminous coal. Accordingly, pursuant to Executive Order No. 9332 (8 F.R. 5355), SFAW Regulation No. 27, as amended, is hereby revoked as of 12:01 a. m., April 1, 1946, except certain reporting requirements of that regulation with minor modification which are provided for in paragraphs (a) and (b) of this order.

(a) Producers of coal in Districts 1–4 inclusive, 6–11 inclusive, and 13, shall report on or before March 31, 1946 and April 30, 1946 that information concerning anticipated shipments for the next succeeding calendar month which is required to be reported on Form S. F. A. No. 79, except that information provided for in column (h) of Part A and in all of Part D of Form S. F. A. No. 79 is not required to be reported by this order.

(b) Consumers are prohibited from receiving any coal produced in Districts 1–4, inclusive, 6–11 inclusive, and 13 (other than coal received via lake, tidewater, or from commercial dock operators) during the calendar months of April and May 1946 unless such consumer shall file with his supplier on or before the 24th day of the calendar month preceding the month of shipment an order containing the information required by the provisions of subparagraphs (1), (2), (3) and (4) of paragraph (a) of § 602.712 of SFAW Regulation No. 27, as follows:

(1) Separately, by uses, the specific number of tons ordered from your supplier.

(2) Separately, by uses, your estimated days' supply (calculated as set forth in § 602.711 of said regulation) as of the last day of the calendar month during which the order is placed.

(3) Separately, by uses, your monthly consumption requirements (calculated as set forth in § 602.711 of said regulation.)

(4) Separately, by uses, and groups of districts, the total tonnage of coal (except "surplus coal" which you have indicated your willingness to buy) you have ordered from all suppliers for delivery to you from each group of districts during the same calendar month. Districts 9, 10, 11 and 13 are to be reported as Group A; Districts 1–4 inclusive and 6 are to be reported as Group B; Districts 7 and 8 (high volatile) are to be reported as Group C; Districts 7 and 8 (low volatile) are to be reported as Group D; and all other districts and Canada are to be reported as Group E.

The certification required by subparagraph (5) of paragraph (a) of § 602.712 is not required by this order.

This order does not affect civil or criminal liabilities resulting from violation of SFAW Regulation No. 27.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942 and regulations issued thereunder.

This order shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 12th day of March 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-4197; Filed, Mar. 14, 1946; 10:37 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

APPENDIX A—GENERAL RULINGS UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

PHILIPPINE PAPER CURRENCY AND SECURITIES

MARCH 15, 1946.

Revocation of General Ruling No. 10 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

General Ruling No. 10 is hereby revoked.

(Sec. 3 (a), 40 Stat. 412; sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, Apr. 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, Apr. 10, 1940, as amended June 14, 1941, and July 26, 1941)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-4193; Filed, Mar. 14, 1946; 10:15 a. m.]

APPENDIX B—PUBLIC CIRCULARS UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

PROPERTY OF INTERNEES

MARCH 15, 1946.

Public Circular No. 29 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Instructions or notifications by or in behalf of the Treasury Department blocking the property of any person as an internee shall be regarded as revoked upon the parole or release of the person from internment or, if the person has already been paroled or released, upon the date of this circular. However, the provisions hereof shall not apply to any person released into the custody of the Immigration and Naturalization Service for deportation proceedings nor to any person who is the subject of a "removal order" issued pursuant to Presidential Proclamation 2655 of July 14, 1945.

(Sec. 3 (a), 40 Stat. 412; sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, and July 26, 1941)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-4194; Filed, Mar. 14, 1946; 10:15 a. m.]

PART 132—GENERAL LICENSES UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO, BY THE GOVERNOR OF HAWAII

FILING OF REPORTS

NOVEMBER 14, 1945.

Public Circular No. H-11, under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Notwithstanding Public Circular No. 15, reports required under Public Circular H-6 will continue to be filed.

INGRAM M. STAINBACK,
Governor of Hawaii.

Approved as to form:

EDWARD Z. BUCH,
Deputy Attorney General.

[F. R. Doc. 46-4195; Filed, Mar. 14, 1946; 10:15 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 152]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

In § 801.2 *Prohibited exportations* the following corrections are hereby made in the list of commodities set forth in Amendment No. 151 (11 F.R. 2258):

Dept. of Commerce Schedule B No. and commodity		*Correction*
222098	other oilseeds for planting	The GLV dollar value limits should read 25.
227998	other essential oils, natural	The commodity description should read Other essential oils, natural, except hop aroma.
692905	platinum manufactures	The GLV dollar value limits should read 1.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 12, 1946.

JOHN C. BORTON, *Director,*
Requirements and Supply Branch.

[F. R. Doc. 46-4183; Filed, Mar. 14, 1946; 9:21 a. m.]

[Amdt. 153]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

(1) The following commodities are hereby added to the list of commodities:

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
643500	Other insulated copper wire:			
643500	Magnet wire, copper, insulated; enamelled wire.	Lbs.	1	1
658908	Zinc manufactures, n. e. s.:			
658908	Padlocks of zinc, die cast.	Doz.	100	25

(2) The following commodity is hereby removed from the list of commodities:

Dept. of Commerce Schedule B No.	*Commodity*
839900	Nickel oxide

Shipments of any of the above commodities removed from general license, which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective immediately except that, with respect to commodities removed from general license, it shall become effective on March 20, 1946.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130).

Dated March 1, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-4184; Filed, Mar. 14, 1946; 9:22 a. m.]

[Amdt. 154]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited Exportations* is hereby amended in the following particulars:

The list of commodities set forth in paragraph (b) is amended by adding thereto the following commodities:

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
790600	Motor trucks, busses and chassis (second-hand) 1945 and 1946 production only.	Units	100	25

This amendment shall become effective March 20, 1946.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 5, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-4185; Filed, Mar. 14, 1946; 9:22 a. m.]

[Amdt. 156]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

(1) The following commodities are hereby added to the list of commodities:

Dept. of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
	Structural iron and steel—structural shapes, fabricated:			
604600	Buildings (knock-down included).	L. ton	100	25
604600	Portable houses, knockdown.	L. ton	100	25
604600	Prefabricated houses (chief value steel).	L. ton	100	25
	Structural iron and steel—sash and frames:			
604900	Metal window frames.	Lbs.	100	25
604900	Metal window sash.	Lbs.	100	25
604900	Metal shutters.	Lbs.	100	25
	Other iron and steel manufactures, n. e. s.:			
620998	Metal sheet culverts.		100	25
620998	Metal fabricated doors.		100	25
	Blowers, and ventilating machinery and parts:			
764100	Sheet metal ducts.		100	25
764100	Roof ventilators.		100	25

(2) The following commodities are hereby removed from the list of commodities:

Dept. of Comm. Sched. B No.	*Commodity*
391600	All-plastic raincoats and raincapes containing no cotton textiles (report rubber or rubberised in Schedule B No. 204300).

Shipments of any of the above commodities removed from general license which were on dock, on lighter, laden aboard an exporting carrier or in transit to a port of exit, pursuant to an actual order for export prior to the effective date of this amendment, may be exported under the previous general license provisions.

This amendment shall become effective immediately except that, with respect to commodities removed from general license it shall become effective March 20, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 12, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-4187; Filed, Mar. 14, 1946; 9:22 a. m.]

[Amdt. 157]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

1. The following commodities are hereby removed from the list of commodities:

Dept. of Comm. Sched. B No.	*Commodity*
206400	Other casings and inner tubes: Aircraft tires. Bicycle casings. Bicycle tires. Motorcycle casings. Pneumatic casings, aircraft. Pneumatic tubes, aircraft. Pneumatic tubes, bicycle. Pneumatic tubes, motorcycle. Pneumatic tubes, ricksha. Ricksha casings. Sulky casings.
209510	Rubber thread, bare or uncovered.
247500	Guayule seed for planting.
247500	Guayule seed, other.

2. The dollar value limits in the column headed "GLV Dollar Value Limits" set opposite the commodity listed below are hereby amended to read as follows:

Dept. of Commerce Schedule B No.	Commodity	GLV dollar value limits country group K	GLV dollar value limits country group E
227998	Jasmine oil	100	25

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 13, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-4188; Filed, Mar. 14, 1946; 9:22 a. m.]

[Amdt. 155]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

The list of commodities set forth in paragraph (b) is amended by deleting therefrom the following commodities:

Dept. of Comm. Sched. B No.	*Commodity*
003909	Other canned meat (report beef, canned in 003600, pork, canned in 003700, sausage, bologna and frankfurters, canned in 003800, chicken, canned in 003901, and tushonka, canned in 003907):
003909	Blood pudding.
003909	Brains.
003909	Duck.
003909	Game.
003909	Goose livers.
003909	Hot tamales.
003909	Kidney stew.
003909	Lamb tongue.
003909	Lunch tongues, except beef, ox, or pork.
003909	Meat gravy.
003909	Pate de foie gras.
003909	Pemmican.
003909	Poultry, except chicken.
003909	Sweetbreads.
003909	Tamales.
003909	Wild rabbit meat.
	Essential oils, natural (distilled or expressed included):
227905	Lemon grass oil.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 7, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-4186; Filed, Mar. 14, 1946; 9:22 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 32, Direction 9]

SPECIAL INVENTORY RESTRICTIONS FOR MANUFACTURERS OF CERTAIN APPAREL

The following direction is issued pursuant to PR 32:

(a) *Purpose.* This direction contains special inventory rules for manufacturers of certain apparel. Its purpose is to assure prompt and continuous deliveries of such products for distribution to consumers, by preventing the accumulation by manufacturers of inventories which would be excessive, in view of the extremely urgent need for the products by purchasers. These special rules are more specific than the general rules in Priorities Regulation 32, and are controlling. They apply whether or not the materials from which the products are made are acquired with priorities assistance. However, when the products are made from materials acquired with ratings assigned under Order M-328B, the specific rules in that order are controlling. When a particular situation or action is not covered either by the rules in this direction or those in Order M-328B, the general rules in Priorities Regulation 32 still apply.

(b) *Restrictions on receipts of production materials.* Receipts of fabric, yarn and other

materials for making products on List A of this direction are limited to the quantities permitted under Priorities Regulation 32.

(c) *Restrictions on processing.* (1) No manufacturer of any products on List A may cut, process, or otherwise alter any finished fabric or yarn made of cotton, synthetic fiber or wool, or their blends, for use as body fabric, body lining, or any other purpose in making any of such listed products, if his inventory of the material in its cut, processed, or otherwise altered shape or form is, or will be, more than a practicable minimum working inventory. This limitation applies whether the manufacturer does his own processing or has it done for his account by others. He may not exceed it by causing or permitting avoidable delays in transportation, storage, or processing, nor by putting or having put into process quantities of material which would exceed it, or which would give him a quantity of partly processed material or partly finished products greater than that which he can assemble and complete into finished products under the rules in this direction.

(2) In addition, no manufacturer of any products on List A may cut, process, or otherwise alter any finished fabric or yarn made of cotton, synthetic fiber, or wool, or their blends, or have any other person do so for him, for use as body fabric or body lining or any other purpose in making any of such products, if his inventory of the finished products is, or will be, more than the smaller of the following:

(i) A practicable minimum working inventory, or

(ii) The quantity of that product which he produced during the period of time indicated in List A. (Where a manufacturer has not been making a product, this limitation in (c) (2) (ii) does not apply during the 30 calendar days after his initial production of that product has begun.)

(3) "Finished product" includes all produces of the kinds on List A in a manufacturer's possession and all held for his account in a public warehouse or by any other person, on which the manufacturing processes have been completed, whether or not they have been sorted, pressed, labelled or packaged.

(4) In determining what is a practicable minimum working inventory of finished products, any inventory which is larger than that which a manufacturer has been maintaining in the immediate past (even where less than that permitted under paragraph (c) (2) (ii) above) is excessive, unless there are valid reasons why this is not so. For example, withholding of products in anticipation of increases in OPA ceiling prices is not a valid reason. Also, in the case of products which can be distributed very quickly by a manufacturer, an inventory not greater than the quantity produced in the period of a week or ten days may be a practicable minimum working inventory.

(5) If in any case a product on List A is designated on that list as a seasonal one, and a particular manufacturer must produce and stock it up in advance of the season because he is unable to make sales until the seasonal demand occurs, he may have an inventory larger than that specified in (c) (2) (ii) above, provided his inventory is no greater and is accumulated no further in advance than that which he would normally have in the ordinary course of his business to meet reasonably anticipated future seasonal requirements.

(6) The rules in this paragraph (c) apply for products on List A instead of the rule in paragraph (f) of Priorities Regulation 32.

(d) *Other rules and regulations.* The failure of a manufacturer to schedule his production in such a way that his finished products can be disposed of in accordance with applicable regulations of the Office of Price Administration and other governmental agencies does not relieve him from the restrictions in this direction.

(e) *Adjusting purchase orders, production, and sales.*—(1) *Outstanding orders.* If because of a change in operations, slowing of production, delayed delivery by a supplier, or any other change in requirements, a manufacturer who has ordered material for future delivery would, if he accepted delivery on the date specified, exceed the limits prescribed by this direction (or by Priorities Regulation 32), he must promptly adjust his outstanding orders, and, if necessary postpone or cancel them. Paragraph (h) of Priorities Regulation 32 describes what further deliveries may be accepted after his orders have been adjusted.

(2) *Finished product inventories.* If at the issuance of this direction a manufacturer of any products on List A has in inventory more than the amount permitted by paragraph (c) (2) (ii) of this direction, he must promptly, and in any event by April 1, 1946, either bring his inventory within the applicable limits by increasing his rate of sales or by reducing his rate of operations, or stop further production until his inventory is within the applicable limits. Similarly, manufacturers of products on List A must keep their inventories within the applicable limits by increasing rate of sales, or by reducing rate of operations.

(f) *Other rules.* The rules stated in Priorities Regulation 32 and other directions to it must also be observed with respect to products on List A, except as stated in this direction.

Issued this 13th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A—SPECIAL INVENTORY RESTRICTIONS ON MANUFACTURERS' INVENTORIES OF FINISHED PRODUCTS

The restrictions of this list apply to manufacturers' inventories of finished products of the types listed below.

Where a listing shows 30 days, for example, this means that his inventory of the finished product may not be greater than his production of that product during the period of 30 calendar days (either the immediate preceding 30 day period or his monthly average production of the preceding three calendar months). In no case may his inventory exceed a practicable minimum working inventory, when this is less than 30 days production.

Product:	*Inventory limit (days*)*
Men's and boys' suits	30
Men's and boys' separate trousers	30
Men's and boys' shirts (other than work and sport)	30
Men's and boys' sport and work shirts (Seasonal, see para. (c) (5))	30
Men's and boys' underwear (of knitted or woven fabric)	30
Women's hosiery, nylon and rayon	30

*Or a practicable minimum working inventory, whichever is less.

[F. R. Doc. 46-4166; Filed, Mar. 13, 1946; 4:21 p. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule J, as Amended Mar 12, 1946]

SPECIAL PROGRAM FOR RAYON CIVILIAN ITEMS

§ 3290.1201 *Schedule J to Order M-328B*—(a) *Explanation.* This schedule states the special rules in addition to those set forth in Order M-328B for manufacturers of civilian items manufactured from rayon fabric to get preference ratings for rayon fabric for delivery beginning in the fourth quarter of 1945 to make the items listed in this schedule. It also establishes set-asides for rayon fabrics other than marquisettes for these items and for over-the-counter sale as piece goods.

(b) *Definitions.* For the purpose of this schedule:

(1) "Fabrics," unless otherwise designated, means a woven fabric 12 inches or more in width.

(2) "Rayon fabric" means any fabric containing less than 25% wool by weight but of which the remaining fibers are more than 50% of synthetic fiber (staple or continuous filament) by weight. For example, a fabric containing 20% wool, 41% rayon, and 39% cotton is rayon.

(3) "Rayon item" means an item of which more than 50% of the fabric yardage incorporated in it, exclusive of linings, bindings and trimmings, is made of rayon fabric.

NOTE: Paragraphs (c), (d) and (e), formerly (d), (g) and (h), redesignated Mar. 12, 1946. Paragraph (i) deleted Mar. 12, 1946.

(c) *General provisions.* (1) Preference ratings assigned under this schedule may be used only to get rayon fabrics to make the rayon items specified in the preference rating schedule.

(2) The fabrics must be incorporated into an item produced for sale by the manufacturer at or below the lower of the following two prices:

(i) The price at which the manufacturer is permitted to sell the item under regulations of the Office of Price Administration; or

(ii) The price specified in the Maximum Price Column.

(3) A manufacturer who is not a base period manufacturer must comply with the provisions of paragraph (c) (6) of Order M-328B.

(4) A manufacturer who did not manufacture an item in the base period must state his proposed production by size assortment per dozen in the "Remarks" section of Form CPA-3732. If his application is granted, he must comply with these size assortments.

(d) *Set-asides of rayon fabrics to fill rated or certified orders in first quarter of 1946.* (1) Every producer of rayon fabric listed in a Fabric Set-aside Table whether he sells it in the grey or in the finished state or uses it to manufacture civilian items shall set aside during the quarter stated for the purpose shown in Columns III and IV yardages of that fabric equal to at least the percentage shown of the yardage he produced during the preceding quarter or of his estimated production in that quarter, whichever is greater. Any producer who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of rayon fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter.

(2) *Set-asides for civilian apparel.* Only orders accompanied by Form CPA-4381 or Form CPA-4382 may be charged to the set-aside in Column III of Fabric Set-aside Table No. 1 or by Form CPA-4413 or Form CPA-4412, to the set-aside in Column III of Fabric Set-aside Table No. II. No producer need deliver or use to fill these orders more rayon fabric than his set-aside for that fabric.

(3) *Set-asides for piece goods for over-the-counter sale.* Only orders accompanied by Form CPA-4380 (for Fabric Set-aside Table No. I) or Form CPA-4414 (for Fabric Set-aside Table No. II) or the following certificate may be charged to the set-aside in column IV:

The undersigned certifies subject to the criminal penalties of section 35 (A) of the U. S. Criminal Code that in the _____ quarter of 1946 (insert applicable quarter) he will deliver at retail as over-the-counter piece goods at not more than $1.25 a yard or his OPA ceiling price, whichever is lower, a yardage of rayon fabric at least equal to the yardage he orders for delivery in that quarter on orders bearing this certificate.

In addition the certificate must contain one of the following two sentences:

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more than 300 yards of rayon fabric.

or;

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more rayon fabric than 50% of the yardage he purchased for over-the-counter piece goods sale in the first quarter of 1943 (or 1944).

or (for the second quarter of 1946 only);

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more rayon fabric than the greatest yardage he purchased for over-the-counter piece goods sales in any quarter of 1945.

(4) When a producer has accepted orders accompanied by the applicable CPA forms to the extent of a set-aside for rayon fabric he may not require any customer to furnish any of these forms as a condition of filling additional orders for that fabric.

(5) Any person giving a certificate under this schedule, including the certificate set forth in paragraph (d) (3) above and the certificates on the applicable CPA forms must use or dispose of fabric he gets with that certificate in accordance with its terms.

(e) *Deliveries by finished goods suppliers to fill rated or certified orders.* (1) Every supplier of finished rayon fabric making the certification on Form CPA-4381 or CPA-4413 must, if possible, deliver during the applicable quarter on M-328B CC rated orders finished rayon fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in that quarter on orders accompanied by Form CPA-4381 or CPA-4413. Every supplier of finished rayon fabric making the certification on Form CPA-4380 or Form CPA-4414 must, if possible deliver during the applicable quarter to persons who furnish the certificate set forth in paragraph (d) (3) above, or to persons who certify that they will sell only on orders bearing that certificate, finished rayon fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in that quarter on orders accompanied by Form CPA-4380 or Form CPA-4414. In calculating the yardage of a particular fabric which he is required to deliver, the supplier of finished fabric may take into consideration actual processing loss in finishing the fabric. Any supplier who does not deliver the full yardage required during the applicable quarter must deliver in the next quarter a yardage of finished rayon fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter.

(2) No supplier of finished rayon fabric is required to accept or fill M-328B CC rated or over-the-counter piece goods certified orders for a greater yardage of any type of finished rayon fabric listed on a Fabric Set-aside Table than the yardage he is required to deliver on those orders under paragraph (e) (1) above.

(3) Any supplier of finished fabric who does not use the certification in Forms CPA-4381 or CPA-4413 for rayon fabric must accept M-328B CC rated orders for that fabric in accordance with the provisions of Priorities Regulation No. 1. After a supplier of finished fabric uses Form CPA-4381 or Form CPA-4413 on any of his purchase orders for rayon fabric he must not extend to any supplier on orders for that fabric for delivery in the applicable quarter any CC ratings which he knows or has reason to believe were assigned under Order M-328B.

(4) Any finished goods supplier granted an authorization by the Civilian Production Administration under paragraph (i) of this order as amended January 18, 1946, may sell the yardage exempted by that authorization only to persons who give the following certification:

The undersigned certifies to the seller and to the Civilian Production Administration, subject to the criminal penalties of section 35(a) of the United States Criminal Code, that he will use the material covered by this purchase order only as linings for garments, or will deliver it only to persons who give this certificate.

Issued this 12th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

RAYON FABRIC SET-ASIDE TABLE I FOR FIRST QUARTER OF 1946

NOTE: Heading amended Mar. 12, 1946.

CPA 658C Item No.	Column I: Reference No.	Column II: Fabric	Column III: Percentage of production required to be set-aside— For ultimate delivery on M-328B CC rated order	Column IV: Percentage of production required to be set-aside— For ultimate delivery for retail sale as over-the-counter piece goods
45-66	1	100% filament rayon fabrics (except marquisettes and twills or serges, 85 to 140 sley)	50	6
45-47-67-78	2	All other rayon fabrics except marquisettes	35	6

RAYON FABRIC SET-ASIDE TABLE NO. II FOR SECOND QUARTER 1946

NOTE: Table added Mar. 12, 1946.

CPA 658C Item No.	I: Reference No.	II: Fabric	III: Percentage of production required to be set aside— For ultimate delivery on M-328B CC rated order	IV: Percentage of production required to be set aside— For ultimate delivery for retail sale as over-the-counter piece goods
48-52-53-60-62-66	1	100% filament rayon fabrics (except marquisettes and except twills or serges, 85 to 140 sley)	50	6
53	*2	Serges and twills, 85 to 140 sley	50	0
67-73	3	All other rayon fabrics (except marquisettes)	35	6

*M-328B CC ratings will be assigned for the fabric reference number 2 only under Schedule K for use as components in wool items under that schedule. Only orders bearing such CC ratings and accompanied by Form CPA-4412 may be charged to the set-aside for those fabrics in Column III.

NOTE: Rayon fabric for which the OPA ceiling price in the grey is more than 60¢ per linear yard shall be deducted from the total production of the fabric of that type before application of the percentage in Column III or IV in determining the yardage which shall be set-aside.

PREFERENCE RATING SCHEDULE NO. 1—RAYON FABRICS FOR CIVILIAN ITEMS

PROGRAM FOR THE FOURTH QUARTER OF 1945

(The applicable provisions of each column are indicated for each numbered item opposite the item number.)

Item No.	Description of rayon item	Size range	Maximum price column
			Each
1	Dresses: women's, misses' and juniors'.	9-17, 12-44	$5.75
		46 and up	6.75
2	Dresses: women's, misses' and juniors'.	Maternity	6.75
3	Dresses: teen-age girls'	10-16	3.75
4	Dresses: girls'	7-14	3.00
			Dozen
5	Blouses, shirts and waists: women's, misses' and juniors'	9-17, 12-40	22.50
		42 and up	25.50
6	Blouses: teen-age girls'	10-16	16.50
7	Blouses: girls'	7-14	15.75
8	Nightgowns: women's	32-44	22.50
		46 and up	25.50
9	Nightgowns: teen-age girls'	10-16	16.50
10	Slips: women's, misses' and junior's.	9-17, 12-44	15.75
		46 and up	18.00
11	Slips: teen-age girls'	10-16	12.00

PREFERENCE RATING SCHEDULE NO. 2—RAYON FABRICS FOR CIVILIAN ITEMS

PROGRAMS FOR FIRST QUARTER OF 1946

(The applicable provisions of each column are indicated for each numbered item opposite the item number.)

Item No.	Description of rayon item	Size range	Maximum price
			Each
1	Street Dresses: Women's misses' and juniors'.	9-17, 12-44	$5.75
		46 and up	6.75
2	Street Dresses: Maternity.	All sizes	6.75
3	Street Dresses: Teen-age girls'.	10-16	3.75
4	Street Dresses: Girls'	7-14	3.00
			Dozen
5	Blouses, shirts and waists: Women's, misses' and juniors'.	9-17, 12-40	22.50
		42 and up	25.50
6	Blouses: Teen-age girls'	10-16	16.50
7	Blouses: Girls'	7-14	15.75
8	Slips: Women's, misses' and juniors'.	9-17, 12-44	15.75
		46 and up	18.00
9	Slips: Teen-age girls'	10-16	12.00

[F. R. Doc. 46-4049; Filed, Mar. 12, 1946; 4:26 p. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule K, as Amended Mar. 12, 1946]

SPECIAL PROGRAM FOR WOOL CIVILIAN ITEMS

§ 3290.120k *Schedule K to Order M-328B*—(a) *Explanation.* This schedule states the special rules in addition to those set forth in M-328B for manufacturers of civilian items manufactured from wool fabric to get preference ratings for wool fabric and for rayon and cotton component fabrics to make the items listed in this schedule. It also establishes set-asides for certain wool fabrics for these items.

(b) *Definitions.* For the purpose of this schedule:

(1) "Fabric" unless otherwise designated, means a woven or knitted fabric 12 inches or more in width.

(2) "Wool fabric" means any fabric incorporating 25% or more by weight of new, re-processed or re-used wool fiber except upholstery pile fabrics and floor coverings and blankets and felt. The term includes woolen and worsted fabrics.

(3) "Wool item" means an item of which 50% or more of the fabric yardage incorporated in it, exclusive of linings, bindings and trimmings, is made of woolen or worsted fabrics.

(4) "Tailor-to-the-trade" means a manufacturer who makes items to the individual measurements of the ultimate consumer, and who sells them to a distributor at a wholesale price.

(c) [Deleted Jan. 3, 1946.]

(d) *General provisions.* (1) Preference ratings assigned under this schedule may be used only to get wool fabrics listed on a Fabric Set-Aside Table to make the wool items specified in the preference rating schedule.

(2) The fabrics must be incorporated into an item produced for sale by the manufacturer at or below the lower of the following two prices:

(i) The price at which the manufacturer is permitted to sell the item under regulations of the Office of Price Administration.

(ii) The price specified in the maximum price column.

(3) A manufacturer who is not a base period manufacturer must comply with the provisions of paragraph (c) (6) of Order M-328B.

(4) A manufacturer who did not manufacture an item on the base period must state his proposed production by size assortment per dozen in the "Remarks" section of Form CPA-3732. If his application is granted, he must comply with these size assortments.

(5) Priorities assistance will be given for the procurement of rayon and cotton broad woven fabrics for linings, facings, bindings, stays, pockets and other components made of broad woven fabric for incorporation into the number of units for which priorities assistance is granted. Requests for this assistance shall be made on Form CPA-3732 in accordance with the instructions applicable to filling out that form. Manufacturers who are authorized to apply a CC rating to get wool fabrics for items under this schedule may immediately apply a CC rating to get the above components for those items, under the following rules. Applications for CC ratings for the second quarter of 1946 must include these components and must be filed at the time specified when the details of the program for that quarter are stated in an amendment to Order M-328B. This advance CC rating may only be used to get the yardage of component fabrics needed to produce the number of units of the item which can be made from the yardage of body fabric for which the manufacturer is entitled to use CC ratings assigned under M-328B. In placing CC rated orders for component fabric under this paragraph (d) (5) for delivery in the second quarter of 1946, manufacturers must file Form CPA-4412 with their purchase orders. Component fabrics purchased under this advance authorization, or on CC ratings assigned under Priorities Regulation 28 for components for items to be made from wool fabric delivered after January 1, 1946, shall be deducted by the manufacturer from the total quantity for which priorities assistance for component fabrics is granted on Form CPA-3732. If the applicant does not receive a grant for the entire quantity thus rated he shall upon notification of his grant by the Civilian Production Administration immediately unrate or cancel orders for any undelivered quantities which are in excess of his grant.

(6) Producers of wool woven fabric shall file Form CPA-1420 by April 10, 1946. Producers of wool knitted fabric need not file Form CPA-1420 but must report to the Textile Division, Civilian Production Administration, Washington 25, D. C. by letter on or before April 10, 1946. This letter must state the yardage of each fabric listed on Fabric Set-aside Table No. II required to be set-aside to fill rated or certified orders under the provisions of paragraph (e) (1) below.

(7) A manufacturer of men's suits (item 14 in Preference Rating Schedule 1 and item 1 in Preference Rating Schedule 2) may use any fabric he obtains after January 1, 1946 with a CC rating assigned under this schedule to produce men's suits for sale at or below $22.50 or his OPA ceiling price, whichever is lower.

(e) *Set-asides of wool fabrics to fill rated or certified orders.* (1) Every producer of wool fabric listed in a Fabric Set-aside Table, whether he sells it or uses it to manufacture civilian items, shall set aside during the quarter stated, for ultimate delivery on M-328B CC rated orders, a yardage of that fabric equal to at least the percentage shown in Column IV of the yardage he produced during the preceding quarter or of his estimated production in that quarter, whichever is greater. Any producer who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of wool fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter. No fabrics sold at more than the price specified in Column III may be charged to this set-aside.

(2) Only orders accompanied by Form CPA-4381 or Form CPA-4382 may be charged to the set-aside in Column IV of Fabric Set-aside Table No. I or by Form CPA-4413 or Form CPA-4412 to the set-aside in Column IV of Fabric Set-aside Table No. II. No producer need deliver or use to fill these orders (i) any wool fabric not listed on a Fabric Set-Aside Table; (ii) more of any fabric listed on a Fabric Set-Aside Table than his set-aside for that fabric.

(3) When a producer has accepted orders accompanied by the applicable CPA forms to the extent of a set-aside for any fabric he may not require any customer to furnish any of these forms as a condition of filling additional orders for that fabric.

(4) Any person giving a certificate under this schedule, including the certificates on the applicable CPA forms, must use or dispose of fabric he gets with that certificate in accordance with its terms.

(f) *Deliveries by wool jobbers to fill rated orders.* (1) Every wool jobber making the certification on Form CPA-4381 for the first quarter of 1946, or on Form CPA-4413 for the second quarter of 1946 must deliver during the applicable quarter wool fabric of the type covered by his order in a yardage at least equal to the yardage which he orders for delivery in that quarter on orders bearing that certificate. A wool jobber who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of wool fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter.

(2) No wool jobber is required to accept or fill M-328B CC rated orders for a greater yardage of any type of wool fabric listed on a Fabric Set-aside Table for delivery in the applicable quarter than a yardage equal to all wool fabric of that type which he orders for delivery during that period on orders bearing the certificate on Form CPA-4381 or on Form CPA-4413.

(3) Any wool jobber who does not use the certification in Form CPA-4381 or Form CPA-4413 for a fabric must accept M-328B CC rated orders for that fabric in accordance with the provisions of Priorities Regulation No. 1. After a wool jobber uses Form CPA-4381 or Form CPA-4413 on any of his purchase orders for a fabric he must not extend to any supplier on orders for that fabric for delivery in the applicable quarter any CC ratings which he knows or has reason to believe were assigned under Order M-328B.

(4) A wool jobber may not use the certification on Form CPA-4381 to order for delivery in the first quarter of 1946 a yardage of wool fabric of any type listed on the Fabric Set-aside Table greater than 85% of the yardage of that type of fabric delivered to him in the fourth quarter of 1945. A wool jobber may not use the certification on Form CPA-4413 to order for delivery in the second quarter of 1946 a yardage of wool fabric of any type listed on Fabric Set-aside Table No. II greater than the yardage of that fabric ordered by him on Form CPA-4381 in the first quarter of 1946.

(g) *Fourth quarter 1945 CC ratings for women's wool civilian items.* Notwithstanding the provisions of paragraph (f) (2) of M-328B, any undelivered CC rated orders for items numbered 1 through 13 inclusive, on Preference Rating Schedule No. 1 shall become unrated on January 4, 1946.

(h) *Acceptance of rated orders*—(1) If a supplier of wool fabric receives orders bearing CC ratings (assigned under this schedule) calling for delivery during the second quarter of 1946, he may hold them until April 15, 1946 before determining whether he is required to accept them. However, he must not actually reject any such CC rated orders for any fabric until such time as he has accepted CC rated orders for the yardage of that fabric he is required to set-aside.

(2) [Deleted Mar. 12, 1946]

(i) *Special provisions for tailors-to-the-trade.* The Civilian Production Administration will grant priorities assistance to manufacturers who are tailors-to-the-trade to get wool fabrics listed under Reference Nos. 2 and 2a on Fabric Set-Aside Table No. I and Reference No. 2 on Fabric Set-Aside Table No. II to make Item No. 1a on Preference Rating Schedule No. 2.

Issued this 12th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

WOOL FABRIC SET-ASIDE TABLE NO. I

FIRST QUARTER OF 1946

Col. I	Column II	Column III	Column IV
Reference No.	Description of wool fabric	At or below OPA ceiling price	Percentage of production required to be set-aside
1	Men's and boys' wear coatings	$2.75 yd.	70
1a	Men's and boys' wear coatings.	(1)	[1]70
2	Men's and boys' wear suitings	$2.75 yd.	70
2a	Men's and boys' wear suitings.	(1)	[1]70
3	Men's and boys' wear pantings	$1.85 yd.	85

[1] Over $2.75 yd. to and including $3.00 yd.

[2] Any of this fabric delivered between Jan. 1, 1946, and Jan. 11, 1946, inclusive, on rated or unrated orders may be charged to this set-aside up to 15% of the set-aside.

NOTE: Table II added Mar. 12, 1946.

WOOL FABRIC SET-ASIDE TABLE NO. II—SECOND QUARTER OF 1946

Col. I	Col. II	Col. III	Col. IV
Reference No.	Description of wool fabric	At or below OPA ceiling price	Percentage of production required to be set aside
1	Men's and boys' wear overcoatings and topcoatings (woven or knitted)	*Yard* $3.00	70
2	Men's and boys' wear suitings and pantings	3.00	70

PREFERENCE RATING SCHEDULE NO. 1—WOOL FABRICS FOR CIVILIAN ITEMS PROGRAM FOR FOURTH QUARTER 1945

(The applicable provisions of each column are indicated for each numbered item opposite the item number)

Item No.	Description of wool item	Size range	Maximum price column
	Coats		*Each*
1	(Without fur trimming) Women's, Misses' and Juniors'.	9-17, 12-44	$16.75
		46 and up	18.75
2	Teen-age girls'	10-16	10.75
3	Girls'	7-14	8.75
4	Children's and small boys'.	3-6	6.75
5	Toddlers'	1-4	5.75
6	Infants'	6 months to 2 yrs.	4.75
	Suits		
7	Women's, misses' and juniors'.	9-17, 12-44	16.75
		46 and up	18.75
8	Teen-age girls'	10-16	10.75
9	Girls'	7-14	8.75
	Skirts		
10	Women's, misses' and juniors'.	9-17, 12-44	3.50
		46 and up	4.00
11	Teen-age girls'	10-16	3.00
12	Girls'	7-14	2.50
13	Children's	3-6	2.00
	Suits		
14	Men's	All sizes	21.00
15	Students'	32-38	15.75
16	Cadets'	8-16	11.75
17	Juniors'	3-12	7.50
	Separate trousers		*Pair*
18	Men's	All sizes	$5.50
19	Students'	25-32	4.25
20	Cadets'	21-26	3.25
21	Juniors'	3-12, 6-16	2.50
	Overcoats or topcoats		*Each*
22	Men's	All sizes	$22.50
23	Students'	12-24, 32-38	12.75
24	Boys'	8-20	10.00
25	Juniors'	4-12	8.50

[1] See paragraph (d) (7) for suits made from fabric received after Jan. 1, 1946.

PREFERENCE RATING SCHEDULE NO. 2—WOOL FABRICS FOR CIVILIAN ITEMS PROGRAM FOR FIRST QUARTER 1946 AND FOR SECOND QUARTER 1946

Item No.	Description of wool item	Size range	Maximum price column
	SUITS		
1	Men's	All sizes	$22.50
1a	Men's (for tailors-to-the-trade only)[1]	All sizes	28.50
2	Students'	32-38	15.75
3	Cadets'	8-16	11.75
4	Juniors'	3-12	7.50
	SEPARATE TROUSERS		
5	Men's	All sizes	5.50
6	Students'	25-32	4.25
7	Cadets'	21-26	3.25
8	Juniors'	3-12, 6-16	2.50
	OVERCOATS OR TOPCOATS		
9	Men's	All sizes	22.50
10	Students'	12-24, 32-38	12.75
11	Boys'	8-20	10.00
12	Juniors'	4-12	8.50

[1] See paragraph (i).

[F. R. Doc. 46-4050; Filed, Mar. 12, 1946; 4:27 p. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule C, as Amended Mar. 12, 1946]

SPECIAL PROGRAM FOR COTTON FABRICS FOR CIVILIAN APPAREL ITEMS

§ 3290.120c *Schedule C to Order M-328B*—(a) *Explanation.* This schedule

states the special rules in addition to those set forth in Order M–328B for manufacturers of civilian apparel made of cotton fabric to get preference ratings for fabric to make the items listed in this schedule. It also establishes set-asides for certain cotton fabrics for these items and for over-the-counter sale as piece goods.

(b) *Definitions.* (1) "Fabric", unless otherwise designated, means a woven fabric twelve inches or more in width.

(2) "Cotton fabric" means any fabric containing less than 25% wool by weight, but of which the remaining fibers are 50% or more cotton by weight.

(3) "Cotton item" means an item of which more than 50% of the fabric yardage incorporated in it, exclusive of linings, bindings and trimmings, is cotton fabric.

(c) *Requirements for obtaining priorities assistance.* (1) When a fabric is removed from the fabric column for any item, each manufacturer must immediately cancel or unrate any unfilled orders for that fabric which he placed with ratings assigned under this Schedule for that item.

(2) Whenever a fabric is added to a Preference Rating Schedule for any item, an applicant who has filed an application for that item need not file a new application, but may send a letter to the Civilian Production Administration, Textile Division, Washington 25, D. C., requesting authorization to use the new fabric in place of or in addition to fabrics previously applied for. Where the change is only in the sley of the fabric, the authorization to be issued by the Civilian Production Administration will give effect to such change and no letter is required. The letter must specify the item number, the description of the item, the complete description of all of the authorized fabrics which the applicant wishes to use during the quarter and the number of linear yards of each fabric for which priorities assistance is requested. Such letter should be mailed within five days of the issuance date of an amendment incorporating additional fabrics for an item.

(3) Whenever a Preference Rating Schedule is deleted, fabric obtained with CC ratings to make an item on that schedule must be used to make the item as shown on the Preference Rating Schedule before it was deleted.

(d) *General provisions.* (1) Preference ratings assigned under this schedule may be used only to get the particular cotton fabrics shown in the fabric column of the preference rating schedule to make the cotton items specified.

(2) The fabrics must be incorporated into an item produced for sale by the manufacturer at or below the lower of the following two prices:

(i) The price at which the manufacturer is permitted to sell the item under regulations of the Office of Price Administration; or

(ii) The price specified in the Maximum Price column.

(3) A manufacturer who is not a base period manufacturer must comply with the provisions of paragraph (c) (6) of M–328B.

(4) Manufacturers who did not manufacture an item in the base period must produce the item in the size assortments listed opposite each item in the size assortment column. Where 'normal industry practice' appears, the manufacturer should state his proposed sizes in the remarks section of Form CPA–3732. If his application is granted, he must comply with these size assortments.

(e) *Set-asides of cotton fabrics to fill rated or certified orders.* (1) Every producer of a cotton fabric listed in a Fabric Set-aside Table whether he sells it in the grey or finished state or uses it to manufacture civilian items shall set aside during the quarter stated for the purpose shown in Columns IV and V yardages of that fabric equal to at least the percentage shown of the yardage he produced during the preceding quarter or of his estimated production in that quarter, whichever is greater. Any producer who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of cotton fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter.

(2) *Set-asides for civilian apparel.* Only orders accompanied by Form CPA–4381 or Form CPA–4382 may be charged to the set-aside in Column IV of Fabric Set-aside Table No. I or by Form CPA–4413 or Form CPA–4412 to the set-aside in Column IV of Fabric Set-aside Table No. II. No producer need deliver or use to fill these orders more of any fabric than his set-aside for that fabric.

(3) *Set-asides for piece goods for over-the-counter sale.* Only orders accompanied by Form CPA–4380 (for Fabric Set-aside Table No. 1) or Form CPA–4414 (for Fabric Set-aside Table No. II), or the following certificate may be charged to the set-aside in Column (V):

The undersigned certifies subject to the criminal penalties of section 35 (A) of the U. S. Criminal Code that in the --- quarter of 1946 (insert applicable quarter) he will deliver at retail as over-the-counter piece goods, at not more than 50¢ a yard or his OPA ceiling price, whichever is lower, a yardage of cotton fabric at least equal to the yardage he orders for delivery in that quarter on orders bearing this certificate.

In addition the certificate must contain one of the following two sentences:

He will not place orders bearing this certificate calling for delivery in this quarter of 1946 of a total of more than 300 yards of cotton fabric.

or

He will not place orders bearing this certificate calling for delivery in this quarter of 1946 of a total of more cotton fabric than 50% of the yardage he purchased for over-the-counter piece goods sale in the first quarter of 1943 (or 1944)

or (for the second quarter of 1946 only)

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more cotton fabric than the greatest yardage he purchased for over-the-counter piece goods sales in any quarter of 1945.

(4) When a producer has accepted orders accompanied by applicable CPA forms, to the extent of a set-aside for any fabric, he may not require any customer to furnish any of these forms as a condition of filling additional orders for that fabric.

(5) Any person giving a certificate under this schedule, including the certificate set forth in paragraph (e) (3) above and the certificates on applicable CPA forms, must use or dispose of fabric he gets with that certificate in accordance with its terms.

(f) *Deliveries by finished goods suppliers to fill rated or certified orders.* (1) Every supplier of finished cotton fabric making the certification on Form CPA–4381 or CPA–4413 must, if possible, deliver during the applicable quarter on M–328B CC rated orders finished cotton fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in that quarter on orders accompanied by Form CPA–4381 or CPA–4413. Every supplier of finished cotton fabric making the certification on Form CPA–4380 or Form CPA–4414 must if possible deliver during the applicable quarter to persons who furnish the certificate set forth in paragraph (e) (3) above, or to persons who certify that they will sell only on orders bearing that certificate, finished cotton fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in that quarter on orders accompanied by Form CPA–4380 or 4414. In calculating the yardage of a particular fabric which he is required to deliver, the supplier of finished fabric may take into consideration actual processing loss in finishing the fabric. Any supplier who does not deliver the full yardage required during the applicable quarter must deliver in the next quarter a yardage of finished cotton fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter.

(2) No supplier of finished cotton fabric is required to accept or fill M–328B CC rated or over-the-counter piece goods certified orders for a greater yardage of any type of finished cotton fabric listed on a Fabric Set-aside Table than the yardage he is required to deliver on those orders under paragraph (f) (1) above.

(3) Any supplier of finished fabric who does not use the certification in Form CPA–4381 or CPA–4413, for a fabric must accept M–328B CC rated orders for that fabric in accordance with the provisions of Priorities Regulation No. 1. After a supplier of finished fabrics uses Form CPA–4381 or Form CPA–4413 on any of his purchase orders for a fabric he must not extend to any supplier on orders for that fabric for delivery in the applicable quarter any CC ratings which he knows or has reason to believe were assigned under Order M–328B.

(g) *Restrictions on sale of student nurses' uniforms.* Student nurses' uniforms manufactured under Preference Rating Schedule No. 3 (items 42 through 47) may be sold only to hospitals or nurses' training schools; or to persons who furnish substantially the following certification on their purchase orders:

The purchaser represents to the seller and to the Civilian Production Administration that the student nurses' uniforms covered by this order will be sold only to hospitals or nurses' training schools or for ultimate delivery to such institutions.

The standard certification provided for in Priorities Regulation 7 must not be used instead of the above.

Issued this 12th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

NOTE: Preference Rating Schedule No. 2 deleted in its entirety Mar. 12, 1946.

COTTON FABRIC SET-ASIDE TABLE NO. 1 FOR FIRST QUARTER 1946

NOTE: Heading of table amended Mar. 12, 1946.

I	II	III	IV	V	I	II	III	IV	V
Reference No.	Form WPB 658 Item No. (12–18–45)	Construction of fabric	Percentage of production required— For delivery on M–328B CC rated orders	Percentage of production required— For delivery for retail sale as over-the-counter piece goods	Reference No.	Form WPB 658 Item No. (12–18–45)	Construction of fabric	Percentage of production required— For delivery on M–328B CC rated orders	Percentage of production required— For delivery for retail sale as over-the-counter piece goods
1	B25 to 28, 34	Sheetings, Class C, 36″ in width	0	15	14	B114	Outing flannels, 32″ and narrower	0	80
2	B41	Poplins, carded, sheeting yarns	25	0	15	B114[1]	All other outing flannels 4.50 sq. yds. per lb. and lighter.	35	0
3	B62 to 64, 69	Print cloths, 36″ or wider, sley above 64	35	11	16	B141, C42, 43	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound.	60	12
4	B65 to 67, 69	Print cloths, 36″ or wider, sley of 64 and lower.	35	11					
5	B78 to 81	Broadcloths, carded, any sley (except colored yarn fabrics).	65	0					
6	B82	Poplins, carded, print cloth warp (any sley).	65	0	17	B143	Oxfords, carded	75	0
7	B89	Sport denims	80	0	18	C3–5	Broadcloths, combed	60	0
8	B97	Ginghams, carded, 32″ and narrower	0	60	19	C6	Dimities, combed	60	0
9	B97	All other carded ginghams 5.50 sq. yds. per pound and heavier.	20	30	20	C10–17	Lawns and organdies	30	0
					21	C22	Oxfords, combed	30	11
10	B98, 99, C44	Seersuckers, carded	15	0	22	C23	Piques, combed and fine carded	60	0
11	B100 to 103	Colored yarn suitings (all-cotton and mixtures containing less than 25% wool).	25	0	23	C25–26	Poplins, combed	60	0
					24	C31	Shirtings, combed (jacquard, gray dobby and colored yarn.	50	0
12	B108	Chambrays, carded, 32″ and narrower	0	50	25	C41	Voiles	50	0
13	B108	All other carded chambrays, lighter than 3.90 sq. yds. per lb.	60	0	26	C44	Dotted Swiss, carded, undyed yarns	0	
					27	C8, 9	Fancy handkerchief fabrics	40	11
								60	0

[1] In calculating the amount required to be set aside for this item a producer should use the percentage shown of two-thirds of his fourth quarter 1945 production or of his estimated February and March 1946 production, whichever is greater.

COTTON FABRIC SET-ASIDE TABLE NO. II FOR SECOND QUARTER 1946

I	II	III	IV	V
Reference No.	Form CPA–658, Item No. (12–18–45)	Construction of fabric	Percentage of production required	
			For delivery on M–328B CC rated orders	For delivery for retail sale as over-the-counter piece goods
1	B25 to 28, 34	Sheetings, class C, 36″ width	0	15
2	B41	Poplins, carded, sheeting yarns	25	0
3	B62 to 64, 69	Print cloths, 36″ or wider, sley above 64	32	14
4	B65 to 67, 69	Print cloths, 36″ or wider, sley of 64 and lower	32	14
5	B78 to 81	Broadcloths, carded, any sley (except colored yarn fabrics)	65	0
6	B82	Poplins, carded, print cloth warp (any sley)	65	0
7	B89	Sport denims	80	0
8	B97	Carded ginghams 5.50 sq. yds. per pound and heavier	0	60
9	B98, 99, C44	Seersuckers, carded	10	0
10	B100 to 103	Colored yarn suitings (all-cotton and mixtures containing less than 25% wool)	15	0
11	B108	Carded chambrays, lighter than 3.90 sq. yds. per pound	60	15
12	B114	Outing flannels 4.50 sq. yds. per pound and lighter	35	10
13	B141, C42, 43	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.0 sq. yds. per pound.	60	12
14	B143	Oxfords, carded	75	0
15	C3–5	Broadcloths, combed	60	0
16	C6	Dimities, combed	25	25
17	C10–17	Lawns and organdies	30	11
18	C22	Oxfords, combed	60	0
19	C23	Piques, combed and fine carded	30	30
20	C25–26	Poplins combed	50	0
21	C31	Shirtings, combed (jacquard, gray dobby and colored yarn)	60	0
22	C41	Voiles	0	30
23	C44	Dotted Swiss, carded, undyed yarns	50	25
24	B63, 99	Three-leaf silesia twills	50	0
25	B62	Three-leaf pocketing twills	50	0
26	B21, 26, 28	Sheeting, class B, narrower than 42″	10	0
27	B136	Interlining flannels	10	0

NOTE: M–328B CC ratings will be assigned for the fabrics reference Nos. 24–27 only under Schedule K for use as components in wool items under that schedule. Only orders bearing such CC ratings and accompanied by Form CPA–4412 may be charged to the set-aside for these fabrics in Column IV.

PREFERENCE RATING SCHEDULE NO. 3—COTTON FABRICS FOR CIVILIAN APPAREL
PROGRAM FOR FIRST QUARTER 1946

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
1 (a)	Street and House Dresses: Misses', Women's & Juniors'.	38 to 44 10 to 20 9 to 17	Normal Industry Practice	$24.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Print cloths, sley 62 & higher. Carded broadcloths and not more than 100 sley. Carded poplins not more than 100 sley. Class "C" sheeting.
1 (b)	Street and House Dresses: Misses', Women's, & Juniors'.	46 and up and maternity.	Normal Industry Practice	27.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.60 sq. yds. per pound. Print cloths, sley 62 & higher. Carded broadcloths and not more than 100 sley. Carded poplins not more than 100 sley. Class "C" sheeting.
2 (a)	Slips: Women's	38 to 44	Normal Industry Practice	8.50	Print cloths, sley of 62 & higher. Carded broadcloth not more than 100 sley.
2 (b)	Slips: Women's	46 and up	Normal Industry Practice	9.75	Print cloths, sley of 62 & higher. Carded broadcloth not more than 100 sley.
3	Nightgowns: Women's	42 and up	Normal Industry Practice	18.50	Lawns, not over 88 sley. Outing flannel, 4.50 yards per pound and lighter.
4 (a)	Shirts: Men's	14 to 17	Normal Industry Practice	16.50	Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Print cloths, sley of 66 and higher. Oxford carded.
4 (b)	Shirts: Men's	17½ and up	Normal Industry Practice	19.50	Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Print cloths, sley of 66 and higher. Oxford carded.
5 (a)	Shirts: Men's	14 to 17	Normal Industry Practice	124.00	Combed broadcloth, any sley. Shirting, jacquard, gray dobby and colored yarn (combed). Oxfords, combed.
5 (b)	Shirts: Men's	17½ and up	Normal Industry Practice	27.00	Combed broadcloth, any sley. Shirting, jacquard, gray-dobby and colored yarn (combed). Oxfords, combed.
6 (a)	Undershorts: Men's	28 to 44	Normal Industry Practice	5.50	Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Oxford, carded.
6 (b)	Undershorts: Men's	46 and up	Normal Industry Practice	7.25	Print cloth, sley of 62 and higher. Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Oxford, carded.
7 (a)	Undershorts: Men's	28 to 44	Normal Industry Practice	8.50	Print cloth, sley of 62 and higher. Oxford, combed. Shirting, jacquard, gray-dobby and colored yarn (combed).
7 (b)	Undershorts: Men's	46 and up	Normal Industry Practice	9.75	Oxford, combed. Shirting, jacquard, gray-dobby and colored yarn (combed). Print cloth, sley of 62 to 72.
8	Creepers, rompers	6 mos. to 2 yrs.	(6 mos. 1-1½-2) (3-3-3-3)	10.50	Print cloth, sley of 56 to 65 (plisse). Carded chambray, lighter than 3.90 yards per pound.
9	Pajamas: Button-on 2 pc. with or without feet or button-on with extra pants.	1 to 4	(1-2-3-4) (3-3-3-3)	12.00	Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65. Print cloth, sley of 62 and higher.
10	Pajamas: 1 pc. with or without feet	2 to 8	(2-4-6-8) (2-2-4-4)	12.00	Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter.
11	Pajamas: 2-piece jacket type	2 to 8	(2-4-6-8) (2-2-4-4)	13.50	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 61 (plisse).
12	Pajamas: 2-piece jacket type	8 to 16	8-10-12-14-16 2-2-3-3-2	15.75	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Lawns, not over 76 sley.
13	Nightgowns: infants'	0 to 1	Normal Industry Practice	4.50	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65. Lawns, not over 88 sley.
14	Nightgowns	1 to 3	Normal Industry Practice	6.00	Outing flannel, 4.50 yards per pound and lighter. Lawns, not over 88 sley. Print cloth, sley of 56 to 65 (plisse).
15	Nightgowns	2 to 8	Normal Industry Practice	8.50	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65 Lawns, not over 88 sley. Print cloth, sley of 56 to 65 (plisse).
16	Nightgowns	8 to 16	8-10-12-14-16 2-2-3-3-2	12.00	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65. Print cloth, sley of 56 to 65 (plisse).
17	Kimonas. Infants'	0 to 1	Normal Industry Practice	4.50	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65.
18	Gertrudes: Infants'	0 to 1	Normal Industry Practice	4.50	Lawns, not over 76 sley. Outing flannel, 4.50 yards per pound and lighter.
19	Dresses: Infants'	0 to 1	Even	10.50	Dimities. Lawns, not over 88 sley. Print cloth, sley of 62 to 65. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65.
20	Dresses: Toddlers' and children's	1 to 3 3 to 6x	1-2-3 2-4-6 3-4-5-6-6x 1-2-3-3-3	15.75	Piques. Carded poplin, 100 sley and less. Lawns, any sley. Carded chambray, lighter than 3.90 yards per pound. Dimities. Dotted swiss, carded undyed yarn.

PREFERENCE RATING SCHEDULE NO. 3—COTTON FABRICS FOR CIVILIAN APPAREL—Continued
PROGRAM FOR FIRST QUARTER 1946—continued

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
21	Street Dresses: Girls'	7 to 14	Normal Industry Practice	$16.50	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley. Carded chambray, lighter than 3.90 yards per pound.
22	Street Dresses: Teen-age Girls'	10 to 16	Normal Industry Practice	18.75	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley. Carded chambray, lighter than 3.90 yards per pound.
23	Slips: Toddlers'	1 to 3	1-2-3 4-4-4	4.50	Seersucker. Carded broadcloth, not more than 100 sley. Lawns, not over 88 sley. Print cloth, sley of 62 to 65.
24	Slips: Girls' Gertrude type	2 to 14	2-4-6-8-10-12-14 1-2-2-3-2-1-1	6.75	Carded broadcloth, not more than 100 sley. Print cloth, sley of 62 and higher.
25	Slips: Girls'	10 to 16	10-12-14-16	9.75	Lawns, not over 88 sley. Carded broadcloth, not more than 100 sley. Lawns, not over 88 sley.
26	Blouses: Children's	2 to 6x	Normal Industry Practice	12.00	Print cloth, sley of 62 and higher. Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley. Lawns, not over 88 sley. Dimities. Dotted swiss, carded undyed yarn.
27	Blouses: Girls'	7 to 14	7-8-10-12-14 2-2-3-3-2	$13.50	Print cloth, sley of 62 and higher. Dimities. Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley. Lawns, not over 88 sley. Dotted swiss, carded undyed yarns.
28	Panties: Girls'	2 to 12	2-4-6-8-10-12 1-2-2-3-2-2	4.50	Carded broadcloth, not more than 100 sley. Print cloth, sley of 62 and higher. Lawns, not over 88 sley.
29	Overalls and Coveralls	1 to 4 yrs. 2 to 8 yrs.	1-2-3-4 3-3-3-3 Normal Industry Practice	12.00	Print cloth, sley of 56 to 65 (plisse). Sport denims. Carded chambray, lighter than 3.90 yards per lb. Twills (other than 3 leaf).
30	Overalls, Crawler type	6 mos. to 2 yrs.	Normal Industry Practice	10.50	Drills. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley. Carded chambray, lighter than 3.90 yards per lb.
31	Wash suits, boys' toddlers'	1 to 4 2 to 8	Normal Industry Practice	15.75	Carded poplin, 100 sley and less. Print cloth, sley of 56 to 65 (plisse). Carded chambray, lighter than 3.90 yards per lb. Sport denim. Seersucker. Carded poplin, sheeting yarns. Drills. Twills (other than 3 leaf).
32	Boys' shirts and blouses	2 to 10	2-4-5-8-10 2-2-3-3-2	9.00	Print cloth, sley of 62 and higher. Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley.
33	Shirts: Boys'	11 to 14½	Normal Industry Practice	12.00	Carded poplin, sley of 88 and higher. Carded broadcloth, 80 sley and higher. Print cloth, sley of 62 and higher.
34	Pants: Boys'	4 to 10	Normal Industry Practice	13.50	Drills. Twills (other than leaf). Gabardines. Suitings (cotton; cotton and rayon, and mixtures containing less than 25% wool).
35	Undershorts: Boys'	6 to 16	Normal Industry Practice	4.25	Carded poplin, sheeting yarn. Carded poplin, sley of 88 and higher. Carded broadcloth, 80 sley and higher. Print cloth, sley of 62 and higher.
36	Sun suits: Boys' & Girls'	1 to 8	Normal Industry Practice	9.00	Sport denim. Carded chambray, lighter than 3.90 yds./lb. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded broadcloth not more than 100 sley. Lawns, not over 88 sley.
37	Wash suits: Boys' (must be made in full size range of at least 3 to 10).	3 to 12	Normal Industry Practice	17.25	Carded poplin, 100 sley and less. Carded poplin, 100 sley and less. Carded broadcloth, 100 sley and less. Print cloth, sley of 62 and higher. Carded chambray, lighter than 3.90 yds./lb. Carded poplin, sheeting yarns. Print cloth, sley of 56 to 65 (plisse). Drills. Twills (other than three leaf). Sport denim. Seersucker.
38	Handkerchiefs: Men's			2.50	Print cloth, sley of 62 and up. Lawns; fancy handkerchief fabrics.
39	Handkerchiefs: Ladies'			1.75	Print cloth, sley of 62 and up. Lawns. Fancy handkerchief fabrics Poplin combed, 88 sley or higher.
40	Graduate Nurses' Uniforms	All sizes	Normal Industry Practice	OPA Ceiling	Poplin carded, 90 sley or higher. Broadcloth combed, 96 sley or higher. Broadcloth carded, 100 sley or higher. Print cloth sley of 62 or higher (plisse).
41	Graduate Nurses' Caps	All sizes	Normal Industry Practice	OPA Ceiling	Lawns. Organdy. Poplin carded, 90 sley or higher. Broadcloth carded, 100 sley or higher.

BROAD BUTT HINGES

PREFERENCE RATING SCHEDULE NO. 3—COTTON FABRICS FOR CIVILIAN APPAREL—Continued

PROGRAM FOR FIRST QUARTER 1946—continued

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
42	Student Nurses' Uniforms (colored or white)		Normal Industry Practice	OPA Ceiling	Carded chambray, lighter than 3.90 yds/lb. Class "A" sheeting. 40/40 or higher. Jeans. Broadcloth combed, 96 sley or higher. Poplin combed, 88 sley or higher. Print cloth, 62 sley or higher.
43	Student Nurses' Caps			OPA Ceiling	Lawns. Organdy. Poplin combed, 88 sley or higher. Broadcloth combed, 96 sley or higher.
44	Student Nurses' Collars			OPA Ceiling	Print cloth, 65 sley or higher Jeans. Class "c" sheeting.
45	Student Nurses' Cuffs			OPA Ceiling	Print cloth, 65 sley or higher. Jeans. Class "c" sheeting.
46	Student Nurses' Aprons			OPA Ceiling	Class "A" sheeting. 40/40 or higher. Class "C" sheeting.
47	Student Nurses' Bibs			OPA Ceiling	Class "A" sheeting. 40/40 or higher. Class "C" sheeting.

[F. R. Doc. 46-4048; Filed, Mar. 12, 1946; 4:26 p. m.]

Chapter XI—Office of Price Administration

PART 1346—BUILDING MATERIALS

[MPR 413, Amdt. 5]

HINGES AND BUTT HINGES

A statement of considerations accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 413 is amended in the following respects:

1. In section 8, paragraphs (b), (e), (f) and (g) are deleted and paragraph (a) is amended to read as follows:

(a) *Sales by jobbers, wholesalers and retailers.* A jobber, wholesaler, or retailer shall determine his maximum prices for sales of items covered by this regulation in accordance with Supplementary Order 151, issued by the Office of Price Administration.

2. Section 8a is amended to read as follows:

SEC. 8a. *Reconversion adjustment of maximum prices for certain hinges and butt hinges*—(a) *Scope of this section.* Pursuant to reconversion criteria, this section permits manufacturers to increase their maximum prices as established under section 7 for items listed in paragraph (d) below (identified by the manufacturer's plate number) by 16 percent.

(b) *Manufacturers' reconversion adjustment.* A manufacturer may increase his maximum prices of items in paragraph (d) below (identified by the manufacturer's plate number) to each class of purchaser as established in accordance with section 7, by 16 percent, and may round off to the nearest $0.01 the adjusted maximum prices resulting from the increase permitted herein.

(c) *Notification.* Any manufacturer who applies the increase permitted under this section shall notify each purchaser, in writing, at or before the issuance of the first invoice after March 12, 1946, of the adjusted maximum price authorized by this section and of the actual dollars-and-cents increase for each item over his maximum price to that class of purchaser in effect on March 12, 1946.

(d) *Items covered by this section.* There follows a list of the items covered by this section. Only the specific hinges and butt hinges listed are covered. Additional items may be added to this list by the Price Administrator.

REGULAR WEIGHT BUTT HINGES

(2" x 2" to 6" x 6" inclusive)

Frantz Mfg. Co.	Griffin Mfg. Co.	C. Hager & Sons	Lawrence Brothers	McKinney Mfg. Co.	National Mfg. Co.	Sharon Hdw. Mfg. Co.	Stanley Works	Finish group
441	220	1241	2410	2714	500	142	241	1, 2, J, J1.
441 Cad.	Z-220	CP-1241	CD-2410	S-2714	Sher	142 Cad.	K-241	P.
442	P-240	1242	2420	7143/4PC	502PC	144	242	P. S.
	21	WS-1823	SC-8230	SC-714	500 Brt. S	3283/4	SC-823	K.
		WS-1823	CD-2410	SC-714	500 Sher		823	
		CP	CD	CA		1373/4 without screws.		J.
	120	1731	7310	714-J	500-J		731	
							823	P. S.
	20	1823	8230	714	500 Brt. S			

REGULAR WEIGHT HALF SURFACE BUTT HINGES

(1 1/4" to 4 1/2" inclusive)

	P-487		364	7453/4-PC	400	210	125	P.
	485	1100	344	2740	420	600	160	1 and 2.
		1125	345	2745	450		165	1 and 2.
		1150	1357	2735			164	1 and 2.

NARROW BUTT HINGES

(3/4" to 3 1/2" inclusive)

		1800	850	700		388	800	P. S.
938-BRT. S	260	1838	810	719	518 Brt. S	Brt. S	838	P. S.
	BRT		BRT			948		
940-BRT. S	265	1840	820	721	508 Brt. S without screws.		840	P. S.
	BRT		BRT			Brt. S		

BROAD BUTT HINGES

(2" x 2" to 6" x 6" inclusive)

Frantz Mfg. Co.	Griffin Mfg. Co.	C. Hager & Sons	Lawrence Brothers	McKinney Mfg. Co.	National Mfg. Co.	Sharon Hdw. Mfg. Co.	Stanley Works	Finish group
904 BRT. S. without screws.	255 BRT	1804	8040	703	504-BRT. S. without screws.		804	P. S.
908 BRT. S	225 BRT	1808	8080-BRT	705	505-BRT. S. without screws.	880	808	P. S.
934	280 BRT	1834	830-BRT	717			834	P. S.
904 Brt. S	SC-255	WS-1804	SC-8040	SC-703	504 Brt. S	4083/4 Brt. S	S6-804	P. S.
904 Cad	255 Cd	WS-1804CP		703	504 Sher	4093/4 Cad	804	KBP.
	1255 Cad. B. P.						804	KBP.
908 Cad	255 Cad	WS-1808CP	8080	705	505 Sher. S. P	8803/4 Cad. S	808	K.
	1225 Cad. B. P.							KBP.

CABINET BUTT HINGES

(2" x 2" to 3" x 3" inclusive)

389	P-470	1285	2850	7183/4-PC	629-PC	984-PC	285	P.
	490	1289	2400	2718	628	982	289	J, 1.
		1292	239	7223/4-PC	592 PC	594-PC	282	2.
		1282	239	7223/4-PC	529-PC	594-PC	282	P-11/4" to 3" inclusive.

CABINET BUTT HINGES NARROW

(1 1/4" to 3" inclusive)

365	390	1293	240	2722	528	592	295	J, 1, 2.

LIGHT STRAP HINGES

(2" to 12" inclusive)

SC-700	SC-300	WS-1900	SC-920	SC-800	SC-102	4051/2	SC-900	PS.
	SC-300J	WS-1900J	SC-920J		SC-102J		SC-900J	J.
SC700Cad	SC-300Cad	WS-1900-CP	SC920Cd	SC800-CA	SC102-Sher	4053/2-Cad		K.

HEAVY STRAP HINGES

(4" to 12" inclusive)

SC-702	SC-400	WS-1902	SC-922	SC-803	SC-103	415 1/4	SC-902	P. S.
	SC-400J	WS-1902J	SC-922J		SC-103J		SC-902J	J.
SC702Cad	SC-400Cd	WS-1902-CP	SC922-Cd	SC-803-CA	SC-103Sher	4153/2-Cad		K.

CORRUGATED STRAP HINGES

(4" to 12" inclusive)

							SC935	P. S.

LIGHT T HINGES

(3" to 12" inclusive)

SC704	SC314	WS1904	SC924	SC805	SC104	430 1/2	SC904	P. S.
	SC314J	WS1904J	SC924J		SC104J		SC904J	J.
SC704Cad	SC314Cad	WS1904CP	SC924Cd	SC805CA	SC104Sher	430 1/2Cd		K.

HEAVY T HINGES

(4" to 12" inclusive)

	SC414	WS1906	SC926	SC807			SC906	P. S.
	SC414J	WS1906-J	SC926J				SC906J	J.
	SC414Cad	WS1906CP	SC926Cd	SC807CA				K.

EXTRA HEAVY T HINGES

(4" to 12" inclusive)

SC708	SC514	WS1908	SC928	SC809	SC105	420 1/2	SC908	P. S.
	SC514-J	WS1908-J	SC928-J		SC105-J		SC908-J	J.
SC708Cad	SC514Cad	WS1908CP	SC928Cd	SC809CA	SC105Sher	420 1/2Cd		K.

CORRUGATED T HINGES

(4" to 12" inclusive)

							SC937	P. S.

LIGHT STRAP HINGES (BULK)

(2" to 12" inclusive)

700	300	1900	920	800	102	405	900	P. S.
700 Cad	300 Cad	1900 CP	920 Cd	800 CA	102 Sher	405 Cad		K.

HEAVY STRAP HINGES (BULK)
(4" to 16" inclusive)

Frantz Mfg. Co.	Griffin Mfg. Co.	C. Hager & Sons	Lawrence Brothers	McKinney Mfg. Co.	National Mfg. Co.	Sharon Hdw. Mfg. Co.	Stanley Works	Finish group
702 702 Cad.	400 400 Cad.	1902 1902 CP	922 922 Cd.	803 803 CA	103 103 Sher.	415 415 Cad.	902	P. S. K.

CORRUGATED STRAP HINGES (BULK)
(4" to 12" inclusive)

							935	P. S.

CORRUGATED T HINGES
(4" to 12" inclusive)

							937	P. S.

LIGHT T HINGES (BULK)
(2" to 12" inclusive)

704 704 Cad.	314 314 Cad.	1904 1904 CP	924 924 Cd.	805 805 CA	104 104 Sher.	430 430 Cad.	904	P. S. K.

HEAVY T HINGES (BULK)
(4" to 16" inclusive)

	414 414 Cad.	1906 1906CP	926 926Cd.	807 807CA			906	P. S. K.

EXTRA HEAVY T HINGES (BULK)
(4" to 12" inclusive)

708 708 Cad.	514 514 Cad.	1908 1908CP	928 928 Cd.	809 809CA	105 105 Sher.	420 420 Cad.	908	P. S. K.

EXTRA HEAVY T HINGES
(10" only)

	SC596 SC596J	WS1950	940	844	840		SC966	PS. J.

BOLT HOOK AND SCREW HOOK, STRAP HINGES
(6" to 36" inclusive)

703 701		1925 1973 1975	916 911 915	822 821 823	Bolt Hook and Hinges. Screw Hook and Hinges.	68 57	952 951 953	PS. PS, R. PS 1½" x 4", 1⅝" x 5", 2¼" x 6".

BOLT HOOKS
(½" x 6", ⅝" x 8", ¾" x 10", ⅞" x 10")

703		1970	913		Bolts only		1664	PS.

SCREW HOOKS
(⅝" x 4", ⅝" x 5", ¾" x 6", ⅞" x 7")

701 Hooks		1974	914	824	Screw Hook only		1665	PS.

This amendment shall become effective March 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4168; Filed, Mar. 13, 1946; 4:34 p. m.]

PART 1346—BUILDING MATERIALS

[RPS 40, Amdt 7]

BUILDERS' HARDWARE AND INSECT SCREEN CLOTH

A statement of considerations accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 40 is amended in the following respects:

1. Section 1346.1(b)(4) is deleted:
2. Section 1346.6a is deleted.
3. Section 1346.6b is amended to read as follows:

§ 1346.6b. *Modification of maximum prices for builders' hardware*—(a) *Scope of this section.* Pursuant to reconversion criteria this section permits manufacturers to increase their maximum prices by 10 percent.

(b) *Manufacturers' reconversion adjustment.* A manufacturer may increase his maximum prices to each class of purchaser as established in accordance with § 1346.1, by 10 percent, and may round off to the nearest $0.01 the adjusted maximum prices resulting from the increase permitted herein.

(c) *Optional use of this section.* Since the provisions of this section are not intended to reduce properly established maximum prices, any manufacturer whose price in effect to each class of purchaser on October 1–15, 1941 plus the increase provided for under (b) is less than his maximum price as established under Revised Price Schedule No. 40 may continue to use as his maximum price, the maximum price properly established under Revised Price Schedule No. 40.

(d) *Notification.* Any manufacturer who applies the increase permitted under this section shall notify each purchaser, in writing, at or before the issuance of the first invoice after March 12, 1946, of the adjusted maximum price authorized by this section and of the actual dollars-and-cents increase for each item of builders' hardware over his maximum price to that class of purchaser in effect on March 12, 1946.

(e) *Resellers' maximum prices.* A reseller shall determine his maximum prices for sales of builders' hardware covered by this schedule in accordance with Supplementary Order 151, issued by the Office of Price Administration.

This Amendment No. 7 shall become effective March 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4167; Filed, Mar. 13, 1946; 4:34 p. m.]

PART 1389—APPAREL

[MPR 607]

MANUFACTURERS' PRICES FOR MEN'S AND BOYS' TAILORED CLOTHING AND RELATED GARMENTS

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.

Sec.
1. Scope of this regulation.
2. How to calculate your maximum prices under this regulation.
3. General division factor.
4. Individual division factors.
5. Limit on maximum prices.
6. Direct cost.
7. How to price garments if you are unable to find your general division factor under section 3.
8. Records and reports.
9. Informational requirements.
10. Relation to other regulations.
11. Excessive prices forbidden.
12. Licensing and enforcement.
13. When taxes may be added.
14. Adjustable pricing agreements.
15. How this regulation may be amended.
16. Delegation of authority.
17. Definitions.
Appendix A: What garments must be priced under this regulation.
Appendix B: Additional garments which you may be required to price under this regulation.
Appendix C: Garments which you may elect to price under this regulation.
Appendix D: Forms used in obtaining individual division factors (Form II).
Appendix E: Procedure for calculating unit direct cost.
Appendix F: Special procedures for calculating unit direct cost.
Appendix G: Control record of direct cost (Form V).
Appendix H: Form used in obtaining your actual division factor (Form VI).
Appendix I: Highest price line limits for new groups.
Appendix J: Adjusted highest price line limits for certain sellers.
Appendix K: Procedure for amending Forms I, II and VI.
Appendix L: Record of direct labor cost paid on a time basis (Form VII).

AUTHORITY: § 1389.610 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *Scope of this regulation*—(a) *What garments are covered.* (1) This regulation applies to the specified mens' and boys' tailored garments included in the groups listed in Appendix A. Under certain conditions (enumerated in (2) and (3) below) the regulation also applies to the men's and boys' garments included in the groups listed in Appendix B and Appendix C.

(2) A garment listed in Appendix B is covered by this regulation unless it is sold by a person whose net sales of garments listed in Appendix A, during his 1943 calendar or fiscal year, represented less than 75% of his total net sales of garments listed in Appendices A and B.*

(3) A garment listed in Appendix C is covered by this regulation only if:

(i) It is sold by a person whose net sales of garments in Appendices A and B, during his 1943 calendar or fiscal year, represented not less than 75% of his total net sales of garments listed in Appendices A, B and C,* and

(ii) He elects to price the garment under this regulation, and

(iii) The election is indicated on his Form I, as specified in section 3 (a).

A person who elects to price any garment listed in Appendix C under this regulation, who files his Form I indicating the Appendix C garments so covered, and who receives acknowledgment of the filing of Form I, may not thereafter alter the coverage of this regulation as to his sales of the garments listed in Appendix C. Moreover, if a person elects to price a garment listed in Appendix C under this regulation, such election must also apply to all other garments in the group which includes that garment. For example, a person who manufactures both wool and rayon uniform shirts may not elect to price only his rayon shirts under this regulation, since Group No. 201 in Appendix C includes shirts made of all fabrics.

(b) *Kinds of sales covered.* This regulation applies only to manufacturers' sales. A manufacturer's sale is a sale of a garment by a person: (1) who fabricated the garment; (2) who sold or consigned to the fabricator any of the principal materials from which the garment was fabricated; or (3) whose business is directly or indirectly under the same ownership and control as the person who fabricated the garment. However, if the fabricator of garments distributes them through retail stores which are separate legal entities, and some of these stores are under the same ownership and control as the fabricator while the remainder are independent, sales by the stores are not considered manufacturers' sales; in such case, sales by the fabricator to the stores are considered manufacturers' sales.

This definition includes sales by a manufacturing-retailer, i. e., a manufacturer's sale to an individual ultimate consumer by a person who customarily sells all or substantially all of his production to individual ultimate consumers. It also includes sales of both "ready-made" and "made-to-measure" or "tailored-to-the-trade" garments (the latter are garments made to the individual measurements of the ultimate consumer).

*This condition does not apply to sellers who must apply for division factors pursuant to section 7.

Example 1. Fabricator A distributes his garments through retail stores—some are part of the same corporation as his factories, and the remainder, although under the same ownership and control as the factories, are separate legal entities. Sales by all of the retail stores are considered manufacturers' sales; transactions between the factories and the retail outlets are considered interagency transfers rather than sales. A must compute his general division factor on the basis of the factories' direct costs and the sales of the retail stores.

Example 2. Fabricator B distributes his garments through retail stores—all of these stores are separate legal entities; somes of them are under the same ownership and control as B's factories, while the remainder are independent. By the proviso to condition (3), in the definition of manufacturer's sale set forth above, sales by the retail stores are not considered manufacturers' sales; however, transactions between the factories and the retail outlets are considered manufacturers' sales and are governed by this regulation. B must compute his general division factor on the basis of the factories' direct costs and sales.

Example 3. Fabricator C distributes his garments through three kinds of retail stores: (1) Those which are part of the same corporation as his factories; (2) Those which are separate legal entities but are under the same ownership and control as the factories; (3) Those which are independent. Sales by (2) and (3) are not considered manufacturers' sales; sales by (1), as well as transactions between the factories and (2) and (3) are considered manufacturers' sales. C must compute his general division factor on the basis of the factories' direct costs and sales to (2) and (3), plus the sales of (1).

Example 4. Fabricator D distributes his garments through a wholesale outlet E, which, though under the same ownership and control as D's factories, is a separate legal entity. Sales by E of D's garments are considered manufacturers' sales; transactions between D and E are considered interagency transfers rather than sales. E must compute a general division factor and file a Form I on the basis of D's direct costs and E's sales of D's garments.

(c) *Exemption for certain small-volume sellers.* You are exempt from the provisions of this regulation if your total net sales of garments listed in Appendix A is less than a specified amount. You qualify for this exemption if you meet any of the following conditions:

(1) You made manufacturers' sales of garments listed in Appendix A for the entire 1943 calendar or fiscal year and your total net sales of such garments were $20,000 or less.

(2) You made manufacturers' sales of garments listed in Appendix A during part of 1943 and for each calendar quarter of 1943 during which you were in business your total net sales were $5,000 or less.

(3) You were not in business during 1943, but made manufacturers' sales of garments listed in Appendix A for a full calendar or fiscal year prior to the effective date of this regulation and your

total net sales of such garments, during any such year, were $20,000 or less.

(4) You were not in business during 1943 or for a full year prior to the effective date of this regulation, but you made manufacturers' sales of garments listed in Appendix A prior to the effective date of this regulation, and your total net sales were $5,000 or less for each calendar quarter during which you were in business.

(5) You did not make manufacturers' sales of garments listed in Appendix A between January 1, 1943, and the effective date of this regulation, and you estimate that your total net sales for each calendar quarter thereafter will be $5,000 or less.

However, if, in any calendar quarter after the effective date of this regulation, your total net sales of Appendix A garments exceed $5,000, you are subject to all of the provisions of this regulation for the next quarter and for each quarter thereafter. Accordingly, before making sales or deliveries in the next quarter, you must file a Form I and receive acknowledgment of its filing (in accordance with section 3), and calculate your maximum prices under section 2; or, if you were not in business during 1943, you must apply for authorized division factors under section 7 and follow the instructions for pricing set forth in that section.

(d) *Where this regulation applies.* This regulation covers sales in the 48 States and the District of Columbia.

SEC. 2. *How to calculate your maximum prices under this regulation*—(a) *Division factor.* To find your maximum price for any garment covered by this regulation you must find your "general division factor". (The definition of general division factor, together with instructions for finding it, is given in section 3.) Once you have found your general division factor you will not be required to figure it again.

Your general division factor will give you the same markup on all garments. If you want different markups on different groups of garments, or for sales to different classes of customers, you may select separate division factors according to the instructions in section 4.

You find the maximum price for each garment by dividing the direct cost of the garment (calculated according to the instructions in section 6 and Appendices E or F) by the appropriate division factor. If you do not select individual division factors, you divide the direct cost of the garment by your general division factor. If you select individual division factors, you divide the direct cost of the garment by the applicable individual division factor. In all cases the maximum prices so found is subject to a "highest price line" limitation which is described in section 5.

(b) *Discounts.* The maximum price so found for sales of a garment listed in Appendix A is subject to all cash discounts which you allowed to purchasers of the same class during 1945 (as required by Maximum Price Regulation 177).[1]

[1] 8 F.R. 13713, 10 F.R. 6231.

For garments listed in Appendices B and C, your maximum price so found is subject to all cash discounts which you customarily allowed during March 1942. If you did not make manufacturers' sales of garments listed in Appendices B and C during March 1942, your maximum price is subject to all cash discounts which you customarily allowed during the first four months after March 31, 1942, in which you made such sales.

(c) *Pricing by sellers who are unable to determine ceilings in accordance with the above instructions.* If you do not have records for the determination of your general division factor, or are otherwise unable to figure your ceilings as outlined above, follow the instructions in section 7.

SEC. 3. *General division factor*—(a) *How to find your general division factor.* A division factor is a figure which shows what part of a garment's selling price is represented by its direct cost. If you know, for example, that the division factor for a garment is .75, and you also know that the garment's direct cost is $21.00, it is not difficult to find the maximum price. By dividing .75 into $21.00, you get maximum price, $28.00. (Notice that your markup figured on selling price in this case is .25. The markup figured on selling price is always the difference between the division factor and 1.00. Consequently, the bigger the division factor, the smaller the markup and vice versa.)

The form below (Form I) and the accompanying instructions give specific directions for calculating a general division factor based upon your own past experience. From your 1943 profit and loss statement, you find the "net sales" and "direct costs" of your garments covered by this regulation. Then you divide the cost figure by the sales figure. The result is general division factor under the regulation.

FORM TO BE USED IN OBTAINING THE GENERAL DIVISION FACTOR

(Form I)

Copies of this form will not be furnished by the Office of Price Administration. Please make your own copies.

(Whenever an item is marked with an asterisk (*) read the instruction which goes with it before filling in the item. Instructions will be found at the end of the form. Carry your results to at least three decimal places. The figures in the form are illustrative only.)

Period: January 1 through December 31, 1943.
Method of valueing material and trim: Average cost.

Line No.:

*1. Enter 1943 total net sales of garments covered by this regulation $1,000,000
*2. Enter 1943 total direct cost.. 754,000
3. Divide entry in line 2 by entry in line 1 and enter result. (This is your general division factor) .. .754
4. Approximate percentage of 1943 sales of garments reported in line (1) which were fabricated in whole or in part by contractors—40%.
*5. Approximate percentage of dollar sales of each group number in 1943:

Group No.	Percentage
6	15
12	15
18	35
24	10
40	10
52	5
101	5
109	5

*6. Approximate percentage of 1943 dollar sales of garments reported in line (1) to each class of customer:

Class	Percentage
Department stores	20
Independent retail stores	60
Chain stores and mail order houses	15
Wholesalers	5
Individual ultimate consumers	0
Others (specify)	0
	100

*7. Highest price line limit for each group:

Group No.	Limit
6	$25.00
12	21.00
*18	25.00
24	20.00
40	15.75
52	7.50

*8. Material costs calculated under Appendix E, Method One. Selling seasons—April 1 and October 1.
9. Appendix B and Appendix C garments to be priced under Maximum Price Regulation 607:
Group No. 101
Group No. 109

Instructions for Form I

(Each instruction relates to the item in the form which has the same number as the instruction.)

1. From your profit and loss statement for the 1943 calendar year or the fiscal year with the greatest number of months in 1943 (if your fiscal year runs from July 1 to June 30, use the period July 1, 1943 to June 30, 1944) and such other available records as may be required, find your total net sales (gross sales minus returns, allowances, prepaid out transportation, and all discounts other than cash discounts) of garments covered by this regulation. If you must price certain Appendix B garments under this regulation, or if you elect to price certain Appendix C garments under this regulation, the figure in line (1) must include your net sales of such garments during your 1943 calendar or fiscal year. Include only "manufacturer's sales" (as defined in section 1), except that those manufacturers' sales which were made to war procurement agencies as defined in Maximum Price Regulation 157[2] (Sales and Fabrication of Textiles, Apparel and Related Articles for Military Purposes) shall not be included.

2. From the profit and loss statement used for instruction (1), and such other available records as may be required, find the total direct cost incurred during 1943 in manufacturing garments listed in Appendix A (and garments in Appendices B and C, if sales of such garments are included in line (1)). "Direct cost" means the cost of material, trimming, direct labor, and certain labor overhead costs, as defined in section 6.

Materials and trimmings may be valued according to any accepted accounting method of inventory valuation you ordinarily use. (Enter your method of valuation at the top of the form.) Deduct all discounts received. If your operations are integrated (i. e., if you fabricate any materials used in the garments which you manufacture), you must value such materials at the actual net cost of the elements which entered into their fabrication (e. g., wool tops, dyeing, skinning, weaving).

If you have difficulty in calculating the direct cost of your sales of garments, obtain

[2] 9 F.R. 11059; 10 F.R. 776, 1910, 6307, 8979.

further instructions from your OPA district office.

5. Indicate the approximate percentage (to the nearest multiple of 5%) that the 1943 dollar sales of each group bore to your total 1943 dollar sales entered in line (1).

6. Indicate the approximate percentage (to the nearest multiple of 5%) of the 1943 dollar sales entered in line (1) delivered to each class of customer listed.

7. List for each group number in Appendix A your highest price line limit determined under section 5 (b) (1). (If you have highest price line limits for sales to different classes of purchasers, list them in separate columns.) Indicate, by an asterisk or by circling the group number, the group in which you sold the largest number of units during 1943. (If you use adjusted highest price line limits pursuant to section 5 (c) and Appendix J, list your highest price line limit prior to adjustment.)

8. Indicate whether you will figure your unit material costs under Appendix E or Appendix F and, if under Appendix E, whether you will use Method One or Method Two. If you use Method One, indicate your selling seasons.

9. Section 1 (a) (1) and (2) specify the conditions under which you price, under this regulation, garments listed in Appendices B and C. List these garments, by group number, in line (9).

NOTE: You must keep the profit and loss statement and all other records which you used in figuring your general division factor. You must not enter on your Form I any figure which cannot be substantiated by your original records.

(b) *Report of your general division factor.* Two signed copies of Form I must be sent to your OPA district office on or before April 15, 1946. You must keep an additional copy of this form as a record. On and after April 25, 1946, you must not sell or deliver any garments covered by this regulation until you file this form with the district office and receive acknowledgment of its filing. OPA may, at any time, disapprove or revise the general division factor which you have reported.

The procedure which you must follow in case you find that the Form I which you have filed is incorrect is set forth in Appendix K.

SEC. 4. *Individual division factors.* Under section 3 above, you have found a general division factor which may be used to figure the ceiling prices for all garments you sell under this regulation. However, if you want different division factors (which will give you different markups) for your garments when you sell them to different classes of customers, you may, under the instructions given below, select "class division factors." Or, if you desire different division factors for different groups of garments, you may, under the instructions given below, select "group division factors." However, except as outlined in paragraph (a) (3) below, if you select class division factors, you may not select group factors, and vice versa.

(a) *Selection of "classes" and "groups".* (1) If you decide to use class division factors, you may put your customers into as many classes as you desire. For example, you may decide that your customers fall into three classes—Class I for wholesalers, chain stores and mail order houses, Class II for independent retailers, and Class III for department stores. Or, if you sell "made-to-measure" clothing, you may decide to separate your customers into two classes—Class I for retailers and Class II for individual ultimate consumers. You must report to OPA (as required by paragraph (c) below) the classes which you have selected, and thereafter you cannot change the coverage of any class. If you desire to sell to a class of trade not included on your original report, you must, before making any sales to that class, report such new class to OPA in accordance with Appendix K as an addition to the report previously filed, and receive acknowledgement of the filing of the report. However, you must not use a division factor for sales to that class which is lower than your general division factor, or alter the factors originally reported.

(2) Appendix A lists 82 groups of garments and 18 additional groups are listed in Appendix B and Appendix C. You may select a different division factor for each of the listed groups which you manufacture, or you may combine the groups of garments into broader "groups." However, you may not classify the garments into narrower "groups" than those enumerated in Appendices A, B or C and you may not distribute among two or more "groups" the garments included in one group in Appendices A, B or C. Once you have selected the garments which shall be included in each of your "groups" and have reported the selection to OPA (as required by paragraph (c) below), you cannot thereafter change the coverage of any group. However, you may amend your original selection by adding new groups, but in so doing, you must not alter the factors originally reported. Each such amendment must be reported to OPA (in accordance with Appendix K).

Example 5: Suppose that you manufacture men's regular-weight suits, men's summer weight suits, men's regular-weight separate coats and men's regular-weight separate pants. These garments are classified in Appendix A into four groups—Nos. 18, 24, 40 and 52. You may select a different division factor for each of these four groups; or you may combine two or more group numbers into one broader "group" (for instance, make Nos. 18 and 24 one "group" covering both men's regular-weight suits and men's summer-weight suits.)

Example 6: Suppose you manufacture men's overcoats (group No. 6), men's regular-weight suits (group No. 18) and men's summer-weight suits (group No. 24). You may not split your regular-weight suits into price lines (e. g., $19.00, $21.00, $23.00) and select a different division factor for each price line. Moreover, you may not combine some of your men's regular-weight suits (e. g., your $19.00 price line) with your men's summer-weight suits, and select a group division factor for the combination of items. (However, as indicated in Example No. 5 above, you may combine all men's regular-weight suits and all men's summer-weight suits and select a group division factor for the combination.)

(3) If you are a manufacturing-retailer, and in addition distribute the garments which you fabricate through independent retail stores (i. e., separate legal entities which are not under the same ownership and control as your business), you may set up "sub-groups" and select a different division factor for each such subdivision. That is, after defining the coverage of a particular group for which you desire a separate division factor, you may break down your sales of that group by classes of customers. Then, instead of having one factor for the entire group, you may select a separate factor for each different class of customer. For example, suppose you manufacture men's overcoats (group No. 6) which you sell to individual ultimate consumers through your own stores, and which you also sell to independent retail stores. You may select a separate division factor for your overcoats and then subdivide this factor so that you have one factor for sales of overcoats to individual ultimate consumers and another for sales to independent retail stores.

Both the coverage of the groups which you have selected and the classes to which these groups will be sold must be reported to OPA (as required by paragraph (c) below). After filing this report you may not thereafter change the coverage of any group or class. In setting up your groups you must follow the rules set forth in paragraph (a) (2) above. If you desire to add a sub-group not included on your original report, you must report such new sub-group to OPA as an addition to the report previously filed; however, you must not alter the factors originally reported.

(b) *Finding individual division factors.* You may use whatever division factors you desire for each of the classes or groups which you have selected under paragraph (a), subject to the following conditions:

(1) Your deliveries are subject to the special quota rule outlined in paragraph (d) below.

(2) For any group, you must not use a division factor which is more than 5 percentage points below your general division factor. (For example, if your general division factor is .75 you may use a group division factor of .70 but not one of .69.)

(3) If you select class division factors, the total range between the highest and lowest individual factor may not exceed .15. (For example, you may select class factors of .65 and .80 but you may not select class factors of .64 and .80.)[3]

(4) The individual division factors selected must result in a weighted average division factor no lower than the general division factor which you have calculated under section 3. Weight the individual division factors in the following manner:

(i) For each class division factor, use the 1943 total net dollar deliveries of garments covered by this regulation which were made to the class to which that factor is applicable. (If you did not make deliveries to a particular class of 1943, do not weight the division factor for that class; however, you must not use a division factor for sales to that class which is lower than your general division factor.)

(ii) For each group division factor, use an estimate of your total net dollar de-

[3] If you select sub-group factors (as provided by paragraph (a) (3)), you must not use a division factor for any sub-group which is more than .15 below your general division factor. (For example, if your general division factor is .65, you may use a sub-group factor of .50, but not one of .49.)

liveries, during a specified period,[1] of the group to which that factor is to be applied. However, at the end of the period, you must determine the actual total net dollar deliveries of each group during the period and re-weight your individual division factors on the basis of the actual net dollar deliveries of your groups. (The new weights may require you to change the group division factors originally used.)[2]

(5) The division factors used for different classes of trade should conform to all applicable laws of the states and the United States which prohibit discrimination or which otherwise limit price differentials.

Once you have selected division factors for particular groups or classes of customers, and have reported these factors to OPA (in accordance with paragraph (c) below), you must not deviate from these individual division factors in calculating maximum prices.

(c) *Report of individual division factors.* (1) If you elect to use individual division factors, you must file Form II (set forth in Appendix D), with your OPA district office. Two signed copies of this report must be sent at the same time that you send Form I. (A Form II may not be filed subsequent to the receipt of acknowledgment from OPA of the filing of your Form I.) You must keep an additional copy of this form as a record. On and after April 25, 1946, you must not sell or deliver any garment at a price based on a division factor lower than your general division factor unless you have filed Form II with your district office and received acknowledgment of its filing. OPA may, at any time, disapprove or revise the division factors reported in Form II.

(2) In addition to the report specified in (1) above, if you elect to use group (or sub-group) division factors, you must file a supplementary Form II with your OPA district office, based on your total net dollar deliveries of garments in each group during your "specified period". Two signed copies of this report must be sent to the OPA district office which acknowledged your Form I, within 30 days after the close of the period. You must keep an additional copy of this form as a record. If you have not received acknowledgment of the filing of your supplementary Form II within 40 days after the close of the period, you must not sell or deliver any garment at a price based on a division factor lower than your general division factor until you have received acknowledgment of its filing. OPA may, at any time, disapprove or revise the division factors reported in the supplementary Form II.

(3) The procedure you must follow in case you find that the Form II or supplementary Form II which you have filed is incorrect is set forth in Appendix K.

(d) *Special quota rule.* If you elect to use class or group (or sub-group) division factors, your deliveries of garments covered by this regulation are subject to a special quota rule. This rule requires that you determine, at the end of each "quota period", an "actual division factor" based on all of your deliveries under this regulation during that period, and compared it with your general division factor. The actual division factor must not be below your general division factor, except that if you use group (or sub-group) division factors a certain tolerance is permitted. The quota periods and an explanation of the tolerance are set forth in subparagraph (2) below.

If your actual division factor for a quota period is below your general division factor (or, for group or sub-group factors, is below your general division factor by more than the permitted tolerance), you are in violation of this regulation and subject to all of the penalties provided therefor in the Emergency Price Control Act of 1942, as amended, including liability to suit for damages by the Administrator under section 205 (e). The amount of the overcharge is the amount determined by multiplying the total dollar amount charged during the period for all deliveries by the difference between your general division factor and your actual division factor for the period (or, for group or sub-group factors, by the difference between your general division factor and your actual division factor less the permitted tolerance).

If you use group (or sub-group) division factors, you must report your actual division factor to the OPA as required by paragraph (e) below.

(1) *How to find your actual division factor for a particular period.* Your actual division factor for a particular period is calculated as follows:

Step 1. For each class or group (or sub-group), multiply the total net dollar amount charged for deliveries of garments to that class of customer, or in that group, during the period by the division factor applicable to that class or group (or sub-group). Total net dollar amount charged means the sum of all prices charged for all garments delivered, after the deduction of returns, allowances, prepaid out transportation, and all discounts other than cash discounts.

Step 2. Total the results of the multiplications in Step 1.

Step 3. Divide the amount found in Step 2 by the total net dollar amount charged for all deliveries during the period.

Form VI in Appendix H illustrates the calculation of an actual division factor.

(2) *Quota periods and permitted tolerance*—(i) *For class division factors.* If you use class division factors, you must calculate an actual division factor at the end of each year. Your first quota period covers your operations between the effective date of the regulation and January 1, 1947, or, if you use Method One in Appendix E, your operations between the effective date of the regulation and the beginning of your 1947 fall selling season. Subsequent periods cover your operations during each subsequent calendar year.

(ii) *For group division factors*—(a) *Quota periods.* If you use group (or sub-group) division factors, the first quota period covers your operations between the effective date of the regulation and September 1, 1946, or your operations between the effective date of the regulation and the beginning of your 1947 spring selling season (Method One). The second quota period covers your operations between the effective date of the regulation and January 1, 1947, or your operations between the effective date of the regulation and the beginning of your 1947 fall selling season (Method One). Subsequent quota periods cover your operations during each year thereafter.

(b) *Permitted tolerance.* Your actual division factor for the first quota period must not be below your general division factor by more than .02.

For all other periods, your actual division factor must not be below your general division factor by more than .01.

(c) *Records and reports of actual division factors*—(1) *Records.* If you use individual division factors, you must keep a record of your deliveries of garments to each class of customer, or in each garment group, and the calculation of your actual division factor for each quota period.

(2) *Reports for group factors.* If you use group (or sub-group) division factors, you must, within 20 days after the end of your first quota period, report your actual division factor for the first period. Within 30 days after the end of your second quota period, you must report your actual division factor for the second period. No report of your actual division factor for subsequent quota periods is required.

Your reports must be in the detail suggested by Form VI in Appendix H, and must be sent to the OPA district office which acknowledged your Form I. Keep an additional copy as a record. If you have not received acknowledgment of the filing of the required report within 10 days after the required filing date set forth above, you must not sell or deliver any garments covered by this regulation until you do file such report, and receive acknowledgment of its filing.

SEC. 5. *Limit on maximum prices—How the limit operates.* Except as provided by paragraphs (c) and (d) below, on and after the effective date of this regulation, you must not sell or deliver a garment listed in Appendix A for more than your highest price line limit for the group to which it belongs. Even though the price of a garment, as calculated from its direct cost and the applicable division factor, would be more than your highest price line limit, the garment's maximum price cannot exceed this limit.

Example 7. Y Company has a highest price line limit for Group No. 18, men's and young men's regular-weight suits, of $27.50. Its general division factor is .70 and it has not elected to use individual division factors. It now produces two price lines of men's regular-weight suits, the first having a direct cost of $17.50, the other a direct cost of $19.81. Using its general division factor, it finds a ceiling price of $25.00 for the lower cost suit and a price of $28.30 for the other. The first suit, of course, may be sold at $25.00, but because of the limit on maximum prices, the ceiling price for the second suit cannot be higher than $27.50, regardless of its cost.

(b) *What is a "highest price line limit."*—(1) *For groups for which highest price line limits can be determined under Maximum Price Regulation 177.* Your highest price line limits for groups of garments for which highest price line limits can be determined under Maximum Price Regulation 177 are found on the basis of your operations under that regulation. For each group number, your highest price line limit is:

(i) *Sales to individual ultimate consumers.* Your highest price line limit for the corresponding garment classification under the applicable provision of MPR 177.

(ii) *Sales to persons other than individual ultimate consumers.* 105% of your highest price line limit for the corresponding garment classification under the applicable provision of MPR 177.

Example 8. Under § 1389.104 of MPR 177, manufacturer X's highest price line limit for classification (iii) (suits with long pants or breeches) in men's and young men's sizes (regular-weight) was $27.50 for sales to persons other than individual ultimate consumers, which was the highest maximum price determined under paragraphs (a) (1) and (2) of that section. The corresponding group in Appendix A of this regulation is Group No. 18, men's and young men's regular-weight suits. Accordingly, X's highest price line limit for Group No. 18 is 105% of $27.50 or $28.87½.

Example 9: Order No. L–209 under § 1389.106 of MPR 177 established maximum prices for manufacturer T's overcoats, and established for T a highest price line limit for classification (x) (overcoats) in men's and young men's sizes of $26.00 for sales to persons other than individual ultimate consumers. The corresponding group in Appendix A of this regulation is Group No. 6, men's and young men's overcoats. Accordingly, T's highest price line limit for Group No. 6 is 105% of $26.00 or $27.30.

Example 10. S, a manufacturing retailer, has a highest price line limit for men's overcoats under MPR 177 of $34.00. Inasmuch as his highest price line limit was for sales to individual ultimate consumers, his highest price line limit under this regulation for Group No. 6 (men's and young men's overcoats) is $34.00.

(2) *For groups for which highest price line limits cannot be determined under Maximum Price Regulation 177.* If you can determine your highest price line limit for one or more groups under (1) above, your highest price line limits for additional groups are determined according to the instructions in Appendix I. If you cannot determine your highest price line limit for any group under (1) above, follow the instructions in section 7 (a) (3).

(c) *Adjustment for certain sellers.* Appendix J contains a table of adjusted highest price line limits which sets forth for certain group numbers in Appendix A an adjusted highest price line limit applicable to garments in that group. If, for any group number, your highest price line limit determined under (b) above is lower than the figure listed in the appropriate column in the table, you may use the adjusted highest price line limit listed for that group in Appendix J as your highest price line limit in complying with the limit on maximum prices provided in paragraph (a) above.

Example 11. Z company's highest price line limit for men's and young men's overcoats (Group No. 6) determined under paragraph (b) above is $16.50. Z manufactures ready-made garments for sale to persons other than individual ultimate consumers. The "adjusted highest price line limit" listed in the table in Appendix J for Group No. 6 is $21.00 for ready-made garments for sales to persons other than individual ultimate consumers. Accordingly, in complying with the limit on maximum prices Z may use $21.00 as his highest price line limit. Thus, if, in dividing the direct cost of a man's overcoat by the applicable division factor, Z arrives at a price of $18.50, his maximum price is $18.50 (rather than $16.50 as determined under paragraph (a)).

(d) *Application for increase by single price-line sellers*—(1) *Who may apply.* If you meet the conditions outlined in subparagraph (2) below, you may apply to the Apparel Price Branch, Office of Price Administration, Washington 25, D. C. for an increase in your highest price line limits. The information to be submitted in such an application is outlined in subparagraph (3) below.

(2) *Conditions which must be met.* In order to apply for an increase in the highest price line limit for any group number, you must show that your firm meets the following conditions:

(i) During your 1943 calendar or fiscal year, and continuously since then, up to the issuance date of this regulation, all garments in the group number for which you request an increased highest price line limit must have been sold and delivered at the same net price; and

(ii) On the basis of fabric commitments made for your 1946 fall selling season, and your inventory of fabrics for that season on hand on the issuance date, which were purchased for the garment group number, the maximum price for each garment in the group will be the same; and

(iii) Under section 2, the maximum price for all garments in the group are above your highest price line limit for the group under paragraph (b) and (c) above.

(3) *Required information.* If you meet the conditions set forth in subparagraph (2) above, and desire to apply for an increase in your highest price line limit for any group number, you must file two signed copies of an application setting forth the following:

(i) Your name and address.

(ii) The group numbers for which you request an increase.

(iii) Your highest price line limit for each such group under sections 5 (b) and 5 (c).

(iv) The Form III for the range of fabrics to be used in each such group number.

(v) The Form V for all garments of each such group number.

(vi) A copy of your Form I, and your Form II (if you contemplate using individual division factors).

(4) *Standard for authorizing increased highest price line limits.* If you meet the conditions set forth in (2) above, an increased highest price line limit will be authorized by order for each group number, equal to the price calculated by dividing the direct cost of garments in the group by the applicable division factor.

SEC. 6. *Direct cost*—(a) *Inside shop.* The direct cost of each garment is the total of materials, trimming, direct labor and certain labor overhead costs.

(1) "Material" means body material only.

(2) "Trimming" includes all component parts of the finished garment other than materials (such as linings, coat fronts, pocketing, buttons, collar canvas, shoulder pads, sleeve heads, tape, thread, zippers, labels, hangers, size tickets).

(3) "Direct labor" means only the following labor operations: cutting, including spreading, marking and separating; sewing and other related operations; pressing; factory examining of garments; and matching and placing in stock.

(4) "Certain labor overhead costs" means the following: payments to or on behalf of factory employees for vacations, holidays, life, health or accident insurance, and retirement or pension funds.

(5) The following may not be included as part of direct cost:

(i) Make-up (any sum which you must pay because the hourly, daily or weekly earnings of the piece worker at the piece work rate falls below the minimum wage you are obliged to pay that worker by law or by contract);

(ii) Overtime or double time premiums (the difference between the piece or time work rate and the overtime or double time rate);

(iii) Indirect labor costs, for example payments to foremen, floormen, repair and maintenance personnel, clerical employees, designers, sample room employees, porters, watchmen, piece goods clerks, buyers, receiving room employees, shipping room employees;

(iv) Other labor overhead costs, for example unemployment insurance, social security, workmen's compensation and any present or future tax upon or measured by wages.

(b) *Contractor.* If you use a contractor, you must figure as the direct cost of garments fabricated by the contractor:

(1) An amount equal to 80% of the contractor's net service charge for direct labor, markup on direct labor and trim furnished by the contractor; plus

(2) The cost of materials and any trim furnished by you.

(3) If the contractor's charge does not include the items of labor overhead cost enumerated in paragraph (a) (4) above, and by union agreement the obligation to pay for these items is yours rather than the contractor's, you may include as part of your direct cost payments made to the fund for these items.

NOTE: The procedure you must follow in calculating and recording a garment's direct cost is set forth in detail in Appendices E and F. If you are to find your ceiling price correctly you must carefully observe these instructions.

SEC. 7. *How to price garments if you are unable to find your general division factor under section 3*—(a) *Sellers who are not transferees*—(1) *Application for authorized division factors.* If you did not

[1] The period to be used for weighting depends on the method selected for the calculation of cost per yard of material under Appendix E or Appendix F.

If you use Method One in Appendix E, the "specified period" is the period from the effective date of the regulation to the beginning of your 1947 fall selling season. If you do not use Method One, the "specified period" is the period between the effective date of the regulation and January 1, 1947.

[2] If you select sub-group factors, you must weight them in the same manner as group factors are weighted.

make manufacturers' sales of garments listed in Appendix A during the 1943 calendar or fiscal year (and are not the transferee of a business which made manufacturers' sales of such items during the period, as provided in paragraph (b) below), or are otherwise unable to find your general division factor under section 3 you must apply to OPA for authorized division factors.

On and after the effective date of this regulation, until an order has been issued to you under this section, you must determine the maximum price of garments listed in Appendix A pursuant to paragraph (c) below.

If you made manufacturers' sales of garments listed in Appendices A and B for a full calendar or fiscal year prior to the effective date of this regulation but subsequent to 1942, and your total net sales of garments listed in Appendix A represented at least 75% of your total net sales of garments listed in Appendices A and B during any such year, you must price garments listed in Appendix B under this regulation. Moreover, on and after the effective date of this regulation, until an order is issued to you under this section, you must price Appendix B garments under paragraph (c) below.

If you did not make manufacturers' sales of garments listed in Appendices A and B for a full calendar or fiscal year subsequent to 1942, you must estimate your total net sales for the 1946 calendar year. If your estimated total net sales of garments listed in Appendix A represent at least 75% of your estimated total net sales for garments listed in Appendices A and B, you must price your Appendix B garments under this regulation. On and after the effective date of this regulation, until an order is issued to you under this section, you must price Appendix B garments pursuant to paragraph (c) below.

If you have elected to price garments listed in Appendix C under this regulation, continue to price these garments under the General Maximum Price Regulation until an order is issued to you under this section.

On and after April 25, 1946, if you have not previously made application under this section and received an acknowledgment from OPA of the receipt of your application, you must not sell or deliver any garments listed in Appendix A or in Appendix B (if you meet the conditions outlined above) until you make such application and receive an acknowledgment of its filing.[9]

Two signed copies of an application for authorized division factors must be filed with the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., setting forth the following:

(i) Your name and address.

(ii) Address of plant or plants where you have been operating or intend to operate and of principal place from which your sales have been made or are to be made.

(iii) Date when you started to make manufacturers' sales of garments covered by this regulation.

(iv) Names of officers and principal owners of the business.

(v) The previous business connections in the industry of the officers and principal owners of the business.

(vi) A description of the kinds of garments sold, indicating in which groups listed in Appendix A these garments fall.

(vii) If you are to price under this regulation any garments listed in Appendix B, a description of the kinds of garments, indicating in which groups listed in Appendix B these garments fall.

(viii) If you have elected to price garments listed in Appendix C, under this regulation, a description of the kinds of garments, indicating in which groups listed in Appendix C these items fall.

(ix) Information with regard to the following:

(a) The class or classes of trade to which you sell or expect to sell (e. g., wholesalers, chain stores, independent retail stores, individual ultimate consumers), and the proportion of your total sales which you make or expect to make to each such class.

(b) Methods of manufacturing (e. g., contractor's shop, inside shop, combination of both).

(x) A statement as to whether, under the regulation, you intend to price on the basis of: a general division factor, class division factors, or group division factors. If you desire group factors, indicate the proportion of your total sales which you expect to make in each group.

(xi) If you made manufacturer's sales of garments covered by this regulation during the 1943 calendar or fiscal year; information with regard to the following:

(a) Total net sales of all commodities during this period ("Net sales" is defined in Instruction No. 1 to Form I, section 3 (a)).

(b) Total direct cost incurred in making the commodities whose sales are reported in (a). ("Direct cost" is defined in Instruction No. 2 to Form I, section 3 (a)).

(c) Proportion of the total sales reported in (a) which were manufacturers' sales of garments covered by this regulation (as defined in section 1 (b)).

(2) *Standards for authorizing division factors*—(a) *New sellers.* If you did not make manufacturers' sales of garments listed in Appendix A during the 1943 calendar or fiscal year, a general division factor (and, if you request, individual division factors) will be authorized by order, in line with the factors established under section 3 by competitive sellers of the same class.

In no event will a general division factor be authorized which is lower than the previous experience (if any) of the owners of your business.

(ii) *Old sellers.* If you made manufacturers' sales of garments during the 1943 calendar or fiscal year, but are unable to calculate a general division factor under section 3, a general division factor will be authorized by order on the basis of your 1943 total cost and sales experience. If such a general division factor is not feasible, a general division factor will be authorized according to the standards set forth in paragraph (i) above. Moreover, if requested, individual division factors will be authorized in accordance with the standards set forth in subdivision (i).

(3) *Application for highest price line limits.* If you are unable to determine your highest price line limits under section 5, you must apply to OPA for authorized highest price line limits. File this request together with your application for division factors pursuant to (1) above.

On and after April 25, 1946, until an order has been issued to you authorizing highest price line limits, you may not sell any garment listed in Appendix A at a maximum price higher than the adjusted highest price line limit set forth in Appendix J for the group in which that garment is included.

(b) *Transfers and combinations.* (1) If the business, assets, or stock-in-trade of any business was sold or otherwise transferred to you after the close of the 1943 fiscal year of the business, and you carry on the business, or continue to deal in the same type of commodities in an establishment separate from any other establishment previously owned or operated by you, your general division factor and highest price limits shall be the same as those which your transferor would have been required to use if no transfer had taken place, except as provided in subparagraph (3) below, and the obligation to keep records sufficient to verify such division factor and price line limits shall be the same. The transferor must either preserve and make available, or turn over to you, all records of transactions prior to the transfer which are necessary to enable you to comply with the provisions of the regulation.

(2) If the transfer occurred during the 1943 fiscal year of the business, you must consolidate the records before and after the transfer and calculate your maximum prices as directed by section 2.

(3) If two or more manufacturers who were in business during the 1943 fiscal year merge or consolidate, they must combine their records before and after the union and calculate maximum prices as directed by section 2. In such case, the highest price line limits of the new combination shall be the highest price line limits, for each group number in Appendix A, of the firms prior to merger. If each of the firms had a highest price line limit for a particular group number, the highest price line limit for that group shall be the limit of the firm which, during 1943, delivered the largest number of units in that group.

(c) *Temporary division factors.* Until an order authorizing division factors has been issued to you under this section, you find the maximum price for each garment listed in Appendix A (and Appendix B under the conditions outlined in (a) (1) above) that you manufacture, by dividing the direct cost of the garment (calculated according to the instructions in section 6 and Appendix E or Appendix F) by the appropriate temporary division factor listed below:

(1) For sales of ready made garments to persons other than individual ultimate consumers—.75.

(2) For sales of made-to-measure garments to persons other than individual ultimate consumers—.70.

(3) For sales to individual ultimate consumers—.55.

SEC. 8. *Records and reports.* The records required by this regulation must be maintained for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

In addition to the records and reports specifically enumerated in this regulation, you must keep all records required by Maximum Price Regulation 177 and the General Maximum Price Regulation.

SEC. 9. *Informational requirements*—(a) *Marking of garments.* On and after the effective date of this regulation, every manufacturer is forbidden to deliver a garment covered by this regulation unless it is marked with the manufacturer's style or lot number. You must use a separate style or lot number for each garment made from a different fabric.

(b) *Manner of marking.* The required markings must be attached to each garment by stitching, adhesive, pins, staples, string tags or hanging tickets, except where some other method is specifically authorized by OPA. The required markings may be in one or more parts, and may be accompanied by other information, but all portions must be clearly visible to the purchaser.

(c) *Invoices.* Every seller must, in connection with every sale to a person other than an individual ultimate consumer of a garment covered by this regulation, deliver an invoice showing: (1) the date, (2) the name and address of the seller and purchaser, (3) the style number of each different garment sold, (4) the quantities of each different garment sold, (5) the price contracted for or charged by the seller for each different garment sold, and (6) all discounts. The seller must keep a copy of this invoice.

(d) *Sales slips and receipts.* In connection with every sale to an individual ultimate consumer covered by this regulation, every seller must give the purchaser a sales slip or receipt showing: (1) the date, (2) the name and address of the seller, (3) the style number of each garment sold, and (4) the price received for each garment sold.

SEC. 10. *Relation to other regulations*—(a) *Regulations superseded.* The coverage of this regulation is stated in section 1. Where this regulation applies it supersedes the provisions of Maximum Price Regulation 177 (Men's and Boys' Tailored Clothing).

(b) *Regulations which supplement this regulation.* The provisions of this regulation are supplemented by:

(1) Supplementary Order 108[8] (Manufacturers' Maximum Average Prices for Certain Items of Apparel and Apparel Accessories);

(2) Second Revised Maximum Price Regulation 578[9] (Maximum Prices for Certain Essential Low-Priced Garments);

(3) Supplementary Order 133[10] (Individual Company Adjustment for Manufacturers of Certain Products).

(c) *Regulations not affected by this regulation.* This regulation does not cover transactions governed by the following regulations:

(1) Maximum Price Regulation 157[11] (Sales and Fabrications of Textiles, Apparel and Related Articles for Military Purposes);

(2) Maximum Price Regulation 172[12] (Charges of Contractors in the Apparel Industry);

(3) Maximum Price Regulation 385[13] (Specified Military Uniforms);

(4) Maximum Price Regulation 572[14] (Manufacturers' Maximum Prices for Certain Fall and Winter Outerwear).

(d) *Export sales.* This regulation does not apply to export sales. The Second Revised Maximum Export Price Regulation[15] applies to such sales.

(e) *Import sales.* The provisions of this regulation do not apply to sales or deliveries made from points outside the forty-eight States and the District of Columbia. (See the Revised Maximum Import Price Regulation.) This regulation does, however, apply to domestic sales when the garments sold were originally imported.

SEC. 11. *Excessive prices forbidden.* On and after the effective date of this regulation, the following practices are forbidden regardless of any contract or other obligation:

(a) *Charging more than ceiling price.* Every person is forbidden to sell or deliver any garment at a price higher than the ceiling price set by this regulation. A lower price may, of course, be charged.

(b) *Buying for more than the ceiling price.* Every person is forbidden to buy or receive any garment in the course of trade or business at a price higher than the price set by this regulation.

(c) *Combination sales.* Every person is forbidden to require any purchaser to buy or agree to buy any other article, service, package or wrapper in connection with the sale or delivery of any garment covered by this regulation. But any person may sell two or more garments as a matched set at a unit price, or refuse to sell less than a minimum quantity of any one style number, if these practices were customary for the seller during 1943.

(d) *Indirect price increases.* Every person is forbidden to do any other act which directly or indirectly increases above the ceiling price the consideration paid by the purchaser for any garment. Any practice which is a device to secure the effect of a higher than ceiling price is as much a violation as outright sale above the ceiling price. This applies to devices making use of commissions, services, taxes, special provisions, tying agreements, trade understandings and all similar practices.

(e) *Indirect violations.* Every person is forbidden to offer, attempt or agree to do any of the acts forbidden by this section.

(f) *Stating prices above the ceiling price.* Every person is forbidden to state a gross price above the ceiling price, except that a price higher than the maximum may be stated on the invoice in order to allow for customary unconditional trade discounts: *Provided*, That the net price is separately stated on the invoice and is not in excess of the maximum price. The amount actually collected or paid must never exceed the ceiling price calculated under section 2.

SEC. 12. *Licensing and enforcement*—(a) *Licensing.* The provisions of Licensing Order No. 1,[16] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of this regulation. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(b) *Penalties.* Any person who violates any provision of this regulation is subject to the criminal penalties, civil enforcement actions, suits, for treble damages, and proceedings for suspension of licenses provided by the Emergency Price Control Act of 1942, as amended.

SEC. 13. *When taxes may be added.* If a statute or ordinance imposes a tax upon a particular sale or delivery (such as a sales tax, gross proceeds or gross receipts tax or compensating use tax) and permits such tax to be stated separately from the selling price, the seller may collect such tax in addition to the maximum price under this regulation, provided that he states the amount of the tax separately.

SEC. 14. *Adjustable pricing agreements.* Adjustable pricing agreements may be entered into notwithstanding the provisions of section 11 to the extent permitted by this section.

A person may sell a garment at the ceiling price established under this regulation, subject to an agreement with the buyer to charge a higher price if it becomes the legal ceiling price by the time of delivery. But one must never charge a price which is higher than the maximum price in effect at the time of delivery. Moreover, unless specifically authorized by the Office of Price Administration, a person must not deliver or agree to deliver at a price which is to be adjusted upward in accordance with action by the Office of Price Administration after delivery.

Specific authorization to deliver or agree to deliver at a price which is to be adjusted in accordance with action by the Office of Price Administration after delivery will be given only where: (a) a request for the changing of a ceiling price has been filed; and (b) the authorization is necessary to promote distribution or production; and (c) it will not interfere with the purposes of the Emer-

[9] If, prior to the issuance date of this regulation, you filed an application pursuant to § 1389.106 of MPR 177, indicate the docket number of that application and submit only such of the listed information as is not contained in your MPR 177 application.

[7] 10 F.R. 4336, 5995, 6402, 8368, 10200, 12089, 12984, 13128, 15125.

[8] 10 F.R. 13114, 13637.

[10] 10 F.R. 11658, 11809.

[11] 9 F.R. 11059; 10 F.R. 776, 1910, 6307, 8979.

[12] 7 F.R. 4882, 6684, 9351, 8948, 10864; 8 F.R. 8063; 10 F.R. 12208.

[13] 8 F.R. 6114, 8009, 10661; 10 F.R. 5323.

[14] 10 F.R. 1433, 2387, 4813.

[15] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9834, 11273, 12919, 14346; 10 F.R. 863, 923, 2432, 6590, 8146, 8611, 9586, 10029.

[16] 8 F.R. 13240.

gency Price Control Act of 1942, as amended.

This authorization may be given by the Administrator or by any other official of the Office of Price Administration to whom the power to grant such authorization has been delegated, and may be given by order, letter or telegram.

SEC. 15. *How this regulation may be amended.* Any person who seeks a modification of any provision of this regulation may file a petition for amendment of general applicability in accordance with Revised Procedural Regulation No. 1 [9] issued by the Office fo Price Administration.

SEC. 16. *Delegation of authority.* Any regional office of the Office of Price Administration, or such other offices as may be authorized by order issued by the appropriate regional office, may act on all division factor forms filed pursuant to sections 3 and 4, and corrections and amendments thereto filed pursuant to Appendix K.

SEC. 17. *Definitions.* "Your OPA District Office" means the District Office of the Office of Price Administration for the district in which is located the seller's principal place of business from which his sales are made.

APPENDIX A—WHAT GARMENTS MUST BE PRICED UNDER THIS REGULATION

(a) Garments included in the groups listed in paragraph (d) below must be priced under this regulation. Each group is designated by a group No., and covers only tailored garments. A garment is tailored when it is cut, made and trimmed in the manner generally used for business and dress wear. Tailored clothing excludes:

1. Work clothing.
2. Rainwear.
3. Furnishings or haberdashery.
4. Clothing made of the following principal materials when they contain only cotton fiber: corduroys, denims, coverts, jeans, drills, cottonades, whipcords, moleskins, poplins, and twills.

(b) The size classifications shall be those commonly designated as:

1. Juvenile or junior, sizes 1 to 12, inclusive.
2. Boys', sizes 6 to 16, inclusive.
3. Cadet, sizes 10 to 18, inclusive.
4. Prep, sizes 12 to 22, inclusive.
5. Student, sizes 32 to 42, inclusive.
6. Men's and young men's, normally graded from size 34.

(c) "Regular weight" means made of a fabric which weighs more than 11 ounces per linear yard computed on a 54 inch width basis.

"Summer weight" means made of a fabric which weighs 11 ounces or less per linear yard on a 54 inch width basis.

(d) Garment groups:

(1) *Overcoats.* Any tailored coat (including uniform coats), commonly known as an overcoat, topcoat, reversible coat, fingertip coat, cape or detachable lined coat, made of a fabric weighing more than 22 ounces per linear yard computed on a 54 inch width basis.

Group No.:
1. Juvenile or junior.
2. Boys'.
3. Cadet.
4. Prep.
5. Student.
6. Men's and young men's.

(2) *Topcoats.* Any tailored coat (including uniform coats), commonly known as an overcoat, topcoat, reversible coat, fingertip coat, cape or detachable lined coat, made of a fabric weighing 22 ounces or less per linear yard computed on a 54 inch width basis.

Group No.:
7. Juvenile or junior.
8. Boys'.
9. Cadet.
10. Prep.
11. Student.
12. Men's and young men's.

(3) *Regular weight tailored long pants suits.* Any tailored combination (including uniforms), consisting of coat and pants or breeches (with or without vest) sold at a unit price.

Group No.:
13. Juvenile or junior.
14. Boys'.
15. Cadet.
16. Prep.
17. Student.
18. Men's and young men's.

(4) *Summer-weight tailored long pants suits.* Any tailored combination (including uniforms), consisting of coat and pants or breeches (with or without vest) sold at a unit price.

Group No.:
19. Juvenile or junior.
20. Boys'.
21. Cadet.
22. Prep.
23. Student.
24. Men's and young men's.

(5) *Regular weight tailored knicker suits.* Any tailored combination consisting of coat and knickers (with or without vest) sold at a unit price.

Group No.:
25. Juvenile or junior.
26. Boys'.
27. Cadet.

(6) *Summer weight tailored knicker suits.* Any tailored combination consisting of coat and knickers (with or without vest) sold at a unit price.

Group No.:
28. Juvenile or junior.
29. Boys'.
30. Cadet.

(7) *Regular weight tailored short pants suits.* Any tailored combination consisting of coat and short pants (with or without vest) sold at a unit price.

Group No.:
31. Juvenile or junior.
32. Boys'.

(8) *Summer weight tailored short pants suits.* Any tailored combination consisting of coat and short pants (with or without vest) sold at a unit price.

Group No.:
33. Juvenile or junior.
34. Boys'.

(9) *Regular weight tailored separate coats.* Any tailored coat or jacket, including sport and leisure coats, uniform coats and blouses, but excluding topcoats and overcoats.

Group No.:
35. Juvenile or junior.
36. Boys'.
37. Cadet.
38. Prep.
39. Student.
40. Men's and young men's.

(10) *Summer weight tailored separate coats.* Any tailored coat or jacket, including sport and leisure coats, uniform coats and blouses.

Group No.:
41. Juvenile or junior.
42. Boys'.
43. Cadet.
44. Prep.
45. Student.
46. Men's and young men's.

(11) *Regular weight tailored separate long pants.* Any tailored long pants, including uniform pants and breeches.

Group No.:
47. Juvenile or junior.
48. Boys'.
49. Cadet.
50. Prep.
51. Student.
52. Men's and young men's.

(12) *Summer weight tailored separate pants.* Any tailored long pants, including uniform pants and breeches.

Group No.:
53. Juvenile or junior.
54. Boys'.
55. Cadet.
56. Prep.
57. Student.
58. Men's and young men's.

(13) *Regular weight tailored separate knicker pants.*

Group No.:
59. Juvenile or junior.
60. Boys'.
61. Cadet.

(14) *Summer weight tailored separate knicker pants.*

Group No.:
62. Juvenile or junior.
63. Boys'.
64. Cadet.

(15) *Regular weight tailored separate short pants.*

Group No.:
65. Juvenile or junior.
66. Boys'.
67. Men's and young men's.

(16) *Summer weight tailored separate short pants.*

Group No.:
68. Juvenile or junior.
69. Boys'.
70. Men's and young men's.

(17) *Regular weight tailored separate vests.* Any tailored separate vest, including uniform vests.

Group No.:
71. Juvenile or junior.
72. Boys'.
73. Cadet.
74. Prep.
75. Student.
76. Men's and young men's.

(18) *Summer weight tailored separate vests.* Any tailored separate vest, including uniform vests.

Group No:
77. Juvenile or junior.
78. Boys'.
79. Cadet.
80. Prep.
81. Student.
82. Men's and young men's.

APPENDIX B—ADDITIONAL GARMENTS WHICH YOU MAY BE REQUIRED TO PRICE UNDER THIS REGULATION

Subject to the condition set forth in section 1 (a) (2), a person who makes manufacturers' sales of garments listed in Appendix A must price the following garments under this regulation. (NOTE: The group numbers listed below do not include garments covered by Maximum Price Regulation 572.)

(a) *Non-tailored jackets.* Any non-tailored jacket, less than 28 inches in length in men's sizes, and less than 26 inches in length in size 16 with other sizes in pro rata lengths. Jackets cut and sewn from water repellent or waterproof fabrics are included.

Group No.:
101. Men's.
102. All other sizes.

(b) *Non-tailored coats.* Any non-tailored coat, 28 inches or more but less than 33 inches in length in men's sizes, and 26 inches or more but less than 30 inches in length in size 16 with other sizes in pro rata lengths. Coats cut and sewn from water repellent and waterproof fabrics are included.

Group No.:
103. Men's.
104. All other sizes.

(c) *Non-tailored longer coats.* Any non-tailored coat, 33 inches or more in length in men's sizes, and 30 inches or more in length in size 16 with other sizes in pro rata lengths. Coats cut and sewn from water repellent and waterproof fabrics are included.

Group No.:
105. Men's.
106. All other sizes.

(d) *Non-tailored pants.* Long pants, short pants, knickers, breeches, and jodhpurs (including uniform pants and breeches).

Group No.:
107. Men's.
108. All other sizes.

(e) *Non-tailored combinations.* Loafer suits, slacks or pants of any length with coat or jacket or with shirt, middy or blouse.

Group No.:
109. Men's.
110. All other sizes.

(f) *Occupational service apparel.* All non-tailored occupational apparel (including two and three piece uniforms).

Group No.:
111. Men's.
112. All other sizes.

APPENDIX C—GARMENTS WHICH YOU MAY ELECT TO PRICE UNDER THIS REGULATION

Subject to the conditions set forth in section 1 (a) (3), a person who makes manufacturers' sales of garments listed in Appendix A may price any of the following uniform items under this regulation.

(a) *Uniform shirts.*

Group No.:
201. Men's.
202. All other sizes.

(b) *Uniform hats and caps.*

Group No.:
203. Men's.
204. All other sizes.

(c) *All other uniform accessories.*

Group No.:
205. Men's.
206. All other sizes.

APPENDIX D—FORM USED IN OBTAINING INDIVIDUAL DIVISION FACTORS (FORM II)

FORM TO BE USED IN OBTAINING INDIVIDUAL DIVISION FACTORS (FORM II)

Copies of this form will not be furnished by the Office of Price Administration. Please make your own copies.

(Before making an entry in a column, read the instruction for filling in that column found at the end of the form. The figures in the form are illustrative only.)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Group No. of garments	Actual net dollar deliveries Apr. 1, 1946, to Apr. 1, 1947.	Percent of total deliveries	Trial group division factors	Column 3 times Column 4	Reported group division factors (Column 4 plus or minus difference in Column 6)
17, 18	$400,703	.471	.790	.358	.790
24	302,407	.291	.705	.204	.704
40	248,946	.230	.790	.189	.789
	1,041,206			.751	.750
		General division factor			−.001

* If the column 5 total were less than the general division factor, the difference would be added instead of subtracted.

Instructions for Supplementary Form II

Column 1. Enter each group (or sub-groups) for which you reported division factors on your original Form II.

Column 2. For each group (or sub-groups) entered in column 1, enter your actual total net dollar deliveries during the second quota period, as defined in section 4 (d) (2) (ii).

Column 3. Divide each entry in column 2 by the total of column 2. Enter the resultant decimal in column 3 (round to nearest one-thousandth—e. g., .483, .312).

Column 4. Enter your trial division factors for each group (or sub-groups). These may be the same as the factors reported on your original Form II (as in the example above), or you may select new trial division factors.

Column 5. Multiply each trial division factor in column 4 by the corresponding decimal in column 3, rounding to the nearest one-thousandth, and total the results. Then enter your general division factor and find the difference (plus or minus) between the total of column 5 and your general division factor (as in the example above); your trial division factors are too low and each of them must be increased by the difference between your general division factor and the total of column 5. If the total of column 5 is greater than your general division factor, your trial division factors are higher than they need to be and you may reduce them by the difference between the total of column 5 and your general division factor.

(If the total of column 5 does not equal your general division factor, you may, if you choose, adjust your column 4 trial division factors by varying amounts as long as the total of your reported division factors listed in column 6, when multiplied by the decimals listed in column 3, is not lower than your general division factor. The method described above is suggested merely as an easy way to adjust your column 4 factors.)

NOTE: You must keep all records upon which your calculations in Form II are based.

SUPPLEMENTARY FORM II

(For calculation and report of *group or sub-groups* division factors based on actual deliveries during your second quota period, as defined in section 4 (d) (2) (ii).)

Copies of this form will not be furnished by the Office of Price Administration. Please make your own copies.

(Before making an entry in a column read the instruction for filling in that column at the end of the form. The figures in the form are illustrative only.)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Group No. of garment *	Estimated net dollar deliveries Apr. 1, 1946, to Apr. 1, 1947	Percent of total deliveries	Trial division factors	Column 3 times Column 4	Reported division factors (Column 4 plus or minus difference in Column 5)
17, 18	$500,000	.50	.755	.378	.750
24	300,000	.30	.700	.210	.700
40	200,000	.20	.785	.157	.785
	1,000,000	General division factor		.745	.750
					.005

* If you select class division factors, this column will be headed "Class of Customer."
† If class division factors, the heading should be "Net dollar deliveries January 1 to December 31, 1943."
‡ If the column 3 total were more than the general division factor, the difference would be subtracted instead of added.

Instructions for Form II

Column 1. Enter each group (or sub-group) for which you desire to use a different division factor, designating it by the number of that group in Appendix A, Appendix B or Appendix C. If you elect to combine two or more groups, so indicate.

If you elect to use class division factors, enter each class for which you desire to use a different division factor, designating it by a letter (e. g., A, B, C). At the bottom of the form define the coverage of the class to which each letter applies.

Column 2. For each group (or sub-group) entered in column 1, enter your estimated net dollar deliveries for the "specified period" outlined in section 4 (b) (4) (ii).

For each class entered in column 1, enter your total net dollar deliveries during 1943. If you did not deliver garments to a particular class during 1943, follow the instructions in section 4 (b) (4) (i).

Column 3. Divide each entry in column 2 by the total for column 2. Enter the resultant decimal in column 3 (round to nearest one-thousandth—e. g., .272, .139, .010).

Column 4. Enter your trial division factors for each group (or sub-group). These may be the same as the factors reported on your original Form II (as in the example above), or you may select new trial division factors.

Column 5. Multiply each trial division factor in column 4 by the corresponding decimal in column 3, rounding to the nearest one-thousandth, and total the results. Then enter your general division factor and find the difference (plus or minus).

Column 6. If the total of column 5 is more than your general division factor (as in the example above) your trial division factors are higher than they need be and you may reduce them by the difference between the total of column 5 and your general division factor. If the total of column 5 is less than your general division factor, your trial division factors are too low and each of them must be increased by the difference between your general division factor and the total of column 5.

(If the total of column 5 does not equal your general division factor, you may, if you choose, adjust your column 4 trial division factors by varying amounts, as long as the total of your reported division factors listed in column 6, when multiplied by the decimals listed in column 3, is not lower than your general division factor. The method described above is suggested merely as an easy way to adjust your column 4 factors.)

NOTE: You must keep all records upon which your tabulations in your supplementary Form II are based.

(a) Find from your invoices or cost rec-

NOTE: For each selling season, you must in inventory and for fabrics purchased and

APPENDIX E—PROCEDURE FOR CALCULATING UNIT DIRECT COST

The procedure outlined in this Appendix is applicable to all garments, except that for made to measure garments, a special method, set forth in Part B of Appendix F, must be used for calculating direct labor cost. Moreover, for ready-made garments produced by manufacturing-retailers, certain optional procedures are provided in Appendix F; the unit direct cost of such garments may be calculated under either Appendix E or F.

(a) *How to calculate material cost*—(1) *General explanation.* To find the material cost of a garment, you must calculate two figures—the cost per yard of material and the amount of material consumed in fabrication.

Subparagraphs (2) and (3) below set forth alternative methods for calculating the cost per yard of material. By these methods you need not find the cost per yard of the particular fabric used for a particular garment; instead you may calculate the weighted average cost per yard of the "range of fabrics" to be used, during a specified period, in each "garment price line" within a "garment group".[17] The weighted average cost so found for a range of fabrics applies to all garments of the price line made from the fabrics included in the range. You are required to set up new fabric ranges for each price line periodically.

Method One permits you to base your fabric ranges on fabrics not yet received, but covered by purchase contracts confirmed by your suppliers. Under Method Two, your fabric ranges are based on actual receipts of fabrics. You may use one method for Appendix A garments and another for Appendix B or C garments. However, you must use the same method for all Appendix A garments and indicate on your Form I the method selected for these garments.

Subparagraph (4) below sets forth the procedure for computing the amount of material consumed in fabrication. You need not find the yardage consumed by the particular garment which you are costing. Instead you may find, for a past production period, the average yardage consumed by all garments in the garment group. This figure is to be used in costing each garment of the garment group which you now produce. (However, if your records permit you may determine yardage by price line within a garment group or by style or model within a price line.)

Prior to the first time after the effective date of this regulation that you sell or deliver any garment group, you must determine an average yardage for that group, which must be used for a specific period. At the start of the next period, and at the start of each subsequent period, you must recalculate the average yardage figure for the garment group. The recalculated figure must be used during the following period.

(2) *Cost of material per yard—Method One*—(i) *Selling seasons.* Before you can use this method, you must divide your 1946 calendar or fiscal year into selling seasons. For 1946 you may have three selling seasons—the period between the effective date of the regulation and the start of your fall selling season (hereafter referred to as the "interim season"); the 1946 fall selling season; and the 1947 spring selling season. For each subsequent year you will have two selling seasons, of six months each—the fall selling season (which must coincide with your 1946 fall selling season), and the spring selling season (which must comprise the other six months). (However, for 1946 you may, if you desire, combine the interim and fall selling seasons, and thus have only two selling seasons.)

The fall and spring selling seasons must each be six months long. Thus your seasons can start on April 1 (fall), and on October 1 (spring); or on May 1 and November 1; or on March 1 and September 1. The seasons which you have selected must be indicated on your Form 1.

(ii) *Combining fabrics into ranges.* At the start of each selling season, before making any sales or deliveries of garments, you must take an inventory and make an account of the yardage and cost per yard of: fabrics, to be used in garment styles scheduled for that selling season, which are covered by "firm commitments" [18] from your suppliers; and any fabrics carried over from a preceding season for use in the current season.[19] Exclude from the current season's account any firm commitments which were included in the account of a past season.

After completing this analysis, you must combine the fabrics shown by your account into fabric ranges, so that you can compute a weighted average cost per yard for each different range. In setting up your fabric ranges, you must observe the following rules:

Rule 1. A separate record (hereafter referred to as Form III) must be prepared and kept for each different fabric range. An illustration of Form III is given in Example 12 below.

Rule 2. Each Form III must describe (by name of supplier, weight per yard, commitment date and supplier's style number) each different style fabric included on that form, and list the style numbers of the garments for which the enumerated fabrics will be used.[20]

Rule 3. On any Form III, the lowest cost fabric must be within 95% of the weighted average cost of the fabrics enumerated on that form. (For example, if the weighted average cost of fabrics entered on a particular Form III is $3.00 per yard, the lowest cost fabric which may be listed on that form is one with a cost of $2.85 per yard.)

Rule 4. If a fabric which was entered on a prior season's Form III is carried over for use in a new garment style number in the current season, the cost at which it is to be entered on a new Form III is the weighted average cost of the fabric range in which it was first included.

Rule 5. For any garment group (except as permitted by Rule 6) the same style fabric may not be listed on more than one Form III.

Rule 6. If, after you have set up your various fabric ranges, you purchase and receive additional fabric which is to be used in the current selling season, you may enter this fabric on one of the existing Forms III, provided that the cost of the fabric is not less than 98% of the weighted average cost of the fabrics first listed on the form. Otherwise, you must prepare a new Form III for the fabric and cost it separately, or carry it over for use in a following season.

Similarly, if, after you have set up your fabric ranges, you receive a fabric covered by a commitment included in your inventory and account for a preceding season, you may enter this fabric on one of the Forms III for the current season, provided that the weighted average cost of the fabric range in which it was originally included is not less than 98% of the weighted average cost of the fabrics first listed on the current season's form.

(iii) *Figuring the weighted average cost of fabric ranges.* When you have set up the fabric ranges which are to be used for a selling season, in accordance with the procedure outlined in subdivision (ii) above, you must then figure a weighted average cost for each such range, as follows:

Step 1. Enter on each Form III the yardage (indicated by your inventory and account) of each fabric listed on the form and the "net cost" [21] per yard of such fabric.

Step 2. Multiply each different net cost by the quantity of fabric entered at that cost and total the products.

Step 3. Divide the sum found in Step 2 by the total yardage found in Step 1.

If the fabrics are sponged, you may add to the figure found in Step 3 the average cost per yard of sponging. Calculate sponging cost as follows:

[17] The term "garment group" refers to each group number enumerated in Appendices A, B and C—e. g., Group No. 18, men's and young men's regular-weight suits. If you have selected group division factors pursuant to section 4, "garment group" may be narrower than the group for which you have selected an individual division factor (e. g., if you have combined group Nos. 13, 14, 15, 16, 17 and 18, and selected one group division factor for the combination, the term "garment group" refers to each group number, rather than to the entire group for which the factor is used.)

Within a garment group, there may be several "garment price lines," to reflect differences in make or construction, and in fabric or trimming costs—e. g., range No 2300 (the $25 price line); range No. 4000 (the $30 price line); range No. 5000 (the $40 price line). A particular garment price line may be subdivided into "styles"—e. g., range No. 4000 may contain style Nos. 4001 (grey plaid worsted), 4002 (brown herringbone worsted), 4010 (grey flannel). Furthermore, each style may be made in several different "models"—e. g., style No. 4001 may be made in single breasteds, double breasteds, drapes, shorts, longs, stouts, oversizes, etc.

In the regulation, the terms "garment group," "garment price line," "style" and "model" are used in this context. The term "garment," unless otherwise indicated, refers to the narrowest subdivision within a group, viz, model, and includes any combination of articles sold as a unit (e. g., suits).

[18] A firm commitment is a contract of sale for a specified quantity of a particular fabric at a stated price, which has been signed by a mill or mill agent, and to which is attached a swatch of the fabric covered by the agreement. (If you have a commitment from a supplier other than a mill or a mill agent, you may not include such commitment in your inventory and account. Receipts of fabrics covered by such commitment are governed by Rule 6 in the text above.)

If the commitment does not indicate the exact yardage of a particular fabric, e. g., 100 pieces of XYZ fabric, 65–70 yards per piece, then use as the yardage for those pieces the product obtained by multiplying the midpoint (which in this case is 67½ yards) by the number of pieces (67½ x 100=6,750 yards).

[19] However, at the start of the 1946 interim season, your inventory and account of the fabrics to be used during that season shall include the following: fabrics not yet received but covered by commitments confirmed before March 11, 1946; fabrics in inventory but not yet cut; fabrics in process; and fabrics in finished garments.

[20] A different style number must be used for each garment made from a different style fabric.

[21] "Net cost" means the lower of: (a) the cost shown on the firm commitment (or invoice) after deducting all discounts available; or (b) the maximum price which you could lawfully be charged by your customary suppliers, under the terms of OPA price schedules and maximum price regulations operative on the effective date of this regulation. (Customary suppliers are the suppliers from whom you customarily buy substantial quantities of the material, or if you have not previously purchased such material, the suppliers from whom your competitors customarily buy in substantial quantities). You may, in addition, include transportation costs paid by you if, in calculating your general division factor on Form I, you included transportation costs on materials as part of direct cost.

If a particular fabric has been purchased from a supplier other than a mill (unless it is to be used in a made-to-measure garment sold direct to an individual ultimate consumer), you must examine your purchase invoice to determine whether the supplier has used a division factor lower than .90 for piece lots and lower than .85 for less than peace lots; if he has, you must use as your cost for this fabric the quotient obtained by applying the appropriate division factor to the mill ceiling price. Under § 1410.103(g) of MPR 163, suppliers other than mills must indicate on the invoice the division factor used.

If your operations are integrated (i. e., if you fabricate any materials used in the garments which you manufacture), net cost means the actual net cost of the elements which entered into the fabrication of the materials (e. g., wool tops, dyeing, spinning, weaving). The cost of these elements must not exceed the net maximum prices established for them under the terms of the OPA price schedules and maximum price regulations operative on the effective date of the regulation.

Imported fabrics. If you purchase a fabric in a foreign country, net cost means the landed cost of such fabric. If you purchase a fabric in this country from an importer, net cost means the actual net price paid the importer, or his ceiling price under the maximum Import Price Regulation, whichever is lower.

[22] "Type of garment" refers to suits, topcoats, overcoats, separate coats and separate pants.

(a) Find from your invoices or cost records for the period December 1, 1945 to March 1, 1946 the yardage of fabrics, used for the "type of garment" [22] which includes the garments to be made from the fabrics considered under the steps above, sponged and the total cost of such sponging;

(b) Divide the total cost by the yardage sponged.

The weighted average cost which is calculated for a particular fabric range at the start of a selling season is to be used as the basis of maximum prices for all sales and deliveries of each style number of garment made from any fabric included in that fabric range. At the start of each selling season, new style numbers must be assigned to each garment which is to be made from each different fabric included in the fabric ranges set up for that selling season.

For any garment group, if you have firm commitments for a certain yardage of a particular fabric (which yardage is entered on a Form III); and you later purchase an additional quantity of the same fabric (which is entered on another Form III), the first receipt of such fabric shall be credited to the yardage covered by the commitments. Moreover, so shall the succeeding receipts, until the yardage received equals the yardage included in the commitments. (For example, suppose that on April 1 you have firm commitments, at $3.05 per yard, for 500 yards of grey flannel, which is included in a fabric range having a weighted average cost of $2.90 per yard; on May 1, you purchase 100 yards of the same fabric, which is entered on a Form III having a weighted average cost of $3.10 per yard. Your receipts of this fabric are as follows: May 15, 100 yards; June 1, 250 yards; June 20, 150 yards; July 1, 100 yards. The maximum price for garments made from the first 500 yards received must be based on a fabric cost per yard of $2.90.)

NOTE: For each selling season, you must prepare and keep: (1) a record of the inventory and account which you are required to make of fabrics to be used during that season; (2) a Form III for each fabric range which you have set up (in detail similar to the forms in Example 12 below); (3) a record of your sponging cost for each "type of garment", showing the total yardage of fabrics sponged and the total cost of such sponging; and (4) a record of the receipts of fabrics covered by the commitments included in your inventory and account. In addition, you must preserve the commitments for fabrics on which your fabric ranges are based, the invoices received from suppliers when these fabrics are delivered, the invoices for fabrics in inventory and for fabrics purchased and received during the season, and the cost records or invoices on which your calculation of sponging cost is based.

Example 12: Manufacturer X, who produces only one garment group (men's and young men's regular-weight suits, group No. 18), divides his 1946 calendar year into three selling seasons:

(1) Interim season—the period between the effective date of the regulation and April 1, 1946.

(2) Fall selling season—April 1 to October 1, 1946.

(3) Spring selling season—October 1, 1946 to April 1, 1947.

Interim season. At the start of his interim season (March 15, 1946), he takes an inventory and makes an account of his fabrics for that season, which shows the following:

Inventory and Account of Fabrics for Interim Season

Supplier	Fabric style No.	Description of fabric	Mfr's style No.	Net cost per yard	Undelivered firm commitments (yds.)	Yardage in inv. (yds.)	Yardage in process (yds.)	Yardage in finished garments (yds.)	Total (yds.)
Mill A	9901	13–13½ oz. worsted	8301	$2.85	600	500	400	800	2,300
	8005	do	7501	2.90	2,500				2,500
	7003	do	8302	2.95	2,000	1,000			3,000
Mill B	800	14–14½ oz. worsted	8303	3.05	1,600		400		2,000
Mill C	8004	15 oz. cheviot	6201	2.50	500	1,400			1,900
	5007	do	6202	2.55		1,600			1,600
Mill D	1002	14–14½ oz. covert	8304	3.10				2,000	2,000

X decides to combine fabric style Nos. 9901, 7003, 800 and 1002 into one fabric range and figure a weighted average cost per yard for the range. Accordingly, he prepares the following Form III for garment price line, range No. 8300.

FORM III

Selling season: Interim (March 15 to April 1, 1946). Date prepared: March 15, 1946
Group No. 18. Method used: One
Garment price line: Range No. 8300.

Supplier (1)	Fabric style (2)	Description of fabric (3)	Mfr's. style No. (4)	Quantity (yards) (5)	Net cost per yard (6)	Total (5) x (6) (7)
Mill A	9901	13–13½ oz. worsted	8301	2,300	$2.85	$6,555
Mill B	7003	do	8302	3,000	2.95	8,850
Mill D	800	14–14½ oz. worsted	8303	2,000	3.05	6,100
	1002	14–14½ oz. covert	8304	2,000	3.10	6,200
Total				9,300		27,705

Weighted average net cost of material [(7)÷(5)]=$2.979 per yard*

[*The fabrics listed are properly combined into one fabric range because the lowest cost fabric ($2.85) is within 95% of the resultant weighted average cost ($2.979).]

X then finds, in accordance with the procedure outlined in paragraph (iii) above, that his sponging cost for suit fabrics is $0.045 per yard.

Thus, for all sales and deliveries of garment style numbers 8301, 8302, 8303 and 8304, irrespective of the season in which such sales and deliveries are made, X must base his maximum prices on a material cost per yard of $3.024 ($2.979 + $0.045).

(X also prepares Forms III for the other fabrics included in his inventory and account, and calculates the weighted average cost of the fabrics listed on each such form.)

Fall selling season. At the start of his fall selling season (April 1, 1946), X must take another inventory and account—this time of the fabrics which will be used during that season. This check shows the following:

Inventory and account of fabrics for 1946 fall season

Supplier	Fabric style No.	Description of fabric	Mfr's. style No.	Net cost per yard	Firm commitments for season (yds.)	Carry-over fabrics (yds.)	Total (yds.)
Mill A	7005	13–13½ oz. worsted	6501	$2.80	2,000		2,000
	7006	do	4502	2.80	6,000		6,000
	7010	do	6502	2.85	3,000		3,000
	4001	14–14½ oz. worsted	6503	3.00		500	500
Mill B	850	do	6504	3.00	4,000		4,000
	851	do	6505	3.05	1,600		1,600
Mill C	5020	15–15½ oz. cheviot	3201	2.50	1,200		1,200
	5021	do	3202	2.60	1,000		1,000
Mill D	7601	14–14¼ oz. covert	6506	3.07	1,200		1,200
	7602	do	4501	3.10	2,000		2,000

X decides to combine fabric style numbers 7005, 7010, 4001, 850, 851, and 7001 into one fabric range and figure a weighted average cost per yard for the range. Accordingly, he prepares the following Form III, for garment price line, range No. 6500.

FORM III
(A)

Selling season: Fall (April 1, 1946 to October 1, 1946). Date prepared: April 1, 1946.
Group No. 18. Method used: One.
Garment price line: Range No. 6500

Supplier (1)	Fabric style No. (2)	Commitment date (3)	Description of fabric (4)	Mfr's. style No. (5)	Quantity (yds.) (6)	Net cost per yard (7)	Total (6) x (7) (8)
Mill A..	7005	1/15/46	13–13½ oz. worsted	6501	2,000	$2.80	$5,600
	7010	1/30/46	do	6502	3,000	2.85	8,550
	[1] 4001		14–14½ oz. worsted	6503	500	3.00	1,500
Mill B..	850	2/1/46	do	6504	4,000	3.00	12,000
	851	2/1/46	do	6505	1,600	3.05	4,880
Mill D..	7601	2/15/46	14–14½ oz. covert	6506	1,200	3.07	3,684
Total..					12,300		$36,214

[1] Carry-over fabric.

Weighted average cost per yard [(8)÷(6)]=$2.952*

*The fabrics listed are properly combined into one fabric range because the lowest cost fabric ($2.80) is within 95% of the resultant weighted average cost ($2.952).

(B)

Additional fabrics

[Fabrics in excess of those accounted for above received after Part A was prepared]

Supplier (1)	Fabric style No. (2)	Description of fabric (3)	Mfr's. style No. (4)	Net cost per yard (5)	Date fabric received (6)	Quantity (yards) (7)
Mill A..	8004	13–13½ oz. worsted	6507	$2.90	6/3/46	1,000
Mill B..	862	14–14½ oz. worsted	6508	2.92	7/15/46	1,200
Mill C..	5031	15–15½ oz. worsted	6509	2.89	8/1/46	800
Mill D..	7607	14–14½ oz. covert	6510	2.96	8/15/46	1,000

For sales and deliveries of garment style numbers 6501, 6502, 6503, 6504, 6505, and 6506, irrespective of the season in which such sales and deliveries are made, X must base his maximum prices on a material cost per yard of $2.997 ($2.952+sponging cost of $0.045). X computes his maximum prices for these styles and begins to sell.

(X also prepares Forms III for the other fabrics included in his inventory and account, and calculates the weighted average cost of the fabrics listed on each such form.)

During the season, X purchases and receives addition fabrics as follows:

(1) June 3, 1946—1,000 yards of Mill A Style 8004 @ $2.90.

(2) July 1, 1946—500 yards of Mill A Style 7010 @ $2.85.

(3) July 15, 1946—1,200 yards of Mill B Style 862 @ $2.92.

(4) Aug. 1, 1946—800 yards of Mill C Style 5031 @ $2.89.

(5) Sept. 1, 1946—1,000 yards of Mill D Style 7607 @ $2.96.

(6) Sept. 15, 1946—400 yards of Mill D Style 6000 @ $2.77 (spring fabric).

Under the procedure outlined in paragraph (2) (ii) above, he may put additional yardages of fabrics on an existing Form III, only if the net cost of each new purchase is not less than 98% of the weighted average cost computed for the fabrics originally entered on that form. Applying this test to X's new purchases, it appears that (1) (3), (4) and (5) may be added to his original Form III, but that (2) and (6) may not. Accordingly, X enters (1), (3), (4) and (5) in part B of the form (as indicated in the Sample above), and bases his maximum prices for styles made from these fabrics on a material cost per yard of $2.997. A new Form III must be prepared for (2) and maximum prices for garments made from this fabric must be based on the fabric's actual net cost per yard, or it may be entered on any other Form III, prepared for this garment group, provided that the net cost of (2) is not less than 98% of the weighted average cost originally calculated for fabrics listed on the particular form. (6) is a spring fabric. If X wants to make it into garments for sale during the fall season, he must treat it the same way as (2); or he may carry the fabric over until the 1947 spring selling season.

Spring selling season. At the start of his spring selling season (October 1, 1946), X must go through the same procedure which he followed for his fall selling season. That is, he must take an inventory and account of the fabrics which will be used during that season, combine these fabrics into fabric ranges and prepare a Form III for each range.

(3) *Cost of material per yard—Method Two.* As explained in subparagraph (1) above, this method differs from Method One in that the weighted average cost per yard for each range of fabrics which you set up is based on fabric receipts during a past six months period rather than on commitments for fabrics to be delivered in the future. Moreover, instead of calculating the weighted average cost per yard of each fabric range at the beginning of selling seasons, you make this calculation every six months.

(i) *Calculating cost of material for the first six months period—(a) Fabric ranges.* Prior to the first time after the effective date of the regulation that you sell or deliver a garment, you must combine the fabrics received duing the period September 1, 1945, to March 1, 1946, and the fabrics received prior to September 1, 1945, which were in inventory on March 1, 1945, into fabric ranges. You may define the term fabric range as broadly or as narrowly as you desire. That is, you may consider each different style fabric as a different fabric range, and thus figure a separate cost for each different fabric. Or, you may combine two or more different style fabrics into one fabric range, and figure a single weighted average cost for the combination.

A separate record (hereafter referred to as Form III) must be kept of each different fabric range. This record must be similar to the Forms III set forth in Example 12 above. In preparing this record you must observe the following rules:

Rule 1. Each Form III must describe (by name of supplier, weight per yard and supplier's style number) each different style fabric included on that form, and the style numbers of the garments for which the enumerated fabrics will be used.

Rule 2. For any garment group (except as provided by Rule 4) the same style fabric may not be listed on more than one Form III.

Rule 3. Once you have determined the fabric ranges for which you will prepare separate Forms III, you may not thereafter amend your forms, so as to add to a particular Form III a style fabric appearing on a different form, or to calculate a separate cost for a style fabric already combined with other fabrics.

Rule 4. If you receive a new style fabric after you have prepared your original Forms III, you must add this fabric to one of the existing forms provided that its net cost is within the net cost range of the fabrics first set forth on that form. (For example, if a particular form lists fabrics having a net cost range of from $2.50 to $3.15, you may add to that form a fabric with a net cost of $2.75, but you may not add fabrics with net costs of $2.40 and $3.20.) If a fabric is added to an existing Form III, you must determine maximum prices for garments made from the fabric on the basis of the weighted average cost already found for the fabrics originally listed on the form.

If the new fabric cannot be added to an existing Form III, you must prepare a separate Form III for it and cost it separately.

(b) *Figuring the weighted average cost of fabric ranges.* Figure the weighted average cost per yard of each fabric range as follows:

Step 1. Find from your invoices the total yardage of each fabric included in the range which was delivered to you between September 1, 1945, and March 1, 1945, and the net cost [2] per yard of each such fabric.

Step 2. Multiply each different net cost by the quantity of such fabric received at that cost, and total the products.

Step 3. Divide the sum found in Step 2 by the total quantity found in Step 1.

If the fabrics are sponged, you may add to the figure found in Step 3, the average cost per yard of sponging, calculated according to the procedure set forth in paragraph (a) (2) (iii) above.

The weighted average cost for a particular fabric range which is first calculated is to be used as the basis of maximum prices for all sales and deliveries, during the period between the effective date of the regulation and September 1, 1946, of garments made from a fabric included in that range.

(ii) *Calculating cost of material for subsequent periods.* At the start of each subsequent six months period, you must, before making any sales or deliveries in the new period, set up new fabric ranges, based on fabrics received during the six months period just completed and calculate the weighted average cost of each such range. To do this, consult your invoices for shipments received during the six months period just completed, and follow the procedure outlined in paragraph (i) above.

The recalculated weighted average cost which you find for a fabric range must be used as the basis of maximum prices for all sales and deliveries, during the new period, of garments made from fabrics included in that range.

NOTE: For each six months period you must prepare and keep: (1) a Form III for each fabric range which you have set up (in detail similar to the forms in Example 12; and (2) a record of your sponging cost for each "type of garment". In addition, you must preserve the invoices for past fabric receipts on which your fabric ranges are based, the invoices for fabrics received during the current period, and the cost records or invoices on which your calculation of sponging cost is based.

(4) *Calculation of yardage consumed.* As outlined in paragraph (1) above, you need not use a different yardage figure for each style or model you are costing. Instead you may calculate, on the basis of your own past experience, an average yardage figure for all garments in a particular garment group. The average yardage figure must be used during a specified period in costing each garment of the group. (However, if your records permit you may determine yardage by price line within a garment group or by style or model.)

For style numbers scheduled on your Forms III for the interim and 1946 fall selling seasons,[21] calculate average yardage as follows:

Step 1. For each group, or, if your records permit and if you so elect, for each different price line, style or model [22] within a group, consult your cutting records for the six months period in 1945 which coincides with your 1946 fall selling season,[23] and find the total number of yards of material (before shrinkage) used in all cuttings completed during that period.

Step 2. Determine the total number of garments cut during that period.

Step 3. Divide the yardage determined under Step 1 by the number of garments determined under Step 2.

Example 13. Manufacturer X, who uses Method One is calculating the cost per yard of material, desires to determine the average yardage figure to be used in calculating his maximum prices for men's regular-weight suits (Group No. 18). He does not wish to calculate separate yardage figures for different price lines, styles or models within this group. He consults his cutting records for the period April 1 to October 1, 1945, which coincides with his 1946 fall selling season, and totals the yardage consumption for all cuttings of men's regular-weight suits completed during the period, including cuttings of single breasted models, stouts and regulars. He finds that the total yardage consumed was 25,141 yards. He then totals the numbers of garments cut and finds that he completed the cutting of 7,450 garments during that period. Accordingly, by dividing 25,141 by 7,450, X finds that the average yardage consumed in all models of men's regular-weight suits was 3.375 yards. X must use 3.375 yards as the average yardage figure for all style numbers of men's regular-weight suits scheduled on his Form III for the interim and 1946 fall selling seasons.

X prepares a record of his calculations as follows:

FORM IV

Date prepared: March 15, 1946.
Garment group: Men's regular-weight suits (Group No. 18).
Selling season: Interim and 1946 fall.

*Style numbers scheduled on Forms III for these seasons: 6501, 6502, 6503, 6504, 6505, 6506, 8301, 8302, 8303, 8304.

Date cutting completed (1)	Cutting ticket number (2)	Number of garments cut (3)	Yardage used in each cutting (4)
8/12/45	605	300	1,012
8/20/45	610	200	695
9/5/45	720	350	1,181
9/10/45	722	275	929
9/20/45	740	300	1,012
10/6/45	801	350	1,181
10/10/45	802	400	1,350
10/20/45	815	425	1,434
11/15/45	910	475	1,603
11/18/45	920	500	1,687
11/25/45	930	475	1,603
12/5/45	1,010	525	1,773
12/18/45	1,020	200	675
12/25/45	1,030	500	1,687
1/3/46	1,101	475	1,603
1/15/46	1,115	550	1,856
1/20/46	1,120	600	2,025
1/27/46	1,130	550	1,856
Total		7,450	25,141

Average amount of material consumed in fabricating garment group [(4)÷(3)]=3.375 yards.

*(If you figure yardage by model, you must designate, in addition to style number, the model of the garment.)

For style numbers scheduled on your Forms III for the 1947 spring selling season, you must calculate average yardage according to the procedure set forth in Steps 1, 2 and 3 above, but base your computation on yardage consumed and garments cut during the six months period in 1945–1946 which coincides with your 1947 spring selling season.[27] For each subsequent selling season, you must recalculate average yardage in the same manner, based on your experience during the corresponding selling season of the previous year.[28] That is, for style numbers scheduled on your Forms III for the 1947 fall selling season base your computation on yardage consumed and garments cut during the 1946 fall selling season, etc.

NOTE: For each selling season (if you use Method One in calculating the cost per yard of material) or for each six month period (if you use Method Two), you must prepare and keep a record of the calculations made under paragraph (4) above (in detail similar to Form IV in Example 13 above). Moreover, each time during a period that you cut a garment, you must prepare and keep a record of the number of such garments cut, the amount of each fabric consumed in that cutting, a description of each such fabric and the date of the cutting. In addition, you must preserve your cutting records for 1945, and for the period between January 1, 1946 and the effective date of the regulation.

(b) *How to calculate trimming cost—(1) General explanation.* To find the trimming cost of a garment you must calculate two figures—the cost per unit of each trimming used, and the number of units of each such trimming consumed in fabrication.

Subparagraph (2) below sets forth the method of calculating the cost per unit of each trimming. By this method you need not find the cost of the trimming used for a particular garment; instead you calculate the weighted average cost, during a specified period, of each trimming used for a "type of garment." [29] The weighted average cost of trimmings so found for a type of garment applies to all garments of that type made with those trimmings.[30]

Subparagraph (3) below sets forth the procedure for computing the number of units of each trimming used in fabrication. You need not find the number of units of trimming consumed by the particular garment you are costing. Instead you find, for a past production period, the average amount of trimming consumed by all garments of the garment type. This figure is to be used in costing each garment of the garment type which you now produce.[31]

Prior to the first time after the effective date of the regulation that you sell or deliver a type of garment, you must determine the trimming cost of that garment type. This figure must be used, during a specified period, for all garments using those trimmings. At the start of the next period, and at the start of each subsequent period, you must recalculate trimming costs for each type of garment. The recalculated figure must be used during the following period.

(2) *Cost of trimming per unit.* For the interim and 1946 fall selling seasons,[32] calculate the cost per unit of each trimming as follows:

Step 1. For each trimming used in a type of garment, find from your invoices the total quantity of that trimming delivered to you between December 1, 1945, and March 1, 1946, and net cost [33] of such trimming. (If no deliveries were received during this period, use the first one of the following bases which is applicable: deliveries received during the preceding three months period; deliveries received between March 1, 1946 and the time your calculation is being made; contracts for purchase entered into prior to the date your calculation is being made.)

Step 2. Multiply each different net cost by the quantity received at that cost, and total the products.

Step 3. Divide the sum found in Step 2 by the total quantity found in Step 1.

The weighted average cost per unit for each trimming, which is calculated at the start of a selling season, is to be used as the basis of maximum prices for all sales and deliveries of garments belonging to the garment type which use that trimming. At the start of each subsequent selling season, you must recalculate the weighted average cost of each trimming according to the procedure set forth above, but base your computation on your receipts during the three months period immediately preceding the start of the new selling season.[34]

(3) *Calculation of number of units consumed.* For the interim and 1946 fall selling season,[35] calculate the number of units for each trimming consumed as follows:

[21] Or for style numbers sold or delivered in the first six months period after the effective date of the regulation (if you use Method Two in calculating the cost per yard of material).

[22] If you elect to figure yardage by model, each model must be separately designated, e. g., style no. 6501, model DB. This designation must be attached to the garment and must be entered on the Form IV prepared for the model.

[23] If you did not cut a particular garment group during this period, use the first six months period prior to the effective date of the regulation in which you cut this group. If you did not cut the garment group in a past six months period, you may, for purposes of determining the maximum price at which you sell a garment included in the group, estimate the average yardage to be consumed by the group. However, prior to delivery of such garment you must calculate the actual average yardage for the garment group, based on cuttings up to that time; if the actual average yardage is less than the estimated yardage, you must revise your maximum price for the garment.

If you use Method Two, base your calculation on experience during the last six months of 1945. If you did not cut a particular garment group during this period, follow the rule stated in the first paragraph.

[27] If you use Method Two in calculating the cost per yard of material, for style numbers sold or delivered in the second six months period after the effective date of the regulation, you must calculate average yardage on the basis of yardage consumed and garments cut during the first six months of 1946.

[28] If you use Method Two, for each subsequent six months period, you must recalculate average yardage on the basis of your experience during the preceding six months.

[29] "Type of garment" refers to suits, topcoats, overcoats, separate coats and separate pants.

[30] If your records permit you may determine cost per unit of trimmings by garment group, price line within a garment group, or by style or model within a price line.

[31] If your records permit you may determine the amount of trimmings consumed by garment group, price line within a garment group, or by style or model within a price line.

[32] Or, for the first six months period after the effective date of the regulation, if you use Method Two for calculating the cost per yard of material.

[33] See footnote 21.

[34] If you use Method Two, the figure first found must be used for all sales and deliveries during the first six months period after the effective date of the regulation. At the start of each subsequent six months period, you must recalculate, and the recalculated figure must be used for all sales and deliveries during the new six months period.

[35] See footnote 32.

[2] Net cost is defined in footnote 21.

Step 1. For each type of garment, consult your production records for the period between December 1, 1945 and March 1, 1946 and find the total number of units of each trimming used in all garments, of that type, which were completed in the period. (If a particular garment type was not produced during this period, use the first preceding three months period in which such garments were produced.)

Step 2. Determine the total number of garments completed during the period.

Step 3. Divide the amount of each trimming consumed (determined under Step 1) by the number of garments completed (determined under Step 2).

The average amount of each trimming consumed by a garment type, which is calculated at the start of a selling season, is to be used as the basis of maximum prices for all sales and deliveries of garments belonging to the garment type which use that trimming. At the start of each subsequent selling season, you must recalculate the average amount of each trimming consumed according to the procedure set forth above, but base your computation on your production records for the three months period immediately preceding the start of the new selling season.[34]

(4) *Calculation of total trimming cost.* To find the total trimming cost of a garment type for a particular selling season, multiply the weighted average cost of each trimming (found under subparagraph (2)) by the average number of units of such trimming (found under subparagraph (3)), and then add the products.

NOTE: For each selling season (Method One), or for each six months period (Method Two), you must prepare and keep a record of the calculations made under paragraph (b) above. In addition you must preserve the invoices, contracts of purchase and production records on which your calculations are based.

(c) *How to calculate direct labor cost*—(1) *Inside shop*—(i) *General explanation.* The direct labor cost of a garment must be figured on the basis of the wage rates in effect on August 18, 1945, for each direct labor operation performed on the garment. Operations which may be considered direct labor are set forth in section 6.

Subdivision (ii) below sets forth instructions for calculating the cost of piece-work operations. These instructions permit the calculation of an average piece-work cost for a price line within a garment group, or a separate piece-work cost for each style or model. Subdivision (iii) below provides instructions for calculating the cost of operations compensated on a time basis (week work). An average time-work cost may be found for a garment group, or, if your records permit, for a garment price line. However, you may, if you desire, find a separate time-work cost for each style or model.

(ii) *Piece-work operations.* (*a*) For operations compensated on a piece-work basis, cost must be figured on the basis of the piece-work rate in effect on August 18, 1945, for each such operation. If no rate was in effect on August 18, 1945, for a particular operation, use the rate first established subsequent to that date; however, if wage rates have been increased over those in effect on August 18, 1945, the rate first established must be adjusted downward to reflect the August 18, 1945, wage level.

(*b*) The procedure in (*a*) above may result in a different total piece-work cost for different models within the same style of garment and for different styles within the same garment price line. To afford you a uniform total piece-work cost for all styles or models within a garment price line, you may combine the total piece-work costs of each style or model and obtain a weighted average piece-work cost for the price line. To do this, weight the piece-work cost of each style or model by your estimated deliveries of such style or model during the selling season for which it is scheduled.[35]

At the end of the selling season you must reweight the total piecework cost of each style or model by your actual deliveries during the selling season, and, if the actual weighted average piece-work cost for a price line is less than 98% of the estimated average cost, you are in violation of this regulation and subject to all the penalties provided therefor in the Emergency Price Control Act of 1942, as amended, including liability to suit by the Administrator under section 205 (e). The amount of overcharge is the difference between the total dollar amount which you actually charge and the total dollar amount which you could have charged had your maximum prices been based on the actual weighted average piecework cost.

For each subsequent selling season,[36] you must follow the same procedure. That is, you must calculate a weighted average piecework cost for the garment price line, based upon your estimated deliveries during the new period; at the end of the selling season you must find the actual weighted average cost, and, if it is less than 98% of the estimated average cost, you are in violation of the regulation.

Example 14. Manufacturer S produces one garment group (group no. 18), and has only one price line within that group—range no. 1500. This range is made in three different styles and each style in two different models (single breasteds and double breasteds). S compensates all of his direct labor on a piece-work basis, and he desires to compute a uniform direct labor cost for the price line.

S finds that his August 18, 1945 total piece-work cost for each of his various styles and models, and his scheduled unit deliveries during the 1946 fall selling season, are as follows:

	(1)	(2)	(3) [(1) x (2)]
Style No. 1501:			
Single breasteds	$7.50	$2,500	$18,750
Double breasteds	7.00	4,000	28,000
Style No. 1502:			
Single breasteds	7.75	3,000	23,250
Double breasteds	7.25	5,000	36,250
Style No. 1503:			
Single breasteds	7.50	1,500	11,250
Double breasteds	7.00	2,500	17,500
		18,500	135,000

Then his weighted average direct labor cost for price line, range no. 1500, is $7.297 ($135,000÷$18,500). S may use this figure as the basis of maximum prices for all garments in that price line which he produces. However, at the end of his 1946 fall selling season, S must recalculate the weighted average direct labor cost for the price line, based on his actual deliveries during the period. If the actual direct labor cost is less than 98% of $7.297, S is in violation of the regulation.

(iii) *Time operations.* For operations compensated on a time basis, figure your direct labor cost as indicated in Rules 1 and 2 below, using the wage rates in effect on August 18, 1945. If wage rates have been increased over those in effect on August 18, 1945, such increases in wage rates must not be reflected in your calculations.

The rules below require a comparison between your payroll for each time operation during a specified period and the number of garments on which that operation was completed during that period. For cutting, sewing and pressing operations, you must segregate your garments by group, or, if your records permit, by price line; you may segregate by style or model within a group. For all other operations, you may determine the average labor cost of performing each such operation on all of your garments, regardless of group and use that figure for all garments.

Rule 1. For an operation performed during the six months period ending November 30, 1945, you find the cost by dividing your payroll for the operation during the period by the number of garments on which that operation was completed during that period.

Rule 2. For operations not performed during the six month period ending November 30, 1945, you may, for purposes of determining the maximum price at which you may sell a garment, estimate the cost of that operation.[37] However, prior to delivery of a garment on which that operation is performed, you must calculate the actual average cost of such operation based upon your experience up to that time, and you must use this figure in determining the maximum price for delivery of the garment.

Example 15: Manufacturer M, who produces only one group of garments (group no. 18), compensates his cutters on a time basis and his records permit him to calculate a different cutting cost for each different price line within that group. M has three price lines—range no. 2500; range no. 3500; range no. 4500. Nos. 3500 and 4500 were produced during the six months period ending November 30, 1945, but no. 2500 was not.

M finds the cutting cost for no. 3500 by dividing his cutters' payroll for this price line, during the six months period ending November 30, 1945, by the number of garments in that price line on which that operation was completed during the period. The cutting cost for no. 4500 is found in a similar manner.

In order to obtain an actual cutting cost for No. 2500, M must wait until the price line has been cut for a representative period. He then divides his cutters' pay roll for this price line, during the period, by the number of garments on which that operation was completed. If the payroll for the period is based on wage rates higher than those in effect on August 18, 1945, M must adjust the payroll so that it reflects August 18 wage rates.

(2) *Contractor's services.* For items fabricated by a contractor, figure as direct labor cost an amount equal to 80% of the contractor's net service charge for direct labor, markup on direct labor and trim furnished by the contractor. If the contractor's charge has been increased, to reflect a wage increase granted since August 18, 1945, you must subtract the amount attributable to the wage increase and take 80% of the reduced figure.

NOTE: You must prepare and keep a record of the calculations made in figuring the direct labor cost of operations compensated on a time basis (in detail similar to Form VII in Appendix L), and you must preserve all of the records on which your calculations of direct labor cost are based, including payrolls, piece-work rate schedules, production records and contractors' invoices.

(d) *How to calculate certain labor overhead costs.* Find the unit cost of payments for vacations, holidays, life, health or accident insurance, and retirement or pension funds as follows:

Step 1. Select a representative period prior to the effective date of the regulation (not less than one month) in which these payments were made.

Step 2. Divide the amount expended on these costs during the period by your total direct labor payroll for the period.

Step 3. Apply the percentage found in Step 2 to the direct labor cost of the garment found under paragraph (c) above.

NOTE: You must preserve all the records on which your calculation of certain labor overhead costs is based.

[34] See footnote 34.

[35] Or by your estimated deliveries during the first six months' period after the effective date of the regulation (if you use Method Two for calculating the cost per yard of material).

[36] Or at the start of each subsequent six months' period (Method Two).

[37] Your estimate of the number of garments on which the operation will be performed must be related to the quantity of fabrics listed for the garment group (or for the garment price line, style or model, if you have elected to figure labor cost on one of these bases) in your Forms III.

Example 16. Manufacturer N finds that during the one month period prior to the effective date of the regulation his total payments for vacations, holidays, health insurance and retirement was $4,750. During this period, his total direct labor payroll was $50,000. Dividing the former by the latter gives 9½%.

Under paragraph (c) above, N has elected to figure direct labor cost by price line within a garment group. For garment price line, range no. 3500, he has found a direct labor cost of $5.00. Applying 9½% to $5.00 gives $0.475. N may add $0.475 to the material, trim and direct labor costs which he has already found for the price line.

NOTE: Before you deliver a garment, you must prepare and keep a control record of: (a) its material cost; (b) its trimming cost; (c) its direct labor cost; and (d) the cost of certain labor overhead costs allocable to the garment. This record must be in detail similar to Form V in Appendix G. If you combined fabrics into fabric ranges, you may keep this record by garment ranges (i. e., a separate record need not be kept for each style or model within a garment group); otherwise a separate record must be prepared for each different style number. The material cost figure shall be derived from the Forms III and IV which you were required to prepare under paragraph (a) above; the trimming cost figure from the record which you were required to prepare under paragraph (b) above; and the direct labor and labor overhead figures must be those respectively calculated under paragraphs (c) and (d) above.

APPENDIX F—SPECIAL PROCEDURES FOR CALCULATING UNIT DIRECT COST

This appendix outlines optional cost procedures for ready-made garments produced by manufacturing-retailers which are set forth in Part A below. Part B of this appendix provides a procedure for calculating the direct labor cost of made-to-measure garments.

PART A—MANUFACTURING-RETAILERS' READY-MADE GARMENTS

(a) *How to calculate material cost*—(1) *Cost of material per yard.* As provided by Method One in Appendix E, you do not find the cost per yard of the particular fabric used for a garment; instead, you calculate the weighted average cost per yard of the "range of fabrics" to be used, during a selling season, in each "garment price line" within a "garment group."[38] The weighted average cost so found for a price line applies to all garments of that price line made from the fabrics included in the fabric range. You are required to set up new fabric ranges for each price line at the start of each selling season.

(i) *Garments other than overcoats and summer-weight suits*—(*a*) *Selling seasons.* For each calendar year you will have two selling seasons, spring and fall. The spring selling season shall cover the period January 1 to June 30; the fall selling season, the period July 1 to December 31. However, for 1946 your spring selling season shall cover the period between the effective date of the regulation and June 30, 1946.

(*b*) *Combining fabrics into ranges.* On March 11, 1946, you must take an inventory and make an account of the yardage and cost per yard of: fabric to be used in garment styles scheduled for the 1946 spring selling season, which have not yet been received but are covered by "commitments"[39] confirmed before March 11, 1946; fabrics in inventory but not yet cut; fabrics in process; and fabrics in finished garments, except garments which are in your retail stores. Exclude from this inventory and account any fabrics used for overcoats and summer-weight suits.

After completing this analysis, you must combine the fabrics shown by your account into fabric ranges, so that you can compute a weighted average cost per yard for each different range. In setting up your fabric ranges, you must observe the following rules:

Rule 1. A separate record (similar to Form III in Example 12) must be prepared and kept for each different fabric range.

Rule 2. Each Form III must describe (by name of supplier, weight per yard and supplier's style number) each different fabric included on that form and list the style numbers of the garments for which the enumerated fabrics will be used.[40]

Rule 3. For any garment group (except as permitted by Rule 4) the same style fabric may not be listed on more than one Form III.

Rule 4. If, after you have set up your various fabric ranges, you purchase and receive additional fabric which is to be used in the current selling season, you may enter this fabric on one of the existing Forms III. Or, you may prepare a new Form III for it and cost it separately.

On July 1, 1946, and at the start of each selling season thereafter, you must repeat the procedure outlined above with respect to inventory and account and the preparation of Forms III. However, the inventory and account will only include your fabric commitments for the new season and any undelivered past season commitments.

(*c*) *Figuring the initial weighted average cost of fabric ranges.* When you have set up the fabric ranges which are to be used for a selling season, you must then figure an initial weighted average cost for each such range, as follows:

Step 1. Enter on each Form III the yardage (indicated by your inventory and account) of each fabric listed on the form, and the "net cost"[41] per yard of such fabric.

Step 2. Multiply each different net cost by the quantity of fabric entered at that cost, and total the products.

Step 3. Divide the sum found in Step 2 by the total yardage found in Step 1.

If the fabrics are sponged, you may add to the figure found in Step 3 the average cost of sponging, calculated according to the procedure outlined in Appendix E, paragraph (a) (1) (iii).

The initial weighted average cost which is calculated at the start of a selling season for a particular fabric range is to be used as the basis of maximum prices for all sales and deliveries of each style number of garment made from a fabric listed on the range's Form III (including pick-up fabrics added after the original form was prepared).[42] At the start of each selling season, new style numbers must be assigned to each garment which is to be made from each different fabric included in the fabric ranges set up for that selling season.

(*d*) *Figuring the actual weighted average cost of fabric ranges.* At the end of each selling season, you must calculate the actual weighted average cost of each fabric range which was set up for that season as follows:

Step 1. For each fabric listed on a particular Form III (including pick-up fabrics which were added after the original form was prepared), find from your invoices the yardage received during the season and the net cost[43] per yard.

Step 2. Multiply each different net cost by the quantity of fabric received at that cost, and total the products.

Step 3. Divide the sum found in Step 2 by the total yardage found in Step 1.

If the actual weighted average cost for a particular fabric range is less than 95% of the initial weighted average cost for the range, you are in violation of the regulation and subject to all the penalties provided therefor in the Emergency Price Control Act of 1942, as amended, including liability to suit for damages by the Administrator under section 205 (e). The amount of overcharge is the difference between the initial and actual weighted average costs, multiplied by the number of garments made from fabrics listed on the Form III which were delivered during the period.

(ii) *Overcoats.* For garments sold between the effective date of the regulation and July 1, 1946, was the maximum prices established under MPR 177. On and after July 1, 1946, all sales of overcoats must be made at the maximum prices, established under this regulation. Accordingly, on July 1, 1946, you must take an inventory and make an account of the yardage and cost per yard of: overcoat fabrics to be used in garment styles scheduled for the 1946 fall selling season, which have not yet been received but are covered by "commitments" confirmed before July 1, 1946; overcoats fabrics in inventory but not yet cut; overcoats fabrics in finished garments; and overcoat fabrics in finished garments, except garments which are in your retail stores. Then you must combine these fabrics into fabric ranges (in accordance with subdivision (i) (*b*) above) and figure an initial weighted average cost for each range (in accordance with subdivision (i) (*c*) above).

At the end of your 1945 fall selling season, you must calculate the actual weighted average cost of each fabric range. If this is at least 95% of your initial weighted average cost, you may continue to use the initial weighted average cost for the 1947 spring selling season. If it is not, you are in violation of the regulation and subject to the penalties outlined in subdivision (i) (*d*) above. Moreover, your maximum prices for the 1947 spring selling season must be refigured on the basis of the actual weighted average cost.

For subsequent selling seasons, follow the same procedure. That is, at the start of each subsequent fall selling season you must take an inventory and make an account of your fabric commitments for that season and any undelivered past season commitments, set up your fabric ranges and figure and initial weighted average cost of each range. At the end of this selling season, calculate the actual weighted average cost of the range. If the actual is at least 95% of the initial, you may continue to use the initial during the following spring selling season; otherwise you are in violation of the regulation and must refigure your maximum prices on the basis of the actual weighted average cost.

(iii) *Summer-weight suits.* Your selling seasons for these garments will be March 1 (spring) and September 1 (fall). On March 11, 1946, you must take an inventory and make an account of your summer-weight fabrics and combine these fabrics into fabric ranges (follow the procedure outlined in subdivision (i) (*b*) above). Then you must figure an initial weighted average cost for each fabric range, in accordance with subdivision (i) (*c*) above.

At the end of your 1946 spring selling season, you must calculate the actual weighted average cost of each fabric range. If this is at least 95% of your initial weighted average cost, you may continue to use the initial weighted average cost for the 1946 fall selling season. If it is not, you are in violation of the regulation and subject to the penalties outlined in subdivision (i) (*d*) above. Moreover, your maximum prices for the 1947 fall selling season must be refigured on the basis of the actual weighted average cost.

For subsequent selling seasons, follow the same procedure. That is, at the start of each subsequent spring selling season you must take an inventory and make an account, set up your fabric ranges, and figure the initial

[38] See footnote 17.

[39] See footnote 18.

[40] See footnote 20.

[41] See footnote 21.

[42] For year 1946 spring selling season, the maximum prices for garments sold after the effective date of the regulation, but which were in your retail stores on March 11, 1946, must be based on the initial weighted average costs for the fabric ranges which include the fabrics from which these styles are made.

[43] See footnote 21.

weighted average cost of each range. At the end of this selling season, calculate the actual weighted average cost of the range. If the actual is at least 95% of the initial, you may continue to use the initial during the following fall selling season; otherwise you are in violation of the regulation, and must refigure your maximum prices on the basis of the actual weighted average cost.

NOTE: For each selling season, you must prepare and keep: (a) a record of the inventory and account on which your fabric ranges are based; (b) a Form III for each fabric range which you have set up; (c) a record of the sponging cost for each type of garment, showing the total yardage of fabrics sponged and the total cost of such sponging; and (d) a record of the fabrics received during the season (showing the date of receipt, invoice number, yardage, net cost per yard, and the actual weighted average cost of each fabric range). In addition, you must preserve your commitments, all invoices for fabric receipts, and the cost records or invoices and which your calculation of sponging cost is based.

(2) *Calculation of yardage consumed.* Calculate yardage according to the procedure set forth in Appendix E, paragraph (a) (4). However, your periods for calculation and the past periods on which your calculations are based shall be as follows:

	When calculation must be made	Past period on which calculation is based
Garments other than overcoats and summer-weight suits.	January 1 (effective date of regulation for 1946) and July 1 of each year.	January 1 to July 1 of preceding year. July 1 to January 1 of preceding year.
Overcoats	July 1 of each year	July 1 to January 1 of preceding year. March 1 to September 1 of preceding year.
Summer-weight suits	March 1 of each year	

(b) *How to calculate trimming cost.* Calculate trimming cost according to the procedure set forth in Appendix E, paragraph (b). However, your periods for calculation and the past periods on which your calculations are based shall be as follows:

	When calculation must be made	Past period on which calculation is based
Garments other than overcoats and summer-weight suits.	January 1 (effective date of regulation for 1946) and July 1 of each year.	Preceding three months.
Overcoats	July 1 of each year	Preceding three months.
Summer-weight suits	March 1 of each year	Preceding three months.

(c) *How to calculate direct labor cost.* Calculate direct labor cost according to the procedure set forth in Appendix E, paragraph (c).

(d) *How to calculate certain labor overhead costs.* Calculate these costs according to the procedure set forth in Appendix E, paragraph (d).

PART B—HOW TO CALCULATE THE DIRECT LABOR COST OF MADE-TO-MEASURE GARMENTS

(a) *General explanation.* The direct labor cost of a garment must be figured on the basis of wage rates in effect on August 18, 1945, for each direct labor operation performed on the garment. Operations which may be considered direct labor are set forth in section 6.

Paragraphs (b) and (c) below require a comparison between your direct labor payroll during a specified period and the number of garments on which direct labor operations were completed during the period. You must determine a separate direct labor cost for each garment group. However, you may, if your records permit and if you so elect, determine direct labor cost by price line within a garment group, or by style or model.

(b) *Where you can determine the direct labor expenditure for each garment group.* If you can determine from your payroll records for a past period the direct labor expenditure for each garment group produced during the period, find the direct labor cost for each garment included in the group as follows:

Step 1. From your pay-roll records for a representative period prior to August 18, 1945 (not less than three consecutive months), in which you produced a normal range of sizes and models, find, for each garment group, the total amount expended on direct labor operations.

Step 2. From your production records for the same period, find the number of garments in the group on which such direct labor operations were completed.

Step 3. Divide the amount found in Step 1 by the number of garments found in Step 2.

(c) *Where you cannot determine the direct labor expenditure for each garment group.* If you cannot determine from your payroll records the direct labor expenditure for each garment group, you must use the following method:

Step 1. From your payroll records for a representative period prior to August 18, 1945 (not less than three consecutive months), in which you produced a normal range of sizes and models, find the total amount expended on direct labor operations and the garment groups on which this amount was expended.

Step 2. For each such garment group, find, with the aid of your piece work schedules, the amount of the total payroll for the period which is allocable to piece work operations.

Step 3. Sum up the "piece work payrolls" for each garment group, and subtract this sum from the total payroll for the period; the difference is the "payroll for time operations."

Step 4. For each garment group, find the piece work rate per garment. To do this:

(i) From your production records for the period, find, for each group, the number of garments on which direct labor operations were completed.

(ii) Divide the piece work payroll for the garment group (found in Step 2) by the number of garments found in (i) above.

Step 5. For each garment group, then find that portion of the payroll for time operations which is allocable to the group. To do this:

(i) Find the ratio of the group's piece work rate to the piece work rates for all groups (the latter is merely the sum of all the individual piece work rates found in Step 4).

(ii) Multiply the payroll for time operations (found in Step 3) by the ratio found in (i) above.

Step 6. To find the direct labor cost of a particular garment group, total the piece work payroll for the group (found in Step 2) and the time work payroll for the group (found in Step 5), and divide by the number of garments in the group on which direct labor operations were completed (found in Step 4 (i)).

Example 17: Manufacturer Z produces overcoats and sport coats in one shop, and cannot segregate the direct labor expenditures for each garment group. His total direct labor payroll for the three months' period ending August 1, 1945, was $18,000. During this period, direct labor operations were completed on 1,000 overcoats and on 1,000 sport coats.

Z finds, with the aid of his piece work schedules, that $9,000 of the payroll is allocable to piece work ($5,000 for overcoats and $4,000 for sport coats). Accordingly, his piece work rate for overcoats is $5 ($5,000÷1,000), and his piece work rate for sport coats is $4,000÷1,000).

Subtracting $9,000 (the portion of the payroll allocable to piece work) from $18,000 leaves $9,000 as the payroll for time work. Then, the time work payroll for overcoats is $5,000 (5/9 of $9,000), and the time work payroll for sport coats is $4,000 (4/9 of $9,000).

Dividing $10,000 (the total payroll for overcoats) by 1,000 (the number of overcoats on which direct labor operations were completed) gives $10, the direct labor cost for overcoats. Similarly, dividing $8,000 by 1,000, gives $8, the direct labor cost for sport coats.

(d) *New garment groups.* Where a garment group was not produced prior to August 18, 1945, you may, for purposes of determining the maximum price at which you may sell a garment included in that group, estimate the group's average direct labor cost. However, prior to delivery of a garment belonging to the group, you must calculate the actual average direct labor cost of such group, based on your payroll expenditures up to that time. You must use the actual figure in determining the maximum price for delivery of the garment.

NOTE: You must preserve all records on which your calculations of direct labor cost are based, including payrolls, piece-work rate schedules and production records. Moreover, you must prepare and keep (i) a record of the calculations made in figuring direct labor cost; and (ii) the control record outlined in the Note at the end of Appendix E.

APPENDIX G—CONTROL RECORD OF DIRECT COST (FORM V)

FORM V—CONTROL RECORD OF DIRECT COST

This form may be duplicated. Copies will not be furnished by the Office of Price Administration.

(The figures in the form are illustrative only)

A—General Information

1. Style number: 8301-8302-8303-8304
2. Group number: 18
3. Description of garment: Men's regular-weight suits
4. Average size range: 36–46
5. Unit for calculation: Per garment
6. Division factor(s) used for this garment: .755, .702

B—Record of Direct Cost

7. Direct labor cost:

Operation (1)	Basis of payment (check) (2)	Cost per unit (3)
Cutting	( ) piece rate (X) time	$0.75
Sewing	(X) piece rate ( ) time	5.25
Pressing	(X) piece rate ( ) time	1.00
Factory examination	( ) piece rate (X) time	.25
Matching and placing in stock	( ) piece rate (X) time	.05
Total direct labor cost each garment		7.60

8. Certain labor overhead cost: 9½% of direct labor = $0.69

Period: April 1 to October 1 1946

Column 1 Garment Group No.	Column 2 Total net dollar deliveries during period	Column 3 Group division factor (from Form III)	Column 4 Column 2 times Column 3
17, 18	$169,114	.760	$128,526.64
21	202,980	.710	144,100.80
40	135,224	.790	106,826.96
	507,318		378,454.50
	Column 4÷Column 2		= .746
	General division factor.		.750

* Inasmuch as .746 is not more than .02 below the general division factor of .750, this firm is within the tolerance permitted by section 4 (d) (2) (ii).

Instructions for Form VI

Column 1. Enter each group (or sub-group) for which you reported different division factors on your Form III.

Column 2. For each group (or sub-group) entered in Column 1 enter the total net dollar deliveries for the quarter here. Enter the applicable division factors reported on Form III.

Column 4. Multiply the total net dollar deliveries of each group (or sub-group) in Column 2 by the appropriate division factor in Column 3, and enter the result in Column 4.

Divide the total of Column 4 by the total of Column 2 and enter the result (carried to the nearest one-thousandth) at the bottom of Column 4. Enter below this figure your reported general division factor.

APPENDIX I—HIGHEST PRICE LINE LIMITS FOR NEW GROUPS

The table below provides an automatic method whereby you may determine your highest price line limit for a group for which a highest price line limit cannot be determined under Maximum Price Regulation 177. The table shall be used as follows:

(a) Select your "reference group number" from among the group numbers for which highest price line limits can be determined under section 5 (b) (1). (Your reference group number is the group in which you delivered the greatest number of units in 1943.)

(b) Multiply the highest price line limit of your reference group number by the figure in Column 2 opposite the group number for which a highest price line limit is to be determined.

(c) Divide the result by the figure in Column 2 opposite the reference group number.

TABLE

Col. 1 Group No.	Col. 2	Col. 1 Group No.	Col. 2	Col. 1 Group No.	Col. 2	Col. 1 Group No.	Col. 2
1	52	22	52	43	30	64	16
2	64	23	67	44	35	65	16
3	77	24	85	45	42	66	13
4	87	25	89	46	45	67	13
5	86	26	42	47	46	68	9
6	100	27	50	48	18	69	11
7	44	28	33	49	18	70	9
8	54	29	40	50	20	71	9
9	68	30	47	51	21	72	10
10	81	31	54	52	261	73	12
11	75	32	38	53	14	74	14
12	85	33	30	54	15	75	22
13	41	34	35	55	16	76	28
14	53	35	30	56	18	77	8
15	96	36	33	57	21	78	8
16	58	37	35	58	26	79	10
17	75	38	41	59	16	80	12
18	100	39	49	60	18	81	17
19	80	40	46	61	19	82	19
20	42	41	26	62	14		
21	48	42	28	63	13		

NOTE: If you made no deliveries in 1943 and have since received a Letter Order authorizing maximum prices under MPR 177, use the first calendar or fiscal year in which you made deliveries. If you did not make deliveries in any calendar or fiscal year prior to the effective date of the regulation, use the period between the date of the order issued to you and the effective date of this regulation.

Example 18: Manufacturer M desires to determine a highest price line limit for Group No. 40.

M has determined highest price line limits under section 5 (b) (1) for Group Nos. 6, 12 and 18. Of these three groups, M delivered more units in Group No. 18 during 1943 than of the other two groups, so that his "reference group number" is Group No. 18.

M's highest price line limit for Group 18 is $22.50.

M calculates his highest price line limit for Group No. 40 by first multiplying $22.50 by 65 (the figure opposite Group No. 40 in the table on the preceding page). The result, $1,442.50, is then divided by 100 (the figure opposite Group No. 18, M's reference group number), or $14.42½.

8. Trimming cost: Description of trimming (1)	Weighted average cost per unit of trimming (2)	Number of units of trimming used per garment (3)	Cost per garment (4)
Body and sleeve lining	$0.40 per yard	2½ yards	$1.00
Canvas coat front	80.60 per yard	¼ yard	.03
Silesia pockets	80.20 per yard	2½ yards	.047
Collar canvas	$0.75 per yard	2¼ inches	.05
Piping	$1.25 per gross	6 yards	.12
Buttons		15½ inches	.07
Under collar cloth	$1.75 per yard	1 inches	.022
Shoulder pads	$40.00 per M prs.	¼ pair	.04
Sleeve heads	$21.80 per M prs.	1 pair	.102
Wigan	$0.12 per yard	½ yard	.03
Hangers	$1.60 per gross yds.	½ yard	.05
Canvas		2 yards	.04
Pant pocketing	$0.25 per yard	¾ yard	.10
Pant curtain	$40.00 per M yards	1¼ yards	.20
Fly lining and crotch pieces			.10
Zipper			.20
Thread			.05
Labels			.01
Tickets			
Total trimming cost per garment			2.77

10. Material cost: Weighted Average Yardage (1)	Weighted average cost per yard (2)	Sponging cost per yard (3)	Total cost per yard [(2) x (3)] (4)	Total cost of material [(1) x (4)] (5)
3.378	$2.079	$0.045	$2.024	$10.2015

11. Total direct cost: Sum of item 7, 8, 9 and 10 (5) = $20.0615

Instructions for Form V

(Each instruction goes with the item in the form which has the same number as the instruction.)

1. Enter the style numbers of the garments for which costs are to be recorded on this Form V. (As provided in the note at the end of Appendix E, if you combined garment styles made from fabric ranges into one form for all fabric ranges, otherwise a separate Form V must be prepared for each different garment style).

2. Enter the group number listed in Appendices A, B or C which includes the garments listed.

3. Enter a complete description of the garments (e. g., men's regular-weight suit).

4. Enter the average size range (e. g., 36–46) in which the garment is cut.

5. Enter the general division factor if you use it to price all garments. If you have selected group division factors under section 4 (d), enter the group division factor for the group number entered in Item 2. If you have selected class division factors under section 4 (a), enter these factors here.

6. For each direct labor operation performed on the garment for which this record is prepared: Indicate in Column (2) whether the operation is on a piece rate or time basis, and enter the cost of each operation in Column (3). Total the labor costs in the Column to be entered in Item 7. (It is derived from a separate form, however, in the case of made-to-measure garments, enter the figure calculated under Appendix F, Part B.)

7. Enter the percentage found (under Appendix E, paragraph (d)) for certain labor overhead costs. Then multiply this percentage by the direct labor cost figure arrived at in (7), and enter the result.

9. Enter in Column (1) a brief description of each trimming used in the garment. Enter in Columns (2) and (3) the weighted average cost per unit and the number of units of that trimming used (calculated under paragraph (b) of Appendix E and entered on the record which you prepared for each trimming). Multiply the entry in Column (2) by the entry in Column (3) and enter the result in Column (4).

10. Enter in Column (1) the number of yards used. This quantity is determined from the "Form IV report" which you have prepared for this garment group (or for price line, style or model if you have elected to calculate costs on that basis) under section 4 (b) (4) of paragraph (b) (4) of Appendix E. Enter in Column (2) the weighted average cost per yard (entered on your Form III for that range of fabrics) of material used. Enter in Column (3) the average sponging cost per yard determined under paragraph (c) of Appendix E, Part B, Item 10 is the sum of direct labor costs (Item 7), the cost of certain labor overhead cost (Item 8), trimming costs (Item 9) and material costs (Column 5 of Item 10).

APPENDIX H—FORM USED IN OBTAINING YOUR ACTUAL DIVISION FACTOR (FORM VI)

FORM TO BE USED IN OBTAINING ACTUAL DIVISION FACTOR (FORM VI)

Copies of this form will not be furnished by the Office of Price Administration. Please make your own copies. Information for filling in the column, read the instructions in the form. The figures in the form are illustrative only.)

APPENDIX J—ADJUSTED HIGHEST PRICE LINE LIMITS FOR CERTAIN SELLERS

The table below lists adjusted highest price line limits for specific group numbers which you may, under certain conditions, use as your highest price line limits. For any listed group number, if your highest price line limit determined under section 5 (b) (1) or (2) is lower than the figure listed in the appropriate column in the table, you may use the limit listed in the table for that group as your highest price line limit in complying with the limit on maximum prices provided in section 5 (a).

For certain group numbers, separate adjusted highest price line limits are listed for garments made of different fabrics. Accordingly, you may use the adjusted highest price line limit for such group numbers only for garments of that group made of the specified fabric.

Example 19: Group No. 18 is divided into No. 18 (1) for garments made of all wool worsted fabrics, and No. 18 (2) for garments made of any fabric other than all wool worsted. Manufacturer P's highest price line limit under section 5 (3) for group No. 18 is $17.50. For garments made of all wool worsted fabrics, P may use the adjusted highest price line limit of $21.00; for garments made of fabrics other than all wool worsteds, P's highest price line limit remains at $17.50.

TABLE OF ADJUSTED HIGHEST PRICE LINE LIMITS

Group No.	For garments sold and delivered to persons other than individual ultimate consumers	For garments sold and delivered to individual ultimate consumers
1	$7.00	$10.25
2	8.50	12.50
3	9.75	14.25
4	11.50	16.75
5	13.50	19.75
6	21.00	31.50
7	6.00	8.75
8	7.50	11.00
9	8.75	12.75
10	10.50	15.50
11	12.00	17.50
12	18.00	27.00
13	6.50	9.50
14	7.50	11.00
15	9.00	13.25
16	11.00	16.00
17	13.25	19.50
18 (1) All wool worsted	21.00	31.50
18 (2) All other	17.50	26.00
24 (1) All wool worsted	17.00	25.00
24 (2) All other fabrics except cotton	13.00	19.00
25	6.50	9.50
26	7.50	11.00
27	9.00	13.25
31	5.00	7.25
35	4.75	6.75
36	5.25	7.50
37	6.00	8.75
38	7.00	10.25
39	8.25	12.25
40	10.75	16.00
47	2.00	2.75
48	2.50	3.50
49	3.00	4.50
50	3.25	4.75
51	3.75	5.50
52 (1) All wool worsted	6.00	8.75
52 (2) All other fabrics	4.50	6.50
53	1.75	2.50
54	2.00	2.95
55	$2.25	$3.25
56	2.50	3.50
57	2.75	4.00
58 All wool worsted	5.00	7.50
58 All other fabrics	3.00	4.50
59	2.00	2.95
60	2.50	3.50
61	3.00	4.50
62	1.75	2.50
63	2.00	2.75
64	2.25	3.25
65	1.50	2.25
66	1.75	2.50
68	1.00	1.50
69	1.25	1.75

APPENDIX K—PROCEDURE FOR AMENDING FORMS I, II AND VI

(a) If you find that it is necessary to amend your Form I or II, you must file two signed copies of an amended form with your OPA district office, setting forth the inaccuracies in the original form and the reasons therefor. Until you have received an acknowledgment from your district office of the receipt of an amended Form I or II, however, you must calculate your maximum prices as follows:

(1) If you file an amended Form I, use as your general division factor either the factor reported on the amended form or that listed in the original form, whichever is higher. If you have also filed a Form II which must be amended because of the amendment to your Form I, use as your individual division factors the factors reported on your original Form II if the general division factor reported on your amended Form I is lower than the factor originally reported; use as your individual division factors the factors reported on your amended Form II, if the general division factor reported on your amended Form I is higher than the factor originally reported.

(2) If you file an amended Form II, use as your individual division factors, the factors reported on your original form. (However if the amendment to your Form II is necessitated by an amendment to your Form I, see subparagraph (1) above.)

(b) If you find that it is necessary to amend your Form VI, you must file two signed copies of an amended form with your OPA district office, setting forth the inaccuracies in the original form and the reason therefor.

(c) If you have filed Form II and then desire to withdraw it and price merely on the basis of your general division factor, you may file two signed copies of a request for withdrawal with your OPA district office. Until you receive an acknowledgment from your district office of the receipt of your request, however, you must continue to use the individual division factors reported on your Form II.

APPENDIX L—RECORD OF DIRECT LABOR COST PAID ON A TIME BASIS (FORM VII)

FORM VI—SUGGESTED FORM FOR KEEPING RECORDS OF DIRECT LABOR COST PAID ON A TIME BASIS. (THIS FORM MAY BE DUPLICATED. COPIES WILL NOT BE FURNISHED BY THE OFFICE OF PRICE ADMINISTRATION.)

Payroll period	Type of garment*	Number of garments on which operation completed	Wages paid on a time basis									
			Cutting		Sewing		Pressing		Factory examining		Matching and placing in stock	
			Total	Average	Total	Average	Total	Average	Total	Average	Total	Average

*If you have figured your direct labor costs for separate groups or styles of garments, specify the group or style number of the garments covered.

Effective date. This regulation shall become effective April 15, 1946. You may, however, elect to make this regulation effective earlier. To do this, you must file your Form I (together with Form II, if applicable) between March 11, 1946, and April 15, 1946, and indicate on Form I that you wish the regulation to become effective prior to April 15, 1946. In such case, the regulation shall become effective for you as of the date indicated on the acknowledgment notice received from your OPA district office.

If you are required to apply for an authorized general division factor under section 7, and you desire to make this regulation effective prior to April 15, 1946, you must file the application required by that section between March 11, 1946, and April 15, 1946, and indicate on the application that you wish the regulation to become effective prior to April 15, 1946. In such case, the regulation shall become effective for you as of the date indicated on the acknowledgment notice received from the Office of Price Administration. However, if you filed an application under section 1389.106 of Maximum Price Regulation 177 prior to March 11, 1946, and received acknowledgment of its filing, the regulation shall become effective as to you on March 11, 1946. In such case, you must still submit the information required by section 7, and are subject to the filing requirements therein enumerated.

NOTE: The reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 11th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-3971; Filed, Mar. 11, 1946; 4:44 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 156, Amdt. 12]

CANNED MEAT

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 156 is amended in the following respects:

1. Subparagraph (2) (i) of section 7 (b) is amended by changing the words preceding the colon therein contained to read as follows:

(2) (i) Subject to the adjustments authorized in subparagraph (6) of this section 7 (b) and/or paragraph (c) of section 10 the "weighted average price" in each zone for each brand, type and container size of sterile canned meat heretofore priced under Revised Maximum Price Regulation No. 169 shall be the ceiling price under this regulation for such brand, type and container size of sterile canned meat at the delivery point in such zone:

2. Subdivision (ii) of section 7 (b) (2) is amended by changing the words preceding the colon therein contained to read as follows:

(ii) Subject to the adjustments authorized in subparagraph (6) of this section 7 (b) and/or paragraph (c) of section 10 the "weighted average price" in each zone for each brand, type and container size of corned beef hash and chili con carne (with or without beans) shall be, except as provided in subdivision (iii) of this section 7 (b) (2), the ceiling price under this regulation for such brand, type and container size of such sterile canned meat at the delivery point in such zone:

3. Subdivision (iii) of section 7 (b) (2) is amended by the addition of a footnote to follow immediately after the table of price contained therein, to read as follows:

[NOTE: On and after March 14, 1946, any seller subject to the provisions of this subdivision (iii) of section 7 (b) may adjust the prices herein provided to the extents permitted by subparagraph (6) of this section 7 (b) and/or paragraph (c) of section 10.]

4. Subparagraph (4) of section 7 (b) is amended by changing the words preceding the colon therein contained, to read as follows:

(4) Subject to the adjustments authorized in subparagraph (6) of this section 7 (b) and/or paragraph (c) of section 10 the "adjusted weighted average price" in each zone for each brand, type and container size of sterile canned meat other than that priced under paragraph (b) (2) of this section shall be, except as provided in subparagraph (5) of this section 7 (b), the ceiling price under this regulation for such brand, type and container size of sterile canned meat at the delivery point in such zone:

5. Subparagraph (5) of section 7 (b) is amended by the addition of a footnote to follow immediately after the table of prices contained therein, to read as follows:

[NOTE: On and after March 14, 1946, any seller subject to the provisions of this subparagraph (5) of section 7 (b) may adjust the prices herein provided to the extents permitted by subparagraph (6) of this section 7 (b) and/or paragraph (c) of section 10.]

6. Subparagraph (6) of section 7 (b) is added to read as follows:

(6) On and after March 14, 1946, any seller subject to the provisions of section 7 (b) or section 11 (d) of this regulation, who prior to that date has complied with the filing requirements of section 8, and any seller who theretofore has had maximum prices established by an order issued by the Office of Price Administration under the provisions of section 9 or section 10 (a) of this regulation, may adjust the maximum prices theretofore established for each brand, type and container size of such products in each zone in accordance with the following provisions:

(i) Determine separately the number of pounds of beef, veal, lamb, mutton, ham or sliced bacon used in each 100 pounds of the unprocessed ingredients required by the formula for each canned meat product.

(ii) Divide each of the number of pounds thus ascertained by the percentage of yield of the finished product.

(iii) Multiply the figures obtained under subdivision (ii) above by the appropriate one of the following numbers:

(*a*) $.007, if the meat ingredient is either beef, veal, lamb or mutton.

(*b*) $.008, if the meat ingredient is fresh or cured ham.

(*c*) $.01, if the meat ingredient is slab bacon.

(*d*) $.0105, if the meat ingredient is smoked ham.

(*e*) $.02, if the meat ingredient is sliced bacon.

(iv) Total all amounts ascertained under subdivision (iii) above. If only one amount has to be ascertained, regard that amount as the "total" herein required.

(v) If the maximum prices for the canned meat product were on a per hundredweight basis prior to March 14, 1946, round the result obtained under subdivision (iv) above to the nearest multiple of $.25. If the maximum prices for the canned meat product were on a per dozen basis prior to March 14, 1946, convert the result obtained under subdivision (iv) above to a per pound basis by moving the decimal point two columns to the left, and multiply that amount by the number of pounds of product contained in one dozen containers, rounding the result thereby obtained to the nearest one-half cent. The results thus obtained are the respective amounts which may be added to the per hundredweight and per dozen maximum prices which were in effect prior to March 14, 1946.

(vi) Every seller who adjusts his maximum prices in accordance with the provisions of this subparagraph (6) of section 7 (b) shall give notice of such adjustments to purchasers in accordance with the provisions of section 6 of this regulation.

(vii) Every seller who adjusts his maximum prices in accordance with the provisions of this subparagraph (6) of section 7 (b) shall, within 30 days after the date on which he makes such adjustment, provide written notice of such change and the amount thereof to the Office of Price Administration, Washington, D. C. Such notice shall be accompanied by a copy of the computations made in accordance with the provisions of subdivisions (i) through (v) of this section 7 (b) (6). Failure to comply with this subdivision (vii) of this section 7 (b) (6) shall be deemed automatically to revoke any seller's right to make such adjustment thereafter until the date upon which the notice and computations herein required are filed with this said Office. Notices and data filed in compliance with the provisions of this subdivision (vii) of section 7 (b) (6) may be combined with the notices and data required to be filed under the provisions of section 10 (c).

(viii) Price increases made under the provisions of this section 7 (b) (6) shall be subject to review or modification by the Administrator at any time.

7. Subparagraph (4) to section 7 (c) is added to read as follows:

(4) On and after March 14, 1946, any intermediate distributor who, as the result of an adjustment made in accordance with the provisions of section 7 (b) (6) and/or paragraph (c) of section 10 pays an increased amount for any canned meat product, such intermediate distributor, on resale of the product, may add the amount of such increase to the ceiling price he had for such product prior to the said date. Any intermediate distributor who makes the adjustment in his maximum price for any canned meat product as authorized by this section 7 (c) (4) shall provide notice of the change in accordance with the provisions of section 6.

8. Paragraph (c) to section 10 is added to read as follows:

(c) *Price adjustments following approved wage and salary increases.* (1) On and after March 14, 1946, the price adjustment authorized by this section 10 (c) may be made by any canned meat manufacturer at any time after he meets either of the following requirements:

(i) Between August 18, 1945 and February 14, 1946, he granted wage and salary adjustments involving general increases.

(ii) On or after February 14, 1946 he made wage and salary adjustments involving general increases with the prior approval of the National Wage Stabilization Board or other wage or stabilization agency having jurisdiction with respect to the wages or salaries involved.

(2) On and after March 14, 1946, any canned meat manufacturer who first has met either of the requirements set forth in subdivisions (i) or (ii) of subparagraph (1) of this section 10 (c) may add not to exceed $.70 per hundredweight to the maximum prices established prior to the date he makes the change herein authorized for any brand,

type or container size of any canned meat product in any zone if such maximum price has been established in accordance with the provisions of either section 7, section 9, section 10 (a) or section 11 (d). If the maximum prices established under the aforesaid sections are on a per dozen rather than a per hundredweight basis determine the proportionate amount of increase by multiplying not to exceed $.007 by the number of pounds of product contained in one dozen containers, rounding the result thereby obtained to the nearest one-half cent. The amount thereby obtained may be added to the per dozen maximum prices.

(3) Every seller who adjusts his maximum prices in accordance with the provisions of this section 10 (c) shall give notice to purchasers of such adjustments in accordance with the provisions of section 6.

(4) Every seller who adjusts his maximum prices in accordance with the provisions of this section 10 (c) shall within 30 days after the date on which he makes such adjustment, provide written notice of such change and the amount thereof to the Office of Price Administration, Washington, D. C. Such notice shall include a statement indicating the date on which the price adjustment herein authorized was made, the date on which the wage and salary adjustment involving general increases was put into effect and the average amount of increase per hour, the date on which the wage and salary adjustment involving general increases was authorized, the name of the authorizing body, and the name and address of the seller. Failure to comply with this subparagraph (4) of section 10 (c) shall be deemed automatically to revoke any seller's right to make such adjustment thereafter until the date upon which the notice and statements herein required are filed with this Office. Notices and statements filed in compliance with the provisions of this subparagraph (4) of section 10 (c) may be combined with the notices and data required to be filed under the provisions of section 7 (b) (6) (vii).

(5) Any price adjustments made under the provisions of this section 10 (c) shall be subject to review or modification by the Administrator at any time.

9. Paragraph (a) of section 12 is amended by changing the table of prices contained therein to read as follows:

Item	Base price per cwt.
(1) Canned whole ham:	
(i) pear shape, unsmoked (skinless)	$46.25
(ii) pear shape, smoked (skinless)	46.25
(iii) Pullman, smoked (skinless)	46.25
(iv) Pullman, unsmoked (skinless)	46.25
(v) Polish style (with shank collar)	44.75
(2) Spiced luncheon meats:	
(i) 3 pound size	35.25
(ii) 6 pound size	33.75
(3) Spiced ham:	
(i) 3 pound size	37.50
(ii) 6 pound size	36.00
(4) Pressed ham, boneless, chopped, all sizes	37.50
(5) Pressed pork, boneless, chopped, all sizes	35.25
(6) Sliced dried beef in glass jars:	
(i) 1½ once jars	$1.01
(ii) 2 ounce jars	1.25
(iii) 2½ ounce jars	1.43
(iv) 3½ ounce jars	1.87
(v) 5 ounce jars	2.54
(vi) 7 ounce jars	3.34

10. Subparagraph (1) of section 14 (a) is amended by changing the table of prices contained therein immediately following the parenthetical note to read as follows:

Product	Size of can	Price per dozen cans
1. Vienna sausage:		
(i) Skinless	24 oz	$6.25
(ii) Sheep casings	24 oz	6.75
2. Corned beef	6 lb	30.30

11. Subdivision (i) of section 14 (b) (1) is amended by changing the table of prices immediately following the italicized heading contained therein to read as follows:

Zones	Nailed solid wood boxes 40-70 pounds		V-1, V-2 fiber box with sleeves 40-70 pounds		V-1, V-2 fiber box sleeveless 40-70 pounds	
	Brailed	Unbrailed	Brailed	Unbrailed	Brailed	Unbrailed
1	$9.25	$7.73	$9.23	$7.71	$9.17	$7.65
2	9.07	7.55	9.05	7.53	8.99	7.47
3	8.84	7.32	8.82	7.30	8.76	7.24
4	8.84	7.32	8.82	7.30	8.76	7.24
5	8.84	7.32	8.82	7.30	8.76	7.24
6	9.01	7.49	8.99	7.47	8.93	7.41
7	9.07	7.55	9.05	7.53	8.99	7.47
8	9.13	7.61	9.11	7.59	9.05	7.53
9	9.19	7.67	9.17	7.65	9.11	7.59
10	9.25	7.73	9.23	7.71	9.17	7.65

12. Subdivision (ii) of section 14 (b) (1) is amended by changing the table of prices immediately following the italicized heading contained therein to read as follows:

Zones	Nailed solid wood boxes, 40-70 pounds		V-1, V-2 fiber boxes, with sleeves, 40-70 pounds		V-1, V-2 fiber boxes, 40-70 pounds	
	Brailed	Unbrailed	Brailed	Unbrailed	Brailed	Unbrailed
1	$10.37	$8.65	$10.35	$8.63	$10.29	$8.56
2	10.19	8.47	10.17	8.45	10.11	8.38
3	9.94	8.22	9.91	8.19	9.85	8.13
4	9.94	8.22	9.91	8.19	9.85	8.13
5	9.94	8.22	9.91	8.19	9.85	8.13
6	10.13	8.41	10.11	8.39	10.04	8.32
7	10.19	8.47	10.17	8.45	10.10	8.38
8	10.25	8.53	10.23	8.51	10.16	8.44
9	10.31	8.59	10.29	8.57	10.23	8.50
10	10.37	8.65	10.35	8.63	10.29	8.56

13. Subdivision (i) of section 14 (c) (1) is amended by changing the table of prices immediately following the italicized heading contained therein to read as follows:

Type of shipping container	Price per hundredweight in 11½ ounce tins	28-ounce tins
Nailed solid wood boxes	$36.45	$34.95
V-1, V-2 fiber boxes (with sleeves)	36.35	34.85
V-1, V-2 fiber boxes, sleeveless	36.10	34.60
V-3 solid fiber, corrugated fiber, or regular slotted, 4 straps each	35.95	34.45

14. Subdivision (ii) of section 14 (c) (1) is amended by changing the table of prices immediately following the italicized heading contained therein to read as follows:

Type of shipping container	Price per hundredweight in 11½-ounce tins	28-ounce tins
Nailed solid wood boxes	$40.70	$39.20
V-1, V-2 fiber boxes (with sleeves)	40.60	39.10
V-1, V-2 fiber boxes sleeveless	40.35	38.85
V-3 solid fiber, corrugated fiber or regular slotted, 4 straps each	40.20	38.70

This amendment shall become effective March 14, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4170; Filed, Mar. 13, 1946; 4:35 p. m.]

PART 1305—ADMINISTRATION

[SO 151]

JOBBERS, WHOLESALERS AND RETAILERS MAXIMUM PRICES FOR CERTAIN HARDWARE AND SCREEN CLOTH ITEMS

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SECTION 1. *Purpose and scope of this supplementary order*—(a) *What this order does.* This Supplementary Order No. 151 sets forth the methods whereby wholesalers, jobbers, and retailers determine their maximum prices for the specific categories of builders' hardware and screen cloth listed in paragraph (b) below. This supplementary order, however, does not apply to the sale at retail of any such item of hardware when the retail price of such item is 5 cents or less per item.

(b) *Categories of hardware and screen cloth covered by this supplementary order.* This order covers only the following categories of hardware and screen cloth:

I. *Hardware*
1. Awning hardware, including awning pulleys
2. Bright wire goods
3. Builders' hardware, including miscellaneous shelf hardware
4. Cabinet hardware
5. Carded builders' hardware
6. Casket and casket shell hardware
7. Furniture hardware, including slides and glides but not including casters
8. Garage hardware
9. Key blanks—all types and materials
10. Lavatory hardware
11. Luggage hardware
12. Marine hardware, except turnbuckles
13. Mail boxes, except rural
14. Mail chutes, except pneumatic
15. Overhead door hardware
16. Refrigerator hardware
17. Sash hardware, including sash pulleys
18. Screen and screen door hardware, including grills and guards
19. Showcase hardware
20. Window guards

II. *Screen Cloth*
1. Glass cloth
2. Glass screen cloth
3. Non-ferrous and ferrous screen cloth including phosphorous bronze
4. Plastic cloth
5. Plastic screen cloth

SEC. 2. *Relationship of this supplementary order to the General Maximum Price Regulation, Revised Price Schedule No. 40, Maximum Price Regulation No. 261, Maximum Price Regulation No. 317, Maximum Price Regulation No. 413 and Maximum Price Regulation No. 591.* This supplementary order supersedes the General Maximum Price Regulation, Revised Price Schedule No. 40, Maximum Price Regulation No. 317, Maximum Price Regulation No. 413 and Maximum Price Regulation No. 591 with respect to all transactions covered by this supplementary order. Contract sales of finishing builders' hardware continue to be subject to Maximum Price Regulation No. 261 and are not covered by this supplementary order.

SEC. 3. *Definitions.* (a) "Jobber" or "wholesaler" means a person who buys commodities covered by this supplementary order from a manufacturer for resale and sells primarily to other sellers.

(b) "Retailer" means a person who maintains a store or similar establishment where 75 percent of the annual dollar value of sales of all commodities covered by this supplementary order consists of sales without discounts (except cash and quantity discounts) from that establishment directly to ultimate consumers.

SEC. 4. *Maximum prices*—(a) *Jobber and wholesaler.* (1) A jobber's or wholesaler's maximum price for any item set forth in this supplementary order shall be the manufacturer's legal maximum price to jobbers or wholesalers as determined under the applicable maximum price regulation, plus the percentage mark-up shown opposite the item or category in Column 1 of section 6, plus actual inbound transportation expense, if any.

Jobbers and wholesalers must state separately on the invoice, the actual inbound transportation expense, if any.

(b) *Retailers.* (1) Except as otherwise provided in this paragraph, retailer's maximum price of any item covered by this supplementary order shall be the jobber's or wholesaler's maximum price as determined under (a) above exclusive of any transportation charges for such item or category, plus the percentage mark-up shown opposite the item in Column II of section 6.

(2) A retailer's maximum price for nails, 3d and larger, common only, shall be 8¢ per pound.

(3) A retailer's maximum price for nails, smaller than 3d common and all other kinds of nail irrespective of weight shall be 10¢ per pound.

SEC. 5. *Discounts and allowances.* Every seller shall continue terms, cash discounts, transportation allowances, and other quantity and price differentials at least as favorable as those in effect during March 1942 to each class of purchasers.

SEC. 6. *Maximum mark-ups for resellers.* (a) The maximum mark-ups for resellers for the categories of items covered by this Supplementary Order shall be as follows:

Category of hardware items and screen cloth	Column I Jobber's and wholesaler's percentage mark-up	Column II Retailer's percentage mark-up
Hardware		
I. Rim locks and rim lock sets (steel or cast-iron case) mineral, porcelain, steel or jet knobs)	20	33⅓
II. Mortise inside sets, bread bevel design, wrought steel, plated, any finish, with metal knobs	20	33⅓
III. Bit-key front door set, bread bevel design, wrought steel, plated, any finish, with metal knobs	20	33⅓
IV. Mortise inside sets, sectional trim, wrought steel or wrought brass, any finish, with glass, plastic or metal knobs	25	40
V. Sectional handle lock sets with cylinder locks, wrought brass, any finish, with glass, plastic or metal knobs	25	40
VI. Tubular latch sets, wrought steel or wrought brass, any finish, with glass, metal, or plastic knobs	25	40
VII. Door closers and checks and parts thereof	45	66⅔
VIII. Checking floor hinges	45	66⅔
IX. Overhead concealed door closers	45	66⅔
X. Butts and hinges, wrought steel, plated, japanned or primed for painting; sizes: 3 x 3, 3½ x 3½, 4 x 4	25	40
XI. Wrought steel strap and T hinges up to and including 8 inches	25	40
XII. Bright wire goods, except nails and staples	50	100
XIII. RFD mail boxes	20	33⅓
XIV. All other categories of hardware not listed above but which are covered by this Supplementary Order as indicated in section 1	33⅓	50
Screen cloth		
XV. Insect screen cloth (any material except steel wire)	25	(3)
XVI. Insect screen cloth, ferrous only	(1)	(3) (3)

NOTES: (1) Mark-ups include furnishing of necessary screws of the proper size for categories I to X, inclusive, and category XIV. (2) Mark-ups for category XI include furnishing of necessary screws or nails of the proper size.

[1] Prices determined under RPS 49.
[2] 33⅓ in roll lots.
[3] 50 in cut lengths.

SEC. 7. *Applicability.* The provisions of this supplementary order shall become applicable to all sales and deliveries made on and after April 10, 1946, but may, at the election of the reseller, be applied to his sales and deliveries made before that data and on and after the effective date of this supplementary order.

This supplementary order shall become effective March 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4172; Filed, Mar. 13, 1946; 4:34 p. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 100]

PART 4003—SUPPORT PRICES; SUBSIDIES

BLACK PEPPER

The Secretary of Agriculture having submitted to me certain information and recommendations with respect to the domestic requirements for black pepper and the need for Governmental assistance to secure the importation of black pepper from India, I hereby find that the provisions of this directive are necessary in order to effectuate the purposes of the stabilization program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9620 of September 20, 1945 (10 F.R. 12033), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

The Secretary of Agriculture is hereby authorized and directed, through the Commodity Credit Corporation, to purchase approximately 9,000,000 pounds of black pepper from India at the present market price there and to resell such pepper in the United States in commercial trade channels at not to exceed the maximum price prescribed by the Office of Price Administration, and to incur any loss necessary to effectuate this transaction.

Issued and effective this 11th day of March 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-4249; Filed, Mar. 14, 1946; 12:01 p. m.]

Chapter XXIII—War Assets Corporation[1]

[SPA Rev. Reg. 10, Amdt. 1]

PART 8310—GOVERNMENT-OWNED INDUSTRIAL REAL PROPERTY AND TRANSPORTATION PROPERTY

Surplus Property Administration Revised Regulation 10, January 16, 1946 (11

[1] Successor to Surplus Property Administration.

F.R. 949), entitled "Government-Owned Industrial Real Property and Transportation Property," is hereby amended as follows:

1. The first sentence of § 8310.6 (c) is amended to read as follows:

(c) State or local governments or educational or public-health institutions seeking to acquire surplus industrial real property or transportation property for educational use or to promote or protect the public health shall be entitled to acquire such property at the fair value as determined and recorded pursuant to the provisions of Revised Special Order 19[1] less any discount which the Administrator may allow because of the benefit which has accrued or may accrue to the United States by such use: *Provided*, That no such discount may be allowed to any nonprofit institutions which are not exempt from taxation under section 101 (6) of the Internal Revenue Code.

2. The first sentence of § 8310.11 (b) is deleted and the following substituted in lieu thereof: "In the case of any given property, a notice calling attention to the advertising made pursuant to § 8310.9 shall be sent by mail at the earliest possible time to all Government agencies listed on Exhibit B, to the governments of the State and of each political subdivision in which the property is physically located, and to State or local governments which have expressed an interest in the property."

3. The first sentence of § 8310.11 (c) is deleted and the following substituted in lieu thereof: "The time for exercise of priorities shall be a period of thirty (30) days after the date on which notice is mailed to Government agencies and State or local governments pursuant to the provisions of paragraph (b) hereof."

4. The first two sentences of § 8310.16 are deleted and the following substituted in lieu thereof: "Unless otherwise authorized by the Administrator, as a part of each disposal pursuant to this part, the person acquiring the industrial real property or transportation property shall certify in writing that he is acquiring the property for his own use; and, in the case of a purchase, that he is not acquiring it for the purpose of reselling or leasing it, and that in no case will he resell or lease it within three (3) years without first obtaining the written authorization of the Administrator.

If the disposal agency extends credit, the purchaser shall agree that until full payment is made, he will not resell or lease the property without the prior written authorization of the Administrator to such resale or lease.

This amendment shall become effective March 8, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 8, 1946.

[F. R. Doc. 46-4220; Filed, Mar. 14, 1946; 11:18 a. m.]

[1] 11 F.R. 953.

[SPA Reg. 14, Amdt. 1]

PART 8314—DISPOSAL TO NONPROFIT INSTITUTIONS AND DISCOUNTS FOR EDUCATIONAL OR PUBLIC-HEALTH INSTITUTIONS OR INSTRUMENTALTIES

Surplus Property Administration Regulation 14, November 6, 1945, entitled, "Disposal to Nonprofit Institutions and Discounts for Educational or Public-Health Institutions or Instrumentalities", (10 F.R. 14028), is hereby amended by changing § 8314.9 (b) to read as follows:

(b) *Discounts to educational and public-health institutions and instrumentalities.* Disposal agencies shall allow from the fair value of property as set forth in paragraph (a) a discount of forty (40) percent upon orders by or for educational or public-health institutions or instrumentalities based upon applications approved as provided in § 8314.7; *Provided*, That no such discounts may be allowed to any nonprofit institutions which are not exempt from taxation under § 101 (6) of the Internal Revenue Code.

This amendment shall become effective March 8, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 8, 1946.

[F. R. Doc. 46-4221; Filed, Mar. 14, 1946; 11:18 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 1—RULES OF PRACTICE AND PROCEDURE

CONDUCT OF HEARINGS

The Commission in meeting on March 7, 1946, effective immediately, amended paragraph (d) *Findings proposed by parties* of § 1.231 to read as follows:

(d) *Findings proposed by parties.* Within 20 days from the date when the record in the hearing is closed by the presiding officer, each party to the proceedings shall file with the Commission proposed findings of fact and conclusions which shall be served upon all parties participating in the hearing in the manner provided in § 1.141. Failure to file proposed findings of fact and conclusions by any such party within the time so required, shall be deemed a waiver by such party of any right of further participation in the proceeding, including oral argument if any is held.

(Sec. 4 (i), 48 Stat. 1068; sec. 303 (r), 48 Stat. 1082; 47 U. S. C. 154 (i), 303 (r))

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4211; Filed, Mar. 14, 1946; 11:10 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Rev. S. O. 462, Correction]

PART 95—CAR SERVICE

MOVEMENT OF CARBON BLACK FOR EXPORT RESTRICTED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 11th day of March A. D. 1946.

It appearing, that there is a shortage of box cars; that carbon black is being shipped in unsuitable packages or in bulk in box cars to ports for export where the cars are held while the carbon black is placed in packages suitable for export and reloaded for forwarding to shipside, thereby impeding the use and delaying the return of said box cars; the Commission is of opinion an emergency requiring immediate action exists in all sections of the country. It is ordered, that:

Box cars for carbon black for export restricted—(a) *Definition.* The term "containers suitable for export" as used herein means containers which are acceptable to water carriers for export movement by water transportation, and which will not require the carbon black to be repackaged or placed in additional containers at the ports or intermediate thereto prior to exportation.

(b) No common carrier by railroad, subject to the Interstate Commerce Act, shall supply or furnish a box car for loading with carbon black for export unless or until the shipper or consignor thereof certifies on the car order that the said carbon black is packed in containers suitable for export, nor reconsign, divert or transport a box car loaded with carbon black for export unless the bill of lading and waybill contain a notation that the said carbon black is packed in containers suitable for export.

(c) *Effective date.* This order shall become effective at 12:01 a. m., March 21, 1946.

(d) *Expiration date.* This order shall expire at 11:59 p. m. July 21, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912, 49 U.S.C. 1 (10)–(17), 15 (4)

It is further ordered, That this order shall vacate and supersede Service Order No. 462 on the effective date hereof; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4222; Filed, Mar. 14, 1946; 11:18 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter Q—Alaska Commercial Fisheries

PART 220—SOUTHEASTERN ALASKA AREA FISHERIES OTHER THAN SALMON

CLOSED SEASON, SABLEFISH

Section 220.21 is hereby amended to read as follows:

§ 220.21 *Closed season, sablefish.* Commercial fishing for sablefish (Anoplopoma fimbria) is prohibited prior to May 1 and after November 30 in each calendar year.

This amendment is effective immediately.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

MARCH 14, 1946.

[F. R. Doc. 46-4247; Filed, Mar. 14, 1946; 11:56 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

FOOD FAIR STORES, INC.

ORDER TERMINATING POSSESSION

By virtue of the authority vested in me by the President of the United States under Executive Order No. 9685 (11 F.R. 989), dated January 24, 1946, I hereby find from the information available to me that there is no present interruption of production, as a result of existing or threatened strikes or other labor disturbances, at the plants and facilities of the Food Fair Stores, Inc., located in and around St. Paul, Minnesota, possession of which was taken by the Secretary of Agriculture under order dated January 25, 1946 (11 F.R. 1002), issued under said Executive Order. I, therefore, terminate possession by the Government of such plant and facilities, effective as of 12:01 a. m., March 14, 1946.

Dated: March 13, 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4198; Filed, Mar. 14, 1946; 11:05 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 1939]

THE AIR TRAVEL PLAN

NOTICE OF HEARING

In the matter of Government Travel Discount Provisions and the Universal Air Travel Plan of certain air carriers, Docket No. 1939.

Notice is hereby given that the above-entitled matter is assigned to be heard on March 20, 1946, at 10 a. m. (eastern standard time) in Room 5042, Department of Commerce Building, Washington, D. C., before Examiner Charles J. Frederick.

Dated at Washington, D. C., March 13, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-4246; Filed, Mar. 14, 1946; 11:49 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6918]

WALTER A. GRAHAM

ORDER REDESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Walter A. Graham, Tifton, Georgia; for construction permit; File No. B3–P–4059; Docket No. 6918.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February 1946;

The Commission having under consideration an application for construction permit (File No. B3–P–4059) of Walter A. Graham for a new standard AM broadcast station at Tifton, Georgia;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit of A. M. Garrison, K. T. Mallory, and K. N. Moseley, a partnership, d/b as Tifton Broadcasting Company (File No. B3–P–4503) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commissions' rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4207; Filed, Mar. 14, 1946; 11:10 a. m.]

[Docket No. 7001]

CUMBERLAND GAP BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Cumberland Gap Broadcasting Company, Middlesboro, Kentucky, for Construction Permit; File No. B2–P–4203; Docket No. 7001.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February, 1946;

The Commission having under consideration an application for construction permit (File No. B2–P–4203) of Cumberland Gap Broadcasting Company for a new standard AM broadcast station at Middlesboro, Kentucky;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit of Pinnacle Broadcasting Company (File No. B2–P–4501) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-4206; Filed, Mar. 14, 1946; 11:09 a. m.]

[Docket No. 7371]

CAPITAL BROADCASTING CO.

NOTICE OF HEARING

In re application of the Capital Broadcasting Company (new); date filed, December 28, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Annapolis, Maryland; operating assignment specified: frequency, 1430 kc.; power, 100 w night, 250 w day; hours of operation, unlimited; Docket No. 7371; File No. B1-P-4318.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Baltimore Broadcasting Corporation (WCBM), Baltimore, Maryland (File No. B1-P-3969; Docket No. 7372) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of applicant, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the operation of Station WCBM, Baltimore, Maryland, as proposed in Docket No. 7372, or with the services proposed in any other pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which if either of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: The Capital Broadcasting Company, % John W. Downing, President, Carvel Hall Hotel, King George Street, Annapolis, Maryland.

Dated at Washington, D. C., March 6, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-4200; Filed, Mar. 14, 1946; 11:09 a. m.]

[Docket No. 7372]

BALTIMORE BROADCASTING CORP. (WCBM)

NOTICE OF HEARING

In re application of Baltimore Broadcasting Corporation (WCBM); date filed, August 29, 1945; for construction permit to change freq. from 1400 kc to 1420 kc, increase power from 250 w to 5 kw and install new transmitter and D. A. for day and night use; class of service, broadcast; class of station, broadcast; location, Baltimore, Maryland; operating assignment specified: Frequency, 1420 kc, power, 5 kw night,[1] 5 kw day[1]; hours of operation, unlimited; Docket No. 7372; File No. B1-P-3969.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of The Capital Broadcasting Company, Annapolis, Maryland (File No. B1-P-4318; Docket No. 7371) on the following issues:

1. To determine the technical, financial, and other qualifications of applicant, its officers, directors, and stockholders to construct and operate Station WCBM as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station WCBM and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station WCBM would involve objectionable interference with the authorized operation of Station WFCI, Pawtucket, Rhode Island, with power of 5 kw., unlimited time, employing a directional antenna, or with any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station WCBM as proposed would involve objectionable interference with a new station at Annapolis, Maryland, as proposed in the application of The Capital Broadcasting Company (File No. B1-P-4139; Docket No. 7371), or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the operation of Station WCBM as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which if either of the applicatons in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Baltimore Broadcasting Corporation, c/o John Elmer, President, North and Harford Avenues, Baltimore, Maryland.

Dated at Washington, D. C., March 6, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-4201; Filed, Mar. 14, 1946; 11:09 a. m.]

[Docket No. 7377]

PUBLIC INFORMATION CORP.

NOTICE OF HEARING

In re application of Public Information Corporation (New), date filed November 20, 1945, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Durham, North Carolina; operating assignment specified: frequency, 1490 kc; power, 250 w night, 250 w day; hours of operation, unlimited; Docket No. 7377; File No. B3-P-4431.

[1] D. A.—night and day.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Durham Radio Corporation (WDNC) (File No. B3-P-3170; Docket No. 6209), Rebel Broadcasting Company (File No. B3-P-3755; Docket No. 6966), Capitol Broadcasting Company, Inc. (WRAL) (File No. B3-P-4100; Docket No. 6967), Stuart Broadcasting Company (WROL) (File No. B3-P-3616; Docket No. 6968); Virginia Broadcasting Corporation (File No. B2-P-3964; Docket No. 6969), and Wichita Broadcasters (KWFT) (File No. B3-P-4101; Docket No. 6970), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast station, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bills of Particulars heretofore issued in this proceeding are enlarged to include the application of Public Information Corporation, Durham, North Carolina (File No. B3-P-4431; Docket No. 7377).

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Public Information Corporation, c/o Thomas B. Sawyer, 1808 Madison Avenue, Greensboro, North Carolina.

Dated at Washington, D. C., March 8, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-4202; Filed, Mar. 14, 1946; 11:09 a. m.]

[Docket No. 7382]

COLLINSON-WINGATE BROADCASTING CO.

NOTICE OF HEARING

In re application of T. Hall Collinson and Norville G. Wingate, a partnership d/b as Collinson-Wingate Broadcasting Company; date filed, January 11, 1946, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Topeka, Kansas; operating assignment specified: frequency, 1490 kc.; power, 250 w night, 250 w day; hours of operation, unlimited; Docket No. 7382; File No. B4-P-4440.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Air Capital Broadcasting Company, Inc. (File No. B4-P-3769; Docket No. 6977), The Wichita Broadcasting Company, Inc, (File No. B4-P-3747; Docket No. 6976), Adelaide Lillian Carrell (File No. B4-P-4156; Docket No. 6982), KAIR Broadcasting Company, Inc. (File No. B4-P-4157; Docket No. 6979), KTOP, Inc. (File No. B4-P-3727; Docket No. 6980). Emporia Broadcasting Company, Inc. (KTSW) (File No. B4-P-3457; Docket No. 6981), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant partnership and its members to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Collinson-Wingate Broadcasting Company, c/o Norville Gregory Wingate, 1823 Collins Avenue, Topeka, Kansas.

Dated at Washington, D. C., March 6, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-4203; Filed, Mar. 14, 1946; 11:09 a. m.]

[Docket No. 7413]

SANTA CLARA BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Santa Clara Broadcasting Company, San Jose, California; for construction permit; Docket No. 7413; File No. B5-P-3937.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February, 1946;

The Commission, having under consideration an application for construction permit filed by Santa Clara Broadcasting Company, for a new standard AM broadcast station at San Jose, California;

It is ordered, That, this application be designated for hearing in a consolidated proceeding with the applications of KARM, The George Harm Station, A Corporation, (KARM) (File No. B5-P-3784, Docket No. 7124); J. E. Rodman (KFRE) (File No. B5-P-3757, Docket No. 7125); Royal Miller, Marion Miller, L. H. Penney and Gladys W. Penney, d/b as Royal Miller Radio (KROY) (File No. B5-P-4253, Docket No. 7170) and Alvin E. Nelson, Inc. (File No. B5-P-4467, Docket No. 7389) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine w' ether the operation of the proposed station would involve objectionable interference with the service of the stations proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applicants in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be and they are hereby amended to include the application of Santa Clara Broadcasting Company (File No. B5–P–3937, Docket No. 7413).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–4205; Filed, Mar. 14, 1946; 11:09 a. m.]

[Docket No. 7414]

CHILLICOTHE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Elmer R. Noll and Frank A. Dieringer, a partnership, d/b as Chillicothe Broadcasting Company, Chillicothe, Ohio, for construction permit; Docket No. 7414; File No. B2–P–4370.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February, 1946;

The Commission having under consideration an application for construction permit of Elmer R. Noll and Frank A. Dieringer, a partnership, d/b as Chillicothe Broadcasting Company for a new standard AM broadcast station at Chillicothe, Ohio;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit of Shawnee Broadcasting Company (File No. B2–P–4512) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of the stations proposed in any pending applications, the nature and extent of such interference, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–4199; Filed, Mar. 14, 1946; 11:09 a. m.]

[Docket No. 7419]

KGKL, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of KGKL, Inc. (KGKL), San Angelo, Texas; for construction permit; Docket No. 7419; File No. B3–P–4502.

At a meeting of the Federal Communications Commission, held at its offices in Washington, D. C., on February 27, 1946;

The Commission having under consideration the petition of KGKL, Inc., requesting that its application for construction permit to change operating assignment of Station KGKL, San Angelo, Texas, to 960 kc, 1 kw, 5 kw-LS, unlimited, be designated for hearing in a consolidated proceeding;

It is ordered, That the petition be, and it is hereby, granted, and the application of KGKL, Inc. (KGKL) (File No. B3–P–4502, Docket No. 7419), be, and it is hereby, designated for hearing in consolidation with the applications of Lubbock Broadcasting Company (File No. B3–P–3796, Docket No. 7343) and Worth Broadcasting Company (File No. B3–P–4448, Docket No. 7344) on the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate Station KGKL as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station KGKL and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station KGKL would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the proposed operation of Station KGKL would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the proposed installation and operation of Station KGKL would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which if any of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be, and they are hereby, amended to include the application of KGKL, Inc. (KGKL) (File No. B3–P–4502; Docket No. 7419).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–4208; Filed, Mar. 14, 1946; 11:10 a. m.]

[Docket No. 7420]

PINNACLE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Pinnacle Broadcasting Company, Middlesboro, Kentucky, for construction permit; Docket No. 7420; File No. B2–P–4501.

At a meeting of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February 1946;

The Commission having under consideration the petition of Pinnacle Broadcasting Company requesting that its application for construction permit for new standard AM broadcast station at Middlesboro, Kentucky, using 1490 kc, 250 w, unlimited, be designated for hearing in a consolidated proceeding;

It is ordered, That the petition be, and it is hereby, granted, and the application of Pinnacle Broadcasting Company (File No. B2–P–4501, Docket No. 7420) be, and it is hereby, designated for hearing in consolidation with the application of Cumberland Gap Broadcasting Company (B2–P–4203, Docket No. 7001) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–4209; Filed, Mar. 14, 1946; 11:10 a. m.]

[Docket No. 7421]

TIFTON BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re: application of A. M. Garrison, K. T. Mallory, and K. N. Moseley, a partnership, d/b as Tifton Broadcasting Company, Tifton, Georgia, for construction permit; Docket No. 7421; File No. B3–P–4503.

At a meeting of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February 1946;

The Commission having under consideration the petition of A. M. Garrison, K. T. Mallory and K. N. Moseley, a partnership, d/b as Tifton Broadcasting Company requesting that its application for construction permit for new standard AM broadcast station at Tifton, Georgia, using 1340 kc., 250 w, unlimited, be designated for hearing in a consolidated proceeding;

It is ordered, That the petition be and it is hereby, granted, and the application of A. M. Garrison, K. T. Mallory and K. N. Moseley, a partnership, d/b as Tifton Broadcasting Company (File No. B3–P–4503, Docket No. 7421) be and it is hereby designated for hearing, in consolidation with the application of Walter A. Graham (B3–P–4059, Docket No. 6918) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Radio Engineering Service, c/o Kenneth Kesterson, 1603 West 15th Avenue, Pine Bluff, Arkansas.

Dated at Washington, D. C. March 8, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–4204; Filed, Mar. 14, 1946; 11:09 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5734]

ALTONAER BANK

In re: Bank account owned by Altonaer Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Altonaer Bank, the last known address of which is Hamburg-Altona, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Altonaer Bank, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a bills payable register account, entitled Altonaer Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4137; Filed, Mar. 13, 1946; 11:54 a. m.]

[Vesting Order 5735]

ISAO ASHIDA

In re: Bank account owned by Isao Ashida.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Isao Ashida, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Isao Ashida, by the National City Bank of New York, New York, New York, arising out of a checking account, entitled Isao Ashida, maintained at the branch office of the aforesaid bank located at 9 West 51st Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4138; Filed, Mar. 13, 1946; 11:54 a. m.]

[Vesting Order 5737]

BADISCHE KOMMUNAL-LANDESBANK GIROZENTRALE

In re: Bank account owned by Badische Kommunal-Landesbank Girozentrale.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Badische Kommunal-Landesbank Girozentrale, the last known address of which is Karlsruhe/Baden, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Badische Kommunal-Landesbank Girozentrale, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a bills payable register account, entitled Badische Kommunal-Landesbank Girozentrale, Zweiganstalt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending

further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4139; Filed, Mar. 13, 1946; 11:54 a. m.]

[Vesting Order 5742]

BANKVEREIN FUER NORDWESTDEUTSCHLAND A. G.

In re: Bank account owned by Bankverein fuer Nordwestdeutschland A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation finding:

1. That Bankverein fuer Nordwestdeutschland A. G., the last known address of which is Langenstrasse 4–6, Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bankverein fuer Nordwestdeutschland A. G., by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Bankverein fuer Nordwestdeutschland, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4140; Filed, Mar. 13, 1946; 11:55 a. m.]

[Vesting Order 5746]

BAYERISCHE STAATSBANK

In re: Bank account owned by Bayerische Staatsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bayerische Staatsbank, the last known address of which is Hof, Bavaria, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bayerische Staatsbank, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Bayerische Staatsbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4141; Filed, Mar. 13, 1946; 11:55 a. m.]

[Vesting Order 5749]

L. BEHRENS & SOEHNE

In re: Bank account owned by L. Behrens & Soehne.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 4340, dated November 28, 1944, that L. Behrens & Soehne is a national of a designated enemy country (Germany);

2. Finding that the property described as follows: That certain debt or other

[Vesting Order 5758]

obligation owing to L. Behrens & Soehne, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Behrens & Soehne, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4142; Filed, Mar. 13, 1946; 11:55 a. m.]

[Supp. Vesting Order 5753]

ANNA HERMINE BIERLING

In re: Bank account owned by Anna Hermine Bierling.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 3354, dated March 21, 1944, that Anna Hermine Bierling is a national of a designated enemy country (Germany);

2. Finding that the property described as follows: That certain debt or other obligation owing to Anna Hermine Bierling, by the National City Bank of New York, New York, New York, arising out of a checking account, entitled Mrs. Anna H. Bierling, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4143; Filed, Mar. 13, 1946; 11:55 a. m.]

[Vesting Order 5758]

DR. ING. OTTO BREDT

In re: Bank account owned by Dr. Ing. Otto Bredt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dr. Ing. Otto Bredt, whose last known address is 86 Mauerkirchstrasse, Munich, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Dr. Ing. Otto Bredt, by the National City Bank of New York, New York, arising out of a compound interest department account, entitled Dr. Ing. Otto Bredt, maintained at the branch office of the aforesaid bank located at 17 East 42d Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or any acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4144; Filed, Mar. 13, 1946; 11:55 a. m.]

[Vesting Order 5784]

DELBRUECK, VON DER HEYDT & CO.

In re: Bank account owned by Delbrueck, von der Heydt & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Delbrueck, von der Heydt & Co., the last known address of which is 7, Am Roemerturm, Cologne, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Delbrueck, von der Heydt & Co., by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Delbrueck, von der Heydt & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4145; Filed, Mar. 13, 1946; 11:55 a. m.]

[Vesting Order 5797]

DR. LUDWIG DUCHTING

In re: Bank account owned by Dr. Ludwig Duchting.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dr. Ludwig Duchting, whose last known address is Buldern bei Muenster 1, Westphalia, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Dr. Ludwig Duchting, by the National City Bank of New York, New York, New York, arising out of a checking account, entitled Dr. Ludwig Duchting, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4146; Filed, Mar. 13, 1946; 11:56 a. m.]

[Vesting Order 5798]

HERMANN ISRAEL DUNJE AND/OR MRS. BERTA SARA DUNJE

In re: Bank account owned by Hermann Israel Dunje and/or Mrs. Berta Sara Dunje

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hermann Israel Dunje and Mrs. Berta Sara Dunje, whose last known address is Meranerstrasse 2, Berlin-Schöneberg, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hermann Israel Dunje and/or Mrs. Berta Sara Dunje, by the National City Bank of New York, New York, New York, arising out of a checking account, entitled Hermann Israel Dunje and/or Mrs. Berta Sara Dunje, nee Lewin, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4144; Filed, Mar. 13, 1946; 11:55 a. m.]

[Vesting Order 5784]

DELBRUECK, VON DER HEYDT & CO.

In re: Bank account owned by Delbrueck, von der Heydt & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Delbrueck, von der Heydt & Co., the last known address of which is 7, Am Roemerturm, Cologne, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Delbrueck, von der Heydt & Co., by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Delbrueck, von der Heydt & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4145; Filed, Mar. 13, 1946; 11:55 a. m.]

[Vesting Order 5797]

DR. LUDWIG DUCHTING

In re: Bank account owned by Dr. Ludwig Duchting.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dr. Ludwig Duchting, whose last known address is Buldern bei Muenster 1, Westphalia, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Dr. Ludwig Duchting, by the National City Bank of New York, New York, New York, arising out of a checking account, entitled Dr. Ludwig Duchting, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4146; Filed, Mar. 13, 1946; 11:56 a. m.]

[Vesting Order 5798]

HERMANN ISRAEL DUNJE AND/OR MRS. BERTA SARA DUNJE

In re: Bank account owned by Hermann Israel Dunje and/or Mrs. Berta Sara Dunje

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hermann Israel Dunje and Mrs. Berta Sara Dunje, whose last known address is Meranerstrasse 2, Berlin-Schöneberg, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hermann Israel Dunje and/or Mrs. Berta Sara Dunje, by the National City Bank of New York, New York, New York, arising out of a checking account, entitled Hermann Israel Dunje and/or Mrs. Berta Sara Dunje, nee Lewin, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and

certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4147; Filed, Mar. 13, 1946; 11:56 a. m.]

[Vesting Order 5821]

MRS. LILY IKERT

In re: Bank account owned by Mrs. Lily Ikert.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Lily Ikert, whose last known address is Cunostrasse 51, Berlin-Grunewald, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mrs. Lily Ikert, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a checking account, entitled Mrs. Lily Ikert, maintained at the branch office of the aforesaid bank located at 529 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4148; Filed, Mar. 13, 1946; 11:56 a. m.]

[Vesting Order 5828]

AIZO KANAZAWA

In re: Bank account owned by Aizo Kanazawa.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Aizo Kanazawa, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Aizo Kanazawa, by Irving Trust Company, New York, New York, arising out of a checking account, entitled Mr. Aizo Kanazawa, maintained at the branch office of the aforesaid bank located at 350 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4149; Filed, Mar. 13, 1946; 11:56 a. m.]

[Vesting Order 5829]

KOHJI KATOH

In re: Bank account owned by Kohji Katoh.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kohji Katoh, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Kohji Katoh, by Irving Trust Company, New York, New York, arising out of a checking account, entitled Mr. Kohji Katoh, maintained at the branch office of the aforesaid bank located at 162 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4150; Filed, Mar. 13, 1946; 11:56 a. m.]

and pursuant to law, the undersigned, after investigation, finding:

1. That Kohji Katoh, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Kohji Katoh, by Irving Trust Company, New York, New York, arising out of a checking account, entitled Mr. Kohji Katoh, maintained at the branch office of the aforesaid bank located at 162 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4151; Filed, Mar. 13, 1946; 11:56 a. m.]

[Vesting Order 5830]

HAJIME KAWASAKI

In re: Bank account owned by Hajime Kawasaki.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hajime Kawasaki, whose last known address is 1 Daimachi, Akasaka-ku, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Hajime Kawasaki, by the National City Bank of New York, New York, New York, arising out of a checking account, entitled Hajime Kawasaki, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4151; Filed, Mar. 13, 1946; 11:56 a. m.]

[Vesting Order 5831]

TARO KAYA

In re: Bank account owned by Taro Kaya.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Taro Kaya, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Taro Kaya, by Irving Trust Company, New York, New York, arising out of a checking account, entitled Mr. Taro Kaya, maintained at the branch office of the aforesaid bank located at 350 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Cus-

todian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4152; Filed, Mar. 13, 1946; 11:57 a. m.]

[Vesting Order 5837]

EIJE KOIKE

In re: Bank account owned by Eije Koike.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Eije Koike, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Eije Koike, by Irving Trust Company, New York, New York, arising out of a checking account, entitled Mr. E. Koike, maintained at the branch office of the aforesaid bank located at 162 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The term "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4153; Filed, Mar. 13, 1946; 11:57 a. m.]

[Vesting Order 5842]

ERWIN J. KURZ

In re: Bank account owned by Erwin J. Kurz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Erwin J. Kurz, whose last known address is 15 Tameike-Cho, Akasaka-ku, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Erwin J. Kurz, by the National City Bank of New York, New York, New York, arising out of a checking account, entitled Erwin J. Kurz, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4154; Filed, Mar. 13, 1946; 11:58 a. m.]

[Vesting Order 5850]

BERTHA LEVERKUS

In re: Bank account owned by Bertha Leverkus.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bertha Leverkus, whose last known address is Lindenallee 11, Marienburg, Cologne, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bertha Leverkus, by the National City Bank of New York, New York, New York, arising out of a checking account, entitled Bertha Leverkus, maintained at the branch office of the aforesaid bank located at 17 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4155; Filed, Mar. 13, 1946; 11:58 a. m.]

[Vesting Order 5852]

YONOSUKI MAENAMI OR SATOKO MAENAMI

In re: Bank account owned by Yonosuki Maenami or Satoko Maenami.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Yonosuki Maenami and Satoko Maenami, whose last known address is Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Yonosuki Maenami or Satoko Maenami by Irving Trust Company, New York, New York, arising out of a checking account, entitled Mr. Yonosuki Maenami or Mrs. Satoko Maenami, maintained at the branch office of the aforesaid bank located at 162 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4156; Filed, Mar. 13, 1946; 11:58 a. m.]

[Vesting Order 5861]

JOSHUA TOMOHIKO MIDZUNO OR SHINOBU MIDZUNO

In re: Bank account owned by Joshua Tomohiko Midzuno or Shinobu Midzuno.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Joshua Tomohiko Midzuno and Shinobu Midzuno, whose last known address is Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Joshua Tomohiko Midzuno or Shinobu Midzuno, by Irving Trust Company, New York, New York, arising out of a checking account, entitled Joshua Tomohiko Midzuno or Mrs. Shinobu Midzuno, maintained at the branch office of the aforesaid bank located at 162 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4157; Filed, Mar. 13, 1946; 11:58 a. m.]

[Vesting Order 5882]

PFAUS AMERICAN INSTRUMENT CO.

In re: Bank account owned by Pfaus American Instrument Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Pfaus American Instrument Co., the last known address of which is Louisenstrasse 48, Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Pfaus American Instrument Co., by Corn Exchange Bank Trust Company, New York, New York, arising out of a compound interest account, entitled Pfaus American Instrument Co., maintained at the branch office of the aforesaid bank located at 154 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4158; Filed, Mar. 13, 1946; 11:58 a. m.]

[Vesting Order 5885]

PLAUENER BANK, A. G.

In re: Bank account owned by Plauener Bank, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Plauener Bank, A. G., the last known address of which is Plauen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Plauener Bank, A. G., by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1364, entitled Plauener Bank, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4159; Filed, Mar. 13, 1946; 11:58 a. m.]

[Vesting Order 5886]

PLAUENER BANK A. G.

In re: Bank account owned by Plauener Bank A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Plauener Bank A. G., the last known address of which is Hans Schemm Strasse 2, Plauen (Vogtland), Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Plauener Bank A. G., by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Plauener Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4160; Filed, Mar. 13, 1946; 11:59 a. m.]

[Vesting Order 5890]

PREUSSISCHE STAATSBANK (SEEHANDLUNG)

In re: Bank account owned by Preussische Staatsbank (Seehandlung).

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Preussische Staatsbank (Seehandlung), the last known address of which is Markgrafenstrasse 38, Berlin W56, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Staatsbank (Seehandlung), by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, entitled Preussische Staatsbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4161; Filed, Mar. 13, 1946; 11:59 a. m.]

[Vesting Order 6038]

ISHIMATSU OKAMOTO

In re: Debt owing to Ishimatsu Okamoto.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ishimatsu Okamoto, whose last known address is 3, Isobe-Dori 2 Chome, Kobe, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: All those debts or other obligations owing to Ishimatsu Okamoto, by Abraham M. Lowenthal, 55 Liberty Street, New York, New York, including particularly but not limited to that sum of money on deposit with the Guaranty Trust Company of New York, 140 Broadway, New York, New York, in a special account, entitled A. M. Lowenthal, Special Account, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4162; Filed, Mar. 13, 1946; 11:59 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 106]

HOWELL CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Howell Company, 410 South First Street, St. Charles, Ill., may compute its adjusted ceiling prices for all articles of metal household furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 22.2 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' maximum prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum price as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590 shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling price under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of MPR 188.

If his supplier's invoice does not state an "unadjusted maximum price" the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices as adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or established under any applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a ceiling price adjusted in accordance with the terms of this order, the seller shall notify each purchaser in writing of the method of determining adjusted ceiling prices for resales of the articles covered by this order set forth in paragraph (b) above. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 14th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4134; Filed, Mar. 13, 1946; 11:40 a. m.]

[SO 142, Order 47]

ANDALE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 47 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment and Maximum Price Regulation 591, specified mechanical building equipment. Andale Company. Docket Nos. 6083–SO 142–136–46 and 6075–591.–16–79.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142 and to section 16 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices for sales by the manufacturer, Andale Company, Philadelphia, Pennsylvania, of all of its products which are covered by any of the regulations listed in Supplementary Order No. 142, excluding strainers, Type 105, and special valves, shall be determined as follows: The maximum prices for any of the above-described products having a base date price shall be the applicable base date price increased by 2.0%.

The phrase in this order "base date price" shall mean a price frozen under the provisions of section 7 of Revised Maximum Price Regulation 136, except that for every product covered by this order the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136, the maximum price shall be computed under that section using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amounts by which his net invoiced cost has been increased by reason of this order.

(d) The Andale Company shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the dollar-and-cent amounts by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 14, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4135; Filed, Mar. 13, 1946; 11:40 a. m.]

[MPR 64, Order 263]

BOSTON STOVE FOUNDRY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the one combination gas range listed below manufactured by the Boston Stove Foundry Company, 155 John Street, Reading, Massachusetts. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers—			
	Zone 1	Zone 2	Zone 3	Zone 4
V–24	*Each* $158.25	*Each* $162.25	*Each* $169.25	*Each* $177.50

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 from the maximum price shown above for his sales on an installed basis. If the retailer sells a stove equipped with either of the items listed below, he may add to the applicable ceiling price for the stove shown above, an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Amount which may be added*
Heat control	$12.75
Complete oil burner	20.50

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone, and that $12.75 may be added to the applicable ceiling price shown if, at the request of the purchaser, the range is sold equipped with Heat control or $20.50 may be added if, at the request of the purchaser, the range is sold equipped with a Complete oil burner. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Massachusetts, New Hampshire, Vermont, Maine, Connecticut, and Rhode Island.

Zone 2: New York, Pennsylvania, New Jersey, Delaware, District of Columbia, Maryland, Virginia, West Virginia, Ohio, Michigan, Indiana, Illinois, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississippi, and Florida.

Zone 3: North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Wisconsin, Iowa, Missouri, Arkansas, and Louisiana.

Zone 4: Washington, Oregon, California, Nevada, Arizona, Utah, Idaho, Montana, Wyoming, Colorado, New Mexico, and Texas.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 27th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4109; Filed, Mar. 13, 1946; 11:40 a. m.]

[MPR 64, Order 264]

LEONARD & BAKER STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the two models of gas combination ranges listed below manufactured by the Leonard & Baker Stove Company, Cushman Street, Taunton, Massachusetts. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Article	Maximum prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
119–45	Coal and gas combination.	*Each* $202.25	*Each* $206.75	*Each* $210.95	*Each* $218.25
119–45	Oil and gas combination.	228.95	233.50	237.75	244.95

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 from the maximum price shown above for his sales on an installed basis. If the retailer sells a stove equipped with either of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Amount which may be added (each)*
Heat control	$11.50
Equipment for bottled gas	*5.95

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacture shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone, the area included in each zone, and that $11.50 may be added to the applicable ceiling price shown if the range is sold equipped with Heat control, and $5.95 may be added if the range is sold equipped for bottled gas. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, and Rhode Island.

Zone 2: New York, New Jersey, Pennsylvania, Ohio, Indiana, Michigan, Illinois, Delaware, Maryland, Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Alabama, Georgia, and the District of Columbia.

Zone 3: Florida, Mississippi, Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas.

Zone 4: Montana, Wyoming, Colorado, New Mexico, Idaho, Utah, Arizona, Nevada, Washington, Oregon, and California.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 14th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4110; Filed, Mar. 13, 1946; 11:40 a. m.]

[MPR 64, Order 265]

OSCAR G. THOMAS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the four models of gas combination ranges listed below manufactured by the Oscar G. Thomas Company, 175 W. Water Street, Taunton, Massachusetts. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
80 coal and gas combination	$197.95	$202.95	$206.75	$212.95
80 coal and gas combination with heat control	213.50	218.50	222.25	228.50
80 oil and gas combination	229.25	233.95	237.75	243.95
80 oil and gas combination with heat control	244.75	249.50	253.25	259.50

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the

retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3 and 4 comprise the following states:

Zone 1: Massachusetts, Connecticut and Rhode Island.

Zone 2: Michigan, Illinois, Indiana, Ohio, Pennsylvania, New York, Vermont, New Hampshire, Maine, New Jersey, Delaware, District of Columbia, Maryland, Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia and Alabama.

Zone 3: Florida, Mississippi, Louisiana, Arkansas Missouri, Iowa, Wisconsin, Minnesota, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas.

Zone 4: New Mexico, Colorado, Wyoming, Montana, Arizona, Utah, Idaho, Washington, Oregon, Nevada and California.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 27th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4111, Filed, Mar. 13, 1946; 11:41 a. m.]

[MPR 120, Order 1605]

NASSAR COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 2. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.213 and all other provisions of Maximum Price Regulation No. 120.

NASSAR COAL CO., STAR JUNCTION, PA., NASSAR NO. 9 MINE, REDSTONE SEAM, MINE INDEX NO. 4473, WESTMORELAND COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT: WILFEN, PA., DEEP AND STRIP MINE, R. R. FUEL PRICE GROUP B, MAXIMUM TRUCK PRICE GROUP NO. 8

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification	G	G	G	G	H	H	G	G	G	------	------
Rail shipment	294	294	284	284	279	269	254	254	239	------	------
Railroad fuel	299	299	299	299	299	284	254	244	244	244	------
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

The foregoing maximum prices are applicable to strip-mined coal. To ascertain the maximum prices applicable to deep-mined coal add 36 cents per ton to the maximum prices listed for rail shipment and for railroad fuel and 11 cents per ton to those listed for truck shipment.

NASSAR COAL CO., STAR JUNCTION, PA., NASSAR NO. 10 MINE, PITTSBURGH SEAM, MINE INDEX NO. 4474, WESTMORELAND COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT: WILFEN, PA., DEEP AND STRIP MINE, R. R. FUEL PRICE GROUP B, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	G	G	G	G	H	H	G	G	G	------	------
Rail shipment	294	294	284	284	279	269	254	254	239	------	------
Railroad fuel	299	299	299	299	299	284	254	244	244	244	------
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

The foregoing maximum prices are applicable to strip-mined coal. To ascertain the maximum prices applicable to deep-mined coal add 36 cents per ton to the maximum prices listed for rail shipment and for railroad fuel and 11 cents per ton to those listed for truck shipment.

JAMES L. PORTER, 4614 FIFTH AVE., PITTSBURGH, 13, PA., BRUCETON FUEL CO. MINE, PITTSBURGH SEAM, MINE INDEX NO. 4454, ALLEGHENY COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT BRUCETON, PA., DEEP AND STRIP MINE, R. R. FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 5.

Price classification	A	A	C	C	C	C	C	C	C	------	------
Rail shipment	375	375	355	355	355	345	320	320	305	290	------
Railroad fuel	375	375	395	395	395	345	320	320	305	305	290
Truck shipment	445	445	445	410	380	380	380	345	305	305	290

The foregoing maximum prices are applicable to deep-mined coals. To determine the maximum prices applicable to strip-mined coals subtract 36 cents per ton from the maximum prices listed for rail shipment and for railroad fuel and 11 cents per ton from those listed for truck shipment.

RATHGEB AND GOBB, 939 JEFFERSON ST., MCKEESPORT, PA., PAINTER MINE, PITTSBURGH SEAM, MINE INDEX NO. 4479, ALLEGHENY COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT WYLIE, PA., STRIP MINE, R. R. FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 5.

Price classification	D	D	C	C	C	C	C	C	C	------	------
Rail and river shipment	319	319	319	319	319	309	284	284	284	254	------
Railroad fuel	319	319	319	319	319	309	284	284	284	254	254
Truck shipment	434	434	434	399	369	369	369	334	294	294	264

ROBBINS RUN COAL CO., 1709 WILLIAMSBURG PLACE, PITTSBURG, PA., ERCO NO. 6 W MINE, PITTSBURGH SEAM, MINE INDEX NO. 4465, WESTMORELAND COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT MCKEESPORT, PA., STRIP MINE, R. R. FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	D	D	C	C	C	C	C	C	C	------	------
Rail and river shipment	319	319	319	319	319	309	284	284	284	254	------
Railroad fuel	319	319	319	319	319	309	284	284	284	254	254
Truck shipment	434	434	434	399	369	369	369	334	294	294	264

ROBBINS RUN COAL CO., 1709 WILLIAMSBURG PLACE, PITTSBURGH, PA., ERCO NO. 6-A MINE, PITTSBURGH SEAM, MINE INDEX NO. 4466, ALLEGHENY COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT MCKEESPORT, PA., STRIP MINE, R. R. FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	D	D	C	C	C	C	C	C	C	------	------
Rail and river shipment	319	319	319	319	319	309	284	284	284	254	------
Railroad fuel	319	319	319	319	319	309	284	284	284	254	254
Truck shipment	434	434	434	399	369	369	369	334	294	294	264

H. D. STONE COAL CO., ARFORD BLDG., UNIONTOWN, PA., ELEANOR MINE, PITTSBURGH SEAM, MINE INDEX NO. 4475, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, WALTERSBURG, PA., DEEP MINE, R. R. FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 7

Price classification	E	E	C	C	B	B	B	B	B	------	------
Rail shipment	355	355	355	355	355	345	320	320	305	290	------
Railroad fuel	355	355	355	355	355	345	320	320	305	290	------
Truck shipment	435	435	435	465	395	395	395	360	310	310	287

This order shall become effective March 14, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4112; Filed, Mar. 13, 1946; 11:42 a. m.]

[MPR 120, Order 1610]

PENN-BUCODA COAL CO.

ESTABLISHMENT OF PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

(a) The Penn-Bucoda Mine of Penn-Bucoda Coal Company, Portland, Oregon, is hereby assigned Mine Index No. 1003 and its coals are classified in Subdistrict C of District No. 23 for all methods of shipment.

(b) Coals produced by Penn-Bucoda Coal Company from the Bucoda No. 1 Seam, at its Penn-Bucoda Mine, Mine Index No. 1003, located in Thurston County, Washington, in Subdistrict C of District No. 23 may be purchased and sold, for the indicated uses and movements, at per net ton prices in cents per net ton not exceeding the following:

	Size group Nos.				
	1-5	6-10	11-12	13-14	15-18
All methods of transportation except truck or wagon and for all uses	585	515	490	445	440
Truck or wagon shipments	610	560	525	480	460

	Size group Nos.			
	19-20	21	22-23	24-25
All methods of transportation except truck or wagon and for all uses	435	430	430	310
Truck or wagon shipments	510	460	460	325

(c) The prices established herein are f. o. b. the mine or preparation plant for truck shipments and f. o. b. the rail or river shipping point for rail or river shipments and for railroad fuel.

(d) All prayers of applicant not granted herein are hereby denied.

(e) This order may be revoked or amended at any time.

(f) Except as specifically provided in this order, the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal shall remain in effect.

(g) The price classifications and mine index number assigned herein are permanent, but the maximum prices may be changed by order or amendment.

This order shall become effective March 14, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4117; Filed, Mar. 13, 1946; 11:43 a. m.]

[MPR 120, Order 1606]

HELEN ROMANOSKI ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 2. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.213 and all other provisions of Maximum Price Regulation No. 120.

HELEN ROMANOSKI, 337 EAST MARKET ST., BLAIRSVILLE, PA., ROMANOSKI-FAUSTINE MINE, PITTSBURGH SEAM, MINE INDEX NO. 4471, WESTMORELAND COUNTY, PA., SUBDISTRICT 8, RAIL SHIPPING POINT: BRAEBURN, PA., STRIP MINE, R. R. FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 8

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification	D	D	C	C	C	D	D	D	D	------	------
Rail shipment	319	319	319	319	319	299	279	279	254	------	------
Railroad fuel	319	319	319	319	319	299	279	279	254	254	------
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

HELEN ROMANOSKI, 337 EAST MARKET ST., BLAIRSVILLE, PA., ROMANOSKI-FLORENCE MINE, PITTSBURGH SEAM, MINE INDEX NO. 4472, WESTMORELAND COUNTY, PA., SUBDISTRICT 8, RAIL SHIPPING POINT: BRAEBURN, PA., STRIP MINE, R. R. FUEL GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	D	D	C	C	C	D	D	D	D	------	------
Rail shipment	319	319	319	319	319	299	279	279	254	------	------
Railroad fuel	319	319	319	319	319	299	279	279	254	254	------
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

UNITED FUEL CO., YOUNGWOOD, PA., TARRS MINE, PITTSBURGH SEAM, MINE INDEX NO. 4476, WESTMORELAND COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT: HUNKER, PA., STRIP MINE, R. R. FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	E	E	E	E	C	C	B	B	B	------	------
Rail shipment	319	319	289	289	319	309	284	284	269	------	------
Railroad fuel	319	319	299	299	319	309	284	284	269	254	------
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

ROBERTSON & SCHNEIDER COAL CO., 163 MAIN ST., BURGETTSTOWN, PA., ROBERTSON & SCHNEIDER MINE, PITTSBURGH SEAM, MINE INDEX NO. 4468, WASHINGTON COUNTY, PA., SUBDISTRICT 7, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 6

Truck shipment	445	445	445	405	395	395	395	345	310	310	275

RANDOLPH I. WYCOFF, R. D. NO. 2; ELIZABETH, PA., W. B. MINE, PITTSBURGH SEAM, MINE INDEX NO. 4478, ALLEGHENY COUNTY, PA., SUBDISTRICT 9, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Truck shipment	445	445	445	410	380	380	380	345	305	305	290

This order shall become effective March 14, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4113; Filed, Mar. 13, 1946; 11:42 a. m.]

[MPR 120, Order 1607]

ARNOLD CITY COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 2. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.213 and all other provisions of Maximum Price Regulation No. 120

ARNOLD CITY COAL CO., BOX 508, FAYETTE CITY, PA., ARNOLD NO. 100 MINE, PITTSBURGH SEAM, MINE INDEX NO. 4464, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINTS: LAKE LYNN AND RICH HILL, PA., DEEP MINE, RAILROAD FUEL PRICE GROUP E, MAXIMUM TRUCK PRICE GROUP NO. 7

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification	F	F	E	E	E	E	E	E	E		
Rail shipment	330	330	325	325	325	315	295	295	280		
Railroad fuel	330	330	325	325	315	295	295	285	265	285	285
Truck shipment	435	435	435	405	395	395	395	330	310		

DEPENDABLE COAL CO., BOX 423, IMPERIAL, PA., DEPENDABLE COAL CO. MINE, PITTSBURGH SEAM, MINE INDEX NO. 4467, ALLEGHENY COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT: IMPERIAL, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP B, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	D	D	C	C	F	F	G	G	G		
Rail shipment	319	319	319	319	284	274	254	254	239		
Railroad fuel	319	319	319	319	269	264	254	254	244	244	
Truck shipment	434	434	434	399	369	369	369	334	294	294	279

GREEN COAL CO., C/O WALTER W. GREEN, R. D. NO. 1, SCOTTDALE, PA., GREEN COAL CO. MINE, PITTSBURGH SEAM, MINE INDEX NO. 4470, WESTMORELAND COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT: TARR BRANCH, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	E	E	D	D	D	D	C	C	C		
Rail shipment	319	319	309	309	309	299	284	284	264		
Railroad fuel	319	319	309	309	309	299	284	284	264	264	
Truck shipment	424	424	424	404	374	374	374	374	294	294	294

GUSEMAN BROTHERS COAL CO., 113 E. MAIN ST., USHONTOWN, PA., ELMA MINE, PITTSBURGH SEAM, MINE INDEX NO. 4463, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT: PURITAN, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 7

Price classification	E	E	C	C	B	B	C	C	C		
Rail shipment	319	319	319	319	319	309	284	284	264		
Railroad fuel	319	319	319	319	319	309	284	284	264	254	
Truck shipment	424	424	424	394	384	384	384	319	299	299	274

HUTCHINSON LUDWICK & DEAL COAL CO., R. D. NO. 3, BOX NO. 2, BLAIRSVILLE, PA., PRICE HILL NO. 1 MINE, PITTSBURGH SEAM, MINE INDEX NO. 4455, WESTMORELAND COUNTY, PA., SUBDISTRICT 5, RAIL SHIPPING POINT, BLAIRSVILLE, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP C, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	G	G	G	G	H	H	G	G	G		
Rail shipment	294	294	284	284	279	269	254	254	239		
Railroad fuel	294	294	284	284	284	279	254	254	244	244	
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

INDUSTRIAL COAL CO. OF YOUNGSTOWN, 329 W. DEWEY ST., YOUNGSTOWN, OHIO, INDUSTRIAL NO. 1 MINE, SEWICKLEY SEAM, MINE INDEX NO. 4469, WESTMORELAND COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT: MOUNT PLEASANT, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP G, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	J	J	H	H	H	H	H	H	H		
Rail shipment	294	294	279	279	279	269	244	244	234		
Railroad fuel	294	294	279	279	279	269	244	244	239	239	
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

THE LANGENFELDER MINING CO., BOX 402, MOUNT PLEASANT, PA., DRENNEN NO. 2 MINE, PITTSBURGH SEAM, MINE INDEX NO. 4470, WASHINGTON COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT: FINLEYVILLE, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 6

Price classification	A	A	C	C	C	C	C	C	C		
Rail shipment	339	339	319	319	319	309	284	284	264		
Railroad fuel	339	339	319	319	319	309	284	284	264	254	
Truck shipment	434	434	434	394	384	384	384	334	299	299	264

MALLI COAL, C/O JOHN MALLI, 1665 FALLOWFIELD AVE., BEECHVIEW, PITTSBURGH, PA., MALLI MINE, REDSTONE SEAM, MINE INDEX NO. 4456, WASHINGTON COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT: COURTNEY, PA., DEEP MINE, RAILROAD FUEL PRICE GROUP B, MAXIMUM TRUCK PRICE GROUP NO. 6

Price classification	G	G	G	G	G	G	G	G	G		
Rail and river shipment	330	330	320	320	320	310	290	290	275		
Railroad fuel	335	335	335	335	335	320	290	290	280	280	
Truck shipment	445	445	445	405	395	395	395	345	310	310	275

This order shall become effective March 14, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4114; Filed, Mar. 13, 1946; 11:42 a. m.]

[MPR 120, Order 1608]

ANKNEY COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

ANKNEY COAL CO., 1619 BELASCO AVE., BEECHVIEW, PA., ANKNEY NO. 5 MINE, PITTSBURGH SEAM, MINE INDEX NO. 2022, PRESTON COUNTY, W. VA., RAIL SHIPPING POINT: KINGWOOD, W. VA., STRIP MINE MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group No's.				
	1	2	3	4	5
Price classification	H	H	H	H	H
Rail shipment and Railroad fuel	333	333	318	318	318
Truck shipment	343	343	313	308	298

B & C COAL CO., KINGWOOD, W. VA., WILMOTH NO. 2 MINE, BAKERSTOWN SEAM, MINE INDEX NO. 2200, PRESTON COUNTY, W. VA., RAIL SHIPPING POINT: SNIDER, W. VA., DEEP & STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	G	G	G	G	G
Rail shipment and Railroad fuel	333	333	318	318	318
Truck shipment	343	343	313	308	298

CARLO BIANCHI & COMPANY, INC., FRAMINGHAM, MASS., BIANCHI NO. 3 MINE, PITTSBURGH SEAM, MINE INDEX NO. 2019, MONONGALIA COUNTY, W. VA., RAIL SHIPPING POINT: MORGANTOWN, W. VA., POINT MARION, PA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	F	F	G	H	H
Rail shipment and railroad fuel	308	308	298	283	273
Truck shipment	343	343	313	308	298

DOLA COAL MINING CO., P. O. BOX 88, DOLA, W. VA., PIGOTT MINE, PITTSBURGH SEAM, MINE INDEX NO. 2199, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT: DOLA, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	F	F	F	F	F
Rail shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	308	298

HARRY KAUFMAN, 12TH ST., & MINOR AVE., FAIRMONT, W. VA., NIXON MINE, PITTSBURGH SEAM, MINE INDEX NO. 2198, MARION COUNTY, W. VA., RAIL SHIPPING POINTS: KINGMONT, W. VA. AND COLFAX, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	DE	DE	DE	DF	DF
Rail and river shipment and railroad fuel	318	313	298	283	273
Truck shipment	343	343	318	308	298

[1] The maximum prices applicable to rail and river shipped coals included in size group numbers 4 and 5 which analyze 1.35% or under in sulphur content are 2.98 and 2.93 respectively.

M. & H. COAL CO., C/O JOSEPH HUFFMAN, BOX 62, MT. CLARE, W. VA., LINDA MINE, PITTSBURGH SEAM, MINE INDEX NO. 2201, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT, MT. CLARE, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	G	G	G	G	G
Rail shipment and railroad fuel	308	308	298	303	298
Truck shipment	343	343	313	308	298

CHESTER SOLES, ROUTE #1 FAIRMONT, W. VA., CLELLAND MINE, PITTSBURGH SEAM, MINE INDEX NO. 2202, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT: KINGMONT, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group No's.				
	1	2	3	4	5
Price classification	DE	DE	DE	DF	DF
Rail and river shipments and railroad fuel	318	313	298	[1]283	[1]273
Truck shipment	343	343	313	308	298

[1] The maximum prices applicable to rail and river shipped coals included in size group numbers 4 and 5 which analyze 1.35% or under in sulphur content are 2.98 and 2.93 respectively.

This order shall become effective March 14, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4115; Filed, Mar. 13, 1946; 11:43 a. m.]

[MPR 188, Revocation of Order 4581]

RACINE UNIVERSAL MOTOR CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

That Order No. 4581 under § 1499.158 of Maximum Price Regulation No. 188 be and it is hereby revoked subject to Supplementary Order No. 40.

This order shall become effective on the 14th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4118; Filed, Mar. 13, 1946; 11:45 a. m.]

[MPR 120, Order 1609]

LOUIS BRADEN ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel, are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

LOUIS BRADEN, 812 DORCHESTER ST., MIDDLEBORO, KY., NEW EVON MINE, POPLAR LICK SEAM, MINE INDEX NO. 7655, BELL COUNTY, KY., SUBDISTRICT. 6, RAIL SHIPPING POINT: ARBOR, KY., F. O. G. 111, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3.

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	H	H	H	H	F	F	E	D	C	E	D	K	K	K
Rail shipments and railroad fuel	410	405	390	390	385	370	350	350	345	400	330	315	310	310
Truck shipment	420	400	365	365	335	315	275	270						

BRUTON & BARKSDALE, BLACKWOOD, VA., BRUTON & BARKSDALE MINE, IMBODEN SEAM, MINE INDEX NO. 7669 WISE COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT: BLACKSWOOD, VA., F. O. G. 200, STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5.

Price classification	O	O	O	O	K	K	J	J	F	C	E	B	F	F	F
Rail shipments and railroad fuel	360	355	340	340	360	350	330	330	330	330	385	320	310	305	305
Truck shipment	395	375	350	350	335	310	275	270							

JELLICO COLLIERIES CO., KAYJAY, KY., JELLICO COLLIERIES CO. MINE, DEAN SEAM, MINE INDEX NO. 7624, KNOX COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT: KAYJAY, KY., F. O. G. 110, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5.

Price classification	K	K	K	K	H	H	G	E	C	E	D	M	M	M
Rail shipments and railroad fuel	395	390	380	380	375	365	345	345	345	400	330	295	290	285
Truck shipment	395	375	350	350	335	310	275	270						

JOHNSON COAL CO., C/O A. A. JOHNSON, PARTNER COEBURN, VA., JOHNSON COAL CO. MINE, UPPER & LOWER BANNER SEAM, MINE INDEX NO. 7670, WISE COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT: BANNER, VA., F. O. G. 30, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	M	M	M	M	K	K	J	F	C	E	D	K	K	K
Rail shipments and railroad fuel	365	365	360	360	350	350	330	330	330	385	315	300	295	295
Truck shipment	395	375	350	350	335	310	275	270						

MAY & HARGIS COAL CO., BOX 1091 WILLIAMSON, W. VA., MAY & HARGIS MINE, POND CREED SEAM, MINE INDEX NO. 7682, PIKE COUNTY, KY., SUBDISTRICT 8, RAIL SHIPPING POINT: WILLIAMSON, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	Q	Q	Q	Q	M	M	L	H	F	H	C	J	J	J
Rail shipment [1]	345	340	335	335	335	330	325	320	320	355	315	310	300	295
Railroad fuel [1]	345	340	335	335	335	330	325	325	325	355	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270						

[1] Subject to the provisions of Second Revised Order No. 1432 under MPR/120, as amended.

MOUNTS COAL CO., FREEBURN, KY., MOUNTS COAL CO. MINE, CEDAR SEAM, MINE INDEX NO. 7679, PIKE COUNTY KY., SUBDISTRICT 8, RAIL SHIPPING POINT: TRACKER, W. VA., F. O. G. 130, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 4.

Price classification	K	K	K	K	E	E	D	E	C	E	A	E	E	E
Rail shipments and railroad fuel [1]	380	375	365	365	355	340	330	330	330	385	320	310	305	305
Truck shipment	405	385	355	365	335	320	275	270						

[1] Subject to the provisions of second revised order No. 1432 under MPR/120, as amended.

This order shall become effective March 14, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4116; Filed, Mar. 13, 1946; 11:43 a. m.]

[MPR 188, Order 4901]

ACE CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Ace Corporation, 1419 East 17th Avenue, Denver 6, Colo.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Jobbers	Chains and department stores	Other retailers	Consumers
Wall type can opener	500W	Dozen $6.00	Dozen $7.20	Dozen $8.00	Each $1.00

These maximum prices are for the articles described in the manufacturer's application dated January 29, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 14th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4119; Filed, Mar. 13, 1946; 11:44 a. m.]

[MPR 188, Order 4902]

MAGNESIUM CASTING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Magnesium Casting Company, 98 Business Street, Hyde Park 36, Massachusetts.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—					
		Distributors	Wholesalers (jobbers)	Dropship Jobbers	Chain & Dept. Stores	Other Retailers	Consumers
Aluminum broil racks, sizes 6¾, 7 and 9.	Set of 3	$3.54 per set.	$0.56 per set.	$0.61 per set.	$0.72 per set.	$0.78 per set.	$1.19 per set.
Wall model fruit juicer, die-cast aluminum.	Wall model	$1.50 each.	$1.65 each.	$1.68 each.	$1.98 each.	$2.20 each.	$3.30 each.
Table model fruit juicer, die-cast aluminum.	Table model	$2.00 each.	$2.20 each.	$2.24 each.	$2.64 each.	$2.92 each.	$4.40 each.
Sock dryer, die-cast aluminum.	Set of 2	$0.72 per set.	$0.79 per set.	$0.81 per set.	$0.95 per set.	$1.16 per set.	$1.59 per set.

These maximum prices are for the articles described in the manufacturer's application dated January 29, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 14th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4120; Filed, Mar. 13, 1946; 11:44 a. m.]

[MPR 188, Order 4903]

MIRACLE MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Miracle Manufacturing Company, 1474 North Milwaukee Avenue, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
All metal 22½" overall bronze plated table lamp (iridescent finish) with 8" diffuser bowl and bell type 19" parchment shade in grain finish	100	$4.68	$5.50	$9.90

These maximum prices are for the articles described in the manufacturer's application dated November 19, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 14th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4121; Filed, Mar. 13, 1946; 11:44 a. m.]

[MPR 188, Order 4904]

AARON KISS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Aaron Kiss, 427 Pratt Street, Meriden, Conn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Hand made and hand decorated, lacquered paper parchment lamp shades, with 8" rust proof wire				*Each*
12"	1	$0.64	$0.75	$1.35
14"	2	1.27	1.50	2.70
16"	3	1.49	1.75	3.15
19"	4	1.78	2.10	3.80
	5	2.12	2.50	4.50

These maximum prices are for the articles described in the manufacturer's application dated November 15, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 14th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4122; Filed, Mar. 13, 1946; 11:44 a. m.]

[MPR 188, Order 4905]

EVEREDY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Everedy Company, Frederick, Md.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Chain, mail order and jobbers	Department stores	Other retailers	Consumers
Stainless steel plastic handle covered chicken fryer	6500	*Each* $2.38	*Each* $2.85	*Each* $3.17	*Each* $4.75
Stainless steel plastic handle covered sauce pan	6200	2.25	2.70	3.00	4.50

These maximum prices are for the articles described in the manufacturer's application dated December 13, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 1% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 14th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4123; Filed, Mar. 13, 1946; 11:45 a. m.]

[MPR 188, Order 4906]

MODERNETTES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Modernettes, Box 247, Ellensburg, Wash.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Chain and department stores	Other retailers	Consumers
Kitchen step stool, wood construction, foldaway step, 24" high, enameled finish	24"	Dozen $21.00	Dozen $25.20	Dozen $28.00	Each $3.50

These maximum prices are for the articles described in the manufacturer's application dated January 21, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 14th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4124; Filed, Mar. 13, 1946; 11:45 a. m.]

[MPR 200, Order 14]

HOOD RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1315.1405b of Maximum Price Regulation 200, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales by the manufacturer and by wholesalers in the shoe repair trade of sizes 5, 7 and 13/15 composition half soles bearing the brand name, Greyhound, which are manufactured by the Hood Rubber Company of Watertown, Massachusetts. This order also establishes maximum prices for shoe repairmen's sales (unattached) of these sizes of Greyhound brand composition half soles.

(b) *Manufacturer's and wholesalers' maximum prices.* The manufacturer's and wholesalers' maximum prices for sales in the shoe repair trade of the composition half soles described in paragraph (a) shall be as follows:

GREYHOUND BRAND

9-iron half soles

Size	Black (per dozen pairs)		Brown (per dozen pairs)	
	To shoe-repair men, list	To wholesalers, net	To shoe-repair men, list	To wholesalers, net
5	$2.60	$1.95	$2.70	$2.78
7	2.60	1.95	3.70	2.78
13/15	3.05	2.29	4.15	3.11

The above maximum prices for sales to shoe repairmen shall be reduced by any cash discounts given by the seller to shoe repairmen of the same class during March 1942.

The above maximum prices for sales to wholesalers shall be reduced by 5% if the purchaser pays cash within 30 days after delivery.

All other discounts, allowances and trade practices of sellers which were in effect during March 1942 shall apply to sales covered by this order.

(c) *Shoe repairmen's maximum prices.* The maximum prices for sales by shoe repairmen of the composition half soles (unattached) described in paragraph (a) shall be determined in accordance with the provisions of § 1315.1425 (b) of Maximum Price Regulation 200.

(d) *Notification of maximum prices.* With or prior to the first delivery to a wholesaler or a shoe repairman of any of the Greyhound brand half soles covered by this order, the seller shall notify the purchaser in writing that the maximum prices for shoe repairmen's sales of the unattached half soles to consumers shall be determined in accordance with § 1315.1425 (b) of Maximum Price Regulation 200. If the purchaser is a wholesaler, the notification shall include the maximum prices applicable to the wholesaler's resales to wholesalers and to shoe repairmen and a statement that such purchaser is required by this order to notify any shoe repairman to whom he sells that the maximum prices for sales by shoe repairmen of the unattached Greyhound half soles shall be established in accordance with § 1315.1425 (b) of Maximum Price Regulation 200.

(e) All provisions of Maximum Price Regulation 200 that are not inconsistent with this order shall apply to sales covered by this order.

(f) This order may be revoked or amended by the Administrator at any time.

This order shall become effective March 14, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4125; Filed, Mar. 13, 1946; 11:45 a. m.]

[MPR 86, Order 51]

NAXON UTILITIES CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Maximum Price Regulation No. 86; *It is ordered:*

(a) This order establishes ceiling prices for sales of the Model 38-DL washing machine manufactured by the Naxon Utilities Corporation, 2101 W. Walnut Street, Chicago, Illinois.

(1) Distributors' ceiling prices for sales in each zone to dealers are as follows:

Model	Quantity	Ceiling prices for sales to dealers	
		Zone 1	Zone 2
38-DL	1 to 2	Each $24.13	Each $25.84
	3 or more	22.28	23.85

These ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) The ceiling prices for sales in each zone by dealers to consumers are as follows:

Model	Ceiling prices for sales to consumers	
	Zone 1	Zone 2
38-DL	Each $35.40	Each $37.90

These ceiling prices are subject to each dealer's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order zones 1 and 2 comprise the following states:

Zone 1: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Delaware, Maryland, District of Columbia, Virginia, West Virginia, Ohio, Kentucky, Tennessee, Indiana, Michigan, Wisconsin, Illinois, Arkansas, Missouri, Iowa, Minnesota, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma.

Zone 2: North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, Texas, New Mexico, Colorado, Wyoming, Montana, Idaho, Utah, Arizona, Washington, Oregon, Nevada, California.

(c) At the time of, or prior to, the first invoice to each distributor the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(d) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4174; Filed, Mar. 13, 1946; 4:36 p. m.]

[SO 142, Order 48]

LOBDELL CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 48 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Lobdell Company. Docket Nos. 6083 SO 142-136-20 and 6083 SO 142-67-1.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by the manufacturer, Lobdell Company, Wilmington, Delaware, of roll grinders, rolls and calender stacks shall be determined as follows: The maximum prices for any of the above described products having a base date price shall be the applicable base date price increased by 33.2% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices and to prices for sales made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136; or 4 (d) (1) (i) of Maximum Price Regulation 67; 1361.53 of Maximum Price Regulation 246; or 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of rolls and calender stacks shall be determined as follows:

The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amount by which his net invoiced costs have been increased by reason of this order.

(d) The Lobdell Company shall notify each purchaser who buys rolls and calendar stacks for resale of the dollar-and-cents amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) It is further ordered that the Lobdell Company submit not later than July 31, 1946:

(1) Profit and Loss Statement for the three months ended June 30, 1946.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4181; Filed, Mar. 13, 1946; 4:37 p. m.]

[MPR 188, Order 9 Under Order 4418]

B. T. CRUMP CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* (1) B. T. Crump Company, Inc., of 1310-1334 E. Franklin Street, Richmond 13, Virginia, may sell and deliver to retailers, the articles listed below which it manufactures, at prices no higher than its maximum prices for such sales in effect immediately prior to the issuance of this order, plus the appropriate one of the following adjustment charges:

Article	Adjustment charge
Customat (tailor-made automobile seat covers)	
1941-42 Ford, Chevrolet, and Plymouth:	
Coupe, material No. 83	$0.79
Coupe, material Nos. 105, 106, 107	.83
Coach (S. B.), material No. 83	1.51
Coach (S. B.), material Nos. 105, 106, 107	1.58
Sedan (S. B.), material No. 83	1.24
Sedan (S. B.), material Nos. 105, 106, 107	1.32
All other models:	
Coupe, material No. 83	.86
Coupe, material Nos. 105, 106, 107	.88
Coach (S. B.), material No. 83	1.48
Coach (S. B.), material Nos. 105, 106, 107	1.49
Coach (Div. Back), material No. 83	1.71
Coach (Div. Back), material Nos. 105, 107	1.83
Sedan (S. B.), material No. 83	1.16
Sedan (S. B.), material Nos. 105, 106, 107	1.23
Sedan (Div. Back), material No. 83	1.42
Sedan (Div. Back), material Nos. 105, 106, 107	1.55

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of such articles, which the manufacturer has sold at adjusted maximum prices, shall determine their maximum resale prices, as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620-759, with regard to how he determines his maximum resale price, for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his maximum resale price under the above method, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum resale prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 13th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4177; Filed, Mar. 13, 1946; 4:38 p. m.]

[MPR 188, Order 4908]

LOUIS HANSON CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum

prices for sales and deliveries of certain articles manufactured by Louis Hanson Company, 1500 N. Kostner Avenue, Chicago, Illinois.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to Admiral Corp.	For sales by Admiral Corp. to its distributors	For sales by Admiral distributors to retailers	For sales by any person to ultimate consumers
Record cabinet	RC 3	$18.02	$20.10	$25.00	$39.95
	RC 5	11.10	12.50	15.00	24.95
	RC 7	9.71	10.35	12.95	19.95

These maximum prices are for the articles described in the manufacturer's reports dated February 2, 1946 and February 11, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. Chicago, Illinois, and subject to a cash discount of 1% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. For sales by Admiral Corporation the maximum prices are f. o. b. shipping point and subject to a cash discount of 2% for payment within 10 days, net 30 days. For sales by Admiral distributors, the maximum prices are f. o. b. distributor's warehouse and subject to a cash discount of 2% for payment within 10 days, net 30 days. In all other respects the maximum prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the blanks properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 13th day of March 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4178; Filed, Mar. 13, 1946; 4:36 p. m.]

[MPR 591, Amdt. 12 to Order 48]

HARDWARE

MODIFICATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order 48 under section 22 of Maximum Price Regulation No. 591 is amended in the following respects:

1. A new section 2.11 is added to read as follows:

SEC. 2.11 *Hardware*—(a) *Scope.* This section is limited to the following categories of hardware:

1. Awning hardware, including awning pulley.
2. Bright wire goods.
3. Builders' hardware, including miscellaneous shelf hardware.
4. Cabinet hardware.
5. Carded builders' hardware.
6. Furniture hardware, including slides and glides but not including casters.
7. Garage hardware.
8. Key blanks—all types and materials.
9. Lavatory hardware.
10. Luggage hardware.
11. Marine hardware, except turnbuckles.
12. Mail boxes except rural.
13. Overhead door hardware.
14. Refrigerator hardware.
15. Sash hardware, including sash pulleys.
16. Screen and screen door hardware, including grilles and guards.
17. Showcase hardware.
18. Window guards.

(b) *Manufacturers' increase for items having an October 1–15, 1941 price.* The maximum price for sales by any manufacturer of hardware covered by this section shall be his price for the item to each class of purchaser in effect on October 1–15, 1941, increased by 10 percent, and may round off to the nearest $0.01 the adjusted maximum prices resulting from the increase permitted herein.

(c) *Manufacturers' increase for items not having an October 1–15, 1941 price.* A manufacturer may not increase his properly established maximum price for any item of hardware covered by this section for which he does not have an October 1–15, 1941 price without specific authorization from the Office of Price Administration.

A manufacturer desiring to modify his presently established maximum prices for any item of hardware covered by this section for which he does not have an October 1–15, 1941 price shall file an application for such modification of his maximum price to reflect the maximum prices established under (a) above, setting forth the following:

(1) Full description of the item. Cuts or detailed sketches should be supplied.

(2) Established maximum price for the item and the section and regulation under which the maximum price was established.

(3) If possible, the names of competitors marketing a similar item for which they had October 1–15, 1941 prices.

Such application shall be filed with the Building Materials Price Branch, Office of Price Administration, Washington, D. C.

(d) *Optional use of this section.* Since the provisions of this section are not intended to reduce properly established maximum prices, any manufacturer whose price in effect to each class of purchaser on October 1–15, 1941 plus the increase provided for under (a) above, is less than his maximum price as established under Maximum Price Regulation No. 591, may continue to use as his maximum price, the maximum price properly established under Maximum Price Regulation No. 591.

(e) *Notification by manufacturers.* Any manufacturer who applies the increase permitted under this section shall notify each purchaser, in writing, at or before the issuance of the first invoice after March 12, 1946, of his adjusted maximum price authorized by this section and of the actual dollars-and-cents increase for each item of builders' hardware over his maximum price to that class of purchaser in effect on March 12, 1946.

(f) *Resellers' maximum prices.* A reseller of items covered by this section shall determine his maximum prices in accordance with Supplementary Order No. 151.

This amendment shall become effective March 13, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4180; Filed, Mar. 13, 1946; 4:36 p. m.]

[MPR 594, Amdt. 2 to Order 7]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, *It is ordered:*

Order 7 under Maximum Price Regulation 594 is amended in the following respects:

1. The following items and respective net wholesale prices are added to the schedule in paragraph (a) (2):

Description	Net wholesale price
Accessory group "CC":	
Front bumper end plates	$12.83
Rear bumper end plates	
Directional signal lights	
Leather upholstery (tan, blue or green) for convertible coupes	6.03
Locking gas cap	1.08
1⅜" Over-size shock absorbers and stone shields	6.03
Plastic wheel covers (4)	6.49
4.5" rims over standard 4" rims	1.21
Terne plated muffler and heavy gauge tail pipe	0.60
Tires:	
6.50 x 16–4 ply over standard 6.00 x 16–4 ply	6.51
6.50 x 16–6 ply over standard 6.00 x 16–4 ply	16.49

2. The following items and respective net wholesale prices are added to the schedule in paragraph (d) (2):

Description	Net wholesale price
Accessory group "CC":	
Front bumper end plates	$13.47
Rear bumper end plates	
Directional signal lights	
Leather upholstery (tan, blue or green) for convertible coupes	6.33
Locking gas cap	$1.13
1⅜" Over-size shock absorbers and stone shields	6.33
Plastic wheel covers (4)	6.81
4.5" rims over standard 4" rims	1.27
Terne plated muffler and heavy gauge tail pipe	0.63
Tires:	
6.50 x 16 4-ply over standard 6.00 x 16 4-ply	6.84
6.50 x 16 6-ply over standard 6.00 x 16 4-ply	17.31

3. Paragraph (d) (4) (ii) is amended to read as follows:

(ii) *When the transportation charge to direct dealer is not prepaid.* A charge not to exceed the rail freight charge at carload rate for an automobile weighing 3,329 pounds, delivered by the most direct route, from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away and the direct dealer pays the truck-away charge, the charge may be the truck-away charge, at truckload rate, for a new automobile of 3,329 pounds, delivered by the most direct route form Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate.

4. The following items and respective factory retail prices are added to the schedule in paragraph (f) (2):

Description	Factory retail price
Accessory group "CC":	
Front bumper end plates	$17.00
Rear bumper end plates	
Directional signal lights	
Leather upholstery (tan, blue or green) for convertible coupes	$8.70
Locking gas cap	1.65
1⅜" Over-size shock absorbers and stone shields	8.00
Plastic wheel covers (4)	9.00
4.5" rims over standard 4" rims	1.60
Terne plated muffler and heavy gauge tail pipe	0.80
Tires:	
6.50 x 16 4-ply over standard 6.00 x 16 4-ply	8.65
6.50 x 16 6-ply over standard 6.00 x 16 4-ply	21.85

5. Paragraph (f) (3) (ii) is amended to read as follows:

(ii) *When transportation charge to reseller is not prepaid.* A charge not to exceed the rail freight charge at carload rate for an automobile weighing 3329 pounds, delivered by the most direct route, from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away and the reseller pays the truck-away charge, the charge may be the truck-away charge, at truckload rate for an automobile of 3329 pounds delivered by the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

This amendment shall be effective March 12, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4054; Filed, Mar. 12, 1946; 4:29 p. m.]

[MPR 594, Amdt. 2 to Order 8]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594; *It is ordered:*

Order 8 under Maximum Price Regulation 594 is amended in the following respects:

1. The following items and respective net wholesale prices are added to the schedule in paragraph (a) (2):

Description	Net wholesale price
Leather trim, non-standard in blue, red or green for convertible coupes	$6.03
Leather trims over cloth:	
All models other than 3 passenger coupe and convertible coupe	31.67
3 passenger coupe	15.84
Locking gas cap	1.08
1⅜" over-size shock absorbers and stone shields	6.03
Rear shock absorber stone shields	.84
Terne plated muffler and heavy gauge tail pipe	.60

2. The following items and respective net wholesale prices are added to the schedule in paragraph (d) (2):

Description	Net wholesale price
Leather trim, non-standard in blue, red or green for convertible coupes	$6.33
Leather trims over cloth:	
All models other than 3 passenger coupe and convertible coupe	33.25
3 passenger coupe	16.63
Locking gas cap	1.13
1⅜" over-size shock absorbers and stone shields	6.33
Rear shock absorber stone shields	.88
Terne plated muffler and heavy gauge tail pipe	.63

3. Paragraph (d) (4) (ii) is amended to read as follows:

(ii) *When the transportation charge to direct dealer is not prepaid.* A charge not to exceed the rail freight charge at carload rate for an automobile weighing 3,505 pounds, delivered by the most direct route, from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away and the direct dealer pays the truck-away charge, the charge may be the truck-away charge, at truckload rate, for a new automobile of 3,505 pounds, delivered by the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate.

4. The following items and respective factory retail prices are added to the schedule in paragraph (e) (2):

Description	Factory retail price
Leather trim, nonstandard in blue, red, or green for convertible coupes	$8.90
Leather trims over cloth:	
All models other than 3 passenger coupe and convertible coupe	41.95
3 passenger coupe	21.00
Locking gas cap	1.65
1⅜" Oversize shock absorbers and stone shields	8.00
Rear shock absorber stone shields	1.15
Terne plated muffler and heavy gauge tail pipe	.80

5. Paragraph (e) (3) (ii) is amended to read as follows:

(ii) *When transportation charge to reseller is not prepaid.* A charge not to exceed the rail freight charge at carload rate for an automobile weighing 3,505 pounds, delivered by the most direct route, from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away and the reseller pays the truck-away charge, the charge may be the truck-away charge, at truckload rate for an automobile of 3,505 pounds, delivered by the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate.

This amendment shall become effective March 12, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4055; Filed, Mar. 12, 1946; 4:30 p. m.]

[MPR 594, Amdt. 3 to Order 9]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, *It is ordered:*

Order 9 under Maximum Price Regulation 594 is amended in the following respects:

1. The following items and respective net wholesale prices are added to the schedule in paragraph (a) (2):

Description	*Net wholesale price*
Leather trim over cloth:	
2 door and 4 door sedans and club coupe	$29.91
3 passenger coupe	14.96
Leather upholstery (tan, blue or green) for convertible coupes	6.03
Locking gas cap	1.08
1⅜" Over-size shock absorbers and stone shields	6.03
4.5" rims over standard 4" rims	1.21
Special body color	24.10
Terne plated muffler and heavy gauge tail pipe	0.60
Tires:	
6.50 x 16–4 ply over standard 6.00 x 16–4 ply	6.51
6.50 x 16–6 ply over standard 6.00 x 16–4 ply	16.49

2. The following items and respective net wholesale prices are added to the schedule in paragraph (d) (2):

Description	*Net wholesale price*
Leather trim over cloth:	
2 door and 4 door sedans and club coupe	$31.41
3 passenger coupe	15.71
Leather upholstery (tan, blue or green) for convertible coupes	6.33
Locking gas cap	1.13
1⅜" Over-size shock absorbers and stone shields	6.33
4.5" rims over standard 4" rims	1.27
Special body color	25.31
Terne plated muffler and heavy gauge tail pipe	0.63
Tires:	
6.50 x 16–4 ply over standard 6.00 x 16–4 ply	6.84
6.50 x 16–6 ply over standard 6.00 x 16–4 ply	17.31

3. Paragraph (d) (4) (ii) is amended to read as follows:

(ii) *When the transportation charge to distributor or direct dealer is not prepaid.* A charge not to exceed the rail freight charge at carload rate for an automobile weighing 3,080 pounds, delivered by the most direct route, from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away and the distributor or direct dealer pays the truck-away charge, the charge may be the truck-away charge, at truckload rate, for a new automobile of 3,080 pounds, delivered by the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate.

4. The following items and respective factory retail prices are added to the schedule in paragraph (e) (2):

Description	*Factory retail price*
Leather trim over cloth:	
2 door and 4 door sedans and club coupe	$39.60
3 passenger coupe	19.80
Leather upholstery (tan, blue or green) for convertible coupes	8.70
Locking gas cap	1.65
1⅜" over-size shock absorbers and stone shields	8.00
Special body color	32.05
4.5" rims over standard 4" rims	1.60
Terne plated muffler and heavy gauge tail pipe	.80
Tires:	
6.50 x 16 4-ply over standard 6.00 x 16 4-ply	$8.65
6.50 x 16 6-ply over standard 6.00 x 16 4-ply	21.65

5. Paragraph (e) (3) (ii) is amended to read as follows:

(ii) *When transportation charge to reseller is not prepaid.* A charge not to exceed the rail freight charge at carload rate for an automobile weighing 3080 pounds, delivered by the most direct route, from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away and the reseller pays the truck-away charge, the charge may be the truck-away charge, at truckload rate for an automobile of 3080 pounds delivered by the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

This amendment shall be effective March 12, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4056; Filed, Mar. 12, 1946; 4:30 p. m.]

[MPR 594, Amdt. 2 to Order 10]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, *It is ordered:*

Order 10 under Maximum Price Regulation 594 is amended in the following respects:

1. The following items and respective net wholesale prices are added to the schedule in paragraph (a) (2):

Description	*Net wholesale price*
Leather trim over cloth:	
For 2 door, 4 door, town sedan, and club coupe in the Royal series	$31.67
For 3 passenger coupe in the Royal series	15.84
For 2 door, 4 door, town sedan, limousine, and club coupe in the Windsor series	10.56
For 3 passenger coupe in the Windsor series	5.28
Locking gas cap	1.08
Optional trim in highlander plaid and leather for convertible coupe	22.75
1⅜" Oversize shock absorbers and stone shields	6.03
Special body color	24.10
Terne plated muffler and heavier gauge tail pipe	.60

2. The following items and respective net wholesale prices are added to the schedule in paragraph (d) (2):

Description	*Net wholesale price*
Leather trim over cloth:	
For 2 door, 4 door and town sedans, and club coupe in the Royal series	$33.25
For 3 passenger coupe in the Royal series	$16.63
For 2 door, 4 door and town sedans, limousine, and club coupe in the Windsor series	11.09
For 3 passenger coupe in the Windsor series	5.54
Locking gas cap	1.13
Optional trim in highlander plaid and leather for convertible coupe	23.89
1⅜" Over-size shock absorbers and stone shields	6.33
Special body color	25.31
Terne plated muffler and heavier gauge tail pipe	.63

3. Paragraph (d) (4) (ii) is amended to read as follows:

(ii) *When the transportation charge to distributor or to direct dealer at wholesale is not prepaid.* A charge not to exceed the rail freight charge at carload rate for an automobile weighing 3590 pounds, delivered by the most direct route, from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away and the distributor or direct dealer at wholesale pays the truck-away charge, the charge may be the truck-away charge, at truckload rate, for a new automobile of 3590 pounds, delivered by the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate.

4. The following items and respective factory retail prices are added to the schedule in paragraph (e) (2):

Description	*Factory retail price*
Leather trim over cloth:	
For 2 door, 4 door and town sedans, and club coupe in the Royal series	$41.95
For 3 passenger coupe in the Royal series	21.00
For 2 door, 4 door and town sedans, limousine, and club coupe in the Windsor series	14.00
For 3 passenger coupe in the Windsor series	7.00
Locking gas cap	1.65
Optional trim in highlander plaid and leather for convertible coupe	29.15
1⅜" Oversize shock absorbers and stone shields	8.00
Special body color	32.05
Terne plated muffler and heavier gauge tail pipe	.80

5. Paragraph (e) (3) (ii) is amended to read as follows:

(ii) *When transportation charge to reseller is not prepaid.* A charge not to exceed the rail freight charge at carload rate for an automobile weighing 3590 pounds, delivered by the most direct route, from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away and the reseller pays the truck-away charge, the charge may be the truck-away charge, at truckload rate for an automobile of 3590 pounds delivered by the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

This amendment shall become effective March 12, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4057; Filed, Mar. 12, 1946; 4:30 p. m.]

[MPR 594, Amdt. 1 to Order 13]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, *It is ordered:*

Order 13 under Maximum Price Regulation 594 is amended in the following respects:

1. The schedule in paragraph (a) (2) is amended by deleting the following item and respective net wholesale price:

Description	*Net wholesale price*
Shock absorbers, 1⅜" oversize	$0.60

2. The following items and respective net wholesale prices are added to the schedule in paragraph (a) (2):

Description	*Net wholesale price*
Locking gas cap	$1.08
1⅜" oversize shock absorbers and stone shields	6.03
Terne plated muffler and heavier gauge tail pipe	.60

3. The schedule in paragraph (d) (2) is amended by deleting the following item and respective net wholesale price:

Description	*Net wholesale price*
Shock absorbers, 1⅜" oversize	$0.63

4. The following items and respective net wholesale prices are added to the schedule in paragraph (d) (2):

Description	*Net wholesale price*
Locking gas cap	$1.13
1⅜" oversize shock absorbers and stone shields	6.33
Terne plated muffler and heavier gauge tail pipe	.63

5. Paragraph (d) (4) (ii) is amended to read as follows:

(ii) *When the transportation charge to distributor or to direct dealer at wholesale is not prepaid.* A charge not to exceed the rail freight charge at carload rate for an automobile weighing 3990 pounds, delivered by the most direct route, from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away and the direct dealer pays the truck-away charge, the charge may be the truck-away charge, at truckload rate, for a new automobile of 3990 pounds, delivered by the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate.

6. The schedule in paragraph (e) (2) is amended by deleting the following item and respective factory retail price:

Description	*Factory retail price*
Shock absorbers, 1⅜" over-size	$0.80

7. The following items and respective factory retail prices are added to the schedule in paragraph (e) (2):

Description	*Factory retail price*
Locking gas cap	$1.65
1⅜" over-size shock absorbers and stone shields	8.00
Terne plated muffler and heavier gauge tail pipe	.80

8. Paragraph (e) (3) (ii) is amended to read as follows:

(ii) *When transportation charge to reseller is not prepaid.* A charge not to exceed the rail freight charge at carload rate for an automobile weighing 3990 pounds, delivered by the most direct route, from Detroit, Michigan, to the purchaser including transportation tax at the current legal rate, except that where the new automobile and extra or optional equipment is transported by truck-away and the reseller pays the truck-away charge, the charge may be the truck-away charge, at truckload rate for an automobile of 3990 pounds delivered by the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

This amendment shall become effective March 12, 1946.

Issued this 12th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4058; Filed, Mar. 12, 1946; 4:31 p. m.]

Regional and District Office Orders.

[Region II Order G–5 Under SO 119]

KURTZ BROS., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an accompanying opinion, it is ordered:

(a) *Manufacturer's maximum prices.* Kurtz Brothers, Inc., 1st Avenue & W. Union Blvd., Bethlehem, Pa. may increase its maximum prices to wholesalers of office desks which it manufactures by 24 per cent.

(b) *Maximum prices of purchasers for resale.* This paragraph sets forth the methods by which persons purchasing the office desks referred to in paragraph (a) shall determine their maximum resale prices:

(1) If the purchaser for resale has already established his maximum prices under the General Maximum Price Regulation for his resales of these articles prior to the issuance of this order, he may increase such maximum prices by 24 per cent.

(2) If the purchaser for resale has not established his maximum prices for these desks under the General Maximum Price Regulation, he shall proceed to do so, and may increase the maximum prices established under § 1499.2 of that regulation by 24 per cent. However, if the applicable pricing method provision of the General Maximum Price Regulation is § 1499.3 (a) which requires his maximum prices to be determined on the basis of cost, the reseller shall use the actual invoice price to him as his cost, and the price so computed shall not be increased in any amount. Ceiling prices which will be established under § 1499.3 (c) of that regulation, if that is the applicable pricing provision, will be based upon the supplier's prices as adjusted by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation.* This order may be revoked or amended by the Regional Administrator at any time.

(f) *Effective date.* This order shall become effective on January 2, 1946.

Issued this 2d day of January 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–3947; Filed, Mar. 11, 1946; 2:52 p. m.]

[Region II Order G–72 Under RMPR 122]

SOLID FUELS IN MANHATTAN AND BRONX, N. Y. C.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122; *It is ordered:*

(a) On and after February 9, 1946, the adjusted maximum authorized service charges for coke, rendered by solid fuel dealers in connection with the sale by them of coke in the Boroughs of Manhattan and the Bronx, City of New York, State of New York, shall be the applicable adjusted service charges specified therein:

Special Service Rendered at the Request of the Purchaser and Adjusted Maximum Service Charges

Single trim: 65 cents per net ton.
Drouble trim or "shoveled": 85 cents per net ton.
Regular labor: 95 cents per net ton.
(Where it is necessary to move the coke by regular labor from the truck to the chute or window, and then, as a separate operation, from the cellar floor to the bin, two, but no more than two regular labor charges may be made.)

Carry Labor

No more than 2 steps up or down: $1.25 per net ton.
For each additional 2 steps up or down: 5 cents per net ton.

Carrying upstairs, in deliveries of 100 lbs. or more but not more than 1 ton, for each full flight of stairs above the ground floor: 10 cents per 100 lbs.

(Where a charge is made for carrying upstairs, no charge may be made for carry labor.)

(b) On and after February 9, 1946, the adjusted maximum authorized service charges for bituminous coal, rendered by solid fuel dealers in connection with the sale by them of bituminous coal in the Boroughs of Manhattan and the Bronx, City of New York, State of New York, shall be the applicable adjusted service charges specified therein:

Special Service Rendered at the Request of the Purchaser and Adjusted Maximum Service Charges

Single trim: 45 cents per net ton.
Double trim or "shoveled": 55 cents per net ton.
Regular labor: 70 cents per net ton.

(Where it is necessary to move the coal by regular labor from the truck to the chute or window, and then, as a separate operation, from the cellar floor to the bin, two, but no more than two regular labor charges may be made.)

Carry Labor

No more than 2 steps up or down: 90 cents per net ton.
For each additional 2 steps up or down: 5 cents per net ton.
Carrying upstairs, in deliveries of 100 lbs. or more but not more than 1 ton, for each full flight of stairs above the ground floor: 10 cents per 100 lbs.

(Where a charge is made for carrying upstairs, no charge may be made for carry labor.)

(c) *Definitions.* When used in this Order No. G–72, the term:

1. "Single trim" refers in general to the movement of solid fuel by shovel, usually performed to make room for more solid fuel to be delivered and effected by a downward movement of the shovel to make the solid fuel slide.

2. "Double trim" or "Shoveled" refers in general to the movement of solid fuel by shovel from one place to another, effected by heaving, tossing or lifting the solid fuel by shovel.

3. "Regular labor" refers in general to the movement of solid fuel by wheelbarrow or barrel.

4. "Carry labor" refers in general to the labor involved in carrying solid fuel in baskets from the truck to the bin or storage space.

5. Unless the context otherwise requires, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to all other terms used herein.

(d) To the extent that they are not inconsistent with the terms of this order, the provisions of Revised Maximum Price Regulation No. 122 remain applicable to all dealers subject to this order.

(e) This Order No. G–72 shall become effective on February 9, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 79th Cong.; E.O. 9599, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued February 8, 1946.

ALVIN J. WILLIAMS,
Acting Regional Administrator.

[F. R. Doc. 46–3946; Filed, Mar. 11, 1946; 2:52 p. m.]

[Region II Order G–24 Under RMPR 165, Amdt. 1]

LAUNDRY SERVICE IN NEW YORK METROPOLITAN AREA

For the reasons set forth in the opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region II by section 16 (a) of Revised Maximum Price Regulation No. 165, as amended, and the Emergency Price Control Act of 1942, as amended; *It is hereby ordered:*

That paragraphs (2) and (3) of New York Regional Office Order No. G–24 under section 16 (a) of Revised Maximum Price Regulation No. 165, as amended, be amended, as follows:

(1) Order No. G–24 and more particularly paragraph (3) thereof, is amended as to the following named laundries by changing the percentage figure set opposite each respective name to the new percentage figure set opposite each respective name herein:

	Percent
Grant Laundry, Inc., Warner Place and South 3d Ave., Mt. Vernon, N. Y.	25
Lido Laundry & Dry Cleaning Corp., 180 East Water St., Long Beach, N. Y.	19
K. N. K. Laundry, Inc., 1159–69 61st St., Brooklyn, N. Y.	15
Chasol Laundry, Inc., 4522 Park Ave., Bronx, N. Y.	27
Octagon Laundry, Inc., 2112–26 Menahan St., Ridgewood, N. Y.	12
Fox Square Laundry Co., Inc., 1471 Edgewater Rd., Bronx, N. Y.	21
Textene Laundries, Inc., 1145 47th Ave., Long Island City, N. Y.	16

(2) Order No. G–24 and more particularly paragraph (3) thereof further is amended by adding thereto the following named laundries and the percentage amounts set opposite thereto:

	Percent
Roth's Good Service Laundry, 122–14–16 15th Ave., College Point, N. Y.	6
Columbia Laundry Service, 66 Columbia St., New York, N. Y.	19
Hostess Laundry Corp., Davis Ave., Port Washington, Long Island	18

(3) Order No. G–24 and more particularly paragraph (2) thereof also is amended by deleting the name of Hostess Laundry Corp. and the percentage amount set opposite thereto.

(4) The above mentioned applicants shall otherwise be subject in all respects to all the provisions of said Order No. G–24 as amended, and except as therein or herein otherwise provided, shall remain in all respects subject to the provisions of Maximum Price Regulation No. 165, as amended—Services.

(5) This amendment may be revoked or amended by the Price Administrator or by the Regional Administrator of Region II through the issuance at any time hereafter of any regulation, order, amendment or supplement thereto.

(6) All of the other provisions of Order No. G–24 shall remain in full force and effect except as herein modified.

This amendment shall become effective immediately.

Issued the 21st day of February 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–3932; Filed, Mar. 11, 1946; 2:45 p. m.]

[Buffalo Adopting Order 4 under Basic Order 1 under RMPR 251]

RE-SIDING, RE-ROOFING AND RELATED CONSTRUCTION WORK IN BUFFALO, N. Y., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by section 9 of Revised Maximum Price Regulation No. 251 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Buffalo District Office, it is hereby ordered:

(a) *What this order does.* This adopting order under Basic Order No. 1 establishes flat (dollars-and-cents) maximum prices for installed re-siding and re-roofing and related and incidental construction work on residential structures in the Buffalo area, consisting of the counties of Monroe, Erie, Niagara, Chautauqua, Cattaraugus, Allegeny, Livingston, Wyoming, Genesee and Orleans, all in the State of New York. This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251, with respect to the sales covered by this order in the territory included in this order. All other provisions of Revised Maximum Price Regulation No. 251 are applicable to the transactions subject to this order unless otherwise provided in this order or in Basic Order No. 1.

(b) *Applicability of Basic Order No. 1 for area pricing of installed re-siding and re-roofing and related and incidental construction work in Region II.* All provisions of Basic Order No. 1 under section 9 of Revised Maximum Price Regulation No. 251 issued by the New York Regional Office, Region II of the Office of Price Administration are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 is amended in any respect, the provisions of said order, as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 and should be familiar with the provisions of said order.

(c) *Maximum prices for sales of composition re-siding and re-roofing on an installed basis.* The maximum prices for sales of composition re-siding and re-roofing, on an installed basis on a residential structure shall be as shown in the following tables known as Table I and II and shall be upon a price per square basis. Table I covers prices for composition re-siding and accessories, and Table II covers prices for re-roofing and accessories.

TABLE I—COMPOSITION RE-SIDING PRICES

	Per square
Asbestos cement re-siding, standard surface hardness, 12 x 24" or 12 x 27"	$24.00
Asbestos cement re-siding of extra hard surface 12 x 24" or 12 x 27"	27.00
Insulated brick or stone re-siding 14⅜ x 43⅞", 13⅞ x 43⅛" and 14 x 43"	30.00

TABLE I—COMPOSITION RE-SIDING PRICES—Con.

	Per square
Asphalt strip type re-siding, 167 lbs.	$15.00
Giant individual shingle re-siding, laid wide space method, 7½" exposure: (When this shingle is laid in wide space other than 7½" exposure, American method, Dutch lap method, or other methods, the price varies from the above in proportion to the quantity of material used)	16.00
Roll brick re-siding	16.00

The above prices include nails, caulking, joint strips and one bundle of lath.

* RE-SIDING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

Building paper: $1 per square.
Corner pieces for asphalt brick re-siding: 40¢ per foot.
Rolled corners on roll brick re-siding: 25¢ per foot.
Soldier course on insulated brick: 15¢ per foot.
Soldier course on roll brick: 10¢ per foot.
Zinc corner bead: 15¢ per foot.
Woven corneres: 50¢ per foot.
Lath (400' per bundle) after first bundle: $4. per bundle.
15-lb. felt: $1.50 per square.
30-lb. felt and smooth surface rolls: $2.50 per square.
35-lb. felt smooth surface rolls in 12" widths: $3 per square.
Moulding (quarter round to ¾" and band up to 1½"): 5¢ per foot.
Rabbitted moulding: 14¢ per foot.
Backer board: $4 per square.
Removing stucco: $5 per square.
All shingles above the second floor ceiling, extra charge: $3 per square.
Applying shingles to the second floor when the first floor is not covered, extra charge: $2 per square.

TABLE II—RE-ROOFING PRICES

	Per square
12" (3 in line) strip shingle—210 lbs.	$16.00
11½ hexagon strip shingle—167 lbs.	14.00
Re-roofer type shingle standard weight, 135 to 140 lbs	14.00
Re-roofer type heavy weight—160 to 162 lbs	15.00
Giant individual dutch lap method 160 to 162 lbs. with clips (When this shingle is laid in American method or other methods, the price varies from above in proportion to the quantity of material used).	15.00
Diamond point roll re-roofing, 18" width (apply to roofs having a pitch of 1–5")	11.00
Diamond point roll re-roofing, 18" width (apply to roofs having a pitch greater than 1–5")	13.00
Slate surface roll re-roofing—90 lbs. (apply to roofs having a pitch of 1–5")	8.00
Slate surface roll re-roofing—90 lbs. (apply to roofs having a pitch greater than 1–5")	10.00
Smooth surface roll re-roofing—55 lbs.	7.00
Smooth surface roll re-roofing—65 lbs.	8.00
Smooth surface roll re-roofing in plastic slate, 55 lbs	11.00
Smooth surface roll re-roofing in plastic slate, 65 lbs	12.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—55 lbs	20.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—65 lbs	21.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—45 lbs	19 00

TABLE II—RE-ROOFING PRICES—Continued

	Per square
Cap sheet double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—34 lbs.	$16.50

The above prices include nails, mastic and flashing around chimneys and vents.

RE-ROOFING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

Hip and ridge shingles: 15¢ per ft.
Slate surface rolls—90 lbs. (used on valleys, ridges or other sections of roofs): $8 per square.
15-lb felt: $1.50 per square.
30-lb. felt: $2.50 per square.
35-lb. smooth surface rolls (when cut in 12" width): $3 per square.
Lath (400-ft. per bundle) after 1st bundle: $4 per bundle.
Bevel boards (per 100 lineal ft.): $1.70.
Backer board: $4 per square.
Single drip course of wood shingles: 25¢ per ft.
Double drip course of wood shingles: 45¢ per ft.
Rake strip for drip course of wood, 5/4 x 3" (wider boards price proportionately): 25¢ per ft.
Yankee gutters relined: 25¢ per ft.
Box gutters relined: 35¢ per ft.
Replaced boards on Yankee gutters: 30¢ per ft.
Galvanized tubes without flanges: $1.50 per tube.
Galvanized tubes with flange: $2 per tube.
Galvanized eave strip or rake strip: 15¢ per ft.
To remove wooden, asphalt, asbestos or slate shingles: $5 per square.

This order shall become effective February 15, 1946.

Issued this 11th day of February 1946.

THOMAS J. REESE,
District Director.

[F. R. Doc. 46–3954; Filed, Mar. 11, 1946; 2:55 p. m.]

[Newark Adopting Order 37 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN SALEM AND CUMBERLAND COUNTIES, N. J.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1 which authority has been duly delegated by such Regional Administrator to the District Director, Newark District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1, as amended, is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1, as amended, under General Order 68, as amended, and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Counties of Salem and Cumberland in the State of New Jersey.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All maximum prices fixed by this order are delivered prices. All customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1, as amended, under General Order No. 68, as amended, and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1, as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1, as amended, covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer
(2) Date of transaction
(3) Place of delivery
(4) Complete description of each item sold and price charged

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective March 11, 1946.

Issued this 1st day of March 1946.

RICHARD J. TARRANT,
District Director.

SCHEDULE A

Item and Maximum Delivered Prices

Plaster, hard wall: $0.95 (bag 100#); $17.40 (ton).
Plaster, gauging: $1.00 (bag 50#); $1.75 (bag 100#).
Keene's cement: $2.25 (bag 100#).
Finishing lime: $0.65 (bag 50#).
Gypsum lath, 3/8": $26.00 (per M sq. ft.).
Metal lath, 2.5-lb. painted diamond mesh: $0.26 (per sq. yd.).
Metal lath—cornerbead: $0.04½ (per lin. ft.).
Portland cement std. (paper bags): $0.85 (bag 94#).
Portland cement std. (in lots of 20 bags or more): $0.80 (bag 94#).
Mason's hydrated lime: $0.50 (bag 50#).
Fire brick, 9" straight 1st quality: $100.00 (per M).
Fire clay: $1.50 (bag 100#).
Clay drain tile, 4": $0.10 (per lin. ft.)
Vitrified clay sewer pipe No. ISS 4": $0.18 (per lin. ft.).
Vitrified clay sewer pipe No. ISS 6": $0.27 (per lin. ft.).
Flue lining, 9 x 9: $0.37½ (per lin. ft.).
Flue lining, 9 x 13: $0.57½ (per lin. ft.).
Flue lining, 13 x 13: $0.72½ (per lin. ft.).
Gypsum wallboard, 3/8": $0.04 (per sq. ft.).
Gypsum sheathing, ½": $0.04½ (per sq. ft.).
Asphalt roofing, 90 lb. mineral surface: $2.50 (roll).
Asphalt or tarred felt, 15-lb.: $2.50 (roll).
Asphalt or tarred felt, 30-lb.: $2.50 (roll).
Asphalt shingles, 210 lb. (3 in 1) thickbutt: $6.00 (per 100 sq. ft.).
Asphalt shingles, 165 lb. 2 tab. hexagon: $5.00 (per 100 sq. ft.).
Fibre insulation board, ½" std. lath and board: $0.05 (per sq. ft.).
Fibre insulation board, 25/32" asphalt sheathing: $0.06½ (per sq. ft.).
Asbestos cement siding, 12 x 24 or 27", std. colors: $8.00 (per 100 sq. ft.).
Asbestos cement siding 12 x 24 or 27", brilliant colors: $8.00 (per 100 sq. ft.).
Thermal insulation, blankets (paper backed) thick: $62.50 (per M sq. ft.).
Thermal insulation, batts (paper backed) 2" thick: $50.00 (per M sq. ft.).
Thermal insulation, batts (paper backed) full thick: $65.00 (per M sq. ft.).
Thermal insulation, loose in bags, modulated: $1.60 (bag 40#).

[F. R. Doc. 46-3943; Filed, Mar. 11, 1946; 2:51 p. m.]

[Pittsburgh Adopting Order 24 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN SOUTHWESTERN PENNSYLVANIA AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Pittsburgh District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject of Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the southwestern Pennsylvania area consisting of the Counties of Westmoreland, Washington, Greene and Fayette, all in the State of Pennsylvania.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All maximum prices fixed by this order are delivered prices within a radius of five miles from the seller's yard. No extra charges for delivery are permitted except that on sales less than $10.00 a delivery charge not in excess of ten per cent of the amount of the sale may be added. All customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective at 12:01 a. m. March 1, 1946.

Issued this 15th day of February 1946.

WILLIAM K. HARRISON,
District Director.

SCHEDULE A

Delivered prices to purchasers for resale on an installed basis (this includes contractors) and to ultimate users (this includes consumers). See note below

Item	
Plaster:	
Hard wall	$25.00 (ton).
Gauging white	$2.25 (bag 100#).
Moulding white	$2.25 (bag 100#).
Keene's cement	$2.55 (bag 100#).
Finishing lime	$0.55 (bag 50#).
Gypsum lath, 3/8"	$30.00 (per M sq. ft.).
Metal lath:	
3.4 lb. painted diamond mesh.	$0.30 (sq. yd.).
3.4 lb. 3/8" high rib painted.	$0.32 (sq. yd.).
3.4 lb. 3/8" high rib galvanized	$0.42 (sq. yd.).
Corner bead wing type	$0.04 (ft.).
Corner bead expanded type.	$0.05 (ft.).
Portland cement (paper bag).	$0.85 (bag 94#).
Portland cement	$3.30 (bbl.).
Masonry mortar	$2.80 (bbl. 260#).
Mason's hydrated lime	$0.50 (bag 50#).
Waterproof cement:	
Gray	$1.05 (bag 94#).
White	$2.75 (bag 94#).
Plain white cement	$2.40 (bag 94#).
Hi-Early cement	$1.05 (bag 94#).
Concrete block, hollow sand, plain face:	
8 x 8 x 16	$0.19 (each).
8 x 12 x 16	$0.27 (each).
Fire clay	$1.25 (bag 100#).
Clay drain tile:	
3"	$0.07 (ft.).
4"	$0.09½ (lin. ft.).
6"	$0.195 (lin. ft.).
Vitrified clay sewer pipe:	
4"	$0.38 (2 ft. joint).
6"	$0.54 (2 ft. joint).

NOTE: These prices are delivered prices within a radius of 5 miles of the seller's yard. No additions for delivery may be made to these prices except that on sales less than $10.00 ten percent of the amount may be added for delivery charge.

Delivered prices to purchasers for resale on an installed basis (this includes contractors) and to ultimate users (this includes consumers). See note below

Flue lining:	
8½ x 8½	$0.75 (2 ft. length).
8½ x 12½	$1.13 (2 ft. length).
Gypsum wallboard, 3/8"	$40.00 (M sq. ft.).
Asphalt roofing, 90-lb. mineral surface.	$2.90 (roll).
Asphalt or tarred felt:	
15 lb	$2.75 (roll) 4 sq. (432 sq. ft.).
30 lb	$2.75 (roll) 2 sq. (216 sq. ft.).
Asphalt shingles (3 in 1) 210 lb.	$6.50 (square).
Fiber insulation board:	
½" lath and board—std.	$55.00 (M sq. ft.).
25/32"	$65.00 (M sq. ft.).
Asbestos cement siding, 12 x 24 or 27, brilliant colors.	$9.25 (square).
Asbestos cement roofing, shingle—economy cut.	$9.75 (square).
Asbestos cement siding, 12 x 24 or 27, standard colors.	$8.25 (square).
Thermal insulation:	
Loose (in bags) plain	$55.00 (ton).
Batts (paper backed), full thick, 3".	$65.00 (M sq. ft.).

NOTE: These prices are delivered prices within a radius of 5 miles of the seller's yard. No additions for delivery may be made to these prices except that on sales less than $10.00 ten percent of the amount may be added for delivery charge.

[F. R. Doc. 46-3957; Filed, Mar. 11, 1946; 2:56 p. m.]

[Jackson Order G-1 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN JACKSON, MISS., TRADE AREA

Section 1 of Order No. G-1 under General Order No. 68, issued December 20, 1945, and effective December 29, 1945, is amended as follows:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in the Jackson Trade Area.

The Jackson Trade Area for the purposes of this order consists of Hinds, Rankin, Copiah and Madison Counties in the State of Mississippi.

This amendment is effective as of December 29, 1945.

Issued this 21st day of February 1946.

W. E. HOLCOMB,
District Director.

[F. R. Doc. 46-3962; Filed, Mar. 11, 1946; 2:57 p. m.]

[Jackson Order G-2 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN GULF COAST AREA

Section 1 of Order No. G-2 under General Order No. 68, issued February 6, 1946 and effective February 11, 1946, is amended as follows:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in the Gulf Coast Area.

The Gulf Coast Area for the purposes of this order consists of Harrison, Pearl River, Jackson, Hancock, Stone and George Counties in the State of Mississippi.

This amendment is effective as of February 11, 1946.

Issued this 21st day of February 1946.

W. E. HOLCOMB,
District Director.

[F. R. Doc. 46-3964; Filed, Mar. 11, 1946; 2:58 p. m.]

[Region V Order G-16 Under RMPR 251]

PLUMBING SERVICES IN HARRIS COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

SECTION 1. *What this order does.* Except as hereinafter provided, this order establishes maximum prices for all sales of plumbing services and all sales of plumbing fixtures, specialties, and materials on an installed basis when sold in the geographical area comprising the cities of Houston, West University Place, Bellaire, Southside Place, Pasadena, Galena Park, and South Houston, Texas. The term "you" or "your" when used in this order refers to anyone covered by this order.

A. The term "plumbing services" as used in this order includes all services performed by plumbers or plumbing establishments in the installation, maintenance, and repair of materials and fixtures used in providing means for control of the supply and distribution of water and gas, for reception and removal of waste or surplus water and sewage, and for the heating of buildings by the use of furnaces.

B. *Exemption.* This order does not cover sales of plumbing services and installed commodities by general contractors when purchased by such contractors from persons otherwise subject to this order and resold together with other installed building materials and construction services in connection with the erection or repair of a building or structure.

SEC. 2. *Maximum prices where entire plumbing job is subcontracted.* If you are covered by this order and subcontract the entire plumbing job and perform none of the work in connection with the job, your maximum prices are the same as your subcontractor's maximum prices determined under the following provisions of this order.

SEC. 3. *Maximum prices for small jobs.* If you perform a small job as the term is defined hereinafter, you determine your maximum price under this section.

A. *Definition of a small job.* A small job as the term is used in this section means any plumbing job the maximum price for which does not exceed $250.00 computed in accordance with the provisions of this section, or any plumbing job the maximum price for which does exceed $250.00 as computed under this section for which you elect to charge no more than $250.00.

B. *How you determine your maximum price for a small job.* Your maximum charge for a small job shall not exceed the sum of the maximum charges hereinafter established in this paragraph B for labor, materials, specialties, fixtures, work subcontracted and special equipment.

a. *Maximum hourly labor charge.* You determine your maximum hourly service charge for labor used in supplying plumbing services depending upon the legal wage rate paid your employees. Your hourly service charges are established as follows:

Where authorized hourly straight time wage rate paid employee is:	*Maximum hourly service charge*
$2.00 and over	$3.25
$1.625 to but not including $2.00	3.00
$1.375 to but not including $1.625	2.50
$1.125 to but not including $1.375	2.00
$1.00 to but not including $1.125	1.75
$0.85 to but not including $1.00	1.50
$0.75 to but not including $0.85	1.25
Less than $0.75	1.00

1. *Overtime.* If your customer specifically requests you to perform plumbing services during hours for which you must pay your employee either time and a half or double time, you may increase the straight time maximum hourly service charge set forth above 50% where time and one half is paid and 100% where double time is paid.

2. *Minimum labor charge.* For any job which requires less than one hour of labor, you may make a charge of either $3.00 or the amount which you are permitted to charge for one hour of journeymen's service as hereinbefore provided.

3. *Hourly charge for journeyman or master plumbers owning their own establishment.* If you own your own establishment and you perform plumbing services subject to this section, you shall compute your maximum hourly service rates for services actually performed and supplied by you as follows:

(i) An hourly service charge of $3.00 or

(ii) The hourly service charge which you are authorized to charge for journeyman's services as hereinbefore established in this paragraph.

b. *Maximum charge for fixtures.* The term "fixtures" includes such plumbing facilities as bathtubs, lavatories, commodes, hot water tanks, water heaters, floor furnaces, stokers and all other plumbing appliances except those defined below as "materials" or "specialties". Your maximum charge for fixtures supplied shall be computed by adding to your legal cost for fixtures delivered to your shop or storeroom a markup of 33⅓%.

c. *Maximum charge for materials.* "Materials" include all items used in the installation or repair of plumbing fixtures, except fixtures and plumbing specialties, which are necessary for the installation, maintenance or repair of plumbing facilities, including but not limited to all pipe, pipe fittings and lead. Your maximum charge for materials shall be computed by adding to your legal cost of materials delivered to your shop or storeroom a markup of 33⅓%.

d. *Maximum charge for specialty items.* "Plumbing specialties" include small items used in the repair of plumbing fixtures which are known to the trade as plumbing specialties. The term includes items such as washers, flush valves, float balls and trip levers and other items, except those defined above as materials. You may determine your maximum prices for any specialty items used by using either of the two following methods:

1. *Method No. 1.* You may use your present maximum prices, provided you file a complete list of all of the specialty items which you sell in accordance with the filing provisions of Sec. 5 hereinafter set forth.

2. *Method No. 2.* If you do not elect to use Method 1, or fail to file a complete

list you must determine your maximum prices by adding to your legal cost of specialty items used, delivered to your shop or storeroom, a markup of 100%.

NOTE: You must elect to determine your maximum prices for all specialties priced under this section by either one of the two above methods; furthermore, you must advise your District OPA office of which method you elect to use as will hereinafter be required in Sec. 5.

e. *Maximum charges for work subcontracted.* If, as a plumbing contractor, you actually supply part of the plumbing services and/or installed commodities on a small job, and subcontract the remainder, your maximum charge for such work subcontracted shall be computed by adding to the maximum price paid to your subcontractor (not to exceed the subcontractor's legally established maximum price) a markup of 15%.

f. *Extra charge for electric sewer cleaning devices.* You may make a maximum charge for use of the machine of $1.50 per hour for each hour that electric sewer cleaning devices are used in supplying plumbing services subject to this section.

C. *Pricing practices to be used in computing maximum prices under this section*— (a) *Measurement of hours of labor.* The number of hours to be charged against any job shall be counted from the time the workman leaves the shop or the previous job (whichever is later) until he completes the job, if he proceeds to another job, or until he returns to the shop, if he proceeds there directly. The hours for which charges are made must not exceed those shown in your payroll records or those shown in the records which you are required to keep by other provisions in this order.

b. Hourly service rates for a plumbers' team consisting for example of one or more journeyman plumbers and one or more helpers, apprentices or laborers shall not exceed the sum of the maximum service charges as computed for the individual workman comprising the team.

D. *Definitions.* a. "Wage rates" mean the hourly wage rates in effect on October 3, 1942, or hourly wage rates which have been established or authorized subsequently by proper governmental agencies.

b. The term "journeyman plumber" refers to a person licensed by any municipal authority to perform plumbing services as a journeyman plumber.

c. The term "master plumber" refers to a person duly licensed by a municipal authority as a master plumber.

d. "Hourly service charge" means the hourly rate charged to the customer for each hour of labor expended in the performance of a plumbing job.

E. *Sales at a guaranteed price.* You may offer to sell small jobs covered by this section at a guaranteed or bid price, in which you agree to perform the entire small job at a fixed amount, provided, however, the price charged after the job is completed may not exceed the maximum price determined and established under this section. Even if your bid price is higher you may not charge in excess of the maximum price computed under this section.

F. *Prohibition against extra charges.* You are specifically prohibited from making any charges for any reason whatsoever other than those specifically permitted under this section.

SEC. 4. *Maximum prices for large jobs.* A. *General provisions*—a. *Applicability.* If you perform a large job, as the term is used herein, you must use this Sec. 4 in determining your maximum price.

b. *Definition of a "large job".* The term "large job" means any plumbing job which is not a small job, and, therefore, cannot be priced under Sec. 3 above.

c. *Determination of total direct cost.* Before you can determine your maximum price under this section, you must compute your total direct cost of a large plumbing job subject to this section. Your total direct cost is the sum of:

1. *Your direct cost.* The term means your actual cost of productive labor used on the job at legal wage rates (including labor insurance and labor taxes), materials, specialties and fixtures, not in excess of their maximum prices. The term does not include administrative expense, overhead, selling commissions, use of equipment, or any other indirect expense.

2. *Your actual cost of work subcontracted.* "Cost of work subcontracted" means the actual amount paid to your subcontractor not in excess of his legal maximum prices.

d. The percent markup specified below may be added to cost of work subcontracted in determining your charge for work subcontracted only if you have supplied part of the work in connection with the large plumbing job. If you have supplied none of the work in connection with the plumbing job and have sub-let the entire job, you must determine your maximum price under sec. 2 of this order.

B. *Large jobs supplied at a guaranteed or bid price.* If you supply a plumbing job subject to this section on a bid or guaranteed price, you determine your maximum price for such a job under this paragraph B.

a. *Definition of a bid or guaranteed price.* You supply a job at a bid or guaranteed price, if the following conditions are met:

1. Prior to the beginning of the job you enter into a written contract with the person to whom the services are to be supplied, and

2. The contract legally obligates you to perform the entire job for a stipulated lump sum or total price.

b. *Maximum prices for large jobs where your total direct cost does not exceed $750.00.* 1. If your total direct cost (including direct cost plus cost of work subcontracted) does not exceed $750.00, the maximum price which you may charge is the amount of the bid or guaranteed price at which you have obligated yourself to perform the job, or an amount not to exceed the sum of the following, whichever is lower:

(i) Your direct cost (as defined in A. c. 1. of this section) plus 30% thereof, and

(ii) Your actual cost of work subcontracted, not to exceed your subcontractor's legal ceiling price, plus 10% thereof.

c. *Maximum prices for large jobs where total direct cost exceeds $750.00.*

1. If your total direct cost (including direct cost plus cost of work subcontracted) exceeds $750.00, the maximum price which you may charge is the amount of the bid or guaranteed price at which you have obligated yourself to perform the job, or an amount not to exceed the sum of the following, whichever is lower:

(i) Your direct cost (as defined in A. c. 1. of this section) plus 25% thereof, and

(ii) Your actual cost of work subcontracted, not to exceed your subcontractor's legal ceiling, plus 10% thereof.

C. *Large jobs supplied under a cost plus contract.* If you supply a large plumbing job on a cost plus basis or on any other basis than a bid or guaranteed job for which maximum prices are established in paragraph B, you must establish your maximum prices under this paragraph.

a. *Maximum prices for large cost plus jobs where your total direct cost does not exceed $750.00.* 1. If your total direct cost (including direct cost plus cost of work subcontracted) does not exceed $750.00, the maximum price which you may charge must not exceed the sum of the following:

(i) Your direct cost (as defined in A. c. 1. of this section) plus 20% thereof, and

(ii) Your actual cost of work subcontracted, not to exceed your subcontractor's legal ceiling price, plus 10% thereof.

b. *Maximum prices for large cost plus jobs where your total direct cost exceeds $750.00.*

1. If your total direct cost (including direct cost plus cost of work subcontracted) exceeds $750.00, the maximum price which you may charge must not exceed the sum of the following:

(i) Your direct cost (as defined in A. c. 1. of this section) plus 15% thereof, and

(ii) Your actual cost of work subcontracted, not to exceed your subcontractor's legal ceiling, plus 10% thereof.

SEC. 5. *Filing and reporting of maximum prices.* If you sell services subject to this order, you must within 15 days after the effective date hereof, or, in case you are a new seller, before first offering to sell such services, file with the Industrial Materials Section of the Houston, Texas, District Office of the Office of Price Administration the following information:

A. *Your Legal Wage Rate* which you are authorized to pay for each class of workmen whom you employ.

B. *The Maximum Hourly Service Charges* which you propose to use in calculating your maximum price for small jobs of $250.00 or less for each class of workmen determined in accordance with the provisions of Sec. 3.

C. A statement of whether you elect to use Method No. 1 or Method No. 2 under Sec. 3 B. d. in determining your maximum charges for plumbing specialty items in pricing small jobs. If you elect to use Method No. 1, you must file a complete list of all specialty items which you offer for sale setting forth a description of each item and its maximum price. You must supplement this list if new items are offered for sale thereafter.

SEC. 6. *Record keeping, sales slips and notification to purchaser*—A. *Record keeping.* If you make sales subject to this order, you must keep the following records available in your place of business for inspection by the Office of Price Administration:

a. The actual time expended by each employee on any particular job covered by this order.

b. The hourly wage rate and total amount of wages paid for each such employee on each job which you perform subject to this order.

c. The amounts paid and copy of invoices for work subcontracted. The invoice which you receive from subcontractors must conform to the invoice requirements in this order.

d. Your direct cost, as the term is defined in a. c. 1, of Sec. 4, which you expended for each large job which you performed.

B. *Sales slips and invoices.* For each plumbing job which you supply subject to this order, you must give the purchaser, irrespective of whether he is a consumer or another contractor, an invoice containing the following information:

a. Your name and address.

b. A statement that your maximum prices have been determined under either Secs. 2, 3 or 4 of this order, depending upon which section is applicable.

c. If your maximum charge has been determined under Sec. 3, the invoice must show separately the amounts charged for labor, materials, fixtures, specialties and work subcontracted and for the use of special equipment.

d. If the invoice is rendered in accordance with performing a large job priced under Sec. 4, it must contain a statement of whether your maximum price was computed under paragraph B or C of Sec. 4.

e. Your invoice must further contain a statement that prices charged do not exceed maximum prices established by this order.

f. You must keep a duplicate of this invoice in your place of business and make it available for inspection by the Office of Price Administration.

SEC. 7. *The effect of this order with reference to other regulations.* This order supersedes sections 6, 7 and 8 (a) of Revised Maximum Price Regulation No. 251 with respect to plumbing services subject to this order when supplied in the described areas, except where it is otherwise provided herein.

SEC. 8. *Additions for amounts paid as permits to municipal authorities.* Any seller subject to this order may add to the maximum price of a job as determined hereunder the actual dollars and cents amount paid to any municipal authority for a permit or permission to perform such job, or for the inspection thereof by such municipal authority. This addition may be made only if a separate statement thereof is made on the invoice supplied to the buyer.

SEC. 9. *Enforcement.* A. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

B. Persons who have any evidence of any violation of this order are urged to communicate with the Houston, Texas, District Office of the Office of Price Administration.

SEC. 10. *Revocation and amendment.* This order may be revoked or amended at any time, either by a specific action on the part of the Regional Administrator, Region V, or the issuance of any price regulation or amendment by the Price Administrator, the provisions of which are contrary hereto.

SEC. 11. *Prices less than maximum.* Lower than maximum prices may be charged, paid, or received.

This order shall be effective January 31, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250; 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681).

Issued at Dallas, Tex., this 17th day of January 1946.

E. A. SPARIKY,
Acting Regional Administrator.

[F. R. Doc. 46-3944; Filed, Mar. 11, 1946; 2:51 p. m.]

[Region V Order G-16 Under RMPR 251, Amdt. 1]

PLUMBING SERVICES IN HARRIS CO., TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of the Office of Price Administration, Region V, by section 9 of RMPR 251; *It is hereby ordered*, That Order No. G-16 issued under RMPR 251 on January 17, 1946 for Construction Services and Sales of Installed Building Materials Plumbing Services supplied in Harris County, Texas, be and the same is hereby amended as follows:

A. The terminology, "This order shall be effective January 31, 1946" set forth in Sec. 11 is revoked, changed and amended to read as follows: "This order shall be effective February 7, 1946."

B. Sec. 4. A. c. 1 is revoked, changed and amended to read as follows:

1. *Your direct cost.* The term means actual cost of productive labor used on the job at legal wage rates (including labor insurance and labor taxes), materials, specialties and fixtures not in excess of their maximum prices, *Provided, however*, That a seller using his own power driven equipment, other than truck or vehicles, necessary to supply a plumbing job, may include as part of his direct costs an amount not in excess of his legal rate determined under 6 or 7 of RMPR 251. The term Direct Cost does not include administrative expense, overhead, selling commission, use of trucks, automobiles and other vehicles or the use of equipment not specifically permitted above, or any other indirect expense.

2. A new paragraph "D" shall be added to Sec. 5 and shall read as follows:

D. A statement of the charge which will be included in the computation of total direct cost for the use of each piece of power driven equipment owned by the seller. This statement must give a description of the equipment together with a statement of the charges which will be used.

The provisions of A above shall become effective immediately.

The provisions of B above shall become effective as of February 7, 1946.

Issued at Dallas, Tex., this 30th day of January 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-3945; Filed, Mar. 11, 1946; 2:51 p. m.]

[Region V Order G-21 Under RMPR 251, Amdt. 1]

MINERAL WOOL INSULATION IN DALLAS COUNTY, TEXAS

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered that section (h) of Order No. G-21 under section 9 of Revised Maximum Price Regulation No. 251 be and it is hereby revoked and amended to read as follows:

(h) *Records, invoicing and notification requirements*—(1) *Record-keeping requirements.* Every seller of mineral wool insulation sold on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall preserve records showing the following information:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I, including category number and drawing number.

(v) The terms of sale.

(vi) A statement of any special insulation and related work and incidental construction work.

(2) *Invoicing requirements.* Any seller subject to this order, upon request of a purchaser, must furnish an invoice which contains all of the information set out in paragraphs (i) through (vi) of section (h) (1) of this order.

(3) *Notification requirements.* Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order as well as a copy of Revised Maximum Price Regulation No. 251.

Except as herein amended or revised, Order No. G-21 under section 9 of Revised Maximum Price Regulation No. 251 shall be and is continued in full force and effect in all other respects.

The Retailer's Occupation Tax of the

and sizes of solid fuels. Charges for

Domestic

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681).

Issued at Dallas, Texas, and effective on this 25th day of February 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-3965; Filed, Mar. 11, 1946; 2:58 p. m.]

[Region VI Order G-16 Under RMPR 122, Amdt. 110]

SOLID FUELS IN LINCOLN, NEBR., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

In Appendix No. 15 to Order No. G-16, covering the Lincoln, Nebraska, Area, paragraph (b), *Price schedule*, paragraph II, subparagraph D, is amended to read as follows:

	Delivered per ton
D. Production group Nos. 5, 5A and 5B (includes all mines in Sebastian County, Ark.):	
1. Production group No. 5 (strip mines) mine index Nos. 484, 511, 547, 548, 601, 630, 1004, 1010, 1019, 1020, 1023, 1026, 1029, 1033, 1043 only:	
(a) Lump, grate, furnace, and egg—size group Nos. 3A, 6, 7, and 8	$13.40
(b) Lump—size group No. 3	13.25
2. Production group No. 5 (strip mines) mine index No. 1001, 1005 only:	
(a) Lump, grate, furnace, egg—size group Nos. 3A, 6, 7 and 8	13.70
(b) Lump—size group No. 3	13.55
3. Production group No. 5B (underground mines solid shot) mine index Nos. 56, 79, 80, 170, 182, 198, 329, 336, 340, 349, 603, 611, 1011, 1017, 1027, 1038, and 1043:	
(a) Lump, grate, furnace, egg—size group Nos. 3A, 6, 7, and 8	13.90
(b) Lump—size group No. 3	13.75
4. Production group No. 5A (underground mines machine cut), mine index Nos. 2, 34, 89, 106, 580, 608, and 627 only:	
(a) Lump, grate, furnace, egg—size group nos. 4, 6, 7, and 8	14.65
(b) Lump—size group No. 5	14.50
5. Production group No. 5A (underground mines machine cut):	
(a) Lump, grate, furnace, egg—size group Nos. 4, 6, 7, and 8:	
(i) Mine index No. 121 only	15.15
(ii) Mine index No. 13 only	14.80
(iii) Mine index No. 144 only	15.05
(b) Lump—size group No. 5:	
(i) Mine index No. 121 only	15.00
(ii) Mine index No. 13 only	14.65
(iii) Mine index No. 144 only	14.90

This Amendment No. 110 to Order No. G-16 shall be effective immediately and shall continue in effect until April 30, 1946.

Issued this 1st day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-3950; Filed, Mar. 11, 1946; 2:54 p. m.]

[Region VIII, Order G-6 Under MPR 376]

SPECIALLY PACKED TOMATOES IN SAN FRANCISCO REGION

For reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by section 4 (c) of the Maximum Price Regulation No. 376; *It is hereby ordered:*

(a) The maximum price per pound in Region VIII at which any person may sell stripped and ripened tomatoes packed in sealed, cellophane-faced one-pound or two-pound, cardboard cartons shall be the "carlot price per pound" plus six (6) cents. No extra allowance may be added for outer shipping containers.

(b) This order shall not apply to sales to ultimate consumers (other than industrial or commercial users).

(c) *Definitions.* (1) "Region VIII" means the States of Washington, Oregon (except Malheur County, California, Nevada, Arizona (except those portions of Cocnino and Mohave Counties north of the Colorado River), and the following Counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

(2) "Carlot price per pound" means the maximum price per pound provided by any regulation or order at the place of sale for tomatoes sold in carlots. For the purposes of this order the place of sale may be deemed a wholesale receiving point.

(d) In respect to the sales covered by this order, this order supersedes any other order issued by the Regional Administrator of the Office of Price Administration.

(e) This order may be revoked, amended, or corrected at any time.

This order shall become effective February 12, 1946.

Issued this 12th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

Approved:

R. M. WALKER,
Chief, Western Division, Fresh Fruits and Vegetables Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-3967; Filed, Mar. 11, 1946; 2:59 p. m.]

[Region VI Order G-16 Under RMPR 122, Amdt. 95]

SOLID FUELS IN JACKSONVILLE, ILL. AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Appendix No. 27 to Order No. G-16 is amended in the following respects:

1. Paragraph (b) *Price schedule* is amended to read as follows:

(b) *Price schedule.* (1) Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for "Domestic Delivered" sales by dealers in lots of one (1) ton or more of specified kinds and sizes of solid fuels. Discounts are set forth in section (c). Service charges are set forth in section (d). Charges for treatment of coal are set forth in section (e). Definitions are set forth in section (f).

	Domestic 1 ton, delivered (per ton)
I. High volatile bituminous coal from district No. 8, (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina):	
1. Lump and egg size group Nos. 1, 2, and 3. All lump coal bottom size larger than 2"; all double screened egg coal bottom size larger than 3". In price classification A. Mine index Nos. 49 and 50 only	$10.60
II. High volatile bituminous coal from district No. 9, (western Kentucky):	
1. Lump and egg size group Nos. 1–6, inc. (All single screened lump coal and all double screened raw, washed or air-cleaned egg coals top size larger than 2".) No. 14 and stray seams	6.83
III. High volatile bituminous coal from district 10 (Ill.):	
A. Southern subdistrict price group Nos. 1, 2, and 8, deep machine mines:	
1. Lump and egg size group Nos. 1, 2, and 3. (All lump and egg coals bottom size larger than 2" washed or raw	7.64
2. Egg, stove, and nut. Size group Nos. 4, 5, 6, and 8. (All egg and stove coals bottom size 2" and smaller washed or raw)	7.26
3. Special stoker size group Nos. 21, 22 and 28. (All washed or air-cleaned nut and pea coal bottom size larger than 1 millimeter and top size not exceeding 2"; also all dry dedusted special stoker bottom size larger than 28 mesh rnd top size not exceeding 3/8"	6.93
4. Washed and dedusted screenings size group Nos. 23, 24, 26 and 27. (All washed, air-cleaned or dry dedusted screenings top size not exceeding 2")	6.37
B. Duquoin subdistrict price group 11 deep machine mines:	
1. Lump and egg size group Nos. 1, 2 and 3. All lump and egg coals bottom size larger than 2" washed or raw. From the Kathleen mine of the Union Colliery Co., mine index 77 only	7.03
C. Central subdistrict deep machine mines:	
1. Lump and egg size group Nos. 1, 2 and 3. All lump and egg coals, bottom size larger than 2" washed or raw:	
(a) Price group No. 13E mine index Nos. 130 and 131	5.91
(b) Price group No. 12E mine index Nos. 25 and 132	5.55
(c) Price group Nos. 12 and 13	5.75
D. Belleville subdistrict. Hand loading mines and mine index Nos. 48 and 1317. Price group Nos. 16–22 inclusive:	
1. Lump and egg size group Nos. 1, 2 and 3. All lump and egg coals, bottom size larger than 2" washed or raw	6.56
IV. Pennsylvania anthracite:	
1. Egg, stove and nut	17.30
V. By-product coke, Solvay or Koppers:	
1. Egg, stove and nut	15.15

The Retailer's Occupation Tax of the State of Illinois is included in the above maximum prices.

(2) To the above maximum prices there may be added the Federal Transportation Tax of 4¢ per ton.

(3) "Commercial Sales" shall continue to be priced under the provisions of Revised Maximum Price Regulation No. 122.

(4) On a "Domestic Delivered" sale of less than one (1) ton the price shall be in the same proportion to the price per ton as the fraction of a ton sold is to one (1) ton, plus the dealer's customary charge, if any, for such deliveries in effect during the base period, December 1941, provided that the total price (including the delivery charge) shall not exceed the price for one (1) ton of the particular coal as established above. For example: If the one (1) ton price is $10.50, the price of ½ ton would be $5.25 plus the dealer's customary base period charge. If such charge was 15¢, for example, the price would be $5.40. The price of sales in excess of one (1) ton shall be proportional to the price per ton and no additional charge for delivery may be made.

2. Paragraph (c), *Discounts* is amended to read as follows:

(c) *Discounts.* The maximum prices set forth in section (b) (1) shall be subject to the following discounts:

(1) On sales of coal to other dealers when picked up at the dealer's yard: $1.10 per ton.

(2) On sales of coal to domestic consumers when picked up at the dealer's yard: $0.60 per ton.

The maximum prices established by this Amendment No. 95 to Revised Order No. G-16 under Revised Maximum Price Regulation No. 122, as amended, supersede those established pursuant to the adjustment authorized by Regional Orders No. G-27 and G-29.

This Amendment No. 95 to Order No. G-16 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 13th day of February, 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-3963; Filed, Mar. 11, 1946; 2:59 p. m.]

[Region VI Order G-16 Under RMPR 122, Amdt. 101]

SOLID FUELS IN COUNCIL BLUFFS, IOWA

An opinion accompanying this amendment has been issued simultaneously herewith. Appendix No. 23 to Order No. G-16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Paragraph (b) *Price schedule*, is amended to read as follows:

(1) Immediately below and as a part of this section (b) is a Price schedule that sets forth maximum prices for "Domestic Delivered" sales by dealers in lots of one (1) ton or more of specified kinds and sizes of solid fuels. Charges for treatment of coal are set forth in section (c). Discounts are set forth in section (d). Service charges are set forth in section (e). Definitions are set forth in section (f). Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On "Domestic Delivered" sales of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 25¢, but in no event shall the total price be in excess of that for a sale of 1 ton; for example, if the price of 1 ton is $8.56, the price of ½ ton would be $4.28 plus 25¢ or a total of $4.53; the price of ¾ ton would be $6.42 plus 25¢ or a total of $6.67.

(ii) On "Domestic Delivered" sales of more than 1 ton, for each fraction of a ton sold, the price shall be proportional to the price per ton; for example, if the price of 1 ton is $13.60, the price of 1½ tons would be $20.40.

PRICE SCHEDULE	*Domestic delivered per ton*
I. High volatile bituminous coal from district No. 9 (western Kentucky):	
1. Washed nut and pea—size group Nos. 17–22 inclusive. (All washed or air-cleaned, double screened nut, stoker and pea coal, top size not exceeding 2") No. 11 seam	$8.66
II. High volatile bituminous coal from district No. 10 (Illinois):	
A. Southern subdistrict, price group Nos. 1, 2, and 8, deep machine mines:	
1. Lump and egg, size group Nos. 1, 2, and 3 (all lump and egg coals bottom size larger than 2" washed or raw)	10.10
2. Egg and stove, size group Nos. 4, 5, 6 and 8 (all egg and stove coals bottom size 2" and smaller washed or raw)	10.05
3. Special stoker, size group Nos. 21, 22, and 28 (all washed or air cleaned. Nut and pea coal bottom size larger than 1 millimeter and top size not exceeding 2"; also all dry dedusted special stoker bottom size larger than 28 mesh and top size not exceeding 3/8")	8.85
4. Washed screenings, size group Nos. 23 and 24 (all washed or air cleaned screenings top size not exceeding 2") Common trade name S. P. stoker	8.25
B. Belleville subdistrict, price group Nos. 10 and 16–22 inclusive:	
1. Lump and egg, size group Nos. 1, 2, and 3 (all lump and egg coals bottom size larger than 2" washed or raw):	
(a) Deep machine mines	9.40
(b) Strip mines	9.35
III. High volatile bituminous coal from district No. 12 (Iowa):	
A. Centerville origin group:	
1. Chunk and lump, size group Nos. 1 and 2:	
(a) Deep machine mines	9.42
(b) Strip mines	9.15
2. Small egg, size group No. 4. Including 4" x 2" egg:	
(a) Deep machine mines	9.18
(b) Strip mines	8.91

PRICE SCHEDULE—Con.	*Domestic delivered per ton*
IV. Bituminous coal from district No. 14 (Arkansas, Oklahoma). Following is a description of size group numbers referred to in the price schedule for this district:	
(a) 3A, All solid-shot or strip mined, singled screened lump coals, bottom size larger than 2½".	
(b) 3, All solid-shot or strip mined, single screened lump coals, bottom size not exceeding 2½".	
(c) 4, All machine cut, single screened lump coals, bottom size not less than 2½".	
(d) 5, All machine cut, single screened lump coals, bottom size less than 2½".	
(e) 6, All double screened coals bottom size larger than 4".	
(f) 7, All double screened coals, top size larger than 4", and bottom size larger than 2½" but not exceeding 4".	
(g) 8, All double screened coals, top size larger than 4" and bottom size not exceeding 2½"; also all double screened coals, top size larger than 3" but not exceeding 4" and bottom size larger than 2".	
(h) 9, All double screened coals, top size larger than 3" but not exceeding 4" and bottom size not exceeding 2"; also all double screened coals, top size larger than 2½" but not exceeding 3" and bottom size larger than 1½".	
(i) 10, All double screened coals, top size larger than 2½" but not exceeding 3" and bottom size not exceeding 1½"; also all double screened coals, top size not exceeding 2½" and bottom size larger than 1½".	
(j) 11, All double screened coals, top size larger than 1½" but not exceeding 2½" and bottom size larger than 7/8" but not exceeding 1½".	
(k) 12, All double screened coals top size larger than 1½" but not exceeding 2½" and bottom size not exceeding 7/8"; also all double screened coals, top size larger than 1¼"; but not exceeding 1½" and bottom size larger than 7/8".	
(l) 13, All double screened coals, top size larger than 1¼" but not exceeding 1½" and bottom size not exceeding 7/8"; also all double screened coals, top size not exceeding 1¼" and bottom size larger than 3/8".	
A. Production group No. 1 (includes all mines in Pope County, all mines in the "Spadra field" of Johnson County, Arkansas, and all mines in the Scranton field of Logan County, Ark.): Strip mines, mine index Nos. 593, 1014, 1021, 1030, 1040, 1047, 1050, 1051 only:	
1. Furnace, grate, and egg, size group Nos. 6, 7, and 8	$13.85
2. Range and chestnut size group Nos. 12 and 13	14.00

Price Schedule—Con.	*Domestic delivered per ton*
IV. Bituminous coal from district No. 14—Continued.	
B. Production group No. 3A (includes all mines in the "Paris Field" of Logan County, Ark., and mines in Franklin County located in the Paris Basin):	
1. Underground mines machine cut, mine index Nos. 76, 110, and 132 only: (a) Lump, furnace, grate, and egg size group Nos. 4, 6, 7, and 8	$14.35
2. Underground mines machine cut, mine index Nos. 77 and 117 only: (a) Lump, furnace, grate, and egg, size group Nos. 4, 6, 7, and 8	14.95
3. Underground mines machine cut, mine index Nos. 52 and 53 only: (a) Lump, grate, furnace, and egg, size group Nos. 4, 6, 7, and 8	14.70
4. Underground mine machine cut mine index Nos. 55 and 116 only: (a) Lump, grate, furnace and egg, size group Nos. 4, 6, 7, and 8	14.80
C. Production group Nos. 5 and 5A (all mines in Sebastian County, Ark.):	
1. Production group No. 5A (underground mines machine cut): (a) Lump, grate, furnace and egg, size group Nos. 4, 6, 7, and 8:	
Mine index Nos. 2, 34, 89, 106, 580, 608, and 627 only	14.45
Mine index Nos. 121 and 144 only	14.60
2. Production group No. 5. Strip mines, mine index Nos. 1001 and 1005 only: (a) Lump, grate furnace and egg size group Nos. 3A, 6, 7, and 8	13.45
D. Production group No. 6A (underground mines, machine cut). All mines in the "Panama field" of Leflore County, Okla. Mine index No. 15 only:	
1. Lump, grate, furnace and egg, size group Nos. 4, 6, 7, and 8	13.35
E. Production group No. 7A (underground mines, machine cut). All mines in the "Bokoshe and Milton field" of Leflore County, Okla., mines in the McCurtain field of Haskell County, all mines in Sequoyah County, Okla., mine index Nos. 22, 59, 134, 213, 495, 543, and 581 only:	
1. Lump, grate, furnace and egg—size group Nos. 4, 6, 7, and 8	14.10
F. Production group No. 8A (underground mines, machine cut). All mines in the Poteau-Wister Field in Leflore County, Okla. Mine index Nos. 23, 113, 123, 207, and 1031 only.	
1. Lump, grate, furnace and egg, size group Nos. 4, 6, 7 and 8	13.70
V. High volatile bituminous coal from District No. 15 (Missouri, Kansas, Oklahoma and Texas):	
A. Production group No. 1 (all mines in Cherokee, Crawford, Bourbon, Neosho, Lebette and Wilson Counties, Kansas and Barton, Jasper, Dade, Cedar and that part of Vernon County lying south of an east and west line drawn through the town of Nevada, Missouri) (strip mines):	

Price Schedule—Con.	*Domestic delivered per ton*
V. High volatile bituminous coal from District No. 15—Continued.	
A. Production group No. 1—Con.	
1. Lump and egg, size group Nos. 1, 2, and 3 (all lump coal with a bottom size 3" and smaller, all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")	$9.17
B. Production group No. 2, all mines in Linn County, Kansas and Bates, Henry, St. Clair, Miller, Morgan, Pettis and Johnson Counties; and that portion of Vernon County lying north of an east and west line drawn through the town of Nevada in Missouri (strip mines):	
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump coal with a bottom size 3" and smaller; all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")	8.27
2. Standard nut size group No. 6 (all double screened coals with a top size larger than 2" but not exceeding 3"; bottom size 1¼" and smaller)	8.07
C. Production group No. 3. All mines located in Boone, Calloway, Audrain, Randolph, Clark, Macon, Moniteau, Linn, Grundy, Harrison, Adair, Charlton, Schuyler, Putnam, Cole, Howard, Monroe, Warren, Lincoln, Sullivan, and Ralls Counties in Missouri (strip mines):	
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump coal with a bottom size 3" and smaller; all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")	8.27
2. Standard nut, size group No. 6 (all double screened coals with a top size larger than 2" but not exceeding 3", bottom size 1¼" and smaller)	7.82
3. Chestnut, size group No. 8 (double screened coals with a top size 1½" and smaller, bottom size larger than ⅜")	7.72
4. Special stoker, size group No. 11 (all double screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜")	7.82
D. Production group No. 9. All mines located in Coal County, Okla. (strip mines):	
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump coal with a bottom size 3" and smaller; all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")	11.77
E. Production group No. 10. All mines located in McIntosh and in Okmulgee Counties, Okla., deep shaft mines:	
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump coal with a bottom size 3" and smaller, all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")	11.80
2. Special stoker, size group No. 11 (all double screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜")	9.00

Price Schedule—Con.	*Domestic delivered per ton*
V. High volatile bituminous coal from District No. 15—Continued.	
F. Production group No. 11 (all mines located in Tulsa, Wagoner, Roger, Craig and Nowata Counties, Okla., and that part of Muskogee County, Oklahoma north of a line drawn straight east and west across Muskogee County, along the southern limits of the town of Porum, Oklahoma) strip mines:	
1. Lump and egg size group Nos. 1, 2 and 3 (all lump coal with a bottom size 3" and smaller; all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")	$9.57
2. Standard nut, size group No. 6 (all double screened coals with a top size larger than 2" but not exceeding 3", bottom size 1¼" and smaller)	9.12
3. Special stoker, size group No. 11 (all double screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜"	8.22
VI. Pennsylvania Anthracite:	
1. Egg, stove and nut	20.35
VII. Briquettes made from District No. 14 coals:	
1. Standard	14.76
2. White City	13.82

(2) The maximum prices for "Commercial Sales" shall continue to determine under the provisions of Revised Maximum Price Regulation No. 122.

2. Paragraph (d) *Discounts*, is amended to read as follows:

(d) *Discounts.* The maximum prices set forth in section (b) (1) shall be subject to the following discount:

On "Domestic sales" of coal picked up at the dealer's yard: $1.10 per ton.

The maximum prices established by this Amendment No. 101 to Order No. G–16 under Revised Maximum Price Regulation No. 122, as amended, supersede those established pursuant to the adjustment authorized by Regional Orders No. G–27, G–29 and G–30 as to dealers covered hereby.

This Amendment No. 101 to Order No. G–16 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 14th day of February 1946.

R. E. Walters,
Regional Administrator.

[F. R. Doc. 46-3948; Filed, Mar. 11, 1946; 2:52 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 104]

Solid Fuels in Waterloo, Iowa, Area

An opinion accompanying this amendment has been issued simultaneously herewith. Appendix No. 16 to Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Paragraph (b), *Price schedule*, is amended to read:

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for delivered sales by dealers in lots of one (1) ton or more of specified kinds and sizes of solid fuels. Service charges are set forth in section (c). Charges for treatment of coal are set forth in section (d). Discounts are set forth in section (e). Definitions are set forth in section (f). Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On delivered sales of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 40 cents, but in no event shall the total price be in excess of that for a sale of 1 ton; for example, if the price of 1 ton is $13.00; the price of ½ ton would be $6.50 plus 40 cents or a total of $6.90; the price of ¾ ton would be $9.75 plus 40 cents or a total of $10.15.

(ii) On delivered sales of more than 1 ton, for each fraction of a ton sold, the price shall be proportional to the price per ton; for example, if the price of 1 ton is $12.85, the price of 1½ tons would be $19.30.

(iii) On yard sales of any fraction of a ton, whether more or less than 1 ton, the price shall be proportional to the price per ton; for example, if the price of 1 ton at the yard is $12.10, the price of ½ ton would be $6.05; of 1½ tons—$18.15.

Price Schedule	*Delivered per ton*
I. Bituminous coal from district No. 3 (northern West Virginia):	
1. Lump and egg—size group No. 1 (all lump and double screened coals, bottom size larger than 2") in price classification A	$12.98
II. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):	
1. Lump and egg—size group Nos. 1 and 2 (all lump coal, bottom size 3⅜"; all egg coal, top size larger than 3", bottom size no limit) in price classification A	13.40
2. The price for coal described in subparagraph (1) shall not apply to coal produced by the Raleigh Wyoming Mining Co., Glen Rogers Mine, Mine Index No. 73. This latter coal shall be determined under the provisions of Revised Maximum Price Regulation No. 122, as amended.	
III. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee, and North Carolina):	
1. Lump—size group No. 3 (all single screened lump, bottom size larger than 2" but not exceeding 3") in price classification A, Mine Index No. 5805 only	13.10
2. Lump—size group Nos. 1 and 2 (all single screened lump, bottom size larger than 3") in price classification A, mine index nos. 49 and 50 only	12.90
All other price classification A coal	12.75
3. Lump—size group No. 2 (all single screened lump, bottom size larger than 3" but not exceeding 5") in price classification E, mine index No. 439 only	12.75

Price Schedule—Con.	*Delivered per ton*
III. High volatile bituminous coal from district No. 8—Continued.	
4. Lump—size group Nos. 1 and 2 (all single screened lump, bottom size larger than 3") in price classification D through J:	
(a) From Southern Appalachian Subdistrict No. 6	$12.35
(b) From all other subdistricts	12.20
Price classification K through P	12.00
5. Egg—Size Group Nos. 2 and 3 (all egg coal, top size larger than 3" and bottom size larger than 3":	
(a) Price Classification A Mine Index No. 49 and 50 only	12.65
(b) All others Price Classifications A Coals	12.50
6. Egg—Size Group No. 5 (all egg coal, top size larger than 5" but not exceeding 6" and bottom size larger than 2" but not exceeding 3"; and top size larger than 6" and bottom size 2" and smaller) In Price Classification D:	
(a) Southern Appalachian Subdistrict No. 6 only	12.30
(b) All other sub-districts	12.15
7. Egg—Size Group No. 6 (all egg coal, top size larger than 5" but not exceeding 6", and bottom size 2" and smaller; and top size 3" and larger, but not exceeding 5" and bottom size larger than 2" but not exceeding 3"). In Price Classification G through M	11.70
8. Stoker—Size Group No. 10 (all double screened stoker coals, top size not exceeding 1¼", and bottom size less than 1¼"):	
(a) In Price Classification A Mine Index Nos. 49 and 50 only	12.35
(b) All other Price Classification A Coal	12.15
(c) In Price Classification B through E	11.80
IV. High Volatile Bituminous Coal from District No. 9 (Western Kentucky):	
1. Stoker—Size Group Nos. 8–12 inc. (all raw double screened nut, stoker and pea coals—top size not exceeding 2" and bottom size larger than 10 mesh or 3/32" No. 6 Seam)	9.86
V High Volatile Bituminous Coal from District No. 10 (Illinois):	
A. Southern Sub-district Price Group Nos. 1, 2 and 8 (Deep Machine Mines):	
1. Lump—Size Groups Nos. 1 and 2 (all lump coal, bottom size larger than 3", Washed or Raw)	9.95
2. Egg—Size No. 3 (all egg coal—bottom size larger than 2", but not exceeding 3", Washed or Raw)	9.55
3. Stove—Size Group No. 8 (all stove coal—bottom size larger than ⅜" and top size larger than 1½" but not exceeding 2", Washed or Raw)	9.05
4. Special Stoker—Size Group Nos. 21, 22 & 28 (Washed or air-cleaned nut and pea coal—bottom size larger than 1 millimeter and top size not exceeding 2", and dry dedusted special stoker—bottom size larger than 28 mesh and top size not exceeding ⅜")	9.00
5. Dedusted Screenings — Size Group Nos. 26 & 27 (Dry dedusted screenings—top size not exceeding 2") (Common Trade Names—Universal or Commercial Stoker)	8.60

Price Schedule—Con.	*Delivered per ton*
V. High Volatile Bituminous Coal from District No. 10—Continued.	
B. Belleville and Duquoin Sub-districts, Price Group Nos. 10 and 16–22 inclusive:	
1. Egg—Size Group Nos. 2 & 3 (all egg coal, bottom size larger than 2" but not larger than 4", Washed or Raw):	
(a) Strip Mines	$8.90
(b) Deep Machine Mine	8.95
C. Central Sub-district, Price Group Nos. 12 & 13 (Deep Machine Mines):	
1. Lump—Size Group No. 1 (all lump coal, bottom size larger than 4", Washed or Raw)	8.90
2. Egg—Size Group Nos. 2 & 3 (all egg coal, bottom size larger than 2", but not larger than 4", Washed or Raw)	8.65
D. Fulton Peoria Sub-district, Price Group Nos. 24, 25 & 26 (Strip Mines):	
1. Egg—Size Group No. 2 (all egg coal—bottom size larger than 3" but not exceeding 4", Washed or Raw)	8.00
2. Stove—Size Group No. 8 (all stove coal—bottom size larger than ⅜" and top size larger than 1½" but not exceeding 2", Washed or Raw)	7.45
VI. High Volatile Bituminous Coal from District No. 11 (Indiana):	
1. Lump—Size Group No. 1 (all lump coal—bottom size larger than 4", Washed or Raw) from Mine Index No. 58 only	10.63
2. Lump—Size Group Nos. 1 & 2 (all lump coal—bottom size larger than 3", Washed or Raw) In Price Group Nos. 6 & 14	10.08
3. Egg—Size Group No. 3 (all egg coal—bottom size larger than 2" but not exceeding 3", Washed or Raw) In Price Group Nos. 6 & 14	9.83
4. Egg—Size Group Nos. 2 & 3 (all egg coal—bottom size larger than 2", but not larger than 4", Washed or Raw) In Price Group Nos. 7, 18 & 19	8.73
5. Stove—Size Group No. 8 (all stove coal—bottom size larger than ⅜", top size larger than 1½" but not exceeding 2", Washed or Raw) (In Price Group Nos. 6 & 14	9.23
6. Stoker—Size Group Nos. 9–12, inc. (Raw nut and pea coal—bottom size larger than 10 mesh or 3/32" and top size not exceeding 2") In Price Group Nos. 6 & 14	9.38
VII. Pennsylvania Anthracite:	
1. Egg, Stove and Nut	19.90
VIII. Coke—By Products:	
1. Solvay or Koppers—Egg, Stove or Nut	17.25

2. In Appendix No. 16, Paragraph (e), *Discounts*, is amended to read as follows:

(e) *Discounts.* The maximum prices set forth in section (b) shall be subject to the following discounts:

	Per ton
1. On yard sales to purchasers other than dealers	$0.60
2. On yard sales to other dealers	1.35
3. All discounts for sales in quantities and to classes of purchasers customarily extended during December 1941.	

The maximum prices established by this Amendment No. 104 to Appendix No. 16 under Order No. G–16 to Revised Maximum Price Regulation No. 122, as amended, supersede those established

pursuant to the adjustment authorized by Regional Orders No. G–27 and G–29.

This Amendment No. 104 to Order No. G–16 shall be effective immediately, and shall remain in effect until April 30, 1946.

Issued this 25th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-3931; Filed, Mar. 11, 1946; 2:45 p. m.]

[Des Moines Order G-1 Under Supp. Serv. Reg. 48 Under RMPR 165]

INVOICES AND RECORDS OF FARM IMPLEMENT REPAIR AND APPLIANCE REPAIR ESTABLISHMENTS IN DES MOINES, IOWA, DISTRICT

For the reasons set forth in the accompanying opinion, this order is issued:

SECTION 1. *What this order does.* This order requires the preparation and delivery of invoices to all purchasers of repair services, the retention of copies of such invoices in the seller's files and the keeping of certain records by all farm implement repair and all appliance repair establishments which use, in whole or in part, a customer's hourly rate in the pricing of any services which they supply.

SEC. 2. *Area covered.* This order is applicable to all farm implement repair and all appliance repair establishments, located within the Des Moines, Iowa District Office area. The Des Moines, Iowa District Office area includes the entire State of Iowa with the exception of the counties of Lyon and Osceola.

SEC. 3. *Invoices.* Each establishment to which this order is applicable must furnish each purchaser of repair services with an invoice containing the following information and must keep a copy thereof in its files for inspection by the Office of Price Administration:

(1) Name and address of establishment.
(2) The date.
(3) A brief description of each service supplied for which a separate charge is made.
(4) (i) If customer's hourly rate alone is used in pricing the service: The customer's hourly rate and the number of hours for which a charge is made (indicating overtime hours if charged for at overtime rates).

(ii) If flat rate manual or labor schedule is used in pricing the service or if time allowance for the service is fixed by OPA regulation: The title of the manual, schedule or OPA regulation; the number of other identification of the operation; the customer's hourly rate; and the number of hours for which a charge is made (indicating overtime hours if charged for at overtime rates).

(iii) If fixed charge is used in pricing the service: The fixed charge (i. e., a charge not computed by means of a customer's hourly rate).
(5) Total labor charge.
(6) Parts and materials furnished, and charges therefor.
(7) Any other charge (and specific indication of its nature).
(8) Total charge.

SEC. 4. *Records.* Every farm implement repair and appliance repair establishment must, if it has productive employees, keep the records indicated below and must make such records available for OPA inspection. "Productive employees" are employees who actually do repair work, as distinguished, for example, from supervisory, clerical, or stockroom employees:

(1) Name of each productive employee, together with number of regular and overtime hours worked each day;

(2) Name of each productive employee, together with total of regular and overtime hours worked during each pay period, and the total regular and overtime wages paid to that employee for the pay period;

(3) Total number of hours worked during each pay period by all productive employees on equipment in the stock of the repair establishment or covered by a guarantee, as well as any other hours worked for which no charge was made to the customer.

SEC. 5. *Automotive repair services.* This order does not cover automobile repair services or suppliers thereof. Almost identical invoice and record keeping requirements to those provided in this order are imposed on suppliers of automotive repair services by OPA Supplementary Service Regulation No. 49.

This order shall become effective March 1, 1946.

Issued this 20th day of February 1946.

J. M. KAMERICK,
Deputy District Director.

[F. R. Doc. 46-3935; Filed, Mar. 11, 1946; 2:47 p. m.]

[Region VII Order G–16 Under RMPR 122, Amdt. 107]

SOLID FUELS IN GARY, IND., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects: In Appendix No. 21, paragraph (b), *Price schedule*, is amended to read as follows:

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for delivered sales by dealers in lots of one (1) ton or more of specified kinds and sizes of solid fuels. Charges for treatment of coal are set forth in section (c). Discounts are set forth in section (e). Definitions are set forth in section (f). Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On delivered sales of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 25¢, but in no event shall the total price be in excess of that for a sale of 1 ton: for example, if the price of 1 ton is $10.15, the price of ½ ton would be $5.08 plus 25¢ or a total of $5.33: the price of ¾ ton would be $7.61 plus 25¢ or a total of $7.86.

(ii) On delivered sales of more than 1 ton, for each fraction of a ton sold, the price shall be proportional to the price per ton: for example, if the price of 1 ton is $13.70, the price of 1½ tons would be $20.55.

The price schedule lists maximum prices for the sale of coal on the basis of the type of mine operation by means of which it is produced. On sales of coal produced in District Nos. 7, 8 and 11, the prices established are similar for the same kind and size of fuel regardless of the type of mine operation. On sales of coal from District No. 10 (Illinois), prices for coal described in paragraph IV, A, 1 to 4 inclusive, apply to coal produced by deep machine mines only. The prices of by-product coke and briquettes are unaffected by the type of mine operation.

	1 ton delivered (per ton)
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):	
1. Lump and egg, size group Nos. 1 and 2 (all lump coal, bottom size ⅜"; also all egg coal top size larger than 3" bottom size no limit). Price Classification B	$11.60
2. Stove, size group No. 3 (all stove coal top size larger than 1¼", but not exceeding 3"; bottom size smaller than 3"). Price classification A	11.55
3. Nut, size group No. 4 (all nut or dedusted screenings top size larger than ¾" but not exceeding 1¼"; bottom size smaller than 1¼"). Price classification A	10.35
4. Pea or dedusted screenings size group No. 5 (top size not exceeding ¾"; bottom size smaller than ¾"). Price classification A	9.90
5. Screened mine run size group No. 6 (straight run of mine from which all or part of the screenings top size ¾" or ¾" have been removed). Price classification A and B	10.30
6. Coal from the Bradshaw Mine Southern Coal Corp., mine index No. 28 only:	
(a) Lump, size group No. 1 (all lump coal bottom size ¾")	11.85
(b) Egg, size group No. 2 (Top size larger than 3", bottom size no limit)	11.90
II. Low volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina):	
1. Screened mine run size group No. 6 (straight run of mine from which all or part of the screenings ¾" by 0 have been removed). Price classification C	10.30
III. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina):	
1. Lump and egg, size group Nos. 1, 2, and 3 (all single screened lump coal bottom size larger than 2"; also all double screened egg coals, bottom size larger than 3" but not exceeding 4"):	
(a) Price classification A—mine index 49 and 50 only	11.00
(b) Price classification E through H inclusive	10.45
(c) Price classification J through M inclusive	10.30
2. Egg size group Nos. 5 and 6 (all double screened egg coals, top size larger than 3" but not exceeding 6" and bottom size larger than 2" but not exceeding 3"; and top size larger than 5" and bottom size 2" and smaller) including 6" x 2", 5" x 3" and 6" x 3". Price classification B through K inc	10.50

	1 ton delivered (per ton)
III. High volatile bituminous coal from district No. 8—Continued.	
3. Stoker size group no. 10 (all double screened stoker coals, top size not exceeding 1¼ and bottom size less than 1¼"):	
(a) Price classification A—Mine index Nos. 49 and 50 only	$10.55
(b) Price classification C—Mine index No. 459 only	10.30
(c) Price classification C through G except mine index No. 125	10.10
4. Screenings size group No. 20 (screenings larger than ¾" x 0 but not exceeding 2" x 0. Price classification A—Mine index Nos. 49 and 50 only	9.15
IV. High volatile bituminous coal from district No. 10 (Illinois) A. Southern sub-district deep machine mines, price group Nos. 1, 2 and 8:	
1. Lump and egg, size group Nos. 1, 2, and 3 (all lump and egg coals bottom size larger than 2" washed or raw)	8.95
2. Egg and stove, size group Nos. 4, 5, 6, and 8 (all egg and stove coals bottom size 2" and smaller washed or raw)	8.85
3. Special stoker, size group Nos. 21, 22, and 28 (all washed or air-cleaned nut and pea coal bottom size larger than 1 millimeter and top size not exceeding 2"; also all dry dedusted special stoker, bottom size larger than 28 mesh and top size not exceeding ⅜")	8.40
4. Washed or dedusted screenings, size group Nos. 23, 24, 26, and 27 (all washed, air cleaned or dry dedusted screenings top size not exceeding 2"). Common trade names, Universal, Commercial, and S. P. Stoker	7.80
V. High volatile bituminous coal from district No. 11 (Indiana):	
1. Lump and egg, size group Nos. 1, 2, and 3 (all lump and egg coals bottom size larger than 2" washed or raw). Price group Nos. 6 and 14	9.08
2. Egg and stove, size group Nos. 4, 5, 6, and 8 (all egg and stove coals bottom size 2" and smaller washed or raw). Price group Nos. 9–12 inc	7.43
VI. Briquettes made from district No. 7 low volatile coal:	
1. Berwind	12.00
2. Glen Rogers	12.20
VII. By-product coke: 1. Stove and nut	14.35

The prices established by this Amendment No. 107 to Order No. G–16 under Revised Maximum Price Regulation No. 122 supersede those established by the adjustment permitted by Regional Order No. G–29, as to the dealers covered by Appendix No. 21 to Order No. G–16.

This Amendment No. 107 to Order G–16 under Revised Maximum Price Regulation No. 122 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 19th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-3966; Filed, Mar. 11, 1946; 2:59 p. m.]

[Region VII Order G–16 Under SO 94, Amdt. 1]

CERTAIN STORAGE AND FLASHLIGHT BATTERIES AND STORAGE BATTERY STRAPS IN DENVER REGION

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and sections 11 and 13 of Supplementary Order No. 94, as amended, and for the reasons set forth in the accompanying opinion, this Amendment No. 1 is issued.

1. All that part of paragraph (b), "*Maximum prices*", preceding the colon in line three is hereby amended to read as follows:

(b) *Maximum prices.* Maximum prices for the new storage batteries, flashlight batteries, and storage battery straps described below and which were, when sold by the War Assets Corporation as surplus war commodities, located at Utah Army Service Forces Depot, Ogden, Utah, or Deseret Chemical Warfare Depot, Tooele, Utah, or Ogden Arsenal, Ogden, Utah, shall be as follows:

2. *Effective date.* This Amendment No. 1 shall become effective on the 15th day of February 1946.

Issued this 15th day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-3942; Filed, Mar. 11, 1946; 2:51 p. m.]

[Region VII Order G–105 Under MPR 188]

HORST ENGINEERING & MANUFACTURING CO.

ESTABLISHMENT OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, and the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G–105 is issued.

(a) *What this order does.* This Order No. G–105 establishes maximum prices for a wall type can opener manufactured by Horst Engineering and Manufacturing Co., of 4615 Washington Street, Denver, Colorado, when sold at the specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G–105, the maximum prices for the wall type can opener (dual-drive) manufactured by Horst Engineering & Manufacturing Co., Denver, Colorado, in accordance with the specifications set forth in the application of said manufacturer now on file in the Denver, Colorado Regional Office of the Office of Price Administration as a part of the record in this case, shall be as follows:

(1) When sold by the manufacturer to a jobber or a wholesaler; $5.63 per dozen.

(2) When sold by the manufacturer, a jobber, or a wholesaler to a retailer; $6.76 per dozen.

(3) When sold by any seller to an ultimate consumer; 89¢ each.

NOTE: (i) The maximum prices as above set forth for sales other than sales to ultimate consumers are subject to a discount of 2% for payment within 10 days from the date of invoice.

(ii) The above maximum prices are for delivered sales, and include cost of transportation to destination and all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale and tagging with maximum price at retail level.* When the manufacturer or any other seller makes a first sale under this Order No. G–105 to a person who purchases for resale, other than at the retail level, he must show upon the invoice or on a separate slip or rider attached thereto the applicable resale prices as set forth in paragraph (b) above. The manufacturer must attach to each can opener in question, by any suitable means, a tag or label plainly marked "Maximum price when sold by any seller to an ultimate consumer or user, 89¢."

(d) *Applicability of other regulations.* The maximum prices established by this Order No. G–105 for sales of the article in question at the specified levels supersede the pricing provisions of all other maximum price regulations.

(e) *Geographical applicability.* The maximum prices authorized by this Order No. G–105 are applicable only to sales made within this Region VII, which includes the States of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G–105 shall become effective on the 25th day of February 1946.

Issued this 25th day of February, 1946.

RICHARD Y. BATTERTON.
Regional Administrator.

[F. R. Doc. 46-3952; Filed, Mar. 11, 1946; 2:54 p. m.]

[Region VII Order G–106 Under MPR 188]

ANDERSON MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G–106 is issued.

(a) *What this order does.* This Order No. G–106 establishes maximum prices for certain durable goods manu-

factured by Anderson Manufacturing Company, of 1277 South Cherokee Street, Denver, Colorado, when sold at the specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G–106, the maximum prices for the durable goods commodities named below, manufactured by Anderson Manufacturing Company, of 1277 South Cherokee Street, Denver, Colorado, in accordance with the specifications set forth in the applications of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be as follows:

(1) When sold by the manufacturer to a jobber or a wholesaler:
Model No. H–102, hose coupling with clincher: $1.50 per dozen.
Model No. 101, hose coupling, plain: $1.26 per dozen.
Model No. H–115, nozzle holder: 20¢ each.
Model No. H–120, file cleaner: 60¢ per dozen.
(2) When sold by the manufacturer to an industrial user:
Model No. H–102, hose coupling with clincher: $1.35 dozen.
Model No. 101, hose coupling, plain: $1.13 per dozen.
Model No. H–115, nozzle holder: —.
Model No. H–120, file cleaner: —.
(3) When sold by the manufacturer, a jobber, or a wholesaler to a retailer:
Model No. H–102, hose coupling with clincher: $2.00 per dozen.
Model No. 101, hose coupling, plain: $1.68 per dozen.
Model No. H–115, nozzle holder: 27¢ each.
Model No. H–120, file cleaner: 80¢ per dozen.
(4) When sold by any seller to an ultimate consumer:
Model No. H–102, hose coupling with clincher: 25¢ each.
Model No. 101, hose coupling, plain: 21¢ each.
Model No. H–115, nozzle holder: 40¢ each.
Model No. H–120, file cleaner: 10¢ each.

NOTE: (i) The maximum prices as above set forth for sales other than sales to ultimate consumers are subject to a discount of 2% for payment within 10 days from date of invoice.

(ii) The above maximum prices are for delivered sales, and include cost of transportation to destination and all costs incident to wrapping, packing, boxing, and carting when the quantity sold equals 100 pounds in weight or more; for sales of less than 100 pounds, such maximum prices are f. o. b. shipping point and include only costs incident to wrapping, packing, boxing, and carting: *Provided, however*, That as to Model No. H–120, File Cleaner, all sales shall be on a delivered basis.

(c) *Notice to be given purchasers for resale and tagging with maximum price at retail level.* When the manufacturer or any other seller makes a first sale under this Order No. G–106 to a person who purchases for resale, other than at the retail level, he must show upon the invoice or on a separate slip or rider attached thereto the applicable resale prices as set forth in paragraph (b) above. The manufacturer must attach to each of the articles in question, by any suitable means, a tag or label plainly marked "Maximum price when sold by any seller to an ultimate consumer or user, $-------"

(d) *Applicability of other regulations.* The maximum prices established by this Order No. G–106 for sales of the articles in question at the specified levels supersede the pricing provisions of all other maximum price regulations.

(e) *Geographical applicability.* The maximum prices authorized by this Order No. G–106 are applicable only to sales made within this Region VII, which includes the States of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G–106 shall become effective on the 25th day of February, 1946.

Issued this 25th day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46–3953; Filed, Mar. 11, 1946; 2:55 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 11, 1946.

Region I

Concord Order 9–F, Amendment 46, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover, Portsmouth. Filed 3:37 p .m.

Concord Order 21–C, Amendment 6, covering poultry in the New Hampshire area. Filed 3:37 p. m.

Concord Order 4–W, Amendment 5, covering dry groceries for the State of New Hampshire. Filed 3:37 p. m.

Montpelier Order 2–F, Amendments 43 and 44, covering fresh fruits and vegetables in certain areas in Vermont. Filed 3:38 p. m.

Montpelier Order 15, Amendments 2a and 2b, covering dry groceries in the State of Vermont. Filed 3:39 p. m.

Montpelier Order 1–D, Amendment 2, covering butter and cheese in the entire State of Vermont. Filed 3:36 p. m.

Montpelier Order 2–W, Amendments 2a and 2b, covering dry groceries in the State of Vermont. Filed 3:39 and 3:40 p. m.

Providence Order 3–F, Amendment 44, covering fresh fruits and vegetables in the Providence, Rhode Island Metropolitan area. Filed 3:37 p. m.

Montpelier Order 15, Amendment 3, covering dry groceries in the State of Vermont. Filed 3:39 p. m.

Providence Order 3–W, Amendment 2a, covering dry groceries in the State of Rhode Island except Town of New Shoreham. Filed 3:37 p. m.

Providence Order 8, Amendment 3, covering dry groceries sold by Groups 1 and 2 stores in the State of Rhode Island except Town of New Shoreham. Filed 3:38 p. m.

Rhode Island Order 2–O, Amendment 3, covering eggs in all cities and towns in Rhode Island except the town of New Shoreham. Zone 15. Filed 3:38 p. m.

Region II

Albany Order 13–F, Amendment 6, covering fresh fruits and vegetables in certain cities in New York and the town of Green Island, New York. Filed 3:30 p. m.

Albany Orders 2–C and 6–O, covering poultry and eggs in Albany, Schenectady and Rensselaer counties, New York. Filed 3:30 p. m.

Baltimore Order 51, Amendment 2, covering dry groceries in the Baltimore, Maryland area. Filed 3:40 p. m.

Buffalo Order 6–F, Amendment 6, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 3:33 p. m.

Buffalo Order 8–F, Amendment 6, covering fresh fruits and vegetables in Allegany, Cattaraugus, Chautauqua counties, New York. Filed 3:33 p. m.

Buffalo Order 9–F, Amendmepnt 2, covering fresh fruits and vegetables in certain areas in New York. Filed 3:34 p. m.

District of Columbia Order 6–F, Amendment 6, covering fresh fruits and vegetables in the Washington, D. C. area. Filed 3:34 p. m.

District of Columbia Order 7–W, Amendments 1 and 16, covering dry groceries in the Washington, D. C. area. Filed 3:35 p. m.

District of Columbia Order 15, Amendment 1, covering dry groceries in the Washington, D. C. area. Filed 3:35 p. m.

District of Columbia Orders 7–C and 2–O, covering poultry and eggs in the Washington, D. C. area. Filed 3:36 p. m.

Newark Orders 21 and 22, Amendment 1, covering dry groceries in Northern and Southern New Jersey. Filed 3:21 p. m.

Newark Orders 23 and 24, Amendment 1, covering dry groceries in Northern and Southern New Jersey. Filed 3:22 p. m.

Newark Orders 21 and 22, covering dry groceries sold by Groups 1 and 2 and 3 and 4 stores in Northern and Southern New Jersey. Filed 3:20 and 3:21 p. m.

Newark Orders 23 and 24, covering dry groceries sold by Groups 1 and 2 stores in Northern and Southern New Jersey. Filed 3:22 p. m.

Philadelphia Order 13–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:36 p. m.

Philadelphia Order 14–F, Amendment 6, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 3:40 p. m.

Philadelphia Order 15–F, Amendment 6, covering fresh fruits and vegetables in the counties of Bucks, Chester, Delaware and Montgomery, Pennsylvania. Filed 3:40 p. m.

Philadelphia Order 16–F, Amendment 6, covering fresh fruits and vegetables in the counties of Berks, Lehigh, and Northampton, Pennsylvania. Filed 3:17 p. m.

Pittsburgh Order 9–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:22 p. m.

Pittsburgh Order 10–F, Amendment 5, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 3:22 p. m.

Pittsburgh Order 11–F, Amendment 5, covering fresh fruits and vegetables in Erie and Warren county, Pennsylvania. Filed 3:25 p. m.

Pittsburgh Order 12–F, Amendment 5, covering fresh fruits and vegetables in certain areas in Pennsylvania. Filed 3:25 p. m.

Pittsburgh Order 3–C and 21–O, covering poultry and eggs in Allegheny county, Pennsylvania. Filed 3:26 p. m.

Pittsburgh Orders 5–D, 6–D, and 8–D, covering butter and cheese in certain counties in Pennsylvania. Filed 3:26 and 3:28 p. m.

Scranton Order 5–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:17 p. m.

Scranton Order 6–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:17 p. m.

Scranton orders 2–C and 1–O, covering poultry and eggs in the city of Scranton, Borough of Dunmore in Lackawanna county, Pennsylvania. Filed 3:17 p. m.

Wilmington Order 5–F, Amendment 6, covering fresh fruits and vegetables in the entire State of Delaware. Filed 3:29 p. m.

Wilmington Orders 2–C and 4–O, covering poultry and eggs in the State of Delaware North of the Delaware and Chesapeake Canal. Filed 3:29 p. m.

Region IV

Atlanta Order 12–F, Amendment 16, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Trade area. Filed 3:19 p. m.

Atlanta Order 13–F, Amendment 16, covering fresh fruits and vegetables in certain counties in the Atlanta area. Filed 3:19 p. m.

Atlanta Order 14–F, Amendment 16, covering fresh fruits and vegetables in certain counties in the Atlanta area. Filed 3:20 p. m.

Atlanta Order 15–F, Amendment 16, covering fresh fruits and vegetables in Bibb and Muscogee counties, Georgia, and Phenix City, Alabama. Filed 3:20 p. m.

Atlanta Order 15–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Georgia. Filed 3:20 p. m.

Atlanta Order 16, Amendment 14, covering eggs in Zone 15. Filed 3:20 p. m.

Atlanta Order 17, Amendment 14, covering eggs in Zone 15. Filed 3:41 p. m.

Atlanta Order 18, Amendment 14, covering eggs in Zone 18. Filed 3:41 p. m.

Atlanta Order 19, Amendment 14, covering eggs in Zone 18. Filed 3:41 p. m.

Atlanta Order 20, Amendment 14, covering eggs in Zone 19. Filed 3:41 p. m.

Atlanta Order 21, Amendment 14, covering eggs in Zone 19. Filed 3:42 p. m.

Atlanta Order 9–O, Amendment 3, covering eggs in Zone 16. Filed 3:42 p. m.

Atlanta Order 11–O, Amendment 4, covering eggs in Zone 17. Filed 3:43 p. m.

Atlanta Order 12–O, Amendment 4, covering eggs in Zone 17. Filed 3:43 p. m.

Atlanta Order 7–W, Amendment 3, covering dry groceries in the Atlanta area. Filed 3:42 p. m. and 3:43 p. m.

Atlanta Order 7–W, Amendment 4, covering dry groceries in the Atlanta area. Filed 3:42 p. m.

Atlanta Order 8–W, Amendment 3, covering dry groceries in the Savannah area. Filed 3:42 p. m.

Atlanta Order 41, Amendment 3, covering dry groceries in the Savannah area. Filed 3:42 p. m.

Birmingham Orders 27 and 28, Amendment 2, covering dry groceries for Groups 1 and 2 and 3 and 4 stores in the Birmingham area. Filed 3:43 p. m.

Birmingham Order 8–W, Amendment 2, covering dry groceries in the Birmingham area. Filed 3:44 p. m.

Jackson Orders 12–C, 13–C and 14–C, Amendment 1, covering poultry sold for Groups 1, 2, 3, and 4 stores in certain areas in Mississippi. Filed 3:44 and 3:45 p. m.

Jackson Order 15–C, Amendment 1, covering poultry sold for Groups 1, 2, 3, and 4 stores in certain counties in Mississippi. Filed 3:45 p. m.

Memphis Order 8–F, Amendment 11, covering fresh fruits and vegetables in the city of Memphis and the county of Shelby, Tennessee. Filed 3:18 p. m.

Memphis Order 9–F, Amendment 4, covering fresh fruits and vegetables in the Memphis area except Shelby county. Filed 3:18 p. m.

Miami Order 5–F, Amendment 22, covering fresh fruits and vegetables in certain cities and towns in Florida. Filed 3:45 p. m.

Miami Order 6–F, Amendment 20, covering fresh fruits and vegetables in the Tampa, Florida, area. Filed 3:45 p. m.

Miami Orders 8–O and 9–O, Amendment 3, covering eggs in certain counties in Florida. Filed 3:45 and 3:46 p. m.

Miami Order 10–O, Amendment 3, covering eggs in Broward, and Collier counties, Florida. Filed 3:46 p. m.

Miami Order 11–O, Amendment 3, covering eggs in Monroe county, Florida. Filed 3:46 p. m.

Miami Order 12–O, Amendment 10, covering eggs in Dade county, Florida. Filed 3:46 p. m.

Raleigh Orders 13–F and 14–F, Amendments 18 and 6, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 3:18 p. m.

Raleigh Orders 11–C and 12–C, Amendments 3 and 2, covering poultry in certain counties in North Carolina. Filed 3:18 and 3:19 p. m.

Raleigh Order 26, covering dry groceries sold by Groups 3 and 4 stores in the Raleigh area. Filed 3:18 p. m.

Region VI

Des Moines Order 4–F, Amendment 22, covering fresh fruits and vegetables in the Sioux City area. Filed 3:47 p. m.

Des Moines Order 5–F, Amendment 22, covering fresh fruits and vegetables in the Des Moines area. Filed 3:47 p. m.

Des Moines Order 6–F, Amendment 22, covering fresh fruits and vegetables in the Cedar Rapids area. Filed 3:47 p. m.

Des Moines Order 7–F, Amendment 22, covering fresh fruits and vegetables in the Davenport area. Filed 3:47 p. m.

Sioux Falls Order 25, Amendment 1, covering dry groceries in certain counties in Iowa and Minnesota. Filed 3:40 p. m.

Sioux Falls Order 10–W, Amendment 1, covering dry groceries in certain counties in South Dakota and Minnesota. Filed 3:41 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–4136; Filed, Mar. 13, 1946; 11:35 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT–5762]

EL PASO ELECTRIC CO.

NOTICE OF APPLICATION

MARCH 11, 1946.

Notice is hereby given that El Paso Electric Company of El Paso, Texas, has filed application pursuant to the provisions of section 202 (e) of the Federal Power Act (16 U. S. C. 824a (e)) for authority to transmit electric energy in an amount not to exceed 25,000,000 kilowatt-hours per year at a rate not in excess of 5,000 kilowatts, over its existing and proposed transmission lines in Texas to points on the international boundary line, United States and Mexico, between El Paso, Texas, and Jaurez, Mexico, for sale and delivery to Cia. Mexicana Productora de Luc y Fuerza, S. A., which sells and distributes electric energy in the city of Juarez, Mexico, and vicinity.

Any person desiring to be heard or to make any protest with reference to said application should, on or before March 30, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations under the Federal Power Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46–4189; Filed, Mar. 14, 1946; 9:30 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5398]

SANKOFF BROS. POULTRY FARMS

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 12th day of March A. D. 1946.

In the matter of Peter Sankoff and John Sankoff, individually and trading as Sankoff Brothers Poultry Farms.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Randolph Preston, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Friday, March 29, 1946, at ten o'clock in the forenoon of that day (Eastern Standard Time), in Room 203, Federal Building, Waterbury, Connecticut.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-4241; Filed, Mar. 14, 1946; 11:22 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 33]

RECONSIGNMENT OF SEED POTATOES AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F.R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Kansas City, Missouri, March 7, 1946, by L. S. Taube Company, of car SFRD 36363, seed potatoes, now on the C., R. I. & P. Railroad, to Nash-Finch Company, Oklahoma City, Oklahoma (M. K. T.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 7th day of March 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-4223; Filed, Mar. 14, 1946; 11:18 a. m.]

[S.O. 422, Special Permit 9]

UNLOADING BOX CARS IN NEW YORK HARBOR, N. Y.

Pursuant to the authority vested in me by paragraph (c) of the first ordering paragraph of Service Order No. 422 (11 F.R. 250), permission is granted for The Delaware, Lackawanna and Western Railroad Company:

To disregard the provisions of Service Order No. 422 insofar as it applies in New York harbor, New York.

This special permit shall become effective at 12:01 a. m., March 13, 1946 and shall expire at 11:59 p. m., March 14, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 12th day of March 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-4224; Filed, Mar. 14, 1946; 11:18 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1082]

EASTERN UTILITIES ASSOCIATES

ORDER GRANTING PETITION FOR REHEARING, RESCINDING PREVIOUS ORDER, AND PROVIDING FOR REARGUMENT

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of March, A. D. 1946.

The Commission having on July 5, 1945 entered its order denying effectiveness to a declaration filed by Eastern Utilities Associates, a registered holding company, pursuant to Rule U-65 promulgated under the Public Utility Holding Company Act of 1935, regarding the payment by it to Georgeson & Co. of certain sums of money, in connection with the services of Georgeson & Co. in soliciting proxies for the 1945 adjourned annual shareholders' meeting of Eastern Utilities Associates; and Eastern Utilities Associates having on July 10, 1945 filed with the Commission a petition for rehearing and having on August 28, 1945 filed in the United States Circuit Court of Appeals for the First Circuit a petition to review the Commission's order of July 5, 1945; and

Eastern Utilities Associates having filed a declaration (File No. 70-1244) on March 1, 1946 pursuant to Rule U-65 regarding the payment to Georgeson & Co., or to some other professional soliciting organization, of a sum not to exceed $5,000 in connection with the solicitation of proxies for the 1946 annual meeting of Eastern Utilities Associates; and

The Commission having considered said petition for rehearing and finding that it should be granted, and that reargument upon said declaration should be had and that said order of July 5, 1945 should be rescinded pending such reargument and reconsideration:

It is ordered, That said petition for rehearing be and the same hereby is granted, and that said order of July 5, 1945 be and that said order hereby is rescinded; and

It is further ordered, That reargument on said declaration (File No. 70-1082) be held on the same date as argument on the declaration filed March 1, 1946 (File No. 70-1244), if argument be held on such declaration, or if no such argument be ordered, then upon such date as may hereafter be fixed by the Commission.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-4212; Filed, Mar. 14, 1946; 11:13 a. m.]

[File No. 70-1244]

EASTERN UTILITIES ASSOCIATES

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 12th day of March, A. D. 1946.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Eastern Utilities Association, a registered holding company. All interested persons are referred to said document, which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized as follows:

Eastern Utilities Associates proposes to pay not more than $5,000 to Georgeson & Co., 520 Wall Street, New York, New York, or some other professional proxy soliciting organization, for services to be rendered by them in connection with the solicitation of stockholders' proxies for use at the annual meeting of Eastern Utilities Associates. Georgeson & Co., or such other firm as may be employed, will solicit proxies by personal interview, telephone, telegraph and mail from the stockholders of record, and may solicit brokerage houses and other custodians, nominees and fiduciaries to forward soliciting material to the beneficial owners of shares held of record by persons who are not the beneficial owners thereof. It is contemplated that the soliciting campaign will be conducted by approximately 25 persons who are to be supervised by Georgeson & Co., or such other soliciting organization as may be employed.

The declarant states that the reason for this proposed expenditure is the belief of the Trustees of Eastern Utilities Associates that they are entitled to have the shareholders state whether or not they approve the management of the present owners and their doubt whether they will be able to obtain a quorum at the 1946 annual meeting of shareholders in view of the continued activity of a group styling itself "Committee to Inform Shareholders of Eastern Utilities Associates", consisting of Roger W. Babson, Babson Park, Mass.; A. W. Newell, 150 Morris Ave., Providence, R. I.; Frederick W. Whittemore, 33 Audubon Road, Wellesley, Mass.; and Oscar H. Brinkman, Secretary, 3017 Crest Avenue, Cheverly, Hyattsville, Md.

The declaration refers to an earlier declaration (File No. 70-1082) filed with the Commission by Eastern Utilities Associates with reference to proposed payments to Georgeson & Co., in connection with the solicitation of proxies for the 1945 adjourned annual meeting of Eastern Utilities Associates.

The declaration further states that while, insofar as is known to the declarant, the only business to be transacted at that meeting will be the election of Trustees, it is probable that the policies of the present Trustees will be attacked by said Committee, and that it is therefore probable that the shareholders will be called upon to make a fundamental decision of the policies at the annual meeting by voting or not voting for the present Trustees,

Declarant designates Rule U-65, promulgated under the Public Utility Holding Company Act of 1935, applicable to the proposed expenditure.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to such matters, and that the declaration shall not become effective except pursuant to further order of this Commission;

It is ordered, That a hearing on such matters, under the applicable provisions of said act and rules of the Commission, be held on March 28 ,1946, at 10 o'clock a. m. (e. s. t.) at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing-room clerk in Room 318 will advise as to the room where such hearing will be held. At such hearing cause shall be shown why such declaration should become effective.

It is further ordered, That Allen MacCullen, or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearing on such matters. The officer so designated to preside at any such hearing is hereby authorized to exercise all such powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues presented by such declaration otherwise considered in this proceeding, particular attention will be directed at the hearing to the following matters and questions:

(1) Whether the employment of a professional proxy soliciting organization, for the purpose of making oral solicitation, is, under the circumstances of this case, in the public interest or in the interest of investors;

(2) Whether the sums proposed to be paid to Georgeson & Co., or some similar organization, are appropriate corporate expenditures, and constitute reasonable compensation for the services to be rendered;

(3) What conditions, if any, are necessary for the protection of the public interest or the interests of investors or consumers;

(4) Whether the proposed transactions are in all respects in accordance with the provisions and standards of the Public Utility Holding Company Act of 1935 and the Rules promulgated thereunder.

It is further ordered, That any person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Commission on or before March 26, 1946 his request or application therefor, as provided in Rule XVII of the rules of practice of the Commission.

It is further ordered, That the secretary of the Commission shall serve a copy of this order by registered mail on Eastern Utilities Associates and on said Committee; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-4213; Filed, Mar. 14, 1946; 11:13 a. m.]

[File Nos. 54-108, 59-81]

CRESCENT PUBLIC SERVICE CO. ET AL.

SUPPLEMENTAL ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 12th day of March, A. D. 1946.

In the matters of Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, Helene Curley Rea, Robert W. Rea, Floyd W. Woodcock, Kathleen T. Woodcock, Robin Corporation, Applicants, File No. 54-108; Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, Respondents, File No. 59-81.

The Commission by order dated February 1, 1946, among other things, having ordered, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, that Crescent Public Service Company ("Crescent"), a registered holding company, dispose of all its interests in and all its control over Colorado Central Power Company ("Colorado Central"), having granted and permitted to become effective forthwith the applications and declarations of Crescent and Colorado Central regarding the proposed surrender by Crescent to Colorado Central and the acquisition and cancellation by Colorado Central of the then outstanding 10,000 shares of common stock of Colorado Central without par value, the issue and sale by Colorado Central and the acquisition by Crescent of 43,750 shares of new common stock of Colorado Central, par value $10 per share, and certain amendments to the charter of Colorado Central and having approved, pursuant to section 11 (e) of the act, a plan of Crescent providing, among other things, for the sale at competitive bidding of the 43,750 shares of new common stock of Colorado Central; and

The Commission by order dated February 27, 1946, having permitted the declaration of Crescent, with respect to the proposed sale at competitive bidding of the 43,750 shares of common stock of Colorado Central, to become effective subject, among other things, to the condition that the proposed sale should not be consumated until the results of competitive bidding pursuant to Rule U-50 should have been made a matter of record in this proceeding and a further order entered in the light of the record so completed; and

Crescent on March 12, 1946, having filed an amendment to its declaration stating that in accordance with the permission granted by the order of the Commission dated February 27, 1946, Crescent offered the common stock for sale pursuant to the competitive requirements of Rule U-50 and received the following bids:

Bidder	*Price per share*
The First Boston Corp	$32.429
W. C. Langley & Co	32.1379
Kidder, Peabody & Co	32.1299
Starkweather & Co	30.902
E. H. Rollins & Sons, Inc	28.58
Bear, Sterns & Co	26.569
Otis & Co	20.6179

The amendment further stating that Crescent has accepted the bid of The First Boston Corporation for the common stock, as set out above and that the common stock will be offered for sale to the public at a price of $34.00 per share resulting in an underwriters' spread of $1.571 per share;

The Commission having examined the amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid for said common stock and the underwriters' spread and its allocation, and further finding that the fees and expenses proposed to be paid to counsel by the successful bidder appear to be reasonable;

It is ordered, That the jurisdiction heretofore reserved over the price to be paid for the common stock, the underwriters' spread and its allocation, and the fees and expenses of counsel for the bidders be and it is hereby released, and that said declaration as amended be and it is hereby permitted to become effective forthwith, subject, however, to the

terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore specifically reserved over all legal fees and expenses in connection with said declaration, with the exception of the fees and expenses of counsel for the bidders which may be paid, be and it is hereby continued.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4214; Filed, Mar. 14, 1946; 11:13 a. m.]

[File Nos. 59-39, 54-50]

NORTH AMERICAN LIGHT & POWER CO. AND NORTH AMERICAN CO.

ORDER PERMITTING WITHDRAWAL OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of March 1946.

In the matter of North American Light & Power Company, holding-company system, and The North American Company, File No. 59-39; North American Light & Power Company, File No. 54-50.

North American Light & Power Company, a registered holding company, having filed an application for approval of the sale of its interests in Missouri Power & Light Company to Continental Gas & Electric Corporation, designated as Application No. 10-A, being part of a plan filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, and as a step in compliance with the order of the Commission entered on December 30, 1941 under section 11 (b) (2) of the act; and

North American Light & Power Company having filed a request for withdrawal of said application, and it appearing to the Commission that the withdrawal of said application is consistent with the public interest;

It is ordered, That the request of North American Light & Power Company be, and hereby is, granted and said application is hereby deemed withdrawn.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4215; Filed, Mar. 14, 1946; 11:13 a. m.]

[File No. 52-24]

MIDLAND UNITED CO. AND MIDLAND UTILITIES CO.

ORDER RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of March 1946.

In the matter of Hugh M. Morris, Trustee of the estate of Midland United Company, Clarence A. Southerland and Jay Samuel Hartt, Trustees of the estate of Midland Utilities Company, File No. 52-24.

Hugh M. Morris, Trustee of Midland United Company ("United"), a registered holding company, and Clarence A. Southerland and Jay Samuel Hartt, Trustees of Midland Utilities Company ("Utilities"), a registered holding company, having heretofore jointly filed an application pursuant to section 11 (f) of the Public Utility Holding Company Act of 1935 ("Act"), for approval of a modified plan for the reorganization of said companies under said section of the act and section 77B of the Bankruptcy Act; and

The Commission, on September 27, 1944 and October 24, 1944, having entered its findings and opinions and orders (Holding Company Act Release Nos. 5317 and 5317A) approving such modified plan, subject, among other things, to the reservation of jurisdiction with respect to the accounting entries to be made on the books of the reorganized companies; and

The modified plan having been approved by the United States District Court for the District of Delaware, accepted by the requisite percentages of the holders of allowed claims and stock interests, confirmed by said Court, and consummated; and

It appearing that, in consummating the modified plan, the name of Midland United Company was changed to Midland Realization Company; and

A post-effective amendment to said application having now been filed wherein the accounting entries to be made on the books of Midland Realization Company and Midland Utilities Company, as reorganized, have been submitted; and

The Commission having considered such post-effective amendment and deeming it appropriate in the public interest and the interest of investors and consumers to approve and permit said amendment to become effective and to release the jurisdiction heretofore reserve with respect to the opening accounting entries to be made on the books of the said reorganized companies:

It is hereby ordered, That said post-effective amendment be, and hereby is, approved and permitted to become effective and that jurisdiction with respect to the opening accounting entries to be made on the books of Midland Realization Company and Midland Utilities Company, as reorganized, be, and hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4216; Filed, Mar. 14, 1946; 11:13 a. m.]

[File No. 812-370]

MAJESTIC RADIO & TELEVISION CORP. ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 13th day of March A. D. 1946.

In the matter of E. A. Tracey, Majestic Radio & Television Corporation, Automatic Products Corporation, Allied International Investing Corporation, File No. 812-370.

E. A. Tracey, president, general manager and director of Majestic Radio & Television Corporation, having filed an application for an order amending a previous order of this Commission, dated April 26, 1945, under section 17 (b) of the Investment Company Act of 1940, so as to permit him to deliver to a bank as collateral for a loan 72 466 shares of the common stock of Majestic Radio & Television Corporation to be purchased by him pursuant to options from Allied International Investing Corporation and Automatic Products Corporation, registered investment companies, instead of depositing said shares in escrow with the Treasurer of said investment companies as provided by said order of April 26, 1945;

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on March 25, 1946, at 10:00 a. m., Eastern Standard Time in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pa.; and

It is further ordered, That Henry C. Lank, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing on such application. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the applicant and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4217; Filed, Mar. 14, 1946; 11:14 a. m.]

[File No. 7-785]

PAN AMERICAN AIRWAYS CORP.

ORDER GRANTING APPLICATION TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 13th day of March A. D. 1946.

In the matter of application by the Boston Stock Exchange to extend unlisted trading privileges to Pan American Airways Corporation, purchase warrants for $2.50 par capital stock, expiring December 30, 1947, File No. 7-785.

The Boston Stock Exchange having made application to the Commission, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1, for permission to extend unlisted trading privileges to the Purchase Warrants for $2.50 Par Capital Stock, Expiring December 30, 1947, of Pan American Airways Corporation;

After appropriate notice a hearing having been held in this matter at the Boston Regional Office of the Commission; and

The Commission having this day made and filed its findings and opinion herein:

It is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 that the application of the Boston Stock Exchange for permission to extend unlisted trading privileges to the Purchase Warrants for $2.50 Par Capital Stock, Expiring December 30, 1947, of Pan American Airways Corporation be, and the same is, hereby granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4218; Filed, Mar. 14, 1946; 11:14 a. m.]

[File No. 7-843]

BALDWIN LOCOMOTIVE WORKS

ORDER GRANTING APPLICATION TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 13th day of March, A. D. 1946.

In the matter of application by The Boston Stock Exchange to extend unlisted trading privileges to the Baldwin Locomotive Works, Common Stock, $13 Par Value, File No. 7-843.

The Boston Stock Exchange having made application to the Commission, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1, for permission to extend unlisted trading privileges to the Common Stock, $13 Par Value, of The Baldwin Locomotive Works;

After appropriate notice a hearing having been held in this matter at the Boston Regional Office of the Commission; and

The Commission having this day made and filed its findings and opinion herein:

It is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the application of the Boston Stock Exchange for permission to extend unlisted trading privileges to the Common Stock, $13 Par Value, of The Baldwin Locomotive Works be, and the same is, hereby granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4219; Filed, Mar. 14, 1946; 11:14 a. m.]

Reference MAR 19 '46

Reference

MAR 19 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 53

Washington, Saturday, March 16, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

PART 1410—LIVESTOCK AND MEATS

[WFO 75–2, Amdt. 36]

BEEF SET ASIDE PERCENTAGES

War Food Order No. 75–2, as amended (11 F.R. 2497), is hereby further amended as follows:

(1) By deleting the table in paragraph (b) (1) and substituting in lieu thereof the following:

Type and grade:	*Set aside percentages*
"U. S. Choice" steers and heifers	20
"U. S. Good" steers and heifers	20
"U. S. Good" cows	20
"U. S. Commercial" steers, heifers and cows	40
"U. S. Utility" steers, heifers and cows (Grade C)	50
Cutter and canner steers, heifers and cows (Grade D)	60

(2) By deleting the table in paragraph (c) and substituting in lieu thereof the following:

Type and grade:	*Set aside percentages*
"U. S. Commercial" steers, heifers and cows	40
"U. S. Utility" steers, heifers and cows (Grade C)	50
Cutter and canner steers, heifers and cows (Grade D)	60

This amendment shall become effective at 12:01 a. m., e. s. t., March 17, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75–2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 14th day of March 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46–4288; Filed, Mar. 14, 1946; 3:23 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 708—DECORATIONS, MEDALS, RIBBONS, AND SIMILAR DEVICES

CAMPAIGN MEDALS FOR WORLD WAR II

Section 708.60 is rescinded and the following §§ 708.60–708.66, inclusive (W. D. Cir. 56, 26 Feb 1946), are substituted therefor:

Sec.
708.60 Authorization.
708.61 Supply.
708.62 Eligibility.
708.63 Theater boundaries.
708.64 Description of campaign medals.
708.65 Service stars.
708.66 Arrowhead.

AUTHORITY: §§ 708.60 to 708.66, inclusive, issued under R.S. 1296; 10 U.S.C. 1391.

§ 708.60 *Authorization.* (a) American and Asiatic-Pacific campaign medals are authorized for award to members of the armed forces of the United States, including the Women's Army Auxiliary Corps, who, during any period from December 7, 1941, to March 2, 1946, both dates inclusive, shall have served in the American or Asiatic-Pacific theaters as described in § 708.63 under eligibility restrictions set forth in § 708.62.

(b) European-African-Middle Eastern campaign medal is authorized for award to members of the armed forces of the United States, including the Women's Army Auxiliary Corps, who, during any period from December 7, 1941, to November 8, 1945, both dates inclusive, shall have served in the European-African-Middle Eastern theater as described in § 708.63 under eligibility restrictions set forth in § 708.62.

(Continued on p. 2765)

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FEDERAL REGISTER

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NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per book.

Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

Book 3: Titles 33–50, including a general index and ancillary tables.

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§ 708.61 *Supply.* (a) Availability of the medals authorized herein will be announced later.

(b) Supply of ribbons, arrowheads, and service stars will be in accordance with Army Regulations.

§ 708.62 *Eligibility.* (a) An individual's eligibility for the appropriate campaign medal is automatically established upon arrival for permanent duty in a theater outside the continental limits of the United States. Alaska is outside the continental limits of the United States.

(b) An individual, while outside the continental limits of the United States in a passenger status or on temporary duty, is eligible for the appropriate campaign medal provided:

(1) He engaged in active combat operations against the enemy and was:

(i) Awarded a combat decoration,

(ii) Or, furnished a certificate from a corps or higher commander or the commanding officer of an independent force stating that he actually participated in combat.

(2) Or, he served in the appropriate theater a period of 30 consecutive days or 60 days not necessarily consecutive.

(c) An individual's eligibility for the American campaign medal, in addition, is established provided:

(1) He served 30 days while permanently assigned as a member of the crew of a vessel sailing ocean waters even though the vessel was based within the continental United States.

(2) Or, he served 30 days while permanently assigned as a member of the operating crew of an airplane actually making regular and frequent flights over ocean waters even though the airplane was based within the continental United States.

(3) Or, he served in an honorable active duty status within the continental limits of the United States for an accumulative period of 1 year.

(d) Not more than one campaign medal will be awarded for service in any theater nor will more than one service ribbon representing such medal be worn.

§ 708.63 *Theater boundaries* — (a) *American theater*—(1) *Eastern boundary.* From the North Pole, south along the 75th meridian west longitude to the 77th parallel north latitude, thence southeast through Davis Strait to the intersection of the 40th parallel north latitude and the 35th meridian west longitude, thence south along that meridian to the 10th parallel north latitude, thence southeast to the intersection of the Equator and the 20th meridian west longitude, thence south along the 20th meridian west longitude to the South Pole.

(2) *Western boundary.* From the North Pole, south along the 141st meridian west longitude to the east boundary of Alaska, thence south and southeast along the Alaska boundary to the Pacific Ocean, thence south along the 130th meridian to its intersection with the 30th parallel north latitude, thence southeast to the intersection of the Equator and the 100th meridian west longitude to the South Pole.

(b) *European-African-Middle Eastern theater*—(1) *Eastern boundary.* From the North Pole, south along the 60th meridian east longitude to its intersection with the east boundary of Iran, thence south along the Iran boundary to the Gulf of Oman and the intersection of the 60th meridian east longitude, thence south along the 60th meridian east longitude to the South Pole.

(2) *Western boundary.* Coincident with the east boundary of the American theater.

(c) *Asiatic-Pacific theater* — (1) *Eastern boundary.* Coincident with the west boundary of the American theater.

(2) *Western boundary.* Coincident with the east boundary of the European-African-Middle Eastern theater.

§ 708.64 *Description of campaign medals* — (a) *European-African-Middle Eastern campaign medal.* A medal of bronze, design to be approved, suspended by a silk ribbon 1⅜ inches in length and 1⅜ inches in width of green with narrow stripes of United States colors (blue, white, and red) in the center, flanked by Italian (green, white, and red) and German (black and white), within brown borders.

(b) *American campaign medal.* A medal of bronze, design to be approved, suspended by a silk ribbon 1⅜ inches in length and 1⅜ inches in width of blue with narrow stripes of United States colors (blue, white, and red) in the center, flanked by German colors (black and white), and Japanese colors (red and white).

(c) *Asiatic-Pacific campaign medal.* A medal of bronze, design to be approved, suspended by a silk ribbon 1⅜ inches in length and 1⅜ inches in width of orange with narrow stripes of United States colors (blue, white, and red) in the center, flanked by Japanese colors (red and white).

§ 708.65 *Service stars.* (a) A bronze service star 3/16 inch in diameter is authorized for wear on the appropriate service ribbons to indicate participation in each campaign of the United States Army announced in War Department general orders. A silver service star 3/16 inch in diameter may be substituted in lieu of 5 bronze service stars.

(b) An individual is eligible for a service star provided:

(1) He was assigned, or attached, to and present for duty with a unit at some time during the period in which the unit participated in combat and was awarded credit therefor in War Department general orders,

(2) Or, though not assigned, or attached, to a unit, he served honorably under orders in the combat zone between the limiting dates of the campaign as establishment by War Department general orders and was:

(i) Awarded a combat decoration,

(ii) Or, furnished a certificate by a corps or higher commander that he actually participated in combat,

(iii) Or, served at a normal post of duty (as contrasted to occupying a status of inspector, observer, or visitor),

(iv) Or, served aboard a vessel other than in a passenger status and has been furnished a certificate by the home port commander of the vessel that he served within the combat zone.

(3) Or, he was a prisoner of war, evadee, or escapee and served in the combat zone during the time limitations of the campaign as provided in War Department general orders.

§ 708.66 *Arrowhead.* (a) A bronze Indian arrowhead, ¼ inch in height is authorized for wear on the appropriate service ribbons to indicate participation in a combat parachute jump, combat glider landing, or initial assault landing on a hostile shore as announced in War Department general orders.

(b) An individual is eligible for the arrowhead provided:

(1) He made a combat parachute jump or combat glider landing into enemy-held territory as an assigned or attached member of an organized force carrying out an assigned tactical mission.

(2) He went ashore in the assault waves of an amphibious landing on enemy-held territory as an assigned or attached member of an organized force carrying out an assigned tactical mission.

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-4300; Filed, Mar. 15, 1946; 10:09 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4885]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

FRENCO LABORATORIES

§ 3.6 (a 10) *Advertising falsely or misleadingly—Comparative data or merits:* § 3.6 (c) *Advertising falsely or misleadingly—Composition of goods:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.6 (y 10) *Advertising falsely or*

misleadingly—Scientific or other relevant facts. In connection with the offering for sale, sale, and distribution of the preparations designated "Pep-Tabs" "Py-O-Ten," and "Pap-Tea," or any preparations of substantially similar compositions or possessing similar properties, whether sold under the same names or any other name or names, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., purchase in commerce, etc., of the said products, which advertisements represent, directly or through inference (a) that the product Pap-Tabs will digest food in the stomach; that it heals or soothes the stomach; that it has any therapeutic value in the treatment of stomach and digestive disorders and distress, or otherwise, in excess of affording temporary relief from such disorders and distress as may result from gastric hyperacidity; that it can be depended upon to prevent or alleviate sea, car, or air sickness; that said product can be depended upon to prevent putrefaction of food or the formation of gas in the digestive system, or will prevent or avoid the discomfort or pain produced by gas in the intestinal tract; or that the use of bicarbonate of soda will result in ulcers, cancer, or perforations of the stomach wall; (b) that the product Py-O-Ten has a healing effect on sore or irritated spots in the stomach or intestines; that the use of said product on meats prevents all bleeding or shrinkage, or that it prevents all loss of food values in the process of cooking; that the use of said product on food makes all foods more easily digestible; that coffee as consumed contains significant quantities of fatty acids which cause indigestion, or that the use of this product neutralizes such fatty acids and prevents indigestion caused by said reaction; that vegetables other than those of high protein content are more digestible when treated with this product; that starches in raw form are indigestible and defeat the action of the digestive juices; that the use of this product makes starches more readily digestible than ordinary cooking; that the use of this product in preparing starchy foods will reduce any tendency of such foods to produce excessive fat; that the use of this product will reduce the cooking time for all vegetables, or that vegetables prepared by the use of this product can be eaten by all persons without digestive distress or disturbances; or that vegetables prepared with this product are more nourishing than otherwise; or (c) that the use of the product Pap-Tea will have any significant favorable effect upon the digestive system or enable a person to indulge in foods or drink which would otherwise cause distress; that it is effective in relieving nausea caused by over-indulgence in alcoholic beverages; that it will digest all foods, that said product contains sufficient amounts of Vitamins A, B, C, and D to be of value to the human system; or that it is of value in the treatment of tired or nervous conditions, or will relieve headaches, heartburn, or gas pressure due to hyperacidity; prohibited.

(Sec. 5, 38 Stat. 719 as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Franco Laboratories, Docket 4885, February 27, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 27th day of February, A. D. 1946.

In the Matter of Chester D. French, an Individual, Doing Business Under the Name and Style of Franco Laboratories

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondent, and a stipulation as to the facts entered into between the respondent and Richard P. Whiteley, Assistant Chief Counsel for the Federal Trade Commission, which provides, among other things, that without further evidence or other intervening procedure the Commission may issue and serve upon the respondent herein its findings as to the facts and conclusion based thereon and an order disposing of the proceeding, and the Commission having made its findings as to the facts and conclusion that respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Chester D. French, individually and trading as Franco Laboratories, or under any other name or names, his representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of the preparations designated "Pap-Tabs," "Py-O-Ten," and "Pap-Tea," or any preparations of substantially similar compositions or possessing similar properties, whether sold under the same names or any other name or names, do forthwith cease and desist from directly or indirectly:

1. Disseminating, or causing to be disseminated, by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertisement which represents, directly or through inference:

(a) That the product Pap-Tabs will digest food in the stomach or has any significant value as a digestant of food in the stomach; that it heals or soothes the stomach; that it has any therapeutic value in the treatment of stomach and digestive disorders and distress, or otherwise, in excess of affording temporary relief from such disorders and distress as may result from gastric hyperacidity; that it can be depended upon to prevent or alleviate sea, car, or air sickness; that said product can be depended upon to prevent putrefaction of food or the formation of gas in the digestive system, or will prevent or avoid the discomfort or pain produced by gas in the intestinal tract; or that the use of bicarbonate of soda will result in ulcers, cancer, or perforations of the stomach walls.

(b) That the product Py-O-Ten has a healing effect on sore or irritated spots in the stomach or intestines; that the use of said product on meats prevents all bleeding or shrinkage, or that it prevents all loss of food values in the process of cooking; that the use of said product on food makes all foods more easily digestible; that coffee as consumed contains significant quantities of fatty acids which cause indigestion, or that the use of this product neutralizes such fatty acids and prevents indigestion caused by acid reaction; that vegetables other than those of high protein content are more digestible when treated with this product; that starches in raw form are indigestible and defeat the action of the digestive juices; that the use of this product makes starches more readily digestible than ordinary cooking; that the use of this product in preparing starchy foods will reduce any tendency of such foods to produce excessive fat; that the use of this product will reduce the cooking time for all vegetables, or that vegetables prepared by the use of this product can be eaten by all persons without digestive distress or disturbances; or that vegetables prepared with this product are more nourishing than otherwise.

(c) That the use of the product Pap-Tea will have any significant favorable effect upon the digestive system or enable a person to indulge in foods or drink which would otherwise cause distress; that it is effective in relieving nausea caused by over-indulgence in alcoholic beverages; that it will digest all foods, that said product contains sufficient amounts of Vitamins A, B, C, and D to be of value to the human system; or that it is of value in the treatment of tired or nervous conditions, or will relieve headaches, heartburn, or gas pressure due to hyperacidity.

2. Disseminating, or causing to be disseminated, by any means, for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase of said products in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertisement which contains any of the representations prohibited in paragraph 1 above.

It is further ordered, That respondent shall, within sixty (60) days after the service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-4315; Filed, Mar. 15, 1946; 11:29 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

Subchapter B—The Foreign Service

[Foreign Service Reg. S-17]

PART 112—INTERCOURSE WITH FOREIGN GOVERNMENTS

Pursuant to the authority vested in me by R. S. 161 (5 U.S.C. 22); by Executive Order 9452 of June 26, 1944 (3 CFR, 1944 Supp., 66), as amended by Executive Order 9514 of January 18, 1945 (10 F.R. 771); and by Executive Order 9521 of February 13, 1945 (10 F.R. 1991), §§ 112.3 to 112.6, inclusive (10 F.R. 3358), are amended, and § 112.7 is added, as follows:

§ 112.3 *Protection of foreign interests; general nature of function.* The protection of foreign interests involves essentially the extension of friendly services on the part of one power (generally known as the "protecting power") in behalf of nationals or other interests of a second power (generally known as the "protected power") within territory subject to the sovereignty or control of a third power (which for convenience is referred to in these Regulations as the "local power"). In the application of the practice of the protection of foreign interests distinction is frequently made between the exercise of informal good offices and the assumption of a more formal representation of interests. The protection of foreign interests assumes particular importance in time of war, when a neutral power undertakes in behalf of a belligerent power the care and protection of its interests within the territory of an opposing belligerent power. The protection of the interests of a foreign power at war with the country to which an officer of the Foreign Service is accredited or assigned calls for the exercise of special care in order to maintain his position as an officer of a neutral power whose interests it is his primary duty to conserve. The protection of foreign interests is not necessarily associated with a state of war, however, and may occur as a result of a severance of diplomatic relations or merely because the protected power chooses to withdraw, partially or fully, or not to establish, its own diplomatic or consular representation within the area where the protection of its interests is undertaken by a protecting power.

§ 112.4 *Assumption of protection of foreign interests.* American diplomatic and consular officers may, upon request, assume temporarily the protection of foreign interests, but, except in extreme emergencies, may do so only with the specific authorization of the Department of State. A power seeking protection of its interests in a specified area by the United States generally addresses to the United States Government through the customary diplomatic channel a formal request to that effect. If the United States Government accedes to the request, the Department of State issues appropriate instructions to the American diplomatic and consular officers concerned. If requested by a diplomatic or consular officer of another power to undertake the protection of its interests within the country to which he is assigned, an American diplomatic or consular officer should suggest in reply that his colleague's government address the request to the United States Government through the customary diplomatic channel. He shall at the same time report the matter fully to the Department of State, which if convinced of its urgency will usually authorize the provisional exercise of such protection pending the receipt of a formal request. The report to the Department shall include information with respect to the following points:

(a) The form of protection requested; i. e. good offices or formal representation;

(b) The specific area in which and the extent to which protection would be exercised; and

(c) The origin of the request (whether made at the direction of the power that would be protected, or upon the initiative of its diplomatic or consular officer making the request). If protection has been undertaken without advance authorization, a detailed report, including the information specified above and a full explanation of the extreme emergency deemed sufficient to justify such action, shall be submitted immediately.

§ 112.5 *Restrictions on diplomatic and consular officers in protecting foreign interests.* Diplomatic and consular officers of the protecting power are not considered to be officers of the protected power, even in cases of formal representation. They report to and receive instructions from their own government only, which communicates to the protected power reports received, and ascertains its wishes concerning services to be performed, in connection with the protection of its interests. Diplomatic officers of the protecting power are not accredited to the local power in the capacity of diplomatic officers of the protected power, and consular officers of the protecting power do not receive from the local power exequaturs as consular officers of the protected power. American diplomatic and consular officers are expressly prohibited from performing any duty for a foreign government that involves the acceptance of an office. Since they cannot under the Constitution hold commissions as officials of the protected power, they shall not display its coat of arms or its flag, nor employ its seal or the seal of any of its diplomatic or consular offices, in connection with the protection of its interests.

§ 112.6 *Performance of services.* The United States Government does not authorize its officers engaged in the protection of foreign governments to perform services requiring the application or interpretation on their part of laws and regulations of the protected countries. Such functions shall be performed only upon the basis of information obtained from the protected power indicating the application of laws and regulations appertaining to each individual case or upon the basis of a general statement from the same source of principles applicable alike to all cases.

§ 112.7 *Termination of protection of foreign interests.* Protection of foreign interests will usually be terminated upon the request of the protected government and upon authorization from the Department of State but may occur at the request of the local power.

Foreign Service Regulation S-2 issued March 27, 1945 (10 F.R. 3358) is hereby revoked and has no further force and effect.

This regulation shall become effective immediately upon registration in the Division of the Federal Register.

Issued: March 14, 1946.

For the Secretary of State.

[SEAL] DONALD RUSSELL, *Assistant Secretary.*

[F. R. Doc. 46-4407; Filed, Mar. 15, 1946; 11:52 a. m.]

Chapter III—Proclaimed List of Certain Blocked Nationals

[Rev. X, Dec 20, 1945, Cum. Supp. 2]

ADMINISTRATIVE ORDER

By virtue of the authority vested in the Secretary of State, acting in conjunction with the Secretary of the Treasury, the Attorney General, the Secretary of Commerce, and the Director, Office of Inter-American Affairs, by Proclamation 2497 of the President of July 17, 1941 (6 F.R. 3555),[1] Cumulative Supplement 2 containing certain additions to, amendments to, and deletions from The Proclaimed List of Certain Blocked Nationals, Revision X of December 20, 1945 (10 F.R. 15335), is hereby promulgated.[2]

By direction of the President:

JAMES F. BYRNES, *Secretary of State.*
O. MAX GARDNER, *Acting Secretary of the Treasury.*
TOM C. CLARK, *Attorney General.*
H. A. WALLACE, *Secretary of Commerce.*
HAROLD B. GOTAAS, *Acting Director, Office of Inter-American Affairs.*

MARCH 14, 1946.

[F. R. Doc. 46-4280; Filed, Mar. 14, 1946; 4:13 p. m.]

TITLE 24—HOUSING CREDIT

Chapter IV—Home Owners' Loan Corporation

[Bulletin 394]

PART 402—LOANS AND PROPERTIES

EXCESS CONSIDERATION RETURNED TO HOME OWNERS

Amending Part 402, Chapter IV, Title 24 of the Code of Federal Regulations.

Section 402.11-1 (10 F.R. 8426) is amended by changing the fourth paragraph as follows:

§ 402.11-1 *Excess consideration returned to home owner.* • • •

[1] This proclamation mentions the Administrator of Export Control. Under Executive Order 9630, of Sept. 27, 1945 (10 F.R. 12245), the Secretary of Commerce now has responsibility for the administration of export control, having assumed this responsibility on Oct. 20, 1945.

[2] Filed with the Division of the Federal Register in the National Archives. Requests for printed copies should be addressed to the Federal Reserve banks or the Department of State.

In cases where the consideration (whether land, interest therein, enhancement of value thereof, or funds) exceeds an amount representing the same ratio of the loan balance that the security to be released bears to the total security for the loan, and the home owner has requested that any such excess consideration which is represented by cash or part thereof be retained by him or turned over to him for his own use, the Regional Manager may grant the request. In addition to any excess, the home owner may request that all or part of the remaining consideration be retained by him or turned over to him; and the Regional Manager may grant the request in an amount not exceeding $200 of the remaining consideration, provided he determines that the remaining security is ample for the protection of the Corporation's interest. Where the circumstances are exceptional and the amount requested by the home owner is in excess of that which the Regional Manager is authorized to grant, and the Regional Manager recommends that the request of the home owner be allowed, he shall forward the file, together with a summary of the case and his recommendation, with the opinion of the Regional Counsel, to the General Manager for direction.

Effective March 14, 1946.

(Secs. 4 (a) and 4 (k), 48 Stat. 129, 132, 643, 647; 12 U.S.C. and Sup. 1463; E.O. 9070, 7 F.R. 1529)

[SEAL] J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 46-4251; Filed, Mar. 14, 1946; 1:40 p. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs, Department of the Interior

Subchapter D—Regulations Governing the Election of Officers of the Osage Tribe

PART 18—REGULATIONS GOVERNING THE ELECTION OF OFFICERS OF THE OSAGE TRIBE

Sec.
18.1 Officers, quadrennial elections.
18.2 Election proclamation.
18.3 Compensation of election board members.
18.4 Qualifications of electors.
18.5 Applications for absentee ballots.
18.6 Execution of instrument authorizing elector to cast ballot for absentee.
18.7 Affidavit by absent elector.
18.8 Preparation of absentee's ballot—form of instrument.
18.9 Casting of absentee ballot.
18.10 Oath of person casting absentee ballot.
18.11 Printing of proclamation, ballots, forms, envelopes, affidavits, etc.
18.12 Nominations to be by conventions and petitions.
18.13 Voting place.
18.14 Duties of board.
18.15 Ballot.
18.16 Ballot box to be locked.
18.17 Challenge of right to vote.
18.18 Electioneering or congregating near polls.
18.19 Manner of counting following the close of polls.
18.20 Sworn statement of count to be made by election board.
18.21 Notification of election of tribal officers.
18.22 Failure of any member of election board to serve.

AUTHORITY: §§ 18.1 to 18.22, inclusive, issued under the authority contained in sec. 7, 45 Stat. 1473.

The title of "Subchapter D—Civilian Conservation Corps, Indian Division," is hereby repealed and there is substituted therefor "Subchapter D—Regulations governing the election of officers of the Osage Tribe".

§ 18.1 *Officers, quadrennial elections.* Section 7 of the act of March 2, 1929 (45 Stat. 1478) provides in part as follows:

> That there shall be a quadrennial election of officers of the Osage Tribe as follows: A principal chief, an assistant principal chief, and eight members of the Osage tribal council, to succeed the officers elected in the year 1928, said officers to be elected at a general election to be held in the town of Pawhuska, Oklahoma, on the first Monday in June, 1930, and on the first Monday in June each four years thereafter, in the manner to be prescribed by the Commissioner of Indian Affairs, and said officers shall be elected for a period of four years commencing on the 1st day of July following said elections. • • •

Pursuant to the above provisions of law, a general election of officers of the Osage Tribe will be held in the town of Pawhuska, Oklahoma, on the first Monday in June, 1946, and on the first Monday in June each four years thereafter, in the manner prescribed in this part.

§ 18.2 *Election proclamation.* The Principal Chief, or in his absence the Assistant Principal Chief, shall issue a proclamation not more than seventy-five (75) days nor less than sixty-five (65) days preceding the day appointed by law for the holding of a quadrennial election of officers of the Osage Tribe, and shall name an election board consisting of a Supervisor, Assistant Supervisor, three Judges, two Clerks, and two Interpreters, whose duties shall be to conduct the election as provided in § 18.14 The proclamation shall meet all the requirements of section 7 of the act of March 2, 1929 (45 Stat. 1478); the place, date, and time for holding the election; qualifications of electors; method of nominating candidates and closing date for same; method for determining the location of the name of each nominee on the ballot; and the names of all members of the election board. A copy of the proclamation, after approval by the Superintendent of Osage Agency, shall be mailed to each qualified elector at his last known address.

§ 18.3 *Compensation of election board members.* Members of the election board, other than employees of Osage Agency, when duly appointed as provided in this part, may be compensated for conducting each quadrennial election at the following rates: Supervisor, $10; Assistant Supervisor, $8; Judges, Clerks, and Interpreters, $6 each.

§ 18.4 *Qualifications of electors.* Only members of the Osage Tribe, twenty-one years of age or over, whose names appear on the quarterly annuity roll at the Osage Agency as of the last quarterly payment immediately preceding date of election will be entitled to hold office or vote for any Tribal Officer. No person shall be permitted to cast more than one vote on his own account: *Provided*, That whenever any qualified elector shall be absent from Osage County for any reason on the day appointed by law for the holding of a quadrennial Tribal election, such elector shall be entitled at such election to exercise the right of suffrage in the manner and form prescribed in this part.

§ 18.5 *Applications for absentee ballots.* All applications for absentee ballots shall be made in writing by the absentee elector to the Superintendent of Osage Agency. It shall be the duty of the Superintendent, upon receipt of said application, to forward all supplies, affidavits and ballots, as required by this part, to said absentee elector, not less than thirty (30) days before any election provided for in this part. The Superintendent shall maintain a file of all applications received, together with a record of the names and addresses of all persons to whom absentee ballots are mailed, including date of mailing, and shall write across the margin of each such ballot the words "Absentee Ballot," with the date of issuance marked thereunder.

§ 18.6 *Execution of instrument authorizing elector to cast ballot for absentee.* Any qualified absent elector who desires to exercise the right of suffrage shall, by an instrument in writing, executed by him not more than thirty days previous to any quadrennial Tribal election, authorize any elector of the Tribe to cast for him his vote, or ballot, in the manner prescribed in this part, for all officers for whom he would have a right to vote if he were present at such election; said instrument shall be signed by such absent elector, and sworn to before the clerk of a court of record or notary public, or other officer or person authorized to administer oaths.

§ 18.7 *Affidavit by absent elector.* The said absent elector shall make and subscribe an affidavit in the form or of the effect following:

> I, A. B., do solemnly swear (or affirm) that I am a member of the Osage Tribe of Indians; that I will be twenty-one years of age or over at the election date; that I am now a resident of ----------; and that I am unavoidably absent from Osage County, Oklahoma, because of ----------, and will be unable to appear at the polls in Pawhuska, Oklahoma, on election day.
>
> ----------
>
> Subscribed and sworn to before me this ------ day of ----------, 19-----.

§ 18.8 *Preparation of absentee's ballot; form of instrument.* The said absent elector shall prepare and fold the ballot he intends to cast at such election, and enclose the same, together with the said affidavit mentioned in section 18.7 hereof, in an envelope. This envelope shall have either written or printed on the outside thereof the affidavit hereinafter set out, which shall also be duly subscribed and sworn to by the absentee voter. The said envelope shall be duly sealed and enclosed by him in another envelope, marked "Absentee's vote," and directed to the elector authorized by said absent elector, to cast the ballot, and said absent elector shall then transmit or deliver the same to the person to whom it is directed.

The aforesaid instrument shall be in words or of the effect following, viz:

> I, A. B., a qualified elector of the Osage Tribe, will be absent from Osage County, Oklahoma; and therefore unable to appear at the polls in Pawhuska on election day, and do hereby authorize and direct ------ ---------- (name of agent), a qualified elector of the Osage Tribe, to cast for me the ballot herewith enclosed at the quadrennial tribal election to be held at Pawhuska, Oklahoma, on the --------- day of ----------, 19----, in the manner prescribed by the Commissioner of Indian Affairs.

§ 18.9 *Casting of absentee ballot.* The elector to whom such letter shall be directed may open the outer envelope thereof, but he shall not open the inner envelope, on the day of such election, and between the opening and closing of the polls thereof, he shall deliver such inner envelope to the Supervisor of the Election Board at the polls, and if the person whose name shall be signed to the affidavit on the outside of the envelope shall be determined by the said Supervisor to be duly qualified voter of the Osage Tribe, said envelope shall be by the Judges of said election publicly opened and the ballot therein contained shall be duly deposited in the box prepared to receive the ballot of voter, and the name of such absent elector shall be entered upon the poll list, together with the name of the person delivering the ballot at the polls. The ballot, contained in any such envelope which shall have been opened or unsealed before the same shall have been delivered to the supervisor of the election board, shall not be deposited in the ballot box but shall be rejected.

The affidavits and instruments hereinbefore described, and all envelopes marked "Absentee's vote", not opened at the election shall be kept and filed by the Supervisor in the same manner and place as poll lists of such elections are required by this part to be filed and kept.

§ 18.10 *Oath of person casting absentee ballot.* The person to whom an absentee's ballot shall be sent as herein provided shall, at the time of delivering the same to the Supervisor to be deposited in the ballot box, also make his statement or affirmation, in writing, setting forth that the ballot or ballots therewith presented have been received by him to deliver to said Supervisor, and that he has not in any manner changed, altered or opened the said ballot, or the inner envelope thereof, and that he believes that same have not been changed, altered or opened by any other person.

§ 18.11 *Printing of proclamation, ballots, forms, envelopes, affidavits, etc.* The Superintendent of Osage Agency is authorized and directed to prepare and have printed at the cost of the Osage Tribe, the election proclamation, ballots, necessary blank forms and envelopes required to carry out the provisions of these regulations, relative to voting of qualified electors of the Osage Tribe; and shall have the affidavits required by this part relative to absentee voting to be printed in blank upon the proper envelopes, and shall send one copy of each blank form, envelope, and of the sections of this part relative to absentee voting to each person making application for absentee ballots.

§ 18.12 *Nominations to be by conventions and petitions.* Conventions shall be held in Osage County, Oklahoma, on or before the first Monday in April of the year in which a quadrennial election is held, and written reports of such conventions, duly certified by the Secretary or presiding officer, showing total number of qualified electors in attendance, together with the names of candidates nominated for the various offices: *Provided*, That at least twenty-five qualified electors shall have been in attendance at any such convention; also, names of any independent candidates nominated by petition of not less than twenty-five qualified electors, each signature to be witnessed by two persons, shall be filed with the Superintendent of the Osage Agency not later than 5:00 o'clock p. m. on the first Monday in April of the year in which a quadrennial election is held in order that such names may be placed on the official ballot.

§ 18.13 *Voting place.* The Superintendent of the Osage Agency shall designate a room in the office building or Osage Auditorium where the election board shall assemble and make necessary preparations for receiving prospective voters and see to it that voting booths are arranged to afford privacy. The election board shall also hold the place of voting open and deliver and receive ballots between the hours of 8:00 o'clock a. m. to 8:00 o'clock p. m. without intermission on date of election.

§ 18.14 *Duties of board.* The Supervisor or in his absence, the Assistant Supervisor, shall be chairman of the election board and shall see that the rules prescribed for conducting the election are faithfully carried out. The ballots shall be handed out by a Judge to the electors as they present themselves to vote, after being identified by a Clerk, who shall be supplied with a copy of the Osage Roll, or an extract thereof showing the names and allotment numbers of those qualified to vote, and written list of names of voters to whom ballots are delivered shall be kept by a Clerk of the Board. In the event of mutilation of a ballot an application of the elector for another, the Supervisor shall, upon surrender of the mutilated ballot, have another issued in lieu thereof and such mutilated ballot shall be retained with other records pertaining to said election. A Judge shall receive the ballot after the elector has indicated his choice thereon by placing an "X" mark with a stencil opposite the name of each candidate for whom he desires his vote counted and shall deposit same in the ballot box. The duties of the remaining Judge, in conjunction with the Supervisor and Interpreters, will be to read the names on the ballot when requested so as to identify the candidates or furnish such other information as may be desired in that connection; also, assist prospective electors unable through illiteracy or physical incapacity, to cast votes for candidates of their choice.

§ 18.15 *Ballot.* A ballot showing names and offices for which each candidate has been nominated shall be printed and space shall be provided therein for inserting names of any members of the tribe qualified to hold office, whose name does not appear on the ballot, should elector desire to cast his vote for such individual, he shall write his name in such space and indicating his preference in the same manner as others whose names are printed in the ballot for whom he votes. While any faction or group have the right to nominate any candidate it chooses in accordance with the regulations prescribed in this part, the names of such candidates shall be printed on the ballot in the manner and order set forth, viz:

> Under the heading, Principal Chief, with notation to vote for one, shall appear name of all candidates for that office. Similarly for Assistant Chief. Under the heading, Members of Council, with notation vote for eight, shall appear names of all candidates for Council. Names of candidates for office shall appear only once on ballot, regardless of the fact that they may have been nominated on more than one ticket. The order in which names of qualified candidates for office will be placed on the ballot shall be by lot method of drawing, in a manner to be determined by the Tribal Council, and to be free from or regardless of party or factional affiliations. All ballots shall be numbered numerically and record kept of any that may be mutilated, cancelled or used as samples.

§ 18.16 *Ballot box to be locked.* When all else is in readiness for the opening of the polls the Supervisor shall open the ballot box in view of the other election officers shall turn same top down to show that no ballots are contained therein and shall then lock the box and retain the key in his possession until after the polls are closed and the count of the ballots is started.

§ 18.17 *Challenge of right to vote.* Any member of the tribe may have the right to challenge any elector's qualifications to vote and it shall be the duty of the Supervisor and the Judge of the board to make such investigation then and there as they deem essential, and decide the question of such person's qualifications as an elector and his right to cast or not cast the ballot.

§ 18.18 *Electioneering or congregating near polls.* No person shall be allowed to electioneer within the building where and when the election is in progress and it will be the duty of the Supervisor to request the detail of a police officer to assist him in maintaining order about the building during the progress of the election.

§ 18.19 *Manner of counting following the close of polls.* Promptly at one minute past 8:00 o'clock p. m. the Supervisor in the presence of the election

board shall open the ballot box and move slide on inside of box closing the opening in which ballots are inserted and thereafter shall immediately and in the presence of said board close and lock the ballot box until the count of the ballot is to be started, which shall be as soon as practicable, and the Supervisor and not less than two of the Judges shall remain continuously in the room until all cast ballots are finally counted, when the Supervisor shall again in the presence of the election board unlock and open ballot box, after which the count shall be started in the manner outlined. Two Judges shall act as official counters and the Clerks shall each record the vote upon a sheet opposite the name of the respective candidate for which the vote is cast, and shall continue this manner of recording until all votes have been counted. The duties of the remaining officials of the election board will be to assist in the counting and recording of each vote cast correctly and after the ballot has been counted it shall be pierced by a needle and strung and after all ballots have been so treated both ends of the string shall be tied and the ballots deposited with the list of names of voters kept by the Clerk during the election in the ballot box which shall then again be locked and the keys retained by the Supervisor.

§ 18.20 *Sworn statement of count to be made by election board.* A statement pertaining to the conduct of the election; correctness of vote tallied opposite each candidate, in which shall be incorporated the names of each candidate declared to have been elected, with designation of office and total number of votes credited each, shall be prepared and duly acknowledged before an officer qualified to administer oaths, which instrument shall, with the keys to the ballot box, be delivered by the Supervisor to the Superintendent of the Osage Agency for appropriate disposition.

§ 18.21 *Notification of election of tribal officers.* The Superintendent of the Osage Indian Agency shall in due time give written notice to candidates of their election to the various tribal offices and as soon thereafter as practicable such tribal officers shall appear and subscribe to oath of office before an officer qualified to administer oaths and such oaths shall be delivered to the Superintendent and by him transmitted to the Commissioner of Indian Affairs.

§ 18.22 *Failure of any member of election board to serve.* If a member of the election board desires to be relieved from duty for any cause he shall notify the Superintendent in writing to that effect and the Principal Chief shall be called upon by him to designate someone else and with the approval of the Superintendent such substitute shall serve in the capacity of this designation as a member of the election board.

Dated March 13, 1946.

JOHN H. PROVINSE,
Acting Commissioner of Indian Affairs.

[F. R. Doc. 46-4299; Filed, Mar. 15, 1946; 9:33 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter C—Miscellaneous Excise Taxes

[T. D. 5501]

PART 319—TAXES RELATING TO MACHINE GUNS AND CERTAIN OTHER FIREARMS

IMPORTATION OF FIREARMS

Section 319.33 of Regulations 88 (1941 Edition) (26 CFR, 1941 Supp., Part 319) is hereby amended to read as follows:

§ 319.33 *Importation.* The burden of proof is affirmatively on any person importing or bringing a firearm into the continental United States, or, on or after March 15, 1946, Puerto Rico, the Virgin Islands, Hawaii, or Alaska, to show to the satisfaction of the Secretary, prior to importation (see § 319.1 (d)), that the firearm is to be lawfully used and is unique or of a type unobtainable within the United States or such Territory or possession. One desiring to import or bring a firearm into the continental United States, or, on or after March 15, 1946, Puerto Rico, the Virgin Islands, Hawaii, or Alaska shall file application in duplicate on Form 6 (Firearms) with the Commissioner of Internal Revenue. The application shall show the intended port or place of importation and describe the firearm intended for importation accurately and in detail, including, as far as practicable, the data indicated by § 319.32. The reasons for the proposed importation and the purposes for which the firearm is intended must be clearly shown. To justify importation it must be satisfactorily demonstrated that the desired firearm is unique or of a type unobtainable without importation. If uniqueness is claimed, it must be specifically indicated in what particulars the firearm is unique. If the application is based on alleged unobtainability, the differences between the desired firearm and other firearms of the same general character obtainable without importation must be clearly shown. The applicant will be notified of the approval or disapproval of the application. If it is approved, the certificate will be returned to the applicant to be filed with the collector of customs at the port of importation. Collectors of customs will not permit release of the firearm from customs custody, except for exportation, unless covered by an approved application.

The importation of firearms into the territory or possessions of the United States other than continental United States, and, on and after March 15, 1946, Puerto Rico, the Virgin Islands, Hawaii, and Alaska will be under the control of the governing authorities of such territory or possessions. (See § 319.36.)

Any person importing or bringing a firearm into the continental United States is subject to tax upon the subsequent transfer of such firearm, which tax is additional to any duty upon the importation of the firearm. An importer (see section 2733 (d), I.R.C.) of firearms is subject to the requirements as to forms and records, the same as a domestic manufacturer.

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: March 14, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-4289; Filed, Mar. 14, 1946; 3:52 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3294—IRON AND STEEL PRODUCTS

[General Preference Order M-21, Direction 11]

USE OF SYMBOL TFS ON CERTAIN SELECTED ORDERS FOR STEEL SHEETS

The following direction is issued pursuant to General Preference Order M-21:

(a) *What this direction does.* This direction explains how certain steel distributors who have been authorized by the Department of Agriculture to use the symbol TFS (Tobacco Flue Sheets) on purchase orders for limited quantities of steel sheets, should furnish that information to steel producers. The C. P. A. may establish space reservations on steel producers' schedules for the benefit of these orders.

(b) *Identification of certified TFS orders.* Any person who has been authorized in writing by the Production and Marketing Administration, Department of Agriculture, to use the symbol TFS on purchase orders for limited quantities of steel sheets, should in addition to marketing his purchase order with the symbol specify the month in which shipment has been designated and furnish the steel producer with a certificate signed manually or as described in PR-7, in substantially the following form:

"I certify, subject to the penalties of Section 35 (A) of the United States Criminal Code, that the steel sheets covered by this purchase order are within the quantity which I have been authorized by the Production and Marketing Administration, Department of Agriculture, to purchase on orders identified with the symbol TFS, and that I will dispose of these sheets only to fill orders from manufacturers of tobacco flues."

The standard certificate described in PR-7 may not be used in place of this certificate.

(c) *Obligations of Person giving certificate.* Any person giving the certificate described above may obtain and dispose of the material he gets with the certificate only in accordance with its terms.

(d) *Requests for authorization to use the symbol TFS.* All requests for authorization to use the symbol TFS should be addressed to Materials and Equipment Branch, Production and Marketing Administration, Department of Agriculture, Washington 25, D. C.

Issued this 14th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4293; Filed, Mar. 14, 1946; 4:44 p. m.]

Chapter XI—Office of Price Administration

PART 1425—LUMBER DISTRIBUTION

[2d Rev. MPR 215, Amdt. 18]

DISTRIBUTION YARD SALES OF SOFTWOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 215 is amended in the following respects:

1. Section 4 (a) (3) (i) (*a*) is amended to read as follows:

(*a*) Southern Pine—$4.50 per 1,000 board feet.

2. Section 5 (a) (3) (i) (*a*) is amended to read as follows:

(*a*) Southern Pine—None.

3. Section 4 (a) (4) is amended to read as follows:

(4) 10 percent of the total of (1), (2), and (3) above.

In computing the maximum price under this paragraph, the f. o. b. mill maximum price may be increased by 2 percent in those cases in which the applicable mill regulation permits an addition to the f. o. b. mill price by a wholesaler or commission merchant.

In computing the maximum price each of the above items must be adjusted to the nearest quarter of a dollar per thousand board feet of lumber or the nearest five cents per unit of sale on other items.

4. Section 4 (b) (3) is amended to read as follows:

(3) 5 percent of the total of (1) and (2).

In computing the maximum price under this paragraph, the f. o. b. mill maximum price may be increased by 2 percent in those cases in which the applicable mill regulation permits an addition to the f. o. b. mill price by a wholesaler or commission merchant.

In computing the maximum price each of the above items must be adjusted to the nearest quarter of a dollar per thousand board feet of lumber or the nearest five cents per unit of sale on other items.

5. Section 5 (a) (4) is amended to read as follows:

(4) The appropriate area percentage mark-ups to be applied to the sum of (1), (2), and (3) above.

In computing the maximum price under this section, the f. o. b. mill maximum price may be increased by 2 percent in those cases in which the applicable mill regulation permits an addition to the f. o. b. mill price by a wholesaler or commission merchant.

In computing the maximum price each of the above items must be adjusted to the nearest quarter of a dollar per thousand board feet of lumber or the nearest five cents per unit of sale on other items. If the total quantity is 1,000 feet BM or less, the price may be quoted per board or lineal foot, in which event it must be evened out to the nearest quarter of a cent per foot.

6. Section 6 (e) is amended to read as follows:

(e) A "handling charge" as follows:

(1) On retail type sales.

(i) Southern Pine—none.

(ii) All other species—$5.00 per 1,000 board feet.

(2) On sales by wholesale yards and "wholesale-type" sales by retail yards.

(i) Southern Pine—$4.50 per 1,000 board feet.

(ii) All other species—$5.00 per 1,000 board feet.

This Amendment No. 18 shall become effective March 14, 1946.

Issued this 14th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4291; Filed, Mar. 14, 1946; 4:32 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 167]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Section 15, Appendix I, Table 6, Items No. 1 and 2, Column 6 is amended to read as follows:

Column 5 price plus freight[2] (including 3% transportation tax[3]) from Homestead, Florida (Weslaco, Texas for grapefruit produced in Texas), plus 10 cents protective service.[4]

This amendment shall become effective 12: 01 a. m., March 14, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4169; Filed, Mar. 13, 1946; 4:35 p. m.]

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526.

PART 1305—ADMINISTRATION

[3d Rev. RO 3,[1] Amdt. 1 to Supp. 1]

SUGAR

Supplement 1 to Third Revised Ration Order 3 is amended in the following respects:

1. Table II of section 1 is amended to read as follows:

TABLE II—FROZEN FRUIT (QUICK FROZEN OR COLD PACK)

Kind of fruit	Unit (quantity of fresh fruit in pounds)	Quantity of sugar allowed in pounds per unit of fresh fruit packed in containers	
		Over 10 pounds	10 pounds and under
Apples and crabapples	7	1	1
Applesauce	9	None	1
Apricots	4	1	1
Blackberries	5	None	1
Boysenberries	5	None	1
Cherries	5	1	1½
Citrus segments	8	1	1
Loganberries	5	None	1
Nectarines	4	1	1
Mixed fruit (fruit cocktail and fruit for salad)	5	None	1
Peaches	4	1	1
Pears	5	1	1
Pineapple	5	1	1
Plums (all types)	5	1	1
Raspberries—black	5	None	1
Raspberries—red	5	1	1
Rhubarb	6	1	1
Strawberries	4	1	1
All other fruits	----	None	None

[1] No sugar may be allowed to pack any of the above fruits in puree form in containers of 10 pounds or less.

2. Table III of section 1 is amended to read as follows:

TABLE III—CANNED VEGETABLES

Product:	*Maximum sugar allowance in pounds per case of 24 No. 2 cans*
Carrots and peas	0.36
Corn—Cream style	1.13
Corn—Whole kernel	0.72
Corn—Vacuum pack	0.63
Peas	0.54
Succotash	1.00
Sweet potatoes (syrup type only)	1.60
All other vegetables	none

3. Table IV of section 1 is deleted.

4. Section 2.1 is amended to read as follows:

SEC. 2.1 *Allotment percentages for industrial users.*

	Percentage of sugar base (for the quarterly allotment period commencing Jan. 1, 1946	Percentage of sugar base (for the quarterly allotment periods commencing on or after Apr. 1, 1946
1. Bread and other bakery products	60	70
2. Baking mixes, including batters	60	70
3. Breakfast cereals; and cereal paste products such as spaghetti and macaroni	60	70
4. Ice cream; ices; sherbets; frozen custards; and mixes used for these purposes	50	60
5. Condensed milk in containers of one gallon or less; cheese; other dairy products not included in other items; frozen eggs; and sugared egg yolks	50	60

[1] 11 F.R. 166.

	Percentage of sugar base (for the quarterly allotment period commencing Jan. 1, 1946	Percentage of sugar base (for the quarterly allotment periods commencing on or after Apr. 1, 1946
6. Bottled beverages (alcoholic and nonalcoholic); flavoring and coloring extracts; fountain syrups; drink mixes; brandied fruits; maraschino cherries; fountain fruits; pickled fruits and vegetables; relishes	70	60
7. Mayonnaise and salad dressing	70	60
8. Products fried in fat (except bakery products) such as nuts, potato chips	70	60
9. Candy; chocolate; cocoa; chewing gum	70	60
10. Sandwiches	80	60
11. Dehydrated and dried soup and soup mixes	70	60
12. Canned and bottled foods (not included in other items); table syrup	70	60
13. Experimental, educational demonstration and testing purposes	70	60
14. Pharmaceuticals (internal); allergy foods; vitamin oils; cough drops	110	120
15. Pharmaceuticals (external)	110	120
16. All other classes; food	70	60
17. All other classes, non-food	80	60
18. Jams, jellies, preserves, marmalades and fruit butters	45	55

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4325; Filed, Mar. 15, 1946; 11:28 a. m.]

PART 1305—ADMINISTRATION

[SO 143, Amdt. 1]

PROCEDURE FOR WAIVER OF PROVISIONS OF CERTAIN PRICE REGULATIONS AND RATION ORDERS AFFECTING BUSINESS OR OCCUPATIONAL STATUS OF VETERANS

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.[1]

Section 1305.171 (g) (1) is amended to read as follows:

"Veteran" shall mean (a) any person who shall have served in the active military or naval service of the United States at any time on or after September 16, 1940, and (b) any person who served in World War II in the active military or naval service of any government allied with the United States in that war, who at the time of entrance into the active service with an allied government, was a citizen of the United States, and who shall have been discharged or released from either such service under conditions other than dishonorable after service of 90 days or more, or by reason of an injury or disability incurred in service in line of duty: *Provided*, That for the purpose of this order no person shall be deemed to be a veteran if the date of his release or discharge was more than 120 days prior to the beginning of the base period or, prior to the applicable base date used to establish eligibility to engage in the particular business activity or to establish the required quota or to determine a highest price line or maximum average price as provided in the provision of the price regulation or ration order under which an appropriate order is sought pursuant to this supplementary order.

This amendment shall become effective March 20, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4324; Filed, Mar. 15, 1946; 11:27 a. m.]

[1] 10 F.R. 15068.

PART 1445—LIVESTOCK

[MPR 469, Amdt. 20]

LIVE HOGS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 469 is amended in the following respects:

1. Schedule I of section 13, Appendix A, is amended by the deletion from the list of terminal markets and ceiling prices set forth therein of the line reading "Birmingham, Ala---------- 14.65."

2. The ceiling price listed in Schedule I of section 13, Appendix A, for Montgomery, Alabama, is amended to read "14.55."

3. Schedule II of section 13, Appendix A, is amended by the deletion from the list of interior markets set forth therein of the lines reading "Smithfield, Virginia---------- 14.65" and "Suffolk, Virginia---------- 14.65."

4. To the list of interior markets and ceiling prices set forth in Schedule II of section 13, Appendix A, the following are added:

Belleville, Illinois	$14.55
Birmingham, Ala	14.55
Clinton, Kentucky	14.40
Elgin, Illinois	14.60
Newbern, Tenn	14.40
New Salisbury, Ind	14.60
Terre Haute, Ind	14.60
Walla Walla, Wash	15.25

5. Paragraph (b) of Item 43 in Schedule III of section 13, Appendix A, is amended to read as follows:

(b) Isle of Wight, Nansemond, Southampton, Surry and Sussex---------- 14.65.

6. Paragraph (c) of Item 43 in Schedule III of section 13, Appendix A, is added to read as follows:

(c) All counties except those cited in 43 (a) and 43 (b)---------- 14.55

This amendment shall become effective March 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4171; Filed, Mar. 13, 1946; 4:35 p. m.]

PART 1340—FUEL

[MPR 112, Corr. to Amdt. 22]

PENNSYLVANIA ANTHRACITE

Amendment No. 22 to Maximum Price Regulation No. 112 is hereby corrected as follows:

In § 1340.200 (a) (6) (c) the word "freight" is corrected to read "weight."

This correction to Amendment No. 22 shall be effective as of March 5, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4316; Filed, Mar. 15, 1946; 11:26 a. m.]

PART 1358—TOBACCO

[MPR 260,[1] Amdt. 17]

CIGARS, CIGAR CUTTINGS AND CLIPPINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneous herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 260 is amended in the following respect:

1. Section 1358.102 (c) (3) is amended to read as follows:

(3) *Adjustments of average retail price ceilings.* A manufacturer who is unable to maintain his average retail price ceiling determined under subparagraph (2) above or subparagraph (5) below or established for him under this subparagraph or under paragraph (d) below and earn a net operating profit (before taxes on income) of 4.5 percent of his dollar net sales (dollar net sales, for the purposes of this section must be interpreted as meaning sales of all cigars sold during the period at manufacturers' list price, less discounts allowed and returns and allowances. Such sales shall not include transfers to distribution centers, but shall include sales made from those distribution centers.) may apply to the Price Administrator for an adjustment of his average retail price ceiling. Such application shall be filed in duplicate with the Office of Price Administration, Tobacco Section, Washington, D. C., and shall be signed by the manufacturer or his authorized agent. It shall contain:

(i) Applicant's name and address, and the name and title of the person signing the application.

(ii) Applicant's operating and profit and loss statements (prepared according to his usual system of accounting) for either the first or second half of his fiscal year, whichever half was most recently completed.

(iii) Form 2076 completed for all the applicant's sales of cigars both tax-free and tax-paid during the same period for which profit and loss statements are supplied under (ii) above. Sales of tax-free cigars shall be set forth separately from sales tax-paid.

(iv) Form 2078 completed through Item 6 of Schedule B for each frontmark of each brand sold during the six-month period supplied pursuant to (ii) above.

(v) Applicant's average retail price ceiling and the date on which he established or amended that retail price ceiling pursuant to subparagraph (2) above, or the date of the order issued by the Price Administrator pursuant to this subparagraph or to paragraph (d) below, establishing such average retail price ceiling. If a Cuban tobacco adjustment pursuant to (c) (5) below was claimed during any part of the six-month period covered the amount of the adjustment shall be set forth.

After receiving the application and any further information or evidence considered necessary and requested for purposes of determining the propriety of an adjustment, the Price Administrator will, by order, grant or deny, in whole or in part, the adjustment requested. Any adjustment granted may be limited as to time. An order granting or denying an adjustment may be revoked or modified by the Price Administrator at any time. Adjustments granted under this subparagraph shall be limited to an amount found by the Price Administrator to be the price reflected on the average in the industry for the cigars made by the applicant during the 6-months period offered for consideration in his application. However, no adjustment shall be granted under this subparagraph in an amount which exceeds that found by the Price Administrator to be reasonably necessary to allow the applicant profits, before income and excess profits taxes, on his domestic cigar manufacturing operations, equal to 4.5 percent of his dollar net sales.

This amendment shall become effective March 20, 1946.

NOTE: All record-keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4317; Filed, Mar. 15, 1946; 11:26 a. m.]

[1] 7 F.R. 8997, 10255, 10472, 11113, 8 F.R. 1974, 2208, 4476, 9 F.R. 3037, 3710, 7060, 10583, 13288, 13592, 14067, 10 F.R. 7852, 10 F.R. 14365.

PART 1377—WOODEN CONTAINERS

[RMPR 186, Amdt. 12]

WESTERN WOODEN AGRICULTURAL CONTAINERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation 186 is amended in the following respects:

1. Section 1377.102 (a) is amended to read as follows:

(a) *Products covered by the regulation.* This regulation, under the term "Western wooden agricultural containers," covers: All sawn shock agricultural containers and veneer covers for such containers produced in the "western area," which means the states of California, Washington, Oregon, Idaho, Montana, Wyoming, Utah, Nevada, Arizona, New Mexico and the county of Montezuma in Colorado. The term "agricultural container" means any assembled or unassembled box, crate, case, tray, lug, carrier, or similar container made principally of wood, and customarily used for handling, packaging, shipping, or storing fruits and vegetables (whether fresh, dried or canned). It includes any constituent wooden part (shook) of the kind of containers mentioned, if it is ready to be assembled into the container, and also includes bracing only when used in shipping Western wooden agricultural containers covered by this regulation and all species of car strips. It also includes agricultural containers specifically listed in Table 2 which are made of veneer.

This regulation does not cover army ration boxes, cooperage products or parts, used containers or wirebound boxes or parts.

2. In § 1377.110 (c), Table 2, the items, "Car strips—Dry" and "Car strips—Green" are amended to read as follows:

Car strips—dry:
4' all species
8' all species
4' celery all species
8' celery all species
Car strips—green:
4' all species
8' all species
4' celery all species
8' celery all species

3. In § 1377.110 (c), Table 2, the items, "Industrial crating strips: Cut to exact dimensions specified bundled in lengths not to exceed 84" for not more than 50 percent over 60" and the prices established therefor are hereby deleted.

4. In § 1377.110 (c) Table 2 the item "Bracing" is amended to read as follows:

Bracing only when used in shipping Western wooden agricultural containers covered by this regulation:

Standard thickness
Bulkhead
Vertical bracing (Hoak)

This Amendment No. 12 shall become effective March 20, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4319; Filed, Mar. 15, 1946; 11:26 a. m.]

[1] 8 F.R. 15368; 9 F.R. 4225; 12618; 11 F.R. 1601.

PART 1381—SOFTWOOD LUMBER

[RMPR 164,[1] Amdt. 4]

WESTERN SOFTWOOD SHINGLES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 164 is amended in the following respects:

1. In section 4 (a), the price tables covering standard shingles, machine processed shakes and hip and ridge units are amended to read as follows:

MAXIMUM PRICES F. O. B. CAR OR F. O. B. TRUCK MILL

Length and thickness		Grade				
		No. 1	No. 2	No. 3	Nos. 3 & 4 50% No. 3	No. 4
16" 5/2 (xxxxx)	Random	$5.00	$4.15	$3.10	*$2.65	*$2.40
	5"	5.75	4.90	3.85		
	6"	5.85	5.00	3.95		
18" 5/2½ (Perfections)	Random	5.40	4.30	3.25		
	5" or 6"	6.15	5.10	4.00		
18" 5/2 (Eurekas)	Random	5.20	4.20	3.15		
24" 4/2 (Royals)	do	6.50	4.65	3.30		

*Price applies only when No. 4 are graded in accordance with the rule adopted by the Red Cedar Shingle Bureau published in bulletin dated December 20, 1944.

MACHINE PROCESSED SHAKES

5/2½-18" No. 1 (shingle grade) per square (2 bundles 14/14 courses) 14" exposure	$3.20
5/2 16" No. 1 (shingle grade) per square (2 bundles 17/17 courses) 12" exposure	3.65
5/2½-16" No. 1 (shingle grade) per square (2 bundles 17/17 courses) 12" exposure	3.75
Hip and ridge units—6½"-7" or 8" widths—per bundle of 40 units 16" No. 1 grade	1.30

2. In section 5, paragraph (b) and under the heading "Unstained Machine Processed Shakes", the following estimated weights are added:

	Pounds
5/2–16" per square of 12" exposure	60
5/2½–16" per square of 12" exposure	65

This amendment shall become effective March 20, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4318; Filed, Mar. 15, 1946; 11:26 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, N. Y. C., Amdt. 23[2]]

HOTELS AND ROOMING HOUSES IN NEW YORK CITY

Section 1 (b) (7) of the Rent Regulation for Hotels and Rooming Houses in the New York City Defense-Rental Area is amended to read as follows:

(7) *Resort housing.* Rooms located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945, which were not rented during any portion of the period beginning on November 1, 1943 and ending on February 29, 1944.

[2] 10 F.R. 324, 1452, 2404, 2617, 5090, 9445, 11071.

This exemption shall be effective only from June 1, 1946 to September 30, 1946, inclusive.

Issued and effective March 15, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4322; Filed, Mar. 15, 1946; 11:28 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,[1] Amdt. 76]

HOTELS AND ROOMING HOUSES

Section 1 (b) (7) (i) of the Rent Regulation for Hotels and Rooming Houses is amended to read as follows:

(7) *Resort housing: exemption.* Rooms located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945, which were not rented during any portion of the period beginning on November 1, 1943, and ending on February 29, 1944.

This exemption shall be effective only from June 1, 1946 to September 30, 1946, inclusive.

Issued and effective March 15, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4323; Filed, Mar. 15, 1946; 11:28 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 518, Amdt. 9]

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraphs (a) and (b) of section 9 are amended to read as follows:

SEC. 9. *Decrease for charges or services.* (a) Whenever the purchaser of any lot of rough rice assumes or agrees to pay any charges incurred prior to the time of sale for storage, warehousing, drying to 17 percent moisture content, or other services, with or without a specific charge being made for the same, the maximum price for the sale of rough rice as established in sections 4 and 5 hereof shall be reduced by the amount assumed or paid for such services or, when no specific charge has been made, by the reasonable value of such services. Any charges for storage or warehousing incurred prior to the receipt by the storageman or warehousemen of a written notice of the sale shall be conclusively presumed to have been incurred prior thereto.

(b) Whenever the purchaser of any lot of rough rice has performed or will be forced to perform any services in connection with the growing, harvesting, drying to 17 percent moisture content, or in connection with the loading thereof onto transportation facilities for ready shipment from the point of delivery to him, the maximum price for the sale as established in Sections 4 or 5 hereof shall be reduced by the reasonable value of all such services.

This amendment shall become effective March 20, 1946.

Issued this 15th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: March 5, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4321; Filed, Mar. 15, 1946; 11:27 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 431, Amdt. 13]

CHARCOAL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulations 431 is amended in the following respects:

1. Paragraph (a) (1) of Appendix A is amended to read as follows:

(1) Sales by hardwood distillers of charcoal made from mixed hardwoods:

(i) Produced in New York and Pennsylvania:	
Lump charcoal in bulk	$43.50
Lump charcoal in bags (bags extra and returnable)	45.50
Charcoal screenings	33.50
(ii) Produced in Michigan and Wisconsin:	
Lump charcoal in bulk	$42.50
Lump charcoal in bags (bags extra and returnable)	41.50
Briquets in bulk	44.50
Briquets in 100-lb. bags (bags included)	50.50
Briquets in 50-lb. bags (bags included)	49.50
Briquets in 20 and 40-lb. (bags included)	49.50
Briquets in 10-lb. bags	50.50
Granulated charcoal in bags (bags included)	53.50
Charcoal screenings	32.85
(iii) Produced in Tennessee and Arkansas:	
Lump charcoal in bulk	38.80
Lump charcoal in bags (bags included)	46.80
Granulated charcoal in bags, ground and sized, (bags included)	46.30
Granulated charcoal in bags, ground and sized, (bags included), produced by milling lump charcoal or reground granular charcoal	49.80
Standard Briquets in bulk	49.80
Midget Briquets (bags included)	58.80
Standard Briquets in bags (bags included)	51.80
Soft Waterproof Briquets in bulk	51.80
Charcoal screenings	31.20

2. Paragraph (b) (2) (i) of Appendix A is amended by adding thereto the following: "*Provided, however,* That any increase in price occurring for the first time after March 15, 1946, shall not be added to the maximum price of the dealer established by the General Maximum Price Regulation."

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4320; Filed, Mar. 15, 1946; 11:27 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 101]

PART 4003—SUPPORT PRICES; SUBSIDIES

DRY EDIBLE BEANS, 1946 CROP

The Secretary of Agriculture having on March 7, 1946, submitted to me certain information and recommendations with reference to maximum prices for, and the support by loan and purchase of the price of, dry edible beans of the 1946 crop, I hereby find that the provisions of this directive are necessary in order to effectuate the purposes of the stabilization program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

1. The Secretary of Agriculture is authorized and directed to formulate and carry out a program to support the prices of dry edible beans of the 1946 crop by purchase and loan in accordance with his letter of March 7, 1946 and the memorandum attached thereto.

2. The Price Administrator, with the concurrence of the Secretary of Agriculture, is authorized and directed to establish grower ceiling prices for dry edible beans of the 1946 crop; to adjust country shipping point prices in accordance with the recommendations set forth in the Secretary of Agriculture's letter of March 7, 1946 and the memorandum attached thereto; and to submit to the Economic Stabilization Director not later than May 1, 1946, a program for pricing dry edible beans of the 1946 crop at wholesale and retail providing, to the fullest extent practicable, for absorption of the price increases herein authorized.

Issued and effective this 13th day of March 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-4287; Filed, Mar. 14, 1946; 3:03 p. m.]

Chapter XXIV—Department of State
(Disposal of Surplus Property)

[Regulation 108-5]

PART 8308—FOREIGN DISPOSAL

DISPOSAL POLICIES

SPA Revised Regulation 8, dated January 3, 1946, entitled "Foreign Disposal"

[1] 10 F.R. 15210; 11 F.R. 245, 246, 740, 1299.

is hereby amended by deleting all of § 8308.16 (e) and substituting therefor the following:

§ 8308.16 *Disposal policies.* • • •

(e) *Consideration for disposition of surplus property*—(1) *In general.* Surplus property may be disposed of for cash, credit, or other property.

(2) *Disposal of surplus property for claims.* Surplus property may be disposed of in return for the settlement or cancellation of any claim determined by any properly authorized governmental agency to be an appropriate claim against the Government of the United States, and for the settlement of which appropriations exist; upon settlement, reimbursement will be made from such appropriations in an amount equal to the claim.

(3) *Disposal of surplus property for other property or property rights.* Surplus property may be exchanged for other property, real or personal, tangible or intangible, where this course of action is determined by the Department of State to be in the best interests of the Government of the United States. The property or rights thus acquired may be disposed of by sale or by transfers authorized by law, including transfers to Government agencies authorized to acquire such property and having appropriations which can be charged with the value of the property so transferred. Where surplus property is exchanged for property or rights which are not appropriate for sale or transfer, the Department of State will be the custodian of the documents evidencing such property or rights and will be charged with the responsibility for any other governmental negotiations incident to the protection, enforcement or continuance of such property or rights.

This amendment shall become effective March 15, 1946.

[SEAL] JAMES F. BYRNES,
Secretary of State.

MARCH 15, 1946.

[F. R. Doc. 46-4304; Filed, Mar. 15, 1946; 11:12 a. m.]

TITLE 36—PARKS AND FORESTS

Chapter I—National Park Service

PART 1—AREAS ADMINISTERED BY THE NATIONAL PARK SERVICE

ROOSEVELT RECREATIONAL DEMONSTRATION AREA, NORTH DAKOTA

CROSS REFERENCE: For addition to tabulation in § 1.17 see Title 43, Subtitle A, *infra.*

PART 20—SPECIAL REGULATIONS

FISHING IN GRAND TETON NATIONAL PARK AND CATOCTIN RECREATIONAL DEMONSTRATION AREA

Section 20.22 (b) (1) is amended to read as follows:

§ 20.22 *Grand Teton National Park.* • • •

(b) *Fishing.* (1) The limit of catch per person per day is six fish. Possession of more than two days' catch by any person at any one time shall be construed as a violation of this section. (39 Stat. 535; 16 U.S.C. sec. 3)

Section 20.24 (a) (3) is amended to read as follows:

§ 20.24 *Catoctin Recreational Demonstration Area.* (a) *Fishing.* • • •

(3) The open season for fishing shall be from April 15 to July 31, inclusive. Fishing is permitted only between the hours of 5:30 a. m. and 8:00 p. m. (39 Stat. 535; 16 U.S.C. sec. 3)

Issued this 11th day of March 1946.

[SEAL] OSCAR L. CHAPMAN,
Assistant Secretary of the Interior.

[F. R. Doc. 46-4298; Filed, Mar. 15, 1946; 9:33 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

ORDER TRANSFERRING ADMINISTRATION OF ROOSEVELT RECREATIONAL DEMONSTRATION AREA LANDS, NORTH DAKOTA, FROM THE NATIONAL PARK SERVICE TO THE FISH AND WILDLIFE SERVICE

Pursuant to the authority contained in the act of June 6, 1942 (56 Stat. 326), *It is ordered,* That, subject to existing valid rights, administrative jurisdiction over the hereinafter described lands within the Roosevelt Recreational Demonstration Area in the Counties of Billings and McKenzie, State of North Dakota, together with the improvements and equipment thereon, is hereby transferred from the National Park Service to the Fish and Wildlife Service for use by said Fish and Wildlife Service for wildlife conservation purposes, to be designated the Theodore Roosevelt National Wildlife Refuge.

MEDORA DIVISION

FIFTH PRINCIPAL MERIDIAN

T. 140 N., R. 100 W.,
Sec. 7, lots 3 and 4, E½SW¼, and SE¼;
Sec. 17;
Sec. 18, lots 3 and 4, E½SW¼, and SE¼;
Secs. 19, 20, 29 and 30;
Sec. 31, lot 1, NE¼, NE¼NW¼, and N½SE¼;
Sec. 32.
T. 140 N., R. 101 W.,
Secs. 2 and 3;
Sec. 4, lots 3, 4, 5, 6, and 11, and S½;
Sec. 5, lots 1, 2, 3, 9 to 12 inclusive, and S½;
Sec. 6, lots 2 to 7 inclusive, 10 to 14 inclusive, E½SW¼, and SE¼;
Sec. 7, NE¼, E½W½, and SE¼;
Sec. 8, W½NE¼, W½NW¼, SE¼NW¼, NE¼SW¼, and W½SE¼;
Sec. 9;
Sec. 10, E½, and NW¼;
Sec. 11;
Sec. 12, W½;
Sec. 13;
Sec. 14, N½ and N½S½;
Sec. 15, W½ and SE¼;
Sec. 17;
Sec. 18, E½, and E½W½;
Secs. 19, 22 and 24;
Sec. 26, S½NE¼, W½NW¼, SE¼NW¼, NE¼SW¼, and N½SE¼;
Sec. 28;
Sec. 29, N½ and that part of S½ lying north of U. S. Highway No. 10;
Secs. 33, 34 and 35.
T. 141 N., R. 101 W.,
Secs. 3, 4 and 5;
Sec. 6, lots 9, 10, 11 and 12, and SW¼SE¼;
Secs. 7, 8, 9 and 13;
Sec. 14, SW¼NW¼, N½SW¼, SW¼SW¼ and SE¼;
Secs. 15 and 17;
Sec. 18, lots 1 to 12 inclusive; SE¼NW¼, NE¼SE¼, and SW¼SE¼;
Sec. 19;
Sec. 20, S½N½, and S½;
Sec. 21;
Sec. 22, W½NE¼, S½NW¼, and S½;
Secs. 23 to 35, inclusive.
T. 140 N., R. 102 W.,
Sec. 1;
Sec. 2, lots 1, 2, 3, 5 to 12 inclusive, and S½;
Sec. 3;
Sec. 4, S½;
Secs. 9 to 15 inclusive.
T. 141 N., R. 102 W.,
Sec. 2, lots 1 to 4 inclusive, and S½N½.

The described lands aggregate approximately 43,381 acres.

WATFORD DIVISION

FIFTH PRINCIPAL MERIDIAN

T. 147 N., R. 99 W.,
Sec. 3, lots 3, 4 and 5;
Sec. 4, lots 1, 2, 3, 6, 7, 8 and 9, and S½NE¼;
Secs. 5 and 6.
T. 148 N., R. 99 W.,
Secs. 6 and 7;
Sec. 18, lots 1, 2, 3 and 4, NE¼, E½W½ and NE¼SE¼;
Sec. 19, lot 2, W½NE¼, and E½W½;
Sec. 20, W½ and SE¼;
Sec. 26, NW¼NW¼;
Sec. 27, NE¼NE¼, NW¼, and E½SW¼;
Sec. 28, N½ and SW¼;
Sec. 29, N½, E½SW¼, and SE¼;
Sec. 30, lots 1 and 3, E½NW¼, NE¼SW¼, W½SE¼, and SE¼SE¼;
Sec. 31, lots 3 to 12 inclusive, NW¼NE¼, SE¼NE¼, and SE¼SW¼;
Sec. 32, lots 1 and 5, and E½NE¼;
Sec. 33, lot 1, N½NW¼, SE¼NW¼, N½SW¼, SE¼SW¼, and S½SE¼;
Sec. 34, lots 2, 7 and 8, NE¼NW¼, and W½SW¼.
T. 147 N., R. 100 W.,
Sec. 1;
Sec. 2, lots 2, 3 and 4, SE¼NW¼, NE¼SW¼, S½SW¼, and SW¼SE¼;
Sec. 3;
Sec. 5;
Sec. 8, lots 1 and 4, N½NE¼, SW¼NE¼, S½NW¼, N½SW¼, and NW¼SE¼;
Sec. 9;
Sec. 10, N½NE¼, SW¼NE¼, NW¼, W½SW¼, SE¼SW¼ and S½SE¼;
Secs. 11, 14 and 15.
T. 148 N., R. 100 W.,
Sec. 1, lots 1, 2, 3 and 4, S½N½, N½SW¼, SW¼SW¼, and NW¼SE¼;
Sec. 12, NE¼, W½NW¼, SE¼NW¼, and S½;
Sec. 13, NE¼, E½NW¼, NE¼SW¼, S½SW¼, N½SE¼, and SW¼SE¼;
Sec. 21, SW¼, N½SE¼, and SW¼SE¼;
Sec. 22, NE¼, N½NW¼, and SW¼NW¼;
Sec. 23, N½, N½SW¼, SE¼SW¼, and SE¼;
Sec. 24, NW¼NW¼;
Sec. 26, N½NE¼, SW¼NE¼, and W½;
Sec. 27, NE¼, E½NW¼, S½SW¼, and SE¼;
Sec. 28, NW¼;
Sec. 29, SE¼;
Sec. 32, W½ and SE¼;
Sec. 33;
Sec. 34, lot 1, and N½SW¼, and NW¼SE¼;

[Administrative Order 1014]

man and Abe Giddins, is engaged in the ... and quarters of 1946 dealing with their

Sec. 35, lots 4 to 6 and lot 8, and SE¼NE¼, NE¼SW¼, S½SW¼ and SE¼.

The described lands aggregate approximately 18,158 acres.

Dated: February 25, 1946.

[SEAL] OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

Approved: February 26, 1946.

HARRY S. TRUMAN,
The White House.

[F. R. Doc. 46-4297; Filed, Mar. 15, 1946; 9:33 a. m.]

Chapter I—General Land Office

Appendix—Public Land Orders

[Public Land Order 316]

ALASKA

WITHDRAWING PUBLIC LANDS FOR USE OF RECONSTRUCTION FINANCE CORPORATION

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following described public lands are hereby withdrawn from all forms of appropriation under the public land laws, including the mining and mineral leasing laws, and reserved under the jurisdiction of the Secretary of the Interior for the use of the Reconstruction Finance Corporation:

Beginning at a point on the south shore of Jakolof Bay, Kenai Peninsula, Alaska; in approximate latitude 59°28' N., longitude 151°34' W., from which the N. E. corner of pending U. S. Survey No. 2675, Anchorage 010446 known as Red Mountain at the junction of Kasitsna and Jakolof Bays bears northwesterly one-half mile along the shore of Jakolof Bay.

From the initial point,

Southeasterly along the shore of Jakolof Bay, one mile;

Southwesterly at right angles to the shore, one-half mile;

Northwesterly parallel to the shore of Jakolof Bay, one mile;

Northeasterly one-half mile to the place of beginning;

containing approximately 320 acres.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

MARCH 5, 1946.

[F. R. Doc. 46-4296; Filed, Mar. 15, 1946; 9:33 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

PART 11—ESTABLISHMENT, ETC., OF NATIONAL WILDLIFE REFUGES

ROOSEVELT RECREATIONAL DEMONSTRATION AREA, NORTH DAKOTA

CROSS REFERENCE: For addition to tabulation in § 11.1 see Title 43, Subtitle A, *supra*.

Notices

DEPARTMENT OF AGRICULTURE.

Farm Security Administration.

GRAYSON COUNTY, TEX.

DESIGNATION OF LOCALITIES AND DETERMINATION OF AVERAGE VALUE OF FARMS

In accordance with the War Food Administrator's delegation of authority to the Administrator of the Farm Security Administration issued August 2, 1944, 9 F.R. 9389, as extended by Executive Order 9577 issued June 29, 1945, 10 F.R. 8087, for the purpose of making loans under Title I of the Bankhead-Jones Farm Tenant Act, the value of the average farm unit of 30 acres or more within the county designated below, as determined by the 1940 farm census, is as follows:

REGION VIII

TEXAS

Grayson County	$5,664

The purchase price limits established for localities in Grayson County, Texas, on July 6, 1944, are hereby cancelled.

Approved: March 11, 1946.

[SEAL] DILLARD B. LASSETER,
Administrator,
Farm Security Administration.

[F. R. Doc. 46-4305; Filed, Mar. 15, 1946; 11:23 a. m.]

Rural Electrification Administration.

[Administrative Order 1012]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 19, 1946.

Inasmuch as (1) the City of Seymour has assigned to Baylor Electric Company all the properties and assets of the City, which were constructed or acquired by the City directly or indirectly with the proceeds of the loans made by United States of America to the City of not in excess of $110,000, in consideration of the assumption by Baylor Electric Company of all the contractual and other obligations of the City relating to said properties and assets, and (2) Baylor Electric Company has transferred to B-K Electric Cooperative, Inc. all properties and assets of Baylor Electric Company, including the above-mentioned properties and assets acquired by Baylor Electric Company from the City of Seymour and the properties and assets of Baylor Electric Company, which were constructed or acquired by said company directly or indirectly with the proceeds of the loans made by United States of America to Baylor Electric Company of not in excess of $260,000, in consideration of the assumption by B-K Electric Cooperative, Inc. of all the contractual and other obligations of Baylor Electric Company, including the contractual and other obligations of the City of Seymour assumed by Baylor Electric Company, I hereby amend:

(a) Administrative Order No. 267, dated July 7, 1938, by changing the project designation appearing therein as "Texas 9074A1 Baylor", in the amount of $104,000, (amended to read "Texas 9074A1 Seymour Public" by Administrative Order No. 469, dated June 4, 1940) to read "Texas 123 Baylor (Texas 9074A1 Seymour Public)" in the amount of $99,137.42 and "Texas 9123A1 Baylor" in the amount of $4,862.58;

(b) Administrative Order No. 283, dated September 1, 1938, by changing the project designation appearing therein as "Texas 9074A2 Baylor" in the amount of $6,000, (amended to read "Texas 9074A2 Seymour Public" by Administrative Order No. 469, dated June 4, 1940) to read "Texas 9123A2 Baylor";

(c) Administrative Order No. 401, dated October 17, 1939, by changing the project designation appearing therein as "Texas 9074B1 Seymour Public", in the amount of $160,000 (amended to read "Texas O-9074B1 Seymour Public" by Administrative Order No. 457, dated May 10, 1940, further amended to read "Texas O-9074B1 B. E." by Administrative Order No. 469, dated June 4, 1940) to read "Texas 123 Baylor (Texas O-9074B1 B. E.)";

(d) Administrative Order No. 401, dated October 17, 1939, by changing the project designation appearing therein as "Texas 9074G1 Seymour Public", in the amount of $40,000 (amended to read "Texas O-9074G1 Seymour Public" by Administrative Order No. 457, dated May 10, 1940, further amended to read "Texas O-9074G1 B. E." by Administrative Order No. 469, dated June 4, 1940) to read "Texas 123 Baylor (Texas O-9074G1 B. E.)";

(e) Administrative Order No. 575, dated April 10, 1941, by changing the project designation appearing therein as "Texas 1123A1 Baylor", in the amount of $55,000, to read "Texas 1123B1 Baylor";

(f) Administrative Order No. 636, dated November 10, 1941, by changing the project designation appearing therein as "Texas 2123A2 Baylor", in the amount of $108,000, to read "Texas 2123B2 Baylor"; and

(g) Administrative Order No. 828, dated May 17, 1944, by changing the project designation appearing therein as "Texas 4074C1 B. E.", in the amount of $60,000, to read "Texas 123 Baylor (Texas 4074C1 B. E.)", in the amount of $57,858.29 and "Texas 4123C1 Baylor", in the amount of $2,141.71.

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-4306; Filed, Mar. 15, 1946; 11:23 a. m.]

[Administrative Order 1013]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 25, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Nebraska 86A Dundy	$325,000
Nebraska 88B Perkins	84,000
New Jersey 6E Sussex	50,000
Texas 69P Erath	150,000
Texas 77K Johnson	145,000
Texas 96M Victoria	27,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-4307; Filed, Mar. 15, 1946; 11:23 a. m.]

[Administrative Order 1014]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 27, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Iowa 48H Pocahontas	$390,000
South Carolina 14T Aiken	220,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-4308; Filed, Mar. 15, 1946; 11:23 a. m.]

[Administrative Order 1015]

ALLOCATION OF FUNDS FOR LOANS

MARCH 1, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Iowa 5M Carroll	$35,000
Kansas 13K Brown	50,000
Kansas 19D Butler	170,000
Nebraska 66E Nebraska District Public	137,000
New Jersey 4H Monmouth	50,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-4309; Filed, Mar. 15, 1946; 11:24 a. m.]

[Administrative Order 1016]

ALLOCATION OF FUNDS FOR LOANS

MARCH 2, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said Act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Kansas 31H Crawford	$18,000
Kentucky 23F Taylor	300,000
Oklahoma 31E Woodward	35,000
South Carolina 25K Berkeley	180,000
Tennessee 1R Meigs	81,000
Virginia 38F Loudon	50,000
Washington 37H Lincoln	410,000
Washington 47D Douglas D. P.	180,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-4310; Filed, Mar. 15, 1946; 11:23 a. m.]

CIVILIAN PRODUCTION ADMINISTRATION.

[C-427]

SMART SET FROCKS

CONSENT ORDER

Smart Set Frocks, a partnership consisting of Henry Silverman, Mike Ackerman and Abe Giddins, is engaged in the manufacture of women's house dresses, at 1370 Broadway, New York, New York. On February 12, 1946, a temporary suspension order was issued against the partners directing them to immediately cancel outstanding CC rated textile orders for fabrics in excess of the amount authorized, and to place no CC rated orders for any textile fabrics during the first quarter of 1946. The partners are charged by the Civilian Production Administration with having, during the fourth quarter of 1946, placed orders bearing CC ratings for 168,100 yards of cotton fabrics, although they were authorized to place orders carrying these ratings for only 23,682 yards of such cotton fabrics in violation of Priorities Regulation No. 3. The partners received delivery of 139,043 yards of cotton fabrics, being 115,361 yards in excess of their authorization. The partners admit the violation as charged, do not desire to contest the charge, and have consented to the issuance of this order.

Wherefore, upon the agreement and consent of Henry Silverman and Abe Giddins for Smart Set Frocks, the Director of the Compliance Division, and the Assistant General Counsel for the Civilian Production Administration, and upon the approval of the Chief Compliance Commissioner; *It is hereby ordered*, That:

(a) The temporary suspension order issued against Smart Set Frocks, dated February 12, 1946, is hereby revoked.

(b) Henry Silverman, Mike Ackerman and Abe Giddins, partners doing business as Smart Set Frocks, shall reduce the amount of cotton fabrics for which they may be authorized to extend ratings during the first quarter of 1946 under Order M-328-B by the amount of 81,525 yards.

(c) Henry Silverman, Mike Ackerman and Abe Giddins, partners, doing business as Smart Set Frocks, shall reduce the amount of cotton fabrics for which they may be authorized to extend ratings during the second quarter of 1946 under Order M-328-B by 125,000 yards, and shall reduce the amount of rayon fabrics for which they may be authorized to extend ratings during the second quarter of 1946 by the amount of 43,475 yards.

(d) Nothing contained in this order shall be deemed to relieve Henry Silverman, Mike Ackerman and Abe Giddins, partners, d/b/a Smart Set Frocks, from any restriction, provision or prohibition contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(e) The restrictions and provisions contained herein shall apply to Henry Silverman, Mike Ackerman and Abe Giddins, partners, d/b/a Smart Set Frocks, their successors and assigns, or persons acting in their behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(f) Henry Silverman, Mike Ackerman and Abe Giddins, partners, d/b/a Smart Set Frocks, shall refer to this order in any application or appeal that they may file with the Civilian Production Administration during the first and second quarters of 1946 dealing with their use of textiles.

Issued this 14th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4294; Filed, Mar. 14, 1946; 4:44 p. m.]

[C-428]

LEVIN & CO., INC.

CONSENT ORDER

Levin & Co., Inc., a New York corporation, with offices located at 568 Broadway, New York City, is engaged in the manufacture of cotton house dresses in the low cost price field. Benjamin Levin is President of said corporation and its operating head. Levin & Co. is charged by the Civilian Production Administration with wilful violation of Priorities Regulation No. 3 as originally issued by the War Production Board in that during the fourth quarter of 1945, it placed orders bearing CC ratings for and accepted delivery of 41,721 yards of cotton fabrics, although it was authorized to place orders carrying these ratings for and to receive only 24,000 yards of such cotton fabrics. Levin & Co., Inc., admits the violation as charged and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Levin & Co., Inc., the Regional Compliance Manager, and the Regional Attorney, and upon the approval of the Compliance Commissioner, *It is hereby ordered*, That:

(a) Levin & Co., Inc., its successors and assigns, shall reduce the amount of cotton fabrics for which it may be authorized to apply or extend ratings during the first quarter of 1946 by 17,721 yards.

(b) Levin & Co., Inc., it successors and assigns, shall reduce the amount of cotton fabrics for which it may be authorized to apply or extend ratings during the second quarter of 1946 by 17,721 yards.

(c) Levin & Co., Inc., its successors and assigns, shall refer to this order in any application or appeal that it may file with the Civilian Production Administration during the first or second quarters of 1946 dealing with its use of textiles.

(d) Nothing contained in this order shall be deemed to relieve Levin & Co., Inc., its successors and assigns, from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(e) The restrictions and provisions contained herein shall apply to Levin & Co., Inc., its successors and assigns, or persons acting in its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 14th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION.
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4295; Filed, Mar. 14, 1946; 4:44 p. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 467]

UNLOADING OF COMMODITIES AT EDDYSTONE, PA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of March, A. D. 1946.

It appearing, that numerous cars containing various commodities at Eddystone, Pennsylvania, on The Pennsylvania Railroad Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action, it is ordered, that:

Commodities at Eddystone, Pennsylvania, be unloaded. (a) The Pennsylvania Railroad Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Eddystone, Pennsylvania consigned to the Baldwin Locomotive Works.

Initial and No.:	Contents
TNO, 52109	Reservoir.
SP, 14953	Tubes.
PRR, 99872	Merchandise.
MP, 121615	Brick.
NYC, 278089	Merchandise.
MP, 88333	Merchandise.
ATSF, 127866	Reservoirs.
SAL, 15975	Merchandise.
Rdg, 13302	Merchandise.
ATSF, 116541	Tile.
PRR, 568911	Merchandise.
Soo, 42436	Merchandise.
PRR, 102191	Merchandise.
PRR, 278922	Merchandise.
CN, 504165	Merchandise.
NP, 11818	Merchandise.
UP, 192482	Merchandise.
Erie, 86364	Merchandise.
PRR, 567430	Merchandise.
NYC, 154934	Merchandise.
PRR, 567252	Merchandise.
PRR, 50576	Wood.
SAL, 11083	Merchandise.
SOU, 161911	Merchandise.
Mil, 20231	Merchandise.
MeC, 5775	Merchandise.
BM, 90717	Reservoirs.
Sou, 115834	Gears.
NP, 42032	Merchandise.
PRR, 540105	Merchandise.
PRR, 65838	Merchandise.
Mil, 708544	Merchandise.
Erie, 77096	Merchandise.
DH, 15312	Merchandise.
PRR, 563760	Merchandise.
LN, 90328	Merchandise.
NYC, 119011	Merchandise.
PRR, 598409	Merchandise.
ATSF, 120198	Paint.
NYC, 113741	Merchandise.
Sou, 15886	Merchandise.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Pennsylvania Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-4301; Filed, Mar. 15, 1946; 10:26 a. m.]

[S. O. 468]

UNLOADING OF COMMODITIES AT EDDYSTONE, PA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of March, A. D. 1946.

It appearing, that numerous cars containing various commodities at Eddystone, Pennsylvania, on the Reading Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Commodities at Eddystone, Pennsylvania, be unloaded. (a) The Reading Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Eddystone, Pennsylvania, consigned to the Baldwin Locomotive Works.

Initial and No.:	Contents
B&O, 82164	Brick.
NYC, 205323	Bolts.
CGa, 6578	Merchandise.
NYC, 130091	Bolts.
CNW, 49924	Brick.
MKT, 24741	Brick.
NYC, 277168	Rivets.
GTW, 587501	Buffers.
MIL, 592375	Springs.
SOU, 272496	Buffers.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Reading Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-4302; Filed, Mar. 15, 1946; 10:26 a. m.]

[S. O. 469]

UNLOADING OF STEEL AT BROWNSVILLE, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of March, A. D. 1946.

It appearing, that cars NYC 626705 and PLE 40856 containing steel at Brownsville, Texas, on the Texas and New Orleans Railroad Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Steel at Brownsville, Texas, be unloaded. (a) The Texas and New Orleans Railroad Company, its agents or employees, shall unload forthwith cars NYC 626705 and PLE 40856 loaded with steel now on hand at Brownsville, Texas, consigned to United States Steel Export Company, notify F. N. deM. Customs Agent, Brownsville, Texas.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Texas and New Orleans Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-4303; Filed, Mar. 15, 1946; 10:26 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6017]

E. FINDEL AND/OR RICKE FINDEL

In re: Bank account owned by E. Findel and/or Ricke Findel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That E. Findel and Ricke Findel, whose last known address is Koesterbergerstrasse 6, Blankenese bei Hamburg, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to E. Findel and/or Ricke Findel, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a clean credit deposit account, Account Number 656-FF, entitled E. Findel &/or Ricke Findel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated eenm aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-4225; Filed, Mar. 14, 1946; 11:19 a. m.]

[Vesting Order 6018]

E. FLEISCHMANN

In re: Bank acount owned by the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of E. Fleischmann, deceased.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of E. Fleischmann, deceased, whose last known addresses are Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of E. Fleischmann, deceased, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled E. Fleischmann, deceased, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-4226; Filed, Mar. 14, 1946; 11:19 a. m.]

[Vesting Order 6019]

KARL FRIEDRICHSEN

In re: Bank account owned by Karl Friedrichsen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Karl Friedrichsen, whose last known address is c/o C. Illies & Co., Yokohama, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Karl Friedrichsen, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a compound interest department account, Account Number A-97312, entitled Karl Friedrichsen, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending

further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4227; Filed, Mar. 14, 1946; 11:19 a. m.]

[Vesting Order 6020]

ADELHEID GAERTNER

In re: Bank account owned by Adelheid Gaertner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1, That Adelheid Gaertner, whose last known address is Sedanstrasse #34, Freiburg i Breisgau, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Adelheid Gaertner, by East River Savings Bank, 26 Cortlandt Street, New York, New York, arising out of a savings account, Account Number 58216, entitled Adelheid Gaertner, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4228; Filed, Mar. 14, 1946; 11:19 a. m.]

[Vesting Order 6021]

GEWERBE BANK

In re: Bank account owned by Gewerbe Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gewerbe Bank, the last known address of which is Schwanningen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gewerbe Bank, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Gewerbe Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4229; Filed, Mar. 14, 1946; 11:19 a. m.]

[Vesting Order 6022]

LOUISE GOHL

In re: Bank account owned by Louise Gohl.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation finding:

1. That Louise Gohl, whose last known address is Mohringer Strasse 7, Stuttgart, Degenloch, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Louise Gohl, by North River Savings Bank, 206 West 34th Street, New York 1, New York, arising out of a savings account, Account Number 291257, entitled Louise Gohl, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4230; Filed, Mar. 14, 1946; 11:20 a. m.]

[Vesting Order 6023]

JANE B. GOTTLEBE

In re: Bank account owned by Jane B. Gottlebe.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Jane B. Gottlebe, whose last known address is c/o Jordan, Walterstrasse 26, Berlin-Neukoelln, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Jane B. Gottlebe, by The National City Bank of New York, New York, New York, arising out of a compound interest department account, entitled Jane B. Gottlebe, maintained at the branch office of the aforesaid bank located at 17 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4231; Filed, Mar. 14, 1946; 11:20 a. m.]

[Vesting Order 6024]

EMMA HANSEN

In re: Bank account owned by Emma Hansen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emma Hansen, whose last known address is 49 Sandberg, Itzehoe, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Emma Hansen, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Emma Hansen of 49 Sandberg, Itzehoe, Germany, Net Legacy under the Will of Hilmar H. Weber, deceased, late of Boston, Mass., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as

may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4232; Filed, Mar. 14, 1946; 11:20 a. m.]

[Vesting Order 6025]

JOHANNA HELD

In re: Bank account owned by Johanna Held.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johanna Held, whose last known address is c/o Steinbeck, K 13, Erla Erzgeb, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Johanna Held, by East River Savings Bank, New York, New York, arising out of a savings account, Account Number 65444, entitled Johanna Held, maintained at the branch office of the aforesaid bank located at 743 Amsterdam Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4233; Filed, Mar. 14, 1946; 11:20 a. m.]

[Vesting Order 6026]

KARL HINTSCHES

In re: Bank account owned by Karl Hintsches.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Karl Hintsches, whose last known address is Hintsches Werke A. G., Oberkotzau in Bayern, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Karl Hintsches, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Karl Hintsches, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4234; Filed, Mar. 14, 1946; 11:20 a. m.]

[Vesting Order 6027]

K. HIRASAWA AND/OR MRS. ASAKO HIRASAWA

In re: Bank account owned by K. Hirasawa and/or Mrs. Asako Hirasawa.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That K. Hirasawa and Mrs. Asako Hirasawa, whose last known address is Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to K. Hirasawa and/or Mrs. Asako Hirasawa, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled K. Hirasawa &/or Mrs. Asako Hirasawa, maintained at the branch office of the aforesaid bank located at 9 West 51st Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4235; Filed, Mar. 14, 1946; 11:21 a. m.]

[Vesting Order 6028]

DR. WALTER HIRSCH AND/OR KAETHE HIRSCH (NEE SEELIG)

In re: Bank account owned by Dr. Walter Hirsch and/or Kaethe Hirsch (nee Seelig).

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dr. Walter Hirsch and Kaethe Hirsch (nee Seelig), whose last known address is 7 Tautentzienstrasse, Berlin W. 50, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Dr. Walter Hirsch and/or Kaethe Hirsch (nee Seelig), by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a Funds Awaiting Payment Account (Money Transfer Department), entitled Dr. Walter Hirsch and/or his wife Kaethe Hirsch (nee Seelig), and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4236; Filed, Mar. 14, 1946; 11:21 a. m.]

[Vesting Order 6029]

MRS. OTTILIE HOFFBAUER-LOHMANN

In re: Bank account owned by Mrs. Ottilie Hoffbauer-Lohmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Ottilie Hoffbauer-Lohmann, whose last known address is Robert Strasse 2, Berlin-Wittenau, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mrs. Ottilie Hoffbauer-Lohmann, by the Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mrs. Ottilie Hoffbauer-Lohmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4237; Filed, Mar. 14, 1946; 11:21 a. m.]

[Vesting Order 6030]

DR. H. E. HOLLMANN

In re: Bank account owned by Dr. H. E. Hollmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dr. H. E. Hollmann, whose last known address is Mitteistrasse 23, Berlin-Lichterfelde-Ost, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Dr. H. E. Hollmann, by the Lawyers Trust Company, New York, New York, arising out of a checking account, entitled Dr. H. E. Hollmann, maintained at the branch office of the aforesaid bank located at 350 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-4238; Filed, Mar. 14, 1946; 11:21 a. m.]

[Vesting Order 6031]

ITO L. IMANISHI

In re: Bank account owned by Ito L. Imanishi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ito L. Imanishi, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Ito L. Imanishi, by the National City Bank of New York, New York, New York, arising out of a checking account, entitled Ito L. Imanishi, maintained at the branch office of the aforesaid bank located at 17 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-4239; Filed, Mar. 14, 1946; 11:21 a. m.]

[Vesting Order 6032]

INDUSTRIAL BANK OF JAPAN, LTD.

In re: Bank account owned by the Industrial Bank of Japan, Ltd.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the Industrial Bank of Japan, Ltd., the last known address of which is 1-Chome, Marunouchi, Kojimachi-ku, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to the Industrial Bank of Japan, Ltd., by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a special deposit checking account, entitled Industrial Bank of Japan, Ltd., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending

further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 5, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-4240; Filed, Mar. 14, 1946; 11:21 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 122 Under 3 (e)]

NEW YORK RUBBER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, it is ordered:

(a) *Applicability of this order.* This order applies to all sales of inflatable air mattresses and pillows manufactured by the New York Rubber Corporation, Empire State Building, New York 1, New York.

(b) *Maximum prices.* The maximum prices for sales of the commodities described in paragraph (a) of this order are as follows:

Style No.	Size	Standard package	To wholesalers	To mail order houses	To large dealers and PX	To small dealers	To consumers
		Dozen	*Each*	*Each*	*Each*	*Each*	*Each*
517	26" x 48" inner stays	½	$8.00	.....	$7.20	$8.00	$12.00
550	26" x 75"	½	9.00	.....	10.80	12.00	18.00
660	32" x 75" inner stays	½	10.00	.....	12.00	13.33	20.00
217	26" x 48" no stay	½	5.00	$5.50	6.00	6.67	10.00
250	26" x 72" no stay	½	7.50	8.25	9.00	10.00	15.00
1000	"Slow-away bed," inner stays, spec. valve and pillow	1	16.72	.....	18.58	20.65	30.97
381	Pillow	6	1.375	.....	1.65	1.83	2.75
401	Pillow no case	6	.875	.96	1.05	1.17	1.75

NOTE: Large dealers are department and chain stores that purchase in standard packages.

TERMS: The above prices are subject to the same cash discount and freight terms which each seller had in effect during March 1942, for sales to each class of purchaser.

(c) *Notification of maximum prices.* With or prior to the first delivery of any of the commodities described in paragraph (a) to a wholesaler, mail order house, large dealer or small dealer, the seller shall give the purchaser a written notice of the maximum retail price applicable to such sales as established by paragraph (b) of the order. If the purchaser is a wholesaler the notification shall include the maximum wholesaler's price, as established by paragraph (b) of this order, and a statement that each purchaser is required by this order to notify any dealer to whom he sells of the maximum retail price as established by pargaraph (b) of this order.

(d) *Recomputation of maximum prices.* Between ninety and one hundred and five days after the effective date of this order, the manufacturer shall recompute his costs for the commodities described in paragraph (a) of this order, and submit a detailed statement to the Office of Price Administration of the actual unit costs for the production and distribution of the commodities based upon actual experience incurred during this period of time.

(e) *General provisions of the General Maximum Price Regulation apply.* All provisions of the General Maximum Price Regulation that are not inconsistent with this order shall apply to sales covered by this order.

(f) *Revocation and amendment.* This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 15, 1946.

Issued this 14th day of March 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-4242; Filed, Mar. 14, 1946; 11:33 a. m.]

[Rev. SO 119, Order 107]

NEW HAVEN CLOCK CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 14, it is ordered:

(a) *Manufacturer's ceiling prices.* New Haven Clock Company, 133 Hamilton Street, New Haven, Connecticut, may compute its adjusted ceiling prices for pocket watches, wrist watches, auto clocks, spring driven clocks and electrical clocks, which it manufatures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 22.4 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price (in effect before the effective date of this order) the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereinafter properly determined or estbalished in accordance with Maximum Price Regulation No. 188 and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Maximum prices of purchasers for resale.* The manufacturer is required to calculate wholesalers' and retailers' ceiling prices for each of the articles which it sells at adjusted prices permitted by this order according to the provisions of this paragraph. Prices so calculated are the maximum prices of all resellers of the articles covered by this order.

(1) *Retailers' ceiling prices.* The manufacturer shall calculate the retail ceiling prices of articles which he sells at adjusted prices by increasing his October 1941 retail list prices for such articles by the same percentage as has increased his own prices as permitted by this order. If he did not have a retail list price in October 1941 for a particular article, he shall calculate a retail ceiling price for that article by applying to its adjusted ceiling price the same percentage mark-up as exists on the most comparable article for which he had a retail list price in October 1941.

(2) *Wholesalers' ceiling prices.* The manufacturer shall calculate the wholesale ceiling prices of articles which he sells at adjusted prices by increasing his October 1941 wholesale list prices for such articles by the same percentage as he has increased his own prices as permitted by this order. If he did not have a wholesale list price in October 1941 for a particular article he shall calculate a wholesale ceiling price for that article by applying to its adjusted ceiling price the same percentage mark-up as exists on the most comparable article for which he had a wholesale list price in October 1941.

(3) *Pre-ticketing.* The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. The tag or label shall contain the following statement:

OPA Ceiling Price (exclusive of Federal excise tax)*
Do Not Detach

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or established under any applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a ceiling price adjusted in accordance with the terms of this order, the manufacturer shall notify each purchaser in writing of adjusted ceiling prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on March 15, 1946.

Issued this 14th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4244; Filed, Mar. 14, 1946; 11:33 a. m.]

[MPR 64, Order 266]

CRIBBEN & SEXTON CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of certain gas ranges manufactured by Cribben & Sexton Company, at 700 N. Sacramento Boulevard, Chicago 12, Illinois, as follows:

(1) For sales of the gas ranges, listed below, in each zone by retail dealers to ultimate consumers, the maximum prices including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are as follows:

Model	Maximum prices for sales by retail dealers to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
Gas range:	*Each*	*Each*	*Each*	*Each*
4544	$114.25	$116.95	$119.75	$121.95
4516	114.25	116.95	119.75	121.95
4542	103.75	106.50	109.25	111.25
4514	103.75	106.50	109.25	111.25
4541	98.25	97.75	100.50	102.75
4543	105.75	108.25	111.25	113.25
4512	133.95	136.95	140.25	142.95
4518	132.75	135.75	138.95	141.50
4510-T	84.50	86.25	88.50	90.25
4512-T	97.25	99.25	101.25	102.95
4532-C	167.75	171.25	175.25	178.50
4538	158.25	161.75	165.50	168.50
Combination:				
4538	159.50	163.95	168.95	172.75

These maximum prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales of the gas ranges on an installed basis; or by deducting $9.00 from the maximum price shown above for his sales of the combination range on an installed basis. In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials, in effect on sales of similar articles. The installation referred to above does not include installation to water lines of a waterfront.

(2) If the retail dealer sells any of these stoves equipped with any of the additional equipment listed below, he may add to his maximum price the appropriate one of the following maximum extra charges:

Additional equipment	Maximum extra charge
Lift cover—single (for models 4544, 4516, 4542, 4514, 4541, 4543, 4518, 4510-T, 4512-T and 4538)	$4.25
Lift cover—divided (for model 4522)	6.75
Lift cover—double (for model 4538)	8.75
Minute minder (for model 4538)	4.75
Minute minder (for models 4544, 4516, 4541, 4543, 4542, and 4514)	4.25
Lamp (for models 4544, 4516, 4541, 4543, 4542, and 4514)	5.75
Lamp and minute minder (for model 4538)	9.50
Automatic oven lighter—gas	12.95
Automatic oven lighter—electric	29.75
Straight water front—fitted	6.75

These maximum extra charges include the Federal excise tax, but they do not include any state or local taxes imposed at the point of sale.

(b) Before delivering any article covered by this order, after the effective date thereof, the manufacturer shall attach securely on the inside oven door panel a label which plainly states the applicable OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone, together with a list of the states included in each zone. The label shall state also that the retail prices shown thereon include the Federal excise tax, delivery and installation; and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label in the case of the gas ranges, and $9.00 less than the price shown on the label in the case of the combination range.

(c) For the purposes of this order, Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Illinois.

Zone 2. New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Maryland, Delaware, District of Columbia, Virginia, West Virginia, North Carolina, South Carolina, Tennessee, Kentucky, Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Nebraska, Kansas, Oklahoma, Mississippi, Alabama, Georgia, Indiana, Ohio and Michigan.

Zone 3. Maine, Florida, North Dakota, South Dakota, Montana, Wyoming, Colorado, Texas and Louisiana.

Zone 4. Idaho, Utah, Arizona, New Mexico, Washington, Oregon, California and Nevada.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on March 28, 1946.

Issued this 14th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4243; Filed, Mar. 14, 1946; 11:33 a. m.]

[SO 94, Order 106]

CERTAIN ELECTRIC BELLS, BUZZERS AND PUSH BUTTONS

SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, It is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new electric bells, buzzers and push buttons hereinafter described may be sold and delivered by the War Assets Corporation or any other United States Government agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices per unit for the new electric bells, buzzers and push buttons described herein shall be:

Description	Price for all sales to wholesaler, f. o. b. shipping point	Price for all sales to retailer, f. o. b. shipping point	Price for all sales at retail
Bell, extension, legal ringing WE592 AW, telephone 4ass ohm	$2.05	$2.70	$4.50
Bell, alarm Edwards, #560 8 to 12 v AC 4"	2.47	3.30	5.50
Buzzer, 2.8 ohm, 6 volt, 3" Edwards 182 and Corey 182	0.90	1.20	2.00
Bell, electric, vibrating 1" gong, 16 ohm 3 v DC	0.55	0.75	1.25
Bell, 8-10 v AC 6" gong, Edwards 55	1.02	1.35	2.25
Bell, vibrating 110-120 v, 6" gong, Edwards 560	3.60	4.80	8.00
Bell, vibrating 240 v AC, 6" gong, Edwards 560	2.05	2.70	4.50
12 v DC Bell, 3" gong, Edwards 561	3.37	4.50	7.50
Edwards #17 4" gong, 6-8 AC-DC double magnet	1.57	2.10	3.50
Edwards #17 8" gong, 6-8 v AC-DC double magnet	2.70	3.60	6.00
8" Bell 115 v DC, Edwards #1740	4.05	5.40	9.00
6" Bell 20-24 v DC, Edwards #1740	3.15	4.20	7.00
3" Bell 20-24 v DC, Edwards #1740	2.47	3.30	5.50
Intercommunication Navy Type B-5 115 v DC vibrating high intensity	4.95	6.60	11.00
Intercommunication Navy Type B-5 115 v AC vibrating high intensity	6.75	9.00	15.00
B-4 Edwards 115 v AC 8"	6.75	9.00	15.00
B-1 Edwards 2½" 12 v DC	3.60	4.80	8.00
Commercial line contact makers, double pole for single connect, both poles are parallel, General Alarm Edwards #1703 and Patrick & Wilkins #1600	2.70	3.60	6.00
Push button, rear shaft, Edwards	1.12	1.50	2.50
Push button, 125 v or less, high voltages, Gray Edward #178577	.67	.90	1.50

(c) *Discounts.* Every seller shall continue to maintain his customary discounts for cash.

(d) *Notification.* Any person who sells any of the articles described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(e) *Tagging.* Any person who sells any of the articles described in paragraph (b) at retail shall attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(f) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(g) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale. (2) "Retailer" means any person who sells to ultimate consumers.

(h) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4355; Filed, Mar. 15, 1946; 11:29 a. m.]

[RMPR 523, Order 94]

NORWALK TIRE AND RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for a 32 x 6½, 10-ply, Truck and Bus tire manufactured by The Norwalk Tire and Rubber Company of Norwalk, Connecticut, shall be $50.10 each.

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective March 15, 1946.

Issued this 14th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4292; Filed, Mar. 14, 1946; 4:32 p. m.]

[RMPR 136, Order 585]

MACK MFG. CORP. ET AL.

AUTHORIZATION OF MAXIMUM PRICE

Order No. 585 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Mack Manufacturing Corporation, Mack International Motor Truck Corporation and Mack Motor Truck Company; Docket Nos. 6083-136.21-698.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) The Mack Manufacturing Corporation, Mack-International Motor Truck Corporation and Mack Motor Truck Company, hereinafter referred to jointly as the "Corporation", Empire State Building, New York, New York, is authorized to sell to national accounts, resellers and purchasers at retail, each Mack motor truck containing the chassis described in subparagraph (1) at a price not to exceed the applicable list price in that subparagraph, plus the applicable allowances in subparagraph (2).

(1) *List price.* The list price subject to corporation's discounts in effect on March 31, 1942:

Model	Description	List price f. o. b. factory
EQSW	Conventional chassis	$5,010
EQUSW	Cab-over engine chassis	5,180
LFSW	Conventional chassis	7,285

(2) *Charges.* (i) A charge for extra, special and optional equipment not to exceed the charge in effect on March 31, 1942, for such equipment.

(ii) A charge to cover handling and delivery expense computed in accordance with the method the Corporation had in effect on March 31, 1942.

(iii) A charge to cover freight expense, based on current freight rates and computed in accordance with the method the Corporation had in effect on March 31, 1942.

(iv) A charge to cover the Federal excise tax on tires and tubes and other Federal excise taxes on the truck, and state and local taxes on the sale or delivery of the truck, computed in accordance with the method the seller had in effect on March 31, 1942.

(b) A reseller of Mack motor trucks may sell, delivered at place of business, each Mack motor truck containing the chassis described in subparagraph (1) below at a price not to exceed the total of the applicable list price in that subparagraph and the applicable charges in subparagraph (2) below, subject to the discounts in effect on March 31, 1942.

(1) *List price.*

Model	Description	List price f. o. b. factory
EQSW	Conventional chassis	$5,010
EQUSW	Cab-over engine chassis	5,180
LFSW	Conventional chassis	7,285

(2) *Charges.* (i) A charge for extra, special and optional equipment not to exceed the charge the reseller had in effect on March 31, 1942, for such equipment.

(ii) A charge for transportation which shall not exceed the charge the Corporation would make for the transportation of the truck from the factory to the place of business of the reseller.

(iii) A charge to cover Federal, State and local taxes on the purchase, sale or delivery of the truck, computed in accordance with the method the reseller had in effect on March 31, 1942.

(iv) A charge for handling and delivery equal to the charge the reseller had in effect on March 31, 1942.

(v) The dollar amount of all other charges the reseller had in effect on March 31, 1942, to the applicable class of purchaser.

(c) A reseller of Mack motor trucks that cannot establish a price under paragraph (b) because it was not in business on March 31, 1942, shall determine its maximum price by adding to the list price in subparagraph (1) of paragraph (b) the following applicable charges:

(1) *Charges.* (i) The original equipment retail charge that the Corporation suggested on March 31, 1942, be made by resellers for the extra, special or optional equipment attached to the truck as original equipment.

(ii) A charge for transportation which shall not exceed the charge the Corporation would make for the transportation of the truck from the factory to the place of business of the reseller.

(iii) A charge equal to the charge made by the Corporation, in accordance with the method that manufacturer had in effect on March 31, 1942, to cover the Federal excise tax on tires and tubes and other Federal excise taxes on the vehicle being sold.

(iv) A charge equal to the reseller's expense for payment of State and local taxes on the purchase, sale or delivery of the truck.

(v) A charge equal to the reseller's actual expense for handling and delivery of the truck.

(d) A reseller of Mack motor trucks in any of the territories or possessions of the United States is authorized to sell the trucks described in paragraph (b) at a price not to exceed the maximum price established in paragraph (b) or (c), whichever is applicable, to which it may add a sum equal to the expense incurred by or charged to it, for payment of territorial and insular taxes on the purchase, sale or introduction of the truck; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(e) All requests not granted herein are denied.

This order may be amended or revoked by the Administrator at any time.

NOTE: The manufacturer's maximum price under paragraph (a) is for a truck equipped with the natural rubber tires or synthetic rubber tires delivered to it before April 18, 1944. Where the manufacturer has an established price in accordance with section 8 of Revised Maximum Price Regulation 136 which is different than a price permitted under paragraph (a) because the truck is equipped with synthetic rubber tires delivered on or after April 18, 1944, or because of any other substantial changes in design, specifications or equipment of the truck, the reseller may add to its price under paragraph (b), (c) or (d) any increase in price to it over the price it would otherwise pay under paragraph (a) plus its customary markup on such a cost increase, but in the case of a decrease in the price under paragraph (a) the reseller must reduce its

March 31, 1942 to the applicable class

for his sales of the combination range on

price under paragraph (b), (c) or (d) by the amount of the increase and its customary markup on such an amount.

This order shall become effective March 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4175; Filed, Mar. 13, 1946; 4:36 p. m.]

[RMPR 136, Order 586]

DIAMOND T MOTOR CAR CO.

AUTHORIZATION OF MAXIMUM PRICE

Order No. 586 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Diamond T Motor Car Company; Docket No. 6085-136.21-706.

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Diamond T Motor Car Company, 4401 West 26th Street, Chicago, Illinois, hereinafter called the Company, is authorized to charge a price not to exceed the applicable list price in subparagraph (1) adjusted as provided in that subparagraph, plus the applicable charges set forth in subparagraph (2).

(1) *List price.* The following applicable list price f. o. b. factory, subject to the discounts to the applicable class of purchasers, in effect on March 31, 1942:

Chassis model	Description	List price f. o. b. factory
201	Chassis, truck; 1-ton nominal rating, 110" wheelbase; 1942 standard specifications and equipment excepting the following modifications: 4-speed transmission in lieu of 3-speed transmission; oversize radiator core; GDZ generator with voltage regulator; tenite steering wheel; sealed beam headlamps; synthetic rubber tires in lieu of natural rubber tires; excluding all tires-weight tax and other federal excise taxes	$800
206	Chassis, truck; 1½-tons nominal rating, 127" wheelbase; 1942 standard specifications and equipment excepting the following modifications: oversize radiator core; GDZ generator with voltage regulator; tenite steering wheel; sealed beam headlamps; 19½" four blade fan assembly; F-206 in lieu of F-250 axle assembly; synthetic rubber tires in lieu of natural rubber tires; excluding all tires-weight and other federal excise taxes	935
464	Chassis, truck; 1½-2½ tons nominal rating, 156¾" wheelbase; 1942 standard specifications and equipment, excepting the following modifications: oversize radiator core; sealed beam headlamps; six-blade fan assembly; torque stabilizer assembly; tenite steering wheel; GDZ generator with voltage regulator; Warner T9A in lieu of Brown-Lipe 2341 transmission; synthetic rubber tires in lieu of natural rubber tires; excluding all tires-weight and other federal excise taxes	1,140
560	Chassis, truck; 2-3½ tons nominal rating, 139¾" or 151¾" wheelbase; 1942 standard specifications and equipment, excepting the following modifications: oversize radiator core; sealed beam headlamps; six-blade fan assembly; tenite steering wheel; GDZ generator with voltage regulator; Oh" hydrovac booster; Warner T9A in lieu of Brown-Lipe 2341 transmission; synthetic rubber tires in lieu of natural rubber tires; excluding all tires-weight and other federal excise taxes	1,668
509SC	Chassis, truck; 2-3½ tons nominal rating; 109" or 124" wheelbase; 1942 standard specifications and equipment, excepting the following modifications: sealed beam headlamps; six-blade fan assembly; tenite steering wheel; GDZ generator with voltage regulator; 9¾" hydrovac booster; Warner T9A in lieu of Brown-Lipe 2341 transmission; synthetic rubber tires in lieu of natural rubber tires, excluding all tires-weight and other federal excise taxes	1,768
509C	Chassis, truck; 2-3½ tons nominal rating, 90" wheelbase; 1942 standard specifications and equipment, excepting the following modifications: 50-gallon gas tank; oversize radiator core; sealed beam headlamps; six-blade fan assembly; tenite steering wheel; 9½" hydrovac booster; high altitude carburetor; Warner T9A in lieu of Brown-Lipe 2341 transmission; synthetic rubber tires in lieu of natural rubber tires; excluding all tires-weight and other Federal excise taxes	2,100
614	Chassis, truck; 2½-5 tons nominal rating, 139¾" or 151¾" wheelbase; 1942 standard specifications and equipment, excepting the following modifications: oversize radiator core; sealed beam headlamps; six-blade fan assembly; tenite steering wheel; GDZ generator; with voltage regulator; 9½" hydrovac booster; synthetic rubber tires in lieu of natural rubber tires; excluding all tires-weight and other federal excise taxes	2,348
614C	Chassis, truck; 2½-5 tons nominal rating, 90" wheelbase; 1942 standard specifications and equipment, excepting the following modifications: oversize radiator and six-blade fan assembly; 50-gallon gas tank; sealed beam headlamps; tenite steering wheel; 9½" hydrovac booster; synthetic rubber tires in lieu of natural rubber tires; excluding all tires-weight and other federal excise taxes	2,806
702	Chassis, truck; 2½-6 tons nominal rating, 130¾", 142¾", or 154¾" wheelbase; 1942 standard specifications and equipment, excepting the following modifications: WXLC-3 engine in lieu of WXC-3 engine; 14" clutch in lieu of 13" clutch; 16" single shoe disc brake; oversize radiator; Ross 720 steering gear; GEG4802-40 amp. generator; sealed beam headlamps; tenite steering wheel; Clark 270-V-81 transmission in lieu of 270-V-77 transmission, synthetic rubber tires in lieu of natural rubber tires; excluding all tires-weight and other federal excise taxes	3,770
806	Chassis, truck; 5-7 tons nominal rating; 130¾", 142¾", 154¾", or 172¾" wheelbase; 1942 standard specifications and equipment, excepting the following modifications: tenite steering wheel; GEG4802-40 amp. generator; oversize radiator core; sealed beam headlamps; Ross 720 steering gear; synthetic rubber tires in lieu of natural rubber tires; excluding all tires-weight and other federal excise taxes	4,528
900	Chassis, trucks; 7½-10 tons nominal rating; 130¾", 142¾", 154¾", or 172¾" wheelbase, 1942 standard specifications and equipment, excepting the following modifications: oversize radiator core; tenite steering wheel; sealed beam headlamps; 22" fan assembly; two 1240 cu. in. capacity air reservoir tanks; Timken U-260-F rear axle in lieu of 1757 W rear axle; synthetic rubber tires in lieu of natural rubber tires; exclusive of all tires-weight and other federal excise taxes	6,460
910	Chassis, truck; 7½-10 tons nominal rating, 172¾" wheelbase; 1942 standard specifications and equipment, excepting the following modifications: special exhaust tube; sealed beam headlamps; spare lamp kit with sealed beam bulbs; tenite steering wheel; Timken U-260-F rear axle in lieu of 76810 W rear axle; Spicer 7881 Main and 703 auxiliary transmission; Ross T-71 steering gear; synthetic rubber tires in lieu of natural rubber tires; exclusive of all tires-weight and other federal excise taxes	9,160

(2) *Charges*—(i) *Extra or Optional Equipment.* A charge for extra, special and optional equipment, affixed to or shipped with the truck for which a charge is made, which shall not exceed the list or established price in effect on March 31, 1942 subject to the discounts in effect on that date for such equipment; except that for the following items of such optional equipment, the charge shall not exceed the following applicable list prices subject to the discounts to the applicable class of purchasers in effect on March 31, 1942.

Model No.	Description	List price f. o. b. factory
6	Cab, driver's, deluxe (modified) for use with chassis Models 201, 206	$170
17	Cab, driver's, deluxe (modified) for chassis Models 404, 509, 614	219
12	Cab, driver's, deluxe (modified) for Model 509SC	256
40	Cab, driver's, deluxe (modified) for chassis Models 702, 806, 900 and 910	300
	Drop Frame, 192" wheelbase, for use with Chassis Models 509C and 614C	230

(ii) *Handling and preparation for delivery charge.* A charge for handling and for preparation for delivery of the truck computed by the same method that was in effect on March 31, 1942;

(iii) *Taxes.* A charge at current legal rates to cover Federal excise taxes on the truck and extra or optional equipment, computed in accordance with the method the Company had in effect on March 31, 1942, and also State and local taxes on the sale or delivery of the truck and extra or optional equipment when the sale or delivery is made for the account of a reseller;

(iv) *Transportation expense.* A charge to cover transportation expense incurred by the Company which shall not exceed the amount obtained in accordance with the method the Company had in effect on March 31, 1942 including transportation tax at the current legal rate.

(3) If the Company charges a net price lower than the net price obtained by applying to a list price authorized in this paragraph, applicable discounts in effect on March 31, 1942, he shall adjust the list price and so notify the resellers, to reflect markups over resellers' invoice costs no higher than such markups in effect on March 31, 1942. The Company shall immediately notify the Automotive Branch, National Office of Price Administration, Washington, D. C., of price decreases referred to in this subparagraph.

(b) A reseller of Diamond T motor trucks may sell delivered at a place of business, each Diamond T truck consisting of a chassis described in subparagraph (1) of paragraph (a) at a price not to exceed the total of the applicable list price in that subparagraph and the following applicable charges in subparagraph (1) below, subject to the discounts in effect on March 31, 1942, to the applicable class of purchaser.

(1) *Charges*—(i) *Extra or optional equipment.* A charge for extra, special and optional equipment, affixed to or shipped with the truck for which a charge is made, which shall not exceed the charge the reseller had in effect for this equipment on March 31, 1942; except that for the following items of optional equipment, the charge shall not exceed the applicable list price stated below subject to the discounts in effect on March 31, 1942 to the applicable class of purchasers:

Model No.	Description	List price f. o. b. factory
6	Cab, driver's, deluxe (modified) for use with chassis Models 201, 206	$170
17	Cab, driver's, deluxe (modified) for chassis Models 404, 509, 614	219
12	Cab, driver's, deluxe (modified) for Model 509SC	256
40	Cab, driver's, deluxe (modified) for chassis Models 702, 806, 900 and 910	300
	Drop Frame, 192" wheelbase, for use with chassis Models 509C and 614C	230

(ii) *Taxes.* A charge to cover any Federal excise taxes paid on the truck and extra or optional equipment or any State or local taxes paid on the sale or delivery of the truck and extra or optional equipment;

(iii) *Handling and delivery charges.* A charge for handling and delivery equal to the charge that the reseller had in effect on March 31, 1942;

(iv) *Transportation.* A charge to cover transportation expense which shall not exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the truck and extra or optional equipment from Chicago, Illinois, to the receiving station nearest to the place at which delivery is made to the purchaser, except that where the truck and extra or optional equipment is transported by truck-away, the charge may be the truck-away charge, at truck-load rate, for the most direct route from Chicago, Illinois, to the place at which delivery is made to the purchaser, plus transportation tax;

(v) *Other charges.* The dollar amount of all other charges which the reseller had in effect on March 31, 1942.

(2) In the event the Company effects a reduction in price in accordance with the provisions of subparagraph (3) of paragraph (a) then, in determining their maximum resale prices, resellers referred to in this paragraph (b) shall use the adjusted list price of which they are notified by the manufacturer instead of the list price authorized in this paragraph.

(c) A reseller that cannot establish a price under paragraph (b) because it was not in business on March 31, 1942 shall determine its maximum price by adding to the applicable list price stated in subparagraph (1) of paragraph (a) the following charges

(1) *Charges*—(i) *Extra or optional equipment.* The original equipment retail charges that Diamond T Motor Car Company suggested on March 31, 1942 to be made by resellers for extra, special and optional equipment affixed to or shipped with the truck; except that for the following of such equipment, the charge shall not exceed the following applicable list prices:

March 31, 1942 to the applicable class of purchasers:

Model No.	Description	List price f. o. b. factory
6	Cab, driver's, deluxe (modified) for use with chassis Models 201, 206	$170
17	Cab, driver's, deluxe (modified) for chassis Models 404, 509, 614	219
12	Cab, driver's, deluxe (modified) for Model 509SC	256
40	Cab, driver's, deluxe (modified) for chassis Models 702, 806, 900 and 910	300
	Drop Frame, 192" wheelbase, for use with chassis Models 509C and 614C	230

(ii) *Taxes.* A charge to cover any Federal excise taxes paid on the truck and extra or optional equipment or any State or local taxes paid on the sale or delivery of the truck and extra or optional equipment;

(iii) *Handling and delivery charges.* A charge for handling and delivery equal to the reseller's actual expense;

(iv) *Transportation.* A charge to cover transportation expense which shall not exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the truck and extra or optional equipment from Chicago, Illinois, to the receiving station nearest to the place at which delivery is made to the purchaser, except that where the truck and extra or optional equipment is transported by truck-away, the charge may be the truck-away charge, at truck-load rate, for the most direct route from Chicago, Illinois, to the place at which delivery is made to the purchaser, plus transportation tax.

(2) In the event the manufacturer effects a reduction in price in accordance with the provisions of subparagraph (3) of paragraph (a), then in determining their maximum resale prices resellers referred to in this paragraph (c) shall use the adjusted list price of which they are notified by the manufacturer instead of the list price authorized in this paragraph.

(d) A reseller is authorized to sell each of the trucks listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (b) or (c), whichever is applicable, to which he may add a sum equal to the expense incurred by or charged to him for: payment of territorial and insular taxes on the purchase, sale or introduction of the truck in the territory or possession, when not charged under paragraph (b) or (c); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; and freight to port of embarkation when not charged under paragraph (b) or (c).

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked at any time.

(g) The following orders and amendments thereto under Revised Maximum Price Regulation 136, having been superseded by this order, are hereby revoked: Order 346, dated November 3, 1944, Amendment 1 to Order 346, dated July 25, 1945, Order 462, dated June 23, 1945, and Amendment 1 to Order 462, dated November 5, 1945.

NOTE: The Diamond T Motor Car Company prices under paragraph (a) (1) for the truck chassis are for such chassis equipped with synthetic rubber tires of base tire size delivered to Diamond T Motor Car Company on or after April 18, 1944, and with certain other items of equipment set forth in the chassis description, which modified the 1942 base specifications of the truck chassis.

Where the manufacturer has an established price in accordance with section 8 of Revised Maximum Price Regulation 136, which is different than a price permitted under paragraph (a) because of a substantial change in design, specifications or equipment for the truck chassis or for extra, special and optional equipment, sold as original equipment with the applicable chassis, the reseller may add to its price under paragraph (b), (c), or (d) any increase in price to it over the price it would otherwise pay under paragraph (a) plus its customary markup on such a cost increase, but in the case of a decrease in the price under paragraph (a), the reseller must reduce its price under paragraph (b), (c), or (d) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective March 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4176; Filed, Mar. 13, 1946; 4:37 p. m.]

[2d Rev. MPR 195, Amdt. 1 to Order 8]

INDUSTRIAL WOODEN BOXES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 7a of 2d Revised Maximum Price Regulation No. 195, *It is ordered:*

In Order No. 8 under Second Revised Maximum Price Regulation 195 section (c) (1) is amended to read as follows:

(1) The maximum prices, f. o. b. mill for one thousand feet of "West coast shook", calculated as set out in Tariff No. 1, Official Box and Crate Specifications of the Pacific Division of the National Wooden Box Association, as revised, shall be:

Item	*Maximum price per M*
Powder Shook, T. N. T., and items subject to ICC 14	$70.00
30/50 Caliber small arms ammunition (old style M-1917 only)	70.00
Other small arms ammunition	67.75
Rocket up to 60", bomb, shell and fuze	66.50
Lard, cheese, butter and egg case	66.50
Casket shook, (outer burial boxes)	63.00
Ration, meat, milk and cannery other than fruits and vegetables	63.00

This Amendment No. 1 shall become effective March 20, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4334; Filed, Mar. 15, 1946; 11:27 a. m.]

[MPR 580, Order 280]

CARMO SHOE MANUFACTURING CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Order 280, Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–506.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of ladies shoes manufactured by Carmo Shoe Manufacturing Company, Union, Missouri under the brand name "Carmelletes" and described in the manufacturer's application dated January 17, 1946:

Article	Manufacturer's unadjusted selling price	Retail ceiling price
Ladies shoes	$3.50	$6.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 1, 1946, Carmo Shoe Manufacturing Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price $———

On and after May 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to May 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and all subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4335; Filed, Mar. 15, 1946; 11:28 a. m.]

[MPR 580, Order 281]

CORTELL SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Order 281, establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–575.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles sold by Cortell Shoe Company, a wholesaler, Manchester, New Hampshire, having the brand name "Cortell Buskens" and described in its application dated February 1, 1946.

Article	Wholesaler's unadjusted selling price	Retail ceiling price
Misses' and children's "buskens"	$1 62½	$2.75
Women's "buskens"	1.75	3.00

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the wholesaler after the effective date of this Order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 1, 1946, Cortell Shoe Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
(OPA Price—$———)

On and after May 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to May 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and all subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4336; Filed, Mar. 15, 1946; 11:28 a. m.]

[MPR 591, Amdt. 5 to Order 1]

GAS APPLIANCE VALVES

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order 1 under section 22 of Maximum Price Regulation No. 591 is amended in the following respects:

Section 5.4 is amended to read as follows:

SEC. 5.4 *Modification of maximum prices of gas appliance valves*—(a) *Scope of this amendment.* This section modifies maximum prices for sales by manufacturers of gas appliance valves.

"Gas appliance valve" means any manually-operated valve or device specially designed to control the flow of natural or manufactured gas, oil, or kerosene, or any derivative of the foregoing fuels, at any rate from none to full, attached to an appliance designed for heating or cooking purposes either at the point where such fuel is to be used or inserted in the fuel supply line of such an appliance.

The term "gas appliance valve" does not include the regular type of angle, gate, globe, or check valve, or any variation of these basic types, nor does it include devices commonly known as corporation cocks or service cocks.

(b) *Maximum prices for manufacturers.* The maximum prices for sales by a manufacturer of gas appliance valves shall be the total of the following factors:

(1) The unit cost as of January 13, 1944 of direct materials used in the manufacture of the gas appliance valve at net invoice prices (all discounts deducted) laid down on the manufacturer's receiving floor or at any other comparable point, but in no event at prices exceeding the maximum prices permitted under any applicable maximum price regulation, schedule, or order issued by the Office of Price Administration.

(2) The unit direct labor cost of producing a valve based upon labor rates in effect on January 13, 1944, but in no event exceeding legally permissible rates. The unit direct labor cost shall be determined as follows:

(i) Multiply the labor rate for each operation by the actual time expended on each operation; and

(ii) Divide the sum of the totals for all operations performed on each valve as computed in (i) by the total number of units produced.

(3) The dollar-and-cents gross markup. The dollar-and-cents gross markup shall be determined as follows:

(i) Subtract from the gross sales of gas appliance valves for the calendar year 1941, the direct actual material and labor cost expended in the production of gas appliance valves during such calendar year:

(ii) Divide the resulting difference by the direct actual material and labor costs expended in the production of gas appliance valves during the calendar year of 1941; and

(iii) Multiply the sum of the costs determined under (1) and (2) by the percentage thus obtained.

(c) *Maximum prices for resellers.* Every person except a manufacturer of gas appliances purchasing gas appliance valves covered by this section for resale may increase his maximum price to each class of purchaser as established under the General Maximum Price Regulation by an amount not in excess of his dollar-and-cents increase in cost resulting from the increase permitted the manufacturer under paragraph (b) of this section.

(d) *Cash discounts, allowances and services.* The maximum prices established by this section shall be subject to cash discounts and allowances and to the rendition of services at least as favorable as those which the manufacturer extended or rendered or would have extended or rendered to purchasers of the same class on similar sales during the period October 1–15, 1941.

(e) *Records.* Every manufacturer selling gas appliance valves subject to this section shall have available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a record of each sale made under this section showing the date of the sale, the name and address of the purchaser, the plate number, the material and labor costs, the amount of gross mark-up, the maximum price permitted under this section, the transaction price or the discount allowed from the maximum price, and the point of delivery of the shipment.

(f) *Reports.* The following manufacturers, namely, W. J. Schoenberger Co., Cleveland, Ohio; Roberts Brass Mfg. Co., Detroit, Michigan; Detroit Brass and Malleable Works, Detroit, Michigan; Harper-Wyman Mfg., Chicago, Illinois; Lincoln Brass Works, Inc., Detroit, Michigan; selling gas appliance valves subject to this section shall file with the Regional Office of the Office of Price Administration, Cleveland, Ohio within 30 days after first offering for sale a gas appliance valve priced under this section the following data:

(1) Profit and Loss Statement reflecting entire company operations for the year ended December 31, 1941.

(2) Balance Sheet with an analysis of surplus as of December 31, 1941.

(3) Profit and Loss Statement covering Gas Appliance Valve operations only, for the year ended December 31, 1941. This statement must include a breakdown of cost of goods manufactured and sold, segregated as to materials consumed, direct labor and manufacturing overhead, together with pertinent inventory adjustments, and of Selling, General and Administrative expenses applicable to this phase of operations.

(g) *Notification of purchasers.* Every manufacturer selling gas appliance valves subject to this section shall send a notice to every purchaser of gas appliance valves covered by this section at the time of the first invoice stating substantially as follows:

The maximum price of this gas appliance valve has been established in accordance with section 5.4 of Order 1 under section 22 of Maximum Price Regulation No. 591. Resellers, except manufacturers, may increase their maximum price to each class of purchaser as established by the General Maximum Price Regulation by an amount not in excess of the dollar-and-cents increase in their cost due to the increase permitted the manufacturer under section 5.4 of Order 1.

This amendment shall become effective March 20, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4337; Filed, Mar. 15, 1946; 11:29 a. m.]

[MPR 594, Amdt. 1 to Rev. Order 5]

FORD MOTOR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, *It is ordered:*

Revised Order No. 5 under Maximum Price Regulation 594 is amended in the following respects:

1. An item of optional equipment is added to the schedule of prices in paragraph (a) (2) (i), as follows:

Description	
Tire options:	*Net wholesale price*
4–6.50 x 15 6-ply tires and tubes	$6.64

2. A new subdivision (vi) is added to paragraph (a) (2) to read as follows:

(vi) *Cooperative advertising.* A charge for cooperative advertising not to exceed $10.00 when the dealer agrees to participate in the cooperative advertising program. The money accruing from this charge shall be committed to a Dealers' advertising fund administered by and on behalf of Ford Motor Company dealers.

3. An item of optional equipment is added to the schedule of prices in paragraph (d) (2) (i) as follows:

Description:	
Tire options:	*List price*
4–6.50 x 15 6-ply tires and tubes	$8.85

This amendment shall become effective March 13, 1946.

Issued this 13th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4179; Filed, Mar. 13, 1946; 4:37 p. m.]

Regional and District Office Orders.

[Region VII Rev. Order G–9 Under MPR 329, Amdt. 3]

MILK IN UTAH

Revised Order No. G–9 under Maximum Price Regulation 329, Amendment 3. Purchases of milk from producers in the State of Utah. Docket No. 7–329–408–9.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1351.408 (b) of Maximum Price Regulation No. 329, and for the reasons set forth in the accompanying opinion, this Amendment No. 3 is issued.

1. Subparagraph (1) of paragraph (g), *Definitions*, as heretofore amended by Amendment No. 1, is hereby further amended to read as follows:

(g) *Definitions.* (1) "District No. 1 of the State of Utah" means all that area of the State of Utah contained within the boundaries of the Counties of Salt Lake, Utah, Weber, Summit, Morgan, Box Elder, Tooele, Carbon, Emery, Davis, Cache, Juab, Duchesne, and Sanpete.

2. *Effective date.* This Amendment No. 3 shall become effective as of the 12th day of March 1946.

Issued this 13th day of March 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

Approved: March 12, 1946.

T. G. STITTS,
Director Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46–4182; Filed, Mar. 13, 1946; 4:38 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 111]

SOLID FUELS IN OMAHA, NEBR., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects: In Appendix No. 9 to Order No. G–16 under Revised Maximum Price Regulation No. 122, paragraph (b), *Price schedule*, subsection IV, B, 1, 2, 3, is amended to read:

	Domestic			Commercial, delivered, per ton
	Delivered, per ton	Delivered, per ¼ ton	At yard, per ton	
B. Production group Nos. 3A (includes all mines in the "Paris Field" of Logan County, Ark., and mines in Franklin County located in Paris Basin) underground mines machine cut:				
1. Size Group Nos. 4, 6, 7, and 8:				
a. Mine index Nos. 76, 110, and 132 only	$15.40	$8.20	$14.30	------
b. Mine index Nos. 52, and 53 only	15.65	8.33	14.55	------
c. Mine index Nos. 55 and 116 only	15.85	8.43	14.75	------
d. Mine index Nos. 40, 77, and 117 only	16.10	8.55	15.00	------
2. Size group No. 5:				
a. Mine index Nos. 76, 110, and 132 only	15.25	8.13	14.15	------
b. Mine index Nos. 52 and 53 only	15.50	8.25	14.40	------
c. Mine index Nos. 55 and 116	15.70	8.35	14.60	------
d. Mine index Nos. 40, 77, and 117 only	15.95	8.48	14.85	------
3. Size group No. 17:				
a. Mine index Nos. 40, 52, 53, 76, 110, 116, and 132 only	10.40	5.70	9.30	9.90
b. Mine index No. 77 only	10.50	5.75	9.40	10.00
c. Mine index No. 117 only	10.65	5.83	9.55	10.15
d. Mine index No. 55 only	10.85	5.93	9.75	10.35

In Appendix No. 9, paragraph (b), *Price schedule*, subsection IV, C, 2 is amended to read:

	Domestic			Commercial, delivered, per ton
	Delivered, per ton	Delivered, per ½ ton	At yard, per ton	
2. Production group No. 5B (nndergrouud mines, solid shot), mine index Nos. 56, 79, 80, 170, 182, 198, 329, 336, 340, 349, 603, 607, 611, 1011, 1038, 1047, 1027, and 1043 only:				
a. Size group Nos. 3A, 6, 7, and 8	14.30	7.65	13.20	------
b. Size group No. 3	14.15	7.58	13.08	------
c. Size group No. 14	9.65	5.33	8.55	8.90

In Appendix No. 9, paragraph (b), *Price schedule*, subsection V, A is amended to read:

	Domestic			Commercial, delivered per ton
	Delivered, per ton	Delivered, per ½ ton	At yard per ton	
V. High volatile bituminous coal from district No. 15 (Kansas, Missouri, and part of Oklahoma):				
A. Production group No. 1 (all mines located in Cherokee, Crawford, Bourbon, Neosho, Labette and Wilson Counties, Kans.; and Barton, Jasper, Dade, Cedar and that portion of Vernon County lying south of an east and west line drawn through the town of Nevada, Mo.) (strip mines):				
1. Lump—Size groups Nos. 1 and 2. All lump coal with a bottom size 3" and smaller, and all double screened coal with a top size larger than 10"	$9.62	$5.33	$8.52	------
2. Fancy nut—size group No. 5; double screened coals with a top size not larger than 3" but larger than 2" and a bottom size larger than 1¼"	9.57	5.28	8.47	------
3. Standard nut—size group No. 6 (washed); double screened coals with a top size not larger than 3" but larger than 2" and a bottom size 1¼" and smaller	9.22	5.18	8.12	------
4. No. 2 nut (washed)—size group No. 7. Double screened coal with a top size not larger than 2" but larger than 1¼"	9.07	5.03	7.97	$7.57
5. Stoker—size group No. 11; double screened coals with a top size 1¼" and smaller and a bottom size larger than ¼" but not larger than ¾"	8.57	4.78	7.47	7.07
6. Washed screenings—size group No. 13. Washed coal passing through a screen with openings not over 1¼" from which no coal has been removed	7.07	4.33	6.57	6.37
7. Raw screenings—size group No. 14. Raw coal passing through a screen with openings not over 1¼" from which no coal has been removed (commercial only)	------	----	----	6.07

In Appendix No. 9, paragraph (b), *Price schedule*, subsection V, F is amended to read:

	Domestic			Commercial, delivered per ton
	Delivered, per ton	Delivered, per ½ ton	At yard per ton	
F. Production group No. 11 (all mines located in Tulsa, Wagoner, Roger, Craig and Nowata Counties, Oklahoma, and all of that part of Muskogee County, Okla., north of a line drawn straight east and west across Muskogee County along the southern limits of the town of Porum, Okla.) (strip mines) (all mines except mine index No. 1595):				
1. Lump—Size group 1 and 2; furnace or egg—size group No. 3 (all lump coal, also all double screened coals with a top size not larger than 10" but larger than 3" and a bottom size larger than 1¼")	$10.37	$5.78	$9.47	------
2. Standard nut—size group No. 6 (for dimensions see V. A. 3. above)	10.27	5.63	9.17	$8.92
3. Special stoker—Size Group No. 11 (for dimensions see V. A. 5. above)	9.22	5.13	8.12	8.12

This Amendment No. 111 to Order No. G–16 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 1st day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–3951; Filed, Mar. 11, 1946; 2:54 p. m.]

[Region VII Order G–104 Under MPR 188]

HECKETHORN MANUFACTURING & SUPPLY CO.

AUTHORIZATION OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G–104 is issued.

(a) *What this order does.* This Order No. G–104 establishes maximum prices for certain durable goods manufactured by Heckethorn Manufacturing & Supply Co., Littleton, Colorado, when sold at the specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G–104, the maximum prices for the lawn sprinklers and the machined brass hose nozzles manufactured by Heckethorn Manufacturing & Supply Co., of Alamo and South Prince Streets, Littleton, Colorado, in accordance with the specifications set forth in the application of said manufacturer now on file in this Regional Office as a part of the record in this case, and bearing the model number designations specified, shall be as follows:

Article	Model No.	When sold by— Manufacturer to wholesaler or jobber	Manufacturer, wholesaler or jobber to retailer	Any seller to ultimate consumer
		Per dozen	*Per dozen*	*Each*
"Fan lawn" sprinkler	L2F	$1.50	$2.00	$0.25
"Rose lawn" sprinkler	L2T	2.10	2.80	.35
"Rose lawn" on fan sprinkler	L2TF	3.30	4.40	.55
"Life lawn" sprinkler	L2S	7.50	10.00	1.25
Machined brass hose nozzle	L3N H	3.90	5.20	.65
	L3N	4.50	6.00	.75

NOTE: (i) The maximum prices as above set forth for sales other than sales to ultimate consumers are subject to a discount of 2% for payment within 10 days from date of invoice.

(ii) The manufacturer shall allow the cost of transportation at the lowest available common carrier rate on all shipments of 100 pounds or more. The above prices are net f. o. b. shipping point for all sales less than 100 pounds, and include all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale and tagging with maximum price at retail level.* When the manufacturer or any other seller makes a first sale under this Order No. G–104 to a person who purchases for resale, other than at the retail level, he must show upon the invoice or on a separate slip or rider attached thereto the applicable resale price as set forth in paragraph (b) above. The manufacturer must attach to each of the articles in question, by any suitable means, a tag or label plainly marked "Maximum price when sold by any seller to an ultimate consumer or user, $——."

(d) *Applicability of other regulations.* The pricing provisions of the General Maximum Price Regulation have no application to the prices established by this Order No. G–104 for sales by the manufacturer or any reseller.

(e) *Geographical applicability.* The maximum prices authorized by this Order No. G–104 for resellers are applicable only to sales made within this Region VII, which includes the States of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G–104 shall become effective on the 21st day of February 1946.

Issued this 21st day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46–3941; Filed, Mar. 11, 1946; 2:50 p. m.]

[Baltimore Adopting Order 17 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN BALTIMORE, MD., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Baltimore District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Baltimore area consisting of the City of Baltimore and all territory within a radius of ten miles from the city limits of Baltimore, all in the State of Maryland.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* Customary cash discounts of 2% for payment in ten days are to be continued. Any other customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer
(2) Date of transaction
(3) Place of delivery
(4) Complete description of each item sold and price charged

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective February 1, 1946.

Issued this 21st day of January 1946.

LEO H. MCCORMICK,
District Director.

SCHEDULE A

Item	Maximum delivered prices to purchasers for resale on an installed basis (this includes contractors)	Maximum yard price to ultimate users (this includes consumers)
Plaster, hard wall	$16.40 (ton)	$0.95 (bag 100 lb.).
	$0.85 (bag 100 lb.)	
Plaster, gauging	$1.52 (bag 100 lb.)	$1.75 (bag 100 lb.).
Keene's cement	$2.00 (bag 100 lb.)	$2.10 (bag 100 lb.).
Finishing lime	$20.00 (ton)	$0.60 (bag 50 lb.).
Gypsum lath ⅜"	$24.25 (M sq. ft.)	$0.85 (bundle).
Metal lath corner bead expanded type	$0.04½ (lin. ft.)	$0.04½ (lin. ft.).
Portland cement, standard (paper bags)	$0.65 (bag 94 lb.)	$0.80 (bag 94 lb.).
Masonry mortar	$0.50 (bag 70 lb.)	$0.60 (bag 70 lb.).
Mason's hydrated lime	$0.40 (bag 50 lb.)	$0.50 (bag 50 lb.).
	$14.00 (ton)	
Waterproof cement—gray	$0.90 (bag 100 lb.)	$1.00 (bag 100 lb.).
Clay drain tile—3"	$0.07 (per ft.)	$0.07½ (per ft.).
Clay drain tile—4"	$0.08½ (ft.)	$0.09½ (ft.).
Vitrified clay sewer pipe No. 1SS—4"	$0.16 (ft.)	$0.17 (ft.).
Vitrified clay sewer pipe No. 1SS—6"	$0.24 (per ft.)	$0.27 (per ft.).
Flue lining 8½ x 8½	$0.30 (ft.)	$0.32 (ft.).
Flue lining 8½ x 13	$0.43 (ft.)	$0.45 (ft.).
Gypsum wallboard ⅜"	$40.00 (per M sq. ft.)	$45.00 (per M sq. ft.).

[F. R. Doc. 46–3955; Filed, Mar. 11, 1946; 2:55 p. m.]

[Pittsburgh Adopting Order 19 Under Basic Order 1, Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN PITTSBURGH, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Pittsburgh District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1, as amended, is further amended in any respect the provisions of said order, as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1, as amended, under General Order 68, as amended, and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Pittsburgh area consisting of the county of Allegheny in the State of Pennsylvania.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All prices listed in Schedule A are delivered prices. Customary cash discounts of 2% for payment in ten days are to be continued, and all other customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1, as amended, under General Order No. 68, as amended, and to General Maximum Price Regulation and other maximum price regulations.* As previously stated, all provisions of Basic Order No. 1, as amended, are adopted by this order. The maximum prices fixed by this order supersede any

maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1, as amended, covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective at 12:01 a. m. February 1, 1946.

Issued this 17th day of January 1946.

WILLIAM K. HARRISON,
District Director.

SCHEDULE A

Item	Maximum delivered prices to ultimate users (this includes consumers)	Maximum delivered prices in less-than-truckload quantities, to purchasers for resale on an installed basis (this includes contractors)	Maximum delivered prices in truck-load quantities to purchasers for resale on an installed basis (this includes contractors)
Plaster:			
Hard wall	$1.35 (bag 100 lb.)	$20.40 (ton)	$19.20 (ton).
Gauging	$1.35 (bag 100 lb.)	$20.40 (ton)	$19.20 (ton).
Gauging white	$2.00 (bag 100 lb.)	$36.20 (ton)	$33.10 (ton).
Moulding, common	$1.35 (bag 100 lb.)	$20.40 (ton)	$19.20 (ton).
Moulding, white	$2.00 (bag 100 lb.)	$36.20 (ton)	$33.10 (ton).
Keene's cement	$2.60 (bag 100 lb.)	$52.00 (ton)	$50.00 (ton).
Finishing lime	$0.75 (bag 50 lb.)	$20.20 (ton)	$19.00 (ton).
Gypsum lath 3/8"	$0.85 (32 sq. ft. bale).	$24.25 (M sq. ft.)	$24.25 (M sq. ft.)
Metal lath 2.2 lb. painted diamond mesh.	$0.20 (sq. yd.)	$0.20 (sq. yd.)	$0.20 (sq. yd.).
Metal lath, 2.5 lb., painted diamond mesh.	$0.23 (sq. yd.)	$0.23 (sq. yd.)	$0.23 (sq. yd.).
Metal lath, 3.4 lb., painted diamond mesh.	$0.29 (sq. yd.)	$0.27 (sq. yd.)	$0.27 (sq. yd.).
Metal lath, 3.4 lb., galvanized.	$0.30 (sq. yd.)	$0.30 (sq. yd.)	$0.30 (sq. yd.).
Metal lath, 2.75 lb., flat rib painted.	$0.25 (sq. yd.)	$0.25 (sq. yd.)	$0.25 (sq. yd.).
Metal lath, 3.4 lb., 3/8" high rib painted.	$0.29 (sq. yd.)	$0.29 (sq. yd.)	$0.29 (sq. yd.).
Metal lath corner bead wing type.	$0.03 (lin. ft.)	$28.00 (M ft.)	$28.00 (M ft.).
Metal lath expanded type.	$0.01½ (lin. ft.)	$40.00 (M ft.)	$40.00 (M ft.).
Metal lath, sheet lath 4.5.	$0.37 (sq. yd.)	$0.37 (sq. yd.)	$0.37 (sq. yd.).
Portland cement	$1.10 (bag 94 lb.)	$1.30 (bbl.)	$2.85 (bbl.).
Masonry mortar	$0.75 (1 cu. ft.)	$2.70 (bbl.)	$2.45 (bbl.).
Mason's hydrated lime	$0.65 (bag 50 lb.)	$18.00 (ton)	$16.00 (ton).
Waterproof cement, gray	$1.15 (bag 94 lb.)	$4.20 (bbl.)	$3.70 (bbl.).
Waterproof cement, white	$2.70 (bag 94 lb.)	$10.80 (bbl.)	$10.80 (bbl.).
Hi-Early cement	$1.15 (bag 94 lb.)	$4.20 (bbl.)	$3.70 (bbl.).
Plain white cement	$2.50 (bag 94 lb.)	$10.00 (bbl.)	$9.00 (bbl.).
Concrete blocks 4 x 8 x 16 solid sand.	$0.16 (each)	$0.16 (each)	$0.16 (each).
Concrete blocks 4 x 8 x 16 shallow cinder.	$0.11 (each)	$0.11 (each)	$0.11 (each).
Concrete blocks 4 x 8 x 16 hollow sand.	$0.12 (each)	$0.12 (each)	$0.12 (each).
Concrete blocks 4 x 8 x 16 solid cinder.	$0.16 (each)	$0.16 (each)	$0.16 (each).
Concrete blocks 6 x 8 x 16 hollow sand.	$0.16 (each)	$0.16 (each)	$0.16 (each).
Concrete blocks 6 x 8 x 16 hollow cinder.	$0.15 (each)	$0.15 (each)	$0.15 (each).
Concrete blocks 8 x 8 x 16 hollow sand.	$0.17 (each)	$0.17 (each)	$0.17 (each).
Concrete blocks 8 x 8 x 16 hollow cinder.	$0.16 (each)	$0.16 (each)	$0.16 (each).
Concrete blocks 8 x 10 x 16 hollow cinder.	$0.18 (each)	$0.18 (each)	$0.18 (each).
Concrete blocks 8 x 10 x 16 hollow sand.	$0.19 (each)	$0.19 (each)	$0.19 (each).
Concrete blocks 8 x 12 x 16 hollow cinder.	$0.20 (each)	$0.20 (each)	$0.20 (each).
Concrete blocks 8 x 12 x 16 hollow sand.	$0.21 (each)	$0.21 (each)	$0.21 (each).
Fire brick 9" straight 1st quality.	$0.09½ (each)	$92.50 (per M)	$90.00 (per M).
Fire brick 9" straight 2d quality.	$0.08 (each)	$70.00 (per M)	$70.00 (per M).
Fire clay 100 lb. bags, 2d quality.	$0.75 (per bag)	$0.75 (per bag)	$0.75 (per bag).
Fire clay 100 lb. bags, 1st quality.	$1.25 (per bag)	$1.25 (per bag)	$1.25 (per bag).
Clay drain tile:			
3"	$0.08½ (ft.)	$0.07½ (ft.)	$0.07½ (ft.).
4"	$0.08½ (ft.)	$0.08½ (ft.)	$0.08½ (ft.).
6"	$0.14½ (ft.)	$0.14½ (ft.)	$0.14½ (ft.).
Clay sewer pipe:			
4"	$0.19 (lin. ft.)	$0.18 (lin. ft.)	$0.18 (lin. ft.).
6"	$0.27 (lin. ft.)	$0.26 (lin. ft.)	$0.26 (lin. ft.).
8"	$0.42 (lin. ft.)	$0.40 (lin. ft.)	$0.40 (lin. ft.).
12"	$0.80 (lin. ft.)	$0.77 (lin. ft.)	$0.77 (lin. ft.).
Flue lining:			
9 x 9	$0.53½ (lin. ft.)	$0.53½ (lin. ft.)	$0.53½ (lin. ft.).
9 x 13	$0.53 (lin. ft.)	$0.51 (lin. ft.)	$0.51 (lin. ft.).
13 x 13	$0.69½ (lin. ft.)	$0.66½ (lin. ft.)	$0.66½ (lin. ft.).
Gypsum wallboard 3/8"	$0.05 (sq. ft.)	$45.00 (M sq. ft.)	$45.00 (M sq. ft.).
Asphalt roofing 90 lb	$2.80 (roll)	$2.80 (roll)	$2.80 (roll).
Asphalt or tarred felt:			
15 lb	$2.60 (roll)	$2.60 (roll)	$2.50 (roll).
30 lb	$2.60 (roll)	$2.60 (roll)	$2.50 (roll).
Asphalt shingles 210 lb. (3 in 1 Thlekbutt).	$6.70 (square)	$6.50 (square)	$6.50 (square).
Asphalt shingles 165 lb. 2 tab. Hexagon.	$6.25 (per sq.)	$5.65 (per sq.)	$5.65 (per sq.).
Thermal insulation batts (paper backed) full thick.	$65.00 (M sq. ft.)	$65.00 (M sq. ft.)	$65.00 (M sq. ft.).
Thermal insulation loose in bags (plain).	$1.25 (bag 40-lb.)	$1.25 (bag 40-lb.)	$1.25 (bag 40-lb.).
Thermal insulation blankets (paper backed) thick 2".	$45.00 (M sq. ft.)	$45.00 (M sq. ft.)	$45.00 (M sq. ft.).
Thermal insulation batts (paper backed) thick 3".	$65.00 (M sq. ft.)	$65.00 (M sq. ft.)	$65.00 (M sq. ft.).

[F. R. Doc. 46-3956; Filed, Mar. 11, 1946; 2:56 p. m.]

[Pittsburgh Adopting Order 25 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN ALTOONA, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Pittsburgh District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provision of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Altoona, Pennsylvania area consisting of all of Blair, Clearfield and Huntingdon Counties as a whole and Kimmel, King, Bloomfield, Woodbury, Liberty, South Woodbury and Hopewell townships of Bedford County, all in the State of Pennsylvania.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All maximum prices fixed by this order are delivered prices. All customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective at 12:01 a. m., March 1, 1946.

Issued this 20th day of February 1946.

WILLIAM K. HARRISON,
District Director.

SCHEDULE A

Item	Delivered prices to ultimate users (this includes consumers)	Delivered prices to purchasers for resale on an installed basis (this includes contractors)
Plaster:		
Hard wall	$1.22 (bag 100 lb.)	$1.12 (bag 100 lb.).
		$22.40 (ton).
Gauging white	$2.50 (bag 100 lb.)	$2.25 (bag 100 lb.).
Moulding white	$2.57 (bag 100 lb.)	$2.12 (bag 100 lb.).
Keene's Cement	$2.50 (bag 100 lb.)	$2.50 (bag 100 lb.).
Finishing Lime	$0.75 (bag 50 lb.)	$0.70 (bag 50 lb.).
		$24.60 (ton).
Gypsum lath 3/8"	$0.03 (sq. ft.)	$0.90 (bundle).
		$25.00 (M ft.).
Metal lath 3.4 lb. painted diamond mesh.	$0.35 (sq. yd.)	$0.33 (sq. yd.).
Metal lath corner bead expanded type.	$0.05 (lin. ft.)	$0.04½ (lin. ft.).
Portland cement, standard (paper bags.)	$0.90 (bag)	$3.20 (bbl.).
Mason's hydrated lime	$0.60 (50 lb.)	$0.55 (50 lb.).
		$0.09 (each).
Fire brick—9" straight 1st quality	$0.10 (each)	$90.00 (M).
Fire clay (100 lb. bags)	$1.50 (bag)	$1.50 (bag).
Clay drain tile:		
6"	$0.18 (ft.)	$0.17 (ft.).
4"	$0.10 (ft.)	$0.10 (ft.).
Vitrified clay sewer pipe No. 1SS 4"	$0.18 (ft.)	$0.18 (ft.).
Vitrified clay sewer pipe No. 1SS 6"	$0.265 (ft.)	$0.265 (ft.).
Flue lining:		
9 x 9	$0.36 (per ft.)	$0.36 (per ft.).
9 x 13	$0.54 (ft.)	$0.54 (ft.).
13 x 13	$0.68 (lin. ft.)	$0.68 (ft.).
Gypsum wallboard:		
3/8"	$0.04½ (sq. ft.)	$0.04½ (sq. ft.).
		$45.00 (M).
½"	$0.05½ (sq. ft.)	$0.05½ (sq. ft.).
		$55.00 (M).
Asphalt roll roofing—90 lbs	$2.65 (roll)	$2.50 (roll).
Asphalt or tarred felt:		
15 lb	$2.60 (roll)	$2.60 (roll).
30 lb	$2.60 (roll)	$2.60 (roll).
Asphalt shingles 210 lb. (3 in 1) thick-butt.	$6.15 (per sq.)	$6.00 (per sq.).
Asphalt shingles 165 lb. 2 tab. hexagon	$4.85 (per sq.)	$4.80 (per sq.).
Fibre insulation board:		
½" standard lath & board	$0.05½ (sq. ft.)	$50.00 (M).
25/32" asphalt sheathing	$0.08½ (sq. ft.)	$65.00 (M sq. ft.).
Asbestos cement siding 12 x 24 standard colors.	$8.00 (sq.)	$7.75 (sq.).
Hard density synthetic fibre ⅛" tempered (standard size).	$0.10 (sq. ft.)	$100.00 (M sq. ft.).

[F. R. Doc. 46-3958; Filed, Mar. 11, 1946; 2:56 p. m.]

[Pittsburgh Adopting Order 28 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN ERIE COUNTY, PA.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Pittsburgh District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1, as amended, under General Order 68, as amended, and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the County of Erie, State of Pennsylvania.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, Allowances and Terms of Sale.* The delivered prices fixed by this order for dealers located in the City of Erie apply to all deliveries made by such dealers in the City of Erie. For dealers outside of the City of Erie, the delivered prices apply to all deliveries within a ten-mile radius of the dealer's yard. All customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective at 12:01 a. m. March 1, 1946.

Issued this 15th day of February 1946.

WILLIAM K. HARRISON,
District Director.

SCHEDULE A

Item	Delivered prices to ultimate users (this includes consumers)[1]	Yard prices to purchasers for resale on an installed basis (this includes contractors)	Delivered prices to purchasers for resale on an installed basis (this includes contractors)[1]
Plaster:			
Hard wall	$1.12 (bag 100 lb.).	$1.00 (bag 100 lb.).	$1.02 (bag 100 lb.).
Gauging, white	$1.62 (bag 100 lb.).	$1.52 (bag 100 lb.).	$1.62 (bag 100 lb.).
Plaster moulding, white	$1.62 (sack 100 lb.).	$1.52 (sack 100 lb.).	$1.62 (sack 100 lb.).
Keene's cement	$3.00 (sack 100 lb.).	$2.90 (sack 100 lb.).	$3.00 (sack 100 lb.).
Finishing lime	$0.55 (bag 50 lb.).	$0.50 (bag 50 lb.).	$0.51 (bag 50 lb.).
Gypsum lath 3/8"	$26.00 (M ft.)	$24.00 (M ft.)	$25.00 (M ft.).
Metal lath:			
2.2 lb., painted diamond mesh.	$0.22 (per yd.)	$0.21 (per yd.)	$0.22 (per yd.).
2.5 lb., painted diamond mesh.	$0.24 (per yd.)	$0.23 (per yd.)	$0.24 (per yd.).
3.4 lb., painted diamond mesh.	$0.28 (per yd.)	$0.27 (per yd.)	$0.28 (per yd.).
Corner bead, wing type.	$0.04 (per ft.)	$0.03 (per ft.)	$0.03½ (per ft.).
Corner bead, expanded type.	$0.05 (per ft.)	$0.04 (per ft.)	$0.04½ (per ft.).
Portland cement, standard (paper bags).	$0.85 (bag 94 lb.).	$0.75 (bag 94 lb.).	$0.78 (bag 94 lb.).
Masonry mortar (paper sacks).	$0.85 (bag 70 lb.).	$0.72 (bag 70 lb.).	$0.75 (bag 70 lb.).
Mason's hydrated lime	$0.50 (bag 50 lb.).	$0.42 (bag 50 lb.).	$0.45 (bag 50 lb.).
Waterproof cement:			
Gray	$1.10 (bag 94 lb.).	$0.88 (bag 94 lb.).	$0.90 (bag 94 lb.).
White	$2.55 (bag 94 lb.).	$2.40 (bag 94 lb.).	$2.50 (bag 94 lb.).
Plain white cement (paper).	$2.25 (bag 94 lb.).	$2.12 (bag 94 lb.).	$2.19 (bag 94 lb.).
Hi-Early cement (paper)	$1.10 (bag 94 lb.).	$0.88 (bag 94 lb.).	$0.90 (bag 94 lb.).
Sand concrete block, 8 x 8 x 16 hollow.	$0.18 (each)	$0.16 (each)	$0.18 (each).
Cinder concrete block, 8 x 8 x 16 hollow.	$0.17 (each)	$0.15 (each)	$0.17 (each).
Sand concrete blocks, 8 x 10 x 16 hollow.	$0.20 (each)	$0.18 (each)	$0.20 (each).
Fire brick:			
9", straight, 1st quality	$95.00 (per M)	$93.00 (per M)	$95.00 (per M).
9", straight, 2d quality	$68.45 (per M)	$65.95 (per M)	$68.45 (per M).
Fire clay, 1st quality	$22.65 (per ton)	$21.65 (per ton)	$22.65 (per ton).
Clay drain tile, 3"	$5.50 (per 100 ft.)	$5.12 (per 100 ft.)	$5.32 (per 100 ft.).
Clay drain tile, 4"	$7.50 (per 100 ft.)	$6.78 (100 ft.)	$7.08 (100 ft.).
Clay drain tile, 6"	$15.00 (per 100 ft.)	$13.86 (100 ft.)	$14.46 (100 ft.).
Vitrified clay sewer pipe:			
No. 18S 4"	$0.18 (per ft.)	$0.16 (per ft.)	$0.17 (per ft.).
No. 18S 6"	$0.27 (per ft.)	$0.26 (per ft.)	$0.27 (per ft.).
No. 18S, 8"	$0.41 (per ft.)	$0.40 (per ft.)	$0.41 (per ft.).
No. 18S, 12"	$0.79 (per ft.)	$0.77 (per ft.)	$0.79 (per ft.).
Flue lining:			
8 x 8 or 9 x 9	$0.39 (per ft.)	$0.34 (per ft.)	$0.35 (per ft.).
8 x 12 or 9 x 13	$0.58 (per ft.)	$0.52 (per ft.)	$0.54 (per ft.).
13 x 13	$0.68 (per ft.)	$0.62 (per ft.)	$0.64 (per ft.).
Gypsum wallboard, 3/8"	$40.00 (per M ft.)	$38.50 (per M ft.)	$39.50 (per M ft.).
Asphalt roll roofing:			
60-lb. mineral surface	$2.45 (roll)	$2.15 (roll)	$2.35 (roll).
45-lb.	$1.60 (roll)	$1.48 (roll)	$1.50 (roll).
55-lb.	$1.95 (roll)	$1.77 (roll)	$1.80 (roll).
65-lb.	$2.25 (roll)	$1.97 (roll)	$2.05 (roll).
18-lb.	$2.30 (per roll)	$1.98 (per roll)	$2.05 (roll).
30-lb.	$2.30 (roll)	$1.98 (roll)	$2.05 (roll).
Asphalt shingles:			
210-lb. (3 in 1), thick-butt.	$5.80 (per sq.)	$5.25 (per sq.)	$5.35 (per sq.).
165-lb. 2 tab. hexagon.	$4.50 (per sq.)	$3.90 (per sq.)	$4.00 (per sq.).
Thermal insulation:			
Blankets Kimsul (paper backed) medium.	$5.00 (100 ft.)	$4.75 (100 ft.)	$4.75 (100 ft.).
Blankets (paper backed) rockwool thick 2".	$45.00 (per M ft.)	$41.00 (per M ft.)	$44.00 (per M ft.).
Rockwool, semithick	$0.05 (sq. ft.)	$0.04 (sq. ft.)	$0.04 (sq. ft.).
Batts (paper backed) full thick, 3".	$65.00 (per M ft.)	$65.00 (per M ft.)	$65.00 (per M ft.).
Loose in bags (plain)	$1.20 (bag 40 lb.)	$1.20 (bag 40 lb.)	$1.20 (bag 40 lb.).
Loose in bags (moduated).	$1.50 (bag 40 lb.)	$1.50 (bag 40 lb.)	$1.50 (bag 40 lb.).
Asbestos cement siding:			
12 x 24 x 27, standard colors.	$7.95 (per sq.)	$6.95 (per sq.)	$7.15 (per sq.).
White, 12 x 24 x 27	$8.30 (per sq.)	$7.65 (per sq.)	$7.65 (per sq.).

[1] The free delivery zone for dealers located in the City of Erie is the City of Erie. For dealers located outside the City of Erie the free delivery zone will be within a 10-mile radius of the dealer's yard.

[F. R. Doc. 46-3959; Filed, Mar. 11, 1946; 2:57 p. m.]

[Pittsburgh Adopting Order 29 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN JOHNSTOWN, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Pittsburgh District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Johnstown area consisting of all of Somerset, Cambria, (including city of Johnstown) and Indiana counties, and all of Bedford County, except the townships of Kimmel King, Bloomfield, Woodbury, Liberty, South Woodbury and Hopewell, all in the State of Pennsylvania.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All maximum prices fixed by this order are delivered prices. All customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective at 12:01 a. m. March 1, 1946.

Issued this 25th day of February 1946.

WILLIAM K. HARRISON,
District Director.

SCHEDULE A

Item	Delivered prices to purchasers for resale on an installed basis (this includes contractors)	Delivered prices to ultimate users (this includes consumers)
Plaster:		
Hard wall	$22.40 (ton)	$1.15 (bag 100 lb.).
	$1.12 (bag 100 lb.)	
Gauging white	$2.37½ (bag 100 lb.)	$2.50 (bag 100 lb.).
Moulding white	$2.37½ (bag 100 lb.)	$2.50 (bag 100 lb.).
Keene's cement	$2.60 (bag 100 lb.)	$2.75 (bag 100 lb.).
Finishing lime	$0.50 (bag 50 lb.)	$0.55 (bag 50 lb.).
Gypsum lath, 3/8"	$25.00 (M sq. ft.)	$27.40 (M sq. ft.).
Metal lath:		
2.5 lb., painted diamond mesh	$0.27½ (sq. yd.)	$0.27½ (sq. yd.).
3.4 lb., painted diamond mesh	$0.33 (sq. yd.)	$0.33 (sq. yd.).
3.4 lb., 3/4" high rib painted	$0.35 (sq. yd.)	$0.35 (sq. yd.).
Corner bead, expanded type	$0.05 (lin. ft.)	$0.05 (lin. ft.).
Portland cement, standard	$0.75 (bag)	$0.80 (bag).
Masonry mortar	$0.70 (bag)	$0.75 (bag).
Mason's hydrated lime	$0.45 (bag 50 lb.)	$0.45 (bag 50 lb.).
Waterproof cement (gray)	$1.00 (bag 100 lb.)	$1.05 (bag 100 lb.).
Hollow building tile partition 4 x 12 x 12, Grade No. 1.	$123.40 (per M)	$123.40 (per M).
Hollow building tile backup, 5 x 8 x 12	$118.40 (per M)	$118.40 (per M).
Clay drain tile:		
3"	$0.07¼ (lin. ft.)	$0.07¼ (lin. ft.).
4"	$0.08½ (lin. ft.)	$0.08½ (lin. ft.).
6"	$0.17 (lin. ft.)	$0.17 (lin. ft.).
Vitrified clay sewer pipe:		
No. 18S, 4"	$0.174 (ft.)	$0.183 (ft.).
No. 18S, 6"	$0.26½ (ft.)	$0.2745 (ft.).
Flue lining:		
9 x 9	$0.36 (lin. ft.)	$0.366 (lin. ft.).
9 x 13	$0.53½ (ft.)	$0.549 (ft.).
13 x 13	$0.67½ (ft.)	$0.70 (ft.).
Gypsum wallboard, 3/8"	$38.00 (M ft.)	$38.00 (M ft.).
Asphalt roofing, 90 lb. mineral surface	$2.50 (roll)	$2.60 (roll).
Asphalt or tarred felt:		
15 lb.	$2.50 (roll)	$2.60 (roll).
30 lb.	$2.50 (roll)	$2.60 (roll).
Asphalt shingles:		
210 lb. (3 in 1) thickbutt	$6.25 (sq.)	$6.50 (sq.).
165 lb. 2 tab. hexagon	$4.90 (sq.)	$5.05 (sq.).
Fiber insulation board:		
1/2" standard lath and board	$50.00 (M sq. ft.)	$50.00 (M sq. ft.).
25/32" asphalt sheathing	$60.00 (M ft.)	$65.00 (M ft.).
Asbestos cement siding 12 x 24 or 27", standard colors.	$8.50 (sq.)	$8.50 (sq.).
Asbestos cement siding brilliant colors, 12 x 24 or 27".	$9.50 (sq.)	$9.50 (sq.).
Asbestos cement roofing shingles economy cut.	$10.10 (sq.)	$10.10 (sq.).
Hard density synthetic fiber board 3/8", tempered (standard size).	$0.10 (ft.)	$0.10 (ft.).
Thermal insulation:		
Blankets (paper backed) medium	$47.50 (M sq. ft.)	$47.50 (M sq. ft.).
Blankets (paper backed) thick	$65.00 (M sq. ft.)	$65.00 (M sq. ft.).
Batts (paper backed) 2" thick	$45.00 (M sq. ft.)	$47.50 (M sq. ft.).
Gypsum sheathing 1/2"	$42.50 (M sq. ft.)	$45.00 (M sq. ft.).

[F. R. Doc. 46-3960; Filed, Mar. 11, 1946; 2:57 p. m.]

[Scranton Adopting Order 27 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN SCRANTON, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Scranton District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provision of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Scranton, Pennsylvania, area consisting of Lackawanna County, Luzerne County northwest of the Nescopeck mountains, including but not limited to the following cities, towns and villages: Nanticoke, Glen Lyon, Sheatown, Duryea, Pittston, West Pittston, Wyoming, West Wyoming, Wilkes-Barre, Ashley, Edwardsville, Forty-Fort, Kingston, Lee Park, Luzerne, Miners Mills, Plains and Plymouth, all in the State of Pennsylvania.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* Delivered prices fixed by this order apply to all points within a radius of ten miles from the seller's yard in all cases where the amount of the sale is more than ten dollars. In such cases no additional charge for delivery may be made. On delivered sales in amounts of ten dollars or less, a charge of ten per cent for delivering may be made. All customary allowances, discounts, and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or

more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective February 11, 1946.

Issued this 6th day of February 1946.

JOHN H. HART,
District Director.

SCHEDULE A

Item	Maximum yard prices to purchasers for resale on an installed basis (this includes contractors)	Maximum delivered prices to purchasers for resale on an installed basis (this includes contractors)	Maximum over the counter prices to ultimate users (this includes consumers)
Plaster:			
Hard wall	$1.00 (bag 100 lb.).	$1.00 (bag 100 lb.).	$0.02½ (1 lb.).
Gauging	$1.80 (100 lb.)	$1.85 (100 lb.)	$0.04½ (1 lb.).
Keene's cement	$2.25 (100 lb.)	$2.25 (100 lb.)	$0.04 (1 lb.).
Finishing lime	$0.60 (50 lb.)	$0.65 (50 lb.)	$0.02½ (1 lb.).
Gypsum lath ⅜"	$27.50 (M sq. ft.)	$29.00 (M sq. ft.)	$0.96 (32 sq. ft.).
Metal lath 2.5 lb. painted diamond mesh.	$0.29 (sq. yd.)	$0.30 (sq. yd.)	$0.30 (sq. yd.)
Metal lath 3.4 lb. painted diamond mesh.	$0.31 (sq. yd.)	$0.32 (sq. yd.)	$0.32 (sq. yd.)
Corner bead—standard type.	$0.04 (foot)	$0.04 (foot)	$0.04 (foot).
Corner bead-expanded type.	$0.06 (foot)	$0.06 (foot)	$0.06 (foot).
Portland cement	$0.70 (94 lb.)	$0.75 (94 lb.)	$0.02 (1 lb.).
Masonry mortar	$0.65 (70 lb.)	$0.70 (70 lb.)	$0.02 (1 lb.).
Mason's hydrated lime	$0.50 (50 lb.)	$0.55 (50 lb.)	$0.02 (1 lb.).
Waterproof cement	$1.00 (94 lb.)	$1.10 (94 lb.)	$0.02½ (1 lb.).
Concrete block 8 x 8 x 16 cinder.	$0.14 (each)	$0.16 (each)	$0.15 (each).
Fire brick-9-inch straight 1st quality.	$105.00 (per M)	$110.00 (per M)	$0.11 (each).
Fire clay (100-lb. bag)	$1.20 (100 lb.)	$1.25 (100 lb.)	$0.02 (1 lb.).
Clay drain tile:			
3-inch	$0.09 (foot)	$0.10 (foot)	$0.10 (foot).
4-inch	$0.10 (foot)	$0.11 (foot)	$0.11 (foot).
6-inch	$0.22 (foot)	$0.23 (foot)	$0.23 (foot).
Vitrified clay sewer pipe:			
4-inch	$0.39 (2 ft. len.)	$0.39 (2 ft. len.)	$0.39 (2 ft. len.).
6-inch	$0.58 (2 ft. len.)	$0.58 (2 ft. len.)	$0.58 (2 ft. len.).
Flue lining:			
8½ x 8½	$0.78 (2 ft. len.)	$0.78 (2 ft. len.)	$0.78 (2 ft. len.).
8½ x 13	$1.16 (2 ft. len.)	$1.16 (2 ft. len.)	$1.16 (2 ft. len.).
13 x 13	$1.48 (2 ft.)	$1.48 (2 ft.)	$1.48 (2 ft.).
Gypsum wallboard ½-inch	$40.00 (M sq. ft.)	$40.00 (M sq. ft.)	$0.04½ (sq. ft.)
Gypsum sheathing ½-inch	$45.00 (M sq. ft.)	$45.00 (M sq. ft.)	$0.04½ (sq. ft.)
Asphalt roofing 90-lb. mineral surface.	$2.60 (roll)	$2.60 (roll)	$0.02¾ (sq. ft.)
Asphalt or tarred felt:			
30 lb.	$2.45 (roll)	$2.45 (roll)	$2.45 (roll).
15 lb.	$2.45 (roll)	$2.45 (roll)	$2.45 (roll).
Asphalt shingles:			
210 lb. (3 in 1) thick-butts.	$6.00 (square)	$6.60 (square)	$6.00 (square).
165 lb. 2 tab. hexagon.	$4.75 (square)	$4.75 (square)	$4.75 (square).
Asphalt roofing smooth:			
35 lb.	$1.25 (roll)	$1.25 (roll)	$1.25 (roll).
45 lb.	$1.75 (roll)	$1.75 (roll)	$1.75 (roll).
55 lb.	$2.10 (roll)	$2.10 (roll)	$2.25 (roll).
65 lb.	$2.45 (roll)	$2.45 (roll)	$2.45 (roll).
Fibre insulation board: ½" standard lath and board.	$50.00 (M sq. ft.)	$50.00 (M sq. ft.)	$50.00 (M sq. ft.).
25/32" asphalt sheathing.	$67.50 (M sq. ft.)	$67.50 (M sq. ft.)	$67.50 (M sq. ft.).
Asbestos cement siding 12 or 24 x 27—standard colors.	$8.25 (square)	$8.25 (square)	$8.75 (square).
Standard density synthetic fibre board ⅜" (4 x 8).	$40.00 (M sq. ft.)	$40.00 (M sq. ft.)	$0.04½ (sq. ft.).
Hard density synthetic fibre board ½" tempered (standard size).	$160.00 (M sq. ft.)	$160.00 (M sq. ft.)	$160.00 (M sq. ft.).
Thermal insulation-batts (paper-backed) full thick.	$65.00 (M sq. ft.)	$65.00 (M sq. ft.)	$70.00 (M sq. ft.).
Thermal insulation, loose in bags (plain).	$1.10 (bags 35-40 lb.).	$1.10 (bags 35-40 lb.)	$1.10 (bags 35-40 lb.).
Thermal insulation, loose in bags (nodulated).	$1.20 (bags 35-40 lb.).	$1.30 (bags 35-40 lb.).	$1.30 (bags 35-40 lb.).

[F. R. Doc. 46-3961; Filed, Mar. 11, 1946; 2:57 p. m.]

[Region V Order G-2 Under Gen. Order 68]

SCREEN GOODS IN ARKANSAS AND LOUISIANA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section (a) of General Order No. 68, it is ordered:

(a) *What this order does.* This order establishes maximum prices for retail sales made by any person of specified items of stock screen goods when such sales are in less than carload lots in the area comprising the States of Arkansas and Louisiana.

(b) *Definition of retail sale.* A retail sale means a sale to the ultimate consumer or to a contractor for installation or any direct user. Carload sales to consumers, either in a full car to a single purchaser or in a distribution car, are not covered by this order but remain subject to MPR 381. Mail Order sales are not retail sales within the meaning of this order.

(c) *Description of items being specifically priced.*

SPECIES: PONDEROSA PINE

Style designations	A-2	B-2	C-2	D-2	H-2
	In.	*In.*	*In.*	*In.*	*In.*
Thickness of door	1⅜	1⅜	1⅜	1⅜	1⅜
Wire type	(1)	(1)	(1)	(1)	(1)
Width of:					
Stiles	4	4	4	4	4
Top rail	4	4	4	4	4
Bottom rail	12	6-8	6	6-8	6
Cross rails		4	4	3	2
Mullions					1

Style designations	I-2	K-1	N-2	R-2
	In.	*In.*	*In.*	*In.*
Thickness of door	1⅜	1⅜	1⅜	1⅜
Wire type	(1)	(1)	(1)	(1)
Width of:				
Stiles	4	3	4	4
Top rail	4	3	4	4
Bottom rail	6-8	6-6	8	6-8
Cross rails	4	2	4	4
Mullions	4			

[1] 16-mesh galvanized.

Style designations	CC-1	FF-1	HH-1	KK-1	LL-1
	In.	*In.*	*In.*	*In.*	*In.*
Thickness of door	⅞	⅞	⅞	⅞	⅞
Wire type	(2)	(2)	(2)	(2)	(2)
Width of:					
Stiles	3	3	3	3	3
Top rail	3	3	3	3	3
Bottom rail	6	6	6	6	6
Cross rails	2	3	2	2	
Mullions					

[2] 12-mesh black

SPECIES: SOUTHERN PINE

Style designations	N-2a	R-2a	CC-1a	EE-1	GG-1d
Thickness of door	1⅛	1⅛	⅞	⅞	⅞
Wire type	(1)	(1)	(2)	(2)	(2)
Width of:					
Stiles	4	4	2¼	3	3
Top rail	4	4	2¼	3	3
Bottom rail	8	8	3⅝	6	6
Cross rails	4	4	1¾	3	2
Mullions			1¾	1	1

[1] 16-mesh galvanized
[2] 12-mesh black

The A style consists of one large wired panel with no cross rails.

The B style is divided by a cross rail into two wired panels of equal sizes.

The C and CC styles have one large wired panel in the top half and in the lower half two wired cross panels of equal size separated from each other and from the top half by cross rails.

The D style has one large wired panel in the top half and in the lower half three wired panels of equal size separated from each other and from the top half by cross rails.

The EE style has one large wired panel in the top half and in the lower half two vertical wired panels separated from each other by a mullion and from the top half by a cross rail.

The FF style has two vertical wired panels in the top half separated from each other by a mullion and in the lower half two vertical wired panels separated from each other by a mullion and from the top half by a cross rail.

The GG style has one large wired panel in the top half, a narrow wired cross panel immediately below, and two vertical panels in the lower portion separated from each other by a mullion from the bottom rail to the lower cross rail.

The H and HK styles are the same as the GG style except that the large wired panel in the top half of the door is divided into two vertical panels by a mullion.

The I style has one large wired panel in the top half and the lower half is divided into four small wired panels separated from each other and from the top half by cross rails and a mullion.

The K and KK styles have one large wired panel in the top half, a small wired cross panel decorated with vertical spindles immediately below, and two vertical wired panels in the lower portion separated from each other by a mullion.

The LL style is the same as the K and KK styles except that the lower portion of the door is divided into four small wired panels of equal size by cross bars and a mullion.

The N style has a large wired panel comprising the upper three-fourths of the door's surface and in the lower portion a raised or recessed wooden cross panel separated from the wired panel by a cross rail.

The R style has one large wired panel in the upper half and in the lower half six small vertical wired panels separated from each other by mullions and from the top half by a cross rail.

(d) *Maximum prices.* The maximum prices for retail sales of screen doors in the States of Arkansas and Louisiana shall be as follows:

MAXIMUM PRICES PER DOOR

("Full" refers to the price per door when sold in full bundles of six doors. "Less" refers to the price per door when sold in broken bundles of one to five doors.)

GALVANIZED WIRE—16 MESH

Size	Pattern A-2		Pattern B-2		Pattern C-2	
	Full	Less	Full	Less	Full	Less
2-6 x 6-6	$3.90	$4.15	$4.20	$4.55	$3.90	$4.20
x 6-8	4.05	4.35	4.40	4.70	4.05	4.35
2-8 x 6-8	4.05	4.35	4.40	4.70	4.05	4.35
x 6-10	4.10	4.40	4.45	4.80	4.10	4.40
x 7-0	4.15	4.45	4.50	4.85	4.15	4.45
2-10 x 6-10	4.25	4.55	4.60	4.95	4.20	4.55
x 7-0	4.30	4.60	4.65	5.00	4.30	4.60
3-0 x 6-8	4.30	4.60	4.65	5.00	4.30	4.60
x 7-0	4.35	4.75	4.80	5.15	4.40	4.75

Size	Pattern D-2		Pattern H-2	
	Full	Less	Full	Less
2-6 x 6-6	$4.40	$4.70	$3.80	$4.05
x 6-8	4.55	4.90	3.95	4.25
2-8 x 6-8	4.55	4.90	3.95	4.25
x 6-10	4.60	4.95	4.00	4.30
x 7-0	4.65	5.00	4.10	4.40
2-10 x 6-10	4.75	5.10	4.15	4.45
x 7-0	4.80	5.15	4.20	4.55
3-0 x 6-8	4.80	5.15	4.20	4.55
x 7-0	4.95	5.30	4.35	4.70

GALVANIZED WIRE—16 MESH—Continued

Size	Pattern I-2		Pattern K-1	
	Full	Less	Full	Less
2-6 x 6-6	$4.35	$4.70	$3.65	$3.95
x 6-8	4.55	4.90	3.85	4.10
2-8 x 6-8	4.55	4.90	3.85	4.10
x 6-10	4.60	4.95	3.90	4.15
x 7-0	4.60	5.00	3.95	4.20
2-10 x 6-10	4.75	5.10	4.00	4.30
x 7-0	4.80	5.15	4.10	4.40
3-0 x 6-8	4.80	5.15	4.10	4.40
x 7-0	4.95	5.30	4.20	4.50

Size	Pattern N-2		Pattern R-2	
	Full	Less	Full	Less
2-6 x 6-6	$4.05	$4.35	$4.60	$4.95
x 6-8	4.25	4.55	4.75	5.10
2-8 x 6-8	4.25	4.55	4.75	5.10
x 6-10	4.30	4.60	4.80	5.15
x 7-0	4.35	4.65	4.85	5.25
2-10 x 6-10	4.45	4.75	4.95	5.35
x 7-0	4.50	4.85	5.00	5.40
3-0 x 6-8	4.50	4.85	5.00	5.40
x 7-0	4.60	4.95	5.15	5.55

BLACK WIRE—12 MESH

Size	Pattern CC-1		Pattern FF-1		Pattern 1111-1	
	Full	Less	Full	Less	Full	Less
2-6 x 6-6	$2.85	$3.10	$2.80	$3.05	$2.85	$3.10
x 6-8	3.00	3.25	2.95	3.15	3.00	3.20
2-8 x 6-8	3.00	3.25	2.95	3.15	3.00	3.20
x 6-10	3.05	3.30	3.00	3.20	3.05	3.25
x 7-0	3.10	3.35	3.05	3.25	3.10	3.30
2-10 x 6-10	3.15	3.40	3.10	3.30	3.15	3.35
x 7-0	3.20	3.40	3.15	3.35	3.20	3.40
3-0 x 6-8	3.20	3.40	3.15	3.35	3.20	3.40
x 7-0	3.30	3.55	3.25	3.45	3.25	3.50

Size	Pattern KK-1		Pattern LL-1	
	Full	Less	Full	Less
2-6 x 6-6	$3.00	$3.25	$3.05	$3.25
x 6-8	3.15	3.40	3.20	3.40
2-8 x 6-8	3.15	3.40	3.20	3.40
x 6-10	3.20	3.40	3.25	3.45
x 7-0	3.25	3.45	3.25	3.50
2-10 x 6-10	3.30	3.55	3.35	3.55
x 7-0	3.35	3.60	3.35	3.60
3-0 x 6-8	3.35	3.60	3.35	3.60
x 7-0	3.45	3.70	3.50	3.75

GALVANIZED WIRE—16 MESH

Size	Pattern N-2a		Pattern R-2a	
	Full	*Less*	*Full*	*Less*
2-6 x 6-6	$4.35	$4.65	$4.85	$5.20
x 6-8	4.50	4.85	5.00	5.40
2-8 x 6-8	4.50	4.85	5.00	5.40
x 6-10	4.55	4.90	5.05	5.45
x 7-0	4.60	4.95	5.10	5.50
2-10 x 6-10	4.70	5.05	5.20	5.60
x 7-0	4.75	5.10	5.25	5.65
3-0 x 6-8	4.75	5.10	5.25	5.65
x 7-0	4.90	5.25	5.40	5.80

BLACK WIRE—12 MESH

Size	Pattern CC-1a		Pattern EE-1		Pattern GG-1d	
	Full	*Less*	*Full*	*Less*	*Full*	*Less*
2-6 x 6-6	$2.20	$2.40	$2.45	$2.60	$2.60	$2.80
x 6-8	2.35	2.50	2.55	2.75	2.70	2.90
2-8 x 6-8	2.35	2.50	2.55	2.75	2.70	2.90
x 6-10	2.35	2.55	2.60	2.80	2.75	2.95
x 7-0	2.40	2.55	2.60	2.80	2.80	3.00
2-10 x 6-10	2.45	2.60	2.65	2.85	2.85	3.05
x 7-0	2.50	2.65	2.70	2.90	2.85	3.10
3-0 x 6-8	2.50	2.65	2.70	2.90	2.85	3.10
x 7-0	2.55	2.75	2.80	3.00	2.95	3.20

(e) *Delivery additions.* The above prices include all charges for delivery. No deduction need be made if the purchaser makes his own delivery.

(f) *Discounts and allowances.* The maximum prices in this order include all commissions. All customary discounts for cash must be continued.

(g) *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously established by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order all other provisions of Maximum Price Regulation 381 shall apply to sales covered by this order.

(h) *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business.

(i) *Notification to purchaser.* Every person making sales subject to this order shall certify on his invoice or sales slip that the price charged does not exceed the price permitted by this order.

(j) *Records.* Every person making sales subject to this order shall keep and maintain records concerning each such sale as to the name and address of the purchaser, the kind and amount of goods sold, and the price charged therefor.

(k) *Evasion.* Any practice or device which results in a higher price to the purchaser than is permitted by this order is a violation constituting an over-ceiling charge and subjects the seller to the penalties provided by section 16 of Revised Maximum Price Regulation No. 251.

(l) *Revocation or amendment.* This order may be revised, revoked, or modified at any time by the Regional Administrator.

This Order No. G-2 shall become effective the 8th day of March 1946.

(56 Stat. 23,765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 21st day of February 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-3938; Filed, Mar. 11, 1946; 2:48 p. m.]

[Jackson Order G-2 Under Gen. Order 68]

BUILDING MATERIALS IN GULF COAST AREA, MISSISSIPPI

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Jackson (Mississippi) District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration in Region IV, Delegation Order No. 93 issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all "retail sales" by any seller of the commodities specified in Table I delivered by any seller whose

place of business is located in the "Gulf Coast Area." This order does not apply to sales made to any person who customarily resells more than 10% of his purchases of the commodities specified herein through "retail sales."

The "Gulf Coast Area" for the purpose of this order consists of the following area: The entire counties of Harrison, Pearl River, Jackson, Hancock, Stone and George in the State of Mississippi.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including, among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I, which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I which lists maximum prices fixed by this order in each of his places of business in the Gulf Coast Area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order, who has customarily given his customers a sales slip or other evidence of purchase, must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–2 shall become effective February 11, 1946.

Issued this 6th day of February 1946.

WILLIAM E. HOLCOMB,
District Director.

TABLE I

Commodity	Unit	Area ceiling price
Sand, washed	Cubic yard	$4.00
Gravel, washed	do	5.00
Brick, common	Thousand	24.00
Brick, face	do	50.00
Fire brick:		
8"	do	70.00
9"	do	80.00
Mortar mix	Sack	.75
Cement:		
Portland	do	.78
White	do	2.50
Keene	do	2.50
High Early Strength	do	.95
Plaster:		
Unfibered	do	1.50
Fibered	do	1.50
Gauging	do	1.75
Moulding	do	1.75
Lime:		
Hydrated 50# bags	Bag	.65
Finishing	Sack	.90
Rock (180# drum)	Drum	2.50
Perforated gypsum lath:		
⅜" x 16" x 48"	M square feet	35.00
½" x 16" x 48"	do	45.00
Gypsum star liner board, ½" x 24" x 80"	do	48.00
Gypsum wallboard:		
½"	do	50.00
⅜"	do	45.00
¼"	do	40.00
Triple seal gypsum sheathing, ½"	do	55.00
Gypslap board sheathing, ½"	do	45.00
Insulation wallboard:		
½"	do	60.00
⅜"	do	55.00
Insulation tile, ½"	do	70.00
Bevel plank, ½"	do	70.00
Sheathing board, 25/32"	do	65.00
Standard hardboard:		
⅛"	do	80.00
3/16"	do	100.00
¼"	do	140.00
Tempered hardboard:		
⅛"	do	100.00
5/32"	do	110.00
3/16"	do	150.00
¼"	do	125.00
Scored ¼"	do	110.00
Black ⅛"	do	125.00
Upson board:		
5/16"	do	55.00
Scored 5/16"	do	60.00
Beaver board:		
5/32"	do	55.00
Scored, 5/32"	do	60.00
Pulp wallboard ¼", green or ivory	do	40.00
Marsh tile board, ½"	Square foot	.43
Marlite tile board, ⅛"	do	.40
Asphalt shingles, smooth:		
210#	Square	6.75
167#	do	4.75
128#	do	4.25
Asphalt shingles, corduroy:		
210#	do	6.75
167#	do	4.75
128#	do	4.25
Individual shingles: 128#	do	4.25
Asphalt slate surface roofing:		
90#	do	2.50
75#	do	2.23
65#	do	2.20
Asphalt smooth surface roofing:		
65#	do	2.00
45#	do	1.75
33#	do	1.50
Selvidge edge roofing, 19"	do	4.25
Asphalt felt:		
30#	Roll	2.50
15#	do	2.50
Tarred felt:		
30#	do	2.50
15#	do	2.50
Rosin paper, red or blue:		
30#	do	1.50
20#	do	1.50
15#	do	1.50
Deadening Felt: 1#	do	3.75
Roll brick siding, red or buff	Square	4.00
Asbestos siding shingles	do	8.50
Dutch lap asbestos shingles	do	9.50
American Colonial asbestos shingles	do	8.50
Sisal craft paper	do	1.35

TABLE I—Continued

Commodity	Unit	Area ceiling price
Full thick insulation:		
Batts	M square feet	$70.00
Blankets	do	65.00
Insulation, loose cotton rockwool glass	do	100.00
Asbestos cement board:		
3/16"	Thousand feet	100.00
1/4"	do	110.00

NOTE: Prices include delivery within the counties of Harrison, Pearl River, Jackson, Hancock, Stone, and George.

[F. R. Doc. 46–3963; Filed, Mar. 11, 1946; 2:58 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 106]

SOLID FUELS IN SIOUX FALLS, S. DAK.

(a) An opinion accompanying this amendment has been issued simultaneously herewith. Appendix No. I to Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects: Paragraph (b) and price schedule are amended to read as follows:

(b) Immediately below and as part of this paragraph (b) is a price schedule which sets forth maximum prices for domestic delivered sales of specified sizes, kinds and quantities of solid fuels. When yard sales of the sizes, kinds and quantities of solid fuels specified in the price schedule below are made, the maximum prices for such sales shall be the prices established by the price schedule below for sales by direct delivery, minus 60¢ per ton.

PRICE SCHEDULE

	Domestic delivered	
	1 ton	2 ton
I. Low volatile bituminous coal from district No. 7 (W. Va.):		
1. Lump and egg, size groups Nos. 1 and 2	$16.20	$8.38
2. Stove, size group No. 3 (top size larger than 1¼" but not exceeding 3"; bottom size smaller than 3")	14.70	7.63
3. Nut, size group No. 4 (top size larger than ¾" but not exceeding 1¼"; bottom size smaller than 1¼")	13.95	7.23
4. Pea, size group 5 (top size not exceeding ¾"; bottom size smaller than ¾")	13.45	6.98
5. Screenings, size group No. 9 (larger than ⅜" x 0 but not exceeding ¾" x 0)	12.35	6.41
II. High volatile bituminous coal from district No. 8 (E. Ky.):		
1. Lump and egg, price classification A and coal from Millers Creek, and Jellico seams, in size group Nos. 1 and 2	15.35	7.93
2. Stoker, price classification A, size group No. 10 (top size 1¼" and smaller; bottom size smaller than 1¼")	12.95	6.73
III. High volatile bituminous coal from district No. 9 (W. Ky.):		
A. Sixth seam mines: 1. Stoker screenings, 1", size group No. 26–29 inclusive (dry dedusted screenings, top size not exceeding 2")	10.21	5.38
IV. High volatile bituminous coal from district No. 10 (Ill.):		
A. Southern subdistrict, price group Nos. 1, 2 and 8 deep machine mines:		
1. Lump or egg, size group Nos. 1–3, (including 6" x 3" egg)	11.65	6.15
2. Stove, size group No. 8 (top size 2" to larger than 1½"; bottom size smaller than 2" to larger than ½")	10.75	5.65

PRICE SCHEDULE—Continued

	Domestic delivered	
	1 ton	2 ton
V. Bituminous coal from district No. 11 (Arkansas-Oklahoma):		
A. Production group No. 1 and 1A (includes all mines in Pope County, all mines in the "Spadra field" of Johnson County, Ark., all mines in the Scranton field of Logan County, Ark.).		
1. Production group No. 1 (strip mines), mine index Nos. 593, 1014, 1021, 1030, 1040, 1047, 1050, 1051 only:		
(a) Size group No. 3	$14.90	$7.71
(b) Size group No. 3A	15.05	7.78
(c) Size group Nos. 6, 7, and 8	15.40	7.96
2. Production group No. 1A (underground machine cut mines), mine index Nos. 6, 9, 173, 209, and 1022 only:		
(a) Size group No. 4	15.80	8.16
(b) Size group No. 5	15.05	8.08
(c) Size group Nos. 6, 7, and 8	15.95	8.23
3. Production group No. 1A (underground machine cut mines, mine index No. 21 only):		
(a) Size group No. 4	16.05	8.28
(b) Size group No. 5	15.90	8.21
(c) Size group Nos. 6, 7, and 8	16.40	8.49
B. Production group No. 3A (includes all mines in the Paris field of Logan County, Ark., and mines in Franklin County located in Paris Basin):		
1. Underground mines, machine cut.		
a. Size group Nos. 4, 6, 7 and 8:		
(i) Mine index Nos. 79, 110 and 132 only	15.70	8.09
(ii) Mine index Nos. 52 and 53	15.25	8.14
(iii) Mine index Nos. 55 and 116	15.95	8.23
(iv) Mine index Nos. 40, 77, and 117	16.20	8.35
b. Size group No. 5:		
(i) Mine index Nos. 76, 110 and 132	15.35	7.93
(ii) Mine index Nos. 52 and 53	15.60	8.05
(iii) Mine index Nos. 55 and 116	15.90	8.15
(iv) Mine index Nos. 50, 77, 117	16.05	8.23
C. Production group Nos. 5, 5A and 5B (includes all mines in Sebastian County, Ark.):		
1. Production group No. 5 (strip mines) mine index Nos. 484, 511, 647, 648, 661, 630, 1001, 1010, 1020, 1021, 1026, 1029, 1033, 1043 and 1049:		
a. Size group Nos. 3A, 6, 7 and 8	14.15	7.33
b. Size group No. 3	14.00	7.25
2. Production group No. 5A (underground mines machine cut):		
a. Size group Nos. 4, 6, 7 and 8:		
(i) Mine index Nos. 2, 34, 89, 105, 580, 608 and 627	15.45	7.98
(ii) Mine index No. 13 only	15.60	8.05
(iii) Mine index No. 144 only	15.85	8.18
(iv) Mine index No. 121 only	15.95	8.23
b. Size group No. 5:		
(i) Mine index Nos. 2, 34, 89, 105, 580, 608 and 627	15.30	7.90
(ii) Mine index No. 13 only	15.45	7.98
(iii) Mine index No. 144 only	15.70	8.10
(iv) Mine index No. 121 only	15.80	8.15
3. Production group No. 5B (underground solid shot mines) mine index Nos. 56, 79, 80, 182, 198, 329, 336, 340, 349, 663, 667, 644, 1017, 1027, 1038 and 1043:		
a. Size group Nos. 3A, 6, 7, and 8	14.70	7.60
b. Size group No. 3	14.55	7.53
D. Production group No. 7A, 7AA, and 7B (includes all mines in the "Hokoshe and Milton field" of Le Flore County, Okla., mines in the McCurtain field of Haskell County and all mines in Sequoyah County, Okla.):		
1. Production group No. 7A (underground mines machine cut) mine index Nos. 22, 59, 194, 213, 495, 543, and 581 only:		
(a) Size group Nos. 4, 6, 7 and 8	14.90	7.70
(b) Size group No. 5	14.75	7.63
2. Production group No. 7AA (underground mines machine cut) mine index Nos. 26, 205, 573, and 1045 only:		
(a) Size group Nos. 4, 6, 7 and 8	14.60	7.55
(b) Size group No. 5	14.45	7.48
3. Production group No. 7B (underground mines solid shot) mine index Nos. 8, 177, 436, 521, 534, 542 only:		
(a) Size group No. 3A, 6, 7, and 8	14.25	7.38
(b) Size group No. 3	14.10	7.30
VI. Pennsylvania anthracite: 1. Egg, stove, nut	29.15	10.25
VII. Byproduct coke	17.50	9.00

PRICE SCHEDULE—Continued

	Domestic delivered	
	1 ton	2 ton
VIII. Briquettes:		
1. Standard	$15.25	$7.90
2. Low volatile (made from district No. 7 low volatile coal and anthracite):		
a. Glen Rogers	15.80	8.15
b. Berwind	15.60	8.05
c. Stott	15.54	8.02

[1]Following is a description of size group numbers referred to in the price schedule for this district:
(a) 3A. All solid shot or strip-mined, single screened lump coals, bottom size larger than 2½".
(b) 3. All solid shot or strip-mined, single screened lump coals, bottom size not exceeding 2½".
(c) 4. All machine cut single screened lump coals, bottom size not less than 2½".
(d) 5. All machine cut single screened lump coals, bottom size less than 2½".
(e) 6. All double-screened coals, bottom size larger than 4".
(f) 7. All double-screened coals, top size larger than 4" and bottom size larger than 2½" but not exceeding 4".
(g) 8. All double-screened coals, top size larger than 4" and bottom size not exceeding 2½"; also all double-screened coals, top size larger than 3" but not exceeding 4" and bottom size larger than 2".

In Appendix No. I, paragraph (d), *Charge for treatment of coal,* is amended to read as follows:

(d) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for the chemical or oil treatment of coal, he may add such treatment charge to the applicable maximum price set by this Appendix No. I: *Provided,* That the treated coal is kept separate and is not mixed with untreated coal. When a treatment charge is made pursuant to this section the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

The prices established by this Amendment No. 106 to Order No. G–16 under Revised Maximum Price Regulation No. 122 supersede those established by the adjustment permitted by Regional Orders Nos. G–27, G–29, and G–30, as to the dealers covered by Appendix No. I to Order No. G–16.

This Amendment No. 106 to Order No. G–16 under Revised Maximum Price Regulation No. 122 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 19th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–3937; Filed, Mar. 11, 1946; 2:47 p. m.]

[Springfield Order G–2 Under Gen. Order 68, Amdt. 1]

CLAY SEWER PIPE IN DECATUR, ILL., AREA

An accompanying opinion has been filed with the Division of the Federal Register. The appendix to Order G–2 is amended by deleting all of the items and the maximum prices under the subheading "Vitrified Clay Sewer Pipe", and substituting therefor, the following corrected maximum prices:

Item	Unit of sale	Maximum price
Vitrified clay sewer pipe:		
No. 1SS–4"	Feet	$0.20
No. 1SS–6"	do	.30
No. 1SS–8"	do	.47
No. 1SS–10"	do	.70
No. 1SS–12"	do	.905

This Amendment No. 1 becomes effective February 20, 1946.

Issued this 14th day of February 1946.

CARTER JENKINS,
District Director.

[F. R. Doc. 46–3939; Filed, Mar. 11, 1946; 2:50 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 108]

SOLIDS FUELS IN SIOUX CITY, IOWA, AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. In Appendix No. 2, which covers the Sioux City, Iowa area, paragraph (b), *Price schedule,* is amended to read as follows:

(b) Immediately below and as a part of this paragraph (b) is a price schedule which sets forth maximum prices for domestic delivered sales of specified sizes, kinds, and quantities of solid fuels in lots of ½ ton and 1 ton or more. Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On delivered sale of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 50¢, but in no event shall the total price be in excess of that for a sale of 1 ton; for example, if the price of 1 ton is $13.45, the price of ½ ton would be $6.70 plus 50¢ or a total of $7.20; the price of ¾ ton would be $10.05 plus 50¢, or a total of $10.55. If the price of 1 ton is $13.45, the price of ½ ton would be $6.73 plus 50¢ or a total of $7.23.

(ii) On delivered sales of more than 1 ton, for each fraction of a ton sold the price shall be proportional to the price per ton; for example, if the price of 1 ton is $13.40, the price of 1½ tons would be $20.10; the price of 1¾ tons would be $23.45. If the price of 1 ton is $13.45, the price of 1½ tons would be $20.18.

2. The price schedule lists maximum prices for the sale of coal on the basis of the type of mine operation by means of which it is produced. On coal produced in District No. 10, the prices apply to coal produced in Deep Machine Mines only. On coal produced in District No. 12, the prices apply as specified to both Strip mines and Deep mines. Prices of coal produced in District No. 14 apply as specified to coal produced in Strip Mines, Underground Mines, Solid Shot and Underground Mines Machine Cut. On coal in District No. 15, as described in paragraphs IV, A and B, prices apply to coal produced in Strip Mines only and, as described in paragraph IV, C, prices apply to coal produced in Deep Shaft Mines only. The prices of coal produced

in District No. 19 are similar for the same kind and size of fuel regardless of the type of mine operation. The prices of Briquettes are unaffected by the type of mine operation.

PRICE SCHEDULE

	Domestic: Delivered to consumers: Per ton	Domestic: Delivered to consumers: Per ½ ton
I. High volatile bituminous coal from district No. 10 (Illinois):		
A. Southern subdistrict (deep machine mine):		
1. Lump and egg, size groups 1, 2, 3, price group Nos. 1, 2, 8	$11.65	$6.35
2. Small egg and stove, size groups 4, 5, 6, and 8, price group Nos. 1, 2, 8	11.40	6.20
3. Special stoker (treated) size groups 21, 22, and 28, price group 1, 2, 8	10.45	5.73
II. High volatile bituminous coal from district No. 12 (Iowa):		
A. Centerville subdistrict:		
1. Chunk or lump, size group Nos. 1 and 2:		
Strip mines	10.20	5.60
Deep mines	10.47	5.74
III. Bituminous coal from district No. 11 (Arkansas-Oklahoma):		
A. Production Group No. 3A (Includes all mines in the "Paris field" of Logan County, Ark., and mines in Franklin County located in the Paris Basin) Underground Machine Cut Mines:		
1. Size (Group Nos. 4, 6, 7 and 8:		
a. Mine Index Nos. 76, 110 and 132	16.50	8.75
b. Mine Index Nos. 52 and 53	16.75	8.88
c. Mine Index Nos. 55 and 116	16.95	8.98
d. Mine Index Nos. 40, 77 and 117	17.20	9.10
2. Size Group No. 5:		
a. Mine Index Nos. 76, 110 and 132	16.35	8.68
b. Mine Index Nos. 52 and 53	16.60	8.80
c. Mine Index Nos. 55 and 116	16.80	8.90
d. Mine Index Nos. 40, 77 and 117	17.05	9.03
B. Production group Nos. 5, 5A and 5B (includes all mines in Sebastian County, Ark.):		
1. Production group No. 5 (strip mines) mine index Nos. 484, 511, 547, 548, 601, 1004, 1010, 1020, 1025, 1026, 1029, 1033, 1043, 630, and 1019:		
(a) Size group Nos. 3A, 6, 7 and 8	14.60	7.80
(b) Size group No. 3	14.45	7.73
(c) Size group No. 11	14.20	7.60
2. Production group No. 5B (underground mines solid shot) mine index Nos. 56, 79, 80, 170, 182, 198, 329, 336, 340, 349, 603, 607, 611, 1011, 1017, 1027, 1038, and 1043:		
a. Size group Nos. 3A, 6, 7, and 8	15.15	8.08
b. Size group Nos. 3	15.00	8.00
c. Size group No. 11	14.75	7.88
3. Production group No. 5A (underground mines, machine cut):		
a. Size group Nos. 4, 6, 7 and 8:		
(i) Mine index Nos. 2, 34, 89, 106, 580, 608, and 627	15.90	8.45
(ii) Mine index No. 13	16.05	8.53
(iii) Mine index No. 144	16.30	8.65
(iv) Mine index No. 121	16.40	8.70
b. Size group No. 5:		
(i) Mine index Nos. 2, 34, 89, 106, 580, 608 and 627	15.75	8.38
(ii) Mine index No. 13	15.90	8.45
(iii) Mine index No. 144	16.15	8.58
(iv) Mine index No. 121	16.25	8.63
c. Size group No. 11:		
(i) Mine index Nos. 2, 13, 34, 89, 106, 121, 580, 608, and 627	14.80	7.90
(ii) Mine index No. 144 only	15.15	8.08
C. Production group No. 6 and 6A (includes all mines in the "Panama field" of Leflore County, Okla.):		
1. Production group No. 6 (strip mines), mine index Nos. 1024, 1025, and 1041:		
(a) Size group No. 3A	14.70	7.85
(b) Size group No. 3	14.55	7.78
(c) Size group Nos. 6, 7 and 8	14.60	7.80
2. Production group No. 6A (underground mines, machine cut):		
(a) Size group Nos. 4, 6, 7, 8:		
1. Mine index No. 15	15.40	8.20
2. Mine index Nos. 48 and 126	16.10	8.55
(b) Size group No. 5:		
1. Mine index No. 15	15.25	8.13
2. Mine index No. 48 and 126	15.95	8.48

PRICE SCHEDULE—Continued

	Domestic: Delivered to consumers: Per ton	Domestic: Delivered to consumers: Per ½ ton
IV. High volatile bituminous coal from District No. 15 (Kansas, Missouri, and part of Oklahoma):		
A. Production group No. 1 (all mines located in Cherokee, Crawford, Bourbon, Neosho, Labette and Wilson Counties, Kansas; and Barton, Jasper, Dade, Cedar, and that portion of Vernon County lying south of an east and west line drawn through the town of Nevada, Missouri.) (Strip mines):		
1. Furnace or egg—size group 3 (double screened coals with a top size not larger than 10" but larger than 3" and a bottom size larger than 1¼")	$10.32	$5.68
2. Special stoker—size group 11 (double screened coals with a top size 1¼" and smaller and a bottom size larger than ¼" but not larger than 4")	9.32	5.18
B. Production group No. 3 (all mines located in Boone, Calhway, Audrain, Randolph, Clark, Macon, Moniteau, Linn, Grundy, Harrison, Adair, Chariton, Sehnyler, Putnam, Cole, Howard, Monroe, Warren, Lincoln, Sullivan and Rails Counties in Missouri) (strip mines):		
1. Fancy nut—size group 5 (double screened coals with a top size not larger than 3" but larger than 2" and a bottom size larger than 1¼")	9.02	5.03
2. Standard nut—size group 6 (double screened coals with a top size not larger than 3" but larger than 2" and a bottom size 1¼" and smaller.)	8.82	4.93
3. Special stoker—size group 11 (for dimensions see IV-A-2 above)	8.47	4.73
4. Washed screenings—size group 13 (including 1¼" x 0 and smaller)	7.67	4.33
C. Production group No. 10 (all mines located in McIntosh and in Okmulgee Counties, Okla.):		
1. Special stoker—size group 11 (for dimensions see IV-A-2 above) deep shaft mines	10.75	5.88
V. High Volatile bituminous coal from district No. 19 (Wyoming):		
A. Subdistrict No. 2—Rock Springs (Sweetwater and Sublette Counties):		
1. Slack and stoker screenings, treated—size group Nos. 15 and 16, including sizes 1¼" x 0, and 1" x 0	10.90	5.95
VI. Briquettes:		
1. Stott	16.46	8.73
2. Berwind	16.35	8.68
3. Standard	15.50	8.25

[1] Following is a description of size group numbers referred to in this paragraph:
3A. All solid shot or strip mined single screened lump coals bottom size larger than 2½".
3. All solid shot or strip mined single screened lump coals bottom size not exceeding 2½".
4. All machine-cut single screened lump coals bottom size not less than 2½".
5. All machine-cut, single screened lump coals bottom size less than 2½".
6. All double screened coals bottom size larger than 4".
7. All double screened coals top size larger than 4" and bottom size larger than 2½", but not exceeding 4".
8. All double screened coals top size larger than 4" and bottom size not exceeding 2½"; also all double screened coals top size larger than 3" but not exceeding 4" and bottom size larger than 2".
9. All double screened coals top size larger than 1½" but not exceeding 2½" and bottom size larger than ¾" but not exceeding 1½".

2. When yard sales of the sizes and kinds and quantities of solid fuels specified in the price schedule appearing in paragraph (b) (1) above are made to consumers, the maximum prices for such sales shall be the prices established by that price schedule minus $1.10 per ton.

3. When yard sales of the sizes, kinds and quantities of solid fuels specified in the price schedule appearing in paragraph (b) (1) above are made to resellers, the maximum prices for such sales shall be the price established by that price schedule, minus $2.10 per ton.

The maximum prices established by this Amendment No. 108 to Order No. G–16 under Revised Maximum Price Regulation No. 122 supersedes the maximum price established by Regional Order Nos. G–29 and G–30.

This Amendment No. 108 to Order G–16 shall become effective immediately, and shall remain in effect until April 30, 1946.

Issued this 19th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–3936; Filed, Mar. 11, 1946; 2:47 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 109]

SOLID FUELS IN SUPERIOR, WIS., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122, as amended, is amended in the following respects: In Appendix No. 8, which covers the Superior, Wisconsin, Area, paragraph (b), Price schedule, is amended to read as follows:

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets maximum prices for domestic and commercial "delivered," domestic and commercial "at yard," and domestic and commercial "dealer at yard" sales by dealers of specified kinds and sizes of solid fuels in lots of 1 ton or more. Service charges are set forth in section (c). Discounts are set forth in section (d). The provision with reference to the 4 cents transportation tax is set forth in section (e). Definitions are set forth in section (f). Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On delivered sales of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 50 cents, but in no event shall the total price be in excess of that for a sale of 1 ton; for example, if the price of 1 ton is $10.45, the price of ½ ton would be $5.23 plus 50 cents or a total of $5.73; the price of ¾ ton would be $7.84 plus 50 cents or a total of $8.34.

(ii) On delivered sales of more than 1 ton, for each fraction of a ton sold, the price shall be proportional to the price per ton; for example, if the price of 1 ton is $12.85, the price of 1½ tons would be $19.28.

(iii) On yard sales of any fraction of a ton, whether more or less than 1 ton, the price shall be proportional to the price per ton; for example, if the price of 1 ton at the yard is $12.10, the price of ½ ton would be $6.05; of 1½ tons—$18.15.

The prices established by this amended schedule supersede those established by the adjustment permitted by Regional Order Nos. G–24, G–27, and G–29, under Revised Maximum Price Regulation No. 122, as to dealers covered by Appendix No. 8 to Order No. G–16.

PRICE SCHEDULE

	Delivered: Domestic per ton	Delivered: Commercial per ton	At yard: Domestic per ton	At yard: Commercial per ton	Dealer at yard: Domestic per ton	Dealer at yard: Commercial per ton
I. Bituminous coal from district No. 2 (western Pennsylvania):						
1. Lump	$10.95	$9.50	$9.95	$9.00	$8.00	$7.90
2. Egg	10.75	9.30	9.75	8.80	7.80	7.70
3. Stove	10.60	9.15	9.60	8.65	7.65	7.55
4. Screenings	8.90	7.60	7.90	7.10	6.70	6.30
II. Bituminous coal from district No. 3 (northern West Virginia):						
1. Lump—Pittsburgh seam	10.95	9.50	9.95	9.00	8.00	7.90
2. Egg—Pittsburgh seam	10.75	9.30	9.75	8.80	7.80	7.70
3. Stove—Pittsburgh seam	10.60	9.15	9.60	8.65	7.65	7.55
4. Screenings—Pittsburgh seam	8.90	7.60	7.90	7.10	6.70	6.30
III. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):						
1. Lump	13.70	.....	12.70	.....	10.60	.....
2. Egg	13.95	.....	12.95	.....	10.75	.....
3. Stove	13.60	.....	12.60	.....	10.25	.....
4. Nut	12.40	.....	11.40	.....	9.65	8.95
5. Pea or domestic stoker	10.25	8.75	9.25	8.25	7.80	7.45
6. Screenings	9.40	8.10	8.40	7.60	7.20	6.80
IV. High volatile bituminous coal from District No. 8 (eastern Kentucky, West Virginia, parts of Tennessee and North Carolina):						
A. Lump:						
1. Millers Creek, or No. 5 seam or high splint	12.40	10.95	11.40	10.45	9.45	9.35
2. Elkhorn	12.60	10.55	11.60	10.05	9.05	8.95
3. Dorothy	11.65	10.50	10.65	9.70	8.70	8.60
4. Island Creek	11.45	10.05	10.45	9.55	8.50	8.40
IV. High volatile bituminous coal from District No. 8 (eastern Kentucky, West Virginia, parts of Tennessee and North Carolina)—Con						
B. Egg:						
1. Millers Creek, No. 5 or high splint	$12.20	$10.75	$11.20	$10.25	$9.25	$9.15
2. Elkhorn	11.80	10.35	10.80	9.85	8.85	8.75
3. Dorothy	11.45	10.00	10.45	9.50	8.50	8.40
4. Island Creek	11.25	9.80	10.25	9.30	8.30	8.20
C. Stove:						
1. Millers Creek, No. 5 or high splint	12.05	10.60	11.05	10.10	9.10	9.00
2. Elkhorn	11.65	10.20	10.65	9.70	8.70	8.60
3. Dorothy	11.30	9.85	10.30	9.35	8.35	8.25
4. Island Creek	11.10	9.65	10.10	9.15	8.15	8.05
D. Stoker (double screened): 1. Millers Creek, Elkhorn or No. 5	10.45	8.95	9.45	8.45	8.00	7.65
E. Screenings:						
1. Millers Creek, Elkhorn or high splint	9.30	8.00	8.30	7.50	7.10	6.70
2. Dorothy or No. 5 Block	9.15	7.85	8.15	7.35	6.95	6.55
3. Island Creek	9.05	7.75	8.05	7.25	6.85	6.45
V. Pennsylvania anthracite:						
1. Egg, stove, nut	16.75	.....	15.75	.....	13.85	.....
2. Pea	15.05	.....	14.05	.....	12.15	.....
3. Buckwheat	13.05	.....	12.05	.....	10.15	.....
VI. Byproduct coke:						
1. Egg, stove, nut	13.95	.....	12.95	.....	10.85	.....
2. Pea	12.95	.....	11.95	.....	9.85	.....
VII. Briquettes:						
1. Glen Rogers	12.70	.....	11.70	.....	9.60	.....
2. Berwind	12.50	.....	11.50	.....	9.40	.....
3. Stott	12.46	.....	11.46	.....	9.36	.....

This Amendment No. 109 to Order No. G–16 shall be effective immediately, and shall remain in effect until April 30, 1945.

Issued this 1st day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–3940; Filed Mar. 11, 1946; 2:53 p. m.]

[Des Moines Order G–15 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN BURLINGTON, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Burlington, Iowa, Area, both on a yard sales and a delivered sales basis. The Burlington, Iowa, Area for the purposes of this order consists of that area within the State of Iowa included within the corporate city limits of the City of Burlington, Iowa, and the area within twelve (12) miles from the corporate city limits of the City of Burlington, Iowa, including, but not limited to the towns of West Burlington, Middletown, Danville, Augusta, and Wever, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor. Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings. The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any maximum price regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any maximum price regulation or order which would otherwise be applicable, supersedes such provision of the maximum price regulation or order. All provisions of maximum price regulations or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March 1942. No additional charge may be made for deliveries by the seller to any point located within the Burlington, Iowa, Area. All customary discounts, allowances or differentials established by any maximum price regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; provided that for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more

each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled "Appendix A", attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time.

This order shall become effective March 4, 1946.

Issued this 25th day of February 1946.

WALTER D. KLINE,
District Director.

APPENDIX A

To customers: These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in the Burlington, Iowa, area. This poster does not contain all building and construction materials under price control. Consult the Price Panel of your local Board for further information and to secure a copy of this poster.

To retailers: Retail sellers of listed commodities covered by this order must place this poster and to all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the order only where such differential had been established during March 1942. Discounts, differentials and allowances, established by any price regulation or applicable order must be continued.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster:			
Hard wall	100-lb. sack		$1.00
Gauging	100-lb. sack		1.00
Gauging, White	100-lb. sack	$1.60	1.65
Molding	100-lb. sack	1.60	1.60
Finishing lime	50-lb. sack	.60	.60
Mason's hydrated lime	50-lb. bag	.50	.50
	10-lb. bag	.25	.25
Lump quick lime	190-lb. bbl.	3.00	3.00
Portland cement, standard paper bags	94-lb. bag	.80	.805
Portland cement, standard cloth bags (incl. bag).	94-lb. bag	.83	.85
Portland hi-early cement	94-lb. bag	1.05	1.05
Portland white cement, plain	94-lb. bag	2.75	2.75
Portland white cement, plain	94-lb. bag	3.00	3.00
Waterproof cement, white	Cu. ft.	.65	.65
Masonry cement, paper bags	180-lb. sack	2.00	2.00
Keene's cement	Sq. yd.	.30	.30
Metal lath, 3.4 lb., painted diamond mesh	Sq. yd.	.35	.35
Metal lath, 3.4 lb., galvanized	Sq. yd.	.05	.05
Metal lath, corner bead, expanded type	Lineal ft.	.04	.04
Metal lath, corner bead, scalloped	Lineal ft.	.03	.03
Metal lath, corner right 3 x 3	Lineal ft.	28.00	28.00
Gypsum lath ⅜"	1,000 sq. ft.	.035	.035
Gypsum wallboard ½"	Sq. ft.	.045	.045
Gypsum wallboard ⅜"	Sq. ft.	.05	.05
Gypsum wallboard ½"	Sq. ft.		.0325
Fibre insulation board ½" standard lath and board:			
Fibre insulation board, asphalt coated, 25/32".	Sq. ft.	.0675	.0675
Standard density synthetic fibre board ½" (standard size).	100 sq. ft.	7.50	7.50
Hard density synthetic (standard fibre board ½" tempered size).	100 sq. ft.	9.50	9.50
Asbestos cement siding 12 x 24 or 27", standard colors.	100 sq. ft.	8.50	8.50
Asbestos cement roofing shingles, economy cut.	100 sq. ft.	8.75	8.75
Asphalt shingles, 210-220 lb. (3 in 1) thick butt.	100 sq. ft.	6.10	6.10
Asphalt shingles, 165 lb. 2 tab. hexagon	100 sq. ft.	4.50	4.50
Asphalt or tarred felt, 15 lb	60-lb. roll	2.35	2.35
Asphalt or tarred felt, 30 lb	60-lb. roll	$2.35	$2.35
Asphalt roofing, 90 lb. mineral surface	90-lb. roll	2.65	2.65
Asphalt roofing, smooth:			
35 lb	33-lb. roll	1.25	1.25
45 lb	45-lb. roll	1.85	1.85
55 lb	55-lb. roll	2.25	2.25
65 lb	65-lb. roll	2.50	2.50
Thermal insulation—wood base			
Blankets—single, 1" not over 2"	100 sq. ft.		5.00
Blankets—medium, 2" not over 3"	100 sq. ft.	7.00	7.00
Thermal insulation—mineral base			
Blankets, full thick 3" and over	100 sq. ft.	6.50	6.50
Batts—2" thick, not over 3"	100 sq. ft.	4.50	4.50
Batts—3" thick and over	100 sq. ft.	6.50	6.50
Loose in bags (plain)	35-lb. bag	1.00	1.00
Loose in bags (pellets)	35-lb. bag		1.30
Thermal insulation—paper base			
Blankets—full thick 3" and over	100 sq. ft.	5.50	5.50
Fire brick—9" straight, 1st quality	Each	.08	.08
Fire brick—9" straight, standard	Each	.07	.075
Fire clay (100 lb. bags)	100 lb. bag	1.25	1.27
Flue lining:			
9 x 9 (outside)	Lineal ft.	.37	.37
13 x 13 (outside)	Lineal ft.	.69	.69
17 x 17 (outside)	Lineal ft.	1.16	1.16
Clay drain tile:			
4 inch	1,000		49.00
5 inch	1,000	65.00	65.00
6 inch	1,000		75.00
Vitrified clay sewer pipe:			
No. 1-SS, 4"	Lineal ft.	.19	.193
No. 1-SS, 6"	Lineal ft.	.2875	.287
No. 1-SS, 8"	Lineal ft.	.465	.46
No. 1-SS, 10"	Lineal ft.	.57	.57
No. 1-SS, 12"	Lineal ft.	.74	.74
Concrete block, 8 x 8 x 16, sand	Each	.19	.19

[F. R. Doc. 46-3934; Filed, Mar. 11, 1946; 2:46 p. m.]

[Des Moines Order G-16 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN KEOKUK, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below, delivered to the purchaser in the Keokuk, Iowa, Area, both on a yard sales and a delivered sales basis. The Keokuk, Iowa, Area for the purposes of this order consists of that area within the State of Iowa included within the corporate city limits of the City of Keokuk, Iowa, and the area within ten (10) miles of the corporate city limits of the City of Keokuk, Iowa.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions. Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor. Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings. The word "seller" refers to each separate seller covered by this order. If a seller makes sales at retail through more than one selling unit or establishment, each selling unit or establishment is considered to be a separate seller, subject to all the provisions of this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices determined under or pricing methods provided by any maximum price regulation or order which would otherwise be applicable to the sale of the commodities specified in Appendix A. Any other provision of this order which is inconsistent with any maximum price regulation or order which would otherwise be applicable, supersedes such provision of the maximum price regulation or order. All provisions of maximum price regulations or orders which are applicable to the sale of commodities specified in Appendix A, not inconsistent with provisions of this order, shall continue to apply to sales made subject to this order.

SEC. 4. *Discounts, allowance and delivery practice.* The maximum prices established by this order are maximum prices for cash sales. Where, during March 1942, the seller established a differential between cash sales and sales on credit, such differential or credit charge may be added to the maximum price established by this order. In no event may the credit charge, if any, exceed the highest charge made to the same class of purchaser for the same sale during March 1942. No additional charge may be made for deliveries by the seller to any point located within the Keokuk, Iowa, Area. All customary discounts, allowances or differentials established by any maximum price regulation or order applicable to the sale of the commodities specified in Appendix A, shall be maintained.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Two copies of the list of maximum prices are attached to this order, one of which may be removed and posted as required herein. Every seller making sales covered by this order shall retain a copy of the order in each of his places of business in the area covered by this order and shall, if requested by the purchaser, make the same available for inspection by him.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; provided that for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer
(2) Date of transaction
(3) Place of delivery
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

SEC. 9. *Appendix.* The list of maximum prices fixed by this order is entitled Appendix A, attached hereto and hereby made a part of this order.

SEC. 10. This order may be modified, amended, or revoked at any time.

This order shall become effective March 4, 1946.

Issued this 25th day of February 1946.

WALTER D. KLINE,
District Director.

APPENDIX A

To Customers: These are the highest prices which may be charged at retail for the items listed, sold or delivered to a purchaser in Keokuk, Iowa. This poster does not contain all building and construction materials under price control. Consult the price panel of your local board for further information and to secure a copy of this poster.

To Retailers: Retail sellers of listed commodities covered by this order must place this poster and all amendments so as to be plainly visible to and easily read by customers. Maximum prices are established for cash sales. A credit charge may be added under the Order only where such differential had been established during March 1942. Discounts, differentials and allowances, established by any price regulation or applicable order must be continued.

Commodity	Unit	Maximum unit prices	
		Yard	Delivered
Plaster:			
Hard wall	100-lb. sack	$1.05	$1.05
Molding	100-lb. sack		1.50
Finishing lime	50-lb. sack	.75	.75
Mason's hydrated lime	50-lb. bag	.50	.50
	10-lb. bag	.20	.20
Portland cement, standard, paper bags	94-lb. bag	.80	.85
Portland Hi-Early cement	94-lb. bag	1.05	1.05
Waterproof cement			
White	94-lb. bag	2.60	2.60
Gray	94-lb. sack	1.05	1.05
Masonry cement (paper bag)	Cubic ft.	.70	.70
Keene's cement	100-lb. sack	2.00	2.00
Metal Lath:			
3.4 lb., painted diamond mesh	Sq. yd.	.30	.30
Corner bead, expanded type	Lineal ft.	.04	.04
Corner right, 3 x 3	Lineal ft.	.03	.03
Gypsum wallboard:			
½"	Sq. ft.	.04	.04
⅜"	Sq. ft.	.05	.05
Fibre insulation board:			
½" lath and board	Sq. ft.	.055	.055
Asphalt coated, 25/32"	Sq. ft.	.07	.07
Asbestos cement siding, 12 x 24 or 27", standard colors.	100 sq. ft.	8.50	8.50
Asbestos cement roofing shingles, economy cut.	100 sq. ft.	10.00	10.00
Asphalt shingles:			
210-220-lb. (3-in-1) thick butt	100 sq. ft.	$6.90	$6.90
165-lb., 2 tab. Hexagon	100 sq. ft.	4.85	4.85
Asphalt or tarred felt:			
15-lb	60 lb. roll	2.66	2.66
30-lb	60 lb. roll	2.66	2.66
Asphalt roofing:			
90 lb., mineral surface	90 lb. roll	2.55	2.55
Smooth, 35 lb	35 lb. roll	1.14	1.14
Smooth, 45 lb	45 lb. roll	1.55	1.63
Smooth, 65 lb	65 lb. roll	2.50	2.50
Fire brick:			
9" straight, first quality	Each		.08
9" straight, standard	Each	.075	.075
Fire clay (100-lb. bags)	100 lb. bag	.95	1.00
Flue lining:			
9 x 9 (outside)	Lineal ft.	.40	.40
9 x 13 (outside)	Lineal ft.	.60	.60
13 x 13 (outside)	Lineal ft.	.75	.75
Clay drain tile:			
4"	1,000	70.00	70.00
6"	1,000	120.00	120.00
Vitrified clay sewer pipe:			
No. 1-SS, 4"	Lineal ft.	.20	.20
No. 1-SS, 6"	Lineal ft.	.28	.28
No. 1-SS, 8"	Lineal ft.	.41	.71
No. 1-SS, 10"	Lineal ft.	.59	.59
No. 1-SS, 12"	Lineal ft.	.74	.74
Concrete block, 8 x 8 x 16, sand	Each		.22

[F. R. Doc. 46-3933; Filed, Mar. 11, 1946; 2:45 p. m.]

[Springfield Order G–5 Under Gen. Order 68]

BUILDING MATERIALS IN CHAMPAIGN, ILL., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this Order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A below delivered to the purchaser in the Champaign, Illinois, area. The Champaign, Illinois, area for the purposes of this order consists of the area comprised within the limits of the County of Champaign, Illinois.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions.

Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

Purchasers by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities listed in Appendix A.

SEC. 4. *Discounts, allowance and delivery practices.* The maximum prices fixed by this order are for sales to all purchasers. Sellers shall continue to allow all customary allowances and discounts as required by the regulation applicable to the commodity being sold. All prices include free delivery within the corporate limits of the city or village where the seller maintains a place of business. For deliveries outside the free delivery zone, no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

SEC. 5. *Posting of maximum prices.* Every seller, making sales covered by this order, shall post a copy of Appendix A, containing a list of maximum prices fixed by this order in each of his places of business in the area covered by this order, in a manner plainly visible to all purchasers. Two copies of Appendix A are attached to this order, one copy shall be detached by the seller and shall be posted in compliance with the provisions of section 5.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase, which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order, provided that, for sales of less than a total of $7.50, only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least six months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more, each seller, regardless of previous custom, must keep records, showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. This order may be modified, amended, or revoked at any time.

This order shall become effective March 6, 1946.

Issued this 27th day of February 1946.

CARTER JENKINS,
District Director.

APPENDIX A

The following maximum prices are for sales to all purchasers, except that sellers shall continue to allow all customary allowances and discounts as required by the regulation applicable to the commodity being sold. All prices include free delivery within the corporate limits of the city or village where the seller maintains a place of business. For deliveries outside the free delivery zone, no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

Item	Unit of sale	Maximum price
Plaster cement	100 lb.	$1.22
Wood fiber	10 lb.	.23
	50 lb.	.75
	100 lb.	1.25
Keene's cement	100 lb.	2.25
Finishing lime	50 lb.	.60
Pebble lime	100 lb.	1.20
Gypsum lath 16 x 48	M sq. ft.	26.00
Metal lath:		
2.5 lb. C. A. diamond mesh painted	Sq. yd.	.27
3.4 lb. C. A. diamond mesh painted	Sq. yd.	.32
3.4 lb. C. A. 3/8 high rib painted	Sq. yd.	.35
Portland cement:		
Paper	94 lb.	.85
High early paper	94 lb.	1.05
Masons hydrated lime	50 lb.	.55
Gypsum block partitions:		
3" hollow	Sq. ft.	.09
4" hollow	Sq. ft.	.10½
Hollow building tile partitions:		
3 x 12 x 12	1,000	92.87
4 x 12 x 12	1,000	98.66
5 x 12 x 12	1,000	121.70
6 x 12 x 12	1,000	132.97
8 x 12 x 12	1,000	181.55
10 x 12 x 12	1,000	228.97
Flue lining:		
9 x 9	Ft.	.42
9 x 13	Ft.	.61
13 x 13	Ft.	.89
Gypsum wall board:		
¼ inch	Sq. ft.	.04
⅜ inch	Sq. ft.	.04½
Asphalt roofing 90 lb. mineral surface	Roll	2.50
Asphalt or tarred felt:		
15 pound	Roll	2.30
30 pound	Roll	2.60
Asphalt shingles:		
210 lb. (3 in 1) thickbutt	Sq.	$6.25
165 lb. hexagon	Sq.	4.75
Fiber insulation board:		
⅜-inch	1,000 sq. ft.	40.00
½-inch	1,000 sq. ft.	50.00
25/32-inch asphalt shth	1,000 sq. ft.	60.00
Asbestos cement siding:		
Standard colors, 12 x 24 or 27	Sq.	8.00
White, 12 x 24 or 27	Sq.	8.50
Glatex	Sq.	10.00
Hard board tempered:		
⅛-inch	Sq. ft.	.08
5/32-inch	Sq. ft.	.11
¼-inch	Sq. ft.	.13
Hard board standard:		
⅛-inch	Sq. ft.	.07
5/32-inch	Sq. ft.	.10
¼-inch	Sq. ft.	.12
Glass wool insulation:		
Blanket or rolls	1,000 sq. ft.	55.00
Heavy batts	1,000 sq. ft.	65.00
Junior batts	1,000 sq. ft.	62.00
Rock or mineral wool insulation:		
Thick batts	1,000 sq. ft.	60.00
Semithick batts	1,000 sq. ft.	45.00
Balsam wool insulation:		
Rolls standard thickness	1,000 sq. ft.	50.00
Rolls double thickness	1,000 sq. ft.	70.00
Drain tile:		
4-inch	Foot	.062
5-inch	Foot	.081
6-inch	Foot	.10
Vitrified clay sewer pipe:		
4-inch	Foot	.20
6-inch	Foot	.30
Asbestos wall board:		
1/16-inch	Sq. ft.	.08½
¼-inch	Sq. ft.	.09½

[F. R. Doc. 46–3940; Filed, Mar. 11, 1946; 2:50 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 7–844, 7–848]

PAN AMERICAN AIRWAYS CORP. AND LACLEDE GAS LIGHT CO.

FINDINGS AND ORDER GRANTING APPLICATIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 13th day of March A. D. 1946.

In the matter of applications by the Philadelphia Stock Exchange to extend unlisted trading privileges to Pan American Airways Corporation, purchase warrants for $2.50 par capital stock, expiring December 30, 1947, File No. 7–844; and the Laclede Gas Light Company, common stock, $4 par value, File No. 7–848.

The Philadelphia Stock Exchange having made application to the Commission pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X–12F–1 for permission to extend unlisted trading privileges to the abovementioned securities;

A public hearing having been held after appropriate notice;

The Commission, being duly advised, finds:

(1) That Pan American Airways Corporation purchase warrants are listed and registered on the New York Curb Exchange and the common stock of the Laclede Gas Light Company is listed and registered on the New York and St. Louis Stock Exchanges;

(2) That the number of shares of the subject securities outstanding, the distribution in the vicinity of the applicant exchange, and the volume of trading in said vicinity are as set forth in the attached table;

(3) That sufficient public distribution of and sufficient public trading activity in these securities exist in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(4) That the extension of unlisted trading privileges is otherwise appropriate in the public interest and for the protection of investors.

Accordingly it is ordered, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the applications of the Philadelphia Stock Exchange for permission to extend unlisted trading privileges to: Pan American Airways Corporation purchase warrants for $2.50 par capital stock, expiring December 30, 1947, and the Laclede Gas Light Company common stock, $4 par value, be, and the same are, hereby granted.

By the Commission (Commissioners Healy, Pike, McConnaughey, and Caffrey). Chairman Purcell being absent and not participating

[SEAL] ORVAL L. DUBOIS,
Secretary.

SUMMARY PERTAINING TO APPLICATIONS BY THE PHILADELPHIA STOCK EXCHANGE TO EXTEND UNLISTED TRADING PRIVILEGES TO TWO (2) STOCKS

	Shares outstanding	Distribution in Pennsylvania, New Jersey, and Delaware		Distribution in metropolitan district of Philadelphia [1]		Trading in Philadelphia and vicinity [2]	
		Shares	Holders	Shares	Holders	Shares	Number of transactions
Pan American Airways Corp: Purchase warrants for $2.50 par capital stock, expiring December 30, 1947	2,043,261	Unavailable	Unavailable	[3] 59,221	251	[6] 119,675	2,333
The Laclede Gas Light Co. common stock, $4 par value	2,433,620	[4] 218,086	1,044	[5] 27,530	159	[7] 240,353	1,629

[1] Total number of shares carried or held by member firms of the applicant exchange for their own account and for the account of their customers, allocated, in the case of member firms which were also members of other stock exchanges, to their offices in Philadelphia and vicinity. This information was obtained only from member firms of the applicant exchange which had customer relationships.

[2] Total number of shares bought and sold for the account of member firms of the applicant exchange and for the account of their customers, allocated, in the case of member firms which were also members of other stock exchanges, to those which originated in Philadelphia and vicinity. This information was obtained only from member firms of the applicant exchange which had customer relationships.

[3] As of Sept. 30, 1945.
[4] From July 1, 1945 to Sept. 30, 1945.
As of Nov. 12, 1945.
As of Oct. 31, 1945.
[5] From Nov. 1, 1944 to Oct. 31, 1945.

[F. R. Doc. 46–4313; Filed, Mar. 15, 1946; 11:25 a. m.]

[File No. 54–114]

CENTRAL MAINE POWER CO.

INTERIM ORDER WITH RESPECT TO LEGAL FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of March, 1946.

The Commission having, by order dated December 19, 1944, approved a plan filed by Central Maine Power Company, a subsidiary of New England Public Service Company, a registered holding company, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, providing for the termination of a lease under which Central Maine Power Company, as lessee, operated a transportation system owned by Portland Railroad Company, a subsidiary of Central Maine Power Company, the sale of such transportation system and the dissolution of Portland Railroad Company; and

The Commission having by said order reserved jurisdiction over the fees and expenses of counsel and all other items of expense covered by the provision for unforeseen contingencies; and

Central Maine Power Company having filed an amendment requesting the release of jurisdiction with respect to the fees and expenses of counsel incurred in connection with the plan (exclusive of fees and expenses incurred or to be incurred in connection with court proceedings arising from the plan); and

Counsel concerned having filed statements describing the services rendered by them and the expenses incurred in connection with the plan, the amounts of such fees and expenses being as follows:

	Fees and expenses
Cook, Hutchinson, Pierce & Connell	$6,134.72
Eaton & Peabody	773.16
Bradley, Linnell, Nulty & Brown	750.00
E. H. Maxcy	4,578.34
N. W. Wilson	1,751.20
J. P. Gorham	479.67
Total	14,467.09

It appearing to the Commission that such fees and expenses are not unreasonable;

It is ordered, That jurisdiction over said legal fees and expenses, as enumerated above, be, and hereby is, released.

It is further ordered, That jurisdiction be, and hereby is, continued with respect to all fees and expenses of counsel and all other items of expense incurred or to be incurred in connection with the court proceedings arising from the plan.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–4312; Filed, Mar. 15, 1946; 11:24 a. m.]

[File No. 70–1226]

ALABAMA POWER CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 13th day of March A. D. 1946.

Alabama Power Company ("Alabama"), a public utility subsidiary of The Commonwealth & Southern Corporation, a registered holding company, having filed an application-declaration and amendments thereto pursuant to the Public Utility Holding Company Act of 1935 and the Rules and Regulations promulgated thereunder with respect to (1) the issuance of not more than 300,000 shares of new 4.20% preferred stock with a par value of $100 per share which will be offered in exchange for the outstanding $7, $6 and $5 preferred stock, (2) the redemption of outstanding preferred stock not so exchanged, (3) the borrowing of $7,600,000 from banks on promissory notes bearing interest at 1¾% per annum and payable in equal semi-annual installments over a period of 10 years, the proceeds to be used to

reimburse the company for the prepayment of 2⅞% installment notes and for the redemption of unexchanged shares of outstanding preferred stock and (4) certain amendments to its charter in connection with the foregoing transactions;

Alabama having designated section 6 (b) of the act as providing an exemption of the issue and exchange of new preferred stock and bank borrowing from the provisions of sections 6 (a) and 7;

Alabama having requested an exemption from the competitive bidding provisions of Rule U-50 in connection with the issue and exchange of the 4.20% preferred stock; and

A public hearing having been held on said amended application-declaration after appropriate notice and the Commission having examined the record and made and filed its findings and opinion herein:

It is ordered, That said amended application-declaration be and the same hereby is granted and permitted to become effective subject to the terms and conditions prescribed in Rule U-24 and to the following condition:

(1) That so long as any of its shares of new preferred stock are outstanding, the payment of dividends by Alabama on its common stock (other than dividends payable in common stock) and the making of any distribution of assets to holders of common stock by purchase of shares or otherwise (each of such actions being hereinafter embraced within the term "payment of common stock dividends") shall be subject to the following limitations:

(a) If and so long as the ratio of the aggregate of the par value of, or stated capital represented by the outstanding shares of common stock (including premiums on the common stock but excluding premiums on the preferred stock) and of the surplus of the company to the total capitalization and surplus of the company at the end of a period of 12 consecutive calendar months within the 14 calendar months immediately preceding the calendar month in which the proposed payment of common stock dividends is to be made (which period is hereinafter referred to as the "base period"), adjusted to reflect the proposed payment of common stock dividends (which ratio is hereinafter referred to as the "capitalization ratio") is less than 20%, the payment of common stock dividends, including the proposed payment, during the 12 calendar months period ending with and including the calendar month in which the proposed payment is to be made shall not exceed 50% of the net income of the company available for the payment of dividends on the common stock during the base period;

(b) If and so long as the capitalization ratio is 20% or more but less than 25%, the payment of common stock dividends, including the proposed payment, during the 12 calendar months period ending with and including the calendar month in which the proposed payment is to be made shall not exceed 75% of the net income of the company available for the payment of dividends on the common stock during the base period; and

(c) Except to the extent permitted under paragraphs (a) and (b) above, the company shall not make any payment of common stock dividends which would reduce the capitalization ratio to less than 25%.

For the purpose of the foregoing provisions, the meaning of the terms "net income of the company available for the payment of dividends on common stock", "total capitalization" and "surplus", shall be as defined in the registration statement in respect of the 4.20% preferred stock filed by Alabama pursuant to the Securities Act of 1933, as amended.

It is further ordered, That the proposed issuance of the 300,000 shares of 4.20% preferred stock by Alabama be and hereby is exempted from the provisions of Rule U-50.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4311; Filed, Mar. 15, 1946; 11:24 a. m.]

[File Nos. 54-92, 59-14, 54-19]

NEW ENGLAND POWER ASSOCIATION ET AL.

ORDER APPROVING AMENDED PLAN

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 14th day of March 1946.

In the matter of New England Power Association, Massachusetts Power and Light Associates, North Boston Lighting Properties, the Rhode Island Public Service Company, Massachusetts Utilities Associates Common Voting Trust, Massachusetts Utilities Associates File No. 54-92, File No. 59-14, File No. 54-19.

New England Power Association (NEPA), a registered holding company, and its subholding companies, Massachusetts Power and Light Associates (MP&L), North Boston Lighting Properties (NOBO), The Rhode Island Public Service Company (RIPS), Massachusetts Utilities Associates Common Voting Trust (MUA Trust) and Massachusetts Utilities Associates (MUA), having filed on June 21, 1945 a joint application pursuant to the provisions of section 11 (e) and other applicable sections of the Public Utility Holding Company Act of 1935 and the Rules and Regulations of the Commission promulgated thereunder, for approval of an amended plan of simplification for the purpose of complying with the provisions of section 11 (b) (2) of the Act and with an order of this Commission dated March 17, 1943;

The applicants having filed certain amendments to said amended plan of simplification on August 13, 1945 and November 5, 1945;

The applicants having requested that the Commission enter an order finding that the proposed transactions are necessary to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, and fair and equitable to the persons affected thereby, and that such order contain recitals in accordance with the requirements of section 371 and subsection (f) of section 1808 of the Internal Revenue Code, as amended; and having further requested the Commission, pursuant to section 11 (e) of the Act, to apply to the appropriate United States District Court to enforce and carry out the terms of the amended plan;

Public hearings having been held after appropriate notice and the Commission having considered the record, briefs and oral argument herein and having made and filed its Findings and Opinion herein; and

The Commission having found that the amended plan is necessary to effectuate the provisions of section 11 (b) and is fair and equitable to the persons affected thereby;

It is ordered, That said joint application be, and it hereby is, granted and that the amended plan be, and it hereby is, approved, subject, however, to the conditions specified in Rule U-24, jurisdiction being reserved:

1. To approve, disapprove, modify, allocate or award by further order or orders all fees or other compensation and all remuneration of expenses claimed or hereafter claimed by any persons in connection with the amended plan, the transactions incident thereto and the consummation thereof;

2. To take such further action as the Commission shall deem necessary or appropriate to effectuate the requirements of section 11 (b) of the act; and

3. To entertain such further proceedings, to make such supplemental findings and to take such further action as the Commission may deem appropriate in connection with the amended plan, the transactions incident thereto and the consummation thereof and, in the event such plan be not consummated, to enter such further orders as the Commission may deem appropriate under sections 11 (b), 11 (d), 15 (f) and 20 (a) of the act.

It is further ordered, That this order shall not be operative to authorize the consummation of any of the transactions proposed in the amended plan until an appropriate United States District Court shall, upon application thereto, enter an order enforcing such amended plan.

It is further ordered and recited, That all steps and transactions involved in the consummation of the amended plan, including particularly the issuances, transfers, exchanges, expenditures, investments, distributions and sales, hereinafter described and recited in subparagraphs numbered I through VIII set forth below, are necessary or appropriate to the integration and simplification of the New England Power Association holding company system and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935 and are hereby authorized, approved and directed; the stock and securities and other property which are ordered to be issued, exchanged, acquired, transferred, received and sold upon such transactions, and the investments which are to be made being specified and itemized as follows:

I. A. MP&L will transfer and deliver to New England Electric System (NEES), the reorganized holding company, all of the assets of MP&L, consisting of its cash and U. S. Treasury notes ($247,369.18 at January 1, 1945), its receivables ($262.50 at January 1, 1945), and the following:

168,266 preferred shares of the par value of $50 per share of NOBO.
430,230 common shares without par value of NOBO.
21,823 shares of capital stock of the par value of $25 per share of Haverhill Electric Company.
148,400 shares of capital stock of the par value of $25 per share of Lawrence Gas and Electric Company.
97,874 shares of capital stock of the par value of $25 per share of The Lowell Electric Light Corporation.
13,006 shares of capital stock of the par value of $25 per share of Lynn Gas and Electric Company.

and in exchange for the foregoing NEES will cancel and discharge the indebtedness of MP&L to NEES ($1,360,000 principal amount at December 12, 1945), will assume MP&L's obligations, including tax liabilities, obligations for reimbursement of taxes to certain stockholders and other current liabilities (aggregating $144,093.46 at January 1, 1945), and will transfer and deliver to MP&L the following:

313,681 shares of MP&L $2 preferred stock (for cancellation).
291,949 shares of MP&L $2 second preferred stock (for cancellation).
1,576,284 shares of MP&L common stock (for cancellation).
1,055,027.02 common shares of NEES (for delivery to MP&L shareholders).
$7,659,624 in cash (for delivery to MP&L shareholders).

B. MP&L will transfer and deliver the above-mentioned 1,055,027.02 common shares of NEES and $7,659,624 in cash to MP&L shareholders (other than NEES) at the rate of one and one-tenth common shares of NEES and $8 in cash for each $2 preferred share of MP&L, three one-hundredths of a common share of NEES for each $2 second preferred share of MP&L and one one-hundredth of a common share of NEES for each common share of MP&L, and in exchange therefor such MP&L shareholders will transfer and deliver their preferred, second preferred and common shares of MP&L to MP&L for cancellation.

II. A. NOBO will transfer and deliver to NEES all of the assets of NOBO, consisting of its cash and U. S. Treasury notes ($795,220.37 at January 1, 1945), its receivables ($6,737.75 at January 1, 1945) and the following:

27,923 shares of capital stock of the par value of $25 per share of Beverly Gas and Electric Company
66,594 shares of capital stock of the par value of $25 per share of Eastern Massachusetts Electric Company
30,060 shares of capital stock of the par value of $25 per share of Gloucester Electric Company
77,667 shares of capital stock of the par value of $25 per share of Haverhill Electric Company
131,734 shares of capital stock of the par value of $25 per share of Malden Electric Company
248,455 shares of capital stock of the par value of $25 per share of Malden and Melrose Gas Light Company
51,312 shares of capital stock of the par value of $50 per share of Salem Electric Lighting Company
42,138 shares of capital stock of the par value of $25 per share of Salem Gas Light Company
2,000 shares of capital stock of the par value of $25 per share of Salem Terminal Corporation
85,555 shares of capital stock of the par value of $25 per share of Suburban Gas and Electric Company
1,384 shares of capital stock of the par value of $25 per share of Boston Edison Company
9 3% promissory notes of Beverly Gas and Electric Company dated September 30, 1942, due July 30, 1943, in the aggregate principal amount of $575,000
1 3% promissory note of Haverhill Electric Company dated September 30, 1942, due July 30, 1943, in the original principal amount of $100,000 and with the principal now remaining unpaid of $95,222
8 3% promissory notes of Salem Gas Light Company dated September 30, 1942, due July 30, 1943, in the aggregate principal amount of $350,000
1 3% promissory note of Salem Terminal Corporation dated July 9, 1929, due on demand, in the aggregate principal amount of $38,000
4 3% promissory notes of Salem Terminal Corporation dated November 22, 1935, due on demand, in the aggregate principal amount of $100,000

and in exchange for the foregoing NEES will pay NOBO's debt to banks ($12,054,247 principal amount at December 12, 1945) and assume its other obligations, including accrued interest, tax liabilities and other current liabilities (aggregating $150,635.28 at January 1, 1945), and will transfer and deliver to NOBO the following:

188,266 preferred shares of NOBO (for cancellation)
430,230 common shares of NOBO (for cancellation)
46,062.5 common shares of NEES (for delivery to NOBO shareholders)
$1,433,313 in cash (for delivery to NOBO shareholders)

B. NOBO will transfer and deliver the above-mentioned 46,062.5 common shares of NEES and $1,433,313 in cash to its shareholders (other than NEES) at the rate of one common share of NEES and $36 in cash for each preferred share of NOBO and two common shares of NEES for each common share of NOBO, and in exchange therefor such NOBO shareholders will transfer and deliver their preferred and common shares of NOBO to NOBO for cancellation.

III. MUA Trust will transfer and deliver 1,875,000 common shares of MUA to the holders of its voting trust certificates therefor in like amount, including 94,751 of such voting trust certificates held in the treasury of MUA, and in exchange therefor such voting trust certificate holders will transfer and deliver their voting trust certificates to the MUA Trust for cancellation.

IV. A. MUA will transfer and deliver to NEES for cancellation 1,000 of the 6% preferred shares of NEES and will transfer and deliver to NEES all of the other assets of MUA, consisting of its cash and U. S. Treasury notes ($745,136.98 at January 1, 1945), its receivables ($66,872.50 at January 1, 1945) and the following:

25,096 shares of capital stock of the par value of $25 per share of Amesbury Electric Light Company
22,815 shares of capital stock of the par value of $100 per share of Arlington Gas Light Company
9,232 shares of capital stock of the par value of $100 per share of Athol Gas and Electric Company
14,483 shares of capital stock of the par value of $100 per share of Central Massachusetts Electric Company
6,759 shares of capital stock of the par value of $50 per share of Gloucester Gas Light Company
4,500 shares of capital stock of the par value of $100 per share of Leominster Gas Light Company
1,889 shares of capital stock of the par value of $100 per share of Northampton Electric Lighting Company
12,778 shares of capital stock of the par value of $25 per share of Northampton Gas Light Company
15,545 shares of capital stock of the par value of $100 per share of Northern Berkshire Gas Company
1,105 shares of capital stock of the par value of $100 per share of Norton Power & Electric Company
2,765 shares of capital stock of the par value of $100 per share of Norwood Gas Company.
27,928 shares of capital stock of the par value of $25 per share of Southern Berkshire Power & Electric Company
3,500 shares of capital stock of the par value of $100 per share of The Spencer Gas Company
9,075 shares of capital stock of the par value of $100 per share of Wachusett Electric Company
48,480 shares of capital stock of the par value of $25 per share of Weymouth Light and Power Company
2,978 shares of capital stock of the par value of $100 per share of Winchendon Electric Light and Power Company
114,893 shares of capital stock of the par value of $25 per share of Worcester Suburban Electric Company
121,716 shares of capital stock of the par value of $25 per share of Boston Edison Company
Advances to Amesbury Electric Light Company, due on demand, 3% interest, in the aggregate principal amount of $210,000
1 3% promissory note of Central Massachusetts Electric Company dated November 15, 1934, due on demand, in the principal amount of $340,000
1 3% promissory note of Central Massachusetts Electric Company dated October 29, 1935, due on demand, in the principal amount of $60,000
1 3% promissory note of Northampton Electric Lighting Company dated September 29, 1935, due on demand, in the principal amount of $10,000
1 3% promissory note of Northampton Electric Lighting Company dated October 28, 1935, due on demand, in the principal amount of $25,000
Advances to Northampton Electric Lighting Company, due on demand, 3% interest, in the aggregate principal amount of $65,000
Advances to Northern Berkshire Gas Company, due on demand, 3% interest, in the aggregate principal amount of $125,000
1 3% promissory note of Southern Berkshire Power & Electric Company dated October 29, 1934, due on demand, in the principal amount of $30,000
1 3% promissory note of Southern Berkshire Power & Electric Company dated November 15, 1934, due on demand, in the principal amount of $170,000
1 3% promissory note of Southern Berkshire Power & Electric Company dated October 29, 1935, due on demand, in the principal amount of $25,000

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Advances to Southern Berkshire Power & Electric Company, due on demand, one of $10,000 bearing interest at 3% and one of $20,000 without interest, in the aggregate principal amount of $30,000

1 3% promissory note of The Spencer Gas Company dated June 1, 1935, due on demand, in the principal amount of $10,000

1 3% promissory note of Winchendon Electrict Light and Power Company dated May 18, 1931, due on demand, in the principal amount of $18,000

Advances to Winchendon Electric Light and Power Company, due on demand, 3% interest, in the aggregate principal amount of $22,000

Advances to Wachusett Electric Company, due on demand, 3% interest, in the principal amount of $240,000

and in exchange for the foregoing NEES will pay MUA's debt to a bank ($3,000,000 principal amount at December 12, 1945) and assume its other obligations, including liability in respect of undeposited shares of liquidated subholding companies, accrued interest, tax liabilities and other current liabilities (aggregating $506,905.42 at January 1, 1945), and will transfer and deliver to MUA the following:

16,419 convertible participating preferred shares of MUA (for cancellation)

1,358,091 common shares of MUA (for cancellation)

907,330.20 common shares of NEES (for delivery to MUA shareholders)

$9,284,071.50 in cash (for delivery to MUA shareholders)

B. MUA will transfer and deliver the above-mentioned 907,330.20 common shares of NEES and $9,284,071.50 in cash to its shareholders (other than NEES) at the rate of one and one-half common shares of NEES and $16.50 in cash for each preferred share of MUA and fifteen one-hundredths of a common share of NEES for each common share of MUA, and in exchange therefor such MUA shareholders will transfer and deliver said preferred and common shares of MUA to MUA for cancellation.

V. RIPS will transfer and deliver to United Electric Railways Company for cancellation $400,000 principal amount of the United Electric Railways Company's General and Refunding Mortgage Bonds, 5% Series A ,due January 1, 1951 (subordinated), and in exchange therefor United Electric Railways Company will transfer and deliver to RIPS $420,000 principal amount of the Yellow Cab Company's 5% Serial Promissory Notes due 1945 to 1951 (subject to pro rata reduction in said amounts for any of such notes acquired by Yellow Cab Company prior to the consummation date).

VI. A. RIPS will transfer and deliver to NEES all of the assets of RIPS (after giving effect to the transaction between RIPS and United Electric Railways Company described in subparagraph V above), consisting of its cash and U. S. Treasury notes ($433,326.22 at January 1, 1945), its receivables ($61,132.66 at January 1, 1945), and the following:

522.487 shares of capital stock of the par value of $50 per share of The Narragansett Electric Company

20 shares of capital stock of the par value of $100 per share of Providence Steam Company

20 shares of capital stock of the par value of $10 per share of Yellow Cab Company

81,799 shares of capital stock of the par value of $100 per share of United Electric Railways Company

General and Refunding Mortgage Bonds, 5%, Series A, due January 1, 1951 (subordinated) of United Electric Railways Company in the aggregate principal amount of $861,800

General and Refunding Mortgage Bonds, 4%, Series B, due January 1, 1951 ($1,271,500 subordinated and $202,300 not subordinated) of United Electric Railways Company, in the aggregate principal amount of $1,473,800

5% Serial Promissory Notes of Yellow Cab Company, due 1945 to 1951, in the aggregate principal amount of $420,000

1 4% promissory note of Providence Steam Company dated April 2, 1935, due on demand, in the principal amount of $5,000

1 4% promissory note of Providence Steam Company dated November 22, 1935, due on demand, in the principal amount of $5,000

Advances to Providence Steam Company, due on demand, $23,500 bearing interest at 4% and $66,000 without interest, in the aggregate principal amount of $89,500

100 shares of The Narragansett Company (inactive)

and in exchange therefor NEES will cancel and discharge the indebtedness of RIPS to NEES ($1,225,000 principal amount at December 12, 1945), will assume RIPS' obligations under its 1928 agreement relating to the United Electric Railways Company's bonds, will assume RIPS' other obligations, including obligations on certain outstanding warrants, tax liabilities and other current liabilities (aggregating $432,489.23 at January 1, 1945), and will transfer and deliver to RIPS the following:

1,784 shares of preferred stock of RIPS (for cancellation)

77,494 shares of Class A stock of RIPS (for cancellation)

2,268,167 shares of Class B stock of RIPS (for cancellation)

506,095.75 common shares of NEES (for delivery to RIPS shareholders)

$8,150,043 in cash (for delivery to RIPS shareholders)

B. RIPS will transfer and deliver the above-mentioned 506,095.75 common shares of NEES and $8,150,043 in cash to its shareholders (other than NEES) at the rate of one common share of NEES and $16.50 in cash for each preferred share of RIPS and three and three-fourths common shares of NEES for each Class A share of RIPS, and in exchange therefor such RIPS shareholders will transfer and deliver their preferred and Class A shares of RIPS to RIPS for cancellation.

VII. A. NEES will transfer and deliver 4,180,558.8 common shares of NEES to the holders of its shares as constituted immediately prior to the consummation of the amended plan (other than MUA) at the rate of five and four-tenths common shares of NEES for each old 6% preferred share of NEES, and one and eight-tenths common shares of NEES for each old $2 dividend preferred share of NEES and sixty-five one-hundredths of a common share of NEES for each old common share of NEES, and in exchange therefor such NEES shareholders will transfer and deliver their old preferred and common shares of NEES to NEES for cancellation.

B. NEES will pay and discharge in cash its 5% debentures due 1948 (in the principal amount of $21,619,000 at December 12, 1945) at the principal amount thereof plus a premium of ½ of 1% and its 5½% debentures due 1954 (in the principal amount of $23,081,500 at December 12, 1945) at the principal amount thereof plus a premium of 1%, and the indebtedness of NOBO and MUA to banks, which it will have assumed as above set forth, at the principal amount thereof without premium, together in each case with accrued interest to the consummation date.

C. NEES will issue 6,695,074.27 of its new common shares and will transfer and deliver them in the exchanges required of it under the amended plan, and will issue, sell and deliver for cash $85,000,000 principal amount of its new funded debt, consisting of bonds, debentures (with or without collateral security) and/or serial notes, and will use the proceeds thereof, and treasury funds to the extent necessary, to make the cash payments required of it under the amended plan.

VIII. A. Outstanding scrip and fractional warrants representing fractional interests in any of the foregoing old shares will be dealt with as fractional shares; and new scrip representing fractional interests in common shares of NEES will be issued, exchanged and delivered in lieu of fractional new common shares. If dividends are not declared from and after January 1, 1945 and prior to the consummation date to the extent set forth below, an amount in cash equal to the deficiency will be added to the securities (and cash, if any) to be delivered in the respective exchanges for publicly held shares under the amended plan:

(1) dividends on the NOBO preferred, the MUA preferred and the RIPS preferred and Class A at the full rate to the effective date of the amended plan; and

(2) dividends on the MP&L $2 preferred, the NEPA 6% preferred and $2 dividend preferred and the NOBO common to the extent of the net income before such dividends on the corporate basis from January 1, 1945 to the effective date of the amended plan but such dividends on the preferred stocks of MP&L and NEPA will not exceed the full rate of dividends accruing thereon.

B. The foregoing transactions or any of them may be effected through and deliveries may be made to or through trustees, exchange agents, or otherwise, and/or the stock and securities and other property may be delivered direct to those ultimately entitled thereto, all in any manner consistent with the Court order enforcing the amended plan and within the time limits, if any, specified in the amended plan or in said Court order. The exchange agent will sell unexchanged new common shares and scrip and deliver the proceeds thereof, and deliver to NEES any new common shares, scrip and cash held by it at the expiration of the exchange period on account of unexchanged old certificates, all as provided in the amended plan.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4314; Filed, Mar. 15, 1946; 11:25 a. m.]

MAR 28 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 54

Washington, Tuesday, March 19, 1946

The President

EXECUTIVE ORDER 9705

DELEGATING CERTAIN FUNCTIONS AND AUTHORITY UNDER THE AGRICULTURAL MARKETING AGREEMENT ACT OF 1937 TO THE ECONOMIC STABILIZATION DIRECTOR

By virtue of the authority vested in me by the Constitution and the statutes, and as President of the United States, it is hereby ordered as follows:

1. The Economic Stabilization Director is authorized to give final approval on behalf of the President to orders issued by the Secretary of Agriculture under section 8c of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 608c), and to perfom all of the functions and exercise all of the authority vested in the President by the said section.

2. All actions heretofore taken by the Economic Stabilization Director or by the Stabilization Administrator in the Office of War Mobilization and Reconversion approving orders issued by the Secretary of Agriculture under the said section 8c of the Agricultural Marketing Agreement Act of 1937, as amended, are hereby ratified and confirmed.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 15, 1946.

[F. R. Doc. 46-4414; Filed, Mar. 15, 1946; 1:10 p. m.]

EXECUTIVE ORDER 9706

AMENDING EXECUTIVE ORDER NO. 9265 OF NOVEMBER 6, 1942, ESTABLISHING THE AMERICAN, EUROPEAN-AFRICAN-MIDDLE EASTERN AND ASIATIC-PACIFIC CAMPAIGN MEDALS

By virtue of the authority vested in me as President of the United States and as Commander in Chief of the Army and Navy of the United States, it is hereby ordered as follows:

1. The European-African-Middle Eastern Campaign Medal shall not be awarded for any service rendered subsequent to November 8, 1945.

2. The American Campaign Medal and the Asiatic-Pacific Campaign Medal shall not be awarded for any service rendered subsequent to March 2, 1946.

3. Effective October 12, 1945, members and former members of the land and naval forces of the United States, including the Women's Reserve of the United States Naval Reserve, and former members of the Women's Army Auxiliary Corps, who served in the continental United States for an aggregate period of one year between December 7, 1941, and March 2, 1946, inclusive, may be awarded the American Campaign Medal under such regulations as the Secretary of War and Secretary of the Navy may severally prescribe.

4. Executive Order No. 9265 of November 6, 1942,[1] establishing the American, European-African-Middle Eastern and Asiatic-Pacific campaign medals, is amended accordingly.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 15, 1946.

[F. R. Doc. 46-4470; Filed, Mar. 18, 1946; 10:57 a. m.]

Regulations

TITLE 6—AGRICULTURE CREDIT

Chapter I—Farm Credit Administration

PART 27—THE FEDERAL LAND BANK OF SAINT PAUL

FEES

Section 27.1 of Title 6, Code of Federal Regulations, is hereby revoked, effective March 1, 1946. (Res. Bd. Dir., February 20, 1946)

[SEAL] THE FEDERAL LAND BANK OF SAINT PAUL,
W. R. FANKHANEL,
Vice President.

[F. R. Doc. 46-4457; Filed, Mar. 18, 1946; 9:56 a. m.]

[1] 3 CFR, Cum. Supp.

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The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

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NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per book.

Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

Book 3: Titles 33–50, including a general index and ancillary tables.

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TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[B. E. P. Q. 386, 8th Revision]

PART 301—DOMESTIC QUARANTINE NOTICES

MODIFICATION OF GYPSY MOTH AND BROWN-TAIL MOTH QUARANTINE REGULATIONS

§ 301.45a *Administrative instructions; articles exempted from regulation.* Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by the second proviso of § 301.45 [Notice of

Chapter XI—Production and Marketing ... remain in full force for the

Quarantine No. 45, on account of the Gypsy moth and brown-tail moth], the following articles and materials, the interstate movement of which is not considered to constitute a risk of moth dissemination, are exempted from regulation:

(a) *Plants and cuttings.*

Acacia cuttings (*Acacia* spp.).
Banana stalks, when crushed, dried, and shredded.
Birch slabs and birch bark, when waxed, polished, or otherwise treated, to eliminate pest risk.
Boxwood cuttings (*Buxus sempervirens*).
California peppertree cuttings (*Schinus molle*).
Clubmoss (sometimes called "ground pine") (*Lycopodium* spp.).
Eucalyptus cuttings (*Eucalyptus globulus*).
Evergreen smilax (*Smilax lanceolata*).
Fuchsia (*Fuchsia* spp.).
Galax (*Galax aphylla*).
Geranium (*Pelargonium* spp.).
Heather cuttings (*Erica* spp. *Calluna* spp.).
Heliotrope (*Heliotropium* spp.).
Herbarium specimens, when dried, pressed, and treated, and when so labeled on the outside of each container.
Jerusalem-cherry (*Solanum capsicastrum, S. pseudocapsicum, S. hendersoni*).
Leaves of deciduous or evergreen trees that have been treated or dyed.
Mistletoe (*Phoradendron flavescens, Viscum album*, etc.).
Oregon huckleberry (*Vaccinium ovatum*).
Partridgeberry (*Mitchella repens*).
Salal cuttings, known to the trade as lemon cuttings, (*Gaultheria shallon*).
Strawberry plants (*Fragaria*, spp.).
Trailing arbutus (*Epigaea repens*).
Verbena (*Verbena* spp.).
Wintergreen (*Gaultheria procumbens, Pyrola* spp.).

Cuttings of all other woody plants that have been grown in the greenhouse throughout the year and when labeled on the outside of the container to show that the contents were greenhouse grown.

(b) *Quarry products.*

Stone and quarry products when processed by grinding and pulverizing.
Vermiculite (variously termed zonolite or mica-gro) when exfoliated or expanded and when packaged in closed containers.

(c) *Timber products.* The following materials are exempted from regulation when they have met the conditions as specified below for each and when invoices and waybills, covering bulk carload or less-than-carload shipments, bear a notation to the effect that the consignor certifies that the contents of the shipment have been produced under conditions which entitle the material to exemption as specified in the Federal gypsy moth quarantine regulations or administrative instructions issued in connection therewith:

Sawdust that has been (1) produced in established, nonportable, commercial sawmills from boards or other timber previously sawed four sides, (2) subsequently blown through an air-blast conveyor line having a minimum length of 50 feet and at least one 90° or sharper angle, (3) protected from infestation prior to shipment.

Shavings that have been either (1) produced by planers having 6 or more blades, or (2) blown through an air-blast conveyor line having a minimum length of 50 feet and at least 90° or sharper angle; and in either case protected from infestation prior to shipment.

Wood flour, pulverized wood, or ground wood sawdust, when processed by screening or sifting through a screen of at least 30 meshes per inch.

This revision supersedes B. E. P. Q. 386, 7th Revision, which became effective November 20, 1942.

These instructions shall be effective on and after March 18, 1946, and shall remain in effect until further modified or revoked.

(Sec. 8, 37 Stat. 318, 39 Stat. 1165, 44 Stat. 250; 7 U. S. C. 161; 10 F. R. 12545)

Done at Washington, D. C., this 5th day of March 1946.

[SEAL] P. N. ANNAND,
Chief, Bureau of Entomology and Plant Quarantine.

[F. R. Doc. 46-4476; Filed, Mar. 18, 1946; 11:05 a. m.]

Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

[Bulletin NSCP-901, Supp. 2]

PART 706—NAVAL STORES CONSERVATION PROGRAM

SUBPART G—1945

SECTION 706.604 *Conditions of payment; performance required* is amended by striking out paragraph (d) (9) of said section.

(49 Stat. 1148, 1915; 50 Stat. 329; 52 Stat. 31, 202, 204, 205, 746; 53 Stat. 550, 573; 16 U.S.C. 590g–590q; 54 Stat. 216, 727; 55 Stat. 257, 860; 56 Stat. 51, 761; 58 Stat. 734; 59 Stat. 9)

Issued at Washington, D. C. this 18th day of March 1946.

[SEAL] J. B. HUTSON,
Acting Secretary.

[F. R. Doc. 46-4494; Filed, Mar. 18, 1946; 11:30 a. m.]

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

FAIR AND REASONABLE PRICES FOR 1946 CROP OF VIRGIN ISLANDS SUGARCANE

Pursuant to the provisions of subsection (d) of section 301 of the Sugar Act of 1937, as amended, the following determination is hereby issued.

§ 802.53d *Fair and reasonable prices for the 1946 crop of Virgin Islands sugarcane.* The requirements of subsection (d) of section 301 of the Sugar Act of 1937, as amended, with respect to fair and reasonable prices for the 1946 crop of Virgin Islands sugarcane, shall be deemed to have been met by any processor who, as a producer, applies for a payment under the said act if:

(a) Purchased sugarcane is paid for at the rate of not less than the f. o. b. mill value of 6 pounds of 96° raw sugar per hundredweight of such sugarcane when the average quantity of such sugar recovered for the season represents less than 10 percent of the weight of such sugarcane; 63 percent of the f. o. b. mill value of the quantity of 96° raw sugar recovered when the average quantity of such sugar represents 10 percent or more but less than 12 percent of the weight of such sugarcane; and 65 percent of the f. o. b. mill value of the quantity of 96° raw sugar recovered when the quantity of such sugar recovered represents 12 percent or more of the weight of such sugarcane. The average New York price of 96° raw sugar, for the week (or such other period as may be agreed upon) in which sugarcane was delivered, less all costs involved in the marketing of such sugar (other than bags and bagging, storage in company warehouses, war risk insurance, or any item of expense incurred in the marketing of such sugar which is reimbursed in whole or in part by the federal government or any agency thereof) shall be deemed to be the f. o. b. mill value of such sugar; and

(b) There is paid, per hundredweight of purchased sugarcane, an amount equal to one-half of the excess, if any, of the net proceeds derived from the sale of blackstrap molasses, produced per hundredweight of sugarcane of the 1946 crop, over the net proceeds from the sale of blackstrap molasses produced per hundredweight of sugarcane from the 1941 crop.

(Sec. 301, 50 Stat. 910; 7 U.S.C. 1131).

Issued this 18th day of March 1946.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-4495; Filed, Mar. 18, 1946; 11:30 a. m.]

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 927—MILK IN NEW YORK METROPOLITAN MARKETING AREA

PARTIAL SUSPENSION ORDER

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the New York metropolitan marketing area (7 F.R. 2370, 9109; 8 F.R. 6327, 6589; 10 F.R. 6156) hereinafter referred to as the "order," it is hereby determined that the table contained in § 927.5 (a) (1) of the order, with the exception of the words "Dollars per cwt." and the figure or price "3.70", does not tend to effectuate the declared policy of the act with respect to milk received from producers or cooperative associations of producers during the month of April 1946.

It is therefore ordered, That the entire table contained in § 927.5 (a) (1) of the order, with the exception of the words "Dollars per cwt." and the figure or price "3.70", be and it hereby is suspended with respect to milk received from producers or cooperative associations of producers during the month of April 1946.

Done at Washington, D. C., this 18th day of March 1946.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-4498; Filed, Mar. 18, 1946; 11:30 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 54-3, as Amended, Suspension]

PART 1401—DAIRY PRODUCTS

DRIED SKIM MILK

The provisions of § 1401.30 of War Food Order No. 54-3, as amended (8 F.R. 13699; 9 F.R. 4321, 4319; 10 F.R. 103, 126, 10419), issued pursuant to War Food Order No. 54, as amended (8 F.R. 7210; 9 F.R. 2875, 4321, 4319, 9584; 10 F.R. 103, 126, 10419, 11847), are suspended as of 12:01 a. m., e. s. t., March 16, 1946.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 54-3, as amended, prior to the effective time of this suspension order, all provisions of said War Food Order No. 54-3, as amended, in effect prior to the effective time of this suspension order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO No. 54, as amended, 8 F.R. 7210; 9 F.R. 2875, 4321, 4319, 9584; 10 F.R. 103, 126, 10419, 11847)

Issued this 15th day of March 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-4416; Filed, Mar. 15, 1946; 4:18 p. m.]

[WFO 42a, Amdt. 7]

PART 1460—FATS AND OILS

QUOTA EXEMPTION FOR MARINE PAINT

War Food Order No. 42a, as amended (9 F.R. 12078, 10 F.R. 943, 3315, 10346, 12251), is hereby further amended as follows:

1. By deleting the figure "15,000" appearing in paragraph (c) (1) and substituting in lieu thereof the figure "20,000".

2. By adding, immediately after paragraph (c) (2), the following new paragraph:

(3) Use in the manufacture of protective coatings delivered to or to be delivered to, the United States Maritime Commission or the War Shipping Administration, provided that the manufacturer shall claim such exemption by filing a certification from the United States Maritime Commission or the War Shipping Administration at the time that he files his quarterly report on form FDO 42-4 as required under paragraph (i) (2) hereof.

This amendment shall become effective at 12:01 a. m., e. s. t., March 16, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 42a, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 15th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4415; Filed, Mar. 15, 1946; 4:18 p. m.]

TITLE 24—HOUSING CREDIT

Chapter VI—Federal Public Housing Authority

PART 601—REQUIREMENTS FOR URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

BASE BIDS

MARCH 11, 1946.

Section 601.217 (c) is amended to read as follows:

§ 601.217 *Construction contract documents.* * * *

(c) *Base bids.* More than one base bid may be taken, if different types of construction or materials (other than those covered by options in the specifications) are considered acceptable for use in the construction of the development. The lowest base bid of all base bids received shall be the only bid considered for acceptance. Alternate bids shall not be taken, and alternates shall not be incorporated in any base bid.

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.).)

PHILIP M. KLUTZNICK,
Commissioner.

[F. R Doc. 46-4458; Filed, Mar. 18, 1946; 9:56 a. m.]

PART 601—REQUIREMENTS OF URBAN LOW-RENT HOUSING CONSTRUCTION CONTRACT DOCUMENTS

CHANGE ORDERS

MARCH 11, 1946.

Section 601.220 (b), is amended to read as follows:

§ 601.220 *Supervision and completion of construction contracts.* * * *

(b) *Change orders.* The local authority may issue change orders applying to any construction or equipment contract whether or not its amount is thereby increased, *Provided:*

(1) They do not materially modify the scope or character of the development described in the Development Program;

(2) They do not serve to restore or include in the contract construction work, any type of construction, materials, or items, which were a part of any base bid which was not accepted;

(3) They do not increase the total of all obligations already incurred plus the estimated cost of items not yet obligated, beyond the estimated total development cost determined at the time of award of the main construction contract (see § 206 (c) (2));

(4) They do not increase the dwelling facility cost, computed on the basis of all applicable obligations already incurred plus the estimated cost of applicable items not yet obligated, beyond the applicable statutory limitations (see § 207 (e));

(5) They do not increase the estimate of average annual expense which is a part of the Management Program (see § 401 (b)).

Changes are to be made only by written change orders with a stipulated lump-sum amount, or with a stipulated method for arriving at the ultimate amount, accompanied by a maximum which shall not be exceeded. A copy of each change order shall be furnished to the FPHA.

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.))

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-4459; Filed, Mar. 18, 1946; 9:56 a. m.]

PART 601—REQUIREMENTS FOR URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

MANUAL MAINTENANCE EMPLOYEES

MARCH 11, 1946.

Section 601.416, (b), is amended to read as follows:

§ 601.416 *Labor.* * * *

(b) *Manual maintenance employees.* In respect to manual maintenance employees, job titles, annual wage rates, and weekly hours of work shall be included in the determination of prevailing rate of pay. In instances where the rate of pay is established by state or local laws, such rate of pay will be adopted by the FPHA. In other communities, appropriate consideration will be given by the FPHA to the wages paid by municipalities in the determination of prevailing wage rates. The Local Authority may pay wages in excess of the prevailing wage rates as determined for such employees by the FPHA; *Provided:* (1) The amounts included in approved budgets for the wages of manual maintenance employees are sufficient to meet such wages, (2) such wages conform to the personnel policy established by the Local Authority, (3) the total annual amount paid in excess of the prevailing wages does not exceed 5% of the total annual wages of manual maintenance employees computed on the basis of the prevailing wage rates.

Annual wage rate means the amount of the payment for a year's employment (including sick and annual leave) at a definite number of hours per week determined by the FPHA to be prevailing in the community of the Local Authority.

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.))

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-4460; Filed, Mar. 18, 1946 9:56 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service, Department of the Treasury

Subchapter A—Bureau of Accounts

[1946 Thirteenth Supp. Dept. Circ. 570, Revised April 20, 1943]

PART 226—SURETY COMPANIES

AMERICAN AUTOMOBILE INSURANCE CO.

MARCH 15, 1946.

A certificate of authority has been issued by the Secretary of the Treasury to the following company under the act of Congress approved August 13, 1894, 28 Stat. 279–80, as amended by the act of Congress approved March 23, 1910, 36 Stat. 241 (U. S. Code, title 6, secs. 6–13), as an acceptable surety on Federal bonds. An underwriting limitation of $1,741,000 has been established for the company. Further details as to the extent and localities with respect to which the company is acceptable as surety on Federal bonds will appear in the next issue of Treasury Department Form 356, copies of which, when issued, may be obtained from the Treasury Department, Bureau of Accounts, Section of Surety Bonds, Washington 25, D. C.

Name of company, location of principal executive office and State in which incorporated

Missouri: American Automobile Insurance Company, St. Louis.

[SEAL] O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46–4492; Filed, Mar. 18, 1946; 11:29 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

PETROLEUM PRODUCTS

ORDER REVOKING CERTAIN EXPORT LICENSES

It is hereby ordered, That all outstanding export licenses validated prior to March 18, 1946 authorizing the exportation of

	Dept. of Commerce Schedule B No.
Gas oil and distillate fuel oil (include Diesel, furnace, and overhead fuel oils)	503000
Residual fuel oil (include residuum from cracking of petroleum distillate)	503100

are revoked, effective May 18, 1946, and shall be returned by the holder thereof to the Office of International Trade. The order extending the validity of certain individual export licenses authorizing the exportation of petroleum products issued November 1, 1945 (10 F. R. 13621) is modified accordingly.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 FR. 13130)

Dated: March 18, 1946.

JOHN C. BORTON, *Director, Requirements and Supply Branch.*

[F. R. Doc. 46–4471; Filed, Mar. 18, 1946; 10:55 a. m.]

[Amdt. 159]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

(1) That portion of the list of the commodities relating to commodities exported for relief or charity is amended to read as follows:

Dept. of Comm. Sched. B No.	Commodity	GLV dollar value limits country group K	GLV dollar value limits country group E
	Commodities exported for relief or charity by individuals & private agencies. (The following classifications are not used for exports for relief or charity by U. S. Government agencies or by UNRRA, except for exports of used clothing, blankets & bedding by such agencies, which are reported under 999820 or 999830. All other exports by U. S. Government agencies or by UNRRA, including new clothing, blankets & bedding, are reported under their specific Schedule B Numbers):	Export controls applicable to each commodity under these classifications are those which apply to the commodity when exported commercially under its individual Schedule B number.	
999810	Food		
999820	Clothing		
999830	Blankets and bedding		
999840	Drugs and biological supplies		
999850	Surgical, sanitary and hospital supplies and equipment		
999860	Ambulances and other motor equipment		
999890	Other		

(2) The following classification is added to the list of commodities:

Dept. of Comm. Sched. B No.	Commodity	GLV dollar value limited country group K	GLV dollar value limited country group E
999910	General merchandise valued at less than $25. This commodity number is applied to: (a) All single items of Schedule B commodities, single items of which are valued at less than $25 including shipments to postmasters or other agents for distribution at destination	Export controls applicable to each commodity under this classification are those which apply to the commodity when exported under its individual Schedule B number.	

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 12, 1946.

JOHN C. BORTON, *Director, Requirements and Supply Branch.*

[F. R. Doc. 46–4473; Filed, Mar. 18, 1946; 10:54 a. m.]

[Amdt. 160]

PART 801—GENERAL REGULATIONS

REEXPORTATION UNDER LICENSE PREVIOUSLY GRANTED

Section 801.13 *Shipments unloaded by order of Federal Government* is hereby amended to read as follows:

§ 801.13 *Reexportation under license previously granted.* (a) When the United States Government has ordered the removal from a vessel of commodities laden under a license issued by the Department of Commerce, the exporter may subsequently export such commodities under the license in effect at the time of the original lading even though in the case of an individual or blanket license, such license has expired prior to exportation, or, in the case of a general or unlimited license, such license has been revoked prior to exportation. Such commodities may not be exported, however, under an individual or blanket license which has been revoked.

(b) Shipments properly presented and cleared for exportation and exported which are returned to the United States because of failure or inability of the exporting carrier to deliver the shipment at its intended destination, may be reexported to the consignee and destination to which the shipment was originally cleared without the procurement of a new license; *Provided*, That satisfactory evidence of the validity of the original clearance is submitted to a United States Collector of Customs.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361; 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130).

Dated: March 13, 1946.

JOHN C. BORTON, *Director, Requirements and Supply Branch.*

[F. R. Doc. 46–4474; Filed, Mar. 18, 1946; 10:54 a. m.]

[Amdt. 161]

PART 801—GENERAL REGULATIONS

REFUNDS OF SUBSIDY PAYMENTS

Section 801.16 *Refunds of subsidy payments* is hereby amended in the following particulars:

Paragraph (a) is amended to read as follows:

(a) No person shall export any of the types or varieties of food commodities set forth in paragraph (c) of this section of a value in excess of $10.00 for processed prunes and raisins or in excess of $1.00 for dry edible beans to any destination other than Canada or a territory or possession of the United States; or any of the types or varieties of food commodities set forth in paragraph (d) of this section of a value in excess of $15.00 to any destination other than a territory or possession of the United States; or any of the types or varieties of food commodities set forth in paragraph (e) of this section of a value in excess of $10.00 to any destination other than a territory or possession of the United States, unless:

(1) Any subsidy payments made by the Department of Agriculture or other appropriate agency have been refunded in the amount, with respect to variety, grade and size, specified in paragraphs (c), (d) and (e) of this section, and

(2) There is presented to the Collector of Customs at the port of exit a Certificate of Subsidy Clearance issued by the Department of Agriculture or other appropriate agency which shall indicate the fact that the exporter has met the requirement specified in subdivision (1) of this paragraph (a) in regard to refunds of subsidy payments with respect to the commodities authorized for export, or that such refund is not required for the particular shipment.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R 12245; Order No. 390, 10 F.R. 13130)

Dated: March 15, 1946.

JOHN C. BORTON, *Director, Requirements and Supply Branch.*

[F. R. Doc. 46–4475; Filed, Mar. 18, 1946; 10:54 a. m.]

[Amdt. 158]

PART 802—GENERAL LICENSES

GENERAL LICENSE FOR GIFT PARCELS

Part 802 *General Licenses* is hereby amended by adding thereto § 802.29 as follows:

§ 802.29 *General license for gift parcels*—(a) *General license.* There is hereby granted a general license authorizing the exportation of gift parcels, as defined in paragraph (b) of this section, to all destinations to which parcel post service is available, except Japan; *Provided*, That such exportation is in accordance with the following provisions of this section:

(b) *Definition.* For the purpose of this general license a gift parcel is defined as a parcel containing commodities having a total value not in excess of $25.00 sent by parcel post to an individual in a foreign country free of cost to such individual and conforming to Post Office Department regulations as to size and weight: *Provided, however*, That in no event shall the weight exceed eleven pounds.

(c) *General license designation.* The legend "gift parcel" shall be plainly written on the address side of the parcel and on any Customs declaration required by the Bureau of Customs, the inscription of which on the parcel shall constitute a certification by the donor that the shipment complies with the provisions of this general license.

(d) *Destinations*—(1) *Shipments to general destinations.* Gift parcels may be sent to individuals in all destinations to which parcel post service is available except Germany and Japan in accordance with the following provisions:

(i) No gift parcel shall contain commodities other than those of a personal nature, such as: Clothing, piece goods, toilet preparations, including soaps and shaving creams, writing materials, medicinals, including vitamins, and non-perishable foodstuffs, sent free of cost to an individual in a foreign country.

(ii) Not more than two gift parcels may be sent by the same donor to the same donee in any one calendar month.

(2) *Shipments to Germany.* No gift parcels may be sent to Germany except to displaced persons located in the United States occupied zone of Germany and then only in accordance with the following provisions:

(i) The gift parcel shall contain no commodity other than clothing or non-perishable foodstuffs.

(ii) Not more than one gift parcel may be sent from the same donor to the same donee in any one calendar week.

(iii) When any gift parcel is presented to the Post Office for exportation to a displaced person in Germany, there shall be exhibited to the postal clerk a card (UNRRA Form No. 1), from the donee addressed to the donor, which card has been issued pursuant to the regulations of the United States Army authorities in the occupied zone of Germany.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 FR 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 15, 1946.

JOHN C. BORTON, *Director, Requirements and Supply Branch.*

[F. R. Doc. 46–4472; Filed, Mar. 18, 1946; 10:55 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Schedule A, as Amended Mar. 15, 1946]

Section 944.54 *Priorities Regulation 33, Schedule A to Priorities Regulation 33* is amended to read as follows:

§ 944.54 *Schedule A to Priorities Regulation 33.* The priorities assistance assigned to builders under Priorities Regulation 33 may be used only to get the following materials (additions to and deletions from this schedule may be made from time to time):

	Direction to Priorities Regulation 33 applying to the material
Hardwood flooring	Direction 1
Millwork (including doors and built-in kitchen cabinets)	Direction 1
Lumber	Direction 1
Softwood plywood (limited by Direction 1A as to uses and quantities)	Direction 1A
Bathtubs	Direction 2
Cast iron radiation	Direction 3
Cast iron soil pipe and fittings	Direction 4
Gypsum board	Direction 5
Gypsum lath	Direction 5
Structural clay tile	Direction 6
Common and face brick	Direction 6
Concrete blocks	Direction 7
Prefabricated houses	Direction 8
Prefabricated sections	Direction 8
Prefabricated panels	Direction 8
Clay sewer pipe.	

Definitions of the above items may be given in the appropriate directions.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–4446; Filed, Mar. 15, 1946; 4:42 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 1A]

SOFTWOOD PLYWOOD

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of softwood plywood for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *What this direction does.* Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders and prefabricators of priorities assistance to secure materials listed on Schedule A of PR 33 and List I of Direction 8 to PR 33 which are required for use in the Reconversion Housing Program. Among these items is softwood plywood. This direction provides that the manufacturers of softwood plywood shall produce a percentage of their total production in construction and door panel grades and reserve a percentage of those grades for certified orders from prefabricators, distributors, stock cabinet manufacturers, stock door manufacturers and housing contractors. It provides that the softwood plywood reserved and the product into which it is incorporated, may only be sold on certified orders or HH rated orders.

(b) *Definitions for the purpose of this direction.* (1) "Softwood plywood" means laminated veneers of any species of softwood united with a bonding agent to produce board.

(2) "Construction plywood" means plywood of one or more softwood panels of the following grades: Interior (moisture resistant) type as follows: ¼" wall board; ⅜" wall board; ¼" sound one side plypanel; ⅜" sound one side plypanel; ⅜" sheathing; ⅝" sheathing; ½" sheathing and ⅝"

sheathing and Exterior type: ¼" sound one side plypanel and ⅜" sound one side panel.

(3) "Door plywood" means softwood plywood, Interior (moisture resistant) and Exterior type without external sealer treatment of ¼" sound two sides door plypanel.

(4) "Plywood manufacturer" means a person engaged in the manufacture of softwood plywood.

(5) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been granted priorities assistance on Form CPA–4415 to build prefabricated houses, panels or sections.

(6) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating by CPA, FHA or NHA. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to use the HH rating for a part of the job.

(7) "Distributor" means a person who buys and stocks softwood plywood for resale as plywood at wholesale or retail.

(8) "Stock cabinet manufacturer" means a millwork manufacturer who produces windows, sash, doors, window and door screens, cut stock for the foregoing, trim, moulding and kitchen cabinets for built-in installation as part of his regular millwork line.

(9) "Stock door manufacturer" means a person who consumes softwood plywood in the manufacture of standard house doors.

(10) "Square footage" means measurement on a ⅜" rough basis.

(11) "Certified order" means any order for the delivery of softwood plywood bearing the certificate prescribed in paragraph (j).

(12) "Person" means any individual, partnership, association, business trust corporation, governmental corporation or agency or any organized group of persons whether incorporated or not.

Plywood Manufacturers

(c) *Plywood manufacturers reserve production.* The following conditions will govern the amount of construction plywood and door plywood, plywood manufacturers shall produce and reserve for certified orders:

(1) Each softwood plywood manufacturer shall reserve in his total over-all production of softwood plywood in square footage for the month of April, 1946, and for each calendar month thereafter, time and supplies sufficient to produce and deliver within such month; (i) at least 45% of his expected monthly production of softwood plywood in the form of construction plywood of which not more than 20% of the construction plywood may be in exterior type; (ii) at least 5% of his expected monthly production of softwood plywood in the form of door plywood, for delivery on certified orders.

The CPA may from time to time change such percentages by amendments published in the Federal Register prior to the first day of any month.

(2) Every plywood manufacturer must reserve 60% of his total production of construction plywood in square footage beginning with the month of April, 1946, and in each calendar month thereafter, for delivery on certified orders. A plywood manufacturer must hold the 60% reserve production of construction plywood for certified orders from prefabricators, housing contractors, stock cabinet manufacturers and distributors and must accept and ship such certified orders in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than 60% of the total monthly production of construction plywood. Any quantities of construction plywood reserved for certified orders from prefabricators, housing contractors, stock cabinet manufacturers or distributors, which, by the 20th of any month in which production is reserved, are not required to fill certified orders received before that time, may be delivered by the plywood manufacturer as he may desire subject to all applicable orders and regulations of the CPA.

(3) A plywood manufacturer must reserve 40% of his total production of construction plywood in square footage beginning with the month of April, 1946, and for each calendar month thereafter for delivery on uncertified and unrated orders from distributors.

(4) A plywood manufacturer must hold his reserve production of door plywood for certified orders from door manufacturers or distributors and must accept and ship such certified orders in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than the monthly reserve production of door plywood. Any quantities of door plywood manufactured which, by the 20th of any month in which production is reserved, are not required to fill certified orders received before that time, may be delivered by the plywood manufacturer as he may desire subject to all applicable orders and regulations of the CPA.

Prefabricators

(d) The following provisions tell how prefabricators may place with a plywood manufacturer or distributor certified orders for construction plywood:

(1) A prefabricator may place certified orders with a plywood manufacturer or a distributor for construction plywood required to meet a quarterly production schedule for prefabricated houses, panels or sections for which he has received priorities assistance on Form CPA–4415. A prefabricator must not specify delivery dates (at his plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into the prefabricated houses, panels or sections. Furthermore, a prefabricator must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time when the purchase order is placed.

(2) A prefabricator must use construction plywood obtained on certified orders in the production of prefabricated houses, panels or sections to be sold on orders rated HH.

(3) A prefabricator may not apply or extend an HH rating for softwood plywood.

Housing Contractors

(e) *Housing contractors.* The following provisions tell how a housing contractor may place certified orders or HH rated orders with a plywood manufacturer or distributor for contruction plywood.

(1) A housing contractor may apply the HH rating on orders for construction plywood to a distributor, but not to a plywood manufacturer, or a housing contractor purchasing in not less than carload lots, may place certified orders for mill shipment delivery each month starting with the month of April 1946, with a plywood manufacturer or a distributor, in an amount in square footage not in excess of the total construction plywood required to meet his construction schedule for housing for which he has received priorities assistance on Form CPA–4386. A housing contractor may not place HH rated or certified orders for plywood except for use in kitchen cabinets and bathroom and kitchen flooring. He may not apply the HH rating or use a certificate for an amount in excess of 600 square feet per house or apartment. If kitchen cabinets are purchased as millwork the total permissible amount of plywood must be reduced by the amount of plywood in the cabinets.

(2) A housing contractor must not specify delivery dates (at site or warehouse) on certified orders or HH rated orders, more than 30 days from the time that the construction plywood is needed for incorporation into the housing. Furthermore, the housing contractor must not place certified orders for construction plywood in which is specified a delivery date later than the third calendar month after the time when the purchase order is placed. A housing contractor may place certified orders for construction plywood only to the extent that HH rated orders have not been placed with a distributor.

(3) A housing contractor must use the construction plywood obtained on certified orders or HH rated orders on housing construction for which the HH rating was authorized.

Stock Cabinet Manufacturers

(f) *Stock cabinet manufacturers.* The following provisions tell how a stock cabinet manufacturer may place with a plywood manufacturer or distributor certified orders for construction plywood for the manufacture of built-in cabinets, and how the cabinets must be sold:

(1) A stock cabinet manufacturer wishing to place certified orders for construction plywood, with the plywood manufacturer, or a distributor, shall apply to the CPA for authority to place such orders. A stock cabinet manufacturer must for the second calendar quarter of 1946 apply to CPA before April 1, 1946 and for subsequent quarters apply at least 20 days before the first day of the calendar quarter for which authorization is asked, by letter stating: (i) average monthly consumption of plywood in kitchen cabinets in your 1940 (required in first application only); (ii) average anticipated monthly production of kitchen cabinets in units to be produced in the next 3 calendar months in which construction plywood is required and (iii) total requirement in ⅜" basis of construction plywood for kitchen cabinets in item (ii) above. Such application will be processed equitably. A stock cabinet manufacturer must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into cabinets. Furthermore, the stock cabinet manufacturer must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time the purchase order was placed.

(2) A stock cabinet manufacturer must use the construction plywood received on certified orders in the production of built-in kitchen cabinets suitabe for housing. The cabinets manufactured from the construction plywood must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Door Manufacturers

(g) *Door manufacturers.* The following provisions tell how door manufacturers may place with plywood manufacturers or distributors certified orders for door plywood for the manufacture of standard house doors and how the doors must be sold.

(1) A door manufacturer may place certified orders for door plywood for delivery in each month beginning with the month of April, 1946, with the plywood manufacturer or a distributor for an amount in square footage not in excess of 10% of the amount in square footage of door plywood consumed by him in the manufacture of standard house doors in the year 1940.

(2) A door manufacturer must use each month, all the door plywood received on certified orders in the manufacture of standard house doors. The doors so manufactured must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Distributors

(h) *Distributors.* The following provisions tell how distributors may place orders for construction plywood, and how the construction plywood may be sold:

(1) A distributor may place uncertified and unrated orders for delivery each month, starting with the month of April, 1946, for construction plywood, with the plywood manufacturer. A distributor must hold the construction plywood received after April 1, 1946 for sale only on certified orders or orders rated HH or AAA. Any quantities of construction plywood which at the end of a period of 60 days after receipt, are not required to fill all certified orders or HH or AAA rated orders received before that time, may be delivered by the distributor as he may desire, subject to all applicable orders and regulations of the CPA.

(2) A distributor who has received a certified order for construction or door plywood may place the certified order with a plywood manufacturer to get the construction or door plywood which will be delivered direct to consumer subject to the applicable inventory regulations. If a distributor has made delivery of construction or door plywood from his inventory on certified orders from a prefabricator, housing contractor, door manufacturer or stock cabinet manufacturer, he may place certified orders with a plywood manufacturer to replace it in his inventory. The distributor must hold the plywood received on such certified order as provided in paragraph (1) above.

(i) *Newcomers.* (1) A person who in the year 1940 was not established as a millwork manufacturer or a door manufacturer, and who wants to place monthly certified orders for construction plywood for use in kitchen cabinets or for door plywood for use in standard house doors, may apply to CPA for authorization to place certified orders for a calendar quarter. Authorization will be issued on a quarterly basis and application by letter must be filed at least 10 days before the first day of the calendar quarter for which authorization is asked. The letter should state: (i) location of plant; (ii) amount of equipment and its production capacity to manufacture kitchen cabinets or house doors; (iii) line of millwork to be produced; (iv) anticipated monthly production of house doors or kitchen cabinets in which plywood is required; (v) total requirements on a ⅜" basis of plywood for house doors or kitchen cabinets for the next current quarter. Such application will be processed in an equitable manner.

(2) A person receiving authorization to place a certified order under paragraph (i) (1) above, must hold kitchen cabinets or doors manufactured for sale in conformity with the provisions of paragraph (f) (2) and (g) (2) above, respectively.

Certification

(j) *Certification.* To certify an order for construction plywood or door plywood under this direction, the following certificate must be endorsed on or attached to the purchase order, or sales ticket. Certification must be signed manually or as explained in PR 7. However, the standard form described in that regulation may not be used in place of the certificate described in this direction. The certificate described in this direction may not be waived by paragraph (f) under PR 7.

Prefabricators, housing contractors, stock cabinet manufacturers, door manufacturers and distributors who place certified orders calling for delivery of construction plywood or door plywood, must use a certificate reading substantially as follows:

The undersigned certifies to the supplier and to the CPA that he is a _____ (prefabricator, housing contractor, stock cabinet manufacturer, door manufacturer, or distributor) and that the quantities of construction plywood or door plywood covered by this order (together with all other certified orders for construction plywood or door plywood for delivery in the months specified in this order) do not exceed the amount he has been allowed under Direction 1A of PR 33 with the provisions of which he is familiar.

Dated _____ _____

Miscellaneous

(k) *Miscellaneous.* The following provisions generally affecting plywood manufacturers, prefabricators, housing contractors, stock cabinet manufacturers, door manufacturers and distributors should be carefully read:

(1) *Validation of orders.* Any prefabricator, stock cabinet manufacturer, door manufacturer or housing contractor who has placed an uncertified order with a plywood manufacturer and is later authorized to place a certified order may validate the order by giving the plywood mnufacturer the certificate that he is entitled to use. Any order that is validated subsequent to April 1, 1946, should be treated as though the order was placed on the date that the certificate was received by the plywood manufacturer.

(2) *Applicability of regulations.* Except as otherwise required by this direction Priorities Regulations 1 and 3 govern the use of ratings and the acceptance, scheduling and filling of orders placed with distributors. All other applicable regulations and orders of the Civilian Production Administration must be observed.

(3) *Extension of HH rating.* The HH rating may not be applied or extended to a plywood manufacturer for plywood. However, any person who has received an HH rated order for the delivery of plywood may extend the HH rating to his suppliers (except to a plywood manufacturer) to get plywood which he will deliver on that order subject to applicable inventory regulations. If a person has made delivery of plywood on an HH rated order, he may extend the HH rating to his suppliers (except to a plywood manufacturer) to replace the amount in his inventory subject to the applicable inventory regulations. A millwork manufacturer who has received a HH rated order for millwork or who has delivered millwork on an HH rating, may not extend the HH rating for plywood for incorporation into millwork.

(4) *Violations.* Any person who willfully violates any provisions of this direction, willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute plywood, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Appeals.* Any appeal from the provisions of this direction shall be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1A to PR 33 stating the particular provision appealed from and stating fully the grounds for the appeal.

(7) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

(8) *Effective date.* This direction shall become effective April 1, 1946.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–4444; Filed, Mar. 15, 1946; 4:41 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 8]

PREFABRICATED HOUSING UNDER THE RECONVERSION HOUSING PROGRAM

The following direction is issued pursuant to Priorities Regulation 33:

(a) *What this direction does.* This direction explains how manufacturers of prefabricated houses, sections or panels, called prefabricators in this direction, may get HH ratings for certain materials to be used in the manufacture and erection of prefabricated housing under the Reconversion Housing Program.

(b) *Definitions.* For the purpose of this direction:

(1) "Prefabricated house" means a house which is manufactured in a factory, is transported without being taken apart, and will be ready for occupancy when placed on a foundation and connected with required utility services. The term "prefabricated house" does not include house trailers.

(2) "Prefabricated section" means a section of a house which is manufactured in a factory, is transported without being taken apart, and will be ready for use when attached to another section or other sections of a house, or used in combination with prefabricated panels or conventionally constructed elements or both, placed on a foundation and connected with public utility services.

(3) "Prefabricated panel" means any floor, wall, partition, ceiling, roof or truss panel which is manufactured in a factory in such a fashion that it may be erected, in combination with other prefabricated panels or sections of a house, or in combination with conventionally constructed elements to produce housing accommodations. Prefabricated panels may, but need not, incorporate such items as window and door frames, sash, doors, builders' hardware, wiring, piping, etc.

(4) The terms "prefabricated panel" and "prefabricated section" do not include: (i) fabricated structural steel such as columns, beams, or trusses, (ii) millwork as defined in Direction 1 to Priorities Regulation 33, (iii) items of furniture and equipment not to be permanently attached to and made a part of a house or, (iv) building materials cut to size and shape for assembly at the site (however, if such materials are delivered by the prefabricator as part of the package he supplies, these materials for the purpose of this direction are considered as included in the package and are subject to the rules in this direction).

(c) *Applications by prefabricators for priorities assistance.* A prefabricator may apply to the Civilian Production Administration on Form CPA–4415 for authority to use an HH rating or to place certified orders to get materials on List 1 to this direction to be used in the manufacture of prefabricated houses, sections, and panels, or to be sold with them. Second quarter applications must be filed by April 1, 1946. Authorizations will be given on this form for materials for the Second Quarter (April, May and

June) and an advance authorization for a percentage of requirements for the third quarter (July, August, and September). The advance authorization will enable the prefabricator to place purchase orders for the third quarter before the receipt of his third quarter authorization, subject to the provisions of paragraph (d) (5). Priorities assistance will be granted only for such quantities of materials for manufacture into prefabricated houses, sections or panels as are likely to be fully used in housing authorized under the Reconversion Housing Program.

(d) *Use of HH ratings and certified orders by prefabricators.* (1) A prefabricator must not extend an HH rating which he receives from his customers.

(2) A prefabricator to whom an HH rating is assigned on Form CPA–4415 under this direction may use it only to get the quantities of the materials approved on the application (except that the HH rating may not be used to get materials covered by paragraph (3) below). The HH rating may be applied to a purchase order only by placing on the order the following certificate (the certificates set forth in Priorities Regulations 3 and 7 may not be substituted for this certificate).

Reconversion Housing Program
Prefabricated Housing
Serial #------
Rating: HH

I certify to the Civilian Production Administration that the materials covered by this order will be used only in prefabricated units being manufactured under the Reconversion Housing Program and that I will sell the completed units only on orders rated HH under Priorities Regulation 33.

Manufacturer

(3) A prefabricator who has been granted priorities assistance on Form CPA–4415 may use an HH rating to get his approved quantity of bath tubs, radiation and soil pipe from distributors or jobbers, and for his approved quantity of gypsum board and lath from dealers, under Directions 2, 3, 4 and 5 to Priorities Regulation 33. A prefabricator, however, shall not use an HH rating to get any of these products directly from producers, as it is expected by the Civilian Production Administration that producers who regularly sell these products directly to prefabricators will continue to provide an equitable share of their products to them without use of ratings.

(4) A prefabricator whose application on Form CPA–4415 is approved may place certified orders for the approved quantities of lumber, millwork, hardwood flooring and softwood plywood in accordance with Direction 1 and Direction 1A to Priorities Regulation 33.

(5) The prefabricator must not specify delivery dates (delivery at his plant or warehouse) on HH rated or certified purchase orders for materials more than 30 days before the time they are to be incorporated in the prefabricated house, section or panel. Furthermore, the prefabricator must not place HH rated or certified purchase orders for materials in which delivery is specified later than during the third calendar month after the time when the purchase order is placed.

(e) *Extendibility of HH ratings by dealers.* A person (other than a prefabricator) who receives an HH rated order for a prefabricated house, section or panel, may extend the HH rating to a prefabricator to get the prefabricated house, section or panel which he will deliver on the HH order.

(f) *Sales by prefabricators.* A prefabricator must not sell any prefabricated house, section or panel, in which materials obtained with an HH rating or by means of a certified order under Direction 1 or Direction 1A to Priorities Regulation 33 have been incorporated, except on an order rated HH.

(g) *Application by builders under Priorities Regulation 33.* A veteran of World War II or other builder who wishes to erect a prefabricated house, section or panel (including a prefabricator who erects the building himself) to produce housing accommodations may apply for an HH rating under Priorities Regulation 33 and his application will be processed in the usual fashion. If approved, the builder will be subject to all the requirements of Priorities Regulation 33 including the restrictions on sales price, rents and preference to veterans. When the application is approved, the builder will be assigned an HH rating which he may use to get the prefabricated house, section or panel and other items from the prefabricator. This rating may be applied in accordance with, and subject to the limitations of paragraph (d) of the regulation. The builder may also use the HH rating to get the necessary quantities of any other items on Schedule A of Priorities Regulation 33 from a supplier.

(h) *Violations.* Any person who wilfully violates any provision of this direction, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(i) *Appeals.* Any appeal from the provisions of this direction should be made by mailing a letter in triplicate to the Civilian Production Adminstraton, Washington 25, D. C., Ref: Direction 8 to Priorities Regulation 33, stating the particular provision appealed from and stating fully the grounds for the appeal.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–4442; Filed, Mar. 15, 1946; 4:41 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, List 1 to Direction 8]

The priorities assistance given under Direction 8 to Priorities Regulation 33 to prefabricators may be used only to get the following materials (additions to and deletions from this list may be made from time to time):

	Direction to Priorities Regulation 33 applying to the material
Lumber	Direction 1
Hardwood flooring	Direction 1
Millwork (including doors and built-in kitchen cabinets)	Direction 1
Softwood plywood, interior and exterior types	Direction 1A
Bathtubs	Direction 2
Cast iron soil pipe and fittings	Direction 4
Gypsum Lath	Direction 5
Gypsum Board	Direction 5
Prefabricated sections	Direction 8
Prefabricated panels	Direction 8
Insulation board.	
Other wallboard.	
Clay Sewer Pipe.	

Definitions of the above items may be found in the appropriate directions.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–4443; Filed, Mar. 15, 1946; 4:41 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S–926, Amdt. 1]

M. R. FLEISCHMAN CO.

Charles Fleischman and Dorothy V. Fleischman, a co-partnership, d/b/a M. R. Fleischman Company, with principal place of business at 50 Van Ness Avenue, San Francisco, California, engaged in the manufacture of women's wear, have appealed from the provisions of Suspension Order No. S–926. The Chief Compliance Commissioner has reviewed the case and has directed that the order be amended by substituting the following paragraph (b) for the present paragraph (b):

In view of the foregoing, it is hereby ordered, that: § 1010.926 *Suspension Order No. S–926* be amended by substituting the following paragraph (b) for the present paragraph (b):

(b) Charles Fleischman and Dorothy V. Fleischman, partners, d/b/a M. R. Fleischman Company, shall not receive any authorization from Civilian Production Administration to place orders bearing CC ratings for textiles during the first quarter of 1946, and they shall not place any orders bearing CC ratings for textiles during that period except that they may place orders for the second quarter of 1946 on or after March 15, 1946, for 70 percent of the yardage of the fabric that they would have normally been authorized under directions 9 or 10 to receive on M–328B CC rated orders in the first quarter of 1946. This authorization, which was prohibited by the terms of the suspension order, would have amounted to 43,168 yards of rayon body fabric for women's and misses' dresses and 11,358 yards of rayon body fabric for women's and misses' blouses.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–4418; Filed, Mar. 15, 1946; 4:36 p. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Limitation Order L–99, as Amended Mar. 8, 1946, Amdt. 1]

OPERATION OF LOOMS FOR COTTON BROAD WOVEN FABRIC PRODUCTION

Section 3290.46 *Limitation Order L–99* is amended as follows:

1. Paragraph (c) (2) is amended to change the last sentence to read as follows: "This temporary exemption applies only to appeals filed on or before March 25, 1946 by registered mail with return receipt requested or by telegraph,

and does not apply to any reappeal from action taken on the initial appeal."

2. Paragraph (1) of Schedule A is amended to read as follows:

(1) Looms which on March 8, 1946 (or the last prior date when the looms were in production) produced any item now listed in the "Did Produce" column of Schedule A, may produce only the following permitted items (items in the "Did Produce" column are keyed to the corresponding items in the "May Produce Only" column by means of common Group Numbers):

(i) If the items shown in the Schedule A "May Produce Only" column opposite the applicable Group Number are marked with an asterisk, only those items may be produced.

(ii) If the items shown in the Schedule A "May Produce Only" column are not marked with an asterisk, those items may be produced and also any item market with an asterisk in Schedule A or any item listed in the "May Produce Only" column of Schedule B.

3. Paragraph (2) of Schedule A is revoked.

4. The date in the heading of the "Did Produce" column of Schedule A is amended to read "March 8, 1946 (or the last prior date when the looms were in production)".

5. Paragraph (1) of Schedule B is amended to read as follows:

(1) Looms which at any time during the period March 1, 1942 through February 28, 1946, inclusive, produced any item listed in the "Did Produce" column of Schedule B, and did not produce any item now listed in the "Did Produce" column of Schedule A on March 8, 1946 (or the last prior date when the looms were in production), are subject to the following requirement:

(i) These looms may produce only the items in the "May Produce Only" column of Schedule B opposite the applicable Group Number in the "Did Produce" column.

(ii) This requirement is effective on and after April 1, 1946 except that the effective date is April 15, 1946 in the case of looms which change to a different sley, and is April 30, 1946 in the case of looms which make changes in warp yarn numbers.

6. In Schedule A the entry in the "Did Produce" column for Group Number 16A is amended to read as follows:

Four leaf tent twill (Army spec. JQD–48) Ticking—plain, staple strip ACA.

7. In Schedule A delete the asterisk before the item "Seamless Bags" in the "May Produce Only" column for Group Number 3.

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–4417; Filed, Mar. 15, 1946; 4:36 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 94, 2d Rev. Order 12]

SPECIAL MAXIMUM PRICES FOR CERTAIN TIRES

Revised Order No. 12 under SO 94 is redesignated Second Revised Order No. 12 and is revised and amended to read as set forth herein.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of SO 94, it is ordered:

(a) *What this second revised order does.* This second revised order establishes maximum prices for sales by War Assets Corporation of tires classified "C–1" or "R" by the United States Army or classified "B" by the United States Navy.

(b) *Maximum prices.* (1) The maximum price for tires classified "C–1" by the United States Army and classified "B" by the United States Navy and sold by War Assets Corporation, shall be $30.00 per ton, "as is, where is".

(2) The maximum price for tires classified "R" by the United States Army and sold by War Assets Corporation, shall be 3½ cents per pound, "as is, where is".

(c) *Revocation and amendment.* This second revised order may be revoked or amended at any time.

This second revised order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4440; Filed, Mar. 15, 1946; 4:48 p. m.]

PART 1305—ADMINISTRATION

[SO 129,[1] Amdt. 10]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. Section 14 is amended to read as follows:

SEC. 14 *Motor vehicles and equipment*—(a) *Automotive parts, certain sales.* (1) Automotive parts are suspended from price control:

(i) When sold to automotive vehicle manufacturers for use as automotive vehicle original equipment.

(ii) When sold to parts or subassembly manufacturers for use in the production of parts or subassemblies to be sold to manufacturers of automotive vehicles or other complete assemblies for use as original equipment.

(iii) When sold to manufacturers of complete assemblies other than automotive vehicles for use as original equipment in such assemblies, except that prices for sales under this subdivision (iii) shall not be higher dollarwise in relation to the seller's general level of prices for sales under subdivision (i) than was the case in March, 1942. For example, a parts manufacturer sold a certain automotive part to automotive vehicle manufacturers in March, 1942, for $5.00, and he sold the same part to a farm machinery manufacturer for $6.00, or $1.00 more. If he now raises his price to the automotive vehicle manufacturers to $5.10, he may not charge more than $6.10 to the farm machinery manufacturer, that figure being $1.00 greater than the price to the automotive vehicle manufacturer. If the seller was not in the business of selling automotive parts in March, 1942, he shall be guided by the March, 1942 price differential of his most closely competitive seller of the same class.

(iv) When sold to distributors to be resold to manufacturers of automotive vehicles or other complete assemblies for use as original equipment.

(v) When sold to distributors to be resold to parts or subassembly manufacturers for use in the production of parts of subassemblies to be sold to manufacturers of automotive vehicles or other complete assemblies for use as original equipment.

(2) *Notification from purchasers of original equipment requirements.* Before delivery, a purchaser of automotive parts to be used as described in (i), (ii), (iii), (iv) or (v) shall notify the seller in writing of the quantity of the part required for use as original equipment in automotive vehicles or other complete assemblies or for use in the production of parts or subassemblies to be used as original equipment in automotive vehicles or other complete assemblies. The seller may rely upon the buyer's notification and treat as suspended from price control the sale and delivery of the number of parts stated by the purchaser.

(3) *When price control may be resumed.* Although price control of an automotive part is suspended, the vehicle manufacturers are not permitted to reflect in their prices unduly high parts prices. In general, parts prices will be considered unduly high if a seller's prices on the average exceed prices that would have been allowed had price control been maintained and had the prices been adjusted under the Office's reconversion policy. Consequently, parts prices that are inflationary in that they reflect temporary and artificially high elements of cost or profit margins materially greater than were prevailing in a representative peacetime period may not be passed through in the form of higher vehicle prices.

The widespread charging of prices higher than those that would have been allowed under continued price control will cause the Administrator to revoke the suspension of automotive parts. In addition, the Administrator may by order, under this paragraph, revoke the suspension from price control of individual sellers of automotive parts either with regard to all or certain of the parts sold by them. Such action will be taken when it appears that unduly high prices are being charged by certain sellers but that in general the level of parts prices is satisfactory. Such individual orders will state whether the maximum prices applicable upon the revocation of suspension will be those set forth in the particular price regulation which formerly controlled the particular type of sale or

[1] 11 F.R. 1520.

whether a different maximum price will apply.

(4) *Definitions.* As used in this supplementary order

(i) "Automotive vehicle" means a passenger automobile, truck, truck tractor, electric, diesel or gasoline motor driven bus, ambulance, hearse, flower car, airport limousine, mobile fire apparatus or motorcycle.

(ii) "Complete assembly" means an assembly in its final form and which will not later be incorporated in another product. Examples are farm tractors and farm combines.

(iii) "Automotive part" means any specific part, subassembly or accessory, except as excluded below, originally designed for use in an automotive vehicle and fabricated to such an extent that it may be identified as to its ultimate use in an automotive vehicle. "Automotive parts" do not include tires; batteries; radios; or ferrous and nonferrous castings covered by Regulations 41, 125, 214, 235, 241 and 244.

Examples: Glass is not an automotive part unless cut to size to be incorporated in an automotive vehicle. Electrical wire is not a "part" within the meaning of the definition unless sufficiently fabricated so that it may be identified with its ultimate use in automotive vehicles, as in the form of wire harness assemblies. Forgings are not "parts" unless they can be identified as to their ultimate use in automotive vehicles. Among such identifiable forgings are spindle bolts, axle shafts and crankshafts. Examples of stampings that are automotive parts are fenders, bodies, truck cabs, bumpers and brackets. Automotive fabrics in general are not parts, but when the fabric is cut to size and made part of a seat, the seat is a "part". Upholstery tacks are not "parts", since they were not originally designed for use in an automotive vehicle. Jacks of the type customarily included in the tool kit of an automotive vehicle are accessories meeting the requirements of the definition.

There follows a general but not exclusive list of automotive parts:

Automotive gears
Automotive steering assemblies
Automotive knee action front ends
Automotive conventional type front axles
Automotive suspension and booster springs
Automotive wheels and hub and drum assemblies
Automotive bearings
Automotive connecting rods
Automotive valves
Automotive valve springs
Automotive shock absorbers
Automotive body hardware
Automotive fan belts
Automotive armatures (motor and generator and wiper motors)
Automotive brake systems
Automotive transmissions
Automotive differentials
Automotive oil filters
Automotive coils and electrical parts
Automotive heaters and defrosters
Automotive brake parts
Automotive engine assemblies
Automotive radiators
Automotive horns or warning signaling devices
Automotive drag links
Automotive mouldings
Automotive oil and water pumps
Automotive propeller shafts
Automotive window regulators
Automotive rear axle shafts
Automotive ring and pinion gears
Automotive cylinder sleeves
Automotive speedometers
Automotive truck winches
Automotive truck hoists
Automotive truck bodies
Automotive truck-tractor fifth wheel assemblies

2. Section 18 (b) (1) is amended to read as follows:

(1) *Automotive parts: reports of increased prices.* Each seller of automotive parts shall mail to the Automotive Branch,[1] OPA National Office, Washington 25, D. C., not later than five days from the date a firm price for a sale of an automotive part suspended by this Order is agreed to by the seller and the purchaser, the following information regarding such a sale when the firm price is higher than the maximum price prior to suspension:

(i) Description of the part.
(ii) Name and address of buyer.
(iii) Firm selling price.
(iv) Former maximum price (not required where maximum price would have been established under section 8 of Maximum Price Regulation 452).

Once the information has been reported as to a new price, reports need not be made for later sales at or below that price.

This amendment shall become effective March 15, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4422; Filed, Mar. 15, 1946; 4:38 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 168]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 426 is amended in the following respect.

The first sentence of section 5a (b) is amended to read as follows: "Original sales of produce by country shippers, grower-packers or grower-distributors to packers of gift packages are exempt from this regulation if the produce sold is to be used and resold in gift packages."

This amendment shall become effective 12:01 a. m., March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4432; Filed, Mar. 15, 1946; 4:47 p. m.]

PART 1303—ZINC

[MPR 3,[1] Amdt. 2]

ZINC SCRAP MATERIALS AND SECONDARY SLAB ZINC

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 3 is amended in the following respects:

1. Section 1303.14 is amended to read as follows:

§ 1303.14 *Appendix B: Maximum prices for secondary slab zinc.*—(a) *Base prices.*

Grade:	Base price (cents per pound)
Prime Western	8.25
Selected	8.35
Bass Special	8.50
Intermediate	8.75
High Grade	9.25

(b) *Sold and delivered or shipped in carload lots.* The term "base price" referred to in this paragraph means the price listed in paragraph (a) of this section for the respective grade of slab zinc.

Grade:	Maximum price per pound (delivered, buyer's receiving point)
Prime Western	Base price plus lowest carload freight from E. St. Louis to buyer's receiving point.
Selected	Base price plus lowest carload freight from E. St. Louis to buyer's receiving point.
Brass Special	Base price plus lowest carload freight from E. St. Louis to buyer's receiving point.
Intermediate	Base price plus lowest carload freight from E. St. Louis to buyer's receiving point.
High Grade	Base price.

The minimum quantity making up a carload lot for the purposes of maximum Price Regulation No. 3 shall be the minimum quantity required to obtain railroad carload lot rates from the point of shipment to the point of destination.

(c) *Sold and delivered, shipped or carried away in less than carload lots.* The term "base price" referred to in this paragraph means the price listed in paragraph (a) of this section for the respective grade of slab zinc.

[1] 8 F. R. 3171.

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12707, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213.

[2] Sellers of parts subject to MPR 149 shall mail these reports to the Rubber, Chemicals and Drugs Branch.

(1) *Sales of secondary slab zinc by the producer of the zinc sold.*

For sales in lots of—	Maximum price per pound (f. o. b. point of shipment)	
	Prime western, selected, brass special, intermediate	High grade
20,000 pounds and less than a carload.	Base price plus 0.15¢ plus lowest carload freight from East St. Louis to buyer's receiving point, minus lowest carload freight from point of shipment to buyer's receiving point.	Base price plus 0.15¢.
10,000 pounds and less than 20,000 pounds.	Base price plus 0.25¢ plus lowest carload freight from East St. Louis to buyer's receiving point, minus lowest carload freight from point of shipment to buyer's receiving point.	Base price plus 0.25¢.
2,000 pounds and less than 10,000 pounds.	Base price plus 0.40¢ plus lowest carload freigh from East St. Louis to buyer's receiving point, minus lowest carload freight from point of shipment to buyer's receiving point.	Base price plus 0.40¢.
Less than 2,000 pounds	Base price plus 0.50¢ plus lowest carload freight from East St. Louis to buyer's receiving point, minus lowest carload freight from point of shipment to buyer's receiving point.	Base price plus 0.50¢.

(2) *Sales by all persons except producers.*

For sales in lots of—	Maximum price per pound (f. o. b. point of shipment)	
	Prime western, selected, brass special, intermediate	High grade
20,000 pounds and less than a carload.	Base price plus 0.65¢ plus lowest carload freight from East St. Louis to point of shipment.	Base price plus 0.65¢.
10,000 pounds and less than 20,000 pounds.	Base price plus 0.75¢ plus lowest carload freight from East St. Louis to point of shipment.	Base price plus 0.75¢.
2,000 pounds and less than 10,000 pounds.	Base price plus $1.00 plus lowest carload freight from East St. Louis to point of shipment.	Base price plus $1.00.
Less than 2,000 pounds	Base price plus $1.50 plus lowest carload freight from East St. Louis to point of shipment.	Base price plus $1.50.

(d) *Specifications.* The grades of secondary slab zinc specifically referred to above shall conform to the following chemical requirements.

MAXIMUM IMPURITIES—PERCENT

Grade	Lead	Iron	Cadmium	Total not over—
High grade*	0.07	0.02	0.07	0.10
Intermediate*	.20	.03	.50	.50
Brass special*	.60	.03	.50	1.00
Selected*	.80	.04	.75	1.25
Prime western	1.60	.08	.....	.....

*Shall be free of aluminum.

Secondary slab zinc which fails to meet the standards of Prime Western grade shall be sold below the maximum price established herein for that grade.

This amendment shall become effective March 20, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4433; Filed, Mar. 15, 1946; 4:48 p. m.]

PART 1364—FRESH CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 579, Amdt. 17]

CERTAIN SPECIES OF FRESH AND FROZEN FISH AND SEAFOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 579 is amended in the following respects:

1. Section 2.7 (e) is added to read as follows:

(e) *Certain inland warehouse sales to retailers and purveyors of meals at Column G prices.* For purposes of section 2.7 (b) and 2.7 (c) an inland branch warehouse of a primary fish shipper or other wholesaler meeting the qualifications in section 2.5 (c) shall be treated as an independent wholesaler and the transfer from one such inland branch warehouse to another such inland branch warehouse shall be treated as a sale for the purpose of qualifying under those sections 2.7 (b) and 2.7 (c).

2. Section 3.3 (g) is added to read as follows:

(g) *Certain inland warehouse sales to retailers and purveyors of meals at Column V prices.* Notwithstanding the provisions of paragraph (e) the table prices listed in the following subparagraphs (1) and (2) are applicable to a primary processor's inland warehouse sales of frozen fish which the primary processor purchased from a primary distributor or from an inland warehouse of a processor or importer pursuant to section 3.3 (e) or section 3.5 (b) and sales of frozen fish which the primary processor received at that selling warehouse from another of his inland warehouses where the transfer to the selling warehouse otherwise qualifies as an inland warehouse sale under section 3.3 (e) or 3.5 (b): *Provided, however,* That during the year prior to March 15, 1946 such processor handled frozen fish listed in table IB at such selling inland warehouse and received less than 20% of the frozen fish listed in table IB which he handled at that warehouse by shipment from Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut or any foreign country; and *Provided, further,* That the selling inland warehouse meets the qualifications of section 3.3 (e); except that the prices in subparagraphs (1) and (2) shall not be applicable to sales from an inland warehouse of a primary processor if during the year preceding April 13, 1943 he received frozen fish of the same species at that warehouse for the most part in carload lots or as a portion of a whole carload lot including other species:

(1) To a retailer—the price listed in Column V of Table IB (section 10.1)

(2) To a purveyor of meals:

(i) If the sale involves transportation to the buyer other than local trucking, hauling or handling, or if the seller is entitled to a delivery allowance for the sale under section 3.9—the price listed in column V of Table IB (section 10.1) plus ½ cent.

(ii) If the sale is not covered by subdivision (i)—the price listed in column V of table IB (section 10.1).

3. Section 3.7 (b) is amended to read as follows:

(b) *Certain sales to retailers and purveyors of meals at Column V prices.* Notwithstanding the provisions of paragraph (a) a wholesaler who purchases frozen fish from a primary distributor or from an inland warehouse of a processor or importer pursuant to section 3.3 (e) or section 3.5 (b) or receives fish at an inland branch warehouse from another of his inland warehouses and the transfer otherwise qualifies as a primary distributor sale or importer sale under section 3.6 (a) or 3.5 (b) may sell that fish to retailers or purveyors of meals at the table prices listed in the following subparagraphs (1) and (2): *Provided, however,* That he does not qualify as a primary distributor under section 3.6 at his selling domestic established place of business with respect to that species; and *Provided, further,* That during the year prior to March 15, 1946 he handled frozen fish listed in table IB at such domestic established place of business and during that year received less than 20% of the frozen fish listed in table IB which he handled at such established place of business by shipment from Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut or any foreign country:

(1) To a retailer:

(i) If the seller is a retailer-owned cooperative wholesaler (defined in paragraph (a) (2) (i))—selling to an affiliated retail store—the prices listed in column V of table IB (section 10.1) minus one cent.

(ii) If the seller is not a retailer-owned cooperative wholesaler—the price listed in column V of table IB (section 10.1).

(2) To a purveyor of meals:

(i) If the sale involves transportation to the buyer other than local trucking, hauling or handling, or if the seller is entitled to a delivery allowance for the sale under section 3.9—the price listed in column V of Table IB (section 10.1) plus ½ cent.

(ii) If the sale is not covered by subdivision (i)—the price listed in column V of Table IB (section 10.1).

4. Section 3.12 is amended by adding at the end of the list of differentials and allowances the following:

Parchment wrapped in 2 lb. wood or paper box	add 1¼¢ per lb.
Cellophane wrapped in 2 lb. wood or paper box	add 1½¢ per lb.

5. Section 4.7 (e) is added to read as follows:

(e) *Certain inland warehouse sales to retailers and purveyors of meals at Column G prices.* For purposes of section

4.7 (b) and 4.7 (c) an inland branch warehouse of a primary fish shipper or other wholesaler meeting the qualifications in section 4.5 (c) shall be treated as an independent wholesaler and the transfer from one such inland branch warehouse to another such inland branch warehouse shall be treated as a sale for the purpose of qualifying under those sections 4.7 (b) and 4.7 (c).

6. Section 5.3 (g) is added to read as follows:

(g) *Certain inland warehouse sales to retailers and purveyors of meals at Column V prices.* Notwithstanding the provisions of paragraph (e) the table prices listed in the following subparagraphs (1) and (2) are applicable to a primary processor's inland warehouse sales of frozen fish which he purchased from a primary distributor or from another inland warehouse of a processor or importer pursuant to section 5.3 (e) or 5.5 (b) or from a wholesaler who prices pursuant to section 5.7 (a) (1) (ii) or (iii), and to sales of frozen fish which the primary processor received at that selling warehouse from another of his inland warehouses where the transfer to the selling inland warehouse otherwise qualifies as an inland warehouse sale under section 5.3 (e) or 5.5 (b): *Provided, however,* That during the year prior to March 15, 1946 such processor handled frozen fish listed in table II B at such inland warehouse and received less than 20% of the frozen fish listed in table II B which he handled at that warehouse by shipment from Alaska, Washington, Oregon, California or any foreign country; and *Provided, further,* That the selling warehouse meets the qualifications of section 5.3 (e); except that the prices in subparagraphs (1) and (2) shall not be applicable to sales from an inland warehouse of a primary processor if during the year preceding April 13, 1943 he received frozen fish of the same species at that warehouse for the most part in carload lots as a portion of a whole carload lot including other species.

(1) To a retailer—the price listed in column V of table I B (section 10.1)

(2) To a purveyor of meals:

(i) If the sale involves transportation to the buyer other than local trucking, hauling or handling, or if the seller is entitled to a delivery allowance for the sale under section 5.9—the price listed in Column V of Table II B (section 10.1) plus one cent.

(ii) If the sale does not fall within subdivision (i)—the price listed in Column V of Table IIB (section 10.1).

7. Section 5.5 (d) is amended to read as follows:

(d) Notwithstanding the provisions of paragraph (a) the maximum price which a person may charge for a sale of frozen fish which he receives in bond from the Pacific Coast of Canada is (except as modified by section 5.3 (g)) the appropriate table price applicable to a sale of such fish purchased from a primary processor plus all applicable allowances for an importer sale.

8. Section 5.7 (b) is amended to read as follows:

(b) *Certain West Coast sales to retailers and purveyors of meals at Column V prices.* Notwithstanding the provisions of paragraph (a) a wholesaler who purchases frozen fish from another wholesaler who prices on the basis of Column III pursuant to section 5.7 (a) (1) (ii) or (iii) may sell that fish to retailers or purveyors of meals at the table prices in paragraph (d).

9. Section 5.7 (c) is added to read as follows:

(c) *Certain inland sales to retailers and purveyors of meals at Column V prices.* Notwithstanding the provisions of paragraph (a) a wholesaler who purchases frozen fish at an established place of business from a primary distributor or from an inland warehouse of a processor or importer pursuant to section 5.3 (e) or section 5.5 (b) or who receives fish at an inland branch warehouse from another of his inland warehouses and the transfer otherwise qualifies as a primary distributor sale or importer sale under section 5.6 (e) or 5.5 (b) may sell that fish to retailers or purveyors of meals at the table prices in paragraph (d): *Provided, however,* That he does not qualify as a primary distributor under section 5.6 (a) at his selling domestic established place of business with respect to that species; and *Provided, further,* That during the year prior to March 15, 1946 he handled frozen fish listed in table IIB at such domestic established place of business and during that year received less than 20% of the frozen fish listed in table IIB which he handled at that domestic established place of business by shipment from Alaska, Washington, Oregon, California or any foreign country.

10. Section 5.7 (d) is added to read as follows:

(d) *Table prices.* (1) To a retailer:

(i) If the seller is a retailer-owned cooperative wholesaler (defined in section 4.4 (d)) selling to an affiliated retail store—the price listed in Column V of Table IIB (section 10.1) minus one cent.

(ii) If the seller is not a retailer-owned cooperative wholesaler—the price listed in Column V of Table IIB (section 10.1)

(2) To a purveyor of meals:

(i) If the sale involves transportation to the buyer other than local trucking, hauling or handling, or if the seller is entitled to a delivery allowance for the sale under section 5.9—the price listed in Column V of Table IIB (section 10.1) plus one cent.

(ii) If the sale does not fall within subdivision (i)—the price listed in Column V of Table IIB (section 10.1).

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4430; Filed, Mar. 15, 1946; 4:47 p. m.]

PART 1377—WOODEN CONTAINERS

[RMPR 320, Amdt. 4]

EASTERN AND CENTRAL WOODEN AGRICULTURAL CONTAINERS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 320 is amended in the following respects:

1. Section 3, Table V, footnote 5 is amended to read as follows:

⁵ All berry crates sold without cups or dividers, deduct the ceiling price of the dividers and the ceiling price of the cups.

2. A new section 3a is added to read as follows:

SEC. 3a. *Interim pricing on certain strawberry crates.* On and after March 15, 1946, manufacturers of the crates listed below may make the dollar and cent addition specified below on all sales of complete crates (including cups and dividers). This addition must be shown separately on the invoice. The overtime, dealer's and warehouseman additions cannot be made to the increase provided for in this section. Dealers and warehousemen may increase their present maximum prices by the exact dollar and cent addition to their cost on all sales of crates on which they have been charged the extra provided by this section.

FCB No.	Container description	Addition per 100 crates
5016	24-qt. wired American berry crates	$5.25
5501	24-qt. Jarrell-type folding berry crates	5.90
5720	24-qt. hinged cover berry crates—thistle tip	7.05
253	24-qt. American berry crates 11" x 11" x 21¼" to 22"	5.10
295	36-pt. berry crates—oblong cups 9" x 11" x 22"	5.60
252	24-pt. American berry crates 9" or 9½" x 9" x 18"	4.60
5515	24-pt. wire American berry crates	4.10
260	24-pt. berry-crates—oblong cups	4.15
	16-qt. American berry crates	3.70

This Amendment No. 4 shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4431; Filed, Mar. 15, 1946; 4:47 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3,[1] Amdt. 9]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Third Revised Ration Order 3 is amended in the following respects:

[1] 11 F.R. 177.

1. Section 19.4 (c) (2) (i) is amended by adding at the end thereof the following sentence: "However, for any quarterly period beginning on or after April 1, 1946, the number of one hundred pound units are multiplied by 90 percent of the average number of pounds of sugar which he used per one hundred pounds of that type of dried beans so used in 1941."

2. Section 19.4 (d) is amended by adding at the end thereof the following sentence: "However, an industrial user may use 90 percent of the average amount of sugar he used in 1941 per one hundred pounds of dried beans processed for each one hundred pounds of dried beans he processes in any quarterly period on or after April 1, 1946. He may not use more sugar than this amount."

3. Section 19.5 (c) (2) is amended to read as follows:

(2) The amount of the provisional allowance of sugar for use in canning or bottling fruit juices shall be computed in the following way separately for each kind of fruit juice:

(i) For each kind of fruit juice the number of gallons of that kind of fruit juice which the applicant expects to make from the date of application to the end of the quarterly period for which application is made (or for use in the period from March 15, 1946, to April 1, 1946) is multiplied by 90 percent of the average number of pounds of sugar which he used per gallon for that kind of fruit juice during 1941;

(ii) The resulting figures for each kind of fruit juice are added together and the result is his provisional allowance for canning and bottling fruit juices. The District Office shall issue to him a check for the amount of his provisional allowance less any unused balance of his last provisional allowance of sugar issued for canning and bottling fruit juices.

4. Section 19.5 (d) is amended to read as follows:

(d) *Restriction on use.* If an industrial user receives a provisional allowance under this order for canning and bottling any kind of fruit juice, he may use that provisional allowance only for the purpose of canning and bottling that kind of fruit juice. For any packing season beginning after March 14, 1946, or for any part of a packing season not ended by that date he may not use more sugar in canning or bottling any fruit juice than 90 percent of the average amount of sugar he used per gallon for that kind of fruit juice in 1941. Moreover, he may not use sugar for a packing season in excess of the average rate provided in computing his allowance.

5. Section 19.10 (c) (2) is amended to read as follows:

(2) The amount of the provisional allowance of sugar for use in canning or bottling fruit, for each kind of fruit, shall be computed in the following way:

(i) The number of cases of 24 No. 2½ cans (or equivalent) of that kind of fruit which the applicant expects to pack from the date of application (or for use in the period from March 15, 1946, to April 1, 1946) to the end of the quarter is multiplied by 90 percent of the average number of pounds of sugar which he used per 24 No. 2½ cans (or equivalent) for that kind of fruit during 1941.

The resulting figures for each kind of fruit are added together and the result is his provisional allowance for canning and bottling fruit. The District Office shall issue to him a check for the amount of his provisional allowance less any unused balance of his last provisional allowance of sugar issued for canning and bottling fruit.

6. Section 19.10 (d) is amended to read as follows:

(d) *Restriction on use.* An industrial user who obtains a provisional allowance under this order may use the sugar only during the packing season for which it was obtained and for packing the fruit for which it was granted and not in excess of the average rate provided in computing his allowance.

7. Section 19.10 (e) is amended to read as follows:

(e) *Records and reports.* An industrial user who, during a calendar month, has sugar for canning or bottling fruit must, before the sixteenth day of the following month, file with the District Office with which he is registered, a report on OPA Form R-359-A giving all the information required by that form. He must keep a copy of this report at his principal business office as long as this order remains effective.

This amendment shall become effective March 15, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4434; Filed, Mar. 15, 1946; 4:48 p. m.]

PART 1305—ADMINISTRATION

[Rev. Gen. RO 5,[1] Amdt. 4]

FOOD RATIONING FOR INSTITUTIONAL USERS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Revised General Ration Order 5 is amended in the following respects:

1. Section 2.2 (b) is amended to read as follows:

(b) Institutions of involuntary confinement (such as prisons, insane asylums and homes for delinquents) and also logging camps, lake steamers, fishing vessels, tugs, barges, and other ships, are not in Group I even if they meet the above tests. Any other establishments which meet the above tests are in Group I, even if they also meet the tests for Group IV, V or VI.

[1] 11 F.R. 116.

2. Section 16.4 (a) (4) is amended to read as follows:

(4) That his account will be closed and his ration banking privileges will be withdrawn unless he repays the amount of all overdrafts on that account within seven (7) days after his allotment has been issued by the District Office for the allotment period following the one in which he received the notice of the overdraft. If the user does not apply for an allotment within the first fifteen (15) days of such allotment period, his account will be closed by the District Office on the sixteenth day of such allotment period. (However, if the user has been given permission to apply for allotments under section 5.3 (d) later than fifteen (15) days after the beginning of an allotment period, and such user applies within such specified period, the time for repayment shall be no later than seven (7) days after his allotment has been issued by the District Office. If such user does not apply within the specified period, his account will be closed on the day following the last day on which he is thus permitted to apply for an allotment.)

This amendment shall become effective March 22, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4509; Filed, Mar. 18, 1946; 11:40 a. m.]

PART 1339—BURLAP AND BURLAP PRODUCTS

[RPS 18,[1] Amdt. 9]

BURLAP

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule 18 is amended in the following respects:

1. Paragraph (b) of § 1339.9 is amended to read as follows:

(b) "Burlap" means jute burlap (whether new, second hand, damaged or resewn) of the constructions listed in this Revised Price Schedule No. 18.

2. The first paragraph of § 1339.11 is amended to read as follows:

§ 1339.11 *Appendix A: Maximum import purchase prices.* The maximum prices at which any person other than an agency of the United States Government may purchase burlap of the constructions described in this § 1339.11 from a foreign seller (or his agent) for importation into the United States are those specified below. These prices are also the maximum prices at which any person may sell or offer to sell burlap of the constructions described in this § 1339.11 for importation into the United States, and for the purpose of this regulation, a domestic agent of a foreign seller shall be considered a seller. These

[1] 7 F.R. 1241, 1600, 1836, 2000, 2132, 5138, 6385, 7435, 8948; 8 F.R. 14311; 9 F.R. 7936; 10 F.R. 1142, 13527, 14257; 11 F. R. 2222.

prices are in cents per yard, net cash, f. o. b. ocean vessel, foreign port of shipment, and include all export duties, port charges, taxes, tolls and commissions.

3. The third undesignated paragraph of § 1339.12 (a) is amended by deleting the phrase "from India" in the second sentence thereof and substituting therefor the phrase "from foreign port of shipment".

This amendment shall become effective March 18, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4510; Filed, Mar. 18, 1946; 11:40 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 289,[1] Amdt. 49]

DAIRY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 289 is amended in the following respects:

1. A new section 15b is added to read as follows:

SEC. 15b. *Establishment of maximum prices at all levels of distribution by individual authorization.* (a) Whenever maximum prices are established by individual authorization for sales of a cheese item by a named manufacturer, the maximum prices established at the distributive levels shall be applicable to any wholesaler purchasing the item, provided he performs the functions described in the appropriate definition of the Regulation for that class of wholesaler. This section does not apply to sales at retail which are governed by Maximum Price Regulations 422 and 423.

(b) *Notification by manufacturers.* (1) With the first delivery of a cheese item for which maximum prices have been established by individual authorization at the various levels of distribution, the manufacturer shall notify the purchaser of his maximum selling price by supplying him with the following written statement. A copy of such notification shall be retained by the manufacturer:

(Insert date)

The OPA maximum prices for sales of (describe the cheese item by kind, brand name, container size, type of package or container) have been established at all levels of distribution (except sales at retail) by Order No. under section of Revised Maximum Price Regulation 289. We are authorized to inform you that the maximum prices at the various levels of distribution, delivered at any place in Wisconsin, are as follows: (Insert classes of sellers and maximum prices for sales by each class.) Maximum prices for sales of this item, delivered at any place outside Wisconsin, shall be the prices established for sales in Wisconsin, plus the lowest published railroad carlot freight rate per pound gross weight from (insert basing point, as set forth in the order) to the place of delivery multiplied by 1.15. Since you are a (insert class of seller) your maximum price for this item, delivered at (insert place of delivery) is $ per pound. On and after the first delivery of this item to you from your customary type of supplier containing this notification you must supply all purchasers with written notification of your new maximum price. If you are a retailer your maximum prices shall be computed on the basis of your net delivered cost plus the markup provisions contained in section 39 (a) Table B of Maximum Price Regulation 422 or section 28 (a) Table B of Maximum Price Regulation 423, whichever is applicable. The OPA requires you to keep this notice for examination.

(2) For a period of 60 days after the establishment of a new maximum price for the cheese item, and with the first delivery after the 60-day period to each person who has not made a purchase within that time, each manufacturer shall include in, or securely attach to the outside of, each case, carton, or other receptacle containing the cheese item the written notice set forth in paragraph (b) (1) above. However, for sales directly to any retailer the manufacturer may supply the notice by attaching it to, or stating it on, the invoice covering the shipment instead of providing it with the item.

(c) *Notification by wholesalers.* Any wholesaler who has received written notice of the establishment of a new maximum price for a cheese item, as provided in the immediately preceding paragraph (b) (1) and (2), after actually receiving the cheese item for the first time with such a notice must, at the time of sale, supply each purchaser of the item from him (either another wholesaler or a retailer) with written notice of the establishment of the new maximum price. This notice, a copy of which shall be retained by the wholesaler, must be attached to, or stated on, the invoice covering the first delivery to such purchaser, after the effective date of the order establishing a new maximum price, and shall read as follows:

Our OPA ceiling price established by Order No. under section 15b of Revised Maximum Price Regulation 289 for sales of (describe the cheese item by kind, brand name, container size, type of package or container) delivered at (insert place of delivery) is $ per pound. The maximum prices established for sales of this item at the various levels of distribution, delivered at any place in Wisconsin, are as follows: (Insert classes of sellers and maximum prices for sales by each class.) The maximum prices for sales of this item delivered at any place outside Wisconsin shall be the prices established for sales in Wisconsin, plus the lowest published railroad carlot freight rate per pound gross weight from (insert basing point) to the place of delivery multiplied by 1.15. You are required to notify all wholesalers and retailers for whom you are a customary type of supplier purchasing the cheese item from you after (insert effective date of order) of any change in your maximum price. This notice must be made in the manner described in section 15b (b) of Revised Maximum Price Regulation 289. The OPA requires you to keep this notice for examination.

2. Section 35 (d) (1) is amended by adding the following paragraph at the end thereof:

The provisions of this paragraph shall apply only when maximum prices have not been established by individual authorization or under the formula provisions of paragraph (d) (2).

3. Section 35 (g) (2) (ii) is amended to read as follows:

(ii) *Maximum prices for wholesalers.* The maximum price for the sale of a cheese item covered by this section, delivered at any place, by a primary wholesaler, secondary wholesaler, or service wholesaler, shall be the maximum price in effect on January 31, 1946, plus or minus (as the case may be) the amount by which the applicable maximum base price, or applicable maximum price for the appropriate type of sale to such wholesaler at that place has been increased or decreased since January 31, 1946.

If for any reason the provisions of this subparagraph (ii) are inapplicable, the Administrator of the Office of Price Administration may on his own motion, or upon application, establish maximum prices at any distributive level.

4. Section 35 (m) is amended by adding at the end thereof, the following six paragraphs:

(7) A "primary wholesaler" is a person who sells to a wholesaler or to a retail distributing warehouse.

(8) A "secondary wholesaler" is a person who purchases processed cheese, cheese foods or cheese spreads, from a primary wholesaler and either sells such items in quantity lots smaller than his purchases to one who customarily operates as a service wholesaler of those items, or sells and delivers such items to the physical premises of a retail distributing warehouse. No person who is a manufacturer or primary wholesaler of such cheese item, or who is in any way affiliated or associated with such manufacturer or primary wholesaler may qualify as a secondary wholesaler.

(9) A "service wholesaler" is a person who sells to and makes delivery to the physical premises of an individual retail store or an individual commercial, industrial, institutional or non-federal governmental user. No person shall be deemed a "service wholesaler" unless he owns or maintains a warehouse in the marketing area in which the physical premises of the above-described purchasers are located.

(10) The "physical premises of a retail distributing warehouse" means any place in such retail distributing warehouse at which cheese items are generally received for redistribution to the various retail stores or restaurants operated and serviced by the warehouse.

(11) The "physical premises of an individual retail store" means the place where cheese items are sold to ultimate household users.

(12) The "physical premises of an individual commercial, industrial, institutional, or non-federal governmental user" means the place where cheese items are consumed by such user. *Provided, however,* That the physical premises of a municipally-operated central kitchen preparing lunches for non-profit distribution to school children shall be deemed the physical premises of an institutional user.

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4429; Filed, Mar. 15, 1946; 4:46 p. m.]

[1] 10 F.R. 2352, 2658, 2928, 3554, 3948, 3950, 5772, 5792, 6232, 7340, 7852, 9084, 11809, 12651, 12957, 12989, 13216, 13592, 14735; 11 F.R. 175, 244, 712, 840, 1405, 1670, 2088, 2043.

PART 1371—IMPORT PRICES

[Rev. Max. Import Price Reg.]

IMPORT PRICES

Maximum Import Price Regulation is redesignated Revised Maximum Import Price Regulation and is amended to read as follows:

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.

ARTICLE I—APPLICATION OF THIS REGULATION

Sec.
1. Scope of this regulation.
2. Exceptions from the general pricing formula.

ARTICLE II—MAXIMUM PRICES

3. General formula for computing maximum prices of certain imported commodities.
4. Maximum price computation records.
5. Maximum prices by order.
6. Application for maximum prices.
7. Maximum prices for sales by wholesalers who buy from other wholesalers.
8. Maximum prices for sales by retailers (other than importing retailers).
9. Maximum export prices.

ARTICLE III—ADJUSTMENTS AND ADJUSTABLE PRICING

10. Maximum price adjustments.
11. Adjustable pricing.

ARTICLE IV—DEFINITIONS

12. Specific definitions.
13. Definitions incorporated by reference.

ARTICLE V—GENERAL PROVISIONS

14. Geographical applicability.
15. Prohibition and evasion.
16. Enforcement.
17. Records.
18. Failure to file reports.
19. Licensing.
20. Taxes.
21. Modification of provisions of this regulation by order.
22. Petitions for amendment.

APPENDIX A—MAXIMUM PRICES FOR CERTAIN SPECIFIC COMMODITIES

23. Maximum price determination "in line" for certain imported commodities.
24. List of commodities excepted from section 3.

APPENDIX B—ADJUSTMENT OF MAXIMUM PRICES FOR CERTAIN COMMODITIES MANUFACTURED FROM IMPORTED COMMODITIES

25. Adjustment of maximum prices for certain commodities manufactured from imported commodities.

AUTHORITY: § 1371.1 issued under 56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7671 and E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487, E.O. 9697, 11 F.R. 1691.

ARTICLE I—APPLICATION OF THIS REGULATION

SECTION. 1. *Scope of this regulation—*(a) *Control of prices after importation.* This revised regulation controls the prices on all types of sales of all kinds of imported commodities imported into the continental United States after March 31, 1942, except sales of:

(1) Firewood from Canada, lumber and forest products, beverages, animal and poultry feeds;

(2) Any commodity of a kind or category expressly named in and for which a maximum price can be determined under another regulation;

(3) Any commodity not subject to price control. Examples of imported commodities priced under regulations expressly naming the kind or category of commodity are green coffee and imported watches. Most of the imported commodities formerly priced under the General Maximum Price Regulation are now priced under this regulation.

(b) *Commodities before importation are not controlled.* This regulation establishes maximum prices for sales of commodities after importation and except as specifically provided under orders issued by the Price Administrator does not control the prices on sales of any commodity prior to importation.

(c) *Methods of control.* This regulation provides:

(1) A general pricing formula which certain sellers of imported commodities may use automatically to determine maximum prices;

(2) A means for establishment of maximum prices for certain other sellers of imported commodities by orders issued under this regulation; and

(3) A method of adjustment, by orders issued under this regulation, of maximum prices of manufactured commodities priced under the General Maximum Price Regulation if imported commodities are used in their manufacture.

SEC. 2. *Exceptions from the general pricing formula—*(a) *Exceptions listed.* The maximum prices for all sales of all imported commodities controlled by this regulation shall be computed under the general pricing formula set out in section 3 of this regulation except:

(1) Maximum prices required to be established under Appendix A, section 23;

(2) Maximum prices established by orders of general applicability under section 21 of the original Maximum Import Price Regulation (Example: Order 38 pricing imported foods) or under section 21 of this Revised Maximum Import Price Regulation;

(3) Maximum prices which cannot be established automatically by the seller under section 3 for want of the necessary pricing experience;

(4) Maximum prices established by individual orders which are temporarily continued in effect under section 10 (c) of this Revised Maximum Import Price Regulation.

(b) *Revocation of prior orders.* Individual price orders and individual letter approvals for maximum prices on imported commodities, issued under the original Maximum Import Price Regulation, are revoked, except as temporarily continued in effect by section 10 (c) of this regulation.

ARTICLE II—MAXIMUM PRICES

SEC. 3. *General formula for computing maximum prices of certain imported commodities.* Maximum prices on sales of any commodity imported after March 31, 1942, not listed in exceptions under sections 1 and 2 of this regulation, by any seller to any particular class of purchasers shall be determined by the seller as follows:

(a) By taking the total of:

(1) His cost of acquisition (as defined), plus

(2) (i) His dollars-and-cents markup per unit used for the same imported commodity, or, alternately,

(ii) 75% of his percentage markup per unit, used for the same class of imported comodity;

On his last delivery or offer for delivery to the same class of purchasers while acting in the same capacity between January 1, 1939 and March 31, 1942.

SEC. 4. *Maximum price computation records.* Importers and other sellers establishing maximum prices for imported commodities under section 3 of this regulation shall preserve for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, past business records substantiating the markups which they apply to their current costs of imported commodities in determining their maximum prices. These records must be made available for examination by the Office of Price Administration or any authorized representative thereof.

SEC. 5. *Maximum prices by order.* (a) If any seller cannot determine his maximum price for any imported commodity under a price regulation specifically naming the kind or category of commodity or under a price order applicable to that commodity or under the general pricing formula in section 3, he shall apply for a maximum price before selling such commodity. The Price Administrator will establish his maximum price or formula for determining his maximum price for such commodity by order:

(1) On the basis of:

(i) Cost of acquisition; and

(ii) The customary dollars-and-cents markup on the same class of commodity, for the same class of sellers and purchasers, during March 1942 or during the nearest comparable selling period prior to that date; or

(2) (In case the commodity is listed in Appendix A and it is found that its sale at maximum prices determined on the basis set out in subparagraph (1) above would seriously disrupt the control of prices of comparable domestic commodities); on the basis of prices which will be in line with maximum prices applicable to comparable domestic commodities, giving due regard to any differentials between the prices on the sales of such commodities when imported and when domestically produced which normally existed.

(b) The Price Administrator, without application, may establish specific dollars-and-cents maximum prices on specific imported commodities or establish specific markups to be applied to the cost of acquisition of specific imported commodities on the basis of the criteria set out in paragraph (a) of this section, by either individual or general orders.

SEC. 6. *Application for maximum prices.* (a) An application for a maximum price or a formula for determining a maximum price shall be made by registered mail to the Office of Export-Import, Office of Price Administration, Washington 25, D. C., and shall contain:

(1) Name and address of applicant;

(2) Applicant's class as a seller;

(3) A description, in complete detail, including, where applicable, the foreign manufacturer's style, number and size, of the imported commodity. (Wherever practical, the importer should submit a sample, photograph or sketch of such imported commodity.);

(4) Name and address of applicant's supplier and his class as a seller;

(5) Itemized cost of acquisition (invoice price, duty, freight, insurance, etc.);

(6) Class of customers to whom sales are to be made;

(7) A proposed markup based on 75% of the percentage markup customary in the trade prior to April 1942, if known, and if the commodity is listed in Appendix A, a proposed maximum price in line with maximum prices for sales of the nearest comparable commodity when produced domestically;

(8) Any other information which applicant considers pertinent to the establishment of a maximum price or maximum price formula.

(b) Applications may be made prior to importation. After an application has been filed, pending the issuance of an order, the applicant (other than a retailer) may make deliveries of the commodity being priced, and may collect, subject to adjustment to the amount authorized as the maximum price, an amount not in excess of his landed costs or cost of acquisition. Retail sellers shall not make deliveries until a maximum price is authorized.

(c) The proposed maximum price or proposed markup for use in determining a maximum price shown in a proper application shall be considered automatically authorized 20 days after the application (or additional data when requested) is received by the Office of Export-Import, Office of Price Administration, Washington 25, D. C., unless within that time the applicant has received from the Office of Price Administration a notice to the contrary. Maximum prices so authorized may be revised by the Price Administrator at any time.

SEC. 7. *Maximum prices for sales by wholesalers who buy from other wholesalers.* For the purposes of this regulation, the regular sequence of distribution is assumed to consist of not more than three successive levels. These three levels are: (a) sales by importers to industrial users, wholesalers or retailers; (b) sales by wholesalers to industrial users or retailers; (c) sales by retailers to consumers. No markup may be added by a wholesaler who buys commodities from another wholesaler unless authorized by order of the Price Administrator. Such authorization shall be granted upon application to the Office of Export-Import, Office of Price Administration, Washington 25, D. C., when it can be established that the second wholesaler performs a recognized distributive function in accordance with the usual practice of the trade prior to April 1942. When such permission is granted, the second wholesaler shall establish his maximum prices under section 3 or they may be established under section 5.

SEC. 8. *Maximum prices for sales by retailers (other than importing retailers).* Retailers (other than importing retailers who determine maximum prices under section 3) will ordinarily be able to determine their maximum prices under Maximum Price Regulation 580 by use of their pricing charts or by following the provisions of Order 83 under the Maximum Import Price Regulation. If the imported commodity can be priced by the non-importing retailer under Maximum Price Regulation 580, the maximum price must be established by use of his pricing chart. Order 83 lists maximum markups which may be applied by the non-importing retailer to his total cost of acquisition of certain classes of imported commodities which are not covered by Maximum Price Regulation 580. The non-importing retailer shall determine his maximum selling price for an imported commodity under section 3 or it may be established under section 5 of this regulation only when the commodity (a) cannot be priced under Maximum Price Regulation 580; (b) is of a class or category not covered by Order 83 under the Maximum Import Price Regulation; or (c) cannot be priced by a specific maximum price regulation or order which establishes maximum prices on retail sales of the commodity whether domestically produced or imported.

SEC. 9. *Maximum export prices.* The maximum price at which a person may export any imported commodity to which this regulation is applicable shall be determined in accordance with the provisions of the Maximum Export Price Regulation, as revised, issued by the Office of Price Administration.

ARTICLE III—ADJUSTMENTS AND ADJUSTABLE PRICING

SEC. 10. *Maximum price adjustments.* (a) If the last delivery or offer for delivery of a commodity between January 1, 1939 and March 31, 1942 was at a price determined by use of a markup deemed to be excessive by the Price Administrator, he may, by order, adjust the maximum price so determined under section 3. If it was at a price determined by use of a markup substantially below a normal markup in the trade the seller may apply for an adjustment of his maximum price under section 6 in the same manner as a seller who did not sell during that period and a maximum price by order on the basis of criteria set out in section 5, may be issued by the Price Administrator.

(b) Any maximum price which has been established for an imported commodity under section 3 of this regulation or under an order issued under this regulation (excepting, however, any commodity listed in Appendix A or priced in an order under the original Maximum Import Price Regulation or in an order providing otherwise) on future acquisitions shall be recomputed to reflect any decrease and may be recomputed to reflect any increase in the cost of acquisition.

(c) Where any seller has properly established his maximum selling price under the original Maximum Import Price Regulation for a lot of any imported commodity prior to the date of issuance of this revised regulation or the date of issuance of any amendment or order reducing his maximum price, he may continue to sell his lot of that imported commodity on hand on that date or that lot for which he made firm contract commitments prior thereto, at such formerly established maximum price or he may recompute his maximum price according to the provisions of this revised regulation: *Provided, however,* That 90 days after such date of issuance his maximum selling price must be redetermined under the provisions of this regulation.

(d) Any person who desires to sell a lot of a commodity imported after March 31, 1942, at a uniform maximum price instead of at different maximum prices computed or approved under any provisions of this regulation, may compute that maximum price by using the properly weighted average cost of all of the acquisitions in inventory at any given time: *Provided,* That the total sales value of all of the acquisitions in inventory at that uniform price do not exceed that which would otherwise be the total sales value at maximum prices established for each acquisition under any other provision of this regulation.

(e) If any person had an established practice of maintaining price differentials in a related range or line of imported commodities, prior to April 1, 1942, he may continue to reflect his usual price differentials in that range or line when establishing his maximum price under this section: *Provided,* That the total sales value of all of the commodities so priced does not exceed that which would otherwise be the total sales value at maximum prices established for each item under any other provision of this section.

(f) The maximum prices established under this regulation may not be increased by any commission paid to any agent of the seller.

(g) When maximum prices are authorized under this regulation for specified ports of arrival or other specified points of delivery, they include all charges for delivery at such points. For sales made at some other point, the actual cost for transportation from the delivery point for which the maximum price is established to such other point may be added, except where the seller provided local delivery without additional charge in March 1942.

(h) The maximum prices established by this regulation shall be reduced by

customary allowances, discounts or other price differentials of the seller (prevailing in March 1942) or in the case of a seller not operating in that period those customary in the trade.

SEC. 11. *Adjustable pricing.* Any person may agree to sell at a price which may be increased to the maximum price in effect at the time of delivery. No person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward after delivery except in accordance with authorization by the Office of Price Administration. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or importation, and it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by order of the Price Administrator, or one duly authorized to act for him.

ARTICLE IV—DEFINITIONS

SEC. 12. *Specific definitions.* The following definitions shall be applicable wherever the words or terms defined are used in this regulation.

(a) "Acting in the same capacity" means performing the same distributive function in the process of distribution, e. g., importing, wholesaling, retailing.

(b) "Cost of acquisition" means "landed costs" in the case of an importer or the net price paid by any other seller (not exceeding his supplier's maximum price to him) plus any transportation costs actually incurred in acquiring the commodity.

(c) "Foreign invoice price" means the price charged by the seller-shipper located outside the continental United States for the imported commodity minus any charges included in such price for transportation, marine insurance, war risk insurance, export taxes, customs duties, import taxes, or any other expenses incurred in connection with the movement of commodities from the point of shipment abroad to the point of delivery in the continental United States.

(1) If the foreign invoice price is stated in a foreign currency, it shall be converted into United States dollars at the rate or rates of exchange paid or to be paid.

(2) In case a seller located outside the continental United States imports a commodity into the continental United States and sells it after importation either directly or through an agent its current market selling price minus any foreign taxes not paid on exports prevailing at the place of shipment at the time of shipment shall be used as the foreign invoice price.

(3) Where a commodity is finished outside the continental United States for the account of a domestic seller, the costs of the material and processing, plus the expenses actually incurred in delivering the material to the processor outside the continental United States for finishing, shall be substituted for the foreign invoice price in determining the importing seller's total landed costs. The costs of the material and the processing shall not exceed maximum prices determined under price regulations of the Office of Price Administration where applicable.

(d) "Imported" means transported into the continental United States from any place outside thereof. Commodities shipped into the continental United States from outside thereof for transshipment, entered in a foreign trade zone or in a general order or bonded warehouse in the continental United States for transshipment and actually transshipped to a destination outside the continental United States shall not be considered as "imported."

(e) "Importer" means the person by whom a commodity is imported and who first sells it after importation.

(f) "Industrial user" means any person who, either for his own commercial use or for resale, subjects imported commodities to a processing which results in the production of a new and different commodity having a distinctive name, character, or use, or who uses the materials as an ingredient or a component part of such commodity.

(g) "Landed costs" shall be (1) the foreign invoice price plus (2) all costs and expenses, including (i) transportation, (ii) customs duties or import taxes, (iii) other commodity taxes, (iv) customs clearance, (v) dock charges, (vi) insurance, (vii) letter of credit expenses, and (viii) any customary buying commission to a purchasing agent outside the continental United States (or, where the importer maintains, either himself or cooperatively, buying offices abroad, a charge to cover the cost of maintaining such offices determined in the same manner as he customarily employed prior to April 1942) incurred by the importer if customarily incurred in connection with the movement of commodities from the point of shipment abroad to the point of delivery to the importer in the continental United States, except (3) the following: (i) cable charges, (ii) financing costs, (iii) other general overhead costs, (iv) charges incurred in storing the imported commodities in a foreign trade zone, a customs bonded warehouse, or a public warehouse in the continental United States for any period in excess of 60 days and (v) any amounts paid over the foreign invoice price as markups on sales after shipment and before arrival in the continental United States which shall not be included.

The actual costs of minor changes which do not change the imported commodity so as to result in the production of a new and different commodity having a distinctive name, character, style or use, may be included in the landed costs, *Provided, however,* That if the cost of such minor changes exceeds 10% of the landed costs (exclusive of the costs of such processing) the importer may not price by use of the general formula provided in section 3 but must apply for approval of a maximum price or price formula under the provisions of sections 5 and 6.

Where it is necessary, for the purpose of determining the total landed costs of an item contained in a shipment, transportation, insurance and other costs, except duties or import taxes, may be allocated to the particular item as a percentage average in accordance with customary practice in the trade.

(h) "Markup" is the difference between the cost of acquisition and the selling price. In computing the markup, the cost of acquisition of a commodity on inventory acquired at differing costs shall be the weighted average cost per unit in the total inventory.

(i) "Necessary distributive function." No sale involves the performance of a "necessary distributive function" unless it advances the commodities sold to the next stage of distribution. Consequently, no markup may be charged on sales by a seller who has been supplied by a seller of the same distributive level, e. g., a wholesaler who was supplied by another wholesaler, unless it can be established that this method of distribution is necessary under the particular conditions of the trade involved and that such type of sales was regularly made prior to April 1942.

(j) "Retailer" means any person who buys or receives imported commodities and who sells them to an ultimate consumer.

(k) "Same class of imported commodities" includes imported commodities of the same general character and use to which, according to the seller's customary practice, an approximately equal markup was applied in determining selling prices prior to April 1, 1942.

(l) "Same imported commodities." The word "same" as applied to imported commodities shall not require exact identity. Such commodities are to be regarded as the same notwithstanding minor differences in grade, quality, style or design, which, according to trade practice, would not result in any significant difference in the price charged.

(m) "Ultimate consumer" means any person who buys for his own use.

(n) "Wholesaler" means any person who performs a recognized distributive function, purchasing imported commodities directly from the importer and who sells or delivers them to another wholesaler, industrial user, or a retailer in accordance with established trade practice.

SEC. 13. *Definitions incorporated by reference.* Unless the context otherwise requires, the definitions set forth in the General Maximum Price Regulation shall apply to any word or term not specifically defined in this regulation.

ARTICLE V—GENERAL PROVISIONS

SEC. 14. *Geographical applicability.* The provisions of this regulation shall apply to the 48 States of the United States of America and to the District of Columbia.

SEC. 15. *Prohibition and evasion.* (a) No person shall buy, offer to buy or receive in the course of trade or business, and no person shall sell, offer to sell, transfer or deliver any commodity to which this regulation applies at a price higher than the maximum price established by this regulation. Sales and purchases at prices lower than those established may be made.

(b) No seller shall evade any of the provisions of this Revised Maximum Import Price Regulation by changing his customary allowances, discounts or other price differentials, by tying agreement or by any other means.

SEC. 16. *Enforcement.* Any person violating any provision of this regulation is subject to the criminal penalties, civil enforcement actions, license suspension provisions and suits for treble damages provided by the Emergency Price Control Act of 1942, as amended. It shall be a violation to submit to the Price Administrator or to the Office of Export-Import information required under any provisions of this regulation which is false in any material respect.

SEC. 17. *Records.* Every seller who makes sales of imported commodities after the effective date of this regulation shall make and preserve for examination by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a record of all sales of such commodities, showing the quantity sold, terms of sale, price and name and address of the purchaser, as well as all records of the same kind as he has customarily kept, relating to the prices which he charged for any of such items sold after the effective date of this regulation. *Provided, however,* That a retailer is not required to keep records of sales to ultimate consumers unless he kept such records during March 1942.

SEC. 18. *Failure to file reports.* The failure of any person to file any report required by this regulation or by any order issued hereunder shall constitute a violation of this regulation and of the Emergency Price Control Act of 1942, as amended.

SEC. 19. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 20. *Taxes.* Any tax upon or incident to the sale, delivery, processing or use of an imported commodity imposed by any statute of the United States or statute or ordinance of any state or subdivision thereof shall be treated in determining the seller's maximum price and in preparing the records of such seller with respect thereto as follows: If the statute or ordinance imposing such tax or increase in tax does not prohibit the seller from stating or collecting the tax or increase separately from the purchase price, and the seller does separately collect and state it, the seller may receive in addition to the otherwise maximum price, the amount of such tax or increase in tax actually paid by him or an amount equal to the amount of such tax paid by any prior vendor and separately stated and collected from the seller by the vendor from whom he purchased.

SEC. 21. *Modification of provisions of this regulation by order.* The provisions of the regulation as applied to certain imported commodities may be modified by the Price Administrator by order issued hereunder.

SEC. 22. *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

APPENDIX A—MAXIMUM PRICES FOR CERTAIN SPECIFIC COMMODITIES

SEC. 23. *Maximum price determination "in line" for certain imported commodities.* Maximum prices for sales of imported commodities excepted from the provisions of section 3 as listed in this appendix: (1) when sold by the importer thereof, shall be established by order of the Price Administrator who may authorize the use of the general pricing formula in section 3 where the sale would have no serious effect upon the control of prices of comparable domestic commodities and who will establish maximum prices in line with maximum prices of comparable commodities domestically produced where the sale would seriously disrupt the control of prices of such commodities (with due regard for the historical price differentials between such commodities on sales when imported and when domestically produced) on application or motion, as provided in sections 5 and 6 of this regulation, or (2) when sold at subsequent levels of distribution (except where such sales are governed by a specific maximum price regulation or order, such as Maximum Price Regulation 580 or Order 83 under the Maximum Import Price Regulation, shall be determined by the general formula of this regulation as set forth in section 3; provided, a subsequent seller of a commodity priced in line with a comparable domestic commodity, instead of using 75% of his percentage markup as provided by section 3 (a) (2) (ii) shall determine his maximum price by applying to his net unit cost of acquisition the same percentage markup used by him on his last delivery or offer for delivery of the same imported commodity to the same class of purchaser while acting in the same capacity between January 1, 1939 and March 31, 1942. (In case such a subsequent seller made no sale or offer of the same imported commodity between January 1, 1939 and March 31, 1942, before making any sale he shall apply to the Office of Export-Import, Office of Price Administration, Washington 25, D. C., for a maximum price under section 6 of this regulation).

SEC. 24. *List of commodities excepted from section 3.* The following commodities are excepted from the pricing provisions of section 3 of this revised regulation. Maximum prices for them shall be determined as provided in section 5 (a) of this regulation:

(a) Textile piece goods made of cotton, artificial fibre or mixtures thereof (finished, mill-finished or in the grey)

(b) Apparel and apparel accessory commodities, not including, however, commodities made of straw or (except for the linings, bindings and trimmings) entirely hand-knitted, hand-crocheted or hand-woven.

APPENDIX B — ADJUSTMENT OF MAXIMUM PRICES FOR CERTAIN COMMODITIES MANUFACTURED FROM IMPORTED COMMODITIES

SEC. 25. *Adjustment of maximum prices for certain commodities manufactured from imported commodities—*(a) *When adjustments may be made.* The Price Administrator may adjust by individual or general orders the maximum prices for any commodity manufactured from imported industrial materials, the prices of which are controlled under this regulation, or manufactured from commodities made from such imported industrial materials, if the maximum price in effect for such manufactured end commodity is determined under the General Maximum Price Regulation. Such action may be taken on his own motion or upon application in accordance with Revised Procedural Regulation No. 1 when:

(1) The imported industrial materials (or the commodities made from such imported industrial materials) constitute a necessary ingredient of the manufactured end commodity;

(2) The imported industrial materials used in the manufactured product have increased in price to the extent that they cannot continue to be used in the production of the manufactured end commodity;

(3) The granting of the adjustment will not interfere with the production or distribution or endanger the control of prices of comparable commodities made of domestic materials;

(4) In the judgment of the Price Administrator an increase in the maximum price would be in furtherance of the purposes of the Emergency Price Control Act of 1942, the Stabilization Act of 1942, both as amended, and Executive Orders 9250, 9328, 9651, and 9697.

(b) The Administrator may grant adjustments under this section increasing maximum prices of subsequent sellers whose prices are governed by the General Maximum Price Regulation.

(c) *Amount of adjustment.* The maximum price adjustment of the manufactured end commodity under this section shall not exceed an amount equal to the increased total cost since March 1942 of the component imported industrial materials, the prices of which are controlled under this regulation.

(d) *Subsequent adjustments of maximum prices established by orders under this section.* Maximum prices of manufactured commodities established by order under this section shall be reduced by the amount of any decreases in the cost of the component imported industrial materials on purchases after the issuance of the order.

(e) *Form and place of filing application.* Applications for adjustment under this section shall be filed by registered mail with the Office of Export-Import, Office of Price Administration, Washington 25, D. C., in duplicate, and shall contain:

(1) Name and address of the applicant;

(2) Description of the manufactured end commodity, in complete detail;

(3) Current actual prices or actual weighted average prices paid for the imported industrial materials;

(4) Actual prices or actual weighted average prices for the identical kind of imported industrial materials used in the manufactured end commodity as sold in March 1942;

(5) Class or classes of customers to whom sales are made of the manufactured end commodity;

(6) Current total cost of production per unit of the manufactured end commodity indicating the cost of direct labor and materials, including waste (less the salvage value thereof) and applicable factory overhead;

(7) Annual profit and loss statements for each of the three calendar or fiscal years ending nearest to the date of application in the manner specified in OPA Form A, Annual Financial Report;

(8) Maximum selling price per unit for the manufactured end commodity and the terms of sale to each class of purchaser;

(9) Dollars-and-cents markup over production cost (as defined in subparagraph (6) above) per unit to each class of purchaser for that manufactured end commodity during March 1942, or if he made no sale during March 1942, on his sale nearest to that month;

(10) Proposed maximum selling price based on the increased cost of component imported industrial materials and terms of sale to each class of purchaser;

(11) Statement of the reasons that if the adjustment is not granted he cannot continue to use the imported industrial materials in the manufactured end commodity or continue to produce that commodity;

(12) The proposed maximum price shown in a proper application shall be considered automatically authorized 20 days after the application (or additional data, when requested) is received by the Office of Export-Import, Office of Price Administration, Washington 25, D. C., unless within that time the applicant has received from the Office of Price Administration a notice to the contrary. Maximum prices so authorized may be revised by the Price Administrator at any time.

Effective date. This revised regulation shall become effective March 25, 1946.

Issued this 18th day of March 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4503; Filed, Mar. 18, 1946; 11:39 a. m.]

PART 1444—ICE BOXES

[MPR 399, Amdt. 27]

NEW ICE BOXES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 399 is amended in the following respects:

1. Section 14, Table A, *Retail ceiling prices in each State for sales of ice boxes by ice companies and retail establishments controlled by ice companies,* is amended by adding the ceiling prices for five new model ice boxes as set forth below:

TABLE A—RETAIL CEILING PRICES IN EACH STATE FOR SALES OF ICE BOXES BY ICE COMPANIES AND RETAIL ESTABLISHMENTS CONTROLLED BY ICE COMPANIES

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
Progress Refrigerator Co.	Progress	A-447	75	$65.95	$65.95	$68.50	$66.25	$68.50	$67.50	$66.50	$66.25	$66.25	$66.75	$66.25	$68.50	$65.95
	do	A-451	100	80.95	80.95	84.25	81.25	84.25	83.00	81.75	81.25	81.25	82.00	81.25	84.25	80.95
Sanitary Refrigerator Co.	Sanitary	756	75	63.75	64.00	65.75	64.00	65.75	64.50	64.00	64.00	63.75	64.75	64.50	65.75	63.75
	do	1006	100	69.75	70.00	72.50	70.00	72.50	70.50	70.00	70.00	69.75	71.00	70.50	72.50	69.75
Ward Refrigerator Co.	Olympic	A-46c	100	78.75	82.00	80.00	81.50	78.75	81.50	82.75	82.75	82.75	83.75	82.25	82.75	81.75

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
Progress Refrigerator Co.	Progress	A-447	75	$65.95	$65.95	$66.25	$66.75	$65.95	$66.50	$66.75	$66.25	$66.50	$65.95	$66.50	$66.25	$65.95
	do	A-451	100	80.95	80.95	81.25	82.00	80.95	81.75	82.00	81.25	81.75	80.95	81.75	81.25	80.95
Sanitary Refrigerator Co.	Sanitary	756	75	63.75	64.75	63.75	63.75	63.75	64.50	64.50	63.75	64.00	63.75	63.75	64.00	63.75
	do	1006	100	69.75	69.75	69.75	69.75	69.75	70.50	70.50	69.75	70.00	69.75	69.75	70.00	69.75
Ward Refrigerator Co.	Olympic	A-46c	100	78.75	82.00	81.50	81.50	82.00	81.50	82.75	82.75	82.75	82.00	82.00	82.00	81.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon
Progress Refrigerator Co.	Progress	A-447	75	$65.95	$68.50	$66.75	$68.50	$66.50	$66.25	$68.50	$66.25	$65.95	$66.25	$65.95	$66.50	$68.50
	do	A-451	100	80.95	84.25	82.00	84.25	81.75	81.25	84.25	81.25	80.95	82.75	80.95	81.75	84.25
Sanitary Refrigerator Co.	Sanitary	756	75	63.75	65.25	63.75	65.75	64.00	64.00	65.75	63.75	64.00	64.00	63.75	64.00	65.75
	do	1006	100	69.75	71.50	69.75	72.50	70.00	70.00	72.50	69.75	70.00	70.00	69.75	70.00	72.50
Ward Refrigerator Co.	Olympic	A-46c	100	78.75	83.00	81.50	81.50	82.75	82.75	81.25	82.75	82.75	81.50	82.00	81.50	81.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Pennsylvania	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
Progress Refrigerator Co.	Progress	A-447	75	$65.95	$65.95	$65.95	$65.95	$66.50	$65.95	$65.95	$68.50	$66.50	$66.25	$68.50	$65.95	$65.95	$67.50
	do	A-451	100	80.95	80.95	80.95	80.95	81.75	80.95	80.95	84.25	81.75	81.25	84.25	80.95	80.95	83.00
Sanitary Refrigerator Co.	Sanitary	756	75	63.75	63.75	64.00	64.50	64.00	63.75	64.75	65.75	64.00	64.00	65.75	63.75	63.75	64.75
	do	1006	100	69.75	69.75	70.00	70.50	70.00	69.75	71.00	72.50	70.00	70.00	72.50	69.75	69.75	71.00
Ward Refrigerator Co.	Olympic	A-46c	100	78.75	82.50	82.75	82.75	81.75	82.00	81.50	81.50	82.75	82.75	80.75	82.75	81.75	81.50

2. Section 16, Table C, *Retail ceiling prices in each State for all other sales of ice boxes at retail*, is amended by adding the ceiling prices for five new model ice boxes as set forth below:

TABLE C—CEILING PRICES IN EACH STATE FOR ALL OTHER SALES OF ICE BOXES AT RETAIL

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
Progress Refrigerator Co.	Progress	A-447	75	$74.50	$75.75	$78.25	$76.00	$78.25	$77.25	$76.25	$76.00	$76.00	$76.50	$76.00	$78.25	$75.50
	do	A-451	100	91.25	93.00	96.25	93.25	96.25	95.00	93.75	93.25	93.25	94.00	93.25	96.25	92.75
Sanitary Refrigerator Co.	Sanitary	756	75	71.50	73.50	75.25	73.50	75.25	74.00	73.50	73.50	73.50	74.50	73.75	75.00	72.75
	do	1006	100	78.75	81.00	83.25	81.00	83.25	81.75	81.00	81.00	81.00	82.00	81.25	82.75	80.25
Ward Refrigerator Co.	Olympic	A-46c	100	84.25	89.00	87.00	88.50	84.25	88.50	89.75	89.75	89.75	90.75	89.25	89.75	88.75

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
Progress Refrigerator Co.	Progress	A-447	75	$74.50	$75.00	$76.00	$76.50	$75.00	$76.50	$76.50	$76.00	$76.25	$75.75	$76.50	$76.00	$75.75
	do	A-451	100	91.25	92.00	93.25	94.00	92.00	94.00	94.00	93.25	93.75	93.00	94.00	93.25	93.00
Sanitary Refrigerator Co.	Sanitary	756	75	71.50	72.50	72.75	73.50	72.75	74.00	73.75	73.50	73.50	72.50	72.75	73.50	72.75
	do	1006	100	78.75	80.00	80.25	81.00	80.25	81.75	81.25	81.00	81.00	80.00	80.25	81.00	80.25
Ward Refrigerator Co.	Olympic	A-46c	100	84.25	89.00	88.50	88.50	89.00	88.50	89.75	89.75	89.75	89.00	89.00	89.00	88.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon
Progress Refrigerator Co.	Progress	A-447	75	$74.50	$78.25	$76.50	$78.25	$76.25	$76.00	$78.25	$76.00	$76.00	$77.25	$75.50	$76.50	$78.25
	do	A-451	100	91.25	96.25	94.00	96.25	93.75	93.25	96.25	93.25	93.25	95.00	92.75	94.00	96.25
Sanitary Refrigerator Co.	Sanitary	756	75	71.50	74.75	73.25	75.25	73.50	73.50	75.25	73.50	73.50	74.00	72.75	73.75	75.25
	do	1006	100	78.75	82.50	80.75	83.25	81.00	81.00	83.25	81.00	81.00	81.00	80.25	81.25	83.25
Ward Refrigerator Co.	Olympic	A-46c	100	84.25	90.00	88.50	88.50	89.75	89.75	88.25	89.75	89.75	88.50	89.00	88.50	88.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Pennsylvania	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
Progress Refrigerator Co.	Progress	A-447	75	$74.50	$75.75	$76.25	$76.00	$76.75	$75.50	$77.00	$78.25	$76.25	$76.00	$78.25	$75.75	$75.75	$77.50
	do	A-451	100	91.25	93.00	93.75	93.25	94.25	92.75	94.75	96.25	93.75	93.25	96.25	93.00	93.00	95.25
Sanitary Refrigerator Co.	Sanitary	756	75	71.50	73.25	73.50	73.75	73.50	73.25	74.00	75.00	73.50	73.50	73.25	73.25	72.25	74.00
	do	1006	100	78.75	80.75	81.00	81.25	81.00	80.75	81.75	82.75	81.00	81.00	83.25	80.75	79.50	81.75
Ward Refrigerator Co.	Olympic	A-46c	100	84.25	89.50	89.75	89.75	89.75	89.00	88.50	88.50	89.75	89.75	87.75	89.75	88.75	89.00

This amendment shall become effective on the 23d day of March 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4504; Filed, Mar. 18, 1946; 11:39 a. m.]

PART 1444—ICE BOXES

[MOR 399, Amdt. 28]

NEW ICE BOXES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 399 is amended in the following respects:

1. Section 14, Table A: *Retail ceiling prices in each State for sales of ice boxes by ice companies and retail establishments controlled by ice companies*, is amended by altering the ceiling prices for the Coolerator Company's Model C-7 ice box to read as shown below.

TABLE A—RETAIL CEILING PRICES IN EACH STATE FOR SALES OF ICE BOXES BY ICE COMPANIES AND RETAIL ESTABLISHMENTS CONTROLLED BY ICE COMPANIES

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
Coolerator Co., The	Coolerator	C-7	75	$79.95	$81.00	$81.75	$81.00	$81.75	$81.00	$81.50	$81.75	$81.50	$82.00	$81.50	$81.75	$79.95

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
Coolerator Co., The	Coolerator	C-7	75	$79.95	$80.75	$79.95	$80.75	$80.25	$81.75	$82.00	$81.50	$81.75	$80.25	$79.95	$81.00	$79.95

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon	Pennsylvania
Coolerator Co., The	Coolerator	C-7	75	$79.95	$81.75	$80.25	$81.75	$81.75	$81.50	$81.75	$81.00	$81.50	$79.95	$80.75	$81.00	$81.75	$81.00

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
Coolerator Co., The	Coolerator	C-7	75	$79.95	$81.75	$81.50	$80.25	$80.75	$81.75	$81.75	$81.75	$81.75	$81.75	$81.00	$79.95	$81.00

2. Section 16, Table C, *Retail ceiling prices in each State for all other sales of ice boxes at retail*, is amended as follows:

(a) The rated ice capacity (pounds) of the nine models of Ice Cooling Appliance Corporation's ice boxes listed below are altered to read as follows:

Model:	Rated ice Capacity (pounds)
H-5S	50
H-7S	75
H-9S	100
H-5	50
H-7	75
H-9	100

Model:	Rated ice Capacity (pounds)
V-5	50
V-7	75
V-9	100

(b) The ceiling prices for The Coolerator Company's model C-7 ice box are altered to read as follows:

TABLE C—RETAIL CEILING PRICES IN EACH STATE FOR ALL OTHER SALES OF ICE BOXES AT RETAIL

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
Coolerator Co., The	Coolerator	C-7	75	$84.50	$87.50	$88.25	$87.00	$88.25	$87.50	$87.25	$87.25	$87.25	$88.50	$87.25	$88.25	$85.75

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
Coolerator Co., The	Coolerator	C-7	75	$84.50	$86.75	$85.75	$86.75	$86.75	$87.25	$88.25	$87.25	$87.25	$86.75	$85.75	$87.50	$85.75

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon	Pennsylvania
Coolerator Co., The	Coolerator	C-7	75	$84.50	$88.75	$86.50	$88.25	$89.25	$87.25	$88.25	$87.50	$87.50	$86.50	$87.00	$87.00	$88.25	$87.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
Coolerator Co., The	Coolerator	C-7	75	$84.50	$87.25	$87.25	$86.50	$86.75	$87.25	$88.25	$87.25	$87.25	$88.25	$87.50	$85.75	$87.50

This amendment shall become effective on the 23d day of March 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4505; Filed, Mar. 18, 1946; 11:39 a. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 19]

BALSA LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is amended in the following respect:

A new section 3.11 is added to read as follows:

SEC. 3.11 *Balsa lumber.* This section covers balsa lumber imported into the United States.

(a) *Coverage.* This section establishes maximum prices at which importers and intermediate distributors may sell, and maximum prices at which any person may buy from such sellers, imported balsa lumber. The balsa lumber to which this section applies is identified by grades, as indicated in paragraph (b), which are generally recognized and used in the trade.

(b) *Maximum prices.* On and after March 25, 1946 regardless of any contract, agreement, or other obligation, no importer or intermediate distributor may sell or deliver, and no person may buy or receive from such sellers, imported balsa lumber at prices per thousand feet board measure, exceeding the following:

(1) *Sales by importers*—(i) *Random lengths (36" and longer).*

	Kiln dried		Air dried	
	Bundled dressed	Bundled or loose rough	Bundled dressed	Bundled or loose rough
Atlantic and Gulf ports				
Grade:				
AA and A	$166.00	$161.00	$158.50	$153.50
B	150.75	145.75	143.25	138.25
C	135.75	130.75	128.25	123.25
California ports				
Grade:				
AA and A	158.75	153.25	150.50	145.50
B	143.00	138.00	135.50	130.50
C	127.75	122.75	120.25	115.25

(ii) *Shorts.* Deduct $10.00 per thousand feet board measure from prices established for "random lengths."

These prices are "free-of-ships-tackle" and include excise tax and entry fees. They also include any expenses of protecting the upper and lower surfaces of bundled dressed lumber against damage during shipment, by the use of slabs of native lumber. Costs actually incurred in effecting deliveries of balsa lumber, other than on the basis of "free-of-ships-tackle", may be added. Services rendered in making delivery in accordance with the buyer's specification may be charged in addition to the above, *Provided*, That such charges may not exceed the maximum permitted by the applicable maximum price regulation.

(2) *Sales by intermediate distributors.* The maximum price an intermediate distributor may charge may not exceed the sum of the following:

(i) Net cost, which may not be higher than the maximum price of his supplier.

(ii) Transportation expenses incurred to his warehouse or yard.

(iii) Handling charges as follows:

(*a*) On balsa lumber received from the importer in bundles and reshipped in the same bundles, the maximum handling charge may not exceed $10.00 per thousand feet board measure for all grades and thicknesses.

(*b*) On balsa lumber received and/or shipped in any other manner than that specified in subparagraph (a) above, the maximum handling charges per thousand feet board measure may not exceed

(*1*) $30.00 on lumber less than 1¾" sales thickness.

(2) $25.00 on lumber in sales thicknesses of 1¾" to 2½" inclusive.

(*3*) $20.00 on lumber in sales thicknesses of 2¾" or more.

(iv) A markup, on the sum of items (i), (ii), and (iii), of 30% on sales of 999 feet or less, 20% on sales of 1,000 feet to 4,999 feet, inclusive, 15% on sales of 5,000 feet to 15,000 feet, inclusive, and 10% on all sales over 15,000 feet.

NOTE: The size of the sale is determined on the basis of the total amount involved in the transaction, regardless of size of particular orders or shipments.

(c) *Definitions.* (1) "Grades" shall mean the grades of balsa lumber, as set forth in the grading rules of FEA, revised May 1, 1944, in effect under the FEA purchase program of balsa lumber, and which are generally recognized as such in the trade.

(2) "Shorts" means pieces of balsa lumber under 36" in length.

(d) *Brokers, or agents, commissions.* The maximum prices established by this

section include, and may not be increased by, any commission paid to any broker or to any buying or selling agent.

(e) *Less than maximum prices.* Lower prices than those established by this section may be charged, demanded, paid or offered.

This amendment shall become effective March 25, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4506; Filed, Mar. 18, 1946; 11:40 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14J, Amdt. 17]

AUTOMOBILE SEAT COVERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Supplementary Regulation No. 14J is amended in the following respects:

1. Section 3.6 is added to read as follows:

SEC. 3.6 *Maximum prices for resales of automobile seat covers manufactured by Fraser Products Company.* (a) This section establishes maximum prices for certain resales of automobile seat covers manufactured by Fraser Products Company, of Alpena, Michigan.

(b) The sales covered are the following:

(1) Sales by Standard Oil Company of New Jersey, Standard Oil Company of Pennsylvania, and Colonial Beacon Oil Company, to retailers, wholesale distributors, and consumers.

(2) Sales to retailers by wholesale distributors who purchased the articles from Standard Oil Company of New Jersey, Standard Oil Company of Pennsylvania, and Colonial Beacon Oil Company.

(3) Sales to consumers by retailers who purchased the articles from Standard Oil Company of New Jersey, Standard Oil Company of Pennsylvania, and Colonial Beacon Oil Company.

(c) The maximum prices for the above sales are as follows:

Automobile seat cover model	Maximum price to wholesale distributors	Maximum prices for sales to retailers	Maximum prices for sales to consumers
200, 201, 202.....	$8.49	$9.93	$16.00
400, 401, 402, 403...	$7.97	$9.32	$15.00

This amendment shall become effective on March 23, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4507; Filed, Mar. 18, 1946; 11:41 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 15, Amdt. 47]

CERTAIN CONSUMER TEXTILE COMMODITIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1499.75 (a) (27) is added to read as follows:

(27) *Adjustment for low-priced sellers of certain consumer textile commodities*—(i) *Purpose.* The purpose of this section is to authorize individual adjustments in the maximum prices of certain listed consumer textile products sold and delivered by manufacturers whose ceilings for the products are below the lowest price at which a substantial supply is available.

(ii) *To what maximum prices this adjustment provision applies.* The maximum prices which may be adjusted pursuant to the provisions of this section are those established for products delivered, or offered for delivery, by the applicant himself during March 1942 (i. e., maximum prices established by paragraph (a) (1) of § 1499.2 of the General Maximum Price Regulation). Adjusted maximum prices shall not be used to establish maximum prices for similar or comparable commodities unless specific authority, which may be set forth in the order of adjustment, is granted for that purpose. In granting an adjustment to a manufacturer, adjusted prices may also be established for distributors of the applicant's products.

(iii) *Who may apply.* A manufacturer of any product covered by this section may apply for adjustment of his maximum price if his ceiling for the product is less than the lowest price level at which a substantial quantity of the product is currently being made and sold by other manufacturers.

(iv) *Amount of adjustment.* Subject to the qualification that adjusted maximum prices shall not exceed the lowest price level referred to in (iii) above, adjustments may be granted to the extent of 90% of the amount by which the applicant's direct labor and material costs[1] per unit currently are in excess of the highest of those costs experienced in the "reference period." As used in this section, reference period means the period of time between August 1, 1941 and the date (not earlier than October 1, 1941) when the applicant first delivered or offered to deliver the product at the sales price which under the General Maximum Price Regulation became his maximum price.

(v) *What the applicant must show.* Applications for adjustment shall be filed with the Textile Price Branch, Office of Price Administration, Washington 25, D. C., in accordance with the filing requirements of Article III of Revised Procedural Regulation No. 1.[2] In addition to fulfilling the requirements of that regulation, an applicant shall furnish, with respect to each product for which an adjustment is requested, the following information:

(a) A complete description of the item, its unadjusted maximum price, and the requested ceiling price. A sample shall be submitted with the application.

(b) The names and addresses of the principal manufacturers (not more than four) who are currently making and selling the product and, if known, their maximum prices.

(c) Statements by four major distributors as to the lowest price or lowest price range at which they are able to purchase the product, and in what quantities they have obtained it at such prices in the previous 90 days.

(d) A description of the principal materials used in the manufacture of the product, their current maximum prices, and the highest prices paid by the applicant for them during the reference period.

(e) A detailed breakdown showing the quantity of each principal material used in manufacture of the product, the current unit cost of these materials, and the highest unit cost during the reference period.

(f) A detailed breakdown of the highest direct labor costs which prevailed in the reference period and of those costs currently; the date when, since the reference period, increase wage rates were approved; and a reference to the docket number or other authority wherein the approval was granted.

(g) Dollar volume of sales of the product in the last three months of the years 1941 and 1945.

(vi) *List of products covered.* The following products are covered by the provisions of this section:

(a) Mattress covers.
(b) Ironing boards pads and covers.
(c) Printed cotton tablecloths and napkins.
(d) Cotton Tufted Bedspreads.

This amendment shall be effective March 18, 1946.

NOTE: The reporting requirements of this Amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4508; Filed, Mar. 18, 1946; 11:41 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 102]

PART 4003—SUPPORT PRICES, SUBSIDIES

SUGAR, 1946 CROP

The Secretary of Agriculture having, on March 5, 1946, submitted to me certain information and recommendations with reference to the payment of subsidies to West Coast Cane Sugar Refiners to reimburse them for certain excess costs on shipments of raw sugar during the calendar year 1946, I find that such payments are necessary in order to carry out the purposes of the stabilization program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

The Secretary of Agriculture is authorized and directed to institute and carry out, in accordance with his letter of March 5, 1946, a 1946 program for West Coast Cane Sugar Refiners to reimburse such refiners for certain excess costs during the calendar year 1946, subject to Congressional authorization for Commodity Credit Corporation to pay subsidies with respect to 1946-crop program operations.

Issued and effective this 15th day of March 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-4502; Filed, Mar. 18, 1946; 11:31 a. m.]

[Directive 60, Amdt. 3]

PART 4004—PRICE STABILIZATION: MAXIMUM PRICES

CANNED VEGETABLES—1945

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F. R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

Directive 60, "Canned Vegetables—1945" (10 F.R. 8071), is amended in the following respects:

The following footnote, to be numbered 6, is added to the schedule of grower support prices for tomatoes for canning in Schedule A:

[6] Pear-shaped or Italian tomatoes support prices are $2.00 higher than the above, except in California where the support price for such tomatoes is $27.00.

Issued and effective this 15th day of March 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-4501; Filed, Mar. 18, 1946; 11:31 a. m.]

Chapter XXIII—War Assets Corporation[1]

[SPA Reg. 11,[2] Amdt. 1 to Order 2]

PART 8311—PROCEEDS AND EXPENSES

FINANCIAL REPORTS BY DISPOSAL AGENCIES

Surplus Property Administration Regulation 11, Order 2, January 15, 1946, (11 F.R. 638) entitled "Financial Reports by Disposal Agencies" is hereby amended as follows:

1. Paragraph 1 is amended by inserting following the words "designated by the Administrator" the words "except those specified in paragraph 5 of this order", and by deleting the colon at the end thereof and adding the words "in accordance with the instructions accompanying the forms".

2. Paragraph 2 is amended by deleting the words "Forms SPB–17, SPB–18, SPB–19 and SPB–20" and inserting in lieu thereof the words "All forms prescribed by this order".

3. Paragraph 3 is deleted.

4. There is added a new paragraph (5) to read as follows:

(5) After January 1, 1946, each disposal agency designated by the Administrator to dispose of surplus property located within the continental United States, Hawaii, Alaska (including the Aleutian Islands), Puerto Rico and the Virgin Islands shall file with the Administrator on Form SPA–17, "Monthly Report of Proceeds and Receivables from Surplus Property Disposals", as attached hereto,[3] the information called for by that form in accordance with the instructions accompanying it.

NOTE: All reporting requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective March 19, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 13, 1946.

[F. R. Doc. 46-4469; Filed, Mar. 18, 1946; 11:02 a. m.]

TITLE 36—PARKS AND FORESTS

Chapter II—Forest Service

PART 261—TRESPASS

BEAVERHEAD NATIONAL FOREST; ORDER FOR REMOVAL OF TRESPASSING HORSES

Whereas a number of horses are trespassing and grazing on land in the Black Canyon Allotment, Dillon District, Beaverhead National Forest, in the State of Montana; and

Whereas these horses are consuming forage needed for permitted livestock, are causing extra expense to established permittees, and are injuring national-forest lands;

Now, therefore, by virtue of the authority vested in the Secretary of Agriculture by the act of June 4, 1897 (30 Stat., 35; 16 U.S.C. 551), and the act of February 1, 1905 (33 Stat., 628, 16 U.S.C. 472), the following order for the occupancy, use, protection, and administration of land in the Black Canyon Allotment, Dillon District, Beaverhead National Forest, is issued:

Temporary closure from livestock grazing.[4] (a) The Black Canyon Allotment, Dillon District, Beaverhead National Forest, is hereby closed from April 1 to December 31, 1946, to the grazing of horses, excepting those that are lawfully grazing on or crossing land in such allotment pursuant to the regulations of the Secretary of Agriculture or which are used in connection with operations authorized by such regulations, or used as riding, pack, or draft animals by persons traveling over such land.

(b) Officers of the United States Forest Service are hereby authorized to dispose of, in the most humane manner, all horses found trespassing or grazing in violation of this order.

(c) Public notice of intention to dispose of such horses shall be given by posting notices in public places or advertising in a newspaper of general circulation in the locality in which the Beaverhead National Forest is located.

Done at Washington, D. C., this 18th day of March 1946. Witness my hand and the seal of the Department of Agriculture.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Dec. 46-4496; Filed, Mar. 18, 1946; 11:30 a. m.]

PART 261—TRESPASS

MODOC NATIONAL FOREST; ORDER FOR THE REMOVAL OF TRESPASSING HORSES

Whereas a number of horses are trespassing and grazing on portions of the Modoc National Forest, in the State of California; and

Whereas these horses are consuming forage needed for domestic livestock, are causing extra expense to established permittees, and are injuring national-forest lands;

Now, therefore, by virtue of the authority vested in the Secretary of Agriculture by the act of June 4, 1897 (30 Stat., 35; 16 U. S. C. 551), and the act of February 1, 1905 (33 Stat., 628; 16 U. S. C. 472), the following order is issued for the occupancy, use, protection, and administration of the Happy Camp, Doublehead, and Devils Garden Districts of the Modoc National Forest, within the boundaries described below:

Temporary closure from livestock grazing.[4] (a) These allotments are hereby closed for the period of April 1, 1946 to May 31, 1946 to the grazing of horses except those which are lawfully grazing on or crossing land in such allotments pursuant to the regulations of the Secretary of Agriculture or which are used in connection with operations authorized by such regulations, or which are used as riding, pack, or draft animals by persons traveling over such land. The boundaries of the allotments are more particularly described as follows:

Commencing at the intersection of the Modoc National Forest boundary with the Oregon-California State line at the NW corner, Sec. 13, T. 48 N., R. 6 E., M. D. M.;

Thence easterly along the Oregon-California State line to its intersection with the boundary of the Modoc National Forest in Sec. 21, T. 48 N., R. 13 E., M. D. M.;

[1] Items which are not properly chargeable as direct labor or material costs under generally accepted accounting methods and expenses which are seasonal, non-recurring, temporary or due to costs which, under the stabilization laws, the Administrator may not take into account, will be disregarded.

[2] 9 F.R. 10476, 13715; 10 F.R. 11295.

[1] Successor to Surplus Property Administration.

[2] 11 F.R. 636.

[3] Filed as part of the original document.

[4] This affects tabulation contained in 36 CFR, 261.50.

Thence southerly along the boundary of Modoc National Forest to the section corner common to Sections 15, 16, 21, and 22, T. 43 N., R. 13 E., M. D. M., approximately one mile east of Griesner Reservoir;

Thence westerly and southerly along the boundary of Modoc National Forest to the section corner common to Section 9, 10, 15, and 16, T. 41 N., R. 9 E., M. D. M.;

Thence northwesterly along the road intersecting Highway No. 299 adjacent to and north of Pit River; through Pit River Guard Station, Turner Creek, Cottonwood Flat, Craig Spring, McCay (cabin) to intersection with the Lookout road approximately one mile east of Upper Mud Lake;

Thence northerly along latter road to intersection with Canby-Tule Lake highway near Cannon Reservoir;

Thence northwest along Canby-Tule Lake highway to intersection near Flukey Spring (south of Perez) with main travelled road to Lava Beds National Monument;

Thence westerly along latter road via Mammoth Cave and south of Little Sand Butte to the survey corner common to Townships 44 and 45 North, Ranges 4 and 5 East, M. D. M., at the Siskiyou-Modoc County line.

Thence north along said County line approximately six miles to township line; east one-half mile; and north two miles between Sections 30, 31, and 32 to the survey corner common to Sections 19, 20, 29, and 30, T. 46 N., R. 5 E., M. D. M., at intersection with the boundary of Modoc National Forest;

Thence easterly and northerly along said Forest boundary to point of commencement at the Oregon-California State line;

(b) Forest officers are hereby authorized to dispose of, in the most humane manner, all horses found trespassing or grazing in violation of this order.

(c) Public notice of intention to dispose of such horses shall be given by posting notices in public places or advertising in a newspaper of general circulation in the locality in which the Modoc National Forest is located.

In testimony whereof, I have hereunto set my hand and the official seal of the Department of Agriculture.

Done at Washington, D. C., this 18th day of March, 1946.

[SEAL] J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-4497; Filed, Mar. 18, 1946; 11:30 a. m.]

Notices

DEPARTMENT OF THE TREASURY.

Bureau of Customs.

[T. D. 51421]

STANDARD NEWSPRINT PAPER

REVOCATION OF DECISION

MARCH 15, 1946.

Section 507, Revenue Act of 1943, still applicable to imported newsprint paper; T. D. 51376 revoked.

The specifications for standard newsprint paper, which is free of duty under paragraph 1772, Tariff Act of 1930, were enlarged by section 507, Revenue Act of 1943, T. D. 51012, the provisions of which were made applicable to paper entered, or withdrawn from warehouse, for consumption after the date of the enactment of the latter statute and while United States newspaper publishers are limited by law or governmental order or regulation as to the amount of paper they may use in the publication of their papers. In T. D. 51376, instructions were issued that the provisions of section 507, should not be applied to importations of paper entered, or withdrawn from warehouse, for consumption after December 31, 1945, as War Production Board Order L-240, which was a limitation of the kind specified in the statute, was being revoked effective January 1, 1946.

When revoking Order L-240, the Civilian Production Administration also issued Direction 7, Priorities Regulation 32, placing limitations on inventories of newsprint paper, effective January 1, 1946. The administration now advises the Bureau that Direction 7, in fact, limits the amount of paper which newspaper publishers may use in publishing their papers.

In the circumstances, T. D. 51376 is hereby revoked as of its effective date, and the provisions of section 507, Revenue Act of 1943, shall be applied to imported paper entered, or withdrawn from warehouse, for consumption on and after February 26, 1944, and before the expiration of the period prescribed in the statute, following T. D. 51012. Where duty has been assessed pursuant to T. D. 51376 on paper which is free of duty under paragraph 1772, Tariff Act of 1930, by virtue of section 507 of the revenue act, the entry shall be reliquidated free of duty under paragraph 1772, insofar as the paper concerned is involved, if the reliquidation can be accomplished before expiration of the protest period provided for in section 514, Tariff Act of 1930, or if a timely protest has been filed.

[SEAL] W. R. JOHNSON,
Commissioner of Customs.

[F. R. Doc. 46-4493; Filed, Mar. 18, 1946; 11:29 a. m.]

DEPARTMENT OF LABOR.

Retraining and Reemployment Administration.

[Order 4]

INTERAGENCY COMMITTEE FOR DEVELOPMENT OF CRITERIA AND STANDARDS FOR ON-THE-JOB TRAINING

ESTABLISHMENT OF COMMITTEE

1. *General statement*—(a) *Purpose.* The purpose of this order is to provide for the establishment of a committee which will be representative of those Federal agencies directly interested in the development of criteria and standards for on-the-job training. It is considered most desirable and necessary, if trainees are to enjoy maximum opportunities for such training as they may receive and are to obtain full value for the time which they invest and the money which the Federal and State Governments may expend, that there be sound principles of approval for such institutions and establishments as may conduct on-the-job training programs. The development of minimum criteria and standards for on-the-job training will provide further assurance that the best interests and rights of the trainee are being protected.

2. *Organization of the Committee*—Pursuant to Title III, section 302, of the War Mobilization and Reconversion Act of 1944 (Public Law 458, 78th Congress), a committee to be known as The Interagency Committee for the Development of Criteria and Standards for On-the-Job Training is hereby established. This Committee will consist of a Chairman and Secretary designated by the Administrator of the Retraining and Reemployment Administration and of representatives from each of the following agencies of the Federal Government:

Department of Agriculture.
Department of Commerce.
Department of Labor.
Navy Department.
War Department.
Civil Service Commission.
Federal Security Agency.

Representatives of the agencies named will qualify for membership on the committee upon designation as such by the head of the respective agency and approval by the Administrator. One alternate may be named for each member and, upon qualifying in like manner, these members may act in the place of his or her principal. The Administrator, or one designated by him for such purpose, will preside as Chairman of the Committee. The Committee will meet upon call of the Chairman.

3. *Functions of the Committee.* The Committee will develop minimum criteria and standards for on-the-job training which the Administrator of the Retraining and Reemployment Administration will recommend for use by appropriate Federal and State agencies in their approval of institutions and establishments for on-the-job training. In the performance of its functions, the Committee is directed to consult with representatives of State agencies operating in this field and may consult with such other organizations directly interested in on-the-job training programs as it deems necessary.

4. *Participation of the Veterans Administration.* The Administrator of Veterans Affairs concurs with the provisions of this order and has consented to designate an appropriate representative to serve as a member of the Committee.

G. B. ERSKINE,
Major General, USMC.
Administrator.

MARCH 18, 1946.

[F. R. Doc. 46-4524; Filed, Mar. 18, 1946; 10:13 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

STATION WPAR[1]

PUBLIC NOTICE CONCERNING PROPOSED TRANSFER OF CONTROL

The Commission hereby gives notice that on February 27, 1946, there was filed with it an application (B2-TC-479) for its consent under section 310 (b) of the Communications Act (47 USCA 310) to the proposed transfer of control of Ohio Valley Broadcasting Corporation (licensee of Standard Broadcast Station WPAR, Parkersburg, West Virginia) from Charleston Broadcasting Company to News Publishing Company (a West Virginia corporation), 1500 Main Street, Wheeling, West Virginia. The proposed transfer of control of the above licensee is based upon a contract entered into January 7, 1946, between Charleston Broadcasting Company and News Publishing Company pursuant to which the former agrees to sell to the latter all of the outstanding common voting stock of Ohio Valley Broadcasting Corporation constituting 89 shares for a total consideration of $307,500. Of this amount $50,000 in United States Government Bonds is to be deposited in escrow with the Parkersburg National Bank which would be forfeited to seller as liquidated damages upon failure of purchaser to carry out the agreement. The sale of said outstanding stock of licensee is to be made upon the basis of assets and liabilities as of the date of execution of the contract; seller represents net quick assets over quick liabilities including federal and other taxes shall be at least equal to said excess as of June 30, 1945. Profits between execution of the contract and consummation of arrangements are to belong to seller, which shall also be liable for any losses sustained during said period. Management is to remain unchanged until transfer is completed. The contract specifically provides that if the Commission shall so require, Parkersburg Sentinel Company, a subsidiary of purchaser, will relinquish a construction permit for a new station at Marietta, Ohio. Further details concerning the contract as well as pertaining to the application may be determined from an examination of the application and associated papers on file at the offices of the Commission.

[1] 47 CFR 1.364.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider proposed new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the WLW decision, and supplement their applications so as to come within the framework of the announced procedure including the provision for public notice. Subsequently, on December 13, 1945, the Commission adopted tentatively a proposed rule of procedure to govern the handling of assignment and transfer applications including the character of notice required of applicants in such cases. Pursuant thereto the Commission was advised on February 28, 1946, that notice would be inserted in newspapers of general circulation at Parkersburg, West Virginia, concerning the proposed transfer of control of the licensee. According to information supplied (orally) March 13, 1946, such notice first appeared in the local Parkersburg papers on March 3, 1946.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release and the proposed rule no action will be had upon the application for a period of 60 days from March 3, 1946.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4461; Filed, Mar. 18, 1946; 10:44 a. m.]

[Docket Nos. 7390 and 7087]

TIDEWATER BROADCASTING CORP. AND NORFOLK BROADCASTING CORP.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Tidewater Broadcasting Corporation, Norfolk, Virginia, Docket No. 7390, File No. B2-P-4456; Norfolk Broadcasting Corporation, Norfolk, Virginia, Docket No. 7087, File No. B2-P-3794; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of February 1946;

The Commission having under consideration the above-listed application of Tidewater Broadcasting Corporation for construction permit for new standard broadcast station at Norfolk, using 1230 kc, 100 w, unlimited;

It is ordered, That said application be designated for hearing in consolidation with the application of Norfolk Broadcasting Corporation (File No. B2-P-3794, Docket No. 7087), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bill of Particulars heretofore issued in Docket No. 7087 be enlarged to include:

16. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4462; Filed, Mar. 18, 1946; 10:44 a. m.]

[Docket No. 7383]

RADIO AIRWAYS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Radio Airways, Inc., Eugene, Oregon, for construction permit; File No. B5-P-3771, Docket No. 7383.

At a meeting of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of February 1946;

The Commission, having under consideration the application of Radio Airways, Inc., Eugene, Oregon, for a construction permit for a new standard broadcast station to be operated on the frequency 1520 kc., with 1 kw. power, unlimited time, in Eugene, Oregon;

It is ordered, That the application of Radio Airways, Inc. (Docket No. 7383; File No. B5-P-3771) be, and it is hereby, designated for hearing, on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the operation of Station KOMA, Oklahoma City, Oklahoma, or any other existing broadcast stations, and if so, the nature and extent thereof, the areas and populations

affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

It is further ordered, That KOMA, Incorporated, licensee of Station KOMA, Oklahoma City, Oklahoma, be and it is hereby made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-4463; Filed, Mar. 18, 1946; 10:44 a. m.]

[Docket Nos. 7417 and 7418]

MANSFIELD JOURNAL CO. AND LORAIN JOURNAL CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Mansfield Journal Company, Mansfield, Ohio, Docket No. 7417, File No. B2-P-4275; Lorain Journal Company, Lorain, Ohio, Docket No. 7418, File No. B2-P-4376; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of February 1946;

The Commission having under consideration the application of Mansfield Journal Company for the construction of a new standard broadcast station at Mansfield, Ohio, 1510 kc., 250 w., daytime; and the application of the Lorain Journal Company for the construction of a new standard broadcast station at Lorain, Ohio, 1140 kc., 250 w., daytime;

It is ordered, That the applications of Mansfield Journal Company and Lorain Journal Company be designated for hearing in a consolidated proceeding, on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporations and officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the policies of the applicant corporations with respect to exclusive advertising contracts, and whether such policies are to be pursued in the operation of the proposed stations.

3. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

4. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine the nature and extent of any interference which would result from the operation of the proposed station at Lorain, Ohio, with a station at Fostoria, Ohio, as proposed in the application of the Fostoria Broadcasting Company (File No. B2-P-4430; Docket No. 7356), the areas and populations affected thereby, and the character of other broadcast service available to such areas and populations.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-4464; Filed, Mar. 18, 1946; 10:44 a. m.]

[Docket Nos. 6834 and 6835]

ARKANSAS-OKLAHOMA BROADCASTING CORP. AND DONALD W. REYNOLDS

ORDER REOPENING RECORD AND PROVIDING FOR FURTHER HEARING

In re applications of Arkansas-Oklahoma Broadcasting Corp., Ft. Smith, Arkansas, Docket No. 6834 File No. B3-P-4034; Donald W. Reynolds, Ft. Smith, Arkansas, Docket No. 6835, File No. B3-P-3772; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 7th day of March 1946;

It is ordered, That the record in this proceeding be reopened, and that further hearing be held on the following issue:

To obtain full information to determine whether Donald W. Reynolds or any newspaper owned or controlled by him has engaged in practices designed to substantially lessen competition and tending to create a monopoly in the newspaper advertising business in the City of Ft. Smith; and to determine what bearing such information may have on the qualifications of Donald W. Reynolds to be the licensee of a radio broadcasting station.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-4465; Filed, Mar. 18, 1946; 10:44 a. m.]

[Docket Nos. 5893, 6161, 5361, 6144, 5778, 6145]

WOAX INC. (WTNJ) ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of WOAX Incorporated (WTNJ), Trenton, New Jersey, for renewal of license, Docket No. 5893, File No. B1-R-186; WOAX Incorporated (WTNJ), Trenton, New Jersey, for modification of license, Docket No. 6161, File No. B1-ML-1084; The City of Camden (WCAM), Camden, New Jersey, for renewal of license, Docket No. 5361, File No. B1-R-168; The City of Camden (WCAM), Camden, New Jersey, for modification of license, Docket No. 6144, File No. B1-ML-1069; Radio Industries Broadcast Company, Asbury Park, New Jersey (WCAP), for renewal of license, Docket No. 5778, File No. B1-R-181; Radio Industries Broadcast Company, Asbury Park, New Jersey (WCAP), for modification of license, Docket No. 6145, File No. B1-ML-1070.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 7th day of March 1946;

The Commission having under consideration an Offer of Proof (filed February 5, 1946) by Mack Radio Sales Company, Camden, New Jersey, intervenor in the above-named proceeding, made pursuant to an order of the Commission, dated January 16, 1946, which held in abeyance a petition of Mack Radio Sales (filed December 26, 1945) requesting reopening of the record in the matter of an application of the City of Camden for renewal of license (Docket No. 5361), pending submission by Mack Radio Sales of a detailed tender of proof of the matter to be introduced in the event of reopening of the record and a showing of the respect in which such evidence would, if proved, substantially alter the Proposed Decision in this cause; and

The Commission having under consideration a petition (filed December 26, 1945) by WOAX Incorporated, Trenton, New Jersey, for leave to correct the record in the matter of the applications of WOAX Incorporated for modification and renewal of license (Docket Nos. 5893 and 6161) by including therein a Trust Agreement between John F. Wolff and Harold W. Wolff, trustee, dated November 21, 1919;

It is ordered, That the application of the City of Camden for renewal of license (Docket No. 5361) be, and it is hereby, designated for further hearing, to be held in Washington, D. C., on the 12th day of April 1946 upon the following issues:

1. Whether any changes have occurred in the management and control of Station WCAM since November 19, 1941;

2. Whether any changes in legal relationship between Station WCAM and Mack Radio Sales Company have occurred since November 19, 1941;

3. Whether any of the facts adduced under the foregoing issues make it appropriate for the Commission to alter its Proposed Findings and Decision in this proceeding.

It is further ordered, That said petition of WOAX Incorporated be, and it is hereby, granted, and that the record in the matter of the applications of WOAX Incorporated for modification and renewal of license (Docket Nos. 5893 and 6161) be reopened, in Washington, D. C., on the 12th day of April 1946 for the purpose of including therein the aforesaid Trust Agreement dated November 21, 1919 between John F. Wolff and Harold W. Wolff, Trustee.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-4466; Filed, Mar. 18, 1946; 10:44 a. m.]

[Docket No. 7424]

NONCOMMERCIAL EDUCATIONAL FM BROADCAST SERVICE

ORDER SETTING FORTH RULES AND REGULATIONS

Whereas, the Commission on June 27, 1945, issued its final report allocating 20 channels for noncommercial educational FM broadcasting; and

Whereas, it is desirable that rules and regulations concerning noncommercial educational FM broadcasting be promulgated and codified at an early date;

Now, therefore, it is ordered, This 7th day of March, 1946, that the attached proposed rules and regulations be made public as a basis for consideration and discussion. Noncommercial educational FM broadcast licensees, permittees, applicants, and others are invited to submit their comments and suggestions, in writing, to the office of the Secretary, within 60 days from the date of this order. It is not contemplated that hearings or oral argument will be held on the proposed rules and regulations unless there is a demand from parties in interest.

In the absence of protests within 60 days, rules and regulations in final form will be promulgated.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,

T. J. SLOWIE, *Secretary.*

Sections 4.131 to 4.137, inclusive, of the Commission's rules and standards of Good Engineering Practice applicable to Non-Commercial Educational Broadcast Stations would be repealed and the following rules substituted therefor.

PROPOSED RULES GOVERNING NON-COMMERCIAL EDUCATIONAL FM BROADCAST STATIONS

Classification of Stations and Allocation of Frequencies

§ 3.501 *Channels available for assignment.* The channels available for noncommercial educational FM broadcasting are listed in the table below, together with numerical designations for convenience:

Frequency (mc.)	Channel No.
88.1	201
88.3	202
88.5	203
88.7	204
88.9	205
89.1	206
89.3	207
89.5	208
89.7	209
89.9	210
90.1	211
90.3	212
90.5	213
90.7	214
90.9	215
91.1	216
91.3	217
91.5	218
91.7	219
91.9	220

§ 3.502 *State-wide plans.* In considering the assignment of a channel for a noncommercial educational FM broadcast station, the Commission will take into consideration the extent to which each application meets the requirements of any state-wide plan for noncommercial educational FM broadcast stations filed with the Commission: *Provided*, That such plans afford fair treatment to public and private educational institutions, urban and rural, at the primary, secondary, higher, and adult educational levels, and appear otherwise fair and equitable: *And provided further*, That such plans can be coordinated with those of other states concerned.

§ 3.503 *Operation and service.* The operation of, and the service furnished by, noncommercial educational FM broadcast stations shall be governed by the following:

(a) A noncommercial educational FM broadcast station will be licensed only to a nonprofit educational organization and upon a showing that the station will be used for the advancement of an educational program.

(b) Each station may transmit programs directed to specific schools in the system for use in connection with the regular courses as well as routine and administrative material pertaining to the school system and may transmit educational and entertainment programs to the public.

(c) Each station shall furnish a nonprofit and noncommercial broadcast service. No commercial program shall be transmitted nor shall commercial announcements of any character be made. A station shall not transmit the programs of other classes of broadcast stations unless all commercial announcements, and all commercial advertising in the continuity are eliminated.

§ 3.504 *Channel, power and service area.* The channel, operating power and service area of each noncommercial educational FM broadcast station shall be determined by the Commission. In such determination, the Commission shall consider all relevant factors including (a) the area served by the applicant's existing educational facilities; (b) the channel, power and service area proposed in the application; and (c) the provisions of any state-wide plan on file with the Commission, which meets the requirements of § 3.502.

§ 3.505 *"Standards of Good Engineering Practice."* The Standards of Good Engineering Practice concerning FM Broadcast Stations shall be applicable to Noncommercial Educational FM Broadcast Stations except for section 2 concerning engineering standards of allocation. Section 2, however, provides a guide regarding methods that should be used in calculating the service area of a noncommercial educational FM broadcast station.

Rules Governing Administrative Procedure

§ 3.510 *Application for Noncommercial Educational FM Broadcast Stations.* Each applicant for a construction permit for a new noncommercial educational FM broadcast station, change in facilities of any existing noncommercial educational FM broadcast station, or noncommercial educational FM broadcast station license or modification of license shall file with the Commission in Washington, D. C., two copies of applications on the appropriate form designated by the Commission and a like number of exhibits and other papers incorporated therein and made a part thereof. Only the original copy need be sworn to. If the application is for a construction permit for a new noncommercial educational FM broadcast station, Form FCC No. 340 should be filed; for a noncommercial educational FM license, Form FCC No. 341[1] should be filed; and for modification of a noncommercial educational FM license or for change in facilities of an existing noncommercial educational FM broadcast station, Form FCC No. 342[1] should be filed.

§ 3.511 *Full disclosures.* Each application shall contain full and complete disclosures with regard to all matters and things required to be disclosed by the application forms.

§ 3.512 *Installation or removal of apparatus.* Applications for construction permit or modification thereof, involving removal of existing transmitting apparatus and/or installation of new transmitting apparatus, shall be filed at least 60 days prior to the contemplated removal and/or installation.

§ 3.513 *Period of construction.* Each construction permit will specify a maximum of eight months from the date of granting thereof as the time within which construction of the station shall be completed and the station ready for operation, unless otherwise determined by the Commission upon proper showing in any particular case.

§ 3.514 *Forfeiture of construction permits: extension of time.* (a) A construction permit shall be automatically forfeited if the station is not ready for operation within the time specified therein or within such further time as the Commission may have allowed for completion, and a notation of the forfeiture of any construction permit under this provision will be placed in the records of the Commission as of the expiration date.

(b) Any application[2] for extension of time within which to construct a station shall be filed at least thirty days prior to the expiration date of such permit if the facts supporting such application for extension are known to the applicant in time to permit such filing. In other cases such applications will be accepted upon a showing satisfactory to the Commission of sufficient reasons for filing within less than thirty days prior to the expiration date. Such applications will be granted upon a specific and detailed showing that the failure to complete was due to causes not under the control of the grantee, or upon a specific and detailed showing of other matters sufficient to justify the extension.

§ 3.515 *Equipment tests.* (a) Upon completion of construction for a noncommercial educational FM broadcast station in exact accordance with the terms

[1] Will be issued by the Commission at a later date. Appropriate forms to be employed may be obtained from the Commission on request.

[2] Form FCC No. 701.

of the construction permit, the technical provisions of the application therefor and the rules and regulations and Standards of Good Engineering Practice concerning FM broadcast stations and prior to filing of application for license, the permittee is authorized to test the equipment for a period not to exceed 30 days: *Provided*, That the inspector in charge of the district in which the station is located and the Commission are notified 2 days in advance of the beginning of tests.

(b) The Commission may notify the permittee to conduct no tests or may cancel, suspend, or change the date of beginning for the period of such tests as and when such action may appear to be in the public interest, convenience and necessity.

§ 3.516 *Program tests.* (a) When construction and equipment tests are completed in exact accordance with the terms of the construction permit, the technical provisions of the application therefor, and the rules and regulations and Standards of Good Engineering Practice concerning FM broadcast stations, and after application for station license has been filed with the Commission showing the transmitter to be in satisfactory operating condition, the permittee is authorized to conduct program tests in exact accordance with the terms of the construction permit for a period not to exceed 30 days: *Provided*, That the inspector in charge of the district in which the station is located and the Commission are notified 2 days in advance of the beginning of such tests.

(b) The Commission reserves the right to cancel such tests or suspend, or change the date of beginning for the period of such tests as and when such action may appear to be in the public interest, convenience, and necessity by notifying the permittee.

(c) The authorization for tests embodied in this section or § 3.515 shall not be construed as constituting a license to operate but as a necessary part of the construction.

§ 3.517 *Normal license period.* All noncommercial educational FM broadcast station licenses will be issued so as to expire at the hour of 3 a. m. e. s. t. and will be issued for a normal license period of 1 year.

§ 3.518 *License, simultaneous modification and renewal.* When an application is granted by the Commission necessitating the issuance of a modified license less than 60 days prior to the expiration date of the license sought to be modified, and an application for renewal of said license is granted subsequent or prior thereto (but within 30 days of expiration of the present license) the modified license as well as the renewal license shall be issued to conform to the combined action of the Commission.

§ 3.519 *Renewals of license.* (a) Unless otherwise directed by the Commission, each application for renewal of license shall be filed at least 60 days prior to the expiration date of the license sought to be renewed (Form FCC No. 343.)

(b) Whenever the Commission regards an application for a renewal of license as essential to the proper conduct of a hearing or investigation, and specifically directs that it be filed by a date certain, such application shall be filed within the time thus specified. If the licensee fails to file such application within the prescribed time, the hearing or investigation shall proceed as if such renewal application had been received.

§ 3.520 *Temporary extension of station licenses.* Where there is pending before the Commission any application, investigation, or proceeding which, after hearing, might lead to or make necessary the modification of, revocation of, or the refusal to renew an existing noncommercial educational FM license, the Commission may, in its discretion, grant a temporary extension of such license: *Provided, however*, That no such temporary extension shall be construed as a finding by the Commission that the operation of any radio station thereunder will serve public interest, convenience, and necessity beyond the express terms of such temporary extension of license: *And provided further*, That such temporary extension of license will in no wise affect or limit the action of the Commission with respect to any pending application or proceeding.

§ 3.521 *Repetitious applications* (a) Where an applicant has been afforded an opportunity to be heard with respect to a particular application for a new noncommercial educational FM broadcast station, or for change of existing service or facilities, and the Commission has, after hearing or default, denied the application or dismissed it with prejudice, the Commission will not consider another application for a station of the same class to serve in whole or in part the same area, by the same applicant or by his successor or assignee, or on behalf of or for the benefit of the original parties in interest, until after the lapse of 12 months from the effective date of the Commission's order.

(b) Where an appeal has been taken from the action of the Commission in denying a particular application, another application for the same class of broadcast station and for the same area, in whole or in part, filed by the same applicant or by his successor or assignee, or on behalf or for the benefit of the original parties in interest, will not be considered until after the final disposition of such appeal.

§ 3.522 *Assignment or transfer of control.* Application for consent to assignment of a noncommercial educational FM construction permit or license or for consent to voluntary transfer of control of a corporation holding a noncommercial educational FM construction permit or license shall be filed with the Commission on Form FCC No. 314 (assignment of license) and Form FCC No. 315 (transfer of control) at least 60 days prior to the contemplated effective date of assignment or transfer of control.

Rules Relating to Equipment

§ 3.551 *Transmitter power.* The rated power and the operating power range of transmitters shall be in accordance with the Standards of Good Engineering Practice concerning FM Broadcast Stations.

§ 3.552 *Frequency monitor.* The licensee of each noncommercial educational FM broadcast station shall have in operation at the transmitter an approved frequency monitor independent of the frequency control of the transmitter. For detailed requirements thereof see Standards of Good Engineering Practice concerning FM Broadcast Stations.

§ 3.553 *Modulation monitor.* The licensee of each noncommercial educational FM broadcast station shall have in operation at the transmitter an approved modulation monitor. For detailed requirements thereof see Standards of Good Engineering Practice concerning FM Broadcast Stations.

§ 3.554 *Required transmitter performance.* The construction, installation, operation, and performance of the noncommercial educational FM broadcast transmitter system shall be in accordance with the Standards of Good Engineering Practice concerning FM Broadcast Stations.

§ 3.555 *Auxiliary transmitter.* Upon showing that a need exists for the use of an auxiliary transmitter in addition to the regular transmitter of a broadcast station, a license therefor may be issued provided that:

(a) An auxiliary transmitter may be installed either at the same location as the main transmitter or at another location.

(b) A licensed operator shall be in control whenever an auxiliary transmitter is placed in operation.

(c) The auxiliary transmitter shall be maintained so that it may be placed into immediate operation at any time for the following purposes:

(1) The transmission of the regular programs upon the failure of the main transmitter.

(2) The transmission of regular programs during maintenance or modification[1] work on the main transmitter, necessitating discontinuance of its operation for a period not to exceed five days.

(3) Upon request by a duly authorized representative of the Commission.

(d) The auxiliary transmitter shall be tested at least once each week to determine that it is in proper operating condition and that it is adjusted to the proper frequency, except that in case of operation in accordance with paragraph (c) of this section during any week, the test in that week may be omitted provided the operation under paragraph (c) is satisfactory. A record shall be kept of the time and result of each test.

(e) The auxiliary transmitter shall be equipped with satisfactory control equipment which will enable the maintenance of the frequency emitted by the station within the limits prescribed by these regulations.

(f) The operating power of an auxiliary transmitter may be less than the authorized power of the main transmitter, but in no event shall it be greater than such power.

§ 3.556 *Alternate main transmitters.* The licensee of a noncommercial educational FM broadcast station may be licensed for alternate main transmitters provided that a technical need[2] for such alternate transmitters is shown and that the following conditions are met:

(a) Both transmitters are located at the same place.

(b) Both transmitters shall have the same power rating.

(c) Both transmitters shall meet the construction, installation, operation, and performance requirements of the Standards of Good Engineering Practice concerning FM Broadcast Stations.

§ 3.557 *Changes in equipment and antenna system.* Licensees of noncommercial educational FM broadcast stations shall observe the following provisions with regard to changes in equipment and antenna system:

(a) No changes in equipment shall be made:

(1) That would result in the emission of signals outside of the authorized channel.

(2) That would result in the external performance of the transmitter being in disagreement with that prescribed in the Standards of Good Engineering Practice concerning FM Broadcast Stations.

(b) Specific authority, upon filing formal application (Form FCC No. 342) therefore, is required for a change in service area or for any of the following changes:

(1) Changes involving an increase or decrease in the power rating of the transmitter.

(2) A replacement of the transmitter as a whole.

(3) Change in the location of the transmitting antenna.

(4) Change in antenna system, including transmission line.

(5) Change in location of main studio, if it is proposed to move the main studio to a different city from that specified in the license.

(6) Change in the power delivered to the antenna.

(7) Change in frequency control and/or modulation system.

(c) Specific authority, upon filing informal request therefor, is required for a change in the indicating instruments installed to measure transmitter power output, except by instruments of the same maximum scale reading and accuracy.

(d) Any other changes, except as above provided for in this section or in the Standards of Good Engineering Practice concerning FM Broadcast Stations, may be made at any time without the authority of the Commission; *Provided*, That the Commission shall be promptly notified thereof and such changes shall be shown in the next application for renewal of license.

Rules Relating to Technical Operation

§ 3.561 *Hours of operation.* (a) Each noncommercial educational FM broadcast station shall be licensed for unlimited time operation; (b) each application shall show the minimum hours of operation proposed; and each licensee shall promptly notify the Commission whenever it does not operate as many hours per week as set forth in its application; (c) the hours of actual operation during a license period shall be taken into consideration in considering the renewal of noncommercial educational FM broadcast licenses wherever it appears that the channels available for such stations are insufficient to meet the demand.

§ 3.562 *Experimental operation.* The period between 12:00 midnight, and 6 a. m., local standard time, may be used for experimental purposes in testing and maintaining apparatus by the licensee of any noncommercial educational FM broadcast station on its assigned frequency and not in excess of its authorized power, without specific authorization from the Commission.

§ 3.563 *Station inspection.* The licensee of any noncommercial educational FM broadcast station shall make the station available for inspection by representatives of the Commission at any reasonable hour.

§ 3.564 *Station license, posting of.* The original of each station license shall be posted in the transmitter room.

§ 3.565 *Operator requirements.* If the transmitter power rating is 1 kilowatt or less, one or more licensed radiotelephone second class operators shall be on duty at the place where the transmitting apparatus of each station is located and in actual charge thereof. If the transmitter power rating is in excess of 1 kilowatt, one or more licensed radiotelephone first class operators shall be on duty. The original license (or Form FCC No. 759) of each station operator shall be posted at the place where he is on duty. The licensed operator on duty and in charge of an FM broadcast transmitter may, at the discretion of the licensee, be employed for other duties or for the operation of another station or stations in accordance with the class of operator's license which he holds and by the rules and regulations governing such stations. However, such duties shall in no wise interfere with the operation of the broadcast transmitter.[3]

§ 3.566 *Facsimile broadcasting and Multiplex transmission.* Transmission of simplex facsimile on FM channels may be permitted upon application to the Commission. The Commission may grant experimental authority to a noncommercial educational FM broadcast station for the multiplex transmission of facsimile or other signals and aural broadcast programs; *Provided*, That the transmission of facsimile or other signals does not reduce the quality of the aural program, and that a filter or other additional equipment is not required for receivers not equipped to receive facsimile or other signals.

§ 3.567 *Operating power; how determined.* The operating power, and the requirements for maintenance thereof, of each noncommercial educational FM broadcast station shall be determined by the methods prescribed in the Standards of Good Engineering Practice concerning FM broadcast stations.

§ 3.568 *Modulation.* The percentage of modulation of all stations shall be maintained as high as possible consistent with good quality of transmission and good broadcast practice and in no case less than 85 percent or more than 100 percent on peaks of frequent recurrence during any selection which normally is transmitted at the highest level of the program under consideration.

§ 3.569 *Frequency tolerance.* The center frequency of each noncommercial educational FM broadcast station shall be maintained within 2000 cycles of the assigned center frequency.

§ 3.570 *Inspection of tower lights and associated control equipment.* The licensee of any noncommercial educational FM broadcast station which has an antenna or antenna supporting structure(s) required to be illuminated pursuant to the provisions of section 303 (2) of the Communications Act of 1934, as amended:

(a) Shall make a visual observation of the tower lights at least once each 24 hours to insure that all such lights are functioning properly.

(b) Shall report immediately by telephone or telegraph to the nearest Airways Communication Station or office of the Civil Aeronautics Administration any observed failure of the tower lights, not corrected within 30 minutes, regardless of the cause of such failure. Further notification by telephone or telegraph shall be given immediately upon resumption of the required illumination.

(c) Shall inspect at intervals of at least once each 3 months all flashings or rotating beacons and automatic lighting control devices to insure that such apparatus is functioning properly as required.

Other Rules Relating to Operation

§ 3.581 *Logs.* The licensee of each noncommercial educational FM broadcast station shall maintain program and operating logs and shall require entries to be made as follows:

(a) In the program log:

(1) An entry of the time each station identification announcement (call letters and location) is made.

(2) An entry briefly describing each program broadcast as "music," "drama," "speech," etc., together with the name or title thereof, with the time of the beginning and ending of the complete program. If a mechanical record is used, the entry shall show the exact nature thereof, such as "record," "transcription," etc., and the time it is announced. If the program is of network origin, its

[1] This includes the equipment changes which may be made without authority as set forth elsewhere in the rules and regulations and the Standards of Good Engineering Practice or as authorized by the Commission by letter or by construction permit. Where such operation is required for periods in excess of 5 days, request therefor shall be in accordance with § 1.365.

[2] Such as licensees maintaining 24-hour schedule and needing alternate operation for maintenance, or where developmental work requires alternate operation.

[3] For additional information regarding operator licenses see section 13 of the Commission's rules.

source shall be indicated. If the broadcast is under the auspices of an institution or organization other than the licensee, its name shall be noted.

(b) In the operating log:

(1) An entry of the time the station begins to supply power to the antenna, and the time it stops.

(2) An entry of the time the program service begins and ends.

(3) An entry of each interruption to the carrier wave, its cause and duration.

(4) An entry of the following each 30 minutes:

(i) Operating constants of last radio stage (total plate current and plate voltage).

(ii) Transmission line current or voltage.

(iii) Frequency monitor reading.

(5) A log must be kept of all operations during the experimental period. If the entries required above are not applicable thereto, then the entries shall be made so as to fully describe the operation.

(c) Where an antenna or antenna supporting structure(s) is required to be illuminated the licensee shall make entries in the radio station log appropriate to the requirements of § 3.570 as follows:

(1) The time the tower lights are turned on and off if manually controlled.

(2) The time the daily visual observation of the tower lights was made.

(3) In the event of any observed failure of a tower light:

(i) Nature of such failure.

(ii) Time the failure was observed.

(iii) Time and nature of the adjustments, repairs or replacements made.

(iv) Time notice was given to Airways Communications Station (C. A. A.) of any tower light failure not corrected within thirty minutes.

(v) Time notice was given to the Airways Communication Station (C. A. A.) that the required illumination was resumed.

(4) Upon completion of the periodic inspection (required at least once each three months):

(i) The date of the inspection and the condition of all tower lights and associated tower lighting control devices.

(ii) Any adjustments, replacements or repairs made to insure compliance with the lighting requirements.

§ 3.582 *Logs, retention of.* Logs of noncommercial educational FM broadcast stations shall be retained by the licensee for a period of 2 years.

§ 3.583 *Logs, by whom kept.* Each log shall be kept by the person or persons competent to do so, having actual knowledge of the facts required, who shall sign the log when starting duty and again when going off duty. The logs shall be made available upon request by an authorized representative of the Commission.

§ 3.584 *Log form.* This log shall be kept in an orderly manner, in suitable form, and in such detail that the data required for the particular class of station concerned are readily available. Key letters or abbreviations may be used if proper meaning or explanation is contained elsewhere in the log.

§ 3.585 *Correction of logs.* No log or portion thereof shall be obliterated, or willfully destroyed within the period of retention provided by the rules. Any necessary correction may be made only by the person originating the entry who shall strike out the erroneous portion, initial the correction made, and indicate the date of correction.

§ 3.586 *Rough logs.* Rough logs may be transcribed into condensed form, but in such case the original log or memoranda and all portions thereof shall be preserved and made a part of the complete log.

§ 3.587 *Station identification.* (a) A Licensee of a noncommercial educational FM broadcast station shall make at least the following station identification announcements (call letters and location): (1) at the beginning and ending of each time of operation; and (2) within 5 minutes of each hour and each half hour during operation: *Provided,*

(b) Such identification announcement need not be made on the hour or half hour when to make such announcement would interrupt a sing'e continuous program of longer duration than 30 minutes. In such cases the identification announcement shall be mace a' the beginning of the program, at the first interruption of the continuity, and at the conclusion of the program.

(c) In making the identification announcement, the call letters shall be given only on the channel of the station identified thereby.

§ 3.588 *Mechanical reproductions.* Each program broadcast which consists in whole or in part of one or more mechanical reproductions shall be so announced.

(a) Each such program of longer duration than 30 minutes, consisting in whole or in part of one or more mechanical reproductions, shall be identified by appropriate announcement at the beginning of the program, at each 30-minute interval and at the conclusion of the program: *Provided, however,* That the identifying announcement at each 30-minute interval is not required in case of a mechanical reproduction consisting of a single continuous program of longer than 30 minutes.

(b) Each such program of a longer duration than 5 minutes and not in excess of 30 minutes, consisting in whole or in part of one or more mechanical reproductions, shall be identified by an appropriate announcement at the beginning and end of the program.

(c) Each such program of five minutes or less, consisting in whole or in part of mechanical reproductions, shall be identified by appropriate announcement immediately preceding the use thereof.

(d) In case a mechanical reproduction is used for background music, sound effects, station identification, or program identification, no announcement of the mechanical reproduction is required.

(e) The exact form of identifying announcement is not prescribed, but the language shall be clear and in terms commonly used and understood. A licensee shall not attempt affirmatively to create the impression of live talent when using mechanical reproductions.

§ 3.591 *Rebroadcast.* A noncommercial educational FM broadcast station may rebroadcast the program of any broadcast station providing it first procures the express authority of the licensee originating the program or programs.

[F. R. Doc. 46-4468; Filed, Mar. 18, 1946; 10:44 a. m.]

[1] See §§ 3.503 (c) and 3.587 (c).

[Docket No. 7362]

STUDEBAKER BROADCASTING CO.

NOTICE OF HEARING

In re application of John Gordon Studebaker and John Ward Studebaker, d/b as Studebaker Broadcasting Company, (New) date filed, August 9, 1945, for construction permit, class of service, broadcast; class of station, broadcast; location, San Diego, California; operating assignment specified: frequency, 1230 kc; power, 250 w night, 250 w day; hours of operation, unlimited; Docket No. 7362; File No. B5-P-3910.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and its members to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of Station KGFJ, Los Angeles, California, or any other existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's addresses are as follows: Dr. John Studebaker, Director Office of Education, Federal Security Agency, Washington, D. C.; John Gordon Studebaker, 411 Green Street, Alexandria, Virginia.

Dated at Washington, D. C. March 14, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4467; Filed, Mar. 18, 1946; 10:44 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5978]

NORTHERN VIRGINIA POWER CO.

NOTICE OF APPLICATION

MARCH 14, 1946.

Notice is hereby given that on March 12, 1946, an application was filed with the Federal Power Commission pursuant to section 203 of the Federal Power Act by Northern Virginia Power Company (hereinafter called "Northern Virginia"), a corporation organized under the laws of the Commonwealth of Virginia and doing business in the Commonwealth of Virginia and in the State of West Virginia, with its principal business office in Winchester, Virginia, seeking an order authorizing the merger of the whole of its facilities subject to the jurisdiction of the Commission with the whole of the facilities of Page Power Company (hereinafter called "Page"), Madison Power Company (hereinafter called "Madison"), and Massanutten Power Corporation (hereinafter called "Massanutten"), all corporations organized under the laws of the Commonwealth of Virginia and doing business in said Commonwealth with the principal business offices of Page and Massanutten in Luray, Virginia, and of Madison in Madison, Virginia. The proposed merger includes all of the operating facilities of the parties to the merger, and is to be effected by agreement of merger under the laws of Virginia. At present all the outstanding capital stocks of all the parties to the merger are owned by The Potomac Edison Company. Prior to the merger all the capital stocks of Page, Madison and Massanutten are to be acquired by Northern Virginia. In the merger, all such capital stocks of Page, Madison and Massanutten will be cancelled, and all rights, privileges and franchises of the merging corporations and all property, real and personal, and all debts due on whatever account, will under the law be taken and deemed as transferred to and vested in Northern Virginia; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should on or before the 3rd day of April 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4451; Filed, Mar. 18, 1946; 9:55 a. m.]

[Docket No. G-704]

TRANS-CONTINENTAL GAS PIPE LINE CO., INC.

NOTICE OF APPLICATION

MARCH 15, 1946.

Notice is hereby given that on March 1, 1946, Trans-Continental Gas Pipe Line Co., Inc. (Applicant), a corporation organized and existing under the laws of the State of Texas, with its principal place of business at Longview, Texas, filed with the Federal Power Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, for authority to acquire, construct and operate facilities for the transportation and sale of natural gas in interstate commerce, subject to the jurisdiction of the Commission.

Applicant proposes to purchase from the War Assets Corporation the Big Inch, Little Big Inch and Southwest Emergency Pipe Lines, and to construct all necessary facilities including extensions necessary to convert such pipe lines to gas transmission.

In the event Applicant is not successful in purchasing the Big Inch, Little Big Inch and Southwest Emergency Pipe Lines, it proposes to construct a 26-inch pipe line from Corpus Christi, Texas, to the States of Pennsylvania, New Jersey and New York with an initial full load capacity of 300 million cubic feet per day. It is also proposed that such line will be looped by a 26-inch line as the market develops and facilities permit in order to insure continuous service.

Applicant states that it has options to purchase 200 million cubic feet per day of natural gas with options on reserves totaling one trillion cubic feet of gas for each one hundred million cubic feet of gas to be transported through such lines, and is negotiating for options for purchases of additional natural gas under like reserve requirements and to insure maximum capacity of such lines for a period of thirty years. Such reserves are located in Harleton, Panola, Jefferson and South & South West Texas Gas fields.

Applicant proposes to operate such lines in the transmission of natural gas for resale to distributing companies in the States of Pennsylvania, New Jersey, and New York and believes it can deliver such gas at an initial average price of not more than 26 cents per Mcf.

The estimated overall cost of the proposed purchase and conversion of the Big Inch, Little Big Inch and Southwest Emergency Pipe Lines is $80,000,000.00. The estimated overall cost of constructing the new 26-inch line together with compressor stations and other necessary equipment is $80,000,000.00, and a like amount for looping the new line with another 26-inch line.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 3rd day of April, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4452; Filed, Mar. 18, 1946; 9:56 a. m.]

[Docket No. G-663]

CINCINNATI GAS TRANSPORTATION CO.

ORDER SUSPENDING NEW SCHEDULES

MARCH 8, 1946.

It appears to the Commission that:

(a) Cincinnati Gas Transportation Company, hereinafter sometimes referred to as Transportation Company, on February 7, 1946, filed with the Commission an agreement entered into with The Cincinnati Gas & Electric Company and dated February 4, 1946, designated Supplement No. 1 to Supplement No. 3 Rate Schedule FPC No. 1, amending in part[1] a prior agreement entered into and dated May 12, 1945, and filed with the Commission on August 18, 1945, designated Supplement No. 3 to Rate Schedule FPC No. 1.

(b) Transportation Company on February 7, 1946, filed with the Commission an agreement entered into with The Union Light, Heat and Power Company and dated February 4, 1946, designated Supplement No. 1 to Supplement No. 3 Rate Schedule FPC No. 3, amending in part[2] a prior agreement entered into and dated May 12, 1945, and filed with the Commission August 18, 1945, designated Supplement No. 3 Rate Schedule FPC No. 3.

(c) Supplements No. 3 to Transportation Company's Rate Schedules FPC Nos. 1 and 3 were suspended by order of the Commission entered September 15, 1945, Docket No. G-663, and a hearing thereon

[1] Section 7.
[2] Section 9.

was held on the 15th and 16th days of January 1946; thereafter briefs were filed by the Transportation Company in support thereof and by the City of Cincinnati, Ohio, and counsel for the Commission in opposition thereto and the matter is now before the Commission for determination.

(d) The aforesaid amendatory agreements filed on February 7th which were submitted without a statement of the reasons for the proposed change as required by § 54.3 (C) (1) of the Commission's provisional rules of practice and regulations under the Natural Gas Act and provide that The Cincinnati Gas & Electric Company and The Union Light, Heat and Power Company may not cancel the agreements designated Supplements No. 3 to Transportation Company's Rate Schedules FPC Nos. 1 and 3, respectively, prior to a three-year period and then only under certain conditions.

(e) The provisions of the Supplements No. 1 to Supplements No. 3 of Transportation Company's Rate Schedule FFC Nos. 1 and 3, referred to in paragraphs (a) and (b) above, may be unnecessary to the continuation of adequate service, unlawful, inconsistent with the public interest and place an undue burden upon The Cincinnati Gas & Electric Company and The Union Light, Heat and Power Company and upon the ultimate consumers of natural gas.

(f) Unless suspended by order of the Commission, Supplements No. 1 to Supplements No. 3 to the Transportation Company's Rate Schedules FPC Nos. 1 and 3 will become effective as of March 11, 1946.

The Commission finds that:

It is necessary, desirable and in the public interest that a public hearing be held concerning the lawfulness of the proposed conditions of service set forth in the new schedules filed by Transportation Company, referred to in paragraphs (a) and (b) above, and that the record in the above-docketed proceeding be reopened for the purpose of consolidation with the matters and issues presented by the amendatory rate schedules and for further hearing.

The Commission orders that:

(A) The record in the above-docketed proceeding be and it hereby is reopened and the filings by Transportation Company on February 7, 1946, referred to in the above paragraphs (a) and (b), are consolidated therewith and further hearings, if required, respecting the matters involved and the issues presented thereby concerning the lawfulness of the proposed conditions of service, be held at a time and place to be hereafter fixed by the Commission.

(B) Pending such hearing and decision thereon, Supplements No. 1 to Supplements No. 3 to the Transportation Company's Rate Schedules FPC Nos. 1 and 3, referred to in paragraphs (a) and (b) above, in so far as such supplemental schedules provide for the sale of natural gas other than for resale for industrial use only, be and they hereby are suspended until August 10, 1946, or until such time thereafter as such supplemental rate schedules shall be made effective in the manner prescribed by the Natural Gas Act.

(C) All interveners in the above-docketed matter may participate in the reopened proceeding in accordance with leave heretofore granted by the Commission.

(D) Interested State Commissions may participate in said hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-4453; Filed, Mar. 18, 1946; 9:56 a. m.]

[Order 125]

FILING OF POWER SYSTEM STATEMENTS FOR ELECTRIC UTILITIES, LICENSES AND OTHERS

APPROVAL OF FORM

JANUARY 25, 1946.

The Commission, pursuant to sections 4 (a), 301 (a), 304 (a), 309, and 311 of the Federal Power Act, and other provisions of said act thereunto authorizing it, orders that:

(1) The accompanying FPC Form No. 12 for Power System Statement (Class I and II systems),[1] including the instructions and schedules therein contained, be and the same hereby is approved;

(2) Each corporation, person, agency, authority, or other legal entity or instrumentality, whether public or private, which operates facilities for the generation, or transmission, or distribution of electric energy, and which is in the classification of a Class I or a Class II system (as the same are defined in the accompanying FPC Form No. 12) shall hereafter annually prepare and file with the Commission, on or before the date indicated by said form, such statement or statements and in such form as is required by said instructions and schedules, setting forth the answers to the questions therein stated and furnishing the information therein called for;

(3) Order No. 118, dated November 20, 1944, and the form thereby prescribed, are superseded.

This order and the form herein prescribed shall become effective on January 31, 1946; and the Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-4454; Filed, Mar. 18, 1946; 9:57 a. m.]

[1] Form filed as part of the original document.

[Order 126]

FILING OF POWER SYSTEM STATEMENTS FOR ELECTRIC UTILITIES, LICENSES AND OTHERS

APPROVAL OF FORM

JANUARY 25, 1946.

The Commission, pursuant to sections 4 (a), 301 (a), 304 (a), 309 and 311 of the Federal Power Act, and other provisions of said act thereunto authorizing it, orders that:

(1) The accompanying FPC Form No. 12-A, Power System Statement (Class III and Class IV systems),[1] including the instructions and schedules therein contained, be and the same hereby is approved;

(2) Each corporation, person, agency, authority or other legal entity or instrumentality, whether public or private which operates facilities for the generation, or transmission, or distribution of electric energy, and which is in the classification of a Class III or Class IV system (as the same are defined in the accompanying FPC Form No. 12-A) shall hereafter annually prepare and file with the Commission, on or before the date indicated by said form, such statement or statements and in such form as is required by said instructions and schedules, setting forth the answers to the questions therein stated and furnishing the information therein called for: *Provided*, That said form shall not be required to be prepared and filed for Class III systems having "net energy for system" during the year less than 5,000,000 kilowatt-hours (as the same is defined in the accompanying form), or for Class IV systems having energy received plus net generation during the year less than 5,000,000 kilowatt-hours except as specifically directed;

(3) Order No. 119, dated November 20, 1944, and the form thereby prescribed, are superseded.

This order and the form herein prescribed shall become effective on January 31, 1946; and the Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-4455; Filed, Mar. 18, 1946; 9:57 a. m.]

[Order 127]

FILING OF POWER SYSTEM STATEMENTS FOR ELECTRIC UTILITIES, LICENSEES AND OTHERS

APPROVAL OF FORM

JANUARY 25, 1946.

The Commission, pursuant to sections 4 (a), 301 (a), 304 (a), 309 and 311 of the Federal Power Act, and other provisions of said act thereunto authorizing it, orders that:

(1) The accompanying FPC Form No. 12-D, Power System Statement (Class III and Class IV systems),[1] including the instructions and schedules therein contained, be and the same hereby is approved;

(2) Each corporation, person, agency, authority or other legal entity or instrumentality, whether public or private which operates facilities for the generation or transmission, or distribution of electric energy, and which has net generation plus energy received from others during the year of less than 5,000,000 kilowatt-hours shall hereafter annually prepare and file with the Commission, on or before the date indicated by said form, such statement or statements and in such form as is required by said instructions and schedules, setting forth the answers to the questions therein stated and furnishing the information called for.

This order and the form herein prescribed shall become effective on January 31, 1946; and the Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-4456; Filed, Mar. 18, 1946; 9:58 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 470]

UNLOADING OF STEEL AT BROWNSVILLE, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of March A. D. 1946.

It appearing, that cars PLE 2148 and PMcKY 91332 containing steel at Brownsville, Texas, on the St. Louis, Brownsville and Mexico Railway Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Steel at Brownsville, Texas, be unloaded. (a) The St. Louis, Brownsville and Mexico Railway Company (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith cars PLE 2148 and PMcKY 91332, containing steel now on hand at Brownsville, Texas, consigned to United States Steel Export Company, notify F. N. deM. Custom Agent, Brownsville, Texas.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately, and that a copy of this order and direction shall be served upon the St. Louis, Brownsville and Mexico Railway Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-4499; Filed, Mar. 18, 1946; 11:30 a. m.]

[S. O. 471]

UNLOADING OF PALLETS AT TRENTON, N. J.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 15th day of March, A. D. 1946.

It appearing, that car SLSF 161332 containing pallets at Trenton, New Jersey, on the Reading Company has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. *It is ordered*, that:

Pallets at Trenton, New Jersey, be unloaded. (a) The Reading Company, its agents or employees, shall unload forthwith car SLSF 161332 loaded with pallets now on hand at Trenton, New Jersey, consigned to the Westinghouse Electric and Manufacturing Company, Trenton, New Jersey.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon the Reading Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-4500; Filed, Mar. 18, 1946; 11:30 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5805]

GEORG GIEGERICH

In re: Bank account owned by Georg Giegerich.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Georg Giegerich, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Georg Giegerich, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. Georg Giegerich, Carlos A. Hepp, Attorney-in-fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the

Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4373; Filed, Mar. 15, 1946; 11:46 a. m.]

[Vesting Order 5806]

LEONHARD GIEGERICH

In re: Bank account owned by Leonhard Giegerich.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Leonhard Giegerich, whose last known address is Eckenrod, near Darmstadt, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Leonhard Giegerich, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Leonhard Giegerich, Carlos A. Hepp, Attorney-in-fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4374; Filed, Mar. 15, 1946; 11:46 a. m.]

[Vesting Order 5809]

KURT W. GODECKEN

In re: Bank account owned by Kurt W. Godecken.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kurt W. Godecken, whose last known address is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Kurt W. Godecken, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. Kurt W. Godecken, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4375; Filed, Mar. 15, 1946; 11:46 a. m.]

[Vesting Order 5813]

HANDELS- UND GEWERBEBANK HEILBRONN, A. G.

In re: Bank accounts owned by Handels- und Gewerbebank Heilbronn, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Handels- und Gewerbebank Heilbronn, A. G., the last known address of which is Kaiserstrasse 37, Heilbronn A–N, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: a. That certain debt or other obligation owing to Handels- und Gewerbebank Heilbronn, A. G., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Handels und Gewerbebank Heilbronn, A. G., and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Handels- und Gewerbebank Heilbronn, A. G., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Handels und Gewerbebank Heilbronn, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4376; Filed, Mar. 15, 1946; 11:46 a. m.]

[Vesting Order 5814]

OTTO HARRASSOWITZ

In re: Bank account owned by Otto Harrassowitz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Otto Harrassowitz, whose last known address is Querstrasse 14, Leipzig, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Otto Harrassowitz, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Otto Harrassowitz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4377; Filed, Mar. 15, 1946; 11:46 a. m.]

[Vesting Order 5815]

MARIE HAUG ET AL.

In re: Bank account owned by Marie Haug, Johannes Notter, Christian Notter, Gottlob Notter, Gottlieb Notter, Karl Notter, Pauline Brandstatter and Otto Notter.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Marie Haug, Johannes Notter, Christian Notter, Gottlob Notter, Gottlieb Notter, Karl Notter, Pauline Brandstatter and Otto Notter, whose last known addresses are Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Carlos A. Hepp, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Carlos A. Hepp, Attorney-in-fact for Marie Haug, Johannes Notter, Christian Notter, Gottlob Notter, Gottlieb Notter, Karl Notter, Pauline Brandstatter and Otto Notter, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Marie Haug, Johannes Notter, Christian Notter, Gottlob Notter, Gottlieb Notter, Karl Notter, Pauline Brandstatter and Otto Notter, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licens-

ing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4378; Filed, Mar. 15, 1946; 11:46 a. m.]

[Vesting Order 5818]

FRIEDRICH HENGST & Co.

In re: Bank account owned by Friedrich Hengst & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Friedrich Hengst & Co., the last known address of which is Offenbach, A/Main, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Friedrich Hengst & Co., by Irving Trust Company, 1 Wall Street, New York, New York; arising out of a checking account, entitled Messrs. Friedrich Hengst & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4379; Filed, Mar. 15, 1946; 11:46 a. m.]

[Vesting Order 5820]

FOKUMATSU IIDA

In re: Bank account owned by Fokumatsu Iida.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fokumatsu Iida, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Fokumatsu Iida, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled Fokumatsu Iida, maintained at the branch office of the aforesaid bank located at 9 West 51st Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4380; Filed, Mar. 15, 1946; 11:47 a. m.]

[Vesting Order 5822]

YOSHIO IMAOKA

In re: Bank account owned by Yoshio Imaoka.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Yoshio Imaoka, whose last known address is 45 Minamicho 5 Chome Aoyama, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Yoshio Imaoka, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a checking account, entitled Yoshio Imaoka, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4381; Filed, Mar. 15, 1946; 11:47 a. m.]

[Vesting Order 5823]

NAMIJI ITABASHI

In re: Bank account owned by Namiji Itabashi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Namiji Itabashi, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Namiji Itabashi, by The National City Bank of New York, New York, New York, arising out of a checking account entitled Namiji Itabashi, maintained at the branch office of the aforesaid bank located at 9 West 51st Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4382; Filed, Mar. 15, 1946; 11:47 a. m.]

[Vesting Order 5824]

SEIICHIRO IWASAKI

In re: Bank account owned by Seiichiro Iwasaki.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Seiichiro Iwasaki, whose last known address is Sagacho, Fukagawa, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Seiichiro Iwasaki, by The Chase National Bank of the City of New York, New York, New York, arising out of a compound interest account, entitled Mr. Seiichiro Iwasaki, maintained at the branch office of the aforesaid bank located at 422 Lexington Avenue, New York 17, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admis-

sion of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4383; Filed, Mar. 15, 1946; 11:48 a. m.]

[Vesting Order 5825]

JACQUIER & SECURIUS

In re: Bank account owned by Jacquier & Securius.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Jacquier & Securius, the last known address of which is An der Stechbahn 3-4, Berlin C. 2, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Jacquier & Securius, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Messrs. Jacquier & Securius, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4384; Filed, Mar. 15, 1946; 11:48 a. m.]

[Vesting Order 5826]

SADAKAZU TAKAKI

In re: Bank account owned by Sadakazu Takaki.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Sadakazu Takaki, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Sadakazu Takaki, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a Custodian Account, Account Number 7904, entitled Sadakazu Takaki, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4385; Filed, Mar. 15, 1946; 11:48 a. m.]

[Vesting Order 5827]

KAIGAI TSUSHO KABUSHIKI KAISHA

In re: Bank account owned by Kaigai Tsusho Kabushiki Kaisha.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kaigai Tsusho Kabushiki Kaisha, the last known address of which is Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Kaigai Tsusho Kabushiki Kaisha, by Swiss Bank Corporation New York Agency, 15 Nassau Street, New York, New York, arising out of a dollar account, Account Number 50046, entitled Kaigai Tsusho Kabushiki Kaisha, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4386; Filed, Mar. 15, 1946; 11:48 a. m.]

[Vesting Order 5835]

ERNST KOCH

In re: Bank account owned by Mrs. Ernst Koch, doing business as Ernst Koch.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Ernst Koch, doing business as Ernst Koch, whose last known address is Stadtwaldguertel 73, Koeln-Lindenthal, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mrs. Ernst Koch, doing business as Ernst Koch, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Ernst Koch, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4387; Filed, Mar. 15, 1946; 11:48 a. m.]

[Vesting Order 5843]

KYODO FIRE INSURANCE CO., LTD.

In re: Bank account owned by Kyodo Fire Insurance Company, Ltd.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kyodo Fire Insurance Company, Ltd., the last known address of which is Osaka, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Kyodo Fire Insurance Company, Ltd., by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a checking account, entitled Kyodo Fire Insurance Company, Ltd., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or any acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4388; Filed, Mar. 15, 1946; 11:48 a. m.]

[Vesting Order 5847]

HUGO LAPPIN OR MRS. EMMA A. LAPPIN

In re: Bank account owned by Hugo Lappin or Mrs. Emma A. Lappin.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hugo Lappin and Mrs. Emma A. Lappin, whose last known address is

Umsiedlungslager 18, Grossrueckerswalde, Erzgebirge, Gau Sachsen, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hugo Lappin and/or Mrs. Emma A. Lappin, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mr. Hugo Lappin or Mrs. Emma A. Lappin, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4389; Filed, Mar. 15, 1946; 11:49 a. m.]

[Vesting Order 5851]

M. LISSAUER & CIE

In re: Bank account owned by M. Lissauer & Cie.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That M. Lissauer & Cie., the last known address of which is Mailbox 45, Cologne on Rhine 7, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to M. Lissauer & Cie., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled M. Lissauer & Cie., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4390; Filed, Mar. 15, 1946; 11:49 a. m.]

[Vesting Order 5853]

MAGDEBURGER RUCKVERSICHERUNGS, AG.

In re: Bank account owned by Magdeburger Ruckversicherungs, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Magdeburger Ruckversicherungs, Aktiengesellschaft, the last known address of which is Magdeburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Magdeburger Ruckversicherungs, Aktiengesellschaft, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a Suspended Balance Ledger Account, entitled Magdeburger Ruckversicherungs, Aktiengesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4391; Filed, Mar. 15, 1946; 11:49 a. m.]

[Vesting Order 5855]

KAROLINE MARKWARDT ET AL.

In re: Bank account owned by Karoline Markwardt, Anna Bandow, and Heinz Bandow.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Karoline Markwardt, Anna Bandow, and Heinz Bandow, whose last known addresses are Fraumark, Germany; Paarsch, Germany; and Paarsch, Germany, respectively, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Karoline Markwardt, Anna Bandow, and Heinz Bandow, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mrs. Karoline Markwardt, of Fraumark, Germany, Mrs. Anna Bandow, Widow, of Paarsch, Germany, Heinz Bandow, of Paarsch, Germany, as nationals of Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4392; Filed, Mar. 15, 1946; 11:49 a. m.]

[Vesting Order 5856]

K. MEISSNER

In re: Bank account owned by K. Meissner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That K. Meissner, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to K. Meissner, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mr. K. Meissner, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4393; Filed, Mar. 15, 1946; 11:49 a. m.]

[Vesting Order 5858]

OTTO MERKEL

In re: Bank account owned by Otto Merkel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Otto Merkel, whose last known address is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Otto Merkel, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account entitled Mr. Otto Merkel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the

aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4394; Filed, Mar. 15, 1946; 11:49 a. m.]

[Vesting Order 5862]

MITTELDEUTSCHE MONTANWERKE, G. M B. H.

In re: Bank account owned by Mitteldeutsche Montanwerke, G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mitteldeutsche Montanwerke, G. m. b. H., the last known address of which is Friedrichstrasse 169–170, Berlin W. 8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mitteldeutsche Montanwerke, G. m. b. H., by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a checking account, entitled Mitteldeutsche Montanwerke, G. m. b. H., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4395; Filed, Mar. 15, 1946; 11:50 a. m.]

[Vesting Order 5872]

GEORGE NITZE

In re: Bank account owned by George Nitze.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mr. George Nitze, whose last known address is Germany is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mr. George Nitze, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. George Nitze, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4396; Filed, Mar. 15, 1946; 11:50 a. m.]

[Vesting Order 5875]

ERNEST OESER, SR.

In re: Bank account owned by Ernest Oeser, Sr.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernest Oeser, Sr., whose last known address is Bahnstrasse 19/20, Berlin W. Schoenberg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ernest Oeser, Sr., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. Ernest Oeser, Sr., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4397; Filed, Mar. 15, 1946; 11:50 a. m.]

[Vesting Order 5880]

NELLIE PENSEL

In re: Bank account owned by Nellie Pensel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nellie Pensel, whose last known address is 108 Grengweg, Erfurt, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Nellie Pensel, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a trust account, entitled Mrs. Nellie Pensel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4398; Filed, Mar. 15, 1946; 11:50 a. m.]

[Vesting Order 5881]

ALEXANDER PETERSON & CO.

In re: Bank account owned by Alexander Peterson & Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alexander Peterson & Company, the last known address of which is Hamburg 1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Alexandria Peterson & Company, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of an outstanding official checks account, entitled Alexander Peterson & Company, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions,

and pursuant to law, the undersigned, after investigation, finding:

1. That Mr. George Nitze, whose last known address is Germany is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mr. George Nitze, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. George Nitze, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4399; Filed, Mar. 15, 1946; 11:50 a. m.]

may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4398; Filed, Mar. 15, 1946; 11:50 a. m.]

[Vesting Order 5881]

ALEXANDER PETERSON & CO.

In re: Bank account owned by Alexander Peterson & Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alexander Peterson & Company, the last known address of which is Hamburg 1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Alexandria Peterson & Company, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of an outstanding official checks account, entitled Alexander Peterson & Company, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions,

nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4399; Filed, Mar. 15, 1946; 11:50 a. m.]

[Vesting Order 5883]

ALFRED PFISTER

In re: Bank account owned by Alfred Pfister.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alfred Pfister, whose last known address is Hechingen, Hohenzollern, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Alfred Pfister, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Alfred Pfister, Carlos A. Hepp, Attorney-in-fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4400; Filed, Mar. 15, 1946; 11:50 a. m.]

[Vesting Order 5884]

JOHANN WILHELM PFISTER

In re: Bank account owned by Johann Wilhelm Pfister.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johann Wilhelm Pfister, whose last known address is Hechingen, Hohenzollern, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Johann Wilhelm Pfister, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. Johann Wilhelm Pfister, Carlos A. Hepp, attorney-in-fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4401; Filed, Mar. 15, 1946; 11:50 a. m.]

[Vesting Order 5889]

PREUSSISCHE STAATSBANK (SEEHANDLUNG)

In re: Bank account owned by Preussische Staatsbank, (Seehandlung).

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Preussische Staatsbank, (Seehandlung), the last known address of which is Markgrafenstrasse 38, Berlin W. 56, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Staatsbank, (Seehandlung), by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Preussische Staatsbank, Seehandlung, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4402; Filed, Mar. 15, 1946; 11:51 a. m.]

[Vesting Order P 8]

BALINTAWAK BEER BREWERY CO., INC.

Under the authority of the Trading with the Enemy Act, as amended and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the total of 9,416 shares, subscribed and fully or partially paid, of the ₱100 par value capital stock of Balintawak Beer Brewery Co., Inc., a corporation organized and doing business under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, 8,461 fully paid shares (89.86%) are registered in the names of and are owned by the following persons in the amount appearing opposite each name and are evidence of control of Balintawak Beer Brewery Co., Inc.:

Names	Number of shares
Tadataka Egawa, either in his own right or on behalf of Dai Nippon Brewery	3,325
O. Asai	10
M. Kitajima, either in his own right or on behalf of Mitsui Bussan Kaisha	3,235
Kiyoshi Hoshino	100
Morinabu Sawamatsu, either in his own right or on behalf of Osaka Boeki Kaisha	100
Masoyuki Mori, either in his own right or on behalf of Osaka Boeki Kaisha	100
Osaka Boeki Kaisha	1,541
Gakuichi Matsuki	50
Total	8,461

2. That Tadataka Egawa, Dai Nippon Brewery, M. Kitajima, Mitsui Bussan Kaisha, Morinabu Sawamatsu, Osaka Boeki Kaisha and Masoyuki Mori, whose last known addresses are Japan, are nationals of a designated enemy country (Japan);

3. That Gakuichi Matsuki, O. Asai and Kiyoshi Hoshino, subjects of Japan, whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

and determining:

4. That Balintawaka Beer Brewery Co., Inc., is controlled by the persons named in subparagraphs 2 and 3 hereof, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 8,461 shares of the ₱100 par value capital stock of Balintawak Beer Brewery Co., Inc., more fully described in subparagraph 1 hereof, together with all declared and unpaid dividends thereon, and all right, title and interest of whatsoever kind or nature of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4403; Filed, Mar. 15, 1946; 11:51 a. m.]

[Vesting Order P 9]

BITULOK SAW MILLS, INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the total outstanding capital stock of Bitulok Saw Mills, Inc., a corporation organized under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, consisting of 150,000 shares of ₱1 par value capital stock, 50,000 shares (33⅓%) are registered in the names of and are owned by Tokuichi Kuribayashi, Naburo Imami, and Tomataro Shishido and are evidence of control of Bitulok Saw Mills, Inc.;

2. That Tokuichi Kuribayashi and Naburo Imami, whose last known addresses are Tokyo, Japan, are nationals of a designated enemy country (Japan);

3. That Tomataro Shisido, a subject of Japan whose present whereabouts are unknown and who is believed to be a resident of Japan, is a national of a designated enemy country (Japan);

and determining:

4. That Bitulok Saw Mills, Inc., is controlled by the persons named in subparagraphs 2 and 3 hereof, or is acting

for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 1 hereof, together with all declared and unpaid dividends on said stock, and all right, title and interest of whatsoever kind or nature of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4404; Filed, Mar. 15, 1946; 11:51 a. m.]

[Vesting Order P10]

DINGALAN LUMBER CO., INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the total outstanding capital stock of Dingalan Lumber Company, Inc., a corporation organized under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, consisting of 300,000 shares of ₱1 par value capital stock, 100,000 shares (33⅓%) are registered in the names of and are owned by Tokuichi Kuribayashi, Naburo Imami and Tomataro Shishido and are evidence of control of Dingalan Lumber Company, Inc.;

2. That Tokuichi Kuribayashi and Naburo Imami, whose last known addresses are Tokyo, Japan, are nationals of a designated enemy country (Japan);

3. That Tomataro Shishido, a subject of Japan whose present whereabouts are unknown and who is believed to be a resident of Japan, is a national of a designated enemy country (Japan);

and determining:

4. That Dingalan Lumber Company, Inc., is controlled by the persons named in subparagraph 2 and 3 hereof, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 1 hereof, together with all declared and unpaid dividends on said stock, and all right, title and interest of whatsoever kind or nature of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4405; Filed, Mar. 15, 1946; 11:51 a. m.]

[Vesting Order P 12]

LEPANTO CONSOLIDATED MINING CO.

In re: Securities of Lepanto Consolidated Mining Co., Inc., owned by Mitsui Bussan Kaisha, Ltd., and G. E. Saikyo.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mitsui Bussan Kaisha, Ltd., and G. E. Saikyo, whose last known addresses are Japan, are nationals of a designated enemy country (Japan);

2. That the property consisting of the ₱10 par value capital stock of Lepanto Consolidated Mining Co., Inc., a corporation organized under the laws of the Commonwealth of the Philippines, and more particularly described as follows:

a. 1,847,000 shares, evidenced by the certificates listed in Exhibit A, attached hereto and by reference made a part hereof, which are registered in the name of Vicente Madrigal and beneficially owned by Mitsui Bussan Kaisha, Ltd.,

b. 276,996 shares, evidenced by Certificate Number 1662 in the custody of the Enemy Property Custodian, United States Armed Forces, Western Pacific, registered in the name of, and owned by, Mitsui Bussan Kaisha, Ltd., and

c. 10,000 shares registered in the name of, and owned by, G. E. Saikyo,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, together with any declared and unpaid dividends thereon, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A—CERTIFICATE NUMBERS OF 1,847,000 SHARES OF STOCK, REGISTERED IN THE NAME OF VICENTE MADRIGAL, AND BENEFICIALLY OWNED BY MITSUI BUSSAN KAISHA, LTD.

Certificate Numbers: 1726, 1884, 1908, 1956, 1966, 1971, 1975, 1991, 2267, 2275, 2279, 2305, 2339, 2340, 2348, 2352, 2364, 2375, 2382, 2394, 2422, 2423, 2431, 2477, 2502, 2505, 2506, 2526, 2530, 2536, 2549, 2554, 2557, 2559, 2597, 2600, 2601, 2625, and 2635.

[F. R. Doc. 46–4406; Filed, Mar. 15, 1946; 11:51 a. m.]

[Vesting Order 5804]

JOHANNA GFRORER

In re: Bank account owned by Johanna Gfrorer.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johanna Gfrorer, whose last known address is Hechingen, Hohenzollern, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Johanna Gfrorer, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Johanna Gfrorer, Carlos A. Hepp, Attorney-in-fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4372; Filed, Mar. 15, 1946; 11:45 a. m.]

[Vesting Order 5792]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, the last known address of which is Berlin C 111, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, by J. P. Morgan & Co. Inc., 23 Wall Street, New York, New York, arising out of a dollar account, entitled Reichsbank, Berlin, C 111, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4371; Filed, Mar. 15, 1946; 11:45 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 763 Under 3 (b)]

SOUTHERN STATES IRON ROOFING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 3 (b) (2) of the General Maximum Price Regulation: *It is ordered:*

(a) The maximum prices, f. o. b. point of shipment, for sales to any person by Southern States Iron Roofing Company of Savannah, Georgia, of metal prefabricated dwelling structures uninstalled, manufactured by the Southern States Iron Roofing Company, and as described in the application dated September 17, 1945, supplemented by letter dated January 30, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington, D. C., shall be the sum of the following factors as computed by the manufacturer:

(1) The cost of direct materials, including fabricated products, computed on the basis of current kinds and quantities at prices not in excess of the prices in effect to the manufacturer during March 1942. Material prices must be based on purchases in comparable quantities from the same or corresponding class of supplier as in March 1942. If the manufacturer did not purchase such materials during March 1942, he shall use the prices for such materials in effect to the most closely competitive seller of the same class who did purchase such materials during March 1942.

(2) Cost of direct labor, computed upon the basis of current man hours at labor rates, exclusive of overtime premiums and any indirect labor costs, not in excess of the highest rates paid by the manufacturer for the same kind of work during March 1942. If he did not perform the same kind of work during March 1942, he shall use the labor rates paid by the most closely competitive seller of the same class who did perform that kind of work during March 1942.

(3) A percentage margin over the sum of (1) and (2) not in excess of 35 percent.

All costs described in (1) and (2) above shall be based upon a volume of production of not less than 600 units per year.

(b) *Maximum prices for uninstalled sales by resellers.* (1) The maximum price f. o. b. the reseller's point of shipment, for an uninstalled sale by a reseller of metal prefabricated dwelling structures manufactured by the Southern States Iron Roofing Company shall not exceed the sum of the following factors:

(i) The manufacturer's maximum f. o. b. plant price, of which the reseller is notified in writing by the manufacturer.

(ii) A markup not in excess of 10 percent on the manufacturer's maximum f. o. b. plant price.

(iii) Inbound transportation expense.

(2) To the maximum price computed under (1), there may be added actual transportation expense to the destination specified by the purchaser.

(c) The maximum price on an installed basis of the items covered by this order shall be determined in accordance with Revised Maximum Price Regulation 251.

(d) Southern States Iron Roofing Company shall file a report of each maximum price computed under this order with the Office of Price Administration, Building Materials and Construction Price Branch, Washington 25, D. C., within thirty days after first offering an item for sale, giving the following information:

(1) Description of the product.

(2) Computed maximum price.

(3) Basis of computed maximum price showing costs and markups as outlined in (a) (1) (2) and (3) above.

(e) The maximum prices established by this order shall be subject to discounts and allowances in addition to those specified herein and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales during March 1942.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except on sales to consumers, including allowable transportation charges.

(g) Southern States Iron Roofing Company shall attach a tag in a conspicuous place on its metal prefabricated dwelling structures covered by this order, containing the following:

OPA Maximum Retail Price Uninstalled $----

Plus transportation charges as provided in Order No. 763 under the General Maximum Price Regulation.

(h) On sales direct from the manufacturer to a consumer, the manufacturer shall indicate his maximum f. o. b. plant price on the tag. On sales to a reseller, the manufacturer shall indicate the maximum retail price uninstalled by taking the sum of his f. o. b. plant price plus 10 percent.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4327; Filed, Mar. 15, 1946; 11:35 a. m.]

[Order 123 Under 3 (e)]

GENERAL ANILINE AND FILM CORP.

ESTABLISHMENT OF MAXIMUM PRICE

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum prices for sales of the photographic chemicals listed below in 1 quart sizes, manufactured by Ansco Division, General Aniline and Film Corporation, Binghamton, New York, are established as follows:

Commodity	On sales to—		
	Consumers	Retailers	Industrial Users
	Each	*Each*	*Each*
Color film first developer	$0.35	$0.21	$0.25
Color film color developer	.36	.22	.25
Color film bleach	.33	.20	.23
Color film printon bleach	.70	.42	.49
Color printon first developer type III	.35	.21	.245
Color printon color developer type III	.48	.26	.30

These prices are f. o. b. seller's shipping point except in cases of sales made at retail in which event they are delivered.

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of any of the aforesaid commodities to a retailer or industrial user, the manufacturer shall furnish such retailer or industrial user with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(d) prior to making any delivery of any of the aforesaid commodities, after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price ------¢

The blank in the quoted phrase shall be filled in with the applicable maximum retail price.

This order shall become effective the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4326; Filed, Mar. 15, 1946; 11:34 a. m.]

[SO 118, Order 2]

EMPIRE VENTILATION EQUIPMENT CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 2 under Supplementary Order No. 118. Adjustment of maximum prices for sales of turbine and syphon ventilators manufactured by the Empire Ventilation Equipment Company of 35-39 Vernon Boulevard, Long Island City, New York. 6075-SO-118-1.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Supplementary Order No. 118, it is ordered:

(a) Maximum prices for sales of turbine and syphon ventilators by the Empire Ventilation Equipment Company of Long Island City, N. Y.

(1) The above manufacturer may determine his maximum prices for his line of Turbine and Syphon Ventilators by increasing by 25 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 2 under Supplementary Order No. 118 authorizes a 25 percent increase in October 1, 1941 net prices for sales of Turbine and Syphon Ventilators manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 2.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4356; Filed, Mar. 15, 1946; 11:38 a. m.]

[Rev. SO 119, Order 108]

UNIVERSAL CAMERA CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Universal Camera Corporation of 28 West 23rd Street, New York, New York, may compute its adjusted ceiling prices for all still camera and photographic accessories and all 8 mm motion picture projectors, which it manufactures as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 22 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188, and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in reseller's margins.* Reseller's maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in reseller's margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4361; Filed, Mar. 15, 1946; 11:30 a. m.]

[Rev. SO 119, Amdt. 1 to Order 37]

CONSOLIDATED COLONIAL PREMIER CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered:* That paragraph (b) (1) of Order No. 37 issued under Supplementary Order 119 be amended as follows:

(1) *Jobbers.* A reseller at wholesale who determines his maximum resale price under section 4.5 (b) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (b) (2) of section 4.5 on the basis of the manufacturer's adjusted ceiling price as permitted by this order regardless of whether the article was sold by the reseller during March 1942.

A reseller at wholesale who determines his maximum resale price under section 4.5 (c) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (c) of section 4.5 on the basis of the seller's invoice cost.

A reseller at wholesale who cannot determine his ceiling price in accordance with the foregoing provisions shall apply to the Office of Price Administration for the establishment of his ceiling prices in accordance with the provisions of section 4.5 (d) of Supplementary Regulation 14J. Ceiling prices authorized under that provision will reflect the supplier's prices adjusted in accordance with this order.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4358: Filed, Mar. 15, 1946; 11:33 a. m.]

[Rev. SO 119, Amdt. 1 to Order 58]

LIGHTOLIER CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:* That paragraph b (1) of Order No. 58 issued under Supplementary Order 119 be amended as follows:

(1) *Jobbers.* A reseller at wholesale who determines his maximum resale price under section 4.5 (b) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (b) (2) of section 4.5 on the basis of the manufacturer's adjusted ceiling price as permitted by this order regardless of whether the article was sold by the reseller during March 1942.

A reseller at wholesale who determines his maximum resale price under section 4.5 (c) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (c) of section 4.5 on the basis of the seller's invoice cost.

A reseller at wholesale who cannot determine his ceiling price in accordance with the foregoing provisions shall apply to the Office of Price Administration for the establishment of his ceiling prices in accordance with the provisions of section 4.5 (d) of Supplementary Regulation 14J. Ceiling prices authorized under that provision will reflect the supplier's prices adjusted in accordance with this order.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4357; Filed, Mar. 15, 1946; 11:33 a. m.]

[Rev. SO 119, Order 109]

DETROIT BREAKFAST FURNITURE MFG. CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, It is ordered:

(a) *Manufacturer's ceiling prices.* Detroit Breakfast Furniture Mfg. Co., Inc., 1400 14th Street, Detroit 16, Michigan, may compute its adjusted ceiling prices for all articles of all wood breakfast furniture and metal breakfast furniture (including wood and metal furniture) which it manufactures, as follows:

(1) For an article of wood breakfast furniture in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 11.3 percent. For an article of metal breakfast furniture, including wood and metal breakfast furniture, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 12.2 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "note 3" in section 5 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188 and prices as fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum price as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590 shall compute their ceiling prices in the manner provided by these regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under these regulations as they have been modified by Order No. 4800 under Maximum Price Regulation No. 188, or Order No. 8 under § 1409.159e of Maximum Price Regulation No. 188, as the case may be.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under Maximum Price Regulation No. 188, or Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188, as the case may be.

If his supplier's invoice does not state an unadjusted maximum price, the seller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-789 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. If the maximum resale price cannot be determined under the above, the seller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Invoices to purchasers for resale.* Any person making a sale of an article covered by this order to a purchaser for resale at a maximum price adjusted under this order must furnish each purchaser with an invoice containing the information required by section 14 of Order No. 4800 under Maximum Price Regulation No. 188, or section 10 of Order No. 8 under § 1499.169e of Maximum Price Regulation No. 188, as the case may be.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4362; Filed, Mar. 15, 1946; 11:30 a. m.]

[Rev. SO 119, Order 110]

BLAKE MFG. CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Blake Manufacturing Corporation of Madison, Wisconsin, may compute its adjusted ceiling prices for its sales of portable flashlights which it manufactures as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increase by 13.4 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188 and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Distributors and dealers who sell the article in the same form in which the manufacturere has sold it at an adjusted ceiling price determined under this order, shall determine their maximum prices as follows:

A reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all of following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Changes in resellers' margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4363; Filed, Mar. 15, 1946; 11:31 a. m.]

[Rev. SO 119, Order 111]

CENTURY ENGINEERING CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 111 under Revised Supplementary Order No. 119. Adjustment of maximum prices 401 Third Street S.E., Cedar Rapids, Iowa. 6075-591.16-57.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) Maximum prices for sales of conversion oil burners and parts by the Century Engineering Corporation of Cedar Rapids, Iowa.

(1) The above manufacturer may determine his maximum prices for his line of conversion oil burners by increasing by 18 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 111 under Revised Supplementary Order No. 119 authorizes an 18 percent increase in October 1, 1941 net prices for sales of conversion oil burners manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 111.

(d) The adjustment granted the manufacturer by this order includes the adjustment permitted under section 2.4 (a) of Order No. 48 under Maximum Price Regulation No. 591.

(e) All prayers for relief not granted herein are denied.

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4364; Filed, Mar. 15, 1946; 11:31 a. m.]

[Rev. SO 119, Order 112]

WILSON CABINET CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 112 Under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of milk coolers manufactured by the Wilson Cabinet Company, South Main Street, Smyrna, Delaware. 6075-SO.119.8.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for The Wilson Cabinet Company of Smyrna, Delaware.* (1) The above manufacturer may determine his maximum prices for his line of milk coolers by increasing by 11.5 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category on October 1, 1941.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacturer of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 112 under Revised Supplementary Order No. 119 authorizes a 11.5 percent increase in October 1, 1941 net prices for sales of milk coolers manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 112

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4365; Filed, Mar. 15, 1946; 11:31 a. m.]

[Rev. SO 119, Order 113]

TRIPLEX HEATING SPECIALTY CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 113 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of hot water heating specialty items manufactured by the Triplex Heating Specialty Company of North Grant Street, Peru, Indiana. 6075-SO-119-9.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, *It is ordered:*

(a) Maximum prices for sales of hot water heating specialty items by the Triplex Heating Specialty Company of Peru, Indiana.

(1) The above manufacturer may determine his maximum prices for his line of hot water heating specialty items by increasing 19.5 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 113 under Revised Supplementary Order No. 119 authorizes a 19.5 percent increase in October 1, 1941 net prices for sales of hot water heating specialty items manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 113.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4366; Filed, Mar. 15, 1946; 11:31 a. m.]

[Rev. SO 119, Order 114]

WILSON CABINET CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 114 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of electric water heaters manufactured by the Wilson Cabinet Company of South Main Street, Smyrna, Delaware. 6075-SO-119-8.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for sales of electric water heaters by the Wilson Cabinet Company of Smyrna, Delaware.* (1) The above manufacturer may determine his maximum prices for his line of Electric Water Heaters by increasing by 11.5 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 891 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 114 under Revised Supplementary Order No. 119 authorizes a 11.5 percent increase in October 1, 1941 net prices for sales of electric water heaters manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 114.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4367; Filed, Mar. 15, 1946; 11:32 a. m.]

[Rev. SO 119, Order 115]

DETROIT LUBRICATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 115 under Revised Supplementary Order No. 119. Docket No. 6075-SO-119-12. Authorization of maximum prices for sales of radiator valves manufactured by the Detroit Lubricator Company, 5900 Trumbull Avenue, Detroit, Michigan.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Revised Supplementary Order No. 119; *It is ordered:*

(a) Any person making sales to plumbing and heating jobbers of the line of radiator valves manufactured by the Detroit Lubricator Company of Detroit, Michigan may determine his maximum prices for such items by increasing by 7 percent his prices in effect on October 1, 1941 to such purchasers.

(b) Since the provisions of this order are not intended to reduce properly established maximum prices, each seller referred to in (a) above may continue to use as his maximum prices to plumbing and heating jobbers his properly established prices under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect on October 1, 1941 to plumbing and heating jobbers plus the increase provided for in (a) above.

(c) Each seller referred to in (a) above shall notify each purchaser, in writing, at or before the issuance of the first invoice after the effective date of this order of the actual dollars-and-cents increase in its selling price for such radiator valve over its prices to each purchaser in effect on March 15, 1946.

(d) The maximum prices for sale by any reseller of the radiator valves manufactured by the Detroit Lubricator Company shall be his maximum price to each class of purchaser in effect on March 15, 1946, plus the actual dollars-and-cents increase in present acquisition cost resulting from the increase granted under paragraph (a).

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4368; Filed, Mar. 15, 1946; 11:32 a. m.]

[Rev. SO 119, Order 116]

SURE REST BEDDING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's maximum prices.* Sure Rest Bedding Company of 251 Hillside Avenue, Newark, New Jersey, may compute its adjusted maximum prices for all articles of wire-tied innerspring mattresses which it manufactures, as follows:

(1) For an article which has a properly established maximum price in effect before the effective date of this order, the adjusted maximum price is the article's properly established maximum price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 21 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted maximum price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted maximum price fixed in accordance with this order is its new maximum price if it is higher than its previously established maximum price including all increases and adjustments otherwise authorized for it individually or for its industry.

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of such articles, which the manufacturer has sold at adjusted maximum prices shall determine their maximum resale prices under section 6, 9 or 10 of Order No. 5 under § 1499.159b of Maximum Price Regulation No. 188, whichever is applicable.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Relationship of this order to Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188.* Except as they are modified by paragraph (a) of this order, all the provisions of Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188 apply to all sales of articles covered by this order. This includes, among others, provisions dealing with invoicing, reporting, notification, and determining "unadjusted" maximum prices.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4369; Filed, Mar. 15, 1946; 11:32 a. m.]

[Rev. SO 119, Amdt. 1 to Order 63]

EAGLE ELECTRIC MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:* That paragraph b (1) of Order No. 63 issued under Supplementary Order 119 be amended as follows:

(1) *Jobbers.* A reseller at wholesale who determines his maximum resale price under section 4.5 (b) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (b) (2) of section 4.5 on the basis of the manufacturer's adjusted ceiling price as permitted by this order regardless of whether the article was sold by the reseller during March 1942.

A reseller at wholesale who determines his maximum resale price under section 4.5 (c) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (c) of section 4.5 on the basis of the seller's invoice cost.

A reseller at wholesale who cannot determine his ceiling price in accordance with the foregoing provisions shall apply to the Office of Price Administration for the establishment of his ceiling prices in accordance with the provisions of section

4.5 (d) of Supplementary Regulation 14J. Ceiling prices authorized under that provision will reflect the supplier's prices adjusted in accordance with this order.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4360; Filed, Mar. 15, 1946; 11:32 a. m.]

[SO 133, Order 24]

KAPPELER BRUSHES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 4 and 6 of Supplementary Order No. 133; it is ordered:

(a) *Manufacturer's maximum prices.* Kappeler Brushes, 411 7th St., Carlstadt, New Jersey, may increase its maximum prices in effect prior to November 1, 1945, to brush manufacturers of artists' and commercial brushes which it manufactures by 23.4%.

(b) *Ceiling prices of purchasers for resale.* Purchasers for resale of such articles which the manufacturer has sold at adjusted maximum prices shall determine their ceiling prices as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale shall calculate his ceiling price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his ceiling price under the above method, he shall apply to the Office of Price Administration for the establishment of his ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or established under any applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a ceiling price adjusted in accordance with the terms of this order, the seller shall notify each purchaser in writing of the adjusted ceiling prices for resales of the article covered by this order. This notice may be given in any convenient form.

This order may be revoked or amended by the Price Administrator at any time.

Effective date. This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4370; Filed, Mar. 15, 1946; 11:33 a. m.]

[MPR 188, Amdt. 1 to Order 115 Under 2d Rev. Order A-3]

PARKS BROOM CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Second Revised Order A-3 and paragraph (a) (16) of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188; *It is ordered:*

That paragraph (a) of Order No. 115 under Second Revised Order A-3 be amended as follows:

(a) *Manufacturers' maximum prices.* Parks Broom Company, Lawton, Oklahoma, on and after the effective date of this order may sell the brooms listed below of its manufacture to wholesale grocers at prices no higher than its prices for sales in effect immediately prior to the effective date of this order, plus the adjustment charge set forth opposite each article.

Article	Weight	Current maximum price to wholesale grocers	Adjustments for sales to wholesale grocers	Adjusted maximum price for sales to wholesale grocers
	Pounds	*Per dozen*	*Per dozen*	*Per dozen*
Warehouse broom	32	$7.83	$2.14	$9.97
Household broom	24	6.72	2.28	9.00
	22	6.43	1.55	7.98

These adjusted prices may be collected only if the amounts of the adjustments are separately stated on the invoice. The adjusted prices are subject to the manufacturer's discounts, allowances, and other price differentials in effect during March, 1942, on sales to each class of purchaser.

This amendment shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4332; Filed, Mar. 15, 1946; 11:34 a. m.]

[MPR 188, Order 10 Under Order 4418]

CLIFTON MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188; it is ordered:

(a) *Manufacturer's maximum prices.* Clifton Manufacturing Co., of Waco, Texas, may sell and deliver, to jobbers, the articles listed below which it manufactures, at prices no higher than its maximum prices in effect immediately prior to the issuance of this order, plus the appropriate one of the following adjustment charges:

Description	Adjustment charge
Style No. 9—Universal seat covers	
Group No. 1—Front seats—coaches, sedans, 3- and 5-passenger coupes	$0.51
Group No. 2—Rear seats—coaches, sedans and 5-passenger cars—without center folding armrest in seat	.55
Group No. 3—Unit No. 99, for special fronts or back and for ear seat large coaches and sedans with center folding armrest	.36
Style No. 205 tailor-made seat covers	
Group No. 1—For 1937-42 Ford and 1941-42 Mercury, solid front-back, 3-passenger coupes	.82
Group No. 2—For 1937-42 Ford and 1941-42 Mercury, divided front-back, 3-passenger coupes	.97
Group No. 3—For 1937-42 small and medium 3-passenger coupes except those in group 1 and group 2	1.10
Group No. 4—For 1937-42 large 3-passenger coupes	1.08
Group No. 5—For front and rear seats 1937-42 Ford and 1941-42 Mercury, 6-passenger coupes, coaches and sedans	1.49
Group No. 6—For front and rear seats 1937-42 small and medium 6-passenger coupes, coaches and sedans—except those shown in group No. 5 without center folding armrest in rear seat	1.45
Group No. 7—For front and rear seats 1937-42 large, 6-passenger coupes, coaches and sedans—without center folding armrest in rear seat	1.62
Group No. 8—For front and rear seats 1937-42 large coaches and sedans with center folding armrest in rear seat	1.55
Style No. 3 tailor-made seat covers	
Group No. 1—For all 3-passenger coupes	.94
Group No. 2—For front and rear seats all 6-passenger coupes, coaches and sedans, without center folding armrest in rear seat	1.71
Group No. 3—For front and rear seats all 6-passenger coupes, coaches and sedans with center folding armrest in rear seat	1.65

(b) *Maximum prices of purchaser for resale.* Purchasers for resale of each article, which the manufacturer has sold at adjusted maximum prices, shall determine their maximum resale prices, as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his invoice cost the same mark-up which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620-759, with regard to how he determines his maximum resale price, for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his maximum resale price under the above method, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum resale prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4331; Filed, Mar. 15, 1946; 11:35 a. m.]

[MPR 188, Order 145 Under 2d Rev. Order A-3]

WALWORTH CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Walworth Company, Inc. of 60 East 42d Street, New York 17, New York, may increase its current maximum prices for sales of the following models of "Stillson" and "Walco" wrenches which it manufactures, by the percentage of such maximum prices appearing opposite each article:

Model No.	Article	Percentage of adjustment
14 inch	Stillson—steel handle—wrench (per 100)	34.01
18 inch	do	34.61
24 inch	do	34.53
36 inch	do	34.58
48 inch	do	34.77
14 inch	Walco—steel handle—wrench (per 100)	11.2
18 inch	do	11.6
24 inch	do	11.8
36 inch	do	11.9
48 inch	do	12.0

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the sale class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials in effect during the base period, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4333; Filed, Mar. 15, 1946; 11:34 a. m.]

[MPR 188, Rev. Order 4824]

J. O. MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:* Order No. 4824 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by J. O. Manufacturing Company, 8442 Otis Street, South Gate, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—			For sales by any person to consumer
		Drop ship jobber	Jobber	Retailer	
		Per doz.	*Per doz.*	*Per doz.*	*Each*
Eyelash curler	1	$6.80	$6.40	$8.00	$1.25

These maximum prices are for the articles described in the manufacturer's application dated January 28, 1946.

(2) For sales by all persons the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the provisions of section 4.5 of SR 14J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4328; Filed, Mar. 15, 1946; 11:34 a. m.]

[MPR 188, Order 4909]

PLASTO MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Plasto Manufacturing Company, 1534 Clybourn Avenue, Chicago 10, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
12¼" lacquered plaster table lamp (no shade)	231	$3.15	$3.70	*Each* $6.65

These maximum prices are for the articles described in the manufacturer's application dated October 8, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4329; Filed, Mar. 15, 1946; 11:35 a. m.]

[MPR 188, Order 4910]

MASTERGUILD CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Masterguild Company, 125 West 83d Street, New York 24, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Decorated cast stone (plastic) 27" table lamp without shade	LO1 LM1	$3.83 2.76	$4.50 3.25	$8.10 5.85

These maximum prices are for the articles described in the manufacturer's application dated February 26, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4330; Filed, Mar. 15, 1946; 11:35 a. m.]

[MPR 591, Amdt. 1 to Order 293]

WILSON FOUNDRY AND MACHINE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 293 under section 9 of Maximum Price Regulation No. 591 is amended in the following respects:

(a) Paragraph (b) is amended to read as follows:

(b) The maximum price for sales by any person to consumers of the aluminum overhead garage door complete with necessary hardware manufactured by the Wilson Foundry and Machine Company of Pontiac, Michigan, shall be $70.00 plus actual freight to obtain delivery.

(b) Paragraph (e) is amended to read as follows:

(e) The Wilson Foundry and Machine Company shall stencil on the aluminum overhead garage door covered by this order substantially the following:

OPA maximum retail price—$70.00 plus actual freight paid to obtain delivery.

This amendment shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4338; Filed, Mar. 15, 1946; 11:36 a. m.]

[MPR 591, Order 352]

BRUNSWICK-BALKE-COLLENDER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following shelves for divider assembly for refrigerators manufactured by the Brunswick-Balke-Collender Company, 623–633 South Wabash Avenue, Chicago 5, Illinois, and as described in the applications dated January 25, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model No.	On sales to—			
	Distributors	"A" dealers	"B" dealers	Consumers
9026 (package of 36 pieces)	$23.76	$28.51	$31.68	*Each* $1.32
99446 (package of 6 pieces)	39.60	47.52	52.80	13.20
26 (package of 12 pieces)	16.11	19.33	21.48	2.68
18 (package of 12 pieces)	12.28	14.73	16.26	2.04

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above: The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The Brunswick-Balke-Collender Company, of Chicago, Illinois, shall attach a tag to the commodities covered by this order and shall print in a conspicuous place on this tag, substantially the following:

OPA Maximum Consumer Price—$------

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4339; Filed, Mar. 15, 1946; 11:36 a. m.]

[MPR 591, Order 354]

FRUGAL WATER HEATER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices, excluding Federal excise tax, for sales by any person to consumers of the following electric induction water heaters manufactured by the Frugal Water Heater Company of Miami, Florida, and described in its application dated January 26, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model SAB automatic side arm electric induction water heater, 1,600 watts, equipped with thermostat	$45.00
Model IB automatic electric induction immersion type water heater, 1,600 watts, equipped with thermostat	45.00
Model TT 15 gallon table top electric induction storage water heater, insulated, galvanized tank, 1,600 watts	85.00

(b) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment for sales by any person to dealers in quantities of less than 5 heaters shall be the maximum price specified in (a) above less a discount of 33⅓ percent.

(c) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment for sales by any person to dealers in quantities of 5 or more heaters shall be the maximum price specified in (a) above less a discount of 40 percent.

(d) The maximum prices established by this order shall be subject to such further discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his customers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Frugal Water Heater Company shall attach to each electric water heater covered by this order a tag containing the following:

OPA Maximum Retail Price Not Installed, including actual Federal excise tax paid at source $------
(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4340; Filed, Mar. 15, 1946; 11:36 a. m.]

[MPR 591, Order 355]

BELL-PIHL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following aluminum alloy fire hose coupling manufactured by the Bell-Pihl Company of Arlington, Massachusetts and described in its application which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Manufacturers	Jobbers	Consumers
No. 25—2½" aluminum alloy fire hose coupling	$5.75	$6.25	$7.00

(b) The maximum net prices established by this order shall be subject to such further discounts and allowances, including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(c) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) The Bell-Pihl Company shall attach to the carton of each fire hose cou-

piling covered by this order, a label on which shall be printed the following: "OPA Maximum Retail Price $7.00."

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4341; Filed, Mar. 15, 1946; 11:36 a. m.]

[MPR 591, Order 356]

MODERN STEEL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. Geneva, Illinois, for sales by the Modern Steel Company to Crane Company, Chicago, Illinois, of the following steel under sink cabinets manufactured by the Modern Steel Company of Geneva, Illinois and described in its application dated February 28, 1946, shall be:

42" Ashford steel enameled under sink cabinet	$20.75
50" Ashford steel enameled under sink cabinet	22.00
38" Kitchen Pride steel enameled under sink cabinet	32.50
42" Stewardess steel enameled under sink cabinet	27.00
54" Sunnycrest steel enameled under sink cabinet	34.00
60" Sunnycrest steel enameled under sink cabinet	36.00

(b) The maximum net prices, f. o. b. the point indicated below, for sales by any person of the following steel under sink cabinets manufactured by the Modern Steel Company of Geneva, Illinois, and described in its application dated February 28, 1946, shall be:

	On sales to jobbers f. o. b. point of manufacturers	On sales to plumbing and heating contractors, installers and commercial and industrial users f. o. b. point of destination
42" Ashford steel enameled under sink cabinet	$23.37	$30.75
50" Ashford steel enameled under sink cabinet	24.78	32.60
38" Kitchen pride steel enameled under sink cabinet	36.59	48.15
42" Stewardess steel enameled under sink cabinet	30.40	40.00
54" Sunnycrest steel enameled under sink cabinet	38.30	50.40
60" Sunnycrest steel enameled under sink cabinet	40.55	53.35

(c) The maximum net prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4342; Filed, Mar. 15, 1946; 11:37 a. m.]

[MPR 591, Order 357]

ELECTRONIC ENGINEERING, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Walk-In Refrigerator manufactured by Electronic Engineering, Inc., South 175 Wall, Spokane, Wash., and as described in the application dated February 13, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to— Dealers	Consumers
No. 110—Walk-in Refrigerator complete with compressor and coil	$833.40	$1,250.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Electronic Engineering, Inc., South 175 Wall, Spokane, Wash., shall stencil on the lid or cover of the Walk-In Refrigerator covered by this order, substantially the following:

OPA Maximum Retail Price $1,250.00

Plus freight and crating as provided in Order No. 357 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4343; Filed, Mar. 15, 1946; 11:37 a. m.]

[MPR 591, Order 358]

WESTINGHOUSE ELECTRIC CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, f. o. b. point of manufacture, for sales to consumers by any person of the following steel kitchen sink cabinet units manufactured by Westinghouse Electric Corporation and as described in the application dated January 25, 1946, shall be:

S-42L-25" x 42" steel sink cabinet unit with two cupboards and two drawers, linoleum sink top complete with faucet and crumb cup strainer less spray	$96.10
S-42L-25" x 42" steel sink cabinet unit with two cupboards and two drawers, linoleum sink top complete with faucet and spray crumb cup strainer	100.20
S-43-25" x 43" steel sink cabinet unit with two cupboards and two drawers, linoleum sink top complete with faucet and spray, and crumb cup strainer	113.65
S-48-25" x 48" steel sink cabinet unit with two cupboards and two drawers, linoleum sink top complete with faucet less spray, and crumb cup strainer	109.53
S-54-25" x 54" steel sink cabinet unit with three cupboards and four drawers, linoleum sink top complete with faucet and spray and crumb cup strainer	125.35
S-54-25" x 54" steel sink cabinet unit with three cupboards and four drawers, linoleum sink top complete with faucet less spray, and crumb cup strainer	$121.25
S-60-25" x 60" steel sink cabinet unit with three cupboards and four drawers, linoleum sink top complete with faucet and spray, and crumb cup strainer	131.40
S-60-25" x 60" steel sink cabinet unit with three cupboards and four drawers, linoleum sink top complete with faucet less spray, and crumb cup strainer	127.35

(b) The maximum price specified in (a) above shall be subject to successive discounts of 50 and 10 percent on sales to jobbers.

(c) The maximum prices specified in (a) above shall be subject to a discount of 40 percent on sales to dealers.

(d) In addition to the discounts provided for in (b) and (c) above the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller of the commodities covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, including allowable tranportation.

(g) Westinghouse Electric Corporation shall stencil in a conspicuous place on each kitchen sink cabinet unit covered by this order, the following:

OPA Maximum Consumer Price—$_____

Plus freight as provided in Order No. 358 under Maximum Price Regulation No. 591.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4344; Filed, Mar. 15, 1946; 11:37 a. m.]

[MPR 591, Order 359]

WESTINGHOUSE ELECTRIC AND MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. St. Paul, Minnesota, for sales by any person of the following refrigerators and milk coolers manufactured by the Westinghouse Electric and Manufacturing Company, 653 Page Boulevard, Springfield 2, Massachusetts, and as described in the application dated January 14, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to— Distributors	Dealers	Consumers
No. R20 reach-in refrigerator	$241.50	$289.25	$483.00
No. R30 reach-in refrigerator	267.50	320.25	535.00
No. R50 reach-in refrigerator	347.00	415.50	694.00
No. BM3S milk cooler cabinets only	47.50	57.00	95.00
No. BM4S milk cooler cabinets only	53.50	64.00	107.00
No. BM4D milk cooler cabinets only	50.25	60.25	100.00
No. BM6D milk cooler cabinets only	62.00	74.25	124.00
No. B25C"U" drop-in condensing unit	64.00	76.75	128.00
No. B34C"U" drop-in condensing unit	95.00	114.50	191.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The Westinghouse Electric and Manufacturing Company, 653 Page Boulevard, Springfield 2, Massachusetts, shall stencil on the lid or covers of the refrigerators and milk coolers covered by this order, substantially the following:

OPA Maximum Retail Price—$_____

Plus freight as provided in Order No. 359 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4345; Filed, Mar. 15, 1946; 11:37 a. m.]

[MPR 591, Order 360]

ALLEN COPPER COIL MANUFACTURING

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person of the following models of copper tube boiler-burner units manufactured by Allen Copper Coil Manufacturing of Seattle, Washington, and described in its application which is on file with the Building Materials Price Branch of the Office of Price Administration, shall be:

	On sales to— Distributors	Dealers	Consumers
Model A10-T Allen high efficiency copper tube boiler	$544.00	$680.00	$850.00
Model A15-T Allen high efficiency copper tube boiler	608.00	760.00	950.00
Model A20-T Allen high efficiency copper tube boiler	985.00	1,232.00	1,540.00

(b) Except on sales to consumers, the maximum prices specified in (a) above are f. o. b. point of manufacture. On sales to consumers, the maximum price specified above is f. o. b. point of destination.

(c) The maximum net prices specified in (a) above shall be subject to discounts, allowances including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 to purchasers of the same class on sales of comparable quantities of commodities falling into the same general category of products as do the boiler-burner units covered by this order.

(d) The maximum prices for sales on an installed basis of the commodities covered by this order shall be established in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(e) Each seller, except on sales to consumers, shall notify in writing, each of his purchasers at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for each such seller as well as the maximum prices established for such purchasers, except a dealer, upon resale.

(f) Allen Copper Coil Manufacturing shall stencil in a conspicuous place on each of the boiler-burner units covered by this order substantially the following:

OPA Maximum Retail Price—$_____

As provided in Order No. 360 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4346; Filed, Mar. 15, 1946; 11:38 a. m.]

[MPR 591, Order 361]

GIBSON REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer manufactured by the Gibson Refrigerator Company, 515 West Williams St., Greenville, Mich., and as described in the application dated February 18, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model No. HF-616, 6.15 cu. ft.:			
Zone 1	$156.00	$211.25	$325.00
Zone 2	156.00	214.25	328.00
Zone 3	156.00	217.25	331.00
Zone 4	156.00	220.25	334.00
Zone 5	156.00	223.25	337.00

$5.00 may be added to each class of purchaser for 5-year service protection plan.

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers including allowable transportation and crating charges.

(f) The Gibson Refrigerator Company of Greenville, Michigan, shall stencil on the lid or cover of the home freezer covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 361 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4347; Filed, Mar. 15, 1946; 11:38 a. m.]

[MPR 591, Order No. 362]

CARL PEARSON BRASS FOUNDRY AND MACHINE WORKS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 7 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following sizes of the Series 5000 Pearson Combined Interlocking Gas Supply and Pilot Valve manufactured by the Carl Pearson Brass Foundry and Machine Works of Denver, Colorado and as described in the application dated February 19, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

SERIES 5000—PEARSON COMBINED INTERLOCKING GAS SUPPLY AND PILOT VALVE

ON SALES TO DISTRIBUTORS

Size	In lots of—			
	100 or more	50 to 99	25 to 49	Less than 25
¾"	$3.25	$3.40	$3.60	$3.75
1"	3.50	3.70	3.90	4.15
1¼"	3.85	4.10	4.30	4.50
1½"	5.55	5.90	6.25	6.60
2"	8.75	9.25	9.75	10.30
2½"	10.85	11.50	12.15	12.85
3"	15.75	16.60	17.50	18.45

ON SALES TO USERS (PLUMBERS AND/OR CONTRACTORS, ETC)

¾"	$4.89	$5.10	$5.40	$5.62
1"	5.25	5.55	5.85	6.24
1¼"	5.76	6.15	6.45	6.75
1½"	8.31	8.88	9.36	9.90
2"	13.11	13.87	14.61	15.45
2½"	16.27	17.23	18.21	19.26
3"	23.61	24.90	26.64	27.66

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(c) Each seller covered by this order, except a user, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4348; Filed, Mar. 15, 1946; 11:38 a. m.]

[MPR 591, Order 363]

C. SCHMIDT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Walk-In Cooler sub parts, manufactured by the C. Schmidt Company, Cincinnati, Ohio, and as described in the application dated January 29, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Item No.	On sales to—		
	Distributors	Dealers	Consumers
A—Entrance door wall section	$84.40	$88.80	$168.80
B—Wall with 1 glass service door	41.45	43.60	82.90
C—Wall with 2 glass service doors	81.20	85.45	162.40
D—Wall with 1 paneled service door	36.00	37.95	72.00
E—Wall with 2 paneled service doors	65.75	69.20	131.50
F—Plain wall	16.60	17.50	33.20
G—Corner Post	10.25	10.75	20.50
H-1—5' 6" end top and bottom	20.60	21.70	41.20
J-1—8' 6" center top and bottom	18.35	19.30	36.70
H-2—7' 11" end top and bottom	21.20	25.45	48.40
J-2—7' 11" center top and bottom	21.50	22.70	43.00
H-3—10' 3" end top and bottom	31.50	33.15	63.00
J-3—10' 3" center top and bottom	28.25	29.75	56.50
K-1—Floor rack 2' 4" x 4' 8"	2.55	2.65	5.10
K-2—Floor rack 2' 4" x 7' 0	3.90	4.10	7.80
K-3—Floor rack 2' 10" x 9' 4"	6.15	6.45	12.30
L-1—Meat rack 4' 8" including upright rails	9.30	9.75	18.60
L-2—Meat rack 7' 0"	11.30	11.90	22.60
L-3—Meat rack 9' 4"	15.20	15.95	30.40
L-4—Meat rack 11' 8"	17.75	18.65	35.50
M-1—(4) shelves 4' 8"	25.75	27.10	51.50
M-2—(4) shelves 7' 0"	36.50	38.40	73.00
M-3—(4) shelves 9' 4"	47.45	49.95	94.90
M-4—(4) shelves 11' 8"	58.00	61.15	116.00
N—Crate for square ft.	.23	.25	.46
Addition for porc. entrance door section	21.40	22.50	42.80
Addition for porc. on 1 door service section	11.40	12.00	22.80
Addition for porc. on 2 door service section	11.05	11.65	22.10
Addition for porc. on plain section	11.80	12.10	23.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1946.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above: The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation.

(e) The C. Schmidt Company, John and Livingston Streets, Cincinnati, Ohio, shall stencil on the inside of the door of each Walk-In Cooler, covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight as provided in Order No. 363 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4349; Filed, Mar. 15, 1946; 11:38 a. m.]

[MPR 591, Order 364]

LLOYD MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, for sales by any person of the following specialty weather-strip manufactured by Lloyd Manufacturing Company of Boston, Massachusetts and as described in the application dated January 11, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Jobbers	Dealers	Consumers
Special weather-strip solid bronze 36" length	$2.25	$3.00	$5.00

(b) The maximum net prices specified in (a) above on sales to jobbers and dealers shall be f. o. b. point of shipment.

(c) The maximum net price specified in (a) above on sales to consumers shall be a net delivered price.

(d) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) Lloyd Manufacturing Company of Boston, Massachusetts shall attach a tag to each item covered by this order containing substantially the following information:

OPA Maximum Retail Price $5.00
As provided in Order No. 364 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4350; Filed, Mar. 15, 1946; 11:39 a. m.]

[MPR 591, Order 365]

TECH ELECTRICAL MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices, excluding Federal excise tax, for sales by any person to consumers of the following electric water heater manufactured by the Tech Electrical Manufacturing Company of Portland, Oregon and described in its application dated January 17, 1946, shall be:

No. 100—40 gallon electric storage water heater, galvanized tank, insulated, single side arm type heating element ---------- $88.40

(b) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to dealers in quantities of less than 5 heaters, shall be the maximum price specified in (a) above less a discount of 33⅓ percent.

(c) The maximum net price, excluding Federal excise tax, f. o .b. point of shipment, for sales by any person to dealers in quantities of 5 or more heaters, shall be the maximum price specified in (a) above less a discount of 40 percent.

(d) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to jobbers, shall be the maximum price specified in (a) above less a discount of 50 percent.

(e) The maximum prices established by this order shall be subject to such further discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(f) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(g) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(h) The Tech Electrical Manufacturing Company shall attach to each electric water heater covered by this order a tag containing the following:

OPA maximum retail price not installed, including actual Federal excise tax paid at source $------.

(Do not detach)

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4351; Filed, Mar. 15, 1946; 11:39 a. m.]

[MPR 591, Order 366]

GENERAL AIRCRAFT EQUIPMENT, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following ice cuber manufactured by the General Aircraft Equipment, Inc., 22 Elizabeth Street, South Norwalk, Conn., and as described in the application dated January 31, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	Exclusive sales agents	On sales to—		
		Distributors	Dealers	Consumers
No. 40C refrigerator ice-cuber	$200.81	$223.12	$283.33	$425.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above: The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The General Aircraft Equipment, Inc., of South Norwalk, Connecticut, shall stencil on the lid or cover of the ice cuber covered by this order, substantially the following:

OPA Maximum Retail Price $425.00

Plus freight as provided in Order No. 366 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4352; Filed, Mar. 15, 1946; 11:39 a. m.]

[MPR 591, Order 367]

KNOWLSON-STEVENSON CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net price, f. o. b. point of shipment, for sales by any person of the garage door holders (per pair, with screws) manufactured by Knowlson-Stevenson Company of Ann Arbor, Michigan and as described in the application dated January 31, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

On sales to retailers (per pair) (with screws) ---------- $2.00

(b) The maximum net price for sales by any person to consumers of the garage door holders manufactured by Knowlson-Stevenson Company shall be $3.00 per pair, with screws.

(c) The maximum net prices established by this orde. shal. be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(d) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4353; Filed, Mar. 15, 1946; 11:39 a. m.]

[MPR 591, Order 368]

UNITED STATES AIR CONDITIONING CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following refrigeration units manufactured by United States Air Conditioning Corporation, Northwestern Terminal, Minneapolis 13, Minn., and as described in the application dated February 1, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
¼ hp. refrigeration unit	$133.00	$148.00	$246.00
½ hp. refrigeration unit	201.00	224.00	373.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The United States Air Conditioning Corporation shall stencil on the lid or cover of the refrigeration units covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 368 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 16, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4354; Filed, Mar. 15, 1946; 11:40 a. m.]

[Rev. SO 119, Order 117]

THE CLEVELAND WELDING CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Cleveland Welding Company of West 117th and Berea Road, Cleveland 7, Ohio, may compute its adjusted ceiling prices for sales of the bicycles which it manufactures as follows:

(1) For bicycles in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 9.85 percent.

(2) For bicycles not in its line during October 1941, except war bicycles covered by Order No. 3145 of Maximum Price Regulation No. 188, which have properly established ceiling prices in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceil price for the particular sale (exclusive c all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119 .

(3) For war bicycles, the ceiling prices are those fixed by Order No. 3145 of Maximum Price Regulation No. 188 increased by 5 percent.

(4) For a bicycle which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188, and prices so fixed may not be increased under this order.

(5) The manufacturer's adjusted ceiling prices fixed in accordance with this order may be increased by an additional $.55 when the bicycle is sold with synthetic rubber tires and tubes.

(6) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A reseller of a bicycle, other than a war bicycle, who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(2) Resellers' ceiling prices for war bicycles are those established by the provisions of Maximum Price Regulation No. 158, increased by 5 percent. For war bicycles equipped with synthetic tires and tubes, resellers may add, in addition to the 5 percent increase, the amount specified for synthetic tires and tubes for the particular class of reseller in Amendment 5 to Maximum Price Regulation No. 158.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in reseller's margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4441; Filed, Mar. 15, 1946; 4:46 p. m.]

[MPR 64, Order 267]

NEW ERA MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of the Liberator Magazine Circulating Coal Heater manufactured by New Era Manufacturing Company, 1026 Michigan Trust Building, Grand Rapids 2, Michigan, as follows:

(1) For sales in each zone by wholesale distributors to retail dealers, the maximum prices are those set forth below:

Article	Maximum prices for sales by wholesale distributors to retail dealers			
	Zone 1	Zone 2	Zone 3	Zone 4
Liberator magazine circulating coal heater	$59.97	$62.19	$64.97	$67.81

These maximum prices are f. o. b. the seller's city; and they are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices are those set forth below:

Article	Maximum prices for sales by retail dealers to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
Liberator magazine circulating coal heater	$95.95	$99.50	$103.95	$108.50

These maximum prices are subject to each seller's customary terms, dicounts, allowances, and other price differentials, in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to a purchaser for resale after the effective date of this order, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser.

In addition, before delivering any article covered by this order, the manufacturer shall attach to it a tag or label, showing the model number of the article, its maximum prices for sales to ultimate consumers in each zone, and a list of the states included in each zone.

(c) For the purposes of this order, Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Michigan.

Zone 2: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Ohio, Delaware, Maryland, West Virginia, Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Mississippi, Alabama, Georgia, Indiana, Illinois, Wisconsin, Minnesota, Iowa, Missouri, Kansas and the District of Columbia.

Zone 3: Florida, Montana, North Dakota, South Dakota, Wyoming, Nebraska, Colorado, Texas, Oklahoma, Arkansas and Louisiana.

Zone 4: Washington, Oregon, Idaho, California, Nevada, Utah, Arizona and New Mexico.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 15th day of March 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4436; Filed, Mar. 15, 1946; 4:46 p. m.]

[MPR 188, Rev. Order 4332]

NEW SMALL-VOLUME MANUFACTURERS

SIMPLIFIED PRICING

Order No. 4332 under Maximum Price Regulation No. 188 is redesignated Revised Order 4332 and is amended and revised to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *The purpose of this order.* The principal purpose of this order is to help "new small-volume manufacturers" of certain commodities covered by Maximum Price Regulation No. 188 to get into production as rapidly as possible by providing simple rules by which they can calculate their ceiling prices. This order is also designed to help a new small-volume business which began production on or after September 1, 1944 when the War Production Board's "spot authorization" program was instituted, if it has been unable to operate profitably under ceiling prices previously established under Maximum Price Regulation No. 188 in line with March 1942 prices. Instead of hav-

ing to apply for an adjustment of those ceiling prices, any such new business may simply obtain new ceiling prices under this order.

This order is also intended to provide a speedy pricing method for small-volume businesses which heretofore have always been engaged exclusively in war production. However, this order is not intended to provide rules for the pricing of new products which other established businesses may now wish to produce. Restrictions have been provided to prevent evasion of this limitation. Otherwise, in the hope of obtaining higher ceiling prices, some established businesses might stop producing their existing civilian lines to take advantage of this order's procedure which has been specially designed to meet the needs of new small businesses. Established businesses which are reconverting will in most instances obtain any needed price relief through OPA's reconversion pricing program.

SEC. 2. *Scope of this order.* This order provides simplified rules which eligible new small-volume manufacturers may use to obtain ceiling prices instead of using the Third or Fourth Pricing Methods of Maximum Price Regulation 188. The provisions of this order may also be used by any eligible manufacturer to obtain new ceiling prices to take the place of ceiling prices which had been established under Maximum Price Regulation 188, whether by order or otherwise, on or after September 1, 1944. All the other provisions of Maximum Price Regulation 188 continue to apply to manufacturers obtaining ceiling prices under this order.

Not all new small-volume manufacturers of products covered by Maximum Price Regulation 188 may use this order. Manufacturers of the following products may not use the provisions of this order:

(1) Dry cell batteries.
(2) Fountain pens and mechanical pencils.
(3) Household aluminum cooking utensils.
(4) Ice boxes.
(5) Inner-constructions for upholstered dual purpose sleeping equipment.
(6) Innerspring mattresses.
(7) Lawn mowers.
(8) Metal double deck beds.
(9) Metal cots (folding and rollaway).
(10) Small electrical appliances.
(11) Upholstered dual purpose sleeping equipment.

However, manufacturers of any of these products (except small electric appliances) who previously established ceiling prices for a particular article under this order before March 20, 1946 may continue to use such ceiling prices. New small-volume manufacturers of small electric appliances are subject to the provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation 188.

SEC. 3. *Tests of eligibility to obtain new ceiling prices under this order.* To show that you are a new small-volume manufacturer, you must satisfy the tests of eligibility in paragraphs (a) and (b) of this section. (The word "you" as used in this order refers to both parent and subsidiary or affiliated companies taken as a unit.)

(a) *Tests to tell whether you are a "new" manufacturer.* You are a "new" manufacturer under this order if you are able to meet either Test 1 or Test 2 below.

Test 1. You began a new manufacturing business on or after September 1, 1944.

To meet this test you must have started a genuinely new manufacturing enterprise on or after September 1, 1944. The date on which you started a new manufacturing enterprise is the date on which you took the first action in regard to it, or made the first agreement or entered into a transaction, resulting in an expense or obligation for the enterprise. The following are illustrations of actions which constitute starting a new manufacturing enterprise: application to OPA for a ceiling price on a product to be manufactured, the signing of a lease for or the renting of office or factory space, the first ordering of materials or equipment, the employment of the first employee, the first sale of a product of your manufacture, etc. You are not considered as having started a new enterprise on or after September 1, 1944 simply because you added new products to your line on or after that date; and a new manufacturing business organized on or after that date is not a new enterprise if there was a transfer, as defined in section 5 of the General Maximum Price Regulation, to it of the assets and ceiling prices of another manufacturing business which was not eligible to price under this order.

A business organized after August 25, 1945, is not a "new" business if (1) any person having a substantial interest in it has at the same time a substantial interest in another business which has manufactured or distributed civilian products on or since that date and would not itself be eligible to price under this order; or (2) if a person having a substantial interest in it has had since August 25, 1945, a substantial interest in such another business. (A person shall be considered to have a "substantial interest" in a business if he has a 20 percent or greater ownership interest in the business or, in the case of a new business, if he is one of the three persons who are expected to receive the highest compensation for services rendered to that new business.)

You may not continue to sell at ceiling prices which you lawfully obtained under this order by satisfying this Test 1, if in evasion of this test, you later permit a person to obtain a substantial interest in your business who, if he had had such an interest when you obtained your ceilings, would have prevented you from satisfying this test.

Test 2. Before September 1, 1944 your only activity was the manufacture of products on contract or subcontract for sales to one or more United States war procurement agencies or Allied Governments.

NOTE: If you cannot satisfy this test because at any time before September 1, 1944 you had manufactured civilian products, you should check Supplementary Order No. 118 ("Reconversion Pricing for Small-Volume Manufacturers") since you may be able to calculate new ceiling prices for those products under that order.

(b) *Tests to tell whether you are a "small-volume" manufacturer.* You are a "small-volume" manufacturer if you can meet both the following tests.

Test 1. Your total net sales of products manufactured or distributed by you in the six calendar months preceding the filing of your price report (not counting sales on contracts or sub-contracts of any United States war procurement agency or of any Allied Government for war purposes,) were not more than $100,000.

Test 2. Your total net sales of products manufactured or distributed by you in the twelve calendar months after the filing of your price report, on the basis of all relevant factors such as past sales, facilities, capitalization, manpower and materials to be used in your business, can reasonably be expected to amount to less than $200,000.

SEC. 4. *How to figure your ceiling prices.* There are two ways in which you can figure your ceiling prices under this order. These are called, for convenience the "comparability" method and the "cost" method. You may choose either of them if you do not already have a ceiling price for the article. If you do have a ceiling price, you may use only the "cost" method.

(a) *The "comparability" method.* The "comparability" method involves selecting from articles which already have ceiling prices, an article which is either exactly the same as the article you produce, or comparable to it, and proposing as your ceiling price the ceiling price of the manufacturer of that article. You may not, however, use any article whose ceiling price was established under this order, for this purpose. If the only comparable articles you can find differ substantially from yours, select the one most closely comparable and propose a price which takes the difference into account.

For example, if your article has a feature which the comparable article does not have, or if it lacks a feature which the comparable article does have, you should calculate the cost of the additional feature of your product or the amount to be saved by omitting the feature of the comparable article. You should then propose as your ceiling price the ceiling price of the comparable article plus or minus the cost of the feature added or omitted as the case may be.

The ceiling price of the comparable article is its ceiling price including any increases which were made in that price by an adjustment which was applicable to all sellers of the product, but not including any individual adjustment in the ceiling price. If ,after you obtain your ceiling price. If, after you obtain your turers of the product generally to increase their ceiling prices, any ceiling calculated under the comparability method may be increased in the manner provided by OPA.

If you choose the "comparability" method, you must submit a report in duplicate on Parts I and II of OPA Form 601–2628 (a–46) to the District OPA Office for the district in which your place of business is located, giving the information required by the form. Part II of that form calls for a description of your article and the comparable article, and the ceiling price of the comparable article. If your proposed ceiling price is higher or lower than the ceiling price of the comparable article the form calls for an explanation of the differences in specifications between the two articles on which you rely to justify the proposed difference in ceiling price.

(b) *The "cost" method.* The "cost" method of fixing your ceiling prices involves figuring your total cost for the article and adding to it your industry's average profit margin in a representative peacetime period. Under this method all ceiling prices not figured on the basis of at least three months of production experience must be refigured at the end of the first three months of such experience. This is explained in Section 7 below.

If you use this method of figuring your ceiling prices, you must submit a report in duplicate on Parts I and III of OPA Form 601–2628 (2–46). On Part III you should give a breakdown of your total costs on a reasonable basis, to make and sell the article (taking into account your expected volume of production) and proposing a ceiling price based on those costs (subject to the limitations stated below) plus the average peacetime profit margin for your industry. If you have been in production of the article being priced for three or more months you must base your total cost figures on your production experience in the latest calendar month. The costs of materials which OPA will recognize will not exceed the legal ceiling prices of the manufacturer or other normal supplier, for sales to a purchaser of your class in the quantities in which manufacturers of your type generally purchase.

The labor costs which OPA will recognize may not exceed the prevailing locally established rates for labor of similar types. The profit margin may be found by multiplying by two, either the profit factor which OPA has specified for your industry or, if none is specified, the profit factor for the industry group which includes your industry. These factors are listed in Appendix D of Supplementary Order No. 118. (That supplementary order applies to small-volume reconverting manufacturers and the pricing of reconversion commodities.) If you do not have a copy of this order, your OPA District Office will supply you with the profit factor for your industry upon request.

Since the prices determined under the "cost" method reflect your current total costs, you may not add to these prices any adjustment charges permitted to your industry as a whole unless OPA specifically provides for such an increase. For example, you may not add to prices determined under the "cost" method the increases permitted by the following orders:

Order No. 216 under Maximum Price Regulation No. 188—Broom corn brooms.

Revised Order No. 226 under Maximum Price Regulation No. 188—Articles containing silver.

Order No. 777 under Maximum Price Regulation No. 188—Broom corn brooms.

Order No. 4800 under Maximum Price Regulation No. 188—Wood and upholstered household furniture.

(c) *Form and samples.* Copies of OPA Form 601–2628 (2–46) and help in preparing it, can be obtained from your District OPA Office. In addition to submitting the forms you should submit a sample of your article, and, if you use the "comparability" method, a sample of the comparable article. If it is not practicable for you to submit samples, photographs or other accurate illustrations must be submitted.

SEC. 5. *Ceiling prices for different classes of purchasers.* Since the ceiling prices which you propose under the "comparability" method are those of another manufacturer to a particular class or classes of purchasers, your ceiling prices to each class of your purchasers must be computed by applying the same discounts, differentials and terms which he used. If those ceiling prices which you are able to obtain do not cover a class of purchaser to whom you wish to sell, you must, on OPA Form 601–2628 (2–46), propose a ceiling price to that class based on the discounts, differentials, or terms commonly prevailing in the industry for sales to that class of purchaser.

If you use the "cost" method, the ceiling price so computed applies to that class of your purchasers to whom you expect to sell the largest number of units of the article. Your ceiling prices to other classes of purchasers are to be based on the discounts, differentials, or terms for sales to those classes commonly prevailing in the trade. These must likewise be proposed on OPA Form 601–2628 (2–46).

SEC. 6. *When you may sell at the proposed price.* Unless OPA notifies you not to do so, you may begin to sell and deliver articles at your new ceiling price 20 days after you mailed your report to OPA. However, if within the 20-day period OPA asks you to furnish additional information you may not begin to sell and deliver at your new ceiling prices until 20 days after the day you mail the information which OPA has requested. OPA may at any time order any of your ceiling prices to be decreased if it finds that you did not calculate them correctly, or if it finds that they are based on material prices which are higher than suppliers' ceiling prices (as provided by section 4 (b)) or on labor rates which are higher than the prevailing locally established rates for labor of similar types or if for any other reason it finds that your ceiling prices are unduly out of line with the ceiling prices of other new small-volume manufacturers. OPA will notify you if it finds any errors which you have made in computing your ceiling prices which have resulted in the computation of a lower ceiling than that to which you are entitled. OPA may revoke your ceiling prices entirely if it finds that you were not eligible to fix your ceiling prices under this order.

SEC. 7. *Expiration of ceiling prices*—(a) *Certain ceiling prices based on the "cost" method.* Every ceiling price based on the "cost" method which was not figured on the basis of at least three months actual experience in producing the article must be refigured on the basis of such experience during the third month of the article's production. In order to provide adequate time for figuring the revised ceilings, a ceiling as first reported will not expire until five months from the date on which production of the article began. (The date on which you began production of the article is the date on which you first placed materials into process for the production of the article.)

If you sell or expect to sell the article after the expiration of the five-month period, you must file a new application with the same OPA District Office on Parts I and III of OPA Form 601–2628 (2–46), stating (1) what your actual experience showed your total costs to be during the third month of the article's production and (2) a new proposed ceiling price computed under section 4 (b), using costs actually experienced instead of the costs you first reported. This report must be filed at least thirty days before the expiration date of your ceiling price as first reported.

The rules in section 6 govern when you may begin to sell at the new proposed ceiling price if it is higher than the ceiling price you first reported. If OPA disapproves your ceiling price as figured for any reason, you may continue to make sales at the price you first reported under section 4 until OPA, by order, revokes your authorization to do so or fixes a different ceiling price. If the new proposed ceiling price is lower than the ceiling you first reported, the lower price becomes your ceiling price for all sales and deliveries made after the expiration of the ceiling price you first reported.

At the time of the first invoice to a purchaser for resale which shows a price at or below the new ceiling price as refigured under this section the manufacturer must, if that price is different from his previous selling price, notify the purchaser that the price previously charged was a temporary price.

(b) *When the manufacturer delivers articles having net sales prices of more than certain stated amounts.* If a manufacturer, during a single calendar month, delivers articles which he manufactures or distributes having a total net sales price of more than $25,000, or more than $60,000 during any three consecutive months, then his ceiling prices previously determined under Order No. 4332 or this revision of that order, for articles of his manufacture shall expire on the thirtieth day after the end of the calendar month in which his net sales totaled more than the stated amount unless within such thirty-day period, he applies under the Fourth pricing method (§ 1499.158) of Maximum Price Regulation No. 188, for ceiling prices for his sales of the article. Such application shall be filed with the District Office of OPA which approved his prices under this order and should specifically state that he previously had established maximum prices under this order. If the manufacturer does apply for a ceiling price under the Fourth pricing method of Maximum

Price Regulation No. 188, within the thirty-day period, then he may continue to sell at the ceiling prices determined under this order until an order of the OPA under § 1499.158 of Maximum Price Regulation No. 188 has been issued fixing new ceiling prices for his sales in line with the level of ceiling prices fixed by the regulation which will apply to all of the manufacturer's sales and deliveries on and after the effective date of that order.

SEC. 8. *Ceiling prices fixed by order.* (a) A manufacturer's ceiling prices computed in accordance with this order may be fixed by orders issued under this section. OPA may by order also fix ceiling prices of articles priced under this order for sales by persons other than the manufacturer which take the place of ceiling prices fixed by other orders or regulations for sales by such persons.

(b) If a purchaser for resale determines his maximum prices under section 3 (a) of the General Maximum Price Regulation by using as his cost his invoice cost, or under any other regulation which establishes ceiling prices based upon cost, he must, upon the receipt of notification from the manufacturer that the price previously charged him was a temporary price, recompute his maximum resale price under the applicable regulation using as his cost the new ceiling price of the manufacturer. This recomputed price shall apply to all sales and deliveries of those articles which he received on and after the date on which the notification is sent to him.

SEC. 9. *Delegation of authority.* Any Regional Administrator, and any District Director so authorized, may issue, revise, amend, or revoke orders under this order.

This revised order shall become effective on the 20th day of March 1946.

NOTE: The reporting requirements of this order have been approved by the Bureau of Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4438: Filed, Mar. 15, 1946; 4:47 p. m.]

[MPR 188, Order 4914]

SUPERIOR PAINT AND VARNISH WORKS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation 188, *It is ordered:*

(a) The maximum delivered prices for sales by any person of "Superior 365", a dry paint mixture containing D. D. T., manufactured by Superior Paint and Varnish Works, 2256 North Elston Avenue, Chicago, Illinois, shall be:

ON SALES TO
(Per 25 lb. package)

Jobbers	*Dealers*	*Consumers*
$2.81	$3.75	$6.25

(b) No extra charge may be made for containers.

(c) The maximum prices established in (a) above shall be subject to discounts and allowances at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) With or prior to the first delivery of the aforesaid commodity to a jobber or dealer, the manufacturer shall furnish such jobber or dealer with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(e) Prior to making any delivery of the aforesaid commodity after the effective date of this order the manufacturer shall mark or cause to be marked on the container the following legend:

Maximum retail price $6.25 per 25 lb. package.

This order shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4439: Filed, Mar. 15, 1946; 4:45 p. m.]

[Administrative Notice 24]

DRY EDIBLE BEANS

NOTICE TO GROWERS OF PROPOSED MAXIMUM PRICES

Pursuant to the provisions of the Emergency Price Control Act of 1942, as amended, and Directive 101 of Office of Economic Stabilization, the Price Administrator hereby gives notice to growers of the maximum prices he proposes to establish for the unprocessed and processed dry edible beans listed in Schedule I and Schedule II below.

SCHEDULE I—UNPROCESSED DRY EDIBLE BEANS

Kind	*Maximum price per cwt. of sound beans*
Pea and medium white beans (navy)	$7.10
Marrow beans (not including red marrow)	8.35
Great Northern beans	6.75
Large and small white beans (including flat small white)	7.10
White kidney beans	9.45
Red kidney beans	8.85
Yellow eye beans	7.35
Cranberry beans (other than western)	7.10
Cranberry beans (western)	7.10
Small red beans	7.10
Pink beans	7.10
Bayo beans	5.80
Blackeye beans (cow peas of the blackeye variety)	6.35
Pinto beans	6.60
Lima beans (standard)	8.60
Baby lima beans	7.35

These prices are for delivered sales at country shipping point and are computed on a sound bean basis. Sound beans shall be as defined in the United States Standards for Beans. Unprocessed dry edible beans are defined as beans which are not split or screened, assorted, hand-picked, polished, cleaned or otherwise prepared for shipment as processed dry edible beans. For unprocessed dry edible beans produced in the State of California, the maximum price for each item is reduced by 10 cents per cwt. of sound beans.

SCHEDULE II—PROCESSED DRY EDIBLE BEANS

Pea and medium white beans (navy):	
U. S. Choice hand picked	$7.60
U. S. No. 1	7.50
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
Marrow beans (not including red marrow):	
U. S. Choice hand picked	8.85
U. S. No. 1	8.75
U. S. No. 2	8.60
U. S. No. 3 and lower	8.35
Great Northern Beans:	
U. S. Choice hand picked	7.25
U. S. No. 1	7.15
U. S. No. 2	7.00
U. S. No. 3 and lower	6.75
Large and small white beans (including flat small white):	
U. S. Choice hand picked	7.60
U. S. No. 1	7.50
Large and small white beans (including flat small white):	
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
White Kidney beans:	
U. S. Choice hand picked	9.95
U. S. No. 1	9.85
U. S. No. 2	9.70
U. S. No. 3 and lower	9.45
Red Kidney Beans:	
U. S. choice hand picked	9.35
U. S. No. 1	9.25
U. S. No. 2	9.10
U. S. No. 3 and lower	8.85
Yellow eye beans:	
U. S. choice hand picked	7.85
U. S. No. 1	7.75
U. S. No. 2	7.60
U. S. No. 3 and lower	7.35
Cranberry beans (other than western):	
U. S. choice and hand picked	7.60
U. S. No. 1	7.50
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
Cranberry beans (western):	
U. S. choice hand picked	7.60
U. S. No. 1	7.50
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
Small red beans:	
U. S. choice hand picked	7.60
U. S. No. 1	7.50
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
Pink beans:	
U. S. choice hand picked	7.60
U. S. No. 1	7.50
U. S. No. 2	7.35
U. S. No. 3 and lower	7.10
Bayo beans:	
U. S. choice hand picked	6.30
U. S. No. 1	6.20
U. S. No. 2	6.05
U. S. No. 3 and lower	5.80
Blackeye beans (Cow peas of the blackeye variety):	
U. S. choice hand picked	6.85
U. S. No. 1	6.75
U. S. No. 2	6.60
U. S. No. 3 and lower	6.35
Pinto beans:	
U. S. No. 1	7.00
U. S. No. 2	6.85
U. S. No. 3 and lower	6.60
Lima beans (standard):	
U. S. extra No. 1	9.10
U. S. No. 1	9.00
U. S. No. 2 and lower	8.85
Baby lima beans:	
U. S. extra No. 1	7.85
U. S. No. 1	7.75
U. S. No. 2 and lower	7.60

These prices are for sales f. o. b. country shipping point. For sales on a delivered basis, the maximum price in each case is the maximum price, f. o. b. country shipping point, for the item plus the cost of transportation. Processed dry edible beans are defined as beans which are split or screened, assorted, hand picked, polished, cleaned or otherwise prepared for shipment as processed dry edible beans. For processed dry edible beans produced in the state of California the maximum price for each item is reduced by 10 cents per cwt. For goods sold in bulk or in containers supplied by the buyer, the price in each case is reduced by 15 cents per cwt.

The prices set forth in Schedule I and Schedule II will be incorporated in an amendment to Second Revised Maximum Price Regulation No. 270, and will apply to processed and unprocessed dry edible beans beginning with the 1946 crop.

Issued this 15th day of March, 1946.

Approved: March 15, 1946.

RICHARD H. FIELD,
Acting Administrator.
CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4424: Filed, Mar. 15, 1946; 4:44 p. m.]

[SO 94, Order 107]

WAR ASSETS CORPORATION

SPECIAL MAXIMUM PRICES FOR CERTAIN LADDERS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new ladders hereinafter described may be sold and delivered by the War Assets Corporation or any other United States Government agency, and by any subsequent reseller.

(b) *Maximum prices.* Maximum prices per foot for the new ladders described herein shall be:

Description	Price for all sales to wholesaler, f. o. b. shipping point	Price for all sales to retailer, f. o. b. shipping point	Price for all sales at retail
Step ladder	$0.36	$0.50	$1.00
Single ladder	.24	.34	.68
Extension ladder	.28	.39	.78

(c) *Discounts.* Every seller shall continue to maintain his customary discounts for cash.

(d) *Notification.* Any person who sells the ladders described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to attach to each ladder before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(e) *Tagging.* Any person who sells the ladders described in paragraph (b) at retail shall attach to each ladder before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(f) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(g) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(h) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4523; Filed, Mar. 18, 1946; 11:41 a. m.]

[RMPR 136, Amdt. 2 to Order 433]

INTERNATIONAL HARVESTER CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 2 to Order 433 as amended under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment; International Harvester Company; Docket No. 6083-136.21-611.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Order 433, as amended, under Revised Maximum Price Regulation 136 is amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(1) *List price.* The following applicable list price, f. o. b. factory, to which shall be applied the seller's discounts in effect on March 31, 1942, to the applicable class of purchaser:

Chassis Model No.	Description	List price f. o. b. factory
K-3	Chassis, truck, with 130" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3-speed remote control transmission and all 1942 standard equipment	
K-3	Chassis, truck, with 113" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier 3 speed remote control transmission and all 1942 standard equipment	$810
K-3-M	Chassis truck with 102" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3 speed remote control transmission and all 1942 standard equipment	810
K-3-M	Chassis, truck, with 113" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3-speed remote control transmission and all 1942 standard equipment	810
K-3	Chassis, truck with 130" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3-speed remote control transmission and all 1942 standard equipment	$810
K-3	Chassis, truck with 113" wheelbase, GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3-speed remote control transmission and all 1942 standard equipment	$810
K-3-M	Chassis, truck with 102" wheelbase, GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3-speed remote control transmission and all 1942 standard equipment	$800
K-3-M	Chassis, truck with 113" wheelbase, GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3-speed remote control transmission and all 1942 standard equipment	$800

2. Paragraph (a) (2) (i) is amended to read as follows:

(i) A charge for each item of extra, special and optional equipment which shall not exceed the list price or established price in effect on March 31, 1942 (less the discount in effect on that date) for such equipment when sold as original equipment, except that for each of the items listed in the following schedule the respective list prices in that schedule less the applicable discounts in effect on March 31, 1942, shall not be exceeded:

Description	*List price*
Cab, model HF	$120.00
9'6" Metro Body when installed on Model K-3-M, 113" wheelbase	$683.00

3. Paragraph (b) (1) is amended to read as follows:

(1) *List price.*

Chassis Model No.	Description	List price f. o. b. factory
K-3	Chassis, truck, with 130" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3 speed remote control transmission and all 1942 standard equipment	
K-3	Chassis, truck, with 113" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier 3 speed remote control transmission and all 1942 standard equipment	$810
K-3-M	Chassis truck with 102" wheelbase GRD 214 engine, flat top cowl, 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3 speed remote control transmission and all 1942 standard equipment	810
K-3-M	Chassis, truck, with 113" wheelbase GRD 214 engine, flat top cowl 700 x 16, 6-ply tires of crude rubber, spare wheel and carrier, 3 speed remote control transmission and all 1942 standard equipment	800

4. Paragraph (b) (2) (i) is amended to read as follows:

(i) An allowance for extra special and optional equipment which shall not exceed the allowances the reseller had in effect on March 31, 1942 for such equipment; except that for the items listed in the following schedule the respective list prices, less the applicable discounts in effect on March 31, 1942, shall not be exceeded:

Description	*List price*
Cab, Model HF	$120.00
9'6" Metro Body when installed on Model K-3-M-113" wheelbase	$683.00

5. Paragraph (c) (1) (i) of Order 433 is amended to read as follows:

(i) The original equipment retail charges that the International Harvester Company suggested on March 31, 1942, be made by resellers for the extra, special or optional equipment attached to the truck as original equipment; except that for each of the items in the following schedule the respective list prices in that schedule less the applicable discounts in effect on March 31, 1942, shall not be exceeded:

Description	*List price*
Cab, Model HF	$120.00
9'6" Metro Body when installed on Model K-3-M-113" wheelbase	$683.00

6. All requests not granted herein are denied.

7. This amendment may be amended or revoked by the Administrator at any time.

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4512; Filed, Mar. 18, 1946; 11:43 a. m.]

[MPR 580, Amdt. 3 to Order 17]

UNION UNDERWEAR CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 3 to Order 17. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-542.

For the reasons set forth in the opinion issued simultaneously herewith, paragraph (a) (2) of Order 17 is corrected by changing the retail ceiling price of Fruit of the Loom, men's nainsook unionsuits, Style No. 1500, from $0.89 to $1.00.

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4517; Filed, Mar. 18, 1946; 11:42 a. m.]

[MPR 580, Amdt. 3 to Order 30]

COOPERS, INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-590.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 30 issued on May 11, 1945 under section 13 of MPR 580 on application of Coopers, Incorporated, Kenosha, Wisconsin, is amended in the following respect:

Paragraph (a) is amended by adding the following:

Style No.	Supplier's selling price (per dozen)	Retail ceiling price (each)
1077	$8.25	$0.70
8977 NS	8.30	.70

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4518; Filed, Mar. 18, 1946; 11:43 a. m.]

[MPR 580, Amdt. 1 to Order 52]

HOLLYWOOD SILK MILLS

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 1 to Order 52. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-360.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 52, issued on application of Hollywood Silk Mills, Los Angeles 15, California, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

GIRDLES

Brand name	Style No.	Manufacturer's selling price (per doz.)	Retail ceiling price (per unit)
Mabs of Hollywood	7	$36.00	$5.00
	11	36.00	5.00
	363	36.00	5.00
	463	36.00	5.00
	863	48.00	7.50
	103	48.00	7.50

SWIMSUIT

Mabs of Hollywood	7005	$108.00	$15.95
	758	108.00	15.95

The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

2. Paragraph (d) is amended to read as follows:

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4519; Filed, Mar. 18, 1946; 11:42 a. m.]

[MPR 580, Amdt. 4 to Order 262]

C. F. RUMPP & SONS

ESTABLISHING CEILING PRICES AT RETAIL FOR CERTAIN ARTICLES

Maximum Price Regulation 580, Amdt. 4 to Order 262. Docket No. 6063-580-13-595.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 262 issued on November 20, 1945 under section 13 of Maximum Price Regulation 580 on application of C. F. Rumpp & Sons, Fifth and Cherry Streets, Philadelphia, Pennsylvania, is amended in the following respect:

1. Paragraph (a) is amended by adding the following:

BILLFOLDS

Supplier's selling price (dozen)	*Retail ceiling price (each)*
$186.99	$31.00
210.99	35.00
234.99	39.00
242.49	40.00
9.60 (Letter Cs.)	1.50

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4520; Filed, Mar. 18, 1946; 11:43 a. m.]

[MPR 580, Order 282]

INDUSTRIAL UNDERGARMENT CORP.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Order 282. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-513.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Industrial Undergarment Corporation, 350 Fifth Avenue, New York, New York, having the brand name "Stardust" and described in the manufacturer's application dated January 23, 1946.

Article	Style No.	Manufacturer's selling price (per doz.)	Retail ceiling price (per unit)
Ladies rayon knitted panty	501-502-503	$4.50	[illegible]

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 1, 1946, Industrial Undergarment Corporation must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price $------

On and after May 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to May 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4521; Filed, Mar. 18, 1946; 11:41 a. m.]

[MPR 580, Order 283]

KLEINERT'S

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Order 283. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-583.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Kleinert's, 485 Fifth Avenue, New York, New York, having the brand name "Bedtimers," and described in the manufacturer's application dated February 4, 1946.

Article	Style name	Manufacturer's unadjusted selling price	Retail ceiling price
Slippers	O. T. chenille scuff (no platform)	$1.05	$2.00
	O. T. cross strap chenille scuff (full platform).	1.37½	2.50
	O. T. plain vamp scuff (full platform).	1.50	2.50

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 10, 1946, Kleinert's must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price $———

On and after May 10, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to May 10, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1946.

Issued this 18th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4522; Filed, Mar. 18, 1946; 11:41 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 14, 1946.

Region III

Cleveland Order 37, Amendment 7, covering dry groceries in Cuyahoga county, Ohio. Filed 10:05 a. m.

Cleveland Order 28, Amendment 8, covering dry groceries in certain areas in Ohio. Filed 10:05 a. m.

Cleveland Order 39, covering in certain areas in Ohio. Filed 10:06 a. m.

Cleveland Order 5-W, Amendment 8, covering dry groceries in certain areas in Ohio. Filed 10:06 a. m.

Cleveland Order 6-W, Amendment 6, covering dry groceries. Filed 10:06 a. m.

Cleveland Order 6-W, Amendment 7, covering dry groceries in the county of Cuyahoga, Ohio. Filed 10:06 a. m.

Cleveland Order 7-W, covering dry groceries in certain areas in Ohio. Filed 10:06 a. m.

Detroit Order 10-F, (Appendix A), Amendment 16, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 10:06 a. m.

Detroit Order 10-F, (Appendix B), Amendment 17, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:07 a. m.

Detroit Order 10-F, (Appendix C), Amendment 18, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:07 a. m.

Detroit Order 9-O, Amendment 7, covering eggs in certain Designated counties in Michigan. Filed 10:07 a. m.

Detroit Order 10-O, covering eggs in Wayne county, Michigan. Filed 10:07 a. m.

Detroit Order 20-W, covering dry groceries in certain designated counties in Michigan. Filed 10:07 a. m.

Detroit Order 21-W, covering dry groceries in certain designated counties in Michigan. Filed 10:08 a. m.

Detroit Order 22-W, covering dry groceries in certain designated counties in Michigan. Filed 10:08 a. m.

Indianapolis Order 14-F, Amendment 57, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe counties, Indiana. Filed 10:08 a. m.

Indianapolis Order 15-F, Amendment 57, covering fresh fruits and vegetables in Wayne, Delaware and Allen. Filed 10:08 a. m.

Indianapolis Order 16-F, Amendment 57, covering fresh fruits and vegetables in St. Joseph county, Indiana. Filed 10:09 a. m.

Louisville Order 27, Amendment 9, covering dry groceries in Jefferson county, Kentucky and in Clark and Floyd counties, Indiana. Filed 10:03 a. m.

Louisville Order 28, Amendment 6, covering dry groceries in certain counties in Kentucky. Filed 10:03 a. m.

Louisville Order 30, Amendment 7, covering dry groceries in certain counties in Kentucky. Filed 10:03 a. m.

Louisville Order 32, Amendment 6, covering dry groceries in certain areas in Kentucky. Filed 10:03 a. m.

Louisville Order 33, Amendment 1, covering dry groceries in certain areas in Kentucky. Filed 10:03 a. m.

Louisville Order 36, covering dry groceries in certain counties in Kentucky. Filed 10:04 a. m.

Louisville Order 3-C, Amendment 10, covering poultry in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:04 a. m.

Louisville Order 4-W, Amendment 7, covering dry groceries in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:04 a. m.

Louisville Order 5-W, Amendment 6, covering dry groceries in certain counties in Kentucky. Filed 10:05 a. m.

Louisville Order 6-W, Amendment 7, covering dry groceries in certain counties in Kentucky. Filed 10:05 a. m.

Region IV

Memphis Order 11-W, Amendment 2, covering dry groceries in the Memphis area. Filed 10:11 a. m.

Region V

New Orleans Order 33-C, Amendment 11A, covering poultry. Filed 10:11 a. m.

New Orleans Order 18, Amendment 3, covering dry groceries sold by Groups 1 and 2 stores in certain counties in Louisiana. Filed 10:09 a. m.

New Orleans Order 19, Amendment 3, covering dry groceries sold by Groups 3 and 4 stores in certain counties in Louisiana. Filed 10:09 a. m.

New Orleans Order 27, Amendment 4, covering dry groceries sold by Groups 1 and 2 stores in certain counties in Louisiana. Filed 10:10 a. m.

New Orleans Order 28, Amendment 7, covering dry groceries sold by Groups 3 and 4 stores in certain counties in Louisiana. Filed 10:10 a. m.

New Orleans Order 28, Amendment 8, covering dry groceries sold by Groups 4A stores in certain areas in Louisiana. Filed 10:10 a. m.

New Orleans Order 29, Amendment 4, covering dry groceries sold by Groups 1 and 2 stores in certain areas in Louisiana. Filed 10:10 a. m.

New Orleans Order 30, Amendment 8, covering dry groceries sold by Groups 3 and 4 stores in certain areas in Louisiana. Filed 10:10 a. m.

New Orleans Order 30, Amendment 9, covering dry groceries sold by Groups 3A

and 4A stores in certain areas in Louisiana. Filed 10:10 a. m.

New Orleans Order 3–W, Amendment 2, covering dry groceries. Filed 10:11 a. m.

New Orleans Order 6–W, Amendment 2, covering dry groceries. Filed 10:11 a. m.

Region VII

Cheyenne Order 18–W, covering dry groceries in the Casper area. Filed 9:58 a. m.

Cheyenne Order 77, covering dry groceries in the Sheridan area. Filed 9:55 a. m.

Cheyenne Order 22–W, covering dry groceries in the Sheridan area. Filed 9:54 a. m.

Cheyenne Order 79, covering dry groceries sold by Group 4A stores in the Sweetwater and Carbon counties, area. Filed 9:58 a. m.

Cheyenne Order 21–W, covering dry groceries in the Rock Springs area. Filed 9:54 a. m.

Peoria Order 5–W, and 41, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 10:09 a. m.

Peoria Order 6–W and 42, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 10:09 a. m.

Region VIII

Arizona Order 11, Amendment 4 under Basic Order 1–B, covering dry groceries in Navajo-Hopi Indian Reservation area. Filed 9:49 a. m.

Arizona Order 19, Amendment 6, under Food Products Regulation 4, covering dry groceries in the South Central area. Filed 10:00 a. m.

Arizona Order 20, Amendment 6, under Food Products Regulation 4, covering dry groceries in the Coconino-Yavapai and Southeastern Arizona area. Filed 10:00 a. m.

Arizona Order 21 Amendment 4, under Food Products Regulation 4, covering dry groceries in the Mohave and Southern Navajo-Apache area. Filed 10:00 a. m.

Arizona Order 22, Amendment 5, under Food Products Regulation 4, covering dry groceries in the Kingman and Central Navajo-Apache area. Filed 10:00 a. m.

Arizona Order 24, Amendment 6, covering dry groceries in the Southern Arizona area. Filed 10:00 a. m.

Arizona Order 15–W, Amendment 3, under Basic Order 2–B, covering dry groceries in the Navajo-Hopi Indian Reservation area. Filed 10:00 a. m.

Arizona Order 22–W, Amendment 6, under Basic Order 2–B, covering dry groceries in the Yuma county area. Filed 10:01 a. m.

Arizona Order 23–W, Amendment 6, under Basic Order 2–B, covering dry groceries in the South Central Arizona area. Filed 10:02 a. m.

Arizona Order 24–W, Amendment 7, under Basic Order 2–B, covering dry groceries in the Coconino-Yavapai and Southeastern Arizona area. Filed 10:02 a. m.

Arizona Order 25–W, Amendment 5, under Basic Order 2–B, covering dry groceries in the Mohave and Southern Navajo-Apache area. Filed 10:02 a. m.

Arizona Order 26–W, Amendment 5, under Basic Order 2–B, covering dry groceries in the Kingman and Central Navajo-Apache area. Filed 10:02 a. m.

Los Angeles Order 4–F, Amendment 37, covering fresh fruits and vegetables in the San Bernardino-Riverside area. Filed 9:54 a. m.

Los Angeles Order L. A. 18, covering dry groceries sold by Groups 1 and 2 stores in parts of Kern county, California. Filed 9:54 a. m.

Los Angeles Order L. A. 19, covering dry groceries sold by Groups 3 and 4 stores in Kern county, California. Filed 9:55 a. m.

Los Angeles Order L. A. 20, covering dry groceries sold by Groups 1 and 2 stores in San Diego county, California. Filed 9:51 a. m.

Los Angeles Order L. A. 21, covering dry groceries sold by Groups 1 and 2 stores in Imperial county, California. Filed 9:51 a. m.

Los Angeles Order L. A. 22, covering dry groceries sold by Groups 3 and 4 stores in the San Diego and Imperial counties, California. Filed 9:51 a. m.

Phoenix Order 18, Amendment 5, covering dry groceries in all of Yuma county except the town of Salome. Field 10:01 a. m.

Phoenix Order 20, Amendment 5, covering dry groceries in the South Central Arizona area. Filed 10:01 a. m.

Seattle Order 30, Amendment 12, covering dry groceries in certain areas in Washington. Filed 10:02 a. m.

Seattle Orders 30, Amendment 13 and 20, covering dry groceries in certain areas in Washington. Filed 10:03 a. m.

Seattle Order 34, Amendments 12 and 16, covering dry groceries in certain areas in Washington. Filed 9:58 a. m.

Seattle Order 1–W, Amendment 19, covering dry groceries in certain areas in Washington. Filed 9:59 a. m.

Nevada Order 11–F, Amendment 16–C, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 9:51 a. m.

Nevada Order 15–F, Amendment 16–C, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:51 a. m.

Nevada Orders 1–D and 2–D, Amendment 1, covering butter and cheese in the entire State of Nevada. Filed 9:51 and 9:53 a. m.

Nevada Order 5–C, Amendment 8, covering poultry in Washoe county, Nevada. Filed 9:51 a. m.

Nevada Order 7–C, Amendment 8, covering poultry in certain counties in Nevada. Filed 9:51 a. m.

Nevada Order 9–C, Amendment 8, covering poultry in Clark, Elko, Eureka, Lincoln and White Pine counties, Nevada. Filed 9:51 a. m.

Nevada Order 8–O, Amendments 10 and 13, covering eggs in certain counties in Nevada. Filed 9:53 and 9:54 a. m.

Nevada Order 10–O, Amendments 10 and 13, covering eggs in Elko, Eureka, Lincoln, and White Pine counties, Nevada. Filed 9:50 a. m.

Nevada Order 12–O, Amendments 10 and 13, covering eggs in Clark county, Nevada. Filed 9:50 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–4435; Filed, Mar. 15, 1946; 4:43 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 12, 1946.

Region I

Providence Order 3–F, Amendment 45, covering fresh fruits and vegetables in the Providence, Rhode Island Metropolitan area. Filed 10:01 a. m.

Providence Order 4–F, Amendment 17, covering fresh fruits and vegetables in Rhode Island excepting the Providence Metropolitan area and the Town of New Shoreham. Filed 10:01 a. m.

Region II

Baltimore Order 52, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:02 a. m.

Baltimore Order 53, Amendment 1, covering dry groceries in Allegany, Garrett, and Washington counties, Maryland. Filed 10:02 a. m.

Baltimore Order 54, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:03 a. m.

Baltimore Order 55, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:04 a. m.

Baltimore Order 56, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:04 a. m.

Baltimore Order 57, Amendment 1, covering dry groceries in Allegany, Garrett, and Washington counties, Maryland. Filed 10:04 a. m.

Baltimore Order 58, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:04 a. m.

Baltimore Order 55, covering dry groceries in the Baltimore, Maryland area. Filed 10:03 a. m.

Baltimore Order 18–W, Amendment 1, covering dry groceries in the Baltimore, Maryland area. Filed 10:05 a. m.

Baltimore Order 18–W, covering dry groceries in the Baltimore, Maryland area. Filed 10:05 a. m.

Baltimore Order 53, covering dry groceries in Allegany, Garrett, and Washington counties, Maryland. Filed 10:02 a. m.

Baltimore Order 54, covering dry groceries in certain counties in Maryland. Filed 10:03 a. m.

Newark Order 8–F, Amendment 7, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 10:01 a. m.

Newark Order 9–F, Amendment 6, covering fresh fruits and vegetables in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, New Jersey. Filed 10.01 a. m.

Region III

Indianapolis Order 40, Amendment 9A, covering dry groceries in certain areas in Indiana. Filed 10:05 a. m.

Indianapolis Order 19–W, Amendment 8A, covering dry groceries in certain areas in Indiana. Filed 10:05 a. m.

Indianapolis Order 20–W, Amendment 8A, covering dry groceries in certain areas in Indiana. Filed 10:06 a. m.

Louisville Order 12–F, Amendment 59, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:06 a. m.

Louisville Order 17–F, Amendment 25, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:06 a. m.

Louisville Order 19–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:06 a. m.

Louisville Order 25–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:06 a. m.

Louisville Order 26–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:07 a. m.

Louisville Order 27–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:07 a. m.

Louisville Order 26, Amendment 7, covering dry groceries in Jefferson county, Kentucky, Clark county, Indiana, Floyd county, Indiana. Filed 10:07 a. m.

Region IV

Birmingham Order 5–F, Amendment 22, covering fresh fruits and vegetables in Jefferson county, Alabama. Filed 10:00 a. m.

Birmingham Order 26–F, Amendment 21, covering fresh fruits and vegetables in Mobile county, Alabama. Filed 10:00 a. m.

Birmingham Order 27–F, Amendment 23, covering fresh fruits and vegetables in Montgomery county, Alabama. Filed 10:00 a. m.

Birmingham Order 28–F, Amendment 21, covering fresh fruits and vegetables in Houston county, Alabama. Filed 10:00 a. m.

Birmingham Order 29–F, Amendment 20, covering fresh fruits and vegetables in Dallas county, Alabama. Filed 10:00 a. m.

Birmingham Order 3–C, Amendment 4, covering poultry in Jefferson county, Alabama. Filed 9:57 a. m.

Birmingham Order 13–C, Amendment 3, covering poultry in Montgomery county, Alabama. Filed 9:57 a. m.

Region V

Dallas Order 30, covering dry groceries in certain counties in Texas. Filed 10:01 a. m.

Dallas Order 31, covering dry groceries in certain counties in Texas and city of Texarkana, Arkansas. Filed 10:02 a. m.

St. Louis Order 5–F, Amendment 10, covering fresh fruits and vegetables in certain areas in Missouri. Filed 9:58 a. m.

Wichita Order 12–F, Amendment 7, covering fresh fruits and vegetables in certain areas in Kansas. Filed 9:58 a. m.

Wichita Order 13–F, Amendment 17, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 9:58 a. m.

Wichita Order 14–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:58 a. m.

Wichita Order 15–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:58 a. m.

Wichita Order 16–F, Amendment 17, covering fresh fruits and vegetables in Reno county, Kansas. Filed 9:58 a. m.

Wichita Order 17–F, Amendment 17, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 9:58 a. m.

Region VI

Chicago Order 2–F, Amendment 104 and 105 covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake county, Indiana. Filed 9:59 a. m. and 10:02 a. m.

Chicago Order 6–C, Amendments 6 and 8, and 7 covering poultry in Cook county, Illinois. Filed 9:59 and 10:02 a. m.

Chicago Order 3–O, Amendments 10 and 11, covering eggs in Cook county, Illinois. Filed 10:00 and 9:54 a. m.

Omaha Order 14–F, Amendment 6, covering fresh fruits and vegetables in the Nebraska rural area. Filed 9:59 a. m.

Omaha Orders 3–D and 4–D, covering butter and cheese in certain counties in Nebraska. Filed 9:43 a. m.

Omaha Orders 5–D and 6–D, covering butter and cheese in certain counties in Nebraska. Filed 9:43 a. m.

Twin Cities Order 16, covering dry groceries sold by Groups 3 and 4 stores in the Twin Cities area. Filed 9:59 a. m.

Twin Cities Order 3–F, Amendment 22, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 9:44 a. m.

Twin Cities Order 6–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 9:44 a. m.

Twin Cities Order 7–F, Amendment 6, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 9:44 a. m.

Twin Cities Order 8–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 9:44 a. m.

Twin Cities Order 8–F, Amendment 5, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 9:45 a. m.

Twin Cities Order 19, Amendment 1, covering dry groceries in certain areas in Minnesota. Filed 9:45 a. m.

Twin Cities Order 19, covering dry groceries in certain areas in Minnesota. Filed 9:45 a. m.

Springfield Order 24–F, covering fresh fruits and vegetables in certain areas in Illinois. Filed 9:44 a. m.

Region VII

Albuquerque Order 9–F, Amendment 21, covering fresh fruits and vegetables in the Gallup, Santa Fe, Las Vegas and Bernalillo area. Filed 9:51 a. m.

Albuquerque Order 10–F, Amendment 22, covering fresh fruits and vegetables in certain areas in New Mexico. Filed 9:51 a. m.

Denver Order 4–F, Amendment 34, covering fresh fruits and vegetables in the Denver area. Filed 9:45 a. m.

Denver Order 5–F, Amendment 34, covering fresh fruits and vegetables in the Pueblo area. Filed 9:46 a. m.

Denver Order 6–F, Amendment 34, covering fresh fruits and vegetables in the Colorado Springs and Manitou area. Filed 9:46 a. m.

Denver Order 7–F, Amendment 34, covering fresh fruits and vegetables in the Boulder, Fort Collins, Greeley area. Filed 9:46 a. m.

Denver Order 8–F, Amendment 3, covering fresh fruits and vegetables in the Trinidad area. Filed 9:46 a. m.

Denver Order 82, Amendment 6C, covering dry groceries in the Denver area. Filed 9:46 a. m.

Denver Order 83, Amendment 6C, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 9:46 a. m.

Denver Order 85, Amendment 7C, covering dry groceries in the Canon City-Lamar-Rocky Ford-Salida area. Filed 9:46 a. m.

Denver Order 86, Amendment 6C, covering dry groceries in the Craig-Leadville area. Filed 9:47 a. m.

Denver Order 87, Amendment 4C, covering dry groceries in the Durango area. Filed 9:47 a. m.

Denver Order 88, Amendment 6C, covering dry groceries in the Boulder-Fort Collins-Fort Morgan-Greeley area. Filed 9:47 a. m.

Denver Order 89, Amendment 6C, covering dry groceries in the Burlington-Julesburg-Limon-Sterling area. Filed 9:47 a. m.

Denver Order 92, Amendment 6C, covering dry groceries in the Alamosa-Creede-Monte Vista area. Filed 9:47 a. m.

Denver Order 93, Amendment 5C, covering dry groceries sold by Group 4 stores in the Group 4 area No. 1. Filed 9:48 a. m.

Denver Order 94, Amendment 6C, covering dry groceries sold by Group 4 stores in the Group 4 area No. 51. Filed 9:48 a. m.

Denver Order 12–W, Amendment 9C, covering dry groceries in the Denver area. Filed 9:48 a. m.

Denver Order 13–W, Amendment 9C, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 9:49 a. m.

Denver Order 15–W, Amendment 7C, covering dry groceries in the Durango area. Filed 9:50 a. m.

Salt Lake City Order 14–F, Amendment 2, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:54 a. m.

Salt Lake City Order 15–F, Amendment 2, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:54 a. m.

Salt Lake City Order 16–F, Amendment 2, covering fresh fruits and vegetables in Rich and Daggett, Duchesne, Uintah, Grand, Wayne and San Juan county area. Filed 9:54 a. m.

Albuquerque Order 11–F and 12–F, Amendment 23, covering fresh fruits and

vegetables in certain areas in New Mexico. Filed 9:51 and 9:52 a. m.

Salt Lake City Orders 26 and 27, Amendment 3, covering dry groceries in the Salt Lake City, Ogden, and Provo area. Filed 9:54 and 9:55 a. m.

Salt Lake City Orders 28 and 29, Amendment 3, covering dry groceries in Cache, Carbon, Emery, Richfield, Cedar City, Southern Idaho, Evanston, Wyoming area. Filed 9:55 a. m.

Salt Lake City Order 30, Amendment 3, covering dry groceries in certain areas in Utah. Filed 9:55 a. m.

Salt Lake City Order 31, Amendment 3, covering dry groceries in Utah, Preston, Idaho area. Filed 9:55 a. m.

Salt Lake City Order 6–W, Amendment 2, covering dry groceries in the Salt Lake, Ogden, Provo area. Filed 9:56 a. m.

Region VIII

Nevada Order 11–F, Amendment 16B, covering fresh fruits and vegetables in the Reno and Sparks, Nevada area. Filed 9:56 a. m.

Nevada Order 15–F, Amendment 16B, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:56 a. m.

Nevada Order 5–C, Amendment 7, covering poultry in Washoe county, Nevada. Filed 9:56 a. m.

Nevada Order 7–C, Amendment 7, covering poultry in certain counties in Nevada. Filed 9:56 a. m.

Nevada Order 9–C, Amendment 7, covering poultry in Clark, Elko, Eureka, Lincoln, and White Pine counties. Filed 9:56 a. m.

Nevada Order 8–O, Amendment 12, covering eggs in certain counties in Nevada. Filed 9:56 a. m.

Nevada Order 10–O, Amendment 12, covering eggs in Elko, Eureka, Lincoln and White Pine counties, Nevada. Filed 9:56 a. m.

Nevada Order 12–O, Amendment 12, covering eggs in Clark county, Nevada. Filed 9:56 a. m.

Seattle Order 16–F, Amendment 30, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 9:57 a. m.

Seattle Order 17–F, Amendment 26, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 9:57 a. m.

Seattle Order 18–F, Amendment 27, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 9:57 a. m.

Seattle Order 19–F, Amendment 25, covering fresh fruits and vegetables in Yakima, Wenatchee and East Wenatchee, Washington. Filed 9:57 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–4173; Filed, Mar. 13, 1946; 4:34 p. m.]

[Wilmington Adopting Order 36 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN SOUTHERN DELAWARE AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Wilmington District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Southern Delaware area consisting of that part of the State of Delaware south of the Chesapeake and Delaware Canal.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All prices listed in schedule A are delivered prices within a radius of twenty miles from the seller's yard or warehouse. All customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective March 18, 1946.

Issued this 11th day of March 1946.

CHARLES W. HARDESTY,
District Director.

SCHEDULE A

Item	Maximum delivered prices
Plaster, hard wall	$1.00 (bag 100 lb.).
	$20.00 (ton).
Plaster, gauging	$1.50 (bag 100 lb.).
Keene's cement	$2.50 (bag 100 lb.).
Finishing lime	$0.75 (bag 50 lb.).
Gypsum lath ⅜"	$0.03 (sq. ft.).
Metal lath 2.2 lb. painted diamond mesh.	$0.03 (sq. ft.).
Metal lath corner bead—expanded type.	$0.03 (sq. ft.).
Portland cement, standard (paper bags).	$0.80 (bag 94 lb.).
Mason's hydrated lime	$0.50 (bag 50 lb.).
Masonry mortar (paper sacks)	$0.70 (bag 70 lb.).
Fire brick—9" straight, first quality.	$0.10 (each).
Fire clay (100 lb. bags)	$1.50 (bag 100 lb.).
Clay drain tile—4"	$0.09 (ft.).
Clay drain tile—6"	$0.15 (ft.).
Vitrified clay sewer pipe—4"	$0.18 (ft.).
Vitrified clay sewer pipe—6"	$0.27 (ft.).
Flue lining 8½ x 8½	$0.72 (2 ft. joint).
Flue lining 8½ x 13	$1.08 (2 ft. joint).
Flue lining 13 x 13	$1.35 (2 ft. joint).
Gypsum wallboard—⅜"	$0.04 (sq. ft.).
Gypsum sheathing ½"	$0.05 (ft.).
Asphalt roofing 90 lb. mineral surface.	$2.50 (roll).
Asphalt or tarred felt—15 lb.	$2.50 (roll).
Asphalt or tarred felt—30 lb.	$2.50 (roll).
Asphalt shingles 210 lb. (3 in 1) thick butt.	$6.50 (sq.).
Fibre insulation board ½" st'd. lath & board.	$0.05 (sq. ft.).
Fibre insulation board $\frac{25}{32}$" asphalt sheathing.	$0.06½ (sq. ft.).
Asbestos cement siding 12 x 24 or 27" st'd. colors.	$7.75 (sq.).
Asbestos cement roofing shingles economy cut.	$9.00 (sq.).
Hard density synthetic fibre board tempered (st'd. size).	$0.10 (sq. ft.).
Thermal insulation-blankets (paper backed) thick.	$0.05½ (sq. ft.).
Thermal insulation, loose in bags (plain).	$1.25 (bag 35–40 lb.).
Thermal insulation—batts (paper backed) full thick.	$0.06½ (sq. ft.).

[F. R. Doc. 46–4268; Filed, Mar. 14, 1946; 1:59 p. m.]

[Baltimore Adopting Order 32 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN HAGERSTOWN, MD., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Baltimore District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard mason materials." All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect, the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Hagerstown area consisting of the counties of Washington, Frederick, and Carroll, all in the state of Maryland.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All prices listed in Schedule A are delivered prices. Terms of sale to purchasers for resale on an installed basis are 2% discount for cash within ten days. Any other customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator, or the District Director.

This order shall become effective March 8, 1946.

Issued this 4th day of March 1946.

LEO. H. MCCORMICK,
District Director.

SCHEDULE A

Item	Delivered maximum prices to purchasers for resale on an installed basis (this includes contractors)	Delivered maximum prices to ultimate users (this includes consumers)
Plaster, hard wall	$18.40 (ton)	$1.10 (bag 100 lb.).
Plaster, gauging	$2.50 (100 lb.)	$2.50 (100 lb.).
		$0.03 (lb.).
Keene's cement	$2.50 (100 lb.)	$2.50 (100 lb.).
		$0.03 (lb.).
Finishing lime	$22.00 (ton)	$0.75 (50 lb.).
Gypsum lath ⅜"	$28.00 (M sq. ft.)	$32.00 (M sq. ft.).
Metal lath 2.5 lb. diamond mesh	$0.24½ (sq. yd.)	$0.26 (sq. yd.).
Metal lath 3.4 lb. diamond mesh	$0.30 (sq. yd.)	$0.30 (sq. yd.).
Metal lath corner bead, expanded type	$0.05½ (lin. ft.)	$0.05½ (lin. ft.).
Portland cement	$2.90 (bbl. 4 bags)	$0.80 (bag 94 lb.).
Masonry mortar	$2.40 (bbl. 4 bags)	$0.70 (bag 65 or 70 lb.).
Mason's hydrated lime	$0.40 (50 lb.)	$0.50 (50 lb.).
Waterproof cement, gray	$3.50 (bbl.)	$0.87½ (100 lb.).
Fire brick 9" straight	$80.00 (per M)	$85.00 (per M).
Fire clay (100 lb. bags)	$1.10 (100 lb.)	$1.50 (100 lb.).
Clay drain tile—3"	$0.06½ (lin. ft.)	$0.06½ (lin. ft.).
Clay drain tile—4"	$0.08 (lin. ft.)	$0.08 (lin. ft.).
Vitrified clay sewer pipe—4"	$0.1775 (lin. ft.)	$0.1775 (lin. ft.).
Vitrified clay sewer pipe—6"	$0.26½ (lin. ft.)	$0.26½ (lin. ft.).
Flue lining 9 x 9	$0.35 (lin. ft.)	$0.35 (lin. ft.).
Flue lining 9 x 13	$0.53 (lin. ft.)	$0.53 (lin. ft.).
Flue lining 13 x 13	$0.68 (ft.)	$0.68 (ft.).
Gypsum wallboard ⅜"	$40.00 (per M)	$40.00 (per M).
Asphalt roofing 90 lb.	$2.40 (roll)	$2.40 (roll).
Asphalt or tarred felt 15 lb.	$2.50 (roll)	$2.50 (roll).
Asphalt or tarred felt 30 lb.	$2.50 (roll)	$2.50 (roll).
Asphalt shingles 210 lbs. (3 in 1)	$6.00 (sq.)	$6.00 (sq.).
Fibre insulation board, ½" st'd	$52.25 (M sq. ft.)	$55.00 (M sq. ft.).
Fibre insulation $\frac{25}{32}$"	$60.00 (M sq. ft.)	$60.00 (M sq. ft.).
Asbestos cement siding 12 x 24 or 27" standard colors	$7.50 (sq.)	$7.50 (sq.).
Thermal insulation-batts (paper backed) full-thick	$57.50 (M sq. ft.)	$60.00 (M sq. ft.).

[F. R. Doc. 46–4286; Filed, Mar. 14, 1946; 2:06 p. m.]

[Region IV Order G–1 Under Gen. Order 68]

SOFTWOOD PLYWOOD IN TENNESSEE AND MISSISSIPPI

Order No. G–1 issued pursuant to General Order No. 68, Maximum prices for retail sales of softwood plywood in the area hereinafter described; Docket No. IV–GO 68–1.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by the type sellers of softwood plywood specified in Tables I–A, I–B, II–A and II–B delivered to a purchaser in the area hereinafter more specifically described: That portion of Region IV to which the carload freight rate from Seattle, Washington, 75½¢ per cwt., i. e.: Obion, Dyer, Lauderdale, Tipton and Shelby counties in Tennessee, and DeSoto, Tunica, Coahoma, Bolivar, Washington, Sharkey, Issaquena, Warren, Claiborne, Jefferson, Adams, Franklin, Wilkinson and Amite counties in Mississippi.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means any sale to an ultimate user, including, among others, commercial users, industrial users, and contractors, except where the sale is made by a plywood manufacturer, or a distribution plant which in 1941 received more than 20% of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to

the provisions of 3d Revised Maximum Price Regulation 13.

SEC. 3. *Description of types of sellers covered by this order.* This order covers two types of sellers at retail, viz:

(a) *Class I retailers.* Class I retailers are those who, since June 20, 1945, purchased or purchase at least one carload of softwood plywood on direct-mill shipment. (Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or retail yard is a direct-mill shipment, no matter who the seller is.)

(b) *Class II retailers.* Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

SEC. 4. *Description of plywood covered by this order.* For the purpose of this order all items of plywood priced under the provisions of 3d Revised Maximum Price Regulation 13 are covered by this order. (Sales of hardwood plywood, also all species of softwood plywoods not priced under 3d Revised Maximum Price Regulation 13 are not covered by this order. Such species continue to be subject to pricing under the applicable regulations for the species.)

SEC. 5. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of 3d Revised Maximum Price Regulation 13 shall apply to sales covered by this order.

SEC. 6. *Maximum prices.* The maximum prices for softwood plywood covered by this order are set forth in Tables I–A, I–B, II–A and II–B which are annexed to and made a part of this order.

SEC. 7. *Additions for delivery.* If the buyer requests delivery in a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. No deduction need be made, however, if the purchaser elects to make his own delivery within the free delivery zone. If, on the other hand, delivery is made outside this free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Revised Maximum Price Regulation 13, viz: the amount computed by multiplying the estimated weights set forth in section 22 by the applicable freight rate.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Tables I–A, I–B, II–A, and II–B which list maximum prices fixed by this order in each of his places of business in the above designated area in a manner plainly visible to all purchasers.

SEC. 9. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of the buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order No. G–1 shall become effective February 28, 1946.

Issued this 15th day of February 1946.

ALEXANDER HARRIS,
Regional Administrator.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by Class I retailers located in that portion of the State of Tennessee lying in Obion, Dyer, Lauderdale, Tipton and Shelby Counties; that portion of theState of Mississippi lying in De Soto, Tunica, Coahoma, Bolivar, Washington, Sharkey, Issaquena, Warren, Claiborne, Jefferson, Adams, Franklin, Wilkinson and Amite Counties. (75½¢ carload freight rate from Seattle, Wash.)

[Class I retailers are sellers who purchase plywood in carload quantities]

TABLE I–A

[For sales in quantities of less than 1,000 square feet—prices per square foot

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [3]	Plypanel,[1] sound 2 sides [2]	Exterior grades [3]			Plyscord (sheathing), rough [5]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3-ply	$0.05¾	$0.08	$0.06½	$0.08½	$0.08¼	$0.08	
⅜", 3-ply	.07¾	----	.08½	.11	.10¾	.10½	$0.06½
½", 5-ply	.10½	.13¾	.11½	.15¾	.15½	.15¼	.08½
⅝", 5-ply	----	.15¾	.13½	.18½	.18¼	.18	.10½
¾", 5-ply	----	.17½	.15½	.21¾	.21½	.21¼	----

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct 1¢ per square foot, for widths 24" and under, deduct ½¢ per square foot.
[2] For plypanel sound 1 side, deduct ½¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add ¾¢ per square foot; for lengths over 9' through 10', add 1¼¢ per square foot; for lengths over 10' through 11', add 2¢ per square foot; for lengths over 11' through 12', add 2½¢ per square foot, for widths over 48" through 60" (except plywall and plyscord) add 1¼¢ per square foot.
[5] Plyform, with oiled faces, add 1¢ per square foot.
[6] Plyscord, ½" and ⅝", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades) with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
	3-ply	*5-ply*
Toxic glue lines	½¢	¾¢
All other special gluing specifications (with or without toxic)	¾¢	1¼¢

TABLE I–B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [3]	Plypanel,[1] sound 2 sides [2]	Exterior grades [3]			Plyscord (sheathing), rough [5]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$52.20	$72.75	$50.55	$70.35	$70.40	$73.45	
⅜", 3 ply	71.05	----	79.20	101.15	98.20	95.25	$58.60
½", 5 ply	95.75	127.40	106.25	144.85	141.95	139.00	77.60
⅝", 5 ply	----	144.35	125.55	170.75	167.80	164.85	96.60
¾", 5 ply	----	161.40	143.20	200.55	197.60	194.65	----

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.65 per 1,000 square feet; for widths 24" and under, deduct $4.00 per 1,000 square feet.
[2] For Plypanel sound 1 side, deduct $3.70 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add $7.75 per 1,000 square feet; for lengths over 9' through 10', add $11.75 per 1,000 square feet; for lengths over 10' through 11', add $19.45 per 1,000 square feet; for lengths over 11' through 12', add $23.45 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add $11.75 per 1,000 square feet.
[5] Plyform, with oiled faces, add $1.45 per 1,000 square feet.
[6] Plyscord, ½" and ⅝", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
	3 ply	*5 ply*
Toxic glue lines	$4.00	$8.00
All other special gluing specifications (with or without toxic)	7.35	14.65

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by Class II retailers located in that portion of the State of Tennessee lying in Obion, Dyer, Lauderdale, Tipton and Shelby Counties; that portion of the State of Mississippi lying in DeSoto, Tunica, Coahoma, Bolivar, Washington, Sharkey, Issaquena, Warren, Claiborne, Jefferson, Adams, Franklin, Wilkinson and Amite Counties. (75½¢ carload freight rate from Seattle, Wash.)

[Class II retailers are sellers who purchase plywood only from distribution plants of jobbers]

TABLE II–A

[For sales in quantities of less than 1,000 square feet. Prices per square foot

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [3]	Plypanel,[1] sound 2 sides [2]	Exterior grades [3]			Plyscord (sheathing), rough [5]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$0.06	$0.08½	$0.07	$0.09¾	$0.09	$0.08½	
⅜", 3 ply	.09¾	----	.09¾	.11¾	.11½	.11	$0.06¾
½", 5 ply	.11	.14¾	.12¾	.16¾	.16½	.16¼	.09
⅝", 5 ply	----	.16¾	.14½	.19¾	.19½	.19¼	.11
¾", 5 ply	----	.18¾	.16¾	.23¼	.23	.22¾	----

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct ½¢ per square foot; for widths 24" and under, deduct 1½¢ per square foot.
[2] For plypanel sound 1 side, deduct 1½¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add 1¢ per square foot; for lengths over 9' through 10', add 1½¢ per square foot; for lengths over 10' through 11', add 2¼¢ per square foot; for lengths over 11' through 12', add 2¾¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1½¢ per square foot.
[5] Plyform, with oiled faces, add 1¢ per square foot.
[6] Plyscord, ½" and ⅝", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
	3 ply	*5 ply*
Toxic glue lines	½¢	1¢
All other special gluing specifications (with or without toxic)	¾¢	1¼¢

TABLE II–B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [3]	Plypanel,[1] sound 2 sides [2]	Exterior grades [3]			Plyscord (sheathing) rough [5]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$56.75	$79.10	$64.75	$86.25	$83.10	$79.90	
⅜", 3 ply	77.30	----	86.15	110.00	106.80	103.60	$63.75
½", 5 ply	104.15	138.55	115.60	157.55	154.35	151.20	84.40
⅝", 5 ply	----	156.95	136.50	185.65	182.45	179.30	103.95
¾", 5 ply	----	175.55	155.75	218.10	214.90	211.70	----

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.90 per 1,000 square feet; for widths 24" and under, deduct $4.35 per 1,000 square feet.
[2] For plypanel sound 1 side, deduct $4.00 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add $8.40 per 1,000 square feet; for lengths over 9' through 10', add $12.75 per 1,000 square feet; for lengths over 10' through 11', add $21.15 per 1,000 square feet; for lengths over 11' through 12', add $25.50 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add $12.75 per 1,000 square feet.
[5] Plyform, with oiled faces, add $1.60 per 1,000 square feet.
[6] Plyscord, ½" and ⅝", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
	3 ply	*5 ply*
Toxic glue lines	$4.35	$8.70
All other special gluing specifications (with or without toxic)	7.95	16.95

[F. R. Doc. 46–4254; Filed, Mar. 14, 1946; 1:54 p. m.]

[Region V Order G–27 Under RMPR 251]

INSTALLED MINERAL WOOL INSULATION IN RAPIDES PARISH, LA.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

(a) *Transactions covered by this order.* This order covers sales of mineral wool insulation on an installed basis in existing structures. All items of incidental construction work as defined below remain covered by Revised Maximum Price Regulation 251.

"Mineral wool" means rock wool, slag wool and glass wool blown from molten materials and used to retain or exclude heat.

"Existing structures" means completed structures whether occupied or unoccupied, and includes ordinary changes, improvements, remodeling and additions.

"On an installed basis" means a transaction in which the seller furnishes mineral wool insulation, together with the labor, services and material required to incorporate such insulation into an existing structure. Installation may be performed by the pneumatic or blowing method, by the hand-packing method, or by the use of batts and blankets.

"Incidental construction work" means work performed or services rendered with respect to a building or structure apart from the installation of mineral wool insulation. It also includes those materials and operations the cost of which are expressly described as not included in the prices of certain items listed in Table I of section (d) of this order.

(b) *Relationship of this order to Revised Maximum Price Regulation No. 251.* The provisions of this order supersedes sections 6, 7, and 8 of Revised MPR 251, except as otherwise provided in this order, with respect to sales of mineral wool insulation on an installed basis and incidental construction work. Except as otherwise provided herein, all transactions subject to this order shall remain subject to all provisions of Revised MPR 251, together with all amendments that have been or hereafter may be issued.

On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver mineral wool insulation on an installed basis or incidental construction work as herein defined, at prices higher than the maximum prices established by this order.

(c) *Geographical applicability.* This order shall apply to all sales of installed mineral wool-in structures located in the area comprising Rapides Parish, Louisiana.

(d) *Maximum prices.* The maximum prices for sales of mineral wool insulation on an installed basis shall be those shown in Table I of this section. Prices apply to all types and thicknesses of blown mineral wool and to all types and thicknesses of hand packed loose mineral wool and to batts and blankets. The prices listed in Table I are based upon an insulation thickness of 4 inches. For each inch or fraction of inch of insulation over 4 inches, when ordered by the buyer, the seller may make an additional charge of 2¢ per inch per square foot. For each inch of thickness under 4 inches the seller shall deduct 1¢ per inch per square foot. A 3/8-inch tolerance may be allowed without change in maximum price.

The drawings referred to in Table I are on file with the Division of the Federal Register, and are hereby made a part of this order. For the convenience of sellers and buyers, and in the interest of simplification and clarity of description, copies of these drawings are attached to this order and distributed by the Office of Price Administration.

Where a machine or a crew of two or more workers is used on mineral wool insulation jobs and the total charge as determined in accordance with the maximum prices listed in Table I is $40 or

less, the seller may add $10 to such charge.

Where sales of installed home insulation are outside the corporate limits of Alexandria, Louisiana, but within Rapides Parish, the seller shall be authorized to add 1¢ per square foot to the maximum prices listed in Table I. All sales within the corporate limits of Alexandria, Louisiana must be at prices set out in Table I.

TABLE I—MAXIMUM PRICES

FLAT AREAS

Exposed ceilings	*Price per sq. ft. (4" thickness basis)*
1. Open attics with over 24" clearance to roof. No roof opening necessary, open blowing conditions. Drawing 1	$0.13
2. Under flat built up roofs (suspended ceiling) with over 24" clearance between roof and hurg ceiling, open blowing conditions. (Price includes cost of opening and closing for area 500 square feet and over. Price does not include opening and closing for areas under 500 square feet.) Drawing 2	.13
Covered ceilings	
(Prices include cost of removing and replacing flooring)	
3. Open attics with a single rough flooring and accessible. No roof opening necessary. Drawing 9	$0.13
4. Open attics with finished single floors. Drawing 4	.15
5. Open attics with finished double floors. Drawing 5	.16
Flat ceilings in closed spaces	
(Prices do not include cost of opening and closing)	
6. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat. Drawing 6	$0.13
7. Ceilings in closed space under ridge of pitched roofs, where openings for the full length of ridge is necessary because of small clearance between ridge and ceiling area. Drawing 7	.13
8. Flat built up roof types including row house construction and commercial buildings. (Plus cost of opening.) Drawings 2 and 8	.13
9. Flat roof decks covered with tin, copper or canvas. (Plus cost of opening.) Drawing 9	.15
10. Overhang. Drawing 10	.13
11. Dormer tops. Drawing 11:	
(a) Where no retainer material is necessary	.13
(b) Where retainer material is necessary	.18
12. Bay Window. Drawing 12:	
(a) Top	.13
(b) Bottom	.18
Floors	
(Prices include cost of opening and closing)	
13. Any exposed floors over garage ceilings, open porches or similar types of areas where the underside of the area to be insulated is closed and finished. Drawing 13	$0.18
14. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14	.19

TABLE I—MAXIMUM PRICES—Continued

FLAT AREAS—continued

Floor over unexcavated areas

(Prices do not include cost of retaining materials

	Price per sq. ft. (4" thickness basis)
15. Batts and blankets. Drawing 15	$0.18
16. 4" fill over retaining material and lath retaining surface. Drawing 16	.16
SLOPING AREAS	
17. All slopes where closed and finished on the interior side of the rafters. (Price does not include cost of opening and closing.) Drawing 17	$0.17
18. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blow is impractical. (Price does not include cost of opening and closing.) Drawing 18	.15
19. Open rafters and slopes. Insulation held in place by retaining material. (Price includes cost of retainer material, if used.) Drawing 19	.20
Knee walls and partitions	
20. Interior plastered walls where no decoration is necessary except plaster patching. (Price includes opening and closing.) Drawing 20	$0.23
21. Knee walls adjacent to slopes and easily accessible, no openings required. (Price includes cost of retaining material.) Drawing 21	.18
22. Knee walls not accessible, requiring retaining material. (Price includes cost of retaining material but does not include opening and closing.) Drawing 22	.20
23. Stairwells. (Prices include opening and closing.) Drawing 23:	
(a) Soffits	.23
(b) Walls (Measurement of walls may be taken as rectangle from floor to ceiling)	.23
Exterior walls	
(Prices include cost of opening and closing)	
24. Exterior walls with inner finish whose outer surface is composed of:	
(a) Wood or asphalt shingles	$0.18
(b) Wood clapboard	.18
(c) Brick or stone veneer	.23
(d) Stucco	.23
(e) Asbestos-cement shingles	.20
(f) Insulated brick. Drawings 24 and 30	.21
25 and 26. Gable and end walls with inner finish:	
(a) Wood or asphalt shingles	.18
(b) Wood clapboard	.18
(c) Brick or stone veneer	.23
(d) Stucco	.23
(e) Asbestos-cement shingles	.20
(f) Insulated brick. Drawings 25, 26 and 27	.19
27. Gable and end walls without inner finish, requiring standard retaining material. (Price includes cost of retaining material.) Drawings 25, 26 and 27	.18
28. Dormer cheeks and faces with inner finish. Drawings 28 and 29.	
(a) Wood or asphalt shingles	.18
(b) Wood clapboard	.18
(c) Brick or stone veneer	.23
(d) Stucco	.23
(e) Asbestos-cement	.20
(f) Insulated brick	.20
29. Dormer cheeks and faces without inner finish, requiring retaining material. (Prices include cost of retaining material.) Drawings 28 and 29	.23

TABLE I—MAXIMUM PRICES—Continued

SLOPING AREAS—continued

Miscellaneous	*Per unit*
Louvres	$10.00
Insulation of scuttle covers	included in sq. ft. area
Insulation of doors	$7.50

Openings and closings. A separate additional charge may be made for openings and closings only in those cases where opening and closing are not specifically included in the price applicable to the category. The charge includes payment for all labor and material including that used for replacement of material where necessary. This charge applies only to work performed by the installer in connection with installation of mineral wool insulation.

The above prices shall be cash prices. If the seller customarily made an extra charge for credit during his base period, he may now make this charge so long as his charge is no higher than the base period charge.

(e) *Measurements.* It shall be the seller's responsibility to ascertain that all measurements are accurate. Measurements for exterior walls are to be taken overall, with no deduction for openings, except for sun porch walls, store fronts or similar areas where windows and door areas must be deducted. In the case of elevator wells, ventilators, skylights, monitors and pent houses on flat roofs the entire such area must be deducted where they are more than 16 square feet in area and extend through the flat ceiling area to be insulated. For attic floors outside gross dimensions may be taken. In measuring the height of knee walls, to the height between floors, joists and rafters add one foot for floor seal piling of granulated insulation. For slopes add six inches to length of clean span for capping intersecting surfaces. For flat ceilings which intersect slopes add one foot to length of span taken at right angles to intersecting slopes. For stairwell walls measurement may be taken as a rectangle from floor to ceiling and not as triangles.

In determining the total of the square foot area for each category of insulation installed a tolerance of 5 percent will be recognized.

(f) *Maximum prices for special insulation and related work and incidental construction.* The maximum prices that may be charged by sellers for special insulation and related work and incidental construction work for which no separate dollars-and-cents price has been set out in Table I of this order shall be the maximum prices established in accordance with Revised MPR 251.

(g) *Quoting a "guaranteed price."* The seller may offer to sell an insulation job covered by this order on the basis of a "guaranteed price" wherein the seller agrees to charge a fixed amount: *Provided, however,* That the so-called "guaranteed price" must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. The seller shall stamp or otherwise mark conspicuously on each invoice or statement a statement in substantially the following form: "Prices are at or below ceiling prices set by OPA Regional Order G-27 under RMPR 251."

(h) *Records and invoices.* Every seller of mineral wool insulation on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall: (1) Preserve records showing the information given in compliance with subparagraphs (i) to (vi) of this section. (2) Upon completion of the work or within a reasonable time thereafter, if requested by the purchaser, give to the purchaser an invoice or similar document showing:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I including category number and drawing number.

(v) The terms of sale.

(vi) A statement shown separately on the invoice of any special insulation and related work and incidental construction work.

Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order and Revised Maximum Price Regulation No. 251.

(i) *Revocation.* This order may be revised, amended, or revoked at any time by the Office of Price Administration.

This Order No. G-27 shall become effective March 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 21st day of February 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-4270; Filed, Mar. 14, 1946; 2:01 p. m.]

[Region V Order G-32 Under RMPR 251]

INSTALLED SIDING IN OUACHITA PARISH, LA.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administration of Region V of the Office of Price Administration by section 9 of Revised Price Regulation No. 251, it is ordered:

(a) *What this order does.* This order establishes maximum prices for the sale of specified siding, when sold on an installed basis in the area comprising Ouachita Parish, Louisiana.

(b) *Relationship of this order to Revised Maximum Price Regulation No. 251.* Sellers subject to this order may not use the pricing provisions set forth in sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251. Except where the provisions of this order are inconsistent therewith, the other provisions of Revised Maximum Price Regulation No. 251 shall remain in full force and effect with respect to the sales of installed siding covered by this order.

(c) *Maximum price.* The maximum price which any seller subject to this order may charge for the following material when sold on an installed basis according to manufacturer's specifications is established as follows:

Item:	*Maximum Price Per Square of 100 Square Fect Material Used*
Asbestos cement siding, standard surface hardness, white or buff, 12" x 24" or 12" x 27"	$19.25

The above price includes:

(1) The cost of siding materials delivered to the site where the installation is to be performed.

(2) The cost of accessories used in the installation of the siding, which includes, but is not limited to, leveling material, backer board, felt and/or felt strips, corner beads, calking, mouldings, nails, or other necessary material.

(3) Labor costs, including Federal old-age benefits, unemployment compensation, taxes, workmen's compensation, and public liability insurance.

(4) Other job costs, including trucking, removal of rubbish, rental of scaffold or other equipment.

(5) Margin, including commissions or brokerage.

(d) *Quoting a guaranteed price.* A seller may offer to sell siding on an installed basis as covered by this order on the basis of a guaranteed price, the seller agreeing to charge a fixed amount: *Provided, however,* That such guaranteed price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. Upon completion of the contract, and before final payment, if requested by the purchaser, the seller must furnish the purchaser with an itemized statement showing the number of square feet and the type and unit price of each category of siding and an explanation of the amount for incidental work.

(e) *Notification to purchaser.* Every person making sales subject to this order shall certify on his invoice or sales tags that the price charged does not exceed the price permitted by this Order No. G-32 under Revised Maximum Price Regulation No. 251.

(f) *Application by sellers for unit prices on certain combination sales.* For any combination or types of installed siding which cannot be priced according to the above schedule of specific price and permitted increase, a price may be determined in accordance with the provisions of section 6 (a) of Revised Maximum Price Regulation No. 251, if possible, or an application for determination of a price may be made in writing to the Office of Price Administration at the District Office of the district wherein the seller is located. The Regional Administrator will authorize a pricing method either by letter or by amendment to this order.

(g) Every person making sales subject to this order shall keep and maintain records concerning each such sale as to the name and address of the purchaser, the location of the job, a description of the installed siding, the number of squares and the price per square.

(h) *Evasion.* Any practice or device which results in a higher price to the purchaser than is permitted by this Order No. G-32 is as much a violation as an outright over-selling charge and subjects the seller to the penalties provided by section 16 of Revised Maximum Price Regulation No. 251.

This order may be revised, amended, or revoked, either by the Regional Administrator or the Price Administrator at any time.

This Order No. G-32 shall become effective the 13th day of March 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 26th day of February 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-4279; Filed, Mar. 14, 1946; 2:04 p. m.]

[Region IV Order G-2 Under Gen. Order 68]

SOFTWOOD PLYWOOD IN MISSISSIPPI AND TENNESSEE

Order No. G-2 issued pursuant to General Order No. 68, maximum prices for retail sales of softwood plywood in the area hereinafter described; Docket No. IV-GO 68-2.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by the type sellers of softwood plywood specified in Tables I-A, I-B, II-A and II-B delivered to a purchaser in the area hereinafter more specifically described: That portion of Region IV to which the carload freight rate from Seattle, Washington is 79¢ per CWT., i. e.: Tippah, Marshall, Benton, Tate, Union, Pontotoc, Lafayette, Panola, Quitman, Chickasaw, Calhoun, Yalobusha, Tallahatchie, Sunflower, Leflore, Grenada, Webster, Choctaw, Montgomery, Carroll, Humphreys, Holmes, Attalla, Leake, Scott, Madison, Yazoo, Hinds, Rankin, Smith, Copiah, Simpson, Covington, Jefferson Davis, Lincoln, Lawrence, Pike, Walthall, Marion, Lamar, Pearl River and Hancock in Mississippi, and Fayette, Hardeman, McNairy, Hardin, Wayne, Haywood, Madison, Chester, Henderson, Decatur, Perry, Lewis, Hickman, Crockett, Gibson, Carroll, Benton, Dickson, Humphreys, Weakley, Henry, Houston, Stewart and Montgomery counties in Tennessee.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means any sale to an ultimate user, including, among others, commercial users, industrial users, and contractors, except where the sale is made by a plywood manufacturer, or a distribution plant which in 1941 received more than 20% of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Revised Maximum Price Regulation 13.

SEC. 3. *Description of types of sellers covered by this order.* This order covers two types of sellers at retail, viz:

(a) *Class I retailers.* Class I retailers are those who, since June 20, 1945, purchased or purchase at least one carload of softwood plywood on direct-mill shipment. (Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or retail yard is a direct-mill shipment, no matter who the seller is.)

(b) *Class II retailers.* Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

SEC. 4. *Description of plywood covered by this order.* For the purpose of this order all items of plywood priced under the provisions of 3d Revised Maximum Price Regulation 13 are covered by this order. (Sales of hardwood plywood, also all species of softwood plywoods not priced under 3d Revised Maximum Price Regulation 13, are not covered by this order. Such species continue to be subject to pricing under the applicable regulations for the species.)

SEC. 5. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of 3d Revised Maximum Price Regulation 13 shall apply to sales covered by this order.

SEC. 6. *Maximum prices.* The maximum prices for softwood plywood covered by this order are set forth in Tables I–A, I–B, II–A and II–B which are annexed to and made a part of this order.

SEC. 7. *Additions for delivery.* If the buyer requests delivery in a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. No deduction need be made, however, if the purchaser elects to make his own delivery within the free delivery zone. If, on the other hand, delivery is made outside this free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Revised Maximum Price Regulation 13, viz: the amount computed by multiplying the estimated weights set forth in section 22 by the applicable freight rate.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Tables I–A, I–B, II–A and II–B which list maximum prices fixed by this order in each of his places of business in the above designated area in a manner plainly visible to all purchasers.

SEC. 9. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of the buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–2 shall become effective February 28, 1946.

Issued this 15th day of February 1946.

ALEXANDER HARRIS,
Regional Administrator.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class I retailers located in that portion of the State of Mississippi lying in the counties of Tippah, Marshall, Benton, Tate, Union, Pontotoc, Lafayette, Panola, Quitman, Chickasaw, Calhoun, Yalobusha, Tallahatchie, Sunflower, LeFlore, Grenada, Webster, Choctaw, Montgomery, Carroll, Humphreys, Holmes, Attalla, Leake, Scott, Madison, Yazoo, Hinds, Rankin, Smith, Copiah, Simpson, Covington, Jefferson Davis, Lincoln, Lawrence, Pike, Walthall, Marion, Lamar, Pearl River and Hancock; that portion of the State of Tennessee lying in the Counties of Fayette, Hardeman, McNairy, Hardin, Wayne, Haywood, Madison, Chester, Henderson, Decatur, Perry, Lewis, Hickman, Crockett, Gibson, Carroll, Benton, Dickson, Humphreys, Weakley, Henry, Houston, Stewart and Montgomery. (75¢ carload freight rate from Seattle, Wash.)

[Class I retailers are sellers who purchase plywood in carload quantities]

TABLE I–A

[For sales in quantities of less than 1,000 square feet, prices per square foot

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [5]
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	$0.05¾	$0.08	$0.06½	$0.08¾	$0.08¾	$0.08	
3/8", 3 ply	.07¾		.08¾	.11	.10¾	.10½	$0.06½
1/2", 5 ply	.10½	.14	.11¾	.15¾	.15½	.15¼	.08½
5/8", 5 ply		.15¾	.13¾	.18¾	.18¼	.18	.10½
3/4", 5 ply		.17¾	.15¾	.22	.21½	.21¼	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1¢ per square foot; for widths 24" and under, deduct 1½¢ per square foot.
[2] For plypanel sound 1 side, deduct ½¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add ¾¢ per square foot; for lengths over 9' through 10', add 1¼¢ per square foot; for lengths over 10' through 11', add 2¢ per square foot; for lengths over 11' through 12', add 2½¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1¼¢ per square foot.
[5] Plyform, with oiled faces, add 1¢ per square foot.
[6] Plyscord, ½" and 5/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
	3 ply	*5 ply*
Toxie glue lines	½¢	1¢
All other special gluing specifications (with or without toxie)	¾¢	1¼¢

TABLE I–B

[For sales in quantities of 1,000 square feet or over prices. Per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [5]
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	$52.55	$73.05	$59.85	$79.65	$76.75	$73.80	
3/8", 3 ply	71.60		79.75	101.65	98.75	95.80	$59.15
1/2", 5 ply	96.45	128.15	107.00	145.60	142.65	139.75	78.35
5/8", 5 ply		145.20	126.40	171.60	168.65	165.75	96.45
3/4", 5 ply		162.45	144.25	201.60	198.65	195.75	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.65 per 1,000 square feet; for widths 24" and under, deduct $4.00 per 1,000 square feet.
[2] For plypanel sound 1 side, deduct $3.70 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add $7.75 per 1,000 square feet; for lengths over 9' through 10', add $11.75 per 1,000 square feet; for lengths over 10' through 11', add $19.45 per 1,000 square feet; for lengths over 11' through 12', add $23.45 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add $11.75 per 1,000 square feet.
[5] Plyform, with oiled faces, add $1.45 per 1,000 square feet.
[6] Plyscord, ½" and 5/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
	3 ply	*5 ply*
Toxie glue lines	$4.90	$8.40
All other special gluing specifications (with or without toxie)	7.35	14.65

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class II retailers located in that portion of the State of Mississippi lying in the counties of Tippah, Marshall, Benton, Tate, Union, Pontotoc, Lafayette, Panola, Quitman, Chickasaw, Calhoun, Yalobusha, Tallahatchie, Sunflower, Leflore, Grenada, Webster, Choctaw, Montgomery, Carroll, Humphreys, Holmes, Attalla, Leake, Scott, Madison, Yazoo, Hinds, Rankin, Smith, Copiah, Simpson, Covington, Jefferson Davis, Lincoln, Lawrence, Pike, Walthall, Marion, Lamar, Pearl River and Hancock; that portion of the State of Tennessee lying in the counties of Fayette, Hardman, McNairy, Hardin, Wayne, Haywood, Madison, Chester, Henderson, Decatur, Perry, Lewis, Hickman, Crockett, Gibson, Carroll, Benton, Dickson, Humphreys, Weakley, Henry, Houston, Steward and Montgomery. (75¢ carload freight rate from Seattle, Wash.)

[Class II retailers are sellers who purchase plywood only from distribution plants or jobbers]

TABLE II–A

[For sales in quantities of less than 1,000 square feet prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except Plypanel [1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [6]
				Sound 2 sides	Industrial	Sound 1 side	
1/4", 3 ply	$0.06	$0.08¾	$0.07	$0.09¾	$0.09	$0.08¾	
3/8", 3 ply	.08¾		.09¾	.11¾	.11½	.11¾	$0.06½
1/2", 5 ply	.11¾	.15	.12½	.17	.16½	.16¾	.09
5/8", 5 ply		.17	.14¾	.20	.19½	.19¾	.11¾
3/4", 5 ply		.19	.16¾	.23½	.23¼	.22¾	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct ¾¢ per square foot; for widths 24" and under, deduct 1½¢ per square foot.
[2] For plypanel sound 1 side, deduct ½¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add 1¢ per square foot; for lengths over 9' through 10', add 1½¢ per square foot; for lengths over 10' through 11', add 2¼¢ per square foot; for lengths over 11' through 12', add 2¾¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1½¢ per square foot.
[5] Plyform, with oiled faces, add $1.60 per 1,000 square feet.
Plyscord, ½" and 5/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
	3 ply	*5 ply*
Toxie glue lines	½¢	1¢
All other special gluing specifications (with or without toxie)	¾¢	1¼¢

TABLE II–B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [6]
				Sound 2 sides	Industrial	Sound 1 side	
1/4" 3 ply	$57.15	$79.50	$65.15	$86.70	$83.50	$80.30	
3/8", 3 ply	77.85		86.70	110.55	107.40	104.20	$64.30
1/2", 5 ply	104.90	139.35	116.35	158.35	155.15	151.95	72.80
5/8", 5 ply		157.90	137.45	186.60	183.40	180.25	101.90
3/4", 5 ply		176.70	156.90	219.25	216.05	212.85	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.90 per 1,000 square feet; for widths 24" and under, deduct $4.35 per 1,000 square feet.
[2] For plypanel sound 1 side, deduct $4.00 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add $8.40 per 1,000 square feet; for lengths over 9' through 10', add $12.75 per 1,000 square feet; for lengths over 10' through 11', add $21.15 per 1,000 square feet; for lengths over 11' through 12', add $25.50 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add $12.75 per 1,000 square feet.
[5] Plyform, with oiled faces, add $1.60 per 1,000 square feet.
[6] Plyscord, ½" and 5/8", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
	3 ply	*5 ply*
Toxie glue lines	$4.35	$8.70
All other special gluing specifications (with or without toxie)	7.05	16.95

[F. R. Doc. 46-4255; Filed, Mar. 14, 1946; 1:54 p. m.]

[Region VII, Order G–27 Under RMPR 251]

PAINTING, DECORATING, AND PAPERHANGING SERVICES IN SALT LAKE CITY DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended and by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for painting, decorating and paperhanging services performed by any person, hereinafter called the seller, for any person, hereinafter called the purchaser, in connection with a residential building, structure or construction project at a fixed site in the Salt Lake City District.

(b) *Definitions.* (1) "Person" means any individual, corporation, partnership, association, or any other organized group of persons; its legal successors or representatives; the United States or any other government, or any of its political subdivisions; or any agency of any of the foregoing; and includes sub-contractors as well as prime contractors.

(2) "Painting, decorating and paperhanging services" means the services and materials required to paint or decorate a building, structure or construction project at a fixed site, or any part, fixture or equipment thereof, or to apply wall paper, decorating, surface finishing or other similar materials to walls, ceilings or floors thereof, or the application of calcimine, shellac, varnish or any other protective or ornamental coating thereto, together with all preparatory or incidental work such as waxing, oiling, staining, washing and cleaning, or removing existing paint, decoration or paper finishes, or other similar materials from surfaces with liquid, steam, sand blast or any other method, and such other services as are commonly included in the rendering of painting, decorating and paperhanging services, either prior to or after the furnishing of such services.

(3) "Residential building, structure or construction project" means any building, structure or construction project, or part thereof, used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings,

(4) "Maximum labor charge" means the amount charged for labor of a specified type or class for painting, decorating and paperhanging services, made whether at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit, together with overtime applicable in either case.

(5) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942, for the same class of laborers, or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency.

(6) "Journeyman" means any skilled person who renders painting, decorating and paperhanging services.

(7) "Apprentice" means any person, other than a journeyman who, pursuant to an apprenticeship agreement is engaged in learning the trade, and who renders painting, decorating and paperhanging services.

(8) "Helper" means any person other than a journeyman or apprentice who renders painting, decorating and paper-

hanging services as an assistant or otherwise.

SEC. 2. *Geographical applicability.* This Order G–27 applies only to the Salt Lake City District which includes all counties in the State of Utah, and the north 5% of Coconino County, Arizona, the north 5% of Mohave County, Arizona, and all of Franklin County, Idaho.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* This order supersedes sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to services covered by this order and any maximum prices heretofore approved by the Regional Administrator of Region VII or by the Salt Lake City District Director under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded as of the effective date hereof. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to services covered by this order.

SEC. 4. *Maximum prices.* The maximum prices for services covered by this order shall be the sum of a maximum labor charge, a charge for the materials used, and such other charges as are permitted by this order. The maximum labor charge shall be the sum of the separate charges determined by multiplying the number of hours of labor performed by journeymen, apprentices, helpers and others in each category by the maximum straight time hourly rate provided for that category in sub-section I of this section. The maximum price of the materials used and of other permitted charges are given in sub-section II of this section.

I. *Maximum labor charges.* (1) The maximum labor charges per hour straight time for services covered by this order performed by journeymen, apprentices, helpers, and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

TABLE 1—MAXIMUM LABOR CHARGE PER HOUR STRAIGHT TIME

Column A Labor cost per hour	*Column B Maximum labor charge per hour straight time*
$1.00 or less	160% of actual labor cost
$1.01 to $1.04	$1.65
$1.05 to $1.09	1.70
$1.10 to $1.14	1.80
$1.15 to $1.19	1.90
$1.20 to $1.24	1.95
$1.25 to $1.29	2.05
$1.30 to $1.34	2.10
$1.35 to $1.39	2.20
$1.40 to $1.44	2.25
$1.45 to $1.49	2.35
$1.50 to $1.54	2.45
$1.55 to $1.59	2.50
$1.60 to $1.64	2.60
$1.65 to $1.69	2.70
$1.70 to $1.74	2.75
$1.75 to $1.79	2.85
$1.80 to $1.84	2.90
$1.85 to $1.89	3.00
$1.90 to $1.94	3.05
$1.95 to $1.99	3.15
$2.00 or more	160% of actual labor cost

(a) *Measurement of hours.* The number of hours which may be charged against any job covered by this order shall be counted from the time the workman leaves the seller's shop or the previous job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. The time in transit to or from the job may be charged only once per day. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 8 of this order.

(b) *Overtime.* When work is performed at the purchaser's request between the hours of 4:30 p. m. or 5:00 p. m., whichever is the customary quitting time, and 8:00 a. m. on Monday to Friday, both inclusive, or on Saturdays, Sundays, New Year's Day, Fourth of July, Thanksgiving Day, or Christmas Day, or any other legal holiday, the maximum labor charge per hour for work during such hours shall be 150% of the maximum straight time hourly rate authorized in this order.

(c) *Minimum charges.* If a job covered by this order requires less than one man hour the maximum labor charge shall be for one man hour.

(d) *Self-employed painter, decorator or paperhanger.* A self-employed painter, decorator or paperhanger who himself performs services covered by this order, either alone or with his employees, shall charge for his services not more than the hourly rate charged by him as of the effective date of this order, but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed.

II. *Maximum prices of materials and other permitted charges.*—(1) *Maximum prices of materials.* The maximum prices which may be charged by a seller of materials used shall not be more than the maximum prices provided by the appropriate maximum price regulation for sales of such materials at retail, by established paint, decorating and paperhanging supply firms nearest his place of business, based on the manufacturers' published retail price lists. If the materials being sold are marked by a manufacturers' label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials under this order shall not exceed the price marked on the label.

(2) *Sub-contracted work.* Where services covered by this order are subcontracted by a seller under this order, the maximum charge to the purchaser shall not exceed the maximum price which the seller might lawfully have charged under this order if he had performed the services.

(3) *Special equipment.* If, during March, 1942, the seller made an extra charge for the use of special equipment, such as spraying machines, steaming machines for removing wallpaper, special types of scaffolding or floor sanding machines, but not including standard equipment such as brushes, ladders and other ordinary equipment, his maximum price per hour for such use after the effective date of this order shall not be in excess of the highest price per hour he charged therefor during March, 1942. If the seller acquired such special equipment after March, 1942, but prior to the effective date of this order, and thereafter established maximum prices per hour for such uses under the applicable maximum price regulation, he may continue to charge such established price. In either case, the seller must have records available to substantiate the charging of such price and such price must be filed with the District Office of the Office of Price Administration pursuant to section 9 of this order. If a seller commences the use of special equipment after the effective date of this order, he shall establish his maximum hourly price therefor under the applicable maximum price regulation and file such price with the District Office within ten days.

(4) *Extra charge for use of paint brushes.* If a job, covered by this order, requires the use of paint brushes, the seller may make an extra charge therefor of not to exceed 5¢ per man-hour of time consumed on the particular job.

(5) *Out of town travel expenses.* The seller who furnishes men on an out-of-town job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expenses at not to exceed 5¢ per mile for travel beyond five miles from the city limits, and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(6) *Transportation.* If a seller uses his truck to transport materials, equipment and men to and from a job a distance of more than five miles beyond the city limits, he may charge not more than 5¢ per mile to and from the job for travel beyond that distance and similarly if other means of transportation are used.

SEC. 5. *Guaranteed price.* A seller may sell a job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 6. *Related and incidental construction work and materials.* If, on any job covered by this order, any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work and materials shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 7. *Notification—(a) Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser, a statement and keep a copy thereof at his principal place of business, showing the following:

(1) The names and addresses of the seller and purchaser.
(2) The location of the job.
(3) The date the job was completed.
(4) The description of the work performed and the total charged for the job, including both services and materials used, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in sub-paragraphs (1), (2), and (3) of pargaraph (a) of this section, together with an itemized statement showing the maximum labor charges for services covered by this order for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the materials used and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the Office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 8. *Records.* Each seller must keep and retain, at his principal place of business, records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The time the job was commenced and completed.
(5) A description of the services performed and materials used, and the quantities and prices of each.
(6) The hours worked and labor charges by types and classes of labor.
(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 9. *Filing and reporting of maximum prices.* (a) Each seller subject to this order shall, within thirty days after the effective date of this order, or within ten days after any increase in labor costs is put into effect, or in the case of new sellers within ten days after first entering business, file with the Salt Lake City District Office of the Office of Price Administration the following information:

(1) The "maximum labor charge" as that term is defined in section 1 (b) (4) of this order, in terms of the straight time hourly rate to be charged the purchaser for services covered by this order for each class of workmen employed by him.

(2) The "labor cost" as that term is defined in section 1 (b) (5) of this order, in terms of the authorized straight time hourly rate paid each class of workmen by the seller.

(3) A statement that the prices charged by the seller for the materials used will not exceed the maximum prices provided by the appropriate maximum price regulation for retail sales of such materials by established paint, decorating and paperhanging supply firms nearest his place of business, based on the manufacturer's published retail price lists; and a statement that the maximum charge to the purchaser for services subcontracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all special equipment, and the maximum hourly charges therefor, which were in effect in March, 1942, or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by self-employed painters, decorators, or paperhangers as of the effective date of this order, pursuant to section 4 I (1) (d) of this order, or in the case of a new self-employed painter, decorator or paperhanger, the proposed hourly rate to be charged but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove, or revise any maximum price proposed so as to make it in line with the level of maximum prices under this order. If the District Director fails to act within twenty days from the time of the filing, the proposed prices shall be deemed to be in effect.

SEC. 10. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell services or materials used, or both, covered by this order at prices higher than the maximum prices established by this order.

SEC. 11. *Evasions.* Any practice, scheme or device which results in a higher price to the purchaser of services covered by this order or materials used, than is permitted by this order, shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided in the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any services covered by this order or materials used, secretly or otherwise receive, either directly or indirectly any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of the services covered by this order, nor shall the seller lower the quality of the materials used below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of services covered by this order or materials used.

SEC. 12. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 13. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G–27 shall become effective February 25, 1946.

Issued this 14th day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46–4272; Filed, Mar. 14, 1946; 2:01 p. m.]

[Region IV Order G–3 Under Gen. Order 68]

SOFTWOOD PLYWOOD IN MISSISSIPPI

Order No. G–3 issued pursuant to General Order No. 68, maximum prices for retail sales of softwood plywood in the area hereinafter described; Docket No. IV–GO 68–3.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by the type sellers of softwood plywood specified in Tables I–A, I–B, II–A and II–B delivered to a purchaser in the area hereinafter more specifically described: That portion of Region IV to which the carload freight rate from Seattle, Washington is 82¢ per CWT, i. e.: that portion of the State of Mississippi lying east of, but not including, Tippah, Union, Pontotoc, Chickasaw, Webster, Choctaw, Attalla, Leake, Scott, Smith, Covington, Lamar, Pearl River, and Hancock counties.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means any sale to an ultimate user, including, among others, commercial users, industrial users, and contractors, except

where the sale is made by a plywood manufacturer, or a distribution plant which in 1941 received more than 20% of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Revised Maximum Price Regulation 13.

SEC. 3. *Description of types of sellers covered by this order.* This order covers two types of sellers at retail, viz:

(a) *Class I retailers.* Class I retailers are those who, since June 20, 1945, purchased or purchase at least one carload of softwood plywood on direct-mill shipment. (Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or retail yard is a direct-mill shipment, no matter who the seller is.)

(b) *Class II retailers.* Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

SEC. 4. *Description of plywood covered by this order.* For the purpose of this order all items of plywood priced under the provisions of 3d Revised Maximum Price Regulation 13 are covered by this order. (Sales of hardwood plywood, also all species of softwood plywoods not priced under 3d Revised Maximum Price Regulation 13, are not covered by this order. Such species continue to be subject to pricing under the applicable regulations for the species.)

SEC. 5. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of 3d Revised Maximum Price Regulation 13 shall apply to sales covered by this order.

SEC. 6. *Maximum prices.* The maximum prices for softwood plywood covered by this order are set forth in Tables I–A, I–B, II–A and II–B which are annexed to and made a part of this order.

SEC. 7. *Additions for delivery.* If the buyer requests delivery in a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. No deduction need be made, however, if the purchaser elects to make his own delivery within the free delivery zone. If, on the other hand, delivery is made outside this free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Revised Maximum Price Regulation 13, viz: the amount computed by multiplying the estimated weights set forth in section 22 by the applicable freight rate.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Tables I–A, I–B, II–A and II–B which list maximum prices fixed by this order in each of his places of business in the above designated area in a manner plainly visible to all purchasers.

SEC. 9. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of the buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–3 shall become effective February 28, 1946.

Issued this 15th day of February 1946.

ALEXANDER HARRIS,
Regional Administrator.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class I retailers located in that portion of the State of Mississippi lying east of, but not including, Tippah Union, Pontotoc, Chickasaw, Webster, Choctaw, Attalla, Leake, Scott, Smith, Covington, Lamar, Pearl River and Hancock Counties. ($2¢ carload freight rate from Seattle, Wash.)

[Class I retailers are sellers who purchase plywood in carload quantities]

TABLE I-A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [5]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$0.05¾	$0.08	$0.06½	$0.08¾	$0.08¾	$0.08	
⅜", 3 ply	.07¾		.08¾	.11	.10¾	.10¼	$0.06½
½", 5 ply	.10½	.14	.11¾	.16	.15½	.15¾	.08¾
⅝", 5 ply		.15¾	.13¾	.18¾	.18½	.18	.10½
¾", 5 ply		.17¾	.15¾	.22	.21¾	.21½	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct ½¢ per square foot; for widths 24" and under, deduct ½¢ per square foot.
[2] For plypanel sound 1 side, deduct ½¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add ¾¢ per square foot; for lengths over 9' through 10', add 1¼¢ per square foot; for lengths over 10' through 11', add 2¢ per square foot; for lengths over 11' through 12', add 2¾¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1½¢ per square foot.
[5] Plyform, with oiled faces, add ¼¢ per square foot.
[6] Plyscord, ½" and ⅜", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
	3 ply	*5 ply*
Toxic glue lines	½¢	¾¢
All other special gluing specifications (with or without toxic)	¾¢	1¼¢

TABLE I-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [2]	Plypanel, sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing) rough [6]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$52.85	$73.40	$60.20	$80.00	$77.05	$74.15	
⅜", 3 ply	72.05		80.20	102.15	99.20	96.25	$59.60
½", 5 ply	97.15	128.80	107.65	146.25	143.35	140.40	79.00
⅝", 5 ply		145.95	127.15	172.35	169.40	166.45	97.20
¾", 5 ply		163.40	145.20	202.55	199.60	196.65	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.65 per 1,000 square feet; for widths 24" and under, deduct $4.00 per 1,000 square feet.
[2] For plypanel sound 1 side, deduct $3.70 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add $7.75 per 1,000 square feet; for lengths over 9' through 10', add $11.75 per 1,000 square feet; for lengths over 10' through 11', add $19.45 per 1,000 square feet; for lengths over 11' through 12', add $23.45 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add $11.75 per 1,000 square feet.
[5] Plyform, with oiled faces, add $1.45 per 1,000 square feet.
[6] Plyscord, ½" and ⅜", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
	3 ply	*5 ply*
Toxic glue lines	$3.00	$8.00
All other special gluing specifications (with or without toxic)	7.35	14.65

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class II retailers located in that portion of the *state of Mississippi* lying east of, but not including, Tippah, Union, Pontotoc, Chickasaw, Webster, Choctaw, Attalla, Leake, Scott, Smith, Covington, Lamar, Pearl River and Hancock Counties. ($2¢ carload freight rate from Seattle, Wash.)

[Class II Retailers are sellers who purchase plywood only from distribution plants of jobbers]

TABLE II-A

[For sales in quantities of less than 1,000 square feet. Prices per square foot

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [5]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$0.06¾	$0.08½	$0.07	$0.09½	$0.09	$0.08½	
⅜", 3 ply	.09¾		.09¼	.11¾	.11½	.11¼	$0.07
½", 5 ply	.11¼	.15	.12½	.17	.16¾	.16¼	.09¼
⅝", 5 ply		.17	.14⅜	.20	.19½	.19¾	.11¾
¾", 5 ply		.19	.16¾	.23½	.23¼	.22¾	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct ½¢ per square foot; for widths 24" and under, deduct ½¢ per square foot.
[2] For plypanel sound 1 side, deduct ½¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add 1¢ per square foot; for lengths over 9' through 10', add 1¼¢ per square foot; for lengths over 10' through 11', add 2¼¢ per square foot; for lengths over 11' through 12', add 2¾¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1½¢ per square foot.
[5] Plyform, with oiled faces, add ¼¢ per square foot.
[6] Plyscord, ½" and ⅜", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot	
	3 ply	*5 ply*
Toxic glue lines	½¢	1
All other special gluing specifications (with or without toxic)	¾¢	1¾¢

TABLE II-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [6]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$57.50	$79.85	$65.50	$87.05	$83.85	$80.65	
⅜", 3 ply	78.40		87.20	111.10	107.90	104.70	$64.80
½", 5 ply	105.60	140.05	117.05	159.05	155.85	152.65	85.90
⅝", 5 ply		158.70	138.30	187.45	184.25	181.05	105.70
¾", 5 ply		177.70	157.90	220.25	217.05	213.85	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.90 per 1,000 square feet; for widths 24" and under, deduct $4.35 per 1,000 square feet.
[2] For Plypanel sound 1 side, deduct $4.00 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness.
[4] For lengths over 8' through 9', add $8.40 per 1,000 square feet; for lengths over 9' through 10', add $12.75 per 1,000 square feet; for lengths over 10' through 11', add $21.15 per 1,000 square feet; for lengths over 11' through 12', add $25.50 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add $12.75 per 1,000 square feet.
[5] Plyform, with oiled faces, add $1.60 per 1,000 square feet.
[6] Plyscord, ½" and ⅜", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet	
	3 ply	*5 ply*
Toxic glue lines	$4.35	$8.70
All other special gluing specifications (with or without toxic)	7.95	16.95

[F. R. Doc. 46–4256; Filed, Mar. 14, 1946; 1:55 p. m.]

[Region VIII Order G–17 Under RMPR 251]

PLUMBING AND HEATING SERVICES IN EASTERN WASHINGTON AND NORTHERN IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for all "plumbing and heating services" in the following areas:

In the State of Idaho. The Counties of Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce, and Shoshone.

In the State of Washington. The Counties of Adams, Asotin, Benton, Columbia, Douglas, Ferry, Franklin, Garfield, Grant, Lincoln, Pend Oreille, Spokane, Stevens, Walla Walla, and Whitman, and that portion of Okanogan County lying south of a line extending north 45 degrees east from the most northerly point of Douglas County.

(b) *Maximum price for jobs selling for not more than $200.00:* The maximum price of "plumbing and heating services" in the areas described above is the sum of a charge for labor, a charge for the materials used, and such other charges as may be permitted by this order. The maximum charge for labor shall be the sum of the separate charges determined by multiplying the number of hours of labor performed in each such category by the maximum hourly rate applicable to that category, as provided by paragraph (b) (1). The maximum price of the materials used shall be determined as is provided by paragraph (b) (2).

(1) *Maximum labor charge.* (i) *The maximum hourly rate* shall be either the rate in Column A or the "labor cost" per hour multiplied by the percentage in Column B, rounded to the nearest 5 cents, whichever is lower:

	Column A	Column B
		Percent
Journeyman plumber	$2.50	155
Apprentice plumber, semiskilled and common labor	1.50	150

(ii) *Measurement of hours.* The number of hours to be charged against any job is to be counted from the time the workman leaves the shop or the previous job (whichever is later) until he completes the job if he proceeds to another job, or until he returns to the shop if he proceeds there directly. For any job extending into more than one day, time in transit to or from the job may be charged only once each day. The hours for which charges are made shall not exceed those shown on the seller's payroll records nor those shown on any records or invoices which this order may require the seller to prepare or keep.

(iii) Overtime work may be charged for at 1½ times the stated rate, except that overtime may be charged at two times the stated rate whenever sellers are required by union contract to pay labor at such doubled rate, but an overtime rate may be charged only if overtime work is performed at the customer's request and only if the employee (if any) is paid on an overtime basis, and only if the work is performed on Saturday, Sunday, a legal holiday, or after the performance of a standard day's work on a given day and before 8:00 a. m. of the following day. A standard day's work shall consist of eight hours unless otherwise stipulated in a contract between labor union and seller.

(iv) *Minimum charge.* If a job requires less than one man-hour, there may be collected a minimum charge equal to the rate of one hour.

(v) *Outside sewer stoppage removal.* A minimum charge not exceeding $5.00 may be made for outside sewer stoppage removal. If, because of employment of power driven equipment, maximum hourly rates were in effect during March 1942 which are higher than the rates

otherwise provided herein, and records are available to substantiate such rates, then the same rates may be continued for this type of work.

(vi) A journeyman plumber doing his own work shall take as his labor cost the labor cost applicable to journeyman plumbers in the area.

(2) *Materials.* (i) The maximum price of any new material shall be the lower of the following:

(a) The highest price charged for such material by the seller during March 1942.

(b) The price published as of the date of issuance of this order, in Moore's Price Service, published by Moore's Price Service, Inc., Lloyd Building, Seattle 1, Washington.

(ii) The maximum price of any used materials or any new materials which cannot be priced as provided above, shall be the seller's maximum price determined under the appropriate maximum price regulation, but not exceeding the seller's cost plus 33⅓%.

(3) *Other charges*—(i) *Cartage.* Necessary cartage of tools and materials may be charged for at not more than 40 cents per round trip. Not more than three trips per day may be charged against any one job.

(ii) *Mileage.* For necessary travel to and from a job when the work is performed at a place more than 15 miles from the seller's nearest place of business, as measured along the most direct customary route, mileage may be charged at the rate of 5 cents per mile per day per job (both ways), but only for the excess over such distance.

(iii) *Out of town expenses.* A seller may be reimbursed for expenses incurred by him for employees required to remain out of town for the purposes of the job, but not in excess of $5.00 per day per employee.

(iv) *Authorization by customer.* The above items must be explained to and authorized by the customer prior to starting the work and invoiced properly as a separate item.

(v) If the equipment or materials to be transported are of such size or volume as to require the use of a transfer company, only the charge actually paid may be passed on to the consumer. Such charge shall be no higher than the charge resulting from use of lowest available common carrier rates.

(c) *Jobs selling for more than $200.00.* (1) For jobs selling for more than $200.00 the maximum price shall be the maximum price determined under section 7 (a) of Revised Maximum Price Regulation No. 251, except as hereinafter provided. When determining a price under section 7 (a) for the purposes of this order, the seller shall use the sum of his labor costs, material costs, and other direct costs, and a margin not exceeding the following:

Total labor, material, and other direct costs	*Margin (percent)*
For the first $500.00 in costs	25
For the next $500.00 in costs	20
For costs over $1,000.00	15

Provided, That for sellers in business in March 1942, the margin shall not exceed the margin used in the most comparable job in the period January 1, 1939, to March 31, 1942.

(2) *"Other direct costs"* include only the following: (i) The cost of workmen's compensation insurance, social security tax, unemployment compensation tax, building permits and fees, and rentals of special equipment, the rentals to be charged at the base rental rate but not exceeding their maximum prices under any regulation or order.

(ii) The cost of subcontracts entered into by the seller involving services and/or materials incidental or supplemental to the main contract, if the subcontract has been figured in accordance with the provisions of the applicable regulation or order: *Provided, however,* That the margin applicable to the cost of such subcontract shall be not more than 10%.

(3) Administrative and overhead costs and selling expense are not to be included in direct costs.

(d) *Estimates.* Where work is performed on a cost-plus job on the basis of an estimate submitted by the seller, the total charge for such work shall not exceed the estimated price by more than 15%, except to the extent permitted by paragraph (e), relating to extra work.

(e) *Extra work.* Any changes in plans or specifications made at the request of the customer involving an increase in the cost of the work covered by the original estimate shall be charged for under the terms of paragraph (c): *Provided, however,* That the margin used shall not exceed 15%.

(f) *Lump-sum contracts.* Where a seller offers to supply services of the kind covered by this order on the basis of a lump-sum contract, the seller agreeing to charge a fixed price, such price may exceed the maximum price computed in accordance with the terms of paragraph (c) of this order but not by more than 10%. With respect to such job the seller shall keep records as required by other paragraphs of this order, these records to be available for inspection by the Office of Price Administration.

(g) *Definitions.* (1) "Plumbing and heating services" means plumbing installation, repair and maintenance services, the sale of installed plumbing materials, and the installation of oil burners, feed lines, and automatic sprinklers. "Plumbing" means gas, water, and steam distribution or waste removal systems.

(2) "Labor cost" means the wage rates per hour in effect on October 3, 1942, or wage rates which have been established by proper agencies, but not in excess of the wage rate actually paid.

(h) *Scope of this order.* (1) The maximum prices established by this order include all expenses, and no additional charge shall be made for any other cost or incidental service.

(2) *Lower prices* than the maximum prices established by this order may be charged, demanded, offered, or paid.

(i) *Records and invoices.* Every person making sales subject to paragraphs (b) and (c) of this order shall furnish each customer an invoice or sales slip on which he has certified that the price charged does not exceed the price permitted by this Order No. G–17 and showing the time spent by each classification of employee on the job, the rate charged for each such classification, the materials for which charges are made and their quantities and charges therefor, the names and addresses of the buyer and seller, the location of the job and the date of its completion, and an itemization of any other charges (such as for mileage or "other direct costs" authorized by this order. Such seller shall also keep records showing the same information and, in addition, the itemized cost of the labor and materials involved. These records and duplicates of such invoices or sales slips shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration. No charge may be made for any item for which a seller fails to issue the invoices or keep the records required by this order.

(j) *Relation of this order to Revised Maximum Price Regulation No. 251.* Except as otherwise provided in this order, this order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order. Except to the extent they are inconsistent with the provisions of this order, however, all other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, shall apply to sales covered by this order. As to such sales it also supersedes any other order issued under section 9 of Revised Maximum Price Regulation No. 251.

(k) This order may be amended, corrected, or revoked at any time.

This order shall become effective February 15, 1946.

Issued this 15th day of February, 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-4258; Filed, Mar. 14, 1946; 1:56 p. m.]

[Region V Order G-23 Under RMPR 251, Amdt. 1]

INSTALLED MINERAL WOOL INSULATION IN PULASKI COUNTY, ARK.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered that section (h) of Order No. G–23 under section 9 of Revised Maximum Price Regulation No. 251 be and it is hereby revoked and amended to read as follows:

(h) *Records, invoicing and notification requirements*—(1) *Record keeping requirements.* Every seller of mineral wool insulation sold on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall preserve records showing the following information:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I, including category number and drawing number.

(v) The terms of sale.

(vi) A statement of any special insulation and related work and incidental construction work.

(2) *Invoicing requirements.* Any seller subject to this order, upon request of a purchaser, must furnish an invoice which contains all of the information set out in paragraphs (i) through (vi) of section (h) (1) of this order.

(3) *Notification requirements.* Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order as well as a copy of Revised Maximum Price Regulation No. 251.

Except as herein amended or revised, Order No. G–23 under section 9 of Revised Maximum Price Regulation No. 251 shall be and is continued in full force and effect in all other respects.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E. O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective on this 25th day of February, 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-4269; Filed, Mar. 14, 1946; 2:00 p. m.]

[Region I Order G-13 Under RMPR 122, Amdt. 4]

SOLID FUELS IN LYNN-SALEM, MASS., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G–13, under Revised Maximum Price regulation No. 122, is hereby amended in the following respects:

1. Subparagraph (d) (1) is redesignated subparagraph (d) (2).

2. Subparagraph (d) (2) is redesignated subparagraph (d) (3).

3. A new provision is inserted as subparagraph (d) (1) to read as follows:

(d) *Maximum prices for coke*—(1) *Explanation of kinds of coke for which specific prices are established.* (a) The maximum prices established by sub paragraphs (d) (2), (d) (3) and (d) (4) shall apply only to coke produced by the following producers:

(i) New England Coke Company, or its affiliated producing company, at their plant located in Everett, Mass.

(ii) Malden & Melrose Gas Light Company, Malden, Mass.

(iii) Lynn Gas & Electric Company, Lynn, Mass.

(b) The maximum prices established by subparagraph (d) (5) shall apply only to "specified cokes," meaning the following:

(i) Beehive oven coke, which means all coke made in beehive ovens, including beehive oven coke reclaimed from dumps.

(ii) By-product coke (coke made in by-product ovens) produced in plants located in states other than New York, Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, and Connecticut.

(iii) Retort gas coke (coke made in gas retorts) produced in plants located in states other than New York, Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, and Connecticut.

(c) All other coke shall be priced under the appropriate provisions of Revised Maximum Price Regulation No. 122, unless and until specific prices are established by amendment of this Order G–13.

4. Subparagraphs (d) (4) and (d) (5) are added, to read as follows:

(d) *Maximum prices for coke.* • • •

(4) *Price Schedule V; bagged coke and coke in one-bushel baskets.* (a) Prices (in cents per bag) for Coke in one-half bushel paper bags:

	Chestnut coke	Pea coke
	Cents	*Cents*
Sales to dealers (including retail stores) f. o. b. buyer's trucks at dealer's yard	18	16
Sales to ultimate consumers at dealer's yard	20	18
Delivered to retail stores	20½	18½
Sales to ultimate consumers from dealer's truck, delivered	23	21
Sales at retail stores:		
Chain stores	24	22
Independent outlet	25	23

(b) (i) Prices for one-bushel baskets of bulk coke, delivered to consumer's bin or storage facilities, and including any carry that may be necessary except carries up or down flights of stairs:

	Per bushel (cents)
Chestnut coke	40
Pea coke	36

(ii) The maximum charge for any carry up or down flights of stairs shall be 5 cents per bushel per flight.

(c) Terms of sale may be net cash, but no additional charge shall be made for the extension of credit terms of net 30 days, or net 10 days E. O. M.

(5) *Price Schedule VI; maximum prices for sales of "specified cokes" bagged and in one-bushel baskets.* (a) Prices (in cents per bag) for coke in one-half bushel paper bags:

	Chestnut coke	Pea coke
	Cents	*Cents*
Sales to dealers (including retail stores) f. o. b. buyer's trucks at dealer's yard	19	17
Sales to ultimate consumers at dealer's yard	21	19
Delivered to retail stores	21½	19½
Sales to ultimate consumers from dealer's truck, delivered	24	22
Sales at retail stores:		
Chain stores	25	23
Independent outlet	26	24

(b) (i) Prices for one-bushel baskets of bulk Beehive Reclaimed coke delivered to consumer's bin or storage facilities, and including any carry that may be necessary except carries up or down flights of stairs:

	Per bushel (cents)
Chestnut coke	42
Pea coke	38

(ii) The maximum charge for any carry up or down flights of stairs shall be 5 cents per bushel per flight.

(c) Terms of sale may be net cash but no additional charge shall be made for the extension of credit terms of net 30 days, or net 10 days E. O. M.

This Amendment No. 4 shall become effective March 4, 1946.

Issued this 26th day of February 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-4282; Filed, Mar. 14, 1946; 2:05 p. m.]

[Region IV Order G-4 under Gen. Order 68]

SOFTWOOD PLYWOOD IN FLORIDA, ALABAMA, AND TENNESSEE

Order No. G–4 issued pursuant to General Order No. 68, maximum prices for retail sales of softwood plywood in the area hereinafter described; Docket No. IV–GO 68–4.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by the type sellers of softwood plywood specified in Tables I–A, I–B, II–A and II–B delivered to a purchaser in the area hereinafter more specifically described: That portion of Region IV to which the carload freight rate from Seattle, Washington is 89½¢ per CWT., i. e.: That portion of the State of Florida lying in Okaloosa, Santa Rosa and Escambia counties; that portion of the State of Alabama lying west of but not including, Jackson, Dekalb, Cherokee, Calhoun, Cleburne, Clay, Tallapoosa, Macon, Bullock, Pike, Coffee and Geneva counties; that portion of the State of Tennessee lying in Robertson, Sumner, Macon, Cheatham, Davidson, Trousdale, Smith, Wilson, Rutherford, Williamson, Maury, Bedford, Lincoln, Giles, Marshall and Lawrence counties.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means any sale to an ultimate user, including, among others, commercial users, industrial users, and contractors, except where the sale is made by a plywood manufacturer, or a distribution plant which in 1941 received more than 20% of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Revised Maximum Price Regulation 13.

SEC. 3. *Description of types of sellers covered by this order.* This order covers two types of sellers at retail, viz:

(a) *Class I retailers.* Class I retailers are those who, since June 20, 1945, pur-

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

chased or purchase at least one carload of softwood plywood on direct-mill shipment. (Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or retail yard is a direct-mill shipment, no matter who the seller is.)

(b) *Class II retailers.* Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

SEC. 4. *Description of plywood covered by this order.* For the purpose of this order all items of plywood priced under the provisions of 3d Revised Maximum Price Regulation 13 are covered by this order. (Sales of hardwood plywood, also all species of softwood plywoods not priced under 3d Revised Maximum Price Regulation 13, are not covered by this order. Such species continue to be subject to pricing under the applicable regulations for the species.)

SEC. 5. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of 3d Revised Maximum Price Regulation 13 shall apply to sales covered by this order.

SEC. 6. *Maximum prices.* The maximum prices for softwood plywood covered by this order are set forth in Tables I–A, I–B, II–A and II–B which are annexed to and made a part of this order.

SEC. 7. *Additions for delivery.* If the buyer requests delivery in a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. No deduction need be made, however, if the purchaser elects to make his own delivery within the free delivery zone. If, on the other hand, delivery is made outside this free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Revised Maximum Price Regulation 13, viz: the amount computed by multiplying the estimated weights set forth in section 22 by the applicable freight rate.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Tables I–A, I–B, II–A and II–B which list maximum prices fixed by this order in each of his places of business in the above designated area in a manner plainly visible to all purchasers.

SEC. 9. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of the buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–4 shall become effective February 28, 1946.

Issued this 15th day of February 1946.

ALEXANDER HARRIS,
Regional Administrator.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class I retailers located in that portion of the state of Florida lying in Okaloosa, Santa Rosa and Escambia counties; that portion of the state of Alabama lying west of, but not including, Jackson, Dekalb, Cherokee, Calhoun, Cleburne, Clay, Tallapoosa, Macon, Bullock, Pike, Coffee and Geneva counties; and that portion of the state of Tennessee lying in Robertson, Sumner, Macon, Cheatham, Davidson, Trousdale, Smith, Wilson, Rutherford, Williamson, Maury, Bedford, Lincoln, Giles, Marshall and Lawrence counties. (89½¢ carload freight rate from Seattle, Wash.)

[Class I retailers are sellers who purchase plywood in carload quantities]

TABLE I–A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [5]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$0.06¾	$0.08	$0.06¾	$0.08¾	$0.08¾	$0.08¾	
⅜", 3 ply	.08		.09¾	.11¼	.11	.10¾	$0.06½
½", 5 ply	.10½	.11¾	.12	.16	.15¾	.15½	.09¾
⅝", 5 ply		.16	.14	.19	.18¾	.18½	.10¾
¾", 5 ply		.18	.16	.22¾	.22	.21¾	
¼", 5 ply			.17½	.25	.25¼	.25¼	
1 1/16", 5 ply			.18¾	.27¾	.27¼	.27	
⅞", 7 ply			.20¾	.31¼	.30¾	.30½	
1", 7 ply			.23¼	.34¾	.34½	.34	
1 1/16", 7 ply							

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1¢ per square foot; for widths 24" and under, deduct ½¢ per square foot.
[2] For plypanel sound 1 side, deduct ½¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add ¾¢ per square foot; for lengths over 9' through 10', add 1¼¢ per square foot, for lengths over 10' through 11', add 2¢ per square foot; for lengths over 11' through 12', add 2½¢ per square foot, for widths over 48" through 60" (except plywall and plyscord) add 1½¢ per square foot.
[5] Plyform, with oiled faces, add 1¢ per square foot.
[6] Plyscord, ½" and ⅜", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot		
	3 ply	*5 ply*	*7 ply*
Toxic glue lines	½¢	1¢	1½¢
All other special gluing specifications (with or without toxic)	¾¢	1¾¢	2½¢

TABLE I–B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [2]	Plypanel, sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing) rough
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$69.75	$74.25	$61.65	$80.85	$77.95	$75.00	
⅜", 3 ply	73.25		81.40	103.35	100.40	97.45	$60.80
½", 5 ply	98.65	120.35	109.20	147.80	144.85	141.95	80.35
⅝", 5 ply		147.80	129.60	174.20	171.25	168.35	99.05
¾", 5 ply		165.65	147.45	204.10	201.85	198.95	
¼", 5 ply			161.60	238.95	235.25	232.35	
1 1/16", 5 ply			172.95	254.85	251.20	247.75	
⅞", 7 ply			190.15	286.95	283.25	280.35	
1", 7 ply			212.95	320.60	316.95	313.25	
1 1/16", 7 ply							

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.65 per 1,000 square feet, for widths 24" and under, deduct $1.00 per 1,000 square feet.
[2] For plypanel sound 1 side, deduct $8.70 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add $7.75 per 1,000 square feet; for lengths over 9' through 10', add $11.75 per 1,000 square feet, for lengths over 10' through 11', add $19.45 per 1,000 square feet, for lengths over 11' through 12', add $23.45 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add $11.75 per 1,000 square feet.
[5] Plyform, with oiled faces, add $1.45 per 1,000 square feet.
[6] Plyscord, ½" and ⅜", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet		
	3 ply	*5 ply*	*7 ply*
Toxic glue lines	$4.00	$8.00	$12.00
All other special gluing specifications (with or without toxic)	7.35	14.65	22.00

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class II retailers located in that portion of the State of Florida lying in Okaloosa, Santa Rosa and Escambia Counties; that portion of the State of Alabama lying west of, but not including, Jackson, DeKalb, Cherokee, Calhoun, Cleburne, Clay, Tallapoosa, Macon, Bullock, Pike, Coffee and Geneva Counties; and that portion of the State of Tennessee lying in Robertson, Sumner, Macon, Cheatham, Davidson, Trousdale, Smith, Wilson, Rutherford, Williamson, Maury, Bedford, Lincoln, Giles, Marshall and Lawrence Counties. (89½¢ carload freight rate from Seattle, Wash.)

[Class II retailers are sellers who purchase plywood only from distribution plants or jobbers]

TABLE II–A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [5]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$0.06¼	$0.06¾	$0.07	$0.09½	$0.09	$0.08¾	
⅜", 3 ply	.08½		.09½	.12	.11¾	.11¼	$0.07
½", 5 ply	.11½	.15¼	.12¾	.17¼	.16¾	.16½	.09¾
⅝", 5 ply		.17¾	.15	.20¾	.20	.19½	.11½
¾", 5 ply		.19¾	.17¾	.23¾	.23½	.22¾	
1 1/16", 5 ply			.18¾	.27¾	.27¼	.27	
⅞", 7 ply			.20	.29¾	.29¼	.28¾	
1", 7 ply			.22	.33¼	.33	.32½	
1 1/16", 7 ply			.24¾	.37¼	.36¾	.36½	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1¢ per square foot for widths 24" and under, deduct ½¢ per square foot.
[2] For plypanel sound 1 side, deduct ½¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add 1¢ per square foot; for lengths over 9' through 10', add 1¼¢ per square foot; for lengths over 10' through 11', add 2¼¢ per square foot; for lengths over 11' through 12', add 2¾¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1½¢ per square foot.
[5] Plyform, with oiled faces, add 1¢ per square foot.
[6] Plyscord ½" and ⅜", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot		
	3 ply	*5 ply*	*7 ply*
Toxic glue lines	½¢	1¢	1½¢
All other special gluing specifications (with or without toxic)	¾¢	1¾¢	2½¢

TABLE II–B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [5]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$68.40	$80.75	$66.40	$87.90	$84.75	$81.55	
⅜", 3 ply	79.65		88.50	112.35	109.15	105.95	$66.10
½", 5 ply	107.30	141.75	118.75	160.75	157.55	154.35	87.60
⅝", 5 ply		160.75	140.30	189.45	186.30	183.10	107.75
¾", 5 ply		180.20	160.40	222.75	219.55	216.35	
1 1/16", 5 ply			175.75	259.85	255.85	252.65	
⅞", 7 ply			188.10	277.20	273.20	269.20	
1", 7 ply			206.80	312.05	308.05	304.85	
1 1/16", 7 ply			231.55	348.65	344.65	340.65	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.90 per 1,000 square feet; for widths 24" and under, deduct $4.35 per 1,000 square feet.
[2] For plypanel sound 1 side, deduct $4.00 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add $8.40 per 1,000 square feet; for lengths over 9' through 10', add $12.75 per 1,000 square feet; for lengths over 10' through 11', add $21.15 per 1,000 square feet; for lengths over 11' through 12', add $25.50 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add $12.75 per 1,000 square feet.
[5] Plyform, with oiled faces, add $1.60 per 1,000 square feet.
[6] Plyscord, ½" and ⅜", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet		
	3 ply	*5 ply*	*7 ply*
Toxic glue lines	$4.35	$8.70	$13.05
All other special gluing specifications (with or without toxic)	7.95	16.95	23.95

[F. R. Doc. 46–4252; Filed, Mar. 14, 1946; 1:53 p. m.]

[Region VII Order G–30 under RMPR 251]

PAINTING, DECORATING AND PAPERHANGING SERVICES IN WYOMING

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended and by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for painting, decorating and paperhanging services performed by any person, hereinafter called the seller, for any person, hereinafter called the purchaser, in connection with a residential building, structure or construction project at a fixed site in the State of Wyoming.

(b) *Definitions.* (1) "Person" means any individual, corporation, partnership, association, or any other organized group of persons; its legal successors or representatives; the United States or any other government, or any of its political sub-divisions; or any agency of any of the foregoing; and includes sub-contractors as well as prime contractors.

(2) "Painting, decorating and paperhanging services" means the services and materials required to paint or decorate a building, structure or construction project at a fixed site, or any part, fixture or equipment thereof, or to apply wall paper, decorating, surface finishing or other similar materials to walls, ceilings or floors thereof, or the application of calcimine, shellac, varnish or any other protective or ornamental coating thereto, together with all preparatory or incidental work such as waxing, oiling, staining, washing and cleaning, or removing existing paint, decoration or paper finishes, or other similar materials from surfaces with liquid, steam, sand blast or any other method, and such other services as are commonly included in the rendering of painting; decorating and paperhanging services, either prior to or after the furnishing of such services.

(3) "Residential building, structure or construction project" means any building, structure or construction project, or part thereof, used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other outbuildings.

(4) "Maximum labor charge" means the amount charged for labor of a specified type or class for painting, decorating and paperhanging services, made whether at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and overhead costs and profit, together with overtime applicable in either case.

(5) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942 for the same class of laborers, or the seller's actual labor cost based on the wage rates which have been subsequently approved by a federal wage or stabilization agency.

(6) "Journeyman" means any skilled person who renders painting, decorating and paperhanging services.

(7) "Apprentice" means any person, other than a journeyman who, pursuant

to an apprenticeship agreement is engaged in learning the trade, and who renders painting, decorating and paperhanging services.

(8) "Helper" means any person other than a journeyman or apprentice who renders painting, decorating and paperhanging services as an assistant or otherwise.

SEC. 2. *Geographical applicability.* This Order G–30 applies to all of the State of Wyoming.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services covered by this order and any maximum prices heretofore approved by the Regional Administrator of Region VII or by the Cheyenne District Director under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded as of the effective date hereof. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to services covered by this order.

SEC. 4. *Maximum prices.* The maximum prices for services covered by this order shall be the sum of a maximum labor charge, a charge for the materials used, and such other charges as are permitted by this order. The maximum labor charge shall be the sum of the separate charges determined by multiplying the number of hours of labor performed by journeymen, apprentices, helpers and others in each category by the maximum straight time hourly rate provided for that category in subsection I of this section. The maximum price of the materials used and of other permitted charges are given in sub-section II of this section.

I. *Maximum labor charges.* (1) The maximum labor charges per hour straight time for services covered by this order performed by journeymen, apprentices, helpers and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

TABLE I—MAXIMUM LABOR CHARGE PER HOUR STRAIGHT TIME

Column A Labor cost per hour:	Column B *Maximum labor charge per hour straight time*
$1.00 or less	160% of actual labor cost
$1.01 to $1.04	$1.65
$1.05 to $1.09	1.70
$1.10 to $1.14	1.80
$1.15 to $1.19	1.90
$1.20 to $1.24	1.95
$1.25 to $1.29	2.05
$1.30 to $1.34	2.10
$1.35 to $1.39	2.20
$1.40 to $1.44	2.25
$1.45 to $1.49	2.35
$1.50 to $1.54	2.45
$1.55 to $1.59	2.50
$1.60 to $1.64	2.60
$1.65 to $1.69	2.70
$1.70 to $1.74	2.75
$1.75 to $1.79	2.85
$1.80 to $1.84	2.90
$1.85 to $1.89	3.00
$1.90 to $1.94	3.05
$1.95 to $1.99	3.15
$2.00 or more	160% of actual labor cost

(a) *Measurement of hours.* The number of hours which may be charged against any job covered by this order shall be counted from the time the workman leaves the seller's shop or the previous job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. The time in transit to or from the job may be charged only once per day. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 8 of this order.

(b) *Overtime.* When work is performed at the purchaser's request between the hours of 4:30 p. m. or 5:00 p. m. whichever is the customary quitting time and 8:00 a. m. on Monday to Friday, both inclusive, or on Saturdays, Sundays, New Year's Day, Fourth of July, Thanksgiving Day or Christmas Day, or any other legal holiday, the maximum labor charge per hour for work during such hours shall be 150% of the maximum straight time hourly rate authorized in this order.

(c) *Minimum charges.* If a job covered by this order requires less than one man hour the maximum labor charge shall be for one man hour.

(d) *Self-employed painter, decorator or paperhanger.* A self-employed painter, decorator or paperhanger who himself performs services covered by this order, either alone or with his employees shall charge for his services not more than the hourly rate charged by him as of the date of this order but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed.

II. *Maximum prices of materials and other permitted charges*—(1) *Maximum prices of materials.* The maximum prices which may be charged by a seller of materials used shall not be more than the maximum prices provided by the appropriate maximum price regulation for sales of such materials at retail, by established paint, decorating and paperhanging supply firms nearest his place of business, based on the manufacturers' published retail price lists. If the materials being sold are marked by a manufacturer's label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials under this order shall not exceed the price marked on the label.

(2) *Sub-contracted work.* Where services covered by this order are subcontracted by a seller under this order, the maximum charge to the purchaser shall not exceed the maximum price which the seller might lawfully have charged under this order if he had performed the services.

(3) *Special equipment.* If, during March, 1942, the seller made an extra charge for the use of special equipment, such as spraying machines, steaming machines for removing wallpaper, special types of scaffolding or floor sanding machines, but not including standard equipment such as brushes, ladders and other ordinary equipment, his maximum price per hour for such use after the effective date of this order shall not be in excess of the highest price per hour he charged therefor during March, 1942. If the seller acquired such special equipment after March, 1942, but prior to the effective date of this order, and thereafter established maximum prices per hour for such uses under the applicable maximum price regulation, he may continue to charge such established price. In either case, the seller must have records available to substantiate the charging of such price and such price must be filed with the District Office of the Office of Price Administration pursuant to section 9 of this order. If a seller commences the use of special equipment after the effective date of this order he shall establish his maximum hourly price therefor under the applicable maximum price regulation and file such price with the District Office within ten days.

(4) *Extra charge for use of paint brushes.* If a job, covered by this order, requires the use of paint brushes, the seller may make an extra charge therefor of not to exceed 5¢ per man-hour of time consumed on the particular job.

(5) *Out of town travel expenses.* The seller who furnishes men on an out-of-town job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expenses at not to exceed 5¢ per mile for travel beyond five miles from the city limits, and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(6) *Transportation.* If a seller uses his truck to transport materials, equipment and men to and from a job a distance of more than five miles beyond the city limits, he may charge not more than 5¢ per mile to and from the job for travel beyond that distance and similarly if other means of transporation are used.

SEC. 5. *Guaranteed price.* A seller may sell a job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 6. *Related and incidental construction work and materials.* If on any job covered by this order any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work and materials shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 7. *Notification*—(a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work furnish to the purchaser, a statement, and keep a copy thereof at his principal place of business, showing the following:

(1) The names and addresses of the seller and purchaser.
(2) The location of the job.
(3) The date the job was completed.
(4) The description of the work performed and the total charged for the job, including both services and materials used, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for services covered by this order for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the materials used and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the Office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 8. *Records.* Each seller must keep and retain, at his principal place of business, records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The time the job was commenced and completed.
(5) A description of the services performed and materials used, and the quantities and prices of each.
(6) The hours worked and labor charges by types and classes of labor.
(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 9. *Filing and reporting of maximum prices.* (a) Each seller subject to this order shall, within thirty days after the effective date of this order, or within 10 days after any increase in labor costs is put into effect, or in the case of new sellers within ten days after first entering business, file with the Cheyenne District Office of the Office of Price Administration the following information:

(1) The "maximum labor charge" as that term is defined in section 1 (b) (4) of this order, in terms of the straight time hourly rate to be charged the purchaser for services covered by this order for each class of workmen employed by him.

(2) The "labor cost" as that term is defined in section 1 (b) (5) of this order, in terms of the authorized straight time hourly rate paid each class of workmen by the seller.

(3) A statement that the prices charged by the seller for the materials used will not exceed the maximum prices provided by the appropriate maximum price regulations for retail sales of such materials by established paint, decorating, and paperhanging supply firms nearest his place of business, based on the manufacturer's published retail price lists; and a statement that the maximum charge to the purchaser for services subcontracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all special equipment, and the maximum hourly charges therefor, which were in effect in March, 1942, or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by self-employed painters, decorators, or paperhangers as of the effective date of this order, pursuant to section 4 I (1) (d) of this order, or in the case of a new self-employed painter, decorator or paperhanger, the proposed hourly rate to be charged but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove or revise any maximum price proposed so as to make it in line with the level of maximum prices under this order. If the District Director fails to act within 20 days from the time of the filing, the proposed prices shall be deemed to be in effect.

SEC. 10. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell services or materials used, or both, covered by this order at prices higher than the maximum prices established by this order.

SEC. 11. *Evasions.* Any practice, scheme, or device which results in a higher price to the purchaser of services covered by this order or materials used, than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided in the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any services covered by this order or materials used, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any service, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of the services covered by this order nor shall the seller lower the quality of the materials used below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of services covered by this order or materials used.

SEC. 12. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 13. *Licensing.* The provisions of Licensing Order No. 1 licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G–30 shall become effective March 1, 1946.

Issued this 15th day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-4273; Filed, Mar. 14, 1946; 2:02 p. m.]

[Region VIII Order G–109 Under 18 (c), Amdt. 1]

VENETIAN BLIND SLATS IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G–109 under § 1499.18 (c) of the General Maximum Price Regulation is amended in the following respects:

1. The tables of maximum prices in paragraphs (a) (1) and (a) (2) are amended to read as follows:

(a) (1) For slats meeting the following specifications:

Width	Maximum price for carlots		Maximum price for less than carlots	
	Port Orford cedar	Douglas fir	Port Orford cedar	Douglas fir
1⅛ inch	$8.00	$7.75	$8.80	$8.50
1½ inches	9.00	8.75	9.90	9.60
1¾ inches	9.60	9.35	10.58	10.30
1⅞ inches	10.05	9.80	11.05	10.80
2 inches	10.30	10.05	11.30	11.05
2⅜ inches	10.95	10.70	12.05	11.80

(2) For slats not meeting the specifications stated above in subparagraph (a) (1).

Width	Maximum price for carlots		Maximum price for less than carlots	
	Port Orford cedar	Douglas fir	Port Orford cedar	Douglas fir
1¼₆ inches	$4.00	$3.85	$4.40	$4.25
1⅛ inches	4.50	4.35	4.95	4.80
1¾ inches	4.80	4.65	5.25	5.13
1⅞ inches	5.00	4.90	5.50	5.40
2 inches	5.15	5.00	5.65	5.50
2⅛ inches	5.45	5.35	6.00	5.90

This amendment to Order No. G–109 shall become effective February 21, 1946.

Issued this 21st day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–4281; Filed, Mar. 14, 1946; 2:05 p. m.]

[Region I Order G–36 Under RMPR 122, Amdt. 3]

SOLID FUELS IN DOVER-EXETER, MASS., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (2) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G–36 under Revised Maximum Price Regulation No. 122 is hereby amended in the following respect:

1. The following paragraph (n) is added:

(n) Dealers located in the towns of Barnstead, Epsom and Pittsfield, in connection with their sales of any solid fuels covered by this order, may add the increases shown below to the maximum prices set forth under each of the price schedules contained herein, as follows:

Size	Unit	Increase
All sizes	Net ton	$0.45
	½ ton	.22
	¼ ton	.11
	100 lbs	None

This Amendment No. 3 shall become effective March 11, 1946.

Issued this 5th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46–4283; Filed, Mar. 14, 1946; 2:06 p. m.]

[Region II Order G–1 Under MPR 592]

H. W. BELL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion, and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, and by section 16 of Maximum Price Regulation No. 592, *It is hereby ordered*, That:

(a) Maximum delivered prices of H. W. Bell Company for concrete and cinder blocks of the sizes, types, and descriptions listed below, are adjusted as stated below:

Description, type and size of block	*Adjusted delivered prices per thousand*
Regular hollow 55% void—45% solid:	
a. solid end:	
3 x 8 x 18	$84.04
4 x 8 x 18	98.40
6 x 8 x 18	138.44
b. open end:	
8 x 8 x 18	180.55
10 x 8 x 18	249.06
12 x 8 x 16	258.50
Solid 25% void—75% solid:	
a. solid end:	
2 x 8 x 18	75.00
3 x 8 x 18	100.00
4 x 8 x 18	116.80
6 x 8 x 18	155.95
b. open end:	
8 x 8 x 18	210 64
10 x 8 x 18	295.30
12 x 8 x 16	286.07
Backers:	
6 x 7¾ x 18	133.83
8 x 7¾ x 18	180.55
2" furring	56.13

Differentials over above prices on the items listed below as stated below	
Sash block	2¢ extra
Wood jamb block	4¢ extra
Single corner block	1¢ extra
Double corner block	2¢ extra
Half blocks, ½ price of regular block (plus 1¢ extra).	

These prices are subject to a discount of 8% to dealers and an allowance of 12% for pick-up at your yard.

(b) Persons who buy from H. W. Bell Company, for resale, the concrete and cinder blocks above mentioned, may add to their maximum prices of these products, as determined under the applicable regulation, the dollars and cents amount of the increase in cost to them resulting from this adjustment. At or before the first sale after the date hereof, to any reseller, H. W. Bell Company, shall notify such reseller in writing, of the provisions of this paragraph, and shall state to such reseller, the amount of the dollar and cent increase in price, which such reseller may add to his maximum price under the provisions of this paragraph.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order.

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) All prayers of the application of H. W. Bell Company not granted herein, are denied.

(g) H. W. Bell Company may, within 60 days after the date of this order, file with this office a request for review by the Administrator of the partial denial of this application.

(h) Order No. 20 under section 16 of Maximum Price Regulation No. 592, issued January 22, 1946, is superseded by this order, and is hereby revoked as of the effective date of this order.

This order shall become effective immediately.

Issued this 6th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–4284; Filed, Mar. 14, 1946; 2:06 p. m.]

[Region IV Order G–5 under Gen. Order 68]

SOFTWOOD PLYWOOD IN FLORIDA, GEORGIA, AND TENNESSEE

Order No. G–5 issued pursuant to General Order No. 68, maximum prices for retail sales of softwood plywood in the area hereinafter described; Docket No. IV–GO 68–5.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by the type sellers of softwood plywood specified in Tables I–A, I–B, II–A and II–B delivered to a purchaser in the area hereinafter more specifically described: That portion of Region IV to which the carload freight rate from Seattle, Washington is 92¢ per CWT., i. e.: that portion of the State of Florida lying in Jackson, Calhoun, Gulf, Holmes, Washington, Bay and Walton counties; that portion of the State of Georgia lying west of, but not including, Fannin, Lumpkin, Hall, Barrow, Walton, Newton, Jasper, Butts, Lamar, Pike, Upson, Taylor, Schley, Sumter, Lee, Dougherty, Mitchell, and Grady counties; that portion of the State of Alabama lying east of, but not including, Madison, Marshall, Etowah, Saint Clair, Talladega, Coosa, Elmore, Montgomery, Crenshaw and Covington counties; that portion of the State of Tennessee lying east of, but not including, Macon, Smith, Wilson, Rutherford, Bedford, Moore and Lincoln counties, and west of, but not including, Claiborne, Grainger, Jefferson, Sevier, Blount, Monroe and Polk counties.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means any sale to an ultimate user, including, among others, commercial users, industrial users, and contractors, except where the sale is made by a plywood manufacturer, or a distribution plant which in 1941 received more than 20% of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Revised Maximum Price Regulation 13.

SEC. 3. *Description of types of sellers covered by this order.* This order covers two types of sellers at retail, viz:

(a) *Class I retailers.* Class I retailers are those who, since June 20, 1945, purchased or purchase at least one carload of softwood plywood on direct-mill shipment. (Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or retail yard is a direct-mill shipment, no matter who the seller is.)

(b) *Class II retailers.* Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

SEC. 4. *Description of plywood covered by this order.* For the purpose of this order all items of plywood priced under the provisions of 3d Revised Maximum Price Regulation 13 are covered by this order. (Sales of hardwood plywood, also all species of softwood plywoods not priced under 3d Revised Maximum Regulation 13, are not covered by this order. Such species continue to be subject to pricing under the applicable regulations for the species.)

SEC. 5. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of 3d Revised Maximum Price Regulation 13 shall apply to sales covered by this order.

SEC. 6. *Maximum prices.* The maximum prices for softwood plywood covered by this order are set forth in Tables I–A, I–B, II–A and II–B which are annexed to and made a part of this order.

SEC. 7. *Additions for delivery.* If the buyer requests delivery in a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. No deduction need be made, however, if the purchaser elects to make his own delivery within the free delivery zone. If, on the other hand, delivery is made outside this free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Revised Maximum Price Regulation 13, viz: the amount computed by multiplying the estimated weights set forth in section 22 by the applicable freight rate.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Tables I–A, I–B, II–A and II–B which list maximum prices fixed by this order in each of his places of business in the above designated area in a manner plainly visible to all purchasers.

SEC. 9. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of the buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–5 shall become effective February 28, 1946.

Issued this 15th day of February 1946.

ALEXANDER HARRIS,
Regional Administrator.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class II retailers located in that portion of the State of Florida lying in Jackson, Calhoun, Gulf, Holmes, Washington, Bay and Walton Counties; that portion of the State of Georgia lying west of, but not including, Fannin, Lumpkin, Hall, Barrow, Walton, Newton, Jasper, Butts, Lamar, Pike, Upson, Taylor, Schley, Sumter, Lee, Dougherty, Mitchell and Grady Counties; that portion of the State of Alabama lying east of, but not including, Madison, Marshall, Etowah, Saint Clair, Talladega, Coosa, Elmore, Montgomery, Crenshaw and Covington Counties; and that portion of the State of Tennessee lying east of, but not including, Macon, Smith, Wilson, Moore, Rutherford, Bedford, and Lincoln Counties, and west of, but not including, Claiborne, Grainger, Jefferson, Sevier, Blount, Monroe and Polk Counties. (72¢ carload freight rate from Seattle, Wash.)

[Class II Retailers are sellers who purchase plywood only from distribution plants or jobbers.]

TABLE II-A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [4]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$0.06¼	$0.06¾	$0.07¾	$0.09½	$0.09	$0.06¾	
⅜", 3 ply	.06¾		.09½	.12	.11¾	.11¼	$0.07
½" 5 ply	.11½	.15¾	.12¾	.17¼	.17	.16½	.09½
⅝", 5 ply		.17¾	.15	.20¼	.20	.19½	.11½
¾", 5 ply		.19¾	.16¾	.24	.23¼	.23¼	
13/16", 5 ply			.18¾	.27¾	.27½	.27	
⅞", 7 ply			.20¾	.29¾	.29¼	.29	
1", 7 ply			.22¼	.33½	.33	.32¾	
1⅛", 7 ply			.24¾	.37¼	.37	.36½	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct ¼¢ per square foot; for widths 24" and under, deduct ½¢ per square foot.
[2] For plypanel sound 1 side, deduct ½¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add 1¢ per square foot; for lengths over 9' through 10', add 1½¢ per square foot; for lengths over 10' through 11', add 2¼¢ per square foot; for lengths over 11' through 12' add 2¾¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1½¢ per square foot.
[5] Plyform, with oiled faces, add ¾¢ per square foot.
[6] Plyscord, ½" and ⅝", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot		
	3 ply	*5 ply*	*7 ply*
Toxic glue lines	½¢	1¢	1½¢
All other special gluing specifications (with or without toxic)	¾¢	1¾¢	2¾¢

TABLE II-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [2]	Plypanel,[1] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [4]
				Sound 2 sides	Industrial	Sound 1 side	
¼", 3 ply	$58.70	$81.05	$66.70	$88.20	$85.00	$81.85	
⅜", 3 ply	80.05		88.90	112.75	109.55	106.40	$66.50
½" 5 ply	107.90	142.30	119.35	161.30	158.10	154.95	88.15
⅝" 5 ply		161.45	141.00	190.15	186.95	183.80	108.45
¾", 5 ply		181.00	161.20	223.55	220.40	217.20	
13/16", 5 ply			176.60	260.70	256.75	253.55	
⅞", 7 ply			189.05	278.15	274.15	270.20	
1", 7 ply			207.90	313.15	309.20	306.00	
1⅛", 7 ply			232.80	349.90	345.90	341.90	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.90 per 1,000 square feet; for widths 24" and under, deduct $4.35 per 1,000 square feet.
[2] For plypanel sound 1 side, deduct $4.00 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add $8.40 per 1,000 square feet; for lengths over 9' through 10', add $12.75 per 1,000 square feet; for lengths over 10' through 11', add $21.15 per 1,000 square feet; for lengths over 11' through 12', add $25.50 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add $12.75 per M square feet.
[5] Plyform, with oiled faces, add $1.60 per 1,000 square feet.
[6] Plyscord, ½" and ⅝", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet		
	3 ply	*5 ply*	*7 ply*
Toxic glue lines	$4.35	$8.70	$13.05
All other special gluing specifications (without or with toxic)	7.95	16.95	23.95

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class I retailers located in that portion of the *State of Florida* lying in Jackson, Calhoun, Gulf, Holmes, Washington, Bay and Walton Counties; that portion of the *State of Georgia* lying west of, but not including, Fannin, Lumpkin, Hall, Barrow, Walton, Newton, Jasper, Butts, Lamar, Pike, Upson, Taylor, Schley, Sumter, Lee, Dougherty, Mitchell and Grady Counties; that portion of the *State of Alabama* lying east of, but not including, Madison, Marshall, Etowah, Saint Clair, Talladega, Coosa, Elmore, Montgomery, Crenshaw and Covington Counties, and that portion of the *State of Tennessee* lying east of, but not including, Macon, Smith, Wilson, Moore, Rutherford, Bedford and Lincoln Counties, and west of, but not including, Claiborne, Grainger, Jefferson, Sevier, Blount, Monroe and Polk Counties. (92¢ carload freight rate from Seattle, Wash.)

[Class I retailers are sellers who purchase plywood in carload quantities]

TABLE I-A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [2]	Ply panel, [3] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing), rough [6]
				Sound 2 sides	Industrial	Sound 1 side	
2½", 3 ply	$0.06	$0.08	$0.06¾	$0.08¾	$0.08½	$0.06¾	
¾", 3 ply	.08	.09	.11¾	.11	.10½		$0.06¾
½", 5 ply	.10¾	.14¼	.12	.16¾	.15¾	.15½	.08¾
⅝", 5 ply		.16¼	.14	.19	.18¾	.18½	.10¾
¾", 5 ply		.18	.16	.22¼	.22	.21¾	
13/16", 5 ply			.17¾	.26	.25¾	.25½	
⅞", 7 ply			.19	.27¾	.27½	.27	
1", 7 ply			.20¾	.31¾	.31	.30½	
1⅛", 7 ply			.23¼	.35	.34½	.34¼	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct 1½¢ per square foot; for widths 24" and under, deduct 3¢ per square foot.
[2] For plypanel sound 1 side, deduct 3¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add 3¢ per square foot; for lengths over 9' through 10', add 1¼¢ per square foot; for lengths over 10' through 11', add 2¢ per square foot; for lengths over 11' through 12', add 2½¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1½¢ per square foot.
[5] Plyform, with oiled faces, add 1¢ per square foot.
[6] Plyscord, ½" and ⅝", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot		
	3 ply	*5 ply*	*7 ply*
Toxic glue lines	¼¢	⅜¢	1¼¢
All other special gluing specifications (with or without toxic)	¾¢	1¾¢	2½¢

TABLE I-B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel [1]). Lengths to 96" [4]]

Thickness	Plywall	Plyform [2]	Ply panel [3] sound 2 sides [3]	Exterior grades [3]			Plyscord (sheathing) rough [6]
				Sound 2 sides	Industrial	Sound 1 side	
2½", 3 ply	$54.00	$74.55	$61.35	$81.15	$78.30	$75.25	
¾", 3 ply	73.60		81.75	105.55	101.75	97.80	$61.15
½", 5 ply	99.20	130.85	109.65	148.35	145.40	142.47	81.05
⅝", 5 ply		148.45	129.65	174.85	171.95	169.00	99.75
¾", 5 ply		166.45	148.25	205.60	202.65	199.75	
13/16", 5 ply			161.05	239.75	236.05	233.15	
⅞", 7 ply			173.85	255.80	252.15	248.45	
1", 7 ply			191.20	288.60	283.35	281.40	
1⅛", 7 ply			214.05	321.75	318.05	314.40	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.65 per 1,000 square feet; for widths 24" and under, deduct $4.60 per 1,000 square feet.
[2] For Plypanel round 1 side, deduct $3.70 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add $7.75 per 1,000 square feet; for lengths over 9' through 10', add $11.75 per 1,000 square feet; for lengths over 10' through 11', add $19.45 per 1,000 square feet; for lengths over 11' through 12', add $23.45 per 1,000 square feet; for widths over 48" through 60" (except Plywall and Plyscord) add $11.75 per 1,000 square feet.
[5] Plyform, with oiled faces, add $1.45 per 1,000 square feet.
[6] Plyscord, ½" and ⅝", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet		
	3 ply	*5 ply*	*7 ply*
Toxic glue lines	$4.00	$6.60	$12.00
All other special gluing specifications (with or without toxic)	7.35	14.65	22.00

[F. R. Doc. 46-4253; Filed, Mar. 14, 1946; 1:54 p. m.]

[Region VI Rev. Order G-15 Under RMPR 122, Amdt. 2]

SOLID FUELS IN QUAD CITIES AREA

An opinion accompanying this Amendment No. 2 has been issued simultaneously herewith. Revised Order No. G-15 is amended in the following respects: Paragraph (c), *Price schedule*, is amended to read as follows:

(c) *Price schedule.* (1) Immediately below and as part of this paragraph (c) is a schedule which sets forth maximum prices before discounts for sales by direct delivery of specified sizes, kinds and quantities of solid fuels. Column I describes the fuel for which prices are established; Columns 2, 3 and 4 show maximum prices for fuel delivered in quantities indicated by each column heading. All prices are stated on a net ton basis.

The price schedule lists maximum prices for the sale of coal on the basis of the type of mine operation by means of which it is produced. On sales of coal produced in District Nos. 7, 8, 9, and 11, the prices established are similar for the same kind and size of fuel regardless of the type of mine operation. On District No. 10 coal as described in paragraph IV, A and B, prices apply to coal produced in Deep Machine Mines only; as described in paragraph IV, C, prices apply as specified to coal produced in Deep Machine Mines and Strip Mines; as described in paragraph IV, D, prices apply to coal produced in Strip Mines only. The prices of Pennsylvania Anthracite and By-Product Coke are unaffected by the type of mine operation.

PRICE SCHEDULE

I	2 tons or more delivered (per ton)	1 ton delivered (per ton)	½ ton delivered (per ½ ton)
I. Low volatile bituminous coal from district No. 7 (West Virginia and Virginia):			
1. Egg—size group No. 2; top size 3" and larger; bottom size no limit (price classification A)	$13.15	$13.40	$6.95
II. High volatile bituminous coal from district No. 8 (east Kentucky and West Virginia and parts of Virginia and Tennessee)			
1. Lump and egg—size groups 1, 2, and 3; prep. group A (all lump coals bottom size larger than 2". All egg coals, top size larger than 3", bottom size larger than 3" not exceeding 4")	12.20	12.45	6.48
2. Lump—size groups 1 and 2; all lump coal bottom size larger than 3". Price groups E through J. (From Southern Appalachian district)	12.15	12.40	6.48
3. Lump—size groups 1 and 2; all lump coal bottom size larger than 3". Price groups E through M	11.90	12.15	6.33
4. Egg—size group No. 2; all egg coal top size larger than 6" and bottom size larger than 3". Price groups E through J. (From Southern Appalachian district)	11.75	12.00	6.28
5. Egg—size group No. 6 (including 6" x 2" and 5" x 3". Price classification E through N)	11.30	11.55	6.03
6. Stoker—size group No. 10; all double screened stoker coals; top size not exceeding 1¼" and bottom size less than 1¼"; price classification B through E	11.25	11.50	6.03
III. High volatile bituminous coal from district No. 9 (western Kentucky):			
A. Lump—size group Nos. 1 and 2, larger than 4":			
1. No. 6 seam	8.71	8.96	4.73
2. No. 9 or 11 seam	8.21	8.46	4.48
3. No. 14 or Stray seam	8.81	9.06	4.78
B. Egg—size group No. 3 (including 8" x 3", 7" x 3" and 6" x 3"):			
1. No. 6 seam	8.21	8.46	4.48
2. No. 9 or 11 seam	8.21	8.46	4.48
3. No. 14 or stray seam	8.71	8.96	4.73
C. Nut, stoker and pea coals—Size groups 9-12 inc.; all raw double screened nut; stoker and pea coals top size not exceeding 2" and bottom size larger than 10 mesh or ½2":			
1. No. 6 seam	8.81	9.06	4.78
2. No. 14 or stray seam	7.66	7.91	4.25

PRICE SCHEDULE—Continued

I	2 tons or more delivered (per ton)	1 ton delivered (per ton)	½ ton delivered (per ½ ton)
IV. High volatile bituminous coal from district No. 10 (Illinois):			
A. Southern subdistrict (price groups 1 2 and 8) (deep machine mines):			
1. Lump—size groups 1 and 2 (4" and larger)	$8.90	$9.15	$4.85
2. Egg—size group No. 3 (including 8" x 3", 7" x 3" and 6" x 3")	8.95	9.20	4.85
3. Egg and nut—size groups 4, 5, 6, and 8 (including 5" x 2", 4" x 2", 3" x 2", and 2" x 1¼").	8.65	8.90	4.70
4. Prepared stoker—size group Nos. 21, 22 and 28; washed or air cleaned nut and pea coals; bottom size larger than 1 millimeter; top size not exceeding 2"; and dry dedusted special stoker—bottom size larger than 28 mesh and top size not exceeding 3/16"	8.45	8.70	4.63
5. Washed and dedusted screenings—size group Nos. 23, 24, 26 and 27; washed or air cleaned screenings; top size not exceeding 2" and dry dedusted screenings top size not exceeding 2"	7.80	8.05	4.28
B. Central subdistrict (price group Nos. 12, 13, and 29):			
1. Lump—size group Nos. 1 and 2; larger than 4" (deep machine mines)	7.65	7.90	4.20
C. Belleville subdistrict (price group Nos. 10 and 16-22 inclusive):			
1. Egg—size group Nos. 2 including 7" x 4" and 6" x 4":			
(a) Strip mines	7.95	8.20	4.38
(b) Deep machine mines	8.00	8.25	4.40
D. Fulton Peoria subdistrict (strip mines):			
1. Lump and egg—size group Nos. 1, 2, and 3. All lump or egg coals—bottom size larger than 2"; washed or raw; price group Nos. 24, 25, and 26	6.85	7.10	3.83
2. Lump and egg—size group Nos. 1, 2, and 3. All lump or egg coals bottom size larger than 2"; washed or raw—price groups Nos. 27 and 28	7.00	7.25	3.88
3. Egg, nut, and stove—size group Nos. 4, 5, 6, and 8; all egg, nut and stove coals, bottom size 2" and smaller. Washed or raw including 6" x 2", 5" x 2", 4" x 2", 3" x 2", and 2" x 1¼"; price groups 24 to 28 inclusive	6.50	6.75	3.63
4. Washed nut and pea—size group Nos. 17 to 20, inclusive. Washed or air cleaned nut and pea coal—bottom size larger than 10 mesh or 1/32" and top size not exceeding 2". Price group Nos. 27 and 28	6.70	6.95	3.75
5. Washed screenings — size group Nos. 23 and 26; washed or air cleaned screenings; top size not exceeding 2". Price group Nos. 27 and 28	6.45	6.70	3.60
V. High volatile bituminous coal from district No. 11 (Indiana):			
1. Lump and egg—size group Nos. 1, 2, and 3; all lump or egg coal, bottom size larger than 2"; washed or raw; price group Nos. 6 and 14	9.68	9.93	5.22
2. Lump and egg—size group Nos. 1, 2, and 3; all lump or egg coal; bottom size larger than 2"; washed or raw; price group Nos. 15 and 16	9.23	9.48	5.02
VI. Pennsylvania anthracite:			
1. Nut	19.85	20.10	10.33
VII. Byproduct coke:			
1. Egg and stove	16.45	16.70	8.60

(2) The maximum prices for all sales by dealers of solid fuels not provided for by the above schedule shall be the maximum prices applicable for such sales under Revised Maximum Price Regulation No. 122, as amended.

The prices established by this Amendment No. 2 to Revised Order No. G-15 under Revised Maximum Price Regulation No. 122 supersede those established by the adjustment permitted by Regional Orders G-27 and G-29 as to dealers covered by Revised Order No. G-15 to Revised Maximum Price Regulation No. 122.

This Amendment No. 2 to Revised Order No. G-15 shall become effective immediately as to dealers covered hereby, and it shall remain in effect until April 30, 1946.

Issued this 13th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-4275; Filed, Mar. 14, 1946; 2:03 p. m.]

[Region VIII Order G-1 Under SO 118]

ELECTRIC MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 7 of Supplementary Order 118; *It is ordered:*

(a) Maximum prices for sales by all resellers of the articles set forth below, manufactured by the Electric Manufacturing Company, 34 Dore Street, San Francisco, California, shall be determined by adding to the present ceiling prices of said articles the amounts in dollars and cents hereunder specified:

Item	*Amount of increase*
Curling iron heater:	
Model No. E	$0.38
Model No. F	.39
Model No. H	1.28
Solar duplex water heater	5.52

(b) All prices established pursuant to this order shall be subject to discounts, allowances, and price differentials no less favorable than those customarily granted by the seller.

(c) This order shall be subject to revocation or amendment at any time hereafter, either by special order or by any price regulation issued hereafter or by any supplement or amendment hereafter issued as to any price regulation, the provisions of which may be contrary hereto.

(d) This order shall become effective February 27, 1946.

Issued this 27th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-4278; Filed, Mar. 14, 1946; 2:04 p. m.]

[Region VIII Order G-13 Under RMPR 251, Amdt. 1]

PLUMBING AND HEATING SERVICES IN WASHINGTON

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-13 under Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. The title of Order No. G-13 is amended by deletion of the words "and Idaho."

2. The heading and introductory text of paragraph (a) are amended to read as follows:

(a) *Geographical applicability.* This order establishes maximum prices for "plumbing and heating services" performed in the following counties in the State of Washington: Chelan, Clallam, Grays Harbor, Island, Jefferson, King, Kitsap, Kittitas, Lewis, Mason, Pacific, Pierce, San Juan, Skagit, Snohomish, Thurston, Whatcom, Yakima, and Okanogan (except that portion thereof lying south of a line extending north 45 degrees east from the most northerly point of Douglas County); as to such services it supersedes any maximum prices which may have been established therefor by Order No. G-7 under Revised Maximum Price Regulation No. 251. This territory is divided for pricing purposes into the following three areas:

3. The description of Area 3, as set forth in paragraph (a) is amended to read as follows:

Area 3. The remainder of the part of the State of Washington covered by this order and lying east of the crest of the Cascade Mountains.

This amendment to Order No. G-13 shall become effective February 15, 1946.

Issued this 19th day of February 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-4271; Filed, Mar. 14, 1946; 2:01 p. m.]

[Region VI Rev. Order G-11 Under RMPR 122, Amdt. 3]

SOLID FUELS IN CHICAGO, ILL., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Revised Order No. G-11 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

Paragraph (d), *Price schedule*, is amended to read as follows:

(d) *Price schedule.* Immediately below and as a part of this paragraph (d) is a price schedule that sets forth maximum prices for domestic, commercial and yard sales by dealers of specified kinds, sizes and quantities of solid fuels. Service charges are set forth in section (e). Discounts are set forth in section (f). Charges for treatment of coal are set forth in section (g). Taxes are set forth in section (h).

(1) The price schedule lists maximum prices for the sale of coal on the basis of the type of mine operation by means of which it is produced. On sales of coal derived from District Nos. 1, 7, 8, 9, and 11, the prices established are similar for the same kind and size of fuel regardless of the type of mine operation. District No. 10 (Illinois) prices for coal described in paragraph IV, A, 1–7, inclusive, apply to coal derived from Deep Machine Mines and for coal described in paragraph IV, B, 1–5, inclusive, the prices vary as specified for coal obtained from Deep Machine Mines and Strip Mines. As to all other solid fuels listed the prices are unaffected by the type of mine operation.

ously herewith. Revised Order No. G–15 is a schedule which sets forth maximum

PRICE SCHEDULE

1	2 4 tons or more domestic delivered per ton	3 1–2–3 tons domestic delivered per ton	4 ½ ton domestic delivered per ½ ton	5 ¾ ton domestic delivered per ¾ ton	6 Yard sales to dealers per ton	7 Commercial per ton
I. Low volatile bituminous coal from district No. 7 (West Virginia and Virginia):						
1. Lump—5" and larger in price classification A and B	$12.85	$13.35	$7.20	$4.11	$11.10	-------
2. Lump—5" and larger in all other price classifications	12.40	12.90	6.95	4.01	10.65	-------
3. Egg—5" x 2" and larger in price classifications A and B	12.95	13.45	7.25	4.16	11.20	-------
4. Egg—5" x 2" and larger in all other price classifications	12.50	13.00	7.00	4.01	10.75	-------
5. Stove—nut or range, 2" x 1¼" and larger	12.60	13.10	7.05	4.06	10.85	-------
6. Nut—pea or small nut, 1¼" x ¾" and larger	10.95	11.45	6.25	3.66	9.55	$10.30
7. Pea or buckwheat—top size not exceeding ¾"; bottom size smaller than ¾"	10.20	10.70	5.85	3.46	8.85	9.75
8. Domestic mine run	10.50	11.00	6.00	3.51	9.15	-------
9. Screenings—1¼" and smaller	9.85	10.35	5.70	3.36	8.50	9.45
II. High volatile bituminous coal from district No. 8 (east Kentucky and West Virginia):						
1. Lump or block—5" and larger (including coals from Miller's Creek, high splint and Jellico seams and No. 5 seam coal in price classification A)	11.65	12.15	6.58	3.82	9.95	-------
2. Lump or block—5" and larger (from seams and price classifications other than above)	11.15	11.65	6.33	3.67	9.45	-------
3. Egg—5" x 2" and larger (including coals from Miller's Creek high splint and Jellico, seams and No. 5 seam coal in price classification A)	11.65	12.15	6.58	3.82	9.95	-------
4. Egg—5" x 2" and larger (from seams and price classifications other than above)	10.85	11.35	6.18	3.62	9.15	-------
5. Stove—premium nut 3" x 2"	10.75	11.24	6.13	3.57	9.05	-------
6. Nut—1¼" x 2"	10.45	10.95	5.98	3.52	8.75	-------
7. Domestic stoker	10.15	10.65	5.83	3.42	8.80	-------
8. Run of mine—screened, bottom size ¾" or smaller	9.80	10.30	5.68	3.37	8.45	-------
9. Screenings—2" or 1½" x 0, mine index #196	-------	-------	-------	-------	-------	9.55
10. Screenings—size group No. 18, modified or dedusted, top size 2" and smaller	-------	-------	-------	-------	-------	9.15
III. High volatile coal from district No. 9 (west Kentucky):						
A. 6th seam:						
1. Size groups 1 through 6, all single screen lump coals and all double-screened raw washed or air-cleaned egg coals, top size larger than 2"	9.36	9.86	5.43	3.25	7.71	-------
2. Size groups 8 to 12, inc., all raw, double-screened nut, stoker and pea coals, top size not exceeding 2" and bottom size larger than 10 mesh	8.86	9.36	5.18	3.10	7.36	-------
3. Size group 7—straight mine run no fines removed, mine run modified by removal of any intermediate size or sizes—no fines removed, all mine run resultants larger than 2"—no fines removed	8.01	8.51	4.78	2.90	6.71	-------
4. Size groups 26 to 29, inc., all dry dedusted screenings, top size not exceeding 2"	-------	-------	-------	-------	-------	7.81
B. 14th and stray seam:						
1. Size groups 23 and 24, all washed or air-cleaned screenings larger than ¾" x 0 but not exceeding 2" x 0	-------	-------	-------	-------	-------	6.96
C. 9th, 11th, and all other seams:						
1. Size groups 23 and 24—all washed or air cleaned screenings larger than ¾" x 0 but not exceeding 2" x 0	-------	-------	-------	-------	-------	7.26
IV. High volatile coal from district No. 10 (Illinois):						
A. Southern subdistrict (deep machine mines):						
1. Lump and egg—size groups 1, 2 and 3, all lump or egg coal, bottom size larger than 2", washed or raw, price groups 1, 2 and 8	9.35	9.85	5.45	3.25	7.70	-------
2. Egg and stove—size groups 4, 5, 6, and 8, all egg and stove coals bottom size 2" and smaller, washed or raw, price groups 1, 2, and 8 (inc. 4" x 2", 3" x 2" and 2" x 1¼")	9.05	9.55	5.30	3.15	7.40	-------
3. Mine run—size group 7; price group 1, 2, and 8	7.85	8.35	4.70	2.85	6.55	-------
IV. High volatile coal from district No. 10 (Illinois)—Continued						
A. Southern subdistrict—Con.						
4. Special stoker—size groups 21, 22, and 28, washed or air cleaned nut and pea coal, bottom size larger than 1 millimeter, top size not exceeding 2", and dry dedusted special stoker, bottom size larger than 28 mesh and top size not exceeding ¾", price groups 1, 2, and 8	$8.25	$8.75	$4.85	$2.96	$6.95	-------
5. Washed or dedusted screenings—size groups 23, 24, 26 and 27, washed, air cleaned and dry dedusted screenings, top size not exceeding 2"; price groups 1, 2, and 8	-------	-------	-------	-------	-------	$7.1
6. Raw and washed chestnut—size groups 10 and 18, raw washed or air cleaned nut, coal, bottom size larger than 10 mesh, top size not exceeding 2", price groups 1, 2, and 8	-------	-------	-------	-------	-------	7.3
7. Raw and washed pea—size groups 12 and 20, raw washed or air cleaned pea coal, bottom size larger than 10 mesh, top size not exceeding 1"; price groups 1, 2, and 8	-------	-------	-------	-------	-------	7.3
B. Central-Danville, Belleville subdistricts:						
1. Lump or egg—size groups 1, 2 and 3, all lump or egg coals, bottom size larger than 2", washed or raw, price groups 10, 12, 13, 16–23, inc.:						
a. Deep machine mines	8.40	8.90	4.95	3.00	6.80	-------
b. Strip mines	8.35	8.85	4.93	2.99	6.75	-------
2. Egg and stove—size groups 4, 5, 6 and 8, all egg and stove coals bottom size 2" and smaller, washed or raw, price groups 10, 16–22, inc., 12, 13 and 23 (inc. 4" x 2" and 3" x 2" and 2" x 1¼"):						
a. Deep machine mines	8.25	8.75	4.90	2.95	6.65	-------
b. Strip mines	8.20	8.70	4.88	2.91	6.60	-------
3. Washed chestnut—size group 18, washed or air cleaned nut coal, bottom size larger than 10 mesh, top size not exceeding 2"; price groups 10, 16–22, inc., 12, 13 and 23:						
a. Deep machine mines	-------	-------	-------	-------	-------	6.7
b. Strip mines	-------	-------	-------	-------	-------	6.6
4. Washed pea—size group 20, washed or air cleaned pea coal, bottom size larger than 10 mesh, top size not exceeding 1"; price groups 10, 16–22, inc., 12, 13, and 23:						
a. Deep machine mines	-------	-------	-------	-------	-------	6.7
b. Strip mines	-------	-------	-------	-------	-------	6.6
5. Washed screenings—size groups 23 and 24, washed or air cleaned screenings, top size not exceeding 2"; price groups 10, 16–22, inc., 12, 13, and 24:						
a. Deep machine mines	-------	-------	-------	-------	-------	6.6
b. Strip mines	-------	-------	-------	-------	-------	6.6
C. Northern subdistrict:						
1. Washed screenings—size groups 23 and 24, washed or air cleaned screenings, top size not exceeding 2"; price group 29: a. Strip mines	-------	-------	-------	-------	-------	6.4
V. High volatile bituminous coal from District No. 11 (Indiana):						
1. Lump and egg—size groups 1, 2, and 3, all lump and egg coals, bottom size larger than 2", washed or raw, price groups 5, 6, 13, 14, 15, 16, and 20	9.53	10.03	5.52	3.26	7.88	-------
2. Egg and stove—size groups 4, 5, 6, and 8, all egg and stove coals, bottom size 2" and smaller, washed or raw; price groups 5, 6, 13, 14, 15, 16, and 20, inc., 4" x 2", 3" x 2", and 2" x 1¼"	8.83	9.33	5.17	3.11	7.18	-------
3. Mine run—size group 7, price groups 5, 6, 13, 14, 15, 16, and 20	7.43	7.93	4.47	2.76	6.13	-------
V. High volatile bituminous coal from district No. 11—Continued						
4. Stoker nut—size groups 9–12, inc., raw nut and pea coal, bottom size larger than 10 mesh, top size not exceeding 2"; price groups 6 and 14	$7.93	$8.43	$4.72	$2.86	$6.63	-------
5. Lump and egg—size groups 1, 2, and 3, all lump and egg coals, bottom size larger than 2", washed and raw, price groups 7, 9–12, inc., 18 and 19	8.48	8.98	5.02	3.01	6.83	-------
6. Egg and stove—size groups 4, 5, 6, and 8, all egg and stove coals, bottom size 2" and smaller, washed or raw, price groups 7, 9–12, inc., 18 and 19, inc. 4" x 2", 3" x 2" and 2" x 1¼"	8.33	8.83	4.92	2.96	6.68	-------
7. Screenings—washed and dedusted, size groups 23, 24, 26, and 27	-------	-------	-------	-------	-------	$6.68
VI. Low volatile smithing coal from district No. 1 (Penn.)	12.75	13.25	7.13	4.07	11.15	-------
VII. A. Pennsylvania anthracite:[1]						
1. Egg, stove, nut	17.80	18.30	9.68	5.36	15.90	-------
2. Pea	16.10	16.60	8.81	4.92	14.25	-------
3. Buckwheat	13.90	14.40	7.70	4.38	12.10	-------
4. Rice	12.66	13.10	7.08	4.07	11.15	-------
VIII. Cannel coal from District No. 8:						
1. Lumps and chunks	$14.85	$15.35	$8.18	$4.62	$13.25	-------
IX. Briquettes:						
1. District No. 7—low volatile coal—Berwind and Glen Rogers	13.25	13.75	7.40	4.20	11.50	-------
	3 tons or more domestic delivered	1 or 2 tons domestic delivered				
X. Chicago manufactured coke:	*Per ton*	*Per ton*				
1. Egg, stove, nut	$15.30	$15.80	8.40	4.73	13.50	-------
2. Pea	14.30	14.80	7.90	4.48	12.50	-------

[1] The maximum prices for Pennsylvania anthracite sold in Evanston, Skokie, and Morton Grove shall be the maximum prices established in the above schedule, plus the following amounts, whichever is applicable:

1 or more tons	60 cents
½ ton, egg, stove and nut	35 cents
½ ton, all other sizes	30 cents
¾ ton, egg, stove and nut	20 cents
¾ ton, all other sizes	15 cents

(2) No prices are shown in Column 7, "commercial," for those fuels customarily used only for domestic purposes. Similarly, no prices are shown in Columns 1 to 6 for those fuels customarily used only for commercial purposes. For such fuels, however, the prices shown in the schedule (adjusted for the quantity delivered) are the maximum prices irrespective of the type of sale. Fuel for which only a commercial price is shown may not be sold at a price higher than the price shown in Column 7 of the schedule, irrespective of the use. Fuels for which domestic, but not commercial, prices are shown may be sold at the domestic prices indicated in the schedule, irrespective of the use to which the fuels are put. The maximum prices for solid fuels of a size and type not provided for in the schedule, shall be established under the applicable provisions of Revised Maximum Price Regulation No. 122, as amended.

This Amendment No. 3 to Revised Order No. G–11 under Revised Maximum Price Regulation No. 122 establishes maximum prices which supersede those established under Regional Orders No. G–27 and No. G–29.

This Amendment No. 3 to Revised Order No. G–11 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 1st day of March, 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–4274; Filed, Mar. 14, 1946; 2:03 p. m.]

[Region VIII Order G–2 Under SO 119]

OLD COLONY PAINT AND CHEMICAL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an Opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 14 of Supplementary Order No. 119, *It is hereby ordered:*

(a) Maximum price for resellers of paint products manufactured by Old Colony Paint and Chemical Company, 620 Lamar Street, Los Angeles, California, shall be determined by adding to the present ceiling price of each article an amount in dollars and cents equal to the percentage increase in the legal cost of each article, namely, ten percent, which increase has been occasioned by the adjustment of maximum prices granted to the manufacturer by the Office of Price Administration.

(b) All prices established pursuant to this order shall be subject to discounts, allowances, and price differentials no less favorable than those customarily granted by the seller.

(c) This order shall be subject to revocation or amendment at any time hereafter, either by special order or by any price regulation issued hereafter or any supplement or amendment hereafter issued as to any price regulation, the provisions of which may be contrary hereto.

(d) This order shall become effective February 27, 1946.

Issued this 27th day of February, 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–4262; Filed, Mar. 14, 1946; 1:58 p. m.]

[Region VIII Order G–2 Under SO 133]

GARDEN CITY POTTERY CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an Opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 6 of Supplementary Order No. 133, *It is hereby ordered:*

(a) Jobbers of potteryware items manufactured by Garden City Pottery Company, 560 North Sixth Street, San Jose, California are herewith authorized to adjust their present legal ceiling prices as follows:

The jobber's present legal ceiling price of each article manufactured by above company shall be multiplied by a factor of 1.09. The resulting figure shall constitute the adjusted dollars and cents ceiling price of the article.

(b) All prices established pursuant to this order shall be subject to discounts, allowances, and price differentials no less favorable than those customarily granted by the seller.

(c) This order shall be subject to revocation or amendment at any time hereafter either by special order or by any price regulation issued hereafter or any supplement or amendment hereafter issued as to any price regulation, the provisions of which may be contrary hereto.

(d) This order shall become effective February 28, 1946.

Issued this 28th day of February, 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–4263; Filed, Mar. 14, 1946; 1:58 p. m.]

[Region VIII Order G–5 Under MPR 592]

SPECIFIED CONSTRUCTION MATERIALS AND REFRACTORIES IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 16 of Maximum Price Regulation No. 592, *It is hereby ordered:*

(a) The maximum price at which any person may resell any product, the sale of which by its manufacturer is subject to Maximum Price Regulation No. 592, when the manufacturer's maximum price therefor has been increased by adjustment order issued by the Regional Administrator of Region VIII, shall be that person's maximum price prior to the effective date of that order, plus the dollar-and-cent amount by which the manufacturer's maximum price has been increased thereby.

(b) The adjustment provided by this order shall apply only to those commodities as to which the order adjusting the manufacturer's maximum price authorizes the manufacturer to notify resellers of their right to increase their maximum prices by a like amount and as to which the manufacturer or the person from whom the reseller acquires them has separately stated on his invoice the exact amount of the increase in the maximum price and on that invoice has made substantially the following statement:

"The OPA has granted an adjustment in price to the manufacturer of the articles covered by this invoice and the amount of that increase is separately stated herein. Order No. G–5 under MPR 592 authorizes you to increase your maximum prices by a like amount."

(c) The adjustment provided by this order shall not apply to any commodity the maximum prices for which when sold by resellers are provided by special order pertaining to such resellers.

(d) This order shall apply only to sales or deliveries made in Region VIII, which comprises the States of Washington, Oregon (except Malheur County), California, Nevada, Arizona (except those portions of Coconino and Mohave Counties lying north of the Colorado River), and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

(e) This order may be revoked, amended, or corrected at any time.

This order shall become effective February 28, 1946.

Issued this 28th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–4276; Filed, Mar. 14, 1946; 2:04 p. m.]

[Region VIII Order G–20 Under SO 94]

GO ELECTRIC RANGES IN SAN FRANCISCO REGION

For the reasons set forth in an accompanying opinion and pursuant to the authority conferred upon the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94; *It is ordered*, as follows:

(a) The maximum price of GO Electric Ranges, Model A, Serial No. 11, equipped with W switches, thermostat control, indicator light, and six foot cord, when resold after having been sold as government surplus property, shall be as follows, f. o. b. place of sale:

Type of sale:	*Maximum price*
For sale to resellers	$11.20
For sale to consumers	15.95

NOTE: The price stated above for sales to consumers is for ranges in good working condition. For ranges not in good working condition deduct $1.00 from that price.

(b) *Definitions.* (1) "Consumer" means an ultimate consumer other than an industrial or commercial user.

(2) "Reseller" means a person other than a "consumer."

(c) This order shall apply to sales in the States of California, Nevada, Oregon (except Malheur County), Washington, and Arizona (except those portions of Coconino and Mohave Counties lying north of the Colorado River), and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nes Perce, Shoshone, and Idaho.

(d) This order shall become effective February 28, 1946, and shall continue in effect until the sales for which maximum prices are herein established shall be made subject to an order issued by the National Office of the Office of Price Administration.

(e) This order may be amended, corrected, or revoked at any time.

Issued this 28th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–4277; Filed, Mar. 14, 1946; 2:04 p. m.]

[Region VIII 2d Rev. Order G–23 Under 18 (c), Amdt. 1]

FRUITS AND VEGETABLES IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator by § 1499.18 (c) as amended, of the General Maximum Price Regulation, *It is hereby ordered*, That Second Revised Order No. G–23 under § 1499.18 (c), as amended, of the General Maximum Price Regulation, be amended in the following respect:

The notes at the foot of Appendix A are deleted and the following substituted therefor:

Provided, The above maximum price distance rates shall apply on grapes moving to wineries only if they originate at a roadside pickup.

Where the actual weight of a shipment is less than 10,000 pounds the maximum rate for any such shipment will be the rate for the applicable distance shown in the column headed "Up to 18,000 Pounds" calculated at a minimum weight of 10,000 pounds.

Carriers subject to War Labor Ruling TL 3102 may add a surcharge of 5% to the applicable maximum price distance rate in the above columns. Such surcharge is retroactive to July 25, 1945.

This amendment shall become effective as of February 1, 1946.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4631)

Issued this 28th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–4265; Filed, Mar. 14, 1946; 1:58 p. m.]

[Region VIII Order G–42 Under 3 (c)]

FIR DOORS IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.3 (c) of the General Maximum Price Regulation, *It is hereby ordered:*

(a) The maximum price in the State of California for sales at retail of Douglas fir doors which have been prefit or subjected to resin sealing or toxic dipping, when sold by persons whose maximum prices would otherwise be established under §§ 1499.3 (a) or 1499.3 (c) of the General Maximum Price Regulation, shall be the maximum prices otherwise established by that regulation for Douglas Fir doors which have not been prefit or so treated, plus the following:

	Per door
For prefit doors	$0.25
For resin sealing or toxic dipping	.45

(b) This order may be amended, corrected, or revoked at any time. This order shall become effective February 27, 1946.

Issued this 27th day of February 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–4264; Filed, Mar. 14, 1946; 1:58 p. m.]

[Philadelphia Adopting Order 26 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN PHILADELPHIA, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Philadelphia District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Philadelphia, Pennsylvania area consisting of the Counties of Philadelphia, Delaware, Chester, Montgomery and Bucks, all in the State of Pennsylvania.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* The delivered prices fixed by this order apply to all deliveries within a radius of ten miles from the seller's yard. All customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective February 16, 1946.

Issued this 11th day of February 1946.

FRANK J. LOFTUS,
District Director.

SCHEDULE A

Item	Delivered prices to purchasers[1] for resale on an installed basis (this includes contractors)	Yard prices to ultimate users (this includes consumers)
Plaster, hard wall	$17.00 (ton) 3 tons and over	$22.00 (ton).
	$19.00 (ton) under 3 tons	$1.15 (bag 100 lb.).
	$0.95 (bag 100 lb.)	
Plaster gauging	$27.00 (ton) 3 tons and over	$1.75 (bag 100 lb.).
	$29.00 (ton) under 3 tons	
	$1.45 (bag 100 lb.)	
Plaster, moulding	$26.00 (ton) 3 tons and over	$1.60 (bag 100 lb.).
	$28.00 (ton) under 3 tons	
	$1.40 (bag 100 lb.)	
Plaster, bonding	$20.00 (ton) 3 tons and over	$1.40 (bag 100 lb.).
	$21.50 (ton) under 3 tons	
	$1.10 (bag 100 lb.)	
Keene's cement	$40.00 (ton)	$2.35 (bag 100 lb.)
	$2.00 (bag 100 lb.)	
Finishing lime	$22.00 (ton) 3 tons and over)	$26.00 (ton).
	$24.00 (ton) under 3 tons	$0.65 bag (50 lb.).
	$0.60 (bag 50 lb.)	
Gypsum lath—⅜"	$25.00 (M sq. ft.) 10M and over.	$29.50 (M sq. ft.).
	$26.50 (M sq. ft.) under 10M	$0.95 (bundle) 32 sq. in.
Metal lath 2.5 lb. painted diamond mesh	$0.24 (sq. yd.)	$0.30 (sq. yd.).
Metal lath 2.5 lb. galvanized	$0.26 (sq. yd.)	$0.32 (sq. yd.).
Metal lath 2.75 lb. flat rib painted	$0.26 (sq. yd.)	$0.32 (sq. yd.).
Metal lath corner bead	$28.00 (M ft.) 10 M and over	$0.03½ (ft.).
	$30.00 (M ft.) under 10 M	
Masonry mortar	$2.40 (bbl.) 20 bbl. and over	$0.75 (bag 70 lb.).
	$2.70 (bbl.) under 20 bbl.	
Portland cement	$2.80 (bbl.) 15 bbl. and over	$0.75 (bag 100 lb.).
	$3.00 (bbl.) under 15 bbl.	
Masons hydrated lime	$16.00 (ton) 3 tons and over	$0.50 (bag 50 lb.).
	$17.00 (ton) under 3 tons	
	$0.45 (bag 50 lb.)	
Pressure hydrated lime	$18.00 (ton) 3 tons and over	$0.60 (bag 50 lb.).
	$19.00 (ton) under 3 tons	
Waterproof cement (gray)	$3.50 (bbl.) 15 bbl. and over	$1.00 (bag 100 lb.).
	$3.60 (bbl.) under 15 bbl.	
	$0.90 (bag 100 lb.)	
Fire bright-9" 1st quality	$80.00 (per M)	$0.10 (each).
Fire clay	$1.50 (bag 100 lb.)	$1.60 (bag 100 lb.).
Clay drain tile 3"	$0.08½ (per ft.)	$0.09 (per ft.).
Clay drain tile 4"	$0.10 (per ft.)	$0.11 (per ft.).
Clay drain tile 6"	$0.17 (per ft.)	$0.18 (per ft.).
Vitrified clay sewer pipe 4"	$0.19½ (per ft.)	$0.22 (per ft.).
Vitrified clay sewer pipe 6"	$0.28 (per ft.)	$0.31 (per ft.).
Flue lining, 8 x 8	$0.36 (per ft.)	$0.38 (per ft.).
Flue lining, 9 x 13	$0.50 (per ft.)	$0.52 (per ft.).
Flue lining, 13 x 13	$0.68 (per ft.)	$0.71 (per ft.).
Gypsum wallboard ⅜"	$40.00 per M) 10 M and over	$0.05 (per sq. ft.).
	$45.00 (per M) under 10 M	
	$0.04½ (per sq. ft.)	
Asphalt roofing 90 lb., mineral-surface	$2.35 (108 sq. ft. roll)	$2.45 (108 sq. ft. roll).
Asphalt or tarred felt roofing, 15 lb	$2.25 (108 sq. ft. roll)	$2.40 (108 sq. ft. roll).
Asphalt or tarred felt roofing, 30 lb	$2.25 (108 sq. ft. roll)	$2.40 (108 sq. ft. roll).
Asphalt shingles (3 in 1), thickbutt, 210 lbs	$5.50 (per sq.)	$6.00 (per sq.).
Asphalt shingles, 2 tab, hexagon, 165 lb	$4.50 (per sq.)	$5.00 (per sq.).
Fibre insulation board, ½" standard lath and board	$0.05 (sq. ft.)	$0.05½ (sq. ft.).
Fibre insulation board, 25/32" asphalt sheathing	$0.065 (sq. ft.)	$0.07 (sq. ft.).
Asbestos cement siding, 12 x 24" or 27", standard colors	$7.85 (per sq.)	$8.35 (per sq.).
Thermal insulation blankets, medium 2" (paper backed)	$47.50 (M sq. ft.)	$0.05 (per sq. ft.).
Thermal insulation blankets, thick 4" (paper backed)	$65.00 (M sq. ft.)	$0.07 (per sq. ft.).
Thermal insulation batts, 2" medium (paper backed)	$47.50 (M sq. ft.)	$0.05 (per sq. ft.).
Thermal insulation batts, 4" thick (paper backed)	$65.00 (M sq. ft.)	$0.07 (per sq. ft.).
Thermal insulation—loose, in bags (plain)	$1.10 (bag, 35 lb.)	$1.30 (bag, 35 lb.).
Thermal insulation—loose in bags (nodulated)	$1.40 (bag, 35 lb.)	$1.60 (bag, 35 lb.).
Bar sand[1]	$1.75 (ton) 3 tons and over	$0.20 (bag, 100 lb.).
	$2.25 (ton) under 3 tons	
Concrete sand[1]	$2.05 (ton) 3 tons and over	$0.20 (bag, 100 lb.).
	$2.50 (ton) under 3 tons	
Pea gravel[1]	$2.00 (ton) 3 tons and over	$0.20 (bag, 100 lb.).
	$2.50 (ton) under 3 tons	
¾" gravel[1]	$2.75 (ton)	$0.20 (bag, 100 lb.)
1½" gravel[1]	$2.40 (ton) 3 tons and over	$0.20 (bag, 100 lb.).
	$2.60 (ton) under 3 tons	

[1] The prices for these commodities apply to the county of Philadelphia only.
[2] The delivered prices apply to a radius of 10 miles from the seller's yard.

[F. R. Doc. 46–4266; Filed, Mar. 14, 1946; 1:58 p. m.]

[Region II Order G–2 Under SO 142]

BUCH MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by supplementary Order Number 142 as amended; *It is hereby ordered*, That:

(a) Established maximum prices of Buch Manufacturing Company, Elizabethtown, Pennsylvania, for Corn shellers, Wood Saws, Land Rollers—100 series, Pulverizers—600 series, Sprocket Pulverizers, Feed Cutters, Mangers, Stone Boats, Cast Iron Troughs, Steel Troughs, and Bag Trucks, may be increased by 1%.

(b) Persons who buy from Buch Manufacturing Company, for resale, the products listed in paragraph (a) may add 1% to their established maximum prices for these products as determined under the applicable regulation. At or before the first sale after the date hereof, to any reseller, Buch Manufacturing Company shall notify such reseller in writing, of the provisions of this paragraph.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order.

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) All prayers of the application of Buch Manufacturing Company not granted herein, are denied.

(g) Buch Manufacturing Company may, within 60 days after the date of this order, file with this office a request for review by the Administrator of the partial denial of this application.

(h) Buch Manufacturing Company, shall file with this office within thirty days after June 30, 1946, a Profit and Loss Statement and Balance Sheet, showing the result of its operations for the first six months of 1946.

This order shall become effective immediately.

Issued this 8th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4260; Filed, Mar. 14, 1946; 1:56 p. m.]

[Region II Order G-3 Under SO 142]

MAIN BELTING CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by Supplementary Order Number 142 as amended: *It is hereby ordered*, That:

(a) Established maximum net prices of Main Belting Company, 1241 Carpenter Street, Philadelphia 47, Pa., for stitched canvas belting, may be increased by 7.4%.

(b) Persons who buy from Main Belting Company for resale, such stitched canvas belting, may add to their maximum prices of this product, as determined under the applicable regulation, the dollars and cents amount of the increase in cost to them resulting from this adjustment. At or before the first sale after the date hereof, to any reseller, Main Belting Company shall notify such reseller in writing, of the provisions of this paragraph, and shall state to such reseller, the amount of the dollar and cent increase in price, which such reseller may add to his maximum price under the provisions of this paragraph.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order.

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) All prayers of the application of Main Belting Company not granted herein, are denied.

(g) Main Belting Company may, within 60 days after the date of this order, file with this office a request for review by the Administrator of the partial denial of this application.

This order shall become effective immediately.

Issued this 8th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4257; Filed, Mar. 14, 1946; 1:55 p. m.]

[Region II Order G-2 Under MPR 592]

CONCRETE UNITS INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion, and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, and by section 16 of Maximum Price Regulation No. 592, *It is hereby ordered*, That:

(a) Maximum prices of Concrete Units Inc., for concrete and cinder blocks of the sizes, types and descriptions listed below, on a yard basis and on a delivered basis, are adjusted as stated below:

Size and type of block	Maximum yard prices per thousand	Maximum delivered prices per thousand
3 x 8 x 18	$68.50	$77.29
4 x 8 x 18	80.14	91.44
6 x 8 x 18	110.91	128.91
8 x 8 x 18	147.89	171.89
8" 75% solid	174.74	208.49
12 x 8 x 16	215.63	249.38
12" 75% solid	256.94	295.69

(b) Persons who buy from Concrete Units Inc., for resale, the concrete and cinder blocks above mentioned, may add to their maximum prices of these products, as determined under the applicable regulation, the dollars and cents amount of the increase in cost to them resulting from this adjustment. At or before the first sale after the date hereof, to any reseller, Concrete Units Inc., shall notify such reseller in writing, of the provisions of this paragraph, and shall state to such reseller, the amount of the dollar and cent increase in price, which such reseller may add to his maximum price under the provisions of this paragraph.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order.

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) All prayers of the application of Concrete Units Inc., not granted herein, are denied.

(g) Concrete Units Inc., may, within 60 days after the date of this order, file with this office a request for review by the Administrator of the partial denial of this application.

(h) Order No. 19 under section 16 of Maximum Price Regulation No. 592, issued January 22, 1946, is superseded by this order, and is hereby revoked as of the effective date of this order.

This order shall become effective immediately.

Issued this 6th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4285; Filed, Mar. 14, 1946; 2:06 p. m.]

[Region II Adopting Order 2 Under Basic Order 1 Under Gen. Order 68, Amdt. 2]

BUILDING AND CONSTRUCTION MATERIALS IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith and filed with the division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by General Order No. 68 as amended, and by Revised Procedural Regulation No. 1, *It is hereby ordered:*

1. Adopting Order No. 2 as amended, under Basic Order No. 1 as amended, under General Order 68 as amended, is hereby further amended by adding to Schedule A of said order, the following: "Oversize brick $26.50 per thousand."

2. Except as hereby amended, Adopting Order No. 2, as amended, under Basic Order No. 1 as amended, under General Order 68 as amended, shall remain the same, and all provisions thereof, remain in full force and effect.

3. This amendment shall become effective immediately.

Issued this 8th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4261; Filed, Mar. 14, 1946; 1:56 p. m.]

[Region II Order G-24 Under RMPR 165, Amdt. 2]

LAUNDRY SERVICES IN NEW YORK METROPOLITAN AREA

For the reasons set forth in the opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region II by section 16 (a) of Revised Maximum Price Regulation No. 165, as amended, and the Emergency Price Control Act of 1942, as amended, *It is hereby ordered:*

That paragraph (3) of New York Regional Office Order No. G-24 under section 16 (a) of Revised Maximum Price Regulation No. 165, as amended, be amended, as follows:

(1) Order No. G-24, as amended, and more particularly paragraph (3) thereof is amended by adding thereto the following named laundry and the percentage amount set opposite thereto:

Park Laundry of Long Island, 106-160th Street, Jamaica 4, New York—25%.

(2) The above mentioned applicant shall otherwise be subject in all respects to all the provisions of said Order No. G-24 as amended, and except as therein or herein otherwise provided, shall remain in all respects subject to the provisions of Maximum Price Regulation No. 165, as amended—Services.

(3) This amendment may be revoked or amended by the Price Administrator or by the Regional Administrator of Region II through the issuance at any time hereafter of any regulation, order, amendment or supplement thereto.

(4) All of the other provisions of Order No. G-24, as amended, shall remain in full force and effect except as herein modified.

This amendment shall become effective immediately.

Issued the 8th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-4259; Filed, Mar. 14, 1946; 1:56 p. m.]

[Philadelphia Adopting Order 30 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN LANCASTER, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Philadelphia District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended, and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Lancaster Pennsylvania area consisting of the county of Lancaster in the State of Pennsylvania.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* Maximum prices fixed by this order are delivered prices within a radius of ten miles from the seller's yard. All customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended, covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective February 16, 1946.

Issued this 11th day of February, 1946.

FRANK J. LOFTUS,
District Director.

SCHEDULE A

Item	Delivered prices to purchasers for resale on an installed basis (this includes contractors) [1]	Delivered prices to ultimate users (this includes consumers) [1]
Plaster, neat	$18.00 (ton)	$0.95 (bag 100 lb.).
Plaster, gauging	$1.70 (bag 100 lb.)	$1.80 (bag 100 lb.).
Keene's cement	$2.30 (bag 100 lb.)	$2.55 (bag 100 lb.).
Finishing lime	$0.54 (bag 50 lb.)	$0.60 (bag 50 lb.).
Gypsum lath ⅜"	$24.75 (M sq. ft.)	$26.00 (M sq. ft.).
Metal lath 2.4 lb. painted diamond mesh	$0.31½ (sq. yd.)	$0.35 (sq. yd.).
Metal lath—corner bead expanded type	$0.05 (lin. ft.)	$0.05½ (lin. ft.).
Cornerite	$0.027 (lin. ft.)	$0.03 (lin. ft.).
Portland cement—standard	$0.70 (bag 94 lb.)	$0.77 (bag 94 lb.).
Masonry mortar	$0.63 (bag 70 lb.)	$0.70 (bag 70 lb.).
Mason's hydrated lime	$0.45 (bag 50 lb.)	$0.45 (bag 50 lb.).
Clay drain tile—4"	$0.08½ (ft.)	$0.09 (ft.).
Vitrified clay sewer pipe—4"	$0.17 (ft.)	$0.19 (ft.).
Vitrified clay sewer pipe—6"	$0.26 (ft.)	$0.29 (ft.).
Flue lining 9 x 9	$0.35 (ft.)	$0.38 (ft.).
Flue lining 9 x 13	$0.50 (ft.)	$0.55 (ft.).
Flue lining 13 x 13	$0.65 (ft.)	$0.70 (ft.).
Gypsum wallboard ⅜"	$40.00 (M sq. ft.)	$44.00 (M sq. ft.).
Asphalt roofing 90 lb.	$2.45 (roll)	$2.70 (roll).
Asphalt or tarred felt roofing 15 lb.	$2.37½ (432 sq. ft. roll)	$2.50 (432 sq. ft. roll).
Asphalt or tarred felt roofing 30 lb.	$2.37½ (216 sq. ft. roll)	$2.50 (216 sq. ft. roll).
Asphalt shingles 210 lb. thick butt	$6.30 (square)	$7.00 (square).
Asphalt shingles 165 lb. 2 tab. hexagon	$4.95 (square)	$5.50 (square).
Fibre insulation board ½" standard lath and board	$45.00 (M. sq. ft.)	$50.00 (M. sq. ft.).
Fibre insulation board 25/32" asphalt sheathing	$58.50 (M sq. ft.)	$65.00 (M sq. ft.).
Asbestos cement siding 12¼ x 27" standard colors	$7.65 (square)	$8.50 (square).
Hard density synthetic fibre	$0.09 (sq. ft.)	$0.10 (sq. ft.).
Thermal insulation-blankets (paper backed medium 2")	$0.04½ (sq. ft.)	$0.05 (sq. ft.).
Thermal insulation blankets (paper backed) thick 4"	$0.063 (sq. ft.)	$0.07 (sq. ft.).
Thermal insulation-batts (paper backed) 2" thick	$0.04½ (sq. ft.)	$0.05 (sq. ft.).
Thermal insulation-batts (paper backed) full-thick 4"	$0.063 (sq. ft.)	$0.07 (sq. ft.).
Thermal insulation, loose (in bags) plain	$1.28 (per 40 or 35 lb. bag)	$1.35 (bag 40 or 35 lb.).
Thermal insulation, loose (in bags) nodulated	$4.45 (bag 20 sq. ft.)	$1.55 (bag 20 sq. ft.).

[1] Free delivery for a radius of ten miles from seller's yard.

[F. R. Doc. 46-4267; Filed, Mar. 14, 1946; 1:59 p. m.]

[Baltimore Adopting Order 33 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN CUMBERLAND, MD., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Baltimore District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to pur-

chasers for resale on an installed basis of certain building materials listed in schedule A hereto annexed and generally known as "hard mason materials." All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended, and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Cumberland area consisting of the counties of Allegany and Garrett, in the State of Maryland.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC 4. *Discounts, allowances and terms of sale.* All prices listed in Schedule A are delivered prices. Terms of sale to purchasers for resale on an installed basis are 2% discount for cash within ten days. Any other customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specificaly set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective March 8, 1946.

Issued this 4th day of March 1946.

LEO H. MCCORMICK,
District Director.

SCHEDULE A

Item	Delivered maximum prices
Plaster, hard wall	$20.40 (ton).
	$1.10 (100 lb. bag).
Plaster, gauging	$2.25 (100 lb.).
Keene's cement	$2.50 (100 lb. bag).
Finishing lime	$22.00 (ton).
Gypsum lath ⅜"	$28.25 (M sq. ft.).
Metal lath 2.5 lb. diamond mesh	$0.26 (sq. yd.).
Metal lath 3.4 lb. diamond mesh	$0.30 (sq. yd.).
Metal lath corner bead expanded type.	$0.05½ (lin. ft.).
Portland cement	$3.40 (bbl.—4 bags).
	$0.85 (bag 94 lb.)
	$3.60 (bbl.—4 bags).
	$0.75 (bag 70 lb.).
Masonry mortar	$0.50 (50 lb.).
Mason's hydrated lime	$4.00 (bbl.).
Waterproof cement, gray	$1.00 (bag 100 lb.).
Fire brick 9" straight	$80.00 (per M).
Fire clay (100 lb. bags)	$4.10 (100 lb.).
Clay drain tile—3"	$0.07 (lin. ft.).
Clay drain tile—4"	$0.08½ (lin. ft.).
Vitrified clay sewer pipe—4"	$0.19 (lin. ft.).
Vitrified clay sewer pipe—6"	$0.28¼ (lin. ft.).
Flue lining 9 x 9	$0.37½ (lin. ft.).
Flue lining 9 x 13	$0.56¾ (lin. ft.).
Flue lining 13 x 13	$0.72 (ft.).
Gypsum wallboard ⅜"	$40.00 (per M).
Asphalt roofing 90 lb.	$2.50 (roll).
Asphalt or tarred felt 15 lb.	$2.55 (roll).
Asphalt or tarred felt 30 lb.	$2.55 (roll).
Asphalt shingles 210 lbs. (3 in 1)	$6.15 (sq.).
Fibre insulation board, ½" standard.	$50.00 (M sq. ft.).
Fibre insulation 25/32"	$65.00 (M sq. ft.).
Asbestos cement siding 12 x 24 or 27" Standard colors	$7.75 (sq.).
Thermal insulation-batts (paper backed) full-thick.	$65.00 (M sq. ft.).

[F. R. Doc. 46-4280; Filed, Mar. 14, 1946; 2:05 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54-140, 54-65, 59-6, 70-1224]

UNITED GAS IMPROVEMENT CO. ET AL.

ORDER APPROVING PLAN

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 13th day of March 1946.

In the matters of the United Gas Improvement Company, File Nos. 54-140; 54-65, and the United Gas Improvement Company and subsidiary companies, respondents, File No. 59-6, and the United Corporation, File No. 70-1224.

The United Gas Improvement Company (UGI), a registered holding company and a subsidiary of the United Corporation (United), also a registered holding company, having filed an application pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for approval of a plan involving the exchange by UGI of certain of its portfolio assets for shares of its outstanding capital stock and the acquisition by UGI from United of a maximum of 12,000 shares of the common stock of American Water Works and Electric Company, Incorporated; and

United having filed an application and declartions regarding the tender of its holdings of the capital stock of UGI, pursuant to the plan of exchange, the acquisition of the securities proposed to be exchanged under the plan and the sale to UGI of not in excess of 12,000 shares of the common stock of American Water Works and Electric Company, Incorporated; and

UGI and United having requested that the Commission enter an order finding that the proposed transactions are necessary or appropriate to effectuate the provisions of section 11 (b) of the act and that such order conform to the formal requirements specified in sections 371 and 1808 (f) of the Internal Revenue Code, as amended; and

Public hearings having been held after appropriate notice with respect to the plan filed by UGI and notice of the filing of United's application having been given and both matters having been consolidated and the Commission, after considering the record, having filed its findings and opinion herein; and

The Commission finding that said plan of UGI is necessary to effectuate the provisions of section 11 (b) (1) of the act and is fair and equitable to the persons affected thereby;

It is ordered, That said plan of UGI be, and the same hereby is, approved and that said application and declarations of United be, and the same hereby are, granted and permitted to become effective, respectively, subject, however, to the terms and conditions contained in Rule U-24.

It is further ordered and recited, That the transactions, hereinafter described and recited, proposed in the plan filed by UGI and the application and declarations filed by United are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

(1) The acquisition by UGI of shares of its capital stock up to 750,000 shares;

(2) The purchase by UGI and the sale by United of not more than 12,000 shares of the common stock of American Water Works and Electric Company, Incorporated;

(3) The transfer and delivery to UGI stockholders and the acquisition by UGI stockholders, pursuant to the plan, of not more than (a) 75,000 shares of the common stock of American Water Works and Electric Company, Incorporated; (b) 75,000, shares of the common stock of Public Service Corporation of New Jersey; (c) 75,000 shares of the 5% Cumulative Second Preferred Stock, Series A, of Niagara Hudson Power Corporation; (d) 750,000 shares of the common stock of Niagara Hudson Power Corporation; and (e) 900,000 shares of the common stock of the Commonwealth & Southern Corporation; all in exchange for not more than 750,000 shares of the outstanding capital stock (par value $13.50) of UGI on the basis of the exchange of 1 share of common stock of American Water Works and Electric Company, Incorporated, 1 share of common stock of Public Service Corporation of New Jersey, 1 share of 5% Cumulative Second Preferred Stock, Series A, of Niagara Hudson Power Corporation, 10 shares of common stock of Niagara Hudson Power Corporation, and 12 shares of common stock of the Commonwealth & Southern Corporation for each ten shares of the said outstanding capital stock of UGI;

(4) The transfer and delivery by United to UGI pursuant to the plan of not more than 606,622 shares of the capital stock of UGI.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-4449; Filed, Mar. 18, 1946; 9:55 a. m.]

[File Nos. 54-75, 70-726]

COMMONWEALTH AND SOUTHERN CORP. (DEL.)

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 14th day of March, A. D. 1946.

The Commonwealth & Southern Corporation (Commonwealth), a registered holding company, having filed a declaration pursuant to the Public Utility Holding Company Act of 1935, particularly section 12 (c) thereof and Rule U-46 thereunder, regarding the proposed payment of a dividend (payable on the 28th day after approval by this Commission to stockholders of record at the close of business on the 14th day after such approval) on its 1,482,000 shares of preferred stock outstanding, the aggregate amount of such dividend payment being $2,593,500; and

Commonwealth having stated in the declaration that "The Board . . . recognizes that the restatement of the carrying value of Commonwealth's investments, which restatement it is proposed in the Amended Plan will be made upon consummation thereof, may result in a decrease in such carrying value in an amount not less than the sum of (a) the amount shown as 'Earned Surplus' in the balance sheet as at January 31, 1946 and (b) the amount of net income to be received subsequent to January 31, 1946 and prior to the date of such restatement, provided such restatement is completed within some reasonable period, say by September 30, 1946, and, accordingly, the 'Earned Surplus' account is so qualified that, under the rules and practice of the Commission, payment of said dividend is subject to the requirement of Commission authorization under the provisions of section 12 (c) of the act and Rule U-46 in spite of the fact that, as authorized by section 34 of the Delaware General Corporation Law, the source of payment of such dividend under such law is Commonwealth's net profits for the current and preceding fiscal years"; and

Said declaration having been filed on February 21, 1946 and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in the said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission regarding the proposed payment as similar in principle to those proposed by Commonwealth and permitted by the Commission's orders of June 24, September 13, November 26, 1943, March 8, June 3, September 5, December 21, 1944, March 12, May 30, September 17, and November 29, 1945 (Holding Company Act Releases Nos. 4383, 4560, 4709, 4933, 5084, 5268, 5508, 5659, 5833, 6056 and 6253) and, as in the case of said prior dividend payments, as being made out of capital; and

The Commission deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective; and

Commonwealth having requested that the effective date of the declaration be accelerated to facilitate prompt payment of the proposed dividend to the preferred stockholders and the Commission deeming it appropriate that such request for acceleration be granted;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith, *Provided, however*, That this order shall not be construed as a determination that such dividend payment is or is not taxable to the recipient pursuant to the provisions of the Internal Revenue Code, *And provided further*, That Commonwealth accompany the dividend checks with a statement to the effect (1) that the Commission regarded the dividend payment as being made out of capital for purposes of the Public Utility Holding Company Act of 1935 and (2) that the Commission's statement to this effect did not purport to be a determination that such dividend payment is or is not taxable to the recipient pursuant to the provisions of the Internal Revenue Code.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-4450; Filed, Mar. 18, 1946; 9:55 a. m.]

[File No. 70-1220]

UNITED GAS CORP.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of March, A. D. 1946.

United Gas Corporation, a public utility subsidiary of Electric Power & Light Corporation, a registered holding company, having filed an application pursuant to section 10 of the Public Utility Holding Company Act of 1935, regarding the acquisition for $1,007,500 cash of one hundred 6% Promissory Notes of Carthage Hydrocol, Inc., in the aggregate principal amount of $1,000,000, due October 1, 1960, and 7500 shares of the $1 par value common stock of Carthage Hydrocol, Inc.; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings herein;

It is ordered, That said application be, and the same hereby is, permitted to become effective forthwith, subject to the terms and conditions contained in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-4448; Filed, Mar. 18, 1946; 9:55 a. m.]

[File No. 70-1234]

DELAWARE POWER & LIGHT CO. AND EASTERN SHORE PUBLIC SERVICE CO. OF MD.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of March 1946.

Delaware Power & Light Company (Delaware), a registered holding company, and its electric utility subsidiary, the Eastern Shore Public Service Company of Maryland (Eastern Shore), having filed a joint application-declaration, with an amendment thereto, pursuant to the provisions of the Public Utility Holding Company Act of 1935, particularly sections 6 (b), 7, 9, 10 and 12 and the rules promulgated thereunder, with respect to the issuance and sale, from time to time but not later than August 31, 1947, by Eastern Shore of not exceeding $1,500,000 principal amount of its 3½% Promissory Notes due October 1, 1973 and not exceeding 15,000 shares of its common stock of a par value of $100 per share, and the purchase by Delaware from time to time of said promissory notes and common stock of an aggregate par value equal to the principal amount of such notes; the proceeds of the sale of said notes and common stock to be used to reimburse Eastern Shore's treasury for money previously expended for construction requirements and to provide funds for estimated construction expenditures during the year 1946. The notes and stock to be acquired by Delaware will be pledged with the Trustee under its mortgage dated October 1, 1943, in accordance with the provisions of the Indenture of Mortgage.

The proposed transactions have been approved by the Public Service Commission of Maryland.

Said application-declaration having been filed on February 18, 1946 and the amendment thereto having been filed

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on March 11, 1946, and notice of filing having been given in the form and manner prescribed in Rule U-23 under said act, and the Commission not having received a request for hearing with respect to said application-declaration within the time specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the requirements of the applicable sections of the Act and the rules promulgated thereunder are satisfied and that no adverse findings are necessary thereunder, and the Commission deeming it appropriate in the public interest and in the interests of investors and consumers to grant said application and permit said declaration to become effective;

It is hereby ordered, pursuant to Rule U-23 and the applicable provisions of said act, and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application-declaration be, and the same hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4447; Filed, Mar. 18, 1946; 9:55 a.m.]

MAR 23 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 55

Washington, Wednesday, March 20, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 970—MILK IN THE CLINTON, IOWA, MARKETING AREA

ORDER AMENDING ORDER REGULATING HANDLING [1]

§ 970.0 *Findings and determinations*—(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "Act"), and the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order regulating the handling of milk in the Clinton, Iowa, marketing area.

Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order, as hereby amended, and all of the terms and conditions of said order, as hereby amended, will tend to effectuate the declared policy of the act;

(2) The said order, as hereby amended, regulates the handling of milk in the same manner and is applicable only to persons in the respective classes of industrial and commercial activity specified in the said tentatively approved marketing agreement upon which a hearing has been held; and

(3) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (c) of the act are not reasonable in view of the price of feeds available, supplies of feeds, and other economic conditions which affect market supply of and demand for such milk, and the minimum prices specified in the said order are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as hereby amended, which is marketed within the Clinton, Iowa, marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Clinton, Iowa, marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order amending the order is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the Clinton, Iowa, marketing area; and

(3) The issuance of this order amending the order is approved or favored by at least two-thirds of the producers who, during the determined representative period, were engaged in the production of milk for sale in the said Clinton, Iowa, marketing area.

It is therefore ordered, That, from and after the effective date hereof, the handling of milk in the Clinton, Iowa, marketing area shall be in conformity to and in compliance with the terms

(Continued on next page)

[1] 48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.

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NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per book.

Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

Book 3: Titles 33–50, including a general index and ancillary tables.

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and conditions of the aforesaid order as hereby amended; and the aforesaid order is hereby amended as follows:

1. Delete § 970.1 (b) and substitute therefor the following:

(b) "Secretary" means the Secretary of Agriculture or any other officer or employee of the United States who is authorized to exercise the powers and to perform the duties of the Secretary of Agriculture.

2. Delete the term, "War Food Administrator," wherever appearing and substitute therefor the term, "Secretary."

3. Delete § 970.3 (b) (1) and (2) and substitute therefor the following:

(1) Class I milk shall be all milk, skim milk, or cream disposed of in the form of milk, skim milk, buttermilk, flavored milk, and milk drinks, cream for consumption as cream (including any cream product in fluid form containing 6 percent or more butterfat) and all unaccounted for milk in excess of 3 percent of the total receipts of milk from producers.

(2) Class II milk shall be all milk, skim milk, and cream used to produce evaporated milk, condensed milk, ice cream, ice cream mix, cottage cheese, or any milk product other than those specified in Class I milk or Class III milk.

(3) Class III milk shall be (i) all milk, skim milk, and cream used to produce butter, American type Cheddar cheese, and casein; (ii) skim milk which is used as animal feed; and (iii) all milk accounted for as plant shrinkage: *Provided*, That plant shrinkage shall not exceed 3 percent of the total receipts of milk from producers.

4. Delete § 970.3 (d) and substitute therefor the following:

(d) *Transfers of milk and cream.* (1) Milk, skim milk, and cream shall be classified as Class I milk when moved from the plant of a handler (i) to the plant of another handler who receives milk from producers: *Provided*, That if such milk, skim milk, or cream is utilized in a lower classification, such milk, skim milk, or cream shall be classified accordingly, subject to verification by the market administrator; or (ii) to the plant of a handler who receives no milk from producers other than milk of his own production;

(2) Milk, skim milk, and cream disposed of by a handler to the plant of a person, other than a handler, who distributes milk, skim milk, or cream in fluid form for consumption as such shall be classified as Class I: *Provided*, That if the handler certifies that such milk, skim milk, or cream was utilized in a lower classification it shall be so classified, subject to verification by the market administrator;

(3) Milk, skim milk, and cream received at the plant of a handler from sources other than producers or other handlers shall be Class III milk: *Provided*, That if the quantity of such milk, skim milk, and cream is greater than the total Class III utilization of the receiving handler an amount equal to the difference shall be classified as Class II milk: *And provided further*, That if the quantity of such milk, skim milk, and cream is greater than the total Class III and Class II utilization of the receiving handler an amount equal to the difference shall be classified as Class I milk.

(4) Milk, skim milk, and cream disposed of by a handler to the plant of a person, other than a handler, who manufactures dairy products and who does not distribute milk, skim milk, or cream for consumption in fluid form shall be classified as Class II milk, subject to reclassification if the market administrator determines that such milk, skim milk, or cream was utilized other than in a Class II product.

5. Delete § 970.3(e)(3), (4), (5), (6), and (7) and substitute therefor the following:

, (3) Determine the total pounds of milk in Class I as follows: (i) Convert to pounds the total quantity of milk, skim milk, and cream disposed of in each of the several products of Class I; (ii) add together the resulting amounts; and (iii) if the quantity of milk so computed when added to the pounds of Class II milk and Class III milk computed pursuant to (5) (ii) and (7) (iv) of this paragraph is less than the total pounds of milk received in accordance with (1) of this paragraph, an amount equal to the difference shall be added to the sum obtained in (ii) of this subparagraph.

(4) Determine the total pounds of butterfat in Class I as follows: (i) Multiply the actual weight of each of the several products of Class I by its average butterfat test; (ii) add together the resulting amounts; and (iii) if the quantity of butterfat so computed, when added to the pounds of butterfat in Class II and Class III computed pursuant to (6) (ii) and (8) (iv) of this paragraph is less than the total pounds of butterfat received in accordance with (2) of this paragraph, an amount equal to the difference shall be added to the sum obtained in (ii) of this subparagraph.

(5) Determine the total pounds of milk in Class II as follows: (i) Compute the total pounds of milk, skim milk, and cream which were used to produce each of the several products of Class II; and (ii) add together the resulting amounts.

(6) Determine the total pounds of butterfat in Class II as follows: (i) Multiply the actual weight of each of the several products of Class II by its average butterfat test; and (ii) add together the resulting amounts.

(7) Determine the total pounds of milk in Class III as follows: (i) Compute the total pounds of milk, skim milk, and cream which were used to produce each of the several products of Class III; (ii) add together the resulting amounts; (iii) subtract the total pounds of milk computed pursuant to (3) (ii) and (5) (ii) of this paragraph and the pounds of milk computed pursuant to (ii) of this subparagraph from the total pounds of milk computed pursuant to (1) of this paragraph, which resulting quantity, up to 3 percent of the total receipts of milk from producers, shall be allowed as plant shrinkage for the purposes of this paragraph; and (iv) add together the result obtained in (ii) of this subparagraph and the amount of plant shrinkage allowed pursuant to (iii) of this subparagraph.

(8) Determine the total pounds of butterfat in Class III as follows: (i) Multiply the actual weight of each of the several products of Class III by its average butterfat test; (ii) add together the resulting amounts; (iii) subtract the total pounds of butterfat computed pursuant to (4) (ii) and (6) (ii) of this paragraph and the total pounds of butterfat computed pursuant to (ii) of this subparagraph from the total pounds of butterfat computed pursuant to (2) of this paragraph, which resulting quantity, up to 3 percent of the total receipts of butterfat from producers, shall be allowed as plant shrinkage for the purpose of this paragraph; and (iv) add together the result obtained in (ii) of this subparagraph and the amount of plant shrinkage allowed pursuant to (iii) of this subparagraph.

(9) Determine the classification of milk of producers as follows: (i) Subtract from the pounds of milk in each class the pounds of milk, skim milk, and cream received from other handlers and allocated to each class in accordance with (d) of this section; (ii) subtract from the remaining pounds of milk in Class III the total pounds of milk, skim milk, and cream, except emergency milk, received from sources other than producers, own farm production, and other handlers: *Provided*, That if the quantity of milk, skim milk, and cream, so received, is greater than the remaining quantity of Class III milk of such handler, an amount equal to the difference shall be subtracted from the remaining pounds of Class II milk: *And provided further*, That if the quantity of milk, skim milk, and cream, so received, is greater than the remaining quantity of Class II milk of such handler, an amount equal to the difference shall be subtracted from the remaining pounds of Class I milk; (iii) subtract pro rata from the remaining pounds of milk in each class the total pounds of milk which were received from the handler's own farm production and emergency milk; (iv) if the remaining quantity of milk is greater than or contains a greater quantity of butterfat than the handler reported having received from producers an amount equal to the difference shall be subtracted pro rata from the remaining pounds of milk or butterfat in each class; and (v) the result shall be known as the "net pooled milk" in each class.

6. Delete § 970.4 (a) (1) and (2) and substitute therefor the following:

(1) For Class I milk—the price shall be the price for Class II milk for such delivery period, plus 50 cents per hundredweight.

(2) For Class II milk—the price shall be that resulting from the following computation by the market administrator: determine the average of the basic or field prices per hundredweight ascertained to have been paid for milk of 3.5 percent butterfat content received during the period beginning with the 16th day of the previous month and ending with the 15th day of the then current month at the plants listed in this subparagraph: *Provided*, That if the price so determined is less than the price computed by the market administrator in accordance with the following formula, such formula price shall be used in lieu of the above stated price: (i) Multiply by 6 the average wholesale price per pound of 92-score butter at Chicago for the delivery period as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function); (ii) add 2.4 times the average weekly prevailing price of the cheese known as "Twins" during said delivery period on the Wisconsin Cheese

Exchange at Plymouth, Wisconsin (in the absence of such prices the prevailing price of "Twins" at Chicago as reported by the United States Department of Agriculture, or such other Federal agency as may be authorized to perform this price reporting function shall be used); (iii) divide the resulting sum by 7; (iv) add 30 percent thereof; and (v) multiply the result by 3.5.

Amboy Milk Products Co.--	Amboy, Ill.
Borden Co.----------	Dixon, Ill.
Borden Co.----------	Sterling, Ill.
Carnation Milk Co.------	Oregon, Ill.
Dean Milk Co.----------	Belvidere, Ill.
Dean Milk Co.----------	Pearl City, Ill.
Dean Milk Co.----------	Pecatonica, Ill.
Libby, McNeil & Libby Co.--	Morrison, Ill.
Pet Milk Co.----------	Shullsburg, Wis.
United Milk Products Co.--	Argo Fay, Ill.

(3) For Class III milk—the price shall be the result of the following computation by the market administrator: multiply by 3.5 the average wholesale price per pound of 92-score butter at Chicago as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) during the delivery period in which such milk was received, add 20 percent thereof and add any plus amount resulting from the following calculation: subtract 6 cents from the average price per pound of casein and multiply such result by 2.3. The price per pound of casein to be used shall be the average of the carlot prices for unground casein, f. o. b. drying plants in the Chicago area, as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) during the delivery period in which such milk was received.

7. Delete § 970.4 (b) and substitute therefor the following:

(b) *Butterfat differentials to handlers.* (1) If the average butterfat content of the milk disposed of as net pooled Class I milk by any handler computed pursuant to § 970.3 (e) is more or less than 3.5 percent such handler shall add to the Class I price per hundredweight computed pursuant to paragraph (a) (1) of this section for each one-tenth of 1 percent that the average butterfat content of such Class I milk is above 3.5 percent, or shall subtract from such Class I price for each one-tenth of 1 percent that the average butterfat content of such Class I milk is below 3.5 percent an amount computed as follows: to the average wholesale price per pound of 92-score butter at Chicago as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) for the delivery period during which such milk was received, add 40 percent, and divide the resulting sum by 10.

(2) If the average butterfat content of the milk disposed of as net pooled Class II milk by any handler computed pursuant to § 970.3 (e) is more or less than 3.5 percent, each handler shall add to the Class II price computed pursuant to paragraph (a) (2) of this section for each one-tenth of 1 percent that the average butterfat content of such Class II milk is above 3.5 percent, or shall subtract from such Class II price for each one-tenth of 1 percent that the average butterfat content of such Class II milk is below 3.5 percent, an amount computed by the market administrator as follows: to the average wholesale price per pound of 92-score butter at Chicago as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) for the delivery period during which such milk was received, add 25 percent, and divide the result obtained by 10.

(3) If the average butterfat content of the milk disposed of as net pooled Class III milk by any handler computed pursuant to § 970.3 (e) is more or less than 3.5 percent, such handler shall add to the Class III price computed pursuant to paragraph (a) (3) of this section for each one-tenth of 1 percent that the average butterfat content of such Class III milk is above 3.5 percent, or shall subtract from such Class III price for each one-tenth of 1 percent that the average butterfat content of such Class III milk is below 3.5 percent, an amount computed by the market administrator as follows: from the average wholesale price per pound of 92-score butter at Chicago as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) for the delivery period during which such milk was received, subtract 3 cents, add 20 percent thereof and divide the result obtained by 10.

8. Add as § 970.5 (a) (3) the following:

(3) On or before the 5th day after the end of each delivery period each handler shall submit to the market administrator a producer list which shall show the total receipts of milk from each producer and the average butterfat test thereof together with the amount of payments on account made to the producer and the amount of any charges against the producer, and any deductions which have been authorized by the producer.

9. Delete § 970.5 (c) and substitute therefor the following:

(c) On or before the 20th day of each delivery period each handler shall submit to the market administrator a producer list which shall show the total pounds of milk received from each producer by such handler during the first 15 days of the delivery period.

10. In § 970.6 (d) delete the phrase, "at the Class II price," and substitute therefor the phrase, "at the Class III price."

11. Delete § 970.7 (b) and substitute therefor the following:

(b) *Computation of the uniform price.* For each delivery period the market administrator shall compute the uniform price per hundredweight of milk as follows:

(1) Combine into one total the net pool obligations, computed pursuant to paragraph (a) of this section, of all handlers who made the reports prescribed by § 970.5, and who made the payments prescribed by § 970.8 for the previous delivery period;

(2) Add an amount equal to not less than one-half the cash balance in the producer-settlement fund, exclusive of the amount retained in such fund pursuant to subparagraph (3) of this paragraph;

(3) For each of the delivery periods of May and June subtract an amount equal to 20 cents per hundredweight of net pooled milk of all handlers whose reports are included in this computation;

(4) For each of the delivery periods of September, October, and November, add one-third of the total amount subtracted pursuant to (3) of this paragraph;

(5) Subtract, if the average butterfat content of the net pooled milk of all handlers whose reports are included in this computation is greater than 3.5 percent, or add if such average butterfat content is less than 3.5 percent, an amount computed as follows: multiply the amount by which the average butterfat content of such milk varies from 3.5 percent by the butterfat differential computed pursuant to § 970.8 (d) and multiply the result by the total hundredweight of net pooled milk of all handlers whose reports are included in this computation;

(6) Divide the resulting sum by the total quantity of net pooled milk of all handlers whose reports are included in this computation; and

(7) Subtract not less than 4 cents nor more than 5 cents per hundredweight of milk for the purpose of retaining in the producer-settlement fund a cash balance to provide against errors in reports and payments or delinquencies in payments by handlers. The result shall be known as the "uniform price" per hundredweight for milk of producers containing 3.5 percent butterfat.

12. Amend § 970.7 (c) by deleting the words, "Class I and Class II prices," and substituting therefor the words, "Class I, Class II, and Class III prices."

13. Further amend § 970.7 (c) by deleting the term, "§ 970.8 (c)" and substituting therefor the term, "§ 970.8 (d)."

14. Delete § 970.7 (d) and substitute therefor the following:

(d) On or before the 7th day after the end of each delivery period the market administrator shall notify each handler of the amount of his net pool obligation computed pursuant to paragraph (a) of this section. On or before the 9th day after the end of each delivery period the market administrator shall notify each handler of the amount by which his net pool obligation is greater or less than the sum required to be paid producers by such handler at the uniform price computed pursuant to paragraph (b) of this section, subject to the butterfat differential computed pursuant to § 970.8 (d).

15. Delete § 970.8 and substitute therefor the following:

§ 970.8 *Payment for milk*—(a) *Payments to producers.* Except as provided in paragraph (b) of this section, each handler shall make payment for milk purchased or received by him during the delivery period from producers or associations of producers as follows:

(1) On or before the 15th day after the end of each delivery period each handler shall make payment to each producer for milk which was purchased or received from him during the delivery period at not less than the uniform price computed pursuant to § 970.7 (b), subject to the butterfat differential computed pursuant to paragraph (d) of this section, less the amount of the payments made to such producer pursuant to subparagraph (2) of this paragraph and less the amount of the payments, charges, and deductions reported by such handler pursuant to § 970.5 (a) (3): *Provided*, That with respect to producers whose milk was caused to be delivered to such handler by a cooperative association which is authorized to collect payment for such milk, the handler shall pay such cooperative association an amount equal to the sum of the individual payments otherwise payable to such producers in accordance with this subparagraph.

(2) On or before the last day of each delivery period each handler shall make payment to each producer for milk which was purchased or received from him during the delivery period at a rate equal to 2 dollars per hundredweight: *Provided*, That with respect to producers whose milk was caused to be delivered to such handler by a cooperative association which is authorized to collect payment for such milk, the handler shall pay such cooperative association an amount equal to the sum of the individual payments otherwise payable to such producers in accordance with this subparagraph.

(3) If a handler's net pool obligation is greater than the sum required to be paid producers by such handler in accordance with subparagraphs (1) and (2) of this paragraph, such handler shall, not later than the 10th day after the end of the delivery period, make payment to the market administrator of an amount equal to the difference between such handler's net pool obligation and the amount required to be paid producers by such handler.

(b) *Payments through the market administrator.* Any handler, who so notifies the market administrator, may, in lieu of the provisions of paragraph (a) of this section make payment to producers through the market administrator as follows:

(1) On or before the 10th day after the end of each delivery period, such handler shall pay to the market administrator an amount equal to his net pool obligation, less the amount of the payments, charges, and deductions reported by such handler pursuant to § 970.5 (a) (3) and less the amount of the payment made pursuant to subparagraph (2) of this paragraph.

(2) On or before the 25th day of each delivery period, such handler shall pay to the market administrator an amount equal to $2.00 per hundredweight on all the milk purchased or received by such handler from producers during the first 15 days of the delivery period.

(c) *Payments by the market administrator.* (1) The market administrator shall make payment to each producer or association of producers, from whom milk was purchased or received by a handler, who made payment to the market administrator pursuant to paragraph (b) of this section, at the time, and in an amount equal to that otherwise payable to such producer or association of producers pursuant to paragraph (a) (1) and (2) of this section.

(2) If the payments required to be made to producers by any handler who makes payment to producers pursuant to paragraph (a) of this section are greater than such handler's net pool obligation, the market administrator shall, not later than the 12th day after the end of the delivery period, make payment to such handler of an amount equal to the difference between such handler's net pool obligation and the amount required to be paid producers by such handler.

(d) *Butterfat differential to producers.* If during the delivery period any handler has purchased or received from any producer milk having an average butterfat test other than 3.5 percent, the handler in making payment to such producer in accordance with paragraph (a) (1) of this section, shall add to the uniform price per hundredweight paid to such producer for each one-tenth of 1 percent of average butterfat in milk above 3.5 percent, or shall deduct from the uniform price per hundredweight paid to such producer for each one-tenth of 1 percent of average butterfat content in milk below 3.5 percent, an amount computed as follows: to the average wholesale price per pound of 92-score butter at Chicago as reported by the United States Department of Agriculture (or such other Federal agency as may be authorized to perform this price reporting function) add 20 percent, and divide the resulting sum by 10.

(e) *Producer-settlement fund.* The market administrator shall establish and maintain a separate fund known as the "producer-settlement fund" into which he shall deposit all payments made by handlers pursuant to paragraphs (a) (3), (b), and (f) of this section together with the amounts subtracted from the uniform price computation pursuant to § 970.7 (b) (3) and (7), and out of which he shall make all payments to producers and handlers pursuant to paragraphs (c) and (f) of this section as well as the amounts added in the computation of the uniform price pursuant to § 970.7 (b) (2) and (4).

(f) *Adjustments of errors in payments.* Whenever verification by the market administrator of reports or payments by any handler discloses errors in payments to the market administrator by such handler pursuant to paragraphs (a) (3) or (b) of this section, the market administrator shall promptly bill such handler for any unpaid amount and such handler shall, within 5 days of such billing, make payment to the market administrator of the amount so billed. Whenever verification by the market administrator discloses that payment is due from the market administrator to any handler the market administrator shall, within 5 days, make such payment to such handler. Whenever verification of a handler's reports discloses that an error was made in payments to any producer by the market administrator pursuant to paragraph (c) of this section, the market administrator shall correct such payment not later than the time of making final payment to producers next following such disclosure. Whenever verification by the market administrator of the payment by a handler to any producer discloses payment to such producer of an amount which is less than is required pursuant to paragraph (a) (1) and (2) of this section, the handler shall make up such payment to the producer not later than the time of making final payment to producers next following such disclosure.

16. Add as § 970.9 (c) the following:

(c) *Deductions by the market administrator.* In the case of handlers who make payment to producers through the market administrator as provided in § 970.8 (b), the deductions provided in paragraphs (a) and (b) of this section shall be made by the market administrator from the payments made to producers by him pursuant to § 970.8 (c).

Issued at Washington, D. C., this 8th day of March 1946, to be effective on and after the 1st day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

Approved: March 15, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-4525; Filed, Mar. 18, 1946; 3:38 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 703—APPOINTMENT OF COMMISSIONED OFFICERS, WARRANT OFFICERS AND CHAPLAINS

APPOINTMENT OF R. O. T. C. GRADUATES PREVIOUSLY FOUND PHYSICALLY DISQUALIFIED

Section 703.222 is rescinded and the following substituted therefor:

§ 703.222 *Appointment of R. O. T. C. graduates who previously were found physically disqualified.* (a) An individual who has successfully completed the Reserve Officers' Training Corps course under War Department contract, including the 6 weeks at summer camp, and was denied a commission because of physical disqualification only and is inducted into the Army and makes application for appointment within 5 years subsequent to his graduation from Reserve Officers' Training Corps will, if found physically qualified for retention in the military service be appointed a second lieutenant in the Army of the United States in the arm or service in which enrolled while in Reserve Officers' Training Corps and given appropriate assignment in the arm

or service in which appointed regardless of the lack of a procurement objective or a position vacancy. (Act of 22 September 1941, 55 Stat. 728; 10 U.S.C. Supp. 484) [Sec. III W. D. Cir. 206, 24 May 1944, as amended by Cir 61, 2 Mar. 1946]

[SEAL] EDWARD F. WHITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-4529; Filed, Mar. 18, 1946; 4:01 p. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter D—Employment Taxes

[T. D. 5502]

PART 402—EMPLOYEES' TAX AND EMPLOYERS' TAX UNDER THE FEDERAL INSURANCE CONTRIBUTIONS ACT

PART 403—EXCISE TAX ON EMPLOYERS UNDER THE FEDERAL UNEMPLOYMENT TAX ACT

SERVICES PERFORMED BY OFFICERS AND MEMBERS OF CREWS EMPLOYED BY WAR SHIPPING ADMINISTRATION AND EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR

In order to conform Regulations 106 (26 CFR, Cum. Supp., Part 402), relating to the employees' tax and the employers' tax under the Federal Insurance Contributions Act (subchapter A, chapter 9, Internal Revenue Code), to section 1426 (i) of the Internal Revenue Code, added by section 1 (b) (1) of the act of March 24, 1943 (57 Stat. 46), as amended by section 1 of the act of April 4, 1944 (58 Stat. 188), and by section 1 of Public Law 21, 79th Congress, approved March 24, 1945, and to section 1426 (j) of the Internal Revenue Code, added by section 7 (a) of Public Law 201, 79th Congress, approved October 23, 1945, such regulations are amended as follows:

PARAGRAPH 1. Immediately following the citation after the provisions of law under the caption "Section 1426 of the Act" as set forth preceding § 402.201, the following is inserted:

(i) OFFICERS AND MEMBERS OF CREWS EMPLOYED BY WAR SHIPPING ADMINISTRATION. The term "employment" shall include such service as is determined by the Administrator, War Shipping Administration, to be performed after September 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941, on or in connection with any vessel by an officer or member of the crew as an employee of the United States employed through the War Shipping Administration, or, in respect of such service performed before February 11, 1942, the United States Maritime Commission, but shall not include any such service performed (1) under a contract entered into without the United States and during the performance of which the vessel does not touch at a port in the United States, or (2) on a vessel documented under the laws of any foreign country and bareboat chartered to the War Shipping Administration. The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator, War Shipping Administration, to be paid for such service. The Administrator and such agents as he may designate for the purpose are authorized and directed to comply with the provisions of the internal revenue laws on behalf of the United States as the employer of individuals whose service constitutes employment by reason of this subsection, but the Administrator and his agents shall not be liable for the tax on any employee imposed by section 1400 (unless the Administrator or his agent collects such tax from the employee) with respect to service performed before the date of enactment of this subsection which constitutes employment by reason of the enactment of this subsection. The Administrator, War Shipping Administration, and the United States Maritime Commission, and their agents or persons acting on their behalf or for their account, may, for convenience of administration, make payments of the tax imposed under section 1410 without regard to the $3,000 limitation in section 1426 (a) (1), but they shall not be required to obtain a refund of the tax paid under section 1410 of the Internal Revenue Code on that part of the remuneration of seamen in their employ not included in wages by reason of section 1426 (a) (1) of the Internal Revenue Code. (Sec. 1426 (i), I. R. C., added by sec. 1 (b) (1), Act of Mar. 24, 1943, 57 Stat. 46, as amended by sec. 1, Act of Apr. 4, 1944, 58 Stat. 188, and by sec. 1, P. L. 21, 79th Cong., approved Mar. 24, 1945. The amendments are effective with respect to service performed after Sept. 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941.)

(j) CERTAIN EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR. The term "employment" shall include such service as is determined by the Bonneville Power Administrator (hereinafter called the Administrator) to be performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee performing service for the Administrator, but shall not include any service performed by such a laborer, mechanic, or workman, to whom the Act of May 29, 1930 (46 Stat. 468), as amended, applies. The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator to be paid for such service. The Administrator is authorized and directed to comply with the provisions of the internal revenue laws on behalf of the United States as the employer of individuals whose service constitutes employment by reason of this subsection. (Sec. 1426 (j), I. R. C., added by sec. 7 (a), P. L. 201, 79th Cong., approved Oct. 23, 1945.)

PAR. 2. Immediately preceding § 402.203, the following is inserted:

SECTION 1426 (i) OF THE ACT

OFFICERS AND MEMBERS OF CREWS EMPLOYED BY WAR SHIPPING ADMINISTRATION

The term "employment" shall include such service as is determined by the Administrator, War Shipping Administration, to be performed after September 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941, on or in connection with any vessel by an officer or member of the crew as an employee of the United States employed through the War Shipping Administration, or, in respect of such service performed before February 11, 1942, the United States Maritime Commission, but shall not include any such service performed (1) under a contract entered into without the United States and during the performance of which the vessel does not touch at a port in the United States, or (2) on a vessel documented under the laws of any foreign country and bareboat chartered to the War Shipping Administration. • • • (Sec. 1426 (i), I. R. C., added by sec. 1 (b) (1), Act of Mar. 24, 1943, 57 Stat. 46, as amended by sec. 1, Act of Apr. 4, 1944, 58 Stat. 188. The amendment is effective with respect to service performed after Sept. 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941.)

SECTION 1426 (j) OF THE ACT

CERTAIN EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR

The term "employment" shall include such service as is determined by the Bonneville Power Administrator (hereinafter called the Administrator) to be performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee performing service for the Administrator, but shall not include any service performed by such a laborer, mechanic, or workman, to whom the Act of May 29, 1930 (46 Stat. 468), as amended, applies. • • • (Sec. 1426 (j), I.R.C., added by sec. 7 (a), P.L. 201, 79th Cong., approved Oct. 23, 1945)

PAR. 3. Section 402.203 is amended by adding at the end thereof the following new paragraph:

(d) *Services performed for War Shipping Administration or Bonneville Power Administrator.* Notwithstanding any other provision of this part, such services as constitute employment under section 1426 (i) or (j) of the act shall constitute employment within the meaning of the act and of this part. Section 1426 (i) of the act relates to certain services performed after September 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941, on or in connection with a vessel by an officer or member of the crew as an employee of the United States employed through the War Shipping Administration or, in respect of such services performed before February 11, 1942, the United States Maritime Commission. Section 1426 (j) of the act relates to services performed after December 31, 1945, by certain laborers, mechanics, or workmen, in connection with construction work or the operation and maintenance of electrical facilities, as employees of the United States employed through the Bonneville Power Administrator.

PAR. 4. The first sentence of § 402.213 is amended to read as follows: "Services performed in the employ of the United States Government, except as provided in section 1426 (i) or (j) of the act (see § 402.203 (d)), are excepted."

PAR. 5. Immediately preceding § 402.227, the following is inserted:

SECTION 1426 (i) OF THE ACT

OFFICERS AND MEMBERS OF CREWS EMPLOYED BY WAR SHIPPING ADMINISTRATION

• • • The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator, War Shipping Administration, to be paid for such service. • • • The Administrator, War Shipping Administration, and the United States Maritime Commission, and their agents or persons acting on their behalf or for their account, may, for convenience of administration, make payments of the tax imposed under section 1410 without regard to the $3,000 limitation in section 1426 (a) (1), but they shall not be required to obtain a refund of the tax paid under section 1410 of the Internal Revenue Code on that part of the remuneration of seamen in their employ not included in wages by reason of section 1426 (a) (1) of the Internal Revenue Code. (Sec. 1426 (i), I.R.C., added by sec. 1 (b) (1), Act of Mar. 24, 1943, 57 Stat. 46, as amended by sec. 1, P.L. 21, 79th Cong., approved Mar. 24, 1945. The amendment is effective with respect to service performed after Sept. 30, 1941, and prior to the termination of title I of the First War Powers Act, 1941.)

SECTION 1426 (j) OF THE ACT

CERTAIN EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR

• • • The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator to be paid for such service. • • • (Sec. 1426 (j), I.R.C., added by sec. 7 (a), P.L. 201, 79th Cong., approved Oct. 23, 1945)

PAR. 6. Section 402.227 (b) is amended by adding at the end thereof the following new subparagraph:

(4) *Remuneration for certain services performed for War Shipping Administration or Bonneville Power Administrator.* Nothwithstanding any other provision of this part, such remuneration for employment as constitutes wages under section 1426 (i) or (j) of the act shall constitute wages within the meaning of the act and of this part. See § 402.203 (d), relating to services which constitute employment under section 1426 (i) and (j).

In order to conform Regulations 107 (26 CFR, Cum. Supp.; Part 403), relating to the excise tax on employers under the Federal Unemployment Tax Act (subchapter C, chapter 9, Internal Revenue Code), to section 1607 (m) of the Internal Revenue Code, added by section 7 (d) of Public Law 201, 79th Congress, approved October 23, 1945, such regulations are amended as follows:

PAR. 7. Immediately following the citation after the provisions of law under the caption "Section 1607 of the Act" as set forth preceding § 403.201, the following is inserted:

(m) *Certain employees of Bonneville Power Administrator.* The term "employment" shall include such service as is determined by the Bonneville Power Administrator (hereinafter called the Administrator) to be performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee performing service for the Administrator. The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator to be paid for such service. The Administrator is authorized and directed to comply with the provisions of the internal revenue laws on behalf of the United States as the employer of individuals whose service constitutes employment by reason of this subsection. (Sec. 1607 (m), I. R. C., added by sec. 7 (d), P. L. 201, 79th Cong., approved Oct. 23, 1945.)

PAR. 8. Immediately preceding § 403.203, the following is inserted:

SECTION 1607 (m) OF THE ACT

CERTAIN EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR

The term "employment" shall include such service as is determined by the Bonneville Power Administrator (hereinafter called the Administrator) to be performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee performing service for the Administrator. • • • (Sec. 1607 (m), I. R. C., added by sec. 7 (d), P. L. 201, 79th Cong., approved Oct. 23, 1945)

PAR. 9. Section 403.203 is amended as follows:

(A) By inserting immediately after the heading of such section the following: "(a) *In general.*"

(B) By adding at the end of such section the following new paragraph:

(b) *Services performed for Bonneville Power Administrator.* Notwithstanding any other provision of this part, such services as constitute employment under section 1607 (m) of the act shall constitute employment within the meaning of the act and of this part (including § 403.205, relating to who are employers). Section 1607 (m) of the act relates to services performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee of the United States employed through the Bonneville Power Administrator.

PAR. 10. The first sentence of § 403.213 is amended to read as follows: "Services performed in the employ of the United States Government, except as provided in section 1607 (m) of the Act (see § 403.203 (b)), are excepted."

PAR. 11. Immediately preceding § 403.227, the following is inserted:

SECTION 1607 (m) OF THE ACT

CERTAIN EMPLOYEES OF BONNEVILLE POWER ADMINISTRATOR

• • • The term "wages" means, with respect to service which constitutes employment by reason of this subsection, such amount of remuneration as is determined (subject to the provisions of this section) by the Administrator to be paid for such service. • • • (Sec. 1607 (m), I. R. C., added by sec. 7 (d), P. L. 201, 79th Cong., approved Oct. 23, 1945.)

PAR. 12. Section 403.227 (b) is amended by adding at the end thereof the following new subparagraph:

(4) *Remuneration for certain services performed for Bonneville Power Administrator.* Notwithstanding any other provision of this part, such remuneration for employment as constitutes wages under section 1607 (m) of the act shall constitute wages within the meaning of the act and of this part. See § 403.203 (b), relating to services which constitute employment under section 1607 (m).

(Secs. 1429 and 1609, I.R.C. (53 Stat. 178, 188; 26 U.S.C., 1429, 1609); in sec. 1426 (i) of the Internal Revenue Code, added by section 1 (b) (1) of the act of Mar. 24, 1943 (57 Stat. 46), as amended by sec. 1 of the act of Apr. 4, 1944 (58 Stat. 188), and by sec. 1 of Pub. Law 21, 79th Cong., approved March 24, 1945; and in secs. 1426 (j) and 1607 (m) of the Internal Revenue Code, added by section 7 of Pub. Law 201, 79th Cong., approved October 23, 1945.)

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: March 18, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-4546; Filed, Mar. 19, 1946; 11:21 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Schedule I]

CRITICAL PRODUCTS

(a) *Introduction.* The table in this Schedule lists certain of the critical products which the Civilian Production Administration has determined to be in such tight supply that they are serious threats to the national economy. (This Schedule supersedes former Directions 1 through 5 and 7 through 12 to PR-28 covering critical products.) When effective assistance of other kinds is not practicable, the OPA may assign CC preference ratings under paragraph (e) of Priorities Regulation 28 for material which is needed to sustain or increase the production of these products. In addition to the rules explained in paragraph (b) below, the general rules in paragraphs (c) and (d) of Priorities Regulation 28 governing the application for and assignment of CC ratings are also applicable. Especially important is paragraph (d) (1) of Priorities Regulation 28, requiring a determination that the use of substitute and less scarce materials is not practicable, that reasonable efforts have been made to get the required item without a rating, and that a rating is required to obtain the item by the latest date and in the minimum quantity practicable after taking into consideration material in inventory and available without a rating.

(b) *Explanation of table.*

Column I—Critical products. Column I lists the critical products for which CC ratings may be granted to sustain or increase production.

Column II—Persons eligible. Column II states the persons who may apply for CC ratings. Where Column VI indicates that CC ratings may be assigned for construction, the builder or contractor may apply instead of the person listed.

Column III—Production materials. (1) If the word "yes" appears in Column III, the CPA may assign CC ratings to the person named in Column II to get production materials needed to make the item listed in Column I regardless of the applicant's minimum economic rate of operation. Where the applicant regularly sells materials as maintenance, repair or operating supplies for the item he makes, CC ratings may also be as-

signed to him for such supplies or for materials needed to make them. Applications for CC ratings for textile fabrics or yarns should be made under Priorities Regulation 28A, and CC ratings may be assigned under paragraph (d) of that Regulation in accordance with subpargaraph (d) (5) (i).

(2) If the word "no" appears in Column III, CC ratings will be assigned for production materials only as provided in Priorities Regulation 28. The same rule applies to any production materials expressly excluded from Column III.

Column IV—Capital equipment. (1) If the word "yes" appears in Column IV, the CPA may assign CC ratings to the person named in Column II to get capital equipment which either (i) will result in a substantial increase in production of the item listed in Column I, or (ii) is needed to replace present operating equipment which is in danger of imminent breakdown.

(2) Where the word "no" appears in Column IV, CC ratings will be assigned for capital equipment only as provided in Priorities Regulation 28. The same rule applies to any capital equipment expressly excluded from Column IV.

Column V—MRO. (1) If the word "yes" appears in Column V, the CPA may assign CC ratings to the person named in Column II to get maintenance, repair and operating supplies (MRO) which he needs to use in making the item listed in Column I.

(2) If the word "no" appears in Column V, CC ratings will be assigned for MRO only as provided in Priorities Regulation 28.

Column VI—Construction. (1) If the word "yes" appears in Column VI, the CPA may assign CC ratings to the person named in Column II, or to his builder, for material needed for incorporation in new plants or in expanded or modernized old ones where increased production of the item listed in Column I will result, or where the construction is necessary to prevent a loss of production.

(2) If the word "no" appears in Column VI, CC ratings will be assigned for construction materials only as provided in Priorities Regulation 28.

I Critical products	II Person eligible	III Production materials	IV Capital equipment	V MRO	VI Construction
Castings, malleable iron and gray iron, including cast iron soil pipe, cast iron radiation and railroad car brake shoes (formerly covered by direction 4).	Producer (foundry)	Yes	Yes	Yes	Yes.
Clay building products (common and face brick, clay structural tile and clay sewer pipe) (formerly covered by direction 2).	Manufacturer	Yes	Yes (except clay building products machinery).	Yes	Yes.
Clay building products machinery (machinery and equipment designed solely for the production of clay building products and useful only for that purpose (such as de-airing machines, extrusion heads, clay grinders and pulverizers, and brick presses), but not including general types of equipment suitable for other use even though a particular piece of equipment is designed and built expressly for the clay products manufacturer) (formerly covered by direction 2).	do	Yes	No	Yes	No.
Coal, of the following kinds only: high grade metallurgical and by-product coking coal and double screened domestic coal in the areas comprising Bituminous Producing Districts 1, 2, 3, 7, 8, and 13 (as defined in SFAN Regulation 27) and the anthracite fields of Pennsylvania (formerly covered by direction 1).	Producer	No	Yes (except underground coal mining machinery and construction machinery).	Yes [1]	Yes (at present mines only).
Coal mining machinery, underground (formerly covered by direction 1).	Manufacturer	Yes	No	Yes	No.
Concrete building products (light weight and heavy weight aggregate concrete blocks and cement brick) (formerly covered by direction 8).	do	Yes (cinders, burned clay or shale, and blast furnace slag, only).	Yes (except concrete building products machinery).	Yes	Yes.
Concrete building products machinery (machinery and equipment designed solely for the production of concrete building products and useful only for that purpose (such as concrete block and brick machines and attachments, including concrete mixers and skip loaders as commonly used in the concrete products industry), but not including general types of equipment suitable for other use even though a particular piece of equipment is designed and built expressly for the concrete products manufacturer) (formerly covered by direction 8).	do	Yes	No	Yes	No.
Logs (formerly covered by direction 5).	Producer (any person engaged in felling or bucking trees or transporting the yield from felled trees to the points of delivery for manufacture or shipment)	No	Yes (except special equipment produced only for use in log or sawmill operations).	Yes	Yes.[2]
Lumber (formerly covered by direction 5).	Producer (operator of any plant, stationary or portable, which produces lumber not further manufactured than by sawing, resawing, passing lengthwise through a standard planing machine, cross-cutting to length and working, but not including any establishment known in the trade as a "distribution yard", engaged in either retail or wholesale business, even though it may process lumber on special orders from customers).	No	Yes (except special equipment produced only for use in log or sawmill operations).	Yes	Yes.[2]
Millwork, suitable for housing construction (formerly covered by direction 5).	Producer	No	Yes	Yes	Yes (at existing plants only).
Motors, electric, fractional horsepower AC (formerly covered by direction 11).	Manufacturer	Yes (except electric sheet steel).	Yes	Yes	Yes.
Penicillin (formerly covered by direction 7)	Producer	Yes	Yes	Yes	Yes (at existing plants only).
Plywood, softwood (formerly covered by direction 5).	do	No	Yes	Yes	Yes.[2]
Pulpwood (formerly covered by direction 5)	do	No	Yes	Yes	Yes.
Rosin (formerly covered by direction 10)	do	Yes	Yes	Yes	Yes.
Steel, electrical high silicon sheet (formerly covered by direction 12).	do	No	Yes	Yes	Yes.
Streptomycin (formerly covered by direction 3)	do	Yes	Yes	Yes	Yes.
Titanium dioxide (formerly covered by direction 9)	do	Yes	Yes	Yes	Yes.
Veneer, softwood (formerly covered by direction 5).	do	No	Yes	Yes	Yes (at existing plants only).

[1] CC ratings will be assigned for special repair parts for underground coal mining machinery only where the repair part is essential for the continued operation of the mine and then only where it will not interfere with delivery of mining machinery for more essential purposes.

[2] CC ratings for construction for logs, lumber, and pulpwood will be assigned only for construction at existing plants or at plants which need to be relocated because of increased availability of timber, manpower or transportation facilities.

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By: J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4542; Filed, Mar. 18, 1946; 4:52 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, as Amended Mar. 18, 1946]

RESTRICTED PRIORITIES ASSISTANCE FOR NON-MILITARY PURPOSES

Section 944.49 (Priorities Regulation 28) is amended to read as follows:

§ 944.49 *Priorities Regulation 28*—(a) *Background and purpose of this regulation.* With the exception of certain areas of critical shortages, such as the housing and apparel fields, the increased supply of many materials resulting from reduction in military procurement is generally adequate to meet demands. It is the declared policy of the Civilian Production Administration to remove priority controls as quickly as possible. In view of this situation and policy, the issuance of preference ratings by the CPA will be restricted to a minimum. Outside the areas of critical shortages mentioned above, limited priorities assistance may be given for non-military purposes only in specific instances where the need is clearly demonstrated as necessary to assist reconversion or insure the continued fulfillment of essential civilian or export needs. This regulation describes the conditions under which CC ratings will be assigned in such cases, except for textile fabrics or yarns for use in the United States which are covered by Priorities Regulation 28A.

Paragraph (b) below lists other regulations and orders which explain the assignment and use of preference ratings for purposes not covered by this regulation. Paragraph (c) states how applications should be filed under this regulation for use in this country. Paragraph (d) gives the general rules governing the assignment of such ratings, and paragraphs (e) through (h) cover the special situations where these ratings may be granted. Paragraph (i) explains how CC ratings are granted for export.

(b) *Other procedures for assigning ratings.* Priorities Regulation 1 explains in general the rating system, including the sequence of ratings and the purposes for which AAA and MM ratings are assigned. In addition, Priorities Regulation 28A, and certain orders in the M-317 and M-328 series, explain the assignment of CC ratings for certain textiles and related items, and Priorities Regulation 33 explains the assignment of HH ratings for housing.

(c) *How to apply for a CC rating.* Applications for a CC rating under this regulation for uses in the United States, its territories and possessions, should be made on Form CPA-541A addressed to the Civilian Production Administration, Washington 25, D. C., Ref: PR-28. Applications for textile yarns and fabrics covered by Priorities Regulation 28A should be made in accordance with that regulation, and applications for other textiles and related items for certain end uses should be made as explained in orders in the M-317 and M-328 series.

(d) *When the Civilian Production Administration will assign a CC rating under this regulation.* (1) When effective assistance of other kinds is not practicable (CPA may locate sources able to ship without ratings), CC ratings may be granted for specific items and quantities of materials in the limited classes of cases described in paragraphs (e) through (h) below, upon determination in each instance that all the following conditions are met:

(i) The use of substitute and less scarce materials is not practicable;

(ii) Reasonable efforts have been made to get the required item without a rating; and

(iii) A rating is required to obtain the item by the latest date and in the minimum quantity practicable after taking into consideration material in inventory and material available without a rating.

(2) In the case of production materials and operating supplies, the CPA will not generally assign ratings for more than a 60-day supply of the item in question. This 60-day limitation does not preclude later applications.

(3) Preference ratings will not be assigned for the procurement of items which will be resold without change in form.

(4) The CPA will not grant a CC rating under this regulation where it would preempt an undue proportion of the limited amounts of material available. If the material is in such short supply that it is generally hard to obtain the CPA may provide other procedures rather than a rating under this regulation.

(5) CC ratings will be denied where it appears that the item for which the rating is requested is available under different terms of sale or from a supplier other than the applicant's customary one.

(e) *Critical products.* The CPA may assign a CC rating as explained in Schedule I to this regulation to get material which is needed to sustain or increase production of an item or service listed on that Schedule which the CPA has determined to be in such tight supply that it is a serious threat to the economy. Schedule I replaces former Directions through 5 and 7 through 12 to this regulation covering critical products.

(f) *Production materials, capital equipment and MRO.* Under the conditions stated in paragraph (d), the CPA may grant a CC rating to get production materials, capital equipment or maintenance, repair and operating supplies (MRO) in the following cases:

(1) The CPA may assign a CC rating to get a "bottleneck" item where a great majority of the materials or of the equipment needed is on hand or is obtainable without priorities assistance and it is demonstrated that failure to receive it in the quantity and on the date requested will prevent an entire plant from beginning, resuming or maintaining operations at the minimum economic rate. The "minimum economic rate" of operation means the rate of operation at which the plant as a whole must operate to avoid incurring a financial loss, without regard to any particular product if the plant makes more than one. If a plant is currently operating at less than capacity without incurring a financial loss, the minimum economic rate of operation will not be considered a higher rate than the current one, even though some of the plant's regular products are not currently being produced.

(2) Special consideration, not limited to bottleneck items, will be given to the needs of small business and to the business needs of World War II Veterans up to the minimum economic rate of operation. For this purpose "small business" generally means a business in which not more than 250 persons are actively employed. A veteran who wants to get farm machinery or equipment listed in War Food Order 135 of the Department of Agriculture for use on a farm should apply under that order for a veterans' preference certificate, and should not apply under this regulation unless he qualifies under paragraph (h) (4).

(3) Special consideration will also be given to emergency requirements for veterans' educational facilities.

(g) *Construction.* Under the conditions stated in paragraph (d), the CPA may assign a CC rating for: (1) An item of construction materials or equipment needed for physical incorporation in certain construction required for essential needs, such as an item needed for incorporation in a dwelling granted priorities assistance under Priorities Regulation 33; or

(2) Materials required for the construction, alteration or repair of a dwelling house to be occupied by a veteran of World War II when the application is made by the veteran.

(h) *Miscellaneous.* Under the conditions stated in paragraph (d), the CPA may grant a CC rating under this regulation to get material in the following cases:

(1) The item is needed to prevent a delay in the completion on time of military procurement, production or construction; or

(2) The item is needed for incorporation into a product to be delivered on a CC or HH rating, and the item is not on hand or available on order; or

(3) The item is needed for use by the applicant to eliminate serious hazard to the life, health or safety of a large number of people, or to maintain or establish essential public or other community service; or

(4) The item is essential to replace one which has been destroyed by flood, fire, tornado or other act of God, and the item (i) is to be used on a farm, or (ii) is essential to the continued operation of a plant, facility or service at the minimum economic rate; or

(5) The item is essential to the continued operation of a plant, facility or service at the minimum economic rate and is shown to fall in one of the following cases:

(i) It is needed in an emergency to replace equipment which has actually broken down and cannot be repaired; or

(ii) It is needed to replace equipment which is subject to recurring mechanical breakdowns and is out of service so frequently as to impede operations; or

(iii) It is needed to replace equipment which has been condemned as unsafe or illegal by public authority or insurance underwriters and which cannot be repaired and must be replaced

lumber of any species, size or grade includ-

(13) "Rubber" means a natural

under requirements of law or insurance contracts; or

(6) The item is needed as a repair part to prevent imminent breakdown of machinery or equipment; or

(7) Failure to obtain delivery of the item would result in exceptional community hardship or in unreasonable and exceptional hardship not suffered generally by others in the same industry or activity.

(i) *CC Ratings for export*—(1) *General.* In the case of materials for export (other than certain textiles and related items referred to in paragraph (i) (2) below), applications from Canada should be filed with the Priorities Officer of Canada, and will be handled on the same basis as United States applications. In the case of other exports, upon demonstration that a rating is required, a CC rating may be assigned for procurement in this country of materials for export to prevent serious injury to the minimum essential civilian economies of friendly foreign nations; or to aid in the restoration, development and maintenance of foreign sources of supplies vitally needed in this country; or for other reasons of public policy. Applications for such ratings should be made to the Office of International Trade, Department of Commerce on the forms prescribed by that agency.

(2) *Certain textiles and related items.* For exports, including shipments to Canada, of cotton broad woven fabrics for which set-asides are provided in the distribution schedules of Order M-317A, seine twine, fish netting, and cotton yarn, CC ratings may be granted, on specific applications only, to the extent of the export programs fixed by the CPA. Applications for such ratings should be made to the Office of International Trade, Department of Commerce, on the forms prescribed by that Agency; except that for shipments to Canada, applications should be filed with the Cotton Administrator of the Wartime Prices and Trade Board and will be acted on by the CPA.

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4539; Filed, Mar. 18, 1946; 4:51 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 28. Revocation of Directions 1, 2, 3, 4, 5, 7, 8, 9, 10, 11 and 12]

The following published directions to Priorities Regulation 28 are hereby revoked, since they are superseded by Schedule I to that regulation, as issued simultaneously with this revocation: Direction 1, Direction 2, Direction 3, Direction 4, Direction 5, Direction 7, Direction 8, Direction 9, Direction 10, Direction 11 and Direction 12.

These revocations do not affect any liabilities incurred for violation of these directions, or of actions taken by the War Production Board or Civilian Production Administration under these directions.

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4540; Filed, Mar. 18, 1946; 4:51 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Amdt. 1 to Direction 6]

SPECIAL PROVISIONS FOR THE ASSIGNMENT OF CC RATINGS FOR DISTRIBUTION OF TRUCKS

Direction 6 to Priorities Regulation 28 is hereby amended by deleting the reference in paragraph (c) to "a published direction to Priorities Regulation 28" so that paragraph (c) reads as follows:

(c) *When CC ratings will be assigned for new trucks.* CC ratings may be assigned to orders calling for the delivery of new trucks only when the applicant clearly shows that a rating is necessary to obtain delivery; that he is engaged or intends to engage in the production of an item which is listed in the Table in Schedule I to Priorities Regulation 28 and that the new truck is essential to maintaining or increasing the production of the item.

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4541; Filed, Mar. 18, 1946; 4:51 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 1 as Amended Dec. 20, 1945, Amdt. 1]

Priorities Regulation 1 is amended in the following respects:

1. Amend § 944.5 to read as follows:

§ 944.5 *Sequence and description of preference ratings.* (a) Preference ratings in order of precedence are: (1) AAA, (2) MM, (3), CC and HH, which are both of equal value. The conditions under which each of these ratings are generally assigned is given in paragraph (b) below.

(b) The above preference ratings are generally assigned as follows:

(1) The AAA rating is assigned in emergencies under existing procedures.

(2) The MM rating is assigned by the Army and Navy and other military and governmental agencies in accordance with the provisions of Directive 41 and other CPA Directives which may be issued from time to time. The CPA will not generally assign the MM rating, but may do so in a few instances for specific items and quantities of materials or equipment where it is clearly necessary for requirements of high urgency. Applications should not be filed with the CPA for a MM rating unless a published order or regulation of the CPA announces that the CPA will assign it.

(3) The CC rating is assigned as described in Priorities Regulations 28 and 28A. These Regulations describe the limited conditions under which the CPA will generally assign the CC rating.

(4) The HH rating is assigned for housing under the rules explained in Priorities Regulation 33.

(c) The rules for the extension of the above ratings are explained in Priorities Regulation 3.

2. Change the date in the list of Directions to PR-1 printed at the end from "December 11, 1945" to "March 18, 1946," and add at the end of that list the following:

13. Emergency Suspension of Outstanding Ratings for Iron and Steel.

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4538; Filed, Mar. 18, 1946; 4:52 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 1, as Amended Mar. 15, 1946]

LUMBER AND MILLWORK

The following amended direction is issued pursuant to PR 33:

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of lumber and millwork for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

(a) *What this direction does.* Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders and prefabricators of HH priority ratings to secure materials listed on Schedule A of that regulation which are required for use in the Reconversion Housing Program. Among these items are lumber and millwork. This direction provides that sawmills shall produce a percentage of their total production for certified orders from distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing contractors. It applies to sawmills that produce over two million board feet of softwood lumber a year or one million board feet of hardwood lumber a year, and to lumber distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing contractors, who sell or use housing construction lumber or hardwood flooring lumber. It explains how lumber distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing contractors may obtain lumber for housing construction and that such lumber, or products in which it is incorporated, must be delivered on orders rated HH.

Definitions

(b) *Definitions for the purpose of this direction.* (1) "Lumber" means any sawed

lumber of any species, size or grade, including rough, surfaced on one or more sides or edges, dressed and matched, shiplapped, worked to pattern, or grooved for splines, except (i) shingles, slabs and round edge lumber; (ii) mine and railway cross ties nine feet or less in length; (iii) any segment of a log which has been produced so that it can be converted into veneer and which is sold and used for that purpose.

(2) "Distributor" means any person who buys and stocks lumber for resale as lumber either at wholesale or retail. A distributor who has two or more distinct and separate yards must for the purpose of this direction, consider each yard a "distributor".

(3) "Housing construction lumber" means softwood flooring, ceiling, siding, partition, casing, base, moulding, stirps and boards, two-inch dimension, finish, shop and lath.

(4) "Millwork" means windows, sash, doors, window and door frames, window and door screens, cut stock for foregoing items, trim, mouldings, built-in kitchen cabinets and other built-in millwork items suitable for authorized housing construction under Priorities Regulation 33.

(5) "Hardwood flooring lumber" means Grades 2 and 3a, rough, in all thicknesses of Oak, Pecan and Beech, in 4/4 and 8/4 thicknesses of Hard Maple and 4/4 and thinner thicknesses in Birch.

(6) "Sawmill" means: (i) any mill or plant, stationary or portable, which currently produces 8,000 or more board feet of softwood lumber or 8,000 or more board feet of softwood and hardwood lumber per average day of eight hours of continuous operation or which produced an average of 8,000 or more board feet of softwood lumber or 8,000 or more board feet of softwood and hardwood lumber per day during the days in the year 1945 on which it was in operation; (ii) any mill or plant, stationary or portable, which currently produces 4,000 or more board feet of hardwood lumber per average day of eight hours of continuous operation or which produced an average of 4,000 or more board feet of hardwood lumber during the days in the year 1945 on which it was in operation; and (iii) any concentration yard or plant which processes (by drying, repairing, edging, grading, sorting, planing, or otherwise) 25 percent or more of the total volume of logs and lumber which it receives, into an item which is defined as lumber.

(7) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating by CPA, FHA or NHA. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to use the HH rating for a part of the job.

(8) "Millwork manufacturer" means a person who consumes softwood lumber in the manufacture of millwork.

(9) "Hardwood flooring manufacturer" means a person who consumes hardwood flooring lumber in the manufacture of standard hardwood flooring.

(10) "Office wholesaler" means a person who buys lumber for resale but does not stock lumber.

(11) "Certified order" is any order for the delivery of lumber bearing the certificate described in paragraph (j).

(12) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(13) "Jobber" means a person who buys and stocks millwork or hardwood flooring for resale at wholesale.

(14) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been directly given priorities assistance on Form CPA-4415 to build prefabricated houses, panels or sections.

Sawmills

(c) *Sawmill reserve production.* The following provisions will govern the amount of housing construction lumber sawmills shall produce and reserve for certified orders.

(1) Each sawmill as described in paragraph (b) (6) above shall reserve in his total over-all production of lumber in footage for the month of February, 1946, and for each calendar month thereafter, time and supplies sufficient to produce and deliver on certified orders, within such month, at least 40 per cent of his expected monthly production of softwood lumber in the form of housing construction lumber, and 100 per cent of the Grades 2 and 3a rough, in all thicknesses of Oak and Pecan; 100 percent of Grades 2 and 3a, rough, in 4/4 and 8/4 thicknesses of Hard Maple; 25 percent of Grades 2 and 3a, rough, in all thicknesses of Beech; and 25 percent of Grades 2 and 3a, rough, in 4/4 and thinner thicknesses of Birch.

The Civilian Production Administration may, from time to time, change such percentages by publication in the Federal Register prior to the first day of any month.

(2) Any sawmill lacking facilities to manufacture his production into housing construction items listed in paragraph (b) (3), may count as part of his 40 per cent reserve production requirement, such 3-inch and thicker dimension and timber as he may make for delivery on certified orders which provide for the delivery of 3" and thicker pieces to a plant operated for the purposes of manufacturing such dimension and timber into housing construction lumber.

(3) This direction does not prevent the free movement of softwood lumber between sawmills. However, a sawmill that delivers all or any part of his lumber to another sawmill must still manufacture 40% of his softwood production into housing construction lumber. A sawmill receiving housing construction lumber from another sawmill must hold such lumber for sale on certified orders in addition to his own reserve production. A sawmill delivering housing construction lumber to another sawmill may credit against his reserve production under paragraph (c) (1) above the amount of housing construction lumber so delivered.

(4) Every sawmill must hold his reserve production for certified orders as described in paragraph (c) (7) below and must accept and ship such certified orders for delivery in that month in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than the sawmill's monthly reserve production.

(5) When a sawmill has accepted certified orders to the extent of his monthly reserve production of housing construction lumber, he may not require any customer to furnish a certified order as a condition of filling an order for lumber.

NOTE: Subparagraphs (6) and (7) formerly (5) and (6), redesignated Mar. 15, 1946.

(6) Any quantities of lumber produced which, by the 20th day of any month in which production is reserved, are not required to fill certified orders received before that time may be delivered by the sawmill as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

(7) *Certified orders.* The following types of certified orders placed with the sawmill will be accorded the treatment provided for in paragraph (c) (4) above, and shipments on such orders may be credited against the percentage the sawmill is required to produce and reserve each month: Certified orders from (i) distributors; (ii) millwork manufacturers; (iii) hardwood flooring manufacturers; (iv) housing contractors; (v) office wholesalers; (vi) prefabricators.

Distributors

(d) *Distributors.* The following provisions tell how lumber distributors may place certified orders for housing construction lumber and how lumber so obtained may be sold:

(1) Any distributor may place certified orders for delivery each month starting with the month of February, 1946 for housing construction lumber with a sawmill, a distributor who sells at wholesale or an office wholesaler for one of the following amounts whichever is greater; (i) an amount of housing construction lumber not exceeding 5 per cent of the amount in footage of his inventory of all softwood lumber as of January 1, 1942 or; (ii) an amount of housing construction lumber equal to the total amount of housing construction lumber called for by orders rated HH and certified orders from prefabricators accepted by him for delivery in the month in which delivery is requested of the sawmill; or (iii) two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter.

(2) Every distributor must hold the lumber received on certified orders for sale only on certified orders or orders rated HH or AAA. Any quantities of lumber received on certified orders which, at the end of a period of 60 days after receipt, are not required to fill certified orders or HH or AAA rated orders received before that time may be delivered by the distributor as he may desire subect to all applicable regulations and orders of the Civilian Production Administration.

(3) A distributor who has made delivery of housing construction lumber from his inventory on certified orders from another distributor may place certified orders with a sawmill to replace it in his inventory. The distributor must hold the lumber received on such orders as provided in paragraph (d) (2) above.

Millwork Manufacturers

(e) *Millwork manufacturers.* The following provisions tell how millwork manufacturers may place with the sawmill certified orders for housing construction lumber and how such lumber shall be used, and the millwork sold:

(1) Any millwork manufacturer may place certified orders for delivery in each month starting with the month of February 1946 for housing construction lumber with a sawmill or an office wholesaler for an amount in footage not exceeding 5 per cent of the amount in footage of softwood lumber consumed by him in the manufacture of millwork in the year 1940.

(2) A millwork manufacturer must use each month a quantity of lumber equal to all housing construction lumber received on certified orders for the manufacture of millwork; 75 per cent of the amount of the millwork so manufactured must be held for sale on certified orders from a jobber or prefabricator or on orders rated HH or AAA. Any quantities of millwork manufactured which, at the end of a period of 60 days after com-

pletion, are not required to fill certified orders or orders rated HH or AAA before that time, may be delivered by the millwork manufacturer as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Hardwood Flooring Manufacturers

(f) *Hardwood flooring manufacturers.* The following provisions tell how hardwood flooring manufacturers may place with a sawmill certified orders for hardwood flooring lumber and how such lumber shall be used and the hardwood flooring sold:

(1) Hardwood flooring manufacturers may place certified orders for delivery each month starting with the month of February 1946 with a sawmill or with an office wholesaler for hardwood flooring lumber for an amount in footage not to exceed 6 percent of the amount of footage of hardwood lumber consumed in the manufacture of hardwood flooring in the year 1940.

(2) A hardwood flooring manufacturer must use each month a quantity of lumber equal to all hardwood flooring lumber received on certified orders for the manufacture of hardwood flooring. 75 percent of the amount of hardwood flooring so manufactured must be held for sale on certified orders from a jobber or prefabricator or on orders rated HH or AAA. Any quantities of hardwood flooring manufactured which at the end of a period of 60 days after completion are not required to fill certified orders or orders rated HH or AAA received before that time, may be delivered by the hardwood flooring manufacturer as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Housing Contractors

(g) *Housing contractors.* The following provisions tell how a housing contractor may place with a sawmill or office wholesaler certified orders for housing construction lumber:

(1) A housing contractor who has an HH rating may apply the HH rating on orders for housing construction lumber to a distributor, or he may place certified orders for delivery each month starting with the month of February 1946 with a sawmill or with an office wholesaler for housing construction lumber for an amount in footage not in excess of the total lumber required to meet his construction schedule for housing for which he has received authorization to use the preference rating HH. Certified orders may be placed with a sawmill or with an office wholesaler for housing construction lumber only to the extent that rated orders have not been placed with distributors for authorized amounts. The housing contractor must not specify delivery dates on certified orders or HH rated orders more than 30 days before the time that the housing construction lumber is needed for incorporation into housing. Furthermore, the housing contractor must not place certified orders or HH rated orders for housing construction lumber in which is specified a delivery date later than during the third calendar month after the time when the purchase order was placed.

(2) The housing contractor must use the housing construction lumber obtained on certified orders in the construction of housing for which the HH rating was authorized.

Office Wholesalers

(h) *Office wholesalers.* The following provisions tell how office wholesalers may place certified orders for housing construction lumber and how lumber so obtained may be sold:

(1) An office wholesaler receiving certified orders from a distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator or housing contractor may place certified orders with the sawmill for an amount of housing construction lumber or hardwood flooring lumber not in excess of the amount called for by the certified orders which he has received.

Integrated Sawmills

(i) *Sawmills that are also prefabricators, millwork or hardwood flooring manufacturers.* If a person engaged in operating a sawmill is also engaged in manufacturing millwork or hardwood flooring, he may transfer housing construction lumber or hardwood flooring lumber from his sawmill to his manufacturing operation provided that as a millwork manufacturer or a hardwood flooring manufacturer he is permitted to place monthly certified orders for housing construction lumber or hardwood flooring lumber. The transfer from the sawmill must be treated as delivery on a certified order and he must keep records of the transfer in his sawmill files and endorse the appropriate certificate on his records.

A person making a transfer permitted in the above paragraph must use or dispose of the housing construction lumber or hardwood flooring lumber transferred to millwork or hardwood flooring manufacturing operation in conformity with the applicable paragraphs above.

Certification on Orders

(j) *Certification on orders.* To certify an order for housing construction lumber or hardwood flooring lumber under this direction, the following certificate must be endorsed on or attached to the purchase order, sales ticket or other order calling for the delivery of housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring. Certificates must be signed manually or as explained in Priorities Regulation 7. However, the standard form described in that regulation may not be used in place of the certificate described in this direction. The certification required by this direction may not be waived under paragraph (f) of Priorities Regulation 7. Orders placed verbally must be confirmed immediately and the confirmation must bear the appropriate certificate. The certificate must be substantially as follows:

The undersigned certified to the supplier and to the Civilian Production Administration that he is a ——— (Distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator, housing contractor, office wholesaler, or jobber) and that the quantities of housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring covered by this order (together with all other certified orders for the particular material for delivery in the month specified in this order) do not exceed the amount permitted under Direction 1 to Priorities Regulation 33 with the provisions of which he is familiar.

Date_____ _____

(k) *Jobbers.* The following provisions tell how a jobber may secure a stock of millwork or hardwood flooring by placing orders for delivery in the months of February, March and April, 1946, and how the millwork and hardwood flooring must be sold:

(1) A jobber may place certified orders for delivery in the months of February and March, 1946 with a millwork or hardwood flooring manufacturer for millwork or hardwood flooring in a total amount not in excess of 10 per cent of the amount of his receipts of millwork in units, pieces or footage or hardwood flooring in the calendar year 1940;

(2) Every jobber must hold the millwork or hardwood flooring received on certified orders for sale only on orders rated HH or AAA. Any quantities of millwork or hardwood flooring received on certified orders which at the end of a period of 60 days after receipt are not required to fill HH or AAA rated orders received before that time, may be delivered by the jobber as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Newcomers

(l) *Prefabricators.* The following provisions tell how a prefabricator may place orders for housing construction lumber, millwork or hardwood flooring:

(1) A prefabricator may place certified orders for housing construction lumber with a sawmill, distributor or office wholesaler, for millwork with a millwork manufacturer, and for hardwood flooring with a hardwood flooring manufacturer, for an amount not in excess of the total amount of housing construction lumber, millwork or hardwood flooring required to meet a quarterly production schedule for prefabricated houses, panels or sections for which he has received priorities assistance on Form CPA-4415. A prefabricator must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the housing construction lumber, millwork or hardwood flooring is needed for incorporation into the prefabricated houses, panels or sections. Furthermore, a prefabricator must not place certified orders for housing construction lumber, millwork or hardwood flooring in which is specified a delivery date later than during the third calendar month after the time when his purchase order is placed.

(2) A prefabricator must use the housing construction lumber, millwork or hardwood flooring obtained on certified orders for the construction of prefabricated houses, panels or sections to be sold on orders rated HH.

(3) A prefabricator may not apply or extend an HH rating for housing construction lumber, millwork or hardwood flooring.

NOTE: Paragraphs (m) and (n), formerly paragraphs (l) and (m), redesignated Mar. 15, 1946.

(m) *Persons not established as distributors, millwork manufacturers or hardwood flooring manufacturers.* (1) Any person who was not on January 1, 1942 a lumber distributor and wants permission to place monthly certified orders for an amount of housing construction lumber in excess of two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter, may apply by letter to the Civilian Production Administration.

(2) Any person who was not, in the year 1940, a jobber or a millwork or hardwood flooring manufacturer, and wants to place monthly certified orders may apply by letter to the Civilian Production Administration.

(3) Any person applying by letter under subparagraph (1) or (2) above should state how much housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring he needs each month, proximity of his place of business to similar businesses, and any other information to help the Civilian Production Administration decide what amount of housing construction lumber or millwork or hardwood flooring or hardwood flooring lumber is needed by him to engage in business. Such application will be processed in an equitable manner.

Miscellaneous

(n) The following provisions generally affecting sawmills, distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, housing contractors, jobbers and office wholesalers, should be carefully read:

(1) *Validation of orders.* Any distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator, or housing contractor who has placed an uncertified order with a sawmill and is later authorized to place a certified order may validate the order by giving the sawmill the certificate that he is entitled to use. Any order that is validated subsequent to January 15, 1946, should be treated as though the order was placed on the date that the certificate was received by the sawmill.

(2) *Applicability of regulations.* Except as otherwise required by this direction, Priorities Regulations 1 and 3 continue to govern the use of ratings and the acceptance, scheduling and filling of orders placed with distributors and sawmills. All other applicable regulations and orders of the Civilian Production Administration must be observed where not inconsistent with this direction.

(3) *Violations.* Any person who wilfully violates any provision of this direction or who, in connection with this direction, wilfully conceals a materal fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(4) *Extension of preference ratings.* The rating HH may not be applied or extended to a sawmill as defined in paragraph (b)(6) above for lumber. However, where a person has received an HH rated order for the delivery of housing construction lumber, millwork or hardwood flooring, he may extend the HH rating to his suppliers, except to a sawmill as defined in paragraph (b)(6) above to get the housing construction lumber, millwork (or housing construction lumber to be incorporated in millwork) or hardwood flooring which he will deliver on that order subject to applicable inventory regulations. If a person has made delivery of housing construction lumber, millwork or hardwood flooring on an HH rated order, he may extend the HH rating to his suppliers except to a sawmill as defined in paragraph (b)(6) above to replace it in his inventory subject to applicable inventory regulations.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute housing construction lumber, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Appeals.* Any appeal from the provisions of this direction should be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1 to Priorities Regulation 33 stating the particular provision appealed from and stating fully the grounds for the appeal.

(7) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

(8) [Deleted Feb. 1, 1946.]

Issued this 15th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4445; Filed, Mar. 15, 1946; 4:41 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 21]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment had been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respects:

1. In section 2 (b), the termination date named for "Timothy seed (the seed from which Timothy grass is grown)" is amended to read "Indefinite."

2. In section 2 (c), the termination dates named for "Clam shells (the cleaned, washed, graded and ground shells of clams)" and "Oyster shells (the cleaned, washed, graded and ground shells of oysters including fresh and dredged shells)" are amended to read "Indefinite."

3. In section 3 (e), the termination date named for "Mineral mixed feed (mixed feed, at least 60% of which consists of a mixture of two or more chemicals or minerals with or without mixture with other ingredients and customarily regarded as dietary factor in feeding of animals and poultry" is amended to read "Indefinite."

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4428; Filed, Mar. 15, 1946; 4:45 p. m.]

[1] 10 F.R. 14954; 15170; 11 F.R. 296, 297, 881, 1102, 1467.

PART 1340—FUEL

[MPR 323, Amdt. 11]

ASPHALT AND ASPHALT PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 323 is amended in the following respects:

1. Footnote 1 to Table I, § 1340.353 (c) is amended to read as follows:

[1] Notwithstanding this table the maximum delivered bulk price for roofing flux to the roofing and floor covering industries at the points designated below shall be as follows: In the city limits of St. Paul and Minneapolis, Minnesota, $13.50 per ton. Within the State of Louisiana the delivered price shall be $10.00 per ton. The maximum price f. o. b. a refinery for shipments into the State of Louisiana and the cities of St. Paul and Minneapolis, Minnesota, shall be such that the sum of such price and the rail freight from the refinery to such destination shall not exceed the delivered price as determined above.

This amendment shall become effective March 24, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4557; Filed, Mar. 19, 1946; 11:33 a. m.]

PART 1306—IRON AND STEEL

[RPS 10, Amdt. 12]

PIG IRON

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1306.56 is amended to read as follows:

§ 1305.56 *Appendix A: Basing point base prices for pig iron (per gross ton—2,240 lbs.); switching charges; certain differentials.*

	No. 2 foundry	Basic	Bessemer	Malleable	Low Phos.
Bethlehem, Pa.	$27.50	$27.00	$28.50	$28.00	.....
Everett, Mass.	27.50	27.00	28.50	28.00	.....
Swedeland, Pa.	27.50	27.00	28.50	28.00	.....
Steelton, Pa.	.....	27.00	.....	.....	$32.00
Birdsboro, Pa.	27.50	27.00	28.50	28.00	32.00
Sparrows Point, Md.	27.50	27.00	.....	.....	.....
Erie, Pa.	26.50	26.00	27.50	27.00	.....
Neville Island, Pa.	26.50	26.00	27.00	26.50	.....
Sharpsville, Pa.	26.50	26.00	27.00	26.50	.....
Buffalo, N. Y.	26.50	25.50	27.50	27.00	32.00
Chicago, Ill.	26.50	26.00	27.00	26.50	.....
Granite City, Ill.	26.50	26.00	27.00	26.50	.....
Cleveland, Ohio	26.50	26.00	27.00	26.50	.....
Hamilton, Ohio	26.50	26.00	.....	26.50	.....
Toledo, Ohio	26.50	26.00	27.00	26.50	.....
Youngstown, Ohio	26.50	26.00	27.00	26.50	.....
Detroit, Mich.	26.50	26.00	27.00	26.50	.....
Duluth, Minn.	27.00	26.50	27.50	27.00	.....
Birmingham, Ala.	22.88	21.50	27.50	.....	.....
Provo, Utah	24.50	24.00	.....	.....	.....

HIGH-SILICON, SILVERY

(Base Silicon 6.00 percent to 6.50 percent)

Jackson County, Ohio	$32.00
Buffalo, N. Y.	33.25

GRAY FORGE

Valley or Pittsburgh furnace	26.00

CHARCOAL

Lake Superior furnace	34.00
Lyles, Tenn., high phos. furnace	28.50
Lyles, Tenn., low phos. furnace	33.00

Switching charges. Basing point base prices are to be subject to an additional charge for delivery within the switching limits of the respective districts.

Silicon differentials. Basing point base prices are to be subject to an additional charge not to exceed $0.50 a ton for each 0.25 per cent, or portion thereof, silicon content in excess of base grade (1.75 per cent to 2.25 per cent).

Phosphorus differentials. Basing point base prices are to be subject to a reduction of $.038 per ton for phosphorus content of 0.70 per cent and over.

Manganese differentials. Basing point base prices are to be subject to an additional charge not to exceed $0.50 a ton for each 0.50 per cent, or portion thereof, manganese content in excess of 1.00 per cent.

Nickel differentials. Basing point base prices are to be subject to an additional charge for nickel content as follows:

Nickel content:	*Additional charge*
Under 0.50%	No extra
0.50% to 0.74% inc.	$2.00
0.75% to 0.99% inc.	3.00
1.00% to 1.24% inc.	4.00
1.25% to 1.49% inc.	5.00
1.50% to 1.74% inc.	6.00
1.75% to 1.99% inc.	7.00

and in the same progression above 1.99%.

Exception. Struthers Iron and Steel Company, Struthers, Ohio, may charge $0.50 a ton in excess of basing point base prices for No. 2 foundry, basic, bessemer and malleable.

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4125; Filed, Mar. 15, 1946; 4:45 p. m.]

PART 1335—CHEMICALS

[RPS 76, Amdt. 8]

HIDE GLUE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 76 is amended as follows:

A new § 1335.706a is added to read as follows:

§ 1335.706a (a) *Applications for adjustment.* Any manufacturer of hide glue may apply for an adjustment of maximum prices established under this regulation if it can be shown that there is a general shortage of supply of hide glue, and that the costs involved in applicant's production thereof have increased so substantially that a price adjustment is necessary to enable him to produce said commodity. Applications shall be made on OPA Form No. 692-992 and shall contain the information specified therein. Copies of this form may be obtained from the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C.

(b) *Amount of adjustment.* Any adjustment granted under this section shall be ordinarily limited to:

(1) An amount sufficient to make the adjusted price per unit equal to factory cost per unit where applicant's current overall profits on an annual basis are favorable as judged by his own or the industry's historical experience.

(2) An amount sufficient to make the adjusted price per unit equal to factory costs per unit, plus general administrative and selling expenses per unit, where applicant's current overall profits on an annual basis are normal as judged by his own or the industry's historical experience. However, the increase shall not ordinarily exceed an amount which will cause his current overall profits on an annual basis to be more than normal as judged by his own or the industry's historical experience.

(3) An amount sufficient to make the adjusted price per unit equal to total cost per unit, plus an adequate margin of profit per unit, where applicant's current overall profits on an annual basis are unfavorable as judged by his own or the industry's historical experience. However, the increase shall not ordinarily exceed an amount which will cause his current overall profits on an annual basis to be more than normal as judged by his own or the industry's historical experience.

(c) *Orders issued under this section.* The Price Administrator may authorize or deny by order the maximum prices requested or any modification thereof, and may also adjust the maximum prices of jobbers. He may require, in appropriate cases, a compensatory decrease in the maximum prices for another product or products manufactured by applicant.

Any order issued hereunder may be amended or revoked at any time.

(d) *Definitions.* When used in this section, the term:

"Overall profits" means overall aggregate dollar profit, adjusted for changes in investment and before deduction of income and excess profit taxes of applicant, or, in the event applicant is a parent, subsidiary, or affiliate of other corporations or business units, of the entire investment enterprise.

"Factory cost" means and includes raw materials less by-product credits, direct labor, and indirect manufacturing costs assignable to the production of hide glue.

(e) *Adjustable pricing.* Any person may offer or agree to adjust or fix prices to or at prices not in excess of the maximum prices in effect at the time of delivery. In appropriate situations where a petition for amendment or for adjustment requires extended consideration, the Price Administrator may, upon application, grant permission to agree to adjust prices upon deliveries made during the pendency of the petition in accordance with the disposition of the petition.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4555; Filed, Mar. 19, 1946; 11:32 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RPS 52,[1] Amdt. 4]

PEPPER

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1351.111 is amended in the following respects:

1. Paragraph (b) is amended to read as follows:

(b) The maximum prices for pepper shall be as follows:

	Cents per pound ex dock New York City
Whole black pepper	15.00
Whole white pepper	23.00

2. Paragraph (g) is amended to read as follows:

(g) For future contracts traded on the New York Produce Exchange for delivery of whole black pepper, the maximum price shall be 15.13 cents per pound.

3. Paragraph (h) is added to read of follows:

(h) The importation of whole black pepper by the Commodity Credit Corporation is exempt from the provisions of this regulation.

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4426; Filed, Mar. 15, 1946; 4:44 p. m.]

PART 1356—COOKERS AND HEATERS

[MPR 64, Amdt. 5]

DOMESTIC COOKING AND HEATING STOVES

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 64 is amended in the following respects:

1. Section 7 (a) (4) is amended to read as follows:

(4) Find your percentage markup over direct cost on the comparable model by subtracting its direct cost from its ceiling price, exclusive of any adjustment charges, and dividing the difference by the direct cost. You must use your ceiling price to the class of purchaser (wholesalers, retailers, mail-order houses), who buy from you in the greatest volume.

2. Section 7 (a) (5) is amended to read as follows:

(5) Apply the percentage markup to the direct cost of the model being priced. The result is your ceiling price (exclusive of the "OPA Industry Reconversion Increase" or any other adjustment charges) to the class of purchaser used in subparagraph (4). Your ceiling prices, exclusive of the "OPA Industry Reconversion Increase" or any other adjustment charges to other classes of purchaser, for the model being priced, must be calculated on the basis of the differentials which you had on sales of the comparable model to different classes of purchasers.

3. Section 10 is deleted from the regulation.

4. A new section 8b is added to read as follows:

SEC. 8b. *Manufacturers' reconversion adjustment of certain ceiling prices.* This section authorizes certain reconversion adjustments of ceiling prices by manufacturers of stoves other than electric ranges. Unless directed otherwise by an order issued by the Office of Price Administration under this section, every manufacturer of any stoves covered by this regulation may adjust his ceiling price for sales to persons other than ultimate consumers which have been established under sections 3, 4, 5, 7 or 8 of the regulation for any such stoves, other than electric ranges, by adding to that price an amount equal to five percent of that price. Orders will be issued under this section denying a manufacturer permission to adjust his ceiling prices by all or part of this increase when it appears to the Price Administrator from information available to the Office of Price Administration, that the manufacturer has discontinued production of his low-end model in any particular type of stove eligible for an adjustment under this section, or has decreased the proportion of low priced to high priced models which he manufactures so that his present or prospective production of any particular type of stoves is not representative of his production in that respect of those stoves during the year July 1, 1940 to June 30, 1941. The average price at which the manufacturer's production of each type of stove will be sold will be considered in determining how much, if any, of the increase will be granted to such a manufacturer.

The five percent adjustment charge permitted by this section may be made and collected only if it is separately stated by the manufacturer on each invoice to a purchaser for resale as follows:

OPA Industry Reconversion Increase—$_____

5. A new section 11a is added to read as follows:

SEC. 11a. *Reconversion adjustments of wholesale ceiling prices.* A wholesale distributor shall determine his adjusted ceiling prices for his sales of any stove as to which the manufacturer has separately stated on his invoice the "OPA Industry Reconversion Increase" permitted by section 8b, as follows:

(a) If he established a ceiling price for the same stove before March 15, 1946 under the General Maximum Price Regulation, Maximum Price Regulation No. 210, or an order under section 11 of this regulation, or if he establishes his ceiling price on or after March 15, 1946 under § 1499.2 of the General Maximum Price Regulation, he may add to that ceiling price an adjustment charge no greater than three fourths of the dollar-and-cent amount of the separately stated "OPA Industry Reconversion Increase" appearing on his supplier's invoice.

(b) If he establishes his ceiling price on or after March 15, 1946 under a provision which requires him to compute his ceiling prices on the basis of cost, he shall use as his cost for that purpose his supplier's ceiling price not including the separately stated "OPA Industry Reconversion Increase." To the ceiling price so computed he may add an adjustment charge in an amount no greater than three fourths of the dollar-and-cent amount of the separately stated "OPA Industry Reconversion Increase" appearing on his supplier's invoice.

(c) If his ceiling prices are established on or after March 15, 1946 by an order under section 11 of this regulation or under § 1499.3 (c) of the General Maximum Price Regulation and the order makes no provision for the addition of a reconversion adjustment the wholesaler's ceiling prices under this section are those established by the order.

The adjustment charges permitted by this section may be made and collected only if they are separately stated by the wholesale distributor on each invoice to a purchaser for resale as follows:

OPA Industry Reconversion Increase—$_____

6. A new section 11b is added to read as follows:

SEC. 11b. *Retail ceiling prices of stoves subject to an industry reconversion adjustment.* A retailer shall determine his ceiling prices for his sales of any stove as to which his supplier has separately stated on his invoice an "OPA Industry Reconversion Increase" as follows:

(a) If his ceiling prices for the same stove have been established under any of the following provisions he shall retain as his ceiling prices, the retail prices so established:

(1) Sections 1499.2, 1499.3 (c), 1499.3 (e) of the General Maximum Price Regulation.

(2) Section 1372.103 of Maximum Price Regulation No. 210.

(3) The provisions of any central pricing order issued under § 1499.4a of the General Maximum Price Regulation or Supplementary Order No. 13 as amended or revised except those which provide for the computation of ceiling prices on the basis of cost.

(4) Section 11 of this regulation.

(b) If he establishes his ceiling prices on or after March 15, 1946 under a provision which requires him to compute his ceiling price on the basis of cost, he shall use as his cost for that purpose his supplier's ceiling price not including the separately stated "OPA Industry Reconversion Increase" permitted to manufacturers and wholesalers.

(c) Retail ceiling prices fixed in accordance with (a) or (b) above may not be increased in any amount by reason of the "OPA Industry Reconversion Increase" permitted to manufacturers and wholesalers.

7. A new section 11c is added to read as follows:

SEC. 11c. *Sales invoices to purchasers for resale.* Any person making a sale to purchasers for resale of any articles covered by this regulation at ceiling prices which include an "OPA Industry Reconversion Increase" must furnish such purchasers for resale with an invoice containing the following:

(a) His name and address and the date of the invoice.

(b) The purchaser's name and address.

(c) The model designation of the articles and such other description as may be necessary to identify the article on his pricing records.

(d) His ceiling price exclusive of the "OPA Industry Reconversion Increase".

(e) A statement of the amount of his OPA industry reconversion increase on the article as follows:

OPA Industry Reconversion Increase—$_____.

(f) The following notice:

If you resell the articles for which an "OPA Industry Reconversion Increase" is shown on this invoice you must find your resale ceiling prices under section 11a of Maximum Price Regulation No. 64 if you resell them at wholesale and under section 11b if you resell them at retail.

This amendment shall become effective on the 15th day of March 1946.

Issued this 15th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4427; Filed, Mar. 15, 1946; 4:44 p. m.]

[1] 7 F.R. 1308, 2132, 8948; 9 F.R. 12534; 10 F.R. 3876, 13717.

PART 1413—SOFTWOOD LUMBER PRODUCTS

[3d Rev. MPR 13, Amdt. 2]

DOUGLAS FIR AND OTHER SOFTWOOD PLYWOOD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Third Revised Maximum Price Regulation 13 is amended in the following respects:

1. In section 18 (a), the tables, exclusive of the notes thereto, are amended in the following respects:

a. Table 1 is amended to read as follows:

TABLE 1—PLYSCORD (DOUGLAS FIR PLYWOOD SHEATHING)

Widths of 36" and 48"; lengths of 60", 72", 84" and 96"	Price per M sq. ft. f. o. b. mill	
	Straight carloads	Less than carloads
5/16" 3 ply, rough	$37.25	$38.45
3/8" 3 ply, rough	43.00	44.60
1/2" 3 or 5 ply at mill's option, rough	55.50	58.30
5/8" 3 or 5 ply at mill's option, rough	68.50	72.20

b. Table 2 is amended to read as follows:

TABLE 2—PLYWALL (DOUGLAS FIR PLYWOOD WALLBOARD)

Widths of 48"; lengths of 60", 72", 84" and 96"	Price per M sq. ft. f. o. b. mill	
	Straight carloads	Less than carloads
5/16" 3 ply S2S to 1/4"	$43.00	$44.30
5/16" 3 ply S2S to 3/8"	52.50	55.15
5/16" 5 ply S2S to 1/2"	59.95	63.95
3/4" studding strips (per M lineal feet)	5.85	5.85

c. In Table 5, the following items are amended to read as follows:

	Price per M sq. ft., f. o. b. mill	
	Straight carloads	Less than carloads
5/16" 3 ply S2S to 1/4":		
24" width and under	$42.40	$45.95
Over 24" to 36" width	43.80	47.30
Over 36" to 48" width	46.50	50.20
7/16" 3 ply S2S to 3/8":		
24" width and under	52.00	56.60
Over 24" to 36" width	53.15	57.85
Over 36" to 48" width	55.50	60.35

d. In Table 6, the following items are amended to read as follows:

	Price per M sq. ft., f. o. b. mill	
	Straight carloads	Less than carloads
5/16" 3 ply S2S to 1/4":		
24" width and under	$45.45	$49.00
Over 24" to 36" width	46.85	50.35
Over 36" to 48" width	49.50	53.20

e. Table 7 is amended to read as follows:

TABLE 7—DOOR PANELS—SOUND 2 SIDES

Widths of 22", 24", 26", 28", 30", 36" and 48"; lengths of 60", 72", 84" and 96" (all sizes to be figured on actual surface measure furnished).	Price per M sq. ft. f. o. b. mill	
	Straight carloads	Less than carloads
5/16" 3 ply S2S to 1/4":		
22" and 24" width	$45.45	$49.00
26", 28", 30" and 36" width	46.85	50.35
48" width	49.50	53.20

2. In section 19 (a), the prices for Sound 2 Sides and Sound 1 Side of the following items in Table 8 are amended to read as follows:

	Per M sq. ft. in carload lots, f. o. b. mill	
	Sound 2 sides	Sound 1 side
1/4" sanded, 5/16" unsanded	$58.50	$51.00
3/8" sanded, 5/16" unsanded	67.10	68.50

3. In section 20 (a), Table 9, exclusive of the notes thereto, is amended to read as follows:

TABLE 9—PLYSCORD (PLYWOOD SHEATHING)

Widths of 36" and 48", lengths of 96"	Price per M sq. ft. f. o. b. mill	
	Straight carloads	Less than carloads
5/16" 3 ply, rough	$37.25	$38.45
3/8" 3 ply, rough	43.00	44.60
1/2" 3 or 5 ply at mill's option, rough	55.50	58.30
5/8" 3 or 5 ply at mill's option, rough	68.50	72.20

4. In section 21 (a), the tables are amended in the following respects:

a. In Table 11, the prices for Sound 2 Sides and Sound 1 Side of the following items are amended to read as follows:

	Price per M sq. ft. in carload lots, f. o. b. mill	
	Sound, 2 sides	Sound, 1 side
5/16" 3 ply S2S to 1/4":		
36" width and under, inclusive	$55.75	$50.25
Over 36" to 48" width, inclusive	59.10	53.65
7/16" 3 ply S2S to 3/8":		
36" width and under, inclusive	58.50	60.55
Over 36" to 48" width, inclusive	61.10	63.50

b. Table 12 is amended to read as follows:

TABLE 12—WALLBOARD

Widths of 24", 32", 36", and 48"; lengths of 60", 72", and 84"	Price per M sq. ft. in carload lots, f. o. b. mill
1/4" 3 ply S2S to 5/32"	$40.70
5/16" 3 ply S2S to 1/4"	47.70

c. Table 13 is amended to read as follows:

TABLE 13—SHEATHING

Widths of 24", 32", 36" and 48"; lengths of 60", 72" and 84"	Price per M sq. ft. in carload lots, f. o. b. mill	
	No. 1 sheathing	No. 2 sheathing
5/16" 3 ply, rough:		
36" width and under, inclusive	$41.60	$38.75
Over 36" to 48" width, inclusive	41.60	38.75
3/8" 3 ply, rough:		
36" width and under, inclusive	48.35	----------
Over 36" to 48" width, inclusive	50.95	----------
1/2" 5 ply, rough:		
36" width and under, inclusive	69.30	----------
Over 36" to 48" width, inclusive	71.80	----------
5/8" 5 ply, rough:		
36" width and under, inclusive	86.65	----------
Over 36" to 48" width, inclusive	89.25	----------
3/4" 5 ply, rough:		
36" width and under, inclusive	91.25	----------
Over 36" to 48" width, inclusive	93.85	----------
7/8" 7 ply, rough:		
36" width and under, inclusive	106.85	----------
Over 36" to 48" width, inclusive	109.45	----------

5. In section 4 (a), Item I is amended to read as follows:

Item I. Maximum carload f. o. b. mill price for direct-mill sales: *Provided, however,* That on all sales made prior to March 30, 1946, the maximum carload f. o. b. mill price shall be the maximum price that was in effect under the regulation on March 14, 1946.

This Amendment No. 2 shall become effective March 15, 1946.

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

For the reasons set forth in the accompanying statement of considerations, and pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Orders 9250, 9328, 9599, 9651, 9697, and 9699, I find that this Amendment is necessary to the effective transition to a peacetime economy and I hereby approve and direct the issuance thereof.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-4419; Filed, Mar. 15, 1946; 4:40 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[MPR 201,[1] Amdt. 14]

PRICING ORDERS IN VIRGIN ISLANDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new § 1418.112b is added to read as follows:

§ 1418.112b *Amendments; supplementary regulations; orders.* (a) The provisions of this regulation may be changed, modified or supplemented at any time by amendments, supplementary regulations or orders.

(b) *Territorial pricing orders.* Notwithstanding the provisions of section 1418.102, whenever in the judgment of the Territorial Director the exigency of the case requires it, he may, by interim order, establish specific maximum prices or markups for any seller or group of sellers or on an area-wide basis. Any such pricing order may be revised, amended or revoked by the Price Administrator or the Regional Administrator for the Ninth Region. Maximum prices fixed by any such order shall not exceed the general level of prices established by this regulation. Pricing orders issued under this paragraph (b) shall, as soon as practicable, be superseded by a permanent order under this regulation or an appropriate amendment to Revised Maximum Price Regulation 395, issued by the Price Administrator.

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4559; Filed, Mar. 19, 1946; 11:34 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 395,[2] Amdt. 19]

MISCELLANEOUS COMMODITIES IN VIRGIN ISLANDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

1. Section 9a is redesignated section 9a (a), and a new section 9a (b) is added to read as follows:

(b) *Territorial adjustment of maximum prices.* Whenever in the judgment of the Territorial Director the exigency of the case requires it, he may, by interim order, adjust or revise any maximum price established under Article IV of this regulation. Any such order may be revised, amended or revoked by the Price Administrator or the Regional Administrator for the Ninth Region. Any such order shall, as soon as practicable, be superseded by an appropriate amendment to this regulation.

2. In section 19 Table V is amended by deleting the items listed under the heading "Lard and rendered pork" and adding an item to read as follows:

Commodity	Quantity	At wholesale, St. Croix, St. Thomas	At retail, St. Croix, St. Thomas	At retail, St. John
Imported bulk (loose) lard (Armour and Curlahy brands only)	37 lb. tins	[1] $7.75	*Per pound* [1] $0.24	*Per pound* $0.25

[1] These prices supersede the prices established by Temporary General Order No. G-10.

3. A new section 53 is added to read as follows:

SEC. 53. *Maximum prices for imported table salt sold in the Virgin Islands of the United States.*

TABLE XLIII—MAXIMUM PRICES FOR IMPORTED TABLE SALT

Items and brand names	Quantity	At wholesale, St. Croix, St. Thomas	At retail, St. Croix, St. Thomas	At retail, St. John
			Per pkg.	*Per pkg.*
Diamond Crystal	24/26 oz. pkgs.	$2.15	$0.12	$0.13
Ivory	24/26 oz. pkgs.	2.05	.12	.12
Myles	24/2 lb. pkgs.	2.05	.12	.13
Premier	24/2 lb. pkgs.	2.15	.12	.13
Royal Scarlet	24/2 lb. pkgs.	2.30	.13	.14

4. A new section 54 is added to read as follows:

SEC. 54. *Maximum prices for imported processed tomato products sold in the Virgin Islands of the United States.*

TABLE XLIV—MAXIMUM PRICES FOR IMPORTED PROCESSED TOMATO PRODUCTS

Items and brand names	Quantity	At wholesale, St. Croix, St. Thomas	At retail, St. Croix, St. Thomas	At retail, St. John
			Per can	*Per can*
Tomato juice:				
Libby	24/No. 2 cans	$3.35	$0.17	$0.18
S & W	24/No. 2 cans	3.60	.19	.20
Tomato paste: Contadina	100/6 oz. cans	10.00	.12	.13
Tomato sauce:				
Libby	72/8 oz. cans	4.65	.08	.09
S & W	72/8 oz. cans	4.70	.08	.09

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4558; Filed, Mar. 19, 1946; 11:34 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 14B, Amdt. 2]

BREAD AND BAKERY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 12 is added to Revised Supplementary Regulation 14B to read as follows:

SEC. 12. *Emergency decreases in weight.* Any provision in the General Maximum Price Regulation or any order issued thereunder or any provision or order under this revised supplementary regulation to the contrary notwithstanding, any producer or reseller of bread or bread type rolls may decrease the weight of his loaf of bread or sales unit of rolls by up to 10 percent in weight under his presently authorized weights without any decrease in his maximum prices for such bread or bread type rolls because of such decrease in weight.

This amendment shall become effective March 15, 1946.

Issued this 15th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4421; Filed, Mar. 15, 1946; 4:43 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 166]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 426 is amended in the following respects:

Section 15, Appendix H, paragraph (d) (2) (iiia) is amended to read as follows:

The maximum price for a sale by a shipping point distributor without the use of a broker, shipper's sales agent or commission merchant, is the maximum f. o. b. price or the maximum delivered price, as the case may be (see Column 5 or Column 6 of the appropriate table in paragraph (b)), plus the applicable figure named in the schedule below. The maximum price for a sale by a shipping point distributor through a broker, shipper's sales agent or commission merchant, is the maximum f. o. b. price or the maximum delivered price, as the case may be, plus the agent's "commission" or "fee" (not to exceed the agent's maximum charge under Maximum Price Regulation 165) added to the applicable amount shown in the schedule below. In no event, however, is the total amount added to the maximum f. o. b. price or the maximum delivered price to exceed the applicable figure shown in Column 4 or Column 5 of the table of maximum markups in paragraph (c).

For example: A shipping point distributor's maximum price for an f. o. b. sale of snap beans is the price in Column 5 of Table 4 in paragraph (b) plus four cents from the schedule below. For a delivered sale through a broker, the maximum price is the Column 6 price from Table 4 in paragraph (b) plus the actual brokerage (but not to exceed the broker's maximum charge under MPR 165) and plus four cents from the schedule below, but the total addition to the Column 6 price cannot exceed eleven cents, the figure named in Column 4 of the schedule in paragraph (c). If the delivered sale is made through a commission merchant in less than carlots or less than truck-lots the maximum price is the Column 6 price from Table 4 in paragraph (b) plus the actual commission (but not to exceed the commission merchant's maximum charge under MPR 165) and plus four cents from the schedule below, but the total addition to the Column 6 price cannot exceed forty cents, the figure shown in Column 5 of the table in paragraph (c).

SCHEDULE

	Cents
Snap beans:	
Bushel	4
Pound	3/20
Carrots bunched:	
L. A. crate	7
Dozen bunches	1 1/8
Clipped, topped 50 lb. in containers	3 1/2
Topped 50 lb. in containers	3 1/2
Clipped, topped or topped (in containers):	
Pound	1/20
Bulk, pound	1/30
Peas:	
Bushel	4
Pound	3/20
Berries:	
Pint	1/6
Quart	1/4
Pound	1/6
24-point crate	4
24-quart crate	6
Watermelon: Pound	1/10
Cantaloupe and honeyball melons:	
Jumbo	9
Standard	8
Pony	7
Pound	1/8
Spinach:	
Bushel	3
Pound	1/6
Honeydew melons:	
Jumbo or standard	5
Jumbo cantaloupe	8
Pound	1/8
Persian melons:	
Jumbo	9
Standard	8
Pony	5
Pound	1/8
Casaba melons:	
Jumbo or standard	6
Pound	1/8
Cranshaw melons:	
Jumbo or standard	8
Pound	1/8
All other melons except watermelons, pound	1/8
Cabbage:	
50-lb sack	5
Pound	1/10
Sweetpotatoes, pound	1/10
Red sour cherries, pound	1/10
Lettuce, L. A. or Salinas:	
Crate	8
Pound	1/8

References to bushels and crates and other containers in the foregoing schedule apply only to bushels and containers that meet the requirements as to weight

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1626.

[1] 10 F.R. 10494, 10 F.R. 2025, 11657.

[2] 10 F.R. 5941, 6946, 7799, 8069, 8899, 9227, 9925, 11437, 11305, 11810, 11306, 11666, 12811, 13551, 14064, 14865, 15216, 15217; 11 F.R. 11609.

and contents specified in Column 2 of the applicable table of maximum prices in paragraph (b).

"Shipping point distributor" means a person who performs all the functions of a country shipper as to the goods being priced and who during the current shipping season (1) makes at least 50% of his sales of the commodity being priced to buyers not located at the country shipping point and not buying through brokers or other agents located at shipping point, and (2) makes no more than 25% of all his sales to any one person other than a government procurement agency. In applying this definition, percentages are to be determined by referring to dollar volume of sales.

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: March 7, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4556; Filed, Mar. 19, 1946; 11:32 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Supp. Ser. Reg. 69]

LINEN SUPPLY SERVICE IN THE LOS ANGELES AREA

A statement of the considerations involved in the issuance of this Supplementary Service Regulation No. 69 has been filed with the Division of the Federal Register. For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599, 9651, and 9697 Supplementary Service Regulation No. 69 is hereby issued. The specifications and standards set forth in this supplementary service regulation are those which, prior to the issuance of the regulation, were in general use by the trade in the affected areas.

§ 1499.709 *Linen supply services in the Los Angeles area*—(a) *Maximum prices.* The maximum prices established by Revised Maximum Price Regulation No. 165 for linen supply services when supplied by sellers located in the geographical area described below are hereby modified and henceforth shall be the prices set forth in Appendix A, except for "large accounts" as herein defined. Lower prices than those established by this regulation may be charged.

(b) *Geographical area.* This regulation applies to the linen supply establishments located in the following counties in the State of California: The counties of Orange, Riverside, San Bernardino, and the county of Los Angeles, except the corporate limits of the municipalities of North Hollywood and Beverly Hills.

(c) *Nature of accounts*—(1) *Large accounts.* The maximum prices for a "large account" shall remain subject to the provisions of Revised Maximum Price Regulation 165, and any applicable supplementary service regulation.

"Large account" means a volume of $50 or more of linen supply service sold or delivered to a place of business during the calendar week ending March 2, 1946; it also means an account above the $50 weekly minimum which has been designated as a "large account" by an OPA order in accordance with the provisions of paragraph (c) (2) below.

(2) *Change in nature of accounts.* If the weekly volume of an account increases to $50 or more or if a "large account" decreases in volume below such weekly amount, and such increase or decrease continues for four consecutive weeks, the appropriate OPA office may upon presentation of satisfactory evidence by the supplier or the purchaser issue an order reclassifying such account. Upon such reclassification, the account shall then be subject to the appropriate maximum prices for its size in accordance with the provisions of this regulation.

(d) *Applicability of Revised Maximum Price Regulation 165.* Except as provided to the contrary, all the other provisions of Revised Maximum Price Regulation 165 and any applicable supplementary service regulation shall apply to the linen service suppliers subject to this regulation.

(e) *Definitions.* (1) "Linen supply service" means the providing of clean linens and/or garments which are owned by the supplier to industrial, commercial, or professional users.

(2) "Linens" is not confined to articles made of linen textiles, but includes all articles of whatsoever fabric made, which are commonly embraced by that term.

(3) The designations of items of laundry services used in this regulation shall be given their ordinary trade meanings as used in the affected areas unless indicated to the contrary herein.

(4) "Special" when used in connection with linen supplies means an item made of damask material or other special quality, color or design or specially tailored according to specifications previously ordererd by a purchaser.

(f) *Notice requirements.* Within 30 days from the effective date of this regulation, every seller of linen supply service covered by this regulation shall notify each of his customers of the maximum prices established herein.

(g) *Invoices.* Seller's invoices or bills must describe the items of service supplied in the terms used in this regulation.

(h) *Elimination of individual adjustments.* On and after the effective date of this Supplementary Service Regulation, the provisions of section 16 of Revised Maximum Price Regulation 165 shall no longer be available to sellers covered by this regulation as to the services subject to the maximum prices established by this regulation; furthermore, any adjustment in prices heretofore granted to any establishment is hereby revoked as to such services.

(i) *Delegation of authority.* The San Francisco Administrator and the Los Angeles District Director when authorized by the San Francisco Regional Administrator, may grant, approve, correct or revoke orders issued under the provisions of this supplementary service regulation.

APPENDIX A

	Per piece
1. Apron, bar or bib	$0.10
2. Apron, bar or bib, colored	.12
3. Apron, tea	.07
4. Cap, or headband	.10
5. Cap, special	.15
6. Coat, cooler	.30
7. Coat and vest, plain	.25
8. Coat and vest, special	.30
9. Gown, butcher	.30
10. Gown, patient	.20
11. Gown, plain, white or colored	.30
12. Gown, professional	.30
13. Griddle Pad and Burlap	.03
14. Hair cloth	.10
15. Napkin, colored	.009
16. Napkin, Damask 20 to 22"	.0125
17. Napkin, plain 18"	.0085
18. Napkin, plain 22"	.01
19. Pillow Slip	.06
20. Sheet, regular	.10
21. Sheet, small	.06
22. Shirt lugger	.25
23. Table Cloth, colored 45" to 54"	.10
24. Table Cloth, colored 55" and over	.12
25. Table Cloth, 54" Damask	.08
26. Table Cloth, 64" Damask	.10
27. Table Cloth, 72" Damask	.12
28. Table Cloth, 54" Plain	.06
29. Table Cloth, 64" Plain	.07
30. Table Cloth, 72" Plain	.08
31. Table Top, 36 to 45" Damask	.06
32. Table Top, 36 to 45" Plain	.05
33. Towel, Bar	.025
34. Towel, Barber, Face 16 x 27"	.01
35. Towel, Barber, Massage 16 x 27"	.015
36. Towel, Bath, large, 20 x 40"	.035
37. Towel, Bath, small, 18 x 36"	.03
38. Towel, Beauty, Face 16 x 27"	.01
39. Towel, Beauty, Massage 16 x 27"	.0175
40. Towel, Dish, Large	.03
41. Towel, Dish, Small	.02
42. Towel, Doctor, Huck	.02
43. Towel, Glass	.025
44. Towel, Hand 18 x 36"	.03
45. Towel, Individual	.01
46. Towel, Manicure, Huck	.02
47. Towel, Roller 2 yards	.05
48. Trouser	.35
49. Uniform, Plain or colored	.35
50. Uniform, Plain or white	.30

OFFICE TOWEL SERVICE

Hand towel service including one cabinet

	Price per month
Number delivered weekly: 4 (minimum charge)	$1.35
	Each
Each additional towel up to and including 25 per week	$0.15
Each additional towel over 25 and up to and including 50 per week	.12½
Over 50 towels per week	.10

Above prices include 1 cabinet and furnishings. Extra cabinets, 25 cents per month. Extra mirror shelves, 15 cents each per month. A reduction of 25 cents per month may be allowed when no cabinet is supplied, provided no order be accepted for less than $1.35 per month.

Loose individual towels—14 x 20 delivered weekly:	*Per 100*
Up to and including 499 towels per week	$1.00
500 towels or over per week	.75

Continuous rolls—spool towel service

16 yard machine:	
Price per spool	$0.25
Minimum bill per month for 1 dispenser installed	1.75
Minimum bill per month for each additional dispenser	.50

OFFICE TOWEL SERVICE—continued

Continuous rolls—spool towel service—Con.

25 yard machine:	
Price per spool	$0.35
Minimum bill per month for 1 dispenser installed	2.00
Minimum bill per month for each additional dispenser	1.00
50 yard machine:	
Price per spool	.50
Minimum bill for 1 dispenser installed	2.50
Minimum bill for each additional dispenser	1.00

Locked-on towel service

Towels:	*Per week*
50 per week	$1.50
75 per week	2.25
100 per week	3.00
125 per week	3.50
150 per week	4.00
175 per week	4.50
200 per week	4.75
200–300 per week (per 100)	.50
300–500 per week (per 100)	.45
Over 500 per week	.40
Towels:	*Per month*
Minimum billing	$1.50
Additional racks	.25

Size of locked on towels, 13 x 19. Served only in units of 50 or more towels.

This Supplementary Service Regulation shall become effective on the 25th day of March 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4560; Filed, Mar. 19, 1946; 11:32 a. m.]

[RMPR 288, Amdt. 8]

PART 1418—TERRITORIES AND POSSESSIONS

GROCERY ITEMS IN ALASKA

Correction

In Federal Register Document 46-2999, printed on page 1934 of the issue for Tuesday, February 26, 1946, the amendment number, now appearing as Amendment 6, should read "Amdt. 8."

Chapter XXIII—War Assets Corporation[1]

[Rev. Special Order 22]

USE OF SURPLUS PROPERTY BY DISPOSAL AGENCIES

Surplus Property Board Special Order 22, September 28, 1945, (10 F.R. 12451) entitled "Use of Surplus Property For Care and Handling", is hereby revised and amended as herein set forth. The title is amended to read as follows: "Use of Surplus Property By Disposal Agencies".

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session, (59 Stat. 533), and Executive Order 9689 (11 F.R. 1265), *It is hereby ordered*, That:

1. *Permits.* Property declared surplus to a disposal agency may be used by such disposal agency or any other disposal agency to carry out its responsibilities under the Act as hereinafter set forth. The use of such property by a disposal agency other than that to which the property was declared surplus may be authorized by the issuance of a permit by the disposal agency responsible for the disposition of the property. No rental or other consideration for the use of such property need be imposed other than the obligation of the agency receiving the permit to maintain, preserve, and protect the property, to return it to the appropriate disposal agency when no longer required for the purposes of carrying out its functions under the act, and, in the case of personal property, to take delivery at the place where the property is located and to return it to the place and in the manner specified by the disposal agency. Such permits shall be revocable upon reasonable notice in writing by the disposal agency issuing the permits or by direction of the Administrator.

2. *Type of property covered.* This order applies to both real and personal surplus property except expendable items, property consumed in use, and items costing less than five ($5.00) dollars.

3. *Limitations.* Only such surplus property may be used by a disposal agency hereunder as may be authorized by the head of the disposal agency or by such responsible officials as the head of the agency may designate.

4. *Records and reports.* Disposal agencies shall prepare and maintain complete records showing property and the fair value of the property which has been declared to them as surplus and (a) which is either being used by them to carry out their responsibilities or (b) which is covered by permits issued by them to other disposal agencies. In submitting to the Administrator statements of expenditures and obligations under § 8311.8 of Surplus Property Administration Regulation 11,[2] each disposal agency shall include a statement setting forth the general categories of such property (such as administrative equipment, motor vehicles, care and handling equipment and real property) so being used at the beginning of the preceding month, the fair value of such categories, and the net changes since the previous report.

This revised order shall become effective March 20, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 15, 1946.

[F. R. Doc. 46-4548; Filed, Mar. 19, 1946; 11:11 a. m.]

[SPA Reg. 16,[3] Rev. Order 2]

PART 8316—SURPLUS AIRPORT PROPERTY

AUTHORITY TO WAR ASSETS CORPORATION FOR DISPOSAL OF MORRIS FIELD, LOCATED NEAR THE CITY OF CHARLOTTE, N. C.

Surplus Property Administration Regulation 16, Order 2, February 14, 1946 (11 F.R. 1744), is hereby revised and amended as herein set forth.

Morris Field, located near the City of Charlotte, Mecklenburg County, North Carolina, consists of 542.66 acres of land leased as an airport from the City of Charlotte, 850.043 acres of land owned in fee, and improvements on both the leased and Government-owned land. The entire installation was declared surplus by the War Department on December 5, 1945. Following an investigation by the Civil Aeronautics Administration, it has been determined that a portion of the land owned by the Government in fee is essential for the operation of a municipal airport by the City of Charlotte. The area which has been classified as such airport property is delineated in red on the map attached hereto.[3]

The City of Charlotte has asserted its interest in the termination of the lease by the Government and the acquisition of that portion of land owned in fee which has been determined to be essential for the operation of a municipal airport, together with appurtenant easements for avigation purposes and easements required for the continued operation and maintenance of the night lighting system, the general water distribution system, the sewage disposal system, and the general electric distribution system. The City represents that there is urgent need for the airport for civilian and commercial use, and requests that it be given an opportunity to acquire the airport at the earliest possible date. The City further represents that a permit cannot be accepted due to a charter prohibition against the expenditure of funds on land not owned and occupied by the City. The Civil Aeronautics Administration recommends disposition to the City of Charlotte of that portion of the installation which has been classified as airport real estate, together with the improvements and operating and maintenance equipment required for the continued operation of the airport.

On the land leased from the City there are located a hospital, barracks and other structures, erected by the Government. The lease contains the usual obligation on the part of the Government to restore the premises.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Sup. 1611) Pub. Law 181, 79th Cong., 1st Sess. (59 Stat. 533) and Executive Order 9689 (11 F.R. 1265), *It is hereby ordered*, That:

1. Notwithstanding the provisions of § 8316.15 (b) the War Assets Corporation as disposal agency, after having given written notice of availability for a period of ten (10) days to all Government agencies listed in Exhibit A, and after having given public notice of availability to the State, its political subdivisions and all municipalities in the vicinity in a newspaper published or having general circularization in the county and State in which said property is located for a period of ten (10) days, is hereby authorized in the absence of an acceptable proposal from a holder of a

[1] Successor to Surplus Property Administration.

[2] 11 F.R. 636, 1990.

[3] 10 F.R. 14204, 14628, 14866; 11 F.R. 2603.

[3] Map on file with the Division of the Federal Register as part of the original document.

West Iowa Telephone Company, Rem- Schedule FPC No. 2 to be effective as of

higher priority or a proposal from any State, municipality or local government having a priority equal to that of the City of Charlotte, and showing a greater need, to negotiate with the representatives of the City of Charlotte the terms of a sale to it of the airport designated as Morris Field located near the City of Charlotte, Mecklenberg County, North Carolina and consisting of the land held under leasehold and a portion of the land owned by the Government in fee which has been determined to be essential for the operation of the municipal airport, the boundaries of said area being indicated in red on the map attached hereto. Said airport property shall also include all of the following:

(a) Appurtenant avigation easement;

(b) Runways, taxiways, aprons, drainage facilities, night lighting system, general water distribution system, sewage disposal system, and general electric distribution system, together with easements required for their continued operation and maintenance;

(c) Operating and maintenance equipment which has been previously determined by the Administrator to be essential for the operation of the airport.

2. The foregoing described airport property shall be offered for disposal subject to the following conditions, reservations and restrictions:

(a) The conditions, restrictions and reservations set forth in §§ 8316.10, 8316.13 (a) and 8316.21 (1);

(b) The reservation in the United States of the right to use and occupy, until such time as the Secretary of War, or his successor, notifies the City in writing that such areas and facilities are no longer needed, areas and facilities as follows:

(1) Building No. 81 (A. C. Hangar, 120', temporary) and the necessary equipment therein to provide first and second echelons of maintenance for 15 Army aircraft now programmed for assignment to this area to provide necessary continuation training for reserve aviators available in that District;

(2) 18,000 square yards of parking space located immediately in front of such hangar;

(3) Sufficient gasoline storage capacity as may be determined by the War Department, capable of segregation, now comprising part of the 300,000 gallon flotation system located immediately adjacent to the hangar.

(c) The reservation in the United States of the right, title and interest in and to any chapel buildings and their contents;

(d) The reservation in the United States of the right, title and interest in and to all personal property on the premises other than that authorized for transfer to the City of Charlotte, together with the right of removal from the premises within a reasonable period of time; and

(e) The reservation in the United States of the right, title and interest in and to all buildings not included in the airport property as necessary for its operation, together with the right of removal from the premises within a reasonable period of time.

3. In the absence of a proposal by a Government agency, or by a State or local government showing a greater need, submitted within the ten-day period provided above, the disposal agency is authorized to dispose of the airport property described hereinabove to the City of Charlotte, North Carolina, without a cash payment, in consideration of its assumption of all the obligations and its agreement to all of the reservations, restrictions and conditions set out herein.

4. The War Assets Corporation is further authorized to effect a cancellation of the lease from the City of Charlotte, and to dispose of the structures and improvements on the leased and Government-owned land which are not included as a part of the airport property, by any one or more of the following methods:

(a) By transfer to the lessor or owner of the leased premises in full or partial satisfaction of any obligation to restore the premises, provided the lessor or owner shall pay for any excess value;

(b) By sale intact; or

(c) By transfer of the responsibility for demolition and disposal to the disposal agency designated to perform demolition functions.

Such disposals shall be for a consideration that is fair and reasonable under all the circumstances and, prior to disposal, an estimate shall be made of the salvage value of the structures and the cost of restoration in the event of removal of the structures.

This order shall become effective March 13, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 13, 1946.

[F. R. Doc. 46-4547; Filed, Mar. 19, 1946; 11:11 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 3—RULES GOVERNING STANDARD AND HIGH-FREQUENCY BROADCAST STATIONS

CLEAR CHANNELS; CLASS I AND II STATIONS

The Commission in meeting on March 13, 1946, effective immediately, amended paragraph (c) of § 3.25 *Clear channels: Class I and II stations* to read as follows:

(c) For class II stations located not less than 650 miles from the nearest Canadian Border and which will not deliver over 5 microvolts per meter ground wave or 25 microvolts per meter 10 per cent time sky wave at any point on said border, 690, 740, 860, 990, 1010 [*], and 1580 kilocycles.

(Sec. 303 (a), 48 Stat. 1082; sec. 303 (b), 48 Stat. 1082; sec. 303 (d), 48 Stat. 1082; sec. 303 (r), 48 Stat. 1082; 47 U.S.C. 303 (a), 303 (b), 303 (d), 303 (r))

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4572; Filed, Mar. 19, 1946; 11:56 a. m.]

[*] A station on 1010 kilocycles shall also protect a class I-B station at Havana, Cuba.

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890):

Anthracite Shirt Company, 1 South Franklin Street, Shamokin, Pennsylvania; Men's and boys' shirts; ten (10) percent (T); effective March 9, 1946, expiring March 8, 1947.

Cumberland Manufacturing Company, Inc., Cadiz and Nichols Streets, Princeton, Kentucky; Pants, overalls and coveralls; ten (10) percent (T); effective March 10, 1946, expiring March 9, 1947.

Pioneer Manufacturing Company, 292 Lambert Street, N. W., Atlanta, Georgia; Pants, overalls, coveralls and workshirts; ten (10) percent (T); effective March 14, 1946, expiring March 13, 1947.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Lillian Knitting Mills Company, 335 East Main Street, Albemarle, North Carolina; Full-fashioned hosiery; five (5) percent (T); effective March 18, 1946, expiring March 17, 1947.

Independent Telephone Learner Regulations, July 17, 1944, (9 F.R. 7125):

Central Iowa Telephone Company, Emmetsburg, Iowa; (T); effective March 16, 1946, expiring March 15, 1947.

Central Iowa Telephone Company, Gladbrook, Iowa; (T); effective March 16, 1946, expiring March 15, 1947.

West Iowa Telephone Company, Remsen, Iowa, (T); effective March 16, 1946, expiring March 15, 1947.

Regulations, Part 522—Regulations Applicable to the Employment of Learners (supra):

Cipriano Manrique, Inc., Caguas, Puerto Rico; one learner; in the operation of mechanic (motor repairman) at 30 cents an hour for 3,120 hours and for every hour thereafter not less than the minimum established by an applicable wage order that may be in effect at the time of the termination of the learning period. Effective February 18, 1946, and expiring February 17, 1947.

Irish & Henley, 7 Plum Street, Portland, Maine; Paper Ruler; one (1) learner; for a learning period of 480 hours at 30 cents per hour for the first 320 hours, and 35 cents per hour for the remaining 160 hours; effective March 6, 1946, expiring June 20, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 14th day of March 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-4549; Filed, Mar. 19, 1946; 11:25 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-705]

TENNESSEE GAS AND TRANSMISSION CO.

ORDER SUSPENDING RATE SCHEDULES

MARCH 14, 1946.

It appearing to the Commission that:

(a) Tennessee Gas and Transmission Company, hereinafter sometimes referred to as "Tennessee," on February 12, 1946, filed with the Commission an agreement entered into with the Hope Natural Gas Company, designated by the Commission as Tennessee's Supplement No. 3 to Rate Schedule FPC No. 1 to be effective as of January 1, 1945, which supplement amended Tennessee's Rate Schedule FPC No. 1.

(b) Tennessee on February 12, 1946, filed with the Commission an agreement entered into with the United Fuel Gas Company, designated by the Commission as Tennessee's Supplement No. 2 to Rate Schedule FPC No. 2 to be effective as of January 1, 1945, which supplement amended its Rate Schedule FPC No. 2.

(c) The filings on February 12, 1946, referred to in paragraphs (a) and (b), above, were submitted without a statement of the reasons for the proposed changes as required by § 54.3 (c) (1) of the Commission's provisional rules of practice and regulations under the Natural Gas Act and among other things the filings increased the rates and charges for natural gas delivered and to be delivered to the Hope Natural Gas Company and the United Fuel Gas Company and such increased rates and charges have not been shown to be justified.

(d) The rates, charges and classifications in the supplemental filings referred to in paragraphs (a) and (b), above, may be unjust and unreasonable and result in excessive rates and charges to Hope Natural Gas Company and United Fuel Gas Company and place an undue burden upon ultimate consumers of natural gas.

The Commission finds that:

It is necessary and desirable in the public interest that the Commission enter upon a hearing concerning the lawfulness of the proposed increased rates and charges and classifications contained in the aforesaid Supplement No. 3 to Rate Schedule FPC No. 1 and Supplement No. 2 to Rate Schedule FPC No. 2 and that said filings be suspended pending hearing and decision thereon.

The Commission orders that:

(a) A public hearing be held on a date to be hereinafter fixed by the Commission in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the lawfulness of the rates, charges and classifications, subject to the jurisdiction of the Commission, contained in the proposed rate schedules referred to in paragraphs (a) and (b), above, of Tennessee Gas and Transmission Company, designated by the Commission as Supplement No. 3 to Rate Schedule FPC No. 1 and Supplement No. 2 to Rate Schedule FPC No. 2.

(b) Pending such hearing and decision thereon, Tennessee's Supplement No. 3 to Rate Schedule FPC No. 1 and Supplement No. 2 to Rate Schedule FPC No. 2 referred to in paragraphs (a) and (b), above, insofar as such supplemental schedules provide for the sale of natural gas other than for resale for industrial use only, be and they hereby are suspended until August 14, 1946, or until such time thereafter as such supplemental rate schedules shall be made effective in the manner prescribed by the Natural Gas Act.

(c) Interested state commissions may participate in said hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4543; Filed, Mar. 19, 1946; 9:39 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 472]

UNLOADING OF COMMODITIES AT ESSINGTON, PA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 18th day of March, A. D. 1946.

It appearing, that numerous cars containing various commodities at Essington, Pennsylvania, on The Pennsylvania Railroad Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at Essington, Pennsylvania, be unloaded. (a) The Pennsylvania Railroad Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Essington, Pennsylvania consigned to the Westinghouse Electric Company:

Init. and No.:	*Contents*
PRR, 90403	Lumber.
LN, 95061	Merchandise.
NP, 12652	Do.
PRR, 56653	Do.
PRR, 103874	Do.
PRR, 95987	Do.
ATSF, 144094	Do.
ATSF, 117706	Do.
Alt, 51375	Do.
NYC, 146259	Plates.
PRR, 124433	Merchandise.
MKT, 77758	Do.
PRR, 567119	Do.
Sou, 40247	Do.
SLSF, 150056	Do.
PRR, 42345	Do.
PRR, 50892	Do.
LN, 102200	Do.
GN, 47421	Do.
PRR, 101306	Do.
ACL, 51915	Machinery.
N&W, 50573	Merchandise.
RI, 147396	Do.
PRR, 39602	Do.
Erie, 81372	Do.
PRR, 563773	Do.
ACL, 51707	Do.
CNW, 140906	Lumber.
PRR, 97967	Forgings.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon The Pennsylvania Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C.,

and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-4544; Filed, Mar. 19, 1946; 10:53 a. m.]

[S. O. 473]

UNLOADING OF COMMODITIES AT ESSINGTON, PA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 18th day of March A. D. 1946,

It appearing, that numerous cars containing various commodities at Essington, Pennsylvania, on the Reading Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at Essington, Pennsylvania, be unloaded. (a) The Reading Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Essington, Pennsylvania, consigned to the Westinghouse Electric Company.

Initial and No.:	*Contents*
WM, 52142	Merchandise.
GN, 25447	Forgings.
Sfe, 146502	Do.
Sou, 159079	Do.
SP, 31425	Tubes.
CG, 55295	Merchandise.
RDG, 103155	Do.
DLW, 43592	Do.
LN, 95311	Forgings.
TNO, 39718	Machinery.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Reading Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-4545; Filed, Mar. 19, 1946; 10:53 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Supp. Vesting Order 6049]

RONDAK CORP.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 95, dated August 6, 1942, that Rondak Corporation is a business enterprise within the United States and that Rondak Corporation, Erich Muller, Otto von Muller, Horst Muller, Fritz Muller, Elisabeth Wiede, Annemarie Christoffers and Elisabeth Sievert are nationals of a designated enemy country (Germany);

2. Finding that the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Cacilie Duderstaedt, deceased, whose last known addresses are Germany, are nationals of a designated enemy country (Germany);

3. Finding that Erich Muller, Otto von Muller, Horst Muller, Fritz Muller, Elisabeth Wiede, Annemarie Christoffers, Elisabeth Sievert and the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Cacilie Duderstaedt, deceased, have claims against Rondak Corporation which are represented on the books and records of Rondak Corporation as "Accounts Payable Due Stockholders" as follows:

Balance of Funds being held for the "Estate of Cacilie Duderstaedt"	$107.30
Erich Muller, Dresden, Germany	49.16
Otto von Muller, Drehna, Germany	49.16
Horst Muller, Dresden, Germany	49.16
Fritz Muller, Seidenberg, Germany	49.16
Est. of Cacilie Duderstaedt, Chemnitz, Germany	49.15
Elisabeth Wiede, Dresden, Germany	49.16
Annemarie Christoffers, Dresden, Germany	24.58
Elisabeth Sievert, Soran, Germany	24.58
	344.11
Total, as of August 27, 1945	451.41

subject to any accruals or deductions thereafter and which represent interests in Rondak Corporation;

and determining:

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the interests of Erich Muller, Otto von Muller, Horst Muller, Fritz Muller, Elisabeth Wiede, Annemarie Christoffers, Elisabeth Sievert and the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Cacilie Duderstaedt, deceased, more fully described in subparagraph 3 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R., Doc. 46-4477; Filed, Mar. 18, 1946; 11:22 a. m.]

[Vesting Order CE 153]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN INDIANA, NEBRASKA, OHIO AND NORTH DAKOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Soka Andrich	Jugoslavia	Estate of Jovan Ducich, deceased, Lake Superior Court, Lake County, Ind.	$5.00
		Item 2	
Leposava A. Maksimovich	Jugoslavia	Same	5.00
		Item 3	
Five children of Risto Glogovac	Jugoslavia	Same	5.00
		Item 4	
Serbian Cultural Society "Prosveta"	Jugoslavia	Same	40.00
		Item 5	
Serbian Eastern Orthodox Church at Trebinje	Jugoslavia	Same	40.00
		Item 6	
Lars C. Larson	Denmark	Estate of Ane J. Thompson, deceased, County Court, Kearney County, Nebr.	21.00
		Item 7	
Edith Peterson	Denmark	Same	5.00
		Item 8	
Knud Peterson	Denmark	Same	5.00
		Item 9	
Konstanty Kozlowski	Lithuania	Estate of Frank Kozlowski, deceased, County Court, Douglas County, Nebr.; Docket No. 59; Page 596; File No. 25216.	34.00
		Item 10	
Zofja Gregorowicz	Lithuania	Same	34.00
		Item 11	
Anton Kozlowski	Lithuania	Same	5.00
		Item 12	
Helen Kozlowski	Lithuania	Same	5.00
		Item 13	
Stanislaw Gregorowicz	Lithuania	Same	5.00
		Item 14	
Bertha Jankowski	Poland	Estate of Boleslaw Janowski, deceased, Probate Court Cuyahoga County, Ohio, File No. 311698.	14.00
		Item 15	
Regina Przygoda	Poland	Same	14.00
		Item 16	
Kazimiera Ambrosiak	Poland	Same	14.00
		Item 17	
Ole D. Sognesand	Norway	Estate of Severine Ivarson, deceased, County Court, Ramsey County, N.Dak.	9.00
		Item 18	
Daniel Sognesand	Norway	Same	9.00
		Item 19	
Mrs. Oleanne Aardal	Norway	Same	9.00
		Item 20	
Nikkoline Hegheim	Norway	Same	9.00
		Item 21	
Daniel Oen	Norway	Same	5.00

[F. R. Doc. 46-4482; Filed, Mar. 18, 1946; 11:22 a. m.]

[Vesting Order CE 154]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is

particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Esther Stanton	France	Estate of Fannie M. Faulkner, deceased, Suffolk County Probate Court, Mass. No. 240947.	Income from Trust established under the Will of Fannie M. Faulkner, deceased.	Charles F. Adams, 30 State St., Boston, Mass., and Richard C. Curtis, 30 State St., Boston, Mass., Co-Trustees.	$153.00
		Item 2			
Faulkner Stanton	France	Same	Same	Same	154.00
		Item 3			
Pauline Young	France	Estate of Francis G. Young, deceased, Suffolk County Probate Court, Mass. No. 120141.	Income from Trust established under the Will of Francis G. Young, deceased.	James Garfield, 30 State St., Boston, Mass. and Charles F. Adams, 30 State St., Boston, Mass., Co-Trustees.	405.00
		Item 4			
Margaret de Brueggen	France	Trust u/w of William White Jacques, deceased, Suffolk County, Probate No. 307385, Mass.	Income of trust u/w of William White Jacques, deceased.	Boston Safe Deposit & Trust Company, Trustee, 100 Franklin St., Boston, Mass.	136.00
		Item 5			
Motiejus Elgermanas	Lithuania	Estate of Albert Hilgerman, deceased, Suffolk County Probate Court, Docket No. 259239, Mass.	$847.08	Frederick J. Dillon, Esq., First Judge of the Probate Court for Suffolk County, Boston, Mass.	80.00
		Item 6			
Eva Elgermaniene	Lithuania	Same	$847.09	Same	80.00
		Item 7			
Anthony Katkas	Lithuania	Estate of Dominick Katkas, a/k/a Dominick Katkus, deceased, Worcester County Probate No. 135564, Mass.	$292.78	First Judge of Probate for Worcester County, Worcester, Mass.	21.00
		Item 8			
Anna Katkas	Lithuania	Same	$292.78	Same	20.00
		Item 9			
Johannas J. Hansen	Denmark	Estate of Ernest A. Hansen, deceased, Suffolk County Probate Court, Docket No. 288876, Mass.	$558.32	Frederick J. Dillon, Esq., First Judge of the Probate Court for Suffolk County, Boston, Mass.	40.00
		Item 10			
Maria Hansen	Denmark	Same	$558.32	Same	41.00
		Item 11			
Gina V. Roberts	Italy	Trust u/w Lewis A. Roberts, deceased, Suffolk County Probate No. 116454, Mass.	½1 of income of trust established u/w of Lewis A. Roberts, deceased.	William P. Everts, 24 Federal St., Boston, Mass., Trustee.	29.00
		Item 12			
Daria Roberts	Italy	Trust u/w Lewis A. Roberts, deceased, Suffolk County Probate No. 116454, Mass.	½1ds of the income of trust established u/w of Lewis A. Roberts, deceased.	Same	57.00
		Item 13			
Wasyl Bryteko	Poland	Estate of Alex Bryteko, a/k/a Alex Bryteko, deceased, Worcester County Probate, Mass., No. 133912.	$2,729.98	First Judge of Probate for Worcester County Probate Court, Worcester, Mass.	120.00
		Item 14			
Tekla Bryteko	Poland	Same	$1,364.99	Francis C. Zacharer, Conservator of Tekla Bryteko, c/o Harry J. Meleski, 390 Main St., Worcester, Mass.	60.00

[F. R. Doc. 46–4483; Filed, Mar. 18, 1946; 11:22 a. m.]

[Vesting Order CE 155]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Maria Grazia Fonzo and her heirs-at-law and next of kin.	Italy	Estate of Angelo Raffaele Fonzo, Surrogate's Court, Bronx County, State of New York, Index #301-1943.	$1,000.00	Treasurer of the City of New York, Municipal Bldg., Borough of Manhattan, City and State of New York.	$69.00
		Item 2			
Maria Grazia Bocchino	Italy	Same	41.67	Same	5.00
		Item 3			
Raffaele Bocchino	Italy	Same	41.67	Same	5.00
		Item 4			
Louisa Bocchino	Italy	Same	41.67	Same	5.00
		Item 5			
Palmira Bocchino	Italy	Same	41.67	Same	5.00
		Item 6			
Immacolata Bocchino	Italy	Same	41.66	Same	5.00
		Item 7			
Fiore Bocchino	Italy	Same	41.66	Same	5.00
		Item 8			
Constantine Dominkewicz	Poland	Estate of Janet Grube, a/k/a Johanna Grube, Anna Grube, deceased, Surrogate's Court, Kings County, N. Y., Index No. 4193/1940.	925.00	Same	44.00
		Item 9			
Chaye Gall	Lithuania	Estate of Rose Geffen, deceased, Surrogate's Court, Bronx County, N. Y., Index No. 605A/-1942.	1,203.47	Same	76.00
		Item 10			
Unknown distributees of Ambrose Navackas.	Lithuania	Estate of Matthew Navackas, deceased, Surrogate's Court, Kings County, N. Y., Index No. 49/1942.	166.45	Same	15.00
		Item 11			
Antanas Navackas or his unknown distributees.	Lithuania	Same	166.45	Same	15.00
		Item 12			
Unknown distributees of Martha Viscelga.	Lithuania	Same	166.45	Same	15.00
		Item 13			
Marijona Kazlauckas or her distributees.	Lithuania	Same	166.45	Same	15.00
		Item 14			
Abraham Schmell Gultman	Russia	Estate of Doras Goodman, a/k/a Dora Seidman, deceased, Surrogate's Court, New York County, N. Y., Index No. A 1913/1940.	1,008.59	Same	120.00

[F. R. Doc. 46–4484; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 156]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums

stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Ines Morano Bubler	France	Trust u/w of Fernande Font y Lozano Hermann, Surrogate's Court, Bronx County, N. Y.	$34.00
		Item 2	
Fernande Moreno	France	Same	13.00
		Item 3	
Persifor F. Gibson	France	Estate of Eleanor C. Gibson, Surrogate's Court, Orange County, N. Y.	49.00
		Item 4	
Wernhard Blaauw	Holland	Estate of Edmond Eduard Blaauw, Surrogate's Court, Erie County, Buffalo, N. Y.	29.00
		Item 5	
Herta Mayer	Belgium	Estate of Max Winkelstein, deceased. Surrogate's Court, New York County, P. 2395–1943.	32.00
		Item 6	
Regina Fishman	Poland	Estate of Samuel Weiss, deceased. Surrogate's Court, Bronx County, N. Y.	48.00
		Item 7	
Rella Lublinski	France	Same	5.00
		Item 8	
Fernard Lublinski	France	Same	5.00
		Item 9	
Fella Brokman	Poland	Same	5.00
		Item 10	
Helcia Brokman	Poland	Same	5.00
		Item 11	
Broncia Brokman	Poland	Same	5.00
		Item 12	
David Lublinski	Poland	Same	5.00
		Item 13	
Bashe Podbereski	Poland	Estate of Ida Sussman, deceased, Surrogate's Court, Bronx County, State of New York Index No. P–952–1943.	54.00
		Item 14	
Isaac Podbereski	Poland	Same	5.00
		Item 15	
Chona Podbereski	Poland	Same	5.00
		Item 16	
Sadie Strumpf	Poland	Estate of Herman, Hollander Surrogate's Court, Bronx County, N. Y.	40.00

[F. R. Doc. 46–4485; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 157]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA, OHIO, MICHIGAN AND NEBRASKA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Mary Invanczo Holovics	Czechoslovakia	Estate of Michael Holovich, also known as Michael Holovacs, also known as Mike Holovich, deceased, Probate Court, Hennepin County, Minn., File No. 61114.	$25.00
		Item 2	
Peter Holovics	Czechoslovakia	Same	25.00
		Item 3	
Krsta Peter Ilia (Elia)	Yugoslavia	Estate of Peter Elia, deceased, Probate Court, Franklin County, Ohio, File No. 82993.	21.00
		Item 4	
Kostadinka Ilia	Yugoslavia	Same	11.00
		Item 5	
Mara Ilia	Yugoslavia	Same	11.00
		Item 6	
Velika Ella	Yugoslavia	Same	11.00
		Item 7	
Kivka Ilia	Yugoslavia	Same	11.00
		Item 8	
Anders Rye Jensen	Denmark	Estate of Jens Jensen, deceased, Probate Court, Ottawa County, Mich., File No. 20364.	17.00
		Item 9	
Kirsten Jensen Sundby	Denmark	Same	17.00
		Item 10	
Karen Jensen Peterson	Denmark	Same	17.00
		Item 11	
Theoharis Amarantides	Greece	Estate of Louis Amaros, also known as Lysandros Amarantides, deceased, Probate Court, Wayne County, Mich., File No. 308–267.	33.00
		Item 12	
Penelopi Amarantides	Greece	Same	33.00
		Item 13	
Eudozia Amarantides	Greece	Same	33.00
		Item 14	
(5) Sisters of Peter Thompson, deceased, names unknown.	Denmark	Estate of Peter Thompson, deceased, County Court, Kearney County, Nebr.	60.00
		Item 15	
Maija Walimaki	Finland	Estate of John Walimaki, also known as John Maki, deceased, Probate Court, Marquette County, Marquette, Mich.	18.00
		Item 16	
Laina Maria Walimaki Lahti	Finland	Same	18.00
		Item 17	
The brothers and sisters and the children of deceased brothers and sisters of Emil Dukes, deceased.	Czechoslovakia	Estate of Emil Dukes, deceased, Probate Court, Cuyahoga County, Ohio, File No. 310,800.	128.00
		Item 18	
Ole Olson	Norway	Estate of Gunder Olson, deceased, Probate Court, Pope County, Minn.	62.00
		Item 19	
Hilda Jensen	Norway	Same	8.00
		Item 20	
Inga Jensen	Norway	Same	8.00
		Item 21	
Anna Jensen	Norway	Same	8.00
		Item 22	
Josephine Jensen	Norway	Estate of Gunder Olson, deceased, Probate Court, Pope County, Minn.	8.00
		Item 23	
Unknown heirs of Carl Jensen, deceased	Norway	Same	8.00
		Item 24	
Johanne Karoline Jensen	Norway	Same	

[F. R. Doc. 46–4486; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 158]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CONNECTICUT AND MASSACHUSETTS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

stated in said Column 4 of said Exhibit

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Tonika Hordic	Yugoslavia	Estate of Michael Hozdick, or Michael Hozdich, or Miko Hozdic, or Michael Hozdic, or Mike Hodzich, deceased, Court of Probate District of Hartford, State of Connecticut.	$565.56	Joseph F. Ryter, Administrator, 983 Main St., Hartford, Conn.	$37.00
		Item 2			
Simun Hozdic	Yugoslavia	Same	565.57	Same	37.00
		Item 3			
Tonika Hozdic	Yugoslavia	Same	565.57	Same	37.00
		Item 4			
Vita Crescenzia Fortunato	Italy	Estate of Domenico Fortunato, deceased, Court of Probate District of Waterbury, Conn.	244.00	Acct. #11969 Savings Dept., Colonial Trust Co., Waterbury, Conn.	40.00
		Item 5			
Incoronata Fortunato	Italy	Same	166.00	Acct. #11970 Savings Dept., Colonial Trust Co., Waterbury, Conn.	27.00
		Item 6			
Paolo Fortunato	Italy	Same	166.00	Acct. #11971 Savings Dept., Colonial Trust Co., Waterbury, Conn.	27.00
		Item 7			
Nicolo Fortunaro	Italy	Same	166.00	Acct. #11972 Savings Dept., Colonial Trust Co., Waterbury, Conn.	27.00
		Item 8			
Stephen Kokoch	Poland	Estate of Michael Kokoch, deceased, Court of Probate, District of Manchester, State of Connecticut.	901.60	The Manchester Trust Co., Administrator, 923 Main St., Manchester, Conn.	76.00
		Item 9			
Mary Kokoch	Poland	Same	901.60	Same	76.00
		Item 10			
Amerino Curidossi	Italy	Estate of Camillo Triani also known as Carmelo Triani, deceased, Suffolk County Probate Court, No. 31800, Massachusetts.	200.00	Lewis Pennini, 255 Broadway, Boston, Mass., Executor.	5.00
		Item 11			
Inez Curidossi	Italy	Same	500.00	Same	8.00
		Item 12			
Adelina Curidossi Columbini	Italy	Same	500.00	Same	8.00
		Item 13			
Hospital of Lucca in the City of Lucca.	Italy	Same	500.00	Same	8.00
		Item 14			
Wladyslawa Lipinska and the Children of Wladyslawa Lipinska (names unknown).	Poland	Estate of Nellie Wiegand, deceased, in the Probate Court of the District of Hartford, Conn.	1,562.50	Elsa Ide, Executrix of the Estate of Nellie Wiegand, deceased, 81 Hollywood Ave., Elmwood, West Hartford, Conn.	196.00

[F. R. Doc. 46–4487; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 159]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Mrs. Hetty L'Ourieff	France	Trust under the Will of Bella H. Kaufmann, deceased, Surrogate's Court, New York County, N. Y., File No. P–793–1935.	(1)	Oscar M. Herzog, Trustee, 4 East 78th St., New York City.	$47.00
		Item 2			
Mary Kubik	Poland	Estate of Joseph Kubik, deceased, Surrogate's Court, Genesee County, Batavia, N. Y.	$365.16	County Treasurer, Genessee County, Batavia, N. Y.	24.00
		Item 3			
Jan Kubik	France	Same	190.31	Same	13.00
		Item 4			
Rosina Agostino	Italy	Estate of Raffaele Agostino, deceased, Surrogate's Court, Oneida County, N. Y.	145.70	County Treasurer, Oneida, N. Y.	18.00
		Item 5			
Rocco Agostino	Italy	Same	163.80	Same	21.00
		Item 6			
Maria Agostino	Italy	Same	163.80	Same	21.00
		Item 7			
Reginald Neilson Winthrop	France	Estate of Reginald Neilson Winthrop, Under Guardianship, Probate Court, Suffolk County, File No. 295830.	[2] 65,546.04	John G. Kilbreth, 22 William Street, New York, N. Y., Guardian.	39.00
		Item 8			
Children of Vac Lav Vlk	Czechoslovakia	Estate of Catherine Welk, also known as Katherina Vlk, deceased, Surrogate Court, Nassau County, N. Y.	1,174.39	Treasurer of Nassau County, Mineola, N. Y.	17.00
		Item 9			
Children of Frank Vlk	Czechoslovakia	Same	1,174.39	Same	17.00
		Item 10			
Children of Thomas Vlk	Czechoslovakia	Same	1,174.40	Same	17.00

[1] Income from trust under the will of Bella H. Kaufmann, deceased.
[2] As of 2-15-45.

[F. R. Doc. 46–4488; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 160]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS, NORTH DAKOTA AND MINNESOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Karen Paulsen	Norway	N. F. Lindtner-versus-Karen Paulsen, et al, Superior Court, Cook County, Ill., No. 43-S-10119.	$3,816.14	National City Bank of New York, New York, N. Y., in the name of "Royal Norwegian Government, Special Account H, Washington, D. C."	$67.00
		Item 2			
Anna Brynie	Norway	Same	3,816.14	Same	67.00
		Item 3			
Jennie Valand	Norway	Same	3,816.14	Same	67.00
		Item 4			
Albert Westgaard	Norway	Estate of Emil Westgaard, deceased, County Court, Adams County, N. Dak.	1,545.67	Same	13.00
		Item 5			
Anna Westgaard	Norway	Same	1,545.67	Same	13.00
		Item 6			
Kilma Westgaard	Norway	Same	1,545.67	Same	13.00
		Item 7			
Nels Bruheim	Norway	Estate of Ole Forseth, deceased, Probate Court, Otter Tail County, Minnesota.	2,736.41	Same	37.00
		Item 8			
Mrs. Nels Bruheim	Norway	Same	2,655.81	Same	36.00
		Item 9			
Olia C. Lonnum	Norway	Estate of Guri O. Orneberg, deceased, Traill County Court, North Dakota.	694.33	Same	61.00
		Item 10			
John Berget	Norway	Estate of Lina Jensen, also known as Lena Jensen, deceased, Probate Court, Hennepin County, Minnesota, File No. 60439.	144.15	National City Bank of New York, New York, New York, in the name of "Royal Norwegian Government, Special Account H, Washington, D. C.	18.00
		Item 11			
Christian Berget	Norway	Same	144.14	Same	18.00
		Item 12			
Karl Rudser Sjaak	Norway	Estate of Peter Rudser, deceased, Probate Court, Cass County, North Dakota.	621.00	Same	81.00

[F. R. Doc. 46-4489; Filed, Mar. 18, 1946; 11:23 a. m.]

[Dissolution Order 20]

WESTFALIA SEPARATOR CO., INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, Dissolution Order No. 20, executed on July 9, 1945 (10 F.R. 9036) is hereby amended to read as follows:

Whereas by Vesting Order No. 222, dated October 9, 1942 (7 F.R. 9056) the Alien Property Custodian vested all of the issued and outstanding shares of the capital stock of Westfalia Separator Company, Inc., a New York corporation; and

Whereas by said Vesting Order No. 222, the Alien Property Custodian vested all right, title, interest and claim of Ramesohl & Schmidt, A. G., in and to all indebtedness owing to it by Westfalia Separator Company, Inc., and it has been ascertained that a certain claim in favor of Ramesohl & Schmidt, A. G., in the amount of $47,024.57 was thereby vested in the Alien Property Custodian; and

Whereas Westfalia Separator Company, Inc. has been substantially liquidated under the supervision of the undersigned,

Now, under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except such claim, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation; and except a claim of Ramesohl & Schmidt, A. G., in the amount of $47,024.57, which has been vested by the Alien Property Custodian as aforesaid; and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved and its assets distributed, and a Certificate of Dissolution having accordingly been filed with the Secretary of State of the State of New York;

hereby orders, that the officers and directors of Westfalia Separator Company, Inc. (to wit, Robert Kramer, President and Director, and E. W. Hardy, Secretary and Director, and the Treasurer and third Director if existing vacancies in those offices are hereafter filled, and their successors, or any of them), continue the proceedings for the dissolution of Westfalia Separator Company, Inc., in accordance with the statutes of the State of New York in such cases made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state and local taxes and fees owed by or accruing against said corporation;

(c) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first, in satisfaction of the claim of the Alien Property Custodian as the owner of the claim in the amount of $47,024.57 against the subject corporation, as hereinbefore described, second, in satisfaction of such claims, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation, and, third, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation;

Further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of New York, of any persons who may claim against said corporation:

Provided, however, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian and applied by him as a liquidating distribution of assets to the Alien Property Custodian as stockholder as above set forth: *Provided, however*, That any such claims against said corporation shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of New York; and further orders, that all actions taken and acts done by the said officers and directors of Westfalia Separator Company, Inc., pursuant to this order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation therein provided.

Executed at Washington, D. C., March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4478; Filed, Mar. 18, 1946; 11:22 a. m.]

[Vesting Order CE 161]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Mrs. Alphonse Schoch (Fleck, Henrietta)	France	Estate of Mary Martin, deceased, Probate Court, Madison County, Ill.	$72.00
		Item 2	
Joseph Simon	France	Same	12.00
		Item 3	
Rev. Fr. Raymond Schoch	France	Same	5.00
		Item 4	
Ivore Babaja, Pave Babaja, Mato Babaja, Mile Babaja, Marc Babaja, and any other heirs at law of Filip Babaja, also known as P. Babi, deceased, names unknown.	Jugoslavia	Estate of Filip Babaja, also known as P. Babi, deceased, Probate Court, Cook County, Ill., File No. 44-P-6071.	64.00
		Item 5	
Anders Boberg, also known as Anders Christian Boyberg.	Denmark	Estate of Neils Boberg, alias Niels Boberg, deceased, Probate Court, Cook County, Ill., File No. 43-P-7383.	87.00
		Item 6	
Else Christiansen, also known as Else Christensen.	Denmark	Same	87.00
		Item 7	
Martl Wallaho	Finland	Estate of Mary E. Erickson, deceased, Probate Court, Cook County, Ill., File No. 44-P-6163.	25.00
		Item 8	
Wilho Landin	Finland	Same	25.00
		Item 9	
Wilho Landin, Jr.	Finland	Same	25.00
		Item 10	
Hanna Rilkola	Finland	Same	25.00
		Item 11	
Mrs. Aggelo P. Papageorgiou	Greece	Estate of James N. Gregoris, deceased, Probate Court, Cook County, Ill., File No. 43-P-8352; Docket 427; Page 115.	34.00
		Item 12	
Panagiotis I. Roumanis	Greece	Same	5.00

[F. R. Doc. 46-4490; Filed, Mar. 18, 1946; 11:23 a. m.]

[Vesting Order CE 162]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, MINNESOTA AND NEBRASKA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing

each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Gabrielle Montpellier Alba	France	Estate of Mary A. Montpellier, deceased Probate Court, Cuyahoga County, Ohio Docket 317, Case 280086.	$23.00
		Item 2	
Gaston Montpellier or issue	France	Same	12.00
		Item 5	
Albert Tessier or issue	France	Same	23.00
		Item 4	
Issue of Madame Jeanne Guilliain	France	Same	23.00
		Item 5	
John Ohr	Norway	Estate of Ole B. Ohr, deceased, Probate Court of Goodhue County, Red Wing, Minn., Case No. 11284.	49.00
		Item 6	
Martin Ohr	Norway	Same	49.00
		Item 7	
Heirs of Hans Larshus, deceased, names unknown	Norway	Estate of Mari Mutta, dec'd. Probate Court of Renville County, Minn	57.00
		Item 8	
Heirs of Gulber Walstad, deceased, names unknown	Norway	Same	57.00
		Item 9	
Heirs at law of Niels D. Nielsen, deceased, names unknown	Denmark	Estate of Niels D. Nielsen, deceased, County Court of Deuel County, Nebr	84.00
		Item 10	
Frantisec (Frantasek) Krejci	Czechoslovakia	Estate of Frantiska Krejci, dec'd. Probate Court of Cuyahoga County, Ohio, File No. 285530.	35.00

[F. R. Doc. 46–4491; Filed, Mar. 18, 1946; 11:23 a. m.]

[Dissolution Order 29]

ASAHI CORP.

Whereas by Vesting Order No. 283, dated October 31, 1942 (7 F.R. 10119) the Alien Property Custodian vested all the issued and outstanding shares of the capital stock of Asahi Corporation, a New York corporation; and

Whereas Asahi Corporation, has been substantially liquidated under the supervision of the Alien Property Custodian,

Now, under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors determined by the officers and directors to be valid have been paid, except such claim, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation, and except a claim of Nadier Ribert & Cie, a French corporation, in the sum of $6,451.77; and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved, and that its assets be distributed, and a Certificate of Dissolution having been issued by the Secretary of State of the State of New York;

Hereby orders, that the officers and directors of Asahi Corporation (to wit, Stanley B. Reid, President and Director, L. M. Reed, Secretary and Director, and the Treasurer and third director, if existing vacancies in those offices are hereafter filled, and their successors, or any of them), continue the proceedings for the dissolution of Asahi Corporation, in accordance with the statutes of the State of New York in such cases made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state and local taxes and fees owed by or accruing against the said corporation; and

(c) They shall then pay the sum of $6,451.77 due Nadier Ribert & Cie, a French corporation, into an account or accounts in any bank or banks whose deposits are insured by the Federal Deposit Insurance Corporation, the said account or accounts to be entitled "Nadier Ribert & Cie Account, subject to the authorization of the Alien Property Custodian". The said account or accounts shall be made expressly subject to the following conditions and a certified copy of this order shall be furnished to the bank or banks at the time said account or accounts are opened:

(I) Withdrawal shall be made from the account or accounts only:

(i) On the signature of an authorized representative of Nadier Ribert & Cie, in conformity with an applicable authorization of the Alien Property Custodian, his delegate or supervisor,

(ii) On the signature of the Alien Property Custodian, his delegate or supervisor, or

(iii) In any other manner which may be directed by the Alien Property Custodian, his delegate or supervisor.

(II) Statements shall be rendered in accordance with the usual practice of the bank or banks to "Nadier Ribert & Cie, subject to the authorization of the Alien Property Custodian" care of Alien Property Custodian, Washington 25, D. C., or as may otherwise be directed by the Alien Property Custodian, his delegate or supervisor.

(III) The bank or banks are hereby authorized to charge their customary and usual service charges, including charges in payment or reimbursement for interest due; cable, telegraph or telephone charges; postage costs; custody fees; small adjustment charges to correct bookkeeping errors; and, but not by way of limitation, minimum balance charges, account carrying charges, notary and protest fees, and charges for reference books, photostats, credit reports, transcripts or statements, registered mail insurance, stationery and supplies, checkbooks, and other similar items.

The payment of the said sum as herein directed into such accounts shall to the extent thereof be a full acquittance and discharge for all purposes of the obligation of Asahi Corporation.

(d) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian, all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first in satisfaction of such claims, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation, and second, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation; and

Further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of New York, of any person who may claim against said corporation: *Provided however*, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian hereunder: *Provided, however*, That any such claims against said corporation, shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of New York; and further orders, that all actions taken and acts done by the said officers and directors of Asahi Corporation, pursuant to this Order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein.

Executed at Washington, D. C., this 11th day of March 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4479; Filed, Mar. 18, 1946; 11:22 a. m.]

[Dissolution Order 30]

TOYO MACHINE CO., INC.

Whereas by Vesting Order No. 82, dated July 30, 1942 (7 F.R. 7050) and amended October 28, 1942 (7 F.R. 8910) the Alien Property Custodian vested all the issued and outstanding shares of the capital stock of Toyo Machine Co., Inc., a New York corporation; and

Whereas by said Vesting Order No. 82, the Alien Property Custodian vested all the right, title, interest and claim of Toyo Machine Co., Osaka, Japan, in and to all indebtedness owing to it by Toyo Machine Co., Inc., and it has been determined that a certain claim in favor of Toyo Machine Co., Osaka, Japan, in the amount of $24,326.67 was thereby vesting by the Alien Property Custodian; and

Whereas by Subordination Order No. 6, executed March 29, 1945 (10 F.R. 5135, May 8, 1945), the Alien Property Custodian directed the officers and directors of Toyo Machine Co., Inc., to subordinate the vested claim of Toyo Machine Co., Osaka, Japan, to the claims of other creditors of, and claimants against, Toyo Machine Co., Inc.; and

Whereas Toyo Machine Co., Inc., has been substantially liquidated under the supervision of the Alien Property Custodian,

Now under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except such claim, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation; and except the claim formerly of Toyo Macine Co., Osaka, Japan, in the amount of $24,326.67, vested by the Alien Property Custodian as above; and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved, and that its assets be distributed, and a consent to dissolution having accordingly been filed with the Secretary of State of the State of New York;

hereby orders that the officers and directors of Toyo Machine Co., Inc. (to-wit, M. S. Watts, President, Treasurer and Director and the Secretary and remaining officers and directors, if existing vacancies in those offices are hereafter filled, and their successors, or any of them), continue the proceedings for the dissolution of Toyo Machine Co., Inc., in accordance with the statutes of the State of New York in such case made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state and local taxes and fees owed by or accruing against the said corporation; and

(c) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian, all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first in satisfaction of the vested claim in the amount of $24,326.67, described above, second, in satisfaction of such claims, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation, and third, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation; and

Further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of New York, of any person who may claim against said corporation: *Provided, however*, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian hereunder: *Provided, however*, That any such claims against said corporation shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of New York; and further orders, that all actions taken and acts done by the said officers and directors of Toyo Machine Co., Inc., pursuant to this order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein; and further orders, that to the extent that the provisions of this dissolution order are inconsistent with the provisions of Subordination Order No. 6, executed March 29, 1945, the provisions of this dissolution order shall govern.

Executed at Washington, D. C., this 11th day of March 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4480; Filed, Mar. 18, 1946; 11:22 a. m.]

[Vesting Order CE–124, Amdt.]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS AND PROCEEDINGS IN CERTAIN NEW YORK COURTS

Vesting Order Number CE–124, dated February 25, 1946, is hereby amended as follows and not otherwise:

By deleting the sum "$10.75", appearing in Column 4 of Item 12 in Exhibit A., and substituting therefor the sum "$32.25".

All other provisions of said Vesting Order Number CE–124 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4481; Filed, Mar. 18, 1946; 11:22 a. m.]

Manufacturers Supply Company, 3440

These maximum prices are for the particular sale (exclusive of all permit

OFFICE OF PRICE ADMINISTRATION.

[Order 60 Under 3 (b), Amdt. 2]

WEYERHAEUSER SALES CO.

MODIFICATION OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Administrator by § 1499.3 (b) of the General Maximum Price Regulation, § 1499.274 (b) of Order No. 60 is hereby amended to read as follows:

(b) Length:	*Price per post*
5' 4"----------	$0.28
5' 6"----------	.28875
6' 0"----------	.315
6' 6"----------	.34125
6' 8"----------	.35
7' 0"----------	.3675
7' 6"----------	.39375
8' 0"----------	.42
9' 0"----------	.4725

Customary discounts for cash to be maintained.

Maximum prices for posts of lengths other than those specifically priced shall be computed with reference to a unit amount of $70.00 per M BM.

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4511; Filed, Mar. 18, 1946; 11:43 a. m.]

[RMPR 161, Amdt. 13 to Order 53]

WEST COAST LOGS

APPROVED GRADERS AND SCALERS

For the reasons set forth in the accompanying opinion and under the authority vested in the Administrator by § 1381.158 of Revised Maximum Price Regulation No. 161, Order 53 is hereby amended in the following respects:

1. Paragraph (b) is amended by the addition of the name of S. S. Henault, Foster, Oregon to the list of approved individual graders and scalers immediately preceding the name of O. J. Hoover. It is further amended by the addition of the name of Lester L. White, 234 North Central, Olympia, Washington to the same list immediately following the name of Henry A. Waldner.

This amendment shall become effective March 19, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4513; Filed, Mar. 18, 1946; 11:42 a. m.]

[MPR 188, Order 4911]

DETROIT MANUFACTURERS SUPPLY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of air circulators manufactured by the Detroit Manufacturers Supply Company, 3440 East Jefferson Avenue, Detroit 7, Mich.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Distributors	Maximum prices for sales by any seller to— Wholesalers, mill, electric motor, restaurant and hotel, or store equipment suppliers	Chain, department, or syndicate stores	Other retailers	Industrial, commercial, or institutional users (3 units or more)	Industrial, commercial, or institutional users (less than 3 units)	Users other than industrial, commercial, or institutional users
Whirlwind breezer wall and counter fan type, 18" 3-blade propeller	6C	*Each* $42.48	*Each* $47.20	*Each* $56.64	*Each* $61.36	*Each* $70.80	*Each* $80.24	*Each* $94.40
Whirlwind breezer pedestal fan, floor type, 18" 3-blade propeller	5P	49.48	54.98	65.97	71.47	82.46	93.46	109.95

These maximum prices are for the articles described in the manufacturer's application dated March 12, 1946. To each of the above prices only the exact amount of the federal excise tax which the particular seller is required to pay may be added.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory, and they are net thirty days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sales on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time

(d) This order shall become effective on the 19th day of March, 1946.

Issued this 18th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4515; Filed, Mar. 18, 1946; 11:42 a. m.]

[MPR 188, Revocation of Order 4817]

METROPOLITAN INDUSTRIES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, *It is ordered:*

(a) Order No. 4817 under § 1499.159c of Maximum Price Regulation No. 188 is revoked, subject to the provisions of Supplementary Order No. 40.

(b) This order shall become effective on the 19th day of March, 1946.

Issued this 18th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4514; Filed, Mar. 18, 1946; 11:43 a. m.]

[MPR 188, Order 4912]

U. S. PIPE AND MANUFACTURING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the U. S. Pipe and Manufacturing Co., 249 First Street, San Francisco 5, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Maximum price for sales to jobbers	Maximum price for sales by jobbers to retailers	Maximum price to consumers
Wallace "International" export model synthetic tires and tubes	*Each* $22.25	*Each* $25.80	*Each* $35.25
Wallace "International" domestic model synthetic balloon tires and tubes	23.75	27.50	37.50
Wallace "International" domestic lightweight model, synthetic tires and tubes	22.85	26.50	36.20

Both domestic models include kickstands and chainguards. Sales to jobbers are f. o. b. San Francisco, and subject to 2 percent cash discount for payment within ten days.

These maximum prices are for the articles described in the manufacturer's application dated December 21, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price
(Insert applicable figure from section (a) (1))
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 19th day of March 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4516; Filed, Mar. 18, 1946; 11:42 a. m.]

[Rev. SO 119, Rev. Order 105]

VICTOR ADDING MACHINE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Victor Adding Machine Company of Chicago, Illinois, may compute its adjusted ceiling prices for the adding machines which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 12.1 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and price so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customer, trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in reseller's margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 18th day of March 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4533; Filed, Mar. 18, 1946; 4:13 p. m.]

[MPR 86, Amdt. 3 to Rev. Order 6]

ELECTRIC HOUSEHOLD UTILITIES CORP.

ADJUSTMENT OF CEILING PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 5 and 14 of Maximum Price Regulation No. 86, *It is ordered:*

That Revised Order No. 6 under Maximum Price Regulation No. 86 is amended in the following respects:

1. Section 2 (e) is amended to read as follows:

(c) *Washing machines equipped with gas engines or with "CC" type wringers.* Distributors shall determine their ceiling prices for sales to dealers of machines equipped with gasoline engines by adding $21.50 to the ceiling price determined under paragraph (a) or (b) for a machine without a gas engine. Distributors shall determine their ceiling prices for sales to dealers of machines equipped with "CC" type wringers by adding $6.00 to the ceiling price determined under paragraphs (a) or (b) of this order for a machine with standard type wringers.

2. Section 3 is amended by adding thereto the models of washing machines and OPA retail ceiling prices listed below:

Model No.	Zone 1	Zone 2	Zone 3
T-81-CC-ER	*Each* $89.95	*Each* $94.95	*Each* $99.95
T-82-CC-ER	99.95	104.95	109.95

This amendment shall become effective on the 18th day of March, 1946.

Issued this 18th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4532; Filed, Mar. 18, 1946; 4:13 p. m.]

[Region VI Rev. Order G-5 Under RMPR

[MPR 86, Order 48]

AUTOMATIC WASHER CO.

APPROVAL OF MAXIMUM PRICES

Correction

In Federal Register Document 46–3104, appearing at page 2102 of the issue dated Thursday, February 28, 1946, the first price under the headnote "Zone 1" of the table in paragraph (a) (2) should read: "$69.95".

[Administrative Notice 23]

DRY PEAS, BOTH WHOLE AND SPLIT

NOTICE OF PROPOSED MAXIMUM PRICES

Notice is hereby given that the Price Administrator proposes to establish maximum prices, f. o. b. country shipping point for dry whole and dry split peas as follows:

For sales by processors and dealers in sacks loaded on car or truck:

	Per cwt.
Dry whole smooth peas:	
U. S. No. 1	$5.00
U. S. No. 2	4.75
U. S. No. 3 and lower	4.40
Dry split peas (green and yellow):	
U. S. No. 1	6.50
U. S. No. 2	6.20
U. S. No. 3 and lower	5.75

Issued this 15th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–4423; Filed, Mar. 15, 1946; 4:45 p. m.]

[RMPR 136, Order 587]

RADIO RECEIVING TUBES AND ALLIED SPECIAL PURPOSE TUBES

ADJUSTABLE PRICING

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 23 of RMPR 136, it is ordered:

(a) (1) *Definition.* For the purposes of this order the term "radio receiving tubes and allied special purpose tubes" means all electronic tubes listed in SR 14J plus such other tubes as may be used in radio receiving circuits, hearing aid, audio amplification, public address, and intercommunication circuits, or any tubes specifically selected from these groups of types, prices of which were filed with the Office of Price Administration in accordance with the requirements of Revised Price Schedule 84 or Maximum Regulation 136, as amended.

(2) *Authorization for adjustable pricing.* Any manufacturer of a radio receiving tube or allied special purpose tube is authorized, subject to agreement with his buyer, to deliver such radio receiving or allied special purpose tube at a price which may be adjusted upwards in accordance with the action to be taken by the Office of Price Administration upon the request of the radio receiving tube industry for a change in the maximum prices of these commodities, but until such action is effective the manufacturer may not receive payment in excess of the maximum price in effect at the time of delivery.

This order may be amended or revoked at any time by the Price Administrator.

This order shall become effective March 15, 1946.

Issued this 15th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46–4437; Filed, Mar. 15, 1946; 4:45 p. m.]

[RMPR 499, Amdt. 3 to Order 6]

E. M. ROSENTHAL JEWELRY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation 499 it is ordered that Order No. 6 under Revised Maximum Price Regulation 499 be amended in the following respect:

1. The following item and its maximum price is added to the list of items and maximum prices in paragraph (b):

Series	Description Paul Breguette	Maximum retail price exclusive of Federal excise tax
R-1-PB...	17 jewel, 5 ligne, 14K, fob....	$100.00

This amendment shall become effective on the 20th day of March 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4567; Filed, Mar. 19, 1946; 11:34 a. m.]

[MPR 580,[1] Amdt. 2 to Gen. Retail Order 2[2]]

CHAIN OUTLETS

MODIFICATION OF CEILING PRICES FOR CERTAIN ARTICLES

An opinion accompanying this Amendment 2 to General Retail Order No. 2 under section 23 of Maximum Price Regulation 580, issued simultaneously herewith, has been filed with the Division of the Federal Register.

General Retail Order No. 2 under section 23 of Maximum Price Regulation 580 is amended by adding a new section 9 reading as follows:

SEC. 9. *Notification of prices to chain outlets.* A chain which operates outlets constituting a single separate seller under the provisions of section 1 (c) of the regulation shall when determining the price of any article offered for sale in these outlets, send a written notification of that price to each such outlet and shall keep the notification in that outlet available for inspection by the Office of Price Administration. In the case of articles which are pre-ticketed by the central or main office of the chain, compliance with this requirement may be made by the central office's transmitting to the outlet a separate notice, memorandum or invoice sufficient to identify the merchandise as pre-ticketed. Unless the notification has been kept by the outlet as herein directed, the chain shall not sell, offer for sale or deliver the article in that outlet; and in no case shall the chain sell, offer for sale or deliver any article at a price higher than the selling price stated on the notification to that outlet unless the ceiling price is also stated on the invoice or notification, in which case, the chain shall not sell, offer for sale or deliver that article in that outlet at a price higher than the stated ceiling price.

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4561; Filed, Mar. 19, 1946; 11:32 a. m.]

[1] 10 F.R. 3015, 3468, 3642, 4236, 4496, 4613, 9962.

[2] 10 F.R. 13603.

[MPR 580, Amdt. 1 to Order 260]

DUOFOLD INC.

ESTABLISHMENT OF MAXIMUM PRICES

Correction

In the tables under paragraph (2) of Federal Register Document 46–2817, appearing at page 1908 of the issue for Friday, February 22, 1946, the following changes should be made:

In the second table under the headnote "Children's Duofold" the figures in the first column should read: "C901/23", "C901/22", "C901/24".

Under the table headed "Duocrat Action Support" the figures in the first column should read: "4081/03" and "4081/05".

The figures in the first column of the table headed "Duocrat Pullover Shirt" should read: "4081/45" and "4081/44".

Regional and District Office Orders.

[Region VIII Order G–5 Under MPR 280, Correction]

SPECIFIC FOOD PRODUCTS IN SAN FRANCISCO REGION

The citation of § 1351.807 of Maximum Price Regulation No. 280, as amended, in paragraph (a) of Order No. G–5 under Maximum Price Regulation No. 280 (formerly Order No. 3 under § 1351.807 of Maximum Price Regulation No. 280, as amended) is hereby corrected to read § 1351.805a.

Issued this 18th day of February 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46–4413; Filed, Mar. 15, 1946; 12:48 p. m.]

[Region VI Rev. Order G–5 Under RMPR 122, Amdt. 8]

SOLID FUELS IN TWIN CITIES AREA

An opinion accompanying this amendment has been issued simultaneously herewith. The amendment issued February 19, 1946, to Revised Order No. G–5 under Revised Maximum Price Regulation No. 122 is amended by striking the words "Amendment No. 6" wherever the words appear and substituting in lieu thereof the words "Amendment No. 7".

In Amendment No. 6 issued January 31, 1946, paragraph (c), (1), subsection XVI of the Price Schedule is amended to read as follows:

1	2	3	4	5	6	7
Description	Domestic coal		Steam coal		Dealer at plant	
	Delivered	Consumer at yard	Delivered	Consumer at yard	Domestic	Steam
XVI. PACKAGED FUEL						
Pocahontas:						
A. Sales up to ¼ ton:						
1. 11–10 lb. packages		$1.00				
2. 8–15 lb. packages		1.00				
B. ¼ ton	$5.32	3.80				
C. ½ ton	9.05	7.72				
D. 1 ton	16.54	15.44				
Petroleum:						
A. ¼ ton	5.48	4.02				
B. ½ ton	9.33	8.05				
C. 1 ton	17.19	16.09				

The prices shown in column 2 shall also apply to retail sales by manufacturers of packaged fuel. "Producers at plant" sales to dealers, f. o. b. plant, shall be subject to the customary discounts, differentials and allowances in effect in December 1941.

This Amendment No. 8 to Revised Order No. G–5 is effective immediately, and it shall continue in effect as to dealers covered by Revised Order No. G–5 until April 30, 1946.

Issued this 11th day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–4537; Filed, Mar. 18, 1946; 4:15 p. m.]

[Region IX Order G–1 Under SO 121]

USED PASSENGER AUTOMOBILES AND USED COMMERCIAL MOTOR VEHICLES IN HAWAII

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Territorial Director by section 4.2 of Supplementary Order 121, Order G–1 is hereby issued.

(a) *What this order does.* This order establishes maximum prices for the resale by any person in the Territory of Hawaii of any used passenger automobile or any used commercial motor vehicle which has been purchased from any United States government agency through the Surplus Property Office of the Department of the Interior.

(b) *Maximum prices.* The maximum price for resale of such used passenger automobile or commercial motor vehicle shall be the lower of the two amounts computed under subparagraphs (1) and (2) below.

(1) The maximum price computed under section 57 of Revised Maximum Price Regulation 373 in the case of a used passenger automobile, or the maximum price computed under Revised Maximum Price Regulation 341 in the case of a used commercial motor vehicle.

(2) A price equal to the amount computed in accordance with the following formula:

(i) Add to the price charged by the Surplus Property Office for the used vehicle the amount estimated by the Surplus Property Office as necessary for the repair of the vehicle.

(ii) If the vehicle is sold on an "as is" basis, multiply the amount computed under (i) above by 1.25.

(iii) If the vehicle is sold with a warranty as defined in section 57 of Revised Maximum Price Regulation 373 or Revised Maximum Price Regulation 341, whichever is applicable, multiply the amount computed under (i) above by 1.50.

(c) *Invoices.* The Surplus Property Office of the Department of the Interior shall supply each purchaser for resale with a copy of this order and an invoice showing:

(1) The name and address of the buyer.

(2) Date of sale or delivery.

(3) The price charged or paid.

(4) Estimate of repairs necessary to put the vehicle in good operating condition.

(5) The legal ceiling price for "as is" and "warranted" resales.

(d) *Filing of prices.* No person may resell or offer for resale any vehicle covered by this order until he has filed a statement with the Office of Price Administration, Iolani Palace, Honolulu 2, T. H., containing the following information. No other certificate of transfer need be filed with the Office of Price Administration.

(1) His name and business address.

(2) Complete and accurate description of the vehicle to be sold, together with serial or motor number.

(3) The price paid to the Surplus Property Office for such vehicle.

(4) The amount estimated by the Surplus Property Office to be necessary for repair of the vehicle.

(5) The selling price.

(6) A statement as to whether the car is to be sold on an "as is" or "warranted" basis.

(e) *Applicability of section 57 of Revised Maximum Price Regulation 373 and Revised Maximum Price Regulation 341.* All the provisions of section 57 of Revised Maximum Price Regulation 373 with reference to sales of used passenger automobiles and all the provisions of Revised Maximum Price Regulation 341 with reference to sales of used commercial motor vehicles not inconsistent with the provisions of this order shall apply to the sales of the vehicles covered by this order and are incorporated herein by reference.

(f) *Less than maximum prices.* Lower prices than those established by this order may be charged.

This Order G–1 shall become effective as of February 6, 1946.

Issued this 5th day of February 1946.

GERALD A. BARRETT,
Territorial Director.

[F. R. Doc. 46–4410; Filed, Mar. 15, 1946; 12:47 p. m.]

[Nashville Order G–3 Under Gen. Order 68]

HARD BUILDING MATERIALS IN THE CHATTANOOGA, TENN., TRADE AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Nashville, Tennessee, District Office, Region IV, of the Office of Price Administration, and by Delegation Order No. 93, issued November 5, 1945, by the Regional Administrator, Region IV, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all "retail sales" by any seller of the commodities specified in Appendix A, delivered to any purchaser located in the "Chattanooga, Tennessee, Trade Area."

The "Chattanooga, Tennessee, Trade Area" for the purpose of this order consists of the following area: All that area located within the confines of Hamilton County, Tennessee, consisting of the territory within the corporate limits of all municipalities of said county and including all civil district of same.

SEC. 2. *Definition of retail sales.* For the purpose of this order, a retail sale means a sale to an ultimate user, including among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in Appendix A, including wall boards, fire clay, fire brick, flue linings, flue pipe, farm drain tile, flue thimbles, grate backs, hollow tile, common brick, chimney brick, cement, gravel, sand, mortar mixes, mortar colors, lime, laths, insulating materials, wall plaster, roofing and siding. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relations to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order issued by the Office of Price Administration. Except to the extent they are inconsistent with the provisions of this order, all the provisions

of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Appendix A, which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A, which lists maximum prices fixed by this order, in each of his places of business in the Chattanooga, Tennessee, Trade Area, in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery, a duplicate copy of each sales slip delivered to him pursuant to this section. For any sale of $50.00 or more, each seller regardless of previous custom, must keep records showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–3 shall become effective February 11, 1946.

Issued this 8th day of February 1946.

CARSON VAUGHAN,
District Director.

APPENDIX A

The following are the commodities and maximum prices governing retail sales of Heavy Masonry Building Materials in the Chattanooga (Tenn) Trade Area, as defined in and established by Area Pricing Order No. G–3 issued under the provisions of General Order 68.

Chattanooga, Tennessee, Delivery Zones as outlined in Order G–3 under General Order No. 68 and to which all dealers shall conform.

Zone No. 1. Bounded by: Georgia State line on the south; South and North Moore Road on the east; Midland Pike and Appling Street to Pineville road on the north; Pineville road and city limit line on the west.

Zone No 2. Includes the following specified locations and vicinities: Airport, Baylor School, Brainard Hills, Bonny Oaks, King's Point, Pineville, Lupton City, Midvale.

Zone No. 3. Includes: Boynton, Tenn., Chickamauga dam (N. and S. side), Glendale, Happy Valley Farms, Signal Mountain to Timesville road, Harrison, Hixon, Summitt, Silverdale, Lookout Mountain, Lookout Lake, Pan Gap, Ryall Springs, Tyner, Tiftonia, T N T Plant, Wauhatchie.

Zone No. 4. Includes: Apison, Collegedale, Daisy, Fairmount, Ooltewah, North of Timesville road on Signal Mountain.

	Yard	Zone 1	Zone 2	Zone 3	Zone 4
CLAY PRODUCTS					
Fire clay:					
(Plain) small quantities (per lb.)	$0.16				
(Plain) (100-lb. bag)	1.20	$1.35	$1.45	$1.50	$1.60
"Quickpatch" (100-lb. bag)	3.35	3.35			
"Kastset" (100-lb. bag)	4.20	4.20			
"Hydroset" (100-lb. bag)	3.45	3.45			
"Sairset" (100-lb. bag)	5.70	5.70			
"Superplastic" (100-lb. bag)	3.85	3.85			
"Greencote"	5.20	5.20			
FIRE BRICK					
9" building (per M)	66.00				
Alabama 9" 1st quality (per M)	95.00	100.00	100.00	100.00	100.00
Alabama 9" 2d quality (per M)	85.00	90.00	90.00	90.00	90.00
Alabama 9" 3d quality (per M)	75.00	80.00	80.00	80.00	80.00
Acme or Empire (per M)	88.15	93.15			
Ozark or St. Louis (per M)	77.90	82.90			
Green's Mexico (per M)	98.95	103.95			
Green's XX–99 (per M)	134.10	139.10			
Mizzou (per M)	170.00	175.00			
FLUE LININGS					
(Rectangular)					
8½" x 8½" (lin. ft.)	.44	.54	.57	.59	.62
8½ x 13 (lin. ft.)	.70	.81	.85	.90	.93
8½ x 18 (lin. ft.)	.92	1.08	1.13	1.19	1.24
13 x 13 (lin. ft.)	.92	1.08	1.13	1.19	1.24
13 x 18 (lin. ft.)	1.20	1.62	1.74	1.78	1.87
18 x 18 (lin. ft.)	2.00	2.38	2.49	2.61	2.74
20 x 20 (lin. ft.)	2.54	2.97	3.12	3.27	3.41
24 x 24 (lin. ft.)	3.51	4.16	4.36	4.58	4.78
Round					
Diameter:					
6" (lin. ft.)	.38	.43	.45	.48	.50
8" (lin. ft.)	.54	.65	.69	.71	.73
10" (lin. ft.)	.78	.92	.96	1.02	1.06
12" (lin. ft.)	1.06	1.35	1.41	1.49	1.56
15" (lin. ft.)	1.35	1.78	1.87	1.97	2.13
18" (lin. ft.)	1.94	2.48	2.61	2.73	2.89
21" (lin. ft.)	2.70	3.51	3.68	3.87	4.01
24" (lin. ft.)	3.78	4.59	4.82	5.05	5.28
FLUE PIPE					
Diameter:					
6" (lin. ft.)	.38	.43	.45	.48	.50
7" (lin. ft.)	.44	.49	.51	.53	.55
8" (lin. ft.)	.54	.59	.63	.66	.68
ANCHOR BONNETS					
Diameter:					
6" (each)	2.16	2.43	2.55	2.68	2.80
7" (each)	2.70	2.97	3.11	3.27	3.41
8" (each)	3.46	3.78	3.97	4.16	4.35
BOTTOMS					
Chine					
Diameter:					
6" (each)	1.62	1.89	1.99	2.08	2.16
7" (each)	1.89	2.43	2.55	2.68	2.80
8" (each)	2.27	2.59	2.72	2.85	2.98
Drop					
Diameter:					
6" (each)	2.43	2.70	2.84	2.97	3.11
7" (each)	2.70	2.97	3.11	3.27	3.41
8" (each)	3.46	3.78	3.97	4.16	4.35
FARM DRAIN TILE					
Diameter:					
4" (lin. ft.)	.08	.09	.10	.11	.12
6" (lin. ft.)	.12	.15	.16	.17	.18
8" (lin. ft.)	.23	.27	.28	.30	.32
FLUE THIMBLES					
6" x 9" (each)	.55	.70	.73	.77	.80
6" x 4½" (each)	.35	.50	.52	.55	.57
6" x 6" (each)	.45	.60	.63	.65	.68
6" x 12" (each)	.60	.75	.79	.82	.86
7" x 4" (each)	.45	.60	.63	.66	.68
7" x 6" (each)	.55	.70	.73	.77	.80
7" x 6" (each)	.65	.80	.84	.88	.91
7" x 9" (each)	.75	.90	.94	.99	1.03
7" x 12" (each)	.50	.65	.69	.71	.74
8" x 4" (each)	.60	.75	.79	.82	.86
8" x 6" (each)	.80	.95	.99	1.04	1.08
8" x 9" (each)	.90	1.05	1.10	1.15	1.19
8" x 12" (each)	.60	.85	.89	.93	.96
9" x 4" (each)	.70	.95	.99	1.04	1.08
9" x 6" (each)	.85	1.10	1.15	1.20	1.25
9" x 9" (each)	.95	1.30	1.36	1.38	1.44
9" x 12" (each)	.70	.95	1.00	1.04	1.07
10" x 6" (each)	.90	1.15	1.20	1.26	1.30
10" x 9" (each)	1.00	1.30	1.36	1.38	1.44
10" x 12" (each)					
GRATE BACKS					
2¼ x 12" x 18" (each)	1.25	1.50	1.75	2.00	2.25
2½ x 12" x 20" (each)	1.35	1.65	1.90	2.15	2.40
2½ x 12" x 22" (each)	1.50	1.75	2.00	2.25	2.50
2½ x 12" x 24" (each)	1.60	1.85	2.10	2.35	2.60
2½ x 12" x 26" (each)	1.75	2.00	2.25	2.50	2.75
2½ x 12" x 28" (each)	2.00	2.25	2.50	2.75	3.00
2½ x 12" x 30" (each)	2.75	3.00	3.25	3.50	3.75

	Yard	Zone 1	Zone 2	Zone 3	Zone 4
LIME					
Lump (Sherwood), l. c. l. (94-lb. bags)	$1.25	$1.30	$1.50	$1.70	
Mason's hydrated, l. c. l. (50-lb. bags)	.80	.60	.70	.80	
Mason's hydrated, l. c. l. (bbl.)	1.85	1.85	2.15	2.50	$3.00
Mason's hydrated, (ton)	18.50	21.00	22.25	25.00	30.00
Mason's hydrated, c. l. (ton)	15.00	(1)	(1)	(1)	(1)
MORTAR COLORS					
Yard or free delivery					
Double-strength red, buff, chocolate or black:					$0.10
Per lb. in 100-lb. bag					8.00
Yellow ochre:					
Per lb.					.35
Per 100-lb. bag					30.00
PLASTER AND PLASTER PRODUCTS					
Gypsum wall plaster, l. c. l. (ton)	$19.50	$21.00	$22.50	$24.50	
Gypsum wall plaster, l. c. l. (100-lb. bag)	1.10	1.35	1.60	1.85	(1)
Gypsum wall plaster, l. c. l. (bbl.)	1.50	(1)	(1)	(1)	
White gauging plaster, l. c. l. (100-lb. bag)	1.85	2.10	2.35	2.80	
White moulding plaster, l. c. l. (100-lb. bag)	2.10	2.35	2.60	2.85	
Keene's cement plaster, l. c. l. (100-lb. bag)	2.30	2.55	2.80	3.05	
White cement plaster l. c. l. (100-lb. bag)					
FINISHING LIME					
Ohio, l. c. l. (50-lb. bag)	.70	.85	1.00	1.25	(1)
Ohio, c. l. (bbl.)	2.15	(1)	(1)	(1)	
LATH NAILS					
3d fine (for wood laths) (per lb.)	.10				
1¼"–3/8" head (for gyp lath) (per lb.)	.11				
METAL LATH (L. C. L.)					
2.5-lb. painted diamond mesh (sq. yd.)	.27	.29	.30	.31	.32
3.0-lb. painted diamond mesh (sq. yd.)	.29	.31	.32	.33	.34
3.4-lb. painted diamond mesh (sq. yd.)	.30	.32	.33	.35	.36
3.0-lb. Hyrib 3/8" diamond mesh (sq. yd.)	.33	.35	.36	.38	.39
3.4-lb. Hyrib 3/8" diamond mesh (sq. yd.)	.34	.36	.37	.38	.39
4.0-lb. Hyrib 3/8" diamond mesh (sq. yd.)	.36	.38	.39	.40	.41
3.4-lb. flat rib (sq. yd.)	.33	.35	.36	.38	.39
3.4-lb. Hyrib 3/4" (sq. ft.)	.14	.15	.17	.18	.19
0.90-lb. Hyrib 3/4" (sq. ft.)	.08	.09	.085	.095	.10
0.75-lb. Hyrib 3/4" (sq. ft.)	.09	.095	.10	.105	.11
3.0-lb. double mesh (sq. yd.)	.33	.36	.37	.38	.39
SIDING					
U. S. G. #500 wavy butt Asbestos (l. c. l.):					
12" x 24", gray (sq.)	7.50	7.50			
12" x 24", white (sq.)	8.50	8.50			
ROLL BRICK ASPHALT SIDING					
108 lb. red or buff	3.75	4.00			
ROOFING (ASPHALT) (L. C. L.)					
210 lb. Square Butt strip shingle (sq.)	6.00	6.00			
167 lb. Hexagonal strip shingle (sq.)	4.75	4.75			
65 lb. Fine surface roll (sq.)	2.45	2.45			
55 lb. Extra heavy roll (sq.)	2.25	2.25			
45 lb. medium mica roll (sq.)	1.80	1.80			
35 lb. light mica roll (sq.)	1.35	1.35			
WALLBOARD (L. C. L.)					
3/16" pulpwood (competitive) (M sq. ft.)	40.00	40.00	42.50	45.00	47.50
3/16" pulpwood (Upson) (M sq. ft.)	43.00	43.00	47.50	50.00	52.50
3/16" pulpwood (genuine Beaver) (M. sq. ft.)	45.00	45.00	47.50	50.00	52.50

	F. o. b. cars, Chattanooga, Tenn.				
	Scored				
	Smooth	Zone 1	Zone 2	Zone 3	Zone 4
HOLLOW TILE					
Load bearing					
4 x 12 x 12 (per M pcs)	$120.78				
6 x 12 x 12 (per M pcs)	185.70				
8 x 12 x 12 (per M pcs)	210.42				
PARTITION TILE					
3 x 12 x 12 (per M pcs)		103.92			
4 x 12 x 12 (per M pcs)		126.66			
6 x 12 x 12 (per M pcs)		185.70			
8 x 12 x 12 (per M pcs)		202.70			
2 x 12 x 12 (Split furring) (per M pcs)		55.68			
BRICK					
Local, common (per M)	$18.00	$20.50	$21.50	$22.50	$24.50
Shipped, common (per M)	18.50	(2)	(2)	(2)	(2)
Shipped, commod (less than M)	33.00	(3)	(3)	(3)	(3)
CONCRETE BLOCKS[3]					
Stone:					
4 x 8 x 16 (each)	.11	.12	.13	.14	
6 x 8 x 16 (each)	.16	.18	.19	.17	
8 x 8 x 16 (each)	.17½				
8 x 8 x 8 (each)	.10	.105	.11	.115	
Cinder:					
4 x 8 x 16 (each)	.10	.11	.12	.13	
6 x 8 x 16 (each)	.13	.15	.16	.18	
8 x 8 x 16 (each)	.16	.17	.18	.19	
8 x 8 x 8 (each)	.09	.095	.10	.105	
CEMENT					
Portland (in paper), l. c. l. (bbl.)	2.95	3.35	3.50	3.75	
Portland (in paper), (94-lb. bag)	.85	1.05	1.15	1.30	
Magnolia (in paper), l. c. l. (bbl.)	2.85	3.10	3.40	3.75	
High Early Strength, l. c. l. (bbl.)	3.05	3.35	4.05	4.75	
High Early Strength, (94-lb. bag)	1.00	1.20	1.40	1.60	
White Medusa, l. c. l. (bbl.)	9.10	10.10	11.10	12.10	
Masonry cement (Lehigh or equal) (65-lb. bag)	.75	.95	1.05	1.25	
Portland cement c. l. f. o. b. sliding (per bbl.)		2.67	2.67	2.67	
Masonry cement, c. l. f. o. b. sliding (per bbl.)		2.78	2.78	2.78	
High Early Strength, c. l. f. o. b. sliding (per bbl.)		3.17	3.17	3.17	
GRAVEL (TENNESSEE RIVER)					
2½" down, l. c. l. (per ton)		3.00	3.50	3.75	4.50
2½" down, c. l. l. (per ton)		1.70	(1)	(1)	(1)
1½" down, l. c. l. (per ton)		2.50	3.00	3.75	4.50
1½" down, c. l. l. (per ton)		1.70	(1)	(1)	(1)
3/4" down, l. c. l. (per ton)		2.60	3.10	3.85	4.60
Pea gravel, l. c. l. (per ton)		2.50	(1)	(1)	(1)
Pea gravel, c. l. l. (per ton)		1.70	4.00	5.00	6.00
Crushed limestone, l. c. l. (per ton)		3.50			
SAND (TENNESSEE RIVER)					
Concrete sand, l. c. l. (per ton)		2.75	3.25	4.00	4.75
Concrete sand, c. l. l. (per ton)		1.05	(1)	(1)	(1)
Durden sand, l. c. l. (per ton)		3.25	3.75	4.50	5.25
Durden sand, c. l. l. (per ton)		2.45	(1)	(1)	(1)
Montcastle sand, l. c. l. (per ton)		3.25	4.25	5.00	5.75
Montcastle sand, c. l. l. (per ton)		1.70	(1)	(1)	(1)
So. Georgia sand, l. c. l. (per ton)		4.25	4.75	5.50	6.25
So. Georgia sand, c. l. l. (per ton)		3.35	(1)	(1)	(1)

[1] F. o. b. Chattanooga switching area.

[2] Above delivery prices are based on a minimum load of 200 full-size blocks or 200 half-size blocks. For delivery of loads less than the minimum add $1 per load for delivery. Above prices are based on load-bearing blocks manufactured in accordance with Federal Specifications SS–C–621, dated Apr. 28, 1931, with Amendment No. 1 dated May 1, 1935.

[3] No delivery.

[4] F. o. b. sliding, Chattanooga.

shop if he proceeds there directly. The maximum price regulation, he may consider the job, including both services and mate-

	Yard	Zone 1	Zone 2	Zone 3	Zone 4
INSULATION BOARD					
¾" competitive type (M. sq. ft.)	$41.00	$41.00	$44.10	$46.20	$48.30
½" competitive type (M. sq. ft.)	52.00	52.00	54.50	57.00	59.50
25/32" asphalt type (M. sq. ft.)	62.50	63.50	66.50	69.50	72.50
GYPSUM PLASTER BOARD					
¼" gypsum (sheetrock) (M. sq. ft.)	37.50	38.50	39.25	41.00	42.75
⅜" gypsum (sheetrock) (M. sq. ft.)	42.50	43.50	45.75	47.75	50.00
½" gypsum (sheetrock) (M. sq. ft.)	46.50	47.50	49.85	52.25	54.85
½" gypsum (sheetrock) (M. sq. ft.)	47.00	48.00	50.00	52.00	54.00
½" Gyplath sheathing (M sq. ft.)	26.00	28.00	29.00	30.00	32.00
⅜" plaster base (rock lath) (M sq. ft.)					
PRESDWOOD BOARD (L. C. L.)					
⅛" standard (M sq. ft.)	75.00	80.00	84.00	88.00	92.00
3/16" standard (M sq. ft.)	93.75	98.75	102.75	106.75	110.75
¼" standard (M sq. ft.)	115.00	120.00	124.00	128.00	132.00
¼" tempered (M sq. ft.)	95.00	100.00	104.00	108.00	112.00
5/16" tempered (M sq. ft.)	107.50	112.50	116.50	120.50	124.50
3/16" tempered (M sq. ft.)	130.00	135.00	139.00	143.00	147.00
½" tempered (M sq. ft.)	125.00	125.00	129.00	133.00	137.00

Discounts, allowances and terms of sale: All prices are subject to customary trade discounts which must be preserved.

[F. R. Doc. 46-4411; Filed, Mar. 15, 1946; 12:48 p. m.]

[Region VII Order G-29 Under RMPR 251]

PAINTING, DECORATING AND PAPERHANGING SERVICES IN NEW MEXICO

Order No. G-29 Under Revised Maximum Price Regulation No. 251. Maximum prices for painting, decorating and paperhanging services in the State of New Mexico. Docket No. 7-251-9-30.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended and by Sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for painting, decorating and paperhanging services performed by any person, hereinafter called the seller, for any person, hereinafter called the purchaser, in connection with a residential building, structure or construction project at a fixed site in the State of New Mexico.

(b) *Definitions.* (1) "Person" means any individual, corporation, partnership, association, or any other organized group of persons; its legal successors or representatives; the United States or any other government, or any of its political subdivisions; or any agency of any of the foregoing; and includes subcontractors as well as prime contractors.

(2) "Painting, decorating and paperhanging services" means the services and materials required to paint or decorate a building, structure or construction project at a fixed site, or any part, fixture or equipment thereof, or to apply wall paper, decorating, surface finishing or other similar materials to walls, ceilings or floors thereof, or the application of calcimine, shellac, varnish, or any other protective or ornamental coating thereto, together with all preparatory or incidental work such as waxing, oiling, staining, washing and cleaning, or removing existing paint, decoration or paper finishes, or other similar materials from services with liquid, steak, sand blast or any other method, and such other services as are commonly included in the rendering of painting, decorating and paperhanging services, either prior to or after the furnishing of such services.

(3) "Residential building, structure or construction project" means any building, structure or construction project, or part thereof, used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings.

(4) "Maximum labor charge" means the amount charged for labor of a specified type or class for painting, decorating and paperhanging services, made whether at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit, together with overtime applicable in either case.

(5) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942, for the same class of laborers or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency.

(6) "Journeyman" means any skilled person who renders painting, decorating and paperhanging services.

(7) "Apprentice" means any person, other than a journeyman who, pursuant to an apprenticeship agreement is engaged in learning the trade, and who renders, painting, decorating and paperhanging services.

(8) "Helper" means any person other than a journeyman or apprentice who renders painting, decorating and paperhanging services as an assistant or otherwise.

SEC. 2. *Geographical applicability.* This Order G-29 applies to all of the State of New Mexico.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services covered by this order and any maximum prices heretofore approved by the Regional Administrator of Region VII or by the Albuquerque District Director under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded as of the effective date hereof. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to services covered by this order.

SEC. 4. *Maximum prices.* The maximum prices for services covered by this order shall be the sum of a maximum labor charge, a charge for the materials used, and such other charges as are permitted by this order. The maximum labor charge shall be the sum of the separate charges determined by multiplying the number of hours of labor performed by journeymen, apprentices, helpers and others in each category by the maximum straight time hourly rate provided for that category in sub-section I of this section. The maximum price of the materials used and of other permitted charges are given in sub-section II of this section.

I. *Maximum labor charges.* (1) The maximum labor charges per hour straight time for services covered by this order performed by journeymen, apprentices, helpers and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

TABLE I—MAXIMUM LABOR CHARGE PER HOUR STRAIGHT TIME

Column A Labor cost per hour:	*Column B* *Maximum labor charge per hour straight time*
$1.00 or less	(1)
$1.01 to $1.04	$1.65
$1.05 to $1.09	1.70
$1.10 to $1.14	1.80
$1.15 to $1.19	1.90
$1.20 to $1.24	1.95
$1.25 to $1.29	2.05
$1.30 to $1.34	2.10
$1.35 to $1.39	2.20
$1.40 to $1.44	2.25
$1.45 to $1.49	2.35
$1.50 to $1.54	2.45
$1.55 to $1.59	2.50
$1.60 to $1.64	2.60
$1.65 to $1.69	2.70
$1.70 to $1.74	2.75
$1.75 to $1.79	2.85
$1.80 to $1.84	2.90
$1.85 to $1.89	3.00
$1.90 to $1.94	3.05
$1.95 to $1.99	3.15
$2.00 or more	(1)

[1] 160 percent of actual labor cost.

(a) *Measurement of hours.* The number of hours which may be charged against any job covered by this order shall be counted from the time the workman leaves the seller's shop or the previous job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. The time in transit to or from the job may be charged only once per day. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 8 of this order.

(b) *Overtime.* When work is performed at the purchaser's request between the hours of 4:30 p. m. or 5:00 p. m., whichever is the customary quitting time, and 8:00 a. m. on Monday to Friday, both inclusive, or on Saturdays, Sundays, New Year's Day, Fourth of July, Thanksgiving Day or Christmas Day, or any other legal holiday, the maximum labor charge per hour for work during such hours shall be 150% of the maximum straight time hourly rate authorized in this order.

(c) *Minimum charges.* If a job covered by this order requires less than one man hour the maximum labor charge shall be for one man hour.

(d) *Self-employed painter, decorator or paperhanger.* A self-employed painter, decorator or paperhanger who himself performs services covered by this order, either alone or with his employees shall charge for his services not more than the hourly rate charged by him as of the date of this order but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed.

II. *Maximum prices of materials and other permitted charges*—(1) *Maximum prices of materials.* The maximum prices which may be charged by a seller of materials used shall not be more than the maximum prices provided by the appropriate maximum price regulation for sales of such materials at retail, by established paint, decorating and paperhanging supply firms nearest his place of business, based on the manufacturers' published retail price lists. If the materials being sold are marked by a manufacturers' label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials under this order shall not exceed the price marked on the label.

(2) *Sub-contracted work.* Where services covered by this order are subcontracted by a seller under this order, the maximum charge to the purchaser shall not exceed the maximum price which the seller might lawfully have charged under this order if he had performed the services.

(3) *Special equipment.* If, during March, 1942, the seller made an extra charge for the use of special equipment, such as spraying machines, steaming machines for removing wallpaper, special types of scaffolding or floor sanding machines, but not including standard equipment such as brushes, ladders and other ordinary equipment, his maximum price per hour for such use after the effective date of this order shall not be in excess of the highest price per hour he charged therefor during March, 1942. If the seller acquired such special equipment after March, 1942, but prior to the effective date of this order, and thereafter established maximum prices per hour for such uses under the applicable maximum price regulation, he may continue to charge such established price. In either case, the seller must have records available to substantiate the charging of such price and such price must be filed with the District Office of the Office of Price Administration pursuant to section 9 of this order. If a seller commences the use of special equipment after the effective date of this order he shall establish his maximum hourly price therefor under the applicable maximum price regulation and file such price with the District Office within ten days.

(4) *Extra charge for use of paint brushes.* If a job, covered by this order, requires the use of paint brushes, the seller may make an extra charge therefor of not to exceed 5¢ per man-hour of time consumed on the particular job.

(5) *Out-of-town travel expenses.* The seller who furnishes men on an out-of-town job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expenses at not to exceed 5¢ per mile for travel beyond five miles from the city limits, and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(6) *Transportation.* If a seller uses his truck to transport materials, equipment and men to and from a job a distance of more than five miles beyond the city limits, he may charge not more than 5¢ per mile to and from the job for travel beyond that distance and similarly if other means of transportation are used.

SEC. 5. *Guaranteed price.* A seller may sell a job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 6. *Related and incidental construction work and materials.* If on any job covered by this order any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work and materials shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable pricing order issued by the Regional Administrator of Region VII.

SEC. 7. *Notification*—(a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser, a statement, and keep a copy thereof at his principal place of business, showing the following:

(1) The names and addresses of the seller and purchaser.

(2) The location of the job.

(3) The date the job was completed.

(4) The description of the work performed and the total charged for the job, including both services and materials used, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in sub-paragraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for services covered by this order for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the materials used and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 8. *Records.* Each seller must keep and retain, at his principal place of business, records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.

(2) The location of the job.

(3) A copy of any and all contracts pertaining to each sale.

(4) The time the job was commenced and completed.

(5) A description of the services performed and materials used, and the quantities and prices of each.

(6) The hours worked and labor charges by types and classes of labor.

(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 9. *Filing and reporting of maximum prices.* (a) Each seller subject to this order shall, within thirty days after the effective date of this order, or within 10 days after any increase in labor costs is put into effect, or in the case of new sellers within ten days after first entering business, file with the Albuquerque District Office of the Office of Price Administration the following information:

(1) The "maximum labor charge" as that term is defined in section 1 (b) (4) of this order, in terms of the straight time hourly rate to be charged the purchaser for services covered by this order for each class of workmen employed by him.

(2) The "labor cost" as that term is defined in section 1 (b) (5) of this order, in terms of the authorized straight time hourly rate paid each class of workmen by the seller.

2 (b), shall be the seller's present maxi-

Issued this 19th day of February 1946.

(3) A statement that the prices charged by the seller for the materials used will not exceed the maximum prices provided by the appropriate maximum price regulations for retail sales of such materials by established paint, decorating, and paperhanging supply firms nearest his place of business, based on the manufacturer's published retail price lists; and a statement that the maximum charge to the purchaser for services subcontracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all special equipment, and the maximum hourly charges therefor, which were in effect in March, 1942, or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by self-employed painters, decorators, or paperhangers as of the effective date of this order, pursuant to section 4 I (1) (d) of this order, or in the case of a new self-employed painter, decorator or paperhanger, the proposed hourly rate to be charger but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove or revise any maximum price proposed so as to make it in line with the level of maximum prices under this order. If the District Director fails to act within 20 days from the time of the filing, the proposed prices shall be deemed to be in effect.

SEC. 10. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell services or materials used, or both, covered by this order at prices higher than the maximum prices established by this order.

SEC. 11. *Evasions.* Any practice, scheme or device which results in a higher price to the purchaser of services covered by this order or materials used, than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided in the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any services covered by this order or materials used, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of the services covered by this order nor shall the seller lower the quality of the materials used below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of services covered by this order or materials used.

SEC. 12. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 13. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G–29 shall become effective March 1, 1946.

Issued this 18th day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46–4412; Filed, Mar. 15, 1946; 12:48 p. m.]

[Region VI Order G–114 Under 18 (c)]

PAN BREAD AND BREAD-TYPE ROLLS IN CHICAGO, ILL., AREA

This order is issued for the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation.

1. *What this order does.* This order adjusts maximum prices for sales of pan bread and bread-type rolls, other than chain store private label bread and bread-type rolls:

(a) In the Chicago Marketing Area;

(b) By producers whose bakeries are located within the Chicago Marketing Area, irrespective of where the sales are made;

(c) By resellers in Region VI of the Office of Price Administration, if the bread has been reduced in weight or the bread-type rolls increased in price under the authority of this order.

2. *Sales by bakeries*—(a) *Pan bread.* The maximum price for sales by producers for each size loaf of pan bread, other than chain store private label bread, within the Chicago Marketing Area and for sales, wherever made, by producers whose bakeries are located within this area shall be whichever of the following is the highest:

(i) The seller's maximum price for such loaf determined under the General Maximum Price Regulation; or

(ii) The seller's maximum price for such loaf authorized by any other regulation or order of the Office of Price Administration; or

(iii) The seller's present maximum price for such loaf, determined under (i) or (ii) above, except that the weight of such loaf may be reduced providing the reduction in weight shall not increase the per ounce price of such loaf by more than one-sixteenth (1/16) cent. In no event shall the price computed under this sub-paragraph exceed 9¢ per pound net weight for sales at wholesale and 11¢ per pound net weight for sales at retail.

Example 1: A wholesale baker now sells an 18-ounce loaf of white pan bread for 8¢. He proposes to reduce the weight of this loaf to 16 ozs. The present price per ounce is .44¢. The proposed price per ounce is .50¢. This weight reduction is permissible because the increased price per ounce is less than 1/16¢ and the resulting price is less than 9¢ per pound.

Example 2: A retail baker now bakes and sells an 18-ounce loaf of pan raisin bread for 13¢. He proposes to reduce the weight of this loaf to 16 ounces. This is not permitted because the price is more than 11¢ per pound, the highest retail bread price affected by this order.

Example 3: A wholesale baker now sells a 22.35-ounce loaf of white pan bread to retailers for 9½¢. He proposes to reduce this loaf to 18 ounces. This is not permitted, because the price per ounce would be increased from .42¢ to .52¢, which is more than an increase of 1/16¢ per ounce. The minimum weight permitted is 19.5 ounces because at this weight the increase is exactly 1/16¢ per ounce.

Example 4: A retail baker now bakes and sells a 16-ounce loaf of whole wheat pan bread for 10¢. He proposes to reduce the weight of this loaf to 15 ounces. The present price per ounce is .62¢. The proposed price per ounce is .66¢. The weight reduction is permissible because the increase in price per ounce is less than 1/16¢ and the resulting price is less than 11¢ per pound.

(b) *Bread-type rolls.* The maximum price for sales by producers of bread-type rolls, other than chain store private label bread-type rolls, within the Chicago Marketing Area and for sales, wherever made, by producers whose bakeries are located within this area, shall be the seller's present maximum price plus 1¢ per dozen.

3. *Sales by resellers*—(a) *Pan bread.* (i) The maximum price for sales by resellers of pan bread reduced in weight under the provisions of section 2 (a) (iii) above shall be the maximum price in cents in effect for such loaf prior to its reduction in weight.

(ii) The maximum price for sales by resellers of pan bread which is not reduced in weight shall be the reseller's present maximum price as determined under the General Maximum Price Regulation, or under any other applicable regulation or order of the Office of Price Administration, whichever is the higher.

(b) *Bread-type rolls.* The maximum price for sales by resellers within Region VI of the Office of Price Administration of bread-type rolls, the wholesale price of which has been increased under Section 2 (b), shall be the seller's present maximum price plus one (1) cent per dozen.

4. *Definitions.* (a) "Chain store private label bread and rolls" means bread or rolls sold under a distinctive name or label in one or more retail grocery or general merchandise stores comprising the whole or part of a chain of four or more stores and operating as cooperatives or under a common trade name or common ownership. Each of said four stores must customarily do more than 60 percent of its business in merchandise other than bakery products.

(b) "Sales at retail" is a sale to an ultimate consumer.

(c) "Sale at wholesale" is a sale other than a sale to an ultimate consumer.

(d) "Chicago marketing area" for the purpose of this Order consists of the counties of Cook, Lake, DuPage in Illinois and Lake County in Indiana.

(e) "Pan bread" means any bread baked in a pan, form or screen.

(f) "Bread-type rolls" include, but is not limited to, plain white rolls and buns and the semi-dough type such as soft rolls, hamburger, hot dog and parker house and hard rolls such as vienna and kaiser, all made without fillings or icings. They do not include yeast-raised sweet rolls or sweet buns, cinnamon rolls, buns, butter flavored rolls, etc.

5. *Notification and reporting.* (a) Each producer who decreases the weight of pan bread under section 2 (a) (iii) above or increases the price of bread-type rolls under section 2 (b) above, shall, within five days after such weight change or price increase, notify the Chicago Metropolitan District Office of the Office of Price Administration at 222 West Adams Street, Chicago 6, Illinois. This notification shall be in duplicate and shall give the name and address of the producer, the effective date of such change, the previous and present weights of each type of bread and the previous and increased prices of each type of bread-type rolls, as changed under authority of this order.

(b) With the first delivery of pan bread after the weight has been decreased or of bread-type rolls after the maximum price has been increased under any provision of this order, the producer shall supply each reseller with a written notice similar to the one below.

NOTICE TO RESELLERS OF BREAD AND BREAD-TYPE ROLLS

The Office of Price Administration has permitted us to reduce the weight of our loaves of pan bread, without a reduction in price as follows:

(Describe items by kind, variety, brand and size, giving previous and reduced weights.)

We are authorized to inform you that you may continue to sell the loaves of reduced weight at the prices for which you sold them prior to such reduction.

We have also been permitted by the Office of Price Administration to increase the price of our bread-type rolls by 1¢ per dozen. We have increased the price of our (type) rolls by (amount) ¢ per dozen. You may also increase your maximum price for these rolls by 1¢ per dozen.

These changes are effective on ----------
(date).

(Name of producer)

6. *Relation to Office of Price Administration Regulations.* Except as modified herein, the provisions of the General Maximum Price Regulation and Revised Supplementary Regulation No. 14B to the General Maximum Price Regulation shall remain in full force and effect and shall not be evaded by any change in the business or trade practices in effect during the base period established by those regulations. Customary discounts and allowances shall be continued except as this requirement is modified by Section 3 of Revised Supplementary Regulation No. 14B to the General Maximum Price Regulation.

7. *Revocability.* This order may be revoked, amended or corrected at any time.

This order has been approved by the Secretary of Agriculture.

This order shall be effective March 15, 1946.

Issued this 15th day of March 1946.

EARL W. CLARK,
Acting Regional Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–4420; Filed, Mar. 15, 1946; 4:40 p. m.]

[Region IV Rev. Gen. Order G–1 Under Gen. Order 50, Amdt. 3]

MALT AND CEREAL BEVERAGES IN JEFFERSON COUNTY, ALA.

Amendment No. 3 to Revised General Order No. G–1 under General Order No. 50. Maximum prices for malt and cereal Beverages in Jefferson County, Alabama. Docket No. 41a–RGO G1–GO 50–3.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the District Director of the Birmingham Alabama District Office of Region IV of the Office of Price Administration, and Region IV Revised Delegation Order No. 17, issued May 5, 1944; *It is hereby ordered*, That Appendix B of Revised Order No. G–1 under General Order No. 50 which was issued by the Birmingham District Office on the 25th day of October, 1945, is hereby amended by adding to the list of beverages set forth in the said appendix the following brand of beer:

Brand or trade name	Maximum prices per bottle					
	Group 1–B		Group 2–B		Group 3–B	
Pilsener Club Beer	$0.20	$0.45	$0.18	$0.43	$0.16	$0.38

NOTE: The reporting and record keeping requirements of this order have been approved by the Bureau of the Budget and in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; G.O. 50, 8 F.R. 4808)

This Amendment No. 3 to the order shall become effective immediately.

Issued this 19th day of February 1946.

SAM J. WATKINS,
District Director.

[F. R. Doc. 46–4534; Filed, Mar. 18, 1946; 4:15 p. m.]

[Region II Order G–37 Under RMPR 122, Amdt. 5]

PENNSYLVANIA ANTHRACITE IN NEW YORK STATE

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, *It is ordered:*

1. Paragraphs (j) (1) and (j) (2) are amended to read as follows:

(j) Schedule VII. * * *

(1) *Sales on a "direct-delivery" basis.* For sales of anthracite of the sizes and in the quantities specified.

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more, but less than ¼ ton)
Broken, egg, stove, nut	$15.45	$8.05	$4.25	$0.90
Pea	13.40	7.00	3.70	.80
Buckwheat	11.30	5.95	3.20	
Rice	10.35	5.50	2.95	
Barley	9.10	4.85	2.65	
Screenings	4.85			

(2) *"Yard sales".* For sales of anthracite of the sizes and in the quantities specified to dealers and to consumers.

Size	Per net ton	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ¼ ton)
Broken, egg, stove, nut	$12.80	$13.75	$7.20	$3.80	$0.80
Pea	10.70	11.70	6.15	3.30	.70
Buckwheat	8.65	9.60	5.10	2.75	
Rice	7.65	8.65	4.65	2.55	
Barley	6.40	7.40	4.00	2.20	
Screenings	3.75	3.75			

NOTE: Discounts and service charges remain unchanged.

This Amendment No. 5 to Order No. G–37 shall become effective March 4, 1946.

(56 Stat. 23, 765; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, F.R. 4681)

Issued March 1, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–4535; Filed, Mar. 18, 1946; 4:15 p. m.]

[Region IV Order G–26 Under SR 15]

MILK HAULING SERVICES IN MEMPHIS, TENN., AREA

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV of the

Office of Price Administration by § 1499.75 (a) (3) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, *It is hereby ordered:*

(a) On and after the effective date of this order all haulers of milk over established routes in the Memphis Milk Shed, into the plant of the Mid-South Milk Producers Association, located at Memphis, Tennessee, may not sell or offer to sell the milk hauling services, above described, at prices in excess of 20¢ per cwt.

(b) Lower prices than those provided herein may be charged.

(c) *Definitions.* (1) Except as provided herein, and unless the context otherwise requires, the definitions set forth in § 1499.20 of the General Maximum Price Regulation shall apply to the terms used herein.

(d) All haulers of milk described in paragraph (a) of this order shall make available for inspection by all purchasers of the service, a copy of this order and opinion.

(e) Except as otherwise provided herein, all transactions subject to this order shall remain subject to all the provisions of the General Maximum Price Regulation, together with all amendments, orders, and supplementary regulations that heretofore have been, or hereafter may be, issued.

(f) This order may be revoked, amended, or corrected at any time.

This order shall become effective February 18, 1946.

Issued: February 13, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-4408; Filed, Mar. 15, 1946; 12:47 p. m.]

[Region VI Rev. Order G-5 Under RMPR 122, Corr. to Amdt 6]

SOLID FUELS IN TWIN CITIES AREA

An opinion accompanying this Amendment has been issued simultaneously herewith. Revised Order No. G-5 under Revised Maximum Price Regulation No. 122, as amended, is amended in the following respects:

(1) Paragraph (c) (1) of the price schedule is hereby amended to read as follows:

(c) *Price schedule.* (1) Immediately below and as part of this paragraph (c) is a schedule which sets forth maximum prices for sales by direct delivery of specified sizes, kinds and quantities of solid fuels. Column 1 describes the coal for which prices are established; columns 2 and 3 show maximum prices at which sales of domestic coal may be made by the dealer; columns 4 and 5 show the maximum prices for sales of steam coal; and columns 6 and 7 show the maximum prices for yard sales to other dealers for resale. All prices are on a net ton basis, except when it is otherwise specifically stated. These prices do not apply to rail shipments from the river docks.

SCHEDULE

Description	Domestic coal		Steam coal		Dealer at Plant	
	Delivered	Consumer at yard	Delivered	Consumer at yard	Domestic	Steam
1	2	3	4	5	6	7
I. High volatile bituminous coal from district Nos. 2 and 3 (northern West Virginia and western Pennsylvania):						
1. Lump, 2" and over	$13.34	$12.24	$11.40	$10.90	$10.49	$10.30
2. Egg, 5" x 2"	13.09	11.99	11.20	10.70	10.24	10.10
3. Stove, 2" x 1¼"	12.71	11.64	10.85	10.35	9.89	9.75
4. Domestic stoker	12.04	10.94	9.80	9.30	9.69	8.70
5. Screenings 1¼" and not exceeding 2" x 0	11.49	10.39	9.25	8.75	9.14	8.15
6. Modified screenings	11.64	10.54	9.40	8.90	9.29	8.30
II. High volatile bituminous coal from district No. 4 (Ohio):						
1. Hocking Valley lump over 2"	13.09	11.99	11.15	10.65	10.24	10.05
2. Hocking Valley egg, 4" x 2"	12.94	11.84	11.00	10.50	10.09	9.90
3. Hocking Valley stove, 2" x 1¼"	12.49	11.39	10.55	10.05	9.64	9.45
4. Hocking Valley screenings, 1¼" not exceeding 2" x 0	11.30	10.29	9.10	8.60	9.04	8.09
III. Low volatile bituminous:						
Coal from district No. 7 (West Virginia and northern Virginia Smokeless):						
1. Lump, 2" and over and egg mixed	15.99	14.89	14.50	14.00	13.14	13.40
2. Egg, 3" x 2" and larger	16.34	15.24	14.85	14.35	13.49	13.75
3. Stove, 2" x 1¼" and larger	15.79	14.69	14.30	13.80	12.94	13.20
4. Pea or nut, 1¼" x ¾"	14.99	13.89	12.45	11.95	12.14	11.35
5. Stoker pea, ⅜" x ¼"	13.99	12.89	12.35	11.85	11.14	11.25
6. Unscreened stoker (buckwheat)	12.74	11.64	10.65	10.15	10.39	9.55
7. Screenings, ⅜" x 0 and larger	11.99	10.89	9.75	9.25	9.64	8.65
8. Run-of-mine	13.89	12.79	12.35	11.85	11.39	11.25
Coal from mine index No. 73, the Glen Rogers Mine of the Raleigh Wyoming Coal Co.:						
9. Lump, 2" and over	17.14	16.04	15.65	15.15	14.29	14.25
10. Egg, 3" x 2" and larger	17.49	16.39	16.00	15.50	14.64	14.90
11. Stove, 2" x 1¼" and larger	16.94	15.84	15.40	14.90	14.09	14.30
IV. Low volatile bituminous coal (smithing) from district No. 7 (West Virginia and northern Virginia):						
1. Smithing coal—bulk	15.39	14.29	13.90	13.40	12.54	12.80
V. High volatile bituminous coal from district No. 8 (southern West Virginia, Virginia, eastern Kentucky, northern Tennessee):						
1. Lump, 2" and over:						
a. Premium Ky. (inc. coals in High Splint, Miller's Creek and Jellico Seams and No. 5 seam coal in price classification A)	14.79	13.69	12.90	12.40	11.94	11.80
b. Elkhorn	14.39	13.29	12.50	12.00	11.54	11.40
c. Harlan	14.24	13.14	12.35	11.85	11.39	11.25
d. Dorothy, Hazard	14.04	12.94	12.15	11.65	11.19	11.05
e. Island Creek	13.84	12.74	11.95	11.45	10.99	10.85
2. Egg:						
a. Premium Kentucky (inc. coals in High Splint, Miller's Creek and Jellico seams and No. 5 seam coal in price classification A)	14.59	13.49	12.70	12.20	11.74	11.60
b. Elkhorn	14.19	13.09	12.30	11.80	11.34	11.20
c. Harlan	14.04	12.94	12.15	11.65	11.19	11.05
d. Dorothy, Hazard	13.84	12.74	11.95	11.45	10.99	10.85
e. Island Creek	13.64	12.54	11.75	11.25	10.79	10.65
3. Stove:						
A. Premium Kentucky (inc. coals in High Splint Miller's Creek and Jellico seams and No. 5 seam coal in price classification A)	14.24	13.14	12.35	11.85	11.39	11.25
B. Elkhorn	13.84	12.74	11.95	11.45	10.99	10.85
C. Harlan	13.69	12.59	11.80	11.30	10.84	10.70
D. Dorothy, Hazard	13.49	12.39	11.60	11.10	10.64	10.50
E. Island Creek	13.29	12.19	11.40	10.90	10.44	10.30
4. Domestic stoker (double screened coal):						
A. Premium Kentucky (inc. coals in High Splint, Miller's Creek and Jellico seams and No. 5 seam coal in price classification A) Elkhorn, Harlan	12.79	11.69	10.70	10.20	10.44	9.60
B. Dorothy, Hazard, Island Creek	12.49	11.39	10.40	9.90	10.14	9.30
C. Island Creek from Logan County, W. Va. in price classification H and in sizes ¾" x ¼"	12.79	11.69	10.70	10.20	10.44	9.60
5. Screenings 1¼" and not exceeding 2" x 0:						
A. Premium Kentucky (inc. coals in High Splint, Miller's Creek and Jellico Seam and No. 5 seam Coal in price classification A) and Elkhorn	11.89	10.79	9.65	9.15	9.54	8.55
B. Dorothy screenings and Island Creek modified	11.74	10.64	9.50	9.00	9.39	8.40
C. Hazard, and Island Creek	11.64	10.54	9.40	8.90	9.29	8.30
VI. Cannel coal from district No. 8 (West Virginia and Eastern Kentucky):						
1. Lump, 2" and over egg	16.34	15.24	----------	----------	13.49	----------
VII. Southern mid volatile bituminous coal from district Nos. 7 and 8 and district No. 3 coal in price classification A:						
1. Lump, 2" and over	14.94	13.84	13.45	12.95	12.09	12.35
2. Egg	15.29	14.19	13.80	13.30	12.44	12.70
3. Stove, 2" x 1¼"	14.74	13.64	13.25	12.75	11.89	12.15
4. Nut, 1¼" x ⅝"	13.94	12.84	11.65	11.15	11.09	10.55
5. Screenings 1¼" and not exceeding 2" x 0	11.89	10.79	9.65	9.15	9.54	8.55
VIII. High volatile bituminous coal from district No. 9 (western Kentucky):						
A. 14th and Stray seams:						
1. Egg, 6" x 3" and 3" x 2"	11.20	10.10	9.46	8.96	8.35	8.50
2. Washed screenings (larrar than ¾" x 0, but not exceeding 2" x 0)	9.80	8.70	7.61	7.11	7.45	6.51

The prices shown in column 2 shall also apply to retail sales by manufacturers of packaged fuel. Producers at plant sales are not covered by this area order.

This Amendment No. 6 to Revised Order No. G-5 is effective immediately, and it shall continue in effect as to dealers covered by Revised Order No. G-5 until April 30, 1946.

Issued this 31st day of January 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-4409; Filed, Mar. 15, 1946; 12:47 a. m.]

SCHEDULE—Continued

Description	Domestic coal		Steam coal		Dealer at Plant	
	Delivered	Consumer at yard	Delivered	Consumer at yard	Domestic	Steam
1	2	3	4	5	6	7
IX. High volatile bituminous coal from district No. 10 (Illinois):						
A. Southern subdistrict (deep machine mines) price group Nos. 1, 2 and 8:						
1. Egg, 6" x 3"	$11.74	$10.64	$10.00	$9.50	$8.89	$8.90
2. Small egg, 3" x 2"	11.44	10.34	9.70	9.20	8.59	8.60
3. Stove, 2" x 1¼"	11.24	10.14	9.50	9.00	8.39	8.40
4. Raw screenings, not exceeding 2" x 0	9.64	8.54	7.40	6.90	7.29	6.30
5. Commercial stoker screenings, washed and dedusted, 2" x 0 and smaller, size group No. 23, 24, 26 and 27	10.14	9.04	7.85	7.35	7.79	6.75
6. Special prepared (double screened) domestic stoker, size group Nos. 21, 22 and 28	10.69	9.59	8.45	7.95	8.34	7.35
B. Central subdistrict price group Nos. 12 and 13 (deep machine mines):						
1. Lump, 5", 6", and 7"	10.84	9.74	8.85	8.35	7.99	7.75
2. Egg, 6" x 3"	10.84	9.74	8.85	8.35	7.99	7.75
3. Egg, 3" x 2"	10.74	9.64	8.75	8.25	7.89	7.65
4. Stove, 2" x 1¼"	10.54	9.44	8.55	8.05	7.69	7.45
5. Washed screenings 1½" x 0	9.24	8.14	7.05	6.45	6.89	5.95
C. Belleville subdistrict, price group No. 17:						
1. Egg, 7" x 4":						
Deep	10.79	9.69	9.05	8.55	7.94	7.95
Strip	10.74	9.64	9.00	8.50	7.89	7.90
2. Egg, 4" x 2":						
Deep	10.54	9.44	8.80	8.30	7.69	7.70
Strip	10.49	9.39	8.75	8.25	7.64	7.65
3. Stove, 2" x 1½":						
Deep	10.54	9.44	8.80	8.30	7.69	7.70
Strip	10.49	9.39	8.75	8.25	7.64	7.65
4. Washed screenings 1¼" x 0:						
Deep	9.44	8.34	7.25	6.75	7.09	6.15
Strip	9.39	8.29	7.20	6.70	7.04	6.10
X. High volatile bituminous coal from district No. 11 (Indiana):						
A. Linton-Sullivan subdistrict, 4th vein, price group Nos. 5-13 and 20:						
1. Egg, 8" x 4"	11.27	10.17	9.53	9.03	8.42	8.43
2. Egg, 4" x 2"	11.02	9.92	8.98	8.48	8.17	7.88
3. Stove, 2" x 1¼"	10.82	9.72	8.78	8.28	7.97	7.68
4. Washed nut, 1¼" x ¾"	10.37	9.27	8.18	7.68	8.02	7.08
5. Washed screenings (larger than ⅜" x 0 but not exceeding 2" x 0)	9.57	8.47	7.38	6.88	7.22	6.28
XI. Bituminous coal from district No. 14 (Arkansas and Oklahoma):						
1. Production group No. 1 strip mines, including mine index Nos. 593, 1014, 1021, 1030, 1040, 1047, 1050, and 1051.						
a. Furnace and egg size group Nos. 6, 7 and 8	16.49	15.39	----------	----------	13.64	----------
b. Small egg, stove and nut, size group Nos. 9, 10, and 11	16.64	15.54	----------	----------	13.79	----------
2. Production group No. 1A machine cut mines (inc. mine index Nos. 6, 9, 173, 206, and 1022):						
a. Furnace and egg, size group Nos. 6, 7, 8	16.94	15.84	----------	----------	14.09	----------
b. Small egg, stove, and nut, size group Nos. 9, 10, and 11	17.04	15.94	----------	----------	14.19	----------
c. Range and chestnut, size group Nos. 12, 13	16.79	15.69	----------	----------	13.94	----------
3. Production group No. 1A, Mine index No. 21 only:						
a. Furnace and egg, size group Nos. 6, 7, and 8	17.54	16.44	----------	----------	14.69	----------
b. Small egg, stove, and nut, size group Nos. 9, 10, and 11	17.34	16.24	----------	----------	14.49	----------
4. Production group No. 3A, machine cut Mines: a. Lump, furnace, and egg, size group Nos. 4, 6, 7, 8:						
Mine index Nos. 76, 110, and 132	17.19	16.09	----------	----------	14.34	----------
Mine index Nos. 55 and 116	17.64	16.54	----------	----------	14.79	----------
Mine index Nos. 52 and 53	17.44	16.34	----------	----------	14.59	----------
Mine index Nos. 40, 77, and 117	17.89	16.79	----------	----------	15.04	----------
XII. Pennsylvania anthracite:						
1. Egg, stove, and nut	19.29	18.19	----------	----------	16.44	----------
2. Pea	17.59	16.49	----------	----------	14.74	----------
3. Buckwheat	15.44	14.34	13.95	13.45	12.59	12.85
4. Rice	13.09	11.99	11.10	10.60	10.74	----------
XIII. Briquettes, low volatile:						
1. Glen Rogers	15.34	14.24	13.85	13.35	12.49	12.75
2. All other low volatile briquettes	15.14	14.04	13.65	13.15	12.29	12.55
XIV. By-product coke:						
1. Pea	14.79	13.69	13.30	12.80	11.94	12.20
2. Egg, stove, and nut	16.04	14.94	14.55	14.05	13.19	13.45
XV. Creosote coke from Republic Creosoting Co., St. Louis Park, Minn.	16.44	15.34	----------	----------	13.59	----------
XVI. Packaged fuel:						
Pocahontas:						
A. Sales up to ¼ ton:						
1. 11 10-lb. packages	----------	1.00	----------	----------	----------	----------
2. 8 15-lb. packages	----------	1.00	----------	----------	----------	----------
B. ¼-ton	5.32	3.80	----------	----------	----------	----------
C. ½-ton	9.05	7.72	----------	----------	----------	----------
D. 1-ton	16.54	15.44	----------	----------	----------	----------
Petroleum:						
A. ¼-ton	5.48	4.02	----------	----------	----------	----------
B. ½-ton	9.31	8.05	----------	----------	----------	----------
C. 1-ton	17.19	16.09	----------	----------	----------	----------

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[Region I Order G-5 Under MPR 188 and 2d Rev. SR 14]

RELIABLE BROOM CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159c of Maximum Price Regulation No. 188 (and section 6.4 of Second Revised SR 14), and by virtue of the authority delegated to the Regional Administrator of Region I by § 1499.158a of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of brooms manufactured by the Reliable Broom Company, Pawtucket Ave. and Waltham St., Pawtucket, R. I.

(1) For all sales and deliveries to the following classes of purchasers by the manufacturer and others, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales to jobbers	Maximum prices for sales to retailers	Maximum prices for sales to industrial users
		Per doz.	*Per doz.*	*Each*
Corn broom, 22-24 lbs.	6	$8.40	$10.50	$1.17
Corn broom, 24-26 lbs.	6	8.80	11.00	1.22
Corn broom, 34-36 lbs.	8½	11.20	14.00	1.55
Corn and rattan broom, 45 lbs	9½	12.80	16.00	1.78

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a cash discount of 2% for payment within 19 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries on and after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sales of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by such purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

(d) This order shall become effective on the 6th day of March 1946.

Issued this 5th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-4536; Filed, Mar. 18, 1946; 4:15 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 59-17, 59-11, 54-25]

UNITED LIGHT AND POWER CO., ET AL.

ORDER APPROVING SALE OF PREFERRED STOCK

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 18th day of March, A. D., 1946.

In the matter of The United Light and Power Company, The United Light and Railways Company, American Light & Traction Company, Continental Gas & Electric Corporation, United American Company, and Iowa-Nebraska Light and Power Company, respondents, File No. 59-17; The United Light and Power Company and its subsidiary companies, respondents, File No. 59-11; The United Light and Power Company, applicant, File No. 54-25.

The Commission having by order dated August 5, 1941, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, directed, among other things, that The United Light and Railways Company ("Railways"), a registered holding company, eliminate from its holding company system its interest (direct or indirect) in International Paper and Power Company, now known as International Paper Company (International), and in the property and assets owned by International;

Railways having given the Commission notice in writing on March 6, 1946 pursuant to Rule U-44 (c) of its intention forthwith to sell 2,436 shares of $100 par value 5% Cumulative Convertible Preferred Stock of International, representing all of the remaining interest of Railways in International, as directed by the aforesaid order, and Railways having requested the Commission to enter an order containing the recitals, specifications and itemizations necessary to satisfy the requirements of sections 371 and 1808 (f) of the Internal Revenue Code;

The Commission finding that the sale by Railways of its interest in International is necessary or appropriate to the integration or simplification of the holding company system of which Railways is a member and is necessary or appropriate to effectuate the provisions of section 11 (b) of the Act;

It is ordered, That the sale and transfer by Railways of 2.436 shares of $100 par value 5% Cumulative Convertible Preferred Stock of International Paper Company in exchange for cash is necessary or appropriate to the integration or simplification of the holding company system of which Railways is a member and is necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, 49 Stat. 820 (U.S.C. Title 15, S.E.C. 79K (b)) and that Railways proceed forthwith to consummate such sale and transfer. This paragraph is included in our order in view of sections 371 (b), 371 (f) and 1808 (f) of the Internal Revenue Code. It is a condition of this order that the aforesaid sale and transfer shall be effected within sixty days after the date hereof.

It is further ordered, That the Commission's order of March 11, 1946 herein be and hereby is vacated and that this order be and hereby is substituted in lieu thereof.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4550; Filed, Mar. 19, 1946; 11:25 a. m.]

[File No. 70-1038]

ST. JOSEPH LIGHT & POWER CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 15th day of March, A. D., 1946.

Notice is hereby given that St. Joseph Light & Power Company ("St. Joseph"), a subsidiary of Continental Gas & Electric Corporation, a registered holding company and a subsidiary of The United Light and Railways Company, also a registered holding company, has filed an amended application-declaration, in substitution for an application-declaration filed heretofore, pursuant to the Public Utility Holding Company Act of 1935.

All interested persons are referred to said amended application-declaration which is on file in the offices of the Commission for a statement of the transactions therein proposed, which may be summarized as follows:

St. Joseph proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, $3,750,000 principal amount of First Mortgage Bonds, --% Series due 1976, to be issued under an Indenture of Mortgage and Deed of Trust and a Supplemental Indenture to be dated April 1, 1946. The interest rate on said bonds (to be a muitiple of ⅛% and not to exceed 3¼%) and the price to be received by St. Joseph (to be not less than 100% and not in excess of 102¾% of the principal amount) are to be determined by the competitive bidding. A portion of the net proceeds of the sale of the new bonds will be used to redeem St. Joseph's outstanding $3,635,000 principal amount of First Mortgage Bonds, 4½% Series due December 1, 1947, at the redemption price of 100% of the principal amount thereof, and the balance will be added to St. Joseph's general funds to be used for construction purposes.

The applicant-declarant states that the issuance of the new bonds will be authorized by the Public Service Commission of the State of Missouri and has applied pursuant to section 6 (b) of the act for an exemption from the requirements of sections 6 (a) and 7.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the matters set forth in said application-declaration and that said application-declaration should not be granted or permitted to become effective except pursuant to further order of this Commission;

It is ordered, That a hearing on said application-declaration, under the applicable provisions of said act and the rules of the Commission promulgated thereunder be held at 10:30 a. m., e. s. t., on the 3rd day of April 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before April 2, 1946 his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Willis E. Monty, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by such filing, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the proposed issue and sale of the new bonds are exempt from the requirements of section 7 of the act pursuant to section 6 (b) thereof and, if not, whether the proposed securities comply with the standards of section 7.

2. Whether the fees, commissions or other remuneration to be paid in connection with the proposed transaction are for necessary services and are reasonable in amount.

3. Whether the accounting treatment of the proposed transaction is appropriate and in conformity with the requirements of the act.

4. What terms or conditions, if any, with respect to the proposed transactions should be prescribed in the public interest or for the protection of investors or consumers.

5. Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder.

It is further ordered, That the Secretary of the Commission shall serve a copy of this order by registered mail on the applicant-declarant herein, the Public Service Commission of the State of Missouri, and the Mayor and City Solicitor of the City of St. Joseph, Missouri; and that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935 and by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4551; Filed, Mar. 19, 1946; 11:25 a. m.]

[File Nos. 70-1222, 31-541]

NORTH WEST UTILITIES CO. AND BEAR, STEARNS & CO.

NOTICE OF FILING OF AMENDMENT

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 15th day of March A. D. 1946.

In the matters of North West Utilities Company, File No. 70-1222; Bear, Stearns & Co., File No. 31-541.

Notice is hereby given that North West Utilities Company ("North West"), a registered holding company, has filed an amendment to its filing in the above entitled matter pursuant to the Public Utility Holding Company Act of 1935.

Notice is further given that any interested person may, not later than March 27, 1946 at 5:30 p. m., e. s. t., request that the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, the declaration contained in such amendment may be permitted to become effective, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act. Any such request should be addressed: Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said amendment which is on file in the office of the Commission, for a statement of the transaction therein proposed which may be summarized as follows:

North West proposes to invest the proceeds from the proposed sale of its holdings of common stock of its subsidiary, Northwestern Public Service Company, remaining after discharging its note indebtedness of $1,000,000, but not in excess of $1,500,000, as paid-in surplus of Wisconsin Power and Light Company, a subsidiary of North West.

It appears that section 12 (b) of the act and Rule U-45 thereunder is applicable to the proposed transaction.

North West has requested that the Commission enter an order permitting the declaration contained in the said amendment to become effective, and that such order conform to the requirements of Supplement R and section 1808 (f) of the Internal Revenue Code.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4553; Filed, Mar. 19, 1946; 11:25 a. m.]

[File No. 70-1239]

CRESCENT PUBLIC SERVICE CO. AND CENTRAL OHIO LIGHT & POWER CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 15th day of March, A. D. 1946.

Crescent Public Service Company, a registered holding company, and its subsidiary, Central Ohio Light & Power Company, having filed a declaration pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and the order of the Commission dated February 3, 1944 (File No. 70-844) with respect to the declaration and payment by Central Ohio Light & Power Company, on or about March 15, 1946, of a dividend out of earned surplus of $1.68 per share, or an aggregate amount of $33,600, to the sole holder of its common stock, Crescent Public Service Company; and

Said declaration having been filed on February 25, 1945, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission having considered the declaration and it appearing that the payment of dividends as proposed will not be detrimental to the public interest or the interest of investors or consumers;

It is ordered, Pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24 and to the additional terms and conditions set forth in the order aforesaid dated February 3, 1944, that said declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4554; Filed, Mar. 19, 1946; 11:26 a. m.]

[File No. 70-1243]

UNITED GAS IMPROVEMENT CO. AND HARRISBURG GAS CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 13th day of March 1946.

Notice is hereby given that a joint declaration-application has been filed with this Commission under the Public Utility Holding Company Act of 1935 by The United Gas Improvement Company (UGI), a registered holding company and a subsidiary of The United Corporation, also a registered holding company, and UGI's utility subsidiary, The Harrisburg Gas Company (Harrisburg); and

All interested persons are referred to said document, which is on file in the offices of the Commission, for a statement of the transactions therein proposed, which may be summarized as follows:

(1) Harrisburg will issue and sell at public sale, pursuant to the competitive bidding provisions of Rule U-50, $2,200,000 principal amount of First Mortgage Bonds due May 1, 1971, and apply the proceeds thereof, together with treasury cash, to the redemption of its outstanding 5% First Mortgage Bonds due May 1, 1970, in the principal amount of $2,200,000.

(2) Harrisburg will issue 5,000 shares of 4½% Preferred Stock (Cumulative) of a par value of $100 per share and will offer to the holders of its presently outstanding 5,000 shares of 7% Preferred Stock the privilege of exchanging such stock for the new 4½% Preferred Stock on a share-for-share basis.

(3) The exchange offer shall become effective if a minimum of 4,000 shares of the 7% Preferred Stock are tendered; Harrisburg reserving the right, however, to make the offer effective, with the consent of UGI, if a lesser number of shares are tendered, in which event Harrisburg will call for redemption, at $110 per share plus accrued dividends, all unexchanged shares of the 7% Preferred Stock outstanding.

(4) UGI will purchase from Harrisburg at $110 per share any shares of the new 4½% Preferred Stock which are not exchanged in accordance with the offer mentioned above.

(5) The charter provisions affecting the new 4½% Preferred Stock will provide, inter alia, for a redemption price of $110 per share; and that the holders of such stock shall have the right to elect the majority of the board of directors in the event of the accumulation of arrearages equal to four quarterly dividends and shall have special voting rights in connection with the authorization of any new stock ranking prior to or on a parity with it; the issuance, subject to certain exceptions, of debt in excess of a certain amount; and the merger or consolidation of the company.

(6) Harrisburg will change its outstanding 27,622 shares of common stock of a par value of $100 per share to a like number of shares of common stock without par value and will reduce the stated value of such shares from $2,762,200 to $2,099,272 in order to create capital surplus in the amount of $662,928 which, together with premiums on common stock now on the company's books in the amount of $197,300 and its earned surplus, will be used to dispose of Plant Acquisition Adjustment and Plant Adjustment Accounts and certain deferred debit accounts and expenses in connection with the proposed refinancing of the preferred stock.

Harrisburg states that the issue and sale of the new bonds and the issue and exchange or sale of the new preferred stock will be expressly authorized by the Pennsylvania Public Utility Commission, the State in which Harrisburg is organized and doing business.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said declaration-application and that said declaration-application shall not become effective or be granted except pursuant to further order of the Commission;

It is ordered, That a hearing on said declaration-application under the applicable provisions of the act and the rules of the Commission thereunder be held on April 2, 1946, at 10:00 a. m., e. s. t., in

the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Allen MacCullen, or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to the Pennsylvania Public Utility Commission and on the applicants or declarants herein; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings, or proposing to intervene herein, shall file with the Secretary of the Commission, on or before March 29, 1946, his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That without limiting the scope of the issues presented by said declaration-application, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed issue and sale of the new bonds and the issue and sale or exchange of the new preferred stock are solely for the purpose of financing the business of Harrisburg and have been expressly authorized by the State Commission of the State in which it is organized and doing business.

(2) Whether the terms and conditions of the issue and sale of the new bonds and the issue and sale or exchange of the new preferred stock are detrimental to the public interest or the interest of investors or consumers.

(3) Whether the terms and conditions of the proposed exchange offer are fair and reasonable and appropriate in the public interest and the interests of investors or consumers.

(4) Whether the proposed accounting entries to be recorded on the books of Harrisburg are consistent with sound accounting principles and conform to the standards of the act.

(5) Whether the proposed purchase by UGI of shares of preferred stock of Harrisburg is in compliance with statutory standards and whether it is necessary or appropriate to impose any terms or conditions with respect thereto.

(6) Whether the proposed change of the common stock from par to no par value stock and the reduction of capital stock liability by Harrisburg is detrimental to the public interest or the interests of investors or consumers.

(7) Whether the fees, commissions or other remunerations to be paid in connection with the proposed transactions are reasonable.

(8) Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereto.

(9) Whether in the event the application and declaration shall be granted and permitted to become effective it is necessary to impose any terms or conditions to ensure compliance with the standards of the act.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4552; Filed, Mar. 19, 1946; 11:25 a. m.]

MAR 28 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 56

Washington, Thursday, March 21, 1946

The President

PROCLAMATION 2682

ARMY DAY, 1946

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the Army of the United States has performed gallantly its part, in magnificent cooperation with our Allies, in accomplishing the utter defeat in the past year of the enemy nations that threatened our freedom and required us to defend it in the mos terrible war in history;

WHEREAS our Army continues in active service to the nation in occupying parts of enemy countries to insure the establishment of a lasting peace; and

WHEREAS the Congress, by Senate Concurrent Resolution 5, 75th Congress, agreed to by the House of Representatives on March 16 1937, has recognized April 6 of each year as Army Day and has requested that the President issue a proclamation annually with respect to that day:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, in order that we may give especial honor to our Army, to the soldiers of World War II, and to the soldiers who defended our liberty in other wars, do hereby proclaim Saturday, April 6, 1946, as Army Day, and do invite the Governors of the several States to issue proclamations calling for the observance of that day.

I also remind our citizens that our Army, charged with responsibility for defending the United States and our territorial possessions, can carry out its duty only with the full support of our people. I urge my fellow citizens to be mindful of the Army's needs, to the end that our soldiers overseas do not lack the means of performing effectively their continuing duties, and in order that the hardship of their separation from home and loved ones may be alleviated in every possible way. I know that our people will always remember the soldiers who have suffered that we might remain free, and the families of those who have sacrificed their lives for our cause.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the city of Washington this 20th day of March in the year of our Lord nineteen hundred and [SEAL] forty-six, and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES, *Secretary of State.*

[F. R. Doc. 46-4711; Filed, Mar. 20, 1946; 11:58 a. m.]

Regulations

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

Subchapter B—Immigration Regulations

FOREIGN GOVERNMENT REPRESENTATIVES TO INTERNATIONAL ORGANIZATIONS

The following amendments and additions to Chapter I are issued:

PART 105—HEAD TAX

The following paragraph is hereby added to § 105.3, Title 8, Chapter I, Code of Federal Regulations:

§ 105.3 *Aliens not subject to head tax.* The head tax shall not be levied upon the following classes of aliens:

* * * * * *

(p) *Foreign government representatives to international organizations.* Representatives of foreign governments in or to international organizations designated by the President by Executive order as entitled to enjoy privileges, exemptions, and immunities as international organizations under the International Organizations Immunities Act (59 Stat. 669), or officers or employees of such international organizations, and the families, attendants, servants, and employees of such representatives, officers, or employees.

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FEDERAL REGISTER

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Book 3: Titles 33–50, including a general index and ancillary tables.

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(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

The following part is hereby added to Title 8, Chapter I, Code of Federal Regulations:

PART 123—FOREIGN GOVERNMENT REPRESENTATIVES TO INTERNATIONAL ORGANIZATIONS

Sec.
123.1 Qualifications.
123.2 Exemptions.
123.3 Admission.
123.4 Extension of stay.
123.5 Violation of status.

AUTHORITY: §§ 123.1 to 123.5, inclusive, issued under sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1; interprets and applies secs. 7 (a), (c), and (d) and sec. 8 (a) of the Act of December 29, 1945 (59 Stat. 669).

§ 123.1 *Qualifications.* The qualifications for the admission of an alien to the United States as a nonimmigrant under the provisions of subsection (7) of section 3 of the Immigration Act of 1924 shall be:

(a) The alien shall satisfy the immigrant inspector that he is coming temporarily to the United States as (A) a representative of a foreign government in or to an international organization designated by the President by Executive order as entitled to enjoy privileges, exemptions, and immunities as an international organization under the International Organizations Immunities Act (59 Stat. 669), or as an officer or employee of such an international organization, or as a member of the family of such a representative, officer, or employee, or as (B) an attendant, servant, or employee of such a representative, officer, or employee.

(b) The alien shall present whatever document or documents are required in such cases by applicable Executive order or orders and regulations prescribing the documents required for the entry of aliens.

§ 123.2 *Exemptions.* An alien qualified for admission as prescribed in § 123.1 shall be accorded the following exemptions from provisions of the immigration laws:

(a) The alien shall not be required to be registered and fingerprinted under the provisions of Title III of the Alien Registration Act, 1940 (54 Stat. 673; 8 U.S.C. 451): *Provided*, That this exemption shall not extend to a member of the family unless he is closely related by blood or marriage to, and is regularly residing in the household of, an alien within Group (A) of § 123.1 (a): *Provided further*, That this exemption shall not apply to an attendant, servant, or employee of an alien within said Group (A) unless such attendant, servant, or employee is regularly residing as a domestic employee in the household of the employer: *Provided further*, That this exemption shall not extend to the alien unless his status is approved by the Secretary of State in accordance with the provisions of section 8 (a) of the International Organizations Immunities Act (59 Stat. 669): *Provided further*, That if the alien ceases to maintain the status of an alien not amenable to the registration and fingerprinting requirements, he shall within 30 days of such cessation apply for registration and to be fingerprinted.

(b) The alien shall not be required to furnish bond.

(c) The alien shall be entitled to the benefit of the provisions of the tenth proviso to section 3 of the Immigration Act of February 5, 1917 (39 Stat. 875; 8 U.S.C. 136 (r)), including the head tax exemption prescribed in § 105.3 (p) of this chapter.

§ 123.3 *Admission.* The alien, if in Group (A) of § 123.1 (a), shall not be admitted for a specific period of time but shall be admitted for the duration of his existing status. The alien, if in Group (B) of § 123.1 (a), shall be admitted for whatever period, not to exceed one year, is appropriate to accomplish the purpose of his temporary stay in the United States. If the immigrant inspector conducting the examination of the alien is satisfied that the alien is admissible under this part, the inspector may admit the alien. If the inspector is not so satisfied, he shall hold the alien for hearing before a board of special inquiry. The facts of the admission of an alien under the provisions of this part shall be endorsed by the immigrant inspector in any passport or similar official document held by the alien and presented by him in connection with his admission.

§ 123.4 *Extension of stay.* An alien admitted under the provisions of this part and within Group (B) of § 123.1 (a) may apply for an extension of the time of his temporary admission. Such application should be submitted on Form I–539 approximately 30 days before the expiration of the period of admission, or previously authorized extension thereof, to the officer in charge at the port where the admission occurred. The officer in charge shall make such verifications and inquiries as are appropriate and shall forward the application through the office of the district director to the Commissioner of Immigration and Naturalization with a report of the facts and a recommendation.

§ 123.5 *Violation of status.* (a) An alien admitted to the United States under the provisions of this part shall be deemed to have remained in the United States for a longer time than permitted by the conditions of his admission or to have failed to maintain the status under which admitted if:

(1) He is found in the United States after he ceases to have the status under which admitted; or

(2) If in Group (B) of § 123.1 (a), he remains in the United States after the expiration of the time for which he was temporarily admitted or after the expiration of any authorized extension or extensions of such period; or

(3) He violates or is found to have violated in any other way the conditions under which he was admitted or under which he was permitted to remain in the United States temporarily for an additional period.

(b) Any such alien shall be made the subject of deportation proceedings in accordance with the provisions of section 14 of the Immigration Act of 1924 (43 Stat. 162; 8 U.S.C. 214) and the provisions of Part 150 of this chapter: *Provided*, That with respect to aliens within Group (A) of § 123.1 (a) the Secretary of State shall be notified at once of the contemplation or institution of such proceedings: *Provided further*, That with respect to aliens within said Group (A) departure from the United States shall not be required without the prior approval of the Secretary of State.

This order shall become effective on the date of its publication in the FEDERAL REGISTER.

T. B. SHOEMAKER,
Acting Commissioner of Immigration and Naturalization.

Approved:

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46–4625; Filed, Mar. 19, 1946; 4:40 p. m.]

Chapter II—Office of Alien Property Custodian

PART 503—GENERAL ORDERS

EXTENSION OF TIME FOR FILING NOTICES OF CLAIM UNDER VESTING ORDERS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, determining that it is in the national interest to extend the time for filing notices of claim under vesting orders as hereinafter set forth, and that adherence to a period of limitation expiring prior to August 1, 1946, may cause undue hardship or inequity to claimants, hereby further amends General Order No. 21 to read as follows:

§ 503.21 *General Order No. 21, as amended.* (a) Without limitation by reason of any provision as to a specified claim period in any vesting order heretofore issued, any person, except a national of a designated enemy country, asserting any claim arising as a result of a vesting order, may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, Form APC–16 or Form APC–17, as may be appropriate, at any time up to and including August 1, 1946, or within such further time as may be provided in any such order or on application or otherwise.

(b) The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

(40 Stat. 411, 50 U. S. C. App.; 55 Stat. 839, 50 U. S. C. App. and Sup.; E.O. 9193, 3 CFR Cum. Supp.; E.O. 9567, 10 F.R. 6917)

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4573; Filed, Mar. 19, 1946; 12:14 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter I—Aid of Civil Authorities and Public Relations

PART 5—SAFEGUARDING MILITARY INFORMATION

INFORMATION ON WAR DEPARTMENT CONTRACTS AND SITE LOCATIONS

Section 105.25 is revoked as follows:

§ 105.25 *Information on War Department contracts and site locations.* [Revoked]

(R. S. 161; 5 U. S. C. 22) [W. D. Cir 397, 9 Oct. 1944]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–4598; Filed, Mar. 19, 1946; 1:50 p. m.]

Chapter VII—Personnel

PART 703—APPOINTMENT OF COMMISSIONED OFFICERS, WARRANT OFFICERS, AND CHAPLAINS

OFFICERS APPOINTED IN THE ARMY OF THE UNITED STATES

Section 703.218 is rescinded and the following substituted therefor:

§ 703.218 *Waiver of physical defects.* Deviations from normal physical standards that will not interfere with nor prevent the full and satisfactory performance of the duty for which the individual is being appointed or is being ordered to active duty, and that are not of a nature likely to be aggravated to a disabling degree by active military service, may be waived in the manner and under the conditions authorized in current War Department instructions.

(Act of Sept. 22, 1941, 55 Stat. 728; 10 U.S.C. Supp. 484) [C2, AR 605–10, 22 Aug. 1945]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–4599; Filed, Mar. 19, 1946; 1:50 p. m.]

TITLE 29—LABOR

Chapter VI—National Wage Stabilization Board

[General Wage Approval 5]

PART 805—GENERAL WAGE APPROVALS

REFRACTORIES INDUSTRY

§ 805.5 *General wage approval for the refractories industry.* (a) Pursuant to section 3 (a) of Executive Order 9697 (11 F.R. 1691), the National Wage Stabilization Board finds that, as a result of general wage adjustments of 18½¢ per hour in the basic steel industry, approved on February 21, 1946 by General Order No. 1 of the Office of Stabilization Administrator, a gross inequity exists between the basic steel industry and the related refractories industry, as hereinafter defined. This relationship is established by the facts that the steel industry is a principal customer of the refractories industry and that wage rate adjustments in a leading segment of the refractories industry in the past have coincided with wage rate adjustments in the basic steel industry.

(b) For purposes of this section the refractories industry is defined as follows:

All mines, quarries, and plants of those companies primarily engaged in the mining or production of firebrick or other fire-clay refractories, and other heat-resisting clay products such as clay glasshouse tank blocks, stoppers, floaters or rings, and of crucibles and refractories made of materials other than clay, such as graphite, magnesite, chrome, silica, and silicon carbide.

(c) Any wage or salary increase granted to employees within the jurisdiction of the National Wage Stabilization Board and put into effect by an employer in the refractories industry, as defined in paragraph (b) of this section shall be deemed approved within the meaning of section 3 (a) of Executive Order 9697 to the extent (1) that such increase does not exceed 18½ cents per hour over and above the straight time rates such employees were receiving on August 17, 1945, and (2) that since January, 1941, such employer has made general wage or salary increases which in the aggregate are substantially the same as the wage or salary increases made by the basic steel industry.

(d) An employer who seeks an adjustment in the price ceiling for his product or products based upon the wage or salary adjustments herein approved shall indicate to the Office of Price Administration in any price relief application that the adjustments have been made or agreed upon pursuant to this section.

(e) On request of any employer or collective bargaining representative involved, accompanied by pertinent factual information, the National Wage Stabilization Board will issue rulings as to whether any specified plant or plants come within the terms of this section.

Approved by the National Wage Stabilization Board March 18, 1946.

B. M. JAFFE,
Acting Executive Director.

[F. R. Doc. 46–4674; Filed, Mar. 20, 1946; 11:34 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

[SFAW Order 33]

PART 602—GENERAL ORDERS AND DIRECTIVES

FREE MOVEMENT OF COAL VIA GREAT LAKES

In order to permit the free movement of coal via the Great Lakes as soon as the weather allows navigation on the lakes, the following order is issued.

(a) Notwithstanding the provisions of § 602.706 of SFAW Regulation No. 27, as amended, and the provisions of Notice of Direction to Producers of Coal in Districts 7 and 8 issued December 7, 1945 (10 F.R. 14862), any shipper, on and after March 20, 1946, may ship surplus coal via lake to any commercial dock operator or consumer without first obtaining the permission of any Area Distribution Manager or any other SFAW approval.

(b) Notwithstanding the provisions of SFAW Regulation No. 25, as amended, any commercial lake dock operator and any industrial consumer may receive any surplus coal authorized to be shipped by section (a) of this order.

This order shall take effect 12:01 a. m. March 20, 1946.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 19th day of March 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46–4629; Filed, Mar. 20, 1946; 10:44 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 1, as Amended Mar. 18, 1946 [1]]

Sec.

944.1 Purpose and scope of this regulation; definitions.
944.2 Rules for acceptance and rejection of rated orders.
944.3 Report to Civilian Production Administration of improperly rejected orders.
944.4 Assignment of preference ratings.
944.4a Cancellation of preference ratings.
944.5 Sequence and description of preference ratings.
944.6 Doubtful cases.
944.7 Sequence of filing rated orders.
944.8 Delivery or performance dates.
944.9 Report to Civilian Production Administration of improper delay of orders.
944.10 Effect of other regulations and orders.
944.10a Effect of revocation of orders and regulations.
944.11 Use or disposition of material acquired with priorities assistance.
944.12 Intra-company deliveries.
944.13 Scope of regulations and orders.
944.13a Defense against claims for damages.
944.14 Inventory restriction.
944.14a Delivery for unlawful purposes prohibited.
944.15 Records.
944.16 Audit and inspection.
944.17 Reports.
944.18 Violations.
944.19 Appeals for relief in exceptional cases.
944.20 Notification of customers.

§ 944.1 *Purpose and scope of this regulation; definitions.* This regulation states the basic rules of the Civilian Production Administration which apply to all business transactions unless they are covered by more specific regulations or orders of the Civilian Production Administration which are inconsistent with this regulation. It includes transactions which are not subject to priority control in any other way than by this regulation. The following definitions apply for purposes of this regulation and any other regulation or order of the Civilian Production Administration, unless otherwise indicated.

(a) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(b) [Deleted Oct. 1, 1945.]

(c) "Material" means any commodity, equipment, accessory, part, assembly or product of any kind.

[1] This document is a restatement of Amendment 1 to Priorities Regulation 1 as amended Dec. 20, 1945, which appeared in the FEDERAL REGISTER Mar. 20, 1946 (10 F.R. 2924), and reflects the order in its completed form as of Mar. 18, 1946.

§ 944.1b [Deleted Oct. 1, 1945.]

§ 944.2 *Rules for acceptance and rejection of rated orders.* Every order bearing a preference rating must be accepted and filled regardless of existing contracts and orders except in the following cases:

(a) A person must not accept a rated order for delivery on a date which would interfere with delivery on equal or higher rated orders which he has already accepted, or if delivery of the material ordered would interfere with delivery on an order which the War Production Board or Civilian Production Administration has directed him to fill for that material or for a product which he makes out of it.

(b) A person must not accept a rated order (except an AAA order) for delivery on a date which can be met only by using material which was specifically produced for delivery on another rated order, and which is completed or is in production and scheduled for completion within 15 days.

(c) If a person, when receiving a rated order bearing a specific delivery date, does not expect to be able to fill it by the time requested, he must not accept it for delivery at that time. He must either (1) reject the order, stating when he could fill it, or (2) accept it for delivery on the earliest date he expects to be able to deliver, informing the customer of that date. He may adopt either of these two courses, depending on his understanding of which his customer would prefer. He may not reject a low rated order just because he expects to receive conflicting higher rated orders in the future, nor because he would for any reason prefer to have higher ratings.

(d) If a person receives a rated order which is not required by § 944.8 to bear a specific delivery date and which he cannot fill promptly, he must accept it as long as he expects to be able to fill it within a reasonable time, unless he makes a consistent practice of not carrying a backlog and rejecting orders which cannot be promptly filled. He may treat different classes of customers differently in this respect, but only if there is a reasonable basis for the distinction. For example, he may make a regular practice of rejecting unfillable orders from all retailers but holding for backlog orders from all industrial customers.

(e) A rated order need not be (but may be) accepted in the following cases, but there must be no discrimination in such cases against rated orders, or between rated orders of different customers:

(1) If the person seeking to place the order is unwilling or unable to meet regularly established prices and terms of sale or payment. (When a person who has a rating asks a supplier to quote his regularly established prices and terms of sale or payment or the earliest date on which he could make delivery on that rating, the supplier must do so, except that if this would require detailed engineering or accounting work, he may give his best estimate without such work and state that it is not binding. However, the supplier need not quote if he is not required to accept the rated order and knows that he will not do so if he receives it. Any quotation as to delivery date to a person whose order has not been received will be subject to the effect on the supplier's deliveries of rated orders received by him after making the quotation and before he receives the firm order from the person making the inquiry.)

(For status of OPA ceiling prices under this section see Interpretation 2. For rule covering types of sales and types of purchases see Interpretation 3.)

(2) If the order is for the manufacture of a product or the performance of a service of a kind which the person to whom the order is offered has not usually made or performed, and in addition if either (i) he cannot fill the order without substantially altering or adding to his facilities or (ii) the order can readily be performed by someone else who has usually accepted and performed such orders.

(3) If the order is for material which the person to whom the order is offered produces or acquires for his own use only, and he has not filled any orders for that material within the past two years, except on "special sales" as permitted in Priorities Regulation 13. If he has, but the rated order would take more than the excess over his own needs, he may not reject the rated order unless filling it would interfere with equal or higher rated orders already on hand, or orders which the War Production Board or Civilian Production Administration has directed him to fill, for the material or for a product which he makes out of it.

(4) If filling the order would stop or interrupt his production or operations during the next 40 days in a way which would cause a substantial loss of total production or a substantial delay in operations.

(For types of contracts which must be deferred see Interpretation 1b. For rule as to deferment of orders on steel, copper and aluminum producers, see Direction 11.)

(f) Any person who fails or refuses to accept an order bearing a preference rating shall, upon written request of the person placing the order, promptly give his reasons in writing for his failure or refusal.

(g) Some orders of the Civilian Production Administration provide special rules as to the acceptance and rejection of orders for particular materials. In such cases, the rules stated above in this section are inapplicable to the extent that they are inconsistent with the applicable order of the Civilian Production Administration. In addition, the Civilian Production Administration may specifically direct a person in writing to fill a particular purchase order or orders. In such cases he must do so without regard to any of the above rules in this § 944.2, except that he may insist upon compliance with regularly established prices and terms of payment.

§ 944.3 *Report to Civilian Production Administration of improperly rejected orders.* When a rated order is rejected in violation of this regulation, the person who wants to place it may file a report of the relevant facts with the Civilian Pro-

duction Administration, which will take such action as it considers appropriate after requiring an explanation from the person rejecting the order.

§ 944.4 *Assignment of preference ratings.* Preference ratings may be assigned to contracts, orders or deliveries by means of preference rating certificates, or by rules, regulations or orders of the Civilian Production Administration assigning ratings to particular orders or deliveries or to specified classes of orders or deliveries. Such ratings may be assigned to accepted contracts or orders, and also to orders which have not been placed or accepted at the time the rating is applied for. Ratings are also assigned by certain governmental agencies, authorized by the Civilian Production Administration, to their own purchase orders or contracts. In some cases the Civilian Production Administration will raise or lower ratings already assigned and in that event the rules of Priorities Regulation 12 (§ 944.33) apply. Specific orders may also be issued as to particular deliveries or as to the use of particular facilities, without assigning ratings thereto.

§ 944.4a *Cancellation of preference ratings.* If a preference rating which has been assigned to a named person is revoked, he must immediately, in the case of each order to which he has applied the rating either cancel the order or inform his supplier that it is no longer to be treated as rated. If a regulation or order of the Civilian Production Administration which assigns a rating to a class or group of persons without naming them individually, is revoked they may not apply the rating to orders placed after the revocation. Orders to which they have already applied the rating for delivery within three months after the revocation remain validly rated, but, in the case of each order which they have placed for delivery after three months from that date, they must either cancel the order or withdraw the rating. If any person receives notice from his customer or otherwise that the customer's order is no longer rated or that the customer's order is cancelled, he must immediately withdraw any extensions of the rating which he has made to any order placed by him for more than $25 worth of material. The Civilian Production Administration may specify different rules for the treatment of outstanding ratings at the time it revokes them.

(For the rules about transferring preference ratings when contracts are assigned, see Interpretation 5.)

§ 944.5 *Sequence and description of preference ratings.* (a) Preference ratings in order of precedence are: (1) AAA; (2) MM; (3) CC and HH, which are both of equal value. The conditions under which each of these ratings are generally assigned is given in paragraph (b) below.

(b) The above preference ratings are generally assigned as follows:

(1) The AAA rating is assigned in emergencies under existing procedures.

(2) The MM rating is assigned by the Army and Navy and other military and governmental agencies in accordance with the provisions of Directive 41 and other CPA Directives which may be issued from time to time. The CPA will not generally assign the MM rating, but may do so in a few instances for specific items and quantities of materials or equipment where it is clearly necessary for requirements of high urgency. Applications should not be filed with the CPA for a MM rating unless a published order or regulation of the CPA announces that the CPA will assign it.

(3) The CC rating is assigned as described in Priorities Regulations 28 and 28A. These Regulations describe the limited conditions under which the CPA will generally assign the CC rating.

(4) The HH rating is assigned for housing under the rules explained in Priorities Regulation 33.

(c) The rules for the extension of the above ratings are explained in Priorities Regulation 3.

§ 944.6 *Doubtful cases.* Whenever there is doubt as to the preference rating applicable to any order, the matter is to be referred to the Civilian Production Administration for determination, with a statement of all pertinent facts.

§ 944.7 *Sequence of filling rated orders.* (a) Every person who has rated orders on hand must schedule his operations, if possible, so as to fill each rated order by the required delivery or performance date (determined as explained in § 944.8). If this is not possible for any reason, he must give precedence to higher over lower rated orders and to all rated over unrated orders. However, material specifically produced for a rated order may not be used to fill a higher rated order (except AAA) subsequently received if the material is completed or is in production and scheduled for completion within 15 days. A low rated order bearing an earlier delivery or performance date must be filled before a higher rated order bearing a later delivery or performance date if it is possible to fill both of them on the required dates.

(b) As between conflicting orders which bear the same preference rating, precedence must be given to the order which was received first with the rating. As between conflicting orders received with the same preference rating on the same date, precedence must be given to the order which has the earlier required delivery or performance date.

(c) If a rated order or the rating applicable to an order is cancelled when the supplier has material in production to fill it, he need not immediately stop to put other rated orders into production if doing so would cause a substantial loss of total production. He may continue to process that material which he had put into production for the cancelled order to a stage of completion which would avoid a substantial loss of total production, but he may not incorporate any material which he needs to fill any rated order on hand. He may not, however, delay putting other rated orders into production for more than 15 days.

(For the effect of changes in customers' orders, see Direction 1 to this regulation. For further explanations of paragraph (b) see Interpretation 1c. For an explanation of how to determine the date on which a purchase order is received, see Interpretation 12).

§ 944.8 *Delivery or performance dates.* (a) Every rated order placed after March 18, 1944, must specify delivery or performance on a particular date or dates or within specified periods of not more than 31 days each, which in no case may be earlier than required by the person placing the order. Any order which fails to comply with this rule must be treated as an unrated order. The words "immediately" or "as soon as possible", or other words to that effect, are not sufficient for this purpose. There are three exceptions to this rule, where a rated order need not bear a required delivery or performance date as long as it is understood that delivery or performance is required as soon as practicable or customary: (1) Orders placed with or by persons who normally take physical delivery of the item ordered to hold it in stock for resale; (2) orders for not more than $100; (3) orders rated AAA.

(b) The required delivery or performance date, for purposes of determining the sequence of deliveries or performance pursuant to § 944.7, shall be the date on which delivery or performance is actually required. The person with whom the order is placed may assume that the required delivery or performance date is the date specified in the order or contract unless he knows either (1) that the date so specified was earlier than required at the time the order was placed, or (2) that delivery or performance by the date originally specified is no longer required by reason of any change of circumstances. A delay in the scheduled receipt of any other material which the person placing the order requires prior to or concurrently with the material ordered, shall be deemed a change of circumstances within the meaning of the foregoing sentence.

(c) If, after accepting a rated order which specifies the time of delivery, the person with whom it is placed finds that he cannot fill it on time or within 15 days following the specified time, owing to the receipt of higher rated orders or for other reasons, he must promptly notify the customer, telling him approximately when he expects to be able to fill the order. Inability to fill the order on time or within fifteen days following the specified time does not authorize a supplier to cancel the order.

§ 944.9 *Report to Civilian Production Administration of improper delay of orders.* When delivery or performance of a rated order is unreasonably or improperly delayed, the customer may file a report of the relevant facts with the Civilian Production Administration, which will take such action as it considers appropriate after requiring an explanation from the person with whom the order is placed.

§ 944.10 *Effect of other regulations and orders.* Specific allocations or other directions of the Civilian Production Administration for delivery of material or the use of facilities must be complied with regardless of ratings, unless otherwise specified. If restrictions under two or more regulations or orders of the Civilian Production Administration apply to the same subject matter, the most restrictive controls unless otherwise expressly provided. Rated orders are not exempt from restrictions on the amount of materials that may be made or delivered unless expressly so stated.

§ 944.10a *Effect of revocation of orders and regulations.* (a) When an order or regulation of the Civilian Production Administration is revoked, all published amendments, schedules, appendices, and directions to that order or regulation are revoked, unless otherwise stated in the instrument revoking the order or regulation.

(b) All directions, authorizations, production or delivery schedules and other instruments addressed to named persons pursuant to any order or regulation which was revoked before October 1, 1945, are revoked on October 1, 1945. Whenever an order or regulation of the CPA is revoked on or after October 1, 1945, all directions, authorizations, allocations, production or delivery schedules and other instruments addressed to named persons pursuant to that order or regulation are revoked, unless otherwise stated in the instrument of revocation. Any material which was obtained by means of any such revoked direction, authorization, allocation, etc., may be used or disposed of only as permitted under paragraph (b) of § 944.11.

NOTE: The instrument of revocation for many orders is Priorities Regulation 31.

(c) "Suspension orders" and "consent orders" issued on the basis of a violation of orders and regulations of the War Production Board or Civilian Production Administration remain in effect after revocation of such orders and regulations, unless otherwise provided. If you are subject to a suspension order or consent order which you think should be lifted or modified because of the lifting of the restriction on which the violation was based, you may address a request for relief to the Chief Compliance Commissioner, Civilian Production Administration, Washington 25, D. C.

§ 944.11 *Use or disposition of material acquired with priorities assistance.* (a) Any person who gets material with priorities assistance must, if possible, use or dispose of it (or of the product into which it has been incorporated) for the purpose for which the assistance was given. This restriction applies to material obtained by means of a preference rating (AAA, MM, CC or HH, allocation, specific direction, or any other action of the War Production Board or Civilian Production Administration. Physical segregation is not required as long as the restrictions applicable to any specific lot of material or product are observed with respect to an equivalent amount of the same material or product. The above restriction does not apply in the following two cases, but the rules on further use or disposition in paragraph (b) below must be observed: (1) When a material, or a product into which it has been incorporated, can no longer be used for the purpose for which the priorities assistance was given (for example, when the priorities assistance was given to fill a particular contract or purchase order and the material or product does not meet the customer's specifications or the contract or purchase order is cancelled); (2) when the material was obtained by means of a rating in the AA series or a CMP allotment, or by means of any order, regulation, rating, allocation, specific direction or other action of the WPB or CPA which has been revoked or cancelled, unless otherwise stated in the instrument of revocation or in any other action of the CPA (for example, Direction 12 to Priorities Regulation 1).

(b) A material or product subject to paragraph (a) (1) or (2) above may be used or disposed of only as follows:

(1) If the holder acquired or made the material or product for use and not for sale or resale and is not regularly engaged in the business of selling it, a proposed sale by him is a special sale covered by Priorities Regulation 13 and he may sell or transfer it only as provided in that regulation.

(2) If the proposed sale is not a special sale described by paragraph (b) (1), the holder may sell as long as he complies with all requirements of other applicable sections of this regulation and of other orders and regulations of the Civilian Production Administration. This is true of all such sales of any material including scrap.

(3) The holder may, within the limitations of paragraph (f) of Priorities Regulation 32 (inventory restriction on processing), use the material or product himself in any manner or for any purpose as long as he complies with all applicable CPA orders and regulations. If the intended use is prohibited or restricted, he must appeal or otherwise apply for permission under the applicable order or regulation.

§ 944.12 *Intra-company deliveries.* When any rule, regulation or order of the Civilian Production Administration prohibits or restricts deliveries of any material by any person, such prohibition or restriction shall, in the absence of a contrary direction, apply not only to deliveries to other persons, including affiliates and subsidiaries, but also to deliveries from one branch, division or section of a single enterprise to another branch, division or section of the same or any other enterprise under common ownership or control.

(For rule as to effect of inventory and small order provisions on separate operating units of same company see Interpretation 8.)

§ 944.13 *Scope of regulations and orders.* All regulations and orders of the Civilian Production Administration (including directions, directives and other instructions) apply to all subsequent transactions even though they are covered by previous contracts. Regulations and orders apply to transactions in the territories or insular possessions of the United States unless the regulation or order specifically states that it is limited to the continental United States or to the 48 states and the District of Columbia. However, restrictions of Civilian Production Administration orders or regulations on the use of material or on the amount of inventory shall not apply when the material is used or the inventory is held directly by the Army or Navy outside the 48 states and the District of Columbia, unless otherwise specifically provided. Regulations and orders do not apply to transactions in the Philippine Islands unless they specifically state that they do. Exports and deliveries of material to be exported may be made regardless of any CPA order or regulation restricting inventories of material or uses thereof in manufacture or otherwise, or requiring certificates with respect to such inventories or uses, insofar as such inventories are maintained or such uses occur in the country to which such material is to be exported, but shall be subject to such restrictions with respect to inventories maintained or uses occurring within the United States prior to export.

(For applicability of certain restrictions in CPA orders to exports, see Interpretation 18.)

§ 944.13a *Defense against claims for damages.* No persons shall be held liable for damages or penalties for any default under any contract or order which shall result directly or indirectly from compliance with any rule, regulation or order of the Civilian Production Administration, notwithstanding that any such rule, regulation or order shall thereafter be declared by judicial or other competent authority to be invalid.

§ 944.14 *Inventory restrictions.* No person may deliver or receive into inventory more of any material than is permitted under Priorities Regulation 32. That regulation takes the place of the rules formerly in this section.

§ 944.14a *Delivery for unlawful purposes prohibited.* No person shall deliver any material which he knows or has reason to believe will be accepted, redelivered, held or used in violation of any order or regulation of the Civilian Production Administration.

§ 944.15 *Records.* Each person participating in any transaction to which any rule, regulation or order of the Civilian Production Administration applies shall keep and preserve for at least two years accurate and complete records of the details of each such transaction and of his inventories of the material involved. Such records shall include the dates of all contracts or purchase orders accepted, the delivery dates specified in such contracts or purchase orders, and in any preference rating certificates accompanying them, the dates of actual deliveries thereunder, description of the material covered by such contracts or purchase orders, description of deliveries by classes, types, quantities, weights and values, the parties involved in each transaction, the preference ratings, if any, assigned to deliveries under such contracts or purchase orders, details of rated orders (or other orders required by the Civilian Production Administration

to be filled) either accepted or offered and rejected, and other pertinent information. Records kept by any person pursuant to this section shall be kept either separately from the other records of such person and chronologically according to daily deliveries by such person, or in such form that such a separate chronological record can be promptly compiled therefrom. Whenever a regulation or order requires a person to restrict his operations in proportion to his operations in a base period (for example, an order may forbid him to use more of a certain kind of material than he used in the fourth quarter of 1942) he must determine, as accurately as is reasonably possible, his base period operations and preserve a written record of any figures and work sheets showing how he made his calculations for inspection by Civilian Production Administration officials as long as the regulation or order remains in force and for two years after that. Whenever a person is restricted as to the quantity of material he may use in production or the amount he may produce, under quota restrictions, limitation orders, authorized production schedules, special directions or similar provisions, he must keep reasonably adequate records of the material consumed and of production to show whether he is complying with the restrictions. This record-keeping requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Photographic copies of records may be kept. See Interpretation 6.)

§ 944.16 *Audit and inspection.* All records required to be kept by this regulation or by any rule, regulation or order of the Civilian Production Administration shall, upon request, be submitted to audit and inspection by its duly authorized representatives.

§ 944.17 *Reports.* Every person shall execute and file with the Civilian Production Administration such reports and questionnaires as it shall from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942. The rules on filing reports are explained in Priorities Regulation 8.

§ 944.18 *Violations.* Any person who violates any provision of this regulation or any other rule, regulation or order of the Civilian Production Administration, or who, by any statement or omission, wilfully falsifies any records which he is required to keep, or who otherwise wilfully furnishes false or misleading information to the Civilian Production Administration, and any person who obtains a delivery, an allocation of material or facilities, or a preference rating by means of a material and wilful, false or misleading statement, may be prohibited by the Civilian Production Administration from making or obtaining further deliveries of material or using facilities under priority or allocation control and may be deprived of further priorities assistance. The Civilian Production Administration may also take any other action deemed appropriate, including the making of a recommendation for prosecution under section 35 (A) of the Criminal Code (18 U. S. C. sec. 80), or under the Second War Powers Act (Public No. 507, 77th Congress, March 27, 1942).

§ 944.19 *Appeals for relief in exceptional cases.* Any person who considers that compliance by himself or another with a rule or regulation or order of the Civilian Production Administration would work an exceptional and unreasonable hardship on him may appeal for relief. The rules for the filing and handling of appeals are given in Priorities Regulation 16.

§ 944.20 *Notification of customers.* Any person who is prohibited from or restricted in making deliveries of any material by the provisions of any rule, regulation or order of the Civilian Production Administration shall, as soon as practicable, notify each of his regular customers of the requirements of such rule, regulation or order, but the failure to give notice shall not excuse any customer from the obligation of complying with any requirements applicable to him.

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

INTERPRETATION 1A: Revoked August 28, 1945.

INTERPRETATION 1B

TYPES OF EXISTING CONTRACTS WHICH MUST BE DEFERRED

Section 944.2 of Priorities Regulation 1, as amended, makes compulsory the acceptance and filling of rated orders for any material, "regardless of existing contracts and orders". The "existing contracts" referred to include not only ordinary purchase contracts but other arrangements achieving substantially the same results, though in form they may concern the use of production facilities rather than the material produced. Preference ratings are applicable to facilities as well as materials.

Examples of such "existing contracts" which must be subordinated to higher rated orders are (1) arrangements whereby a producer, regularly engaged in producing a given product for sale to others, leases a portion of his plant, or the whole of it for a relatively short period, as a going concern to one of his customers and operation is continued under the producer's management and with the producer's regular personnel; and (2) arrangements whereby such a producer, in lieu of buying raw materials and selling the product, accepts raw materials belonging to a customer for processing pursuant to a toll agreement or similar undertaking. If the deliveries to be made to such customer carry a preference rating, the sequence of deliveries as compared with deliveries to other persons placing orders with the producer is to be determined as provided in § 944.7 of Priorities Regulation No. 1. (Issued Mar. 18, 1944.)

INTERPRETATION 1C

SEQUENCE OF DELIVERIES AND PRODUCTION FOR RATED ORDERS

The provisions of § 944.7 (b) of Priorities Regulation No. 1, as amended, with respect to the sequence of deliveries bearing the same preference rating, are applicable only in cases where different deliveries bearing the same preference rating cannot be made on schedule. If material supply and available facilities permit deliveries bearing the same rating to be made on schedule, Regulation No. 1 does not have any particular effect on the sequence of production for such deliveries. Where it is necessary to choose between deliveries bearing the same preference ratings, delivery to the customer from whom the order was first received with the rating is to be preferred and production schedules must be adjusted accordingly. For example, suppose a rated order is received from one customer in January for August delivery and another order bearing the same rating is received from a second customer in June calling for July delivery. If both deliveries cannot be made on schedule, the second customer is not permitted to get the material away from the first customer. The producer must defer production on the second order to the extent necessary to make delivery on the first order on the August delivery date. If, on the other hand, both deliveries can be made on schedule, it is not necessary to produce or make delivery on the first customer's order ahead of that of the second. (Issued Mar. 18, 1944.)

INTERPRETATION 1D: Revoked June 28, 1945.

INTERPRETATION 1E

ARMY INCLUDES PANAMA CANAL—NAVY INCLUDES COAST GUARD

(a) The definition of defense orders formerly appearing in § 944.1 (b) has been deleted since a blanket rating of AA-5 is no longer assigned to such orders. However, any reference to the Army without any other definition in any order of the Civilian Production Administration also applies to the Panama Canal, and a reference to the Navy, to the Coast Guard. (Issued Oct. 1, 1945.)

INTERPRETATION 2

REGULARLY ESTABLISHED PRICES AND OPA CEILING PRICES

An order bearing a preference rating may not be rejected on the ground that the price is below the regularly established price, if the purchaser offers the OPA ceiling price.

Section 944.2 of Priorities Regulation 1 makes the acceptance of rated orders mandatory except in the several situations specified in the section. The only exception dealing with price is contained in paragraph (e) (1) which states that a rated order need not be accepted "if the person seeking to place the order is unwilling or unable to meet regularly established prices and terms of sale or payment".

"Regularly established prices" cannot be higher than OPA ceiling prices. They may, however, be lower. (Issued Mar. 18, 1944.)

INTERPRETATION 3

REJECTION OF RATED ORDERS FOR FAILURE TO MEET ESTABLISHED PRICES AND TERMS

(a) Section 944.2 of Priorities Regulation 1 states that every order bearing a preference rating must be accepted and filled with certain exceptions listed in the section. One exception is where a buyer does not "meet regularly established prices and terms of sale or payment". This exception applies to a seller who receives a rated order for quantities which are less than the minimum which he regularly sells. For example, a manufacturer who has been selling only in carload lots may reject a rated order for a less than carload lot.

This exception applies similarly to a person who regularly sells only in multiples of a specified quantity and receives a rated order for a number which is not a multiple of that quantity. For example, a manufacturer who regularly sells his product only in standard shipping packages containing one dozen receives a rated order for 40. He may fill the whole order or he may fill it to the extent of 36 and reject it for 4.

A further problem arises when a manufacturer receives such an order with split-ratings. For example, suppose the manufacturer who sells his product only in standard shipping packages of a dozen receives an order for 30 rated MM and 20 rated CC. In such a case the general rule is that amounts in excess of a multiple of the standard shipping package ordered at higher ratings may be included with amounts ordered at lower ratings if the manufacturer wishes to adhere to his standard shipping package and not fill the order as received. He may then, in the case supposed, treat the order as one for 24 items rated MM and 24 rated CC and reject it for 2 of the items. Of course, he may fill the order as placed if he prefers to do so; but, if he does not he must fill it as illustrated above.

(b) The exception also applies to the seller who regularly sells only to certain types of trade purchasers, such as wholesalers, jobbers or retailers. He may reject orders from other types of purchasers but only if it is practicable to obtain the merchandise in the required quantity through regular trade channels.

(c) The exception applies to a manufacturer who receives a rated order which, together with orders on hand, totals less than his minimum production run of a product which is mass produced and cannot be filled from inventory. It makes no difference that he has regularly sold in quantities as small as that ordered. For example, suppose a manufacturer's minimum production run is 1,000 units, but he has regularly sold in lots of 10 units. At a time when he has none of the particular product in inventory and no orders on hand, he receives a rated order for 600 units. He may reject the order. If, however, he has on hand a previously accepted order for 400 units, he would be required to accept the order for 600 units.

(d) It should be noted that paragraph (e) of § 944.2 in which the above exception appears includes the requirement that "there must be no discrimination in such case against rated orders, or between rated orders of different customers." This means, for example, that a seller who sells principally at wholesale but also at retail to one or more customers may not reject rated retail orders from other customers. However, if a manufacturer or wholesaler has an exclusive distributor, either for all sales or for a particular territory, he may reject orders from other purchasers provided the exclusive distributor is in a position to fill the orders promptly. (Issued Oct. 1, 1945.)

INTERPRETATION 4: Revoked October 1, 1945.

INTERPRETATION 5

EFFECT OF ASSIGNMENT OF A RATED ORDER OR CONTRACT ON SEQUENCE OF DELIVERY

When a rated contract is assigned, the rating remains applicable to the contract as assigned if, but only if, the assignee uses the material covered by the contract for substantially the same purpose for which the rated contract was placed.

Examples. (1) The Navy places a rated order with A and A extends the rating to B. Later the Navy and A cancel the contract and the Navy enters into a new contract with C for delivery of the same product at the same time and applies the same rating to it. A assigns to C his contract with B. The rating which A had extended to B remains valid as of the time it was extended by A, and B must honor it in making delivery to C.

(2) A steel mill places an order for a repair part rated CC. The steel mill finds that it does not need the part but another steel mill needs the same and asks the first mill to assign its contract for the part. The second mill could also apply a CC rating to the delivery. However, it prefers to use the first mill's rating so as to come ahead of the orders which have been placed since the first mill placed its order. The second mill may not make this use of the rating, since the rated order was placed for the repair of the first mill's facilities and the purpose of the order has thus been changed.

(3) The Civilian Production Administration assigns a rating on a Form WPB 541A to a textile manufacturer to buy some textile machinery. He places an order with a machinery manufacturer and applies the rating to the order. He decides he does not need the machinery but finds another textile producer who does need the machinery and is willing to purchase the same from him. He therefore assigns the contract for the machinery to the second textile producer. The rating does not apply to the delivery to the second producer since it was assigned by the Civilian Production Administration only for the purpose of filling a specific need shown by the first textile producer. (Issued Oct. 1, 1945.)

INTERPRETATION 6

MICROFILM RECORDS

Records required to be kept by § 944.15 of Priorities Regulation No. 1 or by any other order or regulation of the Civilian Production Administration may be kept in the form of microfilm or other photographic copies instead of the originals. (Issued Aug. 14, 1943.)

INTERPRETATION 7: Revoked August 28, 1945.

INTERPRETATION 8

EFFECT OF INVENTORY AND SMALL ORDER PROVISIONS ON SEPARATE OPERATING UNITS OF THE SAME COMPANY

(a) If an individual plant, branch store, division or other operating unit normally keeps separate inventory from the rest of the corporation or firm, inventory restrictions in Civilian Production Administration orders and regulations apply to it separately. Thus, although another unit may have exceeded an inventory limit, this does not prevent a unit which has not exceeded it from acquiring additional inventory within the limit.

(b) Likewise, if an order of the Civilian Production Administration provides an exemption for small purchases, an operating unit which normally buys separately need not consider purchases made by other units in determining whether it comes within the exemption.

(c) It may happen that the same operating unit will be treated separately for purposes of inventory restrictions but not for purposes of small order exemptions. For example, if a distributor purchases centrally for direct shipment to several outlets which keep separate inventories, the outlets are treated separately for purposes of inventory restrictions but the central purchasing agency must include all its purchases in determining whether a transaction comes within a small order exemption.

(d) This interpretation applies only in cases where a contrary rule is not expressly stated in the applicable Civilian Production Administration order or regulation. Also it only applies where the regular business practice of the unit in question is to keep a separate inventory or to buy separately. It does not apply if the regular practice has been changed just for the purpose of coming within this interpretation. (Issued Nov. 22, 1944.)

INTERPRETATION 9: Revoked March 18, 1944.

INTERPRETATION 10

EFFECT OF CANCELLATION OF A PURCHASE ORDER ON DIRECTIVE REQUIRING ITS IMMEDIATE PRODUCTION

In many instances, the Civilian Production Administration has issued directives to producers and manufacturers requiring them to produce particular orders ahead of their normal place on the producers' or manufacturers' schedules. Typical of such directives are directives requiring them to produce certain orders by a given date, regardless of the effect of doing so on the production of other orders. If and when the particular orders are cancelled, the directives lose all effect. This is so since the reason for issuing the directives, namely, the urgent need for a particular product, no longer exists when the order for the product has been cancelled. (Issued Oct. 1, 1945.)

INTERPRETATION 11

PLACING AND ACCEPTANCE OF ORDERS FOR FUTURE DELIVERY CONDITIONED ON REMOVAL OF CPA RESTRICTIONS

(a) Some orders and regulations of the Civilian Production Administration forbid the placing or acceptance of purchase orders for certain materials or products unless the purchase orders bear specified preference ratings, or unless they are accompanied by special authorization or unless they meet some other condition. Such provisions do not, however, prohibit the placing or acceptance of a purchase order which by its express terms, is not to be filled until after removal of such restrictions by the Civilian Production Administration.

(b) A manufacturer may not, of course, schedule such orders for production or place material in production to fill such orders until after the applicable CPA restriction is removed. He may order materials needed to fill such orders, but his own orders must call for delivery at a future time when the material can be received under Priorities Regulation 32. Also, if he is ordering a material which is itself subject to a restriction on placing or accepting of orders, that purchase order must as well be conditioned on the removal of the restriction.

(c) [Deleted Oct. 1, 1945.]

(d) [Deleted Nov. 13, 1944.]

(Issued Oct. 1, 1945.)

INTERPRETATION 12

DATE ON WHICH PURCHASE ORDER IS RECEIVED

(a) Section 944.7 (b) provides that between conflicting orders which bear the same preference rating, precedence must be given to the order which was received first with the rating. Some questions have arisen as how to fix the date when the order was "received", due to the fact that occasionally specifications are not sent to the manufacturer with the customer's order. The word "order" as used in § 944.7 (b) means a purchase order accompanied by specifications in sufficient detail to enable the manufacturer to put the product in production. Not until such specifications have been furnished is there an "order". The date on which such specifications are furnished to the manufacturer is the date on which the order is "received". This date, and not the date on which the order without specifications was first received by the manufacturer, controls the position the order takes in the manufacturer's schedule.

For example, where an engine manufacturer on February 1st receives a rated order for fifty engines for July delivery but the customer does not, until March 1st, furnish the specifications as to carburetors, pumps, or other equipment, necessary before the engines can be put into production, March 1st is the date the "order was received" for the purposes of § 944.7 of Priorities Regulation No. 1.

(b) With respect to unrated orders which are subsequently rated, the order is not "received" for the purposes of § 944.7 until the supplier receives the application or extension of the rating properly certified. The date of the rated order is not retroactive to the time the original unrated order was placed. Similarly, where an order originally rated in the AA series became unrated after September 30, 1945, the subsequent application or extension of a AAA, MM or CC rating to the order does not relate back to the time the order was originally rated. (Issued Dec. 11, 1945)

INTERPRETATION 13

APPLICABILITY OF ORDERS AND REGULATIONS TO USED OR SECOND-HAND MATERIALS AND PRODUCTS

(a) Every order or regulation of the Civilian Production Administration applies to materials and products in used or second-hand form (other than scrap) to the same extent as to new items, unless the order or regulation or a published interpretation of it expressly states otherwise.

(b) [Deleted Oct. 1, 1945.]

(Issued Oct. 1, 1945.)

INTERPRETATION 14

SUMMARY OF CPA CONTROLS REGARDING IDLE OR EXCESS INVENTORIES

(a) *Purpose of this interpretation.* This interpretation summarizes some of the important rules on what to do when you have materials or products which are idle or excess in your inventory because of a termination or cut-back in your war contracts or other changes in your operations. These are not new rules on this subject, nor are they necessarily complete, but they are intended to be convenient references to rules which are now effective in CPA orders and regulations. As these orders and regulations are revised from time to time, you should be sure to look at the latest copies.

(b) *General rule.* The general rule is that if you got a material or product by using a preference rating, or other WPB or CPA priorities assistance, you must if possible use or dispose of it (or of the product into which it has been incorporated) for the purpose for which the assistance was given. This is the rule of § 944.11 (a) of Priorities Regulation 1, which also states the conditions under which physical segregation of inventory is not required. Two exceptions to this rule, i. e., when the material or product can no longer be used for the original purpose, or when the rating or other assistance has been revoked, are explained in paragraphs (a) (1) and (2) of § 944.11.

Disposition or Use of Excess

(c) *In general.* If you have a termination cut-back, or other reduction in your operations, it may be impossible to use the material or product for the purpose for which the priorities assistance was given. In this case, or if the rating or other assistance has been revoked, you may dispose of it as explained in paragraphs (b) (1) and (b) (2) of § 944.11 of PR–1, or you may use it as explained generally in paragraph (b) (3) of that section. These rules are summarized in paragraphs (d) and (e) below.

(d) *Disposition*—(1) *Special sales.* If you want to sell the excess material or product to someone else, and you acquired or made it for your own use and you do not sell it in the regular course of your business, you should look at Priorities Regulation 13 for the rules governing such "special sales". These include special sales as scrap (other than plant generated scrap). Also, all sales of surplus materials or products by Government agencies are special sales.

(2) *Other sales.* If the sale of the particular material or product, including scrap, is not a special sale, it is permitted as long as you comply with all requirements of CPA orders and regulations which apply to the material or product you are selling. For example, you are usually required to accept rated orders and observe the sequence of preference ratings; and if the material or product may be sold or scrapped only on specific CPA authorization as described in the applicable order or regulation, you must do what the order says.

(e) *Use—Must be in compliance with applicable CPA orders.* If you want to use the excess material or product, you must always comply with all applicable CPA orders and regulations governing its use, inventory, etc., and you may have to appeal if the intended use is not a permitted use. To find out what orders or regulations are applicable to the particular material or product, it may be helpful to look at the CPA publication, "Products and Priorities," or you can ask your nearest CPA field office.

(2) [Deleted Dec. 11, 1945.]

(3) [Deleted Oct. 1, 1945.]

(4) [Deleted Dec. 11, 1945.]

(f) [Deleted Oct. 1, 1945.]

(g) *Special provision for transfer among war contractors.* If you have a war contract which has been terminated or modified, and another contractor is producing similar products for the same procuring agency, he may be able to receive excess materials (from you, your suppliers, or the procuring agency) in excess of inventory limits. This is permitted when authorized by the procuring agency to the extent described in Direction 1 to Priorities Regulation 32. This direction covers both the inventory exceptions necessary to receive excess materials of this kind, and also the sale or exchange of the materials.

Bringing Inventory Back to Normal

(h) *Inventory limitations.* If the termination or cut-back results in your having a bigger inventory than you need, the mere possession of it is not prohibited as long as the particular material or product was properly acquired. This is explained in Interpretation 5 to Priorities Regulation 32. However, you may not receive further deliveries of the particular material or product held in excess, nor may you fabricate above permitted inventory levels, except as provided in the applicable regulations or orders. The general inventory rules are in Priorities Regulation 32, and specific inventory limits on particular materials or products or relating to particular classes of persons are indicated in Tables 1 and 2 of that regulation. In general, upon any reduction in operations, outstanding orders for the items which constitute an excessive inventory must be promptly adjusted, or, if necessary, cancelled. However, certain further deliveries may be received to the extent permitted by paragraph (h) of Priorities Regulation 32, and special items may be received as permitted by that paragraph and by Direction 3 to that regulation. A limited inventory exception in the case of items bought on special sales is provided in PR–13.

(i) *Cancelling ratings.* In cutting back or cancelling orders as described above you will probably have to cancel your ratings to the extent described in § 944.4a of PR–1. (Issued Dec. 11, 1945.)

INTERPRETATION 15: Revoked August 28, 1945.

INTERPRETATION 16

APPLICABILITY OF PRIORITY RULES TO SUPPLIERS OF COMPLETE PRODUCTS AND PARTS FOR THE COMPLETE PRODUCTS

(a) *Applicability of rules regarding acceptance of orders.* A person who supplies parts for a complete product, as well as the complete product itself, may not accept an order for the complete products calling for delivery on a date which would interfere with delivery of equal or higher rated orders for parts which he has already accepted. In other words, he must comply with the rules in § 944.2 of Priorities Regulation 1 in accepting orders for complete products and orders for parts only. Thus if he gets a rated order for complete products calling for delivery on June 1, 1945, and cannot fill this order without using parts which are required for delivery on an equal or higher rated parts order previously accepted, calling for delivery on June 1, 1945, he may not accept the order for the complete products. In such a case, he must either (1) reject the order, stating when he could fill it, or (2) accept it for delivery on the earliest date he expects to be able to deliver, informing the customer of that date.

(b) [Deleted Oct. 1, 1945.]

(c) [Deleted Oct. 1, 1945.]

(Issued Oct. 1, 1945.)

INTERPRETATION 17: Revoked August 28, 1945.

INTERPRETATION 18

APPLICABILITY OF CERTAIN RESTRICTIONS IN CPA ORDERS TO EXPORTS

The last sentence of § 944.13 (formerly Priorities Regulation 15) does not in any way relax restrictions in limitation or conservation orders in so far as they apply to manufacture within the United States or to the maintenance of inventory within the United States. The only effect of the sentence is to lift such restrictions as may be based upon the size of an inventory maintained in a foreign country or on a use (including use for manufacture) which is to take place in a foreign country.

Of course, no orders of the Civilian Production Administration directly limit the size of inventory or the manner of use of an article in a foreign country. Nevertheless, there are some orders which, in the absence of this provision in § 944.13, might impose such limitations indirectly. Orders which provide that a person may not sell a particular material if he knows or has reason to believe that the purchaser will, upon receipt, have an inventory exceeding some stated amount or use the material for a particular purpose would, in the absence of this provision, prevent certain sales by subjecting sellers to possible liability even though the inventory existed or the use occurred in a foreign country. § 944.13 has the effect of relieving sellers of such liability in the limited situation described.

Furthermore, it is only restrictions which are expressed as based upon size of inventory or manner of use which are affected by this section. Where an order requires administrative action, such as an allocation or an express authorization, that requirement is not waived and must be met before the material can be delivered, acquired or used. (Issued Dec. 11, 1945.)

INTERPRETATION 19

PRESERVATION OF RECORDS AFTER REVOCATION OF APPLICABLE ORDERS

Section 944.15 of Priorities Regulation 1 requires the keeping and preservation for at least two years of certain records relating to transactions under CPA orders and regulations. This requirement does not lapse upon the expiration or revocation of the applicable order or regulation and the two year period must be counted from the date the transaction occurs. The reference in the section to rules, regulations or orders of the Civilian Production Administration includes reference to any regulations or orders of its predecessor, the War Production Board, whether or not they expired or were revoked before the establishment of the Civilian Production Administration. (Issued Jan. 17, 1946.)

DIRECTIONS TO PR 1

The following directions to PR 1 are still in effect (Mar. 18, 1946):

1. Changes made by customers in orders placed with manufacturers.

2. Transfer of title in financing rated orders.

9. Use of ratings or authorizations for machine tools or other facilities when related military procurement programs or contracts are cancelled or cut back.

11. Special rules for placing and scheduling rated orders for steel, copper and aluminum.

12. Use by ship chandlers and other ship suppliers of materials obtained by means of ratings assigned on WPB–646.

13. Emergency suspension of outstanding ratings for iron and steel.

[F. R. Doc. 46–4638; Filed, Mar. 20, 1946; 11:30 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Direction 6, as Amended Mar. 18, 1946[1]]

SPECIAL PROVISIONS FOR THE ASSIGNMENT OF CC RATINGS FOR DISTRIBUTION OF TRUCKS

The following amended direction is issued pursuant to PR 28:

(a) *Purpose and limitation of direction.* The purpose of this direction is to restrict the assignment of CC ratings for new trucks to be used in the United States to the limited class of cases mentioned in paragraph (c) below. CC ratings may be assigned for the delivery of new trucks for use in the United States under PR–28 only in such case. This direction does not apply to CC ratings for the export of new trucks which remain subject to the provisions of paragraph (e) of PR–28.

(b) *Definition of truck.* For the purpose of this direction "truck" means any new light, medium or heavy motor truck, truck-tractor or the chassis therefor, or any chassis on which a bus body is to be mounted and which (1) was designed to be propelled or drawn by mechanical power; (2) was designed for use on or off-the-highway, for transportation of property or persons. This definition includes vehicles of the following types: trucks, truck chassis, truck tractors, off-the-highway motor vehicles, bus chassis, carry-all suburbans, sedan deliveries and cab pickups, but does not include station wagons, coupes fitted with pickup boxes, ambulances, hearses, taxicabs and integral type busses.

(c) *When CC ratings will be assigned for new trucks.* CC ratings may be assigned to orders calling for the delivery of new trucks only when the applicant clearly shows that a rating is necessary to obtain delivery; that he is engaged or intends to engage in the production of an item which is listed in the Table in Schedule I to Priorities Regulation 28 and that the new truck is essential to maintaining or increasing the production of the item.

(d) *Limitation on use of CC ratings.* CC ratings may be used only to purchase new trucks from a distributor or dealer. Notwithstanding the provisions of PR–3, a distributor or dealer may not extend a CC rating.

(e) *Denials of CC ratings.* Even under the conditions of paragraph (c), CC ratings will be denied where it appears that the new truck for which the CC rating is requested is available, but under different terms of sale or from a supplier other than the applicant's customary supplier.

Issued this 18th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–4639; Filed, Mar. 20, 1946; 11:31 a. m.]

[1] This document is a restatement of Amendment 1 to Direction 6, Priorities Regulation 28, which appeared in the FEDERAL REGISTER, Mar. 20, 1946 (11 F.R. 2924), and reflects the order in its completed form as of Mar. 18, 1946.

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 15]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 131 is hereby amended in the following respects:

1. The Band B maximum prices for carded yarns in section 3 (f) are amended to read as follows:

BAND B

(Cents per pound)

Yarn No.	Singles	Plied
6s and under	42.50	45.00
8s	43.00	45.50
10s	43.75	46.50
12s	44.75	48.00
14s	45.75	49.50
16s	47.00	50.75
18s	48.00	52.00
20s	49.00	53.25
22s	50.25	55.00
24s	51.50	56.75
26s	53.25	59.00
28s	54.25	60.50
30s	55.50	62.25
32s	57.00	63.75
34s	58.25	65.50
36s	59.25	66.50
38s	60.50	67.75
40s	61.50	69.25
42s	63.25	71.75
44s	65.00	73.25
46s	66.75	75.00
48s	68.50	77.00
50s	70.75	79.00

2. The Band B maximum prices in section 3 (g) are amended to read as follows:

BAND B

(Cents per pound)

Yarn No.	Singles	Plied
1s	41.25	43.75
2s	41.50	44.00
3s	41.75	44.25
4s	42.00	44.50
5s	42.25	44.75

This amendment shall become effective as of March 8, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4608; Filed, Mar. 19, 1946; 4:33 p. m.]

PART 1305—ADMINISTRATION

[SO 142, Amdt. 2]

ADJUSTMENT PROVISIONS FOR SALES OF INDUSTRIAL MACHINERY AND EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532.

Supplementary Order 142 is amended in the following respects:

1. Section 1 is amended by revising the parenthetical exception in the first paragraph to read as follows: "(Except automotive trucks, motorcycles and buses)."

2. Section 1 is further amended by adding to the first paragraph the following: "Maximum Price Regulation 452 (Manufacturers' Maximum Prices for Automotive Parts)."

3. Section 2 (a) is amended to read as follows:

(a) *Qualifications.* Adjustments will be given under the provisions of this section only with respect to the products which are covered by one or more of the regulations listed in section 1.

4. The first paragraph of section 2 (b) is amended to read as follows:

(b) *How adjustments will be computed.* In general, the OPA will treat adjustments in three different categories. The first category is called the "overall adjustments." This will ordinarily apply where the applicant submits his application for adjustment in the maximum prices of all his products which are governed by any of the regulations listed in section 1.

5. Section 2 (d) is amended to read as follows:

(d) *Resellers*—(1) *Maximum prices for products covered by Maximum Price Regulation 453.* With respect to maximum prices for sales by resellers under Maximum Price Regulation 453 which are manufacturers' suggested resale list prices, manufacturers shall adjust such resale list prices when their maximum prices on which the resale list prices are based are adjusted by order issued under this section. The adjustment shall be made by multiplying the previously established suggested resale list prices by a percentage to be determined by dividing the manufacturer's applicable adjusted maximum price by his maximum price prior to the adjustment.

In the case of maximum prices for non-list sales by resellers under Maximum Price Regulation 453, manufacturers shall notify resellers of the dollar-and-cents amounts of adjustments in their (the manufacturers) maximum non-list prices. Resellers shall determine adjusted maximum non-list prices in accordance with section 7 of Maximum Price Regulation 453.

(2) *Maximum prices for products covered by Maximum Price Regulations 246 and 67.* Resellers of products which are covered by Maximum Price Regulation 246 or Maximum Price Regulation 67, and for which the maximum prices for sales by the manufacturer have been adjusted under this section, shall continue to compute their maximum prices for resale of such products under the applicable provisions of those regulations in the same manner that they would have computed maximum prices if the adjustment had been made under the provisions of those regulations.

(3) *Maximum prices for products covered by the other regulations listed in section 1.* Unless the adjustment order issued to the manufacturer shall specify a different method of determining maximum prices for sales by resellers, maximum prices for sales by resellers of the products (other than those covered by MPR 67, MPR 246 and MPR 453), for which an increase in the maximum price has been approved for a manufacturer by an order issued under the provisions of this section shall be the maximum net price that the reseller had in effect to a purchaser of the same class just prior to the issuance of this order, plus the amount, in dollars and cents, by which the order authorizing the new maximum price has increased his former net invoiced cost. In such cases, the manufacturer shall notify each of his resellers of the dollars and cents amounts by which this order permits the resellers to increase their maximum prices.

6. Section 2 is amended by adding the following paragraph (h):

(h) *Automatic pricing.* This paragraph applies to applications for adjustment on the individual item adjustment basis (Form OPA 6083:2646). OPA will acknowledge, in writing, the docketing of such applications (either in the Regional Office or in the National Office in Washington, D. C.). If the OPA fails to act upon the application within twenty (20) days after the date of docketing of the application, the new proposed maximum price, computed in the manner prescribed by this section, shall then be deemed to be approved. The act of OPA within the meaning of this paragraph shall consist of: (1) An order of denial, or (2) a letter or telegram addressed to the applicant at the address stated in his application either requesting additional information or stating that the applicant's computations appear to be incorrect or requesting a review of the applicant's books of account. If OPA later determines that these adjusted maximum prices have not been properly computed, it may disapprove such prices at any time. Notice of such disapproval shall be in the form of a letter sent to the applicant at the address stated in his application, but such disapproval shall not be effective as to any deliveries made prior to the date thereof.

7. Appendix A is amended by substituting the following forms for the forms therein contained:

OPA Form 6083-2644 (1-46) — Form approved Budget Bureau No. 08-R1599

This form, or any of its schedules, may be reproduced without change

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
WASHINGTON 25, D. C.

APPLICATION FOR ADJUSTMENT OF MAXIMUM PRICES UNDER SUPPLEMENTARY ORDER NO. 142

APPLICATION FORM I

(For use in applying for price adjustment on an overall company, or division of the company, basis)

Name of Firm

Address of firm—number and street

City, postal zone number, State

Telephone number | Date

Total sales of company for last full fiscal year $.....
For year ended..... 194..

If less than $500,000 ($300,000 for MPR 246) file two copies of application with your Regional OPA Office. Otherwise file with Machinery Branch, Office of Price Administration, Washington 25, D. C.

GENERAL INSTRUCTIONS FOR FILING APPLICATION UNDER SUPPLEMENTARY ORDER NO. 142

Supplementary Order No. 142 provides a procedure by which manufacturers of products covered by the following regulations may apply for adjustment in the prices of such products:

Revised Maximum Price Regulation 136—Machines, Parts and Industrial Equipment (except automotive trucks, motorcycles, buses, and house and truck trailers).
Maximum Price Regulation 67—New Machine Tools.
Maximum Price Regulation 82—Wire and Cable.
Maximum Price Regulation 246—Manufacturers' and Wholesale Prices of Farm Equipment.
Maximum Price Regulation 351—Ferrous Forgings.
Maximum Price Regulation 523—Plastic Products.
Maximum Price Regulation 581—Industrial Services.

Your application for price adjustment under Supplementary Order No. 142 may be made on any one of four bases described in the table below. In each case the data which you must submit is dependent on whether or not you have had recent normal operating experience. The table indicates which one of three application forms should be used in each situation.

You should use this form only if you are applying on the basis of (1) or (2) below

	Basis of adjustment	Extent of price adjustment which will be allowed (if any)	Application form to use— Where recent normal operating experience	Where no recent normal operating experience
1	Over-all profit and loss statement.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expenses) plus a normal profit margin. An "increase factor" will be determined to apply to all the products of the company which are covered by the above regulations.	Use application Form I (OPA Form No. 6083-2644)	
2	Profit and loss statement for a division (or plant) of the company for which separate accounting records are kept.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expense). An "increase factor" will be determined to apply to all the products of the division (or plant) which are covered by the above regulations.		
3	Unit cost data for representative items of a line (or group) of products.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expense) for the representative items taken as a whole. The computed "increase factor" will be made to apply to all the items of the line, or group of products.	Use application Form IIA (OPA Form 6083-2645). (These forms may be used only if you maintain unit costs which can be supported by your records)	Use application Form IIB (OPA Form 6083-2646).
4	Unit cost data for individual items.	Prices will be increased sufficiently to cover allowable total manufacturing costs for each item. New prices are computed by the applicant to become effective 20 days after OPA acknowledges the docketing of the application (unless notification to contrary is given by OPA).		

Have you received any price adjustments from the Office of Price Administration since the base date? Yes ☐ No ☐
If "Yes," list on a separate sheet the OPA docket number(s) of the application(s).

Requested price increase: (show here, or on separate sheet, requested increase(s))

SCHEDULE I—SALES BREAKDOWN

Fill in the following schedule relating to the breakdown of sales for your entire company

	Major groups of products sold	[A] Fiscal year ended nearest December 31, 1941 (1)	Fiscal year ended nearest December 31, 1944 (2)	[B] Recent period ..... months ended 194 (3)	Anticipated sales for next year (4)
1	Groups for which relief is requested				
	a				
	b				
	c				
	d				
	e				
2	Groups—no relief requested				
	a				
	b War work (not regular lines)				
3	Total of all products sold				

FOOTNOTES FOR SCHEDULE I

[A] If you do not consider the year ended nearest December 31, 1941, as one of normal pre-war production, submit regular data on a separate sheet for the fiscal year ended nearest December 31, 1940.
[B] This period should cover at least three months.

SCHEDULE II—BASIC FINANCIAL INFORMATION

Fill in the following information for either the entire company or for a division (or plant) of the company for which separate accounting records are maintained, (depending on whether you have filed on the basis of (1) or (2) under General Instructions above). Read carefully footnote "F" below before filling in forms.

Check one: ☐ Financial statement for entire company ☐ for ..... division

			[A] Fiscal year ended nearest December 31, 1941 (1)	Last full fiscal year ended nearest ..... 194— (2)	[B] Recent period ..... months ended ..... 194— (3)
1	a	Net sales			
	b	Cost of goods sold			
		i Direct materials used			
		ii Direct labor (excluding overtime premium)[C]			[F]
		iii Indirect labor [D]			
		iv Indirect materials and supplies [D]			
		v Other indirect manufacturing expense (including overtime premium)[D]			
		vi Total other manufacturing expense (iii+iv+v)[D]			
		vii Net change in inventories (in process and finished)			
		viii Total cost of goods sold			
	c	Gross profits			
	d	General, administrative and selling expense [E]			
	e	Net operating profit			
	f	Other income and deductions (net)			
	g	Net profit before taxes (income)			
2	Additional information required for entire company if (1) was filled out for division				
	a	Net sales			
	b	Direct materials			
	c	Direct labor			
	d	Total manufacturing expense			
	e	General, administrative and selling expense			
3	Additional information required if (1) was filled out for entire company				
	a	If not previously filed, submit balance sheet and profit and loss statement on OPA Form 403-50 Base Period Information Schedule No. 1 for the fiscal year ended nearest December 31, 1940. Also give the weighted average percentage increase in prices from July 1, 1940 to October 1, 1941 and show how this percentage was arrived at.			
	b	If not previously filed, submit your balance sheet as of the end of the fiscal year ended nearest December 31, 1945, on OPA Financial Reporting Form A or your own prepared statement.			

FOOTNOTES FOR SCHEDULE II

[A] If you have granted any wage increases other than recognized increases as set forth below, list on a separate sheet such "unapproved" wage increases, the date on which granted, the extent of the increases, and the dollar amount by which direct labor for a recent three-month period would be revised so as to reflect these increases. Also list any increases approved by the appropriate wage and salary stabilization agency before August 18, 1945, and (3) increases made after August 18, 1945, under WLB General Order 30, relating to increases up to 5¢ per hour. If you have granted only recognized increases, a statement to this effect should be made in your application.

[B] If you have granted any wage increases other than recognized increases as set forth below, list on a separate sheet such "unapproved" wage increases, the date on which granted, the extent of the increases, and the dollar amount by which direct labor for a recent three-month period would be revised so as to reflect these increases. Also list any increases approved by the appropriate wage and salary stabilization agency before August 18, 1945, and (3) increases made after August 18, 1945, under WLB General Order 30, relating to increases up to 5¢ per hour. If you have granted only recognized increases, a statement to this effect should be made in your application.

[C] If you have granted any wage increases other than recognized increases as set forth below, list on a separate sheet such "unapproved" wage increases, the date on which granted, the extent of the increases, and the dollar amount by which direct labor for a recent three-month period would be revised so as to reflect these increases. Also list any increases approved by the appropriate wage and salary stabilization agency before August 18, 1945, and (3) increases made after August 18, 1945, under WLB General Order 30, relating to increases up to 5¢ per hour. If you have granted only recognized increases, a statement to this effect should be made in your application.

[D] If you have granted any wage increases other than recognized increases as set forth below, list on a separate sheet such "unapproved" wage increases, the date on which granted, the extent of the increases, and the dollar amount by which direct labor for a recent three-month period would be revised so as to reflect these increases. Also list any increases approved by the appropriate wage and salary stabilization agency before August 18, 1945, and (3) increases made after August 18, 1945, under WLB General Order 30, relating to increases up to 5¢ per hour. If you have granted only recognized increases, a statement to this effect should be made in your application.

[E] If the content of "General, Administrative and Selling" expense for the recent period differed in any important respects from its content for the fiscal year ended nearest December 31, 1941 (or 1940 if you are using that year), explain fully on a separate sheet. (This need not be done if you are using the "Projected Basis" described below.)

[F] If you have granted any wage increases other than recognized increases as set forth below, list on a separate sheet such "unapproved" wage increases, the date on which granted, the extent of the increases, and the dollar amount by which direct labor for a recent three-month period would be revised so as to reflect these increases. Also list any increases approved by the appropriate wage and salary stabilization agency before August 18, 1945, and (3) increases made after August 18, 1945, under WLB General Order 30, relating to increases up to 5¢ per hour. If you have granted only recognized increases, a statement to this effect should be made in your application.

SCHEDULE IIA—DISCOUNTS

Fill in the following schedule for the company or accounting division (used in Schedule II) to show sales to different classes of purchasers. If the proportions are approximately the same for all major product groups in the company (or accounting division) fill in only Column 1. If they vary, fill in the other columns, one for each major product group or line. If your records prevent your presenting the information in this form submit it on a separate sheet.

Submit data for the year 1941 if you are filing on a "Projected Basis." If on a "Current Basis" the data should be for the recent period used in Schedule III. If sales to different classes of purchasers for this period were not representative of anticipated sales for the coming year, you may submit supplementary information on a separate sheet.

		(1) Company or accounting division		(2) Major product group (Identify).....		(3) Major product group (Identify).....	
		Gross sales	Average % discount	Gross sales	Average % discount	Gross sales	Average % discount
1	Sales to final users						
2	Sales to dealers						
3	Sales to jobbers						
4	Sales to others						
5	Sales to others						
6	Total sales						

Do you price any products covered by this application on a formula basis? Yes ☐ No ☐

IMPORTANT

Schedules I, II, and II A above must be filled in completely by all applicants. If you have had recent normal operating experience as defined below you need not submit the information requested in Schedules III, and IV, or V. If you have not had recent normal operating experience as defined below complete the rest of form.

If your company has available recorded data which accurately reflect normal operating experience, use is made of such data in determining any allowable price increases. This is referred to as the "Current Basis." If no such data are available, use is made of pre-war data projected to reflect certain basic changes which have occurred since that time (referred to as "Projected Basis"). To assist OPA in determining which basis to use in your case, check the answers to the following questions:

1	Do you have available for the company or accounting division (used in Schedule II) a recent profit and loss statement of at least three months duration which reflects annual operating experience?	Yes ☐	No ☐
2	Were "Net Sales" in this statement at an annual rate in excess of 75% of "Net Sales" for the fiscal year ended nearest December 31, 1941? (See Schedule II.)	Yes ☐	No ☐
3	Were "Net Sales" in this statement at an annual rate in excess of 75% of "Net Sales" for the three immediately preceding months at an annual rate? (Show here net sales for this previous three-months period $ .....)	Yes ☐	No ☐
4	Were sales of major products by the company or accounting division used in Schedule II for the "recent" period (Column 3, Schedule I) in approximately the same proportions as you expect for the coming year? (Note: If answer is "Yes," and expected sales for this period are in different proportions from sales for 1941, explain fully on separate sheet why these proportions are expected to continue.)	Yes ☐	No ☐
5	Were sales made to different classes of purchasers by the company or accounting division (used in Schedule II) in the "recent period" in approximately the same proportions as you expect for the coming year? (Note: If answer is "Yes" and the expected proportion of sales to different classes of purchasers for this period varied considerably from the proportions of 1941, explain fully on a separate sheet why these changed proportions are expected to continue.)	Yes ☐	No ☐
6	Do your costs of production in the "recent accounting period" accurately reflect methods of production which you plan to use in the next year? Answer "No" for instance, if the amount of subcontracted work was higher than is anticipated for next year or if methods necessitated by war conditions were still being reflected in costs of production for the recent period.	Yes ☐	No ☐

If you have answered "No" to any of the above questions, proceed with Schedules III, and IV or V. If you have answered "Yes" to all questions you need not proceed beyond this point. In case of doubt, it will be best to fill in Schedules III, and IV or V.

SCHEDULE III—CHANGES IN PRICES OF DIRECT MATERIAL AND PURCHASED PARTS

The purpose of this Schedule is to determine a weighted average percentage increase from October 1, 1941, to November 27, 1945 in the prices paid for direct material and parts as purchased by you in the same quantity, from the same source(s), and under the same general terms of sale, for manufacture into the products produced by the company (or division of the company) whose operations are described in Schedule II. In determining the "Value of Materials Used" in Column (1) of the Schedule proceed as follows:

1. If a wide variety of products are produced, use the first available of the following which can be determined accurately:
   (a) The value of the materials actually used during the pre-war period of Column (1) in Schedule II.
   (b) The value of the materials purchased during the pre-war period.
   (c) An estimate of the materials used during the pre-war period.
2. If a comparatively small number of similar products are produced:
   (a) Select a representative product which uses the principal materials in amounts bearing a reasonable relation to the totals for the entire company (or division) and determine the "Value of Materials Used" from a bill of materials for this product.
   (b) If no one product fills the requirements of 2(a) you may select and add together the bills of materials of several products.

NOTE: If (2) is used, give name of product on which materials increase was based and indicate the volume of sales of that product in the pre-war period used in Schedule II.

	A Description of materials, parts, and subassemblies used directly	B Value of materials used (1)	Net purchase price per unit: C October 1, 1941 (2)	Net purchase price per unit: D November 27, 1945 (3)	Percent increase column 3—column 2 divided by column 2 (4)	E Name of principal supplier (5)
1						
2						
3						
4						
5						
6						
7						
8						
9						
10						
11						
12						
13						
14						
15						
16						
17						
18						
19	All other F		× × ×	× × ×		× × ×
20	Total		× × ×	× × ×		× × ×

FOOTNOTES FOR SCHEDULE III

A "Description of Material" may refer either to individual items or to groups of items where a wide variety of such items are purchased. In the case of individual items the "Description of Materials" should be specific and complete for each item setting forth the name of the material, form, size, etc., for raw materials, and the name and supplier's designation for component parts and subassemblies. Where a wide variety of items is referred to, give the group designation of products under the "Description" and show average prices in Columns (2) and (3) if such averages have significances. Otherwise make entries only in Columns (1) and (4). Wherever practical, the first method should be used. The grouping of items and averaging may be used *only* where the prices of the materials involved have not changed or changed only slightly, or constitute a homogeneous group such as gray iron castings (not all castings) or hot-rolled steel bars (not all steel).

B See introductory statement, above.

C Show the October 1941 price paid per unit of material or part. This should be the price recorded on the earliest dated invoice in October 1941 representing a normal-sized purchase from your principal customary supplier. If you have no invoice during that month, use the last preceding invoice dated earlier than October 1941.

D Report prices as of November 27, 1945. If the current price is in excess of the November 27, 1945 price, *report* such an increase on a separate sheet, but recognition of such increases are subject to Executive Orders 9599, 9651, such directives as are issued thereunder, and the applicable standards of OPA. The November 27, 1945 price should be the ceiling price of the material or part sold by the 1941 supplier in the same quantity and under the same general terms of sale for which the October 1941 price shown in Column (2) was reported. The ceiling price of an alternative supplier should be reported *only* where the 1941 supplier has gone completely out of the business of supplying that general type of material. Where this has occurred the ceiling price must be reported for a supplier of the same class and for the customary-sized purchase on which the October 1941 price was reported. Only where November 27, 1945 prices definitely cannot be determined may current ceiling prices be reported under the same conditions (stated above) as apply to the November 27, 1945 price. Indicate these current ceiling prices with an asterisk (*) and the date for which reported. OPA will make the necessary adjustment (if any).

E See Footnote D immediately above. Place a check mark (✓) opposite the name if it is not the base date supplier.

F "All Other" if possible, should not account for more than 25% of the total. Give an estimate of the percentage increase in the column provided for this purpose.

SCHEDULE IIIA—CHANGES IN PRICES OF INDIRECT MATERIALS AND SUPPLIES

Give estimate of average increase in legal prices of indirect materials and supplies, _____%. If estimated increase is more than 12% fill out schedule similar to Schedule III for indirect materials and supplies.

INTRODUCTION TO SCHEDULE IV AND V—CHANGES IN BASIC WAGE RATES

Fill in either Schedule IV or Schedule V. Schedule IV, however, should be used wherever possible. The use of Schedule V is limited to certain special conditions set forth below under the general instructions preceding the table of Schedule V. The Schedules, in general, are used to measure certain increases in your basic wage rates of factory employees from October 1, 1941 to November 27, 1945. This refers to increases in single rates, or in ranges of rates (measured from the mid-point of the old range to the mid-point of the new) for one or more job classifications, as distinguished from increases affecting single employees. If Schedule II is filled out for a division (or plant) of the company "factory employees" refers to all workers included in "direct labor" (Line 1 (b) (ii)). If Schedule II is filled out for the entire company "factory employees" included "indirect labor" as well as "direct labor." Ordinarily this should include, in addition to productive workers, the maintenance, supervisory and other indirect workers. Sales and administrative employees should not be included. The OPA will recognize any increases in wages or salaries approved by the appropriate stabilization agency on or before November 27, 1945.

NOTE: Report any increases since that time, but the recognition of such increases in the computation of adjusted cost shall be subject to the provisions of Executive Orders 9599, 9651, such directives as are issued thereunder by the Stabilization Director, and the applicable standards of OPA.

The following lists of recognized increases show types of increases which may be included and those which may not be included.

Types of increases which may be included

1. A plant-wide or any other general increase affecting a considerable portion of the positions in the plant which provides (a) a uniform change in cents per hour or per piece, (b) a uniform percentage change for all jobs covered by the action, or (c) a systematic list of differential increases among jobs.
2. Increases in cents per hour, or percent, to one or more job classification rates, rate changes, piece rates or incentive wage rates.
3. Changes in the structure of incentive plans which affect the amount that can be earned for the same quantity and quality of work as represented by the average worker affected as of the date the changes were made.
4. An action in which the War Labor Board awards have provided for internal readjustment of wage rates amounting to a specified average increase.
5. Increases to equalize job rates for women, or for other groups of persons with rates for work of equal quantity or quality already paid generally, but in no case shall the weight given such a change, exceed the proportion of the plant's employees in those groups previously paid at lower rates on the payroll period covering most of October 1-15, 1941.

Types of increases which will not be included

1. In-grade promotions or any change in wage for the individual as distinguished from a change in the rate for the job.
2. Changes in vacation policies, non-production bonuses, or pay for overtime.
3. Increases granted automatically for length of service at stated intervals or after given periods.
4. Increases in earnings because of greater worker productivity under an incentive plan.
5. Changes in piece rates resulting from drastic changes in products, unless there has been a specific bargaining agreement to increase earnings during the process of revision.
6. Higher shift differentials except for plants which have multiple shifts in the major part of the plant's operations in 1941.

SCHEDULE IV—CHANGES IN BASIC WAGE RATES (ANALYSIS OF WAGE ACTIONS)

This method should be used wherever possible. If you had established job classifications on October 1, 1941, you should be able to fill in A below completely. If no such job classifications were in effect on October 1, 1941, fill out the schedule for the period from October 2, 1941, to November 27, 1945, and data obtained from B will be used to measure the change from October 1, 1941, to October 2, 1942. B should be filled in completely in either case.

A Individual wage actions

	Department, occupation or job classifications affected A (1)	Date of adjustment (2)	Adjustment B (cents per hour or percent) (3)	Average straight-time hourly earnings before adjustment C (omit if column 3 is completed in cents) (4)	Percent in column 3 x amount in column 4 D (5)	Percent of total workers in division receiving increase E (6)	Amount in column 3 or column 5 x percent in column 6 (7)	WLB authority F (8)
1								
2								
3								
4								
5								
6								
7								
8								
9								
10	Total							

B

	Computation of average straight-time hourly rate	October 1, 1941	October 1, 1942	November 27, 1945
1	Payroll period (used the last period prior to the three dates shown in vertical columns.	From To	From To	From To
2	Total hours worked for factory employees during period.	hrs.	hrs.	hrs.
3	Total earnings at straight time rates G	$	$	$
4	Average straight-time hourly earnings (Line 3÷Line 2).	$	$	$

FOOTNOTES FOR SCHEDULE IV

A An entry should be made for each separate occasion of a wage increase among the factory employees for the organization unit of the business reported in Schedule II. The change might involve only one job, or might include several job classifications, or even the whole of a department or plant. See NOTE above, under Introduction to Schedule IV and V.

B If an entry in this Column covers more than one job classification, rate or rate range receiving non-uniform increases, the amount reported should represent the weighted average of all the increases. The weighted average may be determined by multiplying the amount of each separate increase by the number of employees receiving the increase.

C Fill in this Column only in case the increase in Column (3) is stated in percent. Select a payroll period immediately preceding the date of the adjustment and determine the average hourly earnings during that period for the group of employees receiving the increase.

D This operation is for the purpose of converting any increases expressed in percentage in Column 2 into cents per hour.

E Compute the percentage of workers affected by dividing the number of employees to which the rate change applies by the total number of factory employees on the payroll at the time the change was effected.

F For each adjustment since October 2, 1942, the WLB Office approving such adjustment and the order number and date must be listed for each adjustment requiring specific WLB approval. For other adjustments, such as those made under WLB General Orders, indicate the type of authorization.

G Total earnings of employees at straight-time rates means earnings (1) before deductions for social security, withholding taxes, insurance, hospitalization dues, etc., (2) inclusive of regularly recurring bonus payments, such as production bonuses, and (3) exclusive of extra payments for overtime, and bonus payments that are not a part of regular earnings.

SCHEDULE V—CHANGES IN BASIC WAGE RATES (ANALYSIS OF OCCUPATIONAL WAGE RATES)

This alternative may be used only if the following conditions make it impossible to use Schedule IV:
(a) A continuous history of wage rate increases is lacking because of an extended company (or plant) shutdown after October 1941.
(b) The proportion of workers in the job classification receiving wage increases to total company (or division) employment varied substantially (except where uniform wage increases were granted to the job classifications affected).
If this Schedule is used instead of Schedule IV, indicate fully why Schedule IV could not be used.

Occupation or job classification [A] (Welder, Class B Assembler, etc.)	Number of employees October 1941 [B]	Wage rate October 1, 1941			Column 2 × column 5	Straight-time hourly wage rate November 27, 1945			Column 2 × column 9
		Rate range [C]		Specific rate or mid-point of rate range [D]		Rate range [C]		Specific rate or mid-point of rate range [D]	
		Minimum rate	Maximum rate			Minimum rate	Maximum rate		
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
1									
2									
3									
4									
5									
6									
7									
8									
9									
10									
11									
12									
13									
14									
15	Total								

FOOTNOTES FOR SCHEDULE V

[A] List the most important occupation or job classification of factory employees on payroll during last period prior to October 1, 1941, for the organizational unit reported in Schedule II. Account for at least 75% of the total employees.
[B] Give number of employees in each occupation or job classification for this same period.
[C] If there existed an established range of rates for the job during the period specified, list the minimum and maximum straight-time rates in the appropriate columns. Also see Note above, under Introduction to Schedule IV and V.
[D] If entries were made in the two previous columns, enter here the mid-point between these maximum and minimum rates. Otherwise enter the specific straight-time rate applicable to the job for the period specified.

I hereby certify that the facts submitted in this application are true and correct.

Sign here..... (Signature of officer) ..... (Title) ..... (Date)

OPA Form 6083-2645 (1-46)

Form Approved Budget Bureau No. 08-R1360

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UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
WASHINGTON 25, D. C.

APPLICATION FOR ADJUSTMENT OF MAXIMUM PRICES UNDER SUPPLEMENTARY ORDER NO. 142

APPLICATION FORM IIA

(For use in applying for price adjustment of individual items or lines of products on basis of unit cost data reflecting normal operating experience.)

Name of firm

Address—number and street

City, postal zone number, State

Phone number | Date

Total sales of company for last full fiscal year $..... For year ended..... 194....

If less than $500,000 ($300,000 for MPR 246) file two copies of application with your Regional OPA Office. Otherwise file with Machinery Branch, Office of Price Administration, Washington 25, D. C.

GENERAL INSTRUCTIONS FOR FILING APPLICATION UNDER SUPPLEMENTARY ORDER NO. 142

Supplementary Order No. 142 provides a procedure by which manufacturers of products covered by the following regulations may apply for adjustment in the prices of such products:
Revised Maximum Price Regulation 136—Machines, Parts and Industrial Equipment (except automotive trucks, motorcycles, buses, and house and truck trailers).
Maximum Price Regulation 67—New Machine Tools.
Maximum Price Regulation 82—Wire and Cable.
Maximum Price Regulation 246—Manufacturers' and Wholesale Prices of Farm Equipment.
Maximum Price Regulation 331—Ferrous Forgings.
Maximum Price Regulation 525—Plastic Products.
Maximum Price Regulation 581—Industrial Services.
Your application for price adjustment under Supplementary Order No. 142 may be made on any one of four bases described in the table below. In each case the data which you must submit is dependent on whether or not you have had recent normal operating experience. The table indicates which one of three application forms should be used in each situation.

	Basis of adjustment	Extent of price adjustment which will be allowed (if any)	Application form to use: Where recent normal operating experience	Application form to use: Where no recent normal operating experience
1	Over-all profit and loss statement.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expense) plus a normal profit margin. An "increase factor" will be determined to apply to all the products of the company which are covered by the above regulations.	Use application Form I (OPA Form No. 6083-2644)	
2	Profit and loss statement for a division (or plant) of the company for which separate accounting records are kept.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expense). An "increase factor" will be determined to apply to all the products of the Division (or plant) which are covered by the above regulations.		
3	Unit cost data for representative items of a line (or group) of products.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expense) for the representative items taken as a whole. The computed "increase factor" will be made to apply to all the items of the line, or group of products.	Use Application Form IIA (OPA Form 6083-2645). (These forms may be used only if you maintain unit costs which can be supported by your records).	Use Application Form IIB (OPA Form 6083-2646).
4	Unit cost data for individual items.	Prices will be increased sufficiently to cover allowable total manufacturing costs for each item. New prices are computed by the applicant to become effective 20 days after OPA acknowledges the docketing of the application (unless notification to the contrary is given by (OPA).		

WHEN THIS FORM IIA IS TO BE USED

You may use this form if you are applying on the basis of either (3) or (4) above, maintain unit costs which can be supported by your records, and if you have available current cost data reflecting normal cost experience for the items, or line of products, for which price adjustment is desired. You are considered to have had normal operating experience for an item if all the following conditions are met: (a) sales for the last three months were at an annual rate in excess of 75% of sales for the year 1941, (b) sales for the last three months were in excess of 75% of sales for the immediately preceding three months' period, and (c) current costs reflect methods of production such as will be in use for the coming period. (You do not meet this test, for instance, if current costs reflect an abnormal amount of subcontracting work, or if the use of inefficient methods of production necessitated by war conditions, have not been eliminated.) To indicate your position in these respects fill in Schedule I below. The percentage comparisons are indicated in Lines (4) and (5) of Schedule I.

SCHEDULE I—SALES INFORMATION

In the following schedule allow one column to an item. If application is being made for a line (or group) of products, select representative items which accurately reflect the average cost-price relationship of the line or group (generally, the fastest selling items) and fill in the requested information for these items, including the two "Total Columns." The items selected should account for at least 25% of total sales of the line or group in 1941, but you need not submit data for more than eight items if these are truly representative. If you are not able to select a representative sample of items for the line, all of which meet the tests for recent normal operating experience (lines 4 and 5 below), obtain copy of Application Form IIB and fill out for other representative items which do not meet the tests for normal operating experience.

		Identify each item in the spaces below (Name, catalog number, etc.)				Total of columns 1, 2, 3, and 4	Total sales of entire line
		(1)	(2)	(3)	(4)		
1	Sales—last 3 months×4 [A]						
2	Sales—3 previous months×4						
3	Sales—year ended December 31, 1941						
4	Line 1 ÷ line 2						
5	Line 1÷line 3						

[A] If your sales of these items are seasonal so that sales for the period are not truly representative, you may submit additional data to demonstrate that sales of the items are actually at a rate in excess of 75% of normal sales for the year 1941.

PART A—COMPUTATION OF NEW MAXIMUM PRICES FOR INDIVIDUAL ITEMS

SCHEDULE II—COMPUTATION OF AVERAGE DISCOUNT

The purpose of this schedule is to determine for the last three months' period the average discounts from list (or gross) prices for each item listed in Schedule I, when such items were sold to more than one class of purchaser. If sales to different classes of purchasers for this period are not representative of anticipated sales for the coming year, you may submit supplementary information relating to this for consideration by OPA.

		Columns refer to corresponding columns of Schedule I							
		(1)		(2)		(3)		(4)	
		Gross sales	Percent discount	Gross sales	Percent discount	Gross sales	Percent discount	Gross sales	Percent discount
1	Sales to final users								
2	Sales to dealers								
3	Sales to jobbers								
4	Sales to others								
5	Total sales—average discount		%		%		%		%

SCHEDULE III—COMPUTATION OF NEW MAXIMUM PRICES

Fill in the following information for each item listed in Schedule I

		Columns refer to corresponding columns of Schedule I			
		(1)	(2)	(3)	(4)
1	List (or gross) price on base date in regulation				
2	a Current maximum list (or gross) price				
	b Requested maximum list (or gross) price				
3	Unit cost on base date of regulation				
	a Direct materials				
	b Direct labor (excluding overtime premiums)				
	c Factory overhead (including overtime premiums)				
	d Total factory cost (3a+3b+3c)				
	e Line 3c÷(Line 3a+line 3b)				
4	Allowable current factory costs				
	a Direct materials				
	b Direct labor [A] (excluding overtime premiums and unapproved wage increases) [B]				
	c Actual factory overhead (including overtime) [C]				
	d Computed factory overhead (line 4a+line 4b)×line 3e				
	e Total allowable factory cost (4a+4b+smaller of 4c or 4d)				
5	Computed new list price (line 4c÷(100% minus percent figure of line 5) of Schedule II) [D]				

FOOTNOTES FOR SCHEDULE III

[A] If the current content of "direct labor" differs in any important respects from its content on the base date, make adjustments needed to express current and base date "direct labor" and "factory overhead" on the same basis and explain fully on a separate sheet.

[B] If you have granted any wage increases other than recognized increases as set forth below, list on a separate sheet such "unapproved" wage increases, the date on which granted, the extent of the increases, and the amount by which direct labor should be reduced so as to reflect its cost without the "unapproved" increases, and show how this amount was computed. The recognized increases include:

(1) wage increases approved by the appropriate wage and salary stabilization agency under Executive Orders 9599 and 9651.

(2) increases lawfully made or approved by the appropriate wage stabilization agency before August 18, 1945, and,

(3) increases made after August 18, 1945, under WLB General Order 30 relating to increases up to 55 cents per hour.

If you have granted only recognized increases, a statement to this effect should be made in your application.

[C] If the current method of allocating "factory overhead" is different in any important respects from the method used on the base date, make adjustments needed to express current and base date factory overhead on the same basis, and explain fully on a separate sheet.

[D] If application is for a line of products *do not* fill in this line.

NOTE.—If cost data in Part A above are for representative items of a line (or group) or products, fill in Part B below. If cost data in Part A are for individual items, you need not fill in Part B.

PART B—NEW MAXIMUM PRICES FOR A LINE (OR GROUP) OF PRODUCTS

SCHEDULE IV—ADDITIONAL DATA REQUIRED

If application is being made for "representative items" of a line, or group, of products, fill in the following schedule. In this case, OPA will determine the amount of price adjustment, if any, and notify you accordingly.

		(1)		(2)		(3)		(4)	
		Base date	Current	Base date	Current	Base date	Current	Base date	Current
1	Selling, general and administrative expense for representative items (columns refer to corresponding columns of Schedule I).								
2	Sales and expense data for division of company producing representative items	For period including base date (at least 3 months in length).						For recent period (at least 3 months in length).	
	a Total net sales of division for period shown.								
	b Total selling, general and administrative expense for division.								

NOTE: If any expenditures classified as selling, general or administrative expense on the base date are now classified as factory overhead, or vice versa, explain fully.

I certify that the facts submitted in this application are true and correct.

Sign here.....
(Signature of officer)

Title..... Date.....

OPA form 6083-2646 (1-46) Budget bureau No. 08-B156.2

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UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
WASHINGTON 25, D. C.

APPLICATION FOR ADJUSTMENT OF MAXIMUM PRICES UNDER SUPPLEMENTARY ORDER NO. 142

APPLICATION FORM III1

(For use in applying for price adjustment of individual items or lines of products on basis of unit cost data when company has had no recent normal operating experience)

Name of firm

Address—number and street

City, postal zone number, state

Phone number | Date

Total sales of company for last full fiscal year $.....19..
For year ended.....

If less than $500,000 ($300,000 for MPR 246) file two copies of application with your Regional OPA Office. Otherwise file with Machinery Branch, Office of Price Administration, Washington 25, D. C.

GENERAL INSTRUCTIONS FOR FILING APPLICATION UNDER SUPPLEMENTARY ORDER NO. 142

Supplementary Order No. 142 provides a procedure by which manufacturers of products covered by the following regulations may obtain adjustment in the prices of such products:

Revised Maximum Price Regulation 136—Machines, Parts and Industrial Equipment (except automotive trucks, motorcycles, buses, and house and truck trailers).
Maximum Price Regulation 67—New Machine Tools.
Maximum Price Regulation 326—Used Machine Tools.
Maximum Price Regulation 351—Ferrous Forgings.
Maximum Price Regulation 523—Plastic Products.
Maximum Price Regulation 581—Industrial Services.

Your application for relief under Supplementary Order No. 142 may be made on any one of four bases (described in the order), but in all cases in which you must submit on whether or not you have had recent normal operating experiences. The table indicates which one of three application forms should be used in each situation.

	Application form to use	
Basis of adjustment	Where recent normal operating experience	Where no recent normal operating experience
1 Over-all profit and loss statement.	Use application Form 1 (OPA Form No. 6083-2644)	
2 Profit and loss statement for a division (or plant) of the company for which separate accounting records are kept.	Use Application Form 11A (OPA Form 6083-2645)	Use Application Form 111 (OPA Form 6083-2646)
3 Unit cost data for representative items of group) of products.		
4 Unit cost data for individual items.		

WHEN THIS FORM IS IS TO BE USED

You should use this form if you are applying on the basis of either (3) or (4) above, maintain unit costs which can be supported by your records, but do not have available current unit cost data reflecting normal cost experience for the items, or lines of products, for which price adjustment is desired. You are considered not to have normal operating experience for an item if any of the following conditions exist: (a) sales for the last three months were at an annual rate less than 75% of sales for your last full fiscal year, (b) sales for the last three months were at an annual rate more than 125% of sales for your last full fiscal year, (c) unit costs reflect abnormalities which will not exist in the coming year (such as an abnormal amount of subcontracting work, or the use of inefficient methods of production, necessitated by war conditions which have not as yet been eliminated). To indicate your position in these respects fill in Schedule I below. The percentage comparisons are indicated in Lines (4) and (5) of Schedule I.

SCHEDULE I—SALES INFORMATION

In the following schedule allow one line to an item. If application is being made for a line (or group) of products select representative items which accurately reflect the average cost-price relationship of the line or group (generally the fastest selling items) and fill in the requested information for these items, including the two "Total Columns." The items selected should account for at least 25% of total sales of the line or group in 1941, but you need not submit data for more than eight items if these are truly representative. In selecting a sample you may wish to include items which you have cost reflecting recent normal operating experience, as well as for those for which you do not have such experience.

		Identify each item in the spaces below (Name, Catalog Numbers, etc.)				Total of columns 1, 2, 3, and 4	Total sales of entire line
		(1)	(2)	(3)	(4)		
1	Sales—last 3 months x 4 [A]						
2	Sales—3 previous months x 4						
3	Sales—year ended December 31, 1941						
4	Line 1÷line 2						
5	Line 1÷line 3						

[A] If your sales of these items are seasonal in nature so that sales for the period are not truly representative, may submit additional data to demonstrate that sales of the items are actually at a rate in excess of 75% of normal sales for the year 1941.

PART B—ALLOWABLE INCREASES IN COSTS

SCHEDULE IV—COMPUTATION OF PERCENTAGE INCREASES IN PRICES OF DIRECT MATERIALS

For the completion of Line 4a of Schedule III you must determine the percentage increase since the applicable base date in the covering regulation in the prices of materials, parts, and subassemblies as purchased by you in the same quantity, from the same sources(s) and under substantially the same terms of sale. Where several items are listed in Schedule I, separate percentages may be determined for each item if such items are quite dissimilar with respect to the materials used and the proportions in which they are used. Otherwise fill out the schedule on the basis of all the bills of materials of the items listed in Schedule I.

	A Description of materials, parts, and subassemblies used directly	B Value of materials used	Net purchase price per unit: C Base date	Net purchase price per unit: D November 27, 1945	Percent increase (column 3 minus column 2) Column 2	Column 4 × Column 1
		(1)	(2)	(3)	(4)	(5)
1						
2						
3						
4						
5						
6						
7						
8						
9						
10						
11						
12						
13						
14						
15						
16						
17						
18	All other [E]					
19	Total					
20	Percent increase (line 19, column 5÷line 19, column 1)			%		

FOOTNOTES FOR SCHEDULE IV

[A] "Description of Material" may refer either to individual items or to groups of items where a wide variety of such items are used. In the case of individual items the "Description of Materials" should be specific and sufficient to identify the item setting forth the name of the material, form, size, etc., for raw materials, referred to, give the group designation for component parts and subassemblies. Where a wide variety of items are used, Columns (2) and (3) of such averages have been used, or changed only slightly, or constitute a homogeneous group such as gray iron castings (not all castings) or hot-rolled steel bars (not all steel).

[B] Indicate here the value of the material or part in the bill of materials, or if the schedule applies to several items, the total value of the materials involved in all the bills of materials combined.

[C] Report the price paid per unit of material or part. This should be the price recorded on the earliest dated invoice in October 1941 representing a normal-sized purchase from your principal supplier of such item. If you have no invoice during that month, use the last preceding invoice dated prior to October 1941.

[D] Report prices as of November 27, 1945. These prices are subject to Executive Orders 9599, 9651, such directives as are issued thereunder by the Stabilization Director, and the applicable standards of OPA. The November 27, 1945 price is the price for the same quantity and under substantially the same general terms of sale for which the October 1941 price shown in Column (2) was recorded. If you have received any price adjustment from your principal supplier of the material or part sold by the 1941 supplier in the same quantity and under substantially the same general terms of sale for which the October 1941 price shown in Column (2) was recorded, certify out of the lassuess of supplyame that general type should be reported *only* where the 1941 supplying price must be reported for a supplier of the same class and for the same type of material. Where this has been changed, the 1941 supplying price must be reported for a supplier of the same class and for the customary sales practices on which the October 1941 price was reported.

PART A—COMPUTATION OF NEW MAXIMUM PRICES

SCHEDULE II—COMPUTATION OF AVERAGE DISCOUNT

The purpose of this schedule is to determine for the year 1941 or some significant part thereof the average discounts from list (or gross) prices for each item listed in Schedule I, when such items were sold to more than one class of purchaser. If sales to different classes of purchasers for this period were not representative of anticipated sales for the coming year, you may submit supplementary information relating to this for consideration by OPA.

	Columns refer to corresponding columns of schedule I	(1) Gross sales	(1) Percent discount	(2) Gross sales	(2) Percent discount	(3) Gross sales	(3) Percent discount	(4) Gross sales	(4) Percent discount
			(1)		(2)		(3)		(4)
1	Sales to final users								
2	Sales to dealers								
3	Sales to jobbers								
4	Sales to others								
5	Total sales—average discount		%		%		%		%

SCHEDULE III—COMPUTATION OF NEW MAXIMUM PRICES

Fill in the following information for each item listed in Schedule I

	Columns refer to corresponding columns of Schedule I	(1)	(2)	(3)	(4)
1	List price on base date of regulation				
2a	Current maximum list (or gross) price [A]				
2b	Requested maximum list (or gross) price				
3	Unit cost on base date of regulation				
3a	Direct materials				
3b	Direct labor (excluding overtime premiums)				
3c	Factory overhead (including overtime premiums)				
3d	Total factory cost (3a+3b+3c)				
3e	Line 3c÷(line 3a+3b)				
4	Allowable unit factory costs				
4a	Direct materials (line 3a increased by % from line 20, Column 1 of Schedule IV)				
4b	Direct labor (line 3b increased by % from line 1c of Schedule V or line 2c of Schedule V)				
4c	Factory overhead (line 4a÷line 4b)×line 3e				
4d	Total allowable factory cost (4a+4b+4e)				
5	Computed new list price [line 4d÷(100% minus % figure of line 5, Schedule III)]				

Additional data needed if you are requesting price increase for a line of products.

6	Base date general, administrative selling expense				

[A] If different from list price on base date explain why on separate sheet. If you have received any price adjustments from OPA since the base date on products covered by this application, also give the OPA docket number(s) of the applications.

Only where November 27, 1945 prices definitely cannot be determined may current ceiling prices be reported under the same conditions (stated above) as apply to the November 27, 1945 price. Indicate these current ceiling prices with an asterisk (*) and the date for which reported. OPA will make the necessary adjustment (if any).

[E] "All Other" if possible, should not account for more than 25% of the total. Give an estimate of the percentage increase in the column provided for this purpose.

SCHEDULE V—COMPUTATION OF PERCENTAGE INCREASE IN BASIC WAGE RATE SCHEDULE

For the completion of Line 4b of Schedule III you must determine the percentage increase from the applicable base date of the covering regulation to November 27, 1945 in the basic wage rates of your direct factory workers employed in the division of your business in which the items given in Schedule I are produced. Two alternative methods are provided below for determining this percentage increase. Full instructions for selecting the proper one and filling out the form follow.

GENERAL INSTRUCTIONS FOR FILLING OUT SCHEDULE V

Fill in *either* Schedule V (1) *or* V (2). Schedule V (1), however, should be used wherever possible. The use of Schedule V (2) is limited to certain special conditions set forth below under the instructions preceding the table of Schedule V (2). The Schedules, in general, are used to measure certain increases in your basic wage rates of factory employees since the applicable base date in the covering regulation. This refers to increases in single rates, or ranges of rates (measured from the mid-point of the old range to the mid-point of the new) for one or more job classifications as distinguished from increases affecting single employees. "Factory employees" refers to all the workers included in "direct labor" (Line 3b of Schedule III).

The OPA will recognize any increases in wages or salaries approved by the appropriate stabilization agency on or before November 27, 1945.

NOTE.—Report any increases since that time, but the recognition of such increases in the computation of adjusted costs shall be subject to the provisions of Executive Orders 9599, 9651, such directives as are issued thereunder by the Stabilization Director, and the applicable standards of OPA.

The following lists show types of recognized increases which may be included, and those which may not be included:

Types of changes which may be included

1. A plant-wide or any other general increase affecting a considerable portion of the positions in the plant which provides (a) a uniform change in cents per hour or per piece, (b) a uniform percentage change for all jobs covered by the action, or (c) a systematic list of differential increases among jobs.
2. Increases in cents per hour, or percent, to one or more job classification rates, rate ranges, piece rates or incentive wage rates.
3. Changes in the structure of incentive plans which affect the amount that can be earned for the same quality of work as represented by the average worker affected as of the date the changes were made.
4. An action in which the War Labor Board awards have provided for internal readjustment of wage rates amounting to a specified average increase.
5. Increases to equalize job rates for women, or for persons of certain races with rates for work of equal quantity or quality as already paid to men, or to persons of other races, but in no case shall the weight given such a change exceed the proportion of the plant's employees in those groups previously paid at lower rates in the payroll period immediately preceding the base date.

Types of changes which may not be included

1. In-grade promotions or any change in wage for the individual as distinguished from a change in the rate for the job.
2. Changes in vacation policies, non-production bonuses, or pay for overtime.
3. Increases granted automatically for length of service at stated intervals or after given periods.
4. Increases in earnings because of greater worker productivity under an incentive plan.
5. Changes in piece rates resulting from drastic changes in products, unless there has been a specific bargaining agreement to increase earnings during the process of revision.
6. Higher shift differentials except for plants which have multiple shifts in the major part of the plant's operations on the base date.

1	Percentage increase in basic wage rate schedules by analysis of individual wage actions								
A	Analysis of individual wage actions								
		[A] Department, occupation or job classification affected (1)	Date of adjustment (2)	[B] Adjustment (cents per hour or percent) (3)	[C] Average straight-time hourly earnings before adjustment (omit if column 3 is completed in cents) (4)	[D] Percent in column 3 × amount in column 4 (5)	[E] Percent of total workers in division receiving increase (6)	Amount in column 3 or column 5 × percent in column 6 (7)	[F] WLB authority (8)
	I								
	II								
	III								
	IV								
	V								
	VI								
	VII	Total							
B	Average straight-time hourly earnings for the last payroll period prior to the applicable base date of the covering regulation								
	I	Payroll period used (give dates)							
	II	Total hours worked by factory employees							
	III	Total earnings at straight-time wages [G]							
	IV	Average straight-time hourly earnings (Line iii÷line ii)							
C	Increase in basic wage rate schedules—Line A (vii)—line B (iv)								

2 Percentage increase in basic wage rates by analysis of occupational wage rates.
This alternative may be used only if the following conditions make it impossible to use Schedule V (1).
(a) A continuous history of wage rate increases is lacking because of an extended company (or plant) shutdown after October 1941.
(b) The proportion of workers in the job classification receiving wage increases to total company (or division) employment varied substantially (except where uniform wage increases were granted to the job classifications affected).
If this schedule is used instead of Schedule V (1) indicate fully why Schedule V (1) could not be used.

[A] Occupation or job classification (welder, Class B assembler, etc.) (1)	[B] Number of employees base date period (2)	Base date straight-time hourly wage rate: Rate range [J] Minimum rate (3)	Rate range [J] Maximum rate (4)	[K] Specific rate or mid-point of rate range (5)	Column 2 × column 5 (6)	Straight-time hourly wage rate November 27, 1945: Rate range [J] Minimum rate (7)	Rate range [J] Maximum rate (8)	[K] Specific rate or mid-point of rate range (9)	Column 2 × column 9 (10)
a									
b									
c									
d									
e									
f									
g									
h									
i									
j									
k									
l									
m									
n									
o									
p	Total								
q	Line p, column 10 minus line p, column 6								
r	Wage rate increase (line q÷line p, column 6)				%				

[1] FOOTNOTES FOR SCHEDULE V

[A] An entry should be made for each separate occasion of a wage increase among the factory employees for the division of the business in which the items are produced. The change might involve only one job, or might include several job classifications, or even the whole of a department or plant. See NOTE above, under General Instructions for Filling Out Schedule V.

[B] If an entry in this Column covers more than one job classification, rate or rate range receiving non-uniform increases, the amount reported should represent the weighted average of all the increase. The weighted average may be determined by multiplying the amount of each separate increase by the number of employees affected and dividing the sum of these products by the total number of employees receiving the increase.

[C] Fill in this Column only in case the increase in Column 3 is stated in percent. Select a payroll period immediately preceding the date of the adjustment and determine the average hourly earnings during that period for the group of employees receiving the increase.

[D] This operation is for the purpose of converting any increase expressed in percentage in Column 2 into cents per hour.

[E] Compute the percentage of workers affected by dividing the number of employees to which the rate change applies by the total number of factory employees on the payroll at the time the change was affected.

[F] For each adjustment since October 2, 1942, the WLB Office approving such adjustment and the order number and date must be listed for each adjustment requiring specific WLB approval. For other adjustments, such as those made under WLB General Orders, indicate the type of authorization.

[G] Total earnings of employees at straight-time rates means earnings (1) before deductions for Social Security, withholding taxes, insurance, hospitalization dues, etc., (2) inclusive of regularly recurring bonus payments, such as production bonuses, and (3) exclusive of extra payments for overtime, and bonus payments that are not a part of regular earnings.

[H] List the most important occupation or job classification of factory employees on payroll during last period prior to the applicable date of the regulation for the division producing the item. Account for at least 75% of the total employees.

[I] Give number of employees in each occupation or job classification for this same period.

[J] If there existed an established range of rates for the job during the period specified list the minimum and maximum time rates in the appropriate columns. Also see NOTE above, under General Instructions for Filling Out Schedule V.

[K] If entries were made in the two previous columns, enter here the mid-point between these maximum and minimum rates. Otherwise, enter the specific straight-time rate applicable to the job for the period specified.

I certify that the facts submitted in this application are true and correct.

Sign here _____ (Signature of Officer) (Title) (Date)

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4609; Filed, Mar. 19, 1946; 4:34 p. m.]

PART 1305—ADMINISTRATION

[SO 152]

MAXIMUM PRICES FOR SALES OF CERTAIN SLOP CHEST SUPPLIES

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SECTION 1. *What this supplementary order does.* This supplementary order fixes ceiling prices for sales by slop chest dealers direct to vessel operators, who operate under either domestic or foreign registry, of the slop chest supplies set forth in Appendix A, which, pursuant to arrangements made between the War Shipping Administration and the manufacturers of such supplies, may be purchased by slop chest dealers upon approval of the War Shipping Administration.

SEC. 2. *Definitions.* When used herein the following terms have the following meaning:

(a) "Slop chest dealer" means any individual, partnership, association, business trust, corporation or any other organized group of persons whether or not incorporated, regularly engaged in operating a bona fide business of supplying slop chest supplies directly to vessel operators and who have agreed with the War Shipping Administration:

(1) To sell to any vessel, whether operated under domestic or foreign registry, any of the slop chest supplies listed herein, acquired upon approval of the War Shipping Administration, at prices not in excess of those set forth in Appendix A; and

(2) To furnish to the War Shipping Administration receipted delivery tickets, invoices and certifications covering all sales to such vessel's operators.

(b) "Slop chest supplies" means any of the supplies listed herein acquired by a vessel operator, who operates a vessel under either domestic or foreign registry, for resale aboard said vessel to merchant marine personnel, and which were procured by the slop chest dealer upon approval of the War Shipping Administration for resale to such vessel operators for immediate delivery on board a vessel.

(c) "Vessel operator" means any individual, partnership, association, business trust, corporation or any other organized group of persons whether or not incorporated (including the United States Government) operating, as the owner or owner's agent, a vessel engaged in foreign or domestic commerce.

SEC. 3. *Posting.* Any slop chest dealer having for sale any of the slop chest supplies set forth herein must post in a prominent and clearly visible position in the place where the supplies are offered for sale, a sign describing the supplies offered for sale and stating that the prices listed therein are OPA ceiling prices.

SEC. 4. *Relation to other regulations or orders.* This supplementary order, with respect to the commodities and conditions of sales which it covers, supersedes any other regulation or order previously issued by the Office of Price Administration.

SEC. 5. *Revocation and amendment.* This supplementary order may be revoked or amended at any time.

This supplementary order is effective on March 25, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

APPENDIX A

Clothing	*Ceiling price*
1. Belts, web, solid brass buckle & tip, khaki	$0.45 each
2. Caps, engineers, taffeta, water repellant crown, lining, with sweatband & visor, braided cord trim, black	.54 each
3. Caps, fireman, black, sateen crown, white lining, light visor brim	.19 each
4. Caps, white twill, 8-section crown, snap-fasten, covered button	.45 each
5. Caps, watch wool, Navy Spec. No. 7623 (INT)	.79 each
6. Coats, dungaree, U. S. Maritime Comm. Spec. No. P-26	2.32 each
7. Coats, foul weather, short, Navy Spec. No. 72R4 (INT)	4.27 each
8. Coats, foul weather, long, Navy Spec. No. 72R4 (INT)	6.97 each
9. Coats, rubber, ¾ length, Wilbur MR-130, synthetic rubber, 100% water repellant	4.89 each
10. Drawers, cotton briefs, jockey type, knitted cotton, full elastic waistband	.35 each
11. Drawers, cotton shorts, sanforized white broadcloth or pajama check, 3-button front or grippers, tie sides:	
(a) Arrow	.58 pair
(b) Benham	.46 pair
12. Drawers, wool & cotton, 56% wool, silver gray, ankle length, adjustable tie back, U. S. Army Spec. No. P-138	1.93 pair
13. Gloves, canton flannel, unbleached, single thickness back & palm, 12 oz., knit wrist, warlong No. 571DA	.21 pair
14. Gloves, leather palm, split palm, ¾ leather thumb, leather knuckle strap, canton flannel back:	
(a) safety cuff	.57 pair
(b) knit wrist	.66 pair
15. Gloves, woolen, Navy Dept. Spec. Nos. 73i-2A, 73G-2B	1.07 pair
16. Handkerchiefs, colored U. S. Maritime Comm. Spec. dated April 30, 1945	.10 each
17. Handkerchiefs, white, Fed. Spec. No. D191-H-71A	.08 each
18. Hats, middy, white, Navy Spec. No. 73-H1-c	.80 each
19. Helmets, sun, Navy Spec. No. 73-113 (INT)	1.63 each
20. Jackets, melton, U. S. Maritime Comm. Spec. dated March 22, 1945	6.92 each
21. Jerseys, turtleneck, Navy Dept. Spec. No. 55J2 (INT)	3.35 each
22. Shirts, broadcloth, khaki, regulation military without shoulder straps	2.14 each
23. Shirts, broadcloth, white, attached collar, single cuffs:	
(a) "Jaysen"	1.92 each
(b) Arrow	1.87 each
24. Shirts, chambray, blue, Navy Spec. No. 55S20 (INT)	.95 each
25. Shirts, chino, khaki, 6.2 combed twill, regulation military stand-up collar, no shoulder straps	2.56 each
26. Shirts, flannel, U. S. Maritime Comm. Spec. No. P-22	2.43 each
27. Shirts, jean, khaki, U. S. Maritime Comm. Spec. No. P-18	1.63 each
28. Socks, boot:	
60% merino wool, 40% cotton, silver grey, 4 lbs. per dozen, Triemp Corp	.91 pair
54% wool, 6% cotton, 3 lbs. per dozen Seneca Knitting Mills, Style 999	.60 pair
29. Socks, cotton, Federal Spec. No. JJ-S-596a	.23 pair
30. Socks, wool & cotton, 60% wool, 40% cotton, 2¼ lbs. per dozen, silver grey	.46 pair
31. Sou'westers, Navy Spec. No. 72-H4 (INT)	1.34 each
32. Sweatshirts, cotton, fleece-lined, pullover, with collarette and V-insert	.83 each
33. Ties, four-in-hand, black	
(a) rayon with wool lining	.31 each
(b) wool	.69 each

Clothing	*Ceiling price*
34. Trousers, chino, grey, U. S. Maritime Comm. Spec. No. P-15	$3.13 pair
36. Trousers, drill khaki, 2.50 suntan drill, U. S. Maritime Comm. Spec. No. P-17:	
Rice-Stix	1.91 pair
Lee	2.22 pair
Sweet-Orr	2.36 pair
37. Trousers, dungaree, U. S. Maritime Spec. dated April 18, 1945	1.76 pair
38. Trousers, foul weather, Navy Dept. Spec. No. 72-R4 (INT)	4.31 pair
39. Undershirts, athletic, Navy Dept. Spec. No. 55-S31 (INT)	.31 each
40. Undershirts, tee, Navy Dept. Spec. No. 55-U13 (INT)	.50 each
41. Undershirts, wool & cotton, 50% wool, pull-over type, high neck, long sleeves, U. S. Army Spec. No. 8-130	1.97 each
42. Boots, rubber, knee, plain toe, men's industrial	3.96 pair
43. Boots, rubber, ¾ length, plain toe, men's industrial, Storm King	5.47 pair
44. Clogs, shower, softwood, shaped, web band, chemically treated	.43 pair
45. Shoes, work, low, black	
(a) U. S. Maritime Comm. Spec. No. P-21	4.67 pair
(b) Endicott-Johnson #1209	3.72 pair
Toiletries	
46. Blades, razor:	
(a) Gem, single edge, five blades to package	.17 package
(b) Gillette Blue Blade, double edge, five blades to package	.19 package
(c) Schick Injector, 20 blades to cartridge	.53 cartridge
47. Brushes, shaving, Ever-Ready #79A	.48 each
48. Brushes, tooth, Johnson & Johnson "Tek" professional nylon bristles	.15 each
49. Cream, shaving, lather:	
(a) Palmolive, large	.22 tube
(b) Mennen, large	.24 tube
(c) Williams, large	.24 tube
50. Cream, shaving, brushless:	
(a) Palmolive, large	.22 tube
(b) Mennen, large	.24 tube
(c) Barbasol, 2.3 ounce	.15 tube
(d) Williams, large	.17 tube
51. Lotion, after shave:	
(a) Mennen, 50¢ size	.34 bottle
(b) Williams, 5 oz. size	.34 bottle
(c) Palmolive, 5 oz. size	.27 bottle
52. Monthwash, Listerine Antiseptic, 7 oz. size	.34 bottle
53. Paste, tooth:	
(a) Colgate, large	.17 tube
(b) Kolynos, medium	.16 tube
54. Powder, foot, Mennen, Quinsana, 50¢ size	.34 can
55. Powder, talcum:	
(a) Palmolive, large	.20 can
(b) Mennen, 25¢ size	.17 can
(c) Williams	.17 can
56. Powder, tooth:	
(a) Colgate, large	.17 can
(b) Kolynos, medium	.16 can
57. Razors, safety:	
(a) Gem Jr. with three blades	.27 set
(b) Gillette, with five Gillette Blue Blades	.38 set
(c) Schick Injector, with cartridge of 20 blades	.63 set
58. Tonic, hair, vaseline, 6 oz. bottle	.53 bottle
59. Candy bars (24 per box)	.75 box
Baby Ruth; Butterfingers; O'Henry; Milky Way; Forever Yours; Dr. I. Q; Ping; Snicker; Mars; Hershey's Almond, Milk Chocolates, Bittersweet and Tropical; Peter Paul's Walnut Caramel and Chocolettes and Mound; Rockwood's Pecan Feast and Milk Chocolate; Welsh's Cocoanut, Fudge and Rum Frappe; Ghirardelli's Milk, Mint and Semi-Sweet Chocolates; Nestles' Almond, Milk and Semi-Sweet Chocolates.	
60. Candy Coated Chocolates, 10¢ per package	.98 doz. pkg.
61. Charms, assorted flavors, 5¢ packages, 20 packages to box	.61 box
62. Gum, chewing:	
(a) Wrigley, orbit, 20 pkg. to box	.60 box
(b) American Chicle, assorted, 20 pkg. to box	.65 box
(c) Beechnut, assorted, 20 pkg. to box	.66 box
63. Life Savers, mint and assorted flavors, 20 rolls per box	.61 box
64. Peanuts, blanched, salted, 8 oz. vacuum can	.23 can
Miscellaneous	
65. Canopies, mosquito, style No. 48-BT Bunk net Size 76" x 33" x 37½" approx	2.32 each
66. Cards, playing:	
Pinochle, U. S. "Aviator"	.29 deck
Poker, U. S. "Aviator"	.29 deck
67. Combs, pocket, plastic, black, 5-inch	$0.04 each
68. Glasses, sun, "Super Solarex"	.73 pair
69. Ink, Parker's Quink, blue-black, 2 oz.	.09 bottle
70. Kits, sewing, fitted	.34 each
71. Kits, shoe polish, black, "Royal Esquire".	.99 each
72. Laces, shoe, black or brown, 48 strand cotton yarn tipped:	
27" length	.27 doz. pr.
40" length	.37 doz. pr.
73. Pipes, briar, "Knickerbocker Mountain Root".	.80 each
74. Pipes, corncob	.07 each
75. Polish, shoe, black or brown:	
Royal Esquire, 2 oz jar	.17 can
Shinola, 2⅛ oz. can	.07 can
Griffin, 1¾ oz. can	.07 can
76. Straps, wrist watch, gabardine	.23 each

[F. R. Doc. 46-4610; Filed, Mar. 19, 1946; 4:33 p. m.]

PART 1389—APPAREL

[RMPR 330,[1] Amdt. 4]

RETAILERS' AND WHOLESALERS' PRICES FOR WOMEN'S, GIRLS', CHILDREN'S AND TODDLERS' OUTERWEAR GARMENTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 330 is amended in the following respects:

1. Section 4 (d) is amended to read as follows:

(d) Pricing garments which have been bought or sold at a "special sale." This section provides a method of establishing ceiling prices for garments which are being sold or have been sold at a "special sale."

(1) "Special sale" defined. A "special sale" is a sale outside the normal channel of distribution such as a sale by a wholesaler to another wholesaler or to a manufacturer, or a sale by a retailer to any person other than to an ultimate consumer or to an industrial or institutional user. "Special sale," however, does not include a sale by a wholesaler to a "peddler supplier." "Peddler" means a person who maintains no place of business of his own but carries on his business by personally contacting his customers and taking them to the establishment of his supplier from whom he purchases the garment after his customer has made a selection in the supplier's establishment. A "peddler supplier" is a person who sells garments exclusively to peddlers and who maintains a place of business at which customers of peddlers may select garments for purchase from the peddlers.

(2) *Ceiling prices.* In the case of a sale of a garment which is being sold or which has been sold at a special sale by a wholesaler, the ceiling price (except for a sale at retail) may not exceed the maximum price of the first purchaser from the manufacturer. In no case may a garment be sold at retail or otherwise at a price in excess of the maximum price of the first retailer to whom the garment was sold.

(3) *Disclosure of "special sales."* (i) In the case of a sale of a garment which is being sold or has been sold at a special sale by a wholesaler, the seller (except in

[1] 9 F.R. 11350; 10 F.R. 331.

a sale at retail) must place on the invoice or attach to it a statement in substantially the following form:

The following garments have been sold at a special sale under section 4 (d) of RMPR 330.

(Describe garments)

The ceiling price of the first purchaser of these garments from the manufacturer is $—— (dozen or unit as the case may be). OPA requires that if you make a sale of these garments (except a sale at retail) you must mark on your invoice or bill a statement in substantially the same form as this one.

Where the garment being sold at any time has been sold to a retailer this subdivision does not apply; subdivision (ii) sets forth the statement which must be used in such cases.

(ii) In the case of a garment which is being sold or has been sold at a special sale by a retailer, the seller (except in a sale at retail) must mark on the invoice or attach to it a statement in substantially the following form:

The following garments have been sold by a retailer at a special sale under section 4 (d) of RMPR 330:

(Describe garments)

The ceiling price of the first retailer who purchased these garments is $---- per unit. In no event may anyone resell these garments at a price exceeding the ceiling price of the first retailer. OPA requires that if you make a sale of these garments (other than a sale at retail) you must make on your invoice or bill a statement in substantially the same form as this one.

This amendment shall become effective March 25, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4601; Filed, Mar. 19, 1946; 4:33 p. m.]

PART 1380—HOUSE AND SERVICE INDUSTRY MACHINES

[MPR 598, Amdt. 4]

POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment is issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respect:

Section 24, *Appendix A* is amended by adding the following models in proper alphabetical order to the list of refrigerator models therein:

Make	Brand	1946 Model No.	1st Zone
Edison General Electric Appliance Co., Inc.	Hotpoint [1]	EA7-1-46	$165.50
		EB7-1-46	188.25
		EC7-0-46	209.50
General Electric Company	General Electric [1]	LBX7B-46	165.50
		BH7A-46	188.25
		B7C-46	209.50

[1] A charge of $4.75 may be added if any Hotpoint or General Electric refrigerator is sold equipped with a left-hand door.

This amendment shall become effective on the 19th day of March 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4606; Filed, Mar. 19, 1946; 4:35 p. m.]

PART 1400—TEXTILE FABRICS: WOOL, COTTON, SILK, SYNTHETIC AND ADMIXTURES

[MPR 127,[1] Amdt. 43]

FINISHED PIECE GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 127 is amended in the following respect:

Section 1400.82 (b) (11) is added to read as follows:

(11) In connection with any finished goods delivered on or after March 24, 1946, if the grey goods used are any of the following, the basic grey goods cost shall not include the 5% premium provided in section 3 (a) of Supplementary Order 131, and producers, in applying subparagraph (2), above, shall make the required reduction of 3% from the maximum price exclusive of the premium.

Name of Goods		
Grey Osnaburgs		
Class A Sheetings under 42"		
36"	48 x 44	2.85
40"	48 x 44	2.85
40"	48 x 44	2.50
Class B Sheetings under 42"		
40"	44 x 40	4.25
40"	48 x 40	3.25
40"	48 x 40	3.75
37"	48 x 40	4.00
31"	48 x 40	5.00

This amendment shall become effective March 19, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4605; Filed, Mar. 19, 1946; 4:35 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Restriction Order 16]

RICE IN PUERTO RICO

Preamble: All available data indicate that rice stocks in the island have become very low and that imports of such commodities will not be sufficient to cover normal demands. The limited supply of rice for civilian distribution must be conserved until arrangements can be made for the orderly and equitable distribution thereof.

Article I—Restriction of Transfers of Rice

Sec.
1.1 Transfers of rice prohibited.
1.2 Exemptions to the prohibitions of transfers of rice.
1.3 Inventory reports by importers and wholesalers.
1.4 Registration of retailers, institutional and industrial users

Article II—Enforcement

2.1 Criminal prosecution.
2.2 Suspension orders.

Article III—Scope of Order

3.1 Territorial limitations.

Article IV—Definitions

4.1 Terms explained.

AUTHORITY: § 1407.303 issued under 56 Stat. 23, 765; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; WPB Dir. 1, 7 F.R. 562; WPB Supp. Dir. 1-J, 7 F.R. 8371; WFO 56, 9 F.R. 4319; WFO 68, 9 F.R. 4319; 2nd Rev. Gen. Order 20, 8 F.R. 10917.

Article I—Restriction on Transfers of Rice

SECTION 1.1 *Transfers of rice prohibited.* During the period beginning at 6:00 a. m., March 10, 1946, and ending at 6:00 a. m. on the day this order is revoked, no person shall transfer or offer to transfer to, or accept the transfer of rice from, any other person.

SEC. 1.2 *Exemptions to the prohibitions of transfers of rice—(a) Exempt agencies.* Nothing in this order shall be construed to limit the quantity of rice which may be transferred to the Army and the Navy of the United States, the U. S. Maritime Commission, Panama Canal, the Coast and Geodetic Survey, the Coast Guard, the Civilian Aeronautic Authority, the National Advisory Commission for Aeronautics and the Office of Scientific Research and Development.

(b) *The Director may make exceptions.* The Director may make exceptions to this order.

(c) *Applications for exceptions.* Any person who desires an exception to this order must apply in writing to the Director, stating the reasons therefor.

SEC. 1.3 *Inventory reports.* Every importer or wholesaler of rice must prepare in duplicate a rice inventory report on Form OPA-PR-3R. The original of such report shall be filed with the Office of Price Administration at San Juan, Puerto Rico, on or before March 13, 1946, and the duplicate shall be kept by the importer or wholesaler in his establishment for at least six months after the revocation of the Second War Powers Act as amended. Every importer must file with the Office of Price Administration at San Juan an interim report indicating the amount of rice received from the date of the last inventory filed to the date this order is revoked. The interim report must be made within two days after the arrival of each shipment of rice.

SEC. 1.4 *Registration of retailers, institutional and industrial users.* Every retailer, industrial or institutional user, except Insular Government institutions, must register with his local board on or before March 16, 1946. Retailers shall use Form OPA-PR-1R. Institutions and industrial users must use Form OPA-PR-2R.

Article II—Enforcement

SEC. 2.1 *Criminal prosecution.* Any person who wilfully performs any act prohibited or wilfully fails to perform any act required by any of the provisions of Restriction Order No. 16, may upon conviction be fined no more than $10,000 or imprisoned for no more than one year, or both, and shall be subject to such other penalties or actions as may be prescribed by all applicable statutes.

SEC. 2.2 *Suspension order.* Any person who violates this order or any order issued hereunder may, by administrative suspension order, be prohibited from receiving or making any transfers of rice. Proceedings for the suspension orders shall be instituted and governed by the provisions of Revised Procedural Regulation No. 4 issued by the Office of Price Administration.

Article III—Scope of the Order

SEC. 3.1 *Territorial limitations.* This order shall apply to the Territory of Puerto Rico.

Article IV—Definitions

SEC. 4.1 *Terms explained.* Meaning of terms as used in this restriction order:

(a) "Director" means the Territorial Director of the Office of Price Administration for Puerto Rico or any person duly authorized to act in his place, or any person to whom he may delegate his authority to act hereunder.

(b) "Rice" means milled rice, unpolished rice and ground rice defined as such in "The United States Standards for Milled Rice" as published by the United States Department of Agriculture.

(c) "Person" means any individual, partnership, corporation, association, any organized group or enterprise or government or government agency.

(d) "Importer" means any person who imports rice into the Territory of Puerto Rico.

(e) "Wholesaler" means any person who transfers rice to any person other than a consumer.

(f) "Consumer" means any person acquiring rice for personal use or consumption.

(g) "Transfer" means sale, lease, lend, trade, give, ship or deliver in any way the ownership or possession of rice or any interest therein from one person to another.

(h) "Board" means the Local Price Control Board established by the Office of Price Administration having jurisdiction over the area where registrant's establishment is located.

(i) "Retailer" means any person who makes transfers of rice directly to the ultimate consumer.

(j) "Industrial user" means an establishment which receives rice for use in the production, manufacture, cooking or processing of rice for sale or service.

(k) "Institutional user" means an establishment which receives rice for feeding persons housed within a non-profit institution such as a hospital, convent or prison.

This order shall become effective at 6:00 a. m. on March 10, 1946.

NOTE: The record keeping and reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 9th day of March 1946.

SAM GILSTRAP,
Territorial Director,
Puerto Rico.

Approved:

M. S. BURCHARD,
Acting Regional Administrator,
Region IX.

[F. R. Doc. 46-4607; Filed, Mar. 19, 1946; 4:34 p. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 580,[1] Amdt. 10]

RETAIL CEILING PRICES FOR CERTAIN APPAREL AND HOUSE FURNISHINGS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation 580 is amended in the following respects:

1. Subdivision (iii) of section 7 (f) (1) is amended by adding thereto the following: "If, however, in pricing a non-furniture category your group average is over 101 or if, in pricing a furniture category your group average is over 127, you find your percentage markup over cost by multiplying your group average by the multiplier listed for that category in Appendix G.

Example: If you are a house to house seller and have a "group average" of 150 for your categories in the group 101 to 607, inclusive, and you now wish to sell handbags (category 218) which you find you must price under this rule, you determine your markup over net cost as follows: refer to the multiplier opposite category 218 in Appendix G. There you will find the figure 1.045. This means that your markup on cost for handbags is 156.8 (150×1.045=153.75).

2. Section 25 is amended to read as follows:

SEC. 25. *Delegation of authority.* Any Regional office of the OPA, or such other offices as may be authorized by order issued by the appropriate Regional office, may act on all: (a) base date pricing charts and amendments thereto filed or required by sections 2 and 6, respectively; (b) authorizations, revisions and modifications of authorizations under section 10 and all reports and applications filed pursuant to that section; and (c) applications by mail order establishments under section 15 (i) (2).

[1] 10 F.R. 3015, 3468, 3642, 4236, 4494, 4611, 9962.

3. In Appendix E following the words "over 98" appearing in the right column headings of Groups I and III add the words: "including 101."

4. In Appendix E after the words "over 125" appearing in the right column heading of Group II add the words: "including 127."

5. In Appendix E in the ninth column opposite category 504 under the column heading "over 56, including 59" change "46.9" to "56.9."

6. Appendix G is added as follows:

APPENDIX G—MULTIPLIERS FOR GROUP AVERAGES OVER 101 FOR CATEGORIES IN GROUPS I AND III, AND FOR GROUP AVERAGE OVER 127 FOR CATEGORIES IN GROUP II OF APPENDIX E

Category you are pricing: Group I:	Multiplier
101	1.079
102	1.021
103	.976
104	1.040
105	.851
106	.992
107	.942
108	1.006
109	1.006
110	.928
111	.568
112	.928
113	.944
114	1.065
115	.974
116	.984
117	.962
118	.988
119	1.050
120	1.163
121	1.112
122	1.064
123	1.035
124	1.070
201	1.121
202	1.062
203	1.140
205	1.026
206	1.021
207	.980
208	.974
209	1.045
210	1.085
211	1.030
212	1.111
213	1.006
215	1.032
216	1.054
217	1.068
218	1.045
301	1.076
302	.982
303	.953
304	1.020
305	.967
306	.968
307	.980
351	1.003
352	1.000
401	1.005
402	.915
403	.918
404	1.015
405	.998
406	.963
407	.979
408	.947
409	.955
410	.850
501	.903
502	.941
503	.979
504	.991
505	.960
506	1.041
507	1.086
601	1.058
602	.967
603	.932

liquids and solids, excluding any instruments covered by Maximum Price Regulation 591,

days following any increase in the sell-

	Column A	Column B

14507, 14628, 15006; 11 F.R. 1783, 2075, 2223.

that rice stocks in the island have become

Category you are pricing:	*Multiplier*
Group I:	
604	1.035
605	1.038
606	1.096
607	.928
Group II:	
701	1.073
702	1.052
703	1.004
704	1.048
705	1.077
706	1.180
707	.989
708	1.048
709	.979
710	1.086
711	1.058
712	1.026
713	.976
714	1.074
715	.954
716	.872
717	.962
718	.851
719	.899
720	1.033
721	.773
722	1.079
751	.919
752	.982
Group III:	
801	1.057
802	1.048
803	1.078
804	1.084
805	.928
806	.840
851	1.056
852	1.030
853	.938
854	.928

This amendment shall become effective March 19, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4604; Filed, Mar. 19, 1946; 4:35 p. m.]

PART 1305—ADMINISTRATION

[Rev. SO 119, Amdt. 4]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order 119 is amended in the following respect:

Section 3 is amended by adding the following new paragraph at the end thereof:

You may, however, apply for and receive an adjustment under the provisions of any regulation or order under which you might otherwise be entitled to an adjustment, irrespective of the maximum prices allowed you by this order, after you have manufactured the product for which you seek an adjustment for a period of three calendar months, during which your unit rate of production on the average was at least 90% as great as your average unit rate of production during the year 1941.

This amendment shall become effective on the 25th day of March 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4647; Filed, Mar. 20, 1946; 11:26 a. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 9]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS AND INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 129 is amended in the following respects:

1. Section 1 is amended by inserting the following sentence after the first sentence in that section: "The exemption of a commodity does not, however, exempt installed sales or installation services in connection with such commodity, unless it is specifically so provided."

2. Section 2 (b) is amended by adding the following to the list of commodities thereunder:

Steel and iron marquees.

3. Section 2 is amended by adding the following paragraph (d):

(d) *Miscellaneous as follows:*

Weather vanes.
White anhydrate rock crushed to size and chemically treated for use by the motion picture industry to simulate snow.

4. Section 4 (b) is amended by adding the following to the list of commodities thereunder:

Lightning rods.
The following machinery and equipment (exclusive of hand tools, hand jacks, trucks, tractors, tractor cranes, trailers and industrial trucks) when specially designed and sold for use as ground handling and maintenance equipment for aircraft:
Handling equipment as follows:
Slings, cradles and stands.
Engine handling fixtures and equipment.
Landing gear handling fixtures and equipment.
Dollies.
Cranes.
Jacking equipment.
Service docks and personal service stands and ladders
Mobile training units (for mechanics and other ground personnel).
Ramp equipment item as follows:
Passenger stairways.
Baggage and cargo handling equipment.
Refueling stands and refueling ladders.
Tow bars and adapters.
Wheel clocks.
Moorings.
Starting service equipment.
Demagnetizing equipment.
Protective covers and pads.

5. Section 9 is amended by inserting the following sentence after the second sentence in that section: "The suspension of price control as to a commodity does not suspend control as to installed sales or installation services in connection with such commodity, unless it is specifically so provided."

6. Section 10 is amended by adding the following paragraph (d):

(d) *Miscellaneous as follows:*

Flexible glass decorative material.

7. Section 11 is amended by adding the following paragraph (a):

(a) *Miscellaneous primary forest products as follows:*

Post and rail (hurdle type) fencing made from split or round locust, chestnut or Tennessee red cedar logs.

8. Section 12 (a) is amended by changing the item beginning "The following electrical measuring and testing instruments * * *" to read as follows:

Electrical measuring and testing instruments when designed and used only for laboratory purposes, and parts and accessories upon which further fabrication need not be performed in order to complete their identification as parts or accessories especially designed for incorporation in or attachment to such instruments, but excluding all types of radio service shop test equipment and any instruments covered by Maximum Price Regulation 188 or Maximum Price Regulation 591.

9. Section 12 (a) is amended by adding the following to the list of commodities thereunder:

Cathode ray tubes, radio transmitting tubes, television tubes, special purpose industrial electronic tubes, but excluding X-ray tubes.
Radio transmitters, completely assembled, of 50 Watt power or greater (including amateur and police transmitters) and the following completely assembled units of such radio transmitters, exclusive of amateur and police equipment: radio frequency power unit, radio frequency power amplifier unit, modulator unit, sweep unit, rectifier power supply unit, antenna tuner unit, control panel, master control console, electronic camera unit (studio, field and film) designed for television, television film projectors (16 mm. and 35 mm.), synchronizing generator, regulated power supply unit, relay transmitter (fixed or mobile) relay receiver, and antenna systems.

10. Section 12 (c) is amended by adding the following to the list of commodities thereunder:

Footwear patterns made exclusively for the use of footwear manufacturers, and made of any of the following materials or combinations of same: fibre, fibre board, plastic, press board, paper, and metal; and including metal patterns used for centers of clicking dies, and all technical and engineering services in connection with the making of footwear patterns.

11. Section 12 (c) is amended by changing the item beginning "Instruments, industrial * * *" to read as follows:

Instruments, industrial, designed and sold as automatic devices to control and/or measure physical and chemical variables in industrial processes (such as measurement and control of pressure, temperature, humidity, flow, motion, position, space, gravity, liquid level, chemical-physical variables, acidity, alkalinity, electrolytic conductivity, oxygen content, CO_2 content and other such gases, liquids and solids, excluding any instruments covered by Maximum Price Regulation 591, and instruments for measuring, testing, indicating or recording electrical quantities. These instruments are only those used in industrial processes for the purpose of control and/or measurement of the process and not include the entire device, machine or equipment of which the instrument is only a component part.

12. Section 12 (c) is amended by adding the following to the list of commodities thereunder:

Pipe cleaning machinery designed and sold exclusively for the cleaning of underground pipe lines used in the commercial transportation of fluids and gases.

13. Section 12 (c) is amended by changing the item beginning "The following instruments when designed and used primarily for laboratory purposes * * *" by replacing the word "primarily" by the word "only".

14. Section 13 (b) is amended by changing the item beginning "Drawn steel manufacturers' wire * * *" to read as follows:

Drawn steel manufacturers' wire (either carbon or alloy) covered by Revised Price Schedule 6, except such wire for which a base price of $3.35 or less (per 100 pounds) f. o. b. Pittsburgh, Pennsylvania, or $3.45 or less (per 100 pounds) f. o. b. Worcester, Massachusetts, is established by Revised Price Schedule 6.

15. Section 15 (b) is amended by adding the following to the list of commodities thereunder:

Paper party favors.
Paper place cards.
Paper snapping mottoes.
Decorative paper nut cups.
Paper novelty hats.

16. Section 16 (a) is amended by adding the following to the list of commodities thereunder:

Bicycle tire fluid.
Bluing, laundry.
Cutting compounds.
Deodorants, room.
Drawing compounds (metal and wire drawing).
Embalming fluids.
Fishscales.
Fluxes, foundry.
Hosiery wash preservations and nylon renovators.
Incense.
Ink eradicators.
Isinglass.
Jewelry and eyeglass cleaners.
Montan wax and I. G. waxes.
Nitre cake.
Pearl essence.
Silica gel.
Wallpaper cleaners.
Window anti-fogging components.

17. Section 18 (b) is amended by adding the following subparagraph (6):

(6) *Locust, chestnut or red cedar post and rail or hurdle fencing; reports of post prices and price increases.* All producers and resellers of post and rail or hurdle type fencing manufactured from chestnut, locust or red cedar must file a copy of their selling prices and a description of each item sold in the six months immediately preceding March 1, 1946, with the Lumber Branch, Office of Price Administration, Washington 25, D. C., by March 30, 1946. Within ten days following any increase in the selling price of any item, the seller must file an amended copy of his price list.

This amendment shall become effective March 25, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4649; Filed, Mar. 20, 1946; 11:26 a. m.]

PART 1305—ADMINISTRATION

[SO 126,[1] Amdt. 20]

NONELASTIC NARROW WOVEN RIBBONS, BRAIDED NARROW FABRICS AND HAIR ADORNMENTS MADE THEREFROM; EXEMPTION AND SUSPENSION FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment have been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. Section 10 (d) is added to read as follows:

(d) *Nonelastic narrow woven ribbons, braided narrow fabrics and hair adornments made therefrom.* (1) Nonelastic narrow ribbons (12 inches or less in width) with woven fast edges and nonelastic braided narrow fabrics (12 inches or less in width), made in whole or in part of silk, rayon, nylon, tinsel thread or other fibers, except rubber, and containing less than 50% of cotton, and hair bows or hair adornments made in whole or in part therefrom. However, every manufacturer of any group of nonelastic narrow woven ribbons designated in Column A having 50 looms or more shall file reports with the Office of Price Administration, Cotton Section, Textile Price Branch, Washington, D. C., as follows: (i) On or before the 10th day of May, 1946, his name, address, and specific group of nonelastic narrow woven ribbons as listed in Column A which he manufactures and (ii) on or before the 10th day of May, 1946, and on the 10th day of every month thereafter for each item listed in Column B produced by him during the preceding month (*a*) the ceiling price under the General Maximum Price Regulation (unless previously reported pursuant to this section) (*b*) the highest price charged by him for the item during the preceding month (*c*) the number of yards of the item produced by him in the preceding month, and (*d*) the number of yards of the item produced and sold by him in each of the preceding six months (unless previously reported pursuant to this section).

The maximum price of any manufacturer who is required to report pursuant to this section shall be reinstated automatically for all sales and deliveries during any period of time in which a report is overdue.

[1] 10 F.R. 10200, 11348, 11512, 12919, 13110, 13071, 13776, 14396, 14734, 14735, 14899, 15346; 11 F.R. 881, 712.

Column A *Group*	Column B *Item in group (width)*
1. Gros Grain 10 and 50 yard put ups	a. ¾" b. 1" c. 1½"
2. Satin 10 and 50 yard put ups	a. ¼" b. ½" c. 1"
3. Tafetta Moire 10 and 50 yard put ups	a. 1" b. 1½" c. ½"
4. Seam binding 100 yard put ups	a. ½"

This amendment shall become effective March 20, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4648; Filed, Mar. 20, 1946; 11:26 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 20]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respects:

1. In section 1 (a) (1) the commodity "Shark fins, dried (imported)" is amended to read "Shark fins, dried (domestic and imported)" and the following commodities are added in alphabetical order:

Carp, canned
Clam chowder, canned
Lobster and spiny (rock) lobster products, processed (domestic and imported) except when sold in hermetically sealed containers
Mussels, canned (domestic and imported)
Oyster stew, frozen

2. In section 1 (a) (2), the commodity "Lime juice, canned" is amended to read "Lime juice (domestic and imported)".

3. In section 1 (a) (4) the following commodities are added in alphabetical order:

Meat gravy (includes poultry gravy), packed in tin or glass
Turkey foie gras
Turkey pate
Turkey smoked, canned

4. In section 1 (a) (5) the following commodity is added in alphabetical order:

Mustard, prepared

5. In section 1 (a) (6) the following commodity is added in alphabetical order:

Rye hardtack (the hard crisp cracker made entirely of rye flour and rye meal)

[1] 10 F.R. 14954; 11 F.R. 296, 297, 881, 1102, 1467.

6. In section 1 (c) the commodity "Cigar cuttings and clippings" is amended to read:

Cigar cuttings and clippings (scrap, cuttings, clippings, sweepings, siftings and scraps or pieces of tobacco resulting from cigar manufacturing). This does not include scrap chewing tobacco consisting in whole or in part of cigar cuttings and clippings packaged for ultimate sale to consumers.	

7. In section 1 (f) the following commodity is added in alphabetical order:

Gelatin foil (Thin sheets of non-edible, transparent gelatin)	

8. In section 2 (a) (3), the following commodity is added in alphabetical order:

	From	To
Prepared meals sold to, and for consumption on, airlines.	March 25, 1946	Indefinite

This amendment shall become effective March 25, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 7, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4650; Filed, Mar. 20, 1946; 11:26 a. m.]

PART 1340—FUEL

[MPR 88, Amdt. 42]

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 88 is amended in the following respects:

1. Section 1.14 is amended by adding (w) to read as follows:

(w) *PAW Districts.* (1) PAW District I comprises the States of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, Maryland, District of Columbia, Virginia, North Carolina, South Carolina, Georgia, Florida east of the Appalachicola River, New York, Pennsylvania, and West Virginia.

(2) PAW District II comprises the States of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Indiana, Ohio, Kentucky, Tennessee, Michigan.

(3) PAW District III comprises the States of New Mexico, Texas, Arkansas, Louisiana, Mississippi, Alabama and that part of Florida west of the Appalachicola River.

(4) PAW District IV comprises the States of Montana, Idaho, Wyoming, Utah and Colorado.

(5) PAW District V comprises the States of Washington, Oregon, Nevada, California, and Arizona and the Territory of Hawaii.

2. Section 9.1 is amended to read as follows:

SEC. 9.1 *Kerosene, range oil, stove oil, Nos. 1, 2, 3 and 4 distillate fuel oil (including distillate diesel fuels and distillate gas oils) light and heavy tractor fuel and PS 100 and PS 200 fuel oil*—(a) *PAW Districts I, II, III and IV, Puerto Rico and the Virgin Islands.* Notwithstanding other provisions of this regulation maximum prices determined or established on an f. o. b. or delivered price basis in PAW Districts I, II, III and IV and the territories of Puerto Rico and the Virgin Islands at all levels of sale for kerosene, range oil, stove oil, Nos. 1, 2, 3, and 4 distillate fuel oil (including distillate diesel fuels and distillate gas oils), and light and heavy tractor fuel shall be the maximum price as determined or established under other provisions of this regulation plus .5¢ per gallon. Section 9.1 (a) shall not apply to any maximum price established or determined under section 8.3 on and after March 18, 1946.

(b) *PAW District V.* Notwithstanding other provisions of this regulation maximum prices determined or established on an f. o. b. or a delivered price basis in PAW District V at all levels of sale for kerosene and PS 100 and PS 200 fuel oil shall be the maximum price as determined or established under other sections of this regulation plus .75¢ per gallon. Section 9.1 (b) shall not apply to any maximum price established or determined under section 8.3 on and after March 18, 1946.

4. Section 9.2 is added to read as follows:

SEC. 9.2 *Nos. 4, 5, and 6 residual fuel oil, gas enrichment oil, Heavy diesel oil, Navy special fuel oil, bunker "C" fuel oil, PS 300 and PS 400 fuel oil.*—(a) *PAW District I, II, III and IV, Puerto Rico, and the Virgin Islands.* Notwithstanding other provisions of this regulation maximum prices determined or established on an f. o. b. or delivered price basis in PAW Districts I, II, III and IV, and the territories of Puerto Rico and the Virgin Islands at all levels of sale for Nos. 4, 5, and 6 residual fuel oil, gas enrichment oil, Heavy diesel oil, Navy special fuel oil, bunker "C" fuel oil, shall be the maximum price as determined or established under other sections of this regulation plus 21¢ per barrel. Section 9.2 (a) shall not apply to maximum prices established by individual letter order for sales to the United States Navy of Navy special fuel oil, No. 6 residual fuel oil, or Grade 2 Navy fuel oil and shall not apply to any maximum price established or determined under section 8.3 on and after March 18, 1946.

(b) *PAW District V.* Notwithstanding other provisions of this regulation maximum prices determined or established on an f. o. b. or delivered price basis at all levels of sale for gas enrichment oil, Heavy diesel oil, Navy special fuel oil, bunker "C" fuel oil, PS 300 and PS 400 fuel oil shall be the price as determined or established under other sections of this regulation plus 15¢ per barrel. Section 9.2 (b) shall not apply to maximum prices established by individual letter order for sales to the United States Navy of Navy special fuel oil, No. 6 residual fuel oil, or Grade 2 Navy fuel oil and shall not apply to any maximum price established or determined under section 8.3 on and after March 18, 1946.

This amendment shall become effective March 18, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4527; Filed, Mar. 18, 1946; 4:13 p. m.]

PART 1340—FUEL

[RMPR 137, Amdt. 20]

PETROLEUM PRODUCTS SOLD AT RETAIL ESTABLISHMENTS AND CERTAIN OTHER RETAIL SALES OF LIQUEFIED PETROLEUM GAS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 137 is amended in the following respects:

1. Section 13 (a) is amended to read as follows:

(a) *Kerosene, range oil, stove oil, diesel fuels, tractor fuels and Nos. 1 and 2 distillate fuel oil*—(1) *PAW District I, II, III and IV.* Notwithstanding other provisions of this regulation a seller's maximum price for kerosene, range oil, stove oil, diesel fuel, Nos. 1 and 2 distillate fuel oil, and light and heavy tractor fuel in PAW Districts I, II, III and IV, and Puerto Rico and the Virgin Islands shall be the maximum price as determined or established under other provisions of this regulation plus .5¢ per gallon.

(i) PAW District I comprises the states of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Delaware, Maryland, District of Columbia, West Virginia, Virginia, North Carolina, South Carolina, Georgia, and Florida east of the Appalachicola River.

(ii) PAW District II comprises the states of Ohio, Kentucky, Tennessee, Michigan, Wisconsin, Illinois, Indiana, Minnesota, Iowa, Missouri, North Dakota, South Dakota, Nebraska, Kansas and Oklahoma.

(iii) PAW District III comprises the states of Alabama, Mississippi, Arkansas, Louisiana, Texas, New Mexico and Florida west of the Appalachicola River.

(iv) PAW District IV comprises the states of Montana, Wyoming, Colorado, Idaho and Utah.

This amendment shall become effective March 18, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4528; Filed, Mar. 18, 1946; 4:14 p. m.]

PART 1340—FUEL

[MPR 120, Amdt. 156]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 120 is amended in the following respects:

1. Section 1340.226 (b) (1) is amended to read as follows:

(1) Maximum prices in cents per net ton for shipment from strip mines to all destinations for all uses and by all methods of transportation, except truck or wagon. The last six columns of prices in this table are prices for the sizes specified when shipped for railroad locomotive fuel use; and all other prices are for all uses, including other railroad fuel uses.

Production group numbers	Maximum prices by size group numbers													Railroad locomotive fuel prices						Production group numbers
	1, 2, 3	4	5	6	7	8	9	10	11	12	13	14	15	3" x ¼" unwashed, 3" x 0 washed	3" x 0 stoker screenings with ½ of fines removed	2" x ¼" unwashed, 2" x 0 washed	2" x 0 washed or unwashed	1¼" x 0(W) washed, 1¼" x 0(H), 1¼" x ¼" unwashed	Any other size not specifically listed	
1	333	333	338	318	313	288	283	283	283	268	213	183	153	273		258		243W	283	1
2	298	298	298	298	288	273	278	278	258	223	213	178	153		268		243		283	2
3	293	293	298	243	268	258	233	233	208	238	218	173	153				243		283	3
4	348	348	323	308	293	288	348	283	283	278		218	153						323	4
5	343	343	318	303	288	283	343	278	278	263		213	153						323	5
6	398	398						388	388	388									298	6
7	588	533		463		298	383	253				148							283	7
8	513	453		413		273	338	213				153							283	8
9	513	453		413		273	338	213				153							283	9
10	353	343		318		293	283	188	273			158						243 R	283	10
11	343	328		313		288	308	228	268			168	163	273		258		243 R	283	11
13	393	393					393	393												13
14	513	453		413		273	338	213				153							283	14

2. Section 1340.226 (b) (2) is amended to read as follows:

(2) Maximum prices in cents per net ton for coals produced at strip mines for delivery entirely by truck or wagon to all destinations and for all uses.

Production group numbers	Maximum prices by size group numbers												
	1, 2, 3	4	5	6	7	8	9	10	11	12	13	14	15
1	348	348	323	308	293	298	308	283	258	243	243	223	123
2	338	338	313	298	283	278	298	273	273	258	258	235	123
3	318	318	303	293	283	273	298	268	273	288	268	198	123
4	373	373	363	343	333	308	373	293	308	293		213	123
5	373	373	363	343	333	308	373	243	308	293		213	123
6	433	433					433	423	423	423			
7	573	523		473		298	383	253				228	
8	523	473		423		298	383	253				228	
9	523	473		423		298	383	253				228	
10	448	403		358		248	323	228	238			208	
11	418	388		358		248	308	228	238			203	
13	433	433					433	423	423	423			
14	523	473		423		298	383	253				228	

3. In § 1340.210 (a) (16) the numeral 7, appearing opposite the word "strip" for District No. 15 is deleted and "0" is inserted.

4. In the table of maximum prices in § 1340.226 (b) (4) the maximum prices for strip mines are amended to read as follows:

	Strip mines
Crushed Mine Run—Bulk	633
Crushed Mine Run—Sacked	783
Lump—Over 2½"	683

This amendment shall become effective March 25, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4641; Filed, Mar. 20, 1946; 11:27 a. m.]

PART 1340—FUEL

[MPR 323, Amdt. 12]

ASPHALT AND ASPHALT PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 323 is amended in the following respects:

1. Section 1340.360 (i) is added to read as follows:

(i) "Road oil" means crude petroleum or any product derived therefrom (except medium curing cut-back asphalt or flux oil when used exclusively for fluxing natural rock or native asphalt or when mixed with powdered asphalt for the purpose of preparing plant mixed paving mixtures) which upon distillation to 680° F. will yield a residue having a penetration greater than 350 at 77° F., 100 grams, 5 seconds.

2. Section 1340.374 is renumbered 1340.375 and the following is inserted as § 1340.374.

§ 1340.374 *Over-all increases.* Notwithstanding any other section of this regulation except §§ 1340.353 (d) and 1340.357 a seller's maximum price for any product subject to this regulation except road oil[1] shall be the maximum price as determined or established under the other provisions of this regulation plus 15¢ per 42-gallon barrel in PAW District V[2] and 21¢ per 42-gallon barrel in the balance of the United States.

This amendment shall become effective March 18, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4529; Filed, Mar. 18, 1946; 4:14 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 582,[3] Amdt. 3]

HAY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

1. The table in section 9 (a) is amended to read as follows:

January to April, inclusive

Areas	Divisions			
	I	II	III	IV
1	$22.00	$20.00	$18.00	$16.00
2	23.50	21.50	19.50	17.50
3	25.50	23.50	21.50	19.50
4	28.00	26.00	24.00	22.00
5	31.00	29.00	27.00	25.00

2. A new section 11a is added to read as follows:

SEC. 11a. *Pricing adjustments required for dealers and retailers when base prices are increased or decreased.* Whenever the prices in the table in section 9 (a) are increased or decreased subsequent to the date on which you purchased a lot of hay from your supplier but prior to the time you resell such hay and your maximum price for such lot of hay is dependent upon your "supplier's maximum price" on the sale and delivery to you, you shall for the purpose of determining your maximum price on resale, increase or decrease your supplier's maximum price by the amount of such increase or decrease in the table in section 9 (a).

[1] "Road oil" is defined in § 1340.360 (i).

[2] PAW District V comprises the States of Arizona, Nevada, Washington, Oregon, California and the Territory of Hawaii.

[3] 10 F.R. 3090, 5793, 6592.

This amendment shall become effective March 20, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4642; Filed, Mar. 20, 1946; 11:27 a. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[MPR 452, Amdt. 12]

MANUFACTURERS' MAXIMUM PRICES FOR AUTOMOTIVE PARTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation 452 is amended in the following respects:

1. Item 10 in Appendix B is amended to read as follows:

10. Radios.

2. A new Item 43 is added to Appendix A to read as follows:

43. Radio antennae and foot controls when their prices are not included in the price of the radio.

This amendment shall become effective March 19, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4602; Filed, Mar. 19, 1946; 4:34 p. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[MPR 453, Amdt. 8]

WHOLESALERS' AND RETAILERS' MAXIMUM PRICES FOR AUTOMOTIVE PARTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation 453 is amended in the following respects:

1. Item 10 in Appendix B is amended to read as follows:

10. Radios.

2. A new Item 42 is added to Appendix A to read as follows:

43. Radio antennae and foot controls when their prices are not included in the price of the radio.

This amendment shall become effective March 19, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4603; Filed, Mar. 19, 1946; 4:35 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 29]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respect:

The heading in Appendix A "Conduit, Metallic, except when sold by the conduit manufacturer" is amended to read as follows:

Conduit, Metallic.

This amendment shall become effective March 18, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4531; Filed, Mar. 18, 1946; 4:14 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 74]

FINE GRANULATED SUGAR IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 15 of Revised Maximum Price Regulation 373 is amended by adding a new paragraph (d) to read as follows:

(d) *Specific additions to applicable maximum prices for certain sales of fine granulated sugar*—(1) *Sales by primary distributors who own no fine granulated sugars at the close of business on February 9, 1946.* Any primary distributor who owns no fine granulated sugars at the close of business on February 9, 1946, may add 50 cents per one hundred pounds to the applicable maximum prices for fine granulated sugars established by the preceding paragraphs (b) and (c) for sales by him of fine granulated sugars on or after February 10, 1946.

(2) *Sales by persons owning fine granulated sugars at the close of business on February 9, 1946.* Any primary distributor who owns any fine granulated sugars at the close of business on February 9, 1946, may add 50 cents per one hundred pounds to the applicable maximum prices established by the preceding paragraphs (b) and (c) for sales by him of fine granulated sugars on and after February 10, 1946, upon the condition that he complies with all the pertinent requirements of the following subparagraphs (3) and (4).

(3) *Filing of affidavit.* Each primary distributor owning fine granulated sugars at the close of business on February 9, 1946, shall, not later than February 15, 1946, send by registered mail addressed to Commodity Credit Corporation, 150 Broadway, New York 7, New York, an affidavit setting out the following amounts of sugar owned by him at the close of business on February 9, 1946:

(i) The total number of pounds of fine granulated sugar.

(ii) The total number of pounds of raw cane sugar (converted to a refined basis) in process of refinement.

(iii) The total number of pounds of raw cane sugar.

(iv) The total number of pounds of "price adjustment" raw cane sugar as defined under section 32 of the contract between Commodity Credit Corporation and refiners of cane sugar in the continental United States.

(4) *Payment to Commodity Credit Corporation.* Any primary distributor owning fine granulated sugars at the close of business on February 9, 1946, who elects to increase his maximum price on February 10, 1946, shall make a statement to that effect in the affidavit described in subparagraph (3) and shall make payment by check or money order payable to the Commodity Credit Corporation in an amount computed as follows:

(i) The total number of pounds of fine granulated sugars plus the total number of pounds of raw cane sugar (converted to a refined basis) in process of refinement, multiplied by .49 of a cent per pound; plus

(ii) The difference between the total number of pounds of raw cane sugar and the total number of pounds of "price adjustment" raw cane sugar, multiplied by .455 of a cent per pound.

Payment may be made at the time of filing the affidavit or monthly payments shall be made within 30 days following the close of the calendar month for the amount of such sugar sold during such month, until the full amount due has been paid. The maximum price, in event of failure to make such payments, shall be the maximum price in effect prior to February 10, 1946.

(5) *Election to sell inventory at lower price.* Any primary distributor owning fine granulated sugars at the close of business on February 9, 1946, may, in lieu of making payment to Commodity Credit Corporation, described in subparagraph (4) above, elect to sell or otherwise dispose of the entire amount of his inventory at or below maximum prices in effect on February 9, 1946. Such person shall state in the affidavit described in subparagraph (3) that he elects to sell his inventory at the lower price. At such time as he has sold an amount equal to his February 9 inventory, he shall file by registered mail with the Commodity Credit Corporation a final affidavit stating that he has fully complied with the requirements of this subparagraph (5).

After mailing the final affidavit in proper form such person may increase his maximum price in the amounts set out in subparagraph (2).

This amendment shall become effective as of February 10, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4645; Filed, Mar. 20, 1946; 11:28 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 73]

LIVE ISLAND HOGS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 16 of Revised Maximum Price Regulation 373 is amended in the following respects:

Table F of paragraph (1) (8) is amended to read as follows:

TABLE F—MAXIMUM PRICES FOR LIVE ISLAND HOGS

GRADE "A"; HOGS, EXCLUDING SOWS, STAGS AND BOARS

Live weight pounds:	*All islands (per pound)*
Under 81	$0.33
81-125	.27
126-174	.23
175-240	.22
241-275	.21
276-300	.195
301-325	.18
326-350	.17
351-400	.155
401-450	.14
451-500	.13
Grape "B": Good sows and good stags	.11
Grade "C": Poor sows, poor stags and all boars	.05

All of the above prices are delivered slaughterhouse.

This amendment shall become effective as of January 31, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4644; Filed, Mar. 20, 1946; 11:27 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 72]

FINISHED PIECE GOODS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 53 of Revised Maximum Price Regulation 373 is amended in the following respects:

1. Paragraph (b) is amended to read as follows:

(b) *Maximum prices for sales at wholesale.* The maximum prices for sales at wholesale of finished piece goods shall be:

(1) Where the sale is by a wholesaler or jobber who has purchased the finished piece goods from a mainland converter, the maximum price shall be an amount equal to the sum of the invoice price, less all discounts and allowances except discounts for prompt payment up to 2%, and the "landing costs" (as defined in paragraphs (f) and (g)), multiplied by 1.22; *Provided*, That:

(i) The wholesaler or jobber carries such finish piece goods in stock, and

(ii) The particular finished piece goods are to be sold out of stock, and

(iii) The particular finished piece goods are invoiced and shipped directly from the establishment of the converter to the establishment of the wholesaler or jobber.

(2) Where the sale is by a wholesaler or jobber of finished piece goods purchased from a mainland converter which is not sold out of stock and which were not shipped directly from the establishment of the converter to the establishment of the wholesaler or jobber, the maximum price shall be an amount equal to the sum of the invoice price, less all discounts and allowances except discounts for prompt payment up to 2%, multiplied by 1.12.

(3) Where the sale is by a wholesaler or jobber who has purchased the finished piece goods from another local wholesaler or jobber, except as provided in subparagraph (5) below, the maximum price shall be the same as the maximum price of the local wholesaler or jobber from whom he purchased the goods, as computed under subparagraphs (1) or (2) of this paragraph (b).

(4) Where the sale is by a wholesaler or jobber who has purchased the finished piece goods from a mainland wholesaler or jobber, except as provided in subparagraph (5) below, the maximum price shall be an amount equal to the sum of the invoice price, less all discounts and allowances except discounts for prompt payment up to 2%, and the "landing costs" (as defined in paragraphs (f) and (g)), except in the case of woolen or worsted fabrics sold to custom tailors. In such case the maximum price shall be determined by the pricing formula provided in subparagraph (1) above.

(5) *Sales by local sub-jobbers.* (i) The maximum price for sales by a local sub-jobber of finished piece goods to a retail establishment shall be:

(*a*) Where the sale is by a sub-jobber who purchased the finished piece goods from a mainland converter-jobber, wholesaler, or jobber, the maximum price shall be computed by multiplying the converter-jobber's, wholesaler's or jobber's maximum selling price, less all discounts and allowances except discounts for prompt payment up to 3%, by 1.25.

(*b*) Where the sale is by a sub-jobber who purchased the finished piece goods from a local converter-jobber, wholesaler, or jobber, the maximum price shall be computed by multiplying the converter-jobber's, wholesaler's or jobber's maximum wholesale price by 1.18.

(ii) Any sub-jobber who wishes to establish maximum prices in accordance with this paragraph must file with the Office of Price Administration, Hawaii Territorial Office, Honolulu, T. H., an application for permission to do so. Such application must show that the applicant has been regularly engaged in performing the function of a sub-jobber during the year 1943 and must also show the estimated percentage of sub-jobbing business done in relation to the total sales during the years 1942 and 1943. No seller may compute his maximum prices under this section until he has received written permission to do so from the Office of Price Administration.

(6) *Inability to determine maximum prices.* Any seller who is unable to determine his maximum wholesale price for finished piece goods under this paragraph (b) must apply the provisions of section 10 of Revised Maximum Price Regulation 373 to determine such maximum prices.

2. Paragraphs (1) (1) and (1) (2) are hereby deleted, and paragraphs (1) (3), (4), (5), (6), (7), (8) and (9) are renumbered paragraphs (1) (1), (2), (3), (4), (5), (6) and (7), respectively.

This amendment shall become effective as of January 14, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4643; Filed, Mar. 20, 1946; 11:27 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 73]

EXEMPTION FROM PRICE CONTROL OF RENTALS OF COMMODITIES BY THE FEDERAL PUBLIC HOUSING AUTHORITY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.46 of Rev. SR 11 is amended in the following respect:

A new subparagraph (157) is added to paragraph (b) thereof to read as follows:

(157) Rental of commodities to educational or eleemosynary institutions by the Federal Public Housing Authority.

This amendment shall become effective March 25, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4640; Filed, Mar. 20, 1946; 11:26 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 74]

NONREGULATED COMMON CARRIERS AND PUBLIC UTILITIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (c) of § 1499.46 is amended by the addition of the following sentences at the end of subparagraph (2): "Where the increase sought, in the opinion of the Administrator, appears to be justified and a need is shown for authority to put the increased rates into effect prior to the expiration of the thirty-day period, the Administrator may, by order, specify an effective date prior to the expiration of the thirty-day period.

"Where the Administrator finds that inflationary tendencies exist with respect

to a given area or type of carrier or utility, he may by order suspend the right to make increases under the notice procedure of subparagraph (1) above, and by appropriate order or regulation provide for the approval or disapproval of proposed increases."

This amendment shall become effective March 18, 1946.

Issued this 18th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4530; Filed, Mar. 18, 1946; 4:14 p. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 87, Amdt. 2]

PART 4003—SUPPORT PRICES; SUBSIDIES

IMPORTS OF GREEN COFFEE

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

Directive 87 is amended to read as follows:

1. The Reconstruction Finance Corporation is authorized and directed to establish and carry out the following subsidy program with respect to imports of green coffee:

(a) The amount of the subsidy shall be 3 cents per pound (net shipping weight basis) of green coffee imported in accordance with the eligibility provisions of this directive.

(b) In no event shall any subsidy payment be made on any green coffee imported in excess of 13,500,000 bags of 60 kilograms each.

(c) The Secretary of Agriculture shall establish a quota for each importer, based upon an aggregate quantity of 13,000,000 bags, proportionate to the importer's allocation as established under War Food Order No. 63, and shall certify these quotas to the Reconstruction Finance Corporation.

(d) The Secretary of Agriculture is authorized, in accordance with standards to be prescribed by him, to establish and certify to the Reconstruction Finance Corporation additional import quotas whenever in his judgment such action is necessary to insure that roasters of coffee who were not in business in 1941, or whose operations have been expanded since 1941 in order to supply military requirements, or whose 1941 operations were not representative because of unusual circumstances, will not suffer hardship through failure to receive an equitable share of the green coffee imported pursuant to this program: *Provided*, That the aggregate quantity of green coffee covered by such additional import quotas shall not exceed 500,000 bags of 60 kilograms each.

(e) Subsidy payments shall be made to importers who show, with respect to the coffee on which the subsidy is claimed, that:

(i) The coffee has been imported in accordance with the importer's quota as established pursuant to paragraph 1 (c) or 1 (d) of this directive;

(ii) The importer has paid no more than the maximum price at which green coffee may be imported under the provisions of Revised Price Schedule No. 50, issued by the Office of Price Administration, as amended in accordance with the provisions of section 2 of this directive;

(iii) The coffee was purchased and loaded on board an exporting carrier after November 18, 1945;

(iv) The coffee has been landed in the United States not later than June 30, 1946;

(v) The coffee has been imported into the United States for domestic civilian consumption, and

(vi) The importer agrees to the conditions set forth in paragraph 1 (f) of this directive.

(f) The Reconstruction Finance Corporation shall require that each importer, as a condition of obtaining any subsidy payment under this program, agree:

(i) That he will not hold any inventory of green coffee in the United States in excess of a reasonable amount as defined by the Secretary of Agriculture in accordance with section 3 (b) of this directive;

(ii) That the coffee on which the subsidy is claimed will be sold by him only for domestic civilian consumption in the United States;

(iii) That, in the event of an increase in maximum prices for coffee upon the termination of this subsidy program, he will refund to the Reconstruction Finance Corporation the equivalent of such price increase (not to exceed 3 cents per pound, green basis) on all coffee which he then has in inventory on which the subsidy has been paid. For the purposes of this paragraph, the subsidy will be deemed to have been paid on all coffee which the importer has in inventory in the United States upon the termination of this program, not to exceed the quantity on which he has received subsidy payments.

(g) This directive may be amended to provide for further restrictions on, or prohibition of, the exportation of coffee in any form, in order to effectuate the purposes for which this program is established.

(h) If the Price Administrator determines that any claimant of subsidy payments has, during the period covered by this program, wilfully violated any provision of Revised Price Schedule No. 50, he shall certify that fact to the Reconstruction Finance Corporation and the Reconstruction Finance Corporation shall withhold all subsidy payments to which the claimant would otherwise be entitled under this program.

2. The Price Administrator is authorized and directed to continue the provision that coffee imported in accordance with the conditions prescribed in this directive with respect to eligibility for subsidy payments may be imported at prices 3 cents per pound higher than the maximum prices which were in effect prior to November 18, 1945.

3. The Secretary of Agriculture is authorized and directed:

(a) To suspend War Food Order No. 63 with respect to coffee until July 1, 1946;

(b) To determine what constitutes a reasonable inventory of green coffee and to issue an order limiting all inventories accordingly; and

(c) To issue an order providing for the equitable distribution of green coffee by importers participating in this subsidy program.

4. Until July 1, 1946, any importer purchasing green coffee for importation shall, within 15 days of the date of purchase, report the terms of purchase to the Department of Agriculture on a form to be supplied by that Department.

Issued and effective this 19th day of March 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-4628; Filed, Mar. 20, 1946; 10:18 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 10—INSURANCE

NATIONAL SERVICE LIFE INSURANCE EXAMINATIONS

§ 10.3464 *Examination of applicants for insurance or reinstatement.* Where physical or mental examination is required of an applicant for National Service Life Insurance, or of an applicant for reinstatement of National Service Life Insurance, such examination may be made by a medical officer of the United States Army, Navy, or Public Health Service, or may be made free of charge to him by a full-time or part-time salaried physician at a regional office or hospital of the Veterans Administration. Such examination may also be made, at the applicant's own expense, by a physician duly licensed for the practice of medicine by a State, Territory of the United States or the District of Columbia, who is not related to the applicant by blood or marriage, associated with him in business, or pecuniarily interested in the issuance or reinstatement of the policy. Examinations made in a foreign country by a physician duly licensed for the practice of medicine and otherwise acceptable, may be accepted if submitted through the American Consul. The Administrator of Veterans Affairs may require such further medical examination or additional medical evidence as may be deemed necessary and proper to establish the physical and mental condition of the applicant at the time of the application.

(54 Stat. 1008-1014; 38 U.S.C. 801-818.)

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,

MARCH 20, 1946.

[F. R. Doc. 46-4675; Filed, Mar. 20, 1946; 11:45 a. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—Public Health Service, Federal Security Agency

PART 11—FOREIGN QUARANTINE REGULATIONS

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AUTHORITY: §§ 11.1 to 11.156, inclusive, issued under secs. 215, 361-369, inclusive, 58 Stat. 690, 703-706, 42 U.S.C., Supp. IV, 216, 264-272, inclusive.

NOTE: It should be observed that generally the following regulations are made applicable both to vessels and aircraft (including persons and things thereon). Wherever regulations apply solely to vessels that intention is expressly indicated. Regulations applicable solely to aircraft appear in Subpart K (§§ 11.501-11.516, inclusive.)

SUBPART A—DEFINITIONS

§ 11.1 *Definitions.* As used in this part, terms shall have the following meaning:

(a) *Communicable disease.* Any disease, the etiologic agent of which may pass or be carried directly or indirectly from one person to another.

(b) *Contact.* Any person known to have been in such association with an infected person, animal or vector as to have been presumably exposed to infection.

(c) *Contamination.* The presence in an article, or matter of undesirable substance or material which may contain pathogenic micro-organisms.

(d) *Disinfection.* The act of rendering anything free from the causal agents of disease.

(e) *Disinfestation.* The act of destroying the vectors of a communicable disease.

(f) *Fumigation.* The process by which the destruction of vermin and rodents is acomplished by the employment of gaseous agents.

(g) *Immunity.* The condition of being protected against a particular disease either as a result of artificial immunization or through a previous attack of the disease in question.

(h) *Incubation period.* The period between the implanting of disease organisms in a susceptible person and the appearance of clinical manifestations of the disease.

(i) *Infected vessel or aircraft.* A vessel or aircraft upon which a case of quarantinable disease exists or develops among persons or rodents aboard or upon which infected vectors of a quarantinable disease are found after embarkation.

(j) *Infestation.* The condition of harboring insects or rodents capable of transmitting disease.

(k) *Isolation.* The separation of human beings or animals from other human beings, animals, or vectors of disease in such manner as to prevent the transmission of the disease.

(l) *Medical officer in charge.* The medical officer of the Public Health Service in charge of a quarantine station.

(m) *Observation.* The detention under medical supervision of a person in such place and for such period of time as may be specified in §§ 11.1 to 11.156, inclusive.

(n) *Port under the control of the United States.* Any seaport or airport in the continental United States, its territories, or possessions, other than the Canal Zone.

(o) *Pratique.* A certificate issued by a quarantine officer releasing or provisionally releasing a vessel or aircraft from quarantine.

(p) *Quarantine.* The detention of a person, vessel, aircraft or other conveyance, animal, or thing, in such place and for such period of time as may be specified in §§ 11.1 to 11.156, inclusive.

(q) *Quarantine officer.* A medical officer or other specially trained employee assigned to quarantine duty by the Surgeon General.

(r) *Quarantinable diseases.* The specific communicable diseases: cholera, plague, smallpox, louse-borne typhus and yellow fever.

(s) *Rodents.* Gnawing mammals concerned in the transmission of quarantinable diseases.

(t) *Sanitary log.* A record of events and conditions of sanitary significance to the vessel.

(u) *Surveillance.* The temporary supervision of a person who has been released from quarantine upon the condition that he will submit himself to further medical examination or inquiry.

(v) *Suspected vessel or aircraft.* A vessel or aircraft arriving from a port infected or suspected of being infected with a quarantinable disease.

(w) *Typhus.* Louse-borne typhus.

(x) *Vector.* An insect, animal, plant, or thing which conveys pathogenic organisms from a person or animal to another person or animal.

(y) *Vermin.* A species of insect capable of being a vector in the transmission of disease.

§ 11.2 *Incubation period.* For the purpose of this part the incubation period of the quarantinable diseases shall be:

Cholera	Five days.
Plague	Six days.
Smallpox	Fourteen days.
Typhus	Twelve days.
Yellow fever	Six days.

§ 11.3 *Period of immunity.* The following shall be the period of immunity following successful immunization with a vaccine approved by the national health department of the country in which the vaccine is administered, except that in the case of yellow fever, the vaccine must be approved by the approving authority designated by treaty.[1]

[1] Under article 40 (and the International Form of Certificate of Inoculation annexed thereto) of the International Sanitary Convention, 1926, as amended by the International Sanitary Convention, 1944, to which the United States is a party, the yellow fever vaccine and the method of inoculation employed must be approved by the United Nations Relief and Rehabilitation Administration.

§ 11.63 *Quarantine inspection de-*

Cholera	From six days through six months following inoculation.
Plague	Six months.
Smallpox	Three years.
Typhus	One year.
Yellow fever	From 10 days through four years following inoculation.

SUBPART B—MEASURES AT FOREIGN PORTS

§ 11.11 *Bills of health.* A vessel or aircraft at any foreign port clearing or departing for any port under the control of the United States shall not be required to obtain or deliver a bill of health.[2]

§ 11.12 *Applicability of subpart.* The measures prescribed in this subpart must be taken at foreign ports with respect to vessels or aircraft departing for ports under the control of the United States.

§ 11.13 *Cholera; vessels or aircraft; things.* At ports infected or suspected of being infected with cholera, special care shall be taken to provide a safe water and food supply for the vessel or aircraft. No foods, other than the food supply of the vessel or aircraft or food accepted for shipment, shall be permitted to be taken aboard. Food products which may be consumed in an uncooked state coming from localities infected or suspected of being infected with cholera shall not be accepted for shipment.

§ 11.14 *Cholera; vessels or aircraft; persons.* A person who (a) comes from a cholera infected area, or (b) desires to embark at an infected port, shall not be permitted to board a vessel or aircraft unless such person:

(1) Has been detained five days in an environment known to be free from a source of infection and is without evidence of infection; or

(2) Presents satisfactory evidence of immunity.

§ 11.15 *Plague; vessels or aircraft.* At ports infected or suspected of being infected with human or rodent plague, special care shall be taken to prevent rodents, fleas and infected persons from boarding the vessel or aircraft and shall include the following measures:

(a) Immediately upon docking and during the entire time a vessel lies at a wharf, it shall be fended off at least six feet; all connecting lines shall be properly fitted with rat guards; gangways and other means of access to the vessel shall be well lighted or separated from the shore at night.

(b) The vessel or aircraft shall load only cargo which has been found free from rats or has been treated to destroy rats and fleas.

(c) Prior to departure the vessel or aircraft shall be inspected for rodents and fleas. If rodents or fleas are present, measures shall be taken for their destruction.

§ 11.16 *Smallpox; vessels or aircraft.* A person from an area where smallpox is present who does not present satisfactory evidence of immunity shall not be permitted to embark until vaccinated.

§ 11.17 *Typhus; vessels or aircraft; things.* An article intended to be transported (including personal effects), if infested with lice, shall not be permitted to be taken aboard the vessel or aircraft at a port infected or suspected of being infected with typhus until such article has been disinfested.

§ 11.18 *Typhus; vessels or aircraft; persons.* A person who (a) comes from an area where typhus prevails, or (b) desires to board at a port infected or suspected of being infected with typhus, shall not be permitted to board a vessel or aircraft until louse free.

§ 11.19 *Yellow fever; vessels or aircraft; persons.* A person who has been exposed to a case of yellow fever shall not be permitted to embark on a vessel or aircraft until six days after exposure unless he presents satisfactory evidence of immunity.

§ 11.20 *General requirement.* The master of a vessel shall enter in the sanitary log, or other official record, a statement of all measures taken to effect compliance with the provisions of this subpart.

SUBPART C—MEASURES IN TRANSIT

§ 11.31 *Applicability.* The measures prescribed in this subpart must be taken at sea with respect to vessels destined for ports under the control of the United States.

§ 11.32 *Sanitary inspection; corrective measures.* The master or a designated officer shall make a daily sanitary inspection of all accessible compartments of the vessel. Immediate corrective measures shall be taken if evidence of vermin, rodents or insanitary conditions is found.

§ 11.33 *Entries in sanitary log.* A record of the conditions found and the corrective measures taken shall be entered in the sanitary log or other official record.

§ 11.34 *Radio report of disease aboard.* The master of the vessel shall report promptly by radio to the medical officer in charge at the port of entry of the occurrence of a communicable or suspected communicable disease on board.

SUBPART D—VESSELS OR AIRCRAFT SUBJECT TO QUARANTINE INSPECTION

§ 11.46 *General provision.* A vessel or aircraft arriving at a port under the control of the United States, which falls within paragraphs (a) or (b) of this section shall undergo quarantine inspection prior to entry.

(a) A vessel or aircraft arriving from a port not under the control of the United States, except:

(1) Vessels or aircraft operating exclusively between a port under the control of the United States and a port in Canada, Newfoundland, the Islands of St. Pierre and Miquelon, Iceland, Greenland, the West Coast of Lower California, Cuba, the Bahama Islands, the Canal Zone, or the Bermuda Islands.

(2) A vessel which having received pratique at a Canadian port located in the international waters of (i) the Straits of Juan de Fuca, Haro, Georgia, Rosario and the Puget Sound and tributaries and connected waters on the West Coast, or (ii) the Saint Lawrence River and the Great Lakes, and their tributaries and connected waters on the East Coast, travels on the same international waters to a United States port and presents a duplicate copy of the Canadian pratique to the quarantine officer.[3]

(b) A vessel or aircraft arriving from any port whether or not under the control of the United States, which

(1) Has aboard a person infected or suspected of being infected with a communicable disease, or

(2) Arrives from a port where at the time of departure there was present or suspected of being present cholera, plague, or yellow fever, or where there was significant increase in prevalence of smallpox or typhus at the time the vessel or aircraft touched there.

§ 11.47 *Vessels of armed services.* Vessels belonging to or operated by the armed services of the United States or any foreign nation may, in the discretion of the medical officer in charge, be exempted from quarantine inspection if a commissioned medical officer of such service certifies that:

(a) Any person on board who is infected or suspected of being infected with a communicable disease will be isolated until it is determined whether or not he is infected with a quarantinable disease, and that

(b) The vessel is from a port where at the time of departure there was not present or suspected of being present cholera, plague, or yellow fever, or where there was not a significant increase in the prevalence of smallpox or typhus at the time the vessel touched there.

When it is determined that any person on board such vessels is infected with a quarantinable disease, the vessel and its entire personnel shall be subject to the provisions of Subpart F below.

§ 11.48 *Exempt vessels subject to sanitation regulations.* A vessel which has been exempted from quarantine inspection under §§ 11.46 or 11.47 shall nevertheless be subject to the provisions of Subpart G below.

SUBPART E—GENERAL REQUIREMENT UPON ARRIVAL AT PORTS UNDER CONTROL OF UNITED STATES

§ 11.61 *Applicability.* The measures prescribed in this subpart shall be taken with respect to vessels or aircraft which are subject to quarantine inspection pursuant to Subpart D, and with respect to persons and things arriving on such vessels or aircraft.

§ 11.62 *General provision; vessels only.* A vessel shall fly a yellow flag; anchor in the quarantine anchorage; and await inspection.

[2] Vessels departing from ports under the control of the United States may obtain a port sanitary statement from a medical officer of the U. S. Public Health Service.

[3] See Subpart H regarding issuance of duplicate pratique by United States Quarantine officers for presentation to quarantine authorities of Canada.

§ 11.63 *Quarantine inspection described.* Quarantine inspection of a vessel or aircraft shall include:

(a) Inspection of the vessel or aircraft, its cargo, manifests and other papers, including the Sanitary Log of the vessel, to ascertain the sanitary history and condition of the vessel or aircraft.

(b) Examination of the persons aboard the vessel or aircraft, their personal effects and records.

(c) The determination of the measures necessary to prevent the introduction of a quarantinable disease.

§ 11.64 *Persons; restrictions on boarding vessels.* Only the quarantine officer, quarantine employees, or pilots, shall be permitted to board any vessel subject to quarantine inspection until after it has been inspected by the quarantine officer and granted pratique, except with the permission of the quarantine officer. A person boarding such vessel shall be subject to the same restrictions as those imposed on the persons on the vessel. (Regarding aircraft, see §§ 11.503 and 11.513)

§ 11.65 *Persons; examination.* All persons on board shall be examined, except, that on an approved regular line vessel or aircraft which carries a ship or flight surgeon, such examination may be limited to persons designated by the medical officer in charge.

§ 11.66 *Persons; observation.* Persons may be held under observation on quarantine stations or on vessels in quarantine pursuant to the provisions of Subparts F and K below. Such persons shall not have contact with other persons except by permission of the medical officer in charge.

§ 11.67 *Persons under observation; segregation.* Contact between different groups of persons held under observation is prohibited. Members of groups shall observe such further segregation, to prevent the spread of disease, as the medical officer in charge may determine to be necessary.

§ 11.68 *Persons; release under surveillance.* Persons may be released from quarantine under surveillance pursuant to the provisions of Subpart F below. Such persons shall report to the health authority at the place of destination at such time as prescribed by the medical officer in charge.

§ 11.69 *Restriction on movement of articles.* Articles from a vessel or aircraft shall not be carried into the place of detention except by permission of the medical officer in charge.

§ 11.70 *Furnishing of fresh crew; vessels only.* After a vessel has been rendered free from infection, it may be furnished with a fresh crew and released from quarantine, while all or part of the original personnel are detained.

§ 11.71 *Disinfection of imports.* When the freight manifest of a vessel or aircraft lists articles which may require disinfection, the medical officer in charge shall disinfect them on board or request the Collector of Customs to keep the articles separated from the other freight pending appropriate disposition.

SUBPART F — PARTICULAR REQUIREMENTS UPON ARRIVAL AT PORTS UNDER CONTROL OF UNITED STATES

§ 11.81 *Applicability.* In addition to the requirements of Subpart E, the particular requirements prescribed in this subpart (affecting persons, vessels or aircraft, animals, and other imports) shall be observed with respect to vessels or aircraft which are subject to quarantine inspection under Subpart D.

§ 11.82 *Cholera; vessels or aircraft; things.* (a) A cholera infected vessel or aircraft shall be detained in quarantine until disinfected.

(b) The dejecta of all persons held under observation for cholera shall be disinfected before final disposition.

(c) Personal effects contaminated by dejecta from cholera cases or carriers shall be disinfected. Material capable of conveying infection shall not be removed from the vessel or aircraft until it has been disinfected.

(d) Special precautions, including the destruction or cooking of fruits and vegetables, shall be taken to prevent contamination of food or water supplies of vessels or aircraft.

(e) The water supply of a cholera infected vessel or aircraft shall be disinfected.

§ 11.83 *Cholera; vessels or aircraft; persons.* (a) All persons aboard a vessel or aircraft which is cholera infected or suspected of being so infected or which arrives within five days from a port infected or suspected of being infected with cholera, shall be subjected to such examination as may be necessary to determine their freedom from cholera vibrios or shall be held under observation for five days from last contact.

(b) Persons ill from cholera and all known contacts shall be removed and isolated.

(c) An immune person may be released under surveillance for five days from last contact.

(d) A person determined to be free from cholera vibrios shall be released.

(e) Cholera carriers or recovered cases shall not be released from observation until bacteriological tests are negative for cholera vibrios.

§ 11.84 *Plague; vessels or aircraft; things.* (a) A plague suspected vessel or aircraft shall be detained in quarantine and subjected to measures to determine the presence or absence of plague infection.

(b) A plague infected vessel or aircraft shall be detained in quarantine and immediate measures undertaken for the destruction of rodents and vermin aboard.

(c) A rodent or flea infested vessel from a port infected or suspected of being infected with plague shall be fumigated or otherwise treated as determined by the medical officer in charge.

§ 11.85 *Plague; vessels or aircraft; persons.* (a) Persons ill from plague shall be removed and isolated until no longer infectious.

(b) Persons disembarking may be placed under surveillance for six days from the date of landing.

(c) In the case of pneumonic plague, in addition to the foregoing measures, all contacts shall be isolated for six days from last contact, and the quarters and personal effects of the sick shall be appropriately treated.

§ 11.86 *Smallpox; vessels or aircraft; things.* A vessel or aircraft on which smallpox has occurred en route shall be detained in quarantine until the personal effects of the sick and the compartments occupied by them shall have been disinfected.

§ 11.87 *Smallpox; vessels or aircraft; persons.* (a) Persons ill from smallpox shall be removed and isolated until no longer infectious.

(b) All contacts shall be vaccinated and may be held under observation until the results of the vaccination indicate immunity. Those refusing vaccination shall be held under observation until 14 days have elapsed since the last contact. Other persons not exposed to the infection may be placed under surveillance for 14 days.

§ 11.88 *Typhus; vessels or aircraft; things.* (a) A vessel or aircraft on which typhus has occurred en route shall be detained in quarantine until vermin destruction has been completed.

(b) A vessel or aircraft infected or suspected of being infected with typhus, or a louse-infested vessel or aircraft from a port infected or suspected of being infected with typhus shall be disinfested.

(c) The personal effects and baggage of louse infested persons from incoming vessels or aircraft shall be disinfested prior to release.

§ 11.89 *Typhus; vessels or aircraft; persons.* (a) Persons ill from typhus shall be removed and isolated until no longer infectious.

(b) Non-immune contacts shall be held under observation for 12 days from the last contact.

(c) Immune contacts may be placed under surveillance for 12 days from the last contact.

(d) Vermin free non-contacts may be released without detention and without delousing or disinfestation of baggage or personal effects.

(e) Vermin infested persons shall be immediately disinfested.

§ 11.90 *Yellow fever; vessels only.* (Regarding aircraft, see § 11.513.)

(a) In areas where Aedes aegypti mosquitoes exist, an infected or suspected vessel shall be moored not less than 400 meters from the inhabited shore until disinfection has been completed.

(b) An infected or suspected vessel shall be disinfected prior to discharge of cargo.

§ 11.91 *Yellow fever; vessels or aircraft; persons.* (a) Persons from an infected vessel who are ill with yellow fever shall be removed and isolated until no longer infectious.

(b) All non-immune persons aboard shall be detained under observation for six days from the last exposure.

(c) Immune persons shall be released.

SUBPART G—SANITARY INSPECTION: RODENT AND VERMIN CONTROL

§ 11.101 *General.* Vessels or aircraft arriving at a port under the control of the United States from a foreign port shall be subject to sanitary inspection to ascertain whether there exists rodent, vermin or insect infestation or other insanitary condition requiring measures for the prevention of the introduction, transmission or spread of communicable disease.

§ 11.102 *Fumigation and disinfestation.* Such vessels or aircraft, or compartments thereof, shall undergo such fumigation and disinfestation as the medical officer in charge determines to be necessary.

§ 11.103 *Periodic fumigation; vessels only.* Such vessels shall be fumigated for the destruction of rodents at least once each six months, except that when inspection reveals that rodents are kept under control, an extension of the six months' period shall be granted by issuing a certificate of Deratization Exemption.

§ 11.104 *Vessels in intercoastal and interstate traffic.* Vessels or aircraft engaged in trade between ports under the control of the United States shall be subject to sanitary inspection as described in § 11.101, above, when arriving from a port infected or suspected of being infected with a quarantinable disease or when illness on board indicates unsatisfactory sanitary conditions.

SUBPART H—PRATIQUE: VESSELS ONLY[4]

§ 11.121 *General requirement.* Vessels from a foreign port or place shall not enter a port under the control of the United States to discharge cargo or land passengers unless a certificate of free pratique or provisional pratique has been issued to the master. When it is desired not to comply with the requirements for a certificate of free or provisional pratique, the vessel is at liberty to return to sea if bound for a foreign port.

§ 11.122 *Free pratique.* A certificate of free pratique shall signify that the vessel and its master may enter, discharge cargo, and land passengers.[5]

§ 11.123 *Provisional pratique.* (a) A certificate of provisional pratique shall signify that the vessel may enter, but that additional measures, as specified in such certificate must be taken in connection with the discharge of cargo, or the landing of passengers, or the sanitary condition of the vessel. A certificate of free pratique shall be issued after such additional measures have been completed.

(b) The medical officer in charge may remand the vessel to the next port for such additional measures as may be necessary. Vessels arriving at quarantine stations at succeeding ports of call under provisional pratique may, in the discretion of the medical officer in charge at such stations, be directed to proceed under provisional pratique to the next succeeding port for completion of quarantine measures.

(c) Failure to comply with additional measures specified in a certificate of provisional pratique shall constitute a violation of §§ 11.1 to 11.156, inclusive, and the vessel shall become subject to all measures applicable to vessels first arriving at a port under the control of the United States from a foreign port.

§ 11.124 *Radio pratique.* The medical officer in charge may grant pratique by radio to a vessel upon the basis of information regarding the vessel, its cargo and persons aboard, received prior to arrival of the vessel, when in his judgment, and in accordance with instructions by the Surgeon General, the entry of the vessel will not result in the introduction, transmission or spread of communicable diseases.

§ 11.125 *Presentation of pratique.* Vessels which have undergone quarantine inspection shall present to the Collector of Customs at the port of entry the certificate of pratique, or evidence of radio pratique, issued pursuant to the provisions of this subpart.

SUBPART I—BORDER QUARANTINE

§ 11.136 *Applicability.* The special provisions of this subpart apply to the entry of persons and things (including conveyances) into the United States by land transit. The Surgeon General may exempt certain areas from these provisions.[6]

§ 11.137 *Ports of entry; inspection.* A person shall not enter except at established ports of entry, and after such inspection by a quarantine officer as the officer deems necessary to carry out the provisions of §§ 11.1 to 11.156, inclusive.

§ 11.138 *General rule.* A person who has, or is suspected of having, a quarantinable disease shall either be denied entry or be placed under observation for the period of incubation of such disease.

§ 11.139 *Particular diseases.* (a) A person coming from a locality where cholera is prevalent shall not enter until (1) it is determined that he is free from cholera vibrios, or (2) he has been under observation for five days since last exposure and is free from the disease.

(b) A person from an endemic yellow fever area who does not present valid evidence of immunity shall be placed under observation or surveillance for six days from last exposure, or shall be refused entry.

(c) A person who does not present valid evidence of a previous attack of smallpox or of a successful vaccination within three years from the date of arrival, shall be vaccinated, or placed under observation for fourteen days from last exposure, or refused entry.

(d) A person from a locality where typhus prevails shall not be allowed to enter until free from vermin. Persons, wearing apparel, baggage and personal effects shall be disinfested when deemed necessary by the quarantine officer.

§ 11.140 *Disinfestation of things.* Common carriers, privately owned conveyances, merchandise, and baggage or other effects infested or suspected of being infested with vectors of any of the quarantinable diseases shall be disinfested prior to entry into the United States.

SUBPART J—IMPORTATION OF CERTAIN THINGS

§ 11.151 *Lather brushes.* (a) Lather brushes made from animal hair or bristles shall not be permitted entry into any port or place under the control of the United States unless (1) such brushes are permanently marked with the name of the manufacturer or other identifying mark, registered with the Surgeon General, (2) and have been determined by the medical officer in charge, in accordance with the following quarantine procedures, to be free from anthrax spores.

(b) The medical officer in charge shall select samples from each shipment of lather brushes and shall subject such samples to laboratory examinations to determine the presence or absence of anthrax spores. If such examinations indicate that the shipment is free from anthrax spores, the medical officer in charge shall furnish the Collector of Customs a certificate to that effect. If such examinations demonstrate that the shipment is not free from anthrax spores, the medical officer in charge shall notify the Collector of Customs that the shipment shall not be permitted entry.

§ 11.152 *Psittacine birds.* (a) The term psittacine birds shall include all birds commonly known as parrots, amazons, Mexican double heads, African grays, cockatoos, macaws, parakeets, love birds, lories, lorikeets, and all other birds of the psittacine family.

(b) Psittacine birds shall not be brought into the continental United States unless:

(1) The birds are older than eight months, and

(2) The importer has applied on forms prescribed by the Surgeon General for permission to import and has been issued a permit designating the number and species of birds which may be imported, and either

(3) The shipment is destined to a zoological park or research institute, and the Surgeon General is satisfied that necessary detention will be observed at the place of destination, or

(4) The shipment does not exceed two birds, if: The birds are accompanied by the owner, the birds appear to the medical officer in charge to be in good health, and the owner submits a sworn statement that the birds have been in his possession for the preceding two years, have not had contact with other psittacine birds during that period, and will be transported immediately to his private residence and retained there as household pets.

[4] Regarding release of aircraft, see Subpart K (§§ 11.501–11.516, inclusive).

[5] A vessel which has received free pratique at a port in the United States located on the international waters described in § 11.46 (a) (2), and which is destined for a Canadian port on the same waters, shall be furnished with a duplicate of such pratique for presentation to Canadian quarantine authorities.

[6] The provisions of Subpart I apply at all ports of entry, including border ports.

§ 11.153 *Psittacine birds; disposition of excluded birds.* Psittacine birds excluded from entry under §§ 11.1 to 11.156, inclusive, shall be destroyed or deported. Pending deportation they shall be detained under Customs' custody:

(a) Aboard the vessel on which they arrived and the vessel shall be held under provisional pratique, or

(b) At the airport of entry.

§ 11.154 *Pet cats, dogs, and monkeys.* Pet cats, dogs, and monkeys, shall not be brought into the continental United States unless accompanied by a certificate of a consular officer of the United States, or in the case of pets belonging to members of the military forces of the United States, a certificate of a commissioned officer of the medical or veterinary services of such forces, stating that such animal:

(a) Has been immunized with approved rabies vaccine at least thirty days but not more than six months prior to the date of entry, and

(b) Has been physically inspected within ten days prior to departure for the United States, and found apparently free of demonstrable diseases involving emaciation, lesions of the skin, nervous system disturbances, jaundice, or diarrhea.

§ 11.155 *Etiological agents and vectors.* (a) A person shall not import into any place under the control of the United States, nor distribute after importation, any etiological agent or insect, animal or plant vector of human disease or any exotic living insect, animal or plant capable of being a vector of human disease unless accompanied by a permit issued by the Surgeon General.

(b) An article or thing coming within the provisions of this section shall not be released from Customs' custody prior to the receipt by the Collector of Customs of a permit therefor issued by the Surgeon General.

§ 11.156 *Dead bodies.* The remains of a person dead from a quarantinable disease shall not be brought into a port under the control of the United States unless it is (a) properly embalmed and placed in a hermetically sealed casket, or (b) cremated.

The foregoing regulations shall become effective on May 1, 1946. The existing regulations contained in §§ 11.1 to 11.264, inclusive, of Part 11, and in §§ 16.0 to 16.8, inclusive, of Part 16, Title 42, Code of Federal Regulations, are revoked, and Executive Order No. 5264, January 24, 1930, is superseded, effective May 1, 1946. The revocation of such regulations shall not affect any act done, liability incurred, or any proceedings had or commenced under such regulations.

[SEAL] THOMAS PARRAN,
Surgeon General.
WATSON B. MILLER,
Federal Security Administrator.

[F. R. Doc. 46-4630; Filed, Mar. 20, 1946; 11:03 a. m.]

PART 16—IMPORTATION OF PARROTS

CROSS REFERENCE: For revocation of §§ 16.0 to 16.8, inclusive, see Part 11 of this chapter, *supra*.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[SO 474]

PART 95—CAR SERVICE

PRIORITY FOR CERTIFIED SEED POTATOES FROM MAINE

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 19th day of March, A. D. 1946.

It appearing that the Undersecretary of the Department of Agriculture has made representations to the Office of Defense Transportation regarding the urgency for obtaining shipments of certified seed potatoes for planting areas and has requested that Office to take such steps as may be necessary to give priority over table stock potatoes to the distribution of refrigerator cars for the loading of certified seed potatoes to be shipped to planting areas, and has further urged that diversion or reconsignment of refrigerator cars containing certified seed potatoes be restricted; that the Office of Defense Transportation has made similar representations to this Commission; the Commission is of opinion that an emergency which requires immediate action exists in the State of Maine: It is ordered, that:

(a) *Definitions.* (1) The term "common carrier" as used herein means a common carrier by railroad subject to the Interstate Commerce Act; (2) The term "certified seed potatoes" as used herein means potatoes in bags identified by being tagged with an official State of Maine certified seed tag.

(b) *Transportation priority to be given certified seed potatoes.* Each common carrier operating in the State of Maine shall give priority over all other shipper's or consignor's car orders for refrigerator cars to filling such car orders for empty refrigerator cars for the loading of certified seed potatoes to the extent of the daily loading ability of the shipper or consignor at the point of loading, provided the shipper or consignor certifies on the car order for the refrigerator car that such refrigerator car will be loaded with certified seed potatoes; such notation shall be shown on the bill of lading and waybill.

(c) *Diversion, reconsignment, reshipping or rebilling restricted.* No common carrier shall execute, or allow or permit to be executed, any order of reconsignment or diversion of, or permit rebilling or reshipping of, a refrigerator car loaded with certified seed potatoes pursuant to this order.

(d) *Rules, regulations and practices suspended.* The operation of all rules, regulations and practices insofar as they conflict with the provisions of this order, is hereby suspended.

(e) *Other service orders.* Service Order No. 95 (7 F.R. 9257), as amended (8 F.R. 17428; 10 F.R. 15175, 15354), is suspended only insofar as it may conflict with this order.

(f) *Application.* The provisions of this order shall apply to intrastate and foreign commerce as well as interstate commerce.

(g) *Effective date.* This order shall become effective at 12:01 p. m., March 20, 1946.

(h) *Expiration date.* This order shall expire at 11:59 p. m., May 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, sec. 4, 10, 54 Stat. 901, 912; 49 U.S.C. 1 (10)–(17), 15 (4))

It is further ordered, that this order and direction shall be served upon the Maine Public Utilities Commission; upon all common carriers operating in the State of Maine; and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4712; Filed, Mar. 20, 1946; 12:00 m.]

TITLE 50—WILDLIFE

Chapter III—International Fisheries Commission

PART 301—PACIFIC HALIBUT FISHERIES

Regulations of the International Fisheries Commission adopted pursuant to the Pacific Halibut Fishery Convention between the United States of America and the Dominion of Canada, signed January 29, 1937.

Sec.
301.1 Regulatory areas.
301.2 Limit of catch in each area.
301.3 Length of closed season.
301.4 Issuance of licenses and conditions limiting their validity.
301.5 Retention of halibut taken with other fish under permit.
301.6 Issuance of permits and conditions limiting their validity.
301.7 Statistical return by vessels.
301.8 Statistical return by dealers.
301.9 Closed small halibut grounds.
301.10 Dory gear prohibited.
301.11 Nets prohibited.
301.12 Responsibility of master.
301.13 Supervision of unloading and weighing.

AUTHORITY: §§ 301.1 to 301.14, inclusive, issued under 50 Stat. 1351.

§ 301.1 *Regulatory areas.* (a) The convention waters shall be divided into the following areas, all directions given being magnetic.

(b) Area 1A shall include all convention waters southeast of a line running northeast and southwest through Cape Blanco Light, as shown on Chart 5952, published in February, 1935, by the United States Coast and Geodetic Survey, which light is approximately latitude 42°50'14" N., longitude 124°33'45" W.

(c) Area 1B shall include all convention waters between Area 1A and a line running northeast and southwest through Willapa Bay Light on Cape Shoalwater, as shown on Chart 6185, published in July, 1939, by the United States Coast and Geogetic Survey, which light is approximately in latitude 46°43' 17'' N., longitude 124°04'15'' W.

(d) Area 2 shall include all convention waters off the coasts of the United States of America and of Alaska and of the Dominion of Canada between Area 1B and a line running through the most westerly point of Glacier Bay, Alaska, to Cape Spencer Light as shown on Chart 8304, published in June, 1940, by the United States Coast and Geodetic Survey, which light is approximately latitude 58°11'57'' N., longitude 136°38'18'' W., thence south one-quarter east and is exclusive of the areas closed to all halibut fishing in § 301.9.

(e) Area 3 shall include all the convention waters off the coast of Alaska that are between Area 2 and a straight line running south from the southwestern extremity of Cape Sagak on Umnak Island, at a point approximately latitude 52°49'30'' N., longitude 169°07'00'' W., according to Chart 8802, published in January, 1942, by the United States Coast and Geodetic Survey, and that are south of the Alaska Peninsula and of the Aleutian Islands and shall also include the intervening straits or passes of the Aleutian Islands.

(f) Area 4 shall include all convention waters which are not included in Areas 1A, 1B, 2, and 3, and in those areas defined in § 301.9.

§ 301.2 *Limit of catch in each area.* (a) The catch of halibut to be taken during the halibut fishing season of the year 1946 from Area 2 shall be limited to approximately 24,500,000 pounds of salable halibut, and from Area 3 to approximately 28,000,000 pounds of salable halibut, the weights in each or any such limit to be computed as with heads off and entrails removed.

(b) The catch of halibut to be taken from each area during the halibut fishing season of the year 1946 shall also be limited to halibut which with the head on are 26 inches or more in length as measured from the tip of the lower jaw to the extreme end of the middle of the tail or to halibut which with the head off and entrails removed are 5 pounds or more in weight, and the possession of any halibut of less than the above length or the above weight, according to whether the head is on or off, by any vessel or by any master or operator of any vessel or by any person, firm or corporation, is probihited.

(c) The International Fisheries Commission shall as early in the said year as is practicable determine the date on which it deems each limit of catch defined in paragraph (a) of this section will be attained, and the limit of each such catch shall then be that which shall be taken prior to said date, and fishing for or catching of halibut in the area or areas to which such limit applies shall at that date be prohibited until after the end of the closed season as defined and modified in § 301.3, except as provided in § 301.5 and in Article I of the Convention, and provided that if it shall at any time become evident to the International Fisheries Commission that the limit will not be reached by such date, it may substitute another date.

§ 301.3 *Length of closed season.* (a) Under the authority of Article I of the aforesaid Convention the closed season as therein defined shall be modified so as to end at 12 midnight of the 30th day of April of the year 1946 and of each year thereafter and shall begin at 12 midnight of the 30th day of November of each year unless an earlier date is determined upon for any area under the provisions of paragraph (b) of this section.

(b) Under authority of Article I of the Convention, the closed season as therein defined shall begin in each area on the date on which the limit is reached as provided in paragraph (c) of § 301.2 and the closing of such area or areas shall be taken to have been duly approved unless before the said date either the President of the United States of America or the Governor General of Canada shall have signified his disapproval (the burden of proving any such signification being upon the person alleging it) and provided that the closing date of Area 2 or of Area 3, whichever shall be later, shall apply to Areas 1A and 4, and that the closing date of Area 2 shall apply to Area 1B.

(c) Nothing contained in these regulations shall prohibit the fishing for species of fish other than halibut or prohibit the International Fisheries Commission from conducting fishing operations as provided for in Article I of the Convention.

§ 301.4 *Issuance of licenses and conditions limiting their validity.* (a) All vessels of any tonnage which shall fish for halibut in any manner or hold halibut in possession in any area, or which shall transport halibut otherwise than as a common carrier documented by the Government of the United States or of Canada for the carriage of freight, must be licensed by the International Fisheries Commission: *Provided*, That vessels of less than five net tons or vessels which do not use set lines need not be licensed unless they shall require a permit as provided in § 301.5.

(b) Each vessel licensed by the International Fisheries Commission shall carry on board at all times while at sea the halibut license thus secured whether it is validated for halibut fishing or endorsed with a permit as provided in § 30.16 and this license shall at all times be subject to inspection by authorized officers of either of said Governments or by representatives of the International Fisheries Commission.

(c) The halibut license shall be issued without fee by the customs officers of either of said Governments or by representatives of the International Fisheries Commission. A new license may be issued by the officer accepting statistical return at any time to vessels which have furnished proof of loss of the license form previously issued, or when there shall be no further space for record thereon, providing the receipt of statistical return shall be shown on the new form for any halibut or other species taken during or after the voyage upon which loss occurred. The old license form shall be forwarded in each case to the International Fisheries Commission.

(d) The halibut license of any vessel shall be validated before departure from port for each halibut fishing operation for which statistical returns are required. This validation of a license shall be by customs officers or by fishery officers of either of said Governments when available at places where there are no customs officers and shall not be made unless the area in which the vessel will fish is entered on the license form and unless the provisions of § 301.7 have been complied with for all landings and all fishing operations since issue of the license: *Provided*, That if the master or operator of any vessel shall fail to comply with the provisions of § 301.7, the halibut license of such vessel may be validated by customs officers upon evidence either that there has been a judicial determination of the offense or that the laws prescribing penalties therefor have been complied with, or that the said master or operator is no longer responsible for, nor sharing in, the operations of said vessel.

(e) The halibut license of any vessel fishing for halibut in Area 1A as defined in § 301.1 after the closure of Areas 1B and 2 must be validated at a port or place within Area 1A prior to each such fishing operation.

(f) No halibut license shall be validated for departure for halibut fishing in Areas 1A or 1B or 2 more than three days, and in Areas 3 or 4 more than five days before the end of the closed season as defined in § 301.3 (a).

(g) No halibut license shall be valid for halibut fishing in more than one area, as defined in § 301.1, during any one trip nor shall it be revalidated for halibut fishing in another such area while the vessel has any halibut on board.

(h) The halibut license shall not be valid for halibut fishing in any area closed to halibut fishing or for the possession of halibut in any area closed to halibut fishing except while in actual transit to or within a port of sale.

(i) The halibut license shall not be valid for halibut fishing in any area while a permit endorsed thereon is in effect, nor shall it be validated while halibut taken under such permit is on board.

(j) The halibut license of any vessel shall not be valid for the possession of any halibut in any area other than that for which validated, if such vessel is in possession of baited gear, except in those waters included within a twenty-five mile radius of Cape Spencer Light, Alaska.

§ 301.5 *Retention of halibut taken with other fish under permit.* (a) There may be retained for sale on any vessel which shall have a permit as provided in § 301.6 such halibut as is caught incidentally to fishing by that vessel in any area that is closed to halibut fishing under § 301.2 with set lines (of the type commonly used in the Pacific coast halibut fishery) for other species, not to exceed at any time one pound of halibut for each seven pounds of salable fish, actually utilized, of other species not including salmon or tuna, and such halibut may be sold as the catch of said vessel, the weight of all fish to be computed as with heads off and entrails removed: *Provided*, That it shall not be a violation of §§ 301.1 to 301.14, inclusive, for any such vessel to have in possession halibut in addition to the amount herein allowed to be sold if such additional halibut shall not exceed thirty per cent of such amount and shall be forfeited and surrendered at the time of landing as provided in paragraph (d) of this section.

(b) The catch of halibut taken and retained under such permit shall be limited to halibut which with the head on are 26 inches or more in length as measured from the tip of the lower jaw to the extreme end of the middle of the tail or to halibut which with the head off and entrails removed are 5 pounds or more in weight and the possession of any halibut of less than the above length or the above weight, according to whether the head is on or off, by any vessel or by any master or operator of any vessel or by any person, firm or corporation, is prohibited.

(c) Halibut retained under such permit shall not be landed or otherwise removed or be received by any person, firm or corporation from the catching vessel until all halibut on board shall have been reported to a customs, fishery or other authorized enforcement officer of either of said Governments by the captain or operator of said vessel and also by the person, firm or corporation receiving the halibut and no halibut or other fish shall be landed or removed or be received from the catching vessel except with the permission of said officer and under such supervision as the said officer may deem advisable.

(d) Halibut retained under such permit shall not be purchased or held in possession by any person other than the master, operator or crew of the catching vessel in excess of the proportion allowed in paragraph (a) of this section until such excess whatever its origin shall have been forfeited and surrendered to the customs, fishery or other authorized officers of either of said Governments. In forfeiting such excess, the vessel shall be permited to surrender any part of its catch of halibut, provided that the amount retained shall not exceed the proportion herein allowed.

(e) Permits for the retention and landing of halibut in the year 1946 shall become invalid at 12 midnight of the 15th day of November of said year or at such earlier date as the International Fisheries Commission shall determine.

§ 301.6 *Issuance of permits and conditions limiting their validity.* (a) Any vessel which shall be used in fishing for other species than halibut in any area closed to halibut fishing under § 301.2 must have a halibut license and a permit if it shall retain, land or sell any halibut caught incidentally to such fishing or possess any halibut of any origin during such fishing, as provided in § 301.5.

(b) The permit shall be shown by endorsement of the issuing officer on the face of the halibut license form held by said vessel and shall show the area for which the permit is issued.

(c) The permit shall terminate at the time of first landing thereafter of fish of any species and a new permit shall be secured before any subsequent fishing operation for which a permit is required.

(d) A permit shall not be issued to any vessel which shall have halibut on board taken while said vessel was licensed to fish in an open area unless such halibut shall be considered as taken under the issued permit and as thereby subject to forfeiture when landed if in excess of the proportion permitted in paragraph (a) of § 301.5.

(e) A permit shall not be issued to, or be valid if held by, any vessel which shall fish with other than set lines of the type commonly used in the Pacific coast halibut fishery.

(f) The permit of any vessel shall not be valid unless the permit is granted before departure from port for each fishing operation for which statistical returns are required. This granting of a permit shall be by customs officers or by fishery officers of either of said Governments when available at places where there are no customs officers and shall not be made unless the area in which the vessel will fish is entered on the halibut license form and unless the provisions of § 301.7 have been complied with for all landings and all fishing operations since issue of the license or permit: *Provided*, That if the master or operator of any vessel shall fail to comply with the provisions of § 301.7, the permit of such vessel may be granted by customs officers upon evidence either that there has been a judicial determination of the offense or that the laws prescribing penalties therefor have been complied with, or that the said master or operator is no longer responsible for, nor sharing in, the operations of said vessel.

(g) The permit of any vessel shall not be valid if said vessel shall have in its possession at any time halibut in excess of the amount allowed under paragraph (a) of § 301.5.

§ 301.7 *Statistical return by vessels.* (a) Statistical return as to the amount of halibut taken during fishing operations must be made by the master or operator of any vessel licensed under these regulations and as to the amount of halibut and other species by the master or operator of any vessel operating under permit as provided for in §§ 301.5 and 301.6, within 48 hours of landing, sale or transfer of halibut or of first entry thereafter into a port where there is an officer authorized to receive such return.

(b) The statistical return must state the port of landing and in the amount of each species taken within the area defined in these regulations, for which the vessel's license is validated.

(c) The statistical return must include all halibut landed or transferred to other vessels and all halibut held in possession on board and must be full, true and correct in all respects herein required. A copy of such return must be forwarded to the International Fisheries Commission at such times as the latter shall require.

(d) The master or operator and/or any person engaged on shares in the operation of any vessel licensed or holding a permit under these regulations may be required by the International Fisheries Commission or by any officer of either of said Governments authorized to receive such return to certify to its correctness to the best of his information and belief and to support the certificate by a sworn statement. Validation of a halibut license or issuance of a permit after such sworn return is made shall be provisional and shall not render the license or permit valid in case the return shall later be shown to be false or fraudulently made.

(e) The master or operator of any vessel holding a license or permit under these regulations shall keep an accurate log of all fishing operations including therein date, locality, amount of gear used, and the amount of halibut taken daily in each such locality. This log record shall be open to inspection of representatives of the International Fisheries Commission authorized for this purpose.

(f) The master, operator and/or any other person engaged on shares in the operation of any vessel licensed under these regulations may be required by the International Fisheries Commission or by any officer of either of said Governments to certify to the correctness of such log record to the best of his information and belief and to support the certificate by a sworn statement.

§ 301.8 *Statistical return by dealers.* (a) All persons, firms or corporations that shall buy halibut or receive halibut for any purpose from fishing or transporting vessels or other carrier shall keep and on request furnish to customs officers or to any enforcing officer of either of said Governments or to representatives of the International Fisheries Commission, records of each purchase or receipt of halibut, showing date, locality, name of vessel, person, firm or corporation purchased or received from and the amount in pounds according to trade categories of the halibut and other species landed with the halibut.

(b) All persons, firms or corporations receiving fish from a vessel fishing under permit as provided in § 301.5 shall within 48 hours make to an authorized enforcing officer of either of said Governments a signed statistical return showing the date, locality, name of vessel received from and the amount of halibut and of other species landed with the halibut and certifying that permission to receive such fish was secured in accordance with paragraph (c) of § 301.5. Such persons, firms, or corporations may be required by any officer of either of said Governments to support the accuracy of the above signed statistical return with a sworn statement.

(c) All records of all persons, firms or corporations concerning the landing, purchase, receipt and sale of halibut and

other species landed therewith shall be open at all times to inspection of any enforcement officer of either of said Governments or of any authorized representative of the International Fisheries Commission. Such persons, firms or corporations may be required to certify to the correctness of such records and to support the certificate by a sworn statement.

(d) The possession by any person, firm or corporation of halibut which such person, firm or corporation knows to have been taken by a vessel without a valid halibut license or a vessel without a permit when such license or permit is required, is prohibited.

§ 201.9 *Closed small halibut grounds.* (a) The following areas have been found to be populated by small, immature halibut and are hereby closed to all halibut fishing and the possession of halibut of any origin is prohibited therein during fishing for other species.

(b) First, that area in the waters off the coast of Alaska within the following boundary as stated in terms of the magnetic compass unless otherwise indicated: From the north extremity of Cape Ulitka, Noyes Island, approximately latitude 55°33'48" N., longitude 133°43'35" W., to the south extremity of Wood Island, approximately latitude 55°39'44" N., longitude 133°42'29" W.; thence to the east extremity of Timbered Islet, approximately latitude 55°41'47" N., longitude 133°47'42" W.; thence to the true west extremity of Timbered Islet, approximately latitude 55°41'46" N., longitude 133°48'01" W.; thence southwest three-quarters south sixteen and five-eighths miles to a point approximately latitude 55°34'46" N., longitude 134°14'40" W.; thence southeast by south twelve and one-half miles to a point approximately latitude 55°22'23" N., longitude 134°12'48" W.; thence northeast thirteen and seven-eighths miles to the southern extremity of Cape Addington, Noyes Island, latitude 55°26'11" N., longitude 133°49'12" W.; and to the point of origin on Cape Ulitka. The boundary lines herein indicated shall be determined from Chart 8157, as published by the United States Coast and Geodetic Survey at Washington, D. C., in June, 1929, and Chart 8152, as published by the United States Coast and Geodetic Survey at Washington, D. C., in March, 1933, and reissued March, 1939, except for the point of Cape Addington which shall be determined from Chart 8158, as published by the United States Coast and Geodetic Survey in December, 1923, provided that the duly authorized officers of the United States of America may at any time place a plainly visible mark or marks at any point or points as nearly as practicable on the boundary line defined herein, and such mark or marks shall thereafter be considered as correctly defining said boundary.

(c) Second, that area lying in the waters off the north coast of Graham Island, British Columbia, within the following boundary: from the northwest extremity of Wiah Point, latitude 54°06'-50" N., longitude 132°19'18" W., true north five and one-half miles to a point approximately latitude 54°12'20" N., longitude 132°19'18" W.; thence true east approximately sixteen and three-tenths miles to a point which shall lie northwest (according to magnetic compass at any time) of the highest point of Tow Hill, Graham Island, latitude 54° 04'24" N., longitude 131°48'00" W.; thence southeast to the said highest point of Tow Hill. The points on the shoreline of the above mentioned island shall be determined from Chart 3754, published at the Admiralty, London, April 11, 1911, provided that the duly authorized officers of the Dominion of Canada may at any time place a plainly visible mark or marks at any point or points as nearly as practicable on the boundary line defined herein, and such marks shall thereafter be considered as correctly defining said boundary.

§ 301.10 *Dory gear prohibited.* The use of any hand gurdy or other appliance in hauling halibut gear by hand power in any dory or small boat operated from a vessel licensed under the provisions of these regulations is prohibited in all convention waters.

§ 301.11 *Nets prohibited.* It is prohibited to retain halibut taken with a net of any kind or to have in possession any halibut while using any net or nets other than bait nets for the capture of other species of fish, nor shall any license or permit held by any vessel under these regulations be valid during the use or possession on board of any net or nets other than bait nets which are utilized for no other purpose than the capture of bait for said vessel.

§ 301.12 *Responsibility of master.* Wherever in this part any duty is laid upon any vessel, it shall be the personal responsibility of the master or operator of said vessel to see that said duty is performed and he shall personally be responsible for the performance of said duty. This provision shall not be construed to relieve any member of the crew of any responsibility with which he would otherwise be chargeable.

§ 301.13 *Supervision of unloading and weighing.* The unloading and weighing of the halibut of any vessel licensed or holding a permit under this part shall be under such supervision as the customs or other authorized officer may deem advisable in order to assure the fulfillment of the provisions of this part.

§ 301.14 *Previous regulations superseded.* This part shall supersede all previous regulations adopted pursuant to the Convention between the United States of America and the Dominion of Canada for preservation of the halibut fishery of the northern Pacific Ocean and Bering Sea, signed January 29, 1937, except as to offenses occurring prior to the approval of this part. This part shall be effective as to each succeeding year, with the dates herein specified changed accordingly, until superseded by subsequently approved regulations. Any determination made by the International Fisheries Commission pursuant to this part shall become effective immediately.

EDWARD W. ALLEN,
Chairman.
A. J. WHITMORE,
CHARLES E. JACKSON,
G. W. NICKERSON,
Secretary.

Approved: March 6, 1946.

HARRY S. TRUMAN.

[F. R. Doc. 46-4627; Filed, Mar. 20, 1946; 9:31 a. m.]

Notices

TREASURY DEPARTMENT.

Office of the Secretary.

[1946 Dept. Circ. 786]

⅞ PERCENT TREASURY CERTIFICATES OF INDEBTEDNESS OF SERIES D–1947

OFFERING OF CERTIFICATES

MARCH 20, 1946.

I. *Offering of certificates.* 1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invited subscriptions, at par, from the people of the United States for certificates of indebtedness of the United States, designated ⅞ percent Treasury Certificates of Indebtedness of Series D–1947, in exchange for Treasury Certificates of Indebtedness of Series C–1946, maturing April 1, 1946. Approximately $2,000,000,000 of the maturing certificates will be retired on cash redemption.

II. *Description of certificates.* 1. The certificates will be dated April 1, 1946, and will bear interest from that date at the rate of ⅞ percent per annum, payable semiannually on October 1, 1946, and April 1, 1947. They will mature April 1, 1947, and will not be subject to call for redemption prior to maturity.

2. The income derived from the certificates shall be subject to all Federal taxes, now or hereafter imposed. The certificates shall be subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but shall be exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The certificates will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer certificates with interest coupons attached will be issued in denominations of $1,000, $5,000, $10,000, $100,000, and $1,000,000. The certificates will not be issued in registered form.

5. The certificates will be subject to the general regulations of the Treasury Department, now or hereafter prescribed, governing United States certificates.

III. *Subscription and allotment.* 1. Subscriptions will be received at the Federal Reserve Banks and Branches and at the Treasury Department, Washington. Banking institutions generally may submit subscriptions for account of customers, but only the Federal Reserve Banks and the Treasury Department are authorized to act as official agencies.

2. The Secretary of the Treasury reserves the right to reject any subscription, in whole or in part, to allot less than the amount of certificates applied for, and to close the books as to any or all subscriptions at any time without notice; and any action he may take in these respects shall be final. Subject to these reservations, subscriptions for amounts up to and including $25,000 will be allotted in full, and subscriptions for amounts over $25,000 will be allotted to all holders on an equal percentage basis, but not less than $25,000 on any one subscription. The basis of the allotment will be publicly announced, and allotment notices will be sent out promptly upon allotment.

IV. *Payment.* 1. Payment at par for certificates allotted hereunder must be made on or before April 1, 1946, or on later allotment, and may be made only in Treasury Certificates of Indebtedness of Series C–1946, maturing April 1, 1946, which will be accepted at par, and should accompany the subscription.

V. *General provisions.* 1. as fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve Banks of the respective Districts, to issue allotment notices, to receive payment for certificates allotted, to make delivery of certificates on full-paid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive certificates.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

[SEAL] O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46-4636; Filed, Mar. 20, 1946; 11:15 a. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G-610 and G-701]

TENNESSEE GAS AND TRANSMISSION CO.

ORDER CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

MARCH 14, 1946.

Upon consideration of the following applications filed by Tennessee Gas and Transmission Company (Applicant) for certificates of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended;

(a) Application filed February 11, 1946, (Docket No. G–701) for authority to construct and operate the following described facilities:

No. 56——6

(1) Approximately 400 miles of 26-inch O. D. x 9/32" and approximately 10 miles of 24-inch O. D. x ¼" main line loop at intervals along Applicant's existing 24-inch O. D. main transmission pipeline, involving construction in the States of Louisiana, Mississippi, Tennessee and Kentucky.

(2) Three new compressor stations, to be located in Victoria and Montgomery Counties, Texas, and Natchitoches Parish, Louisiana, for a total of 25,000 installed horsepower.

(3) In existing compressor stations, 18 new compressor units totalling 19,000 horsepower, involving construction in the States of Louisiana, Mississippi, Tennessee and Kentucky.

(b) Application filed November 5, 1945, as amended March 14, 1946, (Docket No. G–610) for authority to operate its existing facilities for the delivery of natural gas to the Taylor-Green Gas Company of its natural-gas requirements.

It appears to the Commission that:

Good cause exists for consolidating the above matters for purposes of hearing;

The Commission orders that:

(A) The proceedings in Docket Nos. G–610 and G–701 be and they are hereby consolidated for the purposes of hearing;

(B) A public hearing be held with respect to the matters involved and the issues presented in the consolidated proceedings beginning on April 8, 1946, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C.;

(C) Interested State commissions may participate in this hearing in accordance with § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4626; Filed, Mar. 20, 1946; 9:30 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5408]

THE MEGA-EAR-PHONE

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 19th day of March, A. D. 1946.

In the matter of Edward Baum, an individual, trading under his own name and as The Mega-Ear-Phone.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Henry P. Alden, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, April 10, 1946, at ten o'clock in the forenoon of that day (Eastern Standard Time), in Room 3056, William Penn Annex, United States Post Office, 9th and Chestnut Streets, Philadelphia, Pennsylvania.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-4637; Filed, Mar. 20, 1946; 11:15 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 3135, Amdt.]

EDWIN F. KNOWLTON

In re: Trusts under the last will and testament of Edwin F. Knowlton, deceased; File No. D–28–2542; E. T. sec. 3758.

Vesting Order Number 3135, dated February 15, 1944, is hereby amended as follows and not otherwise:

By deleting the words "Eddy Sierstorpff" wherever they appear in said vesting order, and substituting therefor the words "Edwin Adalbert Graf von Francken-Sierstorpff", and

By deleting the words "Constance Sierstorpff" wherever they appear in said vesting order, and substituting therefor the words "Constance Ida Francken-Sierstorpff".

All other provisions of said Vesting Order Number 3135 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4574; Filed, Mar. 19, 1946; 12:14 p. m.]

[Vesting Order 5729]

ALLGEMEINE DEUTSCHE CREDIT-ANSTALT

In re: Bank account owned by Allgemeine Deutsche Credit-Anstalt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Allgemeine Deutsche Credit-Anstalt, the last known address of which is Filiale Chemnitz, Schliessfach 71, Chemnitz, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obliga-

tion owing to Allgemeine Deutsche Credit-Anstalt, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Allgemeine Deutsche Credit Anstalt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4575; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5730]

ALLGEMEINE DEUTSCHE CREDIT-ANSTALT

In re: Bank account owned by Allgemeine Deutsche Credit-Anstalt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Allgemeine Deutsche Credit-Anstalt, the last known address of which is Schliessfach Nr. 91, Leipzig C. 1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Allgemeine Deutsche Credit-Anstalt, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Allgemeine Deutsche Credit-Anstalt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4576; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5752]

GEBRUEDER BETHMANN

In re: Bank account owned by Gebrueder Bethmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gebrueder Bethmann, the last known address of which is Schliessfach No. 1, Frankfurt/Main 1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gebrueder Bethmann, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 269, entitled Gebrueder Bethmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4576; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5752]

GEBRUEDER BETHMANN

In re: Bank account owned by Gebrueder Bethmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gebrueder Bethmann, the last known address of which is Schliessfach No. 1, Frankfurt/Main 1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gebrueder Bethmann, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 269, entitled Gebrueder Bethmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4577; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5790]

DEUTSCHE MERCURBANK

In re: Bank account owned by Deutsche Mercurbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Mercurbank, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Mercurbank, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Deutsche Mercurbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4578; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5791]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichbank, the last known address of which is Berlin, C 111, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, by Manufacturers Trust Company, 55 Broad Street, New York, New York, arising out of a dollar account, entitled Reichsbank Direktorium Divisen Abteilung, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4579; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5799]

EMDEN GEWERBEBANK

In re: Bank account owned by Emden Gewerbebank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emden Gewerbebank, the last known address of which is Emden, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Emden Gewerbebank, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Emden Gewerbebank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a

hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4577; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5790]

DEUTSCHE MERCURBANK

In re: Bank account owned by Deutsche Mercurbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Mercurbank, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Mercurbank, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Deutsche Mercurbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4578; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5791]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichbank, the last known address of which is Berlin, C 111, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, by Manufacturers Trust Company, 55 Broad Street, New York, New York, arising out of a dollar account, entitled Reichsbank Direktorium Divisen Abteilung, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4579; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5799]

EMDEN GEWERBEBANK

In re: Bank account owned by Emden Gewerbebank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emden Gewerbebank, the last known address of which is Emden, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Emden Gewerbebank, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Emden Gewerbebank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a

national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4580; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5808]

ADOLF GLEUE

In re: Bank account owned by Adolf Gleue.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Adolf Gleue, the last known address of which is Sprinkenhof, 7ter Stock, Burchardstr. 8, Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Adolf Gleue, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 957, entitled Adolf Gleue, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4581; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5810]

GEBRUEDER BREHMER

In re: Bank account owned by Ludolf Golditz, doing business as Gebrueder Brehmer.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ludolf Golditz, doing business as Gebrueder Brehmer, whose last known address is Leipzig W, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ludolf Golditz, doing business as Gebrueder Brehmer, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking acount, entitled Gebrueder Brehmer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4582; Filed, Mar. 19, 1946; 12:15 p. m.]

[Vesting Order 5811]

HALLESCHER BANKVEREIN, VON KULISCH, KAEMPF & CO., KOMM. GES. AUF AKTIEN

In re: Bank account owned by Hallescher Bankverein von Kulisch, Kaempf & Co., Komm. Ges. auf Aktien.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hallescher Bankverein, von Kulisch, Kaempf & Co., Komm. Ges. auf Aktien, the last known address of which is Grosse Steinstrasse 75, Halle, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hallescher Bankverein, von Kulisch, Kaempf & Co., Komm. Ges. auf Aktien, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Hallescher Bankverein, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4583; Filed, Mar. 19, 1946; 12:16 p. m.]

[Vesting Order 5816]

HEIDELBERGER PRIVATBANK

In re: Bank account owned by Heidelberger Privatbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heidelberger Privatbank, the last known address of which is Heidelberg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Heidelberger Privatbank, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Heidelberger Privatbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or any acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4584; Filed, Mar. 19, 1946; 12:16 p. m.]

[Vesting Order 5832]

FRITZ ALBERT KESTNER

In re: Bank account owned by Fritz Albert Kestner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fritz Albert Kestner, whose last known address is Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Hermann Bosch, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Compound Interest Department account, Account Number A–99201, entitled Hermann Bosch as Guardian for Fritz Albert Kestner, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control, by, Fritz Albert Kestner, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

[Vesting Order 5848]

erty Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4585; Filed, Mar. 19, 1946; 12:16 p. m.]

[Vesting Order 5833]

SHIGEHIRO KITADAI

In re: Bank account owned by Shigehiro Kitadai.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Shigehiro Kitadai, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Shigehiro Kitadai, by Empire Trust Company, 120 Broadway, New York, New York, arising out of a dollar account, entitled Shigehiro Kitadai, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4586; Filed, Mar. 19, 1946; 12:16 p. m.]

[Vesting Order 5840]

WILLIAM KRAUSE

In re: Bank account owned by William Krause.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That William Krause, whose last known address is Essen West, Vesterstrasse 9–3Etg., Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to William Krause, by The Marine Midland Trust Company of New York, 120 Broadway, New York, New York, arising out of a Dividends Due Foreigners Withheld under Federal Regulation Account, entitled William Krause, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4587; Filed, Mar. 19, 1946; 12:17 p. m.]

[Vesting Order 5841]

ERNST KRETSCHMAR

In re: Bank account owned by Ernst Kretschmar.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernst Kretschmar, whose last known address is Mockethal 24 C, Pirna, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ernst Kretschmar, by Empire Trust Company, 120 Broadway, New York, New York, arising out of a thrift account, Account Number 11157, entitled Ernst Kretschmar, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4588; Filed, Mar. 19, 1946; 12:17 p. m.]

[Vesting Order 5846]

W. LANDGRAF

In re: Bank account owned by W. Landgraf.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That W. Landgraf, whose last known address is % The National City Bank of New York, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to W. Landgraf, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a compound interest department account, Account Number A7988, entitled W. Landgraf, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4589; Filed, Mar. 19, 1946; 12:17 p. m.]

[Vesting Order 5848]

LENTZ & HIRSCHFELD

In re: Bank account owned by Lentz & Hirschfeld.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Lentz & Hirschfeld, the last known address of which is Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Walter Heidmann, by The Marine Midland Trust Company of New York, 120 Broadway, New York, New York, arising out of a checking account, entitled Walter Heidmann in Trust for (or for account of) Lentz & Hirschfeld, Bremen, Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Lentz & Hirschfeld, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4590; Filed, Mar. 19, 1946; 12:17 p. m.]

[Vesting Order 5849]

SOPHIE LEUKART AND AMELIA GROM HOLZMANN

In re: Bank account owned by Sophie Leukart, nee Haberle and Amelia Grom Holzmann, also known as Emilie Holzmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Sophie Leukart, nee Haberle and Amelia Grom Holzmann, also known as Emilie Holzmann, whose last known addresses are Ebingen, Wurttemberg, Germany and Hermontingen, Kreis Sigmaringen, Germany, respectively, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Sophie Leukart, nee Haberle and Amelia Grom Holzmann, also known as Emilie Holzmann, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mrs. Sophie Haberle and Mrs. Amelia Grom, Carlos A. Hepp, Attorney-in-fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4591; Filed, Mar. 19, 1946; 12:17 p. m.]

[Vesting Order 5859]

LOUISA MESSERER, ET AL.

In re: Bank account owned by Louisa Messerer, Hans Messerer, and Nelly Messerer.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Louisa Messerer, Hans Messerer and Nelly Messerer, whose last known addresses are respectively Bollmannstr. 43, Bremen, Germany; Bilsestr. 20, Bremen, Germany and Olberstr. 22, Bremen, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Louisa Messerer, Hans Messerer, and Nelly Messerer, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Miss Louisa Messerer et al., Carlos A. Hepp, Attorney-in-fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4592; Filed, Mar. 19, 1946; 12:17 p. m.]

[Vesting Order 5860]

B. METZLER SEEL SOHN & CO.

In re: Bank account owned by B. Metzler Seel Sohn & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That B. Metzler Seel Sohn & Co., the last known address of which is Frankfurt au Main, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to B. Metzler Seel Sohn & Co., by Manufacturers Trust Company, 55 Broad St., New York, New York, arising out of a dollar account, entitled B. Metzler Seel Sohn & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4593; Filed, Mar. 19, 1946; 12:17 p. m.]

[Vesting Order 5871]

KAZUO NISHI

In re: Bank account owned by Kazuo Nishi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 241, dated October 19, 1942, that Kazuo Nishi is a national of a designated enemy country (Japan);

2. Finding that the property described as follows: That certain debt or other obligation owing to Kazuo Nishi, by Empire Trust Company, 120 Broadway, New York, New York, arising out of a dollar account, entitled Kazuo Nishi, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4594; Filed, Mar. 19, 1946; 12:18 p. m.]

[Vesting Order 5877]

SAIICHI OKADA

In re: Bank account owned by Saiichi Okada.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Saiichi Okada, whose last known address is Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Saiichi Okada, by Empire Trust Company, 120 Broadway, New York, New York, arising out of a dollar account, entitled Saiichi Okada, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4595; Filed, Mar. 19, 1946; 12:18 p. m.]

[Vesting Order 5887]

MESSRS. CARL F. PLUMP & CO.

In re: Bank account owned by Messrs. Carl F. Plump & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Messrs. Carl F. Plump & Co., the last known address of which is Postfach 100 Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Messrs. Carl F. Plump & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Messrs. Carl F. Plump & Co. and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4596; Filed, Mar. 19, 1946; 12:18 p. m.]

[Vesting Order 5888]

LEONHARD PREISSLER

In re: Bank account owned by Leonhard Preissler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Leonhard Preissler, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Leonhard Preissler, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Leonhard Preissler, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in, whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4597; Filed, Mar. 19, 1946; 12:18 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[SR 15, Order 25]

METZGER'S DEPENDABLE WAX PRODUCTS

ADJUSTMENT OF MAXIMUM PRICES

Order No. 25 under § 1499.75 (a) (18) of Supplementary Regulation 15 to General Maximum Price Regulation. Docket No. 6082-SR15.75 (a) (18)-65. Adjustment of maximum prices.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.75 (a) (18) of Supplementary Regulation 15 to General Maximum Price Regulation; *It is ordered:*

(a) The maximum adjusted prices for sales of cement floor wax and paste wax in the sizes and colors set forth below manufactured by the Metzger's Dependable Wax Products, Los Angeles 4, California, are established as follows:

Product	Quantity	Case	On sales to—	
			Retailers	Consumer
			Per case	*Each*
Cement floor wax.	Pints	24	$14.40	$0.[illegible]
	Quarts	12	12.00	1.[illegible]
	Gallons	4	14.80	5.[illegible]
Paste Wax	1 lb	12	4.60	.[illegible]
	2 lbs	12	5.40	.[illegible]
	6 lbs	4	7.00	2.[illegible]
	1 lb., colored	12	5.40	.[illegible]
	2 lbs., colored	12	10.20	1.[illegible]
	30 lbs	1	(1)	(1)

[1] On sales to industrial users: $8.40 per case.

These adjusted ceiling prices are subject to the same freight and trade practices that prevailed immediately prior to the issuance of this order.

(b) With or prior to the first delivery of any of the aforesaid commodities in any of their various sizes or colors to a retailer, or industrial user, the manufacturer shall furnish such retailer or industrial user with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(c) Prior to making any delivery of the aforesaid commodities after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum Retail Price—$_____

The blank in the quoted phrase shall be filled with the applicable maximum retail price.

This order shall be effective immediately.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4562; Filed, Mar. 19, 1946; 11:33 a. m.]

[Rev. SO 119, Order 118]

CRANE AND MACMAHON INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Crane and MacMahon, Incorporated, St. Mary's, Ohio, may compute its adjusted ceiling prices for all articles of wood bedroom furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 37.9 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188 and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum price as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 by the use of a pricing chart, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590 shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices as they have been modified by Order No. 4800 under Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under the regulation as modified by Order No. 4800 under Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price" the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942 as amended remains in effect. If the maximum resale price cannot be determined under the above the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulation.

(d) *Invoices to purchasers for resale.* Any person making a sale of an article covered by this order to a purchaser for resale at a maximum price adjusted under this order must furnish such purchaser with an invoice containing the information required by section 14 of Order No. 4800 under Maximum Price Regulation No. 188.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on March 20, 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4568; Filed, Mar. 19, 1946; 11:35 a. m.]

[Rev. SO 119, Order 119]

DWYER PRODUCTS CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 119 under Revised Supplementary Order No. 119. Adjustment of maximum prices of package kitchen units manufactured by the Dwyer Products Corporation of Calumet and Holliday Streets, Michigan City, Indiana. 6123-RSO-119.21.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Dwyer Products Corporation of Michigan City, Indiana.* (1) The above manufacturer may determine his maximum prices for his line of Package Kitchen Units by increasing by 19.9 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 119 under Revised Supplementary Order No. 119 authorizes a 19.9 percent increase in October 1, 1941 net prices for sales of package kitchen units manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents

increase in cost resulting from the adjustment granted by Order No. 119.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 20, 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4569; Filed, Mar. 19, 1946; 11:33 a. m.]

[Rev. SO 119, Order 120]

DWYER PRODUCTS CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 120 under Revised Supplementary Order No. 119. Adjustment of maximum prices of steel boiler jackets manufactured by the Dwyer Products Corporation of Calumet and Holliday Streets, Michigan City, Indiana. 6123-RSO 119.21.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Dwyer Products Corporation of Michigan City, Indiana.* (1) The above manufacturer may determine his maximum prices for his line of Steel Boiler Jackets by increasing by 16.7 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 120 under Revised Supplementary Order No. 119 authorizes a 16.7 percent increase in October 1, 1941 net prices for sales of steel boiler jackets manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 120.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 20, 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4570; Filed, Mar. 19, 1946; 11:35 a. m.]

[SO 142, Order 49]

H. K. PORTER, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 49 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. H. K. Porter, Inc. (Docket No. 6083-SO 142-136-123).

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by H. K. Porter, Inc., Everett, Massachusetts, shall be determined by increasing by 15.1% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amounts by which his net invoiced costs have been increased by reason of this order.

(c) The H. K. Porter, Inc., shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the dollar-and-cents amounts by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 20, 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4571; Filed, Mar. 19, 1946; 11:34 a. m.]

[MPR 120, Amdt. 13 to Order 1548]

ELLIOT COAL MINING CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) of Maximum Price Regulation No. 120, *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects:

Paragraph (a) is amended by adding thereto the following in the manner indicated:

Producer and address	Mine name	Mine index No.	Location and name of preparation plant through which the coals are prepared
Milsom Coal Co., Phillipsburg, Pa. ..	Milsom No. 1 Milsom No. 2 Milsom No. 3	5395 5665 5666	Milsom Coal Company's Osceola Mills Preparation Plant at Osceola Mills, Pa., on the Pennsylvania R. R.

This Amendment No. 13 to Order No. 1548 under Maximum Price Regulation No. 120 shall become effective March 20, 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4563; Filed, Mar. 19, 1946; 11:35 a. m.]

[MPR 188, Order 15 Under Order 6]

DIEHL MFG. CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICE

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country of the Ribbonnaire Fan specified below which is manufactured by the Diehl Manufacturing Company, wholly owned subsidiary of Singer Manufacturing Company of 149 Broadway, New York, New York, and sold under the brand name "Singer" as follows:

Article	Catalogue No.	Uniform retail ceiling price (inclusive of Federal excise tax)
Singer ribbonnaire fan....	166	$5.4[illegible]

(b) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which a uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(c) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of the article covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 20th day of March 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4564; Filed, Mar. 19, 1946; 11:35 a. m.]

[MPR 188, Rev. Order 4736]

E. M. MIMMS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

Order No. 4736 under § 1499.158 of Maximum Price Regulation No. 188 is amended and revised as follows:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by E. M. Mimms, 1013 Broadway, Louisville 4, Kentucky.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to— Wholesalers mill, electric, motor, restaurant and hotel store equipment	Dropship jobbers	Retailers (3 units or more)	Retailers (less than 3 units)	Industrial commercial institutional users 3 units or more	Industrial commercial institutional users less than 3 units	Users other than industrial, commercial or institutional
30" pedestal floor fan	30BJI	*Each* $85.50	*Each* $92.34	*Each* $102.60	*Each* $111.15	*Each* $128.25	*Each* $145.35	*Each* $171.00
30" counter type fan	30BJL	73.38	79.20	88.00	95.38	110.06	124.74	146.75
30" high pedestal fan	30AH	73.38	79.20	88.00	95.39	110.06	124.74	146.75
30" counter type fan mancooler	30AL	73.38	79.20	88.00	95.38	110.06	124.74	146.75

These maximum prices are for the articles described in the manufacturer's application dated September 29, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are net 30 days. Only the exact amount of Federal Excise Tax that the particular seller is required to pay may be added to the above prices.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Ceiling Prices to Users Other Than Industrial, Commercial or Institutional—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on March 20, 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4565; Filed, Mar. 19, 1946; 11:33 a. m.]

[MPR 188, Order 4913]

GOLDEN STATE LAMP & SHADE MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Golden State Lamp & Shade Manufacturing Company, 855 Folsom Street, San Francisco 7, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to— Jobbers	Retailers	For sales by any person to consumers
3-way plated and Swedish modern wood floor lamp, chrome, copper or brass finish with 19" fabric shade.	1000 and 1001, series A.	$12.32	$14.50	$26.10
6-way plated floor lamp, statuary bronze, gold or ivory finish, containing 5" onyx insert with 19" rayon shade.	1003.....	16.57	19.50	35.10
6-way plated floor lamp, statuary bronze, gold or ivory finish, containing 5" onyx insert with 19" rayon shade.	1007.....	14.02	16.50	29.70
3-way plated floor lamp, statuary bronze, gold or ivory finish with 19" rayon shade.	1008.....	11.86	13.95	25.10

These maximum prices are for the articles described in the manufacturer's application dated January 30, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This revised order may be revoked

(e) This order may be revoked or

commodities covered by this order at or before the time of the first invoice after

No. 6 under § 1499.159e of Maximum

for which a uniform

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 20th day of March 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4566; Filed, Mar. 19, 1946; 11:33 a. m.]

[MPR 64, Amdt. 1 to Order 173]

COMSTOCK-CASTLE STOVE CO.

APPROVAL OF MAXIMUM RESALE PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered*, That Order No. 173 under section 11 of Maximum Price Regulation No. 64 be, and the same hereby is revised and amended in the following respect:

1. Paragraph (a) (3) is added to read as follows:

(3) For the purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Illinois.
Zone 2: Minnesota, Iowa, Nebraska, Kansas, Oklahoma, Missouri, Arkansas, Wisconsin, Tennessee, Mississippi, Michigan, Indiana, Kentucky, Alabama, Ohio, Georgia, New York, Pennsylvania, West Virginia, North Carolina, South Carolina, Virginia, Maryland, District of Columbia, Delaware, and New Jersey.
Zone 3: Connecticut, Massachusetts, Vermont, New Hampshire, Rhode Island, Maine, Florida, Louisiana, Texas, New Mexico, Colorado, Wyoming, South Dakota, and North Dakota.
Zone 4: Montana, Idaho, Utah, Arizona, Nevada, Oregon, Washington, and California.

This amendment shall become effective on the 20th day of March 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4612; Filed, Mar. 19, 1946; 4:37 p. m.]

[MPR 64, Amdt. 1 to Order 207]

HARRY C. WEISKITTEL CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered*, That Order No. 207 under section 11 of Maximum Price Regulation No. 64 be, and it hereby is, amended in the following respects:

1. The first sentence of paragraph (a) is amended to read: This order establishes maximum prices for sales at retail of certain gas ranges, listed below, manufactured by Harry C. Weiskittel Co., Inc., of 4601 Pulaski Highway, Baltimore, Maryland.

2. The table of maximum prices in paragraph (a) is amended to read as follows:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
220	$64.25	$66.95	$68.75	$71.50
220-1 (fully insulated)	69.75	72.50	74.25	76.95
220-1-0	77.50	80.25	81.95	84.75
230	75.95	80.25	82.95	87.50
230-1 (fully insulated)	81.50	85.75	88.50	92.95
230-1-0	89.26	93.50	96.25	100.75

3. The following is added at the end of paragraph (a):

If the following equipment is added to any model listed above, the appropriate one of the following charges may be added to the maximum prices specified above:

Additional equipment:	*Maximum extra charge*
High shelf	$12.25
Minute minder and salt and pepper shakers	7.50
Minute minder, salt and pepper shakers, and electric light	12.25

These maximum extra charges include the Federal excise tax, but do not include any state or local taxes imposed at the point of sale.

4. Paragraph (c) is amended by deleting New Jersey from Zone 1, and adding it to Zone 2.

This amendment shall become effective on the 20th day of March 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4613; Filed, Mar. 19, 1946; 4:37 p. m.]

[MPR 64, Rev. Order 219]

CROWN STOVE WORKS

APPROVAL OF MAXIMUM PRICES

Order No. 219 under Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This revised order establishes maximum prices for sales of the Model 235-54 gas range and the Model 1214-54 bungalow range manufactured by the Crown Stove Works, 4627-4635 West Twelfth Street, Chicago, Illinois.

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices, including the Federal excise tax, are those set forth below:

Model	Maximum prices for sales to retail dealers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
235-54	$81.80	$84.11	$86.80	$88.99
1214-54	100.77	103.74	106.86	109.21

These maximum prices are f. o. b. wholesale distributor's city. In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
235-54	$133.25	$139.95	$141.25	$144.75
1214-54	165.75	170.50	175.50	179.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum prices for sales of the Model 235-54 gas range by subtracting $6.00 from the maximum price as shown above for sales on an installed basis; and he shall compute his maximum price for sales of the Model 1214-54 bungalow range by subtracting $9.00 from the maximum price as set forth above for sales on an installed basis. In all other respects, these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances), and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale after the effective date of this order the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for resales by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer shall, before delivering any range covered by this revised order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this revised order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation the maximum price is $6.00 less than the price shown on the label.

(d) For purposes of this revised order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Illinois.
Zone 2: Minnesota, Iowa, Nebraska, Kansas, Oklahoma, Missouri, Arkansas, Wisconsin, Mississippi, Tennessee, Kentucky, Indiana, Michigan, Ohio, Pennsylvania, New York, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, District of Columbia, Maryland, West Virginia, Virginia, North Carolina, South Carolina, Georgia, and Alabama.
Zone 3: Florida, Louisiana, Maine, Texas, Colorado, Wyoming, Montana, North Dakota, and South Dakota.
Zone 4: New Mexico, Arizona, Utah, Idaho, Washington, Oregon, Nevada, and California.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 20th day of March 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4614; Filed, Mar. 19, 1946; 4:36 p. m.]

[MPR 86, Order 52]

GENERAL ELECTRIC CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Maximum Price Regulation No. 86; *It is ordered:*

(a) This order establishes ceiling prices for sales of the Model AR-17 ironing machine manufactured for resale to its distributors and dealers by the General Electric Company, 1285 Boston Avenue, Bridgeport 2, Connecticut.

(1) The General Electric Company shall determine its ceiling price for the Model AR-17 ironing machine in accordance with the provisions of sections 3 and 5 of Maximum Price Regulation No. 86, except that it shall increase the ceiling price so established by $0.56.

(2) For sales by distributors to dealers the ceiling prices are those determined in accordance with the provisions of section 15 of Maximum Price Regulation No. 86, except that the ceiling price so determined shall be increased by $0.56.

This price is f. o. b. seller's city. When, however, shipment is made directly from the factory to the dealer pursuant to the distributor's order, the above prices are f. o. b. the dealer's city.

(3) The ceiling price for sales by dealers in the 48 states and the District of Columbia for the model listed below is as follows:

Article	Model	Dealers' ceiling price to consumers
Ironing machine	AR-17	$32.55

This ceiling price is subject to each retail seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him in writing of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 19th day of March 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4615; Filed, Mar. 19, 1946; 4:38 p. m.]

[MPR 188, Amdt. 1 to Order 4494]

BEACON HILL LAMPS, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered*, That paragraph (a) (1) of Order No. 4499 under § 1499.158 of Maximum Price Regulation No. 188 be amended to read as follows:

1. For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
China table lamp with metal base, height 23"	6000	$4.67	$5.50	$9.90
China table lamp decal decorated and gold trim height 24"	129	8.50	10.00	18.00
China table lamp decal decorated and gold trim height 22½"	1030	8.29	9.75	17.55
China table lamp decal decorated and gold trim height 24"	411A	5.10	6.00	10.80
China table lamp decal decorated and gold trim height 29"	125	7.44	8.75	15.75

These maximum prices are for the articles described in the manufacturer's application dated August 4, 1945.

This amendment shall become effective on the 20th day of March 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4619; Filed, Mar. 19, 1946; 4:38 p. m.]

[MPR 188, Amdt. 1 to Order 4509]

COLONIAL LAMP SHADE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered*, That paragraph (a) (1) of Order No. 4509 under § 1499.158 of Maximum Price Regulation No. 188 be amended as follows:

1. For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Hand sewed acetate satin, bengaline, rayon crepe, and celanese taffeta, lamp shade, with fringe, braid, or ruching trim and rust proof frames:				
8½"	113	*Each* $3.10	*Each* $3.65	*Each* $6.60
11½"	1425	4.67	5.50	9.90
14½"	12142	4.25	5.00	9.00
15"	518	3.19	3.75	6.75
16"	370	5.06	5.95	10.75
16"	761	3.82	4.50	8.10
16"	916	4.46	5.25	9.45
16"	4116	3.61	4.25	7.65
16"	2007	4.89	5.75	10.55
16"	6141	4.67	5.50	9.90
16½"	518	2.40	4.00	7.20
17"	3070	6.80	8.00	14.40
17"	Seviril	7.65	9.00	16.20
18"	1811	4.89	5.75	10.35
18"	8127	5.10	6.00	10.80

These maximum prices are for the articles described in the manufacturer's application dated March 2, 1945.

This amendment shall become effective on the 20th day of March 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4620; Filed, Mar. 19, 1946; 4:39 p. m.]

[MPR 188, Order 4915]

HYDRO CHECK PRODUCTS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation 188, *It is ordered:*

(a) The maximum delivered prices for sales by any person of "Hydro Check", "Waterproof Coating", and "Cement Coating", waterproofing materials in the following sizes, manufactured by Hydro Check Products, Inc., 4026 E. 89th Street, Cleveland 5, Ohio, shall be:

Commodity	Quantity	On sales to—	
		Resellers	Consumers
Hydro check	1 lb	$0.37	$0.50
	2 lb	.67	.90
	5 lb	1.50	2.00
	10 lb	2.60	3.50
	50 lb	11.25	15.00
Waterproof coating	5 lb	1.05	1.40
	10 lb	1.97	2.60
	50 lb	9.37	12.50
Cement coating	5 lb	1.05	1.40
	10 lb	1.97	2.60
	50 lb	9.37	12.50

Prices to resellers are subject to the following quantity discounts: 1 lb. to 1,000 lbs., 10 percent, 1,000 lbs. to 2,000 lbs., 33⅓ percent.

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of any of the aforesaid commodities to a reseller, the manufacturer shall furnish such reseller with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been estab-

lished by the Office of Price Administration.

(d) Prior to making any delivery of the aforesaid commodities after the effective date of this order the manufacturer shall mark or cause to be marked on the container the following legend:

Maximum Retail Price—$------

The blank in the quoted phrase shall be filled in with the applicable maximum retail price.

This order shall become effective March 20, 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4621; Filed, Mar. 19, 1946; 4:39 p. m.]

[MPR 591, Order 369]

FEDERAL-HUBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, for sales by any person of the following plumbing brass goods manufactured by Federal-Huber Company, Chicago, Illinois, and as described in its application dated January 23, 1946, shall be:

Plate No.	Description	On sales to jobbers	On sales to plumbing and heating contractors, installers, commercial and industrial users	On sales to consumers
2160	Brass combination sink faucet, deck type, 6" centers with 6" center horizontal tubular spout threaded for arentor fitted with strainer, lever handles and tailpieces, all exposed parts chrome plated	$4.79	$6.30	$6.95
2161	Brass combination sink faucet, deck type 6" centers with 7½" center elevated tubular spout threaded for arentor, fitted with strainer, lever handles and tailpieces, all exposed parts chrome plated	4.79	6.30	6.95
2162	Deluxe brass combination sink faucet, deck type, 6" centers with 6" center elevated cast art design spout fitted with arentor, dome type lever handles with hot and cold index buttons and tailpieces, all exposed parts chrome plated	6.19	8.15	8.95
2163	Deluxe brass combination sink faucet, deck type, 6" centers with 7½" center elevated cast art design spout fitted with arentor dome type lever handles with hot and cold index buttons and tailpieces, all exposed parts chrome plated	6.19	8.15	8.95
2164	Deluxe brass combination sink faucet deck type, 6" center elevated cast art design spout fitted with arentor diverter, hose and spray, dome type lever handles with hot and cold index buttons and tailpieces, all exposed parts chrome plated	$9.31	$12.25	$13.45
2165	Deluxe brass combination sink faucet deck type, 6" centers with 7½" center elevated cast art design spout fitted with arentor, diverter, hose and spray, dome type lever handles with hot and cold index buttons and tailpieces, all exposed parts chrome plated	9.31	12.25	13.45
2015	Brass combination sink faucet deck type, 6" centers with apron type shell with art design cast spout with diverter, hose and spray with lever handles, all exposed parts chrome plated	7.50	9.95	10.95
2180	Brass combination lavatory fitting, 4" centers, cast elevated spout with strainer, chainstay rise, lever handles and tailpieces, all exposed parts chrome plated	4.18	5.50	6.0
2181	Brass combination lavatory fitting 4" centers with pop-up waste, cast elevated spout with strainer, lever handles and tailpieces, all exposed parts chrome plated	5.71	7.75	8.50
2140	Brass rim type tub faucet, 4" centers, cast elevated spout lever handles, all exposed parts chrome plated	4.05	5.50	5.85
2141	Brass wall mount tub filler, 6" centers, cast spout, four arm handles, hot and cold index buttons, wall flanges with ½" adjustment, all exposed metal parts chrome plated	5.89	7.75	8.50
2142	Brass wall mount tub filler, 6" centers, cast spout diverter, four arm handles, hot and cold index buttons, wall flanges with ½" adjustment, all exposed metal parts chrome plated	6.57	8.65	9.50
2028	Brass combination sink faucet, deck type, 6" centers with tubular spout, lever handles all exposed parts chrome plated	3.99	5.25	5.75
2167	Brass combination sink faucet, deck type, with pull out elevated spout with arentor shanks 6" centers, polished chrome plated	6.19	8.15	8.95

(b) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(c) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591 to date and may not be further increased pursuant to the provisions of that order, as are in effect as of the date of this order.

(d) The maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except retailers upon resale.

(f) Federal-Huber Company shall attach a tag to each article covered by this order, containing the following:

OPA Maximum Consumer Price Uninstalled—$------

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 20, 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4624; Filed, Mar. 19, 1946; 4:37 p. m.]

[MPR 188, Order 4916]

NORTHEAST TOOL & DIE WORKS, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Northeast Tool & Die Works, Incorporated, 1400 Agnes Avenue, Kansas City 1, Mo.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum price for sales by any seller to— Wholesalers (jobbers)	Chain and department stores	Other retailers	Consumers
Roller painter 7" x 1½" metal tube, covered with shearling wool, mounted on a shaft for rolling, shaft bent to make a 10-inch handle, 4-inch wood grip		*Each* $0.36	*Each* $0.45	*Each* $0.50	*E* $0

These maximum prices are for the articles described in the manufacturer's application dated January 30, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. This price is f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$0.75 each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 20th day of March, 1946.

Issued this 19th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4622; Filed, Mar. 19, 1946; 4:38 p. m.]

[Rev. SR 11, Order 1]

TRANSPORTATION SERVICES BY WATER IN NEW YORK HAREOR

MAXIMUM RATES

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the Emergency Price Control Act of 1942, as amended, sections 18 (c) and (e) and 19 (a) of the General Maximum Price Regulation, section 16 (a) of Revised Maximum Price Regulation 165, and § 1499.46 (c) of Revised Supplementary Regulation No. 11, it is ordered:

(a) *Maximum rates for transportation and tug boat services by water in New York Harbor.* The maximum rates for any transportation by water or towing services performed within New York Harbor, shall be the rate lawfully in effect on March 24, 1944, or as subsequently increased pursuant to a proper thirty-day notice filed under Procedural Regulation No. 11, or to an order of the OPA adjusting these rates.

(b) Notwithstanding the provisions of any other order or regulation, no increases in the maximum rates prescribed by paragraph (a) may be made by the giving of a thirty-day notice during the period this order is in effect. However, any person or group of persons performing services subject to this order may petition the Administrator for an increase in the maximum rates applicable to all or any such services. Such petition shall be in writing and shall furnish the same information as is required by § 1499.75 (a) (3) of Supplementary Regulation 15 in cases in which a contract carrier seeks an adjustment of its maximum rates, together with any other facts upon which petitioners may rely to justify the increase. After investigation, the Administrator shall by order either deny the petition or authorize the proposed increase or such lesser increase as he may find to be consistent with the purposes of the Emergency Price Control Act, as amended, and of the national stabilization policy, including Executive Orders 9599 and 9697.

(c) The maximum rates for services performed by any person not acting as a common carrier shall remain subject to the General Maximum Price Regulation or Revised Maximum Price Regulation 165, depending on the type of service, and adjustment of those rates shall be made pursuant to § 1499.75 (a) (3) of Supplementary Regulation No. 15, or Section 16 of Revised Maximum Price Regulation 165. Orders issued pursuant to paragraph (b) may, however, adjust or modify the maximum rates of carriers referred to in this paragraph.

(d) If necessary to promote distribution or production, and if not inimical to the purposes of the Emergency Price Control Act, as amended, an adjustable pricing order may be issued pursuant to this order, granting authority to deliver or agree to deliver at prices to be adjusted upward in accordance with maximum prices established by OPA after the delivery.

(e) This order shall not apply to services subject to the direct jurisdiction of the Interstate Commerce Commission and for which maximum rates have been established or otherwise regulated by that Commission.

This order shall become effective March 19, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4611; Filed, Mar. 19, 1946; 4:38 p. m.]

[MPR 188, Order 9]

THERMOSTATS FOR USE IN GAS AND ELECTRIC RANGES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* Thermostats for use in gas and electric cooking ranges have been found to be a reconversion product in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation No. 188. This order, issued under that section specifies a price increase factor for the product which manufacturers of such thermostats may use to adjust their current ceiling prices for sales of the articles.

SEC. 2. *Manufacturers' ceiling prices.* Manufacturers of thermostats for use in gas or electric cooking ranges shall determine their ceiling prices under this order for sales to each class of purchaser by increasing their highest price in effect to that class of purchaser during October, 1941 by no more than 10 percent.

SEC. 3. *Relationship of this order to the General Maximum Price Regulation and Maximum Price Regulation No. 188.* The provisions of this order supersede the provisions of the General Maximum Price Regulation and Maximum Price Regulation No. 188, with respect to sales and deliveries for which ceiling prices are established by this order, only to the extent that they are inconsistent with the provisions of those regulations.

This order shall become effective on the 19th day of March 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4618; Filed, Mar. 19, 1946; 4:37 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 7-875, 7-876]

PHILADELPHIA STOCK EXCHANGE ET AL.

ORDER SETTING HEARING ON APPLICATIONS TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commision, held at its office in the City of Philadelphia, Pa., on the 19th day of March, A. D. 1946.

In the matter of applications by the Philadelphia Stock Exchange to Extend Unlisted Trading Privileges to Chicago, Milwaukee, St. Paul & Pacific Railroad Company, VTCs for Common Stock, No Par Value, File No. 7-875; General Public Utilities Corporation, Common Stock, $5 Par Value, File No. 7-876.

The Philadelphia Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, and Rule X-12F-1 promulgated thereunder, having made application to the Commission to extend unlisted trading privileges to the above-mentioned securities;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 10:00 a. m. on Mon-

day, April 1, 1946, at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That William W. Swift, or any other officer or officers of the Commission named by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4634; Filed, Mar. 20, 1946; 11:09 a.m.]

[File Nos. 54-108, 59-81]

CRESCENT PUBLIC SERVICE CO., ET AL.

SUPPLEMENTAL ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE AND RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 18th day of March, A. D. 1946.

In the matters of Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, Helene Curley Rea, Robert W. Rea, Floyd W. Woodcock, Kathleen T. Woodcock, Robin Corporation, (Applicants); File No. 54-108; Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, (Respondents), File No. 59-81.

Crescent Public Service Company ("Crescent"), a registered holding company, having filed a declaration and amendments thereto, pursuant to section 12 (d) of the Public Utility Holding Company Act of 1935 and Rule U-44 promulgated thereunder regarding the sale of all the outstanding securities of Empire Southern Service Company to Empire Southern Gas Company, for the consideration of $410,000 plus net current assets at the date of closing, and

Such declaration having been filed by Crescent in connection with its plan heretofore approved by this Commission pursuant to Section 11 (e) of the Act, and this Commission in its order of February 1, 1946, approving said plan, having reserved jurisdiction with respect to said proposed sale, a petition of Don R. Zachry and a motion of Empire Southern Gas Company relating to said proposed sale, and certain other matters; and

A public hearing herein having been held after appropriate notice, and the Commission having examined the record and entered its findings and opinion herein;

It is ordered, That said declaration, as amended, be, and the same hereby is, permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved with respect to said proposed sale be, and the same hereby is, released.

It is further ordered, That the petition of Don R. Zachry to intervene be, and the same hereby is, denied, that the motion of Empire Southern Gas Company to deny said petition be, and the same hereby is, granted, and that the motion of Empire Southern Gas Company to dismiss said petition be, and the same hereby is, dismissed.

It is further ordered, That in all respects the jurisdiction reserved in our order herein dated February 1, 1946, including jurisdiction with respect to all fees and expenses of Crescent herein, be, and the same hereby is, continued, except to the extent that such jurisdiction has heretofore been released by our orders herein dated February 27, 1946, and March 12, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4633; Filed, Mar. 20, 1946; 11:09 a. m.]

[File Nos. 70-1246, 54-128]

NY PA NJ UTILITIES CO. ET AL.

NOTICE OF FILING AND ORDER FOR HEARING AND CONSOLIDATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 18th day of March 1946.

In the matters of NY PA NJ Utilities Company, Metropolitan Edison Company, File No. 70-1246; National Power & Light Company, Pennsylvania Power & Light Company, File No. 54-128.

Notice is hereby given that a joint application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by NY PA NJ Utilities Company, a registered holding company, and Metropolitan Edison Company (Met Ed), a subsidiary thereof;

Notice is further given that a joint application-declaration has also been filed by National Power & Light Company (National), a registered holding company, and Pennsylvania Power & Light Company (Pennsylvania), a subsidiary thereof.

All interested persons are referred to such documents which are on file in the offices of this Commission for a statement of the transactions therein proposed, which may be summarized as follows:

Met Ed proposes to purchase and Pennsylvania proposes to sell all of the outstanding capital stock of Edison Illuminating Company (Edison), consisting of 12,317 shares of the par value of $25 per share, and capital stock scrip, for a consideration of $298,179 plus a sum equal to the net assets of Edison at the date of closing. Edison owns certain electric utility assets used to supply light, heat and power in the City of Easton, Pennsylvania. Met Ed also owns certain electric utility assets used to supply light, heat and power in the City of Easton and at present is in possession of, and is operating, the property of Edison under a long-term lease expiring February 1, 1999, under which Met Ed pays to Edison an annual rental of $29,244.67. Met Ed, in due course, plans to merge Edison into itself. Such merger, however, is not part of the presently proposed transactions.

By order dated October 26, 1945, this Commission approved the acquisition by Pennsylvania from National of the capital stock of Edison subject to the condition that Pennsylvania make some appropriate disposition of the Edison stock within a period of one year from the date of such order. Pennsylvania states that the proposed transaction is in compliance with such condition.

It appearing to the Commisison that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held in respect of such matters and that said declaration shall not become effective nor said applications be granted except pursuant to further order of this Commission; and

It further appearing that all of the foregoing matters are related and involve common questions of law and fact, and that evidence offered in respect of each of such matters may have a bearing on the others, and that substantial savings of time, effort, and expense will result if the hearings in said matters are consolidated;

It is hereby ordered, That the proceedings in respect of the foregoing matters be consolidated for hearing and that a hearing in such consolidated proceedings under the applicable provisions of said act and the rules of the Commission promulgated thereunder be held on March 28, 1946 at 10:30 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, at which time the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. At such hearing cause shall be shown why such declaration and applications shall become effective or shall be granted. Any person desiring to be heard in such proceedings shall file with the Commission on or before March 25, 1946, his request therefor as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matters. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said declaration and applications otherwise to be considered in this proceeding, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the proposed sale by Pennsylvania and the acquisition by Met Ed of the capital stock of Edison satisfies the applicable standards of sections 10 and 12 (d) of the act;

2. Whether in particular the proposed consideration for the capital stock of Edison is fair and reasonable;

3. Whether the proposed sale by Pennsylvania of the capital stock of Edison is an appropriate disposition of such stock in compliance with the order of the Commission dated October 26, 1945;

4. The propriety of the accounting treatment to reflect the proposed transactions on the books of the declarants-applicants;

5. Generally, whether the proposed transactions are in all respects in the public interest and in the interest of investors or consumers and consistent with all applicable requirements of the act and of the rules thereunder, or, if not, whether and what modifications or terms and conditions should be required or imposed to satisfy the statutory standards.

It is further ordered, That notice of such hearing be given to declarants and applicants, and to all other interested persons; said notice to be given to declarants and applicants by registered mail, and to all other persons by general release of this Commission which shall be distributed to the press and mailed to persons on the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and by publication in the FEDERAL REGISTER.

It is further ordered, That jurisdiction be, and hereby is, reserved to separate, either for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues, questions, or matters included in these proceedings, or to consolidate with these proceedings other filings or matters pertaining thereto, or to take such other action as may appear necessary to an orderly, prompt and economical disposition of the issues and matters involved.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4635; Filed, Mar. 20, 1946; 11:09 a. m.]

[File No. 70-1248]

CITIES SERVICE POWER & LIGHT CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 18th day of March, A. D. 1946.

Cities Service Power & Light Company, a registered holding company, has filed a declaration pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and the General Rules and Regulations promulgated thereunder regarding a proposal to enter into an agreement with certain banks holding its Bank Loan Notes under which Bank Loan Notes maturing on March 15, 1946 and September 15, 1946 in the principal amount of $1,000,000 on each of the aforementioned dates will be extended to March 15, 1947, and under which the proceeds from the disposition of certain collateral will not be required to be applied to the payment of such Notes.

Said declaration having been filed on the fifth day of March 1946, and notice of filing having duly given in the manner and form prescribed by Rule U-23 under said act, and the Commission not having received a request for hearing with respect to said declaration within the period specified in such notice, or otherwise, and not having ordered a hearing thereon; and

Cities Service Power & Light Company having requested acceleration of the Commission's action upon said declaration; and

The Commission finding that the requirements of sections 6 (a) and 7 of the act are satisfied, that no adverse findings are necessary thereunder, and that action upon said declaration should be accelerated, and the Commission deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that said declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4632; Filed, Mar. 20, 1946; 11:09 a. m.]

[File No. 70-1249]

POTOMAC EDISON CO. ET AL.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 19th day of March, A. D. 1946.

In the matter of The Potomac Edison Company, Northern Virginia Power Company, Page Power Company, Madison Power Company, Massanutten Power Corporation, File No. 70-1249.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by The Potomac Edison Company ("Potomac"), a registered holding company and a subsidiary of American Water Works and Electric Company, Inc., and West Penn Electric Company, also registered holding companies, and by four direct subsidiaries of Potomac, namely, Northern Virginia Power Company ("Northern Virginia"), Page Power Company ("Page"), Madison Power Company ("Madison") and Massanutten Power Corporation ("Massanutten").

Notice is further given that any interested person may, not later than the 28th day of March 1946, at 5:30 p. m., e.s.t., request the Commission in writing that a hearing be held on such matter stating the reasons for such request and the nature of his interest, or request that he be notified if the Commission should order a hearing thereon; at any time thereafter such joint application-declaration as filed, or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said joint application-declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed which may be summarized as follows:

Potomac, presently the owner of all of the outstanding capital stock of Page, Madison and Massanutten, which securities were purchased by Potomac for an aggregate cost of $1,956,077.97 in cash pursuant to appropriate authorizations of this Commission, proposes to transfer to Northern Virginia all of said capital stocks in exchange for 19,560 shares of common stock, par value $100 per share, of Northern Virginia plus or minus, as the case may be, $1,000 par value of such stock for each full $1,000 of the net amount of certain adjustments to be made on the basis of the excess of Potomac's cost of the stocks of said companies over the aggregate par value of the common stock of Northern Virginia to be received by Potomac and on the basis of net changes in utility plant and current asset accounts of the three companies being transferred between September 1, 1945, and the date of acquisition of said stocks by Northern Virginia (any adjustment amounting to less than $1,000 to be discharged by a cash payment).

At the present time, the capital stocks of Page, Madison and Massanutten are pledged under the indenture and first supplemental indenture of Potomac, securing its First Mortgage and Collateral Trust Bonds. Potomac proposes to pledge the common stock of Northern Virginia and any cash to be received from the sale of the stocks of Page, Madison and Massanutten with the indenture trustee in exchange for the release of these shares of capital stock. Potomac also proposes to purchase 6,810 additional shares of common stock of Northern Virginia for $681,000 in cash and to pledge such shares with Potomac's bond indenture trustee.

Northern Virginia presently has outstanding indebtedness payable on demand to Potomac in the aggregate amount of $681,774.46 (consisting of a promissory note in the face amount of $291,373.91 and open account indebtedness amounting to $390,400.55) which indebtedness is now pledged by Potomac with its bond indenture trustee. North-

Reference

MAR 26 '46

ern Virginia proposes to discharge and retire such indebtedness by payment to Potomac of $681,774.46 in cash. Potomac's bond indenture trustee will thereupon release such indebtedness from the lien of the mortgage indenture of Potomac.

As soon as practicable after the acquisition by Northern Virginia of the capital stocks of Page, Madison and Massanutten, these companies will be merged into Northern Virginia in accordance with the laws of the State of Virginia and pursuant to a joint agreement of merger to be entered into by Northern Virginia and Page, Madison and Massanutten. In connection with such merger, Northern Virginia proposes to surrender to the issuing companies, for cancellation and retirement, all of the outstanding shares of capital stock of Page, Madison and Massanutten. The filing states, among other things, that the Maryland Public Service Commission, West Virginia Public Service Commission and Virginia State Corporation Commission have jurisdiction over certain steps in the proposed transactions and that the Federal Power Commission has jurisdiction over the merger into Northern Virginia of Page, Madison and Massanutten and that copies of the orders of these Commissions are to be supplied by amendment herein.

The applicants-declarants have designated sections 6 (a), 7, 9 (a) (1), 10 and 12 (d) of the act and Rules U-42, U-43 and U-44 as being applicable to the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4631; Filed, Mar. 20, 1946; 11:09 a. m.]

Reference

MAR 26 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 57

Washington, Friday, March 22, 1946

Regulations

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 240—GENERAL RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934

EXEMPTION OF CERTAIN DISTRIBUTING AND UNDERWRITING TRANSACTIONS

The Securities and Exchange Commission, acting pursuant to the Securities Exchange Act of 1934, particularly sections 3 (a) (12), 16 (c) and 23 (a), and finding that such action is necessary and appropriate in the public interest and for the protection of investors and necessary for the execution of the functions vested in the Commission by the said act, hereby adopts the following § 240.16c-2 [Rule X-16c-2]:

§ 240.16c-2 *Exemption from section 16 (c) of certain distributing and underwriting transactions.* (a) Upon the condition specified in paragraph (b) of this section, any security shall be exempt from the operation of section 16 (c) to the extent necessary to render lawful under such section any sale made by or on behalf of a dealer in contemplation of a distribution (1) where the sale is represented by an over-allotment in which the dealer participates as a member of an underwriting group, or (2) where the dealer intends in good faith to offset such sale with a security which he will receive as a participant in an underwriting or selling group of which he is a member at the time of the sale, whether or not the amount of the security he will so receive is subject to a prior offering to existing security holders or some other class of persons. As used in this paragraph, the term "distribution" means a distribution on behalf of the issuer, any person directly or indirectly controlling or controlled by the issuer, or any person under direct or indirect common control with the issuer.

(b) The exemptions granted by paragraph (a) of this section shall be subject to the condition that, if the dealer is either (1) an officer or director of the issuer, (2) a firm of which an officer or director of the issuer is a partner, employee, appointee, nominee or representative, or (3) a corporation or other person in respect of which an officer or director of the issuer is an officer, director, employee, appointee, nominee, representative or beneficial owner, directly or indirectly, of more than 10 per centum of any class of equity security, then other persons who are not specified in subparagraphs (1), (2) or (3) of this paragraph shall have participated in the distribution as members of the underwriting group (or, in the case of the second exemption, the underwriting group or the selling group or both) on terms at least as favorable as those on which such specified persons have participated, and to an extent at least equal to the aggregate participation of all such specified persons.

This section 2 effective March 20, 1946.

(Sec. 3, 48 Stat. 882; 15 U.S.C. 78c; sec. 16, 48 Stat. 896; 15 U.S.C. 78p; sec. 23, 48 Stat. 901; sec. 8, 49 Stat. 1379; 15 U.S.C. 78w)

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4736; Filed, Mar. 21, 1946; 10:09 a. m.]

TITLE 29—LABOR

Chapter VI—National Wage Stabilization Board

[General Orders 5, 9, 30 and 38, Revocation]

PART 803—GENERAL ORDERS

The National Wage Stabilization Board hereby revokes §§ 803.5, 803.9, 803.30 and 803.38 (General Orders Nos. 5, 9, 30 and 38).

Approved by the National Wage Stabilization Board March 20, 1946.

B. M. JOFFE, *Acting Executive Director.*

[F. R. Doc. 46-4725; Filed, Mar. 21, 1946; 9:23 a. m.]

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FEDERAL REGISTER

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NOTICE

The 1944 Supplement to the Code of the Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per book.

Book 1: Titles 1-10, including Presidential documents in full text.

Book 2: Titles 11-32.

Book 3: Titles 33-50, including a general index and ancillary tables.

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[General Order 43]

PART 803—GENERAL ORDERS

ADVANCE APPROVAL OF CERTAIN WAGE INCREASES

The National Wage Stabilization Board has adopted the following General Order No. 43:

§ 803.43 *Advance approval of certain wage increases under Executive Order 9697.* Wage increases which conform with any of the provisions of this section shall be deemed to be approved by the National Wage Stabilization Board and by the Economic Stabilization Director without the necessity for applying for and obtaining specific approval of such increases:

(a) Any wage or salary increase which does not result in an hourly rate of pay above 65 cents per hour.

(b) (1) Any change heretofore or hereafter made in an incentive wage or piece rate to reflect a change in method, product, tools, material, design, or production conditions: *Provided*, That such change maintains the established relationship between earnings and effort, so that equivalent earnings will be paid for equivalent effort.

(2) The institution at any time of an incentive wage or piece rate for a new production item in those parts of a plant where an established incentive wage or piece rate plan was in operation prior to February 14, 1946 or has been approved thereafter: *Provided*, That the principles of the plan which is in operation are applied to the new item. In establishing incentive wage or piece rates for new production items, equivalent occupational earnings must be maintained for equivalent effort.

(c) Any individual wage or salary increase or bonus payment made at any time in accordance with a schedule or plan providing for the making of merit increases, progression increases, or increases based upon length of service, or for bonus payments, if such schedule or plan was in effect prior to February 14, 1946 or has been approved thereafter.

(d) Any wage increase to eliminate or correct intraplant inequities made at any time in accordance with a job evaluation plan established prior to February 14, 1946 or approved thereafter. Any individual increases so made shall not serve as a basis for subsequent approval of any other wage increases for the purpose of eliminating intra-plant inequities.

Approved: by the National Wage Stabilization Board and Economic Stabilization Director, March 20, 1946.

B. M. JOFFE,
Acting Executive Director.

[F. R. Doc. 46-4726; Filed, Mar. 21, 1946; 9:23 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.: E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-931]

ASSOCIATED BATTERY MFG. CO.

M. J. Oakley, doing business as the Associated Battery Manufacturing Co., at 415 Molino Street, Los Angeles, California, is engaged in the manufacture of storage batteries. During first, second and fourth quarters of 1945 the company used in the production of batteries 157,422 pounds of lead in excess of the quotas for these periods to which they were entitled, in violation of Conservation Order M-38. M. J. Oakley was familiar with the provisions of Order M-38 and his actions constituted violations thereof. These acts have diverted critical materials to uses not authorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered, that:

§ 1010.931 *Suspension Order No. S-931.* (a) The temporary suspension order issued against M. J. Oakley, d/b/a Associated Battery Manufacturing Co., on February 5, 1946, is hereby revoked.

(b) During each of the second, third and fourth quarters of 1946 M. J. Oakley, d/b/a Associated Battery Manufacturing Co., shall reduce his use of lead in the manufacture of storage batteries by 52,474 pounds per quarter less than he would otherwise be entitled to under the provisions of Conversation Order M-38.

(c) Nothing contained in this order shall be deemed to relieve M. J. Oakley, d/b/a Associated Battery Manufacturing Co., from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(d) The restrictions and prohibitions contained herein shall apply to M. J. Oakley, doing business as Associated Battery Manufacturing Co., or under any other name, his successors and assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 20th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4713; Filed, Mar. 20, 1946; 4:27 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 15]

SALE OF SOLDER, ANTIMONIAL LEAD DIE METAL, AND BATTERY LEAD SCRAP BY WAR ASSETS CORPORATION

The following direction is issued pursuant to PR 13:

(a) *What this direction does.* There is a critical shortage in the supply of tin and lead. From time to time substantial quantities of solder, antimonial lead die metal and battery lead scrap are declared surplus by Government agencies to the War Assets Corporation. In most cases this material is not usable in the form in which it is sold by War Assets Corporation, and must be reprocessed. This direction restricts the classes of buyers to whom War Assets Corporation may sell these materials. However, it does not prohibit the War Assets Corporation from making sales of the type permitted by this direction upon such other terms and in such quantities as the War Assets Corporation may determine. Preference ratings have no effect upon any sales which may be made by the War Assets Corporation either by way of obliging it to sell, or by way of determining as among the several buyers permitted by this direction who shall get the material from the War Assets Corporation.

(b) *Restrictions on sales by War Assets Corporation.* War Assets Corporation may not sell any solder, antimonial lead die metal or battery lead scrap to any person unless (1) the sale has been specifically authorized by the Civilian Production Administration on Form WPB-1161; or (ii) the purchaser is a smelter or reprocessor and gives a certificate with his purchase order in substantially the following form:

> The undersigned certifies to the seller and CPA, subject to the penalties of section 35 (A) of the U. S. Criminal Code that (i) he is a tin or lead smelter or reprocessor; (ii) that his inventory of the type of material covered by this purchase order (including this lot) will not be in excess of his succeeding three months requirements; and (iii) the material obtained under this purchase order will be used or disposed of only in accordance with applicable CPA orders and regulations.

The standard certification in Priorities Regulation 7 may not be used instead of this certificate.

(c) *Obligation of person giving certificate.* Any person giving the certificate described above may obtain and use the material he gets with the certificate only in accordance with its terms.

Issued this 21st day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4753; Filed, Mar. 21, 1946; 11:18 a. m.]

Chapter XI—Office of Price Administration

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 75]

FRESH ISLAND FISH AND SEA FOOD IN HAWAII

A statement of the consideration involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 19, Table E, of Revised Maximum Price Regulation 373 is amended to read as follows:

TABLE E—FRESH ISLAND FISH AND SEA FOOD

KAUI

Name	Producers' maximum price	Wholesalers' maximum price	Retailers' maximum price
	Per lb.	*Per lb.*	*Per lb.*
Aawa	$0.18	$0.20	$0.25
Aha	.18	.20	.25
Ahi (Yellow fin tuna)	.25	.28	.35
Ahi—Steaks			.50
Ahi—Fillets			.55
Aholehole	.32	.36	.45
Aku (Tuna)	.25	.28	.35
Aku—Steaks			.50
Aku—Fillets			.55
Akule	.25	.28	.35
Akule—Dried	.50	.52	.60
Alaihi	.18	.20	.25
Amaama (Mullet, pond and sea)	.43	.48	.60
A'u (Swordfish)	.25	.28	.35
A'u—Steaks			.50
A'u—Fillets			.55
Awa	.25	.28	.35
Awa—Steaks			.50
Awaawa	.34	.40	.50
Aweoweo	.36	.40	.50
Carp	.14	.16	.20
Catfish	.32	.36	.45
Clams	.07	.09	.12
Crab (Samoan)	.21	.24	.30
Crab (Kona)	.38	.44	.55
Crab (Red) Papai	.14	.16	.20
Crab (White) Papai	.21	.24	.30
Hapu—Deep sea black bass	.43	.48	.60
Hee (Squid)	.32	.36	.45
Hee—Dried	.55	.60	.75

TABLE E—FRESH ISLAND FISH AND SEA FOOD—Continued

KAUI—continued

Name	Producers' maximum price	Wholesalers' maximum price	Retailers' maximum price
	Per lb.	*Per lb.*	*Per lb.*
Hihimano (Sting Ray)	$0.14	$0.16	$0.20
Hihimano—Steaks			.30
Hilu	.18	.20	.25
Hinalea	.18	.20	.25
Honu (whole turtle)	.07	.09	.12
Honu—Dressed	.14	.18	.30
Honu—Steaks, boneless			.40
Humuhumu	.18	.20	.25
Hupipi	.25	.28	.35
Ihe-ihe (Stick fish)	.34	.40	.50
Kahala			.60
Kahala—Steaks			.65
Kahala—Fillets			.65
Kaku	.34	.40	.50
Kaku—Steaks			.60
Kaku—Fillets			.65
Kala	.12	.14	.18
Kalikali	.34	.40	.50
Kawailo	.32	.36	.45
Kawakawa (Bonito)	.32	.36	.45
Kawelea	.32	.36	.45
Kole	.14	.16	.20
Kukui	.14	.16	.20
Kumu	.45	.52	.65
Kupoupou	.32	.36	.45
Lai	.18	.20	.25
Laenihi	.25	.28	.35
Mahimahi (Dolphin)	.32	.36	.45
Mahimahi—Steaks			.60
Mahimahi—Fillets			.65
Malii	.18	.20	.25
Malolo	.25	.28	.35
Mamamu	.28	.32	.40
Manini	.28	.32	.40
Mano (Shark)	.06	.08	.10
Mano—Dressed	.10	.12	.15
Mikiawa	.18	.20	.25
Moana	.43	.48	.60
Moi	.43	.48	.60
Mu	.45	.52	.65
Muhee (Cuttlefish)	.32	.36	.45
Naenae	.10	.12	.15
Nenue (Enenue)	.21	.24	.30
Nohu	.28	.32	.40
Nunu	.14	.16	.20
Oili Lepa	.43	.48	.60
Olo	.34	.40	.50
Omilu	.34	.40	.50
Ono	.32	.36	.45
Ono—Steaks			.60
Opae	.32	.36	.45
Opae (Shrimp)	.45	.52	.65
Opakapaka	.34	.40	.50
Opelu	.25	.28	.35
Opelu—Dried		.32	.40
Opihi	.28	.32	.40
Opihi—Shelled	.95	1.05	1.25
Opuhue (Balloon fish)	.34	.40	.50
Opukai	.25	.28	.35
Opule	.08	.10	.13
Pakii	.45	.52	.65
Pakuikui	.14	.16	.20
Palani	.10	.12	.15
Panchon	.28	.32	.40
Panuhunuhu	.32	.36	.45
Papio (Small uhua) under 10 pounds	.40	.44	.55
Pauulu	.14	.16	.20
Pauu	.28	.32	.40
Puhi (Black eel)	.08	.10	.13
Puhi (White eel)	.14	.16	.20
Uhu	.25	.28	.35
Uku	.34	.40	.50
Ula (Lobster)	.34	.40	.50
Ulapapa	.28	.32	.40
Ulua (10 to 20 pounds)	.36	.40	.50
Ulua (over 20 pounds)	.32	.36	.45
Ulua—Steaks			.60
Ulua—Fillets			.65
Ulaula	.34	.40	.50
Uouoa	.34	.40	.50
U'u (Big eye)	.40	.44	.55
Uakanipo	.45	.52	.65
Weke (Red or green)	.32	.36	.45
Woowoo	.34	.40	.50
All fish not listed above	.10	.12	.15

This amendment shall become effective as of January 14, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. D. 46-4646; Filed, Mar. 20, 1946; 11:28 a. m.]

PART 1305—ADMINISTRATION

[Gen. RO 16, Revocation]

RE-REGISTRATION OF INDUSTRIAL USERS

Subject to Section 5.1 of General Ration Order 8, General Ration Order 16 (Re-Registration of Industrial Users) is revoked.

This order of revocation shall become effective March 25, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4755; Filed, Mar. 21, 1946; 11:27 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 220, Amdt. 26]

CERTAIN RUBBER COMMODITIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 220 is amended in the following respects:

A new section designated § 1315.1560c is added to read as follows:

§ 1315.1560c *Industrywide adjustments for reconversion products.* Special pricing provisions applicable to particular products may be established by orders issued under this section when, with respect to the product, the Administrator finds:

(a) That in 1944 its production was approximately one-half or less of its production in its last representative period of peacetime production;

(b) That this reduction in dollar volume resulted from (1) governmental restrictions on the manufacture of products or on the use of materials, facilities, or manpower, or (2) the use of facilities for the production of war goods; or (3) other direct needs of the war effort; and

(c) That because of change in government restrictions or in the needs of the war program, manufacturers of the product generally are able to begin or to increase substantially the production of the product line.

If in the judgment of the Administrator, the purposes of this section will be effectuated, as to a particular product, without any special pricing provisions, an order under this section will not be issued with respect to that product even though the above findings could be made as to it.

Orders under this section, will generally authorize industrywide increases in the established maximum prices of manufacturers in those industries based upon surveys conducted by the Price Administrator, either upon the request of the particular industry or upon his own motion. Those orders will establish adjusted maximum prices or methods of determining such prices by the use of price increase factors. Where, however, in the judgment of the Price Administrator, the use of an industrywide factor will, by reason of the diversity in the products made by the member firms, the wide variation in cost experience among them, or other reasons be an inequitable and inappropriate means of establishing reconversion prices, he may provide for the calculation and application of individual price increase factors.

Broadly stated the new maximum prices will represent costs experienced during the last period of normal production adjusted for subsequent lawful changes in the level of materials prices and in basic wage rate schedules of factory workers, plus the industry's average peacetime profit margin over cost. Changes in materials prices may be measured by materials cost increase factors, determined by the Administrator, in those cases where such action may be necessary to eliminate temporary or artificial influences. In the case of an industry for which the Administrator has decided that price increase factors should be determined and applied for each firm, the profit element in each increase factor will be the firm's own base period profit margin or one-half the industry's average peacetime margin, whichever is the higher.

Orders issued under this section may also modify or supersede the provisions of Maximum Price Regulation 220 with respect to the establishment of maximum prices if, on the basis of the particular characteristics of the industry involved, the Administrator finds that another method of price determination will effectuate the purposes of this regulation better than the general pricing provisions of the regulation. In addition, those orders may establish new maximum prices or a method of determining new maximum prices for sales by persons other than manufacturers which will supersede maximum prices fixed by other regulations for such sales and which will be consistent with the standards applied by the Office of Price Administration for the reasonable absorption of necessary cost increases.

Orders issued under this section will not ordinarily reduce higher maximum prices which manufacturers have previously established in accordance with the applicable provisions.

A manufacturer of a product covered by an order issued under this section may not obtain an adjustment of his maximum prices under any adjustment provision other than Supplementary Orders Nos. 118 and 119, unless the adjustment provision itself or the order issued under this section covering his product expressly provides otherwise.

Small volume manufacturers may use as their new maximum prices those which they calculate under Supplementary Order No. 118, and general orders issued pursuant thereto, if the maximum prices so calculated are higher than maximum prices set under orders issued under this section. Any other manufacturer may apply for an individual adjustment under Supplementary Order No. 119, if, after the adjustment authorized for his industry by an order under this section, his maximum price still continues eligible for adjustment in accordance with the provisions of that supplementary order.

Orders issued under this section may require a manufacturer to arrange the production and distribution of his products so that they will be representative of his production and distribution in a specified past period for goods in a particular category. The Administrator may also require authorized price increases to be applied among articles or price lines in a manner consistent with the need, under the stabilization program, to maintain the production of lower-priced articles.

This amendment shall become effective March 21, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4756; Filed, Mar. 21, 1946; 11:27 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 592[1] Incl. Amdts. 1-4]

SPECIFIED CONSTRUCTION MATERIALS AND REFRACTORIES

This compilation of Maximum Price Regulation 592 includes Amendment 4, effective March 26, 1946. The text added by Amendment 4 is underscored.

A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.[2]

ARTICLE I—SCOPE OF THIS REGULATION AND PROHIBITIONS

Sec.
1. What this regulation covers.
2. Prohibitions against dealing at prices above the maximum.
3. Prohibitions against sales prior to compliance with reporting requirements.
4. Evasion.

ARTICLE II—MAXIMUM PRICES

5. Maximum prices for commodities delivered or offered for delivery prior to the effective date of this regulation.
6. Maximum prices for commodities first offered for sale after the effective date of this regulation.
7. First pricing method; minor changes.
8. Second pricing method; line differentials.
9. Third pricing method; competitive prices.
10. Fourth pricing method; commodities which cannot be priced under the first, second or third pricing methods.
11. Discounts, allowances and differentials.
12. Sales pending approval of maximum prices.
13. Revision of maximum prices.
14. Resellers' maximum prices.
15. Notification to purchasers for resale of the manufacturer's maximum prices.

ARTICLE III—ADJUSTMENT PROVISIONS

16. Applications for adjustment.
17. Local area adjustments.
18. Government contracts.
19. Adjustable pricing.

ARTICLE IV—MISCELLANEOUS PROVISIONS

20. Transfer of business or stock in trade.
21. Records and statements.
22. Licensing.
23. Area pricing orders.
24. Enforcement.
25. Modification of provisions of this regulation.
26. Petitions for amendment.
27. Federal and State taxes.

ARTICLE V—LIST OF COMMODITIES; AND FORMS

28. Commodities covered by this regulation.
29. Form for reporting maximum prices.
30. Form for applications for adjustment.

AUTHORITY: § 1346.706, issued under 56 Stat. 23, 765; 57 Stat. 566, Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487.

ARTICLE I—SCOPE OF THIS REGULATION AND PROHIBITIONS

SECTION 1. *What this regulation covers*—(a) *Transactions covered.* This regulation applies to all sales by manufacturers of the specified commodities set forth in section 28. Except insofar as maximum prices for sales by persons other than manufacturers are fixed by orders under this regulation, sales by such persons are covered by the General Maximum Price Regulation or other applicable regulation.

"Manufacturer" as used in this regulation means the person who makes the first sale of any commodity listed in section 28, if the article has been completed to the point indicated by the terminology of that section. The term also includes any subsidiary or affiliate, commission salesman, or other agent of such person.

"Person" as used in this regulation means an individual, corporation, partnership, association, any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States, any agency thereof, any other government, or any of its political subdivisions, and any agency of any of the foregoing.

(b) *Relation to other regulations*—(1) *The General Maximum Price Regulation and Maximum Price Regulation 188.* This regulation supersedes the General Maximum Price Regulation [3] and Maximum Price Regulation 188 [4] with respect to transactions covered by this regulation. This regulation does not, however, apply to transactions which are excluded from the General Maximum Price Regulation by Revised Supplementary Regulation No. 1 [5] to the General Maximum Price Regulation and future amendments thereto.

(2) *Exports.* The Second Revised Maximum Export Price Regulation [6] covers export sales and sales to exporters.

(3) *Imports.* The Maximum Import Price Regulation [7] covers purchases, sales or deliveries if they originate outside of the Continental United States.

(4) *Installed sales.* Revised Maximum Price Regulation 251 [8] (Construction Services and Sales of Installed Materials) covers sales of building materials on an installed basis.

(c) *Geographical applicability.* This regulation applies in the forty-eight States of the United States and the District of Columbia.

SEC. 2. *Prohibitions against dealing at prices above the maximum.* On and after the effective date of this regulation, no manufacturer shall sell or deliver, and no person shall buy or receive in the course of trade or business, any commodity covered by this regulation at a price higher than the maximum price fixed by this regulation, regardless of any contract or other obligation. No person shall agree, offer, solicit or attempt to do any of the foregoing. Lower prices may, of course, be charged.

SEC. 3. *Prohibition against sales prior to compliance with reporting requirements.* No manufacturer shall offer to sell, sell, or deliver any commodity which he firsts offers for sale after the effective date of this regulation, until he has complied with the reporting provisions of this regulation.

SEC. 4. *Evasion.* The price limitations set forth in this regulation shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any commodities covered by this regulation, or by way of commissions, services, transportation or other charges, or by tying agreement or other trade understanding, or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this regulation).

ARTICLE II—MAXIMUM PRICES

SEC. 5. *Maximum prices for commodities delivered or offered for delivery prior to the effective date of this regulation*—(a) *What this section does.* Under this section, maximum prices properly established under Maximum Price Regulation 188 and the General Maximum Price Regulation prior to the effective date of this regulation are continued in effect under this regulation. (Such prices shall continue to be subject to adjustment orders issued by the Office of Price Administration prior to the effective date of this regulation, which have not been revoked.) Paragraph (b) below sets forth the specific pricing provisions applicable to such prices.

(b) The manufacturer's maximum prices for any commodity which he delivered or offered for delivery prior to the effective date of this regulation shall be determined as follows:

(1) If the commodity was delivered or offered for delivery by the manufacturer during March 1942, his maximum price to each class of purchaser shall be the highest price at which he delivered it, or, if he did not deliver it, at which he offered it for delivery during that month to that class of purchaser.

(2) If the commodity was first delivered or offered for delivery by the manu-

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[1] 10 F.R. 9101.

[2] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[3] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11514, 14965.

[4] 10 F.R. 9109, 9928, 10972, 12773, 13450, 13551, 13814.

[5] 10 F.R. 2435, 2479, 2757, 3236, 3947, 4107, 4494, 5458, 7196, 7497, 8241, 8980, 9717, 11364, 12993, 13121, 13825, 14394.

[6] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9834, 11273, 12919, 14346; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029, 15348.

[7] 9 F.R. 2350, 7504, 8062, 10925, 12270; 10 F.R. 922, 4265, 13129.

[8] 9 F.R. 10200; 10 F.R. 201, 7053, 11709, 14250.

facturer after March 1942, but prior to the effective date of this regulation, his maximum price to each class of purchaser shall be the maximum price to that class of purchaser properly established under Maximum Price Regulation 188 or any other regulation prior to the effective date of this regulation. If he did not have a maximum price properly established under the applicable regulation prior to the effective date of this regulation, his maximum price must be determined under section 6.

(3) If the commodity was delivered or offered for delivery by the manufacturer prior to March 1, 1942, but not during the period March 1, 1942, through July 30, 1945, his maximum price must be determined pursuant to section 6.

(4) "Purchaser of the same class" refers to the practice adopted by the seller in setting different prices for the same commodities on sales to different purchasers or kinds of purchasers (for example, manufacturer, wholesaler, jobber, retailer, government agency, public institution, individual consumer) or for purchasers located in different areas or for different quantities or grades or under different conditions of sale.

For example, if in March 1942 the seller's established practice was to sell the same commodity to a group of purchasers at a particular price, that group of purchasers constitutes a "class" to whom the same prices and pricing practices must be continued. Also, if in March 1942 the seller customarily sold or offered to sell the commodity to any purchaser at a price different from the price at which he sold or offered to sell the same commodity to all other purchasers, that purchaser is in a "class" by himself and the same price and pricing practices must be continued for that class. In the absence of any customary differential treatment to particular buyers, such buyers are all members of the larger class to which they belong.

(5) For the purpose of this section a commodity need not be considered to have been delivered or offered for delivery during March 1942 if the manufacturer stopped production thereof 90 or more days prior to March 1, 1942, and if the prices he charged during March 1942 were at least 25 percent less than the last net price at which he delivered the commodity or offered it for delivery when he was still producing it. The maximum price for such a commodity may be determined in accordance with section 6.

SEC. 6. *Maximum prices for commodities first offered for sale after the effective date of this regulation.* This section sets forth the procedure for determining maximum prices of commodities for which maximum prices cannot be determined under section 5. Such commodities for the purpose of this regulation shall be considered new or changed commodities. The maximum price for a commodity covered by this section shall be determined in accordance with the first applicable pricing method set forth in sections 7, 8, 9, and 10. Accordingly, a manufacturer may not use any particular pricing method unless he cannot or need not use any of the other methods which precede that method. A maximum price computed under any of these methods, however, must be consistent with the general level of maximum prices fixed by this regulation and may be approved, disapproved or revised by the Office of Price Administration as hereinafter provided.

SEC. 7. *First pricing method; minor changes*—(a) *Maximum prices.* The manufacturer's maximum price for a new commodity to each class of purchaser shall be the same as his maximum price for an old commodity produced by that manufacturer for which a maximum price has already been established to that class of purchaser, where:

(1) The new commodity belongs to the narrowest trade category which includes the old commodity for which a maximum price has already been established.

(2) The new commodity has current unit direct costs which do not vary by more than 2 percent from the current unit direct costs of the old commodity.

(3) The old commodity which is used as a basis for pricing, is currently being produced by the manufacturer.

(b) *Optional use of this method.* A manufacturer may, however, if he chooses, also determine his maximum price for a new commodity under this first pricing method in any case in which the current unit direct costs of the new commodity exceed the current unit direct costs of the old commodity by more than 2 percent.

(c) *Definition of current unit direct costs.* Current unit direct costs mean the total of unit costs of direct materials and direct labor, computed on a consistent basis for both the old and the new commodity.

(d) *Reports and approval of maximum prices.* Before offering for sale or delivery a commodity for which maximum prices are determined under this first pricing method, the manufacturer must file a report in duplicate with the Office of Price Administration, Building Materials Price Branch, Washington 25, D. C., giving a description of the new commodity being priced; a description of the old commodity; the maximum price for the new commodity; and the details of the computation of the maximum price. A proposed maximum price under this first method shall be deemed to be automatically approved upon the mailing of this report, subject to revision by the Office of Price Administration, not to apply retroactively.

SEC. 8. *Second pricing method; line differentials*—(a) *Maximum prices.* The maximum price of any commodity which cannot or need not be priced under the first pricing method shall, if possible, be determined under this second pricing method. If a manufacturer has established maximum prices for a line of commodities which reflect differentials in size, weight, mesh, specifications or similar physical characteristics, in effect during March 1942, the manufacturer shall determine a maximum price to each class of purchaser for a new article in his line on the basis of his established March 1942 method of calculating such price differentials.

(b) *Reports and approval of maximum prices.* Before offering for sale or delivery a commodity for which maximum prices must be determined under this second pricing method, the manufacturer must file a report in duplicate with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., setting forth the information required by the form in section 29. A proposed maximum price under this second method shall be deemed to be approved automatically on the expiration of 20 days after the mailing of the report (or on expiration of 20 days after mailing of all additional information which may have been requested) unless within that time the Office of Price Administration notifies the manufacturer that his proposed maximum price has not been approved or that action thereon has been deferred pending receipt of further information. An approved price shall be subject to revision by the Office of Price Administration, not to apply retroactively.

SEC. 9. *Third pricing method; competitive prices*—(a) *Maximum prices.* The maximum price to each class of purchaser for any commodity which cannot or need not be priced under the first or second pricing method shall be the maximum price, prior to any adjustment, of his most closely competitive seller of the same class for the same kind, grade, quality and quantity of the commodity, to a purchaser of the same class, f. o. b. the point of production.

"Seller of the same class" means a seller (1) performing the same function (for example, manufacturing, distributing, retailing, processing, storing, installing or repairing), (2) of similar type (for example, department store, mail order house, chain store, specialty shop, cut-rate store), (3) dealing in the same type of commodities and (4) selling to the same class of purchaser. A seller's "most closely competitive seller of the same class" shall be a seller of the same class who (i) is selling the same or a similar commodity, and (ii) is closely competitive in the sale of such commodities, and (iii) is located nearest to the seller.

(b) *Reports and approval of maximum prices.* Before offering for sale or delivery a commodity for which maximum prices are determined under this third pricing method, the manufacturer must file a report in duplicate with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., setting forth the information required by the form in section 29. A proposed maximum price under this third method shall be deemed to be approved automatically on the expiration of 20 days after the mailing of the report (or on expiration of 20 days after mailing of all additional information which may have been requested) unless within that time the Office of Price Administration notifies the manufacturer that his proposed maximum price has not been approved or that action thereon has been deferred pending receipt of further information. An approved price shall be subject to revision by the Office of Price Administration, not to apply retroactively.

SEC. 10. *Fourth pricing method; commodities which cannot be priced under the first, second, or third pricing methods*—(a) *General applicability.* The fourth pricing method shall be used where:

(1) The first, second, and third pricing methods (sections 7, 8 and 9) are not applicable.

(2) The first, second or third pricing method results in a maximum price which is not consistent with the general level of prices established by this regulation.

(3) The use of a formula is required due to the type of commodity manufactured or the number of commodities in a line being manufactured.

(4) A maximum price is required for sales of a commodity to a new class of purchaser.

(b) *Maximum prices.* Maximum prices under this fourth pricing method shall be determined by a comparison of the direct costs and margins proposed for the commodity being priced with costs and margins generally prevailing for comparable commodities produced by that manufacturer or by other manufacturers, so as to result in a maximum price consistent with the general level of prices established by this regulation.

(c) *Reports and approval of maximum prices.* Before offering the commodity for sale the applicant must file an application in duplicate with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., for specific authorization of a price or pricing method, setting forth the information required by the form in section 29. Authorization of a maximum price under this fourth pricing method will be given in the form of an order prescribing a maximum price or a method of determining the maximum price for the applicant, or for sellers of the commodity generally, including purchasers for resale, or for a class of such sellers.

(d) *Delegation of authority.* The National Office may refer any application filed under this section to the appropriate Regional Administrator. Any Regional Administrator, or any District Director authorized by the appropriate Regional Administrator, may in any case so referred to him, issue orders under this section 10 establishing maximum prices in accordance with its terms.

SEC. 11. *Discounts, allowances, and differentials*—(a) *Price differentials for existing classes of purchasers.* Every manufacturer shall continue discounts, allowances, including transportation allowances, and other price differentials at least as favorable as those in effect during March 1942.

(b) *New classes of purchasers other than the United States Government or an Allied Government.* Where a manufacturer has established maximum prices for a commodity to certain classes of purchasers, and wishes to determine maximum prices for sales to a new class of purchaser, he shall apply under section 10 for authorization of a maximum price to that new class of purchaser. Before offering the commodity for sale to the new class of purchaser, he shall file the report required by that section.

(c) *Sales to United States Government or an Allied Government.* For a sale to the United States Government or an Allied Government of a commodity for which a maximum price has not been determined for sales to the class of purchasers to which such government belongs, but for which a maximum price has been determined for sales to purchasers of a different class, such government shall be classed as belonging to the class of purchaser to whom the manufacturer customarily sold the commodity in quantities most nearly equal to the quantity involved in the sale to such government. If the manufacturer customarily sells to more than one class of purchaser in such quantities, the lowest maximum price applicable to sales to such classes of purchasers shall apply.

SEC. 12. *Sales pending approval of maximum prices.* After a report has been filed as required, and pending approval of the proposed maximum price, a manufacturer may offer to sell and accept orders at the proposed maximum price reported to the Office of Price Administration. He shall not, however make deliveries or accept payment until a maximum price has been approved by the Office of Price Administration, except on direct sales to the United States Government or an Allied Government. Until a maximum price has been approved, a notification that the proposed maximum price is subject to the approval of the Office of Price Administration must appear on all quotations and orders covering sales of the commodity. If the price approved by the Office of Price Administration is less than that set forth in the quotations or orders, all such quotations and orders must be changed to the approved maximum price, and in the case of direct sales to the United States Government or an Allied Government, refunds must be made where the price collected exceeds the approved price.

SEC. 13. *Revision of maximum prices*—(a) *When maximum prices may be revised.* A maximum price originally established in accordance with the provisions of § 1499.154 and sections therein referred to of Maximum Price Regulation 188 or in accordance with the first, second, third, or fourth pricing method (sections 7, 8, 9, or 10 of Maximum Price Regulation 592) may at any time be revised by order (not to apply retroactively):

(1) To make it consistent with the level of maximum prices otherwise established by this regulation.

(2) To reflect savings in indirect costs realized by the manufacturer because of the introduction of the commodity so priced.

[Paragraph (a) amended by Am. 1, 10 F.R. 13449, effective 11-5-45]

(b) *Who may revise maximum prices under this section.* Orders revising maximum prices under this section may be issued by the Price Administrator or by the duly authorized representative who approved or authorized the original maximum price.

SEC. 14. *Resellers' maximum prices.* In connection with the approval or revision of maximum prices for manufacturers under the first, second, third, or fourth pricing methods (section 7, 8, 9, or 10 above), the Office of Price Administration may issue orders fixing maximum prices for sales by resellers. To the extent that such orders are issued, this regulation supersedes the General Maximum Price Regulation with respect to maximum prices for such resellers.

SEC. 15. *Notification to purchasers for resale of the manufacturer's maximum prices*—(a) *When notification must be given.* Every manufacturer making sales of any commodity covered by this regulation must on or before the first delivery furnish a statement in writing containing the information set forth in (b) to:

(1) Each purchaser for resale of any commodity the maximum price for which must be determined in accordance with section 6.

(2) Each purchaser for resale of any commodity covered by this regulation (regardless of the section under which the maximum price thereof must be determined) to whom the manufacturer did not sell that commodity prior to July 30, 1945.

(b) *What the statement must contain.* The statement furnished to the purchaser for resale must contain the following:

(1) A description of the commodity and such additional information as may be necessary to identify the commodity on the manufacturer's pricing records and his invoices to purchasers for resale.

(2) The manufacturer's maximum price and terms and conditions of sale fixed for sales to that class of purchaser.

(3) The pricing method or section of the regulation under which the manufacturer's maximum price was established.

(4) Where approval of the maximum price by the Office of Price Administration is required, the date of such approval.

(5) Where authorization by the Office of Price Administration is required, the number of the order authorizing the maximum price and the effective date thereof.

ARTICLE III—ADJUSTMENT PROVISIONS

SEC. 16. *Applications for adjustment*—(a) *Who may adjust maximum prices.* The Office of Price Administration or any duly authorized representative thereof may adjust maximum prices for any of the commodities covered by this regulation as hereinafter provided.

(b) *Who may apply.* Any manufacturer of a commodity covered by this regulation may file an application for adjustment in his maximum prices (setting forth the information required by the form in section 30, in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration) where:

(1) His supply of the commodity could not be replaced if he discontinued production; or

(2) His supply could be replaced only at a price equal to or higher than the requested adjusted maximum price.

(3) Or his over-all operations have been conducted at a loss during his most recent representative accounting period or, where, due to the occurrence of a substantial and continuing change in some element affecting costs and profits, a

SEC. 18. *Government contracts.* Any (2) Records relating to the prices be-

mum price computed under any of these

projection of his operations clearly shows that he will be immediately operating his over-all business at a loss. Consideration will not be given, however, to losses due to temporary or nonrecurring factors, inadequate plant utilization, illegal wage payments, excessive overhead, selling and other general costs and other unusual factors.

[Subparagraph (3) added by Am. 1, 10 F.R. 13449, effective 11-5-45]

(c) *Amount of adjustment.* The adjustment will generally not be greater than the following:

[Above paragraph amended by Am. 3, 11 F.R. 1209, effective 1-29-46]

(1) An amount sufficient to make the adjusted price equal to manufacturing cost, plus packing cost and shipping cost where delivered prices are quoted or freight is allowed or equalized, where the applicant's current over-all earnings on an annual basis represent an increase of 15 percent or more over his average annual net earnings for the base period years 1936 to 1939, inclusive, adjusted for changes in net worth.

(2) An amount sufficient to make the adjusted price equal to total cost, where the applicant's current over-all earnings on an annual basis do not exceed by 15 percent but are not appreciably less than his average annual over-all earnings during the base period years 1936 to 1939, inclusive, adjusted for changes in net worth.

(3) An amount sufficient to make the adjusted price equal to total cost plus a reasonable net profit on the article or line where the applicant's current over-all earnings on an annual basis are appreciably less than his average annual over-all earnings during the base period years 1936 to 1939, inclusive, adjusted for changes in net worth.

(4) In no event shall an adjustment granted a multiple line producer under subparagraphs (2) and (3) be greater than the total amount necessary to make current over-all earnings equal to 115 percent of base period over-all earnings except that any such adjustment shall at least cover manufacturing cost plus packing cost, and shipping cost where delivered prices are quoted or freight is allowed or equalized. Moreover, where such adjustment includes a reasonable profit on a product or line, the total amount of adjustment shall not be greater than that necessary to make current over-all earnings equal to base period over-all earnings.

(5) Any adjustment granted a manufacturer under paragraph (b) (2) above on the ground that the loss of his production would force his customers to resort to higher priced sources of supply, shall not exceed the amount permitted under subparagraphs (1) to (4), inclusive, and shall be further limited to an amount equal to the difference between his existing maximum price and the selling price of the next higher competitive seller able to supply the applicant's customers.

(6) Any adjustment granted the manufacturer under paragraph (b) (3) above, shall not exceed an amount sufficient to make the adjusted price equal to total cost for the product or line.

[Subparagraph (6) added, former (6) redesignated (7) and amended by Am. 1, 10 F. R. 13449, effective 11-5-45]

(7) If the applicant produces the commodity in a line or series of sizes, meshes or specifications, and if it is not practical to determine the manufacturing cost or total cost, as the case may be, of each size, mesh or specification, a uniform adjustment may be made for the entire line or series. However, any such adjustment for a line or series shall be subject to the limitations in subparagraphs (1) to (6), inclusive, above.

(d) *Meaning of terms used.* In cases where the company was not in business during 1936–1939 and in extremely unusual cases where the period 1936–1939 cannot be considered a representative peacetime period, the Office of Price Administration may make an exception to the use of this base period.

The term "manufacturing cost" means the total of direct materials, direct labor, and manufacturing expenses or factory overhead, applicable to the article.

The term "total cost" means the total of manufacturing cost and reasonable general, administrative, and selling expenses applicable to the article, excluding non-operating expense items and income and excess profits taxes.

The term "over-all earnings" means net profits before income and excess profits taxes experienced on the company's entire operations.

Whenever the applicant is currently operating at a level substantially lower than his normal volume, the overhead items included in "manufacturing cost" and "total cost" may be adjusted to reasonable levels based upon a normal rate of operations.

In evaluating costs, the Office of Price Administration will give consideration to whether they are based on a representative period of normal production.

(e) *Adjustment in resale prices.* In connection with any order granting an adjustment in the manufacturer's price the Office of Price Administration may also adjust the maximum price of any person who resells the article in the same form, to the extent deemed necessary in the judgment of the Price Administrator or his duly authorized representative. To the extent that such an adjustment may be made, this section supersedes the appropriate provisions of the General Maximum Price Regulation.

(f) *Where to apply for an adjustment.* (1) A manufacturer whose total sales exceed $1,000,000 for his most recently completed fiscal or calendar year, or whose total sales are estimated to exceed $1,000,000 for his current fiscal or calendar year shall file an application for adjustment under this section with the Office of Price Administration, Building Materials and Construction Price Branch, Washington 25, D. C.

[Subparagraph (1) amended by Am. 1, 10 F.R. 13449, effective 11-5-45]

(2) A manufacturer whose total sales do not exceed the amount described above shall file an application for adjustment under this section with the Regional Office of the Office of Price Administration in the region in which is located his principal place of business.

(3) Each Regional Administrator, or any District Director so authorized by the appropriate Regional Administrator, is hereby authorized to act upon, and by order, grant or deny, in whole or in part, an application filed by an applicant whose principal place of business is located in his region or district, irrespective of the location of the applicant's producing facilities. Each Regional Administrator or District Director in granting an adjustment to a manufacturer is authorized to adjust the maximum prices of the resellers of the commodity within all regions.

SEC. 17. *Local area adjustments—(a) When adjustments may be made.* The Office of Price Administration or any duly authorized representative may make adjustments in the maximum prices of any commodity listed in paragraph (b) of this section, applicable to all manufacturers of such commodity within a particular community or a defined area, where

(1) All the manufacturers affected by the adjustment order sell within a limited trading area at substantially the same selling prices; and

(2) It appears that in general the maximum prices of such manufacturers are such that their production is impeded or threatened and that it is not practicable to remove that impediment or threat by individual adjustment.

(b) *Commodities covered.* Adjustments under this section may be made for the following commodities:

(1) Concrete products.
(2) Ready-mixed concrete.
(3) Sand, gravel and crushed stone.
(4) Structural clay products.

(c) *Limitations on adjustments.* Adjustments under this section shall be made only when generally necessary to maintain supply in the particular community or defined area, and shall be limited to the amount necessary to enable manufacturers of that commodity in that community or area generally to supply the commodity. To the extent practicable, the factors and limitations set forth in section 16 shall be considered in making adjustments under this section. In appropriate cases, compensatory decreases in other maximum prices may be required where some maximum prices are increased.

(d) *Delegation of authority.* The Price Administrator, or any Regional Administrator or any District Director who may be authorized by the appropriate Regional Administrator in whose region or district the particular community or defined area is located, may issue orders under this section, and in connection with such adjustments for manufacturers, may in appropriate cases adjust maximum prices for resellers of the commodity in that community or area. Applications for area adjustments under this section shall be filed with the Regional or District Office of the Office of Price Administration for the Region or District in which the particular community or defined area is located.

[Paragraph (d) amended by Am. 2, 10 F.R. 14250, effective 11-24-45]

SEC. 18. *Government contracts.* Any person who has entered into or proposes to enter into a government contract or a subcontract under any such contract, who believes that a maximum price established by this regulation impedes or threatens to impede production of a commodity which is essential to the war program and which is, or will be, the subject of such contract or subcontract, may file an application for adjustment of that maximum price in accordance with the provisions of Procedural Regulation No. 6, issued by the Office of Price Administration.

SEC. 19. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price. The authorization will be given by order.

ARTICLE IV—MISCELLANEOUS PROVISIONS

SEC. 20. *Transfers of business or stock in trade.* If the business, assets or stock in trade of any business are sold or otherwise transferred after the effective date of this regulation, and the transferee carries on the business, or continues to deal in the same type of commodities or services in an establishment separate from any other establishment previously owned or operated by him, the maximum prices of the transferee shall be the same as those to which his transferor would have been subject if no such transfer had taken place, and his obligation to keep records sufficient to verify such prices shall be the same. The transferor shall either preserve and make available, or turn over to the transferee all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the record provisions of this regulation.

SEC. 21. *Records and statements.* Every manufacturer making sales of any commodity covered by this regulation in an amount of $200 or more in any one calendar month must comply with the following provisions for keeping price records and for maintaining statements of maximum prices.

(a) *Records.* Each such manufacturer must preserve for examination by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect the following:

(1) All his records regarding his prices and pricing methods for commodities delivered or offered for delivery during March 1942.

(2) Records relating to the prices he charged for such commodities as he sold after March 1942 showing as precisely as possible the basis upon which he determined maximum prices for those commodities, including copies of his correspondence with the Office of Price Administration and the letters and orders he received from the Office of Price Administration relating to such maximum prices.

(3) Records relating to sales made after the effective date of this regulation of commodities covered by this regulation, showing for each such sale, the date thereof, the name and address of the purchaser, the quantity sold and the price charged.

(b) *Statements of maximum prices.* (1) Each such manufacturer must prepare and keep for examination by any person during ordinary business hours, a statement showing:

(i) His maximum prices to purchasers of each class of every commodity covered by this regulation which he sells or offers for sale.

(ii) An adequate description of each such commodity.

(iii) All of his customary allowances, discounts and other price differentials.

(2) The manufacturer must prepare this statement within 30 days of the date that his maximum price for a commodity is first established under this regulation. If he has previously prepared a statement of maximum prices under the General Maximum Price Regulation or Maximum Price Regulation 188, and his maximum prices have not changed under this regulation, he need not prepare another statement. The manufacturer must also prepare an appropriate supplement to the statement within 10 days after any change in his maximum price is authorized by the Office of Price Administration.

(3) Any manufacturer who claims that substantial injury would result to him from making such statement available to any other person may file it with the appropriate field office of the Office of Price Administration. The information contained in such statement will not be published or disclosed unless it is determined that the withholding of such information is contrary to the purposes of this regulation.

SEC. 22. *Licensing.* The provisions of Licensing Order No. 1,[9] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more maximum price regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 23. *Area pricing orders.* (a) The Price Administrator may, and each Regional Administrator of the Office of Price Administration or any District Director who may be authorized by the appropriate Regional Administrator is authorized to issue and put into effect orders establishing manufacturers' maximum prices for commodities covered by this regulation applicable to a particular community or a defined area. In connection with the issuance of such orders fixing maximum prices for manufacturers, the Price Administrator, each Regional Administrator or District Director may also fix the maximum prices for all resellers of such commodities in the particular community or defined area. Area orders under this section shall supersede other sections of this regulation to the extent provided in such orders. Such orders issued by Regional Administrators or District Directors shall have the same force and effect as if issued by the Price Administrator. To the extent that such orders fix maximum prices for resellers, this section supersedes the General Maximum Price Regulation.

(b) Regional Administrators or District Directors shall observe the following standards in issuing orders under this section.

(1) Maximum prices shall be set forth in dollars-and-cents amounts unless this shall clearly appear to be impractical or inappropriate.

(2) Maximum prices thus set forth shall not exceed the general level of prices as fixed by this regulation.

(c) Orders issued under this section shall be filed with the Division of the Federal Register.

[Sec. 23 amended by Am. 2, 10 F.R. 14250, effective 11-24-45]

SEC. 24. *Enforcement.* (a) Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

(b) If a manufacturer fails to keep the records required by Section 21 or if such records are incorrect, or if he fails to report proposed maximum prices where required to do so, the Office of Price Administration may issue an order establishing maximum prices for his sales of commodities covered by this regulation which are consistent with the level of prices fixed by this regulation. The issuance of any such order will not relieve the manufacturer of his obligations to comply with the record keeping and reporting requirements of this regulation, or of the various penalties for any failure to do so.

SEC. 25. *Modification of provisions of this regulation.* The provisions of Maximum Price Regulation No. 592, as applied to the commodities subject thereto may be modified by order under this section.

SEC. 26. *Petitions for amendment.* Any person seeking an amendment of any provisions of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.[10]

SEC. 27. *Federal and State Taxes.* Any tax upon, or incident to, the sale or delivery of any of the commodities covered by this regulation, imposed by any statute of the United States or statute or ordinance of any State or subdivision thereof, shall be treated as follows in de-

[9] 8 F.R. 13240.

[10] 9 F.R. 10476, 13715; 10 F.R. 11295.

termining the seller's maximum price for such commodity and in preparing the records of such seller with respect thereto: If the statute or ordinance imposing such tax does not prohibit the seller from stating and collecting the tax separately from the purchase price, and the seller does separately state it, the seller may collect, in addition to the maximum price, the amount of the tax actually paid by him or an amount equal to the amount of tax paid by any prior vendor and separately stated and collected from the seller by the vendor from whom he purchased: *Provided, however*, That for purposes of determining the applicable maximum price of any product covered by this regulation, the tax on the transportation of all property (excepting coal) imposed by section 620 of the Revenue Act of 1942 shall be treated as though it were an increase of 3 percent in the amount charged by every person engaged in the business of transporting property for hire. It shall not be treated as a tax for which a charge may be made in addition to the maximum price.

ARTICLE V—LIST OF COMMODITIES; AND FORMS

SEC. 28. *Commodities covered by this regulation.*

Acoustical products and accessories.
Aggregates, concrete and masonry:
  Sand.
  Gravel.
  Crushed stone.
  Other: natural, by-product, and processed.
Asbestos-cement products (except as covered by MPR 466):
  Shingles and accessories.
  Siding and accessories.
  Flat sheets and accessories.
  Corrugated sheets and accessories.
  Wallboard and accessories.
  Tileboard and accessories.
Insulating asbestos-cement board and accessories.
Asbestos-cement pipe.
Electrical.
Asphaltic concrete and bituminous paving mixes.
Asphaltic concrete products.
Asphalt floor tiles (and accessories) (except as covered by MPR 276).
Asphalt and tarred roofing products (except as covered by RPS 45):
  Roll roofing.
  Siding (asphalt felt base).
  Shingles (asphalt).
  Roof coatings and cement.
  Emulsified asphalt (building materials).
  Asphalt and tarred felts.
  Sinter's felts.
  Asphalts and tarred saturated building papers.
Bituminous coated steel sheets:
  Flat.
  Corrugated.
  V-crimp.
Chemical porcelain.
Cinders.
Clays, merchant: Fire, shale and common; crude and ground.
Clay products, structural:
  Building brick—common, face, floor, sewer and adobe; glazed, unglazed and vitrified.
  Building tile—structural and facing; load-bearing and nonloadbearing; glazed and unglazed.
  Clay mortar mix.
  Conduit, filter block, liners, and underdrain.
  Paving brick.
  Structural terra cotta.
Clay products, miscellaneous:
  Drain tile.
  Floor, quality, roofing and wall tile.
  Chemical stoneware.
Concrete products:
  Masonry units—all size blocks, bricks, slabs and joists.
  Precast—stone, terrazzo, art marble, and specialties.
  Tile—floor, roofing and staves.
  Tanks—septic, water, storage, laundry, and catch basins.
  Pipe—sewer, water, culvert, drain and irrigation.
  Posts—fence, piles, and cribbing.
  Vaults—grave, mausoleum liners.
Concrete, ready-mixed.
Decorated tile board, synthetic fibre board:
  Plain.
  Tile.
  Mouldings.
Dimension and building stones:
  Basalt and related stones.
  Granite—building, ornamental and monumental.
  Greenstone—interior, or exterior building, structural, ornamental, and monumental.
  Limestone—building, ornamental, and monumental.
  Marble—building, structural, and decorative slabs, grave vaults, ornamental and monumental.
  Riprap.
  Rough stone—rubble, cobble, field and flagging.
  Sandstone—building, structural, ornamental, floor and flagging, (including bluestone and brownstone).
  Slate—structural, electrical, grave vaults, mausoleum, roofing, floor, and flagging.
  Soapstone—interior or exterior building, structural, laboratory, chemical work, electrical, laundry, and kitchen sinks, ornamental and monumental.
Glass products:
  Plate (all types).
  Window (all types).
  Laminated.
  Picture.
  Rolled, figured, wired, and rolled heat absorbing (except as covered by MPR 175).
  Colored sheet and opalescent.
  Cathedral glass.
  Structural and architectural.
  Glass blocks.
  Other glass insulation products.
Gypsum:
  Crude (except for agricultural purposes).
  Calcined gypsum plasters (plain or formulated).
  Calcined gypsum products.
  Partition tile.
  Partition tile mortar.
  Structural shapes.
  Metal bound roof plank.
  Precast roof tile.
  Poured gypsum roof deck materials.
Gypsum board:
  Wall board (Plain, decorated).
  Lath:
  Sheathing (plain, weatherproofed).
  Liner board.
  Tile board.
  Joint systems.
  Laminated (gypsum board only).
Hard density synthetic fibre boards.
Insulated brick or stone siding (and accessories).
Insulation board (fibre and other):
  Acoustical.
  Industrial.
  Plank and tile—natural and plain, colored and painted, textured, vencered.
  Roof insulation.
  Sheathing.
  Wall board—natural and plain, colored and painted, textured, veneered.
Laminated fibre boards.
Laminated boards (combinations of any of the following products: Gypsum, fibre insulation, laminated fibre, hard-density, asbestos-cement and impregnated felt base products).
Lime (except agricultural lime as covered by MPR 386):
  Construction.
  Metallurgical.
  Chemical.
  Plaster.
  Ready-mixed mortar and putty.
Metal lath and accessories.
Magnesite floor materials.
Monuments and memorials:
  Granite.
  Greenstone.
  Limestone.
  Marble.
  Sandstone.
  Soapstone.
Mortar—Ready mixed.
Pipe and boiler insulations:
  Cellular.
  Laminated.
  Solid.
  Asbestos rollboard.
  Asbestos millboard.
  Asbestos paper.
  Mineral or glass wool.
  85% Magnesia, molded or cement.
  High temperature, molded or cement.
Pipe and Conduit Products (synthetic composition).
Refractories:
  Ganister rock.
  Fireclay refractories.
  Silica refractories.
  Basic refractories (except as covered by MPR 416).
  Special refractories.
  High-temperature mortars.
Sand, gravel, and crushed stone—industrial:
  Sand: Raw, silica, glass and other melting sands, blasting, foundry, traction, grinding (except abrasive grain as covered by MPR 327), refractories and filter.
  Gravel: Ballast, roofing and filter.
  Crushed stone: Ballast, metallurgical and chemical.
Sand lime brick.
Slag.
Stucco:
  Exterior.
  Interior.
Talc (including steatite), pyrophyllite and ground soapstone:
  Crude.
  Ground.
Talc crayons:
  Natural sawed.
  Pressed or extruded.
Thermal insulations for buildings and industrial purposes (except as covered by MPR 544 and MPR 327):
  Rigid.
  Semi-rigid.
  Loose.
  Granulated.
Vitrified clay sewer pipe and allied products (except as covered by RMPR 206):
  Channel pipe, perforated and nonperforated.
  Conduit, filter block, floor tile, liner plates, segment block, and underdrain.
  Drain tile (pressed).
  Flue lining, chimney pipe, and specials.
  Meter boxes, septic tanks and wall copings.
  Sewer pipe, perforated and non-perforated; bell spigot and butt joint.
  Sewer pipe fittings and specials.
Vitreous enamel frit.

[Sec. 28 amended by Am. 4, effective 3-26-46]

SEC. 29. *Form for reporting maximum prices.*

OPA Form . Budget Bureau No.08–R1284.1 6?8–2?74	Name of firm
UNITED STATES OF AMERICA	Address
OFFICE OF PRICE ADMINISTRATION	
Report of Determination of Maximum Prices for New Articles under sections 8, 9 and 10 of Maximum Price Regulation No. 592.	Name of Article being priced

File this report in duplicate with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C.

When this form should be used. Sections 7, 8, 9, and 10 of Maximum Price Regulation No. 592 provide maximum prices for new articles first offered for sale after the effective date of the regulation. Maximum prices must be determined in accordance with the first of the pricing methods specified which is applicable. Under the first pricing method (section 7), covering "minor changes" in an article, this form is not applicable. Reports shall be filed on this form for prices determined under the second, third, and fourth pricing methods (sections 8, 9, and 10). Note that under the second and third methods a price shall be deemed to be approved, unless contrary notification is received from the Office of Price Administration, within 20 days after the filing of the report or such additional information as may be required. A price shall not be in effect under the fourth method until an order prescribing a maximum price is issued by the Office of Price Administration.

Check pricing method to be used: ☐ Second method. Answer parts I and II. ☐ Third method. Answer parts I and III. ☐ Fourth method. Answer parts I and IV.

PART I—REQUESTED PRICES

Submit this information regardless of which method is used

(1) Describe article being priced.

(2) If this article has been produced, indicate when production began.

(3) Requested prices and discounts by class of customers to whom you wish to sell or by quantities sold. (Specify fully the prices, discounts, terms and charges requested for each class of customer to whom you intend to sell. If you will grant trade discounts supply the gross price and the trade discount. If cash discounts will be offered, specify the amount and terms. If quantity discounts are contemplated, specify the amount granted for each quantity. If you grant no discount write "None" in the applicable space. The price authorization will specify classes of customers and terms of sale in the light of information supplied in this section.)

Class or customer	Gross or list price	Trade discount	Cash discount		Quantity discount	
			Amount	Terms	Quantity	Discount
Jobber	$				Less than	
Dealer					From To	
Contractor					From To	
Retailer					From To	
Other (specify)						
					Unit of sale	

(4) Requested delivery practice (indicate whether f. o. b. plant, delivered, full freight allowed or partial freight allowance, if the latter specifying amounts).

PART II—SECOND PRICING METHOD—LINE DIFFERENTIALS

A manufacturer who has established maximum prices for a line of commodities which reflect differentials in sizes, weight, mesh, specifications, or similar physical characteristics, in effect in March 1942, shall determine a maximum price to each class of purchaser for a new article on the basis of his established March 1942 method of calculating such price differentials. If additional space is needed, attach a supplementary sheet.

(1) *Describe products in your line for which maximum prices have been established*	*Maximum price of each product*
(a)	$
(b)	
(c)	
(d)	

(2) Method under which differentials in your prices were computed in March 1942 and details of the application of this method to the computation of your requested price for your new item.

(3) Conditions of sale applicable to your line (where the discounts and transportation practices heretofore established for sale of your line are identical with those listed in Part I in connection with your new article, write "same" in this space; where there are differences indicate in detail).

PART III—THIRD PRICING METHOD—COMPETITIVE PRICE

If you cannot or need not price under the first or second pricing methods you shall use this method if you can price by comparison with similar articles sold by your closest competitor. The price to each class of purchaser shall be the maximum price, prior to any adjustment, of your most closely competitive seller of the same class for the same kind, grade, quality, and quantity of the commodity to a purchaser of the same class, f. o. b. the point of production. If comparison is made with articles sold by more than one competitor, submit information, identical with that requested below, for other sellers on a supplementary sheet.

Supply the following information for a similar article manufactured by your closest competitor of the same class:

(1) Name of competitive manufacturer
  Address—Number and street
  City and State
(2) Physical Description of Competitive Article

(3) Where available, the maximum price, f. o. b. plant, prior to any adjustment, and conditions of sale applicable to competitive article (set forth here the same kind of information relating to your competitor's price, discounts and transportation practices as is required in Part I in connection with your new article; note that the price reported should not include any adjustment which may have been permitted by the OPA).

(4) Reasons why you consider competitive seller to be of the same class.

(5) Your expected volume of production during first three months of operation.

PART IV—FOURTH PRICING METHOD—COSTS

The fourth pricing method is usually applicable only when the first three pricing methods cannot be used. Check your reasons for not pricing under other pricing methods of this regulation:

☐ New business started on ..... (month), 194.., and you cannot price on a comparative basis.
☐ In business in March 1942 but you have no March 1942 method of calculating price differentials and you cannot price on a competitive basis.
☐ Other (specify and explain)

The OPA will try to establish a price for you by studying your unit direct labor and direct material costs. The following questions relate to unit cost data for your new article and for an article produced by you which is comparable to your new article, if you produce such an article. A comparable article is one which has the same general use as the article being priced and is recognized in the industry as being of the same general type of product even though different materials and construction are used. The comparable article used must be the one in your line whose unit direct material and direct labor cost is closest to that of the new article. Costs shall be computed for both the new article and the comparable article in accordance with current conditions as of the same time. Costs of material must be based upon prices which are not in excess of those permitted by the applicable OPA regulations. Wage rates must be approved by the War Labor Board, where such approval is necessary.

(1) Are current unit costs based upon: (Check one)

☐ Actual production records—Unit production upon which costs are based ☐ Estimates. If estimates are employed explain basis

(2) Specify production unit used in this calculation (per 1,000, cubic yard, ton, etc.)

(3) *Current direct materials and direct labor cost (excluding overtime) on new article being priced:*

Major materials used	Your cost		Quantity used per unit of product	Cost per unit of product
	Dollars	Unit		
(a)	$			$
(b)				
(c)				
(d)				
(e)				
(f) All other direct materials in addition to those listed above				
Total unit direct material cost				
Total unit direct labor cost				
Total unit direct material and labor cost				

(4) *Current direct material and direct labor cost (excluding overtime) on comparable article, if any:*

Major materials used	Your cost		Quantity used per unit of product	Cost per unit of product
	Dollars	Unit		
(a)	$			$
(b)				
(c)				
(d)				
(e)				
(f) All other direct materials in addition to those listed above				
Total unit direct material cost				
Total unit direct labor cost				
Total unit direct material and labor cost				
Maximum selling price prior to any adjustment of comparable article				

(5) Indicate class of purchaser to which the above "comparable article" price applies and all discounts and allowances permitted and transportation practices followed on the sale of this commodity.....

(6) Indicate differentials from the "comparable article" price applicable in the sale to other classes of purchasers.....

(7) If an increase in the maximum selling price of this "comparable article" has been permitted by the Office of Price Administration, identify order granting increase.....

(8) Physical description of your comparable article.....

If you have a comparable article whose unit direct labor and direct material cost is within 25 percent of such cost on the new article and have furnished the information called for above, you may omit the following information. Otherwise, the following information should be supplied.

(9) *Indirect cost per unit of new article.*

Type of expense	Amount per unit	Explain basis of allocation
Factory overhead	$	
Selling		
Administrative and General		
Other (specify)		
Total		

(10) Total unit cost to make and sell on your new article (summation of your unit direct material and labor cost and your indirect cost per unit) $.....

(11) *Profit and loss statement.* These data should cover your entire operations for your most recent annual period. If such data are no longer representative of current operations, a shorter period should also be submitted of at least three months duration. Indicate period used..... If this information has been previously supplied to the Office of Price Administration check ..... If so, you are not required to file again.

1. Gross sales		$
2. Less: Returns and allowances, including freight		
3. Net sales		
4. Cost of goods sold		
A. Direct materials used	$	
B. Direct labor		
C. Factory overhead		
D. Net change in work in process and finished inventories		
E. Cost of goods sold		
5. Gross profit	$	
6. Selling expense		
7. Administrative and general expenses		
8. Total selling, administrative, and general expenses		
9. Net operating profit		
10. Other income and other expense—Net		
11. Net profit before provision for income and excess profits taxes		

I certify that the information contained herein is correct to the best of my knowledge.

Sign here..... Name ..... Title ..... Date .....

SEC. 30. *Form for applications for adjustment.*

OPA Form 678-2275 — Approval waived by the Budget Bureau

UNITED STATES OF AMERICA

OFFICE OF PRICE ADMINISTRATION

Application For Adjustment of Maximum Prices for Specified Construction Materials and Refractories Under section 16 of Maximum Price Regulation No. 592.

Name of Firm.....
Address.....

Where to Apply: If your total sales for all commodities for your most recently completed calendar or fiscal year exceed $200,000 or if such total sales for your current fiscal or calendar year are estimated as likely to exceed $200,000, your application must be filed with the Office of Price Administration, Building Materials Price Branch, Washington 25, D. C. If your total sales on the same basis as above are less than $200,000 you must file with the Regional Office of the Office of Price Administration in which is located your principal place of business.

Supply the following facts to the Office of Price Administration in support of your application:

PART I

1. General description of your company's business.
2. Designate and describe the commodities for which increases in price are requested.
3. Itemize the price increases requested, showing present and requested maximum prices, together with terms and conditions of sale.
4. Present any evidence you may possess showing either:
(a) Your supply of the commodity could not be replaced if you discontinued production; or
(b) Your supply could be replaced only at a price equal to or higher than therequested adjusted price.
5. Indicate whether products similar to that upon which adjustment is requested are manufactured by competitors in your region. If so, give names and addresses of competitors and, where available, their prices for such products.
6. If an increase in your maximum price is approved, indicate whether the increase will be absorbed by purchasers of your products. If not, describe subsequent distributive levels and such knowledge as you have of margins over cost in the resale of your product. Attach a list of 5 of your customers who purchase for resale the products upon which an increase is requested.

PART II

Important. If you have submitted any of the following information on OPA Financial Reporting Forms A and B for certain periods or have furnished same on any other OPA questionnaire, you may omit these periods in your present report.

1. Regularly prepared balance sheets, statements of profit and loss, and analysis of surplus reflecting total company operations for the fiscal years 1936-1939, inclusive. (NOTE: The filing of these data is optional, provided reports are available from the Bureau of Internal Revenue. Should you prefer, this information will be requested by the Office of Price Administration directly from the Bureau of Internal Revenue.)
2. Statements of profit and loss reflecting entire company operations for the fiscal years 1941, 1943, succeeding years, and for the latest available accounting period. These statements should include a complete breakdown of the cost of goods produced and sold and of selling, administrative and general expenses.
3. Where you produce and sell products other than those upon which adjustments are requested: Statements of profit and loss for the fiscal years 1941, 1943, succeeding years, and for the latest available accounting period reflecting the operations of each plant of the company where the products for which adjustments are requested are produced. These statements must clearly indicate by segregation the production cost of such products and other operations conducted at the plant and should include a complete breakdown of the cost of goods produced and sold and of selling, administrative and general expenses. The basis used in all allocations made to the products under review should be explained.
4. A statement of the total volume of production and total volume of sales for the products for which adjustments are requested for each of the periods mentioned in (3) above. The volume should be stated in the units of measurement customarily used in your particular industry, and should show unit quantities applicable to all inventory adjustments with a complete reconciliation between units produced and units sold.
5. Balance sheets as of the close of the fiscal years 1941, 1943, succeeding years, and at the close of business for the latest available accounting period together with analyses of the changes in surplus.
6. Where measurable increases in costs (e. g. War Labor Board approval of increased wages or an advance in the price paid for fuel) have occurred during your latest accounting period or subsequent thereto, such increases may be given consideration. Compute in detail the additional increase in your costs, above the costs reported in the latest accounting period, which would have been incurred if the increase had been in effect since the first day of your latest accounting period.

I certify that the information contained herein is correct to the best of my knowledge.

Sign here..... Name ..... Title ..... Date .....

Effective date. This regulation shall become effective July 30, 1945. [Maximum Price Regulation 592 originally issued July 23, 1945]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the FEDERAL REGISTER are for information only and do not follow the exact format prescribed by the issuing agency.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4758; Filed, Mar. 21, 1946; 11:26 a. m.]

PART 1305—ADMINISTRATION

[Rev. Gen. RO 5,[1] Amdt. 1 to Supp. 1]

FOOD RATIONING FOR INSTITUTIONAL USERS

Supplement I to Revised General Ration Order 5 is amended by adding a new paragraph (f) to § 1305.203 to read as follows:

(f) December use factors for services of refreshments only:

	Refreshment December use factor (per cent)
Sugar:	
1. If month used in determining the base under this order was after April 1942	80
2. If month used in determining the base was April 1942 or earlier	48

[1] 11 F.R. 132.

This amendment shall become effective March 25, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4754; Filed, Mar. 21, 1946; 11:27 a. m.]

PART 1445—LIVESTOCK

[MPR 574, Amdt. 5]

LIVE BOVINE ANIMALS (CATTLE AND CALVES)

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 574 is amended in the following respects:

1. In section 13 (b) (1) the description of Zone 5 is amended to read as follows:

Zone 5: North Dakota, Nebraska, but excluding the City of Omaha; South Dakota, but excluding the City of Sioux Falls; Kansas, but excluding the cities of Kansas City and Leavenworth.

2. In Section 13 (b) (1) the description of Zone 9 is amended to read as follows:

Zone 9: Missouri, but excluding the cities of Kansas City, St. Joseph and St. Louis.

The City of Leavenworth, Kansas is also included in this zone.

This amendment shall become effective for the accounting periods beginning on and after March 1, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4757; Filed, Mar. 21, 1946; 11:27 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 9 to Supp. 4]

CORN

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Subdivision (ii) of section 10 (c) (4) is amended to read as follows:

(ii) 6¾ cents per bushel to a feeder in Area B in lots of not more than 5,000 pounds.

This amendment shall become effective March 19, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4600; Filed, Mar. 19, 1946; 4:36 p. m.]

Chapter XXIII—War Assets Corporation[1]

[SPA Reg. 1, Amdt. 2]

PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS

Surplus Property Administration Regulation 1, November 10, 1945, entitled "Designation of Disposal Agencies and Procedures for Reporting Surplus Property Located within the Continental United States, Its Territories and Possessions", as amended through March 7, 1946 (10 F.R. 14064, 11 F.R. 2602), is hereby further amended as follows:

1. Section 8301.2 is amended by the addition of a new paragraph to be designated (h) which shall read as follows:

(h) *Structures and improvements which have been declared surplus and are to be demolished: War Department.* The War Department is hereby designated as the disposal agency for structures and improvements which are located upon land owned by the Government or in which the Government has an interest, which have been declared surplus and assigned to a disposal agency with the land or any interest therein, and which such disposal agency has determined are to be demolished. Upon making such determination such disposal agency shall forward to the War Department, Office of the Chief of Engineers, Washington 25, D. C., a declaration of surplus covering such property, and shall at the same time furnish a copy thereof to the Administrator.

2. Section 8301.15 is amended to read as follows:

§ 8301.15 *Withdrawals; personal property.* With the consent of the disposal agency, an owning agency may withdraw personal property which it has declared surplus and for which a declaration has been transmitted to such disposal agency pursuant to this part. Such withdrawals shall be made without reimbursement and on the forms prescribed by Order 3 under this part.

This amendment shall become effective March 16, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 16, 1946.

[F. R. Doc. 46-4772; Filed, Mar. 21, 1946; 11:39 a. m.]

[1] Successor to the Surplus Property Administration.

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 3—RULES GOVERNING STANDARD AND HIGH-FREQUENCY BROADCAST STATIONS

CLEAR CHANNELS: CLASS I AND II STATIONS

The Commission in meeting on March 13, 1946, effective immediately, amended subparagraph (c) of § 3.25 to read as follows:

§ 3.25 *Clear channels; Class I and II stations.* * * *

(c) For Class II stations which will not deliver over 5 microvolts per meter ground wave or 25 microvolts per meter 10 per cent time sky wave at any point on said border; *And provided,* That such stations operating nighttime (i. e., sunset to sunrise at the location of the Class II station) are located not less than 650 miles from the nearest Canadian border, 690, 740, 860, 990, 1010[4a], and 1580 kilocycles.

(Sec. 303 (a), 48 Stat. 1082; sec. 303 (b), 48 Stat. 1082; sec. 303 (d), 48 Stat. 1082; sec. 303 (r), 48 Stat. 1082; 47 U.S.C. 303 (a), 303 (b), 303 (d), 303 (r))

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4737; Filed, Mar. 21, 1946; 10:18 a. m.]

[4a] A station on 1010 kilocycles shall also protect a Class I-B station at Havana, Cuba.

Notices

FEDERAL POWER COMMISSION.

[Docket No. IT-5915]

PENNSYLVANIA WATER & POWER CO.

ORDER FURTHER POSTPONING HEARING

MARCH 19, 1946.

Upon consideration of the petition for continuance filed on March 14, 1946, by Pennsylvania Water & Power Company for a postponement of the hearing in the above-entitled matter to April 15, 1946; and it appearing to the Commission that:

Good cause has been shown for a postponement as hereinafter ordered; The Commission orders that:

The hearing in the above-entitled matter now set for March 25, 1946, be and the same is hereby postponed to April 15, 1946, at 10:00 a. m., in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4727; Filed, Mar. 21, 1946; 10:07 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5736]

AUSSENHANDEL-FINANZIERUNGS, G. M. B. H

In Re: Bank accounts owned by Aussenhandel-Finanzierungs, G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Aussenhandel-Finanzierungs, G. m. b. H., the last known address of which is Behrenstrasse 47, Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Aussenhandel-Finanzierungs, G. m. b. H., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, entitled Aussenhandel-Finanzierungs, G. m. b. H., and any and all rights to demand, enforce and collect the same.

b. That certain debt or other obligation owing to Aussenhandel-Finanzierungs, G. m. b. H., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking accaunt, entitled Aussenhandel-Finanzierungs, Ges. m. b. H., Subaccount, Client's Depot G. R. No. 6 Account, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the afore-

said national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4676; Filed, Mar. 20, 1946; 11:36 a. m.]

[Vesting Order 5759]

BRINKMANN WIRTZ & CO.

In re: Bank accounts owned by Brinkmann, Wirtz & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Brinkmann, Wirtz & Co., the last known address of which is Postschliessfach 744, Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Brinkmann, Wirtz & Co., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1358, entitled M. M. Warburg & Co., and any and all rights to demand, enforce and collect the same.

b. That certain debt or other obligation owing to Brinkmann, Wirtz & Co., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a bills payable register account, entitled M. M. Warburg & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4677; Filed, Mar. 20, 1946; 11:36 a. m.]

[Vesting Order 5779]

CHEMNITZER BANKVEREIN

In re: Bank account owned by Chemnitzer Bankverein.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Chemnitzer Bankverein, the last known address of which is Chemnitz, Saxony, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Chemnitzer Bankverein, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Chemnitzer Bankverein, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4678; Filed, Mar. 20, 1946; 11:36 a. m.]

[Vesting Order 5781]

CREDIT UND HANDELSBANK

In re: Bank account owned by Credit und Handelsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Credit und Handelsbank, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Credit und Handelsbank, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Credit & Handelsbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4679; Filed, Mar. 20, 1946; 11:36 a. m.]

[Vesting Order 5782]

DAI-ICHI GINKO, LTD.

In re: Bank account owned by Dai-Ichi Ginko, Ltd.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dai-Ichi Ginko, Ltd., the last known address of which is 1-Chome, Marunouchi, Kojimachi-ku, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Dai-Ichi Ginko, Ltd., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Dai Ichiginko, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4680; Filed, Mar. 20, 1946; 11:36 a. m.]

[Vesting Order 5802]

F. & K. ENGINEERING CO.

In re: Bank account owned by R. G. Forster, doing business as F. & K. Engineering Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That R. G. Forster, doing business as F. & K. Engineering Co., whose last known address is 890 Higashi 2, Chome Magome-Machi, Omuri-ku, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to R. G. Forster, doing business as F. & K. Engineering Co., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1013, entitled F. & K. Engineering Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4681; Filed, Mar. 20, 1946; 11:36 a. m.]

[VESTING ORDER 5807]

GIROZENTRALE SACHSEN-OEFFENTLICHE BANKANSTALT

In re: Bank accounts owned by Girozentrale Sachsen-oeffentliche Bankanstalt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Girozentrale Sachsen-oeffentliche Bankanstalt, the last known address of which is Postfach 389, Dresden A 1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Girozentrale Sachsen-oeffentliche Bankanstalt, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Girozentrale Sachsen, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Girozentrale Sachsen-oeffentliche Bankanstalt, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Girozentrale Sachsen, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4682; Filed, Mar. 20, 1946; 11:37 a. m.]

[Vesting Order 5812]

HAMBURG-BREMER FEUERVERSICHERUNGS-GESELLSCHAFT

In re: Bank account owned by Hamburg-Bremer Feuerversicherungsgesellshaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hamburg-Bremer Feuerversicherungsgesellschaft, the last known address of which is Heuberg 4, Hamburg 36, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hamburg-Bremer Feuerversicherungsgesellshaft, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 906, entitled Hamburg-Bremer Feuerversicherungsgesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4683; Filed, Mar. 20, 1946; 11:37 a. m.]

[Vesting Order 5817]

WILLIAM C. F. HELM

In re: Bank account owned by William C. F. Helm.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That William C. F. Helm, whose last known address is P. O. Box 287, Yokohama, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to William C. F. Helm, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a compound interest department account, Account Number A–53568, entitled William C. F. Helm, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4684; Filed, Mar. 20, 1946; 11:37 a. m.]

[Vesting Order 5819]

OTTO HIRSCH & CO.

In re: Bank account owned by Otto Hirsch & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Otto Hirsch & Co., the last known address of which is Frankfurt/Main, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Otto Hirsch & Co., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Otto Hirsch & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4685; Filed, Mar. 20, 1946; 11:37 a. m.]

[Vesting Order 5834]

MISS EIKO KITANO

In re: Bank account owned by Miss Eiko Kitano.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Miss Eiko Kitano, whose last known address is c/o The Tokio Asahi, Tokyo, Japan, is a national of a designated enemy country (Japan):

2. That the property described as follows: That certain debt or other obligation owing to K. Kitano, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Compound Interest Department Account, Account Number A7881, entitled K. Kitano in trust for Miss Eiko Kitano, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Miss Eiko Kitano, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5834; Filed, Mar. 20, 1946; 11:37 a. m.]

[Vesting Order 5836]

KOENIGLICHE FILIALBANK

In re: Bank account owned by Koenigliche Filialbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Koenigliche Filialbank, the last known address of which is Augsburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Koenigliche Filialbank, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Koenigl. Filialbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4687; Filed, Mar. 20, 1946; 11:37 a. m.]

[Vesting Order 5838]

TH. B. C. KRAEMER

In re: Bank account owned by Th. B. C. Kraemer.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Th. B. C. Kraemer, whose last known address is 1026 Horinouchi, Hayama, Muira-gun, Kanagawaken, Yokohama, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Th. B. C. Kraemer, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a compound interest department account, Account Number A–49856, entitled Miss Th. B. C. Kraemer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4686; Filed, Mar. 20, 1946; 11:38 a. m.]

[Vesting Order 5839]

F. W. KRAUSE & CO.

In re: Bank account owned by F. W. Krause & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That F. W. Krause & Co., the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to F. W. Krause & Co., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a bills payable register account, entitled F. W. Krause & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4689; Filed, Mar. 20, 1946; 11:38 a. m.]

[Vesting Order 5844]

LANDESBANK DER RHEINPROVINZ

In re: Bank account owned by Landesbank der Rheinprovinz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Landesbank der Rheinprovinz, the last known address of which is Cologne, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Landesbank der Rheinprovinz, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Landesbank der Rheinprovinz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4690; Filed, Mar. 20, 1946; 11:38 a. m.]

[Vesting Order 5845]

LANDESKOMMUNALBANK, GIROZENTRALE FUER HESSEN

In re: Bank account owned by Landeskommunalbank, Girozentrale fuer Hessen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Landeskommunalbank, Girozentrale fuer Hessen, the last known address of which is Peter-Gemeinder-Strasse 14, Darmstadt, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Landeskommunalbank, Girozentrale fuer Hessen, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a bills payable register account, entitled Landeskommunal Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it

should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4691; Filed, Mar. 20, 1946; 11:38 a. m.]

[Vesting Order 5854]

J. MAGNUS & CO.

In re: Bank accounts owned by J. Magnus & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That J. Magnus & Co., the last known address of which is Paulstrasse 5, Hamburg 1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to J. Magnus & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled J. Magnus & Co., Bankgeschaeft, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to J. Magnus & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an old checks outstanding account, entitled J. Magnus & Co., Bankgeschaeft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4692; Filed, Mar. 20, 1946; 11:38 a. m.]

[Vesting Order 5857]

E. MERCK CHEMISCHE FABRIK

In re: Bank account owned by E. Merck Chemische Fabrik.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That E. Merck Chemische Fabrik, the last known address of which is Darmstadt, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to E. Merck Chemische Fabrik, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 806, entitled E. Merck, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4693; Filed, Mar. 20, 1946; 11:38 a. m.]

[Vesting Order 5863]

MUENCHMEYER & CO.

In re: Bank accounts owned by Muenchmeyer & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Muenchmeyer & Co., the last known address of which is 33 Alsterdamm, Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Muenchmeyer & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Muenchmeyer & Co., and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Muenchmeyer & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an old checks outstanding account, entitled Muenchmeyer & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4694; Filed, Mar. 20, 1946; 11:39 a. m.]

[Vesting Order 5873]

NOTTEBOHM & CO.

In re: Bank accounts owned by Nottebohm & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nottebohm & Co., the last known address of which is Neue Groeningerstr. 7, Hamburg 8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Nottebohm & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Nottebohm & Co., and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Nottebohm & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Nottebohm & Co., Account B, FS87807, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Nottebohm & Co. by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Nottebohm & Co., Account B, F87802, General Ruling #6 Account, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4695; Filed, Mar. 20, 1946; 11:39 a. m.]

[Vesting Order 5874]

OBERLAUSITZER BANK, ABTEILUNG DER ALLG. DEUTSCHEN KREDITANSTALT

In re: Bank account owned by Oberlausitzer Bank, Abteilung der Allg. Deutschen Kreditanstalt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Oberlausitzer Bank, Abteilung der Allg. Deutschen Kreditanstalt, the last known address of which is Zittau/Sachsen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Oberlausitzer Bank, Abteilung der Allg. Deutschen Kreditanstalt, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Oberlausitzer Bank, Abt. der Allg. Deutschen Kreditanstalt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and

certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4696; Filed, Mar. 20, 1946; 11:39 a. m.]

[Vesting Order 5876]

A. OESTMANN & CO.

In re: Bank account owned by A. Oestmann & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That A. Oestmann & Co., the last known address of which is Central P. O. Box 438, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to A. Oestmann & Co., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1020, entitled A. Oestmann & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4697; Filed, Mar. 20, 1946; 11:39 a. m.]

[Vesting Order 5878]

ONE HUNDREDTH BANK, LTD.

In re: Bank accounts owned by One Hundredth Bank, Limited.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That One Hundredth Bank, Limited, the last known address of which is P. O. Box 305, Tokyo Central P. O., Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: Those certain debts or other obligations owing to One Hundredth Bank, Limited, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of the bank accounts particularly described in Exhibit A, attached hereto and by reference made a part hereof, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Title of Account and Type of Account

The One Hundredth Bank, Limited, Foreign Department—Dollar checking account.
One Hundredth Bank, Limited—Dollar checking account.
One Hundredth Bank, Limited—Unclaimed deposit account.
One Hundredth Bank, Limited—Old checks oustanding account.

[F. R. Doc. 46–4698; Filed, Mar. 20, 1946; 11:39 a. m.]

[Vesting Order 5879]

OTTENSOOSER & CO.

In re: Bank account owned by Ottensooser & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ottensooser & Co., the last known address of which is Nuernberg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ottensooser & Co., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a bills payable register account, entitled Ottensooser & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4699; Filed, Mar. 20, 1946; 11:39 a. m.]

[Vesting Order 5891]

PREUSSISCHE ZENTRALGENOSSENSCHAFTSKASSE

In re: Bank account owned by Preussische Zentralgenossenschaftskasse.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Preussische Zentralgenossenschaftskasse, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Zentralgenossenschaftskasse, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Bills Payable Register Account, entitled Preussische Zentralgenoss. kasse, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4700; Filed, Mar. 20, 1946; 11:40 a. m.]

[Vesting Order 6040]

HEINRICH KIRCHHOLTES

In re: Bank account owned by Heinrich Kirchholtes.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heinrich Kirchholtes, the last known address of which is Mainzerlandstrasse 4–6, Frankfurt a. M., Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Heinrich Kirchholtes, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Heinrich Kirchholtes, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing

of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4701; Filed, Mar. 20, 1946; 11:40 a. m.]

[Vesting Order 6041]

ERNST F. L. KLUENDER

In re: Bank account owned by Ernst F. L. Kluender.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernst F. L. Kluender, whose last known address is 17 Roeselerstr, Hanover, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ernst F. L. Kluender, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mr. Ernst F. L. Kluender of 17 Roeselerstr., Hanover, Germany, net legacy u/w Louise Held, deceased, late of Cincinnati, Ohio, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4702; Filed, Mar. 20, 1946; 11:40 a. m.]

[Vesting Order 6042]

PAUL KNAUTH

In re: Bank account owned by Paul Knauth.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Paul Knauth, whose last known address is Niederwiesa bei Chemnitz, Saxony, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Paul Knauth, by The Bowery Savings Bank, 110 East 42nd Street, New York, New York, arising out of a savings account, Account Number 234185, entitled Paul Knauth, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4703; Filed, Mar. 20, 1946; 11:40 a. m.]

[Vesting Order 6043]

GESINE KOLDEWEYH

In re: Bank account owned by Gesine Koldeweyh.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gesine Koldeweyh, whose last known address is Kirchweyke, Bez Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gesine Koldeweyh, by East River Savings Bank, New York, New York, arising out of a savings account, Account Number 239472, entitled Gesine Koldeweyh, maintained at the branch office of the aforesaid bank located at 291 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4704; Filed, Mar. 20, 1946; 11:40 a. m.]

[Vesting Order 6044]

JUICHI KONO

In re: Bank account owned by Juichi Kono.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Juichi Kono, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Juichi Kono, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled Juichi Kono, maintained at the branch office of the aforesaid bank located at 5th Avenue at 28th Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4705; Filed, Mar. 20, 1946; 11:40 a. m.]

[Vesting Order 6045]

HERMANN J. KREIPLE

In re: Bank account owned by Hermann J. Kreiple.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hermann J. Kreiple, whose last known address is Grabengasse 29, Passau, Bavaria, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Joseph Kreiple, by The National City Bank of New York, New York, New York, arising out of a compound interest department account, entitled Joseph Kreiple in trust for Hermann J. Kreiple, maintained at the branch office of the aforesaid bank located at 17 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Hermann J. Kreiple, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

Osaka, Japan, in the amount of $138,-

Custodian within the time prescribed for

(b) They shall then pay all known

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4706; Filed, Mar. 20, 1946; 11:41 a. m.]

[Vesting Order 6046]

LUISE KRUCK.

In re: Bank account owned by Luise Kruck.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Luise Kruck, whose last known address is Oberstor 9, Gerlingen bei Stuttgart, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Luise Kruck, by The Bowery Savings Bank, 110 East 42d Street, New York, New York, arising out of a savings account, Account Number 265675, entitled Luise Kruck, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4707; Filed, Mar. 20, 1946; 11:41 a. m.]

[Vesting Order 6047]

FRIED. KRUPP, A. G.

In re: Bank account owned by Fried. Krupp, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fried. Krupp, A. G., the last know address of which is Essen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Fried. Krupp, A. G., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Fried. Krupp Aktiengesellschaft, Finanzabteilung, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4708; Filed, Mar. 20, 1946; 11:41 a. m.]

[Dissolution Order 31]

GOSHO CO., INC.

Whereas by Vesting Order No. 87, dated July 31, 1942 (7 F.R. 7051), and Vesting Order No. 212, dated October 3, 1942 (7 F.R. 8328), the Alien Property Custodian vested all the issued and outstanding shares of the capital stock of Gosho Company, Inc., a Texas corporation; and

Whereas by Vesting Order No. 149, dated September 17, 1942 (7 F.R. 7544), the Alien Property Custodian vested all the right, title, interest and claims of Gosho Company, Japan Agency, Osaka, Japan, Gosho Kabushiki Kaisha, Shanghai, China, and S. Kida, Osaka, Japan, in and to all indebtedness owing to them by Gosho Company, Inc., and it has been determined that a certain claim in favor of Gosho Company, Japan Agency, Osaka, Japan, in the amount of $138,554.58, a certain claim in favor of Gosho Kabushiki Kaisha, Shanghai, China, in the amount of $4,673.55, and a certain claim in favor of S. Kida, Osaka, Japan, in the amount of $5,860.95 were thereby vested in the Alien Property Custodian; and

Whereas Gosho Company, Inc., has been substantially liquidated under the supervision of the Alien Property Custodian,

Now under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except such claim, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation; and except a claim formerly of Gosho Company, Japan, Agency, Osaka, Japan, in the amount of $138,554.58, a claim formerly of Gosho Kabushiki Kaisha, Shanghai, China, in the amount of $4,673.55, and a claim formerly of S. Kida, Osaka, Japan, in the amount of $5,860.95, all of which have been vested by the Alien Property Custodian as aforesaid; and except claims formerly of Gosho Concentration & Compress Company, in the aggregate amount of $29,421.86, which claims have been assigned to the Alien Property Custodian pursuant to Dissolution Order No. 32, *infra*, and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved, and that its assets be distributed, and a Certificate of Dissolution having been issued by the Secretary of State of the State of Texas;

hereby orders that the officers and directors of Gosho Company, Inc. (to wit, Stanley B. Reid, Vice President and Director, and the President, Secretary, Treasurer and other Directors, if existing vacancies in those offices are hereafter filled, and their successors, or any of them), continue the proceedings for the dissolution of Gosho Company, Inc., in accordance with the statutes of the State of Texas in such case made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state, and local taxes and fees owed by or accruing against the said corporation; and

(c) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first, ratably in satisfaction of the claims of the Alien Property Custodian in the principal amounts of $138,554.58, $29,421.86, $5,860.95 and $4,673.55, as hereinbefore described, second, in satisfaction of such claims, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation, and third, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation; and

Further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of Texas, of any person who may claim against said corporation; *Provided, however*, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian hereunder: *Provided, however*, That any such claims against said corporation shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of Texas; and further orders, that all actions taken and acts done by the said officers and directors of Gosho Company, Inc., pursuant to this order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein.

Executed at Washington, D. C., this 14th day of March 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4709; Filed, Mar. 20, 1946; 11:41 a. m.]

[Dissolution Order 32]

GOSHO CONCENTRATION & COMPRESS CO.

Whereas, by Vesting Order No. 57, dated July 23, 1942 (7 F.R. 5742), Vesting Order No. 188, dated September 28, 1942 (7 F.R. 7819) and Vesting Order No. 211, dated October 3, 1942 (7 F.R. 8327), the Alien Property Custodian vested all the issued and outstanding shares of the capital stock of Gosho Concentration & Compress Company, a Texas corporation; and

Whereas Gosho Concentration & Compress Company, has been substantially liquidated under the supervision of the Alien Property Custodian,

Now under the the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except such claim, if any, as the Alien Property Custodian may have for money advanced or services rendered to or on behalf of the corporation; and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved, and that its assets be distributed, and a certificate of dissolution having been issued by the Secretary of State of the State of Texas;

hereby orders that the officers and directors of Gosho Concentration & Compress Company (to wit, Stanley B. Reid, Vice President and Director, and the President, Secretary, Treasurer and other Directors, if existing vacancies in those offices are hereafter filled, and their successors, or any of them), continue the proceedings for the dissolution of Gosho Concentration & Compress Company, in accordance with the statutes of the State of Texas in such case made and provided; and further orders that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state and local taxes and fees owed by or accruing against the said corporation; and

(c) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian, all of the funds and property, if any, remaining in their hands after the payment as aforesaid, the same to be applied by him, first, in satisfaction of such claims, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation, and second, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation; and

Further orders that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of Texas, of any person who may claim against said corporation: *Provided, however*, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian hereunder: *Provided, however*, That any such claims against said corporation shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of Texas; and further orders, that all actions taken and acts done by the said officers and directors of Gosho Concentration & Compress Company, pursuant to this order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein.

Executed at Washington, D. C., this 14th day of March 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4710; Filed, Mar. 20, 1946; 11:41 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Max. Import Price Reg., Order 114]

MAUDY, INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, it is ordered:

(a) *Purpose of this order.* This order establishes maximum prices for sales by any persons of certain perfumes imported from France by Maudy, Inc., 16 West 55th Street, New York City, New York, hereinafter called the "importer." These perfumes are individually bottled and packed in France, marked "Maudy-Paris-France" and are of various scents as set out in this order. The maximum prices established herein are at two levels—at the import or other than retail level and at the retail level.

(b) *Maximum prices for sales of certain imported perfumes.* The maximum prices on sales by the following classes of sellers, for the following sizes and scents of perfumes, shall be as follows:

Scent	Size	Maximum prices on sales by others than retailers[1]	Maximum prices on sales by retailers
	Ounce		
Chypre Pois De Senteur	½	$7.05	$12.00
Chère Petite Chose Jadrya Gardenia	1	12.00	20.00
Golden Bouquet	2	21.00	35.00

[1] Terms: 2%—10 days—net 30 days. Transportation charges prepaid on shipments of $50 or more.

(c) *Notification of maximum prices.* The importer or other sellers selling for resale any size perfume priced under this order shall include on the invoice to each retailer, the following statement:

Your maximum selling price for the imported perfume as established by Order No. 114, issued by the Office of Price Administration under the Maximum Import Price Regulation is (*insert the applicable price, scent and size of perfume sold*).

(d) *Less than maximum prices.* Prices lower than those established by this order may be charged, demanded, paid or offered.

(e) *Definition of retailer.* A retail seller within the meaning of this order is any seller other than the importer who makes sales to ultimate consumers.

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4651; Filed, Mar. 20, 1946; 11:32 a. m.]

[Order 124 Under 3 (e)]

HALEY CHEMICALS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation; *It is ordered:*

(a) Maximum prices for sales of dry chemical fire extinguisher in 2 pound packages manufactured by Haley Chemicals, Inc., 42 East First St., Reno, Nevada, are established as follows:

ON SALES TO—			
Distributor	Wholesaler	Retailer	Consumer
$0.70	$1	$1.40	$2.25

These prices are f. o. b. seller's shipping point except in cases of sales at retail in which event they are delivered.

(b) No extra charge may be made for containers.

(c) Each seller of the commodity covered by this order, except a retailer, shall notify each of his purchasers in writing at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchases upon resale and a statement that they have been established by the Office of Price Administration.

(d) Prior to making any delivery of the aforesaid commodity after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price $2.25

This order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4652; Filed, Mar. 20, 1946; 11:34 a. m.]

[Order 125 Under 3 (e)]

DECTO PRODUCTS CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum delivered prices for sales of "Scratch-Fix," a furniture scratch eradicator, in a kit containing 4 wax pencils, manufactured by Decto Products Company, 76 North Street, Salem, Massachusetts, are established as follows:

On sales to (per kit):	
Dealers	$0.30
Consumers	.45

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the aforesaid commodity to dealers, the manufacturer shall furnish such dealers with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(d) Prior to making any delivery of such commodity after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price 45 cents

This order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4653; Filed, Mar. 20, 1946; 11:31 a. m.]

[MPR 64, Amdt. 1 to Order 211]

HARDWICK STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered,* That Order No. 211 under Maximum Price Regulation No. 64 be amended in the following respects:

1. Paragraph (a) (1) is amended by adding the following two models of gas ranges and their established ceiling prices for sales by wholesale distributors to retail dealers in the four zones to the list contained in that paragraph.

Model	Distributor to dealer prices—			
	Zone 1	Zone 2	Zone 3	Zone 4
8418-O	$103.02	$105.33	$108.02	$110.67
8418-H	119.90	122.24	124.90	127.40

2. Paragraph (a) (2) is amended by adding the following two models of gas ranges and their established ceiling prices for sales by retail dealers to ultimate consumers in the four zones to the list contained in that paragraph.

Model	Dealer to consumer prices—			
	Zone 1	Zone 2	Zone 3	Zone 4
8418-O	$169.25	$172.95	$177.25	$181.50
8418-H	195.50	199.25	203.50	207.50

This amendment shall become effective on the 21st day of March 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4654; Filed, Mar. 20, 1946; 11:34 a. m.]

[MPR 64, Rev. Order 245]

TAPPAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This revised order established maximum prices for sales of 8 models of gas ranges manufactured by the Tappan Stove Company, Mansfield, Ohio, as follows:

(1) For sales in each zone by wholesale distributors to retail dealers the maximum price including Federal excise tax, are those set forth below:

Model	Maximum prices for sales by wholesale distributors to retail dealers		
	Zone 2A	Zone 4	Zone 5
	Each	*Each*	*Each*
CPGVD-557	$124.75	$126.63	$127.88
CPGV-557	105.63	107.35	108.60
PGVD-57	118.13	120.01	121.26
GVD-57	117.40	119.36	120.61
PGV-57	96.56	100.43	101.68
GV-57	97.92	99.63	100.88
PG-57	91.33	93.02	94.27
G-57	90.69	92.38	93.63

These prices are f. o. b. wholesale distributor's city. If the distributor sells any of the ranges equipped with a top pilot filter he may add $1.14 to the ceiling prices shown above. In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including Federal excise tax but not including any state or local tax imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers				
	Zone 1	Zone 2	Zone 3	Zone 4A	Zone 5A
	Each	*Each*	*Each*	*Each*	*Each*
CPGVD-557	$181.00	$185.95	$189.00	$191.50	$194.25
CPGV-557	154.50	157.50	160.25	162.75	165.00
PGVD-57	172.75	175.95	178.75	181.50	184.00
GVD-57	172.00	174.95	178.00	180.50	183.25
PGV-57	141.50	147.50	150.25	152.50	155.00
GV-57	143.50	146.50	149.00	151.75	154.00
PG-57	134.00	136.95	139.75	142.25	144.50
G-57	133.00	135.95	138.75	141.50	143.50

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting $6.00 from his maximum price as shown above for sales on an installed basis. If the dealer sells any of the ranges, equipped with a top pilot filter, he may add $2.05 to the ceiling price shown above. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale after the effective date of this order the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone, the area included in each zone, together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation the maximum price is $5.00 less than the price shown on the label.

(d) For the purposes of this order Zones 1, 2, 3, 4, 4A, 5 and 5A comprise the following areas:

Zone 1: Ohio.

Zone 2: Michigan, Indiana, Wisconsin, Illinois, Iowa, Missouri, Kentucky, Tennessee, West Virginia, Virginia, Pennsylvania, New York, Vermont, New Hampshire, Massachusetts, Rhode Island, Connecticut, New Jersey, Delaware, Maryland, North Carolina, South Carolina; the counties of Hennepin and Ramsay in Minnesota, and the District of Columbia.

Zone 2A: North Dakota, South Dakota, Nebraska, Kansas, Minnesota except the counties included in Zone 2.

Zone 3: Arkansas, Louisiana, Mississippi, Alabama, Georgia, Florida, Maine, Oklahoma except the counties of Cimmaron, Texas and Beaver.

Zone 4: Montana, Colorado, Wyoming, the counties of Cimmaron Texas, and Beaver in Oklahoma; the 69 counties in the Northwestern part of Texas north of and including the counties of Loving, Winkler, Ector, Midland, Glasscock, Sterling, Coke, Jones, and Throckmorton; and New Mexico.

Zone 4A: Texas except the 69 counties in Zone 4.

Zone 5: Washington, Oregon, Idaho, Utah, Arizona, Nevada and that part of California north of a line drawn from a point on the Pacific coast due west of the city of Santa Barbara and running east and just north of that city, thence, northeast to a point due west of the city of Bakersfield at the western boundary of Kern county and thence east and just north of Bakersfield to the eastern boundary of the state.

Zone 5A: All of the state of California not in zone 5.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of March 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4655; Filed, Mar. 20, 1946; 11:33 a. m.]

[MPR 64, Order 268]

ATHENS STOVE WORKS, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales at retail of certain gas ranges manufactured by Athens Stove Works, Inc., of Athens, Tennessee, as follows:

For sales of the gas ranges, listed below, in each zone by retail dealers to ultimate consumers, the maximum prices including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are as follows:

Model	Maximum prices for sales by retail dealers to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
42-PD-8123	$88.95	$91.75	$94.25	$96.95
42-P-8123	80.75	83.25	85.95	88.75
42-P-812	71.25	73.95	76.50	79.25
42-E-8123	78.50	81.25	83.75	86.25
42-E-812	69.25	71.75	74.25	76.95
42-F-8123	79.50	81.95	84.50	87.25
42-F-812	70.25	72.75	75.25	77.75
42-A-8123	69.25	71.50	73.50	75.50
42-A-812	59.95	61.95	64.25	66.25
42-H-8123	71.50	73.75	75.95	78.25
42-H-812	62.25	64.50	66.75	68.95
42-K-7123	70.75	72.95	74.95	77.25
42-K-712	61.50	63.50	65.75	67.95

These maximum prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials, in effect on sales of similar articles.

(b) Before delivering any article covered by this order, after the effective date thereof, the manufacturer shall attach securely on the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone, together with a list of the states included in each zone. The label shall state also that the retail prices shown thereon include the Federal Excise Tax, delivery and installation; and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For the purposes of this order, Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Tennessee.

Zone 2: Michigan, Illinois, Indiana, Ohio, New Hampshire, Vermont, New York, Massachusetts, Connecticut, Rhode Island, Pennsylvania, New Jersey, Maryland, Delaware, District of Columbia, Virginia, West Virginia, Kentucky, North Carolina, South Carolina, Alabama, Georgia, Florida, Mississippi, Louisiana, and Arkansas.

Zone 3: Maine, Wisconsin, Minnesota, Iowa, Missouri, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas.

Zone 4: Montana, Wyoming, Colorado, New Mexico, Idaho, Utah, Arizona, Nevada, Washington, Oregon and California.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4656; Filed, Mar. 20, 1946; 11:33 a. m.]

[MPR 64, Order 269]

FIRESTONE TIRE AND RUBBER CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales to consumers of the Model No. 5-C-3 electric range manufactured for sales by Firestone Tire & Rubber Company, of Akron 17, Ohio.

For sales in each zone by retail dealers to ultimate consumers, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers	
		Zone 1	Zone 2
Electric range	5-C-3	$165.95	$171.95

These maximum prices include the Federal excise tax, delivery, a one year warranty, and installation where the installation requires only that the range be connected to electric facilities to be provided by the consumer, and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required, and is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price shown above. In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials, in effect on sales of similar articles.

(b) For the purposes of this order, Zones 1 and 2 comprise the areas described in Order No. 262 under Maximum Price Regulation No. 64, issued by the Office of Price Administration to Firestone Tire and Rubber Company, on March 1, 1946; and that description is incorporated herein by reference.

(c) The Firestone Tire and Rubber Company shall cause to be attached to the outside oven door panel of each range, prior to its shipment to a retail dealer, a label which contains all of the following information:

1. The model number of the range.
2. The OPA retail ceiling price of the range in each zone.
3. A statement of the areas included in each zone.
4. A statement that the ceiling prices shown include the Federal excise tax, delivery, a one-year warranty and installation where the installation requires only that the range be connected to electric facilities to be provided by the purchaser and such connection does not require any additional materials.
5. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pigtail") and a range cord set is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price of the range.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 21st day of March 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4657; Filed, Mar. 20, 1946; 11:33 a. m.]

[SO 81, Order 1]

GERMAN HOPS

EXEMPTION OF SALES BY UNITED STATES GOVERNMENT OR ITS AGENCIES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Administrator of the Office of Price Administration by section 11 of Supplementary Order 81, it is hereby ordered:

(a) *Purpose of this order.* This order completely exempts from price control sales of hops purchased from the Office of Military Government of Germany or the United States Commercial Company, in customs bond or in the foreign trade zone, New York, and which hops are sold for export and ultimate consumption outside of the United States. As to such, Revised Maximum Price Regulation 279, Hops, will not be applicable.

(b) *Exemption from maximum prices.* Hops, held in bond or in the foreign trade zone, New York, if such hops are purchased from the Office of Military Government of Germany or the United States Commercial Company, of the Reconstruction Finance Corporation, and if such hops are sold for export, are exempted from price control.

(c) This order may be revoked, amended or corrected by the Price Administrator at any time.

(d) This order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4668; Filed, Mar. 20, 1946, 11:31 a. m.]

[Rev. SO 119, Order 122]

L. F. GRAMMES & SONS, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturers' ceiling prices.* L. F. Grammes & Sons, Inc., of 379 Union Street, Allentown, Pennsylvania, may compute its adjusted maximum prices for all articles of metal desk scales and accessories, metal candy boxes, cosmetic containers, soft drink dispensers, household accessories and novelties which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted maximum price is the highest price charged during that month to each class of purchaser increased by 4.1 percent.

(2) For an article not in its line during October 1941, but which has a properly established maximum price in effect before the effective date of this order, the adjusted maximum price is the article's properly established maximum price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted maximum price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted maximum price fixed in accordance with this order is his new maximum price if it is higher than his previously established maximum price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Maximum prices of purchasers for resale.* A seller shall calculate his maximum price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 21st day of March 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4669; Filed, Mar. 20, 1946; 11:32 a. m.]

[Rev. SO 119, Order 123]

THERMAC CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119; *It is ordered:*

(a) Maximum prices for sales of Automatic Non-Electric Temperature Controls manufactured by the Thermac Company of Los Angeles, California:

(1) The above mentioned manufacturer may determine his maximum prices for his line of automatic non-electric temperature controls as defined in section 2.10 of Order 48 under Maximum Price Regulation No. 591, by increasing by 17.5 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order shall determine their maximum prices by multiplying their acquisition cost after the effective date of this order by their mark-up factor in effect on March 20, 1946.

This order shall not authorize a manufacturer who sells these commodities in assembly with another item to increase his maximum prices for such assembled item.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 123 under Revised Supplementary Order No. 119 authorizes a 17.5 percent increase in October 1, 1941, net prices for sales of automatic non-electric temperature controls manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add the same percentage mark-up to their new cost that they had in effect on these items on March 20, 1946.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4670; Filed, Mar. 20, 1946; 11:29 a. m.]

[Rev. SO 119, Order 124]

AMERICAN INJECTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119; *It is ordered:*

(a) Maximum prices for sales of automatic non-electric temperature controls manufactured by the American Injector Company of Detroit, Michigan.

(1) The above manufacturer may determine his maximum prices for his line of automatic non-electric temperature controls as defined in section 2.10 of Order 48 under Maximum Price Regulation No. 591, by increasing by 27.5 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order shall determine their maximum prices by multiplying their acquisition cost after the effective date of this order by their mark-up factor in effect on March 20, 1946.

This order shall not authorize a manufacturer who sells these commodities in assembly with another item to increase his maximum prices for such assembled item.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 124 under Revised Supplementary Order No. 119 authorizes a 27.5 percent increase in October 1, 1941, net prices for sales of automatic non-electric temperature controls manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add the same percentage-mark-up to their new cost that they had in effect on these items on March 20, 1946.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4671; Filed, Mar. 20, 1946; 11:29 a. m.]

[MPR 120, Amdt. 14 to Order 1548]

ELLIOT COAL MINING CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) of Maximum Price Regulation No. 120; *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects:

Paragraph (a) is amended by adding thereto the following in the following manner:

Producer and address	Mine name	Mine index No.	Location and name of preparation plant through which the coals are prepared
• •	• • •	•	• • •
Elliot Coal Mining Co., 8 N. Front St., Philipsburgh, Pa.	Elliot-Hassinger Elliot-Vaugn	5706 5707	Elliot Coal Mining Co.'s Osceola Mills preparation plant at Osceola Mills, Pa., on the Penn. R. R.

This amendment No. 14 to Order No. 1548 under Maximum Price Regulation No. 120 shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4658; Filed, Mar. 20, 1946; 11:32 a. m.]

[MPR 136, Amdt. 2 to Order 350]

STEWART-WARNER CORP. AND ADMIRAL CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1390.25a of Maximum Price Regulation No. 136 and section 6.4 of Second Revised Supplementary Regulation No. 14, *It is ordered*, That Order No. 350 under Maximum Price Regulation No. 136 is amended in the following respect.

The first paragraph of paragraph (a) is amended to read as follows:

(a) Stewart-Warner Corporation, 1826-1852 Diversey Parkway, Chicago 14, Illinois, and Admiral Corporation, 3800 Cortland Street, Chicago 47, Illinois, may sell and deliver their rebuilt refrigerator replacement units at prices no higher than those set forth below:

This amendment shall become effective on the 21st day of March 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4659; Filed, Mar. 20, 1946; 11:32 a. m.]

[RMPR 136, Rev. Order 571]

VEEDER-ROOT, INC.

DETERMINATION OF MAXIMUM PRICES

Revised Order No. 571 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Veeder-Root, Incorporated. Docket No. 6083-136-21-551.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136; *It is ordered:*

Order No. 571 under Revised Maximum Price Regulation No. 136 issued on January 17, 1946, is redesignated Revised Order No. 571 and is revised and amended to read as follows:

(a) The maximum prices for sales of industrial counting and control instruments, computing devices, and stampings by Veeder-Root, Incorporated, Hartford, Connecticut, shall be determined as follows:

The manufacturer shall increase by 5% the maximum prices he had in effect on the applicable base date to a purchaser of the same class.

(b) The maximum prices for sales of these products by resellers shall be determined as follows: The reseller shall add to the maximum net price he had in effect to a purchaser of the same class, just prior to the issuance of Order No. 571, the percentage amount by which his net invoiced cost has been increased due to the adjustment granted the manufacturer by this revised order.

(c) Veeder-Root, Incorporated, shall notify each person who buys these products for resale of the percentage amount by which this revised order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4660; Filed, Mar. 20, 1946; 11:30 a. m.]

[SO 142, Order 50]

WILLIAM BROS. BOILER AND MFG. CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 50 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. William Bros. Boiler and Manufacturing Company. Docket No. 6083-136.21-676.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by William Bros. Boiler and Manufacturing Company of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 12.4% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to prices made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136; 4 (d) (1) (i) of Maximum Price Regulation 67; § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar and cent amount by which his net invoiced cost has been increased by reason of this order.

(d) The William Bros. Boiler & Manufacturing Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4672; Filed, Mar. 20, 1946; 11:30 a. m.]

[SO 142, Order 51]

SPRAGUE METER CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 51 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Sprague Meter Company. Docket No. 6083-SO 142-136-79.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Sprague Meter Company, Bridgeport, Connecticut, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 11.7% of that price.

The phrase in this order "base date price" shall mean a price frozen under the provisions of section 7 of Revised Maximum Price Regulation 136, except that for every product covered by this order the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any products for which a price is established under section 8 of Revised Maximum Price Regulation 136 the maximum price shall be computed under that section using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar and cents amount by which his net invoiced cost has been increased by reason of this order.

(d) The Sprague Meter Company, Bridgeport, Connecticut, shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the dollar and cents amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4673; Filed, Mar. 20, 1946; 11:30 a. m.]

[MPR 188, Order 1 Under Order 3]

ECLIPSE LAWN MOWER CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5(c) of Order No. 3 under Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes uniform retail ceiling prices for sales of eight models of hand lawn mowers manufactured by the Eclipse Lawn Mower Company, Prophetstown, Illinois, for which the manufacturer's prices have already been adjusted under Order No. 3, under § 1599.159e of Maximum Price Regulation No. 188, as follows:

Model:	*Uniform retail selling prices*
Eclipse 16"	$21.44
Eclipse 18"	22.90
Vogue 16"	16.15
Vogue 18"	17.12
Arlington 16"	10.68
Arlington 18"	11.48
Torpedo 16"	8.53
Midwest 16"	7.75

(b) On or after the effective date of this order the manufacturer may not deliver to a purchaser for resale, an article for which the uniform ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or the brand name, the model number or designation and the uniform retail ceiling price.

(c) Except as modified by this order, all provisions of Order No. 3 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4661; Filed, Mar. 20, 1946; 11:31 a. m.]

[MPR 188, Order 11 Under Order 4418]

SUPERIOR AUTO FABRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188; it is ordered:

(a) *Manufacturers' maximum prices.* Superior Auto Fabric Company, of 2457-59 Michigan Avenue, Chicago 16, Illinois, may sell and deliver, to jobbers, mail order houses, and chain stores, the universal seat covers which it manufacturers, at prices no higher than its maximum prices for such sales in effect immediately prior to the issuance of this order, plus 13.34 percent of each such maximum price.

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of such articles, which the manufacturer has sold at adjusted maximum prices, shall determine their maximum resale prices, as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for an OPA Form 620-759, with regard to how he determines his maximum resale price, for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his maximum resale price under the above method, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum resale prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 21st day of March 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4662; Filed, Mar. 20, 1946; 11:31 a. m.]

[MPR 188, Order 4917]

JOHNSON & JOHNSON

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of first aid kits manufactured by Johnson & Johnson, 501 George Street, New Brunswick, New Jersey.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Maximum prices for sales by any seller to—		
	Distributors	Retailers	Consumers
	Per dozen	*Per dozen*	*Each*
Autokit	$13.68	$16.00	$2.00
No. 16 kit	10.26	12.00	1.50
Travelkit	4.72	5.52	.69

These prices are for the articles described in the manufacturer's applications dated February 4, 1946.

(2) For sales by the manufacturer, these prices apply to all sales and deliveries after the effective date of this order. The manufacturer's prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 60 days. The prices for sales by persons other than the manufacturer are subject to each seller's customary terms and conditions of sale of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order shall become effective on the 21st day of March 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4663; Filed, Mar. 20, 1946; 11:33 a. m.]

[MPR 188, Order 4918]

JOHNSON & JOHNSON

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of first aid kits manufactured by Johnson & Johnson, 501 George Street, New Brunswick, New Jersey.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Maximum prices for sales by any seller to		
	Distributor	Retailer	Consumer
Girl Scout first aid kit..	*Per dozen* $6.84	*Per dozen* $8.00	*Each* $1.00

Article	Maximum prices for sales by any seller to		
	Boy Scout Organization	Retailer	Consumer
Boy Scout first aid kit..	*Per dozen* $6.31	*Per dozen* $8.47	*Each* $1.00

These prices are for the articles described in the manufacturer's applications dated February 4, 1946.

(2) For sales by the manufacturer, these prices apply to all sales and deliveries after the effective date of this order. The manufacturer's prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 60 days. The prices for sales by persons other than the manufacturer are subject to each seller's customary terms and conditions of sale of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(c) This order shall become effective on the 21st day of March 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4664; Filed, Mar. 20, 1946; 11:34 a. m.]

[MPR 591, Rev. Order 251]

NATIONAL FURNACE MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following gas fired floor furnaces manufactured by the National Furnace Company of Memphis, Tennessee and as described in the application which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Stocking jobbers	Nonstocking jobbers	Dealers or installers
Model No. 35 gas-fired floor furnace	$48.44	$51.47	$60.55
Model No. 50 gas-fired floor furnace	54.60	58.01	68.25

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(c) The maximum prices authorized by this order reflect the increase permitted pursuant to the provisions of Amendment 4 to Order 48 under section 22 of Maximum Price Regulation No. 591.

(d) The maximum prices for sales on an installed basis of the floor furnaces covered by this order shall be established in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(e) When the furnaces for which maximum prices are set forth in (a) above are equipped to burn butane or propane gas, such maximum prices may be increased as follows:

On sales to stocking and non-stocking jobbers—$4.00 each.

On sales to dealers or installers—$5.00 each.

(f) Each seller covered by this order, except dealers and installers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4665; Filed, Mar. 20, 1946; 11:29 a. m.]

[MPR 591, Order 370]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net delivered prices, excluding federal excise taxes for sales to consumers by any person of the following electric water heaters manufactured by the Frigidaire Division of the General Motors Corporation of Dayton, Ohio and described in its application dated January 23, 1946, shall be:

Model No.	
S630-T—30 gallon electric water heater—single element	$84.27
S632—32 gallon electric water heater—single element	65.51
D632—32 gallon electric water heater—double element	80.36
S640—40 gallon electric water heater—single element	82.17
D640—40 gallon electric water heater—double element	$87.18
S652—52 gallon electric water heater—single element	89.06
D652—52 gallon electric water heater—double element	94.05
S664—64 gallon electric water heater—single element	105.41
D664—64 gallon electric water heater—double element	112.55
S680—80 gallon electric water heater—single element	118.23
D680—80 gallon electric water heater—double element	125.35

(b) The maximum net delivered prices, excluding federal excise taxes for sales to dealers by any person of the following electric water heaters shall be:

Model No.:	
S630-T	$55.18
S632	42.96
D632	52.60
S640	53.92
D640	57.15
S652	58.51
D652	61.73
S664	69.32
D664	74.60
S680	77.81
D680	82.46

(c) The maximum net delivered prices, excluding federal excise taxes for sales to distributors by any person of the following electric water heaters, shall be:

Model No.:	
S630-T	$46.27
S632	33.84
D632	41.40
S640	42.75
D640	45.78
S652	46.63
D652	49.66
S664	55.34
D664	58.92
S680	61.74
D680	65.30

(d) The maximum prices for sales of the commodities covered by this order on an installed basis shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(e) Each seller, except on sales to consumers, shall notify, in writing, each of his purchasers at or before the time of the first invoice after the effective date of this order of the maximum prices established by this order for sales to such purchasers as well as the purchaser's, except dealers, maximum prices upon resale.

(f) The Frigidaire Division of the General Motors Corporation shall attach a tag containing the following:

1. The model number of the electric water heater.

2. The OPA retail maximum price including federal excise tax.

3. A statement that the maximum price shown includes the federal excise tax actually paid, delivery and one year warranty.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 21, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4666; Filed, Mar. 20, 1946; 11:29 a. m.]

[SO 108,[1] Amdt. 4 to Special Order 3]

TEMPORARY ADJUSTMENT OF CERTAIN MAXIMUM AVERAGE PRICES

An opinion accompanying this amendment to Special Order No. 3 under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Special Order 3 is amended in the following respects:

1. The words "and the first and second quarters of 1946" are substituted for the words "and the first quarter of 1946" wherever they appear in said order except in section 5.

2. Section 5 is amended by amending the last undesignated paragraph thereof to read as follows:

If you wish to use your adjusted maximum average prices for the first and second quarters of 1946, you must file with your OPA District Office, on or before April 20, 1946, two signed copies of a statement containing the information set forth in paragraphs (a), (b) and (c) above as to the first and second quarters of 1946.

3. Section 7 is amended by inserting immediately after the section heading the following paragraph designation and subheading: "(a) *Exemption prices for the 3rd and 4th quarters of 1945 and the first and second quarters of 1946.*"

4. Paragraph (b) is added to section 7 to read as follows:

(b) *Exemption prices for the first and second quarters of 1946 only.* In recomputing your maximum average prices for the first and second quarters of 1946, you may use the exemption prices set forth below instead of the exemption prices listed in 7 (a) for the same category.

(1) *Category No.*	(2) *Exemption price*
A75	$1.32 each.
A76	1.93 each.
A77	1.10 each.
A78	1.32 each.
B5	13.00 dozen.
B11	16.56 dozen.
B35	2.99 each.
B36	3.68 each.
B41	9.20 dozen.
B42	5.75 dozen.
B43	23.46 dozen.
B44a	21.50 dozen.
B44b	22.08 dozen.
B46	12.74 dozen.
B47	33.12 dozen.
C21	1.75 dozen.
E65	12.66 dozen.
E69a	16.00 dozen.
E69b	23.00 dozen.
E70b	11.50 dozen.
E72	16.00 dozen.
E74a	9.00 dozen.
E74b	11.50 dozen.
E78	5.90 dozen.
E79	3.85 dozen.
E80a	20.00 dozen.
E80b	30.00 dozen.
E81a	16.00 dozen.
E83	6.86 dozen.
E120	3.50 each.
E123	3.35 each.
F1	6.74 dozen.
F25	16.00 dozen.

[1] 10 F.R. 4336, 5995, 6402, 8368, 10200, 12089, 12984, 13129, 15125.

5. Section 9 is added to read as follows:

SEC. 9. *Recalculation of existing surcharges*—(a) *How to recalculate the existing surcharge.* If you have been operating on a makeup basis and have some net surcharge remaining on March 20, 1946, you may subtract from that net surcharge an amount computed as follows:

Step 1: Find the amount of your net surcharge which you have not yet made up by March 20, 1946.

Step 2: Find the difference between your maximum average price as adjusted by using the exemption price in 7 (a) of this order and your maximum average price as adjusted by using the exemption price listed in 7 (b) in each category.

Step 3: For each category multiply the amount found in Step 2 by the number of units you delivered in that category between January 1, 1946 and the close of business on March 19, 1946.

Step 4: Add together the amounts found in Step 3 for all categories.

Step 5: Subtract the amount found in Step 4 from the net surcharge found in Step 1. The result is the net surcharge you must still make up.

NOTE: If the amount found in Step 4 is equal to or greater than the net surcharge found in Step 1, you are deemed to have completed your makeup operation on March 19, 1946 and may resume normal operation under SO 108 on March 20, 1946. However, where the amount found in Step 4 is greater than the net surcharge found in Step 1, you may not carry over the difference as a credit into your normal operation.

(b) *Filing a report of the recalculation.* If you have recalculated an existing surcharge as described in (a) above, you must file, together with each copy of the statement required by section 5 of this order, a separate statement showing all the calculations found in steps 1 through 5.

This amendment shall become effective March 20, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4714; Filed, Mar. 20, 1946; 4:19 p. m.]

[SO 108,[1] Amdt. 4 to Special Order 5]

TOLERANCES OVER 1943 AVERAGE PRICES

An opinion accompanying this amendment to Special Order 5 under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Special Order No. 5 is amended in the following respects:

1. The words "and the first and second quarters of 1946" are substituted for the words "and the first quarter of 1946" wherever they appear in said order.

2. Section 3 is amended by inserting immediately after the section heading the following paragraph designation and subheading: "(a) *Percentage tolerances for the 3rd and 4th quarters of 1945 and the first and second quarters of 1946.*

3. Paragraph (b) is added to section 3 to read as follows:

(b) *Percentage tolerances for the first and second quarters of 1946 only.* In figuring your percentage increase over your original maximum average price under section 2 (b) (2) of this order, you may, in the first and second quarters of 1946, use the percentage tolerance listed in section 3 (b) of this order instead of the percentage tolerance listed for the same category in section 3 (a).

Category	*Percentage tolerance*
A95a	5%
B41	15%
B47	15%
E45b	10%
F15	10%

4. Section 5 is added to read as follows:

SEC. 5. *Recalculation of existing surcharges*—(a) *How to recalculate the existing surcharge.* If you have been operating on a makeup basis and have some net surcharge remaining on March 20, 1946, you may subtract from that net surcharge an amount computed as follows:

Step 1: Find the amount of your net surcharge which you have not yet made up by March 20, 1946.

Step 2: Find the difference between your maximum average price as adjusted by using the tolerance in 3 (a) of this order and your maximum average price as adjusted by using the tolerance listed in 3 (b) in each category.

Step 3: For each category multiply the amount found in Step 2 by the number of units you delivered in that category between January 1, 1946 and the close of business on March 19, 1946.

Step 4: Add together the amounts found in Step 3 for all categories.

Step 5: Subtract the amount found in Step 4 from the net surcharge found in Step 1. The result is the net surcharge you must still make up.

NOTE: If the amount found in Step 4 is equal to or greater than the net surcharge found in Step 1, you are deemed to have completed your makeup operation on March 19, 1946 and may resume normal operation under SO 108 on March 20, 1946. However, where the amount found in Step 4 is greater than the net surcharge found in Step 1, you may not carry over the difference as a credit into your normal operation.

(b) *Filing a report of the recalculation.* If you have recalculated an existing surcharge as described in (a) above, you must file, with your OPA District Office on or before April 20, 1946, two signed copies of a statement showing all the calculations found in steps 1 through 5.

This amendment shall become effective March 20, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4715; Filed, Mar. 20, 1946; 4:19 p. m.]

[MPR 592, Order 14]

GAFFNEY BRICK CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 10 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum prices for sales by the Gaffney Brick Company, Gaffney, South Carolina, of "A-Grade Common Hard Brick" to any person shall be:

Dealer f. o. b. plant	Contractor and consumer f. o. b. plant	Dealer carload delivered to destination	Contractor and consumer carload delivered to destination	Dealer truck delivered to job	Contractor and consumer truck delivered to job
$18.50	$19.50	$20.50	$21.50	$20.50	$21.50

(b) The maximum prices established in (a) above reflect the $4.00 per M brick increase permitted manufacturers under the provisions of sections 2.1 (h) and 2.1 (k) of Order No. 1 of Maximum Price Regulation 592 and may not be further increased pursuant to sections 2.1 (h) and 2.1 (k) of Order No. 1.

(c) "A-Grade Common Hard Brick" means a 50–50 combination of selected common brick and common hard brick, mixed by the manufacturer in the same shipment. These brick need not be packed in straw or other packing material.

(d) Any person purchasing A-Grade Common Hard Brick from the Gaffney Brick Company, Gaffney, South Carolina, for purposes of resale may add to the prices established in paragraph (a) above, an amount not in excess of the average dollar mark-up received by such person during March 1942 in making sales of selected common brick and common hard brick, purchased from the manufacturer specified herein, to purchasers of the same class for like quantities under similar conditions of sale.

(e) The Gaffney Brick Company, Gaffney, South Carolina, shall send the following notation to every purchaser of "A-Grade Common Hard Brick" who buys for resale at the time of the first sale to such purchaser after the effective date of this order:

Order No. 14 under section 10 of Maximum Price Regulation No. 592 issued by the Office of Price Administration establishes the following prices for us for "A-Grade Common Hard Brick":

Dealer f. o. b. plant	Contractor and consumer f. o. b. plant	Dealer carload delivered to destination	Contractor and consumer carload delivered to destination	Dealer truck delivered to job	Contractor and consumer truck delivered to job
$18.50	$19.50	$20.50	$21.50	$20.50	$21.50

Order No. 14 also provides that a reseller may add to these prices an amount not in excess of the average dollar mark-up received by such reseller during March 1942 in making sales of Selected Common Brick and Common Hard Brick, purchased from the Gaffney Brick Company, to purchasers of the same class for like quantities under similar conditions of sale.

(f) Any person subject to this order shall make such reports to the Office of Price Administration as it may from time to time require.

(g) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 14 shall become effective March 21, 1946.

Issued this 20th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4667; Filed, Mar. 20, 1946; 11:34 a. m.]

[RMPR 136, Amdt. 1 to Order 417]

INTERNATIONAL HARVESTER CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 1 to Order 417 Under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. International Harvester Company; Docket No. 6085–136.21–703.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 417 under Revised Maximum Price Regulation 136 is amended in the following respects:

1. The schedules in subparagraph (1) of paragraph (a) and subparagraph (1) of paragraph (b) are amended to read as follows:

Chassis model number	Wheelbase (inches)	List price f. o. b. factory
K–5	135	$955
	147	975
	159	995
	177	1,015
	195	1,050
K–5B	176	1,115
K–7	134	1,585
	146	1,605
	158	1,625
	176	1,645
	212	1,730
	230	1,770
	248	1,800
K–8	137	2,400
	149	2,420
	161	2,440
	179	2,460
	197	2,480
	251	2,610
K–10	149	3,425
	161	3,445
	179	3,465
	197	3,485

2. All requests not granted herein are denied.

3. This amendment may be amended or revoked by the Administrator at any time.

This amendment shall become effective March 19, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4616; Filed, Mar. 19, 1946; 4:36 p. m.]

[MPR 580, Order 286]

BENJAMIN & JOHNES, INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–579.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Benjamin & Johnes, Inc., 42 Warren Street, Newark 2, New Jersey, having the brand name "Bien Jolie" and described in the manufacturer's application dated February 6, 1946:

SEMI STEP-INS

Style No.	Manufacturer's Selling Price	Retail Ceiling Price
	Per dozen	*Per unit*
4122	$66.60	$10.00
4566	78.00	12.50
4571	78.00	12.50
4580	78.00	12.50
4581	78.00	12.50
4583	78.00	12.50
4738	96.00	15.00
4792	96.00	15.00
4793	96.00	15.00
4795	96.00	15.00
4804	108.00	16.50
4892	108.00	16.50
4810	108.00	16.50
4818	114.00	18.50
4887	126.00	20.00
4926	156.00	25.00

CORSETTES

6784	$96.00	$15.00
6796	96.00	15.00
6816	108.00	16.50
6808	114.00	18.50
6837	126.00	20.00
6939	126.00	20.00
7110	138.00	22.50
7251	144.00	25.00
7312	144.00	25.00
7350	156.00	25.00
7417	168.00	29.50
7752	186.00	32.50
7852	216.00	37.50

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 1, 1946, Benjamin & Johnes, Inc. must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after May 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to May 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and all subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 19, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4623; Filed, Mar. 19, 1946; 4:37 p. m.]

[MPR 592, Order 1,[1] Incl. Amdts. 1–31]

SPECIFIED CONSTRUCTION MATERIALS AND REFRACTORIES

MODIFICATION OF MAXIMUM PRICES

This compilation of Order 1 to Maximum Price Regulation 592 includes Amendment 31, effective March 26, 1946. Amendment 31 deletes section 7.9 (d).

An opinion accompanying this order, issued simultaneously herewith, has been filed with the Division of the Federal Register.[2]

ARTICLE I—EXPLANATORY AND GENERAL PROVISIONS

Sec.
1.1 Scope of this order.
1.2 Provisions revoked.

ARTICLE II—MODIFICATION OF MAXIMUM PRICES FOR CLAY PRODUCTS EXCEPT REFRACTORIES

2.1 Maximum prices for manufacturers.
2.2 Non-standard sizes.
2.3 Discounts and allowances.
2.4 Maximum prices for resellers.
2.5 Definition of "purchaser of the same class".
2.6 Maximum prices for manufacturers of electrical clay conduit.

ARTICLE III—MODIFICATION OF MAXIMUM PRICES FOR VITRIFIED CLAY SEWER PIPE AND ALLIED PRODUCTS, EXCEPT AS COVERED BY REVISED MAXIMUM PRICE REGULATION 206

3.1 Maximum prices for manufacturers.
3.2 Discounts and allowances.
3.3 Maximum prices for resellers.
3.4 Maximum prices for vitrified clay sewer pipe and allied products when sold for delivery outside a factory's normal market area.

ARTICLE IV—MODIFICATION OF MAXIMUM PRICES FOR SAND, GRAVEL, CONCRETE PRODUCTS, AND READY-MIXED CONCRETE

4.1 Modification of maximum prices of sand and gravel produced in Shelby County, Tennessee.
4.2 Modification of maximum prices for silica sand produced in Tennessee.
4.3 Modification of producers' maximum prices for certain crushed stone aggregates, concrete building blocks, and ready-mixed concrete produced in Southern Florida.
4.4 Modification of maximum prices of ready-mixed concrete.

ARTICLE V—MODIFICATION OF MAXIMUM PRICES FOR REFRACTORY PRODUCTS

Sec.
5.1 Maximum prices for manufacturers.
5.2 Maximum prices for resellers.
5.3 Discounts and allowances.
5.4 Formula for establishment of maximum prices for special refractory shapes.
5.5 Formula for establishment of maximum prices for fireclay, super-duty fireclay, high alumina, silica, or insulating refractory brick.
5.6 Modification of maximum prices for crude refractory flint clay.
5.7 Modification of maximum prices for calcined flint fire clay.

ARTICLE VI—MODIFICATION OF MAXIMUM PRICES ON SALES BETWEEN MANUFACTURERS

6.1 Maximum prices for manufacturers.
6.2 The following commodities shall be subject to the provisions of section 6.1.

ARTICLE VII—MODIFICATION OF MAXIMUM PRICES FOR MISCELLANEOUS COMMODITIES

7.1 Modification of maximum prices for slate burial vaults.
7.2 Authorization of maximum prices for crude talc produced in Esmeralda County, Nevada.
7.3 Modification of maximum prices for pryophyllite.
7.4 Modification of maximum prices for asphalt and/or tar base roof coatings and cements in containers.
7.5 Modification of maximum prices for gypsum wall board, lath and sheathing.
7.6 Modification of maximum prices for rough quarry limestone blocks.
7.7 Modification of maximum prices for clay glass melting pots and rings.
7.8 Modification of maximum prices for sales of gypsum lath and liner board produced in the United States excluding the States of California and Nevada.
7.9 Modification of maximum prices for gypsum lath manufactured in the States of California and Nevada.
7.10 Modification of maximum prices for sales of calcined gypsum plaster "bag goods," including Keene's cement, white goods and Terra Alba combinations, produced in the United States excluding the States of California and Nevada.
7.11 Modification of maximum prices for window and picture glass.
7.12 Modification of maximum prices for electrical fibre conduit and fibre pipe.
7.13 Modification of maximum prices for certain deliveries outside a plant's normal market area.

ARTICLE VIII—MODIFICATION OF MAXIMUM PRICES FOR BUILDING, CHEMICAL AND INDUSTRIAL LIME (EXCLUDING AGRICULTURAL LIME)

8.1 Maximum prices for manufacturers.
8.2 Discounts and allowances.
8.3 Modification of provision for determining maximum prices.
8.4 Resellers' prices.

ARTICLE I—EXPLANATORY AND GENERAL PROVISIONS

SECTION 1.1 *Scope of this order.* Modifications of maximum prices of commodities covered by Maximum Price Regulation 592[3] pursuant to section 25 of that regulation, are set forth in this Order No. 1. This Order No. 1 brings together, restates and reclassifies the modifications of maximum prices (except those which have become obsolete) previously contained in Order A–1 under Maximum Price Regulation 188 insofar as they applied to commodities now covered by this regulation and insofar as they are intended to continue in effect under this regulation. This Order No. 1 does not, as of the date issued, change the operative effect of any such modification previously listed under Order A–1 under Maximum Price Regulation 188, but merely consolidates and continues them in effect under this Order No. 1 under Maximum Price Regulation 592. Other modifications may be added to this Order No. 1 whenever necessary by amendment.

SEC. 1.2 *Provisions revoked.* Order A–1 under Maximum Price Regulation 188 is not revoked but is being amended simultaneously herewith so as to remove therefrom the paragraphs now incorporated herein.

ARTICLE II—MODIFICATION OF MAXIMUM PRICES FOR CLAY PRODUCTS EXCEPT REFRACTORIES

[Article heading amended by Am. 8, 10 F.R. 11732, effective 9–17–45]

SEC. 2.1 *Maximum prices for manufacturers*—(a) *Maximum prices for manufacturers in the New England Area.* (1) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592, for clay building brick (common and face, except ceramic glazed), manufactured in the States of Maine, Vermont, New Hampshire, Massachusetts, Connecticut, and Rhode Island, may be increased by adding an amount not in excess of $3.75 per thousand for standard size brick to the f. o. b. plant prices or delivered prices.

(2) Any price adjustments granted prior to December 26, 1944, by the Price Administrator or any Regional Administrator for any seller of brick covered by the provisions set forth in (1) above, and particularly Order G–31 under Maximum Price Regulation 188, issued by the Boston Regional Office on October 20, 1943, which permitted an increase in an amount not in excess of $2.00 per M in the maximum prices of common sand-struck brick for any manufacturer in New England, are hereby revoked.

(b) *Maximum prices for manufacturers in the Hudson River Area.* (1) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592, for clay building brick (common and face, except ceramic glazed brick and "H" Grade Hudson River Common Brick) produced in that part of the state of New York within 10 air miles of the east and west banks of the Hudson River between the north line of the City of Schuylerville and the south line of the City of Newburgh, may be increased by adding the following amounts to the f. o. b. plant or delivered prices:

[Above paragraph amended by Am. 12, 10 F.R. 13168, effective 10–25–45]

(i) $3.25 per thousand for standard size brick and $4.00 per thousand for oversize brick when delivered in the Metropolitan New York City Area, which is defined to include that area of New York State lying east of the Hudson River and west of a line directly connecting Ossining, New York, with Rye, New York, and that portion of Long Island and New York City which lies west of the boundary between Nassau and Suffolk Counties. It also includes Staten Island,

[1] 10 F.R. 9167.

[2] Opinions are issued simultaneously with orders. Copies may be obtained from the Office of Price Administration.

[3] 10 F.R. 3090, 5793, 6952.

the west bank of the Hudson River south of Haverstraw, New York, and the waters of the Passaic and Hackensack Rivers, and the tributary waters of such rivers, as far north as Passaic, New Jersey, and Hackensack, New Jersey, respectively.

(ii) $2.25 per thousand for standard size and $2.75 per thousand for oversize brick when delivered in areas other than the Metropolitan New York City Area.

(iii) The maximum prices for the above classification of brick shall be subject to an allowance of $1.00 per M for unloading and $0.50 per M for cash payment. The terms under which such allowances are given shall not be made more onerous to the purchaser than those in effect in March 1942.

(2) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592, for "H" Grade Hudson River common brick, which, for the purpose of this paragraph (b) means brick meeting Federal Specification Physical Requirements "E–2, H Grade" SS–B–656, issued June 28, 1932, produced by the Nassau Brick Company, Incorporated, Farmingdale, New York, may be increased by adding $1.00 per thousand for standard size brick and $1.25 per thousand for oversize brick to the f. o. b. plant or delivered prices.

(3) Any price adjustments granted prior to July 30, 1945, by the Price Administrator or any Regional Administrator for any seller of brick covered by the provisions set forth in (b) (1) and (2) above, and particularly Amendments 5, 28, and 37 to Order A–1 of Maximum Price Regulation 188, are hereby revoked.

(c) *Maximum prices for manufacturers in certain Middle Atlantic States.* (1) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592, for clay building brick (common and face, except ceramic glazed), produced in the States of Delaware and Maryland; the counties of New York west of and including Franklin, Hamilton, Fulton, Montgomery, Schoharie and Delaware; the counties of Pennsylvania east of and including Tioga, Lycoming, Clinton, Centre, Huntington and Fulton; and the District of Columbia may be increased by adding an amount not in excess of $1.75 per thousand for standard size brick to the f. o. b. plant prices or delivered prices.

(2) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592, for structural clay hollow building tile (except ceramic glazed ware) and clay drain tile (glazed and unglazed), produced in the area described in (c) (1) above, may be increased by adding thereto an amount not in excess of $0.70 per ton to the f. o. b. plant prices or delivered prices.

(3) Any price adjustments granted prior to January 15, 1945, by the Price Administrator or any Regional Administrator for any seller of brick, building tile, or drain tile, covered by the provisions set forth in (c) (1) and (2) above, are hereby revoked.

(d) *Maximum prices for manufacturers in New Jersey.* (1) The manufacturer's maximum prices for clay building brick (common and unglazed face) produced in the State of New Jersey established pursuant to Maximum Price Regulation No. 592, may be increased by adding an amount not in excess of $3.00 per thousand for regular size brick to the f. o. b. plant price or the delivered price.

(2) Any price adjustments granted prior to August 26, 1944, by the Price Administrator or any Regional Administrator for any seller of brick covered by the provisions set forth in (d) (1) above, and particularly Amendments 27 and 50 to Order A–1 of Maximum Price Regulation 188, are hereby revoked.

(e) *Maximum prices for manufacturers in certain East North Central States.* (1) The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592, for shale and clay building brick (smooth, sanded, or wire cut) produced in the States of Ohio, West Virginia, Michigan (except the Upper Peninsula), and in that part of Pennsylvania west of and including Potter, Cameron, Clearfield, Blair and Bedford Counties, may be increased by adding thereto an amount not in excess of $3.75 per thousand for standard size brick to the f. o. b. plant prices or delivered prices.

(2) The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592, for structural clay hollow building tile (except ceramic glazed ware) produced in the area described in (e) (1) above, may be increased by adding thereto an amount not in excess of $1.51 per ton to the f. o. b. plant prices or delivered prices.

(3) Any price adjustments granted prior to September 11, 1944, by the Price Administrator or any Regional Administrator for any seller of brick and building tile covered by the provisions stated in (e) (1) and (2) above, are hereby revoked.

(4) *Maximum prices for manufacturers of drain tile in the States of Ohio and Michigan.* The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592, for clay or shale drain tile produced in the States of Ohio and Michigan may be modified by adding an amount per M feet, not in excess of the amount set forth below opposite the following sizes and weights:

Size (inches)	Weight per foot (pounds)	Adjustment per M feet
3	4	$4.80
4	6	7.20
5	9	10.80
6	12	14.40
8	18	21.60
10	28	33.60
12	36	43.20
14	56	67.20
15	78	93.60
18	85	102.00
20	107	128.40
22	120	144.00
24		

Any individual price adjustments granted prior to January 7, 1946, by the Price Administrator or any Regional Administrator for any manufacturer of drain tile in the State of Michigan are hereby revoked.

[Subparagraph (4) amended by Am. 26, 11 F.R. 474, effective 1–7–46]

(5) *Maximum delivered prices for shipment of drain tile into certain counties in New York, Ohio and all of the State of Virginia.* (i) The manufacturer's maximum delivered prices for sales of drain tile for shipment into any of the counties in New York and Ohio, listed below, and into the entire State of Virginia, when shipment is made from plants located in Ohio, shall be as follows:

CHART I—MAXIMUM DELIVERED PRICES PER M FEET FOR SHIPMENT INTO CERTAIN COUNTIES IN NEW YORK

Size (inch)	Erie, Niagara, Chautauqua, Cattaraugus	Orleans, Genesee, Wyoming, Monroe, Livingston	Cayuga, Chenango, Cortland, Broome, Madison, Oneida, Onondaga, Chemung, Schuyler, Ontario, Oswego, Seneca, Steuben, Tompkins, Wayne, Yates, Tioga
3	$42.00	$43.60	$43.20
4	54.00	56.40	58.80
5	88.80	92.80	96.80
6	111.00	115.80	120.60
8	174.00	181.20	188.40
10	274.00	285.20	296.40
12	358.00	372.40	386.80
15	568.00	590.40	612.80

CHART II—MAXIMUM DELIVERED PRICES FOR SHIPMENTS INTO THE STATE OF VIRGINIA

Size (inches):	Price per M feet
3	$47.60
4	62.40
5	102.80
6	127.80
8	199.20
10	313.20
12	408.40
15	646.40

CHART III—MAXIMUM DELIVERED PRICES FOR SHIPMENT INTO CUYAHOGA COUNTY, OHIO

Size (inches):	Price per M feet
3	$36.80
4	46.20
5	75.80
6	95.40
8	146.60
10	233.60
12	303.00
15	517.00

Prices in Chart III subject to $1.00 per ton jobber discount, and $1.00 per ton dealer discount.

(ii) The maximum delivered prices established in (i) above, shall not be further increased pursuant to the provisions of section 2.1 (e) (4).

[Subparagraph (5) added by Am. 29, 11 F.R. 2568, effective 3–8–46]

(f) *Maximum prices for manufacturers in certain North Central States.* (1) The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592, for building brick (common and unglazed face), produced in the States of Illinois, Indiana, and Kentucky; that part of Missouri east of and including the counties of Putnam, Adair, Macon, Randolph, Howard, Cooper, Moniteau, Miller, Pulaski, Texas, and Howell; and that part of the State of Wisconsin east of and including the counties of Brown, Outagamie, Winnebago, Fond du Lac, Dodge, Jefferson, and Rock, may be increased by adding an amount not in excess of $2.50 per thousand for standard size brick to the f. o. b. plant prices or delivered prices.

(2) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592 for structural clay hollow building tile (except ceramic glazed ware), and clay drain tile (glazed and unglazed), produced in the area described in (f) (1) above, may be increased by adding thereto an amount not in excess of $0.97 per ton to the f. o. b. plant prices or delivered prices.

(3) Any price adjustments granted prior to October 13, 1944, by the Price Administrator or any Regional Administrator, for any seller of brick, building tile, or drain tile, covered by the provisions set forth in (f) (1) and (2) above, are hereby revoked.

(g) *Maximum prices for manufacturers in certain West North Central States.* (1) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592, for clay building brick (common and face, except ceramic glazed), produced in the States of Iowa, Minnesota, Nebraska, North Dakota, South Dakota, the Upper Peninsula of Michigan, and Counties of Wisconsin lying north and west of and including Oconto, Shawano, Waupaca, Waushara, Green Lake, Columbia, Dane and Green, may be increased by adding an amount not in excess of $2.00 per thousand to f. o. b. plant prices or delivered prices for standard size brick.

(2) The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592 for structural clay hollow building tile (except ceramic glazed ware) and clay drain tile produced in the area described in (g) (1) above, may be increased by adding an amount not in excess of $0.80 per ton to the f. o. b. plant or delivered prices.

(3) Any price adjustments granted prior to October 7, 1944, by the Price Administrator or any Regional Administrator for any seller of brick and tile covered by the provisions set forth in (g) (1) and (2) above, are hereby revoked.

(h) *Maximum prices for manufacturers in certain Southern States.* (1) The manufacturers' maximum prices for clay building brick (common and unglazed face) produced in the States of Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia, established pursuant to Maximum Price Regulation No. 592, may be increased by adding an amount not in excess of $2.00 per thousand to f. o. b. plant prices or delivered prices on standard size brick.

(2) The manufacturer's maximum prices established pursuant to Maximum Price Regulation No. 592, for structural clay hollow building tile (except ceramic glazed ware) and clay drain tile produced in the area described in (h) (1) above, may be increased by adding thereto an amount not in excess of $0.60 per ton to the f. o. b. plant prices or delivered prices.

(3) Any price adjustments granted prior to August 26, 1944, by the Price Administrator or any Regional Administrator for any seller of brick covered by the provisions set forth in (h) (1) above are hereby revoked.

Any price adjustments granted prior to November 25, 1944, for any seller of building tile covered by the provisions set forth in (h) (2) above, are hereby revoked.

(i) *Maximum prices for manufacturers in certain Southwestern States.* (1) The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592, for clay building brick (common and face, except ceramic glazed), produced in the States of Arkansas, Louisiana, Oklahoma, and Texas, may be increased by adding an amount not in excess of $1.75 per thousand for standard size brick to the f. o. b. plant prices or delivered prices.

(2) The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592, for structural clay hollow building tile (except ceramic glazed ware), and clay drain tile (glazed and unglazed), produced in the area described in (i) (1) above, may be increased by adding thereto an amount not in excess of $.72 per ton to the f. o. b. plant prices or delivered prices.

(3) Any price adjustments granted prior to October 11, 1944, by the Price Administrator or any Regional Administrator for any seller of brick, building tile, or drain tile, covered by the provisions set forth in (i) (1) and (2) above, are hereby revoked.

(j) *Maximum prices for manufacturers in certain Midwestern States.* (1) The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592, for clay building brick (common and face, except ceramic glazed), produced in the States of Colorado, Kansas, and that part of Missouri west of and including the counties of Mercer, Sullivan, Linn, Chariton, Saline, Pettis, Morgan, Camden, Laclede, Wright, Douglas, and Ozark, may be increased by adding an amount not in excess of $2.50 per thousand for standard size brick to the f. o. b. plant prices or delivered prices.

(2) The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592, for structural clay hollow building tile (except ceramic glazed ware), and clay drain tile (glazed and unglazed), produced in the area described in (j) (1) above, may be increased by adding an amount not in excess of $1.07 per ton to the f. o. b. plant prices or delivered prices.

(3) Any price adjustments granted prior to October 13, 1944, by the Price Administrator or any Regional Administrator, for any seller of brick, building tile, or drain tile, covered by the provisions set forth in (j) (1) and (2) above, are hereby revoked.

(k) *Manufacturers' maximum prices in Structural Clay Products Areas 1–12—(1) What this paragraph covers.* This paragraph covers the manufacturers' maximum prices for clay and shale building brick (common and face, except glazed), structural clay hollow building tile (except glazed facing tile), and clay drain tile (except clay drain tile produced in Structural Clay Products Area 4), manufactured in Structural Clay Products Areas 1–12 inclusive. As used in this paragraph Structural Clay Products Area 4 means the states of Ohio, West Virginia, Michigan, except the Upper Peninsula, and that part of Pennsylvania west of and including the counties of Potter, Cameron, Clearfield, Blair and Bedford. As used in this paragraph Structural Clay Products Areas 1–12 inclusive means the continental United States excluding the states of Montana, Idaho, Wyoming, Nevada, Utah, Arizona, New Mexico, California, Washington, and Oregon.

[Subparagraph (1) amended by Am. 24, 11 F.R. 213, effective 1–2–46]

(2) *Manufacturers' maximum prices.* The manufacturers' maximum f. o. b. plant or delivered prices for the items covered by this paragraph established pursuant to Maximum Price Regulation 592 as increased by the applicable area provisions of paragraphs (a) to (j) of section 2.1 of Order No. 1 under Maximum Price Regulation 592, may be further increased by an amount not in excess of $2.00 per thousand for standard size brick and $0.80 per ton for tile.

(3) *Manufacturers' individual price adjustments.* (i) Any individual price adjustments granted prior to September 18, 1945, by the Price Administrator or any Regional Administrator to any manufacturer of the products set forth in (1) above, in an amount equal to or less than the increase permitted by this paragraph are hereby revoked.

(ii) Any individual adjustments granted prior to September 18, 1945 by the Price Administrator or any Regional Administrator to any manufacturer of the products set forth in (1) above, in an amount greater than the increase permitted by this paragraph, are hereby continued in full force and effect; such individual adjustments shall not however, be further increased by the increase permitted in this paragraph.

[Paragraph (k) added by Am. 9, 10 F.R. 11968, effective 9–18–45]

(l) *Manufacturers' maximum prices in Structural Clay Products Areas 13–17 inclusive—(1) What this paragraph covers.* This paragraph covers manufacturers' maximum prices for clay and shale building brick (common and face), structural clay hollow tile, and clay drain tile manufactured in Structural Clay Products Areas 13–17 inclusive. As used in this paragraph, Structural Clay Products Areas 13–17 means the states of Montana, Idaho, Wyoming, Nevada, Utah, Arizona, New Mexico, California, Washington and Oregon.

(2) *Manufacturers' maximum prices.* The manufacturers' maximum f. o. b. plant or delivered prices, for items covered by this paragraph, established pursuant to Maximum Price Regulation 592, may be increased by an amount not in excess of $2.00 per thousand for standard size brick and $0.80 per ton for tile.

(3) *Manufacturers' individual or area price adjustments.* (i) Any individual price adjustments or area adjustments granted prior to January 2, 1946 by the Price Administrator or any Regional Administrator to any manufacturer of the products set forth in (1) above, in an amount equal to or less than the increase permitted by this paragraph are hereby revoked.

(ii) Any individual price adjustments or area price adjustments granted prior to January 2, 1946 by the Price Administrator or any Regional Administrator to any manufacturer of the products set forth in (1) above, in an amount greater

than the increase permitted in this paragraph are hereby continued in full force and effect; such individual or area adjustments shall not, however, be further increased by the increase permitted in this paragraph.

[Paragraph (l) added by Am. 23, 10 F.R. 15490, effective 1-2-46]

(m) *Manufacturers' maximum prices for glazed brick and glazed facing tile in Structural Clay Products Areas 1-12.* (1) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592 for glazed clay building brick and glazed clay facing tile produced in Structural Clay Products Areas 1-12 inclusive may be increased by adding an amount not in excess of $4.50 per thousand for standard size brick equivalent to the March 1942 f. o. b. plant or delivered prices. As used in this paragraph Structural Clay Products Areas 1-12 means the continental United States excluding the states of Montana, Idaho, Wyoming, Nevada, Utah, Arizona, New Mexico, California, Washington and Oregon.

(2) *Manufacturers' individual price adjustments.* Any individual price adjustments granted prior to January 2, 1946 by the Price Administrator or any Regional Administrator to any manufacturer of the products set forth in (1) above are hereby revoked.

[Paragraph (m) added by Am. 24, 11 F.R. 213, effective 1-2-46]

SEC. 2.2 *Non-standard sizes.* If the manufacturer had an established differential in price during the month of March 1942 for non-standard sizes of brick he may convert the adjustment granted herein for standard size brick on the basis of the conversion factors of formula in use by him during March 1942 in establishing a price differential between the standard size brick under this adjustment, unless special provision has been made in the applicable paragraph of section 2.1 above for non-standard sizes.

[Sec. 2.2 amended by Am. 11, 10 F.R. 12972, effective 10-22-45]

SEC. 2.3 *Discounts and allowances.* The maximum prices established herein shall be subject to at least the same cash, quantity and other discounts, transportation allowances, services, and other terms and conditions of sale as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

SEC. 2.4. *Maximum prices for resellers.* (a) Any jobber or dealer purchasing clay or shale building brick, structural clay hollow building tile, and clay drain tile for resale from any manufacturer who has modified his maximum prices in accordance with section 2.1 above, may increase his maximum prices f. o. b. yard or delivered, established by the General Maximum Price Regulation, by the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer under section 2.1 above. Notwithstanding the provisions of this paragraph, increases in costs of drain tile to jobbers and dealers located in Cuyahoga County, Ohio, resulting from the manufacturer's discount changes specified in Chart III in section 2.1 (e) (5) above, may not be made the basis of a modification in the jobbers' and dealers' resale prices.

(b) Notwithstanding the provision of (a) above, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

[Sec. 2.4 amended by Am. 26, 11 F.R. 474, effective 1-7-45 and Am. 29, 11 F.R. 2568, effective 3-8-46]

SEC. 2.5 *Definition of "purchaser of the same class".* The term "purchaser of the same class" as defined in section 5 (b) (4) of Maximum Price Regulation No. 592 shall not apply to manufacturers' sales of structural clay products (building brick, building tile, mortar mix, conduit, filter block, liners, underdrain and paving brick) and miscellaneous clay products (drain tile, floor, quarry, roofing and wall tile). As applied to manufacturers' sales of these products the following definition shall apply:

"Purchaser of the same class" means functional class such as consumer, contractor, dealer, distributor, jobber, industrial purchaser, or government agency. In determining the highest price charged to a functional class of purchaser, the seller may not consider isolated sales, or sales under unusual circumstances, which were unusually high in comparison with the seller's general level of prices charged to each class of purchasers.

Where the seller has a practice of quoting delivered prices for well defined areas, purchasers in each of such areas shall be considered as a separate functional class. For the purpose of this section, "delivered price" does not include sales made on a plant freight allowed or deducted basis.

[Sec. 2.5 added by Am. 8, 10 F.R. 11732, effective 9-17-45]

SEC. 2.6 *Maximum prices for manufacturers of electrical clay conduit.* (a) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592 for electrical clay conduit produced in the continental United States may be increased by adding an amount not in excess of $3.25 per ton to the March 1942 f. o. b. plant or delivered prices.

(b) The adjusted maximum prices established in (a) above, shall not be further increased pursuant to the provisions of section 2.1 of Order No. 1 of Maximum Price Regulation No. 592.

(c) Any individual price adjustments granted prior to March 13, 1946, by the Price Administrator or any Regional Administrator to any manufacturer of electrical clay conduit are hereby revoked.

[Sec. 2.6 added by Am. 30, 11 F.R. 2670, effective 3-13-46]

ARTICLE III—MODIFICATION OF MAXIMUM PRICES FOR VITRIFIED CLAY SEWER PIPE AND ALLIED PRODUCTS, EXCEPT AS COVERED BY REVISED MAXIMUM PRICE REGULATION 206

SEC. 3.1 *Maximum prices for manufacturers*—(a) *Maximum prices for manufacturers in the Eastern and East Central Areas.* (1) A manufacturer's maximum price established pursuant to Maximum Price Regulation No. 592, for vitrified clay sewer pipe and allied products, except as covered by Revised Maximum Price Regulation No. 206, produced in the Eastern or East Central Area, as defined below, shall be increased in accordance with either of the following pricing methods:

(i) By adding an amount not in excess of 9.7 percent to the maximum prices in effect on December 16, 1945, for the same quality, kind and quantity of sewer pipe products delivered to purchasers of the same class, or

[Subparagraph (i) amended by Am. 19, 10 F.R. 15015, effective 12-17-45]

(ii) By adding amounts not in excess of such amounts as may be required to maintain differentials between prices established under this subdivision and those established by sections 5.4 and 7.4 of Revised Maximum Price Regulation 206,[4] as amended, at least as favorable as those existing during the month of March 1942 for the same quality, kind, and quantity of sewer pipe products delivered to purchasers of the same class.

(2) When used in this paragraph (a) the term:

(i) "Eastern area" means the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, District of Columbia, Virginia, West Virginia, Ohio, lower peninsula of Michigan, and that portion of Kentucky described as follows: All points in Campbell and Kenton Counties and points located on the Chesapeake and Ohio Railway from Covington to Catlettsburg, inclusive, and all points on the Big Sandy Division of the Chesapeake and Ohio Railway.

(ii) "East Central area" means the State of Indiana, all of the State of Kentucky not included within the Eastern Area, the Upper Peninsula of Michigan, Zones 1, 2, and 5 in the State of Illinois, and Zones 1, 2, and 5 in the State of Wisconsin. In the State of Illinois: Zone 1 comprises all points on and east of Third Principal Meridian south of Baltimore and Ohio Railroad (Chicago, Illinois and Western Railroad) extending through Decatur and Tuscola to the Indiana State Line; Zone 2 covers all points on and north of the Baltimore and Ohio Railroad (Chicago, Illinois and Western Railroad) extending through Decatur and Tuscola, to the Indiana State Line, and east of Third Principal Meridian from point of intersection with the Baltimore and Ohio Railroad west of Decatur north to point of intersection with the Illinois Central Railroad near Mendota, on and east of the Illinois Central Railroad through Dixon and Freeport to the Wisconsin State Line, excepting all of Lake, Cook, Kane, Du Page and Will counties; Zone 5 includes all of Lake, Cook, Kane, Du Page and Will Counties. In the State of Wisconsin: Zone 1 commencing south of a line drawn from Foscoro on Lake Michigan west along the northern boundary of Kewaunee, Brown, Waupaca, Portage and Wood counties, including the southeast corner of Shawano County, and east of a line running north and south along the western boundary of Green, Dane, Sauk, Juneau, and Wood counties, excepting the counties of Kenosha, Racine, and Milwaukee; Zone 2 starting north of a line drawn from Foscoro on Lake Michigan along the northern boundary of Kewaunee, Brown, Waupaca, Portage and Wood counties, and through the southeast corner of Shawano County and east of a line drawn north and south along the western boundary of Marathon, Lincoln, Oneida, and Iron Counties; Zone 5 consisting of Kenosha, Racine, and Milwaukee Counties.

[4] 10 F.R. 12499, 15004, 15344.

(b) *Maximum prices for manufacturers in the Southern Area.* (1) A manufacturer's maximum prices established pursuant to Maximum Price Regulation No. 592 for vitrified clay sewer pipe and allied products, except as covered by Revised Maximum Price Regulation No. 206, produced in the States of North Carolina, South Carolina, Georgia, Alabama, Florida, Tennessee, Mississippi, and Louisiana east of the Mississippi River may be increased by adding an amount not in excess of 12.3 percent per short ton to the f. o. b. plant prices or delivered prices.

(c) *Maximum prices for manufacturers in the West Central; South Central and Rocky Mountain Areas.* A manufacturer's maximum prices for vitrified clay sewer pipe and allied products, except as covered by Revised Maximum Price Regulation 206, produced in the States of Arkansas, Kansas, Nebraska, Oklahoma, Missouri, Iowa, North Dakota, South Dakota, Minnesota; Zones 3 and 4 in Wisconsin; Zones 3 and 4 in Illinois; the State of Texas; that part of Louisiana west of the Mississippi River; the States of Colorado, Utah, New Mexico, Zones 1, 2 and 3 in Wyoming; Zones 2 and 3 in Montana; Zone 3 in Idaho; Zone 2 in Nevada; and Zone 2 in Arizona, shall be increased in accordance with either of the following pricing methods:

(1) By adding an amount not in excess of 10 percent to the highest prices charged during the month of March 1942 for the same quality, kind, and quantity of sewer pipe products delivered to purchasers of the same class, or

(2) By adding amounts not in excess of such amounts as may be required to maintain discount differentials between prices established under this subdivision and those established by sections 8.4, 9.4 and 10.4 of Revised Maximum Price Regulation 206, as amended, at least as favorable as those existing during the month of March 1942 for the same quality, kind, and quantity of sewer pipe products delivered to purchasers of the same class.

SEC. 3.2 *Discounts and allowances.* The maximum prices granted herein shall be subject to cash, quantity, and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during the month of March 1942.

SEC. 3.3 *Maximum prices for resellers.* Any reseller purchasing vitrified clay sewer pipe and allied products, except as covered by Revised Maximum Price Regulation No. 206, for resale from any manufacturer who has modified his maximum prices in accordance with section 3.1 above, may increase his maximum prices, by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted manufacturers in section 3.1 above.

SEC. 3.4 *Maximum prices for vitrified clay sewer pipe and allied products when sold for delivery outside a factory's normal market area.* (a) The manufacturers' maximum prices for vitrified clay sewer pipe and allied products, except as covered by Revised Maximum Price Regulation 206, when sold for shipment from a factory to a destination which is outside the normal market area of such factory, to a Federal, State, county or municipal governmental agency, or to a drainage or sewerage district, or to a contractor or sub-contractor of any such agency or district, may be determined in the following manner:

(1) A price f. o. b. factory not in excess of 95 percent of the f. o. b. plant price for straight or mixed carload shipments. The following methods shall be used in determining the f. o. b. plant price which shall apply to manufacturers who wish to use this subdivision;

(i) For those manufacturers who sell on an f. o. b. plant basis, the price so established in this Maximum Price Regulation 592.

(ii) For those manufacturers who sell at a delivered price based on geographical zones, the delivered price as established in this Maximum Price Regulation 592, for the zone within which the factory is located, less the weighted average freight paid by the manufacturer, during the calendar year 1941, for delivery in the zone in which the factory is located.

For those manufacturers who determine their price in accordance with (ii) the weighted average freight shall be determined in the following manner: From the total amount of freight paid during the year 1941 for rail delivery of sewer pipe products to the zone within which the factory is located, deduct that amount of freight applicable to dunnage only, that is, to crating, bracing, or other materials carried for the protection of the product. Divide the balance by the total amount of tons of sewer pipe products delivered by rail, during the calendar year 1941, in the zone in which the factory is located.

(iii) For manufacturers located in the Eastern Area, who sell at a delivered price based on freight rate zones, the delivered price as established in this Maximum Price Regulation 592, in the first or 10¢ zone, less the highest amount of freight from Akron, for delivery to the first, or 10¢ zone.

(2) A delivered price may be charged under this provision not higher than the maximum price established in this subparagraph, f. o. b. factory plus the actual freight charges incurred by the manufacturer in making delivery to the point of destination.

(3) Material purchased in accordance with the provisions of this subparagraph which is in excess of requirements, or which is rejected by the purchaser for cause, may be re-sold to any person at the prices established by the General Maximum Price Regulation,[4] for the same grade or quality for the area in which the product is ultimately used.

(b) A manufacturer may sell vitrified clay sewer pipe and allied products to any person who resells to any of the purchasers specified in (a) above, at prices not in excess of the maximum prices established pursuant to (a) above.

(c) The manufacturer must compute transportation charges on the basis of rail carload quantities.

(d) The manufacturer must secure and retain for inspection of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect a certificate signed by the purchaser in the following form:

CERTIFICATE FORM

(Form OPA 678-655a)

Place _____
Date _____

Project _____
(Identity: Number, location, etc.)

Purchaser _____
(Area engineer; purchasing agent; contractor; subcontractor)

Quantity and description of sewer pipe products required: _____

_____

_____

The quantity of sewer pipe products listed above are required for the construction of the project named above. Diligent effort has been made to secure the necessary products from the sources of supply normally servicing the area where the project is located. Such sources are unable to supply the required products within the time allotted for construction. Therefore, it becomes necessary to purchase the required products from _____ Company (indicate whether distributor or manufacturer), whose office is located at _____. The products so purchased will not be used on any project other than one controlled by a Federal, State, county, or municipal governmental agency, or by a Drainage or Sewerage District, or by a contractor or subcontractor of any such Agency or District, except products that have been rejected for cause.

_____
(Name of purchaser)

By _____
(Title)

(4) The following form of endorsement shall be made by the seller if he is not the manufacturer of the sewer pipe products. Such endorsement may be made on the reverse side of purchaser's certificate.

[4] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274, 14965.

ENDORSEMENT FORM

(Form OPA 678–656a)

The undersigned has received an order from ---------- of ---------- which is covered by the certificate on the reverse side, or attached hereto. The undersigned is unable and will be unable to supply the requirements of the purchaser from our own stock of vitrified clay sewer pipe, or allied products, in the time allotted for delivery. It is therefore necessary to order from ---------- of ---------- the requirements of purchaser as listed on the certificate. Prices charged the purchaser by the undersigned do not exceed the maximum prices established in Article IV, section 3.4 of Order No. 1 under Maximum Price Regulation No. 592.

By ----------
(Title)

(e) Every manufacturer who makes a sale pursuant to this subparagraph in any month shall make a report to the Office of Price Administration, Washington 25, D. C., on or before the 15th day of the following month, setting forth a list of all sales which resulted in sewer pipe products being shipped to points outside his normal market area during the preceding calendar month, showing the name and address of the purchaser, the point of shipment and the point of delivery, the quantity and classification of products sold, the price charged, and the method of computing such price.

When used in this subparagraph the term:

"Normal market area" for any factory means that area in which sewer pipe products were regularly offered for sale during the period January 1, 1940, to January 1, 1942; for the purposes of this definition, sewer pipe products will be deemed to have been "regularly offered for sale" only in that area in which the factory had salesmen travelling at regular intervals and/or customarily quoted for shipment during the above-mentioned period.

ARTICLE IV—MODIFICATION OF MAXIMUM PRICES FOR SAND, GRAVEL, CONCRETE PRODUCTS, AND READY-MIXED CONCRETE

SEC. 4.1 *Modification of maximum prices of sand and gravel produced in Shelby County, Tennessee.* (a) The maximum prices for washed sand and gravel produced in Shelby County, Tennessee, when sold by producers shall be as follows:

Description of commodity	Size	Maximum prices per ton of 2000 pounds f. o. b. plant
Sand (all grades)		$0.70
Torpedo gravel	¾ inch down	.70
Concrete gravel (sand and gravel mixed)		1.40
Washed and screened gravel	1¼ to ⅝ inches	1.40

(b) The maximum prices for washed sand and gravel produced in Shelby County, Tennessee, when sold by dealers f. o. b. producer's plant shall be as follows:

Description of commodity	Size	Maximum prices per ton of 2,000 pounds
Sand (all grades)		$0.80
Torpedo gravel	¾ inch down	.80
Concrete gravel (sand and gravel mixed)		1.50
Washed and screened gravel	1¼ to ⅝ inch	1.50

(c) The maximum prices for washed sand and gravel produced in Shelby County, Tennessee, when sold by dealers delivered to job site by truck within the city limits of Memphis, shall be as follows:

Description of commodity	Size	Maximum prices[1] per ton of 2,000 pounds
Sand (all grades)		$1.40
Torpedo gravel	¾ inch down	1.40
Concrete gravel (sand and gravel mixed)		2.20
Washed and screened gravel	1¼ to ⅝ inch	2.20

[1] Plus 5¢ extra per ton for each ½ mile beyond city limits. Terms—2% 30 days.

SEC. 4.2 *Modification of maximum prices for silica sand produced in Tennessee.* (a) The manufacturers' maximum price for silica sand produced in the State of Tennessee shall be $2.00 per net ton f. o. b. producers' plant.

(b) For the purposes of this section 4.2 the term "silica sand" means a fine dry quartz sand, white in color, practically free from clay-like materials and other impurities, and having a percentage of not less than 98.5 percent silica.

SEC. 4.3 *Modification of producers' maximum prices for certain crushed stone aggregates, concrete building blocks, and ready-mixed concrete produced in Southern Florida.* (a) (1) The maximum prices for certain sizes of Miami Oolite Limestone, all of which are hereinafter specifically described, when produced within a radius of 50 air-miles of the Dade County (Florida) Court House and sold for use in the building of roads, railroad roadbeds, dams, buildings, and other structures, or for use as aggregates in ready-mixed concrete, job-mixed concrete, bituminous binder mixtures, concrete building blocks, and other cast concrete products, shall be as follows:

Grade "A" crushed stone, abrasion test required	Maximum prices f. o. b. plant	Maximum prices delivered to job site within the Miami area
Sizes 1 to 9, inclusive	$1.90	$2.70
Sizes 10 to 16, inclusive	2.20	3.05
Sizes 17 and 18	2.60	3.45

Grade "B" crushed stone, abrasion test required	Maximum prices f. o. b. plant	Maximum prices delivered to job site within the Miami area
Sizes 1 to 9, inclusive	$1.50	$2.30
Sizes 10 to 16, inclusive	1.80	2.65
Sizes 17 and 18	2.20	3.05

Grade "C" crushed stone, no abrasion requirement	Maximum prices f. o. b. plant	Maximum prices delivered to job site within the Miami area
Ballast (minus 2½ inches plus ¾ inch)	$0.95	$1.70
Concrete rock (minus 1½ inches plus ¼ inch)	1.20	2.00
Pea rock (minus ¾ inch plus #4)	1.50	2.35
Rice rock (or chats) (minus ⅜ inch plus #4)	1.90	2.75
Rock screenings—No abrasion requirement		
Minus ⅜ inch	1.60	1.75
Mason sand or screenings—No abrasion requirement		
Minus ¼ inch	1.00	1.75
Lime rock—Pit run		
Grade #1	.60	1.65
Grade #2	.80	1.55

All of the above maximum prices are per cubic yard when sold for delivery by truck or barge, and are per net ton when sold aboard railroad cars, f. o. b. plant or nearest railroad siding.

(2) The abrasion tests and gradations of "Miami Oolite Limestone" specified in this section 4.3 refer to the Dade and Broward County "Standard Classification for Crushed Stone and Screenings" filed with the Office of Price Administration on July 29, 1944, and supplemented on November 9, 1944. This classification is as follows:

Grade "A" crushed stone:
Abrasion test.—Maximum loss by Los Angeles Abrasion Test—35%.
Gradation.—Sizes 1–18 inclusive as provided by Specifications for Materials for Road and Bridge Construction by the Florida State Road Department.
Grade "B" Crushed Stone:
Abrasion test.—Maximum loss by Los Angeles Abrasion Test—50%.
Gradation.—Sizes 1–18 inclusive as provided by specifications for Materials for Road and Bridge Construction by the Florida State Road Department.
Grade "C" Crushed Stone—No Abrasion Requirement.

Ballast	Minus 2½" Plus ¾"
Concrete rock	Minus 1½" Plus ¼"
Pea rock	Minus ¾" Plus #4
Rice rock (or chats)	Minus ⅜" Plus #4

Rock Screenings:
Minus ⅜ inch—No Abrasion Requirement.
Mason Sand or Screenings:
Minus ¼ inch—No Abrasion Requirement.
Lime Rock—Pit Run:

Grade 1	Specification for Materials for Road and Bridge Construction by the Florida State Road Department.
Grade 2	

(3) The following producers, namely, The Naranja Rock Company; E. Meekins; E. A. Pynchon; Seminole Rock Products Company; Maule Industries; Kelly Rock and Sand Company; all located in Dade and Broward Counties, Florida; selling aggregates subject to this subparagraph shall file with the Office of Price Administration, Building Materials Price Branch, Washington 25, D. C., within 15 days after March 31, 1945, and within 15 days after the close of each successive calendar quarter, thereafter, the following information covering the previous quarter:

1. Net Sales in dollars broken down between:
Class "A" crushed stone.
Class "B" crushed stone.
Class "C" crushed stone.
2. Cubic yards or tons sold broken down between:
Class "A" crushed stone.
Class "B" crushed stone.
Class "C" crushed stone.

(b) Any person producing an aggregate from Miami Oolite Limestone not comparable with any of the aggregates hereinbefore specified by reason of a gradation requiring extra or special screenings, or because such aggregate is from a deposit composed of stone having especially valuable properties, or for any other reason, provided such material is produced for commercial use in construction or for use as an aggregate and cannot be produced and sold at the maximum prices herein established without hardship to the producer, shall file an application for the establishment of a maximum price for such material under section 10 of Maximum Price Regulation No. 592. Such application shall be filed with the Office of Price Administration, Building Materials Price Branch, Washington 25, D. C., and shall contain a description of the special aggregate, with a detailed statement showing:

(1) A comparason between the aggregate for which a maximum price is fixed herein and the aggregate for which a price is requested, with definite information showing the claimed superior qualities.

(2) The extra production process used in producing the special aggregate and the extra cost of such process.

(3) The need of a maximum price differing from the maximum prices fixed herein.

(c) The maximum prices for certain ready-mixed concrete, as hereinafter specified, produced within a radius of 15 air-miles of the Dade County (Florida) Court House, shall be as follows:

Bags of cement per cubic yard of ready-mixed concrete:	Maximum prices, per cubic yard, delivered to job site within the Miami area
4	$6.60
4½	6.95
5	7.30
5½	7.65
6	8.00
7	8.70
8	9.40
9	10.10
10	10.80

(d) The maximum prices for certain sizes of Grade "A" concrete building blocks (having a compressive strength of 1,000 pounds per square inch gross area), and Grade "B" concrete building blocks (having a compressive strength of 700 pounds per square inch gross area), all in accordance with American Society for Testing Materials Standard Specifications for Hollow Load-bearing Concrete Masonry Units C90–44, produced within a radius of 15 air-miles of the Dade County (Florida) Court House, shall be as follows:

GRADE "A"

Size	Maximum prices per block f. o. b. plant	Maximum prices per block, delivered within the Miami area
8 x 8 x 16	$0.11	$0.13
8 x 12 x 16	.19	.215
4 x 8 x 16	.0775	.0875
8 x 8 x 16 (corners and jams)	.11	.13
8 x 12 x 16 (corners)	.19	.215
8 x 8 x 8 (single corners and half jams)	.0775	.0875
8 x 4 x 16 or 8 x 3 x 16 partition tile	.0775	.0875

GRADE "B"

Size	Maximum prices per block f. o. b. plant	Maximum prices per block, delivered within the Miami area
8 x 8 x 16	$0.10	$0.12
8 x 12 x 16	.175	.20
4 x 8 x 16	.0725	.0825
8 x 8 x 16 (corners and jams)	.10	.12
8 x 12 x 16 (corners)	.175	.20
8 x 8 x 8 (single corners and half jams)	.0725	.0825
8 x 4 x 16 or 8 x 3 x 16 partition tile	.0725	.0825

[Paragraph (d) amended by Am. 2, 10 F.R. 10257, effective 8–20–45]

(e) Delivery areas for which no additional charges may be made and the conditions under which such charges may be made are to be determined according to the following methods:

(1) *Delivery within the Miami Area.* Maximum prices established by this section 4.3 for delivery "Within the Miami Area" include delivery by each producer within the area recognized by him during March 1942 as his normal delivery area or zone for the commodity to be delivered. No extra charge may be made for delivery within such area or zone. Any producer who did not have a normal delivery area or zone during March 1942, shall regard the delivery area or zone of his most comparable seller as his in-area territory covered by the term "within the Miami Area."

(2) *Delivery outside the Miami Area.* For delivery outside the Miami area, as described in subparagraph (1) above, each producer may add to the maximum prices established herein an amount not in excess of the charge in effect by him during March 1942 for each particular destination. If a producer does not have an established maximum delivery charge for delivery outside the Miami area because he was not in business during March 1942, or, if he was then in business, because he did not deliver outside the Miami area, or for any other reason, he must file a schedule of proposed delivery charges to be added to the maximum prices established by this section 4.3 with the Miami District Office of the Office of Price Administration. Such charges shall not exceed the charges established for other manufacturers for the same or similar service and shall be subject to approval or disapproval within 20 days of the date of filing.

The District Director of the Miami District Office may approve, disapprove or revise the requested charges. In the absence of disapproval within the 20-day period, the reported delivery charges, if properly filed, shall be deemed to have been approved by that Office.

[Subparagraph (2) amended by Am. 22, 10 F.R. 15277, effective 12–21–45]

(f) *Discounts and other price differentials and services.* All cash, quantity, and other price differentials and services at least as great as those extended by each seller during March 1942 must be continued.

SEC. 4.4 *Modification of maximum prices of ready-mixed concrete.* The manufacturer's maximum prices established pursuant to Maximum Price Regulation 592, for ready-mixed concrete, may be increased by adding to the established maximum prices per cubic yard for each specification of that commodity an amount not to exceed the actual dollars-and-cents additional cost, rounded off to the nearest $0.05 per cubic yard, resulting from the price increases for sales of cement permitted by Amendments Nos. 6, 9, 10, 11, 12 and 13 to Maximum Price Regulation No. 224.[6] The term "manufacturer" as used here means any person who makes the first sale of ready-mixed concrete.

[Sec. 4. amended by Am. 13, 10 F.R. 13345, effective 10–30–45; Am. 15, 10 F.R. 14110, effective 11–14–45; and Am. 21, 10 F.R. 15058, effective 12–18–45]

ARTICLE V—MODIFICATION OF MAXIMUM PRICES FOR REFRACTORY PRODUCTS

SEC. 5.1 *Maximum prices for manufacturers*—(a) *Maximum prices for manufacturers in the Eastern part of the United States.* (1) The manufacturers' f. o. b. plant or delivered maximum prices established pursuant to Maximum Price Regulation No. 592, for all qualities, sizes and shapes of fire clay and silica brick, including also ladle brick, sleeves and nozzles, runner brick and hot tops, superclay and high alumina, ground fire clay, silica cement, and other low temperature mortars, produced in the State of Missouri and in the United States east of the Mississippi River may be increased by 6 percent. This 6 percent increase does not apply to sales of glass house brick, insulating fire brick, high temperature bonding mortars, plastic firebrick and castables.

[Subparagraph (1) corrected, 11 F.R. 921, effective 1–24–46]

(2) Manufacturers of the commodities described in subparagraph (1) above, may round off to the nearest $0.05 the adjusted maximum prices resulting from the increase as permitted in subparagraph (1) above.

(b) *Maximum prices for manufacturers in Colorado and Utah.* The manufacturers' maximum f. o. b. plant or delivered prices established pursuant to Maximum Price Regulation No. 592 for refractory products produced in the States of Colorado and Utah may be increased by 7.5 percent.

(c) (1) *Maximum prices for manufacturers in the Counties of Los Angeles*

[6] 7 F.R. 7396, 8650, 8944, 9495; 8 F.R. 8275; 9 F.R. 287, 540, 4089, 10424, 11396; 10 F.R. 159, 1648, 11247, 13717, 14818.

and Riverside, California. The manufacturers' maximum f. o. b. plant prices established pursuant to Maximum Price Regulation No. 592 for refractory products produced in the Counties of Los Angeles and Riverside, California, may be increased by 8.6 percent.

[Above paragraph designated (1) and (2) added by Am. 14, 10 F.R. 13345, effective 10-30-45]

(2) Manufacturers of refractory products may round off to the nearest $0.05 the adjusted maximum prices resulting from the increase as permitted in subparagraph (1) above.

[Paragraph (c) added by Am. 6, 10 F.R. 11376, effective 9-10-45]

SEC. 5.2 *Maximum prices for resellers.* (a) Any reseller purchasing any refractory product for resale from any manufacturer who has modified his maximum prices in accordance with section 5.1 above, may increase his maximum prices by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in section 5.1 above.

(b) Notwithstanding the provisions of paragraph (a) above, a reseller's maximum price for sales to a particular class of purchaser shall be the same as the manufacturer's maximum price for direct shipments from the manufacturer's plant to that class of purchaser, where:

(1) The sale is made by the reseller and shipment to the customer is made direct from the manufacturer's plant; and

(2) The manufacturer and the reseller customarily sold or if they did not sell they would have sold to purchasers of the same class in the same marketing area at the same price.

SEC. 5.3 *Discounts and allowances.* The maximum prices granted herein shall be subject to cash, quantity, and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

SEC. 5.4 *Formula for establishment of maximum prices for special refractory shapes.* (a) A manufacturer's maximum prices for special refractory shapes shall be determined in accordance with the pricing formula or formulae used by said manufacturer in March 1942 to determine the prices at that time of such special refractory shapes. The values given to the factors used in said formulae shall be no higher than the highest values given to the same factory in the determination of March 1942 prices under said formulae and the method used in computing said factors shall be the method used in March 1942.

(b) For the purposes of this section 5.4 the term "special refractory shapes" means refractory brick and specialties produced from highly refractory materials such as silicon carbide, fused aluminum oxide, electric furnace mullite and kyanite. They include heavy refractories consisting of bricks, plates, fabricated muffles, heavy tubes, batts, saggers, burner blocks and miscellaneous shapes for furnaces. Light refractories or laboratory ware consisting of tubes, cores, small muffles, pyrometer tubes, thermocouple tubes, small furnace parts and specials, thimbles, cones, filter and ignition crucibles, capsules, dishes and other purely laboratory articles; also porous mediums, plates, tubes and shapes, are included in the definition of special refractory shapes.

Special refractory shapes are so classified whenever they are made to the specifications of each individual order and are of sizes which are not considered standard by the "Special Refractories Institute" and are unable to be included in the manufacturer's published price lists.

(c) On or before the first time he determines a maximum price under this section 5.4, every manufacturer of special refractory shapes shall file with the Office of Price Administration, Building Materials Price Branch, Washington 25, D. C., unless previously submitted:

(1) A detailed explanation of the formula or formulae by which it priced its special shapes during March 1942.

(2) Calculations setting forth in detail the use of such formulae in determining prices charged for different types of special refractory shapes actually delivered by it during March 1942, or, if no such deliveries were made during that month, the application of such formulae to the prices that would have been charged had the delivery of such products made subsequently to March 1942 actually been delivered during March 1942 as a result of sales made during that month.

(3) The gross sales value realized from, and the percentage of total sales of special refractory shapes during the fourth calendar quarter of 1942.

SEC. 5.5 *Formula for establishment of maximum prices for fireclay, super-duty fireclay, high alumina, silica, or insulating refractory brick.* (a) A manufacturer's maximum piece price for any fireclay, super-duty fireclay, high alumina, silica, or insulating refractory brick produced by him and for which he has no established maximum price shall be determined in accordance with the following formula:

The producer's maximum price for each such brick shall be a net price (after adjustment for all applicable differentials, discounts or other allowances) not in excess of that at which he would have sold such a brick during March 1942 under the pricing formula or method of calculating price used by him in March 1942, employing the same cost factors (labor, cost of materials and overhead) and margins which were in effect for him in March 1942, even though his costs or margin may have increased since that date.

(b) For the purposes of this section 5.5 the term "brick" means a manufactured refractory object, of any size or shape, and includes standard sizes, standard 9-inch straights and series, special shapes, rectangular tile, and modified shapes. It applies to all fireclay refractories, including brick intended for super-duty service, as well as for high, intermediate, moderate, and low-heat duty service, high alumina, silica, and insulating refractories.

(c) Every producer of fireclay, super-duty fireclay, high alumina, silica, or refractory insulating brick shall keep on file at his principal office at all times for inspection by the Office of Price Administration:

(1) A detailed explanation of the formula or method of calculation by which he priced the brick covered by this section 5.5.

(2) Calculations setting forth in detail the use of such formula in determining prices charged for different brick actually delivered during March 1942, and calculations setting forth in detail the computation of maximum prices for all sales of brick covered by this section 5.5 made subsequent to the effective date of this order. For the purpose of this section 5.5, no recomputation of a previously calculated maximum price for any brick covered herein is required.

SEC. 5.6. *Modification of maximum prices for crude refractory flint clay.* (a) The maximum price for the sale and delivery of crude refractory flint clay produced in Carter and Greenup Counties, Kentucky, and not more than 35 miles away from the town of Taylor, Kentucky, shall be $2.75 per net ton, delivered to purchasers in the town of Taylor, Kentucky.

(b) For the purposes of this section 5.6 the term "crude refractory flint clay" means a crude refractory flint clay which is a hard or flint-like fire clay with a very low plasticity usually breaking with a smooth shell-like fracture.

SEC. 5.7 *Modification of maximum prices for calcined flint fire clay.* (a) The maximum price for the sale and delivery of calcined flint fire clay produced in the State of Colorado shall be $7.35 per net ton f. o. b., producer's plant.

(b) For the purposes of this section 5.7 the term "calcined flint fire clay" means a flint fire clay which has been heat-treated to a temperature from 1500° to 2200° Fahrenheit.

ARTICLE VI—MODIFICATION OF MAXIMUM PRICES ON SALES BETWEEN MANUFACTURERS

SEC. 6.1 *Maximum prices for manufacturers.* Any manufacturer of any of the products listed in section 6.2 below may, subject to the filing provisions of paragraph (d) below, offer to sell, sell, and deliver any such products to any other manufacturer at a price agreed upon by the selling and buying manufacturers, when the price so agreed upon is in excess of the maximum price for the seller under Maximum Price Regulation No. 592, under the following conditions:

(a) Both the seller and the buyer must be manufacturers, as the term is defined in Maximum Price Regulation No. 592, of any product covered by the regulation;

(b) The buying manufacturer need not be a manufacturer of the particular commodity covered by this order but must purchase it from the selling manufacturer for resale in the same form, under his own name or trade brand, to

the same trade classifications through which original producers usually distribute such commodities; and

(c) Any increase in price resulting from the agreement under this section 6.1 must be absorbed by the buying manufacturer and may not be reflected, directly or indirectly, in the resale price nor may such increase be used as a basis for a request for an increase in price by way of an application for adjustment or petition for amendment.

(d) Before any sale or delivery may be made upon the basis of the price arrived at pursuant to this section 6.1, the buying manufacturer must submit a statement to the Office of Price Administration, Building Materials Price Branch, Washington 25, D. C., showing:

(1) The specific products involved in the sale;

(2) The names of the selling and buying manufacturers;

(3) A specific statement from the buyer that the increase in price will not be passed on in the resale of the commodity and that such increase resulting from the agreement will not be made the basis for an application for adjustment or petition for amendment.

SEC. 6.2 *The following commodities shall be subject to the provisions of section 6.1.* (a) Fiber Insulation Board Products, meaning insulation board and roof insulation, conforming to the specifications and standards set forth in "Commercial Standard CS42-43, Structural Fiber Insulating Board," issued by the Department of Commerce, July 24, 1943, and effective August 25, 1943.

(b) Gypsum and lime products.

(c) Insulated brick or stone siding.

ARTICLE VII—MODIFICATION OF MAXIMUM PRICES FOR MISCELLANEOUS COMMODITIES

SEC. 7.1 *Modification of maximum prices for slate burial vaults.* (a) Manufacturers' maximum prices for slate burial vaults produced in the counties of Lehigh, Northampton and York, in the State of Pennsylvania, established pursuant to Maximum Price Regulation No. 592, may be modified by adding an amount not in an excess of 7 cents per square foot.

(b) Discounts and other price differentials and other terms and conditions of sale shall be at least as favorable to purchasers as were in effect by each manufacturer to his several classes of purchasers during March 1942.

(c) On and after the 18th day of September 1943, any person who purchases slate burial vaults, for resale, from any manufacturer who has modified his maximum price in accordance with this order, may increase his presently established maximum price by an amount equal to his actual dollar increase in cost resulting from the increase permitted in (a) above, not to exceed 7 cents per square foot.

SEC. 7.2 *Authorization of maximum prices for crude talc produced in Esmeralda County, Nevada.* (a) The manufacturer's maximum prices for specified grades of crude talc produced in Esmeralda County, Nevada, shall be as follows:

Grades	Maximum net selling price, per ton, f. o. b. Zurich, California
#1—Selected Cosmetic Talc [2]	$15.25
Maximum CaO	2%
Maximum Fe_2O_3	1½%
Maximum Al_2O_3	6%
#2—Mine-run White Talc [2]	13.00
Maximum CaO	4%
Maximum Fe_2O_3	2%
Maximum Al_2O_3	6%
#3—Mine-run Talc (Blue or Blue & White Mix) [3]	10.25
Combined lime (CaO) and alumina (Al_2O_3) content less than	11%
#4—Talc Filler (Blue Talc) [4]	8.00
#5—Select Screened or Lump Talc	17.50
Maximum 10% fines [5] free of gang or gouge material in the fines.	
Maximum CaO	1%
Maximum Fe_2O_3	1%
Maximum Al_2O_3	4%
Maximum acid soluble ingredients 8 milligrams	
Maximum water soluble ingredients 4 milligrams	

[1] No blue talc or yellow stains, free from lime lumps.

[2] Maximum blue talc or yellow stains 25%.

[3] Blue talc or yellow stains in excess of 25%.

[4] Combined lime (CaO) and alumina (Al_2O_3) content in excess of 11%.

[5] Originating from the talc lump itself when screened or sorted.

(b) The maximum price for any of the above grades of talc, f. o. b. mine, shall be the maximum price for that grade, f. o. b. Zurich, California, less the established ICC freight, and transportation tax, from Zurich to the particular mine.

(c) The maximum prices granted herein shall be subject to cash, quantity, and other discounts, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

SEC. 7.3 *Modification of maximum prices for pyrophyllite.* (a) The manufacturers' maximum prices for pyrophyllite established pursuant to Maximum Price Regulation No. 592 may be increased by adding an amount not in excess of $0.40 per net ton to the f. o. b. factory prices.

(b) Any reseller purchasing pyrophyllite for resale from any manufacturer who has modified his maximum prices in accordance with paragraph (a) above, may increase his maximum prices, by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in paragraph (a) above.

SEC. 7.4 *Modification of maximum prices for asphalt and/or tar base roof coatings and cements in containers*—(a) *Explanation.* The purpose of the new method of pricing provided by this section 7.4 is to permit a manufacturer who is now packing asphalt and/or tar base roof coatings and cements in containers which have increased in cost to adjust his maximum prices and add the exact amount of the increase in the cost of the containers and in receiving delivery of them. The method permits him to account for differences in container costs without permitting him to increase the price per unit of the asphalt and/or tar base roof coatings and cement packed in the container. The method is formulated for low-price seliers of these products who are unable to sell them at their established maximum prices because of the increased cost of the containers. Paragraph (i) specifies the maximum prices in excess of which no manufacturer may sell asphalt or tar base roof coatings and cements if he adjusts his established maximum prices in accordance with this section. Any manufacturer whose established maximum prices for these commodities are higher than the prices itemized in paragraph (i) may continue to sell at his established maximum prices without any adjustment.

(b) *Pricing method.* To figure the adjusted maximum price to any class of purchasers for the commodity in containers, the manufacturer shall:

(1) *Determine the base container cost.* The manufacturer shall take as the "base container cost" his average direct cost of each type or size of container during March 1942. "Direct cost" means the net cost, at the manufacturer's plant, of the container and closure, but it does not include costs of filling, closing, labeling, or packing. If a manufacturer is unable to compute his base container cost because of lack of purchases during March 1942, he shall determine his base container cost by any purchase during the period December 1941 through February 1942, or if no purchases were made during this period, by the offering price during that period by the manufacturer's usual source of supply.

(2) *Determine the current container cost.* The manufacturer shall take as the "current container cost" his average direct cost of each type or size of container for any quarterly period subsequent to January 1, 1943. "Direct cost" means the net cost, at the manufacturer's plant, of the container and closure, but it does not include cost of filling, closing, labeling, or packing.

(3) *Determine the increased container cost.* Taking his "current container cost" the manufacturer shall then subtract the "base container cost." The difference, if any, represents the "increased container cost."

(4) *Determine the adjusted maximum price.* The manufacturer shall next add the "increased container cost" to his established maximum price. If the result is less than the prices itemized in paragraph (i), such result shall be the adjusted maximum price. If the result is the same as or higher than the prices itemized in paragraph (i), the prices in paragraph (i) shall be his adjusted maximum prices. No manufacturer may sell in excess of the sum of his "increased container cost" plus his established maximum prices, even if such total does not equal the prices contained in paragraph (i).

(5) *Changes in current container cost.* Each manufacturer must determine his "current container cost" upon a quarterly basis. If the manufacturer has determined his "current container cost" in accordance with paragraph (b) (2), he may, if the redetermination of "current

container cost" reflects an increase over his previous "current container cost", readjust his maximum prices for the ensuing quarterly period to include such increases provided such readjusted maximum prices do not exceed the prices contained in paragraph (i). If the redetermination reflects a decrease of his "increased container cost", the manufacturer must readjust his maximum prices and reduce his adjusted maximum prices by the amount of the decrease for the ensuing quarterly period.

(e) *Commodity and geographical coverage.* This section 7.4 applies to all sales of asphalt or tar base roof coatings and cements in containers in the forty-eight states of the United States and the District of Columbia. The only commodities covered by the section are plastic cement, asbestos roof coating and roof coating without asbestos fiber.

(f) *Container deposits.* If the container used by any manufacturer is one which is capable of reuse, and if the manufacturer made a deposit charge for containers during March 1942, he shall not be permitted to adjust his maximum prices. If any manufacturer made no deposit charge during March 1942, and now desires to do so, he must reduce his established maximum price of his product by an amount equal to ⅓ of his "base container cost". If a manufacturer adjusts his established maximum prices to recover his "increased container cost" and desires to charge a container deposit, he must reduce his adjusted maximum price in the amount of his "increased container cost" plus ⅓ of the "base container cost".

(g) *Wholesalers, jobbers and retailers.* This section 7.4 permits adjustments by manufacturers. Other levels of distribution are permitted to adjust their maximum prices to the same extent as the manufacturer. Any purchaser who buys asphalt or tar base roof coatings and cement in containers for the purpose of resale, may increase his established maximum price by the exact amount which he is required to pay his supplier in excess of the maximum price previously charged by the said supplier. It is the purpose of this paragraph to permit wholesalers, jobbers and retailers to increase their maximum prices by the exact amount of the "increased container cost", provided such "increased container cost" is paid by them to their supplier.

(f) *Mode of pricing.* The amount of the increase may be reflected in the mode of pricing which each seller used during the month of March 1942.

(g) *Notification to purchasers by manufacturers.* All manufacturers selling asphalt or tar base roof coatings and cements in containers under the authority of this section shall send the following notice to every purchaser thereof at the time of the first sale:

We have increased our established maximum price for ____ from _____ to _____. The difference represents our increased container cost. This increase is permitted by section 7.4 of Order No. 1 under section 25 of Maximum Price Regulation No. 592, issued by the Office of Price Administration.

You may increase your established maximum price to the same extent, namely _____. Our increase and adjusted maximum price does not exceed the amount permitted by the order of the Office of Price Administration.

If our container cost decreases, you will be notified and must reduce your established maximum price accordingly on these commodities you purchase from us at the reduced prices.

(h) *Records and reports*—(1) *Records.* Manufacturers shall keep records showing how they compute their adjusted or readjusted maximum prices.

(2) *Reports.* Within 20 days after any adjustment or readjustment of maximum prices under this subparagraph, each manufacturer shall submit a report to the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., showing:

(i) The "base container cost";

(ii) The "current container cost", including a description of the current containers, quantity purchased, and the name and address of the supplier or suppliers;

(iii) The adjusted or readjusted maximum price and the method by which such price was established;

(iv) Whether, in the case of a readjustment which results in a decrease, the manufacturer has notified his purchasers of the decreased prices applying on sales for the ensuing quarterly period, and the amount of the decrease.

(i) *Adjusted maximum prices.* The following table of prices are those prices in excess of which no manufacturer may sell or deliver his products after he had adjusted his established maximum prices.

	Freight equalized with competitive shipping points		F. o. b. shipping point. (No freight equalization)	
	LCL	CL	LCL	CL
Plastic cement (prices in pounds)				
Barrel (approximately 500 to 600 pounds) containers	0.027	0.024	0.025	0.022
½ barrel (approximately 300 pounds) up to barrel containers	.029	.026	.027	.024
100 pounds up to ½ barrel containers	.035	.032	.033	.030
50 pounds up to 100 pounds containers	.038	.035	.036	.033
25 pounds up to 50 pounds containers	.043	.04	.041	.038
10 pounds up to 25 pounds containers	.049	.045	.047	.043
5 pounds up to 10 pounds containers	.057	.052	.055	.050
1 pound up to 5 pounds containers	.077	.07	.075	.068
Asbestos roof coating (prices per gallon)				
Barrel (approximately 50 to 60 gallons) containers	.263	.235	.243	.215
½ barrel (approximately 30 gal.) up to barrel containers	.288	.262	.268	.242
5 gal. up to ½ barrel containers	.322	.289	.302	.269
1 gallon up to 5 gallon containers	.394	.356	.374	.336
Roof coating without asbestos fiber (prices per gallon)				
Barrel (approximately 50 to 60 gal.) containers	.246	.226	.226	.206
½ barrel (approximately 30 gal.) up to barrel containers	.28	.253	.26	.233
5 gallon up to ½ barrel containers	.314	.28	.294	.260
1 gallon up to 5 gallon containers	.382	.349	.362	.329

NOTE: The term "up to" does not mean inclusive of the next listed number following the word "to." For example, 1 gallon up to 5 gallon containers, does not include 5 gallon containers.

SEC. 7.5 *Modification of maximum prices for gypsum wall board, lath and sheathing*—(a) *Manufacturers' sales.* Manufacturers' sales of gypsum wall board, lath and sheathing or laminated gypsum board products may be made at prices not exceeding their maximum domestic prices f. o. b. mill as established for them under Maximum Price Regulation No. 592 plus freight to port of exit when the following conditions have been met:

(1) Shipment is made from a mill located within the States of Indiana, Iowa, Michigan, Ohio, New York, Massachusetts, Pennsylvania and Virginia.

(2) The sale must be made to the government of the United States or any agency thereof or to the government or any agency thereof of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States."

(3) The gypsum wall board, lath or sheathing or laminated gypsum board products must be destined for export sale to be shipped from a port on the eastern U. S. Coast.

(b) *Reports.* Every manufacturer making sales subject to this section 7.5 shall submit on or before the 15th day of each month after February 15, 1945, to the Office of Price Administration, Building Materials Price Branch, Washington 25, D. C., a monthly report showing the following for each such sale:

Purchasing agency.
Point of origin of shipment and port of exit.
Kind, quantity, and thickness sold.
Destination of shipment if known.

SEC. 7.7 *Modification of maximum prices for rough quarry limestone blocks.* (a) The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592, for rough quarry limestone blocks produced in the United States, shall be their present maximum f. o. b. plant prices increased by 6½ percent.

(b) Any finishing cut stone mill purchasing rough quarry limestone blocks for processing into finished dimension limestone from any producer who has modified his maximum prices in accordance with paragraph (a) above, may increase his maximum prices, established under Maximum Price Regulation No. 592 by dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted in paragraph (a) above.

(c) The maximum prices established herein shall be subject to cash, quantity and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

SEC. 7.7 *Modification of maximum prices for clay glass melting pots and rings.* (a) The manufacturers' maximum f. o. b. plant or delivered prices established pursuant to Maximum Price Regulation No. 592, for clay glass melting pots and rings produced in the United States of America may be increased by 5.3 percent.

(b) The maximum prices granted herein shall be subject to cash, quantity, and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

SEC. 7.8 *Modification of maximum prices for sales of gypsum lath and liner board produced in the United States excluding the States of California and Nevada.* (a) The manufacturers' maximum f. o. b. mill prices established pursuant to Maximum Price Regulation No. 592 for gypsum lath and gypsum liner board produced in a mill located in the following geographical areas may be increased by adding an amount not in excess of the following:

1. For producing mills located on the Eastern Seaboard—$4.25 per M sq. ft.
2. For producing mills located in the United States excluding the Eastern Seaboard and excluding the States of California and Nevada—$3.00 per M sq. ft.

(b) The term "Eastern Seaboard" as used in this section means the area in and immediately surrounding the cities of Portsmouth, New Hampshire; Boston, Massachusetts; New York, New York; Newark, New Jersey; Philadelphia, Pennsylvania; Savannah, Georgia; and Jacksonville, Florida.

(c) The manufacturers' maximum delivered prices established pursuant to Maximum Price Regulation No. 592 for gypsum lath and gypsum liner board for shipment into a flat delivered price zone may be increased by the amount set forth in (a) above for the producing mill nearest that flat delivered price zone.

(d) The maximum prices established herein shall be subject to quantity, cash, and other discounts, transportation allowances, freight equilizations, services, and other terms and conditions of sale at least as favorable as the manufacturer extended or rendered on comparable sales to purchasers of the same class during March 1942.

(e) Any reseller purchasing gypsum lath or gypsum liner board for resale in the same form from any manufacturer who has adjusted his maximum prices in accordance with (a) or (c) above, may increase his maximum prices established under the General Maximum Price Regulation, by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted in (a) and (c) above.

(f) Any manufacturer who adjusts his maximum prices for sales of gypsum lath or liner board in accordance with (a) or (c) above, shall furnish to each buyer purchasing these products for resale in the same form, on or before the date he makes the first delivery at the adjusted price, a written statement as follows:

Effective November 16 the Office of Price Administration has permitted us an increase of $____ per M sq. ft. over our March 1942 prices for gypsum lath and liner board.

You are permitted to add $____ per M sq. ft. to your existing maximum prices under the General Maximum Price Regulation for these products.

[Sec. 7.8 amended by Am. 3, 10 F.R. 10324, effective 8-21-45 and Am. 17, 10 F.R. 14284, effective 11-16-45]

SEC. 7.9 *Modification of maximum prices for gypsum lath manufactured in the States of California and Nevada.* (a) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592, for gypsum lath manufactured in the States of California and Nevada, may be increased by adding an amount not in excess of $0.02½ per square yard to the f. o. b. plant or delivered prices.

(b) Any reseller purchasing gypsum lath for resale in the same form from any manufacturer who has modified his maximum prices in accordance with (a) above, may increase his maximum prices by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the modification permitted manufacturers in (a) above.

(c) The maximum prices established herein shall be subject to size differentials, cash, quantity and other discounts, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(d) [Revoked]

[Paragraph (d) revoked by Am. 4, effective 3-21-46]

[Sec. 7.9, formerly Sec. 7.10, added by Am. 4, 10 F.R. 10374, effective 8-21-45; redesignated by Am. 17, 10 F.R. 14284, effective 11-16-45. Former Sec. 7.9 amended by Am. 4 and revoked by Am. 17]

SEC. 7.10 *Modification of maximum prices for sales of calcined gypsum plaster "bag goods," including Keene's cement, white goods and Terra Alba combinations, produced in the United States excluding the States of California and Nevada.* (a) The manufacturers' maximum f. o. b. mill prices to dealers for calcined gypsum neet plaster "bag goods" commonly sold in 80# and 100# sizes, including the several sizes of barrels containing 150# or more per barrel, but not including small package goods such as patching or painter's plaster or combinations thereof and not including land plaster, produced in a mill located in the following geographical areas, shall be:

1. For mills located in and immediately around Savannah, Georgia, and Jacksonville, Florida—$13.40 per ton, in 100# paper bags.
2. For mills located in the States of New Hampshire, Massachusetts, Connecticut, New York, New Jersey, Pennsylvania and Maryland—$11.40 per ton, in 100# paper bags.
3. For all other mills located in the United States excluding those located in the States of California and Nevada, and excluding those covered in (1) and (2) above—$11.00 per ton, in 100# paper bags.

(b) If the manufacturer had an established differential in price during the month of March 1942 between sales to dealers and sales to other classes of purchasers or between calcined gypsum neet plaster and other gypsum "bag goods," (but not including small package goods such as patching or painter's plaster or combinations thereof), commonly sold in 80# and 100# sizes, including the several sizes of barrels containing 150# or more per barrel, he may adjust his maximum prices for these other types of sales and other gypsum "bag goods" to maintain the same March 1942 dollars-and-cents price differentials between the price established for gypsum neet plaster pursuant to paragraph (a) above and such other types of sales and other gypsum "bag goods."

(c) If the manufacturer produces white or other plaster "bag goods" commonly sold in 80# and 100# sizes, including the several sizes of barrels containing 150# or more per barrel, and does not manufacture calcined gypsum neet plaster, he may adjust his maximum prices for such white and other plaster "bag goods" to reflect the increases granted in (a) above, on the basis of what his increase would have been had he produced and sold neet plaster at the general level of prices in the area in which the particular plant is located.

[Paragraph (c) amended by Am. 25, 11 F.R. 474, effective 1-12-46]

(d) The manufacturer's maximum delivered prices established pursuant to Maximum Price Regulation No. 592 for the products covered by this section, for shipment into a flat delivered price zone, may be increased by the actual dollars-and-cents increase in the f. o. b. mill price resulting from the price established by this section, for the producing mill nearest the flat delivered price zone.

(e) The maximum prices established herein shall be subject to quantity, cash, and other discounts, transportation allowances, freight equalizations, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(f) Any reseller purchasing calcined gypsum plaster for resale in the same form from any manufacturer who has adjusted his maximum prices in accordance with (a), (b), (c) or (d) above, may increase his maximum prices established under the General Maximum Price Regulation, by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted in (a), (b), (c) and (d) above.

(g) Any manufacturer who adjusts his maximum prices for sales of calcined gypsum plaster "bag goods" in accordance with the provisions of this section, shall furnish to each buyer purchasing these products for resale in the same form, on or before the date he makes the first delivery at the adjusted prices, a written statement as follows:

Effective November 16, 1945 the Office of Price Administration has permitted us an increase of $____ per ton over our March 1942 prices for calcined gypsum plaster "bag goods" commonly sold in 80# and 100# sizes, including the several sizes of barrels containing 150# or more per barrel.

You are permitted to add $____ per ton to your existing maximum prices under the General Maximum Price Regulation for this product.

[Sec. 7.10, formerly Sec. 7.11, added by Am. 7, 10 F.R. 11686, effective 9–14–45; amended and redesignated by Am. 17, 10 F.R. 14284, effective 11–16–45]

SEC. 7.11 *Modification of maximum prices for window and picture glass*—(a) *Maximum prices for manufacturers.* (1) The maximum list prices for sales by manufacturers of window and picture glass shall be as follows:

[Above paragraph designated subparagraph (1) by Am. 28]

Unit—Single and thinner	United inches	Single and thinner			Unit—Double	Double		
		AA	A	B		AA	A	B
50-foot box	40	28.00	23.00	22.00	50-foot box	39.00	34.00	31.00
	50	28.25	24.00	22.25		42.00	37.00	34.50
	60	30.25	26.25	23.50		44.00	39.00	35.50
	70	32.25	29.00	25.50		47.00	42.00	38.00
	80	36.75	33.50	29.00		51.00	46.00	41.50
	90	41.75	38.00	34.00		55.00	50.00	46.00
	100	50.25	46.00	41.00		55.00	50.00	46.00
	105	53.25	49.50	43.75	100-foot box	110.00	100.00	92.00
	110	------	53.25	47.35		110.00	100.00	92.00
	115	------	------	50.75		110.00	100.00	92.00
	120	------	------	------		110.00	100.00	92.00

An additional 10% may be charged for all glass more than 40 inches wide. Sizes other than those listed may be charged for on the basis of the prices listed for the next higher size. Fractional sizes may be charged for as full inches. For each five inch bracket size above 120 united inches $20.00 may be added.

[Paragraph heading and above note amended by Am. 27, 11 F.R. 571, effective 1–16–46]

(2) Notwithstanding the provisions of (1) above, the manufacturer's maximum list prices for shipments from his separately established warehouses shall not be in excess of the maximum list prices established for resellers pursuant to section 7.11 (b) below.

[Subparagraph (2) added by Am. 28, 11 F.R. 1140, effective 2–4–46]

(b) *Maximum prices for resellers.* (1) The maximum prices for sales by resellers of window and picture glass shall be their maximum prices established under the General Maximum Price Regulation.

(2) Notwithstanding the provisions of (1) above, any reseller purchasing window and picture glass for resale from any manufacturer who has adjusted his maximum prices in accordance with (a) above, may adjust his maximum reseller prices established under the General Maximum Price Regulation for the 25", 34", 54", 84" and 94" bracket sizes, by applying to each of these sizes his existing maximum price for the remaining respective next higher bracket size immediately following each of the foregoing bracket sizes.

(3) Notwithstanding the provisions of (1) and (2) above, resellers' maximum list prices for direct carload shipments from the manufacturer's plant shall be the same as the manufacturer's maximum list prices for carload shipments.

[Subparagraph (3) added by Am. 28, 11 F.R. 1140, effective 2–4–46]

[Paragraph (b) added, former (b) redesignated (c), by Am. 27, 11 F.R. 571, effective 1–16–46]

(c) *Discounts.* The maximum list prices established under (a) shall be subject to all discounts, allowances, including transportation allowances, services and other terms and other conditions of sale at least as favorable as the manufacturer extended or rendered or would have extended or rendered on comparable sales to purchasers of the same class during March 1942.

[Sec. 7.11 added by Am. 18, 10 F.R. 14721, effective 12–7–45; amended as otherwise noted]

SEC. 7.12 *Modification of maximum prices for electrical fibre conduit and fibre pipe.* (a) The manufacturer's maximum net price for electrical fibre conduit or fibre pipe established pursuant to Maximum Price Regulation 592 to each class of purchaser may be increased by 11.5 per cent.

(b) Any reseller purchasing electrical fibre conduit or fibre pipe for resale in the same form, may increase his maximum price as established under the General Maximum Price Regulation, by an amount not in excess of his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above.

(c) The maximum prices established under this section shall be subject to quantity, cash and other discounts, transportation allowances, services and other terms and conditions of sales at least as favorable as the seller extended or rendered or would have extended or rendered on comparable sales to purchasers of the same class during March 1942.

[Sec. 7.12 added by Am. 16, 10 F.R. 14332, effective 11–21–45]

SEC. 7.13 *Modification of maximum prices for certain deliveries outside a plant's normal market area*—(a) *Applicability of this section.* This section applies to a manufacturer of a product listed in (b) below, only where all of the following criteria are met:

(1) Shipment of the product is being made from a plant to a destination outside the normal marketing area of that plant. As used in this section "normal marketing area" for a plant means the area in which the product was regularly offered for shipment from that plant during the year 1944.

(2) Shipment is being made to an industrial user and not to a purchaser for resale in substantially the same form.

(3) It appears that for reasons beyond the manufacturer's control the product is not available to the purchaser from his normal source of supply.

(4) The manufacturer files the report required by paragraph (d), below.

(b) *Products covered by this section.* (1) Crude gypsum sold for cement retarder use.

(c) *Maximum prices.* The maximum price for an out-of-area shipment by a manufacturer who is eligible for treatment under this section shall be a price not in excess of the maximum f. o. b. plant price established under Maximum Price Regulation 592 plus actual freight to the point of destination outside the normal marketing area.

For those plants which sell on a delivered price basis or on a freight equalized or allowed basis, the f. o. b. plant price shall be the average realized price for the product at the plant during the calendar year 1944, computed by dividing sales in dollars after deduction of freight paid or allowed but prior to the deduction of other customary sales discounts or allowances, by the number of physical units sold.

(d) *Reports and approvals of maximum prices.* Before offering for sale or delivery for the first time a commodity at a maximum price determined under this section, the manufacturer must file a report with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., setting forth the following:

(1) The commodity which is the subject of the proposed out-of-area sale.

(2) Location of plant from which shipment of the commodity is to be made.

(3) The shipping plant's "normal marketing area" (the area in which the product was regularly offered for shipment from that plant during 1944).

(4) Functional type of purchaser to whom shipment is proposed.

(5) A statement of the reasons why the product is not available to the proposed purchaser from his normal source of supply, and whether this condition is expected to be temporary or permanent.

The proposed determination of maximum prices pursuant to this section shall be deemed to be approved automatically on the expiration of 15 days after the mailing of this report unless within that time the Office of Price Administration notifies the manufacturer that the application of this section is not deemed necessary under the circumstances to maintain supply of the commodity in question.

[Sec. 7.13 added by Am. 20, 10 F.R. 14984, effective 12–15–45; corrected 11 F.R. 699, effective 1–16–46]

ARTICLE VIII—MODIFICATION OF MAXIMUM PRICES FOR BUILDING, CHEMICAL AND INDUSTRIAL LIME (EXCLUDING AGRICULTURAL LIME)

SEC. 8.1 *Maximum prices for manufacturers*—(a) *Maximum prices for manufacturers in Southern Ohio.* The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592 for building, chemical and industrial lime (excluding agricultural lime), produced in Clark, Delaware, Franklin, and Preble Counties in the State of Ohio, may be increased by adding an amount not in excess of $0.45 per net ton to the f. o. b. plant or delivered prices.

(b) *Maximum prices for manufacturers in the Southeast Area, excluding Florida.* (1) The manufacturer's maximum prices established pursuant to Maximum Price Regulation No. 592, for building, chemical and industrial lime (excluding agricultural lime), produced in the States of Virginia, North Carolina, South Carolina, Georgia, Alabama, Tennessee, Mississippi, and Louisiana, may be increased by adding an amount not in excess of $0.65 per net ton to the f. o. b. plant or delivered prices.

(2) Any individual price adjustments granted prior to May 12, 1945, by the Price Administrator or any Regional Administrator to any manufacturer of lime covered by the provisions set forth above, in an amount equal to or less than the increase permitted by this section, are hereby revoked.

(3) Any individual price adjustments granted prior to May 12, 1945, by the Price Administrator or any Regional Administrator to any manufacturer of lime covered by the provisions set forth above, in an amount greater than the increase permitted by this section, are hereby continued in full force and effect; such individual adjustments shall not however, be further increased by the amount permitted under this section.

(c) *Maximum prices for manufacturers in the West South Central Area.* The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592, for building, chemical and industrial lime (excluding agricultural lime) produced in the States of Arkansas, Kansas, Nebraska, Oklahoma and that portion of the State of Missouri west of the 93rd meridian, may be increased by adding an amount not in excess of $0.75 per net ton to the f. o. b. plant or delivered prices.

(d) *Maximum prices for manufacturers in the New England and Eastern New York area.* (1) The manufacturer's maximum prices established pursuant to Maximum Price Regulation 592, for building, chemical and industrial lime (excluding agricultural lime), produced in the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, and that portion of the State of New York lying east of the 77th meridian, may be increased by adding an amount not in excess of $1.20 per net ton to the f. o. b. plant or delivered prices.

(2) Any individual price adjustments granted prior to August 13, 1945, by the Price Administrator or any Regional Administrator to any manufacturer of lime, covered by the provisions set forth above, in an amount equal to or less than the increase permitted by this section, are hereby revoked.

(3) Any individual price adjustments granted prior to August 13, 1945, by the Price Administrator or any Regional Administrator to any manufacturer of lime covered by the provisions set forth above, in an amount greater than the increase permitted by this section, are hereby continued in full force and effect; such individual adjustments shall not however, be further increased by the amount permitted under this section.

(4) Notwithstanding the provisions of (2) and (3) above any manufacturer who has received an individual adjustment for a line of lime products (excluding agricultural lime) some of which adjustments are equal to or less than the increase permitted by this section, and some of which are greater than the increase permitted by this section, may increase the lesser adjustment up to the increase permitted by this section providing he simultaneously decreases the greater adjustments to the limit of the increase permitted by this section.

Any manufacturer who chooses to avail himself of the terms of this subparagraph (4) shall be deemed to have made an irrevocable election to use this method, and all prior individual adjustments for the line of products shall be automatically revoked upon such election.

(5) [Revoked]

[Subparagraph (5) revoked by Am. 10, 10 F.R. 12541, effective 10–4–45]

[Paragraph (d) added by Am. 1, 10 F.R. 10045, effective 8–13–45]

SEC. 8.2 *Discounts and allowances.* The maximum prices established herein shall be subject to cash, quantity and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

SEC. 8.3 *Modification of provision for determining maximum prices.* As applied to manufacturers' sales of building, chemical and industrial lime (excluding agricultural lime) section 5 (b) (1) and section 5 (b) (4) of Maximum Price Regulation 592 shall read as follows:

If the commodity was delivered or offered for delivery by the manufacturer during March 1942, his maximum price to each class of purchaser shall be the highest net plant price at which he delivered it, or if he did not deliver it, at which he offered it for delivery during that month to that class of purchaser.

"Purchaser of the same class" means functional class such as consumer, contractor, dealer, distributor, jobber, industrial purchaser, or government agency. In determining the highest net plant price charged to a functional class of purchaser, the seller may not consider isolated sales, or sales under unusual circumstances, which were unusually high in comparison with the seller's general level of prices charged to each class of purchasers.

[Sec. 8.3 added by Am. 5, 10 F.R. 11179, effective 8–29–45]

SEC. 8.4. *Reseller's prices.* (a) Any reseller or "agent" purchasing building, chemical and industrial lime (excluding agricultural lime) for resale from any manufacturer who has modified his maximum prices in accordance with section 8.1, above, may increase his maximum prices f. o. b. yard or delivered, established by the General Maximum Price Regulation, by the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer under 8.1, above, where:

(1) He purchases these commodities from the manufacturer on the basis of a discount not in excess of 10 percent below the manufacturer's price to dealers or industrial users, and resells these commodities as a wholesaler or "agent" to dealers and industrial users; or

(2) He normally sells to dealers, industrial users, water companies, and city sewerage plants, in carlot quantities shipped direct from the manufacturer's plant, on the basis of a mark-up of $1.00 or less per ton.

(b) As used in this section "dealers" means persons primarily in the business of reselling to contractors or other consumers.

[Sec. 8.4 added by Am. 10, 10 F.R. 12541, effective 10–4–45; corrected 10 F.R. 13654, effective 11–2–45]

This Order No. 1 shall become effective July 30, 1945. [Order 1 to Maximum Price Regulation 592 originally issued July 23, 1945]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4770; Filed, Mar. 21, 1946; 11:26 a. m.]

[RMPR 136, Amdt. 3 to Order 447]

CHRYSLER CORP.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 3 to Order No. 447 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Chrysler Corporation; Docket No. 6083–136.21–359.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 447, as amended, under Revised Maximum Price Regulation 136 is amended in the following respects.

1. Subparagraph (1) of paragraph (a) is amended to read as follows:

(1) *Model, description and net wholesale price.* Model WC (T–112), Truck, commercial, ½-ton, 116" wheelbase; with 1942 standard equipment and specifications except that it is equipped with synthetic tires of base tire size:

Chassis with flat faced cowl	$513
Chassis with windshield cowl	532
Chassis and cab	605
Chassis and cab with express box	631
Chassis with panel body	707

Model WD–15 (T–114) Truck, ¾-ton, 120" wheelbase; with 1942 standard equipment and specifications except that it is equipped with synthetic tires of base tire size:

Chassis with flat faced cowl	$550
Chassis with windshield cowl	569
Chassis with cab	642
Chassis and cab with 7½ foot express body	673
Chassis and cab with 7½ foot platform body	680
Chassis and cab with 7½ foot stake body	699

Model WD–20 (T–116) Truck, 1-ton, 120" wheelbase; with 1942 standard equipment and specifications except that it is equipped with synthetic tires of base tire size:

Chassis with flat faced cowl	$611
Chassis with windshield cowl	630
Chassis and cab	703
Chassis and cab with 7½ foot express body	734
Chassis and cab with 7½ foot platform body	741
Chassis and cab with 7½ foot stake body	760

Model WD–21 (T–116) Truck, 1 ton, 133" wheel base; with 1942 standard equipment and specifications except that it is equipped with synthetic tires of base tire size:

Chassis with flat faced cowl	$624
Chassis with windshield cowl	643
Chassis and cab	716
Chassis and cab with 9-foot express body	757
Chassis and cab with 9-foot platform body	760
Chassis and cab with 9-foot stake body	776
Chassis with panel body	822

2. Subparagraph (1) of paragraph (c) is amended to read as follows:

(1) *Model, description, and "Retail list price", f. o. b. factory, Detroit, Michigan.* Model WC (T–112), Truck, commercial ½ ton, 116" wheel base; with 1942 standard equipment and specifications except that it is equipped with synthetic tires of base tire size:

Chassis with flat faced cowl	$675
Chassis with windshield cowl	700
Chassis and cab	795
Chassis and cab with express box	830
Chassis with panel body	930

Model WD–15 (T–114) Truck, ¾ ton, 120" wheel base; with 1942 standard equipment and specifications except that it is equipped with synthetic tires of base tire size:

Chassis with flat faced cowl	$725
Chassis with windshield cowl	750
Chassis and cab	845
Chassis and cab with 7½-foot express body	886
Chassis and cab with 7½-foot platform body	895
Chassis and cab with 7½-foot stake body	920

Model WD–20 (T–116) Truck, 1 ton, 120" wheelbase; with 1942 standard equipment and specifications except that it is equipped with synthetic tires of base tire size:

Chassis with flat faced cowl	$805
Chassis with windshield cowl	830
Chassis and cab	925
Chassis and cab with 7½ foot express body	966
Chassis and cab with 7½ foot platform body	975
Chassis and cab with 7½ foot stake body	1,000

Model WD–21 (T–116) Truck, 1 ton, 133" wheelbase; with 1942 standard equipment and specifications except that it is equipped with synthetic tires of base tire size:

Chassis with flat faced cowl	$822
Chassis with windshield cowl	847
Chassis and cab	942
Chassis and cab with 9 foot express body	996
Chassis and cab with 9 foot platform body	$1,000
Chassis and cab with 9 foot stake body	1,021
Chassis with panel body	1,062

3. All requests not granted herein are denied.

4. This amendment may be revoked or amended by the Administrator at any time.

This amendment shall become effective March 19, 1946.

Issued this 19th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4617; Filed, Mar. 19, 1946; 4:36 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70–1236]

THE MILWAUKEE ELECTRIC RAILWAY & TRANSPORT CO. AND WISCONSIN ELECTRIC POWER CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 20th day of March 1946.

Notice is hereby given that a joint declaration and application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by The Milwaukee Electric Railway & Transport Company, a wholly-owned subsidiary of Wisconsin Electric Power Company, and by Wisconsin Electric Power Company, a subsidiary holding company of The North American Company, a registered holding company. All interested persons are referred to the declaration or application, which is on file in the office of this Commission, for a statement of the transactions therein proposed which are summarized as follows:

The Milwaukee Electric Railway & Transport Company proposes to purchase for cash and other valuable consideration, at par, for retirement, 12,000 shares of its capital stock of the aggregate par value of $1,200,000 from Wisconsin Electric Power Company. The Milwaukee Electric Railway & Transport Company proposes that of the consideration to be paid for said stock $800,000 shall be paid in cash, and the remainder is to be represented by the proposed assignment by The Milwaukee Electric Railway & Transport Company to Wisconsin Electric Power Company of the former Company's interest in certain contractual indebtedness aggregating $400,000 owing to The Milwaukee Electric Railway & Transport Company by the Kenosha Motor Coach Lines, Inc., under certain conveyances of interurban transportation lines sold by The Milwaukee Electric Railway & Transport Company to the Kenosha Motor Coach Lines, Inc. Wisconsin Electric Power Company seeks authorization to surrender the stock on the basis described.

It appearing to the Commission that it is appropriate in the public interest that a hearing be held with respect to said declaration and application, and that said declaration and application shall not become effective or be granted except pursuant to further order of the Commission.

It is ordered, That a hearing on said declaration and application under the applicable provisions of the act and the rules of the Commission thereunder be held on April 2, 1946, at 10:00 a. m., e. s. t., in the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues presented by said declaration and application, particular attention will be directed to the following matters:

1. Whether the proposed consideration to be paid for the purchase by The Milwaukee Electric Railway & Transport Company of its common stock from Wisconsin Electric Power Company, in so far as such consideration is represented by the assignment by the former Company to its parent of its interest in certain contractual indebtedness aggregating $400,000 owing to The Milwaukee Electric Railway & Transport Company under certain conveyances of transportation lines sold to the Kenosha Motor Coach Lines, Inc., is fair, reasonable and appropriate and in the public interest, and in the interest of investors and consumers.

2. Whether the acquisition by Wisconsin Electric Power Company of said indebtedness of the Kenosha Motor Coach Lines, Inc., will unduly complicate the capital structure of the holding company system of Wisconsin Electric Power Company, or will be detrimental to the public interest or the interests of investors or consumers, or to the proper functioning of such holding company system.

3. Whether the proposed acquisition by The Milwaukee Electric Railway & Transport Company of its capital stock from its parent, Wisconsin Electric Power Company, for retirement will adversely affect the financial integrity of The Milwaukee Electric Railway & Transport Company.

4. Whether it is necessary or appropriate in the public interest or for the protection of investors or consumers to impose any terms or conditions with respect to the proposed transactions.

5. Whether the proposed transactions, generally, meet the requirements of the applicable provisions of the act and rules and regulations promulgated thereunder.

It is further ordered, That the Secretary of the Commission shall serve notice of the said hearing by mailing a copy of this order by registered mail to The Milwaukee Electric Railway & Transport Company; Wisconsin Electric Power Company; the Public Service Commission of Wisconsin; to the Mayor of the City of Milwaukee, Wisconsin; to Walter J. Mattison, City Attorney, 801 City Hall, Milwaukee, Wisconsin; and to the Mayors of Kenosha, Racine, West Allis, Wauwatosa, South Milwaukee, Cudahy and Port Washington, Wisconsin; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER.

It is further ordered, That any other person desiring to be heard in connection with these proceedings or proposing to intervene herein shall file with the Secretary of the Commission on or before April 1, 1946, his request or application therefor as provided by Rule XVII of the rules of practice of the Commission.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–4728; Filed, Mar. 21, 1946; 10:07 a. m.]

[File No. 70–736]

ALABAMA WATER SERVICE CO. AND FEDERAL WATER AND GAS CORP.

ORDER GRANTING APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 19th day of March A. D. 1946.

Alabama Water Service Company ("Alabama"), a subsidiary of Federal Water and Gas Corporation ("Federal"), a registered holding company, and Federal having made a joint filing under the Public Utility Holding Company Act of 1935 relating to the redemption and retirement by Alabama and the surrender by Federal of 3,643 shares of the $6 Cumulative Preferred Stock of Alabama (all of such stock outstanding) at the call price thereof, $105 per share plus accrued and unpaid dividends to and including March 1, 1946; the payment by Alabama to Federal of $10,000 in cash as a partial liquidating dividend on Federal's holdings of the common stock of Alabama; and future payments of cash liquidating dividends by Alabama to Federal on the common stock of Alabama from the proceeds of sales by Alabama of water works properties now owned by Alabama as such proceeds become available;

The filing indicating that Alabama has no securities outstanding in the hands of the public and that the proposed transactions are part of a program under which Alabama contemplates the sale or other disposition of all of its properties, the retirement and redemption by Alabama of all of its preferred stock, the distribution by Alabama of the proceeds from the sale of its properties as liquidating dividends to Federal and the ultimate liquidation of Alabama; Alabama and Federal having requested that the Commission find that the transactions proposed by the instant filing are necessary or appropriate to the integration or simplification of the holding company system of which Alabama and Federal are members, and further having requested that the order or orders to issue herein conform with the requirements of sections 371 (d), 371 (f) and 1808 (f) of the Internal Revenue Code, as amended, and contain the recitals and specifications set forth therein;

Said joint application-declaration having been filed on November 23, 1945, and an amendment thereto having been filed on February 25, 1946, notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said joint application-declaration within the period specified in said notice or otherwise and not having ordered a hearing thereon;

The Commission on February 10, 1943, having issued an order pursuant to sections 11 (b) and 11 (e) of the act directing, among other things, that Federal dispose of its interests in Alabama and approving a plan filed by Federal providing, among other things, that Federal would dispose of its interests in Alabama; the Commission now finding that the transactions proposed in the instant joint application-declaration are not in contravention of the act or any rules or regulations promulgated thereunder and that said transactions satisfy the requirements of all applicable sections of the act and of the rules and regulations thereunder and that it is appropriate in the public interest and in the interest of investors and consumers that said joint application-declaration be granted and be permitted to become effective, and finding further that the proposed transactions are necessary and appropriate to the integration or simplification of the holding company system of which Federal and Alabama are members and to effectuate the requirements of section 11 (b) of the act;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 that the aforesaid joint application-declaration be and the same hereby is granted and permitted to become effective forthwith;

It is further ordered and recited, That the redemption and retirement by Alabama Water Service Company of 3,643 shares of $6 Cumulative Preferred Stock of Alabama Water Service Company at the redemption prices applicable thereto and the surrender by Federal Water and Gas Corporation of its holdings in said securities to Alabama Water Service Company, the payment by Alabama Water Service Company and the receipt by Federal Water and Gas Corporation of a cash liquidating dividend in the amount of $10,000, and the further payment or payments of cash liquidating dividends by Alabama Water Service Company to Federal Water and Gas Corporation from time to time from the proceeds of the sale or sales by Alabama Water Service Company of physical properties now owned by Alabama Water Service Company are necessary and appropriate to the integration or simplification of the Federal Water and Gas Corporation holding company system of which Alabama Water Service Company is a member and are necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–4729; Filed, Mar. 21, 1946; 10:07 a. m.]

[File Nos. 70–1020 and 68–46]

WESTERN LIGHT & TELEPHONE CO. AND KANSAS POWER CO.

ORDER RELEASING JURISDICTION OVER CERTAIN FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of March, A. D. 1946.

The Commission by order dated June 29, 1945 having granted the applications and permitted the declarations to become effective relating, among other things, to the merger of Western Light & Telephone Company, a registered holding company and its then subsidiary, The Kansas Power Company, and the issuance by the surviving corporation, Western Light & Telephone Company, Inc., of $6,200,000 First Mortgage Bonds, 151,949 shares of preferred stock and 237,664 shares of common stock (Holding Company Act Release No. 5902); and

The Commission for the reasons stated in the findings and opinion accompanying said order having reserved jurisdiction over the fees and expenses to be paid to Harris, Hall & Company in connection with the transactions, which fees were estimated by Western Light & Telephone Company in the amount of $25,000 for services as financial agent and $7,500 for services as manager of proxy solicitations; and

Harris, Hall & Company having filed a detailed statement of the services performed as financial agent and as manager of proxy solicitations, for which services approval of payment in the amounts of $19,000 and $6,000, respectively, together with expenses of $650.95, is requested; and

It appearing to the Commission that such proposed fees and expenses are for necessary services and not unreasonable in amount;

It is ordered, That jurisdiction over said fees and expenses proposed to be paid to Harris, Hall & Company be, and hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–4731; Filed, Mar. 21, 1946; 10:08 a. m.]

[File No. 30-208]

WESTERN LIGHT & TELEPHONE CO.

FINDINGS AND ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of March, A. D. 1946.

Western Light & Telephone Company (Western), a registered holding company, having filed a certificate of notification stating that it has effected a merger with The Kansas Power Company, which company prior to the merger was a public utility company and the sole subsidiary of Western, and further stating that the surviving corporation, Western Light & Telephone Company, Inc., has issued its bonds, preferred stock and common stock and has effected other related transactions, all in accordance with the order of this Commission in file numbers 70-1020 and 68-46 entered June 29, 1945 and supplemental order pursuant to Rule U-50 entered September 6, 1945 (Holding Company Act Release Nos. 5902 and 6031); and

Western having filed an application pursuant to section 5 (d) of the Public Utility Holding Company Act of 1935 requesting an order declaring that it has ceased to be a holding company; and

A notice of filing having been issued on December 11, 1945 with respect to said application and said notice having stated that any interested person may, not later than December 26, 1945, request the Commission in writing that a hearing be held on such matter and the Commission not having received a request for hearing with respect to said application within the period prescribed in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that Western Light & Telephone Company has ceased to be a holding company and that its registration as a holding company should cease to be in effect and that it is not necessary to impose any terms or conditions for the protection of investors in connection with the termination of such registration:

It is ordered and declared, That Western Light & Telephone Company has ceased to be a holding company and that the registration of Western Light & Telephone Company as a holding company shall from the date of the entry of this order cease to be effective.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4732; Filed, Mar. 21, 1946; 10:09 a. m.]

[File No. 70-1240]

UNION PRODUCING CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 18th day of March, A. D. 1946.

Union Producing Company ("Union"), a wholly owned subsidiary of United Gas Corporation ("United"), which is a subsidiary of Electric Power & Light Corporation, a registered holding company, having filed an application and declaration pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder with respect to the following transactions:

Union proposes to redeem for cash on or about March 25, 1946, $1,000,000 principal amount of its 6% Debentures due March 1, 1952, in accordance with the provisions thereof, at principal amount and accrued interest thereon to date fixed for such redemption. Union has presently outstanding $39,000,000 of said 6% Debentures all of which are owned by United. The Debentures are pledged and held as collateral under the provisions of the Mortgage and Deed of Trust securing United's First Mortgage Bonds. It is stated that United has advised Union that it proposes to transfer the $1,000,000 principal amount to be paid to the Trustee by Union to the Sinking Fund as a credit against current requirements in accordance with the provisions of the Mortgage.

Said application and declaration having been filed on February 25, 1946 and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 under said act and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed transaction hereinabove mentioned satisfies the requirements of the provisions of the act and of the rules thereunder, insofar as they are applicable, and that it is appropriate in the public interest and in the interest of investors and consumers that said application be granted and said declaration be permitted to become effective:

It is ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application be, and the same hereby is, granted and that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4735; Filed, Mar. 21, 1946; 10:09 a. m.]

[File No. 70-973]

MISSOURI GENERAL UTILITIES CO. AND ASSOCIATED ELECTRIC CO.

ORDER RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of March 1946.

Associated Electric Company ("Aelec"), a registered holding company, and its subsidiary, Missouri General Utilities Company ("Utilities"), having filed an application-declaration, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, concerning the proposed sale by Aelec of its entire interest in Utilities, the proposed acquisition by Aelec of certain assets of Utilities, and related matters; and

The Commission having, by order dated November 27, 1944, granted the application and permitted the declaration to become effective, as amended, and said order having, among other things, reserved jurisdiction over the payment of all legal fees and expenses of counsel in connection with the proposed transaction; and

M. C. Matthes, counsel for Aelec, having submitted information regarding the nature and extent of the services rendered by him for such company for which a fee of $5,000 is proposed; and George A. Rozier, also counsel for Aelec, having submitted information regarding the nature and extent of the services rendered by him to such company for which a fee of $7,500 is proposed; and

It appearing to the Commission that such fees are not unreasonable:

It is ordered, That the jurisdiction heretofore reserved over the payment of all legal fees and expenses of counsel in connection with the proposed transactions be, and hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4733; Filed, Mar. 21, 1946; 10:09 a. m.]

[File No. 812-400]

APPLIANCE DEVELOPMENT CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 20th day of March, A. D. 1946.

An application having been filed by Appliance Development Corporation under and pursuant to the provisions of section 3 (b) (2) and 6 (c) of the Investment Company Act of 1940 for an order declaring it to be primarily engaged in a business or businesses other than that of investing, reinvesting, owning, holding or trading in securities, or for an exemption from the provisions of the Investment Company Act;

It is ordered, Pursuant to section 40 (a) of said Act, that a hearing on the aforesaid application be held on Monday, April 1, 1946, at 11:00 a. m., Eastern Standard Time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania.

It is further ordered, That William W. Swift, Esquire, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to Trial Examiners under the Commission's Rules of Practice.

Notice of such hearing is hereby given to the applicant and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4734; Filed, Mar. 21, 1946; 10:09 a. m.]

WAR ASSETS CORPORATION.[1]

[Rev. Special Order 24]

PRICING AND DISTRIBUTION POLICY FOR CONSUMER GOODS

Surplus Property Administration Revised Special Order 24, January 18, 1946 (11 F.R. 954), entitled "Pricing and Distribution Policy For Consumer Goods", is hereby further revised and amended as set forth below.

The Congressional policy announced by the Surplus Property Act of 1944 is to foster wide distribution of surplus commodities to consumers at fair prices utilizing normal channels of trade in such manner as to strengthen and preserve the competitive position of small business concerns. This special order is intended to implement that policy with respect to consumer goods and shall be administered accordingly.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session, (59 Stat. 533) and Executive Order 9689 (11 F.R. 1265), *It is hereby ordered*, That:

1. This order shall apply to disposals of consumer goods in the continental United States, its territories and possessions, except disposals to Federal agencies and State and local Governments pursuant to the provisions of Surplus Property Administration Regulation 2,[2] disposals to veterans pursuant to the provisions of Surplus Property Administration Regulation 7,[3] and disposals to nonprofit institutions and instrumentalities pursuant to the provisions of Surplus Property Administration Regulation 14.[4]

2. (a) Generally fixed price sales shall be used for national programs and for regional sales projects in preference to all other methods. The fixed price method of sale shall be used when property is in new condition, is available in inventory in large quantities, and is either a standard commercial item or is readily marketable; and may be used whenever property, either new or used, can best be moved by this method.

(b) Other methods of sale may be used when it is not practicable to use the fixed price method of sale. The following additional standards shall be used as a guide in the choice of these other methods:

(1) Sealed bid—where the property is a non-standard commercial item; or is of unknown marketability; or is available only in mixed lots or small quantities.

(2) Spot sale (by fixed price or competitive bid) or public auction—where the property is not suitable for fixed price offering; when rapid clearance of a site is necessary; or when the experience of the disposal agency has shown this to be the best method of disposing of the specific type of property involved.

(3) Negotiated sale—(a) When the proposed purchaser can perform certain functions necessary to make the property salable, such as repairing rehabilitating, sorting, grading, or testing, more economically and effectively than the disposal agency or others; (b) When the property is non-standard and has no apparent civilian use; (c) When the property is such a hazard to health and property as to require immediate disposition; (d) When the property will spoil or deteriorate so rapidly as to jeopardize any disposal unless immediately sold; (e) When another method of sale has proved unsuccessful; or, (f) When the property is to be sold to a foreign government at the request of the State Department.

3. In the fixed price method of sale, prices shall be established as close to the current market price as possible, recognizing that they must be attractive enough to move the property and compensate for any unusual features of the property which may add to the difficulty of reselling. In general, prices shall be set for two levels of trade, wholesale and retail. The differential between those prices should correspond to that which is normal in the trade, and should reflect the differences in the cost of the distributive functions performed. Sales under such differentials shall be known as program sales. In those instances where program sales are not feasible, and in other special instances, a uniform price may be set for all purchasers; for example, such instances may occur where a commodity normally moves predominantly from the manufacturer to wholesalers and industrial users, or may occur in connection with the clearance of depots, warehouses, ships, or command installations.

4. The minimum quantity, i. e., the minimum lot size, which should be offered for sale by the disposal agency should to the extent feasible be a quantity which will enable small independent retailers to participate. Such minimum quantities may be larger when (a) large quantities of merchandise are packaged in military cartons and it would be uneconomic to repackage the property to provide for sales in smaller quantities, or (b) it is necessary to consolidate several packages in order to assure an equitable or appropriate distribution of the size range of the property. In program sales, the price on the minimum quantity offered to small independent retailers shall be known as the base price.

5. In program sales, a larger minimum quantity applicable to the wholesale trade should be offered to wholesalers of the commodity offered who agree to use their best efforts to sell to small independent retail establishments. This minimum quantity may be less than the minimum quantity offered to large retailers pursuant to paragraph 6 hereof. The price to the wholesaler should be such as to compensate for the distributive function to be performed by the wholesaler, taking into consideration the type of goods, the turn-over potential, the cost of care and handling, the value, and the quantity available.

6. Certain large retailers, including chain stores and mail order houses, normally purchase in quantities far in excess of those purchased by the small retailer and small wholesaler. To facilitate the disposal of consumer goods, and thereby to protect the interest of the Government in such goods, and in recognition of the fact that retailers who buy in large quantities usually perform an intermediate distributive function in the movement of the goods to the consumer level, such purchases should, in program sales, generally be made at a discount of not more than 5 percent from the price to small retailers. The minimum quantity subject to this discount shall be specified in the offering.

7. No other reductions or discounts shall be given and there shall be no graded discounts within the same class of purchasers.

8. The price levels in program sales shall be established by the disposal agency as to each kind of property to be sold. Subject to Office of Price Administration ceilings, surplus consumer goods shall be priced by the disposal agency to effectuate orderly and prompt disposal, giving due consideration to the kind, quantity, condition, and value of each item at the time of the offering.

9. In any fixed price method of sale when the total supply of a commodity is less than the amount ordered, consideration shall be given to the needs of other purchasers before large quantities are sold to one or a few purchasers. Precedence shall be given to orders received from small retailers and from wholesalers who serve small independent retailers.

10. The following conditions shall be observed for the classes of purchasers specified below:

(a) Sales may be made exclusively to the original producer of the surplus property only when the original producer can perform certain necessary functions, such as repairing, rehabilitating, sorting, grading, or testing, more effectively than the disposal agency or others.

(b) Manufacturers who perform the distributive functions of serving small independent retailers may buy as wholesalers under program sales, subject to the rules applicable to purchases made by wholesalers.

(c) Wholesalers and manufacturers who own, operate, or control retail stores are required to buy as retailers, under program sales, for their company owned or controlled retail stores.

(d) Buying offices of associated groups of retail stores operated on the voluntary chain system of buying will buy as retailers under program sales.

(e) Commercial exporters and purchasing commissions representing foreign governments shall be permitted to participate as wholesalers under program sales, except that items in criti-

[1] Successor to Surplus Property Administration.

[2] 10 F.R. 14200, 11 F.R. 1357.

[3] 10 F.R. 12849.

[4] 10 F.R. 14028, 11 F.R. 2714.

cally short supply in the domestic economy may not be available to them for export.

(f) Cooperative organizations shall be permitted to participate in sales of consumer goods at the same time and under the same conditions as other commercial enterprises under program sales. In determining the level of trade at which a particular cooperative organization will buy consideration should be given solely to its functions as a wholesaler or retailer and not the features of cooperative ownership.

(g) Industrial users, i. e., manufacturing or commercial enterprises of a class which normally purchases property for its own use and not for resale shall be permitted to participate in program sales at the retail level, or at the wholesale level (at the minimum quantity specified in paragraph 5) if such class customarily buys from manufacturers at the same price as wholesalers, Provided, that in either case the property so purchased is not resold in its present form except after incorporation into an end product. Orders of commercial and industrial purchasers shall be filled in accordance with paragraph 9 hereof after retailers and wholesalers who serve small retailers.

(h) Purchasing agents (including resident buyers, commission men, brokers, and other agents) who perform the purchasing function for the principles they represent, shall be permitted to participate in disposals of surplus property. Sales made through these agents shall be made only in the name of the principal they represent and in program sales at the level of distribution of the principal. Such agents may be required to present a written authorization from the principal for each purchase.

(i) All purchasers who may participate in program sales shall also be eligible to acquire property offered by any other method.

(j) Ultimate consumers (persons who buy for their own personal use) are not ordinarily expected to purchase surplus property directly from the disposal agency except when such property is offered in suitable lots or units under circumstances which will not complicate the work of disposal or where sales to ultimate consumers, for example through rural farm auctions, would be more effective than offerings by other methods.

This revised order shall become effective March 16, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 16, 1946.

[F. R. Doc. 46-4773; Filed, Mar. 21, 1946; 11:39 a. m.]

Reference

MAR 26 '46

Reference

MAR 26 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
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FEDERAL REGISTER

VOLUME 11 NUMBER 58

Washington, Saturday, March 23, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 9–19, Amdt. 3]

PART 1220—FEED

OIL SEED MEAL SET ASIDE FOR APRIL 1946

War Food Order No. 9–19, as amended (11 F.R. 789, 1145, 2213), is hereby further amended by deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Quantity to be set aside.* No processor shall deliver oil seed meal to any person unless, at each processing plant operated by him, he shall set aside and hold for delivery as directed by the Order Administrator:

(1) Five percent of his production of oil seed meal during the period from the effective date of this order to and including January 31, 1946;

(2) Five percent of his production of oil seed meal during the month of February 1946;

(3) Five percent of his production of oil seed meal during the month of March 1946;

(4) Ten percent of his production of oil seed meal during the month of April 1946.

This amendment shall become effective at 12:01 a. m., e. s. t., April 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 9–19, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 9, 11 F.R. 669)

Issued this 20th day of March 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46–4774; Filed, Mar. 21, 1946; 1:24 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter I—Aid of Civil Authorities and Public Relations

PART 109—SECRECY SURROUNDING TROOP MOVEMENTS

TROOP MOVEMENTS, INDIVIDUAL TRAVEL, AND MOVEMENT OF SUPPLIES

Sections 109.1–109.5, inclusive, are rescinded in revision of AR 380–5, 6 March 1946, and the following §§ 109.1–109.4, inclusive, are substituted therefor:

Sec.
109.1 General.
109.2 Rail and motor movements.
109.3 Embarkation.
109.4 Periods of peace or following termination of hostilities.

AUTHORITY: R.S. 161; 5 U.S.C. 22.

§ 109.1 *General*—(a) *Application.* The provisions of (b), (c) and (d) below and §§ 109.2–109.3, inclusive, will apply during periods of hostilities. The provisions of § 109.4 will apply during periods of peace or following the termination of hostilities and before peace is formally declared.

(b) *Responsibility of commanding officers.* Commanding officers of units, replacements, or individuals affected by the provisions of this part are responsible that such personnel are instructed in these provisions, advised of their applicability, and warned of the danger involved in the disclosure to unauthorized persons of classified information concerning troop movements or movements of supplies.

(c) *Classification requirements.* Information of movements of personnel or supplies will be classified, when appropriate, as secret, confidential, or restricted by, or by authority of, any officer authorized to make or authorize secret classifications.

(d) *Dissemination of information.* (1) All persons connected with the military service who receive information concerning movements of personnel or supplies classified in accordance with Army Regulations are forbidden to make public or to inform unauthorized persons concerning the classified elements of such movements.

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Book 1: Titles 1–10, including Presidential documents in full text.

Book 2: Titles 11–32.

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(2) When it is necessary to advise relatives or other persons of approaching departure, individuals connected with the military service will not disclose any classified information.

(3) Arrival in a theater of operations does not diminish the necessity of safeguarding classified elements of information concerning the movement. After such arrival, no information will be given to unauthorized persons concerning names, destinations, or organizations, names of vessels, data concerning convoys, routes pursued, measures taken to avoid attack, date of arrival, debarkation or departure, or number of troops, or kind of cargoes carried.

§ 109.2 *Rail and motor movements.* (a) Reports concerning arrivals and departure of rail or motor movements within the United States which for any reason are classified, may be transmitted to persons authorized to receive such reports, unclassified, provided unit designations are not included therein.

(b) When rail or motor movements or travel of personnel are made preliminary to movement to a theater of operations, cars, baggage, and impedimenta will not be marked in the clear to show oversea destination, date of departure, name of ship, or other classified elements of information.

§ 109.3 *Embarkation.* (a) Troop movements will be made so far as practicable without attracting undue attention.

(b) All persons not on official business will be excluded from the piers at all times.

(c) Members of families, relatives, or friends of personnel under oversea movement or travel orders will not be allowed in the vicinity of piers on the day of sailing.

§ 109.4 *Periods of peace or following termination of hostilities*—(a) *Application.* The provisions of this section will apply only during periods other than those of hostilities.

(b) *Normal security requirements.* Information or documents concerning movements of personnel or supplies will normally be unclassified.

(c) *Classification requirements.* (1) Elments of information (such as destination, mission, and other elements which should be safeguarded) concerning movements of personnel or supplies, other than movements within oversea areas in which United States Army forces are stationed, will be classified secret, confidential, or restricted only when such classification is authorized by the War Department.

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-4804; Filed, Mar. 22, 1946; 10:14 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration

PART 141—TESTS AND METHODS OF ASSAY FOR ANTIBIOTIC DRUGS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by

the provisions of section 507 of the Federal Food, Drug, and Cosmetic Act, (52 Stat. 1040 ff, 21 U.S.C. 301 et seq., as amended by Public Law 139, 79th Cong., 1st Sess., July 6, 1945), the regulations for tests and methods of assay for antibiotic drugs (10 F.R. 11478–11485), as amended, are hereby further amended as indicated below:

Section 141.5 is amended by adding the following new paragraphs:

(d) *Microscopical test for crystallinity of sodium penicillin.* Examine the sodium penicillin, mounted in mineral oil, by means of a polarizing microscope. Crystalline sodium penicillin shows resolvable particles which reveal the phenomena of birefringence (interference colors) and extinction positions on revolving the microscope stage. Crystalline sodium penicillin also reveals diagnostic refractive indices when examined by the immersion method.

(e) *Stability of crystalline sodium penicillin.* Store crystalline sodium penicillin for six days at a temperature of 100° C. (212° F.). At the end of this period it does not show a loss of more than 25% of its potency when determined as directed in § 141.1.

The foregoing amendments shall become effective on the date of the publication of this order in the FEDERAL REGISTER.

(Sec. 507, 21 U.S.C. 301 et seq.)

Dated: March 22, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator.

[F. R. Doc. 46-4866; Filed, Mar. 22, 1946; 11:43 a. m.]

PART 146—CERTIFICATION OF BATCHES OF PENICILLIN-CONTAINING DRUGS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by the provisions of section 507 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff., 21 U.S.C. 301 et seq., as amended by Public Law 139, 79th Cong., 1st Sess., July 6, 1945), the regulations for the certification of batches of penicillin-containing drugs (10 F.R. 11227), as amended, are hereby further amended as indicated below:

1. Section 146.24 (a) is amended by substituting a semicolon for the period at the end of the first sentence and by inserting the words "crystalline sodium penicillin is the heat stable crystalline sodium salt of a kind of penicillin or a mixture of two or more such salts."

2. Section 146.24 (a) (5) is amended by deleting the period at the end of the sentence and inserting the words "unless it is crystalline sodium penicillin in which case its moisture content is not more than 1%."

3. Section 146.24 (c) (2) is amended by substituting a comma for the period at the end of the sentence and by inserting the words "unless it is crystalline sodium penicillin in which case the storage statement may be omitted."

The foregoing amendments shall become effective on the date of the publication of this order in the FEDERAL REGISTER.

(Sec. 507, 21 U.S.C. 301 et seq.)

Dated: March 22, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator.

[F. R. Doc. 46-4865; Filed, Mar. 22, 1946; 11:43 a. m.]

TITLE 24—HOUSING CREDIT

Chapter IV—Home Owners' Loan Corporation

[Bulletin 395]

PART 404—TREASURY

SIGNATORIES AND COUNTERSIGNATORIES

Amending Part 404, Chapter IV, Title 24 of the Code of Federal Regulations.

Section 404.02–2 (10 F.R. 8454) is amended by changing the first paragraph as follows:

§ 404.02–2 *Signatories and countersignatories.* The Treasurer and the Assistant Treasurer of the Home Owners' Loan Corporation are authorized individually to disburse funds from and sign checks, either in person or by facsimile signature, drawn on any or all of the accounts maintained with the Treasurer of the United States listed in section 402–1. All checks for amounts in excess of $5,000 signed under the authority conferred by the first sentence of this section, except checks drawn on Account 899–763, shall be signed personally by the Treasurer or by the Assistant Treasurer and countersigned by the General Manager, Assistant to the General Manager, or Deputy General Manager. The provisions of the first sentence of the second paragraph of § 403.01–7 of this chapter relating to countersignatures on checks drawn on the Regional Working Fund shall not apply to checks signed under the authority conferred by the first sentence of this section.

Effective: March 15, 1946.

(Secs. 4 (a) and 4 (k), 48 Stat. 129, 132, 643, 647; 12 U.S.C. and Sup. 1463; E.O. 9070, 7 F.R. 1529)

[SEAL] J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 46-4775; Filed, Mar 21, 1946; 3:13 p. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5504]

PART 19—INCOME TAX UNDER THE INTERNAL REVENUE CODE

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

ELECTIVE INVENTORY COMPUTATIONS

PARAGRAPH 1. Section 29.22 (d)–2 of Regulations 111 (26 CFR, Cum. Supp., Part 29) is amended as follows:

(A) By revising that portion thereof preceding the lettered paragraphs to read:

§ 29.22 (d)–2 *Requirements incident to adoption and use of elective method.* Except as otherwise provided in § 29.22 (d)–1 with respect to raw material computations, the adoption and use of the elective inventory method is, by section 22 (d) and the regulations thereunder, made subject to the following requirements:

(B) By striking that portion of paragraph (d) preceding the numbered subparagraphs, and by inserting in lieu thereof the following:

(d) Goods of the specified type on hand as of the close of the taxable year in excess of what were on hand as of the beginning of the taxable year shall be included in the closing inventory, regardless of identification with specific invoices and regardless of specific cost accounting records, at costs determined pursuant to the provisions of Rule (A) or Rule (B) hereof, dependent upon the character of the transactions in which the taxpayer is engaged;

Rule (A). In the case of a taxpayer engaged in the purchase and sale of merchandise, such as a retail grocer or druggist, or engaged in the initial production of merchandise and its sale without processing, such as a miner selling his ore output without smelting or refining, such costs shall be determined:

(C) By inserting in paragraph (d) immediately preceding example (1) the following:

The application of Rule (A) may be illustrated by the following examples:

(D) By revising example (2) in paragraph (d) to read as follows:

Example (2). Suppose that the taxpayer's closing inventory for 1943, the year following that involved in example (1), reflects an inventory decrease for the year, and not an increase; suppose that there is, accordingly, a 1943 closing inventory of 13 units. Inasmuch as the decreased closing inventory will be determined wholly by reference to the 15 units reflected in the opening inventory for the year, and will be taken "in the order of acquisition" pursuant to section 22 (d) (1) (B), and inasmuch as the character of the taxpayer's opening inventory for the year will be dependent upon its method of valuing its five-unit inventory increase for the preceding year, the closing inventory for 1943 will be computed as follows:

(a) In case the increase for the preceding taxable year was taken by reference to the most recent purchases:

10 at 10 (from 1941)	= 100
1 at 13 (July 1942)	= 13
2 at 14 (October 1942)	= 23
Total 13	141

or

(b) In case the increase for the preceding taxable year was taken in the order of acquisition:

10 at 10 (from 1941)	= 100
1 at 11 (January 1942)	= 11
2 at 12 (April 1942)	= 24
Total 13	135

or

(c) In case the increase for the preceding taxable year was taken on the basis of an average:

10 at 10 (from 1941)	= 100
3 at 13 (from 1942)	= 39
Total 13	139

(E) By inserting in paragraph (d) immediately after example (2) the following:

Rule (B). In the case of a taxpayer engaged in manufacturing, fabricating, processing, or otherwise producing merchandise, such costs shall be determined:

(a) In the case of raw materials purchased or initially produced by the taxpayer, in the manner elected by the taxpayer under Rule (A) to the same extent as if the taxpayer were engaged in purchase and sale transactions; and

(b) In the case of goods in process, regardless of the stage to which the manufacture, fabricating, or processing may have advanced, and in the case of finished goods, pursuant to any proper method which, in the opinion of the Commissioner, clearly reflects income.

PAR. 2. The above amendments to Regulations 111, which regulations cover taxable years beginning after December 31, 1941, are hereby made applicable to any taxable year beginning after December 31, 1938, and prior to January 1, 1942, such years being covered by Regulations 103 (26 CFR, 1940 Supp., Part 19).

(Secs. 62 and 22 (d) of the Internal Revenue Code (53 Stat. 32, 877; 26 U.S.C., 62, 22 (d))).

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: March 20, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-4777; Filed, Mar. 21, 1946; 4:28 p. m.]

Subchapter A—Income and Excess Profits Taxes

[T. D. 5503]

PART 19—INCOME TAX UNDER THE INTERNAL REVENUE CODE

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

PART 30—REGULATIONS UNDER THE EXCESS PROFITS TAX ACT OF 1940

PART 35—EXCESS PROFITS TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

Subchapter B—Estate and Gift Taxes

PART 81—REGULATIONS RELATING TO ESTATE TAX

PART 86—GIFT TAX UNDER CHAPTER 4 OF INTERNAL REVENUE CODE, AS AMENDED

TIME FOR CLAIMING REFUND WITH RESPECT TO WAR LOSSES, DEDUCTION OF CONTRIBUTIONS TO PENSION TRUSTS, AND TIME FOR FILING PETITION WITH TAX COURT OF UNITED STATES

In order to conform Regulations 103 (26 CFR, 1940 Supp., Part 19), Regulations 105 (26 CFR, Cum. Supp., Part 81), Regulations 108 (26 CFR, Cum. Supp., Part 86) Regulations 109 (26 CFR, 1941 Supp., Part 30), Regulations 111 (26 CFR, Cum. Supp., Part 29), and Regulations 112 (26 CFR, Cum. Supp., Part 35), to the provisions of sections 201, 202, and 203 of Public Law 291 (79th Congress), approved December 29, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 29.23 (p)–1, Regulations 111, the following:

SEC. 202. CONTRIBUTIONS TO PENSION TRUSTS. (Public Law 291, 79th Congress, approved December 29, 1945.)

(a) *Deductions for the taxable year 1942 under prior income tax acts.* Section 23 (p) (2) of the Internal Revenue Code is amended by striking out the words "January 1, 1943" and inserting in lieu thereof "January 1, 1942," and by striking out the words "December 31, 1942" and inserting in lieu thereof "December 31, 1941".

(b) *Effective date.* The amendment made by this section shall be applicable as if it had been made as a part of section 162 (b) of the Revenue Act of 1942.

PAR. 2. There is inserted immediately preceding § 19.272–1, Regulations 103, and § 29.272–1, Regulations 111, the following:

SEC. 203. PETITION TO THE TAX COURT OF THE UNITED STATES. (Public Law 291, 79th Congress, approved December 29, 1945.)

(a) *Time for filing petition.* The second sentences of sections 272 (a) (1), • • • of the Internal Revenue Code are amended by striking out the parenthetical expression appearing therein and inserting in lieu thereof the following: "(not counting Saturday, Sunday, or a legal holiday in the District of Columbia as the ninetieth day)".

(b) *Effective date.* The amendments made by this section shall take effect as of September 8, 1945.

PAR. 3. Section 19.272–1, Regulations 103, as amended by Treasury Decision 5226, approved February 10, 1943, and § 29.272–1, Regulations 111, are amended by changing the sixth sentence of each such section to read as follows: "In determining such 90-day or 150-day period, Saturday (on and after September 8, 1945), Sunday, or a legal holiday in the District of Columbia is not to be counted as the ninetieth or one hundred fiftieth day."

PAR. 4. Section 19.273–1, Regulations 103, as amended by Treasury Decision 5226, and § 29.273–1, Regulations 111, are amended by changing the clause following the parenthetical expression appearing in the third sentence of the second paragraph of each such section to read as follows: "not counting Saturday (on and after September 8, 1945), Sunday, or a legal holiday in the District of Columbia as the ninetieth or one hundred fiftieth day."

PAR. 5. There is inserted immediately preceding § 19.322–1, Regulations 103, § 29.322–1, Regulations 111, the following:

SEC. 201. EXTENSION OF TIME FOR CLAIMING CREDIT OR REFUND WITH RESPECT TO WAR LOSSES. (Public Law 291, 79th Congress, approved December 29, 1945.)

If a claim for credit or refund under the internal revenue laws relates to an overpayment on account of the deductibility by the taxpayer of a loss in respect of property considered destroyed or seized under section 127 (a) of the Internal Revenue Code (relating to war losses) for a taxable year beginning in 1941 or 1942, the three-year period of limitation prescribed in section 322 (b) (1) of the Internal Revenue Code shall in no event expire prior to December 31, 1946. In the case of such a claim filed on or before December 31, 1946, the amount of the credit or refund may exceed the portion of the tax paid within the period provided in section 322 (b) (2) or (3) of such code, whichever is applicable, to the extent of the amount of the overpayment attributable to the deductibility of the loss described in this section.

PAR. 6. Section 19.322–7, Regulations 103, as amended by Treasury Decision 5436, approved February 3, 1945, and § 29.322–7, Regulations 111, is amended by Treasury Decision 5447, approved March 21, 1945, are further amended by changing the last sentence of (a) of each such section to read as follows: "The provisions of this subsection are subject to the exceptions provided in subsections (b), (c), and (d) of this section and in section 201 of Public Law 291 (79th Congress), approved December 29, 1945, extending to December 31, 1946, the time for filing a claim for credit or refund based upon an overpayment of the tax as a result of the failure to take a war loss deduction in respect of property considered destroyed or seized under section 127 (a) of the Code for a taxable year beginning in 1941 or 1942."

PAR. 7. There is inserted immediately preceding § 30.732–1, Regulations 109, and § 35.732–1, Regulations 112, the following:

SEC. 203. PETITION TO THE TAX COURT OF THE UNITED STATES. (Public Law 291, 79th Congress, approved December 29, 1945.)

(a) *Time for filing petition.* The second sentences of sections • • • (a), • • • of the Internal Revenue Code are amended by striking out the parenthetical expression appearing therein and inserting in lieu thereof the following: "(not counting Saturday, Sunday, or a legal holiday in the District of Columbia as the ninetieth day)".

(b) *Effective date.* The amendments made by this section shall take effect as of September 8, 1945.

PAR. 8. Section 30.732–1, Regulations 109, and § 35.732–1, Regulations 112, both sections as amended by Treasury Decision 5474, approved August 21, 1945, are further amended by changing the parenthetical expression appearing in the second sentence of each such section to read as follows: "(not counting Saturday (on and after September 8, 1945), Sunday, or a legal holiday in the District of Columbia as the ninetieth day)."

PAR. 9. There is inserted immediately preceding § 81.73, Regulations 105, and § 86.39, Regulations 108, the following:

SEC. 203. PETITION TO THE TAX COURT OF THE UNITED STATES. (Public Law 291, 79th Congress, approved December 29, 1945.)

(a) *Time for filing petition.* The second sentences of sections • • • 871 (a) (1), and 1012 (a) (1), respectively, of the Internal Revenue Code are amended by striking out the parenthetical expression appearing therein and inserting in lieu thereof the following: "(not counting Saturday, Sunday, or a legal holiday in the District of Columbia as the ninetieth day)."

(b) *Effective date.* The amendments made by this section shall take effect as of September 8, 1945.

PAR. 10. Section 81.73, Regulations 105, as amended by Treasury Decision 5239, approved March 10, 1943, is further amended by changing the two parenthetical expressions in the fourth paragraph to read as follows: "(not counting

Saturday (on and after September 8, 1945), Sunday, or a legal holiday in the District of Columbia as the last day of the period)."

PAR. 11. Section 81.93, Regulations 105, as amended by Treasury Decision 5239, is further amended by changing the parenthetical expression in the fifth sentence to read as follows: "(not counting Saturday (on and after September 8, 1945), Sunday, or a legal holiday in the District of Columbia as the last day)."

PAR. 12. Section 86.39, Regulations 108, is amended by changing the fourth sentence to read as follows: "In determining such prescribed period, Saturday (on and after September 8, 1945), Sunday, or a legal holiday in the District of Columbia is not to be counted as the last day thereof."

PAR. 13. Section 86.43, Regulations 108, is amended by changing the clause following the parenthetical expression in the third sentence of the second paragraph thereof to read as follows: "and in determining such prescribed period Saturday (on and after September 8, 1945), Sunday, or a legal holiday in the District of Columbia is not to be counted as the last day thereof."

(Secs. 62, 1029, 3791, and 729 (a) of the Internal Revenue Code (53 Stat. 32, 157, 467; 54 Stat. 989; 26 U.S.C., 62, 1029, 3791, 729 (a)) and secs. 201, 202, and 203 of Pub. Law 291 (79th Congress), approved Dec. 29, 1945)

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: March 20, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury

[F. R. Doc. 46-4776; Filed, Mar. 21, 1946; 4:28 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.: E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Direction 13]

ASSIGNMENT OF CC RATINGS FOR CADMIUM

The following direction is issued pursuant to Priorities Regulation 28:

(a) *What this direction does.* The supply of cadmium is substantially less than present and anticipated requirements. There is no substitute for cadmium in certain essential products which are in very short supply, and the shortage of cadmium therefore constitutes a serious threat to the economy of the country during the reconversion period. This direction explains where the Civilian Production Administration may assign CC ratings, in accordance with paragraph (d) of Priorities Regulation 28 for cadmium, in addition to the types of cases covered by paragraphs (e) through (h) of Priorities Regulation 28.

(b) *Essential products in short supply.* Under the conditions stated in paragraph (d) of Priorities Regulation 28 the Civilian Production Administration may assign a CC rating for cadmium for

I. Alloys.
(i) Bearing.
(ii) Carbon, cadmium impregnated for use as contacts in electric current interruption devices.
(iii) Copper base.
(iv) Lead base for coating of copper wire.
(v) Low melting point for use in the following:
(a) Dry type rectifier elements.
(b) Fire protective systems, safety devices and electrical fuses.
(c) Plugs for screwless fasteners in rimless metal spectacles.
(d) Dentistry.
(e) Plastic fire control instruments for the mounting of optics.
(f) Seals between brass and glass parts of liquid high voltage fuses.
(g) Inspection gauges.
(vi) Silver brazing.
(vii) Silver for use as contacts in electric current interruption devices.
(viii) Type metal for typography trade.
(ix) Zinc base for rolling only.

II. Chemicals, except pigments.

III. Pigments for signal and illuminating glass, thermometer tubing, rubber sea buoys, dental rubber, X-ray fluoroscopic screens and luminescent coatings for cathode ray tubes, except tubes to be used in signs, lighting fixtures or lamps.

IV. Standard cells and electrolytic testers.

(c) *Priorities Regulation 28 still applies.* To any case not covered by the above, CC ratings will be assigned only as provided in Priorities Regulation 28.

Issued this 22d day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4822; Filed, Mar. 22, 1946; 11:09 a. m.]

PART 1044—CADMIUM

[Conservation Order M-389, Revocation]

Section 1044.2 *Conservation Order M-389* is hereby revoked. This revocation does not affect any liabilities incurred for violation of the order or of actions taken by the Civilian Production Administration under the order. Production and delivery of cadmium remain subject to other applicable orders and regulations of the Civilian Production Administration.

Issued this 22d day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4821; Filed, Mar. 22, 1946; 11:09 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[Rev. SO 109, Amdt. 2]

AMENDMENT OF CERTAIN ORDERS AND APPROVALS ISSUED UNDER SUPPLEMENTARY ORDER 94 AND SUPPLEMENTARY ORDER 122

A statement of the considerations involved in the issuance of this amendment to Revised Supplementary Order 109 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Supplementary Order 109 is amended in the following respects:

1. Section 1305.137 (e) is added to read as follows:

(e) On and after March 25, 1946 the provisions of all orders previously issued by the Price Administrator, any Regional Administrator or District Director under Supplementary Order 94 are amended by adding the words "and/or War Assets Administration" after the words "War Assets Corporation" wherever they appear.

2. Section 1305.137 (f) is added to read as follows:

(f) On and after March 25, 1946 the provisions of all orders and approvals previously issued by the Price Administrator or authorized officers or employees of the Office of Price Administration under Supplementary Order 122 shall also be applicable to all sales by the War Assets Administration of the commodities described in all of said orders and approvals, and to all sales by resellers of any of such commodities sold by the War Assets Administration.

This amendment shall become effective March 25, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4798; Filed, Mar. 21, 1946; 4:34 p. m.]

PART 1306—IRON AND STEEL

[MPR 244, Amdt. 12]

GRAY IRON CASTINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1421.157 is amended by inserting a new paragraph (b) to read as follows:

(b) In any case in which an applicant applies for an adjustment of his maximum prices for some or all of the gray iron castings he sells and seeks an increase in his maximum prices higher than the price which would otherwise be allowed under paragraph (a) of this section, the Administrator or the appropriate regional administrator may, in his discretion, grant such a higher price to be accompanied by a compensatory decrease in other prices of the same seller. However, the price may not be above a level maintaining a normal price relationship in the malleable iron castings which the applicant sells. The accompanying reduction in other prices will equal the total dollar amount of the adjustment granted in excess of the price that otherwise would be allowed under paragraph (a).

This amendment shall become effective March 22, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4845; Filed, Mar. 22, 1946; 11:33 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 389,[1] Amdt. 25]

CEILING PRICES FOR CERTAIN SAUSAGE ITEMS AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 389 is amended by changing the specifications for "Type 2 chili con carne, plain (without beans)" contained in the definition for "Chili con carne, plain (without beans)" in section 13 (h) to read as follows:

"Type 2 chili con carne, plain (without beans)" shall be made in any combination of not less than 75 percent of fresh or frozen uncured beef, veal, pork or regular boneless mutton (as defined in Revised Maximum Price Regulation No. 239), and not more than 25 percent of beef or pork fat (the foregoing percentages shall be based on the total uncooked weight of meats used, and the rendered weight, estimated if meat actual, of the beef or pork fat used). Hearts, beef, veal or pork cheeks, or head meat may be substituted for an equal quantity of beef, veal, pork or regular boneless mutton, but not in excess of 25 percent of the total meats used. The finished product shall not have a fat content in excess of 35 percent; may contain extender other than beans not in excess of 8 percent of the weight of the finished product; shall contain a suitable mixture of spices and seasoning, including ground chili peppers; and the yield of the finished product shall not exceed 85 percent of the total of the weights of the uncooked meat ingredients, the rendered beef or pork fat, and the extender used.

This amendment shall become effective March 27, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4846; Filed, Mar. 22, 1946; 11:33 a. m.]

PART 1377—WOODEN CONTAINERS

[RMPR 186, Amdt. 13]

WESTERN WOODEN AGRICULTURAL CONTAINERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 186 is amended in the following respects:

1. In § 1377.103 a new paragraph (d) is added to read as follows:

(d) *Use of acknowledgment orders.* In lieu of showing on the invoice the complete price calculation as required by this section the seller may show his complete calculation of price on the acknowledgment of the order sent to the purchaser and refer to the specific acknowledgment of the order on the invoice.

2. In § 1377.110 (c), Table 2 is amended by adding the following prices for radish crates under the item, "vegetable" immediately prior to the prices for "All Other Vegetable"

Item	Basic price	GROUP 0	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19
Radish crates FCB No. 1556, tariff 2-C.....	$51.25	$54.00	$54.50	$55.00	$55.75	$56.25	$56.75	$57.25	$58.00	$58.50	$59.50	$60.50	$61.00	$61.75	$62.25	$62.75	$63.50	$64.00	$66.00	$67.25	$69.00

This amendment shall become effective March 27, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4851; Filed, Mar. 22, 1946; 11:37 a. m.]

PART 1380—HOUSE AND SERVICE INDUSTRY MACHINES

[RMPR 86]

DOMESTIC LAUNDRY MACHINES

Maximum Price Regulation No. 86 is revised and amended to read as follows:

In the judgment of the Price Administrator the ceiling prices established by this revision of Maximum Price Regulation No. 86 are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders No. 9250, No. 9328, No. 9599, No. 9651, and No. 9697. A statement of the considerations involved in the issuance of this revised regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.

ARTICLE I—SCOPE OF THIS REGULATION

Sec.
1. Articles covered.
2. Persons and transactions covered.

ARTICLE II—MANUFACTURERS' CEILING PRICES

3. Models on which a price was quoted between January 1, 1941, and October 15, 1941.
4. Revocation of certain ceiling prices and adjustments.
5. Reconversion adjustments of certain ceiling prices.
6. New or changed models involving minor changes.
7. New or changed models involving a change, not a minor change.
8. Downward adjustment of certain prices established or reported.
9. Ceiling prices fixed by special orders.
10. Ceiling prices for sales to new classes of purchasers.
11. Establishment of ceiling prices in certain cases.
12. Reports, catalogues and price lists.
13. Sales to the United States and Allied Governments.

ARTICLE III—CEILING PRICES FOR RESALES BY DISTRIBUTORS AND DEALERS

14. Establishment of resale prices for distributors and dealers by order.
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17. Zones.
18. Sales invoices and records.
19. Tagging.
20. Credit charges on dealer sales.
21. Modifications of provisions of this regulation.
22. Terms of sale.
23. Relation of this regulation to other price regulations.
24. Compliance with the regulation.
25. Geographical applicability.

AUTHORITY: § 1380.1 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—SCOPE OF THIS REGULATION

SECTION 1. *Articles covered.* This regulation covers sales of domestic washing machines, domestic ironing machines, and domestic driers. As used in this regulation:

(a) A washing machine means a mechanically operated new washing machine of the type commonly used in households for washing clothes, linens and similar household articles. Among others, this includes tray type machines designed for use with a stationary tub.

(b) An ironing machine means a mechanically operated new ironing machine of the type commonly used in households for ironing clothes, linens and similar household articles.

(c) A drier means a mechanically operated new automatic drying machine of the type commonly used in households for drying clothes, linens and similar household articles. It does not include rack type driers.

SEC. 2. *Persons and transactions covered.* (a) This regulation covers all sales and deliveries of washing and ironing machines and driers by any person.

(b) As used in this regulation:

(1) "Manufacturer" means a person who operates a factory in which washing machines, ironing machines or driers are manufactured or assembled, or a person who regularly sells private brand washing or ironing machines or driers to distributors, or a person who sells to purchasers for resale private brand washing machines, ironing machines or driers, patterns or dies for which he owns or controls.

(2) "Distributor" means any person who is not a "manufacturer" and who buys completed washing machines, ironing machines or driers, and resells them to persons other than consumers.

(3) "Dealer" means a person who buys completed washing machines, ironing machines or driers, and resells them to consumers.

(4) "Person" includes an individual, corporation, or any other organized group; their legal successors or representatives; the United States or any government or any of their political subdivisions.

(5) "Class of purchaser" means any purchaser or group of purchasers to whom the seller had an established practice during the period January 1–October 15, 1941, inclusive, of selling the same type of article at prices different from those charged other purchasers or groups of purchasers. A class of purchaser may be a single purchaser or a kind of purchaser (for example mail order establishments, department stores, etc.) or purchasers located in a particular area (for example, distributors in the west coast area, etc.) or purchasers who buy in particular quantities (for example dealers who buy in quantities of 5 or more) or purchasers who buy under particular conditions of sale (for example, long term credit, 5% cash discounts, etc.).

Any purchaser, kind of purchaser, or purchaser on certain terms or conditions of sale, which the trade has generally recognized as constituting a separate class of purchaser, and for sales to which the seller does not have a ceiling price established by or under this regulation is a new class of purchaser under this regulation. A seller's ceiling prices for sales to a new class of purchaser must be established under section 10 of this regulation.

ARTICLE II—MANUFACTURERS' CEILING PRICES

SEC. 3. *Models on which a price was quoted between January 1, 1941 and October 15, 1941.* A manufacturer's ceiling price for sales to a particular class of purchaser of a washing machine, ironing machine or drier model on which he quoted a price between January 1, 1941 and October 15, 1941 is the price determined under the first applicable rule of the following contained in this section:

Rule 1. If a price list which the manufacturer had in effect at any time during the period October 1–15, 1941, inclusive, contained a price for sales of a particular model to a particular class of purchaser, his ceiling price for sales of that model to that class of purchaser is the highest price quoted by any such price list for those sales.

Rule 2. If a manufacturer cannot use Rule 1 because he did not have any price list in effect at any time during the period October 1–15, 1941, inclusive, or because the price lists he had in effect during that time contained no price for sales of a particular model to a particular class of purchaser, then his ceiling price for sales of that model to that class of purchaser is the highest net price, f. o. b. manufacturer's point of shipment, at which he made or contracted to make such a sale during the period October 1–15, 1941, inclusive.

Rule 3. If a manufacturer cannot use either Rule 1 or Rule 2, then his ceiling price for sales of a particular model to a particular class of purchaser is the highest net price, f. o. b. manufacturer's point of shipment, at which he sold or contracted to sell that model to a purchaser of the same class during the period January 1 to September 30, 1941, inclusive. This price may, however, be increased if the manufacturer, during the period January 1–October 15, 1941, increased his prices for some models of washing or ironing machines or driers in his line, but did not increase his prices for the particular model because he had stopped producing that model before the time he increased his prices. The amount of the increase may not exceed a percentage of that price equal to that by which he increased his prices during the period January 1–October 15, 1941, for the most comparable model in his line on October 15, 1941. The price increased in this manner becomes the manufacturer's ceiling price for sales of that model to that class of purchaser.

Rule 4. If the manufacturer cannot find his ceiling price under Rules 1, 2, or 3 for a sale of a particular model to a particular class of purchaser, because he did not quote any prices for that model to that class of purchaser during the period January 1 to October 15, 1941, then his ceiling price for that sale is his ceiling price to any other class of purchaser to whom he contracted to sell, sold or quoted it during that period, adjusted to reflect his customary differential then in effect for sales to that particular class of purchaser.

SEC. 4. *Revocation of certain ceiling prices and adjustments.* (a) Regardless of any contrary provision in Revised Price Schedule No. 86 or MPR 188 or any written approval or order previously issued thereunder by the Office of Price Administration, all manufacturers' ceiling prices for washing and ironing machines established before October 4, 1945 and all manufacturers' ceiling prices for driers established before March 27, 1946 for models first offered for sale after October 15, 1941 are hereby revoked. New ceiling prices for those models must be established in accordance with sections 7, 9, or 10, whichever is applicable.

(b) All orders or other specific authorization issued by the Office of Price Administration at any time before October 4, 1945 by which a manufacturer was permitted to make an upward adjustment in his previously established ceiling prices for washing or ironing machines or driers are hereby revoked. Hereafter those adjustments may not be made, nor may they be used in the computation of ceiling prices for other models of washing or ironing machines or driers.

SEC. 5. *Reconversion adjustment of certain ceiling prices.* This section authorizes reconversion adjustments by manufacturers of certain ceiling prices. Unless a manufacturer is otherwise directed by an order issued by the Office of Price Administration under this section, every manufacturer of washing or ironing machines may adjust any ceiling price which he fixed for sales to purchasers for resale and to the United States and Allied Governments in accordance with section 3 of this regulation, by adding to that price an amount equal to 7.7% of that price. Orders will be issued under this section denying a manufacturer permission to adjust his ceiling prices by all or part of this increase when it appears to the Price Administrator, on the basis of the manufacturer's production plans as previously filed with the War Production Board and other information available to the Office of Price Administration, that the manufacturer has discontinued production of his low-end model or has decreased the proportion of low prices to high priced models which he manufactures so that his present or prospective production is not representative of his production in that respect of those machines during the year July 1, 1940 to June 30, 1941. The average price at which the manufacturer's production of each type of machine will be sold will be considered in determining how much, if any, of the increase will be granted to such a manufacturer.

SEC. 6. *New or changed models involving minor changes.* (a) A manufacturer's ceiling prices for any model washing or ironing machine or drier he produces which does not differ by more than a "minor change" from another model for which he has already established ceiling prices are the ceiling prices of the model already priced. Any change which reduces the efficiency, convenience or safety of operation, of the machine being changed is a major change.

(b) For purposes of this regulation only the following changes are minor changes:

(1) Changes in, addition to, or elimination of decorative moldings, strips, fittings or hardware; and changes in the design of the sheet metal or cast metal components: *Provided*, That the total changes do not amount in the aggregate to more than two pounds in the weight of metal.

(2) Changes in gauge of metal: *Provided*, That the efficiency or quality of the washing or ironing machine is not decreased.

(3) Changes in color or finish: *Provided*, That the type of finish is not changed.

(4) Changes in the make of the motor or gas engine.

(5) Interchanging porcelain enamel finish and bright finishes such as chrome or nickel plating.

(6) Changes in the specifications of the casters.

(7) Changes in the composition of the wringer rolls.

(8) Changes in the material used in the agitator.

(9) Changes in name plate or decal.

(10) Changes in the form of the transmission case.

(11) In the case of a washing machine changes in, but not elimination of the timer, off and on switch, overload switch, cord reel, or thermometer.

(12) In the case of an ironing machine, changes in, but not elimination of the thermostatic controls, lap shelf, end shelves, switches, speed rolls, clothes racks, porcelain table top, shoe edge protector, light, or emergency shoe release.

(13) In the case of a drier, changes in the shape, size and material of gas burners, *Provided*, That the BTU output is not reduced.

SEC. 7. *New or changed models involving a change, not a minor change.* (a) *Pricing formula.* If you are a manufacturer who cannot find his ceiling price under sections 3, 5 or 6, then your ceiling price is the price properly determined according to the following formula:

(1) Find the model of washing or ironing machine or drier for which you have a ceiling price, which is comparable to the machine priced. The "comparable" model is the one which is most like the machine being priced in design, construction, and operation, and which is closest to it in unit direct cost. If a machine on which "minor changes" have been made is subsequently used as the "comparable" model in pricing a new or changed model, the cost of the comparable model shall be computed on the basis of the cost to make the machine without the "minor changes."

(2) Find the current unit direct cost of the comparable model. Current unit direct cost means the cost of direct materials and direct labor computed on the basis of (i) your normal production volume and your normal material purchase practices; (ii) current material prices paid not to exceed ceiling prices; (iii) wage rates in effect at the time the report is prepared; (iv) labor efficiency and material waste allowances determined at the time of or just prior to the preparation of the report. For the purpose of this section, direct material and direct labor do not include any items of factory expense or burden, pattern and tool and die cost, production engineering, warehousing and shipping expense, royalties, and items of selling general and administrative expense. If you are not producing the comparable model, you nevertheless compute the current unit direct cost on the basis described above.

(3) Find the current unit direct cost of the model being priced on the same basis as described in subparagraph (2) in a manner consistent with the current unit direct cost of the comparable model.

(4) Find your mark-up factor by dividing the ceiling price of the comparable model by its current unit direct cost. You must use your ceiling price to the class of purchasers (distributors, dealers, mail order houses, etc.) who buy from you in the greatest volume.

(5) Multiply the unit direct cost of the model being priced by that mark-up factor. The result is your ceiling price to the class of purchaser used in subparagraph (4). Your ceiling prices to any other class of purchaser, for the model being priced, must be calculated on the basis of the percentage differential which you customarily had in effect for sales to that class of purchaser.

(b) *Reporting and waiting provisions.* (1) If a manufacturer uses this section to find his ceiling price, he may not, without special authorization, sell, offer to sell, or deliver the washing or ironing machine or drier until his ceiling price has been approved by the Office of Price Administration. To receive that approval a manufacturer must comply with the reporting and waiting provisions which are stated below.

(2) The manufacturer must report the price which he has arrived at under this section on OPA Form 6065–2585 provided for that purpose giving all the information called for by that form. These forms may be obtained by him from the Office of Price Administration, Washington, D. C., and his report must be filed there. With the form he must include an illustration and specifications of both the new and comparable models. If he receives a written acknowledgment and approval of his report, he may proceed at once to sell the washing or ironing machine or drier at the reported price. If the manufacturer does not receive approval of his price within 15 days from the day on which he mailed the report he may, nevertheless, treat his reported price as his ceiling price: Provided (i) he has reported the correct ceiling price of the comparable article used in the computation, and (ii) he has used reasonable care and good faith in selecting and reporting the comparable model used in computation, and (iii) he has used reasonable care and good faith in arriving at and reporting all unit direct costs computed and reported in accordance with the provisions of this section. If the manufacturer has not met all three of these conditions, a sale at the reported price, if it is higher than the correctly determined price, is in violation of this regulation, even though the manufacturer did not hear from the Office of Price Administration within 15 days or even though his reported price was approved.

SEC. 8. *Downward adjustment of certain prices established or reported.* Prices established or reported under sections 6 and 7 are subject to reduction at any time by written order of the Office of Price Administration if (a) the price appears to be out of line with prices established for similar models, taking into account the manufacturer's relationships with other manufacturers during the base period, or (b) the price is too high in comparison with the manufacturing or selling conditions actually experienced, or (c) the price is found to be incorrect under the provisions of the applicable pricing method. Any reduction under this section will not be retroactive if the manufacturer has an established ceiling price and has met the three conditions specified in paragraph (b) of section 7 in arriving at and reporting his price.

SEC. 9. *Ceiling prices fixed by special orders.* (a) If a manufacturer cannot apply the formula in section 7 because he has no comparable model, then his ceiling price for sales to a particular class of purchaser is the price specifically authorized by the Office of Price Administration for such sale, in line with the level of ceiling prices fixed by this regulation. Application for the establishment of such prices must be made in writing to the Office of Price Administration, Washington, D. C. The manufacturer may not, except in the case of sales to the United States or Allied Governments (see section 13 below), sell, offer to sell, or deliver a washington or ironing machine or drier for which a price must be fixed under this section prior to specific authorization by the Office of Price Administration.

(b) Applications under this section shall contain a detailed breakdown of the unit direct costs of the new model (computed in the manner set forth in section 7 (a)), a list of the major specifications of that model, and the manufacturer's proposed ceiling prices for sales to each class of purchaser.

SEC. 10. *Ceiling prices for sales to new classes of purchasers.* If a manufacturer cannot find his ceiling price for sales to a particular class of purchaser under any of the preceding sections of this regulation, or under any order issued under this regulation, he shall apply for the establishment of ceiling prices or a method of determining his ceiling prices for sales to that class of purchaser. The application shall be made by letter to the Office of Price Administration, Washington 25, D. C., and shall indicate the classes of purchasers for sales to whom prices are to be fixed. In addition the application shall set forth the manufacturer's proposed ceiling prices for those sales. An order will be issued under this section establishing ceiling prices or a method of determining ceiling prices in line with the level of ceiling prices fixed by this regulation.

SEC. 11. *Establishment of ceiling prices in certain cases.* If a manufacturer is required by this regulation to file a report under section 7 or to apply for the establishment of a ceiling price under sections 9 or 10, and he fails to do so, or he fails to provide any of the information required in those sections, the Office of Price Administration may, on its own motion, issue orders under this section fixing ceiling prices for the manufacturer's sales in line with the level of ceiling prices established by this regulation. Ceiling prices so established will be effective as of the date of the first sale to which this regulation is applicable.

SEC. 12. *Reports, catalogues, and price lists.* (a) Every manufacturer of articles covered by this regulation must notify the Office of Price Administration, Washington, D. C., whenever he changes the model designation of any washing or ironing machine or drier in his line, and whenever he adds a new model to his line. This report may be made by letter and must give the model designation of both the model changed and the new model. This report must be mailed within three days after the change or addition is made.

(b) Every manufacturer must file with the Office of Price Administration, Washington, D. C., a copy of every catalogue and price list for domestic washing or ironing machines or driers issued by him on and after October 15, 1941. In addition, every manufacturer must file a copy of every notification he issues to the trade after the effective date of this regulation concerning new prices, changes in prices, or changes in terms, discounts or allowances. Copies of these notifications must be filed within ten days after they have been issued to the trade.

SEC. 13. *Sales to the United States and Allied Governments.* (a) A manufacturer may sell and deliver and tentatively collect a price for any washing machine, ironing machine or drier which is sold directly to any agency of the United States Government or of any Allied Government prior to the establishment of a ceiling price for sales of the machine to that class of purchaser. The manufacturer must, however, inform the buyer that the ceiling price is still to be established un-

der this regulation and he must refund any amount collected which is in excess of the ceiling price approved or established by the Office of Price Administration. Within ten days after the manufacturer has entered into a contract for such a sale, he must file a report or an application as provided in section 7, 9 or 10, whichever is applicable.

ARTICLE III—CEILING PRICES FOR RESALES BY DISTRIBUTORS AND DEALERS

SEC. 14. *Establishment of resale prices for distributors and dealers by order.* Whenever the manufacturer's ceiling prices for a washing or ironing machine or drier have been determined under this regulation, an order may be issued fixing ceiling prices, or a method of determining ceiling prices for sales of the machine by distributors and dealers. Resale ceiling prices established by an order under this section supersede any prices established under any other provision of this regulation for those sales.

SEC. 15. *Distributors' ceiling prices.* A distributor's ceiling price for sales of a particular model of washing or ironing machine or drier to a particular class of purchaser is that established for his sales by an order issued under section 14. If no ceiling price has been established for the particular sale by such an order he shall determine his ceiling price under the first applicable rule of the following contained in this section:

Rule 5. A distributor's ceiling price for sales in each zone of each model to each class of purchaser shall be the price which will yield the distributor the same percentage of the total dollar margin between the manufacturer's price to him (not exceeding the manufacturer's ceiling price to him) and the dealer's price for resales to ultimate consumers in that zone as he received during the period October 1–15, 1941, in connection with the sale of the most "comparable" model sold by him to the same class of purchaser. To be "comparable", a model must be one produced by the same manufacturer.

Rule 6. If a distributor cannot determine his ceiling price for sales of a particular model to a particular class of dealer under Rule 5, his ceiling price for that sale is the ceiling price established under Rule 5 for the same sale by the "closest seller of the same class" who has so determined a ceiling price. A distributor's "closest seller of the same class" is a distributor who (a) has established a ceiling price for sales of the identical model of washing or ironing machine or drier to the same class of purchaser, and (b) is the same general type of seller, and (c) is located in the same zone and is nearer to the seller than any other seller who meets requirements (a) and (b) of this rule. The area included in each zone is set forth in Section 17, unless an order issued under section 14 specifies other zones for the particular make of machine.

Rule 7. If the distributor cannot otherwise find his ceiling price for a particular sale, his ceiling price for that sale is the price established by the Office of Price Administration in an order under this section.

An application under this rule shall state the name of the manufacturer of the machine being priced, its model designation, the classes of purchaser to whom the applicant proposes to sell the machine, the ceiling prices he proposes for such sales, and a statement of the reasons he cannot use the other rules in this section.

SEC. 16. *Dealers' ceiling prices.* A dealers' ceiling price for sales of a particular model of washing or ironing machine or drier to a consumer is that established for his sales by an order issued under section 14. If no ceiling price has been established for a dealer's sales of a particular washing or ironing machine by such an order he shall determine his ceiling price for the sale in accordance with the following table:

If the manufacturer's lowest net ceiling price [1] to distributors is—	The retail ceiling price in each zone [2] is—		
	Zone 1	Zone 2	Zone 3
$12.92 or more, but less than $16.15	$29.95	$34.95	$39.95
$16.15 or more, but less than $18.85	31.95	36.95	41.95
$18.85 or more, but less than $21.01	34.95	39.95	44.95
$21.01 or more, but less than $26.94	39.95	44.95	49.95
$26.94 or more, but less than $32.27	49.95	54.95	59.95
$32.27 or more, but less than $35.50	59.95	64.95	69.95
$35.50 or more, but less than $39.86	69.95	74.95	79.95
$39.86 or more, but less than $44.69	79.95	84.95	89.95
$44.69 or more, but less than $48.48	89.95	94.95	99.95
$48.48 or more, but less than $53.32	99.95	104.95	109.95
$53.32 or more, but less than $57.09	109.95	114.95	119.95
$57.09 or more, but less than $61.40	119.95	124.95	129.95
$61.40 or more, but less than $70.02	129.95	134.95	139.95
$70.02 or more, but less than $75.40	139.95	144.95	149.95
$75.40 or more, but less than $79.17	149.95	154.95	159.95
$79.17 or more, but less than $82.94	159.95	164.95	169.95
$82.94 or more, but less than $85.01	169.95	174.95	179.95
$85.01 or more, but less than $90.01	179.95	184.95	189.95
$90.01 and over	189.95	194.95	199.95

[1] The lowest net ceiling price is the lowest ceiling price which the manufacturer has for sales to any class of distributor for sales of the machine equipped with an electric motor (but, in the case of a wringer type machine, not with a water pump), less all allowances and all discounts except discounts for prompt payment.

[2] The areas included in each zone are set forth in section 17.

If a wringer type washing machine is equipped with a water pump, $10.00 may be added to the ceiling price for the machine shown in the above table.

If a washing machine is equipped with a gasoline motor instead of an electric motor, $25.00 may be added to the ceiling price for the machine shown in the above table.

SEC. 17. *Zones.* For purposes of this regulation, Zones 1, 2 and 3 consist of the following States:

Zone 1—Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, North Carolina, South Carolina, West Virginia, Ohio, Kentucky, Indiana, Michigan, Illinois, Wisconsin, Missouri, Iowa, Minnesota, Kansas, Nebraska, North Dakota, South Dakota, and the District of Columbia.

Zone 2—Alabama, Georgia, Mississippi, Tennessee, Louisiana, Florida, Arkansas and Oklahoma.

Zone 3—Washington, Oregon, California, Nevada, Montana, Idaho, Utah, Colorado, Wyoming, New Mexico, Arizona and Texas.

ARTICLE IV—GENERAL PROVISIONS

SEC. 18. *Sales invoices and records.* (a) Every manufacturer, distributor, and dealer who sells a washing or ironing machine or drier after October 4, 1945, shall furnish every purchaser with an invoice showing the date of sale, the name and address of both the buyer and seller, the model number of each machine sold, the price charged, the quantity of each model sold, the terms of sale, and the nature and amount of any additional charges.

(b) Every seller must retain the following records:

(1) A copy of each report or pricing application which he prepares and files in accordance with the provisions of this regulation.

(2) A copy of all communications to or from the Office of Price Administration or a supplier regarding prices, terms, and conditions of sale of machines covered by this regulation.

(3) A copy of each sales invoice.

(4) Each purchase invoice received by him if he is a purchaser for resale.

These records shall be kept available for inspection by the Office of Price Administration for as long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 19. *Tagging.* Unless an order issued under this regulation specifically provides otherwise:

(a) No person may sell at retail any machine covered by this regulation unless there is attached to the machine a tag or label containing the OPA retail ceiling price for sales of the machine in the seller's zone. On and after March 27, 1946, no person may sell at retail any machine covered by this regulation unless there is attached to the machine a tag or label provided by the manufacturer in accordance with paragraph (b) of this section.

(b) On or after October 14, 1945, a manufacturer may not ship any machine covered by this regulation to a distributor or dealer unless there is attached to the machine a tag or label containing the OPA retail ceiling price of the machine in each zone together with a list of the states in each zone, the manufacturer's name or the brand name, the model designation of the machine, and a statement that the tag or label may not be removed until after the machine is sold to a consumer.

SEC. 20. *Credit charges on dealer sales.* Charges for the extension of credit may be added to the retail ceiling prices established by this regulation, or by any order issued under this regulation unless such order provides otherwise. No such credit charge may exceed that permitted by this section.

(a) Dealers who during the period October 1–15, 1941, collected a separately stated additional charge for the extension of credit on sales of machines covered by this regulation, may collect a charge for the extension of credit on sales under this regulation, not exceeding such charge during that period on a similar sale on similar terms to the same class of purchaser. Dealers who did not then so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale on similar terms to the same class of purchaser during the period October 1–5, 1941, by the dealer's closest competitor who made such a separately stated charge.

An installment plan sale as used in the above paragraph means a sale where the unpaid balance is to be paid in installments over a period of either (1) six weeks or more from the date of sale in the case of weekly installments, or (2) eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this section, shall for the purpose of this regulation, be considered to be part of the price charged for the article sold.

(c) No dealer may require as a condition of sale that the purchaser must buy on credit.

SEC. 21. *Modification of the provisions of this regulation.* The provisions of this regulation as applied to classes of commodities or persons subject thereto may be modified by orders of general applicability issued under this section.

Orders may also be issued under this section, at the request of a manufacturer, altering his zoning practices and prices, and those of his distributor and dealers accordingly, when it appears that no increase in the general level of prices of machines covered by this regulation will result.

SEC. 22. *Terms of sale.* Unless this regulation or an order issued under it provides otherwise each ceiling price established by or under this regulation is subject to each seller's terms, discounts, allowances and other price differentials no less favorable than those he had in effect for similar sales during the period October 1–15, 1941. If the seller made no such sales during the period October 1–15, 1941, his ceiling prices are subject to the terms, discounts, and allowances, no less favorable than those of his closest seller of the same class during the same period on sales of similar articles or which were thereafter properly established under applicable OPA regulations.

SEC. 23. *Relation of this regulation to other price regulations.* (a) The provisions of Revised Price Schedule No. 86, MPR 188, and the General Maximum Price Regulation do not apply to sales and deliveries covered by this regulation; except that the provisions of § 1499.5 (Transfers of business or stock in trade), § 1499.7 (Federal and State taxes), and § 1499.17 (d) (Adjustment of maximum prices for articles subject to State Fair Trade Acts) of the General Maximum Price Regulation shall continue to be applicable to sales by distributors and dealers, and all records which sellers were required to retain under those regulations must be kept and made available by them for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect.

(b) The ceiling price at which any person may sell any article covered by this regulation for export shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation.

SEC. 24. *Compliance with the regulation*—(a) *No buying or selling at over ceiling prices.* Regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase or accept delivery of a washing machine, ironing machine or drier at a price higher than the ceiling price fixed by this regulation, or before the seller has properly determined his ceiling price under this regulation.

If, in violation of this provision, a sale, offer to sell or delivery of a washing machine, ironing machine or drier is made before its ceiling price has been properly established in accordance with this regulation, the ceiling price applicable to the sale, offer to sell or delivery shall be the correct ceiling price for the washing machine, ironing machine or drier properly determined in accordance with this regulation.

(b) *Enforcement.* Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

(c) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(d) *Certain practices forbidden.* Any practice which has the effect of getting a higher-than-ceiling price without actually raising the dollar and cents price is hereby forbidden.

The following is an illustrative list of the things a seller is not permitted to do. A seller is not permitted to require the purchaser, as a condition of the sale or transfer of the washing or ironing machine or drier, to make payment over a period of time; to require him to finance the purchase through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts, or services so as to increase the total compensation received by the seller above the ceiling price of the machine; to require the purchaser to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring or trading in any other product or commodity. Where there is an exchange, transfer, or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the product or commodity exchanged, transferred, or traded in which is less than its reasonable value.

Furthermore, the seller is prohibited from providing for the purchase of the machine by a lessee under a retail contract at an agreed valuation which together with the amount paid for the rental is higher than the applicable ceiling price at the time the rental contract is entered into, and from making the terms and conditions of sale more onerous to purchasers than they customarily have been except to the extent allowed by this regulation.

SEC. 25. *Geographical applicability.* The provisions of this regulation shall be applicable in the forty-eight States and the District of Columbia.

Effective date. This revised regulation shall become effective on the 27th day of March 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4850; Filed, Mar. 22, 1946; 11:37 a. m.]

PART 1382—HARDWOOD LUMBER

[MPR 432,[1] Amdt. 8]

NORTHERN HARDWOOD FLOORING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 432 is amended in the following respects:

1. Section 2 is amended to read as follows:

SEC. 2. *What products, transactions and persons are covered.* This regulation covers all direct-mill sales of unfinished and pre-finished hardwood flooring produced from the species and in the regions indicated as follows:

Species	*Regions where produced*
Hard Maple and Birch.	Anywhere in the United States.
Beech and all other hardwood species except hard Maple, Birch, Oak and Pecan.	Northeastern, Northern and North Central, as those regions are described in Maximum Price Regulation 368, 223 and 155 respectively.

The regulation applies regardless of the kind of mill or plant in which the flooring is produced, and regardless of whether the particular item is specifically priced in the price tables or not. Any person who makes a direct-mill sale for himself or others is subject to this regulation.

2. Article IV which immediately follows section 12 is amended to read as follows with Tables 7 through 12 inclusive being deleted:

ARTICLE IV—PRICE TABLES

The maximum prices, f. o. b. mill, for hard maple, birch and beech flooring are as follows:

Tables 1 and 2 apply to hard maple flooring produced anywhere in the United States.

Tables 3 and 4 apply to birch flooring produced anywhere in the United States.

Table 5 applies to beech flooring produced in the Northeastern, Northern and North Central hardwood lumber regions.

[1] 9 F.R. 171, 4476, 5925, 7201, 11274, 13846; 10 F.R. 17858.

TABLE 1—HARD MAPLE FLOORING, TONGUED AND GROOVED, AND END MATCHED

Thickness, width and grade	Lengths	Maximum price per M feet BM
25/32 x 2¼"		
First	2-16'	$114.50
	2-5½'	107.50
	7-21"	86.50
Second	1½-16'	108.50
	1½-5½'	102.50
	7-21"	78.50
Second and Better	1½-16'	111.00
	1-16'	89.50
	2-16'	91.50
Third and Better	1-16'	104.50
25/32 x 1½"		
First	2-16'	98.00
	2-5½'	90.00
	7-21"	62.50
Second	1½-16'	79.00
	7-21"	56.50
Third	1-16'	68.00
25/32 x 2"		
First	2-16'	102.50
	2-5½'	93.50
	7-21"	70.00
Second	1½-16'	95.50
	1½-5½'	89.50
	7-21"	65.50
Third	1-16'	80.50
25/32 x 3¼"		
First	2-16'	110.00
	7-21"	83.00
Second	1½-16'	104.50
	7-21"	72.50
Second and Better	1½-16'	107.50
Third	1-16'	91.00
Third and Better	1-16'	101.50
33/32 x 2¼"		
First	2-16'	115.00
Second	1½-16'	109.00
	3-16'	113.00
Second and Better	1½-16'	112.00
Third	1-16'	97.50
Third and Better	1-16'	106.50
33/32 x 1½"		
First	2-16'	102.00
Second	1½-16'	78.00
Third	1-16'	61.00
33/32 x 2"		
First	2-16'	106.00
Second	1½-16'	100.00
Third	1-16'	83.50
33/32 x 3¼"		
First	2-16'	115.00
Second	1½-16'	107.00
Second and Better	1½-16'	111.50
Third	1-16'	90.00
Third and Better	1-16'	105.00
41/32 x 2¼"		
First	2-16'	119.00
Second	1½-16'	112.50
Second and Better	1½-16'	115.50
Third	1-16'	91.00
Third and Better	1-16'	110.00
41/32 x 3¼"		
First	2-16'	116.00
Second	1½-16'	110.00
Second and Better	1½-16'	113.00
Third	1-16'	91.00
Third and Better	1-16'	107.00
53/32 x 2¼"		
First	2-16'	124.50
Second	1½-16'	115.50
Second and Better	1½-16'	119.50
Third	1-16'	96.50
Third and Better	1-16'	115.00
53/32 x 3¼"		
First	2-16'	124.50
Second	1½-16'	115.50
Second and Better	1½-16'	119.50
Third	1-16'	96.50
Third and Better	1-16'	115.00
3/8 x 1½"		
First	2-16'	86.50
Second	1½-16'	73.50
Third	1-16'	34.00
3/8 x 2"		
First	2-16'	92.50
Second	1½-16'	79.50
Third	1-16'	39.00
5/8 x 1½"		
First	2-16'	83.00
Second	1½-16'	71.50
Second and Better	1½-16'	77.50
Third	1-16'	53.00

TABLE 1—HARD MAPLE FLOORING, TONGUED AND GROOVED, AND END MATCHED—Continued

Thickness, width and grade	Lengths	Maximum price per M feet BM
5/8 x 2¼"		
First	2-16'	$100.50
Second	1½-16'	91.00
Second and Better	1½-16'	95.50
Third	1-16'	74.00

TABLE 2—JOINTED HARD MAPLE FLOORING

25/32 x 2½"		
First	2-16'	$113.50
Second	1½-16'	107.00
Second and Better	1½-16'	110.50
Third	1-16'	87.50
Third and Better	1-16'	104.50
25/32 x 3½"		
First	2-16'	109.50
Second	1½-16'	104.00
Second and Better	1½-16'	106.50
Third	1-16'	87.50
Third and Better	1-16'	102.00
33/32 x 2¼"		
First	2-16'	119.50
Second	1½-16'	113.50
Second and Better	1½-16'	116.50
Third	1-16'	91.50
Third and Better	1-16'	111.00
33/32 x 3¼"		
First	2-16'	124.00
Second	1½-16'	117.50
Second and Better	1½-16'	121.50
Third	1-16'	93.00
Third and Better	1-16'	114.50
25/32 x 2¼"		
Second and Better	1½-16'	106.00
Third and Better	1-16'	100.00

TABLE 3—BIRCH FLOORING, TONGUED AND GROOVED AND END MATCHED

25/32 x 2¼"		
First	2-16'	$111.50
	2-5½'	104.00
	7-21"	82.00
Second	1½-16'	104.00
	1½-5½'	98.00
	7-21"	71.50
Second and Better	1½-16'	108.00
Third	1-16'	85.50
Third and Better	1-16'	100.50
25/32 x 1½"		
First	2-16'	94.00
	2-5½'	90.50
	7-21"	59.50
Second	1½-16'	74.00
	7-21"	53.00
Third	1-16'	63.50
25/32 x 2"		
First	2-16'	94.00
Second	1½-16'	86.50
Third	1-16'	72.00
25/32 x 3¼"		
First	2-16'	108.00
	7-21"	88.00
Second	½-16'	100.50
	7-21"	73.00
Second and Better	1¼-16'	104.00
Third	1-16'	87.50
Third and Better	1-16'	97.00
3/8 x 1¼"		
First	2-16'	82.00
Second	1½-16'	67.50
Third	1-16'	29.00
3/8 x 2"		
First	2-16'	87.50
Second	1½-16'	73.00
Third	1-16'	34.00
5/8 x 1¼"		
First	2-16'	78.50
Second	1½-16'	65.50
Third	1-16'	48.00
5/8 x 2¼"		
First	2-16'	95.00
Second	1½-16'	85.50
Third	1-16'	68.50
33/32 x 2¼"		
First	2-16'	103.50
Second	1½-16'	97.00
Second and Better	1½-16'	100.00
Third	1-16'	77.00
Third and Better	1-16'	94.00

TABLE 4—JOINTED BIRCH FLOORING

25/32 x 3½"		
First	2-16'	$80.00
Second	1½-16'	66.00
Third	1-16'	64.00

TABLE 5—BEECH FLOORING, TONGUED AND GROOVED, AND END MATCHED

25/32 x 2¼"		
First	2-16'	$111.00
	2-5½'	103.50
	8-21"	82.00
Second	1½-16'	101.50
	1½-5½'	98.00
Second and Better	1½-16'	108.00
Third	1-16'	85.50
	1-5½'	84.00
	8-21"	62.00
Third and Better	1-16'	99.00
25/32 x 1½"		
First	2-16'	94.50
	2-5½'	92.00
	8-21"	58.00
Second	1½-16'	75.50
Third	1-16'	65.00
25/32 x 2"		
First	2-16'	97.00
Second	1½-16'	90.50
Third	1-16'	75.50
25/32 x 3¼"		
First	2-16'	104.50
Second	1½-16'	99.00
Second and Better	1½-16'	102.00
Third	1-16'	86.00
Third and Better	1-16'	94.00
5/8 x 2¼"		
First	2-16'	95.00
Second	1½-16'	86.00
Third	1-16'	69.00
33/32 x 2¼"		
First	2-16'	102.00
Second	1½-16'	96.50
Second and Better	1½-16'	99.00
Third	1-16'	76.50
Third and Better	1-16'	91.50
33/32 x 3¼"		
Second and Better	1½-16'	98.50
Third	1-16'	79.00

TABLE 6—SPECIAL LENGTHS

When hard maple, birch or beech flooring of the standard grades for which maximum prices are established in Tables 1, 2, 3, 4, and 5 is ordered and furnished in the following special lengths, the following additions may be made to the maximum price for the same item in the standard lengths shown in the tables:

Special lengths (feet)	Grade	Size	Maximum addition to maximum price for standard length stock
4 to 16	First	Any	$4.00
4 to 16	Second	Any	6.00
4 to 16	Third	Any	9.00
4 to 16	Second and better	Any	5.50
4 to 16	Third and better	Any	7.00

Non-standard lengths (feet)	Grade	Size	Minimum deduction from maximum price for standard length stock
2 to 3½	First	Any	$11.00
1½ to 3½	Second	Any	9.00
1 to 3½	Third	Any	6.00

This amendment shall become effective March 22, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4853; Filed, Mar. 22, 1946; 11:38 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[MPR 351, Amdt. 8]

FERROUS FORGINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 351 is amended in the following respects:

1. In § 1390.205 (a), strike out the figure "8%" appearing in subparagraphs (1) and (2), and substitute the figure "16.25%".

2. The following paragraph (c) is added to § 1390.206:

(c) After computing (or recomputing) a price, under the provisions of any of the foregoing paragraphs of this section, the manufacturer shall increase such prices by 16.25%.

This amendment shall become effective March 21, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4778; Filed, Mar. 21, 1946; 4:34 p. m.]

PART 1421—IRON AND STEEL

[MPR 241, Amdt. 10]

MALLEABLE IRON CASTINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 241 is amended in the following respects:

1. The present paragraphs (b) and (c) of § 1421.107 are changed to read as paragraphs (c) and (d) respectively.

2. A new paragraph (b) is inserted in § 1241.107 to read as follows:

(b) In any case in which an applicant applies for an adjustment in his maximum prices for some or all of the malleable iron castings he sells and seeks an increase in his maximum prices higher than the price which would otherwise be allowed under paragraph (a) of this section, the Administrator or the appropriate regional administrator may, in his discretion, grant such a higher price to be accompanied by a compensatory decrease in other prices of the same seller. However, the price may not be above a level maintaining a normal price relationship in the malleable iron castings which the applicant sells. The accompanying reduction in other prices will equal the total dollar amount of the adjustment granted in excess of the price that otherwise would be allowed under paragraph (a).

This amendment shall become effective March 22, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4844; Filed, Mar. 22, 1946; 11:33 a. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[3d Rev. MPR 216,[1] Amdt. 4]

EASTERN RAILROAD TIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Third Revised Maximum Price Regulation 216 is hereby amended in the following respects:

1. In section 15, Price Tables 1, 2, 3 and 8 are amended to read as follows:

TABLE 1—MAXIMUM PRICE PER CROSS TIE, F. O. B. CARS, ZONE 1

Size	Group T ties (for use treated), species listed in sec. 2 (b)					
	Ta 8'6"	Tc 8'6"	Tb, Td 8'6"	Ta 8'	Tc 8'	Tb, Td 8'
5	$1.70	$1.70	$1.70	$1.60	$1.60	$1.60
4	1.60	1.60	1.60	1.50	1.50	1.50
3A	1.45	1.45	1.45	1.35	1.35	1.35
3	1.35	1.35	1.35	1.25	1.25	1.25
2	1.20	1.20	1.20	1.10	1.10	1.10
1	.95	.95	.95	.85	.85	.85
SR	.60	.60	.60	.55	.55	.55
Cull	.25	.25	.25	.25	.25	.25

TABLE 2—MAXIMUM PRICE PER CROSS TIE, F. O. B. CARS, ZONE 2

Size	Group T ties (for use treated), species listed in sec. 2 (b)					
	Ta 8'6"	Tc 8'6"	Tb, Td 8'6"	Ta 8'	Tc 8'	Tb, Td 8'
5	$1.70	$1.60	$1.55	$1.60	$1.50	$1.45
4	1.60	1.50	1.45	1.50	1.40	1.35
3A	1.45	1.35	1.30	1.35	1.25	1.20
3	1.35	1.25	1.20	1.25	1.15	1.10
2	1.20	1.10	1.05	1.10	1.00	.95
1	.95	.85	.80	.85	.75	.75
SR	.65	.55	.50	.55	.50	.45
Cull	.25	.25	.25	.20	.20	.20

TABLE 3—MAXIMUM PRICE PER CROSS TIE, F. O. B. CARS, ZONE 3

Size	Group T ties (for use treated), species listed in sec. 2 (b)					
	Ta 8'6"	Tc 8'6"	Tb, Td 8'6"	Ta 8'	Tc 8'	Tb, Td 8'
5	$1.70	$1.60	$1.55	$1.60	$1.50	$1.45
4	1.60	1.50	1.45	1.50	1.40	1.35
3A	1.45	1.35	1.30	1.35	1.25	1.20
3	1.35	1.25	1.20	1.25	1.15	1.10
2	1.20	1.10	1.05	1.10	1.00	.95
1	.95	.85	.80	.85	.75	.75
SR	.55	.50	.50	.50	.45	.45
Cull	.25	.25	.25	.20	.20	.20

TABLE 8—MAXIMUM PRICE PER CROSS TIE, F. O. B. CARS, ZONE 8

Size	Group T ties (for use treated), species listed in sec. 2 (b)				
	Ta, Tc 8'6"	Tb, Td 8'6"	Ta, Tc 8'	Tb, Td 8'	
5	$1.65	$1.45	$1.55	$1.35	
4	1.55	1.35	1.45	1.25	
3A	1.35	1.15	1.25	1.05	
3	1.35	1.15	1.25	1.05	
2	1.25	1.05	1.15	.95	
1	1.05	.85	.95	.75	
SR	.60	.50	.55	.45	
Cull	.30	.25	.20	.20	

2. In section 15, Table 6, the maximum price for Size 1, 8' 6" cross ties in Group Tb, Td, is amended to read $0.60.

This amendment shall become effective March 27, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4852; Filed, Mar. 22, 1946; 11:37 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 170]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 426 is amended in the following respects:

In Appendix H, Table 2 (Maximum Prices for Spinach), footnote 5 is amended to read as follows:

[5] During the period beginning March 21, 1946 and ending April 20, 1946, the Column 5 price shall be $1.20 for item 1 (bushel) and 6.7 cents for item 3 (pound).

This amendment shall become effective 12:01 a. m. March 21, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 20, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-4779; Filed, Mar. 21, 1946; 4:40 p. m.]

PART 1448—EATING AND DRINKING ESTABLISHMENTS

[Restaurant MPR 1, Amdt. 5]

FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION BY DINING CARS

A statement of the considerations involved in the issuance of this Amendment 5 to Restaurant Maximum Price Regulation 1 has been issued simultaneously herewith has been filed with the Division of the Federal Register.

Restaurant Maximum Price Regulation 1 is amended in the following respects:

Section 10 (a) of Restaurant Maximum Price Regulation 1 is amended to read as follows:

(a) Dropping food items from meals, consistently deteriorating quality or reducing quantity without making sufficient reduction in price so as to maintain the raw food cost ratio at least equal to such ratio prior to the deterioration or

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819.

reduction. Such a reduction need be made only when the reduction in raw food cost is sufficient to require a reduction in price of 5 cents or more, in which case the new price may be rounded to the nearest five cents or multiple thereof: *Provided, however,* That you may, in order to cooperate with the Famine Emergency Committee, serve reduced portions of wheat, oil products in your establishment, providing you

(i) Offer to supply at the request of the customer additional portions such as to cause the amount actually served on request to be equal to the portions actually served during February 1 to April 10, 1943.

(ii) Print or write in ink prominently and legibly on each menu, bill of fare or price list, or attach thereto, the following notice:

We, in cooperation with the Famine Emergency Committee program for feeding the starving people of the world, are endeavoring to conserve on the use of oil and wheat.

We are required to offer the same portions as during February 1 to April 10, 1943.

However, the usual (List here the reductions which are being made, such as—

1—Second slice of bread with each meal
2—Basket of bread and rolls on each table
3—Extra helping of oil salad dressing
4—Etc., etc., etc.)

will be served to you only if you request it.

This amendment shall become effective March 22, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4854; Filed, Mar. 22, 1946; 11:36 a. m.]

PART 1448—EATING AND DRINKING ESTABLISHMENTS

[Restaurant MPR 2, Amdt. 11]

FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION

A statement of the considerations involved in the issuance of this Amendment 11 to Restaurant Maximum Price Regulation 2 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Restaurant Maximum Price Regulation 2 is amended in the following respects:

The first sentence of section 12 (b) (1) is amended to read as follows:

(1) You may not drop food items from meals or reduce the quantity or quality of any meal, food item or beverage, unless you reduce your price accordingly: *Provided, however,* That you may, in order to cooperate with the Famine Emergency Committee, serve reduced portions of wheat, oil products in your establishment, providing you

(i) Offer to supply at the request of the customer additional portions such as to cause the amount actually served on request to be equal to the portions actually served during April 4 to 10, 1943.

(ii) Print or write in ink prominently and legibly on each menu, bill of fare or price list, or attach thereto, the following notice:

We, in cooperation with the Famine Emergency Committee program for feeding the starving people of the world, are endeavoring to conserve on the use of oil and wheat.

We are required to offer the same portions as during April 4 to 10, 1943.

However, the usual (List here the reductions which are being made, such as

1—Second slice of bread with each meal
2—Basket of bread and rolls on each table
3—Extra helping of oil salad dressing
4—Etc., etc., etc.)

will be served to you only if you request it.

This amendment shall become effective March 22, 1946.

Issued the 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4855; Filed, Mar. 22, 1946; 11:36 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 32]

SALES AT WHOLESALE OF CERTAIN COTTON PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14E is amended in the following respects:

Section 2.7 (f) of Supplementary Regulation 14E is amended in the following respects:

1. Paragraph 2.7 (f) (2) is amended by inserting, immediately following the words "The maximum prices for sales at wholesale of," the words "finished bed sheets, pillow cases and bolster cases made entirely of combed yarns for which the manufacturer's maximum price is established by the General Maximum Price Regulation,."

2. Section 2.7 (f) (2) (ii) (*b*) is amended to read as follows:

(*b*) 7.4% of the manufacturer's maximum price prior to August 31, 1945.

3. Section 2.7 (f) (2) (ii) (*c*) is amended to read as follows:

(*c*) The amount by which the manufacturer's maximum price in effect on August 30, 1945, was increased after that date.

4. Section 2.7 (f) (3) (ii) (*a*) is amended to read as follows:

(*a*) The seller's maximum price in effect on August 30, 1945.

5. Section 2.7 (f) (3) (ii) (*b*) is amended to read as follows:

(*b*) The amount by which the producer's maximum price in effect on August 30, 1945, was increased after that date.

6. Section 2.7 (f) (4) is amended to read as follows:

(4) *Cotton and part wool blankets.*[2] The maximum price for sales at wholesale of bed blankets, crib blankets and blanket-robe cloth made entirely of cotton or of 5% wool and balance of cotton except crib blankets containing foreign cotton shall be as follows:

(i) For a sale at wholesale (other than a sale by an "institutional wholesaler" to an institutional, commercial or industrial user), the lower of:

(*a*) The sum of the net cost of the article being priced and 17.3% of that net cost for out-of-stock shipments; but in the case of drop shipments, the sum of the net cost of the article being priced and 10.1% of that net cost; or

(*b*) The sum of the net cost of the article being priced and an amount derived by applying the seller's "1942 markup" to that net cost.

(ii) For a sale at wholesale by an "institutional wholesaler" (defined in paragraph (a)) to an institutional, commercial or industrial user, the sum of:

(*a*) The seller's maximum price on August 30, 1945, and

(*b*) The amount by which the producer's maximum price in effect on August 30, 1945, under Maximum Price Regulation No. 118, was increased after that date.

7. Section 2.7 (o) is revoked.

This amendment shall become effective March 27, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4848; Filed, Mar. 22, 1946, 11:36 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 34]

SALES AT WHOLESALE OF CERTAIN COTTON PRODUCTS AND CERTAIN MANUFACTURED ARTICLES

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Supplementary Regulation 14E is amended in the following respects:

1. Section 2.7 (b) (6) is amended by adding subdivision (viii) to read as follows:

(viii) Cotton piece goods and sheeting.

2. Section 2.7 (k) is amended to read as follows:

(k) *Cotton piece goods and sheeting.* Except as provided in Maximum Price Regulation 127 or as otherwise provided in this Supplementary Regulation 14E, the maximum price for sales at wholesale

[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12812, 13092, 13826, 14506, 14742, 15007, 15036.

[2] Bed blankets, crib blankets and blanket-robe cloth means those bed blankets, crib blankets and blanket-robe cloth in Class I, II, III, IV, VI or VII of § 1400.118 (d) (27) (viii) and (ix).

of all grey goods,[3] colored yarn combed goods,[3] colored yarn carded goods[4] and chambrays, checks and plaids, cheesecloth, corduroys, cottonades, all rayon blend and all cotton dress goods, ginghams, colored-bordered handkerchief cloth, meads cloth, muslin, osnaburgs, pinchecks, pinstripes, play cloth, seersuckers, print cloth, print cloth yarn, grey soft-filled sheeting, sheeting yarn fabric, novelty suitings, yarn-dyed slack suitings, colored twills, girl scout colored-yarn uniform cloth and whipcords shall be as follows:

(i) For a sale at wholesale (other than a sale by an "institutional wholesaler" to an institutional, industrial or commercial user, including sales by wholesalers to manufacturers), the lower of:

(a) The sum of the net cost of the article being priced and 17.3% of that net cost for out-of-stock shipments; but in the case of drop shipments, the sum of the net cost of the article being priced and 10.1% of that net cost; or

(b) The sum of the net cost of the article being priced and an amount derived by applying the seller's "1942 markup" to that net cost. "1942 markup" is defined in section 2.7 (f) (1).

This amendment shall become effective March 22, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4849; Filed, Mar. 22, 1946; 11:36 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 586,[1] Amdt. 2]

STORAGE AND TERMINAL SERVICES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation 586 is amended in the following respects:

1. In the table of contents, Items 7 and 8 are amended to read as follows:

7. Adjustment of maximum charges—special rule for "low-end" prices.
8. Adjustment of maximum charges—general rule.

2. Section 5 is amended to read as follows:

SEC. 5. *Maximum charges.* Except as it may be adjusted, as provided in sections 7 or 8, or modified by an applicable provision in a supplementary storage regulation (see section 20), each seller's maximum charge for a storage or terminal service subject to this regulation shall be the first of the following that applies:

(a) The highest charge which the seller made for the same service "supplied" by him during March 1942 to a "purchaser of the same class."

(b) The highest "offering price" for supply of the same service during March 1942 to a "purchaser of the same class."

(c) the highest price charged by the seller for the same service supplied during March 1942 to a purchaser of a different class adjusted to reflect the seller's customary differential between the two classes of purchasers.

(d) The price determined under (a), (b), or (c) for "the most similar service."

(e) The charge determined under (a), (b), (c), or (d) for the seller's "closest competitor."

(f) If before April 1, 1942[2] the seller raised his charges for services to his classes of purchasers generally, and if during March 1942[2] he supplied the service at the increased price to at least one class of purchaser but did not supply the service at the increased price in March 1942 to a particular class of purchaser because either:

(1) The seller did not supply the service to that purchaser class in March 1942 after the price increase or

(2) The seller supplied the service to this purchaser class in March 1942 after the price increase at a lower price because bound to do so under a contract made before the price increase;

Then the maximum price to that particular class of purchaser shall be:

(i) The increased offering price to such class of purchaser for supply during March 1942 or

(ii) If there was no such increased offering price the highest price charged during March 1942 to a purchaser of a different class to which service was actually supplied, adjusted to reflect the customary differential in price between the two classes of purchaser.

3. In section 6, in the first sentence of paragraph (a), in place of the phrase "the appropriate Regional Office of the Office of Price Administration" the phrase "the Director, Transportation and Public Utilities Division, Office of Price Administration, Washington 25, D. C." is substituted; and in paragraph (b) the phrase "the appropriate Regional Administrator" (occurring twice) is changed to read "the Price Administrator".

4. Section 7 is amended to read as follows:

SEC. 7. *Adjustment of maximum charges—special rule for "low-end" prices*—(a) *Explanation.* This section provides a rapid procedure for adjustments of certain "low-end" prices (which meet the conditions set out in paragraph (b)). It is intended for use on relatively minor adjustments, which while they might be justified under section 8 of the regulation, would require an inordinate amount of time to establish precise costs and consequent hardship. This new procedure is dependent on the filing provisions of section 12, and is available only to those who are in compliance with that section. It may not be used for the purpose of making general increases in rates.

Any seller subject to this regulation may propose an adjustment in any charges that appear to him to come within the framework of this section, and unless the proposal is rejected, postponed or denied by the Administrator within thirty days from receipt of the application, or before the day specified as an effective date, whichever is later, the proposed increase shall become effective. A rejection or denial under this section shall be without prejudice to the applicant's right to re-apply under section 8.

(b) *Conditions.* Any seller subject to this regulation may propose to the Price Administrator an adjustment of his maximum rates if it appears:

(1) Such rates affect only a minor portion of applicant's business, or the applicant is a relatively small seller, and

(2) The level of the present maximum charges is such as to threaten a discontinuance of the particular service, and that such discontinuance would impede an orderly transition to a peacetime economy, and meets any one of conditions (3), (4) or (5) below.

(3) That certain storage rates or charges for particular services are unduly low as compared with his general level of rates and with the general level of maximum rates of his competitors for the same service.

(4) That a particular rate is now unduly low in relation to services performed thereunder compared with the services rendered thereunder in March 1942, by reason of such factors as changes in practical pile height, changes in packaging, changes in the number and frequency of small deliveries, or other changes in the nature of the services rendered.

(5) That a rate for pool-car distribution service is less than the corresponding charge for handling performed in connection with storage.

(c) Applicants may propose, in connection with upward adjustment of certain maximum rates, downward adjustments of other maximum rates in order to establish fairer and more equitable relationships. Such adjustments, if they become effective through this procedure, will become the applicant's maximum prices, the same as if they had been actually established under section 5.

(d) *Filing of applications.* (1) Applications under this section shall be filed with the Transportation and Public Utilities Division of the Office of Price Administration, Washington 25, D. C., and must be mailed in time to arrive at least thirty days before the effective date proposed.

[1] 10 F.R. 5797.

[2] For different dates applicable in territories see section 10.

[3] Grey goods includes those grey goods priced under MPR 11—Fine cotton goods, RPS 35—Carded Grey and Colored-Yarn Cotton Goods, and MPR 118 Cotton Products.

[4] Colored yarn combed goods include those priced under MPR 11.

[5] Colored yarn carded goods include those work clothing materials priced under RPS 35 such as mill finished and sanforized denims, chambrays and coverts.

(2) Applications must be accompanied by a letter of transmittal in form substantially as follows:

(Full name)
(Post Office Address)
———— 19 ——

Application under section 7 of MPR 586
our Number————
To the Director
Transportation and Public Utilities Division Office of Price Administration
Washington 25, D. C.

The following are filed with you in compliance with the provisions of section 7 of MPR 586:

(1) Supplement No. —— to our statement of maximum charges (originally filed with the ———— District Office ———— 19 ——) containing increases (and reductions) of charges for ———— proposed to become effective ———— 19 —.

(2) Statement of justification of charges proposed.

[2](3) Request that the effective date be advanced.

[3](4) Supplement No. —— to our statement of maximum charges correcting errors or omissions.

Signature—— ————
Title ————

NOTE: If receipt is desired, the letter of transmittal must be sent in duplicate, and one copy showing date of receipt and docket number will be returned to the sender.

(3) Applications shall be signed by the applicant personally, or if a partnership, by a partner, or if a corporation, by a duly authorized officer thereof.

(4) Whenever the Administrator deems it necessary or appropriate for their disposition, joint applications may be treated separately or separate applications consolidated.

(e) *Contents of application.* All papers attached to the application except the transmittal, and except letters from purchasers, must be in triplicate. The various subdivisions of the application must begin on separate sheets of paper, and shall conform substantially to the following:

(1) The statement of proposed adjustments in maximum charges shall be in the form of a supplement to the statement required to be filed under section 12. It should begin with a title conforming to Item (1) in the letter of transmittal. If the rates are allowed to go into effect, these statements will automatically become part of the section 12 filings, and need not be re-filed. Such statements must adequately describe the services, conditions of service, and purchaser classes involved.

(2) The statement in justification of changes proposed should contain any additional explanations necessary to compare the proposed charges with those previously in effect, with applicant's other rates, and with competitive rates. The services performed, the commodities and packages involved, their weights, densities, practical pile heights, and other characteristics must be described with sufficient clarity to make proper comparisons.

The relationship between the proposed charges and the other charges which are likely and usually to be assessed on the same business, must be explained; for example, in case handling charges are proposed to be increased, an explanation must be made as to the storage rate, and the usual duration of storage.

If any of the prices sought to be adjusted were established by an OPA order of adjustment, or a supplementary regulation, rather than through section 5, this fact must be stated. Otherwise, the application will have no force and effect with respect to such prices.

Applicant must supply an estimate of annual revenue under the present and proposed basis, and a statement of the approximate percentage of present revenues on the particular service to applicant's present gross revenues. If the principal burden of the increase will fall on a limited number of purchasers, such as a particular class of purchasers, or a Government agency, applicant should supply the names of these customers and evidence that they have been advised that the application is being filed with the Transportation and Public Utilities Division.

Applicant shall be free to supply such other information which in his opinion will support the application. This may include statements from purchasers of the service in substantially the form shown in section 8 (d) (8).

(3) Applicants may request permission to advance the effective date, but such permission may be granted only by specific order, and may be subject to appropriate conditions.

(4) Since the Administrator may reject any application under this section if the filing required by section 12 appears inadequate or incomplete, applicants who have inadvertently omitted reference to rates involved may move to perfect their filings under section 12 by filing supplement at the same time as filing an application under this section 7. In such cases three copies of the supplement should accompany the application, in addition to the two copies required under section 12, to be filed in District Offices.

(f) *Action by OPA.* The Administrator may

(1) Reject in whole or in part any application which does not comply with the requirements of (b), (d), or (e) above, or if the statements required to be filed under section 12 appear inadequate or incomplete. In the case of failure to file sufficiently in advance of the effective date, such rejection may be made after the effective date;

(2) Deny in whole or in part an application under this section for any of the reasons justifying a rejection, or if in his judgment, the increases proposed have not been shown to be within the framework of this section, or will result in rates higher than are contemplated by this section;

(3) Postpone the effective date of the proposed adjustment (in whole or in part) to a definite future date, or to a date a specified number of days subsequent to the receipt of additional information from applicant; or

(4) Grant permission to advance the effective date in appropriate instances where he deems it necessary to promote distribution or production.

If none of the foregoing actions is taken, the proposed adjustment becomes effective on the date specified in the application, or thirty days after receipt, whichever is later. Any price established under this section 7 may, however, be modified by the Administrator upon further consideration at any time.

5. In section 8, the title is amended to read "*Adjustment of Maximum Charges —General Rule*", and paragraph (a) (3) is amended to read as follows:

(3) That there exists or threatens to exist a shortage in the supply of a service which is necessary to an effective transition to a peacetime economy, such that loss of that seller's service would impair an effective transition to a peacetime economy.

This amendment shall become effective March 27, 1946.

NOTE: All reporting requirements of this amendment have been approved by the Budget Bureau in accordance with the Federal Reports Act of 1942.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4847; Filed, Mar. 22, 1946; 11:34 a. m.]

[2] To be included only if necessary, see (7) (e) (3).

[3] To be included only if necessary, see (7) (e) (4).

Chapter XIV—War Contracts Adjustment Board

RENEGOTIATION REGULATIONS

The changes and additions to Parts 1602, 1603, 1607, and 1608 set forth below are also contained in Revision 23 of the Renegotiation Regulations dated February 15, 1946.

MAURICE HIRSCH,
Colonel, General Staff Corps,
Chairman.

PART 1602—PROCEDURE FOR RENEGOTIATION

SUBPART E—COMPLETION OF RENEGOTIATION

Section 1602.255 is revoked, as follows:

§ 1602.255 *Control of documents.* [Revoked]

SUBPART F—CONTROL OF RENEGOTIATION RECORDS AND INFORMATION CONTAINED THEREIN

Subpart F is added as follows:

§ 1602.260 *Scope of subpart.* This subpart establishes the regulations governing the custody of information, records, and files relating to renegotiation proceedings conducted by or under the authority of the War Contracts Board. Since the jurisdiction of the War Contracts Board extends only to renegotiation proceedings with respect to fiscal years ended after June 30, 1943, control over and custody of information, records, and files relating to proceedings with respect to fiscal years ended on or before June 30, 1943 remains in the respective Departments and is subject to such regulations as may be in force within such Departments (see, for example, Article 95 of United States Navy Regulations (1920), Army Regulations 410-5, etc.). [RR 260]

§ 1602.261 *General.* (a) Renegotiation agreements, reports, records, files, correspondence, memoranda, and all other data, documents, and material (hereinafter referred to generally as "documents") which have come into the possession of or have been prepared by any renegotiating agency, in connection with any renegotiation proceeding, are the property of the Government of the United States. They are in the legal custody of the War Contracts Price Adjustment Board and are subject to this chapter, notwithstanding that they may be in the physical possession of a Department or other agency to which the War Contracts Board has delegated certain of its authorities under the Renegotiation Act. They are not to be distributed, nor are their contents to be revealed to any person other than as provided in these regulations or as may be prescribed by the War Contracts Board in any specific instance. "Access" to documents, as used in this chapter, includes the furnishing of copies of such documents and oral disclosure of the contents of documents. Authority to grant access to documents includes the authority to prescribe the extent of such access and the terms and conditions upon which it will be granted. This chapter has no relevance to documents which the War Contracts Board has authorized to be distributed to the public.

(b) Under section 55 (f) (1) of the Internal Revenue Code it is unlawful for any person "to divulge or make known in any manner whatever not provided by law" any information set forth or disclosed in any Federal income return or copy thereof or abstract therefrom. Pursuant to other provisions of the Internal Revenue Code procedures have been established by the Treasury Department under which persons entitled to such information may get it from the Treasury Department. Accordingly, under no circumstances will access be afforded to copies of Federal tax returns, revenue agents' reports, or other Federal tax data in the custody of the War Contracts Board. Any such material will in every case be carefully excluded from any documents to which access is granted in accordance with this chapter. [RR 261]

§ 1602.262 *Renegotiation personnel.* Notwithstanding any other provision of this subpart, all personnel engaged in the administration or enforcement of the Renegotiation Act will be afforded access, in the course of their official duties, to any documents in the custody of the War Contracts Board. [RR 262]

§ 1602.263 *Departmental personnel.* All personnel on duty in or employed by any of the "Departments" within the Renegotiation Act may, without specific approval of the War Contracts Board, be afforded access to any documents in the custody of the War Contracts Board, notwithstanding that such personnel are not engaged in the administration of the Renegotiation Act, if in the opinion of the Chairman of the Price Adjustment Board of the Department having physical possession of such documents, such access is necessary to or will facilitate the discharge of any official duty of such personnel and is not against the public interest. [RR 263]

§ 1602.264 *Other personnel in the Executive Branch of the Government.* Subject to the exceptions hereinafter provided, personnel on duty in or employed by any agency or department of the executive branch of the Government, other than one of the "Departments" within the meaning of the Renegotiation Act, may, without specific approval of the War Contracts Board, be afforded access to any documents in the custody of the War Contracts Board only if such access has been directed by the President of the United States or any official of the United States to whom authority over the War Contracts Board has been given by statute or executive action. There are excepted from the provisions of the preceding sentence personnel employed by the Department of Justice or the General Accounting Office, to whom access to documents in the custody of the War Contracts Board may, without specific approval of the War Contracts Board, be afforded if, in the opinion of the Chairman of the Price Adjustment Board of the Department having physical possession of such documents, such access is necessary to or will facilitate the discharge of any official duty of such personnel and is not against the public interest. [RR 264]

§ 1602.265 *The Legislative Branch of the Government.* The War Contracts Board will afford access to any documents in its custody to the Congress, or to any duly authorized committee of the Congress upon request of the Congress or such committee made in writing and submitted to the Chairman or the Secretary of the War Contracts Board. [RR 265]

§ 1602.266 *Affording access to documents pursuant to subpoena or other judicial process.* Subpoenas duces tecum, or other judicial process constituting a demand for access to or the production of documents in the custody of the War Contracts Board, are properly to be served upon the Chairman of the War Contracts Board. No person, notwithstanding that he may have physical possession of such documents, is authorized to afford access thereto or to produce the same pursuant to subpoena duces tecum or other judicial process except upon authorization or direction from the Chairman of the War Contracts Board.

Whenever a subpoena or other process demanding the production of documents which are in the custody of the War Contracts Board, whether issued by a Federal court, State court, or administrative tribunal (such as The Tax Court of the United States), is served upon any person, other than said Chairman, having possession of such documents, such person will appear in such court and respectfully decline to present such documents, basing his refusal upon this regulation and pointing out that the War Contracts Board's administrative process makes provision for the serving of such subpoenas upon its Chairman. [RR 266]

§ 1602.267 *Disclosure of information acquired in the performance of duties in connection with renegotiation.* Disclosure of facts, knowledge of which was acquired in the course of official duty in connection with any renegotiation proceeding conducted by or under the authority of the War Contracts Board, is to be made only to such persons or bodies and subject to the same restrictions as are provided in these regulations with respect to access to documents in the custody of the War Contracts Board. [RR 267]

§ 1602.268 *Control of physical possession of documents.* Any person transferred or separated from duty or employment in connection with renegotiation, or transferred or separated from duty or employment in any other connection in which possession of documents in the custody of the War Contracts Board is authorized, shall, upon such transfer or separation, deliver all such documents in his possession into the possession of a responsible official. [RR 268]

PART 1603—DETERMINATION OF RENEGOTIABLE BUSINESS AND COSTS

SUBPART A—FISCAL YEAR BASIS FOR RENEGOTIATION AND EXCEPTIONS

In § 1603.301–2 paragraph (c) is added as follows:

§ 1603.301–2 *Use of fiscal year basis; in general.* * * *

(c) However, with respect to a fiscal year ended on or after January 31, 1945, if the discontinuance of war business, with particular regard to the time, character and extent of the discontinuance and the relationship between discontinuance costs and renegotiable receipts or accruals, results in a situation in which renegotiation on the basis of the fiscal year may work a severe and irreparable hardship, the circumstances may be submitted by the renegotiating agency, through the Chairman of the Price Adjustment Board of the Department conducting the renegotiation, to the War Contracts Board for it to consider and prescribe appropriate action. [RR 301.2]

SUBPART E—PERMISSIVE EXEMPTIONS FROM RENEGOTIATION

In § 1603.351–2 a new paragraph (b) is added; former paragraph (b) is redesignated paragraph (c) and amended; and former paragraphs (c) and (d) are redesignated paragraphs (d) and (e) as follows:

§ 1603.351–2 *Exemption.* * * *

(b) Pursuant to the provisions of paragraph (a) of this section, the War Contracts Board has determined with respect to all subcontracts to be performed in Canada but any substantial part of the work incident to which subcontracts is performed within the territorial limits of the United States or in Alaska,

(1) That administrative difficulties do not make impracticable the renegotiation of such subcontracts.

(2) That the procurement program of the United States in foreign countries will not be adversely affected by such renegotiation, and

(3) That such renegotiation will not otherwise be contrary to the interests of the United States.

Such subcontracts are, therefore, not exempt from renegotiation under subsection (i) (4) (A) of the Renegotiation Act or under paragraph (a) of this section.

(c) Except as to subcontracts referred to in paragraph (b) of this section and except as provided in the last sentence of this paragraph, if a contractor assigned for renegotiation has receipts or accruals from a contract or subcontract described in paragraph (a) of this section, the renegotiating agency shall, before completing the renegotiation, furnish to the Department which entered into such contract or into the contract under which such subcontract was made, the following information:

(1) A statement as to whether administrative difficulties do or do not make impracticable the renegotiation of such contract or subcontract,

(2) A statement of opinion based upon all the facts available to the renegotiating agency as to whether the procurement program of the United States will be adversely affected by the renegotiation of such contract or subcontract,

(3) A statement of opinion based upon all the facts available to the renegotiating agency as to whether such renegotiation will be contrary to the interests of the United States, and

(4) A request that a determination be made that such contract or subcontract is or is not exempt from the provisions of the Renegotiation Act.

The Secretary of the Department to which the foregoing is submitted, or any authority to whom the power to exempt individual contracts under subsection (i) (4) (A) of the 1943 Act has been, or may be delegated or redelegated, shall make the findings with respect to the matters set forth in paragraph (a) of this section and promptly notify the renegotiating agency of such findings. The finding called for in subparagraph (1) of paragraph (a) of this section may be based entirely upon the statement called for in subparagraph (1) of paragraph (b) of this section. If such findings cannot be made, that fact will be promptly communicated to the renegotiating agency. The renegotiating agency need not follow the foregoing procedure if it appears that a clearance or cancellation of the assignment would be appropriate even though the receipts or accruals from the contract or subcontract in question were considered as subject to renegotiation.

SUBPART G—TERMINATION OF RENEGOTIATION

In § 1603.374 paragraph (d) is amended to read as follows:

§ 1603.374 *Costs paid or incurred.* • • •

(d) Notwithstanding the foregoing provisions of this section, no cost which has not been paid or incurred prior to January 1, 1947 will be allocated to performance prior to the close of the termination date. The determination as to whether a cost is paid or incurred prior to such date shall be made by reference to the method of accounting employed by the contractor for purposes of renegotiation. The time limitation specified in the first sentence of this paragraph shall not apply to costs which are accounted for on a completed contract basis or similar method of accounting. If it appears that a cost allocable to performance prior to the close of the termination date will be paid or incurred prior to January 1, 1947, the cost may be allowed conditionally as provided in paragraph (c) of this section. If it appears that the cost will not be paid or incurred prior to January 1, 1947, the risk that the cost will be paid or incurred after such date will, in accordance with § 1604.2 (a), be taken into consideration with the other risks assumed by the contractor. In no case will such risk be taken into consideration if the cost is allowed conditionally. [RR 374]

SUBPART H—COSTS ALLOCABLE AND ALLOWABLE AGAINST RENEGOTIABLE BUSINESS

1. Section 1603.381–4 (f) is added, as follows:

§ 1603.381–4 *Profit, cost allocation and allowance; general.* • • •

(f) *Replacement of inventory involuntarily liquidated.* Under subsection 22 (d) (6) of the Internal Revenue Code, a taxpayer using the last in, first out inventory method may for any year in which it involuntarily liquidated any part of its base stock inventory elect to adjust retroactively its net income for tax purposes for such year by reference to the costs of replacing in a subsequent year the inventory so involuntarily liquidated. The excess of such replacement costs over base stock costs is neither an exclusion nor a deduction under the Internal Revenue Code but is merely a retroactive adjustment of net income, and no part thereof will be allowed as a cost in determining profits under renegotiable contracts and subcontracts. Similarly no adjustment is required in renegotiation on account of any excess of base stock costs over replacement costs. It should be noted, however, that for the purposes of determining to what extent a contractor's profits are excessive, the low production costs, resulting from use of low-priced base stock inventory are to be taken into account under the provisions of § 1604.411 of this chapter. [RR 381.4]

2. Section 1603.383–2 is amended to read as follows:

§ 1603.383–2 *Amortization*—(a) *Amortization of emergency facilities based on 60-month period.* Under section 124 of the Internal Revenue Code, a contractor who has acquired or constructed with his own funds facilities especially adapted for use in war production may, upon securing a Certificate of Necessity, amortize their cost over a five-year period, at the rate of 1⅔ per cent per month. Prior to December 17, 1943, the Secretary of War and the Secretary of Navy were by such statute authorized to act upon applications for Certificates of Necessity. Under Executive Order No. 9406, dated December 17, 1943, as amended by Executive Order No. 9429, dated March 2, 1944, this authority (except with reference to certain pending applications) was transferred to the War Production Board, which acted through its Facilities Bureau. Amortization so allowed at the rate of 1⅔ per cent per month under section 124 of the Internal Revenue Code will be allowed as an item of cost for purposes of renegotiation, to the extent it is properly allocable to renegotiable business.

(b) *Termination of emergency period with respect to facilities.* Subsection (a) (4) (C) of the 1943 Act provides that no amount shall be allowed as an item of cost in renegotiation by reason of a recomputation of the amortization deduction pursuant to section 124 (d) of the Internal Revenue Code until after such recomputation has been made in connection with a determination of the contractor's Federal taxes for the fiscal year being renegotiated. Accordingly, notwithstanding that by reason of the issuance of a Certificate of Non-Necessity or the President's proclamation of September 29, 1945, a contractor has elected in accordance with section 124 (d) of the Internal Revenue Code to terminate the amortization period with respect to any or all of his facilities, and is entitled to claim an additional amortization deduction under the Internal Revenue Code for the taxable year involved in the renegotiation, the renegotiating agencies are prohibited from allowing such additional amortization as an item of cost in the renegotiation unless and until there has been a recomputation of the amortization deduction in connection with a determination of the contractor's Federal taxes for such taxable year. A recomputation of amortization in connection with a tentative adjustment of taxes made in accordance with subsections (j) and (k) as added to section 124 of the Internal Revenue Code by the Tax Adjustment Act of 1945 does not constitute a recomputation of amortization made in connection with a determination of the contractor's taxes for the taxable year for the purposes of the Renegotiation Act.

(c) *Anticipation of renegotiation rebate.* (1) If by reason of the issuance of a Certificate of Non-Necessity or the President's proclamation of September 29, 1945, a contractor elects to terminate the amortization period with respect to any facility in accordance with section 124 (d) of the Internal Revenue Code and if it appears that, upon a recomputation of the amortization deduction for the taxable year involved in the renegotiation made in connection with a determination of the contractor's Federal taxes for such year the contractor would be entitled to a renegotiation rebate for such year pursuant to subsection (a) (4) (D) of the Renegotiation Act, there may be accorded to the contractor the privilege of anticipating the renegotiation rebate in the manner described in the succeeding paragraphs of this section.

(2) There will be allowed as an item of cost in the determination of the excessive profits, if any, of the contractor in such renegotiation only the properly allocable portion of amortization at the rate of 1⅔ per cent per month. The amount, if any, of excessive profits to be eliminated shall, however, but only if determined by agreement, be fixed after applying in reduction thereof the allocable portion of the excess of the estimated amortization computed on the basis of the contractor's shortened amortization period of less than 60 months over the amount of amortization allowed as a cost as provided in the preceding sentence of this subparagraph. Such allocable portion is hereinafter referred to as the "additional amortization allowance". If such allowance is made, the renegotiation agreement must provide for the elimination of possible additional excessive profits by the inclusion in the agreement of a clause substantially in the form set forth at § 1607.741–2 (h) of this chapter.

(3) Since this procedure is designed to permit the contractor to offset against excessive profits to be eliminated for the fiscal year involved in the renegotiation the additional amortization allowance in anticipation of his renegotiation rebate for such fiscal year, it is not available to any contractor who would not otherwise be entitled to a renegotiation rebate under subsection (a) (4) (D) of the Renegotiation Act for such year. Thus, in the case of renegotiations conducted on a consolidated basis there may be applied in reduction of the excessive profits to be eliminated by any contractor or subcontractor in the consolidated group only the additional amortization allowance applicable to such contractor or subcontractor for such year, and any additional amortization to which any other contractor or subcontractor in the group may ultimately be entitled under the Internal Revenue Code may not be so applied. Also, the additional amortization to which a contractor may be entitled under the Internal Revenue Code for another year and which may be the basis of a renegotiation rebate for such year cannot be applied in reduction of the excessive profits to be eliminated for the year involved in the renegotiation.

(4) The reduction of the amount of excessive profits to be eliminated by the amount of the additional amortization allowance for the year involved in the renegotiation does not correspondingly increase the contractor's non-excessive renegotiable profits for the purpose of computing the proper adjustment to be made on account of taxes, other than Federal taxes, measured by income, which are attributable to such non-excessive profits.

3. In § 1603.384–2 paragraph (e) is added as follows:

§ 1603.384–2 *Costs in connection with the discontinuance of renegotiable business.* • • •

(e) *Costs of removing certain facilities.* Costs of moving, dismantling, demolishing, protecting and storing facilities used in performing renegotiable business will be allowed in renegotiation only to the extent specified in paragraphs (c) and (d) (2) of this section. [RR 384.2]

PART 1607—FORMS FOR RENEGOTIATION

SUBPART A—FORMS RELATING TO IDENTIFICATION, ASSIGNMENT AND CANCELLATION OF CASES

1. Section 1607.701–1 is amended to read as follows:

§ 1607.701–1 *Standard Form of Contractor's Report.*

Refer to LPI_____

Budget Bureau No. 49–R019.7
Approval Expires 12–31–46

STANDARD FORM OF CONTRACTOR'S REPORT

(To be filed in duplicate)

From: _____
_____
_____

To: *The War Contracts Price Adjustment Board:*

SECTION A

I. Attached hereto are two copies of our Financial Statements, consisting of Balance Sheet, Income and Profit and Loss Statement and Surplus Statement for our latest complete fiscal (Federal income tax) year. (See Instruction No. 1)

II. We estimate that our total business, exclusive of that under cost-plus-fixed-fee (CPFF) contracts, during our latest fiscal year (ended _____, 194____) for which Federal income tax returns were or are to be filed consisted of the following (See Instruction No. 2):

A. Subject to renegotiation:	
1. Direct sales (prime contracts and purchase orders) (See Instructions Nos. 3, 6)	$_____
2. Indirect sales for war end use (subcontracts of any tier, purchase orders, etc., except those shown in 3 and 4) (See Instructions Nos. 4, 5, 6)	_____
3. Commissions and other income, within the meaning of Sec. 403 (a) (5) (B) of the Renegotiation Act (See Instruction No. 7)	_____
4. Other (See Instruction No. 8)	_____
5. Subtotal of business subject to renegotiation (Exclusive of CPFF)	_____
B. Not subject to renegotiation (See Instruction No. 9):	
1. Sales, direct or indirect to the Departments and other Agencies named in the Act, but exempt from renegotiation (statement of reasons for exemption is submitted in duplicate)	_____
2. Sales made neither directly nor indirectly to the Departments and other Agencies named in the Act	_____
3. Subtotal of business not subject to renegotiation	_____
C. Total business for period (Exclusive of CPPFF)	$_____

III. We (did) (did not) have CPFF contracts during our latest fiscal year. If answer is affirmative, statement in duplicate of total billings, costs, and net fees applicable thereto is attached. (See Instruction No. 10.)

IV. We (did) (did not) have renegotiable contracts or subcontracts which were terminated during the fiscal year under review. If the answer is affrmative, the following information is provided in connection therewith. (See Instruction No. 11):

	Amounts Included Above in: Item II–A	Item II–B–1	Item III
1. All settlements during year	$_____	$_____	$_____
2. All claims pending at end of year	$_____	$_____	$_____

3. We (did) (did not) have waived ("No Cost") termination settlements during the year under review.

V. 1. We estimate that profits arising from renegotiable fixed price business, stated before provision for taxes on income, reserves not deductible for tax purposes, cost of discontinuing war business and inventory write-downs were_____ $_____

2. Cost of discontinuing war business attributable to renegotiable business, excluded from profits shown under 1 above, were_____ _____

3. Inventory write-downs, excluded from profits shown under 1 above, were_____ _____

4. Salaries of officers or partners included as a cost of renegotiable business were_____ _____

5. Inventory valuations based on physical inventories (were) (were not) used in computing cost of sales.

6. A brief description in duplicate of the methods used in segregating sales and allocating costs and expenses between renegotiable and nonrenegotiable business is attached. (See Instruction No. 12.)

VI. Listed below are the three principal products sold or services rendered entering into renegotiable business for our latest fiscal year, and the functions performed by us with respect to each, such as manufacturing, assembling, distributing, etc.

	Product or service	*Function*
1.	_____	_____
2.	_____	_____
3.	_____	_____

VII. Salaries and all other compensation to our highest paid officers and employees (not exceeding five in number) who received $10,000 or more per annum for our latest fiscal year were as follows:

	Name and title	*Amount*
1.	_____	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____

VIII. The estimated cost of facilities furnished or financed by the United States Government used during our latest fiscal year was $_____.

IX. Profit before Federal taxes on income, shown by financial statements submitted in accordance with Item I above (does) (does not) differ by more than 5 percent from net income shown by Federal income tax returns filed or to be filed for the year. (If difference is in excess of 5 percent, explanation of major components of difference is attached in duplicate.)

X. Charges not deductible for tax purposes (are) (are not) included in costs and expenses in the statements referred to in Item I. (If statement is affirmative, a schedule showing details is attached, in duplicate.)

XI. There (were) (were no) changes in the form or control of our organization (including reorganizations, dissolutions, acquisition and/or disposal of subsidiaries, etc.) during our latest complete fiscal year. (If statement is affirmative, an explanation is attached, in duplicate.)

provisions of this section, no cost

XII. We (have) (have not) entered into a formal agreement or received an authorized clearance notice under the Renegotiation Act with respect to any of our past fiscal years. If answer is affirmative, the latest year and name and address of Price Adjustment Board or Section is given below:

SECTION B

(Items XIII, XIV, and XV, comprising section B of this report are not required to be filled out by contractors or subcontractors who have entered into formal agreements or received authorized clearance notices under the Renegotiation Act with respect to any past fiscal years. However, the data, if furnished, will expedite the disposition of the case and should be presented if readily available.)

XIII. Attached hereto are the following:

(A) A brief statement (in duplicate) of the nature of our pre-war business and the extent and approximate date of its conversion to the war effort; also a brief description of our principal peacetime products.

(B) A statement (in duplicate) showing names and addresses of our parent, subsidiary and affiliated companies or organizations with a brief description of the character of their business and the nature and extent of their affiliation. Included also is a statement as to whether or not we believe that the operations of such companies or organizations should be consolidated with those of this company for renegotiation on an overall basis if such renegotiation be required.

XIV. Condensed income data for prior years, exclusive of charges for extraordinary reserves and other items not allowed as deductions for tax purposes, are shown below (in thousands of dollars) (See Instruction No. 15):

	Years ended						
	1944	1943	1942	1939	1938	1937	1936
(1) Net sales							
(2) Taxable net income per Federal tax return							
(3) Net fees on CPFF contracts (included in line 2)							

XV. Salaries and other compensation (including commissions, bonuses and other forms of extra compensation) to our highest paid officers and employees (not exceeding five in number) who received $10,000 or more per annum for any of our fiscal years are indicated below, as follows:

Name and title	1944	1943	1942	1941	1940	1939
1.						
2.						
3.						
4.						
5.						

(Exact name of contractor—not abbreviated)

(State of incorporation)

By ---

(Authorized corporate officer, partner or proprietor)

(Title)

Date ---

I, the undersigned, ---

(Title of signer and name of contractor)

certify that the representations and supporting data hereby submitted are true and correct and in accordance with instructions furnished with this form to the best of my knowledge and belief, subject to such qualifications as are specifically set forth.

(Signature)

[RR 701.1].

2. Section 1607.701-2 is amended to read as follows:

§ 1607.701-2 *Instructions for preparation of Standard Form of Contractor's Report.*

Budget Bureau No. 49-RO19.7
Approval Expires 12-31-46

INSTRUCTIONS FOR PREPARATION OF STANDARD FORM OF CONTRACTOR'S REPORT

BE SURE TO USE THE CORRECT FORM OF REPORT

Three separate Standard Forms of Contractor's Report have been prescribed by the War Contracts Price Adjustment Board for the following types of business covered by the Renegotiation Act:

1. Persons principally engaged in manufacturing and general business other than (2) and (3) below. (Form entitled "Standard Form of Contractor's Report.")

2. Persons principally engaged on construction projects, including those operating under architect-engineer contracts. (Form entitled "Standard Form of Contractor's Report (For Construction Contractors, Architects, and Engineers).")

3. Brokers, sales agents, etc., as defined in subsection (a) (5) of the Renegotiation Act. (Form entitled "Standard Form of Contractor's Report (For Agents, Brokers, and Sales Engineers).")

Filing of the appropriate "Standard Form of Contractor's Report" in satisfactory form is required to comply with the statutory filing provisions in subsection (c) (5) (A) of the 1943 Renegotiation Act. If the attached is not the appropriate form, copies of the proper form can be obtained by writing to War Contracts Price Adjustment Board, Assignments and Statistics Branch, Renegotiation Division, Room 3B525, The Pentagon, Washington 25, D. C., or the office from which this document was received.

1. *Item I.* Copies of audit reports by independent public accountants should be submitted if available. If such audit reports have not been prepared, in lieu thereof there should be submitted in duplicate financial statements for the latest closed fiscal year, consisting of (A) a balance sheet, as of the close of such fiscal year, and (B) a statement of income and surplus for such fiscal year. These statements must be in reasonable detail; the balance sheet must show the gross plant account and related allowance for depreciation; each reserve must be stated separately; and the income statement must show sales and cost of sales. Unaudited statements may be filed if they are in accord with the contractor's records and if the contractor certifies that the statements are correct to the best of his knowledge and belief. All deviations from the contractor's records should be noted and explained.

2. *Item II.* For the purpose of this report, a careful estimate by the contractor as to the segregation of his renegotiable and non-renegotiable business, will be accepted and received without prejudice. Include all receipts and accruals attributable to termination claims and settlements arising from contracts and subcontracts which have been cancelled or terminated in the year under review. Attention is directed to Instruction No. 5, relative to the inclusion of renegotiable subcontracts.

3. *Item II-A-1.* Direct sales subject to renegotiation should include the total amount of contractor's net billings for his latest fiscal year on direct sales (under prime contracts and purchase orders except those based on cost-plus-fixed-fee contracts) to the War, Navy and Treasury Departments, Maritime Commission, War Shipping Administration and the following subsidiaries of the Reconstruction Finance Corporation, Defense Plant Corporation, Metals Reserve Company, Defense Supplies Corporation, and Rubber Reserve Company; sales under lend-lease contracts may be classified according to the Agency through which the contracts were negotiated.

NOTE. The above-mentioned subsidiaries of the Reconstruction Finance Corporation became agencies or departments thereof as of July 1, 1945; on that date the Reconstruction Finance Corporation succeeded to the renegotiation powers of said subsidiaries with respect to contracts and subcontracts entered into by the departments or agencies of RFC bearing the same names.

4. *Item II-A-2.* Indirect sales for war end use should include the total amount of contractor's net billings for his latest fiscal year on indirect sales (under subcontracts of any tier, as interpreted below) except those to be entered as II-A-3 and 4, and those based on cost-plus-fixed-fee contracts.

5. *Interpretation of subcontract.* Under the statutory definition of "subcontract" (Sec. 403 (a) (5) (A)), profits on the production and sale, or the sale, of articles required for the performance of another contract or subcontract are subject to renegotiation, as well as profits on the production or sale of all materials, down to and including raw materials, except certain specified products exempted under subsection (1) of the Act. This definition is interpreted to include contracts not only with prime contractors but also with other subcontractors, if such contracts are:

(a) For the sale or processing of an end product or of an article incorporated therein,

(b) For the sale, furnishing or installation of machinery, equipment or materials used in the processing of an end product or of an article incorporated therein,

(c) For the sale, furnishing or installation of machinery used in the processing of other machinery to be used in the processing of an end product or of an article incorporated therein,

(d) For the sale, furnishing or installation of component parts of or subassemblies for machinery included in (c) above and machinery, equipment and materials included in (b) above, and

(e) For the performance of services directly required for the performance of contracts or subcontracts included in (a), (b), (c), and (d) above.

The term "component part" shall be deemed to include materials and ingredients.

With respect to machinery, equipment or materials "used in processing,"

(1) In general it is intended to include as subject to statutory renegotiation the sale of all machinery, equipment, materials and other articles which contribute directly to the actual production of an end item or an article incorporated therein, in connection with the physical handling of the item from the time of entry of the component materials to departure of the item from the plant in question and to include all machinery which similarly contributed directly to the actual production of other machinery so used.

(2) It is intended to exclude the sale of articles which contribute only indirectly to the actual manufacturing process, such as (a) products used for general plant maintenance, including fuel and equipment to produce light, heat and power, (b) equipment needed for general office maintenance, including all types of office machinery and supplies, and (c) safety equipment and clothing.

(3) It is not intended, however, to exclude from renegotiation any articles otherwise subject to renegotiation which are sold directly to a Department, or to a contractor when the items are to be ultimately resold to a Department either as end products or as component parts included therein.

The term "articles" in the statutory definition of subcontract is interpreted to include commercial products as well as equipment fabricated for particular uses or purposes.

The fact that commercial products are sold for industrial uses, either directly or through jobbers or other commercial channels, does not exclude such articles from this definition. The same tests are applied to both ordinary commercial products and equipment fabricated for special uses and purposes.

The fact that articles are sold under price ceilings fixed by OPA or as the result of competitive bidding does not exclude the sale of such articles from renegotiation.

6. *Contracts subject to profit limitations.* If the contractor made deliveries under contracts or subcontracts subject to profit limitations, the total billings under such contracts should be included as part of renegotiable sales, unless specifically exempted by the terms of the contract, but should also be shown in a separate schedule, in duplicate, in which should be stated the amount so included.

7. *Item II-A-3.* "Commissions and other income, within the meaning of Sec. 403 (a) (5) (B) of the Renegotiation Act" refers to income as recorded on the contractor's books, from the execution of any contract or arrangement (a) to procure one or more contracts with a Department or one or more war end use subcontracts when the amount of such income was contingent upon such procurement, or was determined with reference to the amount of such contracts or subcontracts or (b) under which any part of the services performed or to be performed, consisted of the soliciting, attempting to procure or procuring one or more contracts with a Department or one or more war end use subcontracts. As to the renegotiability of patent licenses as subcontracts, see Chapter III of Renegotiation Regulations.

A contract or arrangement for this purpose does not exist when one of the contracting parties is a bona fide executive officer, partner, or full-time employee of the other contracting party.

8. *Item II-A-4.* Other renegotiable business. Any income, receipts, or accruals, such as royalties, management fees, etc., (except from cost-plus-fixed-fee contracts), not included in II-A-1, 2, or 3, which are subject to renegotiation should be entered on this line.

9. *Item II-B.* Business not subject to renegotiation: Certain direct and indirect sales exempted from renegotiation by subsection (1) of the Act and administrative rulings thereunder, should be entered as II-B-1. Other sales, excluded because they were not made, directly or indirectly, to Departments and Agencies named in the Act, should be entered as II-B-2.

The statement of reasons for exemption should show major categories with the amounts pertaining to each.

Since the difficulty of making an accurate segregation between sales "Subject to Renegotiation" and those "Not Subject to Renegotiation", is recognized, contractors should take care to report as "Subject to Renegotiation" all business except that which is clearly not renegotiable as a matter of law or of administrative ruling. Such a report will be received without prejudice.

10. *Item III.* Cost-plus-fixed-fee (CPFF) contracts: If the contractor performed under one or more cost-plus-fixed-fee direct contracts or subcontracts subject to the Renegotiation Act, during his latest fiscal year, he should report in a separate statement in duplicate, the total of his billings, costs, and net fees thereunder. If he is unable to report costs, an explanation of the reasons therefor should be submitted. He should include all receipts and accruals attributable to termination claims and settlements arising from contracts and subcontracts which have been cancelled or terminated in the year under review.

11. *Item IV.* Terminal contracts: Claims of your subcontractors should not be included in the tabulation. The amounts of settled or pending claims may be estimated if the actual amounts are not readily available.

12. *Item V.* For purposes of this schedule, a careful estimate of profits allocable to renegotiable fixed price business will be accepted and received without prejudice. If consistent, the methods used should conform to those employed in renegotiation proceedings, if any, for previous years.

In general, the cost of establishing or re-establishing peacetime business is not allocable to renegotiable business. However, losses in connection with the write-down or disposal of inventory reasonably necessary to the performance of renegotiable business, losses on assets subject to depreciation or amortization, costs for which the contractor is obligated by reason of law or contract, and sundry expenses incident to the cessation of war business may be so allocable. For detailed information, reference is made to § 1603.384-2 of this chapter.

If physical inventories were not taken within a reasonable time of the end of the renegotiable period, the reasons for failure to do so should be attached, in duplicate.

13. *Section B.* Items XIII, XIV, and XV, comprising Section B of this report are not required to be filled out by contractors or subcontractors who have entered into formal agreements, or received authorized clearance notices under the Renegotiation Act with respect to any past fiscal years. However, the data, if furnished, will expedite the disposition of the case and should be presented if readily available.

14. *Item XIII-B.* By "affiliated companies or organizations" is meant all persons under the control of or controlling or under common control with the contractor or subcontractor.

15. *Item XIV.* The information as to operations of the contractor for the indicated taxable years is necessary for the proper consideration of the effect of war business on the volume of sales and amount of profits. If the profits for any of the fiscal years relate to operations under cost-plus-fixed-fee contracts, the amount of the *net fees* on such contracts should be shown on line (3) of Item XIV as a memorandum, and should also be included in "Taxable net income per Federal tax return" (line 2). Gross billings and costs under such contracts should not be included.

16. *If information previously filed.* If *all* of the information called for by this form has been furnished the Price Adjustment Agency to which the contractor has been assigned, this Standard Form of Contractor's Report can be completed by reference, stating specifically the place and date of filing. When certified by the appropriate Price Adjustment Agency that it has received such information, this report will be accepted by the War Contracts Price Adjustment Board as having complied with mandatory filing under the first sentence of subsection (c) (5) (A) of the 1943 Act.

3. Section 1607.704-1 is amended to read as follows:

§ 1607.704-1 *Statement by contractor of non-applicability.*

Budget Bureau No. 49-R188.2
Approval Expires 12/31/46

NOTE: As appears from its text, this Statement is required to cover the aggregate business of the contractor and its affiliates, as such are defined herein.

As a guide in determining whether this Statement may be used, reference should be made to the "Standard Form of Contractor's Report" and the Instructions appended thereto (Budget Bureau No. 49-R019.7). If the amounts designated in Item II of the Report by lines A 1, A 2, A 4, and B 1, plus total billings under cost-plus-fixed-fee contracts, including all termination claims and settlements, aggregate a sum in excess of $500,000, the contractor and its affiliates are subject to the Act and must file the "Standard Form of Contractor's Report" and should not file this "Statement of Non-Applicability." Likewise, if the amount designated by line A 3 of the Report exceeds $25,000, the contractor and its affiliates are subject to the Act.

The contractor or subcontractor may file this Statement prior to the end of its fiscal year if it and its affiliates have aggregate receipts or accruals from contracts with the Departments and subcontracts of less than $500,000 (or $25,000 in the case of subcontracts described in subsection (a) (5) (B) of the Act) at the time of filing and if it expects no further receipts or accruals from any contracts or subcontracts. When this Statement is filed prior to the close of the fiscal year, it should be modified to make the certification relate to that portion of the fiscal year during which the contractor had renegotiable receipts or accruals by substituting for the phrases "the fiscal year ended ---------" and "the same fiscal year" in the second paragraph, the phrases, respectively, "that part of the fiscal year ending ---------which ended ---------" and "the same portion of such fiscal year." The Statement should also contain at the end of the second paragraph the following sentence: "We represent that neither we nor any of the persons, firms or corporations listed below expect to receive or accrue any further amounts under such contracts or subcontracts."

STATEMENT BY CONTRACTOR

Nonapplicability of the Renegotiation Act of 1943

To the *War Contracts Price Adjustment Board:*

We acknowledge receipt of a copy of the pamphlet entitled "Renegotiation" containing the text of the Renegotiation Act of 1943 (hereinafter called "Act") and have noted particularly the provisions of subsections (a) (5), (c) (5) (A), and (c) (6) of the Act.

We certify that the aggregate receipts or accruals of the undersigned and of all persons, firms, or corporations under the control of or controlling or under common control with the undersigned under contracts with the War Department, Navy Department, Treasury Department, Maritime Commission, War Shipping Administration, Defense Plant Corporation, Defense Supplies Corporation, Metals Reserve Company, Rubber Reserve Company, and Reconstruction Finance Corporation, as successor to any of such corporations and companies under Public Law 109, 79th Congress, approved June 30, 1945, and under subcontracts, including those contracts and subcontracts which are exempt or exempted under subsection (1) of the Act or which expressly provide that they are not subject to renego-

tiation pursuant to the authority granted by said subsection (i) (but not including commissions and other income within the meaning of subsection (a) (5) (B) of the Act), did not exceed $500,000 for the fiscal year ended _____ 194__;

And we further certify that commissions and other income received or accrued by the undersigned and by all persons, firms, or corporations under the control of or controlling or under common control with the undersigned under subcontracts within the meaning of subsection (a) (5) (B) of the Renegotiation Act of 1943 did not exceed $25,000 for the same fiscal year.

In making this certification recognition is given to the facts that in order to qualify for exemption it is necessary that both of the above conditions should be met, i. e., that the total of receipts and accruals under contracts with the above-named Departments or agencies and subcontracts (excluding commissions and other income below mentioned) does not exceed $500,000 and that the total of commissions and other income under subcontracts within the meaning of subsection (a) (5) (B) of the Act does not exceed $25,000. Accordingly, we do not intend to file a financial statement in conformity with the provisions of the first sentence of subsection (c) (5) (A) of the Act. If we have been assigned for statutory renegotiation, we request that such assignment be cancelled.

The following persons, firms, or corporations are under the control of or controlling or under common control with the undersigned:

Name of person, firm or corporation	*Address*

and this statement by Contractor relates to the aggregate business of the undersigned and of all such persons, firms, or corporations, if any, above listed.

Unless above listed, there are not any persons, firms or corporations, under the control of or controlling or under common control with the undersigned.

Very truly yours,

_____
(Name of contractor)

By _____
(Principal officer, partner of proprietor)

_____
(Title of officer)

_____
(Address of contractor)

Dated _____, 194__

EXCERPTS FROM RENEGOTIATION ACT OF 1943

[Here follows subsections (a) (5) (A) and (a) (5) (B) (See § 1608.801–1 of this chapter) and subsections (c) (5) (A) and (c) (6) (See § 1608.801–3 of this chapter)]

NOTE ON RENEGOTIATION POWERS OF RECONSTRUCTION FINANCE CORPORATION

Effective July 1, 1945, Defense Plant Corporation, Metals Reserve Company, Defense Supplies Corporation and Rubber Reserve Company were dissolved and their functions, powers, duties and authority transferred to Reconstruction Finance Corporation (see Public Law 109, 79th Congress, approved June 30, 1945). The Reconstruction Finance Corporation thereupon obtained all the powers, functions, duties and authority vested in such subsidiary corporations under the Renegotiation Act, both as to contracts previously entered into by those subsidiaries and as to contracts which the Reconstruction Finance Corporation, on and after July 1, 1945, might enter into under the authority transferred by Public Law 109, and as to subcontracts thereunder. Accordingly, receipts or accruals under such contracts with the Reconstruction Finance Corporation, on and after July 1, 1945, and subcontracts thereunder, must be included (when made in the fiscal period to which the Statement by Contractor relates) in making computations to determine whether the use of the Statement is proper.

[RR 704.1]

4. Section 1607.704–2 is amended to read as follows:

§ 1607.704–2 *Notice to contractor of cancellation of assignment.*

NOTICE TO CONTRACTOR OF CANCELLATION OF ASSIGNMENT

Date_____

Contractor's name_____

Address_____

DEAR SIR: Upon review of the information submitted by you in connection with renegotiation under the Renegotiation Act, as amended, this office recommended to the War Contracts Price Adjustment Board that your assignment to this office for renegotiation be cancelled for your fiscal year ending _____.

This office is advised that such assignment has been cancelled in accordance with its recommendation.

While such cancellation does not operate as a release of liability under the Renegotiation Statute, nevertheless, in the absence of further developments no further action is contemplated.[1]

This cancellation does not release you from any obligations which you may have to file the Mandatory Financial Statement and other information required by the Renegotiation Act or the Renegotiation Regulations. (See Subpart B of Part 1602 of this chapter.)

Very truly yours,

_____
(Name of Renegotiating Department or Service)

SUBPART B—FORMS RELATING TO OPERATION OF RENEGOTIATION

The text preceding Exhibit 1 in § 1607.722 is amended to read as follows:

§ 1607.722 *Contractor's information and work sheet for renegotiation.*

Budget Bureau No. 49–R173.3.
Approval expires 12–31–46.

CONTRACTOR'S INFORMATION AND WORK SHEET FOR RENEGOTIATION

NOTE: Construction contractors, architects, engineers, agents, and brokers should not use this form, but should obtain the forms designed for their specific use by writing to: War Contracts Price Adjustment Board, Assignments and Statistics Branch, Room 3D–525, The Pentagon Building, Washington 25, D. C.

Information indicated in Sections A to P, inclusive, and the Exhibits attached thereto, is required for renegotiation under the Renegotiation Act. Any part of this information which has been submitted, either in the "Standard Form of Contractor's Report" or in connection with a previous renegotiation, may be omitted, provided reference is made to the manner, time, and place of its submission. Also, if similar, but not identical, information has been submitted for the latest prior year, only the changes need be stated. If any statements or information designated are inapplicable in a particular case, so state and give the reason therefor. If the preparation of the data specified would impose an unreasonable burden or expense, such information as is available in regularly prepared financial and operating reports may be supplied, provided the reason for the substitution is explained. In financial statements all cents may be omitted. Contractors should so indicate if they prefer to discuss with the renegotiation authorities the methods of segregation of sales and allocation of costs and expenses (Sections G and H). In such case, the Contractor's Information and Work Sheet for Renegotiation, completed in all other respects, should be submitted.

At the end of each section are specific instructions or comments pertinent thereto.

All information and data (subject to qualifications, if any, specifically set forth) must be certified as true and correct.

SECTION A—ANNUAL STATEMENTS

One copy each of the following should be furnished for the fiscal period under review:

1. Published annual report.
2. Detailed or long form audit report.
3. Federal income and excess profits tax returns filed.
4. State tax returns involving taxes measured by income of the year under review.
5. Latest brochure, catalog, or other material setting forth the company's business and products, unless previously filed.

Instructions. If annual reports to stockholders or audit reports by independent public accountants are not prepared, it should be so stated and, in lieu thereof, financial statements furnished, consisting of (*a*) a balance sheet as of the close of the period under review and (*b*) a statement of income and surplus for such period. These statements must be in reasonable detail. The balance sheet must show, in addition to the usual analysis of current assets and current liabilities, the gross plant account and related allowance for depreciation and amortization and all major reserves stated as separate amounts. The income statement must show sales, and analysis of cost of sales, and a classified list of expenses and miscellaneous items. It is essential that a reconciliation between income per books and income for Federal tax purposes be provided. For instructions as to the furnishing of tax returns, see Instructions to Section N.

SECTION B—OWNERSHIP AND AFFILIATIONS

1. A statement showing the names and addresses of parent, subsidiary, and affiliated companies and organizations, with a brief description of the character of their business, the nature and extent of their affiliation, and an expression of opinion as to whether or not, during the period under review, they had business subject to renegotiation.
2. A list of stockholders owning over 10 percent of voting stock, and stockholdings of officers and key executives.
3. A list of the companies and organizations which should be consolidated for purposes of renegotiation, and reasons therefor.
4. If the financial statements are submitted on a consolidated basis, similar financial statements for each subsidiary having renegotiable business and included in such consolidation.
5. The amount of intercompany sales or other transactions (and whether or not eliminated in consolidation) should be indicated, and the method of setting intercompany prices explained.

Instructions. The terms "affiliates" and "affiliated companies and organizations" mean all persons, firms, or corporations under the control of or controlling or under common control with a contractor. Indicate any changes during the period under review, in the form or control of organization (including reorganizations, dissolutions, acquisitions, and/or disposal of subsidiaries, etc.). In answering item 5 above, the use of a consolidating statement of income is desirable. This may be substituted for Exhibit 1, if the line captions are followed.

SECTION C—BUSINESS OF CONTRACTOR

1. List for the period under review of the principal products sold or the principal services rendered and the approximate amount of sales, (*a*) in quantity and (*b*) in dollars, of each principal type of product (or group of products) included in renegotiable business, and the functions performed with respect to each of the above (such as manufacturing, assembling, distributing, etc.). These should be separated, if possible, as to prime (by number) and subcontracts.
2. If a subcontractor, a list of major customers for renegotiable business, the types of products or services furnished to them, and their approximate dollar amount.
3. List of principal products or services prior to 1941.
4. Description of principal nonrenegotiable business during the period under review.
5. Comments on similarity or dissimilarity between wartime and peacetime products and manufacturing methods, with especial reference to the complexity of processes used.
6. Volume of business with subcontractors, including a list of principal suppliers of raw materials and subassemblies. Nature of relations with subcontractors, indicating materials supplied, and supervision, inspection, and financing furnished.

Instructions. The intent of the above is to bring out the character of the business. In the case of contractors making a large number of different products, the principal product of each major type should be listed.

SECTION D—PRICE RECORD

1. List the dollar unit prices of important products and services included in renegotiable business; any recent 1945 unit price reductions, giving dates and volume of business to which applicable.
2. Details of rebates and refunds applicable to renegotiable business, including a statement as to whether they are reflected in the financial statements for the period under review.
3. Purchasing policy with respect to suppliers and subcontractors, and a statement of what efforts are made to reduce purchase prices.
4. Any price increases made or requested, with dates and explanations of reasons.
5. An explanation of any material difference in profit margins on renegotiable and nonrenegotiable business.
6. A list of major competitors and comments on any known price differentials. Comment in general on the pricing policy followed during the period under review.

SECTION E—GOVERNMENTAL AND OTHER ASSISTANCE

1. A statement showing assistance received (estimated if necessary), which may include:
(a) Value of machinery loaned;
(b) Value of plants provided;
(c) Value of customer furnished ("free issue") materials received;
(d) Advances on contracts;
(e) Description of other financial or technical assistance received, and amount of former.

Instructions. The above refers to both governmental assistance and that received from other contractors; however, they must be shown separately. Significant changes during the period should be described. The amount of rentals paid for Government plant should be given, and an estimate, if possible, of the dollar volume of production therefrom indicated.

SECTION F—PLANT FACILITIES

1. A statement showing the approximate cost of privately financed facilities for which Certificates of Necessity have been issued, the dates as to which amortization commenced, and the amount of amortization charged with respect to each such facility during the period under review.
2. A statement of Certificates of Nonnecessity granted or applied for, the facilities affected, the effective dates, the unamortized value and the effect of accelerated amortization thereunder during the period under review, supported by a schedule setting forth the calculations.
3. Character, cost, dates, and methods of acquisition of any other major additions to plant and equipment during the period under review.
4. A statement of plant disposals during the period, giving the tax status of any loss sustained thereon.

Instructions. Detailed lists need not be prepared. It will be sufficient to show only classifications, such as buildings, machinery, etc. In case of losses on disposals of plant, reference should be made to § 1603.385 of this chapter.

SECTION G—INCOME ACCOUNT

1. Income statement of the contractor for the period under review, separated as to renegotiable and nonrenegotiable business as defined under the Renegotiation Act.

Instructions. The attached Exhibits 1 and 1a are provided for use in this connection. If the income data, separated as between renegotiable and nonrenegotiable business, be submitted in some other form, Exhibits 1 and 1a should be used as guides, in order that proper consideration of the items thereon will be given.

Specific instructions relative to the preparation of Exhibits 1 and 1a are set forth on page 4.

Sales and cost of sales should be stated net of discounts and other pertinent allowances. Supporting schedules of items requiring further analysis should be provided.

For an interpretation of items entering into renegotiable and nonrenegotiable business refer to Standard Form of Contractor's Report, Instructions 3 to 10, both inclusive, which summarizes the pertinent material in Part 1603 of this chapter.

SECTION H—SEGREGATION

1. Description of the methods followed in segregating renegotiable and nonrenegotiable sales, as shown in Exhibits 1 and 1a.
2. Description of the methods followed (direct labor hours, cost of goods sold, etc.) in allocating costs, expenses and other income and deductions applicable to renegotiable and nonrenegotiable business, as shown in Exhibits 1 and 1a.
3. A statement or schedule with respect to each of the following:
(a) The effect of raw material exemptions and "excess inventory" calculations provided for in subsection (i) of the Renegotiation Act;
(b) Sales to subcontractors of materials entering into repurchases from them;
(c) Interdepartmental sales not eliminated;
(d) Any basic or significant changes during the period under review in accounting methods, depreciation rates, and/or methods of inventory valuation;
(e) List of contracts and subcontracts (including identification number) subject to specific profit limitations, other than cost-plus-fixed-fee contracts;
(f) Volume of direct renegotiable sales (prime contracts) to subsidiaries of Reconstruction Finance Corporation or their agents and the amount of profits arising therefrom. (If renegotiation is conducted by the Reconstruction Finance Corporation Price Adjustment Board, the aggregate of direct sales to other departments or agencies named in the Act should be set forth and the profits thereon reported separately.)

NOTE: The above-mentioned subsidiaries of the Reconstruction Finance Corporation became agencies or departments thereof as of July 1, 1945; on that date the Reconstruction Finance Corporation succeeded to the renegotiation powers of said subsidiaries with respect to contracts and subcontracts entered into by the departments or agencies of the Reconstruction Finance Corporation bearing the same names.

(g) Method of valuing inventories; character of charges included in such valuation; date as of which physical inventory was taken, and information as to whether or not supervised by independent public accountants; write downs and losses on disposal of inventory items, with identification of those resulting from terminations, giving basis for determination of loss;
(h) Nature of advertising;
(i) Receipts and accruals, and costs and expenses paid or incurred, after the date of termination of the Renegotiation Act, attributable to the performance of renegotiable contracts and subcontracts prior to such termination, with reasons therefor;
(j) Costs of discontinuing war business attributable to renegotiable business, with reasons therefor.

Instructions. Adequate explanations are essential to the proper handling of the case. For use of reports to the Government in segregating sales, reference should be made to § 1603.322–6 of this chapter. Income account data should be presented in such form as to be comparable to the preceding years. If direct sales mentioned in (f) above aggregate less than $50,000, they need not be reported separately. If profits on sales reported in (f) are not segregated, best estimate should be given.

In general, the cost of establishing or reestablishing peacetime business is not allocable to renegotiable business. However, losses in connection with the write down or disposal of inventory reasonably necessary to the performance of renegotiable business, losses on assets subject to depreciation or amortization, costs for which the contractor is obligated by reason of law or contract, and sundry expenses incident to the cessation of war business may be so allocable. For detailed information, reference is made to § 1603.384–2 of this chapter.

SECTION J—SALARIES

1. Statement of salaries and all other compensation (including commissions, bonuses, royalties, and other forms of extra compensation) paid or accrued to the 10 highest paid officers and employees, or to those who received in excess of $10,000 per annum (whichever is the lesser in number) for the period under review.
2. A brief description of any bonus, pension trust, or other employee compensation plans in effect or contemplated, with comment as to how they are applicable to personnel listed under item 1 preceding, showing the dates that such plans were adopted and whether approved by the Bureau of Internal Revenue.
3. Details of compensation of whatever character (fees, commissions, etc.), aggregating $10,000 or more per payee, to other individuals or organizations, paid or accrued during the period under review.

Instructions. The statements of compensation should show for each individual or organization: Name, title or relationship, duties (unless self-explanatory), time devoted to business, total compensation; portion of the compensation paid to any of the individuals listed disallowed by the Bureau of Internal Revenue as a taxable deduction in the two latest years examined. Any com-

[1] Where a contractor has requested renegotiation on a completed-contract basis pursuant to § 1603.301–3 of this chapter or where the option contained in such request has been exercised and the assignment is thereafter cancelled, insert in lieu of this paragraph the following (including date of such request):

Such cancellation does not operate as a release of liability under the Renegotiation Act and is made in reliance upon the agreement contained in your request for renegotiation on a completed-contract basis dated _____.

pensation, based on sales or profits, which has been or will be affected by renegotiation should be stated.

SECTION K—RESERVES

1. A statement of provisions for reserves (other than shown on line 20 of Exhibit 1) of a nature not allowed as a deduction for Federal income tax purposes, including in costs and expenses, except as specifically set forth.

Instructions. The statement should contain a list of the purposes of the provisions, and the amounts not deductible in computing net income for Federal taxes, but provided for various contingencies and which are not specifically set forth on Exhibits 1, 1a, or related schedules. If no such provisions were made, it should be so stated.

SECTION L—CPFF CONTRACTS

1. The following data for each CPFF contract, in addition to the summary provided in Schedule 1:

(a) Contract number, for prime contracts; for subcontracts, name of prime contractor and prime contract number, if known;

(b) Total cost and fee as originally estimated, stated separately;

(c) Changes in original cost estimates;

(d) Adjustments to fee for changes;

(e) Fee earned or accrued in year under review;

(f) Estimate of cost to complete;

(g) Disallowances by major classifications.

Instructions. Estimates should be made if actual figures cannot be presented. The nature of the disallowances should be explained.

SECTION M—TERMINATED CONTRACTS

1. A statement of the aggregate receipts or accruals (exclusive of those based on termination claims of own subcontractors) applicable to uncompleted portions of renegotiable contracts or subcontracts terminated during the period under review. The amount applicable to terminated cost-plus-fixed-fee contracts must be shown separately.

2. A statement as to whether the nature or the proportions of costs and expenses allocable to the uncompleted portions of terminated contracts and subcontracts are or are not substantially different from the nature or the proportions of costs and expenses allocable to completed renegotiable contracts or subcontracts or the completed portions of contracts and subcontracts which were terminated during the period under review.

3. Submit Exhibit 3, if the costs and expenses applicable to uncompleted portions of renegotiable contracts and subcontracts (exclusive of claims of own subcontractors) are estimated to exceed $100,000, and the answer to question 2 above is affirmative. (In any case, the renegotiating agency may require completion and filing of Exhibit 3.)

4. An estimate of the total amount involved in terminations during the period under review on which claim for compensation has been waived (so-called "no cost" settlements) together with the percentages thereof represented by (a) raw materials and (b) fabricated or semifabricated materials.

Instructions. Reference should be made to §§ 1603.308, 1603.381–5, 1608.852–5 and 1608.852–6 of this chapter.

If necessary, the amounts called for by item 1 may be estimated. If there are no terminated renegotiable contracts or subcontracts reflected in income for the period under review, a statement to that effect should be made.

It is recognized that in the case of "no cost" settlements the value of the claim which was waived may not be known with reasonable accuracy, or the components of costs as to material, labor, etc., represented in the waived claim may not be known. In order that the renegotiating agency may appraise properly the statutory factors as to the work performed with respect to the uncompleted portion of terminated contracts to which "no cost" settlements relate and with respect to other work, the aggregate costs and the breakdown thereof applicable to "no cost" settlements should be estimated as far and as accurately as possible. Contractors are urged to consult the renegotiating agency involved if particular difficulty or unusual factors are encountered in this connection. "No cost" settlements will not be treated as such unless the right to compensation has been waived.

SECTION N—INCOME TAX DATA

1. A statement showing the latest taxable year examined by the Bureau of Internal Revenue and any significant adjustments resulting in a change in taxable income or invested capital as a result of examinations made by the Bureau since January 1, 1942.

2. A statement showing changes in excess profits tax credit claimed or to be claimed under Section 721 or 722 of the Internal Revenue Code.

3. A list of States to which are paid taxes measured by income (including so-called franchise taxes), and the amounts for the taxable year.

Instructions. In support of the above, there should be presented copies of tax returns and other documents (including, if possible, revenue agents' reports). In general, supporting schedules to the State tax returns, other than the reconciliation of taxable income and surplus, need not be presented, nor schedules to the Federal tax returns which are not in support of the income statement.

If unincorporated, all individual tax returns reflecting renegotiable income should be submitted.

SECTION O—STATEMENT OF FACTORS

1. A statement with regard to each of the following factors (which the Act provides shall be taken into consideration in renegotiation), in as much detail as may be necessary to bring out the salient facts:

(a) Efficiency of contractor, with particular regard to attainment of quantity and quality production, reduction of costs, and economy in the use of materials, facilities, and manpower;

(b) Reasonableness of costs and profits, with particular regard to volume of production, normal prewar earnings, and comparison of war and peacetime products;

(c) Amount and source of public and private capital employed and net worth;

(d) Extent of risk assumed, including the risk incident to reasonable pricing policies;

(e) Nature and extent of contribution to war effort, including inventive and developmental contribution and cooperation with the Government and other contractors in supplying technical assistance;

(f) Character of business, including complexity of manufacturing technique, character and extent of subcontracting, and rate of turn-over.

Instructions. Factual data only should be submitted, and generalizations avoided. Only those factors which apply to the period under review should be discussed. If any information in connection with the foregoing has been provided in preceding sections, it need not be repeated, but should be cross-referenced. Reference should be made to Part 1604 of this chapter.

SECTION P—MISCELLANEOUS

1. A statement relative to each of the following:

(a) Royalties paid or incurred, or received or accrued. (Exhibit 4 may be used to present this information.)

(b) Any revaluation of assets or recapitalization during the period under review.

(c) The types of escalator clauses in contracts subject to renegotiation.

(d) A description of any price revision clauses contained in renegotiable contracts and information as to any action taken thereon. (Identify contracts.)

(e) Claims under Section 17 of the Contract Settlement Act of 1944, pertaining to services rendered under defective, informal, and quasi contracts.

2. Statements as to the following (optional):

(a) For the period under review, the average monthly number of employees and the average monthly number of employees on each shift; wage increases; labor relations insofar as they might have affected costs.

(b) Any other matters which may be pertinent in renegotiation.

Instructions. Such comments and explanations other than those set forth under Section O as will be helpful in making a proper evaluation of the business and profits may be made.

INSTRUCTIONS FOR PREPARATION OF EXHIBITS

Exhibit 1

Line 1. Enter as renegotiable business (Column A) the total amount of contractor's net billings on sales directly or indirectly to the War, Navy, and Treasury Departments, Maritime Commission, War Shipping Administration, Defense Plant Corporation, Metals Reserve Company, Defense Supplies Corporation, and Rubber Reserve Company. All sales, whether subject to OPA regulations, or obtained on competitive bids, or otherwise, should be included as renegotiable if they were under prime (i. e., direct) contracts and purchase orders with one of the above-named departments or agencies, with the exception of exempted materials and articles. The term "sales," as noted herein, includes compensation for services rendered as well as for material provided. Sales under subcontracts of any tier, or purchase orders falling within the definition of "subcontracts" should likewise be included in renegotiable business. (See Section G.) When the contractor is engaged in two or more types of renegotiable business of a widely divergent nature, it is preferable that the sales, costs and expenses should be listed separately. In such cases, Exhibits 1 and 1a may be expanded to embrace additional columns.

Receipts and accruals relative to the uncompleted portions of terminated contracts or subcontracts should be included in Line 1. If these include amounts based on own subcontractor's claims, the aggregate of the latter should be shown as a footnote to Exhibit 1.

NOTE: The above-mentioned subsidiaries of the Reconstruction Finance Corporation became agencies or departments thereof as of July 1, 1945; on that date the Reconstruction Finance Corporation succeeded to the renegotiation powers of said subsidiaries with respect to contracts and subcontracts entered into by the departments or agencies of the Reconstruction Finance Corporation bearing the same names.

Lines 2, 4, 5, and 8. In allocating costs and expenses between renegotiable and nonrenegotiable business, the contractor's cost system, if adequate, should be employed. Otherwise, percentages or other formulae may have to be used, either on individual products or groups of products, or by departments, divisions, etc. Each major item of selling and general expenses should be allocated in accordance with the most equitable method in view of the particular situation.

Lines 8 (b), 8 (c), 11 (b), and 12. Amounts representing nonoperating expenses and income which in the light of circumstances are wholly or partially applicable to renegotiable business, should be entered on lines 8 (b) and 8 (c), respectively. Losses from write downs and disposal of inventory items (if significant) and costs of discontinuing war business should be entered on line 8 (b) and not merged with cost of sales. Nonoperating items not applicable to renegotiable business should be entered on lines 11 (b) and 12. Examples of these are profit on disposal of fixed assets, adjustments applicable to prior years, interest and dividends received, write-off of intangibles, etc.

Line 11 (a). Enter on this line, only the net fees applicable to cost-plus-fixed-fee contracts, and in the space for the Analysis of Cost-Plus-Fixed-Fee Contracts at the bottom of Exhibit 1, the pertinent costs are profits as indicated. These contracts are considered separately for renegotiation purposes. The gross sales or billings under contracts of this nature should not be included in Net Sales (line 1), (see Section L).

Exhibit 1a

Cost of sales (line 22 (a) to (j), inclusive). If the contractor's cost system does not lend itself readily to the captions provided under this heading, the contractor may submit in lieu thereof a schedule prepared from his own classification of accounts. Where unit costs are compiled, an over-all approximation (expressed either in dollars or percent) of the material, labor, and overhead elements will be sufficient. While it is desired that columns A and B in the schedule of cost of sales be filled in, it is not required if the allocation would cause an undue amount of work on the part of the contractor, or if the cost of sales is allocated in proportion to the dollar value of sales, but the reason for their omission should be stated.

Selling and advertising expenses (line 24 (a) to (g), inclusive). If the contractor's accounts contain any significant amounts included under captions not listed, a separate schedule should be submitted. Salaries should include all forms of compensation paid to contractor's employees. Line 24 (d) applies only to commissions paid to nonemployees, such as brokers, manufactuers' agents, etc.

General and administrative expenses (line 25 (a) to (g), inclusive). Four lines have been provided for the insertion of any relatively large items. Should the number of lines be considered insufficient, a separate schedule should be submitted, containing the classification customarily used by the contractor.

Other applicable deductions and income (line 26 (a) to (f), inclusive). Significant items should be inserted in the spaces provided. Care should be taken that the allocation of each item between renegotiable and nonrenegotiable business be properly made, as the nature of these items may be such that allocation should be made on a basis different from that used for other classes of expenses.

Depreciation (line 28 (a) to (d), inclusive). The total amount of depreciation expenses (including depletion) should be accumulated under this caption, regardless of the accounts to which it may be charged on the contractor's books.

Other charges (line 29 (a) and (b)). The total amount of amortization may be entered on line 29 (a). Any amortization in excess of the standard 20 percent rate should be explained. (See Section F.)

SUBPART D—FORMS RELATING TO AGREEMENTS AND UNILATERAL DETERMINATIONS

In § 1607.741–2 paragraph (8) is amended, and a new subparagraph (d) is added at the end of paragraph (9), as follows:

§ 1607.741–2 *Variations in the Standard Form.* • • •

(8) *Clause relating to additional amortization allowance.* The following clause may be used when appropriate (see § 1603.383–2 (c) of this chapter). When used Article 9 of the Standard Form of agreement will be deleted.

Additional amortization allowance. The Contractor represents that pursuant to section 124 (d) of the Internal Revenue Code, it has elected to compute its amortization deduction with respect to the facilities described in Necessity Certificate No. ------, dated ---------- based on an amortization period of less than sixty (60) months, and that the amortization deduction with respect to such facilities which the Contractor estimates will be allowed in connection with the determination of the taxes imposed by Chapters 1, 2A, 2B, 2D and 2E of the Internal Revenue Code with respect to said fiscal year, based on said period of less than sixty (60) months is $------ (hereinafter referred to in this article as "said amount"). The Contractor further represents that ------% (hereinafter called the "allocable percentage") of said amount is properly allocable to said contracts and subcontracts. Based upon the foregoing, there has been applied in reduction of the amount of profits which would otherwise be determined and agreed in Article 1 to be eliminated, the allocable percentage of excess of said amount over amortization calculated on the basis of an amortization period of sixty (60) months. The Contractor agrees, however, that if the amortization deduction finally allowed with respect to such facilities in connection with the determination of the taxes imposed by Chapters 1, 2A, 2B, 2D and 2E of the Internal Revenue Code with respect to said fiscal year shall be less than said amount, the Contractor will, within thirty days thereafter, pay to the Government as additional profits for said fiscal year which should be eliminated, a sum equal to the allocable percentage of the difference between said amount and the amortization deduction so finally allowed plus interest the rate of 6 per centum per annum upon such additional profits from and after the date two years following the close of said fiscal year.

In the elimination of said additional profits, the Contractor shall be allowed the tax credit, if any, provided by section 3806 of the Internal Revenue Code.

The Contractor hereby waives all right to a renegotiation rebate under subsection (a) (4) (D) of the Renegotiation Act on account of any recomputation of the amortization deduction with respect to such facilities for said fiscal year except to the extent by which the allocable percentage of the amount of such recomputed amortization deduction finally allowed with respect to such facilities in connection with the determination of the taxes imposed by Chapters 1, 2A, 2B, 2D and 2E of the Internal Revenue Code with respect to said fiscal year exceeds the allocable percentage of said amount.

(9) *Articles in connection with 1945 and 1946 Renegotiations under § 1603.313.* • • •

(d) In any case where the special contract article described in subparagraphs (b) and (c) of this paragraph is included in a renegotiation agreement embodying a determination of excessive profits, there should be included in the provisions of the standard form of agreement a paragraph providing in substance that so long as the agreement is subject to reopening, all amounts collected pursuant thereto will be kept in a special deposit or suspense account and upon any such reopening will be returned to the Contractor without interest within 90 days after receipt of the Contractor's written request therefor; *Provided*, That any such amounts shall first be applicable in elimination of any excessive profits due under the Renegotiation Act.

[RR 741.2]

SUBPART I—ADDRESSES

1. Section 1607.791–1 is amended to read as follows:

§ 1607.791–1 *Secretary's Office.*

Room 3B 548, The Pentagon, Washington 25, D. C., Tel. Republic 6700, Ext. 73636.

[RR 791.1]

2. In § 1607.791–2 the fifth and sixth paragraphs are amended to read as follows:

§ 1607.791–2 *Members.*

• • • • • •

Mr. George P. Luce (Reconstruction Finance Corporation), Room 609, Commonwealth Building, 1625 K Street NW., Washington 25, D. C., Tel. Executive 3111, Ext. 283.

Mr. Norman L. Burton (Civilian Production Administration), Room 4544, Social Security Building, 4th and Independence Avenue SW., Washington 25, D. C., Tel. Republic 7500, Ext. 6261.

[RR 791.2]

3. In § 1607.792 the word "Chairman" is added after the name of Mr. John R. Paull in the fifth paragraph.

4. In § 1607.793–1 the fourth, seventh, and eighth paragraphs are amended to read as follows:

§ 1607.793–1 *Headquarters.*

• • • • • •

The Chief of Engineers, Attention: Lt. Col. John B. Heroman, Jr., Price Adjustment Section, Room 333, Army War College, Temporary Building 5, Washington 25, D. C., Tel. Executive 7700, Ext. 534.

• • • • • •

The Chief Signal Officer, Attention: Captain Maurice Smith, Price Adjustment Section, Room 3C 285, The Pentagon, Washington 25, D. C., Tel. Republic 6700, Ext. 6462.

The Surgeon General, Attention: Director Renegotiation Division, Room 2E 273a, The Pentagon, Washington 25, D. C., Tel. Republic 6700, Ext. 72550.

5. Paragraph (d) of § 1607.793–2 is amended to read as follows:

§ 1607.793–2 *Field offices of Price Adjustment Sections.* • • •

(d) *The Quartermaster General.* 1 State Street, Boston 9, Massachusetts, Tel. Lafayette 3712; 333 North Michigan Avenue, Chicago 1, Illinois, Tel. Franklin 5910; 111 East 16th Street, New York 3, New York, Tel. Gramercy 7–4700; 520 Kohl Building, Montgomery and California Streets, San Francisco 4, California, Tel. Exbrook 7467; 16th Floor Woodside Building, Greenville, South Carolina, Tel. 7140.

6. Section 1607.794–1 (b) is amended to read as follows:

§ 1607.794–1 *Navy Price Adjustment Board.* • • •

(b) New York Division, 111 East 16th Street, New York 3, New York, Tel. Gramercy 7–4700.

7. In § 1607.796–1 the first paragraph is amended to read as follows:

§ 1607.796–1 *War Department Patent Royalty Adjustment Offices.*

Mr. John M. Firestone, Patent Royalties Administrator, Office, Director, Procurement Division, Headquarters, Army Service Forces, Room 3C 461, The Pentagon, Washington 25, D. C., Tel. Republic 6700, Ext. 3052.

PART 1608—TEXT OF STATUTES, ORDERS, JOINT REGULATIONS AND DIRECTIVES

SUBPART A—STATUTES AND EXECUTIVE ORDERS

Section 1608.810 is added as follows:

§ 1608.810 *Executive order relating to the inspection of tax returns.*

EXECUTIVE ORDER 9694

INSPECTION OF INCOME, EXCESS-PROFITS, AND DECLARED VALUE EXCESS-PROFITS TAX RETURNS BY THE WAR CONTRACTS PRICE ADJUSTMENT BOARD

By virtue of the authority vested in me by sections 55 (a), 508, 603, and 729 (a) of the Internal Revenue Code (53 Stat., 1, 29, 111; 54 Stat., 974, 989), it is hereby ordered that income, excess-profits, and declared value excess-profits tax returns made under the Internal Revenue Code for the year 1939 and subsequent years, shall be open to inspection by the War Contracts Price Adjustment Board, subject to the conditions stated in the Treasury decision relating to the inspection of such returns by such Board approved by me this date.

This Order shall be published in the FEDERAL REGISTER.

HARRY S. TRUMAN

THE WHITE HOUSE,
February 6, 1946.

(See also T. D. 5493 at § 1608.852–8)

SUBPART D—EXEMPTIONS

1. In § 1608.844 (a) "flax fiber in bales" is added to the list in alphabetical order, as follows:

§ 1608.844 *List of exempted agricultural commodities.* • • •

(a) • • •

Agricultural commodity:	*Last form or state at which exemption is to apply*
Flax fiber----------	In bales.

2. Subparagraphs (d) and (l) are added to § 1608.845–3 (a) as follows:

§ 1608.845–3 *Fiscal years ending after June 30, 1945.* • • •

(a) • • •

(d) Leather transmission belting, mechanical and textile leathers and mechanical leather packings. • • •

(l) Wheat flour.

(Comment: This exemption applies only to sales by the person milling the flour. Wheat flour includes granular flour and farina; whole wheat flour; products of the milling of durum wheat including whole durum flour and semolina; and blends of the foregoing. Bleached, bromated, enriched, phosphated and self-rising flour are considered flour for purposes of this exemption.)

SUBPART E—OTHER ORDERS AND DIRECTIVES

Section 1608.852–8 is added, as follows:

§ 1608.852–8 T. D. 5493.

PART 458—INSPECTION OF RETURNS

INSPECTION OF INCOME, EXCESS-PROFITS, AND DECLARED VALUE EXCESS-PROFITS TAX RETURNS BY WAR CONTRACTS PRICE ADJUSTMENT BOARD

§ 458.311 *Inspection of income, excess-profits, and declared value excess-profits tax returns by the War Contracts Price Adjustment Board.* Pursuant to the provisions of sections 55 (a), 508, 603, and 729 (a) of the Internal Revenue Code, income, excess-profits, and declared value excess-profits tax returns made under the Internal Revenue Code, as amended, for the year 1939 and subsequent years, shall be open to inspection by the War Contracts Price Adjustment Board. The inspection of such returns herein authorized may be made by any officer or employee of such Board duly authorized by the Chairman of the Board to make such inspection. Upon written notice by the Chairman to the Secretary of the Treasury stating the classes of returns which it is desired to inspect, the Secretary of the Treasury and any other officer or employee of the Treasury Department, with the approval of the Secretary of the Treasury, may furnish the Board with any data on such returns or make the returns, or any of them, available in the Office of the Commissioner of Internal Revenue for inspection, and taking of such data as the Chairman may designate. The information so obtained may be published or disclosed in statistical form, provided such publication does not disclose, directly or indirectly, the name or address of any taxpayer.

(E.O. 9694, Feb. 6, 1946, and secs. 55 (a), 508, 603, and 729 (a), 53 Stat. 1, 29, 111; 54 Stat., 974, 989; 26 U.S.C., 55 (a), 508, 603, and 729 (a))

FRED M. VINSON,
Secretary of the Treasury.

Approved: February 6, 1946.

HARRY S. TRUMAN,
The White House.

(See also Executive Order 9694 at § 1608.810.)

[F. R. Doc. 46–4724; Filed, Mar. 20, 1946; 4:23 p. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 41, Amdt. 3]

PART 4003—SUPPORT PRICES; SUBSIDIES

LIVESTOCK SLAUGHTER PAYMENTS

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

Directive 41 (10 F.R. 10031) is amended in the following respects:

Paragraphs (3), (4), (5) and (6) of section 7 (b) are added to read as follows:

(3) With respect to the slaughterers who file cattle subsidy claims on DS–T–55 forms, and whose maximum permissible cattle costs under Maximum Price Regulation No. 574 are determined by section 9 thereof, Reconstruction Finance Corporation is directed to withhold payment of subsidy claims when the slaughterer's DS–T–55 claim, after correction for errors, shows a cost of cattle in excess of the maximum permissible cost. The withholding shall apply to the net cattle subsidy (exclusive of extra-compensation payments) otherwise due the applicant-slaughterer on cattle slaughtered at the particular establishment during the accounting period involved and shall be at the following rates:

(i) 10 percent of such subsidy shall be withheld where the applicant's cost of cattle exceeds his maximum permissible cost by any amount which is not in excess of ¼ of 1 percent of his maximum permissible cost;

(ii) 30 percent of such subsidy shall be withheld where the applicant's cost of cattle exceeds his maximum permissible cost by an amount in excess of ¼ of 1 percent but not in excess of 1 percent of his maximum permissible cost;

(iii) 60 percent of such subsidy shall be withheld where the applicant's cost of cattle exceeds his maximum permissible cost by an amount in excess of 1 percent but not in excess of 2 percent of his maximum permissible cost; and

(iv) All of such subsidy shall be withheld where the applicant's cost of cattle exceeds his maximum permissible cost by an amount which is in excess of 2 percent of his maximum permissible cost.

(4) Reconstruction Finance Corporation is also directed to withhold payment of subsidy claims upon a certification by a Regional Administrator of the Office of Price Administrator or a District Director authorized by a Regional Administrator, that the slaughterer's report filed with the Office of Price Administration on a DS–T–55 or 636–2202 form pursuant to the provisions of Maximum Price Regulation 574, shows a cost of cattle and/or bulls in excess of his maximum permissible cost. The withholding shall apply to the net cattle subsidy (exclusive of extra-compensation payments) otherwise due the slaughterer on cattle (including bulls) slaughtered at the particular establishment during the accounting period involved and at the same rates as specified in paragraph (b) (3) above, except that if for the same accounting period the slaughterer shows a cost of cattle and of bulls in excess of the respective maximum permissible costs, the withholding shall be made only with respect to one of the excess costs, using whichever one results in the higher rate of withholding. In cases of slaughterers whose maximum permissible cattle costs are determined by section 11 of Maximum Price Regulation No. 574, or whose maximum permissible bull costs are determined by section 9 of Maximum Price Regulation No. 574 or whose maximum permissible cattle costs are determined by section 9 of Maximum Price Regulation No. 574 but who do not file subsidy claims on DS–T–55 forms, the appropriate Regional Administrator of the Office of Price Administration or the appropriate District Director authorized by him shall, as promptly as possible certify to Reconstruction Finance Corporation (i) the name of any slaughterer whose filed report on a DS–T–55 or 636–2202 form, after correction for errors, shows a cost of cattle and/or bulls in excess of his maximum permissible cost; (ii) the address of the establishment and the accounting period for which the report is filed; and (iii) the percentage by which such slaughterer's excess in cattle and/or bulls cost exceeds his maximum permissible cost; and (iv) the percentage of subsidy to be withheld.

(5) If a slaughterer's overpayment for cattle or bulls is not in excess of 1 percent of his maximum permissible cost, he may apply to the Price Administrator at Washington, D. C., for a release of the subsidy withheld pursuant to paragraph (b) (3) or (4) above. Upon a finding by the Price Administrator that such overpayment was due to extenuating circumstances and that the release of the subsidy withheld, or a portion thereof, would not be inconsistent with the stabilization program, he may so certify to Reconstruction Finance Corporation, setting forth the amount of the subsidy to be released and thereupon such amount of subsidy shall be payable forthwith.

(6) The provisions of section 7 (b) (2) of this directive shall not apply to violations of Maximum Price Regulation No. 574—Live Bovine Animals (cattle and calves) for which subsidy is withheld pursuant to the provisions of section 7 (b) (3) or (4).

This amendment shall become effective April 1, 1946.

Issued this 21st day of March 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46–4799; Filed, Mar. 21, 1946; 5:08 p. m.]

[Directive 48, Amdt. 1]

PART 4003—SUPPORT PRICES; SUBSIDIES

LIVESTOCK SLAUGHTER PAYMENTS

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered,* That:

Section 5 of Directive 48 is amended to read as follows:

SEC. 5. Reconstruction Finance Corporation is directed to deduct from each claim reporting cost of cattle, two-thirds of the dollar amount by which the total cost of cattle is below the maximum permissible cost, as presently computed. This deduction shall not exceed two-thirds of the difference between the maximum and minimum permissible costs.

The deduction specified in this section 5 shall be in addition to that provided in paragraph 3 of the directive of October 26, 1943.

This amendment shall become effective April 1, 1946.

Issued this 21st day of March 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46–4800; Filed, Mar. 21, 1946; 5:08 p. m.]

Chapter XXIV—Department of State (Disposal of Surplus Property)

[Departmental Reg. 108.7]

PART 8308—FOREIGN DISPOSAL

IMPORTATION OF PROPERTY

Pursuant to the authority of the Surplus Property Act of 1944, as amended, and Executive Orders 9630, dated September 27, 1945, and 9689, dated January 31, 1946; *It is hereby ordered,* That:

Surplus Property Administration Revised Regulation 8, dated January 3, 1946 entitled "Foreign Disposal" is hereby amended by deleting that part of § 8308.15 commencing with *"Provided, however"* and subtituting therefor the following language:

Provided, however, That such property may be imported (a) on consignment to a person or firm in the United States for the purpose of reconditioning for reexport or (b) by a veteran (including a member of the armed forces) abroad if brought in by the original purchaser for his personal use, and upon certification by the importer to the Treasury Department that the importation is being made for one of such purposes. Nothing in this section shall prevent surplus property which is owned by a Government agency from being transported to the continental United States, its territories or possessions."

Dated: March 22, 1946.

[SEAL] JAMES F. BYRNES,
Secretary of State.

[F. R. Doc. 46–4867; Filed, Mar. 22, 1946; 11:57 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Order 110–B]

PART 4—RULES GOVERNING BROADCAST SERVICES OTHER THAN STANDARD BROADCAST

TERMINATION OF LICENSE TERM FOR INTERNATIONAL BROADCAST STATIONS

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration Order No. 110–A adopted September 12, 1945, providing for the extension of the licenses of international broadcast stations;

It is hereby ordered, That the license term for every international broadcast station presently licensed shall end at the earlier of the following dates: (a) July 1, 1946, or (b) the first day on which its operations are not controlled, by agreement or otherwise, by the State Department, Office of International Information and Cultural Affairs, or other governmental agency supervising the operation of international broadcasting.

It is further ordered, That the portion of § 4.3 of the rules and regulations which established for international broadcast stations a normal license term of one year is hereby suspended until further order of the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–4812; Filed, Mar. 22, 1946; 11:00 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter Q—Alaska Commercial Fisheries

PART 201—ALASKA FISHERIES GENERAL REGULATIONS

Section 201.5 is hereby amended to read as follows:

§ 201.5 *Standard time used in various fishing areas.* The time used in the various areas for the enforcement of the law and regulations that specify hours and days shall be as follows:

(a) In the southeastern Alaska area: Pacific standard time, which is the same as Seattle time.

(b) In the Bering River, Copper River, Prince William Sound, Resurrection Bay, Cook Inlet, Kodiak, Chignik, Alaska Peninsula, and Bristol Bay areas: Standard time of the one hundred and fiftieth meridian of west longitude, which is 2 hours slower than Seattle time.

(c) In the Aleutian Islands and Yukon-Kuskokwim areas: Standard time of the one hundred and sixty-fifth meridian of west longitude, which is 3 hours slower than Seattle time.

Section 201.6a is hereby amended to read as follows:

§ 201.6a *Operation of seines.* The terms "operating" and "operated" as used in the fishing regulations with reference to seine fishing shall include the setting, pursing, hauling and brailing of seines, and seines shall not be operated with the gear aboard any vessel except the gear of the boat setting the seine.

Section 201.9 is hereby amended to substitute "24 hours" for "12 hours" in both the title and the text of the section, and to insert a new last sentence to read as follows:

§ 201.9 *Traps must be made inoperative within 24 hours after close of season.* • • • For districts in Southeastern Alaska the close of the season is defined as the end of the fishing period specified under paragraph (c) (2) of the sections pertaining to closed seasons in those districts.

New regulations, to be known as §§ 201.23, 201.24, 201.25, and 201.26 are hereby inserted following § 201.22, to read as follows, and the present § 201.23 is renumbered § 201.27:

§ 201.23 *Filing of trap site locations.* On or before April 15, 1946, any person who has obtained or applied for a permit from the War Department for the occupation of a trap site may file with the Regional Director of the Fish and Wildlife Service at Juneau notice of this fact and of its location. Failure to file such notice shall be cause for closing the trap of such permit holder if there be a competing permit holder who has filed such a notice.

§ 201.24 *Determination and closing of competing trap operations at single site.* In case there shall be two or more permit holders for a single site, the Regional Director shall give notice of this fact to all conflicting permit holders who have filed notices under the preceding sec-

tion. Any permit holder who has filed such a notice may request, through the Regional Director, the Secretary of the Interior, or his authorized representative to determine, prior to the opening of the fishing season, which of the permit holders is entitled to occupy the site for the coming season. The Secretary or his representative, upon such a request, may call for affidavits or other evidence showing the interests and equities of the competing applicants, and shall determine and announce the action which the Fish and Wildlife Service will take with respect to closing the competing traps after opening of the fishing season. This determination will be based upon (a) the provisions of § 201.25, (b) any applicable law or regulation of the United States or the Territory of Alaska then in effect, or (c) the policy hitherto established of closing all traps in the area of conflict pending a judicial determination or other settlement.

§ 201.25 *Limitation on increases of individual trap site operations.* No person shall be permitted to increase the number of trap sites which he occupies over the number occupied in the preceding season if such increase would result in his occupation of more than 10 sites. The Secretary or his authorized representative may, however, in exceptional cases authorize such an increase for the 1946 season upon good cause shown. Any trap site occupied in violation of this section will be closed.

§ 201.26 *Definitions.* As used in §§ 201.23 to 201.25:

(a) "Person" and "permit holder" include individual, firm, association, partnership, or corporation.

(b) "Occupation" of a trap site means the care, service, and use of a trap by the permit holder, whether the trap be installed by him or another.

PART 204—BRISTOL BAY AREA FISHERIES

Section 204.2 is hereby amended by adding paragraph (e), reading as follows:

(e) Egegik district: Waters between a line extending from Etolin Point to Middle Bluff Light and an east and west line at 58 degrees north latitude.

Section 204.6 is hereby amended by adding paragraph (e), reading as follows:

(e) Egegik Bay: Along the beach on the north side of the bay to a point 4,000 yards outside the drift gill net prohibitive marker, and on the south side of the bay to a point 1,000 yards outside such marker.

Section 204.11 *Size of mesh and depth of salmon gill nets,* is hereby amended by substituting a colon at the end of the first sentence and inserting a proviso to read as follows: "• • • *Provided,* That effective December 31, red-salmon nets shall have a mesh of not more than 5¼ inches stretched measure between knots, as measured when actually in use. • • •"

Section 204.19 is hereby amended to read as follows:

§ 204.19 *Weekly closed periods, salmon fishing.* The 36-hour weekly closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian Tuesday to 6 o'clock antemeridian Thursday of each week, making a weekly closed period of 72 hours, *Provided,* That in the Ugashik district the weekly closed season shall include the period from 6 o'clock antemeridian Wednesday to 6 o'clock antemeridian Thursday of each week.

Section 204.20 is hereby amended by adding subsection (e), reading as follows:

(e) Egegik Bay: All waters above a line extending at right angles across said bay from a marker on the north bank 250 yards east of Libby, McNeill & Libby's cannery building to a marker on the south bank 175 yards east of the Alaska Packers Association's cannery building.

PART 205—ALASKA PENINSULA AREA FISHERIES

Section 205.2 is hereby inserted to read as follows:

§ 205.2 *Weekly closed periods, salmon fishing.* The 36-hour weekly closed period prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian Friday of each week until 6 o'clock antemeridian of the Monday following, making a total weekly closed period of 60 hours.

Section 205.14 is hereby inserted to read as follows:

§ 205.14 *Catch limitation, Entrance Point to Cape Seniavin.* In the waters from Entrance Point to Cape Seniavin the catch of red salmon shall not exceed 500,000 in any calendar year.

Section 205.15 is hereby amended to read as follows:

§ 205.15 *Open season, salmon fishing; exceptions.* Commercial fishing for salmon is prohibited prior to 6 o'clock antemeridian May 27 in each calendar year and after 6 o'clock postmeridian August 10, except on the north side of the Peninsula east of Lagoon Point, where such fishing is prohibited prior to 6 o'clock antemeridian June 28 and after 6 o'clock postmeridian July 31: *Provided,* That beach seines and gill nets may be used from August 26 to September 30, both dates inclusive.

PART 206—ALEUTIAN ISLANDS AREA FISHERIES

Section 206.11 is hereby revoked and deleted.

PART 207—CHIGNIK AREA FISHERIES

Section 207.12a is hereby amended to read as follows:

§ 207.12a *Weekly closed period, salmon fishing.* The 36-hour weekly closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian Friday of each week until 6 o'clock antemeridian of the Monday following, making a total weekly closed period of 60 hours.

PART 208—KODIAK AREA FISHERIES

A new regulation, to be known as § 208.1a, is hereby inserted following § 208.1, to read as follows:

§ 208.1a *Definitions, fishing districts, Kodiak area.* Fishing districts in the Kodiak area are defined as follows:

(a) Alitak district: All waters of the Kodiak area in Alitak Bay and its branches within a line from Cape Trinity to Cape Alitak.

(b) Red River district: All waters of the Kodiak area from Cape Alitak to Cape Karluk.

(c) Karluk district: All waters of the Kodiak area from Cape Karluk to Broken Point.

(d) General district: All waters of the Kodiak area not defined above.

A new regulation, to be known as § 208.7a, is hereby inserted following § 208.7, to read as follows:

§ 208.7a *Size of mesh, red-salmon gill nets.* Effective December 31, red-salmon gill nets shall have a mesh of not more than 5¼ inches stretched measure between knots, as measured when actually in use.

Section 208.11 is hereby amended to read as follows:

§ 208.11 *Closed seasons, salmon fishing, Karluk and General districts; exceptions.* Commercial fishing for salmon in the Karluk district and General district is prohibited prior to 6 o'clock antemeridian June 1, from 6 o'clock postmeridian August 13 to 6 o'clock antemeridian September 10, and for the remainder of each calendar year after 6 o'clock postmeridian September 30: *Provided,* That the closed season from August 13 to September 10 shall not apply in the Karluk district (1) to beach seines and purse seines on the North Coast of Kodiak Island from Cape Karluk to Cape Uyak, and (2) to set or anchored gill nets on the North Coast of Kodiak Island from Cape Uyak to West Point.

A new regulation, to be known as § 208.11a, is hereby inserted following § 208.11, to read as follows:

§ 208.11a *Closed seasons, salmon fishing, Red River district.* Commercial fishing for salmon in the Red River district is prohibited prior to 6 o'clock antemeridian June 1, from 6 o'clock postmeridian August 13 to 6 o'clock antemeridian September 10, and for the remainder of each calendar year after 6 o'clock postmeridian September 30: *Provided,* That the closed season from August 13 to September 10 shall not apply to set or anchored gill nets.

Section 208.12 is hereby amended to read as follows:

§ 208.12 *Closed seasons, salmon fishing, Alitak district.* Commercial fishing for salmon in the Alitak district is prohibited prior to 6 o'clock antemeridian July 5 and after 6 o'clock postmeridian August 14 in each year: *Provided,* That this prohibition shall not apply to commercial fishing for salmon by set or anchored gill nets in the waters open to such fishing in Olga and Hoser Bays in the period from 6 o'clock postmeridian August 14 to 6 o'clock postmeridian August 20.

Section 208.20 is hereby revoked and deleted.

Section 208.20a *Traps prohibited, September 1 to 30,* is hereby amended to

substitute "September 10" for "September 1" in both title and text of the section.

Section 208.23 is hereby amended by the insertion of a new subsection, designated (r), reading as follows:

(r) All waters within 3,000 feet of the shores of Karluk Reservation (Public Land Order No. 128, May 22, 1943), beginning at a point on the east shore of Shelikof Strait, on Kodiak Island, latitude 57°32'30" N., thence northeasterly along said shore to a point 57°39'40".

The foregoing prohibition shall not apply to fishing by natives in possession of said reservation, nor to fishing by other persons under authority granted by said natives (49 Stat. 1250).

Section 208.25 *Herring catch limitations; exceptions,* is hereby amended to substitute "400,000 barrels" for "300,000 barrels" in the first sentence of the text of the section.

New regulations, to be known as §§ 208.35, 208.36, 208.37, are hereby inserted following § 208.34, to read as follows:

§ 208.35 *Closed season on razor clams.* The taking of razor clams for commercial purposes is prohibited from July 15 to September 15, both dates inclusive, in each calendar year.

§ 208.36 *Minimum size of butter clams.* It is prohibited to take for commercial purposes any butter clam (Saxidomus) measuring less than 2½ inches in total length of shell. Possession of any butter clam less than this length will be regarded as prima facie evidence of unlawful taking.

§ 208.37 *Closed season, butter clam fishery.* The taking of butters clams for commercial purposes is prohibited in the period from June 1 to September 1, both dates inclusive, in each calendar year.

PART 209—COOK INLET AREA FISHERIES

Section 209.16 (a) (3) is hereby amended to read as follows:

§ 209.16 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited, except as follows:

(a) • • • (3) from 61 degrees 2 minutes 16 seconds north latitude, 151 degrees 13 minutes 15 seconds west longitude, to 61 degrees 2 minutes 14 seconds north latitude, 151 degrees 15 minutes 18 seconds west longitude; • • •.

PART 211—PRINCE WILLIAM SOUND AREA FISHERIES

Sections 211.9 and 211.10 are hereby amended to read as follows:

§ 211.9 *Opening dates for salmon fishing.* Commercial fishing for salmon, except by trolling, is prohibited prior to 6 o'clock antemeridian July 1 in each odd-numbered year and prior to 6 o'clock antemeridian July 10 in each even-numbered year.

§ 211.10 *Closing dates for salmon fishing.* Commercial fishing for salmon, other than trolling, is prohibited during the remainder of each calendar year after 6 o'clock antemeridian August 7: *Provided,* That this prohibition shall not apply to trolling and gill-netting through August 22 in the waters along the western coast from the outer point on the north shore of Granite Bay (known as Granite Bay Point) to the light on the south shore of the entrance to Port Nellie Juan.

PART 219—SOUTHEASTERN ALASKA AREA SALMON FISHERIES; GENERAL REGULATIONS

Section 219.3 *Traps prohibited. October 20 to November 30,* is hereby amended to substitute "October 15" for "October 20" in the section title and in the text of the section.

Section 219.9 is hereby amended to read as follows:

§ 219.9 *Closed season, trolling; exception.* Commercial fishing for salmon by trolling is prohibited in the period from 6 o'clock postmeridian September 20 to 6 o'clock antemeridian October 15 except as hereinafter provided in the Yakutat district.

PART 220—SOUTHEASTERN ALASKA AREA FISHERIES OTHER THAN SALMON

Section 220.3 is hereby amended to read as follows:

§ 220.3 *Herring catch limitations; exceptions.* In the period from June 10 to October 15, both dates inclusive, the total take of herring for commercial purposes, except for bait and except by gill nets, shall not exceed 300,000 barrels upon the basis of 250 pounds per barrel. In the period from October 16 of one year to June 9 of the succeeding year, the take of herring for commercial purposes, except for bait and except by gill nets, shall not exceed 2,000 barrels, upon the basis of 250 pounds per barrel, in any calendar month.

Section 220.15a is hereby amended to read as follows:

§ 220.15a *Closed season, butter clam fishery.* The taking of butter clams for commercial purposes is prohibited in the period from April 15 to September 15, both dates inclusive, in each calendar year: *Provided,* That this prohibition shall apply in the Icy Strait and Western districts from June 15 to September 15.

Section 220.20 is hereby amended to read as follows:

§ 220.20 *Closed seasons on Dungeness crabs.* Commercial fishing for Dungeness crabs is prohibited from May 1 to September 1, both dates inclusive, in the Icy Strait, Sumner Strait, and Stikine districts.

Section 220.21 is hereby amended to read as follows:

§ 220.21 *Closed season, sablefish.* Commercial fishing for sablefish (Anoplopoma fimbria) is prohibited prior to May 1 and after November 30 in each calendar year.

PART 221—SOUTHEASTERN ALASKA AREA, YAKUTAT DISTRICT, SALMON FISHERIES

Section 221.16 is hereby amended to read as follows:

§ 221.16 *Closing date for salmon fishing.* Commercial fishing for salmon, except by trolling, is prohibited for the remainder of each year after September 30.

PART 222—SOUTHEASTERN ALASKA AREA, ICY STRAIT DISTRICT, SALMON FISHERIES

Sections 222.8 and 222.9 are hereby amended to read as follows:

§ 222.8 *Open seasons, west of Point Carolus.* Commercial fishing for salmon, other than trolling, west of the longitude of Point Carolus is prohibited except during periods specified as follows:

(a) From 6 o'clock antemeridian July 1 to 9 o'clock antemeridian August 7.

(b) From 3 o'clock postmeridian August 8 to 6 o'clock postmeridian August 10.

(c) *If specifically authorized by an announcement issued pursuant to § 201.21c, commercial fishing may be permitted during the following additional periods.* (1) From 6 o'clock antemeridian August 12 to 9 o'clock antemeridian August 14; and (2) from 3 o'clock postmeridian August 15 to 6 o'clock postmeridian August 17.

(d) Fall season: From 6 o'clock antemeridian October 15 to 6 o'clock postmeridian November 30.

§ 222.9 *Open seasons, east of Point Carolus.* Commercial fishing for salmon, other than trolling, east of the longitude of Point Carolus is prohibited except during the periods specified as follows:

(a) From 6 o'clock antemeridian July 5 to 6 o'clock postmeridian August 10.

(b) From 6 o'clock antemeridian August 12 to 9 o'clock antemeridian August 14.

(c) *If specifically authorized by an announcement issued pursuant to § 201.21c, commercial fishing may be permitted during the following additional periods.* (1) From 3 o'clock postmeridian August 15 to 6 o'clock postmeridian August 17; and (2) from 6 o'clock antemeridian August 19 to 9 o'clock antemeridian August 21.

(d) Fall season: From 6 o'clock antemeridian October 15 to 6 o'clock postmeridian November 30.

A new regulation, to be known as § 222.10, is hereby inserted following § 222.9, to read as follows:

§ 222.10 *Weekly closed period, salmon fishing.* Prior to 6 o'clock antemeridian July 29 the 36-hour weekly closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian Friday of each week to 6 o'clock antemeridian of the Monday following, making a weekly closed period of 60 hours.

Section 222.15 *Closed waters, Port Frederick,* is hereby amended to substitute "October 15" for "October 1" in the first sentence of the section.

PART 223—SOUTHEASTERN ALASKA AREA, WESTERN DISTRICT, SALMON FISHERIES

Section 223.2a is hereby amended to read as follows:

§ 223.2a *Definitions, fishing sections, Western district.* Fishing sections in the Western district are defined as follows:

(a) Northern section, north of Sullivan Island; all waters of the Western district north of a true east and west line through the northern extremity of Sullivan Island.

(b) Northern section, south of Sullivan Island; all waters of the Western district between a true east and west line through the northern extremity of Sullivan Island and a true line eastward from the southeastern extremity of Point Couverden.

(c) Central section: All waters of the Western district between a true line eastward from the southeastern extremity of Point Couverden and a true line eastward from the northeastern extremity of South Passage Point.

(d) Southern section: All waters of the Western district south of a true line eastward from South Passage Point, and east of Rapids Island in Sergius Narrows, Peril Strait, including Hoonah Sound.

(e) Western section: All waters of the Western district west of Rapids Island in Sergius Narrows, Peril Strait, and including waters on the west coasts of Chicagof and Baranof Islands.

Section 223.8 is hereby amended to read as follows:

§ 223.8 *Open season, northern section, north of Sullivan Island.* Commercial fishing for salmon, other than trolling, is prohibited except in the period from 6 o'clock antemeridian June 25 to 6 o'clock postmeridian August 31.

A new regulation, to be known as § 223.8a, is hereby inserted following § 223.8 to read as follows:

§ 223.8a *Open seasons, northern section, south of Sullivan Island.* Commercial fishing for salmon, other than trolling, is prohibited except during the periods specified as follows:

(a) From 6 o'clock antemeridian July 5 to 9 o'clock antemeridian August 14.

(b) From 3 o'clock postmeridian August 15 to 6 o'clock postmeridian August 17.

(c) *If specifically authorized by an announcement issued pursuant to § 201.21c, commercial fishing may be permitted during the following additional periods:* (1) From 6 o'clock antemeridian August 19 to 9 o'clock antemeridian August 21; and (2) from 3 o'clock postmeridian August 22 to 6 o'clock postmeridian August 24.

(d) By gill nets only in Berners Bay from 6 o'clock antemeridian September 1 to 6 o'clock postmeridian September 20.

Section 223.9 is hereby amended to read as follows:

§ 223.9 *Open seasons, central, southern, and western sections.* Commercial fishing for salmon, other than trolling, in the central, southern, and western sections, is prohibited except during the periods specified as follows:

(a) From 6 o'clock antemeridian July 15 to 9 o'clock antemeridian August 21.

(b) From 3 o'clock postmeridian August 22 to 6 o'clock postmeridian August 24.

(c) *If specifically authorized by an announcement issued pursuant to § 201.21c, commercial fishing may be permitted during the following additional periods:* (1) From 6 o'clock antemeridian August 26 to 9 o'clock antemeridian August 28; and (2) from 3 o'clock postmeridian August 29 to 6 o'clock postmeridian August 31.

(d) Fall season: From 6 o'clock antemeridian October 15 to 6 o'clock postmeridian November 30.

A new regulation, to be known as § 223.10, is hereby inserted following § 223.9, to read as follows:

§ 223.10 *Weekly closed period, salmon fishing.* Prior to 6 o'clock antemeridian August 5 the 36-hour closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian Friday of each week until 6 o'clock antemeridian of the Monday following, making a weekly closed period of 60 hours.

Section 223.11 is hereby amended to read as follows:

§ 223.11 *Gear restriction, Tenakee Inlet.* Commercial fishing for salmon, other than trolling, is prohibited in Tenakee Inlet from 6 o'clock postmeridian July 31 to 6 o'clock antemeridian October 15.

A new regulation, to be known as § 223.14a, is hereby inserted following § 223.14, to read as follows:

§ 223.14a *Waters closed to trolling, Lynn Canal.* Commercial fishing for salmon by trolling in the waters of Lynn Canal north of Point Retreat is prohibited in the period from 6 o'clock postmeridian May 31 to 6 o'clock antemeridian June 25.

Section 223. 18 *Closed waters, Port Frederick*, is hereby amended to substitute "October 15" for "October 1" in the first sentence of the section.

PART 224—SOUTHEASTERN ALASKA AREA, EASTERN DISTRICT, SALMON FISHERIES

Section 224.8 is hereby amended to read as follows:

§ 224.8 *Open seasons, salmon fishing.* Commercial fishing for salmon, other than trolling, is prohibited except during the periods specified as follows:

(a) From 6 o'clock antemeridian July 15 to 9 o'clock antemeridian August 21.

(b) From 3 o'clock postmeridian August 22 to 6 o'clock postmeridian August 24.

(c) *If specifically authorized by an announcement issued pursuant to § 201.21c, commercial fishing may be permitted during the following additional periods:* (1) From 6 o'clock antemeridian August 26 to 9 o'clock antemeridian August 28; and (2) from 3 o'clock postmeridian August 29 to 6 o'clock postmeridian August 31.

(d) Fall season: From 6 o'clock antemeridian October 15 to 6 o'clock postmeridian November 30.

A new regulation, to be known as § 224.8a, is hereby inserted following § 224.8, to read as follows:

§ 224.8a *Weekly closed period, salmon fishing.* Prior to 6 o'clock antemeridian August 5 the 36-hour closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian Friday of each week until 6 o'clock antemeridian of the Monday following, making a weekly closed period of 60 hours.

Section 224.9 is hereby amended to read as follows:

§ 224.9 *Gear restrictions, Taku Inlet and adjacent waters.* Commercial fishing for salmon by (a) gill-netting in Taku Inlet, is prohibited prior to 6 o'clock antemeridian May 1 in each calendar year, from 6 o'clock postmeridian May 31 to 6 o'clock antemeridian June 25, from 6 o'clock postmeridian August 18 to 6 o'clock antemeridian September 1, and for the remainder of each calendar year after 6 o'clock postmeridian September 20; (b) trolling, in Taku Inlet and all adjacent waters of the Eastern District north of Midway Island is prohibited in the periods from 6 o'clock postmeridian May 31 to 6 o'clock antemeridian June 25 and from 6 o'clock postmeridian September 20 to 6 o'clock antemeridian October 15; and (c) purse seining, in Taku Inlet, is prohibited throughout the year.

Section 224.10 *Closed waters, Taku Inlet*, is hereby amended to substitute "September 20" for "September 15" at the end of the text of the section.

PART 225—SOUTHEASTERN ALASKA AREA, STIKINE DISTRICT, SALMON FISHERIES

Section 225.4 is hereby amended to read as follows:

§ 225.4 *Closed seasons, salmon fishing.* All commercial fishing for salmon is prohibited prior to 6 o'clock antemeridian May 1, from 6 o'clock postmeridian May 31 to 6 o'clock antemeridian June 25, and for the remainder of each calendar year after 6 o'clock postmeridian September 20.

PART 226—SOUTHEASTERN ALASKA AREA, SUMNER STRAIT DISTRICT, SALMON FISHERIES

Section 226.8 is hereby amended to read as follows:

§ 226.8 *Open seasons, Ernest Sound, Zimovia Strait and Bradfield Canal.* Commercial fishing for salmon, other trolling, in Ernest Sound, Zimovia Strait, and Bradfield Canal is prohibited except during the periods specified as follows:

(a) From 6 o'clock antemeridian July 10 to 9 o'clock antemeridian August 21.

(b) From 3 o'clock postmeridian August 22 to 6 o'clock postmeridian August 24.

(c) *If specifically authorized by an announcement issued pursuant to § 201.21c, commercial fishing may be permitted during the following additional periods:* (1) From 6 o'clock antemeridian August 26 to 9 o'clock antemeridian August 28; and (2) from 3 o'clock postmeridian August 29 to 6 o'clock postmeridian August 31.

(d) Fall season: From 6 o'clock antemeridian October 15 to 6 o'clock postmeridian November 30.

Section 226.9 is hereby amended to read as follows:

§ 226.9 *Open seasons; exceptions.* With the exception of Ernest Sound, Zimovia Strait, and Bradfield Canal, commercial fishing for salmon, other than trolling, is prohibited except during the periods specified as follows:

(a) From 6 o'clock antemeridian July 20 to 6 o'clock postmeridian August 24.

(b) From 6 o'clock antemeridian August 26 to 9 o'clock antemeridian August 28.

(c) *If specifically authorized by an announcement issued pursuant to § 201.21c, commercial fishing may be permitted during the following additional periods:* (1) From 3 o'clock postmeridian August 29 to 6 o'clock postmeridian August 31; and (2) from 6 o'clock antemeridian September 2 to 9 o'clock antemeridian September 4.

(d) Fall season: From 6 o'clock antemeridian October 15 to 6 o'clock postmeridian November 30.

A new regulation, to be known as § 226.10 is hereby inserted following § 226.9, to read as follows:

§ 226.10 *Weekly closed period, salmon fishing.* Prior to 6 o'clock antemeridian August 5 the 36-hour closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian Friday of each week until 6 o'clock antemeridian of the Monday following, making a weekly closed period of 60 hours.

Section 226.14 is hereby amended to read as follows:

§ 226.14 *Closed waters, Bradfield Canal.* Commercial fishing for salmon is prohibited in all waters of Bradfield Canal east of 131 degrees 55 minutes 30 seconds west longitude.

Section 226.15 *Closed waters, Blake Channel and Eastern Passage* is hereby amended by changing the wording of the proviso at the end of the text of the section to read as follows: "* * * *Provided*, That this prohibition shall not apply to trolling prior to 6 o'clock postmeridian May 31 and after 6 o'clock antemeridian October 15 in each year."

PART 227—SOUTHEASTERN ALASKA AREA, CLARENCE STRAIT DISTRICT, SALMON FISHERIES

A new regulation, to be known as § 227.2a, is hereby inserted following § 227.2, to read as follows:

§ 227.2a *Definitions, fishing sections, Clarence Strait district:* Fishing sections in the Clarence Strait district are defined as follows:

(a) Northern section: All waters of the Clarence Strait District north of a line extending from Narrow Point to Ernest Point.

(b) Central section: All waters of the Clarence Strait district between a line extending from Narrow Point to Ernest Point and a line extending from Approach Point to Caamano Point.

(c) Southeast section: All waters of the Clarence Strait district south of a line extending from Approach Point to Caamano Point and east of a line extending down the middle of Clarence Strait.

(d) Southwest section: All waters of the Clarence Strait district south of a line extending from Approach Point to Caamano Point and west of a line extending down the middle of Clarence Strait.

Sections 227.8 and 227.9 are hereby amended to read as follows:

§ 227.8 *Open seasons, northern section.* Commercial fishing for salmon, other than trolling, north of a line extending from Narrow Point to Ernest Point is prohibited except during the periods specified as follows:

(a) From 6 o'clock antemeridian July 25 to 6 o'clock postmeridian August 31.

(b) From 6 o'clock antemeridian September 2 to 9 o'clock antemeridian September 4.

(c) *If specifically authorized by an announcement issued pursuant to § 201.21c, commercial fishing may be permitted during the following additional periods:* (1) From 3 o'clock postmeridian September 5 to 6 o'clock postmeridian September 7; and (2) from 6 o'clock antemeridian September 9 to 9 o'clock antemeridian September 11.

(d) Fall season: From 6 o'clock antemeridian October 15 to 6 o'clock postmeridian November 30.

§ 227.9 *Open seasons, central, southeast, and southwest sections:* Commercial fishing for salmon, other than trolling, in the central, southeastern and southwestern sections is prohibited except during the periods specified as follows:

(a) From 6 o'clock antemeridian July 20 to 9 o'clock antemeridian August 28.

(b) From 3 o'clock postmeridian August 29 to 6 o'clock postmeridian August 31.

(c) *If specifically authorizer by an announcement issued pursuant to § 201.21c, commercial fishing may be permitted during the following additional periods.* (1) From 6 o'clock antemeridian September 2 to 9 o'clock antemeridian September 4; and (2) from 3 o'clock postmeridian September 5 to 6 o'clock postmeridian September 7.

(d) Fall season: From 6 o'clock antemeridian October 15 to 6 o'clock postmeridian November 30.

A new regulation, to be known as § 227.9a, is hereby inserted following § 227.9, to read as follows:

§ 227.9a *Weekly closed period, salmon fishing.* Prior to 6 o'clock antemeridian August 12, the 36-hour closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian Friday of each week until 6 o'clock antemeridian of the Monday following, making a weekly closed period of 60 hours.

Sections 227.10 and 227.11 are hereby revoked and deleted.

PART 228—SOUTHEASTERN ALASKA AREA, SOUTH PRINCE OF WALES ISLAND DISTRICT, SALMON FISHERIES

Section 228.8 is hereby amended to read as follows:

§ 228.8 *Open seasons, salmon fishing.* Commercial fishing for salmon, other than trolling, is prohibited except during the periods specified as follows:

(a) From 6 o'clock antemeridian July 25 to 6 o'clock postmeridian August 31: *Provided*, That purse seines only may be used also in the period from 6 o'clock antemeridian July 20 to 6 o'clock antemeridian July 25 in waters west of a line from Cape Muzon northwesterly to Cape Ulitka, thence due north to the southern boundary of the Sumner Strait District.

(b) From 6 o'clock antemeridian September 2 to 9 o'clock antemeridian September 4.

(c) *If specifically authorized by an announcement issued pursuant to § 201.21c, commercial fishing may be permitted during the following additional periods.* (1) From 3 o'clock postmeridian September 5 to 6 o'clock postmeridian September 7; and (2) from 6 o'clock antemeridian September 9 to 9 o'clock antemeridian September 11.

(d) Fall season: From 6 o'clock antemeridian October 15 to 6 o'clock postmeridian November 30.

A new regulation, to be known as § 228.9, is hereby inserted following § 228.8, to read as follows:

§ 228.9 *Weekly closed period, salmon fishing.* Prior to 6 o'clock antemeridian August 12, the 36-hour closed period for salmon fishing prescribed by Section 5 of the Act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian Friday of each week until 6 o'clock antemeridian of the Monday following, making a weekly closed period of 60 hours.

PART 229—SOUTHEASTERN ALASKA AREA, SOUTHERN DISTRICT, SALMON FISHERIES

Section 229.8 is hereby amended to read as follows:

§ 229.8 *Open seasons, salmon fishing.* Commercial fishing for salmon, other than trolling, is prohibited except during the periods specified as follows:

(a) From 6 o'clock antemeridian July 15 to 9 o'clock antemeridian August 21.

(b) From 3 o'clock postmeridian August 22 to 6 o'clock postmeridian August 24.

(c) *If specifically authorized by an announcement issued pursuant to § 201.21c, commercial fishing may be permitted during the following additional periods:* (1) From 6 o'clock antemeridian August 26 to 9 o'clock antemeridian August 28; and (2) from 3 o'clock postmeridian August 29 to 6 o'clock postmeridian August 31.

(d) Fall season: From 6 o'clock antemeridian October 15 to 6 o'clock postmeridian November 30.

A new regulation, to be known as § 229.9, is hereby inserted following § 229.8, to read as follows:

§ 229.9 *Weekly closed period, salmon fishing.* Prior to 6 o'clock antemeridian August 5 the 36-hour closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian Friday of each week until 6 o'clock antemeridian of the Mon-

day following, making a weekly closed period of 60 hours.

Section 229.12 is hereby amended to read as follows:

§ 229.12 *Closed season for trolling, Behm Canal.* Commercial fishing for salmon by trolling is prohibited in Behm Canal and its tributaries within a line from Point Sykes to Point Alava, across the eastern entrance of the Canal, and a line from Escape Point to Point Francis, across the western entrance, from 6 o'clock postmeridian April 30 to 6 o'clock postmeridian July 15.

NOTE: All sections included in this document are issued under the authority contained in 34 Stat. 264, 34 Stat. 478, and 43 Stat. 464, all as amended; 48 U. S. C. 221–247 except as otherwise indicated.

The amendments contained in this document shall be in full force and effect immediately from and after the date of their publication in the FEDERAL REGISTER.

March 22, 1946.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46–4820; Filed, Mar. 22, 1946; 11:03 a. m.]

PART 220—SOUTHEASTERN ALASKA AREA FISHERIES OTHER THAN SALMON

CLOSED SEASON, SABLEFISH

Section 220.21, as amended by the Acting Secretary of the Interior March 14, 1946 (11 FR 2715), and prohibiting commercial fishing for sablefish (Anoplopoma fimbria) prior to May 1 of each calendar year, is hereby suspended for the calendar year 1946.

This amendment is effective immediately.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

MARCH 21, 1946.

[F. R. Doc. 46–4806; Filed, Mar. 22, 1946; 10:58 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Rural Electrification Administration.

[Administrative Order 1017]

ALLOCATION OF FUNDS FOR LOANS

MARCH 12, 1946.

By virtue of the authority vested in me by the provisions of section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
North Carolina 64C Hatteras Island	$15,000
Georgia 58H Butts	50,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46–4807; Filed, Mar. 22, 1946; 10:53 a. m.]

[Administrative Order 1018]

ALLOCATION OF FUNDS FOR LOANS

MARCH 12, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project Designation:	*Amount*
Colorado 36E Routt	$386,000
Illinois 43M Pulaski	340,000
Illinois 48D Clay	64,000
Kentucky 34K Barren	312,000
Mississippi 23R Copiah	250,000
North Dakota 25A Morton	210,000
Texas 89E Houston	50,000
Wyoming 9G Uinta	115,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46–4808; Filed, Mar. 22, 1946; 10:53 a. m.]

[Administrative Order 1019]

ALLOCATION OF FUNDS FOR LOANS

MARCH 12, 1946.

I hereby amend: (a) Administrative Order No. 996, dated December 14, 1945, by reducing the allocation of $125,000 therein made for "Kansas 8L Allen" by $25,000 so that the reduced allocation shall be $100,000.

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46–4809; Filed, Mar. 22, 1946; 10:55 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 2142 et al.]

TRANSCONTINENTAL & WESTERN AIR, INC.

NOTICE OF HEARING

In the matter of the application of Transcontinental & Western Air, Inc., et al., for amendments of certificates of public convenience and necessity to consolidate routes, under section 401 (h) of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401, 408, and 1001 of said act, that hearing in the above-entitled proceeding is assigned to be held on April 8, 1946, at 10:00 a. m. (eastern standard time) in Conference Room A, Departmental Auditorium, Constitution Avenue between Twelfth and Fourteenth Streets NW., before Examiner Herbert K. Bryan.

Dated at Washington, D. C., March 21, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46–4805; Filed, Mar. 22, 1946; 10:24 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 2639]

ALL AMERICA CABLES AND RADIO, INC., ET AL.

ORDER DIRECTING THAT HEARING BE HELD AND SPECIFYING DATE

In the matter of Telegraph Division Order No. 12. The justness and reasonableness of the ratio between the charges for ordinary and urgent messages (except press urgent messages) as prescribed in the tariffs of respondent carriers; and the existence of discriminations, prejudices, or disadvantages resulting from such ratio. Docket No. 2639.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 13th day of March 1946;

The Commission, having under consideration its order of May 27, 1941, herein (8 F. C. C. 515); and having also under consideration a petition filed herein on January 18, 1946 by All America Cables and Radio, Inc., The Commercial Cable Company, Commercial Pacific Cable Company and Mackay Radio and Telegraph Company, requesting authority to handle urgent telegraph messages of foreign origin and destination in transit through the United States at double the charge for ordinary telegraph messages handled between the same two points via the same route;

It is ordered, That a hearing be, and the same is hereby directed to be held at the offices of the Commission in Washington, D. C., beginning at 10:00 a. m. on the 29th day of March, 1946, at which both evidence and argument shall be received with respect to the matters presented by the above petition;

It is further ordered, That the proceedings herein shall be conducted by the Commission's Telegraph Committee, composed of Commissioners Wakefield, Walker and Durr, or any of them;

It is further ordered, That a copy of this order shall be served upon all telegraph carriers subject to the Communications Act of 1934, as amended, and upon the International Communications Committee.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–4815; Filed, Mar. 22, 1946; 11:00 a. m.]

[Docket No. 7292]

NEW LAUREL RADIO STATION, INC. (WAML)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of New Laurel Radio Station, Inc. (WAML) Laurel, Mississippi, for construction permit; Docket No. 7292; File No. B3–P–4369.

At a meeting of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of February 1946;

The Commission having under consideration the application of New Laurel Radio Station, Inc. (WAML), for a construction permit to change frequency from 1340 to 1560 kc, increase power from 250 watts to 1 kw, install a new transmitter and a new antenna and ground system, and change the present transmitter location;

It is ordered, That the application be, and it is hereby, designated for hearing on the following issues:

1. To determine the technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate Station WAML as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station WAML, as proposed, and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Station WAML as proposed would involve objectionable interference with the operations of Interstate Broadcasting Co., Inc. (WQXR), New York, N. Y., or any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of Station WAML as proposed would involve objectionable interference with the operation of Station CMHD, Caibarien, Cuba, and, of so, the nature and extent thereof.

6. To determine whether the operation of Station WAML as proposed would involve objectionable interference with the proposed services of Times-Picayune Publishing Co., New Orleans, Louisiana, and Mid-State Broadcasting Co., Peoria, Illinois, or any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

7. To determine whether the installation and operation of Station WAML as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

8. To determine whether the operation of Station WAML as proposed would be in conflict with the provisions of the North American Regional Broadcasting Agreement.

It is further ordered, That Interstate Broadcasting Co., Inc. (WQXR), New York, N. Y., be, and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–4814; Filed, Mar. 22, 1946; 11:00 a. m.]

[Docket No. 7373]

THOMAS G. HARRIS ET AL.

NOTICE OF HEARING

In re application of Thomas G. Harris, Individually and as Trustee for Coleman Gay, James P. Alexander, E. G. Kingsbery, Rex D. Kitchens, W. T. Saunders, Spencer J. Scott and Oswald G. Wolf; date filed, November 20, 1945, for Construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Austin, Texas; operating assignment specified: frequency, 1450 kc; power, 250w night, 250w day; hours of operation, unlimited time; docket No. 7373, File No. B3–P–4355.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Express Publishing Company (File No. B3–P–4471; Docket No. 7391) and Charles W. Balthrope (File No. B3–P–4375; Docket No. 7374) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant, and of its members to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Thomas G. Harris, et al., 3750 Thirty-ninth Street NW., Washington, D. C.

Dated at Washington, D. C., March 20, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION.
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–4816; Filed, Mar. 22, 1946; 11:01 a. m.]

[Docket No. 7374]

CHARLES W. BALTHROPE

NOTICE OF HEARING

In re: application of Charles W. Balthrope (new), date filed, November 13, 1945, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, San Antonio, Texas; operating assignment specified: Frequency, 1450 kc.; power, 250 w night, 250 w day; hours of operation, unlimited time. Docket No. 7374; File No. B3–P–4375.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Express Publishing Company (File No. B3–P–4471; Docket No. 7391) and Thomas G. Harris, individually and as Trustee for Coleman Gay, James P. Alexander, E. G. Kingsbury, Rex D. Kitchens, W. T. Saunders, Spencer J. Scott, and Oswald G. Wolf (File No. B3–P–4355; Docket No. 7373), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of the other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning broadcast stations.

7. To determine on a comparative basis which, if any, of the applications

in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Charles W. Balthrope, Route 3, Box 384, San Antonio, Texas.

Dated at Washington, D. C., March 20, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4817; Filed, Mar. 22, 1946; 11:01 a. m.]

[Docket No. 7384]

HENRY F. FETT

NOTICE OF HEARING

In re application of Henry F. Fett (New), date filed January 21, 1946; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Dearborn, Michigan; operating assignment specified: frequency, 1540 kc; power, 1 kw day; hours of operation, daytime only; Docket No. 7384; File No. B2-P-4441.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Frederick A. Knorr, Harvey R. Hansen, and William H. McCoy, d/b as Suburban Broadcasters, a Co-partnership (File No. B2-P-4232; Docket No. 7385), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of Practice and Procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Henry F. Fett, 1121 Penobscot Building, Detroit, Michigan.

Dated at Washington, D. C. March 20, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4818; Filed, Mar. 22, 1946; 11:01 a. m.]

[Docket No. 7385]

SUBURBAN BROADCASTERS

NOTICE OF HEARING

In re application of Frederick A. Knorr, Harvey R. Hansen, and William H. McCoy, d/b as Suburban Broadcasters, a Copartnership (New); date filed, October 5, 1945, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Dearborn, Michigan; operating assignment specified: frequency, 1540 kc.; power, 1 kw day; hours of operation, daytime; Docket No. 7385; File No. B2-P-4232.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Henry F. Fett (File No. B2-P-4441; Docket No. 7384), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant and its members to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Frederick A. Knorr, 2632 Glenwood Drive, Royal Oak, Michigan.

Dated at Washington, D. C., March 20, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4819; Filed, Mar. 22, 1946; 11:01 a. m.]

[Docket No. 7444]

KMTR RADIO CORP. (KMTR)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re: application of KMTR Radio Corporation (KMTR), Los Angeles, California, for construction permit; Docket No. 7444; File No. B5-P-4583.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of March 1946;

The Commission having under consideration the application of KMTR Radio Corporation (KMTR) (File No. B5-P-4583) for a construction permit to increase power from 1 kw to 5 kw-D and 1 kw-N, unlimited time, on its present frequency of 570 kc at Los Angeles, California, together with a petition requesting that the said application be designated for hearing in the consolidated proceeding heretofore scheduled on the applications of (1) San Bernardino Broadcasting Company, Inc. (File No. B5-P-3908; Docket No. 6811), San Bernardino, California; (2) J. C. Lee and E. W. Lee (Lee Bros. Broadcasting Company) (KFXM) (File No. B5-P-4093; Docket No. 6812), San Bernardino, California; (3) New Mexico Broadcasting Company (KGGM) (File No. B5-P-2918; Docket No. 6142), Albuquerque, New Mexico; (4) Nevada Radio and Television Company (File No. B5-P-3832; Docket No. 6813), Reno, Nevada; (5) The Star Broadcasting Company, Inc. (File No. B5-P-4094; Docket No. 6814), Pueblo, Colorado, and (6) Southern Utah Broadcasting Company (KSUB) (File No. B5-P-3854; Docket No. 6759), Cedar City, Utah, all requesting use of the frequency 590 kc at their respective locations;

It is ordered, That the above petition be granted; and

It is further ordered, That the application of KMTR Radio Corporation (KMTR) be, and it is hereby, designated for hearing in a consolidated proceeding with the above applications upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant to construct and operate Station KMTR as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KMTR as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KMTR as proposed would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station KMTR as proposed would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bills of particulars heretofore issued in these proceedings be, and they are hereby, amended to include the application of KMTR Radio Corporation (KMTR) (File No. B5-P-4583; Docket No. 7444).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4813; Filed, Mar. 22, 1946; 11:00 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5979]

MONTANA-DAKOTA UTILITIES CO.

NOTICE OF APPLICATION

MARCH 20, 1946.

Notice is hereby given that on March 18, 1946, an application was filed with the Federal Power Commission, pursuant to section 204 of the Federal Power Act, by Montana-Dakota Utilities Co., a corporation organized under the laws of the State of Delaware and carrying on electric and gas utilities business in the States of Montana, North Dakota and South Dakota, and a gas utility business in the State of Wyoming, with its principal business office at Minneapolis, Minnesota, seeking an order authorizing the issuance of 25,000 shares of common stock of the par value of $5 per share; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should on or before the 6th day of April, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4801; Filed, Mar. 22, 1946; 9:41 a. m.]

[Docket No. G-698]

CINCINNATI GAS TRANSPORTATION CO.

ORDER FIXING DATE FOR HEARING

MARCH 14, 1946.

Upon consideration of the application filed January 30, 1946, by Cincinnati Gas Transportation Company (applicant), a corporation organized under the laws of the State of West Virginia and authorized to do business in the State of Kentucky, with its principal place of business at Charleston, West Virginia, for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, as amended, for authority to construct and operate approximately 70 miles of 14-inch natural-gas pipeline extending from a point on applicant's existing 20-inch pipeline near Foster, Bracken County, Kentucky, to a proposed interconnection with the 24-inch pipeline of Tennessee Gas and Transmission Company near Means, Menifee County, Kentucky, and to transport and sell natural gas in interstate commerce thereby, subject to the jurisdiction of the Commission;

The Commission orders that:

(A) A public hearing be held commencing on the 6th day of May, 1946, at 10:00 a. m. in the hearing room of the Federal Power Commission, 1800 Pennsylvania Avenue, NW., Washington, D. C., concerning the matters involved and the issues presented in the above-entitled proceeding;

(B) Interested state commissions may participate as provided in section 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4803; Filed, Mar. 22, 1946; 9:41 a. m.]

[Docket No. G-610]

TENNESSEE GAS AND TRANSMISSION CO.

NOTICE OF AMENDMENT TO APPLICATION

MARCH 20, 1946.

Notice is hereby given that Tennessee Gas and Transmission Company (hereinafter referred to as the "Applicant" or "Tennessee Company"), a Tennessee corporation with its principal place of business at Houston, Texas, filed on March 14, 1946, an amendment to its application, filed November 5, 1946, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, for authorization to operate its existing facilities for the delivery of natural gas to the Taylor-Green Gas Company of its natural-gas requirements.

In its application of November 5, 1945, the Tennessee Company requested a certificate of public convenience and necessity to authorize its operation of facilities and sale of up to 1000 Mcf of natural gas per day to Taylor-Green Gas Company during the period of October 1, 1945, to March 31, 1946, to obviate, according to the application, a serious gas shortage developing on the system of the Taylor-Green Gas Company, which company serves, as stated, straight natural gas in the communities of Campbellsville and Greensburg, Kentucky, with a total population of approximately 3,600.

Applicant stated, in its application of November 5, 1945, that it is able to deliver the above quantities of natural gas without in any way interfering with or impairing its ability to serve its other existing customers, namely, Hope Natural Gas Company, United Fuel Gas Company, Louisville Gas and Electric Company, with the quantities of natural gas covered by its agreements with those companies.

The Tennessee Company, in its amendment of March 14, 1946, says it appears that Taylor-Green Gas Company's need for an additional supply of natural gas to alleviate the gas shortage on its system will exist in the future as well as during the current winter, and therefore asks leave to amend its application of November 5, 1945, to request the issuance of a permanent certificate of public convenience and necessity authorizing the operation of facilities for the sale of natural gas to Taylor-Green Gas Company in the amount of its daily requirements from and after March 31, 1946.

Any interested State commission is requested to notify the Federal Power Commission whether it considers the application, as amended, one which should be considered under the cooperative provisions of part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application, as amended, of the Tennessee Company, should, on or before the 5th day of April, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-4802; Filed, Mar. 22, 1946; 9:41 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 163]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN WISCONSIN, MISSOURI, INDIANA, NEBRASKA, SOUTH DAKOTA AND NORTH DAKOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Alvina Christensen	Denmark	Estate of Beck Sorensen, County Court of Kenosha County, Kenosha, Wis.	$63.87	Nicholas J. Werner, administrator of estate of Beck Sorensen, deceased, 4714 7th St., Kenosha, Wis.	$15.00
		Item 2			
Anna Thygesen	Denmark	Same	63.87	Same	15.00
		Item 3			
Thora Beck	Denmark	Same	63.87	Same	15.00
		Item 4			
Martha Johansen	Denmark	Same	63.87	Same	15.00
		Item 5			
Peter Sorensen	Denmark	Same	63.88	Same	15.00
		Item 6			
Anthony Randazzo	Italy	Estate of Jack Orlando, deceased, in the Probate Court of the City of St. Louis, Mo., No. 95244.	245.19	Joseph Orlando, administrator, 3216 Ridge Ave., St. Louis, Mo.	12.00
		Item 7			
Matteo Randazzo	Italy	Same	245.19	Same	12.00
		Item 8			
Maria Lo Dato	Italy	Same	245.18	Same	12.00
		Item 9			
Pino Randazzo	Italy	Same	245.19	Same	12.00
		Item 10			
Gina Merconi	Italy	Same	245.19	Same	12.00
		Item 11			
Isidoro Orlando	Italy	Same	1,471.14	Same	60.00
		Item 12			
Filippa Orlando	Italy	Same	292.16	Same	12.00
		Item 13			
Louise Cusumano	Italy	Same	253.16	Same	12.00
		Item 14			
Patrina Cusumano	Italy	Same	253.17	Same	12.00
		Item 15			
Jack Orlando	Italy	Same	253.17	Same	12.00
		Item 16			
Sam Orlando	Italy	Same	253.17	Same	12.00
		Item 17			
Francisco Randazzo	Italy	Same	245.18	Same	12.00
		Item 18			
Marie Markogeorgakis, a/k/a Maria Spyros Mavromati.	Island of Crete, Greece.	Estate of Peter A. Markos, deceased, Knox Circuit Court, Bicknell, Ind., #5244.	4,450.00	La Salle National Bank, 135 S. LaSalle St. Chicago, Ill. In name of G. Christopoulos, Acting Consul General of Greece at Chicago, Ill., or his successor, in trust for Maria Markogeorgakis and Aggeliki Markogeorgakis.	222.00
		Item 19			
Aggeliki Markogeorgakis, a/k/a Georgia Polychronion Anagnostaki.	Island of Crete, Greece.	Same	4,450.00	Same	222.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 20			
Vasilie Elioff	Greece	Estate of Christ Elioff, deceased, Probate Court, City of St. Louis, Mo. No. 97307.	$740.00	Manufacturers Bank & Trust Co. of St. Louis, St. Louis, Mo., executor of estate of Christ Elioff, deceased.	$51.00
		Item 21			
Pavel Elioff	Greece	Same	740.00	Same	51.00
		Item 22			
Pannos Kalogeropoulos	Greece	Estate of William Callos, deceased, County Court of Lancaster County, Nebraska, Estate No. 13271.	551.14	John Callos, administrator of estate of William Callos, deceased, 445 S. Halsted St., Chicago, Ill.	19.00
		Item 23			
Katina Kalogeropoulos Peristeropoulos.	Greece	Same	551.14	Same	19.00
		Item 24			
Sofia Kalogeropoulos	Greece	Same	137.79	Same	5.00
		Item 25			
Maro Kalogeropoulos	Greece	Same	137.79	Same	5.00
		Item 26			
Georgia Kalogeropoulos	Greece	Same	137.79	Same	5.00
		Item 27			
Aristia Kalogeropoulos	Greece	Same	137.79	Same	5.00
		Item 28			
Rognald L. Sale	Norway	Estate of Nils Larson Sale, deceased, County Court of Brown County, State of S. Dak.	1,665.34	Olaf E. Hundstad, County Treasurer of Brown County, Aberdeen, S. Dak.	64.00
		Item 29			
Johanna VanSpall, Margaretha De Ruiter, Elizabeth Van der Weyden, William L. VanVoorst, Victoria Groenendyk, Geertruida Beth and Daniel Hans Wijma.	Holland	Estate of Dirk Latenstein VanVoorst, deceased, County Court, Oliver County, N. Dak. File No. 358, 3, 16	1,750.00	The County Treasurer of Oliver County, Center, N. Dak.	69.00
		Item 30			
Slavko G. Mihailovich	Yugoslavia	Estate of Gabriel Dimich, deceased, Probate Court of the City of St. Louis, Mo. File No. 95, 798.	6,095.70	Manufacturers Bank & Trust Company, St. Louis, Mo. Account No. 348-A.	98.00
		Item 31			
Krsta G. Mihailovich	Yugoslavia	Same	6,095.70	Manufacturers Bank & Trust Company, St. Louis, Mo. Account No. 348-B.	98.00
		Item 32			
Blagoje D. Mihailovich	Yugoslavia	Same	1,496.49	Manufacturers Bank & Trust Company, St. Louis, Mo. Account No. 348-C.	24.00
		Item 33			
Sanka N. Milovanovich	Yugoslavia	Same	1,496.50	Manufacturers Bank & Trust Company, St. Louis, Mo. Account No. 348-D.	24.00

[F. R. Doc. 46–4744; Filed, Mar. 21, 1946; 11:08 a. m.]

[Vesting Order 5292]

WESTERN STATES IMPORTING CO., INC.

In re: Western States Importing Co., Inc.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the issued and outstanding capital stock of the Western States Importing Co., Inc., a corporation organized and doing business under the laws of the State of California and a business enterprise within the United States, consisting of 530 shares of $100 par value capital stock, 496 shares (93.6%) are owned by and registered in the names of the persons listed below in the amount appearing opposite each name and are evidence of control of said business enterprise:

Name:	*Number of shares*
K. (Kokichi) Banye	446
F. (Fusao) Hayashi	50
Total	496

2. That Tozaiyo Trading Co., Ltd., has a claim against Western States Importing Co., Inc., which is represented on the books and records of Western States Importing Co., Inc., as a loan payable in the amount of $25,850 as of May 11, 1945, subject to any accruals or deductions thereafter, and which represents an interest in Western States Importing Co., Inc.;

3. That K. (Kokichi) Banye, and F. (Fusao) Hayashi whose last known addresses are Japan, are nationals of a designated enemy country (Japan);

4. That Tozaiyo Trading Co., Ltd., a corporation organized under the laws of Japan, is a national of a designated enemy country (Japan);

and determining:

5. That Western States Importing Co., Inc., is controlled by K. (Kokichi) Banye and F. (Fusao) Hayashi, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country, and is a national of a designated enemy country (Japan);

6. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian 496 shares of the capital stock of Western States Importing Co., Inc., more fully described in subparagraph 1 hereof, and the interest of Tozaiyo Trading Co., Ltd., more fully described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 23, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4738; Filed, Mar. 21, 1946; 11:08 a. m.]

[Vesting Order CE 164]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Adelmo Alberini	Italy	Estate of Vincenzo Ugnoli, also known as Vincenzo J. Ugnoli, deceased, Surrogate's Court, Putnam County, N. Y.	$37.00
		Item 2	
Lucie Le Lous	France	Estate of Peter Schildhorn, deceased, Surrogate's Court, Queens County, N. Y., Docket No. 2793–1943.	29.00
		Item 3	
Aaron Harkavy	Russia	Estate of Hyman Harkavy, deceased, Surrogate's Court, New York County, N. Y., Docket No. 2967–1928.	14.00
		Item 4	
Minnie Cheifetz	Russia	Same	27.00
		Item 5	
Maryasia Rabinowitz	Poland	Same	11.00
		Item 6	
Gitel Eqstein	Poland	Same	9.00
		Item 7	
George A. Lambracopulos	Greece	Estate of Dennis Lambros, deceased, Surrogate's Court, New York County, N. Y., Index No. A–2508–1941.	45.00
		Item 8	
Marie Louise Loubet	France	Estate of Marie Hunt Young, deceased, Surrogate's Court, New York County, N. Y., Index No. P–1477–1944.	34.00

[F. R. Doc. 46–4745; Filed, Mar. 21, 1946; 11:08 a. m.]

[Vesting Order 5961]

HENRY ALBRECHT

In re: Estate of Henry Albrecht, deceased; File No. D–28–9758; E. T. sec. 13685.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Nettchen Iske in and to the Estate of Henry Albrecht, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Nettchen Iske, Germany.

That such property is in the process of administration by Selma Schwarzenback and John Albrecht, as Co-Executors, acting under the judicial supervision of the Bergen County Surrogate's Court, Hackensack, New Jersey;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4739; Filed, Mar. 21, 1946; 11:08 a. m.]

[Vesting Order CE 165]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN SUFFOLK COUNTY, MASS., COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
John Reitenger	Austria	Estate of Joseph Weigl, deceased; Suffolk County, Mass., Probate No. 306090	$48.00
		Item 2	
Marja Cayan a/k/a Marja Cygan	Poland	Estate of John Caygan a/k/a John Cygan, deceased, Suffolk County, Mass., Court, No. 276350.	74.00
		Item 3	
Mary A. Pieroni	Italy	Estate of Joseph Pieroni a/k/a Giuseppe Pieroni, deceased, Suffolk County, Mass., Probate No. 316792.	32.00
		Item 4	
Leonella Gonuella	Italy	Same	11.00
		Item 5	
Glannina Antonletti	Italy	Same	21.00
		Item 6	
Joseph Geromin	Poland	Estate of Joseph Geromin, Incompetent under guardianship, Suffolk County, Mass., Probate Court No. 182577.	637.00
		Item 7	
Countess Teresa Higginson Ruselai	Italy	Trust Indenture dated June 17, 1921, Emily Higginson, Suffolk County, Probate No. 283953	102.00

[F. R. Doc. 46–4746; Filed, Mar. 21, 1946; 11:09 a. m.]

[Vesting Order CE 166]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien

Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Aleksandra Yscllowitz	Russia	Estate of Joseph Yscllowitz, also known as Yatskovitz, Motkevitz, Yatskowitz, and Osip Jatskewicz, deceased, Surrogate's Court, New York County, N. Y., File No. A2013-1942.	$2, 595. 89	Treasurer of the City of New York, Municipal Bldg., New York, N. Y.	$43. 00
		Item 2			
Helen Yscllowitz	Russia	Same	2, 295. 90	Same	43. 0
		Item 3			
Olga Yscllowitz	Russia	Same	2, 295. 90	Same	43. 00
		Item 4			
Kateryna Petraszkiewicz	Poland	Estate of Dymtro Semenowicz, also known as Dmyter Semenowicz, Surrogate's Court, County of New York, N. Y., File No. A 455-1943.	1, 880. 26	Same	80. 00
		Item 5			
"John" Semenowicz	Poland	Same	1, 880. 26	Same	80. 00
		Item 6			
Lozer Ackerman	Lithuania	Estate of Rose Wolper, deceased, Surrogate's Court, New York County, N. Y., Index No. 1-771-1936.	368. 58	Same	45. 00
		Item 7			
Siegfried B. Segall	Belgium	Same	463. 02	Same	65. 00
		Item 8			
A. Mania Segall	France	Same	363. 03	Same	52. 00
		Item 9			
Pauline Slew	Lithuania	Same	393. 57	Same	51. 00
		Item 10			
Blume Eilberg Shutz	Latvia	Same	46. 31	Same	6. 00
		Item 11			
Helentje Ypes	Holland	Estate of Albert L. Wickert, Surrogate's Court, New York County, N. Y., File No. P.761-1940.	4, 813. 70	Same	41. 00
		Item 12			
Jacques Fock	Holland	Same	4, 813. 70	Same	41. 00
		Item 13			
Maria Vitellaro	Italy	Estate of Salvatore Vitellaro, deceased, Surrogate's Court, Queens County, N. Y., Index No. 865/1934.	145. 57	Same	21. 00
		Item 14			
Giovanna Vitellaro	Italy	Same	145. 57	Same	21. 00
		Item 15			
Michele Gallo	Italy	Same	36. 39	Same	5. 00
		Item 16			
Stefano Gallo	Italy	Same	36. 39	Same	5. 00
		Item 17			
Biago Gallo	Italy	Same	36. 39	Same	5. 00
		Item 18			
Rosalia Gallo	Italy	Same	36. 39	Same	5. 00
		Item 19			
Guiseppina Gallo	Italy	Same	36. 40	Same	5. 00
		Item 20			
Grazia Gallo (Incompetent)	Italy	Same	36. 40	Same	5. 00
		Item 21			
Maria Gallo	Italy	Same	36. 40	Same	5. 00
		Item 22			
Assunto Gallo	Italy	Same	36. 40	Same	5. 00
		Item 23			
Heirs and next of kin of Paul Vitellaro.	Italy	Same	291. 15	Same	42. 00

[F. R. Doc. 46–4747; Filed, Mar. 21, 1946; 11:09 a. m.]

[Vesting Order CE 167]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEELINGS IN CERTAIN CONNECTICUT COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon; on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Andrew Renz or Henrietta Gross	Russia	Estate of Wilhelmina Zehnder, a/k/a Wilhelmina Zahnder, deceased. Court of Probate, District of Shelton, State of Connecticut.	$332. 00
Carl Renz	Russia	Same	
Frederick Renz	Russia	Same	
Children of Caroline Lave, deceased	Russia	Same	
Andrew Renz	Russia	Same	
Lydia Seifert	Russia	Same	
		Item 2	
The children, heirs-at-law, and next-of-kin, names unknown of Zacher Barwinsky.	Poland	Estate of John Barwinsky, alias John Barwin, deceased. Court of Probate, District of Hartford, State of Connecticut.	168. 00
		Item 3	
The children, heirs-at-law, and next-of-kin, names unknown of Catherine Dudar.	Poland	Same	168. 00
		Item 4	
Elna Agatha Bonner	Denmark	Estate of Hampton Bonner, deceased. Court of Probate, District of Danbury, State of Connecticut.	383. 00
		Item 5	
Karen-Marie D'Anterroches Bonner	Denmark	Same	76. 00
		Item 6	
Robert Edwin Bonner	Denmark	Same	76. 00
		Item 7	
Ole August Nelson	Norway	Estate of Theodore Emil Nelson, deceased. Court of Probate, District of New London, State of Connecticut.	214. 00
		Item 8	
Stanislawa Borowski	Poland	Estate of Alexander Kowalczyk, or Maximillian Kowalczyk, deceased. Court of Probate, District of Berlin, New Britain, Conn.	102. 00
		Item 9	
Alexandria Kowalczyk	Poland	Same	102. 00
		Item 10	
Louise Kowalczyk Doe (married name unknown).	Poland	Same	102. 00
		Item 11	
Wiecnty Chrobocinski	Poland	Estate of John Chrobocinska, deceased. Court of Probate, District of Torrington, State of Connecticut.	53. 00
		Item 12	
Jane Doe Chrobocinski (sister, name unknown).	Poland	Same	53. 00
		Item 13	
John Doe (nephew, name unknown)	Poland	Same	26. 00
		Item 14	
Richard Roe (nephew, name unknown)	Poland	Same	25. 00

[F. R. Doc. 46–4748; Filed, Mar. 21, 1946; 11:09 a. m.]

[Vesting Order CE 168]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with represent-

ing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country", as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Dominique Duffoure or Jean Duffoure and Leonie Duffoure and their respective personal representatives, heirs, next-of-kin, legatees and distributees.	France	Estate of Antionette Alexandre, deceased, Surrogate's Court, New York County, N. Y.: Docket No. P–2829/43.	$112.00
		Item 2	
Marie Henocque Baillard	France	Estate of Georgette A. Johnson, deceased, Surrogate's Court, Suffolk County, N. Y.	9.00
		Item 3	
Marguerite Baillard Hanol	France	Same	9.00
		Item 4	
Madame A. Tchobotine	France	Estate of Matilda Spencer Ledyard, deceased, Surrogate's Court, New York County, N. Y.: Docket No. 1–1229/43.	65.00
		Item 5	
Mrs. Mary Stuart	France	Same	52.00
		Item 6	
Mlle. N. DeTaube	France	Same	25.00
		Item 7	
Mlle. Matilda Courreges	France	Same	13.00
		Item 8	
Vaclav Svec, also known as William Svec.	Czechoslovakia	Estate of Alois Svec, deceased, Surrogate's Court, Queens County, N. Y.; Docket No. 1721/44.	34.00
		Item 9	
Matilda Schmidt	Poland	Estate of Karl Schmidt, deceased, Surrogate's Court, Queens County, N. Y.: Docket No. P–344/43.	13.00
		Item 10	
Gustav Schmidt	Poland	Same	25.00

[F. R. Doc. 46–4749; Filed, Mar. 21, 1946; 11:09 a. m.]

[Vesting Order No. 6037]

WHEELING SAVINGS & LOAN ASSN.

In re: Receivership of Wheeling Savings & Loan Association. File 017–20305.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All that certain debt or other obligation owing to Augusta Furst by Wheeling Savings & Loan Association, namely, the balance due on Installment Stock Free, and any and all rights to demand, enforce and collect the same,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Augusta Furst, Germany.

That such property is in the process of administration by John H. Hoffman, as Receiver, acting under the judicial supervision of the Circuit Court of Ohio County, Wheeling, West Virginia;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4741; Filed, Mar. 21, 1946; 11:08 a. m.]

[Vesting Order CE 169]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN PENNSYLVANIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Santola Coppola fu Luigi	Italy	Estate of Vincenzo Coppolo, deceased, in the Orphans' Court of Allegheny County, Pa., No. 3549 of 1944.	$8.00
		Item 2	
Vincenza Coppola Russo Spena	Italy	Same	8.00
		Item 3	
Carmela Coppola Lubiano	Italy	Same	8.00
		Item 4	
Carmela Cristiani	Italy	Same	4.00
		Item 5	
Ferdinando Cristiani	Italy	Same	4.00
		Item 6	
Rade Paukovich	Yugoslavia	Estate of Teodor Paukovich, deceased, in the Orphans' Court of Allegheny County, Pa., No. 1955 of 1943.	6.00
		Item 7	
Peter Paukovich	Yugoslavia	Same	6.00
		Item 8	
Stevan Paukovich	Yugoslavia	Same	6.00
		Item 9	
Stoja Zlajic	Yugoslavia	Same	8.00
		Item 10	
Anastasios K. Pappanicolau	Greece	Estate of Alex Pappanicolau, also known as Aleek Pappanicolau, deceased, in the Orphans' Court of Philadelphia County, Pa.	16.00
		Item 11	
Kaliopi A. Koukouvides	Greece	Same	16.00
		Item 12	
Francesca Trefero	Italy	Estate of Joseph Trefero, deceased, in the Orphans' Court of Philadelphia County, Pa., No. 3235 of 1945.	45.00
		Item 13	
Louis Amtute	France	Estate of Mathilde Perret, deceased, in the Orphans' Court of Philadelphia County, Pa., No. 3512 of 1944.	8.00
		Item 14	
Louise Maillot	France	Same	8.00
		Item 15	
Lea Vallet	France	Same	8.00
		Item 16	
Berthe Sacengl	France	Same	8.00

[F. R. Doc. 46–4750; Filed, Mar. 21, 1946; 11:09 a. m.]

[Vesting Order CE 170]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN DISTRICT COURT, DISTRICT OF COLUMBIA

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the

amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
George Deganopoulos	Greece	Estate of Soterios Chris Deganopoulos, deceased, in the District Court of the United States for the District of Columbia, Holding Probate Court, Adm. No. 63,629.	$6.00
		Item 2	
Alexander Deganopoulos	Greece	Same	6.00
		Item 3	
Sisters, names unknown, of Soterios Chris Deganopoulos, deceased	Greece	Same	13.00
		Item 4	
Moses Sefakis	Greece	Estate of Nicholas M. Sefakis, deceased, in the District Court of the United States for the District of Columbia, Holding Probate Court, No. 61,340.	7.00
		Item 5	
Harry Sefakis	Greece	Same	7.00
		Item 6	
3 sisters of decedent, names unknown	Greece	Same	21.00
		Item 7	
Pangiota Roumel	Greece	Estate of Nicholas Roumel, also known as Nikalays Roumel, deceased, in the District Court of the United States for the District of Columbia, No. 62,421.	10.00
		Item 8	
Vasiliki Roumel	Greece	Same	10.00
		Item 9	
Georgia Roumel	Greece	Same	10.00
		Item 10	
Panglotos Roumel	Greece	Same	10.00
		Item 11	
Constantinos Sanoulos	Greece	Estate of John R. Sanoulos, deceased, in the District Court of the United States for the District of Columbia, Holding Probate Court, No. 63, 130.	33.00
		Item 12	
Pope Markatos	Greece	Estate of Nicholas Markatos, deceased, in the District Court of the United States for the District of Columbia, Holding Probate Court, No. 60, 763.	30.00

[F. R. Doc. 46–4751; Filed, Mar. 21, 1946; 11:09 a. m.]

[Vesting Order CE 171]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN PROBATE COURT, COOK COUNTY, ILL.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Regine Neu	Czechoslovakia	Estate of Rose Ehler, deceased, Probate Court of Cook County, Ill., File 44 P–4033, Docket No. 431, page 603.	$857.99	The County Treasurer of Cook County, Chicago, Ill.	$22.00
		Item 2			
Karoline Neu	Czechoslovakia	Same	858.00	Same	22.00
		Item 3			
Sofie Neu	Czechoslovakia	Same	858.00	Same	22.00
		Item 4			
Olga Neu	Czechoslovakia	Same	858.00	Same	22.00
		Item 5			
Marie Neu	Czechoslovakia	Same	858.00	Same	22.00
		Item 6			
Anna Neu	Czechoslovakia	Same	858.00	Same	22.00
		Item 7			
Teresina Chiappetta	Italy	Estate of Mariano Chiappetta, deceased, Probate Court of Cook County, Ill., File 42–P–2825 Docket 75, page 566.	3,549.97	Same	47.00
		Item 8			
Vincenzio Chiappetta	Italy	Same	1,774.99	Same	23.00
		Item 9			
Concetta Sigilia	Italy	Same	1,774.99	Same	23.00
		Item 10			
Luigina Chiappetta	Italy	Same	1,774.99	Same	23.00
		Item 11			
Clara Balice	Italy	Estate of Francisco Balice, deceased, in the Probate Court of Cook County, Ill., File No. 44–P–6858, 435, 3.	300.00	Same	32.00
		Item 12			
Heirs of Otto Schmidt, deceased, names unknown.	Free City of Danzig	Estate of Otto Schmidt, deceased, File 44–P–2111, Probate Court of Cook County, Ill.	1,221.38	Same	119.00
		Item 13			
Oskar Adrian Karlsson	Denmark	Estate of Curtis A. Carlton, deceased, #42–P–598, Probate Court, Cook County, Ill.	387.13	Same	47.00
		Item 14			
Hans Andres	France	Estate of John Andres, deceased, Probate Court of Cook County, Ill., #44–P–1686; Doc. 429, page 225.	225.24	Same	11.00
		Item 15			
Julius Andres	France	Same	225.24	Same	11.00
		Item 16			
Mrs. Leopoline Laaber	Czechoslovakia	Same	210.24	Same	10.00

[F. R. Doc. 46–4752; Filed, Mar. 21, 1946; 11:10 a. m.]

[Vesting Order 5966]

CARL F. HINSCHING

In re: Trust under the Will of Carl F. Hinsching, deceased; File D–28–2210; E. T. sec. 2986.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Hinsching, Elisabeth Niehus, Carl Niehus, Ella Niehus Bunz, Erna Niehus Peterson, Kate Niehus Weidemann and heirs at law, names unknown, of Anna Hinsching, Elisabeth Niehus, Carl Niehus, Ella Niehus Bunz, Erna Niehus Peterson and Kate Niehus Weidemann, and each of them, in and to the residuary trust estate created under Item VII of the Last Will and Testament of Carl F. Hinsching, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Anna Hinsching, Germany.
Elisabeth Niehus, Germany.
Carl Niehus, Germany.
Ella Niehus Bunz, Germany.
Erna Niehus Peterson, Germany.
Kate Niehus Weidemann, Germany.
Heirs at law, names unknown, of Anna Hinsching, Elisabeth Niehus, Carl Niehus, Ella Niehus Bunz, Erna Niehus Peterson and Kate Niehus Weidemann, Germany,

That such property is in the process of administration by Val J. Peter, 809 Pine Street, Omaha, Nebraska, as Trustee of the Will of Carl F. Hinsching, deceased, acting under the judicial supervision of the County Court of Platte County, Nebraska;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu

thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4740; Filed, Mar. 21, 1946; 11:08 a. m.]

[Vesting Order 6069]

LUCINA MATILDE FORTMEYER

In re: Estate of Lucina Matilde Fortmeyer, deceased; File No. D–28–10201; E. T. sec. 14541.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Regina Farber and Peter Nicolaus Hass, and each of them, in and to the Estate of Lucina Matilde Fortmeyer, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Regina Farber, Germany.
Peter Nicolaus Hass, Germany.

That such property is in the process of administration by Marie Christina Hughes, as Executrix, acting under the judicial supervision of the Surrogate's Court, Kings County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4742; Filed, Mar. 21, 1946; 11:08 a. m.]

[Vesting Order 6070]

JOSEPH GHIRINGHELLI

In re: Estate of Joseph Ghiringhelli, deceased; File D–38–3455; E. T. sec. 12233.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Carolina Ghiringhelli in and to the Estate of Joseph Ghiringhelli, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Italy, namely,

National and Last Known Address

Carolina Ghiringhelli, Italy.

That such property is in the process of administration by Camille McGoldrick, as Administratrix, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Napa;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Italy);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed by section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–4743; Filed, Mar. 21, 1946; 11:08 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 4992]

DR. E. E. PADDOCK OR E. E. PADDOCK, M. D.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 20th day of March A. D. 1946.

In the matter of E. E. Paddock, an individual trading as Doctor E. E. Paddock, and as E. E. Paddock, M. D.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission.

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Thursday, May 23, 1946, at ten o'clock in the forenoon of that day (central standard time), in Court Room, 2nd Floor, County Court House, Kansas City, Missouri.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46–4810; Filed, Mar. 22, 1946; 10:56 a. m.]

[Docket No. 5339]

SNOW'S HATCHERIES

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 19th day of March, A. D. 1946.

In the matter of Earl H. Snow and Pershing R. Snow, individually and trading as Snow's Hatcheries.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, May 20, 1946, at ten o'clock in the forencon of that day (central standard time), in Jury Room No. 220, Post Office Building, Mankato, Minnesota.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46–4811; Filed, Mar. 22, 1946; 10:56 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54–72, 59–66, 70–1211]

STANDARD GAS AND ELECTRIC CO.

ORDER GRANTING FURTHER TIME WITHIN WHICH TO MAKE A CALL OF NOTES AND DEBENTURES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 20th day of March 1946.

In the matter of Standard Gas and Electric Company, File No. 54–72; and Standard Gas and Electric Company, File No. 59–66; and Standard Gas and Electric Company, File No. 70–1211.

In the proceedings pending in the United States District Court for the District of Delaware, captioned "In the Matter of Standard Gas and Electric Company" (Civil Action No. 489) the Court, after notice and hearing, having filed on December 29, 1945, as amended January 9, 1946, an opinion, order, findings of fact and decree, decreeing that Standard Gas and Electric Company has the right to call its outstanding notes and debentures for redemption in accordance with the provisions of the indentures pursuant to which the notes and debentures were issued and further providing that such call of the notes and debentures should be made within thirty days from the date of the decree, or within such further time as the Securities and Exchange Commission may grant;

Standard Gas and Electric Company having filed a declaration with the Commission under sections 6 (a), 7, and 12 (d) of the act, requesting approval of the issue and sale of $51,000,000 aggregate principal amount of secured promissory notes bearing interest at the rate of 2½% per annum, the proceeds of the sale together with approximately $9,000,000 of treasury cash to be applied to the redemption of $58,601,000 principal amount of 6% notes and debentures of the Company now outstanding and to the payment of redemption premiums of $992,000, and said declaration having been permitted to become effective by order of the Commission dated February 26, 1946, Holding Company Act Release No. 6435;

The period of thirty days granted by the United States District Court expiring January 28, 1946, the Commission at the request of Standard Gas and Electric Company by orders dated January 28, 1946 and February 18, 1946, having extended the time within which to effectuate the call of the notes and debentures for a period of twenty days from January 28, 1946, and an additional period of thirty days from February 18, 1946 without prejudice to the right of Standard Gas and Electric Company to request and receive further extensions (Holding Company Act Release Nos. 6385 and 6416);

Standard Gas and Electric Company, by telegram dated March 14, 1946, having requested an additional extension of time of thirty days from March 20, 1946, within which to effectuate the call of its notes and debentures, and it appearing appropriate to the Commission that such an additional extension of time be granted;

It is ordered, That the Commission by virtue of paragraph 6 of the Decree of the United States District Court for the District of Delaware, issued December 29, 1945, as amended January 9, 1946 (Civil Action No. 489), hereby grants a third extension of time to the Standard Gas and Electric Company of a period of thirty days from March 20, 1946, within which to effectuate the call of its notes and debentures, said extension being granted without prejudice to the right of Standard Gas and Electric Company to request and receive further extensions;

It is further ordered, That the Secretary of the Commission shall give notice of the within order by mailing a copy of this order by registered mail to all parties to the pending proceedings entitled, "In the Matter of Standard Gas and Electric Company, et al., File Nos. 54–72, 59–66 and 70–1211," and to all persons granted leave to be heard therein and to the applicant-declarant and to all persons who have appeared in the aforesaid proceedings before said United States District Court, and that notice shall be given to all other persons by general release of this Commission, which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and by publication of this order in the FEDERAL REGISTER.

It is further ordered, That the Secretary of this Commission send a certified copy of this order by registered mail to the Clerk of the United States District Court for the District of Delaware.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–4826; Filed, Mar. 22, 1946; 11:17 a. m.]

[File Nos. 54–142 and 59–84]

AMERICAN WATER WORKS AND ELECTRIC CO., INC., ET AL.

NOTICE OF FILING, NOTICE OF AND ORDER FOR HEARING, AND ORDER CONSOLIDATING PROCEEDINGS

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania, on the 18th day of March A. D. 1946.

In the matters of American Water Works and Electric Company, Incorporated, American Communities Company, Community Water Service Company, Ohio Cities Water Corporation, West Penn Railways Company, The West Penn Electric Company (Applicants), File No. 54–142; American Water Works and Electric Company, Incorporated and subsidiary companies (Respondents), File No. 59–84.

I. Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by American Water Works and Electric Company, Incorporated ("American"), a registered holding company. Five subsidiary companies of American have joined in the filing, namely, American Communities Company ("Waterworks Holding Company"), a direct subsidiary of American, Community Water Service Company ("Community"), a direct subsidiary of Waterworks Holding Company, Ohio Cities Water Corporation ("Ohio Cities"), a direct subsidiary of Community, The West Penn Electric Company ("West Penn Electric"), a registered holding company and a direct subsidiary of American, and West Penn Railways Company ("Railways"), a registered holding company and a direct subsidiary of West Penn Electric. This filing seeks approval, pursuant to section 11 (e) and other sections of the act, of two plans which have been designated as Plan I

and Plan II. The filing states that: "Plans I and II do not provide for such action as will be necessary in order to conform to the provisions of section 11 of the act the holding company system of West Penn Electric, which company controls the electric, gas, transportation and other businesses of the American system. American proposes to develop at a later date an additional Plan or additional Plans to provide for such action".

All interested persons are referred to said documents which are on file in the office of this Commission for a statement of the transactions therein proposed which may be summarized as follows:

American presently controls electric, gas, transportation, ice, land, coal and water companies operating in twenty-one states of the United States.

Through its interests in West Penn Electric, American controls electric, gas, transportation, ice, land, coal and water companies servicing sections of five states. West Penn Electric, among other things, owns all of the voting securities of Railways which company owns certain transportation properties, approximately twenty-five per cent of the common stock of one of West Penn Electric's principal electric utility subsidiaries (West Penn Power Company), and 53 shares of the common stock of American.

In addition American also controls seventy water companies servicing communities in twenty-one states, of which thirty-two companies are controlled directly by American; three are controlled indirectly through two intermediate holding companies (i. e., Huntington Water Corporation, also an operating water company, and Commonwealth Water and Light Company); and thirty-five (including two direct subsidiaries of Ohio Cities) are controlled indirectly through Waterworks Holding Company and Community.

The following table shows as at October 31, 1945, the outstanding securities of American, Waterworks Holding Company, Community and Ohio Cities:

	Principal amount, par, liquidation or stated value		
	Total outstanding	Held by American and subs.	Held by others
American:			
Notes payable to banks	$10,000,000	----------	$10,000,000
6% preferred stock: 199,868 shs. liq. prf. $100 per share	19,986,800	----------	19,986,800
Common stock: 2,343,158 shs. stated value $10 per share	23,431,580	$830	23,431,050
Waterworks Holding Co.:	160,000	----------	160,000
Notes payable to banks	175,000	175,000	----------
Open account payable to affiliates	[1] 100,000	[1] 100,000	----------
Preferred stock: 5,000 shs. stated value	6,000	6,000	----------
Common stock: 6,000 shs. stated value $1 per share	2,756,000	169,500	2,586,500
Community:			
6% debentures due 12/1/46	3,906,300	[2] 2,669,400	1,236,900
7% preferred stock:			
39,063 shs. liq. pref. $100 per share	3,737,027	2,553,604	1,183,423
Arrearages of $95.67 per share	1,124,555	896,500	228,055
Common stock: 1,124,555 shs. $1 par per share			
Ohio Cities:			
6% preferred stock:			
4,983 shs. liq. pref. $100 per share	498,300	272,600	225,700
Arrearages of $30.00 per share	293,997	160,834	133,163
Common stock: 12,000 shs. stated value $25 per share	300,000	300,000	----------

[1] Liquidation value $500,000 plus accrued dividends aggregating $156,667 (i. e., $31.33 per share).
[2] American owns 4,471 shares and Waterworks Holding Co. owns 22,223 shares.

Under Plan I, the waterworks business of the American system (except the water properties controlled through West Penn Electric) will be segregated from the electric, gas, transportation and other businesses. This will be effected by placing the control over all of the waterworks companies (except subsidiaries of West Penn Electric) in Waterworks Holding Company. The common stockholders of American will be afforded the opportunity to continue their interests in the waterworks business through the exercise of subscription warrants entitling them to purchase shares of common stock of Waterworks Holding Company. Plan I also provides for the liquidation into Waterworks Holding Company of Community and Ohio Cities, which companies are intermediate holding companies in the Waterworks Holding Company system. The public preferred stockholders of Community and Ohio Cities will be given the privilege of exchanging their shares for shares of common stock of Waterworks Holding Company and those not making the exchange will be entitled to receive cash as provided in Plan I. Additional funds required for the purposes of the Plan will be obtained through the sale by Waterworks Holding Company of its collateral trust bonds and the sale to underwriters or others of the shares of common stock of Waterworks Holding Company not issued upon exercise of the subscription warrants delivered to the common stockholders of American or in exchange for shares of preferred stock of Community and Ohio Cities. Upon consummation of Plan I, American claims that the Waterworks Holding Company system will not be subject to the requirements of the act.

Under Plan II, American will be dissolved and liquidated. As part of such liquidation, American will pay its debts, will retire its outstanding preferred stock by paying to the holders thereof in cash the liquidation price thereof, namely, $100 per share plus an amount equal to the accrued and unpaid dividends thereon, and will distribute to West Penn Electric any remaining assets owned by it other than common stock of West Penn Electric. After the liabilities of American have been determined and liquidated or otherwise provided for, American will complete its liquidation by distributing to its common-stock holders all shares of common stock of West Penn Electric then held by American.

II. The following steps are proposed in the Plans:

Plan I. *Segregation of Waterworks Business.* 1. American will purchase from Railways the 53 shares of common stock of American owned by that company. Such purchase will eliminate all holdings of American common stock by subsidiary companies in the American system and will result in American having outstanding 2,343,105 shares of common stock.

2. American will make a capital contribution to Waterworks Holding Company of all of the 5,000 shares of preferred stock of that company and of the $175,000 principal amount of open account indebtedness owing by that company to American. Waterworks Holding Company will retire such shares of preferred stock and will reduce its capital by $100,000, the stated value thereof.

3. Waterworks Holding Company will amend its charter so as to provide for an authorized capital stock consisting of 5,000,000 shares of common stock of the par value of $5 per share, convert its present 6,000 shares of common stock without par value (all of which are owned by American) into the same number of shares of common stock of the par value of $5 per share, and change the name of the corporation to such name as shall be determined by its Board of Directors.

4. Waterworks Holding Company will issue and sell privately for cash $15,000,000 principal amount of ten-year 3% collateral trust bonds at their principal amount.

5. Waterworks Holding Company will pay off at its principal amount and accrued interest its present bank loan of $160,000.

6. American will transfer to Waterworks Holding Company American's interest in the waterworks properties owned directly by it, including its interests in Huntington Water Corporation and Commonwealth Water and Light Company, and the 4,471 shares of preferred stock of Community now owned by American.

In consideration therefor Waterworks Holding Company will:

Pay to American an amount in cash to be specified in an amendment to the Plan. The amount of cash so paid will be such as will enable Waterworks Holding Company, out of funds available to it after the making of such payment, (i) to provide for the payment of the publicly held debentures of Community as provided in Step 11 of Plan I, (ii) to provide for the cash payments to the holders of the publicly held preferred stocks of Community and Ohio Cities as set forth in Steps 12 and 14 of Plan I, and (iii) to retain adequate cash working capital.

Issue to American transferable subscription warrants entitling the holders to purchase from Waterworks Holding Company a total of 2,343,105 shares of common stock of Waterworks Holding Company. The price at which shares of such common stock may be purchased upon exercise of the warrants will be specified in an amendment to the Plan.

Assume the liabilities of American related to the assets being transferred to Waterworks Holding Company (exclusive of income tax liabilities).

7. American will distribute to its common stockholders (without the surrender of their shares) the subscription warrants received from Waterworks Holding Company to purchase shares of common stock of that company. Upon such distribution each common stockholder of American will receive a warrant entitling him to purchase one share of common stock of Waterworks Holding Company with respect to each share of common stock of American held by him.

8. Waterworks Holding Company will offer to the public preferred stockholders of Community the privilege of exchanging their shares for shares of common stock of Waterworks Holding Company having a market value at the time such offer is made substantially equal to the cash ($135 per share of Community preferred stock) which such public preferred stockholders of Community would otherwise be entitled to receive upon the liquidation of Community as provided in Step 12 of Plan I. The number of shares of common stock of Waterworks Holding Company so to be offered in exchange for each share of preferred stock of Community will be specified in an amendment to the Plan.

9. Waterworks Holding Company will offer to the public preferred stockholders of Ohio Cities the privilege of exchanging their shares for shares of common stock of Waterworks Holding Company having a market value at the time such offer is made substantially equal to the cash ($120 per share of Ohio Cities preferred stock) which such public preferred stockholders of Ohio Cities would otherwise be entitled to receive upon the liquidation of Ohio Cities as provided in Step 14 of Plan I. The number of shares of common stock of Waterworks Holding Company so to be offered in exchange for each share of preferred stock of Ohio Cities will be specified in an amendment to the Plan.

10. Waterworks Holding Company will issue the aggregate number of shares of its common stock offered to the common stockholders of American on subscription warrants and to holders of publicly held preferred stocks of Community and Ohio Cities in exchange for their holdings. One or more of such offerings may be underwritten and the shares not issued under such warrants or exchange offers will be sold to underwriters or otherwise disposed of.

11. Waterworks Holding Company will deliver to Community, in return for Community's promissory notes, the $169,500 principal amount of debentures of Community held by Waterworks Holding Company and cash in an amount sufficient, together with available funds of Community, to redeem, at their principal amount and accrued interest, all of the remaining $2,586,500 principal amount of debentures of Community and to provide for the payments to the public preferred stockholders of Community as set forth in Step 12 of Plan I. Community will retire all of its debentures.

12. Community will be dissolved and liquidated. Upon such liquidation (i) the public preferred stockholders of Community who have not exchanged their shares as provided in Step 8 of Plan I will receive, with respect to each share of preferred stock held by them, the sum of $135 in cash, (ii) Waterworks Holding Company will receive, with respect to all indebtedness and shares of preferred stock of Community held by it, all of the assets of Community other than the cash required to make the payments to its public preferred stockholders, and will assume any remaining obligations and liabilities of Community, and (iii) nothing will be available for distribution to the common stockholders of Community.

13. Community, or Waterworks Holding Company, will deliver to Ohio Cities, in return for Ohio Cities' promissory notes, cash in an amount sufficient, together with available funds of Ohio Cities, to provide for the payments to the public preferred stockholders of Ohio Cities as set forth in Step 14 of Plan I.

14. Ohio Cities will be dissolved and liquidated. Upon such liquidation (i) the public preferred stockholders of Ohio Cities who have not exchanged their shares as provided in Step 9 of Plan I will receive, with respect to each share of preferred stock held by them, the sum of $120 in cash, and (ii) Community, or Waterworks Holding Company, will receive, with respect to all indebtedness and stock of Ohio Cities held by it, all of the assets of Ohio Cities other than the cash required to make the payments to the public preferred stockholders of Ohio Cities, and will assume any remaining obligations and liabilities of Ohio Cities. The assets of Ohio Cities so acquired by Community or Waterworks Holding Company will consist principally of the outstanding common stocks of The Marion Water Company and The Ohio Cities Water Company.

Plan II. *Liquidation of American.* 1. Upon the consummation of Plan I, American will be dissolved and will proceed to liquidate its affairs in accordance with Steps 2 through 6 below.

2. American will pay and retire, at their principal amounts and accrued interest, its bank loans which are now outstanding in the aggregate principal amount of $10,000,000.

3. American will retire all of its preferred stock, of which 199,868 shares are now outstanding with the public, by paying to the holders thereof, in full satisfaction of their rights, the liquidation price thereof, namely, $100 per share plus an amount equal to the accrued and unpaid dividends thereon to the date such payment is made available to the holders of its preferred stock.

4. American will sell in such manner and at such price as its Board of Directors shall determine, all of the 6,000 shares of common stock of Waterworks Holding Company owned by American.

5. American will lend to West Penn Electric such amount of cash held by American as its Board of Directors shall determine from time to time to be in excess of the amounts required to effect the liquidation of American, including the retirement of the debt and preferred stock of American as provided in Steps 2 and 3 of Plan II. Prior to its final liquidation, American will make a capital contribution to West Penn Electric of any cash then held by American, all indebtedness of West Penn Electric owed by it to American and all shares of stock of West Penn Electric (other than common stock) then held by American; and West Penn Electric will assume all remaining liabilities of American up to the amount of the capital contribution so made. The term West Penn Electric as used in this Plan II includes any corporation resulting from a reorganization of West Penn Electric.

6. Within a reasonable time after Steps 2 through 5 of Plan II have been carried out and the liabilities of American have been determined and liquidated or otherwise provided for, American will complete its dissolution and liquidation by distributing to its common stockholders, in final liquidation and in accordance with their respective shares, all shares of common stock of West Penn Electric then held by American. This distribution, however, may not be made until such action has been taken as will be necessary in order to conform the holding company system of West Penn Electric to the provisions of Section 11 of the Act.

The Plans provide that the manner and method of carrying them out shall be determined by American; that any step of either Plan may be carried out without regard to the consummation of any other step of such Plan or of the other Plan; and that the effectuation of the Plans shall be dependent upon the satisfaction of certain conditions, including approval by the Commission, enforcement by a Court (if requested by American), recitals pursuant to the Internal Revenue Code, as amended, in the Commission's order, to the extent required by American, a ruling satisfactory to American by the United States Treasury Department regarding the tax consequences of the transactions proposed, and consummation on a basis satisfactory to counsel to American of all necessary corporate acts to effect the proposed transactions.

The effectuation of Plan I is further subject to the requirement that all conditions to the effectuation of Plan II shall have been met, except to the extent waived by American, and the effectuation of Plan II is further subject to the condition that Plan I shall have been consummated.

III. The Commission having examined the corporate structure of American and its subsidiary companies, the relationships among these companies in the holding company system of American, the character of the interests thereof and nature of the properties owned or controlled thereby, and having examined the files and records of the Commission relating thereto, and said examination having disclosed data establishing or tending to establish the following:

1. American, organized under the laws of the State of Virginia in 1914 and re-

incorporated under the laws of the State of Delaware in 1927, presently controls electric, gas, transportation, ice, land, coal and water companies operating in 21 States. Attached hereto as Exhibits 1 and 2, respectively,[1] are a list of the companies in the American system showing for each company the State of its incorporation and the type of business conducted, and a chart indicating the principal corporate relationships existing in the American system at the present time.

2. West Penn Electric, organized in 1925 under the laws of the State of Maryland, controls through stock ownership all of the electric, gas, transportation, coal, land and ice properties, as well as some minor water properties, of the American system. The operations of the companies controlled by West Penn Electric are located in Pennsylvania, Maryland, Virginia, West Virginia and Ohio. The principal operating subsidiaries of West Penn Electric are West Penn Power Company, The Potomac Edison Company, Monongahela Power Company and Railways. West Penn Power Company and The Potomac Edison Company are registered holding companies and public utility companies. Monongahela Power Company is an exempt holding company and a public utility company. Railways is a registered holding company, but has been declared not to be a holding company within the meaning and for the purpose of section 11 (b) (2) of the act.

3. Waterworks Holding Company, whose capital stock is all owned by American, was organized in 1936 under the laws of the State of Delaware. At the present time Waterworks Holding Company's principal assets consist of its holdings of securities of Community (approximately 80% of the common stock and approximately 57% of the preferred stock of Community). The only security of Waterworks Holding Company not now held by American is a bank note of $160,000.

4. Community was organized in 1925 under the laws of the State of Delaware and presently controls, directly and indirectly through three intermediate companies 35 water companies servicing communities in Massachusetts, Rhode Island, Connecticut, New York, Pennsylvania, Maryland, West Virginia, Ohio, Kentucky and Illinois, and two land companies. Among the subsidiary companies of Community is Ohio Cities.

5. Ohio Cities was organized in 1928 under the laws of the State of Delaware and presently owns all of the common stock of The Marion Water Company and The Ohio Cities Water Company, water companies operating respectively in the Cities of Marion and Tiffin, Ohio.

6. In addition to the water companies controlled through Waterworks Holding Company and Community, and through West Penn Electric, American owns directly the voting securities of thirty-two water companies, and through one of them and another intermediate company controls indirectly three water companies. The thirty-five water companies so controlled by American, serve communities in Connecticut, New Jersey, Pennsylvania, Delaware, Virginia, West Virginia, Alabama, Tennessee, Ohio, Indiana, Illinois, Wisconsin, Iowa, Kansas, Missouri and Arkansas.

7. A condensed consolidated balance sheet of American and its subsidiaries (not including Community and its subsidiaries in the consolidation) as at December 31, 1944 per books is set forth below:

Assets and other debits	
Property, plant and equipment:	
Electric	$190,961,596
Gas	4,685,109
Water	121,096,641
Transportation	18,832,007
Other	6,638,869
Plant acquisition adjustments (100.5) $13,588,066	
Plant adjustments (107) 12,036,750	
Excess of carrying value of investments over equity at acquisition 15,203,674	
	40,828,490
Total property, plant and equipment	383,012,772
Special deposit with trustee for purchase of properties	2,000,000
Investments and other assets:	
Investments in associated companies	4,681,936
Miscellaneous investments and other assets	1,150,843
Current and accrued assets:	
Cash and temporary cash investments	35,791,107
Other current and accrued assets	11,151,434
Deferred debits	9,001,312
Total assets and other debits	446,795,404
Liabilities and other credits	
Long term debt of subsidiary companies	178,266,000
Preferred stock of subsidiary companies	90,188,550
Minority interest in common stocks and surplus of subsidiaries	2,307,439
Current and accrued liabilities	28,561,595
Customers' advances for construction	1,134,119
Deferred credits	392,403
Reserves:	
Depreciation, retirement and depletion	50,816,109
Property account adjustments	1,678,421
Other	795,608
Contributions in aid of construction	2,050,719
Parent company securities:	
Long term debt	11,000,000
Preferred stock	19,986,800
Premium on preferred stocks	462,930
Common stock 23,431,050	
Capital surplus 1,349,466	
Earned surplus 25,372,886	
Total common stock and surplus	50,153,402
Total liabilities and other credits	446,795,404

[1] Filed as part of the original document.

8. The files of the Commission indicate the following amounts applicable to Accounts 100.5,[1] 107[2] and Excess Cost of Investments in Subsidiaries over the Underlying Book Values at Dates of Acquisition as reported by the companies in the property accounts of American and its subsidiary companies:

(A) Plant acquisition adjustments (account 100.5):

West Penn Power Co. and subs.	[3] $4,227,855
Monongahela Power Co. and subs	2,650,321
The Potomac Edison Co. and subs	[3] 1,222,706
Subsidiary water companies	[3] 5,487,184
Total	13,588,066

(B) Plant adjustments (account 107):

West Penn Power Co. and subs.	$10,073,140
Subsidiary water companies	1,963,610
Total	[4] 12,036,750

(C) Net excess cost of investments in subsidiaries over the underlying book values at dates of acquisition:

Monongahela Power Co	$16,255
The Potomac Edison Co	364,927
West Penn Power Co	1,500,000
The West Penn Electric Co	27,381,232
Sub total	29,262,414
Subsidiary water companies	(3,892)
American Water Works & Electric Co., Inc	(14,054,848)
Total	15,203,674

[1] Amounts classified in Account 100.5 represent, generally speaking, the amount by which the arm's-length cost to the company of property exceeds the original cost of such property.

[2] Amounts classified in Account 107 represent, generally speaking, the amount by which the book carrying value of property exceeds the arm's-length cost to the company of such property.

[1] This amount is to be amortized over a 15-year period in accordance with the order of the Federal Power Commission to West Penn Power Company.

[2] As of December 31, 1944, reserves aggregating $664,100 had been provided, and the balance is being amortized.

[3] As of December 31, 1944, reserves aggregating $575,810 had been provided.

[4] $955,587 will be charged to depreciation reserve and the remainder in the amount of $11,081,163 will be charged to capital surplus in accordance with the order of the Federal Power Commission to West Penn Power Company dated July 15, 1945.

9. A consolidated statement of capitalization and surplus of American and its subsidiaries (not including Community and its subsidiaries) per books as at December 31, 1944, is set forth below:

	Per books	
	Amount	Percent
Long term debt:		
Subsidiary companies	$178,266,000	50.59
Parent company	11,000,000	3.12
Total long term debt	189,266,000	53.71
Preferred stocks:		
Subsidiary companies, including premiums of $462,930	90,651,480	25.73
Parent company	19,986,800	5.67
Total preferred stocks	110,638,280	31.40
Minority interest in common stocks and surplus of subsidiaries	2,307,439	.64
Total long term debt, preferred stocks and minority interest	302,211,728	85.77
Common stock and surplus:		
Common, 2,343,105 shares, no p. v.	23,431,050	6.65
Capital surplus	1,349,466	.38
Earned surplus	25,372,886	7.20
Total common stock and surplus	50,153,402	14.23
Total capitalization and surplus	352,365,130	100.00

10. Condensed consolidated statements of income per books and certain pertinent ratios of American and its subsidiaries (not including Community and its subsidiaries) for the five years ended December 31, 1944, are as follows:

[000 omitted]

	1941	1943	1942	1941	1940
Operating revenues	$77,702	$74,055	$68,832	$62,866	$57,886
Operating revenue deductions	55,019	53,830	50,885	45,005	39,500
Operating income	22,683	18,225	18,247	17,861	18,380
Non-operating income	702	922	922	827	600
Gross income	23,415	18,757	18,709	18,688	19,070
Income deductions	19,023	14,984	15,077	14,850	15,029
Net income	4,392	3,773	3,632	3,838	4,041
Preferred dividend of parent company	1,289	1,293	1,230	1,260	1,300
Balance	3,102	2,573	2,402	2,578	2,841
Times earned fixed charges	1.23	1.25	1.24	1.26	1.27
Times earned fixed charges and preferred dividends	1.16	1.19	1.15	1.16	1.18
Earnings per share on common stock (2,343,158 shares)	$1.56	$1.10	$1.06	$1.11	$1.21

11. Consolidated operating revenues of American and its subsidiaries (not including Community and its subsidiaries) for the year ended December 31, 1944 is comprised of electric revenue 67.6%, water revenue 21.4%, transportation revenue 9.4%, and other revenue 0.2%.

12. A consolidated balance sheet of West Penn Electric and its subsidiaries per books as at December 31, 1944 is set forth below:

Assets and other debits	
Property, plant and equipment:	
Electric department	$190,961,596
Water department	339,315
Gas department	4,685,109
Railway department	16,314,042
Bus department	2,517,365
Other miscellaneous property	6,635,922
Plant acquisition adjustments (100.5)	[1] 8,100,882
Plant adjustments (107)	10,073,140
Excess of carrying value of investments over equity at acquisition	[2] 29,262,414
Total property, plant and equipment	47,436,436
Special deposit with trustee for purchase of properties	268,890,445
Investments and other assets:	2,000,000
Investments in associated companies	2,077,357
Miscellaneous other assets	1,072,185
Current and accrued assets:	
Cash and temporary cash investments	24,813,446
Other current and accrued assets	7,901,630
Deferred debits	5,598,120
Total assets and other debits	312,353,192
Liabilities and other credits	
Long term debt of subsidiary companies	111,159,000
Preferred stock of subsidiary companies	43,017,100
Minority interest in common stock and surplus of subsidiaries	4,335,772
Current and accrued liabilities	17,006,866
Customers' advances for construction	213,225
Deferred credits	336,725

[1] Includes 53 shares ($5,300) owned by West Penn Railways Company and 91 shares ($9,100) owned by West Penn Securities Department.

[2] Includes 152 shares ($15,200) owned by West Penn Railways Company.

	Per books			
	Held by American	Held by others	Total	Percent
Liabilities and other credits—Continued.				
Reserves:				
Depreciation, retirements, and depletion			$45,518,015	
Other			1,803,502	
Contributions in aid of construction			1,058,732	
Parent company securities:				
Long term debt			5,000,000	
Preferred stock			34,110,000	
Premium on preferred stock			437,747	
Class A stock			5,012,630	
Class B stock			16,574,200	
Common			[1] 9,998,074	
Capital surplus			1,062,615	
Earned surplus			13,818,959	
Total common stock and surplus			24,879,658	
Total liabilities and other credits			312,353,192	
Long term debt:				
Subsidiary companies	$74,500	$111,084,500	$111,159,000	45.29
Parent company		5,000,000	5,000,000	2.04
Total long term debt	74,500	116,084,500	116,159,000	47.33
Preferred stocks:				
Subsidiary companies (including premiums of $437,747)	11,350	43,440,497	43,451,847	17.71
Parent company	5,577,100 14,700	28,824,200	34,110,000	13.90
Total preferred stocks	5,360,150	72,264,697	77,591,847	31.61
Minority interest in common stocks and surplus of subsidiaries	2,031,181	2,304,588	4,335,772	1.76
Class A stock—parent company	2,469,200	2,552,430	5,012,630	2.41
Total long term debt, preferred stocks, class A stock and minority interest	7,866,031	196,196,185	203,972,219	83.11
Class B stock, common stock and surplus:				
Common B stock	16,574,200		16,574,200	6.75
Capital stock	9,998,074		9,998,074	4.07
Capital Surplus	1,062,615		1,062,615	.44
Earned Surplus	13,818,959		13,818,959	5.63
Total			41,453,858	16.89
Total capitalization and surplus	49,319,892	196,196,185	245,426,077	100.00

[1] Includes 53 shares ($5,300) owned by West Penn Railways Company and 91 shares ($9,100) owned by West Penn Securities Department.

[2] Includes 152 shares ($15,200) owned by West Penn Railways Company.

Liabilities and other credits—Continued.

Reserves:	
Depreciation and retirements	$7,070,400
Property account adjustments	220,670
Other	4,100
Contributions in aid of construction	625,377
Parent company securities:	
Long term debt	5,245,000
Preferred stock	3,619,582
Common stock	$1,124,555
Capital surplus	63,009
Earned surplus	1,482,888
	2,670,452 2,670,452
Common stock and surplus	62,064,348
Total liabilities and other credits	

[000 omitted]

	1944	1943	1942	1941	1940
Operating revenue	$91,989	$78,694	$55,694	$48,737	$41,189
Operating revenue deductions	64,127	41,585	40,157	35,048	30,601
Operating income	27,862	13,499	13,447	12,689	10,587
Nonoperating income	313	242	225	444	311
Gross income	28,275	13,741	13,673	13,113	10,899
Income deductions	12,821	8,047	8,047	8,420	8,527
Net income	15,454	5,695	5,626	4,693	2,371
Dividends on preferred stock	2,268	2,268	2,268	2,268	2,268
Balance	3,186	2,760	2,758	2,425	103
Dividends on class A stock	414	414	414	414	411
Balance	2,772	2,355	2,344	2,011	2,601

16. Consolidated operating revenues of West Penn Electric and its subsidiaries for the year ended December 31, 1944 are comprised of electric revenue 86.1%, gas revenue 11.9%, gas revenue 1.8% and other revenues 2%, transportation revenue 11.9%, gas revenue 1.8% and other revenues 2%.

17. A condensed consolidated balance sheet of Community and its subsidiaries as at December 31, 1944 is set forth below:

	Per books			As adjusted	
	Held by American	Held by others	Total	Amount	Percent
Assets and other debits					
Plant, property and equipment:					
Classified as to original cost	$380,500	$31,480,000	$31,480,000	$31,480,000	65.91
Unclassified plant		4,855,500	5,245,000	5,245,000	10.98
Plant acquisition adjustments (100.5)	380,500	36,335,500	36,725,000	36,725,000	76.89
Excess of carrying value of investments over equity at acquisition	12,473,499	8,187,270	8,187,270	8,187,270	17.14
		1,146,113	3,619,582	3,619,582	7.58
Total plant, property and equipment	12,473,499	9,333,383	11,806,852	11,806,852	24.72
Miscellaneous investments and other assets	2,473,499				
Current and accrued assets:		352,405	352,405	362,405	.74
Cash and temporary cash investments	2,502,960	46,021,288	48,884,257	48,884,257	102.33
Other current and accrued assets					
Deferred credits	886,500	228,055	1,121,555	1,121,555	2.36
	11,029	51,980	63,009	63,009	.13
	(182,561)	1,665,149	1,482,588	(2,240,981)	(4.71)
Total assets and other debits	715,968	1,945,184	2,670,432	(1,125,420)	(2.35)
	3,588,237	47,966,472	51,554,709	47,758,851	100.00
Liabilities and other credits					
Long term debt of subsidiary companies					
Preferred stocks of subsidiary companies				31,480,000	65.91
Minority interest in common stock and surplus of subsidiaries including accrued dividends in arrears amounting to $132,034 on preferred stock of subsidiary in the hands of public				8,187,270	17.14
Current and accrued liabilities				352,405	.74
Customers advance for construction				2,020,091	4.23
Deferred liabilities and deferred credits				491,069	1.03
				77,938	.16
Total capitalization and surplus				47,758,851	100.00

( ) Denotes decrease.

(2) Adjusted to reflect acquisition by American Communities Company and 1,471 shares owned by American Water Works and Electric Company, Inc.

[1] Adjusted to reflect liquidation value of $100 per share in lieu of stated value and undeclared dividend arrearage of $3,509,150 ($80.82 per share) on the 39,063 outstanding shares of the parent company's stock.

19. Condensed consolidated statements of income per books and certain pertinent ratios of Community and its subsidiaries for the five years ended December 31, 1944, are as follows:

[000 omitted]

	1944	1943	1942	1941	1940
Operating revenue	$6,639	$6,461	$6,304	$6,256	$5,954
Operating revenue deductions	4,161	3,851	3,588	3,455	3,283
Operating income	2,478	2,610	2,716	2,801	2,671
Nonoperating income	10	11	7	6	7
Gross income	2,488	2,621	2,723	2,807	2,678
Income deductions	2,213	2,221	2,336	2,294	2,449
Net income	275	400	487	513	229
Preferred dividend requirements parent company	273	273	273	273	273
Balance	2	127	214	240	(44)
Times fixed charges earned	1.12	1.18	1.22	1.22	1.09
Times fixed charges and preferred dividends earned	1.00	1.05	1.09	1.09	.98

( ) Denotes decrease.

20. On December 30, 1937, the Commission issued its findings, opinion and order approving a plan under section 11 (e) of the act filed by American approving certain proposed action on the part of American and certain of its subsidiaries and, among other things, stating: "The Commission reserves its decision with respect to applicant's retention of its interest in American Communities Company system to afford an opportunity to effectuate the elimination of American Communities Company as an intermediate company and the recapitalization or reorganization of its system and an increase of applicant's equity therein." To date, American Communities Company has not been eliminated, American has not substantially increased its equity in that holding company system, and certain of the other transactions contemplated by the plan of 1937 have not been consummated.

It appearing to the Commission on the basis of the foregoing that the holding company system of American may not be in conformity with the requirements of sections 11 (b) (1) and 11 (b) (2) of the act and that proceedings should be instituted under sections 11 (b) (1) and 11 (b) (2) of the act with respect to American and its subsidiary companies to determine what action, if any, is necessary in order to effectuate compliance by American and its subsidiary companies with the provisions of section 11 (b) of the act with due regard to the above-mentioned findings, opinion and order of the Commission of December 30, 1937;

It further appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to Plans I and II filed by American and certain of its subsidiaries pursuant to section 11 (e) of the act and that the proceedings instituted herein by the Commission under sections 11 (b) (1) and 11 (b) (2) of the act and that the said proceedings involve common questions of law and fact and should be consolidated and heard together;

It is hereby ordered, That a proceeding be, and it hereby is, instituted under sections 11 (b) (1) and 11 (b) (2) of the act directed to American, and its subsidiary companies, that such proceeding be, and it hereby is, consolidated with the proceeding with respect to Plans I and II filed herein pursuant to section 11 (e) and that a hearing in the consolidated proceedings under the applicable provisions of the act and the rules and regulations of the Commission thereunder be held on April 9, 1946 at 10:00 a. m., E. S. T., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day, the hearing room clerk in Room 318 will advise as to the room where such hearing will be held.

It is further ordered, That jurisdiction be, and it hereby is, reserved to separate either for hearing in whole, or in part, for disposition in whole, or in part, of any issues or questions which may arise in these proceedings, and to take such other action as may appear conducive to an orderly, prompt and economical disposition of the matters involved.

It is further ordered, That American and its subsidiaries file with the secretary of the Commission on or before March 29, 1946 answers to the allegations contained in the paragraphs numbered 1 through 20, all inclusive of Section III herein in the form prescribed by Rule U-25 of the Rules and Regulations under the act.

It is further ordered, That Richard Townsend or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing above ordered. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

Notice is hereby given of said hearing to the above-named applicants-respondents and to all interested persons, said notice to be given to said applicants-respondents and to Commissioners of the Department of Public Utilities, Commonwealth of Massachusetts; Public Utilities Commission of Connecticut; Department of Business Regulation of Rhode Island; Department of Public Service, State Division, Public Service Commission of New York; Public Utility Commission of the Commonwealth of Pennsylvania; Board of Public Utility Commissioners of New Jersey; Secretary of State, Delaware; Public Service Commission of Maryland; Corporation Commission of the Commonwealth of Virginia; Public Service Commission of West Virginia; Public Utilities Commission of Ohio; Railroad Commission of Kentucky; Railroad and Public Utilities Commission of Tennessee; Public Service Commission of Indiana; Commerce Commission of Illinois; State Commerce Commission of Iowa; State Corporation Commission of Kansas; Public Service Commission of Missouri; Public Service Commission of Wisconsin; Public Service Commission of Alabama; and Corporation Commission of Arkansas by registered mail and to all other persons by publication of this notice and order in the FEDERAL REGISTER. Any person desiring to be heard in these proceedings shall file with the Secretary of this Commission on or before April 5, 1946, an appropriate request or application to be heard as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That American shall give additional notice of said hearing to all known holders of its capital stock and to all known holders of the capital stocks of Community and the preferred stock of Ohio Cities by causing a copy of this notice and order to be mailed to such holders at their respective last known addresses, such mailing to be made not less than 10 days prior to the date of said hearing.

It is further ordered, That without limiting the scope of the issues present in such consolidated proceedings, particular attention shall be directed at the hearing to the following matters and questions:

(1) Whether Plan I and Plan II as filed, or as they may hereafter be modified, are each necessary to effectuate the provisions of section 11 (b) of the act and fair and equitable to the persons affected thereby;

(2) Whether the treatment to be accorded each class of security holders affected by Plans I and II is in all respects fair and equitable, and particularly:

(a) Whether the proposal to dissolve and liquidate Community without any distribution on the common stock of Community is fair and equitable to the stockholders thereof;

(b) Whether the proposed payment to the public preferred-stock holders of Community of $135 per share in cash and the alternative right to receive shares of the new common stock of Waterworks Holding Company are fair and equitable to the security holders of Community and to American and its security holders;

(c) Whether the proposed payment to the public preferred-stock holders of Ohio Cities $120 per share in cash and the alternative right to receive shares of the new common stock of Waterworks Holding Company are fair and equitable to the security holders of Ohio Cities, the to security holders of Community, and to American and its security holders;

(d) Whether the proposed satisfaction of the publicly held preferred stock of American by the payment of $100 per share plus accrued dividends is fair and equitable:

(3) Whether the securities to be issued by Waterworks Holding Company will be reasonably adapted to the security structure of Waterworks Holding Company and its subsidiaries, and whether the terms and conditions of the sale of these securities are detrimental to the public interest or the interest of investors or consumers;

(4) Whether the proposed sales of securities by American to the public are in the public interest and the interest of investors and consumers, whether the terms and conditions thereof comply with all of the applicable standards of the act and of the rules and regulations promulgated thereunder, and whether the considerations to be received are in all respects fair and reasonable;

(5) Whether the proposed intrasystem sales and acquisitions of securities and assets will not be detrimental to the provisions of section 11 of the act, will serve the public interest by tending towards the economical and efficient development of an integrated public-utility system, and will comply with all of the applicable standards of the act and of the rules and regulations promulgated thereunder, and whether the considerations to be received and paid are in all respects fair and reasonable;

(6) Whether the accounting adjustments and entries proposed to be made in connection with Plans I and II are proper and in accordance with sound accounting practice;

(7) Whether Plans I and II as filed, or as modified, make appropriate provisions for the payment of expenses, fees, and remunerations in connection with the effectuation thereof, in what amounts such fees and remuneration should be paid and the fair and equitable allocation thereof;

(8) Generally, whether the proposed transactions are in all respects in the public interest and in the interest of investors and consumers and consistent with all applicable requirements of the act and with the rules thereunder and if not, what modifications should be required to be made therein and what terms and conditions should be imposed to satisfy the statutory standards;

(9) What action, if any, is necessary and should be required to be taken by the respondents herein, or any of them, to confine the holding company system of America and its subsidiaries to a single integrated public-utility system and permissible additional systems and such other businesses as may be retained under the requirements of section 11 (b) (1) of the act;

(10) What action, if any, is necessary and should be required to be taken by the respondents herein, or any of them, to ensure that the corporate structure of the American holding company system is not unduly and unnecessarily complicated and that voting power is fairly and equitably distributed among the security holders thereof.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4730; Filed, Mar. 21, 1946; 10:07 a. m.]

[File Nos. 70-1101, 70-1102]

PUBLIC SERVICE CO. OF INDIANA, INC., AND INDIANA GAS AND WATER CO., INC.

NOTICE OF FILING AND ORDER REOPENING AND RECONVENING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 20th day of March, A. D. 1946.

In the matters of Public Service Company of Indiana, Inc., File No. 70-1101; Public Service Company of Indiana, Inc. and Indiana Gas and Water Company, Inc., File No. 70-1102.

Notice is hereby given that applications or declarations (or both) in the form of an amendment in the above-entitled matter have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Public Service Company of Indiana, Inc., a subsidiary of The Middle West Corporation, a registered holding company.

All interested persons are referred to said amendment which is captioned "Amendment No. 10" and which is on file in the office of the Commission for a complete statement of the transactions therein proposed and which may be summarized as follows:

Public Service Company of Indiana, Inc., proposes to issue and sell through competitive bidding 150,000 shares of its 3% Cumulative Preferred Stock having a par value of $100 per share, shares of such stock to be first offered in exchange for the company's presently outstanding 148,185 shares of Series A Preferred Stock on a share for share basis, with appropriate adjustments for the difference between the call price for the Series A Preferred Stock and the price at which unexchanged shares are to be offered to the public and accrued dividends, and to redeem all shares of presently outstanding preferred stock not exchanged.

Hearings have been held heretofore in the above-entitled matters; and

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a further hearing be held with respect to said amendment and that the applications or declarations contained therein should not be granted or become effective except pursuant to further order of this Commission:

It is ordered, That the hearing in the above-entitled matter be reopened and reconvened and that under the applicable provisions of said act and rules of the Commission promulgated thereunder such hearing be held on the 29th day of March 1946, at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Allen MacCullen or any other officer or officers of this Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That notice of said hearing is hereby given to Public Service Company of Indiana, Inc., to its respective security holders, to the Public Service Commission of Indiana, to the Federal Power Commission and to all interested persons; said notice to be given to Public Service Company of Indiana, Inc., to the Federal Power Commission and to the Public Service Commission of Indiana by registered mail, and to all other persons by publication of this notice and order in the Federal Register and by general release of this Commission distributed to the press and mailed to the mailing list for releases under the Public Utility Holding Company Act of 1935.

It is further ordered, That without limiting the scope of the issues presented by said applications or declarations, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the fees, commissions or other remuneration to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount;

(2) Whether the proposed transactions comply with the applicable provisions of the act and the rules and regulations promulgated thereunder;

(3) What terms or conditions, if any, with respect to the proposed transactions should be prescribed in the public interest or for the protection of investors or consumers.

It is requested that any person desiring to be heard in this proceeding file with the Secretary of the Commission on or before March 27, 1946 an appropriate request or application to be heard, as provided in Rule XVII of the Commission's rules of practice.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4827; Filed, Mar. 22, 1946; 11:17 a. m.]

[File No. 70-1180]

BUFFALO NIAGARA ELECTRIC CORP.

ORDER RELEASING JURISDICTION OVER LEGAL FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 20th day of March 1946.

The Commission having, by orders dated November 29, 1945 and December 12, 1945, granted an application by Buffalo Niagara Electric Corporation, a subsidiary of Niagara Hudson Power Corporation, in turn a subsidiary of The United Corporation, a registered holding company, pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 regarding exemption from the provisions of section 6 (a) of the act of the issue and sale, in accordance with the competitive bidding requirements of Rule U-50, of $56,929,000 principal amount of First Mortgage Bonds; and

The Commission having in said order of December 12, 1945 reserved jurisdiction over some of the legal fees and expenses in connection with the proposed transactions; and

The record having been completed with respect to the fee of $3,750 and reimbursement of expenses in the amount of $290.26 to be paid to Smith, Rae, Greer & Cartwright, counsel for the company, and information having been submitted regarding the nature and extent of the services rendered by said counsel in connection with the above transactions; and

The Commission having considered the record herein and finding that said fee and expenses are not unreasonable;

It is ordered, That the jurisdiction heretofore reserved over the payment of legal fees and expenses of counsel in connection with the above transaction be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4824; Filed, Mar. 22, 1946; 11:17 a. m.]

[File No. 70-1202]

BUFFALO NIAGARA ELECTRIC CORP.

ORDER RELEASING JURISDICTION OVER LEGAL FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 20th day of March, 1946.

The Commission having, by orders dated December 28, 1945 and January 9, 1946, granted an application by Buffalo Niagara Electric Corporation, a subsidiary of Niagara Hudson Power Corporation, in turn a subsidiary of The United Corporation, a registered holding company, pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 regarding exemption from the provisions of section 6 (a) of the act of the issue and sale, in accordance with the competitive bidding requirements of Rule U-50, of 350,000 shares of preferred stock having a $100 par value; and

The Commission having, in said order of January 9, 1946, reserved jurisdiction over some of the legal fees and expenses in connection with the proposed transactions; and

The record having been completed with respect to the fees of $15,000 and $1,250 to be paid to LeBoeuf & Lamb and Smith, Rae, Greer & Cartwright, respectively, both counsel for the company, and information having been submitted regarding the nature and extent of the services rendered by said counsel in connection with the above transactions; and

The Commission having considered the record herein and finding that said fees are not unreasonable;

It is ordered, That the jurisdiction heretofore reserved over the payment of legal fees and expenses of counsel in connection with the above transactions be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4825; Filed, Mar. 22, 1946; 11:17 a. m.]

[File No. 70-1223]

NIAGARA HUDSON POWER CORP., CENTRAL NEW YORK POWER CORP.

SUPPLEMENTAL ORDER GRANTING APPLICATION AND RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 20th day of March 1946.

Niagara Hudson Power Corporation, a holding company subsidiary of The United Corporation, a registered holding company, and Central New York Power Corporation (Central New York), a subsidiary of Niagara Hudson Power Corporation, having filed applications and declarations pursuant to sections 6 (b), 12 (b) and 12 (c) of the Public Utility Holding Company Act of 1935 including, among other things, an application by Central New York filed pursuant to section 6 (b) of the act for exemption from the provisions of section 6 (a) of the act of the issue and sale, in accordance with the competitive bidding requirements of Rule U-50, of 200,00 shares of preferred stock having a par value of $100 per share; and

The Commission, by order dated March 8, 1946, having, among other things, granted said application subject to the terms and conditions prescribed in Rule U-24 and subject to the following further conditions:

(1) That Central New York obtain from the Public Service Commission of the State of New York a final order expressly authorizing the issue and sale of said preferred stock;

(2) That the proposed issue and sale of said preferred stock shall not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate; and

The Commission in said order having reserved jurisdiction over the payment of all legal fees and expenses of counsel in connection with the proposed transactions; and

Central New York having filed an amendment to its application herein setting forth the action taken to comply with the requirements of Rule U-50 and showing that pursuant to the invitation for competitive bids, bids for said 200,000 shares of preferred stock were submitted by two groups of underwriters headed by Morgan, Stanley & Co. and Harriman, Ripley & Co., Inc., respectively, as follows:

	Price to company per share	Dividend rate	Annual cost to company
Underwriting group:		*Percent*	*Percent*
Morgan, Stanley & Co.	$100.15	3.40	3.394
Harriman Ripley & Co., Inc.	100.086	3.40	3.397

Said amendment having further stated that Central New York has accepted the bid of Morgan, Stanley & Co. for the preferred stock, as set out above, and that the securities will be offered for sale to the public at a price of $101.50 per share resulting in an underwriters' spread of $1.35 per share; and

Said amendment also setting forth that Central New York has obtained from the Public Service Commission of the State of New York a final order expressly authorizing the issue and sale of said preferred stock; and

The Commission having examined the record with respect to the legal services performed for Central New York and the underwriters in connection with the transactions, together with a statement of legal fees in the amount of $16,000 to be paid by Central New York to LeBoeuf & Lamb, and legal fees in the sum of $10,000 to be paid by the underwriters to Simpson, Thatcher & Bartlett; and

The Commission having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid to the company, the dividend rate on the preferred stock, the redemption price therefor and the proposed underwriters' spread; and

It appearing to the Commission that the legal fees incurred by the company and by the underwriters, as set out above, are not unreasonable and that jurisdiction over them should now be released;

It is ordered, That said application, as amended, be, and the same hereby is, granted, subject to the terms and conditions prescribed in Rule U-24 and that the jurisdiction heretofore reserved over the payment of legal fees and expenses of all counsel in connection with the proposed transactions be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4823; Filed, Mar. 22, 1946; 11:17 a. m.]

[File No. 70-1247]

CENTRAL MAINE POWER CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 20th day of March 1946.

Notice is hereby given that an application and declaration has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by Central Maine Power Company ("Central Maine"), a public utility subsidiary of New England Public Service Company, a registered holding company.

All interested persons are referred to said document which is on file in the office of this Commission for a statement of the transactions therein proposed which is summarized below. Central Maine proposes to:

1. Issue and sell $13,000,000 principal amount of First and General Mortgage Bonds of a new series, to be designated as Series N, under its First and General Mortgage, as supplemented.

2. Redeem and retire the entire outstanding $13,314,000 principal amount of First and General Mortgage Bonds, Series H, 3½% due 1966, at 104½%, and $4,186,000 principal amount (of the $4,449,000 to be outstanding after sinking fund redemptions already provided for) of First and General Mortgage Bonds, Series J, 3½% due 1968, at 105%.

3. Redeem and retire the entire outstanding $1,500,000 principal amount of 2¾% serial notes due serially to December 1, 1948, and the entire outstanding $2,000,000 principal amount of 3% serial notes due serially to December 1, 1952, in each case at their principal amount.

4. Increase the authorized amount of preferred stock, $100 par value per share, from $19,835,100 aggregate par amount to $30,000,000 aggregate par amount and cancel the authorized $1,575,900 aggregate par amount of $50 preferred stock. Central Maine will issue 220,000 shares of $100 par preferred stock which will be offered to the holders of 111,231 shares of $100 par 7% preferred stock, 79,191 shares of $100 par preferred stock $6 dividend series and 21,518 shares of $50 preferred stock 5% dividend series, on the basis of an equality of par value with a cash payment equal to the difference between the respective redemption prices of the presently outstanding preferred stock and the initial public offering price of the new preferred stock, together with an amount equal to dividends accrued on such shares of presently outstanding preferred stock to the redemption date (adjusted to reflect dividends on the new preferred stock from the date of issue). The proposed exchange offer is not extended to the company's presently outstanding 5,713 shares of non-callable 6% preferred stock, $100 par value per share.

5. Redeem all of the shares of presently outstanding preferred stock not exchanged for the shares of new preferred stock, at the redemption prices of $120 for the 7% preferred stock, $107.50 for the preferred stock, 6% dividend series, and $53 for the $50 preferred stock, 5% dividend series.

6. Increase the authorized amount of common stock, $10 par value per share, from $15,000,000 aggregate par amount to $25,000,000 aggregate par amount. Central Maine will issue and sell as much additional common stock as may be required to provide it with funds of approximately $10,000,000 at a price per share not less than the par value thereof. Such shares are to be offered to the holders of the company's outstanding 6% preferred stock and common stock (other than New England Public Service Company) in accordance with their preemptive rights.

7. Make the following charges to earned surplus: (a) $1,805,119, being the balance at December 31, 1945 of the account, Intangibles Being Amortized; and (b) $1,554,364.12, being the balance at December 31, 1945 of the account, Unamortized Debt Discount and Expense. It is stated that the company will also charge to earned surplus all premium and expense incurred in connection with the call of the presently outstanding preferred stock and the issue and sale of the new preferred and common stocks, and the net cost of calling the presently outstanding bonds and issuing the new bonds. Any premiums which may be received from the sale of the new preferred stock or common stock will be credited to the account, Premium on Capital Stock.

The net proceeds from the sale of the bonds, preferred stock and common stock, together with treasury funds of the company, are to be used by Central Maine to (a) redeem and retire its Series H bonds and redeem and retire some of its Series J bonds as specified above; (b) redeem and retire $3,500,000 principal amount of serial notes without premium; (c) effect the retirement of its presently outstanding preferred stock by exchange and by call for redemption; and (d) pay the expenses incurred in connection with the foregoing transactions.

Central Maine proposes to complete the preferred stock exchange prior to inviting bids for the purchase of the bonds, the unexchanged shares of new preferred stock and the common stock.

Central Maine requests an exemption from the competitive bidding requirements of Rule U-50 with respect to the preferred stock exchange offer, and proposes that exchanges be solicited in the State of Maine by members of the National Association of Security Dealers, Inc., in that State, in connection with which a reasonable dealer-manager fee and reasonable commissions will be paid. The name of the dealer-manager to be employed, the terms and conditions of the contract and the commissions to be paid for the services rendered will be furnished by an amendment to the application and declaration.

It is proposed that the Series N bonds, the new preferred stock (not exchanged) and the additional common stock (subject to the preemptive offer) will be sold at competitive bidding pursuant to Rule U-50. The interest rate of the bonds, the dividend rate of the new preferred stock, the redemption prices of the bonds and the new preferred stock, the public offering price of the bonds, the new preferred stock and the new common stock, the number of shares of common stock to be issued, and the amount of commissions to be paid to the underwriters in each case will be determined by competitive bidding and will be supplied by amendment. The invitation for bids will specify that the dividend rate on the new preferred stock shall be not less than 3.4% and the price to be paid to the company shall be not less than par value nor more than $103.50, and the exchange offer will so state.

In connection with the proposed transactions, Central Maine also requests that the dividend restrictions with regard to the company contained in conditions (2) and (3) of the Commission's order of November 4, 1942 (Holding Company Act Release No. 3883) be rescinded.

The applicant-declarant has designated sections 6 (b), 7 and 12 (c) of the act and Rules U-42, U-43 and U-50 promulgated thereunder as applicable to the proposed transactions and state that the issuance, exchange and sale of the new securities are subject to the approval of the Public Utilities Commission of Maine.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the said application and declaration and that the application and declaration shall not be granted or permitted to become effective except pursuant to further order of the Commission;

It is ordered, That a hearing on the application and declaration under the applicable provisions of the act and the rules and regulations of the Commission promulgated thereunder be held on April 9, 1946 at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. At such hearing cause shall be shown why such application and declaration should be granted and permitted to become effective, respectively.

It is further ordered, That any person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission on or before April 8, 1946, his request or application therefor as provided by Rule XVII of the Rules of Practice of the Commission.

It is further ordered, That Allen MacCullen or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said application and declaration, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the securities proposed to be issued and sold by Central Maine are solely for the purpose of financing the business in which it is engaged;

2. Whether the terms and conditions of the issue and sale of the securities of Central Maine are detrimental to the public interest or the interest of investors or consumers;

3. Whether the terms and conditions of the proposed exchange offer affecting the preferred stock of Central Maine are fair and reasonable in the public interest and in the interest of investors and consumers, and whether an exemption from the competitive bidding requirements of Rule U-50 should be granted with respect thereto;

4. Whether the proposed accounting entries to be recorded in connection with the proposed transactions are proper and conform to sound accounting principles;

5. Whether the fees, commissions or other remuneration to be paid directly or indirectly in connection with the proposed transactions are reasonable; and

6. Generally, whether the proposed transactions comply with all the applicable provisions and requirements of the act and rules and regulations promulgated thereunder and whether it is necessary or appropriate in the public interest or for the protection of investors or consumers or to prevent the circumvention of any of the provisions of the act or rules, regulations or orders thereunder to impose terms and conditions in connection with any of the proposed transactions.

It is further ordered, That the Secretary of the Commission shall serve, by registered mail, a copy of this notice on Central Maine Power Company and on the Public Utilities Commission of the State of Maine, and that notice of said hearing be given to all other persons by publication of this notice and order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4828; Filed, Mar. 22, 1946; 11:17 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Order 124 Under Order A-2]

UNITED CO-OPERATIVES, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to paragraph (a) (20) of Order A-2 under Maximum Price Regulation 188, *It is ordered:*

(a) The adjusted maximum prices for sales by United Co-operatives, Inc., of the following trade sales paints manufactured by United Co-operatives, Inc., 510 West Ely Street, Alliance, Ohio, are established as follows:

Product:	Price (per gallon)
Exterior paint, formula-T	$1.92
Exterior paint, formula-L	2.11
Trim paint, rich green	2.38
Standard red barn paint	1.13
Super red barn paint	1.36
Battleship gray porch and floor enamel	2.07
Implement paint, red	2.21
Flat wall paint, white	1.75
Semi-gloss finish, white	2.11
Quick-dry enamel, white	2.27

(b) Maximum prices for sales by resellers of the aforementioned commodities shall be determined as follows: The resellers shall add to the maximum sales price he had in effect to a purchaser of the same class, just prior to the issuance of this order, the amount by which his buying price of the commodities in question has been increased due to the adjustment granted the manufacturer by this order.

(c) Anything in this order to the contrary notwithstanding, the manufacturer and resellers may not increase their maximum sales price of any of the commodities to a level in excess of the general level of prices prevailing for similar trade sales paints at the same distributive levels in the market area involved.

(d) The ceiling prices adjusted by this order are subject to the same freight and trade practices as prevailed on each seller's sales of the commodities set forth in paragraph (a) above.

(e) At the time of, or prior to the first invoice to each purchaser for resale after the effective date of this order the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(f) This order may be amended or revoked by the Price Administrator at any time.

This correction shall become effective as of January 10, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-4759; Filed, Mar. 21, 1946; 11:27 a. m.]

[MPR 188, Order 4920]

HELLER ENGINEERING & MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Heller Engineering & Manufacturing Company, 749 South San Pedro Street, Los Angeles 14, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Aluminum table lamp without shade	1	$7.06	$8.31	$14.95

These maximum prices are for the articles described in the manufacturer's application dated October 25, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 124 shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-4762; Filed, Mar. 21, 1946; 11:28 a. m.]

[MPR 120, Corr. to Order 1556]

J. A. LEAMER COAL CO. ET AL.

ESTABLISHMENT OF PRICES AND PRICE CLASSIFICATIONS

Order No. 1556 under Maximum Price Regulation No. 120 is hereby corrected in the following respect:

The maximum prices for coals for truck shipment appearing on Page 3, applicable to Mine Index No. 2358 of Boyles Coal Supply Company, are corrected to read as follows:

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Truck shipment [1]	$4.44	$4.44	$4.44	$4.09	$4.04	$4.04	$4.04	$3.29	$2.74	$2.74	$2.49

[1] Previously established.

(f) This order shall become effective on the 22d day of March 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4761; Filed, Mar. 21, 1946; 11:28 a. m.]

[MPR 260, Order 2115]

TAMPA CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Francisco Arango III, d/b/a Tampa Cigar Company, 2502 12th Street, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Tampa Monarch	Ideals	50	$93.75	2 for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4763; Filed, Mar. 21, 1946; 11:29 a. m.]

[MPPR 188, Order 4919]

E. INGRAHAM CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the E. Ingraham Company, Bristol, Connecticut.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Item	Model	Manufacturer to wholesaler	Wholesaler to retailer		Consumer
			Case lots	Broken cases	
		Each	*Each*	*Each*	*Each*
Sentinel electric clock	Lyric SA-14	$1.98	$2.47	$2.57	[1] $3.95

[1] Exclusive of excise taxes.

These prices are inclusive of the adjustments allowed by Order 93 under Supplementary Order No. 119.

These maximum prices are for the articles described in the manufacturer's application dated December 14, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. Terms are net 30 days, freight prepaid on shipments of 100 pounds or more.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$3.95
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 22d day of March 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4760; Filed, Mar. 21, 1946; 11:28 a. m.]

[MPR 260, Order 2116]

C. A. BURBETT CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) C. A. Burbett Cigar Company, 1903 West Madison Street, Chicago 12, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Burbett	Brevas Straight	50	$97.50	13
	Queen Shaped	50	$97.50	13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4764; Filed, Mar. 21, 1946; 11:29 a. m.]

[MPR 260, Order 2117]

VANDEN BERGE CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Vanden Berge Cigar Company, 1055 E. Fulton Street, Grand Rapids 3, Mich. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Pinzon	Perfecto	50	$90.00	12
Van Dam	Panetelas	50	108.75	2 for 29
	Favorita	50	123.00	15
	Aristocrat	50	134.00	2 for 35
	Supreme	50	154.00	20

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4765; Filed, Mar. 21, 1946; 11:29 a. m.]

[MPR 260, Order 2118]

LOPEZ CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Lopez Cigar Factory, 808 E. Palm Avenue, Tampa, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Rio Letta	Tov	50	$82.50	11
	Kings	50	93.75	2 for 25
	Coronas	50	101.25	2 for 27

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the

same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4766; Filed, Mar. 21, 1946; 11:30 a. m.]

[MPR 260, Order 2119]

SPENCER CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Spencer Cigar Company, 213-219 S. Stewart Street, Quincy, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Columbia Dome	Perfecto [1]	50	*Per M* $50	*Cents* 12

[1] Prices apply to this brand and frontmark using only all Havana (Type 81) wrappers.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4767; Filed, Mar. 21, 1946; 11:30 a. m.]

[MPR 260, Order 2120]

JOHN W. DEITZ

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) John W. Deitz, 93 N. Main Street, Red Lion, Pennsylvania (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
James Madison	De Luxe [1]	50	*Per M* $75	*Cents* 10

[1] Prices apply only to this brand and frontmark using 60 percent Havana (Type 81) and 40 percent Porto Rico (Type 46) short filler.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4768; Filed, Mar. 21, 1946; 11:30 a. m.]

[MPR 592, Order 15]

PITTSBURGH CORNING CORP.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 13 and 14 of Maximum Price Regulation 592; *It is ordered:*

(a) The maximum f. o. b. plant prices for sales by the Pittsburgh Corning Corporation, Pittsburgh, Pennsylvania, of "Foamglas", a description of which is on file with the Office of Price Administration, shall be:

	Per board foot
(1) On sales to distributors	$0.135
(2) On sales to consumers	.17

(b) The maximum f. o. b. plant or warehouse prices freight allowed to destination by common carrier for sales by distributors to consumers of "Foamglas" manufactured by the Pittsburgh Corning Corporation, Pittsburgh, Pennsylvania, in each of the following zones, descriptions of which are on file in the Office of Price Administration, shall be:

	Maximum prices for various quantities when included in an order for a single shipment		
	From 1-2,499 board ft. incl.	From 2,500-19,999 board ft. incl.	For amounts of 20,000 or more board ft.
Zone:	*Per board ft.*	*Per board ft.*	*Per board ft.*
1	$0.189	$0.184	$0.176
2	.192	.187	.182
3	.207	.202	.190
4	.215	.210	.190

(c) Zones 1, 2, 3 and 4 referred to in (b) above shall be the geographical zones described in Price List FC-B of the Pittsburgh Corning Corporation, effective August 25, 1943.

(d) The maximum prices established in this order shall be subject to cash, quantity and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(e) The Pittsburgh Corning Corporation shall notify each of its distributors in writing at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established for sales by it and for distributors' sales to consumers.

(f) This order may be revoked or amended by the Office of Price Administration at any time.

This Order No. 15 shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4771; Filed, Mar. 21, 1946; 11:30 a. m.]

[SO 94, Amdt. 1 to Order 104]

WAR ASSETS CORPORATION

SPECIAL MAXIMUM PRICES FOR CERTAIN MEN'S SOCKS

An opinion accompanying this amendment has been issued simultaneously herewith.

Order 104 under Supplementary Order 94 is amended in the following respect:

Paragraph (b) is amended by adding thereto the following description and prices:

Description	Price for all sales to wholesaler, f. o. b. shipping point	Price for all sales to retailer, f. o. b. shipping point	Price for all sales at retail
Men's cotton unbleached white and cotton mercerized tan socks, 220 needle rib top.	$0.12	$0.15	$0.25

This amendment shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4796; Filed, Mar. 21, 1946; 4:38 p. m.]

[SO 94, Order 108]

WAR ASSETS CORPORATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN BAKE OR ROAST PANS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new and used bake or roast pans hereinafter described may be sold and delivered by the War Assets Corporation or any other United States Government agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices per unit for the articles described herein shall be:

Description	Price for all sales to wholesaler or jobber, f. o. b. shipping point	Price for all sales to retailer, f. o. b. shipping point	Price for all sales at retail
New bake or roast pan, black sheet 20-gauge iron, slanting sides, drop handles at each end, bottom reinforced with two steel bands 2¾" wide x 1/32" thick, inside dimensions at top 12" wide x 24" long x 3" deep, weight 7 lbs. (Army Stock No. 64-P-324)	$0.30	$0.42	$0.65
Used bake or roast pan, black sheet 20-gauge iron, slanting sides, drop handles at each end, bottom reinforced with two steel bands 2¾" wide x 1/32" thick, inside dimensions at top 12" wide x 24" long x 3" deep, weight 7 lbs. (Army Stock No. 64-P-324)	.15	.22	.35
New bake or roast pan, black sheet 20-gauge iron, slanting sides, drop handles at each end, bottom reinforced with two steel bands 2¾" wide x 1/32" thick, inside dimensions at top 18¼" wide x 24⅝" long x 5½" deep, weight 13 lbs. (Army Stock No. 64-P-425)	.33	.47	.70
Used bake or roast pan, black sheet 20 gauge iron, slanting sides, drop handles at each end, bottom reinforced with two steel bands 2¾" wide x 1/32" thick, inside dimensions at top 18¼" wide x 24⅝" long x 5½" deep, weight 13 lbs. (Army Stock No. 64 P-425)	.17	.25	.40
New bake or roast pan, black sheet 20 gauge iron, slanting sides, drop handles at each end, bottom reinforced with two steel bands, inside dimensions at top 15½" wide x 17" long x 4½" deep. (Army Stock No. 64-P-386)	.30	.42	.65
Used bake or roast pan, black sheet 20 gauge iron, slanting sides, drop handles at each end, bottom reinforced with two steel bands 2¾" wide x 1/32" thick, inside dimensions at top 15½" wide x 17" long x 4½" deep. (Army Stock No. 64 P-386)	.15	.22	.35
New bake or roast pan, black sheet 20 gauge iron, slanting sides, drop handles at each end, bottom reinforced with two steel bands, inside dimensions at top 20¼" wide x 26¼" long x 4¾" deep. (Army Stock No. 64-P-414)	.42	.59	.89

(c) *Discounts.* Every seller shall continue to maintain his customary discounts for cash.

(d) *Notification.* Any person who sells the bake or roast pans described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to conspicuously display at the place where the pans are offered for sale a suitable sign which plainly states selling prices not in excess of the appropriate ceiling prices.

(e) *Tagging.* Any person who sells the bake or roast pans described in paragraph (b) at retail shall conspicuously display at the place where the pans are offered for sale a suitable sign which plainly states selling prices not in excess of the appropriate ceiling prices.

(f) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(g) *Definitions.* (1) "Wholesaler" or "jobber" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(h) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4797; Filed, Mar. 21, 1946; 4:38 p. m.]

[RMPR 94, Order 3]

WESTERN PINE AND ASSOCIATED SPECIES OF LUMBER

APPROVAL OF MAXIMUM PRICE FOR PONDEROSA PINE CUT STOCK

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under Revised Maximum Price Regulation 94, *It is ordered:*

(a) That the maximum prices set forth in Appendix A, attached hereto and made a part hereof, shall be the maximum prices applicable to sales of Ponderosa pine cut stock produced by the following manufacturers:

TABLE 1—Continued

8/4 S2S 13⅛"

25/8" and under	$67.50	$71.00	$74.50	$74.50	$77.75	$83.00	$93.25
3 to 3¾"	67.50	71.00	74.50	74.50	77.75	83.00	93.25
4 to 4¾"	67.50	71.00	74.50	74.50	82.00	89.75	117.00
5 to 5¾"	68.75	72.25	75.75	78.00	86.00	103.75	124.75
6 to 6¾"	70.00	73.50	78.75	84.25	98.25	109.25	128.25
7 to 7¾"	73.00	77.00	83.00	88.50	103.75	114.75	133.50
8 to 10¾"	82.50	87.25	94.25	101.75	----------	----------	----------
10½ to 11⅞"	82.50	87.25	94.25	101.75	----------	----------	----------

TABLE 2—CASING AND JAMB S2S—GOOD ONE SIDE AND TWO EDGES—NOT EQUALIZED

No. 1 cut stock	0/11 and shorter	1/0 to 1/11	2/0 to 2/11	3/0 to 3/11	4/0 to 4/7	4/8 to 5/11	6/0 to 7/6
25/8" and under	$50.00	$54.00	$63.00	$63.25	$72.00	$76.50	$81.00
3 to 3¾"	50.00	54.00	63.00	67.50	73.25	78.75	85.50
4 to 4¾"	51.75	55.25	67.50	72.00	81.00	90.00	96.00
5 to 5¾"	54.00	61.00	69.50	76.50	78.25	85.00	102.50
6 to 6¾"	56.00	62.25	65.50	67.50	81.00	91.00	110.50
7 to 7¾"	60.00	62.25	62.50	64.50	66.25	72.75	82.50
8 to 10¾"	56.00	59.00	62.50	64.50	67.50	78.00	107.50
10½ to 11⅞"	60.00	59.00	62.50	64.50	71.25	78.00	107.50
4/4 S1S1E and S1S2E	52.50	56.00	59.00	62.50	68.25	79.50	84.00
4/4 S2S and Jambs	52.50	56.00	57.00	66.00	70.50	84.00	103.00
4/4 S4S	52.50	54.75	58.25	70.50	75.00	84.00	103.50
5/4 S4S	69.25	74.25	79.75	94.25	97.25	98.50	128.25
6/4 S4S	82.50	87.25	94.25	101.75	----------	----------	----------
8/4 S4S	110.00	116.25	125.50	135.50	----------	----------	----------

Footnotes—applicable to tables 1 and 2.

Idaho white pine cut stock—add $5.00 to ponderosa pine prices.

Sugar pine cut stock—add $5.00 to ponderosa pine prices.

Additions for Idaho white pine or sugar pine not applicable to minimum prices for lowest priced species in shipment.

If more than one species is specified, minimum applies to highest priced species in shipment.

Rewaned face veneers. Add 10% to base price of cut stock wanted to allow for losses due to exposing hidden defects and to irregular resaw thickness at any point. Add $2.50 per M fbm. for minimum thickness at any point. Add $17.50 for resawing 4/4 stock to 13/16" (for 13/16" H. M. add $1.00) on following estimated shipping weights—

	M fbt B. M (pounds)
S1S and S2S	2,000
S4S	1,800
Rewaned face veneers	1,600
Cut stock run to pattern	2,500
Rough	

Tallywood prices. Compute freight costs on applicable rate from mill to rail destination (to nearest 25¢) on following estimated shipping weights—

	M fbt B. M (pounds)
S1S and S2S	2,000
S4S	1,800
Rewaned face veneers	1,600
Cut stock run to pattern	2,500
Rough	

TABLE 3—CUT STOCK FOOTAGE DETERMINATION

S2S, S4S OR PATTERN

Thicknesses

25/8" and under, 2 pcs. from 4/4
Over 25/8" to 3¾", incl., 2 pcs. from 5/4
Over 3¾" to 4¾", incl., 2 pcs. from 6/4
Over 4¾" to 5¾", incl., 1 pc. from 4/4
Over 5¾" to 6¾", incl., 1 pc. from 5/4
Over 6¾" to 7¾", incl., 1 pc. from 6/4
Over 7¾" to 8¾", incl., 1 pc. from 7/4
Over 8¾" to 9¾", incl., 1 pc. from 8/4
Over 9¾" to 10¾", incl., 1 pc. from 9/4
Over 10¾" to 11¾", incl., 1 pc. from 10/4
Over 11¾" to 12¾", incl., 1 pc. from 11/4
Over 12¾" to 13¾", incl., 1 pc. from 12/4
Over 13¾" to 14¾", incl., 1 pc. from 13/4
Over 14¾" to 15¾", incl., 1 pc. from 14/4
Over 15¾" to 16¾", incl., 1 pc. from 15/4
Over 16¾" to 17¾", incl., 1 pc. from 16/4

S1S WITH RESAWED BACK

25/8" and under, 3 pcs. from 4/4
Over 25/8" to 3¾" incl., 4 pcs. from 6/4
Over 3¾" to 4¾" incl., 2 pcs. from 4/4
Over 4¾" to 5¾" incl., 2 pcs. from 5/4
Over 5¾" to 6¾" incl., 2 pcs. from 6/4
Over 6¾" to 7¾" incl., 2 pcs. from 7/4
Over 7¾" to 8¾" incl., 2 pcs. from 8/4

WIDTHS

S2S—Figured ⅛" over ripped width to allow for saw kerf, and on full 1⅛". If width is 3/16" figure 3/16" over. For use Cut Stock Tariff No. 16 based on ⅛" ripped width. Tariff automatically includes ⅛" Saw Kerf.

S4S—Or run to pattern; figured ⅛" over net finished width except ¼" over on finished widths of 1¼" and under. Compute to third decimal place on items with less than 1" per piece.

Minimum allowance on S4S or Pattern stock brings the width into the next higher price bracket, the higher price will apply.

TABLE 3—Continued

WIDTHS

S4S—Or run to pattern; figured ⅛" over net finished width except ¼" over on finished widths of 1¼" and under. Compute to third decimal place on items with less than 1" per piece.

Minimum allowance on S4S or Pattern stock brings the width into the next higher price bracket, the higher price will apply.

	S2S	S4S
Glued-up stock: 12" and under	Add 11⅛"	11⅛"
To net widths over 12" to 15"	Add 14"	14"
To net widths over 15" to 18"	Add 17"	17"
To net widths over 18" to 22"	Add 21"	21"
To net widths over 22" to 26"	Add 25"	25"
To net widths over 26" to 32"	Add 31"	31"
To net widths over 32" to 38"	Add 37"	37"
To net widths over 38" to 44"	Add 43"	43"
To net widths over 44" to 50"	Add 49"	49"
To net widths over 50" to 56"	Add 55"	55"
To net widths over 56" to 62"	Add 61"	61"
To net widths over 62" to 68"	Add 67"	67"
To net widths over 68" to 74"	Add 73"	73"
To net widths over 74" to 80"	Add 79"	79"
To net widths over 80" to 86"	Add 85"	85"
To net widths over 86" to 92"	Add 91"	91"
To net widths over 92" to 98"	Add 97"	97"

(b) Prior to July 1, 1946, the producers subject to this order must submit to the Lumber Branch, Office of Price Administration, Washington, D. C., data covering costs of cut stock extras as shown in table 4 of the attached appendix, based on actual operation for a period of three months after the effective date of this order.

(c) This order may be revoked or amended by the OPA at any time.

(d) No extras listed in Table 4 may be charged unless specifically required in purchaser's written order.

(e) This order shall become effective March 26, 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

APPENDIX A

TABLE 1—PONDEROSA PINE CUT STOCK—FOB MILL

4/4 S2S 13⅛" (for 13/16" H. M. add $1.00)

No. 1 cut stock	0/11 and shorter	1/0 to 1/11	2/0 to 2/11	3/0 to 3/11	4/0 to 4/7	4/8 to 5/11	6/0 to 7/6
25/8" and under	$55.00	$60.00	$70.00	$72.50	$80.00	$85.00	$90.00
3 to 4¾"	55.00	60.00	70.00	75.00	82.50	87.50	95.00
5 to 5¾"	55.50	62.50	77.50	80.00	90.00	100.00	115.00
6 to 6¾"	62.50	67.50	80.00	85.00	95.00	105.00	115.00
7 to 7¾"	62.50	67.50	80.00	87.50	102.50	110.00	120.00
8 to 10¾"	60.00	62.25	85.00	95.00	100.00	----------	----------
10½ to 11⅞"	72.50	75.00	90.00	100.00	----------	----------	----------

5/4 S2S 13⅛"

25/8" and under	$64.50	$68.00	$71.50	$71.50	$71.75	$80.00	$92.25
3 to 3¾"	64.50	68.00	71.50	71.50	74.75	84.00	104.25
4 to 4¾"	64.50	68.00	71.50	71.50	80.00	89.75	121.75
5 to 5¾"	65.75	69.25	72.75	81.25	88.25	106.25	126.25
6 to 6¾"	70.00	80.00	85.50	95.00	100.75	111.75	130.50
7 to 7¾"	77.25	80.00	94.25	101.75	----------	----------	----------
8 to 10¾"	77.25	87.25	94.25	----------	----------	----------	----------
10½ to 11⅞"	82.50	87.25	94.25	----------	----------	----------	----------

6/4 S2S 13⅛" and 7/4 S2S 13⅛"

25/8" and under	$62.50	$66.00	$69.50	$69.50	$72.25	$78.00	$90.25
3 to 3¾"	62.50	66.00	69.50	69.50	72.25	78.00	101.25
4 to 4¾"	62.50	66.00	69.50	69.50	77.75	87.25	118.75
5 to 5¾"	63.75	67.25	70.75	78.75	85.75	103.25	122.75
6 to 6¾"	68.00	77.75	82.75	92.25	98.00	108.50	126.50
7 to 7¾"	74.75	77.75	91.50	98.75	----------	----------	----------
8 to 10¾"	80.00	84.75	91.50	----------	----------	----------	----------
10½ to 11⅞"	80.00	84.75	91.50	----------	----------	----------	----------

Metler Bros., Klamath Falls, Oreg.
Kerns Box Co. of Oregon, Ltd., Pilot Rock, Oreg.
Ewauna Box Co., Klamath Falls, Oreg.
Kinzua Pine Mills, Klazua, Oreg.
C. M. Moulding Co., Reno, Nev.
Sheflin Pine Sales Co., Minneapolis, Minn.
Harris Pine Mills, Pendleton, Oreg.
White Pine Sash Co., Spokane, Wash.
Missoula White Pine Sash Co., Missoula, Mont.
Long Bell Lumber Co., Weed, Calif.
Spokane Pine Products Co., Spokane, Wash.
Prineville Box Co., Prineville, Oreg.
Leo G. Opsahl, Westood, Calif.
Bridal Veil Lbr. & Box Co., Bridal Veil, Oreg.
Big Lake Box Co., Klamath Falls, Oreg.
Baker Wood Products, Baker, Oreg.
Oregon Woodwork, Ltd, Portland, Oreg.
Winchester Box Co., Winchester, Idaho.
Deer Park Lbr. Co., Deer Park, Wash.
Oregon Trail Furniture Shops, Bend, Oreg.
Weyerhaeuser Sales Co., St. Paul, Minn.
Brooks-Scanlon Lbr. Co., Bend, Oreg.
Heppner Lumber Company, Heppner, Oreg.

TABLE 3—Continued

LENGTHS

All items figured full inch. If in fractions, figure next full inch.

If equalized or end worked, figure next full inch to allow for trimming. If fractional ½" or less (i. e., 24" to 24½") figure 25". If fractional over ½" (i. e., 24⅛" to 25") figure 26".

For glued-up stock, compute same as equalized or end worked stock above.

TABLE 4

CUT STOCK EXTRAS

For various milling operations the following extras apply respectively to S2S cut stock prices and are quoted subject to application of freight rate figures, any change resulting from other rate classification, for customer's account.

	Add to delivered list prices
S2S to special thickness (thinner than standard)	$5.00 per M ft. bm.
S2S to special stock thinner than standard & resawn	$10.00 per M ft. bm.
S2S standard and resawn	$5.00 per M ft. bm.
S2S standard resawn and S2S	$15.00 per M ft. bm.
Sand: Machine sand flat face only 1 side.	$6.25 per M ft. bm.
Sand: Machine sand flat face only 2 sides.	$12.50 per M ft. bm.
Equalize—square cut to exact length (allow cutting footage)—widths 5" and under	$3.00 per M pcs.
Widths over 5" to 15" incl	$5.00 per M pcs.
Widths over 15"	$7.50 per M pcs.
End slot, end bevel or tenon (allow cutting footage) use same charges as above for equalizing.	
Mitre end table legs or skirts (allow cutting footage)	5¢ per cut.
Dado saw cut (except when done when equalizing)	5¢ per cut.
Dado V or square head cuts	1½¢ per cut.
Drawer cuts:	
Cut in from edge	2½¢ per op'g.
Cut within board	3½¢ per op'g.
Hole bore—Up to ¾" diameter with or without countersink for standard screws. Countersinking for wing bolts or carriage bolts and boring stock thicker than 8/4 or larger than ¾", secure special prices.	1½¢ per hole.
End or angle bore	1½¢ per hole.
Side or edge bore	2½¢ per hole.
Mortise:	
Chain mortise hole ½ x 2¼ & under	1½¢ per mortise.
Hollow chisel hole ½ x 2¼ & under	
Where two operations are performed at once one charge to be made and that charge the major one only.	
Handling:	
Ordinary	No charge.
Paper bundling under strings	$5.00 per M ft. bm.
Paper wrapping	Apply for special charge.
S4S:	*Add to base prices*
Where unit gross footage is 1 foot or more per piece.	$12.50 per M ft. bm.
Where unit gross footage is ½ to 1 foot per piece.	$18.75 per M ft. bm.
Where unit gross footage is ¼ to ½ foot per piece.	$25.00 per M ft. bm.
Where unit gross footage is less than ¼ foot per piece.	$31.25 per M ft. bm.
S2S with smooth sawn edges to exact finished size, deduct $5.00 per M ft. bm from above S4S charges.	
Run to pattern—Where 1 or more sides or edges are levelled, rounded or OG, and to above S4S charges.	$6.25 per M ft. bm.
Except on quantities of 5,000 or more pieces one size and pattern, use S4S charges only.	
Resawed and S4S or run to pattern—Add to above S4S or run to pattern charges.	$5.00 per M ft. bm.
	Add to delivered list prices
Turned legs:	
Quantities 4,000 pieces or less	75¢ each.
Quantities 4,001 to 10,000 pieces	5¢ each.
Quantities over 10,000 pieces	2½¢ each.
These charges for turning legs include cost of equalizing and cost of crating when required.	
Shaping ironing boards—Add 1¾¢ per lineal foot to actual length of board. Minimum charge 5¢ per ironing board.	
Shaping other items—Per M lineal inches with grain.	$1.00.
Per M pieces for cut up to 6" long for return or end shaping.	$17.50.
For stock over 6" long, for each additional inch.	$1.25 per M pcs.
For stock 4' and longer, add 25%.	
Cutting corners on ironing boards (saw work only).	$18.75 per M pcs.

TABLE 4—Continued

CUT STOCK EXTRAS—continued

Glued-up stock.—Glued up and ripped or surfaced to width (add equalizing charge if desired cut square after glueing), add following charges to S2S cut stock 5" to 8⅝" width bracket:

	Glued-up and re-surfaced	Glued-up sand 1S	Resurfaced and sand 2S
4/4 to 8/4	$27.00	$30.00	$35.00

4/4 to be resurfaced to ¾" scant; 5/4 to 1 3/16" scant; 6/4 to 1 11/16"; 7/4 to 1½" scant; and 8/4 to 1¾" scant.

[F. R. Doc. 46-4795; Filed, Mar. 21, 1946; 4:36 p. m.]

[MPR 580, Order 284]

OLDIN-DENNIS INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-597.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580: *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Oldin-Dennis Inc., 1 East 33d Street, New York 16, New York, having the brand name "O-D Sportswear" and described in the manufacturer's application dated March 5, 1946.

Garment	Lot No.	Manufacturer's selling price	Retail ceiling price
Action jacket	1000	$6.00	$10.00
Action jacket	1005	6.00	10.00
Casual jacket	1010	6.00	10.00
Golf jacket	1205	8.00	13.50
Swim short	1710	128.50	3.95
Action jacket	2000	4.75	7.95
Boys classic	2015	4.75	7.95
Classic (juveniles)	3015	4.15	6.95
Golf jacket	5005	7.75	12.95
Jacket	5026	12.00	20.00

[1] Per dozen

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 1, 1946, Oldin-Dennis Inc. must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after June 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4785; Filed, Mar. 21, 1946; 4:38 p. m.]

[MPR 580, Order 285]

TRE-ZUR BRASSIERE CO.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-378.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Tre-Zur Brassiere Company, 407 East Pico Blvd., Los Angeles 15, California, having the brand name "Tre-Zur", and described in the manufacturer's application dated December 3, 1945.

Article	Style No.	Manufacturer's selling price (per doz.)	Retail ceiling price (per unit)
New Freedom brassiere	18-20-45	$13.50	$1.75
It brassiere	177-120-145-118	13.50	1.75
Yvette	----------	9.25	1.25

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 10, 1946, Tre-Zur Brassiere Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after May 10, 1946, no retailer may offer or sell the article unless it is

marked or tagged in the form stated above. Prior to May 10, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4786; Filed, Mar. 21, 1946; 4:38 p. m.]

[MPR 188, Order 4921]

PROGRESSIVES INDUSTRIES CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Progressive Industries Company, Ross Park, Benton Harbor, Michigan.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Lustrous finish fiber glass cloth lamp shade (laminated to sheet plastic and cemented to wire top and bottom), with fiber glass triple ruche line top trim:				*Each*
12"	2-10-12-85	$2.97	$3.50	$6.30
16½"	2-14-165-165	5.52	6.50	11.70
19"	2-14-19-165	6.37	7.50	13.50

These maximum prices are for the articles described in the manufacturer's application dated February 7, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 22nd day of March 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4782; Filed, Mar. 21, 1946; 4:38 p. m.]

[MPR 188, Order 4923]

SONO MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Sono Manufacturing Company, 8722 Flatlands Avenue, Brooklyn 12, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model Nos.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Maple table lamp....	1, 2, 3, 4, 5, 6	$4.25	$5.00	$9.00

These maximum prices are for the articles described in the manufacturer's application dated February 11, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 22d day of March, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4784; Filed, Mar. 21, 1946; 4:37 p. m.]

[MPR 591, Rev. Order 111]

HANDLEY BROWN HEATER CO.

ADJUSTMENT OF MAXIMUM PRICES

Revised Order No. 111 under section 16 (b) (1) of Maximum Price Regulation No. 591. Adjustment of maximum prices for sales of water heaters and repair parts for the Handley Brown Heater Company of Jackson, Michigan. Docket No. 6075-591.16-48.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, it is ordered, That Order No. 111 be revised to read as follows:

(a) *Adjustment of maximum prices for the Handley Brown Heater Company of Jackson, Michigan.* (1) This order permits the Handley Brown Heater Company to increase its March 1942 maximum prices for its line of water heaters and repair parts to each class of purchaser by 10½ percent.

(2) The maximum prices set forth in (a) above are subject to cash discounts and transportation allowances at least as favorable as those granted as a deduction from net prices to each class of purchaser during March 1942 on sales of water heaters and repair parts.

(b) *Maximum prices for resellers.* All resellers of the commodities for which adjustment is granted the Handley Brown Heater Company in (a) above may add to their maximum prices in effect November 8, 1945 the actual dollars-and-cents increase in cost resulting from the increase granted the Handley Brown Heater Company by this order and of which the manufacturer informs such resellers.

(c) *Notification to all purchasers.* The Handley Brown Heater Company shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment is put into effect:

Revised Order No. 111 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for a 10½ percent increase in the March 1942 net price for sales of water heaters and repairs parts manufactured by the Handley Brown Heater Company. Resellers may add to their maximum prices in effect on November 8, 1945 the actual dollars-and-cents increase in cost resulting from the adjustment granted the Handley Brown Heater Company.

(d) All prayers of the application of the Handley Brown Heater Company not granted in this order are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4787; Filed, Mar. 21, 1946; 4:37 p. m.]

[MPR 571, Order 371]

ROBERT BARCLAY, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum list price, f. o. b. point of shipment, for sales by any person of the following oil tank shut-off valve manufactured by Robert Barclay, Inc., of Chicago, Illinois, and as described in the application dated January 8, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington, D. C., shall be:

(1) On sales to consumers:

Model 6334—½" IPS x ⅜" Copper tubing size brass oil tank shut-off valve: $1.50

(2) On sales to jobbers: The maximum list price specified in (a) above shall be subject to successive discounts of 30 and 20 percent.

(3) On sales to dealers the maximum list price specified in (a) above shall be subject to a discount of 30 percent.

(b) In addition to the discounts specified in (a) above the maximum prices established by this order are subject to such further discounts, allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category during March 1942.

(c) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) Robert Barclay, Inc., Chicago, Illinois, shall attach a tag to the commodities covered by this order and shall print in a conspicuous place on this tag, substantially the following:

OPA Maximum Consumer Price—$1.50

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4788; Filed, Mar. 21, 1946; 4:36 p. m.]

[MPR 188, Order 4922]

DOROTHY C. THORPE

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Dorothy C. Thorpe, 902 Thompson Avenue, Glendale 1, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Hand painted sculptured plaster table lamp on wood base with hand sewn, rayon net and voile, parasol shape shade, trimmed with ruffles, ribbon, and flowers....	P-17	$44.07	$51.85	$93.35

These maximum prices are for the articles described in the manufacturer's application dated January 15, 1946.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 22d day of March 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4783; Filed, Mar. 21, 1946; 4:37 p. m.]

[Order 53 Under 19a]

REFINED CORN SUGAR IN BULK

ADJUSTMENT OF MAXIMUM PRICES

Petitions have been filed requesting increases in the price which the General Maximum Price Regulation established for refined corn sugar in bulk having a dextrose content of over 90%. It is the contention of the petitioners that they are unable to manufacture this commodity under existing price structures.

It is the opinion of the Administrator that these petitions require further consideration; that authority to use adjustable pricing for sales of this product, pending final action on the requests for increases in the maximum prices, is necessary to allow unhampered production and distribution; and that the granting of such authorization will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599 and 9697. Therefore, in accordance with § 1499.19a of the General Maximum Price Regulation, *It is ordered*, That:

(a) Pending final action of the Office of Price Administration respecting requests for increasing the price of Refined Corn Sugar in bulk having a dextrose content of over 90%, sellers subject to the General Maximum Price Regulation may sell and deliver this product at a price to be adjustable to that resulting from final action of the Office of Price Administration. Denial of the requests now pending before this Office or issuance of a regulation or amendment for increasing the maximum price of this product constitutes final action for the purposes of this order. Prior to such final action, no price shall be paid in excess of the price prevailing on the date of delivery.

(b) As used in this order, the term:

(1) Refined corn sugar means all commercial types of purified and crystallized corn sugar having a dextrose content of over 90%.

(2) Bulk or "in bulk" means in any original container larger in capacity than 10 pounds.

(c) This order shall be automatically revoked upon the effective date of a price regulation or amendment issued by the Office of Price Administration increasing maximum prices for bulk sales of refined corn sugar. It may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 21, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 20, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-4780; Filed, Mar. 21, 1946; 4:40 p. m.]

[RMPR 136, Amdt. 2 to Order 511]

INTERNATIONAL HARVESTER CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 2, to Order 511 as amended under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. International Harvester Company; Docket No. 6083-136.21-633.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136; *It is ordered:*

Order 511, as amended, under Revised Maximum Price Regulation 136 is amended in the following respects:

1. Paragraph (a) (2) (i) is amended to read as follows:

(i) A charge for each item of extra, special and optional equipment which shall not exceed the list price of established price in effect on March 31, 1942 (less the discount in effect on that date) for such equipment when sold as original equipment, except that for each of the items listed in the following schedule the respective list prices in that schedule less the applicable discounts in effect on March 31, 1942, shall not be exceeded:

Description:	*List price*
9'6" Metro Body when installed on Model K-1-M, 113" wheelbase	$685.00
Cab, model HF	120.00

2. Paragraph (b) (2) (i) is amended to read as follows:

(i) An allowance for extra, special and optional equipment which shall not exceed the allowances the reseller had in effect on March 31, 1942, for such equipment; except that for the items listed in the following schedule the respective list prices, less the applicable discounts in effect on March 31, 1942, shall not be exceeded:

Description:	*List price*
9'6" Metro Body when installed on Model K-1-M-113" wheelbase	$685.00
Cab, Model HF	120.00

3. Paragraph (e) (1) (i) is amended to read as follows:

(i) The original equipment retail charges that the International Harvester Company suggested on March 31, 1942, be made by resellers for the extra, special or optional equipment attached to the truck as original equipment; except that for each of the items in the following schedule the respective list prices in that schedule less the applicable discounts in effect on March 31, 1942, shall not be exceeded:

Description:	*List price*
9'6" Metro Body when installed on Model K-1-M, 113" wheelbase	$685.00
Cab, Model HF	120.00

4. All requests not granted herein are denied.

5. This amendment may be amended or revoked by the Administrator at any time.

This amendment shall become effective March 23, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4657; Filed, Mar. 22, 1946; 11:35 a. m.]

[RMPR 136, Amdt. 2 to Order 573]

STUDEBAKER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 573, under Revised Maximum Price Regulation 136 is amended in the following respects:

1. The schedule in paragraph (a) (1) is amended to add the following Studebaker truck models:

Model No.	Description	List price
M15A-20	Chassis, truck, 1-ton nominal rating 120" wheelbase; 1942 standard specifications and equipment plus the following changes and additions: oil bath air cleaner (1 pt), oil filter (1 pt) F4, colored fenders, front and rear shock absorbers, 4 7.00 x 17 6-ply synthetic rubber tires and disc wheels	$855
M15A-20	Chassis, truck, 1-ton nominal rating 120" wheelbase, with drivers cab; 1942 standard specifications and equipment plus the following changes and additions: oil bath air cleaner (1 pt), oil filter (1 pt) F4, extra windshield wiper; extra sun visor, arm rests, dome lights, colored fenders, front and rear shock absorbers, 4 7.00 x 17 6-ply synthetic rubber tires and disc wheels	1,015
M15A-20	Chassis, truck, 1-ton nominal rating 120" wheelbase, with drivers cab and 8-foot express body; 1942 standard specifications and equipment plus the following changes and additions: oil bath air cleaner (1 pt), oil filter (1 pt) F4, extra windshield wiper, extra sun visor, arm rests, dome light, colored fenders, front and rear shock absorbers, long running boards and rear fenders, 4 7.00 x 17 6-ply synthetic rubber tires and disc wheels	1,113
M15A-28	Chassis, truck, 1-ton nominal rating 128" wheelbase; 1942 standard specifications and equipment plus the following changes and additions: oil bath air cleaner (1 pt), oil filter (1 pt) F4, colored fenders, auxiliary rear springs, 4 7.50 x 17 8-ply tires and disc wheels	922
M15A-28	Chassis, truck, 1-ton nominal rating 128" wheelbase, with drivers cab; 1942 standard specifications and equipment plus the following changes and additions: oil bath air cleaner (1 pt), oil filter (1 pt) F4, extra windshield wiper, extra sun visor, arm rests, dome light, colored fenders, auxiliary rear springs, 4 7.50 x 17 8-ply tires and disc wheels	1,082
M15A-28	Chassis, truck, 1-ton nominal rating 128" wheelbase, with drivers cab and 9-foot platform stake body; 1942 standard specifications and equipment plus the following changes and additions: oil bath air cleaner (1 pt), oil filter (1 pt) F4, extra windshield wiper, extra sun visor, arm rests, dome light, colored fenders, auxiliary rear springs, 4 7.50 x 17 8-ply tires and disc wheels	1,247

2. The schedule in paragraph (a) (2) (i) is amended to add the following items of extra or optional equipment:

Description:	*For Model M15A*
Air Cleaner (1 quart capacity) Wet Type	$0.80
Battery, 17-plate	4.00
Battery, 19-plate	7.95
Brakes (BK No. 1), booster (L. H.)	44.20
Brake (11" disc type) tru-stop transmission	15.25

Description:	*For Model M15A*
Brakes—Rear wheel parking replacing transmission parking brake	$34.20
Brake booster and trailer connections, but without hand control (includes BK No. 1 Brakes)	----
Bumper—Chrome rear	18.10
Cowl A2 (V-type) in prime with windshield opening and header-bar, untrimmed	24.15
Cowl A2 (V-type) in prime with safety glass windshield and 2 windshield wipers, untrimmed	49.45
Cowl A2 (V-type) with safety glass windshield, windshield wiper, kick pads, sun visor, rear view mirror, windshield garnish mouldings and dash lining and two cab doors complete with safety glass. Cowl and doors in the prime and doors not hung	101.95
Dash lining, kick pads, front compartment rubber mat and transmission cover plate when furnished in connection with A1 or A2 cowl	3.55
Fan—6 Blade	1.95
Fenders, rear—Single rear wheel chssis	16.55
Fishplating when frames only are delivered to Edwards Iron Works:	
Lots of 1 —128" W B Frame	44.45
Lots of 5 — " " "	38.60
Lots of 20— " " "	34.20
Lots of 1 —152" W B Frame	50.95
Lots of 5 — " " "	45.65
Lots of 20— " " "	41.25
Generator—Early cut-in	12.50
Governor (If axle with 6.6 ratio is used governor is compulsory)	9.65
Motor governor with lock and keys	10.40
Hill hold	10.70
Horns—dual	6.05
Light—extra tail	2.70
Long running boards (120" W B only M15A)	3.60
Long running boards, filler panels and rear fenders—single rear wheel chassis (120" W B only M15A)	18.35
Long running boards, filler panels and black rear fenders—M15-28	34.70
Long running boards only—M15A-28	21.10
Propeller shaft and transmission brake drum guards	28.15
Painting hood, cowl and radiator grille in any one of the approved production colors	5.80
Special Color:	
Chassis, Cab and Express Body	31.15
Chassis and Cab	21.40
Chassis with A1 or A2 Cowl	12.80
If frame and/or running gear is wanted in red or any of the other standard production colors, add to the above prices the following:	
Frame enameled in red	5.30
Frame in any of the other production colors	3.20
Frame and running gear enameled in red	7.40
Frame and running gear in any of the other production colors	4.00
Shock absorbers, front—M15A-28. Std. on M15A-20	14.05
Shock absorbers, rear—M15A-28. Std. on M15A-20	22.50
Springs—rear auxiliary—M15A-20. Std. on M15A-28	12.65
Springs—heavy duty front	2.65
Springs—heavy duty rear	6.05
Special gas tank installed inside of left side rail, standard gas tank omitted. M15A-20 only	25.65
Special gas tank filler	2.25
Wheel—18" steering	$1.20
Steel grille for rear cab windows	3.55
M16 engine and transmission substituted for standard engine and transmission in M15A-20	53.10
Channel bar front bumper substituted for regular front bumper	11.60
Genuine leather cushion and back	15.20
Airfoam cushion	6.05
Mirror—6" rear view, black	.95
Inside rear view mirror	.60
Rear view mirror bracket extension	.60
Scuff plates	2.35
M16 rear wheel brakes—17" or 20"—Single disc wheel equipment	8.00
M16 rear wheel brakes—17" or 20"—Dual disc wheel equipment	10.05
Front disc wheels & tire equipment (Synthetic)	
M15A-120"—	
7:00x17 6 ply tires	Std.
7:50x17 8 " "	12.80
7:00x20 8 " "	13.90
M15A-128"—	
7:50x17 8 ply tires	Std.
7:00x17 6 " " (deduct)	[1] 7.70
7:00x20 8 " "	1.10
7:50x20 8 " "	23.50
Single rear disc wheels & tire equipment (Synthetic)	
M15A-120"—	
7:00x17 6 ply tires	Std.
7:50x17 8 " "	12.80
7:00x20 8 " "	13.60
M15A-128"—	
7:50x17 8 ply tires	Std.
7:00x17 6 " " (deduct)	[1] 7.70
7:00x20 8 " "	.80
7:50x20 8 " "	27.05
Dual rear disc wheels & tire equipment (Synthetic)	
M15A-120"—	
7:00x17 6 ply tires	73.15
7:50x17 8 " "	98.75
M15A-128"—	
7:50x17 8 ply tires	85.95
7:00x20 8 " "	87.85
Omissions:	
Tires	
M15A-120"—	
4—7:00x17 6 ply (deduct)	[1] 66.00
M15A-128"—	
4—7:50x17 8 ply (deduct)	[1] 81.45

[1] Net.

3. The following orders under Revised Maximum Price Regulation 136, having been superseded by this amendment, are hereby revoked: Order 459, dated June 22, 1945, and Order 487, dated August 14, 1945.

This amendment shall become effective March 21, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4781; Filed, Mar. 22, 1946; 4:40 p. m.]

[RMPR 136, Order 588]

BUFF AND POLISHING WHEELS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 23 of Revised Maximum Price Regulation 136, it is ordered:

(a) (1) *Applicability.* This order applies to the sale of any buff and polishing wheels subject to Revised Maximum Price Regulation 136 for which the seller (manufacturer or reseller) had a maximum price in effect pursuant to sections 7 and 19 (f) of Revised Maximum Price Regulation 136.

(2) *Authorization to price adjustably.* Any seller (manufacturer or reseller) of a commodity to which paragraph (1) above applies is authorized, subject to agreement with his buyer, to deliver such commodity at a price which may be adjusted upwards in accordance with the actions to be taken by the Office of Price Administration upon the request of the buff and polishing wheel industries for a change in the applicable maximum prices of these commodities, *Provided, however,* That any price stated in such agreement shall not exceed the dollars-and-cents amounts of the increases in costs of certain cotton textiles which are comprised in such buff and polishing wheels, by action of the Office of Price Administration in the issuance of Amendment No. 14 to Supplementary Order No. 131.

This order shall become effective March 21, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4789; Filed, Mar. 21, 1946; 4:36 p. m.]

[RMPR 136, Order 589]

STEAM GENERATING EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) As used in this order, the phrase "steam generating equipment" shall include only:

Power, industrial, stationary and marine boilers of 100 psi and over, such as water tube boilers, horizontal return tubular boilers, refractory lined fire box boilers, excluding, however, steel heating boilers as defined in Section IV of the A. S. M. E. Boiler Construction Code, horizontal fire box boilers, Scotch type boilers, vertical tube and tubeless boilers, oil country type boilers, miniature boilers and boilers for locomotives.

Stokers, industrial, 1200 lbs. per hour or over, coal burning capacity.

Pulverizers, including burners and auxiliary combustion equipment, which is an integral and functional part of the pulverizer, installed for the primary purpose of pulverizing solid fuel for firing any type of furnace and which are required to be built to National Bureau of Fire Underwriters Standard.

Air preheaters, economizers and superheaters especially designed and produced for use with the boilers included in this definition.

Accessories, repair and replacement parts which are integral and functional parts of the equipment included in this definition.

(b) As used in this order, the phrase "current prices" shall mean the maximum prices established under section 7

of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136 before the addition of any increase provided to an individual manufacturer by way of individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) The maximum prices for sales by manufacturers of steam generating equipment shall be the current prices increased by 12%.

(d) The maximum prices for sales of steam generating equipment by resellers shall be the maximum prices in effect just prior to the issuance of this order increased by the percentage by which their net invoiced cost has been increased by reason of the issuance of this order.

(e) Every manufacturer of steam generating equipment shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 21, 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–1790; Filed, Mar. 21, 1946; 4:36 p. m.]

[MPR 188, Amdt. to Order 5]

INNERSPRING MATTRESSES MADE WITH BONNELL, CLIP AND CRIMP TYPE (WIRE-TIED) UNITS

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159e of Maximum Price Regulation No. 188, *It is ordered*, That Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188 be, and it hereby is, amended in the following respects:

1. The first sentence of section 3 (c) is amended to read as follows: "A manufacturer's 'adjusted maximum price' is the highest of the following three amounts:"

2. Section 3 (d) is amended to read as follows:

(d) *"Unadjusted maximum price".* A manufacturer's "unadjusted maximum price" for his sale of an article covered by this order is 89 percent of his actual selling price for the article (before making discounts, allowances and other price differentials, including PMs—premium money payments).

3. Section 10 (b) is amended to read as follows:

(b) *Retail ceiling price.* (1) The maximum price for sales of a branded article by a retailer to an ultimate consumer is the retail ceiling price which the manufacturer has calculated, and has properly stated on the tag attached to the article.

(2) Each manufacturer shall calculate the retail ceiling price of his branded article in the following manner: He shall multiply his highest f. o. b. factory or f. o. b. warehouse l. c. l. maximum price for sales of the particular article to retailers by 168 percent, rounding the result to the nearest twenty-five cents.

4. Section 10a is added, to read as follows:

SEC. 10a. *Credit charges.* Charges for the extension of credit may be added to the maximum (ceiling) retail prices established by this order only to the extent permitted by this section.

(a) Sellers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of any article covered by this order, or similar types of articles may collect a charge for the extension of credit on sales under this regulation, not exceeding such charge in March 1942 on a similar sale or similar terms to the same class of purchaser. Sellers who did not so state and collect an additional charge may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale or similar terms to the same class of purchaser in March 1942 by the seller's closest competitor who made such a separately stated charge.

An installment-plan sale, as used in the above paragraph, means a sale where the unpaid balance is to be paid in installments over a period of either (1) Six weeks or more from the date of sale in the case of weekly installments, or (2) Eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this section, shall, for the purpose of this regulation, be considered to be part of the price charged for the article sold.

(c) No seller may require as a condition of sale that the purchaser must buy on credit.

This amendment shall become effective on March 27, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4858; Filed, Mar. 22, 1946; 11:33 a. m.]

[RMPR 436, Amdt. 13 to Order 37]

CRUDE PETROLEUM AND NATURAL AND PETROLEUM GAS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) of Order No. 37 of Revised Maximum Price Regulation No. 436 is amended in the following respects:

1. The following pools with the designated increases are hereby added thereto:

Pool, county, and State:	Amount of increase per 42-gallon barrel
Champagnolle, Union, Arkansas	$0.35
Zeeland, Ottawa, Michigan	.25
Jerry (Lansing), Russell, Kansas	.06
Shawnee South, Pottawatomie, Oklahoma	.07
Weleeka, Okfuskee, Oklahoma	.35
Beddo, Runnels, Texas	.25
Cayuga, Freeston, Texas	.31
Sayles, Jones, Texas	.25
Stoneburg, Montague, Texas	.14
Tenney Creek, Caldwell, Texas	.25

This amendment shall be effective as of March 1, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4859; Filed, Mar. 22, 1946; 11:33 a. m.]

[MPR 592, Amdt. 32 to Order 1]

CRUDE GYPSUM

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 7.13 (b) (2) is added to read as follows:

(2) Crude gypsum sold for use as an inert filler in dry colors.

This amendment shall become effective March 27, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4861; Filed, Mar. 22, 1946; 11:34 a. m.]

[MPR 580,[1] Amdt. 9 to Gen. Retail Order 3[2]]

BLANKETS AND BLANKET-ROBE CLOTH

MODIFICATION OF CEILING PRICES

An opinion accompanying this Amendment 9 to General Retail Order No. 3 under section 23 of Maximum Price Regulation 580, issued simultaneously herewith, has been filed with the Division of the Federal Register.

General Retail Order No. 3 under section 23 of Maximum Price Regulation 580 is amended in the following respects:

1. Section 2 (a) (2) is amended to read as follows:

(2) Finished bed sheets, pillow cases and bolster cases made entirely of combed cotton yarns; bed linens of types 180, 140, 128 and 112 and the back filled type, and bleached pillow tubing of types 128 and 140.

2. Section 2 (a) (3) is amended to read as follows:

(3) Bed blankets, crib blankets and blanket-robe cloth made entirely of cotton or of 5% wool and balance cotton except crib blankets containing foreign cotton.

3. Section 2 (b) (1) (ii) is amended to read as follows:

Article:	Markup on net cost (percent)
(ii) Finished bed sheets, pillow cases and bolster cases made entirely of combed cotton yarns; bed linens of types 180, 140, 128 and 112 and the back filled type, and bleached pillow tubing of types 128 and 140	35.0

3. Section 2 (b) (1) (iii) is amended to read as follows:

Article:	Markup on net cost (percent)
(iii) Bed blankets, crib blankets and blanket-robe cloth made entirely of cotton or of 5% wool and balance cotton except crib blankets containing foreign cotton	48.4

This amendment shall become effective March 27, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4860; Filed, Mar. 22, 1946; 11:34 a. m.]

[MPR 592, Amdt. 33 to Order 1]

CLAY PRODUCTS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. 1 is amended in the following respects:

1. Section 2.1 (i) (1) is amended to add Dona Ana County, New Mexico, to the states listed in this subdivision.

2. The last sentence of section 2.1 (k) is amended to read as follows: "Also as used in this paragraph Structural Clay Products Areas 1–12 inclusive, means the continental United States excluding the states of Montana, Idaho, Wyoming, Nevada, Utah, Arizona, New Mexico (except Dona Ana County), California, Washington and Oregon."

3. The last sentence of section 2.1 (l) is amended to read as follows: "As used in this paragraph Structural Clay Products Areas 13–17 means the states of Montana, Idaho, Wyoming, Nevada, Utah, Arizona, New Mexico (except Dona Ana County), California, Washington and Oregon."

This Amendment No. 33 shall become effective March 27, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4862; Filed, Mar. 22, 1946; 11:34 a. m.]

[MPR 599, Order 6]

CHRYSLER CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 11, MPR 599; *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold by Chrysler Corporation and/or its wholly-owned subsidiaries as follows:

(1) (i) The ceiling prices for sales by Chrysler Corporation and/or its wholly-owned subsidiaries of the radios listed below, on an uninstalled or installed basis, to a purchaser for resale are the prices set forth opposite each radio for sale in the quantities specified.

Article	Model	Brand name	Ceiling prices for sales of—					
			Uninstalled radios to purchasers for resale in quantities of—					Installed radios to purchasers for resale
			(1–3)	(4–9)	(10–49)	(50–99)	(100 & over)	
Radio	802	Mopar	$33.85	$32.68	$31.49	$29.09	$27.23	$37.60

(ii) The ceiling prices for sales by any purchaser for resale other than the Chrysler Corporation and/or its wholly-owned subsidiaries to another purchaser for resale of the radios listed below on an uninstalled or installed basis, are the prices set forth opposite each radio for sales under the conditions specified.

Article	Model	Brand name	Ceiling prices for sales to a purchaser for resale—	
			Uninstalled	Installed
Radio	802	Mopar	$33.85	$38.89

(iii) The ceiling prices for sales by the Chrysler Corporation and/or its wholly-owned subsidiaries and by any other seller to an ultimate consumer, of the radios listed below on an uninstalled or installed basis are the prices set forth opposite each radio under the condition of sale specified.

Article	Model	Brand name	Ceiling prices for sales to consumers—	
			Uninstalled	Installed
Radio	802	Mopar	$51.42	$55.17

(2) Ceiling prices for sales to purchasers for resale are subject to the same terms and conditions of sale to which the sellers ceiling prices for other extra or optional equipment or accessories are subject under the provisions of MPR 594 or 452 and Orders thereunder. Ceiling prices for sales to consumers are delivered prices. In case of a radio sold on an installed basis the prices fixed by the order include all installation charges including those for installation of any antenna which is installed at the same time.

(3) The ceiling prices fixed by this order are exclusive of Federal excise tax. In addition to these ceiling prices, each seller may collect the amount of the Federal excise tax which he pays to the Government and/or his supplier. State and local taxes may also be collected.

(b) Sellers of the radios covered by this order are not required to comply with the tagging requirements of MPR 599, each seller shall notify a purchaser for resale of the ceiling prices, terms and conditions of sale established by this order.

The order may be revoked or amended by the Price Administrator at any time.

The order shall become effective on the 21st day of March 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4791; Filed, Mar. 21, 1946; 4:39 p. m.]

[MPR 592, Amdt. 34 to Order 1]

READY-MIXED CONCRETE

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 4.4 is amended to read as follows:

SEC. 4.4 *Modification of maximum prices of ready-mixed concrete.* The manufacturer's maximum prices established pursuant to Maximum Price Regulation 592, for ready-mixed concrete, may be increased by adding to the established maximum prices per cubic yard for each specification of that commodity an amount not to exceed the actual dollars-and-cents additional cost, rounded off to the nearest $0.05 per cubic yard, resulting from the price increases for sales of cement permitted by Amendments Nos. 6, 9, 10, 11, 13, and 14 to Maximum Price Regulation No. 224. The term "manufacturer" as used here means any person who makes the first sale of ready-mixed concrete.

This amendment shall become effective March 27, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4863; Filed, Mar. 22, 1946; 11:34 a. m.]

[MPR. 599, Order 8]

NASH-KELVINATOR CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11, MPR 599; *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold

[1] 10 F.R. 3015, 3463, 3642, 4236, 4494, 4611, 9962.

[2] F.R. 12603.

by Nash-Kelvinator Corporation, Detroit, Michigan, which are already installed or are to be installed in motor cars of its manufacture.

(b) The ceiling prices for sales by Nash-Kelvinator Corporation, its distributors and dealers, of the radios listed below, are the prices set forth opposite each radio for sales to each class of purchaser under the terms and conditions of sale specified.

Article	Model	Ceiling prices to—					
		Distributor			Dealer	Consumer	
		Uninstalled		Installed	Uninstalled	Installed	Uninstalled	Installed
		(1–25)	(Over 21)					
Radio	AC–6016	$33.16	$30.84	$36.16	$35.82	$38.82	$54.09	$57.09

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment sold by the Nash-Kelvinator Corporation are subject under the provisions of MPR 594 and orders thereunder. Ceiling prices for installed radios are delivered prices.

In the case of a radio sold on an installed basis, the ceiling prices include its installation charge. In addition to the ceiling prices fixed by this order each seller may also collect an E. O. H. charge of $2.35 for each radio. (The E. O. H. charge is the amount of the Federal excise tax).

(c) Sellers of the radio covered by this order are not required to comply with the tagging requirements of MPR 599 but each seller shall notify every purchaser for resale of the ceiling prices, terms and conditions of sale established by the order.

The order may be revoked or amended by the Price Administrator at any time.

The order shall become effective on the 21st day of March 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4793; Filed, Mar. 21, 1946; 4:39 p. m.]

[MPR 599, Order 9]

STUDEBAKER CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599, *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold by The Studebaker Corporation and/or its wholly-owned subsidiaries which are already installed or are to be installed in motor cars of its manufacture, as follows:

(1) The ceiling prices for sales by The Studebaker Corporation and/or its wholly-owned subsidiaries and other resellers of the radios listed below, are the prices set forth opposite each radio for sales to each class of purchaser under the terms and conditions of sale specified.

Article	Model No.	Ceiling prices to—			
		Dealer		Consumer	
		Uninstalled	Installed	Uninstalled	Installed
Auto Radio	AC–1343	[1] $23.50 [2] 43.68 [3] 42.31 [4] 42.98 [5] 40.68 [6] 41.35	$28.25 46.68	$29.65 59.80	$32.40 62.80
Auto Radio	AC–1342				

[1] In lots of 1–11 f. o. b. point of shipment.
[2] In lots of 12 f. o. b. Sandusky, Ohio.
[3] In lots of 12 f. o. b. Los Angeles, Calif.
[4] In lots of 24 f. o. b. Sandusky, Ohio.
[5] In lots of 24 f. o. b. Los Angeles, Calif.

(2) The ceiling prices are subject to the same terms and conditions of sale other than quantity discounts, to which ceiling prices for extra or optional equipment or accessories sold by the Studebaker Corporation and/or its wholly-owned subsidiaries are subject under the provisions of Maximum Price Regulations Nos. 594, 452, 453 and orders thereunder. Ceiling prices for sales to consumers are delivered prices. In the case of a radio sold on an installed basis, the ceiling prices fixed by this order, the installation charges included are only for the installation of the radio.

(b) The ceiling prices fixed by this order are exclusive of Federal excise taxes. In addition to these ceiling prices each seller may collect the amounts of the Federal excise taxes. State and local taxes may also be collected.

(c) Sellers of the radios covered by this order are not required to comply with the tagging provisions of Maximum Price Regulation No. 599, but each seller shall notify every purchaser for resale of the ceiling prices, terms and conditions of sale established by the order.

(d) *Description.* (1) Auto radio, Model No. AC–1342 covered by this order is an auto radio of 8 tubes, battery operation, 1 band, 7" dynamic speaker, 6 automatic push buttons, metal case, 8½" x 9" x 5⅛", with master suppression kit included.

(2) Auto radio, Model No. AC–1343, covered by this order is an auto radio of 6 tubes, battery operation, 1 band, slide rule dial under self-contained 7" E. M. speaker, permeability tuned, self-contained control unit, metal cabinet 8⅝" x 9" x 5⅛".

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 21st day of March 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4794; Filed, Mar. 21, 1946; 4:39 p. m.]

[RMPR 136, Amdt. 1 to Order 579]

HARLEY-DAVIDSON MOTORCYCLE CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 579 Under Revised Maximum Price Regulation 136. Machine parts and industrial equipment. Harley-Davidson Motorcycle Company. Docket No. 1136–257–P. Docket No. 6083–136.21–700.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Paragraph (e) in Order No. 579 under Revised Maximum Price Regulation 136 is amended to read as follows:

(e) All requests relating to the subject matter considered in the adjustment proceeding which are not granted herein are denied, but this denial shall not be considered as determining any issue raised by the protest of the Harley-Davidson Motorcycle Company, Docket No. 1136–257–P.

This amendment shall become effective as of February 8, 1946.

Issued this 20th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–4769; Filed, Mar. 21, 1946; 11:27 a. m.]

Regional and District Office Orders.

[Region I Order G–9 Under RMPR 251, Amdt. 1]

CONSTRUCTION SERVICES AND INSTALLED BUILDING MATERIALS IN CONNECTICUT

For the reasons set forth in an opinion accompanying this amendment issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region I by section 9 of Revised Maximum Price Regulation No. 251, and by the Emergency Price Control Act of 1942, as amended, Region I Order No. G–9 of Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. The last paragraph of section 4 of Order No. G–9 is hereby delete i and the following paragraph is substituted therefor:

(b) Where a machine and a crew of two or more workers is used to install mineral wool insulation by the blowing method and the total charge as determined in accordance with maximum prices listed in Table I is $50.00 or less, the seller may charge $50.00. Where the total charge as determined in accordance with the maximum prices listed in Table I is over $50.00 but less than $100, the seller may add $10.00 to such charge.

2. Item 35 appearing in Table I is amended to read as follows:

35. (a) Plaster board: $0.15 per square foot.
(b) Insulating board (½"): $0.10 per square foot.

3. The term "OPA Regional Order G–1" appearing in section 7 is hereby deleted and the following term is substituted therefor: "OPA Regional Order G–9".

This Amendment No. 1 shall become effective March 11, 1946.

Issued this 7th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46–4716; Filed, Mar. 20, 1946; 4:19 p. m.]

[Pittsburgh Adopting Order 29 Under Basic Order 1, Under Gen. Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN THE JOHNSTOWN, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Pittsburgh District Office, it is hereby ordered:

SECTION 1. *What this amendment does.* This amendment suspends indefinitely the effective date of Adopting Order No. 29 under Basic Order No. 1, as amended, under General Order No. 68, as amended.

SEC. 2. *Relationship of this amendment to Adopting Order No. 29 and to General Maximum Price Regulation and other maximum price regulations.* Until such time as Adopting Order No. 29 is further amended to indicate an effective date, all sellers covered by Adopting Order No. 29 shall be subject to all of the provisions of the General Maximum Price Regulation, or any other applicable regulation or order, as fully as though Adopting Order No. 29 had not been issued.

This amendment shall become effective at 12:01 a. m. March 25, 1946.

Issued March 14, 1946.

WILLIAM K. HARRISON,
District Director.

[F. R. Doc. 46–4718; Filed, Mar. 20, 1946; 4:20 p. m.]

[Birmingham Rev. Gen. Order G–1 Under Gen. Order 50, Amdt. 4]

MALT AND CEREAL BEVERAGES IN JEFFERSON COUNTY, ALA.

Amendment No. 4 to Revised General Order No. G–1 Under General Order No. 50. Maximum prices for malt and cereal beverages in Jefferson County, Alabama. Docket No. 41a–RGO G1–GO 50–4.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the District Director of the Birmingham, Alabama District Office of Region IV of the Office of Price Administration, and Region IV Revised Delegation Order No. 17, issued May 5, 1944, *It is hereby ordered,* That Appendix A of Revised Order No. G–1 under General Order No. 50 which was issued by the Birmingham District Office on the 25th day of October, 1945, is hereby amended by adding to the list of beverages set forth in the said Appendix the following brand of beer:

Brand or trade mark	Minimum prices per bottle					
	Group 1–B		Group 2–B		Group 3–B	
	12-oz.	32-oz.	12-oz.	32-oz.	12-oz.	32-oz.
Embassy Club Beer	$0.25	$0.50	$0.20	$0.45	$0.18	$0.40

NOTE: The reporting and record keeping requirements of this order have been approved by the Bureau of the Budget and in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; G.O. 50, 8 F.R. 4808)

This Amendment No. 4 to the order shall become effective immediately.

Issued this the 19th day of February 1946.

SAM J. WATKINS,
District Director.

[F. R. Doc. 46–4717; Filed, Mar. 20, 1946; 4:20 p. m.]

[Region IV Order G–44 Under 18 (c), Amdt. 1]

SOUTHERN STATES IRON ROOFING CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 1 to Order No. G–44 under § 1499.18 (c) of General Maximum Price Regulation. Adjustment of maximum prices because of local shortage. Docket No. Re (2)–1V–18 (c)–252.

For the reasons set forth in the accompanying opinion issued simultaneously herewith and pursuant to § 1499.18 (c) of the General Maximum Price Regulation; *It is ordered:*

(a) That Order No. G–44 issued January 28, 1946 by the Regional Administrator of Region IV of the Office of Price Administration to Southern States Iron Roofing Company, Savannah, Georgia, under authority of § 1499.18 (c) of the General Maximum Price Regulation, be, and the same is hereby amended in the following respects:

(1) That the schedule incorporated in section (b) of said Order No. G–44 be amended to read as follows:

	Maximum prices
Turpentine cups, full size, per crop of 10,000 cups	$468.41
Turpentine cups, scant size, per crop of 10,000 cups	432.24
Concave aprons, per 100 pounds	8.12
Crimped gutters, per 100 pounds	9.14
Flat strips, long lengths, per 100 pounds	8.17
Flat strips, short lengths, per 100 pounds	8.29

The above prices are f. o. b. Savannah, Ga.

Drums—Savannah plant:	*Maximum prices*
18 gauge 55 gallon galvanized steel drum	$3.79
18 gauge 55 gallon black steel drum	3.14
29 gauge galvanized steel rosin drum, unassembled	1.31
28 gauge black steel rosin drum, unassembled	.97
Drums—Hattiesburg plant:	
18 gauge 55 gallon galvanized steel drum	3.56
18 gauge 55 gallon black steel drum	2.91
29 gauge galvanized steel rosin drum, unassembled	1.27
28 gauge black steel rosin drum, unassembled	.93

The above prices on drums are delivered prices.

(2) That section (d) of said Order No. G–44 be amended to read as follows:

(d) All customary discounts, allowances and differentials as to different classes of purchasers on sales of the foregoing listed products shall be maintained by both the manufacturer and any distributor. The freight differentials and zone pricing practices of the industry in effect during March 1942 shall be maintained with reference to Rosin Drums.

(b) This order may be amended, revised or revoked at any time by the Office of Price Administration.

This order shall become effective immediately.

Issued this 6th day of March 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–4722; Filed, Mar. 20, 1946; 4:21 p. m.]

[Region V Order G–12 Under RMPR 251, Amdt. 1]

INSTALLED MINERAL WOOL INSULATION IN THE COUNTIES OF CLAY AND JACKSON, MO., AND WYANDOTTE AND JOHNSON COUNTIES, KANS.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, *It is hereby ordered,* that section (h) of Order No. G–12 under section 9 of Revised Maximum Price Regulation No. 251 be and it is hereby revoked and amended to read as follows:

(h) *Records, invoicing and notification requirements*—(1) *Record keeping requirements.* Every seller of mineral wool insulation sold on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall pre-

Reference

serve records showing the following information:

(i) The date on which the installation was completed:

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I, including category number and drawing number.

(v) The terms of sale.

(vi) A statement of any special insulation and related work and incidental construction work.

(2) *Invoicing requirements.* Any seller subject to this order, upon request of a purchaser, must furnish an invoice which contains all of the information set out in paragraphs (i) through (vi) of section (h) (1) of this order.

(3) *Notification requirements.* Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order as well as a copy of Revised Maximum Price Regulation No. 251.

Except as herein amended or revised, Order No. G–12 under section 9 of Revised Maximum Price Regulation No. 251 shall be and is continued in full force and effect in all other respects.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective on this 25th day of February 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46–4719; Filed, Mar. 20, 1946; 4:20 p. m.]

[Region IV Rev. Order G–33 Under RMPR 122]

SOLID FUELS IN CHATTANOOGA, TENN., AND ROSSVILLE, GA.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation 122, subparagraph (e) (3) is amended to read as follows:

(e) • • •

(3) *Bituminous coal from District No. 13—Subdistrict Nos. 3, 4, and 5.*

Size	Per ton, 2,000 lbs.	Per ½ ton, 1,000 lbs.
Lump and egg: Size groups 1, 2, and 3 in price groups 8–13, inclusive	$8.40	$4.55
Nut: Size groups 4, 5, and 6 in price groups 8–13, inclusive	8.00	4.35
Run-of-mine for domestic use	7.65	4.15
Lump and egg: Size groups 1, 2, and 3 from mine index 93, Tennessee Consolidated Coal Co.	8.50	4.60
Nut: Size groups 4, 5, and 6 from mine index 93, Tennessee Consolidated Coal Co.	8.10	4.40

(To these prices may be added, until April 30, 1945, 10¢ per ton, 5¢ per ½ ton and 3¢ per ¼ ton as provided in Supplementary Order 2 to Basic Order G–37, issued January 2, 1946.)

This amendment shall become effective January 31, 1946.

Issued February 26, 1946.

JOHN D. MOSBY,
Acting Regional Administrator.

[F. R. Doc. 46–4721; Filed, Mar. 20, 1946; 4:21 p. m.]

[Region V Order G–24 Under RMPR 251, Amdt. 1]

INSTALLED MINERAL WOOL INSULATION IN METROPOLITAN HOUSTON, TEX.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, *it is hereby ordered*, That section (h) of Order No. G–24 under section 9 of Revised Maximum Price Regulation No. 251 be and it is hereby revoked and amended to read as follows:

(h) *Records, invoicing and notification requirements*—(1) *Record keeping requirements.* Every seller of mineral wool insulation sold on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall preserve records showing the following information:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I, including category number and drawing number.

(v) The terms of sale.

(vi) A statement of any special insulation and related work and incidental construction work.

(2) *Invoicing requirements.* Any seller subject to this order, upon request of a purchaser, must furnish an invoice which contains all of the information set out in paragraphs (i) through (vi) of section (h) (1) of this order.

(3) *Notification requirements.* Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order as well as a copy of Revised Maximum Price Regulation No. 251.

Except as herein amended or revised, Order No. G–24 under section 9 of Revised Maximum Price Regulation No. 251 shall be and is continued in full force and effect in all other respects.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective on this 25th day of February 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46–4720; Filed, Mar. 20, 1946; 4:20 p. m.]

Reference

FEDERAL REGISTER

VOLUME 11 NUMBER 59

Washington, Tuesday, March 26, 1946

The President

EXECUTIVE ORDER 9707

AMENDMENT OF THE EXECUTIVE ORDER OF JANUARY 31, 1946 ENTITLED "CONSOLIDATION OF SURPLUS PROPERTY FUNCTIONS"

By virtue of the authority vested in me by the Constitution and Statutes, including Title I of the First War Powers Act, 1941 (55 Stat. 838), as President of the United States, and as Commander in Chief of the Army and Navy of the United States, it is hereby ordered that section 5 of Executive Order No. 9689 of January 31, 1946,[1] entitled "Consolidation of Surplus Property Functions" shall be and it is hereby amended, effective as of the date thereof, to read as follows:

"5. There shall be subject to the Classification Act of 1923, as amended, those positions transferred to the War Assets Corporation hereunder which are now subject to the said Act, and also all positions transferred to the War Assets Administration hereunder; provided that if the salary of the incumbent of any position so transferred to the said Administration is above the maximum of the allocated grade such salary shall not be reduced so long as the position is held by the incumbent; and provided further, that if the salary of the incumbent of any position so transferred to the said Administration is between two salary steps of the grade to which the position is allocated, such salary shall be increased to the higher step. The provisions of section 1 hereof notwithstanding, the respective accounting and fiscal procedures in effect with respect to the functions merged shall continue in effect from February 1, 1946 to March 25, 1946. To facilitate the carrying out of the functions herein transferred and consolidated, the Secretary of War and the Secretary of the Navy are authorized to detail on a temporary basis such officers and enlisted persons of the military and naval establishments, respectively, as the Chairman of the Board of the War Assets Corporation or the Administrator of the War Assets Administration may certify to be required for military duty therein, in the interest of the national defense and welfare, and any such officer or enlisted person shall, while so detailed, retain and be entitled to the rights, benefits, promotions, and status of an officer or enlisted person of the establishment from which he was detailed."

HARRY S. TRUMAN

THE WHITE HOUSE,
March 23, 1946.

[F. R. Doc. 46–4944; Filed, Mar. 25, 1946; 12:12 p. m.]

[1] 11 F.R. 1265.

Regulations

TITLE 7—AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

DETERMINATION OF FAIR AND REASONABLE PRICES FOR 1943–44 CROP OF PUERTO RICAN SUGARCANE

Pursuant to the provisions of subsection (d) of section 301 of the Sugar Act of 1937, as amended, paragraph (a) of the "Determination of Fair and Reasonable Prices for the 1943–44 Crop of Puerto Rican Sugarcane," issued March 27, 1944 (9 F.R. 3330), is hereby amended by inserting at the end thereof, in lieu of the period, a colon and the following: "• • •: *And provided, further*, That if settlements in 1942–43 for Japanese, Uba, Coimbatore, or other varieties of the Saccharum Spontaneum or Saccharum Sinense types of sugarcane were based upon the New York market price for 96° raw sugar without deduction for shipping and selling costs, such shipping and selling costs in excess of the average of such costs for the crop years 1937–38, 1938–39, and 1939–40 may be deducted."

(Sec. 301, 50 Stat. 910; 7 U.S.C., 1131)

Issued this 22d day of March 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46–4904; Filed, Mar. 25, 1946; 11:19 a. m.]

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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[1] See E.O. 9707.

PART 802—SUGAR DETERMINATIONS

DETERMINATION OF FAIR AND REASONABLE PRICES FOR 1944–45 CROP OF PUERTO RICAN SUGARCANE

Pursuant to the provisions of subsection (d) of section 301 of the Sugar Act of 1937, as amended, the "Determination of Fair and Reasonable Prices for the 1944–45 Crop of Puerto Rican Sugarcane," issued January 20, 1945 (10 F.R. 811), is hereby amended by inserting at the end thereof, in lieu of the period, a comma and the following: "* * *, except that if settlements in 1942–43 for Japanese, Uba, Coimbatore, or other varieties of the Saccharum Spontaneum or Saccharum Sinense types of sugarcane were based upon the New York market price for 96° raw sugar without deduction for shipping and selling costs, such shipping and selling costs in excess of the average of such costs for the crop years 1937–38, 1938–39, and 1939–40 may be deducted."

(Sec. 301, 50 Stat. 910; 7 U.S.C. 1131)

Issued this 22d day of March 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-4905; Filed, Mar. 25, 1946; 11:19 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter III—Claims and Accounts

PART 306—CLAIMS AGAINST THE UNITED STATES

MUSTERING-OUT PAYMENTS

Section 306.75 is rescinded in revision of AR 35-2490, February 20, 1946 and the following §§ 306.75 to 306.77, inclusive, are substituted therefor:

Sec.
306.75 Mustering-out payments.
306.76 Payments on behalf of persons discharged on account of mental disability who are not competent to sign commercial papers.
306.77 Payments to survivors.

AUTHORITY: 58 Stat. 8; 38 U. S. C., Sup. IV, 691a.

§ 306.75 *Mustering-out payments*—(a) *To whom payable.* Except as provided in paragraph (b) of this section each member of the armed forces who shall have been engaged in active service in the present war, and who is discharged or relieved from active service under honorable conditions on or after December 7, 1941, shall be eligible to receive mustering-out payment. See sec. 1 (a), act February 3, 1944 (58 Stat. 8; 38 U. S. C., Sup. IV, 691a).

(b) *To whom not payable.* No mustering-out payment shall be made to:

(1) Any member of the armed forces who, at the time of discharge or relief from active service, is receiving base pay at a higher rate than the base pay of the third period as prescribed in section 1 of the Pay Readjustment Act of 1942, as amended.

(2) Any member of the armed forces who, at the time of discharge or relief from active service, is transferred or returned to the retired list with retirement pay or to a status in which he receives retirement pay.

(3) Any member of the armed forces for any active service performed prior to the date of his discharge or relief from active service on his own initiative to accept employment or, in the case of any member so relieved from active service, for any active service performed prior to the date of his discharge while in such inactive status, unless he has served outside the continental limits of the United States or in Alaska.

(4) Any Air Corps Reserve officer who is entitled to receive a lump-sum payment under section 2, as amended (55 Stat. 240), of the act of June 16, 1936.

(5) Any member of the armed forces whose total period of service has been as a student detailed for training under:

(i) The Army Specialized Training Program.

(ii) The Army Air Forces College Training Program.

(6) Any member of the armed forces for any active service performed prior to the date of his discharge from such forces for the purpose of entering the United States Military Academy, the United States Naval Academy, or the United States Coast Guard Academy.

(7) Any member of the armed forces whose sole service has been as a cadet at the United States Military Academy or in a preparatory school after nomination as a principal, alternate, or candidate for admission to any of said Academies; and

(8) Any commissioned officer unless he is discharged or relieved from active service within 3 years after the termination of the present war is proclaimed by the President. See sec. 1 (b), act February 3, 1944 (58 Stat. 8; 38 U.S.C., Sup. IV, 691a).

(c) *Rates and conditions.* (1) Mustering-out payment for persons eligible under paragraph (a) of this section shall be in sums as follows:

(i) $300 for persons who, having performed active service for 60 days or more, have served outside the continental limits of the United States or in Alaska.

(ii) $200 for persons who, having performed active service for 60 days or more, have served no part thereof outside the continental limits of the United States or in Alaska.

(iii) $100 for persons who have performed active service for less than 60 days. See sec. 2 (a), act February 3, 1944 (58 Stat. 9; 38 U.S.C. Sup. IV, 691b).

(2) Each person eligible to receive mustering-out payment under subparagraph (1) (i) of this paragraph shall receive one-third of the stipulated amount at the time of final discharge or ultimate relief from active service, or, at the option of the person so eligible, at the time of discharge or release for the purpose of enlistment, reenlistment or appointment in the Regular Army; and the remaining amount of such payment shall be paid in two equal installments—1 month and 2 months, respectively, from the date of the original payment. Each person eligible to receive mustering-out payment under subparagraph (1) (ii) of this paragraph shall receive one-half of the stipulated amount at the time of final discharge or ultimate relief from active service, or, at the option of the person so eligible, at the time of discharge or release for the purpose of enlistment, reenlistment, or appointment in the Regular Army; and the remaining amount of such payment shall be paid 1 month from the date of the original payment. Each person eligible to receive mustering-out payment under subparagraph (1) (iii) of this paragraph shall receive the stipulated amount at the time of such discharge or relief from active service, or, at the option of the person so eligible, at the time of discharge or release for the purpose of enlistment, reenlistment, or appointment in the Regular Army. A person entitled to receive the first installment of the mustering-out payment at the time of discharge for the purpose of enlistment, reenlistment, or appointment in the Regular Army shall, at his election, receive the whole of such payment in one lump sum, rather than installments. See sec. 2 (b), act February 3, 1944 (58 Stat. 9; 38 U.S.C., Sup. IV, 691b), as amended by sec. 7, act 6 October 1945 (Public Law 190—79th Cong.).

(d) *Payments to personnel discharged or relieved from active service prior to February 3, 1944.* Any member of the armed forces entitled to mustering-out payment who shall have been discharged or relieved from active service under honorable conditions before the effective date of this act shall, if application therefor is made within 2 years after the date of enactment of this act, be paid such mustering-out payment by the War Department beginning within 1 month after application has been received and approved by such department: *Provided*, That no member of the armed forces shall receive mustering-out payment under this act more than once, and such payment shall accrue and the amount thereof shall be computed as of the time of discharge for the purpose of effecting a permanent separation from the service or of ultimate relief from active service, or, at the option of such member, for the purpose of enlistment, reenlistment, or appointment in the Regular Army. See sec. 3, act February 3, 1944 (58 Stat. 9; 38 U.S.C. Sup. IV, 691c), as amended by sec. 7, act 6 October 1945 (Public Law 190—79th Cong.).

(e) *Payments to survivors.* If any member of the armed forces, after his discharge or relief from active service, shall die before receiving any portion of or the full amount of his mustering-out payment, the balance of the amount due him shall be payable, on appropriate application therefor, to his surviving spouse, if any; and if he shall leave no surviving spouse, then in equal shares to his child or children, if any; and if he shall leave no surviving spouse or child or children, then in equal shares to his surviving parents, if any: *Provided*, That no payments under this act shall be made to any other person. See sec. 4, act February 3, 1944 (58 Stat. 9; 38 U.S.C., Sup. IV, 691d).

(f) *Exemption from taxation and claims of creditors.* Mustering-out payments due or to become due under this act shall not be assignable and any payments made to or on account of a veteran hereunder shall be exempt from taxation, shall be exempt from the claims of creditors, including any claim of the United States, and shall not be subject to attachment, levy, or seizure by or under any legal or equitable process whatever either before or after receipt by the payee. See sec. 5 (a), February 1944 (58 Stat. 10; 38 U.S.C., Sup. IV, 691e (a)).

(g) *Issuance of regulations.* The Secretary of War shall make such regulations not inconsistent with this act as may be necessary effectively to carry out the provisions thereof, and the decisions of the Secretary of War shall be final and not subject to review by any court or other government official. See sec. 5 (b), act February 3, 1944 (58 Stat. 10; 38 U.S.C., Sup. IV, 691e (b)).

(h) *Payments on behalf of survivors and mentally disabled veterans.* The Secretary of War, or such subordinate officer as he may designate, is authorized to make direct payment to survivors over 17 years of age, and to select a proper person or persons to whom mustering-out payments may be made for the use and benefit of former active members of the armed forces, or survivors thereof, as defined in paragraph (e) of this section without the necessity of appointment by judicial proceedings of a legal representative of any such former member or such survivors when, in the opinion of the Secretary or his designees, the interests of the persons under 17 years of age so justify, or where the former active member or his survivor is suffering from a mental disability sufficient to make direct payment not in the best interests of such person or persons. Payments made under the provisions of this paragraph shall constitute a complete discharge of the obligation of the United States as provided in this act; and the selection of a proper person or persons, as provided herein, and the correctness of the amount due and paid to such person or persons shall have the same finality as that accorded decisions made pursuant to paragraph (g) of this section: *Provided*, That the provisions of this paragraph shall not apply where a legal guardian or committee has been judicially appointed, except as to any payments made hereunder prior to the receipt of notice of appointment. See sec. 5 (c), act February 3, 1944 (58 Stat. 10, added by act December 16, 1944) (58 Stat. 812; 38 U.S.C., Sup. IV, 691e (c)).

(i) *Statutory definitions.* (1) The term "member of the armed forces" means any member of the Army or Navy

of the United States, the United States Marine Corps, the United States Coast Guard, or any of their respective components, and any member of the Women's Army Auxiliary Corps who was discharged under honorable conditions on account of disability.

(2) The term "spouse" means a lawful wife or husband.

(3) The term "child" includes:

(i) A legitimate child;

(ii) A child legally adopted; and

(iii) A stepchild, if, at the time of death of the member of the armed forces, such stepchild was a member of the deceased's household.

(4) The term "parent" includes father and mother, stepfather and stepmother, and father and mother through adoption. See sec. 6, act February 3, 1944 (58 Stat. 10; 38 U. S. C., Sup. IV, 691f).

§ 306.76 *Payments on behalf of persons discharged on account of mental disability who are not competent to sign commercial papers*—(a) *By whom made.* Mustering-out payments on behalf of persons discharged on account of mental disability who are not mentally competent to sign commercial papers will be made only by Finance Officer, U. S. Army, Washington 25, D. C.

(b) *To whom payable.* Mustering-out payments on behalf of personnel discharged on account of mental disability may be made only to the following:

(1) Legally appointed guardian or committee of the veteran when he is not mentally competent to sign commercial vouchers, or

(2) Discharged veteran, provided a guardian or committee has not been legally appointed and such an appointment is not contemplated, if a written, dated, and signed statement by a registered practicing physician is furnished to the effect that the veteran is, in the opinion of the examining physician, mentally competent to handle his own personal affairs. (The term "registered practicing physician" includes staff physicians at Government hospitals.)

(3) Where no legal guardian or committee has been appointed, and where payment cannot be made to the veteran under subparagraph (2) of this paragraph, payment is authorized to be made for the use and benefit of the mentally disabled veteran to a person selected under the provisions of § 306.75 (h).

(i) Where a veteran is hospitalized in a Veterans' Administration hospital, or is temporarily absent therefrom for convalescent purposes, the person selected to receive the payment for the use and benefit of the veteran will be the manager of such a hospital unless, in the opinion of the selecting officer, selection of some other person is warranted by the facts in a given case. If a hospital manager applies for payment on behalf of the mentally disabled veteran under his jurisdiction but, prior to the receipt of any one of the checks covering complete payment, the veteran is discharged from the facility, checks received after the veteran's departure from the facility will be returned to the Finance Officer, U. S. Army, 801 Channing Place, NE, Washington 25, D. C., accompanied by so much of the following information as is pertinent to the case of the individual concerned:

(a) A statement concerning the mental condition of the veteran at the time of discharge from the hospital, i. e., whether considered mentally competent to handle his own personal affairs. Statements indicating that the veteran was mentally competent to handle his own personal affairs at time of discharge from the hospital will be executed by a physician in accordance with subparagraph (2) of this paragraph.

(b) The name and address of the person in whose custody the veteran was discharged from the hospital; or

(c) The address of the veteran if discharged from the hospital in his own custody.

(ii) Where a veteran has been discharged from the Army directly to the custody of a person other than the manager of a Veterans' Administration hospital, the person selected to receive payment for the use and benefit of the veteran will be a person who, in the opinion of the selecting officer, will act in the best interests of the veteran. Selection under the provisions of this subdivision will ordinarily be made in the following order of precedence; spouse; parent; adult child; and any other properly qualified person. This order of precedence may be varied, in the discretion of the selecting officer, where the facts in a given case warrant.

(c) *Evidence required for payment.* No mustering-out payments shall be made to the persons named in paragraph (b) of this section.

(1) The discharge certificate, certificate in lieu of a lost discharge certificate, or statement of service issued in the name of the person on whose account payment is to be made, or similar evidence in the case of commissioned personnel, and

(2) Where payment is to be made to the legally appointed guardian or committee of the veteran, a copy of the instrument of appointment certified as a copy by the clerk of the court from which issued, or

(3) Where payment is to be made to the discharged veteran, a physician's statement as prescribed in paragraph (b) (2) of this section or

(4) Where payment is to be made under the provisions of paragraph (b) (3) of this section, a written and signed statement executed by the person selected to receive the payment for the use and benefit of the veteran containing a statement that the proceeds of the payment will be used for the exclusive benefit of the veteran and such other recitals and supported by such additional evidence as the selecting officer may require.

(5) Additional and/or substitute evidence is authorized, and may be required in appropriate cases in the discretion of the Finance Officer, U. S. Army, Washington 25, D. C.

(d) *Method of payment.* All mustering-out payments made under the provisions of this section will be by check. When payment is made to the legally appointed guardian or committee of the incompetent, the check issued in payment thereof will name the payee as follows: "Richard Roe, Guardian for John Doe, 12345678," or "Richard Roe, Committee for John Doe, 12345678," as appropriate. When payment is made to a person selected to receive the payment for the use and benefit of the veteran, the check issued will name the payee as follows: "Manager, Veterans' Administration Hospital, Washington 7, D. C., for use and benefit of John Doe, 12345678," or "Richard Roe, for use and benefit of John Doe 12345678," as appropriate.

§ 306.77 *Payments to survivors*—(a) *General*—(1) *By whom made.* All mustering-out payments to survivors will be made by the Finance Officer, U. S. Army, Washington 25, D. C.

(2) *Necessity for application.* No mustering-out payment shall be made to any survivor without an appropriate written application therefor.

(3) *Definition of "balance of amount due."* The words, "balance of amount due," contained in § 306.75 (e) shall be construed to mean the full sum remaining unpaid to the veteran at the time of his death, and such sum shall be payable to a qualified survivor in a lump sum and not on an installment basis. For example if a veteran entitled to a mustering-out payment of $300 shall die after receipt of the initial installment of $100, the sum of $200 shall be payable immediately to the qualified survivor.

(4) *Payments to personal representatives not authorized.* No mustering-out payment shall be made to the executor, administrator, or other person representing the veteran or any survivor, except as provided in subparagraph (6) of this paragraph.

(5) *Payments to survivors 17 years of age and over.* Direct mustering-out payments may be made to qualified survivors 17 years of age and over without the necessity of appointment by judicial proceedings of a legal representative of any such survivor except as provided in subparagraph (7) of this paragraph.

(6) *Payments to guardians and committees of survivors.* Where a survivor otherwise entitled to mustering-out payment is prevented from applying for and/or receiving such payment because of minority or mental incompetency, an application may be received from and payment made to the guardian or committee of such survivor. In such case, the check covering the payment will name the payee thereof as follows: "Richard Roe, Guardian for (name of survivor)," or "Richard Roe, Committee for (name of survivor)," as appropriate. All mustering-out payments to the guardians and committees of survivors will be made by the Finance Officer, U. S. Army, Washington 25, D. C.

(7) *Payments to selected persons for the use and benefit of mentally incompetent or minor survivors.* Where no legal guardian or committee has been appointed, and where payment cannot be made to a survivor under subparagraph (5) of this paragraph, payment is authorized to be made for the use and benefit of mentally disabled survivors who are otherwise qualified, or survivors under 17 years of age who are otherwise qualified, to a person selected under the provisions of § 306.75 (h). Such payments will not be made without a written and signed statement executed by the person selected to receive the payment for the use and benefit of the survivor and such other recitals and supported by such additional evidence as the selecting officer may require. In such cases, the check covering the payment will name the payee thereof as follows: "Richard Roe, for the use and benefit of (name of survivor)."

(b) *Payments to a spouse.* Mustering-out payment shall be made to the spouse of a deceased veteran who is otherwise entitled thereto, only if such spouse:

(1) Shall have survived the veteran, and

(2) Has submitted an appropriate application therefor.

(c) *Payments to a child or children.* Mustering-out payment shall be made to the child (or children) of a deceased veteran who is otherwise entitled thereto, only if such child (or children):

(1) Shall have survived the veteran,

(2) Have submitted an appropriate application therefor, and

(3) The veteran shall not have been survived by a spouse.

Where payments to two or more children are to be made, separate checks will be drawn in favor of each child, or the guardian or committee of such child, if appropriate.

(d) *Payments to a parent or parents.* (1) The word "parents" as used in § 306.75 (e) shall be construed to mean either the sole surviving parent or the surviving parents of the deceased veteran. Mustering-out payment shall be made to the parent (or parents) of a deceased veteran who is otherwise entitled thereto, only if such parent (or parents):

(i) Shall have survived the veteran,

(ii) Have submitted an appropriate application therefor,

(iii) The veteran shall not have been survived by a spouse, and

(iv) The veteran shall not have been survived by a child (or children). Natural parents of the veteran are not entitled to mustering-out payment where the veteran had been legally adopted prior to his death. Payments may be made to stepparents where natural parents are deceased, and to adoptive parents even though natural parents may be living, if otherwise entitled thereto. Persons who stood in loco parentis to the deceased veteran are not entitled to mustering-out payment. Where payments to two parents are to be made, separate checks will be drawn in favor of each parent, or the guardian or committee of such parent, if appropriate.

(2) Where both natural parents survive the veteran, and are otherwise entitled to mustering-out payment, each parent shall be entitled to one-half of the amount payable irrespective of his or her marital status.

(3) Where only one natural parent survives the veteran, and is otherwise entitled to mustering-out payment, that parent shall be entitled to the full amount payable irrespective of his or her marital status and irrespective of the survivorship of possible stepparents.

(4) Where both natural parents predecease the veteran, and stepparents survive the veteran, if the relationship of stepparent has not been terminated by divorce or remarriage, and if they are otherwise entitled to mustering-out payments, they shall be entitled to share equally in the amount payable, except that where only one stepparent survives the veteran, he or she shall be entitled to the full amount payable.

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-4863; Filed, Mar. 22, 1946; 1:34 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 41-1 [1]]

PART 41—CERTIFICATION AND OPERATION RULES FOR SCHEDULED AIR CARRIER OPERATIONS OUTSIDE THE CONTINENTAL LIMITS OF THE UNITED STATES

AIRMAN RULES; PILOT CERTIFICATE

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 19th day of March, 1946.

Effective January 1, 1946, § 41.300 (c) of the Civil Air Regulations is amended by striking the words "January 1, 1946" and inserting in lieu thereof the words "June 1, 1946."

(52 Stat. 984, 1007; 49 U. S. C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-4869; Filed, Mar. 22, 1946; 11:54 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Office of Price Administration

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3,[2] Amdt. 10]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Third Revised Ration Order 3 is amended in the following respect:

A new section 21.2 is added to read as follows:

SEC. 21.2 *Application to replace counterfeit stamps or coupons received by a registering unit from another registering unit.* (a) A registering unit or a primary distributor whose ration bank account has been debited because it has received from another registering unit, for sugar, counterfeit stamps or coupons and which is unable to collect in replacement valid evidences from such registering unit, although it has made reasonable and bona fide efforts to do so, may apply to the District Office for ration evidences in the amount of the debit.

(b) The application must be made in writing and shall be made to the District Office. The application must state:

(1) The name and address of the registering unit which attached the counterfeit stamps or coupons to the gummed sheets;

(2) The amount of the debit based on the counterfeit stamps or coupons attached by such registering unit;

(3) The date of notice that such stamps or coupons were counterfeit;

(4) The amount of valid evidences, if any, received from such registering unit in replacement of such debit; and

(5) A statement of the efforts it has made and why it is unable to obtain valid evidences from such registering unit to replace all counterfeit stamps or coupons.

(c) If the District Office finds that the applicant has satisfied the requirements in paragraphs (a) and (b) of this section, it shall issue to the applicant ration evidences in an amount of the debit or in an amount of that portion of the debit for which valid evidence has not been secured.

This amendment shall become effective March 29, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4909; Filed, Mar. 25, 1946; 11:26 a. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[RMPR 341, Amdt. 14]

MAXIMUM PRICES FOR USED COMMERCIAL MOTOR VEHICLES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 341 is amended in the following respects:

1. Paragraph (a) (2) of section 6 is amended to read as follows:

(2) A transportation allowance determined in accordance with paragraph (d) of this section; and

2. Paragraph (a) (3) of section 6 is amended to read as follows:

(3) The "value when new" of any extras, determined in accordance with paragraph (e) of this section.

3. Paragraph (c) (3) of section 6 is amended to read as follows:

(3) *What "value when new" covers.* "Value when new" covers all parts and other equipment present on the vehicle at the time it is sold to the War Department, Department of the Navy, Marine

[1] For regulations in Part 41 and Amendments 41-1 and 41-2 thereto, see 10 F.R. 8528, 8731, 9655 and 11227. For Code of Federal Regulations this Amendment is designated Amendment 41-3.

[2] 11 F.R. 177.

Corps or Coast Guard. When either the Procurement Division, Treasury Department; the Department of Commerce; Reconstruction Finance Corporation; War Assets Corporation; or any other agency of the United States Government sells a vehicle less a part or other equipment that was on the vehicle when sold new to the War Department, Department of the Navy, Marine Corps or Coast Guard, it shall deduct from the "value when new" of the vehicle the retail list price for each missing part or piece of removed equipment when new. If the retail list price of a missing part or piece of equipment when new is not ascertainable, deduct from the "value when new" of the vehicle an amount which is a reasonable estimate of the retail price of such part or equipment when new. A reseller of a vehicle from which a part or piece of equipment is missing must make the same deductions in determining the maximum price for such a vehicle.

4. Paragraph (c) under section 18 is amended to read as follows:

(c) "Extra" means any accessory or equipment designed for attachment to the used vehicle when new which is not provided for in the price of such vehicle when new. The term "extra" includes such items as oversized or special tires, special springs, special transmissions, special brakes, optional wheelbase or body frames, heaters, radios, power-take-off winches and other power-take-off equipment. The term "extra" does not include such equipment or any other equipment if it should be present on a vehicle (sold when new to the War Department, Department of the Navy, Marine Corps or Coast Guard) at the time it is sold used by the Procurement Division, Treasury Department; Department of Commerce; Reconstruction Finance Corporation; War Assets Corporation; or any other agency of the United States Government. Nor does the term "extra" include special equipment such as mixers, cranes, scoops, shovels, welding machines, compressors, and winches with independent power, or other equipment having a use not dependent on its attachment to the vehicle.

5. Appendix B is amended to read as follows:

APPENDIX B

OPA FORM (Rev. 12-45) 694-457 — Form Approved Budget Bureau No. 08-R1397.1

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
WASHINGTON 25, D. C.

CERTIFICATE OF TRANSFER OF USED COMMERCIAL MOTOR VEHICLES

Under the Provisions of Revised Maximum Price Regulation No. 341, Maximum Prices for Used Commercial Motor Vehicles.

INSTRUCTIONS

The seller is to prepare the certificate in duplicate, sign both copies, give one copy to the purchaser at the time of sale, and not later than 5 days from the date of sale turn in the original copy to his Price Control Board.

For the purposes of this certificate, a trade-in of a used vehicle is a sale and the person trading in the used vehicle must take the steps required of sellers by this certificate.

The information required under "Description of Civilian Vehicle" or "Description of Military Vehicle," except for motor and serial numbers should be supplied from Appendix C or G of the regulation. The motor and serial numbers, where required, should be obtained from the vehicle registration card. When the vehicle is not listed in Appendix C or G, supply the description insofar as possible from the vehicle registration card or from information covering purchase of military vehicle from Government.

(To be filled in by the seller)

DESCRIPTION OF CIVILIAN VEHICLE
(See Instructions)

Make	Year
Model	Body type
Serial No.	Motor No.

DESCRIPTION OF MILITARY VEHICLE

Type of vehicle (col. 1, appendix G)

Wheel base	Tire size	Number of tires	Weight	Year

(Reference must be made to Appendix C or G of Revised Maximum Price Regulation No. 341 for schedule of "prices when new." If complete vehicle is not listed, use price for chassis when new only and add price for body when new on line 3.) Check below to indicate whether information on form is for:

A ☐ Complete vehicle (body and chassis) B ☐ body only
C ☐ Chassis only D ☐ trailer

1	New price listed in— ☐ Appendix C ☐ Appendix G ☐ not listed	$
2	Allowance for extras (list and price all extras on reverse side if total is over $50)	$
3	Allowance for special body (not included in Item 2). (Describe body on reverse side.)	$
4	Transportation allowance. (See Appendix D of the regulation.)	$
5	Total of 1, 2, 3, and 4 equals base price	$
6	See regulation for percentage applicable to model year ..... %	XXXXXX
7	Maximum price (5 multiplied by 6)	$
8	State and local taxes that may be collected by seller, if any	$
9	Actual sale price of vehicle including taxes, if any	$
10	A. If a seller is a dealer ☐ Check	B. Is vehicle sold (check one) ☐ Not warranted ☐ Warranted

Name of purchaser

Address—number and street

City and postal zone number | State

Name of seller

Dealer authorization number (if any)

Address—number and street

City and postal zone number | State

CERTIFICATION OF SELLER

The undersigned hereby certifies that he has complied with the requirements of Revised Maximum Price Regulation No. 341—Maximum Prices for Used Commercial Motor Vehicles—and that the actual sale price of the vehicle is not more than the maximum selling price as established by Revised Maximum Price Regulation No. 341, and further certifies that no payment directly or indirectly was or will be made in addition to the actual sale price of the vehicle as shown on this certificate.

Sign here ..... (Signature of seller)

..... (Date of sale)

WARNING

Any misrepresentation on this certificate may be cause for $10,000 fine, or 10 years' imprisonment, or both.

DO NOT WRITE IN SPACE WITHIN HEAVY LINES

Board Action

Board number | Date

City and postal zone number | State

Board recommendation:

Sign here..... (Signature of board member)

District Office Action

Reviewed by

Remarks:

6. Paragraphs (p) (1) to (p) (9) inclusive of Appendix C are amended to delete therefrom all references to station wagons, their specifications, and respective prices.

7. The wheelbase of "122 inches" designated in paragraph (l) (4) of Appendix C for each of the Ford ½ ton commercial trucks (V8–85 HP) listed in that paragraph is amended to read "112 inches".

8. The explanation of abbreviations in paragraph (b) of Appendix G is amended to read as follows:

H..... Height.
L..... Length.
W..... Width.
NA..... Not available.

9. The item "Fuel Servicing—4,000 (Type F1–F1A)", its description and its maximum price in paragraph (b) (29) of Appendix G are amended to read as follows:

Nomenclature	L	H	W	Tire Size	Tire No.	Weight	Price when new 1943
Fuel servicing, type F-1, 4,000 gal., aluminum tank, W/O dolly.	360	112	96	12-ply, 10.00 x 12...	8	16,440	$11,000

10. Paragraph (b) (29) of Appendix G is amended by the addition of the following items and their respective maximum prices.

Nomenclature	L	H	W	Tire Size	Tire No.	Weight	Price when new 1943
Fuel Servicing, type F-1A, 4,000 gal., steel tank, W/O dolly.	360	112	96	12-ply, 10.00 x 22...	8	19,676	$6,300
Fuel Servicing, type F-2, 2,000 gal., aluminum tank, W/O dolly.	291	102	96	10-ply, 9.00 x 20....	4	8,485	6,650
Fuel Servicing, type F-2A, 2,000 gal., steel tank, W/O dolly.	306	96	93	10-ply, 9.00 x 20....	4	8,600	4,500

This amendment shall become effective March 30, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the FEDERAL REGISTER are for information only and do not follow the exact format prescribed by the issuing agency.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[P. R. Doc. 46-4912; Filed, Mar. 25, 1946; 11:26 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14A,[1] Amdt. 23]

MILK AND MILK SUPPLIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register. Section 1499.73a (a) (1) (vii) is amended to read as follows:

(vii) *Maximum prices for approved fluid milk sold and delivered in the Dallas Regional area.* This subdivision (vii) of Supplementary Regulation No. 14A establishes maximum prices for approved fluid milk delivered within the geographical boundaries of Region V, including the states of Arkansas, Kansas, Louisiana, Missouri, Oklahoma, and Texas. Specific maximum prices are established for out-of-store sales, home-delivery and all other sales in containers of one gallon or less. Prices are stated for six types of areas in Region V. These areas are geographically defined in the Appendix. Specific maximum prices are also stated for approved milk in containers larger than one gallon sold to stores, hotels, restaurants, and institutions, also for retail out-of-store sales and home-deliveries. Prices are also provided for sales of approved milk by restaurants, hotels, and similar eating establishments for off-the-premises consumption, when not a part of a meal.

A formula is provided by which persons who sold premium milk during December 1942 may determine a premium to be added to the prices set out, provided they file a required report. No other person, except sellers of Homogenized Vitamin D Milk and sellers who have been licensed to sell under the Jersey Creamline or Golden Guernsey Label may add any premium for such milk unless he first obtains a price from the Dallas Regional Office of the Office of Price Administration. There is also a special method of determining maximum prices for deliveries of approved milk to the Army and Navy.

This subdivision takes the place of the seller's former ceiling prices as determined under the General Maximum Price Regulation, Maximum Price Regulation No. 280, relating to bulk sales of fluid milk to stores, hotels, restaurants and institutions, and supplementary and adjustment orders issued by the Office of Price Administration pertaining to the sale and delivery of approved milk in Region V for all deliveries of approved fluid milk in the Dallas Regional area for which specific prices or for which pricing formulae are provided by this subdivision of Supplementary Regulation No. 14A. The listed maximum prices apply only to fluid sweet milk. They are not applicable to buttermilk and chocolate or other flavored milk, maximum prices for which remain as determined under § 1499.2, General Provisions of the General Maximum Price Regulation.

(a) *Maximum prices.* The maximum prices set forth below are the maximum prices for "approved fluid milk" delivered to the buyer in the respective size containers set forth below, in the respective areas set out in the appendix, regardless of the quantities sold or delivered, the seller's classification of purchasers, or the material from which the container was made.

(1) *Table of prices.* (On sales in containers larger than one gallon the price stated is per gallon. In all other instances the price stated is determined by the container used assuming that the container is full. Maximum prices for sales to the Army and Navy are set forth in subparagraph (5) below).

(i) *Containers of one gallon or smaller—(a) Retail out-of-store sales or home deliveries, and when sold by restaurants, hotels, and other eating establishments as a separate item for consumption off the premises and not as part of a meal.*

Size of container	Area A	Area 1A	Area 1	Area 2A	Area 2	Area 3
	Cents	Cents	Cents	Cents	Cents	Cents
Gallon	58	56	54	52	50	48
½ gallon	30	29	28	27	26	25
Quart	15½	15	14½	14	13½	13
Pint	8½	8	8	7½	7½	7
¼ quart	6½	6½	6	5½	5½	5½
½ Pint	5½	5½	5	5	5	5

(b) *Sales to stores and all other sales not specifically treated (except Army or Navy).*

Size of container	Area A	Area 1A	Area 1	Area 2A	Area 2	Area 3
	Cents	Cents	Cents	Cents	Cents	Cents
Gallon	52	50	48	46	44	42
½ gallon	27	26	25	24	23	22
Quart	13½	13	12½	12	11½	11
Pint	7	6¾	6½	6¼	6	5¾
¼ quart	5	4⅞	4⅝	4½	4⅜	4
½ pint	4	3⅞	3¾	3½	3⅜	3¼

(ii) *Containers larger than one gallon.* (a) The maximum prices for sales to stores, hotels, restaurants and institutions and retail out-of-store sales and home-deliveries in containers larger than one gallon (except Army or Navy sales) are:

Size of container	Area A	Area 1A	Area 1	Area 2A	Area 2	Area 3
	Cents	Cents	Cents	Cents	Cents	Cents
Per gallon	50	48	46	44	42	40

(iii) *Sales of milk by restaurants, hotels, and other eating establishments.* The maximum prices for sales at retail by eating or drinking establishments (as defined in Restaurant Maximum Price Regulation No. 2) of "approved fluid milk," as a separate item and not as part of a meal, for consumption off the premises, are the maximum prices set forth in the retail out-of-store schedule in paragraph (a) (1) (i) (a) above. Maximum prices for sales at retail by eating or drinking establishments of "approved fluid milk," for consumption on the premises, or a part of a meal for consumption off the premises, are determined under Restaurant Maximum Price Regulation No. 2.

(2) *Premium milk.* (i) A person who sold premium milk during December, 1942, shall determine the maximum prices for such milk as follows:

Take the highest price (before all discounts or quantity differentials have been deducted) at which he sold each different kind, grade, quality, or quantity of premium milk during December 1942, at wholesale, out-of-store or delivered-to-the-home, respectively.

Next, subtract from each of these prices the highest price (before discounts or quantity differentials have been deducted) at which he sold other approved fluid milk during December 1942 in containers of the same size at wholesale, out-of-store, or delivered-to-the-home. The differentials thus obtained shall be the premium for each size container and type of sale. These premiums may be added to the specific maximum prices for standard non-premium milk fixed by this area adjustment; *Provided*, That the seller, on or before April 10, 1943, shall file a report with the Regional Office of the Office of Price Administration, Dallas, Texas, showing:

(a) The total quantity, expressed in quarts, of approved fluid milk sold by such seller during December, 1942;

(b) The types of premium milk sold by such seller during December, 1942;

(c) The differential at which he sold each type of such milk during December, 1942; and

(d) The total quantity, expressed in quarts, of each type of premium milk which he sold during December, 1942.

The Regional Office of Price Administration, Dallas, Texas, may correct the prices so reported and may revise any such prices if the differential reported is higher than that generally prevailing during December, 1942, in the local market area or an adjoining area.

(ii) A seller of approved fluid milk who did not sell premium milk, or who sold only premium milk during December, 1942, may not add any premium to the maximum prices established under this area adjustment unless he first files an application in writing in duplicate with the Regional Office of the Office of Price Administration, Dallas, Texas, for permission to sell such premium milk at prices requested, and has been granted a price at which to sell such premium milk under an appropriate order issued by such Regional Office; *Provided*, That on and after March 30, 1946, any seller may sell Homogenized milk fortified with Vitamin D and Jersey Creamline and

[1] 8 F.R. 9835, 9885, 10514, 12793, 13060, 13724, 15259, 15705, 16604, 16428, 16919, 17199; 9 F.R. 343, 1328, 2176, 3655, 4985, 5586, 6451, 9996, 10358, 14017, 15108; 10 F.R. 1974.

from the vehicle registration card. When the vehicle is

Golden Guernsey milks (if the two latter types are sold under the terms of a currently valid license) as premium milks at a premium differential of one cent per quart above the seller's established price for standard milk, and provided further that such seller shall file a report with the Regional Office of the Office of Price Administration, Dallas, Texas, within ten days after the first sale of each of said three types of milk, showing (*a*) the date of sale, (*b*) type of milk sold, (*c*) the seller's price for standard milk, (*d*) the seller's maximum price established hereunder, (*e*) class of purchaser, (*f*) place of sale, (*g*) copy of current license in the cases of Jersey Creamline and Golden Guernsey.

Any application filed pursuant to the foregoing subdivision (ii) shall contain the following:

(*1*) A description of the different types of premium milk sold in the area in which the applicant desires to establish maximum prices for premium milk. If no premium milk is sold in the area served by the seller, the application shall so state.

(2) The maximum prices of such premium milk established pursuant to paragraph (2) by other sellers of premium milk in the area served by the applicant;

(3) A specific description of the kind, grade and quality of the premium milk or milks concerning which the application is made.

(*4*) A full and complete statement of the reasons justifying the application for classifying such milk as premium milk. It shall include a full statement showing that a denial of the application will result in substantial hardship to the applicant; and

(5) The amount of premium differential requested.

(3) *Certain sales in adjoining areas where higher maximum prices are established within Region V.* A seller who distributes 50 percent or more of the total volume of approved fluid milk handled by him in any area for which the listed specific maximum prices for containers of one gallon or less for a particular type of sale are higher than that for another area into which he delivers less than 50 percent of his milk may charge the maximum prices applicable to the higher priced area: *Provided*, That the milk is approved for sale for human consumption under the sanitary, health and other local requirements of the area into which more than 50 percent of his total sales occur:

Provided, further, That such seller shall within 30 days after the effective date of this Regulation file with the Regional Office of the Office of Price Administration, Region V, Dallas, Texas, a report giving the location of such seller's plant or establishment, a statement showing that he does sell 50 percent or more of his approved fluid milk in such area, and a list of all cities, towns, or communities outside of such area into which he delivers such milk.

A seller who purchases approved fluid milk in containers of one gallon or less in one area for which the applicable listed maximum prices are higher than for another area in which he makes deliveries may charge purchasers of such milk the maximum resale prices applicable to the area from which he receives his supply. The seller shall file the name and address of his supplier and the names of each city, town or community in which he resells.

Any retailer purchasing such milk for resale may likewise use the maximum price established for the area where the supplier sell 50 percent or more of his approved fluid milk.

(4) *Maximum prices for sales in West Memphis, Arkansas, and Marion, Arkansas.* The maximum prices for the sale of approved fluid milk in West Memphis, Arkansas, and Marion, Arkansas shall be the maximum prices established by any regulation or order of the Office of Price Administration for any comparable seller of approved fluid milk in the City of Memphis, Tennessee.[1]

(5) *Sales to Army and Navy.* Unless the seller has entered into a contract prior to March 13, 1943,[2] and commenced deliveries under such contract prior to that date, the maximum price for sales or deliveries to the Army or Navy in the Dallas Regional area shall be:

(i) *Where the seller is located within the Dallas Regional Area.* The maximum price shall be the foregoing listed maximum price for a particular size container applicable to sales to stores in the area wherein such plant is situated, plus a premium of ½ cent per quart, or a proportionate amount for a part of a quart, or, at the election of such seller, the actual transportation costs from such plant to destination not to exceed lowest common carrier rates. In the event the seller elects to add the transportation costs in lieu of the ½ cent premium he shall, within 10 days after entering into any contract with the Army or Navy, or the making of the first delivery to a camp, post, or other Army or Navy destination, where no contract is entered into, file with the Regional Office of the Office of Price Administration, Dallas, Texas, a statement showing the transportation charges which he proposes to add, together with the method of computing them, the location of the plant, and the destination of such milk.

(ii) *Where the plant of the seller is located outside of the Dallas Regional area.* The maximum price shall be the maximum wholesale price for sales to stores, hotels, restaurants, and institutions established for the particular seller by an applicable regulation or order issued by the Office of Price Administration, plus ½ cent per quart or, at the election of such seller, such wholesale price plus the actual transportation cost from the seller's plant to destination not to exceed the lowest common carrier rates. In the event the seller elects to use such wholesale price plus transportation costs, he shall, within 10 days after entering into any Army or Navy contract or making the first delivery to a particular camp, post, or other Army or Navy destination, where no contract is entered into, file with the Regional Office of the Office of Price Administration, Dallas, Texas, a statement showing such wholesale price, and the transportation charges which he proposes to add to such price, together with the method of computing them, the location of his plant, and the destination of such milk.

(iii) The ½ cent per quart premium provided for Army or Navy sales shall apply to any type of container in which the "approved fluid milk" is delivered.

(iv) The Regional Office of the Office of Price Administration, Dallas, Texas, may correct any price so determined.

(6) *Fractional cents.* On sales of one unit, wherein the price specified in this subparagraph of Supplementary Regulation No. 14A, contains a fractional cent, the seller may adjust the price upward to the nearest cent. On sales of more than one unit, where the unit price is expressed in a fraction of a cent, the exact price established by this subparagraph shall be multiplied by the number of units. If such computations result in a fractional cent, the total shall be adjusted up or down to the nearest cent; and in such adjustment a half-cent may be adjusted upward to the nearest cent. "Home deliveries" shall be considered multiple unit sales unless separate collections are made for single units delivered.

(b) *Definitions.* (1) "Approved fluid milk" means fluid cow's milk, whether raw or pasteurized, meeting the minimum butterfat content, sanitary and health requirements for fluid milk for human consumption in the particular area wherein it is delivered, including standards set by the Army or Navy Purchasing Officer making purchases for the Armed Forces of the United States.

(2) "Premium milk" means any of the following: Certified milk; Homogenized milk whose Vitamin D content has been artificially increased; any other approved fluid milk for which the particular seller customarily charged a premium during December 1942 in excess of such seller's established maximum price for his standard and approved fluid milk; any other milk which has been classified as a premium milk, prior to the date of sale, by an order issued by the Dallas Regional Office of the Office of Price Administration; or Jersey Creamline milk and Golden Guernsey milk when sold under the terms of a currently valid license.

(3) "Sales to the Army and Navy" shall include deliveries in the Dallas Regional area to the Armed Forces of the United States, including deliveries to Post Exchanges, Officers' Messes and Ship stores.

(4) "Dallas Regional Area" means the territory lying within the geographical boundaries of the following states: Arkansas, Kansas, Louisiana, Missouri, Oklahoma, and Texas.

(5) "City, town, county, parish and township" means all of and only the territory lying with the geographical boundaries of a named city, town, county, parish or township, as the case may be.

[1] *Sales in Memphis, Tennessee.* Maximum prices for sales in the City of Memphis, Tennessee, are not provided for in this *subdivision of Supplementary Regulation No. 14A.*

[2] *Sales and deliveries to Army or Navy under contract entered into prior to March 13, 1943.* Maximum prices for deliveries under such contracts are not affected by this subdivision.

"City, town" shall include incorporated and unincorporated cities, towns, and villages.

(6) "Area", unless the context manifestly requires, means the territory lying within the geographical boundaries of any city, town, or other community listed in the appendix. However, where in the appendix the phrase "all other localities" appears, it shall embrace all sellers in such localities whether or not they are actually located in an incorporated or unincorporated city, town or village.

(c) *Exemptions.* The maximum prices set by this subdivision do not apply to buttermilk and chocolate or other flavored milk. The listed maximum prices are applicable only to fluid sweet milk.

(d) *Adjustment of established maximum prices.* The Regional Office of Region V of the Office of Price Administration, Dallas, Texas, may also, upon application of any seller or group of sellers, or on its own motion, adjust any maximum price established under this subdivision (vii) of Supplementary Regulation No. 14A, in accordance with the adjustment provisions of § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation and § 1351.807 of Maximum Price Regulation No. 280.

APPENDIX A—CLASSIFICATION OF COMMUNITIES AND LOCALITIES

ARKANSAS

Area 1A

Camden
Crossett & West Crossett
El Dorado
Eudora
Lake Village
Little Rock
Monticello
North Little Rock
Pine Bluff

Area 1

Brinkley
Ft. Smith
Fordyce
Forrest City
Helena
Hope
Hot Springs
Marianna
Marvell
Texarkana
Stuttgart
Van Buren
Warren
West Helena

Area 2A

Arkadelphia
Batesville
Bauxite
Bearden
Benton
Black Rock
Blytheville
Conway
Clarendon
Dermott
DeWitt
Earl
Hamburg
Harrisburg
Hoxie
Huttig
Jonesboro
Lepanto
Lonoke
Magnolia
Malvern
Morrilton
McGehee
Marked Tree
Newport
Norphlet
Osceola
Paragould
Parkin
Powhatan
Russellville
Sheridan
Smackover
Stephens
Trumann
Walnut Ridge
Wilson
Wynne

Area 2

Ashdown
DeQueen
Fayetteville
Harrison
Lewisville
Nashville
Paris
Searcy
Stamps

Area 3

All other localities in Arkansas

KANSAS

Area 1A

Kansas City
Leavenworth and Fort Leavenworth
Olathe
Wichita and Eastboro
Hutchinson
Salina
Topeka

Area 2A

Abilene
Anthony
Arkansas City
Atchison
Augusta
Baxter Springs
Chanute
Coffeyville
Columbus
El Dorado
Emporia
Fort Scott
Galena
Independence
Iola
Junction City
Lawrence
Manhattan
McPherson
Newton
Osawatomie
Ottawa
Parsons
Pittsburg
Sedan
Wellington
Winfield

Area 2

Clay Center
Concordia
Dodge City
Garden City
Great Bend
Hays
Herington
Larned
Liberal
Lyons
Marysville
Pratt
Russell

Area 3

All other Localities in Kansas

LOUISIANA

Area A

Gretna
Lake Charles
New Orleans
Westwego

Area 1A

Alexandria
Bastrop
Baton Rouge and North Baton Rouge
Clayton
De Ridder
Ferriday
Houma
Jena
Lake Providence
Leesville
Mansfield
Many
Minden
Monroe
Oak Grove
Pineville
Ruston
Shreveport and Bossier City
Tallulah
West Monroe

Area 1

Abbeville
Arcadia
Bogalusa
Clinton
Colfax
Columbia
Covington
Crowley
Elizabeth
Eunice
Farmerville
Franklin (St. Mary Parish)
Hammond
Haynesville
Homer
Jackson
Jennings
Jonesboro
Jonesville
Kentwood
Lafayette
Melville
Morgan City
Natchitoches
New Iberia
Oakdale
Oberlin
Olla
Opelousas
Plaquemine
Ponchatoula
Rayne
Slidell
Thibodaux
Ville Platte
Welsh
Winnfield
Winnsboro

Area 2A

Bernice
Campti
Clarks
Cotton Valley
Coushatta
Delhi
Gibsland
Hodge
Merryville
Oil City
Peason
Plain Dealing
Rayville
Reddell
Spring Hill
Vidalia
Vivian
Zwolle

Area 2

All Other Localities in Louisiana

MISSOURI

Area A

St. Louis and St. Louis County

Area 1A

Excelsior Springs
Independence
Kansas City
Liberty
St. Charles

Area 1

Boonville
Columbia
Crystal City
De Soto
Festus
Fulton
Hannibal
Jefferson City
Louisiana
Mexico
Moberly
Rolla
Springfield
St. Joseph
Washington

Area 2A

Aurora
Brookfield
Cape Girardeau
Caruthersville
Carthage
Carrollton
Charleston (Mississippi County)
Chillicothe
Clinton
Dexter
Joplin
Kennett
Kirksville
Lebanon
Lexington
Macon
Marshall
Maryville
Monett
Neosho
Nevada
Poplar Bluff
Richmond
Sedalia
Sykeston
Trenton
Warrensburg
Webb City
West Plains
St. Francois County
Madison County
Boone
Callaway
Cole
Crawford
Dent
Franklin
Gasconade
Howard
Jefferson
Lewis
Lincoln
Maries
Marion
Monroe
Montgomery
Osage
Phelps
Pike
Ralls
Randolph
St. Charles
Texas
Warren
Washington

Area 2

All Other Localities in Missouri, except those listed individually or by counties in Areas A, 1A, 1, 2A, or 2 above.

OKLAHOMA

Area 1A

Muskogee
Norman
Oklahoma City and Nichols Hills
Tulsa and Sand Springs

Area 1

Bartlesville
Bristow
Claremore
Edmond
El Reno
Enid
Lawton
Okmulgee
Sapulpa
Shawnee

Area 2A

Ada
Anadarko
Ardmore
Blackwell
Chickasha
Cushing
Drumright
Duncan
Durant
Guthrie
Henryetta
Holdenville
Hugo
McAlester
Mangum
Miami
Pauls Valley
Pawhuska
Perry
Picher
Ponca City
Poteau
Seminole
Stillwater
Sulphur
Tahlequah
Vinita
Wagoner
Wewoka

Area 2

Altus
Alva
Clinton
Elk City
Frederick
Hobart
Woodward

Area 3

All other localities in Oklahoma

TEXAS

Area A

Alpine
Beaumont
Brackettville
Brownsville
Corpus Christi
Crystal City
Del Rio
Donna
Eagle Pass
Edinburg
El Paso
Ft. Davis
Ft. Stockton
Galveston
Harlingen
Houston (including West University Heights and the Tri-City Area of Pelly, Goose Creek, and Baytown)
Kingsville
Laredo
Marfa
McAllen
Mercedes
Mission
Orange
Pharr
Port Arthur
Raymondville
Rio Grande City
San Benito
Sanderson
Sierra Blanca
Texas City
Uvalde
Van Horn
Victoria
Weslaco

Area 1A

Abilene
Austin

Belton
Big Spring
Brownwood
Conroe
Dallas (including University Park and Highland Park and Grand Prairie)
Fort Worth and Arlington
Midland
Mineral Wells
Pecos
San Antonio and Alamo Heights
San Angelo
Sweetwater
Temple
Waco
Wichita Falls

Area 1

Alice
Amarillo
Aransas Pass
Bay City
Beeville
Borger
Brenham
Bryan
Cuero
Dalhart
Dumas
Edna
Electra
Freeport
Gatesville
Gladewater
Huntsville
Kerrville
Kermit
Kilgore
Killeen
Kountze
Liberty
Livingston
Longview
Lubbock
Marshall
Monahans
Navasota
Odessa
Palacios
Pampa
Paris
Refugio
Robstown
Silsbee
Texarkana
Tyler
Vernon
Velasco
Wharton
Wink
Yoakum

Area 2A

Athens
Ballinger
Bonham
Boerne
Bowie
Brady
Breckenridge
Brownfield
Calvert
Cameron
Childress
Cisco
Clarksville
Cleburne
Coleman
Colorado City
Commerce
Corsicana
Crockett
Denison
Denton
Eastland
Eldorado
Ennis
Floydada
Gainsville
Georgetown
Gonzales
Graham
Greenville
Henderson
Hereford
Hillsboro
Hondo
Jacksonville
Junction
Kaufman
Lamesa
Littlefield
Lockhart
Lufkin
Luling
Marlin
McKinney
Mexia
Mt. Pleasant
Nacogdoches
Newcastle
New Braunfels
Olney
Ozona
Palestine
Plainview
Ranger
Rusk
San Marcos
Seguin
Seminole
Sherman
Sonora
Stamford
Stephenville
Sterling City
Sulphur Springs
Taylor
Terrell
Waxahachie
Weatherford

Area 2

All other localities in the following counties, other than those listed above in Area A, 1A, 1, or 2A.

Aransas
Austin
Bee
Brazoria
Brewster
Brooks
Calhoun
Cameron
Chambers
Colorado
Crockett
Culberson
DeWitt
Dimmit
Duval
Edwards
El Paso
Fayette
Fort Bend
Frio
Galveston
Goliad
Hardin
Harris
Hidalgo
Hudspeth
Jackson
Jasper
Jeff Davis
Jefferson
Jim Hogg
Jim Wells
Karnes
Kenedy
Kinney
Refugio
Lavaca
LaSalle
Liberty
Live Oak
Loving
McMullen
Matagorda
Maverick
Montgomery
Newton
Nueces
Orange
Pecos
Presidio
Real
Reeves
Refugio
San Patricio
Starr
Terrell
Tyler
Uvalde
Val Verde
Victoria
Waller
Ward
Washington
Webb
Wharton
Willacy
Winkler
Zapata
Zavala

Area 3

All other localities in Texas not listed individually or by counties above.

This amendment shall become effective March 30, 1946.

Issued this 25th day of March 1946.

NOTE: All reporting provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

PAUL A. PORTER,
Administrator.

Approved: March 15, 1946

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4910; Filed, Mar. 25, 1946; 11:26 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 35]

SALES AT WHOLESALE OF CERTAIN COTTON PRODUCTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Section 2.7 of Supplementary Regulation 14E is amended in the following respects:

1. Subparagraph (3) of paragraph (r) is redesignated subparagraph (4).

2. Subparagraph (3) is added to read as follows:

(3) *Maximum prices for sales at wholesale by "manufacturing-jobber."* On sales to retailers, the maximum price for sales by "manufacturing-jobbers", defined in subparagraph (4) (iii), of articles which are manufactured by and which he purchases from another manufacturer shall be the sum of the net cost of the article being priced and an amount derived by applying the seller's "1942 mark up" less 16% to that net cost.

3. Subdivision (iii) is added to subparagraph (4) to read as follows:

(iii) The term "manufacturing-jobber" means a manufacturer of branded merchandise who does not manufacture his entire line of articles described in subparagraph (1) above, but who purchases from another manufacturer and sells such articles under his own brand name.

This amendment shall become effective March 30, 1946.

[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4911; Filed, Mar. 25, 1946; 11:27 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 169]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Section 15, Appendix H, Table 9 (Maximum Prices for Watermelons) is amended in the following respects:

1. Column 4 of item 1 and 2 is amended to read "January 1–July 4".

2. Column 4 of item 3 and 4 is amended to read "July 5–December 31".

This amendment shall become effective March 30, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4913; Filed, Mar. 25, 1946; 11:26 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Order 130-D]

PART 12—AMATEUR RADIO: STATIONS AND OPERATORS

FREQUENCY BANDS

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 13th day of March 1946;

Whereas by Order No. 130-A, dated November 14, 1945, as amended by Order No. 130-B, dated January 16, 1946, and as further amended by Order No. 130-C, dated February 20, 1946, the Commission made available for amateur station operation certain frequency bands; and

Whereas the frequency band 235 to 240 megacycles is now available for amateur station operation and is expected to remain available until January 1, 1949, and

Whereas the frequency band 27.185 to 27.455 megacycles, allocated by Commission action in Docket No. 6651 for operation of scientific, industrial and medical apparatus, is also available for amateur station operation; and

[1] 10 F. R. 6021, 7500, 7559, 7578, 7668, 7693, 7799, 8069, 8239, 8293, 8612, 8467, 8611, 8957, 8965, 8036, 9023, 9118, 9119, 9277, 9447, 9623, 9923, 1187, 10025, 10229, 10311, 10303, 11672, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13395, 13776, 14027, 15025, 15174; 11 F. R. 557, 603, 1102, 1356, 1213, 1526.

Whereas the frequency band 3700 to 4000 kilocycles will become available for amateur station operation on April 1, 1946, 3:00 a. m. Eastern Standard Time (subject thereafter to such final decision as the Commission may make in Docket No. 6651 regarding allocations below 25 megacycles);

It is hereby ordered, That the second ordering clause of Order No. 130-A as amended by Order No. 130-B, as further amended by Order No. 130-C, be and it is hereby further amended to read as follows:

2. (a) The following frequency bands are available for use for amateur station operation, subject to the limitations and restrictions set forth herein:

(1) 3700 to 4000 Kc., using type A1 emission, and, on frequencies 3900 to 4000 Kc., type A3 emission, subject to the restriction that A3 emission may be used only by an amateur station which is licensed to an amateur operator holding Class A privileges and then only when operated and controlled by an amateur operator holding Class A privileges. This band may be used for amateur station operation on and after, but not before, April 1, 1946, 3:00 a. m., Eastern Standard Time. Use of this band is restricted to amateur stations within the continental limits of the United States.

(2) 27.185 to 27.455 Mc., using types A0, A1, A2, A3 and A4 emissions, and also special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques). This band is subject to use also for operation of scientific, industrial and medical apparatus.

(3) 28.0 to 29.7 Mc., using type A1 emission.

(4) 28.1 to 29.5 Mc., using type A3 emission.

(5) 28.95 to 29.7 Mc., using special emission for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques).

(6) 50.0 to 54.0 Mc , using types A1, A2, A3 and A4 emissions and, on frequencies 52.5 to 54.0 Mcs., special emission for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques).

(7) 144 to 148 Mc., using types A1, A2, A3 and A4 emissions and special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques). The portion of this band between 146.5 and 148 Mc. shall not be used, however, by any amateur station located within 50 miles of Washington, D. C., Seattle, Washington, or Honolulu, T. H.

(8) 235 to 240 Mc., using types A1, A2, A3 and A4 emissions and special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques).

(9) 420 to 430 Mc., 1215 to 1295 Mc., 2300 to 2450 Mc., 5250 to 5650 Mc., 10,000 to 10,500 Mc., and 21,000 to 22,000 Mc., using on those six bands, types A1, A2, A3, A4 and A5 emissions and special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques). Peak antenna power on the band 420 to 430 Mc. shall not exceed 50 watts.

(b) No frequencies other than those assigned in this order shall be used for amateur operation.

This order shall become effective immediately.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4928; Filed, Mar. 25, 1946; 11:38 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

[Docket No. AO-117-A6]

WASHINGTON, D. C., MILK MARKETING AREA

NOTICE OF HEARING ON HANDLING OF MILK

Proposed amendments to the tentatively approved marketing agreement, as amended, and to the order as amended, regulating the handling of milk in the Washington, D. C., milk marketing area.

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and in accordance with the applicable rules of practice and procedure, as amended (7 CFR, Cum. Supp., 900.1 et seq., 10 F.R. 11791), notice is hereby given of a hearing to be held at Jefferson Memorial Auditorium, South Agriculture Building, United States Department of Agriculture, Washington, D. C., beginning at 10 a. m., e. s. t., April 1, 1946.

Such hearing to be held at the time and place indicated is for the purpose of receiving evidence with respect to the economic or marketing conditions relating to the proposed amendments as hereinafter set forth to the tentatively approved marketing agreement, as amended, and to the order, as amended, regulating the handling of milk in the Washington, D. C., milk marketing area. These amendments have not received the approval of the Secretary of Agriculture.

The proposed amendments are:

I. *Proposed by Maryland and Virginia Milk Producers' Association, Inc.* a. Amend paragraph (a) § 945.7 to read as follows:

§ 945.7 *Minimum prices*—(a) *Class prices.* Each handler shall pay not less than the following prices per hundredweight of 4 percent milk, subject to (b), (c), (d), (e), and (f) of § 945.10 for milk received from producers and associations of producers at a producer milk plant.

(1) *Class I.* The price for Class I milk shall be $4.60 and if Federal subsidies to producers are discontinued plus $ .62 or the amount computed pursuant to (4) of this paragraph.

(2) *Class II.* The price for Class II milk shall be $3.55 and if Federal subsidies to producers are discontinued plus $ .62 or the amount computed pursuant to (4) of this paragraph.

(3) (No change in Class III.)

(4) If dairy production subsidies are continued, but at rates lower than the rates paid in 1945, the Class I and Class II prices shall be increased by the amount per hundredweight by which Federal subsidy payments to producers in any delivery period are less than the Federal subsidy, including drought payments, paid in the corresponding delivery period of the calendar year 1945.

b. Amend subparagraph (2) paragraph (c) of § 945.10 by adding the following to the sentence: *"Provided*, That no deduction shall be made if numerical farm scores are not assigned such producers by the Maryland Health authorities."

NOTE: This proposal could be accomplished by appropriate amendment of § 945.10 (d), and this alternative may be considered at the hearing.

II. *Proposed by W. H. Fulks, a producer.* Eliminate § 945.10 (g) which provides for the deduction of 30 cents per hundredweight from producers' payments in April, May and June for the purpose of establishing a seasonal adjustment fund that is paid out to producers on the basis of their deliveries in September, October, and November.

III. *General proposal by Dairy Branch, Production and Marketing Administration.* Make such other changes as may be required to make the entire marketing agreement and order conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and of the tentatively approved marketing agreement, as amended, and of the order, as amended, now in effect may be procured from the Market Administrator, 1731 Eye Street NW., Washington, D. C., or may be there inspected.

Dated: March 22, 1946.

G. T. PEYTON,
Acting Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration.

[F. R. Doc. 46-4936; Filed, Mar. 25, 1946; 11:19 a. m.]

GREATER KANSAS CITY MARKETING AREA

NOTICE OF PROPOSED AMENDMENTS WITH RESPECT TO HANDLING OF MILK

Notice of report and opportunity to file written exceptions on proposed amendments to the order (No. 13), as amended, and to a proposed marketing agreement, regulating the handling of milk in the Greater Kansas City marketing area.

Pursuant to the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders, as amended (7 CFR, Cum. Supp., 900.1 et seq., 10 F.R. 11791), notice is hereby given of the filing with

the hearing clerk of the report of the Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration, United States Department of Agriculture, with respect to proposed amendments to the Order, as amended, and to a marketing agreement, regulating the handling of milk in the Greater Kansas City marketing area, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). Interested parties may file exceptions to this report with the Hearing Clerk, Office of the Solicitor, Room 1331, South Building, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the 10th day after the publication of this report in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

The public hearing, on the record of which the proposed amendments were formulated, was initiated by the Production and Marketing Administration, United States Department of Agriculture, following receipt of petitions filed by the Pure Milk Producers' Association of Greater Kansas City, the Leavenworth Cooperative Pure Milk Association, and the Bates County Milk Producers' Association, and was held at Kansas City, Missouri, January 16, 1946, following a notice of hearing, dated January 8, 1946.

The issues developed at the hearing were concerned with (1) inclusion in the order of seasonal price adjustments price whereby a deduction is made in the computation of the uniform price in the months of heavy production, and the amount deducted and withheld is then paid to producers during the months of short production and (2) with deletion of the "base-rating plan" from the order.

The conclusions reached with respect to these issues, together with some of the supporting reasons for such conclusions, are set forth below:

1. A provision should be included in the order with respect to a plan of seasonal price adjustments whereby a deduction is made in the computation of the uniform price in the months of heavy production and the amount deducted is paid to producers during the months of short production.

2. The provisions of the order with respect to the "base-rating plan" should be deleted from the order. These provisions of the order have been in suspension for the past few years and probably could not be made effective again without additional amendments to the order.

The purpose of the plan is to encourage producers to shift part of their production from the spring to the fall months. The record indicates that there has been, during the last four years, a great deterioration in the seasonal production pattern on the Kansas City market, and virtually all of the increased supply of milk since 1941 has been produced during the spring months, while the increase in demand for milk on the market, has been virtually uniform throughout the year. Accordingly, at the present time this market is extremely short of milk during the fall and winter months, yet has a sizeable surplus during the late spring and early summer.

The proposed plan has been advanced as the means most likely to accomplish the desired shift in production as it would result in a financial incentive for fall and winter production. It was indicated that payment directly by the market administrator would make the plan more effective than would payment through the handler in the form of a higher uniform price and that the receipt of two checks would serve to emphasize the higher price producers were receiving for fall milk and would result in more producers shifting over to fall production.

The following proposed amendments are recommended as the detailed means by which these conclusions may be carried out. The proposed marketing agreement is not included in this report because the proposed amendments applicable to it would be the same as those set forth below with respect to the order, as amended, and recommended to be amended.

1. Delete § 913.3 (a) (7) and renumber (8), (9), and (10) respectively as (7), (8), and (9).

2. Delete § 913.5 (a) (2) and renumber (3), (4), (5), (6), (7), and (8) respectively as (2), (3), (4), (5), (6), and (7).

3. Delete § 913.10 and renumber §§ 913.11, 913.12, 913.13, 913.14, and 913.15 respectively as §§ 913.10, 913.11, 913.12, 913.13 and 913.14.

4. Delete in § 913.4 (c) (2) "913.13" and substitute therefor the following: "913.12."

5. Delete in § 913.4 (c) (4) "913.11" and substitute therefor the following: "913.10."

6. Delete in § 913.5 (d) (3) "913.11" and substitute therefor the following: "913.10."

7. Delete in § 913.7 (a) "913.11" and substitute therefor the following: "913.10."

8. Delete in § 913.8 (a) "913.12, and 913.13" and substitute therefor the following: "and 913.12."

9. Delete in § 913.9 (a) (5) "913.11" and substitute therefor the following: "913.10."

10. Amend § 913.9 (b) to read as follows:

(b) *Computation and announcement of the uniform price.* The market administrator shall compute and announce the uniform price per hundredweight of milk received during each delivery period in the following manner:

(1) Combine into one total the net pool obligations computed pursuant to (a) of this section of all handlers who made the reports prescribed by § 913.5 and who made the payments prescribed by § 913.10 for the previous delivery period;

(2) Add the amount of the location differentials applicable pursuant to § 913.10 (d);

(3) For each of the delivery periods of May, June, and July, subtract an amount, equal to 20 cents per hundredweight of the total amount of milk received by handlers from producers and included in these computations, to be retained in the producer-settlement fund for the purpose specified in § 913.10 (h) (2);

(4) Add an amount equal to one-half of the unobligated balance in the producer-settlement fund;

(5) Divide by a figure equal to the total hundredweight of milk received by handlers from producers and included in these computations;

(6) Subtract from the figures computed pursuant to (5) of this paragraph not less than 4 cents nor more than 5 cents for the purpose of retaining in the producer-settlement fund a cash balance to provide against errors in reports and payments or delinquencies in payments by handlers. This result shall be known as the uniform price for such delivery period for the milk of producers containing 3.8 percent butterfat; and

(7) On or before the 10th day after the end of such delivery period, mail to all handlers (i) such of these computations as do not disclose information confidential pursuant to the act; (ii) the uniform price per hundredweight computed pursuant to (6) of this paragraph; (iii) the prices for Class I milk, Class II milk, and Class III milk; and the butterfat differentials computed pursuant to § 913.7 (c) and § 913.10 (c).

11. Amend § 913.10 (a) to read as follows:

(a) *Time and method of payment.* On or before the 12th day after the end of each delivery period, each handler, after deducting the amount of the payment made pursuant to (b) of this section, and subject to the differentials set forth in (c) and (d), respectively, of this section, shall make payment to producers at the uniform price per hundredweight computed pursuant to § 913.9 (b) for the total quantity of milk received from such producers.

12. Amend § 913.10 (d) to read as follows:

(d) *Location differentials.* For milk received from producers at plants approved by any applicable health authority for the receiving of milk to be sold or disposed of as milk or cream in the marketing area and located outside the marketing area but more than 30 miles by the shortest highway route from such handler's plant approved by an applicable health authority for the receiving of milk to be sold or disposed of as milk or cream in the marketing area and located within the marketing area, each handler, in making payments pursuant to (a) of this section shall deduct, with respect to all milk received from such producers, the amount per hundred weight specified for the distance of such plant located outside the marketing area from such handler's plant located within the marketing area, as follows: not more than 45 miles, 17 cents per hundred weight; for each additional 10 miles or fraction thereof up to 75 miles, an additional 1½ cents per hundredweight; and for each additional 10 miles or fraction thereof beyond 75 miles, an additional ½ cent per hundredweight.

13. Amend the last sentence in § 913.10 (f) to read as follows:

Immediately after computing the uniform price for each delivery period, the market administrator shall compute the amount by which each handler's net pool obligation is greater or less than the sum required to be paid producers pursuant to this section by such handler, and shall enter such amount on such handler's account as such handler's pool debit or credit, as the case may be, and render such handler a transcript of his account.

14. Amend § 913.10 (h) by inserting the figure "(1)" after the heading of such paragraph, and adding as subparagraph (2) the following:

(2) On or before the 15th day after the end of each of the delivery periods of October, November, and December, the market administrator shall pay out of the producer-settlement fund to each producer an amount computed as follows: divide one-third of the total amount held pursuant to § 913.9 (b) (3) by the hundredweight of milk delivered by producers during the delivery period involved (October, November, or December, as above) and apply the resulting amount per hundredweight to the milk of each producer for such delivery period: *Provided*, That payments under this subparagraph due any producer who has given authority to a cooperative association which is qualified pursuant to § 913.11 (b), to receive payment for his milk shall be distributed to such cooperative association if the cooperative association requests receipt of such payment.

15. Delete in § 913.11 (a) "913.11 (a) (1) and (a) (2)" and substitute therefor the following: "913.10 (a)."

16. Delete in § 913.11 (b) "913.11 (a) (1) and (a) (2)" and substitute therefor the following: "913.10 (a)."

This report filed at Washington, D. C., this 22d day of March 1946.

G. T. PEYTON,
Acting Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46-4907; Filed, Mar. 25, 1946; 11:19 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 475]

UNLOADING OF GROUND PEANUT HULLS AT MUSKOGEE, OKLA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 22d day of March A. D. 1946.

It appearing, that car ACL 46591 containing ground peanut hulls at Muskogee, Oklahoma, on the St. Louis-San Francisco Railway Company (Frank A. Thompson, Trustee), has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action; it is ordered, that:

Ground peanut hulls at Muskogee, Oklahoma, be unloaded. (a) The St. Louis-San Francisco Railway Company (Frank A. Thompson, Trustee), its agents or employees, shall unload forthwith car ACL 46591 loaded with ground peanut hulls now on hand at Muskogee, Oklahoma, consigned to Muskogee Mill and Elevator Company.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon the St. Louis-San Francisco Railway Company (Frank A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-4903; Filed, Mar. 25, 1946; 11:16 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5967]

MORRIS KAUFFMANN

In re: Trust under the will of Morris Kauffmann, deceased; File No. D-28-9426; E. T. sec. 12608.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Julius Kauffmann in and to the Trust created under the Will of Morris Kauffmann, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Julius Kauffmann, Germany.

That such property is in the process of administration by Elwood P. Kirkman, as Substituted Trustee, acting under the judicial supervision of the Atlantic County Orphans' Court, Atlantic City, New Jersey;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4829; Filed, Mar. 22, 1946; 11:26 a. m.]

[Vesting Order CE 174]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN COOK COUNTY, ILL., COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

ing the late spring and early summer.

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Fascha Gurewitz	Latvia	Estate of Morris J. Hurwitz, deceased, Probate Court, Cook County, Ill.; Docket No. 433; Page 471; File No. 44-P-5668.	$111.00
		Item 2	
Otilie Sladek	Czechoslovakia	Estate of Kristina Horlivy, deceased, Probate Court, Cook County, Ill.; Docket No. 383; Page 80; File No. 40-P-2548.	52.00
		Item 3	
Mary Fibikar	Czechoslovakia	Same	52.00
		Item 4	
Demetrois Pantopulos	Greece	Estate of Peter Pantapulos, deceased, Probate Court, Cook County, Ill.; Docket No. 430; Page 432; File No. 44-P-2887.	34.00
		Item 5	
John Pantopulos	Greece	Same	34.00
		Item 6	
Ida Sarluska	Czechoslovakia	Estate of Mary Sarluska, deceased, Probate Court, Cook County, Ill.; Docket No. 436; Page 515; File No. 44-P-8824.	80.00
		Item 7	
Fredrikke Olsen	Norway	Estate of Marie A. Olsen, deceased, Probate Court, Cook County, Ill.; Docket No. 433; Page 118; File No. 44-P-5165.	44.00

[F. R. Doc. 46-4837; Filed, Mar. 22, 1946; 11:27 a. m.]

[Vesting Order 5968]

STANLEY KENDZIERSKI

In re: Estate of Stanley Kendzierski, deceased; File D-28-6680; E. T. sec. 5414.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Eva Grudinski in and to the estate of Stanley Kendzierski, deceased, including particularly the sum of $2,455.17, plus the accretions, in the possession of William J. Roh, County Building, Grand Rapids, Michigan, as Trustee for Eva Grudinski, pursuant to order of the Probate Court for the County of Kent, Grand Rapids, Michigan, dated May 17, 1943, in the matter of the estate of Stanley Kendzierski, deceased, subject to any lawful fees and disbursements of William J. Roh, Trustee,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Eva Grudinski, Germany.

That such property is in the process of administration by William J. Roh, County Building, Grand Rapids, Michigan, as Trustee of the Estate of Stanley Kendzierski, deceased, acting under the judicial supervision of the Probate Court for the County of Kent, Grand Rapids, Michigan;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4830; Filed, Mar. 22, 1946; 11:26 a. m.]

[Vesting Order CE 173]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN PENNSYLVANIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Henry Barros	France	Estate of Louis Gerderes, deceased, in the Orphans' Court of Philadelphia County, Pa.	$10.00
		Item 2	
Denise Normand	France	Same	10.00
		Item 3	
Marie-Therese Lanine	France	Same	10.00
		Item 4	
Frau Olga Dittmer	Poland	Estate of Wilhelmina Heisse, also known as Wilhelmina A. Heisse and Wilhelmina Haisse, deceased, in the Orphans' Court of Philadelphia, Pa., No. 573 of 1944.	75.00
		Item 5	
Personal representatives, legatees, heirs-at-law, and next-of-kin of Zelie Faget Williams, deceased, names unknown.	France	Estate of Zelie Faget Williams, deceased, in the Orphans' Court of Philadelphia County, Pa.	136.00
		Item 6	
Anna Kowalczyk	Poland	Estate of John Kowalczyk, deceased, in the Orphans' Court of Montgomery County, Norristown, Pa., No. 49,094.	29.00
		Item 7	
Panagiotes Anagnostopoulos	Greece	Estate of Louis Coster, also known as Elias Kostarelis Anagnostopoulos, deceased, in the Orphans' Court of Berks County, Reading, Pa.	26.00
		Item 8	
Velvel Dorotinsky	Russia	Estate of Louis Dorotinsky, deceased, in the Orphans' Court of Philadelphia County, Pa., 3338 of 1943.	40.00
		Item 9	
Chanje Dorotinsky	Russia	Same	40.00
		Item 10	
Chinke Dorotinsky	Russia	Same	40.00

[F. R. Doc. 46-4836; Filed, Mar. 22, 1946; 11:27 a. m.]

[Vesting Order CE 175]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN COOK COUNTY, ILL., COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the

Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Helen Ioanau	Albania	Estate of Charles Johnson, deceased, Probate Court, Cook County, Ill.; Docket No. 444; Page 436; File No. 42-P-4108.	$306.43	The County Treasurer of Cook County, Chicago, Ill.	$28.00
		Item 2			
Athena Donushi	Albania	Same	153.19	Same	14.00
		Item 3			
Anastasia Antoni	Albania	Same	153.19	Same	14.00
		Item 4			
John Ioanau	Albania	Same	38.30	Same	5.00
		Item 5			
Maria Ioanau	Albania	Same	38.30	Same	5.00
		Item 6			
Roveskevi Ioanau	Albania	Same	38.29	Same	5.00
		Item 7			
Christ Ioanau	Albania	Same	38.30	Same	5.00
		Item 8			
Theodore Ioanau	Albania	Same	153.19	Same	14.00
		Item 9			
Chester Laskowski	Poland	Estate of Wladyslwa Laskowski, deceased, Probate Court, Cook County, Ill.; Docket No. 433; Page 262; File No. 44-P-5367.	295.63	Same	36.00
		Item 10			
Joseph Ditz	Czechoslovakia	Estate of Anna Beck, deceased, Probate Court, Cook County, Ill.; File No. 44-P-6376.	964.51	Same	50.00
		Item 11			
Seka Delich, Simo Delich, Stevo Delich, Kata Delich, Stevo Delich, Jr., Nekota Delich, Petar Delich, Duro Delich, and Milka Delich Orlich.	Yugoslavia	Estate of Dane Delich, deceased, Probate Court, Cook County, Illinois; Docket No. 430; Page 167; File No. 44-P-2516.	$2,472.82	Same	111.00
		Item 12			
Heirs of Stanley Dragum, deceased, names unknown.	Poland	Estate of Stanley Dragum, also known as Stanley Dragon, also known as Stanislaw Dragon, deceased, Probate Court, Cook County, Illinois; Docket No. 427; Page 265; File No. 43-P-857-2.	2,838.40	Same	111.00
		Item 13			
Anna Wozniak, Frania Wozniak, Amela Wozniak, Mania Wozniak, Jan Wozniak, Heirs at law, names unknown, of Apolonius Wozniak, deceased.	Poland	Estate of Apolonius Wozniak, deceased Probate Court, Cook County, Illinois; Docket No. 431; Page 106; File No. 44-P-3316.	1,863.26	Same	132.00

[F. R. Doc. 46–4838; Filed, Mar. 22, 1946; 11:27 a. m.]

[Vesting Order CE 176]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, MISSOURI, WISCONSIN, NORTH DAKOTA, KANSAS AND IOWA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
—— Lamperes (first name unknown)	Greece	Estate of Dimitrios Lamperes, deceased, Probate Court of Madison County, Ohio, File No. 9245.	$27.00
		Item 2	
Theodora Lamperes	Greece	Same	14.00
		Item 3	
Nicoleta Lamperes	Greece	Same	14.00
		Item 4	
Lucy Henriette Saulnier d'Anchald de Boise de Courcenay.	1 Square Lamartine, Paris, France	Cornet & Zeibig, Inc., a Corporation vs. Lucy Henriette Saulnier d'Anchald de Boise de Courcenay et al. Circuit Court of the City of St. Louis, Mo. No. 57723 in Equity, Division No. 2.	68.00
		Item 5	
Anton Jorgensen	Denmark	Estate of George Larsen, deceased. County Court of Racine County, Wis.	314.00
		Item 6	
Bertha Jorgensen	Denmark	Same	157.00
		Item 7	
Laurits Jorgensen	Denmark	Same	157.00
		Item 8	
The heirs at law of Marie Amelia Muller, deceased	Luxembourg and France	Estate of Marie Amelia Muller, deceased. Probate Court of Hamilton County, Ohio. File No. 1146.	172.00
		Item 9	
Guri Knudson Samnum	Norway	Estate of John Knutson, deceased, Probate Court, Benson County, N. Dak.	14.00
		Item 10	
Knut K. Urheim	Norway	Same	14.00
		Item 11	
Olav O. Fjordheim	Norway	Same	14.00
		Item 12	
Lars S. Bryeide	Norway	Same	14.00
		Item 13	
Children, names unknown, of Gust Nylund	Finland	Estate of John Anderson, deceased, County Court, Oneida County, Wis.	41.00
		Item 14	
Nels Carlstrom or children, names unknown, of Nels Carlstrom.	Finland	Same	41.00
		Item 15	
Vincas Litvinas	Lithuania	Estate of Anthony Litvinas, Deceased, Probate Court of Cuyahoga County, Ohio. #322243.	13.00
		Item 16	
Magdalena Mazeitis	Lithuania	Same	13.00
		Item 17	
Marc Jona Botyrius	Lithuania	Same	13.00
		Item 18	
Veronica Gurevichius	Lithuania	Same	13.00
		Item 19	
Bedrich Volavka	Czechoslovakia	Estate of John Volavka, Deceased, Probate Court of Harper County, Kans. Case No. 3172.	36.00
		Item 20	
Josef Volavka	Czechoslovakia	Same	36.00
		Item 21	
Elvina V. DeWaele	Belgium	Estate of Leopold (Paul) DeWaele, deceased. In the District Court of Pottawattamie County, Iowa.	43.00
		Item 22	
Maria DeWaele	Belgium	Same	6.00
		Item 23	
Martha DeWaele	Belgium	Same	6.00
		Item 24	
Rachel DeWaele	Belgium	Same	6.00
		Item 25	
Marcel DeWaele	Belgium	Same	6.00
		Item 26	
Marietta DeWaele	Belgium	Same	6.00
		Item 27	
Willy DeWaele	Belgium	Same	6.00
		Item 28	
Rosa DeWaele	Belgium	Same	6.00

[F. R. Doc. 46–4839; Filed, Mar. 22, 1946; 11:27 a. m.]

[Vesting Order CE 177]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Heirs-at-law of Elizabeth J. Larson, deceased, names unknown.	Finland	Estate of Elizabeth J. Larson, deceased, Probate Court of Cook County, Ill., File 44-P-1078 Docket 428, Page 420.	$2,048.03	Victor L. Schlaeger, Treasurer of Cook County, Ill., Chicago, Ill.	$100.00
		Item 2			
Anna Paluba	Czechoslovakia	Estate of John Paluba, deceased, No. 40-P-635, Probate Court, Cook County, Illinois.	1,021.52	Same	14.00
		Item 3			
Anna Paluba Neiman	Czechoslovakia	Same	681.02	Same	9.00
		Item 4			
John Paluba	Czechoslovakia	Same	681.01	Same	9.00
		Item 5			
William Paluba	Czechoslovakia	Same	681.01	Same	9.00
		Item 6			
Town of Trpin	Czechoslovakia	Estate of Josef Schwab, deceased, No. 39-P-3260, Probate Court, Cook County, Ill.	100.00	Same	25.00
		Item 7			
Joseph Holecy	Czechoslovakia	Estate of Sofia Kosteiny, deceased, No. 43-P-5196, Probate Court, Cook County, Ill.	760.23	Same	39.00
		Item 8			
Anna Achimski	Czechoslovakia	Same	760.24	Same	39.00
		Item 9			
John Patrick	Czechoslovakia	Same	155.05	Same	8.00
		Item 10			
Carmella Romemello	Italy	Estate of Antonio D'Agostino, deceased, Probate Court of Cook County, Ill., File 44-P-3111, Docket 430, Page 589.	66.02	Same	10.00
		Item 11			
Angelina Russo	Italy	Same	66.02	Same	10.00
		Item 12			
Peter D'Agostino	Italy	Same	66.02	Same	10.00
		Item 13			
John Wojsk	Poland	Estate of Frank Wojcik, deceased, Probate Court of Cook County, Ill., No. 43-P-42; Doc. 418; page 87.	116.28	Same	35.00

[F. R. Doc. 46-4840; Filed, Mar. 22, 1946; 11:27 a. m.]

[Vesting Order CE 178]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OF PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with represent-

ing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit APC-1;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Chester Laskowski	Poland	Casimer Laskowski vs. Chester Laskowski, et al., Superior Court of Cook County, Ill., No. 45-S-464.	$734.63	Clerk of the Superior Court of Cook County, Chicago, Ill	$185.60
		Item 2			
Anna Fillicle	Yugoslavia	Estate of Theresa Dusak deceased Probate Court of La Salle County, Ottawa, Ill.	244.33	A. C. Woodward, County Treasurer, La Salle County, Court House, Ottawa, Ill.	22.00
		Item 3			
Joseph Setince	Yugoslavia	Same	244.33	Same	22.00
		Item 4			
Dagmar Enevaldson	Denmark	Estate of Eleanora Benson, deceased County Court of Macon County, Ill.	3,577.20	Acc't No. 1,465,649 First National Bank of Chicago, 38 South Dearborn Street, Chicago, Illinois.	52.00
		Item 5			
Marie Bengston	Denmark	Same	3,577.20	Acc't No. 1,465,450 First National Bank of Chicago, 38 South Dearborn Street, Chicago, Illinois.	52.00
		Item 6			
Rahel Kramer	Latvia	Estate of Herman B. Kramer, deceased, Probate Court of Cook County, Ill., file 42-P-4839 Docket 414, Page 19.	1,000.00	Rose Frances Kramer Reis, 4752 Ellis Avenue, Chicago, Illinois and Melba Kramer Baum, 1380 Hyde Park Blvd., Chicago, Illinois.	100.00
		Item 7			
Dora Kramer Pearlman	Latvia	Same	1,000.00	Same	100.00
		Item 8			
Karl Gulich	Czechoslovakia	Estate of Antonia Gulich, dec'd. Probate Court of Cook County, Ill., No. 43-P-5541; Doc. 421; Page 627.	1,128.13	John T. Dempsey, Administrator, 11 South LaSalle Street, Chicago, Illinois.	52.00
		Item 9			
Eleonore Held	Czechoslovakia	Same	1,128.14	Same	52.00
		Item 10			
Anna Cuban	Czechoslovakia	Same	1,128.13	Same	52.00

[F. R. Doc. 46-4841; Filed, Mar. 22, 1946; 11:28 a. m.]

[Vesting Order 6058]

THOMAS ORTLIEB

In re: Estate of Thomas Ortlieb, deceased; File D-28-9505; E. T. sec. 12864.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Fritz Ortlieb, Mathilda Mader, nee Ortlieb, Rosa Kleindienst, nee Ortlieb, Maria Mayer, nee Ortlieb, Ana Maier, nee Ortlieb, William Ortlieb, Joseph Ortlieb, Hans Ortlieb, Sophie Deininger, Dora Ortlieb, Sophie Seitz, Caroline Bayer and Joseph Schmidt, and each of them, in and to the estate of Thomas Ortlieb, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Fritz Ortlieb, Germany.
Mathilda Mader, nee Ortlieb, Germany.
Rosa Kliendienst, nee Ortlieb, Germany.
Maria Mayer, nee Ortlieb, Germany.
Ana Maier, nee Ortlieb, Germany.
William Ortlieb, Germany.
Joseph Ortlieb, Germany.
Hans Ortlieb, Germany.
Sophie Deininger, Germany.
Dora Ortlieb, Germany.
Sophie Seitz, Germany.
Caroline Bayer, Germany.
Joseph Schmidt, Germany.

That such property is in the process of administration by Caroline Kelly, 1008 West Wright Street, Milwaukee 6, Wisconsin, as Administratrix with the will annexed of the estate of Thomas Ortlieb, deceased, acting under the judicial supervision of the County Court of Milwaukee County, Wisconsin, In Probate;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4833; Filed, Mar. 22, 1946; 11:26 a. m.]

[Vesting Order 6073]

KALLE & CO., A. G.

In re: Stock owned by Kalle & Co., A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kalle & Co., A. G., whose last known address is Wiesbaden, Biebrich, Germany, is a corporation organized under the laws of Germany and has its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: a. Fifteen shares of no par value common capital stock of Ozaphane Corporation of America, 19–21 Dover Green, Dover, Delaware, a corporation organized under the laws of the State of Delaware, evidenced by Certificate Number C0006, dated January 8, 1940, and registered in the name of Kalle & Co., A. G., together with all declared and unpaid dividends thereon, and

b. Three hundred shares of $100 par value Class B Preferred capital stock of Ozaphane Corporation of America, 19–21 Dover Green, Dover, Delaware, a corporation organized under the laws of the State of Delaware, evidenced by Certificate Number PB0002, dated January 8, 1940, and registered in the name of Kalle & Co., A. G., together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4834; Filed, Mar. 22, 1946; 11:27 a. m.]

[Vesting Order 5975]

HENRY AND ANNA CLAYPOOL WETZEL

In re: Trust created by Henry Wetzel and Anna Claypool Wetzel under deed dated February 27, 1917; File D–28–6464; E. T. sec. 4864.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Karl Baur, Max Baur, Jr., Rolf Baur, Hans Baur, Clara Baur Burger, Anne Remshardt, Albrecht Wetzel, Heinz Wetzel, Karl Wetzel, Robert Wetzel, Child or Children, names unknown, of Karl Baur, Clara Baur Burger, Anne Remshardt, Albrecht Wetzel, Heinz Wetzel, Karl Wetzel, and Robert Wetzel, and each of them, in and to the Trust Created by Henry Wetzel and Anna Claypool Wetzel under deed dated February 27, 1917, and being administered by The Indiana Trust Company, Indianapolis, Indiana, as Trustee,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Karl Baur, Germany.
Max Baur, Jr., Germany.
Rolf Baur, Germany.
Hans Baur, Germany.
Clara Baur Burger, Germany.
Anne Remshardt, Germany.
Albrecht Wetzel, Germany.
Heinz Wetzel, Germany.
Karl Wetzel, Germany.
Robert Wetzel, Germany.

Child or children, names unknown, of any of the above named Karl Baur, Clara Baur Burger, Anne Remshardt, Albrecht Wetzel, Heinz Wetzel, Karl Wetzel, and Robert Wetzel, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such person be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4832; Filed, Mar. 22, 1946; 11:26 a. m.]

[Vesting Order CE 180]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Felix Musial	Poland	Estate of Frank Musial, deceased, Probate Court, Cook County, Ill.; Docket No. 345; Page 49; File No. 202365	$21 (0)
		Item 2	
Ignacy Musial	Poland	Same	21 (0)
		Item 3	
Agnieszka Warda	Poland	Same	21 (0)
		Item 4	
Michalina Wojtkowiak	Poland	Same	21 (0)
		Item 5	
Rozalia Claciuch	Poland	Same	21 (0)
		Item 6	
Cecilie Besta	Czechoslovakia	Estate of Fanl J. Tomes, deceased, Probate Court, Cook County, Ill.; Docket No. 423; Page 625; File No. 43-P-5365.	12 (0)
		Item 7	
Marie Svabova	Czechoslovakia	Same	12 (0)
		Item 8	
Adolph Tomes	Czechoslovakia	Same	12 (0)
		Item 9	
Jarmila Tomes	Czechoslovakia	Same	12 (0)
		Item 10	
Vlasta Tomes	Czechoslovakia	Same	12 (0)
		Item 11	
Annie Bosnjak	Yugoslavia	Estate of Duro Bosnjak, also known as George Nosnjak, deceased, Probate Court, Cook County, Ill.; Docket No. 432; Page 86; File No. 44-P-4215.	26 (0)
		Item 12	
Steve Bosnjak	Yugoslavia	Same	13 (0)
		Item 13	
Mary Bosnjak (marriage name unknown)	Yugoslavia	Same	13 (0)
		Item 14	
Obrad Govedarica	Yugoslavia	Estate of Milah Goverdarco, also known as Milan Govedarica, deceased, Probate Court, Cook County, Ill.; Docket No. 436; Page 579; File No. 44-P-6618.	45 (0)
		Item 15	
Heirs of Sebastian Jovanovic, deceased	Yugoslavia	Estate of Sebastian Jovanovic, also known as Tony Jovanovich, deceased, Probate Court, Cook County, Ill.; Docket No. 437; Page 136; File No. 44-P-6928.	52 (0)

[F. R. Doc. 46-4843; Filed, Mar. 22, 1946; 11:28 a.m.]

[Vesting Order CE 179]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Olga Olson	Norway	Estate of Andrew O. Lee, deceased. Probate Court of Cook County, Ill., No. 44-P-3291; Doc. 431, page 82.	$19.00
		Item 2	
Martha Larson	Norway	Same	19.00
		Item 3	
Arthur Olson	Norway	Same	19.00
		Item 4	
Marie Merger or Roger Selb	France	Estate of Josephine Merger, deceased. Probate Court of Cook County, Ill., File 45 P 709.	85.00
		Item 5	
Paul Frechard	France	Estate of Paul Frechard, deceased, No. 44-P-2985 Probate Court and No. 44-C-7521, Circuit Court, Cook County, Ill.	28.00
		Item 6	
Marcel Devency	France	Same	28.00
		Item 7	
Jeanne Devency	France	Same	28.00
		Item 8	
Academy of Fine Arts	Poland	Estate of Antonie Van Buren, deceased No. 44-P-5613, Probate Court, Cook County, Ill.	12.00
		Item 9	
Jagielonian University	Poland	Same	30.00
		Item 10	
Jozef Driewonski	Poland	Same	112.00
		Item 11	
Hans E. Wolf	Denmark	Estate of Theodore B. Wolf, deceased, No. 44-P-8660, Probate Court, Cook County, Ill.	55.0
		Item 12	
Roza Stiglich or Marija Oremovic and Zlata Stiglich.	Croatia	Estate of Frank Stiglich, deceased, No. 44-P-7380, Probate Court, Cook County, Ill.	52.00
		Item 13	
Josip Dropulic	Yugoslavia	Estate of Steve Dropulich, deceased, Probate Court of Cook County, Ill., No. 43-P-571; Doc. 418, page 460.	22.00
		Item 14	
Matija Carapina	Yugoslavia	Same	22.00
		Item 15	
Roza Senta	Yugoslavia	Same	22.00
		Item 16	
Anton Laub	Yugoslavia	Estate of Rudolph Robert Laub, a/k/a Rudolf Robert Laub, deceased, No. 44-P-2942 Probate Court, Cook County, Ill.	40.00
		Item 17	
Clara Laub Kartje	Yugoslavia	Same	40.00
		Item 18	
Mary Daskalakis	Island of Crete	Estate of Louis Davis, a/k/a Louis G. Davis, a/k/a Louis Daskalakis, deceased No. 45-P-175 Probate Court, Cook County, Ill.	26.00
		Item 19	
Helen Voloudakis	Island of Crete	Same	13.00

[F. R. Doc. 46-4842; Filed, Mar. 22, 1946; 11:28 a. m.]

[Vesting Order 5974]

KATERINA NICOLOVA EVANOVA TODEVA, ET AL.

In re: Katerina Nicolova Evanova Todeva, Widow of Nick Evanoff, etc., vs. Oliver Iron Mining Company; File F–11–175; E. T. sec. 8106.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Katerina Nicolova Evanova Todeva in and to an award made in her favor by the Industrial Commission of Minnesota against the Oliver Iron Mining Company, Duluth, Minnesota, by decision on appeal dated September 22, 1939, in the matter of Katerina Nicolova Evanova Todeva, Widow of Nick Evanoff, etc., vs. Oliver Iron Mining Company (File No. 506143, Record No. 4647A),

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a national of a designated enemy country, Bulgaria, namely,

National and Last Known Address

Katerina Nicolova Evanova Todeva, Bulgaria.

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Bulgaria);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4831; Filed, Mar. 22, 1946; 11:26 a. m.]

[Vesting Order CE 172]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NORTH DAKOTA, MINNESOTA, WISCONSIN AND SOUTH DAKOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Elvind Olson Sundbrel	Norway	Estate of Bergit Erickson, deceased, County Court, Benson County, N. Dak.	$882.50	National City Bank of New York, New York, N. Y., Account in the name of the Royal Norwegian Government, Special Account "H", Washington, D. C.	$33.00
		Item 2			
Olav Olson Sundbrel	Norway	Same	882.50	Same	33.00
		Item 3			
Ole Olson Sundbrel	Norway	Same	882.50	Same	33.00
		Item 4			
Peder Smedsmo	Norway	Estate of Rolf Smedsmo, deceased, Probate Court, Roseau County, Minn.	491.00	Same	35.00
		Item 5			
Kaia Smedsmo	Norway	Same	491.00	Same	35.00
		Item 6			
Inga Tollevsdtr. Vika	Norway	Estate of Tollef Yttri, deceased, County Court, Vernon County, Wis.	1,447.86	Same	20.00
		Item 7			
Kristine Tollevsdtr. Oclene	Norway	Same	1,447.86	Same	20.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 8			
Tollef O. Yttri	Norway	Estate of Tollef Yttri, deceased, County Court, Vernon County, Wis.	$378.59	National City Bank of New York, New York, N. Y., Account in the name of the Royal Norwegian Government, Special Account "H", Washington, D. C.	75.00
		Item 9			
Johannes J. Nyloy	Norway	Same	126.19	Same	5.00
		Item 10			
Brita Johanne Dregni	Norway	Same	126.19	Same	5.00
		Item 11			
Ole J. Oygarden	Norway	Same	126.19	Same	5.00
		Item 12			
Gjertrud J. Oygarden	Norway	Same	126.19	Same	5.00
		Item 13			
Anna J. Oygarden	Norway	Same	126.19	Same	5.00
		Item 14			
Berthe Jensen	Norway	Estate of Edward Jensen, deceased, County Court, LaMoure County, N. Dak.	3,183.55	Same	15.00
		Item 15			
Eberhardt Jensen	Norway	Same	3,183.55	Same	15.00
		Item 16			
Karen Peterson	Norway	Estate of Rudolph Peterson, deceased, Probate Court, St. Louis County, Minn.	440.71	Same	28.00
		Item 17			
John Peterson	Norway	Same	440.71	Same	28.00
		Item 18			
Tolef Tollefson	Norway	Estate of Hilda Hanson, deceased, County Court, Clark County, S. Dak., File No. 2213.	193.77	Same	11.00
		Item 19			
Gunhilda Andrea Clausen	Norway	Same	193.77	Same	11.00
		Item 20			
Olaf Anton Tollefson	Norway	Same	193.77	Same	11.00
		Item 21			
Christiana Amundson	Norway	Same	193.77	Same	11.00
		Item 22			
Annetta Caroline Sorensen	Norway	Same	193.77	Same	11.00
		Item 23			
Christopher Tollefson	Norway	Same	193.77	Same	11.00
		Item 24			
Karen Dorotea Tollefson	Norway	Same	193.77	Same	11.00
		Item 25			
Johannes Tollefson	Norway	Same	193.77	Same	11.00
		Item 26			
Karen Gotteberg	Norway	Same	193.77	Same	11.00
		Item 27			
Harold Tollefson	Norway	Same	193.77	Same	11.00
		Item 28			
Trygve Tollefson	Norway	Same	193.77	Same	11.00

[F. R. Doc. 46-4835; Filed, Mar. 22, 1946; 11:27 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Corr. to Order 1599]

LITTLE PAINT COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

Order No. 1599 under Maximum Price Regulation No. 120 is hereby corrected in the following respects:

The Subdistrict No. "6" appearing on Page 3, applicable to Mine Index No. 7673 of McGraw Coal Company, is corrected to read "Subdistrict No. 4."

This correction to Order No. 1599 shall be effective as of March 6, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4856; Filed, Mar. 22, 1946; 11:35 a. m.]

[Rev. SO 119, Order 121]

SIMMONS CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:*

(a) Order No. L-8 under Supplementary Order No. 119 is hereby revoked.

(b) *Manufacturer's maximum prices.* Simmons Company, of 230 Park Avenue, New York City, New York may compute its adjusted maximum prices for sales of all articles of innerspring mattresses made with Marshall Type (pocketed coil) Unit which it manufactures, to all persons except household consumers, as follows:

For an article which has a properly established maximum price in effect before the effective date of this order, the adjusted maximum price is the article's properly established maximum price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 20.6 percent.

(c) In all other respects, the provisions of Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188 shall apply to all sales of the articles covered by this order, except that, with respect to such sales, "20.6 percent" shall be substituted for "16 percent" wherever the latter appears in Order No. 5.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on March 27, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4864; Filed, Mar. 22, 1946; 11:35 a. m.]

[SO 119, Order 125]

BOHN ALUMINUM AND BRASS CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Capitol Brass Works, Division of Bohn Aluminum and Brass Corporation, Detroit, Michigan.* (1) The above-mentioned manufacturer may determine his maximum prices for his line of radiator valves, radiator return elbows, sill faucets, boiler drains, stop, stop and waste valves by increasing by 16 percent his prices on these items in effect on October 1, 1941, to each class of purchaser, rounded to the nearest cent.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category on October 1, 1941.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 125 under Revised Supplementary Order No. 119 authorizes a 16 percent increase on October 1, 1941 net prices for sales of radiator valves, radiator return elbows, sill faucets, boiler drains, stop, stop and waste valves manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 125.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 23, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4893; Filed, Mar. 22, 1946; 4:59 p. m.]

[Rev. SO 119, Order 126]

WELBILT STOVE CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Welbilt Stove Company, Inc., 57-18 Flushing Avenue, Maspeth, L. I., New York, may compute its adjusted ceiling prices for all articles of the line of gas ranges which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 13.7 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the ceiling price (exclusive of all permitted increases or adjustment charges) hereafter properly determined or established in accordance with sections 3, 7, or 8 of Maximum Price Regulation No. 64, increased by 13.7 per cent; or the ceiling price determined in accordance with section 5 of Maximum Price Regulation No. 64 which price may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Wholesalers' ceiling prices.* Wholesalers' ceiling prices in the zones listed below for sales to retailers of the models of gas ranges listed below manufactured by the Welbilt Stove Company, Inc., are as follows:

CEILING PRICES FOR SALES BY WHOLESALERS TO RETAILERS

Model	Zone 3	Zone 4	Zone 5
	Each	*Each*	*Each*
V-41-W	$40.17	$40.95	$43.70
G 65	51.81	53.06	55.40
G 365	60.94	62.31	64.50

The above ceiling prices may not be increased under this order or under the provisions of section 11a of Maximum Price Regulation No. 64. These ceiling prices are f. o. b. wholesaler's city and include the Federal excise tax. In all other respects they are subject to each wholesaler's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(c) *Retailers ceiling prices.* For sales in each zone by retailers other than mail order houses to ultimate consumers of the models listed below the ceiling prices including the Federal excise tax but not including any state or local taxes imposed at the point of sale are as follows:

CEILING PRICES FOR SALES TO ULTIMATE CONSUMERS

Model	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
	Each	*Each*	*Each*	*Each*	*Each*
V-41-W	$57.25	$58.50	$65.50	$66.75	$68.75
G 65	71.25	73.50	82.75	84.75	88.50
G 365	83.25	85.50	96.25	98.25	101.95

The above ceiling prices include delivery and installation. If the retailer does not provide installation he shall compute his ceiling price by subtracting $6.00 from his ceiling price as shown above for sales on an installed basis. In all other respects these prices are subject to each retail seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(d) *Notification.* At the time of, or prior to the first invoice to each purchaser for resale at wholesale after the effective date of this order, the manufacturer shall notify the purchaser in writing of the ceiling prices and conditions set by this order for resales by the purchaser. This notice may be given in any convenient form.

(e) *Labelling.* The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone and the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the ceiling price is $6.00 less than the price shown on the label. There shall also be a statement that the label may not be removed until after range is sold to an ultimate consumer.

(f) *Zones.* For the purposes of this order zones 1, 2, 3, 4 and 5 comprise the following states:

Zone 1: Maryland, Delaware, District of Columbia, New Jersey, Rhode Island, Connecticut, Massachusetts, New York, Pennsylvania.

Zone 2: Michigan, Illinois, Indiana, Ohio and West Virginia.

Zone 3: Vermont, New Hampshire, Maine, Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Tennessee, Kentucky, Missouri, Iowa, Minnesota and Wisconsin.

Zone 4: North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Arkansas, and Louisiana.

Zone 5: Montana, Wyoming, Colorado, New Mexico, Idaho, Utah, Arizona, Washington, Oregon, Nevada, and California.

(g) *Relationship of this order to Maximum Price Regulation No. 64.* All the provisions of Maximum Price Regulation No. 64 continue to apply to the sales of articles covered by this order except to the extent that they are modified by this order. The ceiling prices established by this order supersede those established by Order No. 247 under Maximum Price Regulation No. 64 with respect to ranges sold by the manufacturer on and after the effective date of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

(i) This order shall become effective on the 22d day of March 1946.

Issued this 22d day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4894; Filed, Mar. 22, 1946; 4:59 p. m.]

[SO 142, Order 52]

VEEDER-ROOT, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 52 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Veeder-Root, Incorporated. Docket No. 6083-SO142-136-86.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Veeder-Root, Incorporated of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 15.5% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The Veeder-Root Incorporated shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4895; Filed, Mar. 22, 1946; 4:59 p. m.]

[MPR 86, Amdt. 1 to Order 44]

THE MAYTAG CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 14 of Maximum Price Regulation No. 86, *It is ordered:*

Order No. 44 under Maximum Price Regulation No. 86 is amended in the following respect:

1. Paragraph (a) (2) is amended to read as follows:

(2) For sales by distributors to dealers the ceiling prices are those determined in accordance with the provisions of Section 15 of Maximum Price Regulation No. 86, except that the ceiling price so determined for each model shall be increased by the amount set forth below opposite each model number:

Model:	*Amount which may be added*
F-10	$0.75
F-9	.70
F-7a	.66

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

This amendment shall become effective on the 22d day of March 1946.

Issued this 23d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4873; Filed, Mar. 22, 1946; 4:59 p. m.]

[MPR 188, Order 4924]

AMERICAN METALCRAFT CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by American Metalcraft Corporation, 1009 South 8th Street, St. Joseph, Mo.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Painted metal bed lamp	103	$1.02	$1.20	$2.16

These maximum prices are for the articles described in the manufacturer's application dated November 8, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 23d day of March 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4879; Filed, Mar. 22, 1946; 4:58 p. m.]

[MPR 591, Order 372]

DELAWARE REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinet manufactured by the Delaware Refrigerator Company, Philadelphia, Pennsylvania, and as described in the application dated October 4, 1945, which is on file with Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Frozen food cabinet—18 cu ft. ½ hp. condensing unit	$270.00	$324.00	$540.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Delaware Refrigerator Company of Philadelphia, Pennsylvania, shall stencil on the lid or cover of the frozen food cabinet covered by this order, substantially the following:

OPA Maximum Retail Price $540.00

Plus freight and crating as provided in Order No. 372 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 23, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4881; Filed, Mar. 22, 1946; 4:55 p. m.]

[MPR 591, Order 373]

PALM BROTHERS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezers manufactured by Palm Bros., Inc., 2727 Nicolet Avenue, Minneapolis, Minnesota, and as described in the application dated October 17, 1945, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
13 cu. ft. home freezer ⅓ hp. condensing unit	$232.00	$278.00	$464.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Palm Brothers, Inc., of Minneapolis, Minnesota, shall stencil on the lid or cover of the home freezer covered by this order, substantially the following:

OPA Maximum Retail Price $464.00

Plus freight and crating as provided in Order No. 373 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 23, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4882; Filed, Mar. 22, 1946; 4:55 p. m.]

[MPR 591, Order 374]

MODERN FIXTURE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following freezing cabinet, manufactured by the Modern Fixture Company, 706 Madison Street, Hoboken, New Jersey and as described in the application dated August 18, 1945 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to —		
	Distributors	Dealers	Consumers
16 cu. ft. ½ hp. condensing unit	$245.00	$294.00	$490.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of busi-

ness. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Modern Fixture Company of Hoboken, New Jersey, shall stencil on the lid or cover of the freezing cabinet covered by this order, substantially the following:

OPA Maximum Retail Price $490.00

Plus freight and crating as provided in Order No. 374 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 23, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4883; Filed, Mar. 22, 1946; 4:55 p. m.]

[MPR 591, Order 375]

GAMBLE AND HAWLEY, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm and home freezers manufactured by Gamble and Hawley, Inc., 835 Osage Avenue, Kansas City, Kansas, and as described in the application dated February 12, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
20 cu. ft. ½-h. p. condensing unit	$279	$334	$519

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Gamble and Hawley, Inc., 835 Osage Avenue, Kansas City, Kansas shall stencil on the lid or cover of the farm and home freezer covered by this order, substantially the following:

OPA Maximum Retail Price—$519.00

Plus freight and crating as provided in Order No. 375 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 23, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4884; Filed, Mar. 22, 1946; 4:55 p. m.]

[MPR 591, Order 376]

WHITING CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food storage cabinets manufactured by Whiting Corporation, 1561 First National Bank Building, Clark and Monroe Streets, Chicago 3, Ill., and as described in the application dated February 25, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
No. F-1000—4½ cu. ft. ¼-hp. condensing unit	$119.75	$143.70	$239.50
No. F-2000—11 cu. ft. ¼-hp. condensing unit	178.75	208.50	379.50

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this Order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Whiting Corporation of Chicago, Illinois, shall stencil on the lid or cover of the frozen food storage cabinets covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 376 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 23, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4885; Filed, Mar. 22, 1946; 4:57 p. m.]

[MPR 591, Order 377]

CLIFTONDALE TOOL AND DIE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, excluding Federal excise tax, for sales by any person to consumers of the following kerosene fired water heater manufactured by the Cliftondale Tool and Die Company, Inc. of Saugus, Massachusetts and described in its application dated January 14, 1946, shall be:

Model V "Leader" kerosene fired water heater circulating type----- $38.00

(b) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum price specified in (a) above less a discount of 33⅓ percent.

(c) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum price specified in (a) above less successive discounts of 33⅓ and 25 percent.

(d) The maximum prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) The Cliftondale Tool and Die Company, Inc. shall attach to each kerosene fired water heater covered by this order a tag containing the following:

OPA Maximum Retail Price not installed, including actual Federal excise tax paid at source $------

(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 23, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4886; Filed, Mar. 22, 1946; 4:57 p. m.]

[MPR 591, Order 378]

H. K. THOMPSON

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following deep freeze boxes manufactured by Mr. H. K. Thompson of Elma, Washington, and as described in the application dated October 23, 1935, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
8 cu. ft. ¼ h. p. condensing unit	$150	$180	$300
12 cu. ft. ⅓ h. p. condensing unit	190	228	380
16 cu. ft. ⅓ h. p. condensing unit	230	276	460
20 cu. ft. ⅓ h. p. condensing unit	270	324	540
24 cu. ft. ½ h. p. condensing unit	295	354	590
26 cu. ft. ½ h. p. condensing unit	315	378	630
36 cu. ft. ½ h. p. condensing unit	355	426	710

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Mr. H. K. Thompson of Elma, Washington, shall stencil on the lid or cover of the deep freeze boxes covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 378 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 23, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4887; Filed, Mar. 22, 1946; 4:58 p. m.]

[MPR 591, Order 379]

MOTOR WHEEL CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum price, excluding Federal excise tax, for sales by any person to consumers of the following oil fired water heater manufactured by the Duo-Therm Division, Motor Wheel Corporation, Lansing, Michigan, and described in its application which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

No. 60-7-W 30 gallon oil fired storage water heater, insulated, galvanized boiler---------- $117.75

(b) The maximum net price, excluding Federal excise tax f. o. b. point of shipment, for sales by any person to dealers shall be the maximum price specified in (a) above less a discount of 40 percent.

(c) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to jobbers or distributors shall be the maximum price specified in (a) above less successive discounts of 50 and 10 percent.

(d) The maximum prices established by this order shall be subject to such further discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Duo-Therm Division, Motor Wheel Corporation, shall attach to each oil fired water heater covered by this order a tag containing the following:

OPA Maximum Retail Price not installed, including actual Federal Excise Tax paid at source $------

(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 23, 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4888; Filed, Mar. 22, 1946; 4:53 p. m.]

[Administrative Notice 25]

SOYBEANS

NOTICE TO GROWERS OF PROPOSED MAXIMUM PRICES

Pursuant to the provisions of the Emergency Price Control Act of 1942, as amended, the Price Administrator hereby gives notice to growers that he proposes to establish the following maximum prices for raw and unprocessed soybeans of the 1946 crop:

	Per bushel of 60 pounds
U. S. No. 2, Classes I (yellow) and II (green)	$2.10
U. S. No. 2, Classes III (brown), IV (black) and V (mixed)	1.90

The foregoing maximum prices will be subject to the same differentials for grade and quality as are provided in Maximum Price Regulation No. 600 for sales of soybeans of the 1945 crop.

The maximum prices herein proposed will not apply to (1) any sale or delivery of soybeans sold for use as seed for planting in 1947 or to (2) any sale or delivery of soybeans specially cleaned for use in the production of any products for human consumption not involving the extraction of soybean oil.

Dated March 25, 1946.

PAUL A. PORTER,
Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4908; Filed, Mar. 25, 1946; 11:26 a. m.]

[RMPR 136, Order 590]

CAST STEEL ROLLS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) The maximum prices established by this order apply only to sales of cast steel rolls which are used for rolling purposes.

(b) The phrase "current prices" shall mean the prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 and 10 of Revised Maximum Price Regulation 136 before the application of any increase factor established for an individual manufacturer by individual adjustment order under Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) The maximum prices for sales by manufacturers of cast steel rolls shall be the current prices increased by 9%.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 22d day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4878; Filed, Mar. 22, 1946; 5:01 p. m.]

[RMPR 528, Order 95]

TIRE RETREAD CO.-AND HAWKINSON TREADS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 19 (a) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for repairing a 16.00, 30-ply tire, shall be:

Size	Ply	Maximum retail prices for		
		Sectional repair	Reinforcement repair	Spot repair
16.00	30	$67.35	$53.90	$13.75

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This action may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4916; Filed, Mar. 25, 1946; 11:27 a. m.]

[RMPR 528, Order 96]

UNITED STATES RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for a 6.00-9, 10-ply, Pneumatic Industrial tire manufactured by United States Rubber Company, New York, New York, shall be $44.30, each.

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4917; Filed, Mar. 25, 1946; 11:27 a. m.]

[RMPR 528, Order 97]

PHARIS TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following sizes of Special Purpose passenger car tubes manufactured by The Pharis Tire and Rubber Co., Newark, Ohio, and bearing the brand name of "Airmiser", shall be:

Airmiser Special Purpose Passenger Car Tubes	*Maximum retail price, each*
Size:	
6.00-16	$5.75
6.50-16	6.15

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4918; Filed, Mar. 25, 1946; 11:28 a. m.]

[RMPR 528, Order 98]

FIRESTONE TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for a new 6.00-21, 6-ply, Front Tractor tire, shall be $22.70 each.

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4919; Filed, Mar. 25, 1946; 11:28 a. m.]

[MPR 580, Amdt. 2 to Order 67]

PRINCE GARDNER

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-501.

For the reasons set forth in an opinion issued simultaneously herewith, Order No. 67 issued under section 13 of Maximum Price Regulation 580 on application of Prince Gardner, St. Louis, Missouri, is further amended in the following respects:

1. Paragraph (a) is amended by adding the following:

"PRINCE GARDNER" BILLFOLDS

Style No.	Retail ceiling price	Manufacturer's selling price
12B22Z	$8.00	$4.00
4B22Z	8.00	4.00
3B22Z	8.00	4.00

"PRINCESS GARDNER" BILLFOLDS

15R19	$20.00	$10.00
8R19	20.00	10.00

"PRINCESS GARDNER" KEY CASES

59KL4Z	$3.00	$1.50
12KL4Z	3.00	1.50

2. Paragraph (d) is amended to read as follows:

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any amendment issued thereunder.

This amendment shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4920; Filed, Mar. 25, 1946; 11:28 a. m.]

[MPR 580, Amdt. 1 to Rev. Order 149]

LA MARQUISE FOOTWEAR, INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-231.

For the reasons set forth in the opinion issued simultaneously herewith, Revised Order No. 149 issued on September 25, 1945, under section 13 of MPR 580 on application of La Marquise Footwear, Inc., 137 Varick Street, New York 13, New York, is amended in the following respects:

1. Paragraph (a) is amended by deleting the heading "Manufacturer's Ceiling Price" and inserting the words "Manufacturers Unadjusted Selling Price."[1]

2. Paragraph (a) is further amended by adding the following footnote:

[1] Manufacturer's Unadjusted Selling Price means the manufacturer's selling price at the date of this pricing order, prior to any adjustment received under price regulations issued since that date.

3. Paragraph (e) is amended to read as follows:

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), or defined in paragraph (b) the seller shall send a copy of this order, and thereafter any subsequent amendments, to the purchaser.

This amendment shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4921; Filed, Mar. 25, 1946; 11:29 a. m.]

[MPR 580, Amdt. 1 to Order 225]

MERCURY FOOTWEAR

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-305.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 225 issued on October 18, 1945 under section 13 of MPR 580 on application of Mercury Footwear, 640 Broadway, Brooklyn, New York, is amended in the following respects:

1. Paragraph (a) is amended by deleting the heading "Manufacturer's Selling Price" and inserting the words "Manufacturer's Unadjusted Selling Price."[1]

2. Paragraph (a) is further amended by adding the following footnote:

[1] Manufacturer's Unadjusted Selling Price means the manufacturer's selling price at the date of this pricing order, prior to any adjustment received under price regulations issued since that date.

3. Paragraph (e) is amended to read as follows:

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), or defined in paragraph (b) the seller shall send a copy of this order, and thereafter any subsequent amendments, to the purchaser.

This amendment shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4922; Filed, Mar. 25, 1946; 11:28 a. m.]

[MPR 580, Amdt. 2 to Order 258]

MILIUS SHOE CO.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-498.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 258 issued on November 16, 1945 under section 13 of Maximum Price Regulation 580 on application of Milius Shoe Company, 23rd and O'Fallon Streets, St. Louis, Missouri, is amended in the following respect:

1. Paragraph (a) is amended by adding the following:

WOMEN'S SHOES

Brand name of article	Manufacturer's unadjusted selling price (per pair)	Retail ceiling price (per pair)
Life Stride De Luxe	$3.95	$6.95

This amendment shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4923; Filed, Mar. 25, 1946; 11:29 a. m.]

[MPR 580, Amdt. 3 to Order 267]

TEXTRON, INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-594.

For the reasons set forth in the opinion issued simultaneously herewith, paragraph (a) to Order No. 267 under section 13 of Maximum Price Regulation 580 issued on application of Textron, Incorporated, is further amended by adding the following:

Item	Item No.	Manufacturer's selling price (per unit)	Retail ceiling price (per unit)
Single satin bedspread, quilted top	1085	$10.00	$17.50
Double satin bedspread, quilted top	1086	11.00	18.95
Brief Coat, Seersucker	3080 3081	3.25	5.00

This amendment shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4924; Filed, Mar. 25, 1946; 11:29 a. m.]

[MPR 580, Order 291]

JACKETS, LTD.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Order 291. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-408.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to Section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles sold by Jackets, Limited, a wholesaler, 786 Washington Street, Boston 11, Massachusetts, having the brand name "Jackets, Limited" and described in the wholesaler's application dated December 13, 1945.

MEN'S RAYON POPLIN SPORT COATS AND JACKETS

Style	Manufacturer's lot No.	Wholesaler's selling price	Retail ceiling price
Battle Jacket	516-18	$6.40	$10.75
Pedalist	406-18	7.50	12.50
Wind-jim	310-18	6.00	10.00
Breef	515-18	6.00	10.00
Alexandcr	405-18	9.00	15.00
Classic	305-18	5.25	8.75
Patton	517-1880	10.17	16.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the wholesaler after the effective date of this Order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or

would otherwise be established under this or any other regulation.

(d) On and after May 15, 1946, Jackets, Limited, must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price, $——

On and after May 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to May 15, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4925; Filed, Mar. 25, 1946; 11:28 a. m.]

[MPR 594, Order 17]

NASH-KELVINATOR CORP.

AUTHORIZATION OF MAXIMUM PRICES

The Nash-Kelvinator Corporation has applied to the Office of Price Administration for increases in its maximum reconversion prices for new passenger automobiles to reflect recent wage increases. The Office of Price Administration now has that application under consideration, and expects to make a determination thereon very shortly.

The company has requested that it be granted an adjustable pricing order under section 18, Maximum Price Regulation 594 to permit it to charge the maximum prices now in effect with the understanding that they may be adjusted upwards in accordance with any action taken by the Office of Price Administration subsequent to the deliveries of the new passenger automobiles.

It appears to the Administrator that until the effective date of the action he takes on Nash-Kelvinator Corporation's request for increases in maximum prices to compensate for recent increases in wages, adjustable pricing should be authorized under section 18, Maximum Price Regulation 594 to promote the production and distribution of new passenger automobiles manufactured by the Nash-Kelvinator Corporation. Furthermore, the Administrator is of the opinion that this adjustable pricing authority should extend to sales by resellers of all automobiles distributed by the Nash-Kelvinator Corporation from March 21, 1946, until the effective date of the action taken by the Administrator on the Nash-Kelvinator Corporation's request for increases in maximum prices to compensate for increases in wages.

In these circumstances, and pursuant to section 18 of Maximum Price Regulation 594, *It is ordered:*

(a) With respect to Nash new passenger automobiles having maximum reconversion prices under Order 11 to Maximum Price Regulation 594 which the Nash-Kelvinator Corporation delivers from March 21, 1946, to the effective date of the Administrator's action on its request for an increase in maximum prices to compensate for recent increases it has given in wages, the Nash-Kelvinator Corporation is authorized to charge maximum prices established in Order 11 to be adjusted upwards after deliveries by the amount of the increases which the Administrator may authorize in such prices.

(b) Resellers which have franchise agreements with the Nash-Kelvinator Corporation and zones or distributors of the Nash-Kelvinator Corporation for resale of Nash new passenger automobiles may sell, during the period from March 21, 1946, to the effective date of the Administrator's action on the Nash-Kelvinator Corporation's request for an increase of maximum prices to compensate for recent increases it has given in wages, such of those automobiles as are invoiced to the reseller at adjustable maximum prices in accordance with paragraph (a) above at applicable resale maximum prices authorized in Order 11 to Maximum Price Regulation 594 to be adjusted upwards by the amounts of increases that the Administrator may authorize in such prices subsequent to the deliveries of the automobiles to purchasers.

(c) This adjustable pricing order shall not have any force or effect on and after the effective date of the action taken by the Price Administrator on Nash-Kelvinator Corporation's request for increases in maximum prices authorized under section 9b of Maximum Price Regulation 594 to compensate for recent increases the company has given in wages.

(d) This order may be amended or revoked by the Price Administrator at any time.

This Order No. 17 shall become effective as of March 21, 1946.

Issued this 22d day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4889; Filed, Mar. 22, 1946; 5:01 p. m.]

[MPR 599, Order 7]

HUDSON MOTOR CAR CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Section 11, MPR 599, *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold by the Hudson Motor Car Company, Detroit, Michigan which are already installed or are to be installed in motor cars of its manufacture.

(b) The ceiling prices for sales by Hudson Motor Car Company, Detroit, Michigan, its distributors and dealers, of the radios listed below, are the prices set forth opposite each radio for sale to each class of purchaser under the terms and conditions of sale specified.

Article	Model [1]	Ceiling prices to—				
		Distributor		Dealer		Consumer installed
		Uninstalled	Installed	Uninstalled	Installed	
Radio	208815	$30.52	.....	$33.62	.....	$58.68
	208815	.....	$30.70	.....	$40.37	62.87
	209739					

[1] With antenna.

These ceiling prices are subject to the same terms and conditions of sale including provisions for transportation charges to which ceiling prices of extra or optional equipment sold by the Hudson Motor Car Company are subject under the provisions of MPR 594 and orders thereunder. In case of a radio sold on an installed basis the prices fixed by the order include all installation charges including those for installation of any antenna which is installed at the same time.

(c) The ceiling prices fixed by this order are exclusive of Federal excise taxes. In addition to those ceiling prices, each seller may collect the amounts of the Federal excise taxes. State and local may also be added.

(d) Sellers of the radios covered by this order are not required to comply with the tagging requirements of MPR 599 but at the time of or prior to the first invoice to a purchaser for resale of such a radio each seller shall notify the purchaser of the ceiling prices, terms and conditions of sale established by the order.

The order may be revoked or amended by the Price Administrator at any time.

The order shall become effective on the 21st day of March 1946.

Issued this 21st day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4792; Filed, Mar. 21, 1946; 4:39 p. m.]

[Order 126 Under 3 (e)]

GREAT LAKES STEEL CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 3 (e) (1) of the General Maximum Price Regulation; *It is ordered:*

(a) The maximum prices, f. o. b. dealer's point of shipment for all uninstalled sales of prefabricated metal nondwelling structures manufactured by Great Lakes Steel Corporation, Stran Steel Division described in Order No. L-49 issued March 22, 1946 by dealers from the effective date of this order to and including August 31, 1946, shall not exceed the sum of the following factors:

(1) The manufacturer's maximum f. o. b. plant price of which the dealer is notified in writing by the manufacturer.

(2) A markup not in excess of 25 percent of the dealer's invoice cost, f. o. b. plant not in excess of the manufacturer's maximum f. o. b. plant price.

(3) Inbound Transportation expense.

(4) To the maximum price thus computed, there may be added actual transportation expense to the destination specified by the purchaser.

(b) The maximum price on an installed basis of the items covered by this order shall be determined in accordance with Revised Maximum Price Regulation 251.

(c) The maximum net prices established by this order shall be subject to discounts and allowances in addition to those specified herein and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales during March 1942.

(d) This order may be amended or revoked at any time by the Price Administrator.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4914; Filed, Mar. 25, 1946; 11:27 a. m.]

[MPR 188, Order 4926]

REARDON CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation 188; *It is ordered:*

(a) The maximum delivered prices for sales by any person of "Firex" a fire retardant dry paint mixture, manufactured by The Reardon Company, 2208 North Second Street, St. Louis 6, Missouri, shall be:

[Per 5 lb. package]

On sales to—		
Jobbers	Dealers	Consumers
$1.00	$1.35	$2.00

(b) No extra charge may be made for containers.

(c) The maximum prices established in (a) above shall be subject to discounts and allowances at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) With or prior to the first delivery of the aforesaid commodity to a jobber or dealer, the manufacturer shall furnish such jobber or dealer with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(e) Prior to making any delivery of the aforesaid commodity after the effective date of this order the manufacturer shall mark or cause to be marked on the container the following legend:

Maximum retail price $2.00 per 5-lb. package.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4915; Filed, Mar. 25, 1946; 11:27 a.m.]

[MPR 591, Order 391]

NASH-KELVINATOR CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following condensing units manufactured by the Nash-Kelvinator Corporation, 14250 Plymouth Road, Detroit 32, Michigan, and as described in the application dated February 7, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C. shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
No. S-20 ½ hp. condensing unit	$47.85	$56.27	$127.60
No. S-25 ¾ hp. condensing unit	53.10	62.45	141.60
No. S-33 ½ hp. condensing unit	63.82	75.04	170.17
No. S-50 ½ hp. condensing unit	75.74	89.07	201.97

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The Nash-Kelvinator Corporation of Detroit, Michigan, shall stencil on the condensing units covered by this order, substantially the following:

OPA Maximum Retail Price—$——

Plus freight as provided in Order No. 391 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4926; Filed, Mar. 25, 1946; 11:28 a. m.]

Regional and District Office Orders.

[Region IV Order G-6 Under Gen. Order 68]

SOFTWOOD PLYWOOD IN VIRGINIA, NORTH CAROLINA, SOUTH CAROLINA, TENNESSEE, GEORGIA, AND FLORIDA

Order No. G-6 issued pursuant to General Order No. 68. Maximum prices for retail sales of softwood plywood in the area hereinafter described, Docket No. IV-GO 68-6.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, *It is ordered:*

SECTION 1. *What this order covers.* This order covers all retail sales by the type sellers of softwood plywood specified in Tables I-A, I-B, II-A, and II-B delivered to a purchaser in the area hereinafter more specifically described: That portion of Region IV to which the carload freight rate from Seattle, Washington, is 94½¢ per CWT., i. e.: the State of Virginia, the State of North Carolina, the State of South Carolina; that portion of the State of Tennessee lying east of, but not including, Campbell, Union, Knox, Loudon, McMinn and Bradley counties; that portion of the State of Georgia lying east of, but not including, Murray, Gilmer, Dawson, Forsyth, Gwinnett, Rockdale, Henry, Spalding, Meriweather, Talbot, Marion, Webster, Terrell, Calhoun, Baker and Decatur counties; that portion of the State of Florida lying east of, but not including, Jackson, Calhoun and Gulf counties.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means any sale to an ultimate user, including, among others, commercial users, industrial users, and contractors, except where the sale is made by a plywood

manufacturer, or a distribution plant which in 1941 received more than 20% of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Revised Maximum Price Regulation 13.

SEC. 3. *Description of types of sellers covered by this order.* This order covers two types of sellers at retail, viz:

(a) *Class I retailers.* Class I retailers are those who, since June 20, 1945, purchased or purchase at least one carload of softwood plywood on direct-mill shipment. (Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or retail yard is a direct-mill shipment, no matter who the seller is.)

(b) *Class II retailers.* Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

SEC. 4. *Description of plywood covered by this order.* For the purpose of this order all items of plywood priced under the provisions of 3d Revised Maximum Price Regulation 13 are covered by this order. (Sales of hardwood plywood, also all species of softwood plywoods not priced under 3d Revised Maximum Price Regulation 13, are not covered by this order. Such species continue to be subject to pricing under the applicable regulations for the species.)

SEC. 5. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of 3d Revised Maximum Price Regulation 13 shall apply to sales covered by this order.

SEC. 6. *Maximum prices.* The maximum prices for softwood plywood covered by this order are set forth in Tables I–A, I–B, II–A and II–B which are annexed to and made a part of this order.

SEC. 7. *Additions for delivery.* If the buyer requests delivery in a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery. No deduction need be made, however, if the purchaser elects to make his own delivery within the free delivery zone. If, on the other hand, delivery is made outside this free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Revised Maximum Price Regulation 13, viz: the amount computed by multiplying the estimated weights set forth in section 22 by the applicable freight rate.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Tables I–A, I–B, II–A and II–B which list maximum prices fixed by this order in each of his places of business in the above designated area in a manner plainly visible to all purchasers.

SEC. 9. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of the buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–6 shall become effective February 28, 1946.

Issued this 15th day of February 1946.

ALEXANDER HARRIS,
Regional Administrator.

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class I retailers located in the State of Virginia; the State of North Carolina; the State of South Carolina; that portion of the State of Tennessee lying east of, but not including, Campbell, Union, Knox, Loudon, McMinn and Bradley Counties; that portion of the State of Georgia lying east of, but not including, Murray, Gilmer, Dawson, Forsyth, Gwinnet, Rockdale, Henry, Spalding, Meriweather, Talbot, Marion, Webster, Terrell, Calhoun, Baker and Decatur Counties; and that portion of the State of Florida lying east of, but not including, Jackson, Calhoun and Gulf Counties. (91½¢ carload freight rate from Seattle, Wash.)

[Class I retailers are sellers who purchase plywood in carload quantities]

TABLE I–A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel[1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [3]	Plypanel[1] sound 2 sides [2]	Exterior grades [3]			Plyscord (sheathing) rough [6]
				Sound 2 sides	Industrial	Sound 1 side	
1/4" 3 ply	$0.06	$0.08¾	$0.06¾	$0.06¾	$0.08½	$0.08¾	$0.06¾
5/16" 3 ply	.08	.....	.09	.11¼	.11	.10¾	.08¾
3/8" 3 ply	.10¾	.14½	.12	.16¾	.16	.15½	.11
1/2" 3 ply	.....	.16¾	.14¾	.19	.18¾	.18½	.....
5/8" 5 ply	.....	.18¾	.16¾	.22½	.22½	.21¾	.....
5/16" 5 ply	.....	.....	.17¾	.26¾	.25¾	.25½	.....
11/32" 5 ply	.....	.....	.19	.28	.27½	.27	.....
3/8" 7 ply	.....	.....	.21	.31½	.31	.30¾	.....
1" 7 ply	.....	.....	.23½	.35	.34¾	.34¼	.....
1 1/8" 7 ply	.....	.....	.....	.....	.....	.....	.....

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct ¼¢ per square foot; for widths 24" and under, deduct ½¢ per square foot.
[2] For plypanel sound 1 side, deduct ½¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add ½¢ per square foot; for lengths over 9' through 10', add 1¼¢ per square foot; for lengths over 10' through 11', add 2¢ per square foot; for lengths over 11' through 12', add 2½¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1½¢ per square foot.
[5] Plyform with oiled faced, add ¼¢ per square foot.
[6] Plyscord, ½" and 5/16", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot		
	3 ply	5 ply	7 ply
Toxie glue lines	¼¢	⅜¢	1¼¢
All other special gluing specifications (with or without toxie)	¾¢	1½¢	2½¢

TABLE I–B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel[1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [3]	Plypanel[1] sound 2 sides [2]	Exterior grades [3]			Plyscord (sheathing) rough [6]
				Sound 2 sides	Industrial	Sound 1 side	
1/4" 3 ply	$54.25	$74.80	$61.60	$81.40	$78.45	$75.55	$61.55
5/16" 3 ply	74.00	.....	82.15	104.05	101.15	98.20	81.60
3/8" 3 ply	99.75	131.40	110.25	148.85	145.95	143.00	100.55
1/2" 5 ply	.....	149.05	130.25	175.45	172.55	169.60	.....
5/8" 5 ply	.....	167.20	149.00	206.35	203.40	200.45	.....
5/16" 5 ply	.....	.....	165.20	240.25	236.85	233.95	.....
11/32" 5 ply	.....	.....	174.75	256.65	253.00	249.35	.....
3/8" 7 ply	.....	.....	192.00	289.00	285.35	282.40	.....
1" 7 ply	.....	.....	215.20	322.85	319.20	315.55	.....
1 1/8" 7 ply	.....	.....	.....	.....	.....	.....	.....

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.65 per 1,000 square feet; for widths 24" and under, deduct $4.00 per 1,000 square feet.
[2] For plypanel sound 1 side, deduct $3.70 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add $7.75 per 1,000 square feet; for lengths over 9' through 10', add $11.75 per 1,000 square feet; for lengths over 10' through 11', add $19.45 per 1,000 square feet; for lengths over 11' through 12', add $22.45 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add $11.75 per 1,000 square feet.
[5] Plyform, with oiled faces, add $1.45 per 1,000 square feet.
[6] Plyscord, ½" and 5/16", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet		
	3 ply	5 ply	7 ply
Toxie glue lines	$4.00	$8.00	$12.00
All other special gluing specifications (with or without toxie)	7.35	14.65	22.00

MAXIMUM RETAIL PRICES—DOUGLAS FIR PLYWOOD

For sales by class II retailers located in the State of Virginia; the State of North Carolina; the State of South Carolina; that portion of the State of Tennessee lying east of, but not including, Campbell, Union, Knox, Loudon, McMinn and Bradley counties; that portion of the State of Georgia lying east of, but not including, Murray, Gilmer, Dawson, Forsyth, Gwinnett, Rockdale, Henry, Spalding, Meriweather, Talbot, Marion, Webster, Terrell, Calhoun, Baker and Decatur counties; and that portion of the State of Florida lying east of, but not including, Jackson, Calhoun and Gulf counties. (91½¢ carload freight rate from Seattle, Wash.)

[Class II retailers are sellers who purchase plywood only from distribution plants or jobbers]

TABLE II–A

[For sales in quantities of less than 1,000 square feet. Prices per square foot]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel[1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [3]	Plypanel[1] sound 2 sides	Exterior grades [3]			Plyscord (sheathing) rough [6]
				Sound 2 sides	Industrial	Sound 1 side	
1/4" 3 ply	$0.06¾	$0.08¾	$0.07¼	$0.09¼	$0.09	$ 0.08¾	.....
5/16" 3 ply	.08½	.....	.09½	.12	.11¾	.11½	$0.07¼
3/8" 5 ply	.11½	.15¼	.12¾	.17¼	.17	.16½	.09½
1/2" 5 ply	.....	.17¼	.15¼	.20½	.20	.19¾	.11¾
5/8" 5 ply	.....	.19½	.17¾	.24	.23¾	.23¼	.....
5/16" 5 ply	.....	.....	.19	.28	.27½	.27¼	.....
11/32" 7 ply	.....	.....	.20¼	.29¾	.29½	.29	.....
1" 7 ply	.....	.....	.22¾	.33½	.33¼	.32¾	.....
1 1/8" 7 ply	.....	.....	.25	.37½	.37	.36½	.....

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct ¼¢ per square foot; for widths 24" and under, deduct ½¢ per square foot.
[2] For plypanel sound 1 side, deduct ½¢ per square foot.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add 1¢ per square foot; for lengths over 9' through 10', add 1¼¢ per square foot; for lengths over 10' through 11', add 2¼¢ per square foot; for lengths over 11' through 12', add 2¾¢ per square foot; for widths over 48" through 60" (except plywall and plyscord) add 1½¢ per square foot.
[5] Plyform with oiled faced, add ¼¢ per square foot.
[6] Plyscord, ½" and 5/16", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades) with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per square foot		
	3 ply	5 ply	7 ply
Toxie glue lines	¼¢	⅜¢	1¼¢
All other special gluing specifications (with or without toxie)	¾¢	1½¢	2½¢

TABLE II–B

[For sales in quantities of 1,000 square feet or over. Prices per 1,000 square feet]

SANDED TWO SIDES—EXCEPT PLYSCORD

[Widths up to 48" (except plypanel[1]). Lengths to 96" [4]

Thickness	Plywall	Plyform [3]	Plypanel[1] sound 2 sides [2]	Exterior grades [3]			Plyscord (sheathing) rough [6]
				Sound 2 sides	Industrial	Sound 1 side	
1/4" 3 ply	$69.00	$81.35	$67.00	$88.45	$85.35	$82.15	.....
5/16" 3 ply	80.70	.....	89.35	113.15	110.00	106.80	$66.90
3/8" 5 ply	108.45	142.90	119.95	161.90	158.70	155.50	88.75
1/2" 5 ply	.....	162.10	141.70	190.80	187.65	184.45	109.10
5/8" 5 ply	.....	181.85	162.05	224.40	221.20	218.00	.....
5/16" 5 ply	.....	.....	177.20	261.60	257.60	254.40	.....
11/32" 7 ply	.....	.....	190.05	279.15	275.15	271.15	.....
1" 7 ply	.....	.....	209.65	314.50	310.30	307.10	.....
1 1/8" 7 ply	.....	.....	234.05	351.10	347.15	343.15	.....

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36", deduct $2.90 per 1,000 square feet; for widths 24" and under, deduct $4.35 per 1,000 square feet.
[2] For plypanel sound 1 side, deduct $1.00 per 1,000 square feet.
[3] Prices for exterior grades depend on thickness only.
[4] For lengths over 8' through 9', add $8.40 per 1,000 square feet; for lengths over 9' through 10', add $12.75 per 1,000 square feet; for lengths over 10' through 11', add $21.15 per 1,000 square feet; for lengths over 11' through 12', add $25.50 per 1,000 square feet; for widths over 48" through 60" (except plywall and plyscord) add $12.75 per 1,000 square feet.
[5] Plyform, with oiled faces, add $1.60 per 1,000 square feet.
[6] Plyscord, ½" and 5/16", 3 or 5 ply at mill's option.

Special gluing specifications

The following additions may be made only when softwood plywood of the grades listed above (except exterior grades), with special gluing specifications shown below, are specifically ordered by the retailer, and the retailer's invoice to purchaser states that plywood of this specification has been delivered:

	Additions per M square feet		
	3 ply	5 ply	7 ply
Toxie glue lines	$4.35	$8.70	$13.05
All other special gluing specifications (with or without toxie)	7.95	16.95	24.95

[F. R. Doc. 46–4723; Filed, Mar. 21, 1946; 4:21 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70–1237]

PENNSYLVANIA EDISON CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 20th day of March 1946.

Pennsylvania Edison Company, a subsidiary of Associated Electric Company, a registered holding company, having filed an application-declaration for approval, pursuant to sections 9 (a), 10 and 12 of the Public Utility Holding Company Act of 1935, of its proposed acquisition of 1,282 shares and scrip representing 85/100 of a share of the common stock of General Public Utilities Corporation, in exchange for its allowed claim in the amount of $59,946.28 in the reorganization proceedings of Associated Gas and Electric Company and Associated Gas and Electric Corporation pursuant to Chapter X of the Bankruptcy Act, such stock to be sold on the New York Stock Exchange and such scrip to be sold through the scrip agent provided by the plan of reorganization as soon as practicable, or in any event within 30 days after the receipt of the same; and

Said application-declaration having been filed February 18, 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to such matter within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

It appearing that the proposed acquisition will entail only a temporary retention by Pennsylvania Edison Company of such General Public Utilities Corporation securities and that the proposal constitutes an appropriate method of liquidating Pennsylvania Edison Company's allowed claim against the estates; and

The Commission finding that, subject to a condition requiring disposition of such securities, the proposed acquisition may be approved under the standards of section 10 and observing no basis for adverse findings under the other applicable sections of the act or the rules promulgated thereunder;

It is ordered, pursuant to Rule U-23 and the applicable provisions of said act, that the aforesaid application-declaration be, and hereby is, granted and permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24, and to the further condition that Pennsylvania Edison Company shall, within 30 days from its acquisition of the General Public Utilities Corporation common stock and scrip above mentioned, dispose of its entire interest in such securities.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-4900; Filed, Mar. 25, 1946; 9:44 a. m.]

Reference

MAR 29 '46

or other evidence of purchase must con-

[4] Plyscord, 1/2" and 5/8", 3 or 5 ply at mill's option.

[File No. 60-18]

BAKER, WALSH & CO.

ORDER DISMISSING PROCEEDING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Philadelphia, Pa., on the 21st day of March A. D. 1946.

The Commission on May 17, 1941 having ordered, pursuant to section 2 (a) (7) (B) of the Public Utility Holding Company Act of 1935, that a hearing be held to determine whether Baker, Walsh & Company, directly or indirectly, exercises, either alone, or pursuant to an arrangement or understanding with one or more persons, such a controlling influence over the management or policies of Western Light & Telephone Company as to make it necessary or appropriate in the public interest, or for the protection of investors or consumers that said Baker, Walsh & Company be subject to the obligations, duties, and liabilities imposed by the act upon holding companies; and

The hearing aforesaid having been held on June 5, 1941, and said hearing on that date having been adjourned subject to the call of the Trial Examiner, so that at the present time no date has been set for continuing such hearing; and

It appearing that Western Light & Telephone Company on or about August 11, 1945 merged with its former subsidiary, The Kansas Power Company, the surviving company resulting from such merger being Western Light & Telephone Company, Inc., such merger being pursuant to order of this Commission dated June 29, 1945, File Nos. 70-1020 and 68-46, Holding Company Act Release No. 5902; and

The Commission having been advised by its Public Utilities Division that Baker, Walsh & Company had disposed of its entire investment in Western Light & Telephone Company on or before December 31, 1943, and that thereafter neither Baker, Walsh & Company nor any of its officers, directors, nominees, or other affiliates has held, or now holds, any securities of Western Light & Telephone Company, or of Western Light & Telephone Company, Inc., and it appearing to the Commission that the relationships which are the subject matter of this proceeding have been so materially altered since the initiation of such proceeding that it is no longer appropriate that such proceeding be further maintained;

It is hereby ordered, That this proceeding be, and the same hereby is, dismissed, without prejudice to the rights of the Commission to institute similar proceedings, or other or further proceedings under the Public Utility Holding Company Act of 1935, with respect to Baker, Walsh & Company.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4901; Filed, Mar. 25, 1946; 9:44 a. m.]

[File No. 70-736]

FEDERAL WATER AND GAS CORP., AND ALABAMA WATER SERVICE CO.

SUPPLEMENTAL ORDER AUTHORIZING SALE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 21st day of March, A. D. 1946.

The Commission on February 10, 1943, having issued an order pursuant to sections 11 (b) and 11 (e) of the Public Utility Holding Company Act of 1935 directing, among other things, that Federal Water and Gas Corporation ("Federal"), a registered holding company, dispose of its interests in Alabama Water Service Company ("Alabama"), a direct subsidiary of Federal, and approving a plan filed by Federal providing, among other things, that Federal would dispose of its interests in Alabama; Federal and Alabama subsequently, from time to time, having filed certain applications and declarations concerned, among other things, with the divestment by Alabama of certain of its properties, said applications and declarations bearing the above set forth caption, having heretofore been granted and permitted to become effective; Federal and Alabama now having filed joint amendments to these latter-mentioned proceedings concerned, among other things, with the proposed divestment by Alabama of the water distribution system of Alabama serving the town of Collinsville, Alabama, and territory contiguous thereto in De Kalb County, Alabama, to Walter T. Weaver, doing business as Collinsville Water Works Company, for the sum of $15,000 in cash;

It appearing that this divestment is a step in the consummation by Federal of its program for the divestment of its interests in the business and properties of Alabama and is necessary and appropriate to the integration or simplification of the holding company system of which Federal and Alabama are members, and to effectuate the requirements of section 11 (b) of the act; and

Federal and Alabama having requested that such order or orders as we shall issue in this matter conform with the requirements of sections 371 (b), 371 (d), 371 (f) and 1808 (f) of the Internal Revenue Code, as amended, and contain the recitals and specifications described therein;

It is ordered and recited, That the sale by Alabama Water Service Company of the water distribution system of Alabama Water Service Company serving the town of Collinsville, Alabama, and territory contiguous thereto in DeKalb County, Alabama, to Walter T. Weaver, doing business as Collinsville Water Works Company, for the sum of $15,000 in cash, all of said properties being more particularly specified, itemized and described in certain documents entitled "Specification and Itemization of Property of Alabama Water Service Company to be Sold" marked Exhibit H to Amendment No. 12 and filed with the Securities and Exchange Commission as part of the record in this proceeding, said document being hereby incorporated by reference in this order and made a part hereof with the same force and effect as if fully set forth herein, is necessary and appropriate to the integration or simplification of the holding company system of which Federal Water and Gas Corporation and Alabama Water Service Company are members, and is necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-4902; Filed, Mar. 25, 1946; 9:45 a. m.]

Reference

MAR 29 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 60

Washington, Wednesday, March 27, 1946

The President

PROCLAMATION 2683

CANCER CONTROL MONTH, 1946

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS cancer is the second highest cause of death in the United States, and was responsible last year for more than 170,000 deaths; and

WHEREAS the number of deaths from cancer in the United States during the period of hostilities in World War II exceeded the number of war casualties of the United States armed forces; and

WHEREAS the control of this disease requires that the individual shall be on the alert to discover early signs of the disease and seek medical diagnosis; that the medical profession shall be prepared to render adequate preventive, diagnostic, and treatment services; that adequate diagnostic and treatment facilities shall be available to all citizens; and that research shall be carried on to increase our knowledge of the disease and thereby improve our present methods of treatment and discover new methods; and

WHEREAS the National Cancer Institute in the United States Public Health Service, State health departments and cancer control commissions, medical associations, and many other public and private organizations have for many years been actively leading the fight against this disease; and

WHEREAS it is known that a large percentage of deaths from cancer can be prevented if the disease is discovered and treated in its early stages; and

WHEREAS by Public Resolution 82, 75th Congress, approved March 28, 1938 (52 Stat. 148), the President is authorized and requested to issue annually a proclamation setting apart the month of April of each year as Cancer Control Month:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby set apart the month of April 1946 as Cancer Control Month, and do invite the Governors of the several States, Territories, and possessions of the United States to issue proclamations for like purposes. I also invite the medical profession, the press, the radio, the moving picture industry and all agencies and individuals interested in a national program for the control of the disease of cancer by education and other cooperative means to unite during this month in a public dedication to such a program and in a concerted effort to impress upon the people of the Nation the necessity of that program.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 25th day of March, in the year of our Lord nineteen hundred and [SEAL] forty-six and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

DEAN ACHESON, *Acting Secretary of State.*

[F. R. Doc. 46-5020; Filed Mar. 26, 1946; 11:53 a. m.]

Regulations

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51426]

PART 56—EXTENSIONS OF TIME PURSUANT TO PROCLAMATION OF THE PRESIDENT UNDER SECTION 318, TARIFF ACT OF 1930

MERCHANDISE IN GENERAL, ORDER AND BONDED WAREHOUSES

MARCH 22, 1946.

Amendment of regulations governing extensions of the 1-year general order period and the 3-year warehousing period for imported merchandise.

Sections 56.1, 56.2, and 56.3, Code of Federal Regulations (T. D. 50967, 8 F.R. 15814), as amended by T. D. 51031, 9 F.R. 3446, are hereby further amended by deleting the words "Foreign Economic Administration" wherever they appear in

(Continued on p. 3187)

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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said sections and substituting therefor the words "Department of Commerce."

(Secs. 318, 624, 46 Stat. 696, 759; 19 U.S.C. 1318, 1624; Proc. No. 2599, Nov. 4, 1943, 8 F.R. 15359; E.O. 9630, Sept. 27, 1945, 10 F.R. 12245)

[SEAL] JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-4979; Filed, Mar. 26, 1946; 10:24 a. m.]

TITLE 24—HOUSING CREDIT

Chapter I—Federal Home Loan Bank Administration

[Bulletin 54]

PART 7—SUPERVISION

RECORDS AND FILES

Part 7 of the rules and regulations for the Federal Home Loan Bank System is hereby amended, effective as of March 25, 1946, by adding at the end thereof an additional § 7.3, reading as follows:

§ 7.3 *Records of the Federal Home Loan Bank Administration*—(a) *In control of the Bank Administration.* All records of the Federal Home Loan Bank Administration are in its custody and control for purposes relating to the powers, duties and authorities of the Federal Home Loan Bank Administration, under the provisions of the Federal Home Loan Bank Act, as amended, and the Home Owners' Loan Act of 1933, as amended. No officer or employee has any control over such records and no discretion with regard to permitting the use of them for any other purpose. All such officers and employees are hereby prohibited from giving out any official information obtained by any one of them on behalf of the Federal Home Loan Bank Administration, or any of such records, to any private person or to any local officer or to any court, including the production of such records or copies thereof made pursuant to their official duties, whether in answer to a *subpoena duces tecum* or otherwise. Whenever any such *subpocna* shall have been served upon any of them, they will appear in court in answer thereto, and respectfully decline to produce the records called for, on the ground of being prohibited therefrom by this part.

(b) *In control of agents, etc.* All records in the control of any person, including any of the Federal Home Loan Banks, the Federal Savings and Loan Insurance Corporation, or the Home Owners' Loan Corporation, in the capacity as agents of the Federal Home Loan Bank Administration, or in the hands of any officer or employee of the Federal Home Loan Bank Administration, must be considered deemed to be privileged and confidential, and such records are in their custody and control for purposes relating to the powers, duties and authorities of the Federal Home Loan Bank Administration under the provisions of the Federal Home Loan Bank Act, as amended, and the Home Owners' Loan Act of 1933, as amended. They have no control over them and no discretion with regard to permitting the use of them for any purpose. All such agents are hereby prohibited from giving out any official information obtained by any one of them on behalf of the Federal Home Loan Bank Administration, or any of such records, to any private person or to any local officer or to any court, including the production of such records or copies thereof made pursuant to their official duties, whether in answer to a subpoena duces tecum or otherwise. Whenever any such subpoena shall have been served upon any of them, they will appear in court in answer thereto, and respectfully decline to produce the records called for, on the ground of being prohibited therefrom by this part.

(c) *Confidential character.* The giving out of any such records or information, or documents relative thereto, by any of the persons hereinabove referred to, is held to be contrary to public policy by reason of its privileged and confidential character involving delicate and sensitive matters relating to the condition and affairs of financial institutions, and not to be permitted. In all cases where any such documents or records, or copies thereof, are desired by, or on behalf of, any private party, or parties to a suit, whether in a court of the United States or any other, such information or copies shall be furnished only upon the written authorization or approval of the Commissioner of the Federal Home Loan Bank Administration, or such person or persons as may be authorized by him to grant such authorization or approval.

(1 Stat. 28, 49, 65, 68, 553; 9 Stat. 395, sec. 8; 16 Stat. 163; 17 Stat. 283, secs. 8, 17; 47 Stat. 731, 736, sec. 5 (a), (d); 48 Stat. 133, 233, sec. 403 (b); 48 Stat. 1257, sec. 17 (a); 49 Stat. 297, sec. 23; 49 Stat. 298; 5 U.S.C. 22, 12 U.S.C. and Sup., 1428, 1437, 1463 (n), 1464 (a), (d), 1726 (b); E.O. 9070, 7 F.R. 1529)

This amendment is deemed to be of a procedural character within the meaning of § 8.3 of the rules and regulations for the Federal Home Loan Bank System.

Dated: March 25, 1946.

JOHN H. FAHEY,
Federal Home Loan Bank Commissioner.

[F. R. Doc. 46-4948; Filed, Mar. 25, 1946; 3:57 p. m.]

Chapter III—Federal Savings and Loan Insurance Corporation

[Bulletin 25]

PART 301—INSURANCE OF ACCOUNTS

RECORDS AND FILES

Section 301.20 of the rules and regulations for Insurance of Accounts is hereby amended, effective as of March 25, 1946, by adding at the end thereof the following additional paragraphs, reading as follows:

(c) *Records in control of the Corporation.* All records of the Federal Savings and Loan Insurance Corporation are in its custody and control for purposes relating to the powers, duties and authorities of the Federal Savings and Loan Insurance Corporation, under the provisions of Title IV of the National Housing Act, as amended. No officer or employee has any control over such records and no discretion with regard to permitting the use of them for any purpose. All such officers and employees are hereby prohibited from giving out any official information obtained by any one of them on behalf of the Federal Savings and Loan Insurance Corporation, or any of such records, to any private person or to any local officer or to any court, including the production of such records or copies thereof made pursuant to their official duties, whether in answer to a subpoena duces tecum or otherwise. Whenever any such subpoena shall have been served upon any of them, they will appear in court in answer thereto, and respectfully decline to produce the records called for, on the ground of being prohibited therefrom by this part.

(d) *In control of agents, etc.* All records in the control of any person, including any of the Federal Home Loan Banks, the Federal Home Loan Bank Administration, or the Home Owners' Loan Corporation, in the capacity as agents of this Corporation, or in the hands of any officer or employee of this Corporation, must be considered deemed to be privileged and confidential, and such records are in their custody and control for purposes relating to the powers, duties and authorities of this Corporation, under the provisions of Title IV of the National Housing Act, as amended. They have no control over them and no discretion with regard to permitting the use of them for any purpose. All such agents are hereby prohibited from giving out any official information obtained by any one of them on behalf of this Corporation, or any of such records, to any private person or to any local officer or to any court, including the production of such records or copies thereof made pursuant to their official duties, whether in answer to a subpoena duces tecum or otherwise. Whenever any such subpoena shall have been served upon any of them, they will appear in court in answer thereto, and respectfully decline to produce the records called for, on the ground of being prohibited therefrom by this part.

(e) *Confidential character.* The giving out of any such records or information, or documents relative thereto, by any of the persons hereinabove referred to, is held to be contrary to public policy by reason of its privileged and confidential character involving delicate and sensitive matters relating to the condition and affairs of financial institutions, and not to be permitted. In all cases where any such documents or records, or copies thereof, are desired by, or on behalf of, any private party, or parties to a suit, whether in a court of the United States or any other, such information or copies shall be furnished only upon the written authorization or approval of the Commissioner of the Federal Home Loan Bank Administration, or such person or

persons as may be authorized by him to grant such authorization or approval.

(1 Stat. 28, 49, 65, 68, 553; 9 Stat. 395, sec. 8; 16 Stat. 163; 17 Stat. 283, secs. 402 (a), 403 (b); 48 Stat. 1256, 1257; 5 U.S.C. 22, 12 U.S.C. and Sup., 1725 (a), 1726 (b); E.O. 9070, 7 F.R. 1529)

This amendment is deemed to be of a procedural character within the meaning of § 301.22 of the rules and regulations for Insurance of Accounts.

Dated: March 25, 1946.

JOHN H. FAHEY,
Federal Home Loan Bank Commissioner.

[F. R. Doc. 46-4947; Filed, Mar. 25, 1946; 3:57 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-84, as Amended Mar. 22, 1946]

MANILA (ABACA) AND AGAVE FIBER AND CORDAGE

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of manila and agave and products made from them for defense for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 3290.221 *Conservation Order M-84—*
(a) *Restrictions on processing of fiber or yarn into rope.* (1) No processor may put into process manila fiber or manila yarn to manufacture rope except for an end use allowed in Schedule A.

(2) [Deleted Feb. 5, 1946]

(b) *Restriction on processing fiber or yarn into other products.* No processor may put into process any manila or agave, or yarns made from those fibers, to manufacture any product (other than rope) except products permitted in Schedule B, and binder twine and baler twine as specifically authorized or directed in writing by the Civilian Production Administration.

(c) *Further restrictions on processing.* (1) The Civilian Production Administration may issue specific directions to processors who have received manila or agave, by allocation under this order or any other Civilian Production Administration order or by delivery from any United States Government agency, as to the extension of more critical fibers by mixture with less critical ones (i. e. use of "extenders") in the manufacture of any product permitted in paragraphs (a) and (b) above.

(2) The Civilian Production Administration may from time to time issue specific instructions regarding the percentage of extender to be used in the manufacture of agave sisalana rope.

(d) *Restrictions on delivery of rope and twine.* (1) No processor or dealer may sell, deliver, or accept delivery of new rope or new twine, produced in the United States in whole or in part from manila or agave fiber or yarn, for end uses for which the product may not be manufactured under this order.

(2) No person may sell or deliver new binder or new baler twine if he knows or has reason to believe that:

(i) The binder twine will not be used with mechanical harvesting equipment or in the growing, harvesting or delivering of agricultural crops, or that the binder twine will be converted into rope or any other product.

(ii) The baler twine will not be used in a self-tying machine for baling hay, straw or other fodder crops.

(3) No person may use new binder or new baler twine to manufacture rope for sale.

(4) [Deleted Feb. 5, 1946]

(e) [Deleted Mar. 22, 1946.]

(f) *Allocation of fiber.* (1) No processor shall make or accept delivery of any manila or agave fiber contrary to directions which from time to time the Civilian Production Administration may issue. The Civilian Production Administration may from time to time allocate to processors the available supplies of manila and agave fiber and specifically direct the time, manner, and quantities in which deliveries to processors shall be made or withheld.

(2) In general allocations of fiber for rope and products permitted in Schedule B to individual processors will be made upon the following basis: the aggregate allocation of manila and agave fibers to each processor will be in proportion to his average monthly sales of both types of rope during the period January 1, 1939 through December 31, 1941; the manila fiber allocated to each processor for rope will be in proportion to his average monthly sales of manila rope during the period January 1 through December 31, 1939; and the agave fiber allocated to each processor will be in proportion to his aggregate allocation for both fibers, less that for manila. A manufacturer who was not in the hard fiber cordage business during 1939-40-41 may apply to the Civilian Production Administration, Textile Division, Washington 25, D. C., for an allocation. The application should be filed by letter stating the quantity of fiber desired, and should include a statement of the facilities available for the manufacture of cordage products, as permitted under Order M-84, the maximum poundage of fiber which can be processed with his facilities on the basis of a 40-hour week, and the minimum poundage of fiber needed for economical operation during a three-month period. Applications from new manufacturers will be considered on an equitable basis in view of the allocations given to other manufacturers.

(3) Allocations of agave fiber for binder twine and baler twine will be prorated among processors on the basis of information previously filed with the War Production Board and Civilian Production Administration as to productive capacity, method and rate of operation.

(g) *End use information.* No person may sell or deliver any product controlled by this order to any person who he knows or has reason to believe will use the product in a manner which this order does not permit. He should satisfy himself as to this in some reasonable manner before delivering. He may, but need not, require a statement in writing showing the specific purpose or use for which the item is ordered.

(h) *Restrictions on the use of damaged material.* Any processor or dealer who has in his possession damaged or defective manila or agave fiber or cordage, may report by letter the extent of the damage and state to the Civilian Production Administration the percentage not suitable for the manufacture of products or for use permitted by this order. He may then upon receipt of acknowledgment, without objection from the Civilian Production Administration, use or dispose of any portion unsuitable for the manufacture of products permitted by this order, free from its restrictions.

(i) *Reports.* (1) Processors of manila and agave fiber shall report monthly on CPA-2901, Sections 1 and 2.

(2) The reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(j) *Imports.* The importation of material or products covered by this order shall be made in conformity with the provisions of General Imports Order M-63, as amended from time to time.

(k) *Definitions.* In this order:

(1) "Manila" means fiber, spinnable over machinery which is commonly known in the trade by this term and also known as abaca or Manila hemp, wherever grown (either stripped or decorticated), but does not mean the fiber grades of T2 and T3, O or Y, or equivalent, as established by the Insular Government of the Philippine Islands, processor's mill waste or bagasse.

(2) "Agave" means fiber, spinnable over machinery of the species agave sisalana, agave fourcroydes, and agave cantala, of all grades and qualities including tow and fiber under 20" in length, commonly known in the trade as sisal, henequen, cantala, and maguey, and sometimes preceded by an adjective designating the country or district of origin, but does not include processor's mill waste or bagasse.

(3) "Rope" means any rope or cable, treated or untreated, composed of three or more strands each strand composed of two or more yarns, but does not include strings and twines of whatever construction which are commonly used for tying, sewing, baling or other commercial packaging use.

(4) "Twine" means any single or plied yarn or roving, including marlin, for use as a tying material, for sewing or for any similar purpose, but does not include any product falling within the definition of "rope", "binder twine" or "baler twine."

(5) "Binder twine" means a single yarn twine usually containing agave, but sometimes containing manila, istle, jute, coir, hemp, cotton or paper, suitable for use in a harvesting machine and of the type customarily heretofore manufactured. It is put up in balls of approximately five to eight pounds, packed six to ten to the bale. It measures five hundred feet to the pound with a plus or minus tolerance of five per cent, and contains a lubricant of at least ten per cent of the weight of the twine and an insect repellant. It is also known as binding twine.

(6) "Baler twine" means a single yarn usually made of agave fiber and used in a self-tying machine for baling hay, straw or other fodder crops.

(7) [Deleted Feb. 5, 1946]

(8) [Deleted Feb. 5, 1946]

(9) "Processor" means any person (other than a United States Government agency) who spins, twists or otherwise uses any fiber or yarn in the manufacture of rope or twine, or who uses manila or agave fiber in the manufacture of any other product.

(10) [Deleted Mar. 22, 1946.]

(l) *Appeals.* Any appeal from the provisions of this order should be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(m) *Applicability of regulations.* Except as specifically otherwise provided this order and all transactions affected thereby are subject to all applicable provisions of the regulations of the Civilian Production Administration as amended from time to time.

(n) *Violations.* Any person who wilfully violates any provision of this order, or who in connection with this order wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance by the Civilian Production Administration.

(o) *Communications.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to the Textile Division, Civilian Production Administration, Washington 25, D. C., Ref.: M-84.

(p) *Effective date of amendment.* This order as amended March 22, 1946 is effective April 1, 1946. Order M-84, as amended February 5, 1946, remains effective until April 1, 1946.

Issued this 22d day of March, 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A—MANILA CORDAGE END USE

This list specifies the permitted end uses for which rope may be manufactured from manila. It does not, however, restrict manufacture for and delivery to the Army, Navy and Maritime Commission.

Fibers other than manila may be used in the manufacture of rope for any end use subject to applicable provisions of any Civilian Production Administration order dealing specifically with such fibers.

End use	*Definition*
Auxiliary line-Lyle gun	A 3" circ. hawser-drawn to or from a vessel by means of a whip line and which is used to support a breeches buoy.
Cracker	A short length of fiber drilling cable used in conjunction with a wire drilling cable affording spring or elasticity to the wire line.
Drilling cables-oil, water and gas wells	Used for operating the tools in "cable tool" drilling.
Falls-Ammunition	The hoisting rope used to raise and lower ammunition.
Falls-Lifeboat	A rope used generally in conjunction with a pair of davits, used to raise or lower lifeboats which contain people.
Falls-Purse boat	A pair of tackles suspended from davits used to raise and lower the purse boats and seine which weigh about 5 tons.
Falls-Powder tank	Used in handling powder tanks (lowering and hoisting).
Life line	See auxiliary line-lyle gun.
Manila rope 1¼" diam (3¾" cir.) and larger	Any use.
Purse line	A line rove through rings attached to the bottom of a seine. By hauling on this line the bottom of the net is closed or pursed.
Shot lines—Lyle guns	Soft laid rope used in connection with Lyle guns for rescue work on disabled ships.
Torpedo lines—Oil well	Approximately ¼" diam. rope used to lower explosives into oil or gas well preparatory to "shooting" the well.

SCHEDULE B—TWINE END USE

NOTE: Reference to paragraph in line 3 and footnote amended Mar. 22, 1946.

This list specifies the permitted end uses for which twine may be manufactured from manila and agave. The use of agave fiber for the manufacture of binder and baler twine will be authorized as stated in paragraph (b). Manila is not permitted at present for twine and agave is permitted only where indicated.

End use	Definition	Manila	Agave
Bale rope	A heavy wrapping twine for securing large bales or bundles		
Christmas tree twine	A single ply twine, usually tarred or dyed for binding Christmas trees in bundles for shipping.		
Fodder yarn	Single yarn generally tarred, put up in stranded or many end form, used in tying up fodder. This yarn is comparable to, in certain parts of the country where a mechanical binder is used for harvesting, a binder twine. In other parts where the binding of sheaves is done by hand, fodder yarn is used.		
Hand-roll ine	See seizing stuff.		
Hanging twine—Hard fiber nets.	Twine used to hang hard fiber nets to lines		Yes
Hanging twine—Soft fiber nets.	Twine used to hang soft fiber nets to lines		Yes
Heading twine	See Marline-Lobster		Yes
Hide rope	Twine-twisted into strand form usually 50 ends. 2 or 3 ply		
House line	See seizing stuff		
Lathyarn	A single yarn put up in stranded or many end form either tarred or untarred.		
Marline	See seizing stuff.		
Marline—Lobster	A twine required in the manufacture of the inside tunnels of lobster pots.		Yes
Nettwine—Otter trawls	A hard laid twine, usually 2, 3, or 4 ply in sizes from #66 to #135 used for the manufacture of hard fiber fishing nets. Also for mending nets.		Yes
Piping cord	The cord used in a roll edge trim for furniture, etc		
Ring yarns	See wrapping twine. A single yarn usually put up in stranded or many end form and used for general tying purposes.		
Roundline	See seizing stuff.		
Seizing stuff	A general term covering fine sizes of rope and twine used for seizing larger ropes and cables.		
Sewing twine	Twine used for bag closing and for general sewing.		
Shingle yarn	A yarn put up in single end form, used for tying up bundles of shingles Tarred and untarred.		
Small stuff	See seizing stuff.		
Spun yarn	See seizing stuff.		
Tube rope	A heavy wrapping twine of soft twist for securing large bales and bundles.		
Wormline	See seizing stuff.		
Wrapping and tying twine	Single yarn used as twine, or plied twine twisted or laid, used for tying, packaging, baling or bundling.		(1)

[1] Only agave tow in hands of processor on March 22, 1946, with or without admixture of other fibers.

[F. R. Doc. 46-4370; Filed, Mar. 22, 1946; 4:45 p. m.]

the extension of more critical fibers by mixture with less critical ones (i. e. use

poundage of fiber needed for economical operation during a three-month period.

yarn or roving, including marlin, for use

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Housing Program Order 1]

GENERAL RESTRICTIONS ON CONSTRUCTION AND REPAIRS

The Veterans' Emergency Housing Program, set forth February 7, 1946, by the Housing Expediter in his report to the President, calls for the construction of an unprecedented number of moderate and low-cost housing accommodations to meet the needs of returning veterans. The fulfillment of requirements for the defense of the United States has created a shortage in the supply of materials and facilities required for construction, for defense, for private account and for export. It will be impossible to carry out the Veterans' Emergency Housing Program without diverting critical materials from deferrable or less essential construction. The following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 4700.1 *Veterans' Housing Program Order 1*—(a) *What this order does.* In order to carry out the Veterans' Emergency Housing Program, this order forbids the beginning of construction and repair work on buildings and certain other structures without specific authorization under paragraph (h) of this section, with the exception of certain small jobs and other work covered by paragraphs (d), (e) and (f). The restrictions of the order apply whether or not the materials needed are on hand or are available without priorities assistance.

(b) *Structures and work covered by this order*—(1) *Kind of structures.* The restrictions of this order apply to certain kinds of work on structures. As used in the order, "structure" means any building, arena, stadium, grandstand, pier, moving picture set or billboard, whether of a permanent or temporary nature (however, the erection of stands or other structures which have been used before and are being erected only for a temporary purpose and are to be taken down after the temporary purpose is served is not covered by the order). The term "structure" does not include roads, streets, sidewalks, railroad or street or interurban or plant railway tracks or operating facilities (other than buildings), fences, silos, trailers (except when demounted and installed on a foundation), bridges, tunnels, subways, pipe lines, utility facilities (except buildings) providing for electric, gas, sewerage, water, central steam heating or telephone or telegraph communication services including power or utility lines and sewers, surface or underground mines, wells, dams, canals or drainage or irrigation ditches. The term "structure" also does not include anything that is not attached to the land or to a structure as defined above, or any kind of equipment installed outside of and not attached to a building or other structure.

(2) *Kinds of work.* The restrictions of this order apply to constructing, repairing, making additions or alterations (including alterations incidental to installing any kind of equipment), improving or converting structures, or installing or relocating fixtures or mechanical equipment in structures. These terms include any kind of work on a structure which involves the putting up or putting together of processed materials, products, fixtures or mechanical equipment, if the processed materials, products, fixtures or mechanical equipment are attached to the land, or are attached to a structure and used as a functional part of the structure, or are attached so firmly to the land or structure that removal would injure the material, product, fixture or mechanical equipment or the structure. The laying of asphalt or other tile or linoleum cemented or otherwise attached to the structure is covered by the order. However, repainting, repapering and sanding floors and greasing, overhauling, repairing or installing repair or replacement parts in existing mechanical equipment in all types of structures, where no change in the structure is made, are not covered by the order.

(3) *Fixtures and mechanical equipment.* The term "fixture" means any article attached to a building or structure and used as a part of the building or structure. The term "mechanical equipment" means any equipment which is used to operate a building or other structure. The following items are included within the phrase "fixtures and mechanical equipment" if they are attached to the building or structure in any of the ways indicated later in this paragraph: plumbing, heating, ventilating and lighting equipment, panelling, bookcases, bars, soda fountains, show cases, booths, wood or metal partitions, counters, and the like. These articles are considered to be attached to a building or structure if they are attached by nails or screws to the building, if they are connected to the plumbing or other piping system of the building, if they are connected to the lighting system of the building (except by connection to an existing outlet), or if a base or foundation is built for the item, or if the item is cemented to the building or structure. The phrase "fixtures and mechanical equipment" does not include the following: machine tools, blast furnaces, conveyors, elevators, process piping, control or testing equipment used for industrial or utility purposes or in a laboratory, power generating or transmitting equipment, such as boilers, generators, transformers, and the like (however, where the purpose of boilers, transformers and similar equipment is primarily to provide electricity or steam for lighting or heating the building in which they are installed they would be mechanical equipment), medical equipment in a hospital, washing machines or dryers in a commercial laundry, compressors or cooling equipment in a cold storage warehouse or frozen food locker plant, gasoline pumps and hydraulic lifts in a garage or service station, and stoves, refrigerators (other than refrigerators constructed as an integral part of a building), food-warming equipment and dish-washing equipment in a restaurant.

(c) *Prohibited construction.* (1) No person shall begin to construct, to repair, to make additions or alterations to, to improve, to convert from one purpose to another, or to install or to relocate fixtures or mechanical equipment, in any structure, public or private, in the forty-eight states, the District of Columbia, Puerto Rico or the Virgin Islands, except to the extent permitted under paragraphs (d), (e) and (f), or when and to the extent specifically authorized under paragraph (h). No person shall carry on or participate in any construction, repair work, addition, improvement, conversion, alteration, installation or relocation of fixtures or mechanical equipment prohibited by this order. The prohibitions of this paragraph apply to a person who does his own construction work, to a person who gets a contractor to do the work, to contractors, sub-contractors, architects and engineers working on a job which is being carried on in violation of this order or getting others to work on it or to supply materials for it.

(2) This order forbids the beginning of certain kinds of work. To "begin" work on a structure means to incorporate into a structure on the site materials which are to be an integral part of the structure in question. Demolition, excavation and similar site preparation do not constitute beginning construction. The order does not apply to work which was begun before March 26, 1946, and which was being carried on on that date and which is carried on normally after that date. However, this rule only applies to the particular building or other structure begun before March 26, 1946. It does not apply to any other building or structure which had not itself been begun by that date even though the two are closely related.

(d) *Exemption for small jobs.* (1) This order does not restrict a construction, repair, alteration or installation job, the cost of which does not exceed the allowance given below for the particular kind of structure involved:

(i) $400 for a house or other structure (such as a garage) on residential property designed for occupancy by five families or less. This allowance also applies to farmhouses and other housing accommodations on farms, except bunkhouses and other accommodations for transitory farm laborers.

(ii) $1,000 for a hotel, resort, apartment house, or other residential building designated for occupancy by more than five families.

(iii) $1,000 for a building used primarily for one or more commercial or service establishments such as offices, banks, stores, laundries, garages, restaurants, night clubs, theaters, repair shops, warehouses, frozen food locker plants and radio stations.

(iv) $1,000 for a farm, excluding farm houses which are covered by paragraph (d) (1) (i) above. A farm means a place used primarily for raising crops, livestock, dairy products or poultry for the market.

(v) $1,000 for a church, hospital, school, college or a publicly owned building used for public purposes, or for an orphanage or other building used exclusively for charitable purposes.

(vi) $15,000 for a factory, plant or other industrial structure which is used for the manufacturing, processing, or assembling of any goods or materials, for a logging and lumber camp, for a pier (other than a pier designed for amusement, entertainment or other commercial purposes), for a structure used for or in connection with a railroad or street railway, or a commercial airport, for a bus terminal, for a truck terminal operated by a common or contract carrier by truck, or for a research laboratory or pilot plant or for a motion picture set. This allowance is applicable to structures used for oil, gas, or petroleum producing, refining, or distributing (except service stations and garages which are covered by paragraphs (d) (1) (iii) above). It is also applicable to utility structures (public or private) providing for electric, gas, sewerage, water, central steam heating, or telephone or telegraph communication services.

(vii) $200 for a structure covered by this order which does not fall within one of the classes listed above.

(2) For the purpose of determining whether a particular job is exempted from this order by paragraph (d), the "cost" of a job means the cost of the entire construction job as estimated at the time of beginning construction. This includes the cost of paid labor engaged in the construction work, regardless of who pays for it, the cost or value of new fixtures, mechanical equipment and materials incorporated in the structure, whether or not obtained without paying for them, and the amount paid for contractors' fees. It does not include the cost or value of previously used fixtures, mechanical equipment and materials, the value of unpaid labor, or the cost or value of machinery and equipment (other than mechanical equipment) or the cost of labor engaged in assembling and installing the machinery and equipment.

(3) For the purpose of this exemption, a related series of operations which are performed at or about the same time or as part of a single plan or program constitute a single job. No job which would ordinarily be done as a single piece of work may be sub-divided for the purpose of coming within this exemption. When a building or part of a building is converted from one purpose to another, all work incidental to and done in connection with the conversion must be counted as one job. So also if a building is being renovated, improved or modernized over an extended period, all work done in connection with the modernization (other than work done before March 26, 1946) must be considered as part of one job, even though separate contracts are let for the different parts of the work. The definition of a job given in this paragraph may not be used in determining whether construction has started prior to the issuance of the order under paragraph (c) (2).

(4) If a structure is used for more than one purpose and might therefore fall within more than one of the classes indicated, the use to which the greatest part of the structure will be put (computed on the basis of the floor area where applicable) determines the allowance. If a structure is being converted from one purpose to another, the allowance applicable to the structure after the conversion is the maximum allowance for the conversion. The allowances given for jobs on a structure apply to all subordinate or related structures situated near and used in connection with the structure.

(e) *Exemption for repair and maintenance work in industrial utility and transportation buildings and structures.* The prohibitions of this order do not apply to maintenance and repair work in structures covered by paragraph (d) (1) (vi) of this order. For the purpose of the exemption given by this paragraph, "maintenance" means the minimum upkeep necessary to keep a structure in sound working condition and "repair" means the restoration of a structure to sound working condition when the structure has been rendered unsafe or unfit for service by wear and tear, damage, failure of parts, or the like. However, neither maintenance nor repair includes the improvement of any structure by replacing material which is still usable with material of a better kind, quality or design. No maintenance or repair work which is capitalized by the person doing the maintenance or repair work may be performed under this exemption. Alterations to a building or other structure covered by paragraph (d) (1) (vi), including alterations incidental to installation of equipment, are not exempted by this paragraph, even though they are not capitalized, and may only be done when and to the extent permitted under paragraph (d) or when specifically authorized.

(f) *Other exemptions*—(1) *Disasters.* (i) The prohibitions of this order do not apply to the minimum work necessary to prevent more damage to a building or structure (or its contents) which has been damaged by flood, fire, tornado, or similar disaster. This does not include the restoration of the structure to its former condition.

(ii) The prohibitions of this order do not apply to the repair, rebuilding or reconstruction of any house (including a farmhouse) or any farm building which was destroyed or damaged by fire, flood, tornado or similar disaster, if the total cost of the repairs, rebuilding or reconstruction does not exceed $6,000 and if the reconstruction is started within sixty days of the occurrence of the disaster.

(2) *Military construction.* The prohibitions of this order do not apply to work by or for the account of the U. S. Army or Navy.

(3) *Veterans' Administration.* The prohibitions of this order do not apply to work on construction projects of the Veterans' Administration, including projects being built by the Corps of Engineers for the Veterans' Administration, or to the remodelling of a building or any part of a building which has been leased to the Veterans' Administration or to Public Buildings Administration for occupancy or use by the Veterans' Administration.

(g) *Prohibited deliveries.* No person shall accept an order for, sell, deliver or cause to be delivered materials which he knows or has reason to believe will be used in work prohibited by this order.

(h) *Authorizations.* Persons who wish to begin work which is prohibited by this order may apply for authorization. If the application covers housing accommodations under Priorities Regulation 33 (including farm dwellings), it should be made on Form CPA-4386. Applications for non-farm housing accommodations should be filed with the local office of the Federal Housing Administration. Applications covering housing accommodations on a farm should be filed with the appropriate County Agricultural Conservation Committee. The assignment of ratings for or approval of housing accommodations under Priorities Regulation 33, whether before or after the issuance of this order, constitutes an authorization under this order to do the work for which priority assistance or approval was given under that regulation. If the application covers work on a farm (other than farm dwellings), the application should be made on Form CPA-4423 and should be filed with the appropriate County Agricultural Conservation Committee. If work on any other kind of structure is involved, the application should be filed on Form CPA-4423 with the appropriate Construction Field Office of the Civilian Production Administration. Applications will be reviewed to see whether and how much the proposed construction would interfere with the Veterans' Emergency Housing Program. In addition, the essentiality of the proposed work in relation to the Veterans' Emergency Housing Program, to the elimination of a bottleneck to the reconversion of the national economy from a wartime to a peacetime basis, to the public health and safety of the community, or to eliminate an unusual and extreme hardship will be taken into consideration in determining whether the application should be approved. In case of emergency, a request for authorization may be made by telegram to the appropriate Civilian Production Administration Construction Field Office. The telegram should state the nature of the emergency (fire, flood, etc.), the use to which the building will be put, the type of construction, the estimated cost of construction and the reasons why immediate reconstruction is necessary.

(i) *Construction under authorizations.* When a person is specifically authorized, either by approval of Form CPA-4423 or Form CPA-4386 or otherwise, to do work restricted by this order, he must observe the restrictions imposed on him by the authorization, and in doing the authorized work, he must not do any work of the kinds covered by the order unless it is specifically covered by the authorization. He may not, in connection with a job which has been specifically authorized, do additional work under the exemption given by paragraph (d). When an application on Form CPA-4423 has been approved a placard will be sent to the applicant stating that the construction has been approved under this order. The applicant must place in the placard the project serial

number and must set up the placard in front of the project site in a conspicuous location within five days after construction has been started and he must keep the placard there until completion of the work.

(j) *Violations.* Any person who wilfully violates any provision of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priorities control, and may be deprived of priorities assistance.

(k) *Communications.* All communications concerning this order should be addressed to the Civilian Production Administration, Washington 25, D. C., Ref.: VHP–1.

(l) *Reports.* All persons affected by this regulation shall file such reports as may be requested by the Civilian Production Administration, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 26th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5021; Filed, Mar. 26, 1946; 11:54 a. m.]

PART 3290—TEXTILES, CLOTHING AND LEATHER

[Limitation Order L-99, as Amended Mar. 22, 1946]

OPERATION OF LOOMS FOR COTTON BROAD WOVEN FABRIC PRODUCTION

The fulfillment of requirements for the defense of the United States has created a shortage in the production of cotton broad woven fabrics and materials for making cotton broad woven fabrics for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.46 *Limitation Order L–99—(a) Operation of looms for cotton broad woven fabric production—(1) Purpose.* This order controls the operation of looms for the production of cotton woven fabrics of more than 12" in width.

(2) No person shall, regardless of the presentation of rated orders, operate looms contrary to the provisions in the schedules of this order.

(3) No person shall operate looms formerly operated in the production of cotton broad woven fabrics and which were acquired by him after June 30, 1944, except as specifically authorized in writing by the Civilian Production Administration. The term "acquired" refers not only to the direct purchase of looms but also to obtaining operating control over looms by obtaining control of the corporation which owns them. Application for authorization may be made by letter to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L–99, stating all facts, including the type of fabric he wishes to produce, the name of the person who formerly owned or controlled the looms, and the fabric formerly produced on them.

(b) *Minimum quantities to be produced.* Each person in the business of producing in any calendar quarter after March 31, 1946 any broad woven cotton fabric item marked with an asterisk on Schedule A, or any item in the "May Produce Only" column of Schedule B, must produce in that quarter at least as much yardage of the items within the same group as the greater of the following:

(1) Ninety percent of the linear yardage of such items which he produced in the second quarter of 1944, increased or decreased in inverse proportion to any change in pick he has made since then, or

(2) The linear yardage which can be produced by operating each loom producing such items for at least as many hours as any other loom in his mill is operated.

(c) *Exemptions.* (1) *Special looms.* Jacquard and box looms, and looms which were Dobby head looms on March 8, 1946, are exempt from the provisions of paragraphs (a) and (b) of this order and from Schedules A and B.

(2) *Temporary exemption in certain cases pending appeal action.* Any person who files an appeal for exemption from changing over any looms to produce any item required by Schedule B, may postpone production of the required Schedule B item on these looms until he receives notice by telegram or letter from the Civilian Production Administration of the action taken on his appeal. This temporary exemption applies only to appeals filed on or before April 6, 1946 by registered mail with return receipt requested or by telegraph, and does not apply to any reappeal from action taken on the initial appeal.

(d) *Reports and records.* All persons operating looms for the production of cotton textiles of any kind shall file with the Civilian Production Administration at the times specified in the reporting forms, reports on Forms CPA–658–A, B, and C giving the information therein required. All persons affected by this order shall keep and preserve for a period of not less than two years, accurate and complete records concerning inventories, production and sales. The reporting requirements of this order have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(e) *Appeals.* (1) Any appeal from the provisions of this order shall be made by filing a letter in triplicate addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L–99, referring to the particular provisions appealed from and stating fully the grounds of the appeal. However, in order to qualify under paragraph (c) (2) above for exemption pending appeal from Schedule B requirements, the appeal must be filed on or before April 6, 1946 by registered mail with return receipt requested or by telegraph. Any person who wishes to produce Schedule B items but is not permitted to do so under the terms of Schedules A or B, peed specify only the number of looms, the constructions currently produced on them, and the number of looms proposed to be transferred to each different Schedule B construction.

(2) All appeals granted under this order before March 8, 1946 are revoked effective April 6, 1946.

(3) In cases of appeal for suspension of the requirements of paragraphs (a) or (b) on the ground that compliance will result in production at a loss, an application for price relief on that ground must first be filed with the Secretary of the Office of Price Administration, Washington, D. C., and a copy filed with the CPA appeal. If the CPA appeal is granted, the requirement of these paragraphs for increases above current production will be suspended until the decision by the Office of Price Administration upon the application for price relief. This paragraph does not indicate or limit the extent or kind of price relief, if any, which may be granted by the Office of Price Administration.

(f) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(g) *Violations.* Any person who wilfully violated any provision of this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

(h) *Communications to the Civilian Production Administration.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L–99.

Issued this 22d day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

NOTE: Group numbers are based upon those in Schedule A as amended October 19, 1945.

(1) Looms which at any time during the period March 1, 1942 through February 28, 1946, produced any item listed in the "Did Produce" column of Schedule B, and did not produce any item now listed in the "Did Produce" column of Schedule B during the last 180 days prior to the date when the looms were in production), are subject to the following restrictions: (i) If the items shown in the Schedule A "May Produce Only" column opposite the applicable Group Number are marked with an asterisk, only those items may be produced. (ii) If the items shown in the Schedule A "May Produce Only" column opposite the applicable Group Number are not marked with an asterisk, those items may be produced in any item listed in the "May Produce Only" column of Schedule B. (iii) The requirement is effective on the date of the order. (2) Revoked. (3) Jacquard, box and Dobby head looms are exempt to the extent specified in paragraph (c) (1) of the order.

Group No.	Did produce on Mar. 8, 1946 (or the last prior date when the looms were in production)	May produce only—
2	Leno bag fabrics	Leno bag fabrics, 9 to 20 slay, 4 to 10 pick.
3	Other special bag fabrics	Other special bag fabrics, 45 slay, 16 to 46 pick. Seamless bags.
4	Bale coverings	Bale coverings, 10 to 48 slay, 6 to 40 pick.
5A	Soft filled sheetings, 26 to 44 slay, 32 to 48 pick	Soft filled sheetings, 26 to 44 slay, 32 to 48 pick.
7A	Class A sheetings 42" and wider, not of pro rata counts and weights with the constructions in Sch. B "May Produce Only" column for Groups 6, 8 and 9	Class A sheetings 42" and wider.
10A	Class B sheetings 42" and wider, not of pro rata counts and weights with the constructions in Sch. B "May Produce Only" column for Groups 6, 8 and 9	Class B sheetings, average yarn numbers less than 21's.
11A	Class C sheetings, average yarn numbers less than 21's	Class C sheetings, average yarn numbers as above 21's.
12A	Pillow tubings; industrial (except insulating) tubings	•Any bed sheeting. •Pillow tubings; or •Any industrial (except insulating) tubings.
15A	All drills, jeans, sateens and gabardines and three leaf twills, except those listed in Sch. B "Did Produce" column for Group 16B	•Any drill, jean, sateen, gabardine or three leaf twill.
16A	Ticking, plain, staple stripe ACA, Army spec. JQD–48	Ticking, plain, staple stripe ACA.
17	Birdseye diaper cloth	•Birdseye diaper cloth.
18	Window shade cloth	Any width fabric of window shade quality woven from print cloth yarns.
20	All other plain print cloths of more than 100 threads per sq. in.	Any plain print cloth yarn fabric other than window shade cloth, but the weighted average pick of the yardages produced may not exceed the weighted average pick prevailing in this Group during the month of April 1944.
21	Pajama checks	Any pajama checks.
22	Gauze diaper cloth	Gauze diaper cloth.
23	All other fancy print cloths	Any print cloth yarn fabric but the weighted average pick of the yardages produced may not exceed the weighted average pick prevailing in this Group during the month of April, 1944.
30A	Denims (except work clothing denims), plaitcheck, hickory stripes, and express stripes	Any denims, plaitcheck, hickory stripes, express stripes.
31A	Suiting covers, cottonades, whipcords and bedford cords	•Any suiting covers, cottonades, and bedford cords.
32	Ginghams, checks, plaids and seersuckers	Any ginghams, checks, plaids and seersuckers.
33A	Chambrays, shirting covers, and colored yarn shirtings	•Any chambrays, shirting covers, or colored yarn shirting.
34	Turkish or terry woven toweling	•Turkish or terry woven toweling.
35	Huck, damask or Jacquard woven toweling	Huck, damask or Jacquard woven toweling.
36	Dish towelings, twill and other plain woven toweling	Dish towelings, twill and other plain woven toweling.
37	Leno dishcloths	Leno dishcloths.
38	Outing flannel	•Any construction of outing flannels but the weighted average weight per sq. yd. of all outing flannels produced in any calendar quarter may not exceed the weighted average weight per sq. yd. of all the outing flannels produced during the second quarter of 1944.
42	Interlining flannels	•Interlining flannels.
43A	Moleskins and suedes (except work clothing suedes)	•Moleskins and suedes.
44	All other napped fabrics except blankets	Any napped fabric.
45	Crib blankets	•Crib blankets.
46	Blankets, other than crib, containing less than 25% by weight of wool	•Blankets, other than crib, containing less than 25% by weight of wool.
47	Flag bunting	•Flag bunting.
48	Luggage and automobile seat cover cloths	Luggage and automobile seat cover cloths.

SCHEDULE B

NOTE: Schedule B amended March 22, 1946. Group numbers are based upon those in Schedule A as amended October 19, 1945.

(1) Looms which at any time during the period March 1, 1942 through February 28, 1946, produced any item listed in the "Did Produce" column of Schedule B, and did not produce any item now listed in the "Did Produce" column of Schedule B during the last 180 days prior to the date when the looms were in production), are subject to the following restrictions: (i) If the items shown in the Schedule A "May Produce Only" column opposite the applicable Group Number are marked with an asterisk, only those items may be produced. (ii) If the items shown in the Schedule A "May Produce Only" column opposite the applicable Group Number are not marked with an asterisk, those items may be produced in any item listed in the "May Produce Only" column of Schedule B. (iii) The requirement is effective on the date of the order. If the appeal is filed on or before April 6, 1946, all appeals granted or pending on that date are revoked effective April 6, 1946, all appeals granted or pending on that date are revoked effective April 6, 1946, all appeals granted or pending on that date are revoked effective

SCHEDULE B—Continued

Group No.	Did produce at any time between Mar. 1, 1942 and Feb. 28, 1946, inclusive	May produce only—
15B	Drills 42" and wider	Drills: 56"—1.85 yd. 56"—2.25 yd. 52"—2.20 yd.
	Jeans—39" 96 x 54—2.85 yd. (grey)	Jeans—39" 96 x 54—2.85 yd. (grey).
	Warp and filling sateens (sheeting yarns) 42" and wider.	Sateens: 52"—1.12 yd. 53"—1.32 yd. 54"—1.05 yd.
16B	Four leaf twills: 37" 88 x 42—2.00 yd., or other widths and pro rata counts and weights.	Four leaf twills: 37" 88 x 42—2.00 yd., or other widths and pro rata counts and weights.
19	Print cloth: 36" 80 x 80—4.00 yd. 36" 68 x 72—4.75 yd. 39" 68 x 64—4.85 yd. 38½" 64 x 60—5.35 yd. 38½" 64 x 56—5.20 yd. 38½" 60 x 48—6.25 yd. 45" 64 x 56—4.80 yd.	39" 80 x 80—4.00 yd. 36" 68 x 72—4.75 yd. 39" 68 x 64—4.85 yd. 38½" 64 x 60—5.35 yd. 38½" 64 x 56—5.20 yd. 38½" 60 x 48—6.25 yd. 45" 64 x 56—4.80 yd.
24	38½" 44 x 36—8.60 yd.	38½" 44 x 36—8.60 yd. 38½" 44 x 40—8.20 yd. 38½" 44 x 40—8.20 yd.
25	38½" 44 x 40—8.20 yd. 38½" 40 x 32—9.80 yd. 38½" 48 x 44—7.40 yd. 38½" 48 x 48—7.15 yd.	38½" 40 x 32—9.80 yd. 38½" 48 x 44—7.40 yd. 38½" 48 x 48—7.15 yd.
26	Tobacco and cheesecloth, all widths and counts	Any tobacco or cheesecloth woven from print cloth yarns or any item listed in this column for Group 28.
27	Carded broadcloths	Any width, plain (not including slubbed yarn) carded broadcloth counting from 80 to 136 ends per inch and not in excess of 60 picks per inch woven from print cloth yarns counting 44's or less; or any construction specified in this column for Group 19.
28	Carded poplins	Any width, plain (not including slubbed yarn except 3.75 yd. and heavier) carded poplin counting from 80 to 116 sley and not in excess of 56 picks woven from print cloth yarns counting 44's or less; or any item listed in this column for Group 19.
30B	Work clothing denims	Work clothing denims: *Mill finish* — *Sanforized* 3.00 yd. — 2.70 yd. 2.45 yd. — 2.20 yd. 2.20 yd. — 8 oz. 9 oz. — 9 oz. 10 oz. — 11 oz.
31B	Whipcords and work pant coverts	Work pant coverts: 2.40 yd. Sanforized. 2.00 yd. Sanforized. 1.65 yd. Sanforized.
33B	Work shirt coverts and work shirt chambrays	Work shirt coverts: *Mill finish* — *Sanforized* 3.90 yd. — 3.60 yd. 3.20 yd.—coarse yarn. — 2.90 yd.—coarse yarn. Work shirt chambrays, 3.90 yd. mill finish. 3.60 yd. Sanforized.
39	Workshirt flannels	Workshirt flannels: *Mill finish* — *Sanforized* 3.00 yd. — 2.70 yd. (plain colors). 2.28 yd. — 2.00 yd. (plain colors). 3.00 yd. — 2.70 yd. (plaids). 2.28 yd. — 2.00 yd. (plaids).
40	Canton flannel (glove and mitten flannel only)	Canton flannel (glove and mitten flannel only): 6 oz., 8 oz., 10 oz. or 12 oz. in unbleached, light yellow ground with blue stripe, blue ground with white stripe, golden fleece, or stripes in "special" colors.
43B	Suedes (work clothing)	Suedes (work clothing): 40½" 44 x 42 3.00 yd. mill finish, colors of tan, blue, gray only.
50	Chafer fabrics	Chafer fabrics of single or ply yarn.

[F. R. Doc. 46-4871; Filed, Mar. 22, 1946; 4:45 p. m.]

PART 4600—RUBBER, SYNTHETIC RUBBER AND PRODUCTS THEREOF

[Rubber Order R-1, Appendix II, as Amended Mar. 26, 1946]

Appendix II *Manufacturing Regulations*, as amended February 1, 1946, is hereby amended to read as follows:

APPENDIX II—MANUFACTURING REGULATIONS

Appendix II to Rubber Order R-1 establishes certain compounding proportions and manufacturing regulations for many of the products enumerated in Table B of Appendix I to Rubber Order R-1. These compounding proportions and manufacturing regulations are set out in the so-called lists appearing below:

(a) *Limitation on production of rubber products.* No person may manufacture any of the products covered by the lists set out in this Appendix II except in accordance with the restrictions and regulations in the list applicable to the product.

(b) *General provisions.* (1) The total rubber hydrocarbon (designated total RHC in this appendix) is the sum total of natural rubber, synthetic rubber and the rubber hydrocarbon value of reclaimed rubber. The rubber hydrocarbon value of reclaimed rubber shall be calculated from the rubber value of reclaimed rubber as certified by the manufacturer of the reclaimed rubber and shall be determined by the "difference, or indirect" method.

(2) References to Army, Navy, Federal, Railroad, etc., specifications by number mean the latest issue or amendment of the particular specifications.

TABLE OF LISTS INCLUDED IN APPENDIX II

Number	*Title*
2.	Tire and flap curing bags.
3.	Airplane tire tubes.
5.	Rubber footwear.
6.	Manufacture and identification of tires and tire casings.
7.	Tire and tube repair materials.
8.	Tires and tire casings (except airplane tires).
9.	Tire tubes (except airplane tire tubes).
10.	Tire flaps.
12.	Airplane tires and tire casings.
13.	Retreading materials.
14.	Tank tracks and band tracks.
15.	Use of high-tenacity rayon cord.
16.	Tire tube valves (except bicycle tire tube valves).

LIST 2—MANUFACTURE OF TIRE AND FLAP CURING BAGS

(a) *Manufacturing regulations.* The manufature of tire and flap curing bags of all sizes and types is subject only to the following regulations:

The use of natural rubber in the manufacture of tire and flap curing bags shall be in conformity with Table A.

TABLE A

Size	Type	Maximum natural rubber, by weight, in curing bag, per tire cured, in percent of the total RHC of the tire cured[1]
All	Passenger	0.4
All	Motorcycle	.4
15" and 16" rim diameter.	Industrial	.4
All (except 15" and 16" rim diameter).	Industrial	2.0
15" and 16" rim diameter.	Farm tractor	.4
All (except 15" and 16" rim diameter).	do	1.1
6.00 through 11.00, all rim diameters.	Truck	.4
12.00 and 13.00, all rim diameters.	do	1.0
14.00, all rim diameters.	do	1.2
16.00 up, all rim diameters.	do	1.6
All 4 ply	Airplane	13.0
All 6 ply	do	8.0
All 8 ply	do	3.8
All 10 ply	do	2.9
All 12 ply	do	2.0
All 14 and 16 ply	do	1.5
All 18 ply up	do	.8
7.50 through 10.00, all rim diameters.	Grader	.5
11.00 through 14.00, all rim diameters.	do	1.2
All	Bicycle	2.0
All	Flap bags	2.0

[1] Additional natural rubber may be consumed in curing bags if such rubber is deducted from the allowable natural rubber permitted in the manufacture of the tire being cured, or from tires within the specific group in which said tire is grouped.

[2] Natural rubber and natural rubber latex permitted only in valves, valve adhesion pads, splicing gum strips and cements, and identification inks and cements.

(b) *Marking of synthetic curing bags.* All curing bags containing synthetic rubber shall have a permanent circumferential colored stripe at least three-eighths inch wide applied on the base section of the bag. The appropriate color shall be determined from paragraph (a) of List 6.

LIST 3—MANUFACTURE OF AIRPLANE TIRE TUBES

Manufacturing regulations. In the manufacture of airplane tire tubes, natural rubber may be consumed according to the following Table A:

TABLE A

Size	Type	Maximum percent natural rubber of total RHC by weight
All	All types	As required.

LIST 5—REGULATIONS FOR THE MANUFACTURE OF RUBBER FOOTWEAR

(a) *General provisions.* (1) The manufacture of rubber footwear and canvas rubber soled shoes shall be limited to the quantity of natural rubber shown in paragraphs (b) and (c) of this List 5, excepting

(2) That unlimited plus or minus variations from average weight of total natural rubber per pair is permitted: *Provided*, The over-all consumption of natural rubber does not exceed total permitted consumption on the basis of listed ceilings for all items manufactured.

(b) *Rubber footwear.*

[Average weight of natural rubber per pair maximum (not over 70% of which shall be natural rubber other than guayule on a net basis, or washed and dried wild rubber in lieu of guayule) (in pounds)]

Men's short boots—regulation height	0.76
Boys' short boots	.70
Youths' short boots	.60
Women's short boots (molded heel) service	.45
Boys' storm king boots	1.00
Youths' storm king boots	.70
Men's short boot (plain toe) occupational	1.00
Men's short boot (steel toe) occupational	1.07
Men's storm king boot (plain toe) occupational	1.25
Men's storm king boot (steel toe) occupational	1.32
Men's hip or thigh boot (plain toe) occupational	1.55
Men's hip or thigh boot (steel toe) occupational	1.62
Men's short boot (felt) fireman	1.15
Men's storm king boot (felt) fireman	1.35
Men's short boot (duck) fireman	1.30
Men's storm king boot (duck) fireman	1.50
Men's storm king boot—irrigation	1.40
Men's short boot (plain toe) heavy duty	1.58
Men's short boot (steel toe) heavy duty	1.65
Men's storm king boot (plain toe) heavy duty	1.96
Men's storm king boot (steel toe) heavy duty	2.03
Men's hip or thigh (plain toe) heavy duty	2.32
Men's hip or thigh (steel toe) heavy duty	2.39
Men's short legging boot	.85
Men's long legging boot	1.15
Men's fishing boot (thigh)	1.90
Women's fishing boot (thigh)	1.60
Men's short boot (snug ankle)	1.50
Men's thigh boot (snug ankle)	1.90
Men's thigh duck hunter	1.90
Women's short boot (dress)	.64
Misses' short boot	.40
Child's short boot	.35
Men's wading shoe, cleated sole, canvas top	.37
Men's wading shoe, molded felt sole, canvas top	.37
Men's rubber surface wader, stocking foot	1.47
Men's reversible wader, stocking foot	1.10
Men's rubber surface wader, boot foot	2.86
Men's jeans, covered pants and boots	2.35
Men's jeans, covered pants and rubber boot foot	2.75
Men's rubber surface body boot	2.70
Men's 15" lace pac (plain toe) occupational	1.00
Men's 15" lace pac (steel toe) occupational	1.07
Men's 15" lace pac (molded sole)	1.72
Men's laced over-the shoe	1.02
Men's 10" mine pac (plain toe) occupational	.85
Men's 10" mine pac (steel toe) occupational	.92
Men's work shoe (plain toe) occupational	.75
Men's work shoe (steel toe) occupational	.82
Women's work shoe (plain toe) occupational	0.75
Men's 16" top lace snug ankle	1.50
Men's 12" top lace snug ankle	1.30
Boy's top lace snug ankle	1.00
Youth's top lace snug ankle	.80
Men's 16" top lace (molded sole)	1.60
Men's 12" top lace (molded sole)	1.40
Men's 2 buckle perfection	.85
Men's 1 buckle perfection	.78
Men's lumber over	.55
Boy's lumber over	.40
Youth's lumber over	.33
Men's lumber over (molded sole)	1.00
Men's 5 buckle rubber mid-weight arctic	.73
Men's 4 buckle rubber mid-weight arctic	.63
Men's 5 buckle rubber (net) farm-weight arctic	1.00
Men's 4 buckle rubber (net) farm-weight arctic	.91
Men's 4-buckle rubber (fleece) farm-weight arctic	.86
Boys' 4 buckle rubber (net) farm-weight arctic	.67
Men's 5 buckle rubber (blucher) farm-weight arctic	.95
Men's 4 buckle rubber (blucher) farm-weight arctic	.85
Men's 2 buckle rubber farm-weight arctic	.70
Men's 1 buckle snow excluder	.63
Men's 5 buckle rubber heavy duty arctic	1.00
Men's 4 buckle rubber heavy duty arctic	.91
Men's 4 buckle cloth farm-weight arctic	.50
Men's 4 buckle cloth heavy duty arctic	.58
Men's 1 buckle cloth farm-weight arctic	.41
Women's 1 buckle cloth farm-weight arctic	.20
Men's 5 buckle rubber medium weight arctic	.68
Men's 4 buckle rubber medium weight arctic	.60
Men's 4 buckle rubber light weight arctic	.50
Boys' 4 buckle rubber light weight arctic	.43
Youth's 4 buckle rubber light weight arctic	.00
Women's 4 buckle rubber light weight arctic	.39
Misses 4 buckle rubber light weight arctic	.35
Child's 4 buckle rubber light weight arctic	.30
Boy's 3 buckle rubber light-weight arctic	.36
Youth's 3 buckle rubber light-weight arctic	.35
Misses 3 buckle rubber light-weight arctic	.33
Child's 3 buckle rubber light-weight arctic	.28
Men's 4 buckle cloth light-weight arctic	.36
Men's 4 buckle cash. light-weight arctic	.36
Men's 1 buckle cloth light-weight arctic	.28
Men's high slide rubber light-weight arctic	.50
Boy's high slide rubber light-weight arctic	.43
Women's high slide rubber light-weight arctic	.39
Misses' high slide rubber light-weight arctic	.35
Child's high slide rubber light-weight arctic	.30
Men's low slide rubber light-weight arctic	.42
Men's high slide cloth, light-weight arctic	.40
Men's low slide cloth light-weight arctic	.34
Men's over-the-shoe rubber gaiter	.52
Women's over-the-shoe rubber gaiter	0.39
Misses' over-the-shoe rubber gaiter	.35
Child's over-the-shoe rubber gaiter	.30
Women's over-the-shoe rubber slide gaiter	.39
Misses' over-the-shoe rubber slide gaiter	.35
Child's over-the-shoe rubber slide gaiter	.30
Women's low slide rubber gaiter	.18
Misses' low slide rubber gaiter	.18
Child's low slide rubber gaiter	.15
Women's snap rubber gaiter	.18
Misses' snap rubber gaiter	.18
Child's snap rubber gaiter	.15
Growing girls' strap rubber gaiter	.34
Misses' strap rubber gaiter	.30
Child's strap rubber gaiter	.25
Women's velveteen gaiter (fur trimmed)	.30
Women's warm lined rubber (shearling cuff) gaiter	.59
Misses' warm lined rubber (shearling cuff) gaiter	.55
Men's 2 buckle work rubber	.42
Men's 2 buckle work rubber farm weight	.60
Men's 2 buckle work rubber heavy duty	.60
Men's storm and semi-storm work rubber	.38
Boy's storm work rubber	.33
Men's work rubber-farm weight	.60
Boy's work rubber, farm weight	.50
Men's work rubber, heavy duty	.60
Men's storm, cloth top, wool jersey	.30
Men's storm, cloth top, cotton jersey	.30
Men's rubber oxford (unlined)	.38
Women's rubber oxford (unlined)	.25
Women's rubber oxford (cloth lined)	.21
Men's sandal (molded)	.22
Men's clog (molded)	.19
Men's clog (unlined)	.33
Men's over (unlined)	.33
Women's over (unlined)	.24
Misses' over (unlined)	.23
Child's over (unlined)	.18
Women's toe rubbers (unlined)	.08
Men's dress rubbers, storm, over, clog (lined)	.24
Boy's dress rubbers, storm and over	.20
Youth's dress rubber, storm	.17
Growing girl's storm rubber	.17
Misses' storm rubber	.17
Women's over rubber	.17
Child's storm rubber	.14

(c) *Canvas rubber soled shoes of vulcanized construction.* Men's, boy's, youth's, little gent's, women's, misses' and child's average consumption of natural rubber limited to 0.37.

LIST 6—MANUFACTURE AND IDENTIFICATION OF TIRES AND TIRE CASINGS

(a) *Synthetic rubbers.* The identification of the various types of synthetic rubber is effected by designating each type by a letter and a color.

Letter	Color	Type of synethtic
S	Red	GR-S.
M	Yellow	GR-M (neoprene).
I	Light Blue	GR-I (butyl).

(b) *Synthetic tire constructions.* (1) The proportion of synthetic rubber to natural rubber in tires and tire casings is controlled by the following synthetic construction identification numbers:

Synthetic construction identification numbers:	*Type of synthetic*
S-3, S-4, S-5, etc	GR-S

The natural rubber may be distributed throughout the tire at the manufacturer's discretion except in items (4) and (10) below.

(2) S-3 denotes 100% GR-S tread on a 100% GR-S carcass, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 6.

(3) S-4 denotes approximately 87% GR-S and 13% natural rubber, except that natural

rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(4) S–5 denotes 100% GR–S tread on a natural rubber carcass, except that: natural rubber may be used only in cements, in tread and side-wall splice gum strips and in the tire body.

(5) S–6 denotes approximately 67% GR–S and 33% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(6) S–7 denotes approximately 33% GR–S and 67% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(7) S–8 denotes approximately 93% GR–S and 7% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(8) S–9 denotes approximately 77% GR–S and 23% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(9) S–10 denotes approximately 50% GR–S and 50% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(10) S–11 denotes 100% GR–S side-wall on a tire having natural rubber carcass and tread. S–11 also denotes a minimum 6% of GR–S and a maximum 94% natural rubber.

LIST 7—MANUFACTURE OF TIRE AND TUBE REPAIR MATERIALS

(a) *Manufacturing regulations.* (1) Any tire or tube repair material may be manufactured: *Provided*, That no natural rubber or natural rubber latex is consumed in the manufacture of such items.

(2) The manufacture of tire and tube repair materials consuming natural rubber shall be limited to the items shown in this paragraph (a) (2), subject to the compounding regulations designated therefor.

Description of item	Maximum percent natural rubber of total RHC by weight
(i) Bulk tire repair materials:	
(a) Tread repair stock (⅛" max. ga.)	50.0.
(b) Repair cushion stock	As required.
(c) Cord repair friction (0.047 max. ga.)	Do.
(d) Sq. woven fabric friction	Do.
(e) Cements (cold cure)	[1]
(f) Cements (vulcanizing)	As required.
(ii) Tire patches: [2]	
(a) Uncured-vulcanizing type:	
Body	Do.
Facing	Do.
(b) Cured and semi-cured vulcanizing type:	
Body	0.0.
Facing	As required.
(c) Temporary emergency cold cure type (composite)	5.0.
(iii) Tube patches:	
(a) Combination tube repair gum (cured back, uncured face)	[3]
(b) Tube repair gum (uncured)	As required.
(c) Hot patch gum (uncured)	Do.
(d) Truck tube valve repair patches (composite)	Do.
(e) Tube replacement valve facing	Do.
(iv) Sectional bags	[4]

[1] Maximum 0.20 pounds natural rubber per gal.

[2] Natural rubber may be consumed in cements for adhesion purposes in manufacturing tire patches.

[3] Maximum 1.25 pounds natural rubber per square yard.

[4] Maximum of 80% natural rubber, by weight, of the total RHC.

(b) *Restrictions.* (1) In items (ii) (c), (iii) (a), and (iii) (d), different grades of compounds may be used in the cured and uncured portions of each: *Provided*, The total natural rubber content in the whole item does not exceed the percent represented by the compound grade specified.

(2) The use of cements as manufactured in accordance with (a) Manufacturing regulations (2) (i) (e) and (f) shall be limited to the reconditioning of tires and tubes.

(3) Item (2) (i) (e)—Cements (cold cure) may be packed only in containers of one quart or smaller.

LIST 8—MANUFACTURE OF TIRES AND TIRE CASINGS (EXCEPT AIRPLANE TIRES)

(a) *General Provisions.* (1) The natural rubber content of any tire or tire casing governed by this List 8 shall not include processing losses or natural rubber used in curing bags, or natural rubber latex used in cord treatment.

(2) Natural rubber latex may be consumed in the treatment of rayon and cotton cord at the manufacturer's discretion provided the overall average by weight of natural latex so consumed does not exceed 7.5 ± per 1000 ± (dry weight) of total rayon and cotton cord treated. Dispersions of natural rubber may be used for cord treatment and the amount of natural rubber solids so consumed shall be included in the maximum content natural rubber permitted for each tire.

(3) The use of rayon in the manufacture of tires and tire casings governed by this List 8 shall conform to the regulations set forth in List 15.

(4) The "ply rating" is defined by current Tire and Rim Association standards.

(5) All types of pneumatic tires shall be manufactured with black sidewalls only.

(6) Single marked high pressure type tires or single marked balloon type tires may be substituted for dual marked type tires.

(b) *Manufacturing regulations.* (1) Pneumatic tires of any size, ply and tread type may be manufactured *Provided*, That they conform to the regulations for S–3 synthetic construction tires in Table A of this List 8.

(2) Solid tires (except bogie, idler and support rollers), including cured-on solid tires, 4" x 1½" up, and industrial (bonded and unbonded) type may be manufactured: *Provided*, That natural rubber is consumed only as follows:

Hard rubber base type except industrial—as required.

Tie-gum base (soft base) type except industrial—as required.

Industrial (bonded and unbonded) type. Natural rubber shall be consumed only in cements and or splicing gum and shall not exceed, by weight, .75 percent of the total RHC. Individual sizes may exceed .75 percent maximum, *Provided*, That the average natural rubber content of all sizes does not exceed the .75 percent maximum.

(3) The manufacture of tires and tire casings consuming more natural rubber than permitted in paragraph (b) (1) and (b) (2) of this List 8 shall be limited to the sizes, plies and tread types listed in this paragraph (b) (3), subject to the maximum natural rubber contents or construction designated therefor in Tables A and B below.

TABLE A—NONMILITARY PNEUMATIC TIRES EXCEPT SPECIAL PURPOSE

Size	Ply rating	Tread type (highway or mud & snow)	Marking or designation	Maximum percent natural rubber of total RHC by weight, rayon or cotton
7.00 down	6 and 8	Truck, bus and city mileage	S–4	[1] 13
7.50–16	6 and 8	do	S–5	[1] 33
7.50–17, 18 and 20	8	do	S–9	[1] 21
7.50 down	All others	do	S–9	[1] 17
7.50 down	All	Inter-city bus mileage	S–6	[2]
8.25 up	All	do	None	[2] 16.7
8.25 through 13.00	All	All other truck, bus and city mileage	S	[1] 2.5
All others	All	All other pneumatic tires, except as covered in tables B & C.	S3	

TABLE B—NONMILITARY PNEUMATIC SPECIAL PURPOSE TIRES

Size	Ply rating	Tread type	Marking or designation	Maximum percent natural rubber of total RHC by weight rayon or cotton
21.00 up	All	Earthmover	None	[2]
All others	do	do	None	[2]
All	do	Rock service, logger	None	[2]
14.00 up	do	Highway or mud-snow	S	[1] 16.7
All	do	Low platform	S	[1] 3.3
All other	do	Traction, ribbed and sand tires for flat base and drop center rims.	S-6	

TABLE C—MILITARY PNEUMATIC TIRES

Size	Ply rating	Tread type	Marking or designation	Maximum percent natural rubber of total RHC by weight rayon or cotton
7.50 down	All	Mud-snow	S–5	[1] 17
9.00–16	8	do	S–8	[1] 17
11.00–18	10	do	S–6	[1] 33
7.50 down	All	Combat	S–3	[1] 15.0
8.00–16	All	do	S–4	[1] 13
8.25–20	All	do	S–6	[1] 33
9.00–20	All	do	S–6	[1] 33
11.00–20	All	do	None	[2]
All Other	All	Mud-snow	S–4	[1] 13

[1] Individual sizes may exceed the indicated maximum percentage, provided the average natural rubber content of all sizes within the group as listed in this Table A does not exceed the indicated maximum percentage. No tire with in the group shall be manufactured with a natural rubber content more than 5% greater than maximum allowable percentage of total RHC for tires in that group, for example an S–6 individual size may be 38%.

[2] See par. (b) (10) of list 6.

TABLE D—BOGIE, IDLER AND SUPPORT ROLLERS

Description of product:	Maximum percent natural rubber of total RHC by weight
Bogie wheels:	
26 x 6	8
20¼ x 6½	8
25¼ x 4¾	8
20 x 6 x 16	8
14 x 4½	8
12 x 4¾	8
20 x 3	8
8 x 1¾	8
20 x 9 x 16	[1]
12 x 7¼	[1]
Idler wheels:	
22 x 6¾	8
19 x 3	8
7 x 7¼	8
Support rollers:	
14 x 3	8
13½ x 3¾	8
10 x 5	8
11 x 3	8
9 x 6	8
7¾ x 1¾	8
24 x 7¼	[1]
All other	[1]

[1] As required.

(c) *Branding of synthetic tires.* (1) Pneumatic tires (except bicycle tires) containing less than 50% natural rubber shall be marked with the synthetic construction identification number as specified in Appendix II of R–1 dated March 26, 1946. Such marking shall be in the form of a distinct letter "S" and numeral of a minimum height of ⅝" on both sides of the tires.

(2) Such tires containing 50% or more natural rubber, but less than S–11 construction, shall be marked with a distinct letter "S" of a minimum height of ⅝" on both sides of the tires.

(3) Such tires with S–11 or higher rubber content need not bear any distinguishing mark.

(4) Synthetic solid tires, including bogie, idler and support rollers, shall be branded with a distinct letter "S" of a minimum height of ⅝" on both sides of the tires.

(d) *Definitions.* (1) Where used in this List 8, "Highway" as applied to tread type means regular on-the-road type. (2) Where used in this List 8, "Mud-snow" as applied to tread type means extra traction, on-and-off-the-rond type.

LIST 9—MANUFACTURE OF TIRE TUBES (EXCEPT AIRPLANE TIRE TUBES)

(a) *Manufacturing regulations.* (1) Tubes of any size and type may be manufactured, *Provided*, That:

(i) Natural rubber and natural rubber latex are consumed only in valves (where permitted in List 16), valve adhesion pads, splicing gum strips and cements, and identification inks and cements.

(ii) Passenger car tubes of all types shall contain not more than 0.02 pounds of natural rubber per tube.

(2) Natural rubber shall be consumed in the manufacture of tubes for Truck, Bus and Special Purpose tires of 8.25 cross section and larger. The manufacture of other tubes consuming more natural rubber than permitted by paragraph (a) (1) (i) of this list 9 is prohibited.

(3) The manufacture of tubes from GR–I (Butyl) shall be permitted in all sizes and types except bicycle.

(b) *Marking of synthetic tubes.* All tubes containing synthetic rubber shall have a permanent circumferential colored stripe at least three-eighths inch wide applied on the base section of the tube. The appropriate color shall be determined from paragraph (a) of List 6.

LIST 10—MANUFACTURE OF TIRE FLAPS

Manufacturing regulations—Flaps for all sizes and types of tires may be manufactured, provided that natural rubber is consumed only for splicing cements and for identification inks or cements.

LIST 12—MANUFACTURE OF AIRPLANE TIRES AND TIRE CASINGS

(a) *General provisions.* (1) The natural rubber content of any tire or tire casing governed by this List 12 shall not include processing losses, natural rubber used in curing bags or natural rubber latex used in the cord treatment. Natural rubber latex may be consumed in the treatment of nylon cord without limit. Natural rubber latex may also be consumed in the treatment of rayon cord as permitted by paragraph (a) (2) of List 8. Dispersions of natural rubber may be used for cord treatment and the amount of natural rubber solids so consumed shall be included in the maximum content natural rubber permitted for each tire.

(b) *Manufacturing regulations.* Airplane tires of any size, ply and tread type may be manufactured provided the natural rubber content is in conformity with Table A.

TABLE A—AIRPLANE TIRES

Size	Ply	Tread type	Marking or designation	Maximum percent natural rubber of total RHC by weight rayon or nylon
All	All	Solid auxiliary	None	[1]
12½ x 4½	All	All	None	[1]
All	All	Ice grip	None	[1]
All	All	All others	S	[2] 67

[1] As required.

[2] Individual sizes may exceed the indicated maximum percentage, provided the average natural rubber content of all sizes within the group as listed in this Table A does not exceed the indicated maximum percentage. No tire within the group shall be manufactured with a natural rubber content more than 5% greater than maximum allowable percentage of total RHC for tires in that group. For example, an S–7 individual size may be 72%.

(c) Branding of synthetic airplane tires. See paragraph (c) of list 8.

LIST 13—MANUFACTURE OF RETREADING MATERIALS INCLUDING CAMELBACK (WING-DIE), CAPPING STOCK (BEVEL-DIE), LUG STOCK, BASE STOCK, PADDING STOCK, STRIPPING STOCK, FILLER STRIP AND FULL CIRCLE CURING TUBES

(a) *General provisions.* Natural rubber may be consumed in cements for application of cushion gum and in inks or cements for identification purposes.

(b) *Manufacturing regulations.* (1) The manufacture of retreading materials shall be limited to camelback (wing-die), capping stock (bevel-die), lug stock, base stock, padding stock, stripping stock, filler strip and cushion gum for application by the manufacturer to camelback, capping stock, lug stock and base stock and full circle curing tubes.

(2) The compounds used in manufacturing the items permitted by paragraph (b) (1) of this List 13 shall conform to the regulations shown in the following table:

RETREADING MATERIALS

	Maximum percent natural rubber of total RHC by weight
Camelback for 14.00 and up, earthmover, rock service and logger tires	[1] X
All other camelback	[1] 0
Padding stock (maximum thickness 1/16")	[1] X
Stripping stock (maximum thickness 1/8")	50
Filling stock (maximum thickness 1/8")	50
Camelback cushion (maximum thickness 1/16")	[1] X
Full circle curing tubes	0.04

[1] Chmelback is to be used and is graded as follows:

	Maximum percent GRS	Minimum percent GRS
(a) Grade A		[2] 60
(b) Grade C	50	[2] 40
(c) Grade F	0	

[2] No limitations on use.

[1] X Means As Required.

LIST 14—MANUFACTURE OF TANK TRACKS AND BAND TRACKS

Manufacturing regulations. The manufacture of tank tracks and band tracks is subject only to the regulations on the use of natural rubber shown in Table A below:

TABLE A—TANK TRACKS AND BAND TRACKS

Description of product	Maximum percent, by weight, of total RHC which may be natural rubber
Band tracks, tractor M–2	31
Band tracks, carrier, cargo, M–29, M–29C	60
Band tracks, half-track vehicles	30
Tank track blocks	8
Rubber backed tracks	8
Tank track pin bushings, and links	[1]
All other	[1]

[1] As required.

LIST 15—THE USE OF HIGH-TENACITY RAYON CORD

(a) In the manufacture of rubber products, high-tenacity rayon cord may be used only for the following listed products.

ORDER OF PREFERENCE AND TYPE OF PRODUCT

Group:

1. Airplane tires.
2. Self-sealing fuel cells.
3. Bullet-sealing hose.
4. Combat tires, including only cross-section 8.00 and larger.
5. Mileage contract bus tires:
   (a) Intercity bus tires.
   (b) City bus tires.
6. Synthetic special purpose tires, including:
   Tread types: Rock service, logger, earthmover and 18.00 and up mud-snow.
   Sizes: All.
7. Synthetic truck and bus tires, 10 plies and more.
8. Belts.
9. Tire repair materials.
10. Synthetic truck and bus tires, 6 and 8 ply.
11. Synthetic tires of the following types:
    Road grader: All tread types and all sizes.
    Tractor, implement and pneumatic industrial:
    All tread types and all sizes.
    Passenger: All tread types in 6.50 cross section and larger, including the 6.25/6.50 cured in the 6.50 mold.

(b) Any manufacturer using rayon must consume it in the order of preference in the above usage pattern, arranging to fulfill all requirements in the first group before any is used in the second group, and so on down the list.

LIST 16—MANUFACTURE OF TIRE TUBE VALVES (EXCEPT BICYCLE TIRE TUBE VALVES)

(a) *Manufacturing regulations.* The manufacture of tire tube valves (excepting bicycle tire tube valves), of all sizes and types is subject only to the regulations on the use of natural rubber or natural rubber latex shown in Table A below.

TABLE A

Size	Type	Maximum percent natural rubber, by weight, of total RHC
TR-13	All types	0
TR-14	do	0
TR-15	All types (except airplane)	0
TR-25	do	0
TR-35	do	0
TR-75	Truck	0
TR-76	do	0
TR-78	do	0
TR-79	do	0
TR-175	do	0
TR-177	do	0
TR-179	do	50
TR-215	Tractor	
All others	All types	(1)

[1] As required.

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9246, 7 F.R. 7379, as amended by E.O. 9475, 9 F.R. 10817; WPB Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64)

Issued this 26th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5019; Filed, Mar. 26, 1946; 11:39 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[Rev. SO 138]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN COMMODITIES AND SERVICES IN THE TERRITORY OF HAWAII

Supplementary Order 138, "Exemption and Suspension from Price Control of Certain Commodities and Services in the Territory of Hawaii," is redesignated Revised Supplementary Order 138, "Exemption and Suspension from Price Control of Certain Commodities and Services in the Territory of Hawaii," and is revised and amended to read as follows:

A statement of the considerations involved in the issuance of this revised supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Sec.
1.1 Geographical applicability.
1.2 Nature of order.
1.3 Exemption from price control of certain commodities and services.
1.4 Suspension from price control of certain commodities and services.

SECTION 1.1 *Geographical applicability.* This order shall apply in the Territory of Hawaii.

SEC. 1.2 *Nature of order.* This order grants exemption and suspension from price control of the commodities and services specified.

SEC. 1.3 *Exemption from price control of certain commodities and services; general.* Notwithstanding the provisions of any regulation or order issued prior to the effective date of this order by the Office of Price Administration, all sales by any persons of the following listed commodities are exempt from price control, either absolutely or, where the exemption is qualified, under the conditions and to the extent indicated herein.

(a) The following articles of personal accessories:

1. Comb cleaners
2. Comforter grippers
3. Decorative combs designed for use exclusively as hair ornaments
4. Hand fans
5. Shaving equipment made of precious metals (not including shaving equipment plated with precious metals)
6. Shoe horns
7. Smoking equipment and accessories except tobacco, cigars, cigarettes, matches and apparel
8. Tail, wing, and pointer turkey feathers
9. Wigs and Toupees
10. Wood hair curlers
11. Plaques and loving cups awarded as trophies for tournaments, athletic events, etc.

(b) The following articles of household accessories:

1. Artificial or preserved grass, plants, stems, vines, fruits, flowers, leaves and foods
2. Beverage coasters except lauhala
3. Book ends
4. Bookmarks (except paper)
5. Christmas decorations when made of natural vegetable products such as cones, berries, pods, leaves, etc.
6. Christmas tree holders
7. Christmas tree ornaments except electric light bulbs, cords and sets
8. Figurines and ornamental statuary designed for purely ornamental use, but not including articles which may be used for any other purpose whatsoever although they are in the shape of figurines
9. Glass ice balls for "chilling without diluting" food and beverages
10. Hall clocks (grandfather type) and cabinets
11. Hand bells
12. Hand painted pictures
13. Hollow ware, made of precious metals or plated with precious metals
14. Incense burners
15. Miniature furniture used as containers for flowers, candy, cigarettes, etc.
16. Miniature size novelties made of glass, china, wood, plaster, etc., which have no tableware use and are made for collectors' purposes only, including miniature size decorative glass bottles other than perfume bottles
17. Mirror covered boxes
18. Mirror table plateaus
19. Music boxes when sold separately and not as a part of a unit not exempt
20. Napkin rings
21. Novelty cigarette boxes (other than paper or paperboard) when sold separately and not as part of a set
22. Novelty cigar and playing card boxes (except original packaging supplied by the manufacturer of the commodity)
23. Novelty and decorated serving trays
24. Novelty pouring and measuring caps for liquor bottles
25. Novelties made of alabaster, marble, onyx, bark, bone, horn, butterfly wings and gourds
26. Novelty wall plaques, masks, and decorations designed for purely ornamental use, but not including framed pictures or articles which may be used for any purpose whatsoever other than ornamentation
27. Paper weights
28. Picture frames and framed pictures (except portrait photographs)
29. Pin cushions
30. Party novelties made in part of candy, nuts or cosmetics
31. Place card holders
32. Poker chips and racks
33. Portable door stops
34. Reading racks (except typewriter copy holders)
35. Self-feeding baby bottles
36. Shoe racks
37. Tie racks
38. Wood carved figures and animals
39. Articles of glassware, china or pottery for decorative household use except lamp bases, containers and articles for the preparation, storage and service of food and beverages
40. Table decorations consisting of artificial flowers, artificial fruit, or leaves only
41. Artificial stem flowers for decorative household use, including artificial petals and leaves
42. Hand decorated used bottles
43. Decorative place cards (other than paper)
44. Locally etched glassware

(c) The following articles of housewares:

1. Anti-splasher faucet attachments
2. Barbequer for household use
3. Bird houses, feeders and baths
4. Bird cages and bird cage stands
5. Bowl covers and bags made of fabric or plastic for household use in preserving food and beverages
6. Barometer for household use
7. Bread and meat boards for household use
8. Bottle cappers for household use
9. Brushes for applying lipstick or cosmetics
10. Brushes for eyebrows
11. Carpet and rug beaters
12. Cedar chip and sawdust bags for use as moth repellants
13. Clothesline props and reels
14. Coffee grinders, hand operated, for household use
15. Corn poppers for household use
16. Cutlery boxes
17. Dehydrator, food, for household use
18. Deodorizers for use in household ice boxes and refrigerators only
19. Dinner bells and chimes
20. Dog and cat beds, cushions, mattresses, and diners
21. Fireplaces (portable)
22. Fireplace equipment
23. Fire escapes (portable), for attachment to residences
24. Flag poles and staffs
25. Garment bags, except paper bags
26. Hat racks
27. House number markers and holders
28. Hygrometers for household use
29. Ice shavers for household use
30. Ice cube tongs for household use
31. Lamp shade covers
32. Mantel pieces, ornamental
33. Plastic flower boxes
34. Rubber bottle stoppers usually sold as liquor accessories
35. Shopping carts
36. Spoons, flat wooden, not sold to ultimate consumers
37. Toothpicks
38. Wood knife holders
39. Wood log carriers
40. Tapa cloth
41. Floor sweeping compounds
42. Reagent chemicals. The following, when sold for the purposes of scientific and medical research, for analytical and educational uses, and for quality control of industrial products: reagent chemicals, laboratory reagent specialty solutions and prepared culture media
43. Sphagnum moss and peat moss
44. Florists' foliage, decorative and trimming products
45. Wrought iron fences
46. Wrought iron ballustrades
47. Lightning rods
48. Weathervanes
49. Cast iron cornices
50. Steel or iron marquees
51. Ornamental iron brackets
52. Whole crab and shrimp meal
53. Ground peanut hay
54. Architectural Terra Cotta
55. Guinea pig complement
56. Changeable sign letters, and equipment for mounting such letters on theater marquees and in theater lobbies
57. Theater lobby display signs and transparencies, and equipment for mounting such signs and transparencies
58. Original hand-painted pictures
59. Advertising thermometers
60. Ceramic decorative tiles for use as table ornaments
61. Stamped envelopes sold to and by the Post Office Department of the United States Government
62. Miniature and scale model furniture sold for use in sales promotion
63. Machine-banded wood pressure pipe
64. Wire-bound wood pressure pipe
65. Continuous stave wood pipe
66. Solid bored wood pressure pipe, machine banded or wire bound
67. Wood lined pressure pipe
68. Wood or metal souvenirs on which have been printed, engraved or burned the names of cities, towns or states and which are sold only as souvenir items
69. Hand carved wood wall brackets, wall pockets and sconces. (This does not include shadow boxes, curio cabinets or other hanging wall cabinets)
70. New canoes
71. Hand lettered, hand decorated glass labels for pharmaceutical bottles
72. Crude botanical drugs imported from Canada
73. Knife cut or saw cut foundry riddle rims made wholly or principally of wood
74. Tin gas meters

(d) The following articles of hardware:

1. Aluminum horseshoes
2. Dock rollers
3. Foot scrapers
4. Garden carts
5. Garden hose reels
6. Grass catchers
7. Ice creepers
8. Lawnmower sharpeners
9. Mail strippers
10. Safety air vents for wine fermentation
11. Sawbucks
12. Ship bells
13. Sleigh bells
14. Traps and snares for animals
15. Tree saver bands

(e) The following articles of sporting goods:

1. Aquatic sporting goods other than apparel and shoes.
2. Archery equipment other than apparel
3. Badminton equipment other than apparel and shoes
4. Baseball equipment except balls, mitts, gloves, bats, apparel and shoes
5. Basketball equipment except apparel, shoes and basketballs
6. Boats, except toy boats
7. Bowling and billiard equipment and accessories
8. Boxing, wrestling and striking bag equipment except apparel and shoes
9. New canoes and accessories except sails
10. Cartridge case trimmers, reloaders, swedgers and reshapers for use in hand loading ammunition
11. Clay pigeons and traps for releasing clay pigeons
12. Croquet sets and equipment
13. Custom-built (uncatalogued), or rebuilt, enhanced guns
14. Decoys, bird and game
15. Exercise equipment; Dumbbells, elastic chest pulls, grip developers, Indian clubs, medicine balls, steel spring exercisers, wands and home exercise machines
16. Field hockey equipment except apparel and shoes
17. Fishing tackle except rods, reels, nonmetallic lines
18. Football equipment except apparel shoes, helmets, pads and footballs
19. Game calls bird and game
20. Golf equipment except apparel, shoes, clubs and balls
21. Gymnasium apparatus
22. Ice hockey equipment except apparel, skates, shoes and skate combination
23. Paddle tennis equipment
24. Playground apparatus
25. Shuffleboard equipment
26. Snowshoes
27. Soccer equipment except apparel shoes and balls
28. Softball equipment except balls, mitts, gloves, bats, apparel and shoes
29. Squash equipment other than apparel and shoes
30. Tennis equipment except rackets, balls, apparel and shoes
31. Table tennis equipment
32. Toboggans, bobsleds and equipment except apparel and shoes
33. Volley ball equipment except apparel, shoes and balls
34. The following items of track and field equipment: Javelins, discus, athletic shot, toe boards, athletic hammer, vaulting poles, vaulting and jump standards.

(f) The following articles of photographic equipment:

1. Densitometers
2. Diffusing screens
3. Film-hanger racks
4. Film sheaths
5. Film slitters
6. Lens caps
7. Mantage kits
8. Paper safes
9. Plate drying racks
10. Plate holders
11. Print embossers
12. Print paddles
13. Print tongs
14. Projector stands
15. Retouching desks
16. Slide changers
17. Slide-film viewers
18. Stirrings rods
19. Trimming-board guides
20. Tripod tips
21. Vignetters

(g) The following articles of household furniture:

1. Cobblers' benches (for use as a living room novelty piece)
2. Costumers
3. Custom-built, non-upholstered, wooden furniture, produced to fill the particular specifications of a single purchaser involving only one transaction, and sold in a quantity not exceeding two units, or in the case of dining room chairs, not exceeding a set of twelve. If stock pattern frames are used, the article is not considered custom-built. Sales of larger quantities than those specified above, or repeat sales of the same article (whether or not minor changes are made), are not exempted.
4. Folding screens
5. Foot stools and hassocks except ottomans for matched sets
6. Furniture made entirely of glass
7. Hand decorated articles of furniture rebuilt from substantially different articles of used furniture.
8. Humidor smoking cabinets
9. Magazine racks and baskets. (This does not include tables or combination units).
10. Plant stands and ferneries
11. Porch gates, when sold under the following conditions:
To consumers for $3 or less.
To dealers for $1.65 or less.
To jobbers for $1.40 or less.
12. Portable bars and back bars for household use
13. Sewing cabinets (except cabinets for sewing machines)
14. Spinning wheels
15. Tea wagons
16. Umbrella stands
17. Wall racks (all hanging, such as shadow boxes, corner shelves, knick-knacks, whatnots, scones, etc.)
18. Wood radiator enclosures

(h) The following articles of floor coverings:

1. Custom made rugs, when made on a special order for an ultimate consumer according to special designs required by said ultimate consumer and when only one such rug of a particular pattern is produced in knots, scones, etc.
2. Rugs, the wearing surface of which is made wholly of animal skins

(i) The following articles of toys:

1. Magician's tricks
2. Toys and games when sold under any of the following conditions:
To consumers for $.25 or less.
To retailers for $.15 or less.
To wholesalers for $.12 or less.

(j) The following articles of professional goods:

1. Bronze cinerary urns, sarcophagi
2. Casket lowering devices
3. Dental instruments, equipment and supplies for use by dentists, including, but not limited to, forceps, pliers, handpieces, scalers, elevators, impression compounds, etc., but not including office furniture and dentifrices.
4. Exercise machines and devices
5. Ice cans when sold to industrial users
6. Laboratory apparatus built to specifications of the purchaser, when no more than six identical items are manufactured (except scientific instruments covered by Maximum Price Regulation No. 136).
7. Scientific instruments designed primarily for use in laboratories and hospitals (except those covered by RMPR No. 136).
8. Stearograph machines.
9. Scientific optical instruments (except those covered by RMPR No. 136 and binoculars, monoculars, field glasses and photographic equipment).
10. Suntan face reflectors.
11. Surgical instruments or machines for use by physicians, surgeons or hospitals, including, but not limited to, forceps, clamps, surgical needles, knives, retractors, dilators, cardiographs, etc. But not including hospital or office furniture, or surgical supplies such as bandages, adhesive tape, etc.
12. Watch repair hand tools designed specifically for use in repair or assembling of watches or clocks such as case openers, movement holders, hand and pinion removers, jewel tools, balance poising calipers, and tools, etc. General purpose tools such as tweezers, pliers, saws, screw drivers are not exempt.

(k) The following articles of equipment and supplies:

1. Advertising novelties, other than paper (such as: pens, pencils, toothpicks, knives, cigarette lighters, leather backed calendar pads, writing kits, playing cards, thermometers, barometers, hydrometers) which are sold to an advertiser who gives them away for purposes of publicity without cost to the recipient. These articles must be imprinted with the name of the advertiser or the name of the recipient before delivery by the manufacturer.
2. Automatic rotary cookers
3. Cemetery flower vases with invertible insert, and designed to be so placed into the ground that the top of the vase is flush with the ground level.
4. Coin operated machines including, but not limited to, scales, vending machines, amusement machines, music machines; and cabinets manufactured exclusively for such machines.
5. Commercial and institutional kitchen appliances and fixtures (except refrigerators, freezers, and cooking utensils).
6. Custom-built commercial furniture, fixtures and equipment when made on special order for the user according to special designs required by user, and for use in stores, offices, restaurants, hospitals, and institutions.
7. Deodorizers, portable, mechanical, and electrical.
8. Electrically operated map cases.
9. Fire Extinguishers.
10. Metal bindings or slides for use on maps, map cases, charts, calendars, tariff sheets, advertising matter, etc.
11. Mineral, geological, botanical and zoological specimens and microscopic slides for educational purposes.
12. Records or electrical transcriptions of special studio programs or of live commercial radio broadcast programs when sold to advertising agencies, advertisers, radio broadcast stations, commercial radio producers, or participating artist, for rebroadcasting, advertising, promotion, or reference purposes only, and not for sale to the general public.
13. Signs, advertising, street, etc.
14. Three dimentional sculptured or case anatomical models (human botanical, zoological) used for educational purposes.
15. Tax and payroll calculators, non-mechanical, which use charts to indicate or compute taxes and payrolls.
16. U. S. Post Office mail boxes for sale to U. S. Govt.
17. Wire forms for floral wreath and wire easels for floral displays.

(l) The following miscellaneous articles:

1. Braille writers (portable)
2. Coir yarn mats
3. Ecclesiastical ware
4. Fish nets
5. Handcuffs and billies
6. Life buoys and preservers
7. Life saving equipment
8. Rubber shapes and figures (inflated) used for display or advertising.
9. Wood, leather, metal, cloth, paper or pottery souvenirs on which have been printed, engraved, stamped, or burned the names or pictures of cities, towns, camps, resorts, or states which are sold only as souvenir items.
10. Decorative and memorial tablets and plaques
11. Hearing aids and hearing aid accessories except batteries
12. Automobile steering wheel covers
13. Carbide lamps and lanterns
14. Chess boxes and checkerboards, handmade and inlaid
15. Voting machines and parts
16. Amusement riding devices (such as roller coaster, whip, caterpillar, kiddy rides, octopus, loop-o-plane, scooter, swings, Ferris wheel, merry-go-round) when sold for installation in amusement parks, carnivals, or for use in itinerant amusement enterprises, excluding power units and power transmission units for operating devices, highway vehicles and railroad cars for transporting the devices.
17. Clockwork systems, industrial
18. Gauges, standard industrial and special purpose, such as plug, ring, snap, height, length and location gauges, but not testing machines.
19. Gyroscopes
20. Marine instruments
21. Numbering and marking machines for use on metal, except office machines.
22. Optical processing machinery manufacturers, except BX optical and laboratory machinery.
23. Reproduction machinery, architectural and engineering, such as blue printing, brown printing and white printing, but not photographic process machinery.
24. Siren blowers designed for air raid precautionary use.
25. Instruments, industrial, designed and sold as devices to measure and control physical and chemical variables in industrial processes (such as measurement and control of pressure, temperature, humidity, flow motion, position, space, gravity, liquid level, chemical physical variables, acidity, alkalinity, electrolytic conductivity, oxygen content, CO_2 content and other such gases, liquids and solids), excluding any instruments covered on the mainland by MPR 591 and instruments for measuring, testing, indicating or recording electrical quantities. These instruments are only those used in industrial processes for the purpose of control and measurement of the process.
26. The following electrical measuring and testing instruments when designed and used primarily for laboratory purposes, and parts and accessories upon which further fabrication need not be performed in order to complete their identification as parts or accessories specially designed for incorporation in or attachment to the following instruments: Laboratory galvanometers; wheatstone bridges, vacuum hermocouples; laboratory potentiometers; surgecrest ammeters; electrostatic voltmeters; phase sequence indicators; instrument transformers; supersonic apparatus; stroboscopes; broadcast frequency monitors; sound level meters; vibration meters; radio frequency bridges; but excluding voltmeters, ammeters, volt-ohm meters and all types of radio service shop test equipment, oscilloscopes, oscillographs, watt and watt-hour meters, and photo-electric cells, and any instruments covered on the mainland by MPR 188 or MPR 591.
27. The following instruments when designed and used primarily for laboratory purposes, and parts and accessories upon which further fabrication need not be performed in order to complete their identification as parts or accessories specially designed for incorporation in or attachment to the following instruments: Chemical laboratory apparatus; laboratory testing instruments; bacteriological and pathelogical laboratory apparatus; physical-chemical apparatus; chemical-physical apparatus; physics apparatus; blowers; vacuum pumps; constant temperature apparatus, including ovens; balances, scales, and weights; specific gravity density apparatus; acidity meters; gas analyzers; and biological, physiological and psychological instruments.
28. Pianos and musical instruments (both new and used).

(m) The following articles of food and beverage:

1. Compressed dehydrated fruits, vegetables, and berries.
2. Dehydrated garlic powder.

(n) Any sale of wet cell electric storage batteries by a manufacturer to the brand owner, pursuant to a cost-plus-fixed fee or a cost-plus-percentage-of-cost contract.

SEC. 1.4 *Suspension from price control of certain commodities and services; general.* Notwithstanding the provisions of any price regulation or order issued prior to the effective date of this order by the Office of Price Administration, all sales by any persons of the following listed commodities are suspended from price control. These suspensions are for an indefinite period of time except when it is otherwise specifically provided by the Territorial Director.

(a) The following miscellaneous commodities:

1. Fireworks
2. Bulk and packaged domestic wines
3. Bulk and packaged imported distilled spirits except all types of imported whiskies and except whiskey-flavored or whiskey-based cordials, liqueurs and specialties
4. Bulk and packaged imported wines
5. Nilhau, cat's eye and cowry shells
6. Jewelry containing Nilhau, cat's eye and cowry shells

(b) The following articles of paper and paper products, and those bound either in paper, cloth or leather:

1. Bound blank books, including but not limited to: general books of account, such as bill books, cash books, cash sales books, check or voucher registers, columnar books, combination books, day books, figuring books, journals, ledgers, note records, records, and trial balance books.
2. Books of account or record for specific uses, such as bank forms, bound and mortgage records, business records, club registers, collection books, corporate records, counter books, delivery books, due ledgers, engineers' field books, garage registers, guest registers, hotel registers, index books, insurance registers, investment and income records, law record books, merchandise stock books, milkmen's account books, notarial records, order registers, payroll books, receiving clerks' records, rent collection books, roll books, sales records, scale books, shipping records, social security books, tally books, time books, tourist registers, used car records, and wage rate books.
3. Columnar pads, such as accounting pads and analysis pads.
4. Detachable forms, such as bill heads, bills of lading, business blanks, check books, correspondence books, draft books, invoice books, note books, order books, package receipt books, parcel post records, purchase order books, receipt books, remittance books, rent receipt books, sales books, statements, trade acceptances, and warrants.
5. Memorandum books, such as appointment books, date books, diaries, memo books, pass books, telephone-address books, telephone call pads, and travelers' expense books.
6. Scrap book type books, such as autograph books, matchbook albums, photograph albums, post-card albums, record albums, and scrap books.
7. Books for personal use, such as baby books, brides' books, budget books, family expense books, graduation books, household expense books, pocket wallets for stamps, recipe books, service books, stamp approval books, trip books, and wedding books.
8. Miscellaneous blank books, such as bookkeeping blanks, composition books, letter copying books, notebooks, perforated scratch pads, stenographers' notebooks, and students' notebooks.
9. Looseleaf binders and covers, including but not limited to: chain binders; compression binders; ledger binders; Magazine type, single and multiblade binders; Prong binders; ring binders; screw, post and screw-post binders and covers; storage and transfer binders; binders and covers with fastening devices other than the above; spring binders, sheet and chart holders, and clip binders.
10. Plain and faint-ruled fillers and printed commercial forms, produced for use in any of the looseleaf binders or covers above specified.
11. Indexes, indexing systems, index tabs and blank division sheets for indexing purposes, to supplement any of the looseleaf binders and covers listed above.
12. Greeting cards and related products, as follows: greeting cards, decorated tags, seals, and enclosures, printed gift wrapping papers, gift money holders, mottoes, printed decorative paper ribbons and tapes, social calendars, souvenir post cards.
13. Social stationary, printed, engraved or plain, including but not limited to: papeteries; matching paper and envelopes boxed or packaged together or separately; package or pound papers and/or package or pound envelopes; correspondence quire or ream goods; paper and paperboard writing portfolios and similar containers sold together with personal correspondence paper and/or envelopes; announcements (wedding, births, deaths, etc.) paper, cards and/or envelopes; invitations (weddings, occasions, etc.) paper, cards and/or envelopes; calling cards; personal or business; book plates; ownership or library classification labels.
14. Tablets, pads and related products, as follows: composition books, drawing papers, exercise books, graph papers, plain and faint-ruled loose-leaf fillers, memorandum books, music books (blank), music papers (blank), notebooks, pads, quadrille pads and papers, ruled papers, second sheets, stenographers' notebooks, tablets, typewriter papers, ream papers—plain or ruled.
15. Commercial supplies, as follows: bonds, certificates, commercial calendars, commercial forms, commercial letter heads, coupons, checks, and tickets, currency, file folders and dividers, guide cards, index cards, labels, package wraps, and bands, legal forms and contracts, ruled legal papers, blotters, wallpaper, unframed printed pictures.

(c) The services of publishing, printing, typesetting, platemaking, binding, and related services rendered in connection with:

1. The commodities listed in pargraph (b) of Section 1.4 above and
2. All papers and paper products when such services are performed by persons engaged primarily in the business of publishing, printing, typesetting, platemaking, binding, or rendering related services or any combination thereof.

This supplementary regulation shall become effective as of February 25, 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5005; Filed, Mar. 26, 1946; 11:36 a. m.]

PART 1334—SUGAR

[MPR 16, Corr. to Amdt. 2 [1]]

RAW CANE SUGAR

Amendment No. 2 to Maximum Price Regulation 16 is corrected in the following respects:

1. Section 8 (d) (5) is corrected in the following respects:

[1] 11 F.R. 1434.

First reference to subparagraph (3) is changed to read subparagraph (4), and reference to subparagraph (4) is changed to read subparagraph (5).

This correction shall become effective March 26, 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4997; Filed, Mar. 26, 1946; 11:34 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 169, Amdt. 67]

BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 169 is amended in the following respects:

1. Section 1364.415 (a) (3) (iv) is amended to read as follows:

(iv) If the request for the transfer of quota is granted, the applicant will not thereafter engage in the business of selling meats in any form from the establishment from which the quota is transferred, unless the quota is transferred from one selling establishment to another located in the same municipal area in which case the applicant shall not thereafter engage in the selling of meats to purveyors of meals from the establishment from which the quota is transferred.

2. The first sentence of subparagraph (l) (3) of § 1364.452 is amended to read as follows:

(3) "Boneless beef for Army canned meat" as used in paragraphs (1), (2), (4) and (5) hereof, means beef derived from the grades and classes, and satisfying the specifications and requirements of the Quartermaster Depot of the United States Army and sold for ultimate procurement by a War Procurement Agency.

3. The first sentence of subparagraph (m) (3) of § 1364.452 is amended to read as follows:

(3) "Frozen boneless beef (Army Specifications)", as used in this paragraph (m) means beef, frozen and boneless, derived from steers and heifers of grades choice, good, commercial or utility, satisfying the specifications and requirements contained in "C. Q. D. No. 11k—Specifications for Beef, Boneless, Frozen", issued March 24, 1944 by the Chicago Quartermaster Depot of the United States Army, and sold to a War Procurement Agency.

4. The first sentence of subparagraph (m) (6) of § 1364.452 is amended to read as follows:

(6) "Frozen boneless beef (hindquarters) (Army specifications) as used in this paragraph (m) means hindquarters of beef, frozen and boneless, derived from steers and heifers of grades choice, good or commercial, satisfying the specifications and requirements contained in "C. Q. D. No. 11K—Specifications for Beef, Boneless, Frozen." issued March 24, 1944 by the Chicago Quartermaster Depot of the United States Army, and sold to a War Procurement Agency.

5. The price "91.35" below "Cutter and canner or D (other than bu'l)" for Zone 8 in § 1364.452 (l) (2) is changed to read "19.35".

6. The heading, "Non Kosher-boneless (deckle-on)" below Part 1, "Briskets" in Table B of § 1364.452 (p) (3) (ii) is amended to read as follows: "Non Kosher-boneless (deckle-off)".

7. The item "Kosher cooked or smoked peppered beef (pastrami), items grade A and/or B _____ 66.50" in footnote 5 of § 1364.452 (p) (3) (ii) is amended to read as follows:

Kosher cooked or smoked peppered beef (pastrami), items grade AA, A or B	$66.50.

8. A sentence is added to footnote 4 of § 1364.452 (o) (10) to read as follows:

The operator of any selling establishment authorized to sell or deliver cooked corned beef briskets or cooked or smoked peppered beef items under this footnote 4 may sell such items from another selling establishment, provided that he first files with the appropriate regional office a statement showing that the old selling establishment is no longer engaged in the selling of meats in any form and the reasons for the transfer. Sales of these items to purchasers other than purveyors of meals, however, may be made from the old selling establishment provided that the conditions of § 1364.415 (a) (3) are satisfied.

9. A sentence is added to footnote 4 of § 1364.452 (p) (3) (ii) to read as follows:

The operator of any selling establishment authorized to sell or deliver cooked corned beef briskets or cooked or smoked peppered beef items under this footnote 4 may sell such items from another selling establishment: *Provided*, That he first files with the appropriate regional office a statement showing that the old selling establishment is no longer engaged in the selling of meats in any form and the reasons for the transfer. Sales of these items to purchasers other than purveyors of meals, however, may be made from the old selling establishment: *Provided*, That the condition of § 1364.415 (a) (3) are satisfied.

10. Subparagraph (p) (6) of § 1364.452 is amended to read as follows:

(6) "Quick frozen" as used in this paragraph (p) means the freezing as rapidly as practicable in a sharp freezer or wind tunnel to a temperature not higher than 0° Fahrenheit, and the maintenance of the product in a thoroughly frozen condition until delivered to the buyer's place of business.

11. The first paragraph of inferior subdivision (*d*) in the definition of "Hotel supply house" in § 1364.455 (b) (1) is amended to read as follows:

(*d*) Other hotel supply houses or wholesalers of beef, veal, lamb and mutton wholesale cuts for a period of not more than 60 days beginning April 1, 1946.

12. Paragraph (h) of § 1364.469 is amended to read as follows:

(h) (1) On sales of veal carcasses to a war procurement agency, the seller may add the cost of freezing and storage: *Provided*, That the cost shall not exceed 50 cents per hundredweight.

(2) On sales of veal wholesale cuts to a war procurement agency, the seller may add the cost of freezing and storage: *Provided*, That the cost shall not exceed 35 cents per hundredweight.

13. That part of subparagraph (a) (10) of Section 1364.470 preceding subdivision (i) is amended to read as follows:

(10) "Boneless and miscellaneous veal cuts" means and is limited to any of the following cuts meeting the following minimum specifications, derived from veal carcasses of utility or cull grades, except that boneless veal trimmings may be derived from any grade of veal carcass:

14. The first paragraph of inferior subdivision (*d*) in the definition of "Hotel supply house" in § 1364.470 (b) (1) is amended to read as follows:

(*d*) Other hotel supply houses or wholesalers of beef, veal, lamb and mutton wholesale cuts for a period of not more than 60 days beginning April 1, 1946.

This amendment shall become effective April 1, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5001; Filed, Mar. 26, 1946; 11:34 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 239, Amdt. 23]

LAMB AND MUTTON CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

In Revised Maximum Price Regulation No. 239 the first paragraph of inferior subdivision (*d*) in the definition of "Hotel supply house" in § 1364.160 (a) (5) is amended to read as follows:

(*d*) Other hotel supply houses or wholesalers of beef, veal, lamb and mutton wholesale cuts for a period of not more than 60 days beginning April 1, 1946.

This amendment shall become effective April 1, 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5002; Filed, Mar. 26, 1946; 11:34 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 398, Amdt. 13]

VARIETY MEATS AND EDIBLE BY-PRODUCTS AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

In Maximum Price Regulation No. 398, section 16 (a), the first paragraph of inferior subdivision (d) in the definition of a "hotel supply house" is amended to read as follows:

(*d*) Other hotel supply houses or wholesalers of beef, veal, lamb and mutton wholesale cuts for a period of not more than 60 days beginning April 1, 1946.

This amendment shall become effective April 1, 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 12, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5003; Filed, Mar. 26, 1946; 11:35 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing, N. Y. C.,[1] Amdt. 25]

HOUSING IN NEW YORK CITY

Section 1 (b) (6) of the Rent Regulation for Housing in the New York City Defense-Rental Area is amended to read as follows:

(6) *Resort housing*—(i) *Exemption.* Housing accommodations located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945, which were not rented during any portion of the period beginning on November 1, 1943, and ending on February 29, 1944.

This exemption shall be effective only from June 1, 1946, to September 30, 1946, inclusive.

(ii) *Exception from exemption.* The provisions of section 1 (b) (6) (i) shall not apply to housing accommodations in multiple unit buildings within the corporate limit of the City of Long Beach, New York.

Issued and effective March 25, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4976; Filed, Mar. 25, 1946; 4:28 p. m.]

[1] 9 F.R. 14987; 10 F.R. 331, 1452, 1974, 2406, 3014, 5030, 11668, 14399.

PART 1410—WOOL

[MPR 163,[1] Amdt. 19]

WOOLEN AND WORSTED CIVILIAN APPAREL FABRICS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1410.102 (d) (1) and (2) of Maximum Price Regulation 163 is amended to read as follows:

(d) *New woolen or worsted apparel fabrics.* (1) The maximum price for a woolen or worsted apparel fabric for which a maximum price cannot be determined pursuant to paragraphs (a), (b), (c), or (i) of this § 1410.102 shall be computed by multiplying the sum of (i) the cost of the raw materials[2] used in the fabric and (ii) the manufacturing cost thereof, by the 1941[3] ratio of the manufacturer's weighted average selling price to his weighted average manufacturing cost of all woolen or worsted apparel fabrics, but excluding, in computing such ratio, pre-shrunk fabrics sold to retail stores in lengths of 30 yards or less at a price higher than the manufacturer's prevailing price for sales of such fabrics to jobbers or cutters.

(2) For the purposes of this paragraph (d):

(i) The cost of raw material and the manufacturing cost shall be calculated in accordance with either one of the following methods:

(*a*) The cost of raw materials[2] shall be calculated at the cost at the time of filing Form No. 666–533b (formerly Form No. 1163.2) with the Office of Price Administration not to exceed the cost which the manufacturer incurred for raw materials[4] for delivery during March 1942, and the manufacturing cost shall be calculated at the cost at the time of filing Form No. 666–533b (formerly Form No. 1163.2) with the Office of Price Administration not to exceed the costs determined in accordance with the customary accounting practice of the manufacturer, which the manufacturer incurred (or which he would have incurred) in the manufacture of the fabric during March 1942.

(*b*) The cost of raw materials[2] shall be calculated at the highest cost which the manufacturer incurred for raw material[2] purchased during March 1942 and the manufacturing costs shall be the costs determined in accordance with the customary accounting practice of the manufacturer, incurred (or which he would have incurred) in the manufacture of the fabric during such month;

(ii) The weighted average selling price shall be determined by dividing the total gross dollar amount invoiced by the manufacturer in 1941[3] (less returns, allowances, and term discounts in excess of 1%) for the sale of woolen and worsted apparel fabrics by the total number of yards thereof invoiced during 1941, excluding, in making such determination, the amount received from and the yardage of pre-shrunk fabrics sold to retail stores in lengths of 30 yards or less at a price higher than the manufacturer's prevailing price for sales of such fabrics to jobbers or cutters;

(iii) The weighted average manufacturing cost shall be determined by dividing the total manufacturing costs, including the cost of raw materials, of all woolen or worsted apparel fabrics either (*a*) manufactured during 1941[3] by the total number of yards thereof manufactured during 1941, or (*b*) invoiced during 1941 by the total number of yards thereof invoiced during 1941: *Provided*, That a manufacturer who prior to March 26, 1946, reported to the Office of Price Administration a ratio computed by one of the foregoing methods shall not be permitted to file or use a ratio computed on the other. In making such determination, the manufacturing costs and the yardage of preshrunk fabrics sold to retail stores in lengths of 30 yards or less at a price higher than the manufacturer's prevailing price for sales of such fabrics to jobbers or cutters are to be excluded.

(iv) (*a*) After April 1, 1946, a manufacturer who delivers a fabric whose price has already been reported to the Office of Price Administration and redetermines such price pursuant to subparagraph (2) (i) (*b*), shall file within 10 days of that redetermination with the Office of Price Administration, Washington 25, D. C., a revised report on Form No. 666–533b furnished by the Office of Price Administration, substituting the highest cost[4] of raw material purchased in March 1942 for the delivery cost of raw material in item 11 of the form and the cost of manufacturing in March 1942 for the manufacturing cost in item 14 of the form. Furthermore, a manufacturer who determines a price for a fabric pursuant to subparagraph (2) (i) (*b*) shall substitute the highest cost of raw material purchased in March 1942 for the delivery cost of raw material in item 11 of the form and the cost of manufacturing in March 1942 for the manufacturing cost in item 14 of the form.

(*b*) If a manufacturer (*1*) has reported his 1941[3] ratio on a fiscal year basis to the Office of Price Administration prior to April 1, 1946, and (2) delivers a fabric subsequent thereto but (3) has not determined his ratio on a fiscal year the majority of whose months are in 1941 or, in the case of a mill whose fiscal year ended on June 30, 1942, he shall re-determine items 16 and 17 in the Form No. 666–533b pursuant to footnote 3 of this subparagraph (2), and file a revised report on that form within 10 days of delivery of that fabric with the Office of Price Administration, Washington 25, D. C.

(*c*) If a manufacturer determines his 1941[3] ratio to reflect the cost of goods sold rather than the cost of goods manufactured, he shall substitute the weighted average manufacturing cost of all apparel fabrics invoiced during 1941 for the weighted average manufacturing cost of all apparel fabrics manufactured during 1941 in item 17 of the Form No. 666–533b in all reports to be filed pursuant to § 1410.111 (a) (2).

This amendment shall become effective April 1, 1946.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4999; Filed, Mar. 26, 1946; 11:34 a. m.]

[1] 8 F.R. 3972, 4396; 10 F.R. 12261, 13546.

[2] Raw materials here means whatever materials the mill purchases for processing. For example, in the case of some mills these materials are wool, supplemented in some cases by purchased tops; in the case of other mills these materials are either raw wool, tops, or yarn, or all three. In the instance where a mill purchases wool and combs its own tops, wool rather than tops is the raw material.

[3] For determining the weighted average selling price and the weighted average manufacturing cost under this § 1410.102 (d), "1941" shall mean the calendar year 1941, except as follows:

For a mill which (1) keeps its records on a fiscal year basis and (2) either has reported its ratio to the Office of Price Administration on a fiscal year basis prior to April 1, 1946, or, in the case of mills reporting thereafter, cannot compute its ratio on a calendar year basis, "1941" shall mean the fiscal year the majority of whose months are in 1941 or, in the case of a mill whose fiscal year ended on June 30, 1941, the period July 1, 1940 to June 30, 1942.

[4] If a mill did not buy for delivery in March 1942 the type of raw material it intends to use at present, it shall use the price which it would have had to pay its customary source of supply for such material for delivery during March 1942.

[4] If a mill did not buy in March 1942 the type of raw material it intends to use at present, it shall use March 1942 ceilings for such raw material or, if there are no March 1942 ceilings, the highest price which it would have had to pay its customary source of supply for such material during March 1942.

PART 1383—SHOES AND SHOE FINDINGS

[MPR 420,[1] Amdt. 7]

HARDWOOD HEEL BLOCKS, FINISHED HARDWOOD AND SYNTHETIC HARDWOOD HEELS AND WOOD SHANKS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 420 is amended in the following respects:

1. Section 3 (b) (1) is amended to read as follows:

(1) *Base block prices.*

[Base price per pair]

Height (based on eighths of an inch)	Column I (New England)	Column II (Outside of New England)
9½ and under	$0.0580	$0.0715
10	.0658	.0715
10½	.0658	.0715
11	.0658	.0715
11½	.0658	.0715
12	.0658	.0715
12½	.0658	.0715
13	.0658	.0729
13½	.0658	.0729
14	.0658	.0743
14½	.0658	.0743
15	.0658	.0743
15½	.0658	.0743
16	.0658	.0756
16½	.0658	.0756
17	.0658	.0771
17½	.0658	.0771
18	.0658	.0785
18½	.0658	.0785
19	.0658	.0799
19½	.0658	.0799
20	.0658	.0809
20½	.0658	.0809
21	.0840	.0861
21½	.0840	.0861
22	.0844	.0885
22½	.0844	.0885
23	.0847	.0889
23½	.0847	.0889
24	.0871	.0932
24½	.0871	.0932
25	.0954	.0956
25½	.0954	.0956

2. Section 3 (b) (2) is amended to read as follows:

(2) *Extras for size or width.* The maximum prices in Column I, above, apply to sales of hardwood heel blocks in size runs of 4 to and including 10, size 10 being based on a 3⅜ inch grading and measuring 2 inches in width. To these base block maximum prices may be added $0.0085 per pair for block sizes 11 and over.

The maximum prices in Column II, above, apply to sales of hardwood heel blocks with completed heel seat widths up to and including 2 1/16 inches. To these base block maximum prices may be added $0.0085 per pair for completed heel seat widths 2 2/16 inches and over.

This amendment shall become effective March 25, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4954; Filed, Mar. 25, 1946; 4:28 p. m.]

[1] 8 F.R. 9331, 9567, 15193, 16796; 9 F.R. 3592, 8187; 10 F.R. 7808.

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 30]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 19 of Revised Maximum Price Regulation 136 is amended in the following respects:

1. The table of maximum prices for one-wear wrought steel freight car wheels in paragraph (m) is amended to read as follows:

Type:	*Maximum price (before treatment) (each)*
Class 33–C	$23.80
Class 33–D	25.80

2. The figure $3.85 is substituted for the figure $3.50 in the phrase "$3.50 per one-hundred pounds" appearing in paragraph (o).

3. The first table in section 3 (c) (1) is amended to read as follows:

(1) *Base finished heel prices.*

[Price per pair]

Style	Column I	Column II	Column III
CUBAN FANCY			
10⅜-17⅛/8 inches	$0.1390	$0.1529	$0.2147
18⅜-21⅛ inches	.1502	.1637	.2157
21⅛/8-22⅜ inches	.1560	.1726	.2247
22⅛/8-23⅜ inches	.1626	.1761	.2281
23⅛/8-24⅜ inches	.1651	.1796	.2316
24⅛/8-25⅜ inches	.1696	.1831	.2351
25⅛/8-26⅜ inches	.1731	.1864	.2385
26⅛/8-27⅜ inches	.1764	.1899	.2419
CUBAN CELLULOID			
10⅜-17⅛/8 inches	.1580	.1770	.2947
18⅜-21⅛ inches	.1692	.1887	.2957
21⅛/8-22⅜ inches	.1807	.2090	.3071
22⅛/8-23⅜ inches	.1864	.2059	.3129
23⅛/8-24⅜ inches	.1923	.2118	.3188
24⅛/8-25⅜ inches	.1982	.2177	.3247
25⅛/8-26⅜ inches	.2041	.2234	.3305
26⅛/8-27⅜ inches	.2098	.2293	.3363
LACQUER SPRAYED ON WOOD			
10⅜-17⅛/8 inches	.1480	.1654	----------
18⅜-21⅛ inches	.1592	.1762	----------
21⅛/8-22⅜ inches	.1685	.1853	----------
22⅛/8-23⅜ inches	.1720	.1890	----------
23⅛/8-24⅜ inches	.1757	.1927	----------
24⅛/8-25⅜ inches	.1794	.1964	----------
25⅛/8-26⅜ inches	.1831	.1999	----------
26⅛/8-27⅜ inches	.1866	.2036	----------

4. An undesignated paragraph is added to section 3 (c) (1) to read as follows:

The maximum prices above apply to finished heels made from hardwood heel blocks for which no extra charge may be made under section 3 (b) (2) above. Such maximum prices may be increased by $0.0085 per pair for finished heels made from hardwood heel blocks for which an extra charge may be made under section 3 (b) (2) above.

5. Section 3 (c) (5) is amended to read as follows:

(5) *Volume slipper heels produced in New York City and Hazelton, Pennsylvania.*

Type	Price (per pair)
Hardwood—14½/8 inches and under—covered or lacquered	$0.1416
Synthetic hardwood—14½/8 inches and under—covered or lacquered	.093

The above maximum prices for lacquered heels apply to lacquered heels with one coat of filler and one coat of lacquer, or two coats of lacquer. To these maximum prices may be added $0.00833 per pair for each additional coat of lacquer applied.

The above maximum price for finished hardwood heels may be increased by $0.0085 per pair if made from hardwood heel blocks for which an extra charge may be made under section 3 (b) (2) above. Such premium may not be charged on synthetic hardwood heels.

This amendment shall become effective March 22, 1946.

Issued this 22d day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4872; Filed, Mar. 22, 1946; 5:02 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 76]

NEW PASSENGER AUTOMOBILES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 373 is amended by adding a new section 72 to read as follows:

SEC. 72. *Maximum prices for new passenger automobiles*—(a) *Applicability of this section.* This section applies to all sales at wholesale and retail in the Territory of Hawaii of new passenger automobiles and their extra, special or optional equipment.

(1) *Definition of new passenger automobiles.* A new passenger automobile (called "new automobile" in this section) means any 1945 or subsequent model year automobile, including standard equipment, manufactured in the United States, having a seating capacity of less than eleven persons which:

(i) Has not been used; or

(ii) Is a demonstrator; or

(iii) Is a dealer company owned or dealer executive car.

(b) *Prohibition against dealing in new automobiles at prices above the maximum.* (1) No person shall sell or deliver any new automobile at a price higher than the maximum price permitted by this section.

(2) No person in the course of trade or business shall buy or receive a new automobile at a price higher than the maximum price permitted by this section, but if he, the purchaser, has received from the seller a written statement that the price charged is not in excess of the maximum price, and he has no knowledge to the contrary, he shall be deemed to have complied with this paragraph.

(3) No person shall agree, offer, solicit, or attempt to do any of the acts prohibited in subparagraphs (1) and (2) of this paragraph.

(c) *Less than maximum prices.* Nothing in this section prevents the charging, offering, or paying of prices lower than the maximum prices permitted by this section.

(d) *Maximum prices for sales at retail and wholesale*—(1) *Maximum retail prices.* Your maximum price for the sale at retail of any new automobile shall be computed as follows:

(i) Determine your net landed cost under paragraph (e) of this section.

(ii) Determine the applicable discount as established under the provisions of Maximum Price Regulation 594 for the particular make and model of automobile to be sold. Convert this discount into a percentage markup by subtracting your net cost, f. o. b. factory, from the established retail list price, and then dividing that amount by your net cost, f. o. b. factory.

(iii) Multiply your net landed cost by the percentage markup so obtained.

(iv) Add an amount equal to the expense charged to or incurred by you in the course of the purchase and sale of the new automobile for:

(*a*) Federal excise taxes.

(*b*) Territorial taxes.

(*c*) Gasoline and oil put into automobile.

(*d*) Charge for preparing and conditioning the automobile for delivery not to exceed the applicable charge listed in Appendix A.

(*e*) Factory charge for handling and delivery when permitted by orders issued under Maximum Price Regulation 594.

(*f*) An advertising charge when permitted by orders issued under Maximum Price Regulation 594.

(2) *Maximum wholesale prices.* Your maximum price for the sale at wholesale of any new automobile shall be the maximum retail price, established under subparagraph (1) above, for such new automobile, less your customary discount as of November 1, 1941, for sales to the same class of purchaser. If you are unable to establish your maximum wholesale price under this paragraph you must apply to the Office of Price Administration, Iolani Palace, Honolulu 2, T. H., for approval of a maximum wholesale price in line with the level of maximum prices otherwise established by this section.

(3) *Filing of maximum prices.* Prior to your first sale of any new automobile you must compute your maximum price in accordance with the provisions of this paragraph. You must file a statement with the Office of Price Administration, Iolani Palace, Honolulu 2, T. H., showing your maximum price and how you computed such price. Upon approval by the Office of Price Administration the price filed by you, computed to the nearest dollar, shall become your maximum price for all subsequent sales of that particular model automobile. The filed price shall be considered approved ten (10) days after mailing the statement required (or any additional information which may have been requested) unless within that time the Office of Price Administration notifies you that your filed price has been disapproved.

(4) *Sales involving inter-island transportation.* On any sale involving inter-island trans-shipment you may add to your maximum price, established in accordance with the provisions of this paragraph, any additional amounts charged to or incurred by you for inter-island freight, insurance, Territorial tolls and wharfage, landing and terminal operations.

(e) *Landed cost.* Landed cost shall include only the following items which have been actually charged to or incurred by you in the course of the purchase and sale of any new automobile:

(1) Your net cost, f. o. b. factory, for the new passenger automobile and any extra, special or optional equipment. Any advertising or promotional charge made by the manufacturer or any charges for Federal taxes shall not be included in the net cost f. o. b. factory.

(2) Export expenses permitted under section 4 (b) of the Second Revised Export Regulation, including any boxing and crating expenses and exchange charges.

(3) The cost of transportation, not to exceed the actual rail freight charge by the most direct route, for the transportation of the new automobile and extra, special or optional equipment from the factory to the port of shipment f. a. s. steamer.

(4) Marine and war risk insurance.

(5) Landing, wharfage and terminal operations.

(6) Ocean freight.

(f) *When less than a complete automobile is sold.* Maximum prices under this section for sales at wholesale and retail are for new automobiles that are equipped at least with the customary functional and nonfunctional parts, and with the standard equipment filed with the Office of Price Administration by the manufacturers. If any customary functional or nonfunctional part or standard equipment is missing its retail price shall be deducted from the retail list price for the automobile with standard equipment that is included in the maximum price.

(g) *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price at the time of delivery.

In addition, a person may deliver or agree to deliver at prices to be adjusted upward after delivery in accordance with action taken by the Office of Price Administration if the Office of Price Administration gives him an authorization to do so. This authorization may be given when a request for a maximum price under paragraph (d) is pending, and if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

The authorization may be given by the Administrator or by any other official of the Office of Price Administration having authority to act upon the pending request for a maximum price. This authorization will be given by order.

(h) *Notice to be posted.* Every dealer who sells new automobiles at retail shall post in a conspicuous place on his premises where new passenger automobiles are offered for sale, a notice not less than 18 inches by 24 inches in size, legibly stating all the following facts:

(1) The make and model of each new automobile offered for sale;

(2) The maximum price of each of the new automobiles as filed and approved by the Office of Price Administration.

(i) *Records and reports*—(1) *Records.* Every person subject to this section shall keep and make available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, complete and accurate records showing:

(i) The make and model of each new automobile offered for sale.

(ii) The net cost, f. o. b. factory.

(iii) All other charges included in the computation of the landed cost.

(iv) Charge for Federal Excise taxes.

(v) Charge for Territorial taxes.

(vi) Gasoline and oil put into automobile.

(vii) Charge for preparing and conditioning for delivery.

(viii) A list of extra, special and optional equipment supplied by the seller and the maximum prices for each.

(4) Marine and war risk insurance.

(5) Landing, wharfage and terminal operations.

(6) Ocean freight.

(f) *When less than a complete automobile is sold.* Maximum prices under this section for sales at wholesale and retail are for new automobiles that are equipped at least with the customary functional and nonfunctional parts, and with the standard equipment filed with the Office of Price Administration by the manufacturers. If any customary functional or nonfunctional part or standard equipment is missing its retail price shall be deducted from the retail list price for the automobile with standard equipment that is included in the maximum price.

(g) *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price at the time of delivery.

In addition, a person may deliver or agree to deliver at prices to be adjusted upward after delivery in accordance with action taken by the Office of Price Administration if the Office of Price Administration gives him an authorization to do so. This authorization may be given when a request for a maximum price under paragraph (d) is pending, and if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

The authorization may be given by the Administrator or by any other official of the Office of Price Administration having authority to act upon the pending request for a maximum price. This authorization will be given by order.

(h) *Notice to be posted.* Every dealer who sells new automobiles at retail shall post in a conspicuous place on his premises where new passenger automobiles are offered for sale, a notice not less than 18 inches by 24 inches in size, legibly stating all the following facts:

(1) The make and model of each new automobile offered for sale;

(2) The maximum price of each of the new automobiles as filed and approved by the Office of Price Administration.

(i) *Records and reports*—(1) *Records.* Every person subject to this section shall keep and make available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, complete and accurate records showing:

(i) The make and model of each new automobile offered for sale.

(ii) The net cost, f. o. b. factory.

(iii) All other charges included in the computation of the landed cost.

(iv) Charge for Federal Excise taxes.

(v) Charge for Territorial taxes.

(vi) Gasoline and oil put into automobile.

(vii) Charge for preparing and conditioning for delivery.

(viii) A list of extra, special and optional equipment supplied by the seller and the maximum prices for each.

(2) *Shop records.* The shop records showing repairs and replacements made in each used car traded in and the charges at retail under applicable maximum price regulations for such repairs and replacements.

(3) *Invoices.* Every person subject to this section shall furnish each purchaser with an invoice or receipt showing the name and address of the buyer and seller, the date of sale, the make and model of the automobile and the price charged or received.

(4) *Additional or substituted records and reports.* Every person subject to this section shall keep such records and submit such reports, including periodic financial statements, as the Office of Price Administration may from time to time require in writing, either in addition to or in substitution for records and reports required by this section, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(j) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this section. A seller's license may be suspended for violations of the license or one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of the suspension, make any sale for which his license has been suspended.

(k) *Evasion.* It shall be a violation of this section to charge a price above the applicable maximum price in connection with any sale of a new automobile, either alone or in conjunction with any other consideration even though the price increase appears only indirectly.

The following is an illustrative list of the things a reseller is not permitted to do. A reseller is not permitted to require the purchaser, as a condition of the sale or transfer of the new automobile, to make payment over a period of time; to require him to finance the purchase through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts, or services so as to increase the total compensation above the new automobile maximum price; to require him to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring or trading in any other vehicle, product or commodity. When there is an exchange, transfer or trade-in in connection with a sale, it is a violation for the reseller to give the purchaser an allowance for the vehicle, product or commodity exchanged, transferred or traded in, which is less than its reasonable value.

Furthermore, the reseller is prohibited from providing for the purchase of the new automobile by a lessee under a rental contract at an agreed valuation which together with the amount paid for the rental is higher than the applicable maximum price at the time the rental contract is entered into, and from making the terms and conditions of sale more onerous to purchasers than they customarily have been except to the extent allowed by this section. However, the Office of Price Administration upon written request may grant permission to any dealer subject to this section to change his credit terms, where such change is necessitated by orders issued by, or at the request of, the U. S. Government.

It shall also be a violation for any person to charge, pay or receive a finder's fee or other compensation in connection with the procurement of a new automobile where the finder's fee or other compensation plus the purchase price for the new automobile exceeds the permitted maximum price.

(l) *Enforcement.* Persons violating any provision of this section are subject to the criminal penalties, civil enforcement actions, proceedings for suspension of licenses and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

(m) *Definitions.* The terms and definitions thereof contained in section 23 of Maximum Price Regulation 594 are adopted and made a part of this section by reference except that all references in paragraph (d) of section 23, defining reasonable value of a used car traded in on a new automobile, to provisions and sections of Maximum Price Regulation 540 shall be deemed to be references to the pertinent and applicable provisions of section 57 of Revised Maximum Price Regulation 373.

This amendment shall become effective as of February 27, 1946.

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 26th day of March, 1946.

PAUL A. PORTER,
Administrator.

APPENDIX A—CHARGES FOR PREPARING AND CONDITIONING NEW AUTOMOBILES FOR DELIVERY

Make and model	Preparing and conditioning charge
BUICK	
40 Special–118	$37.50
40 Special–121	37.50
40 Special–SE	37.50
50 Super	52.50
60 Century	52.50
70 Roadmaster	75.00
90 Limited	75.00
CADILLAC	
Series–61	$45.00
Series–62	52.50
Series–62 Deluxe	52.50
Series–63	60.00
Series–60 Special	67.50
Series–67	75.00
Series–75	75.00
CHEVROLET	
Stylemaster	$22.50
Fleetmaster	22.50
CHRYSLER	
Model No. C–34S	$37.50
Model No. C–34C	37.50
Model No. C–36K	52.50
Model No. C–36N	52.50
Model No. C–37	75.00
CROSLEY	
All models	$21.00

APPENDIX A—CHARGES FOR PREPARING AND CONDITIONING NEW AUTOMOBILES FOR DELIVERY—Continued

Make and model	Preparing and conditioning charge
DE SOTO	
Model No. S-10S	$30.00
Model No. S-10C	33.00
DODGE	
Model No. D-22S	$25.50
Model No. D-22C	28.50
FORD	
Special Six	$22.50
Deluxe Six	22.50
Super Deluxe Six	22.50
Deluxe Eight	22.50
Super Deluxe Eight	22.50
HUDSON	
Six	$18.75
Six-Deluxe	18.75
Six-Super	22.50
Six-Commodore	22.50
Eight-Commodore	22.50
Eight-Commodore-Custom	30.00
LINCOLN	
Lincoln-Zephyr	$52.50
Lincoln-Zephyr (Custom)	52.50
Lincoln-Continental	75.00
Lincoln-Custom	75.00
MERCURY	
All models	$30.00
NASH	
Ambassador-600	$30.00
Ambassador-Six	37.50
Ambassador-Eight	37.50
OLDSMOBILE	
Model "66"-6	$30.00
Model "68"-8	30.00
Model "76"-6	33.00
Model "76D"-6	33.00
Model "78"-8	33.00
Model "78D"-8	33.00
Model "98"-8	37.50
PACKARD	
Six-Series 2000:	
Special	$30.00
Custom	30.00
Eight-Series 2001:	
Special	45.00
Custom	45.00
Eight-Series 2003	60.00
Eight-Series 2004	60.00
Eight-Series 2005	60.00
Eight-Series 2006	60.00
Eight-Series 2007	60.00
Eight-Series 2008	60.00
PLYMOUTH	
Model No. P-14S	$22.50
Model No. P-14C	22.50
PONTIAC	
Torpedo Six	$25.50
Streamliner Six	28.50
Streamliner Chieftain Six	28.50
Torpedo Eight	25.50
Streamliner Eight	28.50
Streamliner Chieftain Eight	28.50
STUDEBAKER	
Custom Champion	$30.00
Deluxestyle Champion	30.00
Custom Commander	35.50
Skyway Commander	35.50
Custom President	50.00
Deluxestyle President	50.00
Skyway President	50.00
WILLYS-OVERLAND	
All models	$30.00

[F. R. Doc. 46-5004; Filed, Mar. 26, 1946; 11:35 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 5 to Supp. Service Reg. 49]

AUTOMOTIVE SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.682 of Supp. Service Regulation No. 49 to RMPR 165 is amended in the following respect:

A new paragraph (i) is added to read as follows:

(i) The Office of Price Administration may by special order authorize sellers of automotive services to establish their maximum prices on the basis of a particular flat-rate manual or labor schedule privately published for the trade. No such order will be issued, however, unless it has been shown that there will be no increase in the general level of maximum prices, and that the use of the manual or schedule will result in more effective price control.

All orders issued pursuant to this section will provide in detail by whom and under what conditions the manual or schedule may be used and will further provide for adequate notice in a prominent place in the manual or schedule, stating the limitations upon its use in calculating maximum prices.

This amendment shall become effective April 1, 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5000; Filed, Mar. 26, 1946; 11:34 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

ORDER TRANSFERRING ADMINISTRATION OF ROOSEVELT RECREATIONAL DEMONSTRATION AREA LANDS, NORTH DAKOTA, FROM NATIONAL PARK SERVICE TO FISH AND WILDLIFE SERVICE

Correction

In the land description under Watford Division of Federal Register Document 46-4297, appearing at page 2775 of the issue for Saturday, March 16, 1946, the third paragraph under "T. 148 N., R. 100 W." should read as follows:

Sec. 13, NE¼, N½NW¼, NE¼SW¼, S½SW¼, N½SE¼, and SW¼SE¼;

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

Subchapter C—Motorboats, and Certain Vessels Propelled by Machinery Other Than by Steam More Than 65 Feet in Length

PART 29—NUMBERING OF UNDOCUMENTED VESSELS

PROCEDURE

By virtue of the authority vested in me by section 1 of the act of June 7, 1918, as amended (40 Stat. 602; 46 U.S.C. 288), Executive Order No. 9085, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard Order 1-46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following amendment to the regulations is prescribed and shall be made effective April 12, 1946:

Section 29.8 (a) is amended to read as follows:

§ 29.8 *Procedure relating to numbering of motorboats.* (a) Application for a certificate of award of number will be made by the owner to the District Coast Guard Officer having jurisdiction over the area in which the vessel is owned and a record thereof kept in the office of the District Coast Guard Officer of the district in which the owner or managing owner resides.

Dated: March 22, 1946.

J. F. FARLEY,
Admiral, U. S. C. G.,
Commandant.

[F. R. Doc. 46-4945; Filed, Mar. 25, 1946; 1:04 p. m.]

APPENDIX A—WAIVERS OF NAVIGATION AND VESSEL INSPECTION LAWS AND REGULATIONS

TOWING VESSELS TOWING TANK BARGES ON GULF INTRA-COASTAL WATERWAY; CANCELLATION OF WAIVER

By virtue of the authority vested in me by the order of the Acting Secretary of the Navy, dated October 1, 1942 (7 F.R. 7979), as amended by order dated June 5, 1945 (10 F.R. 6848), and continued in effect by order dated January 1, 1946 (11 F.R. 185), I hereby cancel, effective on publication in the FEDERAL REGISTER, the waiver dated November 15, 1944 (9 F.R. 13720), which waived compliance with certain provisions of 46 C.F.R. 31.4-2 as applied to towing vessels towing tank barges on the Gulf Intra-Coastal Waterway, and inland waters connected therewith lying within the limits of the Seventh and Eighth Naval Districts.

Dated: March 26, 1946.

[SEAL] J. F. FARLEY,
Admiral, U. S. C. G.,
Commandant.

[F. R. Doc. 46-4949; Filed, Mar. 25, 1946; 4:18 p. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 42—PRESERVATION OF RECORDS

INDEX OF RECORDS

The Commission in meeting on March 20th, 1946, effective September 20, 1946, amended Part 42 by adopting § 42.5 *Index of records* to read as follows:

§ 42.5 *Index of records.* (a) There shall be available in the principal office of each company, a comprehensive and continuously current index of (1) all ledgers, journals, and other books of account, vouchers, work orders, contracts covering the purchase and/or construction of communication plant (and other plant operated or held, incidental or auxiliary thereto), time reports, pay rolls, summaries, and other original records which are the source of entries in the books of account; (2) administrative and financial records, such as minute books, stock books, reports, titles, contracts and agreements, documents which have been involved in claims against the company, schedule of charges, financial papers, etc., (3) engineering records such as maps, reports of surveys, investigations, plans for major projects, records with respect to research and development, and (4) any and all records not specified above which are required to be preserved under the Commission's rules and regulations.

(b) The index shall describe each distinct type of record, indicating the form number and title, if any, and the item or sub-item under which the period of retention is prescribed in § 42.91 of these rules. Items not described in § 42.91 of these rules shall be described in the index with sufficient particularity as readily to indicate the nature and purpose of such records. The index shall indicate also the physical location of the record by street address and room number, if any, and the period covered by each type of record at each such location. The index shall likewise show the title (or other designation) of the company employee having immediate physical control of the particular record, and the supervisor or other person to whom such employee is responsible. Serial numbers of vouchers and other records which are identified numerically, and the period covered by each subdivision thereof, shall be so shown in the index as to identify each series of such records at each place of filing or storage. A similar index also shall be available at each office (or other depository) where records are kept or stored.

(c) All records originated by predecessor companies shall be similarly indexed, and contain such further cross-references or other identification as may be necessary to locate any particular record.

(Sec. 220, 48 Stat. 1078; 47 U.S.C. 220)

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-4978; Filed, Mar. 26, 1946; 10:05 a. m.]

Notices

CIVILIAN PRODUCTION ADMINISTRATION.

[C-429]

KAHN & TUNIS SPORTSWEAR

CONSENT ORDER

Morris Kahn and Allan Tunis, copartners, doing business as Kahn & Tunis Sportswear, at 162 West 21st Street, New York City, are engaged in the manufacture of women's rayon blouses. On January 2, 1946, a temporary suspension order was issued directing the partners to immediately cancel CC rated orders for textiles in excess of those authorized for the fourth quarter of 1945, and to place no CC rated orders for textiles during the first quarter of 1946. The partners are charged with having, during the third quarter of 1945, placed orders bearing AA-4 ratings for 29,265 yards of rayon fabrics in excess of their authorized allocation; and in having during the fourth quarter of 1945 placed orders bearing CC ratings for 5,005 yards of rayon fabrics in excess of their authorized allocation, each in violation of Priorities Regulation No. 3. The partners admit the violations as charged, do not desire to contest the charges, and have consented to the issuance of this order.

Wherefore, upon the agreement and consent of Morris Kahn and Allan Tunis, the Regional Compliance Manager, the Regional Attorney, and upon the approval of the Compliance Commissioner; *It is hereby ordered*, That:

(a) The temporary suspension order issued against Morris Kahn and Allan Tunis on January 2, 1946, is hereby revoked.

(b) Morris Kahn and Allan Tunis shall not during the first quarter of 1946 apply or extend any ratings, nor shall any allocation or authorization to apply or extend ratings be granted to them during such period.

(c) Morris Kahn and Allan Tunis shall reduce the amount of rayon fabrics for which they may be authorized to extend ratings during the second quarter of 1946 under Order M-328-B by the amount of 11,190 yards.

(d) Morris Kahn and Allan Tunis shall refer to this order in any application or appeal which they may file with the CPA during the first and second quarters of 1946.

(e) Nothing contained in this order shall be deemed to relieve Morris Kahn and Allan Tunis from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration.

(f) The restrictions and prohibitions contained herein shall apply to Morris Kahn and Allan Tunis, doing business as Kahn & Tunis Sportswear or under any other name, their successors and assigns, or persons acting in their behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 25th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-4950; Filed, Mar. 25, 1946; 4:19 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 182]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN SOUTH DAKOTA, OHIO, MICHIGAN, MINNESOTA AND MISSOURI COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1	$3,276.05	Dwight H. Slade, Clerk of Courts, Court House, Lincoln County, Canton, S. Dak.	$15.00
Ole Jacob Overseth	Norway	Estate of P. A. Overseth, deceased, County Court, Lincoln County, S. Dak., File No. 2151.			
		Item 2	3,276.05	Same	15.00
Jenny Gornitzka	Norway	Same			
		Item 3	3,276.05	Same	15.00
Ellina Narum	Norway	Same			
		Item 4	3,276.06	Same	15.00
Mina Overseth	Norway	Same			
		Item 5	1,092.02	Same	5.00
Ruth Overseth	Norway	Same			
		Item 6	1,092.02	Same	5.00
Ingrid Overseth	Norway	Same			
		Item 7	1,092.02	Same	5.00
Johannes Overseth	Norway	Same			
		Item 8	247.33	Joseph Zorman, Administrator, 6411 St. Clair Ave., Cleveland, Ohio.	38.00
Julia Valanovic	Yugoslavia	Estate of Mike Dotlieb, deceased, Probate Court, Cuyahoga County, Ohio, File No. 288060.			
		Item 9	2,224.28	First National Bank of Minneapolis, Trust Department, Minneapolis, Minn.	118.00
Edith Lawrence Sanderson	France	Estate of Jane Stanford Sanderson Herrick, deceased, Probate Court, Hennepin County, File No. 54306.			
		Item 10	(1)	Detroit Trust Co., Detroit Mich., Trust No. U-10966.	27.00
Gustin Wright	France	Estate of Fannie A. Wright, deceased, Probate Court, County of Wayne, Mich., File No. 140,143.			
		Item 11	290.69	Tower Grove Bank & Trust Co. of St. Louis, Mo., in the name of John F. English, trustee.	8.00
Vincenzo DeRita	Italy	Preziosa Antonelli, et al. vs. Francesco DeRita, et al, Circuit Court, City of St. Louis, Mo., File No. 77-156-C.			
		Item 12	290.69	Same	5.00
Angela DeRita	Italy	Same			
		Item 13	290.69	Same	8.00
Luigi DeRita	Italy	Same			
		Item 14	290.69	Same	8.00
Gabriella DeRita	Italy	Same			
		Item 15	1,453.47	Same	42.00
Mariantonia DeRita	Italy	Same			
		Item 16	1,453.47	Same	42.00
Luigi DeAngelis	Italy	Same			
		Item 17	1,453.47	Same	42.00
Elmerinda DeAngelis	Italy	Same			
		Item 18	363.37	Same	11.00
Antonietta Chiello	Italy	Same			
		Item 19	363.37	Same	11.00
Rosina Chiello	Italy	Same			
		Item 20	90.84	Same	5.00
Rosina Campopiano	Italy	Same			
		Item 21	90.84	Same	5.00
Giuseppe Campopiano	Italy	Same			
		Item 22	90.84	Same	5.00
Angelo Campopiano	Italy	Same			
		Item 23	90.84	Same	5.00
Maria Campopiano	Italy	Same			
		Item 24	1,453.47	Same	42.00
Maria Antonellis	Italy	Same			
		Item 25	1,453.47	Same	42.00
Antonia Antonellis	Italy	Same			
		Item 26	1,453.47	Same	42.00
Pietro Antonellis	Italy	Same			
		Item 27	1,453.47	Same	42.00
Filomena Antonellis	Italy	Same			
		Item 28	1,453.47	Same	42.00
Filomena Vessella	Italy	Same			
		Item 29	1,453.48	Same	42.00
Anna Maria Vessella	Italy	Same			
		Item 30	1,453.48	Same	42.00
Maria Antonia Concetta Vessela	Italy	Same			
		Item 31	1,453.48	Same	42.00
Giuseppe Vessella	Italy	Same			
		Item 32	112.15	Same	5.00
Cecilia Iadevaia DeRita	Italy	Same			
		Item 33	(2)	Frederick W. Campbell, 1106 Buhl Bldg., Detroit, Mich., Paul Marco, 1120 Free Press Bldg., Detroit, Mich., and Detroit Trust Co., Detroit, Mich., trustees.	32.00
Countess Menno van Limburg Stirum.	Belgium	Estate of Howard Graves Meredith, deceased, Probate Court, County of Wayne, Michigan, File No. 204,648.			

[1] Income from trust established under the will of Fannie A. Wright, deceased, about $350.00 per annum.
[2] Income from trus established under the will of Howard Graves Meredith, deceased.

[F. R. Doc. 46-4933; Filed, Mar. 25, 1946; 11:38 a. m.]

[Vesting Order CE 181]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEBRASKA, WISCONSIN, MICHIGAN AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Axel Anderson Brostadt	Norway	Estate of Christine Anderson Nydahl, deceased, in the County Court of Douglas County, Omaha, Nebr., File No. 28120, Fee Book 59, page 500.	$230.85	Mr. W. W. Wenstrand, 637 Omaha National Bank Bldg., Omaha, Nebr., administrator.	$25.00
		Item 2			
Elaine Chiberas	Lithuania	In the matter of the will of Joseph Chiberas, deceased. County Court, Racine County, Wis.	5,336.57	American Bank & Trust Co. of Racine, Racine, Wis. ($5,000.00) Savings Account No. 31383 for Elaine Chiberas.	39.00
		Item 3			
Joseph Chiberas, Jr.	Lithuania	Same	5,004.86	American Bank & Trust Co. of Racine, Racine, Wis. ($3648.34) Savings Account No. 31384 for Joseph Chiberas.	39.00
		Item 4			
Margaret Marshall Miglietta	France	Estate of Fannie O. Wetmore, deceased, in Probate Court for County of Wayne, Detroit, Mich. No. 84,773.	(1)	Detroit Trust Co., Detroit, Mich., successor trustee, trust No. 13374.	31.00
		Item 5			
Terezija Sodic	Yugoslavia	Estate of Joe Macerol, deceased, Probate Court, Cuyahoga County, Ohio; No. 301337.	93.28	August Kollander, executor of the estate of Joe Macerol, deceased, 6419 St. Clair Ave., Cleveland, Ohio.	5.00
		Item 6			
Ana Kosir	Yugoslavia	Same	279.91	Same	13.00
		Item 7			
Frank Kostrevec	Yugoslavia	Same	186.63	Same	9.00
		Item 8			
John Kostrevec	Yugoslavia	Same	93.28	Same	5.00
		Item 9			
Micka Kostrovec	Yugoslavia	Same	93.28	Same	5.00
		Item 10			
Frank Kostrovec	Yugoslavia	Same	93.28	Same	5.00
		Item 11			
Jore Kostrovec	Yugoslavia	Same	93.28	Same	5.00
		Item 12			
Slavka Kostrovec	Yugoslavia	Same	93.28	Same	5.00
		Item 13			
Anton Macerol	Yugoslavia	Same	400.00	Same	18.00

[1] Income from trust established under the Will of Fannie O. Wetmore, deceased.

[F. R. Doc. 46-4932; Filed, Mar. 25, 1946; 11:38 a. m.]

[Vesting Order CE 183]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

[F. R. Doc. 46-4933; Filed, Mar. 25, 1946; 11:38 a. m.]

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Yozo Stjepcevich	Yugoslavia	Estate of Natale Stjepcevich, deceased, Hudson County, Orphans' Court, Jersey City, N. J.	$1,339.34	John H. Gavin, Clerk of the Hudson County Orphans' Court, Hudson County Courthouse, Jersey City, N. J.	$39.00
		Item 2			
Niko Stjepcevich	Yugoslavia	Same	1,339.34	Same	39.00
		Item 3			
Tony Stjepcevich	Yugoslavia	Same	1,339.33	Same	39.00
		Item 4			
Joseph Sleutaris	Lithuania	Estate of Charles Walkasas, deceased, Hudson County Orphans' Court, Jersey City, N. J.	2,027.39	John H. Gavin, Clerk of the Hudson County Orphans' Court, Hudson County Court House, Jersey City, N. J.	29.00
		Item 5			
Zopie Sleutaris	Lithuania	Same	2,027.39	Same	29.00
		Item 6			
Barbara Surkus	Lithuania	Same	2,027.39	Same	29.00
		Item 7			
Amelia Sleutaris	Lithuania	Same	2,027.39	Same	29.00
		Item 8			
Elana Sleutaris	Lithuania	Same	2,027.39	Same	29.00
		Item 9			
George Zaborchak	Czechoslovakia	Estate of John Zaborchak, deceased, Essex County Orphans' Court, Newark, N. J.	1,443.84	Michael P. Zaborchak, Administrator, c/o Joseph W. Jantausch, 24 Commerce St., Newark, N. J.	29.00
		Item 10			
Anna Toth	Czechoslovakia	Same	1,443.84	Same	29.00
		Item 11			
Mary Zaborchak	Czechoslovakia	Same	1,443.83	Same	29.00
		Item 12			
Jiuseppe Lo Vecchio	Italy	Estate of Salvatore J. Lo Vecchio, Deceased, Union County Orphans' Court, Union County Court House, Elizabeth, N. J.	1,112.26	Charles A. Otto, Clerk of the Union County Orphans' Court, Union County Court House, Elizabeth, N. J.	46.00
		Item 13			
Jiuseppe Lo Vecchio	Italy	Same	1,112.26	Same	46.00
		Item 14			
Vincenzo Lo Vecchio	Italy	Same	1,112.27	Same	46.00
		Item 15			
Salvatore Lo Vecchio	Italy	Same	1,112.27	Same	46.00
		Item 16			
Mary Lo Vecchio	Italy	Same	1,112.27	Same	46.00
		Item 17			
Arch Priest of the Town of Regalbuto, Provincia Enima Sicily, Italy.	Italy	Same	500.00	Same	20.00
		Item 18			
Florentine Witkowske	Poland	Estate of John Steinnagel, deceased, Middlesex County Orphans' Court, Middlesex County Court House, New Brunswick, N. J.	2,740.69	Frank A. Connolly, Clerk of the Middlesex County Orphans' Court, Middlesex County Court House, New Brunswick, N. J.	74.00
		Item 19			
Children of Pauline Fachic, deceased, names unknown.	Poland	Same	2,740.69	Same	74.00
		Item 20			
Norman Derr Perrot	France	Estate of Kate Crawford Latham, deceased, Middlesex County Orphans' Court, Middlesex County Court House, New Brunswick, N. J.	(1)	Merchants & Newark Trust Co., 763 Broad St., Newark N. J., Substituted Trustee.	74.00

[1] Income from Trust u/w of Kate Crawford Latham, deceased.

[F. R. Doc. 46-4934; Filed, Mar. 25, 1946; 11:39 a. m.]

[Vesting Order CE 192]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CONNECTICUT COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Franciszek Buczynski	Poland	Estate of Antonina Buczynska, deceased, Probate Court, District of Hartford, Conn.	$41.00
		Item 2	
Heirs at law and next of kin of Joseph Zaborowski, deceased.	Poland	Estate of Joseph Zaborowski, deceased, Probate Court, District of Stamford, Conn.	102.00
		Item 3	
Hans Anker Engel (Engle) Niels Matias Engel (Engle) and Margrete Kurstine Engel Frigaard.	Denmark	Estate of Peter H. Engle, deceased, Probate Court, District of New Haven, Conn.	124.00
		Item 4	
Kiriakas Kiriakakos and his heirs at law and next of kin, names unknown.	Greece	Estate of Michael Kiriakakos, deceased, Probate Court, District of Derby, Conn.	126.00
		Item 5	
Amalia Socrates	Greece	Estate of Emanuel Socrates, also known as Emmanuel Socrates, deceased, Probate Court, District of Hartford, Conn.	183.00

[F. R. Doc. 46-4943; Filed, Mar. 25, 1946; 11:40 a. m.]

[Vesting Order CE 184]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Luigi Gerose	Italy	Estate of Maria Bianchi, deceased, Passaic County Orphans' Court, Passaic County Court House, Paterson, N. J.	$1,305.27	Guiseppina Gori Administratrix, c/o Harry L. Schneider, 262 Main St., Paterson 1, N. J.	$100.00
		Item 2			
Amelia Gennarelli	Italy	Estate of Nicola Gennarelli, deceased, Bergen County Orphans' Court, Bergen County Court House, Hackensack, N. J.	1,831.41	Donald G. Dutcher, Clerk of the Bergen County Orphans' Court, Bergen County Court House, Hackensack, N. J.	$2.00
		Item 3			
Gloria Gennarelli	Italy	Same	1,831.41	Same	$1.00
		Item 4			
Antonina Suder	Poland	Estate of Frank Suder, deceased, Essex County Orphans' Court, Newark, N. J.	(1)	Wladyslaw Talmont, Trustee, c/o Rospond & Respond, Raymond Commerce Bldg., Newark 2, N. J.	14.00
		Item 5			
Stefanda Suder	Poland	Same	(1)	Same	11.00
		Item 6			
Adam Suder	Poland	Same	(1)	Same	14.00
		Item 7			
Andre Luminet	France	Estate of George Cornet, deceased, Passaic County Orphans' Court, Passaic County Court House, Paterson, N. J.	(2)	The Paterson Savings Institution, Trustee, 129 Market St., Paterson, N. J.	1.91
		Item 8			
Jeanne Luminet Deveaux	France	Same	(2)	Same	1.91
		Item 9			
Francine Luminet Daniere	France	Same	(2)	Same	1.91
		Item 10			
Joannes Luminet	France	Same	(2)	Same	1.91
		Item 11			
Heloarine Luminet Soves	France	Same	(2)	Same	1.91
		Item 12			
Maria Deschamp Ruffaut	France	Same	(2)	Same	1.91
		Item 13			
Marie Deschamp Paire	France	Same	(2)	Same	1.91
		Item 14			
Jean Deschamp	France	Same	(2)	Same	1.91
		Item 15			
Claire Luminet Christophe	France	Same	(2)	Same	1.91
		Item 16			
Jeanne Rosset	France	Same	(2)	Same	1.91
		Item 17			
Antoinette Rosset Finazlit Legendre	France	Same	(2)	Same	1.91
		Item 18			
Denise Paire Dallery	France	Same	(2)	Same	1.91
		Item 19			
Marguerite Paire Gonnet	France	Same	(2)	Same	1.91
		Item 20			
Jean Paire Desporte	France	Same	(2)	Same	1.91
		Item 21			
Pierre Ranvier	France	Same	(2)	Same	1.91
		Item 22			
Jean Ranvier	France	Same	(2)	Same	1.91
		Item 23			
Jean Marie Cornet	France	Same	(2)	Same	1.91
		Item 24			
Antoine Denis Cornet	France	Same	(2)	Same	1.91
		Item 25			
Marie Valois Ongagneur	France	Same	(2)	Same	1.91
		Item 26			
Martha Perroquin Berland	France	Same	(2)	Same	1.91
		Item 27			
Catherine Contaudier Portier	France	Same	(2)	Same	1.90
		Item 28			
Marie Suzanne Marquet Clouchan	France	Same	(2)	Same	1.90
		Item 29			
Anna De Moor Schmoele	Belgium	Estate of Ida Schmoele, deceased, Burlington County Orphans' Court, Burlington County Court House, Mount Holly, N. J.	954.06	Camden Trust Co., Executor, Broadway at Market St., Camden, N. J.	48.00
		Item 30			
Julia Schmoele Muellenders	Belgium	Same	1,908.12	Same	97.00

[1] Third distributive share of estate. Approximately $300.
[2] 1/66th remainder share. Approximately $400.
[3] 1/66th of the remainder of a trust u/w of George Cornet, deceased.

[F. R. Doc. 46-4935; Filed, Mar. 25, 1946; 11:39 a. m.]

[Vesting Order CE 185]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Alice King Gade, a/k/a Alice Gadel Holmboe or Alice King Gade, Jr.	France	Estate of F. Herman Gade, deceased, Probate Court of Cook County, Ill. File No. 45 P 3957, Doc. No. 421, Page 466.	(1)	Northern Trust Co., executor and trustee, Chicago, Ill.	$99.00
		Item 2			
Janja Vitas	Yugoslavia	Estate of Soka Maolush, a/k/a Sophia Madush, deceased. Probate Court of Cook County, Ill. 45 P 2876, Doc. 440; Page 355.	250.00	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill. in the name of V. M. Vukmirovich, Consul General of Yugoslavia, in trust for Janja Vitas, Jeka Rakich and Sava Bobich.	23.00
		Item 3			
Jeka Rakich	Yugoslavia	Same	250.00	Same	23.00
		Item 4			
Sava Bobich	Yugoslavia	Same	250.00	Same	23.00
		Item 5			
Mary Laganowski	Poland	Estate of Joseph Laganowski, dec'd. Probate Court of Will County, Joliet, Ill., No. 17372.	166.61	County Treasurer of Will County, Joliet, Ill.	20.00
		Item 6			
Joseph Laganowski	Poland	Same	166.61	Same	20.00
		Item 7			
Mary Laganowski	Poland	Same	166.62	Same	20.00
		Item 8			
Georges Decoeq	France	Estate of Marie Decoeq, deceased, Probate Court of Cook County, Ill. File 39 P 4932, Docket 386, Page 85.	625.00	Continental Illinois National Bank & Trust Co. of Chicago, Trustee, 231 South La Salle St., Chicago, Ill.	26.00
		Item 9			
Josiane Decoeq	France	Same	1,250.00	Same	51.00
		Item 10			
Patricia Urpolis	Lithuania	Estate of Paul John Urpolis, dec'd. In the Probate Ct. of Kane County, Ill.	1,793.92	Marcus W. Damisch, County Treas. of Kane County, Ill., Geneva, Ill.	20.00
		Item 11			
(First Name Unknown) Ozalas	Lithuania	Same	1,793.92	Same	20.00
		Item 12			
Gust Budris	Lithuania	Same	597.97	Same	7.00
		Item 13			
Anna Budris	Lithuania	Same	597.97	Same	7.00

[1] Income from trust u/w of F. Herman Gade, deceased.

[F. R. Doc. 46-4936; Filed, Mar. 25, 1946; 11:39 a. m.]

[Vesting Order CE 187]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, INDIANA, OHIO AND NORTH DAKOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identi-

fied in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Mrs. Katherine Babor	Jugoslavia	Estate of John D. Judnich, deceased, Probate Court, Wayne County, Mich.	$42.00
		Item 2	
Marius Molholm Hansen	Denmark	Estate of James P. Nelsen, deceased, Benton Circuit Court, Fowler, Benton County, Ind., File No. 213	7.00
		Item 3	
Hans Molholm Hansen	Denmark	Same	7.00
		Item 4	
Margos Thomsen	Denmark	Same	7.00
		Item 5	
Louise Molholm Hansen	Denmark	Same	7.00
		Item 6	
Bennett Nelsen	Denmark	Same	13.00
		Item 7	
Nels P. Nelsen	Denmark	Same	13.00
		Item 8	
Anne Stinne Wilster, also known as Annie Stenna Nelsen.	Denmark	Same	13.00
		Item 9	
Hans Fliskov Madsen	Denmark	Same	13.00
		Item 10	
Magna Andersen	Denmark	Same	5.00
		Item 11	
Jennie Marie Lauridsen	Denmark	Same	5.00
		Item 12	
Laurids Lauridsen	Denmark	Same	5.00
		Item 13	
Marie Gutleben-Orgueil	France	Estate of Elizabeth Goetz, deceased, Probate Court, Montgomery County, Ohio, File No. 96731; Docket No. 92; page 407.	12.00
		Item 14	
Antionette Dontenville	France	Same	12.00
		Item 15	
Theresa Bertholet	France	Same	6.00
		Item 16	
Ferdinand Cappet	France	Same	6.00
		Item 17	
Josephine Spenner	France	Same	12.00
		Item 18	
Matt Matjan, Jr., also known as Matt Skogar, Jr.	Yugoslavia	Estate of Matt Matjan, deceased, Probate Court, Cuyahoga County, Ohio. Docket No. 343, Case 306–473.	40.00
		Item 19	
Julius Knatterud	Norway	Estate of Theodore N. Knatterud, deceased, County Court, Eddy County, N. Dak., File No. 887.	10.00
		Item 20	
Thea Knatterud	Norway	Same	10.00
		Item 21	
Eline Hanson	Norway	Same	10.00
		Item 22	
Johannes Roterud	Norway	Same	5.00
		Item 23	
Hilda Johansen	Norway	Same	5.00
		Item 24	
Nora Myhre	Norway	Same	5.00
		Item 25	
Emma Stensby	Norway	Same	5.00

[F. R. Doc. 46–4938; Filed, Mar. 25, 1946; 11:39 a. m.]

[Vesting Order CE 190]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MISSOURI, MICHIGAN, MINNESOTA AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 County or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Aleksandra Cychia	Poland	Estate of George (Horeki) Baligrosky, deceased, Probate Court, Francois County, Mo.	$100.50	Harris Trust & Savings Bank, Chicago, Ill.; Account No. B-36510 in the name of the Consul General of the Republic of Poland, Chicago, Ill.	$5.00
		Item 2			
Iwan Baligrodski	Poland	Same	100.50	Same	5.00
		Item 3			
Damjan (Demke) Baligrodski	Poland	Same	400.00	Same	20.00
		Item 4			
Lukasz Baligrodski	Poland	Same	400.00	Same	20.00
		Item 5			
Fudokha Barnowa	Poland	Same	200.00	Same	10.00
		Item 6			
Julja Orazak	Poland	Same	200.00	Same	10.00
		Item 7			
Demetrios Doukas	Greece	Estate of Charles T. Doukas, deceased, Probate Court, Washtenaw County, Mich.; File No. 31405.	4,449.45	LaSalle National Bank, Chicago, Ill.; account in the name of A. Pompouras, Acting Consul General of Greece at Chicago, or his successor in trust for the above Demetrios Doukas, Account No. 32360.	57.00
		Item 8			
Maria Doukas	Greece	Same	4,449.45	LaSalle National Bank, Chicago, Ill.; account in the name of A. Pompouras, acting Consul General of Greece at Chicago, or his successor in trust for the above Maria Doukas, Accoun No. 32360.	57.00
		Item 9			
Rosa (Rosie) Russo	Italy	Estate of Frank Russo, deceased, Probate Court, Itasca County, Minn.	2,557.39	The County Treasurer of Itasca County, Grand Rapids, Minn.	221.00
		Item 10			
Alois Drnka	Czechoslovakia	Estate of Antonie Drnka, deceased, Probate Court, Geauga County, Ohio.	100.00	The County Treasurer of Geauga County, Novelty, Ohio.	11.00
		Item 11			
Frances Marsounova	Czechoslovakia	Same	250.00	Same	27.00
		Item 12			
Grazia Abate	Italy	Estate of Vincenzo Abate, deceased, Probate Court, Wayne County, Mich.; No. 319401.	826.52	The County Treasurer of Wayne County, Detroit, Mich.	47.00
		Item 13			
Francesco Abate	Italy	Same	483.48	Same	43.00
		Item 14			
Frederiekke M. Nielson	Denmark	Estate of Hans I. Jacobsen, deceased, Probate Court, Hamilton County, Ohio; No. 115795.	(1)	First National Bank of Cincinnati, Trustee of the Estate of Hans I. Jacobsen, deceased, Cincinnati, Ohio.	63.00

[1] Income from trust under the will of Hans I. Jacobsen, deceased.

[F. R. Doc. 46–4941; Filed, Mar. 25, 1946; 11:40 a. m.]

[Vesting Order CE 188]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Hanni Lachepelle	Netherlands	Estate of Jeannette Swaab, deceased, Surrogate's Court, New York County, N. Y., Probate No. 195–1942.	$869.08	Treasurer of the City of New York, Municipal Bldg, New York, N. Y.	$16.00
		Item 2			
Marietje Van Straaten	Netherlands	Same	809.08	Same	16.00
		Item 3			
Leni De Vries a/k/a Helene De Vries.	Netherlands	Same	809.08	Same	16.00
		Item 4			
Lodewyk Beuth	Netherlands	Same	809.08	Same	16.00
		Item 5			
Jacques Relziger	Netherlands	Same	809.07	Same	16.00
		Item 6			
Leonard Van Straaten	Netherlands	Same	809.07	Same	16.00
		Item 7			
Selma Van Straaten	Netherlands	Same	809.07	Same	16.00
		Item 8			
Toetie Van Westerborg	Netherlands	Same	809.07	Same	16.00
		Item 9			
Anna Dreyer a/k/a Mrs. Hannibal Dreyer.	Denmark	Estate of Ellen G. Floyd, dec'd. Surrogate's Court, New York County, N. Y., Docket No. P-760-1942.	200.00	Same	25.00
		Item 10			
Sophie Yoholiat	Poland	Estate of Tessie Zinn, deceased. Surrogate's Court, New York County, N. Y. P. 242-1942.	$2,465.32	Same	118.13
		Item 11			
Julius Klein	Yugoslavia	Estate of Irma Hirtweil, dec'd., Surrogate's Court, Kings County, N. Y., Index No. 3304/1942.	212.19	Same	25.00
		Item 12			
		Same	84.88	Same	9.00
Malvina Engelman	Yugoslavia	*Item 13*			
		Same	83.89	Same	8.00
Zlata Koerlz	Yugoslavia	*Item 14*			
		Same	83.89	Same	8.00
Riza Schergner	Yugoslavia	*Item 15*			
		Same	125.83	Same	11.00
Pauline Engelman	Yugoslavia	*Item 16*			
Otto Weichler	Free City of Danzig	Estate of Emma Weichler, deceased, Surrogate's Court, New York County, N. Y., Index No. A-806-1941.	584.15	Same	17.00
		Item 17			
Antonia Vaccaro Sciacca	Italy	Estate of Gaetano Sciacca, a/k/a Michael Sciacca, deceased. Surrogate's Court, Queens County, N. Y., P. 2573-1941.	468.92	Same	29.00
		Item 18			
Antonio Sciacca	Italy	Same	234.46	Same	11.00

[F. R. Doc. 46–4039; Filed, Mar. 25, 1946; 11:40 a. m.]

[Vesting Order CE 189]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA AND WISCONSIN COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 County or territory	Column 3 Action or proceeding	Column 4 Interest	Column Depositary	Column 6 Sum vested
		Item 1			
Bernahard Jensen Roseland	Norway	Estate of Josie Baker, deceased, in the Probate Court of Marshall County, Minn.	$166.66	National City Bank of New York, New York, Account in the name of Royal Norwegian Government, Special Account "H", Washington, D. C.	$14.00
		Item 2			
Ellert Jensen	Norway	Same	166.66	Same	14.00
		Item 3			
Serina Gabrielson	Norway	Same	166.67	Same	14.00
		Item 4			
Gina Blomberg	Norway	Eleanor Olsen vs. Gina Blomberg, et al. Circuit Court of Croix County, Wis.	189.03	Same	13.00
		Item 5			
Johannes Bergslien	Norway	Same	189.03	Same	13.00
		Item 6			
Martha Bjornstad	Norway	Same	189.03	Same	13.00
		Item 7			
Ingvald Bergslien	Norway	Same	189.03	Same	13.00
		Item 8			
Johannes Lund	Norway	Same	189.03	Same	13.00
		Item 9			
Ida Hogsveen	Norway	Same	189.02	Same	13.00
		Item 10			
Minna Rindheim	Norway	Same	189.02	Same	13.00
		Item 11			
Maria Veivenud	Norway	Same	189.02	Same	13.00
		Item 12			
Bertine Vaagseter	Norway	Estate of Knut M. Haukaas, Deceased, Probate Court of Chippewa County, Minn.	4,756.38	Same	14.00
		Item 13			
Beathe Varhol	Norway	Same	4,756.38	Same	14.00
		Item 14			
Peret Hatlelak	Norway	Same	4,756.38	Same	14.00
		Item 15			
Gina P. Ilnstad	Norway	Same	4,756.38	Same	14.00
		Item 16			
Lars B. Hauge	Norway	Estate of Ellen Anderson, deceased, Probate Court of Rice County, Minn., No. 9967.	110.31	Same	8.00
		Item 17			
Martha B. Hauge, (nee Havneraas.	Norway	Same	110.31	Same	8.00
		Item 18			
Brynjulv B. Havneraas	Norway	Same	110.31	Same	8.00
		Item 19			
Anna Karine Havneraas	Norway	Same	110.31	Same	8.00
		Item 20			
Margit Skage, nee Jordal	Norway	Same	55.16	Same	5.00
		Item 21			
Borghild Jordal	Norway	Same	55.17	Same	5.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 22			
Dovre Old Peoples' Home	Norway	Estate of Edward E. Shelley, deceased, Probate Court of Brown County, Minn.	$13,207.27	Same	$89.00

[F. R. Doc. 46-4940; Filed, Mar. 25, 1946; 11:40 a. m.]

[Vesting Order 5973]

WILL STEINFORTH ET AL.

In re: Will Steinforth, Plaintiff vs. John Thurk, et al., Defendants; File D-28-7371; E. T. sec. 7637.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: The sum of $895.93 in the possession and custody of the Clerk of the Circuit Court of Grant County, Wisconsin, as Depositary, which represents proceeds from the partition sale of real estate in proceedings entitled "Will Steinforth, Plaintiff vs. John Thurk, et al., Defendants," pursuant to order of court entered on October 26, 1943 by the Circuit Court of Grant County, Wisconsin,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

John Thurk, and wife, if any, name unknown, Germany.

Carl Thurk, and wife, if any, name unknown, Germany.

Christian Thurk, and wife, if any, name unknown, Germany.

Wilhelm Thurk, and wife, if any, name unknown, Germany.

That such property is in the process of administration by Matt B. Elskamp, Clerk of the Circuit Court of Grant County, Lancaster, Wisconsin, Depositary, acting under the judicial supervision of the Circuit Court of Grant County, Wisconsin;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4930; Filed, Mar. 25, 1946; 11:38 a. m.]

[Vesting Order 5552, Amdt.]

JOSEPHINE M. KING

In re: Trust under the Will of Josephine M. King, Deceased; File D-28-9390; E. T. sec. 12477.

Vesting Order Number 5552 (11 F.R. 1234), dated January 7, 1946, is hereby amended as follows and not otherwise:

By deleting the words "as Executors and Trustees of the trust under the Will of Josephine M. King, Deceased, acting under the judicial supervision of the Probate Court, Hennepin County, Minnesota," and by inserting in lieu thereof the words "as Trustees of the trust under the Will of Josephine M. King, Deceased, acting under the judicial supervision of the District Court, Hennepin County, Minnesota."

All other provisions of said Vesting Order Number 5552 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4931; Filed, Mar. 25, 1946; 11:38 a. m.]

[Vesting Order CE 188]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Marie Grewing	Estonia	Estate of Eduard Grewing, also known as Edward Greving, deceased, Surrogate's Court, Westchester County, N. Y., Index No. 2206/1942.	$346.39	Commissioner of Finance, Westchester County, White Plains, N. Y.	$54.00
		Item 2			
Lisa Maaland	Norway	Estate of Christiane Engebretsen Olausen, deceased, Surrogate's Court, Nassau County, N. Y.	757.19	Treasurer of the County of Nassau, Mineola, N. Y.	43.00
		Item 3			
Lars Engebretsen	Norway	Same	1,135.76	Same	65.00
		Item 4			
Marya Schmidt	Poland	Estate of Anthony Schmidt, also known as Antoni Schmidt, Surrogate's Court, Niagara County, Niagara Falls, N. Y.	5,000.00	County Treasurer, of Niagara County, Lockport, N. Y.	23.00
		Item 5			
Anna Kwiatkowska	Poland	Same	3,000.00	Same	13.00
		Item 6			
Zofia Kozaczynska	Poland	Same	3,000.00	Same	13.00
		Item 7			
Helena Sobolewska	Poland	Same	3,000.00	Same	13.00
		Item 8			
Marya Wyrembowska	Poland	Same	1,000.00	Same	5.00
		Item 9			
Madeleine Utard	France	Estate of Emile Utard, deceased, Surrogate's Court, New York County, N. Y., no index number.	(1)	National City Bank of New York, 55 Wall St., New York, N. Y., Trustee.	16.00
		Item 10			
Marie Madeleine Odile Utard	France	Same	(1)	Same	16.00
		Item 11			
Helene H. Utard	France	Same	(1)	Same	17.00
		Item 12			
Jean Bourguignon	France	George E. Warren as Trustee, etc., and the Chase National Bank of the City of New York, as co-Trustees, etc., Plaintiffs, against Ida A. Tuck, et al, defendants, Supreme Court, New York County, State of New York, Index No. 7370-1939.	5,798.06	The Chase National Bank of the City of New York, 15 Broad St., New York City, as Trustee.	20.72
		Item 13			
Germaine Buris	France	Same	1,441.63	Same	5.18
		Item 14			
Elsa Macchetta d'Allegri	France	Same	697.44	Same	2.51
		Item 15			
Marie Denis	France	Same	2,703.04	Same	9.72
		Item 16			
Marie Felon	France	Same	616.48	Same	2.22
		Item 17			
Gabrielle Camille Flammarion	France	Same	8,185.98	Same	29.45
		Item 18			
Marie Fossat	France	Same	568.40	Same	2.04
		Item 19			
Alice Fourrat	France	Same	993.95	Same	3.57
		Item 20			
William M. Fullerton	France	Same	399.68	Same	1.44
		Item 21			
Louis Ganier	France	Same	328.30	Same	1.18
		Item 22			
Francois Guillemin	France	Same	1,441.63	Same	5.18
		Item 23			
Virginie Higgins	France	Same	568.48	Same	2.04
		Item 24			
Horatio S. Krans	France	Same	612.00	Same	2.20
		Item 25			
Louis A. Lejeune	France	Same	5,406.08	Same	19.45
		Item 26			
Rose Marchak	France	Same	2,484.88	Same	8.94
		Item 27			
Annette G. Noblet, deceased	France	Same	243.98	Same	1.00
		Item 28			
Mary Vandervoort, deceased	France	Same	2,020.00	Same	7.26
		Item 29			
Henry Beckles Willson, deceased.	France	Same	674.38	Same	2.43

[1] Income from trusts under will of Emilio Utard, deceased.

[F. R. Doc. 46-4937; Filed, Mar. 25, 1946; 11:39 a. m.]

whole or in part, nor shall it be deemed to indicate that compensation will not

with the Enemy Act, as amended, and

Alien Property Custodian.

[F. R. Doc. 46-4937; Filed, Mar. 25, 1946; 11:39 a. m.]

[Vesting Order 5939]

FELIX SCHREIBER

In re: Estate of Felix Schreiber, deceased; File D-57-401; E. T. sec. 13507.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Ladislaus Schreiber and Valerian Schreiber, and each of them, in and to the estate of Felix Schreiber, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Rumania, namely,

Nationals and Last Known Address

Ladislaus Schreiber, Rumania.
Valerian Schreiber, Rumania.

That such property is in the process of administration by Carlton R. Benton, 1025 Grand Avenue, Kansas City, Missouri, as Administrator of the estate of Felix Schreiber, deceased, acting under the judicial supervision of the Probate Court of Jackson County, Kansas City, Missouri;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Rumania);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4929; Filed, Mar. 25, 1946; 11:38 a. m.]

[Vesting Order CE 191]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Ingaborg Roth	Norway	Estate of Ole Borresen, deceased, Surrogate's Court, Kings County, New York; No. 9874.	$1,328.59	Treasurer of the City of New York, Municipal Bldg., New York, N. Y.	$10.00
		Item 2			
Ingvold Borresen	Norway	Same	1,328.58	Same	10.00
		Item 3			
Ogeaa Borresen	Norway	Same	1,328.59	Same	10.00
		Item 4			
Gabriel Borresen	Norway	Same	1,328.59	Same	18.00
		Item 5			
Olga Monsen	Norway	Estate of Peter E. M. Brakke, deceased, Surrogate's Court, Kings County, N. Y.; No. 7671-43.	746.33	Same	28.00
		Item 6			
Ole Brakke	Norway	Same	746.33	Same	28.00
		Item 7			
Gerd Monsen	Norway	Same	248.78	Same	10.00
		Item 8			
Birger Monsen	Norway	Same	248.77	Same	9.00
		Item 9			
Ruth Monsen	Norway	Same	248.77	Same	9.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 10			
Ettore Monicchi	Italy	Estate of Frank Scott Gerrish, deceased, Surrogate's Court, New York County, N. Y., No. P-571-41.	$5,000.00	Treasurer of the City of New York, Municipal Bldg. New York, N. Y.	$100.00
		Item 11			
Giuseppe Risso	Italy	Estate of Arturo Risso, deceased, Surrogate's Court, New York County, N. Y.; No. A-2259-42.	789.45	Same	48.00
		Item 12			
Maria Risso	Italy	Same	789.45	Same	48.00
		Item 13			
Rosa Sama Chianura	Italy	Estate of Orazio Chianura, deceased, Surrogate's Court, New York County, N. Y.; No. A-2129-43.	131.67	Same	12.00
		Item 14			
Francisco Chianura	Italy	Same	63.35	Same	5.00
		Item 15			
Heina Clarman	Russia	Estate of Morris (Moss) Clarman, deceased, Surrogate's Court, New York County, N. Y., No. 170/40.	1,188.74	Same	21.00
		Item 16			
Miriam Clarman Pilot	Russia	Same	1,188.74	Same	20.00
		Item 17			
Matija Ercegovac	Yugoslavia	Estate of Marko Markotich, deceased, Surrogate's Court, Richmond County, N. Y.; No. A-173-42.	1,723.45	Same	27.00
		Item 18			
Mara Hunoza	Yugoslavia	Same	1,723.45	Same	27.00
		Item 19			
Joseph Osterman	Yugoslavia	Estate of Frank Osterman, deceased Surrogate's Court, Queens County, N. Y.; No 6643.	135.18	Same	12.60
		Item 20			
Henry Osterman	Yugoslavia	Same	135.18	Same	12.00
		Item 21			
Maria Furtre	Yugoslavia	Same	135.18	Same	13.00

[F. R. Doc. 46-4942; Filed, Mar. 25, 1946; 11:40 a. m.]

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

RATH PACKING CO.

ORDER TERMINATING POSSESSION

By virtue of the authority vested in me by the President of the United States under Executive Order No. 9635 (11 F.R. 989), dated January 24, 1946, I hereby find from the information available to me that there is no present interruption of production, as a result of existing or threatened strikes or other labor disturbances, at the plants and facilities of the Rath Packing Company, located in and around New York, New York, possession of which was taken by the Secretary of Agriculture under order dated February 2, 1946 (11 F.R. 1359), issued under said Executive order, I, therefore, terminate possession by the Government of such plants and facilities, effective as of 12:01 a. m., March 26, 1946.

Dated: March 25, 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-4946; Filed, Mar. 25, 1946; 3:40 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. Order 761 Under 3 (b)]

WILSON FOUNDRY MACHINE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3 (b) (2) of the General Maximum Price Regulation, *It is ordered:*

This revised order establishes maximum prices for sales and deliveries of parts to Whizzer Motor Model H, manufactured by Wilson Foundry and Machine Co., of Pontiac 11, Michigan.

(1) For all sales and deliveries to the following classes of purchasers by all sellers, the maximum prices are as follows:

(a) Maximum prices for sales to distributors are 50% less than the prices set forth for each part in the retail list price catalogue filed with the Office of Price Administration by the Whizzer Motor Company, 8272 Sunset Boulevard, Los Angeles, California, on March 12, 1946, a copy of which is on file with the Secretary of the Office of Price Administration.

(b) Maximum prices for sales to retailers are 40% less than the retail ceiling prices set forth in the catalogue mentioned in the preceding paragraph.

These maximum prices are for the articles described in the catalogue filed with the Office of Price Administration on March 12, 1946, and apply to all sales and deliveries after the effective date of this revised order. These prices are subject to each seller's customery terms and conditions of sale on sales of similar articles.

(2) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer and the Whizzer Motor Company shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(3) This revised order may be revoked or amended by the Price Administrator at any time.

(4) This revised order shall become effective on the 26th day of March, 1946.

Issued this 25th day of March, 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4951; Filed, Mar. 25, 1946; 4:33 p. m.]

[SO 142, Order 57]

Line Material Co.

DETERMINATION OF MAXIMUM PRICES

Order No. 57 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Line Material Company. Docket No. 6083–SO 142–136–55.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Line Material Company of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 10.5% the maximum prices for those products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by dollars-and-cents amount by which his net invoiced cost has been increased by reason of this order.

(c) The Line Material Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the dollars-and-cents amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4975; Filed, Mar. 25, 1946; 4:27 p. m.]

[MPR 120, Order 1611]

Robert W. Campbell et al

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120. *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

ROBERT W. CAMPBELL, P. O. BOX 73, PENNINGTON GAP, VA., R. W. CAMPBELL MINE, BENTLEY SEAM, MINE INDEX NO. 7640, [1] LEE COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT: DELVALE, VA., F. O. G. 202, DEEP MINE

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel	365	365	360	360	360	350	330	325	325	360	315	300	295	290
Truck shipment [1]	365	375	350	350	335	310	275	270						

[1] Previously established.

FRED COLEMAN, DORTON, KY., FRED COLEMAN MINE, ELKHORN NO. 3 SEAM, MINE INDEX NO. 7685, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, JENKINS, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 2.

Price classification	H	H	H	H	F	F	E	E	C	C	A	D	D	D
Rail shipments and railroad fuel [1]	395	390	375	375	370	345	335	330	330	385	320	315	315	315
Truck shipment	430	410	365	380	345	320	275	270						

[1] Subject to the provisions of second revised order No. 1432 under MPR 120 as amended.

LONG & LONG COAL CO., CLINCHO, VA., LONG MINE, WIDOW KENNEDY SEAM, MINE INDEX NO. 7677, DICKENSON COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT, HAYSI, VA., F. O. G. 10, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	M	M	M	M	K	K	J	G	E	E	D	G	G	G
Rail shipments and railroad fuel	365	365	360	360	360	350	330	325	325	385	315	310	300	290
Truck shipment	365	375	350	350	335	310	275	270						

SMALLWOOD & MULLINS ELKHORN COAL CO., DORTON, KY., ROAD FORK MINE, ELKHORN NO. 2 SEAM, MINE INDEX NO. 7668, PIKE COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: DORTON, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	K	K	K	K	H	H	G	E	C	C	D	G	G	G
Rail shipments and railroad fuel [1]	380	375	365	365	360	350	330	330	330	385	315	310	300	290
Truck shipment	395	375	350	350	335	310	275	270						

[1] Subject to the provision of second revised order No. 1432 under MPR 120 as amended.

STEARNS COAL & LUMBER CO., STEARNS, KY., MINE NO. 11 (NO. 2 SEAM), NO. 2 SEAM, MINE INDEX NO. 7681, MCCREARY COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT, YAMACRAW, KY., F. O. G. 170, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	R	R	R	R	M	M	L	K	J	M	G	O	O	O
Rail shipment	360	355	350	350	350	345	340	325	320	370	325	295	290	285
Railroad fuel	360	355	350	350	350	345	340	325	325	370	325	295	290	285
Truck shipment	395	375	350	350	335	310	275	270						

WALLACE & LAMBERT COAL CO., CLINCHO, VA., WALLACE & LAMBERT COAL CO. MINE, JAWBONE SEAM, MINE INDEX NO. 7801, RUSSELL COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT: CARBO, VA., F. O. G. 20, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	M	M	M	M	K	K	J	F	C	E	D	K	K	K
Rail shipments and railroad fuel	365	365	360	360	360	350	330	350	330	385	315	300	295	290
Truck shipment	365	375	350	350	335	310	275	270						

This order shall become effective March 23, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4874; Filed, Mar. 22, 1946; 4:56 p. m.]

[MPR 120, Order 1612]

East Fairfield Coal Co. et al

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 4. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.215 and all other provisions of Maximum Price Regulation No. 120.

EAST FAIRFIELD COAL CO., THE, P. O. BOX 117, COLUMBIANA, OHIO, BAUN MINE, NO. 4 SEAM, MINE INDEX NO. 4260, MAHONING COUNTY, OHIO, SUBDISTRICT 4 FOR RAIL SHIPMENT, 4C FOR TRUCK SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: NORTH LIMA, OHIO

	Size group Nos.											
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipments and railroad fuel	325	325	310	310	310	310	290	250	240	280	235	----	290
Truck shipment	375	375	375	335	335	305	305	270	260	305	----	----	305

THE GARAUX BROTHERS CO., 415 NINTH STREET S.W., CANTON 1, OHIO, CHIPTEWA MINE, NO. 1 SEAM, MINE INDEX NO. 4288, WAYNE COUNTY, OHIO, SUBDISTRICT 4 FOR TRUCK SHIPMENT, 4D FOR TRUCK SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: WARWICK, OHIO

Rail shipments and railroad fuel	325	325	310	310	310	310	290	250	240	280	235	----	290
Truck shipment	415	415	415	375	375	345	345	300	290	345	----	----	345

E. D. LOWE, BLISSFIELD, OHIO, LOWE MINE, NO. 7 SEAM, MINE INDEX NO. 4266, COSHOCTON COUNTY, OHIO, SUBDISTRICT 4 FOR RAIL SHIPMENT, 4B FOR TRUCK SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: BLISSFIELD, OHIO

Rail shipments and railroad fuel	325	325	310	310	310	310	290	250	240	280	235	----	290
Truck shipment	360	360	360	320	320	255	255	230	220	255	----	----	255

THE OHIO & PENNSYLVANIA COAL CO., UNION COMMERCE BUILDING, CLEVELAND, OHIO, UNIONTALE MINE, NO. 8 SEAM, MINE INDEX NO. 4265, HARRISON COUNTY, OHIO, SUBDISTRICT 1 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT, KENWOOD, OHIO

Rail shipments and railroad fuel	305	305	285	285	285	285	270	235	225	260	210	----	270
Truck shipment	350	350	350	310	310	280	280	255	245	280	----	----	280

EVERETT BATES, ROUTE 5, ZANESVILLE, OHIO, EVERETT BATES MINE, NO. 9 SEAM, MINE INDEX NO. 4267, MUSKINGUM COUNTY, OHIO, SUBDISTRICT 6 FOR TRUCK SHIPMENT, DEEP MINE

Truck shipment	386	386	386	346	346	291	291	256	256	291	----	----	291

This order shall become effective March 23, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4875; Filed, Mar. 22, 1946; 4:56 p. m.]

[MPR 120, Order 1613]

S. J. Azzara et al

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

S. J. AZZARA, CRESSON, PA., S. J. AZZARA GALLITIN NO. 1 MINE, E SEAM, MINE INDEX NO. 5675, BLAIR COUNTY, PA., SUBDISTRICT 27, RAIL SHIPPING POINT: GALLITZIN, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

W. E. BEER, R. D. NEW BETHLEHEM, PA., BEER NO. 1 MINE, F SEAM, MINE INDEX NO. 5689, ARMSTRONG COUNTY, PA., SUBDISTRICT 11, DEEP MINE

Truck price classification	G	G	G	G	H
Truck shipment	390	365	365	355	340

JOSEPH L. COMMOTES, JR., R. D. #1 GARRETT, PA., SILVER VALLEY MINE, D SEAM, MINE INDEX NO. 5670, SOMERSET COUNTY, PA., SUBDISTRICT 41, DEEP MINE

Truck price classification	F	F	F	F	F
Truck shipment	395	370	370	360	350

DAHLIN BROS. COAL MINING CO., HOUTZDALE, PA., SUNNYSIDE MINE, A SEAM, MINE INDEX NO. 4901, CENTRE COUNTY, PA., SUBDISTRICT 21, RAIL SHIPPING POINT: OSCEOLA MILLS, PA., DEEP MINE

Rail and truck price classification	(1)	H	(1)	(1)	(1)
Rail shipment	(1)	365	(1)	(1)	(1)
Railroad locomotive fuel	(1)	365	(1)	(1)	(1)
Truck shipment	(1)	(1)	(1)	(1)	(1)

[1] Previously established.

D. AHLIN BROS. COAL MINING CO., HOUTZDALE, PA., MOUNTAIN BRANCH NO. 2 MINE, A SEAM, MINE INDEX NO. 5676, CENTRE COUNTY, PA., SUBDISTRICT 21, RAIL SHIPPING POINT: OSCEOLA MILLS, PA., DEEP MINE

Rail and truck price classification	H	H	H	H	H
Rail shipment	365	365	345	320	320
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	385	365	365	350	340

ESHBAUGH BROTHERS COAL CO., R. D. NO. 1, MAYPORT, PA., HILL TOP MINE, D SEAM, MINE INDEX NO. 5668, JEFFERSON COUNTY, PA., SUBDISTRICT 5, RAIL SHIPPING POINT: SUMMERVILLE, PA., DEEP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	360	370	370	350	350
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	400	375	375	365	355

EDWARD D. FISHER, DIXONVILLE, PA., FISHER MINE, D SEAM, MINE INDEX NO. 5673, INDIANA COUNTY, PA., SUBDISTRICT 15, RAIL SHIPPING POINT: DIXONVILLE, PA., DEEP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	370	370	370	340	340
Railroad locomotive fuel	355	355	340	330	320
Truck shipment	395	370	370	360	350

GLEN FISHER COAL CO., WEEDVILLE, PA., GLEN FISHER MINE, B SEAM, MINE INDEX NO. 1432, [1] ELK COUNTY, PA., SUBDISTRICT 2, RAIL SHIPPING POINT: WEEDVILLE, PA., DEEP MINE

Rail and truck price classification	H	H	H	J	J
Rail shipment	365	365	345	320	320
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	385	365	365	345	335

[1] Previously established.

This order shall become effective March 23, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4876; Filed, Mar. 22, 1946; 4:56 p. m.]

[Rev. SO 119, Order 127]

ESMCO AUTO PRODUCTS CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Esmco Auto Products Corporation, 33 34th Street, Brooklyn 32, New York, may compute its adjusted ceiling prices for all articles of its metal outdoor tables, metal bedside tables and metal ventilators which it manufactures, as follows:

(1) For its metal outdoor tables, metal bedside tables and metal ventilators in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 16 6 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188 and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590 shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under Maximum Price Regulation No. 188, or Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188, as the case may be.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under Maximum Price Regulation No. 188, or Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188, as the case may be.

If his supplier's invoice does not state an unadjusted maximum price, the seller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. If the maximum resale price cannot be determined under the above, the seller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Invoices to purchasers for resale.* Any person making a sale of an article covered by this order to a purchaser for resale at a maximum price adjusted under this order must furnish such purchaser with an invoice containing the information required by section 14 of Order No. 4800 under Maximum Price Regulation No. 188, or section 10 of Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188, as the case may be.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective March 25, 1946.

Issued this 25th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4972; Filed, Mar. 25, 1946; 4:33 p. m.]

[Rev. SO 119, Order 128]

ROBERTS & MANDER STOVE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered:*

(a) The Roberts & Mander Stove Co., Hatboro, Pennsylvania, may increase by no more than 5 9 percent its ceiling prices to each class of purchaser for the line of electric ranges which it manufactures.

(b) For sales in each zone by retail dealers to ultimate consumers the ceiling prices for the models of electric ranges manufactured by the Roberts & Mander Stove Co., and listed below, are as follows:

Model	Ceiling prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
LE-2	$138.75	$141.50	$143.75	$147.[illegible]
LE-5	183.25	186.50	189.25	193.[illegible]
LE-6	213.95	217.25	219.75	224.[illegible]
LE-9	293.25	297.75	300.75	307.[illegible]
LE-11	290.95	295.50	299.75	306.[illegible]

These prices include the Federal excise tax, delivery, a one-year warranty and installation with connection to electric facilities to be provided by the purchaser. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price. In all other respects these ceiling prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(c) For purposes of this order, Zones 1, 2, 3 and 4 comprise the following states:

Zone 1: Pennsylvania and New Jersey.

Zone 2: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Delaware, Maryland, Virginia, West Virginia, Kentucky, North Carolina, South Carolina, Tennessee, Georgia, Alabama, Mississippi, Ohio, Indiana, Illinois, Michigan and the District of Columbia.

Zone 3: Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, and Florida.

Zone 4: Montana, Idaho, Wyoming, Utah, Colorado, Arizona, New Mexico, Nevada, Washington, Oregon, California.

(d) The manufacturer prior to shipping any range covered by this order to a purchaser for resale shall attach securely to the outside panel of the oven door of each range a label which contains the following information:

1. The model number of the range.
2. A list of all the items of optional equipment which it contains.
3. The range's OPA retail ceiling prices in each zone.
4. A list of the states included in each zone.
5. A statement that the ceiling prices shown include the Federal excise tax, delivery, a one-year warranty and installation where the installation requires only that the range be connected to electric facilities to be provided by the purchaser and such connection does not require any additional materials.
6. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pigtail") and such a set is furnished by the retail dealer, he may add $3.50 to the OPA retail ceiling price of the range.
7. A statement that the label may not be removed or obliterated until after the range is sold to an ultimate consumer.

This label may not be removed until after the range has been sold to an ultimate consumer.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 25th day of March 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4973; Filed Mar. 25, 1946; 4:33 p. m.]

[MPR 120, Order 1614]

HEALD COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

HEALD COAL CO., DUNLO, PA., HEALD NO. 8, B SEAM, MINE INDEX NO. 5682, SOMERSET COUNTY, PA., SUBDISTRICT 37, RAIL SHIPPING POINT: STOYESTOWN, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	D	D	D	D	D
Rail shipment	360	340	335	325	325
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	370	345	345	335	325

HEALD COAL CO., DUNLO, PA., HEALD NO. 4 MINE, B SEAM, MINE INDEX NO. 5691, SOMERSET COUNTY, PA., SUBDISTRICT 36, RAIL SHIPPING POINT: BOSWELL, PA., STRIP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	355	335	335	315	315
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	365	340	340	330	320

M & K COAL CO., C/O J. D. MCKILLOP, 413 HILL ST., REYNOLDSVILLE, PA., M & K NO. 1 MINE, C SEAM, MINE INDEX NO. 5671, JEFFERSON COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT: FALLS CREEK, PA., DEEP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	370	370	370	340	340
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	395	370	370	360	350

MARTELL MINING CO., LECONTES MILLS, PA., MARTELL NO. 2 MINE, F SEAM, MINE INDEX NO. 5672, CLEARFIELD COUNTY, PA., SUBDISTRICT 5, RAIL SHIPPING POINT: SURVEYOR, PA., DEEP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	390	370	370	350	350
Railroad locomotive fuel	355	355	340	320	330
Truck shipment	400	375	375	365	355

MILSOM COAL CO., PHILIPSBURG, PA., MILSOM NO. 2 MINE, B SEAM, MINE INDEX NO. 5685, CENTRE COUNTY, PA., SUBDISTRICT 14, RAIL SHIPPING POINT: OSCEOLA MILLS, PA., DEEP AND STRIP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	355	335	335	315	315
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	365	340	340	330	320

The foregoing maximum prices are applicable to strip-mined coals; to determine the effective maximum prices for deep-mined coals, add 35 cents per ton to each of the foregoing maximum prices.

MILSOM COAL CO., PHILIPSBURG, PA., MILSOM NO. 3 MINE, C SEAM, MINE INDEX NO. 5686, CENTRE COUNTY, PA., SUBDISTRICT 14, RAIL SHIPPING POINT: OSCEOLA MILLS, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

EVERETT MOORE COAL CO., P. O. BOX 422, PUNXSUTAWNEY, PA., MOORE NO. 11 MINE, E SEAM, MINE INDEX NO. 5680, JEFFERSON COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT: ANITA AND/OR COULTER, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

EVERETT MOORE COAL CO., P. O. BOX 422, PUNXSUTAWNEY, PA., MOORE NO. 12 MINE, D SEAM, MINE INDEX NO. 5695, JEFFERSON COUNTY, PA., SUBDISTRICT 5, RAIL SHIPPING POINT: MCCAREYS, PA., STRIP MINE.

Rail and truck price classification	E	E	E	E	E
Rail shipment	355	335	335	315	315
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	365	340	340	330	320

This order shall become effective March 23, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4877; Filed, Mar. 22, 1946; 4:57 p. m.]

[MPR 598, Order 14]

NASH-KELVINATOR CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 13 and 21 of Maximum Price Regulation No. 598; *It is ordered:*

(a) This order establishes ceiling prices for sales by distributors to dealers of the refrigerator models listed below manufactured by the Nash-Kelvinator Corporation, 14250 Plymouth Road, Detroit, Michigan, as follows:

Brand and model No.		Ceiling prices for sales to dealers who buy—		
Kelvinator	Leonard	In carload lots	On split car basis	From distributor's warehouse
		Each	*Each*	*Each*
C-3		$81.54	$82.76	$86.19
CF-3		85.14	86.30	89.86
C-4		87.83	89.09	92.70
CB-6	LB-6	86.56	87.71	91.26
M-7	LH-7	128.86	131.85	141.45
C-9	L-9	128.83	131.92	141.52
MM-9	HL-9	169.10	174.50	187.25

These ceiling prices include the Federal excise tax and are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles except that they are subject to the following terms and conditions:

(1) *Left hand door.* A charge of $2.50 may be added for a refrigerator equipped with a left hand door.

(2) *Freight charges.* (i) Purchases in carload lots are f. o. b. purchaser's city.

(ii) Purchases on a split car basis are subject to an additional charge (which must be separately stated on the seller's invoice) for switching and other freight charges in excess of the carload freight charged.

(iii) Purchases from the distributor's warehouse are f. o. b. distributor's warehouse except that any freight costs incurred in connection with a delivery to the dealer in excess of $.50 per hundredweight shall be paid by the distributor.

(3) *Service charges.* (i) A distributor who, at the request of a dealer, provides the consumer with delivery, installation and first year service on behalf of the dealer may make an additional charge per refrigerator (which must be separately stated) no greater than the amount set forth below opposite each model:

Brand and model No.		Additional charge which may be added
Kelvinator	Leonard	
		Each
C-3		$8.34
CF-3		8.69
C-4		8.69
CH-6	LH-6	10.95
M-7	LH-7	10.95
C-9	L-9	13.05
MM-9	HL-9	

(ii) A distributor who, at the request of a dealer, provides a consumer with whatever is necessary to meet the four year warranty may make an additional charge of $5.00 per refrigerator. This additional charge must be separately stated.

(b) At the time of, or prior to, the first invoice to each distributor the manufacturer shall notify each distributor of the ceiling prices established by this order for his resales. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrigerators covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Maximum Price Regulation No. 598 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 22d day of March 1946.

Issued this 22d day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4890; Filed, Mar. 22, 1946; 5:01 p. m.]

[MPR 599, Order 5]

SPARKS-WITHINGTON CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599; *It is ordered:*

(a) This order establishes ceiling prices for sales and deliveries of "special brand" radios sold by The Sparks-Withington Company.

(1) For all sales and deliveries by The Sparks-Withington Company to distributors the ceiling price is that set forth below:

Model No.	Brand name	Description	Ceiling price to class "A" dealers
			Each
6A66	Sparton	Table radio, 6 tubes, AC/DC, 2 bands, clock dial side 5" PM speaker, 1.47 oz magnet, fungicide treated metal cabinet, 11¾" x 6½" x 4¾", underwriter approved.	$17.45
6AM26	do	Table radio, 6 tubes, 60 cycle AC, 2 bands, slide rule dial side 5¾" EM speaker, wood cabinet, 8¾" x 20¾" x 8¾", underwriter approved.	25.01
5AM26PS	do	Table radio-phonograph combination, 5 tubes, AC, 1 band, slide rule dial over 4¾" PM speaker, manual record changer, wood cabinet, 10¾" x 14 3/4" x 15¾", underwriter approved.	30.58
5A126	do	Table radio, 5 tubes, 60 cycle AC, 1 band slide rule dial over 4¾" EM speaker, ivory plastic cabinet, 7¾" x 10¾" x 7⅞", underwriter approved.	16.58
5AW26	do	Same as 5A126 in brown plastic	16.00
5A106	do	Table radio, 5 tubes, AC/DC, 1 band, slide dial over 4¾" PM speaker, 1.47 oz magent solid white plastic cabinet, 10¾" x 7½" x 6", underwriter approved.	13.67
5AW66	do	Same as model 5A106 in brown plastic	13.09

These maximum prices are for the articles described in the application of The Sparks-Withington Company, dated January 18, 1946.

(2) For sales by The Sparks Withington Company, the ceiling prices apply to all sales and deliveries since Maximum Price Regulation No. 599 became applicable to those sales and deliveries. They are f. o. b. factory, not including Federal excise tax, and are subject to sellers customary discounts, allowances and freight differentials.

(3) For sales by persons other than The Sparks Withington Company, The Sparks Withington Company is required to calculate the retail ceiling price of the article in accordance with the provisions of section 9 of the regulation. The Sparks Withington Company is also required to calculate distributors prices for the article in accordance with the provisions of section 10 of the regulation.

(b) The Sparks Withington Company shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order in accordance with the provisions of section 13 of the regulation.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) This order shall become effective on the 23d day of March 1946.

Issued this 22d day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4891; Filed, Mar. 22, 1946; 4:58 p. m.]

[SO 142, Order 53]

BALDER ELECTRIC CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 53 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Balder Electric Company. Docket No. 6083-S. O. 142-136-131.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Balder Electric Company, St. Louis, Missouri, of fractional horsepower motors shall be determined by increasing by 6% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by Balder Electric Company, St. Louis, Missouri, of all its products other than fractional horsepower motors shall be determined by increasing by 10% the maximum prices in effect for these products just prior to the issuance of this order.

(c) The maximum prices for sales by resellers of the products described in paragraphs (a) and (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Balder Electric Company shall notify each purchaser, who buys the products listed in paragraphs (a) and (b) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4974; Filed, Mar. 25, 1946; 4:33 p. m.]

[MPR 86, Order 56]

BARLOW & SEELIG MFG. CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of the seven models of Speed Queen Brand ironing machines listed in subparagraphs (1) and (2) below sold by the Barlow & Seelig Mfg. Company, Ripon, Wis.

(1) Distributors shall determine their ceiling prices for sales to dealers in accordance with the provisions of section 15 of Maximum Price Regulation No. 86, except that distributors pricing under Rules 5 and 6 shall add to the prices determined under those rules for each model the dollar-and-cent amount shown below opposite that model number:

Model:	*Amount which may be added*
R-41	$0.82
R-45	.82
R-46	.82
R-75	1.88
R-76	1.88
R-150	2.28
R-160	2.28

(2) The ceiling prices for sales by dealers to ultimate consumers in each zone for the models listed below are as follows:

Model	Ceiling prices for sales to ultimate consumers		
	Zone 1	Zone 2	Zone 3
R-41	$35.80	$40.80	$45.80
R-45	35.80	40.80	45.80
R-46	35.80	40.80	45.80
R-75	76.25	81.85	86.85
R-76	76.25	81.85	86.85
R-150	107.25	112.25	117.25
R-160	107.25	112.25	117.25

These ceiling prices are subject to each dealer's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(b) For purposes of this order Zones 1, 2 and 3 comprise the following states:

Zone 1: Ohio, Kentucky, Indiana, Michigan, Illinois, Wisconsin, Missouri, Iowa, Minnesota, Oklahoma, Kansas, Nebraska, South Dakota, and North Dakota.

Zone 2: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, West Virginia, Virginia, Maryland, North Carolina, Tennessee, South Carolina, Georgia, Alabama, Mississippi, Arkansas, and the District of Columbia.

Zone 3: Florida, Louisiana, Texas, New Mexico, Colorado, Wyoming, Montana, Idaho, Utah, Arizona, Nevada, California, Washington, and Oregon.

(c) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(d) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 25th day of March 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4953; Filed, Mar. 25, 1946; 4:27 p. m.]

[MPR 86, Amdt. 1 to Rev. Order 7]

BARLOW & SEELIG MFG. CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Maximum Price Regulations No. 86, *It is ordered:*

That Revised Order No. 7 under Maximum Price Regulation No. 86 is amended in the following respect:

1. Paragraph (a) (2) is amended to read as follows:

(2) The ceiling price for sales by dealers in each zone for the models listed below are as follows:

Model	Dealer's ceiling prices to consumers		
	Zone 1	Zone 2	Zone 3
	Each	*Each*	*Each*
800	$94.95	$99.95	$104.95
700	84.95	89.95	94.95
600	74.95	79.95	84.95
500	64.95	69.95	74.95
400	54.95	59.95	64.95
700X	104.95	109.95	114.95
600X	94.95	99.95	104.95
500X	84.95	89.95	91.95

If at the request of the purchaser, a dealer sells any of the above machines with any of the items of optional equipment listed below, he may add to the applicable ceiling price for the machine shown in the above table an amount no greater than that set forth below opposite each item of equipment:

Optional equipment	Amount which may be added		
	Zone 1	Zone 2	Zone 3
Water pump	$5.00	$10.00	$10.00
Direct current motor	5.00	5.00	5.00
Odd frequency motor	2.50	2.00	2.00

In all other respects these ceiling prices are subject to each dealer's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

This amendment shall become effective on the 25th day of March 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4952; Filed, Mar. 25, 1946; 4:28 p. m.]

[MPR 188, Rev. Order 4825]

WILSON FOUNDRY AND MACHINE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.153 of Maximum Price Regulation No. 188, *It is ordered:*

Order No. 4825 under § 1499.158 of Maximum Price Regulation No. 188 is amended, revised and redesignated Revised Order No. 4825 to read as follows:

(a) This order establishes maximum prices for sales and deliveries of a bicycle motor described in the November 7, 1945 application of the Wilson Foundry and Machine Co., West Wilson Avenue, Pontiac 11, Mich., as follows:

(1) (i) For all sales and deliveries by the manufacturer to Whizzer Motor Company, 8272 Sunset Boulevard, Los Angeles 46, California, since Maximum Price Regulation No. 188 became applicable to those sales, the maximum price is $42.00 each, f. o. b. factory.

(ii) For all sales and deliveries by the manufacturer to any other purchaser or on other terms and conditions of sale, the maximum prices shall be those determined by applying to the Office of Price Administration, Washington 25, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188 for the establishment of maximum prices for those sales, and no sales or deliveries may be made until authorized by the Office of Price Administration.

(2) (i) For all sales and deliveries on and after the effective date of this order by Whizzer Motor Company and any other person other than the manufacturer, to the following classes of purchasers, the maximum prices are those set forth below:

Article	Maximum price to—	
	Jobbers	Dealers
	Each	*Each*
Whizzer bicycle motor H	$53.70	$62.65

These maximum prices for sales to jobbers and dealers are f. o. b., exclusive of tax, factory and are subject to the seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles to each class of purchaser.

(ii) For all sales and deliveries by Whizzer Motor Company and by other persons other than the manufacturer to any other class of purchaser, or on other terms and conditions of sale, the maximum prices shall be those determined under the applicable provisions of the General Maximum Price Regulation.

(b) At the time of or prior to the first invoice to each purchaser for resale on and after the effective date of this order, the manufacturer and every other seller to a purchaser for resale shall notify the purchaser of maximum prices and conditions established by the order for resales by the purchaser. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) This order shall become effective as of the 26th day of March 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4956; Filed, Mar. 25, 1946; 4:28 p. m.]

[MPR 580, Order 287]

JOHNSON-STEPHENS AND SHINKLE SHOE CO.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-545.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Johnson-Stephens and Shinkle Shoe Company, 4244 Laclede Avenue, St. Louis 8, Missouri, having the brand name "Rhythm Step," and described in the manufacturer's application dated January 29, 1946.

LADIES SHOES

Manufacturer's unadjusted selling price (per pair)	*Retail ceiling price (per pair)*
$4.75	$7.95
4.85	8.95
4.95	8.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 1, 1946, Johnson-Stephens and Shinkle Shoe Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after June 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4957; Filed, Mar. 25, 1946; 4:32 p. m.]

[MPR 580, Order 288]

INTERNATIONAL SHOE CO.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-563.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by International Shoe Company, 1509 Washington Avenue, St. Louis 3, Missouri, having the brand name "Winthrop-In-N-Outer", and described in the manufacturer's application dated January 30, 1946.

Style	Lot No.	Manufacturer's unadjusted selling price	Retail ceiling price
Ross	100	$4.51	$7.50
	150	4.51	7.50
	160	4.51	7.50
	170	4.51	7.50
Doran	200	4.30	7.50
	250	4.30	7.50
Glendale	700	4.31	7.50
	710	4.31	7.50
Raybun	800	4.53	7.50
	870	4.53	7.50
	900	4.53	7.50
	950	4.53	7.50

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 1, 1946, International Shoe Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price, $------

On and after June 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4958; Filed, Mar. 25, 1946; 4:29 p. m.]

[MPR 580, Order 289]

WOLFF-TOBER SHOE MFG. CO.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-562.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Wolff-Tober Shoe Manufacturing Company, 2511 Sullivan Avenue, St. Louis, Missouri, having the brand name "Bare-Foot Originals", and described in the manufacturer's application dated February 1, 1946:

LADIES' SHOES

Manufacturer's unadjusted selling price	*Retail ceiling price*
$5.10	$8.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 1, 1946, Wolff-Tober Shoe Manufacturing Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price, $——

On and after June 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4959; Filed, Mar. 25, 1946; 4:29 p. m.]

[MPR 580, Order 290]

PARAMOUNT SHOE MFG. CO.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-507.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Paramount Shoe Manufacturing Company, 4164 Chippewa Street, St. Louis, Missouri, having the brand names "Paramount Footwear" and "Hoolygan Kicks", and described in the manufacturer's application dated January 17, 1946:

LADIES' SHOES

Manufacturer's unadjusted selling price (per pair)	*Retail ceiling price (per pair)*
$4.10	$6.95
4.25	7.95
4.40	7.95
4.60	7.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 1, 1946, Paramount Shoe Manufacturing Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price, $------

On and after June 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4960; Filed, Mar. 25, 1946; 4:29 p. m.]

[MPR 591, Order 380]

ACME VISIBLE RECORDS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, f. o. b. point of shipment, for sales to consumers by any person of the following Steel Under Sink Cabinet Units manufactured by Elgin Stove and Oven Division of Acme Visible Records, Inc., and as described in its application dated January 19, 1946, shall be:

48S—25" x 48"—Steel under sink cabinet unit with steel acid-resisting porcelain finish sink and deep and shallow bowl, sliding drainboard, complete with faucet and spray, two strainers	$127.50
54P—25" x 54"—Steel under sink cabinet unit with 3 doors and 4 drawers, single bowl, double drainboard, steel acid-resisting porcelain finish sink, complete with faucet and spray, strainer	125.75
66L—25" x 66"—Steel under sink cabinet unit with 3 doors and 4 drawers, linoleum sink top, stainless steel nosing, deep and shallow bowl, complete with faucet with spray, two strainers	183.20
72L—25" x 72"—Steel under sink cabinet unit with 3 doors and 4 drawers, linoleum sink top, stainless steel nosing, deep and shallow bowl, complete with faucet with spray and two strainers	158.80
81L—25" x 84"—Steel under sink cabinet unit with 4 doors and 4 drawers, linoleum sink top, stainless steel nosing, deep and shallow bowl, complete with faucet with spray and two strainers	170.75

(b) The maximum prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified in (a) above, less successive discounts of 50 and 5 percent.

(c) The maximum prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above, less a discount of 40 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established for purchasers, except retailers, upon resale.

(g) Elgin Stove and Oven Division of Acme Visible Records, Inc., shall stencil in a conspicuous place on each steel under sink cabinet unit covered by this order, the following:

OPA Maximum Consumer Price Not Installed $------

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4961; Filed, Mar. 25, 1946; 4:30 p. m.]

[MPR 591, Order 381]

INTERSTATE AIRCRAFT AND ENGINEERING CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following Zeolite-type water softeners manufactured by the Interstate Aircraft and Engineering Corporation of El Segundo, California and described in its application which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

WATER SOFTENERS—ZEELITE TYPE

Model:	
SS-1½, single model, 20,000 grain capacity	$125.00
SS-2, single model, 26,000 grain capacity	145.00
SS-3, single model, 40,000 grain capacity	180.00
SD-2, twin model, 26,000 grain capacity	175.00
SD-3, twin model, 40,000 grain capacity	225.00
SD-5, twin model, 66,000 grain capacity	340.00
ST-4, triple model, 52,000 grain capacity	310.00
ST-6, triple model, 80,000 grain capacity	380.00
ST-10, triple model, 132,000 grain capacity	620.00
SC-2, cabinet model, 26,000 grain capacity	200.00
SC-3, cabinet model, 40,000 grain capacity	250.00

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above less successive discounts of 40 and 20 percent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified in (a) above less successive discounts of 40-20-10 percent.

(d) The maximum prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the renditior of services which are at least as favorable as those which each seller extended or rendered, or would have extended or rendered to purchasers of the same class on comparable sales of com-

modities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) The Interstate Aircraft and Engineering Corporation shall attach to each water softener covered by this order a tag containing the following:

OPA Maximum retail price not installed
$_____
(Do not detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4962; Filed, Mar. 25, 1946; 4:30 p. m.]

[MPR 591, Order 382]

BRADLEY WASHFOUNTAIN CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, f. o. b. point of shipment, for sales by any person to consumers of the following wash fountains manufactured by the Bradley Washfountain Company, 2203 West Michigan Street, Milwaukee, Wisconsin, and described in its application dated January 23, 1946, shall be:

Duo washfountain (apron style)	$90.50
Duo washfountain (roll rim style)	80.00

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above, less a discount of 15 percent.

(c) The maximum net price, f. o. b. point of shipment, for sales by any person to distributors or jobbers shall be the maximum net prices specified in (a) above, less successive discounts of 15 and 12½ percent.

(d) The maximum prices established by this order shall be subject to such further discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order shall notify each of his purchasers in writing at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4963; Filed, Mar. 25, 1946; 4:30 p. m.]

[MPR 591, Order 383]

R. T. TOPPIN CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers of the following steel shower receptor manufactured by the R. T. Toppin Company of Hollywood, California and described in its application which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C. shall be:

Model No. 7—36" x 36" steel plastic coated shower receptor with chrome plated strainer complete	$21

(b) The maximum net price f. o. b. point of shipment, for sales by any person to plumbing and heating contractors, installers, commercial and industrial of the following steel shower receptor manufactured by the R. T. Toppin Company of Hollywood, California, shall be:

Model No. 7—36" x 36" Steel plastic coated shower receptor with chrome plated strainer complete	$30

(c) The maximum net prices established by this order shall be subject to such further discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the general category during March 1942.

(d) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation 251.

(e) Each seller covered by this order shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for his sales to such purchasers as well as the maximum prices established for purchasers upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4964; Filed, Mar. 25, 1946; 4:30 p. m.]

[MPR 591, Order 384]

WILLIAMSON HEATER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Warm Air Furnaces with casing and top manufactured by The Williamson Heater Company, Cincinnati, Ohio, and as described in the application dated February 11, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales by the Williamson Heater Co. to Sears Roebuck Co.[1]	On sales by Sears Roebuck Co. to consumers by mail order[2]	On sales by Sears Roebuck Co. to consumers by retail stores[3]
Model 8317, 18"	$67.33	$94.50	$103.95
Model 8317, 20"	78.13	106.85	117.53
Model 8317, 22"	86.93	122.00	134.20
Model 8317, 24"	99.43	139.55	153.50
Model 8317, 26"	117.28	164.60	181.06
Model 8317, 28"	137.48	192.95	212.25

[1] F. o. b. Cincinnati, Ohio.
[2] F. o. b. Sears nearest pool stock to customers destination; add carload rate of freight west of Mississippi River.
[3] Delivered to point requested by purchaser; add carload rate of freight west of Mississippi River.

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4965; Filed, Mar. 25, 1946; 4:31 p. m.]

[MPR 591, Order 385]

AMERICAN CHAIN LADDER CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Deep Freeze Unit manufactured by the American Chain Ladder Company, Inc., New York, N. Y., and as described in the application dated February 21, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
"ACLC-freeze unit, 10 cu. ft. ¼ hp. condensing unit	$215	$258	$430

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The American Chain Ladder Company, Inc. of New York, New York, shall stencil on the lid or cover of the Deep Freeze unit covered by this order, substantially the following:

OPA Maximum Retail Price $430.00
Plus freight and crating as provided in Order No. 385 under Maximum Price Regulation No. 591.

(g) This Order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4966; Filed, Mar. 25, 1946; 4:31 p. m.]

[MPR 591, Order 386]

WILLOUGHBY MACHINE AND TOOL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) (1) The maximum net prices, for sales on an uninstalled basis by any person of the Model RC 101 Conversion Gas Burner complete with automatic controls manufactured by Willoughby Machine and Tool Company and as described in the application which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

On sales to distributors or jobbers	On sales to dealers or retailers	On sales to consumers
$70.00	$85.00	$120.00

(2) The maximum prices set forth in (1) above are f. o. b. point of shipment, except on sales to consumers, which is a delivered price.

(b) The maximum net delivered price for sales by any person on an installed basis of the Model RC 101 Conversion Gas Burner complete with automatic controls manufactured by the Willoughby Machine and Tool Company shall be: $165.00 each.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(d) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except retailers upon resale.

(e) The maximum prices established by this order include the increase granted on conversion gas burners under Amendment 8 to Order 48 under section 22 of Maximum Price Regulation No. 591, and therefore the prices established cannot be further increased to reflect this increase.

(f) The Willoughby Machine and Tool Company shall stencil on the conversion gas burner or the crate containing the burner the following:

OPA Maximum Retail Price $120.00 uninstalled; $165.00 installed; complete with automatic controls.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4967; Filed, Mar. 25, 1946; 4:31 p. m.]

[MPR 591, Order 387]

PLUMBING PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reason's set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person of the following Shower and Sub-Drain Combination manufactured by Plumbing Products Company, Los Angeles, California and as described in its application dated January 10, 1946, shall be:

	Each
(1) On sales to consumers: 1½" and 2" I. P. S. cast brass shower and sub-drain combination	$5.95
(2) On sales to plumbing and heating contractors, installers, commercial and industrial users	3.95
(3) On sales to plumbing and heating jobbers	2.85

(b) The maximum prices specified in (a) above shall be f. o. b. point of manufacture, for sales by the manufacturer with full freight allowed on 100 pounds or more, and f. o. b. seller's shipping point for all other sellers.

(c) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) The maximum prices approved under this order include all price increases authorized by section 2.7 of order 48 under Maximum Price Regulation 591 to date and may not be further increased pursuant to the provisions of that order as are in effect as of the date of this order.

(e) The maximum prices for sales on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except retailers upon resale.

(g) Plumbing Products Company, Los Angeles, California, shall attach a tag to

each Shower and Sub-Drain Combination covered by this order, containing the following:

OPA Maximum Consumer Price Not Installed—$----------

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4968; Filed, Mar. 25, 1946; 4:32 p. m.]

[MPR 591, Order 388]

J. LORBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum list prices, f. o. b. point of shipment, for sales by any person of the following Steel Radiator Enclosures manufactured by L. Lorber Company of Philadelphia, Pennsylvania and as described in the application dated January 17, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Steel radiator enclosures:	*Maximum list price (each)*
28" x 11" x 30"	$17.00
28" x 11" x 35"	18.50
28" x 11" x 40"	19.50
28" x 11" x 48"	21.50

The maximum list prices set forth above are subject to the following functional discounts:

On sales to jobbers 50–5 percent.
On sales to retailers 50 percent.

(b) The maximum net prices for sales by any person to consumers of the following steel radiator enclosures manufactured by J. Lorber Company of Philadelphia, Pennsylvania, shall be:

Steel radiator enclosures:	*On sales to consumers (each)*
28" x 11" x 30"	$17.00
28" x 11" x 35"	18.50
28" x 11" x 40"	19.50
28" x 11" x 48"	21.50

(c) The maximum prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(d) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except retailers upon resale.

(e) J. Lorbor Company of Philadelphia, Pennsylvania shall stencil on each size Radiator Enclosure or attach a tag to such enclosures indicating the following:

OPA Maximum Retail Price $------

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4969; Filed, Mar. 25, 1946; 4:32 p. m.]

[MPR 591, Order 389]

ARCTIC REFRIGERATION CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following food refrigerator manufactured by Arctic Refrigeration Company of Milwaukee, Wisconsin, and as described in the application dated December 3, 1945, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
12 cu. ft. ¼ HP Condensing Unit	$220.00	$264.00	$440.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Arctic Refrigeration Company, 1101 West Atkinson Avenue, Milwaukee 6, Wisconsin, shall stencil on the lid or cover of the food refrigerators covered by this order, substantially the following:

OPA Maximum Retail Price—$440.00

Plus freight and crating as provided in Order No. 389 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4970; Filed, Mar. 25, 1946; 4:32 p. m.]

[MPR 591, Order 390]

NASH-KELVINATOR CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment for sales of the following beverage coolers, manufactured by the Nash-Kelvinator Corporation, and as described in the application dated February 7, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Washington 25, D. C.

Model	On sales to extract companies	On sales to extract company bottlers	On sales to bottling company dealers
KS 154D	$125.16	$137.55	$165.00
KR 154D	125.16	137.55	165.00
BC 154D	125.16	137.55	165.00
KN 190D	125.16	137.55	165.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities on October 1, 1941.

(c) On sales to each of the above purchasers the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a bottler, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except bottlers, including allowable transportation charges.

(e) The Nash Kelvinator Corporation of Detroit, Michigan, shall stencil on the beverage coolers covered by this Order, substantially the following:

OPA Maximum Retail Price $165.00

Plus freight as provided in Order No. 390 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 26, 1946.

Issued this 25th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4971; Filed, Mar. 25, 1946; 4:32 p. m.]

[Order 105 Under Order 375 Under 3 (b)]

CANDY, INC.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 105 under Order No. 375 under § 1499.3 (b) of the General Maximum Price Regulation. Candy, Incorporated. Docket No. 6035:2–GMPR–Ord 375–403.

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered, that:

Authorization of maximum prices governing sales of "Pop-Pec" packed in tin cans, 8 ounces net, manufactured by Candy, Incorporated, Boston 10, Massachusetts. (a) The maximum prices for the sales indicated below of "Pop-Pec", packed in tin cans, 8 ounces net, manufactured by Candy, Incorporated, One Hartford Street, Boston 10, Massachusetts, shall be as follows:

(1) From Candy, Incorporated, to wholesalers per dozen, 8-ounce cans, delivered	$2.87
(2) From Candy, Incorporated, and wholesalers to retailers per dozen, 8-ounce cans, delivered	3.59
(3) From retailers to consumers per can	0.39

(b) The maximum prices established in this order are the highest prices for which "Pop-Pec" may be sold by the respective sellers. All sellers shall reduce the above appropriate maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of other comparable items.

(c) Candy, Incorporated shall mail or otherwise supply to its purchasers, at the time of or prior to the first delivery to such purchaser, a written notice as follows:

The OPA has authorized us to sell our 8-ounce size of "Pop-Pec" to wholesalers at a maximum price of $2.87 per dozen cans, delivered; and to retailers at a maximum price of $3.59 per dozen cans, delivered. Wholesalers are authorized to sell this item to retailers at a maximum price of $3.59 per dozen cans, 8 ounces net, delivered. On sales of this item all sellers are required to reduce their maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of other comparable items.

(d) Candy, Incorporated for a period of at least ninety days shall place in or on each can distributed through a wholesaler, a notice as follows:

The OPA has authorized wholesalers to sell "Pop-Pec" to retailers at a maximum price of $3.59 per dozen cans delivered. Retailers are authorized to sell this item to consumers as a maximum price of $0.39 per can.

This order may be revoked or amended at any time by the Price Administrator.

This Order No. 105 shall become effective March 27, 1946.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F. R. 8419, 9419, 10961).

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5011; Filed, Mar. 26, 1946; 11:37 a. m.]

[SO 142, Order 54]

GOULD'S PUMPS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 54 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Gould's Pumps, Inc. Docket Nos. 6083–SO 142–136–146 and 6083–SO 142–246–22.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order 142; *It is ordered:*

(a) The maximum prices for sales by Gould's Pumps, Inc. of farm pumps and industrial pumps, shall be determined by increasing by 6.8% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of industrial pumps manufactured by Gould's Pumps, Inc., Seneca Falls, New York shall be determined as follows: The reseller shall add to the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, the amount, in dollars and cents, by which his net invoiced cost has been increased due to the adjustment granted the manufacturer by the order.

(c) Gould's Pumps, Inc. shall notify each person who buys its Farm Pumps for resale of the percentage amount by which this order permits the reseller to increase his maximum net price. Gould's Pump, Inc. shall also notify each person who buys its Industrial Pumps for resale of the dollars-and-cents-amount by which this Order permits the reseller to increase his maximum net price. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5006; Filed, Mar. 26, 1946; 11:36 a. m.]

[SO 142, Order 55]

NOVO ENGINE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 55 Under Supplementary Order No. 142—Adjustment provisions for sales of industrial machinery and equipment and Maximum Price Regulation 244, gray iron coatings. Novo Engine Company. Docket Nos. 6083–SO-142–136–145 and 6077–244–157a–83.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142 and § 1421.157 of Maximum Price Regulation 244, *It is ordered:*

(a) The maximum prices for sales by Novo Engine Company of all its products covered by any of the regulations listed in Supplementary Order No. 142 and the maximum prices for sales of its Gray Iron Castings covered by Maximum Price Regulation 244, shall be determined by increasing by 14.6% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products covered by any of the regulations listed in Supplementary Order No. 142 shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amount by which his net invoiced cost has been increased by reason of this order.

(c) The Novo Engine Company shall notify each purchaser who buys the products listed in paragraph (b) above for resale of the dollar-and-cents amount by which his order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) A copy of this order has been filed with the Secretary of the Office of Price Administration, Washington 25, D. C., where it is open to inspection by the public.

This order shall become effective March 27, 1946.

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5007; Filed, Mar. 26, 1946; 11:36 a. m.]

[SO 142, Order 56]

STEWART-WARNER CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 56 under Supplementary Order No. 142, adjustment provisions for sales of industrial machinery and equipment and Revised Supplementary Order No. 119, individual adjustments for reconverting manufacturers. Stewart-Warner Corporation. Docket Nos. 6083-SO 142-136-96 and 6069-RSO 119-236.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142 and sections 6 and 7 of Revised Supplementary Order No. 119, *It is ordered:*

(a) The maximum prices for sales by Stewart-Warner Corporation, Chicago, Illinois of automotive instruments, alemite hardware, casters, chair irons, and hand-operated grease guns shall be determined as follows: The maximum prices for any of the above-described products, having a base date, shall be the applicable base date price increased by 14.7%.

The phrase in this order "base date price" shall mean, for all of the aforementioned products except hand-operated grease guns, a price frozen under the applicable regulation (by reference to published list prices, and to sales made during a defined period of time prior to a base date) with the exception that for every such product the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

The phrase in this order "base date price" shall mean for hand-operated grease guns a price frozen under the provisions of Maximum Price Regulation No. 188.

(b) For any products for which a price is established under section 8 of Revised Maximum Price Regulation No. 136 the maximum price shall be computed under that section using the price computed under paragraph (a) of this order for the frozen priced products before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar and cents amount by which his net invoiced cost has been increased by reason of this order.

(d) The Stewart-Warner Corporation shall notify each purchaser who buys these products listed in paragraph (a) above for resale of the dollar and cents amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5008; Filed, Mar. 26, 1946; 11:36 a. m.]

[MPR 120, Order 1581]

W. A. BARNES, ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

Correction

In the tables in Federal Register Document 46-1991, page 1412, issue of Wednesday, February 6, 1946, the price, 244 cents, under Size group 2 for truck shipment from the Latrobe Construction Company's Weaver No. 3 mine should be 424.

The price of 310 cents for coal for railroad fuel from the Liberty Stone Products Company's Ray mine, listed under Size group 1, should be 319.

[RMPR 136, Order 591]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) The maximum prices for sales by manufacturers of the product lines covered by this order shall be the maximum price in effect just prior to the issuance of this order increased by 4%.

(b) The provisions of this order apply to product lines which meet one of the following tests to show that the cost of steel for the line of products is normally in excess of 40% of the average selling prices for the line:

Test 1. Use the latest available profit and Loss Statement to cover at least a three months period for the division of the business producing the line of products. Determine the cost of steel covered by Amendment 15 to Revised Price Schedule No. 6 included in the cost of "direct material" and divide this figure by net sales. If the resulting percentage exceeds 40%, this test is met.

Test 2. Select the most representative item of the product line for which unit cost data is available (if accurate unit cost data is not available, this test may not be used), determine the cost of steel covered by Revised Price Schedule No. 6 included in the cost of "direct material" and divide the figure by the average net realized price of the item. If the resulting percentage exceeds 40%, this test is met.

(c) The maximum prices for sales by resellers of the products listed in paragraph (a) of this order shall be the maximum prices in effect just prior to the issuance of this order increased by the same percentage by which their net increased cost has been increased by reason of the provisions of this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 25, 1946.

Issued this 25th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-4955; Filed, Mar. 25, 1946; 4:28 p. m.]

[RMPR 161, Amdt. 14 to Order 53]

WEST COAST LOGS

APPROVED GRADERS AND SCALERS

For the reasons set forth in the accompanying opinion and under the authority vested in the Administrator by § 1381.158 of Revised Maximum Price Regulation 161, Order No. 53 is amended in the following respects:

Paragraph (b) is amended by the addition of the name of and address of T. O. Carney, Portland, Oregon, to the list of approved individual graders and scalers immediately preceding the name of J. E. Cox.

This amendment shall become effective March 27, 1946.

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4998; Filed, Mar. 26, 1946; 11:37 a. m.]

[MPR 188, Order 2 Under Order 7]

TORO MANUFACTURING CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to paragraph b of Order No. 7 under § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's ceiling prices.* Toro Manufacturing Corp., 3042 Snelling Avenue, Minneapolis 6, Minnesota, may compute its adjusted ceiling prices for all articles of Power lawn mowers which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 18.38 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

If the maximum resale price (exclusive of adjustment charges) cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of such a maximum price under § 1499.3 (c) of the General Maximum Price Regulation.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 26th day of March 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5012; Filed, Mar. 26, 1946; 11:38 a. m.]

[RMPR 194, Order A-4]

WOMEN'S NYLON HOSIERY IN ALASKA

ESTABLISHMENT OF MAXIMUM PRICES

Correction

The plus sign (+) in paragraphs (b) and (c) in Federal Register Document 46-2595, page 1801, issue of Tuesday, February 19, 1946, should be a division sign (÷).

[MPR 599, Order 10]

WESTINGHOUSE ELECTRIC CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599, *It is ordered:*

(a) This order establishes ceiling prices for sales and deliveries of "special brand" radios sold by Westinghouse.

(1) For all sales and deliveries by Westinghouse to distributors the ceiling price is that set forth below:

Model No.	Brand name	Description	Ceiling price to distributor
H 125	Westinghouse.	Table radio, 6 tubes, AC/DC, 1 band, dial over 4¾" PM speaker, 1.47 oz alnico #V magnet, plastic and metal case with handle, 6" x 6" x 9½", underwriter approved.	*Each* $16.81

These maximum prices are for the articles described in the application of Westinghouse, dated November 6, 1945.

(2) For sales by Westinghouse, the ceiling prices apply to all sales and deliveries since Maximum Price Regulation No. 599 became applicable to those sales and deliveries. They are f. o. b. factory, not including Federal excise tax, and are subject to sellers customary discounts, alolwances and freight differentials.

(3) For sales by persons other than Westinghouse, Westinghouse is required to calculate the retail ceiling price of the article in accordance with the provisions of section 9 of the regulation. Westinghouse is also required to calculate distributors prices for the article in accordance with the provisions of section 10 of the regulation.

(b) Westinghouse shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order in accordance with the provisions of section 13 of the regulation.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) This order shall become effective on the 22d day of March 1946.

Issued this 22d day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4892; Filed, Mar. 22, 1946; 5:01 p. m.]

[MPR 220, Order 117]

CERTAIN RUBBER COMMODITIES

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1315.1560c of Maximum Price Regulation 220, it is ordered:

(a) *Applicability.* This order establishes maximum prices at all levels of sales of full head-shaped molded bathing caps with and without chin straps and made of natural and/or buna-S rubber.

(b) *Manufacturers' maximum prices.* The maximum prices for sales by manufacturers of the commodities described in paragraph (a) to the designated classes of purchasers, shall be:

[Manufacturers' maximum prices per dozen, boxed]

	On sales to—		
	Wholesalers	Chain stores[1]	All other retailers
Aviator type (with chin strap)	$3.60	$3.78	$4.20
Diver type (without chin strap)	3.20	3.38	3.75

[1] Chain stores may be defined as an organization of four or more stores owned and operated jointly and maintaining centralized buying offices.

(c) *Wholesalers' maximum prices.* The maximum prices for sales by wholesalers of the commodities described in paragraph (a), shall be:

Wholesalers' maximum prices per dozen, boxed

Aviator type (with chin strap)	$4.60
Diver type (without chin strap)	4.10

(d) *Maximum retail prices.* The maximum prices for sales by retailers of the commodities described in paragraph (a) shall be determined as follows:

(1) Aviator cap (with chin strap):

If your net cost per dozen, boxed is:[2]	Your maximum price per cap is—
$3.78 or below	$0.49
$3.79 to $4.20	.54
Over $4.20	.59

(2) Divers cap (without chin strap):

If your net cost per dozen, boxed is:[2]	Your maximum price per cap is—
$3.38 or below	$0.43
$3.39 to $3.75	.48
Over $3.75	.53

[2] Net cost may be defined as invoice cost not including freight, quantity discounts, and cash discounts.

(e) *Terms, discounts, and allowances.* The prices established under paragraphs (b) and (c) of this order shall be subject to the same cash discounts and transportation charges in effect to any purchaser and classes of purchasers by the seller during March 1942.

(f) *Notification.* With or prior to the first delivery by a seller to any reseller of the commodities covered by this order, the seller shall notify such reseller in writing of the maximum retail price for sales of the commodities as established under paragraph (c) of this order. If the reseller is a wholesaler such notification shall also include a notification of the maximum wholesale price for sales of the commodities as established by paragraph (c) of this order together with a statement that the wholesaler is required to notify his purchasers of the maximum retail prices for sales of the commodities as established by paragraph (d) of this order.

(g) *Relation of this order to MPR 220, MPR 580, and the GMPR.* The prices established by this order supersede the pricing provisions of MPR 220, the GMPR, and MPR 580 with respect to sales for which ceiling prices are established by this order. All provisions of MPR 220, the GMPR, and MPR 580 not inconsistent with this order apply to sales of the commodities covered by this order at the manufacturer's, wholesaler's, and retailer's levels, respectively.

(h) *Revocation.* This order may be revoked or amended by the Administrator at any time.

This order shall become effective March 22, 1946.

Issued this 22d day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-4880; Filed, Mar. 22, 1946; 5:01 p. m.]

Regional and District Office Orders.

[Region I Rev. Order G-25 Under MPR 280 and SR 15, Correction]

FLUID CREAM IN GREATER BOSTON AREA

In Table I, paragraph (b) (2) of Revised Order No. G-25, a typographical error is corrected. The price of $10.06 for 40% cream in 20 quart containers, wholesale delivered, is corrected to read $16.06.

This correction to Revised Order No. G-25 shall be effective as of March 8, 1946.

Issued March 22, 1946.

ELDON C. SHOUP,
Regional Administrator.

Approved: March 21, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-4897; Filed, Mar. 22, 1946; 5:00 p. m.]

[Region II Order G-14 Under SR 15]

FLUID MILK IN HAZELTON, PA., MILK MARKETING AREA

For the reasons set forth in an opinion issued and filed with the Division of the Federal Register under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, and upon the written authorization of the Price Administrator pursuant to a directive from the Director of the Office of Economic Stabilization; *It is hereby ordered:*

(a) The maximum prices for sales and deliveries of fluid milk in glass or paper containers at wholesale and retail within "Hazelton, Pennsylvania, milk marketing area" shall be the applicable maximum prices for those sales set forth below:

MAXIMUM PRICES

Grade or type of fluid milk	At retail			At wholesale		
	Quart	Pint	½ Pint	Quart	Pint	½ pint
Certified milk	$0.18	$0.105	$0.0625	$0.16	$0.095	$0.0575
Grade "A" milk	.17	.095	.0625	.155	.085	.0425
Vitamin "D" milk (natural or homogenized):						
Over 4 percent B. F.	.17	.095	.0625	.155	.085	.0425
4 percent B. F. and under	.16	.095	.0625	.145	.085	.0425
Grade "B" milk:						
Over 4 percent B. F.	.16	.095	.0625	.145	.085	.0425
4 percent B. F. and under	.15	.085	.0525	.135	.075	.0375
Relief Milk—Grade B: 3.5 percent B. F. to 4 per cent B. F.	.15	.085				
Cream buttermilk, chocolate milk and other flavored milk or milk drink:						
Over 0.5 per cent B. F.	.16	.095	.0625	.145	.085	.0425
0.5 per cent B. F. and under	.15	.085	.0525	.135	.075	.0375
Skim milk	.11	.065		.10	.055	
Buttermilk—plain	.11	.065		.10	.055	

(b) *Calculations.* Where the adjusted maximum price is a unit figure containing a fraction of a cent, the seller must multiply such fractional unit figure by the total number of units in each sale or series of sales for which a single collection is made. Where the resulting amount contains a fraction of a cent, or where only one unit is sold, the seller shall adjust the maximum price to the nearest full cent, except that if the fraction should be a half cent, the seller shall adjust the maximum price to the next higher full cent, (for example, a maximum price of 4½¢ for one unit shall be adjusted to 5¢ for one unit, 9¢ for two units, 14¢ for three units, etc.).

(c) *Geographical applicability.* The provisions of this order shall apply to all sales and deliveries at wholesale and retail of fluid milk in glass or paper containers within "Hazelton milk marketing area" in the Commonwealth of Pennsylvania.

(d) This order may be revoked or amended by the Regional Administrator or by the Price Administrator at any time.

(e) *Definitions.* (1) "Fluid Milk" means cow's milk, raw or processed, which is resold for human consumption in fluid form.

(2) "Certified Fluid Milk", "Grade A Fluid Milk", "Vitamin 'D' (Natural or Homogenized) Fluid Milk", and "Grade B Fluid Milk" shall have the meanings prescribed for such types of milk by the appropriate statutes, orders or regulations of the Commonwealth of Pennsylvania, unless such definitions are superseded by statutes, orders or regulations of that political subdivision of the Commonwealth of Pennsylvania within which such types of milk are sold and delivered.

(3) "Sale at wholesale" means a sale to any person other than an ultimate consumer. It shall not include sales to schools and institutions.

(4) "Sale at retail" means a sale to the ultimate consumer either out-of-store or delivered to the home.

(5) "Hazelton, Pennsylvania, milk marketing area" means the area which includes the City of Hazelton, Pennsylvania, and the territory within a fifteen mile radius of Hazelton including also the communities of Freeland, White Haven, McAdoo, West Hazelton, Tomhicken, Rock Glen, Nuremberg, Sheppton, Beaver Meadows, Fern Glen, Mountain Grove, Conyngham, Sugar Loaf, Kelayres, Janesville, Tresckow, Beaverbrook, Audenried, Hazelton Heights.

This order shall become effective March 7, 1946.

Issued this 22d day of March 1946.

LEO F. GENTNER,
Regional Administrator.

Approved March 21, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculutre.

For the reasons set forth in the accompanying opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599 and 9697, I find that the issuance of Regional Order G-14 under § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, is necessary to maintain the continued stabilization of the economy in the present emergency and will aid in the effective transition to a peacetime economy.

CHESTER BOWLES,
Director,
Office of Economic Stabilization.

[F. R. Doc. 46-4896; Filed, Mar. 22, 1946; 5:00 p. m.]

[Peoria Order G-2 Under RMPR 259]

CONTAINERS AND CASES OF DOMESTIC MALT BEVERAGES IN PEORIA, ILL., DISTRICT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What this order does.* In accordance with the provisions of section 5.2 (c) of RMPR 259, this order establishes uniform maximum deposit charges which may be imposed by wholesalers and retailers for cases and containers in connection with sales of domestic malt beverages in bottles or cases.

SEC. 2. *Where this order applies.* The provisions of this order apply to all wholesalers and retailers located within the Counties of Grundy, Will, Kankakee, Knox, Warren, McDonough, Fulton, Mason, La Salle, Bureau, Putnam, Ford, Kendall, Iroquois, Livingston, McLean, Peoria, Tazewell, Woodford, Marshall and Stark, all in the State of Illinois.

SEC. 3. *Applicability.* No wholesaler or retailer located within the area where this order is applicable may require a deposit from purchasers in excess of the sum permitted by this order.

SEC. 4. *Deposit charges established by this order.* The maximum deposit charges for all sellers to which this order is applicable are as follows:

Cases:	Cents
Wooden	32
Solid fibre	32
Corrugated carton	12
Containers:	
12 oz. bottle and smaller	2
32 oz. bottle	4

SEC. 5. *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to the terms used herein.

This order shall become effective January 10, 1946.

Issued this 10th day of December, 1943.

BEN J. BECKER,
Acting District Director.

[F. R. Doc. 46-4898; Filed, Mar. 22, 1946, 5:00 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 15, 1946.

Region II

Syracuse Order 1-C, covering poultry in the Syracuse Area. Filed 3:02 p. m.

Region III

Cincinnati Orders 3-D Appendix "A" and 4-D Appendix "A", covering butter and cheese in certain counties of Ohio and Kentucky. Order 3-D Appendix "A" filed 3:02 p. m. and Order 4-D Appendix "A" filed 2:59 p. m.

Cincinnati Order 6-D Appendix "A", covering butter and cheese in certain counties of Ohio. Filed 2:59 p. m.

Cleveland Order 11, Amendment 9, covering dry groceries in Toledo District. Filed 2:58 p. m.

Cleveland Order 13 Amendment 5, covering dry groceries in Toledo District. Filed 2:58 p. m.

Cleveland Order 37, Amendment 6, covering dry groceries. Filed 2:59 p. m.

Cleveland Order 38, Amendment 6, covering dry groceries. Filed 2:59 p. m.

Cleveland Order 5-W, Amendment 6, covering dry groceries. Filed 2:58 p. m.

Indianapolis Order 6-C, Amendment 1, covering poultry in Indiana (except the Counties of Clark, Floyd and Lake) and College Corner and Union City in Ohio.

Region IV

Atlanta Order 38, Amendment 1, covering dry groceries for Groups 1 and 2 Stores in Atlanta District Area. Filed 3:03 p. m.

Atlanta Order 7-W, Amendment 2, covering dry groceries in Atlanta District Area. Filed 3:04 p. m.

Atlanta Order 40, Amendment 1, covering dry groceries in Savannah Area. Filed 2:58 p. m.

Atlanta Order 40, Amendment 2, covering dry groceries for Groups 1 and 2 Stores in Savannah Area. Filed 2:57 p. m.

Atlanta Order 41, Amendment 2, covering dry groceries for Groups 3 and 4 Stores in Savannah Area. Filed 2:57 p. m.

Atlanta Order 36-C, Amendment 2, covering poultry in metropolitan Atlanta-Decatur Trade Area. Filed 3:04 p. m.

Atlanta Order 38, Amendment 2, covering dry groceries for Groups 1 and 2 Stores in Atlanta Area. Filed 3:04 p. m.

Atlanta Order 8-W, Amendment 1, covering dry groceries in Savannah Area. Filed 3:04 p. m.

Atlanta Order 8-W, Amendment 2, covering dry groceries in Savannah Area. Filed 3:03 p. m.

Memphis Order 8-F, Amendment 17, covering fresh fruits and vegetables in Memphis and Shelby County, Tennessee. Filed 3:03 p. m.

Memphis Order 8-F, Amendment 18, covering fresh fruits and vegetables in Memphis and Shelby County, Tennessee. Filed 3:02 p. m.

Memphis Order 9-F, Amendment 7, covering fresh fruits and vegetables in Memphis District Area except Shelby County. Filed 3:02 p. m.

Memphis Order 29, Amendment 1, covering dry groceries in Memphis District Area. Filed 3:06 p. m.

Memphis Order 13-C, Amendment 4, covering poultry in Memphis and Shelby County, Tennessee. Filed 3:06 p. m.

Memphis Order 2-O, Amendment 10, covering egs in Memphis and Shelby County, Tennessee. Filed 3:05 p. m.

Memphis Order 2-O, Amendment 11, covering eggs in Memphis and Shelby County, Tennessee. Filed 3:05 p. m.

Memphis Order 2-O, Amendment 12, covering eggs in Memphis and Shelby County, Tennessee. Filed 3:05 p. m.

Richmond Order 13-F, Amendment 20, covering fresh fruits and vegetables in Richmond District. Filed 3:05 p. m.

Richmond Order 2-C, Amendment 1, covering poultry in Richmond District. Filed 3:08 p. m.

Richmond Order 3-C, Amendment 7, covering poultry in Chesterfield, Hanover, Henrico and Powhatan Counties and Richmond, Virginia. Filed 3:05 p. m.

Richmond Order 5-C, Amendment 3, covering poultry in the Richmond District. Filed 3:08 p. m.

Richmond Order 5-O, Amendment 3, covering eggs in Chesterfield, Hanover, Henrico and Powhatan Counties and Richmond, Virginia. Filed 3:08 p. m.

Region V

Houston Order 5-F, Amendment 34, covering fresh fruits and vegetables in Houston Area. Filed 2:46 p. m.

Houston Order 6-F, Amendment 11, covering fresh fruits and vegetables in Houston Area. Filed 2:45 p. m.

Houston Order 2-C, Amendment 13, covering poultry in Harris County, Texas. Filed 2:45 p. m.

Houston Order 4-C, Amendment 4, covering poultry in Galveston County, Texas. Filed 2:44 p. m.

Houston Order 4-O, Amendment 13, covering eggs in Harris County, Texas. Filed 2:44 p. m.

Houston Order 5-O, Amendment 13, covering eggs in Orange and Jefferson Counties, Texas. Filed 2:44 p. m.

Houston Order 6-O, Amendment 4, covering eggs in Galveston County, Texas. Filed 2:43 p. m.

Kansas City Order 4-F, Amendment 34, covering fresh fruits and vegetables in Johnson and Wyandotte Counties, Kansas, Jackson County, Missouri and North Kansas City, Missouri. Filed 2:43 p. m.

Kansas City Order 8-F, Amendment 6, covering fresh fruits and vegetables in certain counties of Missouri and Leavenworth County, Kansas. Filed 2:42 p. m.

Kansas City Order 9-F, Amendment 18, covering fresh fruits and vegetables in Buchanan County, Missouri. Filed 2:42 p. m.

San Antonio Order 9-F, Amendment 22, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio Counties, Texas. Filed 2:46 p. m.

San Antonio Order 10-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Texas. Filed 2:46 p. m.

San Antonio Orders 18 and 6-W covering dry groceries in certain counties in Texas. Filed 2:46 p. m.

San Antonio Order 19, covering dry groceries in certain counties in Texas. Filed 2:47 p. m.

San Antonio Order 6–C, Amendment 13, covering poultry in Bexar County, Texas. Filed 2:57 p. m.

San Antonio Order 3–O, Amendment 13, covering poultry and eggs in Bexar County, Texas. Filed 2:56 p. m.

Region VI

Green Bay Order 7–F, Amendment 22, covering fresh fruits and vegetables in Counties of Brown, Calumet, Door (except town of Washington) Kewaunee, Manitowoc, Oconto, Outagamie, Waupaca, Waushara and Winnebago in Wisconsin. Filed 2:46 p. m.

Green Bay Order 8–F, Amendment 22, covering fresh fruits and vegetables in certain counties of Wisconsin. Filed 2:56 p. m.

Green Bay Order 9–F, Amendment 22, covering fresh fruits and vegetables in Counties of Florence, Forest and Marinette, Wisconsin. Filed 2:55 p. m.

Green Bay Order 10–F, Amendment 23, covering fresh fruits and vegetables in Eau Claire and Chippewa Falls, Wisconsin. Filed 2:55 p. m.

Green Bay Order 11–F, Amendment 9, covering fresh fruits and vegetables in certain counties of Wisconsin. Filed 2:55 p. m.

Green Bay Order 12–F, Amendment 9, covering fresh fruits and vegetables in certain counties of Wisconsin. Filed 2:55 p. m.

Green Bay Orders 7–W, Amendment 1 and 20, Amendment 1, covering dry groceries in certain counties of Wisconsin. Filed 2:55 p. m.

Green Bay Orders 21, Amendment 1 and 8–W, Amendment 1, covering dry groceries in certain counties of Wisconsin. Filed 2:54 p. m.

Green Bay Orders 22 and 9–W, covering dry groceries in certain counties in Wisconsin. Filed 2:54 p. m.

Green Bay Order 23, covering dry groceries in certain counties of Wisconsin. Filed 2:55 p. m.

Green Bay Orders 9–W, Amendment 1 and 22, Amendment 1, covering dry groceries in certain counties of Wisconsin. Filed 2:53 p. m.

Milwaukee Order 13–F, Amendment 6, covering fresh fruits and vegetables in certain counties of Wisconsin. Filed 2:53 p. m.

Milwaukee Order 1–O, Amendment 14, covering eggs in Milwaukee County, Wisconsin. Filed 2:52 p. m.

Omaha Order 15–F, Amendment 8, covering fresh fruits and vegetables in certain counties of Nebraska and Council Bluffs, Iowa. Filed 2:52 p. m.

Omaha Order 16–F, Amendment 8, covering fresh fruits and vegetables in certain counties of Nebraska. Filed 2:52 p. m.

Omaha Order 17–F, Amendment 8, covering fresh fruits and vegetables in certain counties of Nebraska. Filed 2:52 p. m.

Omaha Orders, Amendments deleting sugar items (1 document). Filed 3:08 p. m.

Omaha Order 1–D, covering butter and cheese in Nebraska. Filed 3:08 p. m.

Omaha Order 2–D, covering butter and cheese in Nebraska. Filed 3:07 p. m.

Omaha Order 7–C, Amendment 2, covering poultry in Omaha and Lincoln, Nebraska. Filed 2:52 p. m.

Peoria Order 1–C, Amendment 5, covering poultry in certain counties of Illinois. Filed 2:52 p. m.

Peoria Order 2–C, Amendment 5, covering poultry in certain counties of Illinois. Filed 2:50 p. m.

Peoria Order 1–D, covering butter and cheese in certain counties of Illinois. Filed 2:50 p. m.

Peoria Order 2–D, covering butter and cheese in certain counties of Illinois. Filed 2:50 p. m.

Springfield Order 24–F, Amendment 1, covering fresh fruits and vegetables in certain counties of Illinois. Filed 2:47 p. m.

Twin Cities Order 3–C, Amendment 3, covering poultry in certain cities and villages of Minnesota. Filed 2:48 p. m.

Twin Cities Order 3–D, covering butter and cheese in certain counties of Minnesota. Filed 3:06 p. m.

Twin Cities Order 3–F, Amendment 23, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 2:49 p. m.

Twin Cities Order 7–F, Amendment 7, covering fresh fruits and vegetables in Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington counties of Minnesota. Filed 2:49 p. m.

Twin Cities Order 8–F, Amendment 6, covering fresh fruits and vegetables in certain counties of Minnesota. Filed 2:48 p. m.

Twin Cities Order 2–O, covering eggs in Minneapolis, St. Paul, South St. Paul and West St. Paul, Minnesota. Filed 3:06 p. m.

Twin Cities Order 2–O, Amendment 5, covering eggs in certain cities and villages in Minnesota. Filed 2:48 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–4995; Filed, Mar. 26, 1946; 11:33 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70–1251]

ARKANSAS POWER & LIGHT CO. AND ELECTRIC POWER & LIGHT CORP.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 21st day of March, A. D. 1946.

Notice is hereby given that Electric Power & Light Corporation ("Electric"), a registered holding company, and its subsidiary, Arkansas Power & Light Company ("Arkansas"), have filed a joint application and declaration pursuant to the Public Utility Holding Company Act of 1935, designating sections 6 (b), 9 (a), 10, and 12 thereof and Rule U–43 thereunder as applicable to the proposed transactions.

Notice is further given that any interested person may not later than April 9, 1946 at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At anytime thereafter said application may be granted and said declaration permitted to become effective as provided in Rule U–23 of the rules and regulations promulgated under said act, or the Commission may exempt such transactions as provided in Rules U–20 (a) and U–100 thereof. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the application and declaration which is on file in this Commission for a statement of the transactions therein proposed which are summarized as follows:

Electric is the owner of all the presently outstanding $12.50 par value common stock of Arkansas. Arkansas proposes to issue and sell, and Electric proposes to acquire, 290,000 additional shares of the common stock of Arkansas, at par, for $3,625,000 cash, 230,000 shares to be sold and acquired immediately, and the remaining 60,000 shares to be sold and acquired upon amendment by Arkansas of its Agreement of Consolidation or Merger to provide for an increase in the authorized number of shares of common stock from 1,300,000 shares to 2,000,000 shares.

Arkansas proposes to use the proceeds of the sale, together with other monies, for the acquisition and construction of new facilities and extension and improvement of its present facilities.

The Arkansas Public Service Commission which has jurisdiction over the proposed issuance and sale of the common stock of Arkansas has approved of transaction for that purpose.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–4977; Filed, Mar. 26, 1946; 9:45 a. m.]

WAR SHIPPING ADMINISTRATION.

"COVENTRY" (EX-WILHELMINA, EX-HWAH JANG, EX-SKARASS)

DETERMINATION OF VESSEL OWNERSHIP

Notice of determination by War Shipping Administrator pursuant to section 3 (b) of the Act approved March 24, 1943 (Public Law 17, 78th Congress).

Whereas on April 18, 1942, title to the vessel "Coventry" (ex-Wilhelmina, ex-Hwah Jang, ex-Skarass) (including all spare parts, appurtenances and equipment) was requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended; and

Whereas section 3 (b) of the act approved March 24, 1943 (Public Law 17, 78th Congress), provides in part as follows:

(b) The Administrator, War Shipping Administration, may determine at any time prior to the payment in full or deposit in full with the Treasurer of the United States, or the payment or deposit of 75 per centum, or just compensation therefor, that the ownership of any vessel (the title to which has been requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended, or the act of June 6, 1941 (Public Law 101, Seventy-seventh Congress)), is not required by the United States, and after such determination has been made and notice thereof has been published in the FEDERAL REGISTER, the use rather than the title to such vessel shall be deemed to have been requisitioned for all purposes as of the date of the original taking: *Provided however*, That no such determination shall be made with respect to any vessel after the date of delivery of such vessel pursuant to title requisition except with the consent of the owner. • • •

and

Whereas no portion of just compensation for the said vessel has been paid or deposited with the Treasurer of the United States; and

Whereas the ownership of the said vessel, spare parts, appurtenances and equipment is not required by the United States; and

Whereas the former owner of the vessel has consented to this determination and to the return of the vessel and the conversion of the requisition of title therein to a requisition of use thereof in accordance with the above-quoted provision of law;

Now therefore, I, Granville Conway, Acting Administrator, War Shipping Administration, acting pursuant to the above-quoted provisions of law, do hereby determine that the ownership of said vessel, spare parts, appurtenances and equipment is not required by the United States, and that, from and after the date of publication hereof in the FEDERAL REGISTER, the use rather than title thereto shall be deemed to have been requisitioned, for all purposes, as of the date of the original taking.

Dated: March 22, 1946.

[SEAL] GRANVILLE CONWAY,
Acting Administrator.

[F. R. Doc. 46–4927; Filed, Mar. 25, 1946; 11:36 a. m.]

Reference

APR 2 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 61

Washington, Thursday, March 28, 1946

The President

EXECUTIVE ORDER 9708

SPECIFYING COMMUNICABLE DISEASES FOR THE PURPOSE OF REGULATIONS PROVIDING FOR THE APPREHENSION, DETENTION, OR CONDITIONAL RELEASE OF INDIVIDUALS TO PREVENT THE INTRODUCTION, TRANSMISSION, OR SPREAD OF COMMUNICABLE DISEASES

WHEREAS section 361 of the Public Health Service Act, approved July 1, 1944 (58 Stat. 703), authorizes the Surgeon General of the Public Health Service, with the approval of the Federal Security Administrator, to make and enforce such regulations as in his judgment are necessary to prevent the introduction, transmission, or spread of communicable diseases from foreign countries into the States or possessions, or from one State or possession into any other State or possession:

WHEREAS subsection (b) of the said section provides that regulations so prescribed shall not provide for the apprehension, detention, or conditional release of individuals except for the purpose of preventing the introduction, transmission, or spread of such communicable diseases as may be specified from time to time in Executive orders of the President upon the recommendation of the National Advisory Health Council and the Surgeon General; and

WHEREAS the National Advisory Health Council and the Surgeon General have recommended that the communicable diseases hereinafter named be specified pursuant to the said subsection (b):

NOW, THEREFORE, by virtue of the authority vested in me by the Public Health Service Act, and as President of the United States, the following-named communicable diseases are hereby specified pursuant to subsection 361 (b) of the Public Health Service Act:

Anthrax, Chancroid, Cholera, Dengue, Diphtheria, Favus, Gonorrhea, Granuloma Inguinale, Infectious Encephalitis, Leprosy, Lymphogranuloma Venereum, Meningococcus Meningitis, Plague, Poliomyelitis, Psittacosis, Ringworm of the Scalp, Scarlet Fever, Smallpox, Streptococcic Sore Throat, Syphilis, Trachoma, Tuberculosis, Typhoid Fever, Typhus, Yellow Fever.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 26, 1946.

[F. R. Doc. 46-5092; Filed, Mar. 27, 1946; 11:47 a. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration

PART 4—DISCLOSURE OR USE OF OFFICIAL INFORMATION

DISCLOSURE OF CONFIDENTIAL INFORMATION TO INVESTIGATIVE OFFICES OF THE UNITED STATES

Paragraph (b) of § 4.3 of Title 6, Code of Federal Regulations, as amended (8 F.R. 6390, 6391), is hereby further amended to read as follows:

(b) Accredited representatives of the following offices of the United States Government, at their request, may be given information pertinent to official investigations of individual cases by such offices, and may be permitted to examine such portions of the records and files as contain the pertinent information: Secret Service and Bureau of Internal Revenue, Treasury Department; Federal Bureau of Investigation, Department of Justice; and Office of the Chief Inspector, Post Office Department. Before information is given to any such representative, he should be required to present his official identification card, and to make a written request identifying the individual case on which information is sought and the particular information desired and certifying that such information is pertinent to the official investigation of that case and is requested for confidential use of the investigating office.

(Sec. 6, 47 Stat. 14, 12 U. S. C. 665; sec. 4, 46 Stat. 13, 12 U. S. C. 1141b; sec. 201 (e), 47 Stat. 713, 12 U. S. C. 1148; Ex. Ord. 6084; sec. 1, 50 Stat. 5, 12 U. S. C. 1020i)

[SEAL] I. W. DUGGAN,
Governor.

MARCH 20, 1946.

[F. R. Doc. 46-5113; Filed, Mar. 27, 1946; 11:53 a. m.]

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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Chapter II—Production and Marketing Administration (Commodity Credit)

[Supp. Announcement 11]

PART 295—DISPOSAL OF SURPLUS AGRICULTURAL COMMODITIES FOR EXPORT

SUPPLEMENTAL ANNOUNCEMENT TO TERMS AND CONDITIONS OF COTTON SALES FOR EXPORT PROGRAM

Commodity Credit Corporation is amending its Cotton Sales for Export Program to make certain changes in the method of handling freight bills and in the paragraph on consignments. Accordingly, the "Terms and Conditions of Cotton Sales for Export Program" is amended in the following respects:

1. Section 295.25 is amended to read as follows:

§ 295.5 *Freight bills.* The exporter shall, within six months after receipt of warehouse receipts representing cotton purchased from Commodity Credit Corporation's stocks:

(a) Purchase the freight bills held by the Corporation covering the bales of such cotton which were shipped by rail to the warehouses issuing the warehouse receipts at their refund value based on reshipment of such bales to Greenville, South Carolina, as representative of Group B points, or, if such cotton is stored at Group A or Group B points and is reshipped, based on the destination to which such cotton is actually reshipped; or

(b) If such cotton is not stored at a port when sold to the exporter, furnish the Corporation with outbound bills of lading, acquired in the shipping of such cotton via the railroad line designated by the Corporation; or

(c) If such cotton is stored at a port when sold to the exporter, furnish the Corporation with a copy of the ocean bill of lading (or if the cotton is exported from another port, a copy of the railroad bill of lading, a copy of the tag list, and a copy of the ocean bill of lading) evidencing exportation of the identical cotton;

otherwise, the exporter shall purchase the freight bills by honoring a three-day sight draft, with the freight bills held by the Corporation attached, for the amount specified in paragraph (a) of this section.

This amended § 295.25 is applicable to freight bills on all cotton purchased from Commodity Credit Corporation on and after the date of publication of this announcement in the FEDERAL REGISTER.

2. Section 295.26 is amended by the addition of the following paragraph (g):

(g) *Purchase and resale of exporter's cotton.* If the Corporation so elects, it may refuse to sell to the exporter a quantity of cotton equal to that listed on the approved declaration, and, in such case, the exporter shall be eligible to sell to the Corporation and immediately repurchase from it that quantity of the cotton exported in fulfillment of the declaration which is in excess of the cotton purchased from the Corporation's stocks against the declaration (in lieu of purchasing an equal quantity of cotton from the Corporation's stocks), subject to the following terms and conditions:

(1) Such purchase and resale shall be deemed to have been made immediately prior to the exportation of such quantity of cotton.

(2) The price at which such quantity of cotton is purchased by the Corporation shall exceed the resale price to the exporter by an amount per pound equal to the export differential announced by the Corporation and in effect at the time the Corporation approves the declaration.

(3) The exporter must have submitted to the Corporation satisfactory evidence that such quantity of cotton was exported by the exporter prior to January 1, 1947, and not later than 90 days after the date the Corporation approved the declaration.

(4) The purchase and resale shall be based on the unpatched gross weight of such quantity of cotton.

(5) The exporter must have filed Purchase Orders or Purchase Requests with respect to such quantity of cotton with the Corporation not later than 90 days after the date the Corporation approved the declaration.

(6) The exporter must have submitted to the Corporation, within 90 days after the date of exportation of such quantity of cotton, an application for such payment on the voucher form specified by the Corporation.

Dated this 26th day of March 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
N. I. TAYLOR,
Acting President.

Attest:

SARA E. SWANICK,
Assistant Secretary.

[F. R. Doc. 46-5109; Filed, Mar. 27, 1946; 11.53 a. m.]

TITLE 7—AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

AMENDMENT TO DETERMINATION OF FAIR AND REASONABLE WAGE RATES FOR PERSONS EMPLOYED IN THE PRODUCTION AND CULTIVATION OF SUGARCANE IN LOUISIANA DURING THE CALENDAR YEAR 1946

Pursuant to section 301 (b) of the Sugar Act of 1937, as amended, the "Determination of Fair and Reasonable Wage Rates for Persons Employed in the Production and Cultivation of Sugarcane in Louisiana During the Calendar Year 1946," issued February 4, 1946,[1] is hereby amended by adding at the end thereof the following new paragraph:

§ 802.24w *Fair and reasonable wage rates for persons employed in the production and cultivation of sugarcane in Louisiana during the calendar year 1946.* * * *

(c) Notwithstanding the foregoing provisions of this section, the requirements of section 301 (b) of the said act shall be deemed to have been met with respect to work performed from January 1, 1946, through February 5, 1946, if cash wages are paid therefor in amounts not less than the rates determined, pursuant to said act, for the period from May 5, 1945, to the end of the calendar year 1945.

(Sec. 301, 50 Stat. 909; 7 U.S.C. 1131)

Issued this 27th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5111; Filed, Mar. 27, 1946; 11:53 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 144, Amdt. 3]

PART 1468—GRAIN

EXEMPTION FOR MIXED FEED MANUFACTURERS

War Food Order No. 144, as amended (11 F.R. 2501), is hereby further amended by deleting that part of paragraph (b) (1) immediately following the table and substituting in lieu thereof the following:

Provided, however, That any mixed feed manufacturer located in the States of California, Idaho, Nevada, Oregon, Utah, or Washington, or in that part of the State of Montana which is on or South of the main line of the Chicago, Milwaukee, St. Paul and Pacific Railroad or West of the Continental Divide may, to the extent that grains other than wheat are not available, use wheat in the manufacture of mixed feed in a quantity sufficient to bring his total use of grain during such months up to the following percentages of the quantity of all grains used by such manufacturer in the manu-

[1] 11 F.R. 1339.

facture of mixed feed during the corresponding calendar month of 1945:

Month	Percentage
March 1946	85
April and following months, 1946	80

Provided, further, That wheat sold by a mixed feed manufacturer, wherever located, for use as feed shall be considered as wheat used in the manufacture of mixed feed within the meaning of this paragraph (b).

This amendment shall become effective at 12:01 a. m., e. s. t., March 28, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 144, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 27th day of March 1946.

[SEAL] CLINTON T. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5110; Filed, Mar. 27, 1946; 11:53 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 703—APPOINTMENT OF COMMISSIONED OFFICERS, WARRANT OFFICERS, FLIGHT OFFICERS, AND CHAPLAINS

FLIGHT OFFICERS

The part heading is changed to read as above. Section 703.351 is rescinded and the following substituted therefor:

§ 703.351 *Flight officers*—(a) *General.* Except as specifically provided otherwise, regulations and instructions pertaining to warrant officers apply equally to flight officers.

(b) *Eligibility.* The following are eligible for appointment as flight officers in the Army of the United States:

(1) Any aviation cadet who has successfully completed an aviation cadet course of training prescribed by the Commanding General, Army Air Forces, pursuant to Part 704 of this title, and who has qualified and is currently eligible to be granted an aeronautical rating under the provisions of Army Regulations.

(2) Any enlisted man who has successfully completed a course of aviation student training prescribed by the Commanding General, Army Air Forces, pursuant to Army Regulations, and who has qualified and is currently eligible to be granted an aeronautical rating under the provisions of Army Regulations.

(c) *Commissioning in Army of the United States.* (1) Flight officers may be appointed, by selection, to the grade of second lieutenant, and, upon such appointment, shall be commissioned in the Army of the United States under the provisions of the act of September 22, 1941 (55 Stat. 728). Flight officers selected to be commissioned will be commissioned second lieutenants in such manner as is prescribed by The Adjutant General.

(2) The system for selecting those flight officers who will be commissioned second lieutenants in the Army of the United States will be prescribed by the Commanding General, Army Air Forces. Such system will be so designed as to assure fairness and uniformity of application to all concerned, and will provide for due consideration of individual merit and for comparison among and between men in the same organization or unit where practicable.

(3) No flight officer may be appointed as a second lieutenant in the Army of the United States until he has served as a flight officer for a period of at least 3 months.

(d) *Commissioning in Air Corps Reserve.* Any person who has completed an aviation cadet course of training as an aviation cadet, or has completed an aviation student course of training, under the provisions of Army Regulations as an enlisted man, and has served in time of war as a commissioned officer or flight officer in the Army of the United States, may be appointed an officer in the Air Corps Reserve upon recommendation of the Commanding General, Army Air Forces. Individuals so recommended will be commissioned in the Air Corps Reserve in such manner as is prescribed by The Adjutant General. (Act of Congress approved July 8, 1942, Public Law 658, 77th Congress) [AR 610-50, 14 March 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-5025; Filed, Mar. 26, 1946; 4:20 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 20-2]

PART 20—PILOT CERTIFICATES

LIMITED PILOT CERTIFICATE

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 22d day of March, 1946.

Effective March 22, 1946, Part 20 of the Civil Air Regulations is amended as follows:

§ 20.12 *Limited pilot certificate.* A citizen of a foreign government who holds a currently effective pilot certificate or license issued by his government, upon submitting to the Administrator reliable evidence showing his pilot time and aeronautical experience may be issued a Limited Pilot Certificate appropriate to his pilot time and aeronautical experience shown. The holder of such certificate shall be familiar with the air traffic rules and shall not transport passengers or cargo where a charge is made for such transportation. The certificate shall contain such limitations as the Administrator finds necessary for safety, including but not limited to those which may be required by reason of the pilot's inability to speak and understand the English language.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-5055; Filed, Mar. 27, 1946; 10:40 a. m.]

[Civil Air Reg., Amdt. 43-5]

PART 43—GENERAL OPERATION RULES

WAR EMERGENCY REGULATIONS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 22d day of March 1946.

Effective March 22, 1946, § 43.8 through § 43.81 of the Civil Air Regulations are repealed.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-5057; Filed, Mar. 27, 1946; 10:40 a. m.]

[Civil Air Regs., Amdt. 61-6]

PART 61—SCHEDULED AIR CARRIER RULES

MULTI-ENGINE FUEL SYSTEM

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 22d day of March, 1946.

Effective March 22, 1946, Part 61 of the Civil Air Regulations is amended by adding a new section as follows:

§ 61.301 *Multi-engine fuel system arrangement.* On and after October 31, 1946, the fuel systems of scheduled air carrier multi-engine aircraft shall be arranged to permit operation in such manner that the failure of any one component will not result in the irrecoverable loss of power of more than one engine. A separate fuel tank need not be provided if the Administrator finds that the fuel system incorporates features which provide equivalent safety.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-5058; Filed, Mar. 27, 1946; 10:40 a. m.]

[Regs., Serial No. 333-B]

PART 04—AIRPLANE AIRWORTHINESS

AIR CARRIER AIRCRAFT FUEL SYSTEMS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 22d day of March, 1946.

Effective March 22, 1946, Special Civil Air Regulations Serial Numbers 233 (10 F.R. 2823) and 333-A (10 F.R. 13560) are hereby repealed.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

NOTE: Regulations Serial Numbers 333 and 333-A are now covered by amendment 61-6 to § 61.301 of the Civil Air Regulations, *supra.*

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-5056; Filed, Mar. 27, 1946; 10:40 a. m.]

Chapter II—Administrator of Civil Aeronautics

[Amdt. 135]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

REDESIGNATION OF RADIO FIXES

MARCH 14, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulations No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

Redesignation of Radio Fixes: Green Civil Airway No. 3. Amber Civil Airway Nos. 3 and 5. Red Civil Airway No. 11

1. By deleting in § 601.4003 *Green civil airway No. 3 (San Francisco, Calif., to New York, N. Y.)* the following: "the intersection of the center lines of the on course signals of the north leg of the Lincoln, Nebr., radio range and the west leg of the Omaha, Nebr., radio range;".

2. By deleting in § 601.4015 *Amber civil airway No. 5 (New Orleans, La., to Milwaukee, Wis.)* the following: "the intersection of the center lines of the on course signals of the south leg of the St. Louis, Mo., radio range and the southwest leg of the Scott Field, Ill., radio range;".

3. By deleting in § 601.4013 *Amber civil airway No. 3 (El Paso, Tex., to Great Falls, Mont.)* the following: "Douglas, Wyo., radio range station;".

4. By amending § 601.40211 to read as follows:

§ 601.40211 *Red civil airway No. 11 (Tulsa, Okla., to Albany, N. Y.).* The intersection of the center lines of the on course signals of the northeast leg of the Tulsa, Okla., radio range and the south leg of the Joplin, Mo., radio range. Springfield, Mo., radio range station; Vichy, Mo., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Scott Field, Ill., radio range and the northwest leg of the Evansville, Ind., radio range; Evansville, Ind., radio range station.

This amendment shall become effective 0001 e. s. t., April 1, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-5023; Filed, Mar. 26, 1946; 1:34 p. m.]

TITLE 23—HIGHWAYS

Chapter II—Forest Service, Department of Agriculture

PART 201—REGULATIONS FOR ADMINISTERING THE FOREST ROAD DEVELOPMENT FUND

By virtue of the authority vested in the Secretary of Agriculture by section 18 of the act of November 9, 1921 (42 Stat. 216, 23 U.S.C. 19), I, Clinton P. Anderson, Secretary of Agriculture, do make and publish the following regulations for administering the Forest Road Development Fund, hereby revoking all previous regulations issued for said purpose.

Sec.
201.1 Definitions.
201.2 Apportionment.
201.3 Forest road development systems and and programs.
201.4 Cooperative agreements.
201.5 Surveys, construction and maintenance.
201.6 Records and accounting.

AUTHORITY: §§ 201.1 to 201.6, inclusive, issued under 42 Stat. 216, 23 U.S.C. 19.

§ 201.1 *Definitions.* For the purpose of this part:

(a) "Chief" means the Chief of the Forest Service.

(b) "Regional Forester" means a Regional Forester of the Forest Service.

(c) "Administration" means the Public Roads Administration of the Federal Works Agency.

(d) "Forest development roads and trails" means those roads and trails wholly or partly within or adjacent to and serving the national forests of primary importance for the protection, administration and utilization of the national forests, or when necessary for the use and development of the resources upon which communities within or adjacent to the national forests are dependent, which are known and designated as forest development roads and trails in the Forest Development Transportation Plan.

(e) "Forest road development fund" means those funds authorized or appropriated for the purpose of carrying out the provisions of section 23 of the Federal Highway Act (42 Stat. 218, 23 U.S.C. 23) with respect to forest development roads and trails.

(f) "Construction" means original construction, betterment or extraordinary repairs.

(g) "Maintenance" means ordinary repairs and the preserving of a reasonably smooth surface, considering the type of road.

§ 201.2 *Apportionment.* The Chief shall, on or before January 1 of each year, have prepared a tabulation for the distribution of the Forest Road Development Fund authorized for the next succeeding fiscal year for expenditure within the several States, Alaska and Puerto Rico, according to the relative needs of the various national forests, taking into consideration the existing transportation facilities, value of timber or other resources served, relative fire danger and comparative difficulties of road and train construction. This tabulation, when approved by the Secretary of Agriculture, shall constitute the apportionment of the Forest Road Development Fund.

§ 201.3 *Forest road development systems and programs.* (a) The forest road development system, as now approved for each State, shall be added to or revised as the Chief shall prescribe.

(b) Projects shall be approved by the Chief or the Regional Forester in accordance with procedures prescribed by the Chief.

§ 201.4 *Cooperative agreements.* (a) Cooperative agreements which provide for financial contributions by a cooperating agency for surveys, construction or maintenance of any project shall be negotiated by the Forest Service and shall be approved and executed on behalf of the United States by the Chief or the Regional Forester in accordance with procedures prescribed by the Chief.

(b) No work shall be commenced on a cooperative project on which expenditure of Forest Road Development Funds is contingent on financial contributions by a cooperating agency for surveys, construction or maintenance until a cooperative agreement has been approved and executed.

§ 201.5 *Surveys, construction and maintenance.* (a) The survey, construction and maintenance of all forest development roads and trails shall be performed by the Forest Service or let to contract unless otherwise approved by the Chief. The contract method will be employed as provided by paragraph (d), section 23, of the Federal Highway Act (42 Stat. 218; 23 U.S.C. 23) and in all other cases where advantageous in the interest of the Government. The Chief may request the assistance of the Administration whenever he considers it desirable and will request the Administration to supervise work of such difficulty as to require the services of a technical highway engineering organization.

(b) Construction work on a project to be prosecuted under the supervision of the Administration shall not be commenced until a location survey, plans, specifications and cost estimates have been made or approved by the Administration and have been approved by the Regional Forester and the cooperator, if any. No construction obligations are to be incurred or construction started until the necessary right-of-way has been secured and a cooperative agreement, if one is to be approved, has been executed.

(c) The Administration shall be requested to secure the approval of the Regional Forester and the cooperator, if any, before accepting as complete the construction work on any project prosecuted under the supervision of the Administration.

§ 201.6 *Records and accounting.* (a) Following the approval of a forest development road project to be prosecuted under the supervision of the Administration, the Chief shall request the Administration to execute the work and, if it agrees, shall transfer the approved amount to the Administration as a working fund under the provisions of section 601 of the act of June 30, 1932 (47 Stat. 417; 31 U. S. C. 686).

(b) The Administration shall be requested to furnish the Forest Service with a final report showing the accomplishments and expenditures on each project prosecuted under the supervision of the Administration.

(c) Appropriations as soon as available shall be allotted to the Regional Forester in accordance with the apportionments.

(d) As soon as practicable after the end of each fiscal year the Regional Foresters shall submit a report to the Chief showing the work accomplished in each State on forest development roads and trails and the disbursements made therefor. For the purpose of this report the Administration shall be requested to furnish to the Forest Service information regarding the work accomplished on all forest development roads under the direction of the Administration.

(e) The Chief shall be responsible for maintaining an accurate fiscal record of the status of the Forest Road Development Fund and all expenditures and allotments thereunder.

(f) Cooperative funds contributed by cooperators shall be deposited in the United States Treasury to the credit of the Forest Service Cooperative Fund authorized by the act of June 30, 1914 (38 Stat. 430; 16 U.S.C. 498), which deposits will be made available for expenditure from the appropriation "Cooperative Work, Forest Service" and shall be audited, disbursed and recorded in the same manner as funds under the Federal Highway Act. Cooperative expenditures made by cooperators shall be audited and disbursed as provided in the cooperative agreements.

(g) For work to be accomplished by the Administration payable from the appropriation "Cooperative Work, Forest Service", funds will be transferred to the Administration as a working fund under the provisions of section 601 of the act of June 30, 1932 (47 Stat. 417; 31 U.S.C. 686).

Issued this 27th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5112; Filed, Mar. 27, 1946; 11:53 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-47, as Amended Mar. 26, 1946]

BURLAP AND OTHER JUTE GOODS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of burlap for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.256 *Conservation Order M-47*—(a) *What this order does.* This order contains restrictions on the sale, purchase and use of burlap produced in India. The order states the quantities of burlap which may be obtained for the manufacture of bags and for other purposes. It does not restrict the purchase or receipts of burlap by importers, and Order M-63 no longer controls such purchases or receipts, but this order requires that importers of burlap and other jute goods file reports. Other orders and regulations of the Civilian Production Administration contain provisions affecting burlap, in particular M-221 which restricts the manufacture and use of new burlap bags.

(b) *Kind of burlap covered by this order.* The restrictions of this order apply only to burlap cloth produced in India, plain woven of single yarns of jute, 32 inches or more wide and weighing more than 6 and not more than 16 ounces a yard of cloth 40 inches wide, but not including brattice cloth, linoleum cloth, damaged burlap which is not suitable for the purposes for which it was intended or processed items made from burlap cloth. Whenever the word "burlap" is used in this order, it means only this kind of cloth. This order places no restrictions on buying, selling or using processed items made from burlap cloth.

(c) *Buying and selling burlap.* No person shall buy or sell burlap unless the purchase order bears the certificate specified in paragraph (i).

(d) *Disposition of stockpiled burlap.* The Reconstruction Finance Corporation may sell burlap only to fill orders from bag manufacturers as provided in paragraph (c) except that the Civilian Production Administration may from time to time allocate the supply of stockpiled burlap and specifically direct the quantities, time and manner in which the Reconstruction Finance Corporation may make deliveries. The Civilian Production Administration may also direct or prohibit particular uses of burlap.

(e) *Burlap for the manufacture of bags*—(1) *Purchases of burlap other than stockpiled burlap.* Bag manufacturers may buy any quantity of burlap for use in making bags from persons other than the Reconstruction Finance Corporation or its authorized representatives on orders bearing the certificate specified in paragraph (i).

(2) *Purchase of stockpiled burlap by holders of burlap allocation certificates or other CPA burlap authorizations.* A bag manufacturer may buy burlap from the Reconstruction Finance Corporation to be used in the manufacture of bags in accordance with the following rules:

(i) If he received a sequence 17 burlap allocation certificate, he may buy for delivery in the first quarter of 1946 up to 122.5% of the quantity specified in his sequence 17 certificate, or 100 bales, whichever is greater, and for delivery in any subsequent calendar quarter up to 20% of the quantity specified in his sequence 17 certificate, or one carload, whichever is greater.

(ii) If he received a sequence 18 burlap allocation certificate, but no sequence 17 certificate, he may buy for delivery in the first quarter of 1946 up to 122.5% of the quantity specified in his sequence 18 certificate, or 100 bales, whichever is greater, and for delivery in any subsequent calendar quarter up to 20% of the quantity specified in his sequence 18 certificate, or one carload, whichever is greater.

(iii) If he received a specific authorization from CPA for delivery in the first quarter of 1946, he may buy up to the amount specified. He may buy for delivery in any subsequent calendar quarter up to 20% of the amount specified in his authorization, or one carload, whichever is greater.

(3) *Bag manufacturers without certificates or other CPA burlap authorizations.* A manufacturer who did not receive a burlap allocation certificate or who has not received a CPA authorization under this order, may apply to the Civilian Production Administration for authorization to purchase from the Reconstruction Finance Corporation burlap for making bags. The application may be filed by letter stating the amount of burlap desired and should include a statement of the facilities available for the manufacture of textile bags, under the provisions of Order M-221. Authorizations will be granted on an equitable basis in view of the allocations given to other manufacturers.

(4) [Deleted Mar. 26, 1946.]

(5) [Deleted Mar. 26, 1946.]

(f) *Burlap for purposes other than the manufacture of bags*—(1) *Former users.* Any person, including a bag manufacturer, wanting burlap to use for a purpose other than to make bags (including a manufacturer of processed items other than bags which he will sell to others) may buy for delivery in any calendar month up to one-fortieth of the total quantity of burlap in bales used by him for all manufacturing purposes other than bag-making, in 1939 and 1940 or 5 bales whichever is greater.

(2) *New users.* Any person, including a bag manufacturer, wanting burlap to use for manufacturing purposes other than bag-making, but who did not use burlap for non-bag-making purposes in both 1939 and 1940, may buy not more than 5 bales of burlap a month for such purposes; if he wants to buy more than 5 bales of burlap a month, he may apply for an authorization by sending a letter to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: M-47. The letter should state the amount of burlap needed, the purpose for which it will be used, and the number of yards of burlap that the applicant is equipped to use in a month. Authorizations will be granted on an equitable basis in view of the allocations given to other manufacturers.

(3) *Acceptance of carload deliveries.* If a person is authorized under this paragraph (f) to buy in one month half a carload of burlap or more, but less than a full carload, he may buy a full carload, if his inventory before the delivery does not exceed a 30-day supply at his current or scheduled method and rate of operation.

(4) [Deleted Mar. 26, 1946.]

(g) *Dealers*—(1) *Purchases to fill orders already received.* Any person may buy burlap to fill orders already placed with him for bag making and other manufacturing purposes and bearing the certificate specified in paragraph (i), in addition to the quantities which he may buy under paragraphs (e) and (f).

(2) *Purchases of burlap to be held for resale.* Any person may buy burlap to be held for resale for bag making and other manufacturing purposes if the purchaser places on his purchase order the certificate specified in paragraph (i). Burlap may be bought under this paragraph in addition to the quantities which may be bought under paragraphs (e) and (f). However, no person may take delivery of burlap to be held for resale which will cause his inventory of burlap for resale to exceed 5 bales.

(3) [Deleted Mar. 26, 1946.]

(h) *Frozen burlap.* A person holding intact bales of burlap on December 11, 1945, which were not acquired under a burlap allocation certificate or an order bearing a preference rating may not sell or use the burlap except as permitted below:

(1) He may sell it to fill purchase orders bearing the certificate specified in paragraph (i) below.

(2) He may use it only in the quantity and for a purpose for which he is authorized to buy burlap under this order. If he does so, he must reduce the amount he may buy for delivery in any period by the amount of frozen burlap he uses in that period.

(i) *Certificate.* (1) Any person who places a purchase order for burlap must place on the purchase order the following certificate, signed manually or as provided in Priorities Regulation 7:

The undersigned purchaser hereby certifies that he is familiar with Conservation Order M-47 as amended and that the burlap covered by this purchase order is being acquired in accordance with paragraph ( ) ( ) of Order M-47 and that the burlap so acquired will be used as provided in that paragraph.

Name of purchaser

By ---
(Duly authorized officer)

The purchaser should insert after the word "paragraph" in the certificate the identifying letter and number of the paragraph under which he is authorized to buy the burlap he is ordering. The standard certificate set forth in Priorities Regulation 7 may not be used instead of this certificate.

(2) A person who has placed the certificate given above on a purchase order must not use the burlap received under the purchase order except for the purpose indicated in the paragraph stated.

(j) *Inventory restrictions.* No person may accept delivery of burlap if his inventory of burlap is, or will be, more than a practicable minimum working inventory reasonably necessary to meet his own deliveries on the basis of his current or scheduled method and rate of operation.

NOTE: Paragraphs (k) to (p), inclusive, formerly (j) to (o), inclusive, redesignated Mar. 26, 1946.

(k) *Reports.* (1) Any person importing any type of jute goods from India other than surplus sand-bags or sheets shall report monthly on Form CPA-4388, beginning with February 1946.

(2) The reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(l) *Saving clause.* Quotas, certificates, directions, allocations and authorizations issued under this order before any amendment of it remain in effect after the amendment unless specifically revoked or amended.

(m) *Appeals.* An appeal from the provisions of this order may be made by sending a letter in triplicate to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: M-47, referring to the specific provisions from which relief is requested and stating fully the reasons for the appeal.

(n) *Applicability of regulations.* This order and all transactions affected by it are subject to all applicable regulations of the Civilian Production Administration.

(o) *Communications.* All communications concerning this order should be addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref: M-47.

(p) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 26th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION.
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5018; Filed, Mar. 26, 1946; 11:39 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 129, Amdt. 11]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS AND INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 129 is amended in the following respects:

1. Section 10 (c) is amended by adding the following to the list of commodities thereunder:

Bourbon grade stave and heading bolts priced in Section 12 of Maximum Price Regulation 535-6.

White oak bourbon cooperage and bourbon cooperage stock which meets the grade requirements specified in the "Grade Rules and Specifications" of the Associated Cooperage Industries of America, Inc.

This amendment shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5085; Filed, Mar. 27, 1946; 11:43 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 22]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respects:

1. In section 1 (a) (2), the following commodity is added in alphabetical order:

Fresh shelled beans, canned and frozen. (This includes fresh shelled soy beans, but does not include lima beans, Fordhook lima beans, nor those legumes classified as Blackeye, Crowder, Cream or Field Peas.)

2. In section 2 (a) (1), the following commodity is added in alphabetical order:

	From	Termination date
Processed snap beans, packed on and after Mar. 1, 1946. (This includes canned, frozen, fermented and brined snap beans but does not include strained or chopped beans sold as "baby food" or "junior food".)	Mar. 1, 1946	Indefinite.

[1] 10 F.R. 14954, 15170; 11 F.R. 290, 297, 881, 1102, 1467.

This amendment shall become effective as of March 1, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 21, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-5066; Filed, Mar. 27, 1946; 11:44 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 149, Amdt. 25]

MECHANICAL RUBBER GOODS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The heading and the tables of Table X-D in paragraph (k) (2) of § 1315.37, Appendix D, are amended to read as follows:

TABLE X D—MANUFACTURER'S MAXIMUM LIST PRICES FOR RUBBER FLOORING OTHER THAN NEOPRENE FLOORING [1]

(i) *Flooring in tile.*

[Per sq. ft.]

Gauge [2]	Standard colors [3]			Special or deluxe colors [3]		
	Reg. size 0-499 sq. ft.	Reg. size 500-1,999 sq. ft. for shipment at one time	Reg. size 2,000 sq. ft. and over for shipment at one time	Reg. size 0-499 sq. ft.	Reg. size 500-1,999 sq. ft. for shipment at one time	Reg. size 2,000 sq. ft. and over for shipment at one time
3/32"	$0.25	$0.24	$0.23	$0.29	$0.28	$0.27
1/8"	.32	.31	.30	.37	.36	.35
3/16"	.44	.43	.42	.49	.48	.47
1/4"	.57	.56	.55	.64	.63	.62

(ii) *Flooring in rolls.*

[Per yd., 36" wide]

Gauge [2]	Standard colors [3]	Special or de Luxe colors [3]
3/32"	$2.90	$2.95
1/8"	3.65	3.10
3/16"	3.75	4.20
1/4"	4.90	5.50

(iii) *Cove base.*

[Per lineal ft., 3/16" gauge [2]]

	Black color			Colors other than black		
	Reg. size 0-499 sq. ft.	Reg. size 500-1,999 sq. ft. for shipment at one time	Reg. size 2,000 sq. ft. and over for shipment at one time	Reg. size 0-499 sq. ft.	Reg. size 500-1,999 sq. ft. for shipment at one time	Reg. size 2,000 sq. ft. and over for shipment at one time
4" height	$0.19	$0.18	$0.17	$0.30	$0.29	$0.28
6" height	.24	.23	.22	.35	.34	.33

This amendment shall become effective April 1, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5098; Filed, Mar. 27, 1946; 11:47 a. m.]

PART 1305—ADMINISTRATION

[SO 153]

ADJUSTMENTS AT WHOLESALE AND RETAIL WHERE SUPPLIERS HAVE RECEIVED INDIVIDUAL ADJUSTMENTS

A statement of the considerations involved in the issuance of this Order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SECTION 1. *Scope of this order.* (a) This order tells retailers and wholesalers when and how they may increase their ceiling prices for an article resold by them when OPA has allowed an individual adjustment, increasing the ceiling price of the particular manufacturer who made the article. Before you are authorized to increase your price under this order you must obtain a statement from your supplier showing that the manufacturer has received an individual increase and giving the percentage of the increase. (The word "you" in this order refers to any wholesaler or retailer affected by it.)

This order deals only with individual adjustments.[1] It does not allow you to increase your price when OPA has permitted a general price increase for the manufacturers of a particular product (even though the general increase may result in varying amounts of increases as between manufacturers).

For example: This order does not allow you to increase your ceiling price because of an adjustment allowed manufacturers of cotton products under the so-called "Bankhead Amendment," or because of an industry-wide increase allowed manufacturers of aluminum utensils under OPA reconversion price policy.

Even though manufacturers may have been allowed an individual adjustment, OPA may specifically provide that this order is not to apply to your sales of that manufacturer's product. This will be done in several kinds of cases. For example, the individual adjustment may be part of a general program to increase all manufacturers' ceiling prices for a particular product because such increases are required by law. Again, wholesale and retail margins may be already so expanded or so large in dollars-and-cents terms that an increase under the provisions of this order is not warranted. In such a case the order allowing the manufacturer the individual adjustment will specifically provide that this supplementary order is not to apply to your sales of the article and will make appropriate provisions for notifying you what change, if any, you may make in your ceiling prices.

(b) This order applies only to adjustments allowed after April 1, 1946.

SEC. 2. *Commodities and adjustment provisions not covered by this supplementary order.* This supplementary order does not cover any article of food, grains and cereals, seeds, feeds, tobacco, and tobacco products, beverages, agricultural chemicals and insecticides, petroleum and petroleum products, or solid fuels or any building materials. It does not apply to any adjustments allowed under Supplementary Order 128 (lumber) or Supplementary Order 142 (machinery).

SEC. 3. *What manufacturer adjustments may be used as a basis for increasing your ceiling prices and how you may increase your ceiling price under this order.* (a) Under certain regulations and orders manufacturers may apply for and receive individual adjustments in their ceiling prices. If you are a wholesaler or a retailer you may increase your own ceiling price for an article by the percentage of the individual adjustments given to the manufacturer, *Provided:*

(1) You have received from your supplier a notice stating that the OPA has allowed the manufacturer an individual increase and giving the percentage of the manufacturer's individual increase: *and provided*

(2) Your ceiling price at the time the manufacturer receives an individual adjustment is fixed under the General Maximum Price Regulation, Maximum Price Regulation 210 (Retail and Wholesale prices for fall and winter seasonal commodities), or Maximum Price Regulation 142 (Retail prices for summer seasonal commodities).

Example: A manufacturer's price for an article used to be $1.00. He was allowed to increase his ceiling price by 10% to $1.10. The manufacturer's notice states that his allowable individual increase is 10%. A wholesaler whose ceiling price for that article when bought from that manufacturer was $1.33 under the General Maximum Price Regulation may now increase his price by 10% to $1.46 ($1.33×.10=$.13; $1.33+.13=$1.46). A retailer, whose ceiling price for the same article was $1.80 under the General Maximum Price Regulation may increase his ceiling price by 10% to $1.98 ($1.80×.10=$.18; $1.80+$.18=$1.98).

(b) *Exceptions.* (1) You may increase your ceiling price under this section for an individual adjustment granted your supplier only if you have not included that individual adjustment in a recalculation of your price under the expense rate formula contained in Supplementary Order 145.

(2) No increase may be made in a dollar-and-cents maximum price fixed in any of these regulations or the supplements thereto (or where the OPA has required the ceiling prices to be preticketed).

SEC. 4. *Records.* In addition to the records which each wholesaler and retailer is required to keep under the regulations governing his sales, he must have and keep for inspection for so long as the Emergency Price Control Act of 1942, as amended, remains in effect (a) all invoices or notices showing any individual increases allowed his suppliers on the basis of which he increased his own ceiling prices and (b) a record showing how he computed the increase in his ceiling prices.

This order shall become effective April 1, 1946.

NOTE: The reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Issued this 27th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5087; Filed, Mar. 27, 1946; 11:44 a. m.]

[1] The rules governing adjustments to offset general increases granted manufacturers will be contained in other OPA orders (such as Supplementary Order 145).

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 32]

PAPERBOARD

Revised Price Schedule 32 is redesignated as Maximum Price Regulation 32 and is revised and amended to read as follows:

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.

Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected.

Sec.
1 Maximum prices for paperboard.
2 Less than maximum prices.
3 Evasion.
4 Prohibited practices.
5 Records and reports.
6 Application to import transactions and sales for export transactions.
7 Applicability.
8 Enforcement.
9 Licensing.
10 Petitions for amendment and applications for adjustment.
11 Adjustable pricing.
12 Applicability of this regulation to the maximum prices of West Coast manufacturers formerly operating under the General Maximum Price Regulation.
13 Definitions.
14 Transfers of business or stock in trade.
Appendix A: Maximum prices for paperboard used in the manufacture of folding paper cartons, set-up boxes, or for any other purpose.
Appendix B: Maximum prices for paperboard used in the manufacture of fibre boxes (corrugated or solid fibre), sheets (corrugated or solid fibre), single faced rolls, or for any other purposes.
Appendix C: Maximum prices for paperboard and specialty paperboard not covered by Appendices A, B, or D.
Appendix D: Maximum prices for certain specialty paperboard items.

AUTHORITY: § 1347.51 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *Maximum prices for paperboard.* Regardless of the terms of any contract of sale or purchase, or other commitment:

(a) No producer and no agent or representative of a producer, shall sell, offer to sell, deliver, or transfer any grade of paperboard at prices higher than the appropriate maximum prices established by Appendices A, B, C and D. Transfers of paperboard by an integrated or combined operator to a converting plant owned, controlled or operated by such operator shall be made at prices not in excess of the maximum prices established herein.

(b) No person shall buy, offer to buy, or accept delivery of any grade of paperboard from a producer, or agent or representative of a producer at prices higher than the appropriate maximum prices established by Appendices A, B, C and D.

(c) No person shall agree, offer, solicit, or attempt to do any of the foregoing.

SEC. 2. *Less than maximum prices.* Lower prices than those set forth in Appendices A, B, C and D may, however, be charged, demanded, paid, or offered.

SEC. 3. *Evasion.* The price limitations set forth in this regulation shall not be evaded by direct or indirect methods in connection with a purchase, sale, delivery, or transfer of paperboard, alone or in conjunction with any other material or by way of any commission, service, transportation or other charge, or discount, premium or other privilege, or by tying-agreement or other trade understanding, or otherwise.

SEC. 4. *Prohibited practices.* (a) No person who purchases paperboard for which maximum prices are established by this price schedule shall pay or offer to pay any person a broker's commission, finder's fee or any other charge for any service rendered in obtaining or acquiring paperboard.

(b) Nothing in this regulation shall prohibit any person from purchasing raw materials and having them converted into paperboard. However, in no case may the total payment for raw materials and conversion exceed the maximum price established in this regulation for the finished paperboard.

SEC. 5. *Records and reports.* (a) Every person making sales aggregating 10 tons or more of any or all grades of paperboard in any one month shall keep for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, accurate records of each sale of paperboard made during such month and each month thereafter, showing the date thereof, the name and address of the purchaser, the prices received, and the quantity and grade or grades so sold.

(b) Such persons shall submit such reports to the Office of Price Administration and shall keep such other records in addition to or in place of the records required in paragraph (a) of this section as the Office of Price Administration may from time to time require, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(c) Every producer selling paperboard for which maximum prices are established by this price schedule shall preserve for examination by the Office of Price Administration for so long as the Price Control Act of 1942, as amended, shall remain in effect all his existing records relating to the prices which he charged for such paperboard and specialty paperboard as he sold or contracted to be sold at a definite price during the period of October 1, 1940 to October 15, 1941, inclusive.

(d) Every seller of paperboard subject to this regulation shall (within 10 days of shipment) render an invoice to the purchaser thereof and shall retain a copy. Each such invoice shall state: the name and address of the seller, the buyer and the consignee if other than the buyer; the f. o. b. point; the price charged per unit of sale; the quantity sold; detailed specifications of the commodity including the name of the item as specified in this regulation or its trade name if sold under Appendices A, B, C or D; count or ream weight, basis weight, caliper and test. Any transportation charge or allowance shall be separately stated.

SEC. 6. *Application to import transactions and sales for export*—(a) *Imports.* This regulation applies to transactions in commodities to be imported into the United States.

(b) *Sales for export.* The maximum price at which a producer may sell or deliver paperboard for export shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation issued by the Office of Price Administration.

SEC. 7. *Applicability.* The provisions of this regulation shall be applicable within the continental limits of the United States and the District of Columbia.

SEC. 8. *Enforcement.* Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 9. *Licensing.* The provisions of Licensing Order No. 1,[1] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A sellers license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 10. *Petitions for amendment and applications for adjustment.* (a) Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1[2] issued by the Office of Price Administration.

(b) (1) The Office of Price Administration may adjust the maximum price established herein for a seller of a com-

[1] 8 F.R. 13240.
[2] 9 F.R. 10476, 13715; 10 F.R. 11295.

modity, if it finds that such maximum price subjects him to substantial hardship, and that either (i) the particular commodity is essential to the civilian economy, or (ii) loss of the seller's production of the commodity will force his customers to resort to higher priced or inadequate sources of supply. The amount of adjustment which may be granted will in no case exceed an amount deemed reasonably necessary to insure the applicant's continued production of the commodity in question, in the light of the applicant's costs of production and his overall financial condition.

(2) *Form of application for adjustment.* Applications for adjustment shall be filed in accordance with Article III of Revised Procedural Regulation No. 1, with the Office of Price Administration, Washington 25, D. C. In addition the applicant shall set forth the following data:

(i) Statement of the applicant's maximum price, the section of this regulation under which such price is determined, and the proposed adjusted maximum price.

(ii) Statement as to the length of time the applicant has been producing the commodity, and the actual production in tons per month for the last six months, preceding the date of filing of the application.

(iii) Where the applicant has been producing the commodity, a record of the applicant's actual costs involved in the manufacture and sale of the commodity is to be given in full detail on Form 6084–2730 in accordance with the instructions on that form. These costs are to be given for the total production during each of the last two quarterly accounting periods, by which is meant the average actual costs for all the tons of the commodity produced during each period. Costs on only one of several runs during each period will not be sufficient for this purpose.

If the applicant has not been producing the commodity during the preceding six months, an estimate of costs for the month following the date of the application is to be given on forms to be supplied by the Office of Price Administration.

A sample of the commodity (size 8½" x 11") is to be filed with these forms, which may be obtained from the Office of Price Administration, Washington 25, D. C.

(iv) Statement of the seller's over-all financial condition, including the information required by OPA Form A (Annual Financial Report) for the fiscal year next preceding the filing of the application, and the information required by OPA Form B (Interim Financial Report) for each quarterly period subsequent to the period covered by the A report: *Provided*, That for cause shown this latter requirement may be waived in whole or in part at the discretion of the Administrator. OPA Forms A and B need not be submitted with the application if they or comparable data for the required periods have already been submitted.

(v) A complete statement of the reasons why the applicant believes that he will be unable to maintain his production of the commodity at his established maximum price.

SEC. 11. *Adjustable pricing.* Any person may offer or agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery except as otherwise permitted in this regulation. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the authority to grant such authorizations has been delegated. The authorization will be given by order, telegram or letter.

SEC. 12. *Applicability of this regulation to the maximum prices of West Coast manufacturers formerly operating under the General Maximum Price Regulation.* Maximum prices for paperboard established by individual adjustments under the General Maximum Price Regulation shall not be reduced as a result of the extension of coverage of this regulation to the continental United States.

SEC. 13. *Definitions.* When used in this regulation, or any modifications or exceptions thereto, the term:

(a) "Base price" means the going market price quoted for any grade and type of paperboard specifically listed in Appendices A, B, C and D;

(b) "Gage list" means those lists set forth in United States Department of Commerce Simplified Practice Recommendation R–44–36 entitled "Box Board Thicknesses";

(c) "Item" means paperboard of one size, of the same grade, color, type, weight, caliper, and finish which the purchaser is willing to have delivered at one time;

(d) "Paperboard" means all grades of paper over .012 of an inch in caliper not covered by other maximum price regulations, and includes certain grades under .012 of an inch in caliper recognized by the industry as paperboard or covered by this regulation. The grades of paperboard covered by this regulation are further defined as follows:

(1) All grades of paperboard covered by Appendix A:

(i) Shall have weight, thickness and density specifications prescribed in Boxboard Thicknesses (R–44–36) U. S. Department of Commerce Simplified Practice Recommendations.

(ii) Those which are full bending boards shall sustain a 180° fold when properly scored and folded across the grain, with no break in the outer surface fibres, except that semi-bending boards are those which sustain a 90° fold under the same conditions.

(iii) Those which are vat lined boards shall have a liner of uniform formation and of sufficient thickness to prevent any show-through of the filler.

(iv) All shall have a moisture content not exceeding 8½% of invoiced weight.

(v) Those which are vat lined boards shall be made on a cylinder paper machine or a multiple head box Fourdrinier machine with the lined side of different compositions than the balance of the sheet.

(2) "Plain chip" is a paperboard which is composed of mixed papers and is characterized by a gray to a natural brown color.

(3) "News vat lined chip" is a vat lined paperboard which has one side lined with 100% printed news wastepaper, the remainder of the sheet being composed of mixed papers; the lined side of a characteristic gray color is cleaner than plain chip.

(4) "Filled news" is a vat lined paperboard which has both sides lined with 100% printed news wastepaper, the remainder of the sheet being composed of mixed papers; and has both liners, of a characteristic gray color, which are cleaner than plain chip.

(5) "Solid news" is a paperboard which is a homogeneous grade composed of a minimum of 70% printed news wastepaper and has a characteristic clean gray color.

(6) "White vat lined chip" is a vat lined paperboard which has a white or natural cream colored top liner, the balance of the sheet being composed of mixed papers.

(7) "Mounting board" is a paperboard which is a quality of chipboard or newsboard with resistance to warping, and is a very closely formed smooth sheet with a uniform moisture content.

(8) "Chip tube and can stock" is a paperboard which is composed of mixed papers; is hard, uniform, and level in caliper across the sheet, and is of a quality that permits forming it into a spirally or convolutely wound cylinder of the desired diameter without checking, in excess of the amount of checking generally acceptable to the purchaser during the year 1941.

(9) "Single manila lined chip" is a vat lined paperboard which is of full-bending quality on the top liner side. It has a uniform cream colored top liner with a surface suitable for printing in colors, and has the balance of the sheet composed of mixed papers.

(10) "Single jute lined chip" is a vat lined paperboard which is of full-bending quality on the top liner side. It has a uniform brown colored top liner with a smooth surface suitable for printing in colors, and has the balance of the sheet composed of mixed papers. This grade may not be sold in roll form, unless for use in other than the manufacture of corrugated and solid fibre shipping containers.

(11) "Mist gray lined chip" is a vat lined paperboard which is of full-bending quality on the top liner side. It has a top liner containing a uniform dispersal of black fibres to give the board a misty appearance, with a surface suitable for printing in colors, and has the balance of the sheet composed of mixed papers.

(12) "Bleached manila lined chip" is a vat lined paperboard which is of full-bending quality on the top liner side. It has a white top liner, with a surface suitable for printing in colors, and has the balance of the sheet composed of mixed papers.

(13) "Semi-bending and creasing chip" is a paperboard which is of semi-bending quality on one side. It is composed of mixed papers, and is characterized by a gray to a natural brown color.

(14) "Full-bending chip" is a paperboard which is of full-bending quality on one side. It is composed of mixed papers and is characterized by a gray to a natural brown color.

(15) "#1 single white patent coated news" is a vat lined paperboard of full-bending quality on the top liner side. It has a white top liner with an extra smooth surface adapted for high grade color printing. It has a top liner composed of 85% or more chemical fibre either in virgin pulp form or in wastepapers directly substituting therefore, with the balance of the sheet homogeneous in character and composed of a minimum of 60% printed news wastepaper.

(16) "#1 double white patent coated news" is a vat lined paperboard which is of full-bending quality on both the top and bottom liner sides. It has white top and bottom liners with extra smooth surfaces adapted for high grade color printing. It has a top and a bottom liner composed of 85% or more chemical fibre either in virgin pulp form or in wastepapers directly substituting therefore, with the balance of the sheet homogeneous in character and composed of a minimum of 60% printed news wastepaper.

(17) All grades of paperboard covered by Appendix B:

(i) Those which are of full-bending quality shall sustain a 180° fold across the grain when properly scored and folded as an integral part of corrugated sheets, or solid fibre sheets not exceeding .100 points in thickness.

(ii) Those which are vat lined boards shall be made on a cylinder machine, with the top liner of uniform formation and of sufficient thickness to prevent any show-through of the filler.

(18) "Fourdrinier Kraft" is a grade of paperboard of full-bending quality, manufactured on a Fourdrinier machine from a furnish of at least 70% virgin Kraft wood pulp or virgin Kraft wood pulp screenings.

(19) "Cylinder Kraft" is a vat lined board of full-bending quality, manufactured from a furnish of at least 70% virgin Kraft wood pulp or virgin Kraft wood pulp screenings.

(20) "Jute liner" is a vat lined board of full-bending quality manufactured on a cylinder machine with the top liner of Kraft pulp or Kraft wastepapers and with the total furnish containing more than 30% wastepaper.

(21) "Strawboard corrugating material" is a grade of paperboard manufactured on a cylinder or Fourdrinier machine from a furnish of at least 60% straw pulp.

(22) "Chestnut corrugating material" is a grade of paperboard manufactured on a cylinder or Fourdrinier machine from a furnish of at least 70% Chestnut Pulp.

(23) "Bogus corrugating material" is a grade of paperboard manufactured on a cylinder or Fourdrinier machine from a furnish containing more than 30% wastepaper or ground wood pulp.

(24) "Canadian sulphite and ground wood corrugating material" is a grade of paperboard manufactured in the Dominion of Canada or Newfoundland on a cylinder or Fourdrinier machine from a furnish of sulphite and ground wood.

(25) "Chip" is a non-bending grade of paperboard manufactured on a cylinder or Fourdrinier machine from a furnish of mixed papers.

(26) Weatherproof V–2S Type Filler Stock is a paperboard of full bending quality manufactured on a cylinder machine with the total furnish containing more than 30% wastepaper and hard-sized to meet specifications for filler stock used in the manufacture of V–2S Type shipping containers.

(27) "Grayback Gypsum Linerboard" is a semi-bending vat lined paperboard one or both sides of which are lined with 100% printed news wastepaper and with the balance of the sheet composed mainly of mixed papers, sized to meet the specifications of the individual customer.

(28) "Gypsum Lath Board" is a vat lined paperboard made with either one or both sides lined with 100% printed news wastepaper, the balance of the sheet composed mainly of mixed papers, sized to meet the specifications of the individual customer.

(29) "Cream Faced Gypsum Linerboard" is a full bending vat lined paperboard, the top liner side having a uniform cream color with the balance of the sheet composed mainly of mixed papers and sized to meet the specifications of the individual customer.

(30) "Stereotype Dry Mat" is a specialty paperboard made on a cylinder machine and consists of chemical fillers, alpha cellulose, soda pulp, sulphate pulp, and or wastepapers directly substituting for these pulps. These mats are customarily used for transferring type from flat to rotary forms.

(e) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing;

(f) "Producer" means any person who manufactures from any raw material paperboard covered by this regulation for any use whatever, and includes the agents and representatives of such person;

(g) "Total transportation cost involved" includes all actual costs involved in transporting and delivering paperboard to the purchaser's plant actually using the paperboard, whether paid by purchaser, by seller, or prorated between purchaser and seller;

(h) "Ton" means a net ton of 2,000 pounds.

(i) "Test" means minimum average Mullen or Cady test, and is to be determined as follows:

(1) Each roll is to be considered individually in determining whether the Mullen or Cady test of the paperboard is as specified. The tests shall be made according to TAPPI method T–403–m–36, in so far as apparatus and calibration are concerned.

(2) At least one sample is to be taken from each roll and cut to size 12" x 12", for testing purposes. This sample shall be obtained from the outer laps of the roll immediately upon being rewound and tested within 15 minutes on a Mullen or Cady tester located in the same machine room, or in another room of the same conditions of temperature and relative humidity. The moisture content of the board when tested shall be within 6% to 8½%.

(3) In applying Mullen or Cady test, the plate above diaphragm must be firmly clamped down on board to prevent its slipping. At least two tests shall be made from each side of the sample and the tester shall be turned at a constant and uniform speed of about 2 revolutions per second. The average test of the sample is determined by securing a simple arithmetical average of these tests. This average test is to be used in determining the proper classification for pricing purposes.

(j) "Sale for export" means a sale to a buyer in the continental United States who does not take title on behalf of a foreign principal, but buys for his own account with the intent either to resell the commodity to a foreign buyer or to ship it abroad for his own use.

(k) Unless the context otherwise requires, the definitions set forth in section 202 of the Emergency Price Control Act of 1942, as amended, shall apply.

SEC. 14. *Transfers of business or stock in trade.* If the business, assets or stock wise transferred after April 1, 1945 and the transferee carries on the business or continues to deal in the same type of commodities or services in an establishment separate from any other establishment previously owned or operated by him, the maximum prices of the transferee and his practice with respect to sales of paperboard shall be the same as those to which his transferor would have been subject if no such transfer had taken place, and his obligation to keep records in accordance with section 5 shall be the same. The transferor shall either preserve and make available for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, or turn over to the transferee all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the record provisions of this Maximum Price Regulation 32.

APPENDIX A—MAXIMUM PRICES FOR PAPERBOARD USED IN THE MANUFACTURE OF FOLDING PAPER CARTONS, SET-UP BOXES, OR FOR ANY OTHER PURPOSE

(a) Non-bending boards, mounting-boards, and chip tube and can stock. (No. 1 Gage List—Regs. 50's to 90's incl. See paragraph (d) for other thicknesses.[1])

	Maximum price per ton[1]		
	1 to 3 tons	Over 3, less than 10 tons	10 tons or over
Plain chip	$59.00	$56.50	$54.00
News vat lined chip	59.00	56.50	54.00
Filled news	61.00	58.50	56.00
Solid news	71.00	68.50	66.00
White vat lined chip	59.00	56.50	54.00
Mounting board	61.00	58.50	56.00
Chip tube and can stock			
Special ammunition chip tube stock (as specified in War Department specification No. AXS-1129)	64.50	62.00	59.50
Special high test ammunition chip stock (as specified in War Department specification No. AXS-1150)	68.50	66.00	63.50
Greyback gypsum linerboard (filled news or news vat lined) hard sized, f. o. b. mill[2]	62.00	62.00	62.00
Gypsum lathboard (filled news or news vat lined) hard sized, f. o. b. mill[2]	59.50	59.50	59.50

[1] See paragraph (e) for exceptions to quantity differentials.
[2] No differentials for bending or sizing may be added to the listed maximum prices in the pricing table.

If the producer had observed the practice of charging an additional differential for quantities of less than 1 ton during the base period of October 1, 1940 to October 15, 1941 such additional differential may now be charged.

(b) *Folding boards.* (No. 2 gage list—Reg. 50's to 90's incl. See paragraph (d) for other thicknesses):

	Maximum price per ton[1]		
	1 to 3 tons	Over 3, less than 10 tons	10 tons or over
Single manila lined chip	$70.00	$67.50	$65.00
Single jute lined chip	70.00	67.50	65.00
Mist gray lined chip	70.00	67.50	65.00
Bleached manila lined chip	72.50	70.00	67.50
Semi-bending and creasing chip	61.00	58.50	56.00
Full-bending chip	63.50	61.00	58.50
Bomb lined stock (as specified in War Department specifications No. 50-81-5)	78.00	78.00	78.00
Tropical filler stock (as specified in British Supply Commission Specifications No. 28739)	78.00	78.00	78.00
Cream lined gypsum linerboard (single manila lined) hard sized, f. o. b. mill[2]	71.00	71.00	71.00

[1] See paragraph (e) for exceptions to quantity differentials.
[2] No differentials for bending or sizing may be added to the listed maximum prices in the pricing table.

If the producer had observed the practice of charging an additional differential for quantities of less than 1 ton during the base period of October 1, 1940 to October 15, 1941 such additional differential may now be charged.

(c) *White patent coated news.* (No. 6 and No. 7 gage lists):

[1] Except No. 3 Gage List.

	Maximum price per ton[1]		
	1 to 3 tons	Over 3, less than 10 tons	10 tons or over
Gage list No. 6:			
#1 single white 0.020 and heavier	$84.00	$81.50	$79.00
#1 single white 0.018	86.50	84.00	81.50
#1 single white 0.016	89.00	86.50	84.00
#1 single white 0.015	91.50	89.00	86.50
#1 single white 0.014	94.00	91.50	89.00
Gage list No. 7:			
#1 double white 0.020 and heavier	106.50	104.00	101.50
#1 double white 0.018	111.50	109.00	106.50
#1 double white 0.016	116.50	114.00	111.50
#1 double white 0.015	119.00	116.50	114.00
#1 double white 0.014	121.50	119.00	116.50

[1] See paragraph (e) for exceptions to quantity differentials.

If the producer had observed the practice of charging an additional differential for quantities of less than 1 ton during the base period of October 1, 1940 to October 15, 1941, such additional differential may now be charged.

(d) *Additional differentials.* (1) Applying to paragraphs (a) or (b) only:

	Per ton[2]
Regular 35's to 39's	+$5.00
Regular 40's to 49's	+2.50
Regular 91's to 100's	+2.50
Regular 101's to 120's	+5.00
Skim news back	+1.50

(2) Applying to White Patent Coated News, Single Manila Lined Chip, or Bleached Manila Lined Chip only:

	Per ton[2]
Manila back non-bender	+$10.00
Manila back bender	+15.00

(3) Applying to paragraphs (a), (b), or (c):

	Per ton[2]
Silicating (per side)	+$2.50
Pasting 15's and lighter	+7.50
Pasting 14's to ½" thick	+12.50
Gloss ink	+2.50

(e) *Exception to quantity differentials.* When a single purchaser places an order, for delivery at one time, for paperboard of one grade, color, type, weight, caliper and finish, and where the sizes ordered are combined to fill the trim of the seller's papermaking machine and can be made simultaneously without a change in the slitter or chopper knives as the paperboard leaves the machine, then the combined weight of such sizes shall be considered as the quantity of an item for the application of quantity differentials. A combination of sizes which when combined are within 3% of the full trim of the papermaking machine shall be considered an acceptable trim of such machine when applying this exception to quantity differentials.

(1) The quantity differentials established in Appendix A are designed to compensate, in whole or in part, for the extra costs involved in handling and manufacturing small orders of paperboard. These quantity differentials apply on the quantity ordered for delivery at one time (see definition of item, and exception to quantity differentials). While this regulation does not require any manufacturer to sell any person any specific quantity of paperboard, it is considered an indirect violation of this regulation for the manufacturer to demand (directly, or by threat of refusal to supply) that the customer place several orders of small quantities, rather than to accept one or more orders of larger quantities, solely for the purpose of receiving the additional income from these quantity differentials—that is, six 2 ton orders, or four 3 ton orders, rather than one 12 ton order as the customer desires to place.

(f) *Trimming.* For trimming sheets, to secure clean edges and or more accurate measurements, add $1.00 per ton for each side trimmed. (This charge does not apply when merely cutting two or more sheets from one larger sheet.)

(g) *Special size, special white, special color, special sizing, special test, or other special characteristics or requirements.* The prices and differentials set forth in paragraphs (a), (b), (c) and (d) of this section cover the types of paperboard described therein, or slight variations from these specified qualities. For special sizes, special whites, special colors, special sizing, special test, or other special characteristics or requirements, involving a difference in cost, the maximum price shall be determined by adding to, or subtracting from, the maximum price, as established by paragraphs (a), (b), (c) and (d) of this section for the particular type of paperboard involved, a differential therefor as follows:

(1) For items sold or contracted to be sold at a definite price by the producer during the period of October 1, 1940 to October 15, 1941, inclusive, the differential shall be the differential applied during such period to the base price of such paperboard of comparable quality and quantity, for the special sizes, special whites, special colors, special sizing, special tests, or other special characteristics or requirements, if not otherwise specifically provided for in this section.

(2) For items not sold or contracted to be sold at a definite price by the producer during such period, the differential shall be the list or written offering price effective during such period for such differential. If no list or written offering price for such differential was in effect during such period, an application for approval of a differential shall be made to the Price Administrator, Washington 25, D. C. on OPA forms within 10 days after the item has been produced. When submitting such differential to the Price Administrator for approval, the application shall contain complete price and cost data in the manner and form required by the Price Administrator on one or more comparable items described in this section and sold or contracted to be sold at a definite price by the producer during such period: *Provided, however,* That orders may be accepted and invoices issued at the proposed differential subject to approval, disapproval or adjustment by letter. A notation to the effect that the proposed differential is subject to adjustment or modification by the Office of Price Administration and that any excess monies will be refunded must be made on all quotations, orders and invoices of the particular quality involved until the differential is approved or adjusted. The differentials established by a producer under the provisions of this paragraph shall apply only to that producer and may not be used by any other producer without the specific authorization of the Price Administrator.

(h) *Delivered prices.* Unless otherwise indicated in this section, all of the above maximum prices are for the respective grades or tonnages delivered to the purchaser's plant actually using the paperboard. The maximum prices set forth in this Appendix shall include all transportation costs involved, except as provided in paragraph (i) below, regardless of whether such transportation costs are paid by the seller, by the purchaser, or prorated between purchaser and seller. Billing may be f. o. b. point of shipment with freight allowed.

(i) *Added freight adjustments for long hauls.* If, in the shipment of any paperboard, the total transportation cost involved exceeds $6.00 per ton, the maximum prices set forth in this Appendix may be increased by a sum per ton not in excess of the difference between $6.00 and the total transportation cost involved per ton.

[2] A plus sign before a figure establishes it as the maximum amount that may be added to the base price in the sale or purchase of the kind and grade of paperboard in whose column the figure appears. Smaller amounts may be added. A minus sign before a figure establishes it as the minimum amount that must be subtracted from the base price in the sale or purchase of the kind and grade of paperboard in whose column the figure appears. Larger amounts may be subtracted.

APPENDIX B—MAXIMUM PRICES FOR PAPERBOARD USED IN THE MANUFACTURE OF FIBRE BOXES (CORRUGATED OR SOLID FIBRE), SHEETS (CORRUGATED OR SOLID FIBRE), SINGLE FACED ROLLS, OR FOR ANY OTHER PURPOSES[1]

(a) *Liners—0.016.*

	Price per M square feet
Fourdrinier Kraft:	
0.016—42 lb. weight, 100 lb. test	$1.39
0.016—47 lb. weight, 105 lb. test	1.55
0.016—50 lb. weight, 110 lb. test	1.65
0.016—52 lb. weight, 110 lb. test	1.72
0.016—56 lb. weight, 115 lb. test	1.99
Cylinder Kraft:	
0.016—52–58 lb. weight, 100 lb. test	1.82
Test Jute:	
0.016—56–68 lb. weight, 100 lb. test and over	2.21
0.016—56–68 lb. weight, 85 lb. test to less than 100 lb. test	2.11
0.016—56–68 lb. weight, 70 lb. test to less than 85 lb. test	1.90
Nontest Jute:	Price per ton
0.016—56–68 lb. weight	$59.50

(b) *Liners heavier than .016*

	Price per M square feet
Fourdrinier Kraft:	
0.023—72 lb. weight, 135 lb. test	$2.38
0.030—90 lb. weight, 140 lb. test	2.97
Cylinder Kraft:	
0.030—90–104 lb. weight, 135 lb. test	2.88
0.030—90–106 lb. weight, 150 lb. test	3.00
0.030—90–106 lb. weight, 170 lb. test	3.12
Test Jute:	
0.030—95–110 lb. weight, 135 lb. test	3.46
Nontest Jute:	Price per ton
0.030—95–110 lb. weight, less than 135 lb. test	$59.50

(c) *Liners lighter than .016*

	Price per M square feet
Fourdrinier Kraft:	
0.009—32 lb. weight, 75 lb. test	$1.14
0.012—33 lb. weight, 75 lb. test	1.09
0.014—38 lb. weight, 85 lb. test	1.25
0.014—43 lb. weight, 100 lb. test	1.42
Jute:	
0.012—48–52 lb. weight	1.68

(d) *Corrugating grades.*

	Price per M square feet
Fourdrinier Kraft:	
0.009—26 lb. weight	.86
Chestnut:	
0.009—26 lb. weight	.86
Canadian sulphite and groundwood:	
0.009—26 lb. weight	.78
Bogus:	
0.009—25–30 lb. weight	.93

[1] Where paperboard of any type covered by this Appendix is imported from a foreign country by a purchaser, and duty must be paid on such import, such purchaser may pay this duty although this payment results in a total cost to such purchaser for paperboard which exceeds the maximum prices established in this Appendix. The total amount paid by the purchaser for such imported paperboard shall in no event exceed the prices established in this Appendix plus the actual amount of the import duty paid, and such import duty must be shown as a separate item in the records required to be kept in accordance with Sec. 5 hereof.

(d) *Corrugating grades.*

	Price per M square feet
Fourdrinier Kraft:	
Strawboard:	
0.009—30–34 lb. weight	1.00

(e) *Chip for use in innerpacking, single face rolls or containers.*

	Price per ton
0.007 to 0.016	$56.50
Heavier than 0.016	54.00

(f) *Weatherproof filler stocks*

	Price per M square feet
.022–.027, 94–110 lb. V–2S type filler stock—100 lb. test	$3.53

(g) *Special size, special white, special color, special sizing, special test, or other special characteristics or requirements.* The prices and differentials set forth in paragraphs (a), (b), (c), (d), (e) and (f) of this section cover the types of paperboard described therein, or slight variations from these specified qualities. For special sizes, special whites, special colors, special sizing, special test, or other special characteristics or requirements, involving a difference in cost, the maximum price shall be determined by adding to, or subtracting from, the maximum price, as established by paragraphs (a), (b), (c), (d), (e) and (f) of this section for the particular type of paperboard involved, a differential therefore as follows:

(1) For items sold or contracted to be sold at a definite price by the producer during the period of October 1, 1940 to October 15, 1941, inclusive, the differential shall be the differential applied during such period to the base price of such paperboard of comparable quality and quantity, for the special sizes, special whites, special colors, special sizing, special test, or other special characteristics or requirements, if not otherwise specifically provided for in this section.

(2) For items not sold or contracted to be sold at a definite price by the producer during such period, the differential shall be the list or written offering price effective during such period for such differential. If no list or written offering price for such differential was in effect during such period, an application for approval of a differential shall be made to the Price Administrator, Washington 25, D. C. on OPA forms within 10 days after the item has been produced. When submitting such differential to the Price Administrator for approval, the application shall contain complete price and cost data in the manner and form required by the Price Administrator on one or more comparable items described in this section and sold or contracted to be sold at a definite price by the producer during such period: *Provided, however,* That orders may be accepted and invoices issued at the proposed differential subject to approval, disapproval, or adjustment by letter. A notation to the effect that the proposed differential is subject to adjustment or modification by the Office of Price Administration and that any excess monies will be refunded must be made on all quotations, orders and invoices of the particular quality involved until the differential is approved or adjusted. The differentials established by a producer under the provisions of this paragraph shall apply only to that producer and may not be used by any other producer without the specific authorization of the Price Administrator.

(h) *Delivered prices.* All of the above maximum prices are for the respective grades or tonnages delivered to the purchaser's plant actually using the paperboard. The maximum prices set forth in this Appendix shall include all transportation costs involved except as provided in paragraph (i) below, regardless of whether such transportation costs are paid by the seller, by the purchaser, or prorated between purchaser and seller. Billing may be f. o. b. point of shipment with freight allowed.

(i) *Added freight adjustments for long hauls.* (1) If the total transportation cost involved in the shipment of Fourdrinier Kraft liners, Cylinder Kraft liners, and Kraft corrugating material, provided such liner or corrugating material is made in the United States from at least 70% virgin Kraft coniferous wood pulp, exceeds $10.00 per ton, the maximum prices set forth in this Appendix may be increased by a sum per ton not in excess of the difference between $10.00 and the total transportation cost involved per ton.

(2) If the total transportation cost involved in the shipment of corrugating material or liners listed in this appendix imported from Canada or Newfoundland exceeds $12.00 per ton, the maximum prices set forth in this appendix may be increased by a sum per ton not in excess of the difference between $12.00 and the total transportation cost involved per ton.

(3) If the total transportation cost involved in the shipment of all other types of paperboard listed in this Appendix, except those provided for in subparagraphs (1) and (2) hereof, exceeds $6.00 per ton, the maximum prices set forth in this Appendix may be increased by a sum per ton not in excess of the difference between $6.00 and the total transportation cost involved per ton. Total transportation cost as used in this subparagraph (3) means transportation cost involved in shipment within the United States.

(j) A maximum variation of 5% is allowed in the specified basis weights of Fourdrinier Kraft Linerboards specifically listed in this section.

(k) Where the maximum price of paperboard is on a per M square foot basis, the square footage to be invoiced is to be determined by one of the following procedures:

NOTE: Paperboard on which the maximum price, as covered by this Appendix, is on a per M square foot basis may not be invoiced at a price per ton.

(1) The paperboard in each roll is measured mechanically as it is wound to secure the lineal footage in such roll. This figure multiplied by the width of the roll (in decimals of a foot-to-two-places, e. g., 50 inch width equals 4.17 foot) results in the square footage to be invoiced.

(2) A sample is taken from each roll and cut accurately to size 12" x 12" square (1 square foot). The accurate weight of this sample (secured by weighing on a balance scale) multiplied by 1,000 results in the weight per thousand square feet for that roll. The simple arithmetical average of these weights, from the samples of the rolls in the shipment, divided into the total weight of the shipment results in the square footage to be invoiced. Each truckload or carload of paperboard is to be considered individually as a shipment when determining the square footage to be invoiced.

APPENDIX C—MAXIMUM PRICES FOR PAPERBOARD AND SPECIALTY PAPERBOARD NOT COVERED BY APPENDICES A, B, AND D

(a) *Classifications:*

(1) Tag stocks and file folder stocks.

(2) Press board, imitation press board and paperboards used in the manufacture of electrical equipment.

(3) Bogus bristols and mill blanks.

(4) Fibreboard used in the manufacture of footwear, and leatherboard for any purpose.

(5) Container boards used for foods and purposes other than foods, limited to:

(i) Milk bottle stock.

(ii) Milk bottle cap stock.

(iii) Liquid tight can stock.

(iv) Solid bleached boards.

(v) Bleached lined solid manila board.

(vi) Double bleached lined solid manila board.

(vii) Solid manila board.

(viii) Solid wood pulp boards.

(6) Paperboard for egg fillers, egg flats and molded pulp packing material for eggs.

(7) Clay coated folding boxboard and clay coated cardboard.

(8) Screening board.

(9) Sheathing paper (20 lbs. and heavier per 500 sq. ft.)

(10) Miscellaneous paperboard and specialty paperboard not covered elsewhere in this regulation.

(b) *Maximum prices for paperboard and specialty paperboard listed in paragraph (a) above.* (1) For paperboard and specialty paperboard sold or contracted to be sold at a definite price by the producer during the period of October 1, 1940, to October 15, 1941, inclusive, the maximum price shall be the highest price per ton or per thousand square feet charged by the producer for items of the same or comparable quality and quantity during such period, subject to the following qualifications:

(i) If the price was on an f. o. b. mill basis, such price shall be the maximum price;

(ii) If the price was on a delivered basis, or f. o. b. the mill with full freight allowed, such price shall be the maximum price to the same or similarly located purchaser: *Provided, however,* That if the price was on a delivered basis by zones, the highest price in each zone shall be the maximum price for such zone, and the producer shall continue to make sales of such item or items on whichever basis he employed during such period;

(iii) If the price was on a basis of partial freight allowance to the purchaser, the highest price charged on such basis by the producer during such period shall be the maximum price to the same or similarly located purchaser, provided the producer continues to make partial freight allowances in the same amounts and upon the same basis employed during such period.

An additional charge for packaging or packing such items may be made providing such charge does not exceed the highest charge added during such period to items of the same or comparable quantity.

(2) For paperboard or specialty paperboard covered by this Appendix C which was not sold by a manufacturer during the period October 1, 1940 to October 15, 1941, inclusive, the maximum price shall be his highest list or written offering price for such commodity during such period.

(3) If a producer is unable to determine a maximum price under subparagraphs (1) or (2) above or under Appendices A, B, or D, he shall file an application on OPA forms for a maximum price with the Office of Price Administration, Washington, D. C., not later than 30 days after the item has been produced. The application shall set forth (i) a description of the commodity for which a maximum price is sought; (ii) the reasons why such commodity cannot be priced under subparagraphs (1) or (2) above or under Appendices A, B, or D; (iii) the maximum price proposed by the producer, together with a detailed explanation of the method by which the producer determined such price; (iv) the reasons why the manufacturer believes the proposed price to be in line with the general level of prices established by this regulation; and (v) if requested by the Office of Price Administration, the information required by OPA Form 6084–2730 concerning this commodity.

(4) However, orders may be accepted and invoices issued at the proposed maximum price subject to approval, disapproval, or adjustment by order. A notation to the effect that the proposed maximum price is subject to adjustment or modification by OPA, and that any excess monies will be refunded, must be made on all quotations, orders and invoices of the particular quality involved until the proposed maximum price is approved or adjusted. The maximum price established by a producer under the provisions of this paragraph shall apply only to that producer and may not be used by any other producer without the specific authorization of the Price Administrator.

APPENDIX D—MAXIMUM PRICES FOR CERTAIN SPECIALTY PAPERBOARD ITEMS

(a) (1) The maximum price for stereotype newspaper type, natural color mats in size 20" x 24" shall be $0.145, plus or minus the differential which the manufacturer employed during October 1, 1940 through October 15, 1941 between newspaper type, natural color mats in size 20" x 24" and the stereotype mat being priced. Each manufacturer shall continue to grant to each class of purchaser discounts of not less than the dollar and cent discounts for the quantity purchased allowed by the manufacturer during the period October 1, 1940 through October 15, 1941.

(2) Manufacturers' maximum prices for sales of carload quantities of Binders Board shall be determined as follows: [4]

Shipments to—	Mills located in New Jersey, Pennsylvania, Connecticut	Mills located in any other State	Freight basis
New York City	$90.00	$90.00	Delivered.
Chicago	95.00	95.00	Delivered.
All other points	88.00	91.50	F. o. b. mill.

(b) *Differentials.* Any or all differentials applied by a manufacturer in connection with specific base grades during October 1, 1940 to October 15, 1941, inclusive, shall continue to apply.

This regulation shall become effective April 1, 1946.

NOTE: All reporting and record keeping requirements of this price regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5097; Filed, Mar. 27, 1946; 11:46 a. m.]

[4] Each manufacturer shall continue to grant all allowances, differentials and discounts which he granted during the period October 1, 1940 through October 15, 1941.

PART 1346—BUILDING MATERIALS

[MPR 591, Amdt. 2]

DOMESTIC LIGHTING FIXTURES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 25 (b) of Maximum Price Regulation No. 591 is amended by adding Article XI to read as follows:

ARTICLE XI—LIGHTING FIXTURES

1. Domestic lighting fixtures.

This amendment shall become effective March 26, 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5028; Filed, Mar. 26, 1946; 4:28 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 7 to Rev. Supp. 2]

OATS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplement No. 2 to Food Products Regulation No. 2 is amended in the following respects:

1. Section 5 (b) (2) is added to read as follows:

(2) "Race horse oats" means oats, grading No. 2 oats or better, with a test weight of 38 pounds per bushel or better, which have been carefully sized and recleaned to contain less than one percent foreign material and to remove all string, metal, and foreign substances, and which the buyer intends to use for feeding to thoroughbred horses or to resell for ultimate use for such purpose.

2. The last paragraph of Table 1 (a) of Appendix A, entitled "Premium for recleaned oats" is amended to read as follows:

Premiums for special oats. "Race horse oats" as defined herein may be sold, subject to all the provisions of section 2.7 of Food Products Regulation No. 2 for sales of such special commodities, at a premium of 10 cents per bushel over the maximum price for the grade and quality of oats so delivered as computed elsewhere in this supplement.

"Recleaned oats". Oats which have been processed for cleaning and separation and containing less than one percent of foreign matter may be sold at a premium of 2 cents per bushel over the maximum price for the grade and quality of the oats so delivered as computed elsewhere in this regulation. This provision shall not apply as an additional premium in the case of "race horse oats".

This amendment shall become effective April 1, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5096; Filed, Mar. 27, 1946; 11:46 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1 [1], Amdt. 2 to Supp. 15]

CERTAIN FRUIT PRESERVES, JAMS AND JELLIES AND APPLE BUTTER

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplement 15 to Food Products Regulation No. 1 is amended in the following respects:

1. Section 10 is amended in the following respects:

a. The text of paragraph (a) (1) preceding subdivision (i) is amended to read as follows:

Either on his own motion or upon application in accordance with Revised Procedural Regulation No. 1,[2] the Price Administrator may adjust a processor's maximum price for any item figured under section 4, 5 or 6 of this supplement (or figured under section 8 (a) on the basis of a price figured under section 4 or 5) for sales to purchasers other than government procurement agencies, where it appears that:

b. Paragraph (a) (1) (iii) is amended to read as follows:

(iii) In the judgment of the Price Administrator, an increase in the processor's maximum price would be in furtherance of the purposes of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599, 9651 and 9697.

c. The text of paragraph (b) (1) preceding subdivision (i) is amended to read as follows:

Either on his own motion or upon application in accordance with Revised Procedural Regulation No. 1, the Price Administrator may adjust a processor's maximum price for sales to government procurement agencies of any item figured under section 4, 5 or 6 (or figured under section 8 (a) on the basis of a price figured under section 4 or 5), after application of the provisions of section 8 (h), when the processor has entered into or proposes to enter a government contract or subcontract thereunder, where it appears that:

d. Paragraph (b) (1) (iii) is amended to read as follows:

(iii) In the judgment of the Price Administrator, an increase in the processor's maximum price would be in furtherance of the purposes of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599, 9651, and 9697.

e. Paragraph (b) (3) is revoked and paragraph (b) (4) is redesignated (b) (3).

This amendment shall become effective April 1, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 15, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5095; Filed, Mar. 27, 1946; 11:46 a. m.]

[1] 10 F.R. 14437; 11 F.R. 402.

[2] 9 F.R. 10476, 13715; 10 F.R. 11292.

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Restriction Order 16, Amdt. 1]

RICE IN PUERTO RICO

A rationale accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1.1 is amended to read as follows:

SEC. 1.1 *Transfers of rice prohibited.* During the period beginning at 6:00 a. m., March 10, 1946, and ending at 6:00 a. m. on the day, this order is revoked, no person shall transfer or offer to transfer rice to, or accept the transfer of rice from, any other person, except that beginning at 6:00 a. m. on March 20, 1946:

(a) Consumers may acquire not more than one and three fourth (1¾) pounds of rice per week per person;

(b) Retailers may transfer to consumers a quota equal to ten (10%) per cent of their basic quota, as appearing ing the Registration Form OPA-PR-1R;

(c) Institutional and industrial users may acquire a quota equal to ten (10%) per cent of their basic quota, as appearing in their Registration Form OPA-PR-2R with certificates issued by the Local Boards;

(d) Retailers, wholesalers and importers shall honor purchase certificates issued by the local boards;

(e) Local boards are authorized to issue purchase certificates to retailers and industrial and institutional users for an amount equal to ten (10%) percent of their basic quota appearing in their Registration Forms, less the amount of rice they had on hand on March 10, 1946;

(f) All retailers, wholesalers and importers shall keep records of transfers permitted by this order, showing the amount of rice transferred, the name of the person to whom the transfer is made, and the date of the transfer.

This amendment shall become effective March 20, 1946, at 6:00 a. m.

Issued this 19th day of March, 1946.

SAM GILSTRAP,
Territorial Director.

Approved:

JAMES P. DAVIS,
Regional Administrator, Region IX.

[F. R. Doc. 46-5106; Filed, Mar. 27, 1946; 11:50 a. m.]

[1] 10 F.R. 7624.

PART 1365—HOUSEHOLD FURNITURE

[MPR 548,[1] Amdt. 4]

METAL UPHOLSTERY SPRINGS, CONSTRUCTIONS AND ACCESSORIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 548 is amended in the following respects:

Type IV in section 4 is amended to read as follows:

TYPE IV—WIRE TIED CUSHIONS UNITS, INCLUDING SAMPLES FOR MATTRESS UNITS NOT EXCEEDING 25 ASSEMBLED COILS PER UNIT

Item 8, *Bonnet type:*
Coils 4½" high—15 gauge—5 turns or more.
Center helicals—18 gauge or heavier—high carbon wire ½" O.D. or smaller—2 turns per inch or more.
Item 8, *Bonnet type*—Continued.
Borders—4 sides—top and bottom 15 gauge helical—⅜" diameter—3 turns per inch or more; or 18 gauge helical—½" diameter or less—2 turns per inch or more with 15 gauge high carbon wire inserted border; or 2—10 gauge helicals interwound ½" diameter—2 turns per inch.
With or without single insulation.
Not japanned.
Item 9, *Crimp or clip tied:*
Coils 4½" high—15½ gauge—5 turns—high carbon wire.
Crimps 16 gauge or heavier—low carbon wire.
Borders—1 piece—formed—top and bottom 15 gauge high carbon wire; or 2 strands—16½ gauge high carbon wire.
With or without single insulation.
Not japanned.

[Schedule of base prices for items 8 and 9. Price in cents]

Size	Coil count by row	Uncovered units	Fabric covered			Sisal covered	
			5 square yards per pound or lighter	3.01–4.99 square yards per pound	3 square yards per pound or heavier	Sisal encased 3 ounces	Bookfold extra (add) 40 base price)
15 x 15	4 x 3	$0.255	$0.339	$0.366	$0.391	$0.409	$0.157
15 x 17	4 x 3	.257	.349	.378	.406	.525	.205
16 x 16	4 x 3	.257	.349	.378	.406	.525	.205
16 x 17	4 x 3	.258	.354	.384	.413	.538	.214
17 x 17	4 x 3	.259	.360	.392	.423	.553	.225
15 x 16	4 x 4	.286	.374	.402	.428	.542	.196
15 x 17	4 x 4	.287	.379	.408	.436	.555	.205
15 x 18	4 x 4	.288	.384	.415	.443	.567	.214
15 x 19	4 x 4	.289	.389	.421	.451	.580	.223
16 x 16	4 x 4	.287	.379	.408	.436	.555	.205
16 x 17	4 x 4	.288	.384	.415	.443	.569	.215
16 x 18	4 x 4	.289	.389	.421	.451	.583	.225
16 x 19	4 x 4	.290	.394	.427	.459	.596	.234
16 x 20	4 x 4	.291	.399	.434	.467	.608	.243
17 x 18	4 x 4	.290	.395	.428	.460	.597	.235
17 x 22	4 x 4	.294	.418	.457	.495	.655	.276
15 x 20	4 x 5	.339	.443	.476	.507	.642	.232
15 x 21	4 x 5	.340	.448	.482	.515	.654	.241
16 x 21	4 x 5	.341	.455	.491	.526	.671	.254
17 x 17	5 x 4	.338	.439	.471	.502	.632	.225
17 x 18	5 x 4	.339	.444	.477	.509	.646	.235
17 x 19	5 x 4	.340	.450	.485	.518	.660	.245
17 x 20	5 x 4	.341	.455	.491	.526	.673	.255
18 x 18	5 x 4	.340	.450	.485	.518	.660	.245
18 x 19	5 x 4	.341	.456	.493	.527	.674	.256
18 x 20	5 x 4	.342	.461	.499	.535	.688	.266
18 x 21	4 x 4	.343	.467	.507	.544	.702	.275
19 x 19	5 x 4	.342	.461	.499	.535	.688	.265
19 x 20	5 x 4	.343	.467	.507	.544	.704	.277
19 x 21	5 x 4	.345	.474	.515	.554	.720	.288
20 x 20	5 x 4	.345	.474	.515	.554	.720	.288
20 x 21	5 x 4	.347	.481	.524	.563	.736	.299
21 x 21	5 x 4	.348	.488	.533	.575	.755	.312
16 x 19	5 x 5	.397	.500	.533	.565	.701	.234
16 x 20	5 x 5	.396	.505	.540	.573	.714	.244
16 x 21	5 x 5	.397	.510	.546	.581	.727	.254
17 x 19	5 x 5	.396	.506	.541	.574	.715	.245
17 x 20	5 x 5	.397	.511	.547	.582	.729	.255
17 x 21	5 x 5	.398	.517	.555	.591	.744	.265
17 x 24	5 x 5	.401	.535	.578	.618	.790	.299
18 x 19	5 x 5	.397	.512	.549	.588	.731	.256
18 x 20	5 x 5	.398	.517	.555	.595	.745	.266
18 x 21	5 x 5	.399	.522	.562	.604	.759	.276
18 x 22	5 x 5	.400	.527	.568	.612	.773	.285
19 x 21	5 x 5	.400	.529	.570	.609	.775	.288
19 x 22	5 x 5	.401	.535	.578	.618	.789	.298
20 x 22	5 x 5	.403	.542	.586	.628	.807	.310
21 x 22	5 x 5	.405	.551	.598	.641	.826	.321
19 x 19	6 x 5	.465	.584	.622	.658	.811	.265
19 x 20	6 x 5	.466	.590	.630	.667	.827	.277
19 x 21	6 x 5	.467	.596	.637	.676	.842	.288
19 x 22	6 x 5	.469	.603	.646	.686	.857	.299
20 x 20	6 x 5	.467	.596	.637	.676	.842	.288
20 x 21	6 x 5	.469	.603	.646	.686	.858	.299
20 x 22	6 x 5	.470	.609	.654	.695	.874	.310
21 x 21	6 x 5	.470	.610	.655	.697	.877	.311
21 x 22	6 x 5	.472	.618	.665	.708	.897	.325
22 x 23	6 x 5	.475	.634	.685	.732	.852	.355
22 x 24	6 x 5	.477	.642	.695	.744	.952	.368
23 x 23	6 x 5	.477	.643	.696	.745	.960	.368
23 x 24	6 x 5	.479	.651	.707	.759	.982	.384
20 x 23	6 x 6	.532	.676	.722	.765	.952	.321
21 x 23	6 x 6	.534	.685	.733	.779	.973	.337
21 x 24	6 x 6	.536	.693	.743	.790	.993	.350

Extras (add or deduct from base price)
1. Coils—for each ½ gauge heavier or lighter, add or deduct 3% of price of uncovered unit.

2. Coils—for each ½ inch higher (and same coil pitch) add 2%.
3. Serpentine or shaped fronts:

4 coil width, add	$0.02
5 coil width, add	.025
6 coil width, add	.03
7 coil width, add	.035
4. Tapered units, add	.05
5. Each full gauge heavier border wire for top and bottom, add	.01
6. Japanned unit, add	.02
7. 4-Piece border top and bottom in place of continuous formed border, deduct	.03
8. Each continuous formed border omitted, deduct	.03
9. Border, two sides only in place of four sides, top and bottom, deduct	.02
10. Offset coil units (coils flattened where joined by helicals) add (per coil)	.002

11. Fractional inch dimensions to be counted same as nearest full inch.
12. The maximum price of an unlisted size of a listed row count is the price of a listed cushion unit with the same row count and the same or nearest coil diameter (with ½" maximum variance) plus or minus adjacent differentials for each inch variation in length.
13. The maximum price of an unlisted size which cannot be determined under (12) above must be determined under sections 5, 6, or 11 of this regulation.

Quantity differentials (to be applied after all other extras are added or deducted from base price).

For lots of less than 50 cushions units of a single size or kind, add 10%.

Cushion made with covers supplied by the purchasers, add 3 cents to the uncovered price.

This amendment shall become effective April 1, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5105; Filed, Mar. 27, 1946; 11:50 a. m.]

PART 1380—HOUSE AND SERVICE INDUSTRY MACHINES

[MPR 598, Amdt. 5]

POST-WAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respects:

1. In section 24, Appendix A is amended by adding to the table of retail prices the following makes and models of refrigerators to be inserted in alphabetical order:

Make	Brand	1946 model No.	1st zone [1]	2d zone [1]	3d zone [1]
Montgomery Ward and Company	Montgomery Ward	666	$150.95	$155.95	$160.95
		676	161.95	166.95	171.95
		696	179.95	184.95	189.95
		886	199.95	204.95	209.95

[1] Zone 1 includes the following zones as defined in the regular Montgomery Ward retail pricing map: 3, 5, 9, 10, 11-21, 29-39, 41.
[2] Zone 2 includes the following zones as defined in the regular Montgomery Ward retail pricing map: 1, 2, 4, 6, 8, 42-45, Region 5, Pacific Coast.
[3] Zone 3 includes the following zones as defined in the regular Montgomery Ward retail pricing map: 7, 22-28, 40,

This amendment shall become effective on the 27th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5102; Filed, Mar. 27, 1946; 11:48 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[2d Rev. MPR 183,[1] Amdt. 21]

PUERTO RICO

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 183 is amended in the following respects:

1. A new sentence is added to the end of section 1.9 (b) (1) to read as follows: "If the statement furnished a purchaser under this paragraph, or under any other notification provision contained in this regulation, does not identify the grade, weight, quantity, size, style, or other specification of the commodity sold, the maximum price which may be charged for such commodity is the maximum price established by this regulation for the lowest priced grade, weight, quantity, size, style or other specification of that commodity."

2. A new sentence is added to the end of section 1.9 (c) to read as follows: "If the sales slip, receipt or invoice furnished a purchaser under this paragraph, or under any other invoice provision contained in this regulation, does not identify the grade, weight, style, quantity, size or other specification of the commodity sold, the maximum price which may be charged for such commodity is the maximum price established by this regulation for the lowest priced grade, weight, style, quantity, size or other specification of that commodity."

3. A new section 1.13a is added to read as follows:

SEC. 1.13a *Territorial adjustment of maximum prices.* Whenever in the judgment of the Territorial Director the exigency of the case requires it, he may, by interim order, adjust or revise any maximum price established by this regulation. Any such order may be revised, amended or revoked by the Price Administrator or the Regional Administrator for the Ninth Region. Any such order shall, as soon as practicable, be superseded by an appropriate amendment to this regulation.

4. Section 12.12 (b) is amended to read as follows:

(b) *Applicability.* This section applies to sales of china, pottery, glassware and enamelware which are commonly used for household purposes. Novelty or decorative items designed for and used solely as decoration or ornamentation are not covered by this section.

5. Section 12.14 is added to read as follows:

SEC. 12.14 *Radio receivers and phonographs.*—(a) *Definitions.* As used in this section, the term:

(1) "Radio receivers and phonographs" means all new consumer type radio receivers and electric phonographs, including but not limited to, household, portable, and automobile receivers (including television receivers); electrically amplified phonographs, wired or wireless record players, sound recording and reproducing devices alone or in combination with a radio receiver; as well as chassis for those articles.

(2) "Manufacturer" means the person who makes the first sale of a radio receiver or phonograph.

(3) "Distributor" means any person who buys radio receivers or phonographs and resells them in the same form to persons other than consumers.

(4) "Net cost" means the price paid for the article f. o. b. factory or f. o. b. distributor's warehouse, as the case may be, not, however, to exceed the supplier's ceiling price.

(b) *Maximum prices.* (1) The seller's maximum price for a radio receiver or phonograph sold or delivered in Puerto Rico shall be the net cost thereof multiplied by the applicable factor set forth below:

	Sales at wholesale	Sales at retail
Group one		
Radio receivers and phonographs acquired directly from the manufacturer	1.35	2.00
Group two		
Radio receivers and phonographs acquired from a distributor	(1)	1.63

[1] In this case the maximum price shall be the direct cost to the importer.

(2) Any tax upon or incident to the sale or delivery of any radio receiver or phonograph imposed by any statute or ordinance of Puerto Rico or subdivision thereof, if actually paid by the seller, may be added to the maximum price, provided such tax is separately stated.

6. A new section 14.6 is added to read as follows:

[1] 10 F.R. 7635, 8933, 9223, 9227, 10224, 10976, 11666, 11811, 12555, 12744, 12745, 12961, 13230, 14247, 15173; 11 F.R. 608, 799, 1101, 1406.

SEC. 14.6 *Maximum prices for used 1945, 1946 and subsequent model year passenger automobiles.*—(a) *Definition of used passenger automobile.* "Used passenger automobile" (called "used car" in this section) means any passenger automobile having a seating capacity of less than eleven persons which has been used for any purpose and the chassis or body of such an automobile, except that a 1945 or later model year automobile which is a demonstrator, dealer company owned, or dealer executive car shall not be considered a used car subject to this regulation. This definition includes, among others, used taxicabs and station wagons having a seating capacity of less than eleven persons.

(b) *Method for determining maximum prices.* The maximum price for a used 1945, 1946 and subsequent model year used car shall be the retail price paid for such car when new, not to exceed the maximum price under Maximum Price Regulation 594.

(c) *Certification of selling prices to local Price Control Boards and to purchasers.* When a used car covered by this section is sold, the seller shall furnish to his local Price Control Board not later than five days from the date of sale the original of the following certification and a copy of the following Certificate of Transfer, and shall furnish to the purchaser at the time of sale a copy of such certification and such Certificate of Transfer:

(1) *Certification.* The certification which the seller must furnish to his Price Control Board and to the purchaser shall be a statement addressed both to the Board and the purchaser and signed by the seller containing the following:

I hereby certify that the price of $_____ charged _____ Name of purchaser _____ for _____ Full address _____ (Make) _____ used car of _____ (Model) _____ model year bearing motor number _____ and/or serial number _____ does not exceed the lower of (a) the retail price paid for such used car when sold new or (b) its maximum price under Maximum Price Regulation 594

_____
Signature of seller or authorized representative

_____
Address of seller

(2) *Certificate of Transfer.* There shall be attached to each certification required by subparagraph (1) a copy of the Certificate of Transfer covering the sale under Maximum Price Regulation 594 of the used car when new which was furnished to the Price Control Board and the purchaser at retail of the used car when new.

This amendment shall become effective April 1, 1946.

Issued this 27th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5103; Filed, Mar. 27, 1946; 11:48 a. m.]

No. 61——3

PART 1418—TERRITORIES AND POSSESSIONS

[2d Rev. MPR 183,[1] Amdt. 22]

LARD AND RENDERED PORK FAT IN PUERTO RICO

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 183 is amended in the following respects:

In the schedule following section 4.10 (a) footnote 1 is deleted, and the prices of the following items are amended to read as follows:

Items and brand names	Price to wholesaler	Price at wholesale	Price at retail
(1) Lard and rendered pork fat.			
Tierces and cases of 56 pounds	*Pound* $0.18	*Pound* $0.19	*Pound* $0.22
Tins of 35 to 37 pounds	.18	.19	.22

This amendment shall become effective as of March 18, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5101; Filed Mar. 27, 1946; 11:48 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 77]

DISTILLED SPIRITS AND WINES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 24 of Revised Maximum Price Regulation 373 is amended by adding paragraph (h) to read as follows:

(h) *Suspension of certain commodities from price control.* For the commodities listed below the provisions of this regulation are suspended and shall be inoperative with respect to sales and deliveries during the period specified (where a termination date is named, price controls will be automatically reinstated on the termination date; where no termination is specified, suspension from price control is indefinite):

Commodity	From	Termination date
1. Bulk and packaged imported distilled spirits, except all types of imported whiskies and except all types of imported whiskey-flavored or whiskey-based cordials, liqueurs, and specialties.	Feb. 25, 1946	
2. Bulk and packaged imported wines.	do	
3. Bulk and packaged domestic wines.	do	

[1] 10 F.R. 7635, 8933, 9223, 9227, 10224, 10976, 11666, 11811, 12555, 12744, 12745, 12961, 13230, 14247, 15173; 11 F.R. 608, 799, 1101, 1406.

This amendment shall become effective as of February 25, 1946.

Issued this 27th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5103; Filed, Mar. 27, 1946; 11:48 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 395,[1] Amdt. 20]

RAW CANE SUGAR IN VIRGIN ISLANDS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 395 is amended in the following respects:

1. Section 3 is amended to read as follows:

SEC. 3 *Commodities, transactions and persons covered*—(a) *Commodities covered.* This regulation covers the commodities set forth in Article IV.

(b) *Transactions covered.* This regulation covers sales at wholesale or retail, or both, and any other type of transaction which may be specified in the sections under Article IV.

(c) *Persons covered.* Any person who sells any commodity set forth in Article IV is subject to this regulation. The term "person" includes an individual, corporation, partnership, association or any other organized group, their legal successors or representatives; the United States, or any government or any of its political subdivisions, or any agency of any of the foregoing.

2. Section 47 is amended to read as follows:

SEC. 47. *Maximum prices for raw cane sugar produced and sold in the Virgin Islands*—(a) *Sales by persons who own no raw cane sugars at the close of business on February 9, 1946.* Any person who owns no raw cane sugars at the close of business on February 9, 1946, shall refer to Table XXXVII below for his maximum prices for sales by him of raw cane sugars on and after February 10, 1946.

(b) *Sales by persons who own raw cane sugars at the close of business on February 9, 1946.* Any person who owns raw cane sugars at the close of business on February 9, 1946, may use the maximum prices set forth in Table XXXVII below for sales by him of raw cane sugars, on and after February 10, 1946, upon the condition that he complies with all the pertinent requirements of the following subparagraphs (1) and (2):

(1) *Filing of Affidavit.* Any producer who sells raw cane sugars, and who owns raw cane sugars at the close of business on February 9, 1946, shall, not later than March 1, 1946, send by registered mail addressed to the Commodity Credit Corporation, 150 Broadway, New York 7, New York, an affidavit setting out the total number of pounds of raw cane sugars

[1] 10 F.R. 5941, 6946, 7799, 8069, 8699, 9227, 9925, 11437, 11305, 11810, 11306, 11666, 12811, 13551, 14064, 14865, 15216, 15217; 11 F.R. 609, 1398

owned by him at the close of business on February 9, 1946.

(2) *Payment to Commodity Credit Corporation.* Any producer who elects to increase his maximum price on February 10, 1946, shall make a statement to that effect in the affidavit described in subparagraph (1), and shall make payment by check or money order payable in New York funds to the Commodity Credit Corporation in an amount computed as follows:

(i) The total number of pounds of raw cane sugars owned by him at the close of business on February 9, 1946;

(ii) Multiplied by .455 of a cent per pound.

Payment may be made at the time of filing the affidavit or monthly payments shall be made within 30 days following the close of the calendar month for the amount of sugar sold during such month, until the full amount due has been paid. The maximum price, in the event of failure to make such payment or payments, shall be the applicable maximum price in effect prior to February 10, 1946.

(3) *Election to sell inventory at lower price.* Any producer who owns raw cane sugars at the close of business on February 9, 1946, may, in lieu of making payment to Commodity Credit Corporation, described in subparagraph (2), elect to sell or otherwise dispose of the entire amount of his inventory at or below the maximum price in effect on February 9, 1946. Such person shall state in the affidavit described in subparagraph (1) that he elects to sell his inventory at the lower price. At such time as he has sold an amount equal to his February 9, 1946 inventory, he shall file by registered mail with the Commodity Credit Corporation a final affidavit stating that he has fully complied with the requirements of this subparagraph (3).

After mailing the final affidavit in proper form, such person may use the maximum prices set out in Table XXXVII below.

(c) *Maximum prices for sales at wholesale and retail after February 9, 1946.* At the close of business on February 9, 1946, each seller at wholesale or retail must determine the number of pounds of raw cane sugars held by him for resale at that time. The owner of one or more stores shall determine the number of pounds held in each such store and wherever else located. The maximum prices in effect on February 9, 1946, shall apply to all sales of such raw cane sugar until the seller has sold an amount equal to his February 9, 1946 inventory of such raw cane sugar. Thereafter such wholesaler or retailer may use the maximum prices set forth in the following table:

TABLE XXXVII—MAXIMUM PRICES FOR SALES OF RAW CANE SUGAR OF NOT LESS THAN 96 DEGREES POLARIZATION

	To wholesalers (ex warehouse or factory per 100 lbs.)	At wholesale (per 100 lbs.)	At retail (per lb.)
Island of St. Croix	$4.055	$4.455	$0.06
Island of St. Thomas	4.055	4.455	.06
Island of St. John	4.055	[1] 4.455	.06

[1] This price includes delivery to buyer.

Any wholesaler or retailer who, at the close of business on February 9, 1946, has an inventory of more than 10,000 pounds of locally produced raw cane sugar, must file an affidavit with the Office of Price Administration in the Virgin Islands showing the number of pounds of such raw cane sugar owned by him for resale at that time.

(a) This section supersedes Temporary Order G–11 issued by the Territorial Director under RMPR 395 insofar as such order applies to sales of raw cane sugar produced in the Virgin Islands.

This amendment shall become effective as of 12:01 a. m., February 10, 1946.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5104; Filed, Mar. 27, 1946; 11:49 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[SR 2 to GMPR for Hawaii [1]]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY THE GENERAL MAXIMUM PRICE REGULATION FOR THE TERRITORY OF HAWAII FOR RAW CANE SUGAR

A statement of the considerations involved in the issuance of this Supplementary Regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in that statement, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and pursuant to the provisions of section 4 of the General Maximum Price Regulation for the Territory of Hawaii, Supplementary Regulation No. 2 is hereby issued.

SECTION 1. *Scope of regulation.* The maximum prices established by the General Maximum Price Regulation for the Territory of Hawaii for sales of certain commodities are modified in accordance with the provisions set forth in the following sections of this regulation.

SEC. 2. *Specific additions to applicable maximum prices for sales of raw cane sugar*—(a) *Sales by persons who own no raw cane sugars at the close of business on February 9, 1946.* Any person subject to this regulation who owns no raw cane sugars at the close of business on February 9, 1946, may add .455 of a cent per pound to the applicable maximum prices established by the General Maximum Price Regulation for the Territory of Hawaii for sales by him of raw cane sugars, on and after February 10, 1946.

(b) *Sales by persons who own raw cane sugars at the close of business on February 9, 1946.* Any person subject to this regulation, except Commodity Credit Corporation, who owns raw cane sugars at the close of business on February 9, 1946, may add .455 of a cent per pound to the applicable maximum prices established by the General Maximum Price Regulation for the Territory of Hawaii for sales by him of raw cane sugars, on and after February 10, 1946, upon the condition that he complies with all the pertinent requirements of the following paragraphs (c) and (d).

(c) *Filing of affidavit.* Any person subject to this regulation, who sells raw cane sugars, and who owns raw cane sugars at the close of business on February 9, 1946, shall not later than February 15, 1946, send by registered mail addressed to Commodity Credit Corporation, 150 Broadway, New York 7, New York, an affidavit setting out the total number of pounds of raw cane sugars owned by him at the close of business on February 9, 1946.

(d) *Payment to Commodity Credit Corporation.* Any person subject to the provisions of this regulation, who elects to increase his maximum price on February 10, 1946, shall make a statement to that effect in the affidavit described in paragraph (c) and shall make payment by check or money order payable to the Commodity Credit Corporation in an amount computed as follows:

(1) The total number of pounds of raw cane sugars owned by him at the close of business on February 9, 1946;

(2) Multiplied by .455 of a cent per pound.

Payment may be made at the time of filing the affidavit or monthly payments shall be made within 30 days following the close of the calendar month for the amount of sugar sold during such month, until the full amount due has been paid. The maximum price, in the event of failure to make such payment or payments, shall be the maximum price in effect prior to February 10, 1946.

(e) *Elections to sell inventory at lower price.* Any person subject to this regulation who owns raw cane sugars at the close of business on February 9, 1946, may, in lieu of making payment to Commodity Credit Corporation, described in paragraph (c) above, elect to sell or otherwise dispose of the entire amount of his inventory at or below the maximum price in effect on February 9, 1946. Such person shall state in the affidavit described in paragraph (c) that he elects to sell his inventory at the lower price. At such time as he has sold an amount equal to his February 9, 1946 inventory, he shall file by registered mail with the Commodity Credit Corporation a final affidavit stating that he has fully complied with the requirement of this paragraph (e).

After mailing the final affidavit in proper form such person may increase his maximum price in the amount set out in paragraph (a).

(f) *Maximum prices for sales by Commodity Credit Corporation.* The Commodity Credit Corporation may add the sum of .455 of a cent per pound to the applicable maximum prices established by the General Maximum Price Regulation for the Territory of Hawaii.

This amendment shall become effective as of February 10, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau in accordance with the Federal Reports Act of 1942.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5088; Filed, Mar. 27, 1946; 11:44 a. m.]

[1] 8 F.R. 5307, 14765, 15586; 9 F.R. 579, 4239, 6238, 6817, 12132; 10 F.R. 2810.

PART 1499—COMMODITIES AND SERVICES

[SR 14G, Amdt. 4]

STEEL SHIPPING CONTAINERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 8 is added to Supplementary Regulation 14G to read as follows:

SEC. 8. *Steel shipping containers*—(a) *Maximum prices.* Regardless of the provisions of any other regulations, any person may sell and deliver any steel shipping container, as defined in (b) below, at a price not to exceed the maximum price otherwise established by the General Maximum Price Regulation or section 7 of this Supplementary Regulation 14G, plus 10% of such maximum price.

(b) *Definitions.* "Steel shipping container," as used in this section 8, includes any unused shipping package having a circular cross section and a welded or lock seam on a straight, bilged, tapered or necked-in side manufactured from steel sheets of 30 gauge or heavier and with a capacity of at least 1 U. S. liquid gallon and no more than 133 U. S. liquid gallons. It does not include any of the following commodities: packers' tin cans or condensed milk cans as defined in Maximum Price Regulation No. 350; Tanks as defined in Revised Maximum Price Regulation No. 136, Maximum Price Regulation No. 188, or any other regulation covering such commodities issued by the Office of Price Administration; general line cans; breast top containers; ice cream cans; containers having a soldered side seam; buckets or containers specifically designed for consumer use; gasoline or oil cans designed for storage purposes; pressure cylinders; or any other receptacle designed and produced for a purpose other than for use in shipping commodities.

This amendment shall become effective March 26, 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5027; Filed, Mar. 26, 1946; 4:28 p. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 2 to Supp. Service Reg. 15]

LAUNDRY AND DRY CLEANING SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SSR 15 is amended in the following respects:

1. Section 1499.665 (a) (3) is amended in the following respects:

a. The definition of "'Power Laundries" is amended to read as follows:

"Power Laundries" means all establishments in the Spokane area offering laundry services for sale, with the exception of such hand laundries as do not use power machinery to wash laundry, and independent retail distribution outlets.

b. A definition of "independent retail distribution outlet" is added immediately following the paragraph amended above to read as follows:

"Independent retail distribution outlet" means a place of business which supplies laundry or dry cleaning services, is not owned by another laundry or dry cleaner, is not a unit of two or more laundry or dry cleaning outlets under joint ownership, and which performs no processing of laundry or dry cleaning.

2. The last unnumbered paragraph of § 1499.665 (a) (8) Appendix A, is amended to read as follows:

All power laundries must offer at least a 20% discount to cash-and-carry customers and to independent retail distribution outlets for all family laundry services.

This amendment shall become effective April 1, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5099; Filed, Mar. 27, 1946; 11:48 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 188, Amdt. 76]

RESIDENTIAL LIGHTING FIXTURES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 188 is amended in the following respect:

Section 1499.166 (b) (10) (xii) is amended by deleting from the list of articles contained therein the following:

Residential lighting fixtures.

This amendment shall become effective on the 26th day of March 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5029; Filed, Mar. 26, 1946; 4:28 p. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—United States Public Health Service, Federal Security Agency

PART 11—FOREIGN QUARANTINE REGULATIONS

PART 16—IMPORTATION OF PARROTS

Pursuant to the authority contained in Public Law 410, 78th Congress, approved July 1, 1944 (58 Stat. 682), the regulations issued March 20, 1946 (11 F.R. 2995), which were to become effective May 1, 1946, are hereby revoked. The regulations contained in §§ 11.1 to 11.264, inclusive, of Part 11, and in §§ 16.0 to 16.8, inclusive, of Part 16, Title 42, Code of Federal Regulations, and Executive Order No. 5264, which were thereby revoked and superseded, effective May 1, 1946, shall remain in effect until repealed, modified, or superseded.

Dated: March 26, 1946.

WARREN F. DRAPER,
Acting Surgeon General.

Approved:

WATSON B. MILLER,
Federal Security Administrator.

[F. R. Doc. 46-5047; Filed, Mar. 27, 1946; 9:25 a. m.]

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Independent Telephone Learner Regulations, July 17, 1944, (9 F.R. 7125):

West Iowa Telephone Company, Marcus, Iowa; one (1) learner (T); effective March 16, 1946, expiring March 15, 1947.

Apparel Industry Learner Regulations, September 7, 1940 (5 F.R. 3591), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Thompsontown Manufacturing Company, Thompsontown, Pennsylvania; men's and boys' underwear; five (5) learners (T); effective March 20, 1946, expiring March 19, 1947.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regula-

tions and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 21st day of March 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-5024; Filed, Mar. 26, 1946; 4:14 p. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 476]

UNLOADING OF COMMODITIES AT LOCKPORT, N. Y.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of March A. D. 1946.

It appearing, that numerous cars containing various commodities at Lockport, N. Y., on The New York Central Railroad Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, That:

Commodities at Lockport, New York, be unloaded. (a) The New York Central Railroad Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Lockport, N. Y., for account of the Harrison Radiator Division of General Motors Corp.:

Init. and No.	*Contents.*
DH, 22646	Lumber.
PRR, 81133	Tractor.
C&O, 5059	Copper.
SP, 32920	Do.
PRR, 101737	Do.
NYC, 163001	Brass and copper.
PRR, 104691	Copper.
SP, 28743	Brass and copper.
PRR, 518525	Lumber.
CP, 176549	Do.
E, 98114	Copper.
Milw, 19370	Cartons.
CMO, 21282	Do.
B&O, 384296	Crate material.
B&O, 257004	Copper.
B&O, 256304	Steel.
PRR, 502419	Copper.
PLE, 35088	Do.
CN, 423557	Lumber.
L&N, 11789	Do.
CP, 180187	Do.
CASO, 138062	Copper.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon The New York Central Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5022; Filed, Mar. 26, 1946; 1:24 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-701]

TENNESSEE GAS AND TRANSMISSION CO.

NOTICE OF AMENDMENT TO APPLICATION

MARCH 25, 1946.

Notice is hereby given that Tennessee Gas and Transmission Company (hereinafter referred to as the "Applicant" or "Tennessee Company"), a Tennessee corporation with its principal place of business at Houston, Texas, filed on March 18, 1946, an amendment to its application, filed February 11, 1946, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, seeking by the amended application authorization to construct and operate certain main pipe line looping, certain lateral gas feeder lines from its main line to the producing fields, and additional compressor station facilities, hereinafter more particularly described, which, if constructed, are estimated to increase the designed capacity of Applicant's existing pipe line system from approximately 264,000 Mcf to a total designed delivery capacity of approximately 381,000 Mcf per day.

Notice of the filing by the Tennessee Company, on February 11, 1946, of the original application in this matter was published in the FEDERAL REGISTER on February 26, 1946, Volume 11, page 1994, providing for the filing of any protest or petition to intervene in opposition to the application by not later than March 15, 1946.

Applicant's existing natural gas transportation system and the facilities which the Tennessee Company seeks authorization to construct and operate, as proposed in the original application, were described in the original notice published on February 26, 1946. In addition to the facilities there proposed and described, the Tennessee Company, in its amendment of March 18, 1946, proposes to construct at least two lateral gas feeder lines from its main line to the producing fields, the first such lateral being 6.3 miles of 10¾-inch O. D. by ¼-inch gathering line from Applicant's main line to Tom O'Connor field, Refugio County, Texas, and the second lateral being 7.95 mile of 12¾-inch O. D. by ¼-inch gathering line from Applicant's main line to Heyser field, Victoria County, Texas.

The Tennessee Company, in its amended application, says it expects to supply a portion of the proposed additional market from additional and newly dedicated reserves of The Chicago Corporation in fields other than the Stratton-Agua Dulce, Carthage and San Salvador fields in the State of Texas. Applicant has notified The Chicago Corporation of the proposed increase in its requirements for gas and is now negotiating with The Chicago Corporation with respect to supplying a portion of such increased requirements. Applicant expects to obtain such portion of the additional gas required as is not supplied by The Chicago Corporation from reserves available to Applicant under existing contracts with other producers, and also from reserves under contracts which are now being negotiated and which may be negotiated with such other producers.

Applicant has entered into other new gas purchase contracts, and now has dedicated gas reserves in the Agua Dulce, Riverside-O'Neil, Ragsdale, Placedo, Nada, Orange Hill, Lissie, East Bernard, Josey Ranch and Sarco Creek fields. These agreements involve small gas fields, but in the aggregate make available a new source of supply to Applicant's system.

In addition to the above-mentioned sources, Applicant is now negotiating for casinghead gas or waste gas which is being produced in the Seelingson, Tom O'Connor, Heyser and Katy fields to the total extent of approximately 87,000 Mcf per day, which is 74 per cent of the increase in capacity to Applicant's system herein proposed. Tennessee Gas and Transmission Company believes that the utilization of casinghead gas now being wasted is definitely in the public interest and a benefit to sound conservation practices in the gas-producing areas.

Any interested State commission is requested to notify the Federal Power Commission whether it considers the application, as amended, one which should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application, as amended, of the Tennessee Company should, on or before the 5th day of April 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-5060; Filed, Mar. 27, 1946; 11:33 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 194]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA, OREGON AND UTAH COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Celestina Casaleggio	Italy	Estate of Raffaele Casaleggio, deceased, Superior Court, Solano County, Calif., File No. 7717.	$200.00	Sylvester Andriano, Trustee, 550 Montgomery St., San Francisco, Calif.	$13.27
		Item 2			
Giovanni Casaleggio	Italy	Same	200.00	Same	13.27
		Item 3			
Maria Casaleggio	Italy	Same	200.00	Same	13.27
		Item 4			
Paolo Casaleggio	Italy	Same	200.00	Same	13.27
		Item 5			
Adelina Casaleggio	Italy	Same	200.00	Same	13.27
		Item 6			
Elisa-Adelia Casaleggio	Italy	Same	200.00	Same	13.27
		Item 7			
Maria Bona Casaleggio	Italy	Same	200.00	Same	13.27
		Item 8			
Emilia Casaleggio	Italy	Same	200.00	Same	13.27
		Item 9			
Olga Collias	Greece	Estate of Constantine Gus Collias, deceased, Superior Court, Stanislaus County, Calif., File No. 20021.	214.09	John G. Collias, Trustee, Room 503, Hotel Clayton, Oakland, Calif.	30.00
		Item 10			
Peter Johnson	Norway	Estate of George Sway, deceased, Circuit Court, Multnomah County, Oreg., File No. 80420.	91.14	Title & Trust Co., Title and Trust Bldg., 325 Southwest 4th Ave., Portland 4, Oreg. Account in the name of the Estate of George Sway, deceased, Trust No. CT-1584.	16.00
		Item 11			
Mrs. Bena Skarwold	Norway	Same	91.14	Same	16.00
		Item 12			
Vasilios D. Gigikalakis	Greece	Estate of Antonius Gigikalakis, deceased, District Court, Carbon County, Utah, Case No. 1237.	3,731.50	First National Bank, Price, Utah. Account No. 7874. Account reads: "In account with: Anthony Poumpouras, Acting Consul General of Greece at Chicago, Ill., or his successor."	19.80
		Item 13			
Kostantinos D. Gigikalakis	Greece	Same	3,731.50	Same	19.80
		Item 14			
George D. Gigikalakis	Greece	Same	3,731.50	Same	19.80
		Item 15			
Maria D. Gigikalakis	Greece	Same	3,731.50	Same	19.80
		Item 16			
Despina D. Gigikalakis Varthakis	Greece	Same	3,731.50	Same	19.80

[F. R. Doc. 46-4983; Filed, Mar. 26, 1946; 11:18 a. m.]

[Vesting Order CE 195]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Panagiotis Colliopoulos, Constantino Colliopoulos, Vasilios Colliopoulos, Andreas Colliopoulos, Demitrios Colliopoulos, Angelo Colliopoulos Psinias; and any other heirs at law of Nick Collias, alias Nick Collias, alias Nickolas Colliopoulos, deceased, names unknown.	Greece	Estate of Nick Collias, alias Nick Collias, alias Nikolas Colliopoulos, deceased, No. 43–P–667, Probate Court, Cook County, Ill.	$5,640.56	Victor L. Schlaeger, county treasurer, Cook County, Chicago, Ill.	$74.00
		Item 2			
Julia Bolek	Poland	Frank Prochaska vs. John A. Prochaska, No. 43–C–1956, Circuit Court, Cook County, Ill.	604.17	Same	53.00
		Item 3			
Kazimeras Statkus	Lithuania	Estate of Rapolas Statkus, deceased, No. 42–P–4478 Probate Court, Cook County, Ill.	1,039.14	Same	38.00
		Item 4			
Barbara Statkus	Lithuania	Same	1,039.15	Same	38.00
		Item 5			
Maren Jensen	Denmark	Estate of Niels P. Nielsen, deceased, Probate Court, Cook County, Ill.; Docket No. 401; p. No. 216; File No. 41–P–1514.	313.92	Same	8.00
		Item 6			
Lars Christian Pedersen	Denmark	Same	97.01	Same	5.00
		Item 7			
Soren Pedersen	Denmark	Same	97.01	Same	5.00 p
		Item 8			
Maren Pedersen	Denmark	Same	97.02	Same	5.00
		Item 9			
Johanne Pedersen	Denmark	Same	97.02	Same	5.00
		Item 10			
Marius Pedersen	Denmark	Same	97.02	Same	5.00
		Item 11			
Christian Pedersen	Denmark	Same	97.02	Same	5.00
		Item 12			
Maria Pedersen	Denmark	Same	97.02	Same	5.00
		Item 13			
Boletta Pedersen	Denmark	Same	178.32	Same	5.00
		Item 14			
Ellen Nielsen	Denmark	Same	178.32	Same	5.00
		Item 15			
Johanna Nielsen Jensen	Denmark	Same	713.28	Same	18.00
		Item 16			
Mary Klimak Pavlik	Czechoslovakia	Estate of Michael Pavlik, deceased, Probate Court of Cook County, Chicago Ill., File 421'8529, Docket 417, p. 305.	1,443.25	Same	117.00
		Item 17			
Michael Pavlik, Jr.	Czechoslovakia	Same	1,443.24	Same	117.00

[F. R. Doc. 46–4984; Filed, Mar. 26, 1946; 11:18 a. m.]

[Vesting Order CE 196]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Emile Decoeur or Victoria Decoeur.	France	Estate of Ingeborg Curtis, deceased, Surrogate's Court, New York County, N. Y., File No. 1775–1944.	Income of a $15,000 trust created under the Will of Ingeborg Curtis, deceased.	Charles Randolph Butler and Leo DeNave, Co-Trustees, 38 Park Row, New York, N. Y.	$12.00
		Item 2			
Henriette Mallet	France	Same	Income of a trust of $8,000 created under the Will of Ingeborg Curtis, deceased.	Same	10.00
		Item 3			
Margaret Totman	France	Same	Same	Same	10.00
		Item 4			
Ingeborg Clausen	Denmark	Same	Income of a $15,000 trust created under the Will of Ingeborg Curtis, deceased.	Same	19.00
		Item 5			
Edith Laurence Sanderson	France	Estate of Margaret B. Sanderson, deceased, Surrogate's Court, New York County, N. Y.	Income from trust under Will of Margaret B. Sanderson, deceased.	Guaranty Trust Company, 140 Broadway, New York, N. Y., Trustee.	25.00
		Item 6			
Maria Varnavelias	Greece	Estate of Christ Varnavelias, deceased, Surrogate's Court, Richmond County, N. Y., File No. P–271–1943.	Annuity $480.00	George Vallas, Executor, 84 Hatfield Place, Staten Island, N. Y.	41.00
		Item 7			
Michele Recano	Italy	Estate of Luigi Recano, deceased, Surrogate's Court, New York County, N. Y. File No. 2977, 1943.	$929.54	James P. Blue, Administrator of the Estate of Luigi Recano, Room 309, 31 Chambers St. New York, N. Y.	154.00
		Item 8			
Rosina Speranza	Italy	Estate of Pasquale Speranza, deceased, Surrogate's Court, New York County, N. Y., Index No. A–426/1943.	$2,500.00	Public Administrator, New York County, 31 Chambers St., New York, N. Y.	10.40
		Item 9			
Francesca Speranza	Italy	Same	$890.00	Same	3.72
		Item 10			
Maria Speranza	Italy	Same	$890.00	Same	3.72
		Item 11			
Soccorsa Speranza	Italy	Same	$890.00	Same	3.72
		Item 12			
Guiseppa Speranza	Italy	Same	$890.00	Same	3.72
		Item 13			
Antolnetta Speranza	Italy	Same	$890.00	Same	3.72
		Item 14			
Elizabeth Heartt Colahan	France	Estate of Mary E. Schell, deceased, Surrogate's Court, New York County, N. Y.	Income from Trust under will of Mary E. Schell, deceased.	Central Hanover Bank and Trust Co., 70 Broadway, New York City, N. Y., Trustee.	133.00

[F. R. Doc. 46–4985; Filed, Mar. 26, 1946; 11:18 a. m.]

[Vesting Order CE 199]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Maria Kobulyarik	Czechoslovakia	Estate of Andrew Kobulyarik, Surrogate's Court, New York County, N. Y.; A507, 1942.	$704.62	Treasurer of the City of New York, Municipal Bldg, New York, N. Y.	$27.00
		Item 2	269.75	Same	10.00
Maria Kobulyarik	Czechoslovakia	Same			
		Item 3	269.74	Same	10.00
Joseph Kobulyarik	Czechoslovakia	Same			
		Item 4	269.74	Same	10.00
Anna Kobulyarik	Czechoslovakia	Same			
		Item 5	500.00	Same	55.00
Ottavio (Mariano) Ceccarella	Italy	Estate of Frances E. Shelton, deceased, Surrogate's Court, New York County, N. Y.; Index No. P-823/1940.			
		Item 6	941.16	Same	17.00
Lucia Cuono	Italy	Estate of Giacomo Cuono, deceased, Surrogate's Court, County of Bronx, N. Y.; No. A-283, 1943.			
		Item 7	944.15	Same	13.00
Marie Cuono	Italy	Same			
		Item 8	944.15	Same	12.00
Amelia Cuono	Italy	Same			
		Item 9	3,542.78	Same	35.00
Marcel Gentili di Giuseppe	France	Estate of Frederic Gentili di Giuseppe, deceased, Surrogate's Court, County of New York, N. Y.; No. A1504, 1942.			
		Item 10	287.15	Same	18.00
Isaac Barish	Poland	Estate of Max Barash, deceased, Surrogate's Court, Kings County, N. Y., Index No. 3982, 1941.			
		Item 11	287.15	Same	18.00
Manna Morgenstern	Poland	Same			
		Item 12	287.15	Same	18.00
Clara Petrozil	Poland	Same			
		Item 13	287.15	Same	18.00
Jacob Winter	Poland	Same			
		Item 14	1,000.00	Same	29.10
Violet Amy Frenet	France	Estate of Anna Harriman Vanderbilt, deceased, Surrogate's Court, New York County, N. Y., Index No. P-1074, 1940.			
		Item 15	1,000.00	Same	29.10
Madeleine Solmier	France	Same			
		Item 16	1,000.00	Same	29.11
Edmond Mesnin	France	Same			
		Item 17	(1)	Same	29.11
Louis Tyrode	France	Same			

[1] An undetermined interest in $2,000.

[F. R. Doc. 46-4986; Filed, Mar. 26, 1946; 11:18 a. m.]

[Vesting Order CE 198]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Marie Tuska	Jugo Slavia	Estate of Eva Dittrich, deceased, No. 44-P-4819, Probate Court, Cook County, Ill.	$439.40	Victor L. Schlaeger, County Treasurer, Cook County, Chicago, Ill.	$21.00
		Item 2	439.40	Same	21.00
Rosie Tuska	Jugo Slavia	Same			
		Item 3	439.40	Same	21.00
Anton Pilo	Jugo Slavia	Same			
		Item 4	439.40	Same	21.00
Michael Pilo	Jugo Slavia	Same			
		Item 5	114.05	Same	11.00
Frantisek Strava	Czechoslovakia	Estate of John Strava, deceased, No. 168581, Probate Court, Cook County, Ill.			
		Item 6	114.05	Same	11.00
Marie Ivan	Czechoslovakia	Same			
		Item 7	114.05	Same	11.00
Frantiska Sklenar	Czechoslovakia	Same			
		Item 8	114.05	Same	11.00
Antonina Pekarek	Czechoslovakia	Same			
		Item 9	1,664.90	Same	53.00
Angelo Pini, Casimiro Pini and the unknown heirs of Francesco Pini, deceased.	Italy	Estate of Francesco Pini, deceased, Probate Court, Cook County, Ill.; Docket No. 426; Page 105; File No. 43-P-7408.			
		Item 10	428.48	Same	34.00
Juliana Van Hooye	Belgium	Estate of Louis Vervaet, deceased, Probate Court of Cook County, Ill. File 43 P 1028, Docket 419; Page 134.			
		Item 11	428.48	Same	34.00
Anna Vervaet	Belgium	Same			
		Item 12	2,339.89	Same	22.00
Angela Natali	Italy	Estate of Lorenzo Natali, deceased, Probate Court of Cook County, Ill. File 44 P 856; Docket 428; Page 249.			
		Item 13	2,339.89	Same	22.00
Palma Natali Cucchi	Italy	Same			

[F. R. Doc. 46-4987; Filed, Mar. 26, 1946; 11:18 a. m.]

[Vesting Order CE 197]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN PENNSYLVANIA AND DISTRICT OF COLUMBIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an in-

terest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Amaury Paul Conquere de Monbrison.	France	Trust of Philippe Conquere de Monbrison and Mary Helen Conquere de Monbrison, under Deed dated June 26, 1930, Orphans' Court, Philadelphia County, Pa., File No. 542 of 1938.	$5,922.23	Fidelity-Philadelphia Trust Co., Guardian, 135 S. Broad St., Philadelphia, Pa.	$96.00
		Item 2			
Helene Simone Conquere de Monbrison.	France	Same	5,922.23	Same	96.00
		Item 3			
Tekla Popeka	Poland	Estate of Wasel Popaki, also known as Wasily Popieka, Bill Popeka, Vasilej Papeka, Vahily Papieka, Wasyl Popeka, Wasyl Popieka, and as William Popeka, deceased, Orphans' Court, Allegheny County, Pa., File No. 5844 of 1943.	1,190.00	Potter Title & Trust Co., Administrator, 4th Ave. and Grant St., Pittsburgh, Pa.	20.00
		Item 4			
Olga Popeka	Poland	Same	690.00	Same	9.00
		Item 5			
Gaetano Mancuso	Italy	Estate of Antonio Mancuso, also known as Nicola Tucci and Nick Pussel, deceased, Orphans' Court, Berks County, Pa., File No. 33028.	197.49	Eugenio Mancuso, Administrator, 993 Franklin Street, Reading, Pa.	6.00
		Item 6			
Oreste Mancuso	Italy	Same	197.50	Same	6.00
		Item 7			
Anna Lorello	Italy	Same	197.50	Same	6.00
		Item 8			
Filomena Mancuso	Italy	Same	296.25	Same	8.00
		Item 9			
Roman Ungi	Philippine Islands	Estate of Pan Santillan Ungi, deceased, District Court of the United States for the District of Columbia, Holding Probate Court, File No. 64,256.	253.21	Adaline Navarro, Administratrix, 2419 30th St., NE., Washington, D. C.	23.00
		Item 10			
Bonifacis S. Ungi	Philippine Islands	Same	253.21	Same	23.00
		Item 11			
Michael Pitrowska	Poland	Estate of Anna Protsuk, also known as Anna Protak, and as Katarzyna Pitrowska, deceased, Orphans' Court, Philadelphia County, Pa., File No. 2404 of 1943.	679.68	Usten Protsuk, Administrator, 480 North 5th St., Philadelphia, Pa.	70.00

[F. R. Doc. 46–4986; Filed, Mar. 26, 1946; 11:18 a. m.]

[Vesting Order CE 203]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
John A. Robbins	France	Estate of Clarence H. Robbins, deceased, Surrogate's Court, Suffolk County, N. Y.; File No. P–73–44.	$38.00
		Item 2	
Anton Kowalczik	Czechoslovakia	Estate of Julius Kowall, deceased, Surrogate's Court, Kings County, N. Y.; Index No. 6841/44.	6.00
		Item 3	
Alois Kowalczik	Czechoslovakia	Same	6.00
		Item 4	
Mizzi Langfort	Czechoslovakia	Same	6.00
		Item 5	
Franz Kowalczik	Czechoslovakia	Same	6.00
		Item 6	
Rudolf Kowalczik	Czechoslovakia	Same	6.00
		Item 7	
Joseph Kowalczik	Czechoslovakia	Same	6.00
		Item 8	
Olga Berdnaczik	Czechoslovakia	Same	6.00
		Item 9	
Anestacias Belderis	Greece	Estate of George Belderis, deceased, Surrogate's Court, Kings County, N. Y.; File No. 484/45.	72.00
		Item 10	
Kristine Olsen	Norway	Estate of Bitten Espeland, deceased, Surrogate's Court, New York County, N. Y.; Index No. P–1599/44.	112.00
		Item 11	
Josef Mrozik	Poland	Estate of Magadelna Mrozik, deceased, Surrogate's Court, Kings County, N. Y. Index No. 8200/44.	30.00
		Item 12	
Jozefa Mrozik	Poland	Same	5.00
		Item 13	
Marya Mrozik	Poland	Same	5.00
		Item 14	
Eugenia Mrozik	Poland	Same	5.00
		Item 15	
Biblioteka Szkolna	Poland	Same	5.00
		Item 16	
Franciskus Digrys	Lithuania	Estate of Stanislovas Digrys, also known as Stanisolaus Digrys, also known as Stanislans Digrys, also known as Stanislovas Digris, also known as Stanley Digris, deceased, Surrogate's Court, Kings County, N. Y.; File No. 42/44.	13.00
		Item 17	
Kazimiera Digrys, Franciskus Digris, Joseph Digris, and any other children, names unknown, of Johas Digrys, deceased.	Lithuania	Same	19.00
		Item 18	
Issue of Rosalia Staskus	Lithuania	Same	19.00
		Item 19	
Anna Klaczkewicz (formerly Zajanckowski)	Poland	Estate of Kazimierz Zajanczkovski, also known as Casimir Zajanczkowski, also known as Charles Zajanczkovski, deceased, Surrogate's Court, Broome County, N. Y.; Book 100 of Wills; Page 229.	9.00
		Item 20	
Antonina Keda	Poland	Same	9.00
		Item 21	
Josef Zajanckowski	Poland	Same	9.00
		Item 22	
Wincenty Zajanczkowski	Poland	Same	9.00
		Item 23	
Katarzyna Saja	Poland	Estate of Agnes Matejek, deceased, Surrogate's Court, Kings County, N. Y.; Docket No. 8524/43.	9.00
		Item 24	
Stefanja Dul	Poland	Same	9.00
		Item 25	
Wojciech Salek	Poland	Same	9.00
		Item 26	
Mrs. Piotr Soda	Poland	Same	9.00
		Item 27	
Rozalja Kasica	Poland	Same	8.00

[F. R. Doc. 46–4992; Filed, Mar. 26, 1946; 11:19 a. m.]

nated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Azeline Jouany Carolan	France	Estate of Edgar Alfred Carolan, deceased, Surrogate's Court, New York County, N. Y., Index No. None.	$35.00
		Item 2	
Emma Scherffel	Czechoslovakia	In the matter of the estate of Louis Scherffel, Surrogate's Court, Schenectady County, N. Y.	28.00
		Item 3	
Edda Szabo	Czechoslovakia	Same	29.00
		Item 4	
Sonya D. Manowa	Russia	In the matter of the estate of Solomon D. Deren, deceased, Surrogate's Court, Onondaga County, N. Y.	34.00
		Item 5	
Jules Guerstein	France	Estate of Lucy Guerstein, dec'd., Surrogate's Court, New York County, Probate No. 1252, 1943.	5.00
		Item 6	
Elise Guerstein	France	Same	5.00
		Item 7	
Joseph Guerstein	France	Same	5.00
		Item 8	
Alfred Guerstein	France	Same	5.00
		Item 9	
Marcel Guerstein	France	Same	71.00
		Item 10	
Angelos G. Katis	Greece	Estate of Chrestos G. Katis, dec'd. Surrogate's Court, Queens County, N. Y.; Docket No. 226, 1944.	14.00
		Item 11	
Maria G. Katis	Greece	Same	7.00
		Item 12	
Panagiota Ep. Gianoulis	Greece	Same	5.00
		Item 13	
Zoitsa Sperou Demacopoulos	Greece	Same	5.00
		Item 14	
Yanoula Jerassimou Deskalaki	Greece	Same	5.00
		Item 15	
Angelike V. Katis	Greece	Same	5.00
		Item 16	
Maria V. Katis	Greece	Same	5.00
		Item 17	
Charalambos V. Katis	Greece	Same	5.00
		Item 18	
Panagiotis V. Katis	Greece	Same	5.00
		Item 19	
Georgeos V. Katis	Greece	Same	5.00
		Item 20	
Eleni V. Katis	Greece	Same	5.00
		Item 21	
Hanuza Krily	Czechoslovakia	Estate of Marie Gundas, dec'd. Surrogate's Court, New York County, N. Y.; Index No. P-2183/43.	63.00
		Item 22	
Ernest A. Labouchere	France	Estate of Elaine Evans Labouchere, deceased, Surrogate's Court, New York County, N. Y.; Index No. P-2176/1943.	27.00

[F. R. Doc. 46-4992; Filed, Mar. 26, 1946; 11:19 a. m.]

[Vesting Order CE 193]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 23	
Christiane Boury	France	Estate of Angele V. S. Loewitz, dec'd. Surrogate's Court, New York County, N. Y., Probate No. 1639, 43.	$37.25
		Item 24	
Gerard Boury	France	Same	37.25
		Item 25	
Francois Iselin	France	Same	24.83
		Item 26	
Jerome Iselin	France	Same	24.83
		Item 27	
Brigitte Iselin	France	Same	24.84
		Item 28	
Mrs. Karl S. Haltet	Norway	Estate of Ole Sorensen, deceased, Surrogate's Court, Richmond, County, N. Y.	24.00
		Item 29	
Mrs. Karen S. Taugen	Norway	Same	24.00
		Item 30	
Chaja Braverman	Poland	In the matter of the estate of Eva Jacobs, deceased, Surrogate's Court, New York County, N. Y., No. P1120, 1942.	35.00
		Item 31	
Jacob Moshe Goldman	Poland	Same	7.00
		Item 32	
Blumah Leah Goldman	Poland	Same	5.00
		Item 33	
Brayna Rivkah Goldman	Poland	Same	5.00
		Item 34	
Mrs. Jacob Lichtenstein	France	Same	5.00
		Item 35	
Eva Sachs, a. k. a. Eva Saxe	Holland	Estate of Dorothea Tillmann, deceased, Surrogate's Court, New York County, N. Y.; Index No. P-2779, 1944.	89.00
		Item 36	
Sophie Luczaka	Poland	In the Matter of the Estate of Mike Petryk, also known as Mayk Petryk Majk Petryk, Mike Patrick and Michael Patrick, deceased, Surrogate's Court, New York County, N. Y.; No. P2900, 1944.	51.00

[F. R. Doc. 46-4982; Filed, Mar. 26, 1946; 11:18 a. m.]

[Vesting Order CE 73, Amdt.]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Vesting Order Number CE-73, dated December 4, 1945 (10 F.R. 14917), is hereby amended as follows and not otherwise:

By deleting the words "Lee J. Wolfe, 116 John Street, New York, New York, and The Chase National Bank of the City of New York, 11 Broad Street, New York, New York," appearing in Column 5, of Item 22 in Exhibit A., and substituting therefor the words "Treasurer of the City of New York, Municipal Building, New York, New York."

All other provisions of said Vesting Order Number CE-73 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4981; Filed, Mar. 26, 1946; 11:19 a. m.]

[Vesting Order CE 205]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Napoleon Chalkowsky	Poland	Estate of Annella Sivitzka, deceased, Surrogate's Court, Nassau County, N. Y.	$167.72	The County Treasurer of Nassau County, Mineola, N. Y.	$5.00
		Item 2			
Mary Chalkowsky	Poland	Same	167.72	Same	5.00
		Item 3			
Henry Chalkowsky	Poland	Same	167.72	Same	5.00
		Item 4			
Ralph Sivitzka	Poland	Same	838.64	Same	8.00
		Item 5			
John Sivitzka	Poland	Same	838.63	Same	8.00
		Item 6			
Rose Sivitzka	Poland	Same	838.63	Same	8.00
		Item 7			
Ludwiga Sivitzka	Poland	Same	838.63	Same	8.00
		Item 8			
Kay Sivitzka	Poland	Same	838.63	Same	8.00
		Item 9			
Valeria Sivitzka	Poland	Same	838.63	Same	8.00
		Item 10			
Victoria Sivitzka	Poland	Same	838.63	Same	8.00
		Item 11			
Maryanna Mlynski Skladanowski.	Poland	Estate of Boleslaw Mlynski, deceased, Surrogate's Court, Schenectady County, N. Y.	703.33	The County Treasurer of Schenectady County, Schenectady, N. Y.	18.00
		Item 12			
Jozef Mlynski	Poland	Same	703.34	Same	18.00
		Item 13			
Jan Mlynski	Poland	Same	703.34	Same	18.00
		Item 14			
Germaine Serviss Musso	France	Estate of Angele J. E. Roquencourt, deceased, Surrogate's Court, Kings County, N. Y.; Index No. 5916/42.	500.00	Bankers Trust Co., executors of the estate of Angele J. E. Roquencourt, deceased, 16 Wall St., New York, N. Y.	5.00
		Item 15			
Jeanne Ballier	France	Same	1,000.00	Same	6.00
		Item 16			
Genevieve Labarre	France	Same	200.00	Same	5.00
		Item 17			
Madeleine Fournier Petin	France	Same	200.00	Same	5.00
		Item 18			
Angele Fournier Gantal	France	Same	200.00	Same	5.00
		Item 19			
Henriette Landeau	France	Same	1,000.00	Same	6.00
		Item 20			
Gabrielle Beauvallet	France	Same	1,000.00	Same	6.00
		Item 21			
Georgette Ernst	France	Same	1,000.00	Same	6.00
		Item 22			
Suzanne Ernst	France	Same	1,000.00	Same	6.00
		Item 23			
Germaine Grellou	France	Same	1,000.00	Same	6.00
		Item 24			
Henri Cazassus	France	Same	1,000.00	Same	6.00
		Item 25			
Yvonne Briol	France	Same	1,000.00	Same	6.00
		Item 26			
Cardinal Archbishop of Roman Catholic Church, Paris.	France	Same	1,000.00	Same	6.00
		Item 27			
Yvonne Marie Marguerite, Comtesse de Billy.	France	Estate of Maurice Fenaille, deceased, Surrogate's Court, New York County, N. Y.; File No. P-2410/42.	(1)	City Bank Farmers Trust Co., blocked account in the name of Yvonne Marie Marguerite, Comtesse de Billy, 20 Exchange Pl., New York, N. Y.	33.00
		Item 28			
Pierre Marie Maurice Fenaille	France	Same	(1)	City Bank Farmers Trust Co., blocked account in the name of Pierre Marie Maurice Fenaille, 20 Exchange Pl., New York, N. Y.	33.00
		Item 29			
Johan Sjostrom	Estonia	Estate of Alexander Sjostrom, deceased, Surrogate's Court, Kings County, N. Y.; Index No. 862/44.	(2)	Henry A. Hoyte, Administrator, c. t. a., 1019 71st St., Brooklyn, N. Y.	45.52
		Item 30			
Anna Jaanberg	Estonia	Same	(2)	Same	45.52

(1) Securities in the sum of $14,185.25 and cash in the sum of $967.29.
(2) Securities in the sum of $14,239.37 and cash in the sum of $974.00.
(3) 25% of the residuary estate of Alexander Sjostrom, deceased.

[F. R. Doc. 46-4994; Filed, Mar. 26, 1946; 11:19 a. m.]

[Vesting Order CE 200]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, WISCONSIN, NORTH DAKOTA, KANSAS AND NEBRASKA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Bernard Bartosiewicz	Poland	Estate of Bronislawa Kuplicka, deceased, Probate Court, Wayne County, Mich.; No. 321-058.	$8.00
		Item 2	
Stanislawa Petrykowska	Poland	Same	8.00
		Item 3	
Rev. Stanislaw Kuplicki	Poland	Same	8.00
		Item 4	
Tomasz Kuplicki	Poland	Same	8.00
		Item 5	
Jadwiga Kuplicki	Poland	Same	5.00
		Item 6	
Marjan Kuplicki	Poland	Same	5.00
		Item 7	
Jozef Sadlowski	Poland	Same	5.00
		Item 8	
Fru Christene Mortenzen	Denmark	Estate of Maren Jensen, deceased, County Court, Juneau County, Wis.	18.00
		Item 9	
Julius Andresen	Denmark	Same	18.00
		Item 10	
Beje Rape Arideem	Albania	Estate of Abas Ago, deceased, Probate Court, Wayne County, Michigan; File No. 313096.	67.00
		Item 11	
Heirs at law of Andreas Anderson, deceased, names unknown.	Denmark	Estate of Andreas Anderson, deceased, County Court, Benson County, N. Dak.	39.00
		Item 12	
Peter Baumstimler	France	Estate of Rev. Henry V. Baumstimler, deceased, Probate Court, Rooks County, Kans., File No. 2002.	33.00
		Item 13	
Heirs at law of Peter Korfitsen, deceased, names unknown.	Denmark	Estate of Peter Korfitsen, deceased, County Court, Stutsman County, N. Dak.	36.00
		Item 14	
Melissa Prihoda	Czechoslovakia	Estate of Martha H. Clark, deceased, County Court, Nance County Nebr.; Docket No. 5; Page 135.	66.00

[F. R. Doc. 46-4989; Filed, Mar. 26, 1946; 11:18 a. m.]

[Vesting Order CE 202]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, MINNESOTA, MISSOURI AND KENTUCKY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such

court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Guiseppe Riga	Italy	Estate of John Riga, deceased, Probate Court, Cuyahoga County, Ohio; No. 357-257.	$1,572.05	The County Treasurer of Cuyahoga County, Cleveland, Ohio.	$107.00
		Item 2			
Domenica Clarizio	Italy	Estate of Angela N. Clarizio, deceased, Probate Court, Ramsey County, Minn.	8,125.00	Attilio Castigliano, Administrator of the Estate of Angela N. Clarizio, deceased, Baltic, Mich.	75.00
		Item 3			
Maria Santa	Italy	Same	1,625.00	Same	15.00
		Item 4			
Guiseppe Micell	Italy	Estate of Calogero Micell, deceased, Probate Court, Jackson County, Mo.; No. 52973.	1,634.75	Filippo Micell, Administrator of the Estate of Calogero Micell, deceased, 1325 Cherry St., Kansas City, Mo.	95.00
		Item 5			
Ernestyna Emma Patzer	Poland	William Schwartz versus Olga Unruh, et al., Court of Common Pleas, Lucas County, Ohio; Cause No. 128349.	1,290.58	Leo P. Frankowski, Trustee, 3125 La-Grange St., Toledo, Ohio.	67.00
		Item 6			
Herta Kruger	Poland	Same	1,290.58	Same	67.00
		Item 7			
John Weiss	Jugoslavia	Estate of John Weiss, deceased, Probate Court, Cuyahoga County, Ohio; Case 321,757.	$1,000.00	Theresa Bernhardt, Executrix and Trustee under the Will of John Weiss, deceased, 4611 Maplecrest Ave., Parma, Ohio.	$211.00
		Item 8			
Mrs. Kalliope Boosalis	Greece	Trust under the Will of Christ Boosalis, deceased, District Court, Fourth Judicial District, Hennepin County, Minn.	(1)	First National Bank & Trust Co. of Minneapolis, Trustee, Minneapolis, Minn.	61.00
		Item 9			
Anne Marie Hite	France	Estate of William C. Hite, deceased, County Court, Jefferson County, Ky.	(2)	Fidelity & Columbia Trust Co., Fifth and Jefferson Sts., Louisville, Ky., Trust Account No. 5415.	12.00

[1] Income and principal of Trust under the Will of Christ Boosalis, deceased.
[2] One-sixth of corpus of Trust under the Will of William C. Hite, deceased, valued at $71,543.61.

[F. R. Doc. 46–4991; Filed, Mar. 26, 1946; 11:19 a. m.]

[Vesting Order CE 204]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CONNECTICUT COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Fannie Molszski	Poland	Estate of Jacob Shoor, deceased. Court of Probate, District of Hartford, State of Connecticut.	$78.00
		Item 2	
Josef Ruszkiewicz	Poland	Estate of John Ruszkiewicz, deceased. Court of Probate, District of Stamford, State of Connecticut.	10.00
		Item 3	
Stanislaw Ruszkiewicz	Poland	Same	10.00
		Item 4	
Anastasia Zalewski	Poland	Same	10.00
		Item 5	
Stanislawa Strzelecka	Poland	Same	11.00
		Item 6	
Frances Plocharczyk	Poland	Estate of Frank Plocharczyk, deceased. Court of Probate, District of Berlin, New Britain, Conn.	81.00
		Item 7	
Jouzas Jenusonis	Lithuania	Estate of George Jonusonis, deceased. Court of Probate, District of Berlin, New Britain, Conn.	54.00
		Item 8	
Rose Jenusoniute Pitackienl	Lithuania	Same	55.00
		Item 9	
Anthony Gumbelevicius	Lithuania	Estate of Frank Gamble, a/k/a Frank Gumbelevicius, deceased. Court of Probate, District of Hartford, State of Connecticut.	25.00
		Item 10	
Charles Gumbelevicius	Lithuania	Same	25.00
		Item 11	
Simon Gumbelevicius	Lithuania	Same	25.00
		Item 12	
Paul Gumbelevicius	Lithuania	Same	25.00
		Item 13	
Annie Earusevicius	Lithuania	Same	26.00
		Item 14	
Elizabeth Gumbelevicius Doe (married name unknown).	Lithuania	Same	26.00
		Item 15	
Pauline Gumbelevicius Doe (married name unknown).	Lithuania	Same	26.00

[F. R. Doc. 46–4993; Filed, Mar. 26, 1946; 11:19 a. m.]

[Vesting Order 6101]

STELLA N. ANHEUSER

In re: Stock owned by Stella N. Anheuser, also known as Stella Nicolaus Anheuser.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Stella N. Anheuser, also known as Stella Nicolaus Anheuser, whose last known address is 55 Bettina Strasse, Frankfurt A/M, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: 345 shares of preferred capital stock of Stifel, Nicolaus & Company, Incorporated, 314 North Broadway, St. Louis 2, Missouri, a corporation organized under the laws of the State of Missouri, held by Louis J. Nicolaus, Racquet Club, St. Louis, Missouri, as Trustee for Stella N. Anheuser, and registered in the name of Stella N. Anheuser, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46–5120; Filed, Mar. 27, 1946; 12:02 p. m.]

[Vesting Order CE 201]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, WISCONSIN, INDIANA AND MINNESOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Leo Chadin Coudry	France	Estate of Mary B. S. Pollock, deceased, #291225, Probate Court, Cuyahoga County, Ohio.	$25.00
		Item 2	
Jacques Paret	France	Same	25.00
		Item 3	
Annie Hudec	Czechoslovakia	Estate of Joseph Hudec, deceased. County Court, Racine County, Wis.	25.00
		Item 4	
Frances Zivico	Czechoslovakia	Same	25.00
		Item 5	
Piotr Mlynarcik	Poland	Estate of Frank Mlynarcik, dec'd. Superior Court of Lake County, Hammond, Ind., #9878.	48.00
		Item 6	
Konstanty Mlynarcik	Poland	Same	24.00
		Item 7	
The sisters of Louis Perusek, deceased, and their descendants, names unknown.	Yugoslavia	Estate of Louis Perusek, dec'd., in the Probate Court of Cuyahoga County, Ohio, Docket No. 341438.	61.00
		Item 8	
Heirs-at-law, names unknown, of Peter Svend Andersen, dec'd.	Denmark	Estate of Peter Svend Anderson, deceased. In the Probate Court of Nobles County, Minn.	77.00
		Item 9	
Alice Kammerer Meunier	France	Estate of Leonie Kammerer, deceased, Probate Court of Hamilton County, Ohio, No. 131688.	5.00
		Item 10	
Elsie Kammerer Gerber	France	Same	5.00
		Item 11	
Conrad Hanlin	France	Same	5.00
		Item 12	
Louis Hanlin	France	Same	5.00
		Item 13	
Mary Hanlin	France	Same	5.00
		Item 14	
Anna Ettlin	France	Same	5.00
		Item 15	
Mary Ann Ettlin Hubschwerlin	France	Same	5.00
		Item 16	
Edwearin Walter	France	Same	5.00
		Item 17	
Charlotte Gerom Strohl	France	Same	5.00
		Item 18	
Margot Hartman	France	Same	5.00
		Item 19	
Alex Hartman, a/k/a Alise Hartman	France	Same	5.00

[F. R. Doc. 46-4990; Filed, Mar. 26, 1946; 11:19 a. m.]

[Vesting Order 6080]

KARL LIEBERKNECHT, INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation;

1. Having found and determined in Vesting Order Number 4249, dated October 25, 1944, that Karl Lieberknecht, Inc., is a business enterprise within the United States and is a national of a designated enemy country (Germany);

2. Finding that of the issued and outstanding capital stock of Karl Lieberknecht, Inc., a corporation organized under the laws of the State of Pennsylvania, and a business enterprise within the United States, consisting of 2,500 shares of common stock of no par value and 2,500 shares of preferred stock having a par value of $100 per share, 1,269 shares (50.76%) of the common stock and 1,000 shares (40%) of the preferred stock are registered in the name of and are owned by Kallo, Inc., and are evidence of control of Karl Lieberknecht, Inc.;

3. Having found and determined in Vesting Order Number 2079, dated September 1, 1943, that Kallo, Inc., is a business enterprise within the United States and is a national of a designated enemy country (Germany);

and determining:

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 1269 shares of no par value common stock and the 1000 shares of $100 par value preferred stock of Karl Lieberknecht, Inc., more fully described in subparagraph 2 above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5118; Filed, Mar. 27, 1946; 12:01 p. m.]

[Vesting Order CE–78, Amdt.]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Vesting Order Number CE–78, dated January 11, 1946 (11 F.R. 753), is hereby amended as follows and not otherwise:

By deleting Items 1 to 10, inclusive, of Exhibit A in their entirety and substituting therefor the following:

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Hjordis Alise Henriksson	Finland	Estate of Hannah Cranna, deceased, in the Superior Court of the State of California, in and for the County of San Francisco, No. 96681.	$102.31	Phil C. Katz, Public Administrator, Administrator of the Estate of Hannah Cranna, deceased, 463 City Hall, San Francisco, Calif.	$7.50
		Item 2			
Anna Kristina Svenn	Finland	Same	102.31	Same	7.50
		Item 3			
Dagmar Alise Svenn	Finland	Same	306.94	Same	21.00
		Item 4			
Berit Helena Svenn	Finland	Same	306.94	Same	21.00
		Item 5			
Ivar Severin Sodergard	Finland	Same	61.39	Same	5.00

All other provisions of said Vesting Number CE–78 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C. on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-4980; Filed, Mar. 26, 1946; 11:19 a. m.]

[Vesting Order 6100]

TERUJO KONO ET AL.

In re: Stock owned by Terujo Kono and others.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That each individual, whose name and last known address is set forth in Exhibit A, attached hereto and by reference made a part hereof, is a resident of Germany or Japan and a national of a designated enemy country (Germany) or (Japan), all as set forth in the said Exhibit with respect to each name;

2. That the property described as follows: One hundred and fifty-six shares of $1.00 par value capital stock of Blair & Co., Inc., 44 Wall Street, New York 5, New York, a corporation organized under the laws of the State of New York, evidenced by the Certificate Numbers set forth in Exhibit A, being registered in the names of and owned by the persons listed in Exhibit A, in the number appearing opposite each name, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of designated enemy countries;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany or Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein con-

tained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

EXHIBIT A

Name of owner and last known address	Certificate No.	Number of shares
Terujo Kono, Miiri Mura, Asugun, Hiroshima-Ken, Japan.	SFF-13740, SFF-107863.	2 1
Joe G. Yamanaka, Japan	SFF-80947	28
Un Itow, 6 Nakanoshima Dori, Komegafukuro, Sendai, Japan.	SFF-13294	2
Isunahisa Inada, Ketoku Mura, No. 2327, Yama Gun, Fukushima-Ken, Japan.	SFF-13257	1
Kyutaro Nakashima, 16 Hamagurizaka-Shinmichi, Kanazawa, Ishiwa Prefecture, Japan.	SFF-13501	1
Isematsu Imamura, Kukushi, Minami-Saigo-Mura, Mikata-Gun, Fukui-Ken, Japan.	SFF-13251	4
A. Yoshiyama, Kusatsumachi, Hiroshima, Japan.	CF-19868	1
Chugo Yasui, Yokohama Specie Bank, Yokohama, Japan.	SFF-80961	2
Ernest Trelle, 26 Beringhauser Strasse, Meschede, I. W. Germany.	SFF-13504	2
Anna Killer, Altheimer Eke, Munich, Germany.	C-438, CF-8990	100 6
Grata Heil, Weslarstrasse No. 33, Buzbach, Germany	SFF-12415	5
Herman Wolhen, Meppen, Hanover, Germany.	CF-19731	1

[F. R. Doc. 46-5119; Filed, Mar. 27, 1946; 12:01 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 2136]

AMERICAN AIRLINES, INC.

NOTICE OF ORAL ARGUMENT

In the matter of the application of American Airlines, Inc., for authority to inaugurate nonstop service between the pairs of points, New York-Oklahoma City, New York-Tulsa, Washington-Oklahoma City, Washington-Tulsa, Chicago-Oklahoma City, Chicago-Tulsa, Tulsa-Tucson, Tulsa-Phoenix, Los Angeles-Oklahoma City, Los Angeles-Tulsa, under section 238.3 of the Economic Regulations of the Board.

Notice is hereby given that oral argument in the above-entitled proceeding is assigned to be heard on April 4, 1946, 10 a. m., eastern standard time, in Room 5044 Commerce Bldg., 14th Street and Constitution Ave. NW., Washington, D. C., before the Board.

Dated Washington, D. C., March 26, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-5059; Filed, Mar. 27, 1946; 10:40 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 127 Under 3 (e)]

SCOTT PAPER CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(1) That the Scott Paper Company, Chester, Pennsylvania, and resellers may sell and deliver No. 580 Tissue (100% Chemical pulp) for cleaning windshields and other general wiping purposes, in sheets 10" x 10½" single inter-folded, packaged 200 double sheets in a box, 18 boxes per corrugated fibreboard case, at the following prices:

SCOTT PAPER CO.'S—No. 580 TISSUE

Price basis	Manufacturer's maximum prices to—		Distributors, max. prices to industrial or commercial users[2]
	Distributors[1]	Industrial or commercial users[1]	
Carload or Pool Car shipments	*Per case* $5.25	*Per case* $5.37	*Per case* $5.37
100 cases		5.65	5.65
25 cases		5.90	5.90
2 cases		6.50	6.50

[1] F. o. b. point of manufacture, freight prepaid via cheapest route to terminal at destination, 2% 10 days net 30 days.

[2] All prices shall be subject to the same customary discounts, allowances and trade practices for each seller that were in effect during March 1942 for related items.

This order may be revoked or amended at any time by the Price Administrator.

This order shall become effective immediately.

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5009; Filed, Mar. 26, 1946; 11:37 a. m.]

[RMPR 165, Order 1 Under Supp. Service Reg. 64]

PORTER PATENT LEATHER CO.

ADJUSTMENT OF MAXIMUM PRICES

Correction

Supplementary Service Regulation 6a cited in the written statement quoted in paragraph (d) of Federal Register Document 46-2287, page 1579, issue of Tuesday, February 12, 1946, should be "Supplementary Service Regulation 64."

[Order 104 Under Order 375 of 3 (b)]

TOWER CANDY CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 104 under Order 375 of § 1499.3 (b) of the General Maximum Price Regulation. Tower Candy Company. Docket No. 6035:2-CMPR-ORD 375-387.

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered, that:

Authorization of maximum prices governing sales of "Assorted Hollow Chocolate Novelties," confectionery items manufactured by Tower Candy Company, 2552-56 North Third Street, Philadelphia 33, Pennsylvania. (a) The maximum prices for the indicated sales below of "Assorted Hollow Chocolate Novelties" confectionery items manufactured in weights of 5 oz., 10 oz., 16 oz. and 24 oz., by Tower Candy Company, 2552-56 North Third Street, Philadelphia 33, Pennsylvania, in accordance with its formula contained in its price application of February 27, 1946, shall be:

Item No.	Weight	Maximum delivered price for sales by applicant to chain stores	Sales by chain stores to consumers
	Ounce	*Per dozen*	*Per piece*
1	5	$3.20	$0.40
2	10	5.00	.60
3	16	9.00	1.10
4	24	12.00	1.50

(b) Each of the above items is to be packed in individual boxes and wrapped in tissue paper and shredded wax paper.

(c) The maximum prices established in this order are the highest prices for which "Assorted Hollow Chocolate Novelties," in weights of 5 oz., 10 oz., 16 oz., and 24 oz. may be sold by the respective sellers. All sellers on sales of this item shall reduce the above appropriate maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of other comparable confectionery items.

(d) Tower Candy Company shall mail or otherwise supply to its purchasers at the time of or prior to the first delivery to such purchasers of any of the above items, the following notice:

The Office of Price Administration has authorized us to sell our (Item No.) to chain stores at a maximum price of (Price of Item), delivered, per dozen. Chain stores are authorized to sell this item to consumers at a maximum price of (Price of Item), per piece. On sales of any of these items all sellers are required to reduce their maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of comparable confectionery items.

(e) This order may be revoked or amended at any time by the Price Administrator.

(f) This order No. 104 shall become effective March 27, 1946.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419, 9419, 10961).

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5010; Filed, Mar. 26, 1946; 11:37 a. m.]

[MPR 188, Order 1 Under Order 7]

WHITE SEWING MACHINE CORP.

ADJUSTMENT OF MAXIMUM PRICES

Section 1499.159a of Maximum Price Regulation No. 188 cited in the prefatory remarks in Federal Register Document 46-2546 on page 1757, issue of Saturday, February 16, 1946, should be "§ 1499.159e."

In the first column, headed Model, of the table in paragraph (d), the model numbers for the second and third items were inadvertently omitted. For each item the model number should read 105-77.

[MPR 260, Amdt. 3 to Order 342]

H. N. HEUSNER AND SON, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260; *It is ordered*, That:

The maximum price for the "Relo-5¼'' " cigars set forth in paragraph (a) of Order No. 342 under Maximum Price Regulation 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Relo	5¼" [1]	50	*Per M* $60	*Cents* 2 for 15

[1] Prices apply to this brand and size using only Florida Shade grown (Type 62) light wrappers and Connecticut Broadleaf (Type 51) long seconds or short seconds binders.

This amendment shall become effective March 27, 1946.

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5013; Filed, Mar. 26, 1946; 11:38 a. m.]

[MPR 260, Order 2121]

CLYDE B. WAGNER

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Clyde B. Wagner, R. F. D. 2, Red Lion, Pennsylvania (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Handmade	Special [1]	50	*Per M* $56	*Cents* 7

[1] Prices apply to this brand and frontmark using only Florida Shade Grown (Type 62) wrappers.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5014; Filed, Mar. 26, 1946; 11:38 a. m.]

[MPR 260, Order 2122]

CHARLES FROM

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

(a) Charles From, 639 N. Alta Vista Boulevard, Los Angeles 36, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
La Persiana	Corona	50	*Per M* $75.00	*Cents* 10
	Longfellows	50	93.75	2 for 25
	King Size	50	115.00	15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5015; Filed, Mar. 26, 1946; 11:38 a. m.]

[MPR 120, Order 1594]

BITUMINOUS COAL

ORDER CONSOLIDATING ADJUSTMENTS FOR INDIVIDUAL MINES

Correction

In Federal Register Document 46-2587 on page 1798, issue of Tuesday, February 19, 1946, the price $4.33 in column 5 under "Maximum prices by size group numbers f. o. b. the rail or river shipping point for all rail or river shipments excluding railroad locomotive fuel" should be "4.18."

[MPR 591, Order 353]

MODERN STEEL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales to consumers by any person of the following steel undersink cabinets manufactured by the Modern Steel Company of Geneva, Illinois and described in its application dated February 27, 1946, shall be:

Model No.	
MX-4225-42" special flush front steel undersink cabinet	$55.50
MX-5425-54" special flush front steel undersink cabinet	74.85
MX-6025-60" special flush front steel undersink cabinet	81.00
MX-7225-72" special flush front steel undersink cabinet	94.10
M-4225-42" modern steel undersink cabinet	60.00
M-5425-54" modern steel undersink cabinet	77.95
M-6025-60" modern steel undersink cabinet	97.00
M-6625-66" modern steel undersink cabinet	102.30
M-7225-72" modern steel undersink cabinet	115.60

(b) The maximum net prices, f. o. b. point of shipment for sales to jobbers by any person shall be the maximum prices specified in (a) above less successive discounts of 40/20 percent.

(c) The maximum net prices, f. o. b. point of shipment for sales to dealers by the Modern Steel Company shall be the maximum prices specified in (a) above less a discount of 40/11 percent.

(d) The maximum net prices, f. o. b. point of shipment for sales to dealers by any person other than the Modern Steel Company shall be the maximum prices specified in (a) above less 40.

(e) The maximum net prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general trade category during March 1942.

(f) The maximum prices for sales on installed basis of the commodities covered by this order shall be subject to the provisions of Revised Maximum Price Regulation No. 251.

(g) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except a dealer, upon resale, including allowable transportation and crating charges.

(h) The Modern Steel Company shall attach to each of the steel undersink cabinets covered by this order, a tag or label setting forth the model number and the item's maximum consumer price as established by this order, together with a statement that the tag or label is not to be removed by any seller.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5016; Filed, Mar. 26, 1946; 11:39 a. m.]

[MPR 591, Order 362]

FLANGE MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, for sales by any person of the following valves manufactured by Flange Manufacturing Company of Venice, California and as described in the application dated February 23, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	Maximum price per 100 pieces		
	On sales to jobbers	On sales to dealers	On sales to consumers
Model No. V 123B	$2.25	$2.70	$4.50

(b) The maximum prices specified above on sales to jobbers and dealers shall be f. o. b. point of shipment.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5017; Filed, Mar. 26, 1946; 11:39 a. m.]

[Rev. SO 119, Amdt. 1 to Order 50]

HAMMOND BRASS WORKS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 50 under Revised Supplementary Order No. 119 is hereby amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(a) (1) The above mentioned manufacturer may determine his maximum prices for his line of radiator valves, radiator return elbows, sill faucets, boiler drains, low pressure stops, and stop and waste valves by increasing by 14 percent his price for these items in effect on October 1, 1941, to each class of purchaser.

2. Paragraph (c) is amended to read as follows:

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect.

Amendment 1 to Order No. 50 under Revised Supplementary Order No. 119 authorizes a 14 percent increase in October 1, 1941, net prices for sales of radiator valves, radiator return elbows, boiler drains, sill faucets, low pressure stops and stops and waste valves manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollar-and-cents increase in cost resulting from the adjustment granted by Amendment 1 to Order No. 50.

All prayers for relief not granted herein are denied.

This amendment may be amended or revoked by the Price Administrator at any time.

This amendment shall become effective March 26, 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5032; Filed, Mar. 26, 1946; 4:29 p. m.]

[Rev. SO 119, Order 130]

BIRTMAN ELECTRIC CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Birtman Electric Company, Chicago, Illinois shall determine its ceiling prices for the line of washing machines it manufactures in accordance with the provisions of sections 3 and 5 of Maximum Price Regulation No. 86, except that it shall increase its ceiling prices for each model by 16.5 percent instead of the 7.7 percent provided in section 5.

(b) *Distributor's ceiling prices.* Distributors shall determine their ceiling prices under this order for sales to dealers of the models listed below which the manufacturer has sold to them at prices adjusted under this order in accordance with the provisions of section 15 of Maximum Price Regulation No. 86, except that a distributor pricing under Rule 5 or 6 of that section, shall add to the price determined under those rules for each model, an amount no greater than the dollar-and-cents amount shown below opposite that particular model number.

Model number:	*Amount which may be added by distributors*
B22	$2.23
BP22	2.48
B109	2.40
BP109	2.66
B125	2.97
BP125	3.23
BT125	3.19
BTP125	3.46

These adjusted ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(c) *Dealer's ceiling prices.* The ceiling prices for sales in each zone by dealers to ultimate consumers of the eight (8) models of washing machines listed below are as follows:

Model No.	Ceiling prices for sale to ultimate consumers		
	Zone 1	Zone 2	Zone 3
B22	$55.20	$60.20	$65.20
BP22	60.45	65.45	70.45
B109	62.35	67.35	72.35
BP109	67.65	72.65	77.65
B125	82.95	87.95	92.95
BP125	88.20	93.20	98.20
BT125	88.15	93.15	98.15
BTP125	93.45	98.45	103.45

These ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(d) For purposes of this order Zones 1, 2, and 3 comprise the following states:

Zone 1: Vermont, New Hampshire, Massachusetts, Connecticut, New York, Rhode Island, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, District of Columbia, Ohio, Kentucky, Tennessee, Indiana, Michigan, Wisconsin, Illinois, Missouri, Minnesota, Iowa, Nebraska, and Kansas.

Zone 2: Maine, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Louisiana, Arkansas, Oklahoma, South Dakota, and North Dakota.

Zone 3: Montana, Wyoming, Colorado, Texas, New Mexico, Idaho, Utah, Arizona, Washington, Oregon, Nevada, California, and Florida.

(e) *Notification.* At the time of, or prior to the first invoice to each distributor, covering the sale of articles covered by this order at prices adjusted under this order, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(f) *Definitions.* Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(g) *Relationship to Maximum Price Regulation No. 86.* All of the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of washing machines covered by this order, except to the extent that those provisions are modified by this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 26th day of March 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5033; Filed, Mar. 26, 1946; 4:30 p. m.]

[Rev. SR 11, Order 2]

RATES OF HOUSEHOLD MOVERS IN NEW YORK COMMERCIAL ZONE

For the reasons set forth in the opinion issued simultaneously herewith, and pursuant to the Emergency Price Control Act of 1942, as amended § 1499.46 (c) of Revised Supplementary Regulation 11, sections 18 (c) and (e) and 19 (a) of the General Maximum Price Regulation and sections 8 and 20 of Maximum Price Regulation 586, *It is ordered:*

(a) *Maximum rates for movers of household goods in New York Commercial Zone.* The maximum rates for any persons performing the service of transporting or moving used household goods within the New York Commercial Zone [1] shall be the rate lawfully in effect on March 24, 1944, or as subsequently increased pursuant to a proper thirty-day notice filed under Procedural Regulation No. 11 which became effective prior to the date of this Order, or to an order of the OPA adjusting such rates.

(b) Notwithstanding the provisions of any other order or regulation, no increases in the maximum rates prescribed by paragraph (a) may be made by the giving of a thirty-day notice pursuant to Procedural Regulation 11 during the period this order is in effect. However, any person or group of persons performing services subject to this order may petition the Regional Administrator of OPA Region II for an increase in the maximum rates applicable to all or any such services. Such petition shall be in writing and shall furnish the same information as is required of contract carriers by § 1499.75 (a) (3) of Supplementary Regulation 15, together with any other facts upon which petitioners may rely to justify the increase. After investigation, the Regional Administrator shall by order either deny the petition or authorize the proposed increase or such lesser increase as he may find to be consistent with the purposes of the Emergency Price Control Act, as amended, and of the national stabilization policy, including Executive Orders 9599 and 9697.

(c) The maximum rates for handling or other services performed as an incident to the storage of used household goods shall remain subject to Maximum Price Regulation 586 and maximum rates for transportation services rendered other than as a common carrier shall remain subject to the General Maximum Price Regulation. Petitions filed under paragraph (b) above may, however, include proposals to increase rates for any such incidental or transportation services. Any orders issued under paragraph (b) of this order may include modifications of the maximum rates established for the services described herein under the General Maximum Price Regulation or Maximum Price Regulation 586.

(d) If necessary to promote distribution or production, and if not inimical to the purposes of the Emergency Price Control Act, as amended, an adjustable pricing order may be issued by the Regional Administrator pursuant to this order, granting authority to deliver or agree to deliver at prices to be adjusted upward in accordance with maximum prices established by OPA after the delivery.

(e) This order shall not apply to services subject to the jurisdiction of the Interstate Commerce Commission or the Public Service Commission of the State of New York and for which maximum rates have been established or are otherwise directly regulated by those Commissions.

This order shall become effective March 26, 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5026; Filed, Mar. 26, 1946; 4:28 p. m.]

[1] As defined by the Interstate Commerce Commission in 1 M. C. C. 665, and which consists of the following: New York, Yonkers, Mount Vernon, North Pelham, Pelham, Pelham Manor, Great Neck Estates, Floral Park and Valley Stream, N. Y.; Englewood, N. J.; Alpine, Tenefly, Englewood Cliffs, Leonia, Fort Lee, Edgewater, Cliffside Park, Fairview, Palisades Park, and Ridgefield Boroughs, Bergen County, N. J.; and that part of Hudson County, N. J., east of the Hackensack River and Newark Bay.

[RMPR 136, Amdt. 1 to Order 586]

DIAMOND T MOTOR CAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 586 under Revised Maximum Price Regulation 136 is amended in the following respects:

The list price of "$219" in the schedules in paragraphs (a) (2) (i), (b) (1) (i) and (c) (1) (i) is amended to read "$223".

This amendment shall become effective March 26, 1946.

Issued this 26th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5030; Filed, Mar. 26, 1946; 4:29 p. m.]

[MPR 580, Amdt. 2 to Order 8]

AMERICAN GIRL SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 2 to Order No. 8, establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-588.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 8 issued under section 13 of Maximum Price Regulation 580 on application of The American Girl Shoe Company, 210 Lincoln Street, Boston, Mass., is further amended in the following respects:

1. Paragraph (a) is revoked and a new paragraph (a) is substituted therefor to read as follows:

(a) The following ceiling prices are established for sales by any seller at retail of the following articles sold by The American Girl Shoe Company, a wholesaler, 210 Lincoln Street, Boston, Massachusetts, having the brand name "American Girl Shoe", and described in the wholesaler's applications dated April 19, 1945 and February 25, 1946:

Article	Style No.	Wholesaler's unadjusted selling price	Retail ceiling price
Women's shoes	All styles	$3.20	$5.50
Nurses oxfords	Manufacturer's 0705	3.47	5.95

2. The following undesignated paragraph is added:

The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the wholesaler after the effective date of this order.

This amendment shall become effective March 28, 1946.

Issued this 27th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5064; Filed, Mar. 27, 1946; 11:38 a. m.]

[MPR 580, Amdt. 1 to Order 96]

TRIMOUNT CLOTHING CO., INC.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation No. 580, Amendment 1 to Order 96, establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-148.

For the reasons set forth in the opinion issued simultaneously herewith Order No. 96 issued on July 23, 1945, under section 13 of Maximum Price Regulation 580 on application of Trimount Clothing Company, Inc., 18 Station Street, Boston 20, Massachusetts, is amended as follows:

1. Paragraph (a) is amended by deleting the following:

Article	Trade name	Manufacturer's price line	Retail price at retail
Men's suits...	Clipper Craft..	$18.51	$30.00

2. Paragraph (d) is amended to read as follows:

On or before the first delivery to any purchaser for resale of each article listed in paragraph (a) the seller shall send the purchaser a copy of this order and all subsequent amendments.

This amendment shall become effective March 28, 1946.

Issued this 27th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5065; Filed, Mar. 27, 1946; 11:38 a. m.]

[MPR 591, Amdt. 6 to Order 1]

CAST IRON PLUMBING DRAINAGE STAPLES

MODIFICATION OF MAXIMUM PRICES

Order No. 1 under section 22 of Maximum Price Regulation No. 591 is amended in the following respect:

Section 6.2 is added to read as follows:

SEC. 6.2 *Cast iron plumbing drainage staples—*(a) (1) *Commodities to which this section applies.* This section applies to cast iron plumbing drainage staples, black or galvanized, without brass trimmings unless specifically stated, and including brass closet flanges, as such plumbing drainage staples are listed in paragraph (b) below. This section does not include items covered by Revised Price Schedule No. 100 (Cast Iron Soil Pipe and Fittings), nor those items generally known as recessed drainage fittings.

(2) *Maximum prices.* The maximum price for the sale and delivery by any manufacturer of the cast iron plumbing drainage staples covered by this section shall be the highest price which he had in effect during March 1942, to each class of purchaser, increased by the applicable percentage stated in paragraph (b) below.

(b) *List of items and applicable percentages.* (1) The prices of the following items of plumbing drainage staples may be increased by 10 percent:

Back water valves with or without brass trim
Cess pool plates
Clean out tees with or without brass plug
Closet fixture connections
Combination drains, with or without brass plugs, back water valves with or without brass trim
Combination hinged bell traps and cess pools
Combination hydrant drains and cess pools
Drains with or without brass plugs
Drain covers and gratings
Drive ferrules
Fresh air inlets
Fume connections
F and W fittings and similar adaptations
Grease interceptors, 10 gal. per minute or smaller
Kafer joints
Manhoff fittings
Putty cups
Revent fittings
Sink brackets
Sink collars and couplings
Sink and tray strainers and plugs
Sisson joints
Stringer fittings
Tapped ¼ bends
Tapped increasers
Tapped reducers
Test plugs, expansion type only
Test tees with or without brass plug, with or without internal reducer
Union ferrules (with or without brass)
Vent boxes
Vent caps
Waste tees and crosses

(2) The prices of the following items of plumbing drainage staples may be increased by 15 percent:

Cess pools plain and tapped
Closet stubs
Range boiler stands for vertical tanks, of 40 gallons and less
Traps—all styles and sizes with or without brass plug

(3) The prices of the following items of plumbing drainage staples may be increased by 20 percent:

Closet bends—all styles and sizes
Closet flanges—all styles and sizes including brass closet flanges
Stack base fittings with or without brass plugs
Trap screw ferrules with or without brass plugs

(c) *Optional use of this section.* Since the provisions of this section are not intended to reduce properly established maximum prices, any manufacturer whose price in effect to each class of purchaser during March, 1942, plus the increase provided for under (a) and (b) is less than his properly established maximum price in effect on March 26, 1946, may continue to use such properly established price as his maximum price.

(d) *Notification by manufacturers.* Any manufacturer who applies all or part of the increase permitted under (a) and (b) shall notify each purchaser, in writing, at or before the issuance of the first invoice after March 26, 1946, of the actual dollars-and-cents increase for each item of plumbing drainage staples of his maximum price which he had in effect to that class of purchaser just prior to the issuance of this order.

(e) *Reporting requirements.* Any manufacturer who increases his maximum prices as permitted under this section shall within 5 days after such a maximum price has been increased submit to the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., a report stating the following:

(i) A description of each commodity whose price has been increased, together with the plate number or other identification thereof.

(ii) The maximum price of each such commodity prior to its increase in accordance with this order.

(iii) The maximum price of each such commodity as increased in accordance with this order.

(f) *Resellers' increase.* The maximum price for the sale by any reseller of a plumbing drainage item listed in this section shall be his maximum price which he had in effect to each class of purchaser on March 26, 1946, plus the actual dollars-and-cents increase in present cost resulting from the increase granted to his supplier under this section, and of which he is notified by the supplier.

This amendment shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5089; Filed, Mar. 27, 1946; 11:44 a. m.]

[MPR 580, Order 292]

PETER PAN FOUNDATIONS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Order 292, Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-551.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Peter Pan Foundations, Inc., 116 East 27th Street, New York 16, New York, having the brand name "Merry-Go-Round Bra" and described in the manufacturer's application dated January 23, 1946.

MERRY-GO-ROUND BRA

Style No.	Sizes	Manufacturer's selling price (per doz.)	Retail ceiling price (per unit)
601	32-38	$19.25	$2.75
602	32-38	18.00	2.50
610	32-38	16.20	2.25
611	32-38	18.00	2.50
	32-38	19.25	2.75

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 20, 1946, Peter Pan Foundations, Inc. must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price, $_____

On and after May 20, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to May 20, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 28, 1946.

Issued this 27th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5067; Filed, Mar. 27, 1946; 11:38 a. m.]

[MPR 580, Order 293]

J. JOLLES STUDIOS

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation No. 580, Order 293, establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-581.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by J. Jolles Studios, 33 East 33rd Street, New York 16, N. Y., having the brand name "Jolles" and described in the manufacturer's application dated January 30, 1946:

Women's handbags

Manufacturer's selling price:	Retail ceiling price (each)
$3.50 each	$5.95
$6.00 each	10.00
$6.25 each	10.50
$7.50 each	12.50
$9.00 each	16.50
$10.50 each	18.50
$12.50 each	22.50
$13.50 each	$25.00
$15.00 each	29.50
$18.50 each	35.00
$22.50 each	45.00
$22.50 dozen	2.95
$25.00 each	49.50
$35.00 each	69.50
$35.65 dozen	5.00
$42.50 each	85.00

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 1, 1946, J. Jolles Studios must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price, $_____

On and after June 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 28, 1946.

Issued this 27th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5066; Filed, Mar. 27, 1946; 11:38 a. m.]

[MPR 591, Amdt. 7 to Order 1]

VALVES AND FITTINGS

MODIFICATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 22 of Maximum Price Regulation No. 591, *It is ordered:*

Order No. 1 under Maximum Price Regulation No. 591 is amended by adding section 3.2 to read as follows:

SEC. 3.2 (a) *Certain valves and fittings—*(1) *Commodities to which this section applies.* This section applies to

all sales of the valves and fittings described in paragraph (b) below.

(2) Until, but not after August 31, 1946, the maximum price for the sale and delivery by any manufacturer of the valves and fittings of the types and sizes described in paragraph (b) below shall be determined by increasing the highest price which he had in effect on October 1, 1941, to each class of purchaser by the applicable percentage set forth in paragraph (b) below.

(b) *List of items and applicable percentages.* (1) The prices of the following types and sizes of valves and fittings may be increased by 10 percent:

Valves Designed for Pressures not Exceeding 125 lb. SWP
Black and Galvanized Malleable Fittings up to and Including 2" IPS
Black and Galvanized Cast Iron Steam Fittings up to and Including 2" IPS
Black and Galvanized Cast Iron Drainage Fittings up to and Including 6" IPS
Black and Galvanized Standard Steel Nipples

(2) Prices of the following types and sizes of fittings may be increased by 20 percent:

½", ¾" and 2" IPS Black and Galvanized Malleable Straight 90° Ells, Straight 45° Ells, Straight Tees
½", ¾" and 2" IPS Black and Galvanized Cast Iron Steam Straight 90° Ells, Straight 45° Ells, Straight Tees
Black and Galvanized Cast Iron Plugs and Bushings up to and Including 2" IPS (For the largest dimension)
2", 3" and 4" IPS Black and Galvanized Cast Iron Drainage Straight 90° Ells, Straight 45° Ells, Straight T's, Straight TY's, Straight Y's
150 lb. Ground Joint, Brass to Iron Seat, Malleable Iron Unions, Black and Galvanized, up to and Including 2" IPS
150 lb. Gasket Type Malleable Iron Unions with Lip, Black and Galvanized, up to and Including 2" IPS.

(c) *Optional use of this section.* Since the provisions of this section are not intended to reduce properly established maximum prices, any manufacturer whose price in effect to each class of purchaser on October 1, 1941, plus the increase provided for under (a) and (b) is less than his properly established maximum price in effect on March 25, 1946, may continue to use such properly established price as his maximum price.

(d) *Notification by manufacturers.* Any manufacturer who elects to apply all or part of the increase authorized by this section shall, at or before the issuance of the first invoice after March 26, 1946, furnish each purchaser with his new jobber discounts (J sheet) and resale, or base discount sheet applicable to the item which reflects such authorized increase. Each manufacturer shall continue to extend the same differential discounts from these discount sheets which he had in effect to each class of his purchasers on October 1, 1941. The J sheet, however, need not be furnished to the classes of purchasers who do not customarily receive it.

(e) *Reporting requirements.* Any manufacturer who increases his maximum prices as permitted under this section shall within 5 days after such a maximum price has been increased submit to the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., a report stating the following:

(i) A description of each commodity whose price has been increased, together with the plate number or other identification thereof.

(ii) The maximum price of each such commodity prior to its increase in accordance with this order.

(iii) The maximum price of each such commodity as increased in accordance with this order.

(f) *Resellers.*—(1) *Certain sales by wholesalers.* Until, but not after August 31, 1946, on sales to installers, industrial or commercial users, and resellers, a wholesaler is authorized to increase his maximum prices by the percentage amount of the increase instituted by the manufacturer pursuant to this section. On such sales, the wholesaler may determine his maximum prices by extending from the manufacturer's J sheet, or resale sheet, whichever is applicable, the same differential discount which he had in effect to each class of his purchasers on October 1, 1941.

(2) *All other resales, all other resellers.* Nothing contained in this section shall be deemed to authorize any reseller to increase his maximum prices for resale except as provided in subparagraph (1) above.

This amendment shall become effective March 26, 1946.

Issued this 26th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5031; Filed, Mar. 26, 1946; 4:29 p. m.]

Regional and District Office Orders.

[Pittsburgh Adopting Order 5 Under Basic Order 1 Under RMPR 251]

INSTALLED RE-SIDING AND RE-ROOFING AND RELATED AND INCIDENTAL CONSTRUCTION WORK IN PITTSBURGH, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by section 9 of Revised Maximum Price Regulation No. 251 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Pittsburgh District Office, it is hereby ordered:

(a) *What this order does.* This adopting order under Basic Order No. 1 establishes flat (dollars-and-cents) maximum prices for installed re-siding and re-roofing and related and incidental construction work on residential structures in the Pittsburgh area consisting of that part of the state of Pennsylvania west of the eastern border of the counties of Warren, Forest, Clarion, Armstrong, Westmoreland and Fayette. This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251, with respect to the sales covered by this order in the territory included in this order. All other provisions of Revised Maximum Price Regulation No. 251 are applicable to the transactions subject to this order unless otherwise provided in this order or in Basic Order No. 1.

(b) *Applicability of Basic Order No. 1 for area pricing of installed re-siding and re-roofing and related and incidental construction work in Region II.* All provisions of Basic Order No. 1 under section 9 of Revised Maximum Price Regulation No. 251 issued by the New York Regional Office, Region II of the Office of Price Administration are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 is amended in any respect, the provisions of said order, as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 and should be familiar with the provisions of said order.

(c) *Maximum prices for sales of composition re-siding and re-roofing on an installed basis.* The maximum prices for sales of composition re-siding and re-roofing, on an installed basis on a residential structure shall be as shown in the following tables known as Table I and II and shall be upon a price per square basis. Table I covers prices for composition re-siding and accessories, and Table II covers prices for re-roofing and accessories.

TABLE I—COMPOSITION RE-SIDING PRICES

	Per square
Asbestos cement re-siding, stand. and surface hardness, 12x24" or 12x27"-	$24.00
Asbestos cement re-siding of extra hard surface 12x24" or 12x27"-----	27.00
Insulated brick or stone re-siding, 14⅜x43⅞", 13⅞x43⅛" and 14x43"-	30.00
Asphalt strip type re-siding, 167 lbs.-	15.00
Giant individual shingle re-siding, laid wide space method, 7½" exposure (when this shingle is laid in wide space other than 7½" exposure, American method, Dutch lap method or other methods, the price varies from the above in proportion to the quantity of material used) ----------	16.00
Roll brick re-siding----------	16.00

The above prices include nails, caulking, joint strips and one bundle of lath.

RE-SIDING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

Building paper (per square)----------	$1.00
Corner pieces for asphalt brick re-siding (per foot)----------	.40
Rolled corners on roll brick re-siding (per foot)----------	.25
Soldier course on insulated brick (per foot)----------	.15
Soldier course on roll brick (per foot)-	.10
Zinc corner bead (per foot)----------	.15
Woven corners (per foot)----------	.50
Lath (490' per bundle) after first bundle (per bundle)----------	4.00
15-lb. felt (per square)----------	1.30
30-lb. felt and smooth surface rolls (per square)----------	2.50
35-lb. felt and smooth surface rolls in 12" widths (per square)----------	3.00
Moulding (quarter round to ¾" and band up to 1½") (per foot)--------	.05 .14
Rabbitted moulding (per foot)----------	4.00
Backer board (per square)----------	5.00
Removing stucco (per square)----------	
All shingles above the second floor ceiling, extra charge (per square)------	3.00
Applying shingles to the second floor when the first floor is not covered, extra charge (per square)----------	2.00

TABLE II—RE-ROOFING PRICES

	Per square
12" (3 in line) strip shingle—210 lbs.-	$16.00
11½ hexagon strip shingle—167 lbs.-	14.00
Re-roofer type shingle, standard weight—135 to 140 lbs----------	14.00
Re-roofer type heavy weight—160 to 162 lbs----------	15.00
Giant individual Dutch lap method, 160 to 162 lbs., with clips (when this shingle is laid in American method or other methods, the price varies from above in proportion to the quantity of material used)--------	15.00
Diamond point roll re-roofing, 18" width (apply to roofs having a pitch of 1–5")----------	11.00
Diamond point roll re-roofing, 18" width (apply to roofs having a pitch greater than 1–5"----------	13.00
Slate surface roll re-roofing—90 lbs. (apply to roofs having a pitch of 1–5") ----------	8.00
Slate surface roll re-roofing—90 lbs. (apply to roofs having a pitch greater than 1–5")----------	10.00
Smooth surface roll re-roofing—55 lbs.-	7.00
Smooth surface roll re-roofing—65 lbs.-	8.00
Smooth surface roll re-roofing in plastic slate—55 lbs.----------	11.00
Smooth surface roll re-roofing in plastic slate—65 lbs.----------	12.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—55 lbs.----------	20.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—65 lbs.----------	21.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—45 lbs.----------	19.00
Cap sheet double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—34 lbs.-	16.50

The above prices include nails, mastic and flashing around chimneys and vents.

RE-ROOFING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

Hip and ridge shingles (per foot)-----	$0.15
Slate surface rolls—90 lbs. (used on valleys, ridges or other sections of roofs) (per square)----------	8.00
15-lb. felt (per square)----------	1.50
30-lb. felt (per square)----------	2.50
35-lb. smooth surface rolls (when cut in 12" widths) (per square)--------	3.00
Lath (400 ft. per hundle) after first bundle (per bundle)----------	4.00
Bevel boards (per 100 lineal feet)-----	1.70
Backer board (per square)----------	4.00
Single drip course of wood shingles (per foot)----------	.25
Double drip course of wood shingles (per foot)----------	.45
Rake strip for drip course of wood, 5/4x3" (wider boards priced proportionately) (per foot)----------	.25
Yankee gutters relined (per foot)-----	.25
Box gutter relined (per foot)----------	.35
Replaced boards on Yankee gutters (per foot)----------	.30
Galvanized tubes without flange (per tube) ----------	1.50
Galvanized tubes with flange (per tube) ----------	2.00
Galvanized cave strip or rake strip (per foot)----------	.15
To remove wooden, asphalt, asbestos or slate shingles (per square)------	5.00

This order shall become effective April 1, 1946, at 12:01 a. m.

Issued this 25th day of March 1946.

WM. K. HARRISON,
District Director.

[F. R. Doc. 46-5035; Filed, Mar. 26, 1946; 4:30 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 18, 1946.

Region I

New England Regional Office Order 7-F, Amendment 46, covering Fresh Fruits and Vegetables in the Boston Area. Filed 9:53 a. m.

New England Regional Office Order 8-F, Amendment 42, covering Fresh Fruits and Vegetables in Certain Cities in Massachusetts. Filed 9:54 a. m.

New England Regional Office Order 9-F, Amendment 43, covering Fresh Fruits and Vegetables in Certain Cities in Massachusetts. Filed 9:54 a. m.

New England Regional Office Order 10-F, Amendment 41, covering Fresh Fruits and Vegetables in Certain Cities in Massachusetts. Filed 9:53 a. m.

New England Regional Office Order 11-F, Amendment 42, covering Fresh Fruits and Vegetables in Certain Cities in Massachusetts. Filed 9:53 a. m.

New England Regional Office Order 13-F, Amendment 23, covering Fresh Fruits and Vegetables in Certain Cities in the Brockton Area. Filed 9:53 a. m.

New England Regional Office Order 14-F, Amendment 4, covering Fresh Fruits and Vegetables in Barnstable County, Massachusetts. Filed 9:53 a. m.

Region II

Philadelphia Order 3-C, Amendment 7, covering Poultry and Eggs in the Counties of Philadelphia, Delaware and Montgomery, Pennsylvania, and Camden County, New Jersey. Filed 9:41 a. m.

Philadelphia Order 26-O, Amendment 3, covering Certain Egg Items in Parts of the Philadelphia and Newark Districts. Filed 9:53 a. m.

Pittsburgh Order 9-F, Amendment 7, covering Fresh Fruits and Vegetables in the Counties of Bedford, Blair, Cambria, Clearfield, Fulton, Huntingdon, Indiana, Jefferson and Somerset, Pennsylvania. Filed 9:50 a. m.

Pittsburgh Order 10-F, Amendment 6, covering Fresh Fruits and Vegetables in Allegheny County, Pennsylvania. Filed 9:50 a. m.

Pittsburgh Order 11-F, Amendment 6, covering Fresh Fruits and Vegetables in Erie and Warren Counties, Pennsylvania. Filed 9:51 a. m.

Pittsburgh Order 12-F, Amendment 6, covering Fresh Fruits and Vegetables in Armstrong, Butler, Beaver, Clarion, Fayette, Greene, Lawrence, Mercer, Washington and Westmoreland Counties, Pennsylvania. Filed 9:51 a. m.

Pittsburgh Order 13-F, Amendment 1, covering Fresh Fruits and Vegetables in the Counties of Crawford, Forest and Venango, Pennsylvania. Filed 9:52 a. m.

Pittsburgh Order 3-C, Amendment 6, covering Certain Poultry Items in Allegheny County, Pennsylvania. Filed 9:46 a. m.

Region III

Charleston Order 7-F, Amendment 53, covering Fresh Fruits and Vegetables in Lincoln, Logan, Mingo and Wayne Counties (except the City of Huntington in Wayne County), West Virginia. Filed 10:06 a. m.

Charleston Order 9-F, Amendment 53, covering Fresh Fruits and Vegetables in Cabell County and the City of Huntington in Wayne County, West Virginia. Filed 10:06 a. m.

Charleston Order 10-F, Amendment 53, covering Fresh Fruits and Vegetables in Calhoun, Jackson, Mason, Pleasants, Ritchie, Roane, Wirt and Wood Counties, West Virginia. Filed 10:06 a. m.

Charleston Order 11-F, Amendment 53, covering Fresh Fruits and Vegetables in Berkeley, Jefferson and Morgan Counties, West Virginia. Filed 10:07 a. m.

Charleston Order 15-F, Amendment 50, covering Fresh Fruits and Vegetables in Certain Cities in the state of West Virginia. Filed 10:07 a. m.

Charleston Order 16-F, Amendment 50, covering Fresh Fruits and Vegetables in Boone, Fayette, Kanawha, Putnam and Raleigh Counties, West Virginia. Filed 10:07 a. m.

Charleston Order 17-F, Amendment 49, covering Fresh Fruits and Vegetables in Greenbrier, McDowell, Mercer, Monroe, Pocahontas, Summers and Wyoming Counties, West Virginia. Filed 10:07 a. m.

Charleston Order 14-C, Amendment 3, covering Poultry in all Counties in the State of West Virginia. Filed 10:07 a. m.

Cleveland Order 3-F, Amendment 37, covering Fresh Fruits and Vegetables in Certain Counties in the State of Ohio.

Cleveland Order 3-F, Amendment 38, covering Fresh Fruits and Vegetables in Certain Counties in the State of Ohio.

Cleveland Order 4-F, Amendment 31, covering Fresh Fruits and Vegetables in Certain Counties including Wood (except Lake, Ross, Rossford and Perrysburgh Townships) all in the State of Ohio. Filed 10:08 a. m.

Cleveland Order 4-F, Amendment 32, covering Fresh Fruits and Vegetables in Certain Counties including Wood (except Lake, Ross, Rossford and Perrysburgh Townships) all in the State of Ohio. Filed 9:49 a. m.

Cleveland Order 6-F, Amendments 15 and 16, covering Fresh Fruits and Vegetables in Cuyahoga County, Ohio. Filed 10:08 a. m. and 9:49 a. m.

Cleveland Order 7-F, Amendments 15 and 16, covering Fresh Fruits and Vegetables in Certain Counties in the Cleveland, Ohio District. Filed 10:08 a. m. and 9:48 a. m.

Cleveland Order 11, Amendment 8, covering dry groceries in the Toledo, Ohio District. Filed 9:48 a. m.

Cleveland Order 12, Amendment 6, covering dry groceries in the Toledo, Ohio District. Filed 10:08 a. m.

Cleveland Order 35, Amendment 6, covering dry groceries in the Cleveland District. Filed 10:09 a. m.

Cleveland Order 38, Amendment 7, amended to include Crawford County, Ohio. Filed 9:48 a. m.

Cleveland Order 40, covering certain dry grocery items in all Counties in the Cleveland, Ohio District.

Cleveland Order 3-D, covering Butter and Cheese in Certain Counties in the State of Ohio. Filed 9:47 a. m.

Cleveland Order 4–D, covering Butter and Cheese in Certain Counties in the State of Ohio. Filed 9:47 a. m.

Cleveland Order 5–W, Amendment 7, amended to include Crawford County, Ohio. Filed 9:47 a. m.

Detroit Order 10–F, Amendments 14, 19, 20, 21, covering Fresh Fruits and Vegetables in Certain Counties in the State of Michigan. Filed 9:47 a. m., 9:49 a. m., 9:50 a. m. and 9:50 a. m.

Detroit Order 11–F, Amendment 2, covering Fresh Fruits and Vegetables in Certain Counties in the State of Michigan. Filed 9:44 a. m.

Detroit Order 30, covering Certain Dry Groceries in the State of Michigan. Filed 9.43 a. m.

Indianapolis Order 17–F, Amendment 57, covering Fresh Fruits and Vegetables in the County of Vanderburgh, Indiana. Filed 10:05 a. m.

Indianapolis Order 38, Amendment 8–A, covering Certain Dry Groceries in the Indianapolis District. Filed 10:05 a. m.

Indianapolis Order 39, Amendment 8–A, covering Certain Dry Groceries in the Indianapolis District. Filed 10:06 a. m.

Louisville Order 12–F, Amendment 60, covering Fresh Fruits and Vegetables in Jefferson County, Kentucky and Clark and Floyd Counties, Indiana. Filed 9:43 a. m.

Louisville Order 17–F, Amendment 26, covering Fresh Fruits and Vegetables in Certain Counties in the State of Kentucky. Filed 9:43 a. m.

Louisville Order 19–F, Amendment 20, covering Fresh Fruits and Vegetables in Certain Counties in the State of Kentucky. Filed 9:43 a. m.

Louisville Order 26–F, Amendment 3, covering Fresh Fruits and Vegetables in Certain Counties in the State of Kentucky. Filed 9:42 a. m.

Louisville Order 28–F, covering Fresh Fruits and Vegetables in Certain Counties in the State of Kentucky. Filed 9:42 a. m.

Louisville Order 29–F, covering Fresh Fruits and Vegetables in Certain Counties in the State of Kentucky. Filed 9:42 a. m.

Louisville Order 30–F, covering fresh fruits and vegetables in certain counties in the State of Kentucky. Filed 9:41 a. m.

Region IV

Atlanta Order 11–F, Amendment 6, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 10:09 a. m.

Atlanta Order 12–F, Amendment 14, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 10:09 a. m.

Atlanta Order 13–F, Amendment 14, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 10:09 a. m.

Atlanta Order 15–F, Amendment 14, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 10:09 a. m.

Atlanta Order 39, Amendment 2, covering certain dry groceries for Groups 3 and 4 in the Atlanta District Area. Filed 10:09 a. m.

Jacksonville Order 13–F, Amendment 6, covering fresh fruits and vegetables in certain counties in the state of Florida except those within the city of Jacksonville, Florida.

Jacksonville Order 14–F, Amendment 18, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 10:10 a. m.

Jacksonville Order 14–F, Amendment 19, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 9:44 a. m.

Jacksonville Order 46, Amendment 1, covering certain dry groceries in certain counties in the State of Florida. Filed 9:41 a. m.

Jacksonville Order 47, Amendment 1, covering certain dry groceries in certain counties in the State of Florida. Filed 9:41 a. m.

Jacksonville Order 17–C, Amendment 3, covering poultry in Duval County, Florida. Filed 9:44 a. m.

Jacksonville Orders 4–D, 5–D and 6–D, covering butter and cheese in certain counties in the Jacksonville District. Filed 9:44 a. m., 9:44 a. m., and 9:45 a. m.

Jacksonville Order 17–W, Amendment 1, covering certain dry groceries at wholesale in the Jacksonville District Area. Filed 9:45 a. m.

Jacksonville Order 18–W, Amendment 1, covering certain dry groceries at wholesale in the Jacksonville District Area. Filed 9:45 a. m.

Jacksonville Order 24–O, Amendments 11 and 12, covering egs in Duval County, Florida. Filed 10:10 a. m. and 9:45 a. m.

Memphis Order 29, Amendment 2, covering certain dry groceries in the Memphis District Area. Filed 10:11 a. m.

Memphis Order 30, Amendment 2, covering certain dry groceries in the Memphis District Area. Filed 10:11 a. m.

Miami Order 5–F, Amendment 21, covering fresh fruits and vegetables in certain cities in the State of Florida. Filed 10:10 a. m.

Miami Order 6–F, Amendment 19, covering fresh fruits and vegetables in Tampa, Florida Area. Filed 10:10 a. m.

Miami Order 9, Amendment 2, covering certain dry groceries in the Miami, Florida Area. Filed 10:10 a. m.

Miami Order 10, Amendment 2, covering certain dry groceries in certain counties in the State of Florida. Filed 10:10 a. m.

Miami Order 11, Amendment 2, covering certain dry groceries in Monroe County, Florida. Filed 10:11 a. m.

Miami Order 12, Amendment 2, covering certain dry groceries in the Miami, Florida Area. Filed 10:11 a. m.

Miami Order 5–W, Amendment 2, covering certain dry groceries at wholesale in the Miami District Area. Filed 10:11 a. m.

Miami Order 6–W, Amendment 2, covering certain dry groceries at wholesale in certain counties in the State of Florida. Filed 10:11 a. m.

Raleigh Order 13–F, Amendment 19, covering fresh fruits and vegetables in certain counties in the State of North Carolina. Filed 9:45 a. m.

Raleigh Order 14–F, Amendment 7, covering fresh fruits and vegetables in certain counties in the State of North Carolina. Filed 9:46 a. m.

Raleigh Order 11–C, Amendment 4, covering poultry in certain counties in the State of North Carolina. Filed 9:46 a. m.

Raleigh Order 12–C, Amendment 3, covering poultry in Mecklenburg County, North Carolina. Filed 9:46 a. m.

Region V

Kansas City Order 10–F, Amendment 18, covering fresh fruits and vegetables in Greene County, Missouri. Filed 9:59 a. m.

Kansas City Order 11–F, Amendment 18, covering fresh fruits and vegetables in Jasper County, Missouri. Filed 9:59 a. m.

Kansas City Order 9–C, Amendment 12, covering poultry in certain counties in Kansas and Missouri. Filed 9:59 a. m.

Kansas City Order 11–O, Amendment 13, covering poultry in certain counties in Kansas and Missouri. Filed 9:59 a. m.

Kansas City Order 10–C, Amendment 12, covering poultry in Greene and Jasper Counties, Missouri. Filed 9:59 a. m.

Kansas City Order 12–O, Amendment 12, covering poultry in Greene and Jasper Counties, Missouri. Filed 9:59 a. m.

Little Rock Order 9–F, Amendment 10, covering fresh fruits and vegetables in the State of Arkansas. Filed 10:00 a. m.

Little Rock Order 10–F, Amendment 35, covering fresh fruits and vegetables in Garland County, Arkansas. Filed 10:00 a. m.

Little Rock Order 12–F, Amendment 27, covering fresh fruits and vegetables in certain counties in the State of Arkansas. Filed 10:00 a. m.

Little Rock Order 13–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Arkansas and Bowie County, Texas. Filed 10:00 a. m.

Little Rock Order 14–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:00 a. m.

Little Rock Order 15–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:00 a. m.

Little Rock Order 4–C, Amendment 13, covering poultry in Pulaski County, Arkansas. Filed 10:00 a. m.

Little Rock Order 4–O, Amendment 13, covering eggs in Pulaski County, Arkansas. Filed 10:01 a. m.

New Orleans Order 3–F, Amendment 33, covering fresh fruits and vegetables in the Parishes of Orleans, St. Bernard and Jefferson (except Grand Isle). Filed 10:01 a. m.

New Orleans Order 4–F, Amendment 9, covering fresh fruits and vegetables in certain Parishes in the State of Louisiana. Filed 10:01 a. m.

New Orleans Order 5–F, Amendment 24, covering fresh fruits and vegetables in Shreveport, Bossier City, Monroe, and West Monroe, Louisiana. Filed 10:01 a. m.

New Orleans Order 6–F, Amendment 24, covering fresh fruits and vegetables in certain Parishes in the State of Louisiana. Filed 10:01 a. m.

Oklahoma City Order 8–F, Amendment 22, covering fresh fruits and vegetables in certain counties in the State of Oklahoma. Filed 10:02 a. m.

Oklahoma City Order 9–F, Amendment 6, covering fresh fruits and vegetables in certain counties in the State of Oklahoma. Filed 10:02 a. m.

Oklahoma City Order 2–C, Amendment 13, covering Poultry in certain counties in the State of Oklahoma. Filed 10:02 a. m.

Oklahoma City Order 1–O, Amendment 13, covering eggs in certain counties in the State of Oklahoma. Filed 10:02 a. m.

St. Louis Order 4–F, Amendment 33, covering fresh fruits and vegetables in St. Louis and St. Louis County, Missouri. Filed 10:05 a. m.

St. Louis Order 4–F, Amendment 34, covering fresh fresh fruits and vegetables in St. Louis and St. Louis County, Missouri. Filed 10:02 a. m.

St. Louis Order 3–C, Amendment 12, covering Poultry in St. Louis and St. Louis County, Missouri. Filed 10:05 a. m.

St. Louis Order 2–O, Amendment 12, covering Eggs in St. Louis and St. Louis County, Missouri. Filed 10:05 a. m.

St. Louis Order 3–C, Amendment 13, covering Poultry in St. Louis and St. Louis County, Missouri. Filed 10:03 a. m.

St. Louis Order 2–O, Amendment 13, covering Eggs in St. Louis and St. Louis County, Missouri. Filed 10:03 a. m.

San Antonio Order 6–F, Amendment 33, covering fresh fruits and vegetables in Bexar County, Texas. Filed 10:03 a. m.

San Antonio Order 7–F, Amendment 33, covering fresh fruits and vegetables in Austin, Texas. Filed 10:03 a. m.

San Antonio Order 8–F, Amendment 33, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 10:03 a. m.

Region VI

Peoria Order 13, Amendment 1, covering certain dry groceries in certain counties in the State of Illinois. Filed 10:04 a. m.

Peoria Order 21, covering certain dry groceries in Groups 1 and 2 in the Peoria District. Filed 10:04 a. m.

Peoria Order 20, Amendment 3 and Order 3–W, Amendment 2, covering certain dry groceries in certain counties in the State of Illinois. Filed 10:04 a. m.

Peoria Order 4–W, covering certain dry groceries in certain counties in the State of Illinois. Filed 10:04 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–4996; Filed, Mar. 26, 1946; 11:33 a. m.]

[Birmingham Rev. Order G–1 Under Gen. Order 50, Amdt. 7]

MALT AND CEREAL BEVERAGES IN BIRMINGHAM, ALA., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Birmingham District Office, Region IV, of the Office of Price Administration by General Order Number 50, issued by the Office of Price Administration and Revised Delegation Order Number 17, issued May 5, 1944, by the Regional Administrator of Region IV, 2d Revised Order G–1 under General Order Number 50 is hereby amended as follows:

1. The price list set forth in Appendix B is amended to read as follows:

Brand or trade name	Maximum prices for groups					
	Group 1-B		Group 2-B		Group 3-B	
	12-oz.	32-oz.	12-oz.	32-oz.	12-oz.	32-oz.
Doersehuck Beer	$0.20	$0.40	$0.18	$0.36	$0.16	$0.32
Dorquest Beer	.20	.40	.18	.36	.16	.32
Goebel Gold Label (12-oz.)	.20	.40	.18	.36	.16	.32
Goebel Gold Label Bantam Size (7-oz.)	.12				.09	
Gold Medal Tivoli	.20	.40	.18	.36	.16	.32
Lang's Beer	.20	.40	.18	.36	.16	.32
Lion Beer	.20	.40	.18	.36	.16	.32
Red Fox Beer	.20	.40	.18	.36	.16	.32
Crown Select Beer	.20	.40	.18	.36	.16	.32

This amendment shall become effective immediately.

Issued this 7th day of March 1946.

SAM J. WATKINS,
District Director.

[F. R. Doc. 46–5037; Filed, Mar. 26, 1946; 4:31 p. m.]

[Pittsburgh Adopting Order 38 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN THE COUNTIES OF MERCER, LAWRENCE, CRAWFORD, AND BUTLER, PA.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Pittsburgh District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard mason materials". All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provision of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order, is the area consisting of the counties of Mercer, Lawrence, Crawford, and Butler, all in the State of Pennsylvania.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All maximum prices fixed by this order are delivered prices within a radius of 5 miles of the seller's yard on sales of more than ten dollars. On sales of ten dollars or less, a delivery charge of not more than 10% of the amount of the sale may be added to the price fixed by this order. All customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of he General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer
(2) Date of transaction
(3) Place of delivery
(4) Complete description of each item sold and price charged

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective April 1, 1946, at 12:01 a. m.

Issued this 25th day of March 1946.

WILLIAM K. HARRISON,
District Director.

SCHEDULE A—MAXIMUM PRICES FOR CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN THE AREA CONSISTING OF THE COUNTIES OF MERCER, LAWRENCE, CRAWFORD, AND BUTLER, ALL IN THE STATE OF PENNSYLVANIA, ON SALES BY ALL PERSONS TO ULTIMATE USERS OR TO PURCHASERS FOR RESALE ON AN INSTALLED BASIS.

Item	Delivered prices to purchasers for resale on an installed (this includes contractors) on sales of more than $10 delivered within a radius of 5 miles of the seller's yard. See note below as to delivery charges on sales of $10 and less [1]	Delivered prices to ultimate users (this includes consumers) on sales of more than $10 delivered within a radius of 5 miles of the seller's yard. See note below as to delivery charges on sales of $10 and less [1]
Plaster, hard wall	$24.00 (ton)	$1.35 (bag 100 lb.).
Plaster, gauging white	$2.50 (bag 100 lb.)	$2.65 (bag 100 lb.).
Plaster, moulding white	$2.80 (bag 100 lb.)	$2.65 (bag 100 lb.).
Keene's cement	$2.90 (bag 100 lb.)	$3.00 (bag 100 lb.).
Finishing lime	$23.00 (ton)	$0.75 (bag 50 lb.).
Gypsum lath ⅜"	$30.00 (M sq. ft.)	$30.00 (M sq. ft.).
Metal Sheet Lath 4.5 painted (not expanded) 16 x 48.	$0.50 (sq. yd.)	$0.65 (sq. yd.).
Metal lath 2.2 lb. painted diamond mesh	$0.24 (sq. yd.)	$0.24 (sq. yd.).
Metal lath 2.5 lb. painted diamond mesh	$0.30 (sq. yd.)	$0.30 (sq. yd.).
Metal lath 3.4 lb. painted diamond mesh	$0.35 (sq. yd.)	$0.35 (sq. yd.).
Metal lath 2.75 lb. flat rib painted	$0.42 (sq. yd.)	$0.42 (sq. yd.).
Metal lath 3.4 lb. ¾" high rib painted	$0.35 (sq. yd.)	$0.35 (sq. yd.).
Corner bead—wing type (galvanized)	$0.65 (lin. ft.)	$0.05 (lin. ft.).
Corner bead—expanded type (galvanized)	$0.07 (lin. ft.)	$0.07 (lin. ft.).
Portland cement, paper bags	$3.40 (bbl.)	$0.85 (bag 94 lb.).
Masonry mortar (paper sacks)	$3.20 (bbl.)	$0.80 (1 cu. ft. bag).
Mason's hydrated lime	$22.00 (ton)	$0.65 (bag 50 lb.).
Waterproof cement—gray (paper)	$4.20 (bbl.)	$1.15 (bag 94 lb.).
Waterproof cement—white (paper)	$10.60 (bbl.)	$2.80 (bag 94 lb.).
Plain white cement (paper)	$9.60 (bbl.)	$2.80 (bag 94 lb.).
Hi-Early cement (paper)	$4.20 (bbl.)	$1.15 (bag 94 lb.).
Fire brick—9" straight 1st quality	$0.10 (ea.)	$0.10 (ea.).
Fire brick—9" straight 2d quality	$0.08 (ea.)	$0.10 (ea.).
Fire clay (100-lb. bag)	$1.35 (bag 100 lb.)	$1.35 (bag 100 lb.).
Clay drain tile—3"	$0.07 (per ft.)	$0.08 (per ft.).
Clay drain tile—4"	$0.08 (per ft.)	$0.09 (per ft.).
Clay drain tile—6"	$0.16 (per ft.)	$0.17 (per ft.).
Vitrified clay sewer pipe No. 1SS—4"	$0.18 (per ft.)	$0.18 (per ft.).
Vitrified clay sewer pipe No. 1SS—6"	$0.27 (per ft.)	$0.27 (per ft.).
Flue lining 9 x 9	$0.39 (per ft.)	$0.39 (per ft.).
Flue lining 9 x 13	$0.53½ (per ft.)	$0.58½ (per ft.).
Flue lining 13 x 13	$0.71 (per ft.)	$0.71 (per ft.).
Gypsum wallboard—⅜"	$0.045 (per sq. ft.)	$0.045 (per sq. ft.).
Gypsum wallboard—½"	$0.0375 (per sq. ft.)	$0.0375 (per sq. ft.).
Gypsum sheathing—½"	$0.045 (per sq. ft.)	$0.05 (per sq. ft.).
Asphalt roofing—90 lb. mineral surface	$2.75 (per roll)	$2.75 (per roll).
Asphalt or tarred felt 15 lb.	$2.75 (per roll)	$2.75 (per roll).
Asphalt or tarred felt 30 lb.	$2.75 (per roll)	$2.75 (per roll).
Asphalt shingles 210 lb. (3 in 1) thick butt	$6.50 (per sq.)	$6.50 (per sq.).
Asphalt shingles 165 lb. 2 tab. Hexagon	$5.00 (per sq.)	$5.00 (per sq.).
Fibre insulation board ½" lath and board standard	$0.055 (per sq. ft.)	$0.055 (per sq. ft.).
Fibre insulation board 25/32" asphalt sheathing	$0.065 (sq. ft.)	$0.07 (sq. ft.).
Asbestos cement siding 12 x 24 or 27" (unglazed) standard colors	$0.00 (per sq.)	$9.00 (per sq.).
Standard density synthetic fibre board ½" (4 x 8) standard sizes.	$0.08 (sq. ft.)	$0.09 (sq. ft.).
Hard density synthetic fibre board ⅛" tempered (standard sizes).	$0.10 (sq. ft.)	$0.11 (sq. ft.).
Thermal insulation-blankets (paper backed) single thick.	$0.045 (sq. ft.)	$0.05 (sq. ft.).
Thermal insulation-blankets (paper backed) semi thick.	$0.05 (sq. ft.)	$0.06 (sq. ft.).
Thermal insulation-batts (paper backed) 2" semi thick.	$0.06 (sq. ft.)	$0.06 (sq. ft.).
Thermal insulation-batts (paper backed) full thick 3".	$0.07 (sq. ft.)	$0.07 (sq. ft.).
Thermal insulation loose in bags (plain)	$1.20 (4 cu. ft. bag 40 lb.)	$1.35 (4 cu. ft. bag 40 lb.).
Thermal insulation, loose in bags (granulated)	$1.45 (4 cu. ft. bag 40 lb.)	$1.60 (4 cu. ft. bag 40 lb.).

[1] The above prices are delivered prices on sales of more than $10 delivered within a radius of 5 miles of the seller's yard. On delivered sales of $10 or less, a delivery charge of not more than 10¢ of the amount of the sale may be made.

[F. R. Doc. 46-5036; Filed, Mar. 26, 1946; 4:31 p. m.]

[Milwaukee Order G-4 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN RACINE AND KENOSHA COUNTIES, WIS.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, as amended, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A, "Maximum Prices to Contractors", and Appendix B, "Maximum Prices to Consumers", in the Counties of Racine and Kenosha, State of Wisconsin.

SEC. 2 *Definitions.* For the purpose of this order, a retail sale means a sale to an ultimate user, or to any contractor; provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing, siding, and insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A and Appendix B. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of maximum price regulations applicable to the commodites listed in the appendices shall continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowance and delivery practices.* (1) On and after the effective date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell or deliver at retail, as defined in Sec. 2 above, any of the items listed in Appendix A and Appendix B, attached hereto, at prices higher than the maximum prices set forth in the appendices. All sellers under this order shall allow to any purchaser for resale on an installed basis within the meaning of section 1 (b) of Revised Maximum Price Regulation No. 251, a cash discount of 5% for payment on or before the 10th day of the month following date of delivery. Except as above provided, no discount or allowance need be given.

(2) Maximum delivered prices fixed by this order are maximum prices including free delivery within ten miles from the dealer's yard. For deliveries made beyond such free delivery zone, a charge of ten cents per mile may be added.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. An additional copy of Appendix A and Appendix B is attached to this order for posting.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least six months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following: (1) Name and address of buyer, (2) Date of transaction, (3) Place of delivery, and (4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

APPENDIX. Appendix A, Maximum Prices to Contractors, and Appendix B, Maximum Prices to Consumers, are attached hereto and made a part hereof. This order may be modified, amended, or revoked at any time.

This order shall become effective March 20th, 1946.

Issued this 4th day of March 1946.

H. T. SMITH,
District Director.

APPENDIX A

The prices listed herein are maximum prices on sales to contractors as defined in the order. A cash discount of 5% shall be paid to contractors on all sales, for payment on or before the 10th of the month following date of purchase. Free delivery shall be made on all purchases within a zone 10 miles from the yard of the seller. For delivery beyond this zone there shall be a charge of not to exceed 10¢ per mile. The cash discounts and free delivery referred to shall not apply to concrete block.

Effective March 20, 1946.

Commodity	Unit	Maximum price
1. Plaster, base coat neat	100-lb. bag	$1.00
2. Finishing lime, unfilured	50-lb bag	.55
3. Gypsum lath ⅜"	1,000 sq. ft	25.00
4. Metal lath 2.5, painted diamond mesh	Sq. yd	.25
5. Metal lath 3.4, painted diamond mesh	Sq. yd	.29
6. Metal lath, corner head expanded type	1,000 ft	48.00
7. Metal lath, corner head arched	1,000 ft	40.00
8. Metal lath, corner bead scalloped	1,000 ft	35.00
Portland cement		
9. Standard	94-lb. paper bag	.80
10. Do	(Paper bag) per bbl	3.60
11. Do	(Cloth bag) per bbl	13.50
12. Masonry mortar	70-lb. paper bag	.65
13. Masons hydrated lime	50-lb. bag	.50
Concrete block [1]		
14. 4" sand	Per block	.12
15. 4" waylite	Do	.15
16. 6" sand	Do	.15
17. 6" waylite	Do	.18
18. 8" sand	Do	.20
19. 8" waylite	Do	.22
20. 10" sand	Do	.21
21. 10" waylite	Do	.26
22. 12" sand	Do	.32
23. 12" waylite	Do	.40
24. Vitrified clay sewer pipe No. 1-SS 4" standard	Foot	.12
25. Vitrified clay sewer pipe No. 1-SS 6" standard	Do	.15
26. Flue lining 9 x 9	Do	.26
27. Flue lining 9 x 13	Do	.32
28. Flue lining 13 x 13	Do	.45
29. Gypsum wallboard ⅜"	1,000 sq. ft	40.00
30. Gypsum sheathing ½" (water repellant)	1,000 sq. ft	41.00
31. Gypsum sheathing ½" (water repellant)	1,000 sq. ft	45.00
32. Split roll roofing diamond point—105 lb	Roll	3.25
33. Asphalt roofing—90 lb. mineral surface	Do	2.50
34. Asphalt or tarred felt 15 lb	Do	2.50
35. Asphalt or tarred felt 30 lb	Do	2.50
36. Asphalt shingles 210 lb. (3 in 1) thick butt	Square	6.50
37. Asphalt shingles 165 lb.—2 tab hexagon	Do	4.50
38. Fibre insulation board ½" standard lath and board	1,000 sq. ft	65.00
39. Fibre insulation board 25/32" asphalt sheathing	1,000 sq. ft	8.50
40. Asbestos cement siding 12 x 24 or 27" standard colors	Square	8.50
41. Asbestos cement siding 12 x 24 or 27" brilliant colors	Do	8.50
Thermal insulation		
42. Loose in bags (plain) celotex or equal	35-lb. bag	1.00
43. Loose in bags (mobilated) rock wool	Do	1.00
44. Expanded mica pellets—zonolite or equal	Bag, 4 cu. ft	1.15

[1] A 10¢ refund for each bag returned in good condition.
[2] List of prices for concrete block are f. o. b. job site. The following cash allowances shall be made if the block are called for at the yard by the purchaser: 4", 3½¢ per block; 6", 3¢ per block; 8", 4¢ per block; 10", 1½¢ per block; 12", 2½¢ per block.
These prices must be posted in your place of business in a manner plainly visible to all purchasers.

[F. R. Doc. 46-4890; Filed, Mar. 22, 1946; 5:00 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1244]

EASTERN UTILITIES ASSOCIATES

ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 26th day of March 1946.

The Commission having, by order dated March 12, 1946, directed that a hearing be held on March 28, 1946 with respect to a declaration filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by

Eastern Utilities Associates, a registered holding company, regarding proposed payments to Georgeson & Company, or some other professional proxy soliciting organization, for services proposed to be rendered by them in connection with the solicitation of stockholders' proxies for use at the 1946 annual meeting of Eastern Utilities Associates; and

Counsel for the declarant and for the Public Utilities Division of the Commission having agreed that such hearing be postponed; and

The Commission deeming it appropriate that such hearing be postponed:

It is ordered, That the hearing previously directed to be held on the 28th day of March 1946 in the above matter shall be postponed to the 3d day of April, 1946, at the same time and place and before the same trial examiner as heretofore designated.

It is further ordered, That the time within which any person desiring to be heard or otherwise wishing to participate in the above entitled proceeding shall notify the Commission, in the manner provided in Rule XVII of the Commission's rules of practice, be, and it hereby is, extended to and including April 1, 1946.

It is further ordered, That the Secretary of the Commission shall serve notice of the entry of this order by mailing a copy thereof, forthwith, by registered mail, to Eastern Utilities Associates and to the Committee to Inform Shareholders of Eastern Utilities Associates; and that notice of said postponed hearing be given to all other persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5053; Filed, Mar. 27, 1946; 9:36 a. m.]

[File No. 54-80]

THE UNITED CORP.

ORDER RELEASING JURISDICTION OVER FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 22d day of March, 1946.

The Commission, by Orders entered in these proceedings on November 24, 1944 and November 29, 1944, having approved a Plan filed by The United Corporation pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 providing for the exchange of Philadelphia Electric Company common stock and cash for outstanding shares of The United Corporation's $3 Cumulative Preferred Stock, such approval being subject to a reservation of jurisdiction with respect to the fees and expenses to be paid by The United Corporation in connection with the Plan; and

The United Corporation having filed amendments setting forth the amount of fees and expenses for which requests for payment have been made, which total in the aggregate $68,768.50, classified as follows:

	Fees	Expenses	Total
J. P. Morgan & Co., Inc., exchange agent	$7,959.47	[1] $10,732.41	$18,691.88
Whitman, Ransom, Coulson & Goetz, attorneys	32,100.00	1,906.53	34,006.53
John J. Burns, attorney	6,500.00	239.40	6,739.40
Southerland Berl & Potter, attorneys	1,850.00	22.00	1,872.00
Arthur Young & Co., accountants	1,500.00		1,500.00
Printing		[2] 2,353.75	2,353.75
Miscellaneous	1,392.81	2,212.13	3,604.94
Total			68,768.50

[1] Includes $9,373.59 postage.
[2] Does not include printing expenses of $8,437.57, jurisdiction over which was previously released.

The Commission having examined all the relevant facts in the record and having considered the amounts requested for fees and expenses, and it appearing to the Commission that said amounts are not unreasonable;

It is ordered, That the jurisdiction reserved in the orders of November 24 and November 29, 1944 with respect to fees and expenses to be paid by The United Corporation in connection with the plan be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5048; Filed, Mar. 27, 1946; 9:35 a. m.]

[File Nos. 59-20, 59-8, 54-75]

COMMONWEALTH & SOUTHERN CORP. (DEL.) ET AL.

ORDER PERMITTING WITHDRAWAL OF PARTY TO PROCEEDINGS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 22d day of March A. D. 1946.

In the matter of The Commonwealth & Southern Corporation (Delaware), respondent, File No. 59-20; The Commonwealth & Southern Corporation (Delaware) and its subsidiary companies, respondents, File No. 59-8; The Commonwealth & Southern Corporation (Delaware), File No. 54-75.

The Commission having, on July 12, 1943, issued its order making The United Corporation, a registered holding company and a former affiliate of The Commonwealth & Southern Corporation (Delaware) of whose outstanding voting securities The United Corporation owned 5.1%, a party in the above-entitled proceedings; and

The United Corporation having filed an application for an order granting permission to it to withdraw as a party to these proceedings for the reason that it has sold through cash transactions on the New York Stock Exchange and New York Curb Exchange all of its holdings of the Common Stock and Option Warrants of The Commonwealth & Southern Corporation and has ceased to be a stockholder of The Commonwealth & Southern Corporation; said order to be without prejudice to the claims of The United Corporation for reimbursement of expenses heretofore incurred through participation in these proceedings; and

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that The United Corporation be dismissed as a party in these proceedings:

It is ordered, That the application of The United Corporation for permission to withdraw as a party from these proceedings be, and hereby is, granted without prejudice to the claims of The United Corporation for reimbursement of expenses heretofore incurred through its participation in these proceedings.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5049; Filed, Mar. 27, 1946; 9:35 a. m.]

NATIONAL ASSN. OF SECURITIES DEALERS, INC.

ORDER SETTING HEARING ON PETITION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania on the 26th day of March 1946.

In the matter of petition of National Association of Securities Dealers, Inc., on behalf of John L. Godley for approval of his application for membership in the National Association of Securities Dealers, Inc.

I. On February 12, 1946 the National Association of Securities Dealers, Inc., a registered securities association, (hereinafter referred to as the Association), filed with this Commission, on behalf of John L. Godley, a petition for approval of the said John L. Godley's application for membership in the Association.

II. The above mentioned petition states that:

A. John L. Godley, 18 Clarendon Road, Albany, New York filed an application dated November 3, 1945 for admission to membership in the Association.

B. John L. Godley had formerly been a member of the Association and by decision of the District Business Conduct Committee of District #13, issued July 27, 1942, had been expelled from membership in the Association for certain violations of its rules.

C. Under the provisions of section 15A (b) (4) of the Securities Exchange Act of 1934, as amended, and section 2 of Article I of the Association By-Laws, John L. Godley may not be admitted to membership except with the approval of the Commission.

D. The District Committee for District #13 and the Board of Governors of the Association have considered the application for membership, have reviewed the record in the proceedings resulting in applicant's expulsion in 1942, have considered applicant's subsequent activity and his general reputation in his community and the matters referred to in applicant's affidavit attached to said petition, believe that applicant has been sufficiently penalized for the violations which were the subject of the disciplinary proceeding in 1942, have concluded that the admission of John L. Godley to membership in the Association would be consonant with the stated purposes and policies of section 15A of the Securities Exchange Act of 1934, and request that the Commission approve the admission of applicant to membership in the Association.

III. The Commission deeming it appropriate that a hearing be held in this matter at which the applicant and all other interested persons be given an opportunity to be heard on the question whether it is appropriate in the public interest to issue the said order approving the admission of John L. Godley to membership in the Association,

It is ordered, That the matter be set down for hearing at 10:00 a. m. on April 15, 1946, at the office of the Securities and Exchange Commission, 120 Broadway, New York 5, New York, and that the said hearing be continued at such other times or places as the Commission or the officer conducting such hearing may determine; that for the purpose of said hearing Richard Townsend be and he is hereby designated as the officer of the Commission to administer oaths and affirmations, subpoena witnesses and compel their attendance, take evidence, require the production of books, papers, correspondence, memoranda and any and all other records deemed relevant or material to the matters in issue at said hearing, and to perform all other duties in connection therewith as authorized by law.

It is further ordered, That a copy of this order be served on John L. Godley and on the Association not less than fifteen (15) days prior to the time of the hearing, and that this order and notice be published in the FEDERAL REGISTER in the manner prescribed by the Federal Register Act not later than fifteen (15) days prior to the time of the hearing.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5050; Filed, Mar. 27, 1946; 9:35 a. m.]

[File No. 54-120, 59-34, 59-56]

NEW ENGLAND GAS AND ELECTRIC ASSN. ET AL.

NOTICE OF FILING OF AMENDED PLAN AND ORDER RECONVENING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of March, 1946.

In the matters of New England Gas and Electric Association, File No. 54-120; New England Gas and Electric Association, et al., File No. 59-34; New England Gas and Electric Association, File No. 59-56.

Notice is hereby given that New England Gas and Electric Association (Association), a registered holding company, has filed an amendment to its application under section 11 (e) of the Public Utility Holding Company Act of 1935, and other applicable sections of the act and rules and regulations promulgated thereunder, for approval of an Amended Plan of Recapitalization of the Association and of related and incidental transactions.

All interested persons are referred to the amended application which is on file in the offices of the Commission, for a statement of the transactions proposed in the Amended Plan of Recapitalization, which may be summarized as follows:

The capitalization of the Association, as of December 31, 1945, consisted of Debentures in the principal amount of $34,998,500, all publicly held; 95,847 $5.50 dividend series preferred shares, of which 23,744 shares are held by NY PA NJ Utilities Company and Associated Utilities Corporation, subsidiaries of General Public Utilities Corporation; 155,000 $7.00 cumulative second preferred shares held by Utilities Investing Trust, also a subsidiary of General Public Utilities Corporation; and 200,000 common shares also held by Utilities Investing Trust.

Pursuant to the terms of the Amended Plan, the Declaration of Trust of the Association will be amended to provide that the beneficial interest in the Association be represented by new common shares, of the par value of $5 per share, in an authorized amount of 3,500,000 shares, of which 2,300,000 shares are to be issued in accordance with the requirements of the Amended Plan. The new Common Shares are to have full voting rights and pre-emptive rights.

The Association will offer for simultaneous sale at competitive bidding the following:

(a) $22,500,000 principal amount of its new 20 year Sinking Fund Collateral Trust Bonds, plus

(b) Sufficient shares of new Common out of the original issue of 2,300,000 shares to supply $11,500,000,

and will apply the proceeds of such sale (other than any premium on the new Bonds) together with funds in its treasury to the retirement, at par and accrued interest, of the Debentures of the Association now outstanding.

Eighty-four and one-half per cent of the Common Shares remaining after the sale of the number necessary to provide $11,500,000 are to be allocated to the holders of the presently outstanding 95,847 $5.50 Dividend Series Preferred Shares (including the 23,744 shares held by NY PA NJ Utilities Company and Associated Utilities Corporation), subject to the limitation that the maximum number of new Common Shares which may be distributed with respect to each $5.50 Dividend Series Preferred Share will be limited to that number of shares, calculated to the nearest one-tenth of a share, which taken at the public offering price of the new Common Shares as approved by the Commission would have a full value of $100 per $5.50 Dividend Series Preferred Share plus accrued dividends thereon by quarters to the effective date of the Plan.

The balance of the new Common Shares, consisting of 15½% of the Common Shares remaining after sale of the number necessary to provide $11,500,000 and also any unused portion of the 84½% available by reason of the above-mentioned limitation, is to be offered for sale at competitive bidding by the Association, and an amount in cash equal to the price received by the Association for such shares is to be paid to Utilities Investing Trust and the Trustees of the Estate of Associated Gas and Electric Corporation, Debtor. In consideration therefor, Utilities Investing Trust, the owner of all the presently outstanding $7.00 Second Preferred and Common Shares, will consent to the cancellation of such shares, and mutual releases of all claims, as indicated below, will be executed.

The Association on its own behalf and as successor to Electric Associates, Inc., on the one hand, and the Trustee of the Estate of Associated Gas and Electric Company, Debtor, the Trustee of the Estate of Associated Gas and Electric Corporation, Debtor (Associated Trustees), NY PA NJ Utilities Company, Associated Utilities Corporation, Gas and Electric Asscciates, and Utilities Investing Trust on the other, will exchange mutual releases (including releases from any and all liability by reason of any judgments or decrees theretofore rendered in any pending litigation) and all pending litigation among them will be dismissed. NY PA NJ Utilities Company, Associated Utilities Corporation, Gas and Electric Associates, and Utilities Investing Trust are, as noted above, subsidiaries of General Public Utilities Corporation, the successor in interest to Associated Gas and Electric Company and Associated Gas and Electric Corporation pursuant to the reorganization plan of those companies.

It is a condition of this Amended Plan that until the receipt on or before July 1, 1947 of payments for the securities to be publicly offered under the Amended Plan or any earlier disapproval of the Amended Plan by the Commission or any Court no further action will be taken by any of the parties referred to in any pending litigation among them (except such action, if any, as may be necessary to continue the pendency of such litigation) and no new litigation will be instituted between such parties.

Pursuant to the terms of the Amended Plan, all the new bonds and such new Common Shares as are to be offered for sale by the Association, and all the new Common Shares to be allocated to Associated Utilities Corporation and to NY PA NJ Utilities Company on account of their holdings of 23,744 $5.50 Dividend Series Preferred Shares, will be offered for public sale by competitive bidding at the same time. The invitation for bids will provide that if the price bid for the new Common Shares be less than $11.00 per share then all bids received, both for Bonds and Stock, shall at the election of General Public Utilities Corporation be rejected and a further invitation for bids in that event shall be made at such later date as may thereafter be specified by General Public Utilities Corporation within a period of not more than six months from the date of opening of the rejected bids, but in no event later than July 1, 1947.

The Amended Plan provides that the Association will pay such fees and expenses, not including allowances or reim-

bursements for services rendered in prosecution of claims by the Associated Trustees or their affiliates and subsidiaries prior to June 1, 1944, in connection with the proceedings on the original Plan and the Amended Plan as may be approved, allocated or awarded by this Commission.

The consummation of the Amended Plan, according to its terms, is subject to the prior satisfaction of all of the following conditions:

(a) Entry of an order by this Commission, pursuant to section 11 (e) of the act, approving the Amended Plan.

(b) The final approval by the Court, upon application therefor by this Commission in accordance with the provisions of section 11 (e) and 18 (f) of the act.

(c) Receipt on or before July 1, 1947 of payment of at least $10 per share for the new Common Shares to be publicly offered under the Amended Plan.

(d) The right to issue the new Common Shares without other restriction on the payment of dividends than is required by the Commission to be included in the Indenture relating to the proposed new Bonds.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the proposed Amended Plan of Recapitalization and that the Amended Plan should not be effectuated except pursuant to further order of the Commission; and

The Commission having heretofore instituted proceedings under section 11 (b) (1) (File No. 59-56) and section 11 (b) (2) (File No. 59-34) of the act, with respect to the Association and such proceedings having been consolidated with proceedings with respect to the original Plan of Recapitalization filed by the Association under section 11 (e) of the act; and certain hearings having been held with respect to such consolidated proceedings and said hearings having been continued subject to further order of the Commission:

It is ordered, That the hearing in such consolidated proceedings and with respect to the Amended Recapitalization Plan be reconvened on April 23, 1946 at 10:30 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, before the same Trial Examiner heretofore designated. On such date the hearing room clerk in Room 318 will advise as to the room where such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in such proceedings should notify the Commission in the manner provided by Rule XVII of the rules of practice on or before April 18, 1946.

It is further ordered, That, without limiting the scope of the issues presented in said consolidated proceedings, particular attention will be directed at the reconvened hearing to the following matters and questions:

1. Whether the Amended Plan, as submitted or as it may be modified, is necessary to effectuate the provisions of section 11 (b) of the act and is fair and equitable to the persons affected thereby.

2. Whether, and, if so, in what manner, the proposed Amended Plan should be modified to insure adequate protection of the public interest and the interests of investors or consumers and compliance with all applicable provisions of the act and rules thereunder.

3. The propriety of the proposed accounting treatment on the books of the Association.

4. Whether the Amended Plan, as submitted or as it may be modified, makes appropriate provision for the payment of fees, expenses, and remuneration in connection with the Amended Plan, in what amounts such fees, expenses and remuneration should be paid, and the fair and equitable allocation thereof.

5. Generally, whether the proposed transactions are in all respects in the public interest and in the interest of investors or consumers and consistent with all applicable requirements of the act and of the rules thereunder.

It is further ordered, That notice of this hearing be given to New England Gas and Electric Association and all other interested persons; said notice to be given by registered mail to New England Gas and Electric Association and to all other parties in the proceedings consolidated herein, and to all other interested persons by a general release of this Commission distributed to the press and mailed to persons on the mailing list for releases under the act, and by publication in the FEDERAL REGISTER.

It is further ordered, That New England Gas and Electric Association give notice of this hearing to each of the holders of its outstanding debentures, preferred and common shares (insofar as the identity of such security holders is available or known to the Association), by mailing to each such security holder, to his last known address, a copy of this notice and order and a copy of the Amended Plan of Recapitalization at least 15 days prior to the date of this hearing.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-5052; Filed, Mar. 27, 1946; 9:36 a. m.]

GEO. V. ROONEY

FINDINGS AND ORDER REVOKING REGISTRATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania on the 15th day of March 1946.

In the matter of Geo. V. Rooney, 728 Vance Building, Seattle 1, Washington.

1. Geo. V. Rooney, a sole proprietor, is registered as a broker and dealer pursuant to section 15 of the Securities Exchange Act of 1934.

2. The Commission, on the basis of facts reported to it, instituted this proceeding under section 15 (b) of the Securities Exchange Act to determine whether Geo. V. Rooney willfully violated certain provisions of the Securities Act of 1933 and the Securities Exchange Act of 1934 and, if so, whether it is in the public interest to revoke his registration.

3. After appropriate notice, a hearing was held at which there was introduced in evidence an "answer and consent to revocation" in which Geo. V. Rooney acknowledged receipt and service of adequate notice of the proceedings, waived his opportunity to be heard, admitted and acknowledged, for the purpose of the proceeding, the existence of the cause of action set forth in the Commission's order for proceedings, and consented to the entry of any order by the Commission revoking his registration as a broker and dealer.

4. On the basis of the evidence introduced, including the admission of respondent, the Commission finds:

(a) During the period from approximately April 1936 to August 1945, respondent solicited the accounts of certain persons who, for the most part, were uninformed and inexperienced with regard to oil royalties, and by his representations to, and his conduct toward, such persons, induced and intended them to believe that he would act, and was acting, for said persons in their best interests and induced and intended them to repose trust and confidence in his advice with respect to the purchase of oil royalties, when, in fact, said respondent did not intend to act for said persons in their best interests, but intended to act, and acted, in his own interest, and induced said persons to purchase, and sold to such persons, various oil royalties without disclosing to such persons (1) that there was no reasonable ground for believing, on the basis of any reasonable estimates of the value of recoverable oil underlying the tracts upon which such oil royalties were based, that such oil royalties would return to such customers either the original amount of their investments or any income on such investments, and (2) that the prices paid by such persons were far in excess of the prices which respondent, at or about the time of such sales, paid for such oil royalties.

(b) During the period mentioned in paragraph 4 (a) hereof, respondent, in inducing various persons to purchase oil royalties, made false and misleading statements to such persons:

(1) Concerning the returns which said persons would receive on their investments in such oil royalties purchased from respondent;

(2) Concerning the investment and speculative character of said oil royalties;

(3) Concerning earnings realized by others who had previously purchased oil royalties from respondent;

(4) Concerning the profits which would be realized by such persons from their investments in such oil royalties;

(5) Concerning respondent's experience with, and knowledge of, oil royalties and his ability to select good oil royalties for his customers;

(6) Concerning the approval by the Government and the Securities and Exchange Commission of the oil royalties being offered for sale; and

(7) Concerning the marketability of such oil royalties.

(c) Respondent used the mails and the means and instrumentalities of interstate commerce in effecting the above mentioned transactions.

(d) Respondent effected the above mentioned transactions otherwise than on a national securities exchange.

5. The Commission finds that respondent, in acting in the manner described in paragraph 4 (a), (b), (c), and (d), willfully violated the provisions of section 17 (a) of the Securities Act of 1933, and sections 10 (b) and 15 (c) (1) of the Securities Exchange Act of 1934, together with Rules X-10B-5 and X-15C1-2 (a) and (b) prescribed by the Commission under said sections.

6. The Commission further finds that it is in the public interest to revoke respondent's registration as a broker and dealer.

Accordingly, it is ordered, Pursuant to section 15 (b) of the Securities Exchange Act of 1934, that the registration of Geo. V. Rooney be, and the same hereby is, revoked effective March 16, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-5054; Filed, Mar. 27, 1946; 9:36 a. m.]

Reference

APR 2 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 62

Washington, Friday, March 29, 1946

Regulations

TITLE 10—ARMY: WAR DEPARTMENT

Chapter I—Aid of Civil Authorities and Public Relations

PART 105—SAFEGUARDING TECHNICAL INFORMATION

SAFEGUARDING MILITARY INFORMATION

Sections 105.1 to 105.21 inclusive, are superseded by the following §§ 105.1 to 105.21 inclusive, in revision of AR 380–5, 6 March 1946.

Sec.

105.1 Definitions.
105.2 Right to possess classified military information.
105.3 Loss or subjection to compromise.
105.4 Photographs or other reproductions of classified matter.
105.5 Requests for military information.
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105.18 Responsibility of commanding officer, Army representative, or inspector regarding admission of visitors.
105.19 Responsibility of Government contractors regarding admission of persons and visitors.
105.20 Restricted areas.
105.21 Reserve areas; establishment.

AUTHORITY: §§ 105.1 to 105.21, inclusive, issued under R. S. 161; 5 U.S.C. 22

§ 105.1 *Definitions*—(a) *Classified military information.* Classified military information is military information which requires grading to indicate the degree of precaution necessary for its safeguarding.

(b) *Documents.* Any form of recorded information. The term "document" includes printed, mimeographed, typed, photostated, and written matter of all kinds; charts, maps, relief maps, photomaps, and aerial photographs and mosaics; drawings, sketches, notes, and blueprints, or photostatic copies thereof; photographs and photographic negatives; recorded engineering data; correspondence and plans relating to research and development projects; and all other similar matter.

(c) *Engineering data.* The term "engineering data" comprises drawings, blueprints, photostats, photographs, mathematical calculations, formulas, processes, and all similar items that can be reduced to documentary form.

(d) *Foreign government.* The term "foreign government" includes any recognized or nonrecognized government and any faction or body of insurgents within a country with which the United States is at peace.

(e) *Matériel.* Any article, substance, or apparatus. The term "matériel" comprises military arms, armament, equipment, and supplies of all classes, both complete and in process of development and construction, models that show features in whole or in part, design, mockups, jigs, fixtures, and dies, and all other components or accessories of military equipment.

(f) *Photomap.* A reproduction of a photograph or mosaic upon which grid lines, marginal data, and place names may be added.

(g) *Technical information.* "Technical information" shall be deemed to include information on weapons and equipment, including instructions on maintenance and operation and any descriptive matter or components. It further includes means of manufacture, techniques, and processes of weapons and equipment, together with information pertaining to the various sciences relating to weapons and equipment and to direct and indirect measures which may be employed in warfare. Information of a strategic or tactical nature is specifically excluded from the meaning of this term as are "user" aspects such as func-

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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tioning and general instructions for tactical use and employment.

(h) *Troop movements.* The term "troop movements" applies to the moving of units.

(i) *Visitor.* As used in this part a visitor is any person admitted to a Government or civilian establishment or area in which classified work or project is being conducted for the War Department except:

(1) A person employed on the work or project, or

(2) A person directly and officially concerned with the work or project.

§ 105.2 *Right to possess classified military information*—(a) *Dissemination of classified matter.* No person is entitled solely by virtue of his grade or position to knowledge or possession of classified matter. Such matter is entrusted only to those individuals whose official duties require such knowledge or possession.

(b) *Responsibility.* To safeguarding of classified military information is the responsibility of all military personnel, civilian employees of the War Department, and of the management and employees of all commercial firms engaged in classified work or projects for the War Department. Classified military information will be disclosed only to military or civilian personnel having a legitimate interest therein.

§ 105.3 *Loss or subjection to compromise.* Any person in the military service or in its employ who may have knowledge of the loss or subjection to compromise of top secret, secret, confidential, or registered documents, or articles of matériel, or restricted codes or ciphers will promptly report that fact to the custodian of the document or matériel who, in turn, will notify the proper commanding officer. The proper commanding officer will notify the office responsible for its issue by the fastest means available, and will then make a thorough investigation of the circumstances, fix the responsibility, and send to The Adjutant General through military channels a report with his recommendations in the case.

§ 105.4 *Photographs or other reproductions of classified matter.* Photographs or other reproductions of classified features of military equipment or of other classified items will be made by members of the military service, by civilian employees of the War Department, or by civilians specifically authorized by proper authority to photograph or reproduce such classified matter, only when necessary in the conduct of their official duties. Agencies of the War Department may have such materials developed, printed, processed, or otherwise reproduced in commercial facilities if adequate government facilities are not available, but in such event are responsible to insure that the material is safeguarded at such facilities in accordance with the provisions of §§ 105.1 to 105.21, inclusive.

§ 105.5 *Requests for military information.* (a) All requests from private individuals, firms, or corporations and Federal or State agencies or departments for classified military information (except those requests defined under paragraphs (b) and (c) of this section) are subject to policies established by the Assistant Chief of Staff, G–2, War Department General Staff.

(b) (1) Exchanges of classified or unclassified military information, other than technical information, with foreign nationals will be made only through or with the express permission of the Assistant Chief of Staff, G–2, War Department General Staff.

(2) Exchanges of classified or unclassified technical information with foreign nationals will be made in accordance with existing War Department instructions issued on this subject to the Commanding Generals, Army Ground Forces, Army Air Forces, and Army Service Forces.

(c) Applications for information or records compiled and furnished at the request of the War Department for its use in the assurance of adequate provision for the mobilization of matériel and industrial organizations essential to wartime needs will be referred to the Under Secretary of War for necessary action. The service of any process or subpoena for the production of any such record will be reported immediately by the person on whom it is served to the United States attorney for the district in which the service is made and, at the same time, direct to the Under Secretary of War.

§ 105.6 *Dissemination of classified military information.* When classified military information is disseminated under the provisions of this part to persons not subject to military law, they will be informed that it affects the national defense of the United States within the meaning of the Espionage Act and that its transmission to an unauthorized person is prohibited.

§ 105.7 *Responsibility for safeguarding technical information.* (a) Chiefs of technical services engaged in the preparation of plans, research, and development work, or new design, test, production, procurement, storage, or use of classified matériel are responsible for the promulgation of such additional instructions as may be required for the safeguarding of information in the offices, establishments, laboratories, shops, or Army posts under their jurisdiction.

(b) All top secret, confidential, or restricted models, exhibits, dies, machines, and other similar items which are to be loaned, leased, or given to a commercial organization will be properly marked to indicate classification when practicable. If such marking is impracticable, the commercial organization will be specifically notified in writing of the classification of such items and of the pertinent provisions of the Espionage Act.

§ 105.8 *Classification of information from commercial firms.* Information obtained from civilian manufacturers concerning proprietary processes will be classified as confidential unless otherwise authorized by the firm concerned.

§ 105.9 *Dissemination of classified technical information.* Classified information concerning technical projects or developments may be imparted only to those individuals whose official duties require such knowledge or possession, and to accredited representatives of foreign nations in accordance with the provisions of § 105.5 (b).

§ 105.10 *Invitations for bids and contracts.* (a) Prior to furnishing a prospective bidder, subbidder, contractor, or subcontractor with drawings, specifications, or other pertinent information concerning any project or projects of a top secret, secret, confidential, or restricted nature and annually thereafter so long as such documents, etc., are in his custody, clearance will be obtained in accordance with separate letter instructions and a general secrecy agreement will be signed by the individual or by a responsible officer on behalf of the firm or corporation concerned.

§ 105.11 *Consultation with responsible manufacturers.* The commanding officers of arsenals and depots and other officers engaged in work on Government contracts are authorized to consult with all interested manufacturers or their representatives, inventors, and other persons concerning technical matters in which they have a legitimate interest. They will, however, inform all such persons of the classification of the projects, works, and developments.

§ 105.12 *Responsibility of Army representatives or inspectors.* (a) The Army representatives or inspectors of the technical service are the local representatives of the War Department and will take the necessary measures to insure the safeguarding of classified information or projects in the hands of the contractors or subcontractors or in process of manufacture in their plants.

(b) Army representatives or inspectors will advise contractors or subcontractors as to their responsibilities and the practical measures to be taken to safeguard top secret, secret, confidential, or restricted matters, and will act favorably,

if practicable, on any suggestion or request of the company tending to preserve secrecy. If at any time conditions at any plant, or any action of a company or its employees, jeopardize the security of classified matter pertaining to the War Department or violate the provisions of the Espionage Act, the Army representative or inspector will request the contractor or subcontractor to take prompt remedial action. If adequate precautionary measures are not taken immediately, he will report promptly to the chief of the technical service concerned and, if the situation requires, to the commanding general of the service command in which the item is in process of manufacture.

(c) When Army and Navy inspectors are on duty at the same plant, the Army inspector will coordinate all security measures with the Navy inspector in order to avoid conflicting demands upon contractors.

§ 105.13 *Responsibility of Government contractors.* (a) A private individual, firm, or corporation which enters into a contract to engage in technical work for the War Department becomes responsible in matters within his or its control for the safeguarding of all top secret, secret, confidential, or restricted matters that may be disclosed or that may be developed in connection therewith. A clause to this effect will be included in such a contract, but its omission will not release the contractor from his responsibility under the Espionage Act and other pertinent laws.

(b) Contractors are responsible that all classified projects allotted to subcontractors or agents are fully protected by a similar agreement.

(c) Whenever for any reason a contract agreement or subcontract has been made which does not include a security clause but later is found to involve top secret, secret, confidential, or restricted matter, the technical service concerned will take the necessary steps to insure that the project or work is properly classified and that the contractor, agent, or subcontractor is informed of the classification and of his responsibility in the matter.

§ 105.14 *Public display of classified matériel.* (a) Commanding officers are responsible that all classified parts, components, or features of matériel are properly safeguarded during maneuvers, drills, parades, ceremonies, assemblages, demonstrations, or exhibitions, or exhibitions open to the general public.

(b) (1) Photographs of equipment while in process of development or those revealing processes of manufacture are prohibited unless authorized by the chief of technical service concerned. After an article of equipment has been issued to combat units, release of photographs is permissible unless specifically prohibited by the instructions issued therewith.

(2) Requests for permission to take photographs of classified matériel, projects, or processes of manufacture will be referred to the War Department through the proper chief of technical service. If authority is granted, it will be with the understanding that the resulting photographs will be submitted to the War Department for review prior to release.

§ 105.15 *Release of information or sale of matériel.* Domestic sale, divulging information in connection with negotiations for foreign sale, and foreign manufacture of items of Army and Navy matériel and equipment are not permitted unless the War and Navy Departments are agreed that military secrecy is not compromised thereby.

§ 105.16 *Classification of visitors*—(a) *Foreign nationals.* For the purpose of §§ 105.1 to 105.21, inclusive, the term "foreign nationals" includes all persons not citizens of the United States, and citizens of the United States while a representative, official, or employee of a foreign government, firm, corporation, or individual.

(b) *United States citizens.* All citizens of the United States not included in paragraph (a) of this section.

§ 105.17 *Authority for admission of visitors*—(a) *General.* Correspondence and communications relating to visits will be routed direct between the various offices concerned.

(b) *Foreign nationals.* (See § 105.16 (a))

(1) Subject to the approval of the facility concerned, foreign nationals may be authorized by local authority to visit commercial facilities provided no classified work or project is shown or discussed.

(2) Foreign nationals may be admitted to military installations for social purposes, for activities open to the general public, and in connection with emergency landings, by authority of the commanding officer provided no classified features are shown or discussed.

(3) Foreign nationals may be admitted to Government facilities; military installations except as provided in subparagraph (2) of this paragraph; and commercial facilities where classified work, projects or features will be shown or discussed, only on written authority of the Assistant Chief of Staff, G–2, War Department General Staff.

(4) Application for visits which require War Department authorization will be made through the appropriate diplomatic representatives except in the case of foreign nationals employed by citizens of the United States or by firms or corporations owned or controlled by citizens of the United States, for whom applications will be submitted by their employers, approved by the commanding officer or management of the facility to be visited, and forwarded with the recommendation of the chief of the technical service or appropriate commanding general of the service command concerned to the Assistant Chief of Staff, G–2, War Department General Staff, who will secure the recommendation of the Navy Department. Applications submitted through either of the channels described above will include the following information:

(i) Name in full.

(ii) Official title or position.

(iii) Name of plant or plants, posts, camps, or airfields to which admission is desired.

(iv) Date of visit or dates between which visits are desired.

(v) Purpose of visit.

For foreign nationals employed by citizens of the United States or by firms or corporations owned or controlled by citizens of the United States the following additional information will be required:

(vi) Nationality.

(vii) Length of service with present employer.

(5) Prior to authorizing a visit to a War Department installation or to a commercial facility where classified work, projects, or features will be shown or discussed, the Assistant Chief of Staff, G–2, War Department General Staff, will secure the recommendations of the Navy Department and the chief of the technical service concerned.

(c) *United States citizens.* Subject to the approval of the commanding officer or the contractor, United States citizens, except those representing a foreign government, firm, or corporation, may be admitted to War Department or commercial manufacturing establishments engaged on classified work or projects under the following conditions:

(1) Casual visitors may be admitted provided no classified work or project is shown or discussed.

(2) Representatives of other United States agencies, manufacturers, or their representatives, engineers, and inventors cooperating in War Department work and having a legitimate interest therein may be shown such works or projects as are considered necessary and desirable by the responsible chief of technical service. Authority for admission will be in writing.

(3) Accredited reporters, photographers, and other representatives of publicity agencies may be admitted to War Department installations or manufacturing establishments engaged on work for the War Department, provided classified matter, projects, or processes of manufacture are not shown or discussed with them.

§ 105.18 *Responsibility of commanding officer, Army representative, or inspector regarding admission of visitors.* The commanding officers of a military establishment or the Army representative or inspector at a commercial establishment is the local representative of the War Department in all matters regarding the admission of visitors. If, in his opinion, the situation at the time makes the admission of a visitor inadvisable, he is empowered to postpone the visit and request instructions from the office which authorized it.

§ 105.19 *Responsibility of Government contractors regarding admission of persons and visitors.* (a) Contractors or subcontractors engaged in work for the War Department must place such restrictions on the movements of persons employed or entering their plants or offices as will give adequate security to top secret, secret, confidential, or restricted matters in their possession. In view of the wide differences in organization, arrangement, and physical makeup of individual plants, no specific rules are practicable. Therefore, local conditions at the plant and the classification of the project will determine the security measures to be adopted.

(b) The following general procedure in regard to visitors at establishments or plants engaged in classified projects for the War Department is prescribed:

(1) Visitors will be accompanied during their stay at the plant by the inspector or Army representative, a member of his office, or some responsible person who is specifically informed as to the necessary limitations or restrictions, the scope of the visit, and the information which may be furnished.

(2) Unless specifically authorized by the authorities mentioned in § 105.17, visitors will not be allowed in any shop, laboratory, drafting room, section of a plant where top secret, secret, confidential, or restricted matériel is located or where classified work is in progress, nor will they be permitted to take photographs.

(c) War Department contractors will submit to the commanding general of the service command or chief of technical service, whichever is appropriate, immediately upon completion of the visit, a report of all visitors, except United States citizens, who have gained information concerning the classified work or projects. The reports will include the following information:

(1) Name, official position, and nationality.

(2) Authority for visit.

(3) Matters in which the visitors showed the greatest interest.

(4) General nature of questions asked.

(5) Expressed object of the visit.

(6) Estimate of the real object of the visit.

(7) General estimate of ability, intelligence, and technical knowledge of the visitor and his proficiency in the English language.

(8) A brief list of what was shown and explained.

§ 105.20 *Restricted areas*—(a) *Designation.* The commanding officer of a military reservation, post, camp, station, or installation is responsible for the designation and proper safeguarding of restricted areas in his military reservation, post, camp, station, or installation. If local conditions dictate, he will mark all ordinary entrances or approaches to such areas with a sign reading as follows:

WARNING

RESTICTED AREA

It is unlawful to enter within this ------ without written permission of ------

(Area, building, etc.)

(Authority)

(b) *Procedure in case of violation.* (1) The commanding officer of a military reservation, post, camp, station, or installation will cause any person not subject to military law who enters a restricted area or building to be detained, warned of his rights, and interrogated by proper authority. If it is a first offense and there is no evidence of deliberate intent, the offender may be warned against repetition and released upon the surrender of any unlawful photograph, sketch, picture, drawing, map, or graphic representation in his possession. Otherwise the offender will be delivered without unnecessary delay to the nearest United States marshal with a written statement of the facts, the names and addresses of the witnesses, and such pertinent exhibits as may be available.

(2) When an investigation reveals that a person not subject to military law has entered such a restricted area or building, custody of the individual not having been effected, the commanding officer will promptly forward in writing to the nearest United States district attorney a report of all the facts, including the names and addresses of the witnesses.

(3) A report will be made through military channels to the commanding general of the service command of each case brought to the attention of civil authority and will include a brief of all the facts and copies of all pertinent communications.

§ 105.21 *Reserved areas; establishment.* Areas reserved for military or national defense purposes, admittance to which is either restricted or prohibited, are set apart by Executive order of the President of the United States or by order of the Secretary of the Interior.

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–5132; Filed, Mar. 27, 1946; 4:20 p. m.]

Chapter IX—Transport

PART 903—TRANSPORTATION OF INDIVIDUALS

TRANSPORTATION FURNISHED DEPENDENTS

The following changes are made in § 903.1 (a) (4). The headnote is amended; subparagraph (4) (i) (*e*) is added and the headnote of subdivision (ii) (*a*) is amended, as follows:

§ 903.1 *Dependents*—(a) *To whom transportation furnished.* • • •

(4) *Military personnel; evacuation, restricted assignments, temporary duty outside the United States, quarters not available, or indeterminate temporary stations within the United States*—(i) *When authorized.* • • •

(*e*) *Indeterminate temporary station within the United States.* Assigned to temporary duty within the continental United States exclusive of Alaska away from their permanent stations within the continental United States exclusive of Alaska on orders which provide that the individual, or the organization to which the individual is assigned, will not return to the former permanent station but will be ordered to a new station to be determined at a later date.

(ii) *Places between which transportation is authorized—(a) Restricted area; outside United States; quarters not available; indeterminate temporary station within United States.* • • •

(R.S. 161; 41 Stat. 421; 5 U.S.C. 22; 10 U.S.C. 756, 756b) [Par. 8a, AR 55–120, as amended by C 16, 13 March 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–5133; Filed, Mar. 27, 1946; 4:20 p. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51429]

PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

COASTWISE LAWS WAIVED TO EXTENT NECESSARY TO PERMIT CANADIAN VESSELS TO TRANSPORT PASSENGERS BETWEEN SKAGWAY AND OTHER POINTS IN ALASKA

Waiving compliance with the provisions of section 8 of the act of June 19, 1886, as amended.

Upon the written recommendation of the Acting Administrator of the War Shipping Administration and pursuant to the authority vested in me by the provisions of section 501 of the Second War Powers Act, 1942 (50 U.S.C. App. Sup. 635), as extended by the act of December 28, 1945 (Public Law 270, 79th Congress), I hereby waive compliance with the provisions of section 8 of the act of June 19, 1886, as amended (46 U.S.C. 289), to the extent necessary to permit the transportation of passengers on Canadian vessels between Skagway and other points in Alaska during the period between April 1, 1946, and June 30, 1946, inclusive. I deem that such action is necessary in the conduct of the war.

If the transportation of any passenger on a Canadian vessel is not completed on or before midnight on June 30, 1946, the provisions of this order will not relieve the vessel concerned from the penalty prescribed by section 8 of the act of June 19, 1886, as amended (46 U.S.C. 289).

[SEAL] JOSEPH J. O'CONNELL, JR.,
Acting Secretary of the Treasury.

[F. R. Doc. 46–5131; Filed, Mar. 27, 1946; 4:16 p. m.]

TITLE 24—HOUSING CREDIT

Chapter II—Federal Savings and Loan System

[Bulletin 55]

PART 202—INCORPORATION, CONVERSION, AND ORGANIZATION

HEARINGS ON APPLICATIONS TO MOVE OFFICES OR ESTABLISH BRANCH OFFICES

No hearing having been requested in accordance with the provisions of § 201.2 of the rules and regulations for the Federal Savings and Loan System, after opportunity therefor was allowed in accordance with the provisions of such section, paragraph (d) of § 202.29 of the rules and regulations for the Federal Savings and Loan System is hereby amended, effective March 27, 1946, to read as follows:

§ 202.29 *Right of hearing.* • • •

(d) *Hearing on application to move office or establish branch office.* Upon receipt of an application from any Federal association for approval of the moving of any office from its immediate vicinity, the Federal Home Loan Bank Administration, unless it determines to deny such application, will cause a hearing to be conducted in accordance with paragraph (a) of this section. The applicant

authority is granted, it will be with the understanding that the resulting photo-

which visits are desired.

ity measures to be adopted.

shall cause to be published in the county in which it proposes to move the location of any office and in the manner specified in paragraph (b) of this section, a notice in the form prescribed in paragraph (e) of this section, and shall file an affidavit of publication as provided in paragraph (e) of this section. Unless such notice shall be duly published by the applicant, no hearing upon any such application shall be conducted and no action will be taken upon such application until the requirements of this paragraph have been complied with. The notice shall be signed by the Federal association. Upon receipt of an application from any Federal association for approval of the establishment or maintenance of a branch office, the Federal Home Loan Bank Administration may, in its discretion, conduct a hearing in accordance with the provisions of paragraph (a) of this section and may, in its discretion, require the applicant to cause to be published in the manner and in the form specified in paragraph (e) of this section, a notice of such hearing and require an affidavit of publication of such notice to be filed with the Federal Home Loan Bank Administration.

(Sec. 5 (a) of H. O. L. A. of 1933; 48 Stat. 132; 12 U.S.C. 1464 (a); E.O. 9070, 7 F.R. 1529)

Dated: March 26, 1946.

RALPH H. RICHARDS,
Acting Governor.
HAROLD LEE,
General Counsel.
ORMOND E. LOOMIS,
Executive Assistant to the Commissioner.

[F. R. Doc. 46-5129; Filed, Mar. 27, 1946; 3:32 p. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

STATEMENT TO SOLID FUELS INDUSTRIES

Many of the regulations and orders controlling the distribution of solid fuels have been revoked. This statement is issued to inform persons as to those regulations and orders in effect and the reports that must still be filed.

The following regulations and orders are still in effect:

1. SFAW Regulation No. 1, as amended (8 F.R. 5832; 8 F.R. 16320; 10 F.R. 1724; 10 F.R. 13261), which empowers the Solid Fuels Administrator for War to issue specific directions requiring, forbidding or otherwise providing for the delivery of solid fuels by or to any person or persons.

2. SFAW Regulation No. 14 (9 F.R. 1500), subjecting solid fuels in transit to reconsignment, diversion or re-routing by or at the direction of SFAW.

3. SFAW Regulation No. 31, as amended (10 F.R. 8538; 10 F.R. 11554; 10 F.R. 11739), governing the overseas export of solid fuels.

4. SFAW Order No. 3, as amended (8 F.R. 11714; 8 F.R. 14277; 9 F.R. 4005; 10 F.R. 5855), under which the following reports are required to be filed each month until further notice: (a) Form S.F.A. No. 38, monthly distribution report to be filed by bituminous producers; (b) Form S.F.A. No. 48, report of receipts, inventories and disposals to be filed by lake and tidewater dock operators; (c) Form S.F.A. No. 56, production report concerning lignite to be filed by producers of lignite in North Dakota, South Dakota and Texas; and (d) copy of cargo manifest consist report or dumping sheet for each shipment of coal made by each person who orders the dumping of coal for tidewater or lake shipment.

5. SFAW Order No. 32 (11 F.R. 2679), which (a) requires producers of coal in Districts 1–4 inclusive, 6–11 inclusive, and 13 to report on or before March 31, 1946 and April 30, 1946 information required by Form S.F.A. No. 79 except column (h) of Part A and all of Part D of said form; and (b) requires consumers of coal produced in said districts to file with their suppliers an order on the 24th day of the preceding calendar month for shipments to be made during April and May 1946.

6. It is requested that the following reports continue to be filed on a voluntary basis:

Form S.F.C. No. 27—Weekly Mine Production—Running Time Report.
Form S.F.C. No. 7—Coal Stock Report—Domestic and Retail Coal Dealers.
Form S.F.C. No. 16—Coal Consumption and Stock Report—Manufacturers.

7. SFAW Orders Nos. 11, 12, 15 and 30 are still in effect, establishing the following advisory committees:

Lake Dock Advisory Committee.
Tidewater Dock Coal Advisory Committee.
SFAW National Advisory Committee on Local Distribution.
SFAW National Advisory Coke Committee.
National Anthracite Distribution Committee.
Regional Anthracite Distribution Committees.

Issued this 26th day of March 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-5179; Filed, Mar. 23, 1946; 10:41 a. m.]

[SFAW Order 34]

PART 602—GENERAL ORDERS AND DIRECTIVES

DISTRIBUTION OF BITUMINOUS COAL

It appears appropriate to relinquish certain controls concerning the distribution of bituminous coal. Accordingly, the following regulations, notices of direction and order are hereby revoked as of the effective date of this order pursuant to Executive Order No. 9332 (8 F.R. 5355).

SFAW Regulation No. 3, prohibiting shipment of coal ex-lake dock to certain points not normally dependent upon such distribution (8 F.R. 11652).

SFAW Regulation No. 25, as amended, concerning the distribution of bituminous coal moving via the Great Lakes (10 F.R. 291; 10 F.R. 1364; 10 F.R. 1725).

Notice of Direction to All Persons Who Supply Solid Fuels to the War Department, Navy Department (including the Marine Corps and the Coast Guard), Maritime Commission and Veterans Administration, issued July 9, 1945 (10 F.R. 8603).

Notice of Direction to All Persons Who Supply Solid Fuels to Federal Agencies (except the War Department, Navy Department, Maritime Commission and Veterans Administration), issued August 30, 1945 (10 F.R. 11285).

Notice of Direction to Producers of Coal in Districts 7 and 8, issued December 7, 1945 (10 F.R. 14862).

SFAW Order No. 14, authorizing certain SFAW Regional Representatives to issue directions in certain emergencies, issued March 10, 1944 (9 F.R. 2869).

The following SFAW regulations expire by their own terms on March 31, 1946:

SFAW Regulation No. 19, as amended, concerning receipts by retail coal dealers of coal produced in the State of Utah during the coal year April 1, 1945 to March 31, 1946 (9 F.R. 3436; 10 F.R. 2445; 10 F.R. 12897-98).

SFAW Regulation No. 24, as amended, concerning shipment and receipt of special purpose coal during the coal year April 1, 1945 to March 31, 1946 (10 F.R. 235-36; 10 F.R. 919; 10 F.R. 2240).

This order does not affect civil or criminal liabilities resulting from violations of any of the aforesaid regulations, notices of direction or orders nor shall it be deemed to limit or modify in any way the power and the duty of the Solid Fuels Administrator for War to issue, pursuant to SFAW Regulation No. 1, as amended, any regulation, direction or order that may be necessary to effect the equitable distribution of solid fuels.

This order shall become effective at 12:01 a. m., April 1, 1946.

(E.O. 9332, 8 F.R. 5355; E.O. 9125; 7 F.R. 2719; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176; 58 Stat. 827 and 59 Stat. 658)

Issued this 26th day of March 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-5180; Filed, Mar. 28, 1946; 10:41 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Office of Price Administration

PART 1300—PROCEDURES

[Rev. Procedural Reg. 3,[1] Corr. to Amdt. 14]

Section 1300.241 of Revised Procedural Regulation No. 3 is corrected to read as follows:

If the effect of the order of the rent director or regional administrator is to require a refund of rent to the tenant under section 4 (e), 4 (j) or 5 (b) (3) of the Rent Regulation for Housing, section 4 (e) or 5 (b) (3) of the Rent Regulation for Housing in the New York City Defense-Rental Area, section 4 (b), 4 (f) or 5 (b) (3) of the Rent Regulation for Housing in the Miami Defense-

[1] 9 F.R. 10484, 12865; 10 F.R. 2431, 5077.

Rental Area or section 4 (e), 4 (i) or 5 (b) (3) of the Rent Regulation for Housing in the Atlantic County Defense-Rental Area, the modification or revocation of said order by the Administrator as it affects the refund, shall be retroactive if a stay has been obtained pursuant to § 1300.217.

Issued and effective March 28, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5194; Filed, Mar. 28, 1946; 11:34 a. m.]

PART 1334—SUGAR

[MPR 60,[1] Amdt. 2]

DIRECT CONSUMPTION SUGAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 60 is amended in the following respects:

1. Section 2 (e) (6) is added to read as follows:

(6) *Election by primary distributors who produce fine granulated cane sugar and who also produce other direct consumption sugars from mainland sugar cane.* Any person who produces fine granulated cane sugar and also produces other direct consumption sugars from mainland sugar cane may, under subparagraphs 3, 4 and 5 of this section 2 (e), file separate affidavits and make separate elections for his fine granulated cane sugars and for his other direct consumption sugars which he produces from mainland sugar cane.

2. Section 11 (a) (5) is added to read as follows:

(5) With respect to the purchase of direct consumption sugars, the Commodity Credit Corporation and sellers to it are exempted from the provisions of this regulation.

3. Section 10 (c) is amended by deleting therefrom the words "off-shore areas" and substituting therefor the words "outside continental United States."

This amendment shall become effective March 27, 1946, except that section 2 (e) (6) shall be effective as of February 10, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of March 1946.

RICHARD H. FIELD,
Acting Administrator.

Approved: March 26, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5134; Filed, Mar. 27, 1946; 4:33 p. m.]

[1] 10 F.R. 14816; 11 F.R. 1434.

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 169,[1] Amdt. 68]

BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneouly herewith and filed with the Division of the Federal Register.

Section 1364.405 (b) is amended to read as follows:

(b) *Adjustment for transportation to critical areas.* Upon a finding that a critical shortage of meat has occurred in a specific area either because of the unavailability of customary sources of supply and because the established maximum prices do not contain a sufficient allowance to cover the cost of transporting meat to that area from other sources of supply, or because the local delivery allowances provided by the regulation are insufficient to cover the cost of transporting meat within the area, the Administrator may by order designate such area as a critical area for such period as he may prescribe. Subject to such conditions as may be prescribed in the order of the Administrator, the Regional Administrator for the area or any District Director designated by the appropriate Regional Administrator, may in writing authorize named sellers to charge and receive, for beef and veal carcasses and wholesale cuts sold to buyers in that area the added cost of transportation, or the added cost of local delivery, whichever the case may be, in addition to the applicable maximum price.

This amendment shall become effective as of March 25, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 26, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5137; Filed, Mar. 27, 1946; 4:34 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 169,[1] Amdt. 69]

BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 169 is amended in the following respects:

1. Section 1364.401 (c) (7) is added to read as follows:

(7) Notwithstanding any other provision of this paragraph (c), no person, except a person who has a valid certification from the Secretary of Agriculture pursuant to the provisions of War Food Order No. 139, as amended, shall slaughter at a slaughtering establishment cattle or calves as a service for the owner of such cattle or calves, (i) unless such person during the time Control Order No. 1, issued by the Price Administrator, was in effect, slaughtered at such slaughtering establishment cattle or calves as a service for such owner who, under Control Order No. 1, possessed a quota or quota base which was not revoked or assigned to a transferee prior to the revocation of Control Order No. 1 on December 29, 1945, and which permitted such owner to have cattle or calves custom slaughtered for him at such establishment, or (ii) unless such owner does not sell the beef or veal derived therefrom in any form, or (iii) unless such owner owned the entire interest in such person's slaughtering establishment during the time Control Order No. 1 was in effect and subsequently disposed of such entire interest.

2. Section 1364.418 is added to read as follows:

§ 1364.418 *Limitation on sale of beef or veal derived from custom slaughtering.* No person shall sell or deliver in any form or at any level of distribution any beef or any part or portion of any beef carcass or any veal or any part or portion of any veal carcass derived from cattle or calves custom slaughtered for such person in a slaughtering establishment (a) unless such person, under Control Order No. 1, issued by the Price Administrator, possessed a quota or quota base which was not revoked or assigned to a transferee prior to the revocation of Control Order No. 1 on December 29, 1945 and under which such person had cattle or calves custom slaughtered for him in such slaughtering establishment, or (b) unless such person during the time Control Order No. 1 was in effect, owned the entire interest in such establishment and subsequently disposed of such entire interest, or (c) unless the Secretary of Agriculture makes a valid certification with respect to such person pursuant to the provisions of War Food Order No. 139, as amended.

This amendment shall become effective April 1, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

CLINTON P. ANDERSON,
Secretary of Agriculture.

Approved: March 26, 1946.

[F. R. Doc. 46-5138; Filed, Mar. 27, 1946; 4:33 p. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 20]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Second Revised Supplementary Regulation No. 14 is amended in the following respects:

1. Paragraph (a) of section 1.2 is amended to read as follows:

(a) *Applicability.* This section applies to any person who sells or delivers hog, cattle, calf and sheep pancreas glands, and to any person who sells or delivers liquid and/or concentrated animal bile (animal gall) from cattle, calves, hogs, sheep or lambs.

2. Subparagraph (1) of section 1.2 (b) is amended to read as follows:

(1) *Hog, cattle, calf and sheep pancreas glands.* As used in this section 1.2 hog, cattle, calf and sheep pancreas glands means pancreas glands obtained from the slaughter of hogs, cattle, calves (produced from dressed carcasses not in excess of 275 pounds, hides off), and sheep, and selected in accordance with standard commercial practices. The glands shall be trimmed, free from fat and tissue, shall be individually frozen and packed in suitable shipping containers.

3. Paragraph (c) of section 1.2 is amended by changing the words preceding subparagraph 2 thereof to read as follows:

(c) *Maximum prices.* (1) For sales and deliveries after April 1, 1946, of hog, cattle, calf and sheep pancreas glands; the applicable maximum ceiling prices f. o. b. shipping point, shall be as follows:

	Cents per pound
Hog pancreas glands (individually frozen)	16
Beef pancreas glands (individually frozen)	16
Calf pancreas glands (individually frozen)	28
Sheep pancreas glands (individually frozen)	16

If the hog, cattle, calf or sheep pancreas glands are solid frozen but not individually frozen, the applicable maximum price shall be reduced ¼ cent per pound. If the hog, cattle, calf or sheep pancreas glands are sold unfrozen, the applicable maximum price shall be reduced ½ cent per pound. If the hog, cattle, calf or sheep pancreas gland are unfrozen and untrimmed, the applicable maximum price shall be reduced by not less than 5 cents per pound.

4. Paragraph (d) of section 1.2 is amended to read as follows:

(d) *Notification.* At the time of or prior to the first invoice on or after November 28, 1944, covering the sale of cattle or calf pancreas glands, and at the time of or prior to the first invoice on or after April 2, 1946, covering the sale of hog or sheep pancreas glands, each seller shall notify in writing each purchaser, of the maximum prices set forth by this section. This notice may be given in any convenient form.

5. Paragraph (e) of section 1.2 is added to read as follows:

(e) *Brokerage.* A payment by a buyer to a broker of not to exceed $0.125 per hundredweight in excess of the maximum prices herein established for pancreas glands and/or concentrated bile, or of not to exceed $0.125 per hundred gallon in excess of the maximum prices herein established for liquid bile, for services rendered by the broker to the buyer in connection with sales of the said glands or bile, shall not be deemed an evasion if the broker has no business affiliation with the seller and if the total compensation received by the broker from both buyer and seller in connection with the sale does not exceed the $0.125 per hundredweight or hundred gallon as the case may be.

This amendment shall become effective April 2, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5195; Filed, Mar. 28, 1946; 11:34 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 171]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 426 is amended in the following respects:

In Appendix H, Table 4 (Maximum Prices for Snap Beans (green or wax)), footnote 5 is amended to read as follows:

"During the period beginning March 27, 1946, and ending April 20, 1946, "$3.25" in Item 3, Columns 5 and 6, is changed to "$3.50" and "11.6" in Item 9, Column 5, is changed to "12.5".

This amendment shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 26, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5140; Filed, Mar. 27, 1946; 4:34 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 15,[2] Amdt. 48]

ADJUSTMENT OF MAXIMUM PRICES FOR FOOTWEAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.75 (a) (10) is amended by adding a new subdivision (iv) to read as follows:

(iv) No application for adjustment filed after May 2, 1946, will be granted under this subparagraph (10).

This amendment shall become effective April 2, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5196; Filed, Mar. 28, 1946; 11:33 a. m.]

Chapter XVIII—Office of Economic Stabilization

PART 4001—STABILIZATION OF WAGES AND PRICES

SUPPLEMENTARY WAGE AND SALARY REGULATIONS

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 2, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 25, 1946 (11 F.R. 1929), the following amendment to § 4001.405 of the Supplementary Wage and Salary Regulations of March 8, 1946 (11 F.R. 2517) is hereby promulgated:

Section 4001.405 is amended to read as follows:

§ 4001.405 *Effect of approved increases in determining costs to the United States.* In the case of products or services being furnished under contract with a federal procurement agency, such agency may take into consideration, on the same basis as other factors affecting costs, any wage or salary increase which is approved under the provisions of §§ 4001.101 to 4001.406, inclusive: *Provided, however,* That no wage or salary increase which was reflected in current payrolls on or before February 13, 1946, and was unapproved on that date, shall be a basis for reimbursement under such a contract unless the procurement agency administering the contract finds that reimbursement is necessary to prevent hardship. Nothing in §§ 4001.101 to 4001.406, inclusive, however, shall be construed as authorizing or requiring any increase in costs to the United States which is not required by the applicable procurement contract.

(E.O. 9250; E.O. 9328, 3 CFR, Cum. pp. 1213, 1267; E.O. 9599, 10 F.R. 10155; E.O. 9620, 10 F.R. 12033; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691, and E.O. 9699, 11 F.R. 1929)

J. F. BROWNLEE,
Acting Director of Economic Stabilization.

MARCH 8, 1946.

[F. R. Doc. 46-5130; Filed, Mar. 27, 1946; 3:53 p. m.]

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[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13360, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819.

[2] 7 F.R. 8959, 9819, 10584, 11006; 8 F.R. 1201, 6443, 8614, 9026, 11873, 13255, 13395, 13724, 15197, 16298.

Chapter XXIII—War Assets Administration

[Rev. Special Order 23]

TRANSFER OF FUNCTIONS OF SURPLUS PROPERTY ADMINISTRATOR AND WAR ASSETS CORPORATION UNDER EXECUTIVE ORDER 9689

Surplus Property Administration Revised Special Order 23, February 1, 1946 (11 F.R. 1527), entitled "Transfer of Functions of Surplus Property Administration under Executive Order 9689," is hereby revised and amended as set forth below. The title is amended to read as follows: "Transfer of Functions of Surplus Property Administrator and War Assets Corporation under Executive Order 9689."

Executive Order 9689, issued January 31, 1946 (11 F.R. 1265), provides in part, effective as of the opening of business February 1, 1946, that:

1. The functions of the Surplus Property Administrator and of the Surplus Property Administration are hereby transferred, except as otherwise provided herein, to the chairman of the board of directors of the War Assets Corporation, and to the War Assets Corporation, respectively, and the Surplus Property Administration shall be deemed merged into and consolidated with the War Assets Corporation.

2. All functions of the Surplus Property Administrator and of the Surplus Property Administration which relate to surplus property located outside the continental United States, Hawaii, Alaska (including the Aleutian Islands), Puerto Rico, and the Virgin Islands are transferred to the Secretary of State and the Department of State, respectively.

3. Effective March 25, 1946, (a) there shall be established, in the Office for Emergency Management of the Executive Office of the President, a War Assets Administration at the head of which there shall be a War Assets Administrator, who shall be appointed by the President by and with the advice and consent of the Senate, and who shall receive a salary at the rate of $12,000 per annum unless the Congress shall otherwise provide, and (b) the functions of the War Assets Corporation relative to surplus property and of the chairman of the board of directors of the War Assets Corporation relative to surplus property shall be transferred to the War Assets Administrator.

* * * * *

7. All provisions of prior Executive orders in conflict with this order are amended accordingly. All other prior orders, regulations, rulings, designations, and other actions, relating to any functions transferred by this order, shall remain in effect except as they are inconsistent herewith or are hereafter amended or revoked under proper authority.

On March 25, 1946, E. B. Gregory took office as War Assets Administrator pursuant to such Executive order.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), and Executive Order 9689 (11 F.R. 1265), *It is hereby ordered,* That:

1. The outstanding regulations, orders, and special orders issued by the Surplus Property Administration shall, until revised or superseded, be cited by the designations given them by the Surplus Property Administration.

2. The outstanding regulations, orders, and special orders issued by the Surplus Property Board shall, until revised or superseded, be cited by the designations given them by the Surplus Property Board.

3. Wherever in any of such regulations, orders or special orders, the terms "Surplus Property Board", "Board", "Surplus Property Administrator", or "Administrator" appear, such terms shall be deemed to refer to the War Assets Administrator.

4. Wherever in any of such regulations, orders, or special orders, the term "War Assets Corporation" appears, such term shall be deemed to refer to the War Assets Administration.

This revised order shall become effective March 25, 1946.

E. B. GREGORY,
Administrator.

MARCH 25, 1946.

[F. R. Doc. 46-5193; Filed, Mar. 28, 1946; 11:16 a. m.]

[SPA Reg. 2,[1] Order 5]

PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO GOVERNMENT AGENCIES AND STATE AND LOCAL GOVERNMENTS

EXEMPTION OF BAL IN OIL, AMPULE, 10%

The Food and Drug Administration has reported that Bal in Oil Ampules packaged with instructions for a special use as U. S. Army Medical Supply List Item No. 1088500 are extremely dangerous for civilian use if used otherwise than under medical supervision and should not be distributed as presently packaged and labeled.

The Consumer Goods Division of the War Assets Corporation has applied to the Chairman of the Board of Directors of this Corporation, as successor to the functions of the Surplus Property Administrator, for the exemption of this type of drug, as packaged, from the requirements of this part on the ground that it is impracticable to require its disposal according to such requirements.

Pursuant to § 8302.3 (b) (3), and Executive Order 9689 (11 F.R. 1265), and in reliance upon the reports of the Food and Drug Administration and the War Assets Corporation, *It is hereby ordered,* That:

The War Assets Corporation is hereby authorized to dispose of packages of Bal in Oil Ampules, listed in U. S. Army Medical Supply List as Item No. 1088500, to the original manufacturer, Hynson, Westcott and Dunning, Inc., Baltimore, Maryland, without regard for the provisions of this part: *Provided,* That such Ampules shall be so sold at not less than the original cost to the Government of the Ampules therein contained, f. o. b. point of location: *And provided further,* That the purchaser agrees to handle the property in accordance with the requirements of the Federal Food, Drug and Cosmetic Act of June 25, 1938 (52 Stat. 1040, 21 U.S.C. § 301-392), and regulations issued thereunder.

This order shall become effective March 21, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors.
War Assets Corporation.

MARCH 21, 1946.

[F. R. Doc. 46-5187; Filed, Mar. 28, 1946; 11:15 a. m.]

[SPA Rev. Reg. 5, Amdt. 1]

PART 8305—SURPLUS NONINDUSTRIAL REAL PROPERTY

Surplus Property Administration Revised Regulation 5, March 6, 1946, entitled "Surplus Nonindustrial Real Property" (11 F.R. 2644), is hereby amended in the following respects:

1. The last paragraph of § 8305.7 (a) is amended to read as follows: "If such leasehold or other interest is not claimed by any Government agency within a reasonable time and such leasehold or other interest does not include a purchase option in favor of the Government such lease or other interest may be cancelled by the owning agency without declaring it surplus if the owning agency has the legal right to cancel. If the Government has an option to purchase the property the leasehold or other interest, together with the improvements thereon, shall be declared surplus."

2. Section 8305.7 (b) is amended by inserting at the beginning the following words: "Subject to the provisions of § 8305.7 (a),".

3. Section 8305.12 (f) is amended by the addition of a new subparagraph to be numbered (5) which shall read as follows:

(5) *Fissionable materials.* (i) (*a*) In all disposals of lands hereafter made under the authority and provisions of the Surplus Property Act of 1944; (*b*) In all leases, permits, or other authorizations of whatever kind, hereafter granted to remove minerals from such lands; and (*c*) In all leases, permits or other authorizations which otherwise would preclude the United States from exercising its right to enter upon such lands and prospect for, mine, and remove minerals, there shall be reserved to the United States all fissionable materials in the lands, together with the right, at any and all times, to enter upon the lands and prospect for, mine, and remove such materials; *Provided,* That no such reservation shall interfere with the primary use of the land established or indicated by any act of Congress; *And provided further,* That no such reservation shall be required whenever the Secretary of

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[1] 10 F.R. 14200; 11 F.R. 1357.

the Interior shall determine that the land affected does not contain substantial deposits of fissionable materials, or that, in view of all the circumstances, there is no reasonable probability that such materials are present in quantities sufficient to justify their extraction.

(ii) The term "fissionable materials" as used herein means (*a*) all deposits from which the substances known as thorium, uranium (including uranium enriched as to one of its isotopes), and elements higher than uranium in the periodic table, can be refined or produced, and (*b*) all deposits from which there can be refined or produced other substances determined by the President by Executive order to be readily capable of or peculiarly related to transmutation of atomic species, the production of nuclear fission, or the release of atomic energy. (Executive Order 9701, dated March 4, 1946, 11 F.R. 2369)

(iii) Unless the lands are within the exceptions above provided, all notices of sale or availability given or published by the disposal agencies shall disclose that the lands involved will be disposed of or sold subject to the reservation of the mineral rights referred to in the foregoing subdivisions of this subparagraph.

This amendment shall become effective March 23, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 23, 1946.

[F. R. Doc. 46-5188; Filed, Mar. 28, 1946; 11:16 a. m.]

[SPA Rev. Reg. 10, Amdt. 2]

PART 8310—GOVERNMENT-OWNED INDUSTRIAL REAL PROPERTY AND TRANSPORTATION PROPERTY

Surplus Property Administration Revised Regulation 10, January 16, 1946, entitled "Government-Owned Industrial Real Property and Transportation Property", as amended through March 8, 1946 (11 F.R. 949, 2713), is hereby further amended as follows:

Section 8310.16 is amended by inserting the designation (a) immediately following the caption and by adding a new paragraph (b) to read as follows:

(b) *Fissionable materials reserved.* Any lands disposed of under this part shall be subject to a reservation of fissionable materials as provided in § 8305.12 (f) (5) of Part 8305.[1]

This amendment shall become effective March 23, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 23, 1946.

[F. R. Doc. 46-5189; Filed, Mar. 28, 1946; 11:17 a. m.]

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[1] 11 F.R. 2644 and amendment 1 issued March 23, 1946.

[SPA Reg. 12, Amdt. 1]

PART 8312—ALUMINUM SCRAP

Surplus Property Administration Regulation 12, October 2, 1945, entitled "Aluminum Scrap" (10 F.R. 12559) is hereby amended in the following respects:

1. Section 8312.2 is amended to read as follows:

§ 8312.2 *Scope.* This part applies to: (a) retentions and sales by contractors of aluminum scrap in contractor inventories under the control of an owning agency, pursuant to §§ 8309.8 and 8309.11;[2] (b) sales of aluminum scrap by an owning agency under § 8309.17, and (c) sales of aluminum scrap by a disposal agency under § 8301.18.[3] This part does not apply to: (a) aluminum scrap sold outside the continental United States; (b) aluminum borings and turnings, (c) sales or retentions of aluminum scrap in contractor inventories, pursuant to § 8309.9 or § 8309.10.

2. Section 8312.3 is amended to read as follows:

§ 8312.3 *Minimum prices.* Aluminum scrap, pig or ingot (as listed below) shall be retained at a storage location as specified in § 8312.4 unless at least the following prices can be obtained per pound f. o. b. shipping point for the named grades of such material:

	Cents
(a) *Pig or ingot* resulting from melting of obsolete or wrecked aircraft	6
(b) *Segregated solids* (plant or production scrap or any other solids consisting of only one alloy and so identified)	6
Pure cable (clean and free of iron)	6
Foil (clean and new)	6
(c) *Mixed solids* (plant or production scrap consisting of an unknown alloy or consisting of more than one alloy)	5
Obsolete castings and forgings (alloy unknown or not segregated)	5
Obsolete pistons (alloy unknown or not segregated)	5
Any other clean solids free of all metal other than aluminum	5
(d) *Solids mixed with foreign materials* (any scrap, other than as defined in paragraphs (c), (f), and (g) which is contaminated by or mixed with foreign materials.) This may include smaller airframe and engine parts	2½
(e) *Prepared aircraft scrap* (not including engines or engine parts) recovered from wrecked, crashed, obsolete, or uncompleted airframes cut or sheared into pieces approximately 48" x 60" x 24" or less and shipped in 30,000 lb. minimum cars	2½ [4]
(f) *Air-cooled engine cylinder heads* with the steel cylinder barrel attached	2
(g) *Wrecked, crashed, obsolete or uncompleted airframes, or major structural segments of such airframes to be scrapped* (without preparation of any kind)	1½ [5]

[4] Where the amount in any car runs below 30,000 pounds, if shipment is made by rail, the Government will absorb any freight charges above the minimum rate per pound that would apply if the cars were loaded to or in excess of 30,000 pounds.

[5] Small airframe parts where the dimensions on individual units do not exceed those listed in paragraph (e) should be priced according to the appropriate classifications in (a) through (d), and should not be included in classification (g).

The above prices apply to lots of 30,000 pounds or more. A minimum price of one-half cent per pound less than the prices stated above shall apply in each class where the lot available for sale at any one place at any one time is less than 30 000 pounds. However, there shall be no arbitrary breaking up, separation, or withholding of lots of material to effect the sale of such material in units of less than 30,000 pounds in order to permit such differential of one-half cent per pound.

This amendment shall become effective March 23, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 23, 1946.

[F. R. Doc. 46-5190; Filed, Mar. 28, 1946; 11:16 a. m.]

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[2] SPA Reg. 9 (10 F.R. 12961, 14966).

[3] SPA Reg. 1 (10 F.R. 14064; 11 F.R. 2602, 3035).

[SPA Reg. 20, Amdt. 1]

PART 8320—SURPLUS MARINE INDUSTRIAL REAL PROPERTY

Surplus Property Administration Regulation 20, December 22, 1945, entitled "Surplus Marine Industrial Real Property" (11 F.R. 182, 561) is hereby amended as follows:

Section 8320.20 is amended by inserting the designation (a) immediately following the caption and by adding a new paragraph (b) to read as follows:

(b) *Fissionable materials reserved.* Any lands disposed of under this part shall be subject to a reservation of fissionable materials as provided in § 8305.12 (f) (5) of Part 8305.[1]

This amendment shall become effective March 23, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 23, 1946.

[F. R. Doc. 46-5192; Filed, Mar. 28, 1946; 11:17 a. m.]

[SPA Reg. 18, Amdt. 1]

PART 8318—DISPOSAL OF IMPROVEMENTS AND LEASEHOLD INTERESTS IN INDUSTRIAL AND MARINE REAL PROPERTY

Surplus Property Administration Regulation 18, November 16, 1945, entitled "Disposal of Improvements and Leasehold Interests in Industrial and Marine Real Property" (10 F. R. 14404), is hereby amended in the following respects:

1. The portion of § 8318.3 (a) preceding subparagraph (1) is amended to read as follows:

§ 8318.3 *Methods of disposal.* (a) Where the leasehold or other interest of the Government may be cancelled by the owning agency pursuant to the provisions of § 8318.4, owning agencies may, subject to the provisions of this section, make disposals of improvements hereunder by any one or more of the following methods:

2. The last sentence of § 8318.4 is amended to read as follows: "If such leasehold or other interest is not claimed by any Government agency within a reasonable time and such leasehold or other interest does not include a purchase option in favor of the Government such lease or other interest may be cancelled by the owning agency without declaring it surplus if the owning agency has the legal right to cancel. If the Government has an option to purchase the property the leasehold or other interest, together with improvements thereon, shall be declared surplus."

This amendment shall become effective March 23, 1946.

E. B. GREGORY,
Lieutenant General, A. U. S.,
Chairman, Board of Directors,
War Assets Corporation.

MARCH 23, 1946.

[F. R. Doc. 46-5191; Filed, Mar. 28, 1946; 11:16 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

RATH PACKING CO.

ORDER TERMINATING POSSESSION

By virtue of the authority vested in me by the President of the United States under Executive Order No. 9685 (11 F.R. 989), dated January 24, 1946, I hereby find from the information available to me that there is no present interruption of production, as a result of existing or threatened strikes or other labor disturbances, at the plants and facilities of the Rath Packing Company, located in and around Waterloo, Iowa, possession of which was taken by the Secretary of Agriculture under order dated January 25, 1946 (11 F.R. 1002), issued under said Executive order. I, therefore, terminate possession by the Government of such plants and facilities, effective as of 12:01 a. m., March 28, 1946.

Dated: March 27, 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5186; Filed, Mar. 28, 1946; 10:59 a. m.]

Rural Electrification Administration.

[Administrative Order 1021]

ALLOCATION OF FUNDS FOR LOANS

MARCH 15, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	*Amount*
Colorado 38A Yuma	$350,000
Indiana 42K Parke	314,000
Indiana 55F Tippecanoe	245,000
Indiana 70D White	31,000
Kansas 39G Pottawatomie	80,000
Kentucky 46L Harrison	293,000
Michigan 44H Grand Traverse	35,000
Tennessee 27D Carroll Public	210,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-5181; Filed, Mar. 28, 1946; 10:58 a. m.]

[Administrative Order 1022]

ALLOCATION OF FUNDS FOR LOANS

MARCH 15, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation	*Amount*
Iowa 43L Greene	$50,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-5182; Filed, Mar. 28, 1946; 10:58 a. m.]

[Administrative Order 1023]

ALLOCATION OF FUNDS FOR LOANS

MARCH 18, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation	*Amount*
Idaho 11G Kootenai	$360,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-5184; Filed, Mar. 28, 1946; 10:58 a. m.]

[Administrative Order 1024]

ALLOCATION OF FUNDS FOR LOANS

MARCH 20, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	*Amount*
Missouri 66A Webster	$78,252
Missouri 67A Wright	116,572
Missouri 68A Pulaski	121,995

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-5183; Filed, Mar. 28, 1946; 10:58 a. m.]

[Administrative Order 1020]

ALLOCATION OF FUNDS FOR LOANS

MARCH 13, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	*Amount*
Arkansas 29E Clark	$230,000
Montana 30A Glacier	881,000
Montana 31A Toole	1,270,000

CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-5185; Filed, Mar. 28, 1946; 10:58 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7415]

SHAWNEE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Shawnee Broadcasting Company, Chillicothe, Ohio, for construction permit; File No. B2-P-4512, Docket No. 7415.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February 1946;

The Commission having under consideration an application for construction permit (File No. B2-P-4512) of Shawnee Broadcasting Company for a new standard AM broadcast station at Chillicothe, Ohio;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit of Elmer R. Noll and Frank A. Dieringer, a partnership, d/b as Chillicothe Broadcasting Company (File No. B2-P-4370) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be

rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of the stations proposed in any pending applications, the nature and extent of such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5164; Filed, Mar. 28, 1946; 10:08 a. m.]

[Docket No. 5968]

REPORTER BROADCASTING CO. (KRBC)

NOTICE OF HEARING

In re application of The Reporter Broadcasting Company (KRBC); date filed, September 28, 1938 (and subsequently amended); for construction permit to change frequency, increase power and other changes; class of service, broadcast; class of station, broadcast; location, Abilene, Texas; operating assignment specified: frequency, 1470 kc; power, 1 kw night,[1] 5 kw day; hours of operation unlimited; Docket No. 5968, File No. B3-P-2553.

You are hereby notified that the Commission has re-examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of Calcasieu Broadcasting Company, a partnership composed of T. B. Lanford, R. M. Dean and L. M. Sepaugh (KPLC), Lake Charles, Louisiana (File No. B3-P-3623; Docket No. 6664), H. C. Cockburn, tr/as San Jacinto Broadcasting Company, Houston, Texas (File No. B3-P-3661; Docket No. 6725), The Agricultural and Mechanical College of Texas (WTAW), College Station, Texas (File No. B3-P-3839; Docket No. 6760) and KRIC, Inc. (KRIC), Beaumont, Texas (File No. B3-P-4410; Docket No. 7321) upon the following amended issues:

1. To determine the technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate Station KRBC as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KRBC as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KRBC as proposed would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station KRBC as proposed would involve objectionable interference with any existing foreign broadcast stations, within the meaning of the North American Regional Broadcasting Agreement.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine whether the installation and operation of Station KRBC as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in these proceedings is hereby cancelled and superseded by this Bill of Particulars.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: The Reporter Broadcasting Company, Radio Station KRBC, 11th Floor Hilton Hotel, 984 4th Street, Abilene, Texas.

Dated at Washington, D. C. March 23, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5157; Filed, Mar. 28, 1946; 10:07 a. m.]

[Docket No. 6664]

CALCASIEU BROADCASTING CO. (KPLC)

NOTICE OF HEARING

In re application of Calcasieu Broadcasting Company, a partnership composed of T. B. Lanford, R. M. Dean and L. M. Sepaugh (KPLC); Date filed, May 24, 1944; For construction permit to change frequency, increase power, install new transmitter and make changes in antenna, install directional transmitter for day and night use and change transmitter location; class of service, broadcast; class of station, broadcast; location, Lake Charles, Louisiana; operating assignment specified: frequency, 1470 kc, power, 1 kw[1]; hours of operation, unlimited; Docket No. 6664, File No. B3-P-3623.

You are hereby notified that the Commission has re-examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of The Reporter Broadcasting Company (KRBC), Abilene, Texas (File No. B3-P-2553; Docket No. 5968), H. C. Cockburn, tr/as San Jacinto Broadcasting Company, Houston, Texas (File No. B3-P-3661; Docket No. 6725), The Agricultural and Mechanical College of Texas (WTAW), College Station, Texas (File No. B3-P-3839; Docket No. 6760) and KRIC, Inc. (KRIC), Beaumont, Texas (File No. B3-P-4410; Docket No. 7321) upon the following amended issues:

1. To determine the technical, financial, and other qualifications of the applicant partnership and its members to construct and operate Station KPLC as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KPLC as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KPLC as proposed would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

6. To determine whether the installation and operation of Station KPLC as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in these proceedings is hereby cancelled and superseded by this Bill of Particulars.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Calcasieu Broadcasting Company, (T. B. Lanford, R. M. Dean & L. M. Sepaugh), Radio Station KPLC, Majestic Hotel, 333 Pujo Street, Lake Charles, Louisiana.

Dated at Washington, D. C., March 23, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5162; Filed, Mar. 28, 1946; 10:07 a. m.]

[Docket No. 6725]

SAN JACINTO BROADCASTING CO.

NOTICE OF HEARING

In re application of H. C. Cockburn tr/as San Jacinto Broadcasting Company (new), date filed, July 12, 1944; for construction permit; class of service, broadcast; class of station, broadcast; location, Houston, Texas; operting assignment specified; frequency, 1470 kc, power, 1 kw; hours of operation unlimited; Docket No. 6725, File No. B3-P-3661.

You are hereby notified that the Commission has re-examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of The Reporter Broadcasting Company (KRBC), Abilene, Texas (File No. B3-P-2553; Docket No. 5968), Calcasieu Broadcasting Company, a partnership composed of T. B. Lanford, R. M. Dean and L. M. Sepaugh (KPLC), Lake Charles, Louisiana (File No. B3-P-3623; Docket No. 6664), The Agricultural and Mechanical College of Texas (WTAW), College Station, Texas (File No. B3-P-3839; Docket No. 6760) and KRIC, Inc. (KRIC), Beaumont, Texas (File No. B3-P-4410; Docket No. 7321) upon the following amended issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those area and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with any existing foreign broadcast stations within the meaning of the North American Regional Broadcasting Agreement.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in these proceedings is hereby cancelled and superseded by this Bill of Particulars.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: H. C. Cockburn, tr/as San Jacinto Broadcasting Company, 1740 Commerce Building, Houston, Texas.

Dated at Washington, D. C., March 23, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5159; Filed, Mar. 28, 1946; 10:07 a. m.]

[Docket No. 6760]

AGRICULTURAL AND MECHANICAL COLLEGE OF TEXAS (WTAW)

NOTICE OF HEARING

In re application of Agricultural and Mechanical College of Texas (WTAW); date filed, January 10, 1945; for construction permit to change frequency and hours of operation, increase power and install DA for night use; class of service, broadcast; class of station, broadcast; location, College Station, Texas; operating assignment specified: frequency, 1470 kc; power, 5 kw night[1] 5 kw day; hours of operation, unlimited time; Docket No. 6760 File No. B3-P-3839.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of The Reporter Broadcasting Company (KRBC), Abilene, Texas (File No. B3-P-2553; Docket No. 5968), Calcasieu Broadcasting Company, a partnership composed of T. B. Lanford, R. M. Dean and L. M. Sepaugh (KPLC), Lake Charles, Louisiana (File No. B3-P-3623; Docket No. 6664), H. C. Cockburn, tr/as San Jacinto Broadcasting Company, Houston, Texas (File No. B3-P-3661; Docket No. 6725), and KRIC, Inc. (KRIC), Beaumont, Texas (File No. B3-P-4410; Docket No. 7321) upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant and of its Board of Directors to construct and operate Station WTAW as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station WTAW as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station WTAW as proposed would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station WTAW as proposed would involve objectionable interference with any existing foreign broadcast stations, within the meaning of the North American Regional Broadcasting Agreement.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine whether the installation and operation of Station WTAW as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: The Agricultural and Mechanical College of Texas, Administration Building, Campus Radio Station WTAW, College Station, Texas.

Dated at Washington, D. C., March 23, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5158; Filed, Mar. 28, 1946; 10:07 a. m.]

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[1] D. A.—night.

[1] D. A.—night and day.

[1] D. A.—night.

[Docket No. 7321]

KRIC, INC.

NOTICE OF HEARING

In re application of KRIC, Incorporated (KRIC); date, January 23, 1946; for construction permit to change frequency, increase power, install new transmitter, directional antenna for night use and change transmitter location; class of service, standard broadcast; class of station, standard broadcast; location, Beaumont, Texas; operating assignment specified: frequency, 1470 kc; power, 5 kw night [1], 5 kw day; hours of operation, unlimited; Docket No. 7321, File No. B3-P-4410.

You are hereby notified that the Commission has re-examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the applications of H. C. Cockburn, tr/as San Jacinto Broadcasting Company, Houston, Texas (File No. B3-P-3661; Docket No. 6725), The Reporter Broadcasting Company (KRBC), Abilene, Texas, (File No. B3-P-2553; Docket No. 5968), Calcasieu Broadcasting Company, a partnership composed of T. B. Lanford, R. M. Dean and L. M. Sepaugh (KPLC), Lake Charles, Louisiana (File No. B3-P-3623; Docket No. 6664), and The Agricultural and Mechanical College of Texas (WTAW), College Station, Texas (File No. B3-P-3839; Docket No. 6760), upon the following amended issues:

1. To determine the technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate Station KRIC as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KRIC as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KRIC as proposed would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station KRIC as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The Bill of Particulars heretofore issued in these proceedings is hereby cancelled and superseded by this Bill of Particulars.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: KRIC, Incorporated, Radio Station KRIC, 380 Walnut Street, Beaumont, Texas.

Dated at Washington, D. C., March 23, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-5160; Filed, Mar. 28, 1946; 10:07 a. m.]

[Docket No. 7380]

ANDALUSIA BROADCASTING CO.

NOTICE OF HEARING

In re application of E. E. Forbes, Sr. and J. W. Buttram, a partnership, d/b as Andalusia Broadcasting Company (new); date filed, December 17, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Andalusia, Alabama; operation assignment specified: frequency, 1490 kc; power, 250 w night, 250 w day; hours of operation unlimited; Docket No. 7380, File No. B3-P-4445.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Troy Broadcasting Corporation (File No. B3-P-4446; Docket No. 7381), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant and of its members to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the population and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Andalusia Broadcasting Company, c/o J. W. Buttram, 900 East 21st Street, Anniston, Alabama.

Dated at Washington, D. C., March 20, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-5161; Filed, Mar. 28, 1946; 10:07 a. m.]

[Docket No. 7381]

TROY BROADCASTING CORP.

NOTICE OF HEARING

In re application of Troy Broadcasting Corporation (new); date filed, January 2, 1946; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Troy, Alabama; operating assignment specified: frequency, 1490 kc, power, 250 w night 250 w day; hours of operation, unlimited; Docket no. 7381, File no. B3-P-4446.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of E. E. Forbes, Sr. and J. W. Buttram, A Partnership, d/b as Andalusia Broadcasting Company (File No. B3-P-4445; Docket No. 7380), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in acordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Troy Broadcasting Corporation, c/o Mr. E. C. Orme, Carroll Building, Troy, Alabama.

Dated at Washington, D. C., March 20, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-5163; Filed, Mar. 28, 1946; 10:08 a. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G-507, G-508, G-510, G-516, G-519, G-702]

HOPE NATURAL GAS CO. ET AL.

ORDER REOPENING PROCEEDINGS, CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

MARCH 26, 1946.

In the matters of Hope Natural Gas Company, Docket No. G-507; New York State Natural Gas Corporation, Docket No. G-508; The Manufacturers Light and Heat Company, and Manufacturers Gas Company, Docket No. G-510; United Fuel Gas Company, Docket No. G-516; Home Gas Company, Docket No. G-519; Central New York Power Corporation, Docket No. G-702.

It appears to the Commission that:

(a) The Commission's Opinion No. 114 and accompanying order entered April 26, 1944, at Docket Nos. G-507, G-508, G-510, G-516, and G-519, authorized Hope Natural Gas Company ("Hope") and New York State Natural Gas Corporation ("New York State Corporation") to construct and operate certain facilities described therein.

(b) Paragraph (C) of the aforesaid order of April 26, 1944, provides as follows:

(C) Until further order of the Commission, the facilities herein authorized shall be operated exclusively for the purpose of enabling Hope Natural Gas Company and New York State Natural Gas Corporation to supply the natural-gas requirements of the following-named customers of New York State Natural Gas Corporation in accordance with the terms and provisions of existing contracts covering the sale and delivery of such requirements, limited, however, to the maximum annual quantities of natural gas set forth in the following tabulation:

	Annual volume (m. c. f.)
New York State Electric & Gas Corp	1,900,000
Central New York Power Corp	3,300,000
Empire Gas & Fuel Co. (Pa.)	303,750
Godfrey L. Cabot, Inc	592,750
North Penn Gas Co. and Allegany Gas Co	1,581,250
Penn-York Gas Corp	1,718,000

(c) On February 11, 1946, Central New York Power Corporation ("Central New York"), Docket No. G-702, filed with the Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of the following described facilities:

(i) A 12-inch or 14-inch main gas transmission pipe line approximately 9¾ miles in length extending from the city of Syracuse, New York, to the town of Cicero, New York.

(ii) A 6-inch main gas transmission pipe line approximately 61½ miles in length extending from Cicero to the city of Watertown, New York.

(iii) A 12-inch or 14-inch main gas transmission pipe line approximately 26¼ miles in length extending from Cicero to the village of Verona, New York, and thence approximately 8½ miles to the city of Rome, New York.

(iv) A compressor station to be located in Syracuse with a total initial installed horsepower of 1,200 (active and reserve) and an initial capacity of approximately 600,000 cubic feet per hour.

(d) The proposed facilities of Central New York would be connected with existing facilities to enable the substitution of straight natural gas service in Central New York's "Syracuse-Oswego Division" in which a mixed gas is now served to consumers in Oswego, Onondaga, and Madison Counties, New York, and in "Utica and Watertown Divisions" in which a manufactured gas is now served to consumers in Jefferson, Oneida, Madison, Herkimer, and Fulton Counties, New York.

(e) On February 8, 1946, New York State Natural Gas Corporation, Docket No. G-508, filed with the Commission a petition requesting modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, by eliminating all limitation of volumes to permit sale and delivery of natural gas to Central New York in accordance with a contract dated November 13, 1945, wherein New York State Corporation agrees to supply natural gas in quantities necessary to enable Central New York to effect the substitution of straight natural gas service as mentioned in paragraph (d) above. New York State Corporation is presently selling and delivering natural gas to Central New York pursuant to the provisions of New York State Natural Gas Corporation Rate Schedule FPC No. 20, as limited by said order of April 26, 1944.

(f) On October 30, 1945, Hope Natural Gas Company, Docket No. G-507, filed with the Commission a petition requesting, among other things, a modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, in such a manner as to permit Hope to supply the natural gas requirements of New York State Corporation in accordance with the terms and provisions of an agreement of November 1, 1943, Hope Natural Gas Company Rate Schedule FPC No. 9, and up to the maximum quantity therein specified, 14,000,000 Mcf per year. Hearing upon such petition has been held, but no decision thereon has been rendered by the Commission.

The Commission finds that:

(1) It is necessary and appropriate in the public interest that the record in the proceedings In the Matters of Hope Natural Gas Company, et al., Docket Nos. G-507, G-508, G-510, G-516, and G-519 be reopened for the purpose of taking evidence with respect to the matters involved and the issues presented by the petition of New York State Natural Gas Corporation, Docket No. G-508, filed February 8, 1946, requesting modification of paragraph (C) of the Commission's aforesaid order of April 26, 1944.

(2) The reopened proceedings referred to in paragraph (1) hereof may present issues and facts substantially similar to those presented in connection with the application of Central New York Power Corporation, Docket No. G-702, filed February 11, 1946, and referred to in paragraphs (c) and (d) hereof, and good cause exists for consolidating the proceedings for purpose of hearing thereof.

The Commission orders that:

(A) The record in the proceedings In the Matters of Hope Natural Gas Company, et al., Docket Nos. G-507, G-508, G-510, G-516, and G-519 be and it is hereby reopened for the purpose of taking evidence with respect to the matters involved and the issues presented by the petition of New York State Natural Gas Corporation, Docket No. G-508, filed February 8, 1946, requesting modification of paragraph (C) of the Commission's aforesaid order of April 26, 1944.

(B) The reopened proceedings be consolidated for purpose of hearing with the

[1] D. A.—night.

proceeding In the Matter of Central New York Power Corporation, Docket No. G-702.

(C) A public hearing be held in the consolidated proceedings commenced on April 8, 1946, at 10:00 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C.

(D) All intervenors in the proceedings In the Matters of Hope Natural Gas Company, et al., Docket Nos. G-507, G-508, G-510, G-516, and G-519 may participate in the reopened and consolidated proceedings in accordance with leave heretofore granted by the Commission.

(E) Interested State commissions may participate in said hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-5178; Filed, Mar. 28, 1946; 10:13 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 477]

UNLOADING OF MACHINERY AT SAN DIEGO, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 26th day of March A. D. 1946.

It appearing, that cars UP 161335 and NP 4946 containing machinery at San Diego, California, on the Atchison, Topeka and Santa Fe Railway Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Machinery at San Diego, California, be unloaded. (a) The Atchison, Topeka and Santa Fe Railway Company, its agents or employees, shall unload forthwith cars UP 161335 and NP 4946 containing machinery now on hand at San Diego, California, consigned to Consolidated Vultee Aircraft Corporation.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Atchison, Topeka and Santa Fe Railway Company, and upon the Association of American Railroads, Car Service Division, as Agent of the Railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-5126; Filed, Mar. 27, 1946; 2:36 p. m.]

[S. O. 478]

UNLOADING OF MACHINERY AT SAN DIEGO, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 26th day of March, A. D. 1946.

It appearing, that car PRR 69102 containing machinery at San Diego, California, on the San Diego & Arizona Eastern Railway Company, has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Machinery at San Diego, Calif., be unloaded. (a) The San Diego & Arizona Eastern Railway Company, its agents or employees, shall unload forthwith car PRR 69102 containing machinery now on hand at San Diego, California, consigned to Consolidated Vultee Aircraft Corporation.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the San Diego & Arizona Eastern Railway Company, and upon the Association of American Railroads, Car Service Division, as Agent of the Railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-5127; Filed, Mar. 27, 1946; 2:36 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 209]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 20, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Evanthia Nako	Albania	Estate of Denis Nako, deceased. Surrogate's Court, New York County. Index No. A-1365-1942.	$491.10	Treasurer of the City of New York, Municipal Building, New York, N. Y.	$15.00
		Item 2			
Peter Nako	Albania	Same	191.11	Same	5.00
		Item 3			
James Nako	Albania	Same	191.11	Same	5.00
		Item 4			
Lucha Rosa	Greece	Estate of Lena Levy, a/k/a Luna Levy, deceased. Surrogate's Court, Kings County, N. Y. Index 2232/1943.	893.37	Same	68.00
		Item 5			
Molshe Hillenberg	Lithuania	Estate of David Hillenberg, deceased, Surrogate's Court, Kings County, Index No. 2599-1943.	405.75	Same	18.00
		Item 6			
Yehudi Hillenberg	Lithuania	Same	405.75	Same	18.00
		Item 7			
Peshel Hillenberg Koppelman	Lithuania	Same	405.75	Same	18.00
		Item 8			
Bluma Reichman a/k/a Bluma Rajchman.	Poland	In the matter of the estate of Sarah Mishkind, deceased, Surrogate's Court, Kings County, N. Y., No. 7747-1942.	920.00	Same	79.00
		Item 9			
Esther Birkenfeld	Poland	Estate of Rose Flaum, deceased, Surrogate's Court, Bronx County, N. Y. Index No. A-197/1941.	309.48	Same	35.00
		Item 10			
Luigi Pasterini Rezzoaglio	Italy	Estate of Paul Bacigalupi, deceased, Surrogate's Court, New York County, N. Y. Index No. A-1808/1940.	344.26	Same	29.00
		Item 11			
Cecilia Pastorini Rezzoaglio	Italy	Same	344.26	Same	29.00
		Item 12			
Sarah Mourikes a/k/a Sore Muzlikene.	Lithuania	Estate of Joseph Friedlander, deceased, Surrogate's Court, New York County, New York. Index No. A-1525/1942.	670.56	Same	66.00

[F. R. Doc. 46-5124; Filed, Mar. 27, 1946; 12:02 p. m.]

[Vesting Order 5894]

FRED GREINER

In re: Trust under the Will of Fred Greiner, deceased; File D-28-8151; E.T. sec. 9071.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of the Children of Karoline Hering, names unknown, Children of Barbara Kummerly, names unknown, Children of Katharine Schuster, names unknown, and Children of Karl Greiner, names unknown, and each of them, in and to the trust created under the Will of Fred Greiner, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Addresses

Children of Karoline Hering, names unknown, Germany.

Children of Barbara Kummerly, names unknown, Germany.

Children of Katherine Schuster, names unknown, Germany.

Children of Karl Greiner, names unknown, Germany.

That such property is in the process of adminstration by The Cleveland Trust Company, 916 Euclid Avenue, Cleveland, Ohio, as Trustee under the Will of Fred Greiner, Deceased, acting under the judicial supervision of the Probate Court of Cuyahoga County, Ohio;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-5114; Filed, Mar. 27, 1946; 12:01 p. m.]

[Vesting Order CE 206]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Anna Christensen	Denmark	Estate of Laurits F. Sorensen a/k/a Laurits Sorensen, deceased. Union County Orphans' Court, Union County, N. J.	[illegible]
		Item 2	
Emilie Jagd	Denmark	Same	[illegible]
		Item 3	
Dagmar Redon	Denmark	Same	[illegible]
		Item 4	
Frederick Sorensen	Denmark	Same	[illegible]
		Item 5	
Anna De Moor Schmoele	Belgium	Estate of Anna S. Donaldson, deceased, Burlington County Orphans' Court, Burlington County Court House, Mount Holly N. J.	147.00
		Item 6	
Julia Schmoele Muellenders	Belgium	Same	1[illegible]
		Item 7	
Joseph Eckl	Austria	Estate of Betty Sackl, deceased, Atlantic County Orphans' Court, Atlantic County Court House, Mays Landing, N. J.	47.00
		Item 8	
Maria Gollhofer	Austria	Same	47.00
		Item 9	
Rider Jacobsen	Norway	Estate of Frank Jacobsen, deceased, Bergen County Orphans' Court, Bergen County Court House, Hackensack, N. J.	168.00
		Item 10	
Marie Jacobsen	Norway	Same	168.00
		Item 11	
Frank Tyskiewicz	Poland	Estate of Adolf Tyskiewicz, deceased. Middlesex County Orphans' Court, Middlesex County Court House, New Brunswick, N. J.	8.00
		Item 12	
Waclaw Tyskiewicz	Poland	Same	8.00
		Item 13	
Joseph Tyskiewicz	Poland	Same	8.00
		Item 14	
Felix Tyskiewicz	Poland	Same	8.00

[F. R. Doc. 46–5121; Filed, Mar. 27, 1946; 12:02 p. m.]

[Vesting Order CE 207]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Dusan Tepich	Yugoslavia	Estate of Lazo Tepich, deceased, Probate Court, St. Clair County, Ill.	$30.00
		Item 2	
Anka Bjelovuk	Yugoslavia	Same	30.00
		Item 3	
Frank Sokol	Czechoslovakia	Estate of John Sokol, deceased, Probate Court, Cook County, Ill., File No. 44-P-366.	42.00
		Item 4	
Jens Hansen	Denmark	Estate of Karen Hansen, deceased, Probate Court, Cook County, Ill.; Docket No. 429; Page 531; File No. 44-P-2110.	11.00
		Item 5	
Mathilde Hansen Meyer	Denmark	Same	11.00
		Item 6	
Elise Hansen Jacobsen	Denmark	Same	11.00
		Item 7	
Jergen Gosch	Denmark	Same	5.00
		Item 8	
Carla Gosch	Denmark	Same	5.00
		Item 9	
Helena Gosch	Denmark	Same	5.00
		Item 10	
Karen Sophie Hansen	Denmark	Same	11.00
		Item 11	
Andrew Grycink	Poland	Estate of Conrad Grycink, deceased, Probate Court, Cook County, Ill., File No. 44 P 4822; Docket 432 Page 479.	50.00
		Item 12	
Katina Vasilakis	Greece	Estate of Daniel Golemis, deceased, Probate Court, Cook County, Ill., File No. 44 P 8221; Docket No. 436; Page 306.	5.00
		Item 13	
Amalielon orphanage	Greece	Same	50.00
		Item 14	
Hospital of Agioi Anargiroi	Greece	Same	50.00
		Item 15	
Stanislaw Barnas	Poland	Estate of Jan Boba, alias John Boba, deceased, Probate Court, Cook County, Ill., File No. 44 P 6137; Docket 434; Page 167.	17.00
		Item 16	
Jan Barnas	Poland	Same	17.00
		Item 17	
Helena Hucek	Poland	Same	17.00
		Item 18	
——— Barnas, daughter of Antoni and Rozlaja Barnas.	Poland	Same	17.00
		Item 19	
Marjanna Wadzyk	Poland	Same	17.00
		Item 20	
Elzbieta Zygmunt	Poland	Same	17.00
		Item 21	
Helena Boba	Poland	Same	17.00
		Item 22	
Jadwiga Wasik	Poland	Same	17.00
		Item 23	
Anna Wasik	Poland	Same	17.00
		Item 24	
Roman Catholic Church at village Polanka Wielka	Poland	Same	17.00
		Item 25	
Roman Catholic order of Salezjani Fathers at village Oswiecim.	Poland	Same	11.00

[F. R. Doc. 46–5122; Filed, Mar. 27, 1946; 12:02 p. m.]

[Vesting Order CE 210]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN PENNSYLVANIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Giza (or Gazella) Steinberger	Czechoslovakia	Estate of Joseph Steinberger, deceased, Orphans' Court, Luzerne County, Pa., File No. 813 of 1944.	$10.00
		Item 2	
Adolph Steinberger	Czechoslovakia	Same	5.00
		Item 3	
Helen Steinberger	Czechoslovakia	Same	5.00
		Item 4	
Rifka Steinberger	Czechoslovakia	Same	5.00
		Item 5	
Justina Braziene Kostancija Kiartenia Aleksandras Alisauskas.	Lithuania	Estate of Mary Marth Alisauskas, also known as Mary Alisauskas, deceased, Orphans' Court, Philadelphia County, Pa., File No. 314 of 1944.	41.00
		Item 6	
Heirs-at-law and next-of-kin of Jozef Starzec, also known as Josef Starzecki and Joe Starzecki, deceased, names unknown.	Poland	Estate of Jozef Starzec, also known as Josef Starzecki and Joe Starzecki, deceased, Orphans' Court, Allegheny County, Pa., File No. 504 of 1944.	31.00
		Item 7	
Klara Abramowna Rosenberg	Russia	Estate of Toby Rosenberg, also known as Tillie Rosenberg, deceased, Orphans' Court, Philadelphia County, Pa., File No. 3179 of 1941.	32.00
		Item 8	
Eva Rosenberg Zaz	Russia	Same	32.00
		Item 9	
Jan Lusacek and Katarzyna Czanaszka and any other heirs or next of kin of Mihal Luszcek, deceased, names unknown.	Poland	Estate of Mihal Luszcek, deceased, Orphans' Court, Philadelphia County, Pa., File No. 3131 of 1943.	280.00

[F. R. Doc. 46–5125; Filed, Mar. 27, 1946; 12:02 p. m.]

[Vesting Order CE 208]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA, SOUTH DAKOTA, IOWA, NORTH DAKOTA AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Ole Gimmestad	Norway	Estate of Christian Gimmestad, deceased. In the Probate Court of Pennington County, Minn.	$18.00
		Item 2	
Christiana Nelson Rygg	Norway	Same	18.00
		Item 3	
Brothers and sisters, names unknown, of Waldemar F. Steffenson, deceased.	Denmark	Estate of Waldemar F. Steffenson, deceased, County Court of Meade County, S. Dak.	41.00
		Item 4	
Peter Hansen-Nidlose	Denmark	Estate of Chris Henriksen, deceased, District Court, Franklin County, Iowa; No. 3508.	5.00
		Item 5	
Hans Hansen	Danmark	Same	5.00
		Item 6	
Mrs. Karen Jharno	Denmark	Same	5.00
		Item 7	
Sophus Henriksen	Denmark	Same	12.00
		Item 8	
Mrs. Inger Fredriksen	Denmark	Same	12.00
		Item 9	
Miss Kristine Henriksen	Denmark	Same	12.00
		Item 10	
Johannes Henriksen	Denmark	Same	12.00
		Item 11	
Madse Christensen	Denmark	Estate of Christian M. Christensen, deceased, County Court of Stutsman County, N. Dak.	25.00
		Item 12	
Anna Hanson	Denmark	Same	25.00
		Item 13	
Susan Malik	Czechoslovakia	John Belica vs. Susan Belica Jura et al. Court of Common Pleas of Cuyahoga County, Ohio, in Partition. No. 540,361.	20.00
		Item 14	
Andrew Stanko	Czechoslovakia	Same	10.00
		Item 15	
Millie Stanko	Czechoslovakia	Same	10.00
		Item 16	
Martin Stanko	Czechoslovakia	Same	40.00
		Item 17	
Ingeborg Sondral Tuff	Norway	Estate of Andrew I. Enderson, Dec'd. Probate Court of Goodhue County, Minnesota.	18.00
		Item 18	
Ingeborg Aastad Bakke	Norway	Same	18.00

[F. R. Doc. 46–5123; Filed, Mar. 27, 1946; 12:02 p. m.]

[Vesting Order 5971]

REBECCA G. ODLING

In re: Estate of Rebecca G. Odling, deceased; File No. D–28–7591; E. T. sec. 7948.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Barbara Heinz, Adam Heinz, Heinrich Heinz, Maria Denhert, Anna Schmitt and Elizabeth Feuerbach, and each of them, in and to the Estate of Rebecca G. Odling, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Barbara Heinz, Germany.
Adam Heinz, Germany.
Heinrich Heinz, Germany.
Maria Denhert, Germany.
Anna Schmitt, Germany.
Elizabeth Feuerbach, Germany.

That such property is in the process of administration by Arthur H. Holl, as Administrator, acting under the judicial supervision of the Camden County Orphans' Court, Camden, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5115; Filed, Mar. 27, 1946; 12:01 p. m.]

[Vesting Order 6034]

FRED J. SNYDER

In re: Estate of Fred J. Snyder, deceased; File D-28-9777; E. T. sec. 13745.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Charlotte Schneider in and to the Estate of Fred J. Snyder, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Charlotte Schneider, Germany.

That such property is in the process of Administration by Ben H. Brown, as Administrator with the Will Annexed of the Estate of Fred J. Snyder, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5116; Filed, Mar. 27, 1946; 12:01 p. m.]

[Vesting Order 6035]

ANTON VEIT

In re: Estate of Anton Veit, deceased; File D-28-9966; E. T. sec. 14134.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Alois Veit and Thomas Veit, and each of them, in and to the Estate of Anton Veit, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Alois Veit, Germany.
Thomas Veit, Germany.

That such property is in the process of administration by W. S. Solari, as Administrator with the Will Annexed of the Estate of Anton Veit, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5117; Filed, Mar. 27, 1946; 12:01 p. m.]

OFFICE OF PRICE ADMINISTRATION

[RMPR 136, Order 593]

MECHANICAL JACKS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) The price increases provided by this order apply only to heavy duty mechanical jacks used for industrial purposes, but do not apply to jacks designed and sold for original or replacement equipment for automobiles or trucks.

(b) As used in this order, the phrase "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136 before the addition of any increase provided to an individual manufacturer by way of individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) The maximum prices for sales by manufacturers of mechanical jacks shall be the current prices increased by 15.8%.

(d) The maximum prices for sales of mechanical jacks by resellers shall be the maximum prices in effect just prior to the issuance of this order increased by the dollars-and-cents amount by which their net invoiced cost has been increased by reason of the issuance of this order.

(e) Every manufacturer of mechanical jacks shall give written notice to its resellers of the dollars-and-cents amount by which this order permits the reseller to increase his maximum prices.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5135; Filed, Mar. 27, 1946; 4:33 p. m.]

[MPR 64, Rev. Order 206]

DETROIT-MICHIGAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

Order No. 206 under section 11 of Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales at retail of certain gas ranges, listed below, manufactured by Detroit-Michigan Stove Company, Detroit 31, Mich., as follows:

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum Prices for Sales by Retail Dealers to Ultimate Consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
45-7157H-3C (or CC)	$92.25	$94.75	$97.25	$99.95
45-4157H-3C (or CC)	92.25	94.75	97.25	99.95
45-7157-3C (or CC)	96.95	99.25	101.95	104.75
45-4157-3C (or CC)	96.95	99.25	101.95	104.75
45-71577H-3C (or CC)	104.75	107.25	109.75	112.50
45-41577H-3C (or CC)	104.75	107.25	109.75	112.50
45-71577-3C (or CC)	109.50	111.75	114.50	117.25
45-41577-3C (or CC)	109.50	111.75	114.50	117.25

These maximum prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances), and other price differentials, in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this revised order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this revised order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this revised order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Michigan.

Zone 2: Maine, Ohio, Wisconsin, Minnesota, Iowa, Missouri, Indiana, Illinois, Kentucky, Tennessee, North Carolina, South Carolina, Virginia, West Virginia, Maryland, Delaware, New Jersey, Pennsylvania, New York, Connecticut, Massachusetts, Rhode Island, New Hampshire, Vermont, Mississippi, Alabama, Georgia, and the District of Columbia.

Zone 3: Florida, Arkansas, Louisiana, Texas, Oklahoma, Kansas, Nebraska, South Dakota, North Dakota, Wyoming, Montana, Colorado, and New Mexico.

Zone 4: Washington, Oregon, Idaho, California, Nevada, Utah, and Arizona.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on April 10, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5093; Filed, Mar. 27, 1946; 11:45 a. m.]

[MPR 64, Order 270]

ESTATE STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of four models of gas ranges manufactured by the Estate Stove Company, Hamilton, Ohio.

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices, including the Federal excise tax, are those set forth below:

Model	Maximum prices for sales to retail dealers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
With cover-all:	*Each*	*Each*	*Each*	*Each*	*Each*
1701	$82.32	$83.78	$85.24	$86.72	$87.81
1703	93.55	95.10	96.65	98.20	99.36
1704	97.30	98.90	100.49	102.07	103.26
1707	108.52	110.20	111.87	113.55	114.89

These prices are f. o. b. wholesale distributor's city. If the wholesale distributor sells any of the above ranges without cover-all, he shall compute his maximum price by substracting $2.25 from his maximum price as shown above for sales of the range equipped with cover-all. In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
With cover-all:	*Each*	*Each*	*Each*	*Each*	*Each*
1701	$130.50	$132.75	$134.95	$137.50	$139.25
1703	147.50	149.95	152.25	154.95	156.75
1704	152.95	155.75	158.25	160.75	162.50
1707	169.95	172.75	175.50	177.95	179.95

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting $6.00 from his maximum price as shown above for sales on an installed basis.

If the dealer sells any of the above ranges without cover-all he shall compute his maximum price by subtracting $3.50 from his maximum price as shown above for sales of the range equipped with cover-all. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale after the effective date of this order the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone, the states included in each zone and that if the range is sold without a cover-all $3.50 must be deducted from the ceiling price for the range with cover-all. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(d) For the purposes of this order Zones 1, 2, 3, 4, and 5 comprise the following states:

Zone 1: Ohio, Indiana, Kentucky.

Zone 2: New York, Pennsylvania, New Jersey, Delaware, Maryland, West Virginia, Virginia, Tennessee, Michigan, Wisconsin, Illinois, Minnesota, Iowa, Missouri, District of Columbia, Connecticut.

Zone 3: Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Arkansas, Louisiana, Kansas, Nebraska, South Dakota, North Dakota.

Zone 4: Texas, Oklahoma, Montana, Wyoming, Colorado.

Zone 5: Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, New Mexico.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 10th day of April 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5090; Filed, Mar. 27, 1946; 11:45 a. m.]

[MPR 64, Order 271]

ESTATE STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Section 11 of Maximum Price Regulation No. 64, It is ordered:

(a) *Maximum prices.* This order establishes maximum prices for sales of certain models of electric cooking ranges manufactured by Estate Stove Company, Hamilton, Ohio, as follows:

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices are those set forth below:

Model	Quantity	Maximum prices for sales to retail dealers				
		Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
612	1 to 4	$101.54	$102.98	$104.38	$105.79	$106.88
	5 or more	97.78	99.18	100.51	101.86	102.91
613	1 to 4	123.46	124.99	126.52	128.12	129.21
	5 or more	118.83	120.36	121.83	123.36	124.41
616	1 to 4	144.80	146.68	148.37	150.12	151.49
	5 or more	139.44	141.24	142.86	144.54	145.86
619	1 to 4	145.13	147.13	149.19	151.22	152.73
	5 or more	139.75	141.67	143.65	145.60	147.07

These prices are f. o. b. the wholesale distributor's city and include the Federal excise tax. In all other respects, they are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices are those set forth below:

Model	Maximum prices for sales to ultimate consumers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
612	$157.95	$160.25	$162.50	$164.75	$166.50
613	191.95	194.50	196.95	199.50	201.25
616	225.25	228.25	230.95	233.75	235.95
619	225.75	228.95	232.25	235.50	237.95

These prices include the Federal excise tax, delivery, a one year warranty, and installation where the installation requires only that the range be connected to electric facilities provided by the consumer and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer he may add $3.50 to the OPA retail ceiling price of the range as set forth above. In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(b) *Notification.* At the time of, or prior to, the first invoice to each purchaser for resale after the effective date of this order, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) *Labelling.* The manufacturer, before shipping any range covered by this order to a retail dealer, shall attach securely to the outside panel of the oven door of each range a label which contains the following information:

1. The brand name and model number of the range.

2. Its OPA retail ceiling price in each zone.

3. A statement that the ceiling prices shown include the Federal excise tax, delivery, a one year warranty and installation where the installation requires only that the range be connected to electric facilities provided by the consumer and such connection does not require additional materials.

4. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pigtail") and such a set is furnished by the retail dealer he may add $3.50 to his OPA retail ceiling price for the range.

5. A list of the states included in each zone.

(d) For purposes of this order Zones 1, 2, 3, 4, and 5 comprise the following states:

Zone 1: Ohio, Indiana, Kentucky.

Zone 2: New York, Pennsylvania, New Jersey, Delaware, Maryland, West Virginia, Virginia, Tennessee, Michigan, Wisconsin, Illinois, Minnesota, Iowa, Missouri, District of Columbia, Connecticut.

Zone 3: Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Arkansas, Louisiana, Kansas, Nebraska, South Dakota, North Dakota.

Zone 4: Texas, Oklahoma, Montana, Wyoming, Colorado.

Zone 5: Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, New Mexico.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 10th day of April 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5091; Filed, Mar. 27, 1946; 11:45 a. m.]

[MPR 86, Rev. Order 35]

WESTINGHOUSE ELECTRIC CORP.

APPROVAL OF MAXIMUM PRICES

Order No. 35 under Maximum Price Regulation No. 86 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 14 and 21 of Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of the Model B-3-46 Laundromat electric automatic washer manufactured by the Westinghouse Electric Corporation, 246 East Fourth Street, Mansfield, Ohio, as follows:

(1) For sales by distributors to dealers the ceiling prices are those set forth below:

Quantities	*Ceiling price (each)*
1 or 2 units	$123.98
3 to 5 units	121.13
6 or more units	118.23

These ceiling prices include the charge for the five year warranty. They are f. o. b. seller's warehouse. When, however, shipment is made directly from the factory to the dealer pursuant to the distributor's order the above prices are f. o. b. dealer's city. In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales by dealers to ultimate consumers the ceiling price is $208.95 each. This price includes delivery, installation and the five year warranty. Delivery and installation means delivery and installation to electric and plumbing facilities to be provided by the consumer so that the washing machine is ready for use. Installation also includes a home instruction course on Laundromat operation to be given in the consumer's home by a demonstrator or instructor provided by the retail seller. In all other respects these prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) The five year warranty which all the prices listed in subparagraphs (1) and (2) above include, consists of a one year warranty that the Laundromat and all parts thereof are free from defects in material or workmanship under normal use and service and a guarantee to the original purchaser at retail to replace the automatic transmission free of charge at any time up to and including December 31st of the fifth year after the year of manufacture, if it becomes inoperative due to defects in factory workmanship or material.

(b) At the time of, or prior to, the first invoice to each distributor the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of the washing machine covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5094; Filed, Mar. 27, 1946; 11:45 a. m.]

[MPR 86, Order 53]

CLIPPER WASHING MACHINE AND MFG. CO. OF NEVADA INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 9 and 14 of Maximum Price Regulation No. 86; *It is ordered:*

(a) This order establishes ceiling prices for sales of the "Clipper" washing machine, manufactured by the Clipper Washing Machine and Manufacturing Company of Nevada Inc., 4955 Santa Monica Boulevard, Los Angeles, Calif.

(1) The manufacturer's ceiling prices for sales to distributors and dealers shall be as follows:

Article	Ceiling prices for sales by the manufacturer to—	
	Distributors	Dealers
Clipper washing machine with pump	$59.20	$69.20
Clipper washing machine without pump	53.82	62.90

These prices are f. o. b. factory.

(2) The ceiling prices for all sales by dealers are as follows:

Article and Ceiling Prices for Sales to Consumers

Clipper washing machine with pump	$109.95
Clipper washing machine without pump	99.95

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of or prior to the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86, shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5077; Filed, Mar. 27, 1946; 11:41 a. m.]

[RMPR 86, Order 55]

HAMILTON MANUFACTURING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of the Models 600E, 800E and 700G automatic clothes dryers manufactured by Hamilton Manufacturing Company, Two Rivers, Wisconsin.

(1) Distributors' ceiling prices for sales to dealers are as follows:

Article and Ceiling Prices for Sales to Dealers

Model 600E: $113.98 each.
Model 800E: $113.98 each.
Model 700G: $119.98 each.

These prices are f. o. b. seller's city. When, however, shipment is made directly from the factory to the dealer pursuant to the distributor's order, the above prices are f. o. b. the dealer's city. In all other respects they are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) The ceiling prices for all sales by dealers to ultimate consumers are as follows:

Article and Ceiling Prices for Sales to Ultimate Consumers

Model 600E: $189.95 each.
Model 800E: $169.95 each.
Model 700G: $199.95 each.

These prices include delivery, a one-year warranty, and installation where the installation requires only that the dryer be connected to the facilities provided by the purchaser and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pig tail") is required and is furnished by the retail dealer, he may add $3.50 to the above OPA retail ceiling prices. In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on the sale of similar articles.

(b) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All of the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5079; Filed, Mar. 27, 1946; 11:41 a. m.]

[MPR 86, Order 54]

CENTRAL RUBBER & STEEL CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 14 of Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales by dealers to consumers of the "Woman's Friend" washing machine, manufactured by the Central Rubber & Steel Corporation, Western Avenue, at Lima Street, Findlay, Ohio, as follows:

Article	Model	Ceiling prices for sales to consumers
Wringer-type washer with pump	Woman's Friend—Ruby	*Each* $80.50
Wringer-type washer without pump	do	70.50

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines by this order, except to the extent that those provisions are modified by this order.

(c) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86, shall apply to the terms used herein.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 28th day of March, 1946.

Issued this 27th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5078; Filed, Mar. 27, 1946; 11:41 a. m.]

[Rev. SO 119, Amdt. 1 to Order 93]

E. INGRAHAM CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an accompanying opinion, filed with the Division of the Federal Register and pursuant to Revised Supplementary Order 119, *It is ordered:*

That paragraph (b) (2) of order No. 93 under Revised Supplementary Order 119 be amended to read as follows:

(2) *Wholesaler's ceiling prices.* Wholesalers' maximum prices for sales of clocks which the manufacturer has sold at prices adjusted under this order shall be the maximum retail prices determined in accordance with the paragraph immediately above less 37½% for sales in case lots and less 35% for sales in less than case lots.

This amendment shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5074; Filed, Mar. 27, 1946; 11:40 a. m.]

[Rev. SO 119, Rev. Order 60]

VOSS BROS. MFG. CO.

ADJUSTMENT OF CEILING PRICES

Order No. 60 under Revised Supplementary Order No. 119 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered:*

(a) This order establishes ceiling prices for sales by the manufacturer of the line of washing machines manufactured by Voss Bros. Manufacturing Company, 1355 W. 2nd Street, Davenport, Iowa, and for resales of the five models of washing machines listed in subparagraph (3) below.

(1) The manufacturer shall determine his ceiling prices for each model of washing machine he produces in accordance with the provisions of sections 3 and 5 of Maximum Price Regulation No. 86, except that he shall increase his ceiling prices for each model by 12.4 percent instead of 7.7 percent as provided in section 5.

The additional adjustment charge in excess of the industry reconversion adjustment of 7.7 percent may be made and collected only if it is separately stated by the manufacturer on each invoice to each purchaser for resale at wholesale on or after the effective date of this revised order, as follows:

Additional OPA adjustment under RSO No. 119—$-------.

(2) (i) Distributors who sold washing machines manufactured by the same manufacturer during the period October 1–15, 1941 shall determine their ceiling prices for sales to dealers of each of the five models of washing machines manufactured by Voss Bros. Manufacturing Company and listed in subparagraph (3) below as follows:

A distributor's ceiling price for sales in each zone of each model to each class of purchasing dealer shall be the sum of (1) the "additional OPA adjustment under RSO 119" which is separately stated on his purchase invoice, and (2) the price which will yield the distributor the same percentage of the total dollar margin between the manufacturer's price to him, (exclusive of the separately stated adjustment under this order) and the dealer's price to ultimate consumers in that zone (less the manufacturer's separately stated adjustment under this order) as the distributor received during the period October 1–15, 1941 in connection with the sale of the most comparable model produced by the same manufacturer and sold by the distributor to the same class of purchasing dealer.

(ii) A distributor who did not during the period October 1–15, 1941 sell any washing machines produced by the same manufacturer shall determine his ceiling price for sales of a particular model to a particular class of dealer by taking the ceiling price established under subparagraph (i) above for the same sale by the "closest seller of the same class" who has so determined a ceiling price. A distributor's "closest seller of the same class" is a distributor who (a) had established a ceiling price for sales of the identical model of washing machine to the same class of purchaser, and (b) is the same general class of seller, and (c) is located nearer to the distributor than any other seller who meets requirements (a) and (b) of this rule.

(iii) These ceiling prices are f. o. b. seller's city. When, however, shipment is made directly from the factory to the dealer pursuant to the distributor's order, the above prices are f. o. b. the dealer's city. In all other respects, these ceiling prices are subject to each distributor's customary terms, discounts, allowances and other conditions of sale applied by him on sales of similar articles during the period October 1–15, 1941 inclusive.

(3) The ceiling prices for sales by dealers in each zone for the models of washing machines listed below are as follows:

Wringer-type washing machines	Dealers' ceiling prices to consumers		
	Zone 1	Zone 2	Zone 3
	Each	*Each*	*Each*
Model No.:			
41–A	$60.95	$65.95	$70.95
41–H	71.15	76.15	81.15
41–C	81.35	86.35	91.35
41–CP	91.50	96.50	101.50
41–CG	107.20	112.20	117.20

These ceiling prices are subject to each dealer's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order Zones 1, 2 and 3 are as follows:

Zone 1—Illinois, Iowa, Indiana, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, Wisconsin.

Zone 2—Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Georgia, Louisiana, Maine, Maryland, Massachusetts, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia.

Zone 3—Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Texas, Utah, Washington, Wyoming, and Florida.

(c) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(d) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order. The ceiling prices established by this order supersede those established by Order No. 14 under Maximum Price Regulation No. 86 and Order No. 60 under Revised Supplementary Order No. 119.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5073; Filed Mar. 27, 1946; 11:40 a. m.]

[Rev. SO 119, Order 129]

WEBER SHOWCASE & FIXTURE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Weber Showcase and Fixture Company, Inc., 5700 Avalon Boulevard, Los Angeles 54, California, may compute its adjusted ceiling prices for all Soda Fountains which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 4 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he had paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that Section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5072; Filed, Mar. 27, 1946; 11:40 a. m.]

[SO 133, Order 25]

WYANDOTTE OPTICAL CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 4 and 6 of Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's ceiling prices.* Wyandotte Optical Company, Inc. of 804–6 Grand Avenue, Kansas City 13, Missouri, may increase its maximum prices established under Maximum Price Regulation No. 188, to each class of purchaser, which were in effect prior to the effective date of this order, for its sales of single vision and bifocal spectacle lenses which it manufactures, by 4.5 percent.

(b) *Ceiling prices of purchasers for resale.* Purchasers for resale of such articles which the manufacturer has sold at ceiling prices adjusted under this order shall determine their resale ceiling prices, as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his resale ceiling price by adding to his invoice cost the same mark-up which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a resale ceiling price in this way need not be reported to the Office of Price Administration. Each seller, however, must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his resale ceiling price for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If the purchaser for resale cannot determine his resale ceiling price under the above method, he shall apply to the Office of Price Administration for the establishment of his ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Resale ceiling prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Notification.* At the time of or before the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the manufacturer shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(d) *Statement to be submitted to the Office of Price Administration.* The manufacturer shall file a report with the Office of Price Administration, Washington, D. C., as required by section 5 of Supplementary Order No. 133.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5075; Filed, Mar. 27, 1946; 11:40 a. m.]

[RMPR 136, Order 592]

J. B. BROADDUS

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) J. B. Broaddus, 919 Sophia Street, Fredericksburg, Virginia, may sell, f. o. b. plant, each Broaddus trailer described in subparagraph (1) below, at a price not to exceed $135.00 plus federal excise tax and state and local taxes on its sale or delivery of the trailer, and the cost of transporting the trailer to the purchaser, if any.

(1) *Description.*

Jay-Bee, Model No. 1946; two-wheel cargo trailer; all steel welded construction; 6' long x 4' wide x 1' high; one ton capacity; equipped with 6.00 x 16 synthetic tires, drop tail gate, safety chains, leave springs, trailer hitch, fenders, four stake pockets, double draw bar, paint.

(b) J. B. Broaddus is authorized to suggest to resellers a resale price for the trailer described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale price.* $180.00.

(2) *Charges*—(i) *Transportation expense.* A charge to cover transportation expense, if any, not to exceed the actual rail freight charge for the transportation of the trailer from the factory at Fredericksburg, Virginia, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) *Federal excise tax.* A charge for Federal excise tax equal to the charge made by the manufacturer to cover such tax on the new trailer.

(iii) *State and local taxes.* A charge equal to the reseller's expense for state and local taxes on the resale of the new trailer.

(c) A reseller of Broaddus trailers in any of the territories or possessions of the United States is authorized to sell each of the trailers described in paragraph (a), at a price not to exceed the applicable price established in paragraph (b), to which it may add a sum equal to the expense incurred by or charged to it for: payment of territorial and insular taxes on the purchase, sale or introduction of the trailers; export premium; boxing and crating for export purposes; marine and war risk insurance; landing, wharfage and terminal operations.

(d) J. B. Broaddus shall furnish to the Automotive Branch, Office of Price Administration, Washington, D. C., not later than August 31, 1946, detailed total unit costs, computed as specified in Section 10 of Maximum Price Regulation 136, based on actual production during February, March, April, May, June and July 1946.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge

because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications, or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in the case of a decrease in price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5080; Filed, Mar. 27, 1946; 11:41 a. m.]

[SO 142, Order 58]

CHICAGO PUMP CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 58 Under Supplementary Order No. 142. Adjustment provision for sales of industrial machinery and equipment. Chicago Pump Company. Docket No. 6083-S. O. 142-136-216.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the Chicago Pump Company of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 17.2% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to prices made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136.4 (d) (1) (i) of Maximum Price Regulation 67; § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Chicago Pump Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such action shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5076; Filed, Mar. 27, 1946; 11:41 a. m.]

[MPR 188, Order 4930]

FORGIONE FAN CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Forgione Fan Company, 1585 Madison Avenue, Memphis, Tenn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—			
		Wholesaler, mill, electric motor, restaurant and hotel or store equipment	Industrial, commercial, or institutional users (3 units or more)	Industrial, commercial, or institutional users (less than 3 units)	Users other than commercial, industrial, or institutional
24" steel window fan	224	*Each* $33.15	*Each* $49.73	*Each* $56.36	*Each* $66.31

These maximum prices are for the articles described in the manufacturer's application dated February 8, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are net 30 days. Only the exact amount of Federal Excise Tax may be added that the particular seller is required to pay.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Ceiling Price for Users Other Than Commercial, Industrial or Institutional—$66.31

Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5084; Filed, Mar. 27, 1946; 11:43 a. m.]

[MPR 188, Order 4929]

STANDARD STEEL EQUIPMENT CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, and section 12 of Revised Supplementary Order No. 119, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of steel lockers manufactured by the Standard Steel Equipment Company, 117-20 Fourteenth Road, College Point, Long Island, N. Y., as follows:

(1) For all sales and deliveries to the following classes of purchasers by all sellers, the maximum prices are those set forth below:

Article	Size	Maximum price to—	
		Dealer	User
Box locker 6 high standard interior equip., one wide with cabinet lock (3 point locking device) and 2 keys.	12 x 12 x 12	*Each* $2.08	*Each* $2.45
	12 x 15 x 12	2.13	2.52
Locker, double tier, standard legs, standard interior equip., one wide, with 3 hooks, without lock.	12 x 12 x 36	3.43	4.16
	12 x 15 x 36	3.59	4.37
	12 x 18 x 36	3.77	4.55
	15 x 15 x 36	3.88	4.72
	15 x 18 x 36	4.13	4.97
	18 x 18 x 36	4.44	5.21

(e) *Effective date.* This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-5083; Filed, Mar. 27, 1946; 11:42 a. m.]

[MPR 188, Amdt. 1 to Order 4 Under Order 6]

PROCTOR ELECTRIC CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

Order No. 1 under section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation 188 is amended in the following respect:

Paragraph (b) is amended to read as follows:

(b) The manufacturer is required to determine distributors' ceiling prices for articles covered by this order and to notify each distributor of his ceiling prices at or prior to the time of the first invoice to the distributor. The manufacturer shall determine distributors' ceiling prices for the articles for which uniform retail ceiling prices are fixed by this order which will reflect the following discounts from those retail ceiling prices, exclusive of the Federal excise tax included in them:

(1) 33⅓% for sales in quantities of 1 to 5.

(2) 38⅓% for sales in quantities of 6 and over.

In addition, a distributor may collect the amount of the Federal excise tax paid to the manufacturer.

This amendment shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5061; Filed, Mar. 27, 1946; 11:37 a. m.]

[MPR 188, Amdt. 1 to Order 4879]

AMERICAN LAMP & SHADE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation 188, *It is ordered*, That Order No. 4879 under § 1499.158 of Maximum Price Regulation 188 be and it hereby is amended in the following respect:

(a) Paragraph (a) (1) is amended to read as follows:

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Size	Maximum price to—	
		Dealer	User
Locker, single tier, standard legs, standard interior equip., one wide with hat shelf, 3 hooks without lock.	12 x 12 x 60	$5.39	$6.54
	12 x 15 x 60	5.93	6.96
	12 x 18 x 60	5.95	7.21
	15 x 15 x 60	6.16	7.45
	15 x 18 x 60	6.47	7.84
	18 x 18 x 60	7.07	8.43
	12 x 12 x 72	5.85	7.24
	12 x 15 x 72	6.30	7.80
	12 x 18 x 72	6.61	8.01
	15 x 15 x 72	6.85	8.26
	15 x 18 x 72	7.17	8.64
Locker, single tier, standard legs, standard interior equip., one wide with hat shelf, 3 hooks without lock.	15 x 21 x 72	7.59	9.06
	18 x 18 x 72	7.80	8.38
	18 x 21 x 72	8.19	9.76
Pax locker, 6 high, standard interior equip., 2 or more wide, cabinet lock (3 point locking device) with keys.	12 x 12 x 12	1.96	2.31
	12 x 15 x 12	2.03	2.38
Locker, double tier, standard legs, standard interior equip., 2 or more wide, with 3 hooks without lock.	12 x 12 x 36	3.15	3.85
	12 x 15 x 36	3.22	3.95
	12 x 18 x 36	3.39	4.06
	15 x 15 x 36	3.57	4.37
	15 x 18 x 36	3.74	4.48
	18 x 18 x 36	4.13	4.79
	12 x 12 x 60	4.83	5.91
	12 x 15 x 60	5.04	6.12
	12 x 18 x 60	5.25	6.37
	15 x 15 x 60	5.56	6.72
	15 x 18 x 60	5.77	7.00
	18 x 18 x 60	6.37	7.59
Locker, single tier, standard legs, standard interior equip., 2 or more wide, with flat shelf and 3 hooks, without lock.	12 x 12 x 72	5.25	6.54
	12 x 15 x 72	5.60	6.75
	12 x 18 x 72	5.81	7.03
	15 x 15 x 72	6.16	7.45
	15 x 18 x 72	6.40	7.70
	15 x 21 x 72	6.72	8.01
	16 x 18 x 72	7.00	8.13
	18 x 21 x 72	7.31	8.75

These maximum prices are for the articles described in the manufacturer's application. They are net cash, f. o. b. factory, and refer to a knock-down unit. For these same articles, when sold on an installed, set-up basis, an installation charge in the amount of twenty-five percent of the article's maximum price to the particular purchaser added to each such maximum prices.

To the prices set forth above, any seller of the articles enumerated in this order may add an adjustment of no more than 8.13 percent of each such maximum price.

These adjusted prices apply to all sales and deliveries by the manufacturer after the effective date of this order. For resellers, such adjusted maximum prices apply on all sales and deliveries of articles which the manufacturer sells at an adjusted price permitted by this order.

(b) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(c) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(d) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

Article	Model No.	For sales by the manufacturer—		For sales by any person to consumers
		Jobbers	Retailers	
Bronze plated metal 6-way floor lamp with glass diffuser	2000	$7.22	$8.70	*Each* $15.30
Bronze plated metal 3-way student floor lamp with glass diffuser	2001	6.80	8.00	14.40
Bronze plated metal 3-way junior floor lamp with glass diffuser	2002	6.80	8.00	14.40
Bronze plated metal torcher with glass reflector	2003	8.29	9.75	17.55

(b) All other provisions of Order No. 4879 under Maximum Price Regulation 188 remain unchanged.

(c) This amendment may be revoked or amended by the Price Administrator at any time.

(d) This amendment shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5081; Filed, Mar. 27, 1946; 11:42 a. m.]

[MPR 200, Order 15]

O'SULLIVAN RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinin issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1315.1405b of Maximum Price Regulation 200, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales by the manufacturer and by wholesalers in the shoe repair trade of the men's molded brown and leather color plastic half soles made in part of rubber, which are manufactured by the O'Sullivan Rubber Company, Winchester, Virginia. This order also establishes maximum prices for shoe repairmen's sales (unattached) of these O'Sullivan men's molded plastic half soles.

(b) *Manufacturer's and wholesalers' maximum prices.* The manufacturer's and wholesalers' maximum prices for sales in the shoe repair trade of the men's molded plastic half soles described in paragraph (a) shall be as follows:

O'SULLIVAN MEN'S MOLDED BROWN AND LEATHER COLOR PLASTIC DRESS SHOE HALF SOLES

[Per dozen pairs]

Iron	Size	To shoe repairmen (list)	To wholesalers (net)
10½	7	$5.45	$4.09
10½	11	5.75	4.30
10½	13	6.00	4.50
12	7	5.60	4.20
12	11	5.95	4.46
12	13	6.20	4.65

The above maximum prices for sales to shoe repairmen shall be reduced by any cash discounts given by the seller to

shoe repairmen of the same class during March 1942.

The above maximum prices for sales to wholesalers shall be decreased by 5% if the purchaser pays cash within 30 days after delivery.

All other discounts, allowances and trade practices of sellers which were in effect during March 1942 shall apply to sales covered by this order.

(c) *Shoe repairmen's maximum prices.* The maximum prices for sales by shoe repairmen of the unattached soles described in paragraph (a) shall be 40% of the maximum price established under Revised Maximum Price Regulation 165, or by an area pricing order under Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation 165 for shoe repairmen's sales of the attached soles.

(d) *Notification of maximum prices.* With or prior to the first delivery to a shoe repairman or wholesaler of any of the soles covered by this order the seller shall notify the buyer in writing that the maximum prices for shoe repairmen's sales of the unattached soles to consumers shall be 40% of the maximum prices established under Revised Maximum Price Regulation 165 or by an area pricing order under Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation 165 for shoe repairmen's sales of the attached soles. If the buyer is a wholesaler of the soles covered by this order, the seller shall also notify the wholesaler in writing of the maximum prices applicable to his resales as established by paragraph (b) of this order. This notification shall include a statement that the wholesaler is required to notify any purchaser to whom he sells that the maximum prices for the shoe repairmen's sales of the unattached soles to consumers shall be the maximum prices for sale of unattached soles as established by paragraph (c) of this order.

(e) All provisions of Maximum Price Regulation 200 that are not inconsistent with this order shall be applicable to sales covered by this order.

(f) This order may be revoked or amended by the Administrator at any time.

This order shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5062; Filed, Mar. 27, 1946; 11:37 a. m.]

[MPR 367, Order 22]

LEWIS FOOD CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On February 4, 1946, Lewis Food Company, 817 East 18th Street, Los Angeles, California, filed an application for the establishment of maximum prices on sales of the pet food products containing horsemeat known as "Lewis Deluxe Brand" and "Dr. Ross Quality Brand" pet foods, both packed in 15-ounce tins, 48 tins per case, and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-367-10-25.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328 and 9599, and pursuant to the provisions of section 10 of Maximum Price Regulation No. 367, *It is ordered:*

(a) That Lewis Food Company may sell and deliver, and agree, offer, solicit and attempt to sell and deliver, the pet food products containing horsemeat known as "Lewis Deluxe Brand" and "Dr. Ross Quality Brand" pet foods to peddler truck operators, wholesalers or retailers at prices not in excess of those stated in paragraph (b) of this order. Any person who is a peddler truck operator, a wholesaler or a retailer, may buy and receive, and agree, offer, solicit and attempt to buy and receive the said pet food products containing horsemeat at such prices from Lewis Food Company.

(b) That the maximum prices for "Lewis Deluxe Brand" and "Dr. Ross Quality Brand" pet foods shall be:

(1) For sales made by Lewis Food Company as follows:

(i) To peddler operators, wholesalers, or retailers, f. o. b. the seller's plant:

Lewis Deluxe Brand: $4.60 per case of 48 15-oz. tins.
Dr. Ross Quality Brand: $4.15 per case of 48 15-oz. tins.

(ii) To retailers, delivered to their place of business:

Lewis Deluxe Brand: $4.82 per case of 48 15-oz. tins.
Dr. Ross Quality Brand: $4.37 per case of 48 15-oz. tins.

(2) For sales made by a peddler truck operator shall be:

(i) Lewis Deluxe Brand—$4.82 per case of 48 15-oz. tins; Dr. Ross Quality Brand—$4.37 per case of 48 15-oz. tins; plus actual freight costs incurred by the peddler truck operator in acquiring the product, the total to be rounded to the nearest one-half cent.

(3) For sales made by a wholesaler shall be determined pursuant to the provisions of Maximum Price Regulation No. 421.

(4) For sales made by a retailer in Group 3 or Group 4 shall be determined pursuant to the provisions of Maximum Price Regulation No. 422.

(5) For sales made by a retailer in Group 1 or Group 2 shall be determined pursuant to the provisions of Maximum Price Regulation No. 423.

(c) That the permission granted to Lewis Food Company in this order is subject to the following conditions:

(1) The pet food products containing horsemeat known as "Lewis Deluxe Brand" and "Dr. Ross Quality Brand" pet foods must conform to the specifications set forth in the respective formulae filed with the Office of Price Administration, Washington, D. C., by Lewis Food Company, in conjunction with the filing of the aplication for this order.

(2) Lewis Food Company shall provide each peddler truck operator, wholesaler, or retailer making his initial purchase of the said products with a notice in the following form:

Date ----------

The Office of Price Administration has authorized Lewis Food Company to sell "Lewis Deluxe Brand" and "Dr. Ross Quality Brand" pet food at or below the following maximum prices:

To peddler-truck operators, wholesalers, or retailers, f. o. b. our plant:

Lewis Deluxe Brand: $4.60 per case of 48 15-oz. tins.
Dr. Ross Quality Brand: $4.15 per case of 48 15-oz. tins.

To retailers, delivered to their place of business:

Lewis Deluxe Brand: $4.82 per case of 48 15-oz. tins.
Dr. Ross Quality Brand: $4.37 per case of 48 15-oz. tins.

If you are a peddler-truck operator, the maximum prices at which you may sell these products are:

Lewis Deluxe Brand $4.82 per case of 48 15-oz. tins
Dr. Ross Quality Brand $4.37 per case of 48 15-oz. tins

plus actual freight costs incurred by you in acquiring the product, the total to be rounded to the nearest one-half cent.

If you are a wholesaler or retailer, you shall determine your maximum selling prices for these products in accordance with the provisions of Maximum Price Regulations Nos. 421, 422 or 423, whichever is applicable.

(d) All sales made under this order shall be subject to all applicable provisions of Maximum Price Regulation No. 367.

All prayers of the application not granted herein are denied.

This Order No. 22 may be revoked or amended by the Administrator at any time.

NOTE: This order has the prior written approval of the Secretary of Agriculture. (10 F.R. 9419)

This Order No. 22 shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5063; Filed, Mar. 27, 1946; 11:37 a. m.]

[RMPR 499, Order 34]

MOVADO WATCH AGENCY, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation 499, it is ordered:

(a) *Effect of this order.* This order establishes maximum prices at which certain imported watches identified below may be sold to retailers and at retail. These watches are imported by the Movado Watch Agency, Inc., 610 Fifth Avenue, New York 20, New York, hereinafter called the "importer."

(b) *Maximum prices for sales to retailers and at retail.* The maximum prices for sales by any person of the Movado watches identified below are as follows:

MOVADO TEMPOMATIC WATCHES

Style	Description	Maximum price to retailers	Maximum retail price excluding Federal excise tax
46101	14K gold tempomatic 17 jewel, plain dial, center second	$67.50	$125.00
46101	14K gold tempomatic 17 jewel, gold or ruby dial, center second	79.20	147.00
46102	14K gold tempomatic 17 jewel, plain dial, center second	72.20	133.00
46104	14K gold tempomatic 17 jewel, plain dial, center second	74.50	138.00
46104	14K gold tempomatic 17 jewel, gold or ruby dial, center second	86.75	160.00
46105	14K gold tempomatic 17 jewel, plain dial, center second	80.05	148.00
46105	14K gold tempomatic 17 jewel, plain dial, center second	75.40	139.00
46108	14K gold tempomatic 17 jewel, gold dial, center second	88.05	163.00
46108	14K gold tempomatic 17 jewel, plain dial, center second	74.85	138.00
46171	14K gold tempomatic 17 jewel, plain dial, center second	80.90	150.00
16151	Stainless steel watertight tempomatic 17 jewel, center second	33.00	61.00
16153	Stainless steel watertight tempomatic 17 jewel, center second	32.50	61.00
16152	Stainless steel and 14K gold watertight tempomatic 17 jewel, center second	44.07	81.50

The above maximum retail prices are exclusive of the Federal excise tax of 10% or 20% in the case of watches selling at retail for more than $65.00.

No charge may be added to the above maximum retail prices for the extension of credit except under the conditions specified and to the extent permitted by section 12a of Revised Maximum Price Regulation No. 499.

(c) *Notification.* At, or prior to, the time of the first sale of the watches covered by this order to a purchaser for resale, the importer shall furnish the purchaser with a copy of this order or a price list incorporating the above prices to retailers and to consumers and containing a certification that they are maximum prices established by the Office of Price Administration. In addition, the importer shall include on every invoice covering a sale of these watches the following statement: Office of Price Administration Order No. 34 under Revised Maximum Price Regulation 499 establishes prices at which you may sell these watches.

This notification requirement supersedes the notification requirement in section 12 of Revised Maximum Price Regulation No. 499 with respect to the watches covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) Unless the context otherwise required the definitions set forth in section 2 of Revised Maximum Price Regulation 499 shall apply to the terms used herein.

This order shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5068; Filed, Mar. 27, 1946; 11:38 a. m.]

[MPR 591, Amdt. 1 to Order 242]

CINCINNATI MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 242 under Maximum Price Regulation No. 591, is amended in the following respects:

1. Section (a) is amended to read as follows:

(a) The maximum net installed prices on sales to consumers by any person of the following sizes of the Combination Aluminum Storm Sash manufactured by the Cincinnati Fly Screen Company of Cincinnati, Ohio, and as described in the company's application dated November 28, 1945, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be the sum of the following:

(i) The list price per window opening set forth below, and

(ii) The actual cost of installation in no event to exceed $2.00 per window opening.

2. Section (h) is deleted.

3. Section (i) is amended to read as follows:

(i) Cincinnati Fly Screen Company shall attach a tag to each item covered by this order containing substantially the following information:

"OPA Maximum Installed Price—$------

Plus actual cost of installation (Not exceeding $2.00 per window opening)."

This amendment shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5069; Filed, Mar. 27, 1946; 11:39 a. m.]

[MPR 592, Order 16]

CONCRETE AND CINDER BLOCKS AND CONCRETE BRICK PRODUCED IN WASHINGTON, D. C.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register, and pursuant to section 17 of Maximum Price Regulation 592, *It is ordered:*

(a) The manufacturers' maximum yard and delivered prices for concrete and cinder blocks and concrete brick, produced and delivered in the Metropolitan Area of Washington, D. C., more particularly described in paragraph (b) below, for the sizes and types of blocks and brick hereinafter set forth shall be as follows:

MAXIMUM PRICES FOR CONCRETE AND CINDER BLOCKS (EACH)

Size	Yard price	Delivered price
Hollow		
4 x 8 x 12	$0.07	$0.075
6 x 8 x 12	.085	.095
8 x 8 x 12	.115	.125
12 x 8 x 12	.1775	.1925
4 x 8 x 16	.10	.105
8 x 8 x 16	.17	.1825
8 x 8 x 16, half regular	.085	.09
8 x 8 x 16, corners	.18	.1925
8 x 8 x 16, half corners	.09	.095
8 x 8 x 8	.085	.095
12 x 8 x 16	.25	.265
4 x 8 x 18	.10	.105
Solid		
4 x 8 x 12	.085	.095
8 x 8 x 12	.1475	.1625
4 x 8 x 16	.1350	.15
8 x 8 x 16	.235	.255
8 x 3 x 16	.085	.095

MAXIMUM PRICE FOR STANDARD SIZE CONCRETE BRICK (PER M)

Yard price	Delivered
$21.75	$25.00

(b) The Metropolitan Area of Washington, D. C., as used in this order means the area located within a 13 air-mile radius of the zero milestone, District of Columbia.

(c) The maximum prices specified in paragraph (a) above, are subject to discounts, allowances, and price differentials at least as favorable as those in effect during March 1942 to purchasers of the same class.

(d) Order No. 3415 under § 1499.161 (a) (2) of Maximum Price Regulation 188, as amended, is hereby revoked.

(e) All requests of the application not granted herein are denied.

(f) This order may be revoked or amended by the Office of Price Administration at any time.

This Order No. 16 shall become effective April 1, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5070; Filed, Mar. 27, 1946; 11:39 a. m.]

[MPR 593, Order 15]

COOLERATOR CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 13 of Maximum Price Regulation No. 598, *It is ordered:*

(a) This order establishes maximum prices for sales by distributors to dealers of the refrigerator models listed below, manufactured by the Coolerator Company, Duluth, Minnesota, as follows:

Model and Ceiling Prices for Sales to Dealers

DR-85: $155.97 each.
R-75-S: $161.17 each.
R-75: $194.97 each.

These prices include the Federal excise tax and the five year warranty. They are f. o. b. distributor's warehouse. When, however, shipment is made directly from the manufacturer to the dealer pursuant to the distributor's order, these prices are f. o. b. dealer's city. A charge of $3.50 may be added to the above ceiling prices for a refrigerator equipped with a left hand door. In all other respects, the above ceiling prices are subject to each seller's customary terms, discounts, allowances, and other price differentials, in effect on sales of similar articles.

(b) At the time of, or prior to the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor.

(c) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrigerators covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Maximum Price Regulation No. 598 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of March 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5071; Filed, Mar. 27, 1946; 11:39 a. m.]

[MPR 188, Order 4928]

MODERN STEEL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, for sales by any person to consumers of the following Steel Wall and Base Cabinets manufactured by Modern Steel Company, Geneva, Ill., and as described in the applications dated December 28, 1945 and February 27, 1946, shall be.

Model	Width	Height	Depth	Maximum net price to consumers
Wall cabinets, 18" high:[1]	*Inches*	*Inches*	*Inches*	
X1518W-L	15	18	13	$16.42
X1518W-R	15	18	13	17.35
X1818W	18	18	13	18.29
X2418W	24	18	13	22.50
X3018W	30	18	13	
X3618W	36	18	13	
Wall cabinets, 30" high:				
X1530W-L	15	30	13	19.23
X1530W-R	15	30	13	19.23
X1830W-L	18	30	13	18.29
X1830W-R	18	30	13	18.29
X2130W	21	30	13	19.60
X2430W	24	30	13	21.10
X2730W	27	30	13	22.04
X3030W	30	30	13	22.98
X3630W	36	30	13	29.81
X4230W	42	30	13	33.71

[1] Furnished with bottom plates.

Model	Width	Height	Depth	Maximum net price to consumers
Wall cabinets, 36" high:	*Inches*	*Inches*	*Inches*	
X1536W-L	15	36	13	$21.67
X1536W-R	15	36	13	21.67
X1836W-L	18	36	13	24.23
X1836W-R	18	36	13	24.23
X2136W	21	36	13	27.04
X2436W	24	36	13	30.21
X2736W	27	36	13	32.37
X3036W	30	36	13	34.71
X3636W	36	36	13	40.19
X4236W	42	36	13	46.15
Corner wall cabinets:				
2430CW	24	30	24	25.79
X2436CW	24	36	24	33.35
Bottom plates for wall cabinets:				
15BP				1.46
18BP				1.71
21BP				1.81
24BP				2.06
27BP				2.31
30BP				2.44
36BP				2.81
X42BP				3.04
CWBP				4.15
Utility and implement cabinets:				
2180U	21	84	13	48.58
X2180DU	21	84	24¾	62.94
2180I	21	84	13	44.69
X2180DI	21	84	24¾	58.92
X2185U	21	90	13	58.69
X2186DU	21	90	24¾	71.35
X2186I	21	90	13	54.81
X2186DI	21	90	24¾	69.42
Pot and pan cabinets:				
2186PAP	21	84	13	54.06
2186DPAP	21	84	24¾	70.23
X2186PAP	21	90	13	64.17
X2186DPAP	21	90	24¾	80.73
Base cabinets—cupboard and drawer:				
X1525C-L	15	34½	24¾	23.02
X1525C-R	15	34½	24¾	23.02
1825C-L	18	34½	24¾	25.21
1825C-R	18	34½	24¾	25.21
2125C	21	34½	24¾	29.21
2425C	24	34½	24¾	31.92
2725C	27	34½	24¾	34.58
3025C	30	34½	24¾	37.25
X3625C	36	34½	24¾	41.27
Base cabinets—All draws:				
X1525D	15	34½	24¾	32.15
1825D	18	34½	24¾	34.08
2125D	21	34½	24¾	36.40
2425D	24	34½	24¾	39.10
X2725D	27	34½	24¾	41.77
3025D	30	34½	24¾	44.44
Corner base cabinets:				
4525CB-L	45	34½	24¾	47.85
4525CB-R	45	34½	24¾	47.85
Plate-warmer cabinet:				
X2425PW	24	34½	24¾	160.71
Base cabinet—Tray or towel—Custom built to any dimension 9" to 15" inclusive:				
TC-LorR	9 to 15	34½	24¾	32.15
TC-LorR	9 to 15	34½	24¾	32.15
Sink cabinets:				
X1822SC-L	18	34½	24¾	21.44
X1822SC-R	18	34½	24¾	21.44
X2125SC	21	34½	24¾	22.17
2425SC	24	34½	24¾	22.77
X2725SC	27	34½	24¾	24.12
3025SC	30	34½	24¾	24.83
3625SC	36	34½	24¾	26.79

Model	Width (inches)	Height (inches)	Maximum net price to consumers
Sink fronts:			
X1825SF-L	18	34½	$16.08
X1825SF-R	18	34½	16.06
X2125SF	21	34½	17.42
X2425SF	24	34½	18.75
X2725SF	27	34½	20.08
X3025SF	30	34½	21.44
X3625SF	36	34½	24.10
X4225SF	42	34½	25.94

Model	Width (inches)	Height (inches)	Maximum net price to consumers
Sink front bottom plates and returns:			
X18SBP			$2.76
X21SBP			2.85
X24SBP			3.04
X27SBP			3.35
X30SBP			3.67
X3FR			6.69
Fillers:			
1801WSF	1	18	1.40
1802WSF	2	18	1.52
1803WSF	3	18	1.58
1801WIF	1	18	1.71
1802WIF	2	18	1.98
1803WIF	3	18	2.06
3001WSF	1	30	1.83
3002WSF	2	30	1.96
3003WSF	3	30	2.02
3001WIF	1	30	2.31
3002WIF	2	30	2.56
3003WIF	3	30	2.75
X3601WSF	1	36	2.12
X3602WSF	2	36	2.19
X3603WSF	3	36	2.31
X3601WIF	1	36	2.44
X3602WIF	2	36	2.69
X3603WIF	3	36	2.85
3401BSF-L	1	34½	1.85
3401BSF-R	1	34½	1.85
3402BSF-L	2	34½	1.96
3402BSF-R	2	34½	1.96
3403BSF-L	3	34½	2.02
3403BSF-R	3	34½	2.02
3401BIF	1	34½	2.44
3402BIF	2	34½	2.60
3403BIF	3	34½	2.85
6003BSF-L	3	84	4.40
6003BSF-R	3	84	4.40
6603BSF-L	3	90	4.91
6603BSF-R	3	90	4.91
1802WCF	2 x 2	18	2.56
3002WCF	2 x 2	30	2.92
X3602WCF	2 x 2	36	3.23
3402BCF	2¾ x 2¾	34½	3.35
Trim moulding:			
TM10			5.35
XTME			0.79
XTME			2.02
End finishing panel:			
X1801EP	1	18 x 13	4.02
X3001EP	1	30 x 13	5.35
X3601EP	1	36 x 13	6.69
X3425BFP	1	30½ x 34¾	6.69
Dishwasher cabinets:			
X2425DW	24	34½	28.12
X4825DWL	48	34½	43.54
X4825DWR	48	34½	43.54

Linoleum counter tops—black only flat tops:	*Maximum net price to consumers*
Lineal foot	$6.10
Minimum price	12.17
Corner for L or U shaped	18.87
Corner pipe chase cut-out	3.90
Full pipe chase cut-out	6.43
Radius end or corner	6.45
Tops with backsplash or less—black only:	
Lineal foot	7.92
Minimum price	15.85
Corner for L or U shaped	23.87
End splashers	6.31
Corner pipe chase cut-out	5.45
Full pipe chase cut-out	10.35
Window cut-out in backsplash	7.31
Tops with backsplash 4" to 8" black only:	
Lineal foot	9.13
Minimum price	18.29
Corner for L or U shaped	27.27
End splashers	7.79
Corner pipe chase cut out	7.31
Full pipe chase cut out	12.17
Window cut out in backsplash	8.54
Laminated maple counter tops flat tops:	
Lineal foot	6.10
Minimum price per top	12.37
Corner for L or U shaped tops	18.87
Raised front edge (for tops up to 8' long) add	5.48
Radius end or cut off corners	3.67
Small cutouts within top	7.31
Laminated maples top with 4" backsplash or less:	
Lineal foot	8.54
Minimum price per top	17.04
Corner for L or U tops	23.87
Coved back edge (for tops up to 8' long) add	5.48
Laminated maple top with backsplash 4" to 8":	
Lineal foot	9.73
Minimum price per top	19.48
Corner for L or U tops	27.27
Coved back edge (for tops up to 8' long) add	5.48
Wall cabinet accessories:	
CW	2.25
15CU	2.56
18CU	2.56

Wall cabinet accessories—Continued.	*Maximum net price to consumers*
21CU	$2.56
24CU	2.56
27CU	3.15
30CU	3.15
36CU	3.15
SLF	7.50
SLS	7.50
133-CS	10.04
2406US	3.48
3009US	4.23
3609US	5.17
4209US	6.00
2413US	6.94
2913US	8.35
3613US	10.31
4213US	12.00
Base cabinet accessories:	
ASR-9	.79
ASR-12	
15-BB	4.27
18-BB	5.23
18FMS	8.02
15CT	4.58
18CT	4.94
24CT	
6TS	2.00
9TS	2.69
15CB	3.90
18CB	4.02
21CB	4.27
24CB	4.69
GRR	7.09
GRL	7.69
TOR	5.35
MGC	4.02
15VF	
18VF	6.04
24TI	12.71
15WSL	3.90
18WSL	3.90
21WSL	3.90
24WSL	4.69
27WSL	4.69
30WSL	4.69
X-LD	9.62
X-CL	10.01
1225BES	26.79

(b) The maximum net prices, f. o. b. point of shipment for sales to jobbers by any person shall be the maximum prices specified in (a) above less successive discounts of 40 and 20 percent.

(c) The maximum net prices, f. o. b. point of shipment for sales to dealers by Modern Steel Company shall be the maximum prices specified in (a) above less successive discounts of 40 and 11 percent.

(d) The maximum net prices, f. o. b. point of shipment for sales to dealers by any person other than Modern Steel Company shall be the maximum prices specified in (a) above less a discount of 40 percent.

(e) The maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation 251, as amended.

(f) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(g) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(h) Modern Steel Company shall attach a tag to each Steel Wall and Base Cabinet covered by this order, containing the following:

OPA maximum consumer price uninstalled $-------.

(i) This order revokes Order No. L-2568 issued January 9, 1946.

(j) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 28, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5082; Filed, Mar. 27, 1946; 11:42 a. m.]

[SO 142, Order 61]

GILL GLASS AND FIXTURE CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 61 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment and specified mechanical building equipment; Docket No. 6083-S.O. 142-136-165.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, and to section 16 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices for sales by Gill Glass and Fixture Company, Philadelphia, Pennsylvania, of all its products which are covered by any of the regulations listed in Supplementary Order No. 142 and by Maximum Price Regulation 591 shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 21% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to sales made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136 the maximum price shall be computed under that section of the regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Gill Glass and Fixture Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale, of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5141; Filed, Mar. 27, 1946; 4:35 p. m.]

[SO 142, Order 62]

STEARNS MANUFACTURING CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 62 under Supplementary Order No. 142, adjustment provisions for sales of industrial machinery and equipment; Docket No. 6083-S. O. 142-136-71.

For the reasons set forth in an opinion issued simultaneously and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by the Stearns Manufacturing Company, Adrian, Michigan, of concrete machinery and repair parts for concrete machinery, shall be determined as follows:

(1) *Resellers.* The company shall increase the maximum list prices in effect just prior to the issuance of this order for resellers by 17.08% and shall deduct from the resultant maximum list prices all discounts, allowances and other deductions in effect to resellers just prior to the issuance of this order.

(2) *All other classes of purchasers.* The company shall increase the maximum list prices in effect to all other classes of purchasers by 13.66% and shall deduct from the resultant list prices all discounts, allowances and other deductions in effect to each class of purchaser just prior to issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amount by which his net invoiced cost has been increased by reason of this order.

(c) The Stearns Manufacturing Company, Adrian, Michigan, shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the dollar-and-cents amount by which his order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

[Furnished with bottom plates.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5142; Filed, Mar. 27, 1946; 4:34 p. m.]

[RMPR 169, Amdt. 7 to Order 28]

ARIZONA

DESIGNATION AS CRITICAL SHORTAGE AREA WITH RESPECT TO BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

Order No. 28 to Revised Maximum Price Regulation No. 169 is amended in the following respects:

1. All references to "District Manager" are amended to read: "District Director".

2. The following paragraph is added to read as follows:

Pursuant to § 1364.405 (b), as amended, of Revised Maximum Price Regulation No. 169, I find that a critical shortage of meat has occurred in the State of Arizona because the local delivery allowances provided by the regulation are insufficient to cover the cost of transporting meat within that area. For this reason, in addition to the reasons set forth in the first paragraph, the State of Arizona is hereby designated a critical shortage area and the Regional Administrator for the VIIIth region, or any District Director authorized by him, may in writing authorize named sellers located in the State of Arizona to charge and receive for beef and veal carcasses and wholesale cuts and processed products sold to buyers in the State of Arizona, the actual added cost of local delivery in addition to the applicable maximum price.. The "actual added cost of local delivery" is the difference between the seller's actual cost of delivery and the local delivery allowance specified in the regulation.

This amendment will become effective as of March 25, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5139; Filed, Mar. 27, 1946; 4:34 p. m.]

[SO 94, Order 109]

CERTAIN WIRE CUTTERS

SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new wire cutter hereinafter described may be sold and delivered by the War Asssets Corporation or any other United States Government Agency, and by any subsequent reseller.

(b) *Maximum prices.* Maximum prices for the hereinafter described new wire cutter manufactured by Manco Manufacturing Company and H. K. Porter, Inc., and of wire cutters of the same specifications made by other manufacturers shall be as follows:

Description	For all sales to wholesaler, f. o. b. shipping point	For all sales to retailer, f. o. b. shipping point	For all sales at retail
New wire cutter which is an Army adaptation of standard "O" center cut bolt cutters, 24" cutter, approximately 21¾" long including removable groping hook, insulated handles, weight 5 lbs. (U. S. Army Specifications 17-199 & Federal Stock No. Eng. #11-2578-500 040)..	$1.75	$2.35	$3.50

(c) *Notification.* Any person who sells the wire cutter described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the retailer's maximum price, and stating that the retailer is required by this order to attach to each cutter before sale a tag or label which plainly states a selling price not in excess of $3.50.

(d) *Tagging.* Any person who sells the wire cutter described in paragraph (b) at retail shall attach to each cutter before sale a tag or label which plainly states a selling price not in excess of $3.50 as follows:

OPA price, $------

(e) *Relation to other regulations and orders.* This order with respect to the commodity it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definition.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5208; Filed, Mar. 28, 1946; 11:29 a. m.]

[RMPR 136, Order 594]

CAST IRON ROLLS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 23 of Revised Maximum Price Regulation 136, *It is ordered:*

Subject to agreement with their purchasers, and further subject to the limitations stated below, manufacturers of cast iron rolls, which are required by rolling mills for the production of sheet metals, are hereby authorized to deliver or agree to deliver such cast iron rolls at prices which may be adjusted upward in accordance with the action to be taken by the OPA increasing the maximum prices for these products. Until final action is taken by the OPA with respect to the maximum prices of these products by way of an industry-wide increase or otherwise, the manufacturer may not receive payment in excess of the maximum prices in effect at the time of delivery.

This order shall become effective March 27, 1946.

Issued this 27th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5136; Filed, Mar. 27, 1946; 4:34 p. m.]

[MPR 188, Order 4925]

OFFICE, COMMERCIAL AND INSTITUTIONAL FURNITURE MADE WITH FULL TOP GRAIN LEATHER

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register: and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *What this order does.* This order establishes a method whereby manufacturers of office, commercial and industrial furniture made with full top grain leather may determine their maximum prices for sales of these articles. It applies to a manufacturer of such articles only if:

(a) He has not, before the issuance of this order, established his maximum prices for such an article when covered with full top grain leather.

(b) During 1941, he sold or offered to sell the same article covered with both full top grain leather and either machine buffed or corrected top grain leather.

(c) He has a properly established current maximum price for the same article, covered with either machine buffed or corrected top grain leather.

If a manufacturer is able to use the method set forth in this order to determine his maximum prices, he may not use §§ 1499.157 or 1499.158 of Maximum Price Regulation No. 188 for that purpose.

Whenever used in this order the term manufacturer's price "during 1941" shall be taken to refer to lowest price at which the article was delivered or offered for delivery during 1941.

SEC. 2. *How to price under this order.* A manufacturer to whom this order applies shall compute the maximum price for his article covered with top grain leather by adding to his properly established maximum price for the article covered with either machine buffed or corrected top grain leather, the dollar and cent differential in effect during 1941 between his prices for the same article covered with full top grain leather and either corrected top grain or machine buffed leather.

EXAMPLE

May 1941 selling price

Chair, Model 123 b
Corrected top grain $35.00
Chair, Model 123 a
Full top grain $36.00

Differential, $1.00

March 1942 selling price

Chair, Model 123 b
Corrected top grain $37.00

Calculated maximum price

Chair, Model 123 a
Full top grain $38.00

SEC. 3. *Reports to be filed.* A manufacturer who establishes his maximum price under section 2 (b) shall file a signed report with the Office of Price Administration, Durable Goods Price Branch, Washington 25, D. C., within ten days after he first offers the article for sale, which report shall set forth the following:

(a) The date of the report.

(b) The manufacturer's name and address.

(c) The model number or other designation of the article.

(d) The specifications of the article.

(e) The selling prices in 1941 and during March 1942 of the article covered with machine-buffed, corrected top grain leather and full top grain leather.

(f) The maximum price of the article made with full top grain leather, as calculated under this order.

SEC. 4. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

Effective date. This order shall become effective on the 2d day of April 1946.

NOTE: The reporting provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5199; Filed, Mar. 28, 1946; 11:31 a. m.]

[MPR 188, Order 4927]

OUTBOARD MOTORS (ELECTRIC OR GASOLINE OPERATED)

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is hereby ordered:

(a) *To whom this order applies.* This order applies to every manufacturer of Outboard Motors (Electric or Gasoline Operated) who was in business before March 31, 1942.

(b) *Maximum prices.* The maximum price for the sale of an Outboard Motor (Electric or Gasoline Operated) which was included in the manufacturer's last published price list in effect before March 31, 1942, is the price stated for the sale of that article by the manufacturer to each class of purchaser in the price list.

(c) The maximum price for the sale of such an article if it was not included in the manufacturer's published price list must be fixed under the pricing provisions of Maximum Price Regulation No. 188.

(d) The maximum prices fixed by this order are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of these articles to each class of purchaser.

(e) This order does not affect maximum prices which have been specifically fixed or adjusted by another order of the Administrator.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 2d day of April 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5200; Filed, Mar. 28, 1946; 11:31 a. m.]

Regional and District Office Orders.

[Region VI Order G-112 Under 18 (c), Amdt. 1]

SOLID FUELS IN NORTH DAKOTA AND CERTAIN COUNTIES OF MINNESOTA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-112 under § 1499.18 (c) of the General Maximum Price Regulation, § 1340.247a (b) of Maximum Price Regulation No. 121, and § 1340 259 (a) (1) of Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. Paragraph (c), *Maximum prices*, sub-paragraph (2), is hereby amended to read as follows:

(2) The maximum price for a delivered sale of North Dakota-produced lignite by an unequipped coal dealer, when delivery is made by a "for-hire" carrier, is hereby established at the total of an amount not in excess of the delivery rates of "for-hire" carriers as computed under paragraph (c) (1) plus a sum not in excess of the maximum price of such dealer's supplier as computed under the regulation applicable to the supplier's sales.

2. Paragraph (h), *Definitions*, subparagraph (9), is hereby amended to read as follows:

(9) "A for-hire carrier" is one who, for a compensation paid by the person he serves, transports by wagon or by motor vehicle solid fuel in which such carrier has no financial interest. The term does not apply to equipped coal dealers who transport solid fuel in their own conveyances to their purchasers.

This order may be amended, modified, or revoked at any time.

This Amendment No. 1 to Order No. G-112 shall be effective immediately.

Issued this 26th day of February, 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-5107; Filed, Mar. 27, 1946; 11:50 a. m.]

[Region V Order G-2 Under RMPR 122, Amdt. 10]

SOLID FUELS IN KANSAS CITY, MO.-KANS., AREA

Pursuant to the Emergency Price Control Act of 1942, as amended, and the authority vested in the Regional Administrator of Region V by § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the opinion issued simultaneously herewith, *It is ordered*, That Order No. G-2 under Revised Maximum Price Regulation No. 122 be. and the same is hereby amended, revised and corrected in the following respects:

1. Section (d) (1) is amended to read as follows:

Description of fuel	Maximum price per ton produced at— Hand loading mines	All other mines
1. *High volatile bituminous coal produced at mines in district No. 10 (Illinois)*		
(A) Southern subdistrict (price groups 1, 2, and 8):		
(1) Lump; egg; all single-screened lump coals and all double-screened egg coals; bottom size larger than 2" (size groups 1, 2, and 3)	-------	*$9.75
(B) Belleville and central subdistricts (price groups 10, 12, 13, and 16 through 23):		
(1) Lump; egg; all single-screened lump coals and all double-screened egg coals, bottom size larger than 2" (size groups 1, 2, and 3)	$8.35	8.05
(2) Lump; egg; stove; all single-screened lump coals, bottom size 2" or less; all double-screened egg and stove coals; top size larger than 1¼" and bottom size larger than ¾" but not exceeding 2" (size groups 4, 5, 6, and 8)	8.10	7.85

2. Section (d) (1) III (A) (2) is amended to read in part as follows:

(2) Nut: (Size Groups 5, 6 and 7).

3. Section (d) (1) III (B) (2) is amended to read in part as follows:

(2) Nut: (Size Groups 5, 6 and 7).

4. Section (d) (1) III (B) (6) is amended to read in part as follows:

(6) Nut: (Size Groups 5, 6 and 7).

5. Section (d) (2) (i) is amended to read as follows:

(i) "Cash" means payment on or before delivery. On sales involving the extension of credit no dealer in the area covered by this order, except in the area lying east of the city limits of Kansas City, Missouri, and north of U: S. Highway 40, which area includes Independence, Sugar Creek, Maywood, Fairmont, Englewood, and Fairland Heights, may charge more than 25¢ per ton in addition to the schedule prices. Dealers in the above excepted area may charge an

amount for the extension of credit not to exceed 5% of the net per ton cash price.

6. Section (d) (5) (ii) is amended by adding Size Group Number "7" to the sizes for "Nut" coals and changing the second paragraph of the description of Size Group Numbers to read as follows:

5, 6, and 7 Nut: all double-screened coals top size larger than 1¼" but not exceeding 3".

7. Section (n) is amended by renumbering the present paragraph numbered (16) to (17) and adding a new paragraph (16) to read as follows:

(16) A *"Hand-loading mine"* is an underground mine in which coal is loaded entirely by hand and without the aid of any mechanical means, such as loading machines or conveyors, inside the mine.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this the 14th day of January 1946.

J. BRYAN MILLER,
Acting Regional Administrator.

[F. R. Doc. 46-5042; Filed, Mar. 26, 1946; 4:33 p. m.]

[Region V Order G-3 Under SO 119]

DAZEY CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to sections 6, 14, and 16 of Revised Supplementary Order 119 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered.

(a) *What this order does.* This Order No. G-3 provides an adjustment in the maximum prices for the sale of houseware specialties manufactured by the Dazey Corporation of St. Louis, Missouri. The maximum prices for sales both by the manufacturer and resellers are adjusted by this order.

(b) *Adjusted maximum prices.* The manufacturer is hereby authorized to increase his base period prices on all houseware specialties which he manufactures by 13%.

(c) *Resellers.* The maximum prices on items manufactured by the Dazey Corporation on sales by any reseller to any class of purchaser shall be the price determined by increasing the maximum price which such reseller had in effect to such purchaser just prior to the issuance of this order by the same percentage amount by which his invoice cost of such item is increased.

(d) *Discounts and allowances.* The manufacturer and all resellers of the items covered by paragraph (b) must maintain the discounts and allowances and terms and conditions of sale which the manufacturer or such reseller had in effect just prior to the issuance of this order.

(e) *Notification.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing, of permitted price increases allowed by this order for sales by resellers. This notification may be given in any convenient form.

(f) *Relation to other orders.* This order supersedes any other order issued by the Office of Price Administration to the extent that it is inconsistent therewith. Nothing in this order shall relieve any seller of the tagging requirements of any other regulation or order.

(g) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 15, 1946.

Issued at Dallas, Texas, this 15th day of March 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-5040; Filed, Mar. 26, 1946; 4:33 p. m.]

[Region V Order G-2 Under RMPR 122, Amdt. 11]

SOLID FUELS IN KANSAS CITY, MO.-KANS., AREA

Pursuant to the Emergency Price Control Act of 1942, as amended, and the authority vested in the Regional Administrator of Region V by § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the opinion issued simultaneously herewith, *It is ordered*, That Order No. G-2 under Revised Maximum Price Regulation No. 122 be, and the same is hereby amended, revised and corrected in the following respects:

Paragraphs (A) and (B) of section (d) (1) II are amended to read as follows:

	Produced at—		
	Underground mines		Strip mines
	Machine cut	Solid shot	
II. *Low volatile bituminous coal produced in district No. 14 (Arkansas and Eastern Oklahoma)*			
(Size groups descriptions will be found in section (d) (5))			
(A) Production group 1: "Arkansas Anthracite" from mines in Pope County and the Spadra Field of Johnson County, Ark.:			
(1) Grate; furnace; egg; (Size groups 6, 7, and 8)	$13.55	.....	$12.95
(2) Small egg; stove; nut; (size groups 9, 10, and 11)	14.05	.....	13.15
(3) Range; chestnut; (size groups 12 and 13)	12.55	.....	12.00
(B) Production groups 2 and 3: From mines in the Paris Basin and the Denning-Coal Hill and Altus fields of Logan, Franklin and Johnson Counties, Ark.:			
(1) Lump; (size groups 3, 3A, 4, and 5) grate; furnace; egg; (size groups 6, 7, and 8)	13.50	.....	11.25
(2) Chestnut (washed); top size 1½", bottom size ¾" or less	10.25	.....	.....
(3) Screenings (washed); ¾" x 0	8.25	.....	.....

Supplementary Order No. 3 issued by the Regional Administrator December 31, 1945, insofar as said Supplementary Order No. 3 affects Order G-2, is hereby revoked.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this 8th day of February 1946.

J. BRYAN MILLER,
Acting Regional Administrator.

[F. R. Doc. 46-5043; Filed, Mar. 26, 1946; 4:33 p. m.]

[San Antonio Order G-1 Under Gen. Order 68]

BUILDING MATERIALS IN BEXAR COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION 1. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Bexar County, Texas.

SEC. 2. *Definition of retail sales.* The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. 3. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. 4. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. 5. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. 6. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective January 24, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at San Antonio, Texas, this 18th day of January 1946.

C. T. GIESEN,
District Director.

APPENDIX A

Maximum prices for sales of specified items of Building Materials when such sales are made in Bexar County, Texas, to Building Contractors or other ultimate users

Name of item	Basic unit	Maximum price f. o. b. plant, yard siding, or store, or delivered in free delivery zone
Plaster, hard wall	Ton	$20.50
Plaster, hard wall	100# bag	1.10
Plaster, gauging	Ton	26.35
Plaster, gauging	100# bag	1.30
Plaster, moulding	Ton	25.00
Keene's cement	Ton	35.00
Keene's cement	100# bag	1.95
Finishing lime	100# bag	.57½
Metal lath, 2.5 pounds, painted diamond, mesh copper bearing.	Sq. yd	.31
Metal lath 3.4 pounds, galvanized.	Sq. yd	.32
Portland cement, standard paper bags.	Bag	.80
Portland cement, standard, cloth bag.	Bag	.85
Masonry Mortar	Sack	.75
Mason's hydrated lime	Bag	.60
Fire brick, 9" straight low temp (Texas).	1,000	83.50
Fire clay	100# bag	1.70
Clay drain tile, 4"	Ft	.10
Clay drain tile, 6"	Ft	.17
Flue lining 9 x 9	Ft	.44
Flue lining 9 x 13	Ft	.58
Flue lining 13 x 13	Ft	.74
Gypsum wallboard, ⅜"	1,000 sq. ft	45.00
Gypsum wallboard, ½"	1,000 sq. ft	50.00
Gypsum sheathing, ½"	1,000 sq. ft	45.00
Common brick, stiff mud	1,000	22.35
Common brick, dry press	1,000	25.00
Common brick, cement	1,000	23.45
Ready-mixed concrete, 1500# minimum (1-3-5).	Cu. yd	6.95
Ready-Mixed concrete, 2500# minimum (1-2-4).	Cu. yd	7.90

1. A delivery charge not to exceed 20¢ per cubic yard per mile may be added to minimum prices hereinabove established for Ready-Mixed concrete. Distances shall be computed from seller's establishment from which delivery is made to the point of delivery.

2. Terms of sale for all of the commodities covered by this Appendix shall be 2% for cash within 10 days from date of sale, net 30 days.

3. *Free delivery zone.* The term "free delivery zone" as used in this order includes all points within the corporate limits of San Antonio, Olmos Park, Terrell Hills and Alamo Heights, Texas, and all points within a five mile radius of the place from which delivery is made.

4. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described of all commodities subject to this order with the exception of Ready-Mixed concrete:

(a) For sellers who were in business during March 1942, the same delivery charge they had in effect during March 1942 for each type and quantity of sale made.

(b) For sellers who were not in business during March 1942, the delivery charge which their most competitive seller, who was in business during March 1942, may make under the provisions of this order.

5. *Additions for the extension of credit.* The following additions to the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

[F. R. Doc. 46-5044; Filed, Mar. 26, 1946; 4:34 p. m.]

[Region VII Order G-28 Under RMPR 251]

PAINTING, DECORATING AND PAPERHANGING SERVICES IN MONTANA

Order No. G-28 under Revised Maximum Price Regulation No. 251. Maximum prices for painting, decorating and paper hanging services in the State of Montana. Docket No. 7-251-9-29.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and the Stabilization Act of 1942, as amended, and by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for painting, decorating and paperhanging services performed by any person, hereinafter called the seller, for any person, hereinafter called the purchaser, in connection with a residential building, structure or construction project at a fixed site in the State of Montana.

(b) *Definitions.* (1) "Person" means any individual, corporation, partnership, association, or any other organized group of persons; its legal successors or representatives; the United States or any other government, or any of its political sub-divisions; or any agency of any of the foregoing; and includes sub-contractors as well as prime contractors.

(2) "Painting, decorating and paperhanging services" means the services and materials required to paint or decorate a building, structure or construction project at a fixed site, or any part, fixture, equipment thereof, or to apply wall paper, decorating, surface finishing or other similar materials to walls, ceilings, or floors thereof, or the application of calcimine, shellac, varnish or any other protective or ornamental coating thereto, together with all preparatory or incidental work such as waxing, oiling, staining, washing and cleaning, or removing existing paint, decoration or paper finishes, or other similar materials from surfaces with liquid, steam, sand blast or any other method, and such other services as are commonly included in the rendering of painting, decorating and paperhanging services, either prior to or after the furnishing of such services.

(3) "Residential building, structure or construction project" means any building, structure or construction project, or part thereof, used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings.

(4) "Maximum labor charge" means the amount charged for labor of a specified type or class for painting, decorating and paperhanging services, made whether at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit, together with overtime applicable in either case.

(5) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942 for the same class of laborers, or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency.

(6) "Journeyman" means any skilled person who renders painting, decorating and paperhanging services.

(7) "Apprentice" means any person, other than a journeyman who, pursuant to an apprenticeship agreement is engaged in learning the trade, and who renders painting, decorating and paperhanging services.

(8) "Helper" means any person other than a journeyman or apprentice who renders painting, decorating and paperhanging services as an assistant or otherwise.

SEC. 2. *Geographical applicability.* This Order No. G-28 applies to all of the State of Montana.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* This order supersedes section 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services covered by this order and any maximum prices heretofore approved by the Regional Administrator of Region VII or by the Helena District Director under section 6 (b) or section 8 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded as of the effective date hereof. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to services covered by this order.

SEC. 4. *Maximum prices.* The maximum prices for services covered by this

order shall be the sum of a maximum labor charge, a charge for the materials used, and such other charges as are permitted by this order. The maximum labor charge shall be the sum of the separate charges determined by multiplying the number of hours of labor performed by journeymen, apprentices, helpers and others in each category by the maximum straight time hourly rate provided for that category in subsection I of this section. The maximum price of the materials used and of other permitted charges are given in subsection II of this section.

I. *Maximum labor.* (1) The maximum labor charges per hour straight time for services covered by this order performed by journeymen, apprentices, helpers and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

TABLE 1

MAXIMUM LABOR CHARGE PER HOUR STRAIGHT TIME

Column A	Column B
Labor cost per hour	*Maximum labor charge per hour straight time*
$1.00 or less	(1)
$1.01 to $1.04	$1.65
$1.05 to $1.09	$1.70
$1.10 to $1.14	$1.80
$1.15 to $1.19	$1.90
$1.20 to $1.24	$1.95
$1.25 to $1.29	$2.05
$1.30 to $1.34	$2.10
$1.35 to $1.39	$2.20
$1.40 to $1.44	$2.25
$1.45 to $1.49	$2.35
$1.50 to $1.54	$2.45
$1.55 to $1.59	$2.50
$1.60 to $1.64	$2.60
$1.65 to $1.69	$2.70
$1.70 to $1.74	$2.75
$1.75 to $1.79	$2.85
$1.80 to $1.84	$2.90
$1.85 to $1.89	$3.00
$1.90 to $1.94	$3.05
$1.95 to $1.99	$3.15
$2.00 or more	(1)

[1] 160% of actual labor cost.

(a) *Measurement of hours.* The number of hours which may be charged against any job covered by this order shall be counted from the time the workman leaves the seller's shop or the previous job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. The time in transit to or from the job may be charged only once per day. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 8 of this order.

(b) *Overtime.* When work is performed at the purchaser's request between the hours of 4:30 p. m. or 5:00 p. m., whichever is the customary quitting time, and 8:00 a. m. on Monday to Friday, both inclusive, or on Saturdays, Sundays, New Year's Day, Fourth of July, Thanksgiving Day or Christmas Day, or any other legal holiday, the maximum labor charge per hour for work during such hours shall be 150% of the maximum straight time hourly rate authorized in this order.

(c) *Minimum charges.* If a job covered by this order requires less than one man hour the maximum labor charge shall be for one man hour.

(d) *Self-employed painter, decorator or paperhanger.* A self-employed painter, decorator or paperhanger who himself performs services covered by this order, either alone or with his employees shall charge for his services not more than the hourly rate charged by him as of the date of this order but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed.

II. *Maximum prices of materials and other permitted charges.*—(1) *Maximum prices of materials.* The maximum prices which may be charged by a seller of materials used shall not be more than the maximum prices provided by the appropriate maximum price regulation for sales of such materials at retail by established paint, decorating and paperhanging supply firms nearest his place of business, based on the manufacturers' published retail price lists. If the materials being sold are marked by a manufacturer's label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials under this order shall not exceed the price marked on the label.

(2) *Sub-contracted work.* Where services covered by this order are subcontracted by a seller under this order, the maximum charge to the purchaser shall not exceed the maximum price which the seller might lawfully have charged under this order if he had performed the services.

(3) *Special equipment.* If, during March 1942, the seller made an extra charge for the use of special equipment, such as spraying machines, steaming machines for removing wallpaper, special types of scaffolding or floor sanding machines, but not including standard equipment such as brushes, ladders and other ordinary equipment, his maximum price per hour for such use after the effective date of this order shall not be in excess of the highest price per hour he charged therefor during March 1942. If the seller acquired such special equipment after March 1942, but prior to the effective date of this order, and thereafter established maximum prices per hour for such uses under the applicable maximum price regulation, he may continue to charge such established price. In either case, the seller must have records available to substantiate the charging of such price and such price must be filed with the District Office of the Office of Price Administration pursuant to section 9 of this order. If a seller commences the use of special equipment after the effective date of this order he shall establish his maximum hourly price therefor under the applicable maximum price regulation and file such price with the District Office within ten days.

(4) *Extra charge for use of paint brushes.* If a job, covered by this order, requires the use of paint brushes, the seller may make an extra charge therefor of not to exceed 5¢ per man hour of time consumed on the particular job.

(5) *Out of town travel expenses.* The seller who furnishes men on an out-of-town job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expenses at not to exceed 5¢ per mile for travel beyond five miles from the city limits, and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(6) *Transportation.* If a seller uses his truck to transport materials, equipment and men to and from a job a distance of more than five miles beyond the city limits, he may charge not more than 5¢ per mile to and from the job for travel beyond that distance and similarly if other means of transportation are used.

SEC. 5. *Guaranteed price.* A seller may sell a job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 6. *Related and incidental construction work and materials.* If on any job covered by this order any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work and materials shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 7. *Notification*—(a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement and keep a copy thereof at his principal place of business, showing the following:

(1) The names and addresses of the seller and purchaser.
(2) The location of the job.
(3) The date the job was completed.
(4) The description of the work performed and the total charged for the job, including both services and materials used, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) *Furnishing of further statements upon request.* If requested by purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for services covered by this order for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the materials used and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statement so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 8. *Records.* Each seller must keep and retain, at his principal place of business, records concerning each sale covered by this order showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The time the job was commenced and completed.
(5) A description of the services performed and materials used, and the quantities and prices of each.
(6) The hours worked and labor charges by types and classes of labor.
(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 9. *Filing and reporting of maximum prices.* (a) Each seller subject to this order shall; within 30 days after the effective day of this order, or within 10 days after any increase in labor costs is put into effect, or in the case of new sellers within 10 days after first entering business, file with the Helena District Office of the Office of Price Administration the following information:

(1) The "maximum labor charge" as that term is defined in section 1 (b) (4) of this order, in terms of the straight time hourly rate to be charged the purchaser for services covered by this order for each class of workmen employed by him.
(2) The "labor cost" as that term is defined in section 1 (b) (5) of this order, in terms of the authorized straight time hourly rate paid each class of workmen by the seller.
(3) A statement that the prices charged by the seller for the materials used will not exceed the maximum prices provided by the appropriate maximum price regulations for retail sales of such materials by established paint, decorating, and paperhanging supply firms nearest his place of business, based on the manufacturer's published retail price lists; and a statement that the maximum charge to the purchaser for services sub-contracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.
(4) A description and list of all special equipment, and the maximum hourly charges therefor, which were in effect in March 1942, or which were thereafter established pursuant to the applicable maximum price regulation.
(5) The hourly rate charged by self-employed painters, decorators or paperhangers as of the effective date of this order, pursuant to section 4 I (1) (d) of this order, or in the case of a new self-employed painter, decorator or paperhanger, the proposed hourly rate to be charged but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman in the local area where the services are being performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove or revise any maximum price proposed so as to make it in line with the level of maximum prices under this order. If the District Director fails to act within 20 days from the time of the filing, the proposed prices shall be deemed to be in effect.

SEC. 10. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell services or materials used, or both, covered by this order at prices higher than the maximum prices established by this order.

SEC. 11. *Evasions.* Any practice, scheme or device which results in a higher price to the purchaser of services covered by this order or materials used than is permitted by this order, shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided in the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any services covered by this order or materials used secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of the services covered by this order nor shall the seller lower the quality of the materials used below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of services covered by this order or materials used.

SEC. 12. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 13. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This order No. G-28 shall become effective March 1, 1946.

Issued this 18th day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-5038; Filed, Mar. 26, 1946; 4:31 p. m.]

[Portland Order G-28 Under 18 (c)]

CERTAIN FIREWOOD IN JOHN DAY-CANYON CITY, OREG., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Office of Price Administration by § 1499.18 (c), as amended, of the General Maximum Price Regulation, General Order No. 32 and Order of Delegation No. 75, issued by the Regional Administrator of Region VIII; *It is hereby ordered,* That:

(a) The maximum prices as established by sections 2 and 3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation, or by any supplementary regulation thereto, for the sale and delivery of the types of firewood specified below in the John Day-Canyon City area in the state of Oregon are hereby adjusted so that the maximum prices therefor shall be:

Type of firewood	Maximum price per cord delivered to premises of buyer	
	16"	4'
Dead pine forest wood	$12.00	$10.50

(b) This Order No. G-28 supersedes until June 1, 1946, only Order No. G-4 under § 1499.18 (c) of the General Maximum Price Regulation; "Adjusted Maximum Prices for Certain Firewood in the John Day-Canyon City, Oregon, Area" issued on July 3, 1944, by the District Director of the Portland District Office of the Office of Price Administration. Such order will again cover the firewood prices in the area after May 31, 1946.

(c) *Definitions:* (1) The John Day-Canyon City area as herein used means that portion of Grant County, Oregon, which is within the city limits of the cities of John Day and Canyon City or within a fifteen mile radius of said city limits.

(d) This order shall become effective March 12, 1946, and shall expire May 31, 1946.

(e) No seller shall evade any of the provisions of this Order No. G-28 by changing the customary allowances, discounts, or other price differentials unless such change results in a lower price.

(f) *Invoices and records.* Every person making a sale of firewood for which a maximum price is set by this order shall give the purchaser or his agent at the time of the sale an invoice or other memorandum of sale, which shall show:

(1) The date of sale.
(2) The name and address of the buyer and seller.
(3) The quantity of firewood sold.
(4) Description of firewood sold, in the same manner as it is described in this order.

(This shall include the kind of wood, i. e., hard, soft, or mixed, and length of pieces of wood.)

(5) Place of sale. (If the price is dependent on place of delivery, then the place of delivery shall be stated.)

(6) The total price of wood, on the invoice or memorandum, a separate statement shall be made of any discounts and of each service rendered such as delivery, carrying, and stacking and the charge made for each such service.

The seller shall keep an exact copy of such invoice or memorandum for a period of two years and such copy shall be available for inspection by the Office of Price Administration.

NOTE: The record-keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(g) This order may be revoked, amended, or corrected at any time.

Issued this 12th day of March 1946.

LEWIS J. BRONOUGH,
Acting District Director.

[F. R. Doc. 46-5041; Filed, Mar. 26, 1946; 4:33 p. m.]

[Wichita Order G-1 Under Gen. Order 68]

BUILDING MATERIALS IN WICHITA, KANS., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the area comprised within the City of Wichita, Kansas and a zone about the city extending two miles beyond the city limits.

SEC. II. *Definition of retail sales.* The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job-site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by

(i) Making a charge for delivery of building material items delivered within the free delivery zone hereinafter defined;

(ii) Making a charge for delivery outside the free delivery zone in excess of that permitted by this order;

(iii) Making a charge higher than this order authorizes for the extension of credit;

(iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(v) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Wichita District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Wichita District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective January 28, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Wichita, Kansas, this 22d day of January 1946.

H. O. DAVIS,
District Director.

APPENDIX A

MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN SPECIFIED BUILDING MATERIALS IN WICHITA, KANSAS AREA

Description of commodity	Basic unit	Maximum prices f. o. b. plant, store or yard, or delivered within seller's free delivery zone
Cement:		
Portland gray cement	100# paper bag	$0.75
	100# cloth bag	.85
White portland cement.	100# paper bag	2.50
White portland cement-waterproof.	Paper bag	2.70
Hi-Early strength	100# paper bag	1.60
	100# paper bag	.65
Mason's	100# paper bag	1.75
Keene's		
Lime:		
Lump	180# bbl. (wooden)	2.85
Hydrated	50# bag (paper)	.60
	10# bag (paper)	.25
Finish	180# bbl. (wood)	3.25
	50# bag (paper)	.75
Plaster:		
Wall	100# bag (paper)	1.00
Gauging	100# bag (paper)	1.40
Moulding	100# bag (paper)	1.50
Wood fibre	100# bag (paper)	1.60
	10# bag (paper)	.20
pe lining:		
4½ x 8½	Per linear foot	.20
8½ x 8½	Per linear foot	.32
4½ x 13	Per linear foot	.30
8½ x 13	Per linear foot	.35
13 x 13	Per linear foot	.60
8½ x 17½	Per linear foot	.60
13 x 17½	Per linear foot	.84
17½ x 17½	Per linear foot	1.01
Wall coping:		
9"	Per linear foot	.25
13"	Per linear foot	.35
18"	Per linear foot	.50
Sewer pipe:		
4"	Per foot	.22
6"	Per foot	.30
8"	Per foot	.40
10"	Per foot	.50
12"	Per foot	.60
15"	Per foot	.75
18"	Per foot	.90
21"	Per foot	2.10
24"	Per foot	3.00
Drain tile:		
4"	Per foot	.10
6"	Per foot	.14
8"	Per foot	.20
Sewer pipe connections:		
4" ells	Each	.30
4" T	Each	.30
4" Y	Each	.30
4" traps	Each	2.00
6" ells	Each	1.00
6" T	Each	1.00
6" Y	Each	1.00
6" traps	Each	3.00
8" ells	Each	2.00
8" T	Each	2.00
8" Y	Each	2.00
8" traps	Each	5.00
10" ells	Each	3.00
10" T	Each	3.00
10" Y	Each	3.00
10" traps	Each	8.00
12" ells	Each	4.00
12" Y	Each	4.00
12" traps	Each	10.00

APPENDIX A—Continued

MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN SPECIFIED BUILDING MATERIALS IN WICHITA, KANSAS AREA

Description of commodity	Basic unit	Maximum prices f. o. b. plant, store or yard, or delivered within seller's free delivery zone
Brick:		
Common	Per M or more	$22.50
	Each (small lots)	.02½
Fire	Per M or more	79.50
	Each (small lots)	.09
Fire clay:		
100#	100# bag	1.05
	Per lb. (small lots)	.01½
Concrete blocks (sand):		
8 x 8 x 16	Per M	120.00
8 x 8 x 12	Per M	100.00
8 x 8 x 8	Per M	65.00
8 x 8 x 4	Per M	45.00
Reinforcing rods:		
¾" deformed	100 ft	3.00
½"	100 ft	4.00
⅝"	100 ft	5.00
Metal lath, painted:		
Diamond mesh 2.2	Sq. yd	.28
Diamond mesh 2.5	Sq. yd	.30
Diamond mesh 3.0	Sq. yd	.32
Diamond mesh 3.4	Sq. yd	.33
Galv. diamond mesh 2.5.	Sq. yd	.34
Galv. diamond mesh 3.4.	Sq. yd	.38
Corner bead:		
Smooth	Lin. ft	.03½
Expanded	Lin. ft	.05
Gypsum board:		
⅜"	M sq. ft	35.00
½"	M sq. ft	37.50
⅝"	M sq. ft	48.00
¾"	M sq. ft	50.00
¾" grained	M sq. ft	70.00
Liner board	Per M	33.00
Rock lath ⅜"	Per M	28.00
Triple seal ½"	Per M	44.50
Roof units 1"	Each	.10
Roof units 1½"	Each	.15
Roof units 2"	Each	.18½
Gypsum board partitions:		
3 x 12 x 30	Sq. ft	.10
4 x 12 x 30	Sq. ft	.12
Siding—rigid ash. shg.:		
Standard white	Per sq	8.80
Standard gray	Per sq	8.60
Glazed white	Per sq	11.00
Glazed gray	Per sq	10.50
Asphalt roll brick siding:		
105#	Per roll	4.50
Soldier course-105#	Per roll	4.50
Asphalt roll roofing:		
Smooth surface, first grade:		
35#	Per roll	1.75
45#	Per roll	2.10
55#	Per roll	2.25
65#	Per roll	2.85
Smooth surface, second grade:		
35#	Per roll	1.55
45#	Per roll	1.85
55#	Per roll	2.00
Mineral surfaced:		
75#	Per roll	2.60
80#	Per roll	2.75
105#	Per roll	3.50
Diamond point:		
105#	Per roll	3.50
Hex and staggered edge:		
105#	Per roll	3.50
Asphalt shingles:		
Hexagon:		
167#	Per sq	5.25
185#	Per sq	6.50
210#	Per sq	6.75
Thick butt:		
210#	Per sq	6.75
Asphalt and tarred felts:		
432 sq. ft.—15 lb	Per roll	2.50
216 sq. ft.—30 lb	Per roll	2.50
Slaters felt:		
30 lb.—500 sq. ft	Per roll	1.50
Felts and paper:		
Red rosin:		
20 lb	Per roll	1.00
30 lb	Per roll	1.50
Threaded felt, 250 sq. ft.	Per roll	1.50
Deadening felt, 50 sq. yd.	Per roll	4.00
Blue plasterboard, 250 sq. ft.	Per roll	1.70

APPENDIX A—Continued

MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN SPECIFIED BUILDING MATERIALS IN WICHITA, KANSAS AREA

Description of commodity	Basic unit	Maximum prices f. o. b. plant, store or yard, or delivered within seller's free delivery zone
Insulation:		
Mineral wool, loose	Per bag 40#—30 sq. ft.	$1.25
Batts, full thickness	Sq. ft	.07½
Batts, roll blanket 1"	Sq. ft	.05½
Batts, roll blanket 2"	Sq. ft	.06¾
Wall boards:		
Upson	Per M ft	50.00
Atlas	Per M ft	40.00
Utility	Per M ft	42.00
Hardboard:		
Standard ⅛"	Per M ft	80.00
Standard ¼"	Per M ft	100.00
Tempered ¼"	Per M ft	100.00
Tempered 5/16"	Per M ft	120.00
Tempered ⅜"	Per M ft	160.00
Insulation board:		
½"	Per M ft	42.00
⅝"	Per M ft	60.00
1"	Per M ft	82.50
Sheathing 25/32"	Per M ft	75.00
Insulation tile:		
½" 16 x 32, 24 x 48	Per M ft	70.00
½", other sizes	Per M ft	77.50
Plank, ½", 8, 10, 12, 16".	Per M ft	75.00
Corrugated iron:		
28 gauge up to 10 ft	Per sq	7.00
28 gauge over 10 ft	Per sq	7.10
Roll flashing—29g:		
4"	Per lin. ft	.03½
5"	Per lin. ft	.04
6"	Per lin. ft	.05
7"	Per lin. ft	.05½
8"	Per lin. ft	.06
10"	Per lin. ft	.07
14"	Per lin. ft	.10
16"	Per lin. ft	.12
20"	Per lin. ft	.15
Formed valley—29g:		
14"	Per lin. ft	.14
20"	Per lin. ft	.20

Prices hereinabove listed are net prices for any type of sale whether f.o.b. siding, plant, store or delivered within the free delivery zone, which each seller subject to this order had in effect in March 1942 with reference to any of the commodities for which prices are listed.

1. *Additions for delivery outside seller's free delivery zone.* Any seller, who was in business during March 1942 and who makes delivered sales subject to this order outside the free delivery zone which he had in effect during March of 1942, may add to the prices listed above for deliveries outside his free delivery zone the same charge for the same type and quantity of sale which he had in effect during March 1942.

2. Sellers, who were not in business during March 1942, must take as their free delivery zone the same free delivery zone which their most closely competitive seller who was in business during March 1942 is required to observe under the provisions of this order. Such sellers may make the same additions for deliveries outside their free delivery zone which their most closely competitive seller is permitted to add under the provisions of this order.

3. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

4. *Additions for state sales tax.* All sellers subject to this order may add to the prices listed in this Appendix A the sales tax required to be collected by the laws of the State of Kansas, provided the amount collected shall be separately stated on the seller's invoice or sales slip.

[F. R. Doc. 46-5046; Filed, Mar. 26, 1946; 4:34 p. m.]

[Wichita Order G-1 Under SO 94]

SPECIFIED SURPLUS WAR COMMODITIES IN KANSAS

Pursuant to the provisions of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and section 11 of Supplementary Order No. 94, as amended, and for the reasons set forth in the accompanying opinion, this Order No. G-1 is issued.

(a) *What this order does.* This Order No. G-1 establishes maximum resale prices at retail for the items of used materials set forth in paragraph (b) hereafter, f. o. b. the place of sale.

(b) *Maximum resale prices.* The maximum resale prices for the used items covered by this order, when sold at retail in Class I condition, shall be as follows:

	Maximum retail price per unit
(1) Outside Door, 1⅜" stock, panel and glass, 2'8" x 6'8":	
Door	$4.52
Frame	3.59
(If unglazed, deduct 50 cents per unit.)	
(2) Inside door, 1⅜" stock:	
2'8" x 6'8": 5 cross panel	2.71
2'6" x 6'8": 5 cross panel	3.00
2'0" x 6'8": 5 cross panel	2.77
2'6" x 6'8": 2 panel	3.13
2'0" x 6'8": 2 panel	2.87
(If unglazed, deduct 50 cents per light.)	
(3) Screen door: 2'8" x 6'8"	1.85
(4) Windows, glazed, 1⅜", check rail:	

	16" x 20"	16" x 18"	30" x 20"	Prices per unit 30" x 24"	36" x 24"
2 light	$1.33	$1.42	$2.11	$2.07	$2.87
Frame	1.76	1.77	2.09	2.16	2.32
Screen	.90	.84	1.10	1.05	1.41
Twin:					
2 light				4.13	
Frame				4.33	
Screen				2.10	

(If unglazed, deduct 50 cents per unit.)

(5) Kitchen cabinet door, 16" x 30" x ⅝" plywood	$1.30
(6) Medicine cabinet door with mirror wood door, 21¾" x 15¾" x 3½", mirror, 13" x 19"	2.39
(7) Kitchen cabinets, rights and lefts, ¾" pine, 5'8" x 2'6" x 11½"	10.40
(8) Redwood downspouts, 20' lengths	3.15

On all items in class II condition, the maximum retail selling price, f. o. b. the point of sale, shall be 50 percent of the maximum retail price per unit set forth above.

(c) *Classification as to condition.* When offered for sale at retail, all items covered by this order shall be classified as to condition by the reseller at retail. The items may be included in Class I only if they meet these requirements: (1) No part is missing which is necessary to make the item fully useful; (2) The item is in good working condition, can be used by the consumer for the purpose intended without further repair, and the item is clean and its appearance is good.

Class II includes all items which do not meet the requirements of Class I.

(d) *Area covered.* This Order No. G-1 covers sales of the items named herein within the State of Kansas, excepting the Counties of Wyandotte, Leavenworth and Johnson.

(e) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(f) *Right to revoke or amend.* This order may be revoked, modified or amended at any time by the Price Administrator, the Regional Administrator or the District Director of the Office of Price Administration.

(g) *Enforcement.* Persons violating any provision of this Order No. G-1 are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

This order shall become effective on January 21, 1946.

Issued at Wichita, Kansas, this fourteenth day of January 1946.

H. O. DAVIS,
District Director.

[F. R. Doc. 46-5045; Filed, Mar. 26, 1946; 4:34 p. m.]

[Region III Order G-4 Under SO 142]

HART MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142, and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order G-4 provides for an adjustment of the maximum prices for the sale of certain die stocks and dies, and screw plates manufactured by The Hart Manufacturing Company of Cleveland, Ohio (hereinafter referred to as the manufacturer) to users, non-stocking dealers and other dealers. The order also provides a basis for the adjustment of the manufacturers maximum prices for export sales of the subject items, and further provides for the adjustment of the maximum prices of resellers of such items.

(b) *Adjusted maximum prices.* The manufacturer is hereby granted the following adjusted maximum prices which are determined by adjusting its current list prices for the items hereinafter specified in accordance with the schedule below:

Items and Adjusted Schedule of Maximum Prices Based on Current List Price

Duplex die stocks and parts:
- Users—Current list price plus 21%.
- Non-stocking dealers—Current list price plus 3%.
- Other dealers—Current list price less 10%.

Buckeye die stocks and parts:
- Users—Current list price.
- Non-stocking dealers—Current list price less 8%.
- Other dealers—Current list price less 19%.

Duplex machinists die stock:
- Sets and parts:
  - Users—Current list price plus 12½%.
  - Non-stocking dealers—Current list price.
  - Other dealers—Current list price less 10%.

(c) *Resellers.* The maximum price for the items covered by paragraph (b) above on sales by any reseller to any class of purchaser shall be the price determined by increasing the maximum price which he had in effect to such purchaser, just prior to the issuance of this order, by the same percentage amount by which his invoiced cost of such item is increased. Accordingly, a reseller who customarily sold on the basis of the manufacturer's list price may continue to sell on the basis of the manufacturer's list price as adjusted pursuant to this order.

(d) *Export sales.* The maximum export prices of the items listed in paragraph (b) shall be the adjusted maximum (domestic) prices plus any premium allowed under the provisions of Second Revised Maximum Export Price Regulation.

(e) *Notice.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of permitted price increases allowed by this order for sales by reseller. This notice may be given in any convenient form.

(f) *Modification and amendment.* This order may be revoked, amended, or corrected at any time.

This order shall become effective January 31, 1946.

Issued January 31, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-5034; Filed, Mar. 26, 1946; 4:30 p. m.]

[Region V Order G-2 Under SO 119]

ATLAS METAL WORKS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to sections 6, 13, 14 and 16 of Supplementary Order 119 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-2 provides an adjustment in the maximum prices for the sale of non-coin operated soft drink coolers and extra equipment manufactured by the Atlas Metal Works, 1201 Eagle Ford Road, Dallas 8, Texas. The maximum prices for sales both by the manufacturer and resellers are adjusted by this order.

(b) *Adjusted maximum prices.* The manufacturer is hereby authorized to increase his October 1, 1941 prices of non-coin operated soft drink coolers and extra equipment as listed in exhibits attached to its application for adjustment, for sales to all classes of purchasers, by 15.27%.

(c) *Resellers.* The maximum prices for the items covered by paragraph (b) above on sales by any reseller to any class of purchaser shall be his maximum price to each purchaser in effect on the effective date of this order, plus the actual dollars-and-cents increase in his acquisition cost resulting from the increase granted the manufacturer under paragraph (b) above.

(d) *Discounts and allowances.* The manufacturer and all resellers of the items covered by paragraph (b) must maintain the discounts and allowances and terms or conditions of sale which the manufacturer or such reseller had in effect on the effective date of this order.

(e) *Notification.* At the time of or prior to the first invoice to each purchaser other than an ultimate user, the manufacturer shall notify the purchaser, in writing, of the price increase allowed by this order for sales by resellers. This notice may be given in any convenient form.

(f) *Relation to other orders.* This order supersedes any other order issued by the Office of Price Administration to the extent that it is inconsistent therewith. Nothing in this order shall relieve any seller of the tagging requirements of any other regulation or order.

(g) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 15, 1946.

Issued at Dallas, Texas, this 15th day of March 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-5039; Filed, Mar. 26, 1946; 4:32 p. m.]

[Region I Order G-2 Under Gen. Order 68]

HARD BUILDING MATERIALS IN MASSACHUSETTS

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, as amended, it is ordered:

SECTION 1. *What this order covers.* This order covers all "retail sales" of the hard building materials listed in the Appendices (hereinafter set forth and made part hereof) by any seller in the Commonwealth of Massachusetts except Dukes and Nantucket Counties. For the purposes of this order a "retail sale" means a sale to an ultimate user, or a sale to a purchaser for resale on an installed basis.

SEC. 2. *Maximum prices, discounts and allowances, etc.* (a) The prices for the hard building materials set forth in the price table or tables of each appendix shall be the maximum prices for "retail sales" of such materials made in the area covered by that appendix.

(b) Maximum prices established by this order shall be reduced by 2% whenever cash payment is made to the seller within 10 days of the date of invoice. In addition to the 2% discount required in the preceding sentence, the seller shall continue to grant such further discounts, allowances, differentials, and terms as were in effect for such seller during March, 1942.

(c) Maximum prices established by this order may be modified for sales by "mail order" firms in the manner provided for in subparagraph (f) of General Order 68, as amended.

SEC. 3. *Delivery.* The maximum prices fixed in the appendices of this order include free delivery by the seller within the radius specified in each appendix. However, where a seller's free delivery zone during March, 1942, extended a greater distance than specified in the applicable appendix, he shall continue to maintain his March, 1942 free delivery zone. Transportation charges may be added for deliveries beyond the free delivery radius or zone, as the case may be, at the rates, or computed by the methods, customarily charged or used by the seller during March, 1942. In case of an isolated sale of a small quantity of an item listed in an appendix, the seller may maintain his customary delivery practices relating to such sales which he used in March, 1942.

SEC. 4. *Posting of maximum prices.* Every seller making sales covered by this order shall post in his customary place of business, in a manner plainly visible to all purchasers, a copy of the appendix applicable to the area in which that place of business is located. The term "customary place of business" means the location where the materials are generally stored and available for delivery.

SEC. 5. *New sellers.* In addition to the requirements for delivery as set forth in section 3 and in addition to the requirement to grant the 2% discount provided for in section 2 (b), a seller who was not engaged in the retail sale of hard building materials during March, 1942, must (a) grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class, (b) use the same delivery practices, delivery rates and methods of computing such rates as were in effect for such competitor during that period.

SEC. 6. *Sales slips and records.* (a) For any sale of $50.00 or more, each seller (regardless of previous custom) must keep records so long as the Emergency Price Control Act of 1942, as amended, remains in effect, showing the following:

1. Name and address of buyer;
2. Date of transaction;
3. Place of delivery;
4. Complete description of each item sold and price charged.

(b) Every seller covered by this order shall give to the purchaser a sales slip, receipt or other evidence of purchase showing the name and address of the seller, the date of purchase, a description, quantity and the price of each item sold; the said description to be in detail sufficient to determine whether the price charged has been properly computed under this order. However, in the case of sales amounting to less than a total of $5.00 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare the sales slips, receipts, or other evidence of purchase, hereinbefore described, in duplicate, and he must keep a duplicate copy for at least one year after delivery.

(c) Records or other satisfactory evidence of each seller's delivery practices, delivery rates, methods of computing such rates, further discounts, allowances, differentials and terms as were in effect during March 1942 for each seller shall be kept and made available for inspection by representatives of the Office of Price Administration. A new seller shall obtain such records or other satisfactory evidence from his most closely competitive seller of the same class and shall also keep them and make them available for inspection by representatives of the Office of Price Administration. If a new seller is unable to ascertain or obtain from his most closely competitive seller such records or evidence, he may apply to his nearest Price Control Board or to the Regional Office of Price Administration, 55 Tremont Street, Boston, Massachusetts, for assistance to obtain the required information.

SEC. 7. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices or pricing methods previously fixed by any other order or regulation issued by the Office of Price Administration. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 8. *Evasion.* The price limitations of this order shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any commodities covered by this regulation or by way of commissions, services, transportation, or other charges, or by tying agreement or other trade understanding, or by making the terms and conditions of the sale more onerous to buyers than they were in March, 1942.

SEC. 9. *Enforcement.* Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocation of licenses provided by the Emergency Price Control Act of 1942 as amended.

SEC. 10. *Amendment.* This order may be modified, amended, revised or revoked at any time by the Office of Price Administration.

This order shall become effective March 30, 1946.

Issued this 15th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

Approved:

C. L. FOOTE,
Regional Price Executive.

APPENDIX A—METROPOLITAN BOSTON AREA MAXIMUM PRICES

1. Metropolitan Boston area includes:

Boston, Arlington, Lexington, Belmont, Braintree, Brookline, Cambridge, Canton, Chelsea, Dedham, Everett, Lynn, Malden, Medford, Melrose, Milton, Needham, Newton, Norwood, Quincy, Randolph, Revere, Saugus, Somerville, Stoneham, Wakefield, Waltham, Watertown, Wellesley, Westwood, Weymouth, Winchester, Woburn, Winthrop.

2. Free delivery must be made within a radius of 10 miles of seller's customary place of business except as otherwise provided. (See sections 3 and 6 (c).)

3. A discount of 2% for payment within 10 days must be granted. A seller's March, 1942 further discounts, allowances, differentials, and terms must be maintained. (See section 2 (b) and section 6 (c).)

4. *New sellers.* In addition to the requirements in paragraphs 2 and 3 above, a new seller must grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class. He shall also use the same delivery practices, rates, and methods of computing rates in effect for such competitor during that period. (See sections 5 and 6 (c).)

5. *Table I, maximum prices (includes delivery).*

Item No.	Description of commodity	Unit	Large quantity sales, $200 and over at one time	Small quantity sales, under $200 at one time
1	Plaster, hardwall	(100 lb. bag	$0.85	$0.90
		(Ton	17.00	
2	Plaster, gaging	100 lb. bag	1.35	1.40
3	Plaster, moulding	100 lb. bag	1.35	1.40
4	Plaster, bonding	100 lb. bag	1.10	1.15
5	Keene's cement	100 lb. bag	2.30	2.40
		(50 lb. bag	.60	.65
6	Finishing lime, Western	(Ton	21.00	
			24.00	25.00
7	Gypsum lath, ⅜"	1,000 sq. ft		
	Metal lath:			
8	2.5 lb. painted diamond mesh	Sq. yd	.23	.24
9	3.4 lb. painted diamond mesh	Sq. yd	.25	.26
10	3.4 lb. galvanized	Sq. yd	.27	.28
11	2.75 lb. flat rib painted	Sq. yd	.25	.26
12	Corner, bead, standard	Linear foot	.03	.035
13	Portland cement (paper bag)	94 lb. bag	.85	.90
14	Masonry mortar (paper bag)	Cu. ft. bag	.80	.85
15	Mason's hydrated lime	50 lb. bag	.55	.60
16	Gypsum block-partitions 3" hollow	Linear foot	.09	.095
17	Fire clay	100 lb. bag	1.40	1.45
18	Gypsum wallboard, ⅜"	1,000 sq. ft	40.00	45.00
19	Gypsum sheathing, ½"	1,000 sq. ft	35.00	40.00
20	Asphalt roofing, 90 lb. 36" 108 sq. ft. mineral surface.	Roll	2.50	2.75
21	Asphalt or tarred felt 15 lb. 432 sq. ft. per roll	....do	2.40	2.50
22	Asphalt or tarred felt 30 lb. 216 sq. ft. per roll	....do	2.40	2.50
23	Asphalt shingles (3 in line) 210 lbs. thick butt	Square	5.50	5.75
	Fiber insulation board:		45.00	50.00
24	½" standard lath and board	1,000 sq. ft	60.00	65.00
25	²⁵/₃₂" asphalt sheathing	....do		
	Standard density synthetic fiber board:			
26	⅝₁₆" (4 x 8)	Sq. ft	.085	.09
27	¼" tempered (standard size)	....do	.09	.095
28	Thermal insulation-Mineral wool blankets (paper backed) thick.	1,000 sq. ft	60.00	65.00
29	Thermal insulation-Mineral wool batts (paper backed) 2" thick.	....do	47.00	52.00
30	Thermal insulation-Mineral wool batts (paper backed) full thick.	....do	60.00	65.00
31	Thermal insulation loose in bags (plain)	Lb	.025	.03
32	Thermal insulation loose in bags (granulated wool for building insulation).	....do	.04	.045

6. *Table II, maximum prices* (f. o. b. pit or yard):

Item No.	Description of commodity	Unit	Maximum price pit or yard
1	Crushed stone, 2"	Ton	$1.55
2	Crushed stone, 1"	....do	1.50
3	Crushed stone, ½"	....do	2.50
4	Concrete block, 8 x 8 x 16, cinder	Per block	.19
5	Concrete block, 8 x 8 x 16, sand	....do	.17

Appendix B—Central Massachusetts Area Maximum Prices

1. Central Massachusetts area includes:

(a) Worcester County, and

(b) The following cities and towns in Middlesex County: Ashby, Townsend, Pepperell, Shirley, Groton, Ayer, Littleton, Boxborough, Acton, Stow, Holliston, Maynard, Hudson, Marlborough, Sudbury, Wayland, Framingham, Natick, Ashland, Sherborn and Hopkinton.

2. Delivery practices and rates in effect for a seller during March 1942 must be maintained. (See sections 3 and 6 (c).)

3. A discount of 2% for payment within 10 days must be granted. A seller's March, 1942 further discounts, allowances, differentials, and terms must be maintained. (See section 2 (b) and section 6 (c).)

4. *New sellers.* In addition to the requirements in paragraphs 2 and 3 above, a new seller must grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class. He shall also use the same delivery practices, rates, and methods of computing rates in effect for such competitor during that period. (See sections 5 and 6 (c).)

5. *Table I, maximum prices* (f. o. b. yard, except as may be modified by paragraph 2 above):

Item No.	Description of commodity	Unit	Maximum prices per unit
	Plaster:		
1	Hardwall	Bag (100 lb.)	$0.95
2	Gaging	Bag (100 lb.)	1.46
3	Moulding	Bag (100 lb.)	1.46
4	Bonding	Bag (100 lb.)	1.37
5	Keene's cement	Bag (50 lb.)	2.35
6	Finishing lime		.58
7	Gypsum lath ⅜"	1,000 sq. ft	25.50
	Metal lath:		
8	2.5 lb. painted diamond mesh	Sq. yd	.27
9	3.4 lb. painted diamond mesh	Sq. yd	.30
10	2.75 lb. flat rib painted	Sq. yd	.35
11	3.4 lb. ¾" high rib painted	Sq. yd	.04
12	Corner bead, standard	Lineal ft	.05
13	Corner bead, expanded	Lineal ft	.085
14	Portland cement	94 lb. bag	.80
15	Masonry mortar	65 and 70 lb. bag	.86
16	Mason's hydrated lime	50 lb. bag	.45
17	Gypsum block-partitions 3" hollow	Sq. ft	.10
18	Fire clay	Bag (100 lb.)	1.60
19	Gypsum wall board ⅜"	1,000 sq. ft	40.00
20	90 lb. mineral surface, asphalt roofing	Roll	2.78
21	Asphalt or tarred felt:		
	15 lb. 432 sq. ft. per roll	....do	2.50
	30 lb. 216 sq. ft. per roll	....do	2.50
22	Asphalt shingles (3 in line) 210 lbs. thick butt	Square	5.85
23	Asphalt shingles (3 in line) 210 lbs. thick butt	1,000 sq. ft	48.00
24	Fibre insulation board, ½" standard lath and board		
	Thermal insulation:		
25	Mineral wool blankets (paper backed) thick 3½"-4"	1,000 sq ft	59.00
26	Mineral wool batts (paper backed) full thick	1,000 sq. ft	60.00
27	Mineral wool loose in bags (plain)	40 lb. bag	1.25
28	Mineral wool loose in bags (nodulated)	40 lb. bag	1.50

Appendix C—Western Massachusetts Area Maximum Prices

1. Western Massachusetts area includes:

Franklin County, Hamden County, Hampshire County and Berkshire County.

2. Free delivery must be made within a radius of 10 miles of seller's customary place of business except as otherwise provided. (See sections 3 and 6 (c).)

3. A discount of 2% for payment within 10 days must be granted. A seller's March, 1942 further discounts, allowances, differentials, and terms must be maintained. (See section 2 (b) and section 6 (c).)

4. *New sellers.* In addition to the requirements in paragraphs 2 and 3 above, a new seller must grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class. He shall also use the same delivery practices, rates, and methods of computing rates in effect for such competitor during that period. (See sections 5 and 6 (c).)

5. *Table I, maximum prices.*

Item No.	Description of commodity	Unit	Maximum price
1	Plaster, hardwall	Bag (100 lb.)	$0.95
1	Plaster, hardwall	Ton	18.40
2	Plaster, gaging	Bag (100 lb.)	2.00
3	Plaster, moulding	Bag (100 lb.)	2.00
4	Plaster, bonding	Ton	19.40
5	Keene's cement	Bag (100 lb.)	2.50
6	Finishing lime	50 lb. bag	.65
7	Gypsum wall board, ⅜"	80 lb. bag	.94
8	Metal lath, 2.5 lb., painted diamond mesh	1,000 sq. ft	[1] 26.25
		Sq. yd	.26

[1] Under 1,000 sq. ft. @ $29.25.

5. *Table I, maximum prices*—Continued.

Item No.	Description of commodity	Unit	Maximum price
9	Metal lath, 3.4 lb., painted diamond mesh	Sq. yd	$0.30
10	Metal lath, 2.75 lb., flat rib painted	Sq. yd	.30
11	Metal lath, 3.4 lb., ¾" high rib painted	Sq. yd	.31
12	Metal lath, corner bead, standard	Lineal ft	.04
13	Metal lath, corner bead, expanded	Lineal ft	.05
14	Portland cement	94 lb. bag	.85
15	Masonry mortar	Bag (cu. ft.)	.80
16	Gypsum block-partitions, 3" hollow	Per sq. ft	.11
17	Fire clay (100 lb. bags)	Bag (100 lb.)	1.50
18	Gypsum wallboard, ¾"	1,000 sq. ft	[1] 40.00
19	90 lb. mineral surface asphalt roofing	Roll	2.45
20	Asphalt or tarred felt 15 lb. 432 sq. ft. per roll	Roll	2.40
21	Asphalt or tarred felt, 30 lb. 216 sq. ft. per roll	Roll	2.40
22	Asphalt shingles, 3 in line 210 lbs., thick butt	Square	5.75
23	Fibre insulation board, ½" standard lath and board	1,000 sq. ft	[2] 45.00
24	Standard density synthetic fibre board, ⅝₁₆" (4' x 8')	1,000 sq. ft	[3] 85.00
25	Hard density synthetic fibre board, ⅛" tempered	1,000 sq. ft	[4] 85.00
26	Thermal insulation: Mineral wool blankets (paper backed) single 1".	1,000 sq. ft	[5] 42.00
27	Thermal insulation: Mineral wool blankets (paper backed) thick, 3½"-4".	1,000 sq. ft	65.00
28	Thermal insulation: Mineral wool batts (paper backed) 2" thick.	1,000 sq. ft	[6] 45.00
29	Thermal insulation: Mineral wool batts (paper backed) full thick.	1,000 sq. ft	[6] 65.00
30	Thermal insulation: Mineral wool loose in bags (plain)	35-lb. bag	1.00
		40-lb. bag	1.15
		Ton	50.00
31	Thermal insulation: Mineral wool loose in bags (nodulated)	35-lb. bag	1.25
		40-lb. bag	1.45
		Ton	60.00
32	Mason's hydrated lime, eastern	Ton	18.50

[1] Under 1,000 sq. ft. @ $42.00.
[2] Under 1,000 sq. ft. @$50.00.
[3] Under 1,000 sq. ft. @$90.00.
[4] Under 1,000 sq. ft. @$45.00.
[5] Under 1,000 sq. ft. @$70.00.

Appendix D—Northeastern Massachusetts Area Maximum Prices

1. Northeastern Massachusetts area includes:

(a) All of Essex County except Saugus and Lynn.

(b) The following cities and towns in Middlesex County: Dunstable, Dracut, Tyngsborough, Westford, Chelmsford, Lowell, Tewksbury, Billerica, Carlisle, Bedford, Burlington, Wilmington, Reading, North Reading, Concord, Lincoln, Weston.

2. Free delivery must be made within a radius of 10 miles of seller's customary place of business except as otherwise provided. (See sections 3 and 6 (c).)

3. A discount of 2% for payment within 10 days must be granted. A seller's March, 1942 further discounts, allowances, differentials, and terms must be maintained. (See section 2 (b) and section 6 (c).)

4. *New sellers.* In addition to the requirements in paragraphs 2 and 3 above, a new seller must grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class. He shall also use the same delivery practices, rates, and methods of computing rates in effect for such competitor during that period. (See sections 5 and 6 (c).)

5. *Table I, maximum prices.*

Item No.	Description of commodity	Unit	Maximum price
1	Plaster, hardwall	100 lb. bag	$1.00
		10 bags or over	.90
2	Plaster, gaging	100 lb. bag	1.42
3	Keene's cement	100 lb. bag	2.25
4	Finishing lime	50 lb. bag	.68
5	Gypsum lath, ⅜"	1,000 sq. ft	24.00
6	Metal lath, 2.5 lb. painted diamond mesh	Sq. yd	.25
7	Metal lath, 3.4 lb. painted diamond mesh	Sq. yd	.30
8	Metal lath, 2.75 lb. flat rib painted	Sq. yd	.30

5. *Table I, maximum prices*—Continued.

Item No.	Description of commodity	Unit	Maximum price
9	Metal lath, corner bead (not expanded)	Lineal ft	$0.04
10	Portland cement	94 lb. bag	.92
		10 bags or over	.85
11	Masonry mortar	Cu. ft. bag	.80
12	Mason's hydrated lime	50 lb. bag	.50
13	Fire clay	100 lb. bag	1.50
14	Gypsum wallboard ⅜"	1,000 sq. ft	40.00
15	Asphalt roofing, 90 lb. mineral surface	Roll	2.45
16	Asphalt or tarred felt 15 lb. 432 sq. ft. per roll	Roll	2.40
17	Asphalt or tarred felt 30 lb. 216 sq. ft. per roll	Roll	2.40
18	Asphalt shingles (3 in line) 210 lbs., thick butt	Square	5.50
19	Fibre insulation board ½" standard lath and board	1,000 sq. ft	50.00
20	Standard density synthetic fibre board 5/16" (4' x 8')	1,000 sq. ft	90.00
21	Hard density synthetic fibre board ⅛" tempered	1,000 sq. ft	95.00
22	Thermal insulation: Mineral wool blankets (paper backed) single 1".	1,000 sq. ft	60.00
23	Thermal insulation: Mineral wool blankets (paper backed) thick 3½"-4".	1,000 sq. ft	65.00
24	Thermal insulation: Mineral wool batts (paper backed) full thick.	1,000 sq. ft	65.00
25	Thermal insulation: Mineral wool loose in bags (plain)	40 lb. bag	1.15
26	Thermal insulation: Mineral wool loose in bags (nodulated)	40 lb. bag	1.50

Appendix E—Southeastern Massachusetts Area Maximum Prices

1. Southeastern Massachusetts area includes:

(a) Bristol County,
(b) Plymouth County, and
(c) The following towns in Norfolk County: Dover, Medfield, Millis, Medway, Bellingham, Franklin, Norfolk, Walpole, Sharon, Wrentham, Plainville, Foxborough, Stoughton, Avon, Holbrook, Hingham, Cohasset.

2. Free delivery must be made within a radius of 10 miles of seller's customary place of business except as otherwise provided. (See sections 3 and 6 (c).)

3. A discount of 2% for payment within 10 days must be granted. A seller's March, 1942 further discounts, allowances, differentials, and terms must be maintained. (See section 2 (b) and section 6 (c).)

4. *New sellers.* In addition to the requirements in paragraphs 2 and 3 above, a new seller must grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class. He shall also use the same delivery practices, rates, and methods of computing rates in effect for such competitor during that period. (See sections 5 and 6 (c).)

5. *Table I, maximum prices.*

Item No.	Description of commodity	Unit	Maximum price
1	Plaster:		
	Hardwall	100 lb. bag	$0.97
		Ton	18.50
2	Gaging	100 lb. bag	1.53
3	Moulding	100 lb. bag	1.54
4	Keene's cement	100 lb. bag	2.50
5	Finishing lime	50 lb. bag	.68
6	Gypsum lath, ⅜"	1,000 sq. ft	26.00
	Metal lath:		
7	2.5 lb., painted diamond mesh	Sq. yd	.22
8	3.4 lb., painted diamond mesh	Sq. yd	.26
9	2.75 lb., flat rib painted	Sq. yd	.26
10	3.4 lb., ¾" high rib painted	Sq. yd	.29
11	Corner bead, expanded type	Lineal ft	.045
12	Portland cement (standard) paper bags	94 lb. bag	.85
13	Masonry mortar (paper sacks)	65 lb. bag	.86
14	Mason's hydrated lime	50 lb. bag	.58
		Ton	19.50
15	Gypsum block-partitions 3" hollow	Each	.28
16	Concrete block 8" x 8" x 16" cinder	....do	.25
17	Fire clay	100 lb. bag	1.50
18	Gypsum wall board, ⅜"	1,000 sq. ft	40.00
	....do	Sq. ft	.045
19	Asphalt roofing, 90 lb. mineral surface	Roll (36" x 108 sq. ft.)	2.50
20	Asphalt or tarred felt; 15 lb., 432 sq. ft. per roll	Roll	2.32
21	Asphalt or tarred felt; 30 lb. 216 sq. ft. per roll	....do	2.32

5. *Table I, maximum prices*—Continued.

Item No.	Description of commodity	Unit	Maximum price
22	Asphalt shingles (3 in line): 210 lbs. thick butt	Square	$5.50
23	Fiber insulation board, ½" standard lath and board	1,000 sq. ft	45.00
24	Standard density synthetic fiber board 3/16" (4' x 8')	Sq. ft	.10
25	Hard density synthetic fiber board ¼" tempered	1,000 sq. ft	90.00
		Sq. ft	.10
	Thermal insulation:	1,000 sq. ft	50.00
26	Mineral wool blankets (paper backed) single 1"	do	65.00
27	Mineral wool blankets (paper backed) thick	do	50.00
28	Mineral wool batts (paper backed) 2" thick	do	65.00
29	Mineral wool batts (paper backed) full thick	40 lb. bag	1.20
30	Mineral wool loose in bags (plain)	35 lb. bag	1.05
31	Mineral wool loose in bags (nodulated)	40 lb. bag	1.65

APPENDIX F—BARNSTABLE COUNTY AREA MAXIMUM PRICES

1. Barnstable County area includes all of Barnstable County, Massachusetts.

2. Free delivery must be made within a radius of 10 miles of seller's customary place of business except as otherwise provided. (See sections 3 and 6 (c).)

3. A discount of 2% for payment within 10 days must be granted. A seller's March 1942 further discounts, allowances, differentials, and terms must be maintained. (See section 2 (b) and section 6 (c).)

4. *New sellers.* In addition to the requirements in paragraphs 2 and 3 above, a new seller must grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class. He shall also use the same delivery practices, rates, and methods of computing rates in effect for such competitor during that period. (See sections 5 and 6 (c).)

5. *Table I, maximum prices.*

Item No.	Description of commodity	Unit	Maximum price
1	Plaster, hardwall	Ton	$22.50
		100 lb. bag	1.25
2	Plaster, gaging	100 lb. bag	1.60
3	Plaster, moulding	100 bl. bag	1.80
4	Keene's cement	100 lb. bag	2.65
5	Finishing lime	50 lb. bag	.60
6	Gypsum lath, ⅜"	1,000 sq. ft	27.00
7	Metal lath, 2.5 lb. painted diamond mesh	Sq. yd	.24
8	Metal lath, 3.4 lb. painted diamond mesh	Sq. yd	.26
9	Metal lath, corner bead, expanded	Lineal ft	.05
10	Portland cement, standard, paper bags	94 lb. bag	1.00
11	Masonry mortar (paper sacks)	70 lb. bag (or 65 lb. bag)	.95
12	Mason's hydrated lime	50 lb. bag	.57
13	Concrete block 8" x 8" x 16" cinder	Block	.20
14	Fire clay	100 lb. bag	1.25
		Lb	.02
15	Gypsum wallboard, ⅜"	1,000 sq. ft	45.00
16	Asphalt roofing, 90 lb. mineral surface	Roll (36" 108 sq. ft.)	2.85
17	Asphalt or tarred felt 15 lb. 432 sq. ft. per roll	Roll	2.58
18	Asphalt or tarred felt 30 lb. 216 sq. ft. per roll	Roll	2.58
19	Asphalt shingles (3 in line) 210 lbs., thick butt	Square	6.51
20	Fibre insulation board ½" standard lath and board	1,000 sq. ft	52.00
		Sq. ft	.055
21	Hard density synthetic fibre board 1/6" tempered	1,000 sq. ft	100.00
22	Thermal insulation: Mineral wool blankets (paper backed) single 1"	1,000 sq. ft	51.00
23	Thermal insulation: Mineral wool batts (paper backed) 2" thick	1,000 sq. ft	52.50
24	Thermal insulation: Mineral wool batts (paper backed) full thick	1,000 sq. ft	75.00
25	Thermal insulation: Mineral wool loose in bags (plain)	40 lb. bag	1.20
		35 lb. bag	1.20
26	Thermal insulation: Mineral wool loose in bags (nodulated)	Ton	60.00
		40 lb. bag	1.65

[F. R. Doc. 46-5108; Filed, Mar. 27, 1946; 11:50 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 7-854—7-864, 7-866—7-872]

ALLEGHANY CORP. ET AL.

FINDINGS AND ORDER GRANTING APPLICATIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 25th day of March, A. D. 1946.

In the matter of applications by the Chicago Stock Exchange to extend unlisted trading privileges to Alleghany Corporation, common stock, $1.00 par value, File No. 7-854; American Rolling Mill Company, common stock, $25.00 par value, file No. 7-855; Certain-Teed Products Corporation, common stock, $1.00 par value, file No. 7-856; Columbia Gas and Electric Corporation, common stock, no par value, file No. 7-857; Continental Motors Corporation, common stock, $1.00 par value, file No. 7-858; Farnsworth Television & Radio Corporation, common stock, $1.00 par value, file No. 7-859; Graham-Paige Motors Corporation, common stock, $1.00 par value, file No. 7-860; The Laclede Gas Light Company common stock, $4.00 par value, file No. 7-861; The North American Company, common stock, $10.00 par value, file No. 7-862; Packard Motor Car Company, common stock, no par value, file No. 7-863; Pan American Airways Corporation, capital stock, $2.50 par value, file No. 7-864; Pepsi-Cola Company, capital stock, 33⅓¢ par value, file No. 7-866; Radio-Keith-Orpheum Corporation, common stock, $1.00 par value, file No. 7-867; Socony-Vacuum Oil Company, Inc., capital stock, $15.00 par value, file No. 7-868; Standard Steel Spring Company, common stock, $1.00 par value, file No. 7-869; Sunray Oil Corporation, common stock, $1.00 par value, file No. 7-870; The United Corporation, common stock, no par value, file No. 7-871; Wilson and Company, Inc., common stock, no par value, file No. 7-872.

The Chicago Stock Exchange having made application to the Commission pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 for permission to extend unlisted trading privileges to the above-mentioned securities;

A public hearing having been held after appropriate notice;

The Commission, being duly advised, finds:

(1) That all of the subject securities are listed and registered on the New York Stock Exchange. In addition, Columbia Gas and Electric Corporation common stock and Standard Steel Spring Company common stock are listed and registered on the Pittsburgh Stock Exchange; Continental Motors Corporation common stock, Graham-Paige Motors Corporation common stock and Packard Motor Car Company common stock are listed and registered on the Detroit Stock Exchange; Farnsworth Television & Radio Corporation common stock is listed and registered on the San Francisco and Los Angeles Stock Exchange; The Laclede Gas Light Company common stock is listed and registered on the St. Louis Stock Exchange; Sunray Oil Corporation common stock is listed and registered on the Los Angeles Stock Exchange; and The United Corporation common stock is listed and registered on the Philadelphia Stock Exchange;

(2) That the number of shares of the subject securities outstanding, the distribution in the vicinity of the applicant exchange, and the volume of trading in said vicinity are as set forth in the attached table;

(3) That sufficient public distribution of and sufficient public trading activity in these securities exist in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(4) That the extension of unlisted trading privileges is otherwise appropriate in the public interest and for the protection of investors.

Accordingly it is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the applications of The Chicago Stock Exchange for permission to extend unlisted trading privileges to:

Alleghany Corporation, common stock, $1.00 par value; American Rolling Mill Company, common stock, $25.00 par value; Certain-Teed Products Corporation, common stock, $1.00 par value; Columbia Gas and Electric Corporation, common stock, no par value; Continental Motors Corporation, common stock, $1.00 per value; Farnsworth Television & Radio Corporation, common stock, $1.00 par value; Graham-Paige Motors Corporation, common stock, $1.00 par value, The Laclede Gas Light Company, common stock, $4.00 par value; The North American Company, common stock, $10.00 par value; Packard Motor Car Company, common stock, no par value; Pan American Airways Corporation, capital stock, $2.50 par value; Pepsi-Cola Company, capital stock, 33⅓¢ par value; Radio-Keith-Orpheum Corporation, common stock, $1.00 par value; Sunray Oil Corporation, common stock, $1.00 par value; The United Corporation, common stock, no par value; Wilson and Company, Inc., common stock, no par value.

be, and the same are, hereby granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

SUMMARY PERTAINING TO APPLICATIONS BY THE CHICAGO STOCK EXCHANGE TO EXTEND UNLISTED TRADING PRIVILEGES TO EIGHTEEN (18) STOCKS

Issuer and security	Number of shares outstanding	Distribution in vicinity			Trading in vicinity 11/1/44–10/31/43 [1]	
		Shares	Holders	Date	Shares	Transactions
Alleghany Corp. common stock, $1 par value	4,522,597	126,511	1,137	10/31/45	206,076	1,059
American Rolling Mill Co. common stock, $25 par value	2,868,743	122,700	1,821	11/15/45	114,291	981
Certain-Teed Products Corp. common stock, $1 par value	1,559,329	157,056	1,087	11/9/45	355,576	1,811
Columbia Gas and Electric Corp. common stock, no par value	12,223,256	218,659	1,692	12/31/44	212,424	1,199
Continental Motors Corp. common stock, $1 par value	3,000,000	[2] 128,143	(3)	10/31/45	117,983	866
Farnsworth Television & Radio Corp. common stock, $1 par value	1,442,997	36,637	354	11/14/15	72,204	453
Graham-Paige Motors Corp. common stock, $1 par value	4,582,671	[2] 302,087	(3)	10/31/45	360,828	2,306
The Laclede Gas Light Co. common stock, $4 par value	2,433,620	288,537	1,308	11/9/45	296,175	1,335
The North American Co. common stock, $10 par value	8,572,626	219,850	2,232	6/30/45	80,647	579
Packard Motor Car Co. common stock, no par value	15,000,000	583,000	7,266	10/31/45	243,019	1,626
Pan American Airways Corp. capital stock, $2.50 par value	6,129,783	234,999	1,791	10/31/45	144,031	1,435
Pepsi-Cola Co. capital stock, 33⅓¢ par value	5,752,659	[2] 215,839	(3)	10/31/45	141,182	1,298
Radio-Keith-Orpheum Corp. common stock, $1 par value	2,864,238	96,719	822	11/15/45	266,544	859
Socony-Vacuum Oil Co., Inc. capital stock $15 par value	31,178,067	780,000	5,474	3/23/45	173,906	1,526
Standard Steel Spring Co. common stock, $1 par value	1,448,424	[2] 103,276	(3)	10/31/45	116,038	953
Sunray Oil Corp. common stock, $1 par value	2,776,604	114,227	1,035	11/17/45	81,281	472
The United Corp. common stock, no par value	14,529,492	[2] 302,566	(3)	10/31/45	296,970	1,148
Wilson & Co., Inc. common stock, no par value	2,001,150	[2] 95,173	(3)	10/31/45	99,668	699

[1] Based on reports of less than 50 percent of member firms in the vicinity of the Exchange.
[2] Estimated.
[3] Unavailable.

[F. R. Doc. 46-5051; Filed, Mar. 27, 1946; 9:35 a. m.]

[File No. 54-116, 54-66, 59-61]

SCRANTON-SPRING BROOK WATER SERVICE CO. ET AL.

SUPPLEMENTAL FINDINGS AND ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 26th day of March A. D. 1946.

In the matters of Scranton-Spring Brook Water Service Company, Pennsylvania Water Service Company, Federal Water and Gas Corporation, File No. 54-116; Federal Water and Gas Corporation and Subsidiary Companies, File No. 54-66; Federal Water and Gas Corporation and Subsidiary Companies (Respondents), File No. 59-61.

On March 7, 1946, this Commission entered its findings and opinion and order approving an amended plan filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 by Scranton-Spring Brook Water Service Company ("Scranton"), Pennsylvania Water Service Company ("Pennsylvania") and Federal Water and Gas Corporation ("Federal"), providing for the recapitalization of Scranton and the liquidation and dissolution of Pennsylvania. See "Scranton-Spring Brook Water Service Company, et al., ___ S. E. C. ___ (1946), Holding Company Act Release No. 6458. Scranton is a direct subsidiary of Pennsylvania and an indirect subsidiary of Federal, and Pennsylvania is a subsidiary of Federal. Pursuant to the request of the applicants, the Commission filed an application, pursuant to sections 11 (e) and 18 (f) of the act, with the District Court of the United States for the Middle District of Pennsylvania, in Scranton, Pennsylvania, for an order approving and enforcing the amended plan. The court set April 4, 1946, as the date for a hearing on the Commission's application.

As indicated in the above findings, Scranton's gross property account, at December 31, 1945, amounted to $58,028,453, of which $51,298,937 represented water property; the carrying value of the water property included approximately $20,000,000 of excesses over amounts as recorded by predecessors. In this connection, the following statements were made:

The company states that the Pennsylvania Public Utility Commission does not require the determination of original cost of water properties, and no such determination has been made.

• • • • • •

No provision is being made by Scranton for the disposition of excesses in the water property accounts. It appears that jurisdiction in respect of this matter is vested primarily in the Pennsylvania Public Utility Commission and that no disposition of such excesses has been required by that Commission. Our recital of the above facts in respect of Scranton's property account should not be construed as indicating our approval of the company's carrying value of its water property.

It was further indicated in the findings that Scranton provides for retirement accruals in respect of its water property; that the Pennsylvania Public Utility Commission has not required depreciation accounting for water properties; and that no depreciation study has been made in respect of Scranton's water property.

Since the date of the entry of the findings and opinion and order in these proceedings, the Commission has been informed by the applicants that the Pennsylvania Public Utility Commission has furnished Scranton with a tentative draft of a new uniform system of accounts which that Commission contemplates prescribing for water companies having annual gross operating revenues of more than $100,000. In its letter transmitting the tentative system of accounts, the Pennsylvania Commission stated, in part, as follows:

The Commission has authorized its Bureau of Accounts to confer informally with the water companies to be affected by these regulations to the end that the companies may be given ample opportunity to submit criticisms and suggestions on the proposed regulations, following which the matter will be set down for formal hearing. Comments of the industry should be filed not later than June 1, 1946. It is the desire of the Commission to prescribe the new system to become effective January 1, 1947.

The new system of accounts proposed by the Pennsylvania Commission would require that companies subject thereto shall determine the original cost of their properties within two years following the adoption of the new uniform system of accounts. The tentative system of accounts provides for Account 100.5 ("Utility Plant Acquisition Adjustments") reading, in part, as follows:

A. This account shall include the difference between (a) the arm's-length cost to the accounting utility of utility plant acquired by purchase, merger, consolidation, liquidation or otherwise and (b) the original cost, estimated if not known, of such property, less the amount or amounts which may be credited to the depreciation and amortization reserves of the accounting utility at the time of acquisition with respect to such property.

• • • • • •

C. The amounts recorded in this account with respect to each property acquisition, shall be depreciated, amortized or otherwise disposed of as the Commission may approve or direct.

The tentative system of accounts also provides for Account 107 ("Utility Plant Adjustments"), which reads, in part, as follows:

A. This account shall include the difference between the original cost, estimated if not known, and the book cost of utility plant, at the effective date of this system of accounts, to the extent that such difference is not properly includible in account 100-5, Utility Plant Acquisition Adjustments.

ucts Corporation, common stock, $1.00 33⅓¢ par value, file No. 7-866, Radio-

Write-ups of utility plant prior to the effective date of this system of accounts shall be recorded herein.

B. The amounts included in this account shall be classified in such manner as to show the nature of each amount included herein and shall be disposed of as the Commission may approve or direct.

The Pennsylvania Commission's tentative system of accounts would require that reporting companies submit not later than two years after the effective date of the uniform system of accounts, among other things a statement "showing suggested plan for depreciating, amortizing or otherwise disposing, in whole or in part, of the amounts as of the effective date of said system of accounts includible in account 100.5 Utility Plant Acquisition Adjustments, and account 107, Utility Plant Adjustments."

In addition, the tentative system of accounts provides for depreciation accounting.

If the proposed system of accounts is adopted, the amount of the excess of Scranton's recorded cost of water properties over original cost thereof would have to be determined and the Pennsylvania Commission approve or direct what treatment should be accorded such excess. Consequently, and in the light of the tentative nature of the Pennsylvania Commission's proposal of a uniform system of accounts, the effect, if any, of the adoption of a uniform system of accounts on Scranton's earnings cannot at this time be foretold.

Our previously expressed opinion that the Amended Plan is necessary to effectuate the provisions of section 11 (b) of the act and is fair and equitable to the persons affected thereby is not modified by our recitation of the above facts. However, we feel that security holders of Scranton and Pennsylvania, and other interested persons, should be apprised of the foregoing facts.

Accordingly, *It is ordered*, That Scranton-Spring Brook Water Service Company and Pennsylvania Water Service Company shall mail to each of their stockholders of record as of the close of business March 11, 1946, a copy of the Commission's supplemental findings herein, and that such mailing shall be effected not later than March 29, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5151; Filed, Mar. 28, 1946; 9:44 a. m.]

[File No. 70-1245]

DAYTON POWER AND LIGHT CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 27th day of March, 1946.

The Dayton Power and Light Company (Dayton), an electric utility subsidiary of Columbia Gas & Electric Corporation, a registered holding company, having filed a declaration, pursuant to the provisions of the Public Utility Holding Company Act of 1935, particularly sections 6 (a) and 7 and the rules promulgated thereunder, with respect to amendments of its articles so as to provide (i) that in the event that four quarterly dividends upon its Cumulative Preferred Stock should ever be in arrears, the preferred-stock holders will have the right, voting separately as a class, to elect the majority of the Board of Directors, thus changing the existing articles which provide that in such event preferred-stock holders have only the right to vote share-for-share with the holders of the common stock; and (ii) that the express terms and provisions of the Cumulative Preferred Stock may not be changed in any manner substantially prejudicial to the holders thereof except with the consent of the holders of two-thirds of the outstanding preferred stock, thus changing the existing articles which require the consent of two-thirds of the holders of the preferred stock for any change in the express terms and provisions of the preferred stock, whether or not such change is prejudicial to the preferred stock.

The management also proposes to solicit the holders of the cumulative preferred stock for proxies in favor of the proposed amendment of the articles.

Said declaration having been filed on March 1, 1946 and notice of filing having been given in the form and manner prescribed in Rule U-23 under said act, and the Commission not having received a request for hearing with respect to said declaration within the time specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the requirements of the applicable sections of the act and the rules promulgated thereunder are satisfied and that no adverse findings are necessary thereunder, and the Commission deeming it appropriate in the public interest and in the interests of investors and consumers to permit said declaration to become effective;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said act, and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5152; Filed, Mar. 28, 1946; 9:44 a. m.]

[File No. 30-194]

ASSOCIATED GAS AND ELECTRIC CORP.

FINDINGS AND ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of March 1946.

In the matter of Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, File No. 30-194.

Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, a registered holding company, having filed an application pursuant to section 5 (d) of the Public Utility Holding Company Act of 1935 ("act") reciting, among other things, that a joint plan of reorganization for Associated Gas and Electric Corporation and its parent, Associated Gas and Electric Company, filed pursuant to section 11 (f) of the act and Chapter X of the Bankruptcy Act, as amended, was confirmed by the United States District Court for the Southern District of New York on August 9, 1945, and has since been consummated; that, pursuant to an order of the said Court dated January 10, 1946, they have divested themselves of their right, title, and interest in and to all assets held by them as trustees except for claims or causes of action assertable by or in favor of the trustees of Associated Gas and Electric Corporation, or the estate of Associated Gas and Electric Corporation, as a result of which action they have ceased, directly or indirectly, to own, control, or hold with power to vote 10% or more of the outstanding voting securities of a public-utility company or of a holding company; and that, pursuant to an order of the said Court dated February 6, 1946, their resignations as trustees of Associated Gas and Electric Corporation became effective; and requesting an order finding and directing that they have ceased to be a holding company; and

A notice of filing having been issued on March 5, 1946, with respect to said application and said notice having stated that any interested person may not later than March 25, 1946, request the Commission in writing that a hearing be held on such matter and the Commission not having received a request for hearing with respect to said application within the period prescribed in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, have ceased to be a holding company and that their registration as a holding company should cease to be in effect and that it is not necessary to impose any terms or conditions for the protection of investors in connection with the termination of such registration:

It is ordered and declared, That Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, have ceased to be a holding company and that the registration of Denis J. Driscoll and Willard L. Thorp, trustees of the Estate of Associated Gas and Electric Corporation, as a holding company shall from the date of the entry of this order cease to be effective.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5155; Filed, Mar. 28, 1946; 9:44 a. m.]

[File Nos. 70-1250, 59-85]

PENNSYLVANIA EDISON CO., ET AL.

NOTICE OF FILING AND ORDER FOR HEARING; NOTICE OF AND ORDER INSTITUTING PROCEEDINGS; AND ORDER CONSOLIDATING SUCH PROCEEDINGS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of March, 1946.

In the matters of Pennsylvania Edison Company, Pennsylvania Electric Company, Associated Electric Company, File No. 70-1250; Pennsylvania Edison Company, Associated Electric Company, File No. 59-85.

I. Notice is hereby given that joint applications or declarations (or both) have been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by Associated Electric Company ("Aelec"), a registered holding company, and its subsidiaries, Pennsylvania Electric Company ("Penelec") and Pennsylvania Edison Company "Pen Ed"). All interested persons are referred to said filings which are on file in the offices of the Commission for a statement of the transactions therein proposed which may be summarized as follows:

1. Penelec will issue and sell, pursuant to the competitive bidding requirements of Rule U-50, $23,500,000 principal amount of its First Mortgage Bonds __% series due 1976, the price and interest rate to be determined by competitive bidding, but the price to Penelec to be fixed at not less than the principal amount thereof, and the interest rate at not more than 3% per annum.

2. Penelec will issue and sell, pursuant to the competitive bidding requirements of Rule U-50, 101,000 shares of its $100 par value Series C __% cumulative preferred stock, the price and dividend rate to be determined by competitive bidding, but the price to Penelec to be fixed at not less than the par value thereof, and the dividend rate at not over 4% per annum.

3. Penelec will issue and sell at private sale $5,000,000 principal amount of its ten-year serial notes. The company estimates that the notes will be sold at face amount and will have an average annual interest rate of not in excess of 2%.

4. Penelec will issue and sell and Aelec will purchase 68,843 shares of the $20 par value common stock of Penelec for $1,376,860 in cash.

5. From the proceeds of the issuance and sale of its securities, as proposed above, plus treasury cash in the approximate amount of $2,624,000, Penelec will acquire all the assets (including 1,000 shares of the no par value common stock of Blair Engineering and Supply Company, a wholly-owned subsidiary of Pen Ed) and assume certain liabilities of Pen Ed for a cash consideration of $42,451,400.

6. With the cash proceeds of $42,451,400 to be received by Pen Ed for the sale of all its assets, Pen Ed will call for redemption at the call price of 104% of principal amount, or an aggregate amount of $28,990,000, the $25,700,000 principal amount of outstanding First Mortgage 4½% Bonds due 1977 of Penn Central Light and Power Company (name changed to Pen Ed) and the $2,175,000 principal amount of outstanding 5% First Mortgage Bonds due 1979 of Penn Central Light and Power Company.

7. The remainder of the cash, in the amount of $13,461,400, to be received by Pen Ed from the sale of all its assets will be used by it to retire its 123,466 shares of $5 series no par value cumulative preferred stock and its 84,029 shares of $2.80 series no par value cumulative preferred stock at their respective liquidation values of $75 and $50 per share. Pen Ed will thereupon be dissolved.

Applicants or declarants (or both) have designated sections 6 (a), 6 (b), 9 (a), 10, 12 (c) and 12 (f) of the act, and Rules U-42, U-43 and U-50 as applicable to the proposed transactions and state that they believe that the proposed transactions are necessary or appropriate to effectuate the provisions of section 11 (b) (1) of the act and, accordingly, request the Commission to enter an order so finding which will conform to the provisions of sections 371 (f) and 1808 (f) of the Internal Revenue Code, as amended.

II. The Commission having examined the corporate structure of Pen Ed, a subsidiary of Aelec, a registered holding company, and the files and records of the Commission relating thereto, and such examination having disclosed data establishing, or tending to establish, that:

1. Aelec is a holding company within the meaning of section 2 (a) (7) of the act, having registered as a holding company on March 29, 1938.

2. Pen Ed is a corporation organized under the laws of the Commonwealth of Pennsylvania on October 26, 1915 as United Lighting Company. Its present name was adopted June 10, 1937, and it has its principal office in the City of Altoona, State of Pennsylvania. It is a public-utility company within the meaning of section 2 (a) (5) of the act, and is a subsidiary of Aelec. Pen Ed is engaged in the manufacture, purchase, sale and distribution of electricity for light, heat, and power to consumers in eleven counties in the south-central portion of the State of Pennsylvania. It is also engaged in the manufacture, transmission, distribution, and sale of manufactured gas for residential, commercial, industrial, and other purposes in parts of four counties in the south-central portion of the State of Pennsylvania.

3. Blair Engineering and Supply Company is a wholly-owned subsidiary of Pen Ed. This Company is engaged in coal mining operations and almost all of its coal is used by Pen Ed in its steam generating plant.

4. As at December 31, 1945, the utility plant of Pen Ed was carried on its books at $49,830,518. Included in this amount is the sum of $13,459,522, tentatively estimated by the company to represent the total of items classifiable, without segregation at this time, as Plant Acquisition Adjustments—Account 100.5 and Plant Adjustments—Account 107. Accordingly, the utility plant, at original cost as estimated by the company, amounted to $36,370,996. At the same date, the reserve for depreciation of utility plant was stated at $4,982,774 and the reserve for amortization of plant acquisition adjustments was stated at $240,000. Accordingly, the total property reserves amounted to 10.48% of the total utility plant, per books; the reserve for depreciation amounted to 13.70% of the original cost of utility plant as estimated by the company. The net utility plant, per books, amounted to $44,607,744, and the estimated net original cost of utility plant amounted to $31,388,222.

5. At December 31, 1945, Pen Ed had outstanding 123,466 shares of $5 no par value cumulative preferred stock, having a liquidation value of $75 per share; 84,029 shares of $2.80 no par value cumulative preferred stock, having a liquidation value of $50 per share; and 166,600 shares of $1 par value common stock.

6. At December 31, 1945, the preferred stocks of Pen Ed were stated at $12,676,509. At the same date the liquidation value of such stocks was $13,461,400.

7. No dividends have been paid on the common stock since 1940.

8. As at December 31, 1945, the earned surplus of Pen Ed (since August 31, 1932) was stated on its books at $1,114,497. At the same date its capital surplus was stated at $5,552,753.

9. Set forth below is the capital structure, including surplus, of Pen Ed on a corporate basis as at December 31, 1945, per books as adjusted to restate the preferred stocks at their respective liquidation values.

	Per books as adjusted [1]	
	Amount	Percent
Long term debt:		
First mtge. 4½'s due 1977	$25,700,000	54.24
First mtge. 5's due 1979	2,175,000	4.59
Total	$27,875,000	58.83
Preferred stocks:		
$5 n. p. v. liquidation value of $75 per sh.—123,466 shs.	$9,259,950	19.54
$2.80 n. p. v., liquidation value of $50 per sh.—84,029 shs.	4,201,450	8.87
Total	13,461,400	28.41
Total long-term debt and preferred stock	$41,336,400	87.24
Common stock and surplus:		
Common stock—166,600 shs. $1 p.v.	$166,600	.35
Capital surplus	5,552,753	11.72
Earned surplus (since Aug. 31, 1932)	1,114,497	2.35
Less, adjustment	(784,891)	(1.66)
Total common stock and surplus	$6,048,959	12.76
Total capitalization and surplus	$47,385,359	100.00

[1] The stated amounts of the preferred stocks have been increased by $784,891 to reflect their respective liquidation values, and the common stock equity has been reduced by a like amount.
( ) Denotes red figure.

10. On the basis of the adjustment indicated in paragraph 9 above, the common stock equity represents an interest of $6,084,959, or 12.76% of the total capitalization and surplus. No adjustment has been made with respect to elimination of any portion of the $13,459,522 of amounts in the utility plant account tentatively estimated by the company to be in excess of original cost, which excess is stated by the company to include Electric and Gas Plant Adjustments (Account 107) in undetermined amounts.

11. Other than the differences in the amount of annual cumulative dividends, redemption prices, and liquidation amounts, the $5 series cumulative preferred stock and the $2.80 series cumu-

lative preferred stock are alike, and both have a preference over the common stock, on an equal and ratable basis, to cumulative dividends at the contract rates. The $5 series cumulative preferred stock is entitled to annual cumulative dividends of $5 per share, and is redeemable, in whole or in part, at $80 per share, plus all accumulated dividends. The $2.80 cumulative preferred stock is entitled to annual cumulative dividends of $2.80 per share and is redeemable, in whole or in part, at $52.50 per share, plus all accumulated dividends. "In the event of any liquidation or dissolution or winding up of the corporation, whether voluntary or otherwise, or in the event of a sale of all or substantially all of the assets of the corporation or upon any distribution of its capital," the holders of the $5 series preferred stock are entitled to receive $75 per share, plus all accumulated dividends, and the holders of the $2.80 series preferred stock are entitled to receive $50 per share, plus all accumulated dividends.

12. Voting power for the election of directors in Pen Ed is normally lodged exclusively in the common stockholders who are entitled to one vote per share for each of the numbers of persons to be voted for as directors and each stockholder may cast the whole number of his votes for one candidate, or distribute them upon two or more candidates, as he may prefer. If at any time dividends on the preferred stocks aggregating one year's annual dividends are in arrears, the holders of the preferred stocks are entitled to vote at all elections for directors, and such right to vote in the election of directors continues until all dividends in arrears are paid in full, whereupon such voting power is again vested exclusively in the common stockholders until a similar arrearage occurs. When the preferred stockholders are entitled to vote for directors, each such stockholder is entitled to the vote per preferred share for each of the numbers of persons to be voted as directors and he may cast the whole number of his votes for one candidate, or distribute them upon two or more candidates, as he may prefer.

III. It appears to the Commission on the basis of the facts set forth in Part I hereof and the allegations contained in Part II hereof that there are reasonable grounds to believe that voting power is unfairly and inequitably distributed among the security holders of Pen Ed in contravention of the provisions of section 11 (b) (2) of the act.

IV. It appearing to the Commission in the light of the allegations stated in Part II and Part III hereof that it is appropriate in the public interest and in the interest of investors and consumers to institute proceedings with respect to Aelec and Pen Ed under sections 11 (b) (2), 12 (c), 12 (f), 15 (f) and 20 (a) of the act in order to determine whether an appropriate order or orders should be entered pursuant to said sections; and

It further appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the applications or declarations (or both) jointly filed by Aelec, Penelec, and Pen Ed and that such applications or declarations (or both) should not be approved or permitted to become effective except pursuant to further order of the Commission, and that a hearing should be held with respect to the proceedings instituted herein by the Commission under sections 11 (b) (2), 12 (c), 12 (f), 15 (f) and 20 (a) of the act; and

It further appearing to the Commission that the said proceedings involve common questions of law and fact and that evidence adduced in one proceeding may have a bearing upon the issues presented in the other proceedings; and that a substantial saving of time and expense will result if the proceedings are consolidated;

It is hereby ordered, That proceedings be, and the same hereby are, instituted under sections 11 (b) (2), 12 (c), 12 (f), 15 (f), and 20 (a) of the act directed to Aelec and Pen Ed and that such proceedings be consolidated with the proceedings with respect to the applications or declarations (or both) filed by Aelec, Penelec, and Pen Ed and that a hearing on such consolidated proceedings under the applicable provisions of the said act and rules and regulations promulgated thereunder be held on the 23d day of April, 1946, at 10:30 a. m., e. s. t., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room where such hearing will be held. Any persons desiring to be heard or otherwise wishing to participate therein shall notify the Commission to that effect in the manner provided in Rule XVII of the Commission's Rules of Practice on or before April 22, 1946.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's Rules of Practice.

It is further ordered, That, without limiting the scope of the issues presented by the consolidated proceedings, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the proposed transactions should be considered as a plan under section 11 (e) of the act and whether, if so considered, such plan is fair and equitable to the persons affected thereby.

2. Whether, if not so considered, the treatment to be accorded the various persons affected by the proposed transactions, particularly the holders of the first mortgage bonds and preferred stocks of Pen Ed, is proper in all respects.

3. Whether the various proposed acquisitions will serve the public interest by tending towards the economical and efficient development of an integrated public utility system or systems.

4. Whether the considerations to be paid and received in connection with the various transactions, including all fees, commissions, and other remunerations, are fair and reasonable.

5. Whether the proposed issue and sale by Penelec of its first mortgage bonds, cumulative preferred stock, serial notes, and common stock are solely for the purpose of financing its business, and whether it is appropriate in the public interest or for the protection of investors or consumers to impose any terms or conditions in connection therewith.

6. The propriety of the proposed accounting treatment of the several transactions on the books of the respective applicants or declarants.

7. Generally, whether the proposed transactions comply with all applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, and, if not, whether and what terms and conditions should be imposed to satisfy the statutory standards.

8. Whether the allegations contained in Parts II and III hereof are true and correct.

9. If voting power is unfairly and inequitably distributed among the security holders of Pen Ed in contravention of section 11 (b) (2) of the act, what steps should be required of Aelec and Pen Ed to distribute fairly and equitably voting power among such security holders.

10. Whether it is necessary or appropriate to enter any order pursuant to sections 12 (c) and 12 (f) of the act prohibiting or restricting the payment of dividends on the common and preferred stocks of Pen Ed in order to protect its financial integrity or to prevent the payment of dividends out of capital surplus or to prevent the circumvention of the provisions of the act or any rules, regulations, or order thereunder or otherwise.

11. Whether it is necessary or appropriate in the public interest or for the protection of investors to require Pen Ed to restate its utility plant account, surplus, capital or other accounts pursuant to sections 15 (f) and 20 (a) of the act and the rules and regulations promulgated thereunder so as to segregate, dispose of and eliminate write-ups and intangibles in the plant account, set up adequate reserves for depreciation or utility plant account, and make other adjustments in conformance with the standards of the act and the rules and regulations thereunder.

It is further ordered, That notice of said hearing be given to Pen Ed, to Penelec, to Aelec, to the Pennsylvania Public Utility Commission, to the Federal Power Commission, and to all other interested persons, said notice to be given to Pen Ed, to Penelec, to Aelec, to the Pennsylvania Public Utility Commission, and to the Federal Power Commission by registered mail and to all other persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for releases issued under the Public Utility Holding Company Act of 1935 and by publication of this notice and order in the FEDERAL REGISTER; and

It is further ordered, That Pen Ed give notice of said hearing to each of its holders of record of its bonds and of its common and preferred stocks (insofar as the identity of such security holders is available or known to Pen Ed), by mailing, postage prepaid, to such security holders to their last known addresses, a copy of this notice and order, at least fifteen (15) days prior to the date of said hearing.

It is further ordered, That jurisdiction be and is hereby reserved to separate either for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues or questions which may arise in these proceedings, and to take such other action as may appear necessary to the orderly and economical disposition of the issues involved.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5156; Filed, Mar. 28, 1946; 9:45 a. m.]

[File No. 70-1252]

GENERAL GAS & ELECTRIC CORP.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of March, 1946.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by General Gas & Electric Corporation (Gengas), a registered holding company and a subsidiary of General Public Utilities Corporation, also a registered holding company; and

Notice is further given that any interested person may, not later than April 15, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application, as filed or as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application, which is on file in the offices of said Commission, for a statement of the transactions therein proposed which are summarized below:

Gengas proposes to acquire from Tide Water Power Company (Tidewater) 3,461 shares of the new common stock of Tidewater; 1,870 shares of the common stock of Atlantic Utility Service Corporation, and an assignment of any claims which Tidewater may have against Gengas or its parent or affiliates. The transactions proposed are pursuant to and for the purpose of completing the plan of recapitalization of Tidewater under section 11 (e) of the Public Utility Holding Company Act of 1935, approved by the Commission by orders dated December 22, 1944 and March 1, 1946 (Holding Company Act Release Nos. 5512, 6407, and 6441).

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5153; Filed, Mar. 28, 1946; 9:44 a. m.]

[File No. 70-1253]

UTAH POWER & LIGHT CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 25th day of March, A. D. 1946.

Notice is hereby given that Utah Power & Light Company ("Utah"), a registered holding company and an electric utility company has filed an application and declaration with this Commission under the Public Utility Holding Company Act of 1935 and the rules promulgated thereunder.

All interested persons are referred to said documents which are on file in the offices of the Commission for a statement of the transactions therein proposed, which are summarized as follows:

Utah proposes to issue and sell at public sale, pursuant to the competitive bidding requirements of Rule U-50, $32,000,000 principal amount of First Mortgage Bonds to mature 1976, the bid for said bonds to fix the interest rate, which shall not be more than 3%, and the price to be paid to the company, which shall not be more than 102¾% of the principal amount.

Utah also proposes to enter into a Loan Agreement with certain banks, and, pursuant thereto, to borrow at 2% interest the sum of $11,500,000, $6,000,000 of said amount to be borrowed not later than July 1, 1946 and $5,500,000 of such amount not later than July 1, 1947. Repayment of said loans will be made semi-annually in the amount of $500,000 and the last payment, to be made on May 1, 1956, will be in the amount of $2,500,000. Utah will pay a commitment fee to said banks of ½ of 1% of the principal amount to be borrowed in 1947.

The proceeds from the sale of such First Mortgage Bonds, together with the proposed bank loans and treasury cash, are to be used to redeem Utah's outstanding First Mortgage Bonds in the principal amount of $38,500,000 at 104¾% of such principal amount and when Utah's $5,000,000 principal amount of Gold Debenture Bonds, Series A, first become subject to redemption on May 1, 1947, to redeem such Debenture Bonds at 110% of their principal amount.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said application-declaration and that said application-declaration shall not be granted except pursuant to further order of the Commission;

It is ordered, That a hearing on said application-declaration under the applicable provisions of the act and the rules of the Commission thereunder be held on April 9, 1946 at 10:00 a. m., e. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve by registered mail, a copy of this order on the applicant and declarant herein and on the Public Service Commission of Utah; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings, or proposing to intervene herein, shall file with the Secretary of the Commission on or before April 8, 1946 his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That without limiting the scope of issues presented by said application-declaration, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed mortgage bonds and promissory notes evidencing the proposed bank loan are reasonably adapted to the earning power and the security structure of Utah and are necessary and appropriate to the economical and efficient operation of the business or businesses in which Utah is presently engaged.

(2) Whether the fees, commissions, or other remunerations to be paid in connection with the issue, sale or distribution of said securities are reasonable.

(3) Whether the terms and conditions of the issue of said securities are detrimental to the public interest or the interests of investors or consumers.

(4) Generally speaking, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder.

(5) Whether in the event the application and declaration shall be granted and permitted to become effective, it is necessary to impose terms or conditions to assure compliance with the standards of the act.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5154; Filed, Mar. 28, 1946; 9:44 a. m.]

Reference

APR 2 '46

Reference

APR 2 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 63

Washington, Saturday, March 30, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 145]

PART 1468—GRAIN

DISTRIBUTION AND USE OF GRAIN

The fulfillment of war requirements and requirements for the defense of the United States has resulted in a shortage in the supply of grain and grain products for defense, for private account, and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1468.12 *Distribution and use of grain*—(a) *Definitions.* (1) "Grain" means corn, grain sorghums, wheat, barley, oats, or grain grading mixed grain, as defined in the "Handbook of Official Grain Standards of the United States," Revised 1943, whether whole, crushed, pulverized, cracked, or in any similar form, excluding, however, grain intended for sale or use as seed.

(2) "Corn" means corn as defined in the "Handbook of Official Grain Standards of the United States," Revised 1943, whether whole, crushed, pulverized, cracked, or in any similar form, excluding popcorn, sweet corn, broom corn, corn used for canning purposes, and corn intended for sale or use as seed.

(3) "Grain sorghums" means grain sorghums as defined in the "Handbook of Official Grain Standards of the United States," Revised 1943, whether whole, crushed, pulverized, cracked, or in any similar form, including sweet sorghums and any other variety of sorghum grain used for feed or food, excluding, however, all sorghums intended for sale or use as seed.

(4) "Wheat" means wheat as defined in the "Handbook of Official Grain Standards of the United States," Revised 1943, whether whole, ground, crushed, pulverized, cracked, or in any similar form, excluding wheat millfeeds, emmer, spelt, einkorn, Polish wheat, poulard wheat, and wheat intended for sale or use as seed.

(5) "Grain products" and "grain by-products" mean, respectively, any grain product except corn gluten meal, and any grain by-product except corn gluten meal.

(6) "Mixed feed" means any feed containing grain, grain products or grain by-products, manufactured for sale for the feeding of livestock, poultry, or pets.

(7) "Mixed feed manufacturer" means any person engaged in the commercial manufacture of mixed feed, and includes any person who buys grains and mixes the same with other food ingredients for purposes of resale, or who grinds, pulverizes, rolls, or otherwise processes grain for resale for feeding purposes.

(8) "Feeder" means any person who feeds grain or mixed feed to livestock or poultry.

(9) "Food manufacturer" means any person other than a brewer, distiller, wet processor, dry processor or maltster, who uses whole corn or whole grain sorghums in the commercial manufacture of edible products for human consumption.

(10) "Dry processor" means any person who mills corn for human consumption by the dry milling process.

(11) "Wet processor" means any person, other than a distiller, who processes grain by the wet milling process.

(12) "Inventory" means the total quantity of corn and grain sorghums owned by any person, whether in store or in transit.

(13) "Futures contract" means a contract of sale consummated through a contract market designated under the Commodity Exchange Act (7 U.S.C. 1–17a), for the future delivery of grain.

(14) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(15) "Assistant Administrator" means the Assistant Administrator, for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(Continued on p. 3347)

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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RESTRICTIONS ON USE

(b) *Mixed feed manufacturers; use of grain, grain products and grain by-products.* (1) No mixed feed manufacturer shall, during any calendar month, use grain, grain products, or grain by-products in a quantity in excess of 80% of all grain, grain products and grain by-products used by such manufacturer during the corresponding calendar month of 1945. This provision shall not modify any other limitation with respect to the use, under existing war food orders, of specific types of grain, grain products or grain by-products.

(2) No mixed feed manufacturer shall use white corn unless such white corn has first been offered for sale and delivery to a dry processor: *Provided, however,* That this restriction shall not apply to any mixed feed manufacturer located south of the Ohio River and east of the Mississippi River who uses white corn produced in that area.

(c) *Food manufacturers; dry processors; use of corn and grain sorghums.* No food manufacturer or dry processor shall, during any calendar month, use corn or grain sorghum in excess of 85% of the average monthly quantity of corn and grain sorghum used by such person during 1945.

(d) *Wet processors; use of corn and grain sorghums.* (1) No wet processor shall, during any calendar month, use corn or grain sorghums in excess of 80% of the average monthly quantity of corn and grain sorghums used by such person during the first six months of 1945.

(2) No wet processor shall use white corn unless such white corn has first been offered for sale and delivery to a dry processor.

(e) *All persons; use of grain in mixtures.* No person shall use grain in making any mixture of grains for sale as an ingredient in the manufacture of mixed feed.

RESTRICTIONS ON PURCHASE

(f) *Feeders; purchase of grain, grain products and grain by-products.* (1) No feeder shall purchase grain, grain products or grain by-products for use in feeding hogs for market (other than breeding stock) to a weight beyond 225 pounds, or for use in feeding cattle for market to any grade better than Grade A.

(2) During the period from April 1, 1946 to September 30, 1946, both inclusive, no feeder shall, for the purpose of feeding chickens, turkeys, ducks, or any other species of poultry, purchase grain, grain products or grain by-products in any quantity which, when added to the supply of mixed feed in the hands of such feeder, will result in a total supply of feed materials in excess of the quantity needed to feed 80% of the aggregate number of such fowl fed by such feeder during the corresponding period of 1945; *Provided, however,* That the provisions of this paragraph (f) shall not apply to the purchase of grain, grain products, or grain by-products for the feeding of hogs or cattle in transit or at a stockyard, nor to the purchase of corn by producers or manufacturers of anti-hog cholera serum and hog cholera virus for the production of such serum or virus.

RESTRICTIONS ON INVENTORIES

(g) *Mixed feed manufacturers' inventories.* No mixed feed manufacturers shall accept delivery of corn if, either prior to or after acceptance of such delivery, his total inventory of corn and grain sorghums, plus all quantities of such grains bought to arrive or with respect to which he has a contract to purchase (excluding futures contracts) exceeds a 45-day supply based upon the greater of the following quantities:

(1) 80% of his average monthly use of corn and grain sorghums during the corresponding calendar month of 1945 and the following month; or

(2) 16% of his average monthly use of grain, grain products and grain by-products during the corresponding calendar month of 1945 and the following month.

(h) *Feeders' inventories.* No feeder shall accept delivery of corn if, either prior to or after acceptance of such delivery, his total inventory of corn and grain sorghums, plus all quantities of such grains bought to arrive or with respect to which he has a contract to purchase (excluding futures contracts) exceeds a 45-day supply based upon his requirements for feeding hogs for market (other than breeding stock) up to 225 pounds, cattle for market up to Grade A, and poultry up to 80% of the aggregate number fed during the period from April 1, 1945 to September 30, 1945.

(i) *Food manufacturers', dry processors' and wet processors' inventories.* No food manufacturer, dry processor or wet processor shall accept delivery of corn if, either prior to or after acceptance of such delivery, his total inventory of corn and grain sorghums, plus all quantities of such grains bought to arrive or with respect to which he has a contract to purchase (excluding futures contracts) exceeds a 45-day supply based upon the use restriction applicable to such person under the provisions of this order.

(j) *Inventory exemptions.* Notwithstanding any other provision of this order:

(1) Subject to the compliance certificate requirement contained in paragraph (k) hereof, any person may deliver and any person may receive corn where such delivery and receipt takes place on or before July 1, 1946, pursuant to the terms of a contract in existence on or before March 2, 1946.

(2) Subject to the compliance certificate requirement contained in paragraph (k) hereof, any person whose inventory of corn and grain sorghums does not exceed the quantity permissible under the applicable provision of this order may accept delivery of one carload of corn.

(3) Subject to the compliance certificate requirement contained in paragraph (k) hereof, any person may deliver and any person may receive corn to be used for the feeding of hogs or cattle in transit or at a stockyard.

(4) No inventory restriction shall be applicable nor shall any compliance certificate be required in the case of usual or customary sales of corn which is delivered directly by a producer to a purchaser in wagon or truckload lots.

(k) *Compliance certificates.* (1) No feeder, mixed feed manufacturer, food manufacturer, dry processor or wet processor shall accept delivery of corn in excess of 2,000 pounds per month from any person other than a producer, and no person other than a producer shall deliver corn in excess of 2,000 pounds per month to a feeder, mixed feed manufacturer, food manufacturer, dry processor or wet processor unless, prior to acceptance of delivery, the receiver executes and furnishes to his supplier a certificate in the following form:

The undersigned hereby certifies to the United States Department of Agriculture and to _____ that
(Name and address of supplier)
he is familiar with the terms of War Food Order No. 145, that this compliance certificate is furnished in order to enable the undersigned to acquire ____ bushels of corn to be delivered on or about _____, and that the receipt and use of such corn will not be in violation of any provisions of War Food Order No. 145.

_____
Purchaser
By _____
Authorized official

_____
Date

(2) All compliance certificates executed under this paragraph shall be retained for at least two years and shall, upon request, be submitted to the Assistant Administrator for examination. All statements contined in such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reason to believe it to be false.

GENERAL PROVISIONS

(l) *Transfers between branches or departments.* The transfer of corn between units, departments, branches, plants, or companies owned, controlled, or directed by the same person but engaged in separate activities as grain distributors, feeders, mixed feed manufacturers, food manufacturers, dry processors or wet processors shall constitute delivery and acceptance of delivery within the meaning of this order.

(m) *Records and reports.* (1) The Assistant Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall, for at least two years, or for such period of time as the Assistant Administrator may designate, maintain an accurate record of his transactions in and use of grain.

(n) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(o) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits or inspections of the books, records and other writings,

premises, or stocks of grain, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(p) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(q) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, delivering, or using grain. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(r) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(s) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 145, Grain Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(t) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

Effective date. This order shall become effective at 12:01 a. m., e. s. t., April 1, 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 29th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary.

[F. R. Doc. 46-5264; Filed, Mar. 29, 1946; 11:22 a. m.]

[WFO 144, Amdt. 3]

PART 1468—GRAIN

EXEMPTION FOR MIXED FEED MANUFACTURERS

Correction

In Federal Register Document 46-5110, which appears at page 3243 of the issue of Thursday, March 28, 1946, the signature appearing on page 3244 should read "Clinton P. Anderson, *Secretary of Agriculture.*"

TITLE 18—CONSERVATION OF POWER

Chapter I—Federal Power Commission

[Order 123]

RULES OF PRACTICE AND REGULATIONS AND APPROVED FORMS

MISCELLANEOUS AMENDMENTS

MARCH 26, 1946.

The Commission, acting pursuant to the authority vested in it by the Federal Power Act, particularly section 309 thereof, and finding such action necessary and appropriate for carrying out the provisions of said act, hereby adopts, promulgates, and prescribes the following amendments to the "Rules of Practice and Regulations, with Approved Forms, Effective June 1, 1938" (under the Federal Power Act):

Subchapter A—Rules of Practice and Regulations, Federal Power Act

PART 35—FILING OF RATE SCHEDULES

Section 35.10 *Number of copies of rate schedules to be supplied* be and it is hereby amended to read as follows:

§ 35.10 *Number of copies of rate schedules to be supplied.* Two copies of every rate schedule, certificate of concurrence, notice of succession in ownership or operation, and notice of cancellation submitted for filing must be supplied to the Commission. Both copies are to be included in one package, together with a letter of transmittal listing all rate schedules included, and addressed to the Federal Power Commission, Washington, D. C. The Commission reserves the right to request such additional copies of any of the above mentioned instruments as it may find necessary or appropriate to carry out the provisions of the Federal Power Act.

Section 35.20 *Filing* be and it is hereby amended to read as follows:

§ 35.20 *Filing.* Every licensee shall file with the Commission a full and complete copy of every rate schedule, tariff, contract, or agreement, and all supplements thereto, providing for the sale at wholesale (whether for consumption, resale, or any other use whatsoever by the purchaser) of electric energy or mechanical horsepower generated or developed through the facilities of the licensed project: *Provided, however,* That rate schedules, contracts, agreements, etc., filed pursuant to the provisions of § 35.3 need not be filed additionally under the requirements of this section.

Subchapter E—Approved Forms

PART 200—FORMS UNDER RULES OF PRACTICE AND REGULATIONS, FEDERAL POWER ACT

Section 200.51 *Notice of succession in ownership or operation* amended by striking out the statement contained therein reading as follows: "(An original and one conformed copy, together with one additional copy for each interested State commission, to be submitted)" and substituting therefor the following: "(An original and one conformed copy to be submitted)".

Section 200.52 *Certificate of concurrence* amended by striking out the statement contained therein reading as follows: "(An original and one conformed copy, together with one additional copy for each interested State commission, to be submitted)" and substituting therefor the following: "(An original and one conformed copy to be submitted)".

Section 200.53 *Notice of cancellation* amended by striking out the statement contained therein reading as follows: "(An original and one conformed copy, together with one additional copy for each interested State commission, to be submitted)" and substituting therefor the following: "(An original and one conformed copy to be submitted)".

The amendments to the "Rules of Practice and Regulations, with Approved Forms, Effective June 1, 1938" (under the Federal Power Act) adopted, promulgated, and prescribed by this order shall become effective on April 15, 1946; and the Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

(49 Stat. 858; 16 U.S.C. 825h)

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-5258; Filed, Mar. 29, 1946; 9:28 a. m.]

[Order 129]

PROVISIONAL RULES OF PRACTICE AND REGULATIONS AND APPROVED FORMS

MISCELLANEOUS AMENDMENTS

MARCH 26, 1946.

The Commission, pursuant to the authority vested in it by the Natural Gas Act, particularly section 16 thereof, and finding such action necessary and appropriate for carrying out the provisions of said act, hereby adopts, promulgates, and prescribes the following amendments to the "Provisional Rules of Practice and Regulations Under the Natural Gas Act, Effective July 11, 1938":

Subchapter B—Provisional Rules of Practice and Regulations, Natural Gas Act

PART 54—FILING OF RATE SCHEDULES

Section 54.10 *Number of copies of rate schedules to be supplied* be and it is hereby amended to read as follows:

§ 54.10 *Number of copies of rate schedules to be supplied.* Two copies of every rate schedule, certificate of concurrence, notice of succession in ownership or operation, and notice of cancellation submitted for filing must be supplied to the Commission. Both copies are to be included in one package, together with a letter of transmittal listing all rate schedules included and addressed to the Federal Power Commission, Washington, D. C. The Commission reserves the right to request such additional copies of any of the above mentioned instruments as it may find necessary or appropriate to carry out the provisions of the Natural Gas Act.

Section 54.20 *Filing* amended by striking out the following at the end of each of paragraphs (a), (b), and (c): "(together with one additional copy for each interested State commission)".

Section 54.30 *Natural-gas companies to furnish the Commission with copies of industrial rate contracts* be and it is hereby amended to read as follows:

§ 54.30 *Natural-gas companies to furnish the Commission with copies of industrial rate contracts.* Every natural-gas company shall currently furnish to the Commission two full and complete copies of every contract and the amendments thereto, presently or hereafter effective, for the direct sale of natural gas to industrial consumers for consumption where such contract involves the sale of 100,000 M. c. f. per year or more, together with all rate schedules, agreements, leases or other writings, tariffs, classifications, services, rules and regulations relative to such sale; *Provided, however,* That when such a presently filed contract is renewed or extended on identical terms except as to the period during which it is to be in effect, the natural-gas company may notify the Commission of such renewal or extension by letter, in duplicate, stating the date of the renewal or extension agreement and the period during which it is to be in effect, instead of furnishing to the Commission two copies of such renewal or extension agreement.

Subchapter E—Approved Forms

PART 250—NATURAL GAS ACT

Section 250.2 *Certificate of concurrence* amended by striking out the statement contained therein reading as follows: "(An original and one conformed copy to be submitted, together with one additional copy for each interested State commission)" and substituting therefor the following: "(An original and one conformed copy to be submitted)".

Section 250.3 *Notice of cancellation or termination* amended by striking out the statement contained therein reading as follows: "(An original and one conformed copy to be submitted, together with one additional copy for each interested State commission)" and substituting therefor the following: "(An original and one conformed copy to be submitted)."

Section 250.4 *Notice of succession in ownership or operation* amended by striking out the statement contained therein reading as follows: "(An original and one conformed copy to be submitted, together with one additional copy for each interested State commission)" and substituting therefor the following: "(An original and one conformed copy to be submitted)".

The amendments to the "Provisional Rules of Practice and Regulations Under the Natural Gas Act, with Approved Forms, Effective July 11, 1938" adopted, promulgated, and prescribed by this order shall become effective on April 15, 1946; and the Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

(52 Stat. 830; 15 U.S.C. 717)

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-5257; Filed, Mar. 29, 1946; 9:28 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51430]

PART 10—ARTICLES CONDITIONALLY FREE, SUBJECT TO A REDUCED RATE, ETC.

STRAYED ANIMALS

Section 10.74 (c), Customs Regulations of 1943 (19 CFR, Cum. Supp., 10.74 (c)), is hereby amended by changing the period at the end thereof to a semicolon and adding the following: *"Provided,* That the owner of any such animal shall report its return to the nearest customs officer and hold it for such inspection and treatment as may be deemed necessary by a representative of the Bureau of Animal Industry of the Department of Agriculture and any such animal found not to have been so reported or held shall be subject to seizure and forfeiture pursuant to section 593 (b), Tariff Act of 1930.

(Par. 1606 (c): sec. 201, 46 Stat. 673, sec. 624, 46 Stat. 759; 19 U.S.C. 1201, 1624)

FRANK DOW,
Acting Commissioner of Customs.

Approved: March 26, 1946.

JOSEPH J. O'CONNELL, JR.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-5255; Filed, Mar. 29, 1946; 10:03 a. m.]

TITLE 24—HOUSING CREDIT

Chapter V—Federal Housing Administration

PART 501—GOVERNING CLASS 1 AND CLASS 2 LOANS

PART 502—THE REGULATIONS OF THE FEDERAL HOUSING COMMISSIONER GOVERNING CLASS 3 LOANS

PROPERTY IMPROVEMENT LOANS

Amendments to the regulations of the Federal Housing Commissioner governing property improvement loans insured under Title I of the National Housing Act.

Sections 501.1 through 501.16, inclusive, of the regulations of the Federal Housing Commissioner governing Property Improvement Loans effective July 1, 1944, are hereby amended by designating them as "Part 501—Governing Class 1 and 2 Loans," and by adding thereto a Part 502[1] consisting of regulations governing Class 3 loans.

Part 501, § 501.6 (c), is hereby amended to read as follows:

§ 501.6 *Credits.* • • •

(c) *Outstanding FHA and direct Federal obligations.* The proceeds of a loan shall not be disbursed if the insured has knowledge that the borrower is past due as to either principal or interest with respect to an obligation owing to, or insured by, a department or agency of the Federal Government: *Provided,* That nothing contained herein shall prevent the making of a loan otherwise eligible, even though the borrower is in default under such an obligation by reason of his military service and the approval of the Commissioner is obtained.

Part 501, § 501.12 is hereby amended by striking out paragraphs (b), (c), (d), (e) and (f) and inserting in lieu thereof paragraphs numbered (b), (c) and (d) as follows:

§ 501.12 *Insurance reserve.* • • •

(b) *General insurance reserve.* There shall be established for each insured a general insurance reserve equal to 10% of the aggregate amount advanced on all loans originated by it on and after July 1, 1944, pursuant to the provisions of this part and Part 502 of this subchapter.

(c) *Transfer of loans reported for insurance.* The insured shall not assign or otherwise transfer any loan reported for insurance to a transferee not holding a contract of insurance under Title I of the National Housing Act: *Provided,* That nothing contained herein shall be construed to prevent the pledging of such loans as collateral security under a trust agreement, or otherwise, in connection with a bona fide loan transaction.

(d) *Transfer of insurance reserve.* Except in cases involving the transfer of loans sold with recourse or under a guaranty, guarantee or repurchase agreement, the reports required by § 501.10 shall be submitted, indicating the intent of the parties with respect to the transfer of the insurance reserve and unless the approval of the Commissioner is obtained, the insurance reserve shall be transfered as follows:

(1) In cases involving the transfer of notes purchased without recourse, guaranty, guarantee or repurchase agreement: *Provided,* No instalment payment is past due more than one calendar month at the time of purchase, the insurance reserve shall be transferred to the general insurance reserve of the purchasing institution on the basis of 10% of the actual purchase price or net unpaid original advance, whichever is the lesser.

(2) In cases involving the transfer of notes sold with recourse or under a guar-

[1] The regulations in this part supersede the prior regulations with respect to loans made on or after March 28, 1946.

anty, guarantee or repurchase agreement, no insurance reserve will be transferred and no reports will be required.

Part 501, §§ 501.12 (g) and 501.12 (h) are amended by striking out "§§ 501.12 (g)" and "501.12 (h)" and inserting in lieu thereof "§§ 501.12 (e)" and "501.12 (f)."

Sec.

502.1 Citation.
502.2 Definitions.
502.3 Eligible borrowers.
502.4 Eligible improvements.
502.5 Credits.
502.6 Eligible mortgages.
502.7 Loan procedure.
502.8 Refinancing.
502.9 Claims.
502.10 Insurance charge.
502.11 Insurance reserve.
502.12 Administrative reports and examination.

AUTHORITY: §§ 502.1 to 502.12, inclusive, issued under 53 Stat. 804, 805, 55 Stat. 364, 56 Stat. 305; 12 U.S.C. and Sup., 1703.

§ 502.1 *Citation.* Part 502 may be cited as "The Regulations of the Federal Housing Commissioner Governing Class 3 Loans".

§ 502.2 *Definitions.* As used in this part:

(a) "Act" means the National Housing Act, as amended.

(b) "Administration" means Federal Housing Administration.

(c) "Commissioner" means the Federal Housing Commissioner or his duly authorized representative.

(d) "Contract of insurance" includes all of the provisions of these Regulations and of the applicable provisions of the act.

(e) "Insured" means any financial institution holding a Contract of Insurance under Title I of the act.

(f) "Loan" and "Class 3 Loan" mean any loan made under this part for the purpose of financing the construction of a new structure to be used in whole or in part for residential purposes.

(g) "Borrower" means one who is an eligible owner or lessee of real property upon which a new structure is to be or has been constructed pursuant to the provisions of the act and this part and who applies for and receives an advance of credit in reliance upon the provisions of the act and this part.

(h) "Instalment payment" includes that deposit to an account or fund which represents the partial repayment of a loan.

(i) "Mortgage" includes a note, bond, deed of trust, or other evidence of indebtedness or security instrument taken in connection with a Class 3 Loan.

(j) "Class 3 structure" means a structure, the construction of which is financed with the proceeds of an eligible Class 3 loan.

§ 502.3 *Eligible borrowers.* A borrower in order to be eligible for a Class 3 loan:

(a) *Eligible owners or lessees.* Shall be (1) the fee simple owner of unencumbered land upon which the new structure is to be built or (2) the lessee of such unencumbered land under a lease from the United States Government for a term of at least six months beyond the maturity of the loan or (3) the lessee of such unencumbered land under a lease having a term of at least forty years to run from the date of the mortgage and providing for annual rental not in excess of 6% of the valuation placed upon the unimproved land by the insured and containing a provision which will entitle the lessee to obtain the fee simple title to such land upon payment at any time after one month's written notice of a sum not in excess of the amount of such annual rental multiplied by $16\frac{2}{3}$, or (4) the lessee of such unencumbered land under a lease for not less than 99 years which is renewable.

(b) *Borrower's equity.* Shall establish to the satisfaction of the insured by certification on the Credit Application provided for in § 502.5 that after the mortgage, deed of trust, or similar instrument has been recorded, the property will be free and clear of all liens other than such mortgage, deed of trust, or similar instrument, except taxes and ground rents not due and payable and special assessments not in arrears, and that in addition to the loan he has an investment in the property in cash, in land, or an interest in the land in an amount equal to 5% of the appraised value of the completed property as determined under § 502.7 (a).

§ 502.4 *Eligible improvements*—(a) *Purpose.* A loan must be for the purpose of financing the construction of a Class 3 structure and appurtenances thereto which conforms with the minimum construction requirements and property standards prescribed by the Commissioner and which is approved by the Commissioner as to architectural design, physical characteristics, and location, which is within the United States, its territories and possessions, and which is commenced on or after March 28, 1946, in reliance upon the credit facilities afforded by Title I of the National Housing Act as amended.

(b) *Unfinished structures.* The proceeds of a loan shall not be used to finance the cost of completing an unfinished structure, unless the unfinished structure was begun under a Class 3 loan, in which case the total of all such loans shall not exceed $3,000.

(c) *Architectural services.* The proceeds of a loan may be used to pay for architectural and engineering services and builders' profit in connection with the building of new structures financed in accordance with this part.

(d) *Refinancing existing obligations prohibited.* The proceeds of a loan shall not be used for the purpose of refinancing existing obligations not previously made or reported for insurance pursuant to this part.

§ 502.5 *Credits*—(a) *Credit application.* Prior to making a loan the insured shall obtain a dated Credit Application executed by the borrower on a form approved by the Commissioner. A separate Credit Application is required for each loan made or mortgage purchased.

(b) *Credit investigation.* The Credit Application, supplemented by such other information as the insured deems necessary, must, in the judgment of the insured, clearly show the borrower to be solvent, with reasonable ability to pay the obligation and in other respects a reasonable credit risk. If, after the loan is made, an insured who acted in good faith discovers any material misstatements or misuse of the proceeds of the loan by the borrower, dealer, or others, the eligibility of the mortgage for insurance will not be affected. However, the insured shall promptly report such discovery to the Commissioner.

(c) *Reliance on credit application.* An insured acting in good faith may, in the absence of information to the contrary, rely upon all statements of fact made by the borrower which are called for by the borrower's Credit Application.

(d) *Outstanding FHA and direct Federal obligations.* A loan shall not be made if the insured has knowledge that the borrower is past due as to either principal or interest with respect to an obligation owing to, or insured by, any department or agency of the Federal Government: *Provided,* That nothing contained herein shall prevent the making of a loan otherwise eligible, even though the borrower is in default under such an obligation by reason of his military service and the approval of the Commissioner is obtained.

(e) *Past due Title I mortgages at time of purchase.* A mortgage shall not be purchased when any instalment thereon is past due more than fifteen days at the date of purchase except purchases of mortgages under the provisions of § 502.11.

§ 502.6 *Eligible mortgages*—(a) *Mortgage provisions.* In order to be eligible for insurance a loan shall be secured by collateral security in the form of a duly recorded first mortgage, first deed of trust, or similar instrument which constitutes a first lien upon a fee simple or lease-hold interest in the land and buildings, appurtenances, and improvements thereon and which:

(1) Is in a form approved by the Commissioner for use in the jurisdiction in which the property covered by the mortgage, deed of trust, or similar instrument is situated and involves a principal amount not in excess of $3,000.

(2) Shall provide for interest at such rate as may be agreed upon between the borrower and the insured but in no case shall such interest be in excess of $4\frac{1}{2}$% per annum on the outstanding principal. Interest and principal shall be payable in monthly instalments (or other periodic instalments as provided in subparagraph (11) of this paragraph. In the event interest is payable in instalments corresponding to the income periods shown on the Credit Application, such interest payments may be required in advance for each such instalment period).

(3) May provide for payments by the borrower to the insured on each instalment payment date of an amount equal to the annual insurance charge payable by the insured to the Commissioner, divided by the number of instalment payment dates to elapse prior to the date such charge is due and payable to the Commissioner.

(4) Shall provide for such equal payments by the borrower to the insured on each instalment payment date as will amortize the ground rents, if any, and the estimated amount of all taxes, special assessments, if any, and fire and other hazard insurance premiums, within a period ending one month prior to the date on which same become delinquent. Such payments shall be held by the insured in a manner satisfactory to the Commissioner for the purpose of paying such ground rents, taxes, assessments, and insurance premiums before the same become delinquent for the benefit and account of the borrower. The mortgage shall also make provision for adjustments in case the estimated amount of such taxes, assessments, and insurance premiums should prove to be more or less than the actual amount thereof so paid by the insured.

(5) Shall contain a privilege of prepayment in full or in amounts equal to one or more instalment payments on the principal that are next due on the mortgage at any interest payment date upon thirty days' prior notice and without premium or penalty.

(6) Shall provide that all instalment payments to be made by the borrower to the insured shall be added together and the aggregate amount thereof shall be applied to the following items in the order set forth.

(i) Insurance charges due the Federal Housing Commissioner.

(ii) Ground rents, taxes, special assessments, and fire and other hazard insurance premiums.

(iii) Interest on the loan.

(iv) Amortization of the principal of the loan.

(7) May provide for a late charge to be paid by the borrower, not to exceed two cents (2¢) for each dollar for each instalment payment more than fifteen days in arrears. No late charge may be accrued in excess of $5.00. The borrower must be billed for the penalties collected as such, and evidence of such billing must be in the file if claim is made under the Contract of Insurance.

(8) Shall contain a provision for acceleration of maturity at the option of the holder in the event of default.

(9) Shall not have a final maturity in excess of twenty years and five calendar months.

(10) Shall provide for not more than two hundred and forty monthly payments which shall fall due on the first day of a month and the first such payment shall fall due not less than six days nor more than six calendar months from the date of the mortgage, except as provided in subparagraph (11) of this paragraph.

(11) In instances in which the Credit Application of the borrower indicates that not less than 51% of the income of the borrower is derived directly from the sale of agricultural crops, commodities or livestock produced by him, the mortgage may provide, in lieu of monthly instalments, for substantially equal instalment payments corresponding to the income periods shown on the Credit Application, *Provided, however,* That the first payment must be within twelve months of the date of the mortgage and that at least one payment must be made during each calendar year thereafter.

(b) *Borrowers payments.* The borrower must pay to the insured, upon the execution of the mortgage, a sum that will be sufficient to pay premiums on fire and other insurance required by the insured pursuant to the terms of the mortgage, and ground rents, if any, and estimated taxes, special assessments, drainage, and irrigation charges applicable to the period beginning on the date to which such ground rents, taxes, assessments, and charges were last paid and ending on the date of the first periodic payment under the mortgage. The borrower, at such time, may also be required to pay a sum equal to the first annual insurance charge plus an amount equal to one-twelfth ($\frac{1}{12}$) of the annual insurance charge multiplied by the number of months to elapse from the date of the closing of the loan to the date of the first periodic payment, and if the mortgage provides for payment of interest in advance, interest to the due date of the first periodic payment thereunder. The insured may charge the borrower any fees paid to the Administration and an initial service charge in an amount sufficient to reimburse the insured for the cost of closing the transaction, including appraisal fees but in no case shall the amount of such service charge be in excess of 1% of the original principal amount of the loan.

(c) *Recording fees and title costs.* In addition to the charges hereinbefore mentioned the insured may collect from the borrower only recording fees and such costs of title search as are customary in the community.

§ 502.7 *Loan procedure*—(a) *Appraisal.* Prior to beginning construction and to the disbursement of any portion of the proceeds of the loan, the insured shall make an estimate of the value of the property, assuming completion of the proposed improvements, and shall certify to the local insuring office the amount of such appraisal and that the requirements of § 502.3 (b) will be complied with. However, if the insured is an approved mortgagee under the provisions of another title of the act and requests the Commissioner to determine the eligibility of the property for insurance of a mortgage loan under another title of the act, it may accept the value estimate of the Commissioner as its own in the event it subsequently decides to make a loan under the provisions of this part.

(b) *Property approval.* Prior to beginning construction and to the disbursement of any portion of the proceeds of the loan, the insured shall submit to the Commissioner an Application for Property Approval on a form prescribed by the Commissioner. Such application shall be accompanied by the certificate provided for in paragraph (a) of this section, the plans or drawings and specifications, and the insured's check made payable to the Federal Housing Administration in the sum of $10.00.

(c) *Progress payments.* After obtaining the approval of the application by the Commissioner and prior to disbursing the proceeds of the loan or any portion thereof to the borrower or to a creditor for his account, the insured shall satisfy itself that the value of the work done and materials on the site at the time of any progress payment is equal to at least 110% of such payment, plus all such progress payments theretofore made. The insured shall not make a disbursement or progress payment to the borrower or to a creditor for his account which would increase the total amount disbursed to a sum in excess of 80 per centum of the proceeds of the loan until it has been notified that the final inspection by the Commissioner has been made and the work approved. No disbursement of any portion of the proceeds shall be made subsequent to receipt of written notice from the Commissioner by the insured to the effect that the structure has not been constructed in accordance with the plans or drawings and specifications and conditions as approved by the Commissioner. Whenever it appears to the satisfaction of the insured that completion of the work will be temporarily delayed due to inclement weather, non-availability of material, or other reason beyond the control of the builder, it may disburse the entire balance remaining of the loan proceeds after deducting and retaining therefrom twice the amount deemed necessary to complete the work. This retained balance shall not be disbursed until after the work has been inspected and approved by the Commissioner.

(d) *Compliance with regulations.* The approval of the Commissioner provided for in this section shall not relieve the insured from compliance with any regulation.

(e) *Substitution of borrowers.* In the event that property covered by a loan is sold to an eligible borrower who assumes and agrees to pay the debt and whose credit is satisfactory to the insured, the seller may be released by the insured from his obligation upon notice thereof to the Commissioner: *Provided,* That if the loan was secured by a first lien upon a fee simple estate, the loan, after the assumption, shall be secured by a first lien on a fee simple interest in the land and building appurtenances and improvements thereon.

(f) *Loan reports.* Loans shall be reported on the proper form to the Federal Housing Administration at Washington, D. C., within thirty-one days of the first disbursement of any of the proceeds of the loan or the date upon which it was purchased. Any loan refinanced in accordance with § 502.8 shall be reported on the proper form within thirty-one days from the date of refinancing. In any case, the Commissioner may in his discretion accept a late report.

§ 502.8 *Refinancing.* New obligations to liquidate loans previously reported for insurance pursuant to Title I of the act made after March 28, 1946, which may or may not include an additional amount advanced will be covered by insurance, *Provided,* That:

(a) They meet the requirements of all applicable regulations;

(b) They are reported to the Commissioner on the proper form within 31 days from date of execution;

(c) They have a maturity not in excess of the maximum permitted under this part from the date of the refinancing

obligation, but not to exceed thirty years from the date of the original mortgage.

(d) If the refinanced obligation was secured by a first lien upon a fee simple estate, the new obligation shall be secured by a first lien upon a fee simple interest in the land and building, appurtenances and improvements thereon.

§ 502.9 *Claims.* Claim for reimbursement for loss on a qualified loan shall be made as provided in this section.

(a) *Default reports.* If the borrower fails to make any payment or to perform any other covenant or obligation under the mortgage and such failure continues for a period of thirty (30) days, the mortgage shall be considered in default and the insured shall within sixty (60) days thereafter give notice in writing to the Commissioner of such default, and similar notices each sixty (60) days until such default is cured and notice thereof is given to the Commissioner.

(b) *Foreclosure or acquisition.* At any time within one year from the date of default the insured, at its election, shall either:

(1) Acquire by means other than foreclosure of the mortgage, possession of, and title to, the mortgaged property; or

(2) Commence foreclosure of the mortgage: *Provided*, That if the laws of the State in which the mortgaged property is situated do not permit the commencement of such foreclosure within such period of time, the insured shall commence such foreclosure within sixty (60) days after the expiration of the time during which such foreclosure is prohibited by such laws.

(3) Nothing herein contained shall be construed so as to prevent the insured, with the written consent of the Commissioner, from taking action at a later date than herein specified.

(4) If at any time during default the borrower is a "person in military service", as such term is defined in the Soldiers' and Sailors' Civil Relief Act of 1940, the period during which he is in such service shall be excluded in computing the one year period within which the insured shall commence foreclosure or acquire the property by other means as provided in this section.

(5) If the borrower is a person in military service as defined in such act, the insured may, by written agreement with the borrower, postpone for the period of military service, and three months thereafter, that part of the monthly payment, or any part thereof which represents amortization of principal, provided such agreement contains a provision for the resumption of monthly payments thereafter in amounts which will completely amortize the mortgage debt within its original maturity. Such agreement, however, will in no way affect the amount of the annual insurance charge which will continue to be calculated in accordance with the provisions of § 502.10. (For the purpose of this section, the date of default shall be considered as thirty (30) days after (a) the first uncorrected failure to perform a covenant or obligation, or (b) the first failure to make a monthly payment which subsequent payments by the borrower are insufficient to cover when applied to the overdue monthly payments in the order in which they became due.)

(c) *Reinstatement.* If after default and prior to the completion of foreclosure proceedings the borrower shall pay to the insured all monthly payments in default and such expenses as the insured shall have incurred in connection with the foreclosure proceedings, no claim for reimbursement under the Contract of Insurance can be made and the insurance shall continue, as if such default had not occurred.

(d) *Filing claim.* If the default is not cured as aforesaid, and if the insured has otherwise complied with the provisions of this section, it may at any time within seven months or such further time as may be approved by the Commissioner, after acquiring title to and possession of the mortgaged property, tender to the Commissioner possession thereof, and a deed containing a covenant which warrants against the acts of the insured and all claiming by, through, or under it, conveying good merchantable title to such property undamaged by fire, earthquake, flood, or tornado. The Commissioner shall promptly accept conveyance of such property and, subject to § 502.11, make payment of loss sustained by the insured as follows:

(1) The net unpaid balance of advance actually made;

(2) Uncollected earned interest to the date of default and interest at the rate of 3% per annum from the date of default to the date the claim is approved for payment.

(3) An amount on account of the cost of foreclosure or of acquiring the property by other means actually paid by the insured and approved by the Commissioner not in excess of two-thirds of such cost or seventy-five ($75) dollars, whichever is the greater.

(4) The amount of all payments which have been made by the insured for taxes, ground rents, special assessments, and water rates which are liens prior to the mortgage, and fire and hazard insurance premiums.

Any amount received by the insured from any source relating to the property on account of rent or other income, after deducting reasonable expenses incurred in handling the property, shall be deducted from the sum of the foregoing.

(e) *Evidence of title.* Evidence of title of the following types will be satisfactory to the Commissioner.

(1) A fee or owner's policy of title insurance, a guaranty or guarantee of title, or a certificate of title, issued by a title company, duly authorized by law and qualified by experience to issue such; or

(2) An abstract of title prepared by an abstract company or individual engaged in the business of preparing abstracts of title and accompanied by a legal opinion as to the quality of such title signed by an attorney at law experienced in examination of titles; or

(3) A Torrens or similar title certificate; or

(4) Evidence of title conforming to the standards of a supervising branch of the Government of the United States or of any State or Territory thereof.

Such evidence of title shall be furnished without cost to the Commissioner and shall be executed as of a date to include the recordation of the deed to the Commissioner, and shall show that, according to the public records, there are not, at such date, any outstanding prior liens, except for ground rents and taxes not due and payable and special assessments not in arrears. If the title and title evidence are such as to be acceptable to prudent lending institutions and leading attorneys generally in the community in which the property is situated, such title and title evidence will be satisfactory to the Commissioner and will be considered by him as good and merchantable.

(f) *Waiver of title objections.* The Commissioner will not object to the title by reason of the following matters: *Provided*, They are not such as to impair the value of the property for residence purposes:

(1) Customary easements for public utilities, party walls, driveways and other purposes; customary building or use restrictions for breach of which there is no reversion and which have not been violated to a material extent;

(2) Such restrictions when coupled with a reversionary clause, provided there has been no violation prior to the date of the deed to the Commissioner;

(3) Slight encroachments by adjoining improvements;

(4) Outstanding oil, water, or mineral rights, which do not impair the value of the property for residence purposes, or which are customarily waived by prudent lending institutions and leading attorneys generally in the community.

(g) *Sale and claim for deficiency.* In lieu of the procedure provided for in paragraphs (d) and (e) of this section, the insured, after acquiring title to the property as provided in this part, may, at its option and with the approval of the Commissioner, sell the same in the open market to a bona fide third party at any time within six months from the date of such acquisition of the property, or within such further time as may be approved by the Commissioner. The net amount received at such sale, whether in cash or deferred payments, shall be credited on the obligation and claim may be filed with the Commissioner for the balance. Payment of loss sustained by the insured shall be made as follows:

(1) The net unpaid balance of the advance actually made. In calculating the net unpaid amount, the net sale price must be included as a credit.

(2) Uncollected earned interest to the date of default and interest at the rate of 3% per annum from the date of default to the date the claim is approved for payment.

(3) An amount on account of the cost of foreclosure or of acquiring the property by other means actually paid by the insured and approved by the Commissioner not in excess of two-thirds of such cost or seventy-five ($75) dollars, whichever is the greater.

(4) The amount of all payments which have been made by the insured for taxes, ground rents, special assessments, water rates which are liens prior to the mortgage, fire and hazard insurance premiums, and cost of maintenance and repair of the property. (Claim for cost of maintenance and repair shall not exceed 10% of the net unpaid balance of the advance actually made unless prior approval of the Commissioner has been obtained.)

Any amount received by the insured from any source relating to the property on account of rent or other income shall be deducted from the sum of the items referred to in this paragraph.

§ 502.10 *Insurance charge*—(a) *Rate.* The insured shall pay to the Administration an annual insurance charge equal to one-half of one per centum of the original principal amount of any loans reported for insurance.

(b) *When payable.* The first annual insurance charge so calculated shall be paid by check or draft to the order of the Federal Housing Administration within 25 days after the date the Administration acknowledges receipt to the insured of the report of any such loan and the next and each succeeding annual insurance charge shall be paid in advance upon the anniversary of the first day of the month following the date of the mortgage until the loan is paid in full or claim is filed with the Commissioner under the Contract of Insurance.

(c) *Mortgages paid in full.* In the event the loan is paid in full prior to maturity or is foreclosed or the possession of and title to the property is otherwise acquired by the insured, the insured shall within 30 days thereafter notify the Commissioner of the date of prepayment, foreclosure, or acquisition, after which its obligation to pay future annual insurance charges in connection therewith shall cease but it shall not be entitled to a refund of any portion of an annual insurance charge previously paid or a reduction in the amount of any insurance charge, which fell due prior to such prepayment, foreclosure, or acquisition of the property.

(d) *Refinancing.* When the proceeds of any loan are used to liquidate a loan previously reported for insurance, there shall be deducted from the amount of the insurance charge payable the first year the pro rata share of the annual insurance charge paid on the original obligation.

(e) *Transfer of mortgages.* An insured who purchases a mortgage previously reported for insurance shall pay each succeeding annual insurance charge as provided in paragraph (b) of this section. Any adjustment of the insurance charge paid in advance by the seller shall be made between the purchaser and the seller.

(f) *Payment of insurance charge.* Subject to the other provisions of this part, the insurance granted under Title I of the National Housing Act, as amended, shall be effective with respect to any loan from the date of the report thereof to the Commissioner: *Provided*, That the insurance charge with respect to such loan is paid as required by this section.

§ 502.11 *Insurance reserve*—(a) *Legal limit.* Subject to the limitation on the total liability which may be outstanding at any time as stipulated in section 2 of Title I of the act, the Commissioner, in accordance with § 502.9 (d) and (g), will reimburse any insured for losses sustained by it up to a total aggregate amount equal to 10% of the total amount advanced on all eligible loans made by it after July 1, 1944, and reported for insurance during the time its Contract of Insurance is in force.

(b) *General insurance reserve.* There shall be established for each insured a general insurance reserve equal to 10% of the aggregate amount advanced on all loans originated by it on and after July 1, 1944, pursuant to the provisions of both Part 501 of this subchapter and this part.

(c) *Transfer of loans reported for insurance.* The insured shall not assign or otherwise transfer any loan reported for insurance to a transferee not holding a Contract of Insurance under Title I of the National Housing Act, *Provided*, That nothing contained herein shall be construed to prevent the pledging of such loans as collateral security under a trust agreement, or otherwise, in connection with a bona fide loan transaction.

(d) *Transfer of insurance reserve.* Except in cases involving the transfer of loans sold with recourse or under a guaranty, guarantee or repurchase agreement, the reports required by § 502.7 (f) shall be submitted, indicating the intent of the parties with respect to the transfer of the insurance reserve and unless the approval of the Commissioner is obtained, the insurance reserve shall be transferred as follows:

(1) In cases involving the transfer of notes purchased without recourse, guaranty, guarantee or repurchase agreement, provided no instalment payment is past due more than one calendar month at the time of purchase, the insurance reserve shall be transferred to the general insurance reserve of the purchasing institution on the basis of 10% of the actual purchase price or net unpaid original advance, whichever is the lesser.

(2) In cases involving the transfer of notes sold with recourse or under a guaranty, guarantee or repurchase agreement, no insurance reserve will be transferred and no reports will be required.

(e) *FHA recovery shall not affect reserve.* Amounts which may be salvaged by the Commissioner with respect to a loan in connection with which an insured has been reimbursed under its Contract of Insurance shall not be added to the insurance reserve remaining to the credit of such insured.

(f) *Conversion of mortgages.* If at any time a Class 3 loan previously reported for insurance is converted into an insured mortgage under the provisions of another title of the act, upon report of the conversion to the Commissioner, there shall be deducted from the insurance reserve outstanding to the credit of the insured an amount equal to ten per cent of the net unpaid principal of the loan as of the date of the conversion.

§ 502.12 *Administrative reports and examination.* The Commissioner, in his discretion, may at any time or from time to time call for a report from any institution on the delinquency status of the obligations held by such institution and reported for insurance, or call for such reports as he may deem to be necessary in connection with this part, or he or his authorized representative may inspect the books or accounts of the lending institution as they pertain to the loans reported for insurance.

The amendments contained herein are effective as to all loans made on or after March 28, 1946, and shall have the same force and effect as if included in and made a part of each Contract of Insurance.

Issued at Washington, D. C., March 28, 1946.

RAYMOND M. FOLEY,
Federal Housing Commissioner.

[F. R. Doc. 46-5314; Filed, Mar. 29, 1946; 11:20 a. m.]

TITLE 29—LABOR

Chapter VI—National Wage Stabilization Board

[General Wage Approval 6]

PART 805—GENERAL WAGE APPROVALS

WEST COAST LUMBER INDUSTRY

§ 805.6 *General wage approvals for the West Coast lumber industry.* (a) Pursuant to section 3 (a) of Executive Order 9697 and sections 303 and 308 (a) of the Supplementary Wage and Salary Regulations of the Office of Economic Stabilization issued March 8, 1946, the National Wage Stabilization Board finds that during the period between August 17, 1945 and February 14, 1946 a general pattern of wage adjustments was established in the lumber industry, as hereinafter defined, in the States of Oregon, Washington, California, Idaho and Montana, to the extent of a general increase to all employees of 15¢ per hour over and above the straight-time rates such employees were receiving in that industry on August 17, 1945.

(b) For purposes of this approval, the lumber industry is limited to those operations under the jurisdiction of the West Coast Lumber Commission, as follows:

Sawmills, logging camps, plywood plants, box factories, tie mills, sash and door plants, stock and detail shops, shingle mills, cooperage plants, planing mills, box shook plants and establishments engaged in veneer milling or the production of poles or piling.

(c) Any wage or salary increase granted to employees within the jurisdiction of the National Wage Stabilization Board by an employer in the lumber industry, as defined in paragraph (b), in the States of Oregon, Washington, California, Idaho and Montana, shall be deemed approved within the meaning of section 3 (a) of Executive Order 9697, and sections 301, 303 and 308 of the Supplementary Wage and Salary Regulations of the Office of Economic Stabilization, issued March 8, 1946, to the extent that such increase does not exceed 15¢ per hour over and above the straight-time rates such em-

ployees were receiving on August 17, 1945.

(d) An employer who seeks an adjustment in the price ceiling for his product or products based upon the wage or salary adjustments herein approved shall indicate to the Office of Price Administration in any price relief application that the adjustments have been made or agreed upon pursuant to this section.

(e) On request of any employer or collective bargaining representative involved, accompanied by pertinent factual information, the Twelfth Regional Wage Stabilization Board, located in Seattle, Washington, will issue rulings as to whether any specified plant or plants come within the terms of this section.

Approved by the National Wage Stabilization Board March 28, 1946.

B. M. JOFFE,
Acting Executive Director.

[F. R. Doc. 46-5313; Filed, Mar. 29, 1946; 11:56 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

DELIVERIES OF BITUMINOUS COAL BY RETAIL DEALERS, LAKE AND TIDEWATER DOCK OPERATORS

The failure of the mine workers and mine operators to negotiate a contract threatens a work stoppage at the bituminous coal mines. To restrict the use of existing limited supplies of bituminous coal to essential industrial and civilian requirements, it is necessary to place emergency restrictions upon the amount of bituminous coal that retail dealers, lake and tidewater dock operators may deliver. Accordingly, pursuant to SFAW Regulation No. 1, as amended, the following direction is issuted:

1. Every retail dealer and every lake and tidewater dock operator is prohibited from delivering any bituminous coal, other than coal produced in Districts 5 and 16, except to (a) a gas plant which certifies in writing that it has less than a 10-days' supply; (b) a hospital that certifies in writing that it has less than a 10-days' supply; (c) any domestic consumer who certifies in writing that he has less than a 10-days' supply; (d) an industrial consumer that certifies in writing that it has less than a 5-days' supply; and (e) any person upon specific written direction of the appropriate SFAW Area Distribution Manager.

2. Each retail dealer and each lake and tidewater dock operator making deliveries of bituminous coal to a consumer in accordance with paragraph 1 above is prohibited from delivering an amount of bituminous coal in excess of one ton or that amount which will enable the consumer to meet his minimum requirements for the number of days specified in paragraph 1, whichever amount is larger. "Days' supply" is that amount of coal which a consumer reasonably expects to consume in each day over a period of 10 days from the date of delivery of coal pursuant to this direction. The certifications required by paragraph 1 shall be made to and kept by the retail dealer or dock operator supplying the coal and may be inspected by any authorized representative of SFAW.

3. Every consumer is prohibited from receiving any bituminous coal which a retail dealer or lake or tidewater dock operator is not permitted to deliver to him pursuant to paragraphs 1 or 2 above.

4. Each SFAW Area Distribution Manager or Regional Representative is authorized to modify the limitations imposed by this direction within the area of his jurisdiction. Mr. W. G. Caperton, Solid Fuels Administration for War, Washington 25, D. C., is authorized to modify the limitations imposed by this direction with respect to any retail dealer or dock operator located west of the Mississippi River.

This direction shall become effective 12:01 a. m. April 1, 1946 and remain in effect until further notice.

Issued this 28th day of March 1946.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-5253; Filed, Mar. 29, 1946; 9:18 a. m.]

PART 602—GENERAL ORDERS AND DIRECTIVES

BITUMINOUS COAL PRODUCERS EXCEPT THOSE IN DISTRICTS 5 AND 16

Pursuant to SFAW Regulation No. 1, as amended, after 12:01 a. m. March 29, 1946, you are directed to hold unbilled pending further instructions from SFAW a number of loaded cars equivalent to not less than one full day's production of bituminous coal in the proportion of sizes normally produced. Such cars shall be held on mine or assigned tracks as far as practicable and consistent with continued full operation of the mine, and the balance, if any, up to one full day's production shall be held at the scales or other facilities made available by the railroad. In no event shall you ship any coal after 12:01 a. m. March 31 without permission of SFAW. The Association of American Railroads is increasing no-bill rule to 100 percent today. This direction supersedes SFAW Regulation No. 27 and any inconsistent provisions of any direction issued prior to this date. Report by wire to your Area Distribution Manager on or before April 1, 1946, number of cars by sizes held at each mine pursuant to this direction. Producers in Districts 7, 12, 14, 15 and 17 through 23 shall report to Mr. W. G. Caperton, Solid Fuels Administration for War, Washington 25, D. C.

Issued this 28th day of March 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-5254; Filed, Mar. 29, 1946; 9:18 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 162]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS, MINING MACHINERY

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

The list of commodities set forth in paragraph (b) is amended by deleting therefrom the following commodities:

Dept. of Commerce Schedule B No.	*Commodity*
733909----------	Mining machinery: Underground loaders other than underground coal loaders, electric.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 27, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-5259; Filed, Mar. 29, 1946; 10:49 a. m.]

[Amdt. 163]

PART 812—LIMITED PRODUCTION LICENSES FOR PASSENGER AUTOMOBILES AND TRUCKS

PERIOD OF VALIDITY

Section 812.3 *Period of validity* is amended by striking out the date "April 30, 1946" and substituting in lieu thereof the date "July 31, 1946".

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; EO. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 28, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-5260; Filed, Mar. 29, 1946; 10:49 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 903—DELEGATIONS OF AUTHORITY

[Directive 42, as Amended Mar. 27, 1946]

VETERANS' EMERGENCY HOUSING PROGRAM

§ 903.155 *Directive 42*—(a) *Purpose of this directive.* This directive delegates to the National Housing Agency authority to approve applications for priorities assistance under Priorities Regulation 33 (HH ratings and the right to place certified orders, generally referred to as "HH ratings") or for authorization under Veterans' Housing Program Order 1. It describes the kinds of action which the National Housing Agency will take with respect to these applications and requires certain information and reports from the National Housing Agency. Under Civilian Production Administration Veterans' Housing Program Order 1, approval of a Form CPA-4386 constitutes authorization under that order for the construction, alterations or repairs covered by the CPA-4386.

(b) *Delegation of authority.* The National Housing Agency is hereby authorized to take the following actions in its own name on behalf of the Civilian Production Administration:

(1) To approve under Priorities Regulation 33 applications on Form CPA-4386 which it determines qualify under that regulation, and to assign the HH rating for the dwellings covered by the application as approved.

(2) To approve under Priorities Regulation 33 supplemental applications on Form CPA-4387 which it determines qualify under that regulation, and to assign the HH rating to the dwellings covered by the application as approved.

(3) To grant requests for amendments of approved applications in the following respects:

(i) As to the plans and specifications of the proposed dwellings.

(ii) As to the time by which construction of the proposed dwellings is to be started (such an amendment may be approved even if requested after the expiration date of the original application).

(iii) As to the location of the proposed dwellings.

(iv) As to the sales price, cost or rents for the dwellings.

(v) As to the number of units covered by an application.

(4) To approve under Priorities Regulation 33 to the extent permitted by paragraph (b) (1) above, applications on Form CPA-4386 superseding previous approvals where the former builder wishes to have the new applicant replace him as builder.

(5) To deny applications under Priorities Regulation 33 which it determines do not meet the requirements of that regulation.

(6) To require builders to whom HH ratings have been assigned and owners of housing accommodations built or converted under the Veterans' Emergency Housing Program to give information and file reports concerning the use of HH ratings and other facts necessary to determine the status of the program and the effect of it upon the supply of and demand for building materials and the enforcement of the program (subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942).

(7) To investigate any alleged violations of Priorities Regulation 33 with respect to preferences for veterans or the sales price, cost, rent, occupancy or disposition of dwellings, and to refer violations to the Civilian Production Administration for appropriate administrative or criminal action.

(c) *Appeals and exceptions.* The National Housing Agency may, in its discretion, grant appeals from the provisions of Priorities Regulation 33, except appeals from the provisions of paragraph (d), Schedule A and the directions to the regulation. The National Housing Agency may also, in its discretion, grant priorities assistance under the regulation or authorization under Veterans' Housing Program Order 1 for housing accommodations covered by the regulation, even though the application fails in some respect to satisfy the requirements of the regulation.

(d) *Instructions and procedures.* In exercising the authority given by this directive the National Housing Agency shall be governed by Priorities Regulation 33 as amended from time to time and by any written instructions which may be given by the Administrator, Deputy Administrator or Director of the Bureau of Reconversion Priorities of the Civilian Production Administration. All general instructions governing the assignment of preference ratings and other actions taken under this delegation of authority issued by the National Housing Agency or by the Federal Housing Administration shall be submitted to the Civilian Production Administration for prior approval.

(e) *Reports to the Civilian Production Administration.* The National Housing Agency shall furnish the Civilian Production Administration with copies of approved applications and with such reports and other information as may be requested by the Civilian Production Administration for the purpose of determining the status of the program and the effect of it upon the supply of and demand for critical building materials, and the allocation thereof.

(f) *Redelegations.* The authority delegated by this directive to the National Housing Agency may be redelegated by it to its authorized officials or to any constituent unit of the National Housing Agency which may in turn redelegate to its authorized officials or to any department of the United States Government which may in turn redelegate to its authorized officials.

Issued this 27th day of March 1946.

J. D. SMALL,
Civilian Production Administrator.

[F. R. Doc. 46-5128; Filed, Mar. 27, 1946; 3:25 p. m.]

Chapter XI—Office of Price Administration

PART 1499—COMMODITIES AND SERVICES

[MPR 590, Amdt. 2]

WHOLESALE PRICES FOR SPECIFIED CONSUMER GOODS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 590 is amended in the following respects:

1. The first sentence of section 3a is amended to read as follows: "Regardless of any contrary provision contained in this regulation, or any other regulation, or in any order issued under this regulation or any other regulation, a wholesaler of any article covered by this regulation may adopt as his own the manufacturer's ceiling prices (including all permitted adjustments) for sales to the same classes of purchasers."

2. Section 4 (a) (2) is amended to read as follows:

(2) For sales on and after December 28, 1945, the price found by applying to your "net cost" your "category markup" for sales to that class of purchaser. "Category markup" is the percentage markup factor which you compute on the markup chart described in section 12 and filed with the Office of Price Administration, and "net cost" for this purpose is defined below in section 9.

3. Section 7 (a) (2) is amended to read as follows:

(2) For sales on and after December 28, 1945, the price found by applying to your "net cost" your "category markup" for sales to that class of purchaser. "Category markup" is the percentage markup factor which you compute on the markup chart described in section 12 and filed with the Office of Price Administration, and "net cost", for this purpose is defined below in section 9.

4. A new section 13 (c) is added to read as follows:

(c) If a particular category markup was erroneously computed on the markup chart filed with the Office of Price Administration, the maximum prices for all sales and deliveries on and after September 18, 1945 are those determined by the use of the category markup correctly computed on the markup chart. Where there has been an error in the computation of a category markup and the wholesaler although notified of the error, fails or refuses to file a revised markup chart on which the category markup is correctly computed, the Office of Price Administration may upon its own motion issue an order under this section establishing the category markup applicable to all of the wholesaler's sales and deliv-

eries on and after September 18, 1945 of the articles in the particular category.

5. Section 23 is amended to read as follows:

SEC. 23. *Delegation of authority.* Any Regional Administrator may issue orders fixing ceiling prices or a method of determining ceiling prices upon the receipt of applications under section 6 of this regulation; adjusting or establishing category markups in accordance with section 13 of this regulation; and establishing, correcting, revising, or revoking ceiling prices or category markups in accordance with sections 19 (b), 19 (c), and 19 (d) of this regulation.

6. The effective date provision of amendment No. 1 to Maximum Price Regulations No. 590 is amended to read as follows:

This amendment shall become effective February 18, 1946, except that the revocation of section 27 (a) (1) shall be effective as of December 28, 1945.

This amendment shall become effective April 2, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5224; Filed, Mar. 28, 1946; 4:41 p. m.]

PART 1305—ADMINISTRATION

[SO 154]

ADJUSTED MAXIMUM PRICES FOR CERTAIN KNITTED GARMENTS

A statement of the considerations involved in the issuance of this supplementary order issued simultaneously herewith has been filed with the Division of the Federal Register.

SECTION 1. *What this order does.* This supplementary order provides a method for the adjustment of manufacturers' ceiling prices for specified knitted commodities subject to base period "freeze" prices by the addition of certain labor and material costs increases to such ceiling prices.

SEC. 2. *Scope of this order*—(a) *What commodities are covered.* This order applies to the commodities listed in Column 1 of Appendix A whose ceiling prices under the appropriate individual price regulations do not exceed the net "cut-off" price listed for each commodity in Column 2 of Appendix A provided that the commodity for which an adjustment is being sought is "the same" as one of the manufacturer's base period commodities. (Section 6 (a) of this order explains when two commodities are "the same.") A "base period commodity" is one for which the ceiling price is established under either § 1499.2 (a) (1) of the General Maximum Price Regulation [1] or § 1389.302 (a) of Maximum Price Regulation 221.[2]

Example 1: During March 1942 a manufacturer delivered Style 476 athletic shirt at $3.25 per dozen. He now produces Style 497 athletic shirt which cannot be priced under section 1499.2 (a) (1) of the General Maximum Price Regulation but can be priced under § 1499.2 (a) (2) since it is similar to his March 1942 Style 476. Therefore, although he may establish a ceiling price of $3.25 per dozen for his Style 497 under § 1499.2 (a) (2) of the General Maximum Price Regulation, since it is similar to his Style 476 delivered during March 1942, he may not adjust his $3.25 ceiling price for Style 497 under this order, since it is not "the same" (as defined in this order) as one of his base period commodities.

Example 2: A manufacturer delivered men's lightweight knit union suits (covered by the General Maximum Price Regulation) during March 1942, but neither delivered nor offered for delivery men's athletic shirts during that month. He now produces men's athletic shirts whose ceiling price he establishes under § 1499.2 (b) of the General Maximum Price Regulation, by reference to a similar athletic shirt delivered during March 1942 by his most closely competitive seller of the same class. He may not adjust his ceiling price for these athletic shirts under this order since they are not "the same" as one of his base period commodities.

Example 3: A manufacturer of men's "winterweight" knitted drawers (covered by Maximum Price Regulation 221) sold Style 576 for $4.75 per dozen pursuant to a written contract on January 4, 1942. He now wishes to sell drawers identical to his Style 576. Under this order he may adjust his ceiling price of $4.75 per dozen since the drawers are "the same" as one of his base period commodities.

(b) *What sales are covered.* This order covers all manufacturers' sales of the commodities described in (a).

A "manufacturer's sale" is any sale of a commodity by the person who fabricated or processed the commodity or for whom it was fabricated or processed by a contractor or agent from basic materials owned or otherwise furnished by the principal. Manufacturers' sales includes sales to ultimate consumers as well as to resellers.

SEC. 3. *Adjustment of maximum prices.* On and after April 3, 1946, any commodity covered by this order may be sold or delivered at the adjusted maximum price described in this section. The adjusted maximum price under this section is found as follows:

Step 1. Determine the maximum price of the commodity under the appropriate maximum price regulation.

Step 2. Determine the type of yarn ("type of yarn" is defined in section 6 (b) below) and number of pounds of such yarn consumed in the commodity being priced ("number of pounds consumed" is defined in section 6 (c) below).

Step 3. Multiply the number of pounds of yarn found in Step 2 by the cost increase (in dollars and cents) listed in Column 2 of Appendix B for the appropriate type of yarn.

Step 4. Determine the amount (in dollars and cents) by which the cost of direct labor (at legal wage rates as defined in section 6 (d) below) on the commodity has increased since January 1, 1942. "Direct labor" includes only operations performed directly on the commodity and necessary to make it into a finished product. It does not include supervisory or administrative labor or other overhead. This increase in direct labor cost may be found as follows:

(a) Where labor is paid on a "piecework" basis, subtract the piece rate paid by the seller in January 1942 for each direct labor operation on the commodity from the current legal piece rate for such operation. The sum of the amounts so found for all operations on the commodity being priced is the increase in piece rate direct labor on the commodity.

(b) Where labor is paid on a "time" basis (hourly, daily, weekly or monthly rate), find the length of time consumed in performance of each direct labor operation on the commodity and subtract the amount paid by the seller in January 1942 for such period of time from the current legal wage paid for the same period of time. The sum of the amounts found for all operations on the commodity being priced is the increase in time rate direct labor on the commodity.

Step 5. Add the amounts found in Step 3 and Step 4 to the maximum price found in Step 1.

Step 6. The adjusted maximum price of the commodity is the total found in Step 5 or the price listed for the commodity in Column 2 of Appendix A, whichever price is lower.

NOTE: In figuring his adjusted maximum price under this section, a seller may not use, as the maximum price found under Step 1, any adjusted ceiling price established under Amendments 5 or 6 to Maximum Price Regulation 221 or SO 137 [3] or SO 139.[4]

SEC. 4. *Records and reports*—(a) *Records.* The records required by this section must be maintained for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

Every person who makes a sale covered by this order must prepare and maintain the records required by the maximum price regulation under which his ceiling prices were established prior to the effective date of this order, except that the adjusted maximum price established under this order shall be substituted for the original maximum price in all records of deliveries made or maximum prices established after the effective date of this order.

In addition, he must keep a copy of the report filed under (b) below.

(b) *Reports.* No person may deliver any commodity at an adjusted maximum price established under this order until he has either received written approval of his adjusted maximum price from the Office of Price Administration or until the twentieth day after he has mailed to the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., the report required by this paragraph and all additional information which may be requested by the Office of Price Administration, whichever date is earlier. Under this paragraph the seller must file two copies of a report signed by an owner, officer or principal and containing the following information:

(1) Date of report.

(2) Seller's name and business address.

(3) A list of the commodities whose maximum prices he wishes to adjust under this order, showing each style of each commodity separately.

(4) A description of each commodity listed in (3), including type of yarn and number of pounds of yarn consumed in each style.

(5) A description, including type of yarn and number of pounds of yarn consumed, and an identification (by style number, if possible) of the seller's base period commodity which was the same as each style listed in (3).

(6) The maximum price of each style listed in (3) in effect immediately prior to the effective date of this order and without adjustment of such maximum price under Amendment 5 or 6 to Maximum Price Regulation 221 or SO 137 or SO 139. State also the regulation or order under which such maximum price is established.

(7) The amount (in dollars and cents) by which the cost of direct labor (at legal wage rates) on each style listed in (3) has increased between January 1, 1942 and the date of the report.

(8) The amount of yarn cost increase permitted by this order for each style listed in (3) (amount shown in Column 2 of Appendix B for the appropriate type of yarn multiplied by the number of pounds of yarn listed for the style in (3)).

(9) Adjusted maximum price under this order of each style listed in (3) (either the maximum price shown in (6) plus amount shown in (7) plus amount shown in (8) or the price listed for the commodity in Column 2 of Appendix A, whichever price is lower).

(10) A list of all legal wage increases made by the seller to his employees between January 1, 1942 and the date of the report, and, as to each such increase, the date such increase went into effect and the authority under which it was made (e. g., Order of National or Regional War Labor Board or Wage Stabilization Board, arbitration award, etc.).

(c) *Form of report.* The report required by this section must be made in the following form.[5]

Report under section 4 (b) of SO 154

Date .....
Name .....
Address .....

(1) Commodity	(2) Description (including style number, type of yarn and number of pounds)	(3) Description of base period commodity (including style number, type of yarn and number of pounds)	(4) Unadjusted maximum price including regulation and section under which established)	(5) Direct labor cost increase	(6) Yarn cost increase (amount shown in Column 2 of Appendix B times number of pounds in Column (2) of this form)	(7) Adjusted maximum price (4)+(5)+(6) or price listed in Column 2 Appendix A, whichever is lower

Legal wage increases since January 1, 1942:

(Signed) .....
(By) .....

(d) *Approval or modification of reported adjusted maximum prices*—(1) *Approval.* The adjusted maximum prices reported under this section may be expressly approved in writing by the Office of Price Administration, or, if no order disapproving or modifying such adjusted prices has been issued within 20 days after the mailing of the report required by (b), above, and all additional information which may be requested by the Office of Price Administration, adjusted maximum prices reported are deemed to have been approved until issuance of an order disapproving or modifying them.

(2) *Modification or disapproval.* The Office of Price Administration may, at any time, disapprove or modify the adjusted maximum prices reported under (b) above if the adjustment has not been properly made in accordance with the provisions of this order.

SEC. 5. *Relation to other maximum price regulations*—(a) *Regulations supplemented.* This order supplements the provisions of the following regulations only:

(1) General Maximum Price Regulation
(2) Maximum Price Regulation 221

(b) *Regulations not affected.* Although the ceiling prices of commodities eligible for adjustment under Amendments 5 and 6 of Maximum Price Regulation 221, SO 137 and SO 139 may be adjusted under this order, maximum prices as adjusted under those regulations or orders may not be further adjusted under this order. That is, a commodity may be sold or delivered at an adjusted maximum price established under one of those orders or under this order, whichever price is higher, but the adjustment permitted by this order may not be added to the adjusted maximum price under Amendments 5 or 6 of Maximum Price Regulation 221, SO 137 or SO 139.

SEC. 6. *Definitions.* Unless the context otherwise requires or unless specifically provided herein, the definitions set forth in § 1499.20 of the General Maximum Price Regulation shall apply to the terms used herein.

(a) *"The same commodity".* For purposes of this order a commodity currently being sold is considered "the same" as a base period commodity only if it is identical with the base period commodity in all respects except that it may differ from the base period commodity to the following extent:

(1) The current commodity may have a finished weight of not less than 97% of the finished weight of the base period commodity.

(2) The current commodity may be made with a substantially equal number of courses and needles per inch and with trimmings of substantially equal quality and serviceability to the base period commodity.

(3) The current commodity may be made of yarn which varies from that of the base period commodity by not more than two counts. For example, a current commodity made of 26 count yarn may be considered the same as a base period commodity made of 24 or 28 count yarn. Note, however, that the amount of permitted yarn cost increase must be based on the actual count of yarn used in the current commodity.

(b) *"Type of yarn".* For the purposes of this order yarns are classified as follows:

(1) As to the fiber of which it is made (such as cotton, wool or synthetic);

(2) As to whether it is combed or carded;

(3) As to count of yarn, such as 26's, 30's, etc.;

(4) As to whether singles or plied.

Where a garment is knitted of yarn which is a blend of one or more different fibers, or of a combination yarn (that is yarns of different fibers plied together) each fiber is treated separately for the purpose of calculating the permitted yarn cost increase, as described in (c) below.

(c) *"Number of pounds of yarn consumed".* For purposes of this order the "number of pounds of yarn consumed" in a commodity is the number of pounds required to knit the base size of the commodity, that is the gross knitting weight. In calculating the yarn cost increase permitted for a commodity made of a blended yarn or of more than one type of yarn, the number of pounds of each type of cotton yarn consumed in the commodity must be multiplied separately by the increase factor listed for that type of yarn in Appendix B.

(d) *"Legal wage rates".* For purposes of this order "legal wage rates" are wage rates put into effect before September 16, 1942, or, if put into effect after that date, authorized by express order of the National or Regional War Labor Boards, or the Wage Stabilization Board, or permissible under any general order or directive issued by one of such boards, or wage rates deemed "approved" under Executive Order 9697, issued February 14, 1946.

SEC. 7. *Amendment.* Any person seeking an amendment, which must have general applicability, may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1,[6] issued by the Office of Price Administration.

This supplementary order shall become effective April 3, 1946.

NOTE: All record keeping and reporting requirements of this supplementary order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

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[1] 9 F.R. 1385, 5169, 6106, 8150, 10195, 11274.
[2] 7 F.R. 7318, 9615, 10719; 8 F.R. 4514, 13847; 9 F.R. 5174, 11758; 10 F.R. 8659; 11 F.R. 1438.
[3] 10 F.R. 12936, 13636, 14930; 11 F.R. 1162.
[4] 10 F.R. 14143, 11 F.R. 675, 1469.
[5] These forms may be duplicated but will not be supplied by the Office of Price Administration.
[6] 9 F.R. 10476, 13715; 10 F.R. 11295.

APPENDIX A—COMMODITY GROUPS AND CUT-OFF PRICES

Column 1	Column 2 Net cut-off prices	
	Manufacturers' sales to other than individual ultimate consumers (per dozen)	Manufacturers' sales to individual ultimate consumers (per item)
Men's knit athletic shirts (all yarns)	$4.00	$0.52
Men's knit union suits under 9 lbs. per dozen finished weight calculated on size 42 (all yarns)	10.00	1.29
Men's ¾ and full length knit drawers under 6 lbs. per dozen finished weight calculated on size 38 (all yarns)	9.00	1.16
Men's mid-length and knee-length drawers under 6 lbs. per dozen finished weight calculated on size 38 (all yarns)	6.00	.77

APPENDIX B—YARN COST INCREASES

Carded Cotton Yarns

Column 1 Type of yarn	Column 2 Permitted cost increase (cents per pound)
Singles yarn counts:	
6 and lower	4.50
8	5.00
10	5.25
12	5.75
14	6.25
16	7.00
18	7.50
20	8.00
22	8.75
24	9.50
26	10.25
28	10.25
30	10.50
32	11.00
34	11.25
36	11.25
38	11.50
40	11.50
42	11.75
44	12.00
46	12.25
48	12.50
50 and higher	12.75
Plied yarn counts:	
6 and lower	3.00
8	3.50
10	4.00
12	5.00
14	6.00
16	6.75
18	7.50
20	8.25
22	9.50
24	10.75
26	12.00
28	12.50
30	13.25
32	13.25
34	13.50
36	13.50
38	13.75
40	14.25
42	15.25
44	15.25
46	15.50
48	16.00
50 and higher	16.00

Combed Cotton Yarns

Singles yarn counts:	
8 and lower	9.75
10	10.25
12	10.25
14	10.25
16	10.50

Combed Cotton Yarns—Continued

Column 1 Type of yarn	Column 2 Permitted cost increase (cents) per pound)
Singles yarn counts:	
18	10.75
20	11.25
22	11.75
24	12.00
26	12.25
28	12.50
30	13.00
32	13.75
34	14.50
36	14.75
38	15.00
40	15.25
42	15.50
44	15.25
46	15.00
48	14.75
50	13.75
52	14.00
54	14.25
56	14.50
58	14.75
60 and higher	15.00
Plied yarn counts:	
8 and lower	9.25
10	9.75
12	10.25
14	10.75
16	11.25
18	11.75
20	12.00
22	12.50
24	13.00
26	13.75
28	14.50
30	15.50
32	16.00
34	16.50
36	17.00
38	17.50
40	17.50
42	17.50
44	17.50
46	17.50
48	17.50
50	16.50
52	16.75
54	17.00
56	17.25
58	17.25
60 and higher	17.25

[F. R. Doc. 46-5289; Filed, Mar. 29, 1946; 11:33 a. m.]

PART 1381—SOFTWOOD LUMBER

[RMPR 26, Amdt. 22]

DOUGLAS FIR AND OTHER WEST COAST LUMBER

Correction

In paragraph 9 of Federal Register Document 46-3254, appearing at page 2181 of the issue for Saturday, March 2, 1946, section 23 (b) (3) should read as follows:

(3) Cargo mills granted special authorizations under former section 7 (d) (1) may continue to charge for prerail truck hauls in accordance with such authorization.

PART 1305—ADMINISTRATION

[SO 155]

TRANSPORTATION ADJUSTMENT FOR MARTHA'S VINEYARD AND NANTUCKET, MASS.

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SEC. 1. *Purpose of this supplementary order.* Transportation from the mainland to the islands of Martha's Vineyard and Nantucket, both of which are parts of Massachusetts, was discontinued on February 28, 1946, by the company previously furnishing the bulk of such service, and on March 1, 1946, a new company began to supply the service. The initial rates filed by the new company, which are now in effect, are higher than the old rates for most commodities. The increased cost results in a reduction of the margins of sellers on the islands as to commodities which are governed by a variety of price regulations, and the purpose of this order is to afford relief from this "squeeze", on a temporary basis and only as to certain groups of commodities, until such time as a final determination of rates has been made and the effect of such rates on resellers on the islands has been determined.

SEC. 2. *Commodities affected by this supplementary order.* This supplementary order may be used in the pricing of any commodity which is bought and resold in substantially the same form and which is governed, for sales at wholesale or sales at retail, by a price schedule, maximum price regulation or supplementary order, or by any regulation supplementary to a maximum price regulation, which:

(a) Establishes maximum prices by reference to the price charged by the seller during some past period of time (a so-called "base-period freeze" regulation, such as the General Maximum Price Regulation); or

(b) Establishes maximum prices by the use of the seller's own margin over cost during some past period of time, where the cost to which the margin is applied does not include incoming transportation cost or where the inclusion of incoming transportation cost in the cost which was used to determine the margin was optional or depended on the seller's own customary practice and the seller did not in fact include such transportation in the cost and so must now calculate prices by applying said margin to a cost exclusive of transportation costs (for example, Maximum Price Regulation No. 580; and Revised Maximum Price Regulation No. 330 in those cases in which the costs listed on the seller's chart do not include incoming transportation cost); or

(c) Establishes maximum prices by prescribing a specific percentage markup over a cost which is so defined as to exclude incoming transportation cost (for example, General Retail Order No. 3 under Maximum Price Regulation No. 580); or

(d) Establishes maximum prices by prescribing a specific percentage markup over a cost which, although it includes incoming transportation cost incurred in connection with a purchase made during some preceding period, may not include increases in incoming transportation cost incurred on subsequent purchases of the same commodity (for example, Maximum Price Regulations 421, 422 and 423).

This supplementary order may not be used in any case where the OPA has fixed the same dollar-and-cents ceiling price for all of the sellers of a class or geographical area or where a retail ceiling price has been required by the OPA to be preticketed. (Examples are 2d Revised Maximum Price Regulation No. 578, Maximum Price Regulation No. 602, Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188 and Maximum Price Regulation No. 355). No action to afford any relief is, of course, required in those cases where the seller may include actual transportation charges paid in the cost to which a margin is applied, or may add to the determined price the actual inbound transportation expense (for an example of the latter type, see Supplementary Order No. 151).

SEC. 3. *Adjustment.* Any seller located on Martha's Vineyard or Nantucket Islands, Massachusetts, who brings to the islands for resale a commodity described in section 2 and for the resale of which section 2 permits this order to be used may, if he observes the invoicing and record-keeping requirements of section 4 of this supplementary order, add to his otherwise properly determined maximum price the difference between the transportation cost actually incurred in bringing the commodity from the mainland to the island and the cost which would have been incurred for an identical shipment from the mainland to the island immediately prior to March 1, 1946. No additional cost incurred over and above the cost incurred at any prior time due to a change in the method of transportation from the point of origin to the point where the commodity is loaded on board vessel for carriage to the island may be so added.

Any seller located on Martha's Vineyard or Nantucket Islands, Massachusetts, who buys such a commodity from a reseller on the island for resale may add to his otherwise properly determined maximum price the amount of the additional charge actually paid by him to his supplier hereunder, if separately stated on his supplier's invoice and if he in turn observes the requirements of section 4.

SEC. 4. *Record-keeping and invoicing*—(a) *Records.* Every seller located on Martha's Vineyard or Nantucket Islands, Massachusetts, who brings to the islands for resale a commodity eligible for adjustment hereunder (including any commodity which may be the subject of a Special Order under section 5 hereof) shall keep clear and accurate records of the transportation cost actually incurred in bringing the commodity from the mainland to the island, and shall preserve all of his existing records as to the costs of bringing similar and identical shipments from the mainland to the island prior to March 1, 1946. Every seller located on said islands who buys such a commodity from a reseller on the island for resale shall preserve the invoice or similar document rendered by his supplier, showing the transportation adjustment charged to him.

(b) *Invoices.* Any reseller on the islands who sells to a purchaser who buys for resale a commodity eligible for adjustment hereunder shall furnish to the purchaser an invoice or similar document which shall separately set forth, in addition to the information which may be required by the regulation otherwise governing the maximum price of the commodity, the amount of the adjustment charge, if any, under section 3 hereof, identified by the words "OPA Transportation Adjustment under S. O. ____".

SEC. 5. *Special orders.* The Regional Administrator for Region I of the Office of Price Administration may, by special orders under this section, modify the provisions of this order as applied to certain commodities or classes of sellers, including the power to provide for an adjustment consistent with the general purpose of this order for commodities which are not eligible for an adjustment under section 2 hereof.

SEC. 6. *Revocation and amendment.* This supplementary order may be revoked or amended at any time.

NOTE: The invoicing and record-keeping requirements of this supplementary order have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942, as amended.

This supplementary order shall become effective March 28, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5226; Filed, Mar. 28, 1946; 4:40 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 477, Amdt. 16]

SALES OF RUBBER HEELS AND SOLES IN THE SHOE FACTORY AND HOME REPLACEMENT TRADES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Appendix C is amended in the following respects:

a. The footnote references [1] is added immediately following the table heading: "Flat cord soling slabs 31¼" x 31¼"".

b. The footnote reference [1] is added immediately following the table heading: "Flat cord soling strips 13" x 14½"".

c. The footnote reference [1] is added immediately following the table heading: "Flat cord half soles".

This amendment shall become effective April 3, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5286; Filed, Mar. 29, 1946; 11:33 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 188 Amdt. 75]

HOT PLATES, GRILLS AND TABLE STOVES

A statement of considerations involved in the issuance of this amendment has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 188 is amended in the following respect:

The listing "hot plates, grills and table stoves" contained in § 1499.166 (b) (6) is amended to read as follows:

Hot plates, grills and table stoves, except those using gas as fuel.

This amendment shall become effective on the 3d day of April 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5283; Filed, Mar. 29, 1946; 11:32 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 604, Amdt. 2]

RYE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1.5 of Maximum Price Regulation 604 is amended to read as follows:

SEC. 1.5. *Separate invoicing of charges, markups and costs.* When any selling price equals or exceeds a base price adjusted for grade and quality at the point of origin, plus freight, or exceeds the base price adjusted for grade and quality at the terminal through which the shipment moves plus freight, all service charges, markups, elevation and handling costs and transportation costs permitted in respect to distributors of carload quantities shall be separately stated on the invoice or on the confirmation of sales to each purchaser of a carload quantity. Except for the sales described in paragraphs (a) to (c) below, such statement shall also indicate with respect to each of the above items the name and address of the person performing the service or taking the markup, the nature of the service being performed or the markup taken and the amount being added to the maximum price.

(a) Sales in mixed cars or pool cars.

(b) Sales where the maximum price is determined under the provisions of section 2.5 of this regulation or sales where the seller's maximum price is based upon a supplier's maximum price which has been determined under the provisions of such section.

(c) Sales of carload quantities after they have been unloaded at a terminal base point or in a city listed in section 2.2 (a) (7) of this regulation.

(d) Sales of carload quantities after they have been unloaded at a point at which the first official inspection takes place.

(e) Sales of carload quantities by merchandisers who have purchased such carload quantities on any legally constituted grain exchange in a city listed in section 2.2 (a) (7).

No person shall include any of the above items in his maximum price on the sale of any rye in carload quantities unless he complies with the requirements of this section with respect to such item.

This amendment shall become effective April 3, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 20, 1946.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-5288; Filed, Mar. 29, 1946; 11:32 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 336, Amdt. 32]

RETAIL CEILING PRICES FOR PORK CUTS AND CERTAIN SAUSAGE PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 336 is amended in the following respects:

1. Items 1A, 1B, 1C, 1D, 2A, 2B, 2C, 2D, 3A, 3B, 3C, 3D, 7, 8, 9A, 9B, 15A, 15B, and 16; subitem 1 of Item 17; Items 18A, 18B, 18C, and 18D; subitems 1, 2, 3, 7 and 8 of Item 19; Item 21; subitems 1 and 2 of Items 24A, 24B, 25A, 25B, 26A and 26B; subitems 1, 2, 6 and 7 of Items 27A and 27B; and Items 27C, 29A, 29B, 29C, 29D and 30 in the schedule of prices for Group 1 and 2 stores set forth in section 19 are amended, respectively, to read as follows:

	Zone 1, group 1-2	Zone 2, group 1-2	Zones 3 and 4, group 1-2	Zone 4a, group 1-2	Zone 5, group 1-2	Zones 6 and 7, group 1-2	Zones 8 and 9 north, group 1-2	Zones 8 and 9 south, group 1-2	Zone 10, group 1-2
1A. Smoked ham, whole:	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
1. Regular bone-in	36	36	35	33	34	34	35	35	35
2. Regular boneless	40	40	38	37	37	38	38	39	39
3. Regular boneless and fatted	47	46	45	44	44	45	45	45	46
4. Skinned bone-in	39	38	37	36	36	37	37	38	38
5. Skinned boneless	43	42	41	40	40	41	42	42	42
6. Skinless, boneless and fatted	50	50	48	47	47	48	48	49	49
1B. Smoked ham, shank half or end:									
1. Regular bone-in	34	34	33	31	32	32	33	33	33
2. Regular boneless	40	40	38	37	37	38	38	39	39
3. Regular boneless and fatted	47	46	45	44	44	45	45	45	46
4. Skinned bone-in	36	36	35	34	34	34	35	35	36
5. Skinned boneless	43	42	41	40	40	41	41	42	42
6. Skinless, boneless and fatted	50	50	48	47	47	48	48	49	49
1C. Smoked ham, round half or end:									
1. Regular bone-in	35	35	34	33	33	33	34	34	35
2. Regular boneless	40	40	38	37	37	38	38	39	39
3. Regular boneless and fatted	47	46	45	44	44	45	45	45	46
4. Skinned bone-in	38	38	37	35	36	36	37	37	37
5. Skinned boneless	43	42	41	40	40	41	41	42	42
6. Skinless, boneless and fatted	50	50	48	47	47	48	48	49	49
1D. Smoked ham, slices:									
1. Regular bone-in	51	50	49	47	47	48	49	49	50
2. Regular boneless	53	53	51	50	50	50	51	51	52
3. Regular boneless and fatted	62	62	60	59	59	59	60	60	61
4. Skinned bone-in	54	54	52	50	51	51	52	53	54
5. Skinned boneless	57	57	55	54	54	54	55	55	56
6. Skinless, boneless and fatted	66	66	64	63	63	64	64	65	66
2A. Ready to eat hams and cooked hams, whole.									
1. Regular bone-in	39	39	38	37	37	37	38	38	39
2. Regular boneless	43	43	42	41	41	41	42	42	43
3. Regular, boneless and fatted (ready to eat only)	50	50	49	48	48	48	49	49	50
4. Skinned bone-in	42	42	41	40	40	40	41	41	42
5. Skinned boneless	47	46	45	44	44	45	45	45	46
6. Skinned, boneless and fatted (ready to eat only)	54	54	53	51	52	52	53	53	53
2B. Ready to eat hams and cooked hams, shank half or end:									
1. Regular bone-in	37	37	36	34	35	35	36	36	36
2. Regular boneless	43	43	42	41	41	41	42	42	43
3. Regular, boneless and fatted (ready to eat only)	50	50	49	48	48	48	49	49	50
4. Skinned bone-in	40	39	38	37	38	38	38	39	39
5. Skinned boneless	47	46	45	44	44	45	45	45	46
6. Skinless, boneless and fatted (ready to eat only)	54	54	53	51	52	52	53	53	53
2C. Ready to eat hams and cooked hams, round half or end:									
1. Regular bone-in	39	38	37	36	36	37	37	37	38
2. Regular boneless	43	43	42	41	41	41	42	42	43
3. Regular, boneless and fatted (ready to eat only)	50	50	49	48	48	48	49	49	50
4. Skinned bone-in	41	41	40	39	39	39	40	40	41
5. Skinned boneless	47	46	45	44	44	45	45	45	46
6. Skinless, boneless and fatted (ready to eat only)	54	54	53	51	52	52	53	53	53
2D. Ready to eat hams and cooked hams, slices:									
1. Regular bone-in	55	55	53	51	52	52	53	54	54
2. Regular boneless	58	57	56	55	55	55	56	56	57
3. Regular boneless and fatted (ready to eat only)	67	67	65	64	64	64	65	66	66
4. Skinned bone-in	59	59	57	56	56	56	57	58	59
5. Skinned boneless	62	62	60	59	59	59	60	60	61
6. Skinned, boneless and fatted (ready to eat only)	72	72	70	69	69	70	70	70	71
3A. Fresh, frozen or cured ham, whole:									
1. Regular bone-in	35	35	33	32	32	33	35	34	35
2. Regular boneless	38	38	37	35	36	36	38	37	38
3. Regular boneless and fatted	45	44	43	42	42	43	44	44	45
4. Skinned bone-in	38	37	36	35	35	36	37	37	38
5. Skinned boneless	42	42	40	39	40	40	42	41	42
6. Skinless, boneless and fatted	48	48	46	45	46	46	48	47	48
3B. Fresh, frozen or cured ham, shank end:									
1. Regular bone-in	34	34	33	31	32	32	34	33	34
2. Regular boneless	38	37	36	35	35	36	37	37	38
3. Regular, boneless and fatted	44	44	42	41	41	42	44	43	44
4. Skinned bone-in	37	36	35	34	34	35	36	36	37
5. Skinned boneless	41	41	40	38	39	39	41	40	41
6. Skinless, boneless and fatted	47	47	45	44	44	45	47	46	47
3C. Fresh, frozen or cured ham, round or butt end:									
1. Regular bone-in	36	35	34	33	33	34	35	35	36
2. Regular boneless	39	39	38	36	37	37	39	38	39
3. Regular, boneless and fatted	46	45	44	43	43	44	45	45	46
4. Skinned bone-in	38	38	37	35	36	36	38	37	38
5. Skinned boneless	43	43	41	40	40	41	43	42	43
6. Skinless, boneless and fatted	49	49	48	46	46	47	49	48	49
3D. Fresh, frozen or cured ham, slices:									
1. Regular bone-in	39	39	37	36	36	37	39	38	39
2. Regular boneless	43	43	41	40	40	41	43	42	43
3. Regular, boneless and fatted	50	50	48	47	47	48	50	49	50
4. Skinned bone-in	42	42	40	39	39	40	42	41	42
5. Skinned boneless	47	47	45	44	44	45	47	46	47
6. Skinless, boneless and fatted	54	54	53	52	51	52	53	53	54
7. Aged, dry cured hams:									
1. Whole or half	57	57	55	54	54	55	55	56	56
2. Sliced	64	64	62	61	61	61	62	63	63
8. Prosciutto hams:									
1. Whole or half	54	54	53	51	52	52	53	53	54
2. Sliced bone-in	61	61	59	58	58	59	59	60	61
3. Sliced boneless and fatted	103	103	101	100	100	101	101	102	103
9A. Bellies or slab bacon, whole or piece:									
1. Fresh, frozen or cured with rind	29	28	27	26	26	27	28	28	29
2. Fresh, frozen or cured derinded	32	31	30	29	29	30	31	31	32
3. Smoked, with rind	35	35	34	33	33	33	34	34	35
4. Smoked derinded	39	39	37	36	36	37	37	38	38

	Zone 1, group 1-2	Zone 2, group 1-2	Zones 3 and 4, group 1-2	Zone 4a, group 1-2	Zone 5, group 1-2	Zones 6 and 7, group 1-2	Zones 8 and 9 north, group 1-2	Zones 8 and 9 south, group 1-2	Zone 10, group 1-2
9B. Bellies or slab bacon, store sliced:	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
1. Fresh, frozen or cured with rind	32	32	30	29	29	30	32	31	32
2. Fresh, frozen or cured derinded	36	35	34	32	34	34	35	34	36
3. Smoked with rind	40	40	38	37	37	37	38	38	39
4. Smoked derinded	44	44	42	41	41	41	42	43	43
15A. Boneless loins (Canadian bacon) whole or piece:									
1. Smoked	62	61	60	59	59	59	60	60	61
2. Ready to eat	67	67	65	64	64	65	65	66	66
15B. Boneless loins (Canadian bacon) store sliced:									
1. Smoked	69	68	67	66	66	66	67	67	68
2. Ready to eat	75	74	73	71	72	72	73	73	74
16. Briskets (whole):									
1. Fresh or frozen	22	22	20	19	19	20	22	21	22
2. Cured	24	23	22	21	21	21	22	22	23
3. Smoked	30	29	28	27	27	27	28	28	29
17. Fat back (whole or piece):									
1. Fresh, cured or frozen	21	20	19	18	18	19	20	20	21
18A. Pork loins (whole):									
1. Fresh or frozen	36	36	34	33	34	34	35	35	36
2. Cured	37	37	35	34	34	35	35	36	36
3. Smoked	42	41	40	39	39	39	40	40	41
18B. Pork loins, rib half or end or chops:									
1. Fresh or frozen	34	33	32	30	31	31	33	32	33
2. Cured	34	34	33	31	32	32	33	33	34
3. Smoked	38	38	37	36	36	36	37	37	38
18C. Pork loins, loin half or end or chops:									
1. Fresh or frozen	36	36	34	33	34	34	36	35	36
2. Cured	37	37	35	34	35	35	35	36	36
3. Smoked	42	41	40	39	39	39	40	40	41
18D. Pork loins, center cut (piece or chops):									
1. Fresh or frozen	40	40	39	37	37	38	40	39	40
2. Cured	41	41	40	38	38	39	40	40	41
3. Smoked	48	48	46	45	45	46	46	47	47
19. Sliced bacon (derined, smoked):									
1. Standard grade A	45	44	43	42	42	42	43	43	44
2. Standard grade B	41	40	39	38	38	38	39	39	40
3. Standard grade C	39	39	37	36	36	37	37	38	38
7. Sliced Canadian bacon (packaged)	73	73	72	70	71	71	72	72	73
8. Sliced ready-to-eat Canadian bacon (packaged)	78	78	77	76	76	76	77	77	78
21. Dry salt bellies:									
1. Fresh, cured or frozen	25	25	24	22	22	23	25	24	25
2. Smoked	29	29	28	26	27	27	28	28	29
24A. Cooked or boiled ham, shoulder, picnic boneless and fatted (whole or piece):									
1. Regular ham	54	54	53	52	52	53	54	54	54
2. Skinless ham	58	58	57	56	56	56	57	57	58
24B. Cooked or boiled ham, picnic, boneless and fatted (sliced):									
1. Regular ham	76	76	74	73	73	73	74	75	75
2. Skinless ham	82	81	80	78	78	79	80	80	81
25A. Cooked or boiled and smoked ham and picnic, boneless and fatted (whole or piece):									
1. Regular ham	56	56	55	53	54	54	55	55	56
2. Skinless ham	60	60	59	58	58	58	59	59	60
25B. Cooked or boiled and smoked ham and picnic, boneless and fatted (sliced):									
1. Regular ham	79	78	77	75	75	76	77	77	78
2. Skinless ham	84	84	82	81	81	82	82	83	84
26A. Baked and Barbecued ham, shoulder and picnic, boneless and fatted (whole):									
1. Regular ham	60	60	59	57	58	58	59	59	59
2. Skinless ham	64	64	62	61	61	62	62	63	63
26B. Baked and Barbecued ham, shoulder and picnic, boneless and fatted (sliced)									
1. Regular ham	84	84	82	80	81	81	82	82	83
2. Skinless ham	89	89	87	86	86	87	87	88	89

	Zone 1, group 1-2	Zone 2, group 1-2	Zones 3 and 4, group 1-2	Zone 4a, group 1-2	Zone 5, group 1-2	Zones 6 and 7, group 1-2	Zones 8 and 9 north, group 1-2	Zones 8 and 9 south, group 1-2	Zone 10, group 1-2
27A. Dried specialties (whole or piece):	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
1. Aged, dry cured bacon	43	42	41	40	40	40	41	41	42
2. Aged, dry cured sides (packer cured)	39	39	37	36	36	37	37	38	38
6. Aged, dry cured bacon sides (boneless)	38	38	37	35	36	36	37	37	38
7. Aged, dry cured bacon sides (spareribs in)	37	37	35	34	34	35	35	36	36
27B. Dried specialties (store sliced):									
1. Aged, dry cured bacon	48	48	46	45	45	45	46	47	47
2. Aged, dry cured sides (packer cured)	44	44	42	41	41	41	42	42	43
6. Aged, dry cured bacon sides (boneless)	43	43	41	40	40	41	41	42	42
7. Aged, dry cured bacon sides (spareribs in)	42	41	40	38	39	39	40	40	41
27C. Cooked or baked aged, dry cured ham (whole or piece)	95	95	94	92	93	93	94	94	95
29A. Cappicola butts, (N. C.) whole or piece	62	62	60	59	59	60	60	61	61
29B. Cappicola butts, (N. C.) store sliced	70	70	68	67	67	67	68	69	69
29C. Cappicola butts, (A. C.) whole or piece	61	60	59	58	58	58	59	59	60
29D. Cappicola butts, (A. C.) store sliced	68	68	66	65	66	66	66	67	68
30. Dressed Hogs (whole or side):									
1. Packer style	$22.25	$22.00	$21.00	$20.00	$20.25	$20.75	$22.00	$21.50	$22.25
2. Shipper style	$21.25	$21.00	$20.00	$19.25	$19.25	$19.75	$21.00	$20.50	$21.25

2. Items 1A, 1B, 1C, 1D, 2A, 2B, 2C, 2D, 3A, 3B, 3C, 3D, 7, 8, 9A, 9B, 15A, 15B and 16; subitem 1 of Item 17; Items 18A, 18B, 18C and 18D; subitems 1, 2, 3, 7 and 8 of Item 19; Item 21; subitems 1 and 2 of Items 24A, 24B, 25A, 25B, 26A and 26B; subitems 1, 2, 6 and 7 of Items 27A and 27B; and Items 27C, 29A, 29B, 29C, 29D and 30 in the schedule of prices for Group 3 and 4 stores set forth in section 19 are amended, respectively, to read as follows:

	Zone 1, group 3-4	Zone 2, group 3-4	Zones 3 and 4, group 3-4	Zone 4a, group 3-4	Zone 5, group 3-4	Zones 6 and 7, group 3-4	Zones 8 and 9, north, group 3-4	Zones 8 and 9, south, group 3-4	Zone 10, group 3-4
1A. Smoked ham, whole:	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
1. Regular bone-in	34	34	33	32	32	32	33	33	34
2. Regular boneless	38	38	37	35	36	36	37	37	38
3. Regular boneless and fatted	45	44	43	42	42	43	43	44	44
4. Skinned bone-in	37	37	36	34	35	35	36	36	36
5. Skinned boneless	41	41	40	38	39	39	40	40	40
6. Skinless, boneless and fatted	48	48	46	45	46	46	46	47	47
1B. Smoked ham, shank half or end:									
1. Regular bone-in	33	33	32	30	31	31	32	32	32
2. Regular boneless	38	38	37	35	36	36	37	37	38
3. Regular boneless and fatted	45	44	43	42	42	43	43	44	44
4. Skinned bone-in	35	35	34	33	33	33	34	34	35
5. Skinned boneless	42	41	40	39	39	40	40	40	41
6. Skinless, boneless and fatted	48	48	46	45	46	46	46	47	47
1C. Smoked ham, round half or end:									
1. Regular bone-in	34	34	32	31	32	32	32	33	33
2. Regular boneless	38	38	37	35	36	36	37	37	38
3. Regular boneless and fatted	45	44	43	42	42	43	43	44	44
4. Skinned bone-in	36	36	35	34	34	35	35	35	36
5. Skinned boneless	42	41	40	39	39	40	40	40	41
6. Skinless, boneless and fatted	48	48	46	45	46	46	46	47	47
1D. Smoked ham, slices:									
1. Regular bone-in	48	48	46	44	45	45	46	46	47
2. Regular boneless	51	50	49	48	48	48	49	49	50
3. Regular boneless and fatted	59	59	58	57	56	57	58	58	59
4. Skinned bone-in	52	51	50	48	49	49	50	50	51
5. Skinned boneless	54	54	53	52	51	52	53	53	54
6. Skinless, boneless and fatted	64	63	62	61	61	61	62	62	63

	Zone 1, group 3-4	Zone 2, group 3-4	Zones 3 and 4, group 3-4	Zone 4a, group 3-4	Zone 5, group 3-4	Zones 6 and 7, group 3-4	Zones 8 and 9, north, group 3-4	Zones 8 and 9, south, group 3-4	Zone 10, group 3-4
2A. Ready-to-eat hams and cooked hams, whole	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
1. Regular bone-in	38	37	36	35	35	36	36	36	37
2. Regular boneless	42	41	40	39	39	40	40	40	41
3. Regular, boneless and fatted (ready-to-eat only)	48	48	47	46	46	46	47	47	48
4. Skinned bone-in	40	40	39	38	38	38	39	39	40
5. Skinned boneless	45	44	43	42	42	43	43	44	44
6. Skinless, boneless and fatted (ready-to-eat only)	52	52	50	49	50	50	50	51	51
2B. Ready-to-eat hams and cooked hams, shank half or end:									
1. Regular bone-in	36	36	35	33	34	34	35	35	35
2. Regular boneless	42	41	40	39	39	40	40	40	41
3. Regular, boneless and fatted (ready-to-eat only)	48	48	47	46	46	46	47	47	48
4. Skinned bone-in	39	38	37	36	36	37	37	38	38
5. Skinned boneless	45	44	43	42	42	43	43	44	44
6. Skinless, boneless and fatted (ready-to-eat only)	52	52	50	49	50	50	50	51	51
2C. Ready-to-eat hams and cooked hams, round half or end:									
1. Regular bone-in	37	37	35	34	35	35	35	36	36
2. Regular boneless	42	41	40	39	39	40	40	40	41
3. Regular, boneless and fatted (ready-to-eat only)	48	48	47	46	46	46	47	47	48
4. Skinned bone-in	40	39	38	37	37	38	38	39	39
5. Skinned boneless	45	44	43	42	42	43	43	44	44
6. Skinless, boneless and fatted (ready to eat only)	52	52	50	49	50	50	50	51	51
2D. Ready-to-eat hams and cooked hams, slices:									
1. Regular bone-in	53	52	51	49	49	50	51	51	52
2. Regular boneless	55	55	53	53	52	53	53	54	54
3. Regular, boneless and fatted (ready to eat only)	64	64	63	62	61	62	63	63	64
4. Skinned bone-in	56	56	55	53	54	54	55	55	56
5. Skinned boneless	59	59	58	57	56	57	58	58	59
6. Skinless, boneless and fatted (ready to eat only)	69	69	67	66	66	66	67	68	68
3A. Fresh, frozen, or cured ham, whole:									
1. Regular bone-in	33	32	31	30	30	31	32	32	33
2. Regular boneless	36	36	35	33	34	34	35	35	36
3. Regular, boneless and fatted	42	42	41	39	40	40	42	41	42
4. Skinned bone-in	35	35	34	32	33	33	35	34	35
5. Skinned boneless	40	39	38	37	37	38	39	39	40
6. Skinless, boneless and fatted	46	45	44	43	43	44	45	45	46
3B. Fresh, frozen, or cured ham, shank end:									
1. Regular bone-in	32	32	30	29	30	30	32	31	32
2. Regular boneless	35	35	33	33	33	34	35	34	35
3. Regular, boneless and fatted	41	41	40	39	39	40	41	40	41
4. Skinned bone-in	35	34	33	32	32	33	34	34	35
5. Skinned boneless	39	39	37	36	36	37	39	38	39
6. Skinless, boneless and fatted	44	44	43	42	42	43	44	44	44
3C. Fresh, frozen or cured ham, round or butt end:									
1. Regular bone-in	34	33	32	31	31	32	33	33	34
2. Regular boneless	38	38	36	35	35	36	38	37	38
3. Regular boneless and fatted	44	43	42	40	41	41	43	42	43
4. Skinned bone-in	36	36	35	33	34	34	36	35	36
5. Skinned boneless	41	40	39	38	38	39	40	40	41
6. Skinless, boneless and fatted	47	46	45	44	44	45	46	46	47
3D. Fresh, frozen or cured ham, slices:									
1. Regular bone-in	37	37	35	34	35	35	37	36	37
2. Regular boneless	41	41	39	38	38	39	41	40	41
3. Regular boneless and fatted	48	48	46	45	45	46	48	47	48
4. Skinned bone-in	40	40	38	37	37	38	40	39	40
5. Skinned boneless	45	45	43	42	42	43	45	44	45
6. Skinless, boneless and fatted	51	51	50	48	49	49	51	50	51
7. Aged, dry cured hams:									
1. Whole or half	55	55	54	53	53	53	54	54	55
2. Sliced	62	61	60	58	59	59	60	60	61
8. Prosciutto hams:									
1. Whole or half	58	58	56	55	55	55	56	56	57
2. Sliced bone-in	54	53	52	50	51	51	52	52	53
3. Sliced boneless and fatted	100	99	98	96	97	97	98	98	99

	Zone 1, group 3-4	Zone 2, group 3-4	Zones 3 and 4, group 3-4	Zone 4a, group 3-4	Zone 5, group 3-4	Zones 6 and 7, group 3-4	Zones 8 and 9, north, group 3-4	Zones 8 and 9, south, group 3-4	Zone 10, group 3-4
9A. Bellies or slab bacon, whole or piece:	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
1. Fresh, frozen or cured with rind	27	27	26	24	25	25	27	26	27
2. Fresh, frozen or cured derinded	30	30	29	27	28	28	30	29	30
3. Smoked with rind	34	34	33	31	32	32	33	33	33
4. Smoked derinded	38	37	36	35	35	35	36	37	37
9B. Bellies or slab bacon, store sliced:									
1. Fresh, frozen or cured with rind	30	30	29	27	28	28	30	29	30
2. Fresh, frozen or cured derinded	34	33	32	30	31	32	33	33	34
3. Smoked with rind	38	38	36	35	35	35	36	37	37
4. Smoked derinded	42	42	40	39	39	39	40	41	41
15A. Boneless loins (Canadian bacon) whole or piece:									
1. Smoked	60	59	58	57	57	57	58	58	59
2. Ready-to-eat	65	64	63	62	62	62	63	63	64
15B. Boneless loins (Canadian bacon) store sliced:									
1. Smoked	66	66	64	63	63	64	64	64	65
2. Ready-to-eat	72	71	70	69	69	69	70	70	71
16. Briskets (whole):									
1. Fresh or frozen	21	20	19	18	18	19	20	20	21
2. Cured	22	22	20	19	20	20	20	21	21
3. Smoked	28	28	26	25	25	26	26	27	27
17. Fat back (whole or piece):									
1. Fresh cured or frozen	19	19	18	16	17	17	19	18	19
18A. Pork loins (whole):									
1. Fresh or frozen	34	34	32	31	31	32	34	33	34
2. Cured	35	35	33	32	32	33	33	34	34
3. Smoked	39	39	38	37	37	37	38	38	39
18B. Pork loins, rib half or end or chops:									
1. Fresh or frozen	31	31	30	29	29	30	31	31	31
2. Cured	32	32	31	30	30	30	31	31	32
3. Smoked	36	36	35	34	34	34	35	35	36
18C. Pork loins, loin half or end or chops:									
1. Fresh or frozen	34	33	32	31	31	32	33	33	34
2. Cured	35	34	33	32	32	32	33	33	34
3. Smoked	39	39	38	36	37	37	38	38	38
18D. Pork loins, center cut (piece or chops):									
1. Fresh or frozen	38	38	37	35	36	36	38	37	38
2. Cured	39	39	38	36	37	37	38	38	39
3. Smoked	44	44	43	41	42	42	43	43	44
19. Sliced bacon (rindless, smoked):									
1. Standard grade A	43	43	42	40	41	41	42	42	43
2. Standard grade B	40	39	38	37	37	37	38	38	39
3. Standard grade C	38	37	36	35	35	35	36	36	37
7. Sliced Canadian bacon (packaged)	71	71	70	68	69	69	70	70	71
8. Sliced ready-to-eat Canadian bacon (packaged)	77	76	75	74	74	74	75	75	76
21. Dry salt bellies:									
1. Fresh, frozen or cured	23	23	22	21	21	22	23	22	23
2. Smoked	28	27	26	25	25	25	26	26	27
24A. Cooked or boiled ham, shoulder, picnic, boneless and fatted (whole or piece):									
1. Regular ham	52	52	51	50	50	50	51	51	52
2. Skinless ham	56	56	55	53	54	54	55	55	56
24B. Cooked or boiled ham, picnic boneless and fatted (sliced):									
1. Regular ham	73	73	71	69	70	70	71	71	72
2. Skinless ham	78	78	76	75	75	75	76	77	77
25A. Cooked or boiled & smoked ham & picnics, boneless & fatted (whole or piece):									
1. Regular ham	54	54	53	51	52	52	53	53	53
2. Skinless ham	58	58	57	55	56	56	57	57	58
25B. Cooked or boiled & smoked ham & picnics, boneless & fatted (sliced):									
1. Regular ham	75	75	73	72	72	72	73	74	74
2. Skinless ham	81	81	79	77	78	78	79	79	80
26A. Baked and barbecued ham, shoulder & picnic, boneless & fatted (whole):									
1. Regular ham	58	58	56	55	55	56	56	57	57
2. Skinless ham	62	61	60	59	59	60	60	60	61

	Zone 1, group 3-4	Zone 2, group 3-4	Zones 3 and 4, group 3-4	Zone 4a, group 3-4	Zone 5, group 3-4	Zones 6 and 7, group 3-4	Zones 8 and 9, north, group 3-4	Zones 8 and 9, south, group 3-4	Zone 10, group 3-4
26B. Baked & barbecued ham shoulder & picnic, boneless & fatted (sliced):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
1. Regular ham	81	80	79	77	77	78	79	79	80
2. Skinless ham	86	85	84	82	83	83	84	84	85
27A. Dried specialties (whole or piece):									
1. Aged, dry cured bacon	42	41	40	39	39	39	40	40	41
2. Aged, dry cured sides (packer cured)	38	38	36	35	35	36	36	37	37
6. Aged, dry cured bacon sides (boneless)	37	37	36	34	35	35	36	36	37
7. Aged, dry cured bacon sides (spareribs in)	36	36	34	33	33	34	34	35	35
27B. Dried specialties (store sliced):									
1. Aged, dry cured bacon	46	46	44	43	43	44	44	45	45
2. Aged, dry cured sides (packer cured)	42	42	40	39	39	40	40	41	41
6. Aged, dry cured bacon sides (boneless)	41	41	40	38	38	39	40	40	41
7. Aged, dry cured bacon sides (spareribs in)	40	40	38	37	37	37	38	38	39
27C. Cooked or baked aged, dry cured ham (whole or piece)	93	93	92	90	91	91	92	92	93
29A. Cappicola butts (N. C.) whole or piece	61	60	59	58	58	58	59	59	60
29B. Cappicola butts (N. C.) store sliced	67	67	66	64	65	65	66	66	67
29C. Cappicola butts (A. C.) whole or piece	59	59	57	56	56	57	57	58	58
29D. Cappicola butts (A. C.) store sliced	66	65	64	62	63	63	64	64	65
30. Dressed hogs (whole or side):									
1. Packer style	$22.25	$22.00	$21.00	$20.00	$20.25	$20.75	$22.00	$21.50	$22.25
2. Shipper style	$21.25	$21.00	$20.00	$19.25	$19.25	$19.75	$21.00	$20.50	$21.25

3. Items 1A, 1B, 1C, 1D, 2A, 2B, 2C, 2D, 3A, 3B, 3C, 3D, 7, 8, 9A, 9B, 15A, 15B and 16; subitem 1 of Item 17; Items 18A, 18B, 18C and 18D; subitems 1, 2, 3, 7 and 8 of Item 19; Item 21; subitems 1 and 2 of Items 24A, 24B, 25A, 25B, 26A and 26B; subitems 1, 2, 6 and 7 of Items 27A and 27B; and Items 27C, 29A, 29B, 29C, 29D and 30 in the schedule of prices set forth in paragraph (a) of section 21 are amended, respectively, to read as follows:

	Zone 1	Zone 2	Zones 3 and 4	Zone 4a	Zone 5	Zones 6 and 7	Zones 8 and 9 north	Zones 8 and 9 south	Zone 10
1A. Smoked ham, whole:	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
1. Regular bone-in	34	34	33	32	32	32	33	33	34
2. Regular boneless	38	38	37	35	36	36	37	37	37
3. Regular boneless & fatted	44	44	42	42	42	42	43	43	43
4. Skinned bone-in	37	37	35	34	35	35	35	36	36
5. Skinned boneless	41	40	39	38	38	39	39	40	40
6. Skinless, boneless & fatted	47	47	46	45	45	45	46	46	47
1B. Smoked ham, shank half or end:									
1. Regular bone-in	33	33	31	30	31	31	31	32	32
2. Regular boneless	38	38	37	35	36	36	37	37	37
3. Regular boneless & fatted	44	44	43	42	42	42	44	43	44
4. Skinned bone-in	35	35	34	33	33	33	34	34	35
5. Skinned boneless	41	40	39	38	38	39	40	40	40
6. Skinless, boneless & fatted	47	47	46	45	45	45	46	46	47
1C. Smoke Ham, round half or end:									
1. Regular bone-in	34	33	32	31	32	32	32	33	33
2. Regular boneless	38	38	37	35	36	36	37	37	37
3. Regular boneless & fatted	44	44	43	42	42	42	44	43	44
4. Skinned bone-in	36	36	35	34	34	34	35	35	36
5. Skinned boneless	41	40	39	38	38	39	39	40	40
6. Skinless, boneless & fatted	47	47	46	45	45	45	46	46	47
1D. Smoked ham, slices:									
1. Regular bone-in	41	41	40	40	40	40	41	41	42
2. Regular boneless	46	45	44	44	44	44	44	44	45
3. Regular boneless & fatted	53	53	52	50	51	51	52	52	53
4. Skinned bone-in	46	46	44	43	43	43	44	45	45

	Zone 1	Zone 2	Zones 3 and 4	Zone 4a	Zone 5	Zones 6 and 7	Zones 8 and 9 north	Zones 8 and 9 south	Zone 10
1D. Smoked ham, slices—Continued.	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
5. Skinned boneless	49	49	47	46	46	47	47	48	48
6. Skinned, boneless & fatted	57	57	55	54	54	55	55	56	56
2A. Ready to eat hams & cooked hams, whole:									
1. Regular bone-in	37	37	36	35	35	35	36	36	37
2. Regular boneless	41	41	40	39	39	39	40	40	41
3. Regular boneless & fatted (ready to eat only)	48	48	47	45	46	46	47	47	47
4. Skinned bone-in	40	40	39	38	38	38	39	39	40
5. Skinned boneless	44	44	43	42	42	42	43	43	44
6. Skinless, boneless & fatted (ready to eat only)	51	51	50	49	49	49	50	50	51
2B. Ready to eat hams & cooked hams, shank half or end:									
1. Regular bone-in	36	35	34	33	34	34	34	35	35
2. Regular boneless	41	41	40	39	39	39	40	40	41
3. Regular, boneless & fatted (ready to eat only)	48	48	47	45	46	46	47	47	47
4. Skinned, bone-in	38	38	37	36	36	37	37	37	38
5. Skinned boneless	44	44	43	42	42	42	43	43	44
6. Skinless, boneless & fatted (ready to eat only)	51	51	50	49	49	49	50	50	51
2C. Ready to eat hams & cooked hams, round half or end:									
1. Regular bone-in	37	36	35	34	35	35	35	36	36
2. Regular boneless	41	41	40	39	39	39	40	40	41
3. Regular, boneless & fatted (ready to eat only)	48	48	47	45	46	46	47	47	47
4. Skinned, bone-in	38	38	37	36	36	37	37	38	38
5. Skinned, boneless	44	44	43	42	42	42	43	43	44
6. Skinless, boneless & fatted (ready to eat only)	51	51	50	49	49	49	50	50	51
2D. Ready to eat hams & cooked hams, slices:									
1. Regular bone-in	47	46	45	43	44	44	45	45	46
2. Regular boneless	50	49	48	47	47	47	48	48	49
3. Regular boneless & fatted (ready to eat only)	58	57	56	55	55	55	56	56	57
4. Skinned bone-in	50	50	48	47	47	48	48	49	49
5. Skinned boneless	53	53	52	50	51	51	52	52	53
6. Skinned boneless & fatted (ready to eat only)	62	61	60	59	59	59	60	60	61
3A. Fresh, frozen or cured ham, whole:									
1. Regular bone-in	32	31	30	29	29	30	31	31	32
2. Regular boneless	35	35	33	32	33	33	35	34	35
3. Regular boneless & fatted	41	40	39	38	38	39	40	40	41
4. Skinned bone-in	34	34	33	31	32	32	34	33	34
5. Skinned boneless	38	38	37	36	36	36	38	37	38
6. Skinless, boneless & fatted	44	43	42	41	41	42	43	43	44
3B. Fresh, frozen or cured ham, shank end:									
1. Regular bone-in	32	31	30	29	29	30	31	31	32
2. Regular boneless	35	34	33	32	32	33	34	34	35
3. Regular boneless & fatted	40	40	39	38	38	39	40	40	40
4. Skinned bone-in	34	34	32	31	31	32	34	33	34
5. Skinned boneless	38	38	36	35	35	36	38	37	38
6. Skinless, boneless & fatted	43	43	42	41	41	41	43	42	43
3C. Fresh, frozen or cured ham, round or butt end:									
1. Regular bone-in	32	32	31	30	30	30	32	31	32
2. Regular boneless	36	35	34	33	33	34	35	35	36
3. Regular boneless & fatted	41	41	40	39	39	39	41	40	41
4. Skinned bone-in	35	34	33	32	32	33	34	34	35
5. Skinned boneless	39	39	37	36	36	37	39	38	39
6. Skinless, boneless & fatted	44	44	43	42	42	42	44	43	44
3D. Fresh, frozen or cured ham, slices:									
1. Regular bone-in	34	34	33	31	32	32	34	33	34
2. Regular boneless	38	37	36	35	35	36	37	37	38
3. Regular boneless & fatted	44	44	42	41	41	42	44	43	44
4. Skinned bone-in	37	37	35	34	34	35	37	36	37
5. Skinned boneless	41	41	40	38	39	38	41	40	41
6. Skinless boneless & fatted	47	47	46	44	45	45	47	46	47
7. Aged, dry cured hams:									
1. Whole or half	51	51	50	49	49	49	50	50	51
2. Sliced	56	55	54	53	53	53	54	54	55
8. Prosciutto hams:									
1. Whole or half	50	49	48	47	47	48	48	49	49
2. Sliced bone-in	54	53	52	51	51	51	52	52	53
3. Sliced boneless & fatted	90	90	88	87	88	88	88	89	89

	Zone 1	Zone 2	Zones 3 and 4	Zone 4a	Zone 5	Zones 6 and 7	Zones 8 and 9 north	Zones 8 and 9 south	Zone 10
	Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
26B. Baked and barbecued ham, Shoulder and picnic, boneless and tatted (sliced):									
1. Regular ham	71	70	69	68	68	68	69	69	70
2. Skinless ham	75	75	74	72	72	73	74	74	75
27A. Dried specialties (whole or piece):									
1. Aged, dry cured bacon	39	38	37	36	36	37	37	38	38
2. Aged, dry cured sides (packer cured), dry cured bacon sides (boneless)	35	35	34	33	33	33	34	34	35
6. Aged, dry cured bacon sides (boneless)	35	35	33	32	32	33	33	34	34
7. Aged, dry cured bacon sides (Spurrells In)	34	33	32	31	31	32	32	32	33
27B. Dried specialties (store sliced):									
1. Aged, dry cured bacon (store sliced):	42	41	40	39	39	40	40	41	41
2. Aged, dry cured sides (packer cured),	38	38	37	35	36	36	37	37	38
6. Aged, dry cured bacon sides (boneless)	38	37	36	35	35	35	36	36	37
7. Aged, dry cured bacon sides (Spurrells In)	36	36	35	33	34	34	35	35	36
27C. Cooked or bakeshaped, dry cured ham (whole or piece)	86	86	85	84	84	84	85	85	86
29A. Capicola butts, (N. C.) whole	56	56	55	53	54	54	55	55	56
or piece	61	60	59	58	58	58	59	59	60
29B. Capicola butts, (N. C.) store sliced	55	55	54	53	53	53	54	54	55
29C. Capicola butts, (A. C.) whole or piece	60	59	58	57	57	58	58	58	59
29D. Capicola butts, (A. C.) store sliced									
30. Dressed hogs (whole or side):									
(Note—May not be sold to other retailers).	$21.75	$21.50	$20.50	$19.50	$19.75	$20.25	$21.50	$21.00	$21.75
1. Packer style	$20.75	$20.50	$19.50	$18.75	$18.75	$19.25	$20.50	$20.00	$20.75
2. Shipper style									

This amendment shall become effective April 1, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5285; Filed, Mar. 29, 1946; 11:2 7 a. m.]

PART 1340—FUEL

[RMPR 122, Amdt. 42]

SOLID FUELS SOLD AND DELIVERED BY DEALERS

The statement of considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Section 1340.254 (e) is amended to read as follows:

(e) Notwithstanding anything to the contrary contained in this regulation, the maximum prices for all sales of solid fuels for delivery in less than railroad carlots to persons other than resellers, established in the manner set forth below, may be increased by an amount not exceeding 10¢ per net ton.

(1) All such prices established under prime rules of § 1340.254 (b), with the exception of a Rule 3 or Rule 4, price determined subsequent to January 2, 1946, for delivered sales to persons other than resellers and subsequent to April 1, 1946, for sales f. o. b. sellers' facilities in less than railroad carlots to persons other than resellers.

(2) All such prices established under § 1340.256.

(3) All such prices established by any order of adjustment issued under § 1340.259 (a) by the Price Administrator or any Regional Administrator, prior to January 2, 1946, except that if any such order is subsequently revised or amended to reflect the 10-cent per net ton increase specified herein, this subparagraph (3) shall not apply to such revised or amended order.

2. In § 1340.260, the last undesignated paragraph is amended to read as follows:

Each Regional Administrator is authorized and directed to reflect in area orders issued by him under this section the 10-cent per net ton increase in prices authorized by § 1340.254 (e) of this regulation.

This amendment shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5281; Filed, Mar. 29, 1946; 11:34 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[2d Rev. MPR 319, Amdt. 3]

CERTAIN BAKERY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 25 is added to Second Revised Maximum Price Regulation 319 to read as follows:

SEC. 25. *Emergency decreases in weight.* Notwithstanding any provision in this regulation to the contrary, any producer desiring to decrease the weight of a product pursuant to the recommendations of the Famine Emergency Committee may do so in the following manner:

(a) Prior to his April, 1946, recalculation and filing, he may decrease the weight of such product by not more than 10 percent without any decrease in his maximum price for such product if his saving in cost of ingredients by reason of such decrease is less than 1 cent. Where such saving amounts to a cent or more, his maximum price for the product must be decreased by the amount of whole cents included in such saving.

(b) Any producer recalculating his maximum price during April, 1946, for any product the weight of which is being or has been decreased shall do so as follows: He shall first recalculate his maximum price for the product in the manner provided in sections 10 and 11 of this regulation without giving any consideration to such decrease in weight. Such change may then be reflected in the manner provided in section 12. He may then decrease the weight of such product by not more than 10 percent without any decrease in his maximum price for such product if his saving in cost of ingredients by reason of such decrease is less than 1 cent. Where such saving amounts to a cent or more his maximum price for the product must be decreased by the amount of whole cents included in such saving.

This amendment shall become effective March 28, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 26, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5222; Filed, Mar. 28, 1946; 4:40 p. m.]

PART 1401—SYNTHETIC TEXTILE PRODUCTS

[MPR 602,[1] Amdt. 2]

WOMEN'S NYLON HOSIERY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 602 is amended in the following respects:

1. Section 2 (c) (3) is amended to read as follows:

(3) *Limitation of distribution by manufacturers to persons other than sellers-at-retail and ultimate consumers.* No manufacturer shall deliver to persons other than sellers-at-retail and ultimate consumers, in any calendar quarter year, a larger percentage of his total deliveries of women's nylon hosiery (including finished and greige goods) than his "wholesaler percentage." A manufacturer's "wholesaler percentage" is the percentage that his deliveries in 1941, of women's full length hosiery of all fibers (including finished and greige goods) to persons other than sellers-at-retail and ultimate consumers bore to his total deliveries in 1941 of women's full length hosiery of all fibers (including finished and greige goods). If a manufacturer did not deliver any women's full length hosiery in 1941, his wholesaler percentage will be based on the deliveries of women's full length hosiery made during the first calendar year after 1941 in which he delivered this hosiery. In the case of a manufacturer who first delivered women's full length hosiery in 1945, his wholesaler percentage will be based on deliveries of women's full length hosiery made between January 1, 1945 and November 1, 1945. Deliveries by a manufacturer's agent or selling representative are to be considered as deliveries by the manufacturer. Deliveries to retailers' buying agencies, such as buying syndicates and central buying offices are to be considered as deliveries to sellers-at-retail. Export sales are included in the term "deliveries" as used in this subparagraph.

2. Section 2 (c) (4) is amended to read as follows:

(4) *Requirement to report on distribution by manufacturers*—(i) *Initial report.* All manufacturers are required to file a "wholesaler percentage" initial report before making deliveries to persons other than sellers-at-retail and ultimate consumers with the Consumer Goods Price Division, Office of Price Administration, Washington 25, D. C. (Manufacturers who have properly filed their "wholesaler percentage" initial reports prior to March 29, 1946, need not refile.)

This report must contain the following information:

(*a*) Total quantity (in dozens of pairs) of women's full length hosiery of all fibers (finished and greige goods) delivered by the manufacturer, his agents and representatives, in the year 1941 (or, if no deliveries were made in that year, the first calendar year after 1941 (or the period January 1, 1945 to November 1, 1945) in which deliveries are made.)

(*b*) Of the total amount set forth under (*a*) above, state separately the number of dozens of pairs delivered to each of the following classes of customers:

(*i*) Sellers-at-retail (who purchased the hosiery for resale directly to ultimate consumers). Include in this quantity hosiery delivered to retailers' buying agencies, such as buying syndicates and central buying offices.

(*ii*) *Ultimate consumers.* (Include deliveries made to individual ultimate consumers.)

(*iii*) *Wholesalers.*

(*iv*) *Other manufacturers.*

(*v*) *Other classes of customers* (specify).

(*c*) Your "wholesaler percentage" (this is the percentage which is secured by dividing the sum of the amounts set forth in (*iii*), (*iv*), and (*v*) of (*b*) above, by the amount set forth in (*a*)).

For example: Manufacturer X delivered in 1941 a total of 100,000 dozen pairs of women's full length hosiery of all kinds. Of this total he delivered 35,000 dozen pairs to retailers, 500 dozen pairs directly to ultimate consumers, 50,000 dozen pairs to wholesalers, 2,000 dozen pairs to other manufacturers and 12,500 dozen pairs to exporters. His "wholesaler percentage" therefore is 64.5% (50,000 + 2,000 + 12,500 − 64,500 which, when divided by 100,000, is 64.5%).

(ii) *Quarterly reports.* On or before April 20, 1946 and on or before the 20th day of July, October, January and April thereafter every manufacturer is required to file with the Consumer Goods Price Division, Office of Price Administration, Washington 25, D. C., a report showing the manufacturer's "wholesaler percentage," the total quantity (in dozens of pairs) of women's full length nylon hosiery (finished and in the greige) which the manufacturer delivered in the preceding calendar quarter year and, separately stated, the quantities (in dozens of pairs) of women's full length nylon hosiery delivered during that calendar quarter year to each of the classes of customers listed in (i) above.

NOTE: The record keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective March 29, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5287; Filed, Mar. 29, 1946; 11:33 a. m.]

[1] 10 F.R. 14251; 11 F.R. 1154.

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3,[1] Amdt. 11]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

[1] 11 F.R. 177.

Third Revised Ration Order 3 is amended as follows:

Section 11.1 (a) (1) is amended to read as follows:

(1) "Imported sugar-containing product" means any product in which sugar was used (or containing an ingredient in which sugar was used) manufactured outside the 48 States of the United States and the District of Columbia except any canned, bottled and frozen fruits, canned vegetables and canned and bottled fruit juices which, if manufactured in the Continental United States would be products for which a provisional allowance could be obtained under Article XIX and for which:

(i) Definition and standards have been set up under the Federal Food and Cosmetic Act having syrup densities at time of cut-out as described therein but in any event not exceeding the degree of Brix cut-out in the Table set forth in subdivision (iv); or

(ii) Types and styles are described in United States Standards for Grades of Processed Fruits and Vegetables issued by the United States Department of Agriculture having syrup densities at time of cut-out as described therein but in any event not exceeding the degree of Brix cut-out in the Table as set forth in subdivision (iv); or

(iii) Those varieties which are not defined or described under (i) or (ii), but a Brix cut-out appears in the table in subdivision (iv) and have syrup densities not to exceed those set forth therein.

Special note: Jams, jellies, preserves, marmalades, fruit butter, toppings, fruit parfaits, fountain fruit and syrup, concentrated juices or any other product for which a provisional allowance may not be obtained under the provisions of Article XIX is an "important sugar-containing product". Moreover, frozen fruit which contains more sugar than that specified in Table II of Supplement I of this order is an "imported sugar-containing product."

(iv) The following is the table referred to in subdivisions (ii) and (iii):

Product:	*Brix cut-out (degrees)*
Apples	20
Apple Juice	15
Applesauce	20
Apricots	30
Berries, all types	30
Cherries, Red sour	35
Cherries, Sweet	30
Figs	35
Fruit Cocktail	30
Fruits for salad	30
Grape Juice	20
Grapefruit	20
Grapefruit Juice	16
Grapefruit and Orange Juice Blended	16
Lemon Juice	10
Orange Juice	16
Peaches	35
Pears	30
Pineapple	26
Pineapple Juice	16
Fresh Plums including Prune Plums	30
Prunes, dried	40

This amendment shall become effective April 2, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5279; Filed, Mar. 29, 1946; 11:32 a. m.]

PART 1425—LUMBER DISTRIBUTION

[2d Rev. MPR 215, Amdt. 19]

DISTRIBUTION YARD SALES OF SOFTWOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 215 is amended in the following respects:

1. Section 5 (a) (1) (i) is amended to read as follows:

(i) On December 1, 1945, for Northern Softwood lumber covered by Maximum Price Regulation 222 and for Hardwood Flooring covered by Maximum Price Regulation 458, and

2. Section 5 (a) (3) is amended to read as follows:

(3) A "handling charge" as follows:

(i) Lumber other than shingles and lath

(a) Southern Pine—none
(b) Douglas Fir and other West Coast lumber covered by Revised Maximum Price Regulation 26—$4.00 per 1000 board feet
(c) All other species—$5.00 per 1000 board feet

(ii) Shingles

(a) Southern Pine—15¢ per square
(b) Western Softwood—none
(c) All other species—30¢ per square

(iii) Lath

(a) Douglas fir, western hemlock, and true fir plaster lath—none
(b) Other Douglas fir, western hemlock and true fir lath other than plaster lath and all lath in other species—60¢ per M pieces

3. Section 6 (a) (1) is amended to read as follows:

(1) For retail type sales of Northern Softwood lumber covered by Maximum Price Regulation 222, and Hardwood Flooring covered by Maximum Price Regulation 458, the f. o. b. mill maximum price for the green untreated lumber in the mill regulation as in effect on December 1, 1945, and

4. Section 6 (e) (1) is amended to read as follows:

(1) On retail type sales

(i) Southern Pine—none
(ii) Douglas Fir and other West Coast lumber covered by Revised Maximum Price Regulation 26—$4.00 per 1000 board feet
(iii) All other species—$5.00 per 1000 board feet

5. Section 7 (a) (9) is amended to read as follows:

(9) *Longleaf Southern pine; RMPR 19.*

Alexandria, Louisiana: Alabama, Arizona, Arkansas, California, Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Ohio, Oklahoma, Oregon, South Dakota, Tennessee, Texas, Utah, Washington, Wisconsin, Wyoming.

Perry, Florida: Florida.

Fort Myers, Florida: Connecticut, Delaware, District of Columbia, Georgia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, West Virginia.

This Amendment No. 19 shall become effective March 29, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5284; Filed, Mar. 29, 1946; 11:33 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 36]

SALES AT WHOLESALE OF CERTAIN COTTON PRODUCTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Section 2.7 of Supplementary Regulation 14E is amended in the following respects:

1. Section 2.7 (b) (6) is amended by changing the undesignated sentence following subdivision (viii) to read as follows:

This subparagraph (6) shall not apply to sales covered by paragraphs (r), (t) and (v) of section 2.7.

2. Paragraph (v) is added to read as follows:

(v) *Sales of specified 25% and 33⅓% wool blankets.* (1) This paragraph applies to sales at wholesale of specified 25% and 33⅓% wool blankets listed in the table contained in subparagraph (2) below.

(2) The maximum price for sales at wholesale of these blankets shall be the sum of the seller's maximum price determined in accordance with the General Maximum Price Regulation and the amount stated in column (2) of the table herein for the particular blanket being priced.

(i) 72" x 84" plaid or solid color, pair; 25% wool, 75% cotton; finish weight 3.75 lbs.; American cotton warp, virgin wool and Asiatic cotton filling, minimum width of 3" acetate satin binding, ends only, bagged.

Company:	*Dollar and cent amount added to GMPR price (per pair)*
Chatham Manufacturing Co	0.205
Pepperell Manufacturing Co	.205

(ii) 72" x 90" solid color single; 25% wool, 50% rayon, 25% cotton; finished weight 3.50 lbs; American cotton warp, virgin wool and rayon filling; minimum width of 3" acetate satin binding, ends only; boxed.

Company:	*Dollar and cent amount added to GMPR Price*
Chatham Manufacturing Co	0.21
Pepperell Manufacturing Co	.160

(iii) 72" x 90" solid color single; 33⅓% wool, 41⅔% rayon, 25% cotton; finished weight 3.50 lbs.; American cotton warp, virgin wool and rayon filling; minimum width of 3" acetate satin binding, ends only; boxed.

Company:	*Dollar and cent amount added to GMPR Price*
Chatham Manufacturing Co	0.255

This amendment shall become effective April 3, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5280; Filed, Mar. 29, 1946; 11:32 a. m.]

[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 479]

PART 95—CAR SERVICE

ICING RESTRICTION ON POTATOES IN THE EAST

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of March A. D. 1946.

It appearing, that the icing of potatoes originating at points in certain States, shipped in refrigerator cars impedes unduly the use, control, supply, movement, and distribution of such cars and contributes to the shortage of equipment and congestion of traffic; the Commission is of opinion an emergency requiring immediate action exists in the eastern section of the country:

It is ordered, that: (a) *Cars of potatoes originating in Eastern States not to be initially iced or reiced.* No common carrier by railroad subject to the Interstate Commerce Act shall initially ice, or reice in transit, at any point east of the Mississippi River, any refrigerator car or cars loaded with potatoes originating in the States of Alabama, Georgia, Florida, South Carolina, North Carolina, Virginia, West Virginia, Maryland, Pennsylvania, Delaware, New Jersey, or New York (Long Island only).

(b) *Application.* The provisions of this order shall apply to all such shipments billed or in transit on or after the effective date of this order.

(c) *Regulations suspended, announcement required.* The operation of all rules and regulations insofar as they conflict with the provisions of this order is hereby suspended and each railroad subject to this order, or its agent, shall publish, file, and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing such suspension.

(d) *Special and general permits.* The provisions of this order shall be subject to any special or general permits issued by the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C.

(e) *Effective date.* This order shall become effective at 12:01 a. m., April 5, 1946.

(f) *Expiration date.* This order shall expire at 11:59 p. m., September 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, That a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5265; Filed, Mar. 29, 1946; 11:23 a. m.]

[S. O. 480]

PART 95—CAR SERVICE

INCREASED MINE HOLDINGS OF UNBILLED BITUMINOUS COAL

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of March A. D. 1946.

It appearing, that, due to a prospective stoppage in the production of bituminous coal, the Solid Fuels Administrator for War has issued an order pursuant to SFAW Regulation No. 1 directing, that after 12:01 a. m., March 29th, coal producers shall hold unbilled a number of loaded cars equivalent to not less than one full day's production of bituminous coal in the proportion of sizes normally produced; and that such cars shall be held on mine or assigned tracks as far as practicable and consistent with continued full operation of the mine and the balance, if any, up to one full day's production shall be held at the scales or other facilities made available by the railroads; the Association of American Railroads has increased the no-bill rule to 100 percent; the Office of Defense Transportation has made representations to this Commission regarding an emergency existing with respect to coal transportation and has recommended that this Commission take such action as is necessary under the circumstances; the Commission is of opinion an emergency requiring immediate action exists in all sections of the country.

It is ordered, That: (a) The provision in agent B. T. Jones' Tariff I. C. C. No. 3818, Item No. 255, Rule No. 4, section B, quoted below, and all similar provisions in other tariffs, are hereby suspended insofar as they apply on unbilled bituminous coal up to one day's full production held pursuant to Solid Fuels Administration for War Regulation No. 1.

When cars so ordered are held at weighing stations, classification yards or elsewhere, for forwarding instructions (See Note 1), no transportation charge having been previously made, 24 hours (one day) free time will be allowed after which a demurrage charge of $2.20 per car for each day or fraction of a day will be assessed until car is released.

(b) *Application.* The provisions of this order shall apply to intrastate as well as interstate traffic.

(c) *Rules, regulations, and practices suspended.* The operation of all rules, regulations and practices insofar as they conflict with the provisions of this order is hereby suspended.

(d) *Effective date.* This order shall become effective at 4:00 p. m., March 28, 1946.

(e) *Expiration date.* This order shall expire at 11:59 p. m., April 15th, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

(f) *Announcement of suspension.* Each railroad, or its agent shall publish, file, and post a supplement to each of its tariffs affected thereby, in substantial accordance with the provisions of rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing the suspension of the operation of any of the provisions therein. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, That this order shall be served upon the State railroad regulatory bodies of each State, and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5266; Filed, Mar. 29, 1946; 11:23 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Office of the Secretary.

[SFA Order T-10]

CARTER COAL CO.

TERMINATION OF POSSESSION

In accordance with the provisions of Executive Order No. 9536 (10 F.R. 3939) and the War Labor Disputes Act (57 Stat. 163), I find that the possession by the Government of the coal mines now in the possession of the Government pursuant to Order No. 2048 (10 F.R. 5121) should be terminated.

Accordingly, I order and direct that possession by the Government of the Olga No. 1, Olga No. 2, and Caretta coal mines of the Carter Coal Company, in the State of West Virginia, including any

and all real and personal property, franchises, rights, facilities, funds and other assets used in connection with the operation of such mines and the distribution and sale of their products, be, and it is hereby terminated, and that there be conspicuously displayed at those mining properties copies of a notice in form and effect as follows:

Notice. Government possession of this coal mine, and of all property and assets used in connection with the operation thereof, has been terminated by order of the Secretary of the Interior.

Nothing contained herein shall be deemed to preclude the Government from requiring the submission of information relating to operations during the period of Government possession, for the purpose of ascertaining the existence and amount of any claims against the United States so that the administration of the provisions of Executive Order No. 9536, pursuant to which Government possession was taken, may be concluded in an orderly manner.

The issuance of this order has been approved by the Director of the Office of Economic Stabilization in accordance with the provisions of Executive Order No. 9603 (10 F.R. 10960) and Executive Order No. 9699 (11 F.R. 1929).

J. A. KRUG,
Secretary of the Interior.

MARCH 26, 1946.

[F. R. Doc. 46-5219; Filed, Mar. 28, 1946; 1:40 p. m.]

DEPARTMENT OF AGRICULTURE.

Bureau of Animal Industry.

[Docket No. AO 16-A2]

ANTI-HOG-CHOLERA SERUM AND HOG CHOLERA VIRUS

NOTICE OF HEARING WITH RESPECT TO PROPOSED AMENDMENT

Notice of hearing with respect to proposed amendment to marketing agreement and B. A. I. Order No. 361 regulating the handling of anti-hog-cholera serum and hog-cholera virus.

Pursuant to the provisions of Public Act No. 320, 74th Cong., approved August 24, 1935 (49 Stat. 781; 7 U.S.C. 851 et seq.) and in accordance with the applicable rules of practice and procedure (9 CFR, Cum. Supp., 132.1 et seq.) approved June 2, 1943, notice is hereby given of a public hearing to be held in Room 218 Administration Building, United States Department of Agriculture, Washington, D. C., beginning at 10:00 a. m., e. s. t., April 15, 1946, with respect to proposed amendments to the marketing agreement and order regulating the handling of anti-hog-cholera serum and hog-cholera virus. These proposals have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence as to the general economic or marketing conditions which, in order to effectuate the declared policy of the aforesaid act, may necessitate the amendment hereinafter set forth.

The following amendment to the aforesaid marketing agreement has been proposed by Fidelity Laboratories, Inc., Chicago (9), Illinois; Grain Belt Supply Company, Omaha, Nebraska; American Co-Operative Serum Assn., Sioux City, Iowa; and Gregory Laboratory, Whitehall, Illinois.

Strike out paragraph 10 of section 1 of Article I, reading as follows: "'Volume contract purchaser' means that class or classes of buyers comprising persons or agencies who regularly purchase, for delivery within a definite period of time, serum and virus in specified amounts, adequate, in the opinion of the control agency, to justify such special classification."

Copies of this notice of hearing and of the proposed amendment to the marketing agreement and order may be procured from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, in Room 1331 South Building, Washington, D. C., or may be there inspected.

Dated: March 28, 1946.

[SEAL] THOMAS J. FLAVIN,
Assistant to the Secretary of Agriculture.

[F. R. Doc. 46-5261; Filed, Mar. 29, 1946; 11:22 a. m.]

Office of the Secretary.

CUDAHY BROTHERS CO.

ORDER TERMINATING POSSESSION

By virtue of the authority vested in me by the President of the United States under Executive Order No. 9685 (11 F.R. 989), dated January 24, 1946, I hereby find from the information available to me that there is no present interruption of production, as a result of existing or threatened strikes or other labor disturbances, at the plants and facilities of the Cudahy Brothers Company, located in and around Cudahy, Wisconsin, possession of which was taken by the Secretary of Agriculture under order dated January 25, 1946 (11 F.R. 1002), issued under said Executive Order. I therefore, terminate possession by the Government of such plants and facilities, effective as of 12:01 a. m., March 29, 1946.

Dated: March 28, 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5262; Filed, Mar. 29, 1946; 11:22 a. m.]

Production and Marketing Administration.

[CCC-360, Amdt. 1]

DESIGNATED CANNED FOODS PRODUCED FROM DESIGNATED VEGETABLES FOR CANNING

AMENDMENT TO AGREEMENT

Whereas, pursuant to the provisions of section (11) of the Agreement with Respect to Designated Canned Foods Produced from Designated Vegetables for Canning (CCC-360) (hereinafter called the "Agreement"), made and entered into as of May 1, 1945, by and between Commodity Credit Corporation (hereinafter called "Commodity"), a corporate agency of the United States of America, with offices at Washington, D. C., and ---------- with principal place of business at ----------: Commodity reserved the right to amend the agreement by unilateral action upon notice as therein prescribed in the event the Director of Economic Stabilization, or the office which succeeds to his functions, amends Directive 60, as amended, so as to affect the provisions, or to direct termination, of the agreements entered into pursuant to said directive; and

Whereas, in the directive of February 7, 1946 (11 F. R. 1527), the Stabilization Administrator authorized and directed the Department of Agriculture to extend the 1945 production period to and including February 28, 1946, for tomatoes, and tomato products, and to extend the utilization of bulk or canned tomato puree, tomato paste and tomato sauces to these commodities produced up to and including February 28, 1946.

Now, therefore, Commodity hereby amends the agreement as follows:

1. The provisions in (c) of section (1) of the agreement are hereby deleted and the following provisions inserted in lieu thereof:

(c) "Period of production" means May 1, 1945 through December 31, 1945, for canned sweet corn, pea soup and green peas, and May 1, 1945 through February 28, 1946, for canned snap beans, tomatoes, tomato soup, tomato juice, tomato paste, tomato puree, tomato catsup, tomato cocktail and tomato juice contained in canned mixed vegetable juices.

2. The provisions in (m) of section (1) of the agreement are hereby deleted and the following provisions inserted in lieu thereof:

(m) "Contracted purchase" means any purchase of a designated vegetable for canning by canner during the period May 1, 1945 through December 29, 1945, for sweet corn and green peas, and May 1, 1945 through February 26, 1946, for snap beans and tomatoes, pursuant to a grower-canner acreage contract which was approved by the State Agricultural Conservation Committees of the state in which canner will produce one or more designated canned foods from such designated vegetable for canning.

3. The provisions in (n) of section (1) of the agreement are hereby deleted and the following provisions inserted in lieu thereof:

(n) "Open market purchase" means any purchase, except a contracted purchase, during the period May 1, 1945 through December 29, 1945, for sweet corn and green peas, and May 1, 1945 through February 26, 1946, for snap beans and tomatoes, for canning. This term shall also include the production of any designated vegetable for canning by, or for the account of, canner and delivery thereof, for canning, to any of canner's plants during the above periods.

This form of amendment has been filed with the Division of the Federal Register.

Issued at Washington, D. C., this 28th day of March 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
G. G. ARMSTRONG,
Acting President.

Attest:

MARION M. CRUMPLER,
Assistant Secretary.

[F. R. Doc. 46-5263; Filed, Mar. 29, 1946; 11:22 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket 7428]

UNITED BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of United Broadcasting Company, Inc., Silver Spring, Maryland, for construction permit; Docket No. 7428; File No. B1-P-4030.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of March 1946;

The Commission having under consideration the application of United Broadcasting Company, Inc. (File No. B1-P-4030; Docket No. 7428) for a construction permit for a new standard broadcast station to be operated on the frequency 690 kc with 1 kw power, limited time, in Silver Spring, Maryland;

It is ordered, That the application of United Broadcasting Company, Inc., be, and it is hereby, designated for hearing in a consolidated proceeding with the application of The Tower Realty Company (File No. B1-P-4490; Docket No. 7429) for a construction permit for a new standard broadcast station to be operated on the frequency 690 kc with 5 kw power, unlimited time, at Baltimore, Maryland, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That WPTF Radio Company (WPTF) operating on 680 kc with 50 kw power, unlimited time, at Raleigh, North Carolina, be, and it is hereby, made a party to these proceedings.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-5174; Filed, Mar. 28, 1946; 10:09 a. m.]

[Docket 7429]

TOWER REALTY CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of The Tower Realty Company, Baltimore, Maryland, for construction permit; Docket No. 7429; File No. B1-P-4490.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of March 1946;

The Commission having under consideration the application of The Tower Realty Company (File No. B1-P-4490; Docket No. 7429) for a construction permit for a new standard broadcast station to be operated on the frequency 680 kc with 5 kw power, unlimited time, in Baltimore, Maryland;

It is ordered, That the application of The Tower Realty Company be, and it is hereby, designated for hearing in a consolidated proceeding with the application of United Broadcasting Company, Inc. (File No. B1-P-4030; Docket No. 7428) for a construction permit for a new standard broadcast station to be operated on the frequency 690 kc with 1 kw power, limited time, at Silver Spring, Maryland, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That WPTF Radio Company (WPTF) operating on 680 kc with 50 kw power, unlimited time, at Raleigh, North Carolina, be, and it is hereby, made a party to these proceedings.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-5173; Filed, Mar. 28, 1946; 10:09 a. m.]

[Docket 7430]

PARIS BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Paris Broadcasting Company, Paris, Tennessee, for construction permit; Docket No. 7430; File No. B3-P-4566.

At a session of the Federal Communications Commission held at its office in Washington, D. C., on the 13th day of March 1946;

The Commission having under consideration the application of Paris Broadcasting Company (File No. B3-P-4566) for a construction permit for a new standard broadcast station to be operated on the frequency 1340 kc with 250 watts power, unlimited time, at Paris, Tennessee, together with a petition requesting that the said application be designated for hearing in consolidation with the application of Kentucky Lake Broadcasting System, Inc. (File No. B3-P-4528) requesting the same facilities at Paris;

It is ordered, That the above petition be granted; and

It is further ordered, That the application of Paris Broadcasting Company be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Kentucky Lake Broadcasting System, Inc., upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5172; Filed, Mar. 28, 1946; 10:09 a. m.]

[Docket 7431]

KENTUCKY LAKE BROADCASTING SYSTEM, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Kentucky Lake Broadcasting System, Inc., Paris, Tennessee, for construction permit; Docket No. 7431; File No. B3–P–4528.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of March 1946;

The Commission having under consideration the applications of Kentucky Lake Broadcasting System, Inc. (File No. B3–P–4528) and Paris Broadcasting Company (File No. B3–P–4566), both applications requesting construction permits for new standard broadcast stations to be operated on the frequency 1340 kc with 250 watts power, unlimited time, at Paris, Tennessee;

It is ordered, That the application of Kentucky Lake Broadcasting System, Inc., be, and it is hereby, designated for hearing in a Consolidated Proceeding with the application of Paris Broadcasting Company upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5171; Filed, Mar. 28, 1946; 10:09 a. m.]

[Docket No. 7432]

GONZALES BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Gonzales Broadcasting Company, Gonzales, Texas, for construction permit; Docket No. 7432; File No. B3–P–4546.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of March 1946;

The Commission having under consideration the application of Gonzales Broadcasting Company (File No. B3–P–4546) for a construction permit for a new standard broadcast station at Gonzales, Texas, requesting the frequency 1450 kc with 250 watts power, unlimited time, together with a petition requesting that the said application be designated for hearing in consolidation with the applications of Thomas G. Harris, Individually and as Trustee for Coleman Gay et al. (File No. B3–P–4355; Docket No. 7373), Austin, Texas; Charles W. Balthrope (File No. B3–P–4375; Docket No. 7374), San Antonio, Texas; and Express Publishing Company (File No. B3–P–4471; Docket No. 7391), San Antonio, Texas, all of which request the use of the frequency 1450 kc with 250 watts power, unlimited time, at their respective locations and which have been designated for hearing in a consolidated proceeding:

It is ordered, That the above petition be granted; and

It is further ordered, That the application of Gonzales Broadcasting Company be, and it is hereby, designated for hearing in a consolidated proceeding with the above applications upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and its members to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, are areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bills of particulars heretofore issued in these proceedings be, and the same are hereby, amended to include the application of Gonzales Broadcasting Company (File No. B3–P–4546; Docket No. 7432).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5175; Filed, Mar. 28, 1946; 10:09 a. m.]

[Docket No. 7433]

TAYLOR BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Taylor Broadcasting Company, Taylor, Texas, for construction permit; Docket No. 7433; File No. B3–P–4567.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of March 1946;

The Commission having under consideration the application of Taylor Broadcasting Company (File No. B3–P–4567) for a construction permit for a new standard broadcast station at Taylor, Texas, requesting the frequency 1450 kc with 250 watts power, unlimited time, together with a petition requesting that the said application be designated for hearing in consolidation with the applications of Thomas G. Harris, Individually and as Trustee for Coleman Gay et al (File No. B3–P–4355; Docket No. 7373), Austin, Texas; Charles W. Balthrope (File No. B3–P–4375; Docket No. 7374), San Antonio, Texas, and Express Publishing Company (File No. B3–P–4471; Docket No. 7391), San Antonio, Texas, all of which request the use of the frequency 1450 kc with 250 watts power, unlimited time, at their respective locations and which have been designated for hearing in a consolidated proceeding;

It is ordered, That the above petition be granted; and

It is further ordered, That the application of Taylor Broadcasting Company be, and it is hereby, designated for hearing in a consolidated proceeding with the above applications upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bills of particulars heretofore issued in these proceedings be, and they are hereby, amended to include the application of Taylor Broadcasting Company (File No. B3–P–4567; Docket No. 7433).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5176; Filed, Mar. 28, 1946; 10:10 a. m.]

[Docket No. 7434]

INDIANA BROADCASTING CORP. (WIBC)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Indiana Broadcasting Corporation (WIBC), Indianapolis, Indiana, for construction permit; Docket No. 7434; File No. B4–P–4319.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of March 1946;

The Commission having under consideration the application of Indiana Broadcasting Corporation (WIBC) (File No. B4–P–4319; Docket No. 7434) for a construction permit to increase power from 5 kw to 50 kw, unlimited time, on its present frequency of 1070 kc at Indianapolis, Indiana, together with a petition requesting that the said application be designated for hearing in consolidation with the applications of Mid-America Broadcasting Corporation (File No. B2–P–2760; Docket No. 6040) and Kentucky Broadcasting Corporation, Inc. (WINN) (File No. B2–P–4169; Docket No. 7354), both requesting use of the frequency 1080 kc with 1 kw night and 5 kw day, with directional antennas, unlimited time, at Louisville, Kentucky, which on February 1, 1946, were designated for hearing in a consolidated proceeding;

It is ordered, That the above petition be granted; and

It is further ordered, That the application of Indiana Broadcasting Corporation (WIBC) be, and it is hereby, designated for hearing in a consolidated proceeding with the above applications upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate Station WIBC as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station WIBC as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station WIBC as proposed would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station WIBC as proposed would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bills of particulars heretofore issued in these proceedings be, and they are hereby, amended to include the application of Indiana Broadcasting Corporation (WIBC) (File No. B4–P–4319; Docket No. 7434).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5170; Filed, Mar. 28, 1946; 10:09 a. m.]

[Docket No. 7439]

RADIO ASHEVILLE, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Radio Asheville, Inc., Asheville, North Carolina, for construction permit; Docket No. 7439; File No. B3–P–4407.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th March, 1946;

The Commission having under consideration the applications of Radio Asheville, Inc. (File No. B3–P–4407; Docket No. 7439) and Redege Broadcasting Company, a partnership composed of Monroe M. Redden and William A. Egerton (File No. B3–P–4532; Docket No. 7439), both for construction permits for new standard broadcast stations to be operated on the frequency 1450 kc with 250 watts power, unlimited time, at Asheville and Hendersonville, North Carolina, respectively;

It is ordered, That the application of Radio Asheville, Inc., be, and it is hereby designated for hearing in a consolidated proceeding with the application of Redege Broadcasting Company upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5168; Filed, Mar. 28, 1946; 10:08 a. m.]

[Docket No. 7437]

KVGB, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of KVGB, Inc. (KVGB), Great Bend, Kansas, for construction permit; Docket No. 7437; File No. B4–P–4459.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th March, 1946;

The Commission having under consideration the application of KVGB, Inc. (KVGB), for a construction permit to change frequency from 1400 kc to 1590 kc and increase power from 250 watts

to 1 kw, unlimited time, at Great Bend, Kansas;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application of Caprock Broadcasting Company (File No. B3–P–4030) for a construction permit for a new standard broadcast station to be operated on the frequency 1590 kc with 1 kw power, unlimited time, employing a directional antenna both day and night at Lubbock, Texas, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate Station KVGB as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KVGB as proposed, and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KVGB as proposed would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station KVGB as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

6. To determine, upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5169; Filed, Mar. 28, 1946; 10:09 a. m.]

[Docket No. 7435]

OGDEN BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Ogden Broadcasting Company, Inc., Ogden, Utah, for construction permit; Docket No. 7435; File No. B5–P–4553.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th of March, 1946;

The Commission having under consideration the application of Ogden Broadcasting Company, Inc. (File No. B5–P–4553; Docket No. 7435) for a construction permit for a new standard broadcast station at Ogden, Utah, requesting the frequency 1490 kc with 250 watts power, unlimited time, together with a petition requesting that the said application be designated for hearing in consolidation with the applications of United Broadcasting Company (File No. B5–P–4107; Docket No. 6885), Ogden, Utah; Telegram Publishing Company (File No. B5–P–4180; Docket No. 7057), Salt Lake City, Utah, and James B. Littlejohn (File No. B5–P–4249; Docket No. 7058), Ogden, Utah, all requesting 1490 kc with 250 watts power, unlimited time, which were designated for hearing in a consolidated proceeding;

It is ordered, That the above petition be granted; and

It is further ordered, That the application of Ogden Broadcasting Company, Inc., be and it is hereby designated for hearing in a consolidated proceeding with the above applications upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

6. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bills of particulars issued previously in these proceedings be, and the same are hereby amended to include the application of Ogden Broadcasting Company, Inc.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5177; Filed, Mar. 28, 1946; 10:10 a. m.]

[Docket No. 7441]

ASSOCIATED BROADCASTERS, INC. (WEST)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Associated Broadcasters, Inc. (WEST), Easton, Pennsylvania, for construction permit; Docket No. 7441; File No. B2–P–4517.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of March 1946;

The Commission having under consideration the applications of Associated Broadcasters, Inc. (WEST) (File No. B2–P–4517) for a construction permit to change frequency from 1400 kc to 1230 kc, operating with 250 watts power, unlimited time at Easton, Pennsylvania, and the following applications which have heretofore been designated for hearing in a consolidated proceeding: (1) Easton Publishing Company (File No. B2–P–4212), Easton, Pennsylvania; (2) Lewis Windmuller (File No. B2–P–4374), Allentown, Pennsylvania; and (3) Steel City Broadcasting Company of Bethlehem, Inc. (File No. B2–P–4428), Allentown, Pennsylvania, all for construction permits for new standard broadcast stations to be operated on the frequency 1230 kc with 250 watts power, unlimited time at their respective locations;

It is ordered, That the application of Associated Broadcasters, Inc. (WEST) be, and it is hereby designated for hearing in a consolidated proceeding with the above applications upon the following issues:

1. To determine the technical, financial and other qualifications of the applicant, its officers, directors and stockholders to construct and operate Station WEST as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station WEST as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station WEST as proposed would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station WEST as proposed would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

6. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bills of particulars heretofore issued in these proceedings be, and they are hereby amended to include the application of Associated Broadcasters, Inc. (WEST) (File No. B2–P–4517).

By the Commission.

[SEAL] T. J. SLOWIE *Secretary.*

[F. R. Doc. 46–5165; Filed, Mar. 28, 1946; 10:08 a. m.]

[Docket No. 7442]

NEWNAN BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Newnan Broadcasting Company, Newnan, Georgia, for construction permit; Docket No. 7442; File No. B3–P–4487.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of March, 1946;

The Commission having under consideration the application of Newnan Broadcasting Company (File No. B3–P–4487) for a construction permit for a new standard broadcast station to be operated on the frequency 1300 kc with 1 kw power, unlimited time, employing a directional antenna for nighttime use, at Newnan, Georgia.

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application of Volunteer State Broadcasting Company, Inc. (File No. B3–P–4531) for a construction permit for a new standard broadcast station to be operated on the frequency 1300 kc with 5 kw power, unlimited time, employing a directional antenna for nighttime use at Nashville, Tennessee, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and its members to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5166; Filed, Mar. 28, 1946; 10:08 a. m.]

[Docket No. 7440]

FRONTIER BROADCASTING CO., INC. (KNOW)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Frontier Broadcasting Company, Inc. (KNOW), Austin, Texas, for construction permit; Docket No. 7440; File No. B3–P–4042.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of March, 1946;

The Commission having under consideration the application of Frontier Broadcasting Company, Inc. (KNOW) (File No. B3–P–4042; Docket No. 7440) for a construction permit to change frequency from 1490 kc to 1420 kc, increase power from 250 watts to 1 kw, 5 kw—L. S. and install a directional antenna for night use, unlimited time at Austin, Texas, together with the applications of Thomas G. Harris (File No. B3–P–4355) Austin, Texas; Charles W. Balthrope (File No. B3–P–4375), San Antonio, Texas; and Express Publishing Company (File No. B3–P–4471), San Antonio, Texas, all requesting use of frequency 1450 kc with 250 watts power, unlimited time, at their respective locations, which applications have heretofore been designated for hearing in a consolidated proceeding;

It is ordered, That the application of Frontier Broadcasting Company, Inc., (KNOW), be, and it is hereby designated for hearing in a consolidated proceeding with the above applications upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate Station KNOW as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KNOW as proposed, and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KNOW as proposed would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station KNOW as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars issued previously in these proceedings be, and the same are hereby amended to include the application of Frontier Broadcasting Company, Inc. (KNOW).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5167; Filed, Mar. 28, 1946; 10:08 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G–580]

NATURAL GAS INVESTIGATION

ORDER FIXING DATE OF HEARING AND TIME FOR FILING STATEMENT

MARCH 22, 1946.

The Commission orders that:

(A) A hearing be held in this investigation beginning at 10 a. m., June 17, 1946, in the Courtroom of the U. S. Court of Appeals for the District of Columbia, Fifth and E Streets NW., Washington, D. C.

(B) Any parties desiring to file statements in respect of any matters pertinent to this investigation shall do so not later than 30 days following the close of the hearing herein ordered to be held in Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46–5256; Filed, Mar. 29, 1946; 9:28 a. m.]

[Docket No. G–706]

PANHANDLE EASTERN PIPE LINE CO.

NOTICE OF APPLICATION

MARCH 29, 1946.

1. Notice is hereby given that on March 21, 1946, an application was filed with the Federal Power Commission by Panhandle Eastern Pipe Line Company (hereinafter referred to as "Applicant" or "Panhandle"), a Delaware corporation with its principal offices at Kansas City, Missouri, and Chicago, Illinois, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the applicant to construct and operate certain pipe line looping, additional compressor facilities and certain general construction and installation changes, hereinafter more particularly described, which, if constructed, are estimated to increase the designed capacity of Applicant's existing pipe line system from approximately 353,000 Mcf to a total designed delivery capacity of approximately 473,000 Mcf per day.

2. Panhandle presently owns and operates (under certificates of public convenience and necessity heretofore issued by the Commission) an integrated natural gas pipe line system, situated in the States of Texas, Oklahoma, Kansas, Missouri, Illinois, Indiana, Ohio and Michi-

gan. It produces natural gas from leasehold acreages located in the States of Texas and Kansas, purchases natural gas produced in the States of Texas, Oklahoma and Kansas, and is engaged in the transportation and sale of such gas in interstate commerce for resale for ultimate public consumption for domestic, commercial, industrial and other uses in the areas of the States of Texas, Kansas, Missouri, Illinois, Indiana, Ohio and Michigan.

3. The facilities which Panhandle seeks authorization to construct and operate are divided into two main groups, as follows:

(a) "Group A" comprises the facilities which applicant proposes to construct and place in operation during the year 1946. Applicant estimates these facilities will increase its system peak-day designed capacity from 383,000 Mcf to approximately 393,000 Mcf, and estimates such facilities will cost $6,216,000.

(b) "Group B" comprises the facilities proposed to be constructed and placed in operation during the year 1947. Applicant estimates these facilities will increase its system peak-day designed capacity from approximately 393,000 Mcf to approximately 473,000 Mcf, and estimates such facilities will cost $21,097,000.

4. The facilities which Applicant seeks authorization to construct and operate are described by groups, with estimated costs as follows:

GROUP A FACILITIES

This group consists of (a) field facilities to be located at points west of Applicant's Liberal (Kansas) compressor station, and (b) facilities to be located at Liberal compressor station and at points on Applicant's system east of said station.

(a) *West of Liberal (Kansas) Compressor Station.* (1) Sunray Compressor Station, a new field compressor station to be located near Sunray, Moore County, Texas, with 3,000-horsepower capacity estimated to cost $731,000.

(2) Hansford Compressor Station, installation at this station in Hansford County, Texas, 2,400-horsepower additional capacity at an estimated cost of $500,000.

(3) Hugoton Field Compressor Station, installation at this station in Stevens County, Kansas, of 1,600-horsepower additional capacity, estimated to cost $350,000.

(4) Construction of 50 miles of 18-inch O. D. steel-welded trunk line from the Shamrock Oil & Gas Company's McKee plant located in Moore County, Texas, in a northeasterly direction to Applicant's Hansford Compressor Station, with an estimated cost of $1,125,000.

(b) *Liberal (Kansas) Compressor Station and at points east of said station.* (1) Liberal Compressor Station, compressor cylinder and valve changes on existing equipment and piping at this station in Seward County, Kansas, with estimated cost of $20,000.

(2) Olpe Compressor Station, additional 800-horsepower compressor unit at this station located in Lyon County, Kansas, with estimated cost of $90,000.

(3) Glenarm Compressor Station, additional 3,200-horsepower capacity in this compressor station located in Sangamon County, Illinois, with estimated cost of $610,000.

(4) Tuscola Compressor Station, additional 3,200-horsepower capacity at this station located in Douglas County, Illinois, with estimated cost of $650,000.

(5) Zionsville Compressor Station, additional 3,200-horsepower compressor capacity at this station located in Marion County, Indiana, with estimated cost of $610,000.

(6) Edgerton Compressor Station, additional 3,200-horsepower compressor capacity at this station located in Allen County, Indiana, with estimated cost of $610,000.

(7) Construction of 24 miles of 26-inch O. D. steel-welded loop line extending from Tuscola (Illinois) Compressor Station, in a northeasterly direction, parallel with existing loop lines Nos. 100 and 200 and terminating with an interconnection with said loop line No. 200, with an estimated cost of $920,000.

Total estimated cost of construction of "Group A" facilities, $6,216,000. The field facilities located west of Liberal Compressor Station enumerated in subparagraphs (1), (2) and (4) of subparagraph (a) above, Applicant states, are required in connection with its contract with The Shamrock Oil and Gas Corporation, dated December 28, 1945, for furnishing to Applicant of additional supplies of natural gas produced in Moore and Sherman Counties, Texas, under which contract Applicant, among other things, undertakes to proceed with the construction of said facilities and "use its best efforts to complete all such installations so that first deliveries may be commenced by June 1, 1946, or as soon thereafter as may be practical."

GROUP B FACILITIES

This group consists of (a) facilities proposed to be located at points on Applicants' system west of Liberal Compressor Station, and (b) facilities proposed to be located at Liberal Compressor Station and at points on Applicant's system east of said Station.

(a) *West of Liberal (Kansas) Compressor Station.* (1) Sunray Compressor Station, additional 1000 horsepower compressor capacity at this station located in Moore County, Texas, with an estimated cost of $200,000.

(2) Hugoton Compressor Station, additional 2400 horsepower compressor capacity at this station in Stevens County, Kansas, with estimated cost of $450,000.

(3) Guymon Compressor Station, a new compressor station with 5000 horsepower capacity to be located in Hansford County, Texas, with an estimated cost of $1,000,000.

(4) Construction of 34 miles of 18" O. D. steel welded loop line, extending from the Hugoton Compressor Station and terminating at the Liberal Compressor Station, with an estimated cost of $765,000.

(b) *At Liberal Station and at points on the system east of Liberal Station.* (1) Liberal compressor Station, additional 6000 horsepower compressor capacity at this station with estimated cost of $1,200,000.

(2) Construction of 40.26 miles of 26" O. D. steel welded third loop line extending from Liberal (Kansas) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200, with an estimated cost of $1,573,000.

(3) Construction of 34.47 miles of 26" O. D. steel welded third loop line extending from the Greensburg (Kansas) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200, with an estimated cost of $1,356,000.

(4) Construction of 41.72 miles of 26" O. D. steel welded third loop line, consisting of two sections. The first section is proposed to extend from the Haven (Kansas) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200, a distance of 10 miles, and terminating with an interconnection with said loop line No. 200; the second section is proposed to extend from a point of interconnection with said line No. 200 near Whitewater, Butler County, Kansas, approximately 31.72 miles to another point of interconnection with said line. Estimated cost is $1,890,000.

(5) Construction of 35.29 miles of 26" O. D. steel welded third loop line extending from Olpe (Kansas) Compressor Station in a northeasterly direction parallel with existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200, with an estimated cost of $1,379,000.

(6) Construction of 47.21 miles of 26" O. D. steel welded third loop line extending from Louisburg (Kansas) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200, with an estimated cost of $1,816,000.

(7) Construction of 33.65 miles of 26" O. D. steel welded third loop line extending from Houstonia (Missouri) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200, with an estimated cost of $1,275,000.

(8) Construction of 22.69 miles of 26" O. D. steel welded third loop line extending from Centralia (Missouri) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200, with an estimated cost of $858,000.

(9) Construction of 19.13 miles of 26" O. D. steel welded third loop line extending from Pleasant Hill (Illinois) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200, and terminating with an interconnection with said loop line No. 200, with an estimated cost of $762,000.

(10) Construction of 17.16 miles of 26" O. D. steel welded third loop line extending from Glenarm (Illinois) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with line No. 200, with an estimated cost of $682,000.

(11) Construction of 28.28 miles of 26" O. D. steel welded loop line extending from a point of interconnection with existing 24" line east of Zionsville (Indiana) Compresor Station and terminating with an interconnection with the Edgerton (Indiana) Compressor Station, with an estimated cost of $1,070,000.

(12) Construction of 36.90 miles of 26" O. D. steel welded loop line extending from a point of interconnection with existing 24" loop line in Defiance County, Ohio (northeast of Edgerton Compressor Station), in a northeasterly direction paralleling existing 22" single line, and terminating with an interconnection with said 22" line at a point in Lenawee County, Michigan, with an estimated cost of $1,481,000.

(13) *General construction and installation changes.* In addition to the construction of the segment of loop line described in subparagraphs (1) through (11) above, Applicant proposes to retire all presently installed gate valves located at or near the proposed point of interconnection of said sections of new loop lines with main line No. 200 and install higher pressure valves at such points, with an estimated cost of $800,000.

(14) *River crossings.* Necessary river crossings proposed to be installed in connection with the construction of the proposed additional loop lines at the Arkansas River in Reno County, Kansas, at Neosho River in Lyon County, Kansas, and at Sangamon River in Sangamon County, Illinois, with estimated cost of $300,000.

(15) Necessary valve and pipe changes at compressor stations located on main transmission line system, due to increase in operating pressures, with estimated cost of $2,240,000.

Total estimated cost of "Group B" facilities, $21,097,000.

Summary

Estimated total cost of "Group A" facilities	$6,216,000
Estimated total cost of "Group B" facilities	21,097,000
Total estimated cost of construction of "Group A" and "Group B" facilities	$27,313,000

5. Applicant proposes to finance the cost of the construction of "Group A" facilities from current funds. As to the cost of "Group B" facilities, Applicant states that it proposes to finance such cost by methods satisfactory to the Commission but that the particular method thereof has not yet been fully determined. A full report of the method finally determined upon, Panhandle says, will be made at the hearing.

6. Applicant says it owns and controls reserves of gas adequate to supply its present market requirements and the increased market requirements contemplated by this application for a period of more than 25 years.

7. The facilities covered by this application, Applicant says, will constitute an integral part of its general pipe line system and will be supervised and operated with such system. Due to that fact and the present situation with reference to fluctuating operating costs, Panhandle says, it is impractical at this time to allocate operating expenses and fixed charges specifically attributable to such facilities. However, Applicant states, it is estimated that the unit cost of producing and transporting the additional volumes of gas made available through the construction of the proposed facilities will not be in excess of the unit cost of gas produced and transported under existing facilities.

8. The facilities proposed, Panhandle states, comprise a construction program based upon its estimated requirements for expansion within a reasonable future period. Upon the completion and operation of these facilities, according to the Applicant, continuous flow of gas will be available at all delivery points on its system sufficient to deliver an additional 90,000,000 cubic feet of gas per day to the markets on said system—providing additional volumes of gas available for market requirements, particularly on the eastern end of its system.

9. Panhandle says in its application that a situation is presented which justifies, and requires, the granting of a temporary certificate authorizing it to construct and place in operation the facilities embraced in "Group A", in order to prevent the occurrence, during the winter of 1946–1947, of such an emergency as might arise if normal winter temperatures prevail and increased peak demands occur on its system.

10. Panhandle then asks that a temporary certificate of public convenience and necessity be issued by the Commission to authorize the construction and operation of the "Group A" facilities and further, that the application be set for hearing at an early date, and that thereafter a permanent certificate be issued to cover the construction and operation of said "Group A" facilities and also the "Group B" facilities.

11. Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the Provisional Rules of Practice and Regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

12. Any person desiring to be heard or to make any protest with reference to the application of the Panhandle Company should, on or before the 15th day of April, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's Provisional Rules of Practice and Regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-5312; Filed, Mar. 29, 1946; 11:48 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 481]

UNLOADING OF COMMODITIES AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of March A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on The Texas Mexican Railway Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: it is ordered, that:

Commodities at Laredo, Texas, be unloaded. (a) The Texas Mexican Railway Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Laredo, Texas.

Init. and No.	*Contents*
B&O 256298	Steel.
SP 83389	Bottles.
Mil 21759	Steel cylinders.
PRR 94391	Cement.
B&O 259284	Steel.
B&O 253752	Steel.
PRR 120875	Cement.
L&N 26026	Hoisting engine.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Texas Mexican Railway Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5267; Filed, Mar. 29, 1946; 11:23 a. m.]

[S. O. 482]

UNLOADING OF COMMODITIES AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of March A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo,

Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: it is ordered, that:

Commodities at Laredo, Texas, be unloaded. (a) The International-Great Northern Railroad Company (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Laredo, Texas.

Int. & No.	*Contents*
Erie 97126	Machinery.
Erie 7381	Boilers.
Wab. 46194	Machinery.
DRGW 69394	Ground talc.
PRR 362763	Lumber.
GTW 591517	Enamelware.
CB&Q 31130	Car valves.
Sou. 51564	Steel tanks.
Sou. 11601	Refrigerators.
NP 4875	Machinery.
Erie 95010	Machinery.
UP 161358	Machinery.
ACL 46714	Machinery.
NKP 13288	Enamelware.
DRGW 65150	Power shovel.
SRLX 3627	Lard.
ATSF 142188	Empty cans.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commisison, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately, that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5268; Filed, Mar. 29, 1946; 11:24 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6064]

EUGENE MUNK JOHNSON

In re: Estate of Eugene Munk Johnson, deceased; File No. D-34-839; E. T. sec. 13788.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Sandor Munk, Laczi Munk, Samuelne Merder, Sandorne Lorjan and Sandorne Devenyo, and each of them, in and to the Estate of Eugene Munk Johnson, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Sandor Munk, Hungary.
Laczi Munk, Hungary.
Samuelne Merder, Hungary.
Sandorne Lorjan, Hungary.
Sandorne Devenyo, Hungary.

That such property is in the process of administration by Charles Munk and Olga Reschofsky, as Executors, acting under the judicial supervision of the Surrogate's Court, Bronx County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5217; Filed, Mar. 28, 1946; 11:34 a. m.]

[Vesting Order CE 211]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures:

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Kristine Bruvik	Norway	Estate of John Bruvik, deceased, in the Superior Court of the State of California, in and for the County of San Joaquin, No. 17257.	$1,551.03	Helge Bruvik, Administrator of the Estate of John Bruvik, deceased, 421 East Hampton St., Stockton, Calif.	$17.17
		Item 2			
Helga Ross	Norway	Same	1,551.03	Same	17.17
		Item 3			
Anna Sangstad	Norway	Same	1,551.03	Same	17.17
		Item 4			
Inga Bruvik	Norway	Same	1,551.03	Same	17.17
		Item 5			
Margit Bruvik	Norway	Same	1,551.03	Same	17.16
		Item 6			
Anfin Bruvik	Norway	Same	1,551.03	Same	17.16
		Item 7			
Abraham Pagel	Poland	Estate of Leopold Pagel, deceased, in the Superior Court of California, in and for the County of Los Angeles, No. 190928	1,382.81	Harris Trust & Savings Bank, Chicago, Ill.; account in the name of the Consulate General of Poland in Trust for Abraham Pagel, No. 39922.	56.00

[F. R. Doc. 46-5218; Filed, Mar. 28, 1946; 11:34 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 591, Order 397]

H. D. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, for sales by any person of the following brass tank flush valve manufactured by H. D. Company, Huntington Park, California, and as described in the application dated January 17, 1946, shall be:

	Each
(1) On sales to manufacturers: Model D81-46, brass tank flush valve, 3¼" long, 4½" wide, 12" high	$0.81
(2) On sales to plumbing and heating jobbers: Model D81-46, brass tank flush valve, 3¼" long, 4½" wide, 12" high	.90
(3) On sales to plumbing and heating contractors, installers, commercial and industrial users: Model D81-46, brass tank flush valve, 3¼" long, 4½" wide, 12" high	1 14

(b) The maximum prices specified in (a) above shall be f. o. b. point of manufacture for sales by the manufacturer, and f. o. b. seller's shipping point for all other sellers.

(c) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) The maximum prices for sales on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except retailers upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5207; Filed, Mar. 28, 1946; 11:33 a. m.]

[MPR 591, Order 396]

YATES AMERICAN MACHINE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 396 under section 16 (b) (1) of Maximum Price Regulation No. 591. Specified mechanical building equipment. Adjustment of maximum prices for sales of compressor and condensing units under 25 hp., manufactured by the Yates American Machine Company, Beloit, Wisconsin; Docket No. 6075-591.16-27.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, it is ordered:

(a) *Adjustment of maximum prices for Yates-American Machine Company of Beloit, Wisconsin.* (1) This order permits the Yates-American Machine Company of Beloit, Wisconsin, to increase by 8 percent per unit its properly established maximum net prices under Maximum Price Regulation No. 591 to each class of purchaser for the line of compressor and condensing units under 25 hp.

(2) The maximum net prices set forth in (1) above are subject to such discounts and allowances including transportation allowances and price differentials at least as favorable as those which the manufacturer granted as a deduction from net prices to each class of purchaser on October 1, 1941, on comparable sales of commodities in the same general category.

(b) *Maximum prices for resellers.* The maximum price for sales by any reseller of the commodities for which adjustment is granted the Yates-American Machine Company under this order shall be his maximum price to each class of purchaser in effect March 28, 1946 plus the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer.

(c) *Notification to all purchasers.* The Yates-American Machine Company shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment is put into effect.

Order No. 396 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for an 8 percent increase in the net price of compressor and condensing units under 25 hp manufactured by the Yates-American Machine Company.

Resellers may add to their maximum prices in effect March 28, the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer.

(d) All prayers of the application of the Yates-American Machine Company not granted in this order are hereby denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5206; Filed, Mar. 28, 1946; 11:33 a. m.]

[Order 764 Under 3 (b)]

GOODYEAR TIRE AND RUBBER CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 3 (b) (2) of the General Maximum Price Regulation, *It is ordered:*

(a) The maximum delivered prices per gallon for sales by any person of the following protective coatings manufactured by the Goodyear Tire and Rubber Company, Inc., Akron 16, Ohio, shall be:

Name of product	1-gallon cans	5-gallon cans	50-gallon drums
Resoweld top coat	$3.85	$3.40	$3.20
Resoweld primer M-191-C	3.90	3.45	3.30
Resoweld thinner M-199-C	3.90	3.45	3.30

(b) No extra charge may be made for containers.

(c) The maximum prices established in (a) above shall be subject to the following discounts:

On sales to:
Industrial consumer: 20% off.
Jobbers: 20%–10% off.
Manufacturers: 20%–10%–10% off.

(d) With or prior to the first delivery of the aforesaid commodity to a jobber or dealer, the manufacturer shall furnish such jobber or dealer with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(e) All provisions of the General Maximum Price Regulation not inconsistent with this order shall apply to sales covered by this order.

(f) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5197; Filed, Mar. 28, 1946; 11:29 a. m.]

[Rev. SO 119, Order 131]

AMERICAN ABRASIVE METALS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 131 under Revised Supplementary Order No. 119. Adjustment of maximum prices of Feralun iron stair treads manufactured by American Abrasive Metals Company of 460 Colt St., Irvington 11, N. J.; Docket No. 6075–RSO.119–27.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for American Abrasive Metals Company of Irvington, New Jersey.* (1) The above manufacturer may determine his maximum prices for his line of Feralun Iron Stair Treads by increasing by 27 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 131 under Revised Supplementary Order No. 119 authorizes a 27 percent increase in October 1, 1941 net prices for sales of Feralun Iron Stair Treads manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 131.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5209; Filed, Mar. 28, 1946; 11:29 a. m.]

[Rev. SO 119, Order 132]

GILBERT AND BARKER MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 132 under Revised Supplementary Order No. 119. Adjustment of maximum prices of conversion oil burners manufactured by the Gilbert and Barker Manufacturing Company, of Cold Spring Avenue, West Springfield, Massachusetts; 6075–RSO–119–10.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Gilbert and Barker Manufacturing Company of West Springfield, Massachusetts.* (1) The above manufacturer may determine his maximum prices for his line of Conversion Oil Burners by increasing by 14.5 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect.

Order No. 132 under Revised Supplementary Order No. 119 authorizes a 14.5 percent increase in October 1, 1941 net prices for sales of conversion oil burners manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 132.

(d) The adjustment granted by this order includes the adjustment granted under section 2.4 under Order 48 under section 22 of Maximum Price Regulation No. 591.

(e) All prayers for relief not granted herein are denied.

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5210; Filed, Mar. 28, 1946; 11:29 a. m.]

[Rev. SO 119, Order 133]

MINNEAPOLIS SHOW CASE AND FIXTURE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 133 Under Revised Supplementary Order No. 119. Adjustment of maximum prices of items of commercial refrigeration manufactured by the Minneapolis Show Case and Fixture Company, 1011 Washington Avenue, South, Minneapolis, Minnesota; 6075–RSO–119–7.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Minneapolis Show Case and Fixture Company, Minneapolis, Minnesota.* (1) The above manufacturer may determine his maximum prices for his line of commercial refrigeration products by increasing by 18 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category on October 1, 1941.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 133 under Revised Supplementary Order No. 119 authorizes an 18 percent increase in October 1, 1941 net prices for sales of commercial refrigeration products manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 133.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5211; Filed, Mar. 28, 1946; 11:29 a. m.]

[Rev. SO 119, Order 134]

CENTURY ENGINEERING CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 134 Under Revised Supplementary Order No. 119. Adjustment of maximum prices of oil-fired furnace units and parts manufactured by the Century Engineering Corporation, 401 Third Street, South East, Cedar Rapids, Iowa; 6123–RSO–119–45.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Century Engineering Corporation of Cedar Rapids, Iowa.*

(1) The above manufacturer may determine his maximum prices for his line of oil-fired furnace units and parts by increasing by 20.5 percent his prices on these items in effect on October 1, 1941 to each class of purchasers.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 134 under Revised Supplementary Order No. 119 authorizes a 20.5 percent increase in October 1, 1941 net prices for sales of oil-fired furnace units and parts manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 134.

(d) The adjustment granted by this order include the increase authorized under section 2.5 to Order 48 under Maximum Price Regulation No. 591 for the products covered by this order.

(e) All prayers for relief not granted herein are denied.

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5212; Filed, Mar. 28, 1946; 11:30 a. m.]

[Rev. SO 119, Order 135]

RICHMOND RADIATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 135 under Revised Supplementary Order No. 119. Authorization of maximum prices for sales of cast iron plumbing fixtures manufactured by the Richmond Radiator Company, Uniontown, Pa.; Docket No. 6123–SO 119–42.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Revised Supplementary Order No. 119, *It is ordered:*

(a) The Richmond Radiator Company of Uniontown, Pennsylvania may determine its maximum prices for its line of cast iron plumbing fixtures, exclusive of all fittings and trimmings, by increasing by 18% its prices in effect on October 1, 1941 to each class of purchaser.

(b) Since the provisions of this order are not intended to reduce properly established maximum prices, the Richmond Radiator Company may continue to use as its maximum prices to each class of purchaser for its line of cast iron plumbing fixtures, exclusive of all fittings and trimmings, its properly established prices under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (a) above.

(c) The Richmond Radiator Company, Uniontown, Pennsylvania shall notify, in writing, each of its purchasers at or before the issuance of the first invoice after the effective date of this order of the actual dollars-and-cents increase for each item of cast iron plumbing fixtures, exclusive of all fittings and trimmings, over its properly established maximum price in effect on March 28, 1946 to that class of purchaser.

(d) The maximum price for sale by any reseller of the cast iron plumbing fixtures, exclusive of all fittings and trimmings, manufactured by the Richmond Radiator Company shall be his properly established price in effect on March 28, 1946 to each class of purchaser

New Jersey. (1) The above manufac- chusetts; 6075-RSO-119-10.

plus the actual dollars-and-cents increase in acquisition cost resulting from the increase granted the manufacturer under (a) above.

A seller shall not be considered a "reseller" within the meaning of this paragraph when he uses the cast iron plumbing fixtures exclusive of all fittings and trimmings on or in connection with the sale of another article (such as a sink cabinet) and his maximum price for the cast iron plumbing fixtures and the other article is established on the basis of a lump sum.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5213; Filed, Mar. 28, 1946; 11:30 a. m.]

[Rev. SO 119, Order 136]

GENERAL MOTORS CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 136 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sale of mechanically operated commercial refrigeration and summer air conditioning equipment and accessories and repair parts, and electric storage water heaters and repair parts, manufactured and sold by the Frigidaire Division, General Motors Corporation, Dayton, Ohio; Docket No. 6123-SO 119.45.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Frigidaire Division, General Motors Corporation, Dayton, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of mechanically operated commercial refrigeration and summer air conditioning equipment and accessories and repair parts, and electric storage water heaters and repair parts by increasing by 8 percent his prices on those items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their properly established maximum prices the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 136 under Revised Supplementary Order No. 119 authorizes an 8 percent increase in October 1, 1941 net prices for sales of mechanically operated commercial refrigeration and summer air conditioning equipment and accessories and repair parts, and electric storage water heaters and repair parts, manufactured by this company:

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 136.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5214; Filed, Mar. 28, 1946; 11:30 a. m.]

GOODE MINING CO., BOX 241, LONDON, KY., GOODE MINING CO. MINE, PITTSBURGH SEAM, MINE INDEX NO. 7687, LAUREL COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT, EAST BERNSTADT, KY., F. O. B. 111, STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipment and railroad fuel	390	380	375	375	375	365	345	340	340	375	330	315	310	310
Truck shipment	395	375	350	350	335	310	275	270	....	....	....	....	....	....

DICK LAYNE COAL CO., BETSEY LAYNE, KY., DICK LAYNE COAL CO. MINE, ELKHORN NO. 1 SEAM, MINE INDEX NO. 7961, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, BETSEY LAYNE, KY., F. O. B. 60, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	H	H	H	H	H	H	G	E	C	E	C	H	H	H
Rail shipments and railroad fuel	395	380	375	375	360	350	330	330	330	385	315	310	300	295
Truck shipment	420	400	365	365	335	315	275	270	....	....	....	....	....	....

MILLER'S FORK COAL CO., BOX 247, NORTH TAZEWELL, VA., MILLER'S FORK COAL CO. MINE, UPPER BANNER SEAM, MINE INDEX NO. 7686, RUSSELL COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT, SWORDS CREEK, VA., F. O. B. 20, DEEP AND STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	M	M	M	M	K	K	J	F	C	E	D	K	K	K
Rail shipments and railroad fuel	365	365	360	360	360	350	330	330	330	385	315	300	295	295
Truck shipment	395	375	350	350	335	310	275	270	....	....	....	....	....	....

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5198; Filed, Mar. 28, 1946; 11:34 a. m.]

[MPR 120, Order 1615]

GOODE MINING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120. *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

[SO 142, Order 60]

ABEGG & REINHOLD CO., LTD.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 60 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Abegg & Reinhold Co., Ltd.; Docket No. 6083—S. O. 142-136-166.

For the reasons set forth in an opinion issued simultaneously and filed with the Division of the Federal Register and pursuant to section 2 (c) of Supplementary Order No. 142, *It is ordered:*

(a) The maximum list prices for sales by the Abegg & Reinhold Co., Ltd., Los Angeles, California, of button inserts, shall be as follows, subject to the discounts, charges and allowances in effect to a purchaser of the name class just prior to the issuance of this order:

BUTTON INSERTS

Type	Number of pieces per set	Maximum price per set
Two-man type:		
3½	32	$72.00
4½	64	96.00
5⅜16	64	96.00
6⅜	64	96.00
3½ x 2¾	32	92.80
3¾ x 2¾	32	92.80
4½ x 3½	64	118.40
5⅜16 x 4½	64	118.40
6⅜ x 5⅜16	64	118.40
Short unitized type:		
3½	60	90.00
4½	60	90.00
5⅜16	90	135.00
6⅜	90	135.00
7	90	135.00
3½ x 2¾	60	111.00
3½ x 2¾	60	111.00
4½ x 3½	60	111.00
5⅜16 x 4½	90	166.50
6⅜ x 5⅜16	90	166.50
Long unitized type:		
3½	72	108.00
4½	72	108.00
5⅜16	108	162.00
6⅜	108	162.00
3½ x 2¾	72	133.20
3½ x 2¾	72	133.20
4½ x 3½	72	133.20
5⅜16 x 4½	108	199.80
6⅜ x 5⅜16	108	199.80

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order by the percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Abegg & Reinhold Co., Ltd., shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) On or before September 15, 1946, the Abegg & Reinhold Co., Ltd., shall file with the Machinery Branch, Office of Price Administration, Washington, D. C., a statement of sales for the first six months of 1946 of the items listed in paragraph (a) and the dollar value of these sales at October 1, 1941 maximum prices compared with maximum prices approved by this office.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5216; Filed, Mar. 28, 1946; 11:31 a. m.]

[SO 142, Order 59]

PHILLIPS MINE AND MILL SUPPLY CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 59 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Phillips Mine and Mill Supply Company. Docket No. 6083-S. O. 142-136-320.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order 142; *It is ordered:*

(a) The maximum prices for sales by the manufacturer Phillips Mine and Mill Supply Company, Pittsburgh, Pennsylvania, of all its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 28.5% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amount by which his net invoiced cost has been increased by reason of this order.

(c) The Phillips Mine and Mill Supply Company, shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the dollar-and-cents amount by which this order permits the reseller to increase his maximum net prices for these products. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5215; Filed, Mar. 28, 1946; 11:30 a. m.]

[MPR 188, Order 3 Under Order 7]

YARD-MAN, INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to paragraph (b) of Order No. 7 under § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's ceiling prices.* Yard-Man, Incorporated, 1410 West Ganson Street, Jackson, Michigan, may compute its adjusted ceiling prices for all articles of power lawn mowers which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 12.2 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly established or determined in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, and approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that sec-

tion will reflect the supplier's prices as adjusted in accordance with this order.

If the maximum resale price (exclusive of adjustment charges) cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of such a maximum price under § 1499.3 (c) of the General Maximum Price Regulation.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 29th day of March, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5202; Filed, Mar. 28, 1946; 11:32 a. m.]

[MPR 188, Order 4931]

HYDRAULIC PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Hydraulic Products Company of 6145 West Century Boulevard, Los Angeles 45, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Jobbers (wholesalers)	Dealer	Consumers
		Each	*Each*	*Each*
Weed puller...	Automatic "One Punch."	$0.99	$1.32	$1.98

These maximum prices are for the articles described in the manufacturer's application dated February 15, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment on. or before, the 10th of the month following date of shipment; net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail ceiling price properly filled in:

Model No. -- Automatic "One Punch"
OPA Retail Ceiling Price—$1.98 Each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 29th day of March 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5201; Filed, Mar. 28, 1946; 11:31 a. m.]

[MPR 591, Order 393]

HOLLYWOOD SHOWER DOOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, for sales by any person to consumers of the following shower doors manufactured by the Hollywood Shower Door Company of Hollywood, California, and described in its application which is on file with the Building Materials Branch, Office of Price Administration, Washington 25, D. C., shall be:

Standard glass shower door, ⅜" polished aluminum frame, width to 27", height to 66"	$35.00
DeLuxe glass shower door, 1⅛" polished aluminum frame, width to 27", height to 66"	$45.00

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to plumbing, heating and tile contractors, installers, and commercial and industrial users shall be the maximum prices specified in (a) above less a discount of 20 per cent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to distributors or jobbers shall be the maximum prices specified in (a) above less a discount of 30 per cent.

(d) The maximum prices established by this order shall be subject to such further discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5203; Filed, Mar. 28, 1946, 11:32 a. m.]

[MPR 594, Amdt. 2 to Rev. Order 4]

FORD MOTOR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9a of Maximum Price Regulation 594, *It is ordered:*

Revised Order No. 4 under Maximum Price Regulation 594 is amended in the following respects:

1. An item of optional equipment and its respective net wholesale price is added to the schedule in subparagraph (2) (i) (a) of paragraph (a) as follows:

Description:	*Net wholesale price*
Police siren	$45.45

2. An item of optional equipment and its respective list price is added to the schedule in subparagraph (2) (i) (a) of paragraph (d) as follows:

Description:	*List price*
Police siren	$60.60

This amendment shall become effective March 28, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5225; Filed, Mar. 28, 1946; 4:41 p. m.]

[RMPR 499, Rev. Order 1]

HELBROS WATCH CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 13 and 14 of Revised Maximum Price Regulation 499, *It is ordered,* That Order No. 1 of Revised Maximum Price Regulation 499 be revised to read as follows:

(a) *Effect of this order.* This order establishes maximum prices at which certain imported watches identified below may be sold to retailers and at retail. These watches are imported by the Helbros Watch Company, 6 West 48th Street, New York, New York, hereinafter called the "importer."

(b) *Maximum prices for sales to retailers and at retail.* The maximum prices for sales by any person to retailers and at retail of the Helbros watches identified below are as follows:

Series	Description	Maximum Price to Retailers	Maximum Retail Price including Federal excise tax
	Men's Watches		
42530	11½L, 7J, RGP steel back, strap	$8.75	$19.75
42990	11½L, 7J, RGP steel back, strap	9.25	19.75
45320			
45350	11½L, 7J, RGP steel back, strap	10.00	22.50
45450			
45010			
71010			
71430			
71530	8¾L, 7J, RGP steel back, strap	10.95	24.75
71550			
71400			
71730	8¾L, 7J, RGP steel back, strap	11.45	24.75
46350			
46450	11½L, 17J, RGP steel back, strap	12.95	29.75
45800			
46720			
46800SS	11¾L, 17J, RGP steel back, sweepsecond, strap	13.95	33.75
50070	10½L, 17J, RGP steel back, strap	13.95	33.75
50520	10½L, 17J, RGP steel back, strap	14.50	37.50
50370X	10½L, 17J, RGP steel back, expansion bracelet	17.95	42.50
50520X	10½L, 17J, RGP steel back, expansion bracelet	18.50	45.00
51330			
51070	10½L, 17J, RGP steel back, strap	12.95	29.75
51360			
51430	10½L, 17J, RGP steel back, strap	13.95	33.75
51500			
51580	10½L, 17J, RGP steel back, strap	13.50	33.75
51430X	10½L, 17J, RGP steel back, expansion bracelet	17.95	45.00
51500X			
51800X	10½L, 17J, RGP steel back, expansion bracelet	17.50	45.00
51892	10½L, 17J, gold filled, strap	18.75	45.00
51892X	10½L, 17J, gold filled expansion bracelet	22.75	57.50
51892SS	10½L, 17J, gold filled sweepsecond, strap	19.75	49.75
51892SSX	10½L, 17J, gold filled sweepsecond, expansion bracelet	23.75	59.75
52002SS	10½L, 17J, gold filled sweepsecond strap	21.75	49.75
52002SSX	10½L, 17J, gold filled sweepsecond expansion bracelet	25.75	59.75
51281	10½L, 17J, 14K gold, sweepsecond waterproof, strap	45.00	100.00
72010			
72150			
72520			
72530	8¾L, 17J, RGP steel back, strap	14.55	37.50
72140			
72700			
72450			
72010X			
72350X			
72520X			
72530X	8¾L, 17J, RGP steel back, expansion bracelet	18.35	47.50
72340X			
72700X			
72450X			
72782	8¾L, 17J, RGP top and back, strap	15.35	37.50
74922	8¾L, 17J, gold filled, strap	21.90	49.75
74922X	8¾L, 17J, gold filled, expansion bracelet	25.90	59.75
74922SS	8¾L, 17J, gold filled, sweepsecond, strap	21.30	49.75
74922SSX	8¾L, 17J, gold filled, sweepsecond, expansion bracelet	25.30	59.75
74322SS	8¾L, 17J, gold filled, sweepsecond, strap	22.90	52.50
74322SSX	8¾L, 17J, gold filled, sweepsecond, expansion bracelet	26.90	65.00
74462	8¾L		
74472	8¾L		
75012	8 x 9, 17J, gold filled, strap	19.95	47.50
75462	8 x 9,, 17J, gold filled, strap		
75412	8 x 9, 17J, gold filled, strap		
74462X	8¾L		
74472X	8¾L		
75012X	8 x 9, 17J, gold filled, expansion bracelet	23.95	57.50
75462X	8 x 9, 17J, gold filled, expansion bracelet		
75442X	8 x 9, 17J, gold filled, expansion bracelet		
75422	8 x 9, 17J, gold filled, strap	22.50	52.50
75422X	8 x 9, 17J, gold filled, expansion bracelet	26.50	65.00
71314	8¾L, 17J, 14K gold, strap	33.75	69.75
75934	8 x 9, 17J, 14K gold, strap	35.50	87.50
75634CB	8 x 9, 17J, 14K gold, checker bracelet	39.50	100.00
75354	8 x 9, 17J, 14K gold, strap	37.50	100.00
75354CB	8 x 9, 17J, 14K gold, checker bracelet	$41.50	$110.00
75864	8 x 9, 17J, 14K gold, strap	44.00	115.00
75864CB	8 x 9, 17J, 14K gold, checker bracelet	48.00	125.00
75624	8 x 9, 17J, 14K gold, strap	46.50	115.00
75624CB	8 x 9, 17J, 14K gold, checker bracelet	50.50	125.00
	Waterproof		
46288	11½L, 17J, chrome top, steel back, sweepsecond, strap	15.60	33.75
53288			
46288X	11½L, 17J, chrome top, steel back, sweepsecond, expansion bracelet	18.60	39.75
52088	11½L, 17J, chrome top, steel back, sweepsecond, strap	18.50	39.75
52088X	Ditto but with expansion bracelet	21.50	47.50
52588X	11½L, 17J, steel case, expansion bracelet	24.95	57.50
	Ladies Watches		
61410			
61450			
61470	8¾L, 7J, RGP steel back, ratchet cord	9.95	19.75
61480			
61030			
71030			
71410	8¾L, 7J, RGP steel back, ratchet cord	10.50	21.50
71470			
86450C			
86910C			
86320C			
86500C	6 x 8, RGP steel back, ratchet cord	10.75	22.50
86770C			
86350C			
86730C			
72030C	8¾L, 17J, steel back, ratchet cord	13.25	29.75
72410C			
72060SS	8¾L, 17J, steel back, ratchet sweep second, ratchet cord	15.47	37.50
85010BR			
85360BR	6 x 8, 17J, steel back, ratchet bracelet	13.75	33.75
85330BR			
85450BR			
85640C	6 x 8, 17J RGP steel back, ratchet cord	14.42	33.75
85730C			
85040BR			
85230BR	6 x 8, 17J RGP steel back, bracelet	15.24	37.50
85920BR			
85330BR			
85310BR	6 x 8, 17J RGP steel back, bracelet	15.65	39.75
85690BR			
85030BR			
85454	6 x 8, 17J 14K gold, ratchet cord	18.95	45.00
85961	6 x 8, 17J 14K gold, ratchet cord	20.41	47.50
85661	6 x 8, 17J 14K gold, ratchet cord	22.05	49.75
85351	6 x 8, 17J, 14K gold, ratchet cord	23.69	49.75
85004	6 x 8, 17J 14 K gold, ratchet cord	20.41	47.50
85044	6 x 8, 17J, 14K gold, ratchet cord	21.23	49.75
92952A			
92952B	5L, 17J, gold filled, ratchet cord	20.49	49.75
92402			
92402BR	5L, 17J, gold filled, bracelet	21.49	52.50
92402X	5L, 17J, gold filled, expansion bracelet	25.00	57.50
93961	5L, 17J, 14K gold, ratchet cord	23.95	57.50
92964	5L, 17J, 14K gold, ratchet cord	25.75	57.50
93951			
92724			
92734	5L, 17J, gold filled, lapped ratchet cord	29.00	69.75
92944			
	Chronograph Watches		
25908	13¾L, 17J, steel case, strap	34.75	87.50
25908X	13¾L, 17J, steel case, expansion bracelet	37.75	95.00
24908	12¾L, 17J, chrome top, steel back strap	24.42	57.50
24908X	12¾L, 17J, chrome top, steel expansion bracelet	27.60	65.00
23908	Ditto with strap	21.40	49.75
23908X	Ditto with expansion bracelet	26.39	57.50
	Pocket Watches		
77012	12S, 7J, RGP, pocket watch	11.50	22.50
78012	12S, 17J, RGP, pocket watch	15.31	33.75
76012	17L, 17J, RGP, thin pocket watch	17.79	42.50

The maximum retail prices listed above are inclusive of the Federal excise tax of 10%, 20% in the case of watches whose retail price is more than $65.00.

No charge may be added to the above maximum retail prices for the extension of credit except under the conditions specified and to the extent permitted by section 12a of Revised Maximum Price Regulation No. 499.

(c) *Notification.* Any person who sells the watches identified above to a retailer shall furnish the purchaser with a copy of this order or a price list incorporating the above prices and containing a certification that they are maximum prices established by the Office of Price Administration. In addition, he shall include on every invoice covering a sale of these watches, the following statement:

OPA Revised Order No. 1 under Revised Maximum Price Regulation 499 establishes the maximum prices at which you may sell these watches.

This notification requirement supersedes the notification requirement in section 12 (a) of Revised Maximum Price Regulation No. 499 with respect to the watches covered by this order.

(d) *Tagging.* The importer shall include with every watch covered by this order delivered to a retailer after its effective date, a tag or label setting forth the number of the particular watch. This tag or label must not be removed until the watch is sold to an ultimate consumer.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) Unless the context otherwise requires, the definitions set forth in section 2 of Revised Maximum Price Regulation No. 499 shall apply to the terms used herein.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5223; Filed, Mar. 28, 1946; 4:40 p. m.]

[MPR 591, Order 394]

RITE EQUIPMENT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following deepfreezer manufactured by the Rite Equipment Company, 1005 South Fifth Street, Milwaukee 4, Wisconsin, and as described in the application dated November 21, 1945 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
"Standard" deepfreezer, 11½ cu. ft. ¼ h. p. condensing unit	$190	$228	$380

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Rite Equipment Company, 1005 South Fifth Street, Milwaukee 4, Wisconsin, shall stencil on the lid or cover of the Deepfreezer covered by this Order, substantially the following:

OPA Maximum Retail Price—$380.00

Plus freight and crating as provided in Order No. 394 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5204; Filed, Mar. 28, 1946; 11:32 a. m.]

[MPR 591, Order 395]

WALTER RHODES AND CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezers, manufactured by Walter Rhodes and Company, 628 Pekin Avenue, Creve Coeur, Illinois, and as described in the application dated November 29, 1945, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model No.	On sales to—		
	Distributors	Dealers	Consumers
R-11, 8 cu. ft. ¼ h. p. condensing unit	$170	$204	$340
R-12, 12 cu. ft. ¼ h. p. condensing unit	214	259	428
R-18, 16 cu. ft. ⅓ h. p. condensing unit	268	322	536
R-24, 24 cu. ft. ½ h. p. condensing unit	362	435	724

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Rhodes and Company of Creve Couer, Illinois, shall stencil on the lid or cover of the home freezer covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 395 under Maximum Price Regulation No. 591

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 29, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5205; Filed, Mar. 28, 1946; 11:32 a. m.]

[RMPR 136, Amdt. 1 to Order 572]

SPECIALTY TRANSFORMERS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 30 of Revised Maximum Price Regulation 136, *It is ordered:*

Paragraph (a) of Order No. 572 under Revised Maximum Price Regulation 136 is hereby amended to read as follows:

(a) For the purposes of this order, specialty transformers shall be defined as follows:

Natural draft air-cooled apparatus, generally known as transformers, autotransformers, or iron core reactors, used for gas tube signs, gas and fuel oil ignition, internal combustion engine ignition, welding (except arc welding), street lighting controls—also for the distribution of power and lighting on circuits 600 volts and less, or for miscellaneous and general purpose applications, to which air-cooled transformer parts are readily adaptable, and/or all renewal or repair parts thereof.

This amendment to Order No. 572 shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5282; Filed, Mar. 29, 1946; 11:34 a. m.]

[SR 14H, Order 6]

PICK-UP AND DELIVERY SERVICES FOR WESTERN TRUNK LINE RAILROADS AT CHICAGO, ILL.

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TRANSPORTATION SERVICES

For the reasons set forth in the accompanying opinion, and under the authority vested in the Administrator by section 9 of Supplementary Regulation 14H, as amended, it is hereby ordered:

(a) *Applicability.* This order applies to all motor carriers that perform pick-up and delivery services for Western Trunk Line Railroads[1] within their terminal areas at Chicago, Illinois.

(b) *Maximum rates.* Except as modified below, the maximum rates which may be charged or paid for the services covered by this Order shall be the following:

Zone 1—Lots under 6,000 lbs.—19 per cwt.—minimum 60¢ per pick-up or delivery.

Lots of 6,000 lbs. to 11,999 lbs.—10½¢ per cwt.

Lots of 12,000 lbs. and up—8¢ per cwt.

Minimum per trailer load—$5.50.

Zone 2—Lots under 6,000 lbs.—19¢ per cwt.—minimum 75¢ per pick-up or delivery.

Lots of 6,000 to 11,999 lbs.—13¢ per cwt.

Lots of 12,000 lbs. and up—10½¢ per cwt.

Minimum per trailer load—$6.50.

In applying the $5.50 and $6.50 minima per trailer load, trucks of 500 cu. ft. or greater capacity will be considered trailers.

(c) *Exceptions.* Any OPA order which establishes a maximum rate for the services covered hereby in excess of the maximum rate established by this order shall remain in full force and effect.

(d) *Effective date.* This order shall apply to all services performed on and after January 1, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5220; Filed, Mar. 28, 1946; 4:40 p. m.]

[1] The Alton Railroad, Atchison, Topeka & Santa Fe Ry., Chicago & Eastern Illinois R. R., Chicago & North Western Ry., Chicago, Burlington & Quincy R. R., Chicago Great Western Ry., Chicago, Indianapolis & Louisville Ry., Chicago, Milwaukee, St. Paul and Pacific R. R., The Chicago, Rock Island & Pacific Ry. Co., Illinois Central R. R., New York Central R. R. Co. (C. C. & St. L. District), Minneapolis, St. Paul & Sault Ste. Marie R. R. Co., and Wabash R. R. Co. (East and West).

Regional and District Office Orders.

[Region I Order G-1 Under Gen. Order 70]

SELF-LOCKING CARTON CO.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by sections (b) and (c) of General Order No. 70, *It is ordered:*

(a) On and after the effective date of this order, the maximum prices as established by Revised Maximum Price Regulation No. 187 for sales by manufacturers, and by Maximum Price Regulation No. 349 for sales by distributors, of all "Carry-safe" molded pulp 3 x 4 egg cartons, manufactured by Self-Locking Carton Company, Chicago, Illinois, at its plant located at Palmer, Massachusetts, are modified so that the maximum prices for such egg cartons shall be as follows:

(1) *Manufacturer's maximum prices to all purchasers in Region I.*

STOCK PRINTS	
1 M	$7.50

SPECIAL PRINTING (1 COLOR—BLUE)	Front panel only	All three panels
	Per M	*Per M*
5 M	$1.00	$2.00
10 M	.75	1.50
25 M	.60	1.25
50 M	.50	1.00
100 M	.25	.50
Carload	.10	.25

Terms: Less than carload lots, list price—2 percent, 10 days, net 30; carload lots, list price—less 5 percent.

(i) The above established prices shall be f. o. b. mill, Palmer, Massachusetts.

(ii) The prices established herein include cover closures. Twenty-five cents per M shall be deducted for cartons without closures.

(iii) Cartons shall be packed nested, 250 per bundle. Shipping weight shall be approximately 75 pounds per M.

(iv) "Stock prints" shall include all cartons covered by this order bearing the factory design indicating the contents of the carton, with no additional printing at the customer's request.

(v) "Special printing" shall consist of any printing at the request of the customer, including trade names, addresses or slogans, but shall not include printing which merely indicates the contents of the carton.

(2) *Maximum prices for all resellers in Region I.*

	Per M
Under 1 M	$10.13
1 M to 4,999	9.58
5 M to 99,999	9.03
100 M and over	8.79

All sellers who purchase direct from the manufacturer for resale may add the actual freight paid to the above established resale prices.

(b) Region I comprises the territory within the geographical boundaries of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island and Connecticut.

(c) This order may be amended, revised or revoked at any time.

(d) This order shall become effective immediately.

Issued this 27th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-5150; Filed, Mar. 27, 1946; 4:36 p. m.]

[Region I Order G-19 Under RMPR 122, Amdt. 4]

SOLID FUELS IN CONCORD, N. H., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (2) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G-19 under Revised Maximum Price Regulation No. 122 is hereby amended in the following respect:

1. The following paragraph (m) is added:

(m) Dealers located in the town of Pembroke, in connection with their sales of any solid fuels covered by this order, may add the increases shown below to the maximum prices set forth under each of the price schedules contained herein, as follows:

SIZE—ALL SIZES

Unit:	*Increase*
Net ton	$0.45
½ ton	.22
¼ ton	.11
100 lbs	None

This Amendment No. 4 shall become effective March 11, 1946.

Issued this 5th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-5145; Filed, Mar. 27, 1946; 4:35 p. m.]

[Region II Rev. Order G–2 Under SO 142]

BUCH MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, and by Supplementary Order 142 as amended, *It is hereby ordered*, That:

(a) The established net maximum prices of October 1, 1941, of Buch Manufacturing Company, Elizabethtown, Pennsylvania, for the products listed below, may be increased by the percentages listed below:

Name of product	*Percentage increase (percent)*
Corn shellers	22.0
Wood saws	15.7
Land rollers—100 series	15.7
Pulverizers—600 series	22.0
Sprocket pulverizers	22.0
Feed cutters	19.4
Mangers	11.4
Stone boats	19.4
Cast iron troughs	19.4
Steel troughs	14.4
Bag trucks	14.4
Concrete mixers	14.4
Asphalt tampers	17.6

(b) Persons who buy from Buch Manufacturing Co., for resale, any of the products listed in paragraph (a), except Asphalt Tampers, Bag Trucks, and Concrete Mixers, may apply to the Office of Price Administration for an increase in their resale prices in accordance with § 1361.57 (f) of MPR 246. Persons who buy from Buch Manufacturing Company for resale, Asphalt Tampers, Bag Trucks, and Concrete Mixers, may add to their maximum prices for such products, the dollars and cents increase in cost resulting from the increase granted to Buch Manufacturing Co., by this order. At or before the first sale after the date hereof to any reseller, Buch Manufacturing Company shall notify such reseller, in writing, of the provisions of this paragraph, and shall state to such reseller the amount of the dollars and cents increase in price resulting from the adjustment permitted by this order.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order.

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) All prayers of the application of Buch Manufacturing Company not granted herein, are denied.

(g) Buch Manufacturing Company may, within 60 days after the date of this order, file with this office a request for review by the Administrator of the partial denial of this application.

(h) Buch Manufacturing Company shall file with this office, within 30 days after June 30, 1946, a breakdown of the sales of each of the products listed above for the 3 months beginning April 1, 1946, and ending June 30, 1946. Said Buch Manufacturing Company, shall also file with this office within 30 days after September 30, 1946, a Profit and Loss Statement and a breakdown of the sales of the products listed above for the 6 months beginning April 1, 1946, and ending September 30, 1946.

(i) Order No. G–2 under Supplementary Order 142, issued March 8, 1946, is hereby revoked as of the effective date of this order.

This order shall become effective immediately.

Issued this 25th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–5147; Filed, Mar. 27, 1946, 4:36 p. m.]

[Region II Order G–4 Under SO 142]

C. S. ASHCRAFT MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, and by Supplementary Order Number 142 as amended, *It is hereby ordered*, That:

(a) Established maximum prices of October 1, 1941, of C. S. Ashcraft Mfg. Co., 36–32 38th Street, Long Island City, New York, for Suprex Types D and E projection arcs, cyclex projection equipment, copper oxide rectifiers, tube rectifiers, replacement parts, and low intensity arcs, may be increased by 10.6%.

(b) Persons who buy from C. S. Ashcraft Mfg. Company, for resale, the products listed in paragraph (a), except replacement parts, may add to their established maximum price, for these products as determined under the applicable regulation, the dollars and cents increase in cost to them, resulting from the increase granted to the manufacturer under paragraph (a) of this order. Persons who buy from C. S. Ashcraft Mfg. Co., for resale, replacement parts, may increase by 10.6% their established maximum prices for such replacement parts. At or before the first sale after the date hereof to any reseller, C. S. Ashcraft Mfg. Co. shall notify such reseller, in writing, of the provisions of this paragraph, and shall state to such reseller the amount of the dollars and cents increase in price which such reseller may add to his maximum price under the provisions of this paragraph on the products listed in paragraph (a), except replacement parts.

(c) Customary discounts, allowances, and other price differentials shall be maintained on all sales affected by this order.

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) All prayers of the application of C. S. Ashcraft Mfg. Co., not granted herein, are denied.

(g) C. S. Ashcraft Mfg. Co. may, within 60 days after the date of this Order, file with this office a request for review by the Administrator of the partial denial of this application.

(h) C. S. Ashcraft Mfg. Co. shall file with this Office after September 30, 1946, a Profit and Loss Statement and Balance Sheet, showing the results of its operations for the 6 month period beginning April 1, 1946, and ending September 30, 1946.

This order shall become effective immediately.

Issued this 25th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–5143; Filed, Mar. 27, 1946, 4:35 p. m.]

[Region II Order G–52 Under RMPR 122, Amdt. 5]

PENNSYLVANIA ANTHRACITE IN NEW YORK

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, Order No. G–52 is amended in the following respects:

1. Paragraph (d) (1) is amended by revising the maximum authorized service charges to read as follows:

(d) *Schedule I.* * * *

(1) *Sales on a "direct-delivery" basis.* * * *

MAXIMUM AUTHORIZED SERVICE CHARGES

Special Service Rendered at the Request of the Purchaser

"Carry" or "Wheel" (except for sales amounting to less than 1 ton): 70¢ per net ton.
"Carrying upstairs or downstairs" for each seven steps or fraction thereof beyond the sixth step up or down (except for sales amounting to less than 1 ton): 70¢ per net ton for each seven steps or fraction thereof commencing with the seventh step up or down.
Trimming: 10¢ per net ton.
For deliveries involving hauling beyond 5 miles from the dealer's yard: 50¢ per net ton for each 5 miles or fraction thereof beyond 5 miles from the dealer's yard.

This Amendment No. 5 to Order No. G–52 shall become effective February 25, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued February 20, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–5144; Filed, Mar. 27, 1946, 4:35 p. m.]

[Region II Order G–73 Under RMPR 122]

ANTHRACITE IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, it is ordered:

(a) *Pennsylvania anthracite with ash content in excess of quality standards.* (1) Maximum prices for Pennsylvania anthracite received by a dealer which has been identified by his supplier prior to its dumping into a barge at the piers or unloading from car into bins as anthracite with an ash content in excess of OPA quality standards shall be the maximum per net ton prices established by the dealer under the applicable area dollar-and-cent order as amended or revised, listed in paragraph (b) of this order, *less* the following amounts:

Size	*Per net ton*
Broken, egg, stove and nut	$1.00
Pea	.80
Buckwheat No. 1	.60
Rice (buckwheat No. 2)	.50

(2) For sales of fractions of a net ton, the reduction shall be proportionate.

(3) Such anthracite shall be kept separate in storage and delivery from all other anthracite.

(4) Every dealer selling Pennsylvania anthracite which has been identified by his supplier prior to its dumping into a barge at the piers or unloading from car into bins as anthracite with an ash content in excess of OPA quality standards must, in addition to requirements contained in the applicable area dollars-and-cents orders, place the following legend on the invoice, sales slip or receipt:

Price reduced because of high ash content.

(b) *Area dollar-and-cent orders subject to the conditions set out in paragraph (a):*

Second Revised Order No. G–1, Revised Order No. G–3, Order No. G–4, Revised Order No. G–7, Revised Order No. G–8, Order No. G–9, Revised Order No. G–11, Revised Order No. G–12, Revised Order No. G–13, Revised Order No. G–14, Revised Order No. G–15, Revised Order No. G–16, Revised Order No. G–17, Second Revised Order No. G–18, Revised Order No. G–19, Order No. G–20, Order No. G–22, Order No. G–24, Order No. G–27, Order No. G–29, Order No. G–32, Order No. G–35, Order No. G–36, Order No. G–37, Order No. G–38, Order No. G–39, Order No. G–40, Order No. G–41, Order No. G–42, Order No. G–44, Order No. G–45, Order No. G–46, Order No. G–49, Order No. 50, Order No. G–51, Order No. G–52, Order No. G–56, Order No. G–59, Order No. G–61, Order No. G–66, Order No. G–67, Order No. G–69.

This Order No. G–73 shall become effective March 19, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued March 18, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–5146; Filed, Mar. 27, 1946; 4:35 p. m.]

[Region III 2d Rev. Order G–34 Under RMPR 122]

SOLID FUELS IN YOUNGSTOWN, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* This adopting order establishes dollars and cents maximum prices for specified solid fuels when sold and delivered by dealers in the area hereinafter described. These are the highest prices any dealer may charge when he delivers such fuel at or to a point in such area. They are also the highest prices that any buyer in the course of trade or business may pay for them.

(b) This adopting order covers all sales to domestic consumers and unequipped dealers purchasing for resale of specified solid fuels when sold and delivered within the Youngstown, Ohio, Area, described as all the territory within the corporate limits of the municipalities of Youngstown, Girard, Struthers, Campbell, Hubbard, Hall's Corners, Poland and Lowellville, and all territory within the townships of Liberty and Hubbard in Trumbull County and the townships of Youngstown, Coitsville, Boardman, Canfield and Poland in Mahoning County, all within the State of Ohio.

(c) *Applicability of Basic Order No. G–74.* All the provisions of Order No. G–74 under Revised Maximum Price Regulation No. 122—Basic Order for Area Pricing of Coal in Region III—issued September 19, 1945 by the Cleveland Regional Office, Region III, Office of Price Administration, are adopted in this order and are as much a part of this order as if printed herein. If said Order No. G–74 is amended in any respect, all the provisions of such order as amended shall likewise, without other action, be a part of this adopting order. All persons subject to this adopting order are also subject to, and should be familiar with the provisions of said Order No. G–74.

(d) *Relationship between this order and previous orders.* This Second Revision of Order No. G–34 supersedes Revised Order No. G–34 under Revised Maximum Price Regulation No. 122. Revised Order No. G–34 is hereby revoked by this Second Revision of Order No. G–34. This Second Revision of Order No. G–34 is issued as an adopting order pursuant to the provisions of Order No. G–74 under Revised Maximum Price Regulation No. 122, and since all applicable provisions of Regional Supplementary Orders Nos. 3, 4, 5, 6, 7, 8 and 9 are incorporated in this revised order, said Regional Supplementary Orders shall not apply to this Second Revision of Order No. G–34.

(e) *Prices, discounts and service charges*—(1) *Price schedule.* This schedule sets forth maximum prices for sales of specified sizes, kinds and quantities of solid fuels. Column I describes the solid fuel for which maximum prices are established, Column II lists maximum prices for sales of solid fuel in quantities of two or more tons on a direct delivery basis, pursuant to which payment is made within fifteen days after the date of delivery, and Column III lists maximum prices for sales of solid fuel in quantities of two or more tons on a direct delivery basis, pursuant to which payment is made more than fifteen days after the date of delivery. All prices are for sales on a net ton basis.

SCHEDULE I—SOLID FUELS RECEIVED BY RAIL

Column I	Column II	Column III
I. High volatile bituminous coals from producing district No. 2 (western Pennsylvania):[1]		
A. Lump and double-screened coals:		
1. Size group Nos. 1 and 2 (bottom size larger than 2″)		
a. Mine price classification A	$7.70	$8.20
b. Mine price classifications B through E	7.60	8.10
2. Size group Nos. 3, 4 and 5 (bottom size smaller than 2″)		
a. Mine price classifications A through C	7.60	8.10
b. Mine price classifications F through H	7.15	7.65
II. High volatile bituminous coals from producing district No. 3 (northwestern West Virginia, excluding Panhandle):[1]		
A. Pittsburgh seam—1. Lump-size group No. 2 (bottom size larger than 2″ but not exceeding 5″) mine price classifications D and E	7.43	7.93
III. High volatile bituminous coals from producing district No. 4 (Ohio):		
A. Lump and egg:		
1. Size group No. 1 (bottom size larger than 2″) from subdistrict No. 1 (eastern Ohio)	7.51	8.01
2. Size group No. 2 (single screened bottom size larger than 2″ but not exceeding 5″; double screened bottom size larger than 2″):		
a. From subdistrict No. 1 (eastern Ohio)	7.31	7.81
b. From subdistrict No. 4 (middle)	7.51	2.01
3. Size group Nos. 3 and 3A (bottom size larger than 1¼″ but not exceeding 2″) from subdistrict No. 1 (eastern Ohio)	7.01	7.51
IV. High volatile bituminous coals from producing district No. 6 (West Virginia Panhandle)—A. Lump: Size group No. 2 (bottom size larger than 2″ but not exceeding 5″)	7.33	7.83
V. High volatile bituminous coals from producing district No. 8 (eastern Kentucky and southern West Virginia, western Virginia and northeastern Tennessee):[1]		
A. Lump: 1. Size group No. 2 (bottom size larger than 3″ but not exceeding 5″ mine price classifications C through H	9.00	9.50
B. To the prices stated in paragraph A of part V may be added $0.15 per ton provided the coal is mined in subdistrict 6 of producing No. 8 and provided it is separately weighed and billed. Subdistrict 6 includes that portion of district No. 8 which is in northern Tennessee and the following counties in Kentucky: Bell, Clay, Clinton, Jackson, Knox, Laurel, Leslie, McCreary, Owsley, Pulaski, Rock Castle, Wayne and Whiteley.		
VI. Low volatile bituminous coals from producing district No. 7 (southern West Virginia and western Virginia):[1]		
A. Stoker (nut, pea or dedusted screening)—size group Nos. 4 and 5 (top size not exceeding 1¼″ x bottom size smaller than 1¼″) mine price classification A	8.90	9.40

[1] $0.10 per ton may be added to the prices of these coals provided the coal has been subjected to an oil or calcium chloride treatment by the producer to allay dust or prevent freezing.

(2) *Discounts.* (i) A discount of not less than $1.00 per ton on the prices listed in Column II shall be given to domestic consumer's purchasing at the yard.

(ii) A discount of not less than $1.00 per ton on the prices listed in Column II shall be given to all unequipped dealers purchasing at the yard for resale.

(3) *Schedule of service charges.* This schedule sets forth maximum prices which a dealer may charge for special services rendered in connection with all sales of solid fuels. These charges may be made only if the buyer requests such services of the dealer and only when the dealer renders the service. Every service charge shall be separately stated in the dealer's invoice.

	Per ton
Carry in from curb	$1.00
Wheel in from curb	.75
Use of extra chute to deliver coal into customer's bin	.35
Service charge permitted in columns II and III prices on sales of at least 1 ton but less than 2 tons	.25

This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective November 29, 1945.

Issued: January 30, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-5148; Filed, Mar. 27, 1946; 4:36 p. m.]

[Peoria Order G-2 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN BLOOMINGTON, ILL., AREA

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-2 under General Order No. 68 is amended in the following respects:

1. Section 2 is amended to read as follows:

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions.

Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

2. The dollars-and-cents ceiling prices set out in Appendix A to Order No. G-2 are amended to read as set out in Appendix A attached hereto and made a part hereof.

The list of maximum prices fixed by Appendix A as amended hereby shall be posted as provided in section 5 of Order No. G-2.

This amendment to Order No. G-2 shall become effective April 1st, 1946.

Issued this 21st day of March 1946.

KENNETH H. LEMMER,
District Director.

APPENDIX A

Area covered. The area within the city limits of the City of Bloomington, Ill., and also the area in McLean County, Ill., lying outside such city limits and within a radius of six (6) miles from the County Court House located in Bloomington, Ill., which area includes the City of Normal, Ill.

DOLLARS-AND-CENTS CEILING PRICES

Commodity	Unit	Maximum price [1]
Plaster:		
Hard wall	100-lb. bag	$1.10
Hard wall	50-lb. bag	.65
Hard wall	Per ton	20.00
Gauging (super white)	100-lb. bag	1.75
Gauging (local)	100-lb. bag	1.10
Moulding	100-lb. bag	1.75
Cement, Keene's	100-lb. bag	2.55
Lime, finishing	50-lb. bag	.60
Gypsum lath, ⅜"	Sq. ft	.028
Metal lath:		
2.2 lb. painted diamond mesh	Sq. yd	.25
2.5 lb. painted diamond mesh	Sq. yd	.28
3.4-lb. painted diamond mesh	Sq. yd	.30
Corner bead, expanded type	Lin. ft	.05
Portland cement, standard (paper bags)	94-lb. bag	.80
Masonry mortar (paper sacks)	70-lb bag	.70
Mason's hydrated lime	50-lb bag	.60
Waterproof cement (gray)	94-lb bag	1.10
Fire brick, 9" first quality, dry press, straight, Missouri	Per 1,000	77.30
Fire clay	100-lb bag	1.25
Clay drain tile:		
4"	Lin ft	.055
6"	Lin. ft	.10
Vitrified clay sewer pipe, No. 1SS:		
4"	Lin. ft	.204
6"	Lin. ft	.306
Flue lining:		
8 x 8"	Lin. ft	.398
8 x 12"	Lin .ft	.597
12 x 12"	Lin. ft	.742
Gypsum Wallboard ⅜"	Sq. ft	.045
Gypsum Sheathing ½"	Sq. ft	.045
Asphalt roofing, 90 lb., mineral surface	Per square	2.58
Asphalt or tarred felting:		
15-lb., 432 sq. ft	Per roll	2.58
30-lb., 216 sq. ft	Per roll	2.58
Asphalt shingles:		
210-lb. (3 in 1) thickbutt	Per square	6.18
165-lb. 2-tab, hexagon	Per square	4.94
Fibre insulation board:		
½" standard lath and board	Sq. ft	.055
25/32" asphalt sheathing	Sq. ft	.065
Standard density synthetic fibre board, ⅛" tempered, standard size	Sq. ft	.095
Thermal insulation blankets (paper backed):		
Balsam wool standard	Sq. ft	.05
Balsam wool double thick	Sq. ft	.0725
Thermal insulation batts (paper backed):		
2" thick	Sq. ft	.05
Full thick	Sq. ft	.07
Thermal insulation, loose in bags (plain)	35-lb. bag	1.00
Vitrified tile, 4" T's, L's, and Y's	Each	.81
Vitrified tile, 6" T's, L's, and Y's	Each	1.22

[1] All sales subject to 2 percent cash discount if paid within 10 days from date of sale.

[F. R. Doc. 46-5149; Filed, Mar. 27, 1946; 4:36 p. m.]

Reference

MAY 20 '46

FEDERAL REGISTER

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FEDERAL REGISTER

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Washington, Tuesday, April 2, 1946

The President

PROCLAMATION 2684

PAN AMERICAN WEEK

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the date of April 14 marks the anniversary of the founding of the Pan American Union in 1890 and has come to be observed annually as a commemorative symbol of the bonds of friendship and common interest among the nations of the Western Hemisphere; and

WHEREAS the exigencies of war have brought to the nations of the world new realization of their interdependence and new determination to join together to achieve a just and lasting peace and to promote and maintain the welfare, security and prosperity of all peoples everywhere; and

WHEREAS it is accordingly appropriate that this anniversary of Pan American unity be again observed in order that the people of the United States may publicly testify to the mutual confidence and good will existing between them and the peoples of the other American republics and to the mutual advantages to be gained through development of closer international cultural, trade and political relations;

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby order that the week beginning April 14, 1946, be designated and known as "Pan-American Week" and that the flag of the United States be displayed on all public buildings during that week. I also invite the Governors of the several States, Territories and possessions of the United States and the appropriate officials of the various municipalities and other political subdivisions to take similar action with respect to either the entire week or any designated day or days thereof. I further call upon the churches, educational institutions, civic associations, clubs, business establishments and other organizations, and the people of the United States generally, to observe this Pan-American Week with fitting commemorative ceremonies, displays, exhibits or other activities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 28th day of March, in the year of our Lord nineteen hundred and forty-six and of the Independence of the United States of America the one hundred and seventieth.

[SEAL]

HARRY S. TRUMAN

By the President:

DEAN ACHESON,
Acting Secretary of State.

[F. R. Doc. 46-5338; Filed, Mar. 29, 1946; 4:30 p. m.]

EXECUTIVE ORDER 9709

PROVIDING INTERIM ARRANGEMENTS RESPECTING CERTAIN AIR NAVIGATION FACILITIES ABROAD

WHEREAS certain air navigation and aeronautical communications facilities provided by the United States for military purposes are located at points in foreign territory and elsewhere outside the continental limits of the United States where such facilities can be utilized to material advantage in the operation of international air carriers of the United States and of other nations; and

WHEREAS it is desirable that temporary provision be made for the custody, operation and maintenance of such facilities pending the completion of arrangements for their permanent operation or disposition:

NOW, THEREFORE, by virtue of the authority vested in me by the Constitution and statutes, including Title I of the First War Powers Act, 1941 (55 Stat. 838), and as President of the United States, it is hereby ordered as follows:

1. There are transferred to the Department of Commerce all functions and authority, facilities, property, records, equipment and maintenance supplies of the War and Navy Departments relating to the care, control, maintenance and operation of air-navigation, air-traffic-control, airway-communication, and

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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[1] See E.O. 9709.

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meteorological facilities of the United States Government (including components thereof and all structures and equipment appurtenant thereto or used in connection therewith) which (a) are located at points in foreign territory and elsewhere outside the continental limits of the United States, (b) are determined by the War or Navy Departments, as the case may be, to be no longer required for military purposes, (c) are determined by the Department of Commerce to now be or to be likely to become useful in connection with the safe and efficient operation of United States civil aircraft in foreign air commerce, and (d) can be continued in operation with funds available to the Department of Commerce for the purpose.

2. The Department of Commerce, in carrying out the provisions of section 1 of this order, and to the extent permitted by law, is authorized and empowered to make, with the collaboration and approval of the Department of State when the property is located in foreign territory, arrangements with the appropriate agencies of the respective foreign Governments, or with an appropriate international agency, or with any air carrier or other suitable private agency, for the interim custody, operation, and maintenance of facilities transferred to the Department of Commerce under the provisions of this order.

3. The Department of Commerce is authorized, on behalf of the United States, to accept funds from any foreign Government or air carrier in payment for services rendered in the operation of facilities transferred under this order, which funds shall be covered into the general fund of the Treasury.

4. The functions vested in the Department of Commerce hereunder may be performed by the Secretary of Commerce through such agencies and personnel of the Department of Commerce and in such manner and subject to such terms and conditions as he shall determine.

5. The provisions of this order shall become effective with respect to the facilities and equipment at each location at such time or times as may be agreed upon between the Department of Commerce and, as the case may be, the War Department or the Navy Department.

6. The provisions of this order shall be applicable to the facilities, property, and functions transferred by Executive Order No. 9669 of December 28, 1945, which order is hereby superseded.

7. The provisions of this order shall not be applicable to loran or other sea and air navigation facilities now operated by the Coast Guard, nor to any functions or authority of the Navy Department respecting such facilities.

8. Such further measures and dispositions as may be determined by the Director of the Bureau of the Budget to be necessary or appropriate to effectuate the provisions of this order shall be taken and carried out at such time and in such manner as he shall prescribe.

HARRY S. TRUMAN

THE WHITE HOUSE,
March 29, 1946.

[F. R. Doc. 46-5339; Filed, Mar. 29, 1946; 4:33 p. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

[Amdt. 1]

PART 260—FLUID MILK PAYMENT PROGRAM

OFFER TO MAKE PAYMENTS IN WILMINGTON, DEL., AREA DURING JULY 1945 THROUGH JUNE 1946

Amendment No. 1 to the offer of the Commodity Credit Corporation to make fluid milk payments in the Wilmington, Delaware, area during July 1945 through June 1946.

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The "Offer to Make Payments in Wilmington, Delaware, Area during July 1945 through June 1946" issued by the Commodity Credit Corporation and dated August 8, 1945 (10 F.R. 9826) is hereby amended by deleting paragraph (e) of § 260.50 thereof and substituting in lieu thereof the following:

(e) Each handler who, pursuant to paragraph (c) of this section, accepts this offer for any month shall (1) pay producers not less than $3.93 per hundredweight for all milk received from them that is not in excess of the total quantity of Class I milk disposed of by such handler, and all milk in excess of 2 percent of receipts which is not accounted for in Class I and Class II disposition, and (2) pay producers for all other milk received from them during such period not less than the Class II price per hundredweight, as announced by the market administrator pursuant to Order No. 61, less 12 cents: *Provided*, That if the milk received from any producer has a butterfat content other than 4 percent, the minimum prices specified in this section shall be increased by 5 cents for each one-tenth of 1 percent of average butterfat content of such milk above 4 percent and shall be decreased by 5 cents for each one-tenth of 1 percent of average butterfat content of such milk below 4 percent.

This amendment shall be effective April 1, 1946.

Issued this 29th day of March 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
N. I. TAYLOR,
Acting Vice President.

Attest:

MARION M. CRUMPLER,
Assistant Secretary.

[F. R. Doc. 46-5373; Filed, Apr. 1, 1946; 9:51 a. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 144, Amdt. 4]

PART 1468—GRAIN

WHEAT INVENTORIES: EXTRACTION RATE

War Food Order No. 144, as amended (11 F.R. 2501), is hereby further amended as follows:

1. By deleting paragraph (f) and substituting in lieu thereof the following:

(f) *Millers' and mixed feed manufacturers' wheat inventories.* (1) The provision of this paragraph (f) (1) shall apply to millers and mixed feed manufacturers located in the following states:

Idaho.	North Dakota.
Illinois.	Oklahoma.
Indiana.	Oregon.
Iowa.	South Dakota.
Kansas.	Texas.
Minnesota.	Washington.
Missouri.	Wisconsin.
Nebraska.	

No miller or mixed feed manufacturer located in any state designated above shall accept delivery of wheat in any quantity which will cause his inventory of wheat, plus all quantities thereof bought to arrive or with respect to which he has a contract to purchase (futures contracts to be included only to the extent that such contracts call for May delivery), to exceed a 30-day supply based upon average daily grind in the case of a miller, or authorized use under paragraph (b) (1) hereof in the case of a mixed feed manufacturer; *Provided, however*, That this limitation shall not apply to wheat delivered under 45-day supply certificates issued by millers or mixed feed manufacturers prior to April 2, 1946, and approved by the Director.

(2) No miller or mixed feed manufacturer located in the District of Columbia or any state other than those designated in paragraph (f) (1) above shall accept delivery of wheat in any quantity which will cause his inventory of wheat, plus all quantities thereof bought to arrive or with respect to which he has a contract to purchase (futures contracts to be included only to the extent that such contracts call for May delivery), to exceed a 45-day supply based upon average daily grind in the case of a miller, or authorized use under paragraph (b) (1) in the case of a mixed feed manufacturer.

(3) The inventory restrictions contained in paragraphs (f) (1) and (f) (2) shall not apply to usual or customary sales of wheat by a producer thereof who delivers such wheat by truck directly to a mill or elevator attached thereto. (See paragraphs (a) (4) and (n) (3).

2. By deleting paragraph (1) entitled "Extraction rate" and substituting in lieu thereof the following:

(1) *Extraction rate.* (1) Except as hereinafter provided, no miller shall produce any flour which consists of less than 80 percent by weight of the cleaned wheat from which such flour is produced.

(2) Any miller may produce farina subect to the following requirements:

(i) The quantity of farina produced shall not exceed five percent by weight of the straight run of flour from which such farina is separated;

(ii) The weight of such farina, when added to the weight of the remainder of the flour from which such farina was separated, shall equal not less than 80 percent of the weight of the cleaned wheat from which such products were produced.

(3) Flour sold and covered by export license for export to any port located between the Tropic of Cancer and the Tropic of Capricorn may consist of less than 80 percent by weight of the cleaned wheat from which such flour was produced, but shall not consist of less than 72 percent of such weight, except that no minimum extraction rate limit shall apply to flour sold for export to the West Coast of Africa.

3. By adding immediately after paragraph (r) (6) the following new paragraph:

(7) Every miller, mixed feed manufacturer, and food manufacturer shall, on or before April 10, 1946, mail a report to the Director showing the following as of March 30, 1946: (i) wheat on hand on the premises (mill or mill elevator), (ii) wheat stored at other places, (iii) wheat under contract to purchase, (iv) wheat in transit, and (v) May futures contracts for wheat.

This amendment shall become effective at 12:01 a. m., e. s. t., April 2, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 144, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 29th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5390; Filed, Apr. 1, 1946; 11:08 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter III—Claims and Accounts

PART 308—ALLOTMENTS OF PAY

MISCELLANEOUS AMENDMENTS

Sections 308.3 to 308.7, inclusive, 308.9, and 308.11 are retained without change in revision of AR 35-5520, March 11, 1946; § 308.1 (h) is revoked and §§ 308.2 (b), 308.8 and 308.10 (c) and (e) are amended as follows:

§ 308.1 *Definitions.* • • •
(h) *Alternate allottee.* [Revoked]

§ 308.2 *Eligible allotters.* • • •
(b) *Civilian personnel.* Civilian employees of the War Department except civilian marine personnel, who have national service life insurance or United States Government life insurance may make Class D and N allotments during such time as they may be permanently assigned for duty outside the continental United States or in Alaska. Civilian employees of the War Department except civilian marine personnel may make Class E allotments during such time as they may be permanently assigned to duty outside the continental limits of the United States or in Alaska. They may also make Class B allotments when stationed where the Class A Pay Reservation Plan for the purchase of United States Savings Bonds is not in effect. The execution and discontinuance of allotments of pay for civilian marine personnel of the Transportation Corps will be effected under such regulations as may be prescribed by the Chief of Transportation. A civilian employee permanently stationed outside the continental limits of the United States or in Alaska is deemed to be one whose oversea assignment is not limited in tenure or which may be expected to exceed 6 months. No allotments will be authorized by civilian employees of the War Department until arrival at the permanent oversea duty station.

§ 308.8 *Commencing date; Class E allotments.* Ordinarily class 7 allotments will be made effective the first of the month following that in which the authorization form is executed. A Class E allotment will not be made effective with the month in which an officer or enlisted person enters on duty except when an enlisted person is commissioned, or appointed a warrant officer, or when a warrant officer is commissioned. A Class E allotment will always commence as of the first day of the month in which it is to be effective; for example, for an allotment to be effective in February, it will commence February 1. The first pay deduction will be made from the pay for February, and the allotment office will make the first payment shortly after the end of that month.

§ 308.10 *Effect of certain changes in status on Class E, D, and N allotments.* • • •

(c) *Desertion and dishonorable discharge.* Allotments of pay do not give a vested right to the money allotted, and an allottee is not entitled to be paid the amount of an allotment made by a person who deserted or who was dishonorably discharged with forfeiture of all pay and allowances before payment of the allotment could be made. If the allottee failed to collect or negotiate the allotment checks prior to the dismissal or dishonorable discharge of the allotter from the service with forfeiture of all pay and allowances then due, payment of the allotment is not authorized. If, however, payment to the allottee was made between the date of commencement of the unauthorized absence and the date when the allotter was reported as AWOL, the amount so paid should be allowed as an offset in setting the allotter's accounts.

• • • • •

(e) *Retirement.* When a member of the Regular Army is retired he may, if he desires, continue Class E allotments for commercial life insurance and also Class D and N allotments. In such a case no action is necessary on the part of the allotter. If such class E allotments or Class D or N allotments are to be discontinued, a WD AGO Form 141 will be processed for each separate allotment. (Sec. 16, 30 Stat. 981; 40 Stat. 384; 52 Stat. 354; 10 U.S.C. 894)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F R. Doc. 46-5335; Filed, Mar. 29, 1946; 3:57 p. m.]

Chapter VII—Personnel

PART 703—APPOINTMENT OF COMMISSIONED OFFICERS, WARRANT OFFICERS, FLIGHT OFFICERS, AND CHAPLAINS

APPOINTMENT OF R. O. T. C. GRADUATES FOUND PHYSICALLY DISQUALIFIED

Section 703.222 is revoked as follows:

§ 703.222 *Appointment of R. O. T. C. graduates who previously were found physically disqualified.* [Revoked]

(Act of 22 September 1941, 55 Stat. 728; 10 U.S.C. Supp. 484) [Sec. III W. D. Cir. 206, 24 May 1944, as revoked by Cir. 82, 22 March 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-5387; Filed, Apr. 1, 1946; 10:27 a. m.]

PART 708—DECORATIONS, MEDALS, RIBBONS, AND SIMILAR DEVICES

CAMPAIGN MEDALS FOR WORLD WAR II

Amend § 708.65 (b) (3) to read as follows:

§ 708.65 *Service stars.* • • •

(b) An individual is eligible for a service star provided: • • •

(3) Or, he served as an evadee or escapee in the combat zone during the time limitations of the campaign; or he was recovered from a prisoner of war status in the combat zone during the time limitations of the campaign. Prisoners of war will not be accorded credit for battle participation during the time spent in confinement or otherwise in restraint under enemy control. (R. S. 1296; 10 U.S.C. 1391) [W. D. Cir. 56, 26 Feb. 1946, as amended by Cir. 80, 21 Mar. 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-5388; Filed, Apr. 1, 1946; 10:27 a. m.]

PART 709—PRESCRIBED SERVICE UNIFORM

DECORATIONS AND SERVICE MEDALS

Sections 709.53f and 709.53g are added as follows:

§ 709.53f *Women's Army Corps Service Medal.* A medal of bronze 1¼ inches in diameter. On the obverse is the head of Pallas Athena in profile facing right, superimposed on a sheathed sword crossed with oak leaves and a palm branch within a circle composed of the words "Women's" in the upper half, and in the lower half "Army Corps." On the reverse, within an arrangement of 13 stars, is a scroll bearing the words "For service in the Women's Army Auxiliary Corps" in front of the letters "U S" in lower relief at the top and perched on the scroll is an eagle with wings elevated and displayed, and at the bottom, the dates "1942–1943." The medal is suspended by a ring from a watered ribbon 1⅜ inches in length and 1⅜ inches in width, composed of a band of mosstone, green 1⅛ inches with edges of old gold ⅛ inch.

§ 709.53g *World War II Victory Medal.* A medal of bronze, 36 millimeters in diameter. On the obverse is a figure of liberation standing full length with head turned to dexter looking to the dawn of a new day, right foot resting on a war god's helmet with the hilt of a broken sword in the right hand and the broken blade in the left hand, the inscription "World War II" horizontally placed immediately below center. The reverse has the inscriptions "freedom from fear and want" and "freedom of speech and religion" separated by a palm branch, all within a circle composed of the words "United States of America—1941–1945." The medal is suspended by a ring from a watered ribbon 1⅜ inches in length and 1⅜ inches in width; composed of a double rainbow in juxtaposition ⅜ inch, a stripe of white 1/32 inch, a bond of red 9/16 inch, a stripe of white 1/32 inch, and a double rainbow in juxtaposition ⅜ inch. (R.S. 1296; 10 U.S.C. 1391) [AR 600-35, 31 March 1944, as amended by W. D. Cir. 74, 14 March 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-5334; Filed, Mar. 29, 1946; 3:57 p. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 240—RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934

CURRENT REPORTS TO BE FILED AND REQUIREMENT OF QUARTERLY REPORTS BY CERTAIN COMPANIES

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Exchange Act of 1934, as amended, particularly sections 13 and 23 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors and necessary for the execution of the functions vested in it by the said act, hereby takes the following action:

I. Paragraph (f) of § 240.13a-6 [Rule X-13A-6] and § 240.13a-6a [Rule X-13a-6A] are hereby rescinded, effective March 28, 1946.

II. The following new § 240.13a-6b [Rule X-13A-6B] is adopted:

§ 240.13a-6b *Quarterly reports by certain companies.* (a) The provisions of this section shall be applicable only to issuers of securities as to which both the following conditions exist:

(1) The issuer files annual reports on Form 10-K, 11-K or U-5K, or files a report on one of such forms as Part II of Form 16-K.

(2) The issuer is not an insurance company, an investment company, a common-carrier or a public utility company.

(b) Each issuer subject to this section shall, for each of its fiscal quarters, beginning after December 31, 1945, file a report on Form 8-K containing the information called for by Item 11 of such form; *Provided, however*, That any issuer heretofore subject to the provisions of § 240.13a-6a shall file reports pursuant to this section beginning with the fiscal quarter immediately following the last fiscal quarter for which a report was required to be filed under § 240.13a-6a.

(c) Reports required by this section shall be filed not more than 45 days after

the close of the fiscal quarter for which the report is filed or not more than 45 days after the effective date of this section, whichever is later.

(Sec. 13, 48 Stat. 894, 15 U.S.C. 78m; Sec. 23, 48 Stat. 901; Sec. 8, 49 Stat. 1379, 15 U.S.C. 78w)

Section 240.13a–6b is effective March 28, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–5327; Filed, Mar. 29, 1946; 1:41 p. m.]

PART 249—FORMS, SECURITIES EXCHANGE ACT OF 1934

CURRENT REPORTS AND INSTRUCTIONS FOR USE THEREOF

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Exchange Act of 1934, as amended, particularly sections 13 and 23 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors and necessary for the execution of the functions vested in it by the said act, hereby takes the following action:

Item 11 of Form 8–K is amended to read as follows:

11. If the report is being filed pursuant to the provisions of § 240.13a–6b of this chapter, furnish the following information:

Report of

(Name of company or group for which report is filed)

for the fiscal quarter ended

	Dollar amount
(a) Gross sales less discounts, returns and allowances	$------
(b) Operating revenues	$------
(c) Total of captions (a) and (b)	$------

Special Instructions as to Item 11. (1) The required information shall be given as to the registrant, or, if consolidated financial statements are included in the registrant's annual report pursuant to § 240.13a–1, for the registrant and its consolidated subsidiaries. In addition, the information shall be given as to any unconsolidated subsidiary or group of subsidiaries for which separate or group statements are required to be filed in the annual report. Information as to foreign subsidiaries may, however, be omitted for any period of report if it is impractical to furnish information for such period within the specified time for filing such report, provided an indication of such omission is given and the omitted information is furnished as a separate item in the report for the next succeeding fiscal quarter.

(2) The instructions to Caption 1A—"Gross sales less discounts, returns and allowances", and Caption 1B—"Operating revenues", of Rule 5–03, Regulation S–X, shall be applicable to Captions (a) and (b) above. If income is derived from both gross sales (Caption (a) above) and operating revenues (Caption (b) above), the two classes may be combined in one amount (Caption (c) above) if the lesser amount is not more than 10 per cent of the two captions.

(3) If the registrant makes available to its stockholders, or otherwise publishes, a quarterly financial statement or report, the information called for by this item may be omitted provided that in place thereof a copy of such statement or report is filed as an exhibit and provided further that such statement or report contains at least the information called for by caption (c) of this item.

Effective March 28, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–5326; Filed, Mar. 29, 1946; 1:41 p. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Federal Security Agency

[Docket No. FDC–26]

PART 14—CACAO PRODUCTS

DEFINITION AND STANDARD OF IDENTITY; CHOCOLATE AND CHOCOLATE COATING

In the matter of definition and standard of identity for milk chocolate, sweet milk chocolate, milk chocolate coating, sweet milk chocolate coating.

Order further postponing effective date of requirements of § 14.7 as to certain ingredients.

Upon application by the Production and Marketing Administration of the United States Department of Agriculture and upon the basis of showing made that under existing conditions it is difficult and at times impossible to obtain sufficient milk fat to comply with certain requirements of § 14.7, *It is ordered*, That the effective date of § 14.7 insofar as it requires that milk chocolate contain not less than 3.66 percent by weight of milk fat and that in the dairy ingredients used the weight of the nonfat milk solids is not more than 2.43 times the milk fat therein, be posponed until December 31, 1946.

Dated: March 29, 1946.

[SEAL] MAURICE COLLINS, *Acting Administrator.*

[F. R. Doc. 46–5372; Filed, Apr. 1, 1946; 9:22 a. m.]

TITLE 24—HOUSING CREDIT

Chapter I—Federal Home Loan Bank Administration

[Order 5082]

PART 2—ORGANIZATION OF THE BANKS

ORDER COMBINING FEDERAL HOME LOAN BANK OF LOS ANGELES WITH FEDERAL HOME LOAN BANK OF PORTLAND

MARCH 29, 1946.

Whereas, it has been and is hereby determined that the efficient and economical accomplishment of the purposes of the Federal Home Loan Bank Act, as amended, will be aided by the action contemplated herein; now, therefore,

It is hereby ordered, That effective March 29, 1946, the Federal Home Loan Bank of Los Angeles shall be liquidated and reorganized and all assets and property of any kind or nature of such bank, including any unexpended amounts in approved and outstanding budgets and personnel but excluding officers and directors, are hereby transferred to the Federal Home Loan Bank of Portland and all the liabilities and obligations of such Federal Home Loan Bank of Los Angeles are to be assumed by the Federal Home Loan Bank of Portland and are hereby declared to be and become the liabilities and obligations of the Federal Home Loan Bank of Portland. The President of the Federal Home Loan Bank of Portland (hereinafter called Federal Home Loan Bank of San Francisco) is hereby authorized and directed to execute, issue or sign in the name of the Federal Home Loan Bank of Los Angeles or in the name of the Federal Home Loan Bank of San Francisco as the successor and legal assignee of the assets, property, liabilities and obligations of the Federal Home Loan Bank of Los Angeles such instrument or instruments as may be necessary or advisable and to cancel, assign or otherwise dispose of in whole or in part, any lease under which the Federal Home Loan Bank of Los Angeles has been bound or committed. All members of the Federal Home Loan Bank of Los Angeles are to become members of the Federal Home Loan Bank of Portland and the Federal Home Loan Bank of Portland (hereinafter called Federal Home Loan Bank of San Francisco) is ordered and directed to issue appropriate evidences of the ownership of all of the stock formerly held by the Federal Home Loan Bank of Los Angeles including stock purchased and held on behalf of the U. S. Government. The charter of said Federal Home Loan Bank of Los Angeles is hereby cancelled.

It is further ordered and directed, That effective March 29, 1946, the said Federal Home Loan Bank of Portland shall move and is hereby moved to the city of San Francisco, California, and shall be known hereafter as the Federal Home Loan Bank of San Francisco. Subject to the Federal Home Loan Bank Act, as amended, and the charter and by-laws of the Federal Home Loan Bank of San Francisco, including right of dismissal, said bank shall have as its directors, officers, employees, attorneys, and agents the directors, officers, employees, attorneys, and agents transferred, elected, designated, or appointed, to, by or for the Federal Home Loan Bank of Portland for the calendar year 1946 and shall operate under the charter and by-laws used by the Federal Home Loan Bank of Portland until duly changed.

It is further ordered and directed, That effective March 29, 1946, and until changed by the Board of Directors of the Federal Home Loan Bank of San Francisco and approved by the Federal Home Loan Bank Administration, the said Federal Home Loan Bank of San Francisco shall maintain a branch of said bank in the cities of Portland, Oregon, and Los Angeles, California.

It is further ordered and directed, That in order to provide for adequate representation of the states in the Federal Home Loan Bank of San Francisco region, effective August 1, 1946, the terms of all directors of said bank shall expire and that prior to July 1, 1946, a new election of directors shall be held. The terms of all officers of said bank shall expire upon the designation by the Board of Directors after August 1, 1946, of new officers and their approval by the Federal Home Loan Bank Administration. In such election and in future elections of the Federal Home Loan Bank of San Francisco the states of Nevada and Arizona shall constitute one state with the right of minimum representation to be alternated between each of said states within the rules and regulations and orders of the Federal Home Loan Bank System providing for a minimum representation from each state in a Federal Home Loan Bank district. On or before July 1, 1946, the Federal Home Loan Bank Administration shall appoint or reappoint four public-interest directors whose terms shall begin August 1, 1946, but shall end respectively December 31, 1946; December 31, 1947; December 31, 1948; and December 31, 1949.

It is further ordered and directed, That the Federal Home Loan Bank of San Francisco shall take such other action subject to the approval of the Federal Home Loan Bank Administration as may be necessary or desirable for the effective operation of the Federal Home Loan Bank of San Francisco.

(Secs. 3, 17, 25, 26, 47 Stat. 726, 736, 740, sec. 7, 47 Stat. 730, as amended by Sec. 3, 49 Stat. 294; 12 U.S.C. 1423, 1427, 1437, 1445, 1446; E.O. 9070, 7 F.R. 1529)

[SEAL] JOHN H. FAHEY, *Federal Home Loan Bank Commissioner.*

[F. R. Doc. 46–5330; Filed, Mar. 29, 1946; 3:15 p. m.]

[Order 5083]

PART 2—ORGANIZATION OF THE BANKS

READJUSTMENT OF DISTRICT OF FEDERAL HOME LOAN BANK OF PORTLAND

MARCH 29, 1946.

Pursuant to section 3 of the Federal Home Loan Bank Act, as amended, and the powers vested in me by law, the district of the Federal Home Loan Bank of Portland is readjusted and shall have added thereto the states of Arizona, California, and Nevada, and the Territory of Hawaii.

The said Federal Home Loan Bank of Portland is moved to San Francisco and shall be known as the Federal Home Loan Bank of San Francisco.

(Secs. 3 and 17, 47 Stat. 726, 736; 12 U.S.C. 1423, 1437; E.O. 9070, 7 F.R. 1529)

[SEAL] JOHN H. FAHEY, *Federal Home Loan Bank Commissioner.*

[F. R. Doc. 46–5331; Filed, Mar. 29, 1946; 3:15 p. m.]

[Order 5084]

PART 2—ORGANIZATION OF THE BANKS

DISSOLUTION OF FEDERAL HOME LOAN BANK OF LOS ANGELES

MARCH 29, 1946.

Pursuant to section 25 of the Federal Home Loan Bank Act, as amended, and the powers vested in me by law the Federal Home Loan Bank of Los Angeles is dissolved.

(Secs. 17 and 25, 47 Stat. 736, 740; 12 U.S.C. 1437, 1445; E.O. 9070, 7 F.R. 1529)

[SEAL] JOHN H. FAHEY, *Federal Home Loan Bank Commissioner.*

[F. R. Doc. 46–5332; Filed, Mar. 29, 1946; 3:15 p. m.]

[Bulletin No. 56]

PART 2—ORGANIZATION OF THE BANKS

BANK DISTRICTS AND ELECTION OF DIRECTORS

MARCH 29, 1946.

The rules and regulations for the Federal Home Loan Bank system are hereby amended, effective March 29, 1946, as follows:

1. Section 2.1 is amended to read as follows:

§ 2.1 *Bank districts.* Pursuant to the authority contained in section 3 of the act, the following eleven Federal home loan bank districts have been established with a bank in each district, as follows:

FEDERAL HOME LOAN BANK DISTRICTS

Bank district and States in district:	*Title and location of bank*
District 1: Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island and Vermont.	Federal Home Loan Bank of Boston, located in Boston, Mass.
District 2: New Jersey, New York, Puerto Rico, and the Virgin Islands.	Federal Home Loan Bank of New York, located in New York, N. Y.
District 3: Delaware, Pennsylvania, and West Virginia.	Federal Home Loan Bank of Pittsburgh, located in Pittsburgh, Pa.
District 4: Alabama, District of Columbia, Florida, Georgia, Maryland, North Carolina, South Carolina, and Virginia.	Federal Home Loan Bank of Winston-Salem, located in Winston-Salem, North Carolina.
District 5: Kentucky, Ohio, and Tennessee.	Federal Home Loan Bank of Cincinnati, located in Cincinnati, Ohio.
District 6: Indiana and Michigan	Federal Home Loan Bank of Indianapolis, located in Indianapolis, Ind.
District 7: Illinois and Wisconsin	Federal Home Loan Bank of Chicago, located in Chicago, Ill.
District 8: Iowa, Minnesota, Missouri, North Dakota, and South Dakota.	Federal Home Loan Bank of Des Moines, located in Des Moines, Iowa.
District 9: Arkansas, Louisiana, Mississippi, New Mexico, and Texas.	Federal Home Loan Bank of Little Rock, located in Little Rock, Ark.
District 10: Colorado, Kansas, Nebraska, and Oklahoma.	Federal Home Loan Bank of Topeka, located in Topeka, Kans.
District 11: Alaska, Arizona, California, Idaho, Hawaii, Montana, Nevada, Oregon, Utah, Washington, and Wyoming.	Federal Home Loan Bank of San Francisco, located in San Francisco, Calif.

2. Subparagraph (9) of paragraph (a) of § 2.4 is amended to read as follows:

(9) In determining the results of balloting by the members, the Administration will see that each State is represented on the new board of directors by at least the number of elective directors set forth below, provided there has been an eligible nominee from such State who has been voted for:

Bank districts:	*Minimum number of directors per State*
1	1
2	3
3	1
4	1
5	2
6	3
7	3
8	1
9	1
10	1
11	1

Within a period of two years after the expiration of the term of a directorship held by an officer or director of a member institution, through the application of the rule as to the minimum number of directors per State, no officer or director of such institution may hold a directorship in a Bank unless the votes he receives are sufficient to elect him without applying the rule as to representation per State.

3. The second sentence of subparagraph (16) of paragraph (a) of § 2.4 is amended to read as follows: "All polls shall be closed on the dates specified at 5:00 p. m., eastern standard time."

4. Subparagraph (18) of paragraph (a) of § 2.4 is amended to read as follows:

(18) As used in the foregoing provisions of this section the term "State" means any one of the 48 states or the District of Columbia, except that the states of Nevada and Arizona shall be deemed to constitute one "State" and that the right of minimum representation under this section shall be alternated between the states of Nevada and Arizona within the limitations of this part and all pertinent resolutions and orders of the Board and Administration.

(Secs. 3, 17, 47 Stat. 726, 736, Sec. 7, 47 Stat. 730 as amended by Sec. 3, 49 Stat. 294; 12 U.S.C. 1423, 1427, 1437; E.O. 9070, 7 F.R. 1529)

These amendments are deemed to be of an emergency character within the meaning of § 8.3 of the rules and regulations for the Federal Home Loan Bank system.

[SEAL] JOHN H. FAHEY, *Federal Home Loan Bank Commissioner.*

[F. R. Doc. 46–5333; Filed, Mar. 29, 1946; 3:15 p. m.]

S–X, shall be applicable to Captions (a) and (b) above. If income is derived

termined that the efficient and econom-

Francisco shall maintain a branch of

[F. R. Doc. 46–5331; Filed, Mar. 29, 1946; 3:15 p. m.]

without applying the rule as to representation per State.

[F. R. Doc. 46–5333; Filed, Mar. 29, 1946; 3:15 p. m.]

Chapter IV—Home Owners' Loan Corporation

[Bulletin 396]

PART 402—LOANS AND PROPERTIES

AUTHORITY TO GRANT EXTENSION

Amending Part 402, Chapter IV, Title 24 of the Code of Federal Regulations. Section 402.04–2 (10 F.R. 8426) is amended to read as follows:

§ 402.04–2 *Authority to grant extension.* Where the circumstances of the home owner, condition of the security, and best interests of the Corporation justify it, the Regional Manager, with the advice of the Regional Counsel, may grant extensions of time for the payment of any amount, including principal, interest and advances, or the unpaid balance of the account, and change the payment plan contained in the loan or sales instrument, whether the account is delinquent or not, and in connection with any such transactions, may accept an extension or other agreement or new obligation and security instrument and execute any such instrument or cause the same to be executed by a duly authorized officer of the Corporation: *Provided, however,* That in no case shall the term of repayment exceed 25 years from the date of the original loan or 20 years from the date of the sales instrument or June 12, 1961, whichever period is shorter; *And provided further,* That the home owner, in connection with the granting of an extension, execute an agreement with the Corporation for a Tax and Insurance Account.

Effective: May 1, 1946.

(Secs. 4 (a) and 4 (k), 48 Stat. 129, 132, 643, 647; 12 U.S.C. and Sup. 1463; E.O. 9070 (7 F.R. 1529) Title 3)

[SEAL] J. FRANCIS MOORE, *Secretary.*

[F. R. Doc. 46–5336; Filed, Mar. 29, 1946; 4:08 p. m.]

[Bulletin 397]

PART 402—LOANS AND PROPERTIES

SALES OF PROPERTIES

Amending Part 402, Chapter IV, Title 24 of the Code of Federal Regulations. Section 402.28–7 (10 F.R. 8426) is amended to read as follows:

§ 402.28–7 *Plan B terms; sales for 10% cash or more.* Plan B sales shall be made on terms as follows: In Plan B sales in which at least 10% of the sale price is paid in cash at, or prior to, the closing, the unpaid balance of the sale price, with interest, shall be payable in equal monthly instalments from the date of delivery of the deed or of the instalment contract or like instrument over a term not exceeding June 12, 1961.

Section 402.28–7a *Sales for less than 10% cash* is deleted.

Effective: May 1, 1946.

(Secs. 4 (a) and 4 (k), 48 Stat. 129, 132, 643, 647; 12 U.S.C. and Sup. 1463; E.O. 9070 (7 F.R. 1529) Title 3)

[SEAL] J. FRANCIS MOORE, *Secretary.*

[F. R. Doc. 46–5337; Filed, Mar. 29, 1946; 4:08 p. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

STATEMENT CONCERNING MEANING OF TERM "LAKE AND TIDEWATER DOCK OPERATORS"

Some inquiries have been received as to the meaning of the term "lake and tidewater dock operators" as used in the Notice of Direction Concerning Deliveries of Bituminous Coal by Retail Dealers, Lake and Tidewater Dock Operators, issued March 28, 1946, effective 12:01 a. m. April 1, 1946. The term "lake and tidewater dock operator" means any person to the extent that he sells coal received by him by vessel or barge at a dock or other unloading facility located on the Great Lakes or at tidewater.

Issued this 29th day of March 1946.

DAN H. WHEELER, *Deputy Solid Fuels Administrator for War.*

[F. R. Doc. 46–5389; Filed, Apr. 1, 1946; 10:32 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 23]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respects:

1. In section 1 (a) (1), the following commodity is added in alphabetical order:

Crabmeat, fresh, frozen and canned

2. In section 2 (a) (2), the commodity "Crabmeat, fresh, frozen and canned" is deleted.

This amendment shall become effective March 29, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46–5348; Filed, Mar. 29, 1946; 4:52 p. m.]

PART 1306—IRON AND STEEL

[RPS 41, Amdt. 18]

STEEL CASTINGS AND RAILROAD SPECIALTIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule 41 is amended in the following respects:

1. Section 1306.113 is amended by adding, immediately following the first paragraph of such section, a new paragraph to read as follows:

Certain other locomotive and car specialties. "Railroad specialties" also means any and all railroad (including elevated, surface and subway) parts and assemblies, not included in the definition contained in the immediate preceding paragraph, when sold as a part or assembly 90% of the total shipping weight of which is represented by a steel casting or castings, including but not limited to the following: underframes, underframe parts and truck parts for locomotives, tenders and cars; locomotive wheel centers not otherwise covered by the provisions of this regulation; ash pans, assembled; pilots, assembled; hopper door frames, locks, hinges and drop end locks.

2. Section 1306.113 (a) (4) is amended by deleting the words "side frames and bolsters," appearing in the third line thereof, and inserting in place thereof the words "railroad specialties as hereinabove defined."

3. Section 1306.113 (b) is amended to read as follows:

(b) *Miscellaneous types of specialties.* Maximum prices for railroad specialties other than those listed in Tables I, II, III and IV of this Appendix shall be the prices which were customarily charged by the selling producer for such specialties in the period between October 1 and October 15, 1941, inclusive, or, if a producer had no price during such period, the maximum prices shall be determined in accordance with paragraph (d) of Section 1306.112.

This amendment shall become effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46–5418; Filed, Apr. 1, 1946; 11:43 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 289,[1] Amdt. 50]

DAIRY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 289 is amended in the following respect:

Section 19 (m) (2) is amended by changing the date "July 1, 1946" to "April 1, 1946."

This amendment shall become effective April 1, 1946.

Issued this 1st day of April 1946.

RICHARD H. FIELD, *Acting Administrator.*

Approved: March 26, 1946.

CLINTON P. ANDERSON, *Secretary of Agriculture.*

[F. R. Doc. 46–5415; Filed, Apr. 1, 1946; 11:43 a. m.]

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640.

[1] 10 F.R. 2352, 2658, 2929, 3554, 3948, 3950, 5772, 5792, 6232, 7340, 7852, 9084, 11609, 12651, 12957, 12989, 13216, 13592, 14735; 11 F.R. 175, 244, 712, 840, 1405, 1670, 2088, 2043.

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 355, Amdt. 34]

RETAIL CEILING PRICES FOR BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 355 is amended in the following respects:

1. In section 22 (a) the table of prices for "Beef" is amended to read as follows:

(a) *Retail ceiling prices for beef, veal, lamb and mutton — fresh, cured and frozen—Zone 1.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	A A or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	56	52	45	38	34
2. T-bone	56	52	45	38	34
3. Club	56	52	45	38	34
4. Rib—10 inch cut	36	34	32	28	24
5. Rib—7 inch cut	39	37	34	30	26
6. Sirloin	47	45	37	32	28
7. Pin bone	47	45	37	32	28
8. Sirloin (boneless)	58	55	45	39	35
9. Round (bone-in full cut)	46	43	38	32	28
10. Round (boneless-top and bottom)	48	45	40	34	30
11. Round tip	48	45	40	34	30
12. Chuck Blade (bone-in)	33	31	28	25	21
13. Chuck Arm (bone-in)	33	31	28	25	21
14. Flank	41	41	41	41	37
15. Cube				32	32
II. Roasts:					
1. Rib standing (chine bone-in 10 inch cut)	36	34	32	28	24
2. Rib standing (chine bone-in 7 inch cut)	39	37	34	30	26
3. Round tip	48	45	40	34	30
4. Rump (bone in)	30	29	25	21	17
5. Rump (boneless)	48	45	40	34	30
6. Chuck blade pot roast	33	31	28	25	21
7. Chuck arm pot roast	33	31	28	25	21
8. Chuck or shoulder (boneless)	42	39	37	33	29
9. English cut	33	31	28	25	21
10. Rib roast (boneless, rolled)				37	37
11. Short loin (boneless, rolled)				47	47
III. Stews and other cuts:					
1. Short ribs	23	23	21	21	17
2. Plate (bone-in) (fresh or cured)	23	23	21	21	17
3. Plate (boneless) (fresh or cured)	28	28	26	26	22
4. Brisket (bone-in) (fresh or cured)	28	28	24	24	20
5. Brisket (boneless) (fresh and cured) (deckle on)	36	36	31	31	27
6. Brisket (boneless) (cured) (deckle off)	41	41	36	36	
7. Flank meat	31	31	30	30	26
8. Neck (bone-in)	28	28	24	24	20
9. Neck (boneless)	35	35	30	27	23
10. Heel of round (boneless)	34	33	29	24	20
11. Shank (bone-in—hind and fore)	21	21	21	21	17
12. Shank (boneless—hind and fore)	29	29	29	29	25
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	77	77	74	74	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece, Ham sets, insides, outsides or knuckles)	96	96	96		
IV. Ground beef	31	31	31	31	31
V. Wholesale cuts:					
1. Round beef (whole)	27	26	23	20	16
2. Sirloin beef (whole)	33	31	25	22	18
3. Short loin beef (whole)	39	36	31	26	22
4. Flank beef (whole)	17	17	16	16	12
5. Rib beef (whole)	29	28	26	22	18
6. Regular chuck (whole)	25	23	21	19	15
7. Short plate (whole)	18	18	16	16	12
8. Brisket (whole)	20	20	18	18	14
9. Shank (whole)	15	15	15	15	11

2. In section 22 (b) the table of prices for "Beef" is amended to read as follows:

(b) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 1.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355 effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	A A or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	54	50	43	36	32
2. T-bone	54	50	43	36	32
3. Club	54	50	43	36	32
4. Rib—10-inch cut	33	31	29	25	21
5. Rib—7-inch cut	36	34	31	27	23
6. Sirloin	45	43	35	30	26
7. Pin bone	45	43	35	30	26
8. Sirloin (boneless)	55	53	43	37	33
9. Round (bone-in—full cut)	43	41	36	30	26
10. Round (boneless—top and bottom)	45	42	37	31	27
11. Round tip	45	42	37	31	27
12. Chuck Blade (bone-in)	30	29	26	24	20
13. Chuck arm (bone-in)	30	29	26	24	20
14. Flank	39	39	39	35	
15. Cube				29	29
II. Roasts:					
1. Rib standing (chine bone in 10-inch cut)	33	31	29	25	21
2. Rib standing (chine bone-in, 7-inch cut)	36	34	31	27	23
3. Round tip	45	42	37	31	27
4. Rump (bone-in)	28	27	23	20	16
5. Rump (boneless)	45	42	37	31	27
6. Chuck blade pot roast	30	29	26	24	20
7. Chuck arm pot roast	30	29	26	24	20
8. Chuck or shoulder (boneless)	39	37	34	30	26
9. English cut	30	29	26	24	20
10. Rib roast (boneless, rolled)				32	32
11. Short loin (boneless, rolled)				44	44
III. Stews and other cuts:					
1. Short ribs	22	22	20	20	16
2. Plate (bone in) (fresh or cured)	22	22	20	20	16
3. Plate (boneless) (fresh or cured)	27	27	25	25	21
4. Brisket (bone-in) (fresh or cured)	27	27	23	23	19
5. Brisket (boneless) (fresh and cured) (deckle on)	35	35	30	30	26
6. Brisket (boneless) (cured) (deckle off)	40	40	35	35	
7. Flank meat	29	29	29	29	25
8. Neck (bone-in)	27	27	23	23	19
9. Neck (boneless)	32	30	28	25	21
10. Heel of round (boneless)	32	30	27	23	19
11. Shank (bone-in-hind and fore)	20	20	20	20	16
12. Shank (boneless) (hind and fore)	27	27	27	27	23
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	76	76	73	73	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece Ham sets, insides, outsides or knuckles)	82	82	82		
IV. Ground beef	30	30	30	30	30
V. Wholesale cuts:					
1. Round beef (whole)	27	25	22	19	15
2. Sirloin beef (whole)	32	31	25	22	18
3. Short loin beef—(whole)	39	36	31	26	22
4. Flank beef (whole)	16	16	16	16	12
5. Rib beef (whole)	29	27	25	22	18
6. Regular chuck (whole)	24	23	21	19	15
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	20	20	17	17	13
9. Shank (whole)	15	15	15	15	11

3. In section 22 (b) (1) the table of prices for "Beef" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 1.*

[For stores in Group 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Beef	Grades				
	A A or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	52	48	41	35	31
2. T-Bone	52	48	41	35	31
3. Club	52	48	41	35	31
4. Rib—10-inch cut	32	30	28	24	20
5. Rib—7-inch cut	35	33	30	26	22
6. Sirloin	43	41	34	29	25
7. Pin bone	43	41	34	29	25
8. Sirloin (boneless)	53	51	41	36	32
9. Round (bone-in) (full cut)	41	39	35	29	25
10. Round (boneless) (top and bottom	43	40	36	30	26
11. Round tip	43	40	36	30	26
12. Chuck blade (bone-in)	29	28	25	23	19
13. Chuck arm (bone-in)	29	28	25	23	19
14. Flank	38	38	38	28	34
15. Cube				28	28
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	32	30	28	24	20
2. Rib standing (chine bone-in, 7-inch cut)	35	33	30	26	22
3. Round tips	43	40	36	30	26
4. Rump (bone-in)	27	26	22	19	15
5. Rump (boneless)	43	40	36	30	26
6. Chuck blade pot roast	29	28	25	23	19
7. Chuck arm pot roast	29	28	25	23	19
8. Chuck or shoulder (boneless)	38	36	33	29	25
9. English cut	29	28	25	23	19
10. Rib roast (boneless, rolled)				31	31
11. Short loin (boneless, rolled)				43	43
III. Stews and other cuts:					
1. Short ribs	21	21	19	19	15
2. Plate (bone-in) (fresh or cured)	21	21	19	19	15
3. Plate (boneless) (fresh or cured)	26	26	24	24	20
4. Brisket (bone-in) (fresh or cured)	26	26	22	22	18
5. Brisket (boneless) (fresh or cured) (deckle on)	34	34	29	29	25
6. Brisket (boneless) (cured) (deckle off)	38	38	34	34	
7. Flank ment	28	28	28	28	24
8. Neck (bone-in)	26	26	22	22	18
9. Neck (boneless)	31	29	27	24	20
10. Heel of round (boneless)	31	29	26	22	18
11. Shank (bone-in) (hind and fore)	19	19	19	19	15
12. Shank (boneless) (hind and fore)	26	26	26	26	22
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (deckle off)	73	73	70	70	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece, Ham sets, insides, outsides or knuckles)	79	79	79		
IV. Ground beef	29	29	29	29	29
V. Wholesale cuts:					
1. Round beef (whole)	26	24	21	18	14
2. Sirloin beef (whole)	31	30	24	21	17
3. Short loin beef (whole)	37	35	30	25	21
4. Flank beef (whole)	15	15	15	15	12
5. Rib beef (whole)	28	26	24	21	17
6. Regular chuck (whole)	23	22	20	18	14
7. Short plate (whole)	16	16	15	15	12
8. Brisket (whole)	19	19	16	16	12
9. Chuck (whole)	14	14	14	14	11

[F. R. Doc. 46-5337; Filed, Mar. 29, 1946; 4:08 p. m.]

1102, 1467, 2378, 2640.

244, 712, 840, 1405, 1670, 2088, 2043.

4. In section 22 (c) the table of prices for "Beef" is amended to read as follows:

(c) Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	55	51	44	37	33
2. T-Bone	55	51	44	37	33
3. Club	55	51	44	37	33
4. Rib—10-inch cut	38	36	33	31	27
5. Rib—7-inch cut	38	36	33	28	24
6. Sirloin	46	44	35	30	26
7. Pin bone	46	44	35	30	26
8. Sirloin (boneless)	56	54	43	37	33
9. Round (bone-in—full cut)	45	42	37	31	27
10. Round (boneless—top and bottom)	47	44	38	32	28
11. Round tip	47	44	38	32	28
12. Chuck blade (bone-in)	31	29	27	24	20
13. Chuck arm (bone-in)	31	29	27	24	20
14. Flank	39	39	39	29	35
15. Cube				30	30
II. Roasts:					
1. Rib standing (chine bone-in 10-inch cut)	35	33	31	27	23
2. Rib standing (chine bone-in, 7-inch cut)	38	36	33	28	24
3. Round Tip	47	44	38	32	28
4. Rump (bone-in)	29	27	24	20	16
5. Rump (boneless)	47	44	38	32	28
6. Chuck blade pot roast	31	29	27	24	20
7. Chuck arm pot roast	31	29	27	24	20
8. Chuck or shoulder (boneless)	40	38	35	31	27
9. English cut	31	29	27	24	20
10. Rib roast (boneless, rolled)				35	35
11. Short loins (boneless, rolled)				45	45
III. Stews and other cuts:					
1. Short ribs	22	22	20	20	16
2. Plate (bone-in) (fresh or cured)	22	22	20	20	16
3. Plate (boneless) (fresh or cured)	27	27	25	25	21
4. Brisket (bone-in) (fresh or cured)	27	27	23	23	19
5. Brisket (boneless) (fresh or cured) (deckle on)	35	35	30	30	26
6. Brisket (boneless) (cured) (deckle off)	40	40	35	35	
7. Flank meat	29	29	29	29	25
8. Neck (bone-in)	27	27	23	23	19
9. Neck (boneless)	33	31	29	26	22
10. Heel of round (boneless)	33	31	27	23	19
11. Shank (bone-in, hind and fore)	20	20	20	20	16
12. Shank (boneless, hind and fore)	27	27	27	27	23
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless, deckle-off)	75	75	71	71	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece, Ham sets, insides, outsides, or knuckles)	93	93	93		
IV. Ground beef	29	29	29	29	29
V. Wholesale cuts:					
1. Round beef (whole)	26	25	22	19	15
2. Sirloin beef (whole)	32	30	24	21	17
3. Short loin beef (whole)	38	36	30	26	22
4. Flank beef (whole)	16	16	15	15	11
5. Rib beef (whole)	28	27	25	22	18
6. Regular chuck (whole)	24	22	20	18	14
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	19	19	17	17	13
9. Shank (whole)	15	15	14	14	10

5. In section 22 (d) the table of prices for "Beef" is amended to read as follows:

(d) Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355 effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	53	49	42	35	31
2. T-bone	53	49	42	35	31
3. Club	53	49	42	35	31
4. Rib—10-inch cut	32	30	28	24	20
5. Rib—7-inch cut	35	33	30	26	22
6. Sirloin	43	41	33	29	25
7. Pin bone	43	41	33	29	25
8. Sirloin (boneless)	54	51	41	35	31
9. Round (bone-in-full cut)	42	39	34	29	25
10. Round (boneless—top and bottom)	44	41	36	30	26
11. Round tip	44	41	36	30	26
12. Chuck blade (bone-in)	29	27	25	22	18
13. Chuck arm (bone-in)	29	27	25	22	18
14. Flank	38	38	38	38	34
15. Cube				28	28
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	32	30	28	24	20
2. Rib standing (chine bone-in, 7-inch cut)	35	33	30	26	22
3. Round tip	44	41	36	30	26
4. Rump (bone-in)	27	25	22	19	15
5. Rump (boneless)	44	41	36	30	26
6. Chuck blade pot roast	29	27	25	22	18
7. Chuck arm pot roast	29	27	25	22	18
8. Chuck or shoulder (boneless)	38	35	32	29	25
9. English cut	29	27	25	22	18
10. Rib roast (boneless, rolled)				31	31
11. Short loin (boneless, rolled)				43	43
III. Stews and other cuts:					
1. Short ribs	20	20	19	19	15
2. Plate (bone-in) (fresh or cured)	21	21	19	19	15
3. Plate (boneless) (fresh or cured)	25	25	23	23	19
4. Brisket (bone-in) (fresh or cured)	26	26	22	22	18
5. Brisket (boneless) (fresh or cured (deckle on)	33	33	28	28	24
6. Brisket (boneless) (cured) (deckle off)	38	38	33	33	
7. Flank meat	28	28	27	27	23
8. Neck (bone-in)	26	26	22	22	18
9. Neck (boneless)	31	29	27	24	20
10. Heel of round (boneless)	31	29	25	21	17
11. Shank (bone-in hind and fore)	19	19	19	19	15
12. Shank (boneless—hind and fore)	26	26	26	26	22
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	73	73	70	70	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets insides, outside or knuckles)	79	79	79		
IV. Ground beef	28	28	28	28	28
V. Wholesale cuts:					
1. Round beef (whole)	26	24	22	18	14
2. Sirloin beef (whole)	31	30	24	21	17
3. Short loin beef (whole)	38	35	30	25	21
4. Flank beef (whole)	15	15	15	15	11
5. Rib beef (whole)	28	26	24	21	17
6. Regular chuck (whole)	23	22	20	18	14
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	19	19	16	16	12
9. Shank (whole)	14	14	14	14	10

6. In section 22 (d) (1) the table of prices for "Beef" is amended to read as follows:

(1) Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2.

[For stores in Group 3B and 4B as provided in amendment 12 to MPR No. 355, effective October 28, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutter and Canners
I. Steaks:					
1. Porterhouse	51	47	40	34	30
2. T-bone	51	47	40	34	30
3. Club	51	47	40	34	30
4. Rib—10-inch cut	31	29	27	23	19
5. Rib—7-inch cut	34	32	29	25	21
6. Sirloin	41	39	32	28	24
7. Pin bone	41	39	32	28	24
8. Sirloin (boneless)	52	49	39	34	30
9. Round (bone in—full cut)	40	38	33	28	24
10. Round (boneless—top and bottom)	42	39	35	29	25
11. Round tip	42	39	35	29	25
12. Chuck blade (bone in)	28	26	24	21	17
13. Chuck arm (bone in)	28	26	24	21	17
14. Flank	36	36	36	27	27
15. Cube					
II. Roasts:					
1. Rib standing (chine bone in—10-inch cut)	31	29	27	23	19
2. Rib standing (chine bone in—7-inch cut)	34	32	29	25	21
3. Round tip	42	39	35	29	25
4. Rump (bone in)	26	24	21	18	14
5. Rump (boneless)	42	39	35	29	25
6. Chuck blade pot roast	28	26	24	21	17
7. Chuck arm pot roast	28	26	24	21	17
8. Chuck or shoulder (boneless)	36	34	31	28	24
9. English cut	28	26	25	21	17
10. Rib roast (boneless, rolled)				30	30
11. Short loin (boneless, rolled)				42	42
III. Stews and other cuts:					
1. Short ribs	19	19	18	18	14
2. Plate (bone in) (fresh or cured)	20	20	18	18	14
3. Plate (boneless) (fresh or cured)	24	24	22	22	18
4. Brisket (bone in) (fresh or cured)	25	25	21	21	17
5. Brisket (boneless) (fresh or cured) (deckle on)	32	32	27	27	23
6. Brisket (boneless) (cured) (deckle off)	37	37	32	32	
7. Flank meat	27	27	26	26	22
8. Neck (bone in)	25	25	21	21	17
9. Neck (boneless)	30	28	26	23	19
10. Heel of round (boneless)	30	28	24	20	16
11. Shank (bone in) (hind and fore)	18	18	18	18	14
12. Shank (boneless) (hind and fore)	25	25	25	25	21
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned brisket (boneless) (deckle off)	70	70	67	67	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate cornerpiece. Ham sets, insides, outsides or knuckles)	76	76	76		
IV. Ground beef	27	27	27	27	27
V. Wholesale cuts:					
1. Round beef (whole)	25	24	21	18	14
2. Sirloin beef (whole)	31	29	22	20	16
3. Shank loin beef (whole)	36	35	29	25	21
4. Flank beef (whole)	15	15	14	14	11
5. Rib beef (whole)	27	26	24	21	17
6. Regular chuck (whole)	16	16	15	15	11
7. Short plate (whole)	18	18	16	16	12
8. Brisket (whole)	14	14	14	14	10

7. In section 22 (e) the table of prices for "Beef" is amended to read as follows:

(e) Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	53	50	42	36	32
2. T-bone	53	50	42	36	32
3. Club	53	50	42	36	32
4. Rib—10-inch cut	34	32	29	26	22
5. Rib—7-inch cut	37	35	32	27	23
6. Sirloin	44	42	34	29	25
7. Pin bone	44	42	34	29	25
8. Sirloin, (boneless)	55	52	42	36	32
9. Round (bone in—full cut)	43	41	35	29	25
10. Round (boneless) (top and bottom)	45	42	37	31	27
11. Round tip	45	42	37	31	27
12. Chuck, blade (bone in)	30	28	26	23	19
13. Chuck, arm (bone in)	30	28	26	23	19
14. Flank	38	38	37	37	33
15. Cube				29	29
II Roasts:					
1. Rib standing (chine bone in 10-inch cut)	34	32	29	26	22
2. Rib standing (chine bone in 7-inch cut)	37	35	32	27	23
3. Round tip	45	42	37	31	27
4. Rump (bone in)	28	26	22	19	15
5. Rump (boneless)	45	42	37	31	27
6. Chuck blade pot roast	30	28	26	23	19
7. Chuck arm pot roast	30	28	26	23	19
8. Chuck or shoulder (boneless)	39	36	33	29	25
9. English cut	30	28	26	23	19
10. Rib roast (boneless, rolled)				33	33
11. Short loin (boneless, rolled)				44	44
III. Stews and other cuts:					
1. Short ribs	21	21	19	19	15
2. Plate (bone in) (fresh or cured)	21	21	19	19	15
3. Plate (boneless) (fresh or cured)	25	25	23	23	19
4. Brisket (bone-in) (fresh or cured)	26	26	22	22	18
5. Brisket (boneless) (fresh and cured) (deckle on)	33	33	28	28	24
6. Brisket (boneless) (cured) (deckle off)	38	38	33	33	
7. Flank meat	27	27	27	27	23
8. Neck (bone-in)	26	26	22	22	18
9. Neck (boneless)	32	30	27	24	20
10. Heel of round (boneless)	31	30	26	21	17
11. Shank (bone in—hind and fore)	19	19	18	18	14
12. Shank (boneless—hind and fore)	26	26	25	25	21
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	71	71	68	68	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	88	88	88		
IV Ground beef	27	27	27	27	27
V. Wholesale cuts:					
1. Round beef (whole)	25	24	21	18	14
2. Sirloin beef (whole)	31	29	24	20	16
3. Short loin beef (whole)	37	35	29	25	21
4. Flank beef (whole)	15	15	15	15	11
5. Rib beef (whole)	27	26	24	21	17
6. Regular chuck (whole)	23	21	20	17	13
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	19	19	16	16	12
9. Shank (whole)	14	14	13	13	9

8. In section 22 (f) the table of prices for "Beef" is amended to read as follows:

(f) Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355 effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	51	48	40	34	30
2. T-bone	51	48	40	34	30
3. Club	51	48	40	34	30
4. Rib—10-inch cut	31	29	27	23	19
5. Rib—7-inch cut	34	32	29	25	21
6. Sirloin	42	40	32	27	23
7. Pin bone	42	40	32	27	23
8. Sirloin, (boneless)	52	50	40	34	30
9. Round (bone-in) (full cut)	41	38	33	28	24
10. Round (boneless) (top and bottom)	42	40	34	28	24
11. Round tip	42	40	34	28	24
12. Chuck, blade (bone in)	28	26	24	21	17
13. Chuck, arm (bone in)	28	26	24	21	17
14. Flank	36	36	36	36	32
15. Cube				26	26
II. Roasts:					
1. Rib standing (chine bone in, 10-inch cut)	31	29	27	23	19
2. Rib standing (chine bone in 7-inch cut	34	32	29	25	21
3. Round tip	42	40	34	28	24
4. Rump (bone in)	28	26	24	21	17
5. Rump (boneless)	42	40	34	28	24
6. Chuck blade pot roast	28	26	24	21	17
7. Chuck arm pot roast	28	26	24	21	17
8. Chuck or shoulder (boneless)	36	34	31	27	23
9. English cut	28	26	24	21	17
10. Rib roast (boneless rolled)				30	30
11. Short loin (boneless rolled)				42	42
III. Stews and other cuts:					
1. Short ribs	19	19	18	18	14
2. Plate (bone in) (fresh or cured)	19	19	18	18	14
3. Plate (boneless) (fresh or cured)	24	24	22	22	18
4. Brisket (bone in) (fresh or cured)	24	24	21	21	17
5. Brisket (boneless) (fresh and cured)(deckle on)	32	32	27	27	23
6. Brisket (boneless) (cured) (deckle off)	37	37	32	32	
7. Flank meat	26	26	26	26	22
8. Neck (bone in)	24	24	21	21	17
9. Neck (boneless)	30	28	26	23	19
10. Heel of round (boneless)	30	28	24	20	16
11. Shank (bone-in) (hind and fore)	18	18	17	17	13
12. Shank (boneless) (hind and fore)	24	24	24	24	20
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	69	69	66	66	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece, Ham sets, insides, outsides or knuckles)	75	75	75		
IV. Ground beef	26	26	26	26	26
V. Wholesale cuts:					
1. Round beef (whole)	25	24	21	18	14
2. Sirloin beef (whole)	30	29	23	20	16
3. Shortloin beef (whole)	37	34	29	24	20
4. Flank beef (whole)	14	14	14	14	10
5. Rib beef (whole)	27	26	24	20	16
6. Regular chuck (whole)	22	21	19	17	13
7. Short plate (whole)	16	16	14	14	10
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	13	13	13	13	9

9. In section 22 (f) (1) the table of prices for "Beef" is amended to read as follows:

(1) Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutter and Canners
I. Steaks:					
1. Porterhouse	49	46	38	33	29
2. T-bone	49	46	38	33	29
3. Club	49	46	38	33	29
4. Rib—10 inch cut	30	28	26	22	18
5. Rib—7 inch cut	33	31	28	24	20
6. Sirloin	40	38	31	26	22
7. Pin bone	40	38	31	26	22
8. Sirloin (boneless)	50	48	38	33	29
9. Round (bone in) (full cut)	39	37	32	27	23
10. Round (boneless) (top and bottom)	40	38	33	27	23
11. Round tip	40	38	33	27	23
12. Chuck blade (bone in)	27	25	23	20	16
13. Chuck arm (bone in)	27	25	23	20	16
14. Flank	35	35	35	35	31
15. Cube				25	25
II. Roasts:					
1. Rib standing (chine bone in 10 inch cut)	30	28	26	22	18
2. Rib standing (chine bone in 7 inch cut)	33	31	28	24	20
3. Round tip	40	38	33	27	23
4. Rump (bone in)	25	23	20	16	12
5. Rump (boneless)	40	38	33	27	23
6. Chuck blade pot roast	27	25	23	20	16
7. Chuck arm pot roast	27	25	23	20	16
8. Chuck or shoulder	35	33	30	26	22
9. English cut	27	25	23	20	16
10. Rib roast (boneless rolled)				28	28
11. Short loin (boneless rolled)				40	40
III. Stews and other cuts:					
1. Short ribs	18	18	17	17	13
2. Plate (bone in) (fresh or cured)	18	18	17	17	13
3. Plate (boneless) (fresh or cured)	23	23	21	21	17
4. Brisket (bone-in) (fresh or cured)	23	23	20	20	16
5. Brisket (boneless) (fresh or cured) (deckle on)	31	31	26	26	22
6. Brisket (boneless) (cured) (deckle off)	36	36	31	31	
7. Flank meat	25	25	25	25	21
8. Neck (bone in)	23	23	20	20	16
9. Neck (boneless)	29	27	25	22	18
10. Heel of round (boneless)	29	27	23	19	15
11. Shank (bone-in) (hind and fore)	17	17	16	16	12
12. Shank (boneless) (hind and fore)	23	23	23	23	19
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	66	66	63	63	
16. Peppered beef or pastrami (shoulder clod, chuck roll plate corner piece. Ham sets, insides, outsides, or knuckles)	72	72	72		
IV. Ground beef	25	25	25	25	25
V. Wholesale cuts:					
1. Round beef (whole)	24	23	20	17	13
2. Sirloin beef (whole)	29	28	22	19	15
3. Short loin beef (whole)	36	33	28	23	19
4. Flank beef (whole)	14	14	14	14	10
5. Rib beef (whole)	26	25	23	19	15
6. Regular chuck (whole)	21	20	18	16	12
7. Short plate (whole)	15	15	14	14	10
8. Brisket (whole)	17	17	15	15	11
9. Shank (whole)	13	13	13	13	9

10. In section 22 (g) the table of prices for "Beef" is amended to read as follows:

(g) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 4.*

[For stores in Groups 1, and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	53	50	42	36	32
2. T-bone	53	50	42	36	32
3. Club	53	50	42	36	32
4. Rib—10-inch cut	34	32	29	26	22
5. Rib—7-inch cut	37	35	32	27	23
6. Sirloin	44	42	34	29	25
7. Pin bone	44	42	34	29	25
8. Sirloin (boneless)	55	52	42	36	32
9. Round (bone-in—full cut)	43	41	35	29	25
10. Round (boneless) (top and bottom)	45	42	37	31	27
11. Round tip	45	42	37	31	27
12. Chuck blade (bone in)	30	28	26	23	19
13. Chuck arm (bone in)	38	38	37	37	33
14. Flank				29	29
15. Cube					
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	34	32	29	26	22
2. Rib standing (chine bone-in, 7-inch cut)	37	35	32	27	23
3. Round tip	45	42	37	31	27
4. Rump (bone-in)	28	26	22	19	15
5. Rump (boneless)	45	42	37	31	27
6. Chuck blade pot roast	30	28	26	23	19
7. Chuck arm pot roast	30	28	26	23	19
8. Chuck or shoulder (boneless)	39	36	33	29	25
9. English cut	30	28	26	23	19
10. Ribroast (boneless, rolled)				33	33
11. short loin (boneless, rolled)				44	44
III. Stews and other cuts:					
1. Short ribs	21	21	19	19	15
2. Plate (bone-in) (fresh or cured)	21	21	19	19	15
3. Plate (boneless) (fresh or cured)	25	25	23	23	19
4. Brisket (bone-in) (fresh or cured)	26	26	22	22	18
5. Brisket (boneless) (fresh and cured) (deckle on)	33	33	28	28	24
6. Brisket (boneless) (cured) (deckle off)	38	38	33	33	----
7. Flank meat	27	27	27	27	23
8. Neck (bone-in)	26	26	22	22	18
9. Neck (boneless)	32	30	27	24	20
10. Heel of round (boneless)	31	30	26	21	17
11. Shank (bone-in) (hind and fore)	19	19	18	18	14
12. Shank (boneless) (hind and fore)	26	26	25	25	21
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	71	71	68	68	----
16. Peppered beef or pastrami (shoulder clod, chuck roll plate corner piece, Ham sets, Insides, outsides or knuckles)	88	88	88	----	----
IV. Ground beef	27	27	27	27	27
V. Wholesale cuts:					
1. Round beef (whole)	25	24	21	18	14
2. Sirloin beef (whole)	31	29	24	20	16
3. Short loin beef (whole)	37	35	29	25	21
4. Flank beef (whole)	15	15	15	15	11
5. Rib beef (whole)	27	26	24	21	17
6. Regular chuck (whole)	21	21	20	17	13
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	19	19	16	16	12
9. Shank (whole)	14	14	13	13	9

11. In section 22 (h) the table of prices for "Beef" is amended to read as follows:

(h) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 4.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	51	48	40	34	30
2. T-bone	51	48	40	34	30
3. Club	51	48	40	34	30
4. Rib—10 inch cut	31	29	27	23	19
5. Rib—7 inch cut	34	32	29	26	21
6. Sirloin	42	40	32	27	23
7. Pin bone	42	40	32	27	23
8. Sirloin (boneless)	52	50	40	34	30
9. Round (bone-in) (full cut)	41	38	33	28	24
10. Round (boneless) (top and bottom)	42	40	34	28	24
11. Round tip	42	40	34	28	24
12. Chuck blade (bone-in)	28	26	24	21	17
13. Chuck arm (bone-in)	28	26	24	21	17
14. Flank	36	36	36	36	32
15. Cube				26	26
II. Roasts:					
1. Rib standing (chine bone-in, 10 inch cut)	31	29	27	23	19
2. Rib standing (chine bone-in, 7 inch cut)	34	32	29	25	21
3. Round tip	42	40	34	28	24
4. Rump (bone-in)	26	24	21	17	13
5. Rump (boneless)	42	40	34	28	24
6. Chuck blade pot roast	28	26	24	21	17
7. Chuck arm pot roast	28	26	24	21	17
8. Chuck or shoulder (boneless)	36	34	31	27	23
9. English cut	28	26	24	21	17
10. Rib roast (boneless, rolled)				30	30
11. Short loin (boneless, rolled)				42	42
III. Stews and other cuts:					
1. Short ribs	19	19	18	18	14
2. Plate (bone-in) (fresh or cured)	19	19	18	18	14
3. Plate (boneless) (fresh or cured)	24	24	22	22	18
4. Brisket (bone-in) (fresh or cured)	24	24	21	21	17
5. Brisket (boneless) (fresh and cured) (deckle on)	32	32	27	27	23
6. Brisket (boneless) (cured) (deckle off)	37	37	32	32	----
7. Flank meat	26	26	26	26	22
8. Neck (bone in)	24	24	21	21	17
9. Neck (boneless)	30	28	26	23	19
10. Heel of round (boneless)	30	28	24	20	16
11. Shank (bone in) (hind and fore)	18	18	17	17	13
12. Shank (boneless) (hind and fore)	24	24	24	24	20
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	69	69	66	66	----
16. Peppered beef or pastrami (shoulder clod, chuck roll plate corner piece. Ham sets, insides, outsides or knuckles)	75	75	75	----	----
IV. Ground beef	26	26	26	26	26
V. Wholesale cuts:					
1. Round beef (whole)	25	24	21	18	14
2. Sirloin beef (whole)	30	29	23	20	16
3. Short loin beef (whole)	37	34	29	24	20
4. Flank beef (whole)	14	14	14	14	10
5. Rib beef (whole)	27	26	24	20	16
6. Regular chuck (whole)	22	21	19	17	13
7. Short plate (whole)	16	16	14	14	10
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	13	13	13	13	9

12. In section 22 (h) (1) the table of prices for "Beef" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 4.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	49	46	38	33	29
2. T-bone	49	46	38	33	29
3. Club	49	46	38	33	29
4. Rib—10-inch cut	30	28	26	22	18
5. Rib—7-inch cut	33	31	28	24	20
6. Sirloin	40	38	31	26	22
7. Pin bone	40	38	31	26	22
8. Sirloin (boneless)	50	48	38	33	29
9. Round (bone in—full cut)	39	37	32	27	23
10. Round (boneless—top and bottom)	40	38	33	27	23
11. Round tip	40	38	33	27	23
12. Chuck blade (bone in)	27	25	23	20	16
13. Chuck arm (bone in)	35	35	35	35	31
14. Flank				25	25
15. Cube					
II. Roasts:					
1. Rib standing (chine bone in, 10-inch cut)	30	28	26	22	18
2. Rib standing (chine bone in, 7-inch cut)	33	31	28	24	20
3. Round tip	40	38	33	27	23
4. Rump (bone in)	25	23	20	16	12
5. Rump (boneless)	40	38	33	27	23
6. Chuck blade pot roast	27	25	23	20	16
7. Chuck arm pot roast	27	25	23	20	16
8. Chuck or shoulder (boneless)	35	33	30	26	22
9. English cut	27	25	23	20	16
10. Rib roast (boneless, rolled)				28	28
11. Short loin (boneless, rolled)				40	40
III. Stews and other cuts:					
1. Short ribs	18	18	17	17	13
2. Plate (bone in) (fresh or cured)	18	18	17	17	13
3. Plate (boneless) (fresh or cured)	23	23	21	21	17
4. Brisket (bone in) (fresh or cured)	23	23	20	20	16
5. Brisket (boneless) (fresh and cured)	31	31	26	26	22
6. Brisket (boneless) (cured) (deckle off)	36	36	31	31	----
7. Flank meat	25	25	25	25	21
8. Neck (bone in)	23	23	20	20	16
9. Neck (boneless)	29	27	25	22	18
10. Heel of round (boneless)	29	27	23	19	15
11. Shank (bone in) (hind and fore)	17	17	16	16	12
12. Shank (boneless) (hind and fore)	23	23	23	23	19
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	66	66	63	63	----
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	72	72	72	----	----
IV. Ground beef	25	25	25	25	25
V. Wholesale cuts:					
1. Round beef (whole)	24	23	20	17	13
2. Sirloin beef (whole)	29	28	22	19	15
3. Short loin beef (whole)	36	33	28	23	19
4. Flank beef (whole)	14	14	14	14	10
5. Rib beef (whole)	26	25	23	19	15
6. Regular chuck (whole)	21	20	18	16	12
7. Short plate (whole)	15	15	14	14	10
8. Brisket (whole)	17	17	15	15	11
9. Shank (whole)	13	13	13	13	9

13. In section 22 (i) the table of prices for "Beef" is amended to read as follows:

(i) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 5.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	54	50	43	36	32
2. T-Bone	54	50	43	36	32
3. Club	54	50	43	36	32
4. Rib—10-inch cut	34	32	30	26	22
5. Rib—7-inch cut	37	35	33	28	24
6. Sirloin	45	43	34	29	25
7. Pin bone	45	43	34	29	25
8. Sirloin (boneless)	55	53	42	36	32
9. Round (bone in full cut)	44	41	36	30	26
10. Round (boneless—top and bottom)	46	43	37	31	27
11. Round tip	46	43	37	31	27
12. Chuck Blade (bone-in)	31	29	26	23	19
13. Chuck Arm (bone-in)	31	29	26	23	19
14. Flank	38	38	38	38	34
15. Cube				29	29
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	34	32	30	26	22
2. Rib standing (chine bone-in, 7-inch cut)	37	35	33	28	24
3. Round tips	46	43	37	31	27
4. Rump (bone-in)	28	26	23	19	15
5. Rump (boneless)	46	43	37	31	27
6. Chuck blade pot roast	31	29	26	23	19
7. Chuck arm pot roast	31	29	26	23	19
8. Chuck or shoulder (boneless)	39	37	34	30	26
9. English cut	31	29	26	23	19
10. Rib Roast (boneless, rolled)				34	34
11. Short loin (boneless, rolled)				44	44
III. Stews and other cuts:					
1. Short ribs	21	21	19	19	15
2. Plate (bone-in) (fresh or cured)	21	21	19	19	15
3. Plate (boneless) (fresh or cured)	26	26	24	24	20
4. Brisket (bone-in) (fresh or cured)	26	26	22	22	18
5. Brisket (boneless) (fresh or cured) (deckle on)	34	34	29	29	25
6. Brisket (boneless) (cured) (deckle off)	39	39	34	34	----
7. Flank meat	28	28	27	27	23
8. Neck (bone-in)	26	26	22	22	18
9. Neck (boneless)	32	30	26	22	18
10. Heel of round (boneless)	32	30	26	22	18
11. Shank (bone-in) (hind and fore)	19	19	19	19	15
12. Shank (boneless) (hind and fore)	26	26	26	26	22
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	73	73	69	69	----
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	90	90	90	----	----
IV. Ground beef	28	28	28	28	28
V. Wholesale cuts:					
1. Round beef (whole)	26	24	21	18	14
2. Sirloin beef (whole)	31	30	24	20	16
3. Short loin beef (whole)	38	35	30	25	21
4. Flank beef (whole)	15	15	15	15	11
5. Rib beef (whole)	28	26	24	21	17
6. Regular chuck (whole)	23	22	20	18	14
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	19	19	16	16	12
9. Shank (whole)	14	14	14	14	10

14. In section 22 (j) the table of prices for "Beef" is amended to read as follows:

(j) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 5.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	52	48	41	34	30
2. T-bone	52	48	41	34	30
3. Club	52	48	41	34	30
4. Rib—10-inch cut	31	29	27	24	20
5. Rib—7-inch cut	34	32	30	25	21
6. Sirloin	43	41	33	28	24
7. Pin bone	43	41	33	28	24
8. Sirloin (boneless)	53	50	40	34	30
9. Round (bone-in full cut)	41	39	34	28	24
10. Round (boneless—top and bottom)	43	40	35	29	25
11. Round tip	43	40	35	29	25
12. Chuck Blade (bone-in)	28	27	24	22	18
13. Chuck arm (bone-in)	28	27	24	22	18
14. Flank	37	37	36	36	32
15. Cube				27	27
II. Roasts:					
1. Rib standing (chine bone-in—10-inch cut)	31	29	27	24	20
2. Rib standing (chine bone-in—7-inch cut	34	32	30	25	21
3. Round tip	43	40	35	29	25
4. Rump (bone-in)	26	25	21	18	14
5. Rump (boneless)	43	40	35	29	25
6. Chuck blade pot roast	28	27	24	22	18
7. Chuck arm pot roast	28	27	24	22	18
8. Chuck or shoulder (boneless)	37	34	32	28	24
9. English cut	28	27	24	22	18
10. Rib roast (boneless rolled)				31	31
11. Short loins (boneless, rolled)				42	42
III. Stews and other cuts:					
1. Short ribs	19	19	18	18	14
2. Plate (bone-in) (fresh or cured)	20	20	18	18	14
3. Plate (boneless) (fresh or cured)	24	24	22	22	18
4. Brisket (bone-in) (fresh or cured)	25	25	21	21	17
5. Brisket (boneless) (fresh or cured) (deckle on)	32	32	27	27	23
6. Brisket (boneless) (cured) (deckle off)	37	37	32	32	----
7. Flank meat	27	27	26	26	22
8. Neck (bone-in)	25	25	21	21	17
9. Neck (boneless)	30	28	26	23	19
10. Heel of round (boneless)	30	28	25	20	16
11. Shank (bone-in—hind and fore)	18	18	18	18	14
12. Shank (boneless—hind and fore)	25	25	24	24	20
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	72	72	68	68	----
16. Peppered beef or pastrami (shoulder clod, chuck, roll, plate corner piece, ham sets, insides, outsides or knuckles)	77	77	77	----	----
IV. Ground beef	27	27	27	27	27
V. Wholesale cuts:					
1. Round beef (whole)	25	24	21	18	14
2. Sirloin beef (whole)	31	29	24	20	16
3. Short bin beef (whole)	37	35	29	25	21
4. Flank beef (whole)	15	15	14	14	10
5. Rib beef (whole)	27	26	24	21	17
6. Regular Chuck (whole)	23	21	20	17	13
7. Short plate (whole)	16	16	15	16	11
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	14	14	13	13	9

15. In section 22 (j) (1) the table of prices for "Beef" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 5.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	50	46	39	33	29
2. T-bone	50	46	39	33	29
3. Club	50	46	39	33	29
4. Rib—10-inch cut	30	28	26	23	19
5. Rib—7-inch cut	33	31	29	24	20
6. Sirloin	41	39	32	27	23
7. Pin bone	41	39	32	27	23
8. Sirloin (boneless)	51	48	38	33	29
9. Round (bone-in) (full cut)	39	37	33	27	23
10. Round (boneless) (top and bottom)	41	38	34	28	24
11. Round tip	41	38	34	28	24
12. Chuck blade (bone-in)	27	26	23	21	17
13. Chuck arm (bone-in)	27	26	23	21	17
14. Flank	36	36	35	35	31
15. Cube				26	26
II. Roasts:					
1. Rib standing (chine bone-in 10-inch cut)	30	28	26	23	19
2. Rib standing (chine bone-in 7-inch cut)	33	31	29	24	20
3. Round tip	41	38	34	28	24
4. Rump (bone-in)	25	24	20	17	13
5. Rump (boneless)	41	38	34	28	24
6. Chuck blade pot roast	27	26	23	21	17
7. Chuck arm pot roast	27	26	23	21	17
8. Chuck or shoulder (boneless)	36	33	31	27	23
9. English cut	27	26	23	21	17
10. Rib roast (boneless, rolled)				29	29
11. Short loins (boneless, rolled)				40	40
III. Stews and other cuts:					
1. Short ribs	18	18	17	17	13
2. Plate (bone-in) (fresh or cured)	19	19	17	17	13
3. Plate (boneless) (fresh or cured)	23	23	21	21	17
4. Brisket (bone-in) (fresh or cured)	24	24	20	20	16
5. Brisket (boneless) (fresh or cured) (deckle on)	31	31	26	26	22
6. Brisket (boneless) (cured) (deckle off)	36	36	31	31	----
7. Flank meat	25	25	25	25	21
8. Neck (bone-in)	24	24	20	20	16
9. Neck (boneless)	29	27	25	22	18
10. Heel of round (boneless)	29	27	24	19	15
11. Shank (bone-in) (hind and fore)	17	17	17	17	13
12. Shank (boneless) (hind and fore)	24	24	23	23	19
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	69	69	65	65	----
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	74	74	74	----	----
IV. Ground beef	26	26	26	26	26
V. Wholesale cuts:					
1. Round beef (whole)	24	23	20	17	13
2. Sirloin beef (whole)	30	28	23	19	15
3. Short loin beef (whole)	36	34	28	24	20
4. Flank beef (whole)	14	14	14	14	10
5. Rib beef (whole)	26	25	23	20	16
6. Regular Chuck (whole)	22	20	19	16	12
7. Short plate (whole)	15	15	14	14	11
8. Brisket (whole)	17	17	15	15	12
9. Shank (whole)	13	13	13	13	9

16. In section 22 (k) the table of prices for "Beef" is amended to read as follows:

(k) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 6.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	54	51	43	36	32
2. T-Bone	54	51	43	36	32
3. Club	54	51	43	36	32
4. Rib—10-inch cut	38	36	33	28	24
5. Rib—7-inch cut	45	43	35	30	26
6. Sirloin	45	43	35	30	26
7. Pin bone	45	43	35	30	26
8. Sirloin (boneless)	56	53	43	37	33
9. Round (bone-in) (full cut)	44	41	36	30	26
10. Round (boneless) (top and bottom)	46	43	38	32	28
11. Round tip	46	43	38	32	28
12. Chuck, blade (bone-in)	31	29	27	24	20
13. Chuck, arm (bone-in)	31	29	27	24	20
14. Flank	39	39	38	38	34
15. Cube				30	30
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	34	33	30	26	22
2. Rib standing (chine bone-in, 7-inch cut)	38	36	33	28	24
3. Round tip	46	43	38	32	28
4. Rump (bone-in)	28	27	23	19	15
5. Rump (boneless)	46	43	38	32	28
6. Chuck blade pot roast	31	29	27	24	20
7. Chuck arm pot roast	31	29	27	24	20
8. Chuck or shoulder (boneless)	40	37	34	30	26
9. English cut	31	29	27	24	20
10. Rib roast (boneless, rolled)				34	34
11. Short loin (boneless, rolled)				44	44
III. Stews and other cuts:					
1. Short ribs	21	21	20	20	16
2. Plate (bone-in) (fresh or cured)	21	21	20	20	16
3. Plate (boneless) (fresh or cured)	26	26	24	24	20
4. Brisket (bone-in) (fresh or cured)	26	26	23	23	19
5. Brisket (boneless) (fresh or cured) (deckle on)	34	34	29	29	25
6. Brisket (boneless) (cured) (deckle off)	39	39	34	34	----
7. Flank meat	28	28	28	28	24
8. Neck (bone-in)	26	26	23	23	19
9. Neck (boneless)	33	31	28	25	21
10. Heel of round (boneless)	32	31	27	22	18
11. Shank (bone-in-hind and fore)	20	20	19	19	15
12. Shank (boneless-hind and fore)	27	27	26	26	22
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	74	74	70	70	----
16. Peppered beef or pastrami (shoulder clod, chuck roll, Plate corner piece, Ham sets, insides, outsides or knuckles)	91	91	91	----	----
IV. Ground beef	29	29	29	29	29
V. Wholesale cuts:					
1. Round beef (whole)	26	25	22	18	14
2. Sirloin beef (whole)	32	30	24	21	17
3. Short loin beef (whole)	38	35	30	25	21
4. Flank beef (whole)	15	15	15	15	11
5. Rib beef (whole)	28	27	25	21	17
6. Regular chuck (whole)	23	22	20	18	14
7. Short plate (whole)	17	17	15	15	11
8. Brisket (whole)	19	19	16	16	12
9. Shank (whole)	14	14	14	14	10

17. In section 22 (l) the table of prices for "Beef" is amended to read as follows:

(l) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 6.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943.]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	52	48	41	35	31
2. T-bone	52	48	41	35	31
3. Club	52	48	41	35	31
4. Rib—10-inch cut	31	30	27	24	20
5. Rib—7-inch cut	34	32	30	25	21
6. Sirloin	43	41	33	28	24
7. Pin bone	43	41	33	28	24
8. Sirloin (boneless)	53	51	41	35	31
9. Round (bone-in) (full cut)	42	39	34	28	24
10. Round (boneless) (top and bottom)	43	41	35	29	25
11. Round tip	43	41	35	29	25
12. Chuck blade (bone-in)	29	27	25	22	18
13. Chuck arm (bone-in)	29	27	25	22	18
14. Flank	37	37	37	37	33
15. Cube				27	27
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	31	30	27	24	20
2. Rib standing (chine bone-in, 7-inch cut)	34	32	30	25	21
3. Round tip	43	41	35	29	25
4. Rump (bone-in)	27	25	22	18	14
5. Rump (boneless)	43	41	35	29	25
6. Chuck blade pot roast	29	27	25	22	18
7. Chuck arm pot roast	29	27	25	22	18
8. Chuck or shoulder (boneless)	37	35	32	28	24
9. English cut	29	27	25	22	18
10. Rib roast (boneless, rolled)				31	31
11. Short loin (boneless, rolled)				43	43
III. Stews and other cuts:					
1. Short ribs	20	20	18	18	14
2. Plate (bone-in) (fresh or cured)	20	20	18	18	14
3. Plate (boneless) (fresh or cured)	25	25	23	23	19
4. Brisket (bone-in) (fresh or cured)	25	25	22	22	18
5. Brisket (boneless) (fresh or cured) (deckle on)	33	33	28	28	24
6. Brisket (boneless) (cured) (deckle off)	38	38	33	33	----
7. Flank meat	27	27	27	27	23
8. Neck (bone-in)	25	25	22	22	18
9. Neck (boneless)	31	29	26	23	19
10. Heel of round (boneless)	31	29	25	21	17
11. Shank (bone-in) (hind and fore)	18	18	18	18	14
12. Shank (boneless) (hind and fore)	25	25	25	25	21
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corn beef brisket (boneless)	72	72	69	69	----
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece, Ham sets, insides, outsides or knuckles)	78	78	78	----	----
IV. Ground beef	27	27	27	27	27
V. Wholesale cuts:					
1. Round beef (whole)	26	24	21	18	14
2. Sirloin beef (whole)	31	30	24	20	16
3. Short loin beef (whole)	37	35	30	25	21
4. Flank beef (whole)	15	15	15	15	11
5. Rib beef (whole)	28	26	24	21	17
6. Regular chuck (whole)	23	22	20	18	14
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	19	19	16	16	12
9. Shank (whole)	14	14	14	14	10

18. In section 22 (l) (1) the table of prices for "Beef" is amended to read as follows:

(l) (1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 6.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	50	46	39	34	30
2. T-bone	50	46	39	34	30
3. Club	50	46	39	34	30
4. Rib—10-inch cut	30	29	26	23	19
5. Rib—7-inch cut	33	31	29	24	20
6. Sirloin	41	39	32	27	23
7. Pin bone	41	39	32	27	23
8. Sirloin (boneless)	51	49	39	34	30
9. Round (bone-in-full cut)	40	38	33	27	23
10. Round (boneless—top and bottom)	41	39	34	28	24
11. Round tip	41	39	34	28	24
12. Chuck blade (bone-in)	28	26	24	21	17
13. Chuck arm (bone-in)	28	26	24	21	17
14. Flank	36	36	36	36	32
15. Cube				26	26
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	30	29	26	23	19
2. Rib standing (chine bone-in, 7-inch cut)	33	31	29	24	20
3. Round tip	41	39	34	28	24
4. Rump (bone-in)	24	24	21	17	13
5. Rump (boneless)	41	39	34	28	24
6. Chuck blade pot roast	28	26	24	21	17
7. Chuck arm pot roast	28	26	24	21	17
8. Chuck or shoulder (boneless)	36	34	31	27	23
9. English cut	28	26	24	21	17
10. Rib roast (boneless, rolled)				30	30
11. Short loin (boneless, rolled)				41	41
III. Stews and other cuts:					
1. Short ribs	19	19	17	17	11
2. Plate (bone-in) (fresh or cured)	19	19	17	17	11
3. Plate (boneless) (fresh or cured)	24	24	22	22	18
4. Brisket (bone-in) (fresh or cured)	24	24	21	21	17
5. Brisket (boneless) (fresh or cured) (deckle on)	32	32	27	27	23
6. Brisket (boneless) (cured) (deckle off)	36	36	32	32	----
7. Flank meat	26	26	26	26	22
8. Neck (bone-in)	24	24	21	21	17
9. Neck (boneless)	30	28	25	22	18
10. Heel of round (boneless)	30	28	24	20	16
11. Shank (bone-in) (hind and fore)	17	17	17	17	13
12. Shank (boneless) (hind and fore)	24	24	24	24	20
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	69	69	66	66	----
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece, Ham sets, insides, outsides or knuckles)	75	75	75	----	----
IV. Ground beef:					
Wholesale cuts:	26	26	26	26	26
1. Round beef (whole)	25	23	20	17	13
2. Sirloin beef (whole)	30	29	23	19	15
3. Short loin beef (whole)	36	34	29	24	20
4. Flank beef (whole)	14	14	14	14	10
5. Rib beef (whole)	27	25	23	20	16
6. Regular chuck (whole)	22	21	19	17	13
7. Short plate (whole)	15	15	15	15	12
8. Brisket (whole)	18	18	15	15	12
9. Shank (whole)	14	14	13	13	9

19. In section 22 (m) the table of prices for "Beef" is amended to read as follows:

(m) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7.*

[For stores in groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	55	51	44	37	33
2. T-bone	55	51	44	37	33
3. Club	55	51	44	37	33
4. Rib—10-inch cut	35	33	31	27	23
5. Rib—7-inch cut	38	36	33	28	24
6. Sirloin	46	44	35	30	26
7. Pin bone	46	44	35	30	26
8. Sirloin (boneless)	56	54	43	37	33
9. Round (bone-in) (full cut)	45	42	37	31	27
10. Round (boneless) (top and bottom)	47	44	38	32	28
11. Round tip	47	44	38	32	28
12. Chuck blade (bone-in)	31	29	27	24	20
13. Chuck arm (bone-in)	31	29	27	24	20
14. Flank	39	39	39	39	35
15. Cube				30	30
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	35	33	31	27	23
2. Rib standing (chine bone-in, 7-inch cut)	38	36	33	28	24
3. Round tip	47	44	38	32	28
4. Rump (bone-in)	29	27	24	20	16
5. Rump (boneless)	47	44	38	32	28
6. Chuck blade pot roast	31	29	27	24	20
7. Chuck arm pot roast	31	29	27	24	20
8. Chuck or shoulder (boneless)	40	38	35	31	27
9. English cut	31	29	27	24	20
10. Rib roast (boneless, rolled)				35	35
11. Short loin (boneless, rolled)				45	45
III. Stews and other cuts:					
1. Short ribs	22	22	20	20	16
2. Plate (bone-in) (fresh or cured)	22	22	20	20	16
3. Plate (boneless) (fresh or cured)	27	27	25	25	21
4. Brisket (bone-in) (fresh or cured)	27	27	23	23	19
5. Brisket (boneless) (fresh and cured) (deckle on)	35	35	30	30	26
6. Brisket (boneless) (cured) (deckle off)	40	40	35	35	----
7. Flank meat	29	29	29	29	25
8. Neck (bone-in)	27	27	23	23	19
9. Neck (boneless)	33	31	29	26	22
10. Heel of round (boneless)	33	31	27	23	19
11. Shank (bone-in) (hind and fore)	20	20	20	20	16
12. Shank (boneless) (hind and fore)	27	27	27	27	23
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	75	75	71	71	----
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece, Ham sets, insides, outsides or knuckles)	93	93	93	----	----
IV. Ground beef	29	29	29	29	29
V. Wholesale cuts:					
1. Round beef (whole)	26	25	22	19	15
2. Sirloin beef (whole)	32	30	24	21	17
3. Short loin beef (whole)	38	36	30	26	22
4. Flank beef (whole)	16	16	15	15	11
5. Rib beef (whole)	28	27	25	22	18
6. Regular chuck (whole)	24	22	20	18	14
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	19	19	17	17	13
9. Shank (whole)	15	15	14	14	10

20. In section 22 (n) the table of prices for "Beef" is amended to read as follows:

(n) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943.]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	53	49	42	35	31
2. T-bone	53	49	42	35	31
3. Club	53	49	42	35	31
4. Rib—10-inch cut	32	30	28	24	20
5. Rib—7-inch cut	35	33	30	26	22
6. Sirloin	43	41	33	29	25
7. Pin bone	43	41	33	29	25
8. Sirloin (boneless)	54	51	41	35	31
9. Round (bone-in) (full cut)	42	39	34	29	25
10. Round (boneless—Top and bottom)	44	41	36	30	26
11. Round tip	44	41	36	30	26
12. Chuck blade (bone-in)	29	27	25	22	18
13. Chuck arm (bone-in)	29	27	25	22	18
14. Flank	38	38	37	37	33
15. Cube				28	28
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	32	30	28	24	20
2. Rib standing (chine bone-in, 7-inch cut)	35	33	30	26	22
3. Round tip	44	41	36	30	26
4. Rump (bone-in)	27	25	22	19	15
5. Rump (boneless)	44	41	36	30	26
6. Chuck blade pot roast	29	27	25	22	18
7. Chuck arm pot roast	29	27	25	22	18
8. Chuck or shoulder (boneless)	38	35	32	29	25
9. English cut	29	27	25	22	18
10. Rib roast (boneless, rolled)				31	31
11. Short loins (boneless, rolled)				43	43
III. Stews and other cuts:					
1. Short ribs	20	20	19	19	15
2. Plate (bone-in) (fresh or cured)	21	21	19	19	15
3. Plate (boneless) (fresh or cured)	25	25	23	23	19
4. Brisket (bone-in) (fresh or cured)	26	26	22	22	18
5. Brisket (boneless) (fresh or cured)	33	33	28	28	24
6. Brisket (boneless) (cured) deckle off	38	38	33	33	----
7. Flank meat	28	28	27	27	23
8. Neck (bone-in)	26	26	22	22	18
9. Neck (boneless)	31	29	27	24	20
10. Heel of round (boneless)	31	29	25	21	17
11. Shank (bone-in, hind & fore)	19	19	19	19	15
12. Shank (boneless, hind & fore)	26	26	26	26	22
13. Soup bone	3	3	3	3	3
14. Suet	6	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	73	73	70	70	----
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece, Ham sets, insides, outsides or knuckles)	79	79	79	----	----
IV. Ground beef	28	28	28	28	28
V. Wholesale cuts:					
1. Round beef (whole)	26	24	22	18	14
2. Sirloin beef (whole)	31	30	24	21	17
3. Short loin beef (whole)	38	35	30	25	21
4. Flank beef (whole)	15	15	15	15	11
5. Rib beef (whole)	28	26	24	21	17
6. Regular chuck (whole)	23	22	20	18	14
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	19	19	16	16	12
9. Shank (whole)	14	14	14	14	10

21. In section 22 (n) (1) the table of prices for "Beef" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	51	47	40	34	30
2. T-Bone	51	47	40	34	30
3. Club	51	47	40	34	30
4. Rib—10-inch cut	31	29	27	23	19
5. Rib—7-inch cut	34	32	29	25	21
6. Sirloin	41	39	32	28	24
7. Pin bone	41	39	32	28	24
8. Sirloin (boneless)	52	49	39	34	30
9. Round (bone-in-full Cut)	40	38	33	28	24
10. Round (boneless—top and bottom	42	39	35	29	25
11. Round tip	42	39	35	29	25
12. Chuck blade (bone-in)	28	26	24	21	17
13. Chuck arm (bone-in)	28	26	24	21	17
14. Flank	36	36	36	36	32
15. Cube				27	27
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	31	29	27	23	19
2. Rib standing (chine bone-in, 7-inch cut)	34	32	29	25	21
3. Round tip	42	39	35	29	25
4. Rump (bone-in)	26	24	21	18	14
5. Rump (boneless)	42	39	35	29	25
6. Chuck blade pot roast	28	26	24	21	17
7. Chuck arm pot roast	28	26	24	21	17
8. Chuck or shoulder (boneless)	36	34	31	28	24
9. English cut	28	26	25	21	17
10. Rib roast (boneless, rolled)				30	30
11. Short loin (boneless, rolled)				42	42
III. Stews and other cuts:					
1. Short ribs	19	19	18	18	14
2. Plate (bone-in) (fresh or cured)	20	20	18	18	14
3. Plate (boneless) (fresh or cured)	24	24	22	22	18
4. Brisket (bone-in) (fresh or cured	25	25	21	21	17
5. Brisket (boneless) (fresh and cured) (deckle on)	32	32	27	27	23
6. Brisket (boneless) (cured) (deckle off)	37	37	32	32	----
7. Flank meat	27	27	26	26	22
8. Neck (bone-in)	25	25	21	21	17
9. Neck (boneless)	30	28	26	23	19
10. Heel of round (boneless)	30	28	24	20	16
11. Shank (bone-in) (hind and fore)	18	18	18	18	14
12. Shank (boneless) (hind and fore)	25	25	25	25	21
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	70	70	67	67	----
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	76	76	76	----	----
IV. Ground beef	27	27	27	27	27
V. Wholesale cuts:					
1. Round beef (whole)	25	24	21	18	14
2. Sirloin beef (whole)	31	29	23	20	16
3. Short loin beef (whole)	36	35	29	25	21
4. Flank beef (whole)	15	15	14	14	10
5. Rib beef (whole)	27	26	24	21	17
6. Regular chuck (whole)	23	21	19	17	13
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	14	14	14	14	10

22. In section 22 (o) the table of prices for "Beef" is amended to read as follows:

(o) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 North.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943.]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	55	51	44	37	33
2. T-bone	55	51	44	37	33
3. Club	55	51	44	37	33
4. Rib—10-inch cut	35	33	31	27	23
5. Rib—7-inch cut	39	36	34	29	25
6. Sirloin	46	44	36	31	27
7. Pin bone	46	44	36	31	27
8. Sirloin (boneless)	57	54	44	38	34
9. Round (bone in—full cut)	45	42	37	31	27
10. Round (boneless) (top and bottom	47	44	39	33	29
11. Round tip	47	44	39	33	29
12. Chuck blade (bone-in)	32	30	27	24	20
13. Chuck arm (bone-in)	32	30	27	24	20
14. Flank	40	40	40	40	36
15. Cube				31	31
II. Roasts:					
1. Rib standing (chine bone in 10-inch cut)	35	33	31	27	23
2. Rib standing (chine bone in 7-inch cut)	39	36	34	29	25
3. Round tip	47	44	39	33	29
4. Rump (bone-in)	29	28	24	20	16
5. Rump (boneless)	47	44	39	33	29
6. Chuck blade pot roast	32	30	27	24	20
7. Chuck arm pot roast	32	30	27	24	20
8. Chuck or shoulder (boneless)	41	38	35	32	28
9. English cut	32	30	27	24	20
10. Rib roast (boneless rolled)				35	35
11. Short loins (boneless rolled)				45	46
III. Stews and other cuts:					
1. Short ribs	22	22	20	20	16
2. Plate (bone-in) (fresh or cured)	22	22	20	20	16
3. Plate (boneless) (fresh or cured)	27	27	25	25	21
4. Brisket (bone-in) (fresh or cured)	27	27	24	24	20
5. Brisket (boneless) (fresh and cured)	35	35	30	30	26
6. Brisket (boneless) (cured) (deckle off)	40	40	35	35	----
7. Flank meat	29	29	29	29	25
8. Neck (bone-in)	27	27	24	24	20
9. Neck (boneless)	34	32	29	26	22
10. Heel of round (boneless)	33	32	28	23	19
11. Shank (bone-in—hind and fore)	20	20	20	20	16
12. Shank (boneless) (hind and fore)	28	28	28	28	24
13. Soup bone	03	03	03	03	03
14. Suet	05	05	05	05	05
15. Cooked corned beef brisket (boneless) (deckle off)	75	75	72	72	----
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece, Ham sets, insides, outsides or knuckles)	94	94	94	----	----
IV. (Ground beef	30	30	30	30	30
V. Wholesale cuts:					
1. Round beef (whole)	26	25	23	19	15
2. Sirloin beef (whole)	32	31	25	22	18
3. Short loin beef (whole)	39	36	31	26	22
4. Flank beef (whole)	16	16	16	16	12
5. Rib beef (whole)	29	27	25	22	18
6. Regular chuck (whole)	24	23	21	19	15
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	20	20	17	17	13
9. Shank (whole)	15	15	15	15	11

23. In section 22 (p) the table of prices for "Beef" is amended to read as follows:

(p) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 North.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	53	49	42	36	32
2. T-bone	53	49	42	36	32
3. Club	53	49	42	36	32
4. Rib—10-inch cut	32	31	28	25	21
5. Rib—7-inch cut	35	33	31	26	22
6. Sirloin	44	42	34	29	25
7. Pin bone	44	42	34	29	25
8. Sirloin (boneless)	54	52	42	36	32
9. Round (bone-in—full cut)	42	40	35	29	25
10. Round (boneless) (top and bottom	44	42	36	30	26
11. Round tip	44	42	36	30	26
12. Chuck, blade (bone-in)	30	28	26	23	19
13. Chuck, arm (bone-in)	30	28	26	23	19
14. Flank	38	38	35	38	34
15. Cube				28	28
II. Roasts:					
1. Rib standing (chine bone-in), 10-inch cut)	32	31	28	25	21
2. Rib standing (chine bone-in), 7-inch cut)	35	33	31	26	22
3. Round tip	44	42	36	30	26
4. Rump (bone-in)	28	26	23	19	15
5. Rump (boneless)	44	42	36	30	26
6. Chuck blade pot roast	30	28	26	23	19
7. Chuck arm pot roast	30	28	26	23	19
8. Chuck or shoulder (boneless)	38	36	33	29	25
9. English cut	30	28	26	23	19
10. Rib roast (boneless, rolled)				32	32
11. Short loins (boneless, rolled)				44	44
III. Stews and other cuts:					
1. Short ribs	21	21	19	19	15
2. Plate (bone-in) (fresh or cured)	21	21	19	19	15
3. Plate (boneless) (fresh or cured)	26	26	24	24	20
4. Brisket (bone-in) (fresh or cured)	26	26	22	22	18
5. Brisket (boneless) (fresh or cured) (deckle on)	34	34	29	29	25
6. Brisket (boneless) (cured) (deckle off)	39	39	34	34	----
7. Flank meat	28	28	28	28	24
8. Neck (bone-in)	26	26	22	22	18
9. Neck (boneless)	31	30	27	24	20
10. Heel of round (boneless)	32	30	26	22	18
11. Shank (bone-in—hind and fore)	19	19	19	19	15
12. Shank (boneless—hind and fore)	26	26	26	26	22
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	74	74	71	71	----
16. Peppered beef or pastrami, (shoulder clod, chuck roll, plate corner piece, Ham sets, insides, outsides or knuckles)	80	80	80	----	----
IV. (Ground beef	29	29	29	29	29
V. Wholesale cuts:					
1. Round beef (whole)	26	25	22	19	15
2. Sirloin beef (whole)	32	30	24	21	17
3. Short loin beef (whole)	38	35	30	26	22
4. Flank beef (whole)	16	16	15	15	11
5. Rib beef (whole)	26	26	24	21	17
6. Regular chuck (whole)	24	22	20	18	14
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	19	19	17	17	13
9. Shank (whole)	14	14	14	14	10

24. In section 22 (p) (1) the table of prices for "Beef" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 North.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	51	47	40	35	31
2. T-Bone	51	47	40	35	31
3. Club	51	47	40	35	31
4. Rib—10-inch cut	31	30	27	24	20
5. Rib—7-inch cut	34	32	30	25	21
6. Sirloin	42	40	33	28	24
7. Pin bone	42	40	33	28	24
8. Sirloin (boneless)	52	50	40	35	31
9. Round (bone-in) (full cut)	40	38	34	28	24
10. Round (boneless) (top and bottom)	42	40	35	29	25
11. Round tip	42	40	35	29	25
12. Chuck, blade (bone-in)	29	27	25	22	18
13. Chuck, arm (bone-in)	29	27	25	22	18
14. Flank	37	37	37	37	33
15. Cube				27	27
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	31	30	27	24	20
2. Rib standing (chine bone-in, 7-inch cut)	34	32	30	25	21
3. Round tip	42	40	35	29	25
4. Rump (bone-in)	27	25	22	18	14
5. Rump (boneless)	42	40	35	29	25
6. Chuck blade pot roast	29	27	25	22	18
7. Chuck arm pot roast	29	27	25	22	18
8. Chuck or shoulder (boneless)	37	35	32	28	24
9. English cut	29	27	25	22	18
10. Rib roast (boneless, rolled)				31	31
11. Short loins (boneless, rolled)				43	43
III. Stews and other cuts:					
1. Short ribs	20	20	18	18	14
2. Plate (bone-in) (fresh or cured)	20	20	18	18	14
3. Plate (boneless) (fresh or cured)	25	25	23	23	19
4. Brisket (bone-in) (fresh or cured)	25	25	21	21	17
5. Brisket (boneless) (fresh and cured) (deckle on)	33	33	28	28	24
6. Brisket (boneless) (cured) (deckle off)	37	37	33	33	----
7. Flank meat	27	27	27	27	23
8. Neck (bone-in)	25	25	21	21	17
9. Neck (boneless)	30	29	26	23	19
10. Heel of round (boneless)	31	29	25	21	17
11. Shank (bone-in) (hind and fore)	18	18	18	18	14
12. Shank (boneless) (hind and fore)	25	25	25	25	21
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	71	71	68	68	----
16. Peppered beef or pastrami (shoulder clod, chuck roll plate corner piece, Ham sets, insides, outsides or knuckles)	77	77	77	----	----
IV. (Ground beef	28	28	28	28	28
V. Wholesale cuts:					
1. Round beef (whole)	25	24	21	18	14
2. Sirloin beef (whole)	31	29	23	20	16
3. Short loin beef (whole)	37	34	29	25	21
4. Flank beef (whole)	15	15	14	14	10
5. Rib beef (whole)	25	25	22	18	14
6. Regular chuck (whole)	23	22	20	18	14
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	14	14	14	14	10

25. In section 22 (q) the table of prices for "Beef" is amended to read as follows:

(q) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 South.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943.]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	55	51	44	37	33
2. T-bone	55	51	44	37	33
3. Club	55	51	44	37	33
4. Rib—10-inch cut	35	33	31	27	23
5. Rib—7-inch cut	39	36	34	29	25
6. Sirloin	46	44	36	31	27
7. Pin bone	46	44	36	31	27
8. Sirloin (boneless)	57	54	44	38	34
9. Round (bone-in) (full cut)	45	42	37	31	27
10. Round (boneless top and bottom)	47	44	39	33	29
11. Round tip	47	44	34	33	29
12. Chuck blade (bone-in)	32	30	27	24	20
13. Chuck arm (bone-in)	32	30	27	24	20
14. Flank	40	40	40	40	36
15. Cube				31	31
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	35	33	31	27	23
2. Rib standing (chine bone in, 7-inch cut)	39	36	34	29	25
3. Round tip	47	44	39	33	29
4. Rump (bone-in)	29	28	24	20	16
5. Rump (boneless)	47	44	39	33	29
6. Chuck blade pot roast	32	30	27	24	20
7. Chuck arm pot roast	32	30	27	24	20
8. Chuck or shoulder (boneless)	41	38	35	32	28
9. English cut	32	30	27	24	20
10. Rib roast (boneless, rolled)				35	35
11. Short loin (boneless, rolled)				45	45
III. Stews and other cuts:					
1. Short ribs	22	22	20	20	16
2. Plate (bone-in) (fresh or cured)	22	22	20	20	16
3. Plate (boneless) (fresh or cured)	27	27	25	25	21
4. Brisket (bone-in) (fresh or cured)	27	27	24	24	20
5. Brisket (boneless) (fresh and cured) (deckle on)	35	35	30	30	26
6. Brisket (boneless) (cured) (deckle off)	40	40	35	35	----
7. Flank meat	29	29	29	29	25
8. Neck (bone-in)	27	27	24	24	20
9. Neck (boneless)	34	32	29	26	22
10. Heel of round (boneless)	33	32	28	23	19
11. Shank (bone-in) (hind and fore)	20	20	20	20	16
12. Shank (boneless) (hind and fore)	28	28	28	28	24
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	75	75	72	72	----
16. Peppered beef or pastrami (shoulder clod, chuck roll plate corner piece, Ham sets, insides, outsides or knuckles)	94	94	94	----	----
IV. Ground Beef	30	30	30	30	30
V. Wholesale cuts:					
1. Round beef (whole)	26	25	23	19	15
2. Sirloin beef (whole)	32	31	25	22	18
3. Short loin beef (whole)	39	36	31	26	22
4. Flank beef (whole)	16	16	16	16	12
5. Rib beef (whole)	29	27	25	22	18
6. Regular chuck (whole)	24	23	21	19	15
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	20	20	17	17	13
9. Shank (whole)	15	15	15	15	11

26. In section 22 (r) the table of prices for "Beef" is amended to read as follows:

(r) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 South.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	53	49	42	36	32
2. T-Bone	53	49	42	36	32
3. Club	53	49	42	36	32
4. Rib—10-inch cut	32	31	28	25	21
5. Rib—7-inch cut	35	33	31	26	22
6. Sirloin	44	42	34	29	25
7. Pin bone	44	42	34	29	25
8. Sirloin (boneless)	54	52	42	36	32
9. Round (bone-in) (full cut)	42	40	35	29	25
10. Round (boneless) (top and bottom)	44	42	36	30	26
11. Round tip	44	42	36	30	26
12. Chuck blade (bone-in)	30	28	26	23	19
13. Chuck arm (bone-in)	30	28	26	23	19
14. Flank	38	38	38	38	34
15. Cube				28	28
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	32	31	28	25	21
2. Rib standing (chine bone-in, 7-inch cut)	35	33	31	26	22
3. Round tip	44	42	36	30	26
4. Rump (bone-in)	28	26	23	19	15
5. Rump (boneless)	44	42	36	30	26
6. Chuck blade pot roast	30	28	26	23	19
7. Chuck arm pot roast	30	28	26	23	19
8. Chuck or shoulder (boneless)	38	36	33	29	25
9. English cut	30	28	26	23	19
10. Rib roast (boneless, rolled)				32	32
11. Short loin (boneless, rolled)				44	44
III. Stews and other cuts:					
1. Short ribs	21	21	19	19	15
2. Plate (bone-in) (fresh or cured)	21	21	19	19	15
3. Plate (boneless) (fresh or cured)	26	26	24	24	20
4. Brisket (bone-in) (fresh or cured)	26	26	22	22	18
5. Brisket (boneless) (fresh and cured) (deckle on)	34	34	29	29	25
6. Brisket (boneless) (cured) (deckle off)	39	39	34	34	----
7. Flank meat	28	28	28	28	24
8. Neck (bone-in)	26	26	22	22	18
9. Neck (boneless)	31	30	27	24	20
10. Heel of round (boneless)	32	30	26	22	18
11. Shank (bone-in) (hind and fore)	19	19	19	19	15
12. Shank (boneless) (hind and fore)	26	26	26	26	22
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	74	74	71	71	----
16. Peppered beef or pastrami (shoulder clod, cnuck roll, plate corner piece, Ham sets, insides, outsides or knuckles)	80	80	80	----	----
IV. Ground beef	29	29	29	29	29
V. Wholesale cuts:					
1. Round beef (whole)	26	25	22	19	15
2. Sirloin beef (whole)	32	30	24	21	17
3. Short loin beef (whole)	38	35	30	26	22
4. Flank beef (whole)	16	16	15	15	11
5. Rib beef (whole)	28	27	25	22	18
6. Regular chuck (whole)	24	22	20	18	14
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	19	19	17	17	13
9. Shank (whole)	14	14	14	14	10

27. In section 22 (r) (1) the table of prices for "Beef" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 South.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	51	47	40	35	31
2. T-bone	51	47	40	35	31
3. Club	51	47	40	35	31
4. Rib—10-inch cut	31	30	27	24	20
5. Rib—7-inch cut	34	32	30	25	21
6. Sirloin	42	40	33	28	24
7. Pin bone	42	40	33	28	24
8. Sirloin (boneless)	52	50	40	35	31
9. Round (bone-in) (full cut)	40	38	34	28	24
10. Round (boneless) (top and bottom)	42	40	35	29	25
11. Round tip	42	40	35	29	25
12. Chuck, blade (bone-in)	29	27	25	22	18
13. Chuck, arm (bone-in)	29	27	25	22	18
14. Flank	37	37	37	37	33
15. Cube				27	27
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	31	30	27	24	20
2. Rib standing (chine bone-in 7-inch cut)	34	32	30	25	21
3. Round tip	42	40	35	29	25
4. Rump (bone-in)	27	25	22	18	14
5. Rump (boneless)	42	40	35	29	25
6. Chuck blade pot roast	29	27	25	22	18
7. Chuck arm pot roast	29	27	25	22	18
8. Chuck or shoulder (boneless)	37	35	32	28	24
9. English cut	29	27	25	22	18
10. Rib roast (boneless, rolled)				31	31
11. Short loin (boneless, rolled)				43	43
III. Stews and other cuts:					
1. Short ribs	20	20	18	18	14
2. Plate (bone-in) (fresh or cured)	20	20	18	18	14
3. Plate (boneless) (fresh or cured)	25	25	23	23	19
4. Brisket (bone-in) (fresh or cured)	25	25	21	21	17
5. Brisket (boneless) (fresh and cured) (deckle on)	33	33	28	28	24
6. Brisket (boneless) (fresh and cured) (deckle off)	37	37	33	33	----
7. Flank meat	27	27	27	27	23
8. Neck (bone-in)	25	25	21	21	17
9. Neck (boneless)	30	29	26	23	19
10. Heel of round (boneless)	31	29	25	21	17
11. Shank (bone-in) (hind and fore)	18	18	18	18	14
12. Shank (boneless) (hind and fore)	25	25	25	25	21
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	71	71	68	68	----
16. Peppered beef or pastrami (shoulder clod, chuck roll plate corner piece, Ham sets, insides, outsides or knuckles)	77	77	77	----	----
IV. Ground beef	28	28	28	28	28
V. Wholesale cuts:					
1. Round beef (whole)	25	24	21	18	14
2. Sirloin beef (whole)	31	29	23	20	16
3. Short loin beef (whole)	37	34	29	25	21
4. Flank beef (whole)	15	15	14	14	10
5. Rib beef (whole)	27	26	24	21	17
6. Regular chuck (whole)	23	21	19	17	13
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	14	14	14	14	10

28. In section 22 (s) the table of prices for "Beef" is amended to read as follows:

(s) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	56	52	44	38	34
2. T-bone	56	52	44	38	34
3. Club	56	52	44	38	34
4. Rib—10-inch cut	36	34	31	27	23
5. Rib—7-inch cut	39	37	34	29	25
6. Sirloin	46	44	36	31	27
7. Pin bone	46	44	36	31	27
8. Sirloin (boneless)	57	55	44	38	34
9. Round (bone-in) (full cut)	45	43	38	31	27
10. Round (boneless) (top and bottom)	48	45	39	33	29
11. Round tip	48	45	39	33	29
12. Chuck blade (bone-in)	32	30	28	25	21
13. Chuck arm (bone-in)	32	30	28	25	21
14. Flank	40	40	40	40	36
15. Cube				31	31
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	36	34	31	27	23
2. Rib standing (chine bone-in, 7-inch cut)	39	37	34	29	25
3. Round tip	48	45	39	33	29
4. Rump (bone-in)	30	28	25	21	17
5. Rump (boneless)	48	45	39	33	29
6. Chuck blade pot roast	32	30	28	25	21
7. Chuck arm pot roast	32	30	28	25	21
8. Chuck or shoulder (boneless)	41	39	36	32	28
9. English cut	32	30	28	25	21
10. Rib roast (boneless, rolled)				35	35
11. Short loin (boneless, rolled)				46	46
III. Stews and other cuts:					
1. Short ribs	22	22	21	21	17
2. Plate (bone-in) (fresh or cured)	23	23	21	21	17
3. Plate (boneless) (fresh or cured)	28	28	26	26	22
4. Brisket (bone-in) (fresh or cured)	26	28	24	24	20
5. Brisket (boneless) (fresh and cured) (deckle on)	36	36	31	31	27
6. Brisket (boneless) (cured) (deckle off)	41	41	36	36	
7. Flank meat	30	30	30	30	26
8. Neck (bone-in)	26	28	24	24	20
9. Neck (boneless)	34	32	30	26	22
10. Heel of round (boneless)	34	32	28	24	20
11. Shank (bone-in) (hind and fore)	21	21	21	21	17
12. Shank (boneless) (hind and fore)	28	28	28	28	24
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	77	77	74	74	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	95	95	95		
IV. Ground beef	30	30	30	30	30
V. Wholesale cuts:					
1. Round beef (whole)	27	25	23	19	15
2. Sirloin beef (whole)	32	31	25	22	18
3. Short loin beef (whole)	39	36	31	26	22
4. Flank beef (whole)	16	16	16	16	12
5. Rib beef (whole)	29	27	25	23	18
6. Regular chuck (whole)	24	23	21	19	15
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	20	20	17	17	13
9. Shank (whole)	15	15	15	15	11

29. In section 22 (t) the table of prices for "Beef" is amended to read as follows:

(t) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	53	50	42	36	32
2. T-bone	53	50	42	36	32
3. Club	53	50	42	36	32
4. Rib—10-inch cut	33	31	29	25	21
5. Rib—7-inch cut	35	33	31	26	22
6. Sirloin	44	42	34	29	25
7. Pin bone	44	42	34	29	25
8. Sirloin (boneless)	55	52	42	36	32
9. Round (bone-in) (full cut)	43	40	35	30	26
10. Round (boneless) (top and bottom)	45	42	37	31	27
11. Round tip	45	42	37	31	27
12. Chuck, blade (bone-in)	30	28	26	23	19
13. Chuck arm (bone-in)	30	28	26	23	19
14. Flank	39	39	38	38	34
15. Cube				28	28
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	33	31	29	25	21
2. Rib standing (chine bone-in, 7-inch cut)	35	33	31	26	22
3. Round tip	45	42	37	31	27
4. Rump (bone-in)	28	26	23	19	15
5. Rump (boneless)	45	42	37	31	27
6. Chuck blade pot roast	30	28	26	23	19
7. Chuck arm pot roast	30	28	26	23	19
8. Chuck or shoulder (boneless)	38	36	33	30	26
9. English cut	30	28	26	23	19
10. Rib roast (boneless rolled)				32	32
11. Short loin (boneless rolled)				44	44
III. Stews and other cuts:					
1. Short ribs	21	21	20	20	16
2. Plate (bone-in) (fresh or cured)	21	21	20	20	16
3. Plate (boneless) (fresh or cured)	26	26	24	24	20
4. Brisket (bone-in) (fresh or cured)	26	26	23	23	19
5. Brisket (boneless) (fresh or cured) (deckle on)	34	34	29	29	25
6. Brisket (boneless) (cured) (deckle off)	39	39	34	34	
7. Flank meat	29	29	28	28	24
8. Neck (bone-in)	26	26	23	23	19
9. Neck (boneless)	32	30	28	25	21
10. Heel of round (boneless)	32	30	26	22	18
11. Shank (bone-in) (hind and fore)	20	20	19	19	15
12. Shank (boneless) (hind and fore)	27	27	27	27	23
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	75	75	73	73	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	84	84	84		
IV. Ground beef	29	29	29	29	29
V. Wholesale cuts:					
1. Round beef (whole)	26	25	22	19	15
2. Sirloin beef (whole)	32	30	25	21	17
3. Short loin beef (whole)	38	36	30	26	22
4. Flank beef (whole)	16	16	16	16	12
5. Rib beef (whole)	28	27	25	22	18
6. Regular chuck (whole)	24	22	21	18	14
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	20	20	17	17	13
9. Shank (whole)	15	15	14	14	10

30. In section 22 (t) (1) the table of prices for "Beef" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	51	48	40	35	31
2. T-bone	51	48	40	35	31
3. Club	51	48	40	35	31
4. Rib—10-inch cut	32	30	28	24	20
5. Rib—7-inch cut	34	32	30	25	21
6. Sirloin	42	40	33	28	24
7. Pin bone	42	40	33	28	24
8. Sirloin (boneless)	53	50	40	35	31
9. Round (bone-in) (full cut)	41	38	34	29	25
10. Round (boneless) (top and bottom)	43	40	36	30	26
11. Round tip	43	40	36	30	26
12. Chuck blade (bone-in)	29	27	25	22	18
13. Chuck arm (bone-in)	29	27	25	22	18
14. Flank	38	38	37	37	32
15. Cube				27	27
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	32	30	28	24	20
2. Rib standing (chine bone-in, 7-inch cut)	34	32	30	25	21
3. Round tip	43	40	36	30	26
4. Rump (bone-in)	27	25	22	18	14
5. Rump (boneless)	43	40	36	30	26
6. Chuck blade pot roast	29	27	25	22	18
7. Chuck arm pot roast	29	27	25	22	18
8. Chuck or shoulder (boneless)	37	35	32	29	25
9. English cut	29	27	25	22	18
10. Rib roast (boneless rolled)				31	31
11. Short loin (boneless rolled)				43	43
III. Stews and other cuts:					
1. Short ribs	20	20	19	19	15
2. Plate (bone-in) (fresh or cured)	20	20	19	19	15
3. Plate (boneless) (fresh or cured)	25	25	23	23	19
4. Brisket (bone-in) (fresh or cured)	25	25	22	22	18
5. Brisket (boneless) (fresh or cured—deckle on)	33	33	28	28	24
6. Brisket (boneless) (fresh or cured—deckle off)	38	38	33	33	
7. Flank meat	28	28	27	27	23
8. Neck (bone-in)	25	25	22	22	18
9. Neck (boneless)	31	29	27	24	20
10. Heel of round (boneless)	31	29	25	21	17
11. Shank (bone-in) (hind and fore)	19	19	18	18	14
12. Shank (boneless) (hind and fore)	26	26	26	26	22
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (deckle off)	72	72	69	69	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	81	81	81		
IV. Ground beef	28	28	28	28	28
V. Wholesale cuts:					
1. Round beef (whole)	25	24	21	18	14
2. Sirloin (whole)	31	29	24	20	16
3. Short loin beef (whole)	37	35	29	25	21
4. Flank beef (whole)	15	15	15	15	11
5. Rib beef (whole)	27	26	24	21	17
6. Regular chuck (whole)	23	21	20	17	13
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	19	19	16	16	12
9. Shank (whole)	14	14	14	14	10

31. In section 22 (u) the table of prices for "Beef" is amended to read as follows:

(u) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 South.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	56	52	44	38	34
2. T-bone	56	52	44	38	34
3. Club	56	52	44	38	34
4. Rib—10-inch cut	36	34	31	27	23
5. Rib—7-inch cut	39	37	34	29	25
6. Sirloin	46	44	36	31	27
7. Pin bone	46	44	36	31	27
8. Sirloin (boneless)	57	55	44	38	34
9. Round (bone-in) (full cut)	45	43	38	31	27
10. Round (boneless) (top and bottom)	48	45	39	33	29
11. Round tip	48	45	39	33	29
12. Chuck blade (bone-in)	32	30	28	25	21
13. Chuck arm (bone-in)	32	30	28	25	21
14. Flank	40	40	40	40	36
15. Cube				31	31
II. Roasts:					
1. Rib standing (chine bone-in 10-inch cut)	36	34	31	27	23
2. Rib standing (chine bone-in 7-inch cut)	39	37	34	29	25
3. Round tip	48	45	39	33	29
4. Rump (bone-in)	30	28	25	21	17
5. Rump (boneless)	48	45	39	33	29
6. Chuck blade pot roast	32	30	28	25	21
7. Chuck arm pot roast	32	30	28	25	21
8. Chuck or shoulder (boneless)	41	39	36	32	28
9. English cut	32	30	28	25	21
10. Rib roast (boneless, rolled)				35	35
11. Short loins (boneless, rolled)				46	46
III. Stews and other cuts:					
1. Short ribs	22	22	21	21	17
2. Plate (bone-in) (fresh or cured)	23	23	21	21	17
3. Plate (boneless) (fresh or cured)	28	28	26	26	22
4. Brisket (bone-in) (fresh or cured)	26	28	24	24	20
5. Brisket (boneless) (fresh and cured) (deckle on)	36	36	31	31	27
6. Brisket (boneless) (cured) (deckle off)	41	41	36	36	
7. Flank meat	30	30	30	30	26
8. Neck (bone-in)	28	28	24	24	20
9. Neck (boneless)	34	32	30	26	22
10. Heel of round (boneless)	34	32	28	24	20
11. Shank (bone-in) (hind and fore)	21	21	21	21	17
12. Shank (boneless) (hind and fore)	28	28	28	28	24
13. Soupbone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	76	76	73	73	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	95	95	95		
IV. Ground beef	30	30	30	30	30
V. Wholesale cuts:					
1. Round beef (whole)	27	25	23	19	15
2. Sirloin beef (whole)	32	31	25	22	18
3. Short loin beef (whole)	39	36	31	26	22
4. Flank beef (whole)	16	16	16	16	12
5. Rib beef (whole)	29	27	25	22	18
6. Regular chuck (whole)	24	23	21	19	15
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	20	20	17	17	13
9. Shank (whole)	15	16	15	15	11

32. In section 22 (v) the table of prices for "Beef" is amended to read as follows:

(v) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 South.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	53	50	42	36	32
2. T-bone	53	50	42	36	32
3. Club	53	50	42	36	32
4. Rib, 10-inch cut	33	31	29	25	21
5. Rib, 7-inch cut	35	33	31	26	22
6. Sirloin	44	42	34	29	25
7. Pin bone	44	42	34	29	25
8. Sirloin (boneless)	55	52	42	36	32
9. Round (bone-in) (full cut)	43	40	35	30	26
10. Round (boneless) (top and bottom)	45	42	37	31	27
11. Round tip	45	42	37	31	27
12. Chuck blade (bone-in)	30	28	26	23	19
13. Chuck arm (bone-in)	30	28	26	23	19
14. Flank	39	39	38	38	34
15. Cube				28	28
II. Roasts:					
1. Rib standing (chine bone-in 10-inch cut)	33	31	29	25	21
2. Rib standing (chine bone-in 7-inch cut)	35	33	31	26	22
3. Round tip	45	42	37	31	27
4. Rump (bone-in)	28	26	23	19	15
5. Rump (boneless)	45	42	37	31	27
6. Chuck blade pot roast	30	28	26	23	19
7. Chuck arm pot roast	30	28	26	23	19
8. Chuck or shoulder (boneless)	38	36	33	30	26
9. English cut	30	28	26	23	19
10. Rib roast (boneless, rolled)				32	32
11. Short loin (boneless, rolled)				44	44
III. Stews and other cuts:					
1. Short ribs	21	21	20	20	16
2. Plate (bone-in) (fresh or cured)	21	21	20	20	16
3. Plate (boneless) (fresh or cured)	26	26	24	24	20
4. Brisket (bone-in) (fresh or cured)	26	26	23	23	19
5. Brisket (boneless) (fresh or cured) (deckle on)	34	34	29	29	25
6. Brisket (boneless) (fresh or cured) (deckle off)	39	39	34	34	
7. Flank meat	29	29	28	28	24
8. Neck (bone-in)	26	26	23	23	19
9. Neck (boneless)	32	30	28	25	21
10. Heel of round (boneless)	32	30	26	22	18
11. Shank (bone-in) (hind and fore)	20	20	19	19	15
12. Shank (boneless) (hind and fore)	27	27	27	27	23
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	75	75	72	72	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	81	81	81		
IV. Ground beef	29	29	29	29	29
V. Wholesale cuts:					
1. Round beef (whole)	26	25	22	19	15
2. Sirloin (whole)	32	30	25	21	17
3. Short loin beef (whole)	38	36	30	26	22
4. Flank beef (whole)	16	16	16	16	12
5. Rib beef (whole)	28	27	25	22	18
6. Regular chuck (whole)	24	22	21	18	14
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	20	20	17	17	13
9. Shank (whole)	15	16	14	14	10

33. In section 22 (v) (1) the table of prices for "Beef" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 South.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porthouse	51	48	40	35	31
2. T-bone	51	48	40	35	31
3. Club	51	48	40	35	31
4. Rib—10-inch cut	32	30	28	24	20
5. Rib—7-inch cut	34	32	30	25	21
6. Sirloin	42	40	33	28	24
7. Pin bone	42	40	33	28	24
8. Sirloin (boneless)	53	50	40	35	31
9. Round (bone-in) (full cut)	41	38	34	29	25
10. Round (boneless) (top and bottom)	43	40	36	30	26
11. Round tip	43	40	36	30	26
12. Chuck blade (bone-in)	29	27	25	22	18
13. Chuck arm (bone-in)	29	27	25	22	18
14. Flank	38	38	37	37	32
15. Cube				27	27
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	32	30	28	24	20
2. Rib standing (chine bone-in, 7-inch cut)	34	32	30	25	21
3. Round tip	43	40	36	30	26
4. Rump (bone-in)	27	25	22	18	14
5. Rump (boneless)	43	40	36	30	26
6. Chuck blade pot roast	29	27	25	22	18
7. Chuck arm pot roast	29	27	25	22	18
8. Chuck or shoulder (boneless)	37	35	32	29	25
9. English cut	29	27	25	22	18
10. Rib roast (boneless rolled)				31	31
11. Short loin (boneless rolled)				43	43
III. Stews and other cuts:					
1. Short ribs	20	20	19	19	15
2. Plate (bone-in) (fresh or cured)	20	20	19	19	15
3. Plate (boneless) (fresh or cured)	25	25	23	23	19
4. Brisket (bone-in) fresh or cured)	25	25	22	22	18
5. Brisket (boneless) (fresh or cured, deckle on)	33	33	28	28	24
6. Brisket (boneless) (fresh or cured, deckle off)	38	38	33	33	
7. Flank meat	28	28	27	27	23
8. Neck (bone-in)	25	25	22	22	18
9. Neck (boneless)	31	29	27	24	20
10. Heel of round (boneless)	31	29	25	21	17
11. Shank (bone-in) (hind and fore)	19	19	18	18	14
12. Shank (boneless) (hind and fore)	26	26	26	26	22
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (deckle off)	72	72	69	69	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	78	78	78		
IV. Ground beef	28	28	28	28	28
V. Wholesale cuts:					
1. Round beef (whole)	25	24	21	18	14
2. Sirloin (whole)	31	29	24	20	16
3. Short loin beef (whole)	37	35	29	25	21
4. Flank beef (whole)	15	15	15	15	11
5. Rib beef (whole)	27	26	24	21	17
6. Regular chuck (whole)	23	21	20	17	13
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	19	19	16	16	12
9. Shank (whole)	14	14	14	14	10

34. In section 22 (w) the table of prices for "Beef" is amended to read as follows:

(w) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 10.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	56	52	45	38	34
2. T-bone	56	52	45	38	34
3. Club	56	52	45	38	34
4. Rib 10-inch cut	36	34	32	28	24
5. Rib 7-inch cut	39	37	34	30	26
6. Sirloin	47	45	37	32	28
7. Pin bone	47	45	37	32	28
8. Sirloin (boneless)	58	55	45	39	35
9. Round (bone in) (full cut)	46	43	38	32	28
10. Round (boneless) (top and bottom)	48	45	40	34	30
11. Round tip	48	45	40	34	30
12. Chuck blade (bone in)	33	31	28	25	21
13. Chuck arm (bone-in)	33	31	28	25	21
14. Flank	41	41	41	41	37
15. Cube				32	32
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	36	34	32	28	24
2. Rib standing (chine bone-in, 7-inch cut)	39	37	34	30	26
3. Round tip	48	45	40	34	30
4. Rump (bone-in)	30	29	25	21	17
5. Rump (boneless)	48	45	40	34	30
6. Chuck blade pot roast	33	31	28	25	21
7. Chuck arm pot roast	33	31	28	25	21
8. Chuck or shoulder (boneless)	42	39	37	33	29
9. English cut	33	31	28	25	21
10. Rib roast (boneless, rolled)				37	37
11. Short loin (boneless, rolled)				47	47
III. Stews and other cuts:					
1. Short ribs	23	23	21	21	17
2. Plate (bone-in) (fresh or cured)	23	23	21	21	17
3. Plate (boneless) (fresh or cured)	28	28	26	26	22
4. Brisket (bone-in) (fresh or cured)	28	28	24	24	20
5. Brisket (boneless) (fresh or cured) (deckle on)	36	36	31	31	27
6. Brisket (boneless) (cured) (deckle off)	41	41	36	36	
7. Flank meat	31	31	30	30	26
8. Neck (bone-in)	28	28	24	24	20
9. Neck (boneless)	35	33	30	27	23
10. Heel of round (boneless)	34	33	29	24	20
11. Shank (bone-in) (hind and fore)	21	21	21	21	17
12. Shank (boneless) (hind and fore)	29	29	29	29	25
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle off)	77	77	74	74	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	96	96	96		
IV. Ground beef	31	31	31	31	31
V. Wholesale cuts:					
1. Round beef (whole)	27	26	23	20	16
2. Sirloin beef (whole)	33	31	25	22	18
3. Short loin beef (whole)	39	36	31	26	22
4. Flank beef (whole)	17	17	16	16	12
5. Rib beef (whole)	29	28	26	22	18
6. Regular chuck (whole)	25	23	21	19	15
7. Short plate (whole)	18	18	16	16	12
8. Brisket (whole)	20	20	18	18	14
9. Shank (whole)	15	15	15	15	11

35. In section 22 (x) the table of prices for "Beef" is amended to read as follows:

(x) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 10.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	54	50	43	36	32
2. T-bone	54	50	43	36	32
3. Club	54	50	43	36	32
4. Rib—10-inch cut	33	31	29	25	21
5. Rib—7-inch cut	36	34	31	27	23
6. Sirloin	45	43	35	30	26
7. Pin bone	45	43	35	30	26
8. Sirloin (boneless)	55	53	43	37	33
9. Round (bone-in full cut)	43	41	36	30	26
10. Round (boneless top and bottom)	45	42	37	31	27
11. Round tip	45	42	37	31	27
12. Chuck blade (bone-in)	30	29	26	24	20
13. Chuck arm (bone-in)	30	29	26	24	20
14. Flank	39	39	39	39	35
15. Cube				29	29
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	33	31	29	25	21
2. Rib standing (chine bone-in, 7-inch cut)	36	34	31	27	23
3. Round tip	45	42	37	31	27
4. Rump (bone-in)	28	27	23	20	16
5. Rump (boneless)	45	42	37	31	27
6. Chuck blade pot roast	30	29	26	24	20
7. Chuck arm pot roast	30	29	26	24	20
8. Chuck or shoulder (boneless)	39	37	34	30	26
9. English cut	30	29	26	24	20
10. Rib roast (boneless, rolled)				32	32
11. Short loin (boneless, rolled)				44	44
III. Stews and other cuts:					
1. Short ribs	22	22	20	20	16
2. Plate (bone-in) (fresh or cured)	22	22	20	20	16
3. Plate (boneless) (fresh or cured)	27	27	25	25	21
4. Brisket (bone-in) (fresh or cured)	27	27	23	23	19
5. Brisket (boneless) (fresh or cured) (deckle on)	35	35	30	30	26
6. Brisket (boneless) (fresh or cured) (deckle-off)	40	40	35	35	
7. Flank meat	29	29	29	29	25
8. Neck (bone-in)	27	27	23	23	19
9. Neck (boneless)	32	30	28	25	21
10. Heel of round (boneless)	32	30	27	23	19
11. Shank (bone-in, hind and fore)	20	20	20	20	16
12. Shank (boneless, hind and fore)	27	27	27	27	23
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle-off)	76	76	73	73	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	82	82	82		
IV. Ground beef	30	30	30	30	30
V. Wholesale cuts:					
1. Round beef (whole)	27	25	22	19	15
2. Sirloin beef (whole)	32	31	25	22	18
3. Short loin beef (whole)	39	36	31	26	22
4. Flank beef (whole)	20	27	25	22	18
5. Rib beef (whole)	29	27	25	22	18
6. Regular chuck (whole)	24	23	21	19	15
7. Short plate (whole)	17	17	16	16	12
8. Brisket (whole)	20	20	17	17	13
9. Shank (whole)	15	15	15	15	11

36. In section 22 (x) (1) the table of prices for "Beef" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 10.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	52	48	41	35	31
2. T-bone	52	48	41	35	31
3. Club	52	48	41	35	31
4. Rib—10-inch cut	32	30	28	24	20
5. Rib—7-inch cut	35	33	30	26	22
6. Sirloin	43	41	34	29	25
7. Pin bone	43	41	34	29	25
8. Sirloin (boneless)	53	51	41	36	32
9. Round (bone-in) (full cut)	41	39	35	29	25
10. Round (boneless) (top and bottom)	43	40	36	30	26
11. Round tip	43	40	36	30	26
12. Chuck blade (bone-in)	29	28	25	23	19
13. Chuck arm (bone-in)	29	28	25	23	19
14. Flank	38	38	38	38	34
15. Cube				28	28
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	32	30	28	24	20
2. Rib standing (chine bone-in, 7-inch cut)	35	33	30	26	22
3. Round tip	43	40	36	30	26
4. Rump (bone-in)	27	26	22	19	15
5. Rump (boneless)	43	40	36	30	26
6. Chuck blade pot roast	29	28	25	23	19
7. Chuck arm pot roast	29	28	25	23	19
8. Chuck or shoulder (boneless)	38	36	33	29	25
9. English cut	29	28	25	23	19
10. Rib roast (boneless rolled)				31	31
11. Short loin (boneless rolled)				43	43
III. Stews and other cuts:					
1. Short ribs	21	21	19	19	15
2. Plate (bone-in) (fresh or cured)	21	21	19	19	15
3. Plate (boneless) (fresh or cured)	26	26	24	24	20
4. Brisket (bone-in) (fresh or cured)	26	26	22	22	18
5. Brisket (boneless) (fresh or cured) (deckle-on)	34	34	29	29	25
6. Brisket (boneless) (fresh or cured) (deckle-off)	38	38	34	34	
7. Flank meat	28	28	28	28	24
8. Neck (bone-in)	26	26	22	22	18
9. Neck (boneless)	31	29	26	22	18
10. Heel of round (boneless)	31	29	26	22	18
11. Shank (bone-in) (hind and fore)	19	19	19	19	15
12. Shank (boneless) (hind and fore)	26	26	26	26	22
13. Soup bone	3	3	3	3	3
14. Suet	5	5	5	5	5
15. Cooked corned beef brisket (boneless) (deckle-off)	73	73	70	70	
16. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	79	79	79		
IV. Ground beef	29	29	29	29	29
V. Wholesale cuts:					
1. Round beef (whole)	26	24	21	18	14
2. Sirloin beef (whole)	31	30	24	21	17
3. Short loin beef (whole)	37	35	30	25	21
4. Flank beef (whole)	18	26	25	22	18
5. Rib beef (whole)	28	26	24	21	17
6. Regular chuck (whole)	23	22	20	18	14
7. Short plate (whole)	19	16	15	13	12
8. Brisket (whole)	14	19	16	16	12
9. Shank (whole)	14	14	14	14	11

37. In section 28 (a) in the table of prices the items set forth below are amended to read as follows:

(a) *Retail ceiling prices for beef variety meats and edible by-products: Fresh, cured and frozen—Group 1 and 2 stores.*

[Price per pound]

	Zone 1	Zone 2	Zones 3, 4, 4a	Zone 5	Zone 6	Zone 7	Zone 8	Zone 9	Zone 10
Livers, unblemished	42	41	40	40	40	41	41	42	42
Livers, blemished	36	35	34	34	34	35	35	35	36

38. In section 28 (b) in the table of prices the items set forth below are amended to read as follows:

(b) *Retail ceiling prices for beef variety meats and edible by-products: Fresh, cured and frozen—Group 3 and 4 stores and Group 3B and 4B stores.*

[Price per pound]

	Zone 1	Zone 2	Zones 3, 4, 4a	Zone 5	Zone 6	Zone 7	Zone 8	Zone 9	Zone 10
Livers, unblemished	40	38	37	38	38	38	39	39	40
Livers, blemished	34	33	32	32	32	33	33	33	34

39. In section 29 (a) the table of prices is amended to read as follows:

(a) *Retail ceiling prices for dried beef (sliced), Group 1 and 2 stores.*

[Price per pound in bulk. Price per package for ¼ pound cellophane or other moisture resistant package]

	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4a	Zone 5	Zone 6	Zone 7	Zone 8	Zone 9	Zone 10
Dried beef sliced:											
Bulk, unpackaged	74	73	72	72	72	73	73	73	74	74	74
¼-pound cellophane package	20	20	20	20	20	20	20	20	20	20	20

40. In section 29 (b) the table of prices is amended to read as follows:

(b) *Retail ceiling prices for dried beef (sliced), Group 3 and 4 stores and Group 3B and 4B stores.*

[Price per pound in bulk. Price per package for ¼ pound cellophane or other moisture resistant packages]

	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4a	Zone 5	Zone 6	Zone 7	Zone 8	Zone 9	Zone 10
Dried beef sliced:											
Bulk, unpackaged	71	70	69	69	69	70	70	70	71	71	71
¼-pound cellophane package	19	19	19	19	19	19	19	19	19	19	19

41. In section 30 (a) the table of prices for "Beef" is amended to read as follows:

(a) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 1.*

[For all stores permitted to make such sales]

ZONE 1

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	47	44	37	32	28
2. T-bone	47	44	37	32	28
3. Club	47	44	37	32	28
4. Rib—10-inch cut	31	29	27	24	20
5. Rib—7-inch cut	33	32	29	26	22
6. Sirloin	39	37	31	27	23
7. Pin bone	39	37	31	27	23
8. Sirloin (boneless)	48	46	38	32	28
9. Round (bone-in) (full cut)	39	36	32	28	24
10. Round (boneless) (top and bottom)	40	38	34	28	24
11. Round (tip)	40	38	34	28	24
12. Chuck blade (bone-in)	28	26	25	22	18
13. Chuck arm (bone-in)	28	26	25	22	18
14. Flank	36	36	36	36	32
15. Cube				26	26
16. Trimmed beef tenderloin:					
a. Under 3 pounds					34
b. 3-5 pounds					37
c. Over 5 pounds					43
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	31	29	27	24	20
2. Rib standing (chine bone-in, 7-inch cut)	33	32	29	26	22
3. Round tip	40	38	34	28	25
4. Rump (bone-in)	26	24	22	19	15
5. Rump (boneless)	40	38	34	28	24
6. Chuck blade pot roast	28	26	25	22	18
7. Chuck arm pot roast	28	26	25	22	18
8. Chuck or shoulder (boneless)	36	34	31	28	24
9. English cut	28	26	25	22	18

[For all stores permitted to make such sales]

ZONE 1

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
II. Roasts—Continued					
10. Rib roast (boneless rolled)				31	31
11. Short loin (boneless rolled)				39	39
III. Stews and other cuts:					
1. Short ribs	19	19	18	18	14
2. Plate (bone-in) (fresh or cured)	19	19	18	18	14
3. Plate (boneless) (fresh or cured)	24	24	22	22	18
4. Brisket (bone-in) (fresh or cured)	24	24	21	21	17
5. Brisket (boneless) (cured, deckle off)	36	36	32	32	28
6. Flank meat	26	26	26	26	22
7. Neck (bone-in)	24	24	21	21	17
8. Neck (boneless)	30	28	26	24	20
9. Heel or round (boneless)	29	28	25	21	17
10. Shank (bone-in) (hind and fore)	18	18	18	18	14
11. Shank (boneless) (hind and fore)	24	24	24	24	20
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14. Cooked corned beef brisket (boneless) (deckle off)	69	69	66	66	
15. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	75	75	75		
IV. Ground beef	26	26	26	26	26
V. Wholesale cuts:					
1. Round (whole)	25	24	21	18	14
2. Sirloin (whole)	30	29	24	21	17
3. Short loin (whole)	36	33	28	25	21
4. Flank (whole)	15	15	15	15	11
5. Rib (whole)	27	26	24	21	17
6. Regular chuck (whole)	23	21	20	18	14
7. Short plate (whole)	16	16	16	16	12
8. Brisket (whole)	19	19	17	17	13
9. Shank (whole)	14	14	14	14	10

42. In section 30 (b) the table of prices for "Beef" is amended to read as follows:

(b) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 2.*

[For all stores permitted to make such sales]

ZONE 2

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	46	43	36	31	27
2. T-bone	46	43	36	31	27
3. Club	46	43	36	31	27
4. Rib, 10-inch cut	29	28	26	23	19
5. Rib, 7-inch cut	32	30	28	25	21
6. Sirloin	38	36	29	25	21
7. Pin bone	38	36	29	25	21
8. Sirloin (boneless)	47	44	36	31	27
9. Round (bone-in) (full cut)	37	35	31	26	22
10. Round (boneless) (top and bottom)	39	36	32	27	23
11. Round (tip)	39	36	32	27	23
12. Chuck blade (bone-in)	27	25	24	21	17
13. Chuck arm (bone-in)	27	25	24	21	17
14. Flank	35	35	35	35	31
15. Cube				25	25
16. Trimmed beef tenderloin:					
a. under 3 pounds					33
b. 3–5 pounds					36
c. over 5 pounds					42
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	29	28	26	23	19
2. Rib standing (chine bone-in, 7-inch cut)	32	30	28	25	21
3. Round tip	39	36	32	27	23
4. Rump (bone-in)	25	23	21	17	13
5. Rump (boneless)	39	36	32	27	23
6. Chuck blade pot roast	27	25	24	21	17
7. Chuck arm pot roast	27	25	24	21	17
8. Chuck or shoulder (boneless)	34	32	30	27	23
9. English cut	27	25	24	21	17
10. Rib roast (boneless rolled)				30	30
11. Short loin (boneless rolled)				38	38
III. Stews and other cuts:					
1. Short ribs	18	18	17	17	13
2. Plate (bone-in) (fresh or cured)	18	18	17	17	13
3. Plate (boneless) (fresh or cured)	22	22	21	21	17
4. Brisket (bone-in) (fresh or cured)	23	23	20	20	16
5. Brisket (boneless) (cured) (deckle off)	34	34	30	30	26
6. Flank meat	24	24	24	24	20
7. Neck (bone-in)	23	23	20	20	16
8. Neck (boneless)	28	27	25	22	18
9. Heel of round (boneless)	28	26	23	20	16
10. Shank (bone-in) (hind and fore)	17	17	17	17	13
11. Shank (boneless) (hind and fore)	23	23	23	23	19
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14. Cooked corned beef brisket (boneless) (deckle off)	66	66	63	63	
15. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	72	72	72		
IV. Ground beef	25	25	25	25	25
V. Wholesale cuts:					
1. Round (whole)	24	23	20	18	14
2. Sirloin (whole)	29	28	23	20	16
3. Short loin (whole)	35	33	27	24	20
4. Flank (whole)	14	14	14	14	10
5. Rib (whole)	26	25	23	20	16
6. Regular chuck (whole)	22	20	19	17	13
7. Short plate (whole)	15	15	15	15	11
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	13	13	13	13	9

43. In section 30 (c) the table of prices for "Beef" is amended to read as follows:

(c) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 3.*

[For all stores permitted to make such sales]

ZONE 3

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	44	41	34	30	26
2. T-bone	44	41	34	30	26
3. Club	44	41	34	30	26
4. Rib, 10-inch cut	28	27	25	22	18
5. Rib, 7-inch cut	31	29	27	23	19
6. Sirloin	36	35	28	24	20
7. Pin bone	36	35	28	24	20
8. Sirloin (boneless)	45	43	35	29	25
9. Round (bone-in) (full cut)	36	34	30	25	21
10. Round (boneless) (top and bottom)	37	35	31	26	22
11. Round (tip)	37	35	31	26	22
12. Chuck blade (bone-in)	26	24	22	20	16
13. Chuck arm (bone-in)	33	33	33	23	29
14. Flank				24	24
15. Cube					
16. Trimmed beef tenderloin:					
a. Under 3 pounds					32
b. 3–5 pounds					35
c. Over 5 pounds					41
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	28	27	25	22	18
2. Rib standing (chine bone-in, 7-inch cut)	31	29	27	23	19
3. Round tip	37	35	31	26	22
4. Rump (bone-in)	23	22	19	16	12
5. Rump (boneless)	37	35	31	26	22
6. Chuck blade pot roast	26	24	22	20	16
7. Chuck arm pot roast	26	24	22	20	16
8. Chuck or shoulder (boneless)	33	30	28	25	21
9. English cut	26	24	22	20	16
10. Rib roast (boneless rolled)				28	28
11. Short loin (boneless rolled)				36	36
III. Stews and other cuts:					
1. Short Ribs	17	17	16	16	12
2. Plate (bone in) (fresh or cured)	17	17	16	16	12
3. Plate (boneless) (fresh or cured)	21	21	19	19	15
4. Brisket (bone in) (fresh or cured)	21	21	19	19	15
5. Brisket (boneless) (cured, deckle off)	32	32	28	28	24
6. Flank meat	22	22	22	22	18
7. Neck (bone-in)	21	21	19	19	15
8. Neck (boneless)	27	25	24	21	17
9. Heel of round (boneless)	26	25	22	18	14
10. Shank (bone-in) (hind and fore)	16	16	16	16	12
11. Shank (boneless) (hind and fore)	21	21	21	21	17
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14. Cooked corned beef brisket (boneless) (deckle off)	63	63	60	60	----
15. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	68	68	68	----	----
IV. (Ground beef	23	23	23	23	23
V. Wholesale cuts:					
1. Round (whole)	23	22	20	17	13
2. Sirloin (whole)	28	27	22	19	15
3. Short loin (whole)	34	32	26	23	19
4. Flank (whole)	14	14	14	14	10
5. Rib (whole)	25	24	22	19	15
6. Regular chuck (whole)	21	20	18	16	12
7. Short plate (whole)	15	15	14	14	10
8. Brisket (whole)	17	17	15	15	11
9. Shank (whole)	13	13	13	13	9

44. In section 30 (d) the table of prices for "Beef" is amended to read as follows:

(d) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 4.*

[For all stores permitted to make such sales]

ZONE 4

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	44	41	34	30	26
2. T-bone	44	41	34	30	26
3. Club	44	41	34	30	26
4. Rib–10-inch cut	28	27	25	22	18
5. Rib–7-inch cut	31	29	27	23	19
6. Sirloin	36	35	28	24	20
7. Pin bone	36	35	28	24	20
8. Sirloin (boneless)	45	43	35	29	25
9. Round (bone-in) (full cut)	36	34	30	25	21
10. Round (boneless) (top bottom)	37	35	31	26	22
11. Round tip	37	35	31	26	22
12. Chuck blade (bone-in)	26	24	22	20	16
13. Chuck arm (bone-in)	26	24	22	20	16
14. Flank	33	33	33	23	29
15. Cube				24	24
16. Trimmed beef tenderloin:					
a. Under 3 pounds					32
b. 3–5 pounds					35
c. Over 5 pounds					41
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	28	27	25	22	18
2. Rib standing (chine bone-in, 7-inch cut)	31	29	27	23	19
3. Round tip	37	35	31	26	22
4. Rump (bone-in)	23	22	19	16	12
5. Rump (boneless)	37	35	31	26	22
6. Chuck blade pot roast	26	24	22	20	16
7. Chuck arm pot roast	26	24	22	20	16
8. Chuck or shoulder (boneless)	33	30	28	25	21
9. English cut	26	24	22	20	16
10. Rib roast (boneless rolled)				28	28
11. Short loin (boneless rolled)				36	36
III. Stews and other cuts:					
1. Short ribs	17	17	16	16	12
2. Plate (bone-in) fresh or cured	17	17	16	16	12
3. Plate (boneless) fresh or cured	21	21	19	19	15
4. Brisket (bone-in) fresh or cured	21	21	19	19	15
5. Brisket (boneless) (cured, deckle off)	32	32	28	28	24
6. Flank meat	22	22	22	22	18
7. Neck (bone-in)	21	21	19	19	15
8. Neck (boneless)	27	25	24	21	17
9. Heel of round (boneless)	26	25	22	18	14
10. Shank (bone-in) (hind and fore)	16	16	16	16	12
11. Shank (boneless) (hind and fore)	21	21	21	21	17
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14. Cooked corned beef brisket (boneless) (deckle off)	63	63	60	60	----
15. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	68	68	68	----	----
IV. (Ground beef	23	23	23	23	23
V. Wholesale cuts:					
1. Round (whole)	23	22	20	17	13
2. Sirloin (whole)	28	27	22	19	15
3. Short loin (whole)	34	32	26	23	19
4. Flank (whole)	14	14	14	14	10
5. Rib (whole)	25	24	22	19	15
6. Regular chuck (whole)	21	20	18	16	12
7. Short plate (whole)	15	15	14	14	10
8. Brisket (whole)	17	17	15	15	11
9. Shank (whole)	13	13	13	13	9

45. In section 30 (e) the table of prices for "Beef" is amended to read as follows:

(e) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 5.*

[For all stores permitted to make such sales]

ZONE 5

[cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	42	42	35	30	26
2. T-bone	45	42	35	30	26
3. Club	45	42	35	30	26
4. Rib—10-inch cut	29	27	25	22	18
5. Rib—7-inch cut	37	35	28	24	20
6. Sirloin	37	35	29	24	20
7. Pin bone	37	36	29	25	21
8. Sirloin (boneless)	45	44	36	30	26
9. Round (bone-in) (full cut)	36	34	30	25	21
10. Round (boneless) (top and bottom)	38	35	31	26	22
11. Round (tip)	38	35	31	26	22
12. Chuck blade (bone-in)	26	24	23	20	16
13. Chuck arm (bone-in)	26	24	23	20	16
14. Flank	33	33	33	23	29
15. Cube				24	24
16. Trimmed beef tenderloin:					
a. Under 3 pounds					32
b. 3–5 pounds					35
c. Over 5 pounds					41
II. Roasts:					
1. Rib standing (chine bone-in, 10 inch cut)	29	27	25	22	18
2. Rib standing (chine bone-in, 7 inch cut)	32	30	28	24	20
3. Round tip	38	36	32	26	22
4. Rump (bone-in)	24	23	20	17	13
5. Rump (boneless)	38	35	31	26	22
6. Chuck blade pot roast	26	25	23	21	17
7. Chuck arm pot roast	26	24	23	20	16
8. Chuck or shoulder (boneless)	33	31	29	26	22
9. English cut	26	24	23	20	16
10. Rib roast (boneless rolled)				28	28
11. Short loin (boneless rolled)				36	36
III. Stews and other cuts:					
1. Short ribs	17	17	16	16	12
2. Plate (bone-in) (fresh or cured)	17	17	16	16	12
3. Plate (boneless) (fresh or cured)	21	21	20	20	16
4. Brisket (bone-in) (fresh or cured)	22	22	19	19	15
5. Brisket (boneless) (cured, deckle off)	33	33	29	29	25
6. Flank meat	23	23	23	23	19
7. Neck (bone-in)	22	22	19	19	15
8. Neck (boneless)	28	26	25	22	18
9. Heel of round (boneless)	27	25	22	19	15
10. Shank (bone-in) (hind and fore)	16	16	16	16	12
11. Shank (boneless) (hind and fore)	22	22	22	22	18
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14. Cooked corned beef brisket (boneless) (deckle off)	65	65	62	62	----
15. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	70	70	70	----	----
IV. (Ground beef	24	24	24	24	24
V. Wholesale cuts:					
1. Round (whole)	24	22	20	17	13
2. Sirloin (whole)	29	27	22	19	15
3. Short loin (whole)	34	32	27	23	19
4. Flank (whole)	14	14	14	14	10
5. Rib (whole)	25	24	22	20	16
6. Regular chuck (whole)	21	20	19	17	13
7. Short plate (whole)	15	15	14	14	10
8. Brisket (whole)	17	17	15	15	11
9. Shank (whole)	13	13	13	13	9

46. In section 30 (f) the table of prices for "Beef" is amended to read as follows:

(f) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 6.*

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	45	42	35	31	27
2. T-bone	45	42	35	31	27
3. Club	45	42	35	31	27
4. Rib—10-inch cut	29	28	26	23	19
5. Rib—7-inch cut	32	30	28	24	20
6. Sirloin	37	36	29	25	21
7. Pin bone	38	36	29	25	21
8. Sirloin (boneless)	47	44	36	31	27
9. Round (bone-in) (full cut)	37	35	31	26	22
10. Round (boneless) (top and bottom)	38	36	32	26	22
11. Round tip	39	36	32	26	22
12. Chuck blade (bone-in)	26	25	23	21	17
13. Chuck arm (bone-in)	26	25	23	21	17
14. Flank	34	34	34	34	30
15. Cube				24	24
16. Trimmed beef tenderloin:					
a. Under 3 lb					33
b. 3–5 lbs					36
c. Over 5 lbs					42
II. Roasts:					
1. Rib standing (chine bone-in 10-inch cut)	29	28	26	23	19
2. Rib standing (chine bone-in 7-inch cut)	32	30	28	24	20
3. Round tip	38	36	32	26	22
4. Rump (bone-in)	24	23	20	17	13
5. Rump (boneless)	38	36	32	26	22
6. Chuck blade pot roast	26	25	23	21	17
7. Chuck arm pot roast	26	25	23	21	17
8. Chuck or shoulder (boneless)	33	31	29	26	22
9. English cut	26	25	23	21	17
10. Rib roast (boneless, rolled)				29	29
11. Short loin (boneless, rolled)				37	37
III. Stews and other cuts:					
1. Short ribs	18	18	17	17	13
2. Plate (bone-in) (fresh or cured)	18	18	17	17	13
3. Plate (boneless) (fresh or cured)	22	22	20	20	16
4. Brisket (bone-in) (fresh or cured)	22	22	19	19	15
5. Brisket (boneless) (cured) (deckled off)	34	34	30	30	26
6. Flank meat	23	23	23	23	19
7. Neck (bone-in)	22	22	19	19	15
8. Neck (boneless)	28	26	25	22	18
9. Heel of round (boneless)	27	26	23	19	15
10. Shank (bone-in) (hind and fore)	16	16	16	16	12
11. Shank (boneless) (hind and fore)	22	22	22	22	18
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14 Cooked corned beef brisket (boneless) (deckle off)	66	66	63	63	----
15. Peppered Beef or Pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides, or knuckles)	71	71	71	----	----
IV Ground beef	24	24	24	24	24
V. Wholesale cuts:					
1. Round (whole)	24	23	20	17	13
2. Sirloin (whole)	29	28	23	19	15
3. Short loin (whole)	35	32	27	24	20
4. Flank (whole)	14	14	14	14	10
5. Rib (whole)	26	24	23	20	16
6. Regular chuck (whole)	21	20	19	17	13
7. Short plate (whole)	15	15	14	14	10
8. Brisket (whole)	18	18	15	15	11
9. Shank (whole)	13	13	13	13	9

47. In section 30 (g) the table of prices for "Beef" is amended to read as follows:

(g) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 7.*

[For all stores permitted to make such sales]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	46	43	36	31	27
2. T-bone	46	43	36	31	27
3. Club	46	43	36	31	27
4. Rib—10-inch cut	29	28	26	23	19
5. Rib—7-inch cut	32	30	28	24	20
6. Sirloin	38	36	29	25	21
7. Pin bone	38	36	29	25	21
8. Sirloin (boneless)	47	44	36	31	27
9. Round (bone-in) (full cut)	37	35	31	26	22
10. Round (boneless) (top and bottom)	39	36	32	27	23
11. Round tip	39	36	32	27	23
12. Chuck blade (bone-in)	27	25	24	21	17
13. Chuck arm (bone-in)	27	25	24	21	17
14. Flank	35	35	35	31	31
15. Cube				25	25
16. Trimmed beef tenderloin:					
a. Under 3 lbs					33
b. 3–5 lbs					36
c. Over 5 lbs					42
II. Roasts:					
1. Rib standing (chine bone-in 10-inch cut)	29	28	26	23	19
2. Rib standing (chine bone-in 7-inch cut)	32	30	28	25	21
3. Round tip	39	36	32	27	23
4. Rump (bone-in)	25	23	21	17	13
5. Rump (boneless)	39	36	32	27	23
6. Chuck blade pot roast	27	25	24	21	17
7. Chuck arm pot roast	27	25	24	21	19
8. Chuck or shoulder (boneless)	34	32	30	27	23
9. English cut	27	25	24	21	17
10. Rib roast (boneless, rolled)				30	30
11. Short loin (boneless, rolled)				38	38
III. Stews and other cuts:					
1. Short ribs	18	18	17	17	13
2. Plate (bone-in) (fresh or cured)	18	18	17	17	13
3. Plate (boneless) (fresh or cured)	22	22	21	21	17
4. Brisket (bone-in) (fresh or cured)	23	23	20	20	16
5. Brisket (boneless) (cured) (deckle off)	34	34	30	30	26
6. Flank meat	24	24	24	24	20
7. Neck (bone-in)	23	23	20	20	16
8. Neck (boneless)	28	27	25	22	18
9. Heel of round (boneless)	26	26	23	20	16
10. Shank (bone-in) (hind and fore)	17	17	17	17	13
11. Shank (boneless) (hind and fore)	23	23	23	23	19
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14. Cooked corned beef brisket (boneless) (deckle off)	66	66	63	63	----
15. Peppered Beef or Pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides, or knuckles)	72	72	72	----	----
IV Ground beef	25	25	25	25	25
V. Wholesale cuts:					
1. Round (whole)	24	23	20	18	14
2. Sirloin (whole)	29	28	23	20	16
3. Short loin (whole)	35	33	27	24	20
4. Flank (whole)	14	14	14	14	10
5. Rib (whole)	26	25	23	20	16
6. Regular chuck (whole)	22	20	19	17	13
7. Short plate (whole)	15	15	15	15	11
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	13	13	13	13	9

48. In section 30 (h) the table of prices for "Beef" is amended to read as follows:

(h) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 8 North.*

[For all stores permitted to make such sales]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	46	43	36	32	28
2. T-bone	46	43	36	32	28
3. Club	46	43	36	32	28
4. Rib—10-inch cut	30	28	26	23	19
5. Rib—7-inch cut	33	31	29	25	21
6. Sirloin	38	36	30	26	22
7. Pin Bone	38	36	30	26	22
8. Sirloin (boneless)	47	45	37	31	27
9. Round (bone-in) (full cut)	38	36	32	27	23
10. Round (boneless) (top and bottom)	39	37	33	28	24
11. Round tip	39	37	33	28	24
12. Chuck blade (bone-in)	27	26	24	21	17
13. Chuck arm (bone-in)	27	26	24	21	17
14. Flank	35	35	35	35	31
15. Cube				26	26
16. Trimmed beef tenderloin:					
a. Under 3 pounds					33
b. 3-5 pounds					36
c. Over 5 pounds					43
II. Roasts:					
1. Rib standing (chine bone-in 10 inch cut)	30	28	26	23	19
2. Rib standing (chine bone-in 7-inch cut)	33	31	29	25	21
3. Round tip	39	37	33	28	24
4. Rump (bone-in)	25	24	21	18	14
5. Rump (boneless)	39	37	33	28	24
6. Chuck blade pot roast	27	26	24	21	17
7. Chuck arm pot roast	27	26	24	21	17
8. Chuck shoulder (boneless)	35	33	30	27	23
9. English cut	27	26	24	21	17
10. Rib roast (boneless rolled)				30	30
11. Short loin (boneless rolled)				39	39
III. Stews and other cuts:					
1. Short ribs	18	18	17	17	13
2. Plate (bone-in—fresh or cured)	18	18	17	17	13
3. Plate (boneless—fresh or cured)	23	23	21	21	17
4. Brisket (bone-in—fresh or cured)	23	23	20	20	16
5. Brisket (boneless—cured—deckle off)	35	35	31	31	27
6. Flank meat	25	25	25	25	21
7. Neck (bone-in)	23	23	20	20	16
8. Neck (boneless)	29	27	25	23	19
9. Heel of round (boneless)	28	27	24	20	16
10. Shank (bone-in—hind and fore)	17	17	17	17	13
11. Shank (boneless—hind and fore)	23	23	23	23	19
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14. Cooked corned beef brisket (boneless) (deckle off)	67	67	64	64	----
15. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	73	73	73	----	----
IV. Ground beef	25	25	25	25	25
V. Wholesale cuts:					
1. Round (whole)	24	23	21	18	14
2. Sirloin (whole)	29	28	23	20	16
3. Short loin (whole)	35	33	28	24	20
4. Flank (whole)	15	15	15	15	11
5. Rib (whole)	26	25	23	20	16
6. Regular chuck (whole)	22	21	19	17	13
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	14	14	14	14	10

49. In section 30 (i) the table of prices for "Beef" is amended to read as follows:

(i) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 8 South.*

[For all stores permitted to make such sales]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	46	43	36	32	28
2. T-bone	46	43	36	32	28
3. Club	46	43	36	32	28
4. Rib—10-inch cut	30	28	26	23	19
5. Rib—7-inch cut	33	31	29	25	21
6. Sirloin	38	36	30	26	22
7. Pin bone	38	36	30	26	22
8. Sirloin (boneless)	47	45	37	31	27
9. Round (bone-in) (full cut)	35	36	32	27	23
10. Round (boneless) (top and bottom)	39	37	33	28	24
11. Round (tip)	39	37	33	28	24
12. Chuck blade (bone-in)	27	26	24	21	17
13. Chuck arm (bone-in)	27	26	24	21	17
14. Flank	35	35	35	35	31
15. Cube				26	26
16. Trimmed beef tenderloin:					
a. Under 3 pounds					33
b. 3-5 pounds					30
c. Over 5 pounds					43
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	30	28	26	23	19
2. Rib standing (chine bone-in, 7-inch cut)	33	31	29	25	21
3. Round tip	39	37	33	28	24
4. Rump (bone-in)	25	24	21	18	14
5. Rump (boneless)	39	37	33	28	24
6. Chuck blade pot roast	27	26	24	21	17
7. Chuck arm pot roast	27	26	24	21	17
8. Chuck or shoulder (boneless)	35	35	30	27	23
9. English cut	27	26	24	21	17
10. Rib roast (boneless rolled)				36	30
11. Short loin (boneless rolled)				39	39
III. Stews and other cuts:					
1. Short ribs	18	18	17	17	13
2. Plate (bone-in) (fresh or cured)	18	18	17	17	13
3. Plate (boneless) (fresh or cured)	23	23	21	21	17
4. Brisket (bone-in) (fresh or cured)	23	23	20	20	16
5. Brisket (boneless) (cured, deckle off)	35	35	31	31	27
6. Flank meat	25	25	25	25	21
7. Neck (bone-in)	23	23	20	20	16
8. Neck (boneless)	29	27	25	23	19
9. Heel of round (boneless)	28	27	24	20	16
10. Shank (bone-in) (hind and fore)	17	17	17	17	13
11. Shank (boneless) (hind and fore)	23	23	23	23	19
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14. Cooked corned beef brisket (boneless) (deckle off)	67	67	64	64	----
15. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	73	73	73	----	----
IV. Ground beef	25	25	25	25	25
V. Wholesale cuts:					
1. Round (whole)	24	23	21	18	14
2. Sirloin (whole)	29	28	25	20	16
3. Short loin (whole)	35	33	28	24	20
4. Flank (whole)	15	15	15	15	11
5. Rib (whole)	26	25	23	20	16
6. Regular chuck (whole)	22	21	19	17	13
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	14	14	14	14	10

50. In section 30 (j) the table of prices for "Beef" is amended to read as follows:

(j) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 9 North.*

[For all stores permitted to make such sales]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	47	44	37	32	28
2. T-bone	47	44	37	32	28
3. Club	47	44	37	33	28
4. Rib—10-inch cut	30	29	27	24	20
5. Rib—7-inch cut	33	31	29	25	21
6. Sirloin	39	37	30	26	22
7. Pin bone	39	37	30	26	22
8. Sirloin (boneless)	48	45	37	33	28
9. Round (bone-in) (full cut)	35	36	32	27	23
10. Round (boneless) (top and bottom)	40	37	33	28	24
11. Round tip	40	37	33	28	24
12. Chuck blade (bone-in)	28	26	24	22	18
13. Chuck arm (bone-in)	28	26	24	22	18
14. Flank	36	36	36	30	32
15. Cube				26	26
16. Trimmed beef tenderloin:					
a. Under 3 pounds					34
b. 3-5 pounds					37
c. Over 5 pounds					43
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	30	29	27	24	20
2. Rib standing (chine bone-in, 7-inch cut)	33	31	29	25	21
3. Round tip	40	38	33	28	24
4. Rump (bone-in)	25	24	21	18	14
5. Rump (boneless)	40	37	33	28	24
6. Chuck blade pot roast	28	26	24	22	18
7. Chuck arm pot roast	28	26	24	22	18
8. Chuck or shoulder (boneless)	35	33	31	28	24
9. English cut	28	26	24	22	18
10. Rib roast (boneless rolled)				31	31
11. Short loin (boneless rolled)				39	39
III. Stews and other cuts:					
1. Short ribs	19	19	18	18	14
2. Plate (bone-in) (fresh or cured)	19	19	18	18	14
3. Plate (boneless) (fresh or cured)	23	23	22	22	18
4. Brisket (bone-in) (fresh or cured)	24	24	21	21	17
5. Brisket (boneless) (cured, deckle off)	35	35	31	31	27
6. Flank meat	25	25	25	25	21
7. Neck (bone-in)	24	24	21	21	17
8. Neck (boneless)	29	28	26	23	19
9. Heel of round (boneless)	29	27	24	21	17
10. Shank (bone-in) (hind and fore)	18	18	18	18	14
11. Shank (boneless) (hind and fore)	24	24	24	24	20
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14. Cooked corned beef brisket (boneless) (deckle off)	66	66	66	66	----
15. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	74	74	74	----	----
IV. Ground beef	26	26	26	26	26
V. Wholesale cuts:					
1. Round (whole)	25	23	21	18	14
2. Sirloin (whole)	30	28	25	20	16
3. Short loin (whole)	35	33	28	24	20
4. Flank (whole)	15	15	15	15	11
5. Rib (whole)	27	25	23	21	17
6. Regular chuck (whole)	22	21	20	18	14
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	14	14	14	14	10

51. In section 30 (k) the table of prices for "Beef" is amended to read as follows:

(k) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 9 South.*

[For all stores permitted to make such sales]

[Cents per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	47	44	37	32	28
2. T-bone	47	44	37	32	28
3. Club	47	44	37	32	28
4. Rib—10-inch cut	30	29	27	24	20
5. Rib—7-inch cut	33	31	29	25	21
6. Sirloin	39	37	30	26	22
7. Pin bone	39	37	30	26	22
8. Sirloin (boneless)	48	45	37	33	28
9. Round (bone-in) (full cut)	35	36	32	27	23
10. Round (boneless) (top and bottom)	40	37	33	28	24
11. Round tip	40	37	33	28	24
12. Chuck blade (bone-in)	28	26	24	22	18
13. Chuck arm (bone-in)	28	26	24	22	18
14. Flank	36	36	36	30	32
15. Cube				26	26
16. Trimmed beef tenderloin:					
a. Under 3 pounds					34
b. 3-5 pounds					37
c. Over 5 pounds					43
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	30	29	27	24	20
2. Rib standing (chine bone-in, 7-inch cut)	33	31	29	25	21
3. Round tip	40	38	33	28	24
4. Rump (bone-in)	25	24	21	18	14
5. Rump (boneless)	40	37	33	28	24
6. Chuck blade pot roast	28	26	24	22	18
7. Chuck arm pot roast	28	26	24	22	18
8. Chuck or shoulder (boneless)	35	33	31	28	24
9. English cut	26	26	24	22	18
10. Rib roast (boneless rolled)				31	31
11. Short loin (boneless rolled)				39	39
III. Stews and other cuts:					
1. Short ribs	19	19	18	18	14
2. Plate (bone-in) fresh or cured	19	19	18	18	14
3. Plate (boneless) fresh or cured	23	23	22	22	18
4. Brisket (bone-in) fresh or cured	24	24	21	21	17
5. Brisket (boneless) (cured, deckle off)	35	35	31	31	27
6. Flank meat	25	25	25	25	21
7. Neck (bone-in)	24	24	21	21	17
8. Neck (boneless)	29	28	26	23	19
9. Heel of round (boneless)	29	27	24	21	17
10. Shank (bone-in) (hind and fore)	18	18	18	18	14
11. Shank (boneless) (hind and fore)	24	24	24	24	20
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14. Cooked corned beef brisket (boneless) (deckle off)	68	68	65	65	----
15. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	74	74	74	----	----
IV. Ground beef	26	26	26	26	26
V. Wholesale cuts:					
1. Round (whole)	25	23	21	18	14
2. Sirloin (whole)	30	28	25	20	16
3. Short loin (whole)	35	33	28	24	20
4. Flank (whole)	15	15	15	15	11
5. Rib (whole)	27	25	23	21	17
6. Regular chuck (whole)	22	21	20	18	14
7. Short plate (whole)	16	16	15	15	11
8. Brisket (whole)	18	18	16	16	12
9. Shank (whole)	14	14	14	14	10

52. In section 30 (l) the table of prices for "Beef" is amended to read as follows:

(l) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 10.*

[For all stores permitted to make such sales]

ZONE 10

[Price per pound]

Beef	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cutters and Canners
I. Steaks:					
1. Porterhouse	47	44	37	32	28
2. T-bone	47	44	37	32	28
3. Club	47	44	37	32	28
4. Rib—10-inch cut	31	29	27	24	20
5. Rib—7-inch cut	33	32	29	26	22
6. Sirloin	39	37	31	27	23
7. Pin bone	39	37	31	27	23
8. Sirloin (boneless)	48	46	38	32	28
9. Round (bone-in) (full cut)	39	36	32	28	24
10. Round (boneless) (top and bottom)	40	38	34	28	24
11. Round tip	40	38	34	28	24
12. Chuck blade (bone-in)	28	26	25	22	18
13. Chuck arm (bone-in)	28	26	26	22	18
14. Flank	36	36	36	30	32
15. Cube				26	26
16. Trimmed beef tenderloin:					
(a) Under 3 pounds					34
(b) 3-5 pounds					37
(c) Over 5 pounds					43
II. Roasts:					
1. Rib standing (chine bone-in, 10-inch cut)	31	29	27	24	20
2. Rib standing (chine bone-in, 7-inch cut)	33	32	29	26	22
3. Round tip	40	38	34	28	25
4. Rump (bone-in)	26	24	22	19	15
5. Rump (boneless)	40	38	34	28	24
6. Chuck blade (pot roast)	28	26	25	22	18
7. Chuck arm (pot roast)	28	26	25	22	18
8. Chuck or shoulder (boneless)	36	34	31	28	24
9. English cut	28	26	25	22	18
10. Rib roast (boneless rolled)				31	31
11. Short loin (boneless rolled)				39	39
III. Stews and other cuts:					
1. Short ribs	19	19	18	18	14
2. Plate (bone-in) (fresh or cured)	19	19	18	18	14
3. Plate (boneless) (fresh or cured)	24	24	22	22	18
4. Brisket (bone-in) (fresh or cured)	24	24	21	21	17
5. Brisket (boneless) (cured, deckle off)	36	36	32	32	28
6. Flank meat	26	26	26	26	22
7. Neck (bone-in)	24	24	21	21	17
8. Neck (boneless)	30	28	26	24	20
9. Heel of round (boneless)	29	28	25	21	17
10. Shank (bone-in) (hind and fore)	18	18	18	18	14
11. Shank (boneless) (hind and fore)	24	24	24	24	20
12. Soup bone	3	3	3	3	3
13. Suet	5	5	5	5	5
14. Cooked corned beef brisket (boneless) (deckle off)	69	69	66	66	----
15. Peppered beef or pastrami (shoulder clod, chuck roll, plate corner piece. Ham sets, insides, outsides or knuckles)	75	75	75	----	----
IV. Ground beef	26	26	26	26	26
V. Wholesale cuts:					
1. Round (whole)	25	24	21	18	14
2. Sirloin (whole)	30	29	24	21	17
3. Short loin (whole)	36	33	28	25	21
4. Flank (whole)	15	15	15	15	11
5. Rib (whole)	27	26	24	21	17
6. Regular chuck (whole)	23	21	20	18	14
7. Short plate (whole)	16	16	16	16	12
8. Brisket (whole)	19	19	17	17	13
9. Shank (whole)	14	14	14	14	10

53. In section 30 (m) in the table of prices the two items set forth below are amended to read as follows:

(m) *Retail ceiling prices on specially authorized sales to eating places or other retailers.*

BEEF VARIETY MEATS AND EDIBLE BY-PRODUCTS: FRESH, CURED OR FROZEN

[Price per pound]

	Zone 1	Zone 2	Zones 3, 4, 4a	Zone 5	Zone 6	Zone 7	Zone 8	Zone 9	Zone 10
Livers, unblemished	36	35	34	34	35	35	35	36	36
Livers, blemished	31	30	29	29	30	30	30	31	31

54. In section 30 (q) the table of prices is amended to read as follows:

(q) *Retail ceiling prices on specially authorized sales to eating places or other retailers.*

MISCELLANEOUS BEEF ITEMS

[Price per pound in bulk. Price per package for ¼ pound cellophane or other moisture resistant packages]

	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4a	Zone 5	Zone 6	Zone 7	Zone 8	Zone 9	Zone 10
Dried beef sliced:											
Bulk, unpackaged	66	65	64	64	64	64	65	65	65	66	66
¼-pound cellophane package	18	18	17	17	17	18	18	18	18	18	18

This amendment will become effective April 1, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5362; Filed, Mar. 29, 1946; 4:57 p. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 32, Amdt. 1]

PAPERBOARD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 32 is amended in the following respects:

1. In Appendix B, paragraph (a), the maximum prices of the items listed below are amended to read as follows:

Fourdrinier Kraft:	Price per M square feet
0.016—42 lb. weight, 100 lb. test	$1.55
0.016—47 lb. weight, 105 lb. test	1.74
0.016—50 lb. weight, 110 lb. test	1.85
0.016—52 lb. weight, 110 lb. test	1.92
0.016—56 lb. weight, 115 lb. test	2.21

2. In Appendix B, paragraph (b) the maximum prices of the items listed below are amended to read as follows:

Fourdrinier Kraft:	Price per M square feet
0.023—72 lb. weight, 135 lb. test	$2.66
0.030—90 lb. weight, 140 lb. test	3.33

3. In Appendix B, paragraph (c) the maximum prices of items listed below are amended to read as follows:

Fourdrinier Kraft:	Price per M square feet
0.009—32 lb. weight, 75 lb. test	$1.26
0.012—33 lb. weight, 75 lb. test	1.22
0.014—38 lb. weight, 85 lb. test	1.41
0.014—43 lb. weight, 100 lb. test	1.59

4. In Appendix B, paragraph (d) the maximum price of the item below is amended to read as follows:

Fourdrinier Kraft:	Price per M square feet
0.009—26 lb. weight	$0.96

This amendment shall become effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5414; Filed, Apr. 1, 1946; 11:43 a. m.]

PART 1373—PERSONAL AND HOUSEHOLD ACCESSORIES

[MPR 576, Amdt. 2]

DRY BATTERIES

A statement of the considerations involved in the issuance of this amendment has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 576 is amended in the following respects:

1. Section 4 (c) is redesignated section 4 (c) (1).

2. A new section 4 (c) (2) is added to read as follows:

(2) *Adoption by sellers of manufacturer's ceiling prices.* Regardless of any contrary provision contained in this regulation, a seller may adopt as his own maximum prices, the manufacturer's ceiling prices for sales to the same class of purchasers, provided that the seller adopts the manufacturer's prices on all the dry batteries which the manufacturer produces. He may not adopt the manufacturer's ceiling prices on some dry batteries in the manufacturer's line and use the provisions of sections (a) or (b) of this section to find his ceiling prices for other dry batteries in that manufacturer's line.

A seller who adopts a manufacturer's maximum prices pursuant to the previous paragraph shall, within ten days thereafter file with the appropriate Regional Office of the Office of Price Administration having jurisdiction over his area, a statement containing the name and address of the manufacturer, a list of the batteries, their brands and descriptions (use, dimensions and voltage) and the maximum prices which he is adopting.

This amendment shall become effective April 6, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5416; Filed, Apr. 1, 1946; 11:42 a. m.]

PART 1420—BREWERY, WINERY AND DISTILLERY PRODUCTS

[MPR 445,[1] Amdt. 41]

DISTILLED SPIRITS AND WINES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 445 is amended in the following respect:

Section 7.14 is amended by deleting the date "April 1, 1946" appearing in the third column of the table set forth in that section and substituting in lieu thereof the date "May 31, 1946".

This amendment shall become effective March 29, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 27, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5360; Filed, Mar. 29, 1946; 4:57 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14-J, Amdt. 18]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN CONSUMER GOODS

A statement of considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Supplementary Regulation 14-J is amended in the following respects:

1. The undesignated paragraph at the beginning of section 3.3 is amended to read as follows:

SEC. 3.3 *Radio receiver tubes.* This section establishes maximum prices for sales of new standard radio receiver tubes by all persons other than manufacturers as defined and covered by Revised Maximum Price Regulation No. 136, as amended.

2. Paragraph (a) (2) under section 3.3 is amended to read as follows:

(2) *Tubes not listed in paragraph (k).* To determine the maximum prices for tubes not listed in paragraph (k), a wholesaler shall find the suggested retail price from the manufacturer's last schedule published prior to March 31, 1942, in which the tube is listed, or in the manufacturer's retail price list established under the provisions of Revised Maximum Price Regulation No. 136. The wholesaler shall then take the nearest maximum retail price shown in Column 1 of the table above and shall determine his maximum wholesale price in accordance with paragraph (a) (1).

This amendment shall become effective on the 6th day of April 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5413; Filed, Apr. 1, 1946; 11:44 a. m.]

[1] 10 F.R. 7444, 8241, 9395, 9626, 10224, 11515, 11906, 12252, 12263, 13717, 14027, 14506, 14965, 15268.

PART 1346—BUILDING MATERIALS

[MPR 272, Amdt. 7]

CAST-IRON BOILERS AND CAST-IRON RADIATION

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1346.268 (d) is amended to read as follows:

(d) *Sheet prices and net prices for cast-iron radiation*—(1) *Direct cast-iron radiation*—(i) *Large tube.*

Number of tubes	Height in inches	Column I: Manufacturers sheet prices per square foot	Column II: Resellers net prices per square foot
		Cents	*Cents*
3, 4, 5, or 6	36, 37, or 38	41½	43
3, 4, 5, or 6	30 or 32	42½	44
3, 4, 5, 6, or 7	26	47	48½
3, 4, 5, 6, or 7	22 or 23	49½	48
3, 4, 5, 6, or 7	20 or 21½	50½	49
3, 4, 5, 6, or 7	16½, 17, or 18½	51½	50
3, 4, 5, 6, or 7	13, 13½, 14, 15, or 15½	54½	53

(ii) *Small tube.*

Number of tubes	Height in inches	Column I: Manufacturers sheet prices per square foot	Column II: Resellers net prices per square foot
		Cents	*Cents*
3, 5, or 6	32 or 33	46½	45
2, 3, 4, 5, or 6	25 or 26	48	46½
3, 4, 5, or 6	22 or 23	50½	49
3, 4, 5, or 6	19 or 20	51½	50
6	17	52½	51
5	17	53	51½
6	14	53½	24

(2) *Direct cast-iron wall radiation.*

Size in square feet	Type	Column I: Manufacturers sheet prices per square foot	Column II: Resellers net prices per square foot
		Cents	*Cents*
11	A	48	46½
11	B	47	45½
8	A	52½	51
8	B	51½	50
8	A	52½	51
6	A	47	46½
Crane Co. assembled wall radiation	2 sq. ft. sections	51½	50
	1½ sq. ft. sections	52½	51
	3 sq. ft. 38"	53½	52
Columbia assembled wall radiation	2½ sq. ft. 32"	54½	53
	2 sq. ft. 26"	55½	54
	1½ sq. ft. 20"		

(3) *Direct cast-iron hospital radiation.*

Height in inches	Column I: Manufacturers sheet prices per square foot	Column II: Resellers net prices per square foot
	Cents	*Cents*
36, 37, or 38	50½	49
30 or 32	51½	50
26	53	51½
23	53½	54
20	56½	55

(4) *Other cast-iron radiation.*

Manufacturer	Style	Size of section in inches	Square foot per section	Column I: Manufacturers sheet prices per square foot	Column II: Resellers net prices per square foot
				Cents	*Cents*
American Radiator & Standard Sanitary Corp.	Sunrad	23 x 7½	3	55½	54
	Sunrad	20 x 5	2	55½	54
Burnham Boiler Corp.	Radiant	23 x 7½	3 4/10	55½	54
	Radiant	20 x 5	2 1/4	55½	54
Columbia Radiator Co.	Comfort Panel	20 x 7½	3	53½	52
	Comfort Panel	20 x 5	2 15/100	53½	52
Richmond Radiator Co.	Richvar	20 x 7½	3	53½	52
	Richvar	20 x 5	2 15/100	53½	52
United States Radiator Corp.	Sunray No. 6		2 3/10	55½	54
	Sunray No. 5		1 8/10	55½	54

This Amendment No. 7 shall become effective March 28, 1946.

Issued this 28th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5221; Filed, Mar. 28, 1946; 4:41 p. m.]

PART 1413—SOFTWOOD LUMBER PRODUCTS

[MPR 589, Amdt. 3]

DOUGLAS FIR STOCK MILLWORK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 589 is amended in the following respects:

1. In section 3 (b), subparagraph (1) is amended to read as follows:

(1) The total weight of the millwork in a sale is 34,000 pounds or more, regardless of how it is shipped (except that a straight car sale of Douglas fir open sash takes the carload ceiling price if the total weight of the sale is 30,000 pounds or more); or

2. In section 19 (a), the first paragraph is amended to read as follows:

The maximum prices for Grade A, Douglas fir frames, including inside door jambs and door stops, sold alone or with other softwood lumber or lumber products, in carload quantities, shall be the net prices, f. o. b. mill, full freight allowed, computed by applying the following base discounts to the list prices and list extras contained in Standard Pine Frames, Catalog No. 8-A, published by the Pinney Printing Company, Clinton, Iowa:

3. In section 22 (a), the present table is designated "Table I" and a new Table II is added to read as follows:

TABLE II

Stiles and top rail	Bottom rail	Price per dozen: 14 x 18 mesh galvanized wire—Add to 16 mesh galvanized wire prices in table I	14 x 18 mesh bronze wire	16 mesh aluminum wire
			Add to 16 mesh bronze wire prices in Table I	
3"	6"	$0.60	$1.55	
3"	7" or 8"	.60	1.50	
4"	6"	.55	1.40	$2.90
4"	7" or 8"	.55	1.40	2.80
4"	10"	.55	1.35	2.70
4"	12"	.50	1.30	2.65
5"	6"	.50	1.30	2.65
5"	7" or 8"	.50	1.25	2.55
5"	10"	.50	1.20	2.50
5"	12"	.50	1.20	2.40

4. In section 23 (b), a new subparagraph (6) is added to read as follows:

(6) Doors wired with 14 x 18 mesh galvanized wire: $.08 net per door.

This Amendment No. 3 shall become effective April 6, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5417; Filed, Apr. 1, 1946; 11:44 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 37]

MODIFICATIONS OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TEXTILES, LEATHER AND APPAREL

A statement of the consideration involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 3.9 (a) is amended by adding to the table therein the following items:

Description	Maximum price per pound f. o. b. domestic shipping point, net cash: Black, brown, or slotted	White	Bleached
1½" taper	$x.xx	$x.xx	$2.65
1¾"	x.xx	x.xx	3.15
1¾"	x.xx	x.xx	3.75

The amendment shall become effective April 6, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5412; Filed, Apr. 1, 1946; 11:44 a. m.]

PART 1441—TANNING MATERIALS

[RMPR 531, Amdt. 4]

IMPORTED VEGETABLE TANNING MATERIALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 531 is amended in the following respects:

1. The last paragraph of section 7 (b) is amended to read as follows:

Maximum prices established under this paragraph (b) in effect prior to March 29, 1946, may be increased by the following amounts per 100 pounds:

Solid quebracho extract	$0.6185
Ground or powdered clarified quebracho extract, basis 70% tannin	.67
Ground or powdered quebracho extract, no tannin basis (for oil well drilling purposes)	.6185
Liquid quebracho extract, basis 35% tannin	.335
Spray-dried clarified quebracho extract, basis 70% tannin	.67
Solid urunday extract	.60

2. Appendix A is amended to read as follows:

APPENDIX A—MAXIMUM PRICES FOR SALES BY IMPORTERS

(For adjustments which may be made in these prices see section 7 of this regulation.)

(a) *Tanning extracts.*

NOTE: The maximum prices listed below apply to sales or deliveries of quebracho and urunday extracts which arrived in the United States on or after March 29, 1946. Sales or deliveries of any quebracho or urunday extracts, which arrived in the United States prior to March 29, 1946 shall be made at maximum prices established by this regulation prior to March 29, 1946.

(1) *Solid quebracho and urunday extracts.*

[Cents per pound, ex dock, U. S. port of arrival]

	Carload	Less than carload
Solid ordinary quebracho extract, basis 63% tannin	6.3125	6.5625
Solid clarified quebracho extract, basis 64% tannin	6.8125	7.0625
Solid urunday extract, basis 63% tannin	5.625	5.875

These maximum prices are based upon the gross landed weight at United States port of arrival and include bags with a tare allowance of 1¾ pounds per bag. They are based on an ocean freight rate of $12.00 and total insurance of $1.00 per ton of 2,240 pounds gross shipping weight, any increase or decrease for buyer's account. Duty is for buyer's account.

(i) *Deliveries from warehouses.*

[Cents per pound, duty paid, f. o. b. seller's warehouse]

	Carload	Less than carload
Solid ordinary quebracho extract, basis 63% tannin	7.735	7.985
Solid clarified quebracho extract, basis 64% tannin	8.36	8.61
Solid urunday extract, basis 63% tannin	7.67	7.92

These maximum prices are based on duty amounting to 7½ percent ad valorem in the case of quebracho and 20 percent ad valorem in the case of urunday, any increase or decrease for buyer's account. They include bags with a tare allowance of 1¾ pounds per bag.

(2) *Solid wattle extract.*

[Cents per pound, ex dock, U. S. port of arrival]

	Carload	Less than carload
South African, guaranteed 62% tannin	5.72	5.97
East African, guaranteed 61% tannin	5.595	5.845

These maximum prices are based upon gross landed weight at United States port of arrival, and include bags with a tare allowance of 1 pound per bag. They are based on an ocean freight rate of $20.00 and total insurance of $2.50 per ton of 2,240 pounds gross shipping weight, any increase or decrease for buyer's account. Duty is for buyer's account.

(i) *Deliveries from warehouses.*

[Cents per pound, duty paid, f. o. b. seller's warehouse]

	Carload	Less than carload
South African, guaranteed 62% tannin	7.12	7.37
East African, guaranteed 61% tannin	6.97	7.22

These maximum prices are based on duty amounting to 15 percent ad valorem, any increase or decrease for buyer's account. They

[1] 10 F.R. 1183, 2914, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 11021, 11401, 12601.

include bags with a tare allowance of 1 pound per bag.

(b) *Raw Tanning Materials.* [Note: The maximum prices listed below apply to sales or deliveries of raw tanning materials which arrived in this country on or after March 29, 1946. Sales or deliveries of any of the raw tanning materials listed below, which arrived in this country prior to March 29, 1946, shall be made at maximum prices established by this regulation prior to March 29, 1946.]

[Per ton of 2,240 pounds, ex dock, U. S. port of arrival]

	Carload	Less than carload
(1) Wattle bark:		
South African chopped prime	$64.25	$67.55
South African chopped average	61.45	64.75
South African chopped merchantable	58.65	61.95
East African, chopped, all grades	58.65	61.95
(2) Myrobalans:		
J-1 Genuine (whole)	61.00	64.30
J-1 Whole (Bombay or Ordinary)	54.75	58.05
J-1 Genuine (crushed)	75.00	78.30
J-1 Crushed (Bombay or Ordinary)	72.00	75.30
J-2 Whole	49.00	52.30
J-2 Crushed	60.00	63.30
(3) Mangrove bark:		
East African, guaranteed 38% tannin	66.75	70.05
South American, guaranteed 32% tannin	56.75	60.05
(4) Divi divi:		
Colombian divi divi:		
Guaranteed 38% tannin	70.10	73.40
Guaranteed 40% tannin	73.95	77.25
Guaranteed 42% tannin	76.20	79.50
Guaranteed 44% tannin	79.50	82.80
Curaçaon divi divi:		
Guaranteed 48% tannin	86.60	89.90
Guaranteed 50% tannin	89.40	92.20
Guaranteed 52% tannin	92.70	96.00
(5) Tara:		
Powder	125.00	128.30
Pods	87.25	90.55
(6) Algarobilla	80.00	83.30

These maximum prices are based upon gross landed weight at U. S. port of arrival, and on an ocean freight rate of $12.00 and total insurance of $1.00 per ton of 2,240 pounds gross shipping weight, any increase or decrease for buyer's account. For deliveries ex warehouse, add $8.80 per long ton. No additional charges may be made for containers. Duty, if any, is for buyer's account.

3. Paragraph (a) of Appendix B is amended to read as follows:

(a) *Quebracho extracts.* (1) Ground or powdered clarified quebracho extract, basis 70 percent tannin.

[Cents per pound, gross for net]

	Carload	Less than carload	Less than 20 bags
F. o. b. Staten Island, N. Y., and Newark, N. J	9.82	10.07	10.32
F. o. b. Peabody and Salem, Mass., and Chester, Pa	10.07	10.32	10.57
F. o. b. Baltimore, Md., and Chicago, Ill	10.32	10.57	10.82

These maximum prices include bags and duty.

(2) *Ground or powdered quebracho extract, no tannin basis (for oil well drilling purposes).*

[Cents per pound, gross for net]

	Carload	Less than carload	Less than 20 bags
F. o. b. Azusa, Calif., and Kansas City, Mo	10.45	10.70	10.95
F. o. b. Houston, Tex	9.95	10.20	10.45
F. o. b. New Orleans, La	9.45	9.70	9.95

These maximum prices include bags and duty.

(3) *Liquid quebracho extract, basis 35 percent tannin.*

[Cents per pound, net]

	Tank cars or tank trucks	Barrels: Minimum 50 barrels	Barrels: Minimum 10 barrels	Barrels: Less than 10 barrels
F. o. b. Newark, N. J., and Staten Island, N. Y	4.41	4.91	5.16	5.41
F. o. b. Camden, N. J., Salem and Peabody, Mass., and Baltimore, Md	4.535	5.035	5.285	5.535
F. o. b. Chicago, Ill	4.66	5.16	5.41	5.66
F. o. b. Chester, Pa	5.285	5.785	6.035	6.285

These maximum prices include barrels if shipped in barrels.

This amendment shall become effective March 29, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5361; Filed, Mar. 29, 1946; 4:57 p. m.]

Chapter XXIII—War Assets Administration

[SPA Reg. 12,[1] Rev. Order 1]

PART 8312—ALUMINUM SCRAP

REPORTS OF ALUMINUM SALES AND INVENTORY

Surplus Property Administration Regulation 12, Order 1, January 18, 1946 (11 F.R. 846), entitled "Reports of Aluminum Sales and Inventory", is hereby revised and amended as herein set forth.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), and Executive Order 9689 (11 F.R. 1265); *It is hereby ordered*, That:

1. "Aluminum" as used in this order includes all forms of aluminum and aluminum-base alloy basic shapes and aluminum scrap covered under code numbers 24-2000 through 24-2999 of Volume 1 of the Standard Commodity Classification (U. S. Government Printing Office); aluminum scrap as defined in § 8312.1 (b); and wrecked, crashed, absolete, or uncompleted airframes to be scrapped, and prepared aircraft scrap, the principal constituents of which are aluminum.

2. The War and Navy Departments and the Reconstruction Finance Corporation, including all subsidiaries thereof, shall prepare and file with the Administrator a report of each and every sale of 250,000 pounds or more of gross weight of aluminum. A report shall also be made of any retention of such amount by a contractor out of contractor inventory (including termination inventory) and of any sale of such amount by a contractor out of contractor inventory (including termination inventory).

3. Such report shall be filed directly with the Administrator by the War or Navy Department or the Reconstruction Finance Corporation official making or approving the sale or agreement for retention. The report shall be dispatched concurrently with the making of the sale or agreement for retention, or not later than seventy-two (72) hours thereafter, and shall include the following information:

1. Date of sale or agreement for retention.
2. Name and address of buyer or contractor retaining the aluminum.
3. Location of aluminum at time of sale or agreement for retention.
4. Form in which aluminum is offered for sale or retention. This shall be sufficiently descriptive to determine the standard commodity classification into which the aluminum would fall, or the class of aluminum scrap applicable under this part.
5. Quantity sold or retained (in pounds gross weight).
6. Price per pound sold or retained.

NOTE: All reporting requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This revised order shall become effective April 2, 1946.

E. B. GREGORY,
Administrator.

MARCH 27, 1946.

[F. R. Doc. 46-5393; Filed, Apr. 1, 1946; 11:13 a. m.]

[1] 10 F.R. 12559.

TITLE 36—PARKS AND FORESTS

Chapter II—Forest Service

PART 251—LAND USES

DESIGNATION OF AREAS

By virtue of the authority vested in the Secretary of Agriculture by the act of June 4, 1897 (30 Stat. 35, 16 U.S.C. 551), and the act of February 1, 1905 (33 Stat. 628, 16 U.S.C. 472), I, Clinton P. Anderson, Secretary of Agriculture, do hereby amend Regulation U-3 of the rules and regulations governing the occupancy, use, protection, and administration of the national forests, which constitutes § 251.22, Chapter II, Title 36, Code of Federal Regulations, to read as follows:

§ 251.22 *Recreation areas.* Suitable areas of national forest land, other than wilderness or wild areas, which should be managed principally for recreation use may be given special classification as follows:

(a) Areas which should be managed principally for recreation use substantially in their natural condition and on which, in the discretion of the officer making the classification, certain other uses may or may not be permitted may be approved and classified by the Chief of the Forest Service or by such officers as he may designate if the particular area is less than 100,000 acres. Areas of 100,000 acres or more will be approved and classified by the Secretary of Agriculture.

(b) Areas which should be managed for public recreation requiring development and substantial improvements may be given special classification as public recreation areas. Areas in single tracts of not more than 160 acres may be approved and classified by the Chief of the Forest Service or by such officers as he may designate. Areas in excess of 160 acres will be classified by the Secretary of Agriculture. Classification hereunder may include areas used or selected to be used for the development and maintenance as camp grounds, picnic grounds, organization camps, resorts, public service sites (such as for restaurants, filling stations, stores, horse and boat liveries, garages, and similar types of public service accommodations), bathing beaches, winter sports areas, lodges, and similar facilities and appurtenant structures needed by the public to enjoy the recreation resources of the national forests. The boundaries of all areas so classified shall be clearly marked on the ground and notices of such classification shall be posted at conspicuous places thereon. Areas classified hereunder shall thereby be set apart and reserved for public recreation use and such classification shall constitute a formal closing of the area to any use or occupancy inconsistent with the classification.

In testimony whereof, I have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed, in the City of Washington, this 29th day of March 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5391; Filed, April 1, 1946; 11:08 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 10—INSURANCE

NATIONAL SERVICE LIFE INSURANCE; REINSTATEMENT

§ 10.3423 *Health requirements.* National Service Life Insurance may be reinstated if application and tender of premiums are made:

(a) While the insured is in the active service, provided applicant be in as good health on the date of the application and tender of premiums as he was on the due date of the premium in default and furnishes evidence thereof satisfactory to the Administrator of Veterans Affairs. If application and tender of premiums are made within six months after the date of separation from active service or before January 1, 1947, insurance may be reinstated subject to the conditions herein prescribed for reinstatement by persons in the active service: *Provided*, That when the insured makes inquiry prior to the expiration of the grace period disclosing a clear intent to continue insurance protection, such as a request for information concerning premium rates or conversion privileges, etc., an additional reasonable period not exceeding sixty days may be granted for payment of premiums due without the requirement of a comparative health statement; but the premiums in any such case must be paid during the lifetime of the insured: *Provided further*, That reinstatement under this subparagraph shall be restricted to applications submitted not more than six months after the termination of the present war, or before January 1, 1947, whichever is the later date.

No change in (b) and (c).

(54 Stat. 1008; 38 U.S.C. 801-818)

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

APRIL 1, 1946.

[F. R. Doc. 46-5392; Filed, Apr. 1, 1946; 11:12 a. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—United States Public Health Service, Federal Security Agency

PART 3—ADMINISTRATION

QUARTERS FOR COMMISSIONED OFFICERS

Pursuant to the authority contained in the Pay Readjustment Act of 1942, as amended (56 Stat. 359, 37 U.S.C. 106), and in Executive Order 9255 of October 13, 1942, the following regulations are hereby prescribed:

Sec.
3.101 Definitions.
3.102 Adequacy of quarters.
3.103 Assignment of quarters.
3.104 Leaves of absence.
3.105 Voluntary and joint occupancy of quarters.
3.106 Permission to occupy unassigned quarters.
3.107 Application for quarters.
3.108 Appeal to Surgeon General.

AUTHORITY: §§ 3.101 to 3.108, inclusive, issued under 56 Stat. 359, 37 U.S.C. 106; E.O. 9255, 3 CFR, Cum. Supp.

§ 3.101 *Definitions.* As used in §§ 3.101 to 3.108, inclusive, the terms:

(a) "On active duty" and entitled to "active-duty pay" shall apply to a commissioned officer of the Public Health Service while on the active list or while required to perform duty in accordance with law for which he is entitled to active-duty pay; *Provided*, That such terms shall not apply to any officer while absent from duty under conditions which, under the laws governing the Public Health Service, would prevent him from receiving full pay.

(b) "Permanent station" shall mean the place where an officer is assigned to duty under orders which do not in terms provide for the termination thereof.

(c) "Dependent" shall include the officer's lawful wife, and unmarried children under twenty-one years of age, including step-children and adopted children when such step-children or adopted children are in fact dependent upon the officer. It shall also include the father or mother of the officer, if in fact dependent upon such officer for his or her chief support.

(d) "Quarters" includes fuel, water, and electricity and other necessary utilities services.

§ 3.102 *Adequacy of quarters.* For the purposes of §§ 3.101 to 3.108, inclusive, the Surgeon General and, with respect to any station of the Service, the officer in charge of such station shall be competent superior authority as defined in Executive Order 9255 dated October 13, 1942. The Surgeon General shall determine the adequacy of quarters for the officer in charge. The officer in charge shall determine the adequacy of quarters for officers on duty at the station.

§ 3.103 *Assignment of quarters.* Quarters at each station of the Service, if available, shall be assigned by the Surgeon General to the officer in charge, and such other quarters as may be available for additional officers shall be assigned by the officer in charge to officers on duty whose presence on the station is essential to the prompt and proper performance of Service functions. An officer ordered to assume permanent charge of a station will, in reporting his arrival, state that he has occupied the quarters assigned by the Surgeon General, if such be the case. In the assignment of quarters consideration shall be given to the number, age, and sex of dependents, if any. An officer assigned adequate quarters shall be entitled to rental allowance if by reason of orders of competent authority his dependents are prevented from occupying such quarters.

§ 3.104 *Leaves of absence.* An officer shall be entitled to retain quarters assigned at his station during leaves of absence authorized by law or regulations, or when on temporary duty. An officer under suspension shall continue to occupy quarters as when on duty status.

§ 3.105 *Voluntary and joint occupancy of quarters.* Quarters at the permanent station shall be conclusively presumed to be adequate while occupied voluntarily by an officer having no dependents, or by an officer with his dependents, jointly by two or more officers, with or without dependents, or jointly by an officer and the dependents of another officer.

§ 3.106 *Permission to occupy unassigned quarters.* Any unassigned quarters at a station may, with the permission of a competent superior authority and so long as not needed for assignment to officers on permanent duty at the station, be occupied by officers not permanently stationed thereat, but no officer unaccompanied by dependents will be permitted to occupy as quarters at a station other than his permanent station more than one room and a bath.

§ 3.107 *Application for quarters.* An officer reporting to a station under orders for permanent duty shall upon arrival make written application to the officer in charge for assignment to quarters. The officer in charge shall assign the reporting officer to quarters if adequate quarters are available or notify said officer in writing that adequate quarters are not available.

§ 3.108 *Appeal to Surgeon General.* In the event an officer assigned to quarters considers the quarters inadequate, he may appeal through the officer in charge to the Surgeon General, giving in detail the reasons for such appeal. The officer in charge shall forward this appeal with an endorsement setting forth his reasons for the assignment. The decision of the Surgeon General as to the

adequacy of the quarters assigned shall be final.

Dated: March 15, 1946.

[SEAL] THOMAS PARRAN,
Surgeon General.

Approved: April 1, 1946.

WATSON B. MILLER,
Federal Security Administrator.

[F. R. Doc. 46-5408; Filed, Apr. 1, 1946; 11:41 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office, Department of the Interior

[Circular 1614]

PART 288—GENERAL TRESPASS REGULATIONS

COAL TRESPASS

Paragraph (a) of § 288.6 relating to innocent coal trespass is amended by deleting therefrom the last sentence which reads as follows: "In no event should less than 25 cents per ton be demanded in settlement."

FRED W. JOHNSON,
Commissioner.

Approved: Mar. 25, 1946.

OSCAR L. CHAPMAN,
Assistant Secretary.

[F. R. Doc. 46-5381; Filed, Apr. 1, 1946; 9:57 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

Subchapter A—General Rules and Regulations

[2d Rev. S. O. 450, Amdt. 2]

PART 95—CAR SERVICE

BOX CARS TO BE USED FOR GRAIN IN PACIFIC NORTHWEST

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of March, A. D. 1946.

Upon further consideration of Second Revised Service Order No. 450 (11 F.R. 1747), as amended (11 F.R. 2327), and good cause appearing therefor: *It is ordered*, That:

Second Revised Service Order No. 450 be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p. m., June 5, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, That: Second Revised Service Order No. 450 be, and it is hereby, suspended until 11:59 p. m., June 5, 1946.

It is further ordered, That this order shall become effective at 12:01 a. m. March 30, 1946, and it shall vacate and supersede Amendment No. 1 to Second Revised Order No. 450 on the effective date hereof; that copies of this order and direction shall be served upon the State railroad regulatory bodies of Oregon, Washington, Idaho and Montana and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5405; Filed, Apr. 1, 1946; 11:33 a. m.]

[S. O. 458-A]

PART 95—CAR SERVICE

PRIORITY FOR GRAIN FROM COUNTRY ELEVATORS TO TERMINAL ELEVATORS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of March, A. D. 1946.

Upon further consideration of Service Order No. 458 (11 F.R. 2191) as amended (11 F.R. 2327, 2451), and good cause appearing therefor; *It is ordered*, That:

Service Order No. 458, be, and it is hereby, suspended until 11:59 p. m., June 5, 1946.

It is further ordered, That this order shall become effective at 12:01 a. m., March 30, 1946; that copies of this order and direction shall be served upon all State railroad regulatory bodies and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5406; Filed, Apr. 1, 1946; 11:33 a. m.]

Subchapter B—Carriers by Motor Vehicle

PART 205—REPORTS

QUARTERLY REPORTS OF CLASS I MOTOR CARRIERS OF PROPERTY

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 10th day of January A. D. 1946.

The matter of statistical reports of Class I motor carriers of property being under consideration:

It is ordered, That the orders of December 30, 1943, and June 15, 1945, (§ 205.12 of Title 49, Code of Federal Regulations) be and they hereby are vacated and set aside, effective January 1, 1946, and the following order shall become effective in lieu thereof:

§ 205.12 *Quarterly report of property revenues, expenses and statistics.*[1] Each Class I common and contract motor carrier of property subject to the provisions of section 220 of the Interstate Commerce Act, shall file, under oath, quarterly reports commencing with the period January 1, 1946, to March 31, 1946, (both dates inclusive) in accordance with the Quarterly Report of Revenues, Expenses, and Statistics for Class I Motor Carriers of Property form which is hereby approved and made a part of this order. Quarterly reports shall be forwarded, in triplicate, to the office of the Bureau of Motor Carriers of the Interstate Commerce Commission for the district in which the carrier is domiciled within thirty days after the close of the period to which they relate. (Sec. 220, 49 Stat. 563, sec. 24, 54 Stat. 926; 49 U.S.C. 320)

And it is further ordered, That a copy of this order be served upon all Class I motor carriers of property subject to the act and that notice be given to the public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

NOTE: The reporting requirement of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

By the Commission, Division 1.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5403; Filed, Apr. 1, 1946; 11:33 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter Q—Alaska Commercial Fisheries

PART 220—SOUTHEASTERN ALASKA AREA FISHERIES OTHER THAN SALMON

SABLEFISH

Section 220.21, as amended by the Acting Secretary of the Interior March 14, 1946 (11 F.R. 2715), and March 23 (11 F.R. 3103), and prohibiting commercial fishing for sablefish (Anoplopoma fimbria) prior to May 1 of each calendar year, is hereby suspended for the calendar year 1946.

This amendment is effective immediately.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

MARCH 28, 1946.

[F. R. Doc. 46-5384; Filed, Apr. 1, 1946; 9:58 a. m.]

[1] Filed as part of the original document.

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

BLUE RIVER-SOUTH PLATTE PROJECT, COLORADO

FIRST FORM RECLAMATION WITHDRAWAL

JANUARY 9, 1946.

The SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 28, 1934 (48 Stat. 1269), as amended, it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal, as provided by section 3 of the act of June 17, 1902 (32 Stat. 388), and that Departmental Order of April 8, 1935 establishing Colorado Grazing District No. 2 be modified and made subject to the withdrawal effected by this order.

BLUE RIVER-SOUTH PLATTE PROJECT, SIXTH PRINCIPAL MERIDIAN, COLORADO

T. 1 N., R. 79 W.,
Sec. 4, SE¼;
Sec. 5, Lots 1 to 4, incl., S½N½, SW¼, NW¼SE¼;
Sec. 6, Lots 1, 2, 7, S½NE¼, E½SW¼ and SE¼;
Sec. 7, Lots 1, 2, N½NE¼, SW¼NE¼, and E½NW¼;
Sec. 8, N½N½;
Sec. 9, NE¼, NW¼NW¼ and S½NW¼;
Sec. 10, W½NE¼, NW¼ and NE¼SE¼;
Secs. 15 and 16, all;
Sec. 17, NE¼, E½NW¼, SW¼NW¼ and S½;
Sec. 18, Lots 3, 4, SE¼SW¼ and S½SE¼.
T. 1 N., R. 80 W.,
Sec. 1, Lot 4, SW¼NE¼, S½NW¼ and N½SW¼;
Sec. 2, Lot 4, SW¼NW¼, N½SE¼ and SW¼SE¼;
Sec. 7, Lot 1, NE¼ and E½NW¼;
Sec. 8, NW¼;
Sec. 9, N½, N½SW¼, SE¼SW¼ and SE¼;
Sec. 10, all;
Sec. 11, NW¼NE¼ and NW¼;
Sec. 12, SE¼NE¼;
Sec. 13, SE¼;
Sec. 14, SW¼SE¼;
Sec. 15, N½NE¼, NW¼ and S½S½;
Sec. 19, Lot 4, SE¼SW¼, NE¼SE¼ and S½SE¼;
Sec. 20, S½NE¼, NE¼SW¼, N½SE¼ and SW¼SE¼;
Sec. 21, N½NE¼, S½NW¼, N½SW¼ and SW¼SW¼;
Sec. 22, N½N½;
Sec. 23, N½NW¼;
Sec. 24, W½NE¼, NE¼SW¼ and SE¼.
T. 1 N., R. 81 W.,
Sec. 23, NE¼SE¼;
Sec. 24, N½SW¼ and SE¼.
T. 5 S., R. 77 W.,
Sec. 8, Lot 3 and SE¼NW¼;
T. 6 S., R. 77 W.,
Sec. 6, Lots 6, 7, 8 and 22;
Sec. 18, Lots 4, 5, 6, 10 and 14;
Sec. 19, Lot 9, SW¼SE¼;
Sec. 20, Lots 1 to 4, incl., 8 to 18, incl.,
Sec. 30, Lots 1 to 43, incl.
T. 6 S., R. 78 W.,
Sec. 1, Lot 3, W½W½SW¼NE¼, SE¼NW¼, E½SW¼ and W½W½W½SE¼;
Sec. 12, E½;
Sec. 13, Lots 1, 2 and E½NE¼;
Sec. 24, Lots 1, 2, 4, 5, 6, 8 to 11, incl., and SW¼NE¼;
Sec. 25, Lots 1, 4, 6 and 7.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur:

ARCHIE D. RYAN,
Acting Director of the Grazing Service.

I concur: February 21, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

WARNER W. GARDNER,
Acting Secretary.

MARCH 15, 1946.

[F. R. Doc. 46-5324; Filed, Mar. 29, 1946; 1:40 p. m.]

BLUE RIVER-SOUTH PLATTE PROJECT, COLORADO

FIRST FORM RECLAMATION WITHDRAWAL

JANUARY 9, 1946.

The SECRETARY OF THE INTERIOR.

SIR: It is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal as provided by section 3 of the act of June 17, 1902 (32 Stat. 388).

BLUE RIVER-SOUTH PLATTE PROJECT, SIXTH PRINCIPAL MERIDAN, COLORADO

T. 2 S., R. 75 W.,
Secs. 7, 8, 10 to 15, incl., 17 to 20, incl., 22 to 27, incl., 29 and 30, exclusive of H. E. S. 117 and E. S. 367.
T. 3 S., R. 76 W.,
Secs. 17 to 21, incl., 28, 29 and 30, all.
T. 5 S., R. 76 W.,
Sec. 18, exclusive of patented H. E. S. 110;
Sec. 19, Lots 1 to 4 incl., N½NE¼NE¼, SE¼NE¼NE¼, N¼NW¼NE¼, N½SW¼NW¼NE¼, S½SW¼SW¼NE¼, SE¼SW¼NE¼, NE¼SE¼NE¼, S½NW¼SE¼NE¼, S½SE¼NE¼, NE¼NW¼, N½N½SE¼NW¼, S½S½SE¼NW¼, E½SW¼ and SE¼, exclusive of patented H. E. S. 110.
T. 3 S., R. 77 W.,
Secs. 13, 24, 32 and 33, all.
T. 4 S., R. 77 W.,
Secs. 3 to 6, incl., 8, 9 and 10, all.
T. 5 S., R. 77 W.,
Sec. 8, NE¼, N½SE¼ and SE¼SE¼;
Secs. 9 and 10, all;
Sec. 13, exclusive of patented H. E. S. 110;
Secs. 14 and 15, all;
Sec. 16, N½ and SE¼;
Sec. 20, W½ and SE¼;
Sec. 22, NE¼, NE¼SW¼, SE¼NW¼SW¼, E½SW¼SW¼, SE¼SW¼, N½NE¼SE¼, N½SW¼NE¼SE¼, W½SE¼, S½N½SE¼SE¼ and S½SE¼SE¼;
Sec. 23, N½ of Lot 1, NE¼ of Lot 2, S½ of Lot 2, N½NW½, NE¼SW¼SW¼, S½NW¼, SW¼SW¼, S½SW¼SW¼, SE¼SW¼, NE¼SE¼, S½NW¼SE¼ and S½SE¼;
Sec. 24, exclusive of patented H. E. S. 110;
Secs. 25 and 26, all;
Sec. 27, N½NE¼, SE¼SW¼NE¼, SE¼NE¼, N½NE¼SE¼, SE¼NE¼SE¼, NE¼NW¼SE¼ and E½SE¼SE¼;
Sec. 28, W½NW¼, W½SW¼, SE¼SW¼, N½SE¼, SW¼SE¼ and NW¼SE¼SE¼;
Sec. 29, all;
Secs. 32 to 35, incl., all.
T. 6 S., R. 77 W.,
Sec. 3, all;
Sec. 4, Lots 1, 3, 4, SE¼NE¼, S½NW¼ and S½;
Sec. 5, all;
Sec. 6, NE¼ of Lot 10, S½ of Lot 10, Lots 11 and 18, N½ of Lot 19 and SE¼ of Lot 19;
Sec. 7, Lots 1, 2, 3, 7 to 11, incl., Lots 14, 15 and 19;
Sec. 8, all;
Sec. 16, Lots 1 to 7, incl., Lots 9, 10, 13, 14, 16, 18 and 19 exclusive of patented H. E. S. 235;
Sec. 17, Lots 1 to 16, incl.;
Sec. 18, Lots 1, 2, 8, 9, 11, 12, and 13;
Sec. 19, Lot 7;
Sec 20, Lots 5, 6 and 7;
Sec. 21, Lots 2 to 13, incl., and 15 to 30, incl.
T. 6 S., R. 78 W.,
Sec. 1 Lot 4, SW¼NW¼ and W½SW¼;
Sec. 12, W½;
Sec. 13, W½NE¼, N½NW¼, SE¼NW¼, N½NE¼SW¼, N½S½NE¼SW¼, NE¼NW¼SW¼, NW¼SE¼ and E½SW¼SE¼;
Secs. 17 to 20, incl., all;
Sec. 24, Lot 7, N½SW¼ and SW¼SW¼;
Sec. 25, Lots 2, 3 and 5;
Sec. 29, all;
Sec. 30, Lots 3 to 7, incl., N½NE¼, SE¼NE¼, N½NE¼NW¼, NE¼NW¼NW¼, NW¼SE¼NW¼NW¼, NE¼NW¼SW¼NW¼, E½SW¼ and SE¼;
Secs. 31, 32 and 33, all.
T. 7 S., R. 78 W.,
Sec. 5, all;
T. 6 S., R. 79 W.,
Secs. 23 to 26, incl., all;
Sec. 36, Lots 1, 2 and E½.
T. 7 S., R. 79 W.,
Sec. 19, Lots 1, 2, 3, NE¼, E½NW¼, NE¼SW¼ and SE¼;
Sec. 30, Lots 2, 3, 4, NE¼, SE¼NW¼, E½SW¼ and SE¼.
T. 4 S., R. 80 W.,
Secs. 5, 6, 7, 8 and 18, all.
T. 7 S., R. 80 W.,
Sec. 2, all;
Sec. 3, Lots 10, 11, E½SW¼ and SE¼;
Sec. 4, Lots 13, 14, 15 and NW¼SE¼;
Secs. 9 to 15, incl., all;
Sec. 16, Lots 1, 2, 3 and E½SE¼;
Secs. 21 to 28, incl., all;
Secs. 33, 34 and 35, all.
T. 4 S., R. 81 W.,
Secs. 1, 2 and 22, all;
Sec. 12, N½, W½SW¼, SE¼SW¼ and NE¼SE¼;
Secs. 13, 14, and 15, all;
Sec. 16, NW¼NE¼NE¼, S½NE¼NE¼, W½NE¼, SE¼NE¼, NW¼ and S½;
sec. 21, NE¼NE¼, S½NE¼, SE¼NW¼ and S½;
Sec. 22, NE¼, N½NW¼, E½SE¼NW¼, E½E½SW¼ and SE¼;
Sec. 23, N½NE¼, SE¼NE¼, N½NW¼, SW¼NW¼, N½SE¼NW¼, S½SW¼, NE¼SW¼NW¼, E½SE¼ and SE¼;
Secs. 26, 27 and 28, all.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur: Feb. 19, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and

the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

WARNER W. GARDNER,
Acting Secretary.

MARCH 15, 1946.

[F. R. Doc. 46-5323; Filed, Mar. 29, 1946; 1:40 p. m.]

MISSOURI RIVER PROJECT, MONTANA

FIRST FORM RECLAMATION WITHDRAWAL

FEBRUARY 5, 1946.

The SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 26, 1936 (49 Stat. 1976), it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal as provided by section 3 of the act of June 17, 1902 (32 Stat. 388).

MISSOURI RIVER PROJECT, PRINCIPAL MERIDIAN, MONTANA

CANYON FERRY UNIT

T. 8 N., R. 1 E.,
Sec. 13, Lots 8 to 12, incl.;
Sec. 14, Lots 5 and 9;
Sec. 24, Lots 1 and 2.
T. 9 N., R. 1 E.,
Sec. 7, Lot 9;
Sec. 8, Lot 2;
Sec. 14, lots 1, 4 and E½SE¼;
Sec. 26, Lot 6.
T. 10 N., R. 1 E.,
Sec. 30, NE¼NW¼ and NE¼SW¼;
T. 7 N., R. 2 E.,
Sec. 6, Lot 3;
Sec. 18, Lots 14, 18 and 19;
T. 10 N., R. 1 W.,
Sec. 2, Lot 4 and W½SW¼NW¼;
Sec. 3, Lots 1, 2, 3, 5 to 10, incl.;
Sec. 4, E½E½ of Lot 2, W½ of Lot 2, Lots 3, 6, 7, 8, 12, 13 and E½E½SW¼NW¼;
Sec. 11, NW¼NE¼NE¼, NW¼SW¼NE¼, SE¼SE¼NE¼, SW¼SW¼ and SW¼SE¼SW¼;
Sec. 12, W½NE¼SE¼;
Sec. 13, NW¼NE¼ and E½NW¼;
Sec. 14, Lots 1 to 5, incl.;
Sec. 24, SW¼NE¼;
Sec. 26, Lot 5, NW¼NW¼, S½NW¼, SW¼, W½SE¼ and SE¼SE¼.

TIBER UNIT

T. 30 N., R. 1 E.,
Sec. 5, Lot 10 and SE¼SW¼;
Sec. 6, Lot 7;
Sec. 7, Lot 5;
Sec. 8, Lots 1, 4 and E½NE¼;
Sec. 9, Lot 6 and W½NW¼;
Sec. 10, NE¼SW¼;
Sec. 11, Lot 1;
Sec. 12, S½SW¼;
Sec. 13, Lot 7;
Sec. 14, Lot 3 and SE¼SE¼;
Sec. 15, S½S½;
Sec. 17, Lots 1 to 4, incl., S½NE¼, NW¼NW¼, S½NW¼ and SE¼;
Sec. 25, SE¼NE¼, NE¼SE¼ and S½SE¼.
T. 31 N., R. 1 E.,
Sec. 31, Lots 6 and 8.
T. 30 N., R. 2 E.,
Sec. 13, NW¼SW¼ and S½SW¼;
Sec. 19, Lot 3;
Sec. 22, Lots 8, 9 and SE¼SW¼;
Sec. 23, Lot 9, SE¼SW¼ and SW¼SE¼;
Sec. 24, NW¼NW¼, S½SW¼ and SE¼;
Sec. 25, W½W½;
Sec. 26, N½, E½SW¼ and SE¼;
Sec. 29, NW¼NE¼;
Sec. 30, Lots 1 to 4, incl., Lot 6, S½NE¼, SE¼NW¼, E½SW¼ and SE¼.
T. 30 N., R. 3 E.,
Sec. 11, N½SW¼, SE¼SW¼ and SE¼;
Sec. 12, S½;
Sec. 13, Lot 1 and SE¼;
Sec. 15, Lot 3;
Sec. 17, Lot 3 and N½SW¼;
Sec. 19, Lots 4, 11, 13, SE¼SW¼, NE¼SE¼ and S½SE¼;
Sec. 20, Lots 6, 7, S½SW¼, NE¼SE¼ and SW¼SE¼;
Sec. 21, Lot 13 and NW¼SW¼;
Sec. 24, Lot 8;
Sec. 26, E½SW¼;
Sec. 27, SE¼SW.
T. 31 N., R. 3 E.,
Sec. 15, SW¼SE¼;
Sec. 22, SE¼NE¼.
T. 30 N., R. 4 E.,
Sec. 2, Lots 3, 4, S½N½ and S½;
Sec. 11, N½NE¼, SE¼NE¼ and N½NW¼;
Sec. 13, NW¼NE¼ and SE¼NW¼;
Sec. 17, S½S½;
Sec. 18, Lots 3, 4, SE¼SW¼, NE¼SE¼ and S½SE¼;
Sec. 19, Lot 11, NE¼NE¼, SE¼SW¼ and SW¼SE¼;
Sec. 21, S½SE¼;
Sec. 22, NW¼SE¼;
Sec. 24, NE¼SE¼.
T. 31 N., R. 4 E.,
Sec. 29, E½NE¼ and NE¼SE¼;
Sec. 32, SE¼SE¼;
Sec. 34, NE¼SW¼;
Sec. 35, NE¼NW¼ and SW¼.
T. 30 N., R. 5 E.,
Sec. 19, SE¼SE¼;
Sec. 20, SE¼SW¼ and W½SE¼;
Sec. 32, S½SE¼.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur: February 21, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, and it is so ordered. The Commissioner of the General Land Office is hereby authorized and directed to cause the records of his office and of the local land office to be noted accordingly.

WARNER W. GARDNER,
Acting Secretary.

FEBRUARY 28, 1945.

[F. R. Doc. 46-5325; Filed, Mar. 29, 1946; 1:40 p. m.]

MISSOURI RIVER PROJECT, WYOMING

FIRST FORM RECLAMATION WITHDRAWAL

FEB. 5, 1946.

THE SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 28, 1934 (48 Stat. 1269), as amended, it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal, as provided in section 3 of the act of June 17, 1902 (32 Stat. 388), and that Departmental Orders of March 23, 1935, and October 31, 1936, establishing Wyoming Grazing Districts Nos. 1 and 2 be modified and made subject to the withdrawal effected by this order.

MISSOURI RIVER PROJECT, SIXTH PRINCIPAL MERIDIAN, WYOMING

BOYSEN UNIT

T. 38 N., R. 94 W.,
Secs. 4, 5 and 6, all;
Sec. 7, Lots 3 and 4;
Sec. 8, NW¼NE¼, and S½;
Sec. 9, NE¼, E½NW¼ and NW¼NW¼;
Sec. 10, N½NE¼, SE¼NE¼ and NW¼;
Sec. 20, S½SW¼;
Sec. 29, NW¼, N½SW¼, SW¼SW¼ and NW¼SE¼.
T. 39 N., R. 94 W.,
Sec. 5, Lots 1 to 4, incl., S½N½, N½SW¼ and SW¼SW¼;
Secs. 6 and 7, all fractional;
Sec. 8, NE¼NE¼, S½NE¼ and S½;
Sec. 17, all;
Secs. 18 and 19, all fractional;
Sec. 20, all;
Sec. 21, E½;
Secs. 28 and 29, all;
Sec. 31, all fractional;
Sec. 32, all.
T. 40 N., R. 94 W.,
Sec. 31, Lots 1 and 2;
Sec. 32, NE¼, N½NW¼, S½SW¼ and SE¼.

ANCHOR UNIT

T. 43 N., R. 100 W.,
Sec. 21, SW¼NE¼, S½NW¼ and N½SW¼;
Sec. 26, Lots 1, 2, 3 and NE¼NE¼;
Sec. 28, Lots 3, 4 and W½NW¼.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur:
ARCHIE D. RYAN,
Acting Director of the Grazing Service.

I concur: February 21, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

WARNER W. GARDNER,
Acting Secretary.

MARCH 15, 1946.

[F. R. Doc. 46-5321; Filed, Mar. 29, 1946; 1:40 p.m.]

HUNGRY HORSE PROJECT, MONTANA

FIRST FORM RECLAMATION WITHDRAWAL
SIXTH PRINCIPAL MERIDIAN, MONTANA

FEB. 13, 1946.

The SECRETARY OF THE INTERIOR.

SIR: It is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal as provided by section 3 of the act of June 17, 1902 (32 Stat. 388).

HUNGRY HORSE PROJECT,

SIXTH PRINCIPAL MERIDIAN, MONTANA

T. 30 N., R. 19 W.,
Sec. 8, Lots 1, 2, 5 and S½NE¼;
Sec. 9, Lots 1, 2 and W½SW¼;
Sec. 16, NW¼NE¼ and NE¼NW¼, unsurveyed;
also all lands located below elevation 3500 as shown by United States Geological Survey River Survey Map of the South Fork Flathead River (Sheet "A"), to include parts of Sections 21, 22, 25, 26, 27, 28, 35, and 36, subject township.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur: February 21, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, and it is so ordered. The Commissioner of the General Land Office is hereby authorized and directed to cause the records of his office and of the local land office to be noted accordingly.

WARNER W. GARDNER,
Acting Secretary.

FEBRUARY 28, 1945.

[F. R. Doc. 46-5325; Filed, Mar. 29, 1946; 1:40 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 2076]

PAN AMERICAN AIRWAYS, INC.

NOTICE OF ORAL ARGUMENT

In the matter of the application of Pan American Airways, Inc., for a certificate and amendment of existing certificate of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that oral argument in the above-entitled proceeding is assigned to be held on April 8, 1946, 10 a. m., eastern standard time, in Room 5044 Commerce Building, 14th Street and Constitution Avenue, N. W., Washington, D. C., before the Board.

Dated Washington, D. C., March 26, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-5435; Filed, Apr. 1, 1946; 11:49 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-669]

MICHIGAN-WISCONSIN PIPE LINE CO.

NOTICE OF AMENDMENT TO APPLICATION

MARCH 26, 1946.

Notice is hereby given that Michigan-Wisconsin Pipe Line Company (Applicant), a Delaware corporation with its principal place of business at Wilmington, Delaware, filed on March 13, 1946, an amendment to its application filed September 24, 1945, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, requesting by the amended application authorization to construct and operate certain transmission pipeline facilities hereinafter described.

Notice of the filing by Michigan-Wisconsin Pipe Line Company on September 24, 1945, of the original application in the above entitled matter was published in the FEDERAL REGISTER on October 12, 1945, Volume 10, pages 12,777–12,778.

Applicant, in its original application, proposed to construct among other facilities, a 20-inch transmission pipeline extending from its No. 7 line compressor station, located in the State of Illinois, in a direction slightly east of north to the Illinois-Wisconsin State line, thence from said point two pipelines—one, an 18-inch pipeline running northeasterly to the point of delivery to the Milwaukee, Wisconsin area, the other an 8-inch pipeline running in a northwesterly direction to the point of delivery to the Madison, Wisconsin area—and certain lateral lines.

Applicant now proposes in its amended application, in lieu of the facilities above described, to construct a 22-inch line from its No. 7 compressor station in the State of Illinois, which will extend from the said station in a direction slightly east of north to the Illinois-Wisconsin State line. From this point there will be constructed a 20-inch pipeline and an 18-inch pipeline running northeasterly to the point of delivery to the Milwaukee, Wisconsin area; an 8-inch pipeline to the point of delivery of the Madison, Wisconsin area; a 14-inch pipeline from near the Milwaukee area to lateral lines connecting the markets of Sheboygan, Oshkosh, and Fond du Lac, and a 10-inch pipeline to the area from which laterals will serve the cities of Two Rivers, Manitowoc, Appleton and Green Bay. All of said cities are located in the State of Wisconsin.

The proposed service to the cities above referred to is in addition to that which is shown under item "D" on page 4 of the original application.

Applicant submits in its amendment to its application that it does not intend to serve the following cities, towns and municipalities in the State of Iowa: Waterloo, Marshalltown, Cedar Falls, Webster City, Tama and Toledo.[1]

The proposed amendment of Michigan-Wisconsin Pipe Line Company recites that the Applicant does not propose to serve the requirements of the cities and towns of Ft. Dodge, Avoca, Oakland, Griswold, Walnut and Carson in the State of Iowa, which now obtain their natural gas supply from Northern Natural Gas Company, until after existing contractual commitments expire in the year 1952.

Applicant asserts that it is estimated that "additional construction and capital costs during the first four years of operation will be approximately as follows: 1948, $1,440,000; 1949, $955,000; 1950, $1,682,000; 1951, $18,103,000. Such additions will provide the necessary capacity for furnishing the full natural-gas requirements of Michigan Consolidated Gas Company beginning with the year 1952, and include the purchase from Michigan Consolidated Gas Company of the storage fields, gathering system and transmission mains, compressor station and the 26" transmission line to be constructed between the Austin field and Detroit, the total estimated cost of the completed project being approximately $71,000,000."

The amendment filed by Applicant recites that the estimated deliveries for 1952, the fifth year of operation, include approximately 14 billion cubic feet of interruptible gas sales, which is 2 billion cubic feet less than its estimate submitted in the original application of September 24, 1945.

Any person desiring to be heard or to make any protest with reference to the application, as amended, should, on or before the 11th day of April 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-5385; Filed, Apr. 1, 1946; 9:58 a. m.]

[1] Applicant in its original application proposed to serve the cities named.

[Docket No. IT-5981]

MONTANA-DAKOTA UTILITIES CO.

NOTICE OF APPLICATION

MARCH 26, 1946.

Notice is hereby given that on March 25, 1946, an application was filed with the Federal Power Commission pursuant to section 203 of the Federal Power Act by Montana-Dakota Utilities Co. (Applicant), a corporation organized under the laws of the State of Delaware and carrying an electric and gas utilities business in the States of Montana, North Dakota and South Dakota and a gas utility business in the State of Wyoming, with its principal business office at Minneapolis, Minnesota, seeking an order authorizing Applicant to purchase all of the outstanding stock of Emmons County Light & Power Co., Linton, North Dakota, consisting of 156 shares, of the par value of $100 each, from Mr. John F. Sullivan of Mandan, North Dakota, the present owner of said stock, for a cash consideration stated in the application to be $118,493.62, and authorizing Applicant to acquire the electric public utility properties of Emmons County Light & Power Company, subject to its liabilities, by the liquidation of that company immediately after the purchase of its outstanding common stock by Applicant, all of the common stock to be surrendered and cancelled; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 13th day of April 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-5383; Filed, Apr. 1, 1946; 9:58 a. m.]

[Docket No. G-231]

NATURAL GAS PIPELINE CO. OF AMERICA AND TEXOMA NATURAL GAS CO.

NOTICE OF AMENDMENT TO AMENDED APPLICATION

MARCH 26, 1946.

Natural Gas Pipeline Company of America (Natural) and Texoma Natural Gas Company (Texoma), each a Delaware corporation with its principal place of business at Chicago, Illinois, filed on December 3, 1945, an amendatory joint application[1] for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, requesting by the amended application authorization to construct and operate certain transmission pipeline facilities. Such facilities were fully described in Notice of Amended Application, published in the FEDERAL REGISTER on December 28, 1945, Vol. 10, at pages 15,387 and 15,388. On January 7, 1946, Natural and Texoma filed an amendment to their amended application.

Applicants, in their amended application on December 3, 1945, proposed in part as follows:

1. *As to Texoma.* (a) The addition of one new compressor engine of 1250 horsepower at its Compressor Station No. 22 increasing the total installed capacity at said station from 9,000 horsepower, which will be the horsepower after the station is enlarged by construction proposed by Applicant's application in Docket No. G-651,[2] to a total of 10,250 horsepower; and also additions to the facilities there located for removing water vapors and liquid hydrocarbons, to treat an additional 20,100 Mcf of gas per day.

2. *As to Natural.* (c) The construction of 10 miles of 24-inch line in the Hugoton Field.

(d) The construction of 46.33 miles of 26-inch pipeline to connect the proposed Hugoton compressor station with the present main line system at a point near the Oklahoma-Kansas state line.

(h) The construction of a telephone circuit approximately 55 miles in length to connect the present telephone system with the proposed Hugoton compressor station.[3]

Applicants proposed by their amendment of January 7, 1946, to their amended application of December 3, 1945, the following revisions of the above as outlined as to Texoma and Natural.

1. Substitute for subdivision (a) of section 2 on page 9 of said amended application the following:

(a) The construction of a 5,000 H. P. compressor station at a convenient location at or near the town of Guymon, Oklahoma; and also the installation at the same location of facilities for removing water vapor adequate to treat 65,100 Mcf of gas per day.

2. Delete subdivision (c) of section 2 on Page 9 of said amended application providing for the construction of ten miles of 24-inch line in the Hugoton field.

3. Substitute for subdivision (d) of section 2 on Pages 9 and 10 of the said amended application the following:

(d) The construction of 34.8 miles of 26-inch pipeline to connect the proposed Guymon compressor station with the present main line at Station No. 2 near Gray, Oklahoma.

4. Substitute for subdivision (h) of section 2 on Page 10 of said amended application the following:

(h) The construction of a telephone circuit approximately 42 miles in length to connect the present telephone system with the proposed Guymon Compressor Station.

Applicants' amendment reduces the estimated total over-all cost of the proposed facilities from "$9,952,606" to "$8,298,721". Its estimated revenues are also reduced from "$2,500,000" to "$2,400,000" from the proposed facilities, and the estimated depreciation of the said facilities is reduced from $500,000 to $415,000.

Any person desiring to be heard or to make any protest with reference to said application, as amended, of Natural and Texoma should, on or before the 11th day of April, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-5433; Filed, Apr. 1, 1946; 9:57 a. m.]

[1] The amendatory joint application amended an application filed with the Federal Power Commission on February 9, 1942, by Natural Gas Pipeline Company of America, Docket No. G-231.

[2] In the matter of Natural Gas Pipeline Company of America and Texoma Natural Gas Company, Docket No. G-651, application filed July 13, 1945.

[3] The above described facilities, among others, were included in Applicant's amendatory application of December 3, 1945, and are the subject of Applicant's amendment to its amended application filed January 7, 1946.

FEDERAL TRADE COMMISSION.

[Docket No. 5418]

CONSUMERS CO. AND MATERIAL SERVICE CORP.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 28th day of March A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John P. Bramhall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, April 29, 1946, at ten o'clock in the forenoon of that day (Central Standard Time), in Room 1121, New Post Office Building, Chicago, Illinois.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-5385; Filed, Apr. 1, 1946; 10:16 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 34]

RECONSIGNMENT OF POTATOES AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (11 F.R. 2193), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Chicago, Illinois, March 25, 1946, by E. J. Wilens of car ART 20689, potatoes, now on the Wood Street Terminal, to Pittsburgh, Pennsylvania (P. RR.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of March 1946.

V. C. CLINGER, *Director, Bureau of Service.*

[F. R. Doc. 46-5404; Filed, Apr. 1, 1946; 11:33 a. m.]

NATIONAL HOUSING AGENCY.

Federal Public Housing Authority.

DISPOSITION OF PUBLIC WAR HOUSING AND SURPLUS HOUSING PROPERTY

DELEGATION OF AUTHORITY

Purpose. The purpose of this order is to delegate to the Assistant Commissioner for Real Estate and Disposition, to the Deputy Assistant Commissioner for Real Estate and Disposition, and to all Regional Directors and Assistant Regional Directors for Real Estate and Disposition authority to execute conveyances in connection with the disposition of public war housing property of the National Housing Agency or surplus propery transferred to the National Housing Agency for disposition.

Authorizing the Assistant Commissioner for real estate and disposition, the Deputy Assistant Commissioner for real estate and disposition, and Regional Directors and Assistant Regional Directors for real estate and disposition to execute conveyances in connection with the disposition of public war housing and surplus housing property. (a) With regard to any war housing or the sites thereof acquired by the National Housing Agency (other than properties administered by the Federal Housing Administration or the Federal Home Loan Bank Administration) or any property which has been or may be transferred to the National Housing Agency as surplus property pursuant to law, I hereby redelegate (pursuant to the authority vested in me by NHA Geenral Order 21-31A) to the Assistant Commissioner for real estate and disposition, the Deputy Assistant Commissioner for real estate and disposition, and to all Regional Directors and Assistant Regional Directors for real estate and disposition authority to sell any or all of such properties so held by the National Housing Agency and to execute the necessary instruments transferring title thereto. Any such instruments executed by one of the aforesaid officials, purporting to transfer title under the authority of this order to a bona fide purchaser for value shall be conclusive evidence of the authority of such official to act for the National Housing Agency (and the Federal Public Housing Commissioner) to execute such instruments.

(55 Stat. 838 (50 U.S.C. 601); E.O. 9070, 7 F.R. 1529; 54 Stat. 1125, as amended (42 U.S.C. 1521); E.O. 9425, 9 F.R. 2071; SWPA Reg. 1, Supp. 1, sec. 1 (E), 9 F.R. 9182; 58 Stat. 765 (50 U.S.C. 1611); SPB Reg. 1, 10 F.R. 3764; 59 Stat. 533 (50 U.S.C. 1614); SPA Reg. 1, 10 F.R. 14064; E.O. 9689, 11 F.R. 1265; NHA General Order 21-31A, 11 F.R. 2587)

This order shall be effective immediately.

PHILIP M. KLUTZNICK, *Commissioner.*

[F. R. Doc. 46-5382; Filed, Apr. 1, 1946; 9:57 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5977]

WILHELMINA YOUNG

In re: Estate of Wilhelmina Young, deceased; File No. F-28-8598; E. T. sec. 5965.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follow: All right, title, interest and claim of any kind or character whatsoever of Marie Kromer, formerly known as Marie Gerteis, Romana Wieland Jehle, Joseph Jehle, Ernest Jehle, Rosa Held and Olga Schmid, and each of them, in and to the Estate of Wilhelmina Young, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Marie Kromer, formerly known as Marie Gerteis, Germany.
Romana Wieland Jehle, Germany.
Joseph Jehle, Germany.
Ernest Jehle, Germany.
Rosa Held, Germany.
Olga Schmid, Germany.

That such property is in the process of administration by Stephanie Ahrendt, as Sole surviving Executrix, acting under the judicial supervision of the Surrogate's Court, Bronx County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-5271; Filed, Mar. 29, 1946; 11:24 a. m.]

[Vesting Order 5980]

ELIZABETH EGGERS

In re: Estate of Elizabeth Eggers, deceased; File No. D-28-9322; E. T. sec. 12318.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Willin Shütt, Claus Shütt, Heinrick Shütt, also known as Heinrich Shütt, Walter Shütt, Johanne Rapp, also known as Johanna Rapp and Marie Rottzoll, also known as Marie Rotzoll, and each of them, in and to the Estate of Elizabeth Eggers, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Willin Shütt, Germany.
Claus Shütt, Germany.
Heinrick Shütt, also known as Heinrich Shütt, Germany.
Walter Shütt, Germany.
Johanne Rapp, also known as Johanna Rapp, Germany.
Marie Rottzoll, also known as Marie Rotzoll, Germany.

That such property is in the process of administration by Elise Rath, as Executrix, acting under the judicial supervision of the Middlesex County Orphans' Court, New Brunswick, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section

10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5272; Filed, Mar. 29, 1946; 11:24 a. m.]

[Vesting Order 5981]

TERESA GABRIEL

In re: Estate of Teresa Gabriel, deceased; File No. D-28-9051; E. T. sec. 11562.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of the oldest living child of Andreas Phillip, also known as Andreas Philipp, name unknown, Clara Gabriel, Hilda Winkler, Marianne Winkler, Marie Winkler and the next of kin of Marie Winkler, names unknown, and each of them, in and to the Estate of and the trust created under the Will of Teresa Gabriel, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

The oldest living child of Andreas Phillip, also known as Andreas Philipp, name unknown, Germany.
Clara Gabriel, Germany.
Hilda Winkler, Germany.
Marianne Winkler, Germany.
Marie Winkler, Germany.
The next of kin of Marie Winkler, names unknown, Germany.

That such property is in the process of administration by Adeline Maus, as Executrix and Trustee, acting under the judicial supervision of the Essex County Surrogate's Court, Newark, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5273; Filed, Mar. 29, 1946; 11:24 a. m.]

[Vesting Order 5984]

ALFRED PAUL PILTZ

In re: Estate of Alfred Paul Piltz, also known as Alfred Pilz, Alfred Piltz, Fred Piltz, Alfred P. Piltz, Fred P. Piltz, Alfred B. Pilz, A. Pilz and Alfred Biltz, deceased; File D-28-9755; E. T. sec. 13689.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Freda Pilz and her descendants, Milda Pilz and her descendants, Alma Pilz and her descendants, Lena Pilz and her descendants, and each of them, in and to the Estate of Alfred Paul Piltz, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Freda Pilz and her descendants, Germany.
Milda Pilz and her descendants, Germany.
Alma Pilz and her descendants, Germany.
Lena Pilz and her descendants, Germany.

That such property is in the process of administration by the Bank of America National Trust and Savings Association of Eureka, California, as Executor of the Estate of Alfred Paul Piltz, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Humboldt;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5274; Filed, Mar. 29, 1946; 11:24 a. m.]

[Vesting Order P13]

BAGUIO JAPANESE ASSOC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the persons described in subparagraph 2 hereof, subjects of Japan, whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That Baguio Japanese Association, a membership corporation organized and doing business under the laws of the Commonwealth of the Philippines, and a business enterprise within the United States, is controlled by the following members who are officers of Baguio Japanese Association and whose titles appear opposite their respective names:

Names and Titles

T. Hayakawa, President.
A. H. Nagatomi, Vice President.
T. Saito, Vice President.
T. Iwama, Treasurer.
J. Aoyagi, Secretary.
T. Sato, Director.
S. Higuchi, Director.
S. Matsuo, Director.
R. Yamamoto, Director.
S. Furuya, Director;

and determining:

3. That Baguio Japanese Association is controlled by the persons described in subparagraphs 1 and 2 hereof and/or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to Baguio Japanese Association, including all right, title and interest of whatsoever kind or nature of any and all of the members of Baguio Japanese Association and of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property, which property includes but is not limited to: Real property situated in Residential Section H, on Trinidad Road, City of Baguio, Commonwealth of the Philippines therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Register of Deeds of Baguio.
Transfer Certificate of Title No. 2015, Book #10, p. 69.
Lot No. 4. Location: Residence Section "H," Baguio Townsite. Boundaries: Land is bounded on the—not indicated.
Area: 6,734.38 square meters.
Issued in the name of: Baguio Japanese Association, a domestic corporation, with its principal office in the City of Baguio.
Date: 25 August 1936.
Original Registration: Date—28 Aug. 1907, Bk. No. D-1, page 5, under Act No. 926.
Transfer from Certificate No. 1447.

[F. R. Doc. 46-5275; Filed, Mar. 29, 1946; 11:24 a. m.]

[Vesting Order P 14]

JAPANESE ASSOC. OF MANILA, INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the persons described in subparagraph 2 hereof, subjects of Japan, whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That Japanese Association of Manila, Inc., a membership corporation organized and doing business under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, is controlled by the following members who are officers of Japanese Association of Manila, Inc., and whose titles appear opposite their respective names:

Names and Titles

Mesabure Kobayashi, President and Director.
O. Mochizuki, Vice President and Director.
Shiochi Imahashi, Vice President and Director.
S. Miyazaki, Vice President and Director.
Tadao Mitsuda, Vice President and Director.
M. Mori, Treasurer and Director.
R. Ohta, Auditor;

and determining:

3. That Japanese Association of Manila, Inc., is controlled by the persons described in subparagraphs 1 and 2 hereof and/or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian, all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to Japanese Association of Manila, Inc., including all right, title and interest of whatsoever kind or nature of each and all members of Japanese Association of Manila, Inc., and each and all other nationals, whomsoever they may be, of Germany and Japan, in and to such property, which property includes but is not limited to:

(a) 20 shares of stock of The Shoko Shimpo Sha, Inc., a corporation organized under the laws of the Commonwealth of the Philippines, which shares of stock are registered in the name of Japanese Association of Manila, Inc., together with all declared and unpaid dividends thereon, and

(b) Real property located on P. Parades Street, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibits A and B, attached hereto and by reference made a part hereof, and real property located in Quezon City, Commonwealth of the Philippines, therein registered and particularly described in Exhibit C, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appuretenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date

hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

T. C. T. No. 44387, Bk. 136, page 127, of the Register of Deeds of Manila, issued Feb. 16, 1934, in the name of the Japanese Association of Manila, Inc.

"Parcela de Terreno No. 8, Mangana No. 94, de la subdivision de Solocan. Linda por el N. W. con la parcela 7; por el N. E. con la parcela 2; por el S. E. con la parcela 9; y por el S. W. con la Calle P. Parades, x x x conteniendo una extension superficial de seiscientos cincuenta metros cuadrados."

NOTE: Above property was bought from Antonina B. Francisco de Mabanta on February 16, 1934, who formerly owned the property under T. C. T. No. 44386, Bk. T–136, p. 126 of the Register of Deeds of Manila.

EXHIBIT B

T. C. T. No. 44309, Book No. 136, Page 49 of the Register of Deeds of Manila, issued Feb. 16, 1934, in the name of the Japanese Association of Manila.

"Parcela de Terreno No. 9, Mangana 94, de la subdivision de Solocan. Linda por el N. W. con la parcela 8; por el N. E. con la parcela 3; por el S. E. con la parcela 10; y por el S. W. por la Calle P. Paredes, * * * conteniendo una extension superficial de seiscientos cincuenta metros cuadrados (650)."

NOTE: Above property was bought for P9,700 from Fructuosa Taborres on February 2, 1934, who formerly owned the property under T. C. T. No. 19995 T–43.

EXHIBIT C

T. C. T. No. 1649, Bk T–11, page 99, Register of Deeds of Quezon City, in the name of "Japanese Association of Manila, Inc."

"A parcel of land (Lot No. 1, Block No. 274 of the subdivision plan Psd–18527, being a portion of Lot No. 4–B–3–C–2–A–2). Bounded on the N.E. by Street Lot No. 32; on the S.E. by Street Lot No. 31; on the S.W. by lots Nos. 18, 17, 10, 3 and 2, Block No. 274; and on the N.W. by Street Lot No. 34, x x x containing an area of 24,000.4 square meters, more or less."

Incumbrances: Building as may be constructed in lot be built of strong materials, provided with septic tank built in accordance with health regulations; that lot be not used for factory site.

[F. R. Doc. 46–5276; Filed, Mar. 29, 1946; 11:25 a. m.]

[Vesting Order P 15]

MASAO MATSUMOTO AND KYO MATSUMOTO

In re: Real and personal property owned by Maso Matsumoto and Kyo Matsumoto.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Masao Matsumoto and Kyo Matsumoto, subjects of Japan, whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: a. Real property situated at Quiapo, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. Personal property in the custody of the Enemy Property Custodian, United States Armed Forces, Western Pacific and presently stored in the QM Salvage Depot, Base X, Quezon City, Manila, Commonwealth of the Philippines, covered by receipts dated October 4 and November 7, 1945, signed by Louis Kanter, 2nd Lt., QMC, U. S. Army, Manila, P. I., and believed to be fully described in Exhibit B, attached hereto and by reference made a part hereof,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2–a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraph 2–b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

1. A parcel of land (Lot No. 16–C of the subdivision plan Psd–1392, being a portion of Lot No. 16, Block No. 2531 of the Cad. Survey of the City of Manila, G. L. R. O. Record No. 173), situated in the District of Quiapo: bounded on the—

N.—Lot No. 17, Block No. 2531;
E.—Lots Nos. 20 and 19, Block No. 2531;
S.—Lot No. 16–A, Block 2531 of the subdivision plan; and
W.—Lot No. 16–B of the subdivision plan.

It contains an area of 344.70 square meters, more or less.

This lot is covered under Transfer Certificate of Title No. 52867, registered in accordance with the provisions of the Land Registration Act in the name of Masao Matsumoto, married to Kyo Matsumoto, as owner thereof, in fee simple.

This certificate is a transfer from Transfer Certificate of Title No. 32680/T–89, which is cancelled by virtue hereof as far as the above described land is concerned.

Entered at Manila, Philippines, on February 1, 1938.

2. A parcel of land (Lot No. 16–A of the subdivision plan, Psd–1392, being a portion of Lot No. 16, Block No. 2531) of the Cad. Survey of the City of Manila, G. L. R. O. Record No. 173, situated in the District of Quiapo: bounded on the—

N.—Lots Nos. 16–B and 16–C, Block No. 2531 of the subdivision plan;
E.—Lots Nos. 19 and 18, Block No. 2531;
S.—Calle Arlegui; and
W.—Lots Nos. 8, 7 and 14, Block 2531.

It contains an area of 1,939.80 square meters, more or less.

This lot is covered under Transfer Certificate of Title No. 52868, registered in accordance with the provisions of the Land Registration Act in the name of Masao Matsumoto, married to Kyo Matsumoto, as owner thereof, in fee simple.

This certificate is a transfer from Transfer Certificate of Title No. 32680/T–89, which is cancelled by virtue hereof as far as the above described land is concerned.

Entered at Manila, Philippines, on February 1, 1938.

EXHIBIT B

PERSONAL PROPERTY OF MASAO AND KYO MATSUMOTO, STORED IN QM SALVAGE DEPOT, BASE X, QUEZON CITY, MANILA, P. I.

1 Boiler, horizontal, steam, 30 H. P.
1 Boiler, horizontal, steam, 15 H. P.
8 Machines, home-made, grinding and mixing, small.
1 Tank, water, 500-gal., with wooden tower.
2 Tanks, water, 1,000-gal. asbestos-coated.
2 Tanks, water, 1,000-gal.
300 Cans, 5-gal.
200 Drums, steel, 50-gal.
15 Tanks, various sizes.
300 Tile, floor, white, 4" diameter, imported.
200 lbs. Tin, sheet, various sizes for cans.
½ tons Leather, trimmings for making glue.

[F. R. Doc. 46–5277; Filed, Mar. 29, 1946; 11:25 a. m.]

[Vesting Order P 16]

HAYA MISUFUNE

In re: Real property owned by Haya Misufune.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Haya Misufune, a subject of Japan, whose present whereabouts are unknown and who is believed to be a resident of Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: Real property situated in Business Section C of the City of Baguio, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Cert. of Title No. 181 Book No. 2 Page 83.
Description: Lot No. 19 Block No. —.
Municipality of Baguio Prov. of Mountain.
Technical description: Bounded on the—
NW by Lot No. 15,
NE by a road, Session Road)
SE by Lots Nos. 23 and 30, and
SW by Lot No. 20
AREA: 646 sq. m.
Title issued in the name of:
1. Haya Misufune, Japanese subject, married to — Single —.

[F. R. Doc. 46–5278; Filed, Mar. 29, 1946; 11:25 a. m.]

[Dissolution Order 34]

CASCO BAY TIMBER CO.

Whereas, by Vesting Order No. 1147, dated March 29, 1943 (8 F.R. 5597, Apr. 29, 1943), the Alien Property Custodian vested all of the issued and outstanding shares of the capital stock of Casco Bay Timber Company, a Maine corporation; and

Whereas, Casco Bay Timber Company has been substantially liquidated under the supervision of the Alien Property Custodian,

Now, under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except such claim, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation; and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved and its assets be distributed;

Hereby orders, that the officers and directors of Casco Bay Timber Company, (to wit, M. S. Watts, President and Director, Stanley B. Reid, Secretary, Treasurer and Director, and the Vice President and third Director, if existing vacancies in those offices are hereafter filled, and their successors, or any of them), cause appropriate proceedings to be taken for the dissolution of Casco Bay Timber Company, in accordance with the statutes of the State of Maine in such cases made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state and local taxes and fees owed by or accruing against the said corporation; and

(c) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian all other funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first, in satisfaction of such claims, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation, and second, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation; and further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of Maine, of any persons who may claim against said corporation: *Provided, however,* That nothing herein contained shall be construed as creating additional rights in such persons, and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian hereunder: *Provided, however,* That any such claims against said corporation shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of Maine; and further orders, that all actions taken and acts done by the said officers and directors of Casco Bay Timber Company, pursuant to this order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein.

Executed at Washington, D. C., March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5270; Filed, Mar. 29, 1946; 11:25 a. m.]

[Dissolution Order 33]

ALLIED LINEN INDUSTRIES, INC.

Whereas, by Vesting Order No. 710 dated January 18, 1943 (8 F.R. 2450, Feb. 26, 1943), the Alien Property Custodian vested all of the issued and outstanding shares of the capital stock of Allied Linen Industries, Inc., a New York corporation; and

Whereas, by said Vesting Order No. 710, the Alien Property Custodian vested all right, title, interest and claim of any name or nature whatsoever, of Vereinigung Deutscher Leinenwebereien, Ltd., in and to all obligations, contingent or otherwise, and whether or not matured, owing to it by said Allied Linen Industries, Inc., and it has been determined that a certain claim in favor of Vereinigung Deutscher Leinenwebereien, Ltd., in the amount of $110,873.27 against Allied Linen Industries, Inc., was thereby vested in the Alien Property Custodian; and

Whereas, Allied Linen Industries, Inc., has been substantially liquidated under the supervision of the Alien Property Custodian,

Now, under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

Executive Order No. 9095, as amended, hereof, or within such further time as

11:25 a. m.]

enemy country" as used herein shall assign and deliver to the Alien Property

ed, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid except such claim, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation; and except a claim formerly of Vereinigung Deutscher Leinenweberein, Ltd., in the sum of $110,873.27 which has been vested by the Custodian as aforesaid; and except possible claims of H. Langheld in the amount of $389.39, and of a person or persons unknown reflected on the books of Allied Linen Industries, Inc., as "M & B account, $1,242.51", with respect to which no claimants have come forward; and

2. Having determined that it is in the national interest of the United States that said corporation be dissolved and its assets be distributed, and Certificate of Dissolution having accordingly been filed with the Secretary of State of the State of New York;

hereby orders, that the officers and directors of Allied Linen Industries, Inc. (to wit: Robert Kramer, Secretary and Director, and the President, Treasurer, and other directors, if existing vacancies in these offices are hereafter filled, and their successors, or any of them), continue the proceedings for the dissolution of Allied Linen Industries, Inc., in accordance with the statutes of the State of New York in such cases made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

a. They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

b. They shall then pay all known Federal, state and local taxes and fees owed by or accruing against said corporation; and

c. They shall then pay over, transfer, assign and deliver to the Alien Property Custodian, all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him; first, in satisfaction of the vested claim in the amount of $110,873.27 described above; second, in satisfaction of such claims, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation; and third, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation; and further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of New York, of any persons who may claim against said corporation; *Provided, however*, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claim with the Alien Property Custodian against any funds or property received by the Alien Property Custodian hereunder; *Provided, however*, That any such claims against said corporation shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of New York; and further orders, that all actions taken and acts done by the said officers and directors of Allied Linen Industries, Inc., pursuant to this order and the directions contained herein, shall be deemed to have been taken and done in reliance on and pursuant to paragraph (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation therein provided.

Executed at Washington, D. C., March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5269; Filed, Mar. 29, 1946; 11:25 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 128 Under 3 (e)]

HOMESTEAD DRAPERIES, INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *it is ordered*:

(1) That Homestead Draperies, Inc., 89 Franklin Street, New York 13, New York, and retailers may sell and deliver Paper Draperies as described in the subject company's letter of February 21st, 1946, at the following prices:

Manufacturer's Maximum Price to Retailers, $1.036 per pair (See Note)
Terms: 2% 10 days net 60 days, F. O. B. Factory
Retailers' Maximum Price to Consumers, $1.69 per pair (See Note)

NOTE: A pair of draperies consists of two (2) matched lengths full width of printed paper 30 inches wide, finished approximately 38 inches long, hemmed, with a pair of tiebacks to match.

(2) All prices shall be subject to the customary discounts, allowances, and trade practices for each seller that were in effect during March 1942 for related items.

This order may be revoked or amended at any time by the Price Administrator.

This order shall become effective March 29, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5292; Filed, Mar. 29, 1946; 11:31 a. m.]

[Rev. SO 119, Order 137]

COLUMBUS WASHBOARD CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Columbus Washboard Company, Columbus, Ohio, may compute its adjusted ceiling prices for all articles of washboards which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 10.4 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in Section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows: A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests for adjustments of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5307; Filed, Mar. 29, 1946; 11:30 a. m.]

[Rev. SO 119, Order 138]

COVERT MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Covert Manufacturing Company, Troy, New York, may compute its adjusted ceiling prices for all articles of cattle ties which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 9 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows: A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests for adjustments of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-5308; Filed, Mar. 29, 1946; 11:30 a. m.]

[SO 142, Order 63]

JACKSON AND CHURCH CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 63 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Jackson and Church Company. Docket Nos. 6083—S. O. 142-581-1 and 6083—S. O. 142-136-5.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Jackson and Church Company, Saginaw, Michigan, of its line of Herzog Jointer Attachments shall be determined by increasing by 30.6% the prices in effect for these products on October 1, 1941.

(b) The maximum prices for sales by Jackson and Church Company, Saginaw, Michigan, of its line of Zenith Dewatering Presses shall be determined by increasing by 7.9% the maximum prices in effect for these products just prior to the issuance of this order.

(c) The maximum prices for sales by Jackson and Church Company, Saginaw, Michigan, of its line of parts for the Zenith Dewatering Presses shall be determined by increasing by 8.8% the maximum prices in effect for these products just prior to the issuance of this order.

(d) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class on October 1, 1941, by the dollar-and-cents amounts by which his net invoiced costs have been increased by reason of this order.

(e) The maximum prices for sales by resellers of the products described in paragraph (b) and (c) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amounts by which his net invoiced costs have been increased by reason of this order.

(f) The Jackson and Church Company shall notify each purchaser, who buys the products listed in paragraphs (a), (b) and (c) above for resale, of the dollar-and-cents amounts by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(g) Order No. 552 under Revised Maximum Price Regulation 136, issued to Jackson and Church Company, effective December 6, 1945, is hereby revoked.

(h) All requests not granted herein are denied.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5309; Filed, Mar. 29, 1946; 11:29 a. m.]

claims by the statutes of New York; and further orders, that all actions taken and acts done by the said officers and directors to effectuate the foregoing plan be and they hereby are approved, ratified and confirmed;

And it appearing to the Court that the plan is fair and equitable and that the Commission has no objection to the entry of this order;

Now, after due deliberation, it is hereby ordered, adjudged and decreed that the plan be and it hereby is approved, ratified and confirmed in all respects, and that all claims by the statutes of New York; and further orders, that all actions taken and acts done by the said officers and directors to effectuate the foregoing plan be and they hereby are approved, ratified and confirmed.

which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is

ject during March 1942, or thereafter properly established under OPA regulations.

seller shall calculate his ceiling price by

der No. 142. Adjustment provisions for

[SO 142, Order 64]

LITTELFUSE, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 64 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Littelfuse, Incorporated. Docket No. 6083–SO 142–136–19.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Littelfuse, Incorporated, of Chicago, Illinois, of the products listed in this paragraph shall be determined as follows: The maximum prices for these products, having a base date price shall be the applicable base date price increased by 22.2% of that price:

LIST OF PRODUCTS

Catalog No.:	*Description*
312001	3AG 1-amp. fuse.
31201.5	3AG 1½-amp. fuse.
312002	3AG 2-amp. fuse.
312003	3AG 3-amp. fuse.
311005	3AG 5-amp. fuse.
311035	3AG 7½-amp. fuse.
311010	3AG 10-amp. fuse.
311015	3AG 15-amp. fuse.
311020	3AG 20-amp. fuse.
307004	SFE fuse, 4-amp.
307006	SFE fuse, 6-amp.
307009	SFE fuse, 9-amp.
307014	SFE fuse, 14-amp.
307020	SFE fuse, 20-amp.
307030	SFE fuse, 30-amp.
313.010	Slo-Blo fuse, 1/100 A.
313.032	Slo-Blo fuse 1/32 A.
313.062	Slo-Blo fuse 1/16 A.
313.125	Slo-Blo fuse, ⅛ A.
313.187	Slo-Blo fuse, 3/16 A.
313.250	Slo-Blo fuse, ¼ A.
313.375	Slo-Blo fuse, ⅜ A.
313.500	Slo-Blo fuse, ½ A.
313.750	Slo-Blo fuse, ¾ A.
313001	Slo-Blo fuse, 1 A.
361.005	8AG fuse, 1/500 A.
361.010	8AG fuse, 1/100 A.
361.031	8AG fuse, 1/32 A.
361001	8AG fuse, 1 A.
361002	8AG fuse, 2 A.
351001	3AG standard fuse mounting.
351002	Can covered mounting.
351003	3AG fuse mounting.
351005	3AG fuse munting, can covered.
351006	2-pole 3AG fuse mounting.
351007	2-pole can covered mounting.
351008	2-pole can covered mounting, hinged.
351009	2-pole con covered mounting, hinged.
351010	3AG spare fuse mounting.
351011	3AG mounting, side terminals.
352001	3AG mounting, screw terminals.
372001	8AG fuse extractor, post, finger knob.
371001	8AG fuse extractor post, screw type.
341001	3AG fuse extractor post, screw type.
342001	3AG fuse extractor post, finger knob.

(b) The maximum prices for sales by Littelfuse, Incorporated of Chicago, Illinois, of the products listed in this paragraph shall be determined as follows: The maximum prices for these products, having a base date price, shall be the applicable base date price decreased by the amount set forth opposite the description of the product:

LIST OF PRODUCTS

Catalog No.	Description	Amount of decrease per thousand
312.062	3AG fuse, 1/16 A	$4.12
312.125	3AG fuse, ⅛ A	1.12
312.375	3AG fuse, ⅜ A	2.12
312.500	3AG fuse, ½ A	2.12
312.750	3AG fuse, ¾ A	2.12
361.062	8AG fuse, 1/16 A	7.00
361.250	8AG fuse, ¼ A	1.50
361.375	8AG fuse, ⅜ A	1.50
361.500	8AG fuse, ½ A	1.50
361.750	8AG fuse, ¾ A	1.50
361003	8AG fuse, 3 A	5.00
361005	8AG fuse, 5 A	5.00
411010	4AG fuse, 10 A	6.00
411015	4AG fuse, 15 A	6.00
411020	4AG fuse, 20 A	6.00
411025	4AG fuse, 25 A	6.00
411030	4AG fuse, 30 A	6.00
411035	4AG fuse, 35 A	1.00
411040	4AG fuse, 40 A	1.01
414010	4AB fuse, 10 A	11.00
414015	4AB fuse, 15 A	11.00
414020	4AB fuse, 20 A	11.00
414025	4AB fuse, 25 A	11.00
414030	4AB fuse, 30 A	11.00
	1,000-V., high volt fuse:	
701.062	1/16 A	3.00
701.125	⅛ A	3.00
701.250	¼ A	3.00
701.375	⅜ A	3.00
701.500	½ A	3.00
701.750	¾ A	12.00
701001	1 A	12.00
701001.5	1½ A	12.00
701002	2 A	12.00
	5,000-V., high volt fuse:	
702.062	1/16 A	30.00
702.125	⅛ A	30.00
702.250	¼ A	30.00
702.375	⅜ A	30.00
702.500	½ A	30.00
702.750	¾ A	30.00
703001	1A	30.00
703002	2 A	30.00
703003	3A	30.00
514025	5A H fuse, 25 A	15.00
514035	5A H fuse, 35 A	10.00
514040	5A H fuse, 40 A	7.50
514060	5A H fuse, 60 A	7.50
514050	5A H fuse, 50 A	7.50

(c) The phrase in this order "base date price" shall mean a price frozen under the provisions of section 7 of Revised Maximum Price Regulation 136, except that for every product covered by this order the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(d) For any products for which a price is established under section 8 of Revised Maximum Price Regulation 136, the maximum price shall be computed under that section using the price computed under paragraph (a) or paragraph (b) of this order, as applicable, for the frozen priced product before change or modification.

(e) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(f) The Littelfuse Incorporated shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(g) The maximum prices for sales by resellers of the products described in paragraph (b) above shall be determined as follows: The reseller shall decrease the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order by the dollars-and-cents amount by which his net invoiced cost has been decreased by reason of this order.

(h) Littelfuse, Incorporated, shall notify each purchaser who buys the products listed in paragraph (b) above, for resale, of the dollars-and-cents amount by which this order directs the reseller to decrease his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(i) All requests not granted herein are denied.

(j) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. D. Doc. 46–5310; Filed, Mar. 29, 1946; 11:29 a. m.]

[SO 142, Order 65]

HEIL CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 65 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery & equipment. The Heil Company. Docket Nos. 6083 SO 142–136–99 and 6083 SO 142–246–38.

For the reasons set forth in an opinion issued simultaneously and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by The Heil Company, Milwaukee, Wisconsin, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 7.4% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to prices made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 236; § 1361.53

of Maximum Price Regulation 246, the maximum prices shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced produce before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above except for water pumps shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amount by which his net invoiced cost has been increased by reason of this order.

(d) The Heil Company of Milwaukee, Wisconsin, shall notify each purchaser who buys the products except for water pumps listed in paragraph (a) above for resale of the dollar-and-cents amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5311; Filed, Mar. 29, 1946; 11:31 a. m.]

[MPR 86, Order 57]

LANDERS, FRARY AND CLARK

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of four models of Universal brand ironing machines listed in subparagraphs (1) and (2) below, sold by Landers, Frary and Clark, New Britain, Connecticut.

(1) Distributors shall determine their ceiling prices for sales to dealers in accordance with the provisions of Section 15 of Maximum Price Regulation No. 86, except that a distributor pricing under Rules 5 and 6 shall add to the prices determined under those rules for each model the dollar amount shown below opposite that model number:

Model:	*Amount which may be added*
E-22	$0.70
WM 4501	.70
WM 4502	1.97
WM 4503	2.23

(2) The ceiling prices for sales by dealers to ultimate consumers in each zone for the models listed below are as follows:

CEILING PRICES FOR SALES TO ULTIMATE CONSUMERS

Model	Zone 1	Zone 2	Zone 3	Zone 4
E–22	$32.65	$33.20	$33.65	$35.15
WM 4501	32.65	33.20	33.65	35.15
WM 4502	91.95	94.25	96.55	98.85
WM 4503	102.20	101.80	107.45	110.05

These ceiling prices are subject to each retail seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland and the District of Columbia.

Zone 2: Michigan, Indiana, Ohio, West Virginia, Virginia, and North Carolina.

Zone 3: North Dakota, Minnesota, Wisconsin, Iowa, Illinois, Missouri, Kentucky, Arkansas, Tennessee, Louisiana, Mississippi, Alabama, Georgia, South Carolina, and Florida.

Zone 4: Washington, Idaho, Montana, Oregon, Wyoming, South Dakota, California, Utah, Colorado, Nebraska, Kansas, Arizona, New Mexico, Texas, Oklahoma, and Nevada.

(c) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(d) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 30th day of March 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5293; Filed, Mar. 29, 1946; 11:30 a. m.]

[MPR 120, Order 1616]

UNITED STATES COAL AND COKE CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

(a) Refuse coals produced by United States Coal and Coke Company at its Nos. 2, 6, 9, 10, 12 and 13 Mines, Mine Index Nos. 186, 190, 193, 194, 195 and 319, located in McDowell County, West Virginia, in Subdistrict No. 3 of District No. 7, may be purchased and sold for all methods of transportation except truck or wagon at per net ton prices in cents per net ton not exceeding 305,

(b) The prices established herein are f. o. b. the rail shipping point.

(c) All prayers of applicant not granted herein are hereby denied.

(d) This order may be revoked or amended at any time.

(e) Except as specifically provided in this order, the provisions of Maximum Price Regulation No. 120, governing the sale of bituminous coal, shall remain in effect.

This order shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5291; Filed, Mar. 29, 1946; 11:28 a. m.]

[RMPR 122, Amdt. 2 to 2d Rev. Order 47]

SOLID FUELS IN WASHINGTON AREA AND ALEXANDRIA, VA.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with § 1340.260 of Revised Maximum Price Regulation No. 122; *It is ordered:*

Second Revised Order No. 47 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. In paragraph (D) *Price Schedule II: "yard sales"*, the consumer prices for coals delivered at the yard of any dealer in the Washington, D. C. metropolitan area, in per net ton lots of 2,000 pounds, are amended to read as follows:

Kind and Size	*Consumer prices Net ton—2,000 lbs.*
Pennsylvania anthracite:	
Egg, stove, nut	$13.68
Pea	11.83
Buckwheat No. 1	9.59
Rice (Buckwheat No. 2)	8.73
Barley (Buckwheat No. 3)	
Virginia anthracite:	
Egg, stove, nut	10.27
Pea	8.62
Buckwheat No. 1	7.04
High volatile bituminous coal from Districts Nos. 1, 2, 3, 7 or 8:	
Egg, stove, nut	8.07
Domestic Run-of-mine	7.31
Low volatile bituminous coal from District No. 8: Domestic Run-of-mine	7.71
Low volatile bituminous coal from District No. 7:	
Egg	10.50
Stove	10.32
Nut	9.38
Specially prepared mixture of pea, stove and nut coal, sold for hot water heating	8.86
Pea	7.81
Domestic Run-of-mine	7.91
Nut and slack	7.38
Low and medium volatile bituminous coal from District No. 1 or from District No. 3 in Price Classification A:	
Egg	9.16
Stove	8.89
1¼" to 2¼" lump	7.97
Domestic Run-of-mine	7.46
Nut and slack	

Kind and Size	*Consumer prices Net ton— 2,000 lbs.*
Briquettes:	
Glen Rogers Briquettes	$10.13
Berwind Briquettes	9.93
Ambricoal	10.46
Cannel Coal from District No. 8:	
Lump	14.74
Splint Coal from District No. 8:	
Lump	12.06
Coke	13.00
Reclaimed Coke:	
Nut	11.30
Pea	9.55

2. In paragraph (F) *Price Schedule IV: Alexandria, Virginia*, the amounts "$1.10" and "55 cents" appearing in the fourth paragraph thereof are amended to read "$1.00" (per ton) and "50 cents" (per half-ton), respectively.

This Amendment No. 2 shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5294; Filed, Mar. 29, 1946; 11:27 a. m.]

[MPR 188, Revocation of Order 14 Under Order 6]

McGRAW ELECTRIC CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188: *It is ordered:*

Order No. 14 under Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 is hereby revoked.

This order of revocation shall become effective on the 30th day of March 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5295; Filed, Mar. 29, 1946; 11:31 a. m.]

[MPR 188, Order 16 Under Order 6]

WAVERLY TOOL CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country of the small electrical appliances specified below which are manufactured by the Waverly Tool Company, 115 Frelinghuysen Avenue, Newark 5, New Jersey, and sold under the brand names "Steam-O-Matic" or "Petipoint", as follows:

Article	Model No.	Uniform retail ceiling price (inclusive of Federal excise tax)
"Petipoint" Iron	W-410	$14.25
"Steam-O-Matic" Iron	B-300	14.25
"Steam-O-Matic" Iron	B-500	14.25

(b) The manufacturer shall determine distributors' ceiling prices for articles covered by this order and shall notify each distributor of such ceiling prices at or prior to the time of the first invoice to the distributor. Such determination shall be in accordance with the provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 on the basis of the uniform retail ceiling prices fixed by this order.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 30th day of March 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-5296; Filed, Mar. 29, 1946; 11:31 a. m.]

[MPR 188, Order 146 Under 2d Rev. Order A-3]

SNELL MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* Snell Manufacturing Company, of 149 Washington Street, Worcester 1, Mass., may increase its maximum prices in effect immediately prior to December 26, 1945, for sales of the following models of expansive bits which it manufactures, by the percentage of such maximum prices appearing opposite each article:

Model No.	Article	Percentage of adjustment
		Percent
1	Expansive bits	33.2
2	do	48.6

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling. For this purpose the "most comparable article" is the one which meets all of the following:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials in effect during the base period, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 30th day of March 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-5301; Filed, Mar. 29, 1946; 11:34 a. m.]

[MPR 18, Revocation of Order 115 Under Order A-2]

SNELL MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Order No. A-2 under § 1499.159c of Maximum Price Regulation No. 188: *It is ordered:*

(a) Order No. 115 under Order No. A-2 under Maximum Price Regulation No. 188 be, and hereby is, revoked.

This order shall become effective on the 30th day of March 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5300; Filed, Mar. 29, 1946; 11:34 a. m.]

[MPR 188, Amdt. 2 to Rev. Order 4235]

ALBERT FREED

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered.* That Revised Order No. 4235 be amended as follows:

Paragraph (a) (1) is amended by deleting the prices established therein for the Model No. 103, Decorated China Table Lamp with glass base, Height 23", and substituting therein the following prices for such lamp:

For sales by the manufacturer		For sales by any person to consumers
To jobbers	To retailers	
$3.19	$3.75	$4.75

This amendment shall become effective on the 30th day of March 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5297; Filed, Mar. 29, 1946; 11:31 a. m.]

[MPR 591, Amdt. 1 to Order 23]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register Order No. 23 under section 9 of Maximum Price Regulation No. 591, is amended in the following respect:

Paragraph (c) is amended to read as follows:

(c) The maximum net prices established by this order shall be subject to cash discounts and transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

This amendment shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5302; Filed, Mar. 29, 1946; 11:28 a. m.]

[MPR 188, Amdt. 1 to Order 4890]

BELMONT RADIO CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

That section (a) (1) of Order No. 4890 is amended to read as follows:

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand name	Distributor	Ceiling price to dealer	Consumer
6tBR 1901-B phonocone.	Belmont	$7.40	$8.32	$13.95

Model No.	Brand name	Ceiling price to Montgomery Ward & Co.	Ceiling price for	
			Catalog sales	Retail sales
6tBR 1901-B phonocone.	Airline	$7.71	$11.95	$13.95

Ceiling prices to the consumer for catalog sales and retail sales include the Federal excise tax. Terms are 2% 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated January 23, 1946.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on the 30th day of March 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5298; Filed, Mar. 29, 1946; 11:28 a. m.]

[MPR 188, Order 4932]

ARNOLD SCHWINN & CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Arnold Schwinn & Co., 1718 N. Kildare Avenue, Chicago 39, Illinois.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Maximum additional charge over ceiling prices under Order 3145 and Maximum Price Regulation No. 188			
	To jobbers	Manufacturer to dealers	Jobbers to dealers	To consumers
Rear-wheel Schwinn large-flange expander brake and free-wheel hub in place of coaster brake on war-model bicycle	$0.70	$0.76	$0.81	$1.10

These maximum prices are for the articles described in the manufacturer's application dated January 4, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$1.10 in addition to ceiling price of bicycle under Maximum Price Regulation No. 158.

Do Not Detach.

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 30th day of March 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5299; Filed, Mar. 29, 1946; 11:34 a. m.]

[MPR 591, Amdt. 1 to Order 237]

ORANGE SCREEN CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 237 under Maximum Price Regulation No. 591, is amended in the following respects:

1. Section (a) is amended to read as follows:

(a) The maximum net installed prices on sales to consumers by any person of the following sizes of the Model No. "C" "Orange" All Weather Window manufactured by the Orange Screen Company of Maplewood, New Jersey, and as described in the company's application dated December 13, 1945, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be the sum of the following:

(i) The list price per window opening set forth in paragraph (g) below, and

(ii) The actual cost of installation in no event to exceed $2.00 per window opening

2. Section (h) is deleted.

3. Section (1) is amended to read as follows:

(1) The Orange Screen Company shall attach a tag to each item covered by this order containing substantially the following information:

OPA Maximum Installed Price—$_____
Plus actual cost of installation (Not exceeding $2.00 per window opening).

This amendment shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5303; Filed, Mar. 29, 1946; 11:29 a. m.]

[MPR 591, Order 398]

SAMUEL EASTMAN CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 398 under section 16 (b) (1) of Maximum Price Regulation No. 591. Docket No. 6075-591.16-84. Adjustment of maximum prices for sales of fire fighting equipment and accessories by the Samuel Eastman Company, Concord, New Hampshire.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, it is ordered:

(a) *Adjustment of maximum prices for the Samuel Eastman Company, Inc.* (1) The Samuel Eastman Company may increase its March 1942 maximum net prices to each class of purchaser for its line of fire fighting equipment and accessories by 10 percent.

(2) The maximum prices set forth in (a) (1) above, are subject to cash discounts and transportation allowances at least as favorable as those granted as a deduction from net prices to each class of purchaser during March 1942 on sales of fire fighting equipment and accessories.

(b) *Maximum prices for resellers.* All resellers of the commodities for which adjustment is granted the Samuel Eastman Company in (a) above, may add to their maximum prices in effect on September 19, 1945, the actual dollars-and-cents increase in cost resulting from the increase granted the Samuel Eastman Company by this order and of which the manufacturer informs such sellers.

(c) *Notification to all purchasers.* The Samuel Eastman Company shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment is put into effect.

Order No. 398 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for a 10 percent increase in March 1942 net prices for sales of fire fighting equipment and accessories manufactured by the Samuel Eastman Company. Resellers may add to their maximum prices in effect on September 19, 1945, the actual dollars-and-cents increase in cost resulting from the adjustment granted the Samuel Eastman Company.

(d) All prayers of the application of the Samuel Eastman Company not granted in this order are denied.

(e) This order revokes Order No. L-30 under section 16 (b) (1) of Maximum Price Regulation No. 591, issued and effective September 19, 1945.

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5304; Filed, Mar. 29, 1946; 11:29 a. m.]

[MPR 591, Order 399]

ERWIN BURNER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, for sales by any person of the following Deluxe Range Oil Burner manufactured by Erwin Burner Company of Chelsea, Massachusetts and as described in the application dated February 6, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to jobbers	On sales to dealers	On sales to consumers
Model No. BF-37-S" deluxe range oil burner	$20.50	$24.00	$30.95

(b) The maximum prices specified above on sales to jobbers and dealers by any person shall be f. o. b. point of shipment.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) This order does not establish maximum prices for the commodities in question when sold on an installed basis. Maximum prices on installed sales are subject to the provisions of Revised Maximum Price Regulation No. 251.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5305; Filed, Mar. 29, 1946; 11:27 a. m.]

[MPR 64, Order 272]

O'KEEFE & MERRITT CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the one model of gas range listed below manufactured by the O'Keefe & Merritt Company, 3700 E. Olympic Blvd., Los Angeles 23, California. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
4385-A	Each $214.95	Each $216.95	Each $218.95	Each $223.50

These prices include delivery and installation. If the retailer dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. If the retailer sells a stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Amount which may be added*
Light "L"	$6.95
Minute minder clock "M"	5.75
Signal timer clock "X"	11.75
Automatic clock "C"	36.75

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery, and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this order Zone 1, 2, 3, and 4 comprise the following areas:

Zone 1: The following counties in the southern part of California: Kern, Santa Barbara, Los Angeles, Ventura, Orange, Riverside, San Diego and Imperial.

Zone 2: That part of the State of California not included in Zone 1.

Zone 3: Nevada, Oregon, and Washington.

Zone 4: Idaho, Utah, Colorado, New Mexico, Arizona and Texas.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 29th day of March 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5306; Filed, Mar. 29, 1946; 11:28 a. m.]

[MPR 591, Order 400]

SAMUEL EASTMAN CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 400 under section 16 (b) (1) of Maximum Price Regulation No. 591. Docket No. 6075-591.16-85. Adjustment of maximum prices for sales of fire fighting equipment and accessories by the Samuel Eastman Company, Concord, New Hampshire.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, it is ordered:

(a) *Adjustment of maximum prices for the Samuel Eastman Company, Inc.* (1) The Samuel Eastman Company may increase its March 1942 maximum net prices to each class of purchaser for its line of fire fighting equipment and accessories by 10 percent.

(2) The maximum prices set forth in (a) (1) above, are subject to cash discounts and transportation allowances at least as favorable as those granted as a deduction from net prices to each class of purchaser during March 1942 on sales of fire fighting equipment and accessories.

(b) *Maximum prices for resellers.* All resellers of the commodities for which adjustment is granted the Samuel Eastman Company in (a) above, may add to their maximum prices in effect on September 19, 1945, the actual dollars-and-cents increase in cost resulting from the increase granted the Samuel Eastman Company by this order and of which the manufacturer informs such sellers.

(c) *Notification to all purchasers.* The Samuel Eastman Company shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment is put into effect.

Order No. 398 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for a 10 percent increase in March 1942 net prices for sales of fire fighting equipment and accessories manufactured by the Samuel Eastman Company. Resellers may add to their maximum prices in effect on September 19, 1945, the actual dollars-and-cents increase in cost resulting from the adjustment granted the Samuel Eastman Company.

(d) All prayers of the application of the Samuel Eastman Company not granted in this order are denied.

(e) This order revokes Order No. L-30 under section 16 (b) (1) of Maximum Price Regulation No. 591, issued and effective September 19, 1945.

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 30, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5307; Filed, Mar. 29, 1946; 11:28 a. m.]

[MPR 499, Order 10]

M. A. MEAD AND CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion with the Division of the Federal Register, issued simultaneously herewith and filed and pursuant to sections 7 and 14 of Revised Maximum Price Regulation No. 499, it is ordered that Order No. 10 under sections 7 and 14 of Revised Maximum Price Regulation No. 499 be revised to read as follows:

(a) *Effect of this order.* This order establishes maximum prices at which certain imported watches identified below may be sold to retailers and at retail by any person. These watches are imported by the M. A. Mead and Company, 58 East Washington Street, Chicago, Illinois, hereinafter called the "importer."

(b) *Maximum prices for sales to retailers and at retail.* The maximum prices for sales of the Mead Boulevard watches identified below are as follows:

Style No.	Description				Maximum prices			
	Size	Jewel	Case	Attach.	Importer to wholesaler	Importer to retailer	Wholesaler price to retailer	Retailer to consumer (tax included)
63-110 to 99	6¾ x 8	7	RGP/St	Cord	$9.90	$11.25	$12.85	$27.50
63-110L to 99L	6¾ x 8	7	RGP/St	Link	10.55	12.00	13.70	29.75
63-210 to 99	6¾ x 8	7	Fld/St	Cord	10.25	11.65	13.30	29.75
63-210L to 99L	6¾ x 8	7	Fld/St	Link	10.90	12.40	14.15	32.50
63-310 to 99	6¾ x 8	7	RGP	Cord	10.25	11.65	13.30	29.75
63-310L to 99L	6¾ x 8	7	RGP	Link	10.90	12.40	14.15	32.50
67-110 to 99	6¾ x 8	17	RGP/St	Cord	11.90	13.55	15.50	35.00
67-110L to 99L	6¾ x 8	17	RGP/St	Link	12.55	14.30	16.35	37.50
67-210 to 99	6¾ x 8	17	Fld/St	Cord	12.25	13.95	15.95	35.00
67-210L to 99L	6¾ x 8	17	Fld/St	Link	12.90	14.70	16.80	37.50
67-310 to 99	6¾ x 8	17	RGP	Cord	12.25	13.95	15.95	35.00
67-310L to 99L	6¾ x 8	17	RGP	Link	12.90	14.70	16.80	37.50
67-410 to 99	6¾ x 8	17	10KGF	Cord	13.95	15.85	18.15	39.75
67-410L to 99L	6¾ x 8	17	10KGF	Link	14.60	16.60	19.00	42.50
67-510 and 541	6¾ x 8	17	14K gold	Cord	16.45	18.70	21.40	47.50
67-510L and 541L	6¾ x 8	17	14K gold	10K G. Lk	23.45	26.65	30.50	67.50
67-543, 44 and 51	6¾ x 8	17	14K gold	Cord	19.50	22.20	25.35	57.50
67-543L, 44L and 51L	6¾ x 8	17	14K gold	10K G. Lk	26.50	30.15	34.45	85.00
57-410 to 99	5 ligne	17	14K GF	Cord	18.00	20.45	23.40	52.50
57-410L to 99L	5 ligne	17	14K GF	Link	18.65	21.20	24.25	55.00
57-530	5 ligne	17	14K Gold	Cord	18.65	21.20	24.25	55.00
57-530L	5 ligne	17	14K Gold	10K G. Lk	25.65	29.15	33.35	71.50
57-510, 20, 40 and 41	5 ligne	17	14K Gold	Cord	20.90	23.85	27.15	60.00
57-510L, 20L, 40L and 41L	5 ligne	17	14K Gold	10K G. Lk	27.90	31.80	36.25	87.50
13-110 to 99	11½ ligne sph.	7	RGP/St	Strap	8.00	9.10	10.40	23.75
13-110X to 99X	11½ ligne sph.	7	RGP/St	Exp. Brac	11.50	13.10	14.95	33.75
13-210 to 99	11½ ligne sph.	7	Fld/St	Strap	8.65	9.85	11.25	24.75
13-210X to 99X	11½ ligne sph.	7	Fld/St	Exp. Brac	12.15	13.85	15.80	34.75
13-310 to 99	11½ ligne sph.	7	RGP	Strap	8.65	9.85	11.25	24.75
13-310X to 99X	11½ ligne sph.	7	RGP	Exp. Brac	12.15	13.85	15.80	34.75
17-110 to 99	11½ ligne sph.	17	RGP/St	Strap	10.15	11.55	13.20	29.75
17-110X to 99X	11½ ligne sph.	17	RGP/St	Exp. Brac	13.65	15.55	17.75	39.75
17-210 to 99	11½ ligne sph.	17	Fld/St	Strap	10.80	12.30	14.05	29.75
17-210X to 99X	11½ ligne sph.	17	Fld/St	Exp. Brac	14.30	16.30	18.60	39.75
17-310 to 99	11½ ligne sph.	17	RGP	Strap	10.80	12.30	14.05	29.75
17-310X to 99X	11½ ligne sph.	17	RGP	Exp. Brac	14.30	16.30	18.60	39.75
17-410 to 99	11½ ligne sph.	17	10KGF	Strap	13.75	15.65	17.85	39.75
17-410X to 99X	11½ ligne sph.	17	10KGF	Exp. Brac	17.25	19.65	22.40	49.75
83-110 to 99	8¾ ligne	7	RGP/St	Strap	9.25	10.50	12.00	27.50
83-110X to 99X	8¾ ligne	7	RGP/St	Exp. Brac	12.75	11.50	16.55	37.50
83-210 to 99	8¾ ligne	7	Fld/St	Strap	9.50	10.80	12.35	27.50
83-210X to 99X	8¾ ligne	7	Fld/St	Exp. Brac	13.00	14.80	16.90	37.50
83-310 to 99	8¾ ligne	7	RGP	Strap	9.75	11.05	12.70	29.75
83-310X to 99X	8¾ ligne	7	RGP	Exp. Brac	13.25	15.05	17.25	39.75
87-110 to 99	8¾ ligne	17	RGP/St	Strap	11.20	12.75	14.55	32.50
87-110X to 99X	8¾ ligne	17	RGP/St	Exp. Brac	14.70	16.75	19.10	42.50
87-210 to 99	8¾ ligne	17	Fld/St	Strap	11.45	13.05	14.90	32.50
87-210X to 99X	8¾ ligne	17	Fld/St	Exp. Brac	14.95	17.05	19.45	42.50
87-310 to 99	8¾ ligne	17	RGP	Strap	11.70	13.30	15.25	33.75
87-310X to 99X	8¾ ligne	17	RGP	Exp. Brac	15.20	17.30	19.80	43.75
87-416 to 99	8¾ ligne	17	10KGF	Strap	14.60	16.60	19.00	42.50
87-416X to 99X	8¾ ligne	17	10KGF	Exp. Brac	18.10	20.60	23.55	52.50
87-570	8¾ ligne	17	14K Gold	Strap	22.10	25.15	28.75	65.00
97-110 to 99	8 x 9	17	RGP/St	Strap	12.15	13.80	15.80	34.75
97-110X to 99X	8 x 9	17	RGP/St	Exp. Brac	15.65	17.80	20.35	45.00
97-210 to 99	8 x 9	17	Fld/St	Strap	12.80	14.55	16.65	37.50
97-210X to 99X	8 x 9	17	Fld/St	Exp. Brac	16.30	18.55	21.20	47.50
97-310 to 99	8 x 9	17	RGP	Strap	12.80	14.55	16.65	37.50
97-310X to 99X	8 x 9	17	RGP	Exp. Brac	16.30	18.55	21.20	47.50
97-410 to 99	8 x 9	17	10KGF	Strap	15.50	17.60	20.15	45.00
97-410X to 99X	8 x 9	17	10KGF	Exp. Brac	19.00	21.60	24.70	55.00
978-462 AGN	8 x 9 AGN	17	14KGF	Strap	19.40	22.05	25.20	55.00
978-462X AGN	8 x 9 AGN	17	14KGF	Exp. Brac	22.90	26.05	29.75	65.00
978-540, 60 and 61	8 x 9 AGN	17	14K Gold	Strap	31.65	35.95	41.15	100.00
87-410SS to 415SS	8¾SS	17	10KGF	Cord	14.35	16.30	18.65	39.75
87-410SSL to 415SSL	8¾SS	17	10KGF	Link	15.00	17.05	19.50	42.50
67-212SS	6¾ x 8	17	Fld/St	Cord	13.60	15.45	17.70	39.75
67-212SSL	6¾ x 8	17	Fld/St	Link	14.25	16.20	18.55	42.50
17-013	11½SS	17	St/WP	Strap	14.40	16.35	18.75	42.50
17-013X	11½SS	17	St/WP	Exp. Brac	17.90	20.35	23.30	52.50
17-512	11½SS	17	10K gold	Strap	27.80	32.50	36.10	71.50
63-4600 to 4619	6¾ x 8	7	10KGF	Lapel	13.30	15.15	17.30	37.50
63-4620 to 4639	6¾ x 8	7	10KGF	do	14.95	17.00	19.45	42.50
83-4100 to 4119	8¾	7	10KGF	do	12.40	14.10	16.10	35.00
83-4120 to 4139	8¾	7	10KGF	do	13.35	15.20	17.35	37.50
57-5601	5 ligne	17	14K gold	do	35.00	39.90	45.50	110.00
57-5602	5 ligne	17	14K gold	do	37.00	42.15	48.10	115.00
57-5600	5 ligne	17	14K gold	do	38.40	43.65	49.90	120.00
57-5400 and 5603	5 ligne	17	14K gold	do	41.00	46.65	53.30	130.00
37-010 Chronograph	14 ligne	17	Steel	Strap	24.10	27.40	31.35	71.50
43-010T timer	16 size	7	Ch/Nickel	Pocket	9.05	10.25	11.75	24.75
47-310	16 size	17	RGP	do	11.20	12.75	14.55	32.50

The importer's maximum prices set forth above are subject to its customary terms and allowances as set forth in its application of February 3, 1945, filed with the Office of Price Administration.

The maximum prices established for sales by wholesalers to retailers are f. o. b. the wholesaler's city and are subject to terms of 2%, 30 days.

[MPR 188, Revocation of Order 255]

FURNITURE

OPTIONAL LINE PRICING

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, *It is ordered:*

Order No. 255 under § 1499.159 (b) of Maximum Price Regulation No. 188 is revoked, subject to the provisions of Supplementary Order No. 40.

This order shall become effective on the 6th day of April, 1946.

Issued this 1st day of April, 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5423; Filed, Apr. 1, 1946; 11:45 a. m.]

No charge may be added to the above maximum retail prices for the extension of credit except under the conditions specified and to the extent permitted by section 12a of Revised Maximum Price Regulation 499.

(c) *Notification.* At, or prior to, the time of the first sale of the watches covered by this order to a purchaser for resale, the importer shall furnish the purchaser with a copy of this order or a price list incorporating the above prices to retailers and to consumers and containing a certification that they are maximum prices established by the Office of Price Administration. In addition, the importer shall include on every invoice covering a sale of these watches the following statement: "Office of Price Administration Revised Order No. 10 under Revised Maximum Price Regulation 499 establishes prices at which you may sell these watches."

This notification requirement supersedes the notification requirement in section 12 of Revised Maximum Price Regulation No. 499 with respect to the watches covered by this order.

(d) *Tagging.* The importer shall include with every watch covered by this order delivered to a purchaser for resale after its effective date, a tag or label setting forth the maximum retail price of the particular watch. This tag or label must not be removed until the watch is sold to an ultimate consumer.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) Unless the context otherwise requires, the definitions set forth in section 2 of Revised Maximum Price Regulation No. 499 shall apply to the terms used herein.

This order shall become effective April 2, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5426; Filed, Apr. 1, 1946; 11:46 a. m.]

[MPR 580, Amdt. 6 to Order 21]

ROBERT REIS & CO.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-510.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 21 issued under section 13 of Maximum Price Regulation 580 on application of Robert Reis & Co., 2 Park Avenue at 33d Street, New York, New York, is amended in the following respect:

1. Paragraph (a) is corrected to establish the following retail ceiling prices for the articles listed:

Article	Manufacturer's selling price (per doz.)	Retail selling price (per unit)
Athletic shirt, Model M	$7.25	$0.92
Brief, Model R	7.25	.92

This amendment shall become effective April 2, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5427; Filed, Apr. 1, 1946; 11:46 a. m.]

[MPR 580, Order 294]

JOHN RISSMAN & SON

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-248.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation 580, Retail Ceiling Price Order No. 56, issued on May 17, 1945, and Retail Ceiling Price Order No. 158, issued on September 18, 1945, are herein consolidated and *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by John Rissman & Son, 305 West Adams Street, Chicago 6, Illinois, having the brand name "Windbreaker", and described in the manufacturer's application dated June 15, 1945.

JACKETS

Style No.	Description	Retail ceiling price
313	Men's gabardine, rayon lined, zipper front	$8.95
493	Men's gabardine, fleece lined, zipper front	12.75
393	Men's fleece, quilted lined, zipper front	17.25
603	Men's wool,rayon lined, zipper front	12.25
409	Men's gabardine fleece lined	13.50
1294	Men's fingertip, quilted lined	19.95
303	Men's gabardine, rayon lined, zipper front	7.25
321	Men's rayon twill, rayon lined, zipper front	9.75
496	Men's poplin, fleece lined, zipper front	13.25
183	Boys' gabardine, rayon lined, zipper front	5.50
1583	Boys' twill, wool plaid lined, zipper front	7.95
1593	Boys' gabardine, wool lined, zipper front	8.75
1793	Boys' poplin, wool lined, zipper front	8.95
1051	Boys' wool leisure coat, button front	9.75
158	Boys' corduroy, rayon lined, zipper front	6.95
1183	Boys' fleece fingertip	15.95
1195	Students' fleece fingertip, quilted lined	17.95
1176	Boys' fleece fingertip, quilted lined	15.95
64	Juvenile corduroy, cotton lined, zipper front	5.75
68	Juvenile corduroy, cotton lined, zipper front	5.75
75	Juvenile twill, cotton lined, zipper front	4.75
84	Juvenile corduroy, cotton lined, button front	5.75
88	Juvenile corduroy, cotton lined, button front	5.95
2393	Juvenile twill, wool plaid lined, button front	6.75
2693	Juvenile twill, wool plaid lined, button front	7.75
2793	Juvenile poplin, fleece lined, zipper front	9.25
2393	Juvenile twill trouserall suit	8.95
2684	Juvenile corduroy, wool lined, button front	6.75
2666	Juvenile corduroy, wool lined, zipper front	6.75
2051	Juvenile wool park suede, rayon lined front and sleeve, button front	7.50
2593	Juvenile gabardine, wool plaid lined, button fly front	7.25

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 15, 1946, John Rissman & Son must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price, $——

On and after June 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 15, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and any subsequent amendment thereto. The seller shall also send a copy of this order to all retail purchasers under Order No. 56 issued on May 17, 1945 and Order No. 158 issued on September 18, 1945.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 2, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5428; Filed, Apr. 1, 1946; 11:46 a. m.]

[MPR 592, Amdt. 35 to Order 1]

SAND LIME BUILDING BRICK

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 7.14 is added to Article VII to read as follows:

SEC. 7.14 *Modification of maximum prices for sand lime building brick produced in the United States.* (a) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 592 for sand lime building brick produced in the United States of America may be increased by adding an amount not in excess of $2.00 per thousand for standard size brick to the f. o. b. plant or delivered prices.

(b) *Non-standard sizes.* If the manufacturer had an established differential in price during the month of March 1942 for non-standard sizes of sand lime building brick he may convert the adjustments granted herein for standard size brick on the basis of the conversion factors or formula used by him during March 1942 in establishing a price differential between the standard size brick and the non-standard size brick under this adjustment.

(c) *Manufacturers' individual price adjustments.* (1) Any individual price adjustments granted prior to April 6, 1946 by the Price Administrator or any Regional Administrator to any manufacturer of sand lime building brick in an amount equal to or less than the increase permitted by this paragraph are hereby revoked.

(2) Any individual adjustments granted prior to April 6, 1946, by the Price Administrator or any Regional Administrator to any manufacturer of sand lime building brick in an amount greater than the increase permitted by this paragraph are hereby continued in full force and effect; such individual price adjustments shall not, however, be further increased by the increase permitted in this section.

(d) *Discounts and allowances.* The maximum prices established herein shall be subject to at least the same cash, quantity and other discounts, transportation allowances, services, and other terms and conditions of sale as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(e) *Maximum prices for resellers.* Any jobber or dealer purchasing sand lime brick for resale from any manufacturer who has modified his maximum prices in accordance with (a) above, may increase his maximum prices f. o. b. yard or delivered, established by the General Maximum Price Regulation by the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer under (a) above. However, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

This amendment shall become effective April 6, 1946.

Issued this 1st day of April 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-5431; Filed, Apr. 1, 1946; 11:47 a. m.]

[MPR 594, Amdt. 2 to Rev. Order 5]

FORD MOTOR CO.

MAXIMUM PRICES FOR NEW PASSENGER AUTOMOBILES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9b of Maximum Price Regulation 594, *It is ordered:*

Revised Order No. 5 under Maximum Price Regulation 594 is amended in the following respects:

1. Subparagraph (1) of paragraph (a) is amended to read as follows:

(1)

Description	*Net wholesale price*
Sedan (2 door)	$884.96
Town sedan (4 door)	923.11
Sedan coupe	914.46
Club convertible	1,048.15
Station wagon	1,059.41
Chassis with open or closed front end	663.32

2. Subparagraph (1) of paragraph (d) is amended to read as follows:

(1)

Description	*List price*
Sedan (2 door)	$1,129
Town sedan (4 door)	1,177
Sedan coupe	1,165
Club convertible	1,338
Station wagon	1,350
Chassis with open or closed front end	846

This amendment shall be effective as of March 11, 1946, for Ford Motor Company's new Mercury passenger automobiles delivered on or after March 11, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5357; Filed, Mar. 29, 1946; 4:55 p. m.]

[MPR 594, Amdt. 3 to Order 6]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 6 under Maximum Price Regulation 594 is amended in the following respects:

1. Subparagraph (1) of paragraph (a) is amended to read as follows:

(1)

Description:	*Net wholesale price*
Sedan, 4 door, Model 73	$1,426.23
Club coupe, Model 77	1,414.64
Sedan, 4 door, Model 73 with custom interior	1,518.72
Club coupe, Model 77 with custom interior	1,507.13
Convertible coupe	1,764.45
Continental coupe	2,694.32
Continental cabriolet	2,746.06

2. Subparagraph (1) of paragraph (c) is amended to read as follows:

Description:	*List price*
Sedan, 4 door, Model 73	$1,825
Club coupe, Model 77	1,810
Sedan, 4 door, Model 73 with custom interior	$1,943
Club coupe, Model 77 with custom interior	1,928
Convertible coupe	2,261
Continental coupe	3,445
Continental cabriolet	3,511

This amendment shall be effective as of March 11, 1946, for Ford Motor Company's new Lincoln passenger automobiles delivered on or after March 11, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5358; Filed, Mar. 29, 1946; 4:56 p. m.]

[MPR 594, Amdt. 3 to Order 10]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, It is Ordered:

Order 10 is amended in the following respects:

1. Subparagraph (1) and subparagraph (2) of paragraph (a) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule less the allowances in effect on January 1, 1941:

Model	Description	Net wholesale price
C-38 Royal	3-passenger coupe	$940.32
	2-door sedan	984.94
	Club coupe	1,005.10
	4-door sedan	1,007.46
C-38 Windsor	3-passenger coupe	950.44
	2-door sedan	1,037.27
	Club coupe	1,049.64
	4-door sedan	1,078.22
	Convertible coupe	1,240.77

(i) *Car volume payment.*

Quantity of new automobiles:

For distributors and direct dealers at wholesale:	*Payment*
151–500	$6.25
501 and up	12.50
For direct dealers at retail:	
26–75	6.25
76–150	12.50
151–300	18.75
301–500	25.00
501 and up	31.25

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule:

Description	*Net wholesale price*
"A" cooling	$3.71
Bumper buffer bars	3.71
Electric clock	8.54
Export tool kit	4.95
Extreme duty springs	2.47
Fluid drive	22.58
Heaters:	
All weather air controlled system complete with defroster and air intake	44.66
Underseat twin unit with fresh air intake and defroster	34.77
Hydraulic transmission	25.09
Leather trim over cloth:	
For 2-door, 4-door, town sedan and club coupe in the Royal series	32.51
For 3-passenger coupe Royal series	16.26
For 2-door, 4-door, town sedan, limousine and club coupe in the Windsor series	10.84
For 3-passenger coupe Windsor series	5.42
Locking gas cap	1.11
Muffler, terne plated and heavier gauge tail pipe	.62
Optional trim in highlander plaid and leather for convertible coupe	23.36

Athletic shirt, Model M	$7.25	$0.92
Brief, Model R	7.25	.92

having the same selling price to the retailer, the same brand or company name for non-standard sizes or [illegible] building brick he may convert the ad-

Description	Net wholesale price
Radio antennae:	
Skyway type 50"	3.22
Skyway type—long	3.84
Header type	5.38
Right hand drive	6.19
Shock absorber stone shields	.87
Shock absorbers, 1⅜", oversize and stone shields	6.19
Special body color	24.74
Tires: 4 6.50 x 15 6 ply	11.63
Tubes: 4 6.50 x 15—lifeguard	28.06
Two-tone paint for 2-door sedan and 4-door sedan	9.28

2. Subparagraph (2) of paragraph (d) is amended to read as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule.

Description	Net wholesale price
"A" cooling	$3.90
Bumper buffer bars	3.90
Electric clock	8.97
Export tool kit	5.20
Extreme duty springs	2.59
Fluid drive	23.71
Heaters:	
All weather air controlled system complete with defroster and air intake	46.89
Underseat twin unit with fresh air intake and defroster	36.51
Hydraulic transmission	36.84
Leather trim over cloth:	
For 2 door, 4 door, town sedan and club coupe in the Royal series	34.14
For 3-passenger coupe Royal series	17.07
For 2-door, 4-door, town sedan, limousine and club coupe in the Windsor series	11.38
For 3-passenger coupe Windsor series	5.69
Locking gas cap	1.17
Muffler, terne plated and heavier gauge tail pipe	.65
Optional trim in highlander plaid and leather for convertible coupe	24.53
Radio antennae:	
Skyway type 50"	3.36
Skyway type—long	4.03
Header type	5.65
Right hand drive	6.50
Shock absorber stone shields	.91
Shock absorbers, 1⅜", oversize and stone shields	6.50
Special body color	25.98
Tires: 4 6.50 x 15 6 ply	12.21
Tubes: 4 6.50 x 15—lifeguard	29.46
Two tone paint for 2-door sedan and 4-door sedan	9.74

3. Subparagraph (1) and (2) of paragraph (e) are amended to read as follows:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable factory retail price in the following schedule:

Model	Description	Factory retail price
C-38 Royal	3-passenger coupe	$1,143
	2-door sedan	1,237
	Club coupe	1,262
	4-door sedan	1,295
C-38 Windsor	3-passenger coupe	1,302
	2-door sedan	1,317
	Club coupe	1,353
	4-door sedan	1,353
	Convertible coupe	1,558

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable factory retail price in the schedule:

Description	Factory retail price
"A" cooling	$4.85
Bumper buffer bars	5.75
Electric clock	12.35
Export tool kit	6.40
Extreme duty springs	3.20
Fluid drive	29.15
Heaters:	
All weather air controlled system complete with defroster and air intake	56.10
Underseat twin unit with fresh air intake and defroster	44.90
Hydraulic transmission	45.90
Leather trim over cloth:	
For 2-door, 4-door, town sedan and club coupe in the Royal series	41.95
For 3-passenger coupe Royal series	21.00
For 2-door, 4-door, town sedan, limousine and club coupe in the Windsor series	14.00
For 3-passenger coupe Windsor series	7.00
Locking gas cap	1.65
Muffler, terne plated and heavier gauge tail pipe	.80
Optional trim in highlander plaid and leather for convertible coupe	29.20
Radio antennae:	
Skyway type 50"	4.40
Skyway type—long	5.35
Header type	7.20
Right hand drive	8.70
Shock absorber stone shields	1.15
Shock absorbers, 1⅜", oversize and stone shields	8.00
Special body color	32.05
Tires: 4 6.50 x 15 6 ply	15.15
Tubes: 4 6.50 x 15—lifeguard	43.50
Two-tone paint for 2-door sedan and 4-door sedan	11.65

This amendment shall be effective March 11, 1946 for Chrysler passenger automobiles and extra or optional equipment which are delivered to resellers on or after March 11, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5355; Filed, Mar. 29, 1946; 4:55 p. m.]

[Order 106 Under Order 375 of 3(b)]

BARBARA MAY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered, that:

Authorization of maximum prices governing sales of nut and fruit cream Easter eggs, confectionary items manufactured by Barbara May, 119 Bayside Drive, Baltimore 29, Maryland. (a) The maximum prices for the indicated sales below of nut and fruit cream Easter eggs in weights of 1 pound and ½ pound, confectionery items manufactured by Barbara May, 119 Bayside Drive, Baltimore 29, Maryland, in accordance with its price application of March 7, 1946, shall be:

	1 lb.	½ lb.
From Barbara May to wholesalers	$0.45	$0.27
From all sellers to retailers	.54	.32
From all sellers to consumers	.75	.45

(b) The maximum prices established in this order are the highest prices for which the nut and fruit cream Easter eggs in weights of 1 pound and ½ pound may be sold by the respective sellers. All sellers on sales of these items shall reduce the above appropriate maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of other comparable confectionery items.

(c) Barbara May shall mail or otherwise supply to its purchasers, other than consumers, at the time or prior to the first delivery to such purchaser, a written notice as follows:

The Office of Price Administration has authorized us to sell our (Name of item and weight) to wholesalers at a maximum price of (Price of item) delivered; and to retailers at a maximum price of (Price of item) delivered. Wholesalers are authorized to sell these items to retailers at a maximum price of (Price of item) delivered. On sales of these items all sellers are required to reduce their maximum prices by applying their customary discounts, alowances and price differentials which have been applied to sales of comparable confectionery items.

(d) Barbara May for a period of at least 90 days shall place in or on each package distributed through a wholesaler a notice as follows:

The Office of Price Administration has authorized wholesalers to sell (Name and weight of item) to retailers at a maximum delivered price of ---- per pound. Retailers are authorized to sell these items to consumers at a maximum price of ---- per pound.

(e) This order may be revoked or amended at any time by the Price Administrator.

(f) This Order No. 106 shall become effective March 30, 1946.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419, 9419, 10961).

Issued this 29th day of March, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5290; Filed, Mar. 29, 1946; 11:28 a. m.]

[SO 81, Corr. to Order 1]

UNITED STATES GOVERNMENT OR ITS AGENCIES

EXEMPTION OF SALES OF GERMAN HOPS

Order No. 1 under Supplementary Order 81, issued March 20, 1946, was incorrectly designated and is corrected to read "Order No. 2."

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5306: Filed. Mar. 29, 1946; 11:30 a. m.]

Regional and District Office Orders.

[Region I Order G-19 Under SR 15, MPR 280, and MPR 329, Amdt. 14]

FLUID MILK IN NEW HAMPSHIRE

For the reasons set forth in an opinion issued simultaneously herewith, which has been filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by the sections hereinafter referred to, Region I Order No. G-19 under § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation, § 1351.807 of Maximum Price Regulation 280 and § 1351.408 of Maximum Price Regulation 329 is hereby amended in the following respects:

1. Subparagraph (13), added under date of January 9, 1946 to paragraph (1) of Order G-19 by Amendment 13 to the said order is hereby amended by striking out from (i) the original termination date specified with respect to items 1, 2, and 3, and substituting a new termination date so that the same shall read as follows: "(1) as to items 1, 2, and 3 until 12:01 a. m. on April 1, 1946".

This amendment is effective as of February 28, 1946.

Issued this 11th day of March 1946.

H. RUSSELL CORT,
Acting Regional Administrator.

Approved: March 27, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-5249; Filed, Mar. 28, 1946; 4:48 p. m.]

[Region III Order G-8 Under SO 142]

NEWART MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-8 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of electrical fittings manufactured by Harry E. Kaden, an individual doing business as The Newart Manufacturing Company of Cleveland, Ohio, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all electrical fittings manufactured by it shall be its maximum prices in effect immediately prior to February 1, 1946, to each class of purchaser increased by 20%.

(2) The manufacturer's customary cash discounts and transportation allowances shall be maintained on all its sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect prior to February 1, 1946, to each class of purchaser the actual dollars and cents increase in invoice cost to him resulting from increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each sellers customary terms, discounts, allowances and other price differentials on sale to each class of purchaser.

(d) *Notification.* The manufacturer shall, at or prior to the first billing reflecting the adjustment herein granted, notify in writing each purchaser of the products covered by this order of the amount of increase granted by this order. Such notice shall substantially contain the following:

Order No. G-8 under section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices of electrical fittings manufactured by Harry E. Kaden, doing business as Newart Manufacturing Company. Resellers may add to their maximum prices in effect prior to February 1, 1946, the actual dollars and cents amount of increase in invoice cost resulting from the increase granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 6, 1946.

Issued: March 6, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-5228; Filed, Mar. 28, 1946; 4:42 p. m.]

[Region III. Order G-8 Under SO 119, Amdt. 1]

GRAND RAPIDS CHAIR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Supplementary Order No. 119, *It is ordered:*

That Order No. G-8 issued by this Regional office on January 21, 1946 be amended to read as follows:

(a) *What this order does.* This Order No. G-8 establishes an increase in the maximum prices of wood furniture manufactured by the Grand Rapids Chair Company, 1661 Monroe Avenue, N. W., Grand Rapids, Michigan, hereinafter referred to as the manufacturer.

(b) *Maximum prices.* The manufacturer is hereby authorized to increase by not more than 16.86% its maximum prices for the wood furniture products which it manufactures and which were listed in its application filed with this office.

(c) *Discounts and allowances.* The manufacturer must maintain the discounts, allowances, and terms or conditions of sale which it had in effect just prior to the issuance of this order.

(d) *Compliance with Order No. 4800.* The manufacturer must comply with the provisions of section 14 of Order No. 4800 under Maximum Price Regulation No. 188.

(e) *Resellers.* All resellers must compute their maximum prices in accordance with the provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) *Amendment and revocation.* This order may be amended or revoked at any time by the Office of Price Administration.

This amendment shall become effective February 15, 1946.

Issued February 15, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-5230; Filed, Mar. 28, 1946; 4:42 p. m.]

[Region III Order G-9 Under SO 142]

PEERLESS BREAD MACHINERY CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-9 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of bread machinery manufactured by the Peerless Bread Machinery Company of Sidney, Ohio, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all bread machinery manufactured by it shall be its maximum prices in effect immediately prior to January 24, 1946, to each class of purchaser increased by 15%.

(2) The manufacturer's customary cash discounts and transportation allowances shall be maintained on all its sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect prior to January 24, 1946, to each class of purchaser the actual dollars and cents increase in cost to him resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer shall, at or prior to the first billing reflecting the adjustment herein granted, notify in writing each purchaser of the products covered by this order of the amount of increase granted by this order. Such notification shall substantially contain the following:

Order No. G-9 under section 2 of Supplementary Order 142 provides for a certain specified percentage increase in the net prices for bread machinery manufactured by the Peerless Bread Machinery Company. Resellers may add to their maximum prices in effect prior to January 24, 1946, the actual dollars and cents amount of increase in cost resulting from the increase granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective February 25, 1946.

Issued: February 25, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-5229; Filed, Mar. 28, 1946; 4:42 p. m.]

[Region III Order G-9 Under RMPR 251]

RE-ROOFING IN CHARLESTON, WEST VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for all sales of re-roofing materials on an installed basis into a residential structure, as defined herein, in the area hereinafter described, together with the services required to incorporate such materials into the structure or structures and the re-roofing accessories and extra charges permissible in connection with the installation, whether or not such sales or services are made as a part of a general contract.

(b) The provisions of sections 8 and 10 of this order shall apply to all sellers of re-roofing materials on an installed basis into any type of structure, together with the services, accessories, and extra charges involved.

(c) The term "residential structure" means any building, structure, or part thereof, used entirely or principally for living or dwelling purposes and includes building or structures in connection therewith, or adjacent thereto, at the same site such as garages, barns, milk houses, sheds, granaries, and other outbuildings, but does not include hotels.

(d) The term "re-roofing materials" is limited to 12" 3 in line asphalt shingle strips, 210 pound weights per square.

SEC. 2. *Geographical applicability.* This Order No. G-9 applies only to the Charleston, West Virginia area which includes the cities of Charleston and South Charleston in the state of West Virginia.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation 251.* This order supersedes sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, except to the extent they are inconsistent with the provisions of this order, shall apply to sales covered by this order.

SEC. 4. *Maximum prices for sales of re-roofing.* The maximum prices for sales covered by this order shall be as shown in Table 1 and Table 2 which are attached to and made a part of this order. Table 1 establishes prices for re-roofing materials on an installed basis and Table 2 establish prices for re-roofing accessories and extras for which additional charges may be made.

SEC. 5. *Guaranteed price.* A seller may sell a re-roofing job covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price figured in accordance with the requirements of this order.

SEC. 6. *Related and incidental construction work.* If on any re-roofing job, any installed building materials are furnished or any construction services performed by the seller for which specific maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental construction work shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region III.

SEC. 7. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. A "measurement with reasonable accuracy" shall be considered to have been made if the price based on such estimate does not vary more than 10% from the maximum price computed under the terms of this order, on the basis of the actual measurement.

SEC. 8. *Notification.* (a) Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement showing the following:

1. The names and addresses of the seller and purchaser.
2. The location of the job.
3. The date the job was completed.
4. A description of the work performed and the total charged for the job, together with an itemized statement of the accessories and other items included in Table II of section 4 of this order for which an extra charge was made, and the quantities and prices of each, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs 1, 2, and 3 of paragraph (a) of this section, together with an itemized statement showing the number of squares, the prices charged per square of re-roofing materials installed together with an itemized statement of the accessories and other items included in Table II of section 4 of this order, for which an extra charge was made, and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 6 of this order.

(c) Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser, a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell re-roofing materials on an installed basis covered by this order at prices higher than the maximum prices established by this order: *Provided*, That installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 10. *Records.* Each seller must keep and retain, at his principal place of business, records concerning each sale, covered by this order, showing the following:

1. The name and address of the purchaser.
2. The location of the job.
3. A copy of any and all contracts pertaining to each sale.
4. The date the job was completed.
5. A description of the re-roofing materials and services involved.
6. The number of squares and the price charged per square of re-roofing materials.
7. A list of all accessories and other items included in Table II of section 4 of this order, for which an extra charge may be made, showing the quantity and price of each.
8. A separate itemized statement of any related and incidental construction work and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 11. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of re-roofing materials on an installed basis than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the re-roofing materials on an installed basis covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of a re-roofing job, nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or any other consideration whatsoever in addition to the maximum prices established in this order for the sale of any re-roofing materials on an installed basis.

SEC. 12. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 13. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension make any sale for which his license has been suspended.

SEC. 14. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-9 shall become effective March 11, 1946.

Issued: February 25, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—MAXIMUM PRICES OF RE-ROOFING INSTALLED BASIS IN THE CHARLESTON, WEST VIRGINIA AREA

	Per square
12" (3 in line) Asphalt Shingle Strips, 210 lbs.	$13.50
(For jobs of 4 squares or more only.)	

This maximum price includes nails, mastic, city permit, removal of rubbish and delivery costs.

TABLE 2—THE LISTED MAXIMUM PRICES FOR EXTRAS MAY BE CHARGED IF SUCH EXTRAS ARE ACTUALLY INSTALLED

	Per lineal foot
Apron Flashing—Dormers and Parapets 26-Gauge galvanized iron	$0.25
Step Flashing—Dormers and Parapets 26-Gauge galvanized iron	.25
Counter Flashing—Dormers and Parapets 26-Gauge galvanized iron	.25
Valleys 8# Tin—20" wide	.30
	Each
Single brick flue flashing—in field of roof	6.75
Double brick flue flashing—in field of roof	10.25
Brick chimneys to be flashed—Standing in valley	17.50
Stone chimney with back and ragging	22.00

[F. R. Doc. 46-5233; Filed, Mar. 28, 1946; 4:43 p. m.]

[Region III Order G-10 Under SO 142]

QUINCY MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142, and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-10 provides for an adjustment of the maximum prices for the sale of certain door lifting apparatus, elevator equipment, special accessories and repair parts manufactured by the Quincy Manufacturing Company of Tiffin, Ohio, hereinafter referred to as the manufacturer. The order also provides for the adjustment of the maximum prices of resellers of such items.

(b) *Adjusted maximum prices.* The manufacturer is hereby authorized to increase its present maximum prices on door operators, elevator safety devices, cable grippers, special accessories and repair parts which it manufacturers by 18% for sales to all classes of purchasers.

(c) *Resellers.* Resellers of the above products manufactured by the Quincy Manufacturing Company are hereby authorized to add to their maximum net prices in effect to a purchaser of the same class just prior to the issuance of this order the amount in dollars and cents by which their invoices cost has been increased due to the adjustment granted to the manufacturer by this order.

(d) *Discounts and allowances.* All persons covered by this order shall maintain their customary discounts, allowances and other price differentials which were in effect just prior to the issuance of this order.

(e) *Notification.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of permitted price increases allowed by this order for sales by resellers. This notice may be given in any convenient form.

(f) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective February 25, 1946.

Issued: February 25, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-5232; Filed, Mar. 28, 1946; 4:43 p. m.]

[Region III Order G-11 Under RMPR 251]

RE-SIDING MATERIALS ON AN INSTALLED BASIS IN INDIANAPOLIS, IND., TRADING AREA

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by Section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for all sales of composition re-siding materials on an installed basis into a residential structure, as defined herein, in the area hereinafter described, whether or not such sales or services are made as a part of a general contract.

(b) The term "residential structure" means any building, structure, or part thereof, used entirely or principally for living or dwelling purposes and includes buildings or structures in connection therewith, or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other outbuildings, but does not include hotels.

(c) The term "re-siding materials" means any material used for re-siding a residential structure in whole or in part, including but not limited to types of siding used such as asbestos-cement shingles and composition siding materials such as insulated brick or stone and roll brick siding, but does not include materials covered by Revised Maximum Price Regulation No. 251, such as lapsiding, drop siding, wood shingles, and similar materials.

SEC. 2 *Geographical applicability.* This Order G-11 applies only to the Indianapolis trading area, which includes the following Counties: Marion County, Boone County, Hamilton County, Madison County, Hendricks County, Hancock County, Morgan County, Johnson County, and Shelby County.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* (a) This order supersedes sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, except to the extent they are inconsistent with the provisions of this order, shall apply to sales covered by this order.

(b) On and after the effective date of this order, regardless of any contract or other obligations, no person shall sell or offer to sell re-siding materials on an installed basis covered by this order at prices higher than the maximum prices established by this order: *Provided*, That installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 4. *Maximum prices for sales of materials on an installed basis.* The maximum prices for sales covered by this order shall be as follows:

INSTALLED RE-SIDING PRICES

	Per square
(a) Asbestos-cement re-siding, standard surface hardness, standard colors, 12 x 24" or 12 x 27"	$23.00
(b) Asbestos-cement re-siding, standard surface hardness, white or buff, 12 x 24" or 12 x 27"	23.50
(c) Asbestos-cement re-siding, extra hard surface, standard colors, 12 x 24" or 12 x 27"	25.00
(d) Composition re-siding, insulated brick or insulated stone, 14⅜ x 43⅞" 13⅞ x 43⅛" or 14 x 43"	30.50

INSTALLED RE-SIDING PRICES—Con.

	Per square
(e) Roll brick re-siding, fibre insulation board base	$22.50
Prices for backerboard in connection with the sales of composition re-siding on an installed basis are as follows:	
(a) Backerboard, 15-pound felt	1.50
(b) Backerboard, 30-pound felt	2.00
(c) Backerboard, ¼-inch rigid insulation board	5.50
(d) Backerboard, ½-inch rigid insulation board	6.50

The cost of accessories used in the installation of the re-siding, which means, but is not limited to, leveling materials, felt strips, corner beads, caulking, moulding, nails or other necessary material is included in the above prices.

Where the re-siding job is performed in a County within the trading area, but in another county from where the seller's place of business is located, the seller may include an additional charge not to exceed $1.50 per square for each square of composition re-siding installed by the seller of such job.

SEC. 5. *Guaranteed price.* A seller may sell a re-siding job covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price figured in accordance with the requirements of this order.

SEC. 6. *Related and incidental construction work.* If on any re-siding job, any installed building materials are furnished or any construction services performed by the seller for which specific maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental construction work shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region III.

SEC. 7. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. Such measurements, including allowance for waste and overlap, shall be made as follows:

(1) The seller must deduct one-half of the area of doors and windows from the over-all area to be covered with composition re-siding.

SEC. 8. *Notification.* (a) Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement showing the following:

(1) The names and addresses of the seller and purchaser.
(2) The location of the job.
(3) The date the job was completed.
(4) A description of the work performed and the total charged for the job, together with an itemized statement of the accessories and other items for which an extra charge was made, and the quantities and prices of each, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs 1, 2, and 3 of paragraph (a) of this section, together with an itemized statement showing the number of squares, the prices charged per square of materials installed, and a separate itemized statement of any related and incidental construction work performed, as provided in section 6 of this order.

(c) Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 9. *Records.* Each seller must keep and retain at his principal place of business records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The date the job was completed.
(5) A description of the materials and services involved.
(6) The number of squares and the price charged per square of material.
(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of re-siding materials on an installed basis other than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the re-siding materials on an installed basis covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever, nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of a job, nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or any other consideration whatsoever in addition to the maximum prices established in this order for the sale of any re-siding materials on an installed basis.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

Issued February 25, 1946.

This Order No. G–11 shall become effective March 11, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–5234; Filed, Mar. 28, 1946; 4:44 p. m.]

[Region III Order G–13 Under Rev. SO 119]

PEERLESS NOVELTY CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order and issued simultaneously herewith and filed with the Division of the Federal Register, it is ordered:

(a) *What this order does.* This order authorizes an increase in the maximum prices of resellers of the products manufactured by the Peerless Novelty Company of Grand Haven, Michigan. The manufacturer was granted an adjustment in an individual order on October 19, 1945 which was amended on December 7, 1945, Regional Docket No. 3–SO119–6–7.

(b) *Maximum prices.* All resellers of the products manufactured by the Peerless Novelty Company of Grand Haven, Michigan, are hereby authorized to increase by 30% the maximum prices which they had in effect prior to October 19, 1945.

(c) *Discounts and allowances.* All sellers covered by this order must maintain their customary discounts, allowances, and price differentials.

(d) *Notification.* At the time of or prior to the first invoice to each reseller after the date of this order, the Peerless Novelty Company must notify such reseller of the price adjustments permitted by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 6, 1946.

Issued March 6, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–5231; Filed, Mar. 28, 1946; 4:43 p. m.]

[Region III Order G–14 Under Rev. SO 119]

DELTA ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order and issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15, 16, and 19 of Revised Supplementary Order No. 119, it is ordered:

(a) *What this order does.* This order authorizes an increase in the maximum prices of certain products manufactured by the Delta Manufacturing Company of Marion, Indiana, hereinafter referred to as the manufacturer, and also provides for the same percentage increase in the maximum prices of resellers of these products.

(b) *Maximum prices.* The manufacturer is hereby authorized to increase by not more than 8.88 per cent its maximum prices in effect just prior to the date of this order on all bicycle lamps and horns and electrical hand lanterns which it manufactures.

(c) *Resellers.* All resellers of the products listed in paragraph (c) manufactured by the Delta Electric Company are hereby authorized to increase by not more than 8.88 per cent the maximum prices they had in effect for such products just prior to the issuance of this order.

(d) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances, and other price differentials on sales to each class of purchaser.

(e) *Notification.* At the time of or prior to the first invoice to each reseller after the date of this order, the manufacturer must notify each reseller in writing of the price adjustments permitted by this order. This notice may be given in any convenient form.

(f) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 7, 1946.

Issued: March 7, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–5236; Filed, Mar. 28, 1946; 4:45 p. m.]

[Region III Order G–16 Under Rev. SO 119]

COFFMAN STAIR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order and issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15, 16, and 19 of Revised Supplementary Order No. 119, it is ordered:

(a) *What this order does.* This order authorizes an increase in the maximum prices of wooden stair parts manufactured by the Coffman Stair Company of Washington Court House, Ohio and further authorizes an adjustment for all resellers of these wooden stair parts.

(b) *Maximum prices.* The Coffman Stair Company is hereby authorized to increase by 14.8% the maximum prices it had in effect just prior to the issuance of this order on wooden stair parts which it manufactures. This increase applies to sales made to all classes of purchasers.

(c) *Resellers.* Resellers of the wooden stair parts manufactured by the Coffman Stair Company are hereby authorized to increase the maximum prices they had in effect just prior to the issuance of this order by the dollar-and-cent amount by which their invoiced cost is increased by reason of the adjustment granted to the manufacturer by this order.

(d) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances, and other price differentials on sales to each class of purchaser.

(e) *Notification.* On each invoice on sales of wooden stair parts to persons for resale, the Coffman Stair Company shall list separately the amount of the increase provided for in this order and shall advise resellers that such amount may be added to their established maximum prices by the authority of this order.

(f) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 19, 1946.

Issued March 19, 1946.

JOHN F. KESSEL.
Regional Administrator.

[F. R. Doc. 46–5237; Filed, Mar. 28, 1946; 4:45 p. m.]

[Region III Order G–18 Under RMPR 251]

RE-ROOFING MATERIALS IN INDIANAPOLIS, IND., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for all sales of composition re-roofing materials on an installed basis into a residential structure, as defined herein, in the area hereinafter described, whether or not such sales or services are made as a part of a general contract.

(b) The term "residential structure" means any building, structure, or part thereof, used entirely or principally for living or dwelling purposes and includes buildings or structures in connection therewith, or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other outbuildings, but does not include hotels.

(c) The term "re-roofing materials" means any material used for re-roofing a residential structure in whole or in part, including but not limited to types of re-roofing used such as asphalt shingles, and mineral surface roll re-roofing and smooth surface roll re-roofing, but does not include wood, metal, slate or tile re-roofing.

SEC. 2. *Geographical applicability.* This order G–18 applies only to the Indianapolis trading area, which includes the following Counties: Marion County, Boone County, Hamilton County, Madison County, Hendricks County, Hancock County, Morgan County, Johnson County, and Shelby County.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* (a) This order supersedes sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, except to the extent they are inconsistent with the provisions of this order, shall apply to sales covered by this order.

(b) On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell re-roofing materials on an installed basis covered by this order at prices higher than the maximum prices established by this order: *Provided*, That installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 4. *Maximum prices for sales of materials on an installed basis.* The maximum prices for sales covered by this order shall be as follows:

INSTALLED RE-ROOFING PRICES	*Per square*
(a) 12" (3 in line) strip, 210 pounds	$11.75
(b) 15" (3 in line) strip, thick butt, 250 pounds	11.75
(c) 12½" hexagon strip, 187 pounds	10.00
(d) 11⅓" hexagon strip, 167 pounds	10.50
(e) Re-roofer type shingles, 138–140 pounds	10.25
(f) Re-roofer type shingles, 160–162 pounds	10.50
(g) Roll roofing (mineral surface), 90 pounds	6.50
(h) Roll roofing (mineral surface), 105 pounds	9.25
(i) Roll roofing (mineral surface), 110 pounds	9.50

Where the re-roofing job is performed in a county within the trading area but in another county from where the seller's place of business is located, the seller may include an additional charge not to exceed $1.00 per square for each square of composition re-roofing installed by the seller of such job.

The cost of accessories used in the installation of re-roofing, which means, but is not limited to, leveling materials, valleys, gutters and flashing, ridges, caulking, nails and other necessary material is included in the above prices.

SEC. 5. *Guaranteed price.* A seller may sell a re-roofing job covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price figured in accordance with the requirements of this order.

SEC. 6. *Related and incidental construction work.* If on any re-roofing job, any installed building materials are furnished or any construction services performed by the seller for which specific maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental construction work shall be determined

under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region III.

SEC. 7. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered.

SEC. 8. *Notification.* (a) Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement showing the following:

(1) The names and addresses of the seller and purchaser.
(2) The location of the job.
(3) The date the job was completed.
(4) A description of the work performed and the total charged for the job, together with an itemized statement of the accessories and other items for which an extra charge was made, and the quantities and prices of each, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs 1, 2, and 3 of paragraph (a) of this section, together with an itemized statement showing the number of squares, the prices charged per square of materials installed, and a separate itemized statement of any related and incidental construction work performed, as provided in section 6 of this order.

(c) Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 9. *Records.* Each seller must keep and retain at his principal place of business records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The date the job was completed.
(5) A description of the materials and services involved.
(6) The number of squares and the price charged per square of material.
(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of re-roofing materials on an installed basis other than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the re-roofing materials on an installed basis covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever, nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of a job, nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or any other consideration whatsoever in addition to the maximum prices established in this order for the sale of any re-roofing materials on an installed basis.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-18 shall become effective March 11, 1946.

Issued February 25, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-5235; Filed, Mar. 28, 1946; 4:44 p. m.]

[Region III Rev. Order G-71 Under RMPR 122]

SOLID FUELS IN WESTERN KENTUCKY AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is ordered:

(a) *What this order does.* This adopting order establishes dollars-and-cents maximum prices for sales of specified solid fuels made by dealers where delivery is made by truck direct from mines in Producing District No. 9 to domestic consumers within the Western Kentucky area, hereinafter described. These are the highest prices any dealer may charge when he delivers such fuel at or to a point in such area. They are also the highest prices that any buyer in the course of trade or business may pay for them.

(b) *Area covered.* This adopting order covers all sales of specified solid fuels to domestic consumers when sold and delivered within the Western Kentucky area, which area is divided into five sections with a separate schedule of maximum prices for each section. The area covered by this adopting order is described by a specific description of the territory contained in each section of the area. A description for each section is given in conjunction with the schedule for such section.

(c) *Applicability of Basic Order No. G-74.* All the provisions of Order No. G-74 under Revised Maximum Price Regulation No. 122—Basic Order for Area Pricing of Coal in Region III, issued September 19, 1945 by the Cleveland Regional Office, Region III, Office of Price Administration, except as herein modified, are adopted in this order and are as much a part of this order as if printed herein. If said Order No. G-74 is amended in any respect, all the provisions of such order as amended shall likewise, without any other action, be a part of this adopting order. All persons subject to this adopting order are also subject to, and should be familiar with, the provisions of said Order No. G-74.

(d) *Relationship between this order and previous orders.* All applicable provisions of Regional Supplementary Orders Nos. 3, 4, 5, 6, 7, 8 and 9 have been incorporated in this adopting order, and therefore said Regional supplementary orders shall not apply to this Revised Order No. G-71.

(e) *Price schedules.* The following schedules set forth maximum prices for sales of specified sizes, kinds and quantities of solid fuels. The maximum prices specified are for delivered cash or credit sales to consumers at any point in the territories described.

PRICE SCHEDULE I

This schedule sets forth maximum prices for sales of specified sizes, kinds and quantities of trucked coals in the following counties in Kentucky: Daviess, Henderson, Hopkins, McLean, Muhlenberg, Ohio, Union and Webster Counties.

DESCRIPTION	Maximum price (per ton)
1. Size group A (all single screened lump coals, bottom size larger than 1½" and all double screened, raw, washed or air cleaned coals, bottom size larger than 1½")	$4.50
2. Size group B (all single screened lump coals, bottom size 1½" and smaller and all double screened coals bottom size 1½" and smaller)	4.15
3. Size group C (mine run, modified mine run and mine run resultants larger than 2")	4.05
4. Size group D (screenings top size not exceeding 2")	3.70

PRICE SCHEDULE II

This schedule sets forth maximum prices for sales of specified sizes, kinds and quantities of trucked coals in the following counties in Kentucky: Caldwell, Christian, Crittenden, Edmondson, Grayson, Hancock, Logan and Todd Counties.

DESCRIPTION	Maximum price (per ton)
1. Size group A (all single screened lump coals, bottom size larger than 1½" and all double screened, raw, washed or air cleaned coals, bottom size larger than 1½")	$5.25
2. Size group B (all single screened lump coals, bottom size 1½" and smaller and all double screened coals bottom size 1½" and smaller)	4.90
3. Size group C (mine run, modified mine run and mine run resultants larger than 2")	4.80
4. Size group D (screenings top size not exceeding 2")	4.45

PRICE SCHEDULE III

This schedule sets forth maximum prices for sales of specific sizes, kinds and quantities of trucked coals in the following counties in Kentucky: Allen, Barren, Hardin, Hart, Livingston, Lyon, Simpson, Trigg and Warren Counties.

DESCRIPTION	Maximum price (per ton)
1. Size group A (all single screened lump coals, bottom size larger than 1½" and all double screened, raw, washed or air cleaned coals, bottom size larger than 1½")	4.70
2. Size group B (all single screened lump coals, bottom size 1½" or smaller and double screened coals bottom size 1½" and smaller)	5.15
3. Size group C (mine run, modified mine run, and mine run resultants larger than 2")	5.05
4. Size group D (screenings top size not exceeding 2")	4.70

PRICE SCHEDULE IV

This schedule sets forth maximum prices for sales of specified sizes, kinds and quantities of trucked coals in the following counties in Kentucky: Breckinridge, Calloway, Green, LaRue, Marshall and Meade.

DESCRIPTION	Maximum price (per ton)
1. Size group A (all single screened lump coals, bottom size larger than 1½" and all double screened, raw, washed or air cleaned coals, bottom size larger than 1½")	$6.00
2. Size group B (all single screened lump coals, bottom size 1½" or smaller and double screened coals bottom size 1½" and smaller)	5.65
3. Size group C (mine run, modified mine run, and mine run resultants larger than 2")	5.55
4. Size group D (screenings top size not exceeding 2")	5.20

PRICE SCHEDULE V

This schedule sets forth maximum prices for sales of specified sizes, kinds and quantities of trucked fuels in Butler County, Kentucky.

DESCRIPTION	Maximum price (per ton)
1. Size group A (all single screened lump coals, bottom size larger than 1½" and all double screened, raw, washed or air cleaned coals, bottom size larger than 1½"):	
a. Mined in Butler County	$4.95
b. Mined outside Butler County	5.25
2. Size group B (all single screened lump coals, bottom size 1½" and smaller and all double screened coals bottom size 1½" and smaller):	
a. Coal mined in Butler County	4.25
b. Coal mined outside Butler County	4.90
3. Size group C (mine run, modified mine run and mine run resultants larger than 2"):	
a. Coal mined in Butler County	4.25
b. Coal mined outside Butler County	4.80
4. Size group D (screenings top size not exceeding 2"):	
a. Coal mixed in Butler County	$3.00
b. Coal mined outside Butler County	4.45

(f) *Records.* Paragraph (1) of Basic Order No. G-74 under Revised Maximum Price Regulation No. 122 requires that records of all sales must be kept on file. This provision is modified as it applies to this adopting Revised Order No. G-71 so as to provide that copies of all sales slips be kept in the cab of the dealer's truck or trucks for inspection for a period of sixty days after the date of delivery.

(g) *Posting of maximum prices.* Paragraph (m) of Basic Order No. G-74 under Revised Maximum Price Regulation No. 122 provides that each dealer shall post his maximum prices in his place of business. This provision is modified as it applies to this adopting order so as to require the posting of the dealer's maximum prices in the cab of his truck or trucks.

(h) *Sales slips.* Paragraph (n) of Basic Order No. G-74 under Revised Maximum Price Regulation No. 122 require certain information to be shown on the sales slip given to the purchaser. This requirement is modified as it applies to this adopting order so as to require that, in addition, dealers covered by this adopting order must show:

(i) The name of the mine operator
(ii) The mine index number
(iii) The county in which the mine is located

This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 26, 1946.

Issued: March 12, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-5241; Filed, Mar. 28, 1946; 4:46 p. m.]

[Region III Order G-73 Under RMPR 122]

BITUMINOUS COAL IN HANCOCK COUNTY, W. VA.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is ordered:

(a) *What this order does.* This adopting order establishes maximum prices for sales of bituminous coal made by dealers where delivery is made by truck direct from mines in Producing Districts Nos. 2, 4 and 6 to domestic consumers within the Hancock County, West Virginia, area hereinafter described. These are the highest prices any dealer may charge when he delivers such fuel at or to a point in such area. They are also the highest prices any buyer in the course of trade or business may pay for them.

(b) *Area covered.* This adopting order covers specified sales of bituminous coal when made in the Hancock County, West Virginia, area described as all of the territory within the County of Hancock, West Virginia, and which, for pricing purposes; is divided into three sections. The first section contains all the territory within the Butler Magisterial District of Hancock County. The second section contains all the territory within the Clay Magisterial District of said county and the third section contains all the territory in the Grant Magisterial District of said county.

(c) *Applicability of Basic Order No. G-74.* All the provisions of Order No. G-74 under Revised Maximum Price Regulation No. 122—Basic Order for Area Pricing of Coal in Region III, issued September 19, 1945 by the Cleveland Regional Office, Region III, Office of Price Administration, except as herein modified, are adopted in this order and are as much a part of this order as if printed herein. If said Order No. G-74 is amended in any respect, all the provisions of such order as amended shall likewise, without any other action, be a part of this adopting order. All persons subject to this adopting order are also subject to, and should be familiar with, the provisions of said Order No. G-74.

(d) *Relationship between this order and Special Order No. 1 under Basic Order No. G-74.* All dealers subject to this adopting Order No. G-73 may add to the maximum prices established herein the increase of maximum prices authorized by Special Order No. 1 under Basic Order No. G-74 on all sales made between the effective date of this Order No. G-73 and April 20, 1946. The special authorization granted by Special Order No. 1 expires on that date, and consequently is not applicable thereafter.

(e) *Maximum prices.* The maximum price hereby established for each sale of bituminous coal to domestic consumers in the Hancock County, West Virginia, area when made by dealers who transport such coal from the mine to the consumer by truck is the sum of (i) the mine cost of the coal and (ii) the margin permitted for such sale. The margins permitted by this order for the sales of coal covered herein are as follows:

	Per ton	Per bushel
(1) Coal mined in producing districts Nos. 4 and 6 and delivered in Butler Magisterial District of Hancock County, W. Va.	$1.75	$0.07
(2) Coal mined in producing districts Nos. 2, 4, and 6 and delivered in Clay Magisterial District of Hancock County, W. Va.	2.00	.08
(3) Coal mined in producing district No. 2 and delivered in Grant Magisterial District of Hancock County, W. Va.	2.00	.08

(f) *Discounts.* A discount of not less than $0.25 per ton or $0.01 per bushel shall be allowed on all sales to domestic consumers pursuant to which delivery is made at the curb.

(g) *Schedule of service charges.* This schedule sets forth maximum charges which a dealer may make for special services rendered in connection with the sale of coal covered by this order. These charges may be made only if the buyer requests such service of the dealer and

only when the dealer renders the service. Every service charge shall be separately stated in the dealer's invoice.

	Per ton	Per bushel
Carry in from curb	$0.50	$0.02
Wheel in from curb	.25	.01

(h) *Toll charges.* Any dealer covered by this order may add to its maximum price for the sale of coal the amount of any toll charges incurred by him in transporting the coal from the mine to the domestic consumer.

(i) *Records.* Paragraph (l) of Basic Order No. G–74 under Revised Maximum Price Regulation No. 122 requires that records of all sales must be kept on file. This provision is modified as it applies to this adopting Order No. G–73 so as to provide that copies of all sales slips be kept in the cab of the dealer's truck or trucks for inspection for a period of sixty days after the date of delivery.

(j) *Sales slips.* Paragraph (n) of Basic Order No. G–74 under Revised Maximum Price Regulation No. 122 requires certain information to be shown on the sales slip given to the purchaser. This requirement is modified as it applies to this adopting order so as to require that, in addition, dealers covered by this adopting order must show:

(1) The name of the mine operator.
(2) The mine index number and location.
(3) The mine price.
(4) The permitted margin.

This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 15, 1946.

Issued March 5, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–5242; Filed, Mar. 28, 1946; 4:47 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 85]

SOLID FUELS IN LINCOLN, NEBR., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. In Appendix No. 15 to Order No. G–16, covering the Lincoln, Nebraska, Area, paragraph (b), *Price schedule*, is amended to read as follows:

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for delivered sales by dealers in lots of one (1) ton or more of specified kinds and sizes of solid fuels. Service charges are set forth in section (c). Charges for treatment of coal are set forth in section (d). Discounts are set forth in section (e). Definitions are set forth in section (f). Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On delivered sales of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 25 cents, but in no event shall the total price be in excess of that for a sale of 1 ton; for example, if the price of 1 ton is $13.85, the price of ½ ton would be $6.95 plus 25 cents or a total of $7.20; the price of ¾ ton would be $10.40 plus 25 cents or a total of $10.65.

(ii) On delivered sales of more than 1 ton, for each fraction of a ton sold, the price shall be proportional to the price per ton; for example, if the price of 1 ton is $13.85, the price of 1½ tons would be $20.80.

(iii) On yard sales of any fraction of a ton, whether more or less than 1 ton, the price shall be proportional to the price per ton; for example, if the price of 1 ton at the yard is $12.10, the price of ½ ton would be $6.05; of 1½ tons—$18.15.

PRICE SCHEDULE

	Delivered per ton
I. High volatile bituminous coal from district No. 10 (Illinois).	
A. Southern subdistrict price group Nos. 1, 2 and 8 (deep machine mines):	
1. Lump and egg—size group Nos. 1, 2, and 3 (all lump and egg coals, bottom size larger than 2" washed or raw) including 6" lump and 6" x 3" egg	$11.15
2. Egg—size group No. 5 (all egg coals bottom size larger than 1½" but not exceeding 2" and top size larger than 2" but not exceeding 4" washed or raw. Including 3" x 2")	10.50
3. Stove—size group No. 8 (all stove coal, bottom size larger than ⅜" and top size larger than 1½" but not exceeding 2" washed or raw, including 2" x 1¼")	10.25
4. Special stoker—size group Nos. 21, 22 and 28 (washed or air cleaned nut and pea coal, bottom size larger than 1 millimeter and top size not exceeding 2"; and dry dedusted special stoker, bottom size larger than 28 mesh and top size not exceeding ⅜")	9.60
B. Duquoin subdistrict price group No. 8 (deep machine mines):	
1. Washed screenings—size group Nos. 23 and 24 (washed or air cleaned screenings top size not exceeding 2") common trade name, S. P. Stoker	9.00
C. Belleville and Duquoin subdistricts price group Nos. 10 and 16–22 inclusive:	
1. Lump and egg—size group Nos. 1, 2 and 3 (for size description see I, A, 1 above):	
Strip mines	9.75
Deep machine mines	9.80
II. Bituminous coal from district No. 14 (Arkansas-Oklahoma):	
A. Production group nos. 1, 1A and 1B (includes all mines in Pope County, all mines in the Spadra field of Johnson County, Ark., and all mines in the Scranton field of Logan County, Ark.:	
1. Nut size group No. 9, 10 and 11:	
a. Production group No. 1 (strip mines) mine index Nos. 593, 1014, 1021, 1030, 1040, 1047, 1050 and 1051 only	16.00
b. Production group No. 1A (underground mines machine cut) mine index Nos. 6, 9, 173, 206, and 1022 only	16.55

PRICE SCHEDULE—Continued

	Delivered per ton
II. Bituminous coal from district No. 14 (Arkansas-Oklahoma)—Con.	
B. Production group Nos. 2, 2A and 2B (includes all mines in the Denning-Coal Hill and Altus fields of Franklin and Johnson Counties, and all mines in the Philpott field of Johnson and Franklin Counties, Ark.):	
1. Production group No. 2 (strip mines) mine index Nos. 537 and 585:	
a. Lump—size group No. 3A	$13.55
b. Lump—size group No. 3	13.40
c. Grate furnace—egg size group Nos. 6, 7 and 8	13.65
2. Production group No. 2B (underground mines solid shot) mine index Nos. 45, 168, 179, 401, 476, 487, 586 and 628 only:	
a. Lump—furnace-grate egg—size group nos. 3A, 6, 7, and 8	14.10
b. Lump—size group No. 3	13.95
3. Production group No. 2A (underground mines machine cut):	
Mine index Nos. 104, 148, 211, and 562 only:	
a. Lump—Furnace, grate, egg—size group Nos. 4, 6, 7 and 8	14.45
b. Lump—size group No. 5	14.30
Mine index No. 559 only:	
a. Lump, furnace, grate, egg—size group Nos. 4, 6, 7 and 8	15.50
b. Lump—size group No. 5	15.35
C. Production group No. 3A (includes all mines in the Paris field of Logan County, Ark., and mines in Franklin County located in Paris Basin:	
1. Production group No. 3A (underground mines machine cut):	
a. Lump—Grate, furnace, and egg—size group Nos. 4, 6, 7 and 8:	
(i) Mine index Nos. 76, 110 and 132 only	15 15
(ii) Mine index Nos. 52 and 53 only	15 40
(iii) Mine index Nos. 55 and 116 only	15 60
(iv) Mine index Nos. 40, 77 and 117 only	15 85
b. Lump—size group No. 5:	
(i) Mine index Nos. 76, 110 and 132 only	15 00
(ii) Mine index Nos. 52 and 53 only	15 25
(iii) Mine index Nos. 55 and 116 only	15 45
(iv) Mine index Nos. 40, 77 117 only	15 70
D. Production group Nos. 5, 5A and 5B (includes all mines in Sebastian County, Ark.):	
1. Production group No. 5 (strip mines) mine index Nos. 484, 511, 547, 548, 601, 630, 104, 1010, 1019, 1020, 1023, 1026, 1029, 1033, 1043 only.	
a. Lump, grate, furnace, and egg—size group Nos. 3A, 6, 7 and 8	13.40
b. Lump—size group No. 3	13.25
2. Production group No. 5 (strip mines) mine index No. 1001, 1005 only:	
a. Lump, grate, furnace, egg—Size group Nos. 3A, 6, 7 and 8	13.70
b. Lump—Size group No. 3	13.75

PRICE SCHEDULE—Continued

	Delivered per ton
II. Bituminous coal from district No. 14, etc.—Continued.	
D. Production group Nos. 5, 5A, and 5B, etc.—Continued.	
3. Production group No. 5B (underground mines solid shot) mine index Nos. 56, 79, 80, 170, 182, 198, 329, 336, 340, 349, 603, 611, 1011, 1017, 1027, 1038, and 1043:	
a. Lump, grate, furnace, egg—Size group Nos. 3A, 6, 7 and 8	$13.90
b. Lump—Size group No. 3	13.75
4. Production group No. 5A (underground mines machine cut); mine index Nos. 2, 34, 89, 106, 580, 608, and 627 only:	
a. Lump, grate, furnace, egg—Size group Nos. 4, 6, 7 and 8	14.65
b. Lump—Size group No. 5	14.50
5. Production group No. 5A (underground mines machine cut):	
a. Lump, grate, furnace, egg—Size group Nos. 4, 6, 7 and 8:	
(i) Mine index No. 121 only	15.15
(ii) Mine index No. 13 only	14.80
(iii) Mine index No. 144 only	15.05
b. Lump—Size group No. 5:	
(i) Mine index No. 121 only	15.00
(ii) Mine index No. 13 only	14.65
(iii) Mine index No. 144 only	14.90
E. Production group No. 6 and 6A (includes all mines in the Panama field of Leflore County, Okla.):	
1. Production group No. 6 (strip mines) mine index Nos. 1024, 1025, 1041, and 1049 only:	
a. Lump—Size group No. 3A	13.50
b. Lump—Size group No. 3	13.35
c. Grate, furnace, egg—Size group Nos. 6, 7, and 8	13.40
2. Production group No. 6A (underground mine machine cut):	
a. Lump—grate, furnace, and egg—size group Nos. 4, 6, 7 and 8:	
(i) Mine Index No. 15 only	14.20
(ii) Mine Index Nos. 48 and 126 only	14.90
b. Lump size group No. 5:	
(i) Mine Index No. 15 only	14.05
(ii) Mine Index Nos. 48 and 126 only	14.75
F. Production group No. 7A, 7AA and 7B (includes all mines in the Bokoshe and Milton field of Leflore County, Okla., mines in the McCurtain field of Haskell County and all mines in Sequoyah County, Okla.):	
1. Production group No. 7A (underground mines machine cut), mine index Nos. 22, 59, 134, 213, 495, 543 and 581 only:	
a. Lump—grate, furnace, and egg—size group Nos. 4, 6, 7 and 8	14.35
b. Lump size group No. 5	14.20
2. Production group No. 7AA (underground mines machine cut), mine index Nos. 86, 209, 573, and 1045 only:	
a. Lump, grate, furnace, and egg—size groups Nos. 4, 6, 7 and 8	14.05
b. Lump size group No. 5	13.90
3. Production group No. 7B (underground mines solid shot); mine index Nos. 8, 177, 436, 521, 531, 542, only:	
a. Lump grate, furnace and egg size group Nos. 3A, 6, 7 and 8	13.70
b. Lump—size group No. 3	13.55

PRICE SCHEDULE—Continued

	Delivered per ton
II. Bituminous coal from district No. 14, etc.—Contianed.	
G. Production group No. 8, 8A and 8B (includes all mines in the Poteau-Wister field in Leflore County, Okla.):	
1. Production group No. 8 (strip mines) mine index No. 1042 only:	
a. Lump, size group No. 3A	$13.40
b. Lump size group No. 3	13.25
c. Grate furnace and egg—size group Nos. 6, 7 and 8	13.30
2. Production group No. 8A (underground mines machine cut):	
a. Lump, grate, furnace, egg—size group Nos. 4, 6, 7 and 8:	
(i) Mine index Nos. 23, 113, 123, 207, and 1031 only	14.45
(ii) Mine index No. 87 only	14.70
(iii) Mine index No. 527 only (size group No. 4 only)	15.00
(vi) Mine index No. 527—size group Nos. 6, 7, and 8	14.45
b. Lump size group No. 5:	
(i) Mine index No. 23, 113, 123, 207 and 1031 only	14.30
(ii) Mine index No. 87 only	14.55
(iii) Mine indev No. 527 only	14.85
3. Production group No. 8B (underground mines solid shot) Mine index Nos. 533, 627, and 1044:	
a. Lump—size group No. 3A	13.95
b. Lump—size group No. 3	13.80
c. Grate furnace, and egg—Size group Nos. 6, 7, and 8	13.85
III. High volatile bituminous coal from district No. 15 (Kansas, Missouri, and part of Oklahoma):	
A. Production group No. 1 (all mines located in Cherokee, Crawford, Bourbon, Meosho, Labette, and Wilson Counties, Kans.; and Barton, Jasper, Dade, Cedar and that portion of Vernon County lying south of an east and west line drawn through the town of Nevada, Mo.) (strip mines):	
1. Washed egg—Size group No. 3 (all washed double screened coals with a top size larger than 3" but not exceeding 10", bottom size larger than 1¼")	9.52
2. Standard nut—Size group No. 6 (double screened coals with top size larger than 2" but not exceeding 3", bottom size 1¼" and smaller, including 3" x 1¼")	9.17
3. No. 2 nut—size group No. 7: (double screened coals with a top size larger than 1¼" but not exceeding 2") washed coal only	8.62
4. Stoker—size group No. 11 (double screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜")	8.17
B. Production group No. 2 (all mines in Linn County, Kans.; and Bates, Henry, St. Clair, Miller, Morgan, Pettis, and Johnson Counties; and that portion of Vernon County lying north of an east and west line drawn through the town of Nevada in Missouri) (strip mines):	
1. Furnace or egg—size group No. 3 (double-screened coals with a top size larger than 3" but not exceeding 10", bottom size larger than 1¼")	8.77

PRICE SCHEDULE—Continued

	Delivered per ton
III. High volatile bituminous coal from district No. 15—Con.	
C. Production group No. 3 (all mines located in Boone, Callaway, Audrain, Randolph, Clark, Macon, Moniteau, Linn, Grundy, Harrison, Adair, Charlton, Schuyler, Putnam, Cole, Howard, Monroe, Warren, Lincoln, Sullivan and Rails Counties in Missouri) (strip mines):	
1. Furnace or egg—size group No. 3 (double-screened coals with a top size larger than 3" but not exceeding 10", bottom size larger than 1¼")	$8.82
2. Fancy nut—size group No. 5 (double-screened coals with a top size larger than 2" but not exceeding 3", bottom size larger than 1¼")	8.32
3. Special stoker—size group No. 11 (double-screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜")	7.77
4. Washed screenings—size group No. 13 (all washed screenings top size not exceeding 1¼" x 0)	7.37
D. Production group No. 10 (all mines located in McIntosh and in Okmulgee Counties, Okla.):	
1. Lump—Size group Nos. 1 and 2 (all single-screened lump coal with a bottom size 3" and smaller; all double screened coals with a top size larger than 10") from deep shaft mines only	12.30
2. Special stoker—Size group No. 11 (double-screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜") from deep shaft mines only	9.60
E. Production group No. 11 (all mines located in Tulsa, Wagoner, Roger, Craig, and Nowata Counties, Okla., and all that part of Muskogee County, Okla., north of a line drawn straight east and west across Muskogee County, along the southern limits of the town of Perum, Okla.) strip mines:	
1. Lump—Size group Nos. 1 and 2 (all single-screened lump coal with a bottom size 3" and smaller; all double-screened coals with a top size larger than 10")	10.62
2. Standard nut—Size group No. 6 (double-screened coals with a top size larger than 2" but not exceeding 3", bottom size 1¼" and smaller)	9.97
3. Special stoker—Size group No. 11 (double-screened coals with a top size 1¼" and smaller, bottom size larger than 1" but not exceeding ⅜")	9.12

PRICE SCHEDULE—*Continued*

	Delivered per ton
IV. High volatile bituminous coal from district No. 17 (Western and Southern Colorado, including Colfax County, N. Mex.):	
A. Subdistrict No. 4—Oak Hills (that part of Routt County, Colo., lying on and adjacent to the main line of the D. & S. L. Railroad, at and adjacent to the town of Oak Creek, and extending north along the line of the D. & S. L. Railroad; Phippsburg to Steamboat Springs, Colo.:	
1. Nut—size group No. 9 (all double-screened coals top size larger than 1½" but not exceeding 3" and bottom size larger than 1" but not exceeding 1½"; including 3" x 1¼")	$13.10
V. Pennsylvania anthracite:	
1. Egg, stove, nut	24.35

2. In Appendix No. 15, paragraph (e), *Discounts*, is amended to read:

(e) *Discounts.* The maximum prices set forth in section (b) shall be subject to the following discounts:

	Per ton
1. On "delivered" sales paid for on delivery or within 10 days thereafter	$0.50
2. On "delivered" sales of "shovelled" coal to apartment buildings consisting of 4 or more apartments, commercial buildings, office buildings, hotels, and industrial and institutional users	1.00
3. On "yard" sales in lots of 1 ton or more	1.10

This amendment No. 85 to Regional Order No. G–16 under Revised Maximum Price Regulation No. 122 supersedes Regional Orders No. G–27, G–29, and G–30, as to dealers covered by Appendix No. 15 to Order No. G–16.

This Amendment No. 85 to Order No. G–16 shall be effective immediately and shall continue in effect until April 30, 1946.

Issued this 8th day of February 1946.

RAE E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–5239; Filed, Mar. 28, 1946; 4:45 p. m.]

[Region VIII Order G–3 Under MPR 329, Amdt. 15]

FLUID MILK IN SAN FRANCISCO REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator by § 1351.408 (b) of Maximum Price Regulation No. 329, as amended, Order No. G–3 under Maximum Price Regulation No. 329 is hereby amended by adding new paragraphs (o) and (p) to read as follows:

(o) Notwithstanding any of the foregoing provisions of this order, any purchaser may pay to any producer whose dairy is located in Kings and Tulare Counties and in that portion of Fresno County within the following boundaries:

Beginning at the intersection of Highway 99 and the Kings-Fresno County line, thence north along Mendocino Avenue to the intersection with Rose Avenue, thence west along Rose Avenue to the intersection with Highway 99, thence in a northwesterly direction along Highway 99 to the intersection with Central Avenue, thence west along Central Avenue to the intersection with Dickerson Avenue, thence south to McMullin Grade, thence southwest along McMullin Grade to Lassen Avenue, thence south along Lassen Avenue to Mt. Whitney Avenue, thence east along Mt. Whitney Avenue to the intersection with West Lawn Avenue, thence south to the Kings County Line, thence easterly along the Kings County line to the point of beginning

a permitted addition to the maximum prices specified in paragraphs (a), (b), (j), (k), (m) and (n) of this order: *Provided*, The following conditions are met:

(1) The permitted addition must be paid before April 15, 1946;

(2) The amount of the permitted addition (when added to any other sum paid by the purchaser to the producer) with respect to milk delivered in 1944, shall not exceed $.0137 for each pound of milk fat purchased from that producer in 1944;

(3) The amount of the permitted addition (when added to any other sum paid by the purchaser to the producer) with respect to milk delivered in 1945, shall not exceed $.02 for each pound of milk fat purchased from that producer in 1945.

(p) Notwithstanding any of the foregoing provisions of this order, any purchaser may pay to any producer, whose dairy is located in that portion of Fresno, Merced and Madera Counties lying east of the boundary line between Townships Range 11, East, and Townships Range 12, East, Mount Diablo Meridian, a permitted addition to the maximum prices specified in paragraph (a), (b) and (j) of this order, provided the following conditions are met:

(1) Permitted addition must be paid in full before April 15, 1946;

(2) The amount of the permitted addition (when added to any to any other sum paid by the purchaser to the producer) with respect to milk delivered in 1945, shall not exceed $.005 for each pound of milk fat purchased from that producer in 1945.

This amendment shall become effective March 15, 1946.

Issued this 29th day of March 1946.

BEN C. DUNIWAY,
Regional Administrator.

Approved, March 28, 1946.

T. G. STITTS,
United States Department of Agriculture.

[F. R. Doc. 46–5371; Filed, Mar. 29, 1946; 5:00 p. m.]

[Region V, Order G–1 Under SO 142]

SCHAEFER BRASS AND MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to section 2 of Supplementary Order 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–1 provides an adjustment in the maximum prices for the sale of certain ventilating fans manufactured by the Schaefer Brass and Manufacturing Company, 813–21 Clark Avenue, St. Louis, Missouri. The maximum prices for sales both by the manufacturer and resellers are adjusted by this order.

(b) *Adjusted maximum prices.* The maximum prices for sales by the manufacturer of ventilating fans described below shall be determined by increasing by 19.215% the maximum prices for these products in effect just prior to the issuance of this order, resulting in adjusted maximum prices to dealers as follows:

Model	Maximum price to dealers
Ventilating fan:	
SM–10–W	$14.90
SM–12–W	20.27
SM–10–C	16.09
SM–8–C	13.41

(c) *Resellers.* The maximum prices for sales by resellers of the items enumerated in paragraph (b) herein shall be determined as follows:

The reseller shall add to the maximum price he had in effect to a purchaser of the same class on the effective date of this order the amount, in dollars-and-cents, by which his net invoiced cost has been increased due to the adjustment granted the manufacturer by this order.

(d) *Discounts and allowances.* The manufacturer and all resellers of the items covered by paragraph (b) must maintain the discounts and allowances and terms or conditions of sale which the manufacturer or such reseller had in effect just prior to the issuance of this order.

(e) *Notification.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller, in writing, of permitted price increases allowed by this order for sales by resellers. This notice may be given in any convenient form.

(f) *Relation to other orders.* This order supersedes any other order issued by the Office of Price Administration to the extent that it is inconsistent therewith. Nothing in this order shall relieve any seller of the tagging requirements of any other regulation or order.

(g) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 22, 1946.

Issued at Dallas, Texas, this 22d day of March 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46–5252; Filed, Mar. 28, 1946; 4:49 p. m.]

[Richmond 2d Rev. Order G–1 Under Gen. Order 50, Amdt. 2]

MALT AND CEREAL BEVERAGES IN RICHMOND, VA., DISTRICT

Under authority recited below, *it is ordered:*

1. Section 23, Appendix A, of Second Revised Order Number 1, as amended, is further amended to read as follows:

APPENDIX A

Ceiling prices for the malt and cereal beverages referred to in this Appendix A shall be the following:

[Ceiling price in cents]

	Group 1–B			Group 2–B			Group 3–B		
	5–11, incl.	12	32	5–11, incl.	12	32	5–11, incl.	12	32
(a) BOTTLES									
Beer									
Ambassador, Ballantine's, Barbarossa, Berghoff, Beverwyck, Blatz Pilsner, Budweiser, Camden Light Lager, Canadian Ace, Doerschuck, Dorquiest, Down's Arl & Arl, Ehret's, Frontier, Goebels, Holland Premium, Kingsbury Pale, Koenig Brau, Lambic, Lauers, Miller's High Life, Namar, National Premium, Pabst Blue Ribbon, Piel's Extra Premium, Rheingold Extra Dry, Schlitz, Trommer's White Label	Oz. 16	Oz. 25	Oz. 50	Oz. 13	Oz. 20	Oz. 45	Oz. 11	Oz. 17	Oz. 42
(a) BOTTLES—continued									
Ale									
Ballantine XXX Ale, Beverwyck Irish Cream, Canadian Ace, Carling's Ale, Frontier, Krueger's Cream, Red Top Ale	Oz. 16	Oz. 25	Oz. 50	Oz. 13	Oz. 20	Oz. 45	Oz. 11	Oz. 17	Oz. 42
Champ Ale	20	30	----	20	25	----	15	22	---
All brands other than those listed above or in Appendix B and all brands sold in bottles without labels	10	20	45	10	16	37	7	13	35
All brands in bottles of all other sizes than those listed above	10			10			10		
(b) DRAUGHT BEER									
Cents per glass									
8-oz. glass	10								
10-oz. glass	12								
12-oz. glass	14								
All other quantities 1c per ounce.									
(c) TAXES									
Sellers who are required to pay the Federal excise cabaret tax on beer sold may add the amount of the tax to above prices if such tax is separately stated and collected. No other tax may be added or collected.									

2. Section 24, Appendix B, of Second Revised Order Number 1, as amended, is further amended to read as follows:

APPENDIX B

Ceiling prices for the mail and cereal beverages referred to in this Appendix B shall be the following:

[Ceiling price in cents]

	Group 1–B			Group 2–B			Group 3–B		
	5–11, incl.	12	32	5–11, incl.	12	32	5–11, incl.	12	32
(a) BOTTLES									
Beer									
Bavarian Premium, Bohemian Club Premium, Breidts, Columbia 5 Star, Cooper's, Debatron, Edelbrew, Esslinger, Fort Pitt, Gold Medal Tivoli, Gunther's, Hoffman, Koenig's Special, Leon, Moelein's, Neuweilers Pilsener, Old Stock, Peter's Light, Peter's Half and Half, Pilsner, P. O. S., Red Fox, Rheingold, Stroh's, Silver Fox Deluxe, Supreme, Valley Brew, Valley Forge, Yuengling	Oz. 15	Oz. 20	Oz. 45	Oz. 11	Oz. 18	Oz. 42	Oz. 11	Oz. 15	Oz. 37
(a) BOTTLES—continued									
Ale									
Graham's Carbonated, Shamrock Ale	Oz. 15	Oz. 20	Oz. 45	Oz. 11	Oz. 18	Oz. 42	Oz. 11	Oz. 15	Oz. 37
(b) TAXES									
Sellers who are required to pay the Federal Excise Cabaret Tax on beer sold may add the amount of the tax to above prices if such tax is separately stated and collected. No other tax may be added or collected.									

3. In all other respects the said Second Revised Order Number 1, as amended, under General Order Number 50 remains unchanged and in full force and effect.

4. This amendment shall become effective August 20th, 1945.

(56 Stat. 33, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681; G.O. 50, 8 F.R. 4808; Rev. Reg. Deleg. Order 17)

Issued at Richmond, Virginia, this 18th day of August, 1945.

J. FULMER BRIGHT,
District Director.

[F. R. Doc. 46–5227; Filed, Mar. 28, 1946; 4:42 p. m.]

[Richmond 2d Rev. Order G–1 Under Gen. Order 50, Amdt. 4]

MALT AND CEREAL BEVERAGES IN RICHMOND, VA., DISTRICT

For the reasons set forth in the accompanying opinion; *It is ordered:*

1. Section 23, Appendix A of Second Revised Order Number 1, as amended, is further amended to read as follows:

APPENDIX A

Ceiling prices for the malt and cereal beverages referred to in this Appendix A shall be the following:

[Ceiling price in cents]

	Group 1-B			Group 2-B			Group 3-B		
	5–11, incl.	12	32	5–11, incl.	12	32	5–11, incl.	12	32
(a) BOTTLES									
Beer									
Ambassador, Ballantine's, Barbarossa, Berghoff, Beverwyck, Blatz Pilsner, Breidt's, Budweiser, Camden Light Lager, Canadian Ace, Doerschuck, Dorquest, Down's Arf & Arf, Duquesne Pilsner, Ehrt's, Famour Narragansett, Frontier, Goebels, Holland Premium, Kingsbury Pale, Koenig Brau, Lambic, Loewers, Miller's High Life, Namur, National Premium, Old Shay Deluxe, Pabst Blue Ribbon, Piel's Extra Premium, Rheingold Extra Dry, Schlitz, Silver Fox Deluxe, Sunshine Premium, Trommer's White Label, Tru-Blu	*Oz.* 16	*Oz.* 25	*Oz.* 50	*Oz.* 13	*Oz.* 20	*Oz.* 45	*Oz.* 11	*Oz.* 17	*Oz.* 42
Ale									
Ballantine XXX Ale, Beverwyck Irish Cream, Canadian Ace, Carling's Ale, Famous Narragansett, Frontier, Krueger's Cream, Old Shay Deluxe, Red Top Ale, Tru-Blu	20	30	----	20	25	----	15	22	----
Champ Ale, India Pale Ale (Ballantine's), All brands other than those listed above or in Appendix B and all brands sold in bottles without labels.	10	20	45	10	16	37	7	13	35
All brands in bottles of all other sizes than those listed above.	10			10			10		
(b) DRAUGHT BEER	*Cents per glass*								
8 oz. glass	10								
10 oz. glass	12								
12 oz. glass	14								
All other quantities 1¢ per ounce.									

(c) TAXES

Sellers who are required to pay the Federal Excise Cabaret Tax on beer sold may add the amount of the tax to above prices if such tax is separately stated and collected. No other tax may be added or collected.

2. Section 24, Appendix B, of Second Revised Order Number 1, as amended, is further amended to read as follows:

APPENDIX B

Ceiling prices for the malt and cereal beverages referred to in this Appendix B shall be the following:

[Ceiling price in cents]

	Group 1-B			Group 2-B			Group 3-B		
	5–11, incl.	12	32	5–11, incl.	12	32	5–11, incl.	12	32
(a) BOTTLES									
Beer, Bavarian Premium, Bohemian Club Premium, Bowdoin, Broekert's Black Label Lager, Columbus 5 Star, Cooper's, Edelbrew, Esslinger, Fort Pitt, Free State Supreme, Gold Medal Tivoli, Gunther's, Hoffman, Hohenadel, Koenig's Special, Lion, Morlein's, Neuweiler's Pilsener, Peter's Light, Peter's Half and Half	*Oz.* 15	*Oz.* 20	*Oz.* 45	*Oz.* 11	*Oz.* 18	*Oz.* 42	*Oz.* 11	*Oz.* 15	*Oz.* 37
Pilser's Original Beer, P. O. S., Red Fox, Rheingold, Supreme, Valley Forge, Yankee Premium Pilsner, Yuengling	*Oz.* 15	*Oz.* 20	*Oz.* 45	*Oz.* 11	*Oz.* 18	*Oz.* 42	*Oz.* 11	*Oz.* 15	*Oz.* 37
Ale, Graham's Carbonated, Murphy's Ale	15	20	45	11	18	42	11	15	37

(b) TAXES

Sellers who are required to pay the Federal Excise Cabaret Tax on beer sold may add the amount of the tax to above prices if such tax is separately stated and collected. No other tax may be added or collected.

3. In all other respects the said Second Revised Order Noumber 1, as amended, under General Order Number 50 remains unchanged and in full force and effect.

4. This amendment shall become effective December 17, 1945.

Issued at Richmond, Virginia, this 17th day of December 1945.

J. FULMER BRIGHT,
District Director.

[F. R. Doc. 46-5240; Filed, Mar. 28, 1946; 4:46 p. m.]

[Region VII Order G–5 Under Supp. Serv. Reg. 47 to RMPR 165]

RETAIL SHOE REPAIR SERVICES IN IDAHO AND OREGON

Denver Regional Office—Region VII Order No. G–5 Under Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation No. 165. Retail shoe repair services. Docket No. 7–SSR 47–680(a)–5.

For the reasons set forth in an opinion, issued simultaneously herewith, and under the authority vested in the Regional Administrator by § 1499.680 (a) of Supplementary Service Regulation 47 to Revised Maximum Price Regulation No. 165, it is ordered:

SECTION 1. *Retail shoe repair services in parts of Idaho and Oregon*—(a) *Maximum prices.* On and after March 25, 1946, and notwithstanding the pricing provisions of Revised Maximum Price Regulation 165, and regardless of any previous regulation, order (including an order authorizing a price adjustment), or approval, no seller of the retail shoe repair services listed in Table 1 below in all that part of the State of Idaho lying south of the southern boundary of Idaho County, and the County of Malheur in the State of Oregon shall charge prices higher than the maximum prices set forth in said Table 1 for such services.

TABLE 1—MAXIMUM PRICES FOR RETAIL SHOE REPAIR SERVICES IN PARTS OF IDAHO AND OREGON

	Men's shoes and boys' shoes, larger than size 3½	Boys' shoes sizes 13½ thru 3½	Women's shoes and girls' shoes, larger than size 13	Children's shoes, smaller than size 13½
LEATHER HALF-SOLE SERVICES				
Men's and boys' 4 inch or lighter leather or equal	*Per pair* $1.25	*Per pair* $1.00	*Per pair* ----	*Per pair* ----
Men's and boys' with 4½ inch or heavier leather or equal	1.50	1.25	----	----
Women's, girls' and children's nailed, in all weights of leather	----	----	$1.00	$0.95
Women's, girls' and children's sewed, in all weights of leather	----	----	1.25	1.00
Women's, girls' and children's cemented, in all weights of leather	----	----	1.35	1.10
LEATHER FULL SOLE SERVICES, SEWED				
Men's and boys' 4 inch or lighter leather or equal	2.25	2.00	----	----
Men's and boys' with 4½ to 5½ inch leather or equal	2.50	2.25	----	----
Men's and boys' with 6 inch or heavier or equal	2.75	2.50	----	----
Women's, girls' or children's in all weights of leather	----	----	2.60	2.00
Additional charges in the following amounts may be added for—				
Premium leather—which must be stamped with one of the following terms: Prime, Fine, S. B. Prime, X-Fine, Extra-Fine, X-Prime, Y-Fine, Prime-F, Fine-F, Prime-X, Fine-E, Government Selection-Military Selection, or Army Selection. (When an additional charge is made for Premium Leather, the seller must give sales slip, or otherwise identify by a special marker, denoting that a premium grade leather has been used in a half-soling service)	.25	.25	.15	.15
Men's and large boys' finished leather half-soles wider than 4¼ linear inches, measured any place on the sole at right angles to the length; or longer than 6½ linear inches, measured from the center of the shank to the center of the toe; or both	.25	----	----	----
Women's and girls' finished leather half-soles wider than 3¼ linear inches, measured any place on the sole at right angles to the length; or longer than 6½ linear inches, measured from the center of the shank to the center of the toe; or both	----	----	.15	----
COMPOSITION, RUBBER, OR FIBER HALF-SOLE SERVICES				
Competitive grade, 10½ iron	*Per pair* $1.15	*Per pair* $0.90	*Per pair* $0.90	*Per pair* $0.75
Standard grade, 10½ iron	1.25	1.00	1.00	.85
Super grade, 10½ iron	1.35	1.10	1.10	.95
Flat cord grade, 10½ iron	1.45	1.20	1.20	1.05
Cord-on-end and cord insert grades, 10½ iron	1.55	1.30	1.30	1.10
NOTE: Deductions in the following amounts must be made for 9 iron				
Additional charges in the following amounts may be made for:	.10	.10	None	.10
Heavy (12 iron) in above grades	.10	.10	.10	.10
Extra heavy (14 iron) in above grades	.20	None	None	None
Size 12 tap, or larger in above grades	.15	.15	.15	.15
Brown in above grade	.15	.15	.15	.15
Full soles in above grades	.65	.55	.50	.40
COMPO-DRESS HALF-SOLE SERVICES				
Group "A" grades, half-soles men's and boys'	1.75	1.50	----	----
Women's, girls' and children's:				
Nailed	----	----	1.15	1.10
Sewed	----	----	1.40	1.15
Cemented	----	----	1.50	1.25
LEATHER HEEL SERVICES				
Large-broad, low type; one full lift, with or without block, wedge, or skiving, equal to one lift	.65	.50	.50	.40
Medium—Cuban type; one full lift	----	----	.40	.35
Small—spike type; one full lift	----	----	.30	----
Additional charges in the following amounts may be added for leveling women's covered heels	----	----	.10	----
Prices for leather heels services not listed above are the maximum prices charged by the seller in March 1942.				
LEATHER TOE TIP SERVICES				
Nailed	.50	.40	.35	.35
Sewed	.55	.45	.40	.45
Cemented	.60	.50	.45	.35

SEC. 2. *Definitions.* (a) The definitions set forth in paragraph (h) of Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation No. 165 also apply to this order except insofar as modified herein below.

(b) "Half-sole service" means the attachment of all half-soles to footwear as defined in paragraph (c) of this section, regardless of the method used. The term includes all operations, materials and preparatory services for a half-sole job including the following for which no additional charges may be made: replacing and renewing all filler material and friction strips; repairing or replacing only a part of an innersole; repositioning loosened covered arch support; reseating or tightening shank piece; attaching a loose welt by tacking; re-attaching an upper pulled loose from a non-welt shoe; patching upper at the sole line, when not in the toe box area; re-attaching any loose portion of a sole in the shank area; picking stitches; any bottom finish; invisible shank; re-attaching loose heel breasting; re-setting old sock lining; treating of leather.

The following shall not be considered parts of a half-sole service; repairing or replacing Goodyear welt; or attaching a pulled loose welt by sewing; inserting a new full innersole; repairing a broken shank piece, or inserting a new shank piece; repairing or replacing toe box.

(c) "Shoe repair services" means the repair of footwear designed for general street or outdoor use, heavy work shoes, and any other types of footwear specified in this order. The term does not include the special repair services required for occupational footwear, such as cowboys' boots, loggers' shoes, safety shoes, etc.

(d) "Group 'A' Grades" half-soles means Neolite Brand soles manufactured

by Goodyear Tire and Rubber Company, and Panolene manufactured by Panther-Panco Rubber Company.

(e) The definitions of "Fine Grade Leather" and "Prime Grade Leather," as used in Supplementary Service Regulation 47, shall not apply to the shoe repair services subject to this order.

SEC. 3. *Applicability of other regulations.* Except as herein provided to the contrary all provisions of Supplementary Service Regulation No. 47 and Revised Maximum Price Regulation No. 165 shall apply to all persons who supply the service of repairing shoes at retail. Shoe repair services which are not listed in this order remain subject to the provisions of Revised Maximum Price Regulation No. 165 (Services) and Maximum Price Regulation No. 200 (Rubber heels and soles in the shoe repair trade) whichever is applicable.

SEC. 4. *Posting.* Every person who supplies the service of shoe repairing at retail in all that part of the State of Idaho lying south of the southern boundary of Idaho County, and the County of Malheur in the State of Oregon shall within fifteen days after the issuance of this order, post at his place of business, in a location plainly visible to his customers, a poster—to be supplied by the Office of Price Administration, setting forth the maximum prices established by this order.

This order may be amended, modified or revoked at any time by the Regional Administrator of Region VII.

This order shall become effective on the 25th day of March, 1946.

Issued this 13th day of March, 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-5243; Filed, Mar. 28, 1946; 4:47 p. m.]

[Region VIII Order G-3 Under Gen. Order 68, Amdt. 1]

TIMBER PRODUCTS

ESTABLISHMENT OF MAXIMUM PRICES

An opinion acompanying this amendment has been issued simultaneously herewith.

Order No. G-3 under General Order No. 68 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) The maximum price in Region VIII at which any person may sell at retail a Standard prefabricated timber roof truss, roof loading only, knocked down and packaged, manufactured by Timber Products, 1746 13th Street, Oakland, California, and designated by that company as indicated below, shall be as follows:

Type of sale

	Maximum price per truss		
Size	30′	35′	40′
Manufacturer's designation	R-30	R-35	R-40
By sellers located within 50 cent freight zone from:			
Oakland, Calif.	$46.75	$58.80	$73.53
Springfield, Oreg.	46.20	58.00	73.75

2. A new subparagraph (3) is added to paragraph (c) as follows:

(3) A sale or delivery "at retail" means any sale or delivery to an ultimate user or to a purchaser (such as a contractor) for resale on an installed basis. It does not include a sale or delivery on an installed basis.

This amendment to Order No. G-3 shall become effective March 13, 1946.

Issued this 13th day of March, 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-5248; Filed, Mar. 28, 1946; 4:48 p. m.]

[Region VIII Order G-5 Under Gen. Order 68]

PONDEROSA PINE DOORS IN SAN FRANCISCO BAY AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by section (a) of General Order No. 68, it is hereby ordered:

(a) *What this order does.* This order applies to every retail sale of items listed in Appendix A to this order when sold in the San Francisco Bay Area comprising the following counties in the State of California: San Francisco, Alameda, Marin, Contra Costa, San Mateo, and Santa Clara.

(b) *Maximum prices.* The maximum price for a retail sale of any item listed in an appendix attached to this order is the price stated in such appendix. In the case of a retail sale, no person shall sell or deliver, or offer to sell or deliver, and no person in the course of trade or business shall buy or receive any such item at a price higher than the maximum price therefor. Prices lower than the maximum prices may, of course, be charged or demanded.

(c) *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order.

(d) *Posting of maximum prices.* Every person making sales subject to this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers.

(e) *Records and invoices.* Every person making sales subject to this order must keep a record showing in respect to each sale the identity of each item sold (sufficiently specific to permit the maximum price to be determined, and including the quantity and size), the unit price, the date of sale, the names and addresses of the buyer and the seller, and the total price. Delivery charges, if any, shall be shown separately. Each seller shall also furnish each customer at the time of sale or delivery an invoice or sales slip on which he has itemized the same information. These records and duplicates of such invoices or sales slips shall be kept by each seller at his place of business for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect, and shall be available for inspection by the Office of Price Administration.

(f) *Definitions:* (1) "Retail Sale" means a sale to an ultimate user, or to a contractor for resale on an installed basis.

(g) This order may be modified or revoked at any time.

This order shall become effective March 13, 1946.

Issued this 13th day of March, 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

APPENDIX A—ORDER NO. G-5

(San Francisco Bay Area)

The following are maximum retail prices for sales of Ponderosa pine doors, f. o. b. seller's place of business.

I. MINIMUM SPECIFICATIONS

Stiles and top rail: 4⁹⁄₁₆".
Bottom rail: 9⅜".

II. MAXIMUM PRICE PER DOOR

Size	Description	Maximum price
2'0 x 6'8	1⅜" 1 panel	$4.59
2'4 x 6'8	do	5.05
2'6 x 6'8	do	5.24
2'8 x 6'8	do	5.47
3'0 x 6'8	do	5.92
2'6 x 6'8	1⅜" 1 lt sash (glazed)	6.23
2'8 x 6'8	do	6.61

[F. R. Doc. 46-5238; Filed, Mar. 28, 1946; 4:45 p. m.]

[Region VIII Order G-7 Under Supp. Serv. Reg. 47 to RMPR 165, Amdt. 1]

RETAIL SHOE REPAIR SERVICES IN CALIFORNIA AND NEVADA AREAS

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator by § 1499.680 (a) of Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation No. 165, *It is hereby ordered:*

That in the above described order paragraph (a) of section 2 (Definitions) is amended to read as follows:

(a) The term "California and Nevada Areas" means all the state of Nevada and all the state of California except the metropolitan area of San Francisco, the metropolitan area of Los Angeles and the metropolitan area of San Diego. The metropolitan area of San Francisco means the city and county of San Francisco and the unincorporated and incorporated municipalities of Alameda, Albany, Berkeley, Colma, Daly City, El Cerrito, Emeryville, Oakland, Piedmont, Richmond, San Leandro, South San Francisco and Vallejo. The metropolitan area of Los Angeles means all that area lying within a radius of thirty-five miles of the Los Angeles City Hall. The San Diego metropolitan area means the cities of San Diego, National City, La Jolla, La Mesa and El Cajon.

This amendment shall become effective this 13th day of March 1946.

Issued this 13th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-5246; Filed, Mar. 28, 1946; 4:48 p. m.]

[Region VIII Order G-77 Under 18 (c), Amdt. 2]

DEHYDRATED ALFALFA MEAL IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator by § 1499.18 (c), as amended, of the General Maximum Price Regulation, it is hereby ordered that Order No. G-77 under § 1499.18 (c), as amended, of the General Maximum Price Regulation, be amended in the following respects:

Section (a) (1) is amended to read as follows:

(1) For such sales in carload lots in bulk, the adjusted maximum price shall be as follows:

(i) For processors whose mills are locatd in Region VIII other than in the State of Washington:

Type of meal	*Adjusted maximum price per ton*
Alfalfa leaf meal	$48.00
Alfalfa meal, not less than 17% protein content	45.00
Alfalfa meal, 15%, but less than 17% protein content	42.00
Alfalfa meal, less than 15% protein content	39.00

(ii) For processors whose mills are located in the State of Washington:

Type of meal	*Adjusted maximum price per ton*
Alfalfa leaf meal	$53.00
Alfalfa meal, not less than 17% protein content	50.00
Alfalfa meal, 15%, but less than 17% protein content	47.00
Alfalfa meal, less than 15% protein content	44.00

This amendment shall become effective as of March 11, 1946.

Issued this 13th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-5244; Filed, Mar. 28, 1946; 4:47 p. m.]

[Region VIII Order G-111 Under 18 (c)]

PORTLAND GAS AND COKE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, *It is hereby ordered:*

(a) The maximum price at which any person may resell briquets manufactured by the Portland Gas and Coke Company, Portland, Oregon, shall be that person's maximum price therefor as of the effective date of this order plus $2.25 per ton.

(b) The adjustment provided by this order shall apply only on and after such date as the reseller shall have received from his supplier in connection with a purchase of briquets an invoice notifying him of an increase in cost equal to the above amount, and of his right to increase his maximum prices pursuant to this Order No. G-111.

(c) In the case of sales to other resellers the adjustment provided by this order shall be effective only if the seller on the occasion of the first sale to such customer advises him of the amount of the increase in the price to him and notifies him that he may in accordance with Order No. G-111 add the amount of the increase to his present maximum price in reselling such products.

(d) This order shall apply only to sales made in Region VIII comprising the States of Washington, Oregon (except Malheur County), California, Nevada, Arizona (except that portion of Coconino and Mohave Counties north of the Colorado River), and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

(e) This order may be revoked, amended, or corrected at any time.

This order shall become effective as of the date of issuance thereof.

Issued this 11th day of March 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-5245; File, Mar. 28, 1946; 4:47 p. m.]

[Region V Order G-28 Under RMPR 251]

INSTALLED MINERAL WOOL INSULATION IN OUACHITA PARISH, LA.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, It is ordered:

(a) *Transactions covered by this order.* This order covers sales of mineral wool insulation on an installed basis in existing structures. All items of incidental construction work as defined below remain covered by Revised Maximum Price Regulation 251.

"Mineral wool" means rock wool, slag wool and glass wool blown from molten materials and used to retain or exclude heat.

"Existing structures" means completed structures whether occupied or unoccupied, and includes ordinary changes, improvements, remodeling and additions.

"On an installed basis" means a transaction in which the seller furnishes mineral wool insulation, together with the labor, services and material required to incorporate such insulation into an existing structure. Installation may be performed by the pneumatic or blowing method, by the hand-packing method, or by the use of batts and blankets.

"Incidental construction work" means work performed or services rendered with respect to a building or structure apart from the installation of mineral wool insulation. It also includes those materials and operations the cost of which are expressly described as not included in the prices of certain items listed in Table I of section (d) of this order.

(b) *Relationship of this order to Revised Maximum Price Regulation No. 251.* The provisions of this order supersede sections 6, 7, and 8 of Revised MPR 251, except as otherwise provided in this order, with respect to sales of mineral wool insulation on an installed basis and incidental construction work. Except as otherwise provided herein, all transactions subject to this order shall remain subject to all provisions of Revised MPR 251, together with all amendments that have been or hereafter may be issued.

On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver mineral wool insulation on an installed basis or incidental construction work as herein defined, at prices higher than the maximum prices established by this order

(c) *Geographical applicability.* This order shall apply to all sales of installed mineral wool in structures located in Ouachita Parish, Louisiana.

(d) *Maximum prices.* The maximum prices for sales of mineral wool insulation on an installed basis shall be those shown in Table I of this section. Prices apply to all types and thicknesses of blown mineral wool and to all types and thicknesses of hand packed loose mineral wool and to batts and blankets. The prices listed in Table I are based upon an insulation thickness of 4 inches. For each inch or fraction of inch of insulation over 4 inches, when ordered by the buyer, the seller may make an additional charge of 2¢ per inch per square foot. A ⅜ inch tolerance may be allowed without change in maximum price.

The drawings referred to in Table I are on file with the Division of the Federal Register, and are hereby made a part of this order. For the convenience of seller and buyers, and in the interest of simplification and clarity of description, copies of these drawings are attached to this order and distributed by the Office of Price Administration.

Where a machine or a crew of two or more workers is used on mineral wool insulation jobs and the total charge as determined in accordance with the maximum prices listed in Table I is $40 or less, the seller may add $10 to such charge.

Maximum prices listed in Table I apply throughout the corporate limits of Monroe, Louisiana. An additional charge of 1¢ per square foot is authorized over and above prices listed in Table I on rates of installed home insulation outside the corporate limits of Monroe, Louisiana; but within Ouachita Parish, Louisiana.

TABLE I—MAXIMUM PRICES

FLAT AREAS *Exposed ceilings*	*Prices per square foot (4" thickness basis)*
1. Open attics with over 24" clearance to roof. No roof opening necessary, open blowing conditions. Drawing 1	13
2. Under flat built up roofs (suspended ceiling) with over 24" clearance between roof and hung ceiling; open blowing conditions. (Price includes cost of opening and closing for area 500 square feet and over. Price does not include opening and closing for areas under 500 square feet.) Drawing 2	13

FLAT AREAS—continued

Covered ceilings

	Prices per square foot (4" thickness basis)
(Prices include cost of removing and replacing flooring)	
3. Open attics with a single rough flooring and accessible. No roof opening necessary. Drawing 3	15
4. Open attics with finished single floors. Drawing 4	16
5. Open attics with finished double floors. Drawing 5	17
Flat ceilings in closed spaces	
(Prices do not include cost of opening and closing)	
6. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat. Drawing 6	13
7. Ceilings in closed space under ridge of pitched roofs, where opening for the full length of ridge is necessary because of small clearance between ridge and ceiling areas. Drawing 7	13
8. Flat built up roof types including row house construction and commercial buildings plus cost of opening. Drawings 2 and 8	15
9. Flat roof decks covered with tin, copper or canvas plus cost of opening. Drawing 9	15
10. Overhang. Drawing 10	18
11. Dormer tops. Drawing 11.	
(a) Where no retainer material is necessary	13
(b) Where retainer material is necessary	18
12. Bay window top. Drawing 12	13
Bay window bottom. Drawing 12	18
Floors	
(Prices include cost of opening and closing)	
13. Any exposed floors over garage ceilings, open porches of similar types of areas where the underside of the area to be insulated is closed and finished. Drawing 13	18
14. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14	19
Floors over unexcavated areas	
(Prices do not include cost of retaining materials)	
15. Batts and blankets. Drawing 15	18
16. 4" fill over retaining material and lath retaining surface. Drawing 16	16
SLOPING AREAS	
17. All slopes where closed and finished on the interior side of the rafters. (Price does not include cost of opening and closing). Drawing 17	17
18. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blow is impractical. (Prices do not include cost of opening and closing). Drawing 18	18
19. Open rafters and slopes. Insulation held in place by retaining material. (Price includes cost of retainer material, if used) Drawing 19	23

SLOPING AREAS—continued

Knee walls and partitions

	Prices per square foot (4" thickness basis)
20. Interior plastered walls where no decoration is necessary except plaster patching. Drawing 20. (Price includes opening and closing)	18
21. Knee walls adjacent to slopes and easily accessible, no openings required. (Price includes cost of retaining material). Drawing 21	23
22. Knee walls not accessible, requiring retaining material. (Price includes cost of retaining material but does not include opening and closing.) Drawing 22	23
23. Stairwells. (Prices include opening and closing). Drawing 23.	
(a) Soffits	18
(b) Walls (measurement of walls may be taken as rectangle from floor to ceiling	18
Exterior walls (prices include cost of opening and closing).	
24. Exterior walls with inner finish whose outer surface is composed of:	
(a) Wood or asphalt shingles	18
(b) Wood clapboard	18
(c) Brick or stone veneer	24
(d) Stucco	22
(e) Asbestos-cement shingles	20
(f) Insulated brick, Drawings 24 and 30	19
25. Gable and end walls with inner finish	--
26.	
(a) Wood or asphalt shingles	18
(b) Wood clapboard	18
(c) Brick or stone veneer	24
(d) Stucco	22
(e) Asbestos-cement shingles	20
(f) Insulated brick. Drawings 25, 26 and 27	20
27. Gable and end walls without inner finish, requiring standard retaining material. (Price includes cost of retaining material.) Drawings 25, 26 and 27	18
28. Dormer cheeks and faces with innerfinish. Drawings 28 and 29.	
(a) Wood or asphalt shingles	18
(b) Wood clapboard	18
(c) Brick or stone veneer	24
(d) Stucco	22
(e) Asbestos-cement	20
(f) Insulated brick	20
29. Dormer cheeks and faces without inner finish, requiring retaining material. (Prices include cost of retaining material). Drawings 28 and 29	23

Miscellaneous

	Per unit
Louveres	$12.00
Ventilators	5.00
Insulation of scuttle covers	Included in sq. ft. area
Insulation of doors	7.50

Openings and closings: A separate additional charge may be made for openings and closing only in those cases where opening and closing are not specifically included in the price applicable to the category. The charge includes payment for all labor and material including that used for replacement of material where necessary. This charge applies only to work performed by the installer in connection with installation of mineral wool insulation.

The above prices shall be cash prices; if the seller customarily made an extra charge for credit during his base period, he may now make this charge so long as his charge is no higher than his base period charge.

(e) *Measurements.* It shall be the seller's responsibility to ascertain that all measurements are accurate. Measurements for exterior walls are to be taken over all, with no deduction for openings, except for sun porch walls, store fronts or similar areas where windows and door areas must be deducted. In the case of elevator wells, ventilators, skylights, monitors and pent houses on flat roofs the entire such area must be deducted where they are more than 16 square feet in area and extend through the flat ceiling area to be insulated. For attic floors outside gross dimensions may be taken. In measuring the heights of knee walls, to the height between floors, joists and rafters add one foot for floor seal piling of granulated insulation. For slopes add six inches to length of clear span for capping intersecting surfaces. For flat ceilings which intersect slopes add one foot to length of span taken at right angles to intersecting slopes. For stairwell walls measurement may be taken as a rectangle from floor to ceiling and not as triangles.

In determining the total of the square foot area for each category of insulation installed a tolerance of 5 percent will be recognized.

(f) *Maximum prices for special insulation and related work and incidental construction.* The maximum prices that may be charged by sellers for special insulation and related work and incidental construction work for which no separate dollar and cents price has been set out in Table I of this order shall be the maximum prices established in accordance with Revised MPR 251.

(g) *Quoting a "guaranteed price."* The seller may offer to sell an insulation job covered by this order on the basis of a "guaranteed price" where in the sellers agrees to charge a fixed amount: *Provided, however,* That the so-called "guaranteed price" must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. The seller shall stamp or otherwise mark conspicuously on each invoice or statement a statement in substantially the following form: "Prices are at or below ceiling prices set by OPA Regional Order G–28 under RMPR 251."

(h) *Records and invoices.* Every seller of mineral wool insulation on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall: (1) Preserve records showing the information given in compliance with subparagraphs (i) to (vi) of this section. (2) Upon completion of the work or within a reasonable time thereafter, if requested by the purchaser, give to the purchaser an invoice or similar document showing:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I including category number and drawing number.

(v) The terms of sale.

(vi) **A statement shown separately on the invoice of any special insulation and related work and incidental construction work.**

Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order and Revised Maximum Price Regulation No. 251.

(i) *Revocation.* This order may be revised, amended, or revoked at any time by the Office of Price Administration.

This Order No. G–28 shall become effective March 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 15th day of February 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-5315; Filed, Mar. 29, 1946; 1:15 p. m.]

[Region VII 3d Rev. Order G–24 Under RMPR 122, Amdt. 13]

SOLID FUELS IN DENVER REGION

Third Revised Order No. G–24 under Revised Maximum Price Regulation No. 122, Amendment No. 13. Solid fuels sold and delivered by dealers. Adjustment of specific maximum prices of dealers in Region VII to compensate for increases in supplier's price under Amendment 74 to Maximum Price Regulation No. 120; Docket No. 7–122–260–15.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 13 to Third Revised Order No. G–24 under Revised Maximum Price Regulation No. 122 is issued.

1. Subparagraph (7) of Part I, Mines in District 17, is hereby further amended to read as follows:

Operator	Subdistrict	Index No.	Size Groups	Amount	Effective date
				Cents	
(7) Colowyo Coal Co., Red Wing	5	362	1 and 2	45	10–16–45
			3	50	10–16–45
			4	40	10–16–45
			5 and 6	50	10–16–45
			7 through 12	45	10–16–45
			13	50	10–16–45
			15	70	10–16–45
			16	25	10–16–45
			17 and 18	40	10–16–45
			19	40	10–16–45

2. Amendment No. 11, issued November 20, 1945, is hereby terminated and superseded as of the effective date hereof.

3. *Effective date.* This Amendment No. 13 is hereby made effective retroactively as of January 1, 1946.

Issued this 3d day of January 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-5316; Filed, Mar. 29, 1946; 1:18 p. m.]

[Region VII Order G–26 under RMPR 122, Amdt. 45]

SOLID FUELS IN DENVER REGION

Order No. G–26 under Revised Maximum Price Regulation No. 122 Amendment No. 45. Solid fuels sold and delivered by dealers. Maximum prices for solid fuels when sold by dealers within specified trade areas in Region VII. Docket No. 7–122–259 (a) (1), 260–25.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1340.259 (a) and 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 45 is issued.

1. Paragraph (q), *Appendices establishing specific maximum prices for certain trade areas in Region VII,* is hereby amended by adding thereto APPENDIX XLI, to read as follows:

APPENDIX XLI—GLENWOOD SPRINGS TRADE AREA

(1) *To what sales this Appendix XLI applies.* This Appendix XLI applies only to sales made by trucker-dealers in the Glenwood Springs Trade Area in the State of Colorado, which means the vicinities of Glenwood Springs, New Castle, Silt, Rifle, Grand Valley, Carbondale, Basalt, Woody Creek, Snowmass, Aspen, Gypsum, and Eagle.

(2) *Relation to other orders.* This Amendment No. 45, which incorporates into Order No. G–26 this Appendix XLI, supersedes all maximum prices for trucker-dealers in the Glenwood Springs Trade Area of the State of Colorado as now established under Revised Maximum Price Regulation No. 122; and from and after the effective date of this Amendment No. 45, the maximum prices of all such trucker-dealers shall be the dollars-and-cents prices set forth below in Tables I, II, III, and IV, respectively.

(3) If you are a trucker-dealer and sell in the Glenwood Springs Trade Area in the State of Colorado, delivered by truck direct from the mine or preparation plant, any one or more of the kinds and sizes of coal named in this Appendix XLI, your maximum prices therefor are as follows:

(i) TABLE I

[Maximum delivered prices per ton for coals produced at South Canon, Diamond, and Dalsas Mines, District 17]

Vicinity of—	3" Lump A	1½" Lump B	3" x 1¼" Nut C	1¼" x 0" Slack D
Glenwood Springs	$7.85	$7.45	$7.35	$4.45
New Castle	7.85	7.45	7.35	4.70
Silt	8.10	7.70	7.60	4.95
Rifle	8.35	7.95	7.85	5.20
Grand Valley	8.60	8.20	8.10	5.45
Carbondale	8.35	7.95	7.85	5.20
Basalt, Woody Creek, and Snowmass	8.60	8.20	8.10	5.45
Aspen	9.10	8.70	8.60	5.95
Gypsum	8.85	8.45	8.35	5.95
Eagle	9.10	8.70	8.60	5.95

(ii) TABLE II

[Maximum delivered prices per ton for coals produced at New Castle Mine, district 17]

Vicinity of—	3" lump A	3" x 1¼" nut C	1¼" x 0" slack D
Glenwood Springs	$8.10	$7.60	$4.95
New Castle	7.85	7.35	4.70
Silt	8.10	7.60	4.95
Rifle	8.35	7.85	5.20
Grand Valley	8.60	8.10	5.45
Carbondale	8.35	7.85	5.20
Basalt, Woody Creek, and Snowmass	8.60	8.10	5.45
Aspen	9.10	8.60	5.95
Gypsum	8.60	8.10	5.45
Eagle	8.85	8.35	5.70

(iii) TABLE III

[Maximum delivered prices per ton for coals produced at Harvey Gap and Atlas Mines, district 17]

Vicinity of—	3" Lump A	1¼" Lump B	3" x 1¼" Nut C	1¼" x 0" Slack D
Glenwood Springs	$8.10	$7.70	$7.60	$4.95
New Castle	7.85	7.45	7.35	4.70
Silt	7.85	7.45	7.35	4.70
Rifle	8.10	7.70	7.60	4.95
Grand Valley	8.35	7.95	7.85	5.20
Carbondale	8.60	8.20	8.10	5.45
Basalt, Woody Creek, and Snowmass	8.85	8.45	8.35	5.70
Aspen	9.35	----	8.85	6.20
Gypsum	8.85	8.45	8.35	5.95
Eagle	9.10	8.70	8.60	6.20

(iv) TABLE IV

[Maximum delivered prices per ton for coals produced at domestic and Colowyo mines, district 17]

Vicinity of:—	3" lump A	3" x 1¼" nut C	1¼" x 0" slack D
Glenwood Springs	$9.65	$9.25	$7.10
New Castle	9.20	8.80	6.65
Silt	8.95	8.55	6.40
Rifle	8.75	8.35	6.20
Grand Valley	9.10	8.70	6.55
Carbondale	9.90	9.50	7.35
Basalt, Woody Creek, and Snowmass	10.15	9.75	7.60
Aspen	10.65	10.25	8.10
Gypsum	10.35	9.95	7.80
Eagle	10.60	10.20	8.05

NOTE: The prices above set forth in Tables I, II, III, and IV include the 10¢ per ton increase granted to retail dealers by Amendment No. 40 to Revised Maximum Price Regulation No. 122 on delivered sales; and therefore it is not permissible for any trucker-dealer to make any addition to such specified maximum prices by reason of said Amendment No. 40.

(4) *Letter designation.* For record-keeping purposes, the letter designation hereinabove set forth may be used to show the kind of solid fuel sold.

(5) *Special service charges.* If, in connection with the sale and delivery of coal made by a trucker-dealer in the Glenwood Springs Trade Area, he, at the request of the purchaser, performs any one or more of the special services set forth below, or makes delivery at a point off either U. S. Highway No. 24 or Colorado State Highway No. 82 a distance therefrom one-fourth mile or more, the maximum prices which he may charge for such services or off-highway deliveries are as follows:

	Per ton
"Wheel-in"	$0.50
"Pull-back" or "trimming"	.25
Carrying up or down stairs	1.00
Delivery in less than two-ton lots	.25
For off-highway deliveries	(1)

[1] 10¢ per ton per load-mile or major fraction thereof.

(6) *Higher established maximum prices may be maintained.* If any trucker-dealer has heretofore duly established delivered maximum prices for sales of coal covered by this Amendment No. 45 (Appendix XLI to Order No. G–26) in accordance with Section 1340.254 of Revised Maximum Price Regulation No. 122, and has filed such duly established prices with the Denver, Colorado District Office of the Office of Price Administration on Form 653–40, he may continue to charge and collect such higher maximum prices for such sales.

(7) *Definitions.* (i) The term *"trucker-dealer,"* as used in this Amendment No. 45 (Appendix XLI to Order No. G–26), means a person who purchases coal f. o. b. a mine or preparation facility and transports the same by truck and sells to consumers on a delivered basis and does not have a rail-connected yard where he receives coal by rail.

(ii) The term *"vicinity of"* means all of the area adjacent to any one of the towns or villages named herein and being closer to such town or village than it is to any other of such towns or villages.

(8) *Invoice covering sale.* A trucker-dealer making a sale and delivery under this Amendment No. 45 (Appendix XLI to Order No. G–26) must at the time of the transaction deliver to the buyer an invoice plainly indicating thereon:

(i) The name of the mine from which he purchased the coal in question;

(ii) The number of off-highway load-miles traveled, if any, and the charge therefor;

(iii) Each service charge made by him, if any.

2. Effective date. This Amendment No. 45 shall become effective on the 11th day of February 1946.

Issued this 4th day of February 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46–5320; Filed, Mar. 29, 1946; 1:20 p. m.]

[Region VII 3d Rev. Order G–24 Under RMPR 122, Amdt. 14]

SOLID FUELS IN DENVER REGION

Third Revised Order No. G–24 Under Revised Maximum Price Regulation No. 122, Amendment No. 14. Adjustment of specific maximum prices of dealers in Region VII to compensate for increases in supplier's price under Amendment 74 to Maximum Price Regulation No. 120; Docket No. 7–122–260–16.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 14 is issued.

1. Subparagraph (6) of Part II, mines in district 19, as written into Third Revised Order No. G–24 by Amendment No. 6, is hereby further amended to read as follows:

Operator	Sub-district	Index No.	Size Groups	Amount	Effective date
				Cents	
(6) Sheridan-Wyoming Coal Co.: Miller	5	132	All	40	12-11-45

2. Amendment No. 10 to Third Revised Order No. G–24 under Revised Maximum Price Regulation No. 122, issued November 15, 1945, is hereby terminated and superseded as of the effective date of this Amendment No. 14.

Effective date. This Amendment No. 14 shall become effective on the 7th day of January 1946.

Issued this 7th day of January 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46–5317; Filed, Mar. 29, 1946; 1:18 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 15, 1946.

Region I

Augusta Order 3–F, Amendment 43, covering fresh fruits and vegetables in Portland, South Portland and Westbrook. Filed 9:15 a. m.

Augusta Order 4–F, Amendment 14, covering fresh fruits and vegetables in Maine (certain exceptions). Filed 9:15 a. m.

Augusta Order 5–F, Amendment 42, covering fresh fruits and vegetables in Bangor and Brewer. Filed 9:16 a. m.

Region II

Pittsburgh Order 7–D, covering butter and cheese in certain counties of Pennsylvania. Filed 9:21 a. m.

Pittsburgh Order 23, Amendment 3, covering sugar in certain counties of Pennsylvania. Filed 9:20 a. m.

Syracuse Order 1–O, Amendment 2, covering eggs in certain parts of Syracuse District. Filed 9:47 a. m.

Syracuse Order 1–O, Amendment 3, covering eggs in certain parts of Syracuse District. Filed 9:47 a. m.

Syracuse Order 2–O, Amendments 2 and 3, covering eggs in Broome and Tioga Counties. Filed 9:48 a. m. and 9:46 a. m.

Syracuse Order 2–C, Amendments 4 and 5, covering poultry in certain parts of Syracuse District. Filed 9:22 a. m.

Syracuse Order 3–C, Amendments 5 and 6, covering poultry in certain parts of Syracuse District. Filed 9:22 and 9:48 a. m.

Syracuse Order 5–F, Amendment 7, covering fresh fruits and vegetables in certain counties of New York. Filed 9:22 a. m.

Syracuse Order 6–F, Amendment 7, covering fresh fruits and vegetables in Syracuse, Watertown, Utica, New York. Filed 9:22 a. m.

Syracuse Order 7–F, Amendment 5, covering fresh fruits and vegetables in certain counties of New York. Filed 9:22 a. m.

Syracuse Order 12–W, Amendment 1, covering dry groceries in certain counties of New York. Filed 9:42 a. m.

Syracuse Order 13–W, Amendment 1, covering dry groceries in certain counties of New York. Filed 9:41 a. m.

Syracuse Order 51, covering dry groceries in certain counties of New York. Filed 9:42 a. m.

Region III

Cincinnati Order 12–F, Amendment 1, covering fresh fruits and vegetables in Franklin County, Ohio. Filed 9:41 a. m.

Cincinnati Order 12–F, Amendment 2, covering fresh fruits and vegetables in Franklin County, Ohio. Filed 9:41 a. m.

Cincinnati Order 13–F, Amendment 1, covering fresh fruits and vegetables in certain counties of Ohio. Filed 9:41 a. m.

Cleveland Order 4–C, covering poultry in certain counties of Ohio. Filed 10:53 a. m.

Detroit Order 31, covering dry groceries in certain counties of Michigan. Filed 10:52 a. m.

Detroit Order 32, covering dry groceries in certain counties of Michigan. Filed 10:52 a. m.

Indianapolis Order 5–O, Amendment 9, covering eggs in certain counties of Indiana. Filed 9:46 a. m.

Indianapolis Order 6–O, Amendment 9, covering eggs in certain counties of Indiana. Filed 9:46 a. m.

Louisville Order 18–F, Amendment 19, covering fresh fruits and vegetables in certain counties of Kentucky. Filed 10:51 a. m.

Louisville Order 23–F, Amendment 11, covering fresh fruits and vegetables in Boyd County, Kentucky. Filed 10:51 a. m.

Region IV

Atlanta Order 7–W, 38, Amendment 4, covering dry groceries in the Atlanta Area. Filed 10:50 a. m.

Atlanta Order 8–W, 40, Amendment 3, covering dry groceries in the Savannah Area. Filed 10:50 a. m.

Atlanta Order 14–C, Amendment 3, covering poultry in Chatham County, Georgia. Filed 9:54 a. m.

Atlanta Order 12–F, as amended, Amendment 17, covering fresh fruit and vegetable items in certain counties in the Atlanta District Area. Filed 10:51 a. m.

Atlanta Order 13–F, as amended, Amendment 17, covering fresh fruit and vegetable items in certain counties in the Atlanta District Area. Filed 10:51 a. m.

Atlanta Order 14–F, as amended, Amendment 17, covering fresh fruit and vegetable items in certain counties in the Atlanta District Area. Filed 10:50 a. m.

Atlanta Order 15–F, as amended, Amendment 17, covering fresh fruit and vegetable items in certain counties in the Atlanta District Area. Filed 10:50 a. m.

Atlanta Order 22–O, Amendment 11, covering shell eggs in the Atlanta-Decatur Metropolitan Trade Area. Filed 10:49 a. m.

Birmingham Order 4–O, Amendment 13, covering eggs in Jefferson County, Alabama. Filed 10:49 a. m.

Columbia Order 8–F, Amendment 19, covering fresh fruits and vegetables in the state of South Carolina. Filed 9:45 a. m.

Columbia Order 27–C, Amendment 6, covering poultry in the Columbia Area. Filed 9:45 a. m.

Columbia Order 27–O, Amendment 11, covering community egg prices in the Columbia Area. Filed 9:44 a. m.

Jackson Order 1–O, Amendment 12, covering eggs in the Jackson, Mississippi Area. Filed 9:45 a. m.

Jackson Order 11–C, Amendment 3, covering poultry in the Jackson, Mississippi Area. Filed 9:46 a. m.

Nashville Order 8–W, Amendment 1, covering dry groceries in all counties under the Nashville District Office. Filed 9:45 a. m.

Nashville Order 11–C, Amendment 11, covering dry groceries in Davidson County, Tennessee. Filed 9:45 a. m.

Nashville Order 23, Amendment 1, covering dry groceries, in all counties under the Nashville District Office. Filed 9:45 a. m.

Region V

Dallas Order 4–C, Amendment 12, covering certain poultry items in Dallas, University Park and Highland Park, Texas. Filed 9:44 a. m.

Dallas Order 4–F, Amendment 33, covering fresh fruits and vegetables in Dallas County, Texas. Filed 9:44 a. m.

Dallas Order 6–F, Amendment 22, covering fresh fruits and vegetables in McLennan County, Texas. Filed 9:44 a. m.

Dallas Order 7–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Texas. Filed 9:44 a. m.

Dallas Order 10–O, Amendment 12, covering eggs in Dallas, University Park and Highland Park, Texas. Filed 9:44 a. m.

Fort Worth Order 5–C, Amendment 31, covering poultry in Tarrant County, Texas. Filed 9:43 a. m.

Fort Worth Order 13–F, Amendment 35, covering fresh fruits and vegetables in Tarrant County, Texas. Filed 9:43 a. m.

Fort Worth Order 21–F, Amendment 19, covering fresh fruits and vegetables in Lubbock and Potter Counties, Texas. Filed 9:43 a. m.

Fort Worth Order 22–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Texas. Filed 9:43 a. m.

Houston Order 4–F, Amendment 34, covering fresh fruits and vegetables in certain cities and towns in Texas. Filed 9:42 a. m.

Cheyenne Order 19–W, covering dry groceries in the Cheyenne Area. Filed 9:10 a. m.

Cheyenne Order 20–W, covering dry groceries in the Laramie Area. Filed 9:11 a. m.

Cheyenne Order 69, covering groceries in the Buffalo, Gillette, Kaycee and Sheridan County Area. Filed 9:11 a. m.

Cheyenne Order 18–W, covering dry groceries in the Casper Area. Filed 9:11 a. m.

Cheyenne Order 19–W, covering dry groceries in the Cheyenne Area. Filed 9:11 a. m.

Cheyenne Order 72, covering groceries in the Cody, Greybull, Lovell and Powell Area. Filed 9:12 a. m.

Cheyenne Order 73, covering dry groceries in the Douglas, Lender, Midwest, Riverton, Thermopolis and Worland Area. Filed 9:12 a. m.

Cheyenne Order 20–W, covering dry groceries in the Laramie Area. Filed 9:12 a. m.

Cheyenne Order 75, covering dry groceries in the Rawlins Area. Filed 9:12 a. m.

Cheyenne Order 21–W, covering dry groceries in the Rock Springs Area. Filed 9:12 a. m.

Region VIII

Portland Order 32–F, Amendment 17, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:49 a. m.

Portland Order 32–F, Amendment 18, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:49 a. m.

Portland Order 33–F, Amendment 17, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon Area. Filed 9:49 a. m.

Portland Order 33–F, Amendment 18, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon Area. Filed 9:51 a. m.

Portland Order 34–F, Amendment 16, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon Area. Filed 9:51 a. m.

Portland Order 34–F, Amendment 17, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon Area. Filed 9:50 a. m.

Portland Order 35–F, Amendment 17, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon Area. Filed 9:50 a. m.

Portland Order 35–F, Amendment 18, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon Area. Filed 9:50 a. m.

Portland Order 36–F, Amendment 17, covering fresh fruits and vegetables in the Bend and Pendleton, Oregon. Filed 9:49 a. m.

Portland Order 37–F, Amendment 17, covering fresh fruits and vegetables in the La Grande, Baker, Redmond, Heppner, Oregon Area. Filed 9:51 a. m.

Portland Order 37–F, Amendment 18, covering fresh fruits and vegetables in the La Grande, Baker, Redmond, Heppner, Oregon Area. Filed 9:51 a. m.

Portland Order 38–F, Amendment 17, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon Area. Filed 9:51 a. m.

Portland Order 38–F, Amendment 18, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon Area. Filed 9:53 a. m.

Portland Order 39–F, Amendment 17, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon Area. Filed 9:53 a. m.

Portland Order 39–F, Amendment 18, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon Area. Filed 9:53 a. m.

Portland Order 40–F, Amendment 14, covering fresh fruits and vegetables in Dalles, Oregon. Filed 9:53 a. m.

Portland Order 40–F, Amendment 15, covering fresh fruits and vegetables in Dalles, Oregon. Filed 9:53 a. m.

Portland Order 41–F, Amendment 18, covering fresh fruits and vegetables in the Kelso, Salem, Hood River, Clatskanie, Forest Grove, Oregon Area. Filed 9:52 a. m.

Portland Order 41–F, Amendment 19, covering fresh fruits and vegetables in the Kelso, Salem, Hood River, Clatskanie, Forest Grove, Oregon Area. Filed 9:52 a. m.

Portland Order 42–F, Amendment 18, covering fresh fruits and vegetables in certain cities and communities in Oregon. Filed 9:52 a. m.

Portland Order 36–F, Amendment 18, covering fresh fruits and vegetables in Bend and Pendleton, Oregon. Filed 9:52 a. m.

Portland Order 42–F, Amendment 19, covering fresh fruits and vegetables in certain cities and communities in Oregon. Filed 9:54 a. m.

Seattle Order 16–F, Amendment 29, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 9:54 a. m.

Seattle Order 18–F, Amendment 26, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 9:54 a. m.

Seattle Order 1–W, 13, Amendment 20, covering dry groceries in certain areas in the state of Washington. Filed 9:16 a. m.

Seattle Order 2–W, Amendment 15, covering dry groceries in certain areas in the State of Washington. Filed 9:17 a. m.

Seattle Order 2–W, 12, Amendment 16, covering dry groceries in certain areas in the state of Washington. Filed 9:17 a. m.

Seattle Order 31, Amendment 14, covering dry groceries in certain counties in the state of Washington. Filed 9:18 a. m.

Seattle Order 31, Amendment 15, covering dry groceries in certain counties in the state of Washington. Filed 9:19 a. m.

Seattle Order 32, Amendment 12, covering dry groceries in Seattle and Bellingham, Washington, and in the counties of Pierce and Snohomish. Filed 9:19 a. m.

Seattle Order 32, Amendment 13, covering dry groceries in the cities of Seattle and Bellingham, and the counties of Pierce and Snohomish, Washington. Filed 9:19 a. m.

Seattle Order 33, Amendment 13, covering dry groceries in certain counties in the State of Washington. Filed 9:19 a. m.

Seattle Order 33, Amendment 14, covering dry groceries in certain counties in the State of Washington. Filed 9:20 a. m.

Seattle Order 34, Amendment 11, covering dry groceries in certain counties in the State of Washington. Filed 9:20 a. m.

Spokane Order 20–F, Amendment 7, covering fresh fruits and vegetables in certain areas of Spokane, Washington, and Kootenai Counties, Idaho. Filed 9:17 a. m.

Spokane Order 21–F, Amendment 7, covering fresh fruits and vegetables in Shoshone and Kootenai County, Idaho. Filed 9:17 a. m.

Spokane Order 22–F, Amendment 7, covering fresh fruits and vegetables in Latah County, Idaho and Whitman County, Washington. Filed 9:17 a. m.

Spokane Order 23–F, Amendment 7, covering fresh fruits and vegetables in certain areas of Lewiston, Idaho, Clarkston, Washington. Filed 9:17 a. m.

Spokane Order 24–F, Amendment 6, covering fresh fruits and vegetables in Columbia, Walla Walla, Benton, Franklin Counties, Washington. Filed 9:18 a. m.

Spokane Order 10–W, Amendment 1, covering dry groceries in certain areas in Moscow, Idaho, Pullman, Washington. Filed 9:14 a. m.

Spokane Order 50, Amendment 1, covering dry groceries in certain cities of Washington. Filed 9:18 a. m.

Spokane Order 51, Amendment 1, covering dry groceries in certain areas in Washington. Filed 9:18 a. m.

Spokane Order 52, Amendment 1, covering dry groceries in cities of Kellogg, Wardner, Wallace, and Mullan, and other areas in Kootenai and Shoshone Counties, Idaho. Filed 9:13 a. m.

Spokane Order 53, Amendment 1, covering dry groceries in certain cities and community centers in Washington. Filed 9:19 a. m.

Spokane Order 54, Amendment 1, covering dry groceries in Clarkston, Lewiston, Nezperce, Washington and Idaho County and also areas within three miles of each such city. Filed 9:14 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-5345; Filed, Mar. 29, 1946; 4:51 p. m.]

[Region VII 3d Rev. Order G-24 Under RMPR 122, Amdt. 15]

SOLID FUELS IN DENVER REGION

Third Revised Order No. G–24 Under Revised Maximum Price Regulation No. 122. Amendment No. 15. Adjustment of specific maximum prices of dealers in Region VII to compensate for increases in supplier's price under Amendment 74 to Maximum Price Regulation No. 122. Docket No. 7–122–260–17.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 15 is issued.

1. Subparagraph (4) of Part I, Mines in District 17, of Third Revised Order No. G–24 under Revised Maximum Price Regulation No. 122 is hereby amended to read as follows:

Operator	Subdistrict	Index No.	Size Groups	Amount	Effective date
				Cents	
(4) Butte Valley Coal Co.: Butte Valley.	1	17	1 through 12	40	1-5-46
			13 through 16	35	1-5-46
			17 and 18	30	1-5-46
			19	15	1-5-46

2. Subparagraph (7) of Part I, Mines in District 17, of Third Revised Order No. G–24 under Revised Maximum Price Regulation No. 122, as heretofore amended by Amendments No. 11 and No. 13, is hereby further amended to read as follows:

Operator	Subdistrict	Index No.	Size Groups	Amount	Effective date
				Cents	
(7) Colowyo Coal Co.: Red Wing	8	362	1 and 2	35	10-16-45
			3	40	10-16-45
			4	50	10-16-45
			5 and 6	40	10-16-45
			7 through 12	35	10-16-45
			13 and 15	60	10-16-45
			16	15	10-16-45
			17 through 19	30	10-16-45

3. Part II, Mines in District 19, of Third Revised Order No. G–24 under Revised Maximum Price Regulation No. 122, as heretofore amended by Amendment No. 6, is hereby further amended by adding thereto a new subparagraph designated (7), to read as follows:

Operator	Subdistrict	Index No.	Size Groups	Amount	Effective date
				Cents	
(7) Sheridan-Wyoming Coal Co.: Coleman.	8	1093	All	80	1-21-46

4. Amendment No. 13, issued January 3, 1946, is hereby terminated and superseded as of the effective date hereof.

Effective date. This Amendment No. 15 shall become effective as of the 24th day of January 1946.

Issued this 24th day of January 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-5318; Filed, Mar. 29, 1946; 1:19 p. m.]

[Region IV Order G-21 Under SR 15, MPR 280 and MPR 329, Amdt. 5]

FLUID MILK IN ATLANTA REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV of the Office of Price Administration by § 1351.408 (g) of Maximum Price Regulation 329; *It is hereby ordered*, That Order G–21 be amended in the following respects:

Section 17 shall be amended in the following respects:

(1) In the price table the figures 3.85 in the per cwt. column and .331 in the per gallon column opposite the word Shelby shall be deleted. There shall be substituted in the per cwt. column the figures 4.16 and in the per gallon column the figures .358.

(2) A proviso shall be added to section 17 immediately following the Table of Alternative Maximum Prices to read as follows: "*Provided*, That in the application of the butterfat standards set forth in section 13 (f) the figure 7¢ per cwt. shall be substituted for 5.5¢ per cwt. whenever the latter figure appears in calculating the butterfat differential in Shelby County."

This amendment shall become effective March 29, 1946.

Issued March 29, 1946.

JOHN D. MOSBY,
Acting Regional Administrator.

Approved: March 27, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-5370; Filed, Mar. 29, 1946; 5 p. m.]

[Region VII Order G-26 Under RMPR 122, Amdt. 44]

SOLID FUELS IN DENVER REGION

Order No. G–26 under Revised Maximum Price Regulation No. 122, Amendment No. 44. Solid fuels sold and delivered by dealers. Maximum prices for solid fuels when sold by dealers within specified trade areas in Region VII. Docket No. 7–122–259 (a) (1)–260–24.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Economic Stabilization Act of 1942, as amended, and §§ 1340.259 (a) and 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 44 is issued.

1. The table of maximum prices, as set forth in paragraph (2), "*Specific maximum prices*", of Appendix XXXIII, Payson Trade area, is hereby amended to read as follows:

TABLE OF MAXIMUM PRICES

Kind and letter designation	Size	Part 1—delivered prices per ton	Part 2—Yard prices			
			Ton	½-ton	¼-ton	100 lbs.
Bituminous coal produced in district 20: Subdistrict 1, Castlegate.	(A) No. 2, 5" and 10" lump	$7.95	$7.45	$4.00	$2.10	$0.50
	(B) No. 3, 10" x 3" and 8" x 3" egg and 3" lump.	7.80	7.30	3.90	2.05	.50
	(C) No. 4, 1⅝" lump	7.75	7.25	3.90	2.05	.50
	(D) No. 7, 1⅝" x 3" nut	7.15	6.65	3.60	1.90	.40
	(E) No. 8, 1⅝" x 1" pea:					
	Treated	6.65	6.15	3.35	1.80	.40
	Untreated	6.50	6.00	3.30	1.75	.40
	(F) No. 9, 1" x 3/16" slack:					
	Treated	6.65	6.15	3.35	1.80	.40
	Untreated	6.50	6.00	3.30	1.75	.40
	(G) No. 10, 1⅝" x 0" slack; No. 11, 1" x 0" slack:					
	Treated	6.00	5.50	3.05	1.65	.40
	Untreated	5.75	5.25	2.90	1.60	.40

2. *Effective date.* This Amendment No. 44 shall become effective on the 3d day of January 1946.

Issued this 3d day of January 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-5319; Filed, Mar. 29, 1946; 1:20 p. m.]

[Region VIII Order G-3 Under SO 133]

DURA LITE LADDER CO.

INCREASE IN MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 6 of Supplementary Order No. 133; *It is hereby ordered:*

(a) Resellers of ladders manufactured by Dura Lite Ladder Company, Route 2, Box 2201, San Jose, California, are herewith authorized to adjust their present legal ceiling prices as follows:

The reseller's present legal ceiling price of each article manufactured by above company shall be multiplied by a factor of 1.08. The resulting figure shall constitute the adjusted dollars and cents ceiling price of the article.

(b) All prices established pursuant to this order shall be subject to discounts, allowances, and price differentials no less favorable than those customarily granted by the seller.

(c) This order shall be subject to revocation or amendment at any time hereafter either by special order or by any price regulation issued hereafter or any supplement or amendment hereafter issued as to any price regulation, the provisions of which may be contrary hereto.

(d) This order shall become effective March 13, 1946.

Issued this 13th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-5247; Filed, Mar. 28, 1946; 4:48 p. m.]

[Region IV Order G-46 Under 18 (c)]

FILLER PRODUCTS CO. AND GORDON FOODS, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, as amended, and Revised General Order 32, it is hereby ordered:

(a) *Maximum prices.* (1) The Filler Products Company, Atlanta, Georgia, may sell and deliver "fried pork skins" to Gordon Foods, Inc., Atlanta, Georgia, at 32¢ per dozen packages, each with a minimum weight of ¾ oz. packed in bags bearing the label "Gordon's Fried Pork Skins".

(2) Gordon Foods, Inc., Atlanta, Georgia, may sell and deliver Gordon's "fried pork skins" to wholesalers and retailers at the following prices:

(i) To wholesalers at 39¢ per dozen packages with a minimum net weight of ¾ oz. per package.

(ii) To retailers at 45¢ per dozen packages with a minimum net weight of ¾ oz. per package.

(3) Any wholesaler purchasing Gordon's "fried pork skins" from Gordon Foods, Inc. may sell and deliver such commodity to retailers at 45¢ per dozen packages with a minimum net weight of ¾ oz. per package.

(b) *Notification of change in maximum prices.* For a period of sixty days after the effective date of this order and with the first shipment or delivery of the item after that date to each such wholesaler who has not made a purchase of the item within that time Gordon Foods, Inc. shall give a notice with each dozen packages containing the item either in each case or attached to the case or carton or inserted in the invoice accompanying the delivery, stating that the Office of Price Administration has changed Gordon Foods' maximum price and advising the wholesaler that its maximum price on sale to retailers shall thereafter be no higher than 45¢ per dozen packages with a minimum net weight of ¾ oz. per package.

(c) *Definitions.* (1) "Wholesaler" means a person who purchases Gordon's "fried pork skins" already packaged from Gordon Foods, Inc. and distributes the item for delivery to retailers.

(2) "Retailer" means any person who purchases Gordon's "fried pork skins" already packaged and resells the item to ultimate consumers.

(3) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in the General Maximum Price Regulation, shall apply to all other terms used herein.

(d) *Applicability of the General Maximum Price Regulation and other supplementary orders of the Office of Price Administration.* Except as otherwise provided herein all transactions covered by this order remain subject to all the provisions of the General Maximum Price Regulation, together with all amendments, supplementary regulations and orders which have heretofore or may be hereafter issued.

(e) This order may be revoked, corrected or amended at any time.

(f) This order shall be effective March 6, 1946.

Issued: March 6, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-5250; Filed, Mar. 28, 1946; 4:48 p. m.]

[Richmond 3d Rev. Order G-1 Under Gen. Order 50]

MALT AND CEREAL BEVERAGES IN RICHMOND, VA., DISTRICT

For the reasons set forth in an opinion issued herewith, 2nd Revised District Order Number 1, as amended, under General Order Number 50 is redesignated 3rd Revised District Order Number 1 and is amended to read as hereinafter set forth:

SECTION 1. *Purpose of order.* This order establishes specific maximum prices for malt and cereal beverages, including those commonly known as ale, beer and near beer, either in containers or on draft, when sold or offered for sale at retail by any eating or drinking establishment for on-premise consumption.

SEC. 2. *Geographical applicability.* This order applies to the entire area within the Commonwealth of Virginia.

SEC. 3. *Ceiling prices.* (a) On and after the effective date of this order if you operate an eating or drinking establishment, you may not sell or offer for sale any beverage subject to this order at prices higher than the applicable ceiling prices listed in the appendices hereof. You may, of course, charge lower prices at any time.

(b) If you sell any beverage subject to this order which is not specifically listed by brand name in the appendices hereto and if you believe that the maximum price fixed for such beverage in the appendices hereto is not appropriate to such beverage, you may make application to the Richmond District Office of the Office of Price Administration requesting that such beverage be specifically listed by name in one or the other of the appendices hereto. Upon such application or of its own motion, the Richmond District Office of the Office of Price Administration may at any time, and from time to time, add new or unlisted beverages, brands, types or sizes together with maximum prices for same to the lists set forth in the Appendices hereto.

(c) You may not add any taxes to your ceiling prices set forth in the ap-

Regulation No. 122 is hereby amended to read as follows:

in section 13 (f) the figure 7¢ per cwt. shall be substituted for 5.5¢ per cwt.

son Trade area, is hereby amended to read as follows:

issued simultaneously herewith and un-

Act of 1942, as amended, and in the Gen-

(c) You may not add any taxes to your ceiling prices set forth in the ap-

pendices hereto except those specifically provided therein, as all other taxes were taken into consideration in establishing the ceiling prices for each group of sellers.

SEC. 4. *How to figure your ceiling prices.* (a) This order divides eating and drinking establishments into three different groups and gives each group a different ceiling price. The group to which you belong depends on your legal ceiling prices in effect during the base period of April 4–10, 1943. You must figure the group to which you belong on the basis of your correct legal ceiling prices for the base period.

(b) The group to which you belong depends on your legal ceiling prices for the beverages subject to this order in effect during the base period of April 4–10, 1943. If your legal ceiling prices for various brands and types of beverages subject to this order vary so that your ceiling prices on some brands or types seem to place you in one particular group and ceiling prices on others seem to classify you into a different group, you must classify yourself into the particular group representative of the prices at which the greater number of your sales were made. For the purpose of determining your classification as herein provided no consideration may be given to sales of beverages listed by brand name in Appendix B hereof. You must figure the group to which you belong as follows:

(1) *Group 1–B.* Your establishment belongs to Group 1–B if during the base period of April 4–10, 1943, your legally established ceiling prices for beverages subject to this order were the same as, or more than, the prices listed in Appendix A hereof for Group 1–B establishments.

(2) *Group 2–B.* Your establishment belongs to Group 2–B if during the base period of April 4–10, 1943, your legally established ceiling prices for beverages subject to this order were the same as, or more than, the prices listed in Appendix A hereof for Group 2–B establishments, but were less than those provided in Appendix A for Group 1–B establishments.

(3) *Group 3–B.* Your establishment belongs to Group 3–B if during the base period of April 4–10, 1943, your legally established ceiling prices for beverages subject to this order were less than the prices listed in Appendix A hereof for Group 2–B establishments. Except as otherwise provided in this order, all establishments that were not in operation during the base period of April 4–10, 1943, also belong to Group 3–B. No establishment in violation of sections 4, 5, 10 and 11 of this order may sell at prices higher than those set forth for Group 3–B sellers in the appendices hereto.

(c) If your establishment was not in operation during the base period of April 4–10, 1943, and accordingly belongs to Group 3–B, you may file an application to have it reclassified into the same group as the nearest eating and drinking establishment that you can show is of the same type as yours is and that has already been properly classified in Group 1–B or in Group 2–B. Unless and until your application is acted upon and your establishment has been reclassified, it must retain the classification of a Group 3–B seller and must continue to observe the ceiling prices provided for that group in the appendices hereto. In all cases your application for reclassification must be filed with the Richmond District Office of the Office of Price Administration not later than either the 1st day of October, 1944, or the 30th day after the beginning of operations by your establishment (whichever day is later) and must contain the following information:

1. Name and address of your establishment and of its owner or owners.
2. A description of your establishment showing its type (such as night club, hotel, restaurant, tavern) and the date it began operating.
3. The selling prices by brand name of all malt or cereal beverages sold since the beginning of its operation.
4. The names of the three nearest eating and drinking establishments of the same type, and their group number as determined under this order.
5. Any other information pertinent to such application or which may be requested by the Office of Price Administration.

(d) After you have filed with your Price Control Board the signed statement required by the provisions of section 5 below, your group classification may not be changed except as provided by this order.

SEC. 5. *Filing with Price Control Board.* (a) Not later than the 6th day of July, 1944, or the 6th day after the beginning of operations by your establishment (whichever day is later) you must file with your Price Control Board a signed statement with the name and address of your establishment, its type (such as night club, hotel, restaurant, tavern) and the group to which it belongs. Thereupon the said board will send you a card bearing your group number.

(b) If and for so long as you have not filed your signed statement as required by the provisions of subsection (a) above of this section 5 or are otherwise not correctly classified into your proper group as provided in section 4, you are hereby classified as a Group 3–B seller and you may not sell or offer for sale any beverage subject to this order at prices higher than the applicable ceiling prices listed for Group 3–B sellers in the appendices hereto. Failure to file said signed statement as herein provided is a violation of this order and also subjects you to the other penalties herein provided.

SEC. 6. *Modification of prices.* After you have determined your group and have put into effect the ceiling prices provided in this order for that group, the Office of Price Administration may direct you to charge lower ceiling prices:

(a) If, on the basis of your April 4–10, 1943, legal ceiling prices this order, properly applied, required you to be placed into a group with lower ceiling prices.

(b) If, as a result of speculative, unwarranted, or abnormal increase, contrary to the purpose of the Emergency Price Control Act, as amended, your legal ceiling prices on April 4–10, 1943, were excessive in relation to the legal ceiling prices of other comparable establishments in the district.

SEC. 7. *Exempt sales.* The following sales are exempt from the operation of this order. However, unless they are otherwise exempt from price control, they shall remain subject to the appropriate maximum price regulation or order.

(a) Sales by persons on board common carriers (when operated as such), including railroad dining cars, club cars, bar cars, and buffet cars, or sales otherwise governed by Restaurant Maximum Price Regulation 1 (Dining Car Regulation).

(b) Sales by public and private hospitals to patients.

(c) Sales by eating cooperatives formed by members of the Armed Forces (as, for example, officers' mess) operated as a nonprofit cooperative (where no part of the net earnings inures to the benefit of any individual) which sells food items or meals on a cost basis (or as near thereto as reasonable accounting methods will permit), and substantially all sales of which are made to members of the Armed Forces who are members of the cooperative.

(d) Sales where the beverages subject to this order are included in, and sold as part of, a meal and where the price of such beverage is included in the price of the meal. (Such sales remain under Restaurant Maximum Price Regulation 2.)

(e) Sales by the War Department or the Department of Navy of the United States through such departments' sales stores, including commissaries, ships' stores ashore, and by stores operated as army canteens, post exchanges, or ships' activities.

(f) Sales by bona fide private clubs insofar as such clubs sell only to members or bona fide guests of members. Whenever such clubs sell to persons other than member or bona fide guests of members, such clubs shall be considered for all sales an eating or drinking establishment and subject to this order. No club shall be considered to be exempt as a private club, within the meaning of this subparagraph, unless such club is a nonprofit organization and is recognized as such by the Bureau of Internal Revenue and unless its members pay dues (more than merely nominal in amount), are elected to membership by a governing board, membership committee or other body, and unless it is otherwise operated as a private club. No club organized after the effective date of this order shall be exempt unless and until it has filed a request for exemption with the District Office of the Office of Price Administration of the area in which it is located, furnishing such information as may be required, and has received a communication from such office authorizing exemption as a private club.

SEC. 8. *Evasion.* If you are an operator of an eating or drinking establishment you must not evade the ceiling prices

established by this order by any type of scheme or device; among other things (this is not an attempt to list all evasive practices) you must not:

(a) Institute any cover, minimum, bread and butter, service, corkage, entertainment, check-room, parking or other special charges which you did not have in effect on any corresponding day during the seven-day period from April 4–10, 1943, or

(b) Increase any cover, minimum, bread and butter, service, corkage, entertainment, check-room, parking or other special charges which you did have in effect on any corresponding day during the seven-day period from April 4–10, 1943, or

(c) Require as a condition of sale of a beverage the purchase of other items or meals, except that during the hours from 11:30 a. m. to 1:30 p. m. and the hours from 6:00 p. m. to 8:00 p. m., any eating or drinking establishment which can show that it derives not less than 70% of its gross revenue from the sales of prepared food items (not including beverage items) sold for consumption on the premises may refuse to sell beverages subject to this order for consumption on the premises during those hours to persons who do not also purchase food items.

SEC. 9. *Records and menus.* If you are an operator of an eating or drinking establishment subject to this order you must observe the requirements of General Order Number 50, as well as Restaurant Maximum Price Regulation Number 2, as either may have been heretofore or may hereafter be revised and amended, with reference to the filing and keeping of menus and the preservation and keeping of customary and future records. Among other provisions of General Order Number 50 are the following:

(a) You must preserve all existing records relating to prices, cost and sales of food items, meals and beverages;

(b) You must continue to prepare and maintain such records as have been customarily kept;

(c) You must keep for examination by the Office of Price Administration two copies of each menu used by your establishment each day, or a daily record in duplicate of the prices charged for food items, beverages and meals. If the establishment has customarily used menus, it must continue to do so.

SEC. 10. *Posting of prices.* (a) If you own or operate an eating or drinking establishment offering malt beverages subject to this order you must comply with the provisions of Order No. 2, issued under Restaurant Maximum Price Regulation 2 on March 10, 1945, and effective the same date, either as heretofore or hereinafter, revised and amended, which order provides in part that you must on or before April 16, 1945, show on a poster to be supplied by the Office of Price Administration, your lawful ceiling prices for all beer and other malt beverages which you offer for consumption on your premises.

(b) If you begin operating your establishment after April 16, 1945, you must obtain the price poster applicable to your establishment from your local Price Control Board and post same immediately.

(c) No establishment which fails to comply with the posting requirements of Order No. 2 issued under Restaurant Maximum Price Regulation No. 2 on March 10, 1945, and effective the same date, either as heretofore or hereinafter revised and amended, may sell any beverage subject to this order at higher prices than the prices provided for Group 3–B sellers as set forth in the appendices hereof during such time as such establishment is not in compliance with said order.

SEC. 11. *Posting of group number.* (a) If you operate an eating, or drinking establishment selling at retail beverages subject to this order you must post, and keep posted, in the premises a card or cards clearly visible to all purchasers while eating or drinking, showing the group number of your establishment as classified under this order. The card must read "OPA 1–B", "OPA 2–B", or "OPA 3–B", whichever is applicable. You must use the card or cards furnished you for this purpose by the Price Control Board.

(b) No establishment which fails to comply with the posting requirements of this section may sell any beverage subject to this order at a higher price than provided for Group 3–B sellers in the appendices hereto during such time as such establishment is not in compliance with this section.

SEC. 12. *Receipts and sales slips.* Regardless of whether or not receipts have customarily been issued, upon request by any customer at the time of payment, a receipt containing a full description of the beverage sold and the price of same must be issued. Such receipts must show the date of issue and bear the signature of the person issuing same. If you have customarily issued receipts or sales slips, you may not now discontinue the practice.

SEC. 13. *Operation of several places.* If you own or operate more than one place selling beverages subject to this order, you must do everything required by this regulation for each place separately.

SEC. 14. *Enforcement.* If you violate any provision of this regulation you are subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for license suspension provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 15. *Licensing.* The provisions of Licensing Order No. 1 licensing all persons who make sales under price contol are applicable to all sellers subject to this order. If you are a seller subject to this order your license may be suspended for violation of the license or of the order. If you license is suspended you may not, during the period of suspension, make any sale for which your license has been suspended.

SEC. 16. *Relation to other maximum price regulations.* This order supersedes the provisions of Maximum Price Regulation 259 and the General Maximum Price Regulation, insofar as such provisions were applicable to sales at retail by eating and drinking establishments of beverages subject to this order, and 2d Revised Order Number 1, issued by the undersigned effective June 13, 1945 and Revised Order Number G–1 issued effective January 1, 1945, by the District Director, Roanoke District Office, Office of Price Administration, both under General Order Number 50. Sales of beverages subject to this order when sold as part of a meal and when the price of same is included in the price of the meal remain subject to the provisions of Restaurant Maximum Price Regulation 2.

SEC. 17. *Definitions.* (a) "Malt beverage" is any malt beverage produced either within or without the Continental United States, and includes those commonly designated as beer, lager beer, ale, porter and stout.

(b) "Cereal beverage" is any beverage produced from cereals either within or without the Continental United States and commonly known as "near-beer".

(c) "On draught" means dispensed by a seller at retail from any container of one-eighth (⅛) barrel or larger size.

(d) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(e) "Sales at retail" or "Selling at retail" include the serving, for a consideration, of any malt or cereal beverage with license to the purchaser to use the same for on-premise consumption.

(f) "On-premise consumption" means consumption by your customers either in, on or about your premises or in the immediate vicinity thereof and includes curb service and the consumption by customers served in automobiles on or about your premises.

(g) "Eating or drinking establishments" means any place in which meals, food items or beverages are sold and served primarily for consumption on or about the premises. The term includes but is not limited to restaurants, hotels, cafes, cafeterias, delicatessens, soda fountains, boarding houses, catering establishments, athletic stadiums, field kitchens, lunch wagons, hot-dog carts, etc.

(h) "Other definitions". Unless the context otherwise required, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in § 1499.20 of the General Maximum Price Regulation, shall apply to the other terms used herein.

SEC. 18. *Transfers of business or stock in trade.* If the business, assets, or stock in trade of any establishment are hereafter sold or otherwise transferred or have been sold or transferred subsequently to April 10, 1943, and the trans-

feree carries on the business or continues to sell malt beverages covered by this order in the same location, the maximum prices of the transferee shall be the same as those to which its transferor would have been subject if no such transfer had taken place, and its obligations to keep records sufficient to verify such prices shall be the same. The transferor shall preserve, and either make available or turn over to the transferee, all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the recording-keeping requirements of this order. If there is a lapse of business operations in connection with such a transfer for a period of sixty days, selling prices shall be determined as provided in section 4 for a new seller.

SEC. 19. *Changes in location.* If any establishment is hereafter moved to a new location, the establishment shall be considered a new seller under this order and shall determine its ceiling prices under the provisions of section 4.

SEC. 20. *Petitions for amendment.* Any person dissatisfied with any of the provisions of this order may request the Office of Price Administration to amend the order. Such petition for amendment must be filed in pursuance of the provisions of Revised Procedural Regulation Number 1, except that the petition for amendment shall be directed to, filed with, and acted upon, by the District Director of the Richmond District Office.

SEC. 21. *Revocation and amendment.* This order may be revoked, amended or corrected at any time.

SEC. 22. *Effective date.* This 3d Revised Order shall become effective March 15, 1946.

NOTE: The reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget and are in accordance with the Federal Reports Act of 1942.

APPENDIX A

Ceiling prices for the malt and cereal beverages covered by this order and listed or referred to in this Appendix A shall be as follows:

[Ceiling price in cents]

	Group 1-B			Group 2-B			Group 3-B		
	5–11, incl.	12	32	5–11, incl.	12	32	5–11, incl.	12	32
(a) IN BOTTLES									
Beer									
Ambassador-Kruegers									
Ballantines									
Barbarossa									
Berghoff									
Beverwyck Light Lager									
Blatz-Pilsner									
Blue Ribbon-Fabel									
Brelih's									
Budweiser									
Camden Light Lager									
Canadian Ace									
Doerschuck									
Dorquest									
Down's Arf & Arf									
Duquesne Pilsener									
Ebling's Extra Premium									
Edelbrew Special									
Ehret's Extra									
Erlanger's Pilsener									
Famous Narragansett									
Frontier									
Goebel's									
Heirloom-Standard	Oz. 16	Oz. 25	Oz. 30	Oz. 13	Oz. 20	Oz. 45	Oz. 11	Oz. 17	Oz. 42
Holland Premium									
Kingsbury Pale									
Koenig Brau									
Krueger's Finest									
Kuebler's Premium									
Lambic									
Loewer's Premium									
Miller's High Life									
Moerlein's-Youngstown									
Namar									
National Premium									
Old Shay Deluxe									
Piel's Extra Premium									
Rheingold's Extra Dry									
Ruppert's-New York									
Schlitz									
Silver Bond									
Silver Fox Deluxe									
Sunshine Premium									
Trommer's White Label									
Tru-Blu									

	Group 1-B			Group 2-B			Group 3-B		
	5–11, incl.	12	32	5–11, incl.	12	32	5–11, incl.	12	32
(a) IN BOTTLES—continued									
Ale									
Ballantine's XXX									
Beverwyck Irish Cream									
Canadian Ace									
Carling's									
Famous Narragansett									
Frontier									
Hanley's									
Krueger's Cream	Oz. 16	Oz. 25	Oz. 30	Oz. 13	Oz. 20	Oz. 45	Oz. 11	Oz. 17	Oz. 42
Old English-Utica									
Old Shay-Deluxe									
Red Cap									
Red Top									
Ruppert's-New York									
Silver Fox Deluxe									
Tru-Blu									
'76									
Special Ales									
Champ	20	30	----	20	25	----	15	22	----
India Pale-Ballantines									
All brands other than those listed above or in Appendix B and all brands sold in bottles without labels	10	20	45	10	16	37	7	13	33
All brands in bottles of all other sizes than those listed above	10			10			10		
(b) ON DRAUGHT									
Draft beer (except Michelob)	Cents			Cents			Cents		
6 oz	8			8			8		
8 oz	10			10			10		
10 oz	12			12			12		
12 oz	14			14			14		
All other quantities 1¢ per ounce.									
Draft beer (Michelob)									
8 oz	12			12			12		
10 oz	15			15			15		
All other quantities 1½¢ per ounce in excess of 10 ounces.									
(c) CANS									
For beverages listed or referred to above and sold in cans the following additions may be made:									
Size of can: *Addition (cents)*									
12 oz 2									
32 oz 5									
(d) TAXES									
Sellers who are required to pay the Federal Excise Cabaret Tax on beer sold may add the amount of the tax to above prices if such tax is separately stated and collected. No other tax may be added or collected.									

APPENDIX B

Ceiling prices for the malt and cereal beverages covered by this order and listed or referred to in this Appendix B shall be as follows:

[Ceiling price in cents]

	Group 1-B			Group 2-B			Group 3-B		
	5–11, incl.	12	32	5–11, incl.	12	32	5–11, incl.	12	32
(a) IN BOTTLES									
Beer									
Bartel's									
Bay State									
Bavarian Premium									
Bohemian Club Premium									
Bowbom									
Breckert's Black Label Lager									
Bruck's									
Burgermaster									
Capurimer-Neuweiler's									
Columbia 5 Star									
Coopers									
Dover									
Edelbrew									
Esslinger									
Fell's Extra									
Fort Pitt Pilsener									
Free State Supreme									
Gold Medal Tivoli									
Gunther's									
Hazleton Pilsner									
Hoffman	Oz. 15	Oz. 20	Oz. 45	Oz. 11	Oz. 18	Oz. 42	Oz. 11	Oz. 15	Oz. 37
Hohenadel									
Horlacher's Pilsener									
Koenig's Special									
Lion									
Meclem's									
Neuweiler's Pilsener									
New England									
Oxford									
Peter's Light									
Peter's Half & Half									
Piller's Original									
P. O. S. (Phila. Old Stock)									
Prima 3 Star Pilsner									
Red Fox									
Renner's Half & Half									
Rheingold									
Senate									
Supreme-South Bethlehem									
Utica Club									
Valley Forge									
Yankee Premium Pilsner									
Yuengling's									

	Group 1-B			Group 2-B			Group 3-B		
	5–11, incl.	12	32	5–11, incl.	12	32	5–11, incl.	12	32
(a) IN BOTTLES—con.									
Ale									
Bay State									
Bruck's Pale									
Dover									
Gold Medal Tivoli									
Graham's Carbonated	Oz. 15	Oz. 20	Oz. 45	Oz. 11	Oz. 18	Oz. 42	Oz. 11	Oz. 15	Oz. 37
Murphy's									
New England									
Oxford									
Ram's Head									
Renner's Cockney									
Utica Club (XXX Cream)									
All brands other than those listed above or in Appendix A and all brands sold in bottles without labels	10	20	45	10	16	37	7	13	35
All brands in bottles of all other sizes than those listed above	10			10			10		
(b) ON DRAUGHT									
Draft beer (except Michelob)	Cents			Cents			Cents		
6 oz	8			8			8		
8 oz	10			10			10		
10 oz	12			12			12		
12 oz	14			14			14		
All other quantities 1¢ per ounce.									
Draft beer (Michelob)									
8 oz	12			12			12		
10 oz	15			15			15		
All other quantities 1½¢ per ounce in excess of 10 ounces.									
(c) CANS									
For beverages listed or referred to above and sold in cans the following additions may be made:									
Type of can: *Addition (cents)*									
12 oz 2									
32 oz 5									
(d) TAXES									
Sellers who are required to pay the Federal Excise Cabaret Tax on beer sold may add the amount of the tax to above prices if such tax is separately stated and collected. No other tax may be added or collected.									

Issued this 11th day of March 1946.

J. FULMER BRIGHT,
District Director.

[F. R. Doc. 46-5251; Filed, Mar. 28, 1946; 4:49 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 59-82, 54-51]

MEMPHIS STREET RAILWAY CO. AND NATIONAL POWER & LIGHT CO.

NOTICE OF FILING AND ORDER FOR HEARING, AND ORDER CONSOLIDATING PROCEEDINGS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of March A. D., 1946.

In the matter of the Memphis Street Railway Company, File No. 59-82; National Power & Light Company, File No. 54-51.

The Commission having entered on August 23, 1941 an order pursuant to section 11 (b) (2) of the Public Utility Holding Company Act of 1935 requiring that the existence of National Power & Light Company ("National"), a registered holding company and the indirect owner of all the outstanding common stock of respondent, The Memphis Street Railway Company ("Memphis"), be terminated and that said company be dissolved, and that said National and its parent, Electric Bond and Share Company ("Bond and Share"), also a registered holding company, proceed with due diligence to submit to the Commission a plan or plans for the prompt dissolution of National pursuant to section 11 (b) (2) of the act; and

National, having filed in compliance with said order of dissolution an application for approval of a "Plan dated as of May 7, 1942 for Compliance with section 11 (b) (2) of the Public Utility Holding Company Act of 1935" and an Application (designated Application No. 10) thereunder (File No. 54-51), which plan and amendments thereto and application outlined a program for the dissolution of National and proposed, inter alia, the disposition by National of its interest in Memphis Generating Company ("Memphis Generating"), a registered holding company and the corporate parent of the respondent, Memphis; and

The Commission, having entered an order on November 13, 1945 instituting proceedings pursuant to sections 11 (b) (2), 12 (c), 15 (f) and 20 (a) (File No. 59-82) directed to Memphis raising, inter alia, the question of the steps, if any, which must be taken to revise the capital structure of that company so as to fairly and equitably redistribute voting power among its security holders, and in said order having required respondent to file its answer thereto on or before January 2, 1946, and the Commission having postponed by supplemental orders, at the request of respondent, the date of filing said answers to March 18, 1946:

Notice is hereby given that National has filed, as a further step in its dissolution program and to meet the issues raised by the Commission's order of November 13, 1945 directed to Memphis, an amendment designated No. 3 to the aforesaid application No. 10, part of which

amendment No. 3 proposes a plan for the rearrangement of the capital structure of the respondent, Memphis, and requests that the Commission determine whether said plan may be approved by the Commission pursuant to section 11 (e) of the Public Utility Holding Company Act, and if such approval be granted, that promptly thereafter the Commission apply to an appropriate court to enforce and carry out the terms and provisions of said plan; and

Notice is hereby given that the respondent, Memphis, has filed its answer to said order of November 13, 1945 and joins in and becomes a party to the said plan for the rearrangement of the capital structure of Memphis filed by National, save and except for the proposals therein with respect to the amount and character of capital stock to be issued thereunder and the allocation thereof among its present stockholders.

All interested persons are referred to said answer and plan, which are on file in the office of the Commission, for a full statement of the issues raised by said answer and of the transactions proposed by the plan, which may be summarized as follows:

In its answer Memphis joins in the plan filed by National and submits that said plan sets forth its position with respect to the allegations contained in paragraphs 1 to 12 of the said notice and order for hearing of November 13, 1945.

The Plan filed by National proposes that (a) Memphis issue in exchange for each share of the present 21,710 shares of 4% preferred stock, par value $100, 2 shares of common stock, par value $50, an aggregate of 43,420 of such shares, (b) Memphis issue in exchange for the 27,593 shares of the present common stock, par value $100, all of which stock is held by Memphis Generating, an aggregate of 54,561 shares of common stock, par value $50, (c) Memphis provide for elimination of earned surplus deficit at December 31, 1945 of $1,144,579 and provide for elimination from plant account for street railway properties to be abandoned in 1946, $4,923,711, a total of $6,068,290, and (d) that Memphis make the necessary accounting adjustments to reflect these changes.

National propose, under its dissolution program, to acquire from Memphis Generating for $1.00 in cash, 27,593 shares of common stock of Memphis, which is all of said stock outstanding, and to distribute to its common stockholders the 54,561 shares of common stock of Memphis to be issued under the plan in exchange for the present common stock of Memphis, such distribution to be made concurrently with the disposition of National's holdings in its other subsidiaries.

It appearing to the Commission that it is appropriate in the public interest and interest of investors and consumers that a hearing be held with respect to plan for the rearrangement of the capital structure of Memphis; and

It further appearing to the Commission that the proceedings instituted by the Commission pursuant to sections 11 (b) (2), 12 (c), 15 (f) and 20 (a) of the act directed to Memphis and the plan filed by National pursuant to section 11 (e) of the act for the rearrangement of the capital structure of Memphis are related and involve common questions of law and fact and should be consolidated and heard together;

It is ordered, That the proceedings instituted by the Commission pursuant to sections 11 (b) (2), 12 (c), 15 (f), and 20 (a) of the act directed to Memphis and the proceedings entitled "National Power & Light Company, File No. 54–51" be, and the same hereby are, consolidated and that any relevant evidence adduced in the said proceedings instituted by the Commission pursuant to section 11 (b) (2) of the act directed to Memphis shall be incorporated in and be deemed to be a part of the record in the proceedings in File No. 54–51.

It is further ordered, That a hearing be held at 10:00 a. m., E. S. T., on the 15th day of April, 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as may be designated at that time by the Hearing Room Clerk in Room 318. All persons desiring to be heard or otherwise wishing to participate in the proceedings shall notify the Commission in the manner provided by its rules of practice, Rule XVII, on or before April 11, 1946.

It is further ordered, That Allen MacCullen or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at the hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented in the consolidated proceedings, particular attention will be directed at the hearings to be held on April 15, 1946 to the following matters and questions:

(1) Whether the proposed plan as submitted, or, as hereafter modified, is necessary to effectuate the provisions of section 11 (b) (2) of the act with respect to Memphis and is fair and equitable to the persons affected thereby.

(2) Whether the accounting entries in connection with the proposed plan are in conformity with the standards of the act and the rules promulgated thereunder.

(3) Whether, if the proposed plan is authorized in whole or in part by the Commission, it is appropriate in the public interest and in the interest of investors or consumers that any terms and conditions be imposed in connection with such authorization and, if so, what such terms and conditions should be.

(4) Whether the plan, as filed or as modified, makes appropriate provision for the payment of expenses, fees and remuneration in connection with the reorganization, in what amounts such expenses, fees and remuneration should be paid, and the fair and equitable allocation thereof.

(5) Whether the proposed plan constitutes a step in compliance with the Order of the Commission dated August 23, 1941 issued pursuant to section 11 (b) (2) of the act directing the dissolution of National.

(6) Generally, whether the proposed transactions are in all respects in the public interest and in the interest of investors or consumers and consistent with all applicable requirements of the act and rules thereunder.

It is further ordered, That jurisdiction be reserved to separate, either for hearing, in whole or in part, or for disposition, in whole or in part any of the issues, questions or matters herein set forth or which may arise in these proceedings or to consolidate with these proceedings other filings or matters pertaining to the subject matter of these proceedings, and to take such other action as may appear conducive to an orderly, prompt and economic disposition of the matters involved; and

It is further ordered, That notice of this hearing be given to Bond and Share, National, Memphis Generating Company, Memphis, the Public Utilities Commission of the State of Tennessee, and the City of Memphis, and to all other persons, said notice to be given by registered mail to Bond and Share, National, Memphis Generating, Memphis, the Public Utilities Commission of the State of Tennessee, and the City of Memphis, and to all persons previously granted intervention or participation in the proceedings under File No. 59–82, and to all other persons by publication in the FEDERAL REGISTER; and

It is further ordered, That Memphis shall give notice of this hearing to all its preferred stockholders (insofar as the identity of such stockholders is available or known to it) by mailing to each of said persons a copy of this notice of filing and order for hearing and consolidation together with a copy of the proposed plan for the rearrangement of the capital structure of Memphis, at his last known address at least 10 days prior to the date of this hearing.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–5328; Filed, Mar. 29, 1946; 1:42 p. m.]

[File No. 54–137, 59–58, 70–1178]

MIDLAND UTILITIES CO., ET AL.

ORDER RECONVENING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 28th day of March 1946.

In the matter of Midland Utilities Company, File No. 54–137; Indiana Service Corporation, Midland Utilities Company, File No. 59–58; American Gas and Electric Company, File No. 70–1178.

Midland Utilities Company, a registered holding company, having filed an application pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for approval of a plan of corporate simplification of Indiana Service Corporation, a subsidiary of Midland Utilities Company, and such proceedings having been consolidated with proceedings instituted under sections 11 (b) (2), 15 (f), and 20 (a) with respect to Indiana Service Corporation and Midland Utilities Company and with certain proposals made by American Gas and Electric Company; and hearings having been held with respect to such consolidated matters and such hearings having been continued subject to call; and

Midland Utilities Company having requested that the hearing in this matter be reconvened on April 18, 1946, for the purpose of adducing additional evidence, and the Commission deeming it appropriate that such request should be granted and the hearing reconvened:

It is ordered, That the hearing in such consolidated proceedings be reconvened on April 18, 1946, at 10 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room where such reconvened hearing will be held.

It is further ordered, That Richard Townsend or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the Public Utility Holding Company Act of 1935 and to a trial examiner under the Commission's rules of practice.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–5329; Filed, Mar. 29, 1946; 1:42 p. m.]

[File Nos. 54–87, 31–539]

FEDERAL LIGHT & TRACTION CO. ET AL.

ORDER GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 28th day of March, A. D. 1946.

In the matter of Federal Light & Traction Company, The Trinidad Electric Transmission, Railway & Gas Company, New Mexico Power Company, Stonewall Electric Company, File No. 54–87; J. G. Whites & Company, Inc., File No. 31–539.

Applications and declarations, and amendments thereto, having been filed with this Commission by Federal Light & Traction Company ("Federal"), a registered holding company, subsidiary of Cities Service Power & Light Company, also a registered holding company, its subsidiaries, The Trinidad Electric Transmission, Railway & Gas Company ("Trinidad"), New Mexico Power Company ("New Mexico"), and Stonewall Electric Company ("Stonewall"), pursuant to the Public Utility Holding Company Act of 1935, regarding, among other things, (a) the sale by Federal of its holding of all the common stock of Trinidad, (b) the sale by New Mexico and the acquisition by Trinidad of those electric properties of New Mexico known as the Dawson Division, (c) the issue and sale by Trinidad of $300,000 principal amount of its first mortgage bonds due 1966 and of a nine months 3% promissory note in the principal amount of $207,000, (d) the use of $300,000 of the proceeds of the sale of the Dawson Division by New Mexico toward retirement of its first mortgage bonds due 1966, and (e) the organization of a new Colorado corporation, the acquisition of all the common stock of said corporation by Trinidad, the acquisition by said corporation and sale by Stonewall of certain Colorado properties of Stonewall which are interconnected with and are extensions of the transmission and distribution lines of Trinidad and the assumption by said corporation of bonds of Stonewall secured by such properties and the substitution of said corporation for Stonewall under an indenture and in certain agreements; and

J. G. White & Company, Inc. having filed applications pursuant to the said act regarding, among other things, the acquisition of the common stock of Trinidad; and

The Commission having, on December 26, 1945, made and filed its findings and opinion and order (Holding Company Act Release No. 6332), granted said amended applications, and permitted said amended declarations to become effective subject, among other things, to the terms and conditions of Rule U-24 permitting the transactions to be carried out by not later than March 31, 1946; and

Applicants and declarants having, on March 22, 1946, advised the Commission that they have been unable to consummate completely the transactions proposed in the said amended applications and declarations within such time, and having requested that the time for consummation be extended to and including September 30, 1946; and

It appearing to the Commission that all the transactions proposed were carried out on December 31, 1945 except the proposed transactions described in clause (c) of the first paragraph of the Commission's order of December 26, 1945 in respect of the proposed new Colorado corporation; and

It further appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that said extension of time be granted;

It is hereby ordered, That the time for consummating such transactions be, and hereby is, extended to and including September 30, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–5376; Filed, Apr. 1, 1946; 9:55 a. m.]

[File No. 54–143]

BUFFALO NIAGARA ELECTRIC CORP., ET AL.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of March, 1946.

In the matter of Buffalo Niagara Electric Corporation, Hydraulic Race Company, Lower Niagara River Power and Water Supply Company, File No. 54–143.

Notice is hereby given that Buffalo Niagara Electric Corporation, a subsidiary of Niagara Hudson Power Corporation, in turn a subsidiary of The United Corporation, a registered holding company, and Hydraulic Race Company and Lower Niagara River Power and Water Supply Company, both wholly owned non-utility subsidiaries of Buffalo Niagara Electric Corporation, have filed a joint plan pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 proposing the merger into Buffalo Niagara Electric Corporation of Hydraulic Race Company and Lower Niagara River Power and Water Supply Company.

All interested persons are referred to said plan, which is on file in the office of this Commission, for a full statement of the transactions therein proposed.

It appearing to the Commission that it is appropriate in the public interest of investors and consumers that a hearing be held with respect to said plan and that said application shall not be granted except pursuant to further order of this Commission;

It is ordered, That a hearing under the applicable provisions of the act and rules promulgated thereunder be held on May 14, 1946 at 11:00 a. m., e. s. t., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as the hearing room clerk in Room 318 will at that time advise. All persons desiring to be heard or otherwise wishing to participate in the proceedings shall file with the Commission on or before May 8, 1946 a written request relative thereto as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Robert P. Reeder, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That notice of said hearing be given to Niagara Hudson Power Corporation, Buffalo Niagara Electric Corporation, Hydraulic Race Company, Lower Niagara River Power and Water Supply Company and the Public Service Commission of the State of New York by registered mail and to all other persons by publication of this notice and order in the FEDERAL REGISTER and by a general release of the Commission distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935.

It is further ordered, That, without limiting the scope of the issues presented by said application, particular attention will be directed at the hearing to the following matters and questions:

(1) Whether the proposed plan is necessary to effectuate the provisions of section 11 (b) and is fair and equitable to the persons affected thereby;

(2) Whether the proposed merger will serve the public interest by tending to-

ward the economical and efficient development of an integrated public utility system;

(3) Whether the accounting adjustments and entries proposed to be made in connection with the plan are proper and are in accordance with sound accounting principles and practice;

(4) Whether and to what extent it is necessary or appropriate in the public interest or for the protection of investors or consumers to impose terms and conditions in respect of the proposed transactions;

(5) Generally, whether in any respect the proposed transactions are detrimental to the public interest or to the interest of investors or consumers or will tend to contravene or circumvent any provisions of the act or of the rules and regulations promulgated thereunder.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5378; Filed, Apr. 1, 1946; 9:56 a. m.]

[File Nos. 70-1164, 70-1170]

INTERSTATE POWER CO. ET AL.

ORDER DENYING EFFECTIVENESS TO DECLARATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of March A. D. 1946.

In the matters of Interstate Power Company, File No. 70-1164; Peoples Natural Gas Company, Northern Natural Gas Company, File No. 70-1170.

Interstate Power Company, a registered holding company having filed a declaration pursuant to section 12 (d) of the Public Utility Holding Company Act of 1935 and Rule U-44 promulgated thereunder, and Peoples Natural Gas Company together with its parent company, Northern Natural Gas Company, a registered holding company, having filed an application pursuant to sections 9 (a) (1) and 10 of the act, concerned respectively with the proposed sale by Interstate Power Company, and the proposed acquisition by Peoples Natural Gas Company, of certain utility assets owned by Interstate Power Company in and adjacent to the City of Waseca, Minnesota;

Proceedings on said declaration of Interstate Power Company and said application of Peoples Natural Gas Company and Northern Natural Gas Company having been consolidated, public hearings having been held after appropriate notice, briefs having been filed, and oral argument waived, and the Commission having considered the record and briefs and having made and filed its findings and opinion herein: on the basis of said findings and opinion,

It is ordered, That the declaration of Interstate be and it hereby is denied effectiveness.

It is further ordered, That the application of Peoples Natural Gas Company and Northern Natural Gas Company be and it hereby is dismissed.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5379; Filed, Apr. 1, 1946; 9:56 a. m.]

[File No. 70-1229]

OKLAHOMA GAS AND ELECTRIC CO.

MEMORANDUM OPINION AND SUPPLEMENTAL ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa. on the 29th day of March, 1946.

On March 5, 1946, we approved a program of Oklahoma Gas and Electric Company contemplating the refinancing of its Preferred Stock and the issuance of serial notes. As presented to us it was proposed that the premiums paid on redemption of the old Preferred Stock, which together with expenses were estimated at $3,188,950, would be charged to "Other Deferred Debits," and amortized by nine equal annual charges to earned surplus. In our findings and opinion (___ S. E. C. ___, Holding Company Act Release No. 6449) we pointed out that the Oklahoma Corporation Commission had approved the amortization program, but that it had not yet been considered by the the Federal Power Commission, which also had jurisdiction over these accounting entries. We stated that in our opinion the proposed period of amortization was somewhat long, although we recognized that some special circumstances existed in this case. Accordingly, while we permitted the declaration to become effective so as to authorize the security issues, we pointed out that our action did not restrict or otherwise affect the jurisdiction of the Federal Power Commission or any other regulatory agencies which might have occasion to pass upon the accounts of the company.

Since the issuance of our findings and opinion in this matter, the company has applied to the Federal Power Commission for approval of the proposed accounting treatment. That Commission has in general approved the Company's proposed program, but directed that the charge be made to the "Capital Stock Expense Account", and should be amortized over a period of not to exceed five years (FPC Docket No. IT 5976). The company has now filed with us a supplemental amendment in which it has modified its program in accordance with the authorization of the Federal Power Commission. The Company has requested an order approving the program as so modified. We approve the amendment so that the accounting treatment may be carried out as authorized by the Federal Power Commission.

It is, therefore, ordered, That the application and declaration heretofore granted and permitted to become effective by our order of March 5, 1946, be and the same is hereby amended in accordance with the amendment filed herein by Oklahoma Gas and Electric Company on March 28, 1946, and that the application as amended is hereby granted and the declaration as amended is hereby permitted to become effective forthwith.

It is further ordered, That our former findings and opinion and order dated March 5, 1946, herein, be and the same is hereby amended in accordance with this order.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5380; Filed, Apr. 1, 1946; 9:56 a. m.]

[File No. 70-1255]

BUFFALO NIAGARA ELECTRIC CORP.

NOTICE REGARDING FILING SUBJECT TO RULE U-23

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of March 1946.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Buffalo Niagara Electric Corporation, a subsidiary of Niagara Hudson Power Corporation, in turn a subsidiary of The United Corporation, a registered holding company; and

Notice is further given that any interested person may, not later than April 11, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said declaration may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rule U-20 (a) and Rule U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the declaration, which is on file in the offices of the Commission, for a statement of the transaction therein proposed, which is summarized as follows:

Buffalo Niagara Electric Corporation proposes to discharge its note dated November 1, 1945, in the principal amount of $1,000,000, by payment to Niagara Hudson Power Corporation, the holder thereof, of such principal amount plus accumulated interest at the rate of 2% per annum to the date of payment. Such note, according to its terms, is payable on or before February 1, 1952.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5377; Filed, Apr. 1, 1946; 9:55 a. m.]

[File No. 812-416]

ADAMS EXPRESS CO., ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 29th day of March, A. D., 1946.

In the matter of The Adams Express Company, American International Corporation, Hallgarten & Co., R. W. Pressprich & Co., Scott & Stringfellow, File No. 812-416.

The Adams Express Company and American International Corporation, investment companies registered under the Investment Company Act of 1940 and Hallgarten & Co., R. W. Pressprich & Co. and Scott & Stringfellow have filed an application pursuant to section 17 (b) of the act for an order exempting from the provisions of section 17 (a) of the act the proposed sale by The Adams Express Company and American International Corporation of 35,600 shares and 15,800 shares respectively of the common stock of Joy Manufacturing Company to Hallgarten & Co., R. W. Pressprich & Co. and Scott & Stringfellow, as underwriters to the extent that they are to become purchasers of such shares. The price to be paid to the investment companies by the underwriters will be 1½ points below the initial public offering price of such shares by the underwriters and such initial public offering price will be equivalent to the lower of (a) the last reported sale price of the common stock, regular way, on the New York Stock Exchange prior to the authorization by the underwriters of the making of an offering of any of the shares or (b) the average of the last reported bid and asked prices for the common stock, regular way, on the New York Stock Exchange, prior to the authorization by the underwriters of the making of an offering of any of the shares.

Maurice Newton, a partner in Hallgarten & Co. and Clinton S. Lutkins, a partner in R. W. Pressprich & Co. are members of the Board of Managers of The Adams Express Company and members of the Board of Directors of American International Corporation and Buford Scott, a partner in Scott & Stringfellow is a member of the Board of Directors of American International Corporation. Hallgarten & Co., R. W. Pressprich & Co. and Scott & Stringfellow are affiliated persons of affiliated persons of the investment companies.

It is ordered, Pursuant to section 40 (a) of the said act that a hearing on the aforementioned application be held on April 9, 1946 at 10:00 a. m. eastern standard time in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That William Swift or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to The Adams Express Company, American International Corporation, Hallgarten & Co., R. W. Pressprich & Co., and Scott & Stringfellow, and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5374; Filed, Apr. 1, 1946; 9:55 a. m.]

Reference

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TITLE

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MARCH 27,

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TITLE 8—AL

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FEDERAL REGISTER

VOLUME 11 NUMBER 65

Washington, Wednesday, April 3, 1946

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

EXEMPTIONS FROM CLASSIFICATION

The following paragraph is added to § 27.2 (c) (2), *Exemptions from classification* (11 F.R. 1424):

Upon request of the Treasury Department under authority of section 7 of Executive Order 9691, it having been determined to be in the public interest to except the position of attorney in the Treasury Department from the classified (competitive) service, and the Commission being prohibited by the current Appropriation Act from using any funds for holding examinations for attorney positions, appointment to such position in said Department may be effected without civil service examination.

By the United States Civil Service Commission.

[SEAL] ARTHUR S. FLEMMING,
Acting President.

MARCH 27, 1946.

[F. R. Doc. 46-5441; Filed, Apr. 1, 1946; 3:41 p. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

PART 110—PRIMARY INSPECTION AND DETENTION

DESIGNATION OF MASSENA AIRPORT AS PERMANENT AIRPORT OF ENTRY

Section 110.3 (a), Title 8, Chapter I, Code of Federal Regulations is amended by inserting "Massena, N. Y., Massena Airport" between "Lake Union, Wash." and "Miami, Fla., Pan American Airfield" in the list of permanent ports of entry for aliens arriving in the United States by aircraft.

(Sec. 7 (d), 44 Stat. 572; 49 U.S.C. 177 (d); sec. 1, Reorg. Plan No. V, 3 CFR, Cum. Supp., Ch. IV)

TOM C. CLARK,
Attorney General.

MARCH 22, 1946.

Approval recommended:

T. B. SHOEMAKER,
Acting Commissioner of Immigration and Naturalization.

[F. R. Doc. 46-5456; Filed, Apr. 1, 1946; 4:43 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.: E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 1, as Amended Mar. 29, 1946]

LUMBER AND MILLWORK

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of lumber and millwork for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

(a) *What this direction does.* Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders and prefabricators of HH priority ratings to secure materials listed on Schedule A of that regulation which are required for use in the Reconversion Housing Program. Among these items are lumber and millwork. This direction provides that sawmills shall produce a percentage of their total production for certified orders from distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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contractors. It applies to sawmills that produce 8,000 or more board feet of softwood lumber or 8,000 or more board feet of softwood and hardwood lumber or 4,000 or more board feet of hardwood lumber per average day, and to lumber distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing contractors, who sell or use housing construction lumber or hardwood flooring lumber. It explains how lumber distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing contractors may obtain lumber for housing construction and that such lumber, or products in which it is incorporated, must be delivered on orders rated HH.

Definitions

(b) *Definitions for the purpose of this direction.* (1) "Lumber" means any sawed lumber of any species, size or grade, including rough, surfaced on one or more sides or edges, dressed and matched, shiplapped, worked to pattern, or grooved for splines, except (i) shingles, slabs and round edge lumber; (ii) mine and railway cross ties nine feet or less in length; (iii) any segment of a log which has been produced so that it can be converted into veneer and which is sold and used for that purpose.

(2) "Distributor" means any person who buys and stocks lumber for resale as lumber either at wholesale or retail. A distributor who has two or more distinct and separate yards must for the purpose of this direction, consider each yard a "distributor".

(3) "Housing construction lumber" means softwood flooring, ceiling, siding, partition, casing, base, moulding, strips and boards, two-inch dimension, finish, shop and lath.

(4) "Millwork" means windows, sash, doors, window, sash and door frames, window and door screens, cut stock for foregoing items, trim, mouldings, built-in kitchen cabinets and other built-in millwork items suitable for authorized housing construction under Priorities Regulation 33.

(5) "Hardwood flooring lumber" means Grades 2 and 3a, rough in all thicknesses of Oak, Pecan and Beech, in 4/4 and 8/4 thicknesses of Hard Maple and 4/4 and thinner thicknesses in Birch.

(6) "Sawmill" means: (i) any mill or plant, stationary or portable, which currently produces 8,000 or more board feet of softwood lumber or 8,000 or more board feet of softwood and hardwood lumber per average day of eight hours of continuous operation or which produced an average of 8,000 or more board feet of softwood lumber or 8,000 or more board feet of softwood and hardwood lumber per day during the days in the year 1945 on which it was in operation; (ii) any mill or plant, stationary or portable, which currently produces 4,000 or more board feet of hardwood lumber per average day of eight hours of continuous operation or which produced an average of 4,000 or more board feet of hardwood lumber during the days in the year 1945 on which it was in operation; and (iii) any concentration yard or plant which processes (by drying, repairing, edging, grading, sorting, planing, or otherwise) 25 percent or more of the total volume of logs and lumber which it receives, into an item which is defined as lumber.

(7) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating by CPA, FHA or NHA. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to use the HH rating for a part of the job.

(8) "Millwork manufacturer" means a person who consumes softwood lumber in the manufacture of millwork.

(9) "Hardwood flooring manufacturer" means a person who consumes hardwood flooring lumber in the manufacture of standard hardwood flooring.

(10) "Office wholesaler" means a person who buys lumber for resale but does not stock lumber.

(11) "Certified order" is any order for the delivery of lumber bearing the certificate described in paragraph (j).

(12) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(13) "Jobber" means a person who buys and stocks millwork or hardwood flooring for resale at wholesale.

(14) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been directly given priorities assistance on Form CPA-4415 to build prefabricated houses, panels or sections.

Sawmills

(c) *Sawmill reserve production.* The following provisions will govern the amount of housing construction lumber sawmills shall produce and reserve for certified orders.

(1) Each sawmill as described in paragraph (b) (6) above shall reserve in his total over-all production of lumber in footage for the month of February, 1946, and for each calendar month thereafter, time and supplies sufficient to produce and deliver on certified orders, within such month, at least 40 per cent of his expected monthly production of softwood lumber in the form of housing construction lumber, and 100 per cent of the Grades 2 and 3a rough, in all thicknesses of Oak and Pecan; 100 percent of Grades 2 and 3a, rough, in 4/4 and 8/4 thicknesses of Hard Maple; 25 percent of Grades 2 and 3a, rough, in all thicknesses of Beech; and 25 percent of Grades 2 and 3a, rough, in 4/4 and thinner thicknesses of Birch.

The Civilian Production Administration may, from time to time, change such percentages by publication in the Federal Register prior to the first day of any month.

(2) Any sawmill lacking facilities to manufacture his production into housing construction items listed in paragraph (b) (3), may count as part of his 40 per cent reserve production requirement, such 3-inch and thicker dimension and timber as he may make for delivery on certified orders which provide for the delivery of 3" and thicker pieces to a plant operated for the purposes of manufacturing such dimension and timber into housing construction lumber.

(3) This direction does not prevent the free movement of softwood lumber between sawmills. However, a sawmill that delivers all or any part of his lumber to another sawmill must still manufacture 40% of his softwood production into housing construction lumber. A sawmill receiving housing construction lumber from another sawmill must hold such lumber for sale on certified orders in addition to his own reserve production. A sawmill delivering housing construction lumber to another sawmill may credit against his reserve production under paragraph (c) (1) above the amount of housing construction lumber so delivered.

(4) Every sawmill must hold his reserve production for certified orders as described in paragraph (c) (7) below and must accept and ship such certified orders for delivery in that month in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than the sawmill's monthly reserve production.

(5) When a sawmill has accepted certified orders to the extent of his monthly reserve production of housing construction lumber, he may not require any customer to furnish a certified order as a condition of filling an order for lumber.

(6) Any quantities of lumber produced which, by the 20th day of any month in which production is reserved, are not required to fill certified orders received before that time may be delivered by the sawmill as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

(7) *Certified orders.* The following types of certified orders placed with the sawmill will be accorded the treatment provided for in paragraph (c) (4) above, and shipments on such orders may be credited against the percentage the sawmill is required to produce and reserve each month: Certified orders from (i) distributors; (ii) millwork manufacturers; (iii) hardwood flooring manufacturers; (iv) housing contractors; (v) office wholesalers; (vi) prefabricators.

Distributors

(d) *Distributors.* The following provisions tell how lumber distributors may place certified orders for housing construction lumber and how lumber so obtained may be sold:

(1) Any distributor may place certified orders for delivery each month starting with the month of February, 1946 for housing construction lumber with a sawmill, a distributor who sells at wholesale or an office wholesaler for one of the following amounts whichever is greater; (i) an amount of housing construction lumber not exceeding 5 per cent of the amount in footage of his inventory of all softwood lumber as of January 1, 1942 or; (ii) an amount of housing construction lumber equal to the total amount of housing construction lumber called for by orders rated HH and certified orders from prefabricators accepted by him for delivery in the month in which delivery is requested of the sawmill; or (iii) two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter.

(2) Every distributor must hold the lumber received on certified orders for sale only on certified orders or orders rated HH or AAA. Any quantities of lumber received on certified orders which, at the end of a period of 60 days after receipt, are not required to fill certified orders or HH or AAA rated orders received before that time may be delivered by the distributor as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

(3) A distributor who has made delivery of housing construction lumber from his inventory on certified orders from another distributor may place certified orders with a sawmill to replace it in his inventory. The distributor must hold the lumber received on such orders as provided in paragraph (d) (2) above.

Millwork Manufacturers

(e) *Millwork manufacturers.* The following provisions tell how millwork manufacturers may place with the sawmill certified orders for housing construction lumber and how such lumber shall be used, and the millwork sold:

(1) Any millwork manufacturer may place certified orders for delivery in each month starting with the month of February 1946 for housing construction lumber with a sawmill or an office wholesaler for an amount in footage not exceeding 5 per cent of the amount in footage of softwood lumber consumed by him in the manufacture of millwork in the year 1940.

(2) A millwork manufacturer must use each month a quantity of lumber equal to all housing construction lumber received on certified orders for the manufacture of millwork; 75 per cent of the amount of the millwork so manufactured must be held for sale on certified orders from a jobber or prefabricator or on orders rated HH or AAA. Any quantities of millwork manufactured which, at the end of a period of 60 days after completion, are not required to fill certified orders or orders rated HH or AAA before that time, may be delivered by the millwork manufacturer as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Hardwood Flooring Manufacturers

(f) *Hardwood flooring manufacturers.* The following provisions tell how hardwood flooring manufacturers may place with a sawmill certified orders for hardwood flooring lumber and how such lumber shall be used and the hardwood flooring sold:

(1) Hardwood flooring manufacturers may place certified orders for delivery each month starting with the month of February 1946 with a sawmill or with an office wholesaler for hardwood flooring lumber for an amount in footage not to exceed 6 percent of the amount of footage of hardwood lumber consumed in the manufacture of hardwood flooring in the year 1940.

(2) A hardwood flooring manufacturer must use each month a quantity of lumber equal to all hardwood flooring lumber received on certified orders for the manufacture of hardwood flooring. 75 percent of the amount of hardwood flooring so manufactured must be held for sale on certified orders from a jobber or prefabricator or on orders rated HH or AAA. Any quantities of hardwood flooring manufactured which at the end of a period of 60 days after completion are not required to fill certified orders or orders rated HH or AAA received before that time, may be delivered by the hardwood flooring manufacturer as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Housing Contractors

(g) *Housing contractors.* The following provisions tell how a housing contractor may place with a sawmill or office wholesaler certified orders for housing construction lumber:

(1) A housing contractor who has an HH rating may apply the HH rating on orders for housing construction lumber to a distributor, or he may place certified orders for delivery each month starting with the month of February 1946 with a sawmill or with an office wholesaler for housing construction lumber for an amount in footage not in excess of the total lumber required to meet his construction schedule for housing for which he has received authorization to use the preference rating HH. Certified orders may be placed with a sawmill or with an office wholesaler for housing construction lumber only to the extent that rated orders have not been placed with distributors for authorized amounts. The

housing contractor must not specify delivery dates on certified orders or HH rated orders more than 30 days before the time that the housing construction lumber is needed for incorporation into housing. Furthermore, the housing contractor must not place certified orders or HH rated orders for housing construction lumber in which is specified a delivery date later than during the third calendar month after the time when the purchase order was placed.

(2) The housing contractor must use the housing construction lumber obtained on certified orders in the construction of housing for which the HH rating was authorized.

Office Wholesalers

(h) *Office wholesalers.* The following provisions tell how office wholesalers may place certified orders for housing construction lumber and how lumber so obtained may be sold:

(1) An office wholesaler receiving certified orders from a distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator or housing contractor may place certified orders with the sawmill for an amount of housing construction lumber or hardwood flooring lumber not in excess of the amount called for by the certified orders which he has received.

Integrated Sawmills

(i) *Sawmills that are also prefabricators, millwork or hardwood flooring manufacturers.* If a person engaged in operating a sawmill is also engaged in manufacturing millwork or hardwood flooring, he may transfer housing construction lumber or hardwood flooring lumber from his sawmill to his manufacturing operation provided that as a millwork manufacturer or a hardwood flooring manufacturer he is permitted to place monthly certified orders for housing construction lumber or hardwood flooring lumber. The transfer from the sawmill must be treated as delivery on a certified order and he must keep records of the transfer in his sawmill files and endorse the appropriate certificate on his records.

A person making a transfer permitted in the above paragraph must use or dispose of the housing construction lumber or hardwood flooring lumber transferred to millwork or hardwood flooring manufacturing operation in conformity with the applicable paragraphs above.

Certification on Orders

(j) *Certification on orders.* To certify an order for housing construction lumber or hardwood flooring lumber under this direction, the following certificate must be endorsed on or attached to the purchase order, sales ticket or other order calling for the delivery of housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring. Certificates must be signed manually or as explained in Priorities Regulation 7. However, the standard form described in that regulation may not be used in place of the certificate described in this direction. The certification required by this direction may not be waived under paragraph (f) of Priorities Regulation 7. Orders placed verbally must be confirmed immediately and the confirmation must bear the appropriate certificate. The certificate must be substantially as follows:

The undersigned certified to the supplier and to the Civilian Production Administration that he is a ——— (Distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator, housing contractor, office wholesaler, or jobber) and that the quantities of housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring covered by this order (together with all other certified orders for the particular material for delivery in the month specified in this order) do not exceed the amount permitted under Direction 1 to Priorities Regulation 33 with the provisions of which he is familiar.

Date——————— ———————

(k) *Jobbers.* The following provisions tell how a jobber may secure a stock of millwork or hardwood flooring by placing orders for delivery in the months of February, March and April, 1946, and how the millwork and hardwood flooring must be sold:

(1) A jobber may place certified orders for delivery in the months of February, March, and April 1946 with a millwork or hardwood flooring manufacturer for millwork or hardwood flooring in a total amount not in excess of 10 per cent of the amount of his receipts of millwork in units, pieces or footage or hardwood flooring in the calendar year 1940;

(2) Every jobber must hold the millwork or hardwood flooring received on certified orders for sale only on orders rated HH or AAA. Any quantities of millwork or hardwood flooring received on certified orders which at the end of a period of 60 days after receipt are not required to fill HH or AAA rated orders received before that time, may be delivered by the jobber as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Newcomers

(l) *Prefabricators.* The following provisions tell how a prefabricator may place orders for housing construction lumber, millwork or hardwood flooring:

(1) A prefabricator may place certified orders for housing construction lumber with a sawmill, distributor or office wholesaler, for millwork with a millwork manufacturer, and for hardwood flooring with a hardwood flooring manufacturer, for an amount not in excess of the total amount of housing construction lumber, millwork or hardwood flooring required to meet a quarterly production schedule for prefabricated houses, panels or sections for which he has received priorities assistance on Form CPA-4415. A prefabricator must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the housing construction lumber, millwork or hardwood flooring is needed for incorporation into the prefabricated houses, panels or sections. Furthermore, a prefabricator must not place certified orders for housing construction lumber, millwork or hardwood flooring in which is specified a delivery date later than during the third calendar month after the time when his purchase order is placed.

(2) A prefabricator must use the housing construction lumber, millwork or hardwood flooring obtained on certified orders for the construction of prefabricated houses, panels or sections to be sold on orders rated HH.

(3) A prefabricator may not apply or extend an HH rating for housing construction lumber, millwork or hardwood flooring.

(m) *Persons not established as distributors, millwork manufacturers or hardwood flooring manufacturers.* (1) Any person who was not on January 1, 1942 a lumber distributor and wants permission to place monthly certified orders for an amount of housing construction lumber in excess of two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter, may apply by letter to the Civilian Production Administration.

(2) Any person who was not, in the year 1940, a jobber or a millwork or hardwood flooring manufacturer, and wants to place monthly certified orders may apply by letter to the Civilian Production Administration.

(3) Any person applying by letter under subparagraph (1) or (2) above should state how much housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring he needs each month, proximity of his place of business to similar businesses, and any other information to help the Civilian Production Administration decide what amount of housing construction lumber or millwork or hardwood flooring or hardwood flooring lumber is needed by him to engage in business. Such application will be processed in an equitable manner.

Miscellaneous

(n) The following provisions generally affecting sawmills, distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, housing contractors, jobbers and office wholesalers, should be carefully read:

(1) *Validation of orders.* Any distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator, or housing contractor who has placed an uncertified order with a sawmill and is later authorized to place a certified order may validate the order by giving the sawmill the certificate that he is entitled to use. Any order that is validated subsequent to January 15, 1946, should be treated as though the order was placed on the date that the certificate was received by the sawmill.

(2) *Applicability of regulations.* Except as otherwise required by this direction, Priorities Regulations 1 and 3 continue to govern the use of ratings and the acceptance, scheduling and filling of orders placed with distributors and sawmills. All other applicable regulations and orders of the Civilian Production Administration must be observed where not inconsistent with this direction.

(3) *Violations.* Any person who wilfully violates any provision of this direction or who, in connection with this direction, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(4) *Extension of preference ratings.* The rating HH may not be applied or extended to a sawmill as defined in paragraph (b)(6) above for lumber. However, where a person has received an HH rated order for the delivery of housing construction lumber, millwork or hardwood flooring, he may extend the HH rating to his suppliers, except to a sawmill as defined in paragraph (b)(6) above to get the housing construction lumber, millwork (or housing construction lumber to be incorporated in millwork) or hardwood flooring which he will deliver on that order subject to applicable inventory regulations. If a person has made delivery of housing construction lumber, millwork or hardwood flooring on an HH rated order, he may extend the HH rating to his suppliers except to a sawmill as defined in paragraph (b)(6) above to replace it in his inventory subject to applicable inventory regulations.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute housing construction lumber, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Appeals.* Any appeal from the provisions of this direction should be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1 to Priorities Regulation 33 stating the particular provision appealed from and stating fully the grounds for the appeal.

(7) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

(8) [Deleted Feb. 1, 1946.]

Issued this 29th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5342; Filed, Mar. 29, 1946; 4:34 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 1A, as Amended Mar. 29, 1946]

SOFTWOOD PLYWOOD

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of softwood plywood for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *What this direction does.* Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders and prefabricators of priorities assistance to secure materials listed on Schedule A of PR 33 and List I of Direction 8 to PR 33 which are required for use in the Reconversion Housing Program. Among these items is softwood plywood. This direction provides that the manufacturers of softwood plywood shall produce a percentage of their total production in construction and door panel grades and reserve a percentage of those grades for certified orders from prefabricators, distributors, stock cabinet manufacturers, stock door manufacturers and housing contractors. It provides that the softwood plywood reserved and the product into which it is incorporated, may only be sold on certified orders or HH rated orders.

(b) *Definitions for the purpose of this direction.* (1) "Softwood plywood" means laminated veneers of any species of softwood united with a bonding agent to produce board.

(2) "Construction plywood" means plywood of one or more softwood panels of the following grades: Interior (moisture resistant) type as follows: ¼" wall board; ⅜" wall board; ¼" sound one side plypanel; ⅜" sound one side plypanel; 5/16" sheathing; ⅜" sheathing; ½" sheathing and ⅝" sheathing and Exterior type: ¼" sound one side plypanel and ⅜" sound one side panel.

(3) "Door plywood" means softwood plywood. Interior (moisture resistant) and Exterior type without external sealer treatment of ⅛" sound two sides door plypanel.

(4) "Plywood manufacturer" means a person engaged in the manufacture of softwood plywood.

(5) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been granted priorities assistance on Form CPA-4415 to build prefabricated houses, panels or sections.

(6) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating by CPA, FHA or NHA. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to use the HH rating for a part of the job.

(7) "Distributor" means a person who buys and stocks softwood plywood for resale as plywood at wholesale or retail.

(8) "Stock cabinet manufacturer" means a millwork manufacturer who produces windows, sash, doors, window and door screens, cut stock for the foregoing, trim, moulding and kitchen cabinets for built-in installation as part of his regular millwork line.

(9) "Stock door manufacturer" means a person who consumes softwood plywood in the manufacture of standard house doors.

(10) "Square footage" means measurement on a ⅜" rough basis.

(11) "Certified order" means any order for the delivery of softwood plywood bearing the certificate prescribed in paragraph (j).

(12) "Person" means any individual, partnership, association, business trust corporation, governmental corporation or agency or any organized group of persons whether incorporated or not.

Plywood Manufacturers

(c) *Plywood manufacturers reserve production.* The following conditions will govern the amount of construction plywood and door plywood, plywood manufacturers shall produce and reserve for certified orders:

(1) Each softwood plywood manufacturer shall reserve in his total over-all production of softwood plywood in square footage for the month of April, 1946, and for each calendar month thereafter, time and supplies sufficient to produce and deliver within such month; (i) at least 45% of his expected monthly production of softwood plywood in the form of construction plywood of which not more than 20% of the construction plywood may be in exterior type; (ii) at least 5% of his expected monthly production of softwood plywood in the form of door plywood, for delivery on certified orders.

The CPA may from time to time change such percentages by amendments published in the Federal Register prior to the first day of any month.

(2) Every plywood manufacturer must reserve 60% of his total production of construction plywood in square footage beginning with the month of April, 1946, and in each calendar month thereafter, for delivery on certified orders. A plywood manufacturer must hold the 60% reserve production of construction plywood for certified orders from prefabricators, housing contractors, stock cabinet manufacturers and distributors and must accept and ship such certified orders in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than 60% of the total monthly production of construction plywood. Any quantities of construction plywood reserved for certified orders from prefabricators, housing contractors, stock cabinet manufacturers or distributors which, by the 20th of any month in which production is reserved, are not required to fill certified orders received before that time, may be delivered by the plywood manufacturer as he may desire subject to all applicable orders and regulations of the CPA.

(3) A plywood manufacturer must reserve 40% of his total production of construction plywood in square footage beginning with the month of April, 1946, and for each calendar month thereafter for delivery on uncertified and unrated orders from distributors.

(4) A plywood manufacturer must hold his reserve production of door plywood for certified orders from door manufacturers or distributors and must accept and ship such certified orders in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than the monthly reserve production of door plywood. Any quantities of door plywood manufactured which, by the 20th of any month in which production is reserved, are not required to fill certified orders received before that time, may be delivered by the plywood manufacturer as he may desire subject to all applicable orders and regulations of the CPA.

Prefabricators

(d) The following provisions tell how prefabricators may place with a plywood manufacturer or distributor certified orders for construction plywood:

(1) A prefabricator may place certified orders with a plywood manufacturer or a distributor for construction plywood in the amount for which he has received priorities assistance on Form CPA-4415. A prefabricator must not specify delivery dates (at his plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into the prefabricated houses, panels, or sections. Furthermore, a prefabricator must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time when the purchase order is placed.

(2) A prefabricator must use construction plywood obtained on certified orders in the production of prefabricated houses, panels or sections to be sold on orders rated HH.

(3) A prefabricator may not apply or extend an HH rating for construction plywood.

Housing Contractors

(e) *Housing contractors.* The following provisions tell how a housing contractor may place certified orders or HH rated orders with a plywood manufacturer or distributor for contruction plywood.

(1) A housing contractor may apply the HH rating on orders for construction plywood to a distributor, but not to a plywood manufacturer, or a housing contractor purchasing in not less than carload lots, may place certified orders for mill shipment delivery each month starting with the month of April 1946, with a plywood manufacturer or a distributor, in an amount in square footage not in excess of the total construction plywood required to meet his construction schedule for housing for which he has received priorities assistance on Form CPA-4386. A housing contractor may not place HH rated or certified orders for construction plywood except for use in kitchen cabinets and bathroom and kitchen flooring. He may not apply the HH rating or use a certificate for an amount in excess of 600 square feet per house or apartment. If kitchen cabinets are purchased as millwork the total permissible amount of construction plywood must be reduced by the amount of plywood in the cabinets.

(2) A housing contractor must not specify delivery dates (at site or warehouse) on certified orders or HH rated orders, more than 30 days from the time that the construction plywood is needed for incorporation into the housing. Furthermore, the housing contractor must not place certified orders for construction plywood in which is specified a delivery date later than the third calendar month after the time when the purchase order is placed. A housing contractor may place certified orders for construction plywood only to the extent that HH rated orders have not been placed with a distributor.

(3) A housing contractor must use the construction plywood obtained on certified orders or HH rated orders on housing construction for which the HH rating was authorized.

Stock Cabinet Manufacturers

(f) *Stock cabinet manufacturers.* The following provisions tell how a stock cabinet manufacturer may place with a plywood manufacturer or distributor certified orders for construction plywood for the manufacture of built-in cabinets, and how the cabinets must be sold:

(1) A stock cabinet manufacturer wishing to place certified orders for construction plywood, with the plywood manufacturer, or a distributor, shall apply to the CPA for authority to place such orders. A

particular material for delivery in the month specified in this order) do not exceed the

hardwood flooring he needs each month, proximity of his place of business to similar

as follows: Civilian Production Administra-

days and stocks softwood plywood for resale as plywood at wholesale or retail.

before that time, may be delivered by the plywood manufacturer as he may desire sub-

tion plywood, with the plywood manufacturer, or a distributor, shall apply to the CPA for authority to place such orders. A

stock cabinet manufacturer must for the second calendar quarter of 1946 apply to CPA before April 1, 1946 and for subsequent quarters apply at least 20 days before the first day of the calendar quarter for which authorization is asked, by letter stating: (i) average monthly consumption of plywood in kitchen cabinets in year 1940 (required in first application only); (ii) average anticipated monthly production of kitchen cabinets in units to be produced in the next 3 calendar months in which construction plywood is required and (iii) total requirement in 3/8" basis of construction plywood for kitchen cabinets in item (ii) above. Such application will be processed equitably. A stock cabinet manufacturer must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into cabinets. Furthermore, the stock cabinet manufacturer must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time the purchase order was placed.

(2) A stock cabinet manufacturer must use the construction plywood received on certified orders in the production of built-in kitchen cabinets suitabe for housing. The cabinets manufactured from the construction plywood must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Door Manufacturers

(g) *Door manufacturers.* The following provisions tell how door manufacturers may place with plywood manufacturers or distributors certified orders for door plywood for the manufacture of standard house doors and how the doors must be sold.

(1) A door manufacturer may place certified orders for door plywood for delivery in each month beginning with the month of April, 1946, with the plywood manufacturer or a distributor for an amount in square footage not in excess of 10% of the amount in square footage of door plywood consumed by him in the manufacture of standard house doors in the year 1940.

(2) A door manufacturer must use each month, all the door plywood received on certified orders in the manufacture of standard house doors. The doors so manufactured must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Distributors

(h) *Distributors.* The following provisions tell how distributors may place orders for construction plywood, and how the construction plywood may be sold:

(1) A distributor may place uncertified and unrated orders for delivery each month, starting with the month of April, 1946, for construction plywood, with the plywood manufacturer. A distributor must hold the construction plywood received after April 1, 1946 for sale only on certified orders or orders rated HII or AAA. Any quantities of construction plywood which at the end of a period of 60 days after receipt, are not required to fill all certified orders or HII or AAA rated orders received before that time, may be delivered by the distributor as he may desire, subject to all applicable orders and regulations of the CPA.

(2) A distributor who has received a certified order for construction or door plywood may place the certified order with a plywood manufacturer to get the construction or door plywood which will be delivered direct to consumer subject to the applicable inventory regulations. If a distributor has made delivery of construction or door plywood from his inventory on certified orders from a prefabricator, housing contractor, door manufacturer or stock cabinet manufacturer, he may place certified orders with a plywood manufacturer to replace it in his inventory. The distributor must hold the plywood received on such certified order as provided in paragraph (1) above.

(i) *Newcomers.* (1) A person who in the year 1940 was not established as a millwork manufacturer or a door manufacturer, and who wants to place monthly certified orders for construction plywood for use in kitchen cabinets or for door plywood for use in standard house doors, may apply to CPA for authorization to place certified orders for a calendar quarter. Authorization will be issued on a quarterly basis and application by letter must be filed at least 10 days before the first day of the calendar quarter for which authorization is asked. The letter should state: (i) location of plant; (ii) amount of equipment and its production capacity to manufacture kitchen cabinets or house doors; (iii) line of millwork to be produced; (iv) anticipated monthly production of house doors or kitchen cabinets in which plywood is required; (v) total requirements on a 3/8" basis of plywood for house doors or kitchen cabinets for the next current quarter. Such application will be processed in an equitable manner.

(2) A person receiving authorization to place a certified order under paragraph (i) (1) above, must hold kitchen cabinets or doors manufactured for sale in conformity with the provisions of paragraph (f) (2) and (g) (2) above, respectively.

Certification

(j) *Certification.* To certify an order for construction plywood or door plywood under this direction, the following certificate must be endorsed on or attached to the purchase order, or sales ticket. Certification must be signed manually or as explained in PR 7. However, the standard form described in that regulation may not be used in place of the certificate described in this direction. The certificate described in this direction may not be waived by paragraph (f) under PR 7.

Prefabricators, housing contractors, stock cabinet manufacturers, door manufacturers and distributors who place certified orders calling for delivery of construction plywood or door plywood, must use a certificate reading substantially as follows:

> The undersigned certifies to the supplier and to the CPA that he is a ------ (prefabricator, housing contractor, stock cabinet manufacturer, door manufacturer, or distributor) and that the quantities of construction plywood or door plywood covered by this order (together with all other certified orders for construction plywood or door plywood for delivery in the months specified in this order) do not exceed the amount he has been allowed under Direction 1A of PR 33 with the provisions of which he is familiar.
> Dated ---------- ----------

Miscellaneous

(k) *Miscellaneous.* The following provisions generally affecting plywood manufacturers, prefabricators, housing contractors, stock cabinet manufacturers, door manufacturers and distributors should be carefully read:

(1) *Validation of orders.* Any prefabricator, stock cabinet manufacturer, door manufacturer or housing contractor who has placed an uncertified order with a plywood manufacturer and is later authorized to place a certified order may validate the order by giving the plywood mnufacturer the certificate that he is entitled to use. Any order that is validated subsequent to April 1, 1946, should be treated as though the order was placed on the date that the certificate was received by the plywood manufacturer.

(2) *Applicability of regulations.* Except as otherwise required by this direction Priorities Regulations 1 and 3 govern the use of ratings and the acceptance, scheduling and filling of orders placed with distributors. All other applicable regulations and orders of the Civilian Production Administration must be observed.

(3) *Extension of HH rating.* The HH rating may not be applied or extended to a plywood manufacturer for plywood. However, any person who has received an HII rated order for the delivery of construction plywood may extend the HH rating to his suppliers (except to a construction plywood manufacturer) to get plywood which he will deliver on that order subject to applicable inventory regulations. If a person has made delivery of construction plywood on an HII rated order, he may extend the HH rating to his suppliers (except to a plywood manufacturer) to replace the amount in his inventory subject to the applicable inventory regulations. A millwork manufacturer who has received a HH rated order for millwork or who has delivered millwork on an HH rating, may not extend the HH rating for construction plywood for incorporation into millwork.

(4) *Violations.* Any person who willfully violates any provisions of this direction, willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute plywood, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Appeals.* Any appeal from the provisions of this direction shall be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1A to PR 33 stating the particular provision appealed from and stating fully the grounds for the appeal.

(7) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

(8) *Effective date.* This direction shall become effective April 1, 1946.

Issued this 29th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION.
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5340; Filed, Mar. 29, 1946; 4:34 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 8, as Amended Mar. 29, 1946]

PREFABRICATED HOUSING UNDER THE RECONVERSION HOUSING PROGRAM

The following amended direction is issued pursuant to PR 33:

(a) *What this direction does.* This direction explains how manufacturers of prefabricated houses, sections or panels, called prefabricators in this direction, may get HH ratings for certain materials to be used in the manufacture and erection of prefabricated housing under the Reconversion Housing Program.

(b) *Definitions.* For the purpose of this direction:

(1) "Prefabricated house" means a house which is manufactured in a factory, is transported without being taken apart, and will be ready for occupancy when placed on a foundation and connected with required utility services. The term "prefabricated house" does not include house trailers.

(2) "Prefabricated section" means a section of a house which is manufactured in a factory, is transported without being taken apart, and will be ready for use when attached to another section or other sections of a house, or used in combination with prefabricated panels or conventionally constructed elements or both, placed on a foundation and connected with public utility services.

(3) "Prefabricated panel" means any floor wall, partition, ceiling, roof or truss panel which is manufactured in a factory in such a fashion that it may be erected, in combination with other prefabricated panels or sections of a house, or in combination with conventionally constructed elements to produce housing accommodations. Prefabricated panels may, but need not, incorporate such items as window and door frames, sash, doors, builders' hardware, wiring, piping, etc.

(4) The terms "prefabricated panel" and "prefabricated section" do not include: (i) fabricated structural steel such as columns, beams, or trusses, (ii) millwork as defined in Direction 1 to Priorities Regulation 33, (iii) items of furniture and equipment not to be permanently attached to and made a part of a house or, (iv) building materials cut to size and shape for assembly at the site (however, if such materials are delivered by the prefabricator as part of the package he supplies, these materials for the purpose of this direction are considered as included in the package and are subject to the rules in this direction).

(c) *Applications by prefabricators for priorities assistance.* A prefabricator may apply to the Civilian Production Administration on Form CPA-4415 for authority to use an HH rating or to place certified orders to get materials on List 1 to this direction to be used in the manufacture of prefabricated houses, sections, and panels, or to be sold with them. Second quarter applications must be filed by April 1, 1946. Authorizations will be given on this form for materials for the Second Quarter (April, May and June) and an advance authorization for a percentage of requirements for the third quarter (July, August, and September). The advance authorization will enable the prefabricator to place purchase orders for the third quarter before the receipt of his third quarter authorization, subject to the provisions of paragraph (d) (5). Priorities assistance will be granted only for such quantities of materials for manufacture into prefabricated houses, sections or panels as are likely to be fully used in housing authorized under the Reconversion Housing Program.

(d) *Use of HH ratings and certified orders by prefabricators.* (1) A prefabricator must not extend an HH rating which he receives from his customers.

(2) A prefabricator to whom an HH rating is assigned on Form CPA-4415 under this direction may use it only to get the quantities of the materials approved on the application (except that the HH rating may not be used to get materials covered by paragraph (4) below). The HH rating may be applied to a purchase order only by placing on the order the following certificate (the certificates set forth in Priorities Regulations 3 and 7 may not be substituted for this certificate).

Reconversion Housing Program
Prefabricated Housing
Serial #------
Rating: HH

I certify to the Civilian Production Administration that the materials covered by this order will be used only in prefabricated units being manufactured under the Reconversion Housing Program and that I will sell the completed units only on orders rated HH under Priorities Regulation 33.

Manufacturer

(3) A prefabricator who has been granted priorities assistance on Form CPA-4415 may use an HH rating to get his approved quantity of bath tubs, radiation and soil pipe from distributors or jobbers, and for his approved quantity of gypsum board and lath from dealers, under Directions 2, 3, 4 and 5 to Priorities Regulation 33. A prefabricator, however, shall not use an HH rating to get any of these products directly from producers, as it is expected by the Civilian Production Administration that producers who regularly sell these products directly to prefabricators will continue to provide an equitable share of their products to them without use of ratings.

(4) A prefabricator whose application on Form CPA-4415 is approved may place certified orders for the approved quantities of lumber, millwork, hardwood flooring and construction plywood in accordance with Direction 1 and Direction 1A to Priorities Regulation 33.

(5) The prefabricator must not specify delivery dates (delivery at his plant or warehouse) on HH rated or certified purchase orders for materials more than 30 days before the time they are to be incorporated in the prefabricated house, section or panel. Furthermore, the prefabricator must not place HH rated or certified purchase orders for materials in which delivery is specified later than during the third calendar month after the time when the purchase order is placed.

(e) *Extendibility of HH ratings by dealers.* A person (other than a prefabricator) who receives an HH rated order for a prefabricated house, section or panel, may extend the HH rating to a prefabricator to get the prefabricated house, section or panel which he will deliver on the HH order.

(f) *Sales by prefabricators.* A prefabricator must not sell any prefabricated house, section or panel, in which materials obtained with an HH rating or by means of a certified order under Direction 1 or Direction 1A to Priorities Regulation 33 have been incorporated, except on an order rated HH.

(g) *Application by builders under Priorities Regulation 33.* A veteran of World War II or other builder who wishes to erect a prefabricated house, section or panel (including a prefabricator who erects the building himself) to produce housing accommodations may apply for an HH rating under Priorities Regulation 33 and his application will be processed in the usual fashion. If approved, the builder will be subject to all the requirements of Priorities Regulation 33 including the restrictions on sales price, rents and preference to veterans. When the application is approved, the builder will be assigned an HH rating which he may use to get the prefabricated house, section or panel and other items from the prefabricator. This rating may be applied in accordance with, and subject to the limitations of paragraph (d) of the regulation. The builder may also use the HH rating to get the necessary quantities of any other items on Schedule A of Priorities Regulation 33 from a supplier.

(h) *Violations.* Any person who wilfully violates any provision of this direction, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(i) *Appeals.* Any appeal from the provisions of this direction should be made by mailing a letter in triplicate to the Civilian Production Adminstraton, Washington 25, D. C., Ref: Direction 8 to Priorities Regulation 33, stating the particular provision appealed from and stating fully the grounds for the appeal.

Issued this 29th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5341; Filed, Mar. 29, 1946; 4:34 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, List 1 to Direction 8, as Amended Mar. 29, 1946]

The priorities assistance given under Direction 8 to Priorities Regulation 33 to prefabricaters may be used only to get the following materials (additions to and deletions from this list may be made from time to time):

	Direction to Priorities Regulation 33 applying to the material
Lumber	Direction 1
Hardwood flooring	Direction 1
Millwork (including doors and built-in kitchen cabinets)	Direction 1
Construction plywood, interior and exterior types	Direction 1A
Bathtubs	Direction 2
Cast iron soil pipe and fittings	Direction 4
Gypsum Lath	Direction 5
Gypsum Board	Direction 5
Prefabricated sections	Direction 8
Prefabricated panels	Direction 8
Structural insulation board.	
Building board (except hardboard).	
Clay Sewer Pipe.	

Definitions of the above items may be found in the appropriate directions.

Issued this 29th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5343; Filed, Mar. 29, 1946; 4:34 p. m.]

PART 903—DELEGATIONS OF AUTHORITY

[Directive 41, as Amended Apr. 1, 1946]

PREFERENCE RATING AUTHORITY OF THE ARMY AND NAVY MUNITIONS BOARD, MARITIME COMMISSION AND WAR SHIPPING ADMINISTRATION

§ 903.154 *Directive 41*—(a) *Purpose and effect.* The purpose of this directive is to delegate to and define the au-

from a prefabricator, housing contractor,

thority of the Army and Navy Munitions Board, Maritime Commission and War Shipping Administration with respect to the assignment of MM preference ratings. It replaces Directives 23, 31 and 32 However, this directive shall not affect the validity of preference ratings heretofore properly assigned.

(b) *Priorities instructions of the Army and Navy Munitions Board.* The Army and Navy Munitions Board, after approval by the Civilian Production Administration, may issue instructions governing the assignment of preference ratings within limits prescribed by CPA Priorities Policy Decisions covering contracts, purchase orders and other similar procurement documents for the delivery of materials (including products, commodities, equipment, accessories, parts or assemblies) to or for the account of:

(1) The Army (including the Panama Canal) and the Navy (including the Marine Corps and the Coast Guard).

(2) U. S. Army and Marine Corps Post Exchanges, U. S. Navy and Coast Guard Ships Service Departments, War Shipping Administration Training Organization Ships Service Activities, all for overseas or shipboard use only (except for specified quantities of items as specifically approved for domestic use in CPA Priorities Policy Decisions).

(3) The following agencies of the Federal Government: Coast and Geodetic Survey, National Advisory Committee on Aeronautics, Civil Aeronautics Administration (only for activities performed at the request or under the sponsorship of the Army or Navy), Selective Service System, Office of Scientific Research and Development, Weather Bureau, U. S. Soldiers Home (Washington, D. C.), War Shipping Administration, Maritime Commission (only for ship construction directed by the Joint Chiefs of Staff).

(4) American Red Cross and United Service Organizations, Inc., activities directly connected with military personnel overseas.

(5) [Deleted Sept. 12, 1945.]

(6) [Deleted Sept. 12, 1945.]

(7) [Deleted Sept. 12, 1945.]

(c) *Deliveries which may be rated MM by the ANMB.* The Army and Navy Munitions Board may assign MM preference ratings to:

(1) Deliveries in fulfillment of contracts and purchase orders of the kinds described in paragraph (b), including deliveries of material to be incorporated in construction, but only if the construction is covered by subparagraphs (2) through (6) below.

(2) Command construction; that is the following types of projects ordered built by either the Chief of Staff, U. S. Army, or the Chief of Naval Operations, U. S. Navy: air fields; military housing; facilities for the repair of finished items of munitions; ports and depots; overseas or theatre of operations construction; seacoast fortifications; military hospitals; maneuvering, training and staging areas and proving grounds; and Manhattan District project.

(3) Army engineers construction for the Veterans Administration; that is Veterans Administration construction projects and remodelling of buildings to be leased to the Veterans Administration for use as regional or branch offices, where the Administrator of Veterans Affairs has requested the Army Engineers to do the construction, or remodelling.

(4) Panama Canal construction; that is, projects (other than command construction) which are owned by the Panama Canal.

(5) Maritime ship construction; that is, construction of ships directed by the Joint Chiefs of Staff.

(6) NACA construction; that is construction projects of the National Advisory Committee on Aeronautics which are required for aeronautical development and research as directed by the Army Air Forces or Bureau of Aeronautics of the Navy.

(7) [Deleted Sept. 12, 1945.]

(8) [Deleted Sept. 12, 1945.]

(d) *Deliveries which may be rated by the Maritime Commission and War Shipping Administration.* The Maritime Commission and War Shipping Administration may assign MM preference ratings to deliveries of materials and equipment to private ship repair yards for immediate incorporation into ships under the control of the Maritime Commission or War Shipping Administration which are being repaired or converted by such yards; also deliveries to such yards for inventory purposes of the kinds of materials normally stocked (such as steel plates and structual steel shapes) in the minimum quantities necessary to prevent possible delay in the completion on time of the repair or conversion of ships under the control of the Maritime Commission or War Shipping Administration: *Provided*, That it is determined that such materials or equipment cannot, without preference rating assistance, be obtained in the minimum quantity, and on the latest date practicable.

(e) *Restrictions on rating authority.* (1) Any preference rating certificate which assigns a rating to the delivery of tires or tubes shall before issuance be reviewed and approved by the Civilian Production Administration.

(2) All construction, other than that covered by the provisions of paragraphs (c) (2) through (c) (6), will be rated only by the Civilian Production Administration, even though the facilities when completed will be owned, leased or operated by the Army, Navy or Maritime Commission.

(f) *Redelegation of authority to assign ratings.* The authority delegated to the Army and Navy Munitions Board in paragraph (c) may be redelegated by the Board only to authorized officials of the agencies enumerated in paragraphs (b) (1), (b) (2) and (b) (3). The authority delegated to the Maritime Commission and War Shipping Administration in paragraph (d) may be redelegated by them only to authorized officials of those agencies.

(g) *Method of assigning ratings.* (1) [Deleted Sept. 12, 1945.]

(2) Preference ratings assigned under this directive shall be assigned on Form WPB-542, or as prescribed in subparagraph (3) below.

(3) When any Government agency having the authority assigns a preference rating to deliveries to be made to or for its account, it may do so by placing the rating on the purchase order or contract and endorsing the order or contract with a certification substantially as follows: "By authority of the Civilian Production Administration the preference ratings indicated are assigned to the deliveries on this purchase order or contract." This certification may be placed on a purchase order or contract by means of a rubber stamp or printed on the order or contract form. The certification need not be signed separately if the purchase order or contract is signed by an official who is authorized to assign the ratings on behalf of the agency which is placing the order or contract. This method of assigning the rating may not be used when the assignment of the rating is subject to review and approval by the Civilian Production Administration before issuance.

(4) Re-ratings may be issued or effected within CPA Priorities Policy Decisions in the manner prescribed by Priorities Regulation 12.

(5) Every rating assigned under this directive on a form or certification shall be assigned in the manner prescribed therein without attaching any further conditions or qualifications, except that in approving any Form WPB-542 for tires or tubes the Civilian Production Administration may limit the use of the rating to a specific make of tire or tube, or may provide that delivery may only be obtained from a specified supplier.

(h) *Application and extension of ratings.* Ratings assigned under this directive may be applied and extended only in accordance with applicable regulations of the Civilian Production Administration.

(i) [Deleted Sept. 12, 1945.]

(j) *Authority to change destination of shipments or to allot materials.* Specific authority to issue on Form GA-209 instructions to contractors and subcontractors for change in destination of shipments of items being produced for Army or Navy programs, or authority to allot specific materials for specified purposes, may be delegated from time to time to officers of the Army and Navy respectively, by the Civilian Production Administrator or Director of the Bureau of Reconversion Priorities of the Civilian Production Administration.

(k) *Directives and delegations of authority superseded.* This directive supersedes Directives 23, 31 and 32 and all individual delegations of authority to assign preference ratings which have heretofore been issued by officials of the War Production Board or Civilian Production Administration to the Army and Navy Munitions Board or to any service of the Army, to the Army Air Forces or to any Bureaus of the Navy or Maritime Commission or to the War Shipping Administration.

(l) [Deleted Apr. 1, 1946.]

Issued this 1st day of April 1946.

J. D. SMALL,
Administrator.

[F. R. Doc. 46-5434; Filed, Apr. 1, 1946; 11:49 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Conservation Order M-317, as Amended April 1, 1946]

COTTON TEXTILE DISTRIBUTION

Section 3290.115 *General Conservation Order M-317* is amended to read as follows:

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of cotton textiles and materials for making cotton textiles for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.115 *General Conservation Order M-317*—(a) *What this order does.* This order contains general provisions regarding cotton textiles and special provisions relating to cotton yarn. The special provisions for distribution of cotton fabric are in Supplementary Order M-317A. Provisions for assignment of CC ratings for certain cotton and other textiles are in Priorities Regulation 28A and in Order M-328B and its schedules and directions.

(b) *Definitions.* For the purpose of this order and its schedules and directions:

(1) "Cotton yarn" means yarns containing 50% or more by weight of cotton or cotton waste or any combination of the two, whether spun on roving, ring, or converted twister spindles, or whether subsequently twisted or braided. The term includes not only gray, bleached, colored, mercerized, glazed or polished yarn, but also thread, cordage, sail, seine or tying twine or rope. The term does not include yarns containing wool or yarns produced on the woolen or worsted system.

(2) "Cotton fabric" means any fabric 12" or more in width woven or braided from cotton yarn. The term includes not only fabrics in the gray and yarn dyed fabrics, original mill or regular finish, but also fabrics which have been bleached, Sanforized, dyed or printed; and includes shorts, seconds, remnants or mill ends. The term does not include blankets or blanketing containing 25% or more by weight of wool; or fabrics (other than blankets or blanketing) containing wool produced on the woolen or worsted system.

(3) "Cotton textile" means any cotton yarn or cotton fabric, and the following cotton products: bedsheets, pillow cases, blankets, towels, diapers, face cloths, table "linens", and fish netting.

(4) "Producer" of any cotton textile means any manufacturer who makes that cotton textile in the forty-eight States or the District of Columbia.

(5) "Export" means a shipment from any point within the United States and its territories and possessions to any point outside of that area. "Exports" include shipments to the Philippines.

(c) *Information required on rated orders for cotton textiles.* (1) Each person applying or extending a preference rating for any cotton textile shall add to his rating certificate a statement as to the source of the rating, as follows:

This rating has been assigned on Form -------- No. -------- (insert the CPA Form Number and Serial Number, or specify export license number and date of validation).

(2) The above requirement does not apply to the United States Army, Navy, Maritime Commission or War Shipping Administration on their direct purchase orders.

(d) *Restriction on yarn producer's use of rating.* No person owning or controlling spinning machinery shall use any preference rating to get cotton yarn from another producer of cotton yarn, except to the extent authorized by the Civilian Production Administration, upon his showing, on Form CPA-2842, that his own spinning is insufficient or unsuitable.

(e) *Reports by yarn producers.* Each producer of cotton yarn shall file a report with the Civilian Production Administration on Form CPA-658E at the time and in the manner prescribed in that form. This reporting requirement has been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(f) *Allocation.* The Civilian Production Administration may assign preference rating for or allocate and direct deliveries of cotton textiles pursuant to application on Form CPA-2842.

(g) *General provisions*—(1) *Applicability of regulations.* Except as otherwise provided herein, this order and Supplementary Order M-317A, and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration.

(2) *Appeals.* Any appeal from the provisions of this order, of Supplementary Order M-317A, or of any direction under these orders, shall be made by filing a letter in triplicate, referring to the particular provisions appealed from, and stating fully the grounds of the appeal.

(3) *Violations.* Any person who wilfully violates any provision of this order, of Supplementary Order M-317A, or of any direction under these orders, or who, in connection with these orders or directions, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priorities control, and may be deprived of priorities assistance.

(4) *Communications.* All reports, appeals and other communications concerning this order should be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: M-317.

Issued this 1st day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5437; Filed, Apr. 1, 1946; 3:32 p. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Conservation Order M-317, Revocation of Interpretation 1]

Interpretation 1 to § 3290.115 *General Conservation Order M-317*, which related to the provisions of the order as amended February 21, 1944, is revoked.

Issued this 1st day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5438; Filed, Apr. 1, 1946; 3:32 p. m.]

Chapter XI—Office of Price Administration

PART 1306—IRON AND STEEL

[RPS 6, Amdt. 16]

IRON AND STEEL PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 6 is amended in the following respects:

1. In § 1306.17 (a) the text preceding subparagraph (1) is amended to read as follows:

(a) *Additions to basing point base prices for certain iron and carbon steel products.* The sums specified below may be added to the applicable basing point base prices otherwise established by this Schedule for the particular iron (other than wrought iron) and carbon steel products named, in prime quality. In computing a maximum price for secondary quality material, the applicable percentages set forth in § 1306.10 (e) shall be taken after increasing, by the sum specified below, the basing point base price for the product in prime quality.

2. In § 1306.17 (a), subparagraphs (20) and (21) are amended to read as follows:

	Per base box
(20) Tin plate, including hot dipped, electrolytic and canmaking quality black plate. For all such material and other grades of black plate sold on a 100 pound basis, $0.25 per 100 pounds may be added.	$0.25
(21) Terne plate	.25

3. In § 1306.17 (a), subparagraph (25) is amended to read as follows:

	Per 100 lbs.
(25) Galvanized sheets, galvannealed sheets and zinc coated specialty sheets	$0.35

4. In § 1306.17 (b) (5) the term "Miscellaneous nails and staples" is deleted and the term "Miscellaneous nails and brads" is inserted in lieu thereof.

5. In § 1306.17, a new paragraph (c) is added to read as follows:

(c) *Modification of pricing basis for rails.* The maximum prices for light or heavy rails otherwise established by this schedule may be modified in accordance with the provisions of this paragraph.

(1) Basing point base prices for rails customarily stated in terms of gross tons may be converted to a net ton basis by dividing the applicable gross ton price (before the addition of any increase set forth in paragraph (a) of this section) by 1.12. The resultant figure shall be rounded to the nearest cent (all values of less than 5 in the third decimal place shall be dropped; all values of 5 or more in the third decimal place may be increased to 1 cent). The applicable increase in basing point base prices set forth in subparagraphs (7) and (8) of paragraph (a) of this section may be added to the price thus obtained.

(2) Extras for rails customarily stated in terms of gross tons may be charged for rails sold on a net ton basis without any reduction in amount.

This amendment shall become effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5443; Filed, Apr. 1, 1946; 4:39 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 132, Amdt. 15]

RUBBER FOOTWEAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Table I in § 1315.70 (a) (2) is amended to read as follows:

TABLE I—CERTAIN WATERPROOF RUBBER FOOTWEAR PRODUCED AFTER FEBRUARY 10, 1942

(Prices from which discounts must be deducted.)

Type	*Price per pair*
Boots, other than severe occupational:	
Men's Short, 15"	$3.30
Boys' Short	3.25
Youths' Short	3.10
Women's Short	2.70
Women's Short, dress	3.20
Misses' Short	1.80
Child's Short	1.60
Boys' Stormking	4.20
Youths' Stormking	4.00
Men's Legging Short	3.95
Men's Fishing	6.60
Women's Fishing	6.10
Men's Short, Snug Ankle	4.15
Men's Fishing, Snug Ankle	6.75
Men's Duckhunter	6.75
Waders:	
Men's Wading shoe, cleated sole, canvas top	3.30
Men's Wading shoe, molded felt sole, canvas top	5.55
Men's Rubber, surface, stocking foot	10.20
Men's reversible, stocking foot	14.85
Men's rubber surface, boot foot	14.35
Men's jeans, covered, pants and boots	20.70
Men's jeans, covered, pants and rubber boot foot	14.85
Pacs and lumbermen's overs:	
Men's black 15" Lace Mine pac	4.80
Men's black 15" lace Mine pac, steel toe	5.35
Men's black 10" Mine pac	3.90
Men's black 10" Mine pac, safety toe	4.25
Men's black 10" Mine pac, steel toe	4.45
Pacs and lumbermen's overs—Con.	
Men's lace 15" Molded sole, plain toe	$5.85
Men's over-the-shoe, Laced	4.45
Men's toplace 16", snug ankle	4.20
Men's toplace 12", snug ankle	3.85
Men's toplace 16", molded sole	4.70
Men's toplace 12", molded sole	4.35
Men's Lumberman's Over, half heel (rubber part only)	2.30
Boys' Lumberman's Over (rubber part only)	2.15
Youth's Lumberman's Over (rubber part only)	2.00
Men's black 2-buckle perfection	3.10
Men's 1-buckle perfection	3.10
Arctics:	
Men's 5-buckle Rubber, heavy duty	4.35
Men's 4-buckle Rubber, heavy duty	3.90
Men's 5-buckle Rubber, net, farm weight	4.05
Men's 4-buckle Rubber, net, farm weight	3.60
Men's 4-buckle Rubber, fleece, farm weight	3.75
Boys' 4-buckle Rubber, net, farm weight	3.25
Men's 4-buckle Rubber, farm weight (blucher)	3.60
Men's 5-buckle Rubber, Midweight bal, net lined	3.75
Men's 5-buckle Rubber, Midweight bal, fleece lined	3.85
Men's 4-buckle Rubber, Midweight bal, net lined	3.30
Men's 4-buckle Rubber, Midweight bal, fleece lined	3.40
Men's 4-buckle cloth, heavy duty	3.90
Men's 4-buckle cloth, farm weight blucher	3.30
Men's 2-buckle rubber, net, farm weight	2.80
Men's 1-buckle rubber, snow excluder	2.60
Men's 1-buckle cloth, farm weight	2.30
Women's 1-buckle cloth	2.00
Men's 5-buckle Rubber, medium weight	3.60
Men's 4-buckle Rubber, medium weight	3.15
Men's 4-buckle Rubber bal, Lightweight	2.75
Boys' 4-buckle Rubber, Lightweight	2.55
Youths' 4-buckle Rubber, Lightweight	2.30
Women's 4-buckle Rubber, bal, lightweight	2.40
Misses' 4-buckle Rubber, lightweight	2.30
Child's 4-buckle Rubber, Lightweight	2.20
Boys' 3-buckle Rubber bal, Lightweight	2.50
Youth's 3-buckle Rubber bal, lightweight	2.30
Misses' 3-buckle Rubber, Lightweight	2.20
Child's 3-buckle Rubber, lightweight	2.10
Men's high slide Rubber	3.20
Boys' high slide Rubber	2.75
Men's Low slide Rubber	2.75
Men's 4-buckle cloth, lightweight cashmerette	3.20
Men's high slide cloth, lightweight	4.05
Men's 4-buckle cloth bal, Lightweight	3.05
Men's 1-buckle cloth, lightweight	2.10
Men's Low slide cloth, lightweight	3.75
Gaiters:	
Men's over-the-shoe boot type	2.70
Women's over-the-shoe boot, 10½"	2.20
Misses over-the-shoe boot, 9"	2.10
Child's over-the-shoe boot, 8"	2.00
Women's laced velveteen boot, fur trim	4.00
Women's warm lined (shearling trim)	3.65
Misses' warm lined (shearling trim)	3.50
Gaiters—Continued.	
Child's warm lined (shearling trim)	$3.40
Women's high slide rubber	2.80
Misses' high slide rubber	2.55
Child's high slide rubber	2.40
Women's high slide rubber overboot	2.70
Women's low slide rubber	1.95
Misses' low slide rubber	1.95
Child's low slide rubber	1.95
Women's 2 snap rubber	1.40
Misses' 2 snap rubber	1.40
Child's 2 snap rubber	1.40
Growing girls' strap type rubber	1.80
Misses' strap type rubber	1.65
Child's strap type rubber	1.60
Women's rubber oxford, cloth lined	1.20
Women's rubber oxford, unlined	1.30
Rubbers:	
Men's work, heavy duty	2.00
Men's 2-buckle work, farmweight	2.30
Men's work, farmweight	1.80
Boys' work, farmweight	1.65
Men's work, Storm and/or Semi-Storms	1.55
Boys' work, Storm and/or Semi-Storms	1.50
Men's 2-buckle work	2.05
Men's storm, cloth top, wool jersey	1.95
Men's storm, cloth top, cotton jersey	1.55
Men's rubber oxford	1.55
Men's unlined clog	1.45
Men's unlined over	1.45
Women's unlined over	1.21
Misses' unlined over	1.10
Child's unlined over	1.05
Men's storm and/or S. A. overs and clog, full lined	1.27
Boys' storms and overs, full lined	1.21
Youths' storms and overs, full lined	1.10
Women's overs, full lined	1.05
Growing girls' storms, full lined	1.05
Misses' storms, full lined	.97
Child's storms, full lined	.91
Women's footholds, calendered sole	.69
Rubbers, special construction:	
Men's sandals, molded	.69
Men's clog, molded	.61
Women's footholds, molded	.22
Women's footholds, latex, black, including pouch	.87
Women's footholds, latex, spotted including pouch	1.01
Severe occupational boots and work shoes:	
Men's black short boot	3.75
Men's black short boot, steel toe	4.30
Men's black stormking boot	5.15
Men's black stormking boot, steel toe	5.70
Men's stormking, irrigation	5.85
Men's black short fire fighter boot duck	5.10
Men's short boot, fire fighter, felt lined	6.45
Men's black stormking fire fighter boot, duck lined	6.90
Men's black stormking fire fighter boot, felt lined	7.55
Men's black hip and thigh boot	5.85
Men's black hip and thigh boot, steel toe	6.40
Men's short boot, heavy duty	4.30
Men's short boot, heavy duty, steel toe	4.85
Men's stormking boot, heavy duty	5.70
Men's stormking boot, heavy duty, steel toe	6.25
Men's hip and thigh boot, heavy duty	6.40
Men's hip and thigh boot, heavy duty, steel toe	6.95
Men's black work shoe	3.60
Men's black work shoe, steel toe	4.15
Men's black body boot	13.20
Neoprene coated par-grip sole:	
Men's short boot, steel toe	5.10
Men's stormking boot, st el toe	6.00
Men's hip boot, steel toe	7.60
Men's rubber work shoe, steel toe	4.55

This amendment shall become effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5446; Filed, Apr. 1, 1946; 4:40 p. m.]

PART 1340—FUEL

[RMPR 436, Amdt. 23]

CRUDE PETROLEUM, AND NATURAL AND PETROLEUM GAS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 436 is amended by adding section 12 (b) to read as follows:

(b) *Overall increases.* Notwithstanding any other provision of this regulation the maximum price for crude petroleum shall be the maximum price as determined under any section of this regulation plus 10¢ per barrel.

This amendment shall be effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5449; Filed, Apr. 1, 1946; 4:41 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 604, Amdt. 3]

RYE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 3.2 (a) of Maximum Price Regulation 604 is amended to read as follows:

(a) *Base prices at terminal base points.* Base prices per bushel, bulk, for rye at the following terminal base points shall be as follows:

Minneapolis, Minn.	$1.41
Duluth, Minn.	1.41
Chicago, Ill.	1.46
Milwaukee, Wis.	1.46
Kansas City, Mo.	1.39¼
Omaha, Nebr.	1.39¼
Sioux City, Iowa	1.39¼

This amendment shall become effective March 29, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 26, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5346; Filed, Mar. 29, 1946; 4:52 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 31,[1] Amdt. 41]

DESIGNATION OF CERTAIN AREAS AND RENT DECLARATION RELATING TO SUCH AREAS

In § 1388.1341 of Designation and Rent Declaration 31, Items 3, 9, 11, 19, 28, 32, 39, 41, 43, 44 and 202 are amended and Items 219–227, inclusive, are added to read as follows:

(3) Arkansas	Arkansas	That portion of the State of Arkansas, not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Dallas, Johnson, Nevada, Randolph, and Washington.
(9) Illinois	Illinois	That portion of the State of Illinois, not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Coles, DeKalb, Fulton, Kankakee, Knox, LaSalle, Marion, Mason, McDonough, McHenry, McLean, Stephenson, and in Clinton County those parts of Centralia City and Wamac Village located therein, and in Washington County that part of Wamac Village located therein; and in Jo Daviess County, the City of East Dubuque.
(11) Iowa	Iowa	That portion of the State of Iowa, not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Jasper, Jefferson, Johnson, Wapello, Woodbury, and in Delaware County that part of Dyersville City located therein; in Jones County, that part of Cascade Town located therein; in Jackson County, that part of Zwingle Town located therein.
(19) Minnesota	Minnesota	That portion of the State of Minnesota, not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Blue Earth, Clay, Crow Wing, Olmstead, and Winona, and in Benton County the portions of Cloud City and Sartell Village located therein, and Sauk Rapids Village; in Sherburne County the portions of St. Cloud City, located therein; in Stearns County the portions of St. Cloud City and Sartell Village, located therein, and Waite Park Village, and in Polk County the City of East Grand Forks, and in Nicollet County, the City of North Mankato; and in Koochiching County, all of Township 71, Range 23, including Ranier; all of Township 70, Range 24, including South International Falls; all of Township 71, Range 24, including International Falls.
(28) New York	New York	That portion of the State of New York, not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Tompkins, Warren and Washington.
(32) Oklahoma	Oklahoma	That portion of the State of Oklahoma, not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Beckham, Canadian, Carter, Custer, Jackson, Payne, Pottawatomie, Stephens, Texas, Tillman and Washita.
(39) Utah	Utah	That portion of the State of Utah, not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Duchesne and Uintah.
(41) Virginia	Virginia	That portion of the State of Virginia, not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Accomac, Albemarle, Alleghany, Frederick, Northampton, Roanoke, Shenandoah, and Warren, and the Independent Cities of Charlottesville, Clifton Forge, Danville, Roanoke, and Winchester, and in Pittsylvania County, the Magisterial Districts of Tunstall and Dan River and in Rockbridge County, the Magisterial District of Lexington, and in Tazewell County the Town of Bluefield.
(43) West Virginia	West Virginia	That portion of the State of West Virginia, not designated prior to Oct. 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Berkeley, Harrison, Logan, Mercer and Mineral, and the Magisterial District of Pocatalico in the County of Putnam.
(44) Wisconsin	Wisconsin	That portion of the State of Wisconsin, not designated prior to Oct. 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Brown, Buffalo, La Crosse, Outagamie and Pepin, and that part of New London located in Waupaca County, that portion of the City of Waupun in the County of Dodge, and that portion of the City of Kiel in the County of Calumet.
(202) Vernal	Utah	Duchesne and Uintah.
(219) Fayetteville	Arkansas	Washington.
(220) Mattoon	Illinois	Coles.
(221) Dubuque	Iowa	Dubuque County, and in Delaware County, that part of Dyersville City located therein; in Jones County, that part of Cascade Town located therein; in Jackson County, that part of Zwingle Town located therein.
	Illinois	The City of East Dubuque in Jo Daviess County.
(222) Winona	Minnesota	Winona.
(223) Glens Falls	New York	Warren and Washington.
(224) Ithaca	New York	Tompkins.
(225) Stillwater	Oklahoma	Payne.
(226) Bluefield	West Virginia	Mercer County.
	Virginia	Bluefield Town in Tazewell County.
(227) Appleton	Wisconsin	Outagamie County and that part of New London located in Waupaca County.

This amendment shall become effective April 1, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5369; Filed, Mar. 29, 1946; 5:00 p. m.]

[1] 10 F.R. 12001, 12162; 11 F.R. 246, 1287.

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 6 to Supp. 6]

GRAIN SORGHUMS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

toe			
Men's black 10" Mine pac	3 90	Women's warm lined (shearling trim)	3 65
Men's black 10" Mine pac, safety toe	4 25	Misses' warm lined (shearling trim)	3 50
Men's black 10" Mine pac, steel toe	4 45	Men's rubber work shoe, steel toe	4 55
		Men's hip boot, steel toe	7 60

In Table II of Appendix A to Supplement 6 to Food Products Regulation 2 all listed prices per hundredweight are increased by 9 cents.

This amendment shall become effective March 29, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 26, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5347; Filed, Mar. 29, 1946; 4:52 p. m.]

PART 1368 — FERROUS AND NON-FERROUS BOLTS, NUTS, SCREWS AND RIVETS

[RMPR 147, Amdt. 2]

BOLTS, NUTS, SCREWS AND RIVETS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 147 is amended in the following respects:

1. In section 13, a new paragraph (e) is added to read as follows:

(e) *Additions to maximum prices.* Any producer of bolts, nuts, screws and rivets covered by this regulation may add to the applicable maximum price determined in accordance with paragraphs (a), (b), (c) and (d) of this section 13 an amount not to exceed 7% of such price.

2. In Appendix E, the undesignated paragraph following the title and preceding paragraph (a) is amended to read as follows:

"Export" and "export sale" are defined in the Second Revised Maximum Export Price Regulation. In general, the Second Revised Maximum Export Price Regulation uses as the base price the seller's "maximum domestic price applicable to the transaction." For the purposes of the Second Revised Maximum Export Price Regulation a producer's "maximum domestic price applicable to the transaction" for bolts, nuts, screws and rivets shall be the price determined in accordance with the following provisions, plus an amount not to exceed 7% of such price.

This amendment shall become effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5447; Filed, Apr. 1, 1946; 4:40 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,[1] Amdt. 77]

HOTELS AND ROOMING HOUSES

Schedule A of the Rent Regulation for Hotels and Rooming Houses is amended in the following respects:

1. Items 20a, 88c, 110a, 160c, 202a, 202b, 250b, 336a, 354b, 357a, 359a are added, and

[1] 10 F.R. 15210; 11 F.R. 245, 246, 740, 1209.

2. Item 336a is amended to read as follows:

Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(20a) Fayetteville	Arkansas	Washington	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(88c) Mattoon	Illinois	Coles	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(110a) Dubuque	Iowa	Dubuque County, and in Delaware County, that part of Dyersville City located therein; in Jones County, that part of Cascade Town located therein; in Jackson County, that part of Zwingle Town located therein.	May 1, 1945	Apr. 1, 1946	May 15, 1946
	Illinois	The City of East Dubuque in Jo Daviess County.	May 1, 1945	Apr. 1, 1946	May 15, 1946
(160c) Winona	Minnesota	Winona	July 1, 1945	Apr. 1, 1946	May 15, 1946
(202a) Glens Falls	New York	Warren and Washington	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
(202b) Ithaca	New York	Tompkins	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
(250b) Stillwater	Oklahoma	Payne	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(336a) Vernal	Utah	Duchesne	Oct. 1, 1944	Apr. 1, 1946	May 15, 1946
		Uintah	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
(354b) Bluefield	West Virginia	Mercer County	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
	Virginia	Bluefield Town in Tazewell County.	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
(357a) Parkersburg	West Virginia	Wood	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
	Ohio	Washington	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(359a) Appleton	Wisconsin	Outagamie County, and that part of New London located in Waupaca County.	Mar. 1, 1945	Apr. 1, 1945	May 15, 1946

This amendment shall become effective April 1, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5368; Filed, Mar. 29, 1946; 4:59 p. m.]

PART 1412—SOLVENTS

[MPR 295, Amdt. 12]

WEST COAST ETHYL ALCOHOL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 295 is amended in the following respects:

1. § 1412.165 (a) (1) (i) is amended to read as follows:

(i) Sales in tank cars or tank trucks.

	Per gallon
CD12	$0.531
CD13	.531
CD14	.531
SD1	.527
SD2B	.508
SD3A	.508
SD12A	.522
SD23A	.516
SD23G	.565
SD23H	.522
Proprietary name solvent	.531

2. § 1412.165 (a) (2) (i) (*a*) is amended to read as follows:

(*a*) Undenatured (including pure) ethyl alcohol—$0.508 per gallon. Premium grade pure ethyl alcohol—$0.528 per gallon.

This amendment shall become effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5448; Filed, Apr. 1, 1946; 4:40 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[2d. Rev. MPR 487, Amdt. 9]

WHEAT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Table II in section 3.2 (b) (1) is amended to read as follows:

TABLE II—BASE PRICES PER BUSHEL, BULK, FOR WEST COAST TERMINAL BASE POINTS FOR "STANDARD GRADES" OF WHEAT OTHER THAN DURUM WHEAT

Standard Grades (No. 1 Heavy Dark Northern Spring, No. 1 Heavy Northern Spring, No. 1 Heavy Red Spring, No. 1 Hard White, No. 1 Dark Hard Winter, No. 1 Hard Winter, No. 1 Yellow Hard Winter, No. 1 Red Winter, No. 1 Western Red, No. 1 White Club, No. 1 Soft White, No. 1 Western White)

Terminal base point:	*Price per bushel bulk*
Tacoma, Wash	$1.66⅜
Seattle, Wash	1.66⅜
Portland, Oreg	1.66⅜
San Francisco, Calif	1.80⅜
Los Angeles, Calif	1.81⅜

This amendment shall become effective March 29, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

Approved: March 26, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5363; Filed, Mar. 29, 1946; 4:58 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing[1], Amdt. 83]

HOUSING

Schedule A of the Rent Regulation for Housing is amended in the following respects:

[1] 10 F.R. 13528, 13545, 14399; 11 F.R. 217, 218, 740.

1. Items 20a, 88c, 110a, 160c, 202a, 202b, 250b, 336a, 354b, 357a, 359a are added, and
2. Item 336a is amended to read as follows:

Name of defense rental area	State	County or counties in defense-rental area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(20a) Fayetteville	Arkansas	Washington	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(88c) Mattoon	Illinois	Coles	do	do	Do.
(110a) Dubuque	Iowa	Dubuque County, and in Delaware County, that part of Dyersville City located therein; in Jones County, that part of Cascade Town located therein; in Jackson County, that part of Zwingle Town located therein.	May 1, 1945	do	Do.
	Illinois	The City of East Dubuque in Jo Daviess County.	Do	do	Do.
(160c) Winona	Minnesota	Winona	July 1, 1945	Apr. 1, 1946	May 15, 1946
(202a) Glens Falls	New York	Warren and Washington	Jan. 1, 1945	do	Do.
(202b) Ithaca	do	Tompkins	do	do	Do.
(250b) Stillwater	Oklahoma	Payne	Mar. 1, 1945	do	Do.
(336a) Vernal	Utah	Duchesne	Oct. 1, 1944	do	Do.
(354b) Bluefield	West Virginia	Uintah, Mercer County	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
	Virginia	Bluefield town in Tazewell County.	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
(357a) Parkersburg	West Virginia	Wood	Mar. 1, 1945	do	Do.
	Ohio	Washington	do	do	Do.
(359a) Appleton	Wisconsin	Outagamie County, and that part of New London located in Waupaca County.	do	do	Do.

This amendment shall become effective April 1, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F R. Doc. 46-5367; Filed, Mar. 29, 1946; 4:59 p. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 580,[1] Amdt. 11]

RETAIL CEILING PRICES FOR CERTAIN APPAREL AND HOUSE FURNISHINGS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Section 13 of Maximum Price Regulation 580 is amended to read as follows:

SEC. 13. *Uniform dollar-and-cents prices for certain articles*—(a) *How prices are established.* The OPA may by order, upon application, establish dollar-and-cent retail ceiling prices for branded articles whenever it appears that:

(1) The article (or an article of the same type) was sold at retail at substantially uniform prices for a period immediately prior to March 19, 1945. OPA may establish uniform retail ceiling prices for any article if the applicant has received or is eligible to receive an order under this section for any of his articles.

If the applicant had a policy of uniform retail prices for his branded merchandise and can show that the article was sold at substantially uniform prices except for a limited area, OPA may establish uniform retail ceiling prices for the article and require retailers in the area in which prices were not maintained to sell in accordance with the pricing provisions of this Regulation. Uniform retail prices may be established for separate zones (not to exceed five zones) where the applicant can show that such differential was maintained as part of his uniform pricing policy immediately prior to March 19, 1945.

Wherever an applicant ceased production of the article because of wartime restrictions or war contracts, the substantial uniformity of applicant's retail prices shall be determined by his last selling period.

(2) The price requested for the article is no higher than the existing level of ceiling prices under this regulation.

Orders issued under this section will remain effective unless revoked or suspended by the Administrator. Orders will be revoked or suspended only if the Administrator is satisfied that such revocation or suspension is not inconsistent with the effective control of prices.

(b) *What the Order may contain.* (1) An order may be issued under this section establishing uniform ceiling prices for all retail sales of an article covered by this regulation although the retail seller may not otherwise be subject to this regulation. A ceiling price thus established shall apply in place of the ceiling price that would otherwise have been determined under sections 7, 10, 11 and 12 of this regulation or under the provisions of any other regulation. Except as provided by the order, all of the provisions of this or whatever regulations would otherwise have applied shall remain applicable in all other respects.

(2) An order issued under this section will include a provision requiring the applicant to tag or ticket the article with the retail ceiling price and other specified information.

(3) An order issued under this section will require the applicant to send copies of the order and any subsequent amendments thereto to those purchasers for resale of the articles covered by the order.

(4) An order issued under this section will ordinarily be in the form of applicant's selling price and retail ceiling price relationships. Such an order will ordinarily require the applicant to submit, from time to time as specified in the order, a description of the articles which he is pricing pursuant to the terms of the order and any other information that may be required by the terms of the order.

(c) *Who may apply.* (1) A manufacturer, or a wholesaler of a branded article may apply under this section if he can submit the information required by paragraph (d).

(2) A group of manufacturers selling the same article under the same brand name may apply as a group under this section if they can submit the information required by paragraph (d).

(d) *What the application must contain.* Two copies of each application must be filed with the Consumer Goods Price Division, Washington 25, D. C. The application must contain the following:

(1) Business name and address of the applicant.

(2) A complete identification of the article for which the price is sought including:

(i) The brand name identifying the article, and its style or lot number.

(ii) Applicant's ceiling price.

(iii) An identification of the regulation and the section in that regulation or the identification of the order issued by the OPA under which his ceiling price was established.

(iv) His invoice price and terms to various classes of retailers.

(v) His suggested retail price, if any, immediately prior to March 19, 1945. [If he had a suggested retail price prior to March 19, 1945, he should submit evidence to show his method of requiring retail price maintenance, such as national advertising, catalogues sent to retailers, advertising mats furnished retailers, copies of letters enforcing retail price maintenance, etc. If he had no suggested retail price prior to March 19, 1945, or did not attempt to enforce his suggested retail price, but can show that the article was sold at substantially uniform prices, he should submit a list of the names and addresses, giving their retail selling price of the article immediately prior to March 19, 1945, of all of his retail customers in fifteen cities representing a cross section of his customers.]

(3) The uniform retail ceiling prices requested for the article.

(4) In the case of wholesalers applying under this section, the name and address of the manufacturer of the article and the manufacturer's style or lot numbers.

(5) In the case of a group of manufacturers applying for a single order covering the articles manufactured in common by the group, the application must contain, in addition to the requirements of subparagraph (2) above, evidence to show that each manufacturer of the group, who sold the article, maintained the same retail prices on the same article with the same brand.

[1] 10 F.R. 3015, 3468, 3642.

This amendment shall become effective April 7, 1946.

NOTE: The reporting and recordkeeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5466: Filed, Apr. 2, 1946; 11:36 a. m.]

PART 1498—COMMODITIES AND SERVICES

[SR 14G, Amdt. 5]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN METALS AND MINERALS AND PRODUCTS

A statement of the consideration involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14G is amended by adding a new section to read as follows:

SEC. 9. *Modification of producers' maximum prices for brass mill products.* Regardless of the provisions of the General Maximum Price Regulation, any producer of brass mill products may make the modifications set forth in this section in the maximum prices established for his sales of such products by that regulation.

(a) *Brass mill products other than those covered by commodity schedules.* In the case of brass mill products other than those covered by commodity schedules, the following modifications may be made:

(1) *Additions to base prices.* The applicable amount set forth below may be added to the base price which the seller had in effect in March, 1942 for the particular product. All additions are stated in cents per pound:

(i) *Copper products.*

Sheets and plates	1.21
Anodes	1.20
Strips and rolls	1.20
Rods (including bus and commutator)	1.23
Seamless tubes (other than water tubes)	1.05
Angles, channels, mouldings and open seam tubes	1.20
Extruded metal shapes	1.23

(ii) *Certain alloy products.*

Nickel alloys (all product forms)	2.12
Phosphor bronze (all product forms)	2.52

(iii) *Alloy products not covered by (ii) above.*

Sheets and plates	1.33
Strips and rolls	1.33
Rods	1.03
Wire	1.32
Seamless tubes (other than tubes for plumbing)	1.32
Angles, channels, mouldings and open seam tubes	1.33
Extruded metal shapes	1.03

(2) *Modifications of discounts from list extras.* The following applicable reductions in discounts from list extras which the seller had in effect in March 1942 for the particular product may be made:

(i) *Copper.*

	Reduce discounts in column A to the discounts set forth in column B	
	A	B
	Percent	*Percent*
Sheets and plates	33⅓	25
Anodes[1]		
Strips and rolls	33⅓	25
Rods (including bus and commutator)	33⅓	25
Seamless tubes 10" O. D. & larger (other than pipe and water tubes)		
Seamless tubes smaller than 10" O. D. (other than pipe and water tubes)	33⅓	25
Angles, channels, mouldings and open seam tube	33⅓	25
Extruded metal shapes	33⅓	25

[1] No change.

(ii) *Certain alloy products.*

	Reduce discounts in column A to the discounts set forth in column B	
	A	B
	Percent	*Percent*
Nickel alloy sheets and plates under ½" thick	25	20
Nickel alloy plates ½" and thicker	50	33⅓
Nickel alloy rods	25	20
Do	25	20
Nickel alloy seamless tubes 3¾" O. D. and larger[1]		
Nickel alloy seamless tubes smaller than 3¾" O. D.	25	15
Nickel alloy angles, channels, mouldings, and open seam tubes	25	20
Nickel alloy extruded metal shapes	25	20
Phosphor bronze sheets and plates under ½" thick	25	20
Phosphor bronze plates ½" and thicker	50	33⅓
Phosphor bronze rods	25	20
Do	25	20
Phosphor bronze seamless tubes 10" O. D. and larger		
Phosphor bronze seamless tubes smaller than 10" O. D.[1]	25	15
Phosphor bronze angles, channels, mouldings, and open seam tubes	25	20
Phosphor bronze extruded metal shapes	25	20

[1] No change.

(iii) *Alloy products not covered by (ii) above.*

	Reduce discounts in column A to the discounts set forth in column B	
	A	B
	Percent	*Percent*
Sheets and plates under ½" thick	33⅓	25
Plates ½" and thicker	50	33⅓
Strips and rolls	33⅓	25
Rods	33⅓	25
Wire	33⅓	25
Seamless tubes, 10" O. D. and larger (other than pipe and water tubes)[1]		
Seamless tubes, smaller than 10" O. D. (other than pipe and water tubes)	25	15
Angles, channels, mouldings, and open seam tubes	33⅓	25
Extruded metal shapes	33⅓	25

[1] No change.

(3) *Modification of net extras.* The modification set forth below may be made in the net extras which the seller had in effect in March, 1942.

Copper and alloy tubes smaller than 10" O. D. Increase the applicable net extras, other than extras for quantity, by 12%.

(4) *Cutting extras for copper seamless tubes not charged in March, 1942.* The net extra set forth in the price schedules published by Chase Brass & Copper Company, Incorporated, The American Brass Company, Revere Copper and Brass Incorporated and outstanding in March, 1942 for cutting seamless tubes to length, plus 12% of such extra, may be added when applicable.

(b) *Brass mill products covered by commodity schedules.* In the case of brass mill products covered by commodity schedules, the following modifications may be made:

(1) *Products other than pipe and water tube.* (i) Where the price for a product was determined in March, 1942, in accordance with a schedule setting forth certain deductions, the maximum price may be computed by modifying the applicable base prices and extras in accordance with (a) above before subtracting the applicable deductions in effect in March, 1942.

(ii) Where the price of the product was determined in March, 1942, in accordance with a schedule setting forth net prices (prices not subject to list and discount extras), an amount not to exceed 1.5 cents per pound may be added to the applicable net price in effect in March, 1942.

(2) *Copper and alloy pipe and water tube.* The following reductions in applicable discount from list prices in effect during March, 1942 may be made:

	Reduce discounts in column A to the discounts set forth in column B	
	A	B
Sales to distributors	*Percent*	*Percent*
Under 2,000 feet or pounds	37	32
Including 2,000 feet or pounds or more	41	36
Sales to consumers		
Under 2,000 feet or pounds	22	17
Including 2,000 feet to 10,000 feet or pounds	31	26
Including 10,000 feet or pounds or more	35	30

(c) *Definitions.* When used in this section, the term:

(1) "Commodity schedules" means price schedules issued by a producer setting forth prices for brass mill products sold for particular uses.

(2) "Net extras" means extras customarily published by the brass mill industry as a net amount. It does not include list and discount extras reduced to a net amount.

(3) "Brass mill product" means copper and copper base alloy products produced by rolling, drawing, extruding, rerolling, redrawing, including sheets, strips, bars, rods, wire, pipe, tubes and shapes. It does not include wire or cable for electrical transmission, welding wire or rod, babbitt metal, lock seam tubes, billets, ingots, copper rods or bars produced and sold for the manufacture of electrical wire or cable, any fabricated product which has been made from any of the above listed brass mill products, or any product for which a maximum price is established by any maximum price regulation issued by the Office of Price Administration, other than the General Maximum Price Regulation.

This amendment shall become effective April 1, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5366: Filed, Mar. 29, 1946; 4:59 p. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 580,[1] Amdt. 12]

RETAIL CEILING PRICES FOR CERTAIN APPAREL AND HOUSE FURNISHINGS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation 580 is amended in the following respects:

1. Section 10 (a) (2) (v) is added to read as follows:

(v) *Exception.* Where prior to April 1, 1946 you have made application pursuant to paragraph (b) of this section, because you priced pursuant to section 10 between March 19, 1945 and February 14, 1946 and had proper markups higher than those in Appendix F, you determine the ceiling prices for articles required to be priced under this section in accordance with subdivisions (i) through (iv), except that the date April 15, 1946 may be substituted for the date April 1, 1946 wherever it appears in subdivisions (i), (ii) and (iii).

2. Section 10 (b) (1) is amended by adding the word "or" following the semicolon at the end of subdivision (iii) and by adding a new subdivision (iv) as follows:

(iv) You priced pursuant to section 10 between March 19, 1945 and February 14, 1946, and your properly determined prices resulted in markups in excess of those in Appendix F.

This amendment shall become effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5451: Filed, Apr. 1, 1946; 4:40 p. m.]

Chapter XXIII—War Assets Administration

[SPA Reg. 17, Amdt. 2]

PART 8317—STOCK PILING OF STRATEGIC MINERALS, METALS, AND MATERIALS

Surplus Property Administration Regulation 17, November 16, 1945, entitled "Stock Piling of Strategic Minerals, Metals, and Materials", as amended

[1] 10 F.R. 3015, 3468, 3642, 4236, 4494, 4611, 9962.

through Dec. 15, 1945, (10 F.R. 14207, 15218), is hereby further amended by changing the rescission date from April 1, 1946 to July 1, 1946.

This amendment shall become effective March 30, 1946.

E. B. GREGORY,
Administrator.

MARCH 30, 1946.

[F. R. Doc. 46-5463: Filed, Apr. 2, 1946; 11:20 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

PART 14—ELECTRIC RAILWAYS: UNIFORM SYSTEM OF ACCOUNTS

At a session of the Interstate Commerce Commission, Division 1, held in its office in Washington, D. C. on the 7th day of March, A. D. 1946.

The "Uniform System of Accounts for Electric Railways, Issue of 1914," being under consideration by the division, pursuant to authority of section 20 of Part I of the Interstate Commerce Act and the modifications and amendments attached hereto and made a part hereof[1] being found necessary for the administration of Part I of the act. *It is ordered:*

1. That all carriers by electric railway subject to Part I of the Interstate Commerce Act, and every receiver, trustee, executor, administrator, or assignee of any such carrier, be, and they are hereby, required to comply with the "Uniform System of Accounts for Electric Railways, Issue of 1914," as hereby modified and amended;

2. That this order shall become effective January 1, 1947; and

3. That a copy of this order shall be served upon every carrier by electric railway subject to Part I of the act, and upon every receiver, trustee, executor, administrator, or assignee of any such carrier and that notice of this order be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

By the Commission, Division 1.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5407: Filed, Apr. 1, 1946; 11:33 a. m.]

[1] Filed as part of the original document.

Notices

NAVY DEPARTMENT.

PETROLEUM

CALL FOR BIDS

Invitation to qualified bidders to bid with respect to public sale of petroleum from Naval Petroleum Reserve No. 1 (Elk Hills), Kern County, California.

1. Pursuant to the act of June 4, 1920 (41 Stat. 813), as amended by the act of June 30, 1938 (52 Stat. 1252), and as further amended by the act of June 17, 1944 (58 Stat. 280), the Secretary of the Navy (hereinafter referred to as Navy) has produced and will produce from said Reserve and has and will have available for public sale to the highest qualified bidder petroleum in the estimated quantities, at the approximate times and at the place indicated below. Bids for all of such petroleum are requested in compliance with the terms of the above cited Act and the conditions and provisions to which reference is hereinafter made.

2. The public sale will take place in Room 533, United States Court House and Post Office Building, Temple and Main Streets, Los Angeles 12, California, at 10:00 a. m. April 17, 1946. No one will be permitted to bid at such sale who has not, in advance thereof, filed in writing as provided in the Specifications hereinafter described (a) a bid and (b) a statement describing his qualifications. The bids and statements will be read aloud at said time and place and any interested person may be present and will be heard with respect to the subject matter. A bidder who has complied with the provisions of the Specifications may forthwith, after all proposals have been read, change the price or any other terms of his bid and such change or changes shall immediately be written into his bid. No changes will be permitted, however, which will have the effect of lowering the prices bid. The bids will then be taken under advisement by Navy and an acceptance made within 30 days thereafter but such acceptance shall be subject, however, to the later approval of the President of the United States as explained in the Specifications described below. Navy reserves the right, in the public interest, to reject all bids and order a new public sale.

3. The petroleum which will be offered for sale consists of all of Navy's share of the petroleum produced and saved from the Stevens Oil Zone at Naval Petroleum Reserve No. 1 (Elk Hills) during the period of an exploratory and testing program which was started in July 1945 and will be continued for an indefinite period until completed or abandoned. The successful purchaser will have the right to withdraw from his contract upon 60 days written notice. Navy now has available for immediate delivery approximately 13,500 barrels and estimates that approximately 15,000 barrels will be available each month. The quantity to become available from time to time is entirely dependent on the coming in of producing wells in said Zone and the amount of production, therefrom and from wells already drilled, required, in the opinion of the Operating Committee of the Unit Operation-Naval Petroleum Reserve No. 1 (Elk Hills), to test such wells but not to produce them for any other purpose. The place of delivery will be at the Unit Operation's storage tanks in the Southwest corner of Section 23, Township 30 South, Range 24 East, M. D. B. & N., Kern County, California.

4. Specifications containing detailed information on the quantity offered for sale, form of bids, bond requirements, payments, deliveries, volume measurements, provisions respecting price, grav-

ity determination, form of contract, information to be supplied by bidder, etc., can and should be obtained by prospective bidders from Director, Naval Petroleum and Oil Shale Reserves, Navy Department, Washington, D. C. or the Inspector, Naval Petroleum Reserves in California, 402 United States Court House and Post Office Building, Los Angeles 12, California, or the Supply Officer in Command, Naval Supply Depot, San Pedro, California. All proposals must conform to such Specifications.

JOHN L. SULLIVAN,
Acting Secretary of the Navy.

APRIL 2, 1946.

[F. R. Doc. 46-5442; Filed, Apr. 1, 1946; 3:55 p. m.]

DEPARTMENT OF THE INTERIOR.

Office of the Secretary.

[Order 2179]

COMMISSIONER OF RECLAMATION

DELEGATION OF AUTHORITY

APRIL 1, 1946.

Pursuant to the provisions of the act of December 19, 1941 (55 Stat. 842), it is hereby ordered as follows:

That Departmental Order No. 2018, dated December 22, 1944, and entitled "Delegation of Authority for the Commissioner of Reclamation" be and the same is hereby supplemented by the addition of paragraph (o) of section 1 immediately following the present paragraph (n) to read as follows:

(c) To appoint examiners and examining boards in connection with the settlement of farm units of public and acquired lands on projects, such boards to function in accordance with the rules, regulations, qualifications and standards as prescribed by the Secretary of the Interior.

This order shall be effective immediately.

J. A. KRUG,
Secretary of the Interior.

[F. R. Doc. 46-5457; Filed, Apr. 2, 1946; 10:25 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. SA-116]

ACCIDENT AT WASHINGTON (D. C.) NATIONAL AIRPORT

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States Registry No. 86510 which occurred at Washington National Airport, Washington, D. C., on March 29, 1946.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on Monday, April 8, 1946, in Conference Room B, Departmental Auditorium, Constitution Avenue, between 12th and 14th Streets NW., Washington, D. C.

Dated at Washington, D. C., April 1, 1946.

W. K. ANDREWS,
Presiding Officer.

[F. R. Doc. 46-5491; Filed, Apr. 2, 1946; 11:47 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5937]

KATHERINE MUELLER

In re: Estate of Katherine Mueller, deceased; File D-28-9421; E. T. sec. 12581.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Bertha Zeitler, the next of kin, names unknown, of Bertha Zeitler, Max Kagermeier, the next of kin, names unknown, of Max Kagermeier, Johan Kagermeier and the next of kin, names unknown, of Johan Kagermeier, and each of them, in and to the Estate of Katherine Mueller, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely.

Nationals and Last Known Address

Bertha Zeitler, Germany.
The next of kin, names unknown, of Bertha Zeitler, Germany.
Max Kagermeier, Germany.
The next of kin, names unknown, of Max Kagermeier, Germany.
Johan Kagermeier, Germany.
The next of kin, names unknown, of Johan Kagermeier, Germany.

That such property is in the process of administration by Lincoln Rochester Trust Company and Elmer F. Habrecht, as Executors, acting under the judicial supervision of the Surrogate's Court, Monroe County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5394; Filed, Apr. 1, 1946; 11:30 a. m.]

[Vesting Order 5976]

H. W. WOLTER

In re: Estate of H. W. Wolter, deceased; File D-28-10034; E. T. sec. 14233.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Rudolph Wolter in and to the estate of H. W. Wolter, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Rudolph Wolter, Germany.

That such property is in the process of administration by Otto Wolter and Herbert Wolter, Cheney, Kansas, as Co-executors of the estate of H. W. Wolter, deceased, acting under the judicial supervision of the Probate Court of Sedgwick County, Kansas;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5395; Filed, Apr. 1, 1946; 11:30 a. m.]

[Vesting Order 5979]

WILLIAM DRUFFEL

In re: Estate of William Druffel, deceased; File D-28-9406; E. T. sec. 12517.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Bernard Druffel, Franz Druffel, Maria Druffel, Paula Druffel, Gertrude Druffel, Theodore Berheide, Heinrich Berheide, Joseph Berheide, Loudavika Berheide, Elsie Koetta, Wilhelm Koetta, Kate Koetta, Maria Koetta, Joseph Garthoff, Theodore Garthoff, Heinrich Garthoff, Hugo Garthoff, Franz Garthoff, Anna Garthoff, Wilhelm Garthoff, Kasper Mersman, Heinrich Mersman, Maria Mersman, Gertrude Mersman, and Catherina Mersman, and each of them, in and to the Estate of William Druffel, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Bernard Druffel, Germany.
Franz Druffel, Germany.
Maria Druffel, Germany.
Paula Druffel, Germany.
Gertrude Druffel, Germany.
Theodore Berheide, Germany.
Heinrich Berheide, Germany.
Joseph Berheide, Germany.
Loudavika Berheide, Germany.
Elsie Koetta, Germany.
Wilhelm Koetta, Germany.
Kate Koetta, Germany.
Maria Koetta, Germany.
Joseph Garthoff, Germany.
Theodore Garthoff, Germany.
Heinrich Garthoff, Germany.
Hugo Garthoff, Germany.
Franz Garthoff, Germany.
Anna Garthoff, Germany.
Wilhelm Garthoff, Germany.
Kasper Mersman, Germany.
Heinrich Mersman, Germany.
Maria Mersman, Germany.
Gertrude Mersman, Germany.
Catherina Mersman, Germany.

That such property is in the process of administration by First National Bank of Pullman and Joseph Druffel, as Administrators of the Estate of William Druffel, acting under the judicial supervision of the Superior Court of the State of Washington, in and for the County of Spokane;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5396; Filed, Apr. 1, 1946; 11:30 a. m.]

[Vesting Order 5982]

CHANG YUNG KIM

In re: Estate of Chang Yung Kim, also known as Chung Yup Kim, also known as C. Y. Kim, deceased; File D-39-18451; E. T. sec. 14411; H-377.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding; That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of the widow, and the heirs, next of kin and distributees, names unknown, of Chang Yung Kim, also known as Chung Yup Kim, also known as C. Y. Kim, deceased, and each of them, in and to the Estate of Chang Yung Kim, also known as Chung Yup Kim, also known as C. Y. Kim, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Japan, namely,

Nationals and Last Known Address

Widow, and the heirs, next of kin and distributees, names unknown, of Chang Yung Kim, also known as Chung Yup Kim, also known as C. Y. Kim, deceased, Japan.

That such property is in the process of administration by Chang Ho Ahn, as Administrator, acting under the judicial supervision of the Circuit Court, First Judicial Circuit, Territory of Hawaii;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5397; Filed, Apr. 1, 1946; 11:30 a. m.]

[Vesting Order 5983]

TAMAICHI MIYATA

In re: Estate of Tamaichi Miyata, deceased; File D-39-18397; E. T. sec. 14270; H-360.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Doichi Miyata, Kuichi Miyata and Tsune Miyata, and each of them, in and to the Estate of Tamaichi Miyata, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Japan, namely,

Nationals and Last Known Address

Doichi Miyata, Japan.
Kuichi Miyata, Japan.
Tsune Miyata, Japan.

That such property is in the process of administration by Arthur E. Restarick, as Statutory Administrator, acting under the judicial supervision of the Circuit Court, First Judicial Circuit, Territory of Hawaii;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5398; Filed, Apr. 1, 1946; 11:30 a. m.]

[Vesting Order 5985]

GUSTAV REICH

In re: Estate of Gustav Reich, also known as Gus Reich and G. Reich, deceased. File D-28-9610; E. T. sec. 13312.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Franz Reich, and his personal representatives, heirs, next of kin, legatees and devisees, names unknown; Wilhelm Reich, and his personal representatives, heirs, next of kin, legatees and devisees, names unknown; Emil Reich, and his personal representatives, heirs, next of kin, legatees and devisees, names unknown; and Mrs. Olga Schunk, and her personal representatives, heirs, next of kin, legatees and devisees, names unknown, and each of them, in and to the Estate of Gustav Reich, also known as Gus Reich and G. Reich, deceased.

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Franz Reich, and his personal representatives, heirs, next of kin, legatees and devisees, names unknown, Germany.
Wilhelm Reich, and his personal representatives, heirs, next of kin, legatees and devisees, names unknown, Germany.
Emil Reich, and his personal representatives, heirs, next of kin, legatees and devisees, names unknown, Germany.
Mrs. Olga Schunk, and her personal representatives, heirs, next of kin, legatees and devisees, names unknown, Germany.

That such property is in the process of administration by the Bank of America National Trust and Savings Association, as Executor of the Estate of Gustav Reich, also known as Gus Reich and G. Reich, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Butte;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5399; Filed, Apr. 1, 1946; 11:30 a. m.]

[Vesting Order 6052]

JULIUS ECKERT

In re: Estate of Julius Eckert, deceased; File D-28-10132; E. T. sec. 14425.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Carl Eckert in and to the estate of Julius Eckert, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Carl Eckert, Germany.

That such property is in the process of administration by Adolph Eckert, 2944 S. Twelfth Street, Milwaukee, 7, Wisconsin, as Administrator of the estate of Julius Eckert, deceased, acting under the judicial supervision of the County Court of Milwaukee County, Wisconsin;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5400; Filed, Apr. 1, 1946; 11:30 a. m.]

[Vesting Order 6062]

CHRISTINE WIRTH

In re: Estate of Christine Wirth, deceased; File No. D-28-7995; E. T. sec. 8937.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Marie Heinrich and Pauline Klein, and each of them, in and to the Estate of Christine Wirth, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Addresses

Marie Heinrich, Germany.
Pauline Klein, Germany.

That such property is in the process of administration by the Public Administrator of New York County, as Administrator, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hereing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5401; Filed, Apr. 1, 1946; 11:30 a. m.]

[Vesting Order 6078]

HEDWIG M. ZISKOVEN

In re: Estate of Hedwig M. Ziskoven, deceased; File D-28-9895; E. T. sec. 13978.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Elizabeth Ziskoven, also known as Sister M. Felisa (religious), Maria Ziskoven, Martha Kuerbs, Emmi Ziskoven and Hanna Mueller, and each of them, in and to the Estate of Hedwig M. Ziskoven, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Addresses

Elizabeth Ziskoven, also known as Sister M. Felisa (religious), Germany.
Maria Ziskoven, Germany.
Martha Kuerbs, Germany.
Emmi Ziskoven, Germany.
Hanna Mueller, Germany.

That such property is in the process of administration by Edith Tudor, as Executrix, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5402; Filed, Apr. 1, 1946; 11:30 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 129 Under 3 (e)]

DAVISON CHEMICAL CORP.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum delivered prices for sales of "Magnesium Silicofluoride Concrete Hardener", in the sizes set forth below, manufactured by The Davison Chemical Corporation, Baltimore 3, Md., are established as follows:

[Cents per pound]

Quantity	On sales to—			
	Fertilizer sales division	Wholesalers	Dealers	Consumers
50 lbs.	15	23	35	55
25 lbs.	17	25	37	57
10 lbs.	20	28	40	60

(b) No extra charge may be made for containers.

(c) Each seller of the commodity covered by this order, except a retailer, shall notify each of his purchasers in writing at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchases upon resale and a statement that they have been established by the Office of Price Administration.

(d) Prior to making any delivery of the aforesaid commodity after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum Retail Price ------¢

The blank in the quoted phrase shall be filled in with the applicable maximum retail price.

This order shall become effective April 2, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5419; Filed, Apr. 1, 1946; 11:46 a. m.]

[MPR 64, Amdt. 1 to Order 233]

CALORIC GAS STOVE WORKS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) Order No. 233 under Maximum Price Regulation No. 64, is amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices, including the Federal excise tax, are those set forth below:

Model	Article	Maximum prices for sales by wholesale distributors to retail dealers	
		Zone 2A	Zone 3A
		Each	*Each*
2518	36" range	$79.80	$82.45
2411	40" range	85.20	87.80
2418	Range	92.07	95.94
2468	do	115.10	118.50
3678	Bungalow	108.36	112.58
3688	do	128.13	132.35
2611	Range	72.21	74.99

These prices are f. o. b. wholesale distributor's city. Whenever a wholesale distributor sells any of the stoves to retail dealers equipped with any of the accessories listed below, he may add to the applicable maximum price for the stove shown above, an amount no greater than that set forth below opposite that item of equipment:

Item of equipment:	*Amount which may be added*
Waist high broiler	$9.16
Lamp assembly	4.47
Visible oven door with interior light	4.47
Automatic interior oven light, plain door models	1.90
Minute minder	2.54
Waterback, coal bungalow	5.95
Cast iron diving flue, coal bungalow	6.11
Cover top for models 2611, 2618, 2411, 2418, 3678, and 3688	1.77
Cover top for model 2468	2.73

These prices include Federal excise tax.

In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

2. Paragraph (a) (2) is amended to read as follows:

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Article	Maximum prices for sales to ultimate consumers		
		Zone 1	Zone 2	Zone 2A
		Each	*Each*	*Each*
2618	36" range	$111.50	$115.50	$130.25
2411	40" range	119.25	122.95	138.75
2418	Range	129.50	133.50	150.75
2468	do	159.95	164.25	185.75
3678	Bungalow	151.75	157.75	177.75
3688	do	178.95	184.75	208.50
2611	Range	101.25	104.95	118.50

Model	Article	Maximum prices for sales to ultimate consumers—Continued		
		Zone 3	Zone 3A	Zone 4
		Each	*Each*	*Each*
2618	36" range	$119.25	$134.50	$121.95
2411	40" range	128.75	142.95	129.50
2418	Range	137.50	155.50	140.50
2468	do	168.75	190.75	171.75
3678	Bungalow	163.50	184.50	167.75
3688	do	190.50	215.25	194.75
2611	Range	108.75	122.75	111.50

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting $9.00 in the case of gas bungalow ranges and $6.00 in the case of gas ranges not of the bungalow type from his maximum prices as shown above for sales on an installed basis. Whenever a retail dealer sells a stove equipped with any of the items listed below he may add to the applicable maximum price for the stove shown above, an amount no greater than that set forth below opposite that item of equipment:

Item of equipment	Amount which may be added	
	Zones 1, 2, 3, 4	Zones 2A, 3A
Waist high broiler	$12.50	$11.25
Lamp assembly	6.25	6.95
Visible oven door with interior light	6.25	6.95
Automatic interior oven light, plain door models	2.50	2.95
Minute minder	3.50	3.95
Waterback, coal bungalow	7.95	9.25
Cast iron diving flue, coal bungalow	8.25	9.50
Cover top (models 2611, 2618, 2411, 2418, 3678, and 3688)	2.25	2.75
Cover top for model 2468	3.75	4.25

These prices include Federal excise tax. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) This amendment may be revoked or amended by the Price Administrator at any time.

(c) This amendment shall become effective on the 2d day of April 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5420; Filed, Apr. 1, 1946; 11:45 a. m.]

[MPR 64, Revocation of Order 253]

NORTHWEST METAL PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered,* That Order No. 253 under section 11 of Maximum Price Regulation No. 64 be and hereby is revoked.

This order shall become effective the 2d day of April 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5421; Filed, Apr. 1, 1946; 11:45 a. m.]

[RMPR 136, Order 595]

LEWIS MANUFACTURING CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion and issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Lewis Manufacturing Company, Route 10, Box 1105, Phoenix, Arizona, may sell, f. o. b. plant, each Lewis trailer described in subparagraph (1) below, at a price not to exceed $64.00 plus federal excise tax, and state and local taxes on its sale or delivery of the trailer, and the cost of transporting the trailer to the purchaser, if any.

(1) *Description.* One-wheel Lewis Trailerette; 500 pounds carrying capacity; all steel welded construction; 56" long x 35" wide x 10½" high; 4.00 x 8 4-ply synthetic tire.

(b) Lewis Manufacturing Company is authorized to suggest to resellers a resale price for the trailer described in paragraph (a) (1) consisting of the following:

(1) Suggested resale price: $80.00.

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Phoenix, Arizona, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Lewis Manufacturing Company to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailer.

(c) A reseller of Lewis trailers in any of the territories or possessions of the United States is authorized to sell each of the trailers described in paragraph (a), at a price not to exceed the applicable price established in paragraph (b), to which it may add a sum equal to the expense incurred by or charged to it for: Payment of territorial and insular taxes on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; landing, wharfage and terminal operations.

(d) Lewis Manufacturing Company shall furnish to the Automotive Branch, Office of Price Administration, Washington, D. C., not later than September 30, 1946, detailed total unit costs, computed as specified in section 10 of Revised Maximum Price Regulation 136, based on actual production during March, April, May, June, July and August 1946.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications, or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in the case of a decrease in price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective April 2, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5422; Filed, Apr. 1, 1946; 11:44 a. m.]

[MPR 188, Revocation of Order 4671]

SPERTI INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:* That Order No. 4671 under § 1499.158 of Maximum Price Regulation No. 188 be and it is hereby revoked subject to Supplementary Order No. 40.

This order shall become effective on the 1st day of April 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5424; Filed, Apr. 1, 1946; 11:45 a. m.]

[MPR 188, Order 4933]

KING RAZOR CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by King Razor Corporation, 342 Madison Avenue, New York 17, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Jobbers	Retailers (carton lots)	Retailers (broken carton lots)	Consumers
		Per pkg.	*Per pkg.*	*Per pkg.*	*Per pkg.*
Oscillator razor blades for King oscillator razor	15	$0.36	$0.45	$0.50	$0.75
	10	.25	.30	.34	.50

These maximum prices are for the articles described in the manufacturer's application dated March 4, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 2d day of April 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5425; Filed, Apr. 1, 1946; 11:45 a. m.]

[MPR 591, Order 400]

BASTIAN MORLEY CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 400 under section 16 (b) (1) of Maximum Price Regulation No. 591, Specified mechanical building equipment. Adjustment of maximum prices for sales of water heaters manufactured by the Bastian-Morley Company, Inc. of La Porte, Indiana. Docket No. 6123-591.16-99.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, It is ordered:

(a) *Adjustment of maximum prices for the Bastian-Morley Company, Inc. of La Porte, Ind.* (1) This order permits the Bastian-Morley Company, Inc. of La Porte, Indiana to increase by 6.2 percent its properly established maximum net prices in effect on April 1, 1946, to each class of purchaser for its line of water heaters and repair and service parts therefor.

(2) The maximum net prices set forth in (a) (1) above are subject to discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which the Bastian-Morley Company, Inc. extended or rendered or would have extended or rendered to each class of purchaser during March 1942 on comparable sales of water heaters.

(b) *Maximum prices for resellers.* (1) All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the

manufacture of other products) may add to their properly established maximum prices in effect on April 1, 1946, the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The Bastian-Morley Company, Inc., shall send the following notice to every purchaser of the commodities covered by this order at or before the first invoice after the effective date of this order:

Order No. 400 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for a 6.2 percent increase in maximum net prices in effect on April 1, 1946, for sales by the Bastian-Morley Company, Inc., for its line of water heaters and repair and service parts therefor.

Resellers (but not manufacturers who purchase these items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 400.

(d) All prayers of the application of the Bastian-Morley Company, Inc. of La Porte, Indiana, not herein granted are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 2, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5430; Filed, Apr. 1, 1946; 11:46 a. m.]

[MPR 591, Order 401]

COON ENGINEERING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net price, f. o. b. point of shipment, for sales by the Coon Engineering Company, of the Models AL-45 and AL-55 Aluminum Floor Furnaces manufactured by it and as described in the application dated January 1, 1946, which is on file with the Prefabrication and Building Material Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

On Sales to Dealers: $144.15.

(b) The maximum net price for sales by any person to consumers of the Models AL-45 and AL-55 Aluminum Floor Furnaces manufactured by the Coon Engineering Company of Denver, Colorado, shall be $187.40.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except on sales to consumers upon resale.

(e) The Coon Engineering Company shall stencil on the floor furnaces, or attach a tag to the furnaces covered by this order, the following:

OPA Maximum Retail Price—$_____

NOTE: If a tag is attached it must state, "Do Not Detach."

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 2, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5429; Filed, Apr. 1, 1946; 11:47 a. m.]

[Rev. SO 119, Order 107]

NEW HAVEN CLOCK CO.

ADJUSTMENT OF MAXIMUM PRICES

Correction

Revised Supplementary Order No. 14, cited in the prefatory paragraph of Federal Register Document 46-4244, page 2785 in issue of Saturday, March 16, 1946, should read "Revised Supplementary Order No. 119."

[Rev. SO 119, Order 140]

PACIFIC STOVE AND FOUNDRY CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Pacific Stove and Foundry Company, 1120 West Idaho Street, Seattle, Washington, may compute its adjusted ceiling prices for all articles of the line of coal and wood and oil burning stoves and heaters which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of the OPA Industry Reconversion Increase) increased by 19.9 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price (exclusive of the OPA Industry Reconversion Increase) hereafter properly determined or established in accordance with sections 3, 7, or 8 of Maximum Price Regulation No. 64 increased by 19.9 per cent; or the ceiling price determined in accordance with section 5 of Maximum Price Regulation No. 64 which ceiling price may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(4) The manufacturer shall give each of his purchasers for resale of articles covered by this order a sales invoice which conforms to the provisions of section 11c of Maximum Price Regulation No. 64. On that invoice he must separately state and designate as his "OPA Industry Reconversion Increase" that portion of his adjustment under this order which is equal to five per cent of his ceiling price (exclusive of all adjustments).

Example:

Maximum price of Model X stove (exclusive of all adjustments)	$100.00
Adjusted maximum price under this order	119.90
Invoice must read as follows:	
"Model X stove	$114.90
OPA Industry Reconversion Increase"	5.00
Total	$119.90

The $5.00 figure shown on invoice is 5% of $100.00, the maximum price exclusive of all adjustments.

(b) *Resellers' ceiling prices.* A reseller shall determine his ceiling prices for resales of any article which he has purchased at a ceiling price adjusted under this order as follows:

(1) If he has ceiling prices established for sales of comparable articles he shall calculate his ceiling price under this order by adding to his invoice cost (not including his supplier's separately stated OPA Industry Reconversion Increase) the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

(2) If a reseller cannot establish his ceiling prices under subparagraph (1) above he shall adopt as his ceiling price the ceiling price of his "closest seller of the same class" for the same article produced by the same manufacturer. A reseller's "closest seller of the same class" is a reseller who (a) has established a ceiling price under subparagraph (1) above for sales of the identical model of stove to the same class of purchaser, and (b) is the same general type and class of seller, and (c) is located nearer to the seller than any other seller who meets requirements (a) and (b) of this subparagraph.

(3) If a reseller cannot otherwise find his ceiling price for a particular sale he shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation or § 1372.101 (d) of Maximum Price Regulation No. 210, whichever is applicable. Ceiling prices established under either of those sections will reflect the supplier's prices as adjusted in accordance with this order.

(4) A wholesaler establishing his ceiling prices under this paragraph shall provide each purchaser for resale from him of articles covered by this order with a sales invoice which conforms to the provisions of section 11c of Maximum Price Regulation No. 64 on which he must separately state and designate as his "OPA Industry Reconversion Increase" an amount equal to three fourths of the dollar-and-cent amount of the separately stated "OPA Industry Reconversion Increase" appearing on the manufacturer's invoice to him (as required by section 11a of Maximum Price Regulation No. 64).

(c) *Notification.* At the time of, or prior to the first invoice to each purchaser for resale of articles sold at ceiling prices adjusted under this order, the seller shall notify the purchaser in writing of the method of establishing ceiling prices set by this order for resales by the purchaser. This notice may be given in any convenient form.

(d) *Relationship of this order to Maximum Price Regulation No. 64, Maximum Price Regulation No. 210 and the General Maximum Price Regulation.* All the provisions of Maximum Price Regulation No. 64, Maximum Price Regulation No. 210 and the General Maximum Price Regulation continue to apply to sales of articles covered by this order except to the extent that they are modified by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 1st day of April 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5452; Filed, Apr. 1, 1946; 4:42 p. m.]

[Rev. SO 119, Order 141]

NATIONAL ENAMELING AND STAMPING CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* National Enameling and Stamping Company, 270 North 12th Street, Milwaukee, Wisconsin, may compute its adjusted ceiling prices for all articles of enameled household utensils which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 23.2 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows: A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the sale class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for as long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective, on the 1st day of April 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5453; Filed, Apr. 1, 1946; 4:42 p. m.]

[Rev. SO 119, Order 142]

INDUSTRIAL LAMP CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Industrial Lamp Corporation, 2501 South Dearborn Street, Chicago 16, Illinois may compute its adjusted ceiling prices for all articles of portable electric lamps which it manufacturers, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 20 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No.

188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of portable lamps which the manufacturer has sold at adjusted maximum prices permitted by paragraph (a) above, shall determine their adjusted maximum prices as follows:

(1) *Jobbers.* A reseller at wholesale who determines his maximum resale price under section 4.5 (b) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (b) (2) of section 4.5 on the basis of the manufacturer's adjusted ceiling price as permitted by this order regardless of whether the article was sold by the reseller during March 1942.

A reseller at wholesale who determined his maximum resale price under section 4.5 (c) of Supplementary Regulation 14J shall calculate his ceiling price according to the method provided by paragraph (c) of section 4.5 on the basis of the seller's invoice cost.

A reseller at wholesale who cannot determine his ceiling price in accordance with the foregoing provisions shall apply to the Office of Price Administration for the establishment of his ceiling prices in accordance with the provisions of section 4.5 (d) of Supplementary Regulation 14J. Ceiling prices authorized under that provision will reflect the supplier's prices adjusted in accordance with this order.

(2) *Retailers subject to Maximum Price Regulation No. 580.* A retailer who must determine his maximum prices under Maximum Price Regulation No. 580 by the use of a pricing chart, shall compute his maximum prices in the manner provided by that regulation.

(3) *Other purchasers for resale.* A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale prices cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in section (b) for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 1st day of April 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5454; Filed, Apr. 1, 1946; 4:42 p. m.]

[MPR 599, Order 4]

MAGNAVOX CO.

APPROVAL OF RETAIL CEILING PRICES

Correction

The bracketed designation of maximum price regulation number for Federal Register Document 46–3887, page 2572 in issue of Tuesday, March 12, 1946, should read as set forth above.

[SO 94, Amdt. 1 to Order 25]

SURGEON'S RUBBER GLOVES

SPECIAL MAXIMUM PRICES FOR SALES

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. 25 under Supplementary Order 94 is amended in the following respect:

The description of the gloves set forth in paragraph (b) is amended to read as follows:

Surgeon's rubber gloves, medium weight, rubber grade A.015 gauge, black and brown.

This amendment shall become effective immediately.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5467; Filed, Apr. 2, 1946; 11:37 a. m.]

[SO 94, Amdt. 2 to Order 104]

CERTAIN MEN'S SOCKS

SPECIAL MAXIMUM PRICES

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. 104 under Supplementary Order 94 is amended in the following respect:

Paragraph (b) is amended by adding thereto the following description and prices:

Description	Price for all sales to wholesaler, f. o. b. shipping point	Price for all sales to retailer, f. o. b. shipping point	Price for all sales at retail
Men's arctic socks, heavy wool, knee length, grey, 75% wool, 25% cotton (Federal stock No. 75-S-18505)	$0.47	$0.59	$0.99

This amendment to Order No. 104 shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5468; Filed, Apr. 2, 1946; 11:37 a. m.]

[SO 94, Order 110]

MEN'S NEW BLACK RUBBER HALF HEELS

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which men's new black rubber half heels of the following designated sizes and Federal Stock numbers may be sold and delivered by a United States Government agency, and by any subsequent reseller:

Size:	*Federal stock number*
7/8	72–H–250
9/10	72–H–260
10/11	72–H–270
11/12	72–H–280
12/13	72–H–290
13/14	72–H–300

(b) *Maximum prices.* Maximum prices per pair for sales and deliveries of prices per pair for sales and deliveries of paragraph (a) shall be:

Government's price to shoe manufacturers for all sizes to 13/14	$0.055
Government's price to shoe manufacturers for sizes 13/14 and larger	.065
Government's price to wholesalers for all sizes	.10
Government's price to retailers and shoe repairmen for all sizes	.135
Wholesaler's price to retailers and shoe repairmen for all sizes	.155
Retailer's price to consumers for all sizes unattached, with nails	.25
Retailer's price to consumers for all sizes attached	.35

All the aforesaid maximum prices for sales by the Government and by wholesalers shall be for sales "as is, where is" without nails, and with delivery costs at the buyer's expense.

(c) *Discounts.* Every wholesaler shall continue to maintain his customary discounts for cash.

(d) *Notification.* Any person who sells the rubber half heels described in paragraph (a) to either a wholesaler or retailer shall furnish the purchaser with an invoice of sale setting forth the purchaser's maximum reselling price as set forth in paragraph (b).

(e) *Relationship to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5469; Filed, Apr. 2, 1946; 11:37 a. m.]

[2d Rev. MPR 195, Rev. Order 12]

SALES OF ASSEMBLED RETURNABLE BEVERAGE CASES

Order 12 under 2d RMPR 195 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 7a of 2d Revised Maximum Price Regulation 195, it is ordered:

SECTION 1. *What this order covers.* This order covers *all* sales of assembled returnable (multiple trip) beverage cases produced in those States east of and including the States of Minnesota, Iowa, Nebraska, Kansas, Oklahoma, and Texas.

SEC. 2. *Definition of "assembled returnable beverage case".*—(a) *General.* For the purpose of this order assembled returnable (multiple trip) beverage cases refer to the standard beverage cases listed in Table I in paragraph (b) below, whether strapped or not, as well as similar containers made principally of wood, designed for the transportation and handling of beverage bottles other than milk bottles. A "strapped" case refers either to a full strap or a "hand hole-to-hand hole" strap.

(b) *Description of beverage cases.* The cases described in Table I below are based on the number and size of bottle to be carried by the case, the minimum inside dimensions and the number of pockets required for the case. It should be noted that these dimensions are minimum and that it is customary to build the cases larger than the minimum. Due to the variations of dimension customary in the industry for the same style box and further due to the custom in the industry not to change the price for a minor variation in dimension, only the minimum dimensions are set forth. It should be clearly understood, however, that all the larger customary sizes are covered by this order. However, the maximum price for a case with any dimension smaller than the minimum set forth in Table I shall be established under section 6 of this revised order.

TABLE I

Case No.	Number of bottles	Bottle capacity (fluid oz.)	If partitioned, number of pockets	Minimum inside dimensions (inches)
1	12	24 to 32	12	13⅝ x 11⅝ x 4¾.
2	12	24 to 32	12	15⅜ x 11⅝ x 5¾.
3	24	10 (12 when reamed) or less	24	16⅛ x 10⅝ x 3⅝.
3C	24	10 (12 when reamed) or less	24	16⅛ x 10⅝ x 4¾.
3-28	28	10 or less	28	18½ x 10⅜ x 3¾.
3-30R	30	6 or less	30	13⅛ x 11⅛ x 3 (reamed partitions, ends and sides).
6	24	10 (12 when reamed) or less	24	16⅛ x 16⅝ x 8.
6-Bir	24	10 (12 when reamed) or less (Bireley).	24	16⅛ x 16⅝ x 7½ (has 13/16" bottom—rabetted 4 edges).
8	24	10 or less		14¼ x 9½ x 8.
8C	24	10 or less		14¼ x 9½ x 9.
8-28	28	10 or less		15¾ x 9½ x 8.
9	24	11 to 16		18⅜ x 12⅛ x 9¾.
9B	24	11 to 16	24	18⅜ x 12⅛ x 4½.
9S	24	11 to 16 (Steinie)	24	19⅛ x 12⅛ x 7¼.
9S-C	24	11 to 16 (Steinie)	24	19⅛ x 12⅛ x 8¼.
9S-12	12	11 to 16 (Steinie)	12	12¾ x 9⅝ x 8¼.
11	24	11 to 16		16½ x 11 x 9¾.
11A	12	24 to 32		15 x 11¼ x 12.
11S	24	11 to 16 (Steinie)		17¾ x 11⅝ x 7¼.
11S-C	24	11 to 16 (Steinie)		17¾ x 11⅝ x 8¼.
11S-12	12	11 to 16 (Steinie)		11¾ x 8⅝ x 8¼.
11AS	12	24 to 32 (Steinie)		15¾ x 11⅝ x 10.
13	12	24 to 32	12	15⅜ x 11⅝ x 12.
13S	12	24 to 32 (Steinie)	12	16⅜ x 12⅝ x 10.
13-Bir	12	24 to 32 shaped (Bireley)	12	16⅜ x 12½ x 10 (has 13/16" bottom—rabetted 4 edges).
14	12	24 to 32		15 x 11¼ x 12 (crate with 4 cleats).
14P	12	24 to 32	12	15⅜ x 11⅝ x 12 (crate with 4 cleats).
15	12	24 to 32		15 x 11¼ x 12 (crate with 6 cleats).
15P	12	24 to 32	12	15⅜ x 11⅝ x 12 (crate with 6 cleats).
16	10	26 to 28 (regular type syphon)	10	22 x 8½ x 5⅞.
16A	10	26 to 28 (regular type syphon)	10	22 x 8½ x 12⅝.
18A	6	Half-gallon	6	13½ x 9¼ x 14¼.
18AS	6	Half-gallon (Steinie)	6	10⅜ x 10¼ x 10¾.

[1] Half depth cases. All others are full depth.

If a manufacturer has any question whether the case which he is producing is covered by this order, he should write to the Lumber Branch, Office of Price Administration, Washington 25, D. C., for official clarification giving a complete description of the box, including inside dimensions and whether partitioned as well as number of pockets if partitioned and the size of bottles.

SEC. 3. *Maximum prices by zones.* The maximum price for an assembled beverage case will be the price of the case for the zone in which it is produced and not the price for the zone into which it is delivered. For example, a case produced in Alabama shall always be sold based on the price for that case in Zone 7 (which includes Alabama).

(a) *Zones.* The zones outlined below are the same as those prescribed in Order No. 11 which establishes maximum prices on standard industrial boxes:

Zone 1: The States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, and the following counties in New York State: Franklin, Clinton, Essex, Hamilton, Warren, Fulton, Montgomery, Saratoga, Washington, Schenectady, Schoharie, Albany, Rensselaer, Greene and Columbia.

Zone 2. New York State except those counties included in Zone 1; New Jersey; Pennsylvania; Ohio.

Indiana—That portion of the State north of and including the counties of Vigo, Owen, Monroe, Brown, Bartholomew, Jennings, Ripley, Dearborn.

Illinois—That portion of the State north of and including the counties of Edgar, Douglass, Platt, De Witt, McLean, Tazewell, Peoria, Knox, Warren, and Henderson.

Michigan—The lower peninsula only.

Wisconsin—The Counties of Sauk, Iowa, Lafayette, Columbia, Dane, Green, Rock, Dodge, Jefferson, Walworth, Washington, Waukesha, Ozaukee, Milwaukee, Racine, and Kenosha.

Zone 3: Michigan—The upper peninsula.

Wisconsin—That portion of the State north of and including the counties of Polk, Barron, Chippewa, Taylor, Marathon, Shawano, Langlade, and Oconto.

Zone 4: Wisconsin—That portion of the State north of and including the Counties of Grant, Richland, Juneau, Adams, Marquette, Green Lake, Fond du Lac, Sheboygan; and south of but not including the Counties of Polk, Barron, Chippewa, Taylor, Marathon, Shawano, Langlade, and Oconto.

Iowa—The entire State.

Nebraska—The entire State.

Minnesota—That portion of the State south of but not including the Counties of Wilkin, Otter Tail, Todd, Morrison, Benton, Mille Lacs, Isanti, Chisago.

Kansas—The entire State exclusive of Kansas City, Kansas.

Zone 5: That portion of Minnesota not included in Zone 4.

Zone 6: The States of Delaware, Maryland, and West Virginia, and District of Columbia.

Zone 7: The States of Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Arkansas, Louisiana, Oklahoma, Texas.

Zone 8: The State of Tennessee and that portion of Missouri south of and in-

each seller must keep complete records showing all the information called for by

[F. R. Doc. 46-5467; Filed, Apr. 2, 1946; 11:37 a. m.]

sales by the Government and [illegible] sellers shall be for sales "as is, where is"

clearly understood, however, that all the

Illinois—That portion of the State north of and including the counties of

Zone 8: The State of Tennessee and that portion of Missouri south of and in-

cluding the Counties of Barton, Dade, Polk, Dallas, Laclede, Pulaski, Phelps, Dent, Iron, Madison, Bollinger, Cape Girardeau, Scott, Mississippi.

Zone 9: In the State of Kansas, Kansas City only. That portion of the State of Missouri not included in Zone 8; the State of Kentucky; that portion of the States of Illinois and Indiana not included in Zone 2.

(b) *Maximum prices.* The maximum prices f. o. b. plant for 100 strapped beverage cases by zones are given below in Table II.

TABLE II—MAXIMUM PRICES BY ZONES FOR 100 BEVERAGE CASES

Case No.	STRAPPED CASES, Zones 1-9									Lock corner cases, Zone 1
	1	2	3	4	5	6	7	8	9	
1	$57.00	$63.00	$58.00	$60.00	$56.50	$58.50	$55.50	$57.50	$60.00	$49.00
2	62.00	68.00	63.00	64.00	61.50	63.50	60.00	62.50	65.00	54.00
3	57.50	63.50	58.50	60.50	57.00	59.00	56.00	58.00	60.50	50.00
3C	64.50	67.50	62.50	63.50	61.00	63.00	60.00	62.00	64.50	54.00
3-28	60.00	68.00	66.00	63.00	60.00	62.50	59.00	61.50	64.00	53.50
3-30R	56.00	61.50	57.00	57.50	55.50	57.50	55.00	56.50	58.50	49.50
6	74.50	84.50	77.00	78.00	74.50	77.50	73.50	76.50	79.50	64.50
6-Bir	80.50	90.50	83.50	84.00	80.50	83.50	79.50	82.50	85.50	68.00
8	47.50	54.00	49.00	50.00	47.50	49.50	47.00	48.50	50.50	38.50
8C	51.50	58.00	53.00	54.00	51.50	53.50	51.00	52.50	54.50	42.50
8-28	48.50	55.00	50.00	51.00	48.50	50.50	48.00	49.50	51.50	40.00
9	87.00	104.00	90.00	91.50	87.00	90.50	85.00	89.00	93.50	77.50
9B	65.00	73.50	68.50	67.50	64.00	67.00	63.00	65.50	68.50	57.50
9S	77.50	88.50	81.00	81.50	77.50	80.50	76.00	79.50	83.00	69.00
9S-C	81.50	92.50	84.00	85.50	81.50	84.50	80.00	83.50	87.00	73.00
9S-12	56.00	63.50	58.00	59.00	56.50	58.50	55.50	57.50	60.00	48.00
11	58.00	66.00	60.00	61.00	58.00	60.50	57.00	59.50	62.00	49.00
11A	64.50	74.00	67.00	68.00	65.00	68.00	64.00	66.50	70.00	54.50
11S	51.00	58.00	53.00	54.00	51.50	53.50	50.50	52.50	55.00	43.00
11S-C	55.00	62.00	57.00	58.00	55.50	57.50	54.50	56.50	59.00	46.00
11S-12	42.50	47.50	43.50	44.00	42.50	44.00	41.50	43.00	45.00	33.00
11AS	59.00	67.00	61.00	62.50	59.00	61.50	58.00	60.50	63.50	49.50
13	81.00	93.50	84.00	85.50	81.00	84.50	79.50	83.00	87.00	72.00
13S	78.50	90.50	81.00	82.50	78.50	82.00	77.00	80.50	84.50	69.00
13-Bir	84.50	96.50	87.00	88.50	84.50	88.00	83.00	86.50	90.50	72.50
14	60.00	66.00	60.00	61.00	58.00	60.50	57.00	59.50	62.00	.....
14P	74.00	84.00	75.50	76.50	73.00	76.00	72.00	74.50	77.50	.....
15	63.00	71.00	64.00	65.50	62.00	64.50	61.50	63.50	66.50	.....
15P	78.50	88.50	80.00	81.50	77.50	80.50	76.00	79.50	83.00	.....
16	56.00	63.50	57.50	58.50	55.50	58.00	54.50	57.00	59.50	50.50
16A	79.50	92.00	82.00	83.50	79.50	83.00	78.00	81.50	85.50	72.00
18A	74.50	85.00	77.00	78.00	74.50	77.50	73.00	76.00	80.00	64.00
18AS	70.00	80.00	72.00	73.50	70.00	73.00	68.50	71.50	75.00	61.00

(i) *The above prices (other than lock corner in Zone 1) are for strapped beverage cases only.* If beverage cases are sold without strapping or are not beveled as required, deduct as follows:

TABLE III

Case No.	If sold without strapping (other than lock corner in Zone 1) deduct per 100 cases	If not beveled as required, deduct per 100 cases
1	$0.50	$3.15
2	0.50	3.15
3	0.50	4.20
3C	0.50	4.20
3-28	0.50	4.55
3-30R	0.50	5.45
6	11.50	4.20
6-Bir	11.50	4.20
8	11.50	1.40
8C	11.50	1.40
8-28	11.50	1.40
9	14.00	4.20
9B	0.50	4.20
9S	11.50	4.20
9S-C	11.50	4.20
9S-12	11.50	3.15
11	14.00	1.40
11A	14.00	1.40
11AS	14.00	1.40
11S	11.50	1.40
11S-C	11.50	1.40
11S-12	11.50	3.15
14	14.00	3.15
13S	14.00	3.15
13-Bir	14.00	2.45
14	14.00	4.20
14P	14.00	2.45
15	14.00	4.20
15P	14.00	3.15
16	0.50	3.15
16A	14.00	2.45
18A	14.00	2.45
18AS	14.00	2.45

If in partitioned cases, partitions are beveled but sides and bottoms are not, deduct only $1.40 per C cases.

Lock corner boxes in Zone 1 are priced assuming beveling on partitions but no beveling on sides and bottoms. If these partitions are not beveled, deduct as outlined above and then add $1.40 per C boxes.

(ii) *Other additions and deductions.* The above prices are for beverage cases of standard commercial construction with 3/8" or 7/16" sides, bottoms, and partitions and 3/4", 25/32" or 13/16" ends, except for lock corner boxes in Zone 1 in which the box is constructed with 1/2" sides and bottoms, with at least 4 printed impressions, with top edge of sides, outside edges of bottoms, and top edges of partitions beveled (rounded).

1. *Printing.* If cases do not have at least 4 printed impressions, deduct 1/4¢ for each impression less than 4.

2. *Thickness.*

FOR ALL BEVERAGE CASES EXCEPT LOCK CORNER IN ZONE 1

For 1/2" sides and bottoms add, for half-depth boxes, $3.50 per C boxes; for full depth boxes, $4.50 per C boxes.

For 1/2" or 9/16" bottoms only add $1.75 per C boxes.

For 1/2" or 9/16" sides only add for half depth boxes $1.75 per C boxes and for full depth boxes, $2.75 per C boxes. For 1/2" partitions, add $2.25 per C boxes.

FOR LOCK CORNER BOXES IN ZONE 1

For 7/16" or 3/8" sides and bottoms on lock corner in Zone 1, for half-depth boxes, deduct $3.50 per C boxes and for full-depth boxes deduct $4.50 per C boxes. For 7/16" or 3/8" sides only, deduct for half-depth boxes $1.75 per C boxes and for full-depth boxes deduct $2.75 per C boxes. For 7/16" or 3/8" bottoms only, deduct $1.75 per C boxes.

For 3/4" or 13/16" bottom (except in cases 6-Bir and 13-Bir) add $3.50 per C cases.

3. *One-piece widths.*

For one piece ends over 8" deep add $1 per C boxes.

For one piece ends over 11" deep add $2 per C boxes.

For one piece sides over 8" deep add $1 per C boxes.

For one piece sides over 11" deep add $2 per C boxes.

(The addition for one piece parts can be made only on orders specifying one piece parts and where tongue and groove joints will not be acceptable.)

4. *Reaming.*

For reaming partitions add $2 per C boxes.

For reaming partitions, ends and sides add $3 per C boxes.

The price for Box 3-30R includes the reaming addition.

5. *Painting.*

For painting half-depth cases add $5 per C boxes.

For painting full-depth cases add $9 per C boxes.

These additions may be made only once regardless of the number of coats of paint and varnish.

6. *Quantity differentials.* The prices in Table I apply for cases produced in quantities of 1,250 or more. For lower quantities the following additions may be made per 100 cases.

	Quantities				
	250 through 1,249	100 through 249	50 through 99	25 through 49	25 and under
Nonpartitioned cases	$1.00	$1.50	$2.50	$4.50	$14.00
Half depth, partitioned cases	1.00	2.00	3.00	5.00	15.00
Full depth, partitioned cases	1.50	2.50	3.50	5.50	17.50

(iii) *Delivery.* The maximum prices established by this order are f. o. b. plant.

For delivery by common carrier, actual freight may be added. For delivery (other than local delivery), by private truck owned by the manufacturer, actual cost may be added: *Provided*, That the cost is not in excess of 80 percent of the common carrier rate.

For local delivery (within 30 miles) box plants located in, or delivering into cities of populations in excess of 750,000 (1940 census) may add the charges listed below in Column 1; other plants may add the charges listed in Column 2.

MAXIMUM PERMISSIBLE LOCAL DELIVERY CHARGES PER 100 CASES

Type of box	Column 1 Cities of 750,000 or over	Column 2 Cities of [illegible] 750,000
Half depth, partitioned cases	$1.50	$1.00
Full depth, nonpartitioned cases	1.50	1.00
Full depth, partitioned cases	2.50	1.70

If the seller inserts non-wooden partitions in the full depth non-partitioned cases and delivers them locally he may charge the trucking addition for the full depth partitioned case.

NOTE: According to the 1940 Census the following cities in the area covered by this

order are the only ones having a population in excess of 750,000: Baltimore, Boston, Chicago, Cleveland, Detroit, New York, Philadelphia and St. Louis.

SEC. 4. *Discounts and allowances.* The maximum prices in this order include all commissions, discounts and allowances for resellers. The maximum prices must be reduced by all discounts or allowances customarily made by the seller. Wholesalers or jobbers cannot charge prices higher than the maximum computed by this order.

SEC. 5. *Other provisions.* The provisions of sections 10, 11, 12, 13 and 14 (b) of the regulation shall apply to sales made under this order.

SEC. 6. *Other items or additions.* Any assembled beverage case, other than milk cases, not specifically priced in this order is still covered by the order. Any manufacturer desiring to secure approval for a beverage case not priced in the tables above or to make an extra charge for an operation not listed, including hand nailing, must apply to the Lumber Branch, Office of Price Administration, Washington 25, D. C., for approval of such a price, extra or addition. The application must contain a complete description of the beverage case or operation including inside dimensions, thickness of parts, operations to be performed (such as beveling, hand holes, strapping, etc.) and the costs incident to the production of the item. The Office of Price Administration will approve or authorize a price for the beverage case and/or operations and will assign an authorization number. This authorization number and the date of its approval must appear on any invoice covering the sale or delivery of a beverage case for which a price has been established or on which an authorized additional charge has been made under this section.

SEC. 7. For a period of 30 days after the effective date of this order any person may sell at prices no higher than those heretofore properly computed and established.

This revised order shall become effective April 7, 1946.

NOTE: All record keeping and reporting requirements of this order have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5464; Filed, Apr. 2, 1946; 11:36 a. m.]

[RMPR 436, Amdt. 14 to Order 37]

CRUDE PETROLEUM AND NATURAL AND PETROLEUM GAS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

The first paragraph immediately preceding the table in Order 37 is amended to read as follows:

(a) The maximum price for crude petroleum run from the receiving tank on or after March 1, 1945 and produced in any of the pools set out below to an applicant or to any person purchasing prior to an application shall be the maximum price as determined under section 10 and 11 plus increases permitted under section 12 (b) and the amount of the increase designated below:

This amendment shall be effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5450; Filed, Apr. 1, 1946; 4:41 p. m.]

[MPR 594, Amdt. 3 to Rev. Order 4]

FORD MOTOR CO.

MAXIMUM PRICE FOR NEW PASSENGER AUTOMOBILES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9b of Maximum Price Regulation 594, *It is ordered:*

Revised Order No. 4 under Maximum Price Regulation 594 is amended in the following respects:

1. Subparagraph (1) of paragraph (a) is amended to read as follows:

(1)

Description	*Net wholesale price*
DeLuxe eight:	
3-passenger coupe	$671.10
Tudor sedan	710.26
Fordor sedan	749.63
Chassis with open or closed front end	545.04
Super DeLuxe eight:	
3-passenger coupe	717.40
Tudor sedan	756.91
Fordor sedan	796.32
Sedan coupe	785.32
Convertible coupe	902.89
Station wagon	941.42
Chassis with open or closed front end	598.33

2. Subparagraph (1) of paragraph (d) is amended to read as follows:

Description	*List Price*
DeLuxe eight:	
3-passenger coupe	$846
Tudor sedan	895
Fordor sedan	945
Chassis with open or closed front end	687
Super Deluxe eight:	
3-passenger coupe	904
Tudor sedan	954
Fordor sedan	1,004
Sedan coupe	991
Convertible coupe	1,139
Station wagon	1,186
Chassis with open or closed front end	754

This amendment shall be effective as of March 11, 1946, for Ford Motor Company's new Ford passenger automobiles delivered on or after March 11, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5350; Filed, Mar. 29, 1946; 4:53 p. m.]

[RMPR 528, Order 99]

WABER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for a 10.00-24 Waber Double Seal Special Purpose Truck Tube manufactured for The Waber Co., Chicago, Illinois, shall be, $29.55 each.

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5465; Filed, Apr. 2, 1946; 11:37 a. m.]

[MPR 594, Amdt. 3 to Order 7]

CHRYSLER CORPORATION

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order 7 is amended in the following respects:

1. Subparagraphs (1) and (2) of paragraph (a) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule less a wholesale delivery payment of $30.00 and the applicable retroactive volume payment in subparagraph (i) below, when the direct dealers are entitled to such payments under their Company-direct dealer agreements:

Model	Description	Net wholesale price
D-24 De Luxe	3-passenger coupe	$787.01
	2-door sedan	837.98
	4-door sedan	872.54
D-24 Custom	Club coupe	912.70
	4-door sedan	919.89
	Convertible coupe	1,087.07

(i) *Retroactive volume payment:*

Quantity of new automobiles:	*Volume payment*
26 to 50	$6.00
51 to 100	12.00
101 to 175	18.00
176 to 250	24.00
251 and up	30.00

(2) *Charges for extra or optional* equipment. A charge for each item of

extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule:

Description	*Net wholesale price*
Accessory Group "A": Bumper end buffer plates—front, Bumper end buffer plates—rear, Cigar lighter, Clock, electric, Wheel covers, plastic	$26.87
Accessory Group "B": Bumper end buffer plates—front, Cigar lighter	7.04
Accessory Group "C": Bumper end buffer plates—front, Bumper end buffer plates—rear, Cigar lighter, Clock, electric, Directional signal lights, Wheel covers, plastic	32.68
Accessory Group "CC": Front bumper end plates, Rear bumper end plates, Directional signal lights	13.44
"A" cooling system	4.33
Bumper end buffer plates—front	5.16
Bumper end buffer plates—rear	4.45
Bumper end buffer plates—front and rear	9.61
Cigar lighter	1.86
Clock, electric	8.54
Commercial duty springs	2.47
Directional signal lights	7.97
Export tool kit	4.95
Extreme duty springs	2.47
Fluid drive	22.58
Hand brake signal flasher	2.78
Heaters: All weather air control system	44.66
Comfort master with fresh air intake and defroster attachment	28.95
Comfort master with defroster attachment	19.31
Leather—tan: All sedans	32.51
3 passenger coupe	16.26
Club coupe	32.51
Leather upholstery (tan, blue or green) for convertible coupe	6.19
Locking gas cap	1.11
Lock—glove box	.73
1⅜" Over-size shock absorbers and stone shields	6.19
Plastic wheel covers (4)	6.63
Radio antennae: Skyway type 50"	3.22
Skyway type—long	3.84
Header type	5.38
Right hand drive	6.19
4.5" rims over standard 4" rims	1.24
Shock absorber stone shields—rear	.87
Special body color	24.74
Terne plated muffler and heavy guage tail pipe	.62
Tires: 6.50x16—4 ply over standard 6.0x16 4 ply	6.68
6.50x16—6 ply over standard 6.00x16 4 ply	16.92
Tires: 4 6.00x16 6 ply	10.89
Tubes: Lifeguard for: 6.00x16 4 ply tires	26.13
Two tone color (except for convertible coupes and 7 passenger sedans)	9.28

2. Subparagraph (2) of paragraph (d) is amended to read as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the amount of the applicable net wholesale price in that schedule:

Description	*Net wholesale price*
Accessory Group "A": Bumper end buffer plates—front, Bumper end buffer plates—rear, Cigar lighter, Clock, electric, Wheel covers, plastic	$28.21
Accessory Group "B": Bumper end buffer plates—front, Cigar lighter	7.39
Accessory Group "C": Bumper end buffer plates—front, Bumper end buffer plates—rear, Cigar lighter, Clock, electric, Directional signal lights, Wheel covers, plastic	34.81
Accessory Group "CC": Front bumper end plates, Rear bumper end plates, Directional signal lights	14.11
"A" cooling system	4.55
Bumper end buffer plates—front	5.42
Bumper end buffer plates—rear	4.67
Bumper end buffer plates—front and rear	10.09
Cigar lighter	1.95
Clock, electric	8.97
Commercial duty springs	2.59
Directional signal lights	8.37
Export tool kit	5.20
Extreme duty springs	2.59
Fluid drive	23.71
Hand brake signal flasher	2.92
Heaters: All weather air control system	46.89
Comfort master with fresh air intake and defroster attachment	30.40
Comfort master with defroster attachment	20.28
Leather—tan: All sedans	34.14
3 passenger coupe	17.07
Club coupe	34.14
Leather upholstery (tan, blue or green) for convertible coupes	6.50
Locking gas cap	1.17
Lock-glove box	.77
1⅜" Over-size shock absorbers and stone shields	6.50
Plastic wheel covers (4)	6.96
Radio antennae: Skyway type 50"	3.38
Skyway type—long	4.03
Header type	5.65
Right hand drive	6.50
4.5" rims over standard 4" rims	1.30
Shock absorber stone shields—rear	.91
Special body color	25.98
Terne plated muffler and heavy gauge tail pipe	.65
Tires: 6.50 x 16—4 ply over standard 6.00 x 16—4 ply	7.01
6.50 x 16—6 ply over standard 6.00 x 16—4 ply	17.77
Tires: 4 6.00 x 16—6 ply	11.43
Tubes—Lifeguard for: 6.00 x 16—4 ply tires	27.44
Two tone color (except for convertible coupes and 7 passenger sedans)	9.74

3. Subparagraphs (1) and (2) of paragraph (f) are amended to read as follows:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable factory retail price in the following schedule:

Model	Description	Factory retail price
D-24 De Luxe	3-passenger coupe	$981
	2-door sedan	1,044
	4-door sedan	1,087
D-24 Custom	Club coupe	1,137
	4-door sedan	1,147
	Convertible coupe	1,356

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable factory retail price in the schedule:

Description	*Factory retail price*
Accessory Group "A": Bumper end buffer plates—front, Bumper end buffer plates—rear, Cigar lighter, Clock, electric, Wheel covers, plastic	$35.80
Accessory Group "B": Bumper end buffer plates—front, Cigar lighter	8.75
Accessory Group "C": Bumper end buffer plates—front, Bumper end buffer plates—rear, Cigar lighter, Clock, electric, Directional signal lights, Wheel covers, plastic	43.35
Accessory Group "CC": Front bumper end plates, Rear bumper end plates, Directional signal lights	16.55
"A" cooling system	5.60
Bumper end buffer plates—front	6.40
Bumper end buffer plates—rear	5.80
Bumper end buffer plates—front and rear	12.25
Cigar lighter	2.35
Clock, electric	12.35
Commercial duty springs	3.20
Directional signal lights	10.20
Export tool kit	6.40
Extreme duty springs	3.20
Fluid drive	29.15
Hand brake signal flasher	3.75
Heaters: All weather air control system	56.10
Comfort master with fresh air intake and defroster attachment	37.40
Comfort master with defroster attachment	25.15
Leather—tan: All sedans	41.95
3 passenger coupe	21.00
Club coupe	41.95
Leather upholstery (tan, blue or green) for convertible coupes	8.70
Locking gas cap	1.65
Lock—glove box	.90
1⅜" Over-size shock absorbers and stone shields	8.00
Plastic wheel covers (4)	9.00
Radio antennae: Skyway type 50"	4.40
Skyway type—long	5.35
Header type	7.20
Right hand drive	8.70
4.5" rims over standard 4" rims	1.60
Shock absorber stone shields—rear	1.20
Special body color	32.05
Terne plated muffler and heavy gauge tail pipe	.80
Tires: 6.50 x 16—4 ply over standard 6.00 x 16—4 ply	8.60
6.50 x 16—6 ply over standard 6.00 x 16—4 ply	21.85
Tires: 4 6.00 x 16 6 ply	14.20
Tubes—Lifeguard for: 6.00 x 16 4-ply tires	40.50
Two tone color (except for convertible coupes and 7 passenger sedans)	11.65

This amendment shall be effective as of March 11, 1946, for Dodge passenger automobiles and extra or optional equipment which are delivered to resellers on and after March 11, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5359; Filed, Mar. 29, 1946; 4:56 p. m.]

[MPR 594, Amdt. 4 to Order 9]

FORD MOTOR CO. ET AL.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order 9 is amended in the following respects:

1. Subparagraphs (1) and (2) of paragraph (a) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule less a wholesale delivery payment of $25.00 when the distributors or direct dealers are entitled to such payment under their Company-distributor or direct dealer agreements.

Model	Description	Net wholesale price
P-15 de luxe	3-passenger coupe	$748.66
	2-door sedan	780.37
	Club coupe	812.21
	4-door sedan	821.62
P-15 special de luxe	3-passenger coupe	772.60
	2-door sedan	801.07
	Club coupe	833.21
	4-door sedan	833.45
	Convertible coupe	963.06
	Station wagon	986.29

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule:

Description	*Net wholesale price*
"A" cooling	$1.95
Accessory group "C": Extra windshield wiper	4.64
Extra sun visor	4.64
Armrest: Left (de luxe only)	1.89
Left and right (de luxe only)	3.79
Bumper guards: Front center	1.50
Rear center	1.81
Outer front	3.88
Outer rear	3.82
Cigar lighter	1.86
Clock, electric	8.54
Crankcase ventilator package	.90
Directional signal	7.97
Economy group No. 1	2.76
Economy group No. 2	3.63
Export tool kit	4.95
Extreme duty springs	2.47
Heater with defroster: Twin all-weather	45.40
Comfort master	19.96
De luxe	16.45
Leather trim over cloth: 2-door and 4-door sedans and club coupe	30.70
3-passenger coupe	15.35
Leather upholstery (tan, blue or green) for convertible coupes	6.19
Lock glove box	.70
Locking gas cap	1.11
1⅜" over-size shock absorbers and stone shields	6.19
Powermatic shift	5.88
Radio antenna: Skyway type	3.84
Header type	5.38
4.5" rims over standard 4" rims	1.24
Special body color	24.74
Special color paint (hood, fenders, and sheetmetal, etc.) for station wagons	$4.64
Shock absorbers—double capacity	7.22
Shock absorber stone shields	.87
Terne plated muffler and heavy gage tail pipe	.62
Tires: 4—6.50 x 16, 4 ply; over standard 6.00 x 16, 4 ply	6.68
4—6.50 x 16, 6 ply; over standard 6.00 x 16, 4 ply	16.92
4—6.00 x 16, 6 ply	10.89
Wheel rings, set of 5	6.49
Right hand drive	6.19

2. Subparagraph 2 of paragraph (d) is amended to read as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the amount of the applicable net wholesale price in that schedule:

Description	*Net wholesale price*
"A" cooling	$2.05
Accessory group "C": Extra windshield wiper	4.87
Extra sun visor	4.87
Armrests: Left (de Luxe only)	1.98
Left and right (de Luxe only)	3.98
Bumper guards: Front center	1.58
Rear center	1.90
Outer front	4.07
Outer rear	4.01
Cigar lighter	1.95
Clock, electric	8.97
Crankcase ventilator package	.95
Directional signal	8.37
Economy group No. 1	2.90
Economy group No. 2	3.81
Export tool kit	5.20
Extreme duty springs	2.59
Heater with defroster: Twin all-weather	47.67
Comfort master	20.96
De luxe	17.27
Leather trim over cloth: 2 door and 4 door sedans and club coupe	32.24
3 passenger coupe	16.12
Leather upholstery (tan, blue or green) for convertible coupes	6.50
Lock glove box	.74
Locking gas cap	1.17
1⅜" over-size shock absorbers and stone shields	6.50
Powermatic shift	6.17
Radio antennae: Skyway type	4.03
Header type	5.65
4.5" rims over standard 4" rims	1.30
Special body color	25.98
Special color paint (hood, fenders and sheetmetal, etc.) for station wagons	4.87
Shock absorbers—double capacity	7.58
Shock absorber stone shields	.91
Terne plated muffler and heavy gauge tail pipe	.65
Tires: 4—6.50 x 16, 4 ply; over standard 6.00 x 16, 4 ply	$7.01
4—6.50 x 16, 6 ply; over standard 6.00 x 16, 4 ply	17.77
4—6.00 x 16, 6 ply	11.43
Wheel rings, set of 5	6.81
Right hand drive	6.50

3. Subparagraphs (1) and (2) of paragraph (e) are amended to read as follows:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable factory retail price in the following schedule:

Model	Description	Factory retail price
P-15 de luxe	3-passenger coupe	$912.00
	2-door sedan	949.00
	Club coupe	990.00
	4-door sedan	999.00
P-15 special de luxe	3-passenger coupe	952.00
	2-door sedan	987.00
	Club coupe	1029.00
	4-door sedan	1027.00
	Convertible coupe	1186.00
	Station wagon	1215.00

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable factory retail price in the schedule:

Description	*Factory retail price*
"A" Cooling	$2.40
Accessory Group "C": Extra windshield wiper	5.85
Extra sun visor	5.85
Armrest: Left (De Luxe only)	2.75
Left and right (De Luxe only)	5.50
Bumper guards: Front center	1.80
Rear center	2.40
Outer front	4.90
Outer rear	4.80
Cigar lighter	2.35
Clock, electric	12.35
Crankcase ventilator package	1.15
Directional signal	10.75
Economy Group No. 1	3.75
Economy Group No. 2	4.95
Export Tool Kit	6.40
Extreme Duty Springs	3.20
Heater with defroster: Twin all-weather	57.25
Comfort master	26.20
De Luxe	20.10
Leather trim over cloth: 2 door and 4 door sedans and club coupe	39.60
3 passenger coupe	19.80
Leather upholstery (tan, blue or green) for convertible coupes	8.70
Lock glove box	.85
Locking gas cap	1.65
1⅜" over-size shock absorbers and stone shields	8.00
Powermatic shift	7.60
Radio antennae: Skyway type	5.35
Header type	7.20
4.5" rims over standard 4" rims	1.60
Special body color	32.05
Special color paint (hood, fenders, and sheetmetal, etc.) for station wagons	5.85
Shock absorbers—double capacity	9.30
Shock absorber stone shields	1.15
Terne plated muffler and heavy gauge tail pipe	.80
Tires: 4 6.50 x 16—4 ply over standard 6.00 x 16—4 ply	8.60
4 6.50 x 16—6 ply over standard 6.00 x 16—4 ply	21.85
4. 6.00 x 16—6 ply over standard 6.00 x 16—4 ply	14.20
Wheel rings, set of 5	8.70
Right hand drive	8.70

This amendment shall be effective as of March 11, 1946, for new Plymouth passenger automobiles and extra or optional equipment which are delivered to resellers on and after March 11, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5352; Filed, Mar. 29, 1946; 4:54 p. m.]

applicable net wholesale price in that schedule:

Model	Description	Distributor or zone price
"600" series:		
4649	2-door sedan	$791.03
4643	Brougham	832.37
4648	4-door sedan	835.55
Ambassador 6 series:		
4669	2-door sedan	828.50
4663	Brougham	868.11
4668	4-door sedan	908.82

(i) *Wholesale allowance.* The company will bill the distributor or zone the following wholesale allowance for each new automobile the distributor or zone resells at retail.

Model	Description	Wholesale allowance
"600" series:		
4649	2-door sedan	$27.21
4643	Brougham	28.58
4648	4-door sedan	28.16
Ambassador 6 series:		
4669	2-door sedan	41.42
4663	Brougham	44.87
4668	4-door sedan	45.69

(ii) *Quantity discount.* When the distributor or zone shall have sold at retail one of the quantities of new Nash automobiles listed in the following schedule, the Company shall pay to that distributor or zone in accordance with its sales franchise agreement the amount obtained by applying the applicable percent in the schedule to the respective list price in subparagraph (1) of paragraph (d):

Quantity	"600" series	Amb. 6
	Percent	*Percent*
12–50 automobiles	0.5	0.5
51–100 automobiles	1.0	1.0
101–150 automobiles	1.25	1.5
151–200 automobiles	1.5	2.0
201–250 automobiles	1.75	2.5
251 automobiles up	2.0	3.0

2. Subparagraph (2) of paragraph (a) is amended to read as follows:

(2) *Charge for extra or optional equipment.* A charge to the distributor or zone for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable distributor or zone price in the schedule, plus the applicable E. O. H. charge in the schedule.

Description	Distributor or zone price	E. O. H. charge
Chrome Trim Rings	$5.65	$0.40
Cruising Gear—Ambassador 6 series	50.95	3.55
Cruising Gear—"600" series	49.00	3.45
Directional Signals, all models—both series	10.65	.75
Foam Sponge Cushions, front and rear	12.10	.85
Foam Sponge Cushion, Single front or single rear	6.05	.45
No-roll, all models—both series	5.40	.40
Oil Bath Air Cleaner, all models—both series	3.80	.25
Side Window Reveals, "600" series	3.85	.30
Special Color Options—single color, both series	19.75	1.40
Special Color Options—two tone color, both series	28.35	2.00
Two Tone Colors, all models—both series	8.60	.60
Upholstery:		
Leather, Business Coupes—both series	31.80	2.25
Leather, Brougham and Sedans—both series	44.85	3.10
Canda Cloth, "600" series—all models	6.35	.45
Whipcord or Mohair, "600" series—all models	20.35	1.45
Upholstery:		
Broadcloth, "600" series—all models	54.75	3.85
Broadcloth, Ambassador 6 series—all models	34.40	2.40
Vacuum booster pump, all models—both series	3.70	.25
Weather eye, all models—both series	21.70	1.50
Wheel discs, all models—both series	6.35	.45
Wheel shields, rear—Ambassador 6 series only	9.25	.65
Radio antenna:		
Vacuum operated	7.15	.50
Manual operated	3.70	.25

3. Subparagraph (7) of paragraph (a) is amended to read as follows:

(7) *Charge for Federal excise taxes and factory handling and delivery.* A combination charge billed as "E. O. H." to cover Federal excise taxes and factory handling and delivery not to exceed the following applicable amount.

"600" Series	$66.50
Ambassador 6 Series	71.65

4. Subparagraphs (1) and (2) of paragraph (b) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule:

Model	Description	Net wholesale price
"600" series:		
4649	2-door sedan	$818.24
4643	Brougham	860.95
4648	4-door sedan	863.71
Ambassador 6 series:		
4669	2-door sedan	869.92
4663	Brougham	942.98
4668	4-door sedan	954.51

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the amount of the applicable net wholesale price in the schedule, plus the applicable "E. O. H." charge in the schedule.

Description	Net wholesale price	E. O. H. charge
Chrome trim rings	$6.40	$0.40
Cruising gear—Ambassador 6 series	53.50	3.55
Cruising gear—"600" series	50.30	3.45
Directional signals, all models—both series	13.00	.75
Foam sponge cushions, front and rear	13.35	.85
Foam sponge cushion single front or single rear	6.70	.45
No-roll, all models—both series	6.35	.40
Oil Bath Air Cleaner, all models—both series	4.00	0.25
Side Window Reveals, "600" series	4.15	.30
Special Color Options—single color, both series	31.85	2.00
Special Color Options—two tone color, both series	22.30	1.40
Two Tone Colors, all models—both series	9.55	.60
Upholstery:		
Leather, Business Coupes—both series	34.25	2.25
Leather, Brougham and Sedans—both series	47.75	3.10
Canda Cloth "600" series—all models	7.00	.45
Whipcord or Mohair, "600" series—all models	22.90	1.45
Broadcloth, "600" series—all models	61.10	3.85
Broadcloth, Ambassador 6 Series—all models	38.20	2.40
Vacuum Booster Pump, all models—both series	4.70	.25
Weather Eye, all models—both series	24.70	1.50
Wheel Discs, all models—both series	7.15	.45
Wheel Shields, rear—Ambassador 6 series only	11.80	.65
Radio Antenna:		
Vacuum operated	7.95	.50
Manual operated	4.05	.25

5. Subparagraph (7) of paragraph (b) is amended to read as follows:

(7) *Charge for Federal excise taxes and factory handling and delivery.* A combination charge billed as "E. O. H." to cover Federal excise taxes and factory handling and delivery not to exceed the following applicable amount:

"600" Series	$66.50
Ambassador 6 series	71.65

6. Subparagraphs (1) and (2) of paragraph (d) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable retail list price in the following schedule:

Model	Description	Retail list price
"600" series:		
4649	2-door sedan	$995
4643	Brougham	1,046
4648	4-door sedan	1,051
Ambassador 6 series:		
4669	2-door sedan	1,063
4663	Brougham	1,174
4668	4-door sedan	1,188

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable retail list price in the schedule, plus the applicable "E. O. H." charge in the schedule.

Description	Retail list price	E. O. H. charge
Chrome Trim Rings	$9.75	$0.40
Cruising Gear—Ambassador 6 series	83.10	3.53
Cruising Gear—"600" series	57.30	3.45
Directional Signals, all models—both series	17.35	.75
Foam Sponge Cushions, front and rear	19.75	.85
Foam Sponge Cushion, single front or single rear	8.35	.45
No-roll, all models—both series	9.25	.40
Oil Bath Air Cleaner, all models—both series	4.80	.25
Side Window Reveals, "600" series	5.30	.30
Special Color Options—single color, both series	29.70	1.40
Special Color Options—two tone color, both series	41.60	2.00
Two Tone Colors, all models—both series	11.95	.60
Upholstery:		
Leather, Business Coupes—both series	43.05	2.25
Leather, Brougham and Sedans—both series	59.85	3.10
Canda Cloth, "600" Series—all models	8.95	.43
Whipcord or Mohair, "600" series—all models	29.75	1.45
Broadcloth, "600" series—all models	77.50	3.85
Broadcloth, Ambassador 6 series—all models	47.75	2.40
Vacuum Booster Pump, all models—both series	4.95	.25
Weather Eye, all models—both series	34.85	1.70
Wheel Discs, all models—both series	10.55	.45
Wheel Shields, rear—Ambassador 6 series only	15.60	.65
Radio Antenna:		
Vacuum operated	11.25	.50
Manual operated	5.40	.25

7. Subparagraph (4) of paragraph (d) is amended to read as follows:

(4) *Charge for Federal excise taxes and factory handling and delivery.* A combination charge billed as "E. O. H." to cover Federal excise taxes and factory handling and delivery not to exceed the following applicable amount:

"600" Series	$66.50
Ambassador 6 Series	71.65

All requests for amendment not granted herein are denied.

This amendment to Order No. 11 may be amended or revoked by the Administrator at any time.

This amendment shall be effective as of 21st day of March 1946, for new Nash passenger automobiles delivered on or after 21st day of March 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5364; Filed, Mar. 29, 1946; 4:58 p. m.]

[MPR 594, Amdt. 3 to Order 12]

HUDSON MOTOR CAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 12 under Maximum Price Regulation 594 is amended in the following respects:

1. Subparagraph (1) of paragraph (a) is amended to read as follows:

(1) *Automobile.*

Description	Company net price	List price
Model 51 (Super Six):		
Chassis	$682.39	$843
3-passenger coupe	889.75	1,101
Brougham	910.36	1,127
Sedan	930.69	1,151
Club coupe	938.63	1,162
Convertible Brougham	1,166.08	1,446
Model 52 (Commodore Six)		
3-passenger coupe	974.67	1,208
Brougham	1,006.43	1,247
Sedan	1,023.63	1,280
Club coupe	1,034.14	1,282
Model 53 (Super Eight):		
Chassis	754.86	932
Club coupe	1,039.67	1,286
Sedan	1,044.58	1,289
Model 54 (Commodore Eight):		
Club coupe	1,081.65	1,341
Sedan	1,090.28	1,353
Convertible Brougham	1,279.44	1,587

2. Subparagraph (2) (i) of paragraph (a) is amended to read as follows:

(i) *Extra or optional equipment.* The schedule for extra or optional equipment in subparagraph (2) (i) of paragraph (a) is amended to read as follows:

Description	Schedule: Company net price to distributor	Schedule: Distributor net price to dealer	List price
Arm rests, extra, front door, all models	$2.72	$2.91	$3.66
Combination fuel and vacuum pump, all models	4.53	4.85	6.10
Direction indicator, Models 51 and 53	16.29	17.45	21.95
Direction indicator, Models 52 and 54	9.05	9.70	12.20
Drivemaster, all models, except with RHD	53.83	56.11	69.59
Electric clock, Models 51 and 53	8.60	9.21	11.58
Fender lamps, Models 51 and 53	9.86	10.56	13.28
Front and rear bumper extension, Models 51 and 53	12.56	13.46	16.93
Headlight dimming resistor	0.77	0.82	1.03
Hub caps, large, Models 51 and 53	5.88	6.30	7.92
Leather trims, full:			
Sedans, all models and Broughams, Models 51 and 52	33.94	36.36	45.74
3-Passenger Coupe, Models 51 and 52	23.98	25.69	32.31
Club Coupe, all models	29.86	31.99	40.24
Leather trims, three-quarter:			
Sedans, Models 51 and 53; and Broughams, Model 51	26.99	28.92	36.38
3-Passenger Coupe, Model 51, Club Coupe, Models 51 and 53	19.67	21.08	26.52
Sedans, Models 52 and 54; and Broughams, Model 52	24.39	26.13	32.87
3-Passenger Coupe, Model 52, Club Coupe, Models 52 and 54	32.19	34.49	43.38
Leather grain trims, three-quarter:	28.24	30.26	38.06
Sedans, Models 51 and 53; and Broughams, Model 51	22.12	23.15	29.50
3-Passenger Coupe, Model 51, Club Coupe, Models 51 and 53	16.18	16.93	21.57
Sedans, Models 52 and 54; Broughams, Model 52	20.00	20.93	26.67
3-Passenger Coupe, Model 52, Club Coupe, Models 52 and 54	26.32	27.55	35.10
Oil bath air cleaner, all models	18.83	19.71	25.11
Overdrive, all models	23.12	24.20	30.83
Police and taxicab clutch with heavy rear chassis springs, 11" brakes and heavy type seat cushion springs	2.03	2.18	2.74
Rubber cushion pads:	55.39	58.47	72.63
All seats, Models 51 and 53	6.97	7.47	9.40
Front seats only, Models 51 and 53	10.86	11.64	14.64
Steering wheel, 17" with horn operating Ring, Models 51 and 53	5.43	5.82	7.32
	3.76	4.03	5.07

Description	Schedule: Company net price to distributor	Schedule: Distributor net price to dealer	List price
Steering wheel, 18" Models 51 and 53	$12.22	$13.09	$16.47
Special paint, nepal-ivory, all models	36.20	38.79	48.79
Special paint, copper red, all models	9.05	9.70	12.20
Special two-tone paint, copper red and harvest tan, all models	36.20	38.79	48.79
Two-tone paint, standard colors, all models	11.31	12.12	15.25
Vacumotive drive, all models	25.60	27.02	33.57
Vacuum antenna, all models	5.88	6.30	7.92
Visor, fixed type, extra, Models 51 and 53	2.04	2.19	2.75
Visors, two, swivel type, Models 51 and 53	3.17	3.40	4.28
Weathermaster, all models	22.88	28.85	40.57
Wheel rim trim rings, all models	7.93	8.50	10.69
Window reveal mouldings:			
Sedans and Broughams, Models 51 and 53	11.31	12.12	15.25
Coupes	6.34	6.79	8.54
TIRE OPTIONS			
4-16 x 6.00 6-ply tires over 4-16 x 6.00 4-ply tires, Models 51 and 53	13.34	14.29	17.97
4-15 x 6.50 4-ply tires, including large hub caps, over 4-16 x 6.00 4-ply tires, Models 51 and 53	12.36	13.35	16.79
4-15 x 6.50 6-ply tires, including large hub caps, over 4-16 x 6.00 4-ply tires, Models 51 and 53	25.63	27.46	34.54
4-15 x 7.00 4-ply tires, including large hub caps, over 4-16 x 6.00 4-ply tires, Models 51 and 53	20.07	21.50	27.04
4-15 x 7.00 6-ply tires, including large hub caps, over 4-16 x 6.00 4-ply tires, Models 51 and 53	28.11	40.83	51.36
4-15 x 6.50 6-ply tires over 4-15 x 6.50 4-ply tires, Models 52 and 54	13.16	14.10	17.71
4-15 x 7.00 4-ply tires over 4-15 x 6.50 4-ply tires, Models 52 and 54	7.12	7.63	9.60
4-15 x 7.00 6-ply tires over 4-15 x 6.50 4-ply tires, Models 52 and 54	21.79	23.35	29.37

Maximum prices for three-quarter leather grain trims which were delivered prior to March 11, 1946, irrespective of date of resale to public shall not exceed the following applicable prices:

Description	Company net price to distributor	Distributor net price to dealer	List price
Leather grain trims, three-quarter:			
Sedans, Models 51 and 53; and Broughams, Model 51	$20.81	$21.78	$27.75
3-Passenger Coupe, Model 51	14.89	15.58	19.85
Club Coupe, Models 51 and 53	18.72	19.59	24.96
Sedans, Models 52 and 54; and Broughams, Model 52	25.01	26.18	33.36
3-Passenger Coupe, Model 52	17.54	18.36	23.39
Club Coupe, Models 52 and 54	21.84	22.86	29.12

This amendment shall be effective as of March 11, 1946, for Hudson new passenger automobiles and extra or optional equipment delivered to a reseller on or after March 11, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5351; Filed, Mar. 29, 1946; 4:53 p. m.]

[F. R. Doc. 46-5359; Filed, Mar. 29, 1946; 4:56 p. m.]

[F. R. Doc. 46-5352; Filed, Mar. 29, 1946; 4:54 p. m.]

[MPR 594, Amdt. 2 to Order 13]

CHRYSLER CORP.

MAXIMUM PRICES FOR NEW PASSENGER AUTOMOBILES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9b of Maximum Price Regulation 594, *It is ordered:*

Order 13 is amended in the following respects:

1. Subparagraph (1) of paragraph (a) is amended to read, as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule less a wholesale delivery payment of $45.00 and the applicable retroactive car volume payment in division (i) below, when the distributors, direct dealers at wholesale or direct dealers at retail, are entitled to such payments under their Company-distributor or dealer agreements:

Model	Description	Net wholesale price
C-39-K Saratoga (8 cylinders).	3-passenger coupe	$1,131.45
	2-door sedan	1,184.46
	Club coupe	1,201.08
	Sedan, 4-door	1,211.47
C-39-N New Yorker (8 cylinders).	3-passenger coupe	1,204.54
	2-door sedan	1,257.78
	Club coupe	1,260.00
	Sedan, 4-door	1,270.35

(i) *Car volume payment.*

Quantity of new automobiles:	Payment per automobile
For distributor and direct dealers at wholesale:	
151–500	$7.50
501 and up	15.00
For direct dealers at retail:	
26–75	7.50
76–150	15.00
151–300	22.50
301–500	30.00
501 and up	37.50

2. Subparagraph (2) of paragraph (a) is amended to read, as follows:

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule:

Description:	Net wholesale price
"A" cooling system	$3.71
Antennae:	
50" skyway type	3.22
Long skyway type	3.84
Header type	5.38
Bumper buffer bars	3.71
Export tool kit	4.95
Extreme duty springs	2.47
Heaters:	
All weather air controlled system complete with defroster and air intake	44.65
Underseat twin unit with fresh air duplicate intake and defroster	34.78
Hydraulic transmission—overdrive	44.12
Leather trim, full, instead of cloth:	
All models except 3-passenger coupe	32.51
3-passenger coupe	16.26
Shock absorber stone shields	.87
Shock absorbers, 1¾" oversize	6.19
Special body colors	24.74
Tires: four 700 x 15—6 ply	12.32
Tubes: four 700 x 15—lifeguard	32.12
Two-tone paint	9.26
Locking gas cap	1.11
Terne plated muffler and heavier gauge tail pipe	.62

3. Subparagraph (2) of paragraph (d) is amended to read, as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the amount of the applicable net wholesale price in that schedule.

Description:	Net wholesale price
"A" cooling system	$3.90
Antennae:	
50" skyway type	3.38
Long skyway type	4.03
Header type	5.65
Bumper buffer bars	3.90
Export tool kit	5.20
Extreme duty springs	2.59
Heaters:	
All weather air controlled system complete with defroster and air intake	46.88
Underseat twin unit with fresh air duplicate intake and defroster	36.52
Hydraulic transmission—overdrive	46.33
Leather trim, full, instead of cloth:	
All models except 3-passenger coupe	34.14
3-passenger coupe	17.07
Shock absorber stone shields	.91
Shock absorbers, 1¾ oversize	6.50
Special body colors	25.98
Tires: Four 700 x 15—6-ply	12.94
Tubes: Four 700 x 15—lifeguard	33.73
Two-tone paint	9.74
Locking gas cap	1.17
Terne plated muffler and heavier gauge tail pipe	.65

4. Subparagraph (1) of paragraph (e) is amended to read, as follows:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable factory retail price in the following schedule:

Model	Description	Factory retail price
C-39-K Saratoga (8 cylinders).	3-passenger coupe	$1,429
	2-door sedan	1,496
	Club coupe	1,517
	Sedan, 4-door	1,530
C-39-N New Yorker (8 cylinders).	3-passenger coupe	1,521
	2-door sedan	1,588
	Club coupe	1,591
	Sedan, 4-door	1,604

5. Subparagraph (2) of paragraph (e) is amended to read, as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable factory retail price in the schedule:

Description:	Factory retail price
"A" cooling system	$4.85
Antennae:	
50" skyway type	4.40
Long skyway type	5.35
Header type	7.20
Bumper buffer bars	5.75
Export tool kit	6.40
Extreme duty springs	3.20
Heaters:	
All weather air controlled system complete with defroster and air intake	56.10
Underseat twin unit with fresh air duplicate intake and defroster	44.90
Hydraulic transmission—overdrive	$57.55
Leather trim, full, instead of cloth:	
All models except 3-passenger coupe	41.95
3-passenger coupe	21.00
Shock absorber stone shields	1.15
Shock absorbers, 1¾" oversize	8.00
Special body colors	32.05
Tires: Four 700 x 15—6 ply	49.80
Tubes: Four 700 x 15—lifeguard	16.05
Two-tone paint	11.65
Locking gas cap	1.65
Terneplated muffler and heavier gauge tail pipe	.80

This amendment shall be effective as of March 11, 1946, for new Chrysler passenger automobiles and extra or optional equipment delivered on or after March 11, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5354; Filed, Mar. 29, 1946; 4:54 p. m.]

[MPR 594, Order 18]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, it is ordered:

(a) *Company sales to direct dealers and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called Company, is authorized to sell and deliver f. o. b. Flint, Michigan, each of the new Chevrolet passenger automobiles described in subparagraph (1) to its Direct Dealers and its Associate Dealers at a price not to exceed the list price in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3):

(1) *New automobile.*

Description	List price
Series 1503 (DCSED) Master deluxe sport sedan	$876

(2) *Company discounts* — (i) *Basic discounts.* The Company shall apply to the list price in subparagraph (1) for the new automobile and the applicable list price in subparagraph (3) for extra or optional equipment the following applicable discount.

To direct dealers: 21.7%.

To associate dealers:

For carload lots: 19.9% plus 1.8% to direct dealers.

For less than carload lots: 18.1% plus 3.6% to direct dealer.

To associate dealers: When not operating under direct dealer:

Carload lots: 19.9%.

For less than carload lots: 18.1%.

(ii) *Dealer bonus.* A rebate, called "dealer bonus," on each new automobile shall be paid by the Company to direct dealers at the end of the model selling years in the amounts computed in accordance with the same method the Company had in effect on January 1, 1941.

(iii) *Fleet users.* A contingent quantity discount equal to 90.3% of the contingent quantity discount computed in accordance with the same method the Company had in effect on January 1, 1941, shall be paid by the Company to fleet users who qualify for such a discount in accordance with agreements they have with the Company.

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule affixed to or shipped with the new automobile (or to be affixed when available) which shall not exceed the applicable list price in the schedule less the applicable discount in subparagraph (2) above or the applicable net price in the schedule for those items of special paint options having net prices only, plus the applicable D & H charge in the schedule:

1946 option No.	Description	List price	D&H charge
216C	Oil bath air cleaner	$3.30	$0.20
216F	Oil bath air cleaner	4.40	.30
241A and 216A	Handy governor and trunk type air cleaner	4.95	.30
240A	Handy governor	4.95	.30
237A	Heavy duty clutch	2.75	.15
267A	Oil filter	8.20	.45
271A	Radiator overflow tank equipment	2.45	.15
291A	Economy mator	2.75	.15
261	Economy axle	2.75	.10
225A	R. H. rear door remote lock	2.40	.15
254A & B	Heavy rear spring equipment	2.75	.20
316A & B	Heavy duty transmission	3.85	.10
261H	11:H ratio rear axle	2.75	.10
330A or 330B	Taxi cab conversion equipment	21.35	1.20
331A	Taxi cab cloth trim	6.05	.35
235C, D & E	Two-tone paint for body (production colors)	8.20	.45
	Two-toned hood:		
	In production colors, less than 5 jobs	5.50	.35
	In special colors, less than 5 jobs	5.50	.35
	Five wheels in special color, less than 5 jobs	5.50	.30
	Under-rear paint, less than 5 jobs	10.95	.6
274A	Tire options: Four 6.00 x 16 6-ply regular tread tires in place of four 6.00 x 16 4-ply regular tread tires	13.15	1.45
82A	Four 6.50 x 16 6-ply regular tread tires in place of four 6.50 x 16 4-ply regular tread tires.	26.30	3.00
	Special paint options for body:		
	When one color (except white or ivory) not used in regular scheduled production is used.	10.75	1.15
	When one color is used and that color is white or ivory	11.25	.80
	When a two-color combination is used of which one color is white or ivory.	11.25	.80
	When a two-color combination (except white or ivory) not used in regular scheduled production is used, of which one color is black and which requires one masking stripe to be in standard location and size.	3.00	.2
	When a two-color combination (except white, ivory or black) not used in regular scheduled production, but consisting of production colors, is used, which requires one masking stripe to be in standard location and size.	5.80	.40
	When a two-color combination consisting either of one color not used in regular scheduled production and one color used in regular scheduled production, or two colors not used in regular scheduled production, is used and is applied other than in a standard location and other than in a standard size.	10.75	1.15

(ii) *Charge for D&H on the automobile.* A charge for federal excise taxes and factory delivery and handling for each new automobile not to exceed fifty-five ($55.00) dollars.

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment not to exceed a charge based on freight rates from Flint, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Charge for cooperative advertising.* A charge for cooperative advertising expense for each new automobile not to exceed the amount of such charge the Company had in effect on January 1, 1941.

(v) *Charge for gasoline, oil and antifreeze.* A charge not to exceed applicable maximum prices for gasoline, oil and antifreeze supplied with the new automobile and for which a charge is not made under subdivisions (vi) or (vii) below.

(vi) *Charge for retail preparing and conditioning.* A charge not to exceed $15.00 when the new automobile is prepared and conditioned at the Company's customers' service station at Flint, Michigan for delivery to the retail customer of a direct dealer or of an associate dealer.

(vii) *Charge for less than carload delivery.* A charge not to exceed $5.00 when the new automobile is delivered to a dealer or associate dealer upon his order for less than a carload lot; or, when the new automobile is delivered by a Company representative at a location other than a Company assembly plant or warehouse.

(vii) *Charge for state and local taxes.* A charge equal to Company's expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the new Chevrolet master deluxe sport sedans, series 1503, and extra or optional equipment at a price not to exceed the maximum price that a reseller in the area in which the Company makes delivery is permitted to charge under paragraph (e) below, less the amount obtained by applying to the list prices for the automobile and extra or optional equipment 90.3% of the discounts in effect on January 1, 1941, to each class of user.

(c) *Company sales to United States.* The Company is authorized to sell f. o. b. factory, Flint, Michigan, to the United States, its agencies or wholly-owned corporations, for the use of the United States, each new Chevrolet master deluxe sport sedans, series 1503, at a price not to exceed the total of the following charges:

(1) *Charge for the new automobile.* A charge for the new automobile not to exceed eight hundred seventy-six ($876) dollars less an amount no less than the sum of the direct dealer discount listed in subparagraph (2) of paragraph (a) and $12.00.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) when installed at the factory not to exceed the applicable list price in that subparagraph less the direct dealer discount stated in subparagraph (2) of paragraph (a) or the applicable net price in subparagraph (3) (1) of paragraph (a) for those items having net prices authorized.

(3) *Other charges.* Charges permitted by subdivision (iii), (v) and (vi) of paragraph (a) (3) when applicable to the sale.

(d) *Sales by direct dealers to associate dealers.* Direct dealers may sell to associate dealers each of the new Chevrolet master deluxe sport sedans, series 1503, at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed eight hundred seventy-six ($876) dollars less 18.1% discount.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set forth in that subparagraph less 18.1% discount, or the applicable net price in that subparagraph for those items having net prices authorized, plus the D & H charge in that subparagraph.

(3) *Charge for D & H on the automobile.* A charge for federal excise taxes, and factory delivery and handling on the new automobile not to exceed fifty-five ($55) dollars.

(4) *Charge for transportation.* A charge to cover transportation expenses which shall not exceed the transportation charge invoiced to the direct dealer by the Company for the new automobile and extra or optional equipment.

(5) *Charge for cooperative advertising.* A charge for cooperative advertising not to exceed the charge made by the Company to the direct dealer to cover the expense of cooperative advertising.

(6) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(7) *Charge for gasoline, oils, and antifreeze.* A charge for gasoline, oil, and antifreeze when supplied with the new automobile not to exceed applicable maximum prices.

(8) *Charge for retail preparing and conditioning.* A charge not to exceed $15.00 when the Company at its Flint, Michigan, customers' service station or the direct dealer at his place of business prepares and conditions the new automobile for delivery to the retail customer of an associate dealer.

Special body colors	
Tires: four 700 x 15—6 ply	12.32
Tubes: four 700 x 15—lifeguard	32.12

Undercat twin unit with fresh air duplicate intake and defroster	44.90

tity discount equal to 90.3% of the con-

No. 65——5

all associate dealer.

(9) *Charge for less-than-carload delivery.* A charge not to exceed $5.00 when the direct dealer pays such a charge for the delivery of the new automobile to him in less than a carload lot at a Company assembly plant or warehouse; or, when the new automobile is delivered by a Company representative at a location other than a Company assembly plant or warehouse.

(e) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at its place of business each of the new Chevrolet master deluxe sport sedans, series 1503, at a price not to exceed the total of the following charges;

(1) *Charge for new automobile.* A charge for the new automobile not to exceed eight hundred seventy-six ($876) dollars.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list or net price set out in that subparagraph plus the applicable D & H charge for extra or optional equipment.

(3) *Charge for transportation.* A charge to cover transportation expense not to exceed the transportation charge invoiced to the reseller by the Company or the direct-dealer for the new automobile and extra or optional equipment being sold.

(4) *Charge for D & H on the automobile.* A charge for federal excise taxes and factory delivery and handling not to exceed fifty-five ($55) dollars.

(5) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to the retail purchaser not to exceed $15.00.

(7) *Charge for gasoline, oil, and anti-freeze.* A charge for gasoline, oil, and anti-freeze supplied with the automobile not to exceed applicable maximum prices.

(f) *Resales in territories and possessions.* A reseller or a direct dealer is authorized to sell each of the Chevrolet new passenger automobiles listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (d) or (e), whichever is applicable, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraph (d) or (e); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (d) or (e) and inland territorial freight from port of debarkation to reseller's place of business by the most direct route.

(g) *Definitions*—(1) *Charge for D & H on the automobile.* D & H on the automobile includes federal tires weight taxes and other federal excise taxes on the new automobile and a charge for factory delivery and handling operations.

(2) *Reseller.* A reseller is:

(i) A dealership, either a direct dealer or associate dealer when not selling under a franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(3) *User.* A user is:

(i) A fleet account; or

(ii) Any purchaser purchasing for his own use.

(h) *Posting of maximum prices and completing certificates of transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "D & H" (Federal excise taxes on the automobile and factory delivery and handling, and Federal excise taxes on extra or optional equipment) instead of a charge for "Federal excise tax." In completing a certificate of transfer in accordance with section 15 of Maximum Price Regulation 594, a direct dealer or an associate dealer shall insert in the space on that form for excise tax the charge for "D & H" and substitute on the form the term "D & H" for the term "Excise Tax."

(i) This order may be amended or revoked by the Administrator at any time.

This order shall become effective March 29, 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5356; Filed, Mar. 29, 1946; 4:55 p. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 19, 1946.

Region IV

Birmingham Order 28-F, Amendment 22, covering fresh fruits and vegetables in Houston County. Filed 9:50 a. m.

Birmingham Order 29-F, Amendment 21, covering fresh fruits and vegetables in Dallas County. Filed 9:50 a. m.

Birmingham Order 7-O, Amendment 10, covering eggs in Montgomery County, Alabama. Filed 9:51 a. m.

Jackson Order 6-F, Amendment 7, covering fresh fruits and vegetables in sixty-five specified counties in Jackson (Mississippi) District Area. Filed 9:51 a. m.

Jackson Order 7-F, Amendment 22, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 9:51 a. m.

Region VI

Des Moines Orders 13-W and 22, Amendment 1, covering dry groceries in certain counties of Iowa. Filed 9:46 a. m.

Des Moines Orders 14-W and 23, Amendment 1, covering dry groceries in certain counties of Iowa. Filed 9:47 a. m.

Des Moines Order 24, covering dry groceries in certain counties of Iowa. Filed 9:46 a. m.

Des Moines Orders 15-W and 24, Amendment 1, covering dry groceries in certain counties of Iowa. Filed 9:47 a. m.

Des Moines Order 13-W, covering dry groceries in certain counties of Iowa. Filed 9:46 a. m.

Des Moines Order 14-W, covering dry groceries in certain counties of Iowa. Filed 9:47 a. m.

Des Moines Order 15-W, covering dry groceries in certain counties of Iowa. Filed 9:47 a. m.

Fargo-Moorhead Order 41, Amendment 1, covering dry groceries in Bismarck, Devils Lake, Jamestown, Mandan, Minot and Valley City, North Dakota. Filed 9:48 a. m.

Fargo-Moorhead Order 42, Amendment 1, covering dry groceries in certain counties of North Dakota. Filed 9:48 a. m.

Fargo-Moorhead Order 43, Amendment 1, covering dry groceries in certain cities in North Dakota and Minnesota. Filed 9:48 a. m.

Fargo-Moorhead Order 44, Amendment 1, covering dry groceries in certain counties of North Dakota and Minnesota. Filed 9:48 a. m.

Fargo-Moorhead Order 7-W, Amendment 1, covering dry groceries in Bismarck, Mandan and Minot, North Dakota. Filed 9:49 a. m.

Fargo-Moorhead Order 8-W, Amendment 1, covering dry groceries in Fargo and Grand Forks, North Dakota and Moorhead, Minnesota. Filed 9:49 a. m.

Sioux Falls Order 6-F, covering fresh fruits and vegetables in certain counties of South Dakota, Minnesota and Iowa. Filed 9:49 a. m.

Sioux Falls Order 7-F, covering fresh fruits and vegetables in certain counties of South Dakota. Filed 9:50 a. m.

Region VII

Albuquerque Order 42, Amendment 7, covering dry groceries in northwestern, central and extreme southwestern New Mexico Area. Filed 9:50 a. m.

Albuquerque Order 43, Amendment 7, covering dry groceries in certain areas of New Mexico. Filed 9:50 a. m.

Albuquerque Order 44, Amendment 8, covering dry groceries in southern and eastern New Mexico Area. Filed 9:44 a. m.

Albuquerque Order 8-W, Amendment 14, covering dry groceries in certain areas of New Mexico. Filed 9:45 a. m.

Albuquerque Order 9-W, Amendment 14, covering dry groceries in certain cities of New Mexico. Filed 9:45 a. m.

Salt Lake Order 32, covering dry groceries in Salt Lake, Ogden, Provo Area. Filed 9:46 a. m.

Salt Lake Order 32, Amendment 1 covering dry groceries in Salt Lake City, Ogden, and Provo Area. Filed 9:46 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-5409; Filed, Apr. 1, 1946; 11:42 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 19, 1946.

Region VIII

Los Angeles Order 3-O, covering eggs in certain counties in California. Filed 9:37 a. m.

Los Angeles Order 4-O, covering eggs in the counties of San Luis Obispo, and Kern. Filed 9:37 a. m.

Phoenix Order 9-F, Amendment 32, covering fresh fruits and vegetables in 25 mile radius of Phoenix, Arizona. Filed 9:37 a. m.

Phoenix Order 10-F, Amendment 28, covering fresh fruits and vegetables in certain cities in Arizona. Filed 9:37 a. m.

Phoenix Order 11-F, Amendment 27, covering fresh fruits and vegetables in certain cities in Arizona. Filed 9:37 a. m.

Phoenix Order 23, Amendment 4, covering dry groceries in the Eastern Arizona Area. Filed 9:35 a. m.

Phoenix Order 24, Amendment 5, covering dry groceries in the Southern Arizona Area. Filed 9:38 a. m.

Phoenix Order 25, Amendment 2, covering dry groceries in the Northwestern Arizona Area. Filed 9:35 a. m.

San Francisco Order 23-F, Amendment 7, covering fresh fruits and vegetables in certain areas in California. Filed 9:35 a. m.

San Francisco Order 23-F, Amendment 8, covering fresh fruits and vegetables in certain areas in California. Filed 9:44 a. m.

San Francisco Order 26-F, Amendment 3, covering fresh fruits and vegetables in certain areas in California. Filed 9:36 a. m.

San Francisco Order 26-F, Amendment 4, covering fresh fruits and vegetables in certain areas in California. Filed 9:44 a. m.

San Francisco Order 27-F, Amendment 3, covering fresh fruits and vegetables in certain counties of California. Filed 9:36 a. m.

San Francisco Order 27-F, Amendment 4, covering fresh fruits and vegetables in certain counties of California. Filed 9:44 a. m.

San Francisco Order 14, Amendment 9, covering dry groceries in the counties of Alameda, Contra Costa, Marin, San Mateo, San Francisco. Filed 9:33 a. m.

San Francisco Order 14, Amendment 10, covering dry groceries in certain counties in California. Filed 9:33 a. m.

San Francisco Order 15, Amendment 4, covering dry groceries in Benicia, Calistoga, Fairfield, Napa, St. Helena, Sonoma, Suisun and Vallejo. Filed 9:33 a. m.

San Francisco Order 16, Amendment 4, covering dry groceries in Alviso, Los Altos, Agnew, Los Catos, Mountain View, Palo Alto, San Jose, Santa Clara, and Sunnyvale. Filed 9:34 a. m.

San Francisco Order 17, Amendment 3 covering dry groceries in Guerneville, Healdsburg, Petaluma, Santa Rosa and Sebastopol. Filed 9:34 a. m.

San Francisco Order 18, Amendment 4, covering dry groceries in Carmel, Freedom, Gilroy, Hollister, Monterey, Pacific Grove, Pajaro, Salinas, Santa Cruz, Seaside, Soquel, and Watsonville. Filed 9:34 a. m.

San Francisco Order 19, Amendment 1, covering dry groceries in certain areas in California. Filed 9:34 a. m.

San Francisco Order 19, Amendment 2, covering dry groceries in certain areas in California. Filed 9:34 a. m.

San Francisco Order 20, Amendment 4, covering dry groceries in certain counties in California. Filed 9:31 a. m.

San Francisco Order 20, Amendment 5, covering dry groceries in city and county of San Francisco, and counties of Alameda, Contra Costa, Marin and San Mateo. Filed 9:31 a. m.

San Francisco Order 21, Amendment 2, covering dry groceries in certain counties in California. Filed 9:31 a. m.

San Francisco Order 21, Amendment 3, covering dry groceries in certain counties in California. Filed 9:31 a. m.

San Francisco Order 22, Amendment 6, covering dry groceries in certain counties in California. Filed 9:32 a. m.

San Francisco Order 23, Amendment 2, covering dry groceries in certain areas in California. Filed 9:32 a. m.

San Francisco Order 23, Amendment 3, covering dry groceries in certain areas in California. Filed 9:32 a. m.

San Francisco Order 2-W, Amendment 3, covering dry groceries in Fresno, Calif. Filed 9:41 a. m.

San Francisco Order 24, Amendment 3, covering dry groceries in Fresno, Calif. Filed 9:32 a. m.

San Francisco Order 25, Amendment 3, covering dry groceries in certain areas in California. Filed 9:32 a. m.

San Francisco Order 26, Amendment 1, covering dry groceries in certain areas in California. Filed 9:33 a. m.

San Francisco Order 27, Amendment 1, covering dry groceries in certain areas in California. Filed 9:33 a. m.

San Francisco Order 28, Amendment 2, covering dry groceries in certain areas in California.

San Francisco Order 28, Amendment 3, covering dry groceries in the counties of Kings, Tulare, Fresno, Madera, Merced, and Stanislaus. Filed 9:29 a. m.

San Francisco Order 29, Amendment 3, covering dry groceries in certain areas in California. Filed 9:29 a. m.

San Francisco Order 30, Amendment 4, covering dry groceries in certain areas in California. Filed 9:29 a. m.

San Francisco Order 31, Amendment 3, covering dry groceries in certain areas in California. Filed 9:29 a. m.

San Francisco Order 32, Amendment 3, covering dry groceries in certain areas in California. Filed 9:30 a. m.

San Francisco Order 34, Amendment 3, covering dry groceries in certain areas in California. Filed 9:30 a. m.

San Francisco Order 35, Amendment 3, covering dry groceries in certain areas in California. Filed 9:30 a. m.

San Francisco Order 36, Amendment 2, covering dry groceries in certain areas in California. Filed 9:30 a. m.

San Francisco Order 37, Amendment 2, covering dry groceries in certain areas in California. Filed 9:30 a. m.

San Francisco Order 38, covering dry groceries in the counties of Sacramento and San Joaquin and in the cities of Roseville, Broderick, Bryte, Clarksburg, Davis, Washington, and West Sacramento. Filed 9:31 a. m.

San Francisco Order 39, covering dry groceries in certain counties in California. Filed 9:42 a. m.

San Francisco Order 40, covering dry groceries in certain counties and cities in California. Filed 9:42 a. m.

San Francisco Order 41, covering dry groceries in certain counties and cities in California. Filed 9:43 a. m.

San Francisco Order 42, covering dry groceries in certain counties in California. Filed 9:43 a. m.

San Francisco Order 43, covering dry groceries in certain counties and cities in California. Filed 9:36 a. m.

San Francisco Order 44, covering dry groceries in certain cities or communities in California. Filed 9:36 a. m.

San Francisco Order 45, covering dry groceries in certain areas in cities in California. Filed 9:36 a. m.

San Francisco Order 46, covering dry groceries in the counties of Stanislaus, Merced, and the city and county of Mariposa. Filed 9:36 a. m.

San Francisco Order 47, covering dry groceries in certain cities in California. Filed 9:37 a. m.

San Francisco Order 48, covering dry groceries in certain counties in California. Filed 9:37 a. m.

San Francisco Order 49, covering dry groceries in certain counties in California. Filed 9:44 a. m.

San Francisco Order 9-C, covering poultry in certain areas in California. Filed 9:42 a. m.

San Francisco Order 9-C, Amendment 1, covering poultry in certain areas in California. Filed 9:42 a. m.

San Francisco Order 9-C, Amendment 2, covering poultry in certain areas in California. Filed 9:42 a. m.

San Francisco Order 9-C, Amendment 3, covering poultry in certain areas in California. Filed 9:42 a. m.

San Francisco Order 2-D, Amendment 1, covering butter and cheese in the entire geographical area of the San Francisco District Office. Filed 9:41 a. m.

San Francisco Order 8-O, covering eggs in certain areas in California. Filed 9:41 a. m.

San Francisco Order 9-O, covering eggs in certain areas in California. Filed 9:41 a. m.

San Francisco Order 9-O, Amendment 1, covering eggs in certain areas in California. Filed 9:41 a. m.

San Francisco Order 9-O, Amendment 2, covering eggs in certain areas in California. Filed 9:41 a. m.

San Francisco Order W-1, Amendment 15, covering dry groceries in the counties of Alameda, Contra Costa, Marin, San Mateo and the city and county of San Francisco. Filed 9:41 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-5410; Filed, Apr. 1, 1946; 11:42 a. m.]

direct route.

(g) *Definitions*—(1) *Charge for D & H on the automobile.* D & H on the automobile. [F. R. Doc. 46-5409; Filed, Apr. 1, 1946; 11:42 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 21, 1946.

Region I

Augusta Order 3-F, Amendment 44, covering fresh fruits and vegetables in Portland, South Portland, and Westbrook. Filed 10:15 a. m.

Augusta Order 5-F, Amendment 43, covering fresh fruits and vegetables in Bangor and Brewer. Filed 10:16 a. m.

New England Order 2-D, Amendment 4, covering butter and cheese in certain New England Areas. Filed 10:01 a. m.

New England Order G-3, Amendment 8, covering dry groceries in certain New England Areas. Filed 10:00 a. m.

New England Order 7-F, Amendment 47, covering fresh fruits and vegetables in the Boston Area. Filed 10:16 a. m.

New England Order 8-F, Amendment 43, covering fresh fruits and vegetables in certain cities in Massachusetts. Filed 10:16 a. m.

New England Order 9-F, Amendment 44, covering fresh fruits and vegetables in certain cities in Massachusetts. Filed 10:16 a. m.

New England Order 10-F, Amendment 42, covering fresh fruits and vegetables in certain cities in Massachusetts. Filed 10:16 a. m.

New England Order 11-F, Amendment 43, covering fresh fruits and vegetables in certain cities in Massachusetts. Filed 10:17 a. m.

New England Order 12-F, Amendment 20-A, covering fresh fruits and vegetables in Commonwealth of Massachusetts, excluding certain counties and market areas. Filed 10:17 a. m.

New England Order 13-F, Amendment 24, covering fresh fruits and vegetables in the Brockton Area. Filed 10:17 a. m.

New England Order 14-F, Amendment 5, covering fresh fruits and vegetables in Barnstable County. Filed 10:17 a. m.

New England Order 2-W, Amendment 5, covering dry groceries in the Commonwealth of Massachusetts, except Dukes and Nantucket Counties. Filed 10:02 a. m.

New England Order 6-O, Amendment 5, covering eggs in the greater Boston Trading Area. Filed 10:01 a. m.

Region II

Baltimore Order 56, covering dry groceries in specified counties in Maryland and certain areas in Delaware. Filed 10:17 a. m.

Baltimore Order 57, covering dry groceries in Allegany, Garrett and Washington Counties, Maryland. Filed 10:20 a. m.

District of Columbia Order 6-F, Amendment 7, covering fresh fruits and vegetables in the D. C. Area. Filed 10:03 a. m.

District of Columbia Order 2-O, Amendment 4, covering eggs in the Washington, D. C., Area. Filed 10:03 a. m.

Pittsburgh Order 23, covering dry groceries in certain counties in Pennsylvania. Filed 10:14 a. m.

Pittsburgh Order 24, covering dry groceries in certain counties in Pennsylvania. Filed 10:04 a. m.

Pittsburgh Order 26, covering dry groceries in certain counties in Pennsylvania. Filed 10:13 a. m.

Pittsburgh Order 27, covering dry groceries in certain counties in Pennsylvania. Filed 10:13 a. m.

Pittsburgh Order 30, covering dry groceries in certain counties in Pennsylvania. Filed 10:13 a. m.

Pittsburgh Order 31, covering dry groceries in certain counties in Pennsylvania. Filed 10:13 a. m.

Region III

Charleston Order 7-F, Amendment 54, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:02 a. m.

Charleston Order 7-F, Amendment 55, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:02 a. m.

Charleston Order 9-F, Amendment 54, covering fresh fruits and vegetables in Cabell County and Huntington in Wayne County, West Virginia. Filed 10:02 a. m.

Charleston Order 10-O, Amendment 3, covering eggs in certain counties in West Virginia. Filed 9:55 a. m.

Charleston Order 11-O, Amendment 3, covering eggs in certain counties in West Virginia. Filed 9:55 a. m.

Charleston Order 12-O, Amendment 3, covering eggs in certain counties in West Virginia. Filed 9:56 a. m.

Charleston Order 14, Amendment 7, covering dry groceries in State of West Virginia. Filed 9:55 a. m.

Cleveland Order 4-C, Amendment 1, covering poultry in certain counties in West Virginia. Filed 9:59 a. m.

Cleveland Order 3-F, Amendment 39, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:56 a. m.

Cleveland Rev. Order 4-F, Amendment 33, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:58 a. m.

Cleveland Rev. Order 6-F, Amendment 17, covering fresh fruits and vegetables in Cuyahoga County in Ohio. Filed 9:58 a. m.

Cleveland Rev. Order 7-F, Amendment 17, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:58 a. m.

Detroit Order 10-F, Amendment 22, covering fresh fruits and vegetables in Wayne and Macomb Counties in Michigan. Filed 9:59 a. m.

Detroit Order 10-F, Amendment 23, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:59 a. m.

Detroit Order 10-F, Amendment 24, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:59 a. m.

Detroit Order 9-O, Amendment 8, covering eggs in designated counties in Michigan. Filed 10:00 a. m.

Detroit Order 9-O, Amendment 9, covering eggs in designated counties in Michigan. Filed 10:00 a. m.

Detroit Order 10-O, Amendment 1, covering eggs in Wayne County. Filed 10:00 a. m.

Detroit Order 30, Amendment 1, covering community food prices in certain counties in the Detroit District. Filed 9:59 a. m.

Detroit Order 31, Amendment 1, covering community food prices in certain counties in the Detroit District. Filed 9:59 a. m.

Detroit Order 32, Amendment 1, covering community food prices in certain counties in the Detroit District. Filed 10:00 a. m.

Indianapolis Order 14-F, Amendment 58, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe Counties in Indiana. Filed 10:20 a. m.

Indianapolis Order 14-F, Amendment 59, covering fresh fruits and vegetables in Marion, Vigo, and Tippecanoe Counties, Indiana. Filed 10:20 a. m.

Indianapolis Order 15-F, Amendment 58, covering fresh fruits and vegetables in Wayne, Delaware and Allen Counties in Indiana. Filed 10:20 a. m.

Indianapolis Order 15-F, Amendment 59, covering fresh fruits and vegetables in Wayne, Delaware and Allen Counties in Indiana. Filed 9:56 a. m.

Indianapolis Order 16-F, Amendment 58, covering fresh fruits and vegetables in St. Joseph County, Indiana. Filed 10:20 a. m.

Indianapolis Order 16-F, Amendment 59, covering fresh fruits and vegetables in St. Joseph County, Indiana. Filed 9:57 a. m.

Indianapolis Order 17-F, Amendment 58, covering fresh fruits and vegetables in Vanderburg County, Indiana. Filed 10:21 a. m.

Indianapolis Order 17-F, Amendment 59, covering fresh fruits and vegetables in Vanderburg County, Indiana. Filed 9:57 a. m.

Indianapolis Order 18-F, Amendment 18, covering fresh fruits and vegetables in certain counties in Indiana. Filed 10:21 a. m.

Indianapolis Order 19-F, Amendment 18, covering fresh fruits and vegetables in certain counties in Indiana. Filed 10:21 a. m.

Indianapolis Order 19-W, Amendment 9, covering dry groceries in certain counties in Ohio. Filed 9:53 a. m.

Indianapolis Order 20-W, Amendment 9, covering dry groceries in certain areas in Ohio and Indiana. Filed 9:53 a. m.

Indianapolis Order 38, Amendment 9, covering dry groceries in certain areas in Ohio and Indiana. Filed 9:52 a. m.

Indianapolis Order 39, Amendment 9, covering dry groceries in certain areas in Ohio and Indiana. Filed 9:53 a. m.

Indianapolis Order 40, Amendment 10, covering dry groceries in certain areas in Ohio and Indiana. Filed 10:21 a. m.

Louisville Order 12-F, Amendment 61, covering fresh fruits and vegetables in Jefferson County, Kentucky and Clark and Floyd Counties, Indiana. Filed 9:54 a. m.

Louisville Order 17-F, Amendment 27, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:54 a. m.

Louisville Order 18-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:54 a. m.

Louisville Order 19-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:54 a. m.

Louisville Order 26-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:54 a. m.

Louisville Order 29-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:55 a. m.

Region IV

Birmingham Order 3-C, Amendment 5, covering poultry in Jefferson County, Alabama. Filed 10:15 a. m.

Birmingham Order 13-C, Amendment 4, covering poultry in Montgomery County. Filed 10:15 a. m.

Richmond Order 8-F, Amendment 17, covering fresh fruits and vegetables in certain counties in Virginia. Filed 10:03 a. m.

Region VI

Chicago Order 6-C, Amendment 9, covering poultry in Cook County, Illinois. Filed 9:52 a. m.

Chicago Order 2-F, Amendment 106, covering fresh fruits and vegetables in certain counties in Illinois and Lake County, Indiana. Filed 9:52 a. m.

Sioux Falls, Order 5-F, Amendment 8, covering fresh fruits and vegetables in Minnehaha County, South Dakota. Filed 9:52 a. m.

Region VII

Helena Order 63-F, Amendment 2, covering fresh fruits and vegetables in certain areas in Montana. Filed 10:02 a. m.

Helena Order 64-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Montana. Filed 10:02 a. m.

Helena Order 65-F, Amendment 2, covering fresh fruits and vegetables in certain areas in Montana. Filed 10:03 a. m.

Helena Order 66-F, Amendment 2, covering fresh fruits and vegetables in specified counties in Montana. Filed 10:03 a. m.

Helena Order 67-F, Amendment 2, covering fresh fruits and vegetables in the Billings, Butte, and Great Falls Area. Filed 10:03 a. m.

Region VIII

San Francisco Order 9-C, Amendment 4, covering poultry in certain areas in San Francisco District. Filed 10:13 a. m.

San Francisco Order 23-F, Amendment 9, covering fresh fruits and vegetables in specified areas in the San Francisco District. Filed 10:14 a. m.

San Francisco Order 26-F, Amendment 5, covering fresh fruits and vegetables in specified areas in the San Francisco District. Filed 10:14 a. m.

San Francisco Order 27-F, Amendment 5, covering fresh fruits and vegetables in certain counties in the San Francisco District. Filed 10:15 a. m.

San Francisco Order 9-O, Amendment 3, covering eggs in specified areas in the San Francisco District. Filed 10:14 a. m.

San Francisco Order 48, Amendment 2, covering community food prices in specified counties in the San Francisco District. Filed 10:15 a. m.

San Francisco Order 49, Amendment 1, covering community food prices in specified counties in the San Francisco District. Filed 10:13 a. m.

Seattle Order 16-F, Amendment 32, covering fresh fruits and vegetables in Seattle, Tacoma and Bremerton, Washington. Filed 9:51 a. m.

Seattle Order 17-F, Amendment 28, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 9:51 a. m.

Seattle Order 18-F, Amendment 29, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington area. Filed 9:51 a. m.

Seattle Order 19-F, Amendment 26, covering fresh fruits and vegetables in Yakima, Wenatchee, East Wenatchee and area within two miles of the corporate limits of Wenatchee, Washington. Filed 9:51 a. m.

Copies of any of these orders may be obtained from the OPA office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-5411; Filed, Apr. 1, 1946; 11:42 a. m.]

[Region VIII Order G-1 Under Rev. Supp. Service Reg. 44 to RMPR 165]

RISK INSURANCE AS INCIDENT TO DRY CLEANING SERVICES IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator by section 8 of Revised Supplementary Service Regulation No. 44 to Revised Maximum Price Regulation No. 165, it is hereby ordered:

(a) *Services covered by this order.* This order applies to all sellers of services generally supplied by dry cleaning establishments including, but not limited to, the following services: cleaning, pressing, dyeing, and alterations, who furnish purchasers of such services the opportunity to purchase insurance coverage of the type described in paragraph (b) hereof.

(b) *Type of insurance covered by this order.* Insurance coverage which meets all of the following requirements:

(1) The insurance policy covers all risks of loss or damage, except those commonly known as war risks.

(2) The purchaser of dry cleaning service, whether named in the policy or not, is described therein as one of a class of persons who is granted insurance coverage upon his garments, and who is enabled to proceed directly against the insurer for settlement and payment of his claim in the event of loss or damage covered by the policy. Such rights may be evidenced by a coupon, ticket, or certificate issued to him by or on behalf of the insurer.

(3) It must be optional with the purchaser of the dry cleaning service whether or not he will purchase insurance coverage.

(4) The premium paid by the purchaser is based on (i) a fixed charge per garment, or portion thereof, (ii) upon a percentage of the charges made by the seller of dry cleaning service, or, (iii) on the value of the garment.

(5) Payment of the premium is made by the customer to the seller of dry cleaning service for the account of the insurer, and such payment shall not exceed the amount paid by the seller of dry cleaning service to the insurer.

(c) *Maximum prices.* (1) The premium charge made by the insurer issuing a policy of the type described in paragraph 2 may be added by the seller of dry cleaning service to his legally established prices for dry cleaning services when sold to those customers who elect to buy insurance.

(2) Sellers of dry cleaning services whose legally established prices for dry cleaning services now include a charge for insurance protection of a type other than that described in paragraph 2 are hereby permitted to make the charges authorized for insurance coverage described in paragraph 2: *Provided,* No other charge is made for insurance protection.

(d) *Posting, filing and record keeping requirements.* (1) Each seller of dry cleaning service who offers insurance protection of the type described in paragraph 2 to his customers must display in a conspicuous place in his establishment, clearly visible to his customers, a notice in the following form:

INSURANCE ON YOUR GARMENTS AVAILABLE

At your option you may secure all risk insurance on garments covering loss or damage while in our custody. The insurance policy may be examined here. The charges for this insurance are as follows:

(Here set forth premiums for insurance as fixed by Paragraph 3 (a).)

(Addition of this amount to our ceiling price has been approved by OPA.)

(2) Each seller of dry cleaning service who offers insurance protection of the type described in paragraph (b) must, before offering such insurance, file a statement with his Price Control Board listing his maximum price for insurance coverage.

(3) The seller of dry cleaning service must keep a copy of the insurance policy readily available in his establishment for examination by anybody during business hours.

(4) Charges for insurance must be shown as a separate item in the invoice or sales ticket.

(e) *Prior approval by OPA required.* (1) No additional charge for insurance coverage may be made unless the form of policy is first approved by the Regional Office of the Office of Price Administration.

(2) Such approval will be given in letter form.

(f) *Applicability.* This order shall apply to sales in the States of California, Washington, Nevada; Oregon, except Malheur County; Arizona, except those portions of Coconino County and Mohave County lying north of the Colorado River; and the following counties of Idaho: Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce and Shoshone.

(g) This order may be revoked, amended, or corrected at any time.

(h) This order shall become effective upon its issuance.

Issued this 13th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-5432; Filed, Apr. 1, 1946; 11:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54-108, 59-81]

CRESCENT PUBLIC SERVICE CO., ET AL.

MEMORANDUM FINDINGS AND ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of March, A. D. 1946.

In the matters of Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, Helene Curley Rea, Robert W. Rea, Floyd W. Woodcock, Kathleen T. Woodcock, Robin Corporation, applicants, File No. 54-108; Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, respondents, File No. 59-81.

In our findings and opinion herein dated January 22, 1946,[1] and our supplemental findings and order herein dated February 1, 1946,[2] among other things, we approved an amended plan filed by Crescent Public Service Company ("Crescent"), a registered holding company, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, we granted and permitted to become effective certain applications and declarations of Crescent and Central Ohio Light & Power Company ("Central Ohio") in connection with a proposed recapitalization of Central Ohio, and we reserved jurisdiction with respect to the proposed refinancing by Central Ohio of the 12,000 $6 preferred shares to remain outstanding following such recapitalization. Purusuant to Crescent's request, we applied to the District Court of the United States for the District of Delaware to enforce and carry out the terms and provisions of the plan, and after hearing the plan was approved and ordered to be enforced by Court Order dated February 21, 1946.

Subsequently, the hearing before this Commission was reopened. Crescent and Central Ohio have now filed an amendment to their applications and declarations pursuant to sections 6 (b) and 12 of the act and Rule U-50, regarding the proposed sale by Central Ohio at competitive bidding of 12,000 shares of new Preferred Stock,[3] the acquisition, redemption and retirement by Central Ohio, using the proceeds of such issue and sale, of the 12,000 $6 preferred shares of Central Ohio to remain outstanding upon consummation of the recapitalization heretofore approved, including 28 shares held by Crescent, and the sale by Crescent to Central Ohio of said 28 $6 preferred shares of Central Ohio. Having considered the record, we make the following findings:

Central Ohio was organized in 1930 under the laws of Ohio and is engaged principally in the generation, transmission, distribution and sale of electric energy in Ohio. The business, properties, capitalization and earnings of Central Ohio are discussed in our findings of January 22, 1946, and it does not appear that there have been any substantial changes thereafter.

Table I sets forth condensed balance sheets of Central Ohio as of December 31, 1945, per books, and pro forma reflecting the recapitalization heretofore approved and the proposed preferred stock refinancing:

TABLE I

	Per books	Adjustments	Pro forma
Assets and other debits			
Property, plant and equipment	$7,879,240	----------	$7,879,240
Special deposits	119,399	------	119,399
Current and accrued assets:			
Cash and Government securities	454,084	$168,172	622,256
Other	378,661	----------	378,661
Total current and accrued assets	832,745	168,172	1,000,917
Deferred debits	150,669	11,934	162,603
Total assets and other debits	8,982,053	180,106	9,162,159
Liabilities and other credits			
Long term debt—first mortgage bonds, A, 3½% due 1971	4,214,000	----------	4,214,000
Current and accrued liabilities	341,298	----------	341,298
Deferred credits	8,827	----------	8,827
Reserves:			
Renewals, replacements and retirements	1,431,610	----------	1,431,610
Other	143,087	----------	143,087
Total reserves	1,574,697	----------	1,574,697
Capital stock:			
$6 Preferred—Cum., no par, liquidating value $110 per share, outstanding 13,972 shares	1,386,765	(1,386,765)	----------
—% Preferred—Cum., $100 par and liquidating value, to be issued and outstanding 12,000 shares	----------	1,200,000	1,200,000
Common—no par, outstanding 20,000 shares	1,000,000	(1,000,000)	----------
Common—$10 par, to be issued and outstanding 84,000 shares	----------	840,000	840,000
Premium on capital stock	----------	202,296	202,296
Total capital stock	2,386,765	(144,469)	2,242,296
Surplus:			
Capital	----------	324,615	324,615
Earned	456,466	----------	456,466
Total surplus	456,466	324,615	781,081
Total liabilities and other credits	8,982,053	180,106	9,162,159

Table II shows condensed income statements of Central Ohio for the year ended December 31, 1945, per books, and pro forma reflecting the recapitalization heretofore approved and the proposed preferred stock refinancing:

TABLE II

	Per books	Adjustments	Pro forma
Operating revenues	$2,425,029	----------	$2,425,029
Operating revenue deductions:			
Purchased power	397,635	----------	397,635
Operations	922,749	----------	922,749
Maintenance	148,269	----------	148,269
Provision for retirements, renewals, etc	193,989	----------	193,989
Taxes:			
General	167,460	----------	167,460
Federal income	[1] 104,711	$41,658	[1] 146,369
Total operating revenue deductions	1,934,813	41,658	1,976,471
Operating income	490,216	(41,658)	448,558
Non-operating income—net	4,699	----------	4,699
Gross income	494,915	(41,658)	453,257
Income deductions:			
Interest on long-term debt	149,246	(1,756)	147,490
Other	24,020	(634)	23,386
Total income deductions	173,266	(2,390)	170,876
Net income	321,649	(39,268)	282,381
Dividend requirements on preferred stock	83,832	(35,832)	[4] 48,000
Balance applicable to common stock	237,817	(3,436)	234,381
Times earned fixed charges plus preferred dividends	[2] 1.53	----------	[3] 2.47

[1] Represents allocated portion of estimated consolidated taxes as joined with Crescent in filing consolidated income tax returns.

[2] Computed on basis of filing separate corporate return at rates in accordance with the Revenue Act of 1945.

[3] Assuming, for purposes of this statement only, a 4% dividend rate.

The proposed amendment to Central Ohio's Articles of Incorporation contains provisions for the protection of the preferred stockholders, including the right to elect a majority of the board of directors in the event of certain dividend defaults, a limitation on the issuance of unsecured debt without the consent of the preferred stockholders, a restriction on the payment of common stock dividends depending upon capitalization ratios, and other provisions which we deem appropriate. In view of such provisions, and the improvements in capital structure to result from the recapitalization heretofore approved, Central Ohio has applied for revocation of the provisions of our order dated February 3, 1944,[4] prohibiting the declaration or payment of common stock dividends without our approval. It appears that such application may appropriately be granted, subject to adoption of the amended articles and consummation of the recapitalization.

Central Ohio proposes to ask for sealed bids, pursuant to the competitive bidding requirements of Rule U-50.

[1] Holding Company Act Release No. 6378.

[2] Holding Company Act Release No. 6396.

[3] The rate of dividends and the price are to be determined by competitive bidding.

[4] Central Ohio Light & Power Company, ---- S.E.C. ----, Holding Company Act Release No. 4872.

Each bid is to specify the price to be paid to Central Ohio for the 12,000 shares of new Preferred Stock, which is to be not less than $100 per share nor more than $102.75 per share, plus accrued dividends from March 1, 1946. Each bid is also to specify the dividend rate on such preferred stock, which is to be a multiple of $\frac{1}{10}$th of 1%. It appears that the procedure of sale to be followed by Central Ohio conforms with the provisions of Rule U-50 (b).

We find that the issuance and sale by Central Ohio of the new Preferred Stock are solely for the purpose of financing the business of Central Ohio, and have been expressly authorized by the Public Utilities Commission of Ohio, in which State Central Ohio is organized and doing business. We are therefore required by the provisions of subsection (b) of section 6, upon such terms and conditions as we may deem appropriate in the public interest or for the protection of investors or consumers, to exempt these securities from the requirements of section 6 (a). In this connection our order herein will be conditioned upon completion of the record on the results of the competitive bidding prior to consummation of the proposed sale, and we shall reserve jurisdiction as to fees and expenses.

With respect to the acquisition, redemption and retirement by Central Ohio of its outstanding $6 preferred shares, and the sale by Crescent to Central Ohio of 28 of such shares, we see no basis for any adverse findings and find that all applicable statutory standards of the act are satisfied, subject to the above condition and reservation of jurisdiction.

It is therefore ordered, That the application herein of Central Ohio Light & Power Company, as amended, for exemption from the provisions of section 6 (a) of the act of the proposed issue and sale at competitive bidding of 12,000 shares of new preferred stock, and the declaration herein of Central Ohio Light & Power Company and Crescent Public Service Company, proposing the acquisition, redemption and retirement by Central Ohio Light & Power Company of 12,000 $6 preferred shares and the sale by Crescent Public Service Company to Central Ohio Light & Power Company of 28 of such shares be, and the same hereby are, granted and permitted to become effective subject to the terms and conditions prescribed in Rule U-24 and to the following further conditions:

(1) That the proposed sale of said shares shall not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate;

(2) That jurisdiction be, and the same hereby is, reserved with respect to the payment of all fees and expenses in connection with the proposed transactions, including the fees and expenses of counsel for the prospective bidders.

It is further ordered, That the application of Central Ohio Light & Power Company for the revocation of that part of our order dated February 3, 1944 (File No. 70-844), prohibiting the declaration or payment of common stock dividends, without our approval, be, and the same hereby is, granted, subject, however, to a certificate of notification being filed with the Commission stating that Central Ohio Light & Power Company has consummated the transactions heretofore approved herein in respect of its recapitalization, and has amended its Articles of Incorporation as proposed herein.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-5375; Filed, Apr. 1, 1946; 9:55 a. m.]

Reference

APR 9 '46

[3] The rate of dividends and the price are to be determined by competitive bidding.

No. 4872.

Reference

APR 9 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 66

Washington, Thursday, April 4, 1946

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

PART 296—GRAIN PURCHASES

EMERGENCY WHEAT PURCHASE PROGRAM BULLETIN

§ 296.01 *Emergency Wheat Purchase Program Bulletin.* This section states the requirements with respect to the Emergency Wheat Purchase Program of the Commodity Credit Corporation, hereinafter called C. C. C., under which purchases of eligible wheat will be made. The program will be administered in the field by the County Agricultural Conservation Committees under the general supervision of the respective State Committees.

(a) *Terms of eligibility.* For the purpose of this section and the contract of sale relating thereto, an eligible producer shall be any individual, partnership, association, corporation, or other legal entity who produced the eligible wheat. Eligible wheat shall be wheat of the 1945 crop and of a grade and quality corresponding to the grade and quality required of eligible wheat under the wheat loan program.

(b) *Terms and conditions.*—(1) *Delivery.* Delivery of the wheat shall be made to a country elevator which has executed a Uniform Grain Storage Agreement with the Secretary of Agriculture. Delivery must be made before a closing date to be announced, which will, in any event, be not later than July 1, 1946. If a sufficient quantity of wheat is obtained prior to such closing date, the closing date may be advanced; however, if the closing date is advanced, C. C. C. will give notice thereof.

(2) *Contract of sale.* The contract of sale shall be in the form prescribed by C. C. C.

(3) *Purchase price.* The purchase price per bushel shall be the applicable market price as determined by C. C. C. at the point of delivery on any date the producer elects, between the date of delivery and April 1, 1947: *Provided, however,* That only one election may be made for each lot of wheat: *And provided further,* That the producer may not elect a date prior to the date on which he mails a notice to C. C. C. in writing of his election. In the event no date is elected, the purchase price shall be the applicable market price as of March 31, 1947.

(4) *Basis of sale.* The weight, grade, and quality of the wheat shall be the inweight, grade, and quality determined by the country elevator and approved by the producer at the time the wheat is received at the elevator.

(5) *Time of payment.* The purchase price shall be paid as soon as practicable after the producer has notified C. C. C. of the date as of which the purchase price is to be determined. No advance payment will be made on the purchase price.

(6) *When title passes.* The contract, when signed by the producer, shall become effective and the title to the wheat shall pass to C. C. C. as of the date the contract is signed by the country elevator accepting delivery on behalf of C. C. C.

(7) *Warranty against liens.* The producer shall be required to warrant that he is the owner of the wheat and that the wheat is free and clear of all liens and encumbrances.

(8) *Assignments.* The rights under the Contract of Sale cannot be transferred or assigned.

(c) *Offices of Directors of Grain Branch, Production and Marketing Administration, in charge of Commodity Credit Corporation Programs:*

Address and Area

208 South LaSalle Street, Chicago 4, Illinois: Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maryland, Maine, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, West Virginia.

Dwight Building, 1004 Baltimore Avenue, Kansas City 13, Missouri: Alabama, Arkansas, Colorado, Georgia, Florida, Kansas, Louisiana, Mississippi, Missouri, Nebraska, New Mexico, Oklahoma, South Carolina, Texas, Wyoming.

McKnight Building, Minneapolis 1, Minnesota: Minnesota, Montana, North Dakota, South Dakota, Wisconsin.

Eastern Building, Southwest Tenth and Washington, Portland 5, Oregon: Arizona,

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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California, Idaho, Nevada, Oregon, Utah, Washington.

(Contracts of sale shall be mailed to the office serving the area)

Dated this 2d day of April 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
G. G. ARMSTRONG,
Acting President.

[F. R. Doc. 46-5598; Filed, Apr. 3, 1946; 11:35 a. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 75-2, Amdt. 37]

PART 1410—LIVESTOCK AND MEATS

BEEF SET ASIDE REDUCTION

War Food Order No. 75-2, as amended (11 F. R. 2497, 2763), is hereby further amended by deleting the table in paragraph (b) (1) and substituting in lieu thereof the following:

Type and grade:	*Set aside percentages*
"U. S. Choice" steers and heifers	0
"U. S. Good" steers and heifers	0
"U. S. Good" cows	0
"U. S. Commercial" steers, heifers and cows	40
"U. S. Utility" steers, heifers and cows (Grade C)	50
Cutter and canner steers, heifers and cows (Grade D)	60

This amendment shall become effective at 12:01 a. m., e. s. t., March 31, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 29th day of March, 1946.

[SEAL] G. P. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46-5436; Filed, Apr. 1, 1946; 1:14 p. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 210—FORM AND CONTENT OF FINANCIAL STATEMENTS, SECURITIES ACT OF 1933, SECURITIES EXCHANGE ACT OF 1934, AND INVESTMENT COMPANY ACT OF 1940

PROFIT AND LOSS OR INCOME STATEMENTS

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Act of 1933, particularly sections 7 and 19 (a), thereof, and the Securities Exchange Act of 1934, particularly sections 12, 13, 15 (d), and 23 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors and necessary for the execution of the functions vested in it by said acts, hereby amends Caption 16 of § 210.5-03 [Rule 5-03 of Regulation S-X] by adding the following new paragraph (d):

§ 210.5-03 *Profit and loss or income statements.* • • •

(b) • • •.

16. *Net income or loss.* • • •

(d) *Disclosure of war costs, losses, expenses and income*—(1) *Items excluded from the profit and loss or income statement.* If any substantial amounts of costs, losses, expenses or income attributable to conditions arising out of the war or its termination have been excluded from the profit and loss or income statement and charged or credited directly to surplus or reserve accounts on the ground that such items are not considered applicable to operations during the period of report, show the net aggregate amount of all such excluded items under an appropriate separate caption set forth following caption 16 but neither added to, nor deducted from, caption 16. The following information as to such excluded items shall be given, preferably in tabular form, either under this caption or by means of a footnote or schedule referred to under this caption:

(i) The nature and amount of each major category of the excluded items.

(ii) The account or accounts to which such items were charged or credited and the amounts involved.

(2) *Items included within the profit and loss or income statement.* If the profit and loss or income statement for the period of report includes substantial amounts of costs, losses, expenses or income (including transfers from war reserves) which in the registrant's opinion are attributable to conditions arising out of the war or its termination but are not applicable to production and sale of goods or services during the period of report, the amounts so included shall, if practicable, be segregated under appropriate captions. If segregation is not practicable, a brief statement of the circumstances shall be made as a part of the statement required by subparagraph (3), of this paragraph, together with an estimate of the amounts involved.

(3) *Statement of policy.* A concise statement shall be made in a footnote of the principle followed in determining that items of costs, losses, expenses or income were attributable to conditions arising out of the war or its termination and were not applicable to the production and sale of goods and services during the period of report.

Effective: March 31, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-5498; Filed, Apr. 2, 1946; 1:39 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 164]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS; ANTIMONY SULFITE

In § 801.2 *Prohibited exportations* the following correction is hereby made in the list of commodities set forth in Amendment No. 151 (11 F.R. 2258):

Department of Commerce schedule B number and commodity:	*Correction*
839900; Antimony sulfite	The commodity description should read: Antimony sulfide.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 2, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-5546; Filed, Apr. 3, 1946; 9:25 a. m.]

[Amdt. 166]

PART 804—INDIVIDUAL LICENSES

UNIT PROCESS PROCEDURE

Section 804.10 *Unit Process Procedure* is hereby revoked.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No 390, 10 F.R. 13130)

Dated: April 2, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-5548; Filed, Apr. 3, 1946; 9:25 a. m.]

[Amdt. 165]

PART 802—GENERAL LICENSES

EXPORT OF CERTAIN VESSELS

Section 802.20 *Export of certain vessels "VMC"* is hereby amended to read as follows:

§ 802.20 *Export of certain vessels "VMC".* A general license designated "VMC" is hereby granted authorizing the exportation of any vessel of one thousand (1,000) gross tons or over: *Provided*, That the United States Maritime Commission has approved the transfer of such vessel to foreign ownership or has approved the placing of such vessel under foreign registry or flag.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938, E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 29, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-5547; Filed, Apr. 3, 1946; 9:25 a. m.]

[Amdt. 167]

PART 804—INDIVIDUAL LICENSES

DIAMONDS AND TOOLS

Section 804.11 *Diamonds and tools incorporating industrial diamonds* is hereby revoked.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: March 19, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-5549; Filed, Apr. 3, 1946; 9:25 a. m.]

[Amdt. 168]

PART 809—BLANKET LICENSE "BLT"

GENERAL PROVISIONS

Section 809.2 *General Provisions* is amended by deleting therefrom paragraph (e).

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 2, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-5550; Filed, Apr. 3, 1946; 9:25 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.: E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, as Amended Apr. 2, 1946]

RESTRICTED PRIORITIES ASSISTANCE FOR NON-MILITARY PURPOSES

§ 944.49 *Priorities Regulation 28*—(a) *Background and purpose of this regulation.* With the exception of certain areas of critical shortages, such as the housing and apparel fields, the increased supply of many materials resulting from reduction in military procurement is generally adequate to meet demands. It is the declared policy of the Civilian Production Administration to remove priority controls as quickly as possible. In view of this situation and policy, the issuance of preference ratings by the CPA will be restricted to a minimum. Outside the areas of critical shortages mentioned above, limited priorities assistance may be given for non-military purposes only in specific instances where the need is clearly demonstrated as necessary to assist reconversion or insure the continued fulfillment of essential civilian or export needs. This regulation describes the conditions under which CC ratings will be assigned in such cases, except for textile fabrics or yarns for use in the United States which are covered by Priorities Regulation 28A.

Paragraph (b) below lists other regulations and orders which explain the assignment and use of preference ratings for purposes not covered by this regulation. Paragraph (c) states how applications should be filed under this regulation for use in this country. Paragraph (d) gives the general rules governing the assignment of such ratings, and paragraphs (e) through (h) cover the special situations where these ratings may be granted. Paragraph (i) explains how CC ratings are granted for export.

(b) *Other procedures for assigning ratings.* Priorities Regulation 1 explains in general the rating system, including the sequence of ratings and the purposes for which AAA and MM ratings are assigned. In addition, Priorities Regulation 28A, and certain orders in the M-317 and M-328 series, explain the assignment of CC ratings for certain textiles and related items, and Priorities Regulation 33 explains the assignment of HH ratings for housing.

(c) *How to apply for a CC rating.* Applications for a CC rating under this regulation for uses in the United States, its territories and possessions, should be made on Form CPA-541A addressed to the Civilian Production Administration, Washington 25, D. C., Ref: PR-28. Applications for textile yarns and fabrics covered by Priorities Regulation 28A should be made in accordance with that regulation, and applications for other textiles and related items for certain end uses should be made as explained in orders in the M-317 and M-328 series.

(d) *When the Civilian Production Administration will assign a CC rating under this regulation.* (1) When effective assistance of other kinds is not practicable (CPA may locate sources able to ship without ratings), CC ratings may be granted for specific items and quantities of materials in the limited classes of cases described in paragraphs (e) through (h) below, upon determination in each instance that all the following conditions are met:

(i) The use of substitute and less scarce materials is not practicable;

(ii) Reasonable efforts have been made to get the required item without a rating; and

(iii) A rating is required to obtain the item by the latest date and in the minimum quantity practicable after taking into consideration material in inventory and material available without a rating.

(2) In the case of production materials and operating supplies, the CPA will not generally assign ratings for more than a 60-day supply of the item in question. This 60-day limitation does not preclude later applications.

(3) Preference ratings will not be assigned for the procurement of items which will be resold without change in form.

(4) The CPA will not grant a CC rating under this regulation where it would preempt an undue proportion of the limited amounts of material available. If the material is in such short supply that it is generally hard to obtain the CPA may provide other procedures rather than a rating under this regulation.

(5) CC ratings will be denied where it appears that the item for which the rating is requested is available under different terms of sale or from a supplier other than the applicant's customary one.

(e) *Critical products.* The CPA may assign a CC rating as explained in Schedule I to this regulation to get material which is needed to sustain or increase production of an item or service listed on that Schedule which the CPA has determined to be in such tight supply that it is a serious threat to the economy. Schedule I replaces former Directions 1 through 5 and 7 through 12 to this regulation covering critical products.

(f) *Production materials, capital equipment and MRO.* Under the conditions stated in paragraph (d), the CPA may grant a CC rating to get production materials, capital equipment or maintenance, repair and operating supplies (MRO) in the following cases:

(1) The CPA may assign a CC rating to get a "bottleneck" item where a great majority of the materials or of the equipment needed is on hand or is obtainable without priorities assistance and it is demonstrated that failure to receive it in the quantity and on the date requested will prevent an entire plant from beginning, resuming or maintaining operations at the minimum economic rate. The "minimum economic rate" of operation means the rate of operation at which the plant as a whole must operate to avoid incurring a financial loss, without regard to any particular product if the plant makes more than one. If a plant is currently operating at less than capacity without incurring a financial loss, the minimum economic rate of operation will not be considered a higher rate than the current one, even though some of the plant's regular products are not currently being produced.

(2) Special consideration, not limited to bottleneck items, will be given to the needs of small business and to the business needs of World War II Veterans up to the minimum economic rate of operation. For this purpose "small business" generally means a business in which not more than 250 persons are actively employed. A veteran who wants to get farm machinery or equipment listed in War Food Order 135 of the Department of Agriculture for use on a farm should apply under that order for a veterans' preference certificate. No farmer should apply under this regulation for such farm machinery or equipment unless he qualifies under paragraph (h) (4) below.

(3) Special consideration will also be given to emergency requirements for veterans' educational facilities.

(4) CC ratings, however, will not be ordinarily assigned under this paragraph (f) for specialized machinery or equipment designed and made solely for the production of a critical product listed in Schedule I to this regulation. CC ratings for such machinery and equipment will be assigned only under the criteria stated in paragraph (h) below.

(g) *Construction.* Under the conditions stated in paragraph (d), the CPA may assign CC ratings to get construction material and equipment in the following cases:

(1) A bottleneck item which is needed to complete non-housing construction, and which is to be physically incorporated in the structure. CC ratings will not be assigned under this paragraph (g) (1) for any materials listed on Schedule A to Priorities Regulation 33.

(2) An item of material not listed on Schedule A to Priorities Regulation 33 which will be physically incorporated in a dwelling and is needed to make the dwelling habitable.

(3) A person applying for a CC rating to get construction materials or equipment must show on his application Form CPA-541A that approval for the project has been granted on Form CPA-4386 or CPA-4423, or that the construction is exempt under Veterans Housing Program Order No. 1.

(h) *Miscellaneous.* Under the conditions stated in paragraph (d), the CPA may grant a CC rating under this regulation to get material in the following cases:

(1) The item is needed to prevent a delay in the completion on time of military procurement, production or construction; or

(2) The item is needed for incorporation into a product to be delivered on a CC or HH rating, and the item is not on hand or available on order; or

(3) The item is needed for use by the applicant to eliminate serious hazard to the life, health or safety of a large number of people, or to maintain or establish essential public or other community service; or

(4) The item is essential to replace one which has been destroyed by flood, fire, tornado or other act of God, and the item (i) is to be used on a farm, or (ii) is essential to the continued operation of a plant, facility or service at the minimum economic rate; or

(5) The item is essential to the continued operation of a plant, facility or service at the minimum economic rate and is shown to fall in one of the following cases:

(i) It is needed in an emergency to replace equipment which has actually broken down and cannot be repaired; or

(ii) It is needed to replace equipment which is subject to recurring mechanical breakdowns and is out of service so frequently as to impede operations; or

(iii) It is needed to replace equipment which has been condemned as unsafe or illegal by public authority or insurance underwriters and which cannot be repaired and must be replaced under requirements of law or insurance contracts; or

(6) The item is needed as a repair part to prevent imminent breakdown of machinery or equipment; or

(7) Failure to obtain delivery of the item would result in exceptional community hardship or in unreasonable and exceptional hardship not suffered generally by others in the same industry or activity.

(i) *CC Ratings for export*—(1) *General.* In the case of materials for export (other than certain textiles and related items referred to in paragraph (i) (2) below), applications from Canada should be filed with the Priorities Officer of Canada, and will be handled on the same basis as United States applications. In the case of other exports, upon demonstration that a rating is required, a CC rating may be assigned for procurement in this country of materials for export to prevent serious injury to the minimum essential civilian economies of friendly foreign nations; or to aid in the restoration, development and maintenance of foreign sources of supplies vitally needed in this country; or for other reasons of public policy. Applications for such ratings should be made to the Office of International Trade, Department of Commerce on the forms prescribed by that agency.

(2) *Certain textiles and related items.* For exports, including shipments to Canada, of cotton broad woven fabrics for which set-asides are provided in the distribution schedules of Order M-317A, seine twine, fish netting, and cotton yarn, CC ratings may be granted, on specific applications only, to the extent of the export programs fixed by the CPA. Applications for such ratings should be made to the Office of International Trade, Department of Commerce, on the forms prescribed by that Agency; except that for shipments to Canada, applications should be filed with the Cotton Administrator of the Wartime Prices and Trade Board and will be acted on by the CPA.

Issued this 2d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5496; Filed, Apr. 2, 1946; 11:50 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[M-328B, Revocation of Dir. 11]

USE OF M-328B CC RATINGS FOR SECOND QUARTER 1946

This direction is revoked, as it is superseded by paragraphs (e) and (f) (2) of Order M-328B, as amended April 3, 1946. This revocation does not affect any liabilities incurred for a violation of the direction or of actions taken by the Civilian Production Administration under the direction.

Issued this 3d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5602; Filed, Apr. 3, 1946; 11:47 a. m.]

PART 1042—IMPORTS OF STRATEGIC MATERIALS[1]

[General Imports Order M-63, as Amended Apr. 2, 1946]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of certain imported materials for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1042.1 *General Imports Order M-63*—(a) *Definitions.* For the purposes of this order:

(1) "Person" means any individual, partnership association, business trust, corporation, or any organized group of persons, whether or not incorporated.

(2) "Owner" of any material means any person who has any property interest in such material except a person whose interest is held solely as security for the payment of money.

(3) "Consignee" means the person to whom a material is consigned at the time of importation.

(4) "Import" means to transport in any manner into the continental United States from any foreign country or from any territory or possession of the United States (including the Philippine Islands). It includes shipments into a free port, free zone, or bonded custody of the United States Bureau of Customs (bonded warehouse) in the continental United States and shipments in bond into the continental United States for transshipment to Canada, Mexico, or any other foreign country.

(5) [Deleted Mar. 1, 1946.]

[1] Certain food items formerly on Lists I, II, and III are now subject to import control in accordance with War Food Administration Order 63.

(6) Material shall be deemed "in transit" if it is afloat, if an on board ocean bill of lading has actually been issued with respect to it, or if it has actually been delivered to and accepted by a rail, truck, or air carrier, for transportation to a point within the continental United States.

(7) "Governing date" with respect to any material means the date when such material first became subject to General Imports Order M–63.

(b) *Restrictions on imports of materials*—(1) *General restriction.* No person, except as authorized in writing by the Civilian Production Administration shall purchase for import, import, offer to purchase for import, receive, or offer to receive on consignment for import, or make any contract or other arrangement for the importing of, any material subject to this order after the governing date. The foregoing restrictions shall apply to the importation of any material subject to the order regardless of the existence on the governing date or thereafter of any contract or other arrangement for the importation of such material. The materials subject to this order are those listed from time to time upon Lists A and B attached hereto.

(2) *Authorization by Civilian Production Administration.* Any person desiring such authorization, whether owner, purchaser, seller, or consignee of the material to be imported, or agent of any of them, shall make application therefor in duplicate on Form WPB–1041 or CPA–1041 addressed to the Civilian Production Administration Ref: M–63, Washington 25, D. C. Unless otherwise expressly permitted, such authorization shall apply only to the particular material and shipment mentioned therein and to the persons and their agents concerned with such shipment; it shall not be assignable or transferable either in whole or in part.

(3) *Restrictions on financing of imports.* No bank or other person shall participate, by financing or otherwise, in any arrangement which such bank or person knows or has reason to know involves the importation after the governing date of any material subject to this order, unless such bank or person either has received a copy of the authorization issued by the Civilian Production Administration under the provisions of paragraph (b) (2) or is satisfied from known facts that the proposed transaction comes within the exceptions set forth in paragraph (b) (4).

(4) *Exceptions.* Unless otherwise directed by the Civilian Production Administration, the restrictions set forth in this paragraph (b) shall not apply:

(i) To the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation, or any other United States governmental department, agency, or corporation, or any agent acting for any such department, agency or corporation; or

(ii) To any material of which any United States governmental department, agency, or corporation is the owner at the time of importation, or to any material which the owner at the time of importation had purchased or otherwise acquired from any United States governmental department, agency, or corporation; or

(iii) To any material which on the governing date was in transit to a point within the continental United States.

(iv) [Deleted Mar. 30, 1944]

(v) To any material consigned as a gift or imported for personal use where the value of each consignment or shipment is less than $100.00; or to any material consigned or imported as a sample where the value of each consignment or shipment is less than $25.00; or to any used material in the category of household goods imported by the owner for his own personal use; or

(vi) To materials consigned as gifts for personal use by or to members of the Armed Services of the United States; or

(vii) [Deleted Nov. 13, 1944.]

(viii) To manufactured materials which are imported in bond solely for the purpose of having them repaired and then returned to the owner outside the continental United States; or

(ix) To materials which were grown, produced, or manufactured in the continental United States, and which were shipped outside the continental United States on consignment or pursuant to a contract of purchase, and which are now returned as rejected by the prospective purchaser; or

(x) To materials shipped into the United States in transit from one point in Mexico to another point in Mexico, or from one point in Canada to another point in Canada.

(xi) To materials on List B which are located in, and are the growth, production, or manufacture of, and are transported into the Continental United States overland, by air, or by inland waterway from Canada, Mexico, Guatemala or El Salvador.

(c) [Deleted June 4, 1945.]

(d) [Deleted June 4, 1945.]

(e) *Restrictions on distribution of List A and List B materials.* Unless otherwise provided by the terms of the authorization issued pursuant to paragraph (b) (2), any material on List A or List B which is imported in accordance with the provisions of this order after the governing date, may be sold, delivered, processed, consumed, purchased, or received without restriction under this order, but all such transactions shall be subject to all applicable provisions of the regulations of the Civilian Production Administration and to all orders and directions of the Civilian Production Administration which now or hereafter may be in effect with respect to such material.

(f) *Reports*—(1) *Reports on customs entry.* No material which is imported after the governing date, including materials imported by or for the account of the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation or any other United States governmental department, agency, or corporation, shall be entered through the United States Bureau of Customs for any purpose, whether for consumption, for warehouse, in transit, in bond, for re-export, for appraisal, or otherwise, unless the person making the entry shall file with the entry Form WPB–1040 or CPA–1040 in duplicate except in the case of a material described in paragraph (b) (4) (xi) when the person making the entry need not file with the entry Form WPB–1040 or CPA–1040. The filing of such form a second time shall not be required upon any subsequent entry of such material through the United States Bureau of Customs for any purpose; nor shall the filing of such form be required upon the withdrawal of any material from bonded custody of the United States Bureau of Customs, regardless of the date when such material was first transported into the continental United States. Both copies of such form shall be transmitted by the Collector of Customs to the Civilian Production Administration, Imports Division, Ref.: M–63, Washington 25, D. C.

(2) *Other reports.* All persons having any interest in, or taking any action with respect to, any material imported after the governing date, whether as owner, agent, consignee, or otherwise, shall file such other reports as may be required from time to time by the Civilian Production Administration.

(3) *Exceptions.* The provisions of this paragraph (f) shall not apply to materials imported and consigned as gifts for personal use by or to members of the Armed Services of the United States.

(g) *Routing of communications.* All communications concerning this order shall, unless otherwise herein directed be addressed to: Civilian Production Administration, Washington 25, D. C. Ref.: M–63.

(h) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or who furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority assistance. In addition, the Civilian Production Administration may direct the disposition and use of any material which is imported without authorization as required by paragraph (b).

(i) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the Civilian Production Administration as amended from time to time.

(j) *Effect on liability of removal of material from order.* The removal of any material from the order shall not be construed to affect in any way any liability for violation of the order which accrued or was incurred prior to the date of removal.

Issued this 2d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A

NOTE: "Rotenone bearing roots . . . deleted Apr. 2, 1946.

The numbers listed after the following materials are commodity numbers taken from Schedule A, Statistical Classification of Imports of the Department of Commerce (issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed the description given shall control.

Material	Commerce Import Class No.	Governing date
Agave fibers, unmanufactured, not elsewhere specified on this order (except flume tow and bagasse waste)	N. S. C.	8/5/43
Hides and skins:		
Buffalo hides dry and wet	0203. 000	1/13/42
	0203. 100	1/13/42
Buffalo hides (India water buffalo, for use in rawhide articles) dry and wet	0205. 000	9/16/44
	0209. 100	9/16/44
Calf, dry and wet	0207. 000	1/13/42
Cattle hides, dry and wet	0208. 000	1/13/42
	0201. 000	1/13/42
Coat and kid skins, dry and wet	0202. 000	1/13/42
	0241. 000	7/2/42
Kip, dry and wet	0242. 000	7/2/42
	0205. 000	1/13/42
	0206. 000	1/13/42
Sheep and lambskins:		
Pickled skins, not split, no wool	0234. 000	1/2/46
Pickled fleshers, split, flesh side	0231. 100	1/2/46
Pickled skivers, split, grain side	0234. 200	1/2/46
Lead:		
Bullion or base bullion	6504. 000	1/2/46
Pigs and bars	6503. 000	1/2/46
Reclaimed, scrap, dross and lead n. s. p. f., except antimonial	6505. 100	1/2/46
Babbitt metal and solder	6506. 100	1/2/46
Alloys and combinations of lead, n. s. p. f., in chief value of lead	6506. 300	1/2/46
Alloys and combinations of lead, n. s. p. f., not in chief value of lead	6506. 900	1/2/46
Type metal and antimonial lead	6507. 000	1/2/46
Leather, unmanufactured:		
Goatskin and kidskin leather (except vegetable-tanned)	0333. 000–0333. 500 incl.	7/2/42
Leather made from hides or skins of cattle of the bovine species:	0335. 400	7/2/42
Rough tanned leather (incl India-tanned)	0340. 800	7/2/42
Vegetable-tanned goat and sheepskins	0345. 200	7/2/42
	0345. 300	7/2/42
	0360. 100–0317. 900 incl.	7/2/42
Maguey or cantala, unmanufactured	0339. 000	7/2/42
Manila or abaca cordage including cables, tarred or untarred, composed of 3 or more strands, each strand composed of 2 or more yarns	0339. 100	7/2/42
	3409. 200	1/15/43
Manila or abaca fiber (except T grade tow)	3417. 095	6/28/43
Manila or abaca tow (T grade only)	3417. 195	6/28/43
Manila or abaca fiber manufactures (incl. all manila or abaca products)	3402. 200	4/28/43
Molasses and sugar sirup	3402. 500	4/28/43
Sisal and henequen, unmanufactured (except flume tow and bagasse waste)	N. S. C.	4/28/43
	1040. 000	7/2/42
Tin:	N. S. C.	1/18/43
Alloys, chief value tin, n. s. p. f. (including alloy scrap)	6551. 900	11/30/45
Bars, blocks, pigs, grain or granulated	6551. 200	11/30/45

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

LIST B

The numbers listed after the following materials are commodity numbers taken from Schedule A Statistical Classification of Imports of the Department of Commerce (issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed, the description given shall control.

Material	Commerce Import Class No.	Governing date
Paper, standard newsprint	4711. 00	8/3/45

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

INTERPRETATION 1: Revoked June 4, 1945.

INTERPRETATION 2

The following official interpretation is hereby issued by the Civilian Production Administration with respect to the meaning of the term "in transit" as defined in paragraph (a) (6) of General Imports Order M–63 (§ 1042.1) as amended.

By amendment dated December 17, 1942, the definition of material "in transit" was changed by adding the following clause, "or if it has actually been delivered to and accepted by a rail, truck, or air carrier for transportation to a point within the continental United States." The question has been raised as to the meaning of the term as applied to a case where the material on the governing date had been delivered to and accepted by a rail, truck, or air carrier on a through bill of lading for transportation to a specified port and from thence by boat to a point within the continental United States.

The material in the stated case is not deemed to be in transit within the meaning of the term as used in the order. If the material is to be carried to the port of arrival in the continental United States by ship the material must have been afloat, or an on board ocean bill of lading must have been issued with respect to it on the governing date in order for it to be considered as having been in transit on such date.

Material which has been delivered to and accepted by a rail, truck, or air carrier on the governing date for transportation to a point within the continental United States is deemed to be in transit within the meaning of the term as used in the order only when the transportation specified in the bill of lading issued by such carrier calls for delivery of the material at the port of arrival in the continental United States by rail, truck, or air carrier, not by ship. (Issued March 5, 1943.)

INTERPRETATION 3: Revoked June 4, 1945.

[F. R. Doc. 46–5495: Filed, Apr. 2, 1946; 11:49 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 32, Direction 10]

TWENTY-DAY INVENTORY ON COKE

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of coal and coke for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

(a) No person, including a Government operated establishment, may accept delivery of any coke if his inventory of it is or will by virtue of such acceptance become more than he expects to use during the succeeding twenty days on the basis of his current or scheduled method and rate of operation.

(b) This direction does not apply to:

(1) Coke which on April 2, 1946 was billed or in transit;

(2) Any delivery of a carload of coke or less to any person who at the time of delivery has in his inventory less than a twenty day supply of coke. However, he may not thereafter accept delivery of any additional quantities until his inventory is again less than a twenty day supply;

(3) Delivery of coke to any person who acquires it for space heating, domestic hot water, or cooking;

(4) Delivery of coke to any person buying for resale.

(c) No person may place any order for coke requesting delivery which would result in an inventory in excess of that permitted by this direction. A person must immediately cancel, reduce or defer any order for coke which has been placed where the scheduled delivery would result in an inventory in excess of that permitted by this direction.

(d) No person may deliver any coke if he knows or has reason to believe that acceptance of such delivery would be in violation of this direction.

(e) Any appeal from this direction should be filed by letter in triplicate to the Civilian Production Administration, Steel Branch, Washington 25, D. C., Ref: PR 32, Direction 10, referring to the provision appealed from and stating fully the grounds of the appeal.

Issued this 2d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–5497; Filed, Apr. 2, 1946; 11:50 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[M–328B, Direction 10, as Amended Apr. 3, 1946]

USE OF CC RATINGS IN FIRST QUARTER OF 1946 UNDER SCHEDULE C

The following amended direction is issued pursuant to M–328B:

(a) *Purpose.* The purpose of this direction is to state the rules governing the yardage for which CC ratings may be used in the first quarter of 1946 under Schedule C of Order M–328B.

(b) [Deleted Apr. 3, 1946.]

(c) *Quantities and kinds of fabric which may be received on ratings.* (1) Authorizations on Form CPA–3732 under Schedule C for the first quarter of 1946 assign CC ratings for the total yardage of all fabrics which may be obtained for an item. The yardage (explained in (c) (2) and (c) (3) below) may be divided up in any way among the fabrics listed on the Preference Rating Schedules for that item.

(2) Any person who receives an authorization for an item on Schedule C on Form CPA–3732 for a yardage which was 75% or more of the total yardage of all fabrics for which he was assigned CC ratings for that item in the fourth quarter of 1945, is governed by the following rule. He may not receive on M–328B CC rated orders after he gets his CPA–3732 authorization for an item any fabric which will make his total receipts of all fabrics for that item in the first quarter of 1946 on M–328B CC ratings exceed the yardage authorized on Form CPA–3732 for that item. This includes the yardage authorized for the fourth quarter of 1945, but not received in that quarter.

(3) Any person who receives an authorization on Form CPA–3732 for any item for less than 75% of the total yardage of all fabrics allocated to him for that item in the

fourth quarter of 1945, may use CC ratings to get in the first quarter of 1946 75% of the yardage for which he was assigned CC ratings for all fabrics for the fourth quarter of 1945 for the same item. This includes the yardage authorized for the fourth quarter of 1945, but not received in that quarter.

(4) Any person who actually received before March 6, 1946, on CC ratings under Order M-328B more than the yardage to which he is entitled under this direction, may not receive any more fabric on M-328B CC ratings in the first quarter of 1946 for the particular item. He must, however, use all of the yardage obtained before then to make the item for which the rating was authorized.

(5) Any person who has placed CC rated orders for more yardage than he is authorized to receive under this direction must immediately unrate or cancel orders for the excessive yardage as explained in paragraph (e) (3) of Order M-328B.

Issued this 3d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5501; Filed, Apr. 3, 1946; 11:48 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Supplementary Order M-317A, Revocation of Interpretation 2]

Interpretation 2 of § 3290.116 *Supplementary Order M-317A* is revoked.

Issued this 1st day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5440; Filed, Apr. 1, 1946; 3:32 p. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Supplementary Order M-317A, as Amended Apr. 1, 1946]

COTTON FABRIC DISTRIBUTION

Section 3290.116 *Supplementary Order M-317A* is amended to read as follows:

§ 3290.116 *Supplementary Order M-317A*—(a) *What this order does.* This order states the special rules for distribution of cotton fabrics, particularly with respect to set-asides for certain purposes, the certificates of use which must be filed with orders in order to obtain set-aside fabrics, and the effect and use of preference ratings. The set-aside percentage figures are shown in the tables at the end of this order.

(b) *Definitions.* (1) "Cotton fabric" means any fabric 12" or more in width woven or braided from cotton yarn which contains 50% or more by weight of cotton or cotton waste or any combination of the two. The term includes not only fabrics in the gray and yarn dyed fabrics, original mill or regular finish, but also fabrics which have been bleached, Sanforized, dyed or printed; and includes shorts, seconds, remnants or mill ends. The term does not include blankets or blanketing containing 25% or more by weight of wool; or fabrics (other than blankets or blanketing) containing wool produced on the woolen or worsted system.

(2) "Producer" means any manufacturer who makes any cotton fabric in the forty-eight States or the District of Columbia.

(3) "Industrial and agricultural purposes" means any of the following purposes for which cotton fabric may be used, whether directly or as a component in the manufacture of items required for the purpose:

(i) Maintenance, repair, and operating supplies or capital equipment for any manufacturing, extractive (including mining and commercial fishing), agricultural, public utility or public transportation operation, or for any laundry or dry-cleaning establishment (not including items supplied on a return basis by a "linen service" agency or similar organization).

(ii) Medical, surgical, or hospital equipment and supplies (except clothing); and other equipment and supplies (except clothing) required for the protection of public health or safety.

(iii) Special occupational and safety clothing and gloves (but not including ordinary work clothing and work gloves, or uniforms, or sports equipment).

(iv) Production materials to be used in the manufacture of vehicles; building materials; construction machinery; mechanical household or office equipment; tires; rubber hose and belts; footwear; friction tape and pressure-sensitive tape; burial caskets; electrical, industrial, agricultural, food processing or transportation equipment; furniture; mattresses; box springs; and dual (purpose) sleeping equipment.

(v) Book binding.

(4) "Coated fabrics" means cotton fabrics coated, impregnated or otherwise treated with the following coatings, continuous from selvage to selvage, provided that such treatment is not merely a part of the normal operation of bleaching, dyeing, printing or other finishing:

Clay filled coatings
Lacquers
Ethylcellulose
Nitrocellulose
Oil coatings
Oleoresinous coatings
Paints
Pyroxylin
Starch filled coatings
Varnishes
Resins, natural or synthetic
Rubber, natural, synthetic or reclaim

"Coated fabrics" include but are not limited to such products as oil cloth, artificial leather, book binding cloth, Holland cloth and varnished cambric.

(c) *Set-aside of cotton fabrics for industrial and agricultural purposes.* During each calendar quarter after March 31, 1946 each producer shall set aside from his production of each cotton fabric, for delivery only on orders certified for "industrial and agricultural purposes" as defined in paragraph (b) (3) above, an amount not less than the percentage specified for that purpose in the attached tables (column 4). Cotton fabrics set aside under this paragraph may not be delivered on orders certified for the making of bags controlled by Order M-221, except when expressly permitted by the attached tables.

(d) *Set-aside of cotton fabrics for bags under M-221.* During each calendar quarter after March 31, 1946, each producer shall set aside from his production of each cotton fabric, for delivery only on orders certified for the manufacture of bags controlled by Order M-221, an amount not less than the percentage specified for that purpose in the attached tables (column 5).

(e) *Gray goods minimum ratio in set-asides for industrial, agricultural and bag making purposes.* (1) From the total amount of each group of cotton fabrics having the same reference number which are set aside after March 31, 1946 for "industrial and agricultural purposes" and for bags controlled by Order M-221, the producer shall deliver not less than the percentage specified in the attached tables (column 12) on orders certified for use in the gray or for use in the manufacture of varnished cambric for electrical insulation.

(2) Manufacturers of coated fabrics may certify that the fabrics which they order for coating will be used in the gray only if the fabrics are to be coated without being bleached, dyed, printed, sized or otherwise finished.

(f) *Set-aside of cotton fabrics for M-328B programs.* The provisions of Order M-328B and its schedules and directions provide for set-asides of certain fabrics for apparel and piece goods. The percentages shown for these set-asides in the attached tables (columns 6 and 7) are included only for purposes of explanation and are not controlling.

(g) *Exports of cotton fabrics*—(1) *Set-aside for general export.* During each calendar quarter after March 31, 1946 each producer shall set aside from his production of each cotton fabric, for delivery only on orders certified for export (including export to Canada), an amount not less than the percentage specified for that purpose by the attached tables (column 8). Fabrics set aside under this paragraph shall not be delivered on orders for eventual export by the United States Army, Navy, Maritime Commission, War Shipping Administration, American Red Cross, or any U. S. Military, Naval or Maritime Post Exchange, Ship's Service Store or other equivalent service department.

(2) *Sub-set-aside for export to Canada.* During each calendar quarter after March 31, 1946 each producer shall set aside from his production of each cotton fabric, for delivery only on orders certified for export to the Dominion of Canada, an amount not less than the percentage specified for that purpose by the attached tables (column 9). Deliveries on certified Canadian export orders within this minimum percentage are chargeable, and in excess of it are not chargeable, against the general export set-aside of paragraph (g) (1) above. In the absence of a specific percentage in column 9 of the attached tables for any fabric, any deliveries of that fabric on certified Canadian export orders may be charged against the general export set-aside of paragraph (g) (1) above.

(3) *Scope of export set-aside.* The export set-asides are for cotton fabrics to be exported in the gray, in the finished state, as piece goods, or in any of the following forms: bedsheets, pillow cases, blankets, towels, diapers, face cloths, table "linen", or clothing.

(4) *Special export rules for wide cotton fabrics.* In calculating export-set-asides the producer may exclude his production of cotton fabrics wider than 42½". However, deliveries on certified export orders of cotton fabrics wider than 42½" may be credited against the producer's export set-aside of cotton fabrics less than 42½" wide within the same reference number in column 1 of the attached tables (or, in the case of drills, twills and sateens, deliveries on certified export orders of any of these fabrics wider than 42½" may be credited against the producer's export set-aside of any drill, twill or sateen less than 42½" wide).

(5) *Certifying orders for replacement of exported cotton fabrics.* Purchase orders may be certified "for export" under this order when the cotton fabrics (or other items listed in paragraph (g) (3) above) being ordered either will be exported as certified, or else will replace in inventory other cotton fabrics (or items) of like description which have been exported as certified within the previous 90 days.

(h) *General provisions for set-asides*—(1) *Quantities to be set-aside and carry-overs from previous quarters.* The undelivered balance of the total quantity required to be set aside for any purpose during any quarter (including the first quarter of 1946 with respect to exports and bags controlled by Order M-221), shall be added to the percentage of production during the next quarter which must be set aside for that purpose. The sum of the carry-over plus the required percentage of current production constitute the total quantity of each set-aside during each quarter. For the purpose of determining set-aside quantities during any quarter, production during that quarter must be estimated as being at least equal to the previous quarter's production. However, carry-overs must be computed on the basis of actual production and deliveries.

(2) *Deliveries in excess of required set-asides.* Deliveries in excess of the quantity required to be set aside for any purpose may not be credited against the set-aside for any other purpose, nor against the next quarter's set-aside for the same purpose. The set-aside for each purpose is a minimum required quantity, and does not prevent additional quantities being delivered from production which has not been set aside for other purposes.

(3) *Shorts, seconds, remnants and mill ends.* Shorts, seconds, remnants and mill ends must be included in total production for the purpose of determining set-asides only to the extent that these items exceed 10 percent of the total production (including these items). Deliveries of shorts, seconds, remnants and mill ends may not be credited as deliveries against the set-asides.

(4) *Cotton fabric products.* A producer may charge against the applicable set-aside the cotton fabric which he uses to make cotton fabric products (such as sheets, towels, diapers, etc.), if he delivers the products on orders which meet the terms of the set-aside. However, in the case of export set-asides the permitted products are limited by paragraph (g) (3).

(i) *Purchase order certificates for cotton fabrics*—(1) *When certificate required, and restrictions on use or resale of fabric received on certification.* No producer may deliver cotton fabrics which he is required to set aside under this order except on purchase orders with certificates stating that the fabrics ordered will be used or resold for purposes meeting the set-aside provisions. A person who has obtained cotton fabrics on certification may use them only as certified, and may resell them only on orders similarly certified. However, he may resell at retail without certification from the buyer unless he knows or has reason to believe that the buyer will not use the fabric for the certified purpose.

Delivery shall not be made on any order which the seller knows or has reason to believe is falsely certified, or on any uncertified order which is required to be certified, even though the order is rated MM or CC.

(2) *Content and form of certificate.* The purchase order certificate must state the ultimate use of the cotton fabric ordered and must be certified and signed, as follows:

For use or resale for industrial or agricultural purposes under CPA Order M-317A (if applicable, add "for use in the gray without any finishing", or "for varnished cambric for electrical insulation")—or

For use or resale for making bags controlled by CPA Order M-221 (if applicable, add "for use in the gray without any finishing")—or

For export (and state the governing export license number and date of validation, or the United States Treasury Procurement Division contract number and date; or if the export is to Canada, so state and add the Canadian Cotton Administrator's Serial Number and date).

The above statements of use must be followed by the following standard form of certification, signed manually or as provided in Priorities Regulation 7:

The undersigned purchaser certifies, subject to the penalties of section 35 (a) of the United States Criminal Code, to the seller and to the Civilian Production Administration, that, to the best of his knowledge and belief, the undersigned is authorized under applicable Civilian Production Administration regulations and orders to place this delivery order, to receive the item(s) ordered for the purpose for which ordered, and to use any preference rating which the undersigned has placed on this order.

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(Authorized Signature) (Date)

(3) *Addition of rating.* In addition to the above statement of ultimate use, the applicable rating (if any) and the statement of the source of the rating (required by paragraph (c) of Order M-317) may be inserted in the above certificate instead of being certified separately.

(j) *Preference ratings.* (1) Orders which are duly certified for any set-aside purpose and also bear preference ratings and the statement of source of rating required by Order M-317, must be accepted and filled from the applicable set-aside in accordance with the provisions of Priorities Regulation No. 1. On the other hand, delivery may not be made of any set-aside cotton fabrics on any rated order which is not certified as required by paragraph (i) above.

(2) During each quarter after March 31, 1946 no producer need accept rated orders which would cause him to deliver, more of any cotton fabric from the balance of his production not subject to set-asides, than the percentage of his production of that fabric specified in the attached tables (column 11). Deliveries on rated certified orders which have been credited against any set-aside may not also be credited against the rating ceiling of this paragraph.

(3) Paragraph (j) (1) and (2) above refer to MM and CC rated orders. Orders rated AAA must be accepted and filled regardless of the set-aside or rating ceiling provisions of this order.

(4) No producer of cotton fabric shall use any preference rating to obtain cotton fabric from another producer, except to the extent authorized by the Civilian Production Administration, upon his showing on Form CPA-2842, that his own production is insufficient or unsuitable. This does not apply to orders accepted before April 1, 1946.

(5) Preference ratings assigned for the export of cotton fabric expire if they are not applied or extended to an order accepted by a producer within six months of the date the rating was assigned.

(6) No person is required to accept any rated order for cotton fabrics calling for delivery more than 90 days after the receipt of the order, except from the United States Army, Navy, Maritime Commission or War Shipping Administration.

(k) *Integrated mills.* Requisitions for intra-company deliveries of cotton fabrics from the producing mill shall be treated as if they were purchase orders, for the purpose of the set-aside and certification requirements and the other provisions of this order.

(l) *Reports.* Each producer of cotton fabrics shall file a report with the Civilian Production Administration on Forms CPA-658B and C at the time and in the manner prescribed in these forms. These reports on requirements have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(m) *Communications.* All reports, appeals and other communications concerning this order shall be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C. Ref: M-317A.

Issued this 1st day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

COTTON FABRIC DISTRIBUTION TABLES

NOTE.—The columns of these tables correspond to the paragraphs of Supplementary Order M-317A, as follows:

Col. 4—par. (c)
Col. 5—par. (d)
Col. 6 and 7—par. (f)
Col. 8 and 9—par. (g)
Col. 11—par. (j) (2)
Col. 12—par. (e)

TABLE I—FINE COTTON GOODS

Ref. No.	Form CPA 658-C, December 18, 1945, item number	Fabrics	Minimum percentages for set-asides: Industrial and agricultural uses (exclusive bags controlled by M-221)	Bags controlled by M-221	M-328B programs: Apparel	M-328B programs: Piece goods	Exports: General exports	Exports: Canadian exports	Total percent set-aside	Balance beyond set-asides subject to rating	Minimum percent gray goods in total set-asides for industrial, agricultural and M-221 bags (col. 4 and 5)
1	2	3	4	5	6	7	8	9	10	11	12
1	1, 2	Airplane and balloon fabrics			*60		4		4	5	
2	3, 4, 5	Broadcloth (combed)			*25	*25	10	2½	70	20	
3	6	Dimities					8		38	5	
4	10-17	Lawns and organdies (combed and part combed, and carded)			*30	*11	10		51	5	
5	18-21	Marquisettes (combed and part combed, and carded)					5		5	5	
6	22	Oxfords, combed and fine carded (average carded yarns finer than 38s)			*60		8	4	68	5	
					*30	*30	5		65	5	
7	23	Piques					5		5	5	
8	24	Pongees			*50		10	3	60	5	
9	25, 26	Poplins (combed)					11		11	5	
10	27	Sateens (combed and part combed)									
11	28	Sateens, carded (average yarns finer than 38s), narrow (under 42")			*60		14		14	5	
							14	5	74	5	
12	31	Shirtings, jacquard, gray—dobby and colored								100	
13	32, 33	Army twills, 6.0 oz. shirting and 8.2 oz. uniform					7		7	93	
14	35	Albert twills					10		10	5	
15	36	Gabardines (combed)					5		5	5	
16	34 and 37	All other combed twill					10		10	5	
17	38	Twills, Carded (average yarns finer than 35's)				*30	8		38	5	
18	41	Voiles			*60	*12	8		80	5	
19	42, 43 and 141 on Form CPA-658B.	Combed & Carded cotton—rayon fabrics, chiefly cotton.			*10		12		22	5	
20	44	Seersuckers, combed & fine carded (average carded yarns finer than 35's).			*30	*25	12		67	5	
21	44	Dotted Swiss					12		12	5	
22	44	All other combed, part combed & fine carded fabrics (average carded yarns finer than 35's) except seersuckers & dotted swiss.								10	
23		All other combed, part combed & fine carded fabrics not elsewhere specified in Distribution Table.									

TABLE II—CARDED GRAY GOODS

Ref. No.	Form CPA 658-B December 18, 1945, item number	Fabrics	Minimum percentages for set-asides: Industrial and agricultural uses (exclusive bags controlled by M-221)	Bags controlled by M-221	M-328B programs: Apparel	M-328B programs: Piece goods	Exports: General exports	Exports: Canadian exports	Total percent set-aside	Balance beyond set-asides subject to rating	Minimum percent gray goods in total set-asides for industrial, agricultural and M-221 bags (col. 4 and 5)
1	2	3	4	5	6	7	8	9	10	11	12
24	5-12 on Form CPA-658A.	Flat duck (including enameling duck)	40						40	5	75
25	19 on Form CPA-658A	Hose and belting duck	100						100		100
26	20 on Form CPA-658A	Filter cloth (duck yarns)	100						100		100
27	22 on Form CPA-658A	Chafer fabrics	32	55			3	1	91	2	90
28	1-7	Osnaburgs	40				10	1	51	5	75
29	11-12	Soft filled sheetings	15	55	*6		9	4	85	2	75
30	13-16	Class A sheetings under 42"	40						40	5	75
31	17	Class A sheetings 42" and wider	7½	55	*10		12½	2	85	2	75
32	18, 23	Class B sheetings: 40"—48 x 40—3.25 yd., all other Class B constructions under 42"	12½	55			12½	3	80	2	75
33	19, 20, 22	Class B sheetings: 40"—48 x 40—3.75 yd., 37"—48 x 44—4.00 yd., 31"—48 x 44—5.00 yd.	10	30			20	3	60	5	50
34	21	Class B sheeting 40"—44 x 40—4.25 yd.	60				15		75	5	75
35	24	Class B sheetings 42" and wider	24	20	*6	*15	15	2	80	5	
36	25-28, 34	36"—64 x 64—3.50 yd.; 36"—48 x 40, 44 x 40—5.50 yd., 36"—60 x 52, 56 x 56—4.00 yd., 36"—44 x 40, 40 x 40—6.05 yd., and all other Class C constructions, under 42".									75
37	29-33	Class C Sheetings 40"—64 x 64—3.15 yd., 40"—56 x 48—4.30 yd., 40" 60 x 52, 56 x 56—3.60 yd., 40"—44 x 40—5.50 yd., 40"—36 x 40—5.55 yd.	45	20			15	2	80	5	50
		Class C sheetings 42" and wider	30				12		42	5	
38	35	Bed sheetings, 42" and wider			*25		14	2	14	5	
39	36-39	Carded poplins (sheeting yarns)			*2		9	4	34	5	40
40	41	Three leaf herringbone twills (except jeans), drills, under 42" in width.	30				14	2	46	5	40
41	42-46	Drills, 42" and wider	80						80	2	40
42	47	Jeans	25				14	1	39	5	
43	48	Three leaf pocketing twills (sheeting yarn constructions).			*30		14	2	64	5	
44	49	Three leaf Silesia twills (sheeting yarn constructions).			*35		14	2	49	5	
45	50	Four leaf twills less than 42" in width			*4		14	1	18	5	
46	51-53	Sateens under 42" width; gabardines (carded);					14	2	14	5	
47	56, 58, 59	"all other" carded twills & Sateens NEC.									
48	54, 55, 57	Four leaf twills and sateens 42" & wider	80						80	2	40

Ref. No.	Form CPA 658-C, December 18, 1945, item number	Fabrics	Minimum percentages for set-asides: Industrial and agricultural uses (exclusive bags controlled by M-221)	Bags controlled by M-221	M-328B programs: Apparel	M-328B programs: Piece goods	Exports: General exports	Exports: Canadian exports	Total percent set-aside	Balance beyond set-asides subject to rating	Minimum percent gray goods in total set-asides for industrial, agricultural and M-221 bags (col. 4 and 5)
1	2	3	4	5	6	7	8	9	10	11	12
49	62-64	Plain print cloths: 39" 80 x 80—4.00 yd. / 39" 68 x 64—4.85 yd. / 39" 68 x 72—4.75 yd.	25	**	*32	*14	11	3	82	8	75
50	65-67	Plain print cloths: 38½" 64 x 56—5.50 yd. / 38½" 64 x 60—5.35 yd. / 38½" 60 x 48—6.25 yd.	15	**	*32	*14	11	3	72	8	75
51	68	All other plain print cloths of more than 100 threads per sq. in., under 36" width.	40	**			15	1	55	5	75
52	69	All other plain print cloths of more than 100 threads per sq. in., 36" & wider.	15	**	*32	*14	15	1	76	5	75
53	70	Pajama checks					5		5	50	
54	71	Gauze diaper cloth					5		5	5	
55	72	All other fancy print cloths					15		15	5	
56	78-81	Carded broadcloths			*65		14	2	79	5	
57	82	Carded poplins (print cloth yarns)			*55		12	3	77	2	
58	83	Three leaf twills (print cloth yarns)			*40		9		49	5	
59	84-88, 90, 91	Denims (except sport denims), pinstripes, hickory stripes, etc.					8	1	8	5	
60	89	Sport denims			*80		8	1	88	2	
61	92-96	Cottonades and suiting covers, whipcords and Bedford cords.					15	2	15	5	
62	97	Ginghams, checks and plaids				*60	15		75	2	
63	98, 99	Seersuckers, checks and plaids, stripes			*10		15		25	5	
64	100-103	Colored yarn suitings—all cotton, cotton & rayon			*15		15	1	30	5	
65	104-107	Shirtings, coverts; 36" 3.00 yd. Chambrays & colored yarn shirtings.					15	1	15	15	
66	108	All other chambrays and colored yarn shirtings			*60	*15	15	2	90	2	
67	109	Bed Tickings					15		15	5	
68	110	Turkish or Terry-woven Toweling					10		10	10	
69	111	Huck, damask, & Jacquard woven toweling					4		4	10	
70	112	Dish toweling, twill and other plain woven toweling.					8		8	10	
71	114	Outing Flannels			*35	*10	14	3	59	5	
72	115, 116	Work Shirt Flannels					14		14	5	
73	117	Canton Flannels			*5		1		86	2	
74	118	Interlining Flannels			*10		7		17	5	
75	119	Moleskins and Suedes					15	7	15	5	
76	120	All other napped fabrics except blankets					15		15	5	
77	121	Crib blankets and blanketing					6	1	6	5	
78	122-124	Blankets and blanketing other than crib all cotton, cotton and rayon, and containing less than 25% by weight of wool.					15	2	15	4	
79	60	Birdseye Diaper Cloth					1		1	5	
80	127-128	Bedspread fabrics, woven style					6		6	5	
81	130-132	Drapery, upholstery and tapestry fabrics					4		4	5	
82	135-137	Corduroys					9		9	5	
83	138-139	Velvets, velveteens, plushes and other pile fabrics					9		9	5	
84	140	Table damask, covers, cloths & napkins					6		6	5	
85	141	Carded cotton-rayon fabrics, chiefly cotton			*60	*12	8		80	5	
86	143	Carded Oxfords			*75		15		90	10	
87	143	All other carded cotton woven fabrics except carded oxfords.					15		15	5	
88		All other carded cotton woven fabrics reported on CPA-658B, not elsewhere specified in Distribution Table 2.								0	

*The M-328B program figures in Columns 6 and 7 are included for purposes of explanation and are not controlling, if inconsistent with Order M-328B or its schedules or directions.

**The set-aside of plain print cloths (reference numbers 49-52) for industrial and agricultural purposes may also be used to fill orders certified for the manufacturer of bags controlled by Order M-221.

INTERPRETATION 1: Revoked Oct. 1, 1945.

[F. R. Doc. 46-5439; Filed, Apr. 1, 1946; 3:32 p. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, as Amended Apr. 3, 1946]

SPECIAL PROGRAMS: TEXTILE, CLOTHING AND RELATED PRODUCTS

The fulfillment of requirements for the defense of the United States has created shortages in the supplies of textiles, clothing, Leather and related products for defense, for private account and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

Scope

Par.
(a) Explanation.

Definitions

(b) (1) Special programs.
(b) (2) Priorities assistance.
(b) (3) Manufacturers.
(b) (4) Base period.
(b) (5) Base period manufacturers.
(b) (6) Price.
(b) (7) Item.
(b) (8) Order of purchase order.
(b) (9) Veteran.

Obtaining Priorities Assistance

(c) How to apply for priorities assistance.
(d) Policy in granting priorities assistance.
(e) Advance use of CC ratings for second quarter of 1946.

Use of Priorities Assistance

(f) Rules applicable to manufacturers granting priorities assistance.
(g) Application and extension of preference ratings.

Miscellaneous Provisions

(h) Set-asides and certificates.
(i) Equitable distribution by manufacturers.
(j) Records and reports.
(k) Applicability of regulations.
(l) Appeals.
(m) Violations.
(n) Communications.

§ 3290.120 *Conservation Order M-328B*—(a) *Explanation.* This order (including the schedules and supplements)

states the rules under which apparel and other textile end-product manufacturers may get preference ratings to make listed essential items under special programs. It also provides a method for retail sellers of over-the-counter piece goods to get certain fabrics. Set-asides are also established on producers of certain cotton, rayon and wool fabrics to channel them to the above uses. This Order M–328B states the general rules including those relating to the obtaining of priorities assistance and the use of such priorities assistance after it has been obtained. Other rules may be specified for a special program in a schedule of this order. If the rules set forth in a schedule differ from those specified in this order the provisions of the schedule govern.

(b) *Definitions.* For the purpose of this order and its schedules.

(1) "Special program" means a program approved by the Civilian Production Administration for the production with priorities assistance and the distribution of any item on a schedule of this order.

(2) "Priorities assistance" includes preference ratings, allocations and directions.

(3) "Manufacturer" means any person engaged in the United States in manufacturing for sale any item listed in a schedule of this order from material which has not been supplied directly or indirectly by the person acquiring the item.

A person is also deemed a "manufacturer" for the purpose of using a preference rating under this order, if he is engaged in the business of selling and having manufactured in the United States for his account an item listed in a schedule of this order from material which he owns or material which he directly or indirectly supplies to a contractor or contractors. In no event shall more than one person be deemed a "manufacturer" of the same units which one person fabricates in whole or in part and for which another person supplies the material.

(4) "Base period" means the past period of production which a manufacturer uses as a base in applying for priorities assistance under this order.

(5) "Base period manufacturer" means a manufacturer who applies for priorities assistance to make an item of the same class of material (cotton, rayon or wool) of which he was a manufacturer in the base period for sale at or below any price specified in the applicable schedule of this order.

(6) "Price", unless otherwise stated, means the list price of the manufacturer to an unaffiliated purchaser. A purchaser is deemed affiliated with a manufacturer if he is an owned or controlled outlet, or is an outlet which owns, controls or is subject to common control with the manufacturer. A manufacturer who sells directly to consumers or to an affiliated purchaser may use two-thirds of the retail selling price as a manufacturer's equivalent selling price in applying for priorities assistance.

(7) "Item", unless otherwise designated, means the article produced for civilian sale, of the type, size and other description listed in a schedule.

(8) The terms "orders" or "purchase orders" include orders between branches or divisions of a company as well as orders from other companies.

(9) "Veteran" means any person who was in the Army, Navy, Marine Corps, Coast Guard or Merchant Marine on or after September 16, 1940, and was discharged or released under conditions other than dishonorable after active service of 90 days or more, or by reason of an injury or disability incurred in service in line of duty.

(c) *How to apply for priorities assistance.* (1) Applications for the second quarter of 1946 must be filed on Form CPA–3732 with the Textile Division, Civilian Production Administration, Washington 25, D. C. and should be postmarked not later than April 23, 1946, except that a veteran who was discharged from the military service on or after March 1, 1946, may file his application at any time before June 1, 1946. Also, if any item is added to a schedule during that quarter, applications for that item may be filed within 20 days after the item is added. Copies of the application form CPA–3732 and other CPA forms used under this order may be procured by writing to the Civilian Production Administration, Washington 25, D. C.

(2) Each applicant must show on Form CPA–3732 his base period and base period production of an item under the following rules:

(i) If he was in business during at least 6 months of 1943 or 1944, he may apply for the items of which he was a manufacturer in any calendar quarter of either year, but must use the same quarter as his base period for all items under a single schedule to this order.

(ii) If he entered business after July 1, 1944, he may apply for the items of which he was a manufacturer in any calendar quarter after that, but must use the same quarter as his base period for all items under a single schedule to this order.

(iii) If he is a veteran who closed his business when he entered the military service, he may use as his base period the last full calendar quarter in which he was a manufacturer of the items before his entry into military service.

(3) An applicant who produced on his own facilities in 1943, 1944 or 1945 textile products for the military services and who before then produced on his own facilities items listed on a schedule to this order may use as his base period the better of the two calendar quarters preceding the quarter when he started military production. If such a manufacturer increased his own facilities to produce military textile products, he may be eligible for a military credit, and should therefore attach a letter to his application on Form CPA–3732 showing all the following:

(i) The quantity of each textile product which he made for his own account in the better of the two calendar quarters preceding the quarter in which he first made textile products for the military services;

(ii) The average number of sewing machines he used in making each textile product reported under (i) above; and

(iii) The total number of sewing machines he operated in his best quarter during which he made textile products for the military services.

(4) An applicant who did not make an item applied for before the fourth quarter of 1945 must send with his application on Form CPA–3732 a certified or photostatic copy of the document furnished to him by the Office of Price Administration establishing his maximum average price for the category which includes that item, or his ceiling price. For items not covered by any price regulation which requires specific applications for a ceiling price or highest price line, the following certificate (signed as provided in Priorities Regulation 7) must be furnished instead:

> The undersigned certifies, subject to the criminal penalties of section 35 (A) of the United States Criminal Code, that he has met all the requirements of the Office of Price Administration for establishing ceiling prices for the items listed on the accompanying application.

(5) An applicant who does not own or control the facilities on which it is proposed to manufacture items applied for, must submit with his application form a signed statement from each person who owns or controls the facilities on which the items are to be produced. This statement must contain the following information:

(i) Each operation to be performed for the applicant.

(ii) The maximum quantity of each item applied for which he has agreed to produce for the applicant.

(iii) That he in fact owns the facilities or controls them under a rental or lease contract.

(6) A veteran should submit with his application a certified or photostatic copy of his discharge papers or other written evidence of his military service.

(d) *Policy in granting priorities assistance.* Within the available supply of materials for which ratings may be assigned, the following policy will apply:

(1) Base period manufacturers will generally be granted priorities assistance in proportion to their base period production of an item. Where an applicant is eligible for military credit under paragraph (c) (3), priorities assistance to him may be increased up to or above his base period production, in proportion to any additional facilities he acquired for the purpose of producing textile products for the military services. However, a manufacturer who qualifies under paragraph (d) (3) below may be granted priorities assistance for additional yardage to give him sufficient material to operate at a minimum economic rate.

(2) Applications from persons who are not base period manufacturers of an item will be denied, except where the applicant qualifies under paragraph (d) (3) below. Applicants (including Veterans) who do so qualify, may be given priorities assistance for sufficient material to enable them to operate at a minimum economic rate.

(3) To qualify under paragraph (d) (1) or (d) (2) above for priorities assistance to operate at a minimum economic rate, an applicant must meet both the following conditions:

(i) His total proposed production of all textile products (including items under M–328B programs) does not exceed an annual rate, based on sales, of $250,000 and

(ii) The facilities with which the items will be produced are owned by the applicant, or are leased to him and the facilities are operated by the applicant and the employees are paid by him; provided that in any case the facilities were not used during any quarter beginning with the 4th quarter of 1945 more than 10% for the account of persons who supplied the applicant with materials.

(e) *Advance use of CC ratings for second quarter of 1946.* A manufacturer may apply a CC rating for the second quarter of 1946 before the Civilian Production Administration assigns him a CC rating for that quarter only under the following rules:

(1) A manufacturer who received an allocation for the first quarter of 1946 for an item which is also on the preference rating schedule for the second quarter of 1946 in Schedules C, F, J or K, may immediately apply a CC rating for fabrics specified for that item under the following rules:

(i) He must file his application on Form CPA–3732 for that item by April 23, 1946.

(ii) He must not use this advance CC rating for more than 70% of the yardage of body fabric he was authorized under Directions 9 or 10 to M–328B to receive on CC rated orders in the first quarter of 1946 for an item on Schedule C, J or K. For an item on Schedule F he may not use this advance CC rating for more than 70% of the yardage for which he was assigned CC ratings on Form CPA–3732.

(iii) In placing orders under this advance authorization, a manufacturer must show on Form CPA–4412 (which he must file in accordance with paragraph (g) below) the case number which he was assigned for the first quarter of 1946, unless otherwise directed in writing by the Civilian Production Administration.

(2) A base period manufacturer who did not receive an allocation for the first quarter of 1946 for an item may apply a CC rating for the purchase of fabrics in the second quarter of 1946 for that item as soon as the Civilian Production Administration assigns him a case number in writing after receipt of his application on Form CPA–3732 for that item. He may apply this advance CC rating only for fabrics for which he makes application. He may not use this rating for a total yardage of fabrics of more than 50% of the total yardage of fabric he used in making that item in the base period. He must apply this advance CC rating to each fabric in the proportion that the yardage of that fabric applied for bears to the total yardage applied for.

(3) Fabrics purchased on an advance authorization under paragraphs (e) (1) or (e) (2) above shall be deducted by the manufacturer from the total quantity for which priorities assistance is granted pursuant to his application on Form CPA–3732. If the applicant does not receive a grant for the entire quantity thus rated, he shall upon notification of his grant by the Civilian Production Administration immediately unrate or cancel orders for any undelivered quantities which are in excess of his grant.

(f) *Rules applicable to manufacturers granted priorities assistance.* (1) A manufacturer who is assigned a preference rating under a schedule of this order may use that rating only to get the fabrics specified and may not use the fabrics for any purpose except to make the item for which the rating was assigned.

(2) All persons receiving priorities assistance for any quarter under a schedule of this order must as far as practicable complete in that quarter all the items for which assistance was given. A manufacturer may, however, use valid CC ratings to get in the second quarter of 1946 any undelivered cotton, rayon, or wool fabric for which he was assigned a CC rating under this order and for which he was unable to get delivery in the first quarter of 1946.

(3) All items produced from material obtained with a rating assigned under a special program shall meet the same basic specifications, including standards of quality and workmanship, used by the applicant during the base period in producing such items for sale at the same prices, taking into account any subsequent adjustments by the Office of Price Administration.

(4) No manufacturer who uses a rating assigned under a schedule of this order may accept delivery of any finished material which is suitable for an item for which priorities assistance has been granted whether rated or unrated if together with material on hand it will give him more than the smaller of the following:

(i) A practicable minimum working inventory, or

(ii) The quantity required by him during the next 45 days on the basis of his current or scheduled rate of production. Such material on hand includes material wherever located if title has passed to the manufacturer except material in transit to him from his supplier.

No manufacturer who uses a rating assigned under a schedule of this order may make an item if his inventory of the item in the form in which he sells it is or will be more than a practicable minimum working inventory or the quantity which he produced during the previous 21 working days, whichever is less.

(5) Items produced from material procured with priorities assistance shall, to the extent called for by the customers' orders, be made in the same size ranges and in the same proportion of size ranges and assortment of sizes as the manufacturer produced in the base period. If he did not produce the item in the base period, he must comply with the size ranges and assortments of sizes which the Civilian Production Administration may specify for the particular item.

(6) Every manufacturer who is entitled to use a CC rating under this order to get fabric in any quarter must apply this rating to orders already placed before he places any additional rated orders for that fabric. If he is unable to use all his CC ratings on outstanding orders he must place rated orders for the balance before he places any unrated orders for that fabric.

(7) Whenever a Preference Rating Schedule is deleted, fabric obtained with CC ratings to make an item on that schedule must be used to make the item as shown on the Preference Rating Schedule before it was deleted.

(g) *Application and extension of preference ratings.* The preference ratings assigned under this order shall be applied and extended in accordance with the provisions of Priorities Regulation No. 3 but subject to the limitations stated below:

(1) No person may use, apply or extend any CC rating, or accept any CC rated order, if he knows or has reason to believe the rating was assigned under Order M–328B unless the purchase order is accompanied by Form CPA–4382 or Form CPA–4412 (Rating Extension Form). In executing this form a manufacturer certifies as follows:

> The undersigned purchaser hereby represents to the seller and to the Civilian Production Administration, subject to the criminal

penalties of section 35 (A) of the U. S. Criminal Code, that he is entitled to apply the CC preference rating indicated opposite items shown on the attached purchase order for the yardage specified above; and that such application is in accordance with Priorities Regulation 3 as amended, with the terms of which he is familiar; that the total of all textiles ordered by him under the above number does not exceed his assigned quota under M-328B; (that he has applied CC ratings to all his unfilled orders for this fabric)[1]; and that the textiles will be incorporated into an item for which authorization is given.

(2) A supplier of fabric who does not extend the rating must complete Form CPA-4382 or Form CPA-4412 in accordance with its instructions and forward one copy immediately to the Textile Division, Civilian Production Administration, Washington 25, D. C.

(3) [Deleted Apr. 3, 1946.]

(h) *Set-asides and certificates.* (1) Some of the schedules of this order have set-asides which apply to producers and suppliers of fabric. These set-asides are of two kinds, one for orders rated CC under this order or for orders certifying the fabrics will be used in a program under this order, and one for piece goods for over-the-counter sale at retail. Every producer and supplier of fabrics subject to these set-asides must deliver his fabrics in accordance with the provisions of the applicable schedule to persons who furnish the rating or certificate specified, even though he may have higher rated orders for other purposes.

(2) Any producer accepting an order accompanied by a certificate on Form CPA-4381, CPA-4382, CPA-4412 or CPA-4413 (for M-328B programs) or Form CPA-4380 or CPA-4414 (for over-the-counter sales as piece goods) must fill out a copy of that form in accordance with its instructions and send it to the Textile Division, Civilian Production Administration, Washington 25, D. C.

(3) Each producer of fabric who is required by a schedule of this order to set aside fabrics shall file a report on Form CPA-658B (for cotton), CPA-658C (for cotton and rayon), or CPA-1420 (for wool), in accordance with its instructions. The yardage reported on that Form as the calculated set-aside shall be deemed the yardage he is required to set-aside under the applicable schedule of this order unless otherwise directed by the Civilian Production Administration.

(4) No finished goods supplier may sell from his set-aside obligation for over-the-counter sales as piece goods to any one person who certifies that he will sell fabric as piece goods on over-the-counter retail sales more yardage of any fabric than 10% of the total yardage of his set-aside obligation of that fabric for these sales.

(5) After a producer has accepted any order accompanied by Form CPA-4381 or CPA 4380, or for the second quarter of 1946, Form CPA-4413 or CPA-4414 he may schedule it for delivery as if it bore a CC rating, and charge it against his set-aside.

(6) No person may deliver or accept any fabric on an order accompanied by a Form or certificate prescribed by this order or its schedules if he knows or has reason to believe that the fabric will not be used for the purpose specified on the Form or certificate.

(7) Suppliers of fabric may apply to the Textile Division, Civilian Production Administration, Washington 25, D. C., on Form CPA-4351 for relief from the set-aside requirements for fabrics if:

(i) A fabric which they are required to set-aside is unsuitable because of construction or price for the purpose for which it is set aside, or

(ii) If its inclusion in the set-aside would work an unreasonable hardship on manufacturers of an item not included in a schedule of Order M-328B.

Applications for such exemption must be filed not later than April 25, 1946 for exemptions from the set-aside for the second quarter of 1946. Whenever an application is made to exempt a fabric because of its unsuitability for any item in the program a small sample of each type and construction bearing the OPA ceiling price must be attached to the application form. When permission for a change in the yardage to be delivered under a set-aside is given to a person who has purchased material on a certification, the Civilian Production Administration may notify the person who filled the certified order of the exemption and direct him to reinstate the exempted yardage in his set-aside.

(8) Each producer of fabric who is required to set aside fabrics under the provisions of a schedule of this order shall, to the extent orders chargeable to the set-aside are offered, accept them by April 30, 1946. To the extent that customers' orders permit, supplies of grey fabric and finished fabric shall schedule and make deliveries so that at least two-thirds of the quantity to be delivered during any quarter on M-328B CC rated orders and certificates (including piece goods certificates) will be delivered by the end of the second month of the quarter.

(9) Whenever a Fabric Set-aside Table is deleted, each producer of fabric who is required to set aside fabrics under that table must comply with the provisions of this order and its schedules and the provisions of the Fabric Set-aside Table as shown before it was deleted.

(10) At the end of each month a producer of fabric (or his selling agent acting in his behalf) who, during that month, has accepted certified retailers' orders for such fabric for ultimate sale as piece goods, for delivery during the second quarter of 1946, must report such orders by letter to the Civilian Production Administration, Washington 25, D. C. Attention: Textile Division, Ref. M-328B, not later than the 10th of the following month. The total yardage accepted during the month must be reported separately for each fabric listed on the fabric set-aside tables.

(i) *Equitable distribution by manufacturers.* All items made with material obtained with a preference rating assigned under this order or a certificate specified in a schedule of this order must be distributed without regard to any preference ratings and each manufacturer must distribute his production of the item (including any production of the same item which he may have made without rating) as follows:

(1) Up to 90 percent of sales of each item in each calendar quarter must be made to customers who purchased that item or any other textile product for civilian sale, from the manufacturer during the base period, to the extent that orders are received from such customers. However, the manufacturer need not sell any customer an amount which will be a greater percentage of the manufacturer's total sales for the period than the percentage of the manufacturer's total sales which were made to the same customer in the calendar year which includes the base period.

(2) As between such customers, each customer shall be entitled to a dollar share of the sales referred to in (1) above up to the percentage which the customer's total purchases from the manufacturer in the base period was of the manufacturer's total sales in that quarter.

(3) Any manufacturer may base his distribution under this paragraph on his style seasons instead of calendar quarters, but must treat all customers on the same basis. A manufacturer shall not be required to sell smaller than commercial quantities. The manufacturer may not discriminate against any of his customers in notifying the trade that he has the items available for sale or in making deliveries or allocating his production. If the manufacturer was not, in the base period, in the business of manufacturing an item for which a preference rating is assigned under this order, he shall not sell to any one purchaser more than 10 percent of his total production of any item he produces with a rating (including any part of his production of the same item which he may have made without the rating). Purchasers who are subject to common control shall be deemed one purchaser. Further specific directions may be issued as to the distribution of items.

(4) [Deleted Jan. 3, 1946]

(j) *Records and reports.* (1) Each person who uses a preference rating assigned under this order shall maintain at his regular place of business, accurate records of the quantities of material for which he is authorized under this order to apply preference ratings, the quantities ordered with the use of such ratings, the quantities received and the quantities put into process. He shall also maintain records of the quantities of each item manufactured from the material obtained with the rating. All these records shall be preserved for a period of not less than two years and shall, upon request, be submitted to audit and inspection by duly authorized representatives of the Civilian Production Administration.

(2) The reporting and application requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942. Subject to the approval of the Bureau of the Budget under this act, all persons affected by this order shall execute and file with the Civilian Production Administration such other reports as the Civilian Production Administration shall from time to time require.

(k) *Applicability of regulations.* Except as otherwise provided in this order, this order and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration as amended from time to time.

(l) *Appeals.* Any person who considers that compliance with any restriction of this order or its schedules, would work an exceptional and unreasonable hardship, may appeal for relief. The appeal shall be made by filing a letter in triplicate with the Textile Division, Civilian Production Administration, Washington 25, D. C., referring to the particular provision appealed from, and stating fully the grounds of the appeal.

(m) *Violations.* Any person who wilfully violates any provisions of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of or from processing or using material under priority control and may be deprived of priority assistance.

(n) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to: Textile Division, Civilian Production Administration, Washington 25, D. C., Reference M-328B.

Issued this 3d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5600; Filed, Apr. 3, 1946; 11:47 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Order M-328B, Interpretation 1, as Amended Apr. 3, 1946]

ACCEPTANCE AND FILLING OF RATED ORDERS, AND COMPLETION AND DELIVERIES OF APPAREL

The following amended interpretation is issued with respect to M-328B:

(a) *Purpose.* This interpretation calls particular attention to certain rules concerning the acceptance and filling of rated orders, and their application to orders for textiles assigned CC preference ratings under several schedules to Order M-328B; and also to certain rules requiring apparel manufacturers to complete their operations as rapidly as practicable.

To insure the success of the low price civilian apparel programs provided by the schedules, these rules must be observed. Any person who wilfully violates them, or who, in connection with the rules, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is subject to administrative action and the penalties referred to in § 944.18 of Priorities Regulation 1 and paragraph (m) of Order M-328B.

Any supplier who has inadvertently failed to comply with these and other applicable Civilian Production Administration rules should immediately take any steps necessary to make his operations conform to them.

(b) *Compulsory acceptance of rated orders.* The rules concerning compulsory acceptance of rated orders (that is, orders carrying an AAA, MM, or CC preference rating) are stated in § 944.2 of Priorities Regulation 1. It must be noted that a rated order which meets the supplier's regularly established prices and terms of sale or payment may not be rejected merely because he would prefer to hold back his goods from sale until a later date when he may hope that tax laws, his OPA ceiling prices, or other factors will change so as to enable him to make a larger profit.

(c) *Offering of goods.* A supplier may not evade the acceptance and filling of rated orders by withholding his production or offerings of low cost goods suitable for low cost apparel.

In addition, when a person who has a rating asks a supplier of textiles to quote his regularly established prices and terms of sale or payment, or the earliest date on which he could make delivery on that rating, the supplier must do so; he may refuse to quote only if he would have the right under the applicable rules, to reject the rated orders and also knows that he will do so if he receives it.

(d) *Rated orders must be given priority over unrated ones.* A rated order must be accepted and filled regardless of existing contracts and orders, in accordance with the rules in § 944.2 of Priorities Regulation 1. For example, if a supplier has accepted an unrated order for fabric and has a rated order served upon him, he may not reject the rated order merely because filling it would require him to use some or all of the fabric which he planned to use to fill the unrated order.

(e) *Customer's required delivery date must be met, if possible.* A supplier must schedule his operations, if possible, so as to fill each rated order by the required delivery or performance date, as explained in § 944.7 of Priorities Regulation 1. He must also accept orders and schedule and make deliveries in accordance with paragraph (h) (8) of M-328B. If he cannot fill all rated and unrated orders, he must give preference to the rated ones.

(f) *Operations of apparel manufacturers; inventories of manufacturers, mills, converters, and other suppliers.* The attention of apparel manufacturers using ratings under M-328B Schedules is particularly called to the production preference and inventory rules in paragraphs (f) (2) and (f) (4) of M-328B, and in Priorities Regulation 32. A manufacturer of items within the programs provided for by these schedules must purchase materials for these programs for delivery before materials to be used for items not within the programs, to the full extent necessary to comply with the rule in (f) (2) of M-328B; and must complete the items within the programs in accordance with that rule, even if this results in postponing or delaying production of items not within the programs. A delay in processing material or in making deliveries of completed apparel may involve a violation of Priorities Regulation 32 and of paragraph (f) (4) of M-328B prohibiting the receipt or accumulation of excessive inventories. Priorities Regulation 32 applies equally to suppliers of gray or finished fabrics and manufacturers of apparel not within these programs.

(g) *Other rules.* All of the rules concerning the acceptance and filling of rated orders and the accumulation of excessive inventories, are, of course, not referred to above, and reference must be made to the Priorities Regulations, orders in the M-328 series, and other orders such as L-99, and M-317. The rules specifically referred to are those to which attention is particularly called at this time, in view of their important current application to orders rated CC under the M-328B programs. Some of these rules are qualified to the extent that a special rule, such as those in Schedule C, J, or K of Order M-328B, may permit a supplier to reject rated orders in excess of a specified quantity of his receipts or production.

Issued this 3d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5599; Filed, Apr. 3, 1946; 11:47 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule F, as Amended, Apr. 3, 1946]

SPECIAL PROGRAM FOR WORK GLOVES

§ 3290.120f *Schedule F to Order M-328B*—(a) *Explanation.* This schedule states the special rules in addition to those set forth in Order M-328B for manufacturers of work gloves to get preference ratings for fabric to make the items listed in this schedule.

(b) *Definitions.* For the purpose of this schedule:

(1) "Work gloves" means any gloves or mittens of the types and meeting the specifications listed in Schedules A and B of Order M-375 and designed for wear by men, women or children while engaged in their occupations, and customarily sold as work gloves.

NOTE: Paragraphs (c), (d), and (e), formerly (e), (f) and (g), redesignated, Apr. 3, 1946. Former paragraphs (b) (2), (c) and (d) deleted Apr. 3, 1946.

(c) *Special rule for components.* A work glove manufacturer who manufactures his own cuffing materials may apply for the basic fabrics. Such applications must show that the materials applied for will be used by the applicant in the manufacture of his own components and that such components are not sold as such, but are used as components on gloves of his own manufacture. Manufacturers not producing their own cuffing materials and components must show in the Remarks Section of Form CPA-3732 the quantity of basic fabrics which will be required to manufacture the cuffs which they will need to purchase, together with a statement of the suppliers from whom he expects to purchase such cuffs. Persons producing cuffing materials and components for

[1] The words in parenthesis shall merely be deemed a statement that he has complied with paragraph (f) (6) above.

manufacturers of work gloves under this schedule who need priorities assistance to obtain the fabrics for such cuffing materials and components are governed by the provisions of Priorities Regulation 28A.

(d) *Style provisions for base period manufacturers.* Base period manufacturers who are granted ratings under this schedule must make (subject to Order M-375) each style of work glove that they made in the base period under the following rule: The production of each style of each item made in any quarter must not vary more or less than 10 percent from the proportion of that style of work glove to the total quantity of all styles of work gloves made in the base period. This rule does not apply to hot mill and 2-thumb husking gloves and mittens, which may be made to the full extent of a manufacturer's capacity. These styles should also be excluded in making the computations stated above for other styles.

(e) *Special inventory rule.* Manufacturers who use ratings assigned under this schedule are subject to the inventory provisions of paragraph (f) (4) of Order M-328B except that a 60-day inventory limit applies instead of a 45-day one.

Issued this 3d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

NOTE: Items 1 and 3 amended Apr. 3, 1946.

Item No.	Item column	Fabric column
1	Canton flannel gloves and mittens (not including hot mill gloves and husking gloves or mittens).	(23) Flannel mitten, white, brown and colored stripe. (23) Flannel, lining. (28) Ticking, 6½ to 8 oz. Knit tubing. (12) Osnaburg. (14a) Sheeting, medium, Class C. (16c) Twill (other than 3-leaf). (14c) Sheeting, soft-filled. (17) Print cloth, less than 80 sley. (16a) Drill.
2	Canton flannel, hot mill gloves.	Same as Item No. 1.
3	Canton flannel, two-thumb husking gloves and mittens.	(23) Flannel mitten. Knit tubing.
4	Leather combination gloves and mittens.	Same as Item No. 1.
5	Jersey gloves and mittens.	Knit Jersey, 8-9-10½ and 13 oz. weights. Lining, 5½ and 6 oz. Knit tubing.

[F. R. Doc. 46-5604; Filed, Apr. 3, 1946; 11:47 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule K, as Amended Apr. 3, 1946]

SPECIAL PROGRAM FOR WOOL CIVILIAN ITEMS

§ 3290.120k *Schedule K to Order M-328B*—(a) *Explanation.* This schedule states the special rules in addition to those set forth in M-328B for manufacturers of civilian items manufactured from wool fabric to get preference ratings for wool fabric and for rayon and cotton component fabrics to make the items listed in this schedule. It also establishes set-asides for certain wool fabrics for these items.

(b) *Definitions.* For the purpose of this schedule:

(1) "Fabric" unless otherwise designated, means a woven or knitted fabric 12 inches or more in width.

(2) "Wool fabric" means any fabric incorporating 25% or more by weight of new, re-processed or re-used wool fiber except upholstery pile fabrics and floor coverings and blankets and felt. The term includes woolen and worsted fabrics.

(3) "Wool item" means an item of which 50% or more of the fabric yardage incorporated in it, exclusive of linings, bindings and trimmings, is made of woolen or worsted fabrics.

(4) "Tailor-to-the-trade" means a manufacturer who makes items to the individual measurements of the ultimate consumer, and who sells them to a distributor at a wholesale price.

(c) [Deleted Jan. 3, 1946.]

(d) *General provisions.* (1) Preference ratings assigned under this schedule may be used only to get wool fabrics listed on a Fabric Set-Aside Table to make the wool items specified in the preference rating schedule.

(2) The fabrics must be incorporated into an item produced for sale by the manufacturer at or below the lower of the following two prices:

(i) The price at which the manufacturer is permitted to sell the item under regulations of the Office of Price Administration.

(ii) The price specified in the maximum price column.

(3) [Deleted Apr. 3, 1946.]

(4) A manufacturer who did not manufacture an item on the base period must state his proposed production by size assortment per dozen in the "Remarks" section of Form CPA-3732. If his application is granted, he must comply with these size assortments.

(5) Priorities assistance will be given for the procurement of rayon and cotton broad woven fabrics for linings, facings, bindings, stays, pockets and other components made of broad woven fabric for incorporation into the number of units for which priorities assistance is granted. Requests for this assistance shall be made on Form CPA-3732 in accordance with the instructions applicable to filling out that form. Manufacturers who are authorized to apply a CC rating to get wool fabrics for items under this schedule may immediately apply a CC rating to get the above components for those items, under the following rules. Applications for CC ratings for the second quarter of 1946 must include these components and must be filed by April 23, 1946. This advance CC rating may only be used to get the yardage of component fabrics needed to produce the number of units of the item which can be made from the yardage of body fabric for which the manufacturer is entitled to use CC ratings assigned under M-328B. In placing CC rated orders for component fabric under this paragraph (d) (5) for delivery in the second quarter of 1946, manufacturers must file Form CPA-4412 with their purchase orders. Component fabrics purchased under this advance authorization, shall be deducted by the manufacturer from the total quantity for which priorities assistance for component fabrics is granted on Form CPA-3732. If the applicant does not receive a grant for the entire quantity thus rated he shall upon notification of his grant by the Civilian Production Administration immediately unrate or cancel orders for any undelivered quantities which are in excess of his grant.

(6) Producers of wool woven fabric shall file Form CPA-1420 by April 10, 1946. Producers of wool knitted fabric need not file Form CPA-1420 but must report to the Textile Division, Civilian Production Administration, Washington 25, D. C. by letter on or before April 10, 1946. This letter must state the yardage of each fabric listed on Fabric Set-aside Table No. II required to be set-aside to fill rated or certified orders under the provisions of paragraph (e) (1) below.

(7) [Deleted Apr. 3, 1946.]

(e) *Set-asides of wool fabrics to fill rated or certified orders.* (1) Every producer of wool fabric listed in a Fabric Set-aside Table, whether he sells it or uses it to manufacture civilian items, shall set aside during the quarter stated, for ultimate delivery on M-328B CC rated orders, a yardage of that fabric equal to at least the percentage shown in Column IV of the yardage he produced during the preceding quarter or of his estimated production in that quarter, whichever is greater. Any producer who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of wool fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter. No fabrics sold at more than the price specified in Column III may be charged to this set-aside.

(2) Only orders accompanied by Form CPA-4381 or Form CPA-4382 may be charged to the set-aside in Column IV of Fabric Set-aside Table No. I or by Form CPA-4413 or Form CPA-4412 to the set-aside in Column IV of Fabric Set-aside Table No. II. No producer need deliver or use to fill these orders (i) any wool fabric not listed on a Fabric Set-Aside Table; (ii) more of any fabric listed on a Fabric Set-Aside Table than his set-aside for that fabric.

(3) When a producer has accepted orders accompanied by the applicable CPA forms to the extent of a set-aside for any fabric he may not require any customer to furnish any of these forms as a condition of filling additional orders for that fabric.

(4) Any person giving a certificate under this schedule, including the certificates on the applicable CPA forms, must use or dispose of fabric he gets with that certificate in accordance with its terms.

(f) *Deliveries by wool jobbers to fill rated orders.* (1) Every wool jobber making the certification on Form CPA-4381 for the first quarter of 1946, or on Form CPA-4413 for the second quarter of 1946 must if possible deliver during the applicable quarter wool fabric of the type covered by his order in a yardage at least equal to the yardage which he orders for delivery in that quarter on orders bearing that certificate. A wool jobber who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of wool fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter. In the first twenty calendar days of that next quarter he must give preference, to the extent of this undelivered yardage for M-328B ratings, to orders bearing CC ratings assigned under the program for the previous quarter over orders rated CC for the then current quarter's program. For example, from April 1 to April 20, 1946, inclusive, orders bearing valid first quarter 1946 CC ratings assigned under M-328B must be filled, from such undelivered first quarter yardage, in preference to orders bearing second quarter ratings.

(2) No wool jobber is required to accept or fill M-328B CC rated orders for a greater yardage of any type of wool fabric listed on a Fabric Set-aside Table for delivery in the applicable quarter than a yardage equal to all wool fabric of that type which he orders for delivery during that period on orders bearing the certificate on Form CPA-4381 or on Form CPA-4413.

(3) Any wool jobber who does not use the certification in Form CPA-4381 or Form CPA-4413 for a fabric must accept M-328B CC rated orders for that fabric in accordance with the provisions of Priorities Regulation No. 1. After a wool jobber uses Form CPA-4381 or Form CPA-4413 on any of his purchase orders for a fabric he must not extend to any supplier on orders for that fabric for delivery in the applicable quarter any CC ratings which he knows or has reason to believe were assigned under Order M-328B.

(4) A wool jobber may not use the certification on Form CPA-4381 to order for delivery in the second quarter of 1946 a yardage of wool fabric of any type listed on Fabric Set-aside Table No. II greater than the yardage of that fabric ordered by him on Form CPA-4381 in the first quarter of 1946.

(g) [Deleted Apr. 3, 1946.]

(h) *Acceptance of rated orders.*—(1) If a supplier of wool fabric receives orders bearing CC ratings (assigned under this schedule) calling for delivery during the second quarter of 1946, he may hold them until April 15, 1946, before determining whether he is required to accept them. However, he must not actually reject any such CC rated orders for any fabric until such time as he has accepted CC rated orders for the yardage of that fabric he is required to set-aside.

(2) [Deleted Mar. 12, 1946]

(i) *Special provisions for tailors-to-the-trade.* The Civilian Production Administration will grant priorities assistance to manufacturers who are tailors-to-the-trade to get wool fabrics listed under Reference Nos. 2 and 2a on Fabric Set-Aside Table No. I and Reference No. 2 on Fabric Set-Aside Table No. II to make Item No. 1a on Preference Rating Schedule No. 2.

Issued this 3d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

WOOL FABRIC SET-ASIDE TABLE NO. I

FIRST QUARTER OF 1946

Col. 1	Column II	Column III	Column IV
Reference No.	Description of wool fabric	At or below OPA ceiling price	Percentage of production required to be set-aside
1	Men's and boys' wear coatings	$2.75 yd.	70
1a	Men's and boys' wear coatings.	(1)	70
2	Men's and boys' wear suitings	$2.75 yd.	70
2a	Men's and boys' wear suitings.	(1)	70
3	Men's and boys' wear pantings	$1.85 yd.	85

[1] Over $2.75 yd. to and including $3.00 yd.
[2] Any of this fabric delivered between Jan. 1, 1946, and Jan. 11, 1946, inclusive, on rated or unrated orders may be charged to this set-aside up to 15% of the set-aside.

WOOL FABRIC SET-ASIDE TABLE NO. II—SECOND QUARTER OF 1946

Col. 1	Col. II	Col. III	Col. IV
Reference No.	Description of wool fabric	At or below OPA ceiling price	Percentage of production required to be set aside
1	Men's and boys' wear overcoatings and topcoatings (woven or knitted)	*Yard* $3.00	70
2	Men's and boys' wear suitings and pantings	3.00	70

NOTE: Preference Rating Schedule I was deleted Apr. 3, 1946.

PREFERENCE RATING SCHEDULE NO. 2—WOOL FABRICS FOR CIVILIAN ITEMS PROGRAM FOR FIRST QUARTER 1946 AND FOR SECOND QUARTER 1946

Item No.	Description of wool item	Size range	Maximum price column
	SUITS		
1	Men's	All sizes	$22.50
1a	Men's (for tailors-to-the-trade only)[1]	All sizes	28.50
2	Students'	32-38	15.75
3	Cadets'	8-16	11.75
4	Juniors'	3-12	7.50
	SEPARATE TROUSERS		
5	Men's	All sizes	8.50
6	Students'	25-32	4.25
7	Cadets'	21-26	3.25
8	Juniors'	3-12, 6-16	2.50
	OVERCOATS OR TOPCOATS		
9	Men's	All sizes	22.50
10	Students'	12-24, 32-38	12.75
11	Boys'	8-20	10.00
12	Juniors'	4-12	8.50

[1] See paragraph (i).

[F. R. Doc. 46-5606; Filed, Apr. 3, 1946; 11:47 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule J, as Amended Apr. 3, 1946]

SPECIAL PROGRAM FOR RAYON CIVILIAN ITEMS

§ 3290.120j *Schedule J to Order M-328B*—(a) *Explanation.* This schedule states the special rules in addition to those set forth in Order M-328B for manufacturers of civilian items manufactured from rayon fabric to get preference ratings for rayon fabric for delivery beginning in the fourth quarter of 1945 to make the items listed in this schedule. It also establishes set-asides for rayon fabrics other than marquisettes for these items and for over-the-counter sale as piece goods.

(b) *Definitions.* For the purpose of this schedule:

(1) "Fabric," unless otherwise designated, means a woven fabric 12 inches or more in width.

(2) "Rayon fabric" means any fabric containing less than 25% wool by weight but of which the remaining fibers are more than 50% of synthetic fiber (staple or continuous filament) by weight. For example, a fabric containing 20% wool, 41% rayon, and 39% cotton is rayon.

(3) "Rayon item" means an item of which more than 50% of the fabric yardage incorporated in it, exclusive of linings, bindings and trimmings, is made of rayon fabric.

(c) *General provisions.* (1) Preference ratings assigned under this schedule may be used only to get rayon fabrics to make the rayon items specified in the preference rating schedule.

(2) The fabrics must be incorporated into an item produced for sale by the manufacturer at or below the lower of the following two prices:

(i) The price at which the manufacturer is permitted to sell the item under regulations of the Office of Price Administration; or

(ii) The price specified in the Maximum Price Column.

(3) [Deleted Apr. 3, 1946.]

(4) A manufacturer who did not manufacture an item in the base period must state his proposed production by size assortment per dozen in the "Remarks" section of Form CPA-3732. If his application is granted, he must comply with these size assortments.

(d) *Set-asides of rayon fabrics to fill rated or certified orders.* (1) Every producer of rayon fabric listed in a Fabric Set-aside Table whether he sells it in the grey or in the finished state or uses it to manufacture civilian items shall set aside during the quarter stated for the purpose shown in Columns III and IV yardages of that fabric equal to at least the percentage shown of the yardage he produced during the preceding quarter or of his estimated production in that quarter, whichever is greater. Any producer who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of rayon fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter.

(2) *Set-asides for civilian apparel.* Only orders accompanied by Form CPA-4381 or Form CPA-4382 may be charged to the set-aside in Column III of Fabric Set-aside Table No. 1 or by Form CPA-4413 or Form CPA-4412, to the set-aside in Column III of Fabric Set-aside Table No. II. No producer need deliver or use to fill these orders more rayon fabric than his set-aside for that fabric.

(3) *Set-asides for piece goods for over-the-counter sale.* Only orders accompanied by Form CPA-4380 (for Fabric Set-aside Table No. I) or Form CPA-4414 (for Fabric Set-aside Table No. II) or the following certificate may be charged to the set-aside in column IV:

The undersigned certifies subject to the criminal penalties of section 35 (A) of the U. S. Criminal Code that in the ------ quarter of 1946 (insert applicable quarter) he will deliver at retail as over-the-counter piece goods at not more than $1.25 a yard or his OPA ceiling price, whichever is lower, a yardage of rayon fabric at least equal to the yardage he orders for delivery in that quarter on orders bearing this certificate.

In addition the certificate must contain one of the following sentences:

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more than 300 yards of rayon fabric.

or;

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more rayon fabric than 50% of the yardage he purchased for over-the-counter piece goods sale in the first quarter of 1943 (or 1944).

or (for the second quarter of 1946 only);

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more rayon fabric than the greatest yardage he purchased for over-the-counter piece goods sales in any quarter of 1945.

(4) When a producer has accepted orders accompanied by the applicable CPA forms to the extent of a set-aside for rayon fabric he may not require any customer to furnish any of these forms as a condition of filling additional orders for that fabric.

(5) Any person giving a certificate under this schedule, including the certificate set forth in paragraph (d) (3) above and the certificates on the applicable CPA forms must use or dispose of fabric he gets with that certificate in accordance with its terms.

(e) *Deliveries by finished goods suppliers to fill rated or certified orders.* (1) Every supplier of finished rayon fabric making the certification on Form CPA-4381 or CPA-4413 must, if possible, deliver during the applicable quarter on M-328B CC rated orders finished rayon fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in that quarter on orders accompanied by Form CPA-4381 or CPA-4413. Every supplier of finished rayon fabric making the certification on Form CPA-4380 or Form CPA-4414 must, if possible deliver during the applicable quarter to persons who furnish the certificate set forth in paragraph (d) (3) above, or to persons who certify that they will sell only on orders bearing that certificate, finished rayon fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in that quarter on orders accompanied by Form CPA-4380 or Form CPA-4414. In calculating the yardage of a particular fabric which he is required to deliver, the supplier of finished fabric may take into consideration actual processing loss in finishing the fabric. Any supplier who does not deliver the full yardage required during the applicable quarter must deliver in the next quarter a yardage of finished rayon fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter. In the first twenty calendar days of that next quarter he must give preference, to the extent of this undelivered yardage for M-328B ratings, to orders bearing CC ratings assigned under the program for the previous quarter over orders rated CC for the then current quarter's program. For example, from April 1 to April 20, 1946, inclusive, orders bearing valid first quarter 1946 CC ratings assigned under M-328B must be filled, from such undelivered first quarter yardage, in preference to orders bearing second quarter ratings.

(2) No supplier of finished rayon fabric is required to accept or fill M-328B CC rated or over-the-counter piece goods certified orders for a greater yardage of any type of finished rayon fabric listed on a Fabric Set-aside Table than the yardage he is required to deliver on those orders under paragraph (e) (1) above.

(3) Any supplier of finished fabric who does not use the certification in Forms CPA-4381 or CPA-4413 for rayon fabric must accept M-328B CC rated orders for that fabric in accordance with the provisions of Priorities Regulation No. 1. After a supplier of finished fabric uses Form CPA-4381 or Form CPA-4413 on any of his purchase orders for rayon fabric he must not extend to any supplier on orders for that fabric for delivery in the applicable quarter any CC ratings which he knows or has reason to believe were assigned under Order M-328B.

(4) Any finished goods supplier granted an authorization by the Civilian Production Administration under paragraph (i) of this schedule as amended January 18, 1946, may sell the yardage exempted by that authorization only to persons who give the following certification:

The undersigned certifies to the seller and to the Civilian Production Administration, subject to the criminal penalties of section 35(a) o. the United State. Criminal Code, that he will use the material covered by this purchase order only as linings for garments, or will deliver it only to persons who give this certificate.

Issued this 3d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

RAYON FABRIC SET-ASIDE TABLE I FOR FIRST QUARTER OF 1946

CPA 658C Item No.	Column 1 Reference No.	Column II Fabric	Column III Percentage of production required to be set-aside— For ultimate delivery on M-328B CC rated order	Column IV Percentage of production required to be set-aside— For ultimate delivery for retail sale as over-the-counter piece goods
45-61	1	100% filament rayon fabrics (except marquisettes and twills or serges, 88 to 140 sley)	10	6
45-47-67-78	2	All other rayon fabrics except marquisettes	35	6

RAYON FABRIC SET-ASIDE TABLE NO. II FOR SECOND QUARTER 1946

NOTE: Table amended Apr. 3, 1946.

CPA 658C Item No.	I Reference No.	II Fabric	III Percentage of production required to be set aside For ultimate delivery on M-328B CC rated order	IV Percentage of production required to be set aside For ultimate delivery for retail sale as over-the-counter piece goods
48-52 53-60 62-66 75-78	1	100% filament rayon fabrics (except marquisettes and except twills or serges, 88 to 140 sley)	10	6
83	*2	Serges and twills, 88 to 140 sley	10	6
67-73	3	All other rayon fabrics (except marquisettes)	35	6

*M-328B CC ratings will be assigned for the fabric reference number 2 only under Schedule K for use as components in wool items under that schedule. Only orders bearing such CC ratings and accompanied by Form CPA-4412 and orders accompanied by Form CPA-4413 may be charged to the set-aside for those fabrics in Column III.

NOTE: Rayon fabric for which the OPA ceiling price in the grey is more than 60¢ per linear yard shall be deducted from the total production of the fabric of that type before application of the percentage in Column III or IV in determining the yardage which shall be set-aside.

NOTE: Preference Rating Schedule No. 1 deleted Apr. 3, 1946.

PREFERENCE RATING SCHEDULE NO. 2—RAYON FABRICS FOR CIVILIAN ITEMS

PROGRAMS FOR FIRST QUARTER OF 1946

(The applicable provisions of each column are indicated for each numbered item opposite the item number.)

Item No.	Description o rayon item	Size range	Maximum price
			Each
1	Street Dresses: Women's, misses' and juniors'.	9-17, 12-44, 46 and up.	$5.75 6.75
2	Street Dresses. Maternity.	All sizes	6.75
3	Street Dresses: Teen-age girls'.	10-16	3.75
4	Street Dresses Girls'	7-14	3.00
			Dozen
5	Blouses, shirts and waists: Women's, misses' and juniors'.	9-17, 12-40, 42 and up.	22.50 25.50
6	Blouses: Teen-age girls'	10-16	16.50
7	Blouses: Girls'	7-14	15.75
8	Slips: Women's, misses' and juniors'.	9-17, 12-44, 46 and up.	13.75 18.00
9	Slips: Teen-age girls'	10-16	12.00

PREFERENCE RATING SCHEDULE NO. 3—RAYON FABRICS FOR CIVILIAN ITEMS

PROGRAM FOR SECOND QUARTER 1946

(The applicable provisions of each column are indicated for each numbered item opposite the item number)

NOTE: Table added Apr. 3, 1946.

Item No.	Description of rayon item	Size range	Maximum price
1 (a)	Street dresses: women's	38-44	$5.75
1 (b)	Street dresses: misses'	10-20	5.75
1 (c)	Street dresses: juniors'	9-17	5.75
1 (d)	Street dresses: women's extra sizes.	46 and up.	6.75
2	Street dresses: maternity	All sizes	6.75
3	Street dresses: teen-age girls'.	10-16	3.75
4	Street dresses: girls'	7-14	3.00
			Dozen
5 (a)	Blouses, shirts and waists: women's, misses' and juniors'.	9-17, 12-40	$22.50
5 (b)	Blouses, shirts and waists: women's, extra sizes.	42 and up.	25.50
6	Blouses: teen-age girls'	10-16	16.50
7	Blouses: girls'	7-14	15.75
8 (a)*	Slips: women's, misses', and juniors'.	9-17, 12-44	15.75
8 (b)*	Slips: extra sizes	46 and up.	18.00
9*	Slips: teen-age girls'	10-16	12.00
10*	Slips: girls'	7-14	10.75

*This item must be a full length slip, sold as an individual item and must not be used as a component part of another garment.

[F. R. Doc. 46-5605; Filed, Apr. 3, 1946; 11:47 a. m.]

public interest and to promote the national defense:

§ 3293.657 *Limitation Order L-354*—(a) *Definitions.* For the purposes of this order:

(1) "Lead" means metallic lead or the lead content of the lead chemicals defined below in paragraphs (a) (2) through (a) (22) of this order.

(2) "Metallic lead" means the metal having the symbol pb.

(3) "Lead acetate" means the lead chemical or compound having the approximate chemical formula $Pb(C_2H_3O_2)_2 \cdot 2Pb(OH)_2$ (Basic acetate) or $Pb(C_2H_3O_2)_2 \cdot 3H_2O$ (Normal acetate).

(4) "Lead antimonate" means that lead chemical or compound having the approximate chemical formula $Pb_3(SbO_4)_2$.

(5) "Lead dioxide" means that lead chemical or compound having the approximate chemical formula PbO_2.

(6) "Lead chloride" means that lead chemical or compound having the approximate chemical formula $PbCl_2$.

(7) "Lead nitrate" means that lead chemical or compound having the approximate chemical formula $Pb(NO_3)_2$.

(8) "Lead silicate (Mono)" means that lead chemical or compound having the approximate chemical formula $PbO.SiO_2$.

(9) "Lead silicate (di)" means that lead chemical or compound having the approximate chemical formula $PbO.2SiO_2$.

(10) "Litharge" means that lead chemical or compound having the approximate chemical formula PbO except "litharge" produced for use in batteries, lead arsenate and lead arsenite.

(11) "Red lead" means that lead chemical or compound having the approximate chemical formula Pb_3O_4 except "Red lead" produced for use in batteries, lead arsenate and lead arsenite.

(12) "White lead" means either basic carbonate of white lead or basic sulphate of white lead as defined in this order.

(13) "Basic carbonate of white lead" means that lead chemical or compound having the approximate chemical formula $2PbCO_3Pb(OH)_2$.

(14) "Basic sulphate of white lead" means that lead chemical or compound having the approximate chemical formula $2PbSO_4 \cdot PbO$.

(15) "Lead chrome pigments" means chrome yellow, chrome orange, chrome green and molybdate chrome orange as defined below.

(16) "Chrome yellow" and "chrome orange" mean the pigments which are reaction precipitates consisting of normal or basic lead chromates or mixtures of these with or without other insoluble compounds of lead. Color Index 1270.[1]

(17) "Chrome green" means the pigment consisting of a precipitated mixture of chrome yellow. Color index 1270[1]—and iron blue. Color Index 1288.[1]

(18) "Molybdate chrome orange" means a mixed crystal containing lead chromate, lead molybdate, and lead sulphate with or without other insoluble compounds of lead.

[1] Society of Dyers and Colourists "Colour Index", Bradford, Yorkshire, January, 1924, Lead chemicals:

(19) "Frit" means the fused or semi-fused mass used in the glazing of ceramic ware.

(20) "Sodium plumbite" means that lead chemical or compound having the approximate chemical formula Na_2PbO_2.

(21) "Lead arsenate" means the lead chemical or compound produced for use as an agricultural insecticide and includes all arsenical lead salts.

(22) "Lead arsenite" means that lead chemical or compound having the approximate chemical formula $Pb(AsO_2)_2$.

(b) *Restrictions on production of lead chemicals.* No person shall put into process in any calendar quarter for the production of the lead chemicals specified in paragraphs (a) (3) through (a) (20) an aggregate quantity of lead in excess of 38½% of the aggregate quantity of lead he put into process for the production of these lead chemicals during the first six months of 1944, or 5,000 pounds, whichever is the greater.

(c) *Restrictions on production of insecticides.* No person shall put into process in any calendar quarter for production of insecticides an aggregate quantity of lead in excess of 45% aggregate quantity of lead he put into process for the production of insecticides during the first six months of 1944 or 1,000 pounds, whichever is greater.

(d) *Method of computing lead content of lead chemicals.* This order limits the amount of lead which a person may put into process in any calendar quarter for the production of certain products to a percentage of the lead which he put into process during the first six months of 1944. In order to determine this percentage of lead in lead chemicals, during the base period, the following table should be used:

Pounds of lead per 100 pounds of lead chemicals

Lead chemicals:	
Lead acetate (basic)	60
Lead acetate (normal)	55
Lead antimonate	63
Lead arsenate	60
Lead arsenite	50
Lead chloride	75
Lead dioxide	87
Lead nitrate	63
Lead silicate (meno)	80
Lead silicate (di)	61
Litharge	93
Red lead	91
Basic carbonate of white lead	80
Basic sulphate of white lead	75
Sodium plumbite	73

(e) *Inventory restrictions.* Lead chemicals appear in Table 1 of Priorities Regulation 32. Inventories of these chemicals are subject to all provisions of that regulation.

(f) *Applications for quotas for lead chemicals.* (1) Any person who does not have a quota for putting lead into process for the production of lead chemicals and who wishes to use more than 5,000 pounds of lead a quarter, may apply for a quota by filing a letter with the Civilian Production Administration, Chemicals Division, Washington 25, D. C. Ref: L-354. The letter should state in addition to any other pertinent information what lead chemicals the applicant wishes to make, what facilities he has for this purpose and the amount of lead he will need for this purpose per quarter.

PART 3293—CHEMICALS

[Limitation Order L-354]

LEAD CHEMICALS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of lead and lead chemicals, both imported and domestic, for defense, for private account and for export; and the following order is deemed necessary and appropriate to the

A quota will be assigned to him on an equitable basis.

(2) *Applications for quotas for insecticides.* Any person who does not have a quota for putting lead into process for the production of insecticides and who wishes to use more than 1,000 pounds of lead a quarter may apply for a quota by filing a letter with the Civilian Production Administration. The letter should state the information indicated in paragraph (g) (1) above.

(g) *Miscellaneous provisions*—(1) *Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(2) *Appeals.* Any appeals from the provisions of this order shall be made by filing with the Civilian Production Administration, Chemicals Division, Washington 25, D. C.; Ref.: L-354, a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

(3) *Violations.* Any person who willfully violates any provision of this order or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment.

(4) *Communications to Civilian Production Administration.* Communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: L-354.

Issued this 2d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5492; Filed, Apr. 2, 1946; 11:50 a. m.]

PART 3293—CHEMICALS

[Limitation Order L-355]

ETHYL FLUID

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of lead and tetraethyl lead, both imported and domestic, for defense, for private account and for export; and the following order is deemed necessary and appropriate to the public interest and to promote the national defense:

§ 3293.662 *Limitation Order L-355*—(a) *Definitions.* For the purposes of this order:

(1) "Ethyl fluid" is a mixture of tetraethyl lead and other ingredients designed to raise the octane number of gasoline. It includes: (i) "Motor ethyl fluid" which is ethyl fluid containing organic chlorides and bromides designed for use in motor gasoline for land- and sea-going engines; and (ii) "Aviation ethyl fluid" which is ethyl fluid without organic chlorides designed for use in aviation gasoline.

(2) "Use" means to blend ethyl fluid with gasoline or any component of gasoline or with any other material that can be blended with gasoline.

(b) *Restrictions on delivery.* (1) No producer of ethyl fluid shall deliver to any person in any calendar month more than 27% of the aggregate quantity of ethyl fluid delivered to such person in the months of November, December, 1945 and January, 1946, except that when a person certifies to a producer that he used more ethyl fluid than the quantity he received in the base period, the producer may deliver to such person in any month a quantity not in excess of 27% of the quantity of ethyl fluid certified to have been used in the base period.

(2) No producer of ethyl fluid may export outside the United States, its territories or possessions, more ethyl fluid than 27% of the aggregate quantity exported in the months of November, December, 1945 and January, 1946 except on special authorization by the Civilian Production Administration.

(3) No person shall accept delivery of ethyl fluid at any one blending point if his inventory of ethyl fluid at that point is or will by virtue of such delivery become more than he needs in the succeeding 30 days on the basis of his current or scheduled rate of operations. Persons normally receiving deliveries of ethyl fluid by tank car or tank truck shall not maintain any inventory except in scale tanks for blending ethyl fluid with gasoline.

(4) Nothing in this paragraph shall prevent the delivery and receipt of a minimum tank car, tank wagon or drum carload by any person whose inventory of ethyl fluid is less than 30-days' supply.

(c) *Restrictions on use.* (1) No person shall in any month beginning with April, 1946 use more than 27 percent of the aggregate quantity of motor ethyl fluid which he used in the production of motor gasoline in the three months of November, December, 1945 and January, 1946.

(2) No person shall use aviation ethyl fluid in the production of motor gasoline or any component thereof, or use any gasoline component containing aviation ethyl fluid in the production of motor gasoline.

(3) No person shall use ethyl fluid to produce motor gasoline having higher than 80 octane (ASTM-D-357-45) for use in motor-propelled vehicles, trucks, tractors or boats or to produce aviation gasoline of 100 octane (A&N grade 100-130) or higher, except on special authorization from the Civilian Production Administration.

(d) *Exceptions.* Nothing in this order shall prevent the delivery, receipt and use for laboratory purposes of ethyl fluid in containers of one litre or less.

(e) *Newcomer's quota.* Any person who was not a user of ethyl fluid in November or December, 1945 or January, 1946 and who wishes to have a quota established for him to receive or use ethyl fluid in any calendar month, may apply by letter to the Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: L-355.

(f) *Miscellaneous provisions*—(1) *Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(2) *Appeals.* Any appeals from the provisions of this order shall be made by filing with the Civilian Production Administration, Chemical Division, Washington 25, D. C., Ref.: L-355, a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

(3) *Violations.* A person who wilfully violates any provision of this order or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment.

(4) *Communications to Civilian Production Administration.* Communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: L-355.

Issued this 2d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5493; Filed, Apr. 2, 1946; 11:49 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 133, Amdt. 2]

INDIVIDUAL COMPANY ADJUSTMENT PROVISION FOR MANUFACTURERS OF CERTAIN PRODUCTS

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 133 is amended in the following respects:

1. Section 3 (b) (4) is amended to read as follows:

(4) To the payment of an "unapproved" wage or salary increase as that term is defined in section 102 of the Supplementary Wage and Salary Regulations of the Office of Economic Stabilization, March 8, 1946.

2. Appendix A is amended to read as follows:

APPENDIX A—LIST OF MAXIMUM PRICE REGULATIONS

General Maximum Price Regulation (except fluid milk under SR 15, Amendment 17).

FPR 1	General Pricing Provisions for Certain Products (Grocery Products, Wholesale, Retail & Fruits & Vegetables).
MPR 2	Aluminum Scrap and Secondary Aluminum.
MPR 3	Zinc Scrap Materials and Secondary Slab Zinc.
RPS 6	Iron and Steel Products
RPS 8	Pure Nickel Scrap, Monel Metal Scrap, Stainless Steel Scrap, and Other Scrap Materials Containing Nickel; Secondary Monel Ingot, Secondary Copper-Nickel Shot.
RPS 10	Pig Iron.
RPS 12	Brass Mill Scrap.
RPS 15	Copper.
MPR 17	Tin.
RPS 21	Formaldehyde.
MPR 23	Rayon Grey Goods.
MPR 28	Industrial Ethyl Alcohol—Eastern Territory.
MPR 29	By-Product and Retort Gas Coke.
RPS 31	Acetic Acid.
RPS 34	Wood Alcohol.
MPR 36	Acetone.
MPR 37	Butyl Alcohol, Butyl Acetate, Dibutyl Phohalate and Dibutyl Sebacate.
MPR 38	Glycerine.
MPR 39	Woven Decorative Fabrics (Manufacturers only).
RPS 40	Builders' Hardware and Insect Screen Cloth.
RPS 41	Steel Castings and Railroad Specialties.
RPS 42	Paraffin Wax.
RPS 44	Asphalt or Tarred Roofing Products.
RPS 51	Cocoa Beans and Cocoa Butter.
MPR 53	[Articles 10 and 19 only] Fats and Oils.
RPS 56	Reclaimed Rubber.
MPR 57	Wood Floor Coverings.
MPR 58	Wool and Wool Tops and Yarns.
RPS 62	Cigarettes.
MPR 64	Domestic Cooking and Heating Stoves.
RPS 68	Hide Glue Stock.
RPS 69	Primary Lead.
MPR 70	Lead Scrap Materials: Secondary Lead; Battery Lead Scrap; and Primary and Secondary Antimonial Lead.
RPS 71	Primary and Secondary Cadmium.
RPS 73	Fish Meal and Fish Scraps.
RMPR 74	Animal Product Feedingstuffs.
RPS 76	Hide Glue.
MPR 77	Beehive Oven Coke.
RPS 78	Oxalic Acid.
MPR 79	Carbon Tetrachloride and Certain Blends Thereof.
RPS 81	Primary Slab Zinc.
RPS 86	Domestic Washing Machines and Ironing Machines.
MPR 88	Fuel Oil, Gasoline and Liquefied Petroleum Gas.
RPS 93	Mercury.
RPS 96	Domestic Fuel Oils Storage Tanks.
MPR 111	New Household Vacuum Cleaners and Attachments.
MPR 116	China and Pottery.
RMPR 119	Original Equipment, Tires and Tubes.
MPR 123	Raw and Processed Wool Waste Materials.
MPR 124	Rolled Zinc Products.
MPR 128	Processing Piece Goods.
RMPR 130	Newsprint Paper.
RMPR 131	Camelback and Tire and Tube Repair Materials.
MPR 132	Waterproof Rubber Footwear.
RMPR 138	Ferromanganese and Manganese Alloys and Metal.
MPR 143	Wholesale Prices for New Rubber Tires and Tubes.
RMPR 147	Bolts, Nuts, Screws and Rivets.
MPR 151	New Bags.
MPR 152	Canned Vegetables.
RMPR 156	[Sec. 7 only.] Fresh, Cured and Canned Meat and Fish Products.
RMPR 159	Fabricated Concrete Reinforcement Bars.
MPR 167	Rayon Yarn and Staple Fiber.
MPR 168	Converted Rayon Yarn and Converting Charges.
RMPR 169	[Dried Beef only.] Beef and Veal Carcasses and Wholesale Cuts.
MPR 172	Charges of Contractors in Apparel Industry.
MPR 175	Rough Rolled, Figured Wire and Heat Absorbing Rolled Glass.
MPR 177	Men's and Boys' Tailored Clothing.
MPR 178	Women's Fur Garments.
MPR 179	Fine Oil.
MPR 181	New Formula Condensed Soups Packed Under WPB Conservation Order N-81.
MPR 185	Canned Fruits and Berries.
MPR 188	Manufacturers' Maximum Prices for Specified Building Materials and Consumer Goods other than Apparel (except Orders #1470, #1509, #1849, #3149 and all other orders of general applicability, heretofore or hereafter issued, under MPR 188 which establish dollar-and-cents maximum prices).
RMPR 191	Cotton Linters and Hull Fibres.
MPR 193	Domestic Distilled Spirits.
RMPR 198	Silver.
MPR 199	Lead Bullet Rod.
MPR 200	Rubber Heels, Rubber Heels Attached & Attaching of Rubber Heels.
MPR 202	Brass and Bronze Alloy Ingot and Shot.
MPR 203	Vitamin A Natural Oils and Concentrates.
RMPR 205	Fertilizer Raw Material.
RMPR 206	Vitrified Clay Sewer Pipe & Allied Products.
MPR 207	Frozen Fruits, Berries, and Vegetables.
MPR 208 [1]	Maximum Prices for Staple Work Clothing (except articles priced under Appendix D).
MPR 214	High Alloy Castings.
MPR 220	Certain Rubber Commodities.
MPR 221	Manufacturers' Prices for Fall and Winter Knitted Underwear.
MPR 224	Cement.
MPR 226	Fruit Preserves, Jams and Jellies.
MPR 235	Manganese Steel Castings and Manganese Steel Castings Products.
2d RMPR 236	Special Combination Conversion Grate.
RMPR 240	Phosphate Rock.
MPR 241	Malleable Iron Castings.
MPR 243	Pitted & Macerated Domestic Dates and Domestic Date Products.
MPR 244	Gray Iron Castings.
MPR 245	Shellac.
MPR 252	Vinegar Cured Herring.
RMPR 259	Malt Beverages.
MPR 260	Cigars, Cigar Cuttings and Clippings.
MPR 262	Seasonal & Miscellaneous Food Commodities.
MPR 273	Certain Articles of Apparel in Which Materials Have Been Replaced.
RMPR 275	Honey
MPR 276	Asphalt Tile
MPR 278	Totaquina and Totaquina Products
MPR 280	Maximum Prices for Specific Foor Products
MPR 282	Certain Private Formula Drug and Cosmetic Products
RMPR 287	Manufacturers' Prices for Women's, Girls', Children's, and Toddlers' Outerwear Garments
RMPR 291	Certain Syrups and Molasses
RMPR 293	Stock Millwork
MPR 295	Industrial Ethyl Alcohol—Western Territory
MPR 297	Natural Resins
RMPR 298	Rotenone and Pyrethrum

[1] Appendix D to RMPR 208 provides dollar-and-cents prices for war models of work clothing and should, therefore, be excluded.

MPR 302	Magnesium Scrap and Remelt Magnesium Ingot
MPR 305	Corn Meal, Corn Flour, Corn Grits, Brewer's Grits and Other Products made by Dry Corn Milling Process
MPR 306	Certain Packed Food Products
MPR 309	Platinum Group Metals and Their Products
RMPR 312	Maple Syrup and Maple Sugar
MPR 314	Magnesium and Magnesium Alloy Ingot
RMPR 315	Arsenical Insecticides
MPR 317	Locks and Sets
MPR 318	Feathers and Down
2d RMPR 319	Certain Bakery Products
RMPR 320	Eastern and Central Wooden Agricultural Containers
MPR 323	Asphalt and Asphalt Products
MPR 327	Certain Nonmetallic Minerals
MPR 332	Simplified Men's and Boy's Shirts and Pajamas
RMPR 335	Peanuts and Peanut Butter
MPR 337	Frozen Lake Smelts
MPR 343	Salt Cured Herring
MPR 347	Mica
MPR 350	Packers' Tin Cans and Condensed Milk Cans
MPR 353	Certain Fine Chemicals
MPR 354	Copper Sulphate
MPR 358	Insulation Cambric and Separator Cloth
MPR 362	Gelatin
MPR 365	Wood matches and Resale book Matches
MPR 367	Horsemeat
RMPR 369	Dry Roofing Felt and Dry Flooring Felt
MPR 377	Die Castings
MPR 382	Wide Mouth Glass Containers
MPR 384	Sales by Processors of Salt Codfish, Hake, Haddock, Cush, Pollack
MPR 389	[Sec. 2 (a) only] Ceiling Prices for Certain Sausage Items at Wholesale
MPR 391	Household Soaps and Cleansers Sold by Manufacturers and Certain Wholesalers
MPR 392	Packaged Drugs
MPR 393	Packaged Cosmetics
MPR 396	Sales by Canners of Atlantic Sea Herring & Alewives
MPR 405	Ferrosilicon and Silicon Metal
MPR 406	Synthetic Resins and Plastic Materials
MPR 407	Ferrochromium and Chromium Metal
MPR 415	Certain Federal Government Purchases of New Rubber Tires and Tubes
MPR 416	Basic Refractories Products
MPR 419	Sun-Dried Shrimp
MPR 420	Hardwood Heels
MPR 428	Cider Vinegar
MPR 431	Charcoal
MPR 445	Distiller Spirits and Wines
MPR 446	Pine Tar and Pine Tar Oil
MPR 447	Coal Tars
MPR 457	Potato Chips
MPR 463	Specialty Paper Bags and Specialty Paper Envelopes
MPR 466	Asbestos-Cement Building Materials
MPR 472	Certain Essential Oils
MPR 473	Maximum Prices for Packers and Certain Other Sellers of Fruit Preserves, Jams and Jellies
MPR 477	Sales of Rubber Heels and Soles in Shoe Factory and Home Replacement Trades
MPR 480	Manufacturers' Maximum Prices for Paper Shipping Sacks
MPR 482	Dried Apple Pomace and Dried Apple Skins and Cores
MPR 483	"General Manager" Type Grain Doors and Temporary Coal Doors for Box Cars
MPR 488	Pickles and Certain Pickle Products

MPR 489	Tungsten, Molybdenum, Vanadium, Cobalt, and Certain Other Alloys and Metals
MPR 495	Miscellaneous Baker Products
MPR 497	Antimony Metal and Antimony Compounds
MPR 501	Hardwood Small Dimension
MPR 502	Popcorn
MPR 508	Rayon Knit Fabrics and the Knitting Thereof
MPR 510	Lubricating Oils, Greases, and Certain Other Petroleum Products
MPR 514	Goat Meat
MPR 519	Thermosetting Plastic Laminates
MPR 520	West Coast Cooperage
MPR 544	Flameproof Cotton Insulation
MPR 550	Cured and Smoked Fish
MPR 552	Pet Foods
MPR 562	Certain Manufactured Popcorn Products
MPR 563	Wet Gelatin Raw Stock
MPR 570	Women's, Misses' and Children's Underwear, Nightwear and Negligee Garments
MPR 572	Manufacturers' Prices for Certain Fall and Winter Outerwear
MPR 575	Primary Chromium Chemicals
MPR 583	Prefabricated and Non-Dwelling Structures
MPR 585	Mixed Feeds for Animals and Poultry
MPR 587	Miscellaneous Canned Fish and Seafood
MPR 597	Ordinary Channel Black
MPR 598	Postwar Household Mechanical Refrigerators
MPR 599	Radios, Receivers and Phonographs
MPR 601	Softwood Molding
MPR 605	Manufacturers' Prices for Shirts, Shorts, Pajamas and Related Items
MPR 607	Manufacturers' Prices for Men's and Boys' Tailored Clothing and Related Garments.

This amendment shall become effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5455; Filed, Apr. 1, 1946; 4:39 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 149, Amdt. 26]

MECHANICAL RUBBER GOODS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new paragraph, designated (1) is added to § 1315.37, to read as follows:

(1) *Maximum prices for a manufacturer's sales of friction tape and splicing compound.* A manufacturer's maximum price for an item of friction tape or splicing compound shall be 110 percent of the selling price for it computed under subparagraph (1) or (2) (ii) of § 1315.21a (a).

If a manufacturer's maximum price for an item computed under one of the above subparagraphs of § 1315.21a (a) has been adjusted by an order issued under § 1315.30a (a) its maximum price is the price set forth in the order or 110 percent of the price computed under subparagraph (1) or (2) (ii) of § 1315.21a (a), whichever is higher.

This amendment shall become effective April 8, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5574; Filed, Apr. 3, 1946; 11:29 a. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 12]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respect:

Section 10 (b) (1) is amended by adding in alphabetical order the following to the list of hardware thereunder:

Custom-made hardware when manufactured for use in the following described products: Custom-built commercial furniture, fixtures and equipment otherwise covered by Maximum Price Regulation 188 when made on special order for the user according to special designs required by user, for use in stores, offices, restaurants, hospitals and institutions.

This amendment shall become effective April 8, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5581; Filed, Apr. 3, 1946; 11:31 a. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 2]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

MPR 82 is amended in the following respects:

1. The following paragraph (d) is added to section 16.

(d) *Rubber braid building wires.* (1) The maximum manufacturers' prices for the sale of rubber braid building wires shall be determined pursuant to the Schedule of Manufacturers' Prices set forth in Appendix E to this regulation, subject to any price differential in effect to any purchaser of the same class on the base date. The manufacturer shall apply to the prices listed in Appendix E all discounts (including the standard cash discounts) and other conditions of sale which the manufacturer had in effect on the base date.

(2) *Resellers.* The maximum prices for sales by resellers of any items described in paragraph (1) above shall be determined as follows: The reseller shall apply to the list prices which a manufacturer is authorized to use pursuant to paragraph (1) all allowances, discounts and other deductions that he had in effect to a purchaser of the same class just prior to the issuance of this amendment.

(3) *Zone pricing.* The zones set forth in Appendix E are the standard geographical shipping zones uniformly recognized in the industry. Sellers of rubber braid building wires are required to maintain the zone pricing established in Appendix E. Zone adjustments that increase the net delivered prices of rubber braid building wire are not permitted.

2. The following Appendix E is added:

APPENDIX E—TYPES R AND RH BUILDING WIRE

SCHEDULE OF MANUFACTURERS' PRICES

Index to Zones—Zone of Destination Determines Price Basis

Zone A: Connecticut, Delaware, District of Columbia, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont.

Zone B: Illinois, Indiana, Iowa, Burlington, Clinton, Davenport, Dubuque, Muscatine—balance of Iowa (zone C); Kentucky, Maine, Michigan, except Northern Peninsula—(zone C); Missouri, St. Louis—balance of Missouri—(zone C); Ohio, Tennessee, Bristol, Johnson City, Kingsport—Balance of Tennessee (zone C); Virginia, West Virginia, Wisconsin, south of line drawn from north boundary Green Bay to north boundary La Crosse—balance of Wisconsin (zone C).

Zone C: California, San Francisco, Oakland, Los Angeles, Long Beach, balance of California (zone D); Iowa, except Burlington, Clinton, Davenport, Dubuque, Muscatine—(zone B); Michigan, Northern Peninsula—balance of Michigan (zone B); Minnesota east of line drawn north and south through west boundary of Mankato—balance of Minnesota (zone D); Missouri, except St. Louis (zone B); Nebraska, Omaha, balance of Nebraska (zone D); North Carolina, Oregon, Portland, balance of Oregon (zone D); South Carolina, South Dakota, Sioux Falls, balance of South Dakota (zone E); Tennessee, except Bristol, Johnson City, Kingsport (zone B); Washington, Seattle, Tacoma—balance of Washington (zone D); Wisconsin, north of line drawn from north boundary Green Bay to north boundary La Crosse—balance of Wisconsin (zone B).

Zone D: Alabama, Arkansas, California, except San Francisco, Oakland, Los Angeles, Long Beach; Florida, Georgia, Kansas, Louisiana, Minnesota, west of line drawn north and south through west boundary of Mankato—balance of Minnesota (zone C); Mississippi, Nebraska, except Omaha (zone C); North Dakota, Fargo, Grand Forks, balance of North Dakota (zone E); Oregon, except Portland (zone C); Oklahoma, Texas, except west of line drawn north and south continuing Texas-New Mexico state line—balance of Texas (zone D); Washington, except Seattle, Tacoma.

Zone E: Arizona, Colorado, Idaho, Montana, Nevada, New Mexico, North Dakota, except Fargo and Grand Forks (zone D); South Dakota, except Sioux Falls (zone C); Texas, west of line drawn north and south continuing Texas-New Mexico state line—balance of Texas (zone D); Utah, Wyoming.

For shipment to destinations not shown above, price on zone basis f. o. b. steamer dock at point of embarkation.

The above are standard zones. Zone adjustments that increase the net delivered prices are not allowable.

Bureau Building Wires—Continued

600 VOLT—CODE GRADE—TYPE R—50° C.—Continued

(Conforming to the requirements of Underwriters' Laboratories and of Federal Specification J-C-106 of Oct. 23, 1941.
Prices per 1,000 feet)

Conductor size—strands	Zone A: Charge per cut[1] A	Zone A: Full rolls or reels (assorted as to sizes and colors) B 500′	Zone A: C 1,000′	Zone B: Charge per cut[1] A	Zone B: Full rolls or reels (assorted as to sizes and colors) B 500′	Zone B: C 1,000′	Zone C: Charge per cut[1] A	Zone C: Full rolls or reels (assorted as to sizes and colors) B 500′	Zone C: C 1,000′	Zone D: Charge per cut[1] A	Zone D: Full rolls or reels (assorted as to sizes and colors) B 500′	Zone D: C 1,000′	Zone E: Charge per cut[1] A	Zone E: Full rolls or reels (assorted as to sizes and colors) B 500′	Zone E: C 1,000′	Data: Rubber wall 64ths	Data: Approx. O. D. inches	Data: Approx. net wgt. per M ft.
Solid-single braid:																		
14	$0.35	$9.35	$18.70	$0.35	$9.35	$18.70	$0.35	$9.35	$18.70	$0.35	$9.70	$19.40	$0.35	$9.35	$18.70	3	0.19	35
12	.35	12.95	25.90	.35	12.95	25.90	.35	12.95	25.90	.35	13.30	26.60	.35	12.95	25.90	3	.21	49
10	.35	18.80	37.60	.35	18.80	37.60	.35	18.80	37.60	.35	19.40	38.80	.35	18.80	37.60	3	.25	80
8	.70	31.50	63.00	.70	29.40	58.80	.70	29.40	58.80	.70	29.40	58.80	.70	29.40	58.80	4	.36	120
Solid-double braid:																		
14	.35	12.95	25.90	.35	12.95	25.90	.35	12.95	25.90	.35	13.30	26.60	.35	12.95	25.90	3	.22	62
12	.35	18.80	37.60	.35	18.80	37.60	.35	18.80	37.60	.35	19.40	38.80	.35	18.80	37.60	3	.24	114
10	.35	29.40	58.80	.35	29.40	58.80	.35	29.40	58.80	.35	30.10	60.20	.35	29.40	58.80	3	.28	174
8	.70	45.40	90.80	.70	45.40	90.80	.70	45.40	90.80	.70	46.50	93.00	.70	45.40	90.80	4	.36	285
Stranded-single braid:																		
14	.35	12.95	25.90	.35	12.95	25.90	.35	12.95	25.90	.35	13.30	26.60	.35	12.95	25.90	3	.19	35
12	.35	18.80	37.60	.35	18.80	37.60	.35	18.80	37.60	.35	19.40	38.80	.35	18.80	37.60	3	.21	49
10	.35	29.40	58.80	.35	29.40	58.80	.35	29.40	58.80	.35	30.10	60.20	.35	29.40	58.80	3	.25	80
8	.70	45.40	90.80	.70	45.40	90.80	.70	45.40	90.80	.70	46.50	93.00	.70	45.40	90.80	4	.36	120
Stranded-double braid:																		
14	.35	12.95	25.90	.35	12.95	25.90	.35	12.95	25.90	.35	13.30	26.60	.35	12.95	25.90	3	.22	62
12	.35	18.80	37.60	.35	18.80	37.60	.35	18.80	37.60	.35	19.40	38.80	.35	18.80	37.60	3	.24	114
10	.35	29.40	58.80	.35	29.40	58.80	.35	29.40	58.80	.35	30.10	60.20	.35	29.40	58.80	3	.28	174
8	.70	45.40	90.80	.70	45.40	90.80	.70	45.40	90.80	.70	46.50	93.00	.70	45.40	90.80	4	.36	285
Duplex stranded:																		
12—7	.35	18.80	37.60	.35	18.80	37.60	.35	18.80	37.60	.35	19.40	38.80	.35	18.80	37.60	3	.43 x .25	64
12—19	.35	29.40	58.80	.35	29.40	58.80	.35	29.40	58.80	.35	30.10	60.20	.35	29.40	58.80	3	.47 x .25	84
10—7	.35	29.40	58.80	.35	29.40	58.80	.35	29.40	58.80	.35	30.10	60.20	.35	29.40	58.80	3	.47 x .25	124
10—19	.35	45.40	90.80	.70	45.40	90.80	.70	45.40	90.80	.70	46.50	93.00	.70	45.40	90.80	4	.52 x .25	180
8—7	.70	70.70	141.40	.70	70.70	141.40	.70	70.70	141.40	.70	72.40	144.80	.70	70.70	141.40	4	.52 x .33	265
8—19	.70	101.00	202.00	.70	101.00	202.00	.70	101.00	202.00	.70	103.00	206.00	.70	101.00	202.00	4	.72 x .38	390
Stranded-double braid:																		
14—7	.35	15.80	31.60	.35	15.80	31.60	.35	15.80	31.60	.35	16.20	32.40	.35	15.80	31.60	3	.33	80
12—7	.35	22.50	45.00	.35	22.50	45.00	.35	22.50	45.00	.35	23.00	46.00	.35	22.50	45.00	3	.37	90
10—7	.70	38.40	76.80	.70	38.40	76.80	.70	38.40	76.80	.70	39.40	78.80	.70	38.40	76.80	4	.43	126
8—7	.70	64.50	129.00	.70	64.50	129.00	.70	64.50	129.00	.70	66.00	132.00	.70	64.50	129.00	4	.53	190
6—7	1.50	127.00	254.00	1.50	127.00	254.00	1.50	127.00	254.00	1.50	130.00	260.00	1.50	127.00	254.00	5	.67	273
4—7	1.50	153.00	306.00	1.50	153.00	306.00	1.50	153.00	306.00	1.50	156.00	312.00	1.50	153.00	306.00	5	.73	364
2—7	1.50	183.00	366.00	1.50	183.00	366.00	1.50	183.00	366.00	1.50	187.00	374.00	1.50	183.00	366.00	6	.78	443
1—19	1.50	216.00	432.00	1.50	216.00	432.00	1.50	216.00	432.00	1.50	221.00	442.00	1.50	216.00	432.00	6	.86	540
2/0—19	1.50	253.00	506.00	1.50	253.00	506.00	1.50	253.00	506.00	1.50	259.00	518.00	1.50	253.00	506.00	6	.92	663
3/0—19	1.50	296.00	592.00	1.50	296.00	592.00	1.50	296.00	592.00	1.50	303.00	606.00	1.50	296.00	606.00	6	.97	814
4/0—19	1.50	347.00	694.00	1.50	347.00	694.00	1.50	347.00	694.00	1.50	355.00	710.00	1.50	347.00	694.00	6	1.04	1015
Cir mil wire:																		
250,000—37	2.75	298.00	596.00	2.75	298.00	596.00	2.75	298.00	596.00	2.75	305.00	610.00	2.75	298.00	596.00	6	1.18	1412
300,000—37	2.75	352.00	704.00	2.75	352.00	704.00	2.75	352.00	704.00	2.75	360.00	720.00	2.75	352.00	704.00	6	1.21	1662
350,000—37	2.75	397.00	794.00	2.75	397.00	794.00	2.75	397.00	794.00	2.75	406.00	812.00	2.75	397.00	794.00	6	1.33	1939
400,000—37	2.75	444.00	888.00	2.75	444.00	888.00	2.75	444.00	888.00	2.75	454.00	908.00	2.75	444.00	888.00	6	1.41	2215
500,000—37	4.00	552.00	1,104.00	4.00	552.00	1,104.00	4.00	552.00	1,104.00	4.00	564.00	1,128.00	4.00	552.00	1,104.00	7	1.58	2773
600,000—61	4.00	642.00	1,284.00	4.00	642.00	1,284.00	4.00	642.00	1,284.00	4.00	656.00	1,312.00	4.00	642.00	1,284.00	7	1.67	3339
700,000—61	4.00	725.00	1,450.00	4.00	725.00	1,450.00	4.00	725.00	1,450.00	4.00	741.00	1,482.00	4.00	725.00	1,450.00	7	1.76	4009
750,000—61	4.00	768.00	1,536.00	4.00	768.00	1,536.00	4.00	768.00	1,536.00	4.00	785.00	1,570.00	4.00	768.00	1,536.00	7	1.80	4240
1,000,000—61	7.00	1,003.00	2,006.00	7.00	1,003.00	2,006.00	7.00	1,003.00	2,006.00	7.00	1,026.00	2,052.00	7.00	1,003.00	2,006.00	8	2.04	5650
1,250,000—61	7.00	1,254.00	2,508.00	7.00	1,254.00	2,508.00	7.00	1,254.00	2,508.00	7.00	1,282.00	2,564.00	7.00	1,254.00	2,508.00	8	2.28	7060
1,500,000—61	7.00	1,494.00	2,988.00	7.00	1,494.00	2,988.00	7.00	1,494.00	2,988.00	7.00	1,527.00	3,054.00	7.00	1,494.00	2,988.00	8	2.49	8460
1,750,000—127	7.00	1,734.00	3,468.00	7.00	1,734.00	3,468.00	7.00	1,734.00	3,468.00	7.00	1,772.00	3,544.00	7.00	1,734.00	3,468.00	9	2.68	9850
2,000,000—127	7.00	1,934.00	3,868.00	7.00	1,934.00	3,868.00	7.00	1,934.00	3,868.00	7.00	1,976.00	3,952.00	7.00	1,934.00	3,868.00	9	2.88	11,000

[1] See general instructions for explanation of use of these cutting charges.

BRAIDED BUILDING WIRES—Continued

600 VOLT—ENDURITE HEAT-RESISTANT GRADE—TYPE RH—75° C.—Continued

Conductor size—strands	Zone A	Zone B	Zone C	Zone D	Zone E	Data		
	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Rubber wall 64ths	Approx. O. D. inches	Approx. net wt. per Mft.
Solid-single braid:																		
18	$0.35	$12.20	$11.80	$0.35	$12.20	$11.60	$0.35	$12.40	$11.80	$0.35	$12.80	$12.20	$0.35	$12.90	$12.40	3	.10	26
14	.35	17.10	16.60	.35	17.10	16.30	.35	17.50	16.90	.35	17.90	17.20	.35	18.10	17.50	3	.21	33
12	.35	22.80	22.00	.35	22.80	21.70	.35	23.30	22.60	.35	23.80	22.90	.35	24.10	23.30	3	.25	49
10	.70	37.70	36.40	.70	37.70	35.80	.70	38.40	37.10	.70	39.20	37.80	.70	39.70	38.40	4	.28	80
8																4	.35	126
Solid-double braid:																		
14	.35	15.70	15.20	.35	15.70	15.00	.35	16.00	15.50	.35	16.40	15.80	.35	16.60	16.00	3	.22	29
12	.35	20.10	19.40	.35	20.10	19.00	.35	20.40	19.70	.35	20.90	20.10	.35	21.20	20.40	3	.24	39
10	.70	29.40	28.40	.70	29.40	27.90	.70	29.90	28.80	.70	30.60	29.50	.70	31.00	29.90	3	.26	52
8																4	.32	82
6																4	.35	130
Stranded-single braid:																		
14	.35	15.20	14.70	.35	15.20	14.50	.35	15.50	14.90	.35	15.90	15.30	.35	16.10	15.50	3	.19	25
12	.35	19.40	18.70	.35	19.40	18.40	.35	19.70	19.00	.35	20.20	19.40	.35	20.50	19.70	3	.21	33
10	.70	28.40	27.40	.70	28.40	26.90	.70	28.80	27.80	.70	29.50	28.40	.70	29.90	28.80	3	.23	49
8																4	.30	80
6																4	.35	126
Duplex solid:																		
14	.35	16.00	15.50	.35	16.00	15.20	.35	16.20	15.70	.35	16.60	16.00	.35	16.80	16.20	3	.32	58
12	.35	20.40	19.70	.35	20.40	19.40	.35	20.70	20.00	.35	21.20	20.40	.35	21.50	20.70	3	.34	88
10	.70	29.90	28.80	.70	29.90	28.40	.70	30.30	29.30	.70	31.00	29.90	.70	31.40	30.30	3	.38	134
8																4	.43	208
6																4	.48	318
Duplex stranded:																		
14	.35	16.20	15.70	.35	16.20	15.40	.35	16.40	15.90	.35	16.80	16.20	.35	17.00	16.40	3	.32	58
12	.35	20.70	20.00	.35	20.70	19.70	.35	21.00	20.30	.35	21.50	20.70	.35	21.80	21.00	3	.34	88
10	.70	30.30	29.30	.70	30.30	28.80	.70	30.70	29.80	.70	31.40	30.30	.70	31.80	30.70	3	.38	134
8																4	.43	208
6																4	.48	318
Stranded-double braid:																		
14–7	.35	16.60	16.00	.35	16.60	15.80	.35	16.80	16.20	.35	17.20	16.60	.35	17.40	16.80	3	.35	64
12–7	.35	21.20	20.40	.35	21.20	20.10	.35	21.50	20.70	.35	22.00	21.20	.35	22.30	21.50	3	.38	94
10–7	.70	31.00	29.90	.70	31.00	29.40	.70	31.40	30.30	.70	32.20	31.00	.70	32.60	31.40	3	.42	141
8–7																4	.48	224
6–7																4	.54	341
Duplex solid:																		
14	.35	16.80	16.20	.35	16.80	15.90	.35	17.00	16.40	.35	17.40	16.80	.35	17.60	17.00	3	.38	64
12	.35	21.50	20.70	.35	21.50	20.40	.35	21.80	21.00	.35	22.30	21.50	.35	22.60	21.80	3	.41	94
10	.70	31.40	30.30	.70	31.40	29.80	.70	31.80	30.70	.70	32.60	31.40	.70	33.00	31.80	3	.45	141
8																4	.52	224
6																4	.58	341
Duplex stranded:																		
14–7	.35	17.00	16.40	.35	17.00	16.20	.35	17.20	16.60	.35	17.60	17.00	.35	17.80	17.20	3	.41	64
12–7	.35	21.80	21.00	.35	21.80	20.70	.35	22.10	21.30	.35	22.60	21.80	.35	22.90	22.10	3	.43	94
10–7	.70	31.80	30.70	.70	31.80	30.20	.70	32.20	31.10	.70	33.00	31.80	.70	33.40	32.20	3	.48	141
8–7																4	.54	224
6–7																4	.60	341
Stranded-double braid:																		
14–7	.35	17.20	16.60	.35	17.20	16.40	.35	17.40	16.80	.35	17.80	17.20	.35	18.00	17.40	3	.43	64
12–7	.35	22.10	21.30	.35	22.10	21.00	.35	22.40	21.60	.35	22.90	22.10	.35	23.20	22.40	3	.45	94
10–7	.70	32.20	31.10	.70	32.20	30.60	.70	32.60	31.50	.70	33.40	32.20	.70	33.80	32.60	3	.50	141
8–7																4	.56	224
6–7																4	.62	341
4–7																4	.70	538
2–19	1.50	54.10	51.50	1.50	54.10	50.80	1.50	55.10	52.40	1.50	56.50	54.10	1.50	57.20	55.10	5	.67	814
1–19	1.50	64.20	61.00	1.50	64.20	60.20	1.50	65.30	62.10	1.50	67.00	64.20	1.50	67.80	65.30	5	.73	962
1/0–19	1.50	76.00	72.20	1.50	76.00	71.30	1.50	77.30	73.50	1.50	79.30	76.00	1.50	80.30	77.30	5	.78	1136
2/0–19	1.50	90.00	85.50	1.50	90.00	84.40	1.50	91.50	87.00	1.50	93.90	90.00	1.50	95.10	91.50	6	.85	1340
3/0–19	1.50	106.50	101.20	1.50	106.50	99.90	1.50	108.30	103.00	1.50	111.10	106.50	1.50	112.50	108.30	6	.92	1573
4/0–19	1.50	126.00	119.80	1.50	126.00	118.20	1.50	128.20	121.90	1.50	131.50	126.00	1.50	133.10	128.20	6	1.01	1877
Cir mil sizes:																		
250,000—37	2.75	90.00	85.50	2.75	90.00	84.40	2.75	91.50	87.00	2.75	93.90	90.00	2.75	95.10	91.50	6	1.01	2177
300,000—37	2.75	106.50	101.20	2.75	106.50	99.90	2.75	108.30	103.00	2.75	111.10	106.50	2.75	112.50	108.30	6	1.10	2512
350,000—37	2.75	126.00	119.80	2.75	126.00	118.20	2.75	128.20	121.90	2.75	131.50	126.00	2.75	133.10	128.20	6	1.21	2873
400,000—37	2.75	144.00	136.80	2.75	144.00	135.00	2.75	146.40	139.20	2.75	150.20	144.00	2.75	152.00	146.40	6	1.32	3244
500,000—37	2.75	180.00	171.00	2.75	180.00	168.80	2.75	183.00	174.00	2.75	187.80	180.00	2.75	190.00	183.00	6	1.55	3956
600,000—61	4.00	216.00	205.00	4.00	216.00	202.00	4.00	219.00	208.00	4.00	225.00	216.00	4.00	228.00	219.00	6	1.67	4400
750,000—61	4.00	270.00	256.00	4.00	270.00	253.00	4.00	274.00	260.00	4.00	281.00	270.00	4.00	285.00	274.00	6	1.84	5290
1,000,000—61	4.00	360.00	342.00	4.00	360.00	337.00	4.00	365.00	347.00	4.00	375.00	360.00	4.00	380.00	365.00	6	1.98	6360
1,250,000—91	7.00	450.00	428.00	7.00	450.00	421.00	7.00	456.00	434.00	7.00	469.00	450.00	7.00	475.00	456.00			
1,500,000—91	7.00	540.00	513.00	7.00	540.00	506.00	7.00	548.00	521.00	7.00	563.00	540.00	7.00	570.00	548.00			
1,750,000—127	7.00	630.00	598.00	7.00	630.00	590.00	7.00	639.00	608.00	7.00	657.00	630.00	7.00	665.00	639.00			
2,000,000—127	7.00	720.00	684.00	7.00	720.00	675.00	7.00	730.00	695.00	7.00	750.00	720.00	7.00	760.00	730.00			

[1] See general instructions for explanation of use of these cutting charges.

BRAIDED BUILDING WIRES—Continued

600 VOLT—ENDURITE HEAT-RESISTANT GRADE—TYPE RH—75° C.

Conductor size—strands	Zone A	Zone B	Zone C	Zone D	Zone E	Data		
	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Rubber wall 64ths	Approx. O. D. inches	Approx. net wt. per Mft.
Solid-single braid:																		
18	$0.35	$12.00	$11.40	$0.35	$12.00	$11.20	$0.35	$12.20	$11.60	$0.35	$12.60	$12.00	$0.35	$12.70	$12.20	3	.10	26
14	.35	16.80	16.00	.35	16.80	16.00	.35	17.20	16.30	.35	17.70	16.80	.35	17.90	17.20	3	.21	33
12	.35	22.50	21.30	.35	22.50	21.30	.35	23.00	21.70	.35	23.60	22.50	.35	23.80	23.00	3	.25	49
10	.70	37.10	35.20	.70	37.10	35.20	.70	37.90	35.80	.70	38.90	37.10	.70	39.30	37.90	4	.28	80
8																4	.35	126
Solid-double braid:																		
14	.35	15.50	14.70	.35	15.50	14.70	.35	15.80	15.00	.35	16.20	15.50	.35	16.40	15.80	3	.22	29
12	.35	19.70	18.70	.35	19.70	18.70	.35	20.10	19.00	.35	20.60	19.70	.35	20.80	20.10	3	.24	39
10	.35	28.90	27.40	.35	28.90	27.40	.35	29.40	27.90	.35	30.10	28.90	.35	30.50	29.40	3	.26	52
8	.70	42.90	40.70	.70	42.90	40.70	.70	43.70	41.50	.70	44.80	42.90	.70	45.30	43.70	4	.32	82
6	.70	54.10	51.30	.70	54.10	51.30	.70	55.10	52.30	.70	56.50	54.10	.70	57.20	55.10	4	.35	130
Stranded-single braid:																		
14	.35	15.00	14.20	.35	15.00	14.20	.35	15.30	14.50	.35	15.70	15.00	.35	15.90	15.30	3	.19	25
12	.35	19.40	18.40	.35	19.40	18.40	.35	19.80	18.70	.35	20.30	19.40	.35	20.50	19.80	3	.21	33
10	.70	28.40	26.90	.70	28.40	26.90	.70	28.80	27.40	.70	29.50	28.40	.70	29.90	28.80	3	.23	49
8																4	.30	80
6																4	.35	126
Duplex solid:																		
14	.35	31.10	29.50	.35	31.10	29.50	.35	31.70	30.00	.35	32.50	31.10	.35	32.80	31.70	3	.32	58
12	.35	40.10	38.00	.35	40.10	38.00	.35	40.80	38.70	.35	41.80	40.10	.35	42.30	40.80	3	.34	88
10	.70	57.50	54.50	.70	57.50	54.50	.70	58.50	55.50	.70	59.90	57.50	.70	60.60	58.50	3	.38	134
8																4	.43	208
6																4	.48	318
Duplex stranded:																		
14	.35	31.10	29.50	.35	31.10	29.50	.35	31.70	30.00	.35	32.50	31.10	.35	32.80	31.70	3	.32	58
12	.35	40.10	38.00	.35	40.10	38.00	.35	40.80	38.70	.35	41.80	40.10	.35	42.30	40.80	3	.34	88
10	.70	57.50	54.50	.70	57.50	54.50	.70	58.50	55.50	.70	59.90	57.50	.70	60.60	58.50	3	.38	134
8																4	.43	208
6																4	.48	318
Stranded-double braid:																		
14–7	.35	16.20	15.40	.35	16.20	15.40	.35	16.50	15.60	.35	16.90	16.20	.35	17.10	16.50	3	.35	64
12–7	.35	21.50	20.30	.35	21.50	20.30	.35	21.90	20.70	.35	22.40	21.50	.35	22.70	21.90	3	.38	94
10–7	.70	30.70	29.00	.70	30.70	29.00	.70	31.20	29.50	.70	31.90	30.70	.70	32.30	31.20	3	.42	141
8–7																4	.48	224
6–7																4	.54	341
4–7																4	.62	538
2–19	1.50	51.50	48.60	1.50	51.50	48.60	1.50	52.50	49.60	1.50	53.70	51.50	1.50	54.40	52.50	5	.67	814
1–19	1.50	61.50	58.00	1.50	61.50	58.00	1.50	62.60	59.20	1.50	64.10	61.50	1.50	64.90	62.60	5	.73	962
1/0–19	1.50	73.00	68.90	1.50	73.00	68.90	1.50	74.30	70.20	1.50	76.10	73.00	1.50	77.00	74.30	5	.78	1136
2/0–19	1.50	86.50	81.60	1.50	86.50	81.60	1.50	88.00	83.20	1.50	90.20	86.50	1.50	91.30	88.00	6	.85	1340
3/0–19	1.50	102.50	96.80	1.50	102.50	96.80	1.50	104.30	98.60	1.50	106.90	102.50	1.50	108.20	104.30	6	.92	1573
4/0–19	1.50	121.00	114.30	1.50	121.00	114.30	1.50	123.20	116.50	1.50	126.30	121.00	1.50	127.80	123.20	6	1.01	1877
Cir mil sizes:																		
250,000—37	2.75	86.50	81.60	2.75	86.50	81.60	2.75	88.00	83.20	2.75	90.20	86.50	2.75	91.30	88.00	6	1.01	2177
300,000—37	2.75	102.50	96.80	2.75	102.50	96.80	2.75	104.30	98.60	2.75	106.90	102.50	2.75	108.20	104.30	6	1.10	2512
350,000—37	2.75	121.00	114.30	2.75	121.00	114.30	2.75	123.20	116.50	2.75	126.30	121.00	2.75	127.80	123.20	6	1.21	2873
400,000—37	2.75	138.00	130.50	2.75	138.00	130.50	2.75	140.50	132.90	2.75	144.00	138.00	2.75	145.80	140.50	6	1.32	3244
500,000—37	2.75	173.00	163.00	2.75	173.00	163.00	2.75	175.00	166.00	2.75	180.00	173.00	2.75	182.00	175.00	6	1.55	3956
600,000—61	4.00	207.00	196.00	4.00	207.00	196.00	4.00	210.00	199.00	4.00	216.00	207.00	4.00	219.00	210.00	6	1.67	4400
750,000—61	4.00	259.00	245.00	4.00	259.00	245.00	4.00	263.00	249.00	4.00	270.00	259.00	4.00	274.00	263.00	6	1.84	5290
1,000,000—61	4.00	345.00	327.00	4.00	345.00	327.00	4.00	350.00	332.00	4.00	360.00	345.00	4.00	365.00	350.00	6	1.98	6360
1,250,000—91	7.00	432.00	410.00	7.00	432.00	410.00	7.00	438.00	416.00	7.00	450.00	432.00	7.00	456.00	438.00			
1,500,000—91	7.00	518.00	492.00	7.00	518.00	492.00	7.00	525.00	499.00	7.00	540.00	518.00	7.00	547.00	525.00			
1,750,000—127	7.00	605.00	574.00	7.00	605.00	574.00	7.00	613.00	582.00	7.00	630.00	605.00	7.00	638.00	613.00			
2,000,000—127	7.00	691.00	656.00	7.00	691.00	656.00	7.00	700.00	665.00	7.00	720.00	691.00	7.00	730.00	700.00			

[1] See general instructions for explanation of use of these cutting charges.

BRAIDED FIXTURE WIRES

600 VOLT—ALL GRADES—TYPE RF—CODE GRADE

Conductor size—strands	Zone A	Zone B	Zone C	Zone D	Zone E	Data		
	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Rubber wall 64ths	Approx. O. D. inches	Approx. net wgt. per M ft.
Solid-single braid:															
18	$0.35	$6.60	$6.15	$0.35	$6.60	$6.25	$0.35	$6.65	$6.30	$0.35	$6.75	$6.40	$0.35	$8.20	$7.75	16/64″	0.11	9
18	.35	7.10	6.75	.35	7.20	6.85	.35	7.25	6.90	.35	7.35	7.00	.35	8.85	8.35	5/32″	.13	12
16	.35	8.20	7.75	.35	8.30	7.85	.35	8.40	7.95	.35	8.50	8.05	.35	10.35	9.85	3/32″	.14	16
Stranded-single braid:															
18–7	.35	7.30	6.95	.35	7.45	7.05	.35	7.55	7.15	.35	7.60	7.20	.35	8.95	8.45	16/64″	.11	9
18–7	.35	8.00	7.65	.35	8.10	7.65	.35	8.20	7.75	.35	8.30	7.85	.35	9.60	9.10	5/32″	.13	12
16–7	.35	9.10	8.65	.35	9.20	8.75	.35	9.30	8.85	.35	9.45	9.00	.35	11.25	10.70	3/32″	.14	16

ENDURITE HEAT-RESISTANT GRADE

Conductor size—strands	Zone A	Zone B	Zone C	Zone D	Zone E	Data		
	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Charge per cut [1] A	Full coils or reels (assorted as to sizes and colors) B 500′	Full coils or reels (assorted as to sizes and colors) C 1,000′	Rubber wall 64ths	Approx. O. D. inches	Approx. net wgt. per M ft.
Solid-single braid:															
18	$0.35	$7.65	$7.25	$0.35	$7.80	$7.40	$0.35	$7.95	$7.50	$0.35	$8.10	$7.65	$0.35	$8.20	$7.75	16/64″	0.11	9
18	.35	8.40	7.95	.35	8.55	8.10	.35	8.70	8.25	.35	8.85	8.35	.35	10.35	9.85	5/32″	.13	12
16	.35	9.85	9.35	.35	10.00	9.50	.35	10.20	9.70	.35	10.35	9.85	.35	10.55	10.00	3/32″	.14	16
Stranded-single braid:															
18–7	.35	8.65	8.20	.35	8.80	8.30	.35	8.90	8.40	.35	8.95	8.45	.35	8.95	8.45	16/64″	.11	9
18–7	.35	9.30	8.80	.35	9.40	8.90	.35	9.50	9.00	.35	9.60	9.10	.35	9.60	9.10	5/32″	.13	12
16–7	.35	10.90	10.35	.35	11.00	10.45	.35	11.10	10.55	.35	11.25	10.70	.35	11.35	10.80	3/32″	.14	16

[1] See general instructions, for explanation of use of these cutting charges.

Permissible Extra Charges

Cutting charges. Charges, listed under column A for each zone, for cutting to length are to be applied as follows:

Where the total footage of building wire in each single shipment is less than 1,000 feet—price from column B and add column A cutting charge for each length other than 500 feet.

Where the total footage of building wire is more than 1,000 feet—price from column C and add column A cutting charge for each length other than 500 feet (or multiple of 500 feet).

The cutting charges as shown in column A are as follows:

	Per cut
Sizes No. 14 to No. 10 inclusive—braided	$0.35
Sizes No. 8 to No. 2 inclusive—braided	.70
Sizes No. 14 to No. 2 inclusive—leaded	.70
Sizes No. 1 to No. 4/0 inclusive	1.50
Sizes 250,000 CM to 500,000 CM inclusive	2.75
Sizes 600,000 CM to 1,000,000 CM inclusive	4.00
Sizes over 1,000,000 CM	7.00

These cutting charges are list per cut and not per 1,000 feet.

Paralleling charges. Where wires and cables are ordered shipped in parallel lengths, charges may be made for this method of packaging as follows:

	2 lengths parallel	3 lengths parallel	4 lengths parallel
	Per reel	*Per reel*	*Per reel*
Sizes up to No. 1, inclusive	$1.50	$2.00	$2.75
1/0 to 500,000 CM, inclusive	4.75	7.00	9.50
600,000 CM to 1,000,000 CM	6.75	10.00	14.00

These paralleling charges are list.

Freight charges shall be prepaid on shipments of 100 pounds or over made from manufacturer's factory or warehouse to any railroad destination; the prices shall be those which prevail for zone at *Point of delivery*. If Buyer specifies a more expensive method of routing, all excess transportation charges may be billed to the Buyer.

On shipments of less than 100 pounds prices may be f. o. b. factory or warehouse, no freight allowance, and billing will be at prices applying to zone at *point of shipment*.

Express or parcel post shipments may be made at purchaser's request, f. o. b. point of shipment with no freight allowance.

For sizes not listed the price shall be that of next larger size.

Reels shall be paid for (Net, no cash discounts) and if returned in good condition within twelve (12) months freight collect, cheapest possible routing, in lots of 100 pounds or more wherever possible, to destination specified by Seller, full credit shall be allowed.

This amendment shall become effective April 8, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5573; Filed, Apr. 3, 1946; 11:30 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SO 114,[1] Amdt. 5]

ADJUSTABLE PRICING OF CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Supplementary Order 114 is amended in the following respects:

1. Section 3 (b) is amended by adding the following undesignated sentence: "In certain cases where wholesalers and jobbers are required or permitted to base their maximum prices on a supplier's ceiling price, the supplier's price taken for this purpose must not be higher than the one he was finally permitted to charge for the last shipment he made to the wholesaler or jobber prior to the wholesaler's or jobber's delivery under the adjustable pricing provision."

2. Section 3 (f) is added to read as follows:

(f) The adjustable pricing permission of this order is revoked as to sales of textile commodities for the sales of which modified ceiling prices have been established since August 7, 1945 in section 2.7 of Supplementary Regulation 14E, and

[1] 10 F.R. 9875, 11296.

for the supplier's pricing of which, the adjustable pricing permission granted in this order has been revoked.

Item 1 of this amendment shall become effective as of August 7, 1945.

Item 2 of this amendment shall become effective as of March 8, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5579; Filed, Apr. 3, 1946; 11:30 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 294,[1] Amdt. 20]

RETAIL CEILING PRICES FOR KOSHER BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 394 is amended in the following respects:

1. In section 19 (a) the table of prices for "Kosher Beef" is amended to read as follows:

(a) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 1 for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Rib:					
1. 10" steaks or roast	43	40	38	34	30
2. 7" steaks or roast	47	44	41	36	32
3. Short ribs (flanken)	26	26	25	25	21
3a. Rib roast (boneless, rolled)				44	44
Chuck:					
4. Blade pot-roast (also called shoulder pot-roast, bone-in; chuck roast, bone-in)	40	38	36	32	28
5. Blade steak (bone-in)	40	38	36	32	28
6. Boneless chuck	52	49	46	41	37
7. English cut	40	38	35	32	28
8. Arm or chuck pot-roast (bone-in)	40	38	36	32	28
9. Arm or chuck steak (bone-in)	40	38	36	32	28
10. Boneless neck	40	38	36	32	28
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1.27	1.27	1.27		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckel, boneless)	43	43	38	38	31
13. Brisket, (bone-in) (also called breast flanken, bone-in)	34	34	30	30	26
14. Cooked corned beef brisket (bone-less) (deckle off)	16	16	91	91	
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	26	26	25	25	21
16. Boneless plate (also called plate flanken or long bone flanken (boneless)	32	32	30	30	26
Shank:					
17. Shank (bone-in)	25	25	25	25	21
18. Shank (boneless)	34	34	34	34	30
Ground beef (including skirt steak)	39	39	39	39	39

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Rib:					
1. 10" steaks or roast	41	39	36	32	28
2. 7" steaks or roast	46	43	40	35	31
3. Short ribs (flanken)	25	25	23	23	19
3a. Rib roast (boneless, rolled)				43	43
Chuck:					
4. Blade pot-roast (also called shoulder pot-roast, bone-in; chuck roast, bone-in)	39	37	35	31	27
5. Blade steak (bone-in)	39	37	35	31	27
6. Boneless chuck	50	47	44	40	36
7. English cut	39	37	35	31	27
8. Arm or chuck pot-roast (bone-in)	39	37	35	31	27
9. Arm or chuck steak (bone-in)	39	37	35	31	27
10. Boneless neck	39	37	35	31	27
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1.21	1.21	1.21		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	41	41	36	36	32
13. Brisket (bone-in) (also called breast flanken, bone-in)	32	32	28	28	24
14. Cooked corned beef brisket (boneless) (deckle off)	93	93	88	88	
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	25	25	23	23	19
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	30	30	28	28	24
Shank:					
17. Shank (bone-in)	24	24	24	24	20
18. Shank (boneless)	32	32	32	32	28
Ground beef (including skirt steak)	37	37	37	37	37
Wholesale cuts:					
19. Rib (whole)	29	28	26	23	19
20. Chuck (whole)	24	23	22	19	15
21. Brisket (whole)	20	20	18	18	14
22. Plate (whole)	18	18	17	17	13
23. Shank (whole)	15	15	15	15	11

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

2. In section 19 (b) the table of prices for "Kosher Beef" is amended to read as follows:

(b) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 2, for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Rib:					
1. 10" steaks or roast	41	39	36	32	28
2. 7" steaks or roast	46	43	40	35	31
3. Short ribs (flanken)	25	25	23	23	19
3a. Rib roast (boneless, rolled)				43	43
Chuck:					
4. Blade pot-roast (also called shoulder pot-roast, bone-in; chuck roast, bone-in)	39	37	35	31	27
5. Blade steak (bone-in)	39	37	35	31	27
6. Boneless chuck	50	47	44	40	36
7. English cut	39	37	35	31	27
8. Arm or chuck pot-roast (bone-in)	39	37	35	31	27
9. Arm or chuck steak (bone-in)	39	37	35	31	27
10. Boneless neck	39	37	35	31	27
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1.21	1.21	1.21		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	41	41	36	36	32
13. Brisket (bone-in) (also called breast flanken, bone-in)	32	32	28	28	24
14. Cooked corned beef brisket (boneless) (deckle off)	93	93	88	88	
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	25	25	23	23	19
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	30	30	28	28	24
Shank:					
17. Shank (bone-in)	24	24	24	24	20
18. Shank (boneless)	33	33	33	33	29
Ground beef (including skirt steak)	38	38	38	38	38
Wholesale cuts:					
19. Rib (whole)	29	28	26	23	19
20. Chuck (whole)	25	23	22	20	16
21. Brisket (whole)	20	20	18	18	14
22. Plate (whole)	18	18	17	17	13
23. Shank (whole)	16	16	16	16	12

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

3. In section 19 (c) the table of prices for "Kosher Beef" is amended to read as follows:

(c) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 3 for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Rib:					
1. 10" steak or roast	40	38	35	31	27
2. 7" steak or roast	45	42	38	33	29
3. Short ribs (flanken)	24	24	22	22	18
3a. Rib roast (boneless rolled)				41	41
Chuck:					
4. Blade pot-roast (also called shoulder pot-roast; bone-in; chuck roast, bone-in)	38	36	33	30	26
5. Blade steak (bone-in)	38	36	33	30	26
6. Boneless chuck	49	46	43	38	34
7. English cut	38	36	33	30	26
8. Arm or chuck pot-roast (bone-in)	38	36	33	30	26
9. Arm or chuck steak (bone-in)	38	36	33	30	26
10. Boneless neck	38	36	33	30	26
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1.12	1.12	1.12		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckel, boneless)	40	40	34	34	30
13. Brisket, (bone-in) (also called breast flanken bone-in)	31	31	27	27	23
14. Cooked corned beef brisket (boneless) (deckel off)	88	88	83	83	
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	24	24	22	22	18
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	29	29	27	27	23
Shank:					
17. Shank (bone-in)	23	23	23	23	19
18. Shank (boneless)	31	31	31	31	27
Ground beef (including skirt steak)	36	36	36	36	36
Wholesale cuts:					
19. Rib (whole)	28	27	25	22	18
20. Chuck (whole)	24	22	21	19	15
21. Brisket (whole)	20	20	17	17	13
22. Plate (whole)	17	17	16	16	12
23. Shank (whole)	15	15	15	15	11

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

4. In section 19 (d) the table of prices for "Kosher Beef" is amended to read as follows:

(d) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 4, for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Rib:					
1. 10" steak or roast	40	38	35	31	27
2. 7" steak or roast	45	42	38	33	29
3. Short ribs (flanken)	24	24	22	22	18
3a. Rib roast (boneless rolled)				42	42
Chuck:					
4. Blade pot roast (also called shoulder pot roast; bone-in; chuck roast bone-in)	38	36	34	30	26
5. Blade steak (bone-in)	38	36	34	30	26
6. Boneless chuck	49	46	43	39	35
7. English cut	38	36	34	30	26
8. Arm or chuck pot roast (bone-in)	38	36	34	30	26
9. Arm or chuck steak (bone-in)	38	36	34	30	26
10. Boneless Neck	38	36	34	30	26
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1.17	1.17	1.17		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	40	40	35	35	31

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

5. In section 19 (e) the table of prices for "Kosher Beef" is amended to read as follows:

(e) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 5, for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Rib:					
1. 10" Steak or Roast	40	39	36	32	28
2. 7" Steak or Roast	45	42	39	34	30
3. Short ribs (flanken)	24	24	23	23	19
3a. Rib roast (boneless rolled)				42	42
Chuck:					
4. Blade pot roast (also called shoulder pot roast; bone-in; chuck roast bone-in)	38	36	34	30	26
5. Blade steak (bone-in)	38	36	34	30	26
6. Boneless chuck	49	46	43	39	35
7. English cut	38	36	34	30	26
8. Arm or chuck pot roast (bone-in)	38	36	34	30	26
9. Arm or chuck steak (bone-in)	38	36	34	30	26
10. Boneless Neck	38	36	34	30	26
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1.17	1.17	1.17		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	40	40	35	35	31

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Chuck:					
9. Arm or chuck steak (bone-in)	38	36	33	30	26
10. Boneless neck	38	36	33	30	26
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1.12	1.12	1.12		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	40	40	34	34	30
13. Brisket, (bone-in) (also called breast flanken bone-in)	31	31	27	27	23
14. Cooked corned beef brisket (boneless) (deckel off)	88	88	83	83	
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	24	24	22	22	18
16. Boneless plate (also called plate flanken or long bone flanken)	29	29	27	27	23
Shank:					
17. Shank (bone-in)	23	23	23	23	19
18. Shank (boneless)	31	31	31	31	27
Ground beef (including skirt steak)	36	36	36	36	36
Wholesale cuts:					
19. Rib (whole)	28	27	25	22	18
20. Chuck (whole)	24	22	21	19	15
21. Brisket (whole)	20	20	17	17	13
22. Plate (whole)	17	17	16	16	12
23. Shank (whole)	15	15	15	15	11

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

6. In section 19 (f) the table of prices for "Kosher Beef" is amended to read as follows:

(f) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 6, for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Brisket:					
13. Brisket (bone-in) (also called breast flanken, bone-in)	31	31	28	28	24
14. Cooked corned beef brisket (boneless) deckle off	90	90	85	85	
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	24	24	23	23	19
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	29	29	28	28	24
Shank:					
17. Shank (bone-in)	23	23	23	23	19
18. Shank (boneless)	32	32	32	32	28
Ground beef (including skirt steak)	37	37	37	37	37
Wholesale cuts:					
19. Rib (whole)	29	27	25	22	18
20. Chuck (whole)	24	23	21	19	15
21. Brisket (whole)	20	20	18	18	14
22. Plate (whole)	17	17	16	16	12
23. Shank (whole)	15	15	15	15	11

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

7. In section 19 (g) the table of prices for "Kosher Beef" is amended to read as follows:

(g) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 7 for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Shank:					
17. Shank (bone-in)	24	24	24	24	20
18. Shank (boneless)	32	32	32	32	28
Ground beef (including skirt steak)	37	37	37	37	37
Wholesale cuts:					
19. Rib (whole)	29	28	26	23	19
20. Chuck (whole)	24	23	22	19	15
21. Brisket (whole)	20	20	18	18	14
22. Plate (whole)	18	18	17	17	13
23. Shank (whole)	15	15	15	15	11

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

8. In section 19 (h) the table of prices for "Kosher Beef" is amended to read as follows:

(h) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 8 South, for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D
1. Kosher beef					
Rib:					
1. 10" steak or roast	42	40	37	33	29
2. 7" steak or roast	46	44	40	35	31
3. Short rib (flanken)	25	25	24	24	20
3a. Rib roast (boneless, rolled)				43	43
Chuck:					
4. Blade pot roast (also called shoulder pot roast bone-in; chuck roast bone-in)	40	37	35	31	27
5. Blade steak (bone-in)	40	37	35	31	27
6. Boneless chuck	51	48	45	40	36
7. English cut	40	37	35	31	27
8. Arm or chuck pot roast (bone-in)	40	37	35	31	27
9. Arm or chuck steak (bone-in)	40	37	35	31	27
10. Boneless neck	40	37	35	31	27
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1. 23	1. 23	1. 23		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	42	42	37	37	33
13. Brisket (bone-in) (also called breast flanken, bone-in)	33	33	29	29	25
14. Cooked corned beef brisket (boneless) (deckle off)	94	94	89	89	
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	25	25	24	24	20
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	31	31	29	29	25
Shank:					
17. Shank (bone-in)	24	24	24	24	20
18. Shank (boneless)	33	33	33	33	29
Ground beef (including skirt steak)	38	38	38	38	38
Wholesale cuts:					
19. Rib (whole)	30	28	26	23	19
20. Chuck (whole)	25	24	22	20	16
21. Brisket (whole)	21	21	18	18	14
22. Plate (whole)	18	18	17	17	13
23. Shank (whole)	16	16	16	16	12

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

9. In section 19 (i) the table of prices for "Kosher Beef" is amended to read as follows:

(i) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 8 North, for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D
1. Kosher beef					
Rib:					
1. 10" steak or roast	42	40	37	33	29
2. 7" steak or roast	46	44	40	35	31
3. Short ribs (flanken)	25	25	24	24	20
3a. Rib roast (boneless, rolled)				43	43
Chuck:					
4. Blade pot roast (also called shoulder pot roast; bone-in; chuck roast; bone in)	40	38	35	32	28
5. Blade steak bone-in	40	38	35	32	28
6. Boneless chuck	51	48	45	41	37
7. English cut	40	38	35	32	28
8. Arm or chuck pot roast bone-in	40	38	35	32	28
9. Arm or chuck steak (bone-in)	40	38	35	32	28
10. Boneless neck	40	38	35	32	28
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1. 25	1. 25	1. 25		

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D
1. Kosher beef					
Chuck:					
4. Blade pot roast (also called shoulder pot roast bone-in; chuck roast bone-in)	40	37	35	31	27
5. Blade steak (bone-in)	40	37	35	31	27
6. Boneless chuck	51	48	45	40	36
7. English cut	40	37	35	31	27
8. Arm or chuck pot roast (bone-in)	40	37	35	31	27
9. Arm or chuck steak (bone-in)	40	37	35	31	27
10. Boneless neck	40	37	35	31	27
11. Pastrami (shoulder clod; chuck roll, plate corner piece)	1. 23	1. 23	1. 23		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	42	42	37	37	33
13. Brisket (bone-in) (also called breast flanken, bone-in)	33	33	29	29	25
14. Cooked corned beef brisket (boneless) (deckle off)	94	94	89	89	
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	25	25	24	24	20
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	31	31	29	29	25
Shank:					
17. Shank (bone-in)	24	24	24	24	20
18. Shank (boneless)	33	33	33	33	29
Ground beef (including skirt steak)	38	38	38	38	38
Wholesale cuts:					
19. Rib (whole)	30	28	26	23	19
20. Chuck (whole)	25	24	22	20	16
21. Brisket (whole)	21	21	18	18	14
22. Plate (whole)	18	18	17	17	13
23. Shank (whole)	16	16	16	16	12

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

10. In section 19 (j) the table of prices for "Kosher Beef" is amended to read as follows:

(j) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 9 South, for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D
1. Kosher beef					
Rib:					
1. 10" steak or roast	42	40	37	33	29
2. 7" steak or roast	46	44	40	35	31
3. Short rib (flanken)	26	26	24	24	20
3a. Rib roast (boneless rolled)				44	44
Chuck:					
4. Blade pot roast (also called shoulder pot roast, bone-in, chuck roast, bone-in)	42	40	37	34	30
5. Blade steak (bone-in)	42	40	37	34	30
6. Boneless chuck	54	51	48	43	39
7. English cut	42	40	37	34	30
8. Arm or chuck pot roast (bone-in)	42	40	37	34	30
9. Arm or chuck steak (bone-in)	42	40	37	34	30
10. Boneless neck	42	40	37	34	30
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1. 31	1. 31	1. 31		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	45	45	40	40	36
13. Brisket (bone-in) (also called breast flanken, bone-in)	35	35	31	31	27
14. Cooked corned beef brisket (boneless) (deckle off)	1. 02	1. 02	97	97	
Plate:					
15. Plate (bone-in) (also called flanken or long bone flanken)	28	28	26	26	22
16. Boneless plate (also called plate flanken or long bone flanken)	34	34	32	32	28

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D
1. Kosher Beef					
Brisket:					
12. Boneless brisket (also called breast of beef, boneless, breast deckle, boneless)	43	43	37	37	33
13. Brisket (bone-in) (also called breast flanken, bone-in)	33	33	29	29	25
14. Cooked corned beef brisket (boneless) (deckle off)	95	95	90	90	
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	26	26	24	24	20
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	31	31	29	29	25
Shank:					
17. Shank (bone-in)	25	25	25	25	21
18. Shank (boneless)	34	34	34	34	30
Ground beef (including skirt steak)	39	39	39	39	39
Wholesale cuts:					
19. Rib (whole)	30	28	26	24	20
20. Chuck (whole)	25	24	22	20	16
21. Brisket (whole)	21	21	19	19	15
22. Plate (whole)	18	18	18	18	14
23. Shank (whole)	16	16	16	16	12

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

11. In section 19 (k) the table of prices for "Kosher Beef" is amended to read as follows:

(k) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 9 North, for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D
1. Kosher beef					
Rib:					
1. 10" steak or roast	44	42	39	35	31
2. 7" steak or roast	48	46	42	37	33
3. Short rib (flanken)	28	28	26	26	22
3a. Rib roast (boneless rolled)				47	47
Chuck:					
4. Blade pot roast (also called shoulder pot roast, bone-in; chuck roast, bone-in)	42	40	37	34	30
5. Blade steak (bone-in)	42	40	37	34	30
6. Boneless chuck	54	51	48	43	39
7. English cut	42	40	37	34	30
8. Arm or chuck pot roast (bone-in)	42	40	37	34	30
9. Arm or chuck steak (bone-in)	42	40	37	34	30
10. Boneless neck	42	40	37	34	30
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1. 31	1. 31	1. 31		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	45	45	40	40	36
13. Brisket (bone-in) (also called breast flanken, bone-in)	35	35	31	31	27
14. Cooked corned beef brisket (boneless) (deckle off)	1. 02	1. 02	97	97	
Plate:					
15. Plate (bone-in) (also called flanken or long bone flanken)	28	28	26	26	22
16. Boneless plate (also called plate flanken or long bone flanken)	34	34	32	32	28

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D
1. Kosher beef					
Shank:					
17. Shank (bone-in)	27	27	27	27	23
18. Shank (boneless)	37	37	37	37	33
Ground beef (including skirt steak)	42	42	42	42	42
Wholesale cuts:					
19. Rib (whole)	31	29	27	24	20
20. Chuck (whole)	26	24	23	21	17
21. Brisket (whole)	22	22	19	19	15
22. Plate (whole)	19	19	18	18	14
23. Shank (whole)	17	17	17	17	13

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

12. In section 19 (l) the table of prices for "Kosher Beef" is amended to read as follows:

(l) *Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 10, for kosher retailers.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D
1. Kosher beef					
Rib:					
1. 10" steak or roast	43	40	38	34	30
2. 7" steak or roast	47	44	41	36	32
3. Short ribs (flanken)	26	26	25	25	21
3a. Rib roast (boneless, rolled)				44	44
Chuck:					
4. Blade pot roast (also called shoulder pot roast bone-in; chuck roast (bone-in)	40	38	36	32	28
5. Blade steak (bone-in)	40	38	36	32	28
6. Boneless chuck	52	49	46	41	37
7. English cut	40	38	36	32	28
8. Arm or chuck pot roast (bone-in)	40	38	36	32	28
9. Arm or chuck steak (bone-in)	40	38	36	32	28
10. Boneless neck	40	38	36	32	28
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	1. 27	1. 27	1. 27		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	43	43	38	38	34
13. Brisket (bone-in) (also called breast flanken bone-in)	34	34	30	30	26
14. Cooked corned beef brisket (boneless) (deckle off)	96	96	91	91	
Plate:					
15. Plate (bone-in) (also called flanken or long bone flanken)	26	26	25	25	21
16. Boneless plate (also called plate flanken or long bone flanken) boneless	32	32	30	30	26
Shank:					
17. Shank (bone-in)	25	25	25	25	21
18. Shank (boneless)	34	34	34	34	30
Ground beef (including skirt steak)	39	39	39	39	39
Wholesale cuts:					
19. Rib (whole)	30	29	27	24	20
20. Chuck (whole)	26	24	23	20	16
21. Brisket (whole)	21	21	19	19	15
22. Plate (whole)	19	19	18	18	14
23. Shank (whole)	16	16	16	16	12

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

12a. In section 22 (a) in the table of prices the items listed below are amended to read as follows:

(a) *Retail ceiling prices for kosher beef variety meats and edible by-products: fresh, cured and frozen.*

[Cents per pound]

Beef	Zone 1	Zone 2	Zone 3 and 4	Zone 5
Livers, unblemished	54	53	52	52
Livers, blemished	48	47	46	46

Beef	Zone 6	Zone 7	Zone 8	Zone 9	Zone 10
Livers, unblemished	53	53	53	54	54
Livers, blemished	46	47	47	48	48

13. In section 24 (a) the table of prices for "Kosher Beef" is amended to read as follows:

(a) *Retail ceiling prices on specially authorized sales to kosher eating places or other kosher retailers—Zone 1.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D
1. Kosher beef					
Rib:					
1. 10" steaks or roast	32	30	28	25	21
2. 7" steaks or roast	35	33	31	27	23
3. Short ribs (flanken)	20	20	18	18	14
3a. Rib roast (boneless, rolled)				33	33
Chuck:					
4. Blade pot-roast (also shoulder pot-roast, bone-in; chuck roast, bone-in)	30	28	27	24	20
5. Blade steak (bone-in)	30	28	27	24	20
6. Boneless chuck	38	36	34	30	26
7. English cut	30	28	27	24	20
8. Arm or chuck pot-roast (bone-in)	30	28	27	24	20
9. Arm or chuck steak (bone-in)	30	28	27	24	20
10. Boneless neck	30	28	27	24	20
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	94	94	94		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	32	32	28	28	24
13. Brisket (bone-in) (also called breast flanken, bone-in)	25	25	22	22	18
14. Cooked corned beef brisket (boneless) (deckle off)	82	82	77	77	
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	20	20	19	19	15
16. Boneless plate (also called plate flanken or long bone flanken boneless)	24	24	23	23	19
Shank:					
17. Shank (bone-in)	19	19	19	19	15
18. Shank (boneless)	26	26	26	26	22
Ground beef (including skirt steak)	29	29	29	29	29
Wholesale cuts:					
19. Rib (whole)	28	26	25	22	18
20. Chuck (whole)	24	22	21	19	15
21. Brisket (whole)	20	20	18	18	14
22. Plate (whole)	17	17	16	16	12
23. Shank (whole)	15	15	15	15	11

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

14. In section 24 (b) the table of prices for "Kosher Beef" is amended to read as follows:

(b) *Retail ceiling prices on specially authorized sales to kosher eating places or other kosher retailers—Zone II.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D
1. Kosher beef					
Rib:					
1. 10" Steak or roast	31	29	27	24	20
2. 7" Steak or roast	34	32	29	26	22
3. Short ribs (flanken)	18	18	17	17	13
3a. Rib roast (boneless rolled)				31	31
Chuck:					
4. Blade pot roast (also called shoulder pot roast; bone-in; chuck roast; bone-in)	29	27	25	23	19
5. Blade steak (bone-in)	29	27	25	23	19
6. Boneless chuck	37	35	32	29	25
7. English cut	29	27	25	23	19
8. Arm or chuck pot roast (bone-in)	29	27	25	23	19
9. Arm or chuck steak (bone-in)	29	27	25	23	19
10. Boneless neck	29	27	25	23	19
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	90	90	90		
Brisket:					
12. Boneless brisket (also called breast of beef, boneless) breast deckle, (boneless)	30	30	26	26	22
13. Brisket, (bone-in) (also called breast flanken, bone-in)	24	24	21	21	17
14. Cooked corned beef brisket (boneless) (deckle off)	78	78	74	74	
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	19	19	17	17	13
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	22	22	21	21	17
Shank:					
17. Shank (bone-in)	18	18	18	18	14
18. Shank (boneless)	24	24	24	24	20
Ground Beef (including skirt steak)	28	28	28	28	28
Wholesale cuts:					
19. Rib (whole)	27	26	24	21	17
20. Chuck (whole)	23	21	20	18	14
21. Brisket (whole)	19	19	17	17	13
22. Plate (whole)	16	16	16	16	12
23. Shank (whole)	14	14	14	14	10

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

15. In section 24 (c) the table of prices for "Kosher Beef" is amended to read as follows:

(c) *Retail ceiling prices on specially authorized sales to kosher eating places or other kosher retailers—Zone III.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D
1. Kosher beef					
Rib:					
1. 10" steaks or roast	29	28	26	23	19
2. 7" steaks or roast	32	31	28	25	21
3. Short ribs (flanken)	17	17	16	16	12
3a. Rib roast (boneless, rolled)				29	29

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Chuck:					
4. Blade pot roast (also shoulder pot roast, bone-in; chuck roast, bone-in)	28	26	24	22	18
5. Blade steak (bone-in)	28	26	24	22	18
6. Boneless chuck	35	33	31	27	23
7. English cut	28	26	24	22	18
8. Arm or chuck pot roast (bone-in)	28	26	24	22	18
9. Arm or chuck steak (bone-in)	28	26	24	22	18
10. Boneless neck	28	26	24	22	18
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	84	84	84	----	----
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless	29	29	25	25	21
13. Brisket (bone-in) (also breast flanken, bone-in)	22	22	20	20	16
14. Cooked corned beef brisket (boneless) deckle off	74	74	70	70	----
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	17	17	16	16	12
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	21	21	20	20	16
Shank:					
17. Shank (bone-in)	17	17	17	17	13
18. Shank (boneless)	22	22	22	22	18
Ground beef (including skirt steak)	26	26	26	26	26
Wholesale cuts:					
19. Rib (whole)	26	25	23	20	16
20. Chuck (whole)	22	21	19	17	13
21. Brisket (whole)	18	18	16	16	12
22. Plate (whole)	16	16	15	15	11
23. Shank (whole)	13	13	13	13	9

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

16. In section 24 (d) the table of prices for "Kosher Beef" is amended to read as follows:

(d) *Retail ceiling prices on specially authorized sales to kosher eating places or other kosher retailers—Zone IV.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Rib:					
1. 10" steaks or roast	29	28	26	23	19
2. 7" steaks or roast	32	31	28	25	21
3. Short ribs (flanken)	17	17	16	16	12
3a. Rib roast (boneless, rolled)	----	----	----	29	29
Chuck:					
4. Blade pot-roast (also called shoulder pot-roast, bone-in, chuck roast, bone-in)	28	26	24	22	18
5. Blade steak (bone-in)	28	26	24	22	18
6. Boneless chuck	35	34	31	27	23
7. English cut	28	26	24	22	18
8. Arm or chuck pot-roast (bone-in)	28	26	24	22	18
9. Arm or chuck steak (bone-in)	28	26	24	22	18
10. Boneless neck	28	26	24	22	18
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	84	84	84	----	----
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless	29	29	25	25	21
13. Brisket (bone-in) (also breast flanken, bone-in)	22	22	20	20	16
14. Cooked corned beef brisket (boneless) (deckle off)	74	74	70	70	----
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	17	17	16	16	12
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	21	21	20	20	16
Shank:					
17. Shank (bone-in)	17	17	17	17	13
18. Shank (boneless)	22	22	22	22	18
Ground beef (including skirt steak)	26	26	26	26	26
Wholesale cuts:					
19. Rib (whole)	26	25	23	20	16
20. Chuck (whole)	22	21	19	17	13
21. Brisket (whole)	18	18	16	16	12
22. Plate (whole)	16	16	15	15	11
23. Shank (whole)	13	13	13	13	9

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

17. In section 24 (e) the table of prices for "Kosher Beef" is amended to read as follows:

(e) *Retail ceiling prices on specially authorized sales to kosher eating places or other kosher retailers—Zone V.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	29	29	25	25	21
13. Brisket (bone-in) (also called breast flanken bone-in)	22	22	20	20	16
14. Cooked corned beef brisket (boneless) (deckle off)	74	74	70	70	----
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	17	17	16	16	12
16. Boneless plate (also called plate flanken or long bone flanken, boneless)	21	21	20	20	16
Shank:					
17. Shank (bone-in)	17	17	17	17	13
18. Shank (boneless)	22	22	22	22	18
Ground beef (including skirt steak)	26	26	26	26	26
Wholesale cuts:					
19. Rib (whole)	26	25	23	20	16
20. Chuck (whole)	22	21	19	17	13
21. Brisket (whole)	18	18	16	16	12
22. Plate (whole)	16	16	15	15	11
23. Shank (whole)	13	13	13	13	9

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

18. In section 24 (f) the table of prices for "Kosher Beef" is amended to read as follows:

(f) *Retail ceiling prices on specially authorized sales to kosher eating prices or other kosher retailers—Zone VI.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Rib:					
1. 10" steak or roast	31	29	27	24	20
2. 7" steak or roast	33	31	29	25	21
3. Short ribs (flanken)	18	18	17	17	13
3a. Rib roast (boneless rolled)	----	----	----	30	30
Chuck:					
4. Blade pot roast (also called shoulder pot roast bone-in; chuck roast bone-in)	28	27	25	22	18
5. Blade steak (bone-in)	28	27	25	22	18
6. Boneless chuck	36	34	32	29	24
7. English cut	28	27	25	22	18
8. Arm or chuck pot roast bone-in	28	27	25	22	18
9. Arm or chuck steak bone-in	28	27	25	22	18
10. Boneless neck	28	27	25	22	18
11. Pastrami (shoulder clod, chuck roll plate corner piece)	89	89	89	----	----
Brisket:					
12. Boneless brisket (also called breast of beef boneless) (breast deckle boneless)	30	30	26	26	22
13. Brisket (bone-in) (also called breast flanken bone-in)	23	23	20	20	16
14. Cooked corned beef brisket (boneless) (deckle off)	77	77	73	73	----
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	18	18	17	17	13
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	22	22	21	21	17
Shanks:					
17. Shank (bone-in)	17	17	17	17	13
18. Shank (boneless)	23	23	23	23	19
Ground beef (including skirt steak)	27	27	27	27	27
Wholesale cuts:					
19. Rib (whole)	27	25	23	21	17
20. Chuck (whole)	22	21	20	18	14
21. Brisket (whole)	18	18	16	16	12
22. Plate (whole)	16	16	15	15	11
23. Shank (whole)	14	14	14	14	10

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

19. In section 24 (g) the table of prices for "Kosher" is amended to read as follows:

(g) *Retail ceiling prices on specially authorized sales to Kosher eating places or Other Kosher retailers—Zone VII.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher Beef					
Rib:					
1. 10" steak or roast	31	29	27	24	20
2. 7" steak or roast	34	32	29	26	22
3. Short ribs (flanken)	18	18	17	17	13
3a. Rib roast (boneless rolled)	----	----	----	31	31
Chuck:					
4. Blade pot roast (also called shoulder pot roast bone in, chuck roast bone in)	29	27	25	23	19
5. Blade steak (bone in)	29	27	25	23	19
6. Boneless chuck	37	35	32	29	25
7. English cut	29	27	25	23	19
8. Arm or chuck pot roast bone in	29	27	25	23	19
9. Arm or chuck steak (bone in)	29	27	25	23	19
10. Boneless neck	29	27	25	23	19
11. Pastrami (shoulder clod chuck roll plate corner piece)	90	90	90	----	----
Brisket:					
12. Boneless brisket (also called breast of beef boneless breast deckle boneless)	30	30	26	26	22
13. Brisket (bone-in) (also called breast flanken bone in)	24	24	21	21	17
14. Cooked corned beef brisket (boneless) (deckle off)	78	78	74	74	----
Plate:					
15. Plate (bone in) (also called plate flanken or long bone flanken)	19	19	17	17	13
16. Boneless plate (also called plate flanken or long bone flanken boneless)	22	22	21	21	17
Shank:					
17. Shank (bone-in)	18	18	18	18	14
18. Shank (boneless)	24	24	24	24	20
Ground beef (including skirt steak)	28	28	28	28	28
Wholesale cuts:					
19. Rib (whole)	27	26	24	21	17
20. Chuck (whole)	23	22	20	18	14
21. Brisket (whole)	19	19	17	17	13
22. Plate (whole)	17	17	16	16	12
23. Shanks (whole)	15	15	15	15	11

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

21. In section 24 (i) the table of prices for "Kosher Beef" is amended to read as follows:

(i) *Retail ceiling prices on specially authorized sales to kosher eating places or other kosher retailers—Zone VIII South.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Rib:					
1. 10" steak or roast	31	29	27	24	20
2. 7" steak or roast	34	32	30	26	22
3. Short rib (flanken)	19	19	18	18	14
3a. Rib roast (boneless, rolled)	----	----	----	31	31
Chuck:					
4. Blade pot roast (also called shoulder pot roast, bone-in; chuck roast, bone-in)	29	28	26	23	19
5. Blade steak (bone-in)	29	28	26	23	19
6. Boneless chuck	37	35	33	29	25
7. English cut	29	28	26	23	19
8. Arm or chuck pot roast (bone-in)	29	28	26	23	19
9. Arm or chuck steak (bone-in)	29	28	26	23	19
10. Boneless neck	29	28	26	23	19
11. Pastrami (shoulder clod, chuck roll, plate corner piece)	92	92	92	----	----
Brisket:					
12. Boneless brisket (also called breast of beef boneless; breast deckle, boneless)	31	31	27	27	23
13. Brisket (bone-in) (also breast flanken bone-in)	24	24	21	21	17
14. Cooked corned beef brisket (boneless) (deckle off)	80	80	75	75	----
Plate:					
15. Plate (bone in) (also called plate flanken or long bone flanken)	19	19	18	18	14
16. Boneless plate (also called plate flanken or long bone flanken, boneless)	23	23	22	22	18
Shank:					
17. Shank (bone-in)	18	18	18	18	14
18. Shank (boneless)	25	25	25	25	21
Ground beef (including skirt steak)	28	28	28	28	28
Wholesale cuts:					
19. Rib (whole)	27	26	24	21	17
20. Chuck (whole)	23	22	20	18	14
21. Brisket (whole)	19	19	17	17	13
22. Plate (whole)	17	17	16	16	12
23. Shank (whole)	15	15	15	15	11

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

22. In section 24 (j) the table of prices for "Kosher Beef" is amended to read as follows:

(j) *Retail ceiling prices on specially authorized sales to kosher eating places or other kosher retailers—Zone IX North.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	31	31	27	27	23
13. Brisket (bone-in) (also breast flanken, bone-in)	24	24	21	21	17
14. Cooked corned beef brisket (boneless) (deckle off)	80	80	75	75	----
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	19	19	18	18	14
16. Boneless plate (also called plate flanken or long bone flanken boneless)	23	23	22	22	18
Shank:					
17. Shank (bone-in)	18	18	18	18	14
18. Shank (boneless)	25	25	25	25	21
Ground beef (including skirt steak)	28	28	28	28	28
Wholesale cuts:					
19. Rib (whole)	27	26	24	21	17
20. Chuck (whole)	23	22	20	18	14
21. Brisket (whole)	19	19	17	17	13
22. Plate (whole)	17	17	16	16	12
23. Shank (whole)	15	15	15	15	11

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

20. In section 24 (h) the table of prices for "Kosher Beef" is amended to read as follows:

(h) *Retail ceiling prices on specially authorized sales to kosher eating places or other kosher retailers—Zone VIII North.*

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Rib:					
1. 10" steak or roast	31	29	27	24	20
2. 7" steak or roast	34	32	30	26	22
3. Short Ribs (flanken)	19	19	18	18	14
3a. Rib roast (boneless rolled)	----	----	----	31	31

[Cents per pound]

Cuts of meat	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Rib:					
1. 10" steak or roast	33	32	30	27	23
2. 7" steak or roast	36	34	32	28	24
3. Short ribs (flanken)	21	21	20	20	16
3a. Rib roast (boneless rolled)	----	----	----	34	34
Chuck:					
4. Blade pot roast (also called shoulder pot roast) (bone-in) (chuck roast) (bone-in)	32	30	28	26	22
5. Blade steak (bone-in)	32	30	28	26	22
6. Boneless chuck	40	38	35	32	28
7. English cut	32	30	28	26	22
8. Arm or chuck pot roast (bone-in)	32	30	28	26	22
9. Arm or chuck steak (bone-in)	32	30	28	26	22
10. Boneless neck	32	30	28	26	22
11. Pastrami (shoulder clod, chuck roll plate, corner piece)	97	97	97	----	----
Brisket:					
12. Boneless brisket (also called breast of beef boneless) (breast deckle boneless)	34	34	30	30	26
13. Brisket (bone-in) (also called breast flanken bone-in)	27	27	24	24	20
14. Cooked corned beef brisket (boneless) (deckle off)	87	87	83	83	----
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	21	21	20	20	16
16. Boneless plate (also called plate flanken or long bone flanken) (boneless)	26	26	24	24	20

This amendment will become effective April 8, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5576; Filed, Apr. 3, 1946; 11:29 a. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 21]

MAHOGANY LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is amended, as follows:

In section 3.1 (a) a new subparagraph (4) is added to read as follows:

(4) If a seller who made sales of the grades of mahogany lumber listed in subparagraph (1) in the period March 1942 through August 1945 can not determine a maximum price under subparagraph (1) for an item of mahogany lumber of one of the grades listed in that subparagraph, the seller, making a sale of such item (referred to below as special item), shall apply to the Lumber Branch of the Office of Price Administration, Washington 25, D. C. for approval of a maximum price. In his application, the seller shall show the maximum price which he can establish under subparagraph (1) above of the item most nearly comparable to the special item and also the price differential between that comparable item and the special item which he maintained in March 1942, or in the month most nearly preceding March 1942 when he had sales of both of those items, or, if the seller did not make sales of these items in March 1942 or in any month prior to that month, he must show the price differential which he would have maintained between the two items in March 1942 if he had made such sales.

The seller shall report his requested price in his application, together with an explanation of how he has determined the price. The price shall be one which is in appropriate relationship to the most comparable standard item determined from an examination of the data submitted by the seller and from such other data as may be available to the Office of Price Administration. A maximum price duly approved by the Office of Price Administration for a seller for a special item shall apply to subsequent sales by that seller of the indentical item of mahogany lumber, unless the Office of Price Administration limits the applicability of the approved price in some manner.

If, within 30 days of the receipt of the application by the Lumber Branch of the Office of Price Administration, that Office does not transmit a disapproval of the price requested by the seller on the application, that requested price may be deemed approved, but such approval shall be applicable only to the one specific order and only to the quantity of the special item contained in that order on the date of the application.

Prior to the approval of the Office of Price Administration of the maximum price for the special item covered by this subparagraph, the seller shall not make any collections on account of the sales price of the special item. However, the seller may proceed with the delivery of the special item using the requested price as a tentative maximum price, but all quotations, contracts and invoices must notify the buyer that the price is subject to approval by the Office of Price Administration within the 30 day period described above.

This amendment becomes effective April 8, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5572; Filed, Ap. 3, 1946; 11:29 a. m.]

[1] 10 F.R. 1154, 2026, 2161, 2432, 2618, 3551, 4107, 4620.

[Cents per pound]

Cuts of meat	Grades AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
I. Kosher beef					
Brisket:					
12. Boneless brisket (also called breast of beef, boneless) (breast flank in bone-in)	32	32	26	26	24
13. Brisket (bone-in) (also called breast flanken bone-in)	32	25	22	22	18
14. Plate, corned beef (brisket, (bone-in) (cheese cut) (deckle off)	82	82	77	77	-----
Plate:					
15. Plate (bone-in) (also called plate flanken or long bone flanken)	30	30	19	19	15
16. Boneless plate (called also plate flanken or long bone flanken)	24	24	23	23	19
Shank:					
17. Shank (bone-in)	19	19	19	19	15
18. Shank (boneless)	26	26	26	26	22
Ground beef (including skirt steak)	29	29	29	29	29
Wholesale Cuts:					
19. Rib (whole)	26	26	25	22	18
20. Chuck (whole)	24	22	21	19	15
21. Brisket (whole)	20	20	18	18	14
22. Plate (whole)	17	17	16	16	12
23. Shank (whole)	15	15	15	15	11

[1] Beef—D grade is cutters and canners and veal—D grade is culls.

25. In section 24 (m) in the table of prices the items listed below are amended to read as follows:

(m) *Retail ceiling prices on specially authorized sales to kosher eating places or other kosher retailers; variety meats and edible by-products fresh, cured or frozen.*

[Cents per pound]

Item	Zone 1	Zone 2	Zone 3 & 4	Zone 5
I. Kosher beef				
Livers, unblemished	47	46	45	45
Livers, blemished	42	41	40	40

Item	Zone 6	Zone 7	Zone 8	Zone 9	Zone 10
I. Kosher beef					
Livers, unblemished	46	46	47	47	47
Livers, blemished	41	41	41	42	42

Make	Brand	1946 model number	1st Zone
Nash-Kelvinator Corporation.	Kelvinator [1]	C-3	$121.95
		CF-3	126.95
		C-4	136.95
		CB-6	126.95
		M-7	214.95
		C-9	214.95
		MM-9	284.95
	Leonard [1]	LB-6	126.95
		LH-7	214.95
		L-9	214.95
		HL-9	284.95

[1] A charge of $2.50 may be added for refrigerators equipped with a nonstandard swing door.

This amendment shall become effective on the 3d day of April 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5577; Filed, Apr. 3, 1946; 11:30 a. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 21]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. Section 2 (b) is amended by deleting the words "made of natural vegetable products such items as cones, berries, pads, leaves, etc." appearing after the words "Christmas decorations".

2. Section 2 (c) is amended by adding the words "and those covered by Maximum Price Regulation No. 463" after the words "Garment bags except paper bags".

3. Section 2 (e) is amended by adding the following items:

Portable camp stoves designed for use with solidified gasoline as a fuel.

Roller skates, and shoes and skate combinations, but not shoes.

4. Section 2 (g) is amended by adding the following item:

Furniture made wholly or predominantly of glass or mirrors.

5. The item "Commercial and institutional kitchen appliances and fixtures. . ." in section 2 (k) is amended to read:

Commercial and institutional kitchen appliances and fixtures for use in hotels, restaurants, schools, hospitals, industrial and public cafeterias and similar establishments, such as ranges, broilers (including salamanders and combination types) automatic deep fat fryers, bain maries, baker stoves, steam jacketed kettles, stock kettles (electric), vegetable steamers—commercial, steam tables, kitchen work tables and kitchen serving tables, warming ovens, plate warmers, griddles—commercial, automatic egg broilers, coffee urns and coffee making systems, toasters—commercial (gas), toaster—commercial over two slices (electric) dishwashers—commercial, glasswashers—commercial, pot racks, pot sinks and vegetable sinks, dish and food carrying trucks and urn stands. This does not include articles which are customarily used both in stores and commercial and institutional kitchens such as slicing machines, food choppers, food grinders and coffee grinders.

6. The item "Custom built furniture, fixtures and equipment . . ." in section 2 (k) is amended to read:

Custom built commercial furniture, fixtures and equipment otherwise covered by Maximum Price Regulation No. 188 when made for and sold to a single user, according to special designs and specifications required by the user for his special use in stores, offices, hotels, restaurants, schools, churches, theaters, public carriers, hospitals, and institutions. If stock or catalogue models are used (whether or not minor changes are made) the article is not considered custom built.

7. The item "Toys and games, except . . ." in section 7 (a) is amended to read:

Toys and games, except velocipedes, tricycles, scooters, children's automobiles, three-wheel cars, and wagons with metal bodies longer than eighteen inches.

This amendment shall become effective on the 3d day of April 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5580; Filed, Apr. 3, 1946; 11:30 a. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 608]

SPECIAL MILLWORK

A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Sec.

1. What this regulation covers.
2. Prohibition against dealing at prices higher than the maximum.
3. Maximum prices.
4. Discounts, allowances and differentials.
5. Invoicing.
6. Prohibited practices.
7. Adjustable pricing.
8. Petitions for amendment.
9. Records.
10. Enforcement.
11. Licensing.

AUTHORITY: § 1312.118 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *What this regulation covers*—(a) *Transactions covered.* This regulation covers all sales of special millwork. As used in this regulation, "Special Millwork" means all made-to-order exterior and interior woodwork, manufactured to meet the special requirements of a purchaser. Such millwork is made in accordance with architect's plans, specifications and details or to the purchaser's specific instructions as to design, size, and species of wood, from any softwood, hardwood, or combination of softwood and hardwood to be built into and become a part of a building.

Special millwork does not include any millwork items shown as stock in area stock books of jobbers and manufacturers nor any item covered by Maximum

Price Regulation 44, Revised Maximum Price Regulation 293, Maximum Price Regulation 381, Maximum Price Regulation 525, Maximum Price Regulation 589, or Maximum Price Regulation 601 even though these items are made in accordance with architect's or purchaser's plans, specifications or details.

(b) *Relation to other regulations*—(1) *General Maximum Price Regulation.* This regulation supersedes the General Maximum Price Regulation for sales covered by this regulation.

(2) *Exports.* The Second Revised Maximum Export Price Regulation covers export sales and sales to exporters.

(3) *Imports.* The Maximum Import Price Regulation covers purchases, sales or deliveries, if they originate outside of the continental United States.

(c) *Geographical applicability.* This regulation applies in the forty-eight States of the United States and the District of Columbia.

SEC. 2. *Prohibition against dealing at prices higher than the maximum.* On and after the effective date of this regulation, no person in the course of trade or business shall buy or receive any special millwork covered by this regulation at prices higher than the maximum prices established by this regulation, and no person shall agree, offer or attempt to do any of these things.

Prices lower than the maximum prices may of course be charged and paid.

SEC. 3. *Maximum prices*—(a) *Sellers who sold special millwork in March 1942.* (1) The maximum price for a seller who sold special millwork during March 1942, and who files the report required under subparagraph (2) of this paragraph shall be determined as follows:

(i) The seller shall compute a price based on his March 1942 costs and the pricing method he used during March 1942.

(ii) To the price computed under subdivision (i), the seller may add his dollar and cents increases in direct labor and direct material costs resulting from legal increases in wage rates and materials prices from March 1942 to December 31, 1945. Increases in labor costs may not be based on wage rates higher than those approved by the appropriate wage stabilization agency. Overhead and profit margins shall not be applied to the dollar and cents increase in material and labor costs.

(2) *Filing pricing method.* Every seller who is required to determine maximum prices for special millwork under subparagraph (1) shall, within 30 days after the issuance of this regulation, file with the Building Materials and Construction Price Branch, Office of Price Administration, Washington 25, D. C., a report, in duplicate, setting forth:

(i) A complete description of the method and costs actually used in March 1942 for pricing special millwork outlining any of the following costs contained in the pricing method:

Machine burden (or overhead)
Bench burden (or overhead)
Yard burden (or overhead)
Kiln drying costs
Waste factor
Commercial and administrative expense in percentage
Profit in percentage

(ii) His March 1942 materials costs and his legal December 1945 materials costs;

(iii) His March 1942 wage rates and his December 1945 wage rates, as approved by the appropriate wage stabilization agency if different from March 1942 wage rates;

(iv) The amounts or percentages allowed for concessions and discount for quantity sales, cash or prompt payments and for any other special type of sale or credit practice.

(b) *Sellers who did not sell special millwork in March 1942.* A seller who did not sell special millwork in March 1942 shall apply to the Building Materials and Construction Price Branch, Office of Price Administration, Washington 25, D. C., for approval of his maximum prices or his pricing method. The application shall be filed in duplicate setting forth a complete description of the method he proposes to use for pricing special millwork, the pricing method which he used in December 1945, if he was in business at that time, and the names and addresses of his nearest most comparable competitors.

The pricing method shall be deemed to be approved automatically upon expiration of thirty days after mailing the report by registered mail (or upon expiration of thirty days after mailing all additional information which may have been requested) unless within that time the Office of Price Administration notifies the seller that his proposed pricing method has not been approved or that action has been deferred pending receipt of further information. The Administrator shall approve for each seller a pricing method in line with those established by the seller's most comparable competitors.

(c) *Maximum prices for sellers who fail to file report of pricing method or whose pricing method has not been approved.* The maximum prices for a seller who fails to file his price determining method with the Building Materials and Construction Price Branch, Office of Price Administration, Washington 25, D. C., shall be his legal cost of materials used for the special millwork sold.

(d) *Revision of a seller's pricing method.* The Administrator may revise the pricing method of any seller in order to bring the seller's maximum prices in line with the generally prevailing maximum prices in his area.

SEC. 4. *Discounts, allowances and differentials.* Every seller who sold special millwork in March 1942 shall continue discounts, allowances, including transportation allowances, and other price differentials at least as favorable as those in effect during March 1942.

SEC. 5. *Invoicing.* On each sale of special millwork the seller shall give to the buyer an invoice or other statement containing the following:

(a) Names and addresses of the seller and buyer and the date of the sale.

(b) All factors which enter into the determination of the selling price of each item sold and a sufficiently complete description of each item so that the sale may be identified in the records the seller is required to maintain under section 9, or in lieu of the above a symbol or number which coincides with a detailed estimate which is on file at the seller's office.

(c) The total price of the sale.

SEC. 6. *Prohibited practices.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollars-and-cents price is as much a violation of this regulation as an outright over-ceiling price. This applies to changes in cash discount practices and to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings and the like.

SEC. 7. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price. The authorization will be given by order.

SEC. 8. *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

SEC. 9. *Records.* Each seller must preserve for examination by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect the following:

(a) All records he was required to preserve under the General Maximum Price Regulation.

(b) A copy of the report filed with the Office of Price Administration under Section 3 and a copy of the pricing method approved for him by the Office of Price Administration.

(c) Records relating to each sale of special millwork made after the effective date of this regulation showing for each such sale: (1) The name and address of the purchaser, (2) the date of the sale, (3) the price charged, (4) a complete description of the special millwork sold which may be in the form of architect's or purchaser's plans, specifications or details or a copy of the detailed estimate pertaining to a particular contract.

SEC. 10. *Enforcement.* Any person who violates any provision of this regulation is subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 11. *Licensing.* The provisions of Licensing Order No. 1 licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price regulations.

This regulation shall become effective May 3, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5578; Filed, Apr. 3, 1946; 11:29 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1, Amdt. 1 to Supp. 14[1]]

DRIED FRUITS, 1945 AND LATER CROPS

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplement 14 to Food Products Regulation No. 1 is amended in the following respects:

1. The table in section 4 (a) (1) (i) is amended to read as follows:

Size or style	Government sales (per ton)		
	Blenheims	Northerns	San Joaquins
Standard	$617.55	$587.44	$559.76
Choice	636.07	605.89	578.22
Extra Choice	654.59	624.34	596.67
Fancy	673.10	642.78	615.11
Extra Fancy	691.62	661.22	633.56
Jumbo	710.15	679.66	652.00
Slabs and Whole Pitted	617.53	587.44	559.76

Size or style	Other sales (per ton)		
	Blenheims	Northerns	San Joaquins
Standard	$648.43	$616.82	$587.75
Choice	667.88	636.18	607.13
Extra Choice	687.32	655.55	626.50
Fancy	706.76	674.92	645.87
Extra Fancy	726.20	694.28	665.24
Jumbo	745.66	713.64	684.60
Slabs and Whole Pitted	648.43	616.82	587.75

2. The table in section 4 (a) (2) (i) is amended to read as follows:

Grade and variety	Government sales (per ton)	Other sales (per ton)
Choice Yellow Freestone	$494.42	$519.14

3. The table in section 4 (a) (3) (i) is amended to read as follows:

Grade	Government sales (per ton)	Other sales (per ton)
Extra Choice Lake County	$461.92	$485.01
Choice Northern	429.44	450.92

[1] 9 F.R. 6711; 10 F.R. 11298, 12446.

4. The table in section 4 (a) (4) (i) is amended to read as follows:

Grade size group	Packed point	Three district, per ton		California outside, per ton		Northwest, per ton		
		Government sales	Other sales	Government sales	Other sales	Government sales		Other sales
						French prunes	Italian prunes	
15/20	20	$293.68	$244.42	$287.42	$238.04	$287.42	$291.01	$238.04
18/24	24	289.76	240.22	283.53	233.86	283.53	287.06	233.86
20/30	29	283.90	233.93	277.69	227.60	277.69	281.12	227.60
30/40	39	270.83	220.75	264.76	214.57	264.76	271.25	214.57
35/45	44						265.81	208.91
40/50	49	260.22	209.38	254.21	203.25	254.21	260.38	203.25
50/60	59	249.62	198.01	243.65	191.92	243.65	249.50	191.92
60/70	69	239.02	186.63	233.10	180.61	233.10	238.63	180.61
70/80	79	228.41	175.26	222.55	169.28	222.55	227.77	169.28
80/90	89	217.81	163.88	211.99	157.96	211.99	216.89	157.96
90/100	99	208.18	153.55	202.39	147.67	202.39	207.01	147.67
100/120	119	188.90	133.02	183.20	127.33	183.20	187.25	127.33

5. The table in section 4 (a) (4) (iii) is amended to read as follows:

Type	Large		Medium		Small	
	Government sales	Other sales	Government sales	Other sales	Government sales	Other sales
Free flow	$387.61	$407.74	$372.17	$391.60	$382.87	$403.05
Regular	382.91	402.80	367.46	386.67	378.17	398.11

6. The table in section 4 (a) (5) (i) is amended to read as follows:

Item No.	Grade and variety	Government sales	Other sales
1	Choice Natural Thompson Seedless	$239.00	$159.19
2	Three Crown Loose Muscats	284.89	298.32
3	Three Crown London Layer Muscats (20-lb. wooden box)	314.16	329.36
4	Two Crown Choice Seeded Muscats	300.98	190.99
5	Choice Sultanas	239.08	153.50
6	Golden Bleached Choice Color Thompson Seedless	284.06	185.19
7	Golden Bleached Extra Choice Color Thompson Seedless	$294.68	$196.32
8	Golden Bleached Fancy Color Thompson Seedless	305.29	207.43
9	Soda Dipped Choice Color Thompson Seedless	262.41	183.70
10	Valencia Type 2 Crown Choice Seeded Muscats	365.99	259.06
11	Valencia Type 3 Crown Loose Muscats	340.22	356.26
12	Sulphur Bleached Fancy Color Thompson Seedless	313.49	216.01
13	Zante Currants	320.75	336.21
14	Zante Currants (11-oz. package)	.1505	.1583

7. The table in section 4 (a) (6) (i) is amended to read as follows:

	Cents per pound
Bleached Black Mission paste	$0.12⅝
Unbleached Black Mission paste	.11⅝
Adriatic paste	.17⅜
Calimyrna paste	.21¼
Natural Kadota paste	.15⅝
Tray-dried Kadota paste	.16
Tray-dried Kadotas in sacks (approximately 90 lbs.)	.14¼

8. The table in section 4 (a) (6) (ii) is amended to read as follows:

Type	Maximum prices in cents per pound					
	Jumbo	Extra Fancy	Fancy	Extra Choice	Choice	Standard
Black Mission	$0.19½	$0.18	$0.15¾	$0.14	$0.12½	$0.11⅝
Adriatic	.28⅝	.25¾	.23	.19⅝	.18	.16¼
Calimyrna	.33¾	.30⅝	.28⅛	.25¾	.23½	.20¾

9. The tables in section 4 (a) (6) (iii) are amended to read as follows:

Type	Extra choice 6-ounce layers	Extra choice 8-ounce layers	Extra choice 6-ounce fingers	Fancy 8-ounce fingers	Extra fancy 1-pound fingers	Extra choice 8-ounce pulled	Fancy 12-ounce carton
Black Missions	$1.08	$1.46	$1.16	$1.66	$3.41	$1.60	$1.78

Type	Extra choice and fancy 6-ounce layers	Extra choice and fancy 8-ounce layers	Extra choice 6-ounce fingers	Fancy 1-pound strings
Adriatics	$1.40	$1.53	$1.41	$3.72

Type	Extra choice and fancy 6-ounce layers	Extra choice and fancy 8-ounce layers	Extra fancy 1-pound layers	Extra choice 6-ounce fingers	Fancy 8-ounce fingers
Calimyrnas	$1.62	$2.13	$4.57	$1.66	$2.36

Type	Extra fancy 1-pound fingers	Jumbo 1-pound pulled	Fancy 12-ounce carton	Extra fancy 5-pound pulled
Calimyrnas	$4.74	$5.18	$2.95	$23.95

10. The table in section 4 (a) (6) (v) is amended to read as follows:

	Cents per pound
Black Missions	.14
Adriatics	.19½
Calimyrnas	.28½

11. In section 7, paragraphs (a) through (h) are redesignated in alphabetical order paragraphs (b) through (i), respectively, and a new paragraph (a) is added to read as follows:

(a) Maximum prices for products in new container types or sizes (section 2.2 of FPR 1). This section shall apply only when this supplement provides neither a dollars-and-cents maximum price nor a differential method for determining a maximum price for the item.

12. In section 8, paragraphs (d) through (m) are redesignated in alphabetical order paragraphs (e) through (n), respectively, and a new paragraph (d) is added to read as follows:

(d) Notification of new maximum price (section 3.5 of FPR 1).

This amendment shall become effective April 2, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: March 29, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5522; Filed, Apr. 2, 1946; 4:28 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 312, Corr. to Amdt. 3 [1]]

MAPLE SYRUP AND MAPLE SUGAR

Amendment No. 3 to Revised Maximum Price Regulation 312 is corrected in the following respects:

The first sentence of Item 1 is corrected to read as follows: "1. Table A in Section 2 (a) (1) is amended to read as follows:"

This correction shall become effective April 3, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5575; Filed, Apr. 3, 1946; 11:30 a. m.]

PART 1305—ADMINISTRATION

[SO 108,[2] Amdt. 10]

MANUFACTURERS' MAXIMUM AVERAGE PRICES FOR CERTAIN ITEMS OF APPAREL AND APPAREL ACCESSORIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 108 is amended in the following respects:

1. Section 22 (a) (1) is amended to delete the words "state or municipal governments" and to substitute the words "federal, state or municipal governments within the United States" in their place.

2. Section 22 (a) (9) is added to read as follows:

(9) Items made wholly (except for lining, binding or trimmings) of a combination of two or more of the fabrics or yarns named in paragraphs (4) through (8) above.

3. Section 22 (a) (10) is added to read as follows:

(10) Items included in categories B-41 through B-47 if all non-elastic material used is made of the yarns or fabrics named in paragraphs (4) through (8) and such elastic materials comprise 40% or less of the total yardage used in the item.

4. Section 22 (a) (11) is added to read as follows:

(11) Hosiery in which the entire leg is made of 100% nylon yarn and the foot or top or both are made of cotton yarn or mixed cotton and nylon yarn.

5. Section 22 is amended by adding paragraph (d) to read as follows:

(d) *Special provision for persons who exclude items added after January 1, 1946*—(1) *When you may exclude deliveries of items which are added to the list in paragraph (a) after January 1, 1946.* All deliveries of such items made during the period covered by your next report after the effective date of the amendment making such addition may be excluded in calculating your weighted average price for that period. (For example, if you are reporting deliveries for a quarter, you may exclude deliveries, made at any time during that quarter, of items added during that quarter in figuring your weighted average price. If you are reporting deliveries for a month under section 7 (b) you may exclude deliveries, made at any time during that month, of items added during that month.)

(2) *When you must file under (b) and (c).* If you wish to exclude items added to paragraph (a) after January 1, 1946, you must observe the requirements of paragraph (b) which are applicable to you, on or before 45 days from the effective date of the amendment adding such item, or on or before the date on which you first deliver an item you wish to exclude, whichever is later.

6. Section 22 is amended by adding paragraph (e) to read as follows:

(e) *Effect of election to exclude items.* If you elect to exclude, under this section, deliveries of any items from the total number of units delivered in any category, you must exclude from that category all deliveries of such items for the quarter in which you first elect to exclude the items and for all subsequent quarters.

This amendment shall become effective as of March 29, 1946.

NOTE: All record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 2d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5526; Filed, Apr. 2, 1946; 4:29 p. m.]

PART 1380—HOME AND SERVICE INDUSTRY MACHINE

[RMPR 86, Amdt. 1]

DOMESTIC LAUNDRY MACHINES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 86 is amended in the following respects:

1. Section 5. *Reconversion adjustment of certain ceiling prices* is amended to read as follows:

SEC. 5. *Reconversion adjustment of certain ceiling prices.* This section authorizes reconversion adjustments by manufacturers of certain ceiling prices. Unless a manufacturer is otherwise directed by an order issued by the Office of Price Administration under this section, every manufacturer of washing or ironing machines may adjust any ceiling price which he fixed for sales to purchasers for resale and to the United States and Allied Government in accordance with section 3 of this regulation, by adding to that price an amount equal to 9.5% of that price. Orders will be issued under this section denying a manufacturer permission to adjust his ceiling prices by all or part of this increase when it appears to the Price Administrator, on the basis of the manufacturer's production plans as previously filed with the War Production Board and other information available to the Office of Price Administration, that the manufacturer has discontinued production of his low-end model or has decreased the proportion of low prices to high priced models which he manufactures so that his present or prospective production is not representative of his production in that respect of those machines during the year July 1, 1940 to June 30, 1941. The average price at which the manufacturer's production of each type of machine will be sold will be considered in determining how much, if any, of the increase will be granted to such a manufacturer.

Manufacturers who, before April 2, 1946, have established ceiling prices for their sales of washing or ironing machines under any section other than section 3 of this regulation or under an order under this regulation may increase their ceiling prices so established by 1.67% of that price.

2. Section 15. *Distributors' ceiling prices* is amended to read as follows:

SEC. 15. *Distributors' ceiling prices.* A distributor's ceiling price for sales of a particular model of washing or ironing machine or drier to a particular class of purchaser is that established for his sales by an order issued under section 14. If, however, a distributor's ceiling price for a washing or ironing machine was established by an order issued under that section before April 2, 1946 or if the distributor determined his ceiling price for a washing or ironing machine under this regulation before that date he shall recompute his ceiling price in accordance with Rule 5 of this section. A distributor recomputing his prices in this manner may, in computing his percentage of the total dollar margin, use the manufacturer's ceiling price to him in effect on April 1, 1946 for the same model, his own ceiling price on that date for sales of the same model to dealers and the retail ceiling price under this regulation in effect on that date for the same model instead of the corresponding October 1–15, 1941 prices.

Rule 5. A distributor's ceiling price for sales in each zone of each model to each class of purchaser shall be the price which will yield the distributor the same percentage of the total dollar margin between the manufacturer's price to him (not exceeding the manufacturer's ceiling price to him exclusive of an adjustment other than that allowed by Section 5 of this regulation) and the dealer's price for resales to ultimate consumers in that zone (exclusive of any increases pursuant to an individual adjustment granted to the manufacturer) as he received during the period October 1–15, 1941, in connection with the sale of the most "comparable" model sold by him to the same class of purchaser. To be "comparable" a model must be one produced by the same manufacturer.

Example: Distributor who sold Model X produced by manufacturer A during October 1–15, 1941, determines his ceiling price for Model Y produced by the same manufacturer and most comparable to Model X, as follows:

He determines for Model X the manufacturer's price to him in October 1941 as $34.00. His price for sales to servicing dealers was $41 and the dealer's retail sales price was $69. The total dollar margin between the manufacturer's price to him and the retail price was $35 ($69 minus $34) and he received 20% of that spread (his dollar markup was $7.00 and this is 20% of $35). The manufacturer's ceiling price to him under Revised Maximum Price Regulation No. 86 for Model Y is $45 and the retail price is $79. The total dollar margin is $34. 20% of $34 is $6.80. He adds this amount to the manufacturer's price to him ($45 plus $6.80) and the result, $51.80, is his ceiling price to the same class of dealer for Model Y.

Rule 6. If a distributor cannot determine his ceiling price for sales of a particular model to a particular class of dealer under Rule 5, his ceiling price for that sale is the ceiling price established under Rule 5 for the same sale by the "closest seller of the same class" who has so determined a ceiling price. A distributor's "closest seller of the same class" is a distributor who (a) has established a ceiling price for sales of the identical model of washing or ironing machine or drier to the same class of purchaser, and (b) is the same general type of seller, and (c) is located in the same zone and is nearer to the seller than any other seller who meets requirements (a) and (b) of this rule. The area included in each zone is set forth in section 17, unless an order issued under section 14 specifies other zones for the particular make of machine.

Rule 7. If the distributor cannot otherwise find his ceiling price for a particular sale, his ceiling price for that sale is the price established by the Office of Price Administration in an order under this section.

An application under this rule shall state the name of the manufacturer of the machine being priced, its model designation, the classes of purchaser to whom the applicant proposes to sell the machine, the ceiling prices he proposes for such sales, and a statement of the reasons he cannot use the other rules in this section.

This amendment shall become effective on the 2d day of April 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5524; Filed, Apr. 2, 1946; 4:30 p. m.]

PART 1413—SOFTWOOD LUMBER PRODUCTS

[3d Rev. MPR 13, Amdt. 3]

DOUGLAS FIR & OTHER SOFTWOOD PLYWOOD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Third Revised Maximum Price Regulation 13 is amended in the following respects:

1. In section 2 (a), subparagraph (3) is renumbered (4) and a new subparagraph (3) is added to read as follows:

(3) Construction items as referred to in this regulation mean plywood items described as follows:

Moisture-resistant type

Plyscord (sheathing): 5/16", 3/8", 1/2" and 5/8" rough.

Wallboard: 5/16" S2S to 1/4", 5/16" S2S to 5/8".

Sound 1 Side: 5/16" S2S to 1/4", 5/16" S2S to 3/8".

Sound 2 Sides: 5/16" S2S to 1/4".

Exterior type

Sound 1 Side: 1/4" sanded, 5/16" unsanded; 3/8" sanded, 5/16" unsanded.

Sound 2 Sides: 1/4" sanded, 5/16" unsanded.

2. In section 4, paragraph (a) is amended to read as follows:

(a) Maximum prices for plywood at the plywood distribution plant. The maximum price, f. o. b. plywood distribution plant, for plywood distribution plant sales is the sum of the following three items:

Item I. The maximum-carload f. o. b. mill price for direct-mill sales.

Item II. The inbound transportation charge, including tax, to the plywood distribution plant based on the applicable carload freight rate as set out in section 3 (b) and the appropriate estimated average weights set out in Appendix E (section 22) of this regulation. The incoming transportation charge may be rounded out to the nearest nickel per 1,000 square feet.

Item II. A mark-up on the sum of Items I and II as follows:

In sales of—	Construction items		All other items	
	Ponderosa pine plywood	Douglas fir, hemlock, Noble fir, and white fir plywood	Ponderosa pine plywood	Douglas fir, hemlock, Noble fir, and white fir plywood
$200 worth or more of plywood (including this mark-up)	*Percent* 25	*Percent* 17	*Percent* 30	*Percent* 20
Less than $200 worth of plywood (when figured at the lower mark-up)	33⅓	21	40	25

This mark-up may be rounded out to the nearest nickel per 1,000 square feet.

3. In section 5, paragraph (b) is amended to read as follows:

(b) The mark-up on the sum of the carload f. o. b. mill price (for direct-mill shipments) and inbound carload freight (figured according to paragraph (a) above) shall be not more than the following:

Class I: Any seller who after June 30, 1945 receives or has received at least one carload in a direct-mill shipment.
Class II: All other sellers.

In sales of—	Construction items				All other items			
	Ponderosa pine plywood		Douglas fir, hemlock, Noble fir, and white fir plywood		Ponderosa pine plywood		Douglas fir, hemlock, Noble fir, and white fir plywood	
	Class I	Class II	Class I	Class II	Class I	Class II	Class I	Class II
1,000 square feet or more of plywood	*Percent* 29	*Percent* 49	*Percent* 29	*Percent* 29	*Percent* 33⅓	*Percent* 57	*Percent* 33⅓	*Percent* 45
Less than 1,000 square feet of plywood	39	58	39	47	45	68	45	55

This amendment shall become effective as of March 30, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5444; Filed, Apr. 1, 1946; 4:38 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14F, Amdt. 14]

HAWAIIAN MOLASSES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14F is amended as follows:

Section 35 is added to read as follows:

SEC. 35. *Hawaiian molasses sold in continental United States*—(a) *Sales to distillers*—(1) *From West Coast ports.* The maximum prices for sales of molasses, 48 percent sugars, produced in and imported from Hawaii and sold for use in the production of ethyl alcohol, and entering the continental United States at West Coast ports, shall be $21.78 per

[1] 11 F.R. 2593.
[2] 10 F.R. 4336, 5995, 6402, 8368, 10200, 12089, 12984, 13129, 15125; 11 F.R. 12171.

ton of 2,000 pounds, f.o.b. tank stations at West Coast ports of entry.

(2) *From ports not on West Coast.* The maximum prices for sales of molasses, 48 percent sugars, produced in and imported from Hawaii and sold for use in the production of ethyl alcohol, and entering the continental United States at ports not on the West Coast, shall be $21.78 per ton of 2,000 pounds f. o. b. tank stations at ports of entry not on the West Coast, plus the net difference between current transportation costs (including insurance) from Hawaii to San Francisco, California, and from Hawaii to the port of entry not on the West Coast.

(b) *Sales to feeders or feed manufacturers*—(1) *From West Coast ports.* The maximum prices for sales of molasses produced in and imported from Hawaii and sold for use by feeders or feed manufacturers and entering the continental United States at West Coast ports, shall be $23.00 per ton of 2,000 pounds, f. o. b. tank stations at West Coast ports of entry.

(2) *From ports not on West Coast.* The maximum prices for sales of molasses produced in and imported from Hawaii and sold for use by feeders or feed manufacturers and entering the continental United States at ports not on the West Coast, shall be $23.00 per ton of 2,000 pounds, f. o. b. tank stations at ports of entry not on the West Coast, plus the net difference between current transportation costs (including insurance) from Hawaii to San Francisco, California, and from Hawaii to the port of entry not on the West Coast.

(c) *Sales to any other industrial user*—(1) *From West Coast ports.* The maximum prices for sales of molasses produced in and imported from Hawaii and sold for use to industrial users, other than distillers, feeders, and feed manufacturers, and entering the continental United States at West Coast ports, shall be $20.20 per ton of 2,000 pounds to intermediate distributors and $22.00 per ton of 2,000 pounds to industrial users, other than distillers, feeders, and feed manufacturers. These prices are f. o. b. tank stations at West Coast ports of entry.

(2) *From ports not on West Coast.* The maximum prices for sales of molasses produced in and imported from Hawaii and sold for use to industrial users, other than distillers, feeders, and feed manufacturers, and entering the continental United States at ports not on the West Coast, shall be $20.20 per ton of 2,000 pounds to intermediate distributors and $22.00 per ton of 2,000 pounds to industrial users, other than distillers, feeders, and feed manufacturers. These prices are f. o. b. tank stations at ports of entry not on the West Coast, plus the net difference between current transportation costs (including insurance) from Hawaii to San Francisco, California, and from Hawaii to the port of entry not on the West Coast.

This amendment shall become effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5445; Filed, Apr. 1, 1946; 4:38 p. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 203—BRIDGE REGULATIONS

SEARS POINT BRIDGE AND MARE ISLAND STRAIT BRIDGE, CALIF.

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), paragraph (b) (13) of § 203.710, Title 33, CFR, is hereby amended as follows:

§ 203.710 *State of California; bridge regulations for all navigable waterways of the United States within California, including San Francisco Bay and connected bays and river systems tributary thereto.* • • •

(b) *Special regulations.* • • •

(13) *Mare Island Strait and Napa River*—(i) *Causeway across Mare Island Strait between Vallejo and Mare Island; Sears Point Highway Bridge.* From 7:00 a. m. to 8:00 a. m. and from 4:00 p. m. to 5:00 p. m. daily, excepting Saturdays, Sundays, and holidays, the drawspans of these bridges shall not be required to be opened for the passage of any vessels other than vessels owned, operated, or controlled by the United States.

(ii) *Southern Pacific Bridge at Brazos.* [Regs. 25 March 1946 (CE 823 (Napa River-Vallejo, Calif-Mile 1.0)—SP EWR)]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-5554; Filed, Apr. 3, 1946; 10:39 a. m.]

Notices

CIVIL AERONAUTICS BOARD.

[Docket No. 2142 et al.]

TRANSCONTINENTAL & WESTERN AIR, INC.

NOTICE OF POSTPONEMENT OF HEARING

In the matter of the application of Transcontinental & Western Air, Inc., et al., for amendments of certificates of public convenience and necessity to consolidate routes under section 401 (h) of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401, 408, and 1001 of said act, that hearing in the above-entitled proceeding, originally assigned to be held on April 8, 1946, is hereby postponed to April 9 at 10:00 a. m. (Eastern standard time) in Conference Room A, Departmental Auditorium, Constitution Avenue between Twelfth and Fourteenth Streets, N. W., before Examiner Herbert K. Bryan.

Dated at Washington, D. C., April 2, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-5571; Filed, Apr. 3, 1946; 11:28 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6734]

INDEPENDENT BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Independent Broadcasting Company, Des Moines, Iowa, for construction permit; Docket No. 6734; File No. B4-P-3770.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the application of Independent Broadcasting Company (File No. B4-P-3770; Docket No. 6734) for a construction permit for a new standard broadcast station to be operated on the frequency 940 kc., with 10 kw. power, daytime only, at Des Moines, Iowa;

It is ordered, That the application of Independent Broadcasting Company be and it is hereby designated for hearing in a consolidated proceeding with the application of University of Minnesota (KUOM) (File No. B4-P-4547) for a construction permit requesting a cancellation of its present time-sharing agreement with Station WCAL of St. Olaf College, Northfield, Minnesota, and a change of frequency to 940 kc. with 5 kw. power day, and 250 w. power night, at Minneapolis, Minnesota, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, with particular reference to Station KUOM, operating as proposed, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the

Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5505; Filed, Apr. 2, 1946; 3:31 p. m.]

[Docket No. 7449]

MARIO ACOSTA

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Mario Acosta, Mayaguez, Puerto Rico, for construction permit; Docket No. 7449; File No. B-P-4562.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the application of Mario Acosta (File No. B-P-4562; Docket No. 7449) for a construction permit for a new standard broadcast station to be operated on the frequency of 1340 kc with 250 watts power, unlimited time, at Mayaguez, Puerto Rico;

It is ordered, That the application of Mario Acosta be, and it is hereby designated for hearing in a consolidated proceeding with the application of José Bechara, Jr. (File No. B-P-3974; Docket No. 7450), requesting the same facilities at Mayaguez, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5504; Filed, Apr. 2, 1946; 3:31 p. m.]

[Docket No. 7450]

JOSÉ BECHARA, JR.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of José Bechara, Jr., Mayaguez, Puerto Rico, for construction permit; Docket No. 7450; File No. B-P-3974.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the application of José Bechara, Jr. (File No. B-P-3974; Docket No. 7450), for a construction permit for a new standard broadcast station to be operated on the frequency 1340 kc with 250 watts power, unlimited time, at Mayaguez, Puerto Rico;

It is ordered, That the application of José Bechara, Jr., be, and it is hereby designated for hearing in a consolidated proceeding with the application of Mario Acosta (File No. B-P-4562; Docket No. 7449), requesting the same facilities at Mayaguez, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5506; Filed, Apr. 2, 1946; 3:31 p. m.]

[Docket No. 7451]

W. WALTER TISON

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of W. Walter Tison, Tampa, Florida, for construction permit; Docket No. 7451; File No. B3-P-4514.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March, 1946;

The Commission having under consideration the application of W. Walter Tison (File No. B3-P-4514) for a construction permit for a new standard broadcast station to be operated on the frequency 1490 kc. with 250 watts power, unlimited time, at Tampa, Florida, together with the applications of Citrus Belt Broadcasters, Inc. (File No. B3-P-4231; Docket No. 7310) and Carl Connie and Esther Ferris Floyd, a partnership, d/b as Winter Haven Broadcasting Company (File No. B3-P-4332; Docket No. 7311), both requesting the same facilities at Winter Haven, Florida, which latter two applications have heretofore been designated for hearing in a consolidated proceeding;

It is ordered, That the application of W. Walter Tison be, and it is hereby, designated for hearing in a consolidated proceeding with the above applications, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bills of particulars heretofore issued in these proceedings be, and they are hereby, amended to include the application of W. Walter Tison (File No. B3-P-4514; Docket No. 7451).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5503; Filed, Apr. 2, 1946; 3:31 p. m.]

[Docket No. 7452]

CHANTICLEER BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Chanticleer Broadcasting Company, New Brunswick, New Jersey, for construction permit; Docket No. 7452; File No. B1-P-4489.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March, 1946;

The Commission having under consideration the application of Chanticleer Broadcasting Company (File No. B1–P–4489) for a construction permit for a new standard broadcast station to operate on the frequency 1450 kc with 250 watts power, unlimited time, at New Brunswick, New Jersey;

It is ordered, That the application of Chanticleer Broadcasting Company be, and it is hereby, designated for hearing in a consolidated proceeding with the application of North Jersey Radio, Inc. (File No. B1–P–4306; Docket No. 7370), requesting the frequency 1430 kc with 5 kw power and a directional antenna at night, unlimited time, at Newark, New Jersey, which application the Commission on February 1, 1946, designated for hearing, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bill of particulars issued in connection with the application of North Jersey Radio, Inc., be, and the same is hereby, amended to include the application of Chanticleer Broadcasting Company (File No. B1–P–4489; Docket No. 7452).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5509; Filed, Apr. 2, 1946; 3:32 p. m.]

[Docket No. 7453]

AUDRAIN BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSSUES

In re application of Audrain Broadcasting Corporation, Mexico, Missouri, for construction permit; Docket No. 7453; File No. B4–P–4401.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the application of Audrain Broadcasting Corporation (File No. B4–P–4401; Docket No. 7453) for a construction permit for a new standard broadcast station to be operated on the frequency 1340 kc with 250 watts power, unlimited time, at Mexico, Missouri;

It is ordered, That the application of Audrain Broadcasting Corporation be, and it is hereby, designated for hearing in a consolidated proceeding with the applications for construction permits of: (1) William L. Lipman (File No. B4–P–4436; Docket No. 7350) for a new standard broadcast station to be operated on the frequency 1050 kc with 250 watts power, daytime only, at Kenosha, Wisconsin; (2) Monona Broadcasting Company (File No. B4–P–4404; Docket No. 7351) for a new standard broadcast station to be operated on the frequency 1070 kc with 10 kw power and a directional antenna for night use, unlimited time, at Madison, Wisconsin; (3) Palladium Publishing Company (File No. B2–P–4023; Docket No. 7118) for a new standard broadcast station to be operated on the frequency 1060 kc with 250 watts power, daytime only, at Benton Harbor, Michigan; (4) Myles H. Johns (File No. B4–P–3787; Docket No. 7119) for a new standard broadcast station to be operated on the frequency 1060 kc with 1 kw power, daytime only, at Milwaukee, Wisconsin, all of which have been previously designated for hearing in a consolidated proceeding; and (5) The Courier-Post Publishing Company (KHMO) (File No. B4–P–4352; Docket No. 7454) requesting a change of frequency from 1340 kc to 1070 kc, an increase in power from 250 watts to 1 kw–N, 5 kw–D, employing a directional antenna for night use, unlimited time, at Hannibal, Missouri, upon the grant of which application the instant application is contingent, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, and the availability of other broadcast service to such areas and populations.

5. To obtain full information with respect to the identity of the officers, directors, and stockholders of the applicant corporation and of The Courier-Post Publishing Company (KHMO) and the amount of stock held and/or voted by each of them in the two corporations.

6. To obtain full information with respect to the connections and relationships, direct and indirect, the nature, extent, and effect thereof existing between the applicant and the licensee of Station KHMO and the officers, directors, and stockholders thereof, or any of them.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bills of particulars heretofore issued in these proceedings be, and the same are hereby, amended to include the application of Audrain Broadcasting Corporation (File No. B4–P–4401; Docket No. 7453).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5510; Filed, Apr. 2, 1946; 3:32 p. m.]

[Docket No. 7456]

KAW BROADCASTING, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Kaw Broadcasting, Inc., Topeka, Kansas, for construction permit; Docket No. 7456; File No. B4–P–3989.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March, 1946;

The Commission having under consideration the application of Kaw Broadcasting, Inc., (File No. B4–P–3989; Docket No. 7456) for a construction permit for a new standard broadcast station to be operated on the frequency 730 kc, with 1 kw. power, daytime only, at Topeka, Kansas;

It is ordered, That the application of Kaw Broadcasting, Inc., be and it is hereby designated for hearing in a consolidated proceeding with the application of State Broadcasting Company (File No. B3–P–4465; Docket No. 7456), requesting the same facilities at Oklahoma City, Oklahoma, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5508; Filed, Apr. 2, 1946; 3:31 p. m.]

[Docket No. 7458]

ALTUS BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of The Altus Broadcasting Company, Altus, Oklahoma, for construction permit; File No. B3–P–4543; Docket No. 7458.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March, 1946;

The Commission having under consideration the application of The Altus Broadcasting Company (File No. B3–P–4543; Docket No. 7458) for a construction permit for a new standard broadcast station to operate on the frequency 1230 kc. with 250 watts power, unlimited time, at Altus, Oklahoma;

It is ordered, That the application of The Altus Broadcasting Company be and it is hereby designated for hearing in a consolidated proceeding with the application of Southwest Broadcasting Company, a partnership, whose partners are William Calvin Montgomery, Charles E. Jones, James A. Clements, John W. Newman, and Richard J. Higgins (File No. B3–P–4550; Docket No. 7459) requesting the same facilities at Eastland, Texas, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5502; Filed, Apr. 2, 1946; 3:31 p. m.]

[Docket No. 7459]

SOUTHWEST BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Southwest Broadcasting Company, a partnership, whose partners are William Calvin Montgomery, Charles E. Jones, James A. Clements, John W. Newman, and Richard J. Higgins, Eastland, Texas, for construction permit; Docket No. 7459; File No. B3–P–4550.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March, 1946;

The Commission having under consideration the application of Southwest Broadcasting Company, a partnership, whose partners are William Calvin Montgomery, Charles E. Jones, James A. Clements, John W. Newman, and Richard J. Higgins (File No. B3–P–4550; Docket No. 7459) for a construction permit for a new standard broadcast station to be operated on the frequency 1230 kc. with 250 watts power, unlimited time, at Eastland, Texas;

It is ordered, That the application of Southwest Broadcasting Company, a partnership, whose partners are William Calvin Montgomery, Charles E. Jones, James A. Clements, John W. Newman, and Richard J. Higgins, be and it is hereby designated for hearing in a consolidated proceeding with the application of The Altus Broadcasting Company (File No. B3–P–4543; Docket No. 7458) requesting the same facilities at Altus, Oklahoma, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and its members to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service with particular reference to Station KWTX, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5507; Filed, Apr. 2, 1946; 3:31 p. m.]

[Docket Nos. 7213, 7211, 7212]

WKEU

NOTICE OF HEARING

In re application of Radio Station WKEU; date filed, July 27, 1945; for construction permit to change transmitter and studio locations; class of service, standard broadcast; class of station, standard broadcast; location, Griffin, Georgia; operating assignment specified: frequency, 1450 kc; power, 100 w; hours of operation, unlimited; Docket No. 7213, File No. B3–P–4485. In re application of Radio Station WKEU; date filed, August 19, 1944; for license to cover construction permit, and authority to determine operating power by direct measurement; class of service, broadcast; class of station, broadcast; location, Griffin, Georgia; operating assignment specified: frequency, 1450 kc; power, 250 w; hours of operation, unlimited; Docket No. 7211, File No. B3–L–1827 and B3–Z–1625. In re application of Radio Station WKEU date filed, January 5, 1946; for renewal of license; class of service, broadcast; class of station, broadcast; location, Griffin, Georgia; operating assignment specified: frequency, 1450 kc; power, 100 w; hours of operation, unlimited; Docket No. 7212, File No. B3–R–819.

You are hereby notified that the Commission has examined the above-entitled applications for amendment of construction permit (B3–P–4485); for license to cover construction permit (B3–L–1827); for authority to determine operating power by direct measurement (B3–Z–1625) and for renewal of license (B3–R–819), and has designated them for consolidated hearing on the following issues:

1. To determine whether the conditions on which construction permit B3–P–3246 was issued February 17, 1944, have been met by the applicant.

2. To obtain full information with respect to the construction proposed in

application B3–P–4485 for amendment of construction permit.

3. To determine whether the installation and operation proposed in application B3–P–4485 would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations, particularly with respect to the transmitter, transmitter site and antenna system.

4. To determine the manner in which WKEU has been operated under the license for which renewal is requested in application B3–R–819 and whether such operation has been in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

5. To determine whether the applicant has responded to requests by the Commission for information concerning the construction and operation of Station WKEU and concerning applications filed by the licensee of said station.

6. To determine whether the applicant has made full disclosure of information called for in applications which it has submitted for consideration by the Commission.

7. To determine whether financial and ownership reports pertaining to the license of Station WKEU have been complete and accurate and filed by the applicant in compliance with §§ 1.301, 1.302, and 1.303 of the Commission's rules and regulations.

8. To determine the qualifications of the applicant, its officers, directors and stockholders, to construct and operate Station WKEU as proposed in its application for amendment of construction permit (B3–P–4485).

9. To determine the qualifications of the applicant, its officers, directors and stockholders to continue operation of WKEU as proposed in renewal application B3–R–819.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Radio Station WKEU, c/o Cecil Baldwin, Griffin Hotel, West Solomon Street, Griffin, Georgia.

Dated at Washington, D. C., March 26, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–5519; Filed, Apr. 2, 1946; 3:35 p. m.]

[Docket No. 7216]

CENTRAL BROADCASTING CO. (WEAU)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Central Broadcasting Company (WEAU), Eau Claire, Wisconsin, for construction permit; File No. B4–P–4312, Docket No. 7216.

At a meeting of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of February 1946;

The Commission having under consideration the application of Central Broadcasting Company, Eau Claire, Wisconsin, for construction permit to increase power of Station WEAU, Eau Claire, Wisconsin, to 5 kw. day and night and make changes in directional antenna system;

It is ordered, That the application of Central Broadcasting Company, Eau Claire, Wisconsin (Docket No. 7216; File No. B4–P–4312), be and it is hereby designated for hearing in consolidation with the applications of Plains Radio Broadcasting Company (KFYO), Lubbock, Texas (File No. B3–P–4391; Docket No. 7335), G. H. Nelson, Wendell Mayes, and C. C. Woodson, d/b as Lubbock County Broadcasting Company, Lubbock, Texas (File No. B3–P–4062; Docket No. 7334), Lee Segall Broadcasting Company, Houston, Texas (File No. B3–P–4182); Docket No. 7332), Roy M. Hofheinz and W. N. Hooper, d/b as Texas Star Broadcasting Company (KTHT), Houston, Texas (File No. B3–P–4361; Docket No. 7333), and Veterans' Broadcasting Company, Lubbock, Texas (File No. B3–P–4362; Docket No. 7336), upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate Station WEAU as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station WEAU as proposed and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Station WEAU as proposed would involve objectionable interference with the operation of Stations KGHL, Billings, Montana, WMC, Memphis, Tennessee, WCAL, Northfield, Minnesota, WBBM, Chicago, Illinois, or any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of Station WEAU as proposed would involve objectionable interference with the operations of Stations CKSO, Sudbury, Ontario, XEDF, Nuevo Laredo, Tamaulipas, and XERC, Mexico, B. F., and, if so, the nature and extent thereof.

6. To determine whether the operation of Station WEAU as proposed would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

7. To determine whether the installation and operation of Station WEAU as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

9. To determine whether the operation of the applicant as proposed would conflict with the provisions of the North American Regional Broadcasting Agreement.

10. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That Northwestern Auto Supply Co., Inc. (KGHL), Billings, Montana; Memphis Publishing Co. (WMC), Memphis, Tennessee; St. Olaf College (WCAL), Northfield, Minnesota; and Columbia Broadcasting System, Inc. (WBBM), Chicago, Illinois, be, and they are hereby, made parties to this proceeding; and

It is further ordered, That the bills of particulars heretofore issued in connection with the applications of Plains Radio Broadcasting Company (KFYO) (File No. B3–P–4391; Docket No. 7335), Lubbock, Texas; G. H. Nelson, Wendell Mayes, and C. C. Woodson, d/b as Lubbock County Broadcasting Company, Lubbock, Texas (File No. B3–P–4062; Docket No. 7334), Lee Segall Broadcasting Company, Houston, Texas (File No. B3–P–4182; Docket No. 7332), Roy M. Hofheinz and W. N. Hooper, d/b as Texas Star Broadcasting Company (KTHT), Houston, Texas (File No. B3–P–4361; Docket No. 7333), and Veterans' Broadcasting Company, Lubbock, Texas (File No. B3–P–4362; Docket No. 7336), are hereby amended to include the application of Central Broadcasting Company (WEAU), Eau Claire, Wisconsin (File No. B4–P–4312; Docket No. 7216).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–5516; Filed, Apr. 2, 1946; 3:32 p. m.]

[Docket No. 7379]

JOHN H. FITZGIBBON ET AL.

NOTICE OF HEARING

In re application of John H. Fitzgibbon, Roy Jarman, and Temple V. Ehmsen (new); date filed, November 19, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Oregon City, Oregon; operating assignment specified; Frequency, 1490 kc; power, 250w night, 250w day; hours of operation, unlimited; Docket No. 7379; File No. B5–P–4432.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of John W. Davis (File No. B5–P–4299; Docket No. 7378), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the

applicant and of its members to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station, and the character of other broadcast services available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Roy Jarman, 1128 Main Street, Oregon City, Oregon.

Dated at Washington, D. C. March 25, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-5518; Filed, Apr. 2, 1946; 3:34 p. m.]

[Docket No. 7445]

WESTERN UNION TELEGRAPH CO.

ORDER INSTITUTING INVESTIGATION

In the matter of The Western Union Telegraph Company, petition for rate increase; Docket No. 7445.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 20th day of March 1946;

The Commission, having under consideration a petition filed on March 13, 1946 by The Western Union Telegraph Company requesting certain increases in its rates for domestic interstate telegraph communication services;

It is ordered, That a hearing be, and the same is hereby directed to be held with respect to the matters presented by the above petition;

It is further ordered, That an investigation be, and the same is hereby instituted into the rates, charges, practices, classifications and regulations of The Western Union Telegraph Company for and in connection with communication services subject to the Communications Act of 1934, as amended;

It is further ordered, That a hearing with respect to the foregoing matters be, and it is hereby scheduled to begin at 10:00 a. m. on the 29th day of April 1946, at the offices of the Commission in Washington, D .C.;

It is further ordered, That a copy of this order shall be served upon The Western Union Telegraph Company and all other communication carriers fully subject to the Communications Act of 1934, as amended; upon the agency of each state which has regulatory jurisdiction with respect to communication rates and services; the National Association of Railroad & Utilities Commissioners; the Department of Justice; Office of Price Administration; Department of Commerce; Navy Department; War Department; Post Office Department; Procurement Division of the Treasury Department; American Communications Association—CIO; and the American Federation of Labor.

It is further ordered, That the Commission's Telegraph Committee, composed of Commissioners Wakefield, Walker and Durr, or any of them, be, and they are hereby authorized to conduct the proceedings herein.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-5514; Filed, Apr. 2, 1946; 3:32 p. m.]

[Docket No. 7446]

PRESS WIRELESS, INC.

NOTICE OF HEARING

In re applications of Press Wireless, Inc., dated February 4, 1946, for special temporary authority to communicate with Montreal, Canada, for handling transiting press and government traffic; class of service, fixed public press; class of station, point-to-point telegraph; location, Hicksville, New York; Docket No. 7446; File No. T1-RSA-440-3.

You are hereby notified that the Commission having examined the above-described application, and being unable to determine upon examination of such application that public interest, convenience or necessity would be served by the granting thereof, has designated the matter for hearing for the following reasons:

1. To determine the extent to which applicant's authorized frequencies and facilities would be used for operating the proposed circuit and whether such use is the most desirable use of these frequencies and facilities for providing the United States public with rapid and efficient communication service.

2. To determine the nature and identity of the prospective users of the proposed service and the type and volume of traffic which would be handled over the proposed circuit.

3. To determine the nature and capacity of existing telegraph communication facilities between New York, N. Y., and Montreal, Canada.

4. To determine the methods now used for handling the traffic proposed to be handled over the circuit for which application is made.

5. To determine whether there is a public need for additional telegraph communication channels between New York and Montreal which cannot adequately be met by wire facilities.

6. To determine whether the proposed operation would provide more efficient or less efficient service than is provided by existing facilities, and the extent to which the United States public would be affected thereby.

7. To determine whether the proposed operation would provide service at reduced rates, and the extent to which the United States public would be benefited thereby.

8. To determine any other relevant facts which would indicate whether or not the grant of the above application would serve public interest, convenience or necessity.

The applicant is hereby given an opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 (a) of the Commission's rules and regulations. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's rules and regulations.

The applicant's address is as follows: Press Wireless, Inc., 1475 Broadway, New York, N. Y.

Dated at Washington, D. C., March 20, 1946.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-5515; Filed, Apr. 2, 1946; 3:32 p. m.]

[Docket No. 7447]

ALTON BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of George Dyson, Jr., d/b as The Alton Broadcasting Comany, Alton, Illinois, for construction permit; Docket No. 7447, File No. B4-P-4518.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the application of George Dyson, Jr., d/b as The Alton Broadcasting Company (File No. B4-P-4518; Docket No. 7447) for a construction permit for a new standard broadcast station

to be operated on the frequency 1300 kc. with 1 kw. power, unlimited time, at Alton, Illinois, together with the applications of: (1) Central Illinois Radio Corporation (File No. B4–P–3911; Docket No. 6920); (2) Greater Peoria Radiobroadcasters, Inc. (File No. B4–P–3680; Docket No. 6709); (3) Edward J. Altorfer, John M. Camp, John H. Altorfer, Katherine A. Swain, and Timothy W. Swain, d/b as Illinois Valley Broadcasting Company (File No. B4–P–3686; Docket No. 6710); and (4) F. F. McNaughton (File No. B4–P–3803; Docket No. 6713) all of which request the frequency 1290 kc. at Peoria, Illinois, and have been designated for hearing in a consolidated proceeding;

It is ordered, That the application of George Dyson, Jr., d/b as The Alton Broadcasting Company be and it is hereby designated for hearing in the above-mentioned consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be and the same are hereby amended to include the application of George Dyson, Jr., d/b as The Alton Broadcasting Company (File No. B4–P–4518; Docket No. 7447).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5511; Filed, Apr. 2, 1946; 3:32 p. m.]

[Docket No. 7574]

COURIER-POST PUBLISHING CO. (KHMO)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of The Courier-Post Publishing Company (KHMO), Hannibal, Missouri, for construction permit; Docket No. 7454, File No. B4–P–4352.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the application of The Courier-Post Publishing Company (KHMO) (File No. B4–P–4352) for a construction permit to change frequency from 1340 kc to 1070 kc and increase power from 250 watts to 1 kw night, 5 kw day, employing a directional antenna for night use, unlimited time, at Hannibal, Missouri;

It is ordered, That the application of The Courier-Post Publishing Company (KHMO) be, and it is hereby, designated for hearing in a consolidated proceeding with the applications (all requesting construction permits for new standard broadcast stations) of:—(1) William L. Lipman (File No. B4–P–4436; Docket No. 7350) to be operated on the frequency 1050 kc with 250 watts power, daytime only, at Kenosha, Wisconsin; (2) Monona Broadcasting Company (File No. B4–P–4404; Docket No. 7351) to be operated on the frequency 1070 kc with 10 kw power and a directional antenna for night use, unlimited time, at Madison, Wisconsin; (3) Palladium Publishing Company (File No. B2–P–4023; Docket No. 7118) to be operated on the frequency 1060 kc with 250 watts power, daytime only, at Benton Harbor, Michigan; (4) Myles H. Jones (File No. B4–P–3787; Docket No. 7119) to be operated on the frequency 1060 kc with 1 kw power, daytime only, at Milwaukee, Wisconsin, all of which have been previously designated for hearing in a consolidated proceeding; and (5) Audrain Broadcasting Corporation (File No. B4–P–4401; Docket No. 7453) to be operated on the frequency 1340 kc with 250 watts power, unlimited time, at Mexico, Missouri, contingent on the grant of the application of The Courier-Post Publishing Company (KHMO), on the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate Station KHMO as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KHMO as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KHMO as proposed would involve objectionable interference with any existing or proposed broadcast service, with particular reference to Stations WIBC, CBA, KNX, WAPI, KFBI, and CHOK, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station KHMO as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the operation of Station KHMO as proposed would involve objectionable interference with any existing Canadian broadcast stations within the meaning of the North American Regional Broadcasting Agreement.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine upon a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be, and the same are, hereby amended to include the application of the Courier-Post Publishing Company (KHMO) (File No. B4–P–4352; Docket No. 7454).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5512; Filed, Apr. 2, 1946; 3:32 p. m.]

[Docket No. 7455]

UNIVERSITY OF MINNESOTA (KUOM)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of University of Minnesota (KUOM), Minneapolis, Minnesota, for construction permit; File No. B4–P–4547, Docket No. 7455.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the application of University of Minnesota (KUOM) (File No. B4–P–4547) for a construction permit requesting a cancellation of its present time-sharing agreement with Station WCAL of St. Olaf College, Northfield, Minnesota, and a change of frequency to 940 kc., with 5 kw. power, day, and 250 watts power, night, at Minneapolis, Minnesota;

It is ordered, That the application of University of Minnesota (KUOM) be and it is hereby designated for hearing in a consolidated proceeding with the application of Independent Broadcasting Company (File No. B4–P–3770; Docket No. 6734) for a construction permit for a new standard broadcast station to be operated on the frequency 940 kc., with 10 kw. power, daytime only, at Des Moines, Iowa, upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant to construct and operate Station KUOM as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KUOM as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station KUOM as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5517; Filed, Apr. 2, 1946; 3:33 p. m.]

[Docket No. 7457]

STATE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of State Broadcasting Company, Oklahoma City, Oklahoma, for construction permit; Docket No. 7457. File No. B3–P–4465.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the application of State Broadcasting Company (File No. B3–P–4465; Docket No. 7457) for a construction permit for a new standard broadcast station to be operated on the frequency 730 kc., with 1 kw. power, daytime only, at Oklahoma City, Oklahoma;

It is ordered, That the application of State Broadcasting Company be and it is hereby designated for hearing in a consolidated proceeding with the application of Kaw Broadcasting, Inc. (File No. B4–P–3989; Docket No. 7456), requesting the same facilities at Topeka, Kansas, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5513; Filed, Apr. 2, 1946; 3:32 p. m.]

[Docket Nos. 7462–7467]

YANKEE NETWORK, INC. ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of The Yankee Network Inc., Bridgeport, Connecticut, for construction permit; Docket No. 7462, File No. B1–PH–591; The Traveler's Broadcasting Service Corporation, Bridgeport, Connecticut, for construction permit; Docket No. 7463, File No. B1–PH–758; Harry F. Guggenheim, Bridgeport, Connecticut, for construction permit; Docket No. 7464, File No. B1–PH–844; Harold Thomas, Bridgeport, Connecticut, for construction permit; Docket No. 7465, File No. B1–PH–845; The Danbury News-Times Company, Danbury, Connecticut, for construction permit; Docket No. 7466, File No. B1–PH–641; The Western Connecticut Broadcasting Company, Stamford, Connecticut, for construction permit; Docket No. 7467, File No. B1–PH–607.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 20th day of March 1946;

The Commission having under consideration the above-entitled applications for construction permit for new metropolitan FM broadcast stations in the Bridgeport, Connecticut area; and

Whereas, it appears that a possible maximum of three metropolitan channels might be available in the vicinity of Bridgeport;

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which if any of the applications in this consolidated proceeding should be granted.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5520; Filed, Apr. 2, 1946; 3:35 p. m.]

[Docket No. 7468]

MORAINE BROADCASTERS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Moraine Broadcasters, Inc., Dayton, Ohio, for Construction Permit; Docket No. 7468, File No. B2–PH–867.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Dayton, Ohio;

It is ordered, That this application be designated for hearing to be consolidated with the hearings on the applications of The Crosley Corporation, et al. (Docket Nos. 7235–7239 inclusive and 7409) for construction permits for new FM metropolitan broadcast stations in the Dayton and Springfield, Ohio, areas, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the order heretofore issued in the consolidated proceedings for Docket Nos. 7235–7239 inclusive and 7409 be, and it is hereby amended to include the application of the Moraine Broadcasters, Inc., Dayton, Ohio (File No. B2–PH–867, Docket No. 7468).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5521; Filed, Apr. 2, 1946; 3:35 p. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5428]

HIGH SEAS TUNA PACKING COMPANY, INC.

NOTICE OF HEARING

Complaint. The Federal Trade Commission, having reason to believe that the party respondent named in the caption hereof and hereinafter more particularly designated and described, since June 11, 1941, has violated and is now violating the provisions of subsection (c) of section 2 of the Clayton Act (U.S.C. Title 15, Sec. 13) as amended by the Robinson-Patman Act, approved June 19, 1936, hereby issues its complaint, stating its charges with respect thereto as follows:

PARAGRAPH 1. Respondent High Seas Tuna Packing Company, Inc., is a corporation, organized and existing under the laws of the State of California, with

its principal office and place of business located at 2802 Canon St., Point Loma, San Diego, California.

PAR. 2. Respondent is now engaged and since 1941 has been engaged in the business of buying, packing, selling and distributing fish, particularly tuna and mackerel, and fish products in its own name and for its own account. Respondent sells and distributes these products principally through brokers or intermediaries who act as respondent's agents in finding buyers for respondent's products, in negotiating their sale at respondent's prices and for such services respondent pays such brokers or intermediaries commissions or brokerage fees. Such transactions are not challenged by this complaint. Respondent, however, also sells its products directly to other buyers, involving shipments in commerce, particularly the French Sardine Co. of Terminal Island, California, and Lang & Stroh Company, 204 Davis St., San Francisco, California, and on such sales, respondent pays to such buyers, directly or indirectly, commissions or brokerage fees.

PAR. 3. Respondent in the course and conduct of its business as described has sold, distributed and transported, and generally does sell, distribute and transport, its fish products in commerce between the State of California and other states of the United States.

PAR. 4. Respondent since 1941 in connection with the interstate sale, distribution and shipment of its fish products has been and is now paying or granting, directly or indirectly, commissions, brokerage or other compensation, allowances or discounts in lieu thereof to French Sardine Co. and Lang & Stroh Company, each of which purchased said fish products from respondent in its own name and for its own account, taking title thereto and assuming all rights and risks of ownership thereafter and in the resale of such products.

PAR. 5. The aforesaid acts and practices of respondent in paying or granting to purchasers of its products, directly or indirectly, commissions, brokerage or other compensation and allowances or discounts in lieu thereof, as set out hereinabove, are in violation of subsection (c) of section 2 of the Clayton Act, as amended

Wherefore, the premises considered, the Federal Trade Commission on this 27th day of March, A. D. 1946, issues its complaint against said respondent.

Notice. Notice is hereby given you, High Seas Tuna Packing Company, Inc., a corporation, that the 3d day of May, A. D. 1946, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place when and where a hearing will be had on the charges set forth in this complaint, at which time and place you will have the right, under said act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

> In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.
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> * * * * *
>
> Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.
>
> If respondent desires to waive hearings on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact chrged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.
>
> Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its complaint, to be signed by its Secretary, and its official seal to be hereto affixed, at Washington, D. C., this 27th day of March A. D. 1946.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-5555; Filed, Apr. 3, 1946; 11:12 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5723]

FRIEDRICH-WILHELM GEORG GRAVENSTEIN

In re: Patent applications of Friedrich-Wilhelm Georg Gravenstein.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Friedrich-Wilhelm Georg Gravenstein is a resident of Germany and a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Friedrich-Wilhelm Georg Gravenstein;

3. That the property described as follows: Patent applications identified as follows, together with the entire right, title and interest throughout the United States and its territories in and to, including the right to file applications in the United States Patent Office for Letters Patent for, the inventions shown or described in such aplications:

Serial No., Filing Date, Inventor, Title

442,253; 5-8-42; Friedrich-Wilhelm Georg Gravenstein; Improvements in or Relating to the Manufacture of Printed Articles.

442,254; 5-8-42; Friedrich-Wilhelm Georg Gravenstein; Process of Manufacturing and Reproducing of Manuscripts for Prints.

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No 9095, as amended.

Executed at Washington, D. C., on January 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5458; Filed, Apr. 2, 1946; 11:10 a. m.]

[Vesting Order 5777]

SCHWAN-BLEISTIFT FABRIK, A. G.

In re: Interests in Contracts relating to Trade-Marks of Schwan-Bleistift Fabrik, A. G., Nuremberg, Germany.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Schwan-Bleistift Fabrik, A. G is a corporation organized under the laws of and having its principal place of business in Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Schwan-Bleistift Fabrik, A. G.,

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreements hereinafter described, together with the right to sue therefor) created in Schwan-Bleistift Fabrik, A. G. by virtue of an agreement dated February 15, 1928 (including all modifications thereof and supplements thereto, if any) by and between Schwan-Bleistift Fabrik, A. G., the Stationery Export and Import Corporation and Ferdinand Hosselet, and by virtue of an agreement dated October 27, 1932 (including all modifications thereof and supplements thereto, if any) by and between Schwan-Bleistift Fabrik, A. G. and Swan Pencil Co., Inc., incorporating and renewing said agreement dated February 15, 1928, and relating, among other matters, to trade-marks of Schwan-Bleistift Fabrik, A. G.,

is property payable or held with respect to trade-marks or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5459; Filed, Apr. 2, 1946; 11:10 a. m.]

[Vesting Order 5778]

BAUMWERK A. G. STAHLWARENFABRIK HEINR. BOKER AND CO.

In re: Interests of Baumwerk A. G. Stahlwarenfabrik Heinr. Boker and Co. and/or Heinr. Boker & Co. in a Contract relating to Trade-marks.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Baumwerk A. G. Stahlwarenfabrik Heinr. Boker and Co., and Heinr. Boker & Co., business enterprises having their principal places of business at Solingen, Germany are nationals of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Baumwerk A. G. Stahlwarenfabrik Heinr. Boker and Co. and/or Heinr. Boker & Co.;

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Baumwerk A. G. Stahlwarenfabrik Heinr. Boker and Co. and/or Heinr. Boker & Co. by virtue of an agreement effective as of January 1, 1928 (including all modifications thereof and supplements thereto, if any) by and between Baumwerk A. G. Stahlwarenfabrik Heinr. Boker and Co. and H. Boker & Co., Inc. relating, among other matters, to trade-marks of Heinrich Boker & Co.,

is property payable or held with respect to trade-marks or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5460; Filed, Apr. 2, 1946; 11:10 a. m.]

[Vesting Order 5870]

SIEMENS & HALSKE AKT. ET AL

In re: Abandoned United States Patent Applications of Nationals of Germany.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Siemens & Halske Akt. is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That Siemens Apparate und Maschinen G. m. b. H. is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

3. That the property described in subparagraph 4 hereof is property of Siemens & Halske Akt. or Siemens Apparate und Maschinen G. m. b. H.;

4. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property of nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

ABANDONED UNITED STATES PATENT APPLICATIONS OF NATIONALS OF GERMANY

Serial No., Date, Inventor and Invention

728,644; 6-2-34; Eduard Fischel and Gerhard Rieper; Control mechanisms operating by means of a pressure medium.

Owned by Siemens & Halske Akt. Siemenstadt, near Berlin, Germany.

The following applications are owned by Siemens Apparate und Maschinen G. m. b. H.

Serial No., Date, Inventor and Invention

135,129; 4-5-37; Paul E. Koster; Navigating instruments with turn indicator for aircraft.

147,608; 6-11-37; Eduard Fischel; Method for ascertaining the liquid contents of a container.

148,818; 6-17-37; Klaus Riedel; Arrangement for the adjustment of an element in dependence of at least two control quantities.

164,086; 9-15-37; Eduard Fischel and H. Langgasser; Arrangement for automatically adjusting control surfaces in aircraft.

165,601; 9-24-37; Eduard Fischel; Control apparatus for vehicles.

168,530; 10-11-37; Heinrich Langgasser and H. Straube; Pendulum devices for governing stabilizing systems.

168,678; 10-12-37; Friedrich Lauck; Course indicating, repeating, and controlling apparatus for vehicles.

176,370; 11-24-37; Karl W. Fieber; Pressure operated power system.

177,836; 12-2-37; Walter List; Instrument for indicating the position of the various control elements of an airplane.

178,002; 12-3-37; Eduard Fischel; Direction indicating apparatus.

191,555; 2-19-38; Heinrich Langgasser; Gyroscopic apparatus.

200,204; 4-5-38; Paul Scholz and H. Sell; Rotors.

203,949; 11-23-38; Gerald Klein; Telephone receivers.

207,639; 5-12-38; Friedrich Lauck; Means for controlling one or a plurality of indicating pointers.

211,962; 6-4-38; Heinrich Roland; Means for conducting a pressure agent to and from an articularly mounted cylinder.

214,156; 6-16-38; Heinrich Langgasser; Servo-motor control arrangement for aircraft.

228,061; 9-1-38; Gustav Barth; Direction indicating means.

242,392; 11-25-38; Paul-Heinz Rohll; Armoured helmets for aviators.

247,524; 12-23-38; Eugen Blattmann; Gear trains.

258,116; 2-23-39; Hermann Brandt; Gyroscope and more particularly to means for automatically maintaining a gyroscope in a predetermined position relation to its mounting.

285,450; 7-19-39; Karl W. Fieber and K. Saur; Fluid pressure cylinders with sliding pistons.

288,670; 8-5-39; Hans Sachade and H. Krug; Control surface governing means for vehicles.

325,062; 3-20-40; Johannes Thiry and H. Partenfelder and H. Temme; Apparatus employing fluid as a medium for transferring energy.

341,211; 6-18-40; Fritz Winckel; Aircraft navigational apparatus.

344,580; 7-9-40; Kurt Gebhardt and T. Klemm; Indicator.

[F. R. Doc. 46-5461; Filed, Apr. 2, 1946; 11:10 a. m.]

[Vesting Order 6067]

ELIZABETH WEBER

In re: Estate of Elizabeth Weber, deceased; File D-28-4198.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Margaret Heppe, Isle Wenning, Margot Wenning, Rose Wenning, Ruth Wenning Schaefer, Louise Lieberknecht, Minna Lieberknecht, Adolph Steffen, and Marie Baumgartner, and each of them, in and to the Estate of Elizabeth Weber, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Margaret Heppe, Germany.
Isle Wenning, Germany.
Margot Wenning, Germany.
Rose Wenning, Germany.
Ruth Wenning Schaefer, Germany.
Louise Lieberknecht, Germany.
Minna Lieberknecht, Germany.
Adolph Steffen, Germany.
Marie Baumgartner, Germany.

That such property is in the process of administration by Walter R. Caples, as administrator d. b. n. c. t. a., acting under the judicial supervision of the Orphans' Court of Baltimore City, Maryland;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5462; Filed, Apr. 2, 1946; 11:10 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 142, Order 67]

MONOWATT ELECTRIC CORP.

DETERMINATION OF MAXIMUM PRICES

Order No. 67 under Supplementary Order No. 142, adjustment provisions for sales of industrial machinery and equipment. The Monowatt Electric Corporation; Docket Nos. 6083 SO 142-136-243 and 6083 SO 142-82-11.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by The Monowatt Electric Corporation, Providence, Rhode Island, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 10% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to sales prices made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136; 4 (d) (1) (i) of Maximum Price Regulation 67; § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the approprite provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before a change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Monowatt Electric Corporation shall notify each purchaser, who buys the products listed in paragraph (a) above for resale, of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5489; Filed, Apr. 2, 1946; 11:43 a. m.]

[MPR 260, Order 2126]

ALEXANDER F. ROSE

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Alexander F. Rose, 321 Willetts Avenue, New London, Conn. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Memories	4½"[1]	50	$40	5
1867	5"[1]	80	115	15

[1] Prices apply to this brand and size using only all Havana (Type 81) wrappers and long filler.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5479; Filed, Apr. 2, 1946; 11:40 a. m.]

[MPR 260, Order 2127]

AUGUST FREEMAN

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) August Freeman, 123 West Main Street, Danville, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Don Duro[1]	Don Duro	50	$75	10

[1] Attention of manufacturer is directed to average retail price ceiling requirement of Maximum Price Regulation 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5480; Filed, Apr. 2, 1946; 11:40 a. m.]

[MPR 260, Order 2128]

EDWARD C. GROTHE

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Edward C. Grothe, 215 South Main Street, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Mellow Moon...	Perfecto.....	50	$56	7
Crimson Queen..	....do.....	50	56	7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5481; Filed, Apr. 2, 1946; 11:40 a. m.]

[MPR 260, Order 2129]

LEON C. SMITH

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Leon C. Smith, Red Lion, R. F. D. No. 2, Pa. (hereinafter called manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Hav. A. Le. Tena	Le Tena. Deluxe.[1]	50	$75	10

[1] Prices apply to this brand and frontmark using only Florida Shade grown (Type 62) Prime Light wrappers and Havana (Type 81) and Porto Rico (Type 46) short filler as specified in application.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5482; Filed, Apr. 2, 1946; 11:41 a. m.]

[MPR 260, Order 2130]

E. POPPER AND CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) E. Popper and Company, Inc., 315 E. 91st Street, New York, N. Y. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Temp.....	Perfecto.....	50	$169	22
	Petit Corona..	50	138	18

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5483; Filed, Apr. 2, 1946; 11:41 a. m.]

[MPR 389, Order 33]

CHILI CON CARNE, INC., ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On October 22, 1945, Chili Con Carne, Inc., of 160 North LaSalle Street, Chicago 1, Illinois, filed an application for the establishment of maximum prices on sales of the sausage product known as "Chili Con Carne" with beans, and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-44.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Chili Con Carne" with beans and made by Chili Con Carne, Inc., in accordance with the individual formula submitted to the Office of Price Administration with the application for this order except that boneless processing beef of cutter and canner grade may be used as the meat ingredient, shall be determined by the sellers as follows:

(1) The base price for the product listed is established at the following amount per hundredweight:

"Chili Con Carne" with beans..... $19.25

low the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5483; Filed, Apr. 2, 1946; 11:41 a. m.]

[MPR 389, Order 33]

CHILI CON CARNE, INC., ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On October 22, 1945, Chili Con Carne, Inc., of 160 North LaSalle Street, Chicago 1, Illinois, filed an application for the establishment of maximum prices on sales of the sausage product known as "Chili Con Carne" with beans, and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-44.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Chili Con Carne" with beans and made by Chili Con Carne, Inc., in accordance with the individual formula submitted to the Office of Price Administration with the application for this order except that boneless processing beef of cutter and canner grade may be used as the meat ingredient, shall be determined by the sellers as follows:

(1) The base price for the product listed is established at the following amount per hundredweight:

"Chili Con Carne" with beans..... $19.25

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage other than kosher sausage, all beef sausage, and sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Chili Con Carne" with beans to a wholesaler, peddler truck seller, or intermediate distributor Chili Con Carne, Inc., shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Chili Con Carne" with beans have been established by the Office of Price Administration at the base price of $19.25 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (see section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler truck seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Chili Con Carne" with beans to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Chili Con Carne" with beans have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 33 may be revoked or amended by the Price Administrator at any time.

This Order No. 33 shall become effective April 3, 1946.

NOTE: This order has the prior written approval of the Secretary of Agriculture (10 F.R. 8419).

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5484; Filed, Apr. 2, 1946; 11:41 a. m.]

[MPR 389, Order 34]

STADLER BROS. PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On January 24, 1946, Stadler Brothers Packing Company, of Columbus, Indiana, filed an application for the establishment of maximum prices on sales of the sausage product known as "Chopped Ham Loaf" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-42.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Chopped Ham Loaf" and made by Stadler Brothers Packing Company in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, shall be determined by the seller as follows:

(1) The base price for the product listed is established at the following amount per hundredweight:

Chopped Ham Loaf..... $44.25

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Chopped Ham Loaf" to a wholesaler, peddler truck seller, or intermediate distributor Stadler Brothers Packing Company shall supply each such seller with a written notice in the following form:

Our OPA ceiling prices for "Chopped Ham Loaf" have been established by the Office of Price Administration at the base price of $44.25 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler truck seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Chopped Ham Loaf" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Chopped Ham Loaf" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labeling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 34 may be revoked or amended by the Price Administrator at any time.

This Order No. 34 shall become effective April 3, 1946.

NOTE: This order has the prior written approval of the Secretary of Agriculture (10 F.R. 8419).

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5485; Filed, Apr. 2, 1946; 11:41 a. m.]

[MPR 478, Order 167]

NORTH SHORE LEATHER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

(a) The maximum price for sales of the following coated fabric converted by the North Shore Leather Company, 38–42 Endicott Street, Peabody, Massachusetts, shall be as follows:

Commodity—For Sales to Manufacturers

53" 1.32 sateen, dyed, coated with 16 dry ozs. of pyroxylin coating (supplied by Weymouth Art Leather Company) and further topped and embossed to simulate leather effects:
Plain colors: $1.49¼ per linear yard.
Reds: $1.52¾ per linear yard.

(b) With or prior to the first delivery of the coated fabric covered by this order, to any person other than a manufacturer, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5486; Filed, Apr. 2, 1946; 11:42 a. m.]

[MPR 591, Order 402]

BRIGGS FILTRATION CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net price, excluding Federal excise tax, for sales by any person to consumers of the following gas fired storage water heater manufactured by the Briggs Filtration Company, Bethesda, Maryland; and described in its application dated February 14, 1946, shall be:

No. 30–X—30 gallon gas fired storage water heater, outside flue, galvanized tank, insulated and equipped with snap action type valve: $93.00.

(b) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment for sales by any person to dealers, shall be the maximum price specified in (a) above less a discount of 25 per cent.

(c) The maximum net price, excluding Federal excise tax, for sales by any person to jobbers, shall be the maximum price specified in (a) above less successive discounts of 25 and 20 per cent.

(d) The maximum net price set forth in (c) above shall be f. o. b. point of shipment with actual freight allowed up to $1.00 per hundred weight on shipments of 100 pounds or more.

(e) In addition to the allowance set forth in (d) above, each seller shall extend discounts allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(f) The maximum prices on an installed basis of the commodities covered by this Order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(g) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(h) The Briggs Filtration Company shall attach to each gas fired water heater covered by this order a tag containing the following:

OPA Maximum Retail Price Not Installed, Including Actual Federal Excise Tax Paid at Source—$------

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5490; Filed, Apr. 2, 1946; 11:37 a. m.]

[MPR 580, Amdt. 1 to Order 198]

CAPE COD SHIRT CO.

ESTABLISHMENT OF MAXIMUM PRICES

Correction

In Federal Register Document 46-3270 on page 2248, issue of Tuesday, March 5, 1946, the first item under Manufacturer's selling price in the table should read "$17.01–$18.50."

[Order 47 Under 3 (c)]

MODERN STEEL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.3 (c) of the General Maximum Price Regulation, *It is ordered:*

(a) The maximum net delivered prices for sales to consumers by any person of the following commodities distributed by the Modern Steel Company of Geneva, Illinois, shall be:

LINOLEUM SINK TOP WITH PORCELAIN BOWLS

Linoleum covered steel kitchen sink top 4" back:	
42 x 25¼"----------	$57.30
54 x 25¼"----------	65.70
60 x 25¼"----------	69.95
72 x 25¼"----------	94.95

LINOLEUM SINK TOP WITH STAINLESS STEEL BOWLS

Linoleum covered steel kitchen sink top 4" back:	
42 x 25¼"----------	$112.00
54 x 25¼"----------	134.00
60 x 25¼"----------	125.60
72 x 25¼"----------	187.70

PORCELAIN SINK TOP

Porcelain sink tops:	
42 x 25"----------	$28.65
54 x 25"----------	35.95
60 x 25"----------	43.35

(b) The maximum net prices, f. o. b. point of shipment, for sales to jobbers by any person of the commodities covered by this order shall be the maximum prices specified in (a) less successive discounts of 40–20 percent.

(c) The maximum net prices, f. o. b. point of shipment to dealers by the Modern Steel Company of the commodities covered by this order shall be the maximum prices specified in (a) less successive discounts of 40–11 percent.

(d) The maximum net prices, f. o. b. point of shipment to dealers by the Modern Steel Company of the commodities covered by this order shall be the maximum prices specified in (a) less a discount of 40 percent.

(e) The maximum net prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general trade category during March 1942.

(f) The maximum prices for sales on installed basis of the commodities covered by this order shall be subject to the provisions of Revised Maximum Price Regulation No. 251.

(g) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except a dealer, upon resale.

(h) The Modern Steel Company shall attach to each of the commodities covered by this order, a tag or label setting forth the model number and the item's maximum consumer price as established by this order, together with a statement that the tag or label is not to be removed by any seller.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5470; Filed, Apr. 2, 1946; 11:37 a. m.]

[MPR 64, Amdt. 2 to Order 196]

EDISON GENERAL ELECTRIC APPLIANCE CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to sections 3 and 11 of Maximum Price Regulation No. 64, *It is ordered*, That Order No. 196 under sections 3 and 11 of Maximum Price Regulation No. 64 be and it hereby is, amended in the following respect:

1. Paragraph (a) (1) is amended to read as follows:

(1) For sales by wholesale distributors to retail dealers, the maximum prices, including the federal excise tax, are as follows:

Model	Maximum prices for sales by wholesale distributors to servicing retail dealers	
	In quantities of 1 to 4	In quantities of 5 or more
	Each	*Each*
RB 8	$72.64	$67.92
RB 15	79.89	75.81
RB 17	121.32	110.02
RC 8	160.87	151.31

A wholesale distributor shall determine his maximum prices for sales to a non-servicing retail dealer by adding to the maximum prices, listed above, the same differential which he had in effect during March 1942, between sales to servicing and non-servicing retail dealers. If a particular wholesale distributor was not in business during March, 1942, he shall apply the differential which his closest competitor had in effect during that time.

These maximum prices are f. o. b. seller's city. However, when shipment is made directly from the factory to the retail dealer, pursuant to the wholesale distributor's order, the above maximum prices are f. o. b. the retail dealer's city.

For the purposes of this order, the following terms shall have the following meanings:

(i) "Servicing retail dealer" means a retail dealer who delivers the range to the ultimate consumer, and provides all necessary services, in connection with delivery, installation and the furnishing of a one year warranty.

(ii) "Non-servicing retail dealer" means a retail dealer who sells a range, delivery of which is made directly to the ultimate consumer by the wholesale distributor, the latter providing all necessary services in connection with delivery, installation and the furnishing of a one year warranty.

This amendment shall become effective April 2, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R Doc. 46-5472; Filed, Apr. 2, 1946; 11:38 a. m.]

[MPR 64, Amdt. 2 to Order 198]

GENERAL ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to sections 3 and 11 of Maximum Price Regulation No. 64, *It is ordered*, That Order No. 198 under sections 3 and 11 of Maximum Price Regulation No. 64 be, and it hereby is, amended in the following respect:

1. Paragraph (a) (1) is amended to read as follows:

(1) For sales by wholesale distributors to retail dealers, the maximum prices including the federal excise tax, are as follows:

Model	Maximum prices for sales by wholesale distributors to servicing retail dealers	
	In quantities of 1 to 4	In quantities of 5 or more
	Each	*Each*
AP146A8	$72.62	$67.87
CT146A9	79.99	75.87
CD246A9	121.25	109.91
DD246A9	177.26	160.68

A wholesale distributor shall determine his maximum prices for sales to a non-servicing retail dealer by adding to the maximum prices, listed above, the same differential which he had in effect during March, 1942, between sales to servicing and non-servicing retail dealers. If a particular wholesale distributor was not in business during March 1942, he shall apply the differential which his closest competitor had in effect during that time.

These maximum prices are f. o. b. seller's city. However, when shipment is made directly from the factory to the retail dealer, pursuant to the wholesale distributor's order, the above maximum prices are f. o. b. the retail dealer's city.

For the purposes of this order, the following terms shall have the following meanings:

(i) "Servicing retail dealer" means a retail dealer who delivers the range to the ultimate consumer, and provides all necessary services in connection with delivery, installation and the furnishing of a one year warranty.

(ii) "Non-servicing retail dealer" means a retail dealer who sells a range, delivery of which is made directly to the ultimate consumer by the wholesale distributor, the latter providing all necessary services in connection with delivery, installation and the furnishing of a one-year warranty.

This amendment shall become effective on the 2d day of April 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5473; Filed, Apr. 2, 1946; 11:38 a. m.]

[MPR 64, Rev. Order 229]

QUINCY STOVE MFG. CO.

APPROVAL OF MAXIMUM PRICES

Order No. 229 under section 11 of Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales at retail of certain ranges manufactured by Quincy Stove Mfg. Company, of Quincy, Illinois, as follows:

For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales by retail dealers to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
1L161-TXFC-LS	$208.95	$213.50	$217.95	$225.25
1L161-TXFC-HS	214.75	219.50	223.95	231.25
1M161-TXFC-LS	208.95	213.50	217.95	225.25
1M161-TXFC-HS	214.75	219.50	223.95	231.25
1H93-TXFC-LS	202.95	209.50	215.95	226.25
1H93-TXFC-HS	208.95	215.25	221.95	232.25
1H94-TXFC-LS	202.95	209.50	215.95	226.25
1H94-TXFC-LS	208.95	215.25	221.95	232.25
1C183-TXFC-LS	205.95	211.25	216.75	225.25
1C183-TXFC-HS	211.75	217.25	222.50	231.25
1C184-TXFC-LS	205.95	211.25	216.75	225.25
1C184-TXFC-HS	211.75	217.25	222.50	231.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 from the maximum price shown above for his sales on an installed basis. In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances), and other price differentials, in effect on sales of similar articles.

(b) If an article covered by this order is delivered without any of the items of equipment, listed below, the appropriate one of the following deductions must be made from the maximum price set forth in paragraph (a):

Minimum Amount Which Must Be Deducted From the Maximum Price

Item of equipment:	
Light and minute minder	$6.95
Broiler	5.95
Thermostat	13.75
Folding cover (for Models 1H93-TXFC-LS, 1H93-TXFC-HS, 1H94-TXFC-LS, 1H94-TXFC-HS)	9.75
Folding cover (for Models 1L161-TXFC-LS, 1L161-TXFC-HS, 1M161-TXFC-LS, 1M161-TXFC-HS, 1C183-TXFC-LS, 1C183-TXFC-HS, 1C184-TXFC-LS, 1C184-TXFC-HS)	11.75

(c) The manufacturer shall, before delivering any range covered by this revised order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail ceiling prices established by this revised order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label.

(d) For purposes of this revised order, Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Illinois.

Zone 2: New York, Pennsylvania, New Jersey, Maryland, Delaware, District of Columbia, West Virginia, Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Indiana, Ohio, Michigan, Wisconsin, Minnesota, Iowa, Nebraska, Kansas, Missouri, Oklahoma, and Arkansas.

Zone 3: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, Florida, North Dakota, South Dakota, Wyoming, Colorado, New Mexico, Texas, and Louisiana.

Zone 4: Montana, Idaho, Washington, Oregon, California, Nevada, Arizona, and Utah.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 3d day of April 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5471; Filed, Apr. 2, 1946; 11:38 a. m.]

[MPR 120, Order 1617]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

ADJUSTMENT OF MAXIMUM PRICES

Order No. 1617 under Maximum Price Regulation No. 120. Bituminous coal delivered from mine or preparation plant. Granting permission for adjustable pricing. Docket No. 6053-120.207 (a)-609.

For the reasons set forth in an opinion which has been issued simultaneously herewith and filed with the Division of the Federal Register, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and in accordance with § 1340.203 of Maximum Price Regulation No. 120, *It is ordered:*

(a) On and after April 1, 1946, coal producers operating mines in District No. 10, who are members of the Coal Producers Association of Illinois or the St. Clair-Madison County Coal Operators Association, and are under contract with the Progressive Mines of America to pay a wage increase retroactive to April 1, 1946, when an agreement has been reached for a new wage contract, may enter into agreements with purchasers of their coals other than retail dealers, to adjust their current maximum prices upon deliveries made prior to an increase in maximum prices as a result of the new wage agreement in the amount of the price adjustment.

(b) This order may be revoked or amended by the Administrator at any time.

(c) This order shall become effective April 1, 1946.

Issued this 1st day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5474; Filed, April 2, 1946; 11:36 a. m.]

[MPR 200, Order 16]

O'SULLIVAN RUBBER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1315.1405b of Maximum Price Regulation 200, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales by the manufacturer and by wholesalers in the shoe repair trade of the women's composition half-soles, black and tan color, 7½-iron, bearing the brand name, Aristocrat, which are manufactured by the O'Sullivan Rubber Corporation, Winchester, Virginia. This order also establishes maximum prices for shoe repairmen's sales (unattached) of these women's composition half-soles.

(b) *Manufacturer's and wholesalers' maximum prices.* The manufacturer's and wholesalers' maximum prices for sales in the shoe repair trade of the women's composition half-soles described in paragraph (a) shall be as follows:

7½-IRON ARISTOCRAT WOMEN'S HALF-SOLES

[PER DOZEN PAIRS]

Color	To shoe repairmen list	To wholesalers net
Black	$2.35	$1.76
Tan	3.45	2.59

The above maximum prices for sales to shoe repairmen shall be reduced by any cash discounts given by the seller to shoe repairmen of the same class during March 1942.

The above maximum prices for sales to wholesalers shall be decreased by 5% if the purchaser pays cash within 30 days after delivery.

All other discounts, allowances and trade practices of sellers which were in effect during March, 1942, shall apply to sales covered by this order.

(c) *Shoe repairmen's maximum prices.* The maximum prices for sales by shoe repairmen of the unattached soles described in paragraph (a) shall be 40% of the maximum price established under Revised Maximum Price Regulation 165 or by an area pricing order under Supplementary Service Regulation No. 47 for shoe repairmen's sales of the attached soles.

(d) *Notification of maximum prices.* With or prior to the first delivery to a shoe repairman or wholesaler of any of the soles covered by this order the seller shall notify the buyer in writing that the maximum prices for shoe repairmen's sales of the unattached soles to consumers shall be 40% of the maximum prices established under Revised Maximum Price Regulation 165 or by an area pricing order under Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation 165 for shoe repairmen's sales of the attached soles. If the buyer is a wholesaler of the soles covered by this order the seller shall also notify the wholesaler in writing of the maximum prices applicable to his resales as established by paragraph (b) of this order. This notification shall include a statement that the wholesaler is required to notify any purchaser to whom he sells that the maximum prices for shoe repairmen's sales of the unattached soles to consumers shall be the maximum prices for sales of the unattached soles as established by paragraph (c) of this order.

(e) All provisions of Maximum Price Regulation 200 not inconsistent with this order shall be applicable to sales covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5475; Filed, Apr. 2, 1946; 11:38 a. m.]

[MPR 260, Order 2123]

P. C. REICHARD

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) P. C. Reichard, R. D. #1, Windsor, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Hav-A-Dime	Perfecto	50	$60.00	2 for 15
Hamilton	De Luxe	50	60.00	2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5476; Filed, Apr. 2, 1946; 11:39 a. m.]

[MPR 260, Order 2124]

JOSE A. MARTIN

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Jose A. Martin, 237 E. 103d Street, New York 29, N. Y. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
General Taste	Perfecto [1]	50	$123	16

[1] Prices apply to this brand and frontmark using only all long filler (Havana) type 81 and Porto Rico (type 46) tobacco in proportions specified in application.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5477; Filed, Apr. 2, 1946; 11:39 a. m.]

[MPR 260, Order 2125]

ROLAND L. SECHRIST

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Roland L. Sechrist, Rear 211 N. Main Street, Red Line, Pa. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price [1] set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
El-Captain	Invincible	50	$72.00	9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established

[1] Attention of manufacturer is directed to average retail price ceiling requirement of Maximum Price Regulation 260.

by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5478; Filed, Apr. 2, 1946; 11:39 a. m.]

[MPR 64, Amdt. 1 to Order 255]

WESTINGHOUSE ELECTRIC CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) That Order 255 under Maximum Price Regulation No. 64 is amended in the following respect:

1. Paragraph (a) (1) is amended to read as follows:

(1) For sales by wholesale distributors to retail dealers the ceiling prices, including the Federal excise tax, are those set forth below:

Model:	*Ceiling prices for sales to retail dealers (each)*
B-64-46	$161.26
D-64-46	106.32
E-64-46	83.93

These ceiling prices are for sales to the class of retail dealers to whom the wholesale distributor customarily sold at his highest price. The wholesale distributor shall determine his ceiling prices to other classes of retail dealers by applying to the above ceiling prices his customary discounts, allowances and other price differentials in effect on sales to the particular class of dealer. These ceiling prices are f. o. b. seller's city. When, however shipment is made directly from the factory to the retail dealer pursuant to the wholesale distributor's order, the above prices are freight prepaid. A wholesale distributor who, at the request of the dealer, provides the consumer with delivery, installation, and any service necessary in connection with the sale of the range may make an additional charge per range (which must be separately stated) no greater than the differential he had in effect during March 1942 for similar sale on a similar basis of, if he had no such differential in March 1942, no greater than the differential charged for such servicing by his closest seller of the same class who had such a differential. In all other respects these ceiling prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

This amendment shall become effective on the 2d day of April 1946.

Issued this 2d day of April 1946.

JAMES G. ROGERS, Jr.
Acting Administrator.

[F. R. Doc. 46-5523; Filed, Apr. 2, 1946; 4:30 p. m.]

[MPR 188, Order 4934]

SOFT MATTRESSES

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:*

Sec.
1. Articles covered by this order.
2. Manufacturers' maximum prices.
3. Maintenance of normal production.
4. Manufacturers' reports.
5. Maximum prices for sales at wholesale; or to commercial and institutional users.
6. Invoices to purchasers for resale.
7. Notification to purchasers for resale.
8. Retailers' maximum prices.
9. "Branded articles".
10. Terms of sale.
11. Credit charges.
12. Relationship of this order to other orders or regulations.
13. Revision of maximum prices.
14. Revocation or amendment.

SECTION 1. *Articles covered by this order.* This order covers all soft mattresses. When used in this order, the term "soft mattress" includes only;

(a) *Blown mattresses.* That is, mattresses wholly filled with loose cotton fibre, which is blown into the ticking.

(b) *Plated mattresses.* That is, mattresses filled with loose cotton fibre, overlaid by layers of felted cotton; and

(c) *Felt mattresses.* That is, mattresses wholly filled with layers of felted cotton.

SEC. 2. *Manufacturers' maximum prices.*—(a) *Determination of maximum prices.* Manufacturers shall continue to determine their maximum prices for articles covered by this order under the same regulation and pricing provisions applicable before this order was issued.

(b) *Increase factor.* Manufacturers may increase, by 15 per cent, their maximum prices (exclusive of any permitted increases) properly established under Maximum Price Regulation No. 188 or the "comparability method" of Order No. 4332 under that regulation for sales to all persons except household consumers.

(c) *"Adjusted maximum price."* A manufacturer's "adjusted maximum price" is the highest of the following three amounts:

(1) His maximum price properly established under Maximum Price Regulation No. 188 or the "comparability method" of Order No. 4332 under that regulation increased by 15 per cent in accordance with paragraph (b) of this section.

(2) His maximum price properly established under Maximum Price Regulation No. 188 or Order No. 4332 under that regulation, plus any increases in that maximum price permitted by an OPA order,[1] other than this order.

(3) His maximum price properly established under section 5 of Supplementary Order No. 118.

A manufacturer may make sales and deliveries at or below his adjusted maximum price computed under this section.

(d) *"Unadjusted maximum price".* A manufacturer's "unadjusted maximum price" for his sale of an article covered by this order is 89 percent of his actual selling price for the article (before making discounts, allowances, and other price differentials, including PMs—premium money payments).

SEC. 3. *Maintenance of normal production.* An order may be issued under this section denying a manufacturer permission to adjust his maximum prices by all or part of the increase factor specified in section 2 when it appears to the Price Administrator, on the basis of information available to the Office of Price Administration, that: (a) the manufacturer has discontinued production of the low-end models which he made and delivered during the period from July 1, 1940 to June 30, 1941; or (b) the manufacturer has decreased the proportion of low-priced to high-priced models which he made and delivered during the period from July 1, 1940 to June 30, 1941, so that his present or prospective production is not representative, in that respect, of his production during that period.

The average price at which the manufacturer's production of each article will be sold shall be a consideration in determining the amount, if any, of the increase which will be granted such a manufacturer.

SEC. 4. *Manufacturers' reports.* (a) Before delivering an article covered by this order, each manufacturer shall file a report with the Office of Price Administration, Washington 25, D. C., which report shall set forth the following:

(a) The date of the report.
(b) The manufacturer's name and address.

[1] This refers to Supplementary Order No. 118, and to orders issued under Supplementary Orders No. 119 and 133, and Order No. A-2 under Maximum Price Regulation No. 188.

(c) The model designation of the article.
(d) The specifications of the article.
(e) The manufacturer's "adjusted maximum price" for sales of the article to each class of purchaser (as defined in section 2 of this order).
(f) The manufacturer's terms, discounts, allowances, and other price differentials in effect during March 1942 or thereafter properly established under the applicable OPA regulation.

The report must be filed by every manufacturer whose maximum price has been established under Maximum Price Regulation No. 188, or under Supplementary Order No. 118; or has been adjusted under Revised Supplementary Order No. 119, or under Supplementary Orders Nos. 118 or 133, or under Order No. A-2 under Maximum Price Regulation No. 118, or under this order.

NOTE: Section 9 sets forth additional information required with respect to "branded articles."

(b) No manufacturer may sell an article covered by this order at a price higher than 89% of his adjusted maximum price for the particular sale, (as defined in section 2), unless the report specified in (a) has been filed.

SEC. 5. *Maximum prices for sales at wholesale: or to commercial and institutional users.*—(a) *Sales covered by Maximum Price Regulation No. 590.* This paragraph (a) modifies the pricing provisions of Maximum Price Regulation No. 590 with respect to articles covered by this order. Unless the context otherwise requires, the definitions in Maximum Price Regulation No. 590 apply to the terms used in this paragraph.

(1) *"Adjusted maximum price."* The "adjusted maximum price" of a wholesaler whose sales are covered by Maximum Price Regulation No. 590, for sales to each class of purchaser of an article covered by this order is the "net cost" of the article (based on his supplier's unadjusted maximum price) plus 80 percent of the dollar-and-cent difference between his supplier's unadjusted maximum price and the wholesaler's actual invoice cost, multiplied by the wholesaler's appropriate "category markup." For the purposes of this subparagraph (1) "supplier's unadjusted maximum price" and "wholesaler's actual invoice cost" refer to those amounts as they appear on his supplier's invoice after all discounts except cash discounts.

(2) *"Unadjusted maximum price."* The "unadjusted maximum price" of a wholesaler whose sales are covered by Maximum Price Regulation No. 590 is the price determined by multiplying the "net cost" of the article (based on his supplier's unadjusted maximum price) by the wholesaler's appropriate "category markup."

However, if the wholesaler's selling price for the article is below the "unadjusted maximum price" computed in this way, the "unadjusted maximum price" which must appear on the wholesaler's invoices for that article is the same as the wholesaler's selling price.

If, in accordance with section 4 or 7 of Maximum Price Regulation No. 590 a wholesaler elects to sell an article at his "highest price charged during March 1942," instead of at the price found by applying his "category markup" to his "net cost," the "unadjusted maximum price" which must appear on the wholesaler's invoice for that article is the same as his selling price.

If, in accordance with section 3a of Maximum Price Regulation No. 590 a wholesaler adopts as his own the manufacturer's ceiling prices to a particular class of purchaser, the "unadjusted maximum price" which must appear on his invoice for the article is the same as the manufacturer's "unadjusted maximum price" for sales of that article to the same class of purchaser.

(b) *Sales not covered by Maximum Price Regulation No. 590; and sales to commercial and institutional users.* This paragraph (b) sets forth the methods by which persons making sales at wholesale, which are not covered by Maximum Price Regulation No. 590, shall determine their maximum prices. A person who purchases a soft mattress from the manufacturer, and resells it to a hospital, hotel, or any other commercial or institutional user, shall also determine his maximum price under this paragraph.

(1) *Adjusted maximum prices.* (i) A seller who must determine his maximum price under this paragraph (b), who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his adjusted maximum price according to the method and procedure set forth in that section by adding the same markup which he had on that comparable article to the total of:

His supplier's unadjusted maximum price, as it appears on his purchase invoice; and

80 percent of the dollar-and-cent difference between his supplier's unadjusted maximum price and the seller's actual invoice cost.

The seller may make sales covered by the General Maximum Price Regulation, at prices at or below his adjusted maximum price computed in this way.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620-759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(ii) If the seller cannot determine his adjusted maximum price under (i), he shall apply to the Office of Price Administration for the establishment of his adjusted maximum price under § 1499.3 (c) of the General Maximum Price Regulation. The application shall, in addition to the information specifically required by that section also give the following information.

(*a*) His supplier's unadjusted maximum price as it appears on his purchase invoice.

(*b*) His actual invoice cost.

An adjusted maximum price established in this way will be in line with adjusted maximum prices established generally under section 6 of this order.

(2) *"Unadjusted maximum prices."* (i) A seller who must determine his maximum price under this paragraph (b), who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his "unadjusted maximum price" according to the method, and procedure set forth in that section by adding the same markup which he had on that comparable article to his supplier's unadjusted maximum price as it appears on his purchase invoice.

(ii) If the seller cannot determine his unadjusted maximum price under (i), he shall, at the time he applies for an adjusted maximum price to the Office of Price Administration under paragraph (b) (1) (ii) of this section also apply for the establishment of an unadjusted maximum price. Unless such an unadjusted maximum price is established, he may not make sales of the article even though his adjusted maximum price is properly established.

SEC. 6. *Invoices to purchasers for resale.* (a) Every person who delivers an article covered by this order to a purchaser for resale (except a retailer making a "cross-stream sale" covered by section 9 (b) of Maximum Price Regulation No. 580), shall furnish to the purchaser an invoice or other written evidence of sale, containing the following:

(1) The name and address of both the seller and purchaser, and the date of sale.
(2) The name, number, or other identification of each article sold.
(3) The quantity of each article sold.
(4) The seller's unadjusted maximum price for each article sold.
(5) The actual selling price of each article sold.
(6) The nature and amount of any additional charges.
(7) The terms of sale.

(b) No article covered by this order may be sold at a price higher than 89 percent of the seller's unadjusted maximum price for the particular sale, unless the information specified in items (4) and (5) of the preceding paragraph is separately stated on the invoice or other written evidence of sale, and unless the seller's unadjusted maximum price is so identified.

(c) The seller shall retain a copy of such invoice or other written evidence of sale, for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

(d) A retailer making a cross-stream sale to another retailer must furnish the purchaser with the proper invoice required by section 9 (b) of Maximum Price Regulation No. 580. If the cross-stream sale is made in accordance with section 9 (b) (1) of Maximum Price Regulation No. 580, the seller must also state on his sales invoice his supplier's unadjusted maximum price for each article

covered by this order, which appears on the invoice.

NOTE: The provisions of this section are modified by section 9 with respect to transactions involving "branded articles".

SEC. 7. *Notification to purchasers for resale.* At the time of, or prior to, the first invoice to each purchaser for resale showing a maximum price adjusted in accordance with this order the seller shall notify the purchaser in writing, that:

(a) If he is a wholesaler, or if the article is sold to a commercial or institutional user, he must determine his maximum resale prices under section 5 of Order No. ——— under § 1499.159b of Maximum Price Regulation No. 188.

(b) If he is a retailer he must determine his maximum resale price under section 8 of Order No. ——— § 1499.159b of Maximum Price Regulation No. 188; or if the article is a "branded article", under section 9 of that order.

SEC. 8. *Retailers' maximum prices—(a) Retailers whose sales are covered by Maximum Price Regulation No. 580.* If the retailer determines his maximum price under Maximum Price Regulation No. 580, he shall calculate his maximum price following the rules set forth in that regulation.

(b) *Retailers whose sales are covered by the General Maximum Price Regulation.* If the retailer determines his maximum prices under the General Maximum Price Regulation, his maximum price for sales of an article covered by this order shall be computed as follows:

(1) A retailer who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his supplier's unadjusted maximum price (as it appears on his purchase invoice) the same mark-up which he had on that comparable article, according to the method and procedure set forth in that section.

(2) The determination of a maximum resale price under (1) need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620–759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If a retailer cannot determine his maximum resale price under (1), he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. The retailer's application shall, in addition to the information specifically required by that section also give the following information:

(i) His supplier's unadjusted maximum price.

(ii) His actual invoice cost.

A retailer's maximum price established under this subparagraph (3) will be in line with retailers' maximum prices established generally under this order.

NOTE: If the article being priced is a "branded article" its retail ceiling price is fixed by section 9.

SEC. 9. *"Branded articles."* This section sets forth the changes and additions to the other provisions of this order, applicable to transactions involving "branded articles."

(a) *Definition.* An article covered by this order is a "branded article" if:

(1) It was advertised at a uniform retail price, during or prior to March 1946, and

(2) It is identified by a brand or company name; and

(3) During or prior to March 1945, it generally was sold at retail at the advertised uniform retail price.

(b) *Retail ceiling price.* (1) The maximum price for sales of a branded article by a retailer to an ultimate consumer is the retail ceiling price which the manufacturer has calculated, and has properly stated on the tag attached to the article.

(2) Each manufacturer shall calculate the retail ceiling price of his branded article in the following manner: He shall multiply by 172 percent his highest f. o. b. factory or f. o. b. warehouse l. c. l. maximum price for sales of the particular article to retailers after deducting the cash discount, rounding the result to the nearest twenty-five cents.

(c) *Manufacturers' reports.* Before first offering a branded article covered by this order, for sale after the effective date of this order, each manufacturer shall file a report with the Office of Price Administration, Washington 25, D. C., which report shall set forth the information specified in section 4 (a) and also:

(1) The brand name of the article.

(2) The retail ceiling price of the article.

(d) *Invoices to purchasers for resale.* (1) If the branded article is sold by a manufacturer to a retailer, the invoice required by section 6 (a) of this order shall set forth all the information required by that section, except that it shall not set forth the manufacturer's unadjusted maximum price but shall instead state the retail ceiling price of the article in the following form (with the blank properly filled in):

OPA Retail Ceiling Price—$———

(2) If the branded article is sold to a wholesaler, the invoice required by section 6 (a) of this order shall, in addition to the information set forth in that section, also state the retail ceiling price in the following form (with the blank properly filled in):

OPA Retail Selling Price—$———

(3) If the branded article is sold by a wholesaler to a retailer the invoice required by section 6 (a) of this order shall set forth all the information required by that section, except that it shall not set forth the seller's unadjusted maximum price.

(4) If the branded article is sold by a retailer to another retailer (cross-stream sale) the seller shall furnish the purchaser only with the proper invoice required by section 9 (b) of Maximum Price Regulation No. 580.

(e) *Tagging by manufacturers.* On and after March 29, 1946, no manufacturer shall deliver any branded article unless it has attached to it a durable tag or label which shall state in clearly readable print, the brand name of the article, and the following statement with the amount properly filled in:

OPA Retail Ceiling Price—$———

This Tag May Not Be Detached Until After Delivery to the Consumer

SEC. 10. *Terms of sale.* Every seller of an article covered by this order must maintain all terms, discounts, allowances, and other price differentials (including PMs—premium money payments), in effect during March 1942, or which have been subsequently properly established under Office of Price Administration regulations or orders.

SEC. 11. *Credit charges.* Charges for the extension of credit may be added to the maximum retail prices established by this order only to the extent permitted by this section.

(a) Sellers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of articles covered by this order, or similar types of articles may collect a charge for the extension of credit on sales under this order, not exceeding such charge in March 1942 on a similar sale on similar terms to the same class of purchaser. Sellers who did not so state and collect an additional charge may collect a charge for the extension of credit only on instalment-plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale on similar terms to the same class of purchaser in March 1942 by the seller's closest competitor who made such a separately stated charge.

An instalment-plan sale, as used in the above paragraph, means a sale where the unpaid balance is to be paid in instalments over a period of either (1) six weeks or more from the date of sale in the case of weekly instalments, or (2) eight weeks or more in the case of other than weekly instalments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately, or which otherwise does not conform to this section, shall for the purpose of this order, be considered to be part of the price charged for the article sold.

(c) No seller may require as a condition of sale that the purchaser must buy on credit.

SEC. 12. *Relationship of this order to other orders or regulations—(a) Maximum Price Regulation Nos. 188, 580 and 590.* The provisions of this order supersede the provisions of Maximum Price Regulation Nos. 188, 580 and 590, only to the extent that they are inconsistent with the provisions of those regulations.

(b) *Revised Supplementary Order No. 119, Supplementary Orders Nos. 118, and 133, or Order A–2 under Maximum Price Regulation No. 188.* Manufacturers may continue to adjust their maximum prices in accordance with the increase permitted under Revised Supplementary Order No. 119, Supplementary Orders Nos. 118 and 133, or Order No. A–2 under Maximum Price Regulation No. 188, instead of the increase factor specified in section 2.

If a seller's maximum prices are adjusted under one of those orders, instead of under this order, he must nevertheless comply with the invoicing, reporting, tagging, and notification provisions of this order. These provisions supersede any contrary provisions contained in any individual order issued to any seller.

SEC. 13. *Revision of maximum prices.* Any maximum price adjusted under this order may be revised by the Price Administrator whenever he determines that such adjusted maximum price is not in line with the level of October 1941 prices increased by 15 percent, giving due consideration to the manufacturer's customary price relation to other manufacturers in the industry.

SEC. 14. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

Effective date. This order shall become effective on March 29, 1946.

NOTE: The reporting and record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942, as amended.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5365; Filed, Mar. 29, 1946; 4:59 p. m.]

[MPR 591, Amdt. 8 to Order 1]

CAST IRON BOILERS

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order 1 under section 22 of Maximum Price Regulation No. 591 is amended by adding Article IX, section 9.1 to read as follows:

ARTICLE—CAST-IRON BOILERS

SEC. 9.1 *Cast-iron gas fired heating boilers—(a) Scope of this section.* This section applies to all manufacturers and resellers of cast-iron gas fired heating boilers.

(b) *Manufacturers' maximum prices.* Manufacturers of cast-iron gas fired heating boilers may increase their maximum net prices to each class of purchaser as established under Maximum Price Regulation No. 591 by 10½ percent.

(c) *Resellers' maximum prices.* The maximum price for sale by any reseller of cast-iron gas fired heating boilers shall be his new cost resulting from the adjustment granted manufacturers in (b) above, and of which he is notified by the manufacturer, plus the same percentage mark-up over cost as he had in effect on April 1, 1946.

To the extent that this section modifies resellers' maximum prices, this section supersedes the provisions of the General Maximum Price Regulation.

(d) *Notification.* Any person, except on sales to consumers, modifying his maximum prices under the provisions of this section shall notify, in writing, each of his purchasers, at or before the issuance of the first invoice issued after April 2, 1946, of his modified dollars-and-cents maximum price.

This amendment shall become effective April 2, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5529; Filed, Apr. 2, 1946; 4:30 p. m.]

[MPR 594, Amdt. 3 to Order 8]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order 8 to Maximum Price Regulation 594 is amended in the following respects:

1. Subparagraphs (1) and (2) of paragraph (a) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule less a wholesale delivery payment of $35.00 and the applicable retroactive volume payment in subdivision (i) below, when the direct dealers are entitled to such payments under their Company-direct dealer agreements.

Model	Description	Net wholesale price
8–11 deluxe	3-passenger coupe	$851.35
	2-door sedan	914.37
	Club coupe	931.84
	4-door sedan	958.14
	7-passenger sedan	1,222.21
	Taxicab	1,014.96
8–11 custom	2-door sedan	965.98
	Club coupe	979.20
	4-door sedan	987.12
	Convertible coupe	1,157.69

(i) *Retroactive volume payment.*

Quantity of new automobiles:	Volume payment
26–75	$6.00
76–175	12.00
176–325	18.00
326–500	24.00
501 and up	30.00

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule:

Description	Net wholesale price
"A" cooling	$3.71
Accessory Group No. 1:	
Bumper buffer plates	
Cigar lighter	9.26
Push button starter	
Accessory Group No. 2:	
Plastic radiator ornament	
Directional signal with hand brake light	19.24
Special plastic steering wheel	
Airform rear seat cushion (custom only)	4.52
Armrest—right front door (De luxe only)	1.42
Bumper buffer plates—front and rear	6.60
Cigar lighter	1.86
Directional signal with hand brake light	11.81
Electric clock	8.54
Export tool kit	4.95
Extreme duty springs	2.47
Fluid drive for coupes and five passenger	22.58
Fluid drive with tiptoe shift transmission	57.67
Fresh air intake assembly	9.40
Heaters:	
All weather air control system with fresh air intake and defroster connections	44.66
Comfort master and defroster	19.55
Comfort master with fresh air system and defroster connections	28.72
De luxe heater with defroster connections	16.45
Leather trim, non-standard in blue, red or green for convertible coupe	6.19
Leather trim over cloth:	
All models other than 3-passenger coupe and convertible coupe	32.51
3-passenger coupe	16.26
Locking gas cap	1.11
Muffler, terne plated and heavier gauge tail pipe	.62
Plastic radiator ornament and light	1.46
Push button starter	7.30
Radio antennae:	
Skyway type, 50"	3.22
Skyway type, long	3.84
Header type	5.38
Right hand drive	6.19
Shock absorber stone shield package including crank case vent air cleaner and gas tank stone shields	2.48
Shock absorber 1⅜", oversize, and stone shields	6.19
Shock absorber stone shields, rear	.87
Special body color, sheet metal to match	24.74
Special plastic steering wheel	7.42
Tail pipe extension	1.10
Tires: 4 6.50 x 15 6 ply	11.63
Tubes: 4 6.50 x 15 6 lifeguard	28.06
Two tone body color except for convertible coupes	9.28
Wheel rings, plastic, set of four	7.20
Windshield wipers, electric	3.00

2. Subparagraph (2) of paragraph (d) is amended to read as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the amount of the applicable net wholesale price in that schedule:

Description	Net wholesale price
"A" cooling	$3.90
Accessory Group No. 1:	
Bumper buffer plates	
Cigar lighter	9.72
Push button starter	

Description	Net wholesale price
Accessory Group No. 2: Plastic radiator ornament, Directional signal with hand brake light, Special plastic steering wheel	$20.20
Airform rear seat cushion (custom only)	4.75
Armrest—right front door (De Luxe only)	1.40
Bumper buffer plates—front and rear	6.93
Cigar lighter	1.95
Directional signal with hand brake light	12.40
Electric clock	8.97
Export tool kit	5.20
Extreme duty springs	2.59
Fluid drive for coupes and five passenger	23.71
Fluid drive with tiptoe shift transmission	60.55
Fresh air intake assembly	9.87
Heaters:	
All weather air control system with fresh air intake and defroster connections	46.89
Comfort master and defroster	20.53
Comfort master with fresh air system and defroster connections	30.16
De Luxe heater with defroster connections	17.27
Leather trim, non-standard in blue, red or green for convertible coupe	6.50
Leather trim over cloth:	
All models other than 3 passenger coupe and convertible coupe	34.14
3 passenger coupe	17.07
Locking Gas Cap	1.17
Muffler, terne plated and heavier gauge tail pipe	.65
Plastic radiator ornament and light	1.53
Push button starter	7.67
Radio Antennae:	
Skyway type—50"	3.38
Skyway type—long	4.03
Header type	5.65
Right hand drive	6.50
Shock absorber stone shield package including crank case vent air cleaner and gas tank stone shield	2.60
Shock absorber 1⅜", oversize, and stone shields	6.50
Shock absorber stone shields rear	.91
Special body color, sheet metal to match	25.98
Special plastic steering wheel	7.79
Tail pipe extension	1.16
Tires: 4 6.50 x 15.6 ply	12.21
Tubes: 4 6.50 x 15.6 lifeguard	29.46
Two tone body color except for convertible coupes	9.74
Wheel rings, plastic, set of four	7.56
Windshield wipers, electric	3.15

3. Subparagraphs (1) and (2) of paragraph (e) are amended to read as follows:

(1) *A charge for the new automobile not to exceed the applicable factory retail price in the following schedule:*

Model	Description	Factory retail price
S-11 De Luxe	3 passenger coupe	$1,061
	2 door sedan	1,139
	Club coupe	1,161
	4 door sedan	1,169
	7 passenger sedan	1,325
S-11 Custom	2 door sedan	1,204
	Club coupe	1,220
	4 door sedan	1,230
	Convertible coupe	1,444

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable factory retail price in the schedule.

Description	Factory retail price
"A" cooling	$4.85
Accessory Group No. 1: Bumper buffer plates, Cigar lighter, Push button starter	11.95
Accessory Group No. 2: Plastic radiator ornament, Directional signal with hand brake light, Special plastic steering wheel	24.75
Airform rear seat cushion (custom only)	5.85
Armrest—right front door (De Luxe only)	2.00
Bumper buffer plates—front and rear	8.65
Cigar lighter	2.35
Directional signal with hand brake light	15.40
Electric clock	12.35
Export tool kit	6.40
Extreme duty springs	3.20
Fluid drive for coupes and five passenger	29.15
Fluid drive with tiptoe shift transmission	75.05
Fresh air intake assembly	11.90
Heaters:	
All weather air control system with fresh air intake and defroster connections	56.10
Comfort master and defroster	25.45
Comfort master with fresh air system and defroster connections	37.05
De Luxe heater with defroster connections	20.10
Leather trim, non-standard in blue, red or green for convertible coupes	8.70
Leather trim over cloth:	
All models other than 3 passenger coupe and convertible coupe	41.05
3 passenger coupe	21.00
Locking gas cap	1.65
Muffler, terne plated and heavier gauge tail pipe	.80
Plastic radiator ornament and light	2.00
Push button starter	10.00
Radio antennae:	
Skyway type—50"	4.40
Skyway type—long	5.35
Header type	7.20
Right hand drive	8.70
Shock absorber stone shield package including crank case vent air cleaner and gas tank stone shield	3.30
Shock absorber 1⅜", oversize, and stone shields	8.00
Shock absorber stone shields rear	1.15
Special body color, sheet metal to match	32.05
Special plastic steering wheel	9.35
Tail pipe extension	1.55
Tires: 4 6.50 x 15.6 ply	15.15
Tubes: 4 6.50 x 15.6 lifeguard	43.50
Two tone body color except for convertible coupes	11.65
Wheel rings, plastic, set of four	9.85
Windshield wipers, electric	4.15

This amendment shall become effective March 11, 1946 for De Soto passenger automobiles and extra or optional equipment which are delivered to resellers on and after March 11, 1946.

Issued this 29th day of March 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5353; Filed, Mar. 29, 1946; 4:54 p. m.]

[SO 108,[1] Amdt. 5 to Special Order 3]

TOLERANCES OVER 1943 AVERAGE PRICES

An opinion accompanying this amendment to Special Order No. 3 under section 9 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Step 2 of Section 9 is amended to read as follows:

Step 2: Find the difference in each category between the highest maximum average price available to you on March 19, 1946 under Special Order No. 3 or Special Order No. 5, and the maximum average price available to you under section 7 (b) of Special Order No. 3 or section 3 (b) of Special Order No. 5, whichever is higher.

This amendment shall become effective as of March 20, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5527; Filed, Apr. 2, 1946; 4:30 p. m.]

[SO 108,[1] Amdt. 5 to Special Order 5]

TOLERANCES OVER 1943 AVERAGE PRICES

An opinion accompanying this amendment to Special Order No. 5 under section 5 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Step 2 of Section 5 is amended to read as follows:

Step 2: Find the difference in each category between the highest maximum average price available to you on March 19, 1946 under Special Order 3 or Special Order 5, and the maximum average price available to you under section 7 (b) of Special Order 3 or section 3 (b) of Special Order 5, whichever is higher.

This amendment shall become effective as of March 20, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5528; Filed, Apr. 2, 1946; 4:31 p. m.]

[MPR 188, Amdt. 1 to Order 7]

CERTAIN RECONVERSION PRODUCTS

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

Order No. 7 under § 1499.159e of Maximum Price Regulation No. 188 is amended as follows:

1. Paragraph (a) is amended to read as follows:

(a) The products covered by this order are reconversion products for which adjustments in ceiling prices have been found by the Administrator to be warranted in accordance with the reconversion pricing policy embodied in § 1499.159e of Maximum Price Regulation No. 188 (Amendment 67).

The products covered by this order are:

Domestic sewing machines
Domestic mechanical refrigerator cabinets
Power lawn mowers

[1] 10 F.R. 4336, 5995, 6402, 8368, 10200, 12089, 12384, 13129, 15125; 11 F.R. 12171.

2. Paragraph (d) is amended to read as follows:

(d) For purposes of this order the Price Administrator has determined that half the industry average profit margin for the period 1936–1939 of the industries listed below are as follows:

Industry:	*Half the industry average profit margin (percent)*
Domestic sewing machines	10.86
Domestic mechanical refrigerator cabinets	5.41
Other miscellaneous durable products	3.6

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on the 2d day of April 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5525; Filed, Apr. 2, 1946; 4:29 p. m.]

[MPR 188, Amdt. 1 to Order 4119]

NEW INNERSPRING MATTRESSES

REPORTS BY MANUFACTURERS

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered,* That Order No. 4119 under § 1499.159b of Maximum Price Regulation No. 188 be, and it hereby is, amended in the following respects:

1. The last sentence of section 3 is amended to read: "These reports shall be filed on or before the 15th day of the calendar month next succeeding the calendar month covered by the report, except that the report covering the months of January and February, 1946 need not be filed before April 30, 1946."

2. Section 7 is amended to read as follows:

SEC. 7. *Effective period.* This order is effective on July 21, 1945; and it shall continue in effect until it is specifically revoked by an order of the Office of Price Administration.

This amendment shall become effective on April 8, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5583; Filed, Apr. 3, 1946; 11:31 a. m.]

[Rev. SO 119, Order 139]

BELKNAP MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 139 under Revised Supplementary Order No. 119, Adjustment of maximum prices for sales of specified low pressure valves manufactured by the Belknap Manufacturing Company, P. O. Box 741, 800 Union Avenue, Bridgeport, Connecticut; (Docket No. 6123–SO 119–47).

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum Prices for the Belknap Manufacturing Company of Bridgeport, Connecticut.* (1) The above manufacturer may determine his maximum prices for his line of brass radiator supply valves, elbows, boiler drains, sill faucets, low pressure stops and stop and waste valves by increasing by 14 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category, on October 1, 1941.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their properly established maximum prices the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 139 under Revised Supplementary Order No. 119 authorizes a 14 percent increase in October 1, 1941 net prices for sales of brass radiator supply valves, elbows, boiler drains, sill faucets, low pressure stops and stop and waste valves manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 139.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 2, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5487; Filed, Apr. 2, 1946; 11:42 a. m.]

[SO 142, Order 66]

MINES EQUIPMENT CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 66 under Supplementary Order No. 142, Adjustment provisions for sales of industrial machinery and equipment, Mines Equipment Company, Docket No. 6083 SO 142–136–125.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Mines Equipment Company, St. Louis, Missouri, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 2.1% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to sales made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 6 of Revised Maximum Price Regulation 136; 4 (d) (1) (i) of Maximum Price Regulation 67; § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Mines Equipment Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 3, 1946.

Issued this 2d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5488; Filed, Apr. 2, 1946; 11:42 a. m.]

tory retail price in the schedule.

12584, 13129, 15125; 11 F.R. 12171.

Regional and District Office Orders.

[Region III Order G-12 Under RMPR 251]

INSTALLED SIDING IN CHARLESTON, W. VA., AREA

An opinion accompanying this Order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

In the judgment of the Regional Administrator of Region III of the Office of Price Administration, the maximum prices established by this Order are generally fair and equitable and are necessary to effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328.

Therefore, under the authority vested in the Regional Administrator by section 9 of Revised Maximum Price Regulation No. 251, and by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, Order No. G-12 is hereby issued.

SECTION 1. *What this order covers.* (a) This order covers (1) all sales of composition siding on an installed basis, (2) construction services preparatory to such installations, and (3) incidental construction services unrelated to such installations.

SEC. 2. *Definitions.* (a) "Composition siding" means types of siding used in new and re-siding jobs, such as asbestos-cement siding, standard surface hardness, standard colors 12" x 24" and 12" x 27" not wood shingles or wood siding.

(b) "Installed basis" means a transaction in which the seller furnished composition siding and related materials or services required to incorporate such siding into a building or structure.

(c) "Related materials or services" means the furnishing and installation of leveling strips, 15# felt, felt strips, nails and other materials; removal of rubbish, city permit, labor cost, other job costs, commissions or brokerage directly related to and necessary to such installations.

(d) "Construction services preparatory to such installations" means all services which are necessary to place a structure in repair prior to installation. (Example: Boxing in of concrete, cement block, natural stone or brick basement walls, construction of new dormer, etc.)

(e) "Incidental construction services unrelated to such installations" means separate work or services which may be performed apart from siding installations (for example, roof repairs, painting, etc.) and not necessary for direct siding installations.

The kinds of siding installations covered by this order are: (1) Asbestos cement siding of standard surface hardness, standard colors, 12" x 24" and 12" x 27".

SEC. 3. *Relationship of this Order No. G-12 to Revised Maximum Price Regulation No. 251.* (a) The provisions of this order supersede sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251, except as otherwise provided in this order, with respect to sales of siding on an installed basis.

(b) Except as otherwise provided herein, all transactions subject to this order shall remain subject to all provisions of Revised Maximum Price Regulation No. 251, together with all amendments that have been or hereafter may be issued.

SEC. 4. *Geographical applicability.* This order shall apply in the Charleston, West Virginia, area, more particularly defined as the cities of Charleston and South Charleston in the state of West Virginia.

SEC. 5. *Maximum price for sales of siding on an installed basis, including related materials and services.* The maximum prices for sales of siding on an installed basis, including related material and services, shall be as shown in the following Table I of this section, and shall be upon a price per square basis for the kinds and sizes described. Such prices include:

(a) The cost of siding materials delivered to the site where the installation is to be performed.

(b) The cost of accessories used in the installation of the siding, which means, but is not limited to, leveling material, backer board, starter board, 15# felt and/or felt strips, nails or other necessary material.

(c) Labor costs, including Federal old-age benefits, unemployment compensation taxes and workmen's compensation and public liability insurance.

(d) Other job costs, including but not limited to trucking, removal of rubbish, city permit, rental of scaffold or other equipment (if any).

(e) Margin, which includes commission or brokerage.

Table I

The maximum prices are as follows:

Asbestos-cement siding, standard surface hardness, standard colors, 12" x 24" and 12" x 27": $23.75 per square.

Extras permitted if installed:

Wood window molding with one prime coat of paint: $0.10 per lineal foot.

Wood corner boards with one prime coat of paint: $0.20 per lineal foot.

Caulking around all openings: $1.25 per opening.

SEC. 6. *Measurements.* It shall be the seller's responsibility to ascertain that all measurements of the area to be covered are accurate; such measurements including allowance for wastage and overlap shall be as follows:

(a) On installation jobs of ten squares or less, sellers shall compute the over-all area to be covered with siding without allowance for doors or windows. On installation jobs of more than ten squares, the seller must deduct one-half of the area of doors and windows from the over-all area, or

(b) Sellers may use the following alternative method of determining the net area on which the contract price shall be based: Deduct the full area of all windows and door openings from the over-all area; to the net area so determined, add 8 percent, bringing the resulting figure up to the nearest larger half or full square.

A tolerance of 3 percent of the net area may be allowed in either of the computations under paragraphs (a) and (b) above; if in excess of 3 percent, an adjustment will be required to the area established by paragraphs (a) and (b) above.

SEC. 7. *Maximum prices for certain services.*—(a) *Construction services preparatory to installations.* The maximum prices that may be charged by sellers of preparatory construction services which are necessary to place a structure in repair prior to installation shall be the maximum prices established in accordance with Revised Maximum Price Regulation No. 251.

(b) *Incidental services unrelated to installations.* The maximum prices that may be charged by sellers of incidental services unrelated to installations shall be the maximum prices established in accordance with Revised Maximum Price Regulation No. 251.

SEC. 8. *Quoting a "guaranteed price".* The seller may offer to sell a siding job covered by this order on the basis of a "guaranteed price" wherein the seller agrees to charge a fixed amount, *Provided, however,* That the so-called "guaranteed price" must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. Upon completion of the contract, if requested by the purchaser, the seller is required to furnish the purchaser with an itemized statement showing the number of squares, the net area and the maximum price per square for the material used as shown in Table I above, and an itemization of the amount for incidental services and preparatory services.

SEC. 9. *Notification to purchaser of existence of order and Revised Maximum Price Regulation No. 251.* Every person making sales subject to this order shall, if requested by the purchaser, show the purchaser a copy of this order and Revised Maximum Price Regulation No. 251.

SEC. 10. *Revocation.* This order may be revised, amended or revoked at any time by the Office of Price Administration.

This Order No. G-12 shall become effective February 28, 1946.

Issued: February 7, 1946.

A. D. RUEGSEGGER,
Acting Regional Administrator.

[F. R. Doc. 46-5542; Filed, Apr. 2, 1946; 4:33 p. m.]

[Birmingham 2d Rev. Order G-1 Under Gen. Order 50, Amdt. 8]

MALT AND CEREAL BEVERAGES IN BIRMINGHAM, ALA., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Birmingham District Office, Region IV, of the Office of Price Administration by General Order Number 50, issued by the Office of Price Administration and Revised Delegation Order Number 17, issued May 5, 1944, by the Regional Administrator of Region IV, the price list in Appendix A to 2d Revised Order G-1 under General Order Number 50 is hereby amended as follows:

1. The following brand or trade name with the maximum prices of 12 ounce and 32 ounce bottles thereof is added to Group 1-B under the appropriate columns:

GROUP 1-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
Red Lion Ale	Cents 25	Cents 45

2. The following brand or trade name with the maximum prices for 12 ounce and 32 ounce bottles thereof is added to Group 2-B under the appropriate columns:

GROUP 2-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
Red Lion Ale	Cents 20	Cents 40

3. The following brand or trade name with the maximum prices for 12 ounces and 32 ounce bottles thereof is added to Group 3-B under the appropriate column:

GROUP 3-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
Red Lion Ale	Cents 18	Cents 35

This amendment shall become effective immediately.

Issued this 25th day of March 1946.

SAM J. WATKINS,
District Director.

[F. R. Doc. 46-5531; Filed, Apr. 2, 1946; 4:31 p. m.]

[Milwaukee Order G-1 Under RMPR 251]

PLUMBING SERVICES IN KENOSHA COUNTY, WISC.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region VI of the Office of Price Administration by Section 9 of Revised Maximum Price Regulation No. 251, as amended, and by him delegated to the District Director of the Milwaukee District Office of the Office of Price Administration, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for all sales by plumbing contractors of materials and plumbing services involving maintenance and repair of existing facilities rendered within the geographical limits of Kenosha County, Wisconsin, except as provided in paragraph (d) below.

(b) *What this order prohibits.* On and after the effective date of this order, regardless of any contract or other obligation,

(1) No person shall sell or offer to sell, materials or plumbing services involving maintenance and repair of existing facilities at prices higher than the maximum prices established by this order.

(2) No person in the course of trade or business shall buy or receive any materials or plumbing services involving maintenance and repair of existing facilities at a price higher than that permitted by this order.

(c) *Sales below maximum prices.* Nothing in this order prevents the charging or paying of prices lower than the maximum prices established by this order.

(d) *Exceptions.* The cleaning of cesspools and septic tanks is not covered by this order. Maximum prices for this service must be determined under the provisions of Revised Maximum Price Regulation No. 165.

(e) *Maximum prices.* (1) The maximum hourly rates for plumbing services covered by this order are hereby established as follows:

	Maximum straight time rates	Maximum overtime rates	
		Time and one-half per hour	Double time per hour
Foremen	$2.55	$3.85	$5.10
Journeymen	2.40	3.35	4.80
Helpers and other workers	1.90	2.80	3.85

(2) For any plumbing service rendered on any job of less than one hour, a minimum charge for one hour may be made.

(3) *Sales at a lump sum or guaranteed price.* A seller may provide plumbing services covered by this order for a lump sum price commonly known as a "guaranteed price", wherein the seller may charge a total selling price, inclusive of all costs and profit: *Provided,* That said total selling price shall not exceed the total price which could have been charged on an hourly rate basis for the total number of hours actually performed on the job at the hourly rates provided in paragraph (e) (1) above plus the price of materials computed as provided in paragraph (4) below:

(4) *Maximum prices for materials.* Maximum prices for materials covered by this order shall be computed by adding to the legal cost of such materials delivered to the seller's show or storeroom a markup of 33⅓% of such cost.

(f) *Special pricing practices to be used in computing maximum prices.*—(1) *Measurement of hours.* The number of hours to be charged against a particular job for plumbing services rendered shall be computed from the time the workman leaves the plumbing contractor's shop or the previous job in which he was engaged on behalf of said plumbing contractor, whichever is later, until he has completed the particular job if he proceeds to another job, or until he returns to another job, or until he returns to the shop if he proceeds there directly.

(2) Hourly service rates for a plumber's team consisting, for example, of one or more journeymen plumbers or one or more helpers or laborers or a combination of both, shall not exceed the total of the maximum prices for the hours of service performed by the individual workmen comprising the team as provided in paragraph (e) (1) above.

(g) *Definitions.* (1) "Plumbing Contractor" means one who, by contract or agreement, express or implied, with the property owner or his agent or with one who has a general contract with the property owner, performs the repair, maintenance and installation of plumbing fixtures and materials in existing structures either by his own organization or by sub-contract with others or both and who assumes responsibility for the completion of the work.

(2) "Plumbing services" means all services performed by plumbers or plumbing establishments in the installation, maintenance and repair of materials and fixtures in existing plumbing facilities used in (a) providing means for control of the supply and distribution of water and gas and (b) the reception and removal of waste or surplus water and sewage and (c) the heating of buildings by the use of furnaces.

(3) "Materials" include all items used in the repair and maintenance of existing plumbing facilities, except fixtures and trim, which are necessary for the installation, maintenance or repair of plumbing facilities, including but not limited to all pipe, pipe fittings and lead.

(4) "Journeymen" means persons who are licensed by a municipality to perform plumbing services as journeymen plumbers.

(5) "Wage rates" means the hourly wage rates in effect on October 3, 1942 or hourly wage rates which have been established or authorized subsequent to October 3, 1942 by order of proper governmental agencies.

(6) "Hourly rate" means the rate charged to the customer for each hour of labor expended in the performance of a plumbing job.

(7) "Straight time" refers to plumbing services rendered between the hours of 8:00 a. m. and 5:00 p. m. on Monday to Friday, inclusive.

(8) "Overtime at time and one-half" refers to plumbing services rendered at the customer's request between the hours of 5:00 p. m. and 8:00 a. m. from Monday to Friday, inclusive.

(9) "Overtime at double time" refers to plumbing services rendered at the customer's request on Saturdays, Sundays and the following legal holidays: Christmas, New Years, Decoration Day, Fourth of July, Labor Day, and Thanksgiving Day.

(10) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 251 or the Emergency Price Control Act of 1942, or if not therein defined they shall be given their ordinary and popular trade meaning.

(h) *Filing and reporting of maximum prices.* Every person selling or offering to sell plumbing services covered by this order shall, within 15 days after the effective date of this order, or in the case of sellers engaging in the plumbing con-

tractor business after the effective date of this order, within three days after first offering to sell such services, file with the Milwaukee District Office of the Office of Price Administration the following information:

(1) His legally authorized or approved straight-time and overtime hourly wage rates in effect at the time of filing for each class of workmen employed by him in the supplying of plumbing services.

(i) *Record keeping, sales slips and notification of purchasers.* Every person making sales subject to this order must keep a record showing the time spent by his employees on any job involving plumbing services and the wage rate for each such employee. Such records shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration. Every person subject to this order shall furnish purchasers of plumbing services covered by this order with a sales slip or invoice showing the following: (1) The name and address of the seller, (2) The name and address of the customer, (3) The amount charged for labor, number of hours and rate per hour, and (4) The amount charged for materials, fixtures, specialties and charges for work performed under sub-contract by others. If the invoice or sales slip includes charges for services or commodities not priced under this order, such services or commodities must be described and the charges therefor stated separately. This invoice or sales slip must contain a statement that the prices charged do not exceed minimum prices established by this Order No. G–1. Duplicates of such invoices or sales slips shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration. The documents and records above mentioned shall be kept for as long as the Emergency Price Control Act of 1942, remains in effect.

(j) *Effect of this order with reference to other regulations.* This order supersedes sections 6, 7 and 8 (a) and (b) of Revised Maximum Price Regulation No. 251, as amended, with respect to plumbing services subject to this order. All other provisions of Revised Maximum Price Regulation No. 251 shall remain in full force and effect.

(k) This order may be revoked, modified or amended at any time. Any person covered by this order may at any time file with the Milwaukee District Office of the Office of Price Administration a petition for amendment to this order in accordance with the provisions of Revised Procedural Regulation No. 1.

This order shall be effective March 14, 1946.

Issued this 8th day of March 1946.

H. T. SMITH,
District Director.

[F. R. Doc. 46–5538; Filed, Apr. 2, 1946; 4:32 p. m.]

[Milwaukee Order G–2 Under RMPR 251]

ELECTRICAL SERVICES IN KENOSHA COUNTY, WIS.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of Region VI of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, as amended, and by him delegated to the District Director of the Milwaukee District Office of the Office of Price Administration, it is hereby ordered:

(a) *What this order does.* This order establishes maximum customers' hourly rates for electrical services involving maintenance and repair of existing facilities performed within the geographical limits of Kenosha County, Wisconsin.

(b) *What this order prohibits.* On and after the effective date of this order, regardless of any contract or other obligation:

(1) No person shall sell, offer to sell or render electrical services at prices higher than the maximum customers' hourly rates established by this order.

(2) No person in the course of trade or business shall buy or receive any electrical services at an hourly rate higher than that permitted by this order.

(c) *Sales below maximum prices.* Nothing in this order prevents the charging or paying of hourly rates lower than the maximum customers' hourly rates established by this order.

(d) *Maximum customers' hourly rates.* (1) The maximum customers hourly rates for electrical services covered by this order are hereby established as follows:

	Maximum straight time rates	Maximum overtime rates	
		Time and one-half per hour	Double time per hour
Foremen	$2.60	$3.90	$5.20
Journeymen	2.35	3.45	4.55

(2) For any electrical service rendered on any job which takes less than one hour, a minimum charge for one hour may be made.

(3) *Sales at a lump sum or guaranteed price.* A seller may provide electrical services covered by this order for a "lump sum" price, commonly known as a "guaranteed price", wherein the seller may charge a total selling price inclusive of all cost and profit provided that said selling price shall not exceed the total price which could have been charged on an hourly rate basis for the total number of hours actually performed on the job at the hourly rates provided in paragraph (d) (1) above, plus the price of materials computed as provided in paragraph (4) below.

(4) *Maximum prices for materials.* Maximum prices for materials shall be computed by adding to the legal cost of such materials delivered to the seller's shop or storeroom a mark-up not to exceed 50% of such cost.

(f) *Special pricing practices to be used in computing maximum customers' hourly rates*—(1) *Measurement of hours.* The number of hours to be charged against a particular job for electrical services rendered shall be computed from the time the workman leaves the electrical contractor's shop or the previous job in which he was engaged on behalf of said contractor, whichever is later, until he has completed the particular job if he proceeds to another job or until he returns to the shop if he proceeds there directly.

(2) Hourly service rates for an electrical contractor's team consisting, for example, of one or more journeymen electricians or a combination of journeymen and foremen shall not exceed the total of the maximum prices for the hours of service performed by the individual workmen comprising the team as provided in paragraph (d) (1) above.

(g) *Definitions.* (1) "Electrical contractor" means one who by contract or agreement expressed or implied, with the property owner or his agent or with one who has a general contract with the property owner, performs the repair, maintenance and installation of electrical wiring and materials on existing structures, either by his own organization or by sub-contract with other or both and who assumes responsibility for the completion of the work.

(2) "Electrical services" means all services performed by electricians or electrical contractors in the maintenance and repair of electrical facilities in existing structures, including but not limited to, the installation or repair of wiring and fixtures.

(3) "Materials" include all items used in the repair and maintenance of electrical wiring and fixtures which are necessary for the installation, maintenance or repair of equipment and fixtures in existing structures.

(4) "Journeymen" means persons who are licensed as electrical journeymen by a municipality to perform electrical services.

(5) "Maximum customers' hourly rates" means the legal hourly rate that may be charged to a customer for each hour expended in the performance of an electrical service job.

(6) "Straight time" refers to electrical services rendered between the hours of 8:00 a. m. and 5:00 p. m. from Monday to Friday, inclusive.

(7) "Overtime at time and one-half" refers to electrical service rendered at the customer's request between the hours of 5:00 p. m. and midnight from Monday to Friday inclusive, and on Saturdays.

(8) "Overtime at double time" refers to electrical services rendered at the customer's request between the hours of midnight and 8:00 a. m., and on Sundays and the following legal holidays: New Year's Day, Memorial Day, the Fourth of July, Labor Day, Armistice Day, Thanksgiving Day and Christmas Day, or days celebrated as such.

(9) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 251 or the Emergency Price Control Act of 1942, or if not therein defined, they shall be given their ordinary or popular trade meaning.

(h) *Filing and reporting of maximum prices.* Every person selling or offering to sell electrical services covered by this order shall, within 15 days after the effective date of this order, or, in the case of sellers engaging in the electrical service business after the effective date of this order, within three days after first offering to sell such services, file with the Milwaukee District Office of the Office of Price Administration the following information: His legally authorized or approved straight-time and overtime hourly wage rates in effect at the time of filing for each class of workman employed by him in the supplying of electrical services.

(i) *Record keeping, sales slips and notification of purchasers:* Every person making sales subject to this order must keep a record showing the time spent by his employees on any job involving electrical services and the wage rate for each employee. Such records shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration. Every person subject to this order shall furnish purchasers of electrical services covered by this order with a sales slip or invoice showing the following:

(1) Name and address of seller.
(2) Name and address of the purchaser.
(3) The date work was completed.
(4) The amount charged for labor—number of hours and rate per hour.
(5) The amount charged for materials.
(6) If the invoice or sales slip includes charges for services or commodities not priced under this order, such services or commodities must be described and the amount charged stated separately.
(7) Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested show the purchaser a copy of this order and Revised Maximum Price Regulation No. 251.

Duplicates of such invoices or sales slips shall be kept by the seller in his place of business and shall be available for inspection by the Office of Price Administration. The documents above mentioned shall be kept for as long as the Emergency Price Control Act of 1942 remains in effect.

(j) *Effect of this order with reference to other regulations.* This order supersedes sections 6, 7 and 8 (a) and 8 (b) of Revised Maximum Price Regulation No. 251, as amended, with respect to electrical services subject to this order. All other provisions of Revised Maximum Price Regulation No. 251 shall remain in full force and effect.

(k) This order may be revoked, modified or amended at any time. Any person covered by this order may at any time file with the Milwaukee District Office of the Office of Price Administration a petition for amendment of this order in accordance with the provisions of Revised Procedural Regulation No. 1.

This order shall be effective March 14th, 1946.

Issued this 8th day of March 1946.

H. T. SMITH,
District Director.

[F. R. Doc. 46–5539; Filed, Apr. 2, 1946; 4:33 p. m.]

[Sioux Falls Order G–12 Under RMPR 259]

CONTAINERS AND CASES OF DOMESTIC MALT BEVERAGES IN SIOUX FALLS, S. DAK., DISTRICT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What this order does.* In accordance with the provisions of section 5.2 (c) of RMPR 259, this order establishes uniform maximum deposit charges which may be imposed by wholesalers and retailers for cases and containers in connection with sales of domestic malt beverages in bottles or cases.

SEC. 2. *Where this order applies.* The provisions of this order apply to all wholesalers and retailers of domestic malt beverages located in the Counties of Big Stone, Lac Qui Parle, Yellow Medicine, Lincoln, Lyon, Pipestone, Murray, Rock and Nobles in the State of Minnesota; the Counties of Lyon and Osceola in the State of Iowa; and all of the Counties in the State of South Dakota.

SEC. 3. *Applicability.* No wholesaler or retailer located within the area where this order is applicable may after the effective date of this order require a deposit from purchasers in excess of the sum permitted by this order. Until a period of two weeks after the effective date of this order, refunds for the return of empties shall be the amount required prior to the issuance of this order as a deposit under section 5.2 of RMPR 259.

SEC. 4. *Deposit charges established by this order.* The maximum deposit charges for all sellers to which this order is applicable are as follows:

Cases			Containers		Cases and containers		
Wood	Fiber	Carton	12 oz. or less	Over 12 oz. to and inc. 32 oz.	Wood	Fiber	Cartons
Each $0.52	*Each* $0.32	*Each* $0.12	*Each* $0.02	*Each* $0.04	*Each* $1.00	*Each* $0.80	*Each* $0.60

SEC. 5. *Definitions.* Unless the context otherwise requires the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in RMPR 259, as amended, shall apply to the terms used herein.

This order shall become effective March 30, 1946.

Issued this 28th day of March 1946.

E. J. WINTERSTEEN,
District Director.

[F. R. Doc. 46–5540; Filed, Apr. 2, 1946; 4:33 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 filed with the Division of the Federal Register March 25, 1946.

Region I

Concord Order 9–F, Amendment 47, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover, and Portsmouth. Filed 9:52 a. m.

Concord Order 10–F, Amendment 15, covering fresh fruits and vegetables in certain counties in New Hampshire. Filed 9:53 a. m.

Concord Order 11–F, Amendment 15, covering fresh fruits and vegetables in certain towns and counties in New Hampshire. Filed 9:54 a. m.

Concord Order 12–F, Amendment 15, covering fresh fruits and vegetables in all of Coos County and certain towns in Grafton County. Filed 9:54 a. m.

Concord Order 5–O, Amendment 2, covering eggs in New Hampshire. Filed 9:55 a. m.

Connecticut Order 5–F, Amendment 46, covering fresh fruits and vegetables in Waterbury and Watertown, Connecticut. Filed 10:02 a. m.

Connecticut Order 5–F, Amendment 51, covering fresh fruits and vegetables in Waterbury and Watertown, Connecticut. Filed 2:17 p. m.

Connecticut Order 6–F, Amendment 46, covering fresh fruits and vegetables in the Hartford Area. Filed 10:02 a. m.

Connecticut Order 6–F, Amendment 47, covering fresh fruits and vegetables in the Hartford Area. Filed 2:17 p. m.

Connecticut Order 7–F, Amendment 47, covering fresh fruits and vegetables in New Haven Area. Filed 2:17 p. m.

Connecticut Order 8–F, Amendment 47, covering fresh fruits and vegetables in Bridgeport Area. Filed 2:17 p. m.

Connecticut Order 7–F, Amendment 46, covering fresh fruits and vegetables in the New Haven Area. Filed 10:03 a. m.

Connecticut Order 8–F, Amendment 46, covering fresh fruits and vegetables in the Bridgeport Area. Filed 10:04 a. m.

Connecticut Order 9–F, Amendment 17, covering fresh fruits and vegetables in the State of Connecticut for the exception of certain cities and towns. Filed 10:05 a. m.

Region II

Albany Order 13–F, Amendment 8, covering fresh fruits and vegetables in certain cities in New York. Filed 2:18 p. m.

Albany Order 6–O, Amendment 5, covering poultry in Albany, Schenectady and Rensselaer Counties. Filed 2:18 p. m.

Baltimore Order 2–C, Amendment 7, covering poultry in Baltimore, Maryland. Filed 11:07 a. m.

Baltimore Order 3–C, Amendment, covering poultry in Baltimore, Maryland. Filed 9:32 a. m.

Baltimore Order 7–O, Amendment 3, covering poultry in Baltimore, Maryland. Filed 10:08 a. m.

Baltimore Order 7–O, Amendment 4, covering poultry in Baltimore, Maryland. Filed 9:33 a. m.

Baltimore Order 11–F, Amendment 6, covering fresh fruits and vegetables in Baltimore, Maryland. Filed 10:05 a. m.

Baltimore Order 11–F, Amendment 7, covering fresh fruits and vegetables in Baltimore, Maryland. Filed 9:30 a. m.

Baltimore Order 12–F, Amendment 6, covering fresh fruits and vegetables in Maryland for the exception of certain areas. Filed 10:06 a. m.

Baltimore Order 12–F, Amendment 7, covering fresh fruits and vegetables in Maryland for the exception of certain areas. Filed 9:31 a. m.

Baltimore Order 58, covering dry groceries in certain counties in Maryland. Filed 10:09 a. m.

Buffalo Order 6–F, Amendment 7, covering fresh fruits and vegetables in

Rochester, East Rochester, Fairport and Pittsford, New York. Filed 9:36 a. m.

Buffalo Order 6–F, Amendment 8, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 2:10 p. m.

Buffalo Order 8–F, Amendment 7, covering fresh fruits and vegetables in the counties of Allegany, Cattaraugus, Chautauqua in New York. Filed 9:36 a. m.

Buffalo Order 8–F, Amendment 8, covering fresh fruits and vegetables in the counties of Allegany, Cattaraugus, Chautauqua in New York. Filed 2:10 p. m.

Buffalo Order 9–F, Amendment 4, covering fresh fruits and vegetables in certain cities, villages, and towns in New York. Filed 2:11 p. m.

Buffalo Order 9–F, Amendment 3, covering fresh fruits and vegetables in certain cities, villages, and towns in New York. Filed 9:37 a. m.

Buffalo Order 10–F, covering fresh fruits and vegetables in certain counties in New York, except for certain areas. Filed 2:10 p. m.

Newark Order 6–C, covering poultry in certain counties in New Jersey. Filed 9:27 a. m.

Newark Order 7–C, covering poultry in certain counties in New Jersey. Filed 9:28 a. m.

Newark Order 8–C, covering poultry in certain counties in New Jersey. Filed 9:26 a. m.

Newark Order 8–F, Amendment 8, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 9:34 a. m.

Newark Order 8–F, Amendment 9, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 2:18 p. m.

Newark Order 9–F, Amendment 7, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 9:35 a. m.

Newark Order 9–F, Amendment 8, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 2:18 p. m.

Newark Order 3–O, covering poultry in certain counties in New Jersey. Filed 9:20 a. m.

Newark Order 4–O, covering poultry in certain counties in New Jersey. Filed 9:21 a. m.

Newark Order 4–O, Amendment 1, covering poultry in certain counties in New Jersey. Filed 9:19 a. m.

Newark Order 3–O, Amendment 1, covering poultry in certain counties in New Jersey. Filed 9:18 a. m.

Newark Orders 7–W, 25, covering dry groceries in certain counties in New Jersey. Filed 9:29 a. m.

Newark Order 7–W, Amendment 1, covering dry groceries in certain counties in New Jersey. Filed 9:30 a. m.

Newark Orders 8–W, 26, covering dry groceries in certain counties in New Jersey. Filed 9:55 a. m.

Newark Order 8–W, Amendment 1, covering dry groceries in certain counties in New Jersey. Filed 9:56 a. m.

Newark Order 25, Amendment 1, covering dry groceries in certain counties in New Jersey. Filed 9:28 a. m.

Newark Order 26, Amendment 1, covering dry groceries in certain counties in New Jersey. Filed 9:56 a. m.

New York Order 14–F, Amendment 6, covering fresh fruits and vegetables in the five boroughs of New York City. Filed 9:23 a. m.

New York Order 15–F, Amendment 6, covering fresh fruits and vegetables in all of Nassau and Westchester counties, New York. Filed 9:24 a. m.

New York Order 16–F, Amendment 5, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk, and Ulster, New York. Filed 10:11 a. m.

New York Order 16–F, Amendment 6, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk, and Ulster, in the State of New York. Filed 9:25 a. m.

New York Order 8–C, Amendment 6, covering poultry in New York City, Nassau, and Westchester (counties), in the state of New York. Filed 10:19 a. m.

New York Order 14–F, Amendment 5, covering fresh fruits and vegetables in five Boroughs of New York City. Filed 10:09 a. m.

New York Order 15–F, Amendment 5, covering fresh fruits and vegetables in all of Nassau and Westchester counties, New York. Filed 10:11 a. m.

New York Order 22–O, Amendment 3, covering poultry in the city of New York and Nassau and Westchester counties in the state of New York. Filed 10:13 a. m.

New York Order 7–W, Amendment 1, covering dry groceries in certain counties in New York. Filed 10:15 a. m.

New York Order 33, Amendment 1, covering dry groceries in certain counties in New York. Filed 10:14 a. m.

New York Order 34, Amendment 1, covering dry groceries in certain counties in New York. Filed 10:14 a. m.,

New York Order 35, Amendment 1, covering dry groceries in certain counties in New York. Filed 10:15 a. m.

Pittsburgh Order 21, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 10:16 a. m.

Pittsburgh Order 22, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 10:17 a. m.

Scranton Order 5–F, Amendment 9, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:10 p. m.

Scranton Order 6–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:10 p. m.

Syracuse Order 4–C, Amendment 2, covering poultry in certain areas in New York. Filed 2:08 p. m.

Syracuse Order 5–C, Amendment 1, covering poultry in Broome and Tioga counties in the state of New York. Filed 2:08 p. m.

Syracuse Order 1–O, Amendment 5, covering eggs in parts of the Syracuse District. Filed 2:08 p. m.

Syracuse Orders 12–W, 48, covering dry groceries in certain counties in New York. Filed 9:50 a. m.

Syracuse Order 2–O, Amendment 5, covering eggs in the counties of Broome and Tioga, New York. Filed 2:09 p. m.

Syracuse Order 46, Amendment 1, covering dry groceries in certain counties in New York. Filed 9:56 a. m.

Syracuse Order 47, Amendment 1, covering dry groceries in certain counties in New York. Filed 9:50 a. m.

Syracuse Order 49, Amendment 1, covering dry groceries in certain counties in New York. Filed 9:51 a. m.

Syracuse Order 50, Amendment 1, covering dry groceries in certain counties in New York. Filed 9:51 a. m.

Wilmington Order 3–C, Amendment 1, covering poultry in all the state of Delaware north of the Delaware and Chesapeake Canal. Filed 2:18 p. m.

Wilmington Order 5–F, Amendment 8, covering fresh fruits and vegetables in the entire state of Delaware. Filed 2:18 p. m.

Wilmington Order 4–O, Amendment 5, covering eggs in all the state of Delaware north of the Delaware and Chesapeake Canal. Filed 2:18 p. m.

Region III

Cincinnati Order 13–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:57 a. m.

Cincinnati Order 15–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:58 a. m.

Cincinnati Order 15–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Ohio and Kentucky. Filed 9:58 a. m.

Cincinnati Order 5–O, Amendment 1, covering eggs in certain counties in Ohio and Kentucky. Filed 9:49 a. m.

Region IV

Atlanta Order 14–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:48 a. m.

Atlanta Order 15–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:47 a. m.

Atlanta Order 13–O, Amendment 9, covering eggs in Chatham County, in the Atlanta, Georgia District. Filed 9:48 a. m.

Region V

Fort Worth Order 5–C, Amendment 15, covering poultry in Tarrant County, Texas. Filed 2:08 p. m.

Fort Worth Order 13–F, Amendment 37, covering fresh fruits and vegetables in Tarrant County, Texas. Filed 2:07 p. m.

Fort Worth Order 19–F, Amendment 25, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita Counties, Texas. Filed 2:07 p. m.

Fort Worth Order 21–F, Amendment 21, covering fresh fruits and vegetables in Lubbock and Potter Counties, Texas. Filed 2:07 p. m.

San Antonio Order 6–C, Amendment 15, covering poultry in Bexar County, Texas. Filed 2:19 p. m.

San Antonio Order 6–F, Amendment 35, covering fresh fruits and vegetables in Bexar County, Texas.

San Antonio Order 7–F, Amendment 35, covering fresh fruits and vegetables in Austin, Texas. Filed 2:19 p. m.

San Antonio Order 8–F, Amendment 35, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 2:19 p. m.

San Antonio Order 9–F, Amendment 24, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio Counties, Texas. Filed 2:19 p. m.

San Antonio Order 3–O, Amendment 15, covering eggs in Bexar County, Texas. Filed 2:12 p. m.

Region VI

Chicago Order 5–W, Amendment 2, Order 12, Amendment 3, Errata. Filed 2:12 p. m.

Chicago Order 6–W, Amendment 2, covering certain dry groceries and related items, in the Chicago District. Filed 9:40 a. m.

Chicago Order 14, Amendment 2, covering certain dry grocery items and certain items of perishables in the Chicago District. Filed 9:40 a. m.

Des Moines Order 4–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Iowa and City of South Sioux City, Nebraska. Filed 9:16 a. m.

Des Moines Order 5–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Iowa. Filed 9:17 a. m.

Des Moines Order 6–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Iowa. Filed 9:17 a. m.

Des Moines Order 7–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Iowa and cities of Moline, East Moline, Rock Island, Silvis and Milan in Illinois. Filed 9:18 a. m.

Des Moines Order 25, Amendment 2 covering dry groceries in all of Iowa excepting Lyon and Osceola Counties. Filed 2:14 p. m.

Fargo-Moorhead Order 39, Amendment 3, covering dry groceries in the State of North Dakota and certain counties in Minnesota. Filed 2:08 p. m.

Milwaukee Order 8–F, Amendment 50, covering fresh fruits and vegetables in Dane County, Wisconsin. Filed 9:41 a. m.

Milwaukee Order 9–F, Amendment 50, covering fresh fruits and vegetables in Sheboygan and Fond du Lac Counties, Wisconsin. Filed 9:41 a. m.

Milwaukee Order 11–F, Amendment 42, covering fresh fruits and vegetables in Milwaukee County, the city of Racine, Kenosha, and the State of Wisconsin. Filed 9:42 a. m.

Milwaukee Order 12–F, Amendment 23, covering fresh fruits and vegetables in La Crosse and Sparta, Wisconsin. Filed 9:43 a. m.

Peoria Order 16–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Illinois. Filed 2:14 p. m.

Peoria Order 17–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Illinois. Filed 2:14 p. m.

Peoria Order 18–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Illinois. Filed 2:14 p. m.

Peoria Order 19–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Illinois. Filed 2:14 p. m.

Sioux Falls Order 5–F, Amendment 7, covering fresh fruits and vegetables in Minnehaha, South Dakota. Filed 9:49 a. m.

Region VII

Albuquerque Order 31–C, Amendment 10, covering poultry in Albuquerque, New Mexico. Filed 9:46 a. m.

Albuquerque Order 8–F, Amendment 51, covering fresh fruits and vegetables in Albuquerque, New Mexico. Filed 9:44 a. m.

Albuquerque Order 38–O, Amendment 9, covering poultry in the Albuquerque Area. Filed 9:46 a. m.

Denver Order 4–F, Amendment 36, covering fresh fruits and vegetables in the Denver Area. Filed 9:10 a. m.

Denver Order 5–F, Amendment 36, covering fresh fruits and vegetables in the Pueblo Area. Filed 9:11 a. m.

Denver Order 6–F, Amendment 36, covering fresh fruits and vegetables in the Colorado Springs and Manitou Area. Filed 9:12 a. m.

Denver Order 7–F, Amendment 36, covering fresh fruits and vegetables in the Boulder, Fort Collins, Greeley Area. Filed 9:12 a. m.

Denver Order 8–F, Amendment 5, covering fresh fruits and vegetables in the Trinidad Area. Filed 9:13 a. m.

Denver Order 12–W, Amendment 10, covering dry groceries in the Denver Area. Filed 9:01 a. m.

Denver Order 13–W, Amendment 10, covering dry groceries in the Colorado Springs-Pueblo-Trinidad Area. Filed 9:01 a. m.

Denver Order 14–W, Amendment 10, covering dry groceries in the Grand Junction Area. Filed 9:02 a. m.

Denver Order 15–W, Amendment 8, covering dry groceries in the Durango Area. Filed 9:03 a. m.

Denver Order 82, Amendment 7, covering dry groceries in the Denver Area. Filed 9:14 a. m.

Denver Order 83, Amendment 7, covering dry groceries in the Colorado Springs - Pueblo - Trinidad Area. Filed 9:14 a. m.

Denver Order 84, Amendment 7, covering dry groceries in the Grand Junction Area. Filed 9:15 a. m.

Denver Order 85, Amendment 8, covering dry groceries in the Colorado Springs - Pueblo - Trinidad Area. Filed 9:15 a. m.

Denver Order 86, Amendment 7, covering dry groceries in the Craig-Leadville Area. Filed 9:04 a. m.

Denver Order 87, Amendment 5, covering dry groceries in the Durango Area. Filed 9:04 a. m.

Denver Order 88, Amendment 7, covering dry groceries in Boulder-Fort Collins-Fort Morgan-Greeley Area. Filed 9:05 a. m.

Denver Order 89, Amendment 7, covering dry groceries in the Burlington-Julesburg-Limon-Sterling Area. Filed 9:09 a. m.

Denver Order 90, Amendment 7, covering dry groceries in the Gunnison-Meeker-Silverton Area. Filed 9:09 a. m.

Denver Order 91, Amendment 7, covering dry groceries in the Delta-Montrose-Glenwood Springs Area. Filed 8:55 a. m.

Denver Order 92, Amendment 7, covering dry groceries in the Alamosa-Creede-Monte Vista Area. Filed 8:58 a. m.

Denver Order 93, Amendment 6, covering dry groceries in certain cities and towns in Colorado and certain counties in Kansas. Filed 8:59 a. m.

Denver Order 94, Amendment 7, covering dry groceries in certain cities and towns in Colorado and certain cities and towns in New Mexico. Filed 9:00 a. m.

Salt Lake City Order 14–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Utah. Filed 9:37 a. m.

Salt Lake City Order 15–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Utah. Filed 9:38 a. m.

Salt Lake City Order 16–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Utah. Filed 9:39 a. m.

Region VIII

Los Angeles Order 3–F, Amendment 38, covering fresh fruits and vegetables in Los Angeles Metropolitan Area. Filed 2:15 p. m.

Los Angeles Order 3–F, Amendment 39, covering fresh fruits and vegetables in Los Angeles Metropolitan Area. Filed 2:15 p. m.

Los Angeles Order 4–F, Amendment 38, covering fresh fruits and vegetables in San Bernardino-Riverside Area. Filed 2:15 p. m.

Los Angeles Order 4–F, Amendment 39, covering fresh fruits and vegetables in San Bernardino-Riverside Area. Filed 2:15 p. m.

Los Angeles Order 5–F, Amendment 38, covering fresh fruits and vegetables in Santa Barbara, Ventura and San Luis Obispo Areas. Filed 2:15 p. m.

Los Angeles Order 5–F, Amendment 39, covering fresh fruits and vagetables in Santa Barbara, Ventura and San Luis Obispo Areas. Filed 2:15 p. m.

Los Angeles Order 6–F, Amendment 38, covering fresh fruits and vegetables in Santa Barbara, Ventura and San Luis Obispo Areas. Filed 2:16 p. m.

Los Angeles Order 6–F, Amendment 39, covering fresh fruits and vegetables in Santa Barbara, Ventura and San Luis Obispo Areas. Filed 2:16 p. m.

Los Angeles Order 7–F, Amendment 22, covering fresh fruits and vegetables in the Bakersfield Area. Filed 2:16 p. m.

Los Angeles Order 7–F, Amendment 23, covering fresh fruits and vegetables in the Bakersfield Area. Filed 2:16 p. m.

Los Angeles Order 8–F, Amendment 19, covering fresh fruits and vegetables in the San Diego Metropolitan Area. Filed 2:16 p. m.

Los Angeles Order 8–F, Amendment 20, covering fresh fruits and vegetables in the San Diego Metropolitan Area. Filed 2:16 p. m.

Los Angeles Order 9–F, Amendment 18, covering fresh fruits and vegetables in certain areas in California. Filed 2:11 p. m.

Los Angeles Order 9–F, Amendment 19, covering fresh fruits and vegetables in certain areas in California. Filed 2:11 p. m.

Los Angeles Order 10–F, Amendment 18, covering fresh fruits and vegetables in Imperial County, excluding that area within a radius of one mile of Bard and Winterhaven. Filed 2:11 p. m.

Los Angeles Order 10–F, Amendment 19, covering fresh fruits and vegetables in Imperial County. Filed 2:11 p. m.

Phoenix Order 9–F, Amendment 31, covering fresh fruits and vegetables in the area within 25 mile radius of the post office of Phoenix. Filed 9:59 a. m.

Phoenix Order 10–F, Amendment 27, covering fresh fruits and vegetables in certain areas in Arizona. Filed 10:00 a. m.

Phoenix Order 11–F, Amendment 26, covering fresh fruits and vegetables in certain areas in Arizona. Filed 10:01 a. m.

Southern California Order (L. A. 12), Amendment 16, covering dry groceries in the Los Angeles Metropolitan Area. Filed 2:11 p. m.

Southern California Order (L. A. 13), Amendment 12, covering dry groceries in the Santa Barbara and Ventura Area. Filed 2:11 p. m.

Southern California Order (L. A. 14), Amendment 11, covering dry groceries in the Riverside and San Bernardino Area. Filed 2:12 p. m.

Southern California Order (L. A. 15), Amendment 15, covering dry groceries in the San Luis Obispo Area. Filed 2:12 p. m.

Southern California Order (L. A. 16), Amendment 11, covering dry groceries in the certain specified communities. Filed 2:12 p. m.

Southern California Order (L. A. 17), Amendment 11, covering dry groceries in certain specified communities. Filed 2:12 p. m.

Spokane Order 20–F, Amendment 9, covering fresh fruits and vegetables in certain areas of Spokane County, Washington and Kootenai County, Idaho. Filed 2:07 p. m.

Spokane Order 21–F, Amendment 9, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai Counties, Idaho. Filed 2:07 p. m.

Spokane Order 22–F, Amendment 9, covering fresh fruits and vegetables in certain areas of Latah County, Idaho and Whitman County, Washington. Filed 2:17 p. m.

Spokane Order 23–F, Amendment 9, covering fresh fruits and vegetables in certain areas of Asotin, Washington, and Nez Perce, Idaho. Filed 2:17 p. m.

Spokane Order 24–F, Amendment 8, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Benton and Franklin, Washington. Filed 2:17 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–5530; Filed, Apr. 2, 1946; 4:29 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 7–830 to 7–838, 7–836 to 7–841]

PITTSBURGH STOCK EXCHANGE ET AL.

ORDER DISPOSING OF APPLICATIONS FOR PERMISSION TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of April, A. D. 1946.

In the matter of applications by the Pittsburgh Stock Exchange to extend unlisted trading privileges to American Power and Light Co. common stock, no par value, File No. 7–830; Certain-Teed Products Corp. common stock, $1 par value, File No. 7–831; Corning Glass Works common stock, $5 par value, File No. 7–832; Electric Power and Light Corp. common stock, no par value, File No. 7–833; Graham-Paige Motors Corp. common stock, $1 par value, File No. 7–834; Kennecott Copper Corp. common stock, no par value, File No. 7–835; Koppers Co., Inc., common stock, $10 par value, File No. 7–836; Pan American Airways Corp. capital stock, $2.50 par value, File No. 7–838; Purchase Warrants for $2.50 par capital stock, File No. 7–839; Pennsylvania-Central Airlines Corp. common stock, $1 par value, File No. 7–840; Sears, Roebuck and Co. capital stock, no par value, File No. 7–841.

The Pittsburgh Stock Exchange having made application to the Commission, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X–12F–1, for permission to extend unlisted trading privileges to the abovementioned securities;

After appropriate notice a hearing having been held in this matter at the Philadelphia office of the Commission;

The Commission having this day made and filed its findings and opinion herein:

It is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the applications of The Pittsburgh Stock Exchange for permission to extend unlisted trading privileges to the following securities:

American Power and Light Company common stock, no par value.
Certain-Teed Products Corporation common stock, $1 par value.
Corning Glass Works common stock, $5 par value.
Electric Power and Light Corporation common stock, no par value.
Graham-Paige Motors Corporation common stock, $1 par value.
Kennecott Copper Corporation common stock, no par value.
Koppers Company, Inc., common stock, $10 par value.
Pan American Airways Corporation capital stock, $2.50 par value.
Pennsylvania-Central Airlines Corp. common stock, $1 par value.
Sears, Roebuck and Co. capital stock, no par value.

be, and the same are, hereby granted.

It is further ordered, That the application of The Pittsburgh Stock Exchange for permission to extend unlisted trading privileges to: Pan American Airways Corporation, Purchase Warrants for $2.50 par Capital Stock, be, and the same is, hereby denied.

By the Commission.

ORVAL L. DUBOIS,
Secretary.

[SEAL]

SUMMARY PERTAINING TO APPLICATIONS BY THE PITTSBURGH STOCK EXCHANGE TO EXTEND UNLISTED TRADING PRIVILEGES TO ELEVEN (11) STOCKS

	Shares outstanding	Distribution in Pennsylvania, Ohio, and West Virginia		Shares held by member firms and Pittsburgh banks on Aug. 31, 1945 [1]	Shares traded in vicinity from Sept. 1, 1944 to Aug. 31, 1945		
		Shares	Holders		Shares	Transferred	Percent of trading on N. Y. S.
American Power & Light Co., common stock, no par value	3,013,812	230,000	2,100	8,180	16,956	324	3.4
Certain-Teed Products Corp., common stock, $1 par value	1,599,914	(4)	(4)	8,240	26,442	254	1.9
Corning Glass Works, common stock, $5 par value	2,637,108	53,591	[3] 364		16,222	229	6.1
Electric Power & Light Corp., common stock, no par value	3,454,680	(4)	(4)	6,558	32,316	254	2.5
Graham-Paige Motors Corp., common stock, $1 par value	4,514,793	(4)	(4)	31,641	161,980	1,252	3.1
Kennecott Copper Corp., common stock, no par value	10,821,653	(4)	(4)	10,194	26,186	476	2.7
Koppers Company, Inc., common stock, $10 par value	900,000	616,888	675	3,480	38,115	823	6
Pan American Airways Corp., capital stock, $2.50 par value	6,131,716	(4)	(4)	26,534	46,414	559	2.1
Purchase warrants for $2.50 par capital stock	2,043,261	(4)	(4)	9,722	4,649	54	2.15
Pennsylvania-Central Airlines Corp., common stock, $1 par value	474,560	106,553	547	11,746	15,083	213	4
Sears, Roebuck & Co., capital stock, no par value	5,860,161	871,227	8,551	13,627	10,978	295	3.8

[1] Total number of shares held by member firms of applicant exchange and by eight Pittsburgh banks for customers residing in the vicinity of the Exchange.
[2] Distribution figures are for western Pennsylvania, eastern Ohio, and West Virginia.
[3] Percent of trading on the New York Curb Exchange.
[4] 17,950 shares held by 432 holders in the city of Pittsburgh.
[5] Not available.

[F. R. Doc. 46–5499; Filed, Apr. 2, 1946; 1:39 p. m.]

[File Nos. 54–68, 59–55]

COMMUNITY GAS AND POWER CO. ET AL.

ORDER EXTENDING TIME TO FILE AMENDMENT

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 29th day of March, A. D., 1946.

In the matters of Community Gas and Power Company, American Gas and Power Company, File No. 54–68; Community Gas and Power Company, American Gas and Power Company and the subsidiary companies thereof, respondents, File No. 59–55.

Community Gas and Power Company ("Community"), a registered holding company, and American Gas and Power Company ("American"), a registered holding company and a subsidiary of Community, having filed a plan herein pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935;

The Commission, in its findings and opinion herein dated February 27, 1946, having found that said plan, if amended in certain respects, would be necessary to effectuate the provisions of section 11 (b) of the act and fair and equitable to the persons affected by said plan;

The Commission having stated in said findings and opinion that if, within 30 days from the date thereof (or such additional time as may be granted upon a proper showing), the plan is amended in accordance with said findings and opinion, an order will be granted approving it;

Community and American having filed an application for an extension of time from March 29, 1946, the date of expiration of said 30-day period, to April 5, 1946, within which appropriate amendment to said plan might be filed; and

It appearing that the requested extension of time may appropriately be granted in the public interest and in the interests of investors and consumers;

It is ordered, That the time of Community and American to file an appropriate amendment to their plan herein in accordance with the Commission's findings and opinion herein dated February 27, 1946, be and it is hereby extended to April 5, 1946.

By the Commission.

ORVAL L. DUBOIS,
Secretary.

[SEAL]

[F. R. Doc. 46–5500; Filed, Apr. 2, 1946; 1:39 p. m.]

[File No. 54–118]

UNITED CORP.

ORDER RELEASING JURISDICTION OVER FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 1st day of April 1946.

The Commission, by orders entered in these proceedings on May 22, 1945 and June 9, 1945, having approved a plan filed by The United Corporation pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 providing for the exchange of Delaware Power & Light Company common stock and cash for outstanding shares of The United Corporation's $3 Cumulative Preferred Stock, such approval being subject to a reservation of jurisdiction with respect to the fees and expenses to be paid by The United Corporation in connection with the Plan; and

The United Corporation having filed amendments setting forth the amount of fees and expenses for which requests for payment have been made, which total in the aggregate $21,233.80, classified as follows:

	Fees	Expenses	Total
J. P. Morgan & Co., Inc., exchange agent	$3,863.17	[1] $4,179.16	$8,042.33
Whitman, Ransom, Coulson & Goetz, attorneys	5,000.00	123.96	5,123.96
Southerland Berl & Potter, attorneys	250.00		250.00
Arthur Young & Co., accountants	750.00		750.00
Printing		5,713.38	5,713.38
Miscellaneous	452.03	902.10	1,354.13
Total	10,315.20	10,918.60	21,233.80

[1] Includes $2,846.14 postage.

The Commission having examined all the relevant facts in the record and having considered the amounts requested for fees and expenses, and it appearing to the Commission that said amounts are not unreasonable;

It is ordered, That the jurisdiction reserved in the orders of May 22, 1945 and June 9, 1945 with respect to fees and expenses to be paid by The United Corporation in connection with the Plan be, and the same hereby is, released.

By the Commission.

ORVAL L. DUBOIS,
Secretary.

[SEAL]

[F. R. Doc. 46–5552; Filed, Apr. 3, 1946; 10:39 a. m.]

[File Nos. 54–108, 59–81]

CRESCENT PUBLIC SERVICE CO. ET AL.

SUPPLEMENTAL ORDER APPROVING CERTAIN TRANSACTIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of April, A. D. 1946.

In the matters of Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, Helene Curley Rea, Robert W. Rea, Floyd W. Woodcock, Kathleen T. Woodcock, Robin Corporation, (Applicants), File No. 54–108; Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, (Respondents), File No. 59–81.

The Commission by order dated February 1, 1946, among other things, having ordered, pursuant to section 11 (b) of the Public Utility Holding Company Act of 1935, that Crescent Public Service Company ("Crescent") dispose of all its interests in and all its control over Colorado Central Power Company ("Colorado Central"), Empire Southern Service Company ("Empire Service") and the properties respectively owned, controlled or operated by them, and that Crescent be liquidated and dissolved;

The Commission in said order having approved, pursuant to section 11 (e) of the act, a plan of Crescent providing, among other things, for the divestment by Crescent of its interests in Central Ohio Light & Power Company ("Central Ohio"), Colorado Central and Empire Service, the retirement of the outstanding Income Bonds of Crescent, the redemption or cancellation by Crescent of its outstanding shares of stock, and the dissolution of Crescent; the Commission having found that the transactions proposed therein are necessary and appropriate to the integration and simplification of Crescent's holding company system, and having reserved jurisdiction to make appropriate recitals and findings, pursuant to the request of the applicants and declarants, in conformity with the provisions of sections 371, 373, and 1808 of the Internal Revenue Code; and

The District Court of the United States for the District of Delaware, upon application of the Commission made at the request of Crescent, having approved said plan as fair and equitable and as appropriate to effectuate the provisions of section 11 of the act, and having ordered that said plan be carried out; and

Crescent, Central Ohio, Colorado Central and Empire Service having filed an amendment herein requesting that the Commission enter an order approving certain transactions as necessary and appropriate to the integration or simplification of the Crescent holding company system, and requesting that such order conform with the requirements of sections 371, 373 and 1808 of the Internal Revenue Code and contain the recitals and specifications described therein; and

It appearing that these transactions are steps in the consummation by Crescent of its plan herein and are necessary and appropriate to the integration or simplification of the holding company system of which Crescent, Central Ohio, Colorado Central, and Empire Service are members, and are necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935;

It is ordered and recited, That the following transactions are necessary and appropriate to the integration or simplification of the holding company system of which Crescent, Central Ohio, Colorado Central and Empire Service are members, and to effectuate the provisions of section 11 (b) of the Public Utility Act of 1935:

1. The sale by Crescent of its interest in Empire Service, said interest consisting of (a) a Promissory Note executed by Empire Service due June 1, 1938, in the face amount of $701,817.31 and bearing interest at the rate of 6% per annum, on which note there is an unpaid balance of $375,000 principal amount, and (b) 1,000 shares of common stock, having no par value, of Empire Service, being all of the issued and outstanding stock of Empire Service.

2. The payment of the proceeds from the sale of Crescent's interest in Empire Service to City Bank Farmers Trust Company, Trustee under the Trust Indenture securing the outstanding Collateral Trust Six Per Cent Income Bonds, Series B, due October 1, 1954 (hereinafter called the "Income Bonds") of Crescent.

3. The delivery by Crescent to Colorado Central of 10,000 shares (all) of the common stock, no par value, of Colorado Central, owned by Crescent, in exchange for 43,750 shares (all) of the new common stock, having a par value of $10 per share, of Colorado Central.

4. The sale by Crescent of its interest in Colorado Central, said interest con-

sisting of 43,750 shares (all) of the common stock, par value $10 per share, of Colorado Central.

5. The payment of the proceeds from the sale of Crescent's interest in Colorado Central to City Bank Farmers Trust Company, Trustee under the Trust Indenture securing the Income Bonds of Crescent.

6. The donation by Crescent to Central Ohio of 5,157 common shares, no par value, of Central Ohio, owned by Crescent, and the cancellation of such shares by Central Ohio.

7. The delivery by Crescent to Central Ohio of 14,843 common shares, no par value, and 1,972 $6 Preferred Shares of Central Ohio owned by Crescent, in exchange for 74,215 shares of new common stock, having a par value of $10 per share, of Central Ohio.

8. The purchase by Crescent from Central Ohio of 9,785 shares of new common stock, having a par value of $10 per share of Central Ohio for $300,106 cash and the sale by Crescent to Central Ohio of 28 $6 Preferred Shares of Central Ohio at the liquidating price of $110 per share when such $6 Preferred Shares are called for liquidation by Central Ohio.

9. An offer by Crescent to the holders of its Income Bonds of the right to exchange their Income Bonds for (a) shares of common stock, having a par value of $10 per share, of Central Ohio and (b) cash, at the rate of 30 shares of the common stock of Central Ohio plus $80 in cash for each $1,000 principal amount of Income Bonds, the maximum principal amount of Income Bonds to be accepted for exchange to be $1,250,000.

10. Upon the exchange offer described in transaction No. 9 becoming effective, as set forth in the Commission's Supplemental Findings issued on February 1, 1946, the delivery by Crescent to the holders of its Income Bonds in exchange for such Income Bonds of (a) 3 shares of common stock, having a par value of $10 per share of Central Ohio and (b) $8 in cash, for each $100 principal amount of Crescent Income Bonds accepted for exchange.

11. The use by Crescent of the proceeds from the sale of its interests in Empire Service and Colorado Central and from the sale and liquidation of the 28 $6 Preferred Shares of Central Ohio for (a) payment of the cash due on the exchange of Central Ohio common stock and cash for Crescent Income Bonds, (b) the redemption and retirement of the outstanding and unexchanged Crescent Income Bonds, and (c) to the extent available after payment of the outstanding liabilities of Crescent for fees and expenses of the plan, Federal tax liabilities and similar items, and redemption or cancellation of the 60,000 shares of outstanding common stock of Crescent, having a par value of $1 per share.

12. The distribution by Crescent of any shares of common stock, having a par value of $10 per share of Central Ohio which are owned by Crescent and which are not used in the exchange of such stock and cash for the retirement of Crescent Income Bonds, as described in transaction No. 10, to the holders of the 60,000 shares of common stock, having a par value of $1 each, of Crescent, the sale by Crescent for cash of such fractional shares of Central Ohio stock as would result from a distribution of the Central Ohio stock to the Crescent stockholders; and payment of the cash so realized by Crescent to the stockholders of Crescent in lieu of the fractional shares to which they would otherwise be entitled.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5553; Filed, Apr. 3, 1946; 10:39 a. m.]

[File No. 70-1257]

MISSISSIPPI POWER & LIGHT CO. AND ELECTRIC POWER & LIGHT CORP.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 1st day of April, A. D. 1946.

Notice is hereby given that Electric Power & Light Corporation ("Electric"), a registered holding company, and its subsidiary, Mississippi Power & Light Company ("Mississippi"), have filed a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935, designating sections 6 (a), 7, 9 (a), 10, 12 (c) and 12 (f) thereof and Rule U-43 thereunder as applicable to the proposed transactions.

Notice is further given that any interested person may not later than April 19, 1946 at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said application may be granted and said declaration permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the application-declaration which is on file in this Commission for a statement of the transactions therein proposed which are summarized as follows:

Electric is the owner of all the presently outstanding 500,000 shares of the no par value common stock of Mississippi. Mississippi proposes to issue and sell, and Electric proposes to acquire, 200,000 additional shares of the common stock of Mississippi for $2,250,000 cash, Electric reserving the right to acquire and pay for the stock in such number of shares and at such times, within a 60 day period, from and after receipt of an order therein approving the proposed transactions, as Electric shall specify in writing to Mississippi.

Upon completion of the proposed transactions the value of all of Mississippi's then outstanding 700,000 shares of no par value common stock will be stated on its books at $7,000,000.

Mississippi proposes to use the proceeds of the sale, together with other monies, for the construction of new facilities and the extension and improvement of its present facilities.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5551; Filed, Apr. 3, 1946; 10:39 a. m.]

Reference

APR 9 '46

Reference

APR 9 '46

THE NATIONAL ARCHIVES

FEDERAL REGISTER

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Washington, Friday, April 5, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 969—MILK IN SUBURBAN CHICAGO, ILLINOIS, MARKETING AREA

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order regulating the handling of milk in the Suburban Chicago, Illinois, marketing area (7 CFR, 1944 Supp. 969.1 et seq.), it is hereby determined that the provisions of such order which provide seasonal minimum prices on Grade A and Grade B Class I milk during May and June 1946 are provisions which do not tend to effectuate the declared policy of the act with respect to milk received from producers or cooperative associations of producers during said months.

It is, therefore, ordered That the following provisions of the order regulating the handling of milk in the Suburban Chicago, Illinois, marketing area be and they hereby are suspended during 1946:

1. In § 969.5 (a) (1) (i), relating to Grade A Class I milk, as follows: "*Provided*, That beginning in 1945 the price for such Class I milk for the delivery periods of May and June of each year shall be the price determined pursuant to (b) of this section, plus 50 cents."; and

2. In § 969.5 (a) (1) (ii), relating to Grade B Class I milk, as follows: "*Provided*, That beginning in 1945 the price for such Class I milk for the periods of May and June of each year shall be the price determined pursuant to (b) of this section, plus 40 cents."

Done at Washington, D. C., this 4th day of April 1946.

[SEAL] CLINTON P ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5633; Filed, Apr. 4, 1946; 11:03 a. m.]

PART 941—MILK IN CHICAGO, ILLINOIS, MARKETING AREA

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the Chicago, Illinois, marketing area (7 CFR Cum. Supp. 941.0 et seq.), it is hereby determined that the provisions of such order which provide a seasonal minimum price on Class I milk during May and June 1946 are provisions which do not tend to effectuate the declared policy of the act with respect to milk received from producers and cooperative associations of producers during said months.

It is, therefore, ordered, That the following provisions of § 941.5 (a) (2) of the order, as amended, regulating the handling of milk in the Chicago, Illinois, marketing area be and they hereby are suspended for the period from 12:01 a. m., on May 1, 1946, through June 30, 1946:

1. The words "* * *, except the delivery periods of May and June, * * *;" and

2. The words "* * *; and during the delivery periods of May and June the price per hundredweight for Class I milk shall be the price determined pursuant to paragraph (b), plus 50 cents * * *".

Done at Washington, D. C. this 4th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5634; Filed, Apr. 4, 1946; 11:03 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter II—Office of Alien Property Custodian

[Gen. Order 5, Reg. 1]

PART 503—GENERAL ORDERS

PROPERTY OR INTERESTS OF NATIONALS OF BULGARIA, HUNGARY, ITALY OR RUMANIA

§ 503.5–1 *Non-applicability of § 503.5 (General Order No. 5) to certain prop-*

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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erty or interests of nationals of Bulgaria, Hungary, Italy or Rumania. No report on Form APC–3 shall be required to be filed with respect to the property or interests of any person within Bulgaria, Hungary, Italy, or Rumania who is not a citizen or subject of Germany or Japan, pursuant to § 503.5 (General Order No. 5) of the Alien Property Custodian, by any designated person as defined therein, who shall become such designated person by appointment, qualification or otherwise in any court or administrative action or proceeding within the United States originally instituted or commenced after April 15, 1946.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5647; Filed, Apr. 4, 1946; 11:20 a. m.]

[Gen. Order 20, Reg. 1]

PART 503—GENERAL ORDERS

CONSENT TO CERTAIN TRANSFERS BY THE CUSTODIAN

§ 503.20–1 Consent to certain transfers by the custodian. For the purposes of paragraph (a) (1) of § 503.20 (General Order No. 20), the Alien Property Custodian hereby consents to the payment, transfer or distribution of any property of any nature whatsoever to any person within Bulgaria, Hungary, Italy and Rumania, who is not a citizen or subject of Germany or Japan, by any designated person, as defined in that general order, from the assets of an estate of a decedent whose death occurs subsequent to April 15, 1946; *Provided, however,* That any payment, transfer or distribution may be made only if licensed or otherwise authorized by the Secretary of the Treasury pursuant to the provisions of Executive Order No. 8389, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Propery Custodian.

[F. R. Doc. 46–5651; Filed, Apr. 4, 1946; 11:20 a. m.]

[Gen. Order 6, Reg. 1]

PART 503—GENERAL ORDERS

SERVICE OF PROCESS OR NOTICE ON PERSONS WITHIN BULGARIA, HUNGARY, ITALY OR RUMANIA

§ 503.6–1 *Non-applicability of § 503.6 (General Order No. 6) to service of process or notice on persons within Bulgaria, Hungary, Italy or Rumania.* The provisions of § 503.6 (General Order No. 6) of the Alien Property Custodian with respect to the service of process or notice shall not be applicable to any service of process or notice on any person within Bulgaria, Hungary, Italy or Rumania who is not a citizen or subject of Germany or Japan, in any court or administrative action or proceeding within the United States originally initiated or commenced after April 15, 1946.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5649; Filed, Apr. 4, 1946; 11:20 a. m.]

[Gen. Order 6H, Reg. 1]

PART 503—GENERAL ORDERS

SERVICE OF PROCESS OR NOTICE ON PERSONS WITHIN BULGARIA, HUNGARY, ITALY OR RUMANIA

§ 503.6h–1 *Non-applicability of § 503.6h (General Order No. 6H) to service of processor notice on persons within Bulgaria, Hungary, Italy or Rumania.* The provisions of § 503.6h (General Order No. 6H) of the Alien Property Custodian with respect to the service of process or notice shall not be applicable to any service of process or notice on any person within Bulgaria, Hungary, Italy, or Rumania who is not a citizen or subject of Germany or Japan, in any court or administrative action or proceeding within the Territory of Hawaii originally initiated or commenced after April 15, 1946.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5650; Filed, Apr. 4, 1946; 11:20 a. m.]

[Gen. Order 5H, Reg. 1]

PART 503—GENERAL ORDERS

PROPERTY OR INTERESTS OF NATIONALS OF BULGARIA, HUNGARY, ITALY OR RUMANIA

§ 503.5h–1 *Non-applicability of § 503.5h (General Order 5H) to certain property or interests of nationals of Bulgaria, Hungary, Italy or Rumania.* No report on Form APC–3 shall be required to be filed with respect to the property or interests of any person within Bulgaria, Hungary, Italy or Rumania who is not a citizen or subject of Germany or Japan, pursuant to §503.5h (General Order No. 5H) of the Alien Property Custodian, by any designated person as defined therein, who shall become such designated person by appointment, qualification or otherwise in any court or administrative action or proceeding within the Territory of Hawaii originally instituted or commenced after April 15, 1946.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5648; Filed, Apr. 4, 1946; 11:20 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VIII—Supplies and Equipment

[Procurement Regs. 1–3, 6–7A, 9, 11]

MISCELLANEOUS AMENDMENTS

The following amendment and additions to the regulations contained in Parts 801–803, inclusive, 806, 809, 811, 821, 823, 827, 830 and 832 are hereby prescribed. These regulations are also contained in War Department Procurement Regulations dated September 5, 1942 (9 F.R. 8363 [1]) as amended by Change 55, March 30, 1946, the particular regulations being Nos. 1–3, 6–7A, 9 and 11.

In section numbers the figures to the right of the decimal point correspond with the respective paragraph numbers in the procurement regulations.

AUTHORITY: Sec. 5a, National Defense Act, as amended, 41 Stat. 764, 54 Stat. 1225; 10 U.S.C. 1193–1195; the First War Powers Act, 1941, 55 Stat. 838, 50 U.S.C. Supp. 601–622.

Subchapter A—Procurement

[Procurement Reg. 1]

PART 801—GENERAL INSTRUCTIONS

SUBPART A—INTRODUCTION

1. Section 801.101–1 is added as follows:

§ 801.101–1 Suggestions for simplification or improvement. Suggestions for the simplification or improvement of procurement regulations and for the consolidation or elimination of sections thereof are invited, and may be forwarded directly to the Procurement Judge Advocate, Office of Director of Procurement, Headquarters, Army Service Forces, Room 3E–479, The Pentagon, Washington 25, D. C. All suggestions should be accompanied with reasons therefor.

2. Paragraph (b) of § 801.105a is amended to read as follows:

§ 801.105a Reference to units the designation of which has since been

[1] See also 10 F.R. 10449, 11418, 13171; 11 F.R. 5, 1701.

changed, or which have been abolished and their functions transferred to other units. • • •

(b) Among such changes, particular attention is directed to the following, affecting the units named in italics below:

(1) *Services of Supply.* Section I of General Orders No. 14, W. D., dated 12 March 1943, provides that "The name of Services of Supply is changed to Army Service Forces"; and ASF Circular No. 30, dated May 15, 1943 provides in part that "The services heretofore designated as 'supply services' will hereafter be known as 'technical services' ".

(2) *War Food Administration.* Executive Order 9577, dated June 29, 1945 and effective at the close of business on June 30, 1945, terminated the War Food Administration, and transferred the functions, duties and powers of the War Food Administrator to the Secretary of Agriculture.

(3) *Defense Plant Corporation; Metals Reserve Company; Rubber Reserve Company; Defense Supplies Corporation.* By Joint Resolution of Congress (Public Law 109—79th Congress), approved June 30, 1945, and effective on July 1, 1945, Defense Plant Corporation, Metals Reserve Company, Rubber Reserve Company and Defense Supplies Corporation were dissolved, and their assets and liabilities were transferred to Reconstruction Finance Corporation, of which they had been subsidiaries. By General Amendment dated January 5, 1946 (11 F.R. 408), effective as of the close of business on January 15, 1946, the Surplus Property Administration transferred to War Assets Corporation all of the functions, duties and responsibilities heretofore assigned to the Reconstruction Finance Corporation with respect to the disposal of property. (See subparagraph (6) of this paragraph.)

(4) *Production Division; Purchases Division.* ASF Circular No. 329, dated August 31, 1945, provides in part that "Effective September 1, 1945, the Production and Purchases Division is established under the jurisdiction of the Director of Matériel to consist of the former Production Division and the former Purchases Division"; and the authority previously granted to the Director, Purchases Division, has been delegated to the Director, Production and Purchases Division (See § 801.107–6). ASF Circular No. 453, dated December 27, 1945, redesignated the Production and Purchases Division of the Director of Material as the Procurement Division, and amended ASF Circular No. 329, above referred to, accordingly. (See subparagraph (7) of this paragraph.)

(5) *Legal Branch, Office of the Director of Matériel.* War Department Circular No. 273, dated September 10, 1945, establishes the office of Procurement Judge Advocate, and prescribes his authority and duties; and Section III of ASF Circular No. 345, 1945, dated September 13, 1945, provides in part that "The staff of the Legal Branch, Office of the Director of Matériel, is transferred to the Office of the Procurement Judge Advocate, and the positions of Legal Assistant to the Director of Matériel, Chief, Legal Branch, Office of the Director of Matériel, and of Legal Adviser to the Readjustment and Renegotiation Divisions, and the Legal Branch, Office of the Director of Matériel, are abolished.

(6) *Surplus Property Board; Surplus Property Administration.* By Public Law 181—79th Congress, approved September 18, 1945, and effective October 1, 1945, there was established in the Office of War Mobilization and Reconversion a Surplus Property Administration to be headed by a Surplus Property Administrator; and the Surplus Property Board was abolished and all of its functions transferred to the Surplus Property Administrator. By Executive Order 9689, January 31, 1946 (11 F.R. 1265), the functions of the Surplus Property Administrator and of the Surplus Property Administration were transferred to the chairman of the board of directors of the War Assets Corporation and to the War Assets Corporation, respectively, and the Surplus Property Administration was merged into and consolidated with the War Assets Corporation. By the same Executive order, the War Assets Corporation, effective March 25, 1946, became the War Assets Administration headed by a War Assets Administrator.

(7) *War Production Board.* By Executive Order 9638, dated October 4, 1945, and effective as of the close of business on November 3, 1945, all functions and powers of the War Production Board were transferred to the Civilian Production Administration established by that order in the Office of Emergency Management of the Executive Office of the President, and the War Production Board was terminated.

(8) *Office of the Director of Matériel.* ASF Circulars Nos. 52 and 53, dated March 2, 1946, effective March 11, 1946, abolished the Office of the Director of Matériel and the Staff Divisions therein and replaced them by the Office of the Director of Procurement consisting of the Purchases, Production, Renegotiation, Readjustment, International, and Research and Development Branches.

The former Director, Procurement Division, Office of the Director of Matériel (see subparagraph (4) of this paragraph) is now the Chief of the Purchases Branch, and also the Chief of the Production Branch, Office of the Director of Procurement.

Functions in connection with surplus property were transferred from the former Readjustment Division as follows:

(i) Disposal of surplus military property to the Supply Control Branch, Office of the Director of Supply;

(ii) Disposal of surplus command installations to the Installations Branch, Office of the Director of Services; and

(iii) Coordination and liaison on all types of surplus property to the Assistant Director (Surplus Disposals), Office of the Director of Plans and Policy.

The position of Fiscal Director was abolished and the functions, responsibilities and authority of that position were transferred to the Chief of Finance. The Chief of Finance was also designated as a technical service.

Labor relations and labor supply functions of the Industrial Personnel Division were transferred to the Production Branch.

SUBPART C—AUTHORITY FOR AND APPLICABILITY OF REGULATIONS

1. In § 801.108–4 paragraphs (b) and (c) are amended to read as follows:

§ 801.108–4 *Army Air Forces.* • • •

(b) Whenever used herein, unless otherwise specifically indicated, the term "technical services" shall be deemed to include the Army Air Forces, and the term "chiefs of the technical services" shall be deemed to include the Commanding General, Army Air Forces. Likewise, the terms "Director, Production and Purchases Division, Headquarters, Army Service Forces", "Director, Procurement Division, Headquarters, Army Service Forces", "Chief, Purchases Branch, Headquarters, Army Service Forces", and "Director, Readjustment Division, Headquarters, Army Service Forces", when used in connection with action to be taken in respect of the Army Air Forces, shall, unless otherwise specifically indicated, be deemed to refer to the Special Representative of the Under Secretary of War designated for that purpose.

(c) Except as specifically otherwise provided, all communications to the Army Air Forces or to the Commanding General, Army Air Forces, relating to procurement, should be addressed to the attention of the Readjustment and Procurement Division, AC/AS–4.

2. Sections 801.108–5 to 801.108–7, inclusive, are amended to read as follows:

§ 801.108–5 *Service commands.* The regulations in this subchapter are applicable to the procurement activities of the service commands. Where procurement is accomplished by a service command at the direction of the chief of a technical service or his duly authorized representative, the directions will contain references to the applicable sections of this chapter and will also contain supplementary instructions where appropriate. In such a case, for the purposes of this subchapter, the procurement shall be regarded as procurement by the technical service concerned and the contract will be regarded as a contract of that technical service. In all other cases, except as provided in § 803.318c–2 of this subchapter, the service command accomplishing the procurement shall act independently of any technical service and the term "technical service" and the term "service," as used in this subchapter, shall be deemed to refer to the service commands and the term "chiefs of technical services" and "chiefs of services" shall be deemed to refer to the commanding generals of the service commands.

§ 801.108–6 *Procurement, contracting, termination and renegotiation authority of commanding officers outside continental United States.* (a) In general, each commanding officer in charge of United States armed forces outside the continental United States and its territories and possessions, including Alaska, who is responsible direct to the War Department, in connection with the procurement of supplies and facilities which he may deem necessary or appropriate to facilitate the prosecution of the war effort and to accomplish the mission confided in him or to protect the health, safety and welfare of the forces under his command, may disregard the provisions of this chapter, Army Regulations and other regulations, circulars, or instructions, and any provisions or restrictions of the laws of the United States which may be applicable within the United States or any territory or possession thereof. This matter is more fully treated in Section I, Circular No. 53, War Department, 1946.

(b) Each commanding officer referred to in paragraph (a) of this section is authorized to exercise, within the limit of his command, subject to any applicable regulations or instructions of the Director of Contract Settlement, or of the War Department, any authority and discretion granted to the War Department under the Contract Settlement Act of 1944. (The chiefs of the several technical services, subject to any such applicable regulations or instructions, are also authorized by Subchapter C of this chapter (Joint Termination Regulation (PR 15)), to exercise with respect to any contracts or class of contracts being administered under their direction, and made or performed outside of the continental limits of the United States or in Alaska, any such authority and discretion granted by that act.) The procedures applicable to the termination of contracts set out in Subchapter C of this chapter (Joint Termination Regulation (PR 15)), are not applicable outside the continental United States or in Alaska, but may furnish useful suggestions as to procedures appropriately to be followed in such areas. This matter is more fully treated in Section II, Circular No. 53, War Department, 1946.

(3) Authority and discretion under the Renegotiation Act of 1943 and under the Renegotiation Act of 1942 have been delegated to each commanding officer in charge of United States armed forces in Alaska or outside the continental United States, who is responsible direct to the War Department, as more fully set forth in Section III, Circular No. 53, War Department, 1946.

§ 801.108–7 *Procurement within the United States for armed forces abroad.* It is to be noted that the provisions of Circular No. 53, War Department, 1946, referred to in § 801.108–6, have no application to procurement within the United States for armed forces abroad.

SUBPART D—MISCELLANEOUS PROHIBITIONS

1. Sections 801.109 and 801.109–1 are amended and §§ 801.109–2 and 801.109–3 are added as follows:

§ 801.109 *Prohibition against acceptance of voluntary service.*

§ 801.109–1 "• • • Nor shall any department or any officer of the Government accept voluntary service for the Government • • • except in cases of sudden emergency involving the loss of human life or the destruction of property. • • • Any person violating any provision of this section shall be summarily removed from office and may also be punished by a fine of not less than one hundred dollars or by imprisonment for not less than one month". R. S. 3679, as amended by sec. 3, act 27 February 1906 (34 Stat. 49); 31 U. S. C. 665; M. L., 1939, sec. 699.

§ 801.109–2 The acceptance of "voluntary service" under R. S. 3679, as amended, means that the service is rendered under an agreement whereby a claim for payment may subsequently be made against the Government. Voluntary service may be accepted if a written statement is obtained that the service rendered will not be made the basis of a future claim against the Government for compensation.

§ 801.109–3 Title XI of the Second War Powers Act of March 27, 1942 (56 Stat. 183), as amended (50 U. S. C., App. 641–641f), authorizes the acceptance of voluntary services for particular war purposes. See AR 35–190.

2. Paragraph (b) of § 801.110–2 is amended to read as follows:

§ 801.110–2 • • •

(b) A report enumerating in detail the service rendered will be forwarded to the Commanding General, Army Service Forces, Attention of Production Branch.

[Procurement Reg. 2]

PART 802—GENERAL PROCUREMENT POLICIES AND PROCEDURES

SUBPART C—POLICIES AND FORMS

1. Paragraphs (e) and (f) of § 802.217–5 are amended to read as follows:

§ 802.217–5 *Time and material or labor-hour contracts.* • • •

(e) *Definite hourly rate.* A definite hourly labor rate must be stated at the time of issuance in all orders intended to be priced on a time and material or labor-hour basis. In the exceptional emergency cases where work must be started before the rate is agreed upon, the complete confirming order must be issued as soon as possible and in any event prior to completion of a substantial portion of the work.

(f) *Audit manual.* Reference to the Manual for Administrative Audit of Time and Material Vendors' Charges, prepared by the Office of the Chief of Finance, will be helpful in the consideration of effective control measures in particular cases. Copies of this Manual may be obtained by addressing a request to the Publication Section, Office of the Chief of Finance, Headquarters, Army Service Forces, Washington 25, D. C.

2. Section 802.217–6 is added as follows:

§ 802.217–6 *Research and development contracts.* In a research and development contract, including supply contracts within the definition of § 811.1116–1 of this subchapter, the patent rights which the Government is to receive shall be determined in accordance with the policies stated in § 811.1116 of this subchapter. It is essential that contracting officers pay only for the work to be performed and the patent rights acquired under the terms of the contract and that they employ every safeguard to assure that the pricing of research and development contracts shall be such as not to make payment for any patent rights not so acquired. The following paragraphs will be observed in pricing such a contract or in revising the prices under any price revision article of such a contract (see for example §§ 803.375 and 803.376 of this subchapter):

(a) *License under foreground patents.* If under § 811.1116 of this subchapter it is determined that the Government is to receive only a royalty-free license under inventions conceived or first actually reduced to practice in the performance of the contract (hereinafter called "foreground patents"), the price to be paid by the Government will be limited to the reasonably estimated current costs of performance of the work and a reasonable profit thereon. In no event may there be included as an element of cost (1) expenses incurred by the contractor for establishing, developing or maintaining a research organization during any period prior to the placement of the contract (including any preliminary instrument), or (2) compensation for contractor's know-how acquired prior to the date of the contract.

(b) *License under background patents accompanied by a license under, or acquisition of title to, foreground patents.* If under § 811.1116 it is determined to be desirable for the Government to acquire a royalty-free license under patents owned by a prospective contractor (hereinafter called "background patents"), efforts will be made during the negotiations to include in the contract a provision for such a license in order to avoid the payment of royalties or damages should the items thereafter be produced by or for the Government. In no event, however, shall more than a nominal amount be paid for the license under background patents. In acquiring such a license for the Government upon the payment of no more than a nominal amount therefor, competition among qualified contractors should be sought. In determining whether the Government is entitled to a license under background patents for a nominal payment the following advantages to the contractor should be taken into account, bearing in mind that the value of such advantages varies according to the facts and circumstances of each case and that they are in addition to the payments referred to in paragraph (a) of this section:

(1) A new research objective or idea;

(2) Possibility of exploring fields too speculative, in many cases, to be undertaken commercially;

(3) Access to the knowledge and experience of Government personnel in connection with the experiments or tests required by the contract, and frequently the direct aid and assistance of Government personnel furnished to the contractor;

(4) Use of or access to Government facilities for testing new developments in connection with the contract;

(5) Immunity from risk of patent infringement in performance of the contract to the extent authorized by § 811.1117 of this subchapter. Such protection may open to the contractor a valuable opportunity for the acquisition

by him of the experience of others without risk of patent infringement;

(6) Except in cases referred to in § 811.1116–11 of this subchapter retention of title to any foreground patents, subject only to a royalty-free license to the Government.

(c) *Title to foreground patents.* In the limited class of cases where title to foreground patents must be acquired by the Government (§ 811.1116–11) the price to be paid should ordinarily be that described in paragraph (a) of this section. Where a contract cannot be placed upon such a basis, before any work is started under the proposed contract the proposal must be approved by the Chief, Purchases Branch. The differential in price, if any, should be held to a minimum, and in the negotiations the benefits recited in subparagraphs (1), (2), (3), (4) and (5) of paragraph (b) of this section should be pointed out to keep the cost of acquiring title to a minimum. In cases where it is not required but where it is merely considered desirable to acquire title to the foreground patents under the provisions of a research and development contract, no more than nominal amount shall be included in the contract price for the acquisition of title.

(d) *Acquisition of rights to known inventions under § 811.1115 of this section.* Nothing contained herein shall preclude the acquisition of licenses, releases or assignments pursuant to the provisions of § 811.1115 of this section, or limit the prices to be paid therefor.

3. The last paragraph of § 802.221–4 is amended to read as follows:

§ 802.221–4 *War Department Standard Procurement Form No. 106 and related forms.* • • •

One copy of the "Instructions for Completing War Department Standard Procurement Form No. 106" should be sent to each contractor along with the necessary number of counterparts of Standard Procurement Form No. 106.

SUBPART D—PROCUREMENT BY FORMAL ADVERTISING

1. Section 802.230–7 is amended to read as follows:

§ 802.230–7 *Reports of procurement by formal advertising.* The chiefs of the technical services shall report to the Chief, Purchases Branch, all classes of supplies directed by them to be procured by formal advertising.

2. Section 802.233 is amended to read as follows:

§ 802.233 *Numbering of invitations.* Every invitation for bids will be assigned and will contain in the upper right corner a number consisting of the station number of the office issuing it if one has been assigned, followed by a dash, the last two numerals of the fiscal year in which the invitation is issued, a dash, and the serial number of the invitation. Only one series will be used under any one station number for any technical service for each fiscal year, and the first invitation issued in each fiscal year will bear 1 as its serial number. A serial number once assigned to an invitation which has been distributed will not be used in the same fiscal year for any other invitation. Other numbers or letters may be prefixed to this number if such action is desired by the chief of a technical service or commanding general of a service command.

3. In § 802.234 the introductory text of paragraph (b) is amended to read as follows:

§ 802.234 *Date specified for opening of bids.* • • •

(b) When such emergency will not permit 10 days to intervene, the copy of the invitation furnished Purchases Branch, Headquarters, Army Service Forces, will bear on its face the following certificate and appropriate reasons signed by the contracting officer:

4. Paragraph (a) of § 802.235–2 is amended to read as follows:

§ 802.235–2 *Distribution to bidders.* (a) Copies of the invitation will be distributed to producers and regular dealers in the supplies required or to those in a position to render the services necessary. The extent of distribution will be determined by the contracting officer, but must be wide enough to assure real competition on all items. Each contracting officer will maintain a bidders' list, subdivided according to types of supplies or services, containing the names and addresses of those persons, firms and corporations to whom invitations should be distributed. Contracting officers will, upon request, add to such lists the names and addresses of potential bidders desirous of receiving copies of invitations for bids. Periodically, those who habitually fail to submit bids after such distribution will be removed from the bidders' list. Invitations for bids under formal advertising will not be sent to debarred bidders or persons, firms or corporations not potential bidders. Persons, firms or corporations who are not potential bidders will be informed, when requesting to be placed on the distribution list that the sending of copies to non-bidders is not authorized. They may be informed that a copy of the invitations for bids under formal advertising is publicly displayed in the purchasing office and in the Purchase Information Section, Procurement Division, Headquarters, Army Service Forces, The Pentagon, Washington, D. C., for their inspection and for their extracting such information desired.

5. In § 802.236–3 paragraphs (a) and (c) are amended to read as follows:

§ 802.236–3 *Request for authority to advertise.* (a) Requests for authority to advertise in newspapers will be made upon War Department Form No. 1 (Request for authority to advertise) in triplicate and forwarded to the chief of the technical service concerned or the Chief, Purchases Branch, Headquarters, Army Service Forces, except that in case of great emergency, the nature of which will be stated, authority to advertise may be requested by telegraph. In making application for authority to advertise, officers will specify the newspapers in which it is deemed advantageous to advertise. Due economy both as to the number of newspapers and as to the number of insertions will be observed by all officers whether advertising under special or general authority, no greater number being used in any case than may be necessary to give proper and sufficient public notice.

• • • • •

(c) The chiefs of the technical services and the Chief, Purchases Branch are hereby delegated the authority to authorize the advertising of invitations for bids in newspapers. This authority may be exercised by the chiefs of the technical services or by one or more employees or officers designated by them within their headquarters office, or in the case of the Army Air Forces by the Commanding General, Army Air Forces or any employee or officer designated by him within his headquarters office or the headquarters office of a major component command.

6. Paragraph (a) of § 802.236–9 is amended to read as follows:

§ 802.236–9 *Payment of accounts.* (a) Accounts presented to officers for advertisements which they did not order but which are shown to have been ordered to be published in the newspaper presenting the accounts for payment will be prepared upon the official forms and transmitted through channels, to the Chief, Purchases Branch, Headquarters, Army Service Forces. The following form of certificate will be used in such cases:

I certify that the annexed advertisement was cut from the newspaper named in the above account, and that it was inserted in that newspaper for the period stated.

7. Paragraph (a) of § 802.237 is amended to read as follows:

§ 802.237 *Information to be furnished prospective bidders.* (a) Information in regard to supplies or services for which bids have been invited will be furnished on application to all potential bidders desiring it, except that information concerning classified projects will be furnished only as authorized in AR 380–5.

8. In § 802.242–2 paragraph (j) (2) is amended to read as follows:

§ 802.242–2 *How prepared.* • • •

(j) • • •

(2) If an entire bid or the bid on any item is rejected and one at a higher price is accepted, the award will be indicated as in subparagraph (1) of this paragraph, such rejected bid or part thereof will be similarly indicated in a different color, and the reason for the rejection, in sufficient detail to permit of intelligent action by higher authority, will be written on the abstract or furnished in the form of a certificate attached thereto. Since the copy of the abstract furnished to the Purchases Branch, Headquarters, Army Service Forces, is exhibited to the public, care will be exercised in making such explanations on that copy. Information such as debarment, irresponsibility, or apparent collusion of bidders, which might embarrass the War Department if publicized, will always be entered on a separate paper which may be detached in that office.

9. Section 802.242–4 is revoked as follows:

§ 802.242–4 *Bids to be forwarded.* [Revoked]

10. In § 802.245 the second sentence of paragraph (a) and the last sentence of paragraph (d) are amended to read as follows:

§ 802.245 *Mistakes in bids*—(a) *When the prices as entered on the bid are the lowest received but as clearly intended are not the lowest received.* • • • In such cases the matter will be forwarded to the chief of the technical service concerned, except that when there is either an emergency requiring that the contract be awarded immediately, or circumstances (such as the limited time allowed for acceptance of the erroneous bid or of the next low bid) which does not permit of sufficient delay to submit the case to the chief of the service, if there is no room for doubt as to the price intended in the bid in which the mistake occurred, such bid will be entered on the abstract of bids at the prices clearly intended and the award will be made to the bidder who is then the lowest. • • •

(d) • • • When such action appears desirable, the chief of the technical service will forward such papers with his recommendation to the Purchases Branch, Headquarters, Army Service Forces, for appropriate action.

11. Section 802.248–1 is amended to read as follows:

§ 802.248–1 *Contracting officer.* (a) The original of all rejected bids and a copy of the abstract of bids will be retained by the contracting officer.

(b) The original of the accepted bid will be attached to the signed number of the contract or purchase order intended for the General Accounting Office.

12. In § 802.248–3 paragraphs (a) and (c) are amended and paragraph (e) is revoked, as follows:

§ 802.248–3 *General Accounting Office.* (a) Where the lowest bid as to price is accepted, i. e., where the lowest bidder is determined from the price alone, no offsetting or equalizing elements being for consideration, and when a certificate (on reverse of Standard Form No. 1034, or Standard Form No. 1036, as the case may be) to that effect is furnished by a responsible administrative officer having personal knowledge of the facts, neither the rejected bids nor an abstract of the bids need be forwarded to the General Accounting Office with the contract. When the abstract of bids is not furnished to that office, the items accepted on any particular bid will be indicated on the original number of the bid which is to be furnished to that office.

• • • • •

(c) All rejected bids will be retained by the contracting officer and kept available for inspection by fully authorized representatives of the General Accounting Office, and will be forwarded to the latter office upon request therefor when required in individual cases.

13. Section 802.248–4 is revoked as follows:

§ 802.248–4 *Disbursing officer.* [Revoked]

14. Section 802.248–5 is amended to read as follows:

§ 802.248–5 *Procurement Division.* (a) Within three days after bids have been opened and final action taken thereon, or after it is decided to cancel the invitation before opening of bids, a copy of the abstract of bids will be mailed to the Purchases Branch, Headquarters, Army Service Forces.

15. In § 802.250 (b) subparagraph (3) is amended to read as follows:

§ 802.250 *Correspondence and contact with bidders.* • • •

(b) *Furnishing of information as to awards made.* • • •

(3) In cases where requests require a large amount of work, the inquirer should be informed that a copy of the abstract of bids is on file in the office of the contracting officer and in the office of the Purchases Branch, where it may be seen by a representative of his office, if he wishes to call.

SUBPART E—PROCUREMENT BY NEGOTIATION

1. The headnote of § 802.263–2 is amended to read: *"Incentive article."*

2. In § 802.276–1 (d) subparagraphs (1) and (3) are amended to read as follows:

§ 802.276–1 *Functions.* • • •

(d) • • •

(1) Although the preparation of price indexes is discontinued, it is important to maintain a uniform system of price records covering War Department purchases. Each technical service will prepare reports of contract prices of each of a list of selected items procured by the service. These reports need not be submitted to the Purchases Branch, Headquarters, Army Service Forces.

• • • • •

(3) The report will be prepared on the Price Data Report form heretofore used in connection with the preparation of price indexes, or on such other modified price reporting forms as have been approved by the Chief, Purchases Branch, Hqs., ASF. In order to obtain uniformity in the price records kept throughout the department, the technical services will use the same Price Data Report form (Reports Control Symbol PDL–9) for all procurement items for which the individual services consider price history records desirable in the interest of sound procurement.

3. In § 802.279–3 (b) the reference to § 802.264–2 is amended to read "§ 802.279–2".

4. Sections 802.280 and 802.281 are amended to read as follows:

§ 802.280 *Reports of excessive prices.* Where in the opinion of the contracting officer or price analysis personnel prices reflect an unwarranted increase over those at which the same or similar supplies have been procured in the past, or where for other reasons it is believed that an investigation as to whether prices comply with OPA regulations is desirable, a report containing all pertinent information shall be submitted, through channels, to the Chief, Purchases Branch, Headquarters, Army Service Forces.

§ 802.281 *Coordination.* Each technical service may determine the form of organization necessary to perform the foregoing functions within its service and to obtain their essential coordination and their integration with procurement. Thus, in its discretion, a technical service may combine these functions in a single agency or assign them to several separate agencies. Because these various price functions are so closely related, however, it is recommended that even where they are performed by several agencies in any service, all of them should be coordinated and integrated under a single head. Such an agency should supervise within the service all functions relating to contract clearance, negotiation aids, price analysis and supervision, liaison with the Office of Price Administration, renegotiation and price adjustment and price research. This policy has been followed in Headquarters, Army Service Forces, by the creation within the Purchases Branch of an Assistant Chief for Price responsible for supervising all of these functions. Creation of a similar agency in each service will facilitate coordination and cooperation between Headquarters and the services.

SUBPART F—CONTRACTING POLICY REGARDING CONSTRUCTION AND MAINTENANCE WORK

In § 802.285–2 the reference to § 802.270 is amended to read "§ 802.285".

SUBPART G—PURCHASE ACTION REPORTS

1. Section 802.290 is amended to read as follows:

§ 802.290 *General.* (a) This subpart establishes procedures for reporting to the Department of Labor and to the Congress the placement of War Department contracts.

(b) The Purchases Branch, Headquarters, Army Service Forces, retains authority over reporting procedures established by this subpart, despite decentralization of some of the operating functions.

(c) Reports to the Department of Labor are required by the Walsh-Healey Act (Act of June 30, 1936; 49 Stat. 2036; 41 U.S.C. 35–45). Reports to the Congress are required by sec. 2, Act Aug. 25, 1941 (55 Stat. 686) as amended by sec. 401, Act Apr. 28, 1942 (56 Stat. 244; 5 U.S.C. 219a).

2. In § 802.291 (d) subparagraph (4) is amended to read as follows:

§ 802.291 *Definitions.* • • •

(d) *Purchase action.* • • •

(4) Open-end contracts for services which are subject to open allotment as enumerated in Circular 178 WD 1945 and open-end contracts for the rental or lease of communications services or facilities;

3. Section 802.292–4 is amended to read as follows:

§ 802.292–4 *Station procedure for Monthly Summary Report of purchase actions.* Stations which have submitted Purchase Action Reports to chiefs of

technical services and directors of functional staff divisions will summarize these reports monthly. Stations which have submitted Purchase Action Reports to commanding generals of service commands will not summarize them. Monthly Summary Reports to the chiefs of technical services and directors of functional staff divisions (Reports Control Symbol PDS–18, see § 802.296–2) will be submitted within five days after the close of each calendar month. Only one copy will be submitted, unless more are required by appropriate authority. Each Monthly Summary Report will reflect all Purchase Action Reports submitted during the preceding calendar month to the chief of the technical service or the director of the functional staff division, classified by month of award.

4. In § 802.293–1 paragraph (c) is amended to read as follows:

§ 802.293–1 *Responsibilities of reporting headquarters.* • • •

(c) Responsibility for promptly obtaining and submitting to the Purchases Branch, Headquarters, Army Service Forces, upon request, detailed information on specific transactions.

5. Paragraph (b) of § 802.293–2 is amended to read as follows:

§ 802.293–2 *Headquarters procedure for purchase action reports.* • • •

(b) Purchase Action Reports bearing on mandatory orders and requisitions pursuant to Part 814 of this subchapter will not be forwarded to the above address. Instead, chiefs of technical services, directors of functional staff divisions; and commanding generals of service commands will file all four copies with the Chief, Purchases Branch, Headquarters, Army Service Forces.

6. Sections 802.293–3 and 802.293–4 are amended to read as follows:

§ 802.293–3 *Headquarters procedure for Monthly Summary Reports.* Chiefs of technical services and directors of functional staff divisions will submit one copy of the Monthly Summary Report (Reports Control Symbol PDS–18, see § 802.296–2) within ten calendar days after the close of each calendar month to the Commanding General, Army Service Forces, Attention, Chief, Purchases Branch. Commanding generals of service commands will not submit such reports. Each Monthly Summary Report submitted by the chief of a technical service or the director of a functional staff division will be reconciled with the Monthly Summary Report submitted by stations reporting to him for that month. (See § 802.292–4.) The purpose of the Monthly Summary Report is to enable the Purchases Branch, Headquarters, Army Service Forces, to control purchase action reporting, and to maintain a record of the total value of reported purchase actions as of the month in which they took place, regardless of the month in which they were reported. It is therefore essential to classify purchase actions by month of award.

§ 802.293–4 *Headquarters procedure for Quarterly Report on Procurement.* Within twenty days from the close of each quarter of each fiscal year, chiefs of technical services, directors of functional staff divisions, and commanding generals of service commands will submit to the Commanding General, Army Service Forces, Attention, Chief, Purchases Branch, one copy of the Quarterly Report on Procurement (Reports Control Symbol PDS–19) (see § 802.296–3). Purchases Branch will assemble the Quarterly reports submitted into one report and submit it to Congress pursuant to sec. 2, Act Aug. 25, 1941 (55 Stat. 686) as amended by sec. 401, Act Apr. 28, 1942 (56 Stat. 244; 5 U.S.C. 219a).

7. In § 802.293–5 the last sentence of the introductory text preceding paragraph (a) is amended to read as follows:

§ 802.293–5 *Special exemptions from purchase action reporting requirements.* • • • Such exemptions may be granted by the Chief, Purchases Branch, Headquarters, Army Service Forces, upon request, if the following facts are presented in writing:

8. Paragraph (b) of § 802.294–1 is amended to read as follows:

§ 802.294–1 *Preliminary contractual agreements.* • • •

(b) If the undertaking of the Government under the preliminary contractual agreement is conditioned upon funds becoming available (see, for example, the Letter of Intent which was the subject of the decision of the Comptroller General, issued under date of December 22, 1941; 21 Comp. Gen. 605), a Purchase Action Report will be filed when either the expenditures of the Government under such agreement total in excess of $10,000 or a final definitive contract (involving an actual or estimated cost in excess of $10,000) is executed, whichever shall first occur.

9. Paragraph (b) of § 802.294–3 is amended to read as follows:

§ 802.294–3 *Indefinite quantity contracts.* • • •

(b) Those which are for the use of more than one technical service or service command. (Examples listed in § 806.605d of this subchapter). A contract falling within this class is not regarded as a purchase action and will not be reported. However, a Purchase Action Report will be submitted for each purchase or delivery order executed under such an indefinite quantity contract and involving a total cost (actual or estimated) in excess of $10,000 (see § 802.291 (a) (5)). Each such purchase or delivery order will be regarded as a separate purchase action and therefore will be reported on a non-cumulative basis without regard to any other such purchase or delivery order issued under the basic contract. For reference purposes, reports of such purchase or delivery orders should always indicate (in space 34) the full contract number of the basic contract.

10. In § 802.295 (a) subparagraphs (3) and (4) are amended to read as follows:

§ 802.295 *Other instructions on reports*—(a) *Supply of forms.* • • •

(3) Forms for the quarterly report on Procurement will be distributed by the Chief, Purchases Branch, Headquarters, Army Service Forces. These forms include blank strips for individual contract reports; header strips for land acquisition; and regular header strips. (See § 802.296–3a.) Additional forms are available on request.

(4) Special purchase action report forms. The Chief, Purchases Branch, Headquarters, Army Service Forces, has authorized the Quartermaster Corps and the Ordnance Department to use special forms of Purchase Action Reports, deviating slightly from the standard WD AGO Form No. 375, set forth in § 802.296–1. Stations under the jurisdiction of The Quartermaster General and those under the Chief of Ordnance will obtain supplies of these special forms as directed by the chief of their respective services. The special forms used in place of WD AGO Form 375 will bear the same Reports Control Symbol, PDS–21.

11. Paragraph (m) is added to § 802.296–1a, as follows:

§ 802.296–1a *Instructions for preparation of Purchase Action Report (WD AGO Form No. 375; Reports Control Symbol PDS–21).* • • •

(m) *Completion date.* This will normally be the date specified in the contract for the completion of deliveries. In some cases it may be the same as the starting date or the date of award. If the date is dependent upon the receipt of material, an estimated date may be used but should be so indicated.

[Procurement Reg. 3]

PART 803—CONTRACTS

SUBPART A—GENERAL

1. Sections 803.303–2 and 803.303–3 are amended to read as follows:

§ 803.303–2 *Formal contracts; when required.* A formal contract is one which is contained in one instrument executed by both parties. Examples are W. D. Contract Forms Nos. 1 (§ 813.1301 of this subchapter), 5 (§ 813.1317d of this subchapter) and 47 (§ 813.1317c of this subchapter). Formal contracts may be used for any purchase transaction, regardless of amount and will be used for all purchase transactions, the contract price of which exceeds $100,000.

§ 803.303–3 *Informal contracts; when permitted.* For any purchase transaction, the contract price of which does not exceed $100,000, an informal contract consisting of two separate instruments, one signed by the contractor and the other signed by the contracting officer on behalf of the United States, may be used.

2. Paragraph (a) of § 803.303–4 is amended to read as follows:

§ 803.303–4 *Purchase orders; when used.* (a) When a purchase order is preceded by a written quotation or is followed by a written evidence of acceptance executed by the contractor, it is to be regarded as an informal contract consisting of two instruments; and accordingly, may be used, in accordance with § 803.303–3, for any purchase transaction the contract price of which does not exceed $100,000. If the contractor's assent is not evidenced either by a written quotation or by acceptance of the purchase order in writing, the purchase order may nevertheless be used for any purchase transaction the contract price of which does not exceed $100,000 provided that the purchase order is preceded by an oral quotation or is based upon a price list.

SUBPART B—AUTHORITY TO MAKE AWARDS, CONTRACTS, AND MODIFICATIONS THEREOF; REQUIRED APPROVALS

1. In the list in § 803.304–1 (c) the last paragraph under the heading "Service Commands" is amended to read as follows:

§ 803.304–1 *Standard forms of contract.* • • •

(c) • • •

Service Commands:

• • • • •

Laundry and Dry Cleaning Contract; Hospital Laundry Contract (see ASF Circular No. 123, 1944, as amended by Section II, ASF Circular No. 159, and Section IX, ASF Circular No. 441, 1945)

2. Sections 803.305–2 and 803.305–3 are amended to read as follows:

§ 803.305–2 *Awards requiring the approval of Chief, Purchases Branch.* (a) The following awards must be submitted for approval to the Chief, Purchases Branch, Headquarters, Army Service Forces:

(1) Awards of contracts (other than Architect-Engineer, Management or similar contracts) involving a price of $100,000 or more, and awards of supplemental agreements and change orders which have the effect of increasing the price of contracts (other than Architect-Engineer, Management or similar contracts) by $100,000 or more.

(2) Awards of Architect-Engineer, Management or similar contracts when the construction contracts to which they relate involve a price of $100,000 or more, and awards of supplemental agreements and change orders affecting Architect-Engineer, Management or similar contracts when the changes being concurrently made in the construction contracts to which they relate have the effect of increasing the price of the construction contracts by $100,000 or more.

(b) Neither preliminary contractual agreements, such as letters of intent, letter orders and letter purchase orders, nor letters of commitment are required to be submitted to the Chief, Purchases Branch, for approval pursuant to the provisions of paragraph (a) of this section, regardless of the amount of funds obligated thereunder or the estimated cost of the proposed procurement. However, approval of the award of a final definitive contract, involving conversion of a preliminary contractual agreement or the use of materials or components acquired pursuant to a letter of commitment, will be obtained if required by paragraph (a) of this section.

§ 803.305–3 *Submission of contract, supplemental agreement or change order in lieu of award.* In lieu of submitting an award for approval under § 803.305–2, the contract, supplemental agreement or change order may itself be submitted for approval and manual execution by the Chief, Purchases Branch, Headquarters, Army Service Forces.

SUBPART C—FORMALITIES IN CONNECTION WITH EXECUTION OF CONTRACTS AND MODIFICATIONS THEREOF

1. Section 803.310–2 is amended to read as follows:

§ 803.310–2 *Statements as to availability of funds.* See Part 813 of this subchapter for the statements which will be made on contracts and on purchase orders placed under existing contracts as to the funds chargeable and the sufficiency thereof.

2. In § 803.312–1 the references to § 802.204 in the introductory text and in paragraph (b) are amended to read "§ 802.205".

SUBPART D—DISTRIBUTION OF CONTRACTS AND ORDERS THEREUNDER

Sections 803.317b–1 and 803.317b–2 are revoked and § 803.317b is amended to read as follows:

§ 803.317b *Army Audit Branch of the General Accounting Office.* (a) The General Accounting Office has merged the four Army Audit Branches of that Office, formerly located at New York, Atlanta, Chicago and Los Angeles, into a central Army Audit Branch located in St. Louis, Missouri (See Sec. I, Cir. 58, W. D., Feb. 28, 1946).

(b) Accordingly, all numbered contracts; and supplemental agreements, modifications, change orders, leases, assignments, etc., affecting contracts whether entered into heretofore or hereafter which would have been sent to any one of the four former audit branches, will be sent to the Army Audit Branch, General Accounting Office, Building 203, 4300 Goodfellow Boulevard, St. Louis 20, Missouri.

SUBPART E—CONTRACT PROCEDURE WITHIN THE SERVICE COMMANDS

In § 803.318b–3 paragraphs (a) (10) and (b) are amended to read as follows:

§ 803.318b–3 *Guides to determine when a contract is a service command contract.* (a) • • •

(10) Contracts for furnishing local transportation to Government and other personnel to or from or in the vicinity of Class I, II and IV installations or private war material plants in which the Army Service Forces have a predominant interest, executed in accordance with AR 55–90 and TM 55–705, will be numbered as Transportation Corps contracts. In the case of such contracts to or from or in the vicinity of Class III installations or private war material plants at which the Army Air Forces have a predominant interest, such contracts will be numbered as Army Air Forces contracts.

(b) In case of doubt as to whether a particular contract should be numbered and distributed as a service command contract an inquiry should be addressed to the Commanding General, Army Service Forces, Attention: Procurement Judge Advocate, Office of the Director of Procurement. If time does not permit making such inquiry, the contract should be numbered as in the past, and an inquiry should be addressed to the Commanding General, Army Service Forces, Attention: Procurement Judge Advocate, Office of the Director of Procurement, for advice as to how that type of contract should be numbered in the future.

SUBPART H—MANDATORY AND OPTIONAL CONTRACT PROVISIONS

1. In § 803.374–5 paragraph (e) of the article is amended to read as follows:

§ 803.374–5 *Text of Form III.* • • •

(e) *Supplemental agreement.* Any agreement reached under this Article will be incorporated in a supplemental agreement to this contract which shall be subject to the written approval of the Chief, Purchases Branch, Headquarters, Army Service Forces [in AAF contracts, substitute: "the Under Secretary of War or his duly authorized representative"] and which shall state (1) the revised prices to be effective with respect to deliveries during a specified period to be set forth in such agreement and (2) the method of adjusting the payments therefor.

2. In §§ 803.375–2 (b) and 803.375–3 (b) references to § 802.239a should read "§ 802.217–6".

3. In § 803.376–2 paragraphs (d) and (f) are amended to read as follows:

§ 803.376–2 *Conditions for use.* • • •

(d) The contract price shall be as close as the circumstances of the particular procurement will permit. The maximum price will bear a reasonable relationship to the initial contract price in the light of the predictability of costs. In negotiating the contract price and the maximum price the requirements of §802.217–6 of this subchapter will be observed.

• • • • • •

(b) Any use of the Article shall be subject to prior written approval of the Chief, Purchases Branch, Headquarters, Army Service Forces. The request for such approval shall show in detail full compliance with the foregoing conditions and shall include, to the extent practicable, the information called for by § 803.305–4.

4. In paragraph (b) of § 803.376–3 the reference to § 802.239a is amended to read "§ 802.217–6."

[Procurement Reg. 6]

PART 806—INTERBRANCH AND INTERDEPARTMENTAL PURCHASES

SUBPART B—INTERBRANCH PROCUREMENT

1. Sections 806.605c to 806.605c–8 are revoked.

2. The table in § 806.605d is amended to read as follows:

§ 806.605d *Indefinite quantity contracts executed by the Office of The Quartermaster General.* • • •

INDEFINITE QUANTITY CONTRACTS EXECUTED BY OFFICE OF QUARTERMASTER GENERAL

Supply Bulletin No.	Date	Commodity	Contract period	Contract symbol No.	Contractor	Area serviced	Applicability
10-87 Change No. 1 Change No. 2	June 1945 25 Aug. 1945 14 Feb. 1946	Books.	Fiscal year 1946.	See Supply Bulletin No. 10-87		Continental United States and its possessions.	General utilization by the War Department except the Medical Corps.
10-246	3 Aug. 1945	Compressed yeast.	Fiscal year 1946.	W 11-009-qm-48937	Federal Yeast Corp., Colgate Creek-Highlandtown, P. O., Baltimore, Md.	3d Service Command.	All branches of the War Department.
				W 11-009-qm-48935	National Grain Yeast Corp., Belleville, N. J.	1st Service Command.	
				W 11-009-qm-48939	Standard Brands, Incorporated, 595 Madison Ave., N. Y., N. Y.	4th, 8th, and 9th Service Commands.	
				W 11-009-qm-48936	Anheuser-Busch, Inc., 721 Pestalozzi St., St. Louis, Mo.	2nd and 7th Service Commands and Military District of Washington.	
				W 11-009-qm-48938	Red Star Yeast & Products Co., 221 E. Buffalo St., Milwaukee, Wis.	5th and 6th Service Commands.	
10-96 Change No. 1	May 1945 20 Aug. 1945	Paper rolls for cash registers.	Fiscal year 1946.	W 28-021-qm-35736	The National Cash Register Co., Main and K Sts., Dayton, Ohio.	See Supply Bulletin No. 10-96.	All posts, camps, and stations.
10-270	23 Jan. 1946.	Malt.	1 Jan. 1946 to 30 June 1946.	W 11-009-qm-26486	Hazelton Syrup Co., Hazelton, Pa.	1st, 2d, and 3d Service Commands; Military District of Washington.	All branches of the War Department.
				W 11-009-qm-26853	Anheuser-Busch Inc., 721 Pestalozzi St., St. Louis, Mo.	4th Service Command.	
				W 11-009-qm-26855	Birk Bros. Brewing Co., Webster and Wayne Sts., Chicago, Ill.	6th Service Command.	
				W 11-009-qm-26857	Standard Brands, Inc., War Prod. & Supply Dept., 595 Madison Ave., New York, N. Y.	5th, 7th, 8th, and 9th Service Commands.	
10-193 Change No. 1	20 Aug. 1945 15 Jan. 1946	Ink, duplicating machine, black, 1 lb. cans.	1 Sept. 1945 to 30 June 1946.	W 28-021-qm-43063	Howard Flint Ink Co., Clark Ave. and M. C. R. R., Detroit 9, Mich.	See Supply Bulletin No. 10-193 and Change No. 1.	All branches of the War Department.

SUBPART C—INTERDEPARTMENTAL PURCHASES

1. Section 806.606–4 is amended to read as follows:

§ 806.606–4 *General Schedule of Supplies.* Chiefs of technical services and commanding generals of service commands are responsible for advising contracting officers operating under their respective jurisdictions as to the terms and conditions of all mandatory General Schedule of Supplies contracts. Chief of technical services and commanding generals of service commands may obtain copies of the individual schedules, by classes, for distribution to their contracting officers, from the Editorial Section, Procurement Division, Treasury Department, Washington 25, D. C.

2. In the table in § 806.606–7 the first column headnote and the eighth, ninth, twenty-second, twenty-fifth and last items are amended to read as follows:

§ 806.606–7 *Mandatory schedules.*

* * *

Description of item, schedule of supplies (class), and period
Automotive storage batteries (except Bowers Battery Co.); 17, Supp. No. 2, Revised: March 16, 1946 to September 15, 1946.
Telephones and parts; 17, Supp. No. 6, Revised: March 1 to August 31, 1944 (extended to August 31, 1946.)
* * * * *
Portable drinking fountains; 63: March 1, 1946 to February 28, 1947.
* * * * *
Airplane tires and tubes; 83, Revised: April 24 to June 30, 1942 (extended to September 30, 1946).
* * * * *
Recording and transcription service; 103 Supp. No. 2, Revised: March 1, 1946 to February 28, 1947.

3. Section 806.608–3 is amended to read as follows:

§ 806.608–3 *Schedule of supplies and services.* Schedule of Products Made in Federal Penal and Correctional Institutions, 1942 edition, with supplements, is prepared under the direction of Federal Prison Industries, Inc. Chiefs of technical services and commanding generals of service commands are responsible for advising contracting officers under their respective jurisdictions as to the terms and conditions of this Schedule of Supplies and Services. Chiefs of technical services and commanding generals of service commands may obtain copies of this Schedule of Supplies and Services for distribution to contracting officers under their respective jurisdictions by requesting them from Federal Prison Industries, Inc., % Department of Justice, Washington 25, D. C.

4. Section 806.610–7 is amended to read as follows:

§ 806.610–7 The decision of the Comptroller General of the United States dated December 22, 1938 (18 Comp. Gen. 565) is construed as subjecting to the Regulations of the Joint Committee on Printing (a) stenographer's books or other articles in book form which require printing, binding or ruling operations for their manufacture, and (b) any item which requires any printing and binding operation after the receipt of the order by the vendor to fit it for the particular needs of the Government service.

5. In § 806.610–9 the second sentence is amended to read as follows:

§ 806.610–9 * * * The use of the printing services is not mandatory.

[Procurement Reg. 9]

PART 809—LABOR

SUBPART D—DAVIS-BACON ACT

Section 809.914–1 is added as follows:

§ 809.914–1 *List of disqualified persons and firms.* The list of persons and firms found by the Comptroller General to have violated the requirements of the Davis-Bacon Act is published from time to time in ASF Circulars.

SUBPART E—WALSH-HEALEY PUBLIC CONTRACTS LAW

1. In § 809.916 the reference to § 802.297–1a (19) is amended to read "§ 802.296–1a (19)."

2. Section 809.917 is amended to read as follows:

§ 809.917 *Publications to be furnished contracting officers.* The Secretary of Labor has published a document entitled "Walsh-Healey Public Contracts Act, Rulings and Interpretations No. 3, October 1, 1945." This publication contains a compilation of the text of the act, the regulations of the Secretary of Labor relating thereto, and pertinent rulings and interpretations. The chiefs of the technical services are responsible for furnishing these publications and a supply of the forms referred to therein to each of their contracting officers (it is no longer necessary to obtain Form PC–1 from the Department of Labor; see § 802.296–1a (s) of this subchapter). Information of interest not found in these publications is set forth in §§ 809.920, 809.921 and 809.922.

3. Paragraph (d) is added to § 809.920 as follows:

§ 809.920 *Interpretations not found in publications furnished contracting officers.* * * *

(d) It has been held that dry powdered whole milk and dry ice cream mix are perishable, except when packed with inert gas in hermetically sealed cans, and that these two products when packed with inert gas in hermetically sealed cans are not perishable.

4. Paragraph (c) (4) of § 809.921 is revoked.

5. Section 809.922 is amended to read as follows:

§ 809.922 *Other information not found in publications furnished contracting officers.* (a) The partial exception permitting the employment of female persons between the ages of 16 and 18, under certain conditions, was revoked by the Secretary of Labor effective September 5, 1945, except that such female persons may be employed in the performance of contracts awarded prior to September 5, 1945, subject to the conditions prescribed in the original exception.

6. Section 809.924 is added as follows:

§ 809.924 *Lists of disqualified persons and firms.* (a) The list of persons or firms found by Secretary of Labor to have breached or violated contractual representations and stipulations required by Walsh-Healey Act, published by the Comptroller General; and

(b) The list of persons and firms which have been held ineligible to be awarded contracts subject to Public Contracts Act (Walsh-Healey Act) under provisions of section 5 of that act, published by Department of Labor, are published from time to time in ASF Circulars.

[Procurement Reg. 11]

PART 811—MISCELLANEOUS PURCHASE INSTRUCTIONS

SUBPART B—PATENTS

In §§ 811.1116, 811.1116–7, 811.1116–10, 811.1116–12 and 811.1116–13 references to § 802.239a should read "§ 802.217–6".

SUBPART G—MISCELLANEOUS MATTERS

Section 811.1188–3 is amended to read as follows:

§ 811.1188–3 *Delegation of authority.* (a) The responsibility for authorizing advertising has been assigned by the Secretary of War to the Under Secretary of War (§ 801.107–3 of this subchapter). By the following memorandum, dated January 15, 1946, the Under Secretary of War has delegated his power and authority with respect to the authorization of advertising to the Commanding Generals, Army Service Forces and Army Air Forces:

MEMORANDUM FOR THE COMMANDING GENERAL, ARMY SERVICE FORCES; COMMANDING GENERAL, ARMY AIR FORCES

1. There is hereby delegated all of the power and authority vested in the Under Secretary of War with respect to authorization of advertising (under or pursuant to R. S. 3828 (set forth in § 811.1188.1), AR 5–5, par. 2d. (§ 801.107–3), First War Powers Act, 1941, Executive Order No. 9001, Public Law No. 703, 76th Congress, or otherwise) to the Commanding General, Army Service Forces and to the Commanding General, Army Air Forces insofar as matters respectively committed to their jurisdictions are concerned.

2. The Commanding Generals, Army Service Forces and Army Air Forces, shall each have power and authority from time to time to redelegate, in writing, by general regulations or otherwise, any and all of the power and authority hereby delegated to them to any officers or employees of the War Department, with such powers of successive redelegation and upon such conditions as they may deem appropriate.

[s] KENNETH C. ROYALL,
Under Secretary of War.

(See also § 801.107–5 of this subchapter.)

(b) The authority so delegated is hereby further delegated to the Chief, Purchases Branch, Headquarters, Army Service Forces, the Assistant Director and Deputy Assistant Director of Plans and Policies for Contract Termination and Surplus Disposal, Headquarters, Army Service Forces, with respect to their respective responsibilities and functions.

Subchapter B—Disposition of Property

[Procurement Reg. 7]

PART 821—GENERAL DISPOSITION OF PERSONAL PROPERTY

In § 821.102 the paragraph defining "Readjustment Division" is amended to read as follows:

§ 821.102 *Definitions.* * * *

"Readjustment Division" means the Deputy Director (P&P) for Terminations and Surplus Disposals, Headquarters, Army Service Forces.

PART 823—DISPOSITION OF PERSONAL PROPERTY FOR PURPOSES DIRECTLY RELATED TO THE PROSECUTION OF THE WAR

1. Section 823.302a is added as follows:

§ 823.302a *Donations to American National Red Cross.* Any property which was processed, produced, or donated by the American National Red Cross for a Government agency, now in the possession of the War Department or the Army, may be donated to the American National Red Cross upon its request, solely for charitable purposes. No such property shall be disposed of either under the Surplus Property Act of 1944 or under any other law except after a notice to and consultation with the American National Red Cross. The American National Red Cross shall pay all costs of packing and shipping property donated to it.

2. Section 823.307–2 is amended to read as follows:

§ 823.307–2 *Transfer without reimbursement under certain statutes.* (a) When transfers are made to the Navy Department (10 U.S.C. 1274), or to the Veterans' Administration upon written request stating that the property is needed for authorized care for veterans (Title I, P.L. 346, 78th Cong.), or when transfers or loans are made to the Administrator of Civil Aeronautics upon his written request stating that the property will be used in carrying out the purposes of the Civilian Pilot Training Act of 1939 as amended (49 U.S.C. 756), or when aircraft is being acquired for replacement purposes by the Civil Aeronautics Administration (Title III, P.L. 61, 79th Cong.), or when property is transferred to the United States Soldiers' Home (Title I, P.L. 269, 79th Cong.) in accordance with paragraph (c) of this section, or when transfers are authorized under other statutes not requiring reimbursement, they will be effected without reimbursement of, or transfer or allotment of funds to, the transferor by the transferee for the cost of the property or of packaging, handling and shipment thereof, unless the property is procured by the transferor for the transferee:

(1) By assignment of sole purchase responsibility, or

(2) Under procurement pooling arrangements, or

(3) Under any arrangement for procurement by the transferor expressly upon the prior requisition of the transferee.

(b) Under paragraph (a) of this section, any civilian type items which may be excess to the needs and responsibilities of the War Department may be transferred to the Veterans' Administration, provided the representative of the Veterans' Administration making the request certifies that the property requested is needed for the authorized care for veterans.

(c) Transfers without reimbursement to the United States Soldiers' Home may be made only of personal property which has been determined to be surplus. If property requested by the United States Soldiers' Home has been declared surplus to a disposal agency, the request will be returned with appropriate information as to the disposal agency having jurisdiction over the property.

3. Section 823.316 is amended to read as follows:

§ 823.316 *Donations to schools engaged in preinduction or aeronautical industrial training.* Under the provisions of § 8319.5 of chapter XXIII of Title 32, (Surplus Property Administration Regulation 19), owning agencies are authorized to continue donations under laws other than the Surplus Property Act of 1944 provided that donations under the act of February 28, 1936 (49 Stat. 1147, 10 U.S.C. 1258) may be made only with the approval of the Federal Security Agency. The War Department has received from the Federal Security Agency authority to continue donations under the procedure established in this paragraph for an indefinite period of time. Accordingly, under the authority conferred upon the Secretary of War by the act of May 26, 1928 (45 Stat. 753, 20 U.S.C. 94) and the act of February 28, 1936 (49 Stat. 1147, 10 U.S.C. 1258), the chiefs of the technical services are authorized to donate property of the classes

specified in paragraph (f) of this section to educational institutions under the following conditions:

(a) To be eligible for donations, an institution must:

(1) Be operated by a State or political subdivision thereof, or must be certified by a State department of education, State board for vocational education, or a similar State authority responsible for the supervision of education, to be an institution not operated for profit and having a standard curriculum in the fields for which it offers training and such State department, board, or similar State authority must certify that the request is reasonable and proper in view of the training to be given;

(2) Provide a regular course of instruction which will require the use of the property;

(3) Use the property in an aeronautical industrial training program recommended by the Assistant Chief, Air Staff-3, Headquarters Army Air Forces; or use the property in a preinduction training program as defined prior to November 1, 1945 by the Director of Military Training, Army Service Forces; and

(4) Provide adequate facilities to maintain the property.

(b) Requests for the donation of property to educational institutions will be forwarded, in the case of property to be used in preinduction training, to the commanding general of the service command in which the institution is located and, in the case of property to be used in aeronautical industrial training, to the commanding general of the Air Technical Service Command in which the institution is located. The commanding general of the service command or the Air Technical Service Command may approve the request if he determines that:

(1) All efforts to supply the property from salvage have been exhausted;

(2) The request is reasonable and proper in view of the training to be given;

(3) In the case of requests for numerous items, the quantity requested has been carefully reviewed with respect to the institution's ability to utilize the property in its training program; and

(4) The institution meets the standards set forth in paragraph (a) of this section.

(c) If the institution making the request for donation has previously received donations under the authority of this section, the institution must:

(1) List the property which the institution has previously received or which it knows to be en route as a result of a prior donation; and

(2) State whether the property previously received by donation is still in use in the training program for which it was requested; and

(3) State the specific purpose for which the property covered by this request will be used.

(d) If the commanding general of the service command or the Air Technical Service Command approves the request, he shall prepare the specific findings required by paragraph (b) of this section and shall forward them, together with his recommendation, to the chief of the technical service having control of the property to be donated (Attention: Redistribution and Salvage Officer), when such property is to be donated by the Army Service Forces, and to the Commanding General, Air Technical Service Command, Wright Field, Ohio, when such property is to be donated by the Army Air Forces. The commanding general of the service command or the Air Technical Service Command may not delegate this authority or transfer his responsibility to any other commanding general of a service command or Air Technical Service Command. The chief of the technical service or the commanding general, Air Technical Service Command, if the request is approved by him, will direct the appropriate installations to ship the property to the educational institution concerned and will include in such direction a citation of this section. Requests will be processed in the order in which they are received unless specific authority to deviate from this requirement is obtained from Readjustment Division.

(e) If the donee prior to placing the property in use determines that it does not need all or a part of the property received, the donee will communicate this fact to the commanding general of the service command in which the donee is located. Further, the donee must agree at the time it makes application for the donation, that it will, if requested, return at its own expense to the service command or technical service such property which it does not place in use.

(f) The following property may be donated under the authority of this section:

(1) Obsolete or excess machinery, mechanical equipment, and tools.

(2) Aircraft, aircraft parts, instruments, or engines which are obsolete or impaired to the extent that repair would not be economical. In determining the property which may be donated, responsible officers should bear in mind that the intent of the Congress was to make available the above categories of property as training aids in the instruction of vocational courses. The general rule should be, that property properly donable is that used for instruction in the trades as distinguished from the arts and professions. For example, instruction aids for courses in machine shop, metal working, carpentry, etc., are properly donable, whereas those for courses in medicine, surgery, art, and scientific research are not. Under no circumstances will donations be made which will result in current procurement to replace the property, nor will property be considered available for donation after it has been declared as surplus to a disposal agency, nor will property be considered available if a disposal agency has advised that any particular item is in short supply or has requested that items of a particular type be reported to it. Property located in an industrial installation as defined in § 830.102–6 of this subchapter will not be considered available while a decision by a disposal agency is pending as to the sale of the plant in its entirety and after decision may not be donated without advance approval by disposal agency. Maintenance or overhead property should not be donated, even though it may fall within the meaning of "machinery, mechanical equipment, and tools." Requests for donations of office furniture and equipment, laboratory equipment, and motor vehicles should be denied.

(g) No property will be shipped until receipt of payment by the donee of all expenses necessary for packing, handling, and delivery to the carrier. Property shipped by carrier will be on commercial bill of lading with transportation charges collect. Copies of shipping documents listing the property supported by shipping directions described in paragraph (d) of this section will constitute valid credit vouchers to the property accounts. No further accounting for the property will be required. Two lists of the property donated will be forwarded to the commanding general of the service command or the Air Technical Service Command who recommended the donation. In the event that the chief of the technical service determines that property of the type requested will not be available to fill the request within 90 days, the chief of the technical service will notify the institution making the request through the appropriate service command or Air Technical Service Command of this fact.

PART 827—DISPOSAL OF SURPLUS PERSONAL PROPERTY

1. Section 827.711–4 is amended to read as follows:

§ 827.711–4 *Classification by disposal agencies.* Under Part 8309 of Chapter XXIII of Title 32 (Surplus Property Administration Regulation No. 9), disposal agencies are authorized to certify in writing to the War Department that any given property or class of property is in its judgment scrap, regardless of its condition. That regulation provides that the disposal agency shall forward to the owning agency a memorandum listing and plainly identifying the items in question and containing the following statement:

> It is hereby certified that the within described property has been determined to be scrap and it is requested that sale be effected in accordance with the provisions of SPA Regulation No. 9 without further review of such determination.

The certification may be made at any time prior to the time that the property has been declared to the disposal agency but will not be made after declaration to the disposal agency. When property has been declared to the disposal agency, the owning agency will not accept a scrap certification and a return of the property.

2. In § 827.721–2 the item "O4–C" is added to the list in paragraph (b) as follows:

§ 827.721–2 *Aircraft and related property.* • • •

(b) • • •

O4–C	Aircraft tires and tubes.

3. Paragraph (a) of § 827.723 is amended to read follows:

§ 827.723 *Withdrawal, and adjustments of declarations.* (a) Property which has been declared to a disposal agency may be withdrawn by the declaring office for further use by the technical service of origin, with the consent of the Disposal Agency to which the property was declared. See § 827.724 for special procedures on contractor inventory. Property will be withdrawn only for further use by the technical service of origin and will not be withdrawn for disposal purposes. It is no longer necessary to withdraw declarations for the purpose of transfer without reimbursement to another technical service or to another Government agency. Under § 8302.8 of Chapter XXIII of Title 32 (Revised Regulation 2 of the Surplus Property Board), disposal agencies are authorized to transfer property declared by one technical service to another technical service or to another Government agency, without reimbursement when transfer could have been made from the declaring technical service to the transferee service or agency without reimbursement under § 823.307 or § 823.308 of this subchapter.

4. Sections 827.725 and 827.725–1 are amended; § 827.725–2 is deleted; § 827.725–3 is redesignated § 827.725–2; §§ 827.725–3 to 827.725–7, inclusive, are added; former §§ 827.725–6 and 827.725–7 are redesignated §§ 827.725–8 and 827.725–9, respectively; § 827.725–10 is added, and former § 827.725–8 is redesignated § 827.725–11, as follows:

§ 827.725 *Care and handling.* The following sections will govern the storage, handling, care and preservation, repair, packaging and packing, and shipment of surplus property by all War Department agencies.

§ 827.725–1 *Storage of declared surpluses; general.* (a) The disposal agencies will dispose of all property declared surplus that is not withdrawn under § 827.723.

(b) War Department installations will continue to store and be responsible for property which has been declared surplus to a disposal agency until disposition instructions are received from the disposal agency.

(c) Disposal agencies may dispose of declared surpluses either directly from War Department storage or after removal to storage facilities of the disposal agencies.

(d) All War Department agencies concerned with the handling of surplus property will extend the fullest cooperation to the disposal agencies. Liaison will be promptly established and maintained between field establishments handling surplus property and field agencies of the disposal agencies. To the fullest extent practicable, provision will be made for furnishing additional information to disposal agencies and for exhibiting surplus property held in War Department storage to properly accredited prospective buyers and rerestentatives of disposal agencies.

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§ 827.725–3 *Warehousing.* Segregation of surpluses—that is, the physical movement or rewarehousing of surplus property to separate it from nonsurplus property—will be done only when it will aid disposal. Concentration of small lots in one place within an installation will be permitted, but large lots will normally be left where they are when declared surplus.

§ 827.725–4 *Earmarking.* (a) Precautions must be taken to insure that stocks of surplus property are not confused with current-issue stocks and erroneously issued to troops. Surpluses will therefore be physically earmarked as surplus property, except where surpluses are physically moved into an area set aside and used only for surplus property.

(b) Stacks of surplus property will be physically earmarked in two ways: First, by placarding or tagging and, second, by a tape or other visual aid to show the extent of each stack. When stacks of surplus property are adequately marked as surplus property, individual containers or pieces in each stack need not be so marked.

(c) For placarding, the following method is recommended: Prepare signs by painting or stenciling the word, Surplus, in red letters approximately 6 inches high on white cards. Date of declaration, name of disposal agency, and declaration number may also be shown in smaller letters. Place these signs in prominent positions on the stacks, the number of signs to be used being governed by the type of property and the size and shape of the storage area.

(d) Marking will not be made directly on surplus property unless the marking is capable of being easily obliterated or removed and is of such a nature as not to detract from the sale value of the property.

§ 827.725–5 *Locator records.* Locator records will be maintained for surplus property and will be kept accurate. They will be separate from, but may be similar to the locator records kept for other types of property.

§ 827.725–6 *Display and sale.* (a) Display and sale by disposal agencies of surplus property in WD installations will be permitted. Inspection of surplus by prospective buyers will be permitted during normal working hours, except that minor changes may be made in this schedule if it interferes with the proper functioning of the installation.

(b) If the physical lay-out of the installation permits and space is available, as determined by the installation commander, a separate building or part of a building may be used exclusively for the display and sale of surpluses. If possible, this space should be near the entrance of the installation.

(c) Samples of unsegregated surpluses (see § 827.725–3) will normally be made available in display rooms.

§ 827.725–7 *Care and preservation.* Care and preservation of surplus property are the responsibility of field establishments storing surplus property. Surplus property will be given the minimum amount of care and preservation necessary to keep it in the same general condition as it was when declared surplus.

• • • • • •

§ 827.725–10 *Shipments not directed by disposal agencies.* (a) Shipments of surplus property to or for a disposal agency—such as shipments to buyers, shipments to a disposal agency which is taking custody of property prior to disposal, and shipments to a new storage point for facilitating disposal—will be made only as and when directed by the disposal agency.

(b) Shipments which are made solely for the purpose of storing surplus property in a different location will not be made, except as follows:

(1) When it is necessary to move surplus property because of the sale, transfer, or demolition of the installation at which the property is stored; when movement of surplus property will permit release of leased space; or when space occupied by surplus property is needed for storage of active military supplies. In all such cases, except those relating to Army Air Forces property, approval of Headquarters Army Service Forces (Storage Division) will be obtained before the shipment is made, and paragraphs (c) and (d) of this section will be complied with. In case of Army Air Forces property the approval of Headquarters ATSC will be obtained and paragraph (c) of this section will be complied with.

(2) When the quantity of surplus property at a surplus installation is insufficient to warrant the establishment of a resident surplus property officer and it is not feasible to leave the property there. In all such cases, except those relating to Army Air Forces property, the commanding general of the service command may direct that such property be shipped to the surplus property officer at another installation within the command. This action may be taken without obtaining approval of Headquarters Army Service Forces (Storage Division), but paragraph (c) of this section will be complied with.

(c) Surplus property will not be shipped until a statement has been obtained from the disposal agency that the property cannot be immediately disposed of from its present location. Before approval for shipment is requested (see paragraph (b) (1) of this section) or shipment is directed (see paragraph (b) (2) of this section), the regional office of the appropriate disposal agency will be contacted to ascertain:

(1) Whether the property has been sold.

(2) Whether sales action has been initiated.

(3) Whether it will be possible to make spot sales of the property.

(4) Whether the property has been predetermined to be commercially unsalable.

(d) Each request for approval of Headquarters Army Service Forces (Storage Division) for movement of surplus property (see paragraph (b) (1) of this section) will include the following information:

(1) Present location of the property.

(2) Reason why it must be moved.

(3) Proposed new location at which the property will be stored.

(4) Nature or type of property.

(5) Amount of space presently occupied by the property, in square feet (state whether gross or net).

(6) Type of space presently occupied—that is, warehouse, shed, high-grade open, semi-finished open, or unimproved open.

with his recommendation, to the chief Maintenance or overhead property which has been declared to a disposal in one place within an installation will agency—such as shipments to buyers, open.

(7) Approximate tonnage of property to be moved.

(8) Estimated cost of shipment, including packaging, packing, loading, unloading, freight, and all other costs incident to shipment.

(9) Estimated cost of storage for 1 year at the present location, including rent, overhead, personnel, security, and all other costs incident to operation of the installation.

(10) Statement that the requirements of paragraph (c) of this section have been complied with and that the property cannot be immediately disposed of from its present location.

(e) Property which is surplus in effect but which has not yet been declared surplus will not be moved to another point for storage prior to its declaration, except in the following cases:

(1) When it is necessary to move the property because of the sale, transfer, or demolition of the installation at which the property is stored.

(2) When movement of the property will permit release of leased space.

(3) When space occupied by the property is needed for storage of active military supplies.

5. Section 827.727 is amended to read as follows:

§ 827.727 *Direct disposal by War Department after declaration.* Property will be disposed of directly by the War Department after declaration to a disposal agency only under the procedures set forth in the following sections.

6. Section 827.727–2 is revoked as follows:

§ 827.727–2 *Property determined scrap by a disposal agency after declaration.* [Revoked]

[Procurement Reg. 7–A]

PART 830—GENERAL DISPOSITION OF INDUSTRIAL INSTALLATIONS

1. Section 830.102–12 is added as follows:

§ 830.102–12 *"Readjustment Division".* "Readjustment Division" means the Deputy Director (P&P) for Terminations and Surplus Disposals, Headquarters, Army Service Forces.

2. In § 830.104 paragraphs (b) and (c) are amended to read as follows:

§ 830.104 *Disposals in advance of excess or surplus.* • • •

(b) The Readjustment Division, Army Service Forces, on request of the disposal agency to which a purchase inquiry has been referred, will ascertain, by coordination with the Production Branch, Army Service Forces (in the case of the Army Air Forces, the Assistant Chief of Air Staff-4, Readjustment and Procurement Division) and the using service, the need for continuing war production at the installation, the availability of the property for inspection, the terms of any options, and the probable date the installation will become surplus. If requested by the disposal agency, the Readjustment Division, Army Service Forces, will arrange, with consent of the using service, for field inspection of the installation by prospective buyers.

(c) When advised by the disposal agency that an advance disposal is ready to be made, the Readjustment Division, Army Service Forces, will request the using service to consent to disposal of the installation, subject to conditions determined by the using service to be necessary to protect the War Department's interest in continued production. When the using service consents to disposal of the installation, the using service will forward a statement to the Under Secretary of War stating the conditions on which the consent is given and will send copies of this statement to the Production Branch and the Readjustment Division, Army Service Forces. If the Under Secretary consents to the disposal, he will direct the Chief of Engineers to declare the installation surplus, subject to such conditions as the Under Secretary of War may determine.

PART 832—REPORTING AND DISPOSITION OF EXCESS AND STANDBY INSTALLATIONS; CUSTODY AND ACCOUNTABILITY

In § 832.200–2, the introductory text of paragraph (a), preceding subparagraph (1), and paragraph (b) are amended to read as follows:

§ 832.200–2 *Reporting of installations classified as standby.* (a) When an installation is classified as standby, the using service will submit a report to the Chief of Engineers through the Production Branch, Army Service Forces, or in the case of Army Air Forces, through the Assistant Chief of Air Staff-4, Readjustment and Procurement Division. The report will contain the following information:

• • • • •

(b) Upon receipt of a report of standby the Production Branch, Army Service Forces, or, in the case of the Army Air Forces, the Assistant Chief of Air Staff-4, Readjustment and Procurement Division, will recommend within ten (10) days whether the classification as standby should be approved or modified. If the classification is approved the respective staff divisions will forward a report to the Under Secretary of War; if the Under Secretary of War approves the classification he will forward a report to the Chief of Engineers.

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–5501; Filed, Apr. 2, 1946; 2:18 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 169]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

1. The following commodities are hereby added to the list of commodities:

Dept. of Com. Schedule B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
385410	Nylon hosiery, women's and children's.	Dz. pr..	10	10
808200	Ammonium bichromate.	.....	1	1
808500	Ammonium chromate.	.....	1	1
808500	Ammonium dichromate.	.....	1	1

2. The following commodities are hereby removed from the list of commodities:

Dept. of Com. Sched. B No.	Commodity
	Canned fruits:
133200	Grapefruit.
133300	Loganberries.
133400	Other canned berries.
133500	Apples and apple sauce.
133600	Grapes.
134000	Apricots.
134100	Cherries.
134200	Prunes and plums.
134500	Pineapples.
134700	Canned fruits, n. e. s.
135003	Citrus pulp for feed.
177200	Pineapple juice (concentrated included).

3. The dollar value limits in the column headed "GLV Dollar Value Limits" set opposite each of the commodities listed below are hereby amended to read as follows:

Dept. of Com. Sched. B No.	Commodity	GLV dollar value limits country group K	GLV dollar value limits country group E
609805	Cast-iron soil pipe.	25	10
609898	Cast-iron soil pipe fittings.	25	10

Shipments of any of the above commodities, removed from general license, or whose GLV dollar value limits have been reduced which were on dock, on lighter, laden aboard an exporting carrier or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective immediately except that with respect to commodities removed from general license, except Nylon hosiery, or whose GLV dollar value limits have been reduced, it shall become effective on April 10, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 2, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46–5636; Filed, Apr. 4, 1946; 11:10 a. m.]

[Amdt. 171]

PART 816—LIMITED DISTRIBUTION FOR WOMEN'S AND CHILDREN'S NYLON HOSIERY

Sec.
816.1 General provisions.
816.2 Clearance for export.
816.3 Period of validity.

AUTHORITY: § 816.1 to § 816.3, inclusive, issued under sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130.

§ 816.1 *General provisions.* (a) There is hereby established a limited distribution license designated "LDL" authorizing, subject to the other provisions of this part and subject to the conditions contained in the license issued by the Department of Commerce, the exportation of women's and children's nylon hosiery, Department of Commerce, Schedule B No. 385410.

(b) Applications for limited distribution licenses to export women's and children's nylon hosiery must be filed with the Requirements and Supply Branch, Office of International Trade, Department of Commerce, Washington 25, D. C., on Forms FEA 48 (Application for Limited Production License) and IT 41 (Limited Distribution Schedule). All of the terms, conditions, provisions and instructions contained in such forms are hereby incorporated in and made a part of the regulations in this subchapter.

(c) Any person to whom a limited distribution license to export women's and children's nylon hosiery has been issued by the Department of Commerce, may, during the period of the validity of the license, export under such license to each country or group of countries listed in the Distribution Schedule attached to his application not more than the quantity of hosiery approved by the Department of Commerce for export to such country or group of countries in said distribution schedule.

(d) Limited distribution licenses for women's and children's nylon hosiery may be amended by the Department of Commerce upon application of the holder of such license in a letter addressed to the Requirements and Supply Branch, Office of International Trade, Department of Commerce, Washington 25, D. C. Amendments will be issued in a letter which shall be considered a part of the license to which the amendment is applicable.

§ 816.2 *Clearance for export.* (a) The provisions of § 801.7 of this subchapter shall not apply to exportations under any limited distribution license for women's and children's nylon hosiery. In lieu of the presentation of the export license an exporter making an exportation of nylon hosiery under the Limited Distribution License shall present to the United States Collector of Customs at the port of exit a Shipper's Export Declaration bearing the symbol "LDL", and the number of the limited distribution license pursuant to which such exportation is being made.

(b) The use by any exporter of the symbol "LDL" on a Shipper's Export Declaration for the purpose of clearing an exportation of nylon hosiery constitutes a certification by the exporter (1) that the exportation of the commodities described in such Shipper's Export Declaration is authorized under the limited distribution license therein identified to the destination specified; (2) that the type and quantity of such commodities are within the limitations set by the distribution schedule relating to such license; (3) that the women's and children's nylon hosiery is being sold in accordance with the provisions of the Second Revised Maximum Export Price Regulation of the Office of Price Administration; and (4) that all of the other provisions and conditions of the license have been met.

§ 816.3 *Period of validity.* Limited distribution licenses for women's and children's nylon hosiery shall be valid during the calendar quarter in which the license is issued plus the first 60 days of the succeeding calendar quarter unless the period of validity is reduced or extended by the Department of Commerce, or is otherwise indicated on the license. All limited distribution licenses for women's and children's nylon hosiery are subject to revocation or revision at any time by the Department of Commerce.

Dated: April 2, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46–5638; Filed, Apr. 4, 1946; 11:10 a. m.]

[Amdt. 170]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

1. The following commodities are hereby added to the list of commodities:

Dept. of Com. Sched. B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
169600	Wheat flour in cases or small packages, including cake flour, doughnut flour, flour grits, graham flour, malt flour, macaroni flour and pastry flour.	.....	100	25
169900	Rye flour.	.....	100	25
839900	Beryllium salts and compounds including beryllium carbonate and beryllium oxide.2	.....	None	None

2. The dollar value limits in the column headed "GLV Dollar Value Limits" set opposite each of the commodities listed below are hereby amended to read as follows:

Dept. of Com. Sched. B No.	Commodity	GLV dollar value limits country group K	GLV dollar value limits country group E
839600	Uranium acetate.	None	None
839900	Uranium salts and compounds.	None	None

Shipments of any of the above commodities removed from general license or whose GLV dollar value limits have been reduced, which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective April 10, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 2, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46–5637; Filed, Apr. 4, 1946; 11:10 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 984—LEAD

[General Preference Order M–38, as Amended Apr. 2, 1946]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of lead for defense for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 984.1 *General Preference Order M–38*—(a) *Scope of the order.* This order controls generally the use of lead. Lead may be used only for the items and purposes set forth in the order. Other restrictions may also be found in other orders of the Civilian Production Administration relating to particular articles or parts. In such case the more restrictive provision governs. In no case shall any person use, purchase, sell, deliver or accept delivery of any lead in violation of this order.

(b) *Definitions.* For the purpose of this order:

(1) "Lead" means metallic lead, lead alloys, components or products (such as,

tion by prospective buyers.

ing particulars:

11:10 a. m.]

but not limited to, sheet, pipe, ingot, castings and foil), in any form containing 50% or more by weight of the element lead (Pb). It does not include lead chemicals.

(2) [Deleted Apr. 2, 1946.]

(3) "Refiner" means any person who produces lead in refinery shapes, and includes any person who has such lead produced for him under toll agreement.

(4) "Dealer" means any person who procures lead either by importing or from domestic sources for sale or resale without change in form, whether or not such person receives title to or physical delivery of the material, and includes selling agents, warehousemen, and brokers.

(5) "Military order" means a specific contract or sub-contract necessitating the use of lead in the manufacture of any product, or any component to be physically incorporated into such products, produced for or for the account of the Army or Navy of the United States, Maritime Commission, War Shipping Administration, Veterans' Administration or Office of Scientific Research and Development.

(6) "Implement of war" means combat end products, complete for tactical operations (including, but not limited to, aircraft, ammunition, armaments, weapons, ships, tanks, military vehicles and radio and radar equipment), and any parts, assemblies or materials to be incorporated in any of the foregoing items. This term does not include facilities or equipment used to manufacture the foregoing items.

(7) [Deleted Apr. 2, 1946.]

(8) "Item" means any article or component thereof.

(c) *Restrictions on use.* (1) No person may melt, form, alloy, or process any lead for use in any item or product, or in any process, not set forth in List I of this order. Lead may be used for the items and processes and subject to the restrictions set forth in List I only to the extent necessary to meet applicable specifications, or for the proper service performance of the end product, or where the use of any less critical material is impracticable or when satisfactory substitutes are prohibited in other Civilian Production Administration orders.

(2) No person shall use primary lead for any items or purpose set forth in List I if secondary lead is obtainable and usable for the item or purpose. "Primary lead" means metallic lead obtained mainly from mine ores and concentrates. "Secondary lead" means metallic lead obtained mainly from remelting or smelting of scrap materials.

(3) Manufacturing quotas are set in List I for certain of the items and processes in which lead may be used. If a quota is set for an item or process in List I, a manufacturer or processor must not use, in the manufacture of the item or in the process during the current calendar period listed, more lead than the specific percentage of the amount legally used for that purpose during the base period indicated. These quotas may not be transferred except in accordance with Priorities Regulation 7A. Manufacturers or processors who did not use lead during the period indicated as the base period in the manufacture of an item or in a process which is subject to a quota restriction (including persons who were not in business at that time) may nevertheless apply for a quota, and their applications will be considered on an equitable basis. Applications for quotas for the second quarter 1946 should be filed promptly with the Civilian Production Administration, Tin, Lead and Zinc Branch, Washington 25, D. C. Ref: M-38, or in any event not later than April 20, 1946.

(4) In some cases List I permits the use of lead in making a product only if the product is to be used for a particular purpose. No person may use any of these products for any purpose other than the purpose permitted by List I.

(d) *Special directions.* The Civilian Production Administration may at any time issue special directions to any person respecting the production, distribution, delivery, or acceptance of delivery of lead.

(e) *Lead from Office of Metals Reserve, Reconstruction Finance Corporation.* Any person who is unable to use secondary lead and who is unable to obtain primary lead from regular sources of supply may apply to the Civilian Production Administration to buy lead from the Office of Metals Reserve, Reconstruction Finance Corporation. Applications should be made on Form CPA-95 and should be filed with the Civilian Production Administration, Tin, Lead and Zinc Branch, Washington 25, D. C. not later than the 20th of the month preceding the month in which shipment is requested.

(f) *Inventory restrictions.* Lead appears on Table 1 of Priorities Regulation 32. Inventories of lead are subject to all provisions of that regulation. Inventories of scrap dealers are controlled by Direction 5 to Priorities Regulation 32. All inventory appeals from the provisions of paragraph (f) of M-38 granted before April 2, 1946 are hereby revoked.

(g) [Deleted May 1, 1945]

(h) *Restrictions on sales and deliveries of lead.* No person shall sell or deliver any lead to any person if he knows, or has reason to believe, such material is to be used in violation of the terms of this order.

(i) *Appeals.* Any appeal from the restrictions of this order must be by letter in triplicate, referring to the particular provision appealed from and stating fully the grounds for the appeal and should be addressed to the Civilian Production Administration, Tin, Lead and Zinc Branch, Washington 25, D. C., reference M-38. The appeal should contain the following information:

(1) Product in which the lead will be used.

(2) Period of time, not exceeding one calendar quarter for which relief is requested.

(3) Monthly schedule of amount of lead to be used.

(4) Prime contract numbers on military orders.

(5) If the appeal is filed because the restrictions on use of lead will prevent the filling of non-military orders of extreme urgency, give exact information as to the use of the product in which the lead is used.

(6) Why other less critical materials cannot be used.

(7) Any other information pertinent to the appeal.

(j) [Deleted Oct. 3, 1945.]

(k) *Records.* All persons affected by this order must maintain accurate and complete records of all transactions as required by Priorities Regulation No. 1, 944.15. Such records must include complete statements of the amounts of lead consumed for the items specified in this order, and the amount of inventory on hand.

(l) *Required reports.* (1) On or before the 20th day of each calendar month each person who purchased or consumed 10 tons or more of metallic lead during the preceding calendar month, or had in his possession or under his control 20 tons or more of lead, shall report such purchases, consumption and stocks on hand at the end of the preceding month to the Civilian Production Administration on Form CPA-95.

(2) The Civilian Production Administration may from time to time issue special directions requiring any refiner or dealer to file a report showing a schedule of his proposed deliveries of lead.

(3) All persons affected by this order shall execute and file with the Civilian Production Administration such other reports as may be required subject to the approval of the Bureau of the Budget.

(4) The reporting and record-keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(m) *Violations.* Any person, who willfully violates any provision of this order or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(n) *Communications.* All communications and reports dealing with this order shall be addressed to: Civilian Production Administration, Tin, Lead and Zinc Branch, Washington 25, D. C., Ref: M-38.

(o) [Deleted Apr. 2, 1946.]

Issued this 2d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST I

Permitted Uses

1. Ammunition for Military Orders.
2. Anchorages for equipment, including expansion bolts, shields and grommets.
3. Anodes for electrolytic refining chromium plating and for lead plating as permitted in Item 40 of this list.
4. Anti-vibration mats.
5. Babbitt for abrasives and grinding wheels and for securing hardware to radio insulators and for securing end connections of windings and/or for securing enclosures of wire wound restrictors.
6. Ballast for implements of war where available space does not permit the use of material of lower density, for submarines and for surface craft of sizes up to and including destroyers.
7. Bearing Metal.
8. Bolster metal for surgical, table and industrial cutlery.
9. Brake lining and clutch facings.
10. Brass and bronze.
11. Cable covering (Manufacturing quota: for the second quarter 1946, 20% of the amount of lead legally used for the same purpose during the calendar year 1940). If lead covered cable is replaced, the user of the cable must promptly deliver all salvable lead to his supplier, a lead smelter, or a scrap dealer.
12. Cable sleeving and other accessories necessary for the maintenance, repair and installation of lead covered cable.
13. Cable terminals and bushings for storage batteries.
14. Cames.
15. Caulking bars and wool for use in caulking cast iron pipe lines or automotive carburetors where other material such as sulphur compounds or cement does not provide a leak proof joint. (Manufacturing quota for caulking bars and wool: for the second quarter 1946, 20% of the amount of lead legally used for the same purpose during the calendar year 1945.)
16. Chemicals (except tetra ethyl) subject to the restrictions of Order L-354.
17. Closure spouts for drugs and chemicals (Manufacturing quota: for the second quarter of 1946, 20% of the amount of lead legally used for the same purpose during the calendar year 1944).
18. Coating of wire and zinc plated sheet, including sheathing.
19. Collapsible tubes. (Manufacturing quota: for the second quarter 1946, 20% of the amount of lead (including that contained in blanks bought and converted into tubes) legally used for the same purpose during the calendar year 1944). Use of tin in collapsible tubes is subject to the restrictiona of Order M-43.
20. Counterweights, weights and sliding poises for Military, industrial and laboratory equipment, and implements of war where available space does not permit the use of material of lower density.
21. Foil:
    (a) Military orders to the extent that Method IA (not dehydrated) and/or Method II (dehydrated) packaging, as presently defined in the U. S. Army Specification 100-14, U. S. Navy Specification 39-P-16 and British Standard Packaging Code BS-1133, or any new specifications covering the above are expressly specified in the prime contract.
    (b) for component ammunition for military only.
    (c) Electrotypers subject to the restrictions of Order M-43.
    (d) Condensers.
    (e) Cap Liners for packaging drugs.
    (f) Electrostatic shielding of transformer coils and cores.
    (g) For use in chrome plating.
22. Fire extinguisher and decontaminator components.
22a. Free machining steel when the percentage of lead does not exceed one-half of 1%.
23. Gaskets, locknuts and shims.
24. Heat equalization in galvanizing pots and for molten zinc operations.
25. Heat treating and annealing.
26. Implements of War, as defined in Section (b) (6) of the Order.
27. Impression lead.
28. Inserts for treads on non-sparking ladders and stairs.
29. Lead hammers.
30. Lead-headed nails only to the extent that the use of springhead or flathead nails is impracticable.
31. Fusible alloys.
32. Lead lined bowls for centrifugal oil purifiers.
33. Lead wire for determining gear bearing clearances.
34. Lining for acid lockers.
35. Lubricant for cold drawing of steel products.
36. Manufacture and moulding of plastics.
37. Medical, dental and veterinarian equipment and instruments.
38. Metallic and semi-metallic packing.
39. Patterns and dies.
40. Plating or coating where lead is used in place of either cadmium or tin, or where corrosion makes the use of any other material impractical.
41. Power for military uses, powder metallurgy, gear lubricants and rubber valves.
42. Production of rayon.
43. Refining of metals.
44. Repair of existing lead construction.
45. Seals for pilfering and tampering protections.
46. Sheath for curing process of rubber.
47. Sheet, pipe (including lead lined pipe), valves, fittings, burning bars and castings to be used for the following purposes: (Manufacturing quota for sheet, pipe (except lead lined pipe), valves, fittings, or burning bars: for the second quarter 1946, 75% of the amount of lead legally used for the same purpose during the fourth quarter 1945).
    (a) In new chemical and processing equipment to the extent that corrosion makes the use of any other material impracticable.
    (b) In repairs and replacement parts for chemical and processing equipment to the extent that corrosion makes the use of any other material impracticable. The user of the equipment must promptly deliver all replaced salvable lead to his supplier, a lead smelter or a scrap dealer.
    (c) In water service lines to the extent that municipal, state or Federal regulations permit no substitutes or, within the water works proper, where sound water works practice requires its use.
47a. Shot for use in Items 15, 20, 38, 45, 58 or 61.
48. Sinkers and other fishing tackle. (Manufacturing quota: for the second quarter 1946, 20% of the amount of lead legally used for the same purpose during the calendar year 1945).
49. Solder.
50. Sounding leads. (Manufacturing quota: for the second quarter 1946, 20% of the amount of lead legally used for the same purpose during the calendar year 1945).
51. Spectrographs and spectrophotometers.
52. Storage batteries for the uses specified below. (The antimony content in any antimonial lead used for grids, connecting parts or components for storage batteries shall not exceed nine (9%) percent, except where an alloy with a higher antimony content is specified as mandatory in contracts of the Army or Navy of the United States, the U. S. Maritime Commission or the War Shipping Administration).
    (a) Special batteries for military use in submarines, aircraft or communications equipment.
    (b) Original equipment for military or civilian purposes.
    (c) [1] Industrial type, for replacement purposes: (Manufacturing quota: for the second quarter 1946, 25% of the amount of lead (including lead content of litharge (oxide) and component parts) legally used for the same purpose during the calendar year 1944).
    (d) Automotive SLI type, for replacement purposes. (Manufacturing quota: for the second quarter 1946, 22% of the amount of lead (including lead content of litharge (oxide) and component parts) legally used for the same purpose during the calendar year 1944).
    (e) Component parts furnished as such to others. (Manufacturing quota: for the second quarter 1946, 22% of the amount of lead (including lead content of litharge (oxide) and sub-component parts) legally used for the same purpose during the calendar year 1944). A manufacturer of such parts, who also makes industrial or automotive SLI type replacement batteries, may not include lead used in component parts furnished as such to others in determining the amount of lead he is permitted to use for industrial or automotive SLI type replacement batteries under paragraphs (c) and (d) above.

[1] An Industrial Storage Battery means an electric storage battery of other than SLI type which has been completely assembled and sealed, whether charged or uncharged and which is designed and built for industrial applications such as, but not confined to, railway signaling and lighting, mine locomotives, industrial trucks, farm lighting, public utilities stand-by equipment, commercial radio installations, airplane and commercial boat installations and components thereof.

53. Terne plate and Terne metal subject to restrictions of Conservation Order M-43.
54. Tetra ethyl. (Manufacturing quota: for the month of April 1946, 27% of the amount of lead legally used for the same purpose during the first quarter of 1946.)
55. Turbine and gear bearing oil deflectors.
56. Turbine gland labyrinth and diaphragm packing.
57. Type metal for use in the printing trade. (Manufacturing quota: for the second quarter 1946, 25% of the amount of lead legally used for the same purpose during the calendar year 1945).
58. Vocational purposes where lead is reused and in laboratories for analytical purposes and research, and for use for experimental purposes where the total amount of lead used in any quarter does not exceed 500 pounds.
59. X-ray purposes and Radiography.
60. Zinc production.
61. For use to comply with safety regulations issued under Government authority which requires the use of lead to the extent employed, or in safety equipment.

[F. R. Doc. 46-5494; Filed, Apr. 2, 1946; 11:50 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-889, Revocation]

SUSSMAN BROTHERS

Suspension Order No. S-889 was issued August 13, 1945, against Samuel Sussman doing business under the name of Sussman Brothers, Pittsburgh, Pennsylvania. An appeal was filed on February 13, 1946. The case has been reviewed by the Chief Compliance Commissioner who has found that satisfactory evidence has been presented to the Civilian Production Administration that the suspension order has served its purpose and the required compensation of 147 bales for the receipt and use of burlap since August 20, 1945 has been substantially made. The Chief Compliance Commissioner has, therefore, directed that Suspension Order No. S-889 be revoked effective April 1, 1946.

In view of the foregoing, it is hereby ordered, that: § 1010.889 *Suspension Order No. S-889* be revoked effective April 1, 1946.

Issued this 29th day of March 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5344; Filed, Mar. 29, 1946; 4:34 p. m.]

PART 4700—VETERAN'S EMERGENCY HOUSING PROGRAM

[Veterans Housing Program Order 1]

GENERAL RESTRICTIONS ON CONSTRUCTION AND REPAIR

Correction

In Federal Register document 46-5021, appearing at page 3190 of the issue for Wednesday, March 27, 1946, the headnote of § 4700.1 (e) should read: "*Exemption for repair and maintenance work in industrial, utility and transportation buildings and structures.*"

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 126, Amdt. 22]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. New articles of equipment and supplies are added to section 2 (k) as follows:

Non-mechanical bottle coolers, for wet or dry ice, when specially designed and constructed to hold the beverage of a particular brand and when prominently imprinted, embossed, enameled or otherwise inscribed in a manner designed to be permanent, with the name of such particular beverage, brand or drink.

Point-of-sale display racks, stands or cabinets, when specially constructed, formed or shaped to hold or display the product or products of a particular manufacturer, and when prominently imprinted, embossed or otherwise inscribed in a manner designed to be permanent, with the name of such product or products or manufacturer.

This amendment shall become effective on the 3d day of April 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5625; Filed, Apr. 3, 1946; 4:52 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 289,[1] Amdt. 51]

DAIRY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 289 is amended in the following respects:

1. Section 1 (r) is added to read as follows:

(r) *Natural and processed cheese not subject to other sections.*

2. Section 36 is added to read as follows:

SEC. 36. *Maximum prices for all natural and processed cheese (except cottage cheese) not subject to other sections of this regulation*—(a) *Purposes of section 36*—(1) *Generally.* Section 36 establishes a method for placing all natural and processed cheese (excepting cottage cheese) not controlled elsewhere in this regulation, under dollar-and-cents ceiling prices at all levels except retail sales by retailers subject to Maximum Price Regulations 422 and 423. This, however, will not be accomplished automatically as maximum prices for products under this section will remain the same as they were under the previously applicable regulations superseded by this section until the Administrator issues under this section 36 individual authorizations for new maximum prices in line with the other prices established under this regulation.

(2) *Prior regulations, orders, letters and interpretations superseded.* This section supersedes all other maximum price regulations, orders, letters and interpretations and the maximum price established thereunder or thereby issued by the Office of Price Administration or any Regional or District Office thereof before April 3, 1946 with respect to sales of natural or processed cheese covered by this section, including the applicable provisions of Maximum Price Regulation No. 280: *Provided*, That the maximum prices determined or established under such regulations, orders, letters and interpretations shall remain in force with respect to a particular sale of a natural or processed cheese covered by this section until the Administrator of the Office of Price Administration specifically provides a new maximum price for the item by individual authorization.

(b) *Maximum prices.* The maximum price for any natural cheese or processed cheese (except cottage cheese) not subject to other sections of this regulation shall be the maximum price heretofore in effect under the previously applicable regulation unless and until the Administrator authorizes a new maximum price in line with the level of prices established under this Revised Maximum Price Regulation 289.

(1) *In line prices.* Upon finding that a manufacturer's maximum price for a natural or processed cheese subject to this section is either excessive or inadequate in the light of other prices under this regulation, the Administrator may establish a new maximum price in line with the level of maximum prices heretofore established under this regulation.

(c) *Information to be filed.* (1) Within 15 days from April 3, 1946, each manufacturer shall send by registered mail the following information to the Poultry, Eggs and Dairy Products Branch of the Office of Price Administration at Washington, D. C., for each natural or processed cheese manufactured by him and controlled by this section:

(i) Name of item and brand name.

(ii) Name and address of the manufacturing plant, or if more than one plant manufactures the item, then the names and addresses of all the plants where the item is manufactured.

(iii) Package or container size.

(iv) Type and shape of package or container.

(v) Information contained on label, if any, or attach label.

(vi) The maximum moisture and minimum butterfat content of the item.

(vii) The method of manufacturing the item.

(viii) An itemized current cost breakdown of the item, showing separately according to the manufacturer's own system of accounts, or regularly prepared operating statements, all major component cost factors (e. g., direct costs, such as processing costs, raw materials, packaging or container materials and direct labor; indirect costs, such as indirect labor, factory overhead, selling, advertising and administrative cost, together with an explanation showing the method of allocation of the indirect cost factors; and freight or other delivery costs if sold on a delivered basis) indicating whether each cost item is an actual or an estimated cost.

(ix) The manufacturer's maximum price for each class of customer under Maximum Price Regulation 280 or any other previously applicable regulation.

(2) Where a person manufactures natural or processed cheese in more than one plant, in determining his various costs he shall take the weighted averages of the costs determined at each of his plants.

(3) All filings shall be considered as confidential information and the contents thereof shall not be disclosed or divulged except on order of the Administrator upon a finding that such disclosure is necessary to effectuate the purposes of the Emergency Price Control Act, as amended and Executive Orders 9250 and 9328.

(d) *Prohibitions.* (1) No manufacturer shall sell any natural or processed cheese subject to this section after 15 days from April 3, 1946, until he has mailed the information required in paragraph (c).

(2) Notwithstanding any other provisions of this section no manufacturer shall sell or deliver a product subject to this section and manufactured by him for the first time after April 3, 1946, until a price for the product has been authorized by the Administrator.

(e) *Maximum prices for wholesalers.* (1) The maximum price for the sale of a product covered by this section, delivered at any place, by a primary wholesaler, secondary wholesaler, or service wholesaler, shall be the maximum price in effect on April 3, 1946, plus or minus (as the case may be) the amount by which the applicable maximum base price, or applicable maximum price for the appropriate type of sale to such wholesaler at that place has been increased or decreased since April 3, 1946.

If for any reason the provisions of this paragraph (e) are inapplicable, the Administrator of the Office of Price Administration may on his own motion, or upon application, establish maximum prices at any distributive level.

(2) *Definitions.* The definitions of "primary wholesaler," "secondary wholesaler" and "service wholesaler" shall be the definitions set out for these terms in section 35 (m) of this regulation.

This amendment shall become effective April 3, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

[1] 10 F.R. 2352, 2658, 2928, 3554, 3948, 3950, 5772, 5792, 6232, 7340, 7852, 9084, 11809, 12651, 12957, 12989, 13216, 13592, 14735; 11 F.R. 175, 244, 712, 840, 1405, 1670, 2088, 2043, 2516.

Issued this 3d day of April 1946.

RICHARD H. FIELD,
Acting Administrator.

Approved: March 29, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5623; Filed, Apr. 3, 1946; 4:51 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Restriction Order 16, Revocation]

RICE IN PUERTO RICO

A rationale accompanying this order of revocation, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Restriction Order 16 is hereby revoked, except that any violations which occurred, or rights or liabilities which arose, before the effective date of this order of revocation shall be governed by the order in effect at the time the violation occurred or the rights or liabilities arose.

This order shall become effective at 12:01 A. M., April 4, 1946.

Issued this 27th day of March 1946.

M. S. BURCHARD,
Acting Regional Administrator, Region IX.

Approved:

SAM GILSTRAP,
Territorial Director for Puerto Rico.

[F. R. Doc. 46-5629; Filed, Apr. 3, 1946; 4:52 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Restriction Order 17]

RICE IN PUERTO RICO

Preamble: All information available shows that present and prospective rice supplies for Puerto Rico are inadequate. Controls heretofore established by the Federal Government preclude imports of this commodity from being substantially increased. Limitation of the transfers of rice to be made by importers, wholesalers and retailers is therefore necessary in order that an equal and fair distribution may be achieved.

ARTICLE I—GENERAL PROVISIONS

Sec.
1.1 Transfers of rice restricted.
1.2 Assignment of rice quotas.
1.3 Issuance of purchase certificate by local Boards.
1.4 Adjustments and appeals.
1.5 Registration with local Boards.
1.6 Purchase certificates.
1.7 Transfers of rice to consumers.
1.8 Institutions of the Insular Government.

ARTICLE II—RECORDS AND REPORTS

2.1 Records and reports.

ARTICLE III—EXCEPTIONS

3.1 Exceptions to the limitation on transfers of rice.

ARTICLE IV—PROHIBITIONS

Sec.
4.1 Discrimination.
4.2 False statements or entries.
4.3 Offer, attempt or agreement to violate.
4.4 Effect of suspension orders under previous restriction orders.

ARTICLE V—ENFORCEMENT

5.1 Criminal prosecutions.
5.2 Suspension orders.

ARTICLE VI—SCOPE OF THE ORDER

6.1 Territorial limitation.

ARTICLE VII—DEFINITIONS

7.1 Meaning of terms as used in this order.

AUTHORITY: Section 1407.310 issued under Pub. Law 671, 76th Cong., as amended by Pub. Law 89, 77th Cong., by Pub. Law 507, 77th Cong., and by Pub. Law 421, 77th Cong.; WPB Dir. 1; 7 F.R. 562; WPB Supp. Dir. 1-J; 7 F.R. 8731; WFO 56, 9 F.R. 4319, WFO 68, 9 F.R. 4319; 2nd Rev. Gen. Order 20, 8 F.R. 10917.

ARTICLE I—GENERAL PROVISIONS

Section 1.1 *Transfers of rice restricted.* Notwithstanding the terms of any contract, agreement or commitment, regardless of when made, no person may transfer or accept the transfer of rice unless he has registered, if required to do so, by Restriction Order 16, and is authorized to make or accept such transfers under the terms of this order.

SEC. 1.2 *Assignment of rice quotas.* The Director shall establish by order the quantities of rice which may be transferred and the duration of each quota period.

SEC. 1.3 *Issuance of purchase certificates by local Boards.* Under instructions of the Director, the appropriate Board shall issue purchase certificates on Form OPA PR-5R or other such forms as may hereafter be approved by the Director, to retailers, institutions (other than (Insular Government institutions), and industrial users who have registered according to the provisions of Restriction Order 16 and have complied with the provisions of this order.

SEC. 1.4 *Adjustments and appeals*—(a) *Adjustments on Board's or Director's own motion.* (1) In the event that the Director or the Board having jurisdiction over a registrant is of the opinion that the amount of sales, purchases, or consumption of such registrant as reported on the registration form is incorrect, or that the circumstances of the registrant have so changed that the amounts reported on the registration form no longer represent the proper base for computing quotas, the Board or the Director shall notify the registrant to appear and show cause why the base quantity reported should not be reduced.

(2) The notice of hearing shall be in letter form, shall state the date and purpose of the hearing and shall be served upon the respondent not less than seven days before the date set for the hearing.

(3) The hearing shall be informal and all reasonable doubts shall be resolved in favor of respondent.

(4) The Board or the Director shall render a decision within three days after the conclusion of the hearing. The decision shall be in writing and a copy

thereof shall be delivered or mailed to the respondent. The Board's decision, if adverse to the respondent, shall apprise the respondent of his right to appeal to the Director.

(5) In the event that the respondent fails to appear, the Board or the Director may render a default decision consistent with the notice, except that for good cause the default may be waived.

(b) *Applications for adjustment of base quantity.* A registrant may submit to the Board an application for an adjustment of his base quantity if circumstances have so changed since the date of registration that the amounts reported on the registration form do not represent the proper basis for computing the base quantity. The Board shall render a decision within three days after the application is received. The decision shall be in writing and a written copy thereof shall be delivered or mailed to the registrant and the Director. The Director may within thirty days modify or set aside such decision.

(c) *Appeals from decisions of Boards.* (1) Any registrant may appeal to the Director within ten days from an adverse decision of a Board by filing a statement of appeal with the Board. The appellant shall state his objections, setting forth the specific section or sections of this order claimed to be inconsistent with the decision appealed from, and any other facts deemed by the appellant to be pertinent. Within three days after receipt of the statement of appeal the Board shall send it to the Director together with the entire record of the case.

(2) The Director may request the appellant to appear before him and to furnish such additional information as the Director may deem pertinent. The Director may affirm, modify or reverse the action of the Board, and shall render his decision within five days after receipt of the statement and record. He shall notify in writing the appellant and the Board of his decision. The decision shall be in writing and one copy shall be delivered or mailed to the appellant and one to the Board. The decision shall direct the Board to take such action as may be necessary to give effect thereto.

SEC. 1.5 *Registration with local Boards.* (a) Any retailer, institution or industrial user who for good cause has failed to register pursuant to the provisions of Restriction Order 16, and any retailer, institution or industrial user starting operations subsequent to the effective date of Restriction Order 16, may file the appropriate OPA forms with its local Board. The Board may issue or refuse to issue certificates to such registrants. The granting or refusal to issue such certificates shall be reported to the Director for his approval or disapproval.

(b) Any importer or wholesaler who has failed for good cause to register pursuant to Restriction Order 16, or any importer or wholesaler who desires to transfer rice, shall file with the Director a petition requesting permission to register. The Director may in his discretion grant or deny the petition.

SEC. 1.6 *Purchase certificates.* (a) The purchase certificates issued under the terms of this order shall be honored by any person authorized to transfer rice for the quantity specified therein. No such certificate shall be valid unless:

(1) It has been issued in accordance with the provisions of this order.

(2) It is in the possession of the person to whom it was issued, or the person who has honored it.

(3) It has been properly executed.

SEC. 1.7 *Transfer of rice to consumers.* No retailer shall transfer rice to any consumer and no consumer shall accept the transfer of rice in excess of the quantity determined by the Director for a specified period: *Provided, however,* That a member of a family may act as agent for the whole family and its employees in the purchase of a quantity of rice not to exceed the allotment for all members and employees of the family who customarily eat the majority of their meals as members or employees of such family.

SEC. 1.8 *Institutions of the Insular Government.* The Director by order may authorize the Insular Government to acquire the quantity of rice needed for the use of Insular Institutions. To this end the Insular Government shall file a petition stating the number and type of such institutions, the average number of inmates and employees in each institution, and the minimum weekly requirements of each institution.

ARTICLE II—RECORDS AND REPORTS

SEC. 2.1 *Records and reports*—(a) *Importers.* At the end of each quota period every importer shall prepare in duplicate a report on Form OPA PR-4R indicating (1) his inventory of rice as of the first day of the quota period; (2) his inventory of rice as of the last day of the quota period; (3) the total amount of rice imported during the quota period; (4) the total amount of rice transferred during the quota period and (5) a detailed statement of all transfers showing the name of the transferee, the quantity of rice and the certificate number. The original of the report and the certificates against which the transfers were made must be filed with the Office of Price Administration at San Juan, P. R., not later than the fifth day immediately succeeding the quota period reported. The duplicate shall be kept by the importer in his establishment for at least six months after this order has been revoked.

(b) *Brokers.* On or before April 5, 1946, every rice broker shall prepare and file a report with the Office of Price Administration at San Juan, P. R., showing the amount of rice sold for the account of his principals which has not yet arrived in Puerto Rico, and the delivery date fixed by the contract of sale. Every Friday thereafter, at the close of operations, every rice broker shall prepare and file a report with the Office of Price Administration at San Juan, P. R., showing the amount of rice which he has sold under previous contracts and which has not arrived in Puerto Rico, and the sales, confirmed by his principals, which he has made since his last report.

(c) *Wholesalers.* Every wholesaler must keep in his establishment, for six months after this order has been revoked: (1) a record of the serial number of all certificates honored; (2) copies of all sales invoices, and (3) originals of his suppliers' sale invoices.

(d) *Retailers.* Every retailer must keep in his establishment, for six months after this order has been revoked, a record of all purchases and transfers of rice showing: (1) the name and address of every person to whom he has transferred rice; (2) the date of each transfer; (3) the amount of rice transferred to each customer, and (4) the serial numbers of all certificates honored.

ARTICLE III—EXCEPTIONS

SEC. 3.1 *Exceptions to the limitation on transfers of rice*—(a) *Exempt agencies.* Nothing in this order shall be construed to limit the quantity of rice which may be transferred to the Army and Navy of the United States, the United States Maritime Commission, the Panama Canal, the Coast and Geodetic Survey, the Coast Guard, the Civil Aeronautics Authority, the National Advisory Commission for Aeronautics, and the Office of Scientific Research and Development.

(b) The Director may make exceptions to the provisions of this order when in his judgment such exceptions are necessary.

ARTICLE IV—PROHIBITIONS

SEC. 4.1 *Discrimination.* No person shall discriminate in the transfer of rice among those entitled to receive transfers of such commodity under the provisions of this order.

SEC. 4.2 *False statements or entries.* No person shall alter or falsify any certificate or statement, conceal or fail to disclose any fact, statement or information in any application, registration, report or other statement required to be made, kept, furnished or disclosed by this order.

SEC. 4.3 *Offer, attempt or agreement to violate.* No person shall offer, attempt or agree to violate the provisions of this order.

SEC. 4.4 *Effect of suspension order under previous restriction orders.* Any person whose right to trade or deal in rationed commodities was suspended under previous restriction orders shall not transfer or accept the transfer of rice during the period specified in the suspension order.

ARTICLE V—ENFORCEMENT

SEC. 5.1 *Criminal prosecutions.* Any person who wilfully performs any act prohibited or wilfully fails to perform any act required by any of the provisions of this order may, upon conviction, be fined not more than $10,000 or imprisoned for not more than one year, or both, and shall be subject to such other penalties or actions as may be prescribed by all applicable statutes.

SEC. 5.2 *Suspension orders.* Any person who violates this order or any order issued hereunder may be prohibited by suspension order from receiving or making any transfers of rice. Proceedings for suspension orders shall be governed by the provisions of Revised Procedural Regulation No. 4, issued by the Office of Price Administration.

ARTICLE VI—SCOPE OF THE ORDER

SEC. 6.1 *Territorial limitation.* This order shall apply in Puerto Rico.

ARTICLE VII—DEFINITIONS

SEC. 7.1 *Meaning of terms as used in this order.* (a) "Director" means the Territorial Director of the Office of Price Administration for Puerto Rico, or any person duly authorized to act in his place.

(b) "Rice" means the common cereal known by that name and used for human consumption.

(c) "Person" includes an individual, partnership, corporation, association, any other organized group of persons, any government or any of its political subdivisions and any agency of any of the foregoing.

(d) "Importer" means any person who receives rice from points outside of Puerto Rico.

(e) "Wholesaler" means any person who transfers rice to any person other than a consumer, institution or industrial user.

(f) "Retailer" means any person who makes transfers of rice directly to a consumer, institution or industrial user.

(g) "Consumer" means any person acquiring rice for personal use or consumption.

(h) "Transfer" means the sale, lease, loan, exchange, gift, shipment or delivery or other change in the ownership or possession of rice or any interest therein from one person to another.

(i) "Board" means the local Price Control Board established by the Office of Price Administration having jurisdiction over the area where registrant's place of business is located.

(j) "Industrial user" means an establishment which receives rice for use in the production, manufacture, cooking or processing of any food for sale.

(k) "Institution" means any establishment which receives rice for feeding persons housed therein such as, for example, a hospital, convent, prison, boarding school.

This order shall become effective at 12:01 a. m., April 4, 1946.

NOTE: The record keeping and reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of March 1946.

SAM GILSTRAP,
Territorial Director,
Puerto Rico.

Approved:

M. S. BURCHARD,
Acting Regional Administrator,
Region IX.

Form OPA-PR-4R
OFFICE OF PRICE ADMINISTRATION
TERRITORY OF PUERTO RICO
IMPORTERS' PERIODICAL REPORT

From _____ To _____
Date Date

1. Name of establishment _____
2. Address _____
P. O. Box Street No. Municipality

3. Name of owner _____
4. Inventory first day of period _____
Quantity in cwt.
5. Imports during period _____
Quantity in cwt.
6. Inventory last day of period _____
Quantity in cwt.
7. Transfers during period _____
Total quantity in cwt.
8. Detail of transfers:

Name of Transferee	*Quantity*	*Certificate No.*

I certify that the information given above is true and correct.

_____ _____
Date Authorized signature

Notice: This report must be filed with the Office of Price Administration at San Juan, P. R., together with the certificates against which transfers of rice were made not later than the 5th day immediately succeeding the period reported.

[F. R. Doc. 46-5630; Filed, Apr. 3, 1946; 4:53 p. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 16]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 131 is amended in the following respect:

Article	Cut-off price	Maximum percentage adjustment	Profit margin factor
			Percent
Utility cabinets, steel, double doors, with minimum dimensions of height 63", width 27", depth 12" (tolerance of 1" in any dimension):			
With square corners and square top	$7.00 to retailers [2]		2.4
With rounded corners and waterfall top	$7.50 to retailers [2]		2.4
With rounded corners and center jamb	$7.50 to retailers [2]		2.4
Utility cabinets, steel, single door, with minimum dimensions of height 63", width 18", depth 12" (tolerance of 1" in any dimension):			
With square corners and square top	$5.30 to retailers [2]		2.4
With rounded corners or waterfall top	$5.50 to retailers [2]		2.4
Wall cabinets, steel, with minimum dimensions (tolerance of 1" in any dimension) as follows:			
Height 18", width 24", depth 12"	$4.00 to retailers [2]		2.4
Height 24", width 24", depth 12"	$4.50 to retailers [2]		2.4
Height 30", width 24", depth 12"	$5.00 to retailers [2]		2.4
Wardrobes, steel, double door, with minimum dimensions of height 65", width 25", depth 20" (tolerance of 1" in any dimension):			
With square corners and square top	$8.50 to retailers [2]		2.4
With rounded corners and waterfall top	$9.00 to retailers [2]		2.4
With rounded corners and center jamb	$9.00 to retailers [2]		2.4

[2] That class of retailers to which the manufacturer customarily made sales in largest volume.

This amendment shall become effective on the 4th day of April 1946.

Issued this 4th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5665; Filed, Apr. 4, 1946; 11:44 a. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 535-6,[3] Amdt. 2]

STAVE AND HEADING BOLTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 535-6 is amended in the following respects:

Section 10 is amended to read as follows:

SEC. 10. *Maximum prices for nail keg stave and heading bolts.* The maximum prices for nail keg stave and heading bolts are set forth below:

Specific coverage. Pine nail keg stave and heading bolts produced in Virginia, counties of Buckingham, Chesterfield, Prince George, Charles City, Cumberland, Sussex, Surry, Dinwiddie, Nottoway, Powhatan and Amelia.

Scaling and grading. Unit of 180 cubic feet. Minimum diameter limits—4" for stave wood and 7" for heading

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2972.

[3] 9 F.R. 5305.

Section 2 (c) is amended to read as follows:

(c) Notwithstanding paragraph (a) above, any producer upon becoming eligible to make the certification there mentioned may charge band A ceilings for deliveries made during the next thirty days thereafter or until May 30, 1946, whichever is later.

This amendment shall become effective April 3, 1946.

Issued this 3d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5624; Filed, Apr. 3, 1946; 4:52 p. m.]

PART 1305—ADMINISTRATION

[SO 148, Amdt. 1]

ADJUSTMENT OF MAXIMUM PRICES FOR SALES OF CERTAIN LOW-END CONSUMER DURABLE GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 148 is amended in the following respects:

The following is added to the list of articles, cut-off prices, maximum percentage adjustments, and profit margin factors (percent) in Appendix A.

wood. Logs with tight knots accepted for staves, but should not have more than 4 knotty places in one billet. Logs with red knots cannot be accepted for heading. All logs must be of top rate firmness. Very crooked logs not acceptable.

Delivery provisions. Prices for nail keg stave and heading bolts are f. o. b. rail cars at rail siding or delivered to the mill by truck. If the buyer takes delivery at some place other than on railroad cars or at his plant, the maximum prices must be reduced by either of the following, depending on delivery point.

(1) The cost per cord to the buyer of trucking bolts to the closest rail siding and loading on cars if delivery to mill is by rail.

(2) The cost per cord to the buyer of trucking bolts to his plant, if delivery to mill is by truck.

Maximum prices for nail keg stave and heading bolts produced in Chesterfield, Charles City, Prince George, Sussex, Surry and Dinwiddie counties in Virginia, and delivered to mills in those counties by truck, shall be $1.50 above the prices in Table 1, to cover the cost of such truck delivery.

TABLE I

MAXIMUM PRICES

	Per unit of 180 cubic feet
Nail keg stave bolts	$13.20
Nail keg heading bolts	14.20

This amendment shall become effective April 9, 1946.

Issued this 4th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5662; Filed, Apr. 4, 1946; 11:45 a. m.]

PART 1377—WOODEN CONTAINERS

[MPR 342, Amdt. 5]

NAIL KEGS, STAVES AND HEADING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 342 is amended in the following respects:

1. Section 3 is amended to read as follows:

SEC. 3. *Maximum f. o. b. mill prices—*(a) *Staves.* The maximum f. o. b. mill prices for bilge sawn staves ⅜" thick shall be as follows:

STAVES

Length	*Per bundle of 400 inches*
15" through 16½"	$1.243
16⅜" through 17⅞"	1.296
18" through 18⅞"	1.331
19" through 20⅞"	1.386
21" through 28"	1.463

(b) *Heading.* The maximum f. o. b. mill prices for heading ½" thick shall be as follows:

HEADING

Diameter	*Per M sets*
9" through 9½"	$63.00
9⅝" through 10½"	66.15
10⅝" through 11½"	70.35
11⅝" through 12½"	75.60

(c) *Nail kegs.* The maximum prices, f. o. b. cooper shop, for nail kegs made of staves ⅜" thick and heading ½" thick shall be as follows:

MAXIMUM PRICES FOR KEGS MADE OF BILGE SAWN STAVES

[2 steel (black) 2 wire (black) hoops f. o. b. cooper shop per 100 kegs]

Keg Size		Zone 1	Zone 2	Zone 3	Zone 4
Heads (planed, straight jointed)	Staves (rough, straight jointed)				
9" through 9½"	15" through 16½"	$34.00	$34.75	$35.00	$35.75
	16⅜" through 17⅞"	34.50	35.50	35.75	36.50
	18" through 18⅞"	34.75	35.75	36.00	36.75
9⅝" through 10½"	15" through 16½"	35.50	36.25	36.75	37.50
	16⅜" through 17⅞"	36.00	37.00	37.50	38.25
	18" through 18⅞"	36.50	37.50	37.75	38.75
	19" through 20⅞"	37.00	38.00	38.50	39.25
10⅝" through 11½"	15" through 16½"	37.00	38.00	38.50	39.25
	16⅜" through 17⅞"	37.75	38.75	39.25	40.00
	18" through 18⅞"	38.25	39.25	39.75	40.50
	19" through 20⅞"	38.75	40.00	40.50	41.25
	21" and over	42.50	43.75	44.25	45.00
11⅝" through 12½"	15" through 16½"	39.50	40.50	41.00	41.50
	16⅜" through 17⅞"	40.25	41.25	41.75	42.75
	18" through 18⅞"	40.75	41.75	42.25	43.25
	19" through 20⅞"	41.50	42.75	43.00	44.00
	21" and over	45.00	46.50	47.00	48.00

NOTE: 1. If a cooper shop is operated on a purchaser's premises without the payment of rent, a minimum of $0.75 per C kegs shall be deducted from the above prices on all sales to such purchaser. If a purchaser supplies power, a minimum of $0.25 per C kegs shall be deducted. If a purchaser supplies both premises and power, a minimum of $1.00 per C kegs shall be deducted.

2. Zone 1 includes the States of Alabama, Delaware, Florida, Georgia, Kentucky, Maryland, Mississippi, North Carolina, South Carolina, Tennessee, Virginia and West Virginia. Zone 2 includes the States of Arkansas, Louisiana, New Jersey, Pennsylvania and Ohio. Zone 3 includes the States of Illinois, Indiana, Michigan and Missouri. Zone 4 includes the States of Connecticut, Iowa, Kansas, Maine, Massachusetts, Minnesota, Nebraska, New Hampshire, New York, North Dakota, Oklahoma, Rhode Island, South Dakota, Texas, Vermont and Wisconsin.

(d) Prices previously authorized for sellers under section 7 (b) of this regulation remain in effect unless they are lower than the prices specified above.

Prices for staves previously authorized under section 4 of this regulation may be increased by 13¢ per bundle of 400 inches.

2. Section 4 is amended to read as follows:

SEC. 4. *Items not specifically priced.* Any person desiring to sell any item covered by this regulation but not specifically priced herein must apply to the Lumber Branch, Office of Price Administration, Washington, D. C., for a price. The application must contain a complete description of the item to be priced, the requested selling price and any facts which the applicant may have in support thereof. The Office of Price Administration will by letter approve a specific price for the item. No deliveries may be made at the requested price until it has been approved by the Office of Price Administration.

This Amendment No. 5 shall become effective on April 9, 1946.

NOTE: All reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 4th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5659; Filed, Apr. 4, 1946; 11:45 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 172]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Section 15, Appendix I, paragraph (b) (1) (i) is amended by adding the phrase "10 7-pound containers," in the second sentence between the words "9 8-pound containers" and "and 14 5-pound containers".

This amendment shall become effective April 9, 1946.

Issued this 4th day of April 1946.

RICHARD H. FIELD,
Acting Administrator.

Approved: March 26, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5660; Filed, Apr. 4, 1946, 11:44 a. m.]

PART 1377—WOODEN CONTAINERS

[MPR 481, Amdt. 10]

SLACK COOPERAGE AND COOPERAGE STOCK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 481 is amended as follows:

1. In section 4, paragraph (a) (1) is amended to read as follows:

(i) Staves and heading produced in the following states: Alabama, Arkansas, Delaware, Florida, Georgia, Illinois, Kentucky, Louisiana, Maryland, Mississippi, Missouri, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, Virginia or West Virginia.

Knife-cut, beveled, wood hoops and headliners produced in Arkansas, Louisiana, Indiana, or Ohio.

TABLE I—SLACK STAVES, KNIFE CUT, HARDWOOD, AIR-DRIED, JOINTED

[Per M, grading rule average measurement, f. o. b. mill or railhead]

Item	Mill run	No. 1	No. 2[1]	No. 3
All hardwood species except Ash No. 1:[2]				
Over 30" through 34"	$25.85	$28.05	$23.65	$19.80
28" through 30"	22.00	24.20	19.80	16.50
23" to 28"	18.70	20.90	16.50	----
Over 15" to 23"	15.40	17.60	13.20	----
18" and under	12.10	14.30	9.90	----
Ash No. 1:				
100% white butter tub stock, 30"	----	28.60	----	----
Red butter tub stock, 30"[3]	----	25.30	----	----
Woods Run butter tub stock, 30"[3]	----	27.50	----	----

[1] Except moldy, mildewed and stained.
[2] Individually or mixed.
[3] Must contain at least 60% all white.

NOTE: A. Allowable additions to maximum prices for staves per M.

1. Kiln drying to 7% or less	$1.50
2. Tongue and groove through 30"	2.00
Over 30" through 34"	2.50

B. The maximum price for mouldy, mildewed and/or stained staves is $1.00 per M less than that for the regular grade. In #2, this is an exception to the grading rule.

TABLE II—SLACK STAVES, SAWED ON PARALLEL SIDED DRUM SAW AIR-DRIED, JOINTED, NOT CHOZED, PER M, 4" AVERAGE BILGE WIDTH, ⅜" THICK

[F. O. B. mill or railhead]

Length of staves	Pine	Hardwood
28½"	$17.60	$18.70
Over 28½" through 30"	18.70	19.80
Over 30" through 32"	19.80	20.90

TABLE III—PINE HEADING, SAWED, KILN DRIED, PLANED ONE SIDE, STRAIGHT JOINTED, CHECKED, BUNDLED

[Per set, f. o. b. mill or railhead]

Diameter	No. 1	M. R.	No. 2
12¾" to 13" x ½"	$0.105	$0.095	$0.084
13" to 14" x ½"	.116	.105	.095
14" to 15" x ½"	.142	.121	.121
15" to 16" x ½"	.158	.147	.137
16" to 17" x ½"	.168	.158	.147
17" to 18" x ½"	.184	.173	.163
18" to 19" x ½"	.189	.179	.168
19" to 19½" x ½"	.200	.189	.179
19½" to 20" x ½"	.210	.200	.189
20" to 21" x ½"	.231	.221	.210
21" to 22" x ½"	.263	.252	.242
22" to 23" x ½"	.294	.284	.273
23" through 24" x ½"	.389	.378	.368

Planed 2 sides add 2¢ per set

	Add per set
Square edge heading	$0.015
Hardwood heading	.01

	Pine	Hardwood
Add for tongue, grooved and fluted:		
15¾" to 16"	$0.025	$0.03
16" to 18"	.03	.035
18" to 20"	.035	.04
20" to 22"	.04	.045
22" through 24"	.05	.055

TABLE IV—WOODEN HOOPS

[Per M, f. o. b. mill or railhead]

Length of hoop	Arkansas and Louisiana	Indiana and Ohio
6' 9"	$27.50	$30.25
6' 0"	26.40	29.15
5' 6"	25.30	28.05
5' 3"	24.20	26.95
5' 0"	22.00	24.75
4' 8"	15.40	18.15
4' 4"	14.30	17.05
4' 0"	13.20	15.95
3' 8"	12.10	14.85
3' 4"	11.00	13.75
3' 0"	8.80	11.55

TABLE IV-A—HEADLINERS

[Per M, f. o. b. mill or railhead]

Length	Arkansas and Louisiana	Indiana and Ohio
12"	$1.38	$1.65
15"	1.65	1.93

On shipments of staves and/or headings of 6,000 pounds or less from a producing factory, a mark-up of 10 percent may be added to the maximum prices contained in the schedule.

Prices previously authorized for sellers under section 10 (c) of this regulation remain in effect unless they are lower than those established in this section.

2. In section 5, paragraph (a) (1) is amended to read as follows:

(a) *Factory or mill sales.* (1) The maximum f. o. b. factory price of any slack barrel or keg made entirely or partially of staves and heading produced in the states of Alabama, Arkansas, Delaware, Florida, Georgia, Illinois, Kentucky, Louisiana, Maryland, Mississippi, Missouri, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, Virginia or West Virginia shall be the producers f. o. b. factory price as established by the General Maximum Price Regulation for the same barrel to a purchaser of the same class plus actual increases in the cost of materials used in the barrel computed by using the ceiling prices in effect on July 1, 1944 or November 11, 1944 whichever are lower, plus 10 cents per barrel.

Prices for barrels or kegs previously authorized for sellers under section 10 (c) of this part remain in effect unless they are lower than those established in this section.

Prices for barrels authorized under section 6 of this regulation may be increased by 5 cents.

3. In section 5 paragraph (a) (2) is amended to read as follows:

(2) The maximum prices for kegs and barrels made entirely or partially of stock produced in Connecticut, Maine, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island or Vermont and for tubs, buckets, pails or kits made of any stock covered by this regulation shall be the prices established under the General Maximum Price Regulation.

This amendment shall become effective April 9, 1946.

Issued this 4th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5661; Filed, Apr. 4, 1946; 11:45 a. m.]

PART 1381—SOFTWOOD LUMBER

[2d Rev. MPR 19,[1] Amdt. 16]

SOUTHERN PINE LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 19 is amended in the following respects:

1. Appendix A—Article IV is amended as follows:

a. In Table 1, footnote 3 is amended to read as follows:

3. For any other matcher dressing not otherwise provided for (except V-Joint, E&CB1S or E&CB2S), add $2.00.

b. In Table 2, footnote 2 is amended to read as follows:

2. Shiplap, center matched, dressed and matched, grooved, or any other matcher dressing, not otherwise provided for, add $1.00.

c. In table 3, footnotes 18 and 19 are deleted.

2. Appendix B—Article V is amended as follows:

a. In table 14, footnote 3 is amended to read as follows:

3. For any other matcher dressing not otherwise provided for (except V-Joint, E&CB1S or E&CB2S), add $2.00.

b. In table 15, footnote 2 is amended to read as follows:

2. Shiplap, center matched, dressed and matched, grooved, or any other matcher dressing not otherwise provided for, add $1.00.

c. In table 16, footnotes 31 and 32 are deleted.

This amendment shall become effective April 9, 1946.

Issued this 4th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5657; Filed, Apr. 4, 1946; 11:43 a. m.]

PART 1398—OFFICE AND STORE MACHINES

[MPR 596, Amdt. 3]

USED BUSINESS MACHINES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 596 is amended in the following respect:

Section 30 is amended to read as follows:

[1] 9 F.R. 11386, 12843; 10 F.R. 458, 1146, 3467, 8936, 9084, 10023, 11858, 12846; 11 F.R. 1888.

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8167, 8611, 8657, 8905, 8926, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10067, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819.

10⅜" through 11½"----------	70.35	[F. R. Doc. 46-5659; Filed, Apr. 4, 1946;
11⅝" through 12½"----------	75.60	11:45 a. m.]

SEC. 30. *Geographical applicability.* The provisions of this regulation shall be applicable to the forty-eight States, the District of Columbia, and the territories and possessions of the United States.

This amendment shall become effective on the 9th day of April 1946.

Issued this 4th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5664; Filed, Apr. 4, 1946; 11:44 a. m.]

PART 1452—SPECULATIVE AND MANIPULATIVE PRACTICES

[Margin Requirement Reg. 1]

MINIMUM INITIAL MARGIN REQUIREMENTS FOR TRADING OF COTTON FUTURES CONTRACTS

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.

AUTHORITY: § 1452.1 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *Types of transactions covered.* This regulation shall apply to every type of transaction involving a cotton futures contract for which on March 1, 1946, minimum initial margins were required by the rules of the contract market on which the futures contract is being traded. All transactions (except those executed prior to April 9, 1946) requiring minimum initial margins under the rules in effect on March 1, 1946, of any contract market are specifically covered hereby and must meet the requirements set forth in section 2. This regulation shall not apply to bona fide hedging transactions as defined in section 4a (3) of the Commodity Exchange Act nor to net positions in cotton futures to the extent that such positions are shown to represent straddles or spreads between cotton futures or markets, nor to minimum initial margins required by the clearing associations serving the contract markets.

SEC. 2. *Minimum initial margin requirement.* On and after April 9, 1946, the minimum initial margin requirement for transactions to which this regulation applies shall be 10 dollars per bale when the price at which the futures contract is sold does not exceed 25.00 cents per pound. If the selling price of the futures contract is between 25.01 cents and 26.00 cents per pound inclusive the minimum initial margin requirement shall be 20 dollars per bale. For each full cent that the selling price exceeds 25.01 cents per pound this minimum initial margin requirement shall be increased by an additional 10 dollars per bale.

SEC. 3. *Persons affected.* (a) In effecting or executing a cotton futures transaction on any contract market for any other person a futures commission merchant shall, for that transaction, assure himself of the minimum initial margin specified in section 2 in the manner prescribed by the rules of said contract market in effect on March 1, 1946. The person for whom a cotton futures transaction is being executed shall deposit the minimum initial margin specified in section 2 in the manner prescribed by the rules of said market in effect on March 1, 1946.

(b) Each contract market shall promptly report to the Office of Price Administration, Enforcement Department, Washington 25, D. C., any knowledge it has concerning violation of the regulation by any person making use of its facilities: *Provided*, That a contract market may defer such a report until it has made such investigation of its information or knowledge as may be appropriate under its rules.

SEC. 4. *Validity of futures contracts.* This regulation shall not affect the validity or negotiability of a cotton futures contract traded in contravention of this regulation.

SEC. 5. *Enforcement.* Any person violating any provision of this regulation is subject to the criminal penalties and civil enforcement actions provided by the Emergency Price Control Act of 1942 as amended.

SEC. 6. *Definitions.* When used in this regulation the term—

(a) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons or legal successors or representatives of any of the foregoing;

(b) "Transaction" includes sales, trades, purchases, dispositions, and other transfers of contracts;

(c) "Cotton futures contract" means an agreement made through the medium of a cotton contract market to deliver or receive a specific quantity of raw cotton during a specific month as provided by section 5 of the U. S. Cotton Futures Act and the Commodity Exchange Act as amended;

(d) "Minimum initial margin requirement" means the least initial amount of cash or cash equivalent a purchaser or seller of a cotton futures contract must deposit against each bale contained in such contract;

(e) "Bale" means a quantity of raw cotton bound in a single unit as required by standard specifications established by the rules of the cotton contract markets in effect on March 1, 1946;

(f) "Selling price" means the recorded price at which the contract is bought or sold;

(g) "Contract market" means a commodity exchange or board of trade designated as a contract market by the Secretary of Agriculture under the Commodity Exchange Act as amended;

(h) "Rules of a contract market" means the charters, by-laws, bulletins, or other rules adopted by such market;

(i) *"Futures commission merchant"* includes individuals, associations, partnerships, corporations, and trusts engaged in soliciting or in accepting orders for the purchase or sale of any commodity for future delivery on or subject to the rules of any contract market and that in or in connection with such solicitation or acceptance of orders, accepts any money, securities, or property (or extends credit in lieu thereof) to margin, guarantee, or secure any trades or contracts that result or may result therefrom.

This regulation shall become effective April 9, 1946.

NOTE: The reporting provisions of the regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 3d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: (By direction of the Director of Economic Stabilization) April 2, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5620; Filed, Apr. 3, 1946; 4:50 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 75]

ELECTRICITY

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Subparagraph (28) of paragraph (b) of § 1499.46 is amended to read as follows:

(28) Electricity—rates charged for furnishing, to the extent provided in paragraph (c) of this section; and prices for sales between corporations when one is a wholly owned subsidiary of the other, or when both are wholly owned subsidiaries of a third corporation, except sales to an affiliated corporation whose products or services, or such of them as are affected by the electricity sold it by its affiliate, are exempt by statute from price control by the Administrator.

This amendment shall become effective April 9, 1946.

Issued this 4th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5658; Filed, Apr. 4, 1946; 11:44 a. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14,[1] Amdt. 23]

IMPORTS; LUMBER AND OTHER LUMBER PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is amended, as follows:

A new section to be designated as section 3.12 is added to read as follows:

SEC. 3.12 *Imports; lumber and other forest products.*—(a) *Coverage*—(1) *Items covered.* This section covers lumber and all other forest products which are either imported into the United States or produced in the United States from imported logs or imported flitches and which are subject to a transaction of a type described in subparagraph (2) below.

(2) *Transactions covered.* This section governs all sales which are made in the United States of items which were subject to the General Maximum Price Regulation or the Maximum Import Price Regulation prior to March 25, 1946.

Specifically but not exclusively, this section does not cover imported logs, mahogany lumber (see section 3.1, Amendment 14 of this regulation) or those items of balsa lumber covered by section 3.11 of this regulation (see Amendment 19).

(b) *Maximum prices* — (1) *Sellers who made sales in period September 1945 through February 1946.* On and after April 3, 1946, a seller's maximum price on a sale of an item subject to this section shall be the highest lawful price at which that seller sold the identical item on the same type of sale during the six (6) months period from September 1945 through February 1946.

The term, "type of sale" means one of the different classifications of sales such as distribution yard sale, direct mill sale, retail sale, carload sale or less than carload sale, or other classification of sale.

(2) *Sellers who can not price an item under subparagraph (1).* If a seller of an item covered by this section can not determine his maximum price from subparagraph (1) above, the seller making a sale of such item (referred to below as "special item") shall apply to the Lumber Branch of the Office of Price Administration, Washington, D. C., for approval of a maximum price. In his application, the seller shall show the maximum price which he can establish under subparagraph (1) above of the item most nearly comparable to the "special item" and also the price differential between that comparable item and the "special item" which he maintained in March 1942, or in the month most nearly preceding March 1942 when he had sales of both of those items. If the seller did not make sales of those items in March 1942, or in any month prior to that month, he must show the price differential which he would have maintained between the two items in March 1942 if he had made such sales.

The seller shall report his requested price in his application together with an explanation of how he has determined the price. The price approved shall be one which is in appropriate relationship to the most comparable item determined from an examination of the data submitted by the seller and from such other data as may be available to the Office of Price Administration. The maximum price duly approved by the Office of Price Administration for a seller for a special item shall apply to subsequent sales of that seller of the identical item unless the Office of Price Administration limits the applicability of the approved price in some manner.

[1] 10 F.R. 1154, 2026, 2161, 2432, 2618, 3551, 4107, 8620.

If within 30 days of the receipt of the application by the Lumber Branch of the Office of Price Administration that Office does not transmit a disapproval of the price requested by the seller on the application, that requested price may be deemed approved, but such approval shall be applicable only to the one specific order and only to the quantity of the special item contained in that order on the date of the application.

Prior to the approval of the Office of Price Administration of the maximum price for the special item, the seller shall not make any collections on account of the sales price of the special item. However, the seller may proceed with the delivery of the special item using the requested price as a tentative maximum price, but all quotations, contracts and invoices must notify the buyer that the price is subject to approval by the Office of Price Administration within the 30-day period described above.

(c) *Reports.* All sellers of the items covered by this regulation shall report to the Lumber Branch of the Office of Price Administration, Washington, D. C., the prices for items covered by this section which can be established under paragraph (b) (1) above. All sellers must file such reports within 30 days following April 3, 1946.

This amendment shall become effective April 3, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 3d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5621; Filed, Apr. 3, 1946; 4:50 p. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 103]

PART 4004—PRICE STABILIZATION; MAXIMUM PRICES

COTTON MARGINS

I hereby find that the issuance of this directive is necessary to check speculative increases in the price of raw cotton, to protect the joint program of the Civilian Production Administration and the Office of Price Administration for the production of clothing, and to effectuate the purposes of the stabilization program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

1. The Price Administrator is authorized and directed to issue, and the Secretary of Agriculture is authorized and directed to approve, a regulation establishing margin requirements on cotton futures purchases in accordance with the public announcement issued by the Office of Economic Stabilization on March 13, 1946.

2. The margin required shall be $10.00 per bale when the price at which the transaction is entered into does not exceed 25 cents per pound, and shall be increased by $10.00 per bale for each cent, or fraction thereof, by which the price exceeds 25 cents per pound.

3. The regulation may contain appropriate provisions exempting bona fide hedging and straddling transactions from the margin requirements to be established.

*Issued and effective this 2d day of April 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-5619; Filed, Apr. 3, 1946; 4:34 p. m.]

Chapter XX—Office of Contract Settlement

[Reg. 15,[1] Amdt. 1]

PART 8085—RULES OF PRACTICE AND PROCEDURE FOR THE APPEAL BOARD OF THE OFFICE OF CONTRACT SETTLEMENT

MISCELLANEOUS AMENDMENTS

Pursuant to sections 4 (b) (1) and 13 of the Contract Settlement Act of 1944, Regulation No. 15 of this Office is hereby amended as follows:

1. Rule 1 thereof, which reads: "The address of the principal office of the Appeal Board is: Federal Reserve Building, Washington 25, D. C. This office will be open each business day from 9 o'clock a. m. to 5:30 o'clock p. m." is modified to read: "The address of the principal office of the Appeal Board is: Federal Reserve Building, Washington 25, D. C. This Office will be open to the public from 9 o'clock a. m. to 5:00 o'clock p. m. from Monday to Friday inclusive in each week except on holidays designated by Federal statute or Executive order."

2. Subparagraph (5) of paragraph (a) of Rule 4 thereof, which reads: "A statement that appellant has sent to the appropriate office of the contracting agency, as provided in paragraph (d) hereof, a copy of the notice of appeal and one complete set of the documents filed with the notice in support of the appeal. The statement shall contain the name and post office address of the office of the contracting agency to which the notice and the supporting documents were sent, and the date on which they were sent;" is modified to read: "A statement that appellant has sent to the appropriate office of the contracting agency, as provided in paragraph (d) hereof, a copy of the notice of appeal (without signature) and one complete set of the documents filed with the notice in support of the appeal. The statement shall contain the name and post office address of the office of the contracting agency to which the notice and the supporting documents were sent, and the date on which they were sent;

[1] 10 F.R. 3132.

other person a futures commission merchant shall, for that transaction, assure himself of the minimum initial margin

to the rules of any contract market and that in or in connection with such solici-

[1] 10 F.R. 1154, 2026, 2161, 2432, 2618, 3551, 4107, 8620.

3. Paragraph (d) of Rule 4 thereof, which reads:

(d) *Transmission by appellant to contracting agency of notice of appeal and documents in support of appeal.* Not later than the date on which the notice of appeal and the documents in support of the appeal are filed with the Board at its principal office in Washington, D. C., as provided in paragraphs (a) and (b) hereof, appellant shall send a copy of the notice and one complete set of the supporting documents to the office of the contracting agency which made the findings from which the appeal is taken, or upon which a demand for findings was made, if the appeal is taken because of the failure of the agency to make findings after appellant's written demand therefor.

is modified to read:

(d) *Transmission by appellant to contracting agency of notice of appeal and documents in support of appeal.* Before the time when the notice of appeal and the documents in support of the appeal are filed with the Board at its principal office in Washington, D. C., as provided in paragraphs (a) and (b) hereof, appellant shall send a copy of the notice and one complete set of the supporting documents to the office of the contracting agency which made the findings from which the appeal is taken, or upon which a demand for findings was made, if the appeal is taken because of the failure of the agency to make findings after appellant's written demand therefor.

4. Rule 8 thereof, which reads: "From time to time, the Chairman may divide the Board into panels of one or more members, assign the members of the Board thereto, and in case of a panel of more than one member, designate the presiding officer thereof." is modified by adding the following sentences: "A majority of the members of any panel shall constitute a quorum and, if a quorum is present, action of a majority of those present shall constitute action of the panel. Action of a panel, the members of which are all the full-time members of the Board shall constitute action of the Board."

5. Rule 19 thereof, which reads:

RULE 19. *Award or decision.* Unless the case is remanded, as provided in Rule 17, the Board or any panel thereof shall enter the appropriate award or decision on the basis of the law and facts, and may increase or decrease the amount allowed by the findings of the contracting agency.

Immediately upon the entry of an award or decision in any proceeding, notice of the award or decision and the date thereof will be sent to the parties by registered mail.

is modified to read:

RULE 19. *Assignment of cases to panels; reports by panels; review of reports; entry of awards or decisions; date of awards or decisions*—(a) *Assignment of cases to panels.* Each case shall be assigned in accordance with section 13 (d) (2) of the Contract Settlement Act, by the Chairman, to a designated panel for hearing, and, subject to the review provisions of these rules, for disposition.

(b) *Reports by panels.* Each panel shall, as soon as practicable after hearing, prepare a report in the form of its proposed disposition of each case assigned to it and such report shall be submitted to the Chairman of the Board. Such report shall become the award or the decision of the panel only when entered as such award or decision upon direction of the Chairman or upon his omission to direct within 10 days after its submission to him that it be reviewed as hereinafter provided.

(c) *Review of reports.* In order to insure consistency in the application of the Act, panel reports shall upon direction of the Chairman be subject to review by a panel the members of which are all the full-time members of the Board. The panel report shall be given the benefit of every reasonable intendment in its favor so far as questions of fact and the proposed disposition of the case are concerned; and any part-time member of the Board acting as a member of the panel submitting the report shall be entitled to participate in the review, although the votes of the full-time members will be determinative. The reviewing panel may, where advisable, reopen the hearing or take such other action as it deems necessary to a just decision of the case. An award or decision entered upon such review shall constitute the award or decision of the Board.

(d) *Entry of awards or decisions.* As soon as the Chairman has directed the entry of the report of a panel as its award or decision or has omitted for 10 days to direct its review as hereinbefore provided, or as soon as the Board has made an award or decision, the award or decision of the panel or Board shall be entered in the Office of the Clerk of the Board as the award or decision of the Board. Upon such entry a certified copy of the award or decision with notice of the date of the entry thereof will be sent by registered mail to each of the parties to the case.

(e) *Date of awards or decisions.* The date of the award or decision of the Board or panel shall be the date of the entry thereof in the office of the Clerk of the Board.

6. There is added a new rule to be known as Rule 21, which reads as follows:

RULE 21. *Claims against contracting agencies not originally parties.* (a) Whenever it shall appear that a contracting agency other than the respondent may be concerned in the subject matter of an appeal, the Appeal Board may request the appellant to furnish to the Board for forwarding to such agency copies of the notice of appeal and of the claim, and such other documents or memoranda as the Appeal Board may determine, together with a notice substantially in the following form:

Pursuant to Rule 21 of the Rules of Practice and Procedure of the Appeal Board of the Office of Contract Settlement, and without waiving any rights against any other contracting agency, claim is hereby made against you for the relief specified in the accompanying claim, and demand is hereby made for findings thereon. Pursuant to said rule, said findings may be embodied in a response filed by you in the proceeding, and the filing of a response containing such finding shall constitute delivery of findings to the undersigned.

Appellant

(b) The notice of appeal with such accompanying papers when received by such agency shall be deemed for all purposes, including negotiation and settlement or appeal, to constitute a claim by appellant against such agency and a demand for findings thereon.

(c) Upon the filing with the Appeal Board of a response by such agency, or, if no response is filed by it, then at the expiration of 90 days from the receipt of copy of the notice of appeal by it, such agency shall be deemed a party to the appeal as fully as though the notice of appeal had been originally filed against it after submission to it by the appellant of a claim and a demand for findings. A response filed by such agency within the 90 days shall be considered by the Appeal Board as constituting both findings and response on appeal, and the failure of such agency to file a response within the 90 days shall be deemed by the Appeal Board to be both a failure of such agency to make the findings demanded and to respond to the notice of appeal.

(d) In the event that such agency considers that it is not a contracting agency responsible for settling appellant's claim or any part thereof within the meaning of section 13 (a), or of section 13 (a) as supplemented by section 17 (c), of the Contract Settlement Act of 1944, and consequently does not intend to negotiate with appellant, it is hereby required, pursuant to sections 4 (b) and 13 (a) (1) of the Act, that such agency expedite the proceedings before the Appeal Board by filing its written findings with the Appeal Board, in the form of a response, within 20 days from the receipt of a copy of the notice of appeal by such agency. Neither the filing of such a response nor the omission to do so, within such period, shall affect the determination of the question whether such contracting agency is the agency responsible for settling appellant's claim or any part thereof.

(e) Admission by such agency in its findings and response that it is an agency responsible for settling appellant's claim, or part thereof, shall not of itself deprive such agency of any defense on appeal other than a defense based upon the claim that the agency is not an agency so responsible.

(f) No proceedings pursuant to this regulation shall affect the authority of a contracting agency, which shall have received a copy of a notice of appeal forwarded to it pursuant to this regulation, to make a settlement of the claim by agreement with the appellant at any time before the proceedings before the Appeal Board are concluded.

H. CHAPMAN ROSE,
Director.

MARCH 26, 1946.

[F. R. Doc. 46-5656; Filed, Apr. 4, 1946; 11:27 a. m.]

No. 67——4

retary of Agriculture is authorized and

[1] 10 F.R. 3132.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[4th Rev. S. O. 180, Amdt. 3]

PART 95—CAR SERVICE

DEMURRAGE ON REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 2d day of April A.D. 1946.

Upon further consideration of Fourth Revised Service Order No. 180 (10 F.R. 14970) as amended (11 F.R. 1627, 1991), and good cause appearing therefor: *It is ordered*, That:

Fourth Revised Service Order No. 180, as amended, be, and it is hereby, further amended by substituting the following paragraphs (a) and (c) for paragraphs (a) and (c) thereof:

Demurrage charges on refrigerator cars. (a) (1) After the expiration of the free time lawfully provided by tariffs (subject to modification by service orders), on a refrigerator car held for orders, bill of lading, payment of freight charges, reconsignment, diversion, reshipment, inspection, forwarding directions, loading or unloading, the demurrage charges shown in paragraph (a) (2) of this order shall be applicable in lieu of tariff charges.

(a) (2) Demurrage charges shall be $2.20 per car per day or a fraction thereof for the first two days; $5.50 per car per day or a fraction thereof for the third and fourth days; and $11 per car per day or a fraction thereof for each succeeding day.

(c) *Exceptions*—(1) *Extreme weather.* During the period when weather conditions exist as described in Rule 8, Section A, Agent B. T. Jones' Tariff I. C. C. No. 3963, the provisions of this order are suspended. In lieu thereof the rules, regulations, and charges provided in lawfully published tariffs shall apply.

(2) *Floods; rising waters.* When because of rising waters it is not practicable, or because of flood conditions it is impossible for railroads to set refrigerator cars for delivery at the usual places contemplated by lawfully published tariffs, the provisions of this order are suspended on such cars. In lieu thereof the rules, regulations, and charges provided in lawfully published tariffs shall apply.

(3) *Strikes.* This order is suspended during the period when, and on cars subject to, the provisions of Rule 8, Section G—Interference due to strikes—of Agent B. T. Jones' demurrage tariff I. C. C. No. 3963, or similar provisions in other tariffs apply.

It is further ordered, That this amendment shall become effective at 7:00 a. m., April 3, 1946; that a copy of this order and direction shall be served upon each State Commission and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5609; Filed, Apr. 3, 1946; 12:19 p. m.]

[Rev. S. O. 188, Amdt. 3]

PART 95—CAR SERVICE

REFRIGERATOR CAR DEMURRAGE ON STATE BELT RAILROAD OF CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 2d day of April A. D. 1946.

Upon further consideration of Revised Service Order No. 188 (10 F.R. 15175) as amended (11 F.R. 1626, 1992), and good cause appearing therefor: *It is ordered*, That:

Revised Service Order No. 188, as amended, be, and it is hereby, further amended by substituting the following paragraph (a) for paragraph (a) thereof:

(a) *Demurrage charges to be applied on refrigerator cars engaged in intraterminal transportation.* (1) The State Belt Railroad of California shall apply the demurrage charges shown in paragraph (a) (2) to any refrigerator car used for transporting any commodity to, from, or between industries, plants, or piers located at points or places named in District A and/or B as described in Item No. 15 of Tariff I. C. C. No. 5 of the State Belt Railroad operated by the State of California.

(2) After the expiration of forty-eight (48) hours' free time after a refrigerator car is first placed for loading and until shipping instructions covering such car are tendered to said carrier's agent and/or after forty-eight (48) hours' free time after a refrigerator car is first placed for unloading and until such car is unloaded and released, the demurrage charges shall be $2.20 per car per day or fraction thereof for the first two days; $5.50 per car per day or fraction thereof for the third and fourth days; and $11.00 per car per day or fraction thereof for each succeeding day.

NOTE: After a refrigerator car is loaded and released for movement by the tender of shipping instructions to said carrier's agent, if the car is not actually placed for unloading for any reason within forty-eight (48) hours after such car is released for movement, but is held by the carrier short of place of delivery for unloading, such car will be considered as constructively placed at the expiration of the said forty-eight (48) hours and demurrage time shall be computed from the expiration of the said forty-eight (48) hours until said car is unloaded and released.

It is further ordered, That this amendment shall become effective at 7:00 a. m., April 3, 1946; that a copy of this order and direction shall be served upon the California State Railroad Commission and the State Belt Railroad of California; and that notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5610; Filed, Apr. 3, 1946; 12:19 p. m.]

[S. O. 369A]

PART 95—CAR SERVICE

DEMURRAGE CHARGES ON CLOSED BOX CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 2d day of April A. D. 1946.

Upon further consideration of Service Order No. 369 (10 F. R. 14030), as amended (10 F.R. 15073; 11 F.R. 639, 2383), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 369, as amended, be, and it is hereby, suspended until 7:00 a. m., September 15, 1946.

It is further ordered, That this amendment shall become effective at 7:00 a. m., April 3, 1946; that a copy of this order and direction shall be served upon each State Commission and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5612; Filed, Apr. 3, 1946; 12:19 p. m.]

[S. O. 370-A]

PART 95—CAR SERVICE

DEMURRAGE ON STATE BELT RAILROAD OF CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 2nd day of April A. D. 1946.

Upon further consideration of Service Order No. 370 (10 F.R. 14031), as amended (10 F.R. 15176; 11 F.R. 639, 2383), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 370, as amended, be, and it is hereby, suspended until 7:00 a. m., September 15, 1946.

It is further ordered, That this amendment shall become effective at 7:00 a. m., April 3, 1946; that a copy of this order and direction shall be served upon the California State Railroad Commission and the State Belt Railroad of California; and upon the Association of

American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-5613; Filed, Apr. 3, 1946; 12:19 p. m.]

[Rev. S. O. 462-A]

PART 95—CAR SERVICE

MOVEMENT OF CARBON BLACK FOR EXPORT RESTRICTED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 2nd day of April A. D. 1946.

Upon further consideration of Revised Service Order No. 462 (11 F. R. 2714), and good cause appearing therefor; *It is ordered*, That:

Revised Service Order No. 462, be, and it is hereby, suspended until 11:59 p. m., July 21, 1946.

It is further ordered, That this order shall become effective at 12:01 a. m., April 3, 1946; that copies of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-5615; Filed, Apr. 3, 1946; 12:19 p. m.]

[S. O. 474-A]

PART 95—CAR SERVICE

PRIORITY FOR CERTIFIED SEED POTATOES FROM MAINE

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 2d day of April A. D. 1946.

Upon further consideration of Service Order No. 474 (11 F.R. 2999), and good cause appearing therefor; *It is ordered*, That:

Service Order No. 474, be, and it is hereby, vacated and set aside.

It is further ordered, That this order shall become effective at 12:01 a. m., April 3, 1946; that copies of this order and direction shall be served upon the Maine Public Utilities Commission; upon all common carriers operating in the State of Maine; and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-5611; Filed, Apr. 3, 1946; 12:19 p. m.]

Notices

DEPARTMENT OF THE INTERIOR.

General Land Office.

[Misc. 1730280]

ARIZONA

NOTICE OF FILING OF PLATS OF SURVEY

MARCH 27, 1946.

Notice is given that the plats of survey of secs. 23, 24, 25, and N½, SE¼ sec. 36, T. 16 S., R. 29 E.; sec. 1, T. 17 S., R. 29½ E., and secs. 5 and 6, T. 17 S., R. 30 E., Gila and Salt River Meridian, Arizona, accepted January 24, 1945, will be officially filed in the district land office at Phoenix, Arizona, at 10:00 a. m. on the 63d day from the date on which this notice is signed.

These lands are partly within the Coronado National Forest and partly within the Chiricahua National Monument. They first were withdrawn for forest purposes by proclamation of July 30, 1902. By subsequent proclamations portions of the lands were made a part of the above-named national monument.

Anyone having a valid settlement or other right to any of these lands, initiated prior to the withdrawal of July 30, 1902, should assert the same within three months from the date on which the plat is officially filed by filing an application under appropriate public land law setting forth all facts relevant thereto.

All inquiries relating to these lands should be addressed to the Register, District Land Office, Phoenix, Arizona.

FRED W. JOHNSON, *Commissioner.*

[F. R. Doc. 46-5632; Filed, Apr. 4, 1946; 9:41 a. m.]

[Misc. 1730280]

ARIZONA

NOTICE OF FILING OF PLATS OF SURVEY

MARCH 27, 1946.

Notice is given that the plats of survey of secs. 1 to 27, N½ secs. 28 and 29, and secs. 34 to 36, inclusive, T. 9 S., R. 18 E.; T. 10 S., R. 31 E., and secs. 2, 3, 11, 14, 15, 22, 23, 26, 27, 34, and 35, T. 23 S., R. 32 E., Gila and Salt River Meridian, Arizona, accepted January 24, 1945, will be officially filed in the district land office at Phoenix, Arizona, effective at 10:00 a. m. on the 63d day from the date on which this notice is signed. At the time the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this notice shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938, 52 Stat. 609 (43 U. S. C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (Public Law 434—78th Congress), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as herein above provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Applications by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the district land office at Phoenix, Arizona, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circ. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938 shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

All inquiries relating to these lands should be addressed to the Register, District Land Office.

FRED W. JOHNSON, *Commissioner.*

[F. R. Doc. 46-5631; Filed, Apr. 4, 1946; 9:41 a. m.]

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

MILK IN GREATER BOSTON, MASS. MARKETING AREA

NOTICE OF REPORT AND OPPORTUNITY TO FILE WRITTEN EXCEPTIONS WITH RESPECT TO PROPOSED AMENDMENTS

Notice of report and opportunity to file written exceptions with respect to a proposed marketing agreement and to a proposed amendment to the order, as amended, regulating the handling of milk in the Greater Boston, Massachusetts, Marketing Area.

Pursuant to the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum., Supp., 900.1 et seq., 10 F.R. 11791), notice is hereby given of the filing with the hearing clerk of this report of the Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration, United States Department of Agriculture, with respect to a marketing agreement and proposed amendments to the order, as amended, regulating the handling of milk in the Greater Boston, Massachusetts, marketing area, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). Interested parties may file exceptions to this report with the Hearing Clerk, Room 1331 South Building, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the seventh day after publication of this report in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

The proceeding was initiated by the Production and Marketing Administration as a result of requests received from co-operative associations of producers and from handlers of milk in the Boston milkshed. In a letter dated November 15, 1945, the Market Administrator of the Greater Boston marketing area notified all handlers, co-operative associations, and other interested persons that they should file not later than December 1, 1945, any proposals which they wished to make with respect to amendments to the order. Nearly 50 separate proposals were submitted by co-operative associations and handlers, and an additional 13 proposals were submitted by the Dairy Branch, Production and Marketing Administration. After consideration of these various proposals, it was concluded that a hearing should be held to accept evidence on 57 separate proposals, which appeared in the notice of hearing issued on January 14, 1946. The hearing was held at St. Johnsbury, Vermont, on February 1 and 2, 1946, and continued at Boston, Massachusetts, on February 4–9, February 15–16, and March 11–13, 1946.

The issues developed at the hearing concerned principally the following points:

(1) Increase in the Class I price.

(2) Broadening of the formula basis for the Class I price.

(3) Plans to encourage adjustment of seasonal milk production to meet market needs for Class I milk.

(4) Basis for inclusion of milk in the market pool and prevention of seasonal loading of the pool with surplus milk of other markets.

(5) Pricing of skim milk contained in Class II milk.

(6) Pricing basis for butterfat made into butter or Chedar-type cheese.

(7) Handling allowances on Class I milk and Class II milk.

(8) Transportation allowances on Class I milk and Class II milk received at country plants.

(9) Definition and assignment of classes of emergency milk, and incidence of extra costs on such milk.

(10) Assignment to classes of milk received from plants subject to Order 27, regulating the handling of milk in the New York metropolitan marketing area.

(11) Substitution of individual handler pools for market pool in September–February.

(12) Payments to co-operative associations.

(13) Creation of "fall and winter payment reserve" from the market pool in April–June, to be prorated to producers in November–January according to the proportion of their handlers' milk sold as Class I milk in the marketing area.

(14) Permissive variation in butterfat differentials.

(15) Prices to producers within the 80-mile zone.

(16) Location differentials to producers in Barnstable and Plymouth Counties, Massachusetts.

(17) Classification of milk moved to third persons and to plants not subject to the Boston Order.

(18) Time limit on re-audits and re-billings.

(19) Clarification of provision for "interest" on overdue accounts.

(20) Powers and duties of the Market Administrator.

(21) Establishment of an industry advisory committee.

(22) Responsibility of agents of handlers.

(23) Improvement in references to quotations for manufactured dairy products.

Some of the issues developed cannot be acted upon immediately. There is need for action on other points before the season of heaviest production this year, May and June.

Accordingly, this report recommends deferring any decision on a few issues and making amendments to the order promptly on the other matters. Those issues upon which action must be deferred are the Class 1 price, broadening of the formula basis for the Class 1 price, plans to encourage adjustment of seasonal milk production, transportation allowances on Class 1 milk, time limit on re-audits and re-billings, and payments to co-operative associations. With respect to all other issues developed at the hearing, conclusions as to what action should be taken by the Secretary are contained in the balance of this report. Some of the considerations leading to the conclusions are indicated.

(4) *Basis for inclusion of milk in the market pool and prevention of seasonal loading of the pool with surplus milk of other markets.* During the past few years a number of plants have been withdrawn from the pool on a temporary basis and groups of producers have been shifted between the Greater Boston market and other markets by handlers having operations in both the primary market and secondary markets. In general, plants and producers have tended to be shifted away from the Greater Boston market and out of the pool when the handler had an outlet for the milk as Class 1 milk in other markets. There is a larger outlet for such milk in other markets in the fall and winter months, when production is lowest in the region. These plants and groups of producers tend to be returned to the Boston market and included in the pool during the season of heavy production, when the milk is not needed as Class 1 milk in any of the markets. This shifting of milk between markets in this manner causes the market pool for the Greater Boston area to carry much of the seasonal surplus milk of other markets in the region.

Dairy farmers whose milk is delivered to other markets in the season of relatively short supplies are not really producing for the Greater Boston marketing area. Their milk should not participate in the Boston pool in the season of heavy production, simply because the milk is not then needed in the other markets.

In the amendments that became effective in February 1940, an attempt was made to deal with the problem of producers being shifted in and out of the market. The so-called "transfer" provisions which have been in effect since that time have permitted handlers with nonpool plants in secondary markets to transfer surplus milk from such plants to pool plants on a seasonal basis, with the producers regarded as producers for other markets and their milk allocated to Class 11 milk in the pool. However, this classification of the producers and the milk has depended upon the handler's exercising an option of reporting the producers as under contract to have their milk received and paid for as part of that handler's supply for the secondary market. The record in this hearing indicates that in the last three years substantial quantities of milk have been handled in this way, but on only a small proportion of such milk have the handlers exercised the option which would prevent this seasonal surplus of other markets from being loaded on the market pool for the Greater Boston area. Similarly, the so-called "transfer" provisions permitted a handler to transfer regular producers for the marketing area to a nonpool plant when the milk was needed there and to report the producers as under contract for Boston so that the milk would be included in the pool and charged to the handler as Class 1

milk. This option also has been exercised in a diminishing degree during recent years. In other words, these so-called "transfer" provisions have failed to prevent seasonal loading of the market pool with surplus milk of other markets.

Under the present provisions of the order it may be said in general that inclusion of a plant in the market pool in any given period is based on the actual shipment of Class 1 milk to the marketing area, or on the shipment of milk or cream to the marketing area accompanied by approval by health authorities of the plant as a source of fluid milk for the marketing area. In February 1940 the order was amended to include the so-called "10 per cent" provision. The primary purpose of this provision was to allow milk distributors who sell only a small part of their total supply as Class 1 milk in the marketing area to account to the Market Administrator only on their Class 1 milk sold in the marketing area. During the season of heaviest production in both of the past two years, this 10 percent provision has been suspended in order to enable handlers to utilize fully their manufacturing facilities. Repeated suspension of this provision indicates the need for its being modified so as not to apply in the season of heaviest production to country plant operators who have manufacturing facilities. Qualified cooperative associations have been exempted from the 10 percent provision, but from the record there appears to be no need on their part for such an exemption at the present time.

In the latest hearing there were several proposals designed to deal with this situation. Four large Boston handlers made four different proposals which were contained in the hearing notice, but which were considered together at the hearing. The specific remedy proposed at the hearing by these handlers was an elaborate plan for determinations by the Market Administrator as to what plants should be included in the pool. These determinations were to be based on the situation of the plant with respect to the pool in December 1945, or on the plant location, approval by health authorities, willingness of the operator to ship Class 1 milk to the marketing area at reasonable prices, and the absence of commitments for utilization of milk other than as Class 1 milk. Under this plan, plants would be excluded from the pool if the operators did not meet certain standards with respect to willingness and ability to supply Class 1 milk to the marketing area at reasonable prices in the fall and winter months. This plan aims at giving to the marketing area prior rights on the milk in the pool during a period of short supply.

The complexity of this proposed plan called forth extended evidence in the hearing in support of it and in opposition to it. Both the proponents and the opponents devoted major attention to it in their briefs. The plan does not address itself to the problem of groups of producers, rather than plants, being shifted in and out of the pool. Yet, it is apparent that there would be many administrative difficulties in putting the plan into operation. Wide discretionary power would be lodged with the Market Administrator. He would be burdened with the task of determining reasonable prices on interhandler sales and the costs of additional handling on certain types of sales. The evidence indicates that the plan might cause serious inequities as between handlers and as between milk distributors in other markets in the region. Obviously, there would be many difficulties in carrying out through this order a program designed to assure handlers in the Greater Boston marketing area of a full supply of milk at a time when dealers in other markets in the region were unable to obtain a sufficient supply. This is true because many of the other markets are located nearer than the marketing area to parts of the Boston milkshed.

It is believed that protection of the market pool from unwarranted surplus, at which this plan is aimed by its proponents, can be achieved more effectively by simpler means.

Three co-operative associations proposed another plan with essentially the same objective, except that it does not attempt to give priority to the marketing area on Class I milk. This proposal essentially is that plants participating in the pool in any April, May, or June cannot leave the pool until the following April. A corollary proposal would operate in the same manner with respect to producers who deliver to a handler's pool plant in the flush season and subsequently deliver to a nonpool plant of the same handler. In effect, this proposal would require participation in the pool by plants and such groups of producers on a year-round basis if their milk was included in the pool in April, May, or June. This general principle of year-round participation in the pool by plants and groups of producers is sound.

It is concluded that the best way to deal with this problem is to write into the order provisions having the effect that plants which are withdrawn from the pool and groups of producers that deliver to nonpool plants of handlers in the season of relatively short production should not have their milk participate in the pool in the following season of heavy production. More specifically, it is recommended that any farmer whose milk is received at a non-pool plant of a handler on more than three days in any month from August through January shall be considered as producing for that market and that his milk shall not participate in the pool on the regular basis during the following April, May, June, or July. The provisions recommended above would replace the so-called "transfer" provisions of the order. The "10 per cent" provision should be modified so that it applies equally to co-operative and to proprietary handlers but so that it does not apply in April, May, or June to any handler who receives milk from producers at a country plant.

After review of all of the evidence and the arguments on this issue, it is believed that the provisions recommended above will correct most of the present difficulties. They will provide standards regarding pool participation which will be clear, definite, and enforceable and which will leave the minimum of administrative discretion consistent with achieving the basic objectives. These changes should be put into effect not later than May 1, 1946, in order to prevent heavy loading of the market pool with seasonal surplus of other markets this year.

(5) *Pricing of skim milk contained in Class II milk.* Four large handlers proposed that the price of skim milk in Class II milk should be raised from August through February by giving increased weight to the quotations for human food powder and decreased weight to the quotations for animal feed powder. The handlers also proposed to lower the price for skim milk in May and June by shifting the weights given to the two quotations. The lowering effect on the price of skim in May and June from the heavier weight given to the animal feed quotation would be partly offset in the proposal by elimination of any differential for skim milk made into casein.

The proponents urged adoption of this proposal on the basis that it would encourage fall milk production, reflect the utilization of some of the skim milk in lower-value products in the flush season, encourage full utilization of skim in the season of heavy production, and make handlers more willing to sell Class I milk during the shortage season. Testimony was introduced to show that a single price for skim milk in all months would encourage handlers to risk the investment necessary to manufacture their skim milk into those products having the highest value. A higher price for skim in the fall months will make manufacturing operations less attractive as an alternative to sales of Class I milk. Handlers incur extra costs for manufacturing skim milk in the season of heaviest production because of the necessity for employing more men, paying extra wages for overtime hours, and transporting milk to manufacturing plants from the receiving stations to which it is delivered by producers.

It is evident that a higher price for skim milk in the periods of relatively short production will reflect more accurately the value of the products into which skim milk is made at those seasons, will discourage any tendency on the part of handlers to continue manufacturing when their milk is needed in the market as Class I milk, and will contribute to a small extent to a solution of the seasonal production problem. Accordingly, the portion of the proposal calling for changes in the formula for pricing skim milk contained in Class II milk for the months from August through February should be adopted.

The necessity for lowering the price of skim milk in May and June is not established by the evidence in the hearing record. The proponents argued that it had become difficult to find an outlet for all of the skim milk in the flush season and that some of it had been wasted. However, the statistics of the market show that receipts from producers in June 1945 reached an all-time high level and that in that month less than three-fourths of one per cent of the milk was dumped. No encouragement to the use

of skim milk in making casein will be afforded to handlers if the formula for the casein adjustment is kept on a basis which does not permit a profit from making casein. Approximately 5 per cent of the skim milk contained in Class II milk in May and June 1945 was made into casein. In recognition of the fact that under present circumstances it may be difficult for handlers to equip themselves to make other products, it is recommended that the provision for the casein adjustment be continued.

It is concluded that the price for skim milk in Class II milk from March through July should not be changed. An additional advantage resulting from no change in this price, which has not been mentioned above, is that it will keep the price for skim milk in the Boston milkshed on the same basis as the price in the New York milkshed. This point carries some weight because there is an overlapping of these two major milksheds at some points.

One co-operative association proposed that the formula for the pricing of skim milk in Class II milk should reflect the use made of the skim milk, by using appropriate quotations and giving a weight to each in proportion to the quantity of skim milk used in each product. In order to establish the proper basis for such a provision, it would be necessary to have evidence as to the availability of reliable quotations for each product, the cost of manufacture of the product, and the yield per hundredweight of skim milk. No evidence on these points was introduced at the hearing. Furthermore, it is not clear as to how it would be practicable to administer such a provision since the Class II price could not be determined until there was complete information as to the utilization of all of the skim milk in Class II milk. Accordingly, this proposal cannot be adopted.

Three co-operative associations proposed to change one of the factors in the formula for the casein differential from 6.6 cents to 13.1 cents. This factor is the one which is deducted from the market quotation for domestic casein. The evidence supporting this proposal described the problem as one of inadequate published price quotations for domestic casein. The proponents did not propose any other quotation to be substituted for the one now being used, neither did they submit any records of actual selling prices for their casein.

A comparison of the quotations for domestic casein in the "Oil, Paint and Drug Reporter," with information on prices for casein as published in the "Monthly Domestic Dairy Markets Review" issued by the United States Department of Agriculture, shows that the quotations contained in the trade journal apparently were on a conservative basis and did not overstate the actual market prices. Accordingly, it is recommended that this proposal should not be adopted. However, the present language with respect to the casein differential should be changed slightly so that the adjustment could never exceed the regular price of skim milk.

Two co-operative associations proposed that in the calculation of the pool in each month from October through January each handler should be charged the Class I price for any Class II milk in excess of 10 per cent of his receipts from producers. The proposal would allow handlers to recover in the payments to their own producers the difference between the Class I price and the Class II price on such milk. The proponents stated that this proposal would provide a greater incentive for handlers to get their milk to the market in the season of short supplies.

It was brought out that in only four months in the past three years has the percentage of Class II milk in the market pool been below 10 per cent. There was testimony to indicate that the proposal might be damaging to operating co-operatives who sell largely to other handlers. An increase in the price of skim milk in the fall and winter months, which has already been recommended above, should provide sufficient incentive for the shipment of Class I milk. That plan is considered preferable to the one proposed by the co-operatives. Accordingly, the latter should not be adopted.

One handler proposed that the price for Class II milk received from producers at city plants should be reduced 29 cents per hundredweight in May and June. The proponent stated that this reduction should be made in order to lower the cost of the skim milk in such Class II milk. There was testimony to the effect that handlers operating city plants only could not regulate or control the volume of Class II milk received from producers and that they have difficulty in disposing of some of this skim milk without a loss under present prices.

The proponent indicated that he could not dispose of Class II milk in the higher value Class II use for thinning cream but the record indicates that there is a substantial amount of Class II milk used in the city market for this use in May and June. From the evidence it is concluded that handlers operating city plants have no pressing problem in this connection. Adoption of the proposal would disturb in May and June the present basis of uniformity of cost to all handlers for Class II milk in the marketing area, whether received from producers at city plants or shipped from country plants in the 200-mile zone. Accordingly, this proposal should not be adopted.

(6) *Pricing basis for butterfat made into butter or Cheddar-type cheese.* Three co-operative associations proposed an amendment to restore permanently the butter and cheese adjustment which became inoperative on September 12, 1945. The proponents testified that there were many uncertainties in the situation for 1946, that a handler could not afford to make Cheddar-type cheese at the regular Class II price, and that restoration of the butter and cheese adjustment would enable more efficient use of facilities. This provision would bring to producers the same return for milk made into cheese as they would obtain if the butterfat from the milk were made into butter. It was claimed that there should be no discrimination against the manufacture of Cheddar-type cheese as compared to the manufacture of butter as an outlet for excess butterfat. It was stressed that efficiency required that the butter made should be churned in as few plants as possible and that the adjustment should be allowed if the butter is made by a second person.

There was no testimony in opposition to allowing the adjustment made on butterfat made into butter to apply to butterfat made into Cheddar-type cheese. Witnesses for two other co-operatives and for one large handler supported the proposal. Several witnesses emphasized that the butter adjustment should apply to butter made by a second handler if any butter adjustment is to be continued in the order. During the period from May 13, 1944, through September 11, 1945, approximately one-half of the butter made from butterfat contained in pool milk was made at the plants of second persons.

It is concluded that the present provision for an adjustment in the price of milk made into butter should be replaced by provisions for an adjustment on butterfat made into either butter or Cheddar-type cheese and that the adjustment should apply if the butterfat is made at a plant of the handler who received the milk from producers or at a plant of a second person to which such butterfat is moved.

Another proposal by three co-operatives was that the adjustment of the price of butterfat made into butter or Cheddar-type cheese should apply throughout the year rather than being limited to certain months. The statistics of the Market Administrator show that in every year the importation of bottling-quality cream from outside the milkshed in the months of July, August, and September has exceeded the quantity of cream churned in the milkshed. The same has been true in April of each year except 1944. In May of both 1944 and 1945, and in June of each of the past three years, more butterfat has been churned than was contained in cream of bottling quality brought into the market from outside the milkshed. With all restrictions removed on the sale of heavy cream and on the manufacture of ice cream and cheeses of various types, there appears to be no likelihood that the volume of Class II milk in 1946, even in the month of June, will provide enough butterfat to supply fluid cream, ice cream, and frozen cream needed in New England.

It is evident that butterfat in Class II milk in the Boston milkshed should be utilized in fluid cream, ice cream, and frozen cream to the greatest practical extent. Provisions of Order No. 4 should be designed to encourage such use of the butterfat and to discourage its use in the manufacture of butter and Cheddar-type cheese. The manufacture of these two products in New England, at a time when there are heavy shipments of cream from outside areas to the region, merely results in inefficient and uneconomic utilization of butterfat as between regions.

It seems to be a reasonable estimate that the over-all demand for cream, ice cream, and frozen cream in New England in the spring of 1946 will equal at least the entire production of butterfat in Class II milk in that region. However,

under present conditions it may be necessary to continue the importation of some western cream. Some handlers, particularly the co-operative associations, may be forced to manufacture some of their butterfat into butter and Cheddar-type cheese in the months of heaviest production. Accordingly, it is recommended that the butter and cheese adjustment should apply in the months of April, May, and June.

Two co-operative associations proposed to change the overrun factor in the butter adjustment from 20 per cent to 16⅔ per cent. The proponents presented evidence on the loss of butterfat in handling and manufacturing operations. They did not present any information on the actual yields of butter from butterfat-in-cream although they testified that they manufactured substantial quantities of butter. There was some testimony to the effect that butter cannot be made at a profit under the present butter adjustment, but this evidence does not directly support a change in the overrun factor. Neither does it support any change in the formula since adjustments which would make the manufacture of butter profitable would encourage such use of the butterfat in the Boston milkshed. As pointed out above, this would be an uneconomic development and it would lower the blended price in the pool. It is concluded that no change should be made in the overrun factor.

One co-operative association proposed a separate class for milk made into Cheddar-type cheese. Evidence introduced at the hearing showed that in the years 1938–1940 the regular Class II price exceeded the value of milk for manufacture into Cheddar-type cheese by 27 to 30 cents per hundredweight. Since 1941, this difference has increased to approximately 60 cents per hundredweight. The proponent indicated that he had been able to manufacture Cheddar-type cheese in 1944 and 1945 under the pricing provisions contained in the butter and cheese adjustment then in effect. It is recommended that there should be no separate class for milk made into Cheddar-type cheese. The amendment recommended above for pricing butter fat made into Cheddar-type cheese will allow the manufacture of such cheese in the Boston milkshed and will return to producers for the milk as high a price as they would obtain if the butterfat were made into butter. If the price of cheese in the future should be relatively lower than the price of butter, it would not be necessary to continue the manufacture of cheese.

Two co-operative associations proposed that the butter adjustment should not apply to butterfat from route returns. It does not so apply under the present provision of the order. The proponents based their proposal on the fact that losses from route returns in the city are a part of the cost of distribution and should not be absorbed by producers. However, handlers who press the sale of milk and cream on retail routes are likely to have most of the route returns in the market and such sales promotion is beneficial to producers. The volume of butter made from route returns during the past two seasons has not been large enough to affect the blended price by more than one-tenth of a cent per hundredweight of milk. It is concluded that with a butter and cheese adjustment in effect in only three months no exception should be made for butter from route returns.

The present method of pricing milk made into butter provides for no adjustment to the handler in the cost of butterfat in excess of 3.7 per cent of the producer milk. The butter and cheese adjustment in effect during the past two seasons provided for a larger adjustment on the butterfat in excess of the 3.7 per cent equivalent of the milk made into butter than was allowed on the butterfat up to 3.7 per cent. The Dairy Branch proposed a single adjustment rate per pound of butterfat, regardless of the butterfat test of the milk involved or the location of the plant where the milk was received from producers.

An adjustment rate per pound of butterfat is preferable to an adjustment per hundredweight of milk in the case of butter manufacture because it is the butterfat which is made into butter. There is no inconvenience to an adjustment per pound of butterfat in the case of the manufacture of Cheddar-type cheese. In order to provide uniformity in costs among handlers, the adjustment return should be the same on each pound of butterfat made into butter or cheese, regardless of the butterfat test of the original milk. Other provisions of the order result in each handler's cost for cream being uniform at the point of separation of milk into cream.

The butter and cheese adjustment in effect during the past two seasons provided slight differences in the rate according to the zone in which the milk was received from producers. These zone differentials were small but they made it necessary for the Market Administrator to allocate on an arbitrary basis to various plants the butterfat made into butter. Such allocations are undesirable and should be avoided.

It is recommended that the butter and cheese adjustment should provide for a single rate per pound of butterfat and that this rate should be the one provided under the butter and cheese adjustment in effect last year for the fat up to 3.7 per cent in milk received from producers at plants in the 201–250-mile zone. This zone is the approximate center of the Boston milkshed. The adjustment rate would represent the difference between the value of butterfat in 3.7 per cent Class II milk recieved from producers in the 201–250-mile zone and the value of butterfat to be made into butter.

The Dairy Branch also proposed a specific method to be set forth in the order for allocating to the various sources of a handler's butterfat the quantity of butterfat made into butter. It was proposed at the hearing by representatives of the Market Administrator that the quantity of butterfat-in-cream received from nonpool sources by a handler during the month in which he claims a butter adjustment should first be offset against the butterfat used to make butter. The intent of this proposal apparently would be to discourage the importation of outside cream by a handler in the same months in which he was making butter.

There was testimony at the hearing to the effect that such a provision would be discriminatory as between handlers who ordinarily purchase outside cream and those who do not make such purchases. Briefs submitted by interested parties raised several questions on this point of discrimination. It is not entirely clear as to how the method of allocation proposed by the Market Administrator would work out in practice and no one else proposed specifically any other method. Accordingly, it is recommended that on the present record no amendment should be made to the Order in this respect.

(7) *Handling allowances on Class I milk and Class II milk.* The proponent of increased handling allowances presented the results of a survey of receiving and handling costs for the year 1944. This survey covered 47 country plants which handled 39.5 per cent of all the milk in the pool received from country plants in 1944. On the basis of this survey it was claimed that receiving and handling costs averaged 23.8 cents per hundredweight in 1944, and that this amount was approximately 6 cents per hundredweight greater than such costs in 1941, an increase of about one-third.

On the proponent's assumption that the handling costs at city plants have also increased one-third since 1941, the additional cost (except for transportation) of handling milk received at country plants compared with milk received at city plants would have increased from the 13 cents per hundredweight, reflected in the location differential in $904.10 (c) of the order, to 16 cents per hundredweight. To correct this discrepancy in favor of city-delivered milk it was proposed, if Class I prices are changed, to include a rate of increase 3 cents more per hundredweight for milk delivered at city plants than whatever the increase is at country plants. Handlers who are large receivers of producer milk at city plants testified that the cost of receiving such milk had increased by more than one-third since 1941. Since the proposal to change the present difference between city and country producer prices is based on an assumption which was refuted by the handlers who are in the best position to know the facts on city plant costs, no change in the order on this point is recommended.

A second proposal based on the same survey of handling costs at country plants would increase the Class II handling allowance 3 cents per hundredweight. The receiving and handling costs in the survey were computed by taking total operating and administrative expenses at country plants, and reducing such expenses by the cost of manufacturing Class II products, using the rates in the order for both cost of manufacture and yield of product per unit of fluid milk rather than actual cost rates and yields of the concerns involved.

In other words, handling costs are shown in the survey as the residual amount after manufacturing costs have been deducted at the rates allowed in the order. Under this method of allocating costs of manufacturing, the handling cost is exaggerated if the actual cost of manufacturing exceeds the allowance in the order. In testifying on other points, the proponent of this proposal testified that its costs of manufacturing did exceed allowances.

It is difficult to reconcile the proposal to increase handling allowances with the increasing number of country plants and the intense competition for milk in the country. More evidence than is contained in the record is needed to justify a change in the order and, therefore, no change is recommended.

(8) *Transportation allowances on Class I milk and Class II milk received at country plants.* The proposals relating to changes in allowances on Class I milk are so closely related to Class I prices that action on all such proposals is being deferred until such time as a decision is reached with respect to Class I prices. The table of plant handling and transportation differentials should be brought up to date by inserting the rates actually in effect as a result of changes in rail tariffs on May 15, 1943.

The evidence in support of the proposal to allow a whole milk freight rate on a limited amount of Class II milk shipped to the market shows that the proposal was intended to apply to an unlimited amount of both whole milk and skim milk shipped to the marketing area. If adopted, the proposal would restore to the order some of the undesirable features which were eliminated by the adoption of the amendment which became effective August 1, 1941. Accordingly, the proposal should not be adopted.

(9) *Definition and assignment to classes of emergency milk, and incidence of extra costs on such milk.* It was proposed that the order contain a definition of emergency milk, and that provision be made for the classification of emergency milk; for its exclusion from the milk included in the computation of the blended price, and for the payment from the proceeds of the pool of the premiums paid to obtain emergency milk.

The testimony emphasized the shortages in the supply of milk for the market during the fall and winter months of the past three years, and the substantial quantities of milk which had to be imported from emergency sources, particularly in the winter months of 1945. There was also testimony that milk from sources other than the regular supply will probably have to be brought in during the fall and winter months of 1946.

The record established the need for defining emergency milk and making provision for exempting it from inclusion in the pool. It was shown that the order does not adequately set forth a basis for including emergency milk in the pool, and that it was necessary to obtain a special interpretation in order to handle the extraordinary situation created by importations of emergency milk during the past winter. There are important objections to including in the pool the milk of midwestern shippers, who supply most of the emergency milk. It is conceivable that the zone Class II price for such milk would exceed the zone Class I price, unless a special basis for graduating the zone Class I and Class II prices were set up. Also the order would be setting up prices for the western shippers to pay producers in a region which is not primarily in the fluid milk business.

It is concluded that there should be two definitions with respect to emergency milk, the first to define such milk, and the second to define the emergency period. In defining emergency milk, no geographical limits should be designated which would restrict the source of such milk, since the prime objective during an emergency period is to attract milk to the market from whatever source, whether it be New England or the midwest. The only limitations being recommended is that the milk must be received from plants which were not in the Boston pool during the delivery period or portion of a delivery period net previous to the beginning of the emergency period.

In defining the term "emergency period" it is recognized that the Market Administrator is the person best able to determine when an emergency exists in the supply of milk for the market and that he is in a position to act promptly. Although it is reasonable to expect that an emergency would generally arise during the months of low production, there are other factors which might result in making the supply of milk available to the market from regular sources inadequate for varying periods of time. For example, a serious flood or breakdown of transportation facilities in northern New England may make it impossible for handlers to ship milk to the market. This could occur in the spring, rather than in the fall or winter. Accordingly, it is concluded that emergency period should be defined as the period of time during which the Market Administrator declares that an emergency exists.

With respect to the basis for excluding emergency milk from a handler's gross Class I milk or Class II milk, the record established that no emergency milk was imported during November and December 1944 nor October 1945, although the percentages of Class II milk in the market during those months were 12 percent, 18 percent, and 11.3 percent, respectively. There was also evidence to the effect that the demand for milk does not fluctuate as widely in the fall and winter as in the summer, so that a handler can fairly well safeguard himself against the probability of importing a quantity of emergency milk which would result in his having Class II milk in excess of 10 percent. Accordingly, it is concluded that the percentage of Class II milk up to which a handler's receipts of emergency milk will first be allocated to Class I milk should be fixed at 10 percent of the handler's total receipts of milk during the emergency period. This should result in substantial equity to handlers while providing adequate safeguards to protect the interests of Boston producers.

It is concluded that that portion of the proposal relating to making payment to handlers from the pool for the additional costs of emergency milk should not be adopted. There is validity to the objection to reducing returns to producers in periods in which emergency milk is brought in partly to supply the increased demand for milk in secondary markets, which absorb much smaller proportions of pool milk as Class I milk during the months of flush production.

(10) *Milk subject to the New York Order.* The order presently provides that milk subject to the New York order shall not be subject to the Boston order. It was proposed that the provisions of the order be made more specific to provide clearly that milk considered as received from producers under the New York order shall not be considered as received from producers under the Boston order. It was also proposed that the Boston order set forth specifically the basis on which milk received from plants subject to Order No. 27 shall be allocated to a Boston handler's Class I and Class II milk. Specifically, it was proposed that the New York milk be allocated to Class I milk if it is classified in Class I by the administrator of Order No. 27, unless the Boston handler's records clearly established that the milk had been utilized as Class II milk. In the case of skim milk and buttermilk, it was proposed that receipts from New York plants be allocated to Class II milk, except where the Boston handler's total Class II utilization of such products at the receiving plant was less than the corresponding receipts from New York, in which event the difference would be allocated to Class I milk.

On the basis of the record, it appears that milk is imported from plants subject to the New York order very largely to make up deficiencies in the regular Boston supply. The provisions of one Federal order, insofar as possible, should not interfere with the free flow of milk which one Federally regulated market has available and which the other such market requires.

On the other hand, there is merit in the objection made at the hearing to permitting absolutely unrestricted importations of New York milk in the periods of heavy production. Accordingly, the proposal, as originally made, is being recommended for adoption, with one significant change to provide that in the months of April, May, June, and July, all milk, skim milk, and buttermilk is to be allocated to Class II milk. This would prevent the lowering of the blended price through importations of New York milk at a time when the regular Boston supply is more than ample for the Class I requirements of the market.

(11) *Substitution of individual handler pools for market pool in September-February.* Four handlers proposed an amendment to provide for an individual handler pool instead of a market-wide pool from September through February as a means of inducing handlers to offer their supplies freely for Class I use and to eliminate the alternative of manufacturing profits as a basis for computing a premium to be charged for the milk when offered for sale as Class I. The proponents also requested that the market-wide pool be discontinued until a plan had been developed to prevent the loading of the pool in the flush months with milk from producers or plants which withdraw deliveries during other periods.

made from route returns during the past

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Seven co-operatives opposed the proposal on the grounds that the proponents had failed to prove that milk had not been freely offered as Class I, and the co-operatives supplying city handlers would be at a disadvantage.

This proposal involves a fundamental change from the market-wide pool in use since the effective date of Order No. 4, which could not be abandoned, even for certain months of the year, without more consideration than is devoted to the subject in this record. A proposal designed to prevent the loading of the pool in the flush months is being recommended. Therefore, the proposal should not be adopted.

(13) *Creation of a fall and winter payment reserve from the pool to encourage production and shipment of milk to the marketing area in fall and winter months.* The proposal provides for the deduction from the blended price in April, May, and June of 50 cents per hundredweight of milk, the money to be paid back to producers during the following November, December, and January, on the basis of the ratio of each handler's Class I sales in the marketing area to total Class I sales in the area. The evidence shows that from a practical standpoint the proposal could not be administered. Therefore, the proposal cannot be adopted.

(14) *Permissive variation in butterfat differential.* The testimony on this proposal was made in connection with the testimony on the need for a higher Boston milk price in order to bring producer prices in the competitive marginal zone of the Boston and New York milksheds more nearly in line. It was claimed that the difference in the butterfat differentials in the New York and Boston Orders made it particularly hard for Boston handlers to buy low test milk in the spring months, when production was the heaviest and butterfat tests averaged the lowest.

The evidence did not support the need for the proposal. Accordingly, the proposed permissive variation in the differential should not be adopted.

It should be noted that an amendment to Order No. 27 effective August 1, 1945, changed the method of determining the butterfat differential under that order. That change will eliminate most of the difference between the New York and Boston butterfat differentials in the spring months.

(15) *Price to producers within the 80-mile zone.* The order provides that the Class I price at city plants shall be the maximum required price to producers whose farms are located within 80 miles of Boston. This maximum prevents producers delivering to city plants from receiving credit from the pool at more than the Class I price for their milk after the addition of the location differential but it has not prevented producers in the 41–80-mile zone delivering to country plants from receiving credit from the pool in certain months at more than the Class I price in effect at the plants to which they deliver. The clear intent of the provision was that no producer should be required to be paid a blended price higher than the Class I price at the plant to which his milk was delivered and the order should so provide.

(16) *Location differentials to producers in Barnstable and Plymouth Counties, Massachusetts.* It was proposed to delete from the order the provision applicable to location differentials payable to producers whose farms are located beyond the 40-mile zone in Barnstable and Plymouth Counties, Massachusetts. This provision was adopted in 1939 because a handler receiving milk from a group of producers on Cape Cod contended he could not hold the supply unless those producers received the additional price for their product. All those producers have discontinued making deliveries and no deliveries from this area have been received by any Boston handler since June 1942. Therefore, the proposal should be adopted.

(17) *Classification of milk moved to third persons and to plants not subject to the Boston Order.* It was proposed that the classification section be amended so as to permit classification of milk in accordance with its utilization at any pool handler's plant regardless of the number of interplant movements. This would exempt from mandatory Class I classification any milk moved to a third person who is a pool handler. Such handlers are regularly audited by the Market Administrator and no additional administrative difficulties or expense would be involved in permitting classification on the basis proposed. No opposing testimony was offered which related directly to the proposal and it is recommended that the proposal be adopted.

Another proposal for amending the classification section would remove the requirement that milk moved to a plant not subject to the order shall be classified as Class I milk up to the total Class I use at the receiving plant. As an alternative, it was proposed that if pool milk is moved to a plant not subject to the order and does not become commingled with other milk at that plant, it shall be classified in accordance with its utilization, but, if it is intermingled with other milk at the plant, it shall be classified as Class I milk up to the total quantity of Class I milk at the receiving plant.

It was argued that the Class I classification of milk moved to plants not subject to the order, regardless of the specific use of the milk, is inconsistent with the other paragraphs of the classification section. The proponents maintained that it hampers resonably free movement of milk and the realization of maximum returns to producers. On the other hand, there was testimony that before the present provision was included in the order, the Market Administrator had investigated a number of claims for the separate handling of milk, but in the overwhelming majority of cases no separate handling of the Boston milk could be established.

It appears that if the proposal were adopted, the end result would be to encourage the movement of milk as Class II milk to plants not subject to the order. Also, it would cause pool milk to be classified in a lower use classification and grant priority to unregulated milk.

On the basis of the record, it is recommended that the proposal should not be adopted.

(19) *Clarification of provision for "interest" on overdue accounts.* The proponents offered no proposals to clarify the "interest" provision of the order after the Market Administrator explained how it is being applied.

(20) *Powers and duties of the Market Administrator.* In verifying the utilization of milk and the quantities utilized the Market Administrator must necessarily make determinations in individual cases as to how the order applies. In some instances he has already issued instructions to handlers, advising them of the method he will use in carrying out certain provisions of the order. It should be a regular function of the Market Administrator to issue as rules and regulations such determinations and instructions as have a general application in administering the order.

If it were a duty of the Market Administrator to determine a handler's willingness to ship Class I milk to the marketing area or the reasonableness of interhandler prices or any other factors that would not depend on the physical handling of milk, then some formal procedure for issuing and amending rules and regulations might be justified. No such duties are being recommended.

Procedure was suggested at the hearing to insure that rules and regulations be made public, that they would not be made subject to retroactive change, and that except in emergencies the views of the industry would be obtained before changes were made. The evidence shows that it would be difficult to apply formal procedure, based on the concept of a public hearing, to auditing problems. Since the power to issue rules and regulations is recommended in the interest of a more general knowledge of the accounting procedure, no provisions to formalize the issuance and amendment of rules and regulations are recommended. This will not prevent the Market Administrator from seeking the advice and criticism of the industry before issuing rules and regulations.

The Market Administrator should have the power to recommend amendments to the order. The function of preparing and disseminating market information should be transferred from the list of the Market Administrator's powers to the paragraph which sets forth his duties.

(21) *Establishment of an Industry Advisory Committee.* The suggestion that an advisory Committee of handlers and producers be provided in the order was stated to be a result of the failure of distributors and co-operative leaders to hold meetings and prepare amendments to the order. This proposal by four Boston handlers was opposed by counsel for seven co-operatives on the ground that it is unnecessary. It was pointed out at the hearing that in the case of at least two other Federal Orders a marketing committee can be created only on petition by the industry. In the hearing the industry was far from unanimous in supporting this proposal. Since the record fails to show any broad support for this proposal among those who would have to do the work to make the committee a success, the proposal should not be adopted.

(22) *Responsibility of agents of handlers.* It has been proposed to define the

term "handler" so that persons actually in control of the major marketing functions should be held responsible under the order, whether or not they happen to be the first receivers of milk from producers. No fundamental difficulties were shown to exist under the present definition in the order and the record abounds in examples of the confusion that might result from attempting to place ultimate responsibility on an agent of the first receiver. The proposal should not be adopted.

(23) *Improvement in references to quotations for manufactured dairy products.* Clarification of the wording of the order should be made, where possible, to avoid any misunderstanding as to the basis for determining Class I and Class II prices.

Incorporation into the order of these recommendations will require changes in the wording of certain related paragraphs. Several new definitions of terms are needed to give greater clarity to certain sections of the order that are being amended. These newly defined terms can be utilized to advantage in clarifying other paragraphs in which no substantive changes are being made.

The following proposed amendments to the order as amended, are recommended as the detailed means by which these conclusions may be carried out. The proposed marketing agreement is not included in this report because the proposals applicable to it would be the same as those contained in the order, as amended and as proposed here to be further amended.

1. Delete § 904.3 (a) (5) and insert the following:

(5) The term "dairy farmer" means any person who produces milk.

2. In § 904.3 (a) renumber subparagraphs (6), (7), (8), and (9) as (7), (8), (15), and (16), respectively, and add new subparagraphs (6), (9), (10), (11), (12), (13), and (14), to read as follows:

(6) The term "producer" means any dairy farmer who, in conformity with the health regulations which are applicable to milk which is sold for consumption as milk in the marketing area, distributes or delivers to a handler milk of his own production.

(9) The term "pool handler" means any handler, other than a producer-handler, who receives milk from producers.

(10) The term "regulated plant" means any plant at which milk is received from producers, or any other plant from which Class I milk is distributed in the marketing area.

(11) The term "city plant" means any plant which is located not more than 40 miles from the State House in Boston.

(12) The term "country plant" means any plant which is located more than 40 miles from the State House in Boston.

(13) The term "emergency period" means the period of time for which the market administrator declares that an emergency exists in that the milk supply available to the marketing area from producers and pool plants under the New York order (Order No. 27 regulating the handling of milk in the New York metropolitan marketing area) is insufficient to meet the demand for Class I milk in the marketing area.

(14) The term "emergency milk" means that milk received at a regulated plant during an emergency period from a plant which was an unregulated plant in the delivery period or in the portion of a delivery period which immediately preceded the beginning of the emergency period.

3. Insert the word "pool" immediately before the word "handler" or any variation thereof in the first instance in which this word appears in § 904.6 (a), (b), (b) (1), and (b) (2); § 904.7 (c) and (d); § 904.10 (a), (d), (e), (e) (1), (e) (2), (f), (h), and (j); § 904.11 (a) (1) and (f).

4. In § 904.6 (a) (1) and (b) (1), and in § 904.10 (e) (2), delete the words "plant located not more than 40 miles from the State House in Boston", and substitute therefor the words "city plant."

5. In § 904.6 (a) (2) and (b) (2), and in § 904.10 (e) (1) and (f) (2), delete the words "plant located more than 40 miles from the State House in Boston", and substitute therefor the words "country plant".

6. Revise § 904.4 (c) to read as follows:

(c) *Powers.* The market administrator shall have power:

(1) To administer the terms and provisions hereof;

(2) To make rules and regulations to effectuate the terms and provisions hereof;

(3) To receive, investigate, and report to the Secretary complaints of violations of the terms and provisions hereof; and

(4) To recommend to the Secretary amendments hereto.

7. In § 904.4 (d) renumber subparagraphs (6) and (7) as (7) and (8), and add a new subparagraph (6) to read as follows:

(6) Prepare and disseminate for the benefit of producers, consumers, and handlers statistics and information concerning the operation of this order.

8. Delete § 904.5 (a), (b), and (c) and substitute therefor the following:

(a) *Classes of utilization.* All milk and milk products received by a handler shall be classified as Class I milk or Class II milk. Subject to the other provisions of this section, the classes of utilization of milk shall be as follows:

(1) Class I milk shall be all milk the utilization of which is not established as Class II milk.

(2) Class II milk shall be all milk the utilization of which is established:

(i) As being sold, distributed, or disposed of other than as or in milk which contains one-half of 1 per cent or more but less than 16 per cent of butterfat; and other than as or in chocolate or flavored whole or skim milk, buttermilk, or cultured skim milk, for human consumption; and

(ii) As plant shrinkage not in excess of 2 per cent of the volume handled.

(b) *Classification of milk utilized at regulated plants of pool handlers.* All milk and milk products received at a regulated plant of any pool handler shall be classified in accordance with their utilization at such plant, except as provided otherwise in paragraph (c) of this section.

(c) *Classification of milk moved to other plants.* All milk, including skim milk and buttermilk, which is moved to any unregulated plant or to any regulated plant of a nonpooled handler shall be classified as follows:

(1) If moved from a regulated plant of a pool handler to any other regulated plant, the milk shall be classified in accordance with its utilization at the plant to which it is moved.

(2) If moved from a regulated plant of a pool handler to any unregulated plant, the milk or milk product so moved shall be classified as Class I milk up to the total quantity of milk or the corresponding milk product which was utilized as Class I milk at the unregulated plant.

(3) If moved from either an unregulated plant or a regulated plant of a nonpooled handler to any other such plant, the milk or milk product so moved shall be classified as Class I milk.

9. Revise § 904.6 (a) (3) to read as follows:

(3) For the purpose of this paragraph, the milk received from producers which was sold or distributed during each delivery period by each pool handler as Class I milk shall be considered to have been first, that milk which was received from producers' farms at such handler's city plants; and then, that milk which was received from producers' farms at his country plants and which was shipped as milk, skim milk, or buttermilk from each of his country plants, in the order of the nearness of the plants to Boston.

10. In § 904.6 (b) (2) (i) and § 904.10 (d) delete the words "in the Boston market" and substitute therefor the words "f. o. b. Boston".

11. Delete § 904.6 (b) (2) (iii) and substitute therefor the following:

(iii) Compute any plus amount for skim milk value which results from the following calculation. Using the midpoint in any range as one quotation, compute the average quotation per pound of nonfat dry milk solids in carlots for roller process human food products in barrels, and for hot roller process animal feed products in bags, as published during the delivery period by the United States Department of Agriculture for New York City. Multiply each such average quotation by the applicable percentage indicated for the delivery period in the following table and combine the results; subtract 4 cents; and multiply the remainder by 7.5.

Delivery period	Percent	
	Human food products	Animal feed products
January	100	0
February	100	0
March	50	50
April	50	50
May	50	50
June	50	50
July	50	50
August	75	25
September	75	25
October	100	0
November	100	0
December	100	0

12. Delete § 904.6 (b) (3).

13. In § 904.6 (c) decrease the differentials in column B of the table by one-half cent in all zones up to 170 miles and by one cent in all zones beyond 170 miles.

14. Revise § 904.6 (e) to read as follows:

(e) *Butter and cheese adjustment.* During the months of April, May, and June, the value of a pool handler's milk computed pursuant to § 904.9 (a) shall be reduced by an amount determined as follows:

(1) From the average price for the delivery period as reported by the United States Department of Agriculture (or by such other Federal agency as may be authorized to perform this function) for 92-score butter at wholesale in the New York market, deduct 5 cents and add 20 percent.

(2) Divide by 3.7 the value determined as applicable to milk delivered to country plants in the 201–250 freight mileage zone pursuant to § 904.6 (b) (2) (i) or (ii), whichever applies, and subtract therefrom the value determined in (1) hereof. The result is the butter and cheese differential.

(3) Determine the pounds of butterfat in milk received from producers, which was made into butter, Cheddar cheese, American Cheddar cheese, Colby cheese, washed curd cheese, or part skim Cheddar cheese at a plant of the first handler of such butterfat or at a plant of a second person to which such butterfat is moved.

(4) Multiply the pounds of butterfat determined pursuant to (3) hereof by the butter and cheese differential determined pursuant to (2) hereof.

15. Revise § 904.6 (f) to read as follows:

(f) *Casein adjustment.* During the months of April, May, and June, the value of a handler's milk computed pursuant to § 904.9 (a) shall be reduced by an amount determined as follows:

(1) Divide by .9075 any plus amount for skim value determined pursuant to § 904.6 (b) (2) (iii).

(2) Using the midpoint of any range as one quotation, compute the average of all quotations per pound for domestic, acid-precipitated casein, in lots of 100 bags or more, f. o. b. shipment point as published during the delivery period in the "Oil, Paint and Drug Reporter"; subtract 6.6 cents; and multiply by 2.42.

(3) Subtract any plus value determined in subparagraph (2) hereof from the value determined in subparagraph (1) hereof. The result is the casein differential per hundredweight of skim milk. If the value determined in subparagraph (2) hereof is zero or a minus value, the value determined in subparagraph (1) hereof shall be the casein differential.

(4) Multiply the number of hundredweight of skim milk obtained from milk from producers, which was used to make casein, by the casein differential determined pursuant to subparagraph (3) hereof.

16. In § 904.7 (a) delete the words "handler who receives milk from producers" and substitute therefor the words "pool handler".

17. Revise § 904.7 (a) (3) to read as follows:

(3) Receipts at each plant pursuant to § 904.8 (c);

18. Revise § 904.7 (b) to read as follows:

(b) *Reports of handlers who receive no milk from producers.* Each handler who receives no milk from producers shall file reports with the market administrator relating to the receipt and utilization of milk and milk products. Such reports shall be made at such time and in such manner as the market administrator may require.

19. Delete § 904.7 (c) (5).

20. Delete § 904.8 and substitute therefor the following:

§ 904.8 *Application of provisions.* Insofar as the provisions of this section are inconsistent with other terms and provisions of this order, the provisions of this section shall prevail.

(a) *Producer-handlers and buyer-handlers.* The provisions of this order, except as set forth in § 904.7, shall not apply to a producer-handler or to a handler whose sole source of milk supply consists of receipts from other handlers.

(b) *Milk received from producer-handlers.* Milk of a producer-handler's own production which is delivered in bulk to another handler shall be considered as being delivered by a producer unless the receiving handler is also a producer-handler or a handler subject to the provisions of paragraph (f) hereof.

(c) *Receipts from dairy farmers for outside markets.* Milk received at a regulated plant in April, May, June, or July from farms from which dairy farmers delivered milk to an unregulated plant of such handler (or of any person affiliated with, or controlled directly or indirectly by, such handler) on more than three days in any one of the preceding months of August to January, inclusive, shall be considered as receipts from dairy farmers for outside markets and not as receipts from producers. Such milk shall be allocated to classes in the same manner as milk received from producers, shall be reported pursuant to § 904.7, and the handler shall make payments in connection therewith as provided in § 904.10 (h) and (i), and § 904.12.

(d) *Milk subject to the New York order.* (1) Milk considered as received from producers under the provisions of the New York order (Order No. 27 regulating the handling of milk in the New York Metropolitan marketing area) shall not be considered under the provisions of this order as received from producers, nor shall the provisions of paragraph (f) of this section apply to handlers subject to the New York order.

(2) All milk, including skim milk and buttermilk, received in all delivery periods except April, May, June, and July from a plant subject to the New York order shall be allocated to classes in the following manner:

(i) If received as milk, it shall be allocated to Class I milk to the extent that it is classified in Classes I–A, I–B, or I–C, under the New York order, except that the quantity of such milk respecting which Class II utilization is established shall be allocated to Class II milk;

(ii) If received as skim milk or buttermilk, it shall be allocated to Class II milk, except that if the quantity so received is in excess of the total quantity of skim milk or buttermilk classified as Class II milk at the receiving plant, such excess shall be allocated to Class I milk.

(3) All milk, including skim milk and buttermilk, received in April, May, June, and July from a plant subject to the New York order shall be allocated to Class II milk.

(e) *Emergency milk.* Emergency milk shall not be considered as received from producers, nor shall the provisions of paragraph (f) of this section apply to handlers of such milk. Receipts of emergency milk shall be allocated to classes in the following manner:

(1) Emergency milk received by a pool handler shall be allocated to Class II milk to the extent that it is specifically established as used as Class II milk, or to the extent that such handler's Class II milk is in excess of 10 per cent of his total supply of milk during the emergency period within the month, whichever is greater.

(2) Any remaining quantity of emergency milk shall be allocated to Class I milk.

(f) *Handlers with less than 10 per cent of total receipts as Class I in the marketing area.*

(1) Milk received from dairy farmers by a handler who sells or distributes as Class I milk in the marketing area less than 10 per cent of his total receipts of milk shall not be considered as receipts from producers. Such handlers shall make payments on the quantity of milk received from dairy farmers which is sold or distributed as Class I milk in the marketing area, as provided in § 904.10 (g) and (i), and § 904.12,

(2) During April, May, and June the provisions of (1) of this paragraph shall not apply to any handler who operates a country plant.

21. In § 904.9 (a) delete the words prior to subparagraph (1) and substitute therefor the following:

(a) *Computation of value of milk received from producers.* For each delivery period, the market administrator shall compute the value of milk received from producers which is sold, distributed, or used by each handler in the following manner:

22. Revise § 904.9 (b) (5) to read as follows:

Divide by the total quantity of milk for which a value is determined pursuant to subparagraph (1) hereof.

23. In § 904.9 (c) delete the words "• • • handlers who received milk from producers" in the two instances in which these words appear and substitute therefor the words "pool handlers".

24. In § 904.10 (e) delete in subparagraph (3) and subparagraph (4) the words "• • • the highest Class I price in effect pursuant to subparagraph (1) of § 904.6 (a)," and substitute therefor "• • • the Class I price pursuant to § 904.6 (a) which is effective at the plant to which such milk is delivered".

25. In § 904.10 (e) (4) delete the words "• • • or whose farm is located in Barnstable or Plymouth Counties, Massachusetts".

26. Revise § 904.10 (f) (1) to read as follows:

(1) With respect to milk delivered by producers to a city plant which is located outside the marketing area and more than 14 miles from the State House in Boston, 10 cents per hundredweight.

27. Revise § 904.10 (g) to read as follows:

(g) *Payments by handlers with less than 10 per cent of total receipts as Class I in the marketing area.* On or before the 23d day after the end of each delivery period, each handler subject to the provisions of § 904.8 (f) (1) shall pay to producers through the market administrator the value determined by multiplying the quantity of milk received from dairy farmers which was sold or distributed as Class I milk in the marketing area by the difference between the price pursuant to § 904.6 (a) and the price pursuant to § 904.6 (b) effective in the location or freight mileage zone of the plant at which such milk was received.

28. Revise § 904.10 (h) to read as follows:

(h) *Payments for milk received from dairy farmers for other markets.* On or before the 23d day after the end of each delivery period, each handler who received milk pursuant to § 904.8 (c) shall pay to producers through the market administrator the value determined by multiplying the quantity of such milk in each class by the prices applicable pursuant to § 904.6 and, subtracting the value of such milk at the Class II price in effect for the plant at which such milk was received.

29. Revise § 904.12 (a) to read as follows:

(a) *Payments by handlers.* As his pro rata share of the expense of the administration hereof, each handler, except as set forth in § 904.8 (a), shall, on or before the 23d day after the end of each delivery period, pay to the market administrator a sum not exceeding 2.5 cents per hundredweight with respect to all milk which he received from producers during such delivery period, including milk received from his own production, and with respect to all milk upon which he is required to make payments for such delivery period pursuant to § 904.10 (g), or (h), the exact sum to be determined by the market administrator, subject to review by the Secretary.

This report filed at Washington, D. C., this 4th day of April 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration.

[F. R. Doc. 46–5635; Filed, Apr. 4, 1946; 11:03 a. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G–507, G–508, G–510, G–516, G–519, G–702]

HOPE NATURAL GAS CO. ET AL.

ORDER POSTPONING HEARING

APRIL 2, 1946.

In the matters of Hope Natural Gas Company, Docket No. G–507; New York State Natural Gas Corporation, Docket No. G–508; The Manufacturers Light and Heat Company, and Manufacturers Gas Company, Docket No. G–510; United Fuel Gas Company, Docket No. G–516; Home Gas Company, Docket No. G–519; Central New York Power Corporation, Docket No. G–702.

It appearing to the Commission that:

(a) On March 26, 1946, the Commission ordered that a public hearing in the above-entitled matters be held commencing on April 8, 1946, at 10:00 a. m., (e. s. t.), in the hearing room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C.

(b) Good cause exists for postponing the date of hearing as hereinafter provided.

The Commission orders that: The public hearing in the above-entitled matters is hereby postponed to April 23, 1946, commencing at 10:00 a. m. (e. s. t.), in the hearing room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46–5652; Filed, Apr. 4, 1946; 11:23 a. m.]

[Docket No. G–625]

METROPOLITAN EASTERN CORP.

ORDER POSTPONING HEARING

MARCH 29, 1946.

Upon consideration of the request filed March 26, 1946, by Metropolitan Eastern Corporation for a continuance of the hearing date on its application in the above-entitled proceeding, now set for April 15, 1946;

The Commission orders that:

The hearing on the application of Metropolitan Eastern Corporation now set for April 15, 1946, in the above-entitled proceeding be and it hereby is postponed to a time and place to be hereafter determined.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46–5654; Filed, Apr. 4, 1946; 11:23 a. m.]

[Docket No. G–707]

OHIO FUEL GAS CO.

NOTICE OF APPLICATION

APRIL 2, 1946.

Notice is hereby given that on March 25, 1946, an application was filed with the Federal Power Commission by The Ohio Fuel Gas Company (hereinafter referred to as the "Applicant" or "Ohio Company"), an Ohio corporation, with its principal place of business at 99 North Front Street, Columbus, Ohio, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the Applicant to construct and operate certain additional natural gas pipe line and appurtenant facilities, hereinafter more particularly described, which, if constructed, are to be used to furnish improved natural gas service at wholesale to certain communities in Ohio, where service is rendered at retail by The Dayton Power and Light Company.

In addition to gas obtained from its own wells or other sources in Ohio, the Ohio Company purchases substantial quantities of natural gas in interstate commerce from United Fuel Gas Company, this supply being composed of gas produced in West Virginia and Kentucky and augmented by deliveries through the facilities of Tennessee Gas and Transmission Company. Applicant also purchases substantial quantities of natural gas from Panhandle Eastern Pipe Line Company. The Ohio Company supplies natural gas at wholesale and retail for ultimate consumption in numerous communities in the State of Ohio.

The facilities which the Ohio Company seeks authorization to construct and operate are described in its application as follows:

The project consists of the construction of about 15 miles (80,000 feet) of 12¾-inch O. D. natural gas transmission line. The transmission line will be located in Butler Township, Montgomery County, and in Monroe and Concord Townships, Miami County, Ohio, extending from Applicant's existing 16-inch natural gas transmission line (Z–50) in Butler Township, Montgomery County, to Applicant's existing eight-inch natural gas transmission line (Z) at the western edge of the City of Troy, Concord Township, Miami County, Ohio. Also the construction of about one mile (5,600 feet) of four-inch natural gas transmission line from a point of connection on the above 12¾-inch line in a generally easterly direction to Applicant's existing measuring station on the western edge of the community of Tipp City, all lying in Monroe Township, Miami County, Ohio. Also connections, valves and regulators to permit attachment and connection of proposed facilities to Applicant's existing facilities. Transmission line will be of steel pipe, ¼-inch wall thickness, 33.38 pounds per lineal foot, of all welded construction, located on private rights-of-way.

The purpose of the project, the Ohio Company says, is to furnish improved natural gas service at wholesale to certain communities where service is rendered at retail by The Dayton Power and Light Company. The present status of wholesale delivery by Applicant and retail service by The Dayton Power and Light Company is not to be changed, nor is it contemplated that additional markets will be connected and served, this additional construction being necessary for a continuous and adequate service to customers already being supplied. These Ohio communities include New Bremen, Minster, Fort Laramie, Sidney, Versailles, Bradford, Covington, Piqua, Pleasant

Hill, Troy, Tipp City, West Milton and Vandalia, with a total of 15,669 gas customers and an annual delivery in 1945 of 1,592,089 Mcf. There are no industrial customers, the Applicant states, to be attached to this proposed line, and no other sales or interchanges are contemplated beyond the normal growth of business in territory presently served.

In the winter of 1944–45, on the peak day experienced by Applicant's system, the maximum demand of the group of markets to be served by the proposed line was 8.4 million cubic feet. The deliveries for the month of December 1945 were eight and one-half percent above those of the previous year, and, Applicant says, adjustments for temperatures would indicate a peak day 11½ percent above 1944, or 9.4 million cubic feet. To date estimates prepared by The Dayton Power and Light Company indicate a maximum daily demand of 13 million cubic feet in the winter of 1949–1950 at a temperature of 0° F.

The estimated total cost of the proposed facilities, the Applicant states, is $266,030. There will be no special financing of this project, Applicant using cash in its treasury to defray the estimated cost. It is anticipated that the operating expenses attributable to the new facilities, the Ohio Company says, will amount to approximately $200 per year and, continues saying, inasmuch as the facilities will be utilized to improve existing service and will not result in service to new or additional consumers, no estimate as to expected revenues can be given.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of the Ohio Company should, on or before the 19th day of April, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46–5653; Filed, Apr. 4, 1946; 11:23 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 35]

RECONSIGNMENT OF PEAS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (11 F.R. 2193), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Chicago, Illinois, March 28, 1946, by Carbone Brothers & Company, of car GARX 8006, peas, now on the C. R. I. & P. Railroad to Carbone Brothers & Company, Buffalo, New York (N. Y. C. & St. L.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 28th day of March 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46–5614; Filed, Apr. 3, 1946; 12:20 p. m.]

[S. O. 483]

UNLOADING OF CARS AT LAREDO, TEX., ON TEXAS MEXICAN RAILROAD CO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 2d day of April A. D. 1946.

It appearing, that car PRR 439980 containing ice cans at Laredo, Texas, on The Texas Mexican Railway Company has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Cans at Laredo, Texas, be unloaded. (a) The Texas Mexican Railway Company, its agents or employees, shall unload forthwith car PRR 439980 loaded with cans now on hand at Laredo, Texas.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Texas Mexican Railway Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46–5617; Filed, Apr. 3, 1946; 12:19 p. m.]

[S. O. 479, General Permit 1]

ICING OF POTATOES FROM FLORIDA

Pursuant to the authority vested in me by paragraph (d) of the first ordering paragraph of Service Order No. 479 of March 28, 1946 (11 F.R. 3367), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To provide initial icing only on any refrigerator car loaded with potatoes originating at any point in or south of the counties Manatee, Hardee, Highlands, Okeechobee and Indian River, in the State of Florida.

This general permit shall become effective at 12:01 a. m., April 5, 1946, and the icing authorized herein may be accorded on such refrigerator cars moving at that time. This general permit shall expire at 11:59 p. m., June 30, 1946.

The waybill shall show reference to this special permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 28th day of March 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46–5616; Filed, Apr. 3, 1946; 12:20 p. m.]

[S. O. 484]

UNLOADING OF CARS AT LAREDO, TEX., ON INTERNATIONAL-GREAT NORTHERN RAILROAD CO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 2d day of April A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at Laredo, Texas, be unloaded. (a) The International-Great Northern Railroad Company, (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Laredo, Texas:

Init. & No.	*Contents*
UP 193285	Machinery.
PRR 49881	Stone.
ATSF 97906	Tanks.
UP 183047	Crates.
PRR 61355	Machinery.
GTW 42374	Paint.
ATSF 142188	Cans.
B&M 71372	Bottles.
FW&D 8203	Tin plate strips.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46–5618; Filed, Apr. 3, 1946; 12:19 p. m.]

[S. O. 485]

UNLOADING OF JUICE AT BROOKLYN, N. Y.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of April, A. D. 1946.

It appearing, that B&O 271417 and GN 52360 containing canned orange juice at Brooklyn, N. Y., on the Long Island Rail Road Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Juice at Brooklyn, N. Y., be unloaded. (a) The Long Island Rail Road Company, its agents or employees, shall unload forthwith the cars B&O 271417 and GN 52360 loaded with canned orange juice now on hand at Bushwick Station, Brooklyn, N. Y.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Long Island Rail Road Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46–5655; Filed, Apr. 4, 1946; 11:24 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5387, Amdt.]

DORA MARQUARDT

In re: Property and estate of Dora Marquardt, an incompetent; File F–28–13042; E.T. sec. 11016.

Vesting Order Number 5387, executed on November 24, 1945, is hereby amended to read as follows:

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All the property and estate of Dora Marquardt, an incompetent, of any nature whatsoever situated within the United States, including particularly but not limited to the following:

(a) An undivided one-half interest in that certain real property particularly described as follows: West 70 acres of the South ½ of the Southeast ¼ of Section 5, T. 2 N. R. 8 E. M. D. B. and M. in the County of San Joaquin, State of California,

together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries;

(b) A one-half interest in farm machinery and equipment located on the above described real property, including but not limited to one hay rake, one mower, one drill, and one corn cutter;

(c) The sum of $765.30 on deposit in a commercial account styled "Dora and Rosa Marquardt Estates" in the American Trust Company, Stockton, California, representing that portion of the funds in said account identified as the individual property of Dora Marquardt;

(d) The sum of $4,850.20, plus any interest accruals, on deposit in a savings account in the American Trust Company, Stockton, California, identified as Savings Account No. 9651 in the name of "Jacob Marquardt, Guardian of the Estate of Dora Marquardt,"

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Dora Marquardt, Germany.

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5556; Filed, Apr. 3, 1946; 11:26 a. m.]

[Vesting Order 5388, Amdt.]

ROSA MARQUARDT

In re: Property and estate of Rosa Marquardt, an incompetent; File F–28–13041; E. T. sec. 11053.

Vesting Order Number 5388, executed on November 24, 1945, is hereby amended to read as follows:

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All the property and estate of Rosa Marquardt, an incompetent, of any nature whatsoever situated within the United States, including particularly but not limited to the following:

(a) An undivided one-half interest in that certain real property particularly described as follows: West 70 acres of the South ½ of the Southeast ¼ of Section 5, T. 2 N. R. 8 E, M. D. B. and M. in the County of San Joaquin, State of California,

together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries;

(b) A one-half interest in farm machinery and equipment located on the above described real property, including but not limited to one hay rake, one mower, one drill, and one corn cutter;

(c) The sum of $904.31 on deposit in a commercial account styled "Dora and Rosa Marquardt Estates" in the American Trust Company, Stockton, California, representing that portion of the funds in said account identified as the individual property of Rosa Marquardt,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Rosa Marquardt, Germany.

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5557; Filed, Apr. 3, 1946; 11:26 a. m.]

[Vesting Order 5962]

CHARLES BERKOWITZ

In re: Estate of Charles Berkowitz, deceased; File No. D–57–425; E. T. sec. 14330.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Clara Berkowitz, now known as Mrs. Sigmund Katz in and to the Estate of Charles Berkowitz, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Rumania, namely,

National and Last Known Address

Clara Berkowitz, now known as Mrs. Sigmund Katz, Rumania.

That such property is in the process of administration by Roslyn B. Neger, as Administratrix c. t. a., acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Rumania);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5558; Filed, Apr. 3, 1946; 11:26 a. m.]

[Vesting Order 6057]

TAKEICHI MIYATA

In re: Estate of Takeichi Miyata, deceased; File No. D–39–18355; E. T. sec. 12942.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Temiye Yorimoto in and to the Estate of Takeichi Miyata, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Japan, namely,

National and Last Known Address

Tomiye Yorimoto, Japan.

That such property is in the process of administration by Toyono Miyata, as Administratrix, acting under the judicial supervision of the Surrogate's Court, New York County, State of New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5559; Filed, Apr. 3, 1946; 11:26 a. m.]

[Vesting Order 6060]

ERNST SCHWENDER

In re: Estate of Ernst Schwender, deceased; File D–28–9869; E. T. sec. 13926.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of William (Wilhelm) Schwender in and to the estate of Ernst Schwender, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

William (Wilhelm) Schwender, Germany.

That such property is in the process of administration by Carl F. Schwab, 929 N. Third Street, Milwaukee, Wisconsin, and Emil F. Schwab, c/o Evan C. Schwemer, 135 W. Wells Street, Milwaukee 3, Wisconsin, as Executors of the estate of Ernst Schwender, deceased, acting under the judicial supervision of the County Court of Milwaukee County, Wisconsin;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5560; Filed, Apr. 3, 1946; 11:26 a. m.]

[Supp. Vesting Order 6128]

KALIO, INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order No. 2079, dated September 1, 1943, that Kalio, Inc., is a business enterprise within the United States and a national of a designated enemy country (Germany);

2. Finding that out of the issued and outstanding capital stock of Kalio, Inc. consisting of 2437 shares of common, having a par value of $100 each, 2 shares (0.08%) are registered in the name of Theodore H. Thiesing and are beneficially owned by the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Karl Richard Lieberknecht, deceased, and represents an interest in said business enterprise;

3. Finding that the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Karl Richard Lieberknecht, deceased, whose last known addresses are Germany, are nationals of a designated enemy country (Germany):

and determining:

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 2 shares of common capital stock of Kalio, Inc., more fully described in subparagraph 2 above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5561; Filed, Apr. 3, 1946; 11:26 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 130 Under 3 (e)]

MARCALUS MFG. CO. INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.3 (e) (1) of the General Maximum Price Regulation, *It is ordered:*

(1) That Marcalus Manufacturing Company, Inc., may sell and deliver its new grade of Marcal paper hankies consisting of one hundred forty-four (144) boxes of fifty two-ply tissue (100 sheets), 10" x 10", basis weight 12 pounds, 100% Alpha pulp at eleven dollars and fifty-two cents ($11.52) per case delivered to distributors or to direct buying retailers.

(2) Direct buying retailers may sell and deliver these Marcal Hankies to consumers at no higher than twelve cents (12¢) per box.

Marcalus Manufacturing Company, Inc., shall notify its direct buying retail customers by invoice, bill or otherwise that the maximum price for Marcal Hankies at retail shall not exceed twelve cents (12¢) per box.

All prices shall be subject to the discounts and allowances customarily granted by the trade that were in effect during March 1942 for similar items.

This order may be revoked or amended at any time by the Price Administrator.

This order shall become effective immediately.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5585; Filed, Apr. 3, 1946; 11:33 a. m.]

[Rev. SO 119, Order 143]

UNITED METAL MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 143 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of specified low pressure valves manufactured by the United Metal Manufacturing Company of Norwich, Connecticut. Docket No. 6123-SO 119-44.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for United Metal Manufacturing Company, Inc.* (1) The above manufacturer may determine his maximum prices for his line of radiator valves, return elbows, sill faucets, boiler drains, low pressure stops and stop and waste valves by increasing by 18 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category on October 1, 1941.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 143 under Revised Supplementary Order No. 119 authorizes 18 percent increase in October 1, 1941 net prices for sales of radiation valves, sill faucets, boiler drains, low pressure stops and stop and waste valves, manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 143.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5593; Filed, Apr. 3, 1946; 11:34 a. m.]

[Order 131 Under 3 (e)]

HETTOM INDUSTRIES

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation; *It is ordered:*

(a) Maximum delivered prices for sales in 4 ounce containers of "Glip Rust Remover and Chrome Cleaner", manufactured by Hettom Industries, 1309 South Maple Avenue, Berwyn, Illinois, are established as follows:

On sales to—		
Jobbers and salesmen	Retailers	Consumers
$0.246	$0.29	$0.49

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the aforesaid commodity to a jobber, salesman, or retailer, the manufacturer shall furnish such jobber, salesman, or retailer with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(d) Prior to making any delivery of such commodity after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price—49 cents.

This order shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5586; Filed, Apr. 3, 1946; 11:33 a. m.]

[SO 142, Order 68]

KNICKERBOCKER CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 68 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Knickerbocker Company. Docket No. 6083-SO 142-136-177.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order 142; *It is ordered:*

(a) The maximum prices for sales by the Knickerbocker Company of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above-described products, having a base date price, shall be the applicable base date price increased by 30% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to sales made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136; section 4 (d) (1) (i) of Maximum Price Regulation 67; § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Knickerbocker Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5594; Filed, Apr. 3, 1946; 11:34 a. m.]

[SO 142, Order 69]

CABOT SHOPS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 69 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Cabot Shops, Inc. Docket No. 6083-S. O. 142-136-167.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Cabot Shops, Inc., of oil well pumping equipment shall be determined by increasing by 4.2% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net price he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) Cabot Shops, Inc., shall notify each purchaser, who buys the products listed in paragraph (b) above for resale of the percentage amount by which his order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5595; Filed, Apr. 3, 1946; 11:34 a. m.]

[SO 148, Order 1]

W. E. KAUTENBERG CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Supplementary Order No. 148, it is ordered:

(a) *Manufacturer's ceiling prices.* The W. E. Kautenberg Company may increase its maximum price for sales of its No. 77 household mop stick to jobbers to $16.50 per gross.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(i) A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all information called for by OPA Form 620-759 with regard to how he determined his ceiling prices for as long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5597; Filed, Apr. 3, 1946; 11:35 a. m.]

[MPR 120, Amdt. 15 to Order 1548]

ELLIOTT COAL MINING CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) of Maximum Price Regulation No. 120; *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects.

Paragraph (a) is amended by adding thereto the following, in the manner indicated:

Producer and address	Mine name	Mine index number	Location and name of preparation plant through which the coals are prepared
• •	•	•	• • •
Juliette Coal Company, Grant Building, Pittsburgh, Pa.	Juliette No. 6	5007	Juliette No. 1 preparation plant of Juliette Coal Co., Cairnbrook, Pa., on Penn RR.
Clarion Coal Mining Co., 512 Main Street, Clarion, Pa.	Dell No. 1	3423	Clarion Coal Mining Co. preparation plant, Limestone, Pa., on N. Y. C. RR.
	Dell No. 2	3424	

This Amendment No. 15 to Order No. 1548 under Maximum Price Regulation No. 120 shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5582; Filed, Apr. 3, 1946; 11:31 a. m.]

[MPR 389, Order 35]

SPIEGL FOODS CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On January 21, 1946, Spiegl Foods Company, Box 1481, Salinas, California, filed an application for the establishment of maximum prices on sales of the sausage product known as "Chili con Carne" with beans, packed in 1-pound and 4-pound containers, and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-45.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Chili con Carne" with beans, packed in 1-pound and 4-pound containers and made by Spiegl Foods Company, Salinas, California, in accordance with the individual formula submitted to the

Office of Price Administration with the application for this order, except that boneless processing beef of cutter and canner grade may be substituted as the meat ingredient, shall be determined by the seller as follows:

(1) The base prices for the product listed are established at the following amounts per hundredweight:

	Per cwt.
1-pound containers	$15.50
4-pound containers	14.50

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage other than kosher sausage, all beef sausage, and sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Chili con Carne" with beans to a wholesaler, peddler truck seller, or intermediate distributor Spiegl Foods Company shall supply each such seller with a written notice in the following form:

(Insert date)

"Our OPA ceiling prices for "Chili con Carne" with beans have been established by the Office of Price Administration at the base price of $15.50 per hundredweight in the 1 pound size, and $14.50 per hundredweight in the 4 pound size, to which may be added the zone differential provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler truck seller, or an intermediate distributor you must figure your ceiling prices for the respective sizes of this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Chili con Carne" with beans to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert data)

Our OPA ceiling prices for "Chili con Carne" with beans in 1 pound and 4 pound containers have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for each size container of this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labeling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 35 may be revoked or amended by the Price Administrator at any time.

This Order No. 35 shall become effective April 3, 1946.

NOTE: This order has the prior written approval of the Secretary of Agriculture (10 F.R. 8419).

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5584; Filed, Apr. 3, 1946; 11:31 a. m.]

[MPR 591, Order 403]

VIKING MFG. CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591: *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following self-contained air conditioning units manufactured by The Viking Manufacturing Corporation, 1747 Chester Avenue, Cleveland 14, Ohio, and as described in the application dated February 26, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On Sales to—		
	Distributors	Dealers	Consumers
Model 6-30 three-phase	$469.50	$587.80	$881.25
Model 6-30 single-phase	521.47	651.84	978.75

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Viking Manufacturing Corporation of Cleveland, Ohio, shall stencil on the lid or cover of the self-contained air conditioning units covered by this order, substantially the following:

OPA Maximum Retail Price—$6

Plus freight and crating as provided in Order No. 403 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5587; Filed, Apr. 3, 1946; 11:32 a. m.]

[MPR 591, Order 404]

LIQUID CARBONIC CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following ice cream cabinets manufactured by The Liquid Carbonic Corporation, 3100 South Kedzie Avenue, Chicago 23, Illinois, and as described in the application dated March 6, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Jobbers	Ice cream manufacturers	Consumers
4-hole double row	$147.40	$163.00	$236.00
6-hole double row	198.00	219.00	317.00
8-hole double row	234.20	259.00	374.00
12-hole double row	283.20	313.00	455.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a jobber or ice cream manufacturer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except an ice cream manufacturer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except an ice cream manufacturer, including allowable transportation and crating charges.

(f) The Liquid Carbonic Corporation shall stencil on the lid or cover of the ice cream cabinets covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 404 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5588; Filed, Apr. 3, 1946; 11:32 a. m.]

[MPR 591, Order 405]

VALLEY LUMBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Walk-In Freezer manufactured by the Valley Lumber Company, Parkwater, Wash., and as described in the application dated January 22, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
No. 124 "Frigid" walk-in freezer ¾ h. p condensing unit.	$818.00	$892.00	$1,189.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above.

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Valley Lumber Company, Parkwater, Washington, shall stencil on the lid or cover of the Model No. 124 "Frigid" Walk-In Freezer covered by this order, substantially the following:

OPA Maximum Retail Price $1,189.00

Plus freight and crating as provided in Order No. 405 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5589; Filed, Apr. 3, 1946; 11:32 a. m.]

[MPR 591, Order 407]

MAGIC FREEZER SERVICE

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer, manufactured by the Magic Freezer Company, 6631 Stewart Avenue, Richmond, Virginia, and as described in the application dated January 2, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
No. 17—17 cu. ft. ¼ h. p. condensing unit	$262.00	$314.00	$524.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Magic Freezer Service of Richmond, Virginia, shall stencil on the lid or cover of the food freezer covered by this order, substantially the following:

OPA Maximum Retail Price $524.00

Plus freight and crating as provided in Order No. 407 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5591; Filed, Apr. 3, 1946; 11:33 a. m.]

[MPR 591, Order 408]

TUMPANE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list prices, f. o. b. point of shipment, for sales to plumbing and heating contractors, installers and commercial and industrial users by any person of the following chrome plated swing spout sink faucet, deck type, and chrome plated 4" center set manufactured by The Tumpane Company of Long Island City, New York, and described in its application dated March 19, 1946, shall be:

No. 203—("Top-Deck"). Special chrome plated brass swing spout faucet, deck type, with replaceable brass valve cylinder: $9.20.

No. 303 ("Mariner"). Brass combination lavatory fitting 4" center set, chrome plated, with replaceable valve cylinders and drain plug with bead chain, rubber stopper and 1¼" tail piece: $5.59.

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum list prices specified in (a) above, less the following discounts:

(1) No. 203—Discounts of 25 and 5 percent.

(2) No. 303—Discounts of 20 and 5 percent.

(c) The maximum prices specified in (a) and (b) above, for sales by The Tumpane Company shall be f. o. b. point of manufacture with full freight allowed on shipments of 150 pounds or more.

(d) The maximum net prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices of the commodities covered by this order on an installed basis shall be determined in accordance with Revised Maximum Price Regulation 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, upon resale.

(g) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591, to date, and may not be further increased pursuant to the provisions of that order as are in effect as of the date of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5592; Filed, Apr. 3, 1946; 11:33 a. m.]

[2d Rev. Order 73 Under 3 (e)]

AEROSOL INSECTICIDE DISPENSERS

AUTHORIZATION OF MAXIMUM PRICES

Revised Order 73 under § 1499.3 (e) of the General Maximum Price Regulation is revised and amended to read as follows:

For the reasons set forth in the accompanying opinion and under the authority vested in the Administrator of the Office of Price Administration by § 1499.3 (e) of the General Maximum Price Regulation, *It is hereby ordered:*

Authorization of maximum prices for aerosol insecticide dispensers not sold or delivered during March of 1942.

(a) *Product covered.* This order covers sales of aerosol insecticide dispensers, consisting of a metal container constructed to carry gas or liquid under pressure, containing an insecticidal substance such as pyrethrum concentrate or a combination of ingredients toxic to insects in a mixture with Freon-12 or other gases, under pressure, the dispenser so equipped with a discharge valve as to permit release of the contents into the air as desired.

(b) *Maximum prices.* The maximum prices for sales of aerosol insecticide dispensers, all transportation costs to be borne by the seller, shall be:

(i) Approximately 1 pound capacity (minimum net content of 15 ounces):

	Each
For sales to wholesalers or distributors	$2.40
For sales to retailers	3.00
For sales to consumers	4.00

(ii) Capacity of more than 1 pound: A price per pound of net contents to each class of purchaser as specified in (i) above less 10 percent.

(iii) Capacity of less than 1 pound:

Contents	For sales to wholesalers or distributors	For sales to retailers	For sales to consumers
15 ounces	$2.40	$3.00	$4.00
14 ounces	2.38	2.98	3.75
13 ounces	2.34	2.93	3.65
12 ounces	2.28	2.85	3.55
11 ounces	2.20	2.75	3.45
10 ounces	2.10	2.63	3.30
9 ounces	1.98	2.48	3.10
8 ounces	1.84	2.30	2.90
7 ounces	1.68	2.10	2.65
6 ounces	1.50	1.87	2.35
5 ounces	1.30	1.63	2.00
4 ounces	1.08	1.35	1.70
3 ounces	.84	1.05	1.30
2 ounces	.58	.73	.90
1 ounce or less	.30	.38	.50

Except for dispensers whose content is less than one ounce, the maximum price shown above for the lower even ounce content will apply when the content is established in ounces and fractions thereof.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 8, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5622; Filed, Apr. 3, 1946; 4:52 p. m.]

[MPR 591, Order 406]

FLEISCHMAN FREEZER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food and display cabinets, manufactured by the Fleischman Freezer Company of Bronx 51, New York, and as described in the applications dated February 15, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to— Distributors	Dealers	Consumers
510–B—10 cu. ft., no refrigeration	$143.60	$172.00	$286.00
505—5 cu. ft., ½ hp. condensing unit	145.00	174.00	290.00
510–B—10 cu. ft., ¾ hp. condensing unit	193.00	232.00	386.00
510–A—10 cu. ft., no refrigeration	148.00	178.00	296.00
510–A—10 cu. ft., ¾ hp. condensing unit	198.00	238.00	396.00
515–B—15 cu. ft., no refrigeration	200.00	240.00	400.00
515–B—15 cu. ft., ½ hp. condensing unit	260.00	312.00	520.00
515–A—15 cu. ft., no refrigeration	210.00	252.00	420.00
515–A—15 cu. ft., ½ hp. condensing unit	270.00	324.00	540.00
520–B—20 cu. ft., ½ hp. condensing unit	322.00	387.00	644.00
520–H—20 cu. ft., no refrigeration	242.00	280.00	484.00
520–A—20 cu. ft., no refrigeration	255.00	306.00	510.00
520–A—20 cu. ft., ½ hp. condensing unit	335.00	402.00	670.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Fleischman Freezer Company of Bronx 51, New York shall stencil on the lid or cover of the frozen food and display cabinets covered by this order, substantially the following:

OPA Maximum Retail Price—$_____

Plus freight and crating as provided in Order No. 406 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5590; Filed, Apr. 3, 1946; 11:32 a. m.]

[MPR 188, Order 12 Under Order 6]

MANNING, BOWMAN & CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

Correction

Section 1499.159c cited in the prefatory paragraph of Federal Register Document 46-3668, page 2481, issue of Saturday, March 9, 1946, and § 1499.159a in paragraphs (b) and (d) should read "§ 1499.159e."

[RMPR 528, Order 100]

TIRES AND TUBES, RECAPPING AND REPAIRING, AND CERTAIN REPAIR MATERIALS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following sizes and types of new tires manufactured by The Firestone Tire & Rubber Company, Akron, Ohio, shall be:

Size	Ply	Type	Maximum retail price, each
9.00–18	12	All Traction Logger Tire	$97.60
12.00–20	12	ANS Earthmover Tire	136.40
12.00–20	16	Rock Grip Excavator Tire	197.00
18.00–24	24	Rock Grip Excavator Tire	671.95

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective April 5, 1946.

Issued this 4th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5663; Filed, Apr. 4, 1946; 11:45 a. m.]

[MPR 592, Amdt. 36 to Order 1]

FIRECLAY AND SILICA REFRACTORY BRICK

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. 1 is amended in the following respects:

1. Section 5.1 (a) (2) is amended to read as follows:

(2) The manufacturers' maximum f. o. b. plant or delivered prices as increased pursuant to (1) above, may be further increased by an amount not in excess of 11 percent.

2. A new section 5.1 (a) (3) is added to read as follows:

(3) Manufacturers of the commodities described in (1) above, may round off to the nearest $0.05 the adjusted maximum prices resulting from the increases permitted by this paragraph.

3. A new section 5.2 (c) is added to read as follows:

(c) Notwithstanding the provisions of (a) and (b) above, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

This amendment shall become effective as of April 1, 1946.

Issued this 3d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5626; Filed, Apr. 3, 1946; 4:50 p. m.]

[MPR 592, Amdt. 37 to Order 1]

CLAY MELTING POTS, TANK BLOCKS AND ACCESSORIES

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 7.7 is amended to read as follows:

SEC. 7.7. *Modification of maximum prices for clay melting pots, tank blocks and accessories.* (a) (1) The manufacturers' maximum f. o. b. plant or delivered prices established pursuant to Maximum Price Regulation No. 592, for clay glass melting pots and companion accessories produced in the United States of America may be increased by 5.3 percent.

(2) The manufacturers' maximum prices, f. o. b. plant or delivered, for clay glass melting pots and companion accessories as increased pursuant to (1) above, may be further increased by an amount not in excess of 16 percent.

(b) The manufacturers' maximum f. o. b. plant or delivered prices established pursuant to Maximum Price Regulation 592 for clay tank blocks and companion accessories, produced in the United States of America may be increased by an amount not in excess of 16 percent.

(c) Manufacturers of the commodities described in (a) and (b) above, may round off to the nearest $0.05 the adjusted maximum prices resulting from the increases as permitted in (a) and (b) above.

(d) The maximum prices granted herein shall be subject to cash, quantity, and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

This Amendment No. 37 shall become effective as of April 1, 1946.

Issued this 3d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5627; Filed, Apr. 3, 1946; 4:51 p. m.]

[MPR 120, Order 1610]

PENN-BUCODA COAL CO.

ESTABLISHMENT OF PRICES AND PRICE CLASSIFICATIONS

Correction

In the table in Federal Register Document 46-4117, page 2732, issue of Friday, March 15, 1946, the price 446 should be "445," 525 should be "535" and 480 should read "460."

[MPR 594, Amdt. 4 to Order 6]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 1 of Maximum Price Regulation 594; *It is ordered:*

Order No. 6 under Maximum Price Regulation 594 is amended in the following respects:

1. The item, "spotlight assembly (with bracket)" and its net wholesale price of $10.00 in the schedule of optional equipment in subparagraph (2) (i) of paragraph (a) is amended to read as follows:

SCHEDULE

Description:	*Net wholesale price*
Spotlight assembly with bracket (5EH–18552)	$12.49

2. The item, "spotlight assembly (with bracket)" and its respective price of $15.75 in the schedule of optional equipment in subparagraph (2) (i) of paragraph (c) is amended to read as follows:

SCHEDULE

Description:	*List price*
Spotlight assembly with bracket (5EH–18552)	$19.50

This amendment shall become effective April 3, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5628; Filed, Apr. 3, 1946; 4:52 p. m.]

Regional and District Office Orders.

[Seattle 2d Rev. Order G-1 Under 18 (c)]

CERTAIN FIREWOOD IN YAKIMA COUNTY, WASH.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Seattle District Director of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, Revised General Order No. 32 and Eighth

Regional Order of Delegation No. 75, Revised Order No. G–1 is amended and revised to read as follows:

(a) The maximum prices for certain sales and deliveries of specified kinds of firewood in Yakima County, Washington, as established under §§ 1499.2 and 1499.3 of the General Maximum Price Regulation, or by any previous order issued pursuant to such regulation or any supplementary regulation thereto, are hereby adjusted so that the maximum prices therefor shall be the prices set forth in paragraph (b) hereof; *Provided*, That this order shall have no application to sales of firewood by a producing mill.

(b) Adjusted maximum prices per cord of the specified sizes and kinds of firewood delivered in Yakima County, Washington, shall be as follows:

(1) Sales of mixed millwood, planer ends, or box wood in lengths of 16" or less to consumers other than industrial or commercial users.

TABLE I

	F. o. b. dealer's yard		Delivered to premises of consumer	
	Green	Seasoned	Green	Seasoned
Locally produced wood[1]	------	$6.50	$6.50	$8.50
Wood produced at Enumclaw, Buckley, or in Kittitas County	$7.75	9.75	9.75	11.75
Imported wood	8.50	10.50	10.50	12.50

[1] Where locally produced wood is delivered to a consumer at a point more than 10 miles from its point of production, the seller may add $1 per cord; or, where such wood is delivered to a consumer at a point more than 45 miles from the point of production, the seller may add $2 per cord.

(2) Sales of imported wood to industrial or commercial users, delivered by truck to buyer's customary receiving point or by rail to siding nearest point of intended use.

TABLE II

Mixed 4' Millwood or Slabwood [1]	$8.25
Dry 4' Tie Mill Slab	10.50

[1] For this type of wood produced in Oregon, the seller may add $1.00 per cord.

(3) No seller shall change his customary allowances, discounts, or other price differentials unless such change results in a lower price.

(c) *Definitions.* As used herein, the term:

(1) "Cord" shall mean 128 cubic feet of stacked wood or 192 cubic feet of loose measure wood fuel.

(2) "Seasoned" shall refer to wood fuel that has been seasoned in the dealer's yard or storage facilities for a period of not less than three months.

(3) "Locally Produced Wood" shall mean wood produced by mills located within the County of Yakima, or the County of Klickitat.

(4) "Imported Wood" shall mean wood shipped by rail from mills located outside of Yakima or Kittitas Counties, except wood produced by mills located in Enumclaw or Buckley.

(5) "F. O. B. Yard" shall mean loaded on buyer's vehicle.

(d) *Invoices and records.* Every person making a sale of firewood for which an adjusted maximum price is set by this order shall give the purchaser or his agent at the time of the sale an invoice or other memorandum of sale which shall show:

(1) The date of sale.
(2) The name and address of the buyer and seller.
(3) The quantity of firewood sold.
(4) Description of firewood sold in the same manner as it is described in this order, i. e., "dry tie mill slab in 4-foot lengths."
(5) Place of sale.
(6) The total price of the wood.

The seller shall keep an exact copy of such invoice or memorandum of sale for a period of two years following the sale. Such copy shall be made available for inspection by the Office of Price Administration.

(e) This order supersedes Revised Order G–1, issued on June 16, 1944, and all other previous orders issued by either the Eighth Regional Office or the Seattle District Office establishing maximum prices for the sales of firewood for which adjusted maximum prices are established by this order.

(f) This order may be revoked, amended or corrected at any time.

(g) This order shall become effective November 26, 1945.

NOTE: The record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 20th day of November 1945.

IRVIN A. HOFF,
District Director.

[F. R. Doc. 46–5543; Filed, Apr. 2, 1946; 4:34 p. m.]

[Seattle Rev. Order G–22 Under 18 (c)]

CERTAIN FIREWOOD IN CENTRALIA-CHEHALIS AREA, WASHINGTON

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Seattle District Director of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, Revised General Order No. 32, and Order of Delegation No. 75 issued by the Regional Administrator of the Eighth Region, and under the authority to revise reserved in Order No. G–22, *It is hereby ordered:*

(a) The maximum price for all sales and deliveries at retail in the Centralia-Chehalis area of the types and kinds of firewood specified in this Revised Order No. G–22 as established by §§ 1499.2 and 1499.3 of the General Maximum Price Regulation as amended or by any previous order issued pursuant to such regulation or any supplementary regulation thereto are hereby adjusted to the maximum prices provided in this Revised Order No. G–22; *Provided, however*, That the area maximum prices established by this Revised Order No. G–22 shall not be applicable to sales or deliveries by any producing mill.

(b) *Definitions.* When used in this order the following terms shall have the meanings set forth below:

(1) "Centralia-Chehalis area" shall mean the area within the corporate limits of the cities of Centralia and Chehalis, Washington, and the area within a radius of four miles from the corporate limits of the cities of Centralia and Chehalis, Washington.

(2) "Wood fuel" shall mean all wood fuels of the types and kinds described in Revised Order No. G–22, produced within the United States.

(3) "Millwood" shall mean all the wood fuel of the types and kinds described in Table I in paragraph (c) (1) produced by mills located within the United States.

(4) "Forest wood" shall mean wood, other than the product of a producing mill, processed by an individual or group of individuals, for the sole purpose of sale for firewood of the types and kinds described in Table II of paragraph (c) (1).

(5) "Cord" shall mean 128 cubic feet of stacked wood or 192 cubic feet loose measure.

(6) "Unit" shall mean 200 cubic feet.

(7) "Dry or seasoned wood fuel" shall mean thoroughly seasoned wood fuel, either kiln dried or air dried, provided that air dried wood may not be sold as dry or seasoned wood unless it has been seasoned for a period of not less than 90 days.

(8) "Sale at retail" shall mean a sale or selling to an ultimate consumer other than an industrial or commercial user.

(9) "Producing mill" shall mean a mill engaged in producing any of the types or kinds of wood fuel described in Table I of paragraph (c) (1) in Order No. G–22.

(c) *Maximum prices.* (1) Except as provided in paragraph (d) hereof, the maximum prices for sales at retail of the kinds and types of wood fuel described in Tables I and II set forth below, delivered to the premises of the consumer within the Centralia-Chehalis area by any seller shall be the prices set forth in the appropriate column and line of the tables stated below:

TABLE I—MILLWOOD

	Per cord
Green mill slab, mixed mill, mill run:	
24" or less	$6.00
4' lengths	5.75
Green inside block, green or dry planer ends	7.00
Green tie slab:	
24 inches or less	8.00
4-foot or 8-foot lengths	7.00
Dry mill slab, mixed mill, mill run:	
24" or less	8.50
4' lengths	8.00
Dry inside block	8.50
Dry tie slab, 24 inches or less	11.50
Dry tie slab, 4-foot or 8-foot lengths	9.00

TABLE II—FOREST WOOD

Old growth, green or dry, 16" or less	13.00
Second growth, green or dry, 16" or less	12.00

(2) Where a retail fuel dealer whose place of business is located in Chehalis, Washington, makes deliveries of the kinds and types of wood described in Table I set forth above to the premises of the consumer in that portion of the Centralia-Chehalis area within the corporate limits of the city of Centralia, Washington, or east of the corporate limits of the city of Centralia, Washington, the maximum prices provided in Table I may be increased by $0.50 per cord.

(3) Where a retail fuel dealer whose place of business is located in Centralia, Washington, makes deliveries of the kinds of types of wood fuel described in Table I set forth above to the premises of the consumer in that portion of the Centralia-Chehalis area within the corporate limits of the city of Chehalis, Washington, or west of the corporate limits of the city of Chehalis, Washington, the maximum price provided in Table I may be increased by $.50 per cord.

(4) The maximum prices for the kinds and types of firewood described in Table I set forth above delivered to the premises of the consumer within the Centralia-Chehalis area in fractional cord lots shall be the appropriate fraction of the per cord price set forth in the appropriate column and line of the tables set forth above, plus $.50 per half cord for sales in half cord lots, $.35 per third cord for sales in third cord lots, or $.25 per quarter cord for sales in quarter cord lots.

(5) The maximum prices provided by this order are subject to the seller's discounts and differentials in effect in March 1942 including the discount for prompt payment and the discount for sales of multiple cords or units.

(d) *Invoices and records.* Every person making a sale of firewood for which a maximum price is set by this order shall give the purchaser or his agent at the time of the sale an invoice or other memorandum of sale which shall show:

(1) The date of sale.
(2) The name and address of the buyer and seller.
(3) The quantity of firewood sold.
(4) Description of firewood sold in the same manner as it is described in this order.
(5) Place of sale.
(6) The total price of the wood.

The seller shall keep an exact copy of such invoice or memorandum of sale for so long as the Emergency Price Control Act of 1942 as amended remains in effect. Such copy shall be made available for inspection by the Office of Price Administration.

(e) This order may be revoked, amended, or corrected at any time.

NOTE: The record-keeping provision of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall become effective December 14, 1945.

Issued this 14th day of December 1945.

REED C. MILLER,
Acting District Director.

[F. R. Doc. 46–5544; Filed, Apr. 2, 1946; 4:34 p. m.]

[Seattle Order G–30 Under 18 (c)]

CERTAIN WOOD FUELS SOLD IN LEWIS COUNTY, WASH.

For the reasons set forth in the opinion issued simultaneously herewith, and under the authority vested in the Seattle District Director of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, Revised General Order No. 32, and Eighth Regional Order of Delegation No. 75, *It is hereby ordered:*

(a) The maximum prices for certain sales and deliveries of specified kinds of wood fuel as established under §§ 1499.2 and 1499.3 of the General Maximum Price Regulation, or by any order issued pursuant to such regulation or any supplementary regulation thereto, are hereby adjusted so that the maximum prices therefor shall be those set forth in paragraph (c) hereof; *Provided*, That this order shall have no application to sales of wood fuel by any producing mill.

(b) This order shall apply to that portion of Lewis County lying east of U. S. Highway 99, excluding the cities of Centralia and Chehalis and the area within a radius of four miles of the corporate limits of said cities.

(c) The adjusted maximum prices for the described sales of the specified sizes and kinds of wood fuel delivered in the area defined by paragraph (b) above shall be as follows:

TABLE I—SALES TO DOMESTIC CONSUMERS

	Green		Seasoned	
	Delivered to the premises of the consumer	F. o. b. dealer's yard	Delivered to the premises of the consumer	F. o. b. dealer's yard
	Per cord	*Per cord*	*Per cord*	*Per cord*
16" Mill wood edgings and trimmings	$5.00	------	$7.00	------
16" Mixed mill run or slab wood	6.00	------	8.00	------
16" Tie mill slab (heavy)	7.00	$5.00	9.00	$7.00
4' Tie mill slab (heavy)	6.50	4.50	7.50	5.50
			Green or seasoned	
16" Second growth forest wood			$8.25	$6.25
4' Second growth forest wood			6.75	4.75
16" Old growth forest wood			9.25	7.25
4' Old growth forest wood			7.75	5.75

TABLE II—SALES TO ALL BUYERS

8' green or dry tie mill slab loaded on rail car	$5.50

(d) *Definitions.* As used herein, the term:

1. "Cord" shall mean 128 cubic feet of stacked wood or 192 cubic feet of loose measure wood fuel.

2. "Seasoned" shall refer to wood fuel that has been seasoned in the dealer's yard or storage facilities for a period of not less than three months.

3. "f. o. b. Yard" shall mean loaded on buyer's vehicle at the dealer's place of business.

4. "Wood Fuel" shall mean all wood fuel of the types and kinds described in the tables in paragraph (c) above, produced by mills located within the United States.

(e) *Invoices and records.* Every person making a sale of wood fuel for which an adjusted maximum price is set by this order shall give the purchaser or his agent at the time of the sale an invoice or other memorandum of sale which shall show:

1. The date of sale.
2. The name and address of the buyer and seller.
3. The quantity of firewood sold.
4. Description of firewood sold in the same manner as it is described in this order, e. g., "16" tie mill slab (heavy)."
5. Place of sale.
6. The total price of the wood.

The seller shall keep an exact copy of such invoice or memorandum of sale for a period of two years following the sale. Such copy shall be made available for inspection by the Office of Price Administration.

(f) This order may be revoked, amended or corrected at any time.

(g) This order shall become effective December 7, 1945.

NOTE: The record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of December 1945.

IRVIN A. HOFF,
District Director.

[F. R. Doc. 46–5545; Filed, Apr. 2, 1946; 4:34 p. m.]

[Region VIII Order G–5 Under Supp. Service Reg. 43 to RMPR 165, Amdt. 3]

CUSTOM PRICING AND GRADING OF EGGS IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

In Order No. G–5 under Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation No. 165 the paragraph establishing the effective date is amended to read as follows:

This order shall become effective June 10, 1945 and shall remain in effect until revoked.

This amendment shall become effective March 7, 1946.

Issued this 7th day of March 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–5541; Filed, Apr. 2, 1946; 4:33 p. m.]

[Spokane Order 132B Under MPR 426]

LETTUCE IN SPOKANE, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of

transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lettuce.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Spokane, Wash.
(d) Method of transportation: Carlot.
(e) Freight rate by Method (d) from basing point to wholesale receiving point: $0.90.

	Per unit of sale	
	Per crate of 60 lbs.	Per lb.
(f) Freight charge by Method (d)	$0.70	
(g) Basing point cost	3.25	
(h) Protective services	.20	
(i) Maximum price in wholesale receiving point (sum of "f," "g" and "h")	4.15	$0.0691

This order shall become effective April 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of March 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-5532; Filed, Apr. 2, 1946; 4:31 p. m.]

[Spokane Order 133B Under MPR 426]

LETTUCE IN KENNEWICK, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration; *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lettuce.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Kennewick, Wash.
(d) Method of transportation: Carlot to Walla Walla, l. c. l. Kennewick.
(e) Freight rate by Method (d) from basing point to wholesale receiving point: $0.90 plus $0.32.

	Per unit of sale	
	Per crate of 60 lbs.	Per lb.
(f) Freight charge by Method (d)	$0.95	
(g) Basing point cost	3.25	
(h) Protective services	.20	
(i) Maximum price in wholesale receiving point (sum of "f," "g" and "h")	4.40	$0.0733

This order shall become effective April 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of March 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-5533; Filed, Apr. 2, 1946; 4:31 p. m.]

[Spokane Order 134B Under MPR 426]

LETTUCE IN WALLACE IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration; *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lettuce.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Wallace, Idaho.
(d) Method of transportation: Carlot Spokane, l. c. l. Wallace.
(e) Freight rate by Method (d) from basing point to wholesale receiving point: $0.90 plus $0.51.

	Per unit of sale	
	Per crate of 60 lbs.	Per lb.
(f) Freight charge by Method (d)	$1.10	
(g) Basing point cost	3.25	
(h) Protective services	.20	
(i) Maximum price in wholesale receiving point (sum of "f," "g" and "h")	4.55	

This order shall become effective April 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of March 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-5534; Filed, Apr. 2, 1946; 4:31 p. m.]

[Region I Order G-1 Under Gen. Order 68]

HARD BUILDING MATERIALS IN VERMONT

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all "retail sales" of the commodities listed in Table I by any seller to a purchaser in the State of Vermont. For the purposes of this order a "retail sale" means a sale to an ultimate user, or a sale to a contractor or builder for resale on an installed basis within the meaning of section 1 (b) (2) of Revised Maximum Price Regulation 251. The term "customary place of business" means the location where the materials are generally stored and available for delivery.

SEC. 2. *Items covered by this order.* This order covers the list of hard building materials set forth in Appendix A, Table I, appearing below and made part of this order. Other related items may be added from time to time.

SEC. 3. *Maximum prices.* (a) The prices listed in Appendix A, Table I, appearing below, and made a part of this order, shall be the maximum prices for "retail sales" of the respective items of hard building materials listed in said table.

(b) Maximum prices established by this order shall be reduced by 2% whenever cash payment is made to the seller within 10 days of receipt of an invoice by the buyer.

(c) In Column B of Table I of the appendix where the words "customary discount" appear in place of dollar and cent prices for large sale units, maximum prices for such large sale units shall be the maximum price for small sale units listed in Column A of said Table I reduced by the customary discounts granted during March 1942 by the seller to purchasers of the same class on sales of the same quantity. Records or other satisfactory evidence of each seller's customary discounts referred to in the preceding sentence shall be available for inspection by representatives of the Office of Price Administration.

SEC. 4. *Delivery.* The maximum prices fixed by this order include free delivery by the seller within a five-mile radius of his customary place of business. However, where a seller's free delivery zone during March 1942 exceeds the five-mile radius of his customary place of business, he shall nevertheless continue to maintain his March 1942 free delivery zone. Transportation charges may be made for deliveries beyond the free delivery zones referred to in the preceding sentences at the rates or by the method customarily charged or used by the seller during March 1942. In the case of an isolated sale of a small sale unit the seller may maintain his customary delivery practices relating to such sales which were in effect for him during March 1942. Records or other satisfactory evidence of each seller's delivery rates and/or practice during March 1942 shall be available for inspection by representatives of the Office of Price Administration.

SEC. 5. *New sellers.* A seller who was not engaged in the sale and delivery of hard building materials during March 1942, may file an application for authority to use the customary discounts and/or delivery rates and practices of his most closely competitive seller of the same class. (The discounts, delivery rates and practices are those referred to in sections 3 (c) and 4 of this order.) The application shall state the name and address of his most closely competitive seller of the same class, shall specify the discounts and rates, and shall describe the delivery practices. If the application contains the required information and is not disapproved within 15 days after it has been duly filed, the applicant may use the discounts, rates and practices set forth in the application. If a seller is unable to ascertain the customer's discounts and/or delivery rates and practices of his most closely competitive seller of the same class, he may apply to the Vermont District Office for assistance to obtain such information. The authority to use the customary discounts and/or the delivery rates and practices is subject to non-retroactive revision, modification or denial if warranted or required:

SEC. 6. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices or pricing methods previously fixed by any other order or regulation issued by the Office of Price Administration. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 7. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A, Table I in his customary place of business in a manner plainly visible to all purchasers.

SEC. 8. *Sales slips and records.* (a) For any sale of $50.00 or more, each seller (regardless of previous custom) must keep records showing the following:

1. Name and address of buyer;
2. Date of transaction;
3. Place of delivery;
4. Complete description of each item sold and price charged.

(b) Every seller covered by this order shall give to the purchaser a sales slip receipt or other evidence of purchase showing the name and address of the seller, the date of purchase, a description, quantity and the price of each item sold, the said description to be in detail sufficient to determine whether the price charged has been properly computed under this order. However, in the case of sales amounting to less than a total of $7.50 only the name and the address of the seller and the amount of the sale need be shown. The seller shall prepare the sales slips, receipts, or other evidence of purchase, hereinbefore described, in duplicate, and he must keep for at least six months after delivery a duplicate copy.

SEC. 9. *Evasion.* The price limitations of this order shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any commodities covered by this Regulation or by way of commissions, services, transportation, or other charges, or by tying agreement or other trade understanding, or by making the terms and conditions of the sale more onerous to buyers than they were in March 1942.

SEC. 10. *Enforcement.* Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocation of licenses, provided by the Emergency Price Control Act of 1942 as amended.

SEC. 11. *Amendment.* This order may be modified, amended, revised or revoked at any time by the Office of Price Administration.

This order shall become effective March 11, 1946.

Issued this 5th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

APPENDIX A

TABLE I—MAXIMUM PRICES FOR HARD BUILDING MATERIALS IN THE STATE OF VERMONT

Free delivery zone prices for small quantity and large quantity sales

Item	A Small sale		B Large sale		Cash discount
	Unit	Price	Unit	Price	
					Percent
Plaster:					
Hard wall (neat)	100# bag	$1.10	Ton	$20.00	2
Gauging	100# bag	1.75	(1)	(1)	2
Keene's cement	100# bag	2.35	(1)	(1)	2
Finishing lime	50# bag	.75	(1)	(1)	2
Gypsum lath, ⅜"	Sq. ft	.03	1,000 sq. ft	20.25	2
Metal lath, corner bead expanded type	Lin. ft	.05	(1)	(1)	2
Portland cement (paper)	94# bag	.85	20–94# bags or over	.80	2
Masonry mortar (paper)	70# bag	.85	25–70# bags or over	.80	2
Mason's hydrated lime	50# bag	.63	40–50# bags or over	.58	2
Gypsum wallboard:					
⅜"	Sq. ft	.04	1,000 sq. ft	40.00	2
½"	Sq. ft	.04½	1,000 sq. ft	45.00	2
Gypsum sheathing, ½"	Sq. ft	.04	1,000 sq. ft	40.00	2
Asphalt roofing, 90# (mineral surface)	Roll	2.60	(1)	(1)	2
Asphalt or tarred felt:					
19#	Roll (432 ft.)	2.70	(1)	(1)	2
30#	Roll (216 ft.)	2.50	(1)	(1)	2
Asphalt shingles:					
10# (3-in-1 thick butt)	Square	6.10	(1)	(1)	2
165# 2 tab hexagon	Square	4.80	(1)	(1)	2
Fibre insulation board:					
½" standard lath and board	Sq. ft	.04½	1,000 sq. ft	45.00	2
25/32" asphalt sheathing	Sq. ft	.06½	1,000 sq. ft	62.00	2
Asbestos cement siding:					
12" 24" or 27" gray	Square	7.75	(1)	(1)	2
12", 24", or 27" white	Square	8.40	(1)	(1)	2
Thermal insulation blankets (paper-backed):					
Thick	Sq. ft	.06½	1,000 sq. ft	65.00	2
Medium	Sq. ft	.05½	1,000 sq. ft	50.00	2
Single	Sq. ft	.05	1,000 sq. ft	45.00	2
Thermal insulation batts (paper-backed) full thick	Sq. ft	.06	1,000 sq. ft	60.00	2
Thermal insulation:					
Loose–Plain	20 sq. ft	1.25	(1)	(1)	2
Loose–Modulated	20 sq. ft	1.50	(1)	(1)	2

(1) Customary discount.

[F. R. Doc. 46-5608; Filed, Apr. 3, 1946; 11:35 a. m.]

[Spokane Order 135B Under MPR 426]

LETTUCE IN LEWISTON, IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration; *It is hereby ordered:*

APR 9 '46

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lettuce.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Lewiston, Idaho.
(d) Method of transportation: Carlot.
(e) Freight rate by Method (d) from basing point to wholesale receiving point: $0.90.

	Per unit of sale	
	Per crate of 60 lbs.	Per lb.
(f) Freight charge by Method (d)	$0.70	-------
(g) Basing point cost	3.25	-------
(h) Protective services	.20	-------
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	4.15	$0.0691

This order shall become effective April 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of March 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-5535; Filed, Apr. 2, 1946; 4:32 p. m.]

[Spokane Order 136B Under MPR 426]

LETTUCE IN WALLA WALLA, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration: *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lettuce.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Walla Walla, Wash.
(d) Method of transportation: Carlot.
(e) Freight rate by Method (d) from basing point to wholesale receiving point: $0.90.

	Per unit of sale	
	Per crate of 60 lbs.	Per lb.
(f) Freight charge by Method (d)	$0.70	-------
(g) Basing point cost	3.25	-------
(h) Protective services	.20	-------
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	4.15	$0.0691

This order shall become effective April 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of March 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-5536; Filed, Apr. 2, 1946; 4:32 p. m.]

[Region IV Order G-18 Under SR 15, MPR 280, and MPR 329, Amdt. 4]

FLUID MILK IN ATLANTA REGION

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, of the Office of Price Administration by § 1499.75 (a) (9) (ii) (c) of Supplementary Regulation 15 to the General Maximum Price Regulation, *It is hereby ordered*, That the above named order be amended in the following respects:

1. That section 14 (c), Area 3, Table 3, be amended by adding Table 3-A following the second proviso to read as follows:

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container in the specific sizes hereinafter enumerated within Coahoma and Tunica Counties in the State of Mississippi shall be the maximum prices set forth in Table 3-A below:

TABLE 3-A

Type	Container size or quantity	Wholesale	Retail
		Cents	*Cents*
Whole milk	Quart	15	17
	Pint	8	9
	½ pint	4½	5
Buttermilk	Quart	9	11
	Pint	5	6

Provided, That these maximum prices shall remain in effect only so long as the milk distributors selling and delivering milk in the named counties shall import more than 50% of their milk supply from areas located beyond the boundaries of the Clarksdale, Tunica, Northern Mississippi and Memphis, Tennessee, Milk Sheds. Each seller of milk governed by this Table 3-A shall file with the Mississippi District Office, Jackson, Mississippi, a report setting forth the following information: the total quantity by volume of milk sold by him in the area during the preceding calendar month and the quantity by volume of milk importing from outside the Clarksdale, Tunica, Northern Mississippi and Memphis, Tennessee, Milk Sheds during such calendar month indicating in each instance the sources of supply of such importing milk. This report shall be filed within ten days following the close of the calendar month. Whenever the supply of milk from the Clarksdale, Tunica, Northern Mississippi and Memphis, Tennessee, Milk Sheds exceeds 50% of the total supply the Regional Administrator may revoke this pricing table and restore the prices set forth in Table 3.

Provided further, The adjusted maximum wholesale or retail price of plain buttermilk, cultured or churned, sold or delivered in Tunica County in the quart and pint sizes shall be the maximum price named in Table 3-A above or the maximum price established under the General Maximum Price Regulation or Maximum Price Regulation 280, whichever is higher.

2. Section 17 is amended as follows: Immediately following the Table of Counties in section 17 the following paragraph shall be added:

Provided, The alternative maximum prices payable to producers by purchasers of "milk" whose bottling plants are located in Coahoma and Tunica Counties, Mississippi, shall be $4.40 per cwt. or .378¢ per gallon for "milk" with a 4% butterfat content, f. o. b. bottling plant.

This provision shall be effective so long as Table 3-A in section 14 (c), Area 3, shall be operative.

This amendment shall become effective April 3, 1946.

Issued April 3, 1946.

JOHN D. MOSBY,
Acting Regional Administrator.

Approved: March 27, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-5607; Filed, Apr. 3, 1946; 11:35 a. m.]

Reference

APR 9 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 68

Washington, Saturday, April 6, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 44, Amdt. 18]

PART 1465—FISH AND SHELLFISH

RESTRICTIONS ON 1946 PACK OF CANNED FISH

War Food Order No. 44, as amended (10 F.R. 10071, 10419, 10963, 11341, 12897, 14417, 14861), is further amended to read as follows:

§ 1465.20 *Restrictions relative to the 1946 pack of canned fish*—(a) *Definitions.* (1) "Canner" means any person who is the first owner of canned fish.

(2) "Can" means (i) to pack fish in the Continental United States or in the Territory of Alaska for commercial purposes in hermetically sealed or glass containers, and (ii) to sterilize the fish packed in such containers by the use of heat.

(3) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(4) "1946 pack" means the total net weight of canned fish of each class designated in (b) (1) hereof, for the period indicated therein.

(5) "Assistant Administrator" means the Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration of the United States Department of Agriculture.

(6) "Governmental agency" means the United States Department of Agriculture (including, but not being limited to, any corporate agency thereof), and any other agency or instrumentality of the United States designated by the Assistant Administrator.

(7) "1946 packing season" means the period (i) beginning with April 1, 1946, or any subsequent date on which a canner commences to produce any canned fish of the 1946 pack, and (ii) ending with March 31, 1947, or the date on which such canner ceases to produce any canned fish of the 1946 pack, whichever date is the earlier.

(b) *Restrictions on canners.* (1) No canner may sell or deliver any canned fish of his 1946 pack of the classes numbered 1 to 4, inclusive, and 6 to 9, inclusive (designated in (b) (1) hereof), except as permitted by the provisions of this order. Unless otherwise specified in the respective class designation, the fish subject to the provisions of this order are, by classes, designated as follows:

Class 1. Salmon: Alaska red or sockeye (Oncorhynchus nerka) packed in the Territory of Alaska. (For the period April 1, 1946, to March 31, 1947, inclusive.)

Class 2. Salmon: Silver, silverside, medium red, or coho (Oncorhynchus kisutch). (For the period April 1, 1946, to March 31, 1947, inclusive.)

Class 3. Salmon: Pink (Oncorhynchus gorbuscha). (For the period April 1, 1946, to March 31, 1947, inclusive.)

Class 4. Salmon: Chum or keta (Oncorhynchus keta). (For the period April 1, 1946, to March 31, 1947, inclusive.)

Class 5. Salmon: King, chinook, or spring (Oncorhynchus tschawytscha); Red, sockeye, or blueback (Oncorhynchus nerka) packed in the Continental United States; Steelhead (salmo irideus, salmo clarki, salmo gairdneri). (For the period April 1, 1946, to March 31, 1947, inclusive.)

Class 6. Pilchard (Sardinia caerulea) by whatever name known, including, but not being limited to, sardines. (For the period April 1, 1946, to March 31, 1947, inclusive.)

Class 7. Atlantic sea herring (Clupea harengus) by whatever name known, including, but not being limited to, sardines. (For the period April 1, 1946, to March 31, 1947, inclusive.)

Class 8. Atlantic mackerel (Scomber scombrus). (For the period April 1, 1946, to March 31, 1947, inclusive.)

Class 9. Pacific mackerel (pneumatophorus japonicus diego) and Pacific horse mackerel (trachurus symmetricus). (For the period April 1, 1946, to March 31, 1947, inclusive.)

Class 10. Tuna: Albacore, or white-meat (Germo alalunga); Yellowfin, or light-meat (Neothunnus macropterus); Skip jack, or striped (Katsuwonus pelamis, sometimes called Euthynnus pelamis); Bluefin, or leapin- (Thunnus thynnus, sometimes called Thunnus saliens); Yellowtail: (Seriola dorsalis); Bonito (Sarda chiliensis). (For the period April 1, 1946, to March 31, 1947, inclusive.)

(2) Thirty-three percent, by net weight, of each canner's 1946 pack of classes numbered 1 to 4, inclusive (designated in (b) (1) hereof) is hereby

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mined to be the cheapest method of transportation which is hereby determined to be the maximum price set forth in Table 3-A below:

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FEDERAL REGISTER

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A limited sales stock of the 1944 Supplement is still available as previously announced.

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established as each such canner's quotas of the 1946 pack of such classes for sale or delivery to governmental agencies.

(3) Forty-five percent, by net weight, of each canner's 1946 pack of class numbered 6 (designated in (b) (1) hereof) is hereby established as each such canner's respective quota of the 1946 pack of such class for sale or delivery to governmental agencies.

(4) Forty-five percent, by net weight, of each canner's 1946 pack of class numbered 7 (designated in (b) (1) hereof) is hereby established as each such canner's respective quota of the 1946 pack of such class for sale or delivery to governmental agencies.

(5) Forty-five percent, by net weight, of each canner's 1946 pack of class numbered 8 (designated in (b) (1) hereof) is hereby established as each such canner's respective quota of the 1946 pack of such class for sale or delivery to governmental agencies.

(6) Forty-five percent, by net weight of each canner's 1946 pack of class numbered 9 (designated in (b) (1) hereof) is hereby established as each such canner's quota for the 1946 pack of such class for sale or delivery to governmental agencies.

(7) No canner may sell or deliver, in the aggregate, to governmental agencies, a total quantity, by net weight, of his 1946 pack of the fish of any class numbered 1 to 9, inclusive (designated in (b) (1) hereof) in excess of a quantity of canned fish equal to the applicable quota percentage of his 1946 pack of such class plus 30,000 pounds, by net weight, of the canned fish of the 1946 pack of such class.

(8) For each 33 pounds of canned fish of the 1946 pack of classes numbered 1 to 4, inclusive (designated in (b) (1) hereof), which a canner has sold or delivered to any governmental agency or with respect to which he has submitted to any governmental agency a written tender of delivery of such canned fish in compliance with a written contract between such canner and such governmental agency, such canner may sell or deliver 67 pounds of canned fish of the same class to persons other than a governmental agency: *Provided*, That, prior to the time of each such written tender, such canner has obtained, with respect to the canned fish included in such written tender, an inspection certificate, issued by an inspection service approved by the governmental agency to which the tender has been made, indicating that such canned fish meets all the specifications set forth in such canner's aforesaid written contract for such canned fish.

(9) For each 45 pounds of canned fish of the 1946 pack of class numbered 6 (designated in (b) (1) hereof) which a canner has sold or delivered to any governmental agency or with respect to which he has submitted to any governmental agency a written tender of delivery of such canned fish in compliance with a written contract between such canner and such governmental agency, such canner may sell or deliver 55 pounds of canned fish of the same class to persons other than a governmental agency: *Provided*, That, prior to the time of each such written tender, such canner has obtained, with respect to the canned fish included in such written tender, an inspection certificate, issued by an inspection service approved by the governmental agency to which the tender has been made, indicating that such canned fish meets all the specifications set forth in such canner's aforesaid written contract for such canned fish.

(10) For each 45 pounds of canned fish of the 1946 pack of class numbered 7 (designated in (b) (1) hereof) which a canner has sold or delivered to any governmental agency or with respect to which he has submitted to any governmental agency a written tender of delivery of such canned fish in compliance with a written contract between such canner and such governmental agency, such canner may sell or deliver 55 pounds of canned fish of the same class to persons others than a governmental agency: *Provided*, That, prior to the time of each such written tender, such canner has obtained, with respect to the canned fish included in such written tender, an inspection certificate, issued by an inspection service approved by the governmental agency to which the tender has been made, indicating that such canned fish meets all the specifications set forth in such canner's aforesaid written contract for such canned fish.

(11) For each 45 pounds of canned fish of the 1946 pack of class numbered 8 (designated in (b) (1) hereof) which a canner has sold or delivered to any governmental agency or with respect to which he has submitted to any governmental agency a written tender of delivery of such canned fish in compliance with a written contract between such canner and such governmental agency, such canner may sell or deliver 55 pounds of canned fish of the same class to persons other than a governmental agency: *Provided*, That, prior to the time of each such written tender, such canner has obtained, with respect to the canned fish included in such written tender, an inspection certificate, issued by an inspection service approved by the governmental agency to which the tender has been made, indicating that such canned fish meets all the specifications set forth in such canner's aforesaid written contract for such canned fish.

(12) For each 45 pounds of canned fish of the 1946 pack of class numbered 9 (designated in (b) (1) hereof) which a canner has sold or delivered to any governmental agency or with respect to which he has submitted to any governmental agency a written tender of delivery of such canned fish in compliance with a written contract between such canner and such governmental agency, such canner may sell or deliver 55 pounds of canned fish of the same class to persons others than a governmental agency: *Provided*, That, prior to the time of each such written tender, such canner has obtained, with respect to the canned fish included in such written tender, an inspection certificate, issued by an inspection service approved by the governmental agency to which the tender has been made, indicating that such canned fish meets all the specifications set forth in such canner's aforesaid written contract for such canned fish.

(13) If any canner's 1946 pack of canned fish of any class numbered 1 to 9, inclusive (designated in (b) (1) hereof) is less than 12,000 pounds, such canner may consider such canned fish as a part of his 1946 pack of the canned fish of any other class numbered 1 to 9, inclusive (designated in (b) (1) hereof).

(14) If any canner sells or delivers, to any person other than a governmental agency and for civilian use in the Philippine Islands, any canned fish of his 1946 pack of the class numbered 6 (designated in (b) (1) hereof), such canner may consider such canned fish as having been sold or delivered to a governmental agency pursuant to the provisions hereof.

(15) Unless otherwise authorized by the Assistant Administrator, no canner may use, in the production of his 1946 pack of class numbered 10 (designated in (b) (1) hereof) a quantity of vegetable oil in excess of the following applicable quantity per case of 48 cans of the size stated:

TUNA—YELLOWTAIL—BONITO

(a) *Solid pack*

No. ½ tuna can (307 x 113), 4.1 pounds of oil per case.

No. 1 tuna can (401 x 205.5), 5.6 pounds of oil per case.

Four-pound tuna can (603 x 408), 7.5 pounds of oil per case.

(b) *Flakes, shredded, or grated*

No. ½ tuna can (307 x 113), 3.00 pounds of oil per case.

No. 1 tuna can (401 x 205.5), 4.25 pounds of oil per case.

Four-pound tuna can (603 x 408), 5.50 pounds of oil per case.

(16) The Assistant Administrator may issue specifications at any time relative to the packing of the canned fish, the containers, container treatment, can marking, labeling, boxing, and strapping in connection therewith, or he may authorize any governmental agency to issue such specifications. Each person subject to the provisions of this order shall comply with such specifications, issued by the Assistant Administrator or the governmental agency authorized by the Assistant Administrator to issue such specifications, applicable to the canned fish processed by such person.

(c) *Inspection and grading.* All canned fish subject to the provisions of this order shall be subject to inspection and grading at any time by the Assistant Administrator or any governmental agency authorized by the Assistant Administrator to make such inspection and grading.

(d) *Contracts.* The restrictions of this order shall be observed without regard to contracts heretofore or hereafter entered into, or any rights accrued or payments made thereunder. This order shall not, however, be construed as reducing the amount of canned fish of the 1946 pack which any person is required to offer or deliver pursuant to contracts heretofore or hereafter entered into with any governmental agency.

(e) *Records and reports.* (1) The Assistant Administrator shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in the Assistant Administrator's discretion, to the enforcement or administration of the provision of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Assistant Administrator may designate), maintain an accurate record of his transactions in canned fish.

(3) *Weekly reports.* Each canner who produces any canned fish of the 1946 pack shall report on Form FDO–44–1 (Revised April 2, 1946), entitled "Canned Fish: Pack Report," the total quantity

of canned fish of the 1946 pack produced by such canner from each class of fish (designated in (b) (1) hereof) during each calendar week of such canner's 1946 packing season. Each such report shall be submitted for each calendar week during the respective canner's 1946 packing season regardless of whether or not such canner produced any canned fish of the 1946 pack during a particular calendar week. Each report for a calendar week or a part thereof subsequent to April 1, 1946, shall be submitted as aforesaid within four days after the last day of each such calendar week or part thereof.

(4) *Seasonal reports.* In addition to the weekly reports required to be submitted pursuant to (e) (3) hereof, each canner, as aforesaid, shall report on Form FDO–44–1 (Revised April 2, 1946) the total quantity of canned fish of his 1946 pack of each class of fish (designated in (b) (1) hereof) produced by such canner during his 1946 packing season and shall submit such report within 15 days after the last day of such canner's 1946 packing season.

(5) *Completion of reports.* The respective reports submitted pursuant to (e) (3) and (4) hereof shall be completed in accordance with the instructions contained on the aforesaid Form FDO–44–1 (Revised April 2, 1946).

(f) *Audits and inspection.* The Assistant Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of canned fish of any person, and to make such investigations, as may be necessary or appropriate, in the Assistant Administrator's discretion, to the enforcement or administration of the provisions of this order.

(g) *Applicability of order.* Any person doing business in one or more of the 48 States, the District of Columbia, or the Territory of Alaska, is subject to the provisions hereof, but the provisions hereof shall not apply to any person doing business in any other territory or possession of the United States with respect to such business.

(h) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using canned fish. In addition, any person who willfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(i) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order; and one such employee shall be designated by the Assistant Administrator to serve as order administrator, and such other employees as may be necessary shall be designated to serve as deputy order administrators.

(j) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may apply in writing for relief to the Assistant Administrator, setting forth in such petition all pertinent facts and the nature of the relief sought. The Assistant Administrator may take any action with reference to such petition as he deems appropriate, which action shall be final.

(k) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided herein or in instructions issued by the Assistant Administrator, be addressed to the Assistant Administrator for Regulatory and Marketing Service Work, Production and Marketing Administration, Department of Agriculture, Washington 25, D. C. Ref. WFO–44.

(l) *Effective date.* The provisions of this order shall become effective at 12:01 a. m., e. s. t., April 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under War Food Order No. 44, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 44, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All record-keeping and reporting requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 4th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–5683; Filed, Apr. 4, 1946; 1:39 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VI—Organized Reserves

PART 601—OFFICERS' RESERVE CORPS

MISCELLANEOUS AMENDMENTS

Paragraph (c) (9) of § 601.4 is revoked and § 601.84 is amended as follows:

§ 601.4 *Appointments: how made.* • • •

(c) *Classes of persons, for what eligible; how appointed.* • • •

(9) [Revoked]

(Sec. 37, 39 Stat. 189, 40 Stat. 73, sec. 32, 41 Stat. 775, sec. 2, 42 Stat. 1033, sec. 3, 48 Stat. 154, 939; 10 U.S.C. 352, 353) [AR 140–5, 17 June 1941 as revoked by W. D. Cir. 82, 22 Mar. 1946]

§ 601.84 *Specialist Reserve.* By direction of the President, officers currently holding appointments in the Specialist Reserve are hereby transferred to the Staff and Administrative Reserve. (39 Stat. 189, 41 Stat. 775, 42 Stat. 1033, 48 Stat. 154, 939; 10 U.S.C. 352, 353) [AR 140–39, 24 July 1933 as amended by W. D. Cir. 82, 22 March 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–5705; Filed, Apr. 5, 1946; 10:33 a. m.]

Chapter IX—Transport

PART 901—GENERAL TRANSPORT REGULATIONS

BAGGAGE AND EFFECTS; ALLOWANCES

Section 901.20 (a) is revised to read as follows:

§ 901.20 *Baggage and effects*—(a) *Allowances.* (1) Baggage will be transported to and from ports of embarkation in accordance with § 903.7 as checkable baggage, Army regulations on Government bills of lading, or at personal expense of the owner so that it will arrive at such ports free of accrued charges.

(2) Only two pieces of baggage, one hand, and one no larger than a foot locker or steamer trunk will be accessible to passengers during the voyage, subject to limitations of individual vessels.

(3) Baggage stored in the hold of the transport will not be accessible during the voyage and will be limited to weights as follows:

(i) Dependents other than specified in (ii) below: 350 pounds for each adult and 175 pounds for each child under 12 years of age.

(ii) Dependents traveling under the provisions of WD Circular 245, 1945, or revisions thereof, are limited to 200 pounds for each adult and 50 pounds for each child.

(iii) Officers, enlisted personnel, and War Department employees and civilians traveling on invitational travel orders.

(*a*) *On temporary change of station.*
(*1*) General officers, 800 pounds.
(2) All others, 175 pounds.
(*b*) *On permanent change of station.*
(*1*) General officers, 800 pounds.
(2) Field grade officers, 600 pounds.
(3) Company grade officers, 400 pounds.
(4) Enlisted men, 200 pounds.
(5) All civilians, 400 pounds.

(R.S. 161; 5 U.S.C. 22) [AR 55–410, 6 October 1942, as amended by W.D. Cir. 80, 21 March 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–5704; Filed, Apr. 5, 1946, 10:33 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 32, as Amended Apr. 5, 1946]

INVENTORIES

(a) What this regulation does.

General Restrictions

(b) Restriction on delivery.
(c) Restrictions on receipts.
(d) Restriction on ordering more than needed.
(e) Adjusting outstanding orders when requirements change.
(f) Restriction on processing.

Exceptions

(g) In general.
(h) Receipts permitted after contract cancellations or cut-backs.

Miscellaneous Provisions

(i) Previous inventory authorizations.
(j) Separate inventories.
(k) Redistribution of excess inventories.
(l) Violations.
(m) Revisions of tables.
(n) Appeals, letters and questions.

§ 944.53 *Priorities Regulation 32*—(a) *What this regulation does.* This regulation contains the inventory rules formerly in § 944.14 of Priorities Regulation 1 and in CMP Regulation 2. Its purpose is to prevent excessive inventories by restricting ordering, deliveries, receipts and processing of materials in short supply. All kinds of materials are covered including raw or semi-fabricated materials, commodities, equipment, accessories, parts, assemblies or products of any kind, whether or not acquired with priorities assistance.

The general rule on receipts is in paragraph (c) (1), and this is controlling unless a more specific limitation or exception is indicated in Table 1 or 2 or a direction to this regulation, or unless Table 3 (formerly Order M–161) exempts the material entirely. Other exceptions to the inventory limitations are stated in paragraphs (g) and (h) and in directions to this regulation.

General Restrictions

(b) *Restriction on delivery.* No person may deliver any material if he knows or has reason to believe that acceptance of the delivery would be in violation of this regulation.

NOTE: For rule on making or delivering material earlier than required by customers, see Interpretation 3.

(c) *Restrictions on receipts*—(1) *General rule.* A person may not accept delivery of any material if his inventory of that material is, or will be, more than a practicable minimum working inventory reasonably necessary to meet his own deliveries or to supply his services on the basis of his current or scheduled method and rate of operation.

NOTE: For rule on when material is considered to be in inventory, see Interpretation 4; for rule as to seasonal industries, see Interpretation 1.

(2) *Special rules in Tables 1 and 2.* If Table 1 at the end of this regulation shows a special inventory limit on a particular material or product (either specifically or by reference to another CPA order or regulation), that limitation governs and the restrictions of paragraph (c) (1) above may be disregarded unless the applicable order or regulation (or a note in Table 1) also states that a practicable minimum working inventory may not be exceeded. The same is true with respect to particular classes of persons shown on Table 2. Where a specific period of time is shown on Table 1 or 2, no person affected may accept delivery of any material specified if his inventory of it is, or will be, more than he needs during the immediate period specified on the basis of his current or scheduled method and rate of operation. Even if an order or regulation is not listed on Table 1 or 2, any specific inventory limits imposed by it must be complied with. If an order or regulation listed on Table 1 or 2 is revoked or a listing removed from the tables all provisions of this regulation, including paragraph (c) (1), are automatically applicable.

(3) *Early delivery of steel, iron products, copper and copper base alloys.* Early delivery, up to 15 days before the requested delivery month, may be accepted from a producer of steel, iron products, copper or copper base alloys (in the forms listed on Table 1), but the producer may not make the early delivery if it would interfere with any rated orders. Other special rules on these materials are explained in Table 1.

(d) *Restriction on ordering more than needed.* (1) A person may not place any order, whether rated or unrated, for delivery of any material on earlier dates or in larger amounts than he would be permitted to receive under this regulation. Orders aggregating more than he is allowed to receive may not be placed with different suppliers even though he intends to cancel one or more of them before delivery. However, this restriction does not apply to materials listed on Table 3 of this regulation nor to purchases by ultimate consumers for personal or household use. The restriction does not forbid the placing of orders for delivery under the conditions explained in Interpretation 11 to Priorities Regulation 1, but such orders may not be scheduled for production as long as this restriction is effective.

(2) This restriction does not require immediate adjustment of orders placed before August 28, 1945. However, in view of its policy to prevent hoarding and speculative buying of materials in short supply, the CPA may direct adjustments or cancellations in individual cases where orders are in excess of reasonably anticipated needs especially where failure to do so might result in unbalanced distribution and curtail total production.

(3) If the inventory limits applying to any material are made more restrictive, whether by a change in Table 1 or otherwise, any person affected must immediately cancel, reduce or defer any order for the material to the extent that the scheduled delivery would result in an inventory greater than permitted by the new restriction and other applicable provisions of this regulation.

(e) *Adjusting outstanding orders when requirements change.* If because of a change in operations, slowing or stoppage of production, delayed delivery by a supplier, or any other change in requirements, a person who has ordered material for future delivery would, if he accepted delivery on the date specified, exceed the limits prescribed by this regulation, he must promptly adjust his outstanding orders, and, if necessary, postpone or cancel them. Paragraph (h) below describes what further deliveries may be accepted.

(f) *Restriction on processing.* No person may process, fabricate, alloy or otherwise alter the shape or form of any material if his inventory of the material in its processed, fabricated, alloyed or otherwise altered shape or form is, or will be, more than a practicable minimum working inventory. However, this does not restrict a person from altering the form of surplus materials by scrapping or reprocessing them, unless a CPA order specifically says otherwise. The CPA may issue directions to Priorities Regulation 32 or other orders that are more restrictive on processing than the general limitations of this paragraph. In such case, these more restrictive directions or orders control instead of the general restrictions of the paragraph.

Exceptions

(g) *In general.* This paragraph, paragraph (h) below, and certain directions to this regulation state general exceptions to the restrictions on acceptance of delivery described in paragraph (c) above, and to all other inventory restrictions on delivery and acceptance of delivery in CPA orders and regulations unless they contain specific provisions to the contrary. None of these or any other exceptions to CPA inventory restrictions on receipts permit a supplier to disregard any applicable CPA order or regulation which restricts production or delivery.

(1) *Exemption of Table 3 materials.* Materials listed on Table 3 at the end of this regulation may be delivered and accepted without regard to CPA inventory restrictions.

(2) *Materials bought under PR–13.* Priorities Regulation 13 provides a limited exemption from inventory restrictions in the case of items bought on special sales.

(3) *Imported materials.* A person may import any material without regard to CPA inventory restrictions, but if his

inventory of it thereby becomes in excess of the amount permitted by this regulation, he may not receive further deliveries of it from domestic sources until his inventory is reduced to permitted levels. The inventory restrictions of this regulation do apply to any deliveries of the imported material he makes, and to the amount of it that any person accepting delivery from him may receive.

(4) *Advance stockpiling for civilian production.* A person may receive in anticipation of starting or resuming civilian production the minimum amount of material he would need during the first 30 days of such production, provided no priorities assistance is used to get the material. Records of such receipts and the basis on which they were computed must be preserved as required by § 944.15 of Priorities Regulation 1. This 30-day amount is a ceiling as far as advance stockpiling is concerned, and may not be considered as a "bonus" to be added to the amount of any material which a producer expects to have available for making his civilian product. Changes in this 30-day amount may be indicated for a particular material by a note in Table 1.

(5) *Minimum sale quantities.* Minimum sale quantities and production runs may be accepted to the extent permitted by Interpretation 2 to this Regulation. However, where Column 3 of Table 1 shows a specific amount of a particular material, that is considered to be the minimum sale quantity of it. Thus, if a person would be permitted under paragraph (c) to accept less than the amount shown, he may accept delivery of the full amount. In any event, after receiving a minimum sale quantity of any material, a person may not accept delivery of any additional quantities until his inventory of it is within applicable limits.

(6) *Small inventory exemption for particular materials.* If a note in Table 1 or 2 shows a specific amount of a particular material as a small inventory exemption, a person may accept delivery of any quantities of it as long as his total inventory of it after acceptance is no more than the specified amount.

(h) *Receipts permitted after adjustment of orders.* Where a person has promptly adjusted his outstanding orders with his supplier as required by paragraph (e) and the supplier is not otherwise prohibited from producing or delivering any material involved, delivery of it may be made and accepted and the inventory restrictions of paragraph (c) exceeded to the following extent only:

(1) Delivery may be made and accepted if the supplier has shipped the material or loaded it for shipment before the receipt of the instruction to adjust; or

(2) Delivery may be made and accepted of any special item which the supplier actually has in stock or in production or special components or special materials which he has acquired for the purpose of filling that contract. A special item, as used above, means one that the supplier does not usually make, stock, or sell, and which cannot readily be disposed of to others; or

(3) Even if the material is not a special item, delivery may be made by and accepted from a producer if it has already been produced or is in production before receipt of the instruction to adjust, and it cannot be used to fill other orders on the producer's books.

NOTE: For special rules on continuing receipts of special items after contract cut backs, see Direction 3 to this regulation; and as to transfers of idle materials after cancellations or cut backs, see Direction 1. For effect of reduction in consumption rate on permitted inventories, see Interpretation 5.

Miscellaneous Provisions

(i) *Previous inventory authorizations.* Any specific authorizations, exceptions, or grants of appeals issued under § 944.14 of Priorities Regulation 1 or CMP Regulation 2 remain in effect according to their terms unless individually modified or revoked.

(j) *Separate inventories.* (1) In figuring his inventory, a person must include all material in his possession and all material held for his account by another person, but not material held by him for the account of another person.

(2) In the case of a person who on August 28, 1945, has more than one operating unit and keeps separate inventory records for them, this regulation applies to each such operating unit or division independently. A person may not make any further separation or consolidation of such operating units without special written approval of the Civilian Production Administration, unless it is purely incidental to a separation or consolidation which is made primarily for other than inventory purposes.

(k) *Redistribution of excess inventories.* Excess inventories of materials and products, including inventories of materials which are in such form as to be unusable by the holder, are subject to redistribution to other persons by voluntary action pursuant to Priorities Regulation 13, or if necessary for national defense, through requisitioning by the Civilian Production Administration.

(l) *Violations.* Any person who willfully violates any provision of this regulation, or who, in connection with this regulation, willfully conceals a material fact, or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(m) *Revisions of tables.* Tables 1, 2 and 3, attached to this regulation will be revised from time to time. As materials and products become in more ample supply, it is expected that they will be listed on Table 3. In special cases, particular materials or products may also be removed from Table 3 or added to Table 1. It is, therefore, important to be familiar with the latest revision of the tables.

(n) *Appeals, letters and questions.* Any appeal or other question regarding any provision of this regulation should be sent by letter in duplicate to the Inventory Control Division, Civilian Production Administration, Washington 25, D. C., Ref.: PR 32, unless Table 1 or 2 attached to this regulation indicates otherwise with respect to particular materials or classes of persons.

Issued this 5th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

TABLE 1—MATERIALS AND PRODUCTS SUBJECT TO SPECIFIC INVENTORY PROVISIONS

Explanation. Materials or products listed in Column 1 are subject to the specific inventory provisions shown, as explained in paragraph (c) (2) of the regulation, except to the extent that different rules may apply as to certain classes of persons under Table 2.

Column 2 shows either the CPA order or regulation which controls inventories of the material, or if no order is specified, there is shown a period of time representing the maximum inventory permitted as explained in paragraph (c) (2). An asterisk (*) indicates that the practicable minimum working inventory limit of paragraph (c) (1) also applies, that is, if it would be less than the specific limit indicated.

If Column 2 shows a specific period of time (e. g., 30 days, 60 days, etc.) for a particular material or product, this restriction applies only to "users" of that material or product, i. e., persons, including Government operated consuming establishments, who use the material or product for production, operating supplies, maintenance and repair, or for construction whether for own account or for the account of another. In addition, the restriction applies only within the 48 States and the District of Columbia. In the case of persons who are not "users", such as persons buying for resale, paragraph (c) (1) applies instead of Column 2.

A figure in Column 3 shows the minimum sale quantity, that is, the amount of the particular material which a person may receive under the conditions stated in paragraph (g) (5), even if it is more than allowed under Column 2. If no figure is shown, the rule in Interpretation 2 must be followed.

Column 4 tells the Division or Office in the Civilian Production Administration to which should be sent any appeals or questions regarding the limitations described. However, if the applicable order says appeals are to be filed somewhere else, such as the nearest CPA field office, that provision controls.

Column 5 (Remarks) gives explanations, exemptions or other special rules applicable to the particular material or limitation.

TABLE 1

Material (1)	Order or limitation (2)	Minimum sale quantity (3)	CPA division or office administering the control (4)	Remarks (5)
Aluminum. (See Table 3.)				
Antimony	M-112		Tin, lead and zinc	
Babbitt	M-43, Dir. 2		Tin, lead and zinc.	
Bristles	120 days		Textiles	
Burlap	M-47		Textiles	

NOTE: Table amended Apr. 5, 1946.

TABLE 1—Continued

Material (1)	Order or limitation (2)	Minimum sale quantity (3)	CPA division or office administering the control (4)	Remarks (5)
Lumber—Seasoned, green, rough, surfaced, and/or worked to pattern (all kinds, sizes and grades)** Note: Deleted Nov. 23, 1945	60 days*		Lumber	**The limitations of Column 2 apply to the total amount of lumber in usable condition in the user's inventory rather than to each item in it. Thus Column 2 restrictions do not apply to green lumber which must be seasoned by the user before it is usable for the purpose for which it was purchased, but such receipts are subject to the restrictions of paragraph (c) (1) of the regulation. However, when such lumber is sufficiently seasoned or not the person whether or not the lumber in usable condition under the limitations of this Table 1.
Mica:** Muscovite: Block & Film	15 days*	1 case	Metals and minerals	***Applies only to mica furnished from Government stocks, but does not apply to scrap mica that has been declared surplus and is sold by a disposal agency.
Splittings	90 days*	5 cases		
Phlogopite: Block	45 days*	1 case		
Splittings	90 days*	5 cases		
Motors: Fractional horsepower motors, alternating current under ½ h. p. except universal.	45 days*	1,000	General industrial equipment.	
Fractional horsepower motors, alternating current 1 h. p. and larger but less than ½ h. p. except universal.	45 days*	500	do	
Fractional horsepower motors, alternating current, ½ h. p. or larger but less than 1 h. p., except universal.	45 days*	250	do	
Single phase alternating current motors 1 h. p. and over, except universal.	45 days*	100	do	
Radiation, cast iron	60 days*		Inventory control.	
Rubber: Natural rubber, natural rubber latex or butyl; reclaimed rubber; chlorinated natural rubber.	R-1		Rubber	
Solder				
Steel, including iron products: Note: (1) The provisions of this regulation apply separately to each kind, type of steel or iron products in any class listed below which is different from all other items in that class by reason of one or more of the specifications, such as analysis, size, alloy, finish, method of manufacture. Differences in color of insulation do not differentiate items of insulated wire. (2) [Deleted Nov. 23, 1945]	M-43, Dir. 2 (**)		Tin, lead and zinc	**The specific limitations in Column 2 on receipts of steel, including iron products, do not apply to producers who acquire steel, including iron products, for the purpose of conversion into another listed form of those materials, but but they are subject to paragraph (e) (1). Certain other classes of persons, to whom these Column 2 limitations do not apply are shown on Table 2
Copper: Refinery shapes, castings, scrap, ores, etc.	45 days*		Copper	
Brass mill products; sheet, rod, tube.	45 days*		Copper	
Wire mill products, except magnet wire	45 days*		Copper	
Magnet wire	45 days*	250	Copper	
Copper base alloys: Ingot, castings, scrap, etc.	45 days*		Copper	
Brass mill products; sheet, rod, tube	45 days*		Copper	
Wire mill products, except magnet wire	45 days*		Copper	
Magnet wire	45 days*		Copper	
Cotton yarns, combed and carded; weaving and knitting singles and twisted, natural or colored	45 days*		Textiles	
Ethyl fluid	L-325		Chemicals	
Gloves, work	M-376		Textiles	
Gypsum board	45 days*		Chemicals	
Gypsum lath	45 days*		Inventory control	
Iron, pig	60 days*		Inventory control	
Iron products (see steel including iron products)	30 days*		Steel	
Kapok	M-85		Textiles	
Lead: metallic lead, lead alloys components or products (such as, but not limited to, sheet, pipe, ingot, castings and type); lead chemicals (such as, but not limited to, tetraethyl lead, lead oxides, lead chromate). Note: The provisions of this regulation apply to each item of lead chemicals, and, in the case of chrome pigments, to each grade and type of pigment.	30 days*		Tin, lead and zinc	
Lead chemicals	30 days*		Chemicals	

representing the maximum inventory permitted as explained in paragraph (c) (2). An asterisk (*) indicates that the practicable minimum working inventory limit of paragraph (c) (1) also applies, that is, if it would be less than the specific limit indicated.

Column 3 tells the Division or Office in the Civilian Production Administration to which should be sent any appeals or questions regarding the limitations described. However, if the applicable order says appeals are to be filed somewhere else, such as the nearest CPA field office, that provision controls

Column 4 (Remarks) gives explanations, exemptions or other special rules applicable to the particular class of persons or limitation. Where this column specifies certain materials, the limitation or exemption for the particular class of person applies only to the materials specified.

TABLE 1—Continued

Material	Order or limitation	Minimum sale quantity	CPA division or office administering the control	Remarks
(1)	(2)	(3)	(4)	(5)
Iron products:				
Gray iron castings (rough as cast) (including soil pipe).	60 days*	(***)	Inventory control	***Receipts of less than 2,000 pounds from any one location (mold, or of a minimum production run as explained in Interpretation 2 are permitted under the conditions explained in paragraph (d) (5).
Malleable iron castings (rough as cast).	45 days*	(***)	do	
Steel:				
Carbon steel (including wrought iron):				
Bars—cold finished	60 days*	10,000 lbs	do	****Column 2 does not apply to certain special kinds of steel used in die and rasp production or piston production, as explained in table 2.
Bars—hot rolled or forged.	60 days*	10,000 lbs	do	
Sheet and strip	60 days*	10,000 lbs	do	
Structural shapes and piling.*	60 days*		do	***Column 2 does not apply to persons who order structural steel for use in construction (including buildings, bridges and other structures of a like character) which will require no cut to the specifications required for a specific project and who normally keep such steel segregated for the specific project and who accept delivery of such steel more than 60 days before it is scheduled to be fabricated or, if it is not to be fabricated, more than 60 days before it is scheduled to be assembled.
Alloy steel (including stainless):				
Sheet and strip—silicon electrical only.	60 days*	10,000 lbs	do	
All other shapes and forms of carbon steel as described in Order M-21.	Par. (c) (1)		do	
All other shapes and forms of alloy steel as described in Order M-21.	Par. (c) (1)	10,000 lbs	do	
Tapioca flour	M-333		Chemicals	
Textiles (finished material)	M-328B*		Textiles	**Persons buying textiles (finished material) who are not subject to M-328B are subject to paragraph (c) (1) of Priorities Regulation 32.
Tin:				
Pig tin	M-43		Tin, lead and zinc	
Alloys, other than copper base alloys.	M-43, Dir. 2		do	
Tires and tubes	R-1		Rubber	
Titanium pigments	30 days*		Chemicals	
Turpentine	5 months		do	
Vegetable waxes	90 days		do	

*Or a practicable minimum working inventory, whichever is less.

TABLE 2—CLASSES OF PERSONS SUBJECT TO SPECIFIC INVENTORY PROVISIONS

Explanation. The classes of persons listed in Column 1 are subject to the specific inventory provisions shown, as explained in paragraph (c) (2) of the regulation.

Column 2 shows either the CPA order or regulation which controls the inventories of the particular class of persons, or if no order is specified, there is shown a period of time

Classes of persons	CPA division or office administering the control	Remarks
(1)	(3)	(4)
Bar makers (cotton textiles)	Containers	Bristles.
Brush manufacturers	Textiles	Applicable only to special high carbon steel in special forms and shapes needed to make files and rasps.
File and rasp manufacturers	Inventory control	No inventory restrictions apply to receipts of steel from producers, copper and copper base alloys for making jeweled watches.
Jeweled watch manufacturers	Inventory control	
Merchants (consumers' soft goods inventory).	Wholesale and retail trade.	Newsprint.
Newspapers, publishers of	Printing and publishing.	Newsprint.
Newsprint users, other than news paper publishers.	Printing and publishing.	Applicable only to special heat treated (tempered, polished, and colored high carbon steel (known as segment or expander steel) for use in the production of piston rings.
Piston ring manufacturers	Rubber	**See special rule under "Steel" in table 1
Rubber and rubber product manufacturers.	Inventory control	**All provisions of this regulation apply, except that with respect to steel, iron products, copper and copper base alloys such persons are subject to the rule of paragraph (c) (1) instead of the specific limitation in Column 2 of Table 1
Segregated structural steel for construction, persons using.	Wholesale and retail trade.	
Supplies	Inventory control	
Telegraph operators	Inventory control	**All provisions of this regulation apply, except that with respect to the materials on Table 1 (other than tin products) such persons are subject to paragraph (c) (1) instead of the specific limitations in Column 2 of Table 1. This does not prevent an operator from maintaining reasonable stocks of materials for emergency use, nor from acquiring reasonable stocks of ties and lumber for seasoning.
Telephone operators	Inventory control	
Transportation systems, operators of (MRO supplies).	Inventory control	***All provisions of this regulation apply, except that with respect to steel, iron products, copper and copper base alloys such persons are subject to the rule of paragraph (c) (1) instead of the specific limitation in Column 2 of Table 1.
Utility producers (electric, power, gas, water and central steam heating).	Inventory control	

*Or a practicable minimum working inventory, whichever is less.

TABLE 3—EXEMPTED MATERIALS AND PRODUCTS

Explanation. The following materials and products are exempt from the inventory restrictions on receipts of this regulation and of all other CPA orders or regulations unless they specifically state otherwise.

Abrasive products—made from manufactured or natural abrasives, including all items under CMP code 720
Aluminum in all forms
Asbestos, unmanufactured, all grades and types
Asbestos friction materials
Asbestos Tape .010-.025 thickness
Asbestos textiles
Batteries, dry cell
Bearings—ball and roller, including all items under CMP code 155
Bending machines for pipe, plate, roll, or structural shapes, including all items under CMP code 356
Bentonite
Capital equipment (other than that elsewhere listed on this table and other than wood poles, cross arms, domestic watt hour meters, power and distribution transformers, circuit breakers and switch gear)
Chains, except stud link anchor, cast steel, power transmission, but including all items under CMP code 712
China clay (English)
Cork, raw—corkwood, milling cork, grinding cork
Cotton: Baled, raw cotton
Cranes and hoists, including all items under CMP Codes 146, 303, 308 and 312.
Domestic andalusite
Domestic dumortierite
Fibrous glass products
Files and Rasps, including all items under CMP code 644
Forging Machines, including all items under CMP code 354
Foundry Machinery, Equipment and Supplies, including all items under CMP code 363
Furfural
Furnaces, metal melting, including all items under CMP code 422
Gages and Precision Measuring Tools, including all items under CMP code 658
Heat Treating Equipment, metal, including all items under CMP code 364
Ilmenite
Istle fiber and products
Jigs, dies and fixtures
Jute fiber and jute products except burlap
Kyanite (Indian)
Lamps, incandescent
Machine Tools, non-portable power driven, including all items under CMP code 350
Machine Tool and Metal Working Machine Attachments and Accessories, including all items under CMP code 361
Magnesium in all forms.
Mechanics Hand Service Tools, including all items under CMP code 647
Metal Cutting Tools, including all items under CMP code 362
Metal Working Machines and Tools, portable, power-driven, including all items under CMP code 365
Metal Working Presses, hydraulic and mechanical, including all items under CMP code 355
Mineral aggregates:
Sand
Gravel
Crushed stone.
Slag
Packings, Gaskets and Oil Seals
Pipe fittings (not bell, spigot, compression, flared or Parker type) including all items under CMP Codes 572 and 573 except grey cast iron and malleable iron fittings and unions.
Piping accessories: industrial, marine, under CMP Code 597.
Potter's flint
Pulpwood
Rolling Mill Stands and Attached Equipment, including all items under CMP code 357
Salt (sodium chloride) in bulk
Sediment separators
Shears, Punches and Nibblers, power-driven, including all items under CMP code 358
Sodium sulfate (salt cake)
Sodium sulfite
Stoneware clay
Sulphur
Valve handwheels
Valves, goggle
Valves, piping system (not airbrake equipment, aircraft, instrument, refrigeration, regulating, or plumbing fixture fittings and trim), including all items under CMP Codes 574 and 575 except brass.
Vermiculite
Waste paper
Wire Drawing Machinery, including all items under CMP code 359
Wood pulp
Wool: Raw wool

INTERPRETATION 1

INVENTORIES IN SEASONAL INDUSTRIES

Paragraph (c) (1) of Priorities Regulation 32 prohibits any person from accepting a delivery which will give him "more than a practicable minimum working inventory reasonably necessary to meet his own deliveries on the basis of his current or scheduled method and rate of operation" This does not prevent a person engaged in a seasonal industry who normally stocks up inventory in advance of the season from accepting delivery of his requirements of the inventory in question, provided (a) that he is not guilty of hoarding, and (b) that the deliveries accepted are no greater and no further in advance than those which he would normally accept in the ordinary course of his business to meet reasonably anticipated requirements. (Issued Aug. 28, 1945.)

INTERPRETATION 2

MINIMUM SALE QUANTITIES AND PRODUCTION RUNS

(a) *Applicable provisions of the regulations.* Priorities Regulation 32 forbids the making or acceptance of a delivery which will give the customer more than the "practicable minimum working inventory reasonably necessary" for him to make his own deliveries. A similar provision in paragraph (c) (2) of Priorities Regulation No. 3 says that a customer who is applying a rating for which no specific quantities have been authorized may use it only to get the "minimum amount needed."

(b) *Factors to be considered in determining how much can be ordered and delivered:* In determining a customer's minimum inventory "reasonably necessary" under Priorities Regulation 32 or his "minimum amount needed" under Priorities Regulation No. 3, it is proper in some cases to consider not only the immediate needs of the customer's plant but also whether the amount which he orders will be a minimum production run for his supplier. The customer may order and receive (and the supplier may deliver) the customer's requirements for a longer period in advance than he actually needs at the time of delivery if, but only if, it is not practicable for him to get the item from any supplier in the smaller quantities which he presently needs. The supplier may reject his customer's order if it is less than the minimum which he regularly sells or less than his minimum production run of a product which is mass produced under the conditions explained in Interpretation 3 of Priorities Regulation 1.

(c) *Relief in exceptional cases.* If the conditions stated in paragraph (b) above cannot be satisfied but the customer wants to order or accept delivery of more than his actual needs at the time of delivery, he should apply to the Civilian Production Administration for permission, stating the facts and why it is not practicable to satisfy the condition of paragraph (b).

(d) *Special provisions for certain materials.* Where a specific minimum sale quantity is shown in Column 3 of Table 1 of Priorities Regulation 32 with respect to any material or product, that quantity controls instead of the rule in this interpretation.

(e) *Specific limits on ratings may not be exceeded.* This interpretation does not apply to the use of a rating where a specific quantity is stated in the instrument assigning the rating. If a person is assigned a rating for a specific amount of material, he may not use it to get more. If he finds that he can only get the material in larger quantities, he should apply for a modification of the rating.

(f) *No effect on contractual rights.* The times and amounts in which deliveries are to be made are to be determined by agreement between the supplier and the customer. Nothing in this interpretation relieves a supplier from fulfilling a contract to make deliveries at specified times in specified amounts. For example, if a customer has agreed to buy and a supplier has agreed to furnish 100 units a month for six months, this interpretation does not obligate the buyer to accept 600 units delivered during the first month, although it permits him to do so under the conditions described in paragraph (b). (Issued Oct. 1, 1945.)

INTERPRETATION 3

MAKING OR DELIVERING MATERIAL EARLIER THAN REQUIRED BY CUSTOMERS

(a) Paragraph (b) of Priorities Regulation 32 prohibits a person from knowingly making a delivery which will give his customer more than the latter is permitted to receive under the regulation. Paragraph (f) of that regulation prohibits a person from processing or fabricating material if his inventory of the material in its processed or fabricated form will be more than a practicable minimum working inventory. These two restrictions should be borne in mind by any supplier who wants to make or deliver any material to his customer earlier or in greater quantities than required by the customer.

(b) For example: A supplier has accepted his customer's order of a product to be delivered at the rate of 100 a month for six months. The supplier would like to ship 200 a month for three months, or perhaps the entire 600 in the first month. Since the customer's requirements of 100 a month are presumably all he could accept within the inventory limitations of paragraph (c) of the regulation, the requirement that the supplier may not knowingly ship more than this would prevent him from delivering earlier than required by his customer, unless he received notice from his customer that the receipt of the larger amount would not cause him to have an excess inventory

(c) Thus, before delivering a material or product substantially earlier or in greater quantities than is called for by his customer's order, a supplier is required to satisfy himself that the receipt by the customer of the changed quantities will be within the permissible inventory limitations applicable to the customer. The supplier may rely on any statement or notice to this effect from his customer, unless he knows or has reason to know that it is false.

(d) Similarly, assuming his customer would not be permitted to receive the larger quantities, the supplier should take this into account in his plans for processing the material or product so that he himself will not have an inventory greater than permitted by paragraph (f) of the regulation.

(e) This interpretation, of course, does not change the rule on delivery or acceptance of minimum sale quantities or production runs to the extent described in Interpretation 2

to this regulation, nor does it prevent earlier delivery of iron products, steel, copper and copper base alloys under the conditions described in paragraph (c) (3) of Priorities Regulation 32. Also, if any CPA order or regulation permits increased deliveries to the extent necessary to avoid shipping partly filled containers (such as paragraph (y) (4) of Order M-300), the rule in this interpretation does not prevent such deliveries. (Issued Oct. 1, 1945.)

INTERPRETATION 4

INVENTORY MATERIAL

(a) Paragraph (c) of Priorities Regulation 32 prohibits a person from accepting delivery of material if his inventory of it is, or will be, greater than the maximum prescribed. For the purpose of this regulation, material is considered to be inventory until it is actually put into process or is actually installed or assembled. Putting into process does not include minor initial operations, such as painting, and does not include any shearing, cutting, trimming or other operation unless such initial operations are part of a continuous fabricating or assembling operation. Nor does it include operations such as inspection, testing and ageing nor segregation or earmarking for a specific job or operation.

(b) For example, if a manufacturer who uses wire or rod cuts a sufficient quantity of it to length at one time to maintain his operations for a considerable period of time, the cut pieces remain as inventory until processed into another form or until assembled or installed.

(c) If a manufacturer purchases and stores steel castings in the form purchased, the steel castings are not put into process when the castings are painted and stored. Consequently, the inventory of castings includes those painted and stored.

(d) If a manufacturer shears steel sheet and stocks in sheared form, such stock is still part of his inventory, if the material does not continue in production. (Issued Aug. 28, 1945)

INTERPRETATION 5

EFFECT OF REDUCTION IN CONSUMPTION RATE ON PERMITTED INVENTORIES

(a) Paragraph (c) of Priorities Regulation 32 prohibits the acceptance of delivery of material if a person's inventory of it is, or will be, more than the amount permitted by the regulation. If material is acquired within these restrictions, the regulation does not prohibit the mere possession of an inventory if a change in circumstances makes it greater than the amount permitted. For instance, if based upon current rate of production a manufacturer's permitted inventory of one item of steel is 100 tons and he has in inventory 60 tons, he may receive a further delivery of 40 tons. If after receiving the delivery of 40 tons his rate of consumption, because of contract cancellation or the like, is reduced drastically, the mere fact that he has an inventory of 100 tons, although his permitted inventory may be only 10 tons, is not a violation of the regulation. He may not, of course, accept any further deliveries of that item of steel until his inventory has been reduced below 10 tons (except as provided in paragraph (h) of Priorities Regulation 32 and Direction 3 to that regulation, relating to material already shipped, special items, etc.)

(b) Similarly, the regulation does not affect the liability of a customer for material in inventory when the customer cancels his contract. Such liability is controlled by the provisions of the contract between the customer and his supplier and by contract law. (Issued Aug. 28, 1945)

[F. R. Doc. 46-5757; Filed, Apr. 5, 1946; 11:31 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule C, as Amended Apr. 3, 1946]

SPECIAL PROGRAM FOR COTTON FABRICS FOR CIVILIAN APPAREL ITEMS

§ 3290.120c *Schedule C to Order M-328B*—(a) *Explanation.* This schedule states the special rules in addition to those set forth in Order M-328B for manufacturers of civilian apparel made of cotton fabric to get preference ratings for fabric to make the items listed in this schedule. It also establishes set-asides for certain cotton fabrics for these items and for over-the-counter sale as piece goods.

(b) *Definitions.* (1) "Fabric", unless otherwise designated, means a woven fabric twelve inches or more in width.

(2) "Cotton fabric" means any fabric containing less than 25% wool by weight, but of which the remaining fibers are 50% or more cotton by weight.

(3) "Cotton item" means an item of which more than 50% of the fabric yardage incorporated in it, exclusive of linings, bindings and trimmings, is cotton fabric.

(c) *Requirements for obtaining priorities assistance.* (1) When a fabric is removed from the fabric column for any item, each manufacturer must immediately cancel or unrate any unfilled orders for that fabric which he placed with ratings assigned under this Schedule for that item.

(2) Whenever a fabric is added to a Preference Rating Schedule for any item, an applicant who has filed an application for that item need not file a new application, but may send a letter to the Civilian Production Administration, Textile Division, Washington 25, D. C., requesting authorization to use the new fabric in place of or in addition to fabrics previously applied for. Where the change is only in the sley of the fabric, the authorization to be issued by the Civilian Production Administration will give effect to such change and no letter is required. The letter must specify the item number, the description of the item, the complete description of all of the authorized fabrics which the applicant wishes to use during the quarter and the number of linear yards of each fabric for which priorities assistance is requested. Such letter should be mailed within five days of the issuance date of an amendment incorporating additional fabrics for an item.

(3) [Deleted Apr. 3, 1946.]

(d) *General provisions.* (1) Preference ratings assigned under this schedule may be used only to get the particular cotton fabrics shown in the fabric column of the preference rating schedule to make the cotton items specified.

(2) The fabrics must be incorporated into an item produced for sale by the manufacturer at or below the lower of the following two prices:

(i) The price at which the manufacturer is permitted to sell the item under regulations of the Office of Price Administration; or

(ii) The price specified in the Maximum Price column.

(3) [Deleted Apr. 3, 1946.]

(4) Manufacturers who did not manufacture an item in the base period must produce the item in the size assortments listed opposite each item in the size assortment column. Where 'normal industry practice' appears, the manufacturer should state his proposed sizes in the remarks section of Form CPA-3732. If his application is granted, he must comply with these size assortments.

(5) No person may place any orders bearing CC ratings assigned under Schedule C of M-328B for carded broadcloth of any sley, or carded poplins, sley of 88 and higher, except for incorporation into men's and boys' shirts and shorts (See items No. 4 (a), 4 (b), 6 (a), 6 (b), 32, 33 and 35 on Preference Rating Schedule No. 3), CC rated orders placed before March 6, 1946 are not affected by this provision and remain valid. The provisions of this paragraph do not apply to CC ratings assigned under this schedule for items on Preference Rating Schedule No. 4. Any manufacturer who is prohibited by the provisions of this paragraph from using for any item CC ratings for the fabrics listed, may, however, use CC ratings to get any other fabric permitted for that item on the applicable Preference Rating Schedule in an equivalent yardage.

(e) *Set-asides of cotton fabrics to fill rated or certified orders.* (1) Every producer of a cotton fabric listed in a Fabric Set-aside Table whether he sells it in the grey or finished state or uses it to manufacture civilian items shall set aside during the quarter stated for the purpose shown in Columns IV and V yardages of that fabric equal to at least the percentage shown of the yardage he produced during the preceding quarter or of his estimated production in that quarter, whichever is greater. Any producer who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of cotton fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter.

(2) *Set-asides for civilian apparel.* Only orders accompanied by Form CPA-4381 or Form CPA-4382 may be charged to the set-aside in Column IV of Fabric Set-aside Table No. I or by Form CPA-4413 or Form CPA-4412 to the set-aside in Column IV of Fabric Set-aside Table No. II. No producer need deliver or use to fill these orders more of any fabric than his set-aside for that fabric.

(3) *Set-asides for piece goods for over-the-counter sale.* Only orders accompanied by Form CPA-4380 (for Fabric Set-aside Table No. 1) or Form CPA-4414 (for Fabric Set-aside Table No. II), or the following certificate may be charged to the set-aside in Column (V):

The undersigned certifies subject to the criminal penalties of section 35 (A) of the U. S. Criminal Code that in the ___ quarter of 1946 (insert applicable quarter) he will deliver at retail as over-the-counter piece goods, at not more than 60¢ a yard or his OPA ceiling price, whichever is lower, a yardage of cotton fabric at least equal to the yardage he orders for delivery in that quarter on orders bearing this certificate.

In addition the certificate must contain one of the following sentences:

He will not place orders bearing this certificate calling for delivery in this quarter of 1946 of a total of more than 300 yards of cotton fabric.

or

He will not place orders bearing this certificate calling for delivery in this quarter of 1946 of a total of more cotton fabric than 50% of the yardage he purchased for over-the-counter piece goods sale in the first quarter of 1943 (or 1944)

or (for the second quarter of 1946 only)

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more cotton fabric than the greatest yardage he purchased for over-the-counter piece goods sales in any quarter of 1945.

(4) When a producer has accepted orders accompanied by applicable CPA forms, to the extent of a set-aside for any fabric, he may not require any customer to furnish any of these forms as a condition of filling additional orders for that fabric.

(5) Any person giving a certificate under this schedule, including the certificate set forth in paragraph (e) (3) above and the certificates on applicable CPA forms, must use or dispose of fabric he gets with that certificate in accordance with its terms.

(f) *Deliveries by finished goods suppliers to fill rated or certified orders.* (1) Every supplier of finished cotton fabric making the certification on Form CPA-4381 or CPA-4413 must, if possible, deliver during the applicable quarter on M-328B CC rated orders finished cotton fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in that quarter on orders accompanied by Form CPA-4381 or CPA-4413. Every supplier of finished cotton fabric making the certification on Form CPA-4380 or Form CPA-4414 must if possible deliver during the applicable quarter to persons who furnish the certificate set forth in paragraph (e) (3) above, or to persons who certify that they will sell only on orders bearing that certificate, finished cotton fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in that quarter on orders accompanied by Form CPA-4380 or 4414. In calculating the yardage of a particular fabric which he is required to deliver, the supplier of finished fabric may take into consideration actual processing loss in finishing the fabric. Any supplier who does not deliver the full yardage required during the applicable quarter must deliver in the next quarter a yardage of finished cotton fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter. In the first twenty calendar days of that next quarter he must give preference to the extent of this undelivered yardage for M-328B ratings to orders bearing CC ratings assigned under the program for the previous quarter over orders rated CC for the current quarter's program. For example, from April 1 to April 20, 1946, inclusive, orders bearing valid first quarter 1946 CC ratings assigned under M-328B must be filled from such undelivered first quarter yardage in preference to orders bearing second quarter ratings.

(2) No supplier of finished cotton fabric is required to accept or fill M-328B CC rated or over-the-counter piece goods certified orders for a greater yardage of any type of finished cotton fabric listed on a Fabric Set-aside Table than the yardage he is required to deliver on those orders under paragraph (f) (1) above.

(3) Any supplier of finished fabric who does not use the certification in Form CPA-4381 or CPA-4413, for a fabric must accept M-328B CC rated orders for that fabric in accordance with the provisions of Priorities Regulation No. 1. After a supplier of finished fabrics uses Form CPA-4381 or Form CPA-4413 on any of his purchase orders for a fabric he must not extend to any supplier on orders for that fabric, for delivery in the applicable quarter any CC ratings which he knows or has reason to believe were assigned under Order M-328B.

(g) *Restrictions on sale of student nurses' uniforms.* Student nurses' uniforms manufactured under Preference Rating Schedules Nos. 3 and 4 (items 42 through 47) may be sold only to hospitals or nurses' training schools; or to persons who furnish substantially the following certification on their purchase orders:

The purchaser represents to the seller and to the Civilian Production Administration that the student nurses' uniforms covered by this order will be sold only to hospitals or nurses' training schools or for ultimate delivery to such institutions.

The standard certification provided for in Priorities Regulation 7 must not be used instead of the above.

Issued this 3d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

COTTON FABRIC SET-ASIDE TABLE NO. 1 FOR FIRST QUARTER 1946

I	II	III	IV	V
Reference No.	Form WPB 658 Item No. (12-18-45)	Construction of fabric	Percentage of production required— For delivery on M-328B CC rated orders	Percentage of production required— For delivery for retail sale as over-the-counter piece goods
1	B25 to 28, 34	Sheetings, Class C, 36" in width	0	15
2	B41	Poplins, carded, sheeting yarns	25	0
3	B62 to 64, 69	Print cloths, 36" or wider, sley above 64	35	11
4	B65 to 67, 69	Print cloths, 36" or wider, sley of 64 and lower	35	11
5	B78 to 81	Broadcloths, carded, any sley (except colored yarn fabrics)	65	0
6	B82	Poplins, carded, print cloth warp (any sley)	65	0
7	B89	Sport denims	80	0
8	B97	Ginghams, carded, 32" and narrower	0	60
9	B97	All other carded ginghams 5.50 sq. yds. per pound and heavier	20	30
10	B98, 99, C44	Seersuckers, carded	15	0
11	B100 to 103	Colored yarn suitings (all-cotton and mixtures containing less than 25% wool)	25	0
12	B108	Chambrays, carded, 32" and narrower	0	60
13	B108	All other carded chambrays, lighter than 3.90 sq. yds. per lb	60	0

I	II	III	IV	V
Reference No.	Form WPB 658 Item No. (12-18-45)	Construction of fabric	Percentage of production required— For delivery on M-328B CC rated orders	Percentage of production required— For delivery for retail sale as over-the-counter piece goods
14	B114	Outing flannels, 32" and narrower	0	80
15	B114	All other outing flannels 4.50 sq. yds. per lb. and lighter	35	0
16	B141, C42, 43	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound	60	12
17	B143	Oxfords, carded	75	
18	C3-5	Broadcloths, combed	60	0
19	C6	Dimities, combed	60	0
20	C10-17	Lawns and organdies	30	11
21	C22	Oxfords, combed	60	0
22	C23	Piques, combed and fine carded	60	0
23	C25-26	Poplins, combed	50	0
24	C31	Shirtings, combed (jacquard, gray dobby and colored yarn	50	0
25	C41	Voiles	0	
26	C44	Dotted Swiss, carded, undyed yarns	40	11
27	C8, 9	Fancy handkerchief fabrics	100	0

[1] In calculating the amount required to be set aside for this item a producer should use the percentage shown of two-thirds of his fourth quarter 1945 production or of his estimated February and March 1946 production, whichever is greater.

COTTON FABRIC SET-ASIDE TABLE NO. II FOR SECOND QUARTER 1946

NOTE: Table amended Apr. 3, 1946.

I	II	III	IV	V
Reference No.	Form CPA-658, Item No (12-18-45)	Construction of fabric	Percentage of production required: For delivery on M-328B CC rated orders	Percentage of production required: For delivery for retail sale as over-the-counter piece goods
1	B25 to 28, 34	Sheetings, class C, 36" width	6	15
2	B41	Poplins, carded, sheeting yarns	25	0
3	B62 to 64, 69	Print cloths, 36" or wider, sley above 64	32	14
4	B65 to 67, 69	Print cloths, 36" or wider, sley of 64 and lower	32	14
5	B78 to 81	Broadcloths, carded, any sley (except colored yarn fabrics)	65	0
6	B82	Poplins, carded, print cloth warp (any sley)	65	0
7	B89	Sport denims	80	0
8	B97	Carded ginghams 5.50 yds. per pound and heavier	0	60
9	B98, 99, C44	Seersuckers, carded	10	0
10	B160 to 163	Colored yarn suitings (all-cotton and mixtures containing less than 25% wool)	15	0
11	B108	Carded chambrays, lighter than 3.90 yds. per pound	60	15
12	B114	Outing flannels 4.50 yds. per pound and lighter	35	10
13	B141, C42, 43	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 yds. per pound.	60	12
14	B143	Oxfords, carded	75	0
15	C3 to 5	Broadcloths, combed	60	0
16	C6	Dimities, combed	25	25
17	C10 to 17	Lawns and organdies	30	11
18	C22	Oxfords, combed	60	0
19	C23	Piques, combed and fine carded	30	30
20	C25, 26	Poplins combed	50	0
21	C31	Shirtings, combed (jacquard, gray dobby and colored yarn)	60	0
22	C32	Voiles	0	30
23	C44	Dotted Swiss, carded, undyed yarns	30	25
24	B50	Three-leaf silesia twills	50	0
25	B49	Three-leaf pocketing twills	50	0
26	B18, 23	Sheeting, class B, narrower than 42"	10	0
27	B118	Interlining flannels	10	0
28	B83	Three-leaf twills	30	0
29	B13 to 16	Class A sheeting under 42"	6	0
30	B42 to 46	Drills under 42" three-leaf herringbone twills (except jeans)	2	0
31	B51 to 53	Four-leaf twills under 42"	4	0
32	B117	Canton flannel	85	0

NOTE: M-328B CC ratings will be assigned for the fabrics reference Nos. 24-27 only under Schedule K for use as components in wool items under that schedule. M-328B CC ratings will be assigned for Fabric Reference No. 32 only under Schedule F for use in making work gloves. Only orders bearing such CC ratings and accompanied by Form CPA-4412 and orders accompanied by Form CPA-4413 may be charged to the set-aside for these fabrics in Column IV.

PREFERENCE RATING SCHEDULE NO. 3—COTTON FABRICS FOR CIVILIAN APPAREL

PROGRAM FOR FIRST QUARTER 1946

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
1 (a)	Street and House Dresses: Misses', Women's & Juniors'.	38 to 44 10 to 20 9 to 17	Normal Industry Practice	$24.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Print cloths, sley 62 & higher. Carded broadcloths and not more than 100 sley Carded poplins not more than 100 sley. Class "C" sheeting.
1 (b)	Street and House Dresses: Misses', Women's, & Juniors'.	46 and up and maternity.	Normal Industry Practice	27.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound Print cloths, sley 62 & higher. Carded broadcloths and not more than 100 sley Carded poplins not more than 100 sley. Class "C" sheeting.
2 (a)	Slips: Women's	38 to 44	Normal Industry Practice	8.50	Print cloths, sley of 62 & higher. Carded broadcloth not more than 101 sley
2 (b)	Slips: Women's	46 and up	Normal Industry Practice	9.75	Print cloths, sley of 62 & higher. Carded broadcloth not more than 101 sley. Lawns, not over 88 sley.
3	Nightgowns: Women's	42 and up	Normal Industry Practice	18.50	Outing flannel, 4.50 yards per pound and lighter. Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Print cloths, sley of 66 and higher.
4 (a)	Shirts: Men's	14 to 17	Normal Industry Practice	16.50	Oxford carded. Carded poplins, sley of 88 and higher Carded broadcloth, any sley. Print cloths, sley of 66 and higher Oxford carded
4 (b)	Shirts: Men's	17½ and up	Normal Industry Practice	19.50	Combed broadcloth, any sley. Shirting, jacquard gray dobby and colored yarn (combed). Oxfords, combed
5 (a)	Shirts: Men's	14 to 17	Normal Industry Practice	24.00	Combed broadcloth, any sley. Shirting, jacquard, gray-dobby and colored yarn (combed). Oxfords, combed
5 (b)	Shirts: Men's	17½ and up	Normal Industry Practice	27.00	Carded poplins, sley of 88 and higher Carded broadcloth, any sley. Oxford, carded. Print cloth, sley of 62 and higher.
6 (a)	Undershorts: Men's	28 to 44	Normal Industry Practice	8.50	Carded poplins, sley of 88 and higher Carded broadcloth, any sley. Oxford, carded. Print cloth, sley of 62 and higher. Oxford, combed.
6 (b)	Undershorts: Men's	46 and up	Normal Industry Practice	7.25	Shirting, jacquard, gray-dobby and colored yarn (combed).
7 (a)	Undershorts: Men's	28 to 44	Normal Industry Practice	8.50	Oxford, combed. Shirting, jacquard, gray-dobby and colored yarn (combed).

PREFERENCE RATING SCHEDULE NO. 3—COTTON FABRICS FOR CIVILIAN APPAREL—Continued

PROGRAM FOR FIRST QUARTER 1946—continued

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
7 (b)	Undershorts: Men's	46 and up	Normal Industry Practice	$9.75	Oxford, combed. Shirting, jacquard, gray-dobby and colored yarn (combed).
8	Creepers, rompers	6 mos. to 3 yrs.	6 mos. 1-1½-2 1-2-3-3	10.50	Print cloth, sley of 62 to 72. Print cloth, sley of 56 to 65 (plisse).
9	Pajamas: Button-on 2 pc. with or without feet or button-on with extra pants	1 to 4	1-2-3-4 3-3-3-3	12.00	Carded chambray, lighter than 3.90 yard per pound. Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65.
10	Pajamas: 1 pc. with or without feet	2 to 8	2-4-6-8 2-2-4-4	12.00	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse) Outing flannel, 4.50 yards per pound and lighter.
11	Pajamas: 2-piece jacket type	2 to 8	2-4-6-8 2-2-4-4	13.50	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 and higher.
12	Pajamas: 2-piece jacket type	8 to 16	8-10-12-14-16 2-2-3-3-2	15.75	Print cloth, sley of 56 to 61 (plisse). Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 61 (plisse) Print cloth, sley of 56 to 65 (plisse).
13	Nightgowns: infants'	0 to 1	Normal Industry Practice	4.50	Lawns, not over 76 sley Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65.
14	Nightgowns	1 to 3	Normal Industry Practice	6.00	Lawns, not over 88 sley. Outing flannel, 4.50 yards per pound and lighter.
15	Nightgowns	3 to 8	Normal Industry Practice	8.50	Lawns, not over 88 sley Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter.
16	Nightgowns	8 to 16	8-10-12-14-16 2-2-3-3-2	12.00	Print cloth, sley of 62 to 65 Lawns, not over 88 sley. Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter.
17	Kimonas: Infants'	0 to 1	Normal Industry Practice	4.50	Print cloth, sley of 62 to 65. Print cloth, sley of 56 to 65 (plisse).
18	Gertrudes: Infants'	0 to 1	Normal Industry Practice	4.50	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65. Lawns, not over 76 sley.
19	Dresses: Infants'	0 to 1	Even	10.50	Outing flannel, 4.50 yards per pound and lighter. Dimities. Lawns, not over 88 sley.
20	Dresses: Toddlers' and children's	1 to 3 3 to 6x	1-2-3 2-4-6 3-4-5-6-6x 1-2-3-3-3	15.75	Print cloth, sley of 62 to 65. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65. Piques. Carded poplin, 100 sley and less. Lawns, any sley. Carded chambray lighter than 3.90 yards per pound. Dimities. Dotted swiss, carded undyed yarn.
21	Street Dresses: Girls'	7 to 14	Normal Industry Practice	16.50	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley Carded chambray, lighter than 3.90 yards per pound.
22	Street Dresses: Teen-age Girls'	10 to 16	Normal Industry Practice	18.75	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse) Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley. Carded chambray lighter than 3.90 yards per pound. Seersucker.
23	Slips: Toddlers'	1 to 3	1-2-3 4-4-4	4.50	Carded broadcloth, not more than 100 sley Lawns, not over 88 sley. Print cloth, sley of 62 to 65.
24	Slips: Girls' Gertrude type	2 to 14	2-4-6-8-10-12-14 1-2-2-3-2-1-1	6.75	Carded broadcloth, not more than 101 sley. Print cloth, sley of 62 and higher. Lawns, not over 88 sley.
25	Slips: Girls'	10 to 16	10-12-14-16	9.75	Carded broadcloth, not more than 101 sley Lawns, not over 88 sley. Print cloth, sley of 62 and higher Carded poplin, 100 sley and less.
26	Blouses: Children's	2 to 6x	Normal Industry Practice	12.00	Carded broadcloth, not more than 101 sley Lawns, not over 88 sley. Dimities. Dotted swiss, carded undyed yarn.
27	Blouses: Girls'	7 to 14	7-8-10-12-14 2-2-3-3-2	18.50	Print cloth, sley of 62 and higher. Dimities. Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley. Lawns, not over 88 sley.
28	Panties: Girls'	2 to 12	2-4-6-8-10-12 1-2-2-3-2-2	4.50	Dotted swiss, carded undyed yarns. Carded broadcloth, not more than 100 sley. Print cloth, sley of 62 and higher. Lawns, not over 88 sley.
29	Overalls and Coveralls	1 to 4 yrs. 2 to 8 yrs.	1-2-3-4 3-3-3-3 Normal Industry Practice	12.00	Print cloth, sley of 56 to 65 (plisse) Sport denims. Carded chambray, lighter than 3.90 yards per lb. Twills (other than 3 leaf). Drills.
30	Overalls, Crawler type	6 mos. to 2 yrs.	Normal Industry Practice	10.50	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley. Carded chambray, lighter than 3.90 yards per lb.

PREFERENCE RATING SCHEDULE No. 3—COTTON FABRICS FOR CIVILIAN APPAREL—Continued
PROGRAM FOR FIRST QUARTER 1946—continued

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
31	Wash suits, boys' toddlers'	1 to 4 2 to 8	Normal Industry Practice	$13.75	Carded poplin, 100 sley and less. Print cloth, sley of 56 to 65 (plisse). Carded chambray, lighter than 3.90 yards per lb. Sport denim. Seersucker. Carded poplin, sheeting yarns. Drills. Twills (other than 3 leaf).
32	Boys' shirts and blouses	2 to 10	2-4-5-8-10 2-2-3-3-2	9.00	Print cloth, sley of 62 and higher. Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley.
33	Shirts: Boys'	11 to 14½	Normal Industry Practice	12.00	Carded poplin, sley of 88 and higher. Carded broadcloth, 80 sley and higher. Print cloth, sley of 62 and higher. Drills. Twills (other than leaf). Gabardines.
34	Pants: Boys'	4 to 10	Normal Industry Practice	13.20	Suitings (cotton; cotton and rayon, and mixtures containing less than 25% wool). Carded poplin, sheeting yarn.
35	Undershorts: Boys'	6 to 16	Normal Industry Practice	4.25	Carded poplin, sley of 88 and higher. Carded broadcloth, 80 sley and higher. Print cloth, sley of 62 and higher.
36	Sun suits: Boys' & Girls'	1 to 8	Normal Industry Practice	9.00	Sport denim. Carded chambray, lighter than 3.90 yds./lb. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded broadcloth not more than 100 sley Lawns, not over 88 sley.
37	Wash suits: Boys' (must be made in full size range of at least 3 to 10).	3 to 12	Normal Industry Practice	17.25	Carded poplin, 100 sley and less. Carded broadcloth, 100 sley and less. Print cloth, sley of 62 and higher. Carded chambray, lighter than 3.90 yds./lb. Carded poplin, sheeting yarns. Print cloth, sley of 56 to 65 (plisse). Drills. Twills (other than three leaf). Sport denim. Seersucker.
38	Handkerchiefs: Men's			2.50	Print cloth, sley of 62 and up. Lawns; fancy handkerchief fabrics.
39	Handkerchiefs: Ladies'			1.75	Print cloth, sley of 62 and up. Lawns. Fancy handkerchief fabrics
40	Graduate Nurses' Uniforms	All sizes	Normal Industry Practice	OPA Ceiling	Poplin combed, 88 sley or higher. Poplin carded, 80 sley or higher. Broadcloth combed, 96 sley or higher. Broadcloth carded, 100 sley or higher. Print cloth sley of 62 or higher (plisse).
41	Graduate Nurses' Caps	All sizes	Normal Industry Practice	OPA Ceiling	Lawns. Organdy. Poplin carded, 80 sley or higher. Broadcloth carded, 100 sley or higher Carded chambray, lighter than 3.90 yds./lb.
42	Student Nurses' Uniforms (colored or white)		Normal Industry Practice	OPA Ceiling	Class "A" sheeting. 40/40 or higher. Jeans. Broadcloth combed, 96 sley or higher. Poplin combed, 88 sley or higher. Print cloth, 62 sley or higher.
43	Student Nurses' Caps			OPA Ceiling	Lawns. Organdy. Poplin combed, 88 sley or higher. Broadcloth combed, 96 sley or higher. Print cloth, 65 sley or higher
44	Student Nurses' Collars			OPA Ceiling	Jeans. Class "C" sheeting.
45	Student Nurses' Cuffs			OPA Ceiling	Print cloth, 65 sley or higher. Jeans. Class "C" sheeting.
46	Student Nurses' Aprons			OPA Ceiling	Class "A" sheeting. 40/40 or higher. Class "C" sheeting.
47	Student Nurses' Bibs			OPA Ceiling	Class "A" sheeting. 40/40 or higher. Class "C" sheeting.

PREFERENCE RATING SCHEDULE No. 4—COTTON FABRICS FOR CIVILIAN APPAREL
PROGRAM FOR SECOND QUARTER 1946

NOTE: Schedule added Apr. 3, 1946.

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
1 (a)	Street and House Dresses: Women's	38 to 44	Normal Industry Practice	$24.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Print cloths, sley 62 and higher. Cambray, carded, lighter than 3.90 sq. yds. per pound. Class "C" sheeting.
1 (b)	Street and House Dresses: Misses'	10 to 20	Normal Industry Practice	24.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Print cloths, sley 62 and higher. Chambray, carded, lighter than 3.90 sq. yds. per pound. Class "C" sheeting.

PREFERENCE RATING SCHEDULE No. 4—COTTON FABRICS FOR CIVILIAN APPAREL—Continued

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
1 (c)	Street and House Dresses: Juniors'	9 to 17	Normal Industry Practice	$24.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Print cloths, sley 62 and higher. Chambray, carded, lighter than 3.90 sq. yds. per pound. Class "C" sheeting.
1 (d)	Street and House Dresses: Misses', Women's, and Juniors'.	46 and up and Maternity.	Normal Industry Practice	27.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Print cloths, sley 62 and higher. Chambray, carded, lighter than 3.90 sq. yds. per pound. Class "C" sheeting.
2 (a)	Slips: Women's	38 to 44	Normal Industry Practice	8.50	Print cloths, sley of 62 and higher
2 (b)	Slips: Women's	46 and up	Normal Industry Practice	9.75	Carded broadcloth not more than 100 sley. Print cloths, sley of 62 and higher. Carded broadcloth not more than 100 sley.
3	Nightgowns: Women's	42 and up	Normal Industry Practice	18.50	Lawns, not over 88 sley. Outing flannel, 4.50 yds. per pound and lighter Print cloth, sley of 62 and higher.
4 (a)	Shirts: Men's	14 to 17	Normal Industry Practice	16.50	Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Print cloth, sley of 66 and higher. Oxford carded.
4 (b)	Shirts: Men's	17½ and up	Normal Industry Practice	21.00	Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Print cloth, sley of 66 and higher. Oxford carded.
5 (a)	Shirts: Men's	14 to 17	Normal Industry Practice	24.00	Combed broadcloth, any sley. Shirting, jacquard, gray-dobby and colored yarn (combed). Oxfords, combed.
5 (b)	Shirts: Men's	17½ and up	Normal Industry Practice	26.50	Combed broadcloth, any sley. Shirting, jacquard, gray-dobby and colored yarn (combed.) Oxfords, combed.
6 (a)	Undershorts: Men's	28 to 44	Normal Industry Practice	5.50	Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Oxfords, carded. Print cloth, sley of 62 and higher.
6 (b)	Undershorts: Men's	46 and up	Normal Industry Practice	8.00	Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Oxford, carded. Print cloth, sley of 62 and higher.
7 (a)	Undershorts: Men's	28 to 44	Normal Industry Practice	8.50	Oxford, combed. Shirting, jacquard, gray-dobby and colored yarn (combed).
7 (b)	Undershorts: Men's	46 and up	Normal Industry Practice	10.50	Oxfords, combed. Shirting, jacquard, gray-dobby and colored yarn (combed).
8	Creepers, rompers	6 mos. to 2 yrs	6 mos. 1-1½-2 3-3-3-3	11.00	Print cloth, sley of 62 to 72. Print cloth, sley of 56 to 65 (plisse).
9	Pajamas: Button-on with or without feet or button-on with extra pants.	1 to 4	1-2-3-4 3-3-3-3	12.50	Carded chambray, lighter than 3.90 yards per pound. Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter.
10	Pajamas: 1-piece with or without feet	2 to 8	2-4-6-8 2-2-4-4	12.00	Print cloth, sley of 62 to 65. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse).
11	Pajamas: 2-piece jacket type	2 to 8	2-4-6-8 2-2-4-4	14.00	Outing flannel, 4.50 yards per pound and lighter. Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 56 to 61 (plisse). Print cloth, sley of 62 and higher.
12	Pajamas: 2-piece jacket type	8 to 16	8-10-12-14-16 2-2-3-3-2	15.75	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 61 (plisse). Print cloth, sley of 56 to 65 (plisse).
13	Nightgowns: Infants'	0 to 1	Normal Industry Practice	4.75	Lawns, not over 76 sley. Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65.
14	Nightgowns	1 to 3	Normal Industry Practice	6.50	Lawns, not over 88 sley. Outing flannel, 4.50 yards per pound and lighter.
15	Nightgowns	2 to 8	Normal Industry Practice	9.75	Lawns, not over 88 sley. Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter.
16	Nightgowns	8 to 16	8-10-12-14-16 2-2-3-3-2	12.50	Print cloth, sley of 62 to 65. Lawns, not over 88 sley. Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter.
17	Kimonos: Infants'	0 to 1	Normal Industry Practice	4.50	Print cloth, sley of 62 to 65. Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter.
18	Gertrudes: Infants'	0 to 1	Normal Industry Practice	4.75	Print cloth, sley of 62 to 65. Lawns, not over 76 sley. Outing flannel, 4.50 yards per pound and lighter.
19	Dresses: Infants'	0 to 1	Even	10.50	Dimities. Lawns, not over 88 sley.
20	Dresses: Toddlers' and children's	1 to 3 3 to 6x	1-2-3 2-4-6 3-4-5-6-6x 1-2-3-3-3	15.75	Print cloth, sley of 62 to 65. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65. Piques. Carded poplin, 100 sley and less. Lawns, any sley. Carded chambray, lighter than 3.90 yards per pound. Dimities. Dotted swiss, carded undyed yarn.

PREFERENCE RATING SCHEDULE NO. 4—COTTON FABRICS FOR CIVILIAN APPAREL—Continued

Item No	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
21	Street Dresses: Girls'	7 to 14	Normal Industry Practice	$16.50	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded chambray, lighter than 3.90 yards per pound. Cotton & spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Class "C" sheeting.
22	Street Dresses: Teen-age Girls'	10 to 16	Normal Industry Practice	19.75	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Cotton & spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per lb. Class "C" sheeting. Carded chambray, lighter than 3.90 yards per pound.
23	Slips: Toddlers'	1 to 3	1-2-3 / 4-4-4	4.50	Lawns, not over 88 sley. Print cloth, sley of 62 to 65.
24	Slips: Girls' Gertrude type	2 to 14	2-4-6-8-10-12-14 / 1-2-2-3-2-1-1	6.75	Print cloth, sley of 62 and higher. Lawns, not over 88 sley.
25	Slips: Girls'	10 to 16	10-12-14-16	9.75	Print cloth, sley of 62 and higher. Lawns, not over 88 sley.
26	Blouses: Children's	2 to 6x	Normal Industry Practice	12.00	Print cloth, sley of 62 and higher. Lawns, not over 88 sley. Dimities. Dotted swiss, carded undyed yarn.
27	Blouses: Girls'	7 to 14	7-8-10-12-14 / 2-2-3-3-2	13.50	Print cloth, sley of 62 and higher. Dimities. Lawns, not over 88 sley. Dotted swiss, carded undyed yarn.
28	Panties: Girls'	2 to 12	2-4-6-8-10-12 / 1-2-3-3-2-2	6.00	Carded broadcloth, not more than 100 sley. Print cloth, sley of 62 and higher. Lawns, not over 88 sley. Print cloth, sley of 56 to 65 (plisse).
29	Overalls and coveralls	1 to 4 years / 2 to 8 years	1-2-3-4 / 3-3-3-3 / Normal Industry Practice	12.00	Sport denims. Carded chambray, lighter than 3.90 yards per lb Twills (other than 3 leaf). Drills.
30	Overalls, Crawler type	6 mos. to 2 yrs.	Normal Industry Practice	10.50	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded poplin, 100 sley & less. Carded broadcloth, not more than 100 sley. Carded chambray lighter than 3.90 yards per lb. Carded poplin, 100 sley and less. Print cloth, sley of 56 to 65 (plisse). Carded chambray, lighter than 3.90 yards per lb.
31	Wash suits, boys' toddlers	1 to 4 / 2 to 8	Normal Industry Practice	15.75	Sport denim. Print cloth, sley of 62 and higher. Lawns. Piques. Dimities. Carded poplin, sheeting yarns. Twills (other than 3 leaf). Drills.
32	Boys' shirts and blouses	2 to 10	2-4-6-8-10 / 2-2-3-3-2	9.00	Print cloth, sley of 62 and higher. Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley. Carded poplin, sley of 88 and higher.
33	Shirts: Boys'	11 to 14½	Normal Industry Practice	12.00	Carded broadcloth, 80 sley and higher. Print cloth, sley of 62 and higher. Drills. Twills (other than leaf). Gabardines.
34	Pants: Boys'	4 to 10	Normal Industry Practice	13.50	Suitings (cotton: cotton and rayon, and mixtures containing less than 25% wool). Carded poplin, sheeting yarn.
35	Undershorts: Boys'	6 to 16	Normal Industry Practice	4.75	Carded poplin, sley of 88 and higher. Carded broadcloth, 80 sley and higher. Print cloth, sley of 62 and higher. Sport denim.
36	Sun suits: Boys' and Girls'	1 to 8	Normal Industry Practice	9.00	Carded chambray, lighter than 3.90 yds. per pound. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Piques. Lawns, not over 88 sley. Carded poplin, 100 sley and less. Carded broadcloth, 100 sley and less. Print cloth, sley of 62 and higher.
37	Wash suits: boys'. Must be made in full size range of at least 3 to 10.	3-12	Normal Industry Practice	17.25	Pique. Carded chambray, lighter than 3.90 yards per pound. Carded poplin, sheeting yarns. Print cloth, sley of 56 to 65 (plisse). Drills. Twills (other than three-leaf). Sport denim.
38	Handkerchiefs: Men's			1.25	Print cloth, sley of 62 and up. Lawns, fancy handkerchief fabrics.
39	Handkerchiefs: Ladies'			1.00	Print cloth, sley of 62 and up. Lawns, fancy handkerchief fabrics. Poplin, combed 88 sley or higher. Seersucker.
40	Graduate Nurses' Uniforms	All sizes	Normal Industry Practice	OPA Ceiling	Poplin, carded, 80 sley or higher. Broadcloth, combed, 96 sley or higher. Broadcloth, carded, 100 sley or higher. Print cloth, sley or 62 or higher (plisse). Lawns. Organdy.
41	Graduate Nurses' Caps	All sizes	Normal Industry Practice	OPA Ceiling	Poplin, carded, 90 sley or higher. Broadcloth, carded, 100 sley or higher.

PREFERENCE RATING SCHEDULE NO. 4—COTTON FABRICS FOR CIVILIAN APPAREL—Continued

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
42	Student Nurses' Uniforms (colored or white)	All sizes	Normal Industry Practice	OPA Ceiling	Carded chambray, lighter than 3.90 yds/lb. Class "A" sheeting. 40/40 or higher. Jeans. Broadcloth combed, 96 sley or higher. Poplin combed, 88 sley or higher. Print cloth, 62 sley or higher (plisse only). Seersucker.
43	Student Nurses' Caps	All sizes	Normal Industry Practice	OPA Ceiling	Lawns. Organdy. Poplin combed, 88 sley or higher. Broadcloth combed, 96 sley or higher.
44	Student Nurses' Collars	All sizes	Normal Industry Practice	OPA Ceiling	Print cloth, 65 sley or higher. Jeans. Class "C" sheeting.
45	Student Nurses' Cuffs	All sizes	Normal Industry Practice	OPA Ceiling	Print cloth, 65 sley or higher. Jeans. Class "C" sheeting.
46	Student Nurses' Aprons	All sizes	Normal Industry Practice	OPA Ceiling	Class "A" sheeting. 40/40 or higher. Class "C" sheeting.
47	Student Nurses' Bibs	All sizes	Normal Industry Practice	OPA Ceiling	Class "A" sheeting. 40/40 or higher. Class "C" sheeting.
48	Gowns for doctors, dentists, internes, orderlies, druggists, and barbers.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Class "A" sheeting. Twills, herringbone. Twills, 4-leaf.
49	Suits for doctors, dentists, internes, orderlies, druggists, and barbers.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Class "A" sheeting. Twills, herringbone. Twills, 4-leaf.
50	Coats for doctors, dentists, internes, orderlies, druggists, and barbers.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Class "A" sheeting. Twills, herringbone. Twills, 4-leaf.
51	Coats and apron sets for bakers, butchers, fishhandlers, dairy workers, cooks, waiters, slaughter-house-workers, and other commercial food handlers and processors.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Twills, herringbone. Class "A" sheeting. Twills, 4-leaf.
52	Pants for bakers, butchers, fishhandlers, dairy workers, cooks, waiters, slaughter-house-workers, and other commercial food handlers and processors.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Twill, herringbone. Class "A" sheeting. Twills, 4-leaf.
53	Uniform dresses or gowns for hospital patients and workers, commercial food handlers and processing employees, and beauticians.	All sizes	Normal Industry Practice	OPA Ceiling	Class "A" sheeting. Poplins, sheeting yarns. Print cloth, sley of 62 and higher. Chambray, lighter than 3.90 yds. per pound.

[F. R. Doc. 46-5603; Filed, Apr. 3, 1946; 11:47 a. m.]

PART 903—DELEGATIONS OF AUTHORITY

[Directive 43]

§ 903.156 *Directive 43—(a) Authorizations under Veterans' Housing Program Order 1.* The Secretary of Agriculture or the Director of the Materials and Equipment Branch, Production and Marketing Administration of the Department of Agriculture is authorized to approve or deny applications on Form CPA-4423 for authorization to begin construction under Veterans' Housing Program Order 1 where the construction involved is on a farm. Approvals and denials may be signed in the name of the Department of Agriculture by the authorized official exercising the authority.

(b) *Redelegations.* The authority delegated by this directive may be redelegated to authorized officials of the Department of Agriculture.

(c) *Standards and procedures.* Authority delegated by this directive must be exercised in accordance with any written instructions which may be given by the Director of the Bureau of Reconversion Priorities of the Civilian Production Administration. The Department of Agriculture shall submit all general processing instructions governing the exercise of this authority to the Civilian Production Administration for its prior approval.

(d) *Reports.* The Department of Agriculture shall make such reports to the Civilian Production Administration on the exercise of the authority granted by this directive as may from time to time be requested by the Civilian Production Administration.

Issued this 4th day of April 1946.

J. D. SMALL,
Administrator.

[F. R. Doc. 46-5753; Filed, Apr. 5, 1946; 11:30 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 3, as Amended Apr. 5, 1946]

The following amended direction is issued pursuant to Priorities Regulation 13:

Government agencies and state or local governments are entitled to certain priorities in getting surplus property from government disposal agencies under the Surplus Property Act of 1944 and War Assets Administration Regulation 2. Although, under paragraph (d) (2) of Priorities Regulation 13, preference ratings no longer have any effect on disposals of surplus property, disposals under WAA Regulation 2 are still subject to any individual directives which the CPA may issue with respect to delivery of specified surplus property to a named buyer or class of buyers. In general, such directives will be issued only in cases of emergencies, such as those involving floods, fires, explosions, or emergency replacements for essential services. (Direction 16 to Priorities Regulation 13 explains when CPA may issue urgency certificates for surplus government owned equipment.) Disposal agencies must also comply with the restrictions on special sales of the materials and products on Lists A and B of Priorities Regulation 13, and with any applicable directions to that regulation.

Issued this 5th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5756; Filed, Apr. 5, 1946; 11:30 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 16]

URGENCY CERTIFICATES FOR SURPLUS EQUIPMENT

The following direction is issued pursuant to Priorities Regulation 13:

(a) *What this direction does.* Schedule I of Priorities Regulation 28 lists certain critical products. Increased production of these products is essential to the reconversion program. This direction describes how a person engaged in the production of any of these critical products may apply for a CPA urgency certificate which may help him to acquire surplus equipment from the War Assets Administration. Preference ratings have no effect on sales by War Assets Administration either by way of obliging it to sell, or by way of determining as among several buyers who shall get the material or product. The urgency certificates issued under this direction are not preference ratings, and may not be used to obtain equipment from new production.

(b) *How to apply for an urgency certificate.* Application for a CPA urgency certificate to acquire Government owned surplus equipment under this direction should be made on Form CPA-4425, addressed to the Civilian Production Administration, Washington 25, D. C., Ref.: PR-13, Direction 16. This form can be obtained from the Civilian Production Administration, Washington 25, D. C., or CPA District Construction Offices.

(c) *When the CPA may issue urgency certificates.* (1) It is the general policy of the CPA not to grant urgency certificates for Government owned surplus property. However, the CPA may in limited cases grant such certificates, good for 60 days, for items of equipment needed to support production of critical products under the following conditions:

(i) The equipment is required to sustain or increase production of a critical product listed in Schedule I of Priorities Regulation 28; and,

(ii) The applicant has been unable to obtain the equipment from new production as soon as required, without a rating. (If a CC rating has been assigned, and the equipment is not obtainable from new production as soon as required, an urgency certificate may be issued in place of the rating. If a CC rating has already been assigned, or an application has already been submitted for a rating for the desired equipment, a request to substitute an urgency certificate under this direction may be made by letter addressed to CPA, Washington 25, D. C., Ref.: PR-13, Direction 16, instead of using CPA 4425).

(2) CPA will carefully screen all requests, and issue urgency certificates only when in its judgment such action is deemed necessary in the interest of production of the critical products described in Schedule I of Priorities Regulation 28.

(d) *How to use an urgency certificate.* If a CPA urgency certificate is issued, it will be given to the applicant in duplicate. These certificates are good only for Government property which has been declared surplus to War Assets Administration and will cover equipment of the type requested or equivalent equipment. The certificate holder should present both copies of the certificate to a local sales office of War Assets Administration, together with his written order or bid as required by it. It is important that these certificates be filed with War Assets Administration promptly, since every urgency certificate expires 60 days after its issuance by CPA.

(e) *Effect of urgency certificates on disposal agencies.* (1) Unless CPA specifically directs otherwise, the local sales office of War Assets Administration must give precedence to holders of CPA urgency certificates over any other class of buyers in selling any surplus equipment of the type covered by urgency certificates which have been filed with it and which have not expired. The price and terms of sale of specific equipment to a holder of an urgency certificate and the relative precedence among holders of urgency certificates will be determined by War Assets Administration. If the sale is made through a dealer, War Assets Administration will designate the certificate holder who is to receive the equipment, and the dealer must give War Assets Administration a certification in substantially the following form:

> The undersigned certifies to the seller and to CPA, subject to the criminal penalties of section 35 (A) of the United States Criminal Code that he will resell promptly the equipment obtained with this certificate to_____ (insert name of urgency certificate holder designated by War Assets Administration).

The standard certification described in Priorities Regulation 7 may not be used instead of this certification. Any person giving the certification described above must dispose of the equipment he gets with it in accordance with its terms.

(2) If a holder of an urgency certificate is unwilling or unable to meet the price and terms of sale determined by War Assets Administration, it is not required to make the sale.

(f) *Expiration of urgency certificates.* Every urgency certificate expires 60 days after its issuance by CPA. If any person to whom an urgency certificate has been issued is unable to obtain the equipment covered by the certificate before it expires, he may file an application on Form CPA-4425 for renewal, after the original certificate has expired. CPA may issue a new certificate if the applicant still meets the criteria described in paragraph (c).

Issued this 5th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5755; Filed, Apr. 5, 1946; 11:30 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328, Direction 31, as Amended Apr. 5, 1946]

COTTON AND RAYON FABRICS FOR PROCESSING IN PUERTO RICO, FIRST AND SECOND CALENDAR QUARTERS, 1946

The following amended direction is issued pursuant to Conservation Order M-328:

(a) *Purpose.* There is a shortage of materials needed for processing by the needlework industry in Puerto Rico, and this shortage is so serious as to threaten the economy of the Island.

The purpose of this direction is to provide priorities assistance for the procurement, during the first and second calendar quarters of 1946, for certain types of cotton and rayon fabrics that are urgently needed for this purpose. The remainder of the first and the second quarter will be considered one period and only one application for a preference rating may be made. Some of the fabrics are to be made available from the normal sources of supply in this country, and additional quantities from supplies now held by the War Assets Administration as Surplus Property under Surplus Property Declaration No. 6-14851, as explained in Direction 13 to Priorities Regulation 13.

(b) *Applications.* All applications for a CC rating under this Direction should be made on Form CPA-2842 (dated January 24, 1946), copies of which may be obtained from the Civilian Production Administration, Washington 25, D. C.

(1) The applications should be sent to the Department of the Interior, Division of Territories and Island Possessions, Room 4122, Washington 25, D. C., and must be filed not later than March 12, 1946 in order to be assured of consideration under this direction.

(2) Applications may be made for priorities assistance for rayon broad woven fabrics, and for the following cotton broad woven fabrics:

Aeronautical cloths, lawns, all other combed yarn fabrics, and print cloth yarn fabrics.

(3) In addition to the information called for by Form CPA-2842 each applicant must indicate his plans for the processing of the fabric in Puerto Rico by supplying the following information on that form or in an accompanying letter:

(i) The contractor or contractors located in Puerto Rico who will process the fabric for which the rating is to be applied.

(ii) The type of work to be done on each end product listed in column (b) of the form such as embroidery, hand sewing, etc.

(iii) Show labor and overhead costs or amount paid to contractors for work to be done in Puerto Rico on the materials going into each end product listed in column (b) of Section I of the form.

(iv) In column (e) of Section I of the form state the quantity or quantities of each fabric required for both the first and second quarters of 1946.

NOTE: Leave blank column (c) of Section I of the form.

The reporting requirements of this direction have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(4) The total amount of the materials for which ratings may be assigned is limited. Applications, including those from persons not previously engaged in the business of having materials manufactured in Puerto Rico will be processed on an equitable basis, consistent with the most effective fulfillment of the purposes of the program, and taking into consideration the data submitted under subparagraph (b) (3) above, and other pertinent factors.

(c) *Quantity of materials available under this program.* CC ratings will be issued to applicants in quantities which, in the aggregate, are not greater than the yardages of fabric, including that being made available from surplus property, covered by the program. No applicant may place these CC ratings or use the certificate described in Direction 13 to Priorities Regulation 13, to order a total yardage, whether to be obtained from regular suppliers or as surplus property, of more than the quantity for which CC ratings are authorized under this direction. Thus an applicant who has been assigned a CC rating for lawns, and has placed a bid with War Assets Administration for some or all of the lawns, may place the CC rating only for the total quantity authorized less the quantity covered by his bid. If WAA does not agree to sell the full quantity of his bid, he may then place his CC rating on orders to get from new production the balance of the lawns covered by his bid. An applicant who has already placed CC rated orders for more yardage than he is entitled to under the above rules, must reduce or cancel these orders or notify his suppliers to treat them as unrated to the extent necessary to bring them within the quantities permitted.

(d) *Use of materials.* All materials obtained with a rating assigned under this order, or obtained with a certificate given under Direction 13 to Priorities Regulation 13, must be shipped immediately to Puerto Rico, either as whole cloth or as cut pieces ready for fabrication or processing, under arrangements by which the material will be processed in accordance with the representations made by the applicant with his application on Form CPA-26.2, and any conditions which may be imposed in the authorization which is issued him. Further, each applicant must provide that the processing of the material will be done in Puerto Rico at as nearly a uniform rate as practicable during the period from the date of the arrival of the goods in Puerto Rico through June 30, 1946.

Issued this 5th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5754; Filed, Apr. 5, 1946; 11:30 a. m.]

Chapter XI—Office of Price Administration

PART 1393—ICE

[MPR 154, as Amended,[1] incl. Amdts. 1-15]

ICE

This compilation of Maximum Price Regulation 154, as amended, includes Amendment 15, effective April 10, 1946. The text added or amended by Amendment 15 is underscored.

A statement of the considerations involved in the issuance of Maximum Price Regulation No. 154 as Amended, issued simultaneously herewith, has been filed with the Division of the Federal Register.[2]

In the judgment of the Price Administrator, it is necessary to establish maximum prices for the sale of ice because the prices prevailing in March 1942 were abnormally low in relation to the prices in other industries. As the ice business is primarily seasonal in nature, it has been the custom in the ice business to make price increases only at the beginning of the summer season, which occurs in most regions of the United States in the month of April. Accordingly, in most cases, the prices for ice prevailing in March 1942 did not reflect increased costs incurred since the summer season of 1941, and consequently, as noted above, were abnormally low in relation to the prices prevailing in other industries in which price increases are not limited to a particular time of year. The maximum prices established by this regulation are, in the judgment of the Price Administrator, generally fair and equitable, and in conformity with the general level of prices established by the General Maximum Price Regulation.[3]

Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942 and in accordance with Procedural Regulation No. 1,[4] issued by the Office of Price Administration, Maximum Price Regulation No. 154 As Amended, is hereby issued.

[1] 10 F.R. 7048.

[2] Statements of considerations are also issued with amendments. Copies may be obtained from the Office of Price Administration.

[3] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

[4] Revised, 9 F.R. 10476, 13715; 10 F.R. 11295.

Sec.

1393.1 Maximum prices for ice.
1393.2 Less than maximum prices.
1393.3 Adjustable pricing.
1393.4 Evasion.
1393.5 Enforcement.
1393.5a Licensing.
1393.6 Applicability of the General Maximum Price Regulation.
1393.7 Relationship between this regulation and the General Maximum Price Regulation.
1393.8 Applications for adjustment.
1393.9 Petitions for amendment.
1393.10 Definitions.
1393.11 Effective dates.
1393.12 Appendix A: Maximum prices for ice.
Appendix B: OPA Form No. 644-2452.
Appendix C: OPA Form No. 6403-2751.

AUTHORITY: §§ 1393.1 to 1393.12 inclusive, issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487, E.O. 9697, 11 F.R. 1691.

§ 1393.1 *Maximum prices for ice.* On and after July 8, 1942, regardless of any contract, agreement, lease or other obligation, no person shall sell or deliver ice and no person in the course of trade or business shall buy or receive ice at prices higher than the maximum prices set forth in Appendix A hereof, incorporated herein as § 1393.12; and no person shall agree, offer, solicit, or attempt to do any of the foregoing.

[§ 1393.1 amended by Am. 12, 10 F.R. 10084, effective 8-13-45 and Am. 15, effective 4-10-46]

§ 1393.2 *Less than maximum prices.* Lower prices than those set forth in Appendix A (§ 1393.12) may be charged, demanded, paid or offered.

§ 1393.3 *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

[§ 1393.3 amended by Am. 4, 8 F.R. 7593, effective 6-4-43; and Am. 7, 9 F.R. 2300, effective 3-4-44]

§ 1393.4 *Evasion.* The price limitations set forth in this Maximum Price Regulation No. 154 as amended, shall not be evaded, whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale or delivery of, or relating to the sale of ice, alone or in conjunction with any other commodity, or by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying-agreement or other trade understanding, or otherwise.

Specifically, but not exclusively, the following practices are prohibited:

(a) The reduction or elimination of discounts in effect during April 1942, with respect to any particular class of purchasers, or, where the seller's maximum price for ice is established under § 1393.12 (a) (2), the reduction or elimination during any of the months from April to October, inclusive, of the discounts in effect during the corresponding month of 1941 with respect to any particular class of purchasers.

(b) Changes in the classification of purchasers of ice which were in effect during April 1942, or, where the seller's maximum price for ice is established under § 1393.12 (a) (2), changes during any months from April to October, inclusive, in the classification of purchasers of ice in effect during the corresponding month of 1941.

§ 1393.5 *Enforcement.* (a) Persons violating any provision of this Maximum Price Regulation No. 154 as amended, are subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for the suspension of licenses provided by the Emergency Price Control Act of 1942, as amended.

(b) Persons who have any evidence of any violation of this Maximum Price Regulation No. 154 as amended, or of any acts or practices which constitute such a violation are urged to communicate with the nearest District or Regional Office of the Office of Price Administration, or its principal office in Washington, D. C.

[NOTE: Supplementary Order No. 7 (7 F.R. 5176) provides that war procurement agencies and governments whose defense is vital to the defense of the United States shall be relieved of liability, civil or criminal, imposed by price regulations issued by the Office of Price Administration.]

[NOTE: Under the provisions of Revised Supplementary Order 44 (10 F.R. 11065) MPR 154, as amended, is adopted and affirmed to be applicable to the Territory of Hawaii.]

§ 1393.5a *Licensing.* The provisions of Licensing Order No. 1,[5] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[§ 1393.5a added by Supplementary Order No. 72, 8 F.R. 13244, effective 10-1-43]

§ 1393.6 *Applicability of General Maximum Price Regulation.* Except as provided in § 1393.7 the provisions of this Maximum Price Regulation No. 154

[5] 8 F.R. 13240.

as amended, supersede the provisions of the General Maximum Price Regulation with respect to sales or deliveries of ice for which maximum prices are established by this regulation.

§ 1393.7 *Relationship between this regulation and the General Maximum Price Regulation.* The following sections of the General Maximum Price Regulation, as well as amendments to them, apply to sales covered by this regulation:

(1) Supplemental regulations (§ 1499.4).

(2) Transfers of business or stock in trade (§ 1499.5), except that the date, June 4, 1943, shall be substituted for the date, April 28, 1942, contained in that section.

[Subparagraph (2) amended by Am. 6, 8 F.R. 12660, effective 9–20–43]

(3) Federal and State taxes (§ 1499.7).

(4) Current Records (§ 1499.12).

(5) Maximum prices of cost-of-living commodities: statement, marking or posting (§ 1499.13).

(6) Sales slips and receipts (§ 1499.14).

[Subparagraphs (7) and (8) deleted by Supplementary Order 72, 8 F.R. 13244, effective 10–1–43]

(9) Defintions (§ 1499.20 (g), (h), (l), (k), (m), (o), (p), (r) and (s)).

[§ 1393.7 amended by Am. 4, 8 F.R. 7593, effective 6–4–43 and as otherwise noted]

§ 1393.8 *Applications for adjustment.* (a) *Conditions.* Any regional office of the Office of Price Administration or such other offices as may be authorized by order issued by the appropriate regional office may, either on application or its own motion, adjust, by order, the maximum prices of ice established under the Maximum Price Regulation No. 154, as amended, for any seller or group of sellers whenever it appears:

(1) That a shortage in the supply of ice available to the seller's locality exists or threatens to occur; and

(2) That such local shortage will be substantially reduced or eliminated by adjusting the maximum prices for ice for such seller or sellers; and

(3) That such adjustment will not create or tend to create a shortage or a need for an increase in prices in another locality, and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

A local shortage may be said to exist or to be threatened when a shortage of ice supply in total sales or in a particular class of sales has arisen or threatens to arise because maintenance of existing maximum prices creates financial hardship in over-all operations or in particular classes of sales threatening the seller's ability to continue such sales, and when only by a price adjustment can such shortage be relieved or averted. More specifically, when maximum prices are so low that they do not produce sufficient revenue to cover the costs of producing, procuring, delivering and selling ice, plus the minimum amount of return necessary to assure an adequate and continuous supply in the locality, a local shortage may be said to exist or to be threatened.

Shortages will not be recognized if it appears that they arise out of factors other than the price level such as lack of manpower, inability to obtain materials and supplies, transportation conditions, or other difficulties apart from maximum prices. Subject to these limitations a local shortage exists or threatens when it appears that the supply of ice is less or will be less than local essential consumer demand in the area served by the applicant. Factors to be considered in this connection will be the normal consumption of ice in the trade area served by the applicant, actual or expected changes therein as a result of population changes and other relevant factors, and the amount of ice available in that particular community as measured by the production and storage capacities of all sellers in that market area.

[Paragraph (a), formerly (e), added by Am. 3, 8 F.R. 1270, effective 2–2–43; redesignated by Am. 10, 10 F.R. 7048, effective 6–18–45 and amended by Am. 15, effective 4–10–46. Former paragraph (a) deleted by Am. 10]

(b) *Standards*—(1) *General basis of adjustment.* Adjustments will be based, in general, upon a comparison of applicant's earnings in his most recent twelve-month accounting period with earnings in the base period years (ordinarily 1936–1939) and subject to the determination by the Administrator of what constitutes an appropriate net return in relation to base period earnings.

(2) *Other considerations.* In measuring the extent of adjustment consideration will be given also (1) to increased production and delivery costs which the seller of ice in the locality affected must incur in order to produce and deliver such ice as compared with production and delivery costs in April 1942, or, for natural ice, as compared with the nearest earlier month in which such ice was harvested and packed in such locality; and (2) to such other circumstances as may be pertinent to the procurement of sufficient supplies of ice to meet the requirements of the locality affected.

(3) *Excess importation costs.* Where a seller must import ice from other localities at costs in excess of the costs of local manufacture or procurement during the most recent calendar month, and the total cost of ice so imported is in excess of the average imported cost absorbed by that seller in a corresponding period in 1938, 1939 and 1940, an adjustment may be granted sufficient to allow such importer of ice to recover, over an appropriate period, the dollar amount of such excess cost.

[Paragraph (b), formerly (f), added by Am. 3, 8 F.R. 1270, effective 2–2–43; redesignated and amended by Am. 10, 10 F.R. 7048, effective 6–18–45; amended by Am. 15, effective 4–10–46. Former paragraph (b) amended by Am. 1and deleted by Am. 10]

(c) In making application for adjustment, any manufacturer of ice who sells at retail and also sells ice to distributors and peddlers for resale at retail may make application for adjustment on behalf of those distributors and peddlers who customarily purchase ice from him. If an adjustment of the manufacturer's maximum price is granted upon such application, a like adjustment of the maximum prices of the distributors and peddlers included in the application may be granted.

In any case where an adjustment is made in the ceiling prices of ice sold at retail by distributors and peddlers, pursuant to an individual application, the ceiling price of ice sold to such distributors and peddlers by manufacturers may, without order, be adjusted upward by an amount not to exceed the amount of the increase in price per ton granted such distributors and peddlers, except that where the Administrator or a Regional Administrator upon his own motion has adjusted maximum prices for ice at all levels and for all sellers within a defined geographical area, no upward adjustment of manufacturers' ceiling prices to their distributors and peddlers may be made except under specific order of the Administrator or Regional Administrator.

Applications for adjustment shall be filed in accordance with Revised Procedural Regulation No. 1, and must supply information substantially as called for by OPA Form 6043–2751 (Appendix C). Although it is not a requirement, in most cases consideration of applications may be facilitated by the applicant's use of this Form, which may be procured from OPA District or Regional Offices.

[Paragraph (c), formerly (g) added by Am 3, 8 F.R. 1270, effective 2–2–43; redesignated by Am. 10, 10 F.R. 7048, effective 6–18–45; and amended by Am. 15, effective 4–10–46. Former paragraph (c) amended by Am. 1 and deleted by Am. 10]

(d) *Special provisions; car-icing sales.* This paragraph (d) contains a flat pricing provision and an adjustment procedure supplementing the general provisions of the regulation and applying exclusively to car-icing sales. Nothing contained in this paragraph (d) shall prevent any seller of ice from making application for price increase for any class of ice, under paragraphs (a), (b) and (c) of § 1393.8. Definitions of terms used in this paragraph (d) are set out, in conjunction with OPA Form No. 644–2452, in Appendix B to this regulation.

(1) *Flat maximum price.* The maximum price for ice sold for car-icing purposes by any seller of ice subject to this regulation, whose lawful maximum price otherwise established under this regulation is less than $3.00 per ton, shall be $3.00 per ton, provided, however, that any seller who shall increase his maximum price to $3.00 under this subparagraph must first file a report thereof with the District Office of the Office of Price Administration nearest the seller's icing location at which such increase is made effective.

(2) *Adjustment by buyer-seller agreement.* Maximum prices for car-icing sales may be adjusted for any seller by the Office of Price Administration pursuant to an application by the buyer and the seller under the following conditions:

(i) The application must be filed on OPA Form No. 644–2452 (Appendix B) in accordance with the directions set forth therein.

(ii) The seller may request a price increase equal in cents per ton to the labor cost increase per ton in the most recent twelve-calendar-month period over the labor cost per ton for the seller's normal fiscal year ending nearest to April 30, 1942, subject to the limitations in subdivision (v) hereof.

(iii) The purchaser, joining in the application, must agree to absorb the proposed increase without passing it on in an increase in the prices or charges of such purchaser for commodities or services sold by such purchaser. This commitment, however, shall be without prejudice to the purchaser including such increased costs in any application for increased rates or charges in any proceeding before an authorized State or Federal regulatory agency, in which consideration of the proposed increases is based upon revenue needs. Specifically, any person furnishing protective service under contracts subject to section 14 (b), Part 1, of the Interstate Commerce Act may join in applications for adjustment by buyer-seller agreement under this subparagraph 2 (and, accordingly, execute the Purchaser's Certification, Item F of OPA Form 644–2452), notwithstanding the foregoing requirement that the purchaser must agree to absorb the proposed increase.

[Subparagraph (iii) amended by Am. 13, 10 F.R. 13594, effective 11–5–45]

(iv) The seller must agree to maintain the same ratio of car-icing sales to total sales, to the extent required by purchasers and available to the seller, as prevailed at that icing location during the twelve-month period immediately preceding the date of application.

(v) Price adjustments authorized under this subparagraph (2) may not exceed 20% of the highest price charged by the seller for car-icing sales at the subject icing location during April 1942; and in no event may the adjustment amount to more than $1.00 per ton above the April 1942 price.

Applications for adjustment under this subparagraph (2) shall be filed only with the Transportation and Public Utilities Division, Office of Price Administration, Washington 25, D. C. Upon consideration of the application, the Administrator will issue an order denying, in whole or in part, the requested adjustment in maximum price, or the Director of the Transportation and Public Utilities Division will issue a notice of approval or require that additional information be submitted. If none of these actions is taken within 20 days after the filing of the application, or after additional information has been supplied, the application shall be deemed to be approved. Note, however, that all approvals, whether made by affirmative action or by operation of the 20-day provision, are subject to revocation or modification by the Administrator at any time.

[Paragraph (d) added by Am. 10, 10 F.R. 7048, effective 6–18–45. Former paragraph (d) added by Am. 1, 7 F.R. 5944, effective 8–5–42; amended by Am. 2, 7 F.R. 8940, effective 11–4–42; and deleted by Am. 10, 10 F.R. 7048, effective 6–18–45]

[Section heading amended by Am. 1]

§ 1393.9 *Petitions for amendment.* Any person seeking an amendment of any provision of this Maximum Price Regulation 154, as amended, may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

[§ 1393.9 amended by Supplementary Order No. 26, 7 F.R. 8948, effective 11–4–42]

[NOTE: Procedural Regulation No. 6 (9 F.R. 10628; 10 F.R. 1382, 9394) provides for the filing of applications for adjustment of maximum prices for commodities or services under Government contracts or subcontracts. Revised Supplementary Order No. 9 (8 F.R. 6175; 10 F.R. 9394) makes the provisions of Procedural Regulation No. 6 applicable to all price regulations, with the exception of those which expressly prohibit such applications, and certain specific regulations listed in Revised Supplementary Order No. 9.]

§ 1393.10 *Definitions.* (a) When used in this Maximum Price Regulation No. 154 as amended the term:

(1) "Platform sale" (or bridge, or dock sale) is a sale of ice, delivery of which is made to the purchaser at the seller's place of business.

(2) "Delivered sale" is a sale of ice delivered to a purchaser at a point other than the seller's place of business.

(3) "Highest price charged" shall be (i) the highest price which the seller charged for ice delivered by him during any designated period or (ii) if the seller made no such delivery during any designated period, his highest offering price for delivery during that designated period.

(4) "Straight run crushed ice" is ice which has been reduced from block or cut form, by means of breaking or crushing, into various sized smaller pieces, the largest of which smaller pieces normally do not exceed ¼ pound in weight, and which is sold unsegregated as to the resultant sizes or degrees of fineness. The term includes such ice whether the breaking or crushing is done manually or by processing through mechanical crushers. Ice broken into chunks under the usual trade practice for dropping into bunkers of refrigerator cars or similar protective conveyances is not crushed ice within this definition.

(5) "Crushed and sized ice" is ice which, having been reduced in size consistently with the above definition of "straight run crushed ice", is then segregated, by screening, into two or more approximately uniform sizes, and sold in such separate sizes.

[Subparagraphs (4) and (5) added by Am. 14, 11 F.R. 1593, effective 2–18–46]

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used herein.

§ 1393.11 *Effective dates.* (a) This Maximum Price Regulation No. 154 as Amended (§§ 1393.1 to 1393.12, inclusive) shall become effective July 8, 1942. [MPR 154, as amended, originally issued July 3, 1942]

[Effective dates of amendments are shown in notes following the parts affected]

§ 1393.12 *Appendix A: Maximum prices for ice*—(a) *Determination of maximum prices*—(1) *Generally.* The seller's maximum delivered price and the seller's maximum platform price for any form, quantity, and quality of ice shall be the highest price charged by the seller for such form, quantity, and quality of ice during April 1942 on a delivered sale or on a platform sale respectively to a purchaser of the same class: *Provided,* That in the event the seller's only deliveries to any class of purchasers during April 1942 were made pursuant to a contract or contracts entered into prior to October 1, 1941, the seller's maximum delivered price and seller's maximum platform price to a purchaser of that class for any form, quantity, and quality of ice shall be (i) the highest delivered price or the highest platform price respectively for such form, quantity, and quality of ice for which provision is made in any contract entered into with a purchaser of said class after October 1, 1941 and prior to April 28, 1942, even though no deliveries were made under such contracts in April 1942, or (ii) if the seller has not entered into any contract with a purchaser of that class after October 1, 1941, and prior to April 28, 1942, a price determined in accordance with paragraph (b) of this section.

[Subparagraph (1) corrected, 7 F.R. 5276, effective 7–10–42]

(2) *Alternative maximum prices.* During the months from April to October inclusive, a seller of ice may charge on a delivered sale or a platform sale for any form, quantity, and quality of ice, the highest price charged by the seller for such form, quantity, and quality of ice on a delivered sale or on a platform sale respectively during the corresponding month of 1941 to a purchaser of the same class: *Provided,* That to avail himself of this alternative method of determining maximum prices the seller must be able to demonstrate by appropriate written records what his prices actually were during the corresponding months of 1941 and must preserve such records and make them available for examination by the Office of Price Administration.

(3) *Crushed and sized ice and straight run crushed ice.* Regardless of price limitations otherwise imposed by subparagraphs (1) or (2) above, a seller's maximum price for "crushed and sized ice" and for "straight run crushed ice" may be determined by application of the following differentials over that seller's price for ice in blocks or cuts customarily sold to purchasers of the same class, sub-

ject to dollars-and-cents limitations as indicated:

	Differential	Not to exceed—
	Percent	*Per ton*
Crushed and sized ice	20	$2.00
Straight run crushed ice	15	1.50

This subparagraph (3) is permissive only; it shall not be construed as requiring reduction of prices for crushed and sized ice or straight run crushed ice properly established under other provisions of this section.

[Subparagraph (3) added by Am. 14, 11 F.R. 1593, effective 2-18-46]

(b) *Maximum prices determined by reference to maximum prices of most closely competitive seller—(1) Generally.* Except as otherwise provided in subparagraphs (2), (3), or (4) below, or in paragraph (g) of this section, if the seller's maximum price for ice cannot be determined under paragraph (a) (1) of this section, and is not or cannot be determined under paragraph (a) (2) of this section, the seller's maximum delivered price and the seller's maximum platform price for any form, quantity, and quality of ice shall be the maximum price established under paragraph (a) (1) of this section for the most closely competitive seller of the same class for such form, quantity, and quality of ice on a delivered sale or on a platform sale respectively to a purchaser of the same class.

(2) *Expiring long term contracts.* Determination of maximum prices for ice sold pursuant to long term contracts as covered in paragraph (a) (1) above, may be made by reference to the most closely competitive seller's current lawful maximum price for ice of the same classification, rather than by reference to the most closely competitive seller's April 1942 price, where such competitor's maximum price for this classification has been adjusted by order of the Administrator.

(3) *New sellers and sales of new classifications or new services by existing sellers.* Bona fide new manufacturing plants or other new sellers (note § 1393.4), and existing sellers proposing to sell ice in new classifications or to provide new icing services, may establish their ceiling prices by reference to the current lawful maximum prices for such sales or services by the most closely competitive seller of the same class serving the same market area or trade territory.

(4) *Alternative maximum prices.* If a seller has customarily charged higher prices during the summer season than during the rest of the year, and if the seller's maximum price for ice cannot be determined under paragraph (a) (2) of this section, the seller may charge during the months from April to October inclusive, on a delivered sale or on a platform sale for any form, quantity, and quality of ice the maximum price established under paragraph (a) (2) of this section for the most closely competitive seller of the same class for such form, quantity, and quality of ice on a delivered sale or on a platform sale respectively to a purchaser of the same class.

[Paragraph (b) amended by Am. 15, effective 4-10-46]

(c) *Maximum prices for specially treated ice not sold prior to April 1942.* The maximum price for specially treated ice for which a maximum price is not established by paragraphs (a) or (b) above shall be determined upon application filed with the Director of the Transportation and Public Utilities Division, Office of Price Administration, Washington 25, D. C. Such maximum prices will be established by order of the Administrator in line with the level of maximum prices otherwise established by this regulation. Applications under this paragraph shall contain the following:

1. Name and address of the seller, indicating whether an individual, partnership, association, or corporation;
2. Brief description of the business;
3. Description of the customers or class of customers to be served;
4. A complete description of the specially treated ice for which a maximum price is sought;
5. A statement of the reasons why such specially-treated ice cannot be priced under paragraphs (a) or (b) above;
6. The maximum price proposed by the seller, and a specific breakdown of all relevant cost factors, including material, fuel or power, direct labor, other direct operating expenses, and applicable overhead costs; and
7. Any other facts which the seller wishes to submit in support of the application.

The application must be signed by the applicant personally, or if a partnership by a partner, or if an association or corporation by a duly authorized officer thereof.

Pending consideration of the application, sales and deliveries of the commodity may be made at prices not in excess of the maximum prices for untreated ice in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration in conformity with § 1393.3 of this regulation, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Orders issued under this paragraph may be made applicable to all sellers of a particular kind of specially-treated ice and will contain such restrictions and limitations as are deemed necessary by the Administrator.

[Paragraph (c) added by Am. 9, 10 F.R. 4246, effective 6-11-45. Former paragraphs (c), (d) and (e) redesignated as (d), (e) and (f) by Am. 9]

(d) No seller shall require any purchaser, and no purchaser shall be permitted to pay a larger proportion of transportation costs incurred in the delivery or supply of ice than the seller required purchasers of the same class to pay during April 1942, except that during the months of April to October inclusive, where the seller's maximum price for ice is established by paragraph (a) (2) of this section, no seller shall require any purchaser, and no purchaser shall be permitted to pay a larger proportion of transportation costs incurred in the delivery or supply of ice than the seller required purchasers of the same class to pay during the corresponding month of 1941.

[NOTE: Supplementary Order No. 31 (7 F.R. 9894, 8 F.R. 1312, 3702, 9521) provides that: "Notwithstanding the provisions of any price regulation, the tax on transportation of all property (excepting coal) imposed by section 620 of the Revenue Act of 1942 shall, for purposes of determining the applicable maximum price of any commodity or service, be treated as though it were an increase of 3% in the amount charged by every person engaged in the business of transporting property for hire. It shall not be treated, under any provision of any price regulation or any interpretation thereof, as a tax for which a charge may be made in addition to the maximum price."]

(e) The charges made for any special service shall not exceed the charge made during April 1942 except that where, during the months from April to October, inclusive, the seller's maximum price for ice is established by paragraph (a) (2) of this section, the charges made for any special services shall not exceed the charges made during the corresponding month of 1941.

[NOTE: 2nd Revised Supplementary Order No. 34 (10 F.R. 2014) permits, under certain conditions, the addition of special packing expenses to maximum prices on sales to procurement agencies of the United States.]

(f) *Maximum prices for natural ice.* (1) [Deleted]

[Subparagraph (1) amended by Am 8, 9 F.R 14852, effective 12-20-44 and Am. 11, 10 F.R 8660, effective 7-16-45, and automatically deleted by the terms of Am. 11]

(2) *Harvester's maximum prices determined by reference to highest price charged during the harvest period.* If the harvester's maximum price for natural ice cannot be determined under paragraphs (a) or (b) of this section, the harvester's maximum delivered price and the harvester's maximum platform price for any form, quantity and quality of such ice shall be the highest price charged by the harvester for such form, quantity and quality of natural ice during the month or months of harvest of such seller in the period from December 1, 1941 through March 31, 1942 on a delivered sale or platform sale respectively to a purchaser of the same class.

(3) *Transportation and special service charges.* (i) No harvester of natural ice who determines his maximum price under subparagraph (2) shall require any purchaser, and no purchaser shall be permitted to pay a larger proportion of transportation costs incurred in the delivery or supply of natural ice than the harvester required purchasers of the same class to pay during the months of April to October inclusive, where the seller's maximum price for ice is established by paragraph (a) (2) of this section, no seller shall require any purchaser, and no purchaser shall be permitted to pay a larger proportion of transportation costs incurred in the delivery or supply of ice than the seller required purchasers of the same class to pay during the corresponding month of 1941; and

(ii) The charges made for any special service rendered by such harvester shall not exceed the charge made during the month or months of harvest of such seller in the period from December 1, 1941 through March 31, 1942 for such special service to purchasers of the same class.

[Paragraph (f), formerly (e) added by Am. 3, 8 F.R. 1270, effective 2-2-43]

[Original paragraph (f) added by Am. 4, 8 F.R. 7593, effective 6-4-43; corrected 8 F.R. 8844, effective 7-2-43; revoked by Am. 5, 8 F.R. 10514, effective 7-26-43]

(g) *Maximum prices for sales and service which cannot be determined by the other provisions of this section.* If maximum prices cannot reasonably be determined under the foregoing provisions of this section, they must be established pursuant to application filed with the nearest District Office of the OPA for approval of a maximum price in line with the level of prices otherwise established by this regulation.

(1) The application shall contain a full description of the sales classification or service, the applicable material, labor and other costs, and must show conclusively that maximum prices cannot equitably be determined under other provisions of this section. Additional information must be furnished if requested by OPA.

(2) Applications shall show a comparison in costs and prices between the sales classification or service for which a price determination is being made, and the costs and prices of the most nearly comparable service, if any, being currently rendered.

(3) The OPA may disapprove or revise maximum prices proposed or established under this section where necessary to bring such maximum prices into line with the level of maximum prices generally established by this regulation, and in no event will prices be approved in excess of the total applicable costs plus an amount reflecting the percentage of net realization being currently earned by applicant in the most nearly comparable class of sales or services, reported pursuant to subparagraph (2) above.

(4) Applicant may not sell the ice or service at the maximum prices requested under this section until that price has been authorized by the OPA, except that the proposed price shall be considered approved and authorized upon the expiration of twenty days after the application, or requested additional information, has been filed, unless within that period the OPA notifies applicant that the requested price has been disapproved or requests additional information. Any approval may be subsequently modified or revoked by the OPA.

[Paragraph (g) added by Am. 15, effective 4-10-46]

APPENDIX B

OPA Form No. 644-2462 — Approval Waived by Bureau of Budget — Applicant not to write between heavy lines

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
WASHINGTON 25, D. C.

Application for Adjustment in Maximum Price for Ice Designated as "Car Icing" Sales as Defined Herein
File Original and 1 Copy

Read carefully instructions on reverse side before filling in this form

Transportation and Public Utilities Division (Ice Section) Checked by:
OPA Reference No. (Ice)
Date Received by OPA | Approved ☐ Date Disapproved ☐
Name of seller
Address: Street and number
City: Postal zone number, State
Date of application: Day, month, year

A—*Application*

The seller of ice shown above requests that his present price for ice sold for "car icing" purposes to the purchaser named herein, now established at $_____ per ton, be increased to $_____ per ton, effective _____ 194__, for sales to:

(Purchaser at point of delivery): _____

Form of delivery: _____

(Form of delivery means: F. o. b. seller's platform, f. o. b. purchaser's icing dock, placed in car bunkers, placed in body of cars, etc.)

B—*War Labor Board wage data*

1. Do you employ in your entire firm more than eight individuals? ☐ Yes ☐ No
2. Are you now paying wages or salaries higher than those paid on Sept. 15, 1942? ☐ Yes ☐ No
3. If the answer to "2" is "Yes," was the increase approved by the National War Labor Board? ☐ Yes ☐ No
4. If the National War Labor Board has issued an order approving wage or salary increases for your employees after Oct. 3, 1942, what is the title and date of such order? — Title: _____ Date (month, day, year): _____
5. If you base this application in whole or in part on wage or salary increases which still require the approval of the National War Labor Board and such increases are voluntary or agreed upon, when and where did you file an application for wage or salary adjustment with that Agency? — City and State: _____ Date (month, day, year): _____
6. If you base this application in whole or in part on wage or salary increases which still require the approval of the National War Labor Board and such increases are disputed rather than voluntary or agreed upon, when were you notified of the proposed National War Labor Board decision? — Date: _____

C—*Present ceiling price and intent to supply*

(1) What was your ceiling price for car icing in April 1942? _____
(2) If there has been any change in such ceiling price since April 1942, explain below. _____
(3) Do you agree to supply ice to the purchaser who certifies this application at not more than the proposed ceiling prices, if supply is available, in quantities requested or at least equal to the percentage of such sales to your total sales as was furnished during the 12-month period immediately preceding the date of application? If not, explain below: _____

D—*Data for determination of labor cost increase*

For car icing operations only, and to cover all car icing operations of seller at this location	(1) Seller's normal fiscal year ending nearest to Apr. 30, 1942	(2) Most recent 12-month period preceding date of application	(3) Change
(1) Production labor			
(2) Vault, storage and hauling labor			
(3) Labor for actual icing operations			
(4) Total all car icing labor			
(5) Total tons sold for car icing			
(6) Labor cost per ton for car icing			

E—*Seller's certification* (to be executed by seller)

_____ (Name of seller) hereby certifies that:

(1) All statements and data herein supplied by seller are true and correct to the best of their knowledge and belief;
(2) There is a shortage or threatened shortage of ice in the general locality of delivery shown herein;
(3) Seller cannot continue to supply ice for car icing at present ceiling prices;
(4) Seller is not paying more for materials and labor than the authorized ceiling prices or wages; and
(5) The additional revenue per ton produced by the ceiling prices requested herein will not exceed the increase in labor costs per ton for car icing for the most recent 12-month period preceding date of application above the costs per ton for such service for the seller's normal fiscal year ending nearest to Apr. 30, 1942.

Sign Here _____
(Name of owner, partner, or officer) (Title) (Place and date)

APPENDIX B—Continued

F—*Purchaser's Certification* (To be executed by purchaser)

.....hereby certifies that:

(1) Purchaser has reviewed the statements made herein.

(2) Purchaser cannot procure sufficient ice for car icing purposes from any other supplier of ice at the desired icing location at prices lower than requested herein, and failure to secure ice will result in insufficient refrigeration for the safe and economical transportation of perishable food products.

(3) *Purchaser agrees to pay and absorb the increased price requested herein and will not increase its own charges on account of such increase in ice prices.

*This statement is made without prejudice of the purchaser's right to present for consideration by any regulatory authority, the increased cost resulting from the new ceiling price of ice together with any other cost increases in any future application of purchaser for a general rate or price increase based upon the revenue needs of purchaser.

Sign Here .....
(Name of owner, partner, or officer) (Title) (Place and date)

INSTRUCTIONS

(1) *Filing this form and OPA action.* (Copies of this form may be secured from any District or Regional Office of the Office of Price Administration or the Transportation and Public Utilities Division, Office of Price Administration, Washington 25, D. C.)

An original and one copy of this form are to be completed and filed with the Transportation and Public Utilities Division of the Office of Price Administration, Washington 25, D. C. at least 20 days prior to the date that applicant expects adjusted ceiling prices to become effective as shown in section "A".

In accordance with provisions of § 1393.8 (d) (2) of MPR 154, as amended, the adjusted ceiling price requested herein shall become effective upon affirmative approval by the Transportation and Public Utilities Division, Office of Price Administration, Washington, D. C., or upon the expiration of 20 days from the date of filing in the absence of a specific order of disapproval, a request for further information, or notice that this form may be inappropriate for this pricing action.

(2) *General applicability.* This method of request for adjustment in the ceiling price for ice is to be used only for "car icing sales" as defined below and relates only to labor cost increases for car icing operations during the most recent twelve month period preceding date of application over such labor cost for the seller's normal fiscal year ending nearest to April 30, 1942.

(3) *Amount of adjustment.* No adjustment in the ceiling prices of ice used for car icing sales as defined herein may be made as the result of an application on this form in excess of the increased car icing labor cost as determined under Section "D" herein during the most recent twelve month period preceding date of application over the seller's normal fiscal year ending nearest to April 30, 1942, and in no event more than in an amount equal to 20 percent of the April 1942 ceiling price, and limited in any case to not more than $1.00 per ton over the April 1942 ceiling price. Application for price increases in excess of these limits, or based upon cost increases other than for car icing labor, may be filed in accordance with § 1393.8 (a), (b) and (c) of MPR 154, as amended, but cannot be made on this form.

Address of seller is to be the location of plant where icing operations are performed.

Sections "A" "B" "C" "D" and "E" are to be filled in completely by the seller. Data under Section "D" relates to the total car icing operations of the seller at the plant or location herein.

Definitions—"Car-icing sales." As used in this regulation the term "Car-Icing Sales" refers to ice sold to railroads, express companies, boat lines, truck lines, fishing fleets, and commercial shippers of perishable products using the foregoing facilities, for use and consumption by the purchaser. For purposes of this definition no distinction shall be made between ice used for pre-cooling, initial icing, or re-icing purposes.

[Above paragraph amended by Am. 15, effective 4-10-46]

Car-icing, as used herein, is not intended to cover sales in small quantities to individual fishing boats, milk handlers and dealers, small truck gardeners and poultry processors, or for similar purchasers who use ice to transport perishable food products to local and adjacent markets. Ice for this purpose is usually purchased in small quantities at the seller's platform with no manual icing operation required of the seller.

Since price increases permitted as a result of the use of this form are intended to relieve ice shortages in situations which may arise quickly and/or require immediate attention, and where sellers have had burdensome labor cost increases over the seller's normal fiscal year ending nearest to April 30, 1942, in car-icing operations, obviously only in cases where sellers are required to do manual icing operations, will such labor costs be excessive except for nominal amounts to compensate for production labor cost increases. It will be found that in most instances, car-icing sales, as defined herein, are for large tonnage requirements and are usually made pursuant to contracts, often long-term, entered into prior to October 1, 1941, and usually specifying the amount of manual icing operations required of the seller by the purchaser, and with such icing services included in the price per ton paid by the purchaser.

[Above definition amended by Am. 12, 10 F.R. 10084, effective 8-13-45]

"Seller." Seller, as used herein, means any seller of ice who is subject to price control of ice under Maximum Price Regulation No. 154, as amended.

"Purchaser." Purchaser, as used herein, means any purchaser of ice who buys ice in substantial quantities for uses described under the above definition of "car-icing sales".

Car-icing labor. (Section D) *Production labor.* Production labor, as used herein, shall be the total production labor, (including applicable payroll taxes and insurance), under the usual and accepted industry definition of production labor, but covering only the amount of such labor applicable to ice manufactured and sold for car-icing purposes, as defined herein. It is to include proportionately all labor costs of employees who treat makeup water, fill ice cans, pull ice, operate compressors or other ice manufacturing machinery, fire boilers, maintain the production equipment, and all other labor operations in connection with the production of ice up to the point of placing it in the vault. It is to be arrived at by (1) taking the total of all tons produced in the seller's normal fiscal year ending nearest to April 30, 1942 and the total of all tons produced during the most recent twelve month period preceding date of the application, (2) dividing these total tons into the total production labor cost for the entire plant operation in each year, and (3) multiplying this resultant cost per ton figure by the number of tons of car-icing ice only, in each of the respective years. By this method, there will be reflected under this section only the production labor applicable to the tons of ice made and sold for car-icing purposes.

(2) *Vault, storage, hauling and miscellaneous labor.* Include all labor (including applicable payroll taxes and insurance) of employees who stack or tier ice in vaults or storage houses, either by hand or by elevators; who bring ice from storage to point of delivery to transporting vehicles or to the icing docks adjacent to the vaults or storage rooms; and who operate refrigeration machinery used exclusively for refrigeration of ice for car-icing purposes. It includes also wages or salaries of maintenance crews for car-icing vaults, platforms and icing equipment. All clerical and supervisory labor applicable to car-icing operations (item 1, 2 or 3) shall be included in this item #2.

Include under this classification, all labor of employees who haul or transport ice from the platforms of the seller to the point of actual icing operations, where such operations are not at the plant sidings, including all drivers and handlers or other persons engaged in the hauling or transportation of ice for car-icing purposes.

(3) *Direct icing operations.* Include all labor (including applicable pay-roll taxes and insurance) of employees who operate car-icing drag chains or icing elevators; distribute ice along icing platforms; operate ice crushers or blowers conditioning ice for car-icing use; drag ice onto cars; break and place in bunkers; set bunker grates; clean out the bunkers; place ice in body of cars or in or on shipping containers within the cars; spot cars or otherwise engage in car-icing operations not included in (1) and (2) above.

NOTE: Where accurate time card distribution of labor costs is not kept and employees are used jointly for car icing and other operations, show by separate attachment the method of allocation of such labor cost between car-icing and other operations.

No labor costs for production (except as specified above), operation of vaults, platforms, retail stations, retail delivery operations, processing or storage for retail sales, executive salaries, or construction work on additions to plant may be included in car-icing labor.

If customary labor classifications of seller differ substantially from the classifications in items 1, 2, and 3 in section D, explanation may be made by separate attachment.

[Appendix B added by Am. 10, 10 F.R. 7049 effective 6-18-45]

APPENDIX C

OPA Form 6048-2751 (5-46) Form Approved Budget Bureau No. 08-R1636

Name of applicant

Address—Number and street

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
WASHINGTON 25, D. C.

City, zone number, and State

Check one: ☐ Individual ☐ Partnership ☐ Corporation

Application for Adjustment in Ice Prices

THIS SPACE FOR OPA USE ONLY

Docket number

Date received | Date of action

This form may be used as an application for general price adjustments under applicable provisions of MPR 154 which are permitted by the Transportation and Public Utilities Division, Office of Price Administration, Washington, D. C., or upon the expiration of 20 days from the date of filing in the absence of a specific order of disapproval, a request for further information, or notice that this form may be inappropriate for this pricing action.

File in person or mail to the nearest District Office of the Office of Price Administration.

INSTRUCTIONS

To be filed in duplicate. Read instructions carefully on reverse side before filling in this form.

Check one: ☐ Approved in full ☐ Approved in part ☐ Denied

	Base period 19	19	19	19	Average	Most recent year	Change + or −
A—REVENUE							
Retail delivered							
Wholesale delivered							
Retail platform							
Wholesale platform							
Retail station							
Dealer or peddler							
Car icing							
Carload lots							
Less cullage							
Sales to other ice plants							
Total discounts (deduct)							
Total revenue (less discounts)							
B—EXPENSES							
B-1—Production and purchase expense							
Fuel and power							
All production labor							
Ammonia, chemicals, and brine-treating costs							
Salt, coal-gin, and brine-treating costs							
Water and water-treating costs							
Maintenance							
Miscellaneous production expense							
Cost of ice purchased							
Freight and handling on ice purchased							
Inventory adjustment (if any)							
Total production and purchase expense							

	Base period 19	19	19	19	Average	Most recent year	Change + or −
B-2—Selling expense							
Vault and platform labor							
Vault and platform supplies							
All other vault and platform expense							
Car icing labor							
All other car icing expense							
All delivery labor							
Maintenance of delivery equipment							
Gasoline and oil							
All other delivery expense							
Retail station labor							
All other retail station expense							
Total selling expense							
B-3—General and administrative expense							
Officers' salaries							
Office salaries							
Office supplies and expense							
Telephone and telegraph							
Traveling expense							
Taxes							
Interest							
Rents							
Ad valorem taxes							
Sales taxes							
Other taxes (list)							
Depreciation (schedule by attachment)							
Total general and administrative expenses and depreciation							
B-4—Total operating expense							
C—NET PROFIT FROM OPERATION							
D—TONNAGE SALES							
Retail delivered							
Wholesale delivered							
Retail platform							
Wholesale platform							
Retail station							
Dealer or peddler							
Car icing							
Carload lots							
Ice cubes							
Sales to other ice plants							
Total tons sold							
E—TONNAGE INVENTORY							
Tons on hand beginning of period							
Tons produced during period							
Tons purchased during period							
Less: Tons sold during period							
Less: Tons on hand end of period							
Tons melted or lost during period							
F—STATISTICAL DATA (OPA USE ONLY)							
Net as percent of total revenues (less discount)							
Total revenue per total tons sold							
Total expense per total tons sold							
Net profit from operation per total tons sold							

G—DESCRIPTION OF PLANT*

*Daily tonnage capacity; type of plant, i. e., high pressure, low pressure, Arctic tank, Baker, York, Frick, etc.; size of blocks pulled: electric, steam, oil, or gas engine driven, etc.

H—VAULT SPACE IN TONS CAPACITY

Day vaults	Storage vaults

I—PRESENT AND REQUESTED CEILING PRICES

List below present legal maximum prices in detail, including prices per various sized cuts or quantities, and requested prices. Also list discount schedules, if any.

Classification and units of sale	Present (1)	Requested (2)

J—NAMES, ADDRESSES, AND DAILY TONNAGE PRODUCTION AND STORAGE CAPACITIES OF OTHER ICE PLANTS ALSO SERVING YOUR TRADE TERRITORY

1	
2	
3	
4	
5	
6	

K—CERTIFICATION

The seller of ice whose signature is shown below certifies that all statements made herein are true and correct to the best of his knowledge and belief, and requests the maximum price shown under (2) of Section I of this form be granted in accordance with Section Number. . . of Maximum Price Regulation 154, as amended.

Name of company	By (authorized agent or official)
Check one: ☐ Owner ☐ Partner ☐ Official	Official

A WILLFULLY FALSE STATEMENT IS A CRIMINAL OFFENSE

GENERAL INSTRUCTIONS

PURPOSE AND USE

The Office of Price Administration, or any Regional Office thereof, or other District Office having delegated authority may adjust the maximum prices established under MPR 154, as amended, for any person, firm or corporation upon the conditions and pursuant to the provisions contained therein.

While the use of this form is not mandatory, the Revenue, Expense, and Tonnage for appropriate base period years and with some reasonable degree of segregation thereof, must be furnished with any application, together with balance sheets as of the close of each of the base period years and the current year. If base period data have been previously filed substantially as indicated herein, applicant need only file data for most recent year, fiscal or calendar.

This form is designed to expedite consideration by an adjusting office of applications for general price increases, and is as nearly universal as possible. It is understood that various applicants will not have information to report Revenue, Expense, or Tonnage, in exact accordance with classifications shown. When used, however, it should be completed as follows:

Complete all Sections A through E as applicable.

Blank spaces are provided for use when applicant's classifications are not in conformity with those given.

Fill out in even dollars and even tons.

Do not include in the operating expense any Federal or State income taxes; excess profit taxes, nor any items that are proper charges to capital (investment) accounts.

Line B-4 is the total of all expenses in Section B. (B-1, B-2, and B-3.)

Line C is the difference between the total of Section A and Line B-4.

Information under Section E may be necessary to process your application, therefore should be given.

The base period years are 1936–1939, inclusive. However, some sellers of ice do not have accurate figures for these years and where this is the case, the adjusting office may permit other base period years. Where other than base period years, 1936–1939, are used, an explanation of such change must accompany application. Years subsequent to 1942 may not be used as base period. It is not mandatory that columns "average" and "change + or −" be completed by applicant, however, such completion may expedite consideration of the application.

Section G—is self-explanatory. Applicant is to furnish a brief description of the plant, for example:

"50 ton raw water plant built in 1930, Arctic-Pownall tank using 300 pound cans, electrically driven, York compressors, etc."

Section H—As the amount of ice storage space available will be a consideration for an ice adjustment, one total of daily capacity in tons of all daily vaults should be shown. If seasonal storage in appreciable quantity is in use, this should be shown separately from "daily" storage.

Section I—must be filled in complete detail for "Present," regardless of whether price increases are requested for al classifications.

Section J—Since the amount of total capacity available in each locality is a criterion for adjustment, applicant should list the other manufacturers of ice in his trade territory and show their daily production and storage capacities, if known.

Section K—Show applicable Section of Regulation and sign as indicated. Unsigned applications will not be considered.

[Appendix C added by Am. 15, effective 4-10-46]

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the FEDERAL REGISTER are for information only and do not follow the exact format prescribed by the issuing agency.

Issued this 4th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5691; Filed, Apr. 4, 1946; 4:57 p. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 525, Amdt. 11]

JOBBERS SALES OF STOCK MILLWORK

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 525 is amended in the following respects:

1. Paragraph (b) of section 2 is amended to read as follows:

(b) *Definition of the term "jobber's sale of stock millwork."* As used in this regulation the term "jobber's sale of stock millwork" means all sales out of jobbers' warehouses to retail lumber yards and other distributors, and all direct-mill sales of stock millwork covered by Revised Maximum Price Regulation 293 and Maximum Price Regulation 589 in quantities not covered under those regulations. (Revised Maximum Price Regulation 293 and Maximum Price Regulation 589 cover direct mill sales in quantities of 12,000 pounds or more by truck delivered to one place, or of 15,000 pounds or more by rail delivered to one or more places, no matter whether the buyer is a jobber, dealer, or anyone else. Maximum Price Regulation 589 also covers direct-mill sales of millwork when it is shipped with softwood lumber and/or fir doors, mouldings or plywood and the weight of the total shipment is 12,000 pounds or more by truck to a single place, or 15,000 pounds or more by rail to one or more places.) Note that sales out of jobbers' warehouses which are situated in the same locality as a manufacturing plant and which are controlled by the plant, or control it, or are under common control with it, are on the same basis as sales direct from the factory.

2. A new section 2a is added in Article II, to read as follows:

SEC. 2a. *Effect of changes in manufacturers' prices.* (a) Notwithstanding any other provision of this regulation, all sellers of stock millwork, covered by this regulation, shall use the maximum prices which were in effect at the manufacturing level (excluding any increases by individual adjustment to a particular manufacturer) on March 1, 1946, as a basis for calculating maximum prices under this regulation. If for any item no maximum prices were in effect at the manufacturing level on March 1, 1946, a seller shall use the earliest maximum prices established at the manufacturing level after March 1, 1946.

(b) Where a seller under this regulation sells stock millwork for which the maximum price at the manufacturing level has been increased by Office of Price Administration action, either by way of industry-wide or individual adjustment, he may increase his maximum price under this regulation, computed pursuant to paragraph (a) above, only by the dollar and cent amount by which the price at the manufacturing level has been adjusted.

This Amendment No. 11 shall become effective April 4, 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5693; Filed, Apr. 4, 1946; 4:51 p. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[RMPR 293, Amdt. 14]

STOCK MILLWORK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 293 is hereby amended in the following respects:

1. The first paragraph of section 9 (b) is amended to read as follows:

The amount by which the seller's acquisition cost of the item delivered to his warehouse would by reason solely of price increases authorized by the Office of Price Administration exceed his March 1942 net acquisition cost of the item if the item had been purchased from a supplier of the same class in the same quantities as in March 1942.

2. Paragraph (a) of Appendix B in section 18 is amended to read as follows:

(a) The maximum prices for Ponderosa pine glazed windows and sash sold alone, or with other millwork, in carload quantities shall be the net prices, f. o. b. mill, full freight allowed, computed by applying the base discounts shown in Tables I and II to the list prices and list extras contained in Standard Lists Catalog No. 40 and the list prices contained in Supplemental Lists to Standard Lists Catalog No. 40 as follows:

TABLE I—BASE DISCOUNTS TO LIST PRICES AND LIST EXTRAS CONTAINED IN STANDARD LISTS CATALOG No. 40

Description of product: No. 1 ponderosa pine windows and sash; Western, New York and Boston openings; stock sticking; single strength "B" (SSB) or double strength "B" (DSB) glass; full bundles; face crated.

	Delivered to—						
	Zones 1, 16, 17	Zones 1½, 2, 3, 5	Zone 3½	Zones 4, 7, 8, 9, 10, 12	Zones 6, 11, 14	Zone 13	Zone 15
All 1⅛" plain rail windows	67	66	65½	64½	65	64	66½
All 2, 3, 4, and 6 light (3 wide only) cellar and barn sash	67	66	65½	64½	65	64	66½
1⅛" storm sash	66	65	64½	63½	64	63	65½
All other types of windows and sash	66	65	64½	63½	64	63	65½

TABLE II—BASE DISCOUNTS TO LIST PRICES CONTAINED IN SUPPLEMENTAL LISTS TO STANDARD LISTS CATALOG No. 40

Description of product: No. 1 ponderosa pine windows and sash; modular standards openings; stock sticking; single strength "B" (SSB) or double strength "B" (DSB) glass; full bundles; face crated.

	Delivered to—						
	Zones 1, 16, 17	Zones 1½, 2, 3, 5	Zone 3½	Zones 4, 7, 8, 9, 10, 12	Zones 6, 11, 14	Zone 13	Zone 15
All 1⅛" plain rail windows	67	66	65½	64½	65	64	66½
All 2, 3, 4, and 6 light (3 wide only) cellar and barn sash	67	66	65½	64½	65	64	66½
1⅛" storm sash	66	65	64½	63½	64	63	65½
All other types of windows and sash	66	65	64½	63½	64	63	65½

3. In paragraph (a) of section 19 the last five items of the table on combination storm and screen doors are amended to read as follows:

	Following discounts apply to all zones
Complete door, wired 14-mesh galvanized, single strength "B" (SSB)	59
Sash section only, glazed single strength "B" (SSB) set with putty	58½
Complete door, wired 14 x 18 mesh galvanized, glazed single strength "B" (SSB), add $0.25 to 14-mesh galvanized list in Standard Lists Catalog No. 40	59
Complete door, wired 14 x 18 mesh bronze, glazed single strength "B" (SSB), add $1.20 to 14-mesh galvanized list in Standard Lists Catalog No. 40	59
Complete door, wired 16 x 16 mesh aluminum wire, glazed single strength "B" (SSB), add $1.35 to 14 mesh galvanized list in Standard Lists Catalog No. 40	59

4. Section 20 (c) (1) is amended to read as follows:

1. Garage doors glazed with SSB glass: $1.35 net per pair or set.

5. Section 30; Appendix N is amended to read as follows:

SEC. 30. *Appendix N: Supplemental lists to Standard Lists Catalog No. 40.* The following Modular Standard lists of Ponderosa pine sash, windows, sash screens and window screens must be used by all sellers in computing maximum selling prices for any item contained therein. In computing maximum selling prices for items not on this supplemental list, the seller must base his computations on lists contained in Standard Lists Catalog No. 40. In establishing maximum selling prices for 2 light storm sash the seller will use the list price of the 1⅜" 2 light checkrail windows. In establishing maximum selling prices for 4 light storm sash the seller will use the list price of the 1⅜" 4 light checkrail windows.

Supplemental List No. 1. Unless otherwise specified, windows and sash will be supplied with wood parts no wider than standard layouts shown for each design and for an opening no larger than that shown.

	Inches
Two light check rail windows	1⅜
Pro-fit face measure:	
Stiles and top rail	1 29/32
Bottom rail	3
Check rail	1 25/32

Standard opening	Glass size	List open	List glazed SS	List glazed DS
1-4 x 2-6	12 x 12	$1.09	$2.22	$2.40
2-10	14	1.13	2.45	2.65
3-2	16	1.17	2.56	2.81
3-6	18	1.21	2.72	3.02
3-10	20	1.25	2.82	3.17
4-2	22	1.30	2.98	3.33
4-6	24	1.34	3.14	3.55
4-10	26	1.38	3.30	3.75
5-2	28	1.42	3.45	3.90
5-6	30	1.46	3.66	4.35
5-10	32	1.58	3.91	4.60
1-8 x 3-2	16 x 16	1.25	2.88	3.23
3-6	18	1.30	3.04	3.44
3-10	20	1.34	3.25	3.70
4-2	22	1.38	3.45	3.95
4-6	24	1.42	3.55	4.10
4-10	26	1.46	3.92	4.70
5-2	28	1.50	4.02	4.90
5-6	30	1.55	4.22	5.10
5-10	32	1.67	4.47	5.45
6-2	34	1.71	4.67	5.70
6-6	36	1.75	4.88	5.89
2-0 x 2-6	20 x 12	1.25	2.82	3.17
2-10	14	1.30	2.98	3.30
3-2	16	1.34	3.25	3.70
3-6	18	1.38	3.45	3.95
3-10	20	1.42	3.81	4.50
4-2	22	1.46	3.97	4.85
4-6	24	1.50	4.17	5.05
4-10	26	1.55	4.32	5.30
5-2	28	1.59	4.52	5.55
5-6	30	1.63	4.72	5.85
5-10	32	1.75	5.25	6.45
6-2	34	1.80	5.30	6.50
6-6	36	1.84	5.63	6.95
6-10	38	1.89	5.98	7.45
7-2	40	2.02	6.18	7.65
2-4 x 2-6	24 x 12	1.34	3.14	3.55
2-10	14	1.38	3.40	3.85
3-2	16	1.42	3.60	4.30
3-6	18	1.46	3.92	4.70
3-10	20	1.50	4.17	5.05
4-2	22	1.55	4.32	5.30
4-6	24	1.59	4.67	5.80
4-10	26	1.63	4.72	5.85
5-2	28	1.67	5.15	6.35
5-6	30	1.71	5.41	6.75
5-10	32	1.84	5.93	7.40
6-2	34	1.89	6.03	7.45
6-6	36	1.93	6.43	8.05
6-10	38	1.97	6.88	8.60
7-2	40	2.11	7.03	8.75
2-8 x 2-10	28 x 14	1.46	3.82	4.55
3-2	16	1.50	4.02	4.90
3-6	18	1.55	4.32	5.30
3-10	20	1.59	4.52	5.55
4-2	22	1.63	4.72	5.85
4-6	24	1.67	5.15	6.35
4-10	26	1.71	5.56	6.85
5-2	28	1.75	5.83	7.30
5-6	30	1.80	5.88	7.35
5-10	32	1.93	6.83	8.55
6-2	34	1.97	6.88	8.60
6-6	36	2.02	7.44	9.40
6-10	38	2.06	7.49	9.45
7-2	40	2.20	8.35	10.60
3-0 x 2-10	32 x 14	1.63	4.22	5.05
3-2	16	1.67	4.47	5.45
3-6	18	1.71	4.67	5.70
3-10	20	1.75	5.25	6.45
4-2	22	1.80	5.51	6.85
4-6	24	1.84	5.93	7.40
4-10	26	1.89	5.98	7.45
5-2	28	1.93	6.83	8.55
5-6	30	1.97	6.88	8.60
5-10	32	2.02	7.44	9.40
6-2	34	2.06	7.49	9.45
6-6	36	2.10	8.25	10.50
6-10	38	2.15	9.05	11.35
7-2	40	2.30	9.25	11.55

Standard opening	Glass size	List open	List glazed SS	List glazed DS
3-4 x 2-10	36 x 14	$1.71	$4.52	$5.50
3-2	16	1.75	4.88	5.89
3-6	18	1.80	5.30	6.50
3-10	20	1.84	5.63	6.90
4-2	22	1.89	5.98	7.45
4-6	24	1.93	6.43	8.05
4-10	26	1.97	6.88	8.60
5-2	28	2.02	7.44	9.40
5-6	30	2.06	7.49	9.45
5-10	32	2.10	8.25	10.50
6-2	34	2.15	9.05	11.35
6-6	36	2.19	9.10	11.40
6-10	38	2.24	10.20	12.95
7-2	40	2.29	10.40	13.15
3-8 x 3-6	40 x 18	1.98	5.83	7.15
3-10	20	2.03	6.18	7.65
4-2	22	2.07	6.98	8.70
4-6	24	2.11	7.63	8.75
4-10	26	2.16	7.64	9.60
5-2	28	2.20	8.35	10.60
5-6	30	2.26	8.45	10.70
5-10	32	2.30	9.25	11.55
6-2	34	2.34	10.35	13.10
6-6	36	2.39	10.40	13.15
6-10	38	2.43	.....	13.20
7-2	40	2.48	.....	13.25
4-0 x 3-6	44 x 18	2.07	.....	8.15
3-10	20	2.12	.....	8.80
4-2	22	2.16	.....	9.60
4-6	24	2.20	.....	9.65
4-10	26	2.26	.....	10.70
5-2	28	2.30	.....	11.55
5-6	30	2.34	.....	13.10
5-10	32	2.39	.....	13.15
6-2	34	2.44	.....	13.20
6-6	36	2.48	.....	13.25
6-10	38	2.53	.....	16.91
7-2	40	2.57	.....	16.96
4-4 x 4-6	48 x 24	2.30	.....	11.55
4-10	26	2.34	.....	11.60
5-2	28	2.39	.....	13.15
5-6	30	2.43	.....	13.20
5-10	32	2.48	.....	13.25
6-2	34	2.53	.....	16.91
6-6	36	2.57	.....	16.96
6-10	38	2.62	.....	17.10
7-2	40	2.66	.....	17.15

Two light plain rail windows — *Inches*
Pre-fit face measures:
Stiles 1 23/32
Top rail and bottom rail 2 7/16
Meeting rail 1 3/32

Standard opening	Glass size	List open	List glazed SS
2-0 x 3-10	20 x 20	$1.25	$3.61
4-6	24	1.32	3.92
4-10	26	1.36	4.07
2-4 x 3-10	24 x 20	1.32	3.92
4-6	24	1.40	4.42
4-10	26	1.43	4.47
5-2	28	1.47	4.90

Divided light windows: *Inches*
Top divided 2 vertical lights 1 3/8
Pre-fit face measure:
Stiles and top rail 1 23/32
Bottom rail 3
Check rail 1 3/32
Vertical bar 5/16

Standard opening	Glass size	List open	List glazed SS
1-4 x 2-6	12 x 12	$1.23	$2.45
2-10	14	1.27	2.70
3-2	16	1.31	2.80
3-6	18	1.41	3.05
3-10	20	1.45	3.17
4-2	22	1.50	3.32
4-6	24	1.54	3.48
4-10	26	1.58	3.63
5-2	28	1.62	3.80
5-6	30	1.66	4.01
5-10	32	1.86	4.40
1-8 x 3-2	16 x 16	1.39	3.14
3-6	18	1.50	3.37
3-10	20	1.54	3.61
4-2	22	1.58	3.83
4-6	24	1.62	3.93
4-10	26	1.66	4.31
5-2	28	1.70	4.38
5-6	30	1.75	4.56
5-10	32	1.93	4.95
6-2	34	1.99	5.15
6-6	36	2.03	5.36

Top divided 3 ver. lights ..... *Inches* 1 3/8
Prefit face measure:
Stiles and top rail 1 23/32
Bottom rail 3
Check rail 1 3/32
Vertical bar 5/16

Standard opening	Glass size	List open	List glazed SS	List glazed top SS, bot. DS
2-0 x 2-6	20 x 12	$1.46	$3.19	$3.37
2-10	14	1.51	3.34	3.54
3-2	16	1.55	3.63	3.86
3-6	18	1.68	4.00	4.25
3-10	20	1.72	4.35	4.70
4-2	22	1.76	4.51	4.95
4-6	24	1.80	4.71	5.15
4-10	26	1.85	4.86	5.35
5-2	28	1.89	5.03	5.55
5-6	30	1.93	5.23	5.80
5-10	32	2.17	5.93	6.53
6-2	34	2.22	5.98	6.58
6-6	36	2.26	6.34	7.01
6-10	38	2.31	6.75	7.48
7-2	40	2.44	6.95	7.68
2-4 x 2-6	24 x 12	1.55	3.55	3.76
2-10	14	1.59	3.82	4.04
3-2	16	1.63	4.03	4.38
3-6	18	1.76	4.49	4.88
3-10	20	1.80	4.74	5.18
4-2	22	1.85	4.91	5.40
4-6	24	1.89	5.26	5.83
4-10	26	1.93	5.31	5.88
5-2	28	1.97	5.66	6.26
5-6	30	2.01	5.87	6.55
5-10	32	2.26	6.65	7.38
6-2	34	2.31	6.76	7.47
6-6	36	2.35	7.20	8.01
6-10	38	2.39	7.66	8.52
7-2	40	2.53	7.76	8.62
3-4 x 2-10	36 x 14	1.67	4.27	4.64
3-2	16	1.71	4.44	4.88
3-6	18	1.85	4.90	5.39
3-10	20	1.89	5.11	5.63
4-2	22	1.93	5.32	5.80
4-6	24	1.97	5.72	6.32
4-10	26	2.01	6.07	6.73
5-2	28	2.05	6.39	7.12
5-6	30	2.10	6.45	7.18
5-10	32	2.35	7.56	8.42
6-2	34	2.39	7.61	8.47
6-6	36	2.44	8.16	9.14
6-10	38	2.48	8.21	9.19
7-2	40	2.62	9.06	10.19

Top div. 4 vert lts ..... *Inches* 1 3/8
Prefit face measure:
Stiles and top rail 1 23/32
Bottom rail 3
Check rail 1 3/32
Vertical bar 5/16

Standard opening	Glass size	List open	List glazed SS	List glazed top SS, bot. DS
3-0 x 2-10	32 x 14	$1.91	$4.79	$5.21
3-2	16	1.90	5.06	5.55
3-6	18	2.11	5.43	5.95
3-10	20	2.15	5.98	6.58
4-2	22	2.20	6.25	6.93
4-6	24	2.24	6.72	7.45
4-10	26	2.29	6.78	7.51
5-2	28	2.33	7.57	8.43
5-6	30	2.37	7.57	8.43
5-10	32	2.58	8.40	9.38
6-2	34	2.62	8.45	9.40
6-6	36	2.66	9.26	10.30
6-10	38	2.71	10.07	11.23
7-2	40	2.86	10.20	11.36
3-4 x 2-10	36 x 14	1.99	5.11	5.60
3-2	16	2.08	5.45	5.96
3-6	18	2.20	6.03	6.63
3-10	20	2.24	6.40	7.07
4-2	22	2.29	6.77	7.50
4-6	24	2.33	7.12	7.93
4-10	26	2.37	7.57	8.43
5-2	28	2.42	8.12	9.10
5-6	30	2.46	8.17	9.15
5-10	32	2.66	9.20	10.33
6-2	34	2.71	10.07	11.28
6-6	36	2.75	10.13	11.29
6-10	38	2.80	11.16	12.53
7-2	40	2.95	11.37	12.74
3-8 x 3-6	40 x 18	2.38	6.60	7.27
3-10	20	2.43	6.97	7.70
4-2	22	2.47	7.78	8.64
4-6	24	2.51	7.85	8.71
4-10	26	2.56	8.38	9.36
5-2	28	2.60	9.08	10.21
5-6	30	2.66	9.19	10.32
5-10	32	2.86	10.20	11.36
6-2	34	2.90	11.32	12.69
6-6	36	2.95	11.37	12.74
6-10	38	2.99	.....	12.79
7-2	40	3.04	.....	12.84

Standard opening	Glass size	List open	List glazed SS	List glazed top SS, bot. DS
4-0 x 3-6	44 x 18	$2.47	.....	$6.18
3-10	20	2.52	.....	8.74
4-2	22	2.56	.....	9.41
4-6	24	2.60	.....	9.46
4-10	26	2.66	.....	10.32
5-2	28	2.70	.....	11.16
5-6	30	2.74	.....	12.40
5-10	32	2.95	.....	12.74
6-2	34	3.00	.....	12.79
6-6	36	3.04	.....	12.84
6-10	38	3.09	.....	15.87
7-2	40	3.13	.....	16.03
4-4 x 4-6	48 x 24	2.70	.....	11.15
4-10	26	2.74	.....	11.21
5-2	28	2.79	.....	12.53
5-6	30	2.83	.....	12.58
5-10	32	3.04	.....	12.84
6-2	34	3.09	.....	15.87
6-6	36	3.13	.....	15.92
6-10	38	3.18	.....	16.39
7-2	40	3.22	.....	16.56

Top divided, 4 lights 2 wide ..... *Inches* 1 3/8
Prefit face measure:
Stiles 1 23/32
Top rail 1 21/32
Bottom rail 3
Clerk rail 1 3/32
Vertical bar and muntin 5/16

Standard opening	Glass size	List open	List glazed SS
1-4 x 2-6	12 x 12	$1.37	$2.69
2-10	14	1.41	2.95
3-2	16	1.45	3.07
3-6	18	1.49	3.21
3-10	20	1.53	3.32
4-2	22	1.58	3.48
4-6	24	1.62	3.67
4-10	26	1.66	3.82
5-2	28	1.70	3.99
5-6	30	1.74	4.20
5-10	32	1.86	4.43
1-8 x 3-2	16 x 16	1.53	3.38
3-6	18	1.58	3.74
3-10	20	1.62	3.77
4-2	22	1.66	4.00
4-6	24	1.70	4.10
4-10	26	1.74	4.49
5-2	28	1.78	4.59
5-6	30	1.83	4.80
5-10	32	1.95	5.09
6-2	34	2.11	5.44
6-6	36	2.15	5.61

Top divided 6 lights, 3 wide ..... *Inches* 1 3/8
Prefit face measure:
Stiles 1 23/32
Top rail 1 21/32
Bottom rail 3
Check rail 1 3/32
Vertical bar and muntins 5/16

Standard opening	Glass size	List open	List glazed SS	List glazed top SS, bot. DS
2-0 x 2-6	20 x 12	$1.67	$3.58	$3.76
2-10	14	1.72	3.70	3.90
3-2	16	1.76	4.02	4.25
3-6	18	1.80	4.24	4.49
3-10	20	1.84	4.60	4.90
4-2	22	1.88	4.79	5.24
4-6	24	1.92	4.96	5.40
4-10	26	1.97	5.17	5.66
5-2	28	2.01	5.32	5.84
5-6	30	2.06	5.59	6.16
5-10	32	2.17	6.02	6.62
6-2	34	2.40	6.38	6.98
6-6	36	2.44	6.74	7.41
6-10	38	2.49	7.12	7.87
7-2	40	2.62	7.32	8.09
2-4 x 2-6	24 x 12	1.76	3.91	4.12
2-10	14	1.80	4.18	4.49
3-2	16	1.84	4.39	4.74
3-6	18	1.88	4.74	5.15
3-10	20	1.92	4.99	5.43
4-2	22	1.97	5.16	5.65
4-6	24	2.01	5.51	6.08
4-10	26	2.05	5.57	6.14
5-2	28	2.09	5.97	6.57
5-6	30	2.13	6.23	6.91
5-10	32	2.26	6.82	7.55
6-2	34	2.49	7.17	7.88
6-6	36	2.53	7.57	8.38
6-10	38	2.57	8.04	8.90
7-2	40	2.71	8.19	9.06

Divided 4 horizontal lights ..... *Inches* 1 3/8
Prefit face measure:
Stiles 1 29/32
Top rail 1 23/32
Bottom rail 2 3/4
Check rail 1 3/32
Muntin 5/16

Standard opening	Glass size	List open	List glazed SS	List glazed top SS, bot. DS
2-8 x 2-10	28 x 14	$1.88	$4.63	$5.00
3-2	16	1.92	4.84	5.28
3-6	18	1.97	5.11	5.60
3-10	20	2.01	5.37	5.89
4-2	22	2.05	5.59	6.10
4-6	24	2.09	5.98	6.58
4-10	26	2.13	6.40	7.06
5-2	28	2.17	6.73	7.46
5-6	30	2.22	6.80	7.53
5-10	32	2.35	7.69	8.55
6-2	34	2.57	8.06	8.92
6-6	36	2.62	8.61	9.59
6-10	38	2.66	8.67	9.65
7-2	40	2.80	9.52	10.65

Top divided 8 lights 4 wide ..... *Inches* 1 3/8
Prefit face measure:
Stiles 1 29/32
Top rail 1 21/32
Bottom rail 3
Check rail 1 3/32
Vertical bar and muntin 5/16

Standard opening	Glass size	List open	List glazed SS	List glazed top SS, bot. DS
3-0 x 2-10	32 x 14	$2.19	$5.27	$5.69
3-2	16	2.23	5.54	6.03
3-6	18	2.27	5.76	6.28
3-10	20	2.31	6.31	6.90
4-2	22	2.36	6.59	7.27
4-6	24	2.40	7.06	7.79
4-10	26	2.45	7.12	7.85
5-2	28	2.49	7.99	8.85
5-6	30	2.53	8.05	8.91
5-10	32	2.58	8.62	9.60
6-2	34	2.86	9.01	9.99
6-6	36	2.90	9.76	10.89
6-10	38	2.95	10.58	11.74
7-2	40	3.10	10.78	11.94
3-4 x 2-10	36 x 14	2.27	5.59	6.08
3-2	16	2.31	5.95	6.46
3-6	18	2.36	6.36	6.96
3-10	20	2.40	6.68	7.35
4-2	22	2.45	7.11	7.84
4-6	24	2.49	7.57	8.39
4-10	26	2.53	8.01	8.91
5-2	28	2.58	8.61	9.53
5-6	30	2.62	8.66	9.66
5-10	32	2.66	9.44	10.57
6-2	34	2.85	10.58	11.74
6-6	36	2.99	10.63	11.79
6-10	38	3.04	11.76	13.13
7-2	40	3.19	11.96	13.33
3-8 x 3-6	40 x 18	2.54	6.88	7.55
3-10	20	2.59	7.31	8.04
4-2	22	2.63	8.15	9.01
4-6	24	2.67	8.20	9.06
4-10	26	2.72	8.82	9.80
5-2	28	2.76	9.54	10.67
5-6	30	2.82	9.65	10.78
5-10	32	2.86	10.58	11.54
6-2	34	3.14	11.91	13.28
6-6	36	3.19	11.96	13.33
6-10	38	3.23	.....	13.40
7-2	40	3.28	.....	13.45
4-4 x 4-6	44 x 18	2.63	.....	8.52
4-10	26	2.68	.....	9.11
5-2	28	2.72	.....	9.69
5-6	30	2.76	.....	9.83
5-10	32	2.82	.....	10.77
6-2	34	2.86	.....	11.62
6-6	36	2.90	.....	12.86
6-10	38	2.95	.....	12.91
7-2	40	2.99	.....	12.98
4-6 x 4-6	48 x 24	2.86	.....	11.60
4-10	26	2.90	.....	11.68
5-2	28	2.95	.....	12.91
5-6	30	2.99	.....	12.98
5-10	32	3.04	.....	13.04
6-2	34	3.33	.....	16.51
6-6	36	3.37	.....	16.56
6-10	38	3.42	.....	17.45
7-2	40	3.46	.....	17.50

Standard opening	Glass size	List open	List glazed SS	List glazed DS
1-4 x 2-6	12 x 12	$1.37	$2.70	$2.88
2-10	14	1.41	2.93	3.13
3-2	16	1.45	3.07	3.36
3-6	18	1.49	3.23	3.58
3-10	20	1.53	3.34	3.75
4-2	22	1.58	3.50	3.87
4-6	24	1.62	3.71	4.23
4-10	26	1.66	3.87	4.45
5-2	28	1.70	3.18	4.48
5-6	30	1.74	4.24	4.94
5-10	32	1.86	4.50	5.20
1-8 x 3-2	16 x 16	1.53	3.40	3.81
3-6	18	1.58	3.56	4.03
3-10	20	1.62	3.78	4.28
4-2	22	1.66	3.99	4.51
4-6	24	1.70	4.10	4.70
4-10	26	1.74	4.51	5.31
5-2	28	1.78	4.62	5.52
5-6	30	1.83	4.83	5.73
5-10	32	1.95	5.09	6.00
6-2	34	1.99	5.31	6.36
6-6	36	2.03	5.46	6.51
2-0 x 2-6	20 x 12	1.65	3.50	3.85
2-10	14	1.70	3.65	4.05
3-2	16	1.74	3.98	4.48
3-6	18	1.78	4.19	4.74
3-10	20	1.82	4.55	5.30
4-2	22	1.86	4.76	5.66
4-6	24	1.90	4.98	5.88
4-10	26	1.95	5.14	6.14
5-2	28	1.99	5.35	6.40
5-6	30	2.03	5.47	6.53
5-10	32	2.15	5.93	7.08
6-2	34	2.20	5.99	7.13
6-6	36	2.24	6.39	7.63
6-10	38	2.29	6.75	8.13
7-2	40	2.42	6.95	8.33
2-4 x 2-6	24 x 12	1.74	3.82	4.23
2-10	14	1.78	4.08	4.53
3-2	16	1.82	4.35	5.10
3-6	18	1.86	4.60	5.53
3-10	20	1.90	4.98	5.88
4-2	22	1.95	5.06	5.98
4-6	24	1.99	5.42	6.48
4-10	26	2.03	5.48	6.53
5-2	28	2.07	5.83	6.98
5-6	30	2.11	6.09	7.38
5-10	32	2.24	6.70	8.08
6-2	34	2.29	6.71	8.13
6-6	36	2.33	7.11	8.73
6-10	38	2.37	7.57	9.28
7-2	40	2.51	7.72	9.43
2-8 x 2-10	28 x 14	1.86	4.50	5.23
3-2	16	1.90	4.75	5.58
3-6	18	1.95	5.00	5.93
3-10	20	1.99	5.26	6.23
4-2	22	2.03	5.48	6.53
4-6	24	2.07	5.83	6.98
4-10	26	2.11	6.16	7.48
5-2	28	2.15	6.51	7.98
5-6	30	2.20	6.56	8.03
5-10	32	2.33	7.51	8.23
6-2	34	2.37	7.57	9.28
6-6	36	2.42	8.12	10.08
6-10	38	2.46	8.17	10.13
7-2	40	2.60	9.02	11.28
2-0 x 2-10	32 x 14	2.19	5.18	6.01
3-2	16	2.23	5.43	6.41
3-6	18	2.27	5.63	6.66
3-10	20	2.31	6.13	7.36
4-2	22	2.36	6.39	7.76
4-6	24	2.40	6.89	8.36
4-10	26	2.45	6.94	8.41
5-2	28	2.49	7.79	9.51
5-6	30	2.53	7.85	9.56
5-10	32	2.58	8.40	10.36
6-2	34	2.62	8.45	10.41
6-6	36	2.66	9.20	11.46
6-10	38	2.71	10.16	12.41
7-2	40	2.86	10.36	12.61
3-4 x 2-10	36 x 14	2.27	5.48	6.46
3-2	16	2.31	5.84	6.85
3-6	18	2.36	6.26	7.46
3-10	20	2.40	6.59	7.91
4-2	22	2.45	6.94	8.41
4-6	24	2.49	7.39	9.01
4-10	26	2.53	7.85	9.56
5-2	28	2.58	8.40	10.36
5-6	30	2.62	8.58	10.49
5-10	32	2.66	9.33	11.54
6-2	34	2.71	10.16	12.40
6-6	36	2.75	10.21	12.45
6-10	38	2.80	11.16	13.91
7-2	40	2.95	11.36	14.11
3-8 x 3-6	40 x 18	2.54	6.79	8.11
3-10	20	2.59	7.14	8.61
4-2	22	2.63	8.05	9.73
4-6	24	2.67	8.11	9.78
4-10	26	2.72	8.72	10.64
5-2	28	2.76	9.43	11.64
5-6	30	2.82	9.45	11.66
5-10	32	2.86	10.21	12.51
6-2	34	2.90	11.31	14.06
6-6	36	2.95	11.36	14.11
6-10	38	2.99	11.42	14.16
7-2	40	3.04	11.47	14.21

Standard opening	Glass size	List open	List glazed SS	List glazed DS
4-0 x 3 x 6	44 x 18	$.75	$7.75	$9.27
3-10	20	2.80	8.31	9.99
4-2	22	2.84	8.71	10.72
4-6	24	2.88	8.76	10.77
4-10	26	2.04	9.56	11.82
5-2	28	2.98	10.37	12.67
5-6	30	3.02	11.47	14.22
5-10	32	3.07	11.52	14.27
6-2	34	3.12	11.56	14.32
6-6	36	3.16	11.63	14.37
6-10	38	3.21	14.03	17.07
7-2	40	3.25	14.09	17.07
4-4 x 4-6	40 x 24	2.98	10.37	12.67
4-10	26	3.02	10.42	12.72
5-2	28	3.07	11.52	14.27
5-6	30	3.11	11.57	14.32
5-10	32	3.16	11.63	14.37
6-2	34	3.21	14.04	17.07
6-6	36	3.25	14.09	17.12
6-10	38	3.30	14.79	18.22
7-2	40	3.34	14.84	18.27

Four light plain rail ..... *Inches* 1 3/8
Pre-fit face measure:
Stiles 1 23/32
Top rail and bottom rail 2 7/16
Meeting rail 1 3/32
Vertical bar 5/16

Standard opening	Glass size	List open	List glazed SS
2-0 x 3-10	10 x 20	$1.41	$3.82
2-4 x 3-10	12 x 20	1.48	4.19
4-6	24	1.58	4.76
4-10	26	1.63	4.97
5-2	28	1.66	5.25
5-6	30	1.72	5.57
2-8 x 3-10	14 x 20	1.57	4.51
4-6	24	1.66	5.23
4-10	26	1.72	5.38
5-2	28	1.76	5.89

Four light check rail ..... *Inches* 1 3/8
Pre-fit face measure:
Stiles 1 21/32
Top rail 1 23/32
Bottom rail 3
Check rail 1 3/32
Vertical bar 5/16

Standard opening	Glass size	List open	List glazed SS	List glazed DS
2-0 x 3+2	10 x 16	$1.48	$3.64	$4.09
3-6	18	1.54	3.85	4.35
3-10	20	1.60	4.06	4.61
4-2	22	1.64	4.22	4.82
4-6	24	1.71	4.49	5.14
4-10	26	1.76	4.77	5.49
5-2	28	1.81	4.96	5.73
5-6	30	1.85	5.17	5.98
2-4 x 3-2	12 x 16	1.57	3.96	4.46
3-6	18	1.63	4.22	4.82
3-10	20	1.68	4.44	5.09
4-2	22	1.74	4.70	5.40
4-6	24	1.79	5.03	5.79
4-10	26	1.85	5.24	6.14
5-2	28	1.89	5.53	6.43
5-6	30	1.95	5.86	7.18
5-10	32	2.10	6.18	7.60
6-2	34	2.16	6.38	7.90
6-6	36	2.21	6.63	8.20
6-10	38	2.24	6.79	8.51
7-2	40	2.40	7.51	9.24
2-8 x 3-2	14 x 16	1.67	4.30	4.95
3-6	18	1.72	4.51	5.21
3-10	20	1.78	4.78	5.58
4-2	22	1.84	5.26	6.11
4-6	24	1.89	5.51	6.46
4-10	26	1.95	5.67	6.66
5-2	28	2.00	6.18	7.05
5-6	30	2.05	6.38	7.95
5-10	32	2.21	6.77	8.44
6-2	34	2.26	7.03	8.84
6-6	36	2.33	7.38	9.29
6-10	38	2.35	7.74	9.61
7-2	40	2.53	8.25	10.26
3-0 x 3-2	16 x 16	1.82	4.75	5.45
3-6	18	1.88	5.02	5.82
3-10	20	1.94	5.29

Standard opening	Glass size	List open	List glazed SS	List glazed DS
3-0 x 5-10	16 x 32	$2.26	$7.25	$8.21
6-2	34	2.31	7.61	9.66
6-6	36	2.37	8.03	10.09
6-10	38	2.42	8.43	10.64
7-2	40	2.60	9.10	11.50
3-4 x 3-2	18 x 16	1.91	5.07	5.82
3-6	18	1.97	5.49	6.39
3-10	20	2.02	5.80	6.79
4-2	22	2.08	6.36	7.79
4-6	24	2.14	6.52	8.09
4-10	26	2.19	6.93	8.74
5-2	28	2.24	7.27	9.18
5-6	30	2.30	7.57	9.68
5-10	32	2.34	7.65	9.71
6-2	34	2.40	8.39	10.60
6-6	36	2.46	8.86	11.25
6-10	38	2.51	9.00	11.40
7-2	40	2.60	9.70	12.35
3-8 x 4-10	20 x 28	2.40	7.45	9.39
5-2	28	2.44	7.77	9.83
5-6	30	2.51	8.17	10.43
5-10	32	2.55	9.01	11.41

Six-light check rail ..... *Inches* 1⅜
Pre-fit face measure:
Stiles 12 13/32
Top rail 12 9/32
Bottom rail 3
Check rail 1 3/32
Vertical bar 7/16

Standard opening	Glass size	List open	List glazed SS
2-4 x 2-6	8 x 12	$1.50	$3.58
2-8 x 2-10	9 11/32 x 14	1.70	4.34
3-0 x 2-10	10 3/32 x 14	1.85	4.71
3-2	16	1.92	5.06
3-6	18	1.98	5.43
3-10	20	2.04	5.70

Eight light plain rail ..... *Inches* 1⅜
Pre-fit face measure
Stiles 12 13/32
Top rail and bottom rail 2 29/32
Meeting rail 1 3/32
Vertical bar 7/16
Muntin 5/16

Standard opening	Glass size	List open	List glazed SS
1-8 x 3-10	8 x 10	$1.54	$3.80
4-6	12	1.66	4.13
2-0 x 4-6	10 x 12	1.71	4.32
5-2	14	1.80	4.91
5-10	16	1.96	5.65
6-6	18	2.05	6.02
2-4 x 5-2	1 x 14	1.88	5.05
5-10	16	2.04	6.13
6-6	18	2.13	6.67
2-8 x 5-10	14 x 16	2.14	6.77
6-6	18	2.23	7.20
7-2	20	2.36	7.74

Eight light check rail ..... *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail 12 13/32
Bottom rail 2 3/4
Check rail 1 3/32
Vertical bar 7/16
Muntin 5/16

Standard opening	Glass size	List open	List glazed SS
1-8 x 3-10	8 x 10	$1.75	$4.15
4-6	12	1.85	4.48
4-10	13	1.91	4.64
5-0 x 3-10	10 x 10	1.84	4.53
4-6	12	1.94	4.92
4-10	13	2.00	5.14
5-2	14	2.05	5.35
5-6	15	2.09	5.51
5-10	16	2.23	6.11
6-6	18	2.33	6.48
2-4 x 4-6	12 x 12	2.03	5.30
5-2	14	2.14	6.09
5-10	16	2.32	6.59
6-6	18	2.42	7.13
2-8 x 5-10	14 x 16	2.43	7.23
6-6	18	2.53	7.66
7-2	20	2.67	8.23

Twelve light plain rail ..... *Inches* 1⅜
Pre-fit face measure:
Stiles 12 13/32
Top rail and bottom rail 2 29/32
Meeting rail 1 3/32
Vertical bar and muntin 5/16

Standard opening	Glass size	List open	List glazed SS
1-8 x 3-2	8 13/32 x 8	$1.59	$4.03
2-0 x 3-6	6 23/32 x 10	1.72	4.52
2-4 x 3-10	8 x 10	1.88	4.97
4-6	12	1.97	5.36
5-2	14	2.06	5.81
2-8 x 4-6	9 13/32 x 12	2.04	6.18
4-10	13	2.09	6.51
5-2	14	2.13	6.79
5-6	15	2.20	7.06
3-0 x 4-6	10 23/32 x 12	2.17	6.61
5-2	14	2.26	7.22
5-6	15	2.33	7.99
5-10	16	2.46	8.32
6-6	18	2.54	8.97
3-4 x 4-6	12 x 12	2.24	6.70
5-2	14	2.32	7.61
5-10	16	2.52	8.30
6-6	18	2.60	9.00

Twelve light check rail ..... *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail 12 13/32
Bottom rail 2 3/4
Check rail 1 3/32
Vertical bar and muntin 5/16

Standard opening	Glass size	List open	List glazed SS
2-0 x 3-2	6 23/32 x 8	$1.86	$4.95
3-6	9	1.96	5.02
3-10	10	2.02	5.39
4-2	11	2.08	5.56
4-6	12	2.12	5.80
4-10	13	2.18	6.14
5-2	14	2.22	6.23
5-6	15	2.30	6.83
2-4 x 3-2	8 x 8	1.98	4.88
3-6	9	2.08	5.47
3-10	10	2.14	5.47
4-2	11	2.20	5.96
4-6	12	2.24	6.01
4-10	13	2.30	6.09
5-2	14	2.34	6.31
5-6	15	2.42	6.53
2-8 x 3-10	9 11/32 x 10	2.22	6.07
4-6	12	2.32	6.68
4-10	13	2.38	7.01
5-2	14	2.42	7.24
5-6	15	2.50	7.56
5-10	16	2.67	8.39
6-6	18	2.77	8.98
3-0 x 3-10	10 23/32 x 10	2.37	6.72
4-6	12	2.47	7.11
4-10	13	2.51	7.40
5-2	14	2.67	7.72
5-6	15	2.65	8.05
5-10	16	2.79	8.87
6-6	18	2.89	9.57
3-4 x 4-6	12 x 12	2.54	7.20
5-2	14	2.64	8.16
5-10	16	2.86	8.90
6-6	18	2.96	9.60
7-2	20	3.12	10.24
3-8 x 4-6	13 13/32 x 12	2.78	8.71

Fifteen light check rail ..... *Inches* 1⅜
Pre-fit face measure:
Stiles 12 13/32
Top rail 12 9/32
Bottom rail 3
Check rail 1 3/32
Vertical bar and muntin 5/16

Standard opening	Glass size	List open	List glazed SS
2-4 x 4-10	8 x 10	$2.52	$7.08
5-6	11	2.71	7.28
6-6	12	2.82	8.06
2-8 x 5-6	9 11/32 x 11	2.78	8.31
6-2	13	2.83	9.03
6-6	14	2.98	9.47
7-2	15	3.09	10.42
3-0 x 5-6	10 23/32 x 11	2.87	9.25
6-6	14	3.08	10.53
6-10	15	3.13	10.95
7-2	15	3.20	11.05
3-4 x 5-6	12 x 11	2.97	9.44
6-6	14	3.19	10.71
7-2	15	3.30	11.08

Sixteen light check rail ..... *Inches* 1⅜
Pre-fit face measure:
Stiles 12 29/32
Top rail 12 13/32
Bottom rail 2 3/4
Check rail 1 3/32
Vertical bar and muntin 5/16

Standard opening	Glass size	List open	List glazed SS
3-0 x 3-10	7 13/16 x 10	$2.75	$7.09
4-6	12	2.84	7.65
5-2	14	2.92	8.26
3-4 x 4-6	8 13/16 x 12	2.92	8.09
4-10	13	2.97	8.41
5-2	14	3.01	8.75
5-10	16	3.10	9.41
3-8 x 4-6	9 13/16 x 12	3.11	8.74
4-10	13	3.15	9.08
5-2	14	3.21	9.47
5-6	15	3.25	9.80
5-10	16	3.29	10.39
6-6	18	3.36	11.80
4-4 x 4-6	11 13/16 x 12	3.29	9.68
5-2	14	3.38	10.91
5-10	16	3.48	11.71
6-6	18	4.05	13.28

Eighteen light plain rail ..... *Inches* 1⅜
Prefit face measure:
Stiles 12 13/32
Top rail and bottom rail 2 29/32
Meeting rail 1 3/32
Vertical bar and muntin 5/16

Standard opening	Glass size	List open	List glazed SS
2-4 x 5-6 1/2	8 x 10	$2.48	$6.78
6-6 1/2	8 x 12	2.68	7.50
2-8 x 6-6 1/2	9 11/32 x 12	2.74	8.09
7-6 1/2	9 11/32 x 14	2.95	9.03
3-0 x 6-6 1/2	10 23/32 x 12	2.83	9.14
7-6 1/2	10 23/32 x 14	3.08	10.20
3-4 x 6-6 1/2	12 x 12	2.91	9.21

Eighteen light check rail ..... *Inches* 1⅜
Prefit face measure:
Stile 1 3/32
Top rail 1 3/32
Bottom rail 3
Check rail 1 3/32
Vertical bar and muntin 5/16

Standard opening	Glass size	List open	List glazed SS
2-4 x 5-6	8 x 9 13/16	$2.82	$7.40
6-6	8 x 11 13/16	3.01	8.17
2-8 x 6-6	9 11/32 x 11 13/16	3.11	8.60
7-2	9 11/32 x 13 3/32	3.17	10.51
3-0 x 6-6	10 23/32 x 11 13/16	3.22	10.14
3-4 x 6-6	12 x 11 13/16	3.31	10.31

Twenty-light check rail ..... *Inches* 1⅜
Prefit face measure:
Stiles and top rail 12 13/32
Bottom rail 3
Check rail 1 3/32
Vertical bar and muntin 5/16

Standard opening	Glass size	List open	List glazed SS
3-0 x 4-10	7 13/16 x 10 3/16	$3.04	$8.20
5-6	7 13/16 x 11 27/32	3.13	8.43
6-6	7 13/16 x 12 1/16	3.21	8.66
3-4 x 5-6	8 13/16 x 11 27/32	3.21	9.04
6-2	8 13/16 x 12 1/16	3.40	10.05
6-6	8 13/16 x 12 1/16	3.42	11.42
7-2	8 13/16 x 12 1/16	3.51	11.81
3-8 x 5-6	9 13/16 x 11 27/32	3.41	10.70
6-6	9 13/16 x 12 1/16	3.51	12.03
6-10	9 13/16 x 12 1/16	3.56	11.91
7-2	9 13/16 x 12 1/16	3.61	13.19
4-4 x 5-6	11 13/16 x 11 27/32	3.59	11.91
6-6	11 13/16 x 12 1/16	3.70	14.00
7-2	11 13/16 x 12 1/16	4.23	14.78

24 light check rail ..... *Inches* 1⅜
Prefit face measure:
Stiles and top rail 12 29/32
Bottom rail 3
Check rail 1 3/32
Vertical bar and muntin 5/16

Standard opening	Glass size	List open	List glazed SS
2-0 x 5-6	7 13/16 x 9 13/16	$3.38	$9.80
6-6	7 13/16 x 11 13/16	3.51	10.88
3-4 x 6-6	8 13/16 x 11 13/16	3.60	11.54
7-2	8 13/16 x 13 3/32	3.69	12.54
3-8 x 6-6	9 13/16 x 11 13/16	3.79	12.36
4-4 x 6-6	11 13/16 x 11 13/16	3.98	13.79

Front windows check rail ..... *Inches* 1⅜
Prefit face measure:
Stiles and top rail 12 29/32
Bottom rail 3
Check rail 1 3/32

Standard opening	Glass size		List open	List glazed DS	List glzd. DS bot., glzd. SS, top
	Bot. lt.	Top lt.			
3-4 x 4-10	36 x 36	36 x 16	$2.13	$9.02	$8.54
5-2	36 x 40	36 x 16	2.29	9.97	9.49
3-8 x 4-6	40 x 34	40 x 14	2.29	9.97	9.49
4-10	40 x 36	40 x 16	2.32	10.30	9.71
5-2	40 x 40	40 x 16	2.37	10.35	9.76
5-6	40 x 44	40 x 16	2.42	12.23	11.64
5-10	40 x 48	40 x 16	2.46	12.30	11.65
4-0 x 4-6	44 x 34	44 x 14	2.38	10.25	9.71
4-10	44 x 36	44 x 16	2.43	10.65	10.01
5-2	44 x 40	44 x 16	2.46	12.48	11.79
5-6	44 x 44	44 x 16	2.51	13.20	12.51
5-10	44 x 44	44 x 20	2.55	13.95	13.07
4-4 x 4-6	48 x 34	48 x 14	2.48	12.48	11.84
4-10	48 x 36	48 x 16	2.52	12.50	12.20
5-2	48 x 40	48 x 16	2.55	13.00	12.22
5-6	48 x 42	48 x 18	2.60	14.10	13.22
6-2	48 x 50	48 x 18	2.70	18.35	17.47

One light sash ..... *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail 12 29/32
Bottom rail 3

Standard opening	Glass size	List open	List glazed SS	List glazed DS
1-4 x 1-6	12 x 13	$0.70	$1.34	$1.45
1-10	17	.74	1.58	1.73
2-2	21	.78	1.74	1.89
2-6	25	.80	1.87	2.10
1-8 x 1-10	16 x 17	.76	1.74	1.94
2-2	21	.80	1.98	2.15
2-6	25	.82	2.21	2.60
2-8 x 1-10	20 x 17	.80	1.98	2.20
2-2	21	.84	2.26	2.70
2-6	25	.86	2.41	2.90
2-10	29	.90	2.61	3.20
3-2	33	.96	2.90	3.47
3-6	37	1.00	3.27	4.00
2-4 x 1-10	24 x 17	.82	2.21	2.60
2-2	21	.86	2.41	2.90
2-6	25	.88	2.61	3.15
2-10	29	.92	2.95	3.63
3-2	33	1.01	3.27	4.00
3-6	37	1.05	3.82	4.65
2-8 x 1-10	28 x 17	.85	2.41	2.90
2-2	21	.89	2.61	3.15
2-6	25	.93	3.00	3.68
2-10	29	.97	3.22	3.95
3-2	33	1.06	3.82	4.65
3-6	37	1.11	4.17	5.15
3-0 x 1-10	32 x 17	.92	2.56	3.05
2-2	21	.97	3.00	3.68
2-6	25	1.01	3.27	4.00
2-10	29	1.05	3.82	4.65
3-2	33	1.10	4.12	5.10
3-6	37	1.14	4.52	6.00
3-4 x 1-10	36 x 17	1.00	2.95	3.52
2-2	21	1.04	3.32	4.05
2-6	25	1.08	3.82	4.70
2-10	29	1.12	4.17	5.15
3-2	33	1.17	4.57	6.05
3-6	37	1.22	5.58	6.95
3-10	41	1.30	5.68	7.05
4-6	49	1.39		9.10
3-8 x 1-10	40 x 17	1.10	3.21	3.90
2-2	21	1.14	3.92	4.75
2-6	25	1.19	4.27	5.25
2-10	29	1.24		5.80
3-2	33	1.28		7.05

Standard opening	Glass size	List open	List glazed SS	List glazed DS
3-8 x 3-6	40 x 37	$1.33		$7.10
3-10	41	1.37		9.03
4-2	45	1.40		9.10
4-6	49	1.44		9.15
4-10	53	1.62		11.85
5-2	57	1.68		13.60
5-6	61	1.73		14.45
5-10	65	1.77		19.05
6-2	69	1.90		21.15
4-0 x 1-10	44 x 17	1.16		4.60
2-2	21	1.20		5.25
2-6	25	1.25		5.85
2-10	29	1.30		7.05
3-2	33	1.34		7.10
3-6	37	1.39		9.03
3-10	41	1.41		9.05
4-2	45	1.45		9.20
4-6	49	1.56		11.75
4-10	53	1.75		13.70
5-2	57	1.81		14.55
5-6	61	1.86		19.15
5-10	65	1.91		21.15
6-2	69	2.04		24.50
4-4 x 1-10	48 x 17	1.19		4.85
2-2	21	1.23		5.30
2-6	25	1.28		6.25
2-10	29	1.35		7.15
3-2	33	1.39		9.03
3-6	37	1.44		9.15
3-10	41	1.46		9.20
4-2	45	1.57		11.75
4-6	49	1.85		13.80
4-10	53	2.06		14.85
5-2	57	2.12		19.45
5-6	61	2.17		21.45
5-10	65	2.22		24.70
6-2	69	2.32		29.00
4-8 x 3-10	52 x 41	1.74		12.00
4-2	45	1.79		13.75
4-6	49	2.09		14.90
4-10	53	2.22		19.60
5-2	57	2.29		21.60
5-6	61	2.34		29.95
5-10	65	2.39		30.00
6-2	69	2.54		33.00
5-0 x 3-10	56 x 41	1.79		13.75
4-2	45	1.84		14.60
4-6	49	2.14		19.50
4-10	53	2.27		21.60
5-2	57	2.34		29.95
5-6	61	2.39		30.00
5-10	65	2.44		32.85
6-2	69	2.59		35.90

One light transom sash ..... *Inches* 1⅜
Pre-fit face measure: Stiles, top rail and bottom rail 12 29/32

Standard opening	Glass size	Open list	List glazed SS	List glazed DS
2-0 x 1-2	26 x 10	$0.66	$1.57	
1-6	14	.70	1.78	
1-10	18	.74	2.11	
2-8 x 1-2	28 x 10	.68	1.62	
1-6	14	.72	1.96	
1-10	18	.76	2.21	
2-10 x 1-2	30 x 10	.70	1.67	
1-6	14	.74	2.01	
1-10	18	.78	2.26	
3-0 x 1-2	32 x 10	.76	1.86	
1-6	14	.80	2.11	
1-10	18	.84	2.36	
3-4 x 1-2	36 x 10	.80	1.96	
1-6	14	.84	2.31	
1-10	18	.89	2.70	
3-8 x 1-2	40 x 10	.88	2.21	
1-6	14	.94	2.54	
1-10	18	.98	2.96	
2-2	22	1.02	3.62	$4.45
2-6	26	1.07	3.92	4.90
4-0 x 1-2	44 x 10	.94		2.82
1-6	14	.98		3.30
1-10	18	1.02		4.15
2-2	22	1.07		4.90
2-6	26	1.11		5.45
5-0 x 1-6	56 x 14	1.26		4.75
1-10	18	1.31		5.60
2-2	22	1.38		6.25
2-6	26	1.43		7.54
6-0 x 1-6	68 x 14	1.54		
1-10	18	1.59		
2-2	22	1.65		
2-6	26	1.70		
7-0 x 1-6	80 x 14	1.70		
1-10	18	1.76		
2-2	22	1.82		
2-6	26	1.87		
8-0 x 1-6	92 x 14	2.02		
1-10	18	2.07		
2-2	22	2.13		
2-6	26	2.19		

Two light cellar sash ..... *Inches* 1⅜ and 1⅜
Pre-fit face measure:
Stiles 12 13/32
Top rail and bottom rail 12 29/32
Vertical bar 7/16

Standard opening	Glass size	1⅜ inches thick		1⅜ inches thick	
		List open	List glazed SS	List open	List glazed SS
1-8 x 1-4	8 x 12	$0.60	$1.34	$0.68	$1.44
2-0 x 1-4	10 x 12	.64	1.45	.73	1.60
1-8	16	.68	1.75	.78	1.90
2-0	20	.72	1.96	.83	2.11
2-4 x 1-4	12 x 12	.69	1.62	.78	1.77
1-8	16	.72	1.91	.83	2.05
2-0	20	.77	2.17	.88	2.32
2-8 x 1-8	14 x 16	.76	2.07	.88	2.27
2-0	20	.81	2.33	.93	2.48

Three light cellar sash ..... *Inches* 1⅜ and 1⅜
Pre-fit face measure:
Stiles 12 13/32
Top rail and bottom rail 12 29/32
Vertical bar 7/16

Standard opening	Glass size	1⅜ inches thick		1⅜ inches thick	
		List open	List glazed SS	List open	List glazed SS
2-0 x 1-0	6 23/32 x 8	$0.66	$1.49	$0.74	$1.59
2-4 x 1-4	8 x 12	.74	1.72	.84	1.87
1-8	16	.79	1.94	.89	2.09
2-8 x 1-0	9 11/32 x 8	.74	1.70	.83	1.80
1-4	12	.79	1.98	.89	2.13
1-8	16	.83	2.37	.94	2.52
2-0	20	.87	2.64	.99	2.84
3-0 x 1-4	10 23/32 x 12	.83	2.09	.93	2.24
1-8	16	.87	2.53	.99	2.68
2-0	20	.92	2.80	1.04	3.00
3-4 x 1-4	12 x 12	.91	2.20	1.04	2.35
1-8	16	.97	2.64	1.10	2.79
2-0	20	1.01	2.91	1.16	3.16
2-4	24	1.05	3.27	1.21	3.52

Four light cellar sash ..... *Inches* 1⅜-1⅜
Pre-fit face measure:
Stiles, top rail and bottom rail 12 29/32
Vertical bar 3/16

Standard opening	Glass size	1⅜ inches thick		1⅜ inches thick	
		List open	List glazed SS	List open	List glazed SS
3-4 x 1-4	8 13/16 x 12	$0.95	$2.35	$1.09	$2.55
1-8	16	1.00	2.68	1.16	2.88
3-8 x 1-4	9 3/16 x 12	1.04	2.56	1.20	2.76
1-8	16	1.11	3.10	1.27	3.35
2-0	20	1.16	3.47	1.34	3.72
4-4 x 1-4	11 13/16 x 12	1.13	2.83	1.31	3.08
1-8	16	1.20	3.42	1.38	3.67
2-0	20	1.25	3.85	1.45	4.15
2-4	24	1.32	4.39	1.53	4.69

Four light barn or utility sash 2 lights wide ..... *Inches* 1⅜ and 1⅜
Pre-fit face measure:
Stiles and top rail 12 13/32
Bottom rail 3
Vertical bar 3/16
Muntin 3/16

Standard opening	Glass size	1⅜ inches thick		1⅜ inches thick	
		List open	List glazed SS	List open	List glazed SS
1-4 x 1-9	6 x 8	$0.70	$1.58	$0.77	$1.66
1-8 x 2-1	8 x 10	.79	1.91	.88	2.04
2-5	12	.83	2.08	.94	2.21
2-9	14	.88	2.24	.99	2.37
3-1	16	.97	2.46	1.10	2.64
2-0 x 2-1	10 x 10	.84	2.08	.94	2.21
2-5	12	.88	2.30	.99	2.43
2-9	14	.93	2.47	1.05	2.65

Standard opening	Glass size	1⅜ inches thick		1¾ inches thick	
		List open	List glazed SS	List open	List glazed SS
2-0 x 2-11	10 x 15	$0.95	$2.58	$1.07	$2.71
3-1	16	1.02	2.89	1.16	3.07
3-5	18	1.07	3.10	1.22	3.28
3-9	20	1.17	3.36	1.34	3.59
4 x 2-5	12 x 12	.93	2.52	1.05	2.65
2-9	14	.97	2.89	1.10	3.07
3-1	16	1.07	3.16	1.22	3.34
3-5	18	1.12	3.37	1.27	3.60
3-9	20	1.23	3.69	1.40	3.92
4-5	24	1.33	3.98	1.51	4.21

	Inches
Six light barn or utility sash 2 lights wide	1⅜–1¾
Pre-fit face measure:	
Stiles and top rail	1²⁵⁄₃₂
Bottom rail	3
Vertical bar	7⁄₁₆
Muntin	5⁄₁₆

Standard opening	Glass size	1⅜ inches thick		1¾ inches thick	
		List open	List glazed SS	List open	List glazed SS
1-4 x 2-5¾	6 x 8	$0.86	$2.66	$0.96	$2.19
2-11¾	10	.92	2.32	1.04	2.45
1-8 x 2-11¾	8 x 10	.98	2.50	1.10	2.68
3-5¾	12	1.11	2.82	1.24	3.00
3-11¾	14	1.23	3.14	1.39	3.37
4-5¾	16	1.30	3.42	1.49	3.65
2-0 x 3-5¾	10 x 12	1.16	3.15	1.32	3.38
3-11¾	14	1.29	3.53	1.47	3.76
4-2¾	15	1.33	3.65	1.51	3.93
4-5¾	16	1.36	4.14	1.56	4.42
4-11¾	18	1.50	4.51	1.72	4.84
2-4 x 3-11¾	12 x 14	1.35	4.19	1.54	4.47
4-5¾	16	1.42	4.51	1.62	4.79
4-11¾	18	1.56	4.94	1.79	5.32

	Inches
Six light barn or utility sash, 3 lights wide	1⅜ and 1¾
Pre-fit face measure:	
Stiles and top rail	1²⁵⁄₃₂
Bottom rail	3
Vertical bar and muntin	7⁄₁₆

Standard opening	Glass size	1⅜ inches thick		1¾ inches thick	
		List open	List glazed SS	List open	List glazed SS
2-0 x 1-11	6²³⁄₃₂ x 9	$0.87	$2.27	$0.97	$2.44
2-1	10	.90	2.48	1.01	2.65
2-4 x 2-1	8 x 10	.94	2.49	1.06	2.66
2-5	12	1.00	2.71	1.13	2.88
2-9	14	1.05	2.93	1.19	3.15
3-1	16	1.17	3.26	1.33	3.48
2-8 x 2-5	9¹³⁄₃₂ x 12	1.04	3.14	1.18	3.31
2-7	13	1.07	3.26	1.21	3.48
2-9	14	1.10	3.42	1.24	3.64
2-11	15	1.13	3.59	1.28	3.76
3-1	16	1.21	4.08	1.38	4.35
3-0 x 2-1	10²³⁄₃₂ x 10	1.05	3.14	1.20	3.36
2-5	12	1.11	3.31	1.27	3.58
2-9	14	1.17	3.64	1.33	3.86
2-11	15	1.20	4.13	1.36	4.40
3-1	16	1.27	4.34	1.46	4.66
3-5	18	1.33	4.71	1.52	4.98
3-9	20	1.41	4.98	1.68	5.40
3-4 x 2-5	12 x 12	1.20	3.43	1.37	3.70
2-9	14	1.27	4.08	1.43	4.35
3-1	16	1.32	4.35	1.51	4.67
3-5	18	1.38	4.73	1.58	5.05
3-9	20	1.51	5.16	1.73	5.47
4-5	24	1.63	5.76	1.88	6.28

	Inches
Eight light barn or utility sash, 2 lights wide	1⅜ and 1¾
Pre-fit face measure:	
Stiles and top rail	1²⁵⁄₃₂
Bottom rail	3
Vertical bar	7⁄₁₆
Muntin	5⁄₁₆

Standard opening	Glass size	1⅜ inches thick		1¾ inches thick	
		List open	List glazed SS	List open	List glazed SS
1-4 x 3-1¾	6 x 8	$1.11	$2.80	$1.23	$3.00
3-9½	10	1.26	3.22	1.44	3.52
1-8 x 3-9½	8 x 10	1.33	3.51	1.50	3.81
4-5½	12	1.42	3.86	1.63	4.19
5-1½	14	1.51	4.17	1.72	4.52
5-9½	16	1.61	4.50	1.84	4.85
2-0 x 4-5½	10 x 12	1.49	4.23	1.69	4.58
5-1½	14	1.59	4.67	1.81	5.02
5-9½	16	1.69	5.41	1.89	5.71
6-5½	18	1.76	5.73	2.03	6.13
7-1½	20	1.86	6.15	2.14	6.55
2-4 x 4-5½	12 x 12	1.54	4.63	1.79	4.98
5-1½	14	1.62	5.37	1.88	5.77
5-9½	16	1.71	5.80	1.97	6.20
6-5½	18	1.81	6.34	2.11	6.79
6-5½	20	1.90	6.71	2.20	7.16
2-8 x 5-9½	14 x 16	1.78	6.34	2.07	6.79
6-5½	18	1.88	6.82	2.16	7.28
7-1½	20	1.96	7.31	2.25	7.71

	Inches
8 light barn or utility sash, 4 lights wide	1⅜ and 1¾
Pre-fit face measure:	
Stiles	1²⁵⁄₃₂
Top rail	1²¹⁄₃₂
Bottom rail	3
Vertical bar and muntin	7⁄₁₆

Standard opening	Glass size	1⅜ inches thick		1¾ inches thick	
		List open	List glazed SS	List open	List glazed
2-4 x 1-9	5¹³⁄₁₆ x 8	$0.99	$2.72	$1.10	$2.94
2-1	10	1.04	2.89	1.16	3.11
2-8 x 1-11	6¹³⁄₁₆ x 9	1.06	3.05	1.19	3.27
3-0 x 2-1	7¹³⁄₁₆ x 10	1.20	3.48	1.33	3.70
2-5	12	1.25	3.76	1.42	4.03
2-9	14	1.32	4.09	1.49	4.36
3-1	16	1.38	4.42	1.56	4.69
3-4 x 2-5	8¹³⁄₁₆ x 12	1.31	4.03	1.48	4.30
2-7	13	1.34	4.19	1.52	4.46
2-9	14	1.37	4.36	1.55	4.63
3-1	16	1.42	4.69	1.62	5.01
3-8 x 2-5	9¹³⁄₁₆ x 12	1.43	4.35	1.62	4.62
2-9	14	1.50	4.74	1.70	5.06
3-1	16	1.55	5.43	1.77	5.80
3-5	18	1.62	5.80	1.84	6.17
3-9	20	1.67	6.17	1.92	6.54
4-4 x 2-5	11¹³⁄₁₆ x 12	1.54	4.84	1.75	5.16
2-9	14	1.59	5.58	1.83	5.95
3-1	16	1.66	6.01	1.89	6.38
3-5	18	1.73	6.55	1.97	6.92
3-9	20	1.78	6.82	2.08	7.29
4-1	22	1.85	7.41	2.11	7.78
4-5	24	1.90	8.01	2.19	8.43
5-0 x 3-1	13¹³⁄₁₆ x 16	1.77	6.65	2.03	7.07
3-5	18	1.83	7.08	2.10	7.50
3-9	20	1.89	7.57	2.14	7.99
4-1	22	1.95	8.42	2.25	8.89
4-5	24	2.01	8.94	2.32	9.41

	Inches
Nine light barn or utility sash 3 lights wide	1⅜ and 1¾
Pre-fit face measure:	
Stiles and top rail	1²⁵⁄₃₂
Bottom rail	3
Vertical bar and muntin	7⁄₁₆

Standard opening	Glass size	1⅜ inches thick		1¾ inches thick	
		List open	List glazed SS	List open	List glazed SS
2-0 x 2-8¾	6²³⁄₃₂ x 9	$1.14	$3.28	$1.26	$3.48
2-4 x 2-11¾	8 x 10	1.23	3.51	1.38	3.76
3-5¾	12	1.33	3.94	1.53	4.19
3-11¾	14	1.50	4.38	1.69	4.68
4-5¾	16	1.57	4.71	1.78	5.01
2-8 x 3-5¾	9¹³⁄₃₂ x 12	1.41	4.55	1.59	4.85
3-8¾	13	1.52	4.87	1.70	5.17
3-11¾	14	1.55	5.09	1.76	5.39
4-2¾	15	1.58	5.26	1.80	5.61
4-5¾	16	1.63	5.82	1.85	6.17
4-11¾	18	1.70	6.25	1.94	6.60
3-0 x 2-11¾	10²³⁄₃₂ x 10	1.35	4.50	1.50	4.75
3-5¾	12	1.47	4.82	1.66	5.12
3-11¾	14	1.61	5.37	1.83	6.02
4-2¾	15	1.65	5.93	1.88	6.28
4-5¾	16	1.69	6.14	1.92	6.54
4-11¾	18	1.77	6.67	2.01	7.02
3-4 x 3-5¾	12 x 12	1.82	4.85	1.74	5.20
3-11¾	14	1.67	5.73	1.91	6.13
4-5¾	16	1.75	6.16	2.00	6.56
4-11¾	18	1.82	6.70	2.09	7.15

	Inches
Twelve light barn or utility sash 3 lights wide	1⅜–1¾
Pre-fit face measure:	
Stile and top rail	1²⁵⁄₃₂
Bottom rail	3
Vertical bar and muntin	7⁄₁₆

Standard opening	Glass size	1⅜ inches thick		1¾ inches thick	
		List open	List glazed SS	List open	List glazed SS
2-0 x 3-5½	6²³⁄₃₂ x 9	$1.51	$4.27	$1.68	$4.57
2-4 x 3-9½	8 x 10	1.58	4.72	1.88	5.02
4-5½	12	1.78	5.16	2.00	5.51
5-1½	14	1.89	5.61	2.12	6.01
5-9½	16	1.99	6.10	2.24	6.45
2-8 x 4-5½	9¹³⁄₃₂ x 12	1.85	5.98	2.07	6.33
4-9½	13	1.89	6.26	2.13	6.66
5-1½	14	1.95	6.59	2.19	6.94
5-5½	15	1.99	6.81	2.25	7.21
5-9½	16	2.05	7.54	2.31	7.94
6-5½	18	2.14	8.18	2.43	8.69
3-0 x 3-9½	10²³⁄₃₂ x 10	1.81	5.93	2.04	6.21
4-5½	12	1.91	6.31	2.16	6.71
5-1½	14	2.01	6.92	2.28	7.32
5-5½	15	2.07	7.65	2.34	8.09
5-9½	16	2.11	7.97	2.39	8.42
6-5½	18	2.21	8.62	2.52	9.14
3-4 x 4-5½	12 x 12	1.98	6.40	2.23	6.77
5-1½	14	2.08	7.41	2.35	7.81
5-9½	16	2.18	7.95	2.46	8.40
6-5½	18	2.28	8.65	2.59	9.15

	Inches
Twelve light barn or utility sash 4 lights wide	1⅜–1¾
Pre-fit face measure:	
Stiles	1²⁵⁄₃₂
Top rail	1²¹⁄₃₂
Bottom rail	3
Vertical bar and muntin	7⁄₁₆

Standard opening	Glass size	1⅜ inches thick		1¾ inches thick	
		List open	List glazed SS	List open	List glazed SS
2-4 x 2-5¾	5¹³⁄₁₆ x 8	$1.38	$3.78	$1.55	$4.07
2-8 x 2-8¾	6¹³⁄₁₆ x 9	1.48	4.27	1.65	4.59
3-0 x 2-11¾	7¹³⁄₁₆ x 10	1.65	4.82	1.86	5.21
3-5¾	12	1.75	5.31	1.97	5.70
3-11¾	14	1.92	5.91	2.18	6.30
4-5¾	16	2.01	6.35	2.29	6.79
3-4 x 3-5¾	8¹³⁄₁₆ x 12	1.80	5.65	2.03	5.99
3-8¾	13	1.84	5.87	2.08	6.26
3-11¾	14	1.99	6.30	2.24	6.69
4-2¾	15	2.03	6.57	2.30	6.96
4-5¾	16	2.08	6.80	2.35	7.24
4-11¾	18	2.16	7.75	2.46	8.24
3-8 x 2-11¾	9¹³⁄₁₆ x 10	1.87	5.57	2.10	5.91
3-5¾	12	1.96	6.13	2.21	6.52
3-11¾	14	2.04	6.69	2.32	7.13
4-2¾	15	2.09	6.96	2.37	7.40
4-5¾	16	2.14	7.64	2.47	8.13
4-11¾	18	2.23	8.23	2.54	8.67
4-4 x 3-5¾	11¹³⁄₁₆ x 12	2.08	6.80	2.35	7.24
3-11¾	14	2.16	7.86	2.46	8.39
4-5¾	16	2.26	8.45	2.57	8.94
4-11¾	18	2.35	9.20	2.68	9.74

	Inches
Five-light porch sash	1⅜
Pre-fit face measure:	
Stiles and top rail	1²⁵⁄₃₂
Bottom rail	3
Vertical bar and muntin	7⁄₁₆

Standard opening	Glass size	1⅜ inches thick	
		List open	List glazed SS
1-8 x 2-10	8 x 20	$1.21	$3.24
4-6	32	1.57	4.41
5-2	36	1.81	4.95
2-0 x 4-2	10 x 30	1.60	4.63
4-6	32	1.65	4.83
5-2	36	1.88	5.45
2-4 x 4-2	12 x 30	1.67	4.99
4-6	32	1.72	5.23
5-2	36	1.95	6.06
2-8 x 4-6	14 x 32	1.79	5.99
5-2	36	2.03	6.67
3-0 x 4-6	16 x 32	1.86	6.36
5-2	36	2.11	7.14

	Inches
Hot bed sash	1⅜–1¾
Pre-fit face measure:	
Stiles and top rail	1²⁵⁄₃₂
Bottom rail	3
Vertical bar	Varies

Standard opening	1⅜ inches thick		1¾ inches thick		Rows of glass	Width of glass
	List open	List glazed SS	List open	List glazed SS		
3-0 x 4-0	$2.68	$7.33	$3.34	$8.28	3	10
6-0	3.15	9.36	4.04	10.64	3	10
6-0	3.61	9.76	4.66	11.31	4	7
3-4 x 6-0	3.67	10.38	4.73	11.93	4	8
4-0 x 6-0	4.04	13.21	5.25	15.06	5	8

	Inches
One light cupboard sash	1⅛
Pre-fit face measure:	
Stiles and top rail	1²⁵⁄₃₂
Bottom rail	3

Standard opening	Glass size	List open	Glazed SS	Glazed DS
1-4 x 3-0	12 x 31	$0.74	$1.66	$2.25
3-6	37	.79	2.06	2.50
4-0	43	.88	2.41	2.85
4-6	49	.94	2.81	3.40
5-0	55	1.10	3.41	4.00
5-6	61	1.17	.....	4.50
6-0	67	1.28	.....	5.35
1-8 x 3-0	16 x 31	.78	2.16	2.65
3-6	37	.83	2.45	3.02
4-0	43	.92	2.81	3.50
4-6	49	.99	3.27	4.05
5-0	55	1.16	.....	4.85
5-6	61	1.21	.....	5.35
6-0	67	1.33	.....	5.55
2-0 x 3-0	20 x 31	.82	2.55	3.12
3-6	37	.87	2.92	3.65
4-0	43	.98	3.47	4.30
4-6	49	1.03	3.77	4.75
5-0	55	1.20	.....	5.00
5-6	61	1.25	.....	6.32
6-0	67	1.38	.....	7.35

	Inches
Two light high cupboard sash	1⅜
Pre-fit face measure:	
Stiles and top rail	1²⁵⁄₃₂
Bottom rail	3
Muntin	5⁄₁₆

Standard opening	List open	List glazed SS	List glazed DS
1-4 x 3-0	$0.80	$2.04	$2.29
3-6	.85	2.25	2.60
4-0	.94	2.46	2.81
4-6	1.00	2.78	3.18
5-0	1.19	3.08	3.58
5-6	1.26	3.59	4.28
6-0	1.37	3.80	4.53
1-8 x 3-0	.84	2.31	2.66
3-6	.89	2.63	3.08
4-0	.98	2.88	3.38
4-6	1.05	3.45	4.28
5-0	1.25	3.80	4.63
5-6	1.30	4.10	5.03
6-0	1.43	4.40	5.43
2-0 x 3-0	.88	2.63	3.03
3-6	.93	2.99	3.53
4-0	1.04	3.55	4.38
4-6	1.09	3.80	4.78
5-0	1.29	4.20	5.23
5-6	1.34	4.78	5.98
6-0	1.48	4.98	6.18

	Inches
Three light high cupboard sash	1⅜
Pre-fit face measure:	
Stiles and top rail	1²⁵⁄₃₂
Bottom rail	3
Muntin	5⁄₁₆

Standard opening	List open	List glazed SS
1-4 x 3-0	$0.82	$1.99
3-6	.87	2.16
4-0	.96	2.69
4-6	1.02	2.85
5-0	1.23	3.26
5-6	1.29	3.42
6-0	1.41	3.67

Standard opening	List open	List glazed SS
1-8 x 3-0	$0.86	$2.48
3-6	.91	2.69
4-0	1.00	3.01
4-6	1.07	3.23
5-0	1.28	3.57
5-6	1.34	3.93
6-0	1.47	4.34
2-0 x 3-0	.90	2.75
3-6	.95	3.02
4-0	1.06	3.27
4-6	1.11	3.63
5-0	1.32	4.14
5-6	1-36	4.53
6-0	1.51	4.93

	Inches
Four light high cupboard sash	1⅜
Pre-fit face measure:	
Stiles and top rail	1²⁵⁄₃₂
Bottom rail	3
Muntin	5⁄₁₆

Standard opening	List open	List glazed SS
1-4 x 3-0	$0.84	$2.17
3-6	.89	2.34
4-0	.98	2.60
4-6	1.04	2.77
5-0	1.26	3.48
5-6	1.33	3.75
6-0	1.45	4.11
1-8 x 3-0	.88	2.45
3-6	.93	2.58
4-0	1.02	3.24
4-6	1.09	3.46
5-0	1.32	4.02
5-6	1.37	4.29
6-0	1.50	4.71
2-0 x 3-0	.92	3.03
3-6	.97	3.25
4-0	1.08	3.66
4-6	1.13	3.89
5-0	1.36	4.45
5-6	1.41	4.83
6-0	1.55	5.34

	Inches
Four light cupboard sash, 2 lights wide	1⅛
Pre-Fit face measure:	
Stile and top rail	1²⁵⁄₃₂
Bottom rail	3
Vertical bar and muntin	5⁄₁₆

Standard opening	List open	List glazed SS
1-4 x 3-0	$0.89	$2.35
3-6	.94	2.61
4-0	1.07	3.07
4-6	1.11	3.31
5-0	1.34	3.71
5-6	1.40	4.12
6-0	1.53	4.38
1-8 x 3-0	.93	2.71
3-6	.98	3.19
4-0	1.11	3.61
4-6	1.16	3.79
5-0	1.39	4.43
5-6	1.45	4.78
6-0	1.59	5.23
2-0 x 3-0	.97	3.04
3-6	1.02	3.56
4-0	1.17	3.92
4-6	1.20	4.29
5-0	1.44	4.94
5-6	1.49	5.33
6-0	1.63	5.89

	Inches
Six light cupboard sash 2 lights wide	1⅜
Pre-fit face measure:	
Stile and top rail	1²⁵⁄₃₂
Bottom rail	3
Vertical bar and muntin	5⁄₁₆

Standard opening	List open	List glazed SS
1-4 x 3-0	$0.99	$2.48
3-6	1.01	2.61
4-0	1.16	2.98
4-6	1.22	3.20
5-0	1.48	3.66
5-6	1.55	4.22
6-0	1.68	4.46

Standard opening	List open	List glazed SS
1-8 x 3-0	$1.03	$2.77
3-6	1.05	2.96
4-0	1.20	3.36
4-6	1.27	3.58
5-0	1.54	4.50
5-6	1.59	4.78
6-0	1.74	5.28
2-0 x 3-0	1.07	3.05
3-6	1.09	3.33
4-0	1.26	3.81
4-6	1.31	4.42
5-0	1.58	4.98
5-6	1.64	5.30
6-0	1.78	5.72

	Inches
Eight light cupboard sash 2 lights wide	1⅜
Prefit face measure:	
Stile and top rail	1²⁵⁄₃₂
Bottom rail	3
Vertical bar and muntin	5⁄₁₆

Standard opening	List open	List glazed SS
1-4 x 3-0	$1.07	$2.95
3-6	1.12	3.12
4-0	1.29	3.63
4-6	1.31	3.70
5-0	1.55	4.16
5-6	1.62	4.48
6-0	1.81	4.94
1-8 x 3-0	1.11	3.28
3-6	1.16	3.66
4-0	1.33	4.14
4-6	1.36	4.20
5-0	1.61	4.77
5-6	1.66	5.00
6-0	1.87	5.64
2-0 x 3-0	1.15	3.61
3-6	1.20	3.99
4-0	1.39	4.28
4-6	1.40	4.45
5-0	1.65	5.07
5-6	1.70	5.26
6-0	1.91	6.43

	Inches
One light casement sash	1⅜
Pre-fit face measure:	
Stiles and top rail	1²⁵⁄₃₂
Bottom rail	3

Standard opening	Glass size	List open	List glazed SS	List glazed DS
1-0 x 2-6	8 x 25	$0.71	$1.48	$1.63
2-10	29	.75	1.70	1.90
3-2	33	.84	1.91	2.20
3-6	37	.88	2.02	2.31
3-10	41	.93	2.16	2.45
4-2	45	.97	2.36	2.70
4-6	49	1.01	2.56	2.95
4-10	53	1.17	3.26	3.60
5-2	57	1.22	.....	3.70
5-6	61	1.28	.....	4.00
5-10	65	1.35	.....	4.15
6-2	69	1.46	.....	4.75
6-6	73	1.52	.....	4.85
1-4 x 2-6	12 x 25	.76	1.77	2.00
2-10	29	.81	2.01	2.30
3-2	33	.90	2.16	2.55
3-6	37	.94	2.31	2.75
3-10	41	.98	2.59	3.07
4-2	45	1.02	2.76	3.25
4-6	49	1.07	3.16	3.75
4-10	53	1.22	3.76	4.30
5-2	57	1.29	.....	4.60
5-6	61	1.33	.....	5.05
5-10	65	1.40	.....	5.10
6-2	69	1.53	.....	6.10
6-6	73	1.57	.....	6.80
1-8 x 2-6	16 x 25	.82	2.11	2.50
2-10	29	.86	2.26	2.70
3-2	33	.95	2.51	3.05
3-6	37	.99	2.75	3.32
3-10	41	1.04	2.96	3.55
4-2	45	1.08	3.41	4.10
4-6	49	1.12	3.67	4.40
4-10	53	1.29	.....	5.25
5-2	57	1.34	.....	5.35
5-6	61	1.40	.....	5.85
5-10	65	1.47	.....	6.28
6-2	69	1.59	.....	7.10
6-6	73	1.65	.....	7.15
2-0 x 2-6	20 x 25	.86	2.31	2.80
2-10	29	.92	2.56	3.15
3-2	33	1.01	2.80	3.47
3-6	37	1.05	3.27	4.00
3-10	41	1.09	3.62	4.35

Standard opening	Glass size	List open	List glazed SS	List glazed DS
2-0 x 4-2	20 x 45	$1.13	$3.87	$4.75
4-6	49	1.18	.....	5.20
4-10	53	1.34	.....	5.80
5-2	57	1.41	.....	6.45
5-6	61	1.45	.....	6.87
5-10	65	1.49	.....	7.85
6-2	69	1.66	.....	8.05
6-6	73	1.70	.....	8.25
2-4 x 2-6	24 x 25	.89	2.56	3.10
2-10	29	.97	2.95	3.63
3-2	33	1.06	3.27	4.00
3-6	37	1.10	3.82	4.70
3-10	41	1.15	4.17	5.15
4-2	45	1.19	4.27	5.25
4-6	49	1.23	.....	6.15
4-10	53	1.41	.....	6.45
5-2	57	1.46	.....	7.74
5-6	61	1.52	.....	7.90
5-10	65	1.56	.....	7.95
6-2	69	1.68	.....	9.60
6-6	73	1.74	.....	10.90

Three light high casement sash ..... *Inches* 1¾
Pre-fit face measure:
Stiles and top rail 12 25/32
Botton rail 3
Muntin 7/16

Standard opening	List open	List glazed SS
1-0 x 2-6	$0.92	$1.86
2-10	.96	2.11
3-2	1.05	2.33
3-6	1.09	2.43
3-10	1.14	2.59
4-2	1.18	2.79
4-6	1.22	2.98
4-10	1.38	3.68
5-2	1.43	3.80
5-6	1.49	4.05
5-10	1.56	4.20
6-2	1.67	4.80
6-6	1.73	4.88
1-4 x 2-6	.97	2.18
2-10	1.02	2.44
3-2	1.11	2.60
3-6	1.15	2.77
3-10	1.19	2.99
4-2	1.23	3.19
4-6	1.28	3.61
4-10	1.43	4.21
5-2	1.50	4.58
5-6	1.54	4.98
5-10	1.61	5.03
6-2	1.74	5.87
6-6	1.78	6.51
1-8 x 2-6	1.03	2.56
2-10	1.07	2.68
3-2	1.16	2.94
3-6	1.20	3.15
3-10	1.25	3.41
4-2	1.29	3.87
4-6	1.33	4.14
4-10	1.50	5.15
5-2	1.55	5.19
5-6	1.61	5.47
5-10	1.68	5.62
6-2	1.80	6.68
6-6	1.86	6.73
2-0 x 2-6	1.16	2.89
2-10	1.22	3.15
3-2	1.31	3.47
3-6	1.35	3.88
3-10	1.39	4.24
4-2	1.43	4.43
4-6	1.48	4.97
4-10	1.64	5.57
5-2	1.71	6.13
5-6	1.75	6.17
5-10	1.79	7.10
6-2	1.96	7.22
6-6	2.00	7.32
2-4 x 2-6	1.19	3.07
2-10	1.27	3.52
3-2	1.36	3.82
3-6	1.40	4.38
3-10	1.45	4.74
4-2	1.49	4.84
4-6	1.53	5.47
4-10	1.71	5.77
5-2	1.76	6.52
5-6	1.82	6.97
5-10	1.86	7.02
6-2	1.98	8.42
6-6	2.04	9.72

Four light high casement sash ..... *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail 12 25/32
Bottom rail 3
Muntin 7/16

Standard opening	List open	List glazed SS
1-0 x 2-6	$0.99	$1.98
2-10	1.03	2.24
3-2	1.12	2.45
3-6	1.16	2.55
3-10	1.21	2.72
4-2	1.25	2.92
4-6	1.29	3.13
4-10	1.45	3.83
5-2	1.50	4.01
5-6	1.56	4.30
5-10	1.63	4.39
6-2	1.74	4.93
6-6	1.80	4.99
1-4 x 2-6	1.04	2.28
2-10	1.09	2.57
3-2	1.18	2.73
3-6	1.22	2.89
3-10	1.26	3.15
4-2	1.30	3.36
4-6	1.35	3.77
4-10	1.50	4.33
5-2	1.57	4.69
5-6	1.61	5.13
5-10	1.68	5.19
6-2	1.81	6.11
6-6	1.85	6.77
1-8 x 2-6	1.10	2.65
2-10	1.14	2.85
3-2	1.23	3.11
3-6	1.27	3.28
3-10	1.32	3.54
4-2	1.36	4.00
4-6	1.40	4.26
4-10	1.57	5.27
5-2	1.62	5.32
5-6	1.68	5.78
5-10	1.75	5.92
6-2	1.87	7.02
6-6	1.93	7.07
2-0 x 2-6	1.26	3.06
2-10	1.32	3.33
3-2	1.41	3.64
3-6	1.45	4.05
3-10	1.49	4.41
4-2	1.53	4.68
4-6	1.58	5.33
4-10	1.74	5.89
5-2	1.81	6.30
5-6	1.85	6.36
5-10	1.89	7.54
6-2	2.06	7.74
6-6	2.10	7.83
2-4 x 2-6	1.29	3.28
2-10	1.37	3.70
3-2	1.46	3.95
3-6	1.50	4.63
3-10	1.55	4.91
4-2	1.59	5.02
4-6	1.63	5.96
4-10	1.81	6.18
5-2	1.86	7.04
5-6	1.92	7.54
5-10	1.96	7.59
6-2	2.08	8.69
6-6	2.14	9.79

Six-light casement sash, 2 lights wide ..... *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail 12 25/32
Bottom rail 3
Vertical bar and muntin 7/16

Standard opening	List open	List glazed SS
1-4 x 2-6	$1.01	$2.36
2-10	1.06	2.62
3-2	1.15	2.83
3-6	1.22	2.91
3-10	1.26	3.18
4-2	1.36	3.38
4-6	1.41	3.45
4-10	1.60	3.95
5-2	1.67	4.21
5-6	1.71	4.47
5-10	1.80	4.87
6-2	1.98	5.22
6-6	2.03	5.23
1-8 x 2-6	1.05	2.55
2-10	1.11	2.85
3-2	1.20	3.17
3-6	1.27	3.19

Standard opening	List open	List glazed SS
1-8 x 3-10	$1.32	$3.55
4-2	1.42	3.76
4-6	1.46	3.74
4-10	1.67	4.08
5-2	1.72	4.95
5-6	1.78	5.03
5-10	1.87	5.53
6-2	2.04	5.74
6-6	2.10	5.80
2-0 x 2-6	1.09	2.72
2-10	1.17	3.08
3-2	1.26	3.35
3-6	1.33	3.57
3-10	1.37	3.94
4-2	1.47	4.16
4-6	1.52	4.17
4-10	1.72	5.42
5-2	1.79	5.53
5-6	1.83	5.55
5-10	1.88	5.85
6-2	2.11	6.03
6-6	2.16	6.45
2-4 x 2-6	1.14	3.04
2-10	1.22	3.50
3-2	1.31	3.77
3-6	1.38	3.87
3-10	1.43	4.35
4-2	1.53	4.97
4-6	1.57	5.05
4-10	1.79	5.75
5-2	1.85	6.12
5-6	1.90	6.19
5-10	1.94	6.54
6-2	2.16	7.24
6-6	2.20	7.30

Eight-light casement sash, 2 lights wide ..... *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail 12 25/32
Bottom rail 3
Vertical bar and muntin 7/16

Standard opening	List open	List glazed SS
1-4 x 2-6	$1.17	$3.15
2-10	1.22	3.20
3-2	1.31	3.31
3-6	1.35	3.47
3-10	1.39	3.63
4-2	1.50	3.99
4-6	1.55	4.05
4-10	1.67	4.26
5-2	1.74	4.47
5-6	1.78	4.63
5-10	1.85	4.84
6-2	2.12	5.39
6-6	2.17	5.46
1-8 x 2-6	1.21	3.16
2-10	1.27	3.48
3-2	1.36	3.61
3-6	1.40	3.91
3-10	1.45	3.99
4-2	1.56	4.34
4-6	1.60	4.40
4-10	1.74	4.82
5-2	1.79	4.93
5-6	1.85	5.20
5-10	1.92	5.29
6-2	2.18	5.89
6-6	2.24	6.36
2-0 x 2-6	1.25	3.49
2-10	1.33	3.81
3-2	1.42	3.87
3-6	1.46	4.24
3-10	1.50	4.38
4-2	1.61	4.78
4-6	1.66	4.99
4-10	1.79	5.22
5-2	1.86	5.48
5-6	1.90	5.56
5-10	1.94	6.23
6-2	2.15	6.28
6-6	2.19	6.85
2-4 x 2-6	1.30	3.71
2-10	1.38	4.14
3-2	1.47	4.26
3-6	1.51	4.48
3-10	1.56	4.55
4-2	1.67	5.27
4-6	1.71	5.35
4-10	1.85	5.61
5-2	1.91	6.35
5-6	1.97	6.39
5-10	2.01	6.83
6-2	2.20	7.48
6-6	2.25	7.55

K. D. Sash Parts

LISTS FOR TWO LIGHT CHECK RAIL WINDOWS 1⅜ INCHES

Glass	Style	Top R.	Ck. Rl.	B. R.	3/16-inch bar
12	$0.14	$0.14	$0.12	$0.17	$0.065
14	.15	.....	.....	.....	.07
16	.16	.16	.13	.21	.075
18	.17	.....	.....	.....	.075
20	.18	.18	.15	.23	.09
22	.19	.....	.....	.....	.095

Ten light casement sash, 2 lights wide ..... *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail 12 25/32
Bottom rail 3
Vertical bar and muntin 7/16

Standard opening	List open	List glazed SS
1-4 x 3-6	$1.45	$3.80
3-10	1.49	3.85
4-2	1.63	4.11
4-6	1.68	4.33
4-10	1.83	4.64
5-2	1.90	4.85
5-6	1.94	4.90
5-10	2.01	5.17
6-2	2.19	5.51
6-6	2.23	5.67
1-8 x 3-6	1.50	4.19
3-10	1.55	4.24
4-2	1.69	4.62
4-6	1.73	4.67
4-10	1.90	5.21
5-2	1.95	5.31
5-6	2.01	5.36
5-10	2.08	5.78
6-2	2.25	5.99
6-6	2.31	6.40
2-0 x 3-6	1.56	4.47
3-10	1.60	4.52
4-2	1.74	5.98
4-6	1.79	5.17
4-10	1.95	5.76
5-2	2.02	5.86
5-6	2.06	5.91
5-10	2.10	6.19
6-2	2.32	6.65
6-6	2.36	6.92
2-4 x 3-6	1.61	4.86
3-10	1.66	4.91
4-2	1.80	5.34
4-6	1.84	5.66
4-10	2.02	6.09
5-2	2.07	6.72
5-6	2.13	6.72
5-10	2.17	6.80
6-2	2.38	7.54
6-6	2.44	7.86

Twelve light casement sash, 3 lights wide ..... *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail 12 25/32
Bottom rail 3
Vertical bar and muntin 7/16

Standard opening	List open	List glazed SS
1-8 x 3-10	$1.60	$4.32
3-10	1.65	4.39
4-2	1.81	4.85
4-6	1.85	4.88
4-10	1.84	5.06
5-2	1.99	5.28
5-6	2.05	5.34
5-10	2.12	5.71
6-2	2.36	6.26
6-6	2.42	6.33
2-0 x 3-6	1.66	4.85
3-10	1.70	5.07
4-2	1.86	5.36
4-6	1.91	5.60
4-10	1.99	6.14
5-2	2.06	6.39
5-6	2.10	6.67
5-10	2.14	6.74
6-2	2.43	7.39
6-6	2.47	7.46
2-4 x 3-6	1.71	5.18
3-10	1.76	5.27
4-2	1.92	5.82
4-6	1.96	5.90
4-10	2.06	6.32
5-2	2.11	6.49
5-6	2.17	6.86
5-10	2.23	6.87
6-2	2.49	7.67
6-6	2.53	8.20

K. D. Sash Parts—Continued

LISTS FOR TWO LIGHT CHECK RAIL WINDOWS 1⅜ INCHES—continued

Glass	Style	Top R.	Ck. Rl.	B. R.	3/16-inch bar
24	$0.20	$0.20	$0.17	$0.26	$0.105
26	.21	.....	.....	.....	.105
28	.22	.22	.18	.29	.11
30	.23	.....	.....	.....	.115
32	.26	.26	.21	.34	.125
34	.27	.....	.....	.....	.13
36	.28	.28	.23	.37	.135
38	.29	.....	.....	.....	.135
40	.31	.31	.25	.42	.15
42	.....	.....	.....	.....	.15
44	.....	.36	.29	.47	.16
46	.....	.....	.....	.....	.17
48	.....	.41	.33	.55	.185

FOUR LIGHT CHECK RAIL WINDOWS, 1⅜ INCHES

Glass	Stile	Bar	Top R.	Ck. Rl.	B. R.
10	.....	.....	$0.19	$0.16	$0.24
12	.....	.....	.21	.17	.27
14	.....	.....	.23	.19	.30
16	$0.16	$0.075	.27	.22	.34
18	.17	.075	.29	.23	.36
20	.18	.09	.34	.26	.42
22	.19	.095	.37	.30	.46
24	.20	.105	.45	.36	.54
26	.21	.105	.52	.42	.65
28	.22	.11	.60	.48	.74
30	.23	.115	.64	.51	.79
32	.26	.125	.....	.....	.....
34	.27	.13	.....	.....	.....
36	.28	.135	.....	.....	.....
38	.29	.135	.....	.....	.....
40	.31	.15	.....	.....	.....

EIGHT LIGHT CHECK RAIL WINDOWS, 1⅜ INCHES

Glass	Stile	Ver. bar	Top R.	Ck. Rl.	B. R.	Hor. bar
8	.....	.....	$0.17	$0.14	$0.21	$0.04
10	$0.185	$0.10	.19	.16	.24	.04
12	.205	.115	.21	.17	.27	.045
13	.215	.12	.....	.....	.....	.....
14	.225	.12	.23	.19	.30	.05
15	.235	.13	.....	.....	.....	.....
16	.265	.135	.....	.....	.....	.....
18	.285	.14	.....	.....	.....	.....
20	.315	.15	.....	.....	.....	.....

TWELVE-LIGHT CHECK RAIL WINDOWS, 1⅜ INCHES

Glass	Stile	Ver. bar	Top R.	Ck. Rl.	B. R.	Hor. bar
6 21/32	.....	.....	$0.19	$0.16	$0.25	$0.035
8	$0.165	$0.07	.21	.17	.28	.04
9	.175	.085	.....	.....	.....	.....
9 21/32	.....	.....	.24	.195	.33	.04
10	.185	.09	.....	.....	.....	.....
10 21/32	.....	.....	.26	.22	.37	.045
11	.195	.095	.....	.....	.....	.....
12	.205	.095	.29	.23	.37	.045
13	.215	.10	.....	.....	.....	.....
13 1/32	.....	.....	.36	.29	.43	.05
14	.225	.10	.....	.....	.....	.....
15	.235	.11	.....	.....	.....	.....
16	.265	.115	.....	.....	.....	.....
18	.285	.12	.....	.....	.....	.....
20	.315	.13	.....	.....	.....	.....

SIXTEEN-LIGHT CHECK RAIL WINDOWS, 1⅜ INCHES

Glass	Stile	Ver. bar	Top R.	Ck. Rl.	B. R.	Hor. bar
7 13/16	.....	.....	$0.275	$0.225	$0.355	$0.04
8 13/16	.....	.....	.295	.245	.385	.04
9 13/16	.....	.....	.325	.265	.435	.04
10	$0.185	$0.09	.....	.....	.....	.....
11 13/16	.....	.....	.355	.285	.465	.045
12	.205	.095	.....	.....	.....	.....
13	.215	.10	.....	.....	.....	.....
14	.225	.10	.....	.....	.....	.....
15	.235	.11	.....	.....	.....	.....
16	.265	.115	.....	.....	.....	.....
18	.285	.12	.....	.....	.....	.....

EIGHTEEN-LIGHT CHECK RAIL WINDOWS, 1⅜ INCHES

Glass	Stile	Ver. bar	Top R.	Ck. Rl.	B. R.	Hor. bar
8	.....	.....	$0.21	$0.17	$0.28	$0.04
9 13/32	.....	.....	.24	.195	.33	.04
9 13/16	$0.24	$0.115	.....	.....	.....	.....
10 13/32	.....	.....	.26	.22	.37	.045
11 13/16	.29	.125	.....	.....	.....	.....
12	.....	.....	.29	.23	.37	.045
13 13/32	.35	.15	.....	.....	.....	.....

K. D. Sash One Light, 1⅜ Inches

Glass	Stiles	Ver. bar	Top Rl.	B. R.
8	.....	.....	$0.12	$0.14
12	.....	.....	.14	.17
13	$0.15	$0.07	.....	.....
16	.....	.....	.16	.21
17	.17	.075	.....	.....
20	.....	.....	.18	.23
21	.19	.095	.....	.....
24	.....	.....	.20	.26
25	.21	.105	.....	.....
28	.....	.....	.22	.29
29	.23	.115	.....	.....
32	.....	.....	.26	.34
33	.27	.13	.....	.....
36	.....	.....	.28	.37
37	.29	.135	.....	.....
40	.....	.....	.31	.42
41	.34	.15	.....	.....
44	.....	.....	.36	.47
45	.37	.17	.....	.....
48	.....	.....	.41	.55
49	.45	.205	.....	.....
52	.....	.....	.49	.66
53	.52	.....	.....	.....
56	.....	.....	.56	.75
57	.60	.....	.....	.....
61	.64	.....	.....	.....
65	.68	.....	.....	.....
69	.72	.....	.....	.....

Storm Sash Two-Light, 1⅜ Inches

Glass	Stiles	T. R.	X Rl.	B. R.	Ver. bar
12	$0.315	$0.14	$0.09	$0.25	$0.065
14	.335	.....	.....	.....	.07
16	.355	.16	.11	.29	.075
18	.375	.....	.....	.....	.075
20	.39	.15	.12	.34	.09
22	.41	.....	.....	.....	.095
24	.44	.20	.13	.38	.105
26	.46	.....	.....	.....	.105
28	.48	.22	.15	.42	.11
30	.51	.....	.....	.....	.115
32	.57	.26	.17	.49	.125
34	.60	.....	.....	.....	.13
36	.62	.28	.18	.54	.135
38	.66	.....	.....	.....	.135
40	.705	.31	.20	.60	.15
44	.....	.36	.22	.65	.....
48	.....	.51	.26	.79	.....

Storm Sash Four Light, 1⅜ Inches

Glass	Stiles	T. R.	Ver. bar	X Rl.	B. R.
10	.....	$0.19	.....	$0.12	$0.35
12	.....	.21	.....	.13	.39
14	.....	.23	.....	.15	.43
16	$0.355	.27	$0.075	.17	.49
18	.375	.29	.075	.18	.54
20	.39	.34	.09	.20	.62
22	.41	.....	.095	.....	.....
24	.44	.....	.105	.....	.....
26	.46	.....	.105	.....	.....
28	.48	.....	.11	.....	.....
30	.51	.....	.115	.....	.....
32	.57	.....	.125	.....	.....
34	.60	.....	.13	.....	.....
36	.62	.....	.135	.....	.....
38	.66	.....	.135	.....	.....
40	.705	.....	.15	.....	.....

List of Lineal Moulded Pre-Fit Sash Stock, 1⅜ Inches

	1⅛" thick 3/16" gl. rabt. list	1⅜" thick 3/16" gl. rabt. list
Muntins 3/16" bet. gl	$1.50	$2.00
Muntins 7/16" bet. gl	1.50	2.00
Mull or bar 7/8" bet. gl	2.75	3.00
Stiles or rails 12 25/32" to gl	3.75	4.50
Stiles or rails 12 25/32" to gl	4.15	5.00
Stiles or rails 2¾" to gl	4.55	.....
Stiles or rails 2½" to gl	4.95	.....
Rails 2⅞" to gl	5.35	6.50
Rails 3" to gl	5.80	7.00
Rails 4 13/16" to gl	8.25	.....

Meeting rails 1 25/32" thick for 1⅛" windows: $3.60.
Check rails 1 25/32" thick for 1⅜" window, for ½" parting strip: $4.00.

WINDOW SCREENS

	Inches
Two light window screens	1⅛
Pre-fit face measure:	
Stiles and top rail	1 7/32
Bottom rail	3
Muntin	5/8

Standard opening	2-lt. glass size	16 mesh galvanized	16 mesh bronze
1-4 x 2-7	12 x 12	$1.95	$2.45
2-11	14	2.05	2.60
3-3	16	2.20	2.80
3-7	18	2.30	2.95
3-11	20	2.40	3.10
4-3	22	2.50	3.30
4-7	24	2.65	3.45
4-11	26	2.75	3.65
5-3	28	2.85	3.80
5-7	30	3.00	4.00
5-11	32	3.10	4.15
1-8 x 3-3	16 x 16	2.40	3.20
3-7	18	2.50	3.40
3-11	20	2.65	3.60
4-3	22	2.75	3.80
4-7	24	2.90	4.00
4-11	26	3.05	4.20
5-3	28	3.15	4.40
5-7	30	3.30	4.60
5-11	32	3.40	4.80
6-3	34	3.55	5.00
6-7	36	3.70	5.20
2-0 x 2-7	20 x 12	2.30	3.10
2-11	14	2.45	3.35
3-3	16	2.60	3.55
3-7	18	2.75	3.80
3-11	20	2.90	4.05
4-3	22	3.05	4.25
4-7	24	3.15	4.50
4-11	26	3.30	4.75
5-3	28	3.45	4.95
5-7	30	3.60	5.20
5-11	32	3.75	5.45
6-3	34	3.90	5.65
6-7	36	4.05	5.90
6-11	38	4.25	6.15
7-3	40	4.45	6.45
2-4 x 2-7	24 x 12	2.50	3.45
2-11	14	2.65	3.70
3-3	16	2.80	4.00
3-7	18	2.95	4.25
3-11	20	3.10	4.50
4-3	22	3.30	4.80
4-7	24	3.45	5.05
4-11	26	3.60	5.30
5-3	28	3.75	5.60
5-7	30	3.90	5.85
5-11	32	4.05	6.10
6-3	34	4.20	6.40
6-7	36	4.40	6.65
6-11	38	4.60	6.95
7-3	40	4.80	7.30
2-8 x 2-11	28 x 14	2.85	4.05
3-3	16	3.00	4.35
3-7	18	3.20	4.65
3-11	20	3.35	4.95
4-3	22	3.55	5.25
4-7	24	3.70	5.55
4-11	26	3.85	5.85
5-3	28	4.05	6.15
5-7	30	4.20	6.45
5-11	32	4.40	6.75
6-3	34	4.55	7.05
6-7	36	4.75	7.35
6-11	38	4.95	7.70
7-3	40	5.20	8.05
3-0 x 2-11	32 x 14	3.05	4.45
3-3	16	3.25	4.75
3-7	18	3.40	5.10
3-11	20	3.60	5.40
4-3	22	3.80	5.75
4-7	24	3.95	6.05
4-11	26	4.15	6.40
5-3	28	4.35	6.70
5-7	30	4.50	7.05
5-11	32	4.70	7.40
6-3	34	4.90	7.75
6-7	36	5.10	8.10
6-11	38	5.35	8.50
7-3	40	5.60	8.60
3-4 x 2-11	36 x 14	3.25	4.80
3-3	16	3.45	5.15
3-7	18	3.65	5.55
3-11	20	3.85	5.90
4-3	22	4.05	6.25
4-7	24	4.25	6.60
4-11	26	4.45	7.00
5-3	28	4.65	7.35
5-7	30	4.85	7.70
5-11	32	5.05	8.05
6-3	34	5.25	8.45

Standard opening	2-lt. glass size	16 mesh galvanized	16 mesh bronze
3-4 x 6-7	36 x 36	$5.50	$8.80
6-11	38	5.75	9.25
7-3	40	6.05	9.65
3-8 x 3-7	40 x 18	3.90	5.95
3-11	20	4.10	6.35
4-3	22	4.35	6.75
4-7	24	4.55	7.15
4-11	26	4.75	7.55
5-3	28	5.00	7.95
5-7	30	5.20	8.35
5-11	32	5.45	8.75
6-3	34	5.65	9.15
6-7	36	5.85	9.55
6-11	38	6.10	10.00
7-3	40	6.40	10.50

ONE-LIGHT SASH SCREENS

[Use same list for half screens]

These lists do not include filler strips, sliding strips, or grooving of stiles. Frames 1¼-inch thick—all "in the white" flush moulding. Half screens are same width but 1 inch shorter than 1-light.

Standard opening	1-lt. glass size	16 mesh galvanized	16 mesh bronze
1-4 x 1-6	12 x 12	$1.45	$1.70
1-8	14	1.50	1.80
1-10	16	1.55	1.85
2-0	18	1.60	1.95
2-2	20	1.65	2.05
2-4	22	1.70	2.10
2-6	24	1.75	2.20
2-8	26	1.80	2.30
2-10	28	1.85	2.40
3-0	30	1.90	2.45
3-2	32	1.95	2.55
1-8 x 1-10	16 x 16	1.70	2.10
2-0	18	1.75	2.20
2-2	20	1.85	2.30
2-4	22	1.90	2.40
2-6	24	2.00	2.60
2-8	26	2.05	2.70
2-10	28	2.10	2.80
3-0	30	2.15	2.90
3-2	32	2.15	2.90
2-0 x 1-6	20 x 12	1.75	2.10
1-8	14	1.80	2.20
1-10	16	1.85	2.35
2-0	18	1.90	2.45
2-2	20	2.00	2.55
2-4	22	2.05	2.65
2-6	24	2.15	2.80
2-8	26	2.20	2.90
2-10	28	2.25	3.00
3-0	30	2.30	3.10
3-2	32	2.40	3.20
2-4 x 1-6	24 x 12	1.85	2.30
1-8	14	1.95	2.45
1-10	16	2.00	2.55
2-0	18	2.10	2.70
2-2	20	2.20	2.80
2-4	22	2.20	2.90
2-6	24	2.30	3.00
2-8	26	2.35	3.20
2-10	28	2.45	3.30
3-0	30	2.50	3.45
3-2	32	2.60	3.55
2-8 x 1-8	28 x 14	2.10	2.65
1-10	16	2.15	2.80
2-0	18	2.25	2.95
2-2	20	2.30	3.10
2-4	22	2.40	3.20
2-6	24	2.50	3.35
2-8	26	2.55	3.50
2-10	28	2.65	3.65
3-0	30	2.70	3.80
3-2	32	2.80	3.95
3-0 x 2-0	32 x 18	2.40	3.15
2-2	20	2.50	3.35
2-4	22	2.55	3.50
2-6	25	2.65	3.65
2-8	26	2.75	3.85
2-10	28	2.85	4.00
3-0	30	2.90	4.15
3-2	32	3.00	4.30
3-4 x 1-8	36 x 14	2.35	3.10
1-10	16	2.45	3.25
2-0	18	2.55	3.45
2-2	20	2.65	3.60
2-4	22	2.75	3.80

Standard opening	1-lt. glass size	16 mesh galvanized	16 mesh bronze
3-4 x 2-6	36 x 24	$2.85	$3.95
2-8	26	2.95	4.15
2-10	28	3.05	4.35
3-0	30	3.15	4.50
3-2	32	3.20	4.70

ONE-LIGHT SCREENS FOR TWO-LIGHT CELLAR SASH
(Frames 1¼ inches thick-pine-all "in the white" flush moulding)

Standard opening	Glass size	16-mesh galvanized	16-mesh bronze
1-8 x 1-5½	8 x 12	$1.60	$1.90
2-0 x 1-5½	10 x 12	1.65	2.05
1-9½	16	1.80	2.25
2-1½	20	1.90	2.50
2-4 x 1-5½	12 x 12	1.75	2.15
1-9½	16	1.85	2.40
2-1½	20	2.05	2.75
2-8 x 1-9½	14 x 16	2.00	2.65
2-1½	20	2.20	3.00

ONE LT. SCREENS FOR THREE AND FOUR-LIGHT CELLAR SASH
(Frames 1¼ inches thick—pine—all "in the white" flush moulding)

Standard opening	3-light glass size	16-mesh galvanized	16-mesh bronze
2-0 x 1-1½	6 2 1/32 x 8	$1.60	$1.95
2-4 x 1-5½	8 x 12	1.75	2.15
1-9½	16	1.85	2.40
2-8 x 1-11½	9 1 1/32 x 8	1.85	2.30
1-5½	12	1.90	2.40
1-9½	16	2.05	2.70
2-1½	20	2.20	3.10
3-0 x 1-5½	10 2 1/32 x 12	1.95	2.45
1-9½	16	2.10	2.75
2-1½	20	2.25	3.05
3-4 x 1-5½	12 x 12	2.15	2.75
1-9½	16	2.30	3.10
2-1½	20	2.50	3.40
2-5½	24	2.60	3.55

Standard opening	4-light glass size	16-mesh galvanized	16-mesh bronze
3-4 x 1-5½	8 3 3/16 x 12	$2.15	$2.75
1-9½	16	2.30	3.10
3-8 x 1-5½	9 1 3/16 x 12	2.35	3.10
1-9½	16	2.55	3.40
2-1½	20	2.75	3.80
4-4 x 1-5½	11 3 3/16 x 12	2.55	3.70
1-9½	16	2.75	3.75
2-1½	20	2.95	4.15
2-5½	24	3.15	4.35

Specifications for—	*Inches*
Two light storm sash	1⅛
Pre-fit face measure:	
Stiles and top rail	1 7/32
Bottom rail	4 11/16
Muntin	7/8
Four light storm sash	1⅛
Pre-fit face measure:	
Stiles	1 21/32
Top rail	1 29/32
Bottom rail	4 11/16
Muntin	7/8
Vertical bar	1 13/16

This amendment shall become effective April 10, 1946.

Issued this 5th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5738; Filed, Apr. 5, 1946; 11:26 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 355,[1] Amdt. 36]

RETAIL CEILING PRICES FOR BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 355 is amended in the following respects:

1. In section 22 (a) the table of prices for "Lamb and Mutton" is amended to read as follows:

(a) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 1.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	Prime, Choice or Good	M or Commercial	B or Utility and Cutls
XI. Steaks and chops:							
1. Loin chops	64	60	55	49	35	32	30
2. Rib chops	51	48	44	40	24	21	18
3. Leg or sirloin chops	51	48	44	40	24	21	18
4. Shoulder chops, blade or arm chops	44	41	39	35	21	18	16
XII. Roasts:							
1. Leg (whole, half or short cut)	44	42	38	34	24	23	21
2. Sirloin roast (bone-in)	51	48	44	40	24	21	18
3. Yoke, rattle or triangle (bone-in)	29	29	28	26	15	13	12
4. Yoke, rattle or triangle (boneless)	45	43	42	39	21	19	17
5. Chuck or shoulder (square cut) (bone-in)	38	38	38	36	19	17	15
6. Chuck or shoulder (cross cut) (bone-in)	31	30	30	28	16	14	13
7. Loin	64	60	55	49	35	32	30
8. Rib	51	48	44	40	24	21	18
9. Boneless lamb shoulder roll				39			
XIII. Stews and other cuts:							
1. Breast and flank	22	21	20	18	11	10	9
2. Neck (bone-in)	22	24	20	18	11	10	9
3. Neck (boneless)	35	35	35	35	21	21	21
4. Shank (bone-in)	22	21	20	18	11	10	9
5. Patties (ground meat)	35	35	35	35	21	21	21
6. Neckbones				8			8
XIV. Kidneys	30	30	30	30	17	17	17
XV. Wholesale cuts:							
1. Leg	35	34	32	29	21	19	18
2. Loin	36	32	27	23	17	16	14
3. Hotel rack	39	36	31	26	19	16	15
4. Yoke	23	23	22	21	12	11	9

2. In section 22 (b) the table of prices for "Lamb and Mutton" is amended to read as follows:

(b) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 1.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	Prime, Choice or Good	M or Commercial	B or Utility and Cutls
XI. Steaks and chops:							
1. Loin chops	61	57	52	46	33	30	28
2. Rib chops	48	45	42	38	22	19	17
3. Leg or sirloin chops	48	45	42	38	22	19	17
4. Shoulder chops, blade or arm chops	42	39	37	33	19	17	15
XII. Roasts:							
1. Leg (whole, half or short cut)	42	39	36	32	23	21	19
2. Sirloin roast (bone-in)	48	45	42	38	22	19	17
3. Yoke, rattle or triangle (bone-in)	28	27	27	25	14	12	11
4. Yoke, rattle or triangle (boneless)	42	41	40	37	20	18	15
5. Chuck or shoulder, (square cut) (bone-in)	36	36	36	34	18	16	14
6. Chuck or shoulder, (cross-cut) (bone-in)	29	29	28	26	15	13	12
7. Loin	61	57	52	46	33	30	28
8. Rib	48	45	42	38	22	19	17
9. Boneless lamb shoulder roll				37			
XIII. Stews and other cuts:							
1. Breast and flank	21	20	19	17	10	9	8
2. Neck (bone-in)	21	20	19	17	10	9	9
3. Neck (boneless)	33	33	33	33	20	20	20
4. Shank (bone-in)	21	20	19	17	10	9	8
5. Patties (ground meat)	33	33	33	33	20	20	20
6. Neckbones				7			7
XIV. Kidneys	28	28	28	28	15	15	15
XV. Wholesale cuts:							
1. Leg	35	33	31	29	20	19	18
2. Loin	35	32	27	23	17	15	14
3. Hotel rack	39	36	31	26	18	16	14
4. Yoke	23	22	22	20	11	10	9

3. In section 22 (b) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 1.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	Prime, Choice and Good	M or Commercial	B or Utility and Cutls
XI. Steaks and chops:							
1. Loin chops	59	55	50	44	32	29	27
2. Rib chops	46	43	40	36	21	18	16
3. Leg or sirloin chops	46	43	40	36	21	18	16
4. Shoulder chops, blade or arm chops	40	37	36	32	18	16	14
XII. Roasts:							
1. Leg (whole, half, or short cut)	40	37	35	31	22	20	18
2. Sirloin roast bone-in)	46	43	40	36	21	18	16

4. In section 22 (c) the table of prices for "Lamb and Mutton" is amended to read as follows:

(c) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	Prime, Choice and Good	M or Commercial	B or Utility and cutls
XI. Steaks and chops:							
1. Loin chops	61	57	52	46	32	30	27
2. Rib chops	48	45	42	38	21	18	16
3. Leg or sirloin chops	48	45	42	38	21	18	16
4. Shoulder chops, blade or arm chops	42	39	36	33	18	16	14
XII. Roasts:							
1. Leg (whole, half, or short cut)	41	39	35	31	22	20	18
2. Sirloin roast (bone-in)	48	45	42	38	21	18	16
3. Yoke, rattle or triangle (bone-in)	27	26	26	24	12	11	10
4. Yoke, rattle or triangle (boneless)	42	41	40	37	19	17	14
5. Chuck or shoulder (square cut) (bone-in)	36	36	36	33	17	15	13

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 1*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	Prime, Choice and Good	M or Commercial	B or Utility and Cutls
XII. Roasts—Con.							
3. Yoke, rattle, or triangle (bone-in)	27	26	26	24	13	12	11
4. Yoke, rattle, or triangle (boneless)	40	39	38	36	19	17	14
5. Chuck or shoulder, (Square cut) (bone-in)	35	35	35	33	17	15	13
6. Chuck or shoulder (cross cut) (bone-in)	28	28	27	25	14	13	12
7. Loin	59	55	50	44	32	29	27
8. Rib	46	43	40	37	21	18	16
9. Boneless lamb shoulder roll				35			
XIII. Stews and other cuts:							
1. Breast and flank	20	19	18	16	10	9	8
2. Neck (bone-in)	20	19	18	16	10	9	8
3. Neck (boneless)	32	32	32	32	19	19	19
4. Shank (bone-in)	20	19	18	16	10	9	8
5. Patties (ground meat)	32	32	32	32	19	19	19
6. Neck bones				7			7
XIV. Kidneys	27	27	27	27	14	14	14
XV. Wholesale cuts:							
1. Leg	34	32	30	28	19	18	17
2. Loin	34	31	26	22	16	14	13
3. Hotel rack	37	35	30	25	17	15	13
4. Yoke	22	21	21	19	11	10	9

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	Prime, Choice and Good	M or Commercial	B or Utility and cutls
XI. Steaks and chops:							
1. Loin chops	61	57	52	46	32	30	27
2. Rib chops	48	45	42	38	21	18	16
3. Leg or sirloin chops	48	45	42	38	21	18	16
4. Shoulder chops, blade or arm chops	42	39	36	33	18	16	14
XII. Roasts:							
1. Leg (whole, half, or short cut)	41	39	35	31	22	20	18
2. Sirloin roast (bone-in)	48	45	42	38	21	18	16
3. Yoke, rattle or triangle (bone-in)	27	26	26	24	12	11	10
4. Yoke, rattle or triangle (boneless)	42	41	40	37	19	17	14
5. Chuck or shoulder (square cut) (bone-in)	36	36	36	33	17	15	13

(c) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2*—Continued.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice or Good	M or Commercial	R or Utility and Culls
XII. Roasts—Con.							
6. Chuck or shoulder (cross cut) (bone-in)	29	28	27	26	13	12	10
7. Loin	61	57	52	46	32	30	27
8. Rib	48	45	42	38	21	18	16
9. Boneless lamb shoulder roll				36			
XIII. Stews and other cuts:							
1. Breast and flank	20	19	17	16	9	8	6
2. Neck (bone-in)	20	19	17	16	9	8	6
3. Neck (boneless)	33	33	33	33	19	19	19
4. Shank (bone-in)	20	19	17	16	9	8	6
5. Patties (ground meat)	33	33	33	33	19	19	19
6. Neckbones				6			6
XIV. Kidneys	27	27	27	27	14	14	14
XV. Wholesale cuts:							
1. Leg	34	32	30	27	19	18	16
2. Loin	34	31	25	21	16	14	12
3. Hotel rack	37	34	30	25	17	15	13
4. Yoke	21	21	20	19	10	9	8

5. In section 22 (d) the table of prices for "Lamb and Mutton" is amended to read as follows:

(d) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	58	54	49	44	31	28	25
2. Rib chops	46	43	40	36	20	17	14
3. Leg or sirloin chops	46	43	40	36	20	17	14
4. Shoulder chops, blade or arm chops	39	37	34	31	17	15	12
XII. Roasts:							
1. Leg (whole, half or short cut)	39	37	33	30	20	19	17
2. Sirloin roast (bone-in)	46	43	40	36	20	17	14
3. Yoke, rattle or triangle (bone-in)	26	25	24	22	12	10	9
4. Yoke, rattle or triangle (boneless)	40	39	38	35	18	15	13
5. Chuck or shoulder, (square cut) (bone-in)	34	34	34	31	16	14	12
6. Chuck or shoulder, (cross cut) (bone-in)	27	26	26	24	12	11	9
7. Loin	58	54	49	44	31	28	25
8. Rib	46	43	40	36	20	17	14
9. Boneless lamb shoulder roll				34			
XIII. Stews and other cuts:							
1. Breast and flank	19	18	16	15	8	7	6
2. Neck (bone-in)	19	18	16	15	8	7	6
3. Neck (boneless)	31	31	31	31	18	18	18

(d) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2*—Continued.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	GGrades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice or Good	M or Commercial	R or Utility and culls
XIII. Stews and other cuts—Continued							
4. Shank (bone-in)	19	18	16	15	8	7	6
5. Patties (ground meat)	31	31	31	31	18	18	18
6. Neckbones				5			5
XIV. Kidneys	26	26	26	26	13	13	13
XV. Wholesale cuts:							
1. Leg	33	32	30	27	19	17	16
2. Loin	33	30	25	21	15	14	12
3. Hotel rack	37	34	29	24	16	14	12
4. Yoke	21	20	20	18	10	8	7

6. In section 22 (d) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2.*

[For stores in Group 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	56	52	47	42	30	27	24
2. Rib chops	44	41	38	35	19	16	13
3. Leg or sirloin chops	44	41	38	35	19	16	13
4. Shoulder chops, blade or arm chops	38	36	33	30	16	14	12
XII. Roasts:							
1. Leg (whole, half, or short cut)	38	36	32	29	19	18	16
2. Sirloin roast (bone-in)	44	41	38	35	19	16	14
3. Yoke, rattle or triangle (bone-in)	25	24	23	21	11	10	9
4. Yoke, rattle or triangle (boneless)	38	37	36	34	17	14	12
5. Chuck or shoulder, (square cut) (bone-in)	33	33	33	30	15	13	12
6. Chuck or shoulder, (cross cut) (bone-in)	26	25	25	23	12	11	9
7. Loin	56	52	47	42	30	27	24
8. Rib	44	41	38	35	19	16	13
9. Boneless lamb shoulder roll				33			
XIII. Stews and other cuts:							
1. Breast and flank	18	17	15	14	8	7	6
2. Neck (bone-in)	18	17	15	14	8	7	6
3. Neck (boneless)	30	30	30	30	17	17	17
4. Shank (bone-in)	18	17	15	14	8	7	6
5. Patties (ground meat)	30	30	30	30	17	17	17
6. Neckbones				5			5
XIV. Kidneys	25	25	25	25	13	13	13
XV. Wholesale cuts:							
1. Leg	32	31	29	26	18	16	15
2. Loin	32	29	24	20	14	13	12
3. Hotel rack	36	33	28	23	15	14	12
4. Yoke	20	19	19	17	10	8	7

7. In Section 22 (e) the table of prices for "Lamb and Mutton" is amended to read as follows:

(e) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	61	57	52	46	32	30	27
2. Rib chops	48	45	42	38	21	18	16
3. Leg or sirloin chops	48	45	42	38	21	18	16
4. Shoulder chops, blade or arm chops	42	39	36	33	18	16	14
XII. Roasts:							
1. Leg (whole, half, or short cut)	41	39	35	31	22	20	18
2. Sirloin roast (bone-in)	48	45	42	38	21	18	16
3. Yoke, rattle or triangle (bone-in)	27	26	26	24	12	11	9
4. Yoke, rattle or triangle (boneless)	42	41	40	37	19	17	14
5. Chuck or shoulder (square cut) (bone-in)	34	34	34	31	16	14	12
6. Chuck or shoulder (cross cut) (bone-in)	29	28	27	26	13	12	10
7. Loin	61	57	52	46	32	30	27
8. Rib	48	45	42	38	21	18	16
9. Boneless lamb shoulder roll				36			
XIII. Stews and other cuts:							
1. Breast and flank	20	19	17	16	9	8	6
2. Neck (bone-in)	20	19	17	16	9	8	6
3. Neck (boneless)	33	33	33	33	19	19	19
4. Shank (bone-in)	20	19	17	16	9	8	6
5. Patties (ground meat)	33	33	33	33	19	19	19
6. Neckbones				6			6
XIV. Kidneys	27	27	27	27	14	14	14
XV. Wholesale cuts:							
1. Leg	34	32	30	27	19	18	16
2. Loin	34	31	25	21	16	14	12
3. Hotel rack	37	34	30	25	17	15	13
4. Yoke	21	21	20	19	10	9	8

8. In section 22 (f) the table of prices for "Lamb and Mutton" is amended to read as follows:

(f) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	58	54	49	44	31	28	25
2. Rib chops	46	43	40	36	20	17	14
3. Leg or sirloin chops	46	43	40	36	20	17	14
4. Shoulder chops, blade or arm chops	39	37	34	31	17	15	12

(f) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3*—Continued.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XII. Roasts:							
1. Leg (whole, half, or short cut)	39	37	33	30	20	19	17
2. Sirloin roast (bone-in)	46	43	40	36	20	17	14
3. Yoke, rattle or triangle (bone-in)	26	25	24	22	11	10	9
4. Yoke, rattle or triangle (boneless)	40	39	38	35	18	15	13
5. Chuck or shoulder (square cut) (bone-in)	34	34	34	31	16	14	12
6. Chuck or shoulder (cross cut) (bone-in)	27	26	26	24	12	11	9
7. Loin	58	54	49	44	31	28	25
8. Rib	46	43	40	36	20	17	14
9. Boneless lamb shoulder roll				34			
XIII. Stews and other cuts:							
1. Breast and flank	19	18	16	15	8	7	6
2. Neck (bone-in)	19	18	16	15	8	7	6
3. Neck (boneless)	31	31	31	31	18	18	18
4. Shank (bone-in)	19	18	16	15	8	7	6
5. Patties (ground meat)	31	31	31	31	18	18	18
6. Neckbones				5			5
XIV. Kidneys	26	26	26	26	13	13	13
XV. Wholesale cuts:							
1. Leg	33	32	30	27	19	17	16
2. Loin	33	30	25	21	15	14	12
3. Hotel rack	37	34	29	24	16	14	12
4. Yoke	21	20	20	18	10	8	7

9. In section 22 (f) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	56	52	47	42	30	27	24
2. Rib chops	44	41	38	35	19	16	13
3. Leg or sirloin chops	44	41	38	35	19	16	13
4. Shoulder chops, blade or arm chops	37	36	33	30	16	14	12
XII. Roasts:							
1. Leg (whole, half, or short cuts)	37	36	32	29	19	18	16
2. Sirloin roast (bone-in)	44	41	38	35	19	16	14
3. Yoke, rattle or triangle (bone-in)	25	24	23	21	11	10	9
4. Yoke, rattle or triangle (boneless)	38	37	36	34	17	14	12
5. Chuck or shoulder (square cut) (bone-in)	33	33	33	30	15	13	12
6. Chuck or shoulder (cross cut) (bone-in)	26	25	25	23	12	11	9
7. Loin	56	52	47	42	30	27	24
8. Rib	44	41	38	35	19	16	14
9. Boneless lamb shoulder roll				33			

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XIII. Stews and other cuts:							
1. Breast and flank	18	17	15	14	8	7	6
2. Neck (bone-in)	18	17	15	14	8	7	6
3. Neck (boneless)	30	30	30	30	17	17	17
4. Shank (bone-in)	18	17	15	14	8	7	6
5. Patties (ground meat)	30	30	30	30	17	17	17
6. Neck bones				5			5
XIV. Kidneys	25	25	25	25	13	13	13
XV. Wholesale cuts:							
1. Leg	32	31	29	26	18	16	15
2. Loin	32	29	24	20	14	13	12
3. Hotel rack	36	33	28	23	15	14	12
4. York	20	19	19	17	10	8	7

10. In section 22 (g) the table of prices for "Lamb and Mutton" is amended to read as follows:

(g) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 4.*

[For stores in Groups 1 and 2 as provided in Maximum Price Reg. No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	61	57	52	46	32	30	27
2. Rib chops	48	45	42	38	21	18	16
3. Leg or sirloin chops	48	45	42	38	21	18	16
4. Shoulder chops, blade or arm chops	42	39	36	33	18	16	14
XII. Roasts:							
1. Leg (whole, half, or short cut)	41	39	35	31	22	20	18
2. Sirloin roast (bone-in)	48	45	42	38	21	18	16
3. Yoke, rattle or triangle (bone-in)	27	26	26	24	12	11	10
4. Yoke, rattle or triangle (boneless)	42	41	40	37	19	17	14
5. Chuck or shoulder (square cut) (bone-in)	36	36	36	33	17	15	13
6. Chuck or shoulder (cross cut) (bone-in)	29	28	27	26	13	12	10
7. Loin	61	57	52	46	32	30	27
8. Rib	48	45	42	38	21	18	16
9. Boneless lamb shoulder roll				36			
XIII. Stews and other cuts:							
1. Breast and flank	20	19	17	16	9	8	6
2. Neck (bone-in)	20	19	17	16	9	8	6
3. Neck (boneless)	33	33	33	33	19	19	19
4. Shank (bone-in)	20	19	17	16	9	8	6
5. Patties (ground meat)	33	33	33	33	19	19	19
6. Neck bones				6			6
XIV. Kidneys	27	27	27	27	14	14	14
XV. Wholesale cuts:							
1. Leg	34	32	30	27	19	18	16
2. Loin	34	31	25	21	16	14	12
3. Hotel rack	37	34	30	25	17	15	13
4. Yoke	21	21	20	19	10	9	8

11. In section 22 (h) the table of prices for "Lamb and Mutton" is amended to read as follows:

(h) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 4.*

[For stores in groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	58	54	49	44	31	28	25
2. Rib chops	46	43	40	36	20	17	14
3. Leg or sirloin chops	46	43	40	36	20	17	14
4. Shoulder chops, blade or arm chops	39	37	34	31	17	15	12
XII. Roasts:							
1. Leg (whole, half or short cut)	39	37	33	30	20	19	17
2. Sirloin roast (bone-in)	46	43	40	36	20	17	14
3. Yoke rattle or triangle (bone-in)	26	25	24	22	11	10	9
4. Yoke, rattle or triangle (boneless)	40	39	38	35	18	15	13
5. Chuck or shoulder (square cut) (bone-in)	34	34	34	31	16	14	12
6. Chuck or shoulder (cross cut) (bone-in)	27	26	26	24	12	11	9
7. Loin	58	54	49	44	31	28	25
8. Rib	46	43	40	36	20	17	14
9. Boneless lamb shoulder roll				34			
XIII. Stews and other cuts:							
1. Breast and flank	19	18	16	15	8	7	6
2. Neck (bone-in)	19	18	16	15	8	7	6
3. Neck (boneless)	31	31	31	31	18	18	18
4. Shank (bone-in)	19	18	16	15	8	7	6
5. Patties (ground meat)	31	31	31	31	18	18	18
6. Neckbones				5			5
XIV. Kidneys	26	26	26	26	13	13	13
XV. Wholesale cuts:							
1. Leg	33	32	30	27	19	17	16
2. Loin	33	30	25	21	15	14	12
3. Hotel rack	37	34	29	24	16	14	12
4. Yoke	21	20	20	18	10	8	7

12. In section 22 (h) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, and mutton—fresh, cured and frozen—Zone 4.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	56	52	47	42	30	27	24
2. Rib chops	44	41	38	35	19	16	14
3. Leg or sirloin chops	44	41	38	35	19	16	14
4. Shoulder chops, blade or arm chops	38	36	33	30	16	14	13

(l) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 4*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XII. Roasts:							
1. Leg (whole, half or short cut)	38	36	32	29	19	18	16
2. Sirloin roast (bone-in)	44	41	38	35	19	16	14
3. Yoke, rattle or triangle (bone-in)	25	24	23	21	11	10	9
4. Yoke, rattle or triangle (boneless)	38	37	36	34	17	14	12
5. Chuck or shoulder (square cut) (bone-in)	33	33	33	30	15	13	12
6. Chuck or shoulder (cross cut) (bone-in)	26	25	25	23	12	11	9
7. Loin	56	52	47	42	30	27	24
8. Rib	44	41	38	35	19	16	14
9. Boneless lamb shoulder roll				33			
XIII. Stews and other cuts:							
1. Breast and flank	18	17	15	14	8	7	6
2. Neck (bone-in)	18	17	15	14	8	7	6
3. Neck (boneless)	30	30	30	30	17	17	17
4. Shank (bone-in)	18	17	15	14	8	7	6
5. Patties (ground meat)	30	30	30	30	17	17	17
6. Neckbones				5			5
XIV. Kidneys	25	25	25	25	13	13	13
XV. Wholesale cuts:							
1. Leg	32	31	29	26	18	16	15
2. Loin	32	29	24	20	14	13	12
3. Hotel rack	56	33	28	23	15	14	12
4. Yoke	20	19	19	17	10	8	7

13. In section 22 (i) the table of prices for "Lamb and Mutton" is amended to read as follows:

(i) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 5.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XI. Steaks and chops:							
1. Loin chops	62	58	53	47	33	31	28
2. Rib chops	49	46	43	39	22	19	16
3. Leg or sirloin chops	49	46	43	39	22	19	16
4. Shoulder chops, blade or arm chops	42	40	37	34	19	17	14
XII. Roasts:							
1. Leg (whole, half or short cut)	42	40	36	32	23	21	19
2. Sirloin roast (bone-in)	49	46	43	39	22	19	16
3. Yoke, rattle or triangle (bone-in)	28	27	26	25	13	12	10
4. Yoke, rattle or triangle (boneless)	43	42	41	38	20	18	15
5. Chuck or shoulder (square cut) (bone-in)	37	36	36	34	18	16	14
6. Chuck or shoulder (cross cut) (bone-in)	29	29	28	26	14	13	11
7. Loin	62	58	53	47	33	31	28
8. Rib	49	46	43	39	22	19	16
9. Boneless lamb shoulder roll				37			

(l) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 5*—Continued.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XIII. Stews and other cuts:							
1. Breast and flank	21	20	18	16	10	8	7
2. Neck (bone-in)	21	20	18	16	10	8	7
3. Neck (boneless)	34	34	34	34	20	20	20
4. Shank (bone-in)	21	20	18	16	10	8	7
5. Patties (ground meat)	34	34	34	34	20	20	20
6. Neckbones				6			6
XIV. Kidneys	28	28	28	28	15	15	15
XV. Wholesale cuts:							
1. Leg	34	33	31	28	20	18	17
2. Loin	34	31	26	22	16	15	13
3. Hotel rack	38	35	30	25	17	15	13
4. Yoke	22	21	21	19	11	9	8

14. In section 22 (j) the table of prices for "Lamb and Mutton" is amended to read as follows:

(j) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 5.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XI. Steaks and chops:							
1. Loin chops	59	55	50	44	31	29	26
2. Rib chops	47	44	41	37	21	18	15
3. Leg or sirloin chops	47	44	41	37	21	18	15
4. Shoulder chops, blade or arm chops	40	38	35	32	18	15	13
XII. Roasts:							
1. Leg (whole, half or short cut)	40	38	34	30	21	20	18
2. Sirloin roast (bone-in)	47	44	41	37	21	18	15
3. York, rattle, or triangle (bone-in)	26	26	25	23	12	11	9
4. Yoke, rattle, or triangle (boneless)	41	39	38	36	18	16	14
5. Chuck or shoulder (square cut) (bone-in)	35	34	34	32	16	15	13
6. Chuck or shoulder (cross cut) (bone-in	28	27	27	25	13	12	10
7. Loin	59	55	50	44	31	29	26
8. Rib	47	44	41	37	21	18	15
9. Boneless lamb shoulder roll				35			
XIII. Stews and other cuts:							
1. Breast and flank	20	18	17	16	9	8	7
2. Neck, (bone-in)	20	18	17	16	9	8	7
3. Neck (boneless)	32	32	32	32	19	19	19
4. Shank (bone-in)	20	18	17	16	9	8	7
5. Patties (ground meat)	32	32	32	32	19	19	19
6. Neckbones				6			6
XIV. Kidneys	27	27	27	27	14	14	14
XV. Wholesale cuts:							
1. Leg	34	32	30	27	19	18	16
2. Loin	34	31	26	22	16	14	12
3. Hotel rack	37	35	30	25	17	15	13
4. Yoke	22	21	20	19	10	9	8

15. In section 22 (j) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(j) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 5.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XI. Steaks and chops:							
1. Loin chops	57	53	48	42	30	28	25
2. Rib chops	45	42	39	36	20	17	14
3. Leg or sirloin chops	45	42	39	36	20	17	14
4. Shoulder chops, blade or arm chops	38	36	34	31	17	14	12
XII. Roasts:							
1. Leg (whole, half or short cut)	38	36	33	29	20	19	17
2. Sirloin roast (bone-in)	45	42	39	36	20	17	14
3. Yoke, rattle or triangle (bone-in)	25	25	24	22	12	11	9
4. Yoke, rattle or triangle (boneless)	39	38	36	35	17	15	13
5. Chuck or shoulder, (square-cut) (bone-in)	34	33	33	31	15	14	12
6. Chuck or shoulder (cross cut) (bone-in)	27	26	26	24	13	12	10
7. Loin	57	53	48	42	30	28	25
8. Rib	45	42	39	36	20	17	14
9. Boneless lamb shoulder roll				33			
XIII. Stew and other cuts:							
1. Breast and flank	19	17	16	15	9	8	7
2. Neck (bone-in)	19	17	16	15	9	8	7
3. Neck (boneless)	31	31	31	31	18	18	18
4. Shank (bone-in)	18	17	16	15	9	8	7
5. Patties (ground meat)	31	31	31	31	18	18	18
6. Neck bones				6			6
XIV. Kidneys	26	26	26	26	14	14	14
XV. Wholesale cuts:							
1. Leg	33	31	29	26	18	17	15
2. Loin	33	30	26	21	15	14	12
3. Hotel rack	36	34	29	24	16	14	12
4. Yoke	21	20	19	18	10	9	8

16. In section 22 (k) the table of prices for "Lamb and Mutton" is amended to read as follows:

(k) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 6.*

[For stores in groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XI. Steaks and chops:							
1. Loin chops	62	59	53	47	34	31	28
2. Rib chops	49	47	43	39	22	20	17
3. Leg or sirloin chops	49	47	43	39	22	20	17
4. Shoulder chops, blade or arm chops	43	40	37	34	20	17	15

(k) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 6*—Continued.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XII. Roasts:							
1. Leg (whole, half, or short cut)	43	40	37	33	23	21	19
2. Sirloin roast (bone-in)	49	47	43	39	22	20	17
3. Yoke, rattle or triangle (bone-in)	28	28	27	25	14	12	11
4. Yoke, rattle or triangle (boneless)	43	42	41	38	20	18	16
5. Chuck or shoulder, (square cut) (bone-in)	37	37	37	34	18	16	14
6. Chuck or shoulder, (cross cut) (bone-in)	30	29	29	27	14	13	11
7. Loin	62	59	53	47	34	31	28
8. Rib	49	47	43	39	22	20	17
9. Boneless lamb shoulder roll				37			
XIII. Stews and other cuts:							
1. Breast and flank	21	20	18	17	10	9	8
2. Neck (bone-in)	21	20	18	17	10	9	8
3. Neck (boneless)	34	34	34	34	20	20	20
4. Shank (bone-in)	21	20	18	17	10	9	8
5. Patties (ground meat)	34	34	34	34	20	20	20
6. Neck bones				7			7
XIV. Kidneys	28	28	28	28	15	15	15
XV. Wholesale cuts:							
1. Leg	34	33	31	28	20	19	17
2. Loin	35	32	26	22	17	15	13
3. Hotel rack	38	35	30	25	18	16	14
4. Yoke	22	22	21	20	11	10	8

17. In section 22 (l) the table of prices for "Lamb and Mutton" is amended to read as follows:

(l) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 6.*

[For stores in groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XI. Steaks and chops:							
1. Loin chops	59	56	51	45	32	29	27
2. Rib chops	47	44	41	37	21	18	15
3. Leg or sirloin chops	47	44	41	37	21	18	15
4. Shoulder chops, blade or arm chops	41	38	35	32	18	16	13
XII. Roasts:							
1. Leg (whole, half or short cut)	41	38	35	31	22	20	18
2. Sirloin roast (bone-in)	47	44	41	37	21	18	15
3. Yoke, rattle or triangle (bone-in)	27	26	25	24	13	11	10
4. Yoke, rattle or triangle (boneless)	41	40	39	36	19	16	14
5. Chuck or shoulder (square cut) (bone-in)	35	35	35	33	17	15	13
6. Chuck or shoulder (cross cut) (bone-in)	28	28	27	25	13	12	10
7. Loin	59	56	51	45	32	29	27
8. Rib	47	44	41	37	21	18	15
9. Boneless lamb shoulder roll				36			

(l) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 6*—Continued.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XIII. Stews and other cuts:							
1. Breast and flank	20	19	18	16	9	8	7
2. Neck (bone-in)	20	19	18	16	9	8	7
3. Neck (boneless)	32	32	32	32	19	19	19
4. Shank (bone-in)	20	19	18	16	9	8	7
5. Patties (ground meat)	32	32	32	32	19	19	19
6. Neckbones				6			6
XIV Kidneys	27	27	27	27	14	14	14
XV. Wholesale cuts:							
1. Leg	34	32	30	28	20	18	17
2. Loin	34	31	26	22	16	14	13
3. Hotel rack	38	35	30	25	17	15	13
4. Yoke	22	21	21	19	10	9	8

18. In section 22 (l) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(l) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 6.*

[For stores in groups 3B and 4B as provided in amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XI. Steaks and chops:							
1. Loin chops	57	54	49	43	31	28	26
2. Rib chops	45	42	39	36	20	17	14
3. Leg or sirloin chops	45	42	39	36	20	17	14
4. Shoulder chops, blade or arm chops	39	37	34	31	17	15	13
XII. Roasts:							
1. Leg (whole, half, or short cut)	39	37	34	30	21	19	17
2. Sirloin roast (bone-in)	45	42	39	36	20	17	14
3. Yoke, rattle or triangle (bone-in)	26	25	24	23	12	11	10
4. Yoke, rattle or triangle (boneless)	39	38	37	35	18	15	13
5. Chuck or shoulder (square cut) (bone-in)	34	34	34	32	16	14	12
6. Chuck or shoulder (cross cut) (bone-in)	27	27	26	24	13	12	10
7. Loin	57	54	49	43	31	28	26
8. Rib	45	42	39	36	20	17	14
9. Boneless lamb shoulder roll				34			
XIII. Stews and other cuts:							
1. Breast and flank	19	18	17	15	9	8	7
2. Neck (bone-in)	19	18	17	15	9	8	7
3. Neck (boneless)	31	31	31	31	18	18	18
4. Shank (bone-in)	19	18	17	15	9	8	7
5. Patties (ground meat)	31	31	31	31	18	18	18
6. Neckbones				6			6
XIV. Kidneys	26	26	26	26	14	14	14
XV. Wholesale cuts:							
1. Leg	33	31	29	27	19	17	16
2. Loin	33	30	25	21	15	13	12
3. Hotel rack	36	34	29	24	16	14	13
4. Yoke	21	20	20	18	10	9	8

19. In section 22 (m) the table of prices for "Lamb and Mutton" is amended to read as follows:

(m) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7.*

[For stores in groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943.]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XI. Steaks and chops:							
1. Loin chops	63	59	54	48	34	31	29
2. Rib chops	50	47	44	40	23	20	17
3. Leg or sirloin chops	50	47	44	40	23	20	17
4. Shoulder chops, blade or arm chops	43	41	38	34	20	17	15
XII. Roasts:							
1. Leg (whole, half, or short cut)	43	41	37	33	24	22	20
2. Sirloin roast (bone-in)	50	47	44	40	23	20	17
3. Yoke, rattle or triangle (bone-in)	29	28	27	25	14	13	11
4. Yoke, rattle or triangle (boneless)	44	43	42	38	21	18	16
5. Chuck or shoulder (square cut) (bone-in)	38	37	37	35	18	17	15
6. Chuck or shoulder (cross cut) (bone-in)	30	30	29	27	15	13	12
7. Loin	63	59	54	48	34	31	29
8. Rib	50	47	44	40	23	20	17
9. Boneless lamb shoulder roll				38			
XIII. Stews and other cuts:							
1. Breast and flank	22	20	19	17	10	9	8
2. Neck (bone-in)	22	20	19	17	10	9	8
3. Neck (boneless)	35	35	35	35	21	21	21
4. Shank (bone-in)	22	20	19	17	10	9	8
5. Patties (ground meat)	35	35	35	35	21	21	21
6. Neckbones				7			7
XIV. Kidneys	29	29	29	29	16	16	16
XV. Wholesale cuts:							
1. Leg	35	33	31	28	20	19	17
2. Loin	35	32	27	23	17	15	13
3. Hotel rack	38	36	31	26	18	16	14
4. Yoke	23	22	21	20	11	10	9

20. In section 22 (n) the table of prices for "Lamb and Mutton" is amended to read as follows:

(n) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutis
XI. Steaks and chops:							
1. Loin chops	60	56	51	45	32	30	27
2. Rib chops	47	45	41	38	21	19	16
3. Leg or sirloin chops	47	45	41	38	21	19	16
4. Shoulder chops, blade or arm chops	41	39	36	32	19	16	14
XII. Roasts:							
1. Leg (whole, half, or short cut)	41	39	35	31	22	20	19
2. Sirloin roast (bone-in)	47	45	41	38	21	19	16

(n) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7*—Continued.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice or Good	M or Commercial	R or Utility and Culls
XII. Roasts—Con.							
3. Yoke, rattle or triangle (bone-in)	27	26	26	24	13	12	10
4. Yoke, rattle or triangle (boneless)	41	40	39	36	19	17	14
5. Chuck or shoulder, (square cut) (bone-in)	36	35	35	33	17	15	13
6. Chuck or shoulder, (cross cut) (bone-in)	29	28	27	26	14	12	11
7. Loin	60	56	51	45	32	30	27
8. Rib	47	45	41	38	21	19	16
9. Boneless lamb shoulder roll				36			
XIII. Stews and other cuts:							
1. Breast and flank	20	19	18	16	10	9	7
2. Neck (bone-in)	20	19	18	16	10	9	7
3. Neck (boneless)	32	32	32	32	19	19	19
4. Shank (bone-in)	20	19	18	16	10	9	7
5. Patties (ground meat)	32	32	32	32	19	19	19
6. Neck bones				6			6
XIV. Kidneys	28	28	28	28	15	15	15
XV. Wholesale cuts:							
1. Leg	34	33	31	28	20	18	17
2. Loin	35	32	26	22	16	15	13
3. Hotel rack	38	35	30	25	18	16	14
4. Yoke	22	22	21	20	11	10	8

21. In section 22 (n) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	58	54	49	43	31	29	26
2. Rib chops	45	43	39	36	20	18	15
3. Leg or sirloin chops	45	43	39	36	20	18	15
4. Shoulder chops, blade or arm chops	39	37	35	31	18	15	13
XII. Roasts:							
1. Leg (whole, half, or short cuts)	39	37	34	30	21	19	18
2. Sirloin roast (bone-in)	45	43	39	36	20	18	15
3. Yoke, rattle or triangle (bone-in)	26	25	25	23	13	12	10
4. Yoke, rattle or triangle (boneless)	39	38	37	35	18	16	14
5. Chuck or shoulder (square cut) (bone-in)	35	34	34	32	16	14	13
6. Chuck or shoulder (cross cut) (bone-in)	28	27	26	25	13	12	11
7. Loin	58	54	49	43	31	29	26
8. Rib	45	43	39	36	20	18	15
9. Boneless lamb shoulder roll				34			

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice or Good	M or Commercial	R or Utility and Culls
XIII. Stews and other cuts:							
1. Breast and flank	19	18	17	15	10	9	7
2. Neck (bone-in)	19	18	17	15	10	9	7
3. Neck (boneless)	31	31	31	31	18	18	18
4. Shank (bone-in)	19	18	17	15	10	9	7
5. Patties (ground meat)	31	31	31	31	18	18	18
6. Neckbones				6			6
XIV. Kidneys	27	27	27	27	14	14	14
XV. Wholesale cuts:							
1. Leg	33	32	30	27	19	17	16
2. Loin	34	31	25	21	15	14	12
3. Hotel rack	36	34	29	24	17	15	13
4. Yoke	21	21	20	19	11	10	8

22. In section 22 (o) the table of prices for "Lamb and Mutton" is amended to read as follows:

(o) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 North.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	64	60	55	49	35	32	30
2. Rib chops	51	48	44	40	24	21	18
3. Leg or sirloin chops	51	48	44	40	24	21	18
4. Shoulder chops, blade or arm chops	44	41	39	35	21	18	16
XII. Roasts:							
1. Leg (whole, half, or short cut)	44	42	38	34	24	23	21
2. Sirloin roast (bone-in)	51	48	44	40	24	21	18
3. Yoke, rattle or triangle (bone-in)	29	29	28	26	15	13	12
4. Yoke, rattle or triangle (boneless)	45	43	42	39	21	19	17
5. Chuck or shoulder (square cut) (bone-in)	38	38	38	36	19	17	15
6. Chuck or shoulder (cross cut) (bone-in)	31	30	30	28	16	14	13
7. Loin	64	60	55	49	35	32	30
8. Rib	51	48	44	40	24	21	18
9. Boneless lamb shoulder roll				39			
XIII. Stews and other cuts:							
1. Breast and flank	22	21	20	18	11	10	9
2. Neck (bone-in)	22	21	20	18	11	10	9
3. Neck (boneless)	35	35	35	35	21	21	21
4. Shank (bone-in)	22	21	20	18	11	10	9
5. Patties (ground meat)	35	35	35	35	21	21	21
6. Neckbones				8			8
XIV. Kidneys	30	30	30	30	17	17	17
XV. Wholesale cuts:							
1. Leg	35	34	32	29	21	19	18
2. Loin	36	32	27	23	17	16	14
3. Hotel rack	39	36	31	26	19	16	15
4. Yoke	23	23	22	21	12	11	9

23. In section 22 (p) the table of prices for "Lamb and Mutton" is amended to read as follows:

(p) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 North.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	61	57	52	46	33	30	28
2. Rib chops	48	45	42	38	22	19	17
3. Leg or sirloin chops	48	45	42	38	22	19	17
4. Shoulder chops, blade or arm chops	42	39	37	33	19	17	15
XII. Roasts:							
1. Leg (whole, half, or short cut)	42	39	36	32	23	21	19
2. Sirloin roast (bone-in)	48	45	42	38	22	19	17
3. Yoke, rattle or triangle (bone-in)	28	27	27	25	14	12	11
4. Yoke, rattle or triangle (boneless)	42	41	40	37	20	18	15
5. Chuck or shoulder (square cut) (bone-in)	36	36	36	34	18	16	14
6. Chuck or shoulder (cross cut) (bone-in)	29	29	28	26	15	13	12
7. Loin	61	57	52	46	33	30	28
8. Rib	48	45	42	38	22	19	17
9. Boneless lamb shoulder roll				37			
XIII. Stews and other cuts:							
1. Breast and flank	21	20	19	17	10	9	8
2. Neck (bone-in)	21	20	19	17	10	9	8
3. Neck (boneless)	33	33	33	33	20	20	20
4. Shank (bone-in)	21	20	19	17	10	9	8
5. Patties (ground meat)	33	33	33	33	20	20	20
6. Neck bones				7			7
XIV. Kidneys	28	28	28	28	15	15	15
XV. Wholesale cuts:							
1. Leg	35	33	31	29	20	19	18
2. Loin	35	32	27	23	17	15	14
3. Hotel rack	39	36	31	26	18	16	14
4. Yoke	23	22	22	20	11	10	9

24. In section 22 (p) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 North.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	59	55	50	44	32	29	27
2. Rib chops	46	43	40	37	21	18	16
3. Leg or sirloin chops	46	43	40	37	21	18	16
4. Shoulder chops, blade or arm chops	40	38	36	32	18	16	14
XII. Roasts:							
1. Leg (whole, half or short cut)	40	38	35	31	22	20	18
2. Sirloin roast (bone-in)	46	43	40	37	21	18	16

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 North*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice or Good	M or Commercial	R or Utility and Culls
XII. Roasts—Con.							
3. Yoke, rattle or triangle (bone-in)	27	26	26	24	13	12	11
4. Yoke, rattle or triangle (boneless)	40	39	38	36	19	17	14
5. Chuck or shoulder (square cut) (bone-in)	35	35	35	33	17	15	13
6. Chuck or shoulder (cross cut) (bone-in)	28	28	27	25	14	13	12
7. Loin	59	55	50	44	32	29	27
8. Rib	46	43	40	37	21	18	16
9. Boneless lamb shoulder roll				35			
III. Stews and other cuts:							
1. Breast and flank	20	19	18	16	10	9	8
2. Neck (bone-in)	20	19	18	16	10	9	8
3. Neck (boneless)	32	32	32	32	19	19	19
4. Shank (bone-in)	20	19	18	16	10	9	8
5. Patties (ground meat)	32	32	32	32	19	19	19
6. Neck bones							7
XIV. Kidneys	27	27	27	27	14	14	14
XV. Wholesale cuts:							
1. Leg	34	32	30	28	19	18	17
2. Loin	34	31	26	22	16	14	13
3. Hotel rack	37	35	30	25	17	15	14
4. Yoke	22	21	21	19	11	10	9

25. In section 22 (q) the table of prices for "Lamb and Mutton" is amended to read as follows:

(q) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 South.*

[For stores in groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	60	57	51	46	33	30	27
2. Rib chops	48	45	42	38	22	19	16
3. Leg or sirloin chops	48	45	42	38	22	19	16
4. Shoulder chops, blade or arm chops	41	39	36	33	19	17	14
XII. Roasts:							
1. Leg (whole, half, or short cut)	42	39	36	32	23	21	19
2. Sirloin roast (bone-in)	48	45	42	38	22	19	16
3. Yoke, rattle or triangle (bone-in)	28	27	26	24	13	12	11
4. Yoke, rattle or triangle (boneless)	42	41	40	37	19	17	15
5. Chuck or shoulder (square cut) (bone-in)	36	35	35	33	17	16	14
6. Chuck or shoulder (cross cut) (bone-in)	29	28	28	26	14	13	11
7. Loin	60	57	51	46	33	30	27
8. Rib	48	45	42	38	22	19	16
9. Boneless lamb shoulder roll				36			
XIII. Stews and other cuts:							
1. Breast and flank	21	20	18	17	10	9	8
2. Neck (bone-in)	21	20	18	17	10	9	8
3. Neck (boneless)	33	33	33	33	20	20	20
4. Shank (bone-in)	21	20	18	17	10	9	8
5. Patties (ground meat)	33	33	33	33	20	20	20
6. Neck bones				7			7
XIV. Kidneys	28	28	28	28	15	15	15
XV. Wholesale cuts:							
1. Leg	35	33	31	28	20	19	17
2. Loin	35	32	26	22	17	15	13
3. Hotel rack	38	35	31	26	18	16	14
4. Yoke	22	22	21	20	11	10	9

(q) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 South*—Continued.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XIII. Stews and other cuts:							
1. Breast and flank	22	21	19	18	11	10	8
2. Neck (bone-in)	22	21	19	18	11	10	8
3. Neck (boneless)	35	35	35	35	21	21	21
4. Shank (bone-in)	22	21	19	18	11	10	8
5. Patties (ground meat)	35	35	35	35	21	21	21
6. Neckbones				8			8
XIV. Kidneys	29	29	29	29	16	16	16
XV. Wholesale cuts:							
1. Leg	35	34	32	29	21	19	18
2. Loin	35	32	27	23	17	15	14
3. Hotel rack	39	36	31	26	18	16	14
4. Yoke	23	22	22	20	11	10	9

26. In section 22 (r) the table of prices for "Lamb and Mutton" is amended to read as follows:

(r) *Retail ceiling prices for beef, veal, lamb and mutton—fresh cured and frozen—Zone 8 South.*

[For stores in groups 3 and 4 as provided in maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	58	55	49	44	32	29	26
2. Rib chops	46	43	40	36	21	18	15
3. Leg or sirloin chops	46	43	40	36	21	18	15
4. Shoulder chops, blade or arm chops	39	37	35	32	18	16	14
XII. Roasts:							
1. Leg (whole, half, or short cut)	40	37	35	31	22	20	18
2. Sirloin roast (bone-in)	46	43	40	36	21	18	15
3. Yoke, rattle or triangle (bone-in)	27	26	25	23	13	12	11
4. Yoke, rattle or triangle (boneless)	40	39	38	36	18	16	14
5. Chuck or shoulder (square cut) (bone-in)	35	34	34	32	16	15	13
6. Chuck or shoulder (cross cut) (bone-in)	28	27	27	25	14	12	11
7. Loin	58	55	49	44	32	29	26
8. Rib	46	43	40	36	21	18	15
9. Boneless lamb shoulder roll				35			
XIII. Stews and other cuts:							
1. Breast and flank	20	19	17	16	10	9	8
2. Neck (bone-in)	20	19	17	16	10	9	8
3. Neck (boneless)	32	32	32	32	19	19	19
4. Shank (bone-in)	20	19	17	16	10	9	8
5. Patties (ground meat)	32	32	32	32	19	19	19
6. Neckbones							7
XIV. Kidneys	27	27	27	27	14	14	14
XV. Wholesale cuts:							
1. Leg	34	32	30	27	19	18	16
2. Loin	34	31	25	21	16	14	13
3. Hotel rack	37	34	30	25	17	15	13
4. Yoke	21	21	20	19	11	10	9

27. In section 22 (r) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 South.*

[For stores in Groups 3B and 4B as provided in amendment 12 to Maximum Price Regulation No. 355, effective Oct. 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	58	55	49	44	32	29	26
2. Rib chops	46	43	40	36	21	18	15
3. Leg or sirloin chops	46	43	40	36	21	18	15
4. Shoulder chops, blade or arm chops	39	37	35	32	18	16	14
XII. Roasts:							
1. Leg (whole, half, or short cut)	40	37	35	31	22	20	18
2. Sirloin roast (bone-in)	46	43	40	36	21	18	15
3. Yoke, rattle or triangle (bone-in)	27	26	25	23	13	12	11
4. Yoke, rattle or triangle (boneless)	40	39	38	36	18	16	14
5. Chuck or shoulder (square cut) (bone in)	35	34	34	32	16	15	13
6. Chuck or shoulder (cross cut) (bone-in)	28	27	27	25	14	12	11
7. Loin	58	55	49	44	32	29	26
8. Rib	46	43	40	36	21	18	15
9. Boneless lamb shoulder roll				35			
XIII. Stews and other cuts:							
1. Breast and flank	20	19	17	16	10	9	8
2. Neck (bone-in)	20	19	17	16	10	9	8
3. Neck (boneless)	32	32	32	32	19	19	19
4. Shank (bone-in)	20	19	17	16	10	9	8
5. Patties (ground meat)	32	32	32	32	19	19	19
6. Neckbones							7
XIV. Kidneys	27	27	27	27	14	14	14
XV. Wholesale cuts:							
1. Leg	34	32	30	27	19	18	16
2. Loin	34	31	25	21	16	14	13
3. Hotel rack	37	34	30	25	17	15	13
4. Yoke	21	21	20	19	11	10	9

28. In section 22 (s) the table of prices for "Lamb and Mutton" is amended to read as follows:

(s) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North.*

[For stores in groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	64	61	55	49	36	33	31
2. Rib chops	51	49	45	41	24	22	19
3. Leg or sirloin chops	51	49	45	41	24	22	19
4. Shoulder chops, blade or arm chops	45	42	39	36	21	19	17
XII. Roasts:							
1. Leg (whole, half, or short cut)	45	42	39	35	25	23	22
2. Sirloin roast (bone-in)	51	49	45	41	24	22	19

(s) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North*—Continued.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice or Good	M or Commercial	R or Utility and Culls
XII. Roasts—Con.							
3. Yoke, rattle or triangle (bone-in)	30	30	29	27	16	14	13
4. Yoke, rattle or triangle (boneless)	45	44	43	40	22	20	17
5. Chuck or shoulder (square cut) (bone-in)	39	39	39	36	20	18	16
6. Chuck or shoulder, (cross cut) (bone-in)	32	31	31	29	16	15	13
7. Loin	64	61	55	49	36	33	31
8. Rib	51	49	45	41	24	22	19
9. Boneless lamb shoulder roll				39			
XIII. Stews and other cuts:							
1. Breast and flank	23	22	20	19	12	11	10
2. Neck (bone-in)	23	22	20	19	12	11	10
3. Neck (boneless)	36	36	36	36	22	22	22
4. Shank (bone-in)	23	22	20	19	12	11	10
5. Patties (ground meat)	36	36	36	36	22	22	22
6. Neckbones				8			8
XIV. Kidneys	31	31	31	31	18	18	18
XV. Wholesale cuts:							
1. Leg	36	34	32	30	21	20	19
2. Loin	36	33	28	24	18	16	15
3. Hotel rack	40	37	32	27	19	17	15
4. Yoke	24	23	23	21	12	11	10

29. In section 22 (t) the table of prices for "Lamb and Mutton" is amended to read as follows:

(t) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North.*

[For stores in groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	61	58	53	47	34	31	29
2. Rib chops	49	46	43	39	28	26	17
3. Leg or sirloin chops	49	46	43	39	23	20	17
4. Shoulder chops, blade or arm chops	42	40	37	34	20	18	15
XII. Roasts:							
1. Leg (whole, half, or short cut)	43	40	37	33	24	22	20
2. Sirloin roast (bone-in)	49	46	43	39	23	20	17
3. Yoke, rattle or triangle (bone-in)	29	28	27	25	15	13	12
4. Yoke, rattle or triangle (boneless)	43	42	41	38	20	18	16
5. Chuck or shoulder (square cut) (bone-in)	37	37	37	34	19	17	15
6. Chuck or shoulder (cross cut) (bone-in)	30	29	29	27	18	14	12
7. Loin	61	58	53	47	34	31	29
8. Rib	49	46	43	39	23	20	17
9. Boneless lamb shoulder roll				37			

(t) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North*—Continued.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XIII. Stews and other cuts:							
1. Breast and flank	22	21	19	18	11	10	9
2. Neck (bone-in)	22	21	19	18	11	10	9
3. Neck (boneless)	24	24	24	24	21	21	21
4. Shank (bone-in)	22	21	19	18	11	10	9
5. Patties (ground meat)	34	34	34	34	21	21	21
6. Neckbones				8			8
XIV. Kidneys	29	29	29	29	16	16	16
XV. Wholesale cuts:							
1. Leg	35	34	32	29	21	20	18
2. Loin	26	33	27	23	18	16	14
3. Hotel rack	30	26	31	26	19	17	15
4. Yoke	23	23	22	21	12	11	10

30. In section 22 (t) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North.*

[For stores in groups 3B and 4B as provided in amendment 12 to Maximum Price Regulation No. 355, effective Oct. 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	59	56	51	45	33	30	28
2. Rib chops	47	44	41	37	22	19	16
3. Leg or sirloin chops	47	44	41	37	22	19	16
4. Shoulder chops, blade or arm chops	40	38	36	33	19	17	14
XII. Roasts:							
1. Leg (whole, half, or short cut)	41	38	36	32	23	21	19
2. Sirloin roast (bone-in)	47	44	41	37	22	19	16
3. Yoke, rattle or triangle (bone-in)	28	27	26	24	14	13	12
4. Yoke, rattle or triangle (boneless)	41	40	39	36	19	17	15
5. Chuck or shoulder, (square cut) (bone-in)	36	36	36	33	18	16	14
6. Chuck or shoulder, (cross cut) (bone-in)	29	28	28	26	14	13	12
7. Loin	59	56	51	45	33	30	28
8. Rib	47	44	41	37	22	19	16
9. Boneless lamb shoulder roll				36			
XIII. Stews and other cuts:							
1. Breast and flank	21	20	18	17	11	10	9
2. Neck (bone-in)	21	20	18	17	11	10	9
3. Neck (boneless)	33	33	33	33	20	20	20
4. Shank (bone-in)	21	20	18	17	11	10	9
5. Patties (ground meat)	33	33	33	33	20	20	20
6. Neckbones				8			8
XIV. Kidneys	28	28	28	28	15	15	15
XV. Wholesale cuts:							
1. Leg	34	33	31	28	20	19	17
2. Loin	35	32	26	22	17	15	14
3. Hotel rack	38	35	30	25	18	16	14
4. Yoke	22	22	21	20	12	11	10

31. In section 22 (u) the table of prices for "Lamb and Mutton" is amended to read as follows:

(u) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 South.*

[For stores in groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	64	60	55	49	35	32	30
2. Rib chops	51	48	44	40	24	21	18
3. Leg or sirloin chops	51	48	44	40	24	21	18
4. Shoulder chops, blade or arm chops	44	41	39	35	21	18	16
XII. Roasts:							
1. Leg (whole, half, or short cut)	44	42	38	34	24	23	21
2. Sirloin roast (bone-in)	51	48	44	40	24	21	18
3. Yoke, rattle or triangle (bone-in)	29	29	28	26	15	13	12
4. Yoke, rattle or triangle (boneless)	45	43	42	39	21	19	17
5. Chuck or shoulder (square cut) (bone-in)	38	38	38	36	19	17	15
6. Chuck or shoulder (cross cut) (bone-in)	31	30	30	28	16	14	13
7. Loin	64	60	55	49	35	32	30
8. Rib	51	48	44	40	24	21	18
9. Boneless lamb shoulder roll				39			
XIII. Stews and other cuts:							
1. Breast and flank	22	21	20	18	11	10	9
2. Neck (bone-in)	22	21	20	18	11	10	9
3. Neck (boneless)	35	35	35	35	21	21	21
4. Shank (bone-in)	22	21	20	18	11	10	9
5. Patties (ground meat)	35	35	35	35	21	21	21
6. Neckbones				8			8
XIV. Kidneys	30	30	30	30	17	17	17
XV. Wholesale cuts:							
1. Leg	35	34	32	29	21	19	18
2. Loin	36	32	27	23	17	16	14
3. Hotel rack	39	36	31	26	19	16	15
4. York	23	23	22	21	12	11	9

32. In section 22 (v) the table of prices for "Lamb and Mutton" is amended to read as follows:

(v) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 South.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355 effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	61	57	52	46	33	30	28
2. Rib chops	48	45	42	38	22	19	17
3. Leg or sirloin chops	48	45	42	38	22	19	17
4. Shoulder chops, blade or arm chops	42	39	37	33	19	17	15
XII. Roasts:							
1. Leg (whole, half, or short cut)	42	39	36	32	23	21	19
2. Sirloin roast (bone-in)	48	45	42	38	22	19	17

(v) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 South*—Continued.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice or Good	M or Commercial	R or Utility and Culls
XII. Roasts—Con.							
3. Yoke, rattle or triangle (bone in)	28	27	27	25	14	12	11
4. Yoke, rattle or triangle (boneless)	42	41	40	37	20	18	15
5. Chuck or shoulder (square cut) (bone-in)	36	36	36	34	18	16	14
6. Chuck or shoulder (cross cut) (bone-in)	27	27	27	27	14	14	14
7. Loin	29	29	28	26	15	13	12
8. Rib	61	57	52	46	33	30	28
9. Boneless lamb shoulder roll	48	45	42	38	22	19	17
XIII. Stews and other cuts:							
1. Breast and flank	21	20	19	17	10	9	8
2. Neck (bone-in)	21	20	19	17	10	9	8
3. Neck (boneless)	33	33	33	33	20	20	20
4. Shank (bone-in)	21	20	19	17	10	9	8
5. Patties (ground meat)	33	33	33	33	20	20	20
6. Neck bones				7			7
XIV. Kidneys	28	28	28	28	15	15	15
XV. Wholesale cuts:							
1. Leg	35	33	31	29	20	19	18
2. Loin	35	32	27	23	17	15	14
3. Hotel rack	39	36	31	26	18	16	14
4. Yoke	23	22	22	20	11	10	9

33. In section 22 (v) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 South.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	59	55	50	44	32	29	27
2. Rib chops	46	43	40	37	21	18	16
3. Leg or sirloin chops	46	43	40	37	21	18	16
4. Shoulder chops, blade or arm chops	40	38	36	32	18	16	14
XII. Roasts:							
1. Leg (whole, half or short cut)	40	38	35	31	22	20	18
2. Sirloin roast (bone-in)	46	43	40	37	21	18	16
3. Yoke, rattle, or triangle (bone-in)	27	26	26	24	13	12	11
4. Yoke, rattle or triangle (boneless)	40	39	38	36	19	17	14
5. Chuck or shoulder (square cut) (bone-in)	35	35	35	33	17	15	13
6. Chuck or shoulder (cross cut) (bone-in)	28	28	27	25	14	13	12
7. Loin	59	55	50	44	32	29	27
8. Rib	46	43	40	37	21	18	16
9. Boneless lamb shoulder roll				35			

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 South*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XIII. Stews and other cuts:							
1. Breast and flank	20	19	18	16	10	9	8
2. Neck (bone-in)	20	19	18	16	10	9	8
3. Neck (boneless)	32	32	32	32	19	19	19
4. Shank (bone-in)	20	19	18	16	10	9	8
5. Patties (ground meat)	32	32	32	32	19	19	19
6. Neck bones				7			7
XIV. Kidneys	27	27	27	27	14	14	14
XV. Wholesale cuts:							
1. Leg	34	32	30	28	19	18	17
2. Loin	34	31	26	22	16	14	13
3. Hotel rack	34	35	30	25	17	15	13
4. Yoke	22	21	21	19	11	10	9

34. In section 22 (w) the table of prices for "Lamb and Mutton" is amended to read as follows:

(w) *Retail ceiling prices for beef, veal, lamb, and mutton—fresh, cured and frozen—Zone 10.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulations No. 355, effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	64	60	55	49	35	32	30
2. Rib chops	51	48	45	41	24	21	18
3. Leg or sirloin chops	51	48	45	41	24	21	18
4. Shoulder chops, blade or arm chops	44	42	39	36	21	19	16
XII. Roasts:							
1. Leg (whole, half or short cuts)	44	42	38	34	23	23	21
2. Sirloin roast (bone-in)	51	48	45	41	24	21	18
3. Yoke, rattle or triangle (bone-in)	30	29	28	27	15	14	12
4. Yoke, rattle or triangle (boneless)	45	44	43	40	22	19	17
5. Chuck or shoulder, (square cut) (bone-in)	39	38	38	36	20	18	16
6. Chuck or shoulder (cross cut) (bone-in)	31	31	30	28	16	15	13
7. Loin	64	60	55	49	35	33	30
8. Rib	51	48	45	41	24	21	18
9. Boneless lamb shoulder roll				39			
XIII. Stews and other cuts:							
1. Breast and flank	23	21	20	18	12	10	9
2. Neck (bone-in)	23	21	20	18	12	10	9
3. Neck (boneless)	36	36	36	36	22	22	22
4. Shank (bone-in)	23	21	20	18	12	10	9
5. Patties (ground meat)	36	36	36	36	22	22	22
6. Neckbones				8			8
XIV. Kidneys	30	30	30	30	17	17	17
XV. Wholesale cuts:							
1. Leg	36	34	32	29	21	20	18
2. Loin	36	33	27	23	18	16	14
3. Hotel rack	39	36	32	27	19	17	15
4. Yoke	23	23	22	21	12	11	10

35. In section 22 (x) the table of prices for "Lamb and Mutton" is amended to read as follows:

(x) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 10.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355 effective June 21, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steaks and chops:							
1. Loin chops	61	57	52	46	33	31	28
2. Rib chops	48	46	42	39	22	20	17
3. Leg or sirloin chops	48	46	42	39	22	20	17
4. Shoulder chops, blade or arm chops	42	40	37	34	20	17	15
XII. Roasts:							
1. Leg (whole, half, or short cut)	42	40	36	32	23	22	20
2. Sirloin roast (bone-in)	48	46	42	39	22	20	17
3. Yoke, rattle, or triangle (bone-in)	28	27	27	25	14	13	11
4. Yoke, rattle, or triangle (boneless)	43	41	40	37	20	18	16
5. Chuck or shoulder (square cut) (bone-in)	37	36	36	34	18	16	14
6. Chuck or shoulder (cross cut) (bone-in)	30	29	29	27	15	13	12
7. Loin	61	57	52	46	33	31	28
8. Rib	48	46	42	39	22	20	17
9. Boneless lamb shoulder roll				37			
XIII. Stews and other cuts:							
1. Breast and flank	21	20	19	17	11	10	9
2. Neck (bone-in)	21	20	19	17	11	10	9
3. Neck (boneless)	34	34	34	34	21	21	21
4. Shank (bone-in)	21	20	19	17	11	10	9
5. Patties (ground meat)	34	34	34	34	21	21	21
6. Neckbones				8			8
XIV. Kidneys	29	29	29	29	16	16	16
XV. Wholesale cuts:							
1. Leg	35	34	32	29	21	19	18
2. Loin	35	32	27	23	17	16	14
3. Hotel rack	39	36	31	26	18	16	14
4. Yoke	23	22	22	20	12	10	9

36. In section 22 (x) (1) the table of prices for "Lamb and Mutton" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 10.*

[For stores in groups 3B and 4B as provided in amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XI. Steak and chops:							
1. Loin chops	59	55	50	44	32	30	27
2. Rib chops	46	44	40	37	21	19	16
3. Leg or sirloin chops	46	44	40	37	21	19	16
4. Shoulder chops, blade or arm chops	40	38	36	33	19	16	14
XII. Roasts:							
1. Leg (whole, half or short cut)	40	38	35	31	22	21	19
2. Sirloin roast (bone-in)	46	44	40	37	21	19	16

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 10*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutls
XII. Roasts—Con.							
3. Yoke, rattle or triangle (bone-in)	27	26	26	24	13	12	11
4. Yoke, rattle or triangle (boneless)	41	39	38	36	19	17	15
5. Chuck or shoulder (square cut) (boneless)	36	35	35	33	17	15	14
6. Chuck or shoulder (cross cut) (boneless)	29	28	28	26	14	13	12
7. Loin	59	55	50	44	32	30	27
8. Rib	46	44	40	37	21	19	16
9. Boneless lamb shoulder roll				35			
XIII. Stews and other cuts:							
1. Breast and flank	20	19	18	16	11	10	9
2. Neck (bone-in)	20	19	18	16	11	10	9
3. Neck (boneless)	33	33	33	33	20	20	20
4. Shank (bone-in)	20	19	18	16	11	10	9
5. Patties (ground meat)	33	33	33	33	20	20	20
6. Neckbones				8			8
XIV. Kidneys	28	28	28	28	15	15	15
XV. Wholesale cuts:							
1. Leg	34	33	31	28	20	18	17
2. Loin	34	31	26	22	16	15	13
3. Hotel rack	37	35	30	25	18	15	14
4. Yoke	22	21	21	19	12	10	9

37. In section 30 (a) the table of prices for "Lamb and Mutton" is amended to read as follows:

(a) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 1.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutls
X. Steaks and chops:							
1. Loin chops	52	49	45	40	29	26	24
2. Rib chops	41	39	36	33	19	17	15
3. Leg or sirloin chops	41	39	36	33	20	17	15
4. Shoulder chops (blade or arm chops)	36	34	32	29	17	15	13
XI. Roasts:							
1. Leg (whole, half, or short cut)	36	34	31	28	20	19	17
2. Sirloin roast (bone-in)	41	39	36	33	20	17	15
3. Yoke, rattle, triangle (bone-in)	24	24	23	22	12	11	10
4. Yoke, rattle, triangle (boneless)	36	35	34	32	17	15	14
5. Chuck or shoulder (square cut) (boneless)	32	32	31	29	15	14	13
6. Chuck or shoulder (cross cut) (boneless)	26	25	24	23	13	12	11
7. Loin	52	49	45	40	29	26	24
8. Rib	41	39	36	33	19	17	15
9. Boneless lamb shoulder roll				32			

(a) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 1*—Continued.

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutls
XII. Stews and other cuts:							
1. Breast and flank	18	17	16	15	9	9	8
2. Neck (bone-in)	21	20	19	17	11	10	9
3. Neck (boneless)	29	29	29	29	18	18	18
4. Shank (bone-in)	18	18	16	15	10	9	8
5. Patties (ground meat)	30	30	30	30	19	19	19
6. Neck bones				8			8
XIII. Wholesale cuts:							
1. Leg	32	31	29	27	19	18	17
2. Loin	33	30	25	21	16	15	13
3. Hotel rack	36	33	29	24	17	15	13
4. Yoke	21	21	20	19	11	10	9

38. In section 30 (b) the table of prices for "Lamb and Mutton" is amended to read as follows:

(b) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 2.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutls
X. Steaks and chops:							
1. Loin chops	49	46	42	37	26	24	22
2. Rib chops	39	36	34	31	17	15	12
3. Leg or sirloin chops	39	36	34	31	17	15	12
4. Shoulder chops (blade or arm chops)	33	31	29	26	15	13	11
XI. Roasts:							
1. Leg (whole, half, or short cut)	33	31	28	25	18	16	15
2. Sirloin roast (bone-in)	39	36	34	31	17	15	13
3. Yoke, rattle, triangle (bone-in)	22	21	21	19	10	9	8
4. Yoke, rattle or triangle (boneless)	33	33	32	27	15	13	11
5. Chuck or shoulder, (square cut) (bone-in)	29	29	29	27	13	12	10
6. Chuck or shoulder (cross cut) (bone-in)	23	23	22	21	11	9	8
7. Loin	49	46	42	38	26	24	22
8. Rib	39	36	34	31	17	15	12
9. Boneless lamb shoulder roll				30			
XII. Stews and other cuts:							
1. Breast and flank	16	15	14	13	7	6	5
2. Neck (bone-in)	19	18	16	15	8	7	6
3. Neck (boneless)	27	27	27	27	16	16	16
4. Shank (bone-in)	16	15	14	13	7	6	5
5. Patties (ground meat)	27	27	27	27	16	16	16
6. Neck bones				6			6
XIII. Wholesale cuts:							
1. Leg	31	29	28	25	18	16	15
2. Loin	31	28	23	20	14	13	11
3. Hotel rack	34	31	27	23	15	14	12
4. Yoke	20	19	19	17	9	8	7

39. In section 30 (c) the table of prices for "Lamb and Mutton" is amended to read as follows:

(c) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 3.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutls
X. Steaks and chops:							
1. Loin chops	49	46	42	37	26	24	22
2. Rib chops	39	36	34	31	17	15	12
3. Leg or sirloin chops	39	36	34	31	17	15	12
4. Shoulder chops (blade or arm chops)	33	31	29	26	15	13	11
XI. Roasts:							
1. Leg (whole, half, or short cut)	33	31	28	25	18	16	15
2. Sirloin roast (bone-in)	39	36	34	31	17	15	13
3. Yoke, rattle, triangle (bone-in)	22	21	21	19	10	9	8
4. Yoke, rattle, triangle (boneless)	33	33	32	27	15	13	11
5. Chuck or shoulder (square cut) (bone-in)	29	29	29	27	13	12	10
6. Chuck or shoulder (cross cut) (bone-in)	23	23	22	21	11	9	8
7. Loin	49	46	42	38	26	24	22
8. Rib	39	36	34	31	17	15	12
9. Boneless lamb shoulder roll				30			
XII. Stews and other cuts:							
1. Breast and flank	16	15	14	13	7	6	5
2. Neck (bone-in)	19	18	16	15	8	7	6
3. Neck (boneless)	27	27	27	27	16	16	16
4. Shank (bone-in)	16	15	14	13	7	6	5
5. Patties (ground meat)	27	27	27	27	16	16	16
6. Neck bones				6			6
XIII. Wholesale cuts:							
1. Leg	31	29	28	25	18	16	15
2. Loin	31	28	23	20	14	13	11
3. Hotel rack	34	31	27	23	15	14	12
4. Yoke	20	19	19	17	9	8	7

40. In section 30 (d) the table of prices for "Lamb and Mutton" is amended to read as follows:

(d) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 4.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutls
X. Steaks and chops:							
1. Loin chops	49	46	42	37	26	24	22
2. Rib chops	39	36	34	31	17	15	12
3. Leg or sirloin chops	39	36	34	31	17	15	12
4. Shoulder chops (blade or arm chops)	33	31	29	26	15	13	11
XI. Roasts:							
1. Leg (whole, half, or short cut)	33	31	28	25	18	16	15
2. Sirloin roast (bone-in)	39	36	34	31	17	15	13
3. Yoke, rattle, triangle (bone-in)	22	21	21	19	10	9	8
4. Yoke, rattle, triangle (boneless)	33	33	32	29	15	13	11
5. Chuck or shoulder (square cut) (bone-in)	29	29	29	27	13	12	10
6. Chuck or shoulder (cross cut) (bone-in)	23	23	22	21	11	9	8
7. Loin	49	46	42	38	26	24	22
8. Rib	39	36	34	31	17	15	12
9. Boneless lamb shoulder roll				30			
XII. Stews and other cuts:							
1. Breast and flank	16	15	14	13	7	6	5
2. Neck (bone-in)	19	18	16	15	8	7	6
3. Neck (boneless)	27	27	27	27	16	16	16
4. Shank (bone-in)	16	15	14	13	7	6	5
5. Patties (ground meat)	27	27	27	27	16	16	16
6. Neck bones				6			6
XIII. Wholesale cuts:							
1. Leg	31	29	28	25	18	16	15
2. Loin	31	28	23	20	14	13	11
3. Hotel rack	34	31	27	23	15	14	12
4. Yoke	20	19	19	17	9	8	7
XI. Roasts:							
1. Leg (whole, half, or short cut)	33	31	28	25	18	16	15
2. Sirloin roast (bone-in)	39	36	34	31	17	15	13

(d) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 4*—Continued.

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutls
XII. Roasts—Con.							
3. Yoke, rattle, triangle (bone-in)	22	21	21	19	10	9	8
4. Yoke, rattle, triangle (boneless)	33	33	32	29	15	13	11
5. Chuck or shoulder (square cut) (boneless)	29	29	29	27	13	12	10
6. Chuck or shoulder (cross cut) (boneless)	23	23	22	21	11	9	8
7. Loin	49	46	42	38	26	24	22
8. Rib	39	36	34	31	17	15	12
9. Boneless lamb shoulder roll				30			
XII. Stews and other cuts:							
1. Breast and flank	16	15	14	13	7	6	5
2. Neck (bone-in)	19	18	16	15	8	7	6
3. Neck (boneless)	27	27	27	27	16	16	16
4. Shank (bone-in)	16	15	14	13	7	6	5
5. Patties (ground meat)	27	27	27	27	16	16	16
6. Neckbones				6			6
XIII. Wholesale cuts:							
1. Leg	31	29	28	25	18	16	15
2. Loin	31	28	23	20	14	13	11
3. Hotel rack	34	31	27	23	15	14	12
4. Yoke	20	19	19	17	9	8	7

41. In section 30 (e) the table of prices for "Lamb and Mutton" is amended to read as follows:

(e) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 5.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutls
X. Steaks and chops:							
1. Loin chops	50	47	43	38	27	25	23
2. Rib chops	39	37	34	31	18	16	13
3. Leg or sirloin chops	40	37	35	31	18	16	13
4. Shoulder chops (blade or arm chops)	34	32	30	27	15	14	12
XI. Roasts:							
1. Leg (whole, half, or short cut)	34	32	29	26	18	17	16
2. Sirloin roast (bone-in)	40	37	35	31	18	16	13
3. Yoke, rattle, triangle (bone-in)	23	22	21	20	11	10	9
4. Yoke, rattle, triangle (boneless)	34	33	32	30	16	14	12
5. Chuck or shoulder (square cut) (boneless)	30	30	30	28	14	12	11
6. Chuck or shoulder (cross cut) (boneless)	24	23	23	21	11	10	9
7. Loin	50	47	43	38	27	25	23
8. Rib	39	37	34	31	18	16	13
9. Boneless lamb shoulder roll				31			

(e) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 5*—Continued.

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutls
XII. Stews and other cuts:							
1. Breast and flank	17	16	15	13	8	7	6
2. Neck (bone-in)	20	18	17	16	9	8	7
3. Neck (boneless)	28	28	28	28	17	17	17
4. Shank (bone-in)	17	16	15	13	8	7	6
5. Patties (ground meat)	28	28	28	28	17	17	17
6. Neck bones				7			7
XIII. Wholesale cuts:							
1. Leg	31	30	28	25	18	17	15
2. Loin	32	29	24	20	15	13	12
3. Hotel rack	35	32	28	23	16	14	12
4. Yoke	20	20	19	18	10	9	8

42. In section 30 (f) the table of prices for "Lamb and Mutton" is amended to read as follows:

(f) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 6.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutls
X. Steaks and chops:							
1. Loin chops	51	48	43	39	27	25	23
2. Rib chops	40	38	35	32	18	16	14
3. Leg or sirloin chops	40	38	35	32	18	16	14
4. Shoulder chops (blade or arm chops)	35	33	30	28	16	14	12
XI. Roasts:							
1. Leg (whole, half or short cut)	35	33	30	27	19	18	16
2. Sirloin roast (bone-in)	40	38	35	32	18	16	14
3. Yoke, rattle, triangle (bone-in)	22	22	22	20	11	10	9
4. Yoke, rattle, triangle (boneless)	35	34	33	30	16	14	12
5. Chuck or shoulder (square cut) (boneless)	31	30	30	28	14	13	11
6. Chuck or shoulder (cross cut) (boneless)	24	24	23	22	12	11	9
7. Loin	51	48	43	39	27	25	23
8. Rib	40	38	35	32	18	16	14
9. Boneless lamb shoulder roll				31			
XII. Stews and other cuts:							
1. Breast and flank	17	16	15	14	8	7	6
2. Neck (bone-in)	20	19	18	16	10	8	7
3. Neck (boneless)	28	28	28	28	17	17	17
4. Shank (bone-in)	17	16	15	14	8	8	7
5. Patties (ground meat)	28	28	28	28	17	17	17
6. Neck bones				7			7
XIII. Wholesale cuts:							
1. Leg	32	30	28	26	18	17	16
2. Loin	32	29	24	20	15	14	12
3. Hotel rack	35	32	28	23	16	14	13
4. Yoke	20	20	19	18	10	9	8

43. In section 30 (g) the table of prices for "Lamb and Mutton" is amended to read as follows:

(g) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 7.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Cutls
X. Steaks and chops:							
1. Loin chops	51	48	44	36	28	26	23
2. Rib chops	40	38	35	32	19	16	14
3. Leg or sirloin chops	40	38	35	32	19	16	14
4. Shoulder chops (blade or arm chops)	35	33	31	28	16	14	12
XI. Roasts:							
1. Leg (whole, half or short cut)	35	33	30	27	19	18	16
2. Sirloin roast (bone-in)	40	38	35	32	19	16	14
3. Yoke, rattle, triangle (bone-in)	23	23	22	21	12	11	9
4. Yoke, rattle, triangle (boneless)	35	34	33	31	16	15	13
5. Chuck or shoulder (square cut) (boneless)	31	31	30	28	15	13	12
6. Chuck or shoulder (cross cut) (boneless)	25	24	24	22	12	11	10
7. Loin	51	48	44	36	28	26	23
8. Rib	40	38	35	32	19	16	14
9. Boneless lamb shoulder roll				31			
XII. Stews and other cuts:							
1. Breast and flank	17	16	15	14	9	8	7
2. Neck (bone-in)	20	19	18	16	10	9	8
3. Neck (boneless)	29	29	29	29	18	18	18
4. Shank (bone-in)	18	17	16	14	9	8	7
5. Patties (ground meat)	29	29	29	29	18	18	18
6. Neck bone				8			8
XIII. Wholesale cuts:							
1. Leg	32	30	29	26	19	17	16
2. Loin	32	29	24	21	16	14	12
3. Hotel rack	35	33	28	24	17	15	13
4. Yoke	21	20	20	18	10	9	8

44. In section 30 (h) the table of prices for "Lamb and Mutton" is amended to read as follows:

(h) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 8 North.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and cutls
X. Steaks and chops:							
1. Loin chops	52	49	45	40	29	26	24
2. Rib chops	41	39	36	33	19	17	15
3. Leg or sirloin chops	41	39	36	33	20	17	15
4. Shoulder chops (blade or arm chops)	36	34	32	29	17	15	13
XI. Roasts:							
1. Leg (whole, half or short cut)	36	34	31	28	20	19	17
2. Sirloin roast (bone-in)	41	39	36	33	20	17	15

(h) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 8 North*—Continued.

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S. or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XII. Roasts—Con.							
3. Yoke, rattle, triangle (bone-in)	24	24	23	22	12	11	10
4. Yoke, rattle, triangle (boneless)	36	35	34	32	17	15	14
5. Chuck or shoulder (square cut) (bone-in)	32	32	31	29	15	14	13
6. Chuck or shoulder (cross cut) (bone-in)	26	25	24	23	13	12	11
7. Loin	52	49	45	40	29	26	24
8. Rib	41	39	36	33	19	17	15
9. Boneless lamb shoulder roll				32			
XII. Stews and other cuts:							
1. Breast and flank	18	17	16	15	9	9	8
2. Neck (bone-in)	21	20	19	17	11	10	9
3. Neck (boneless)	29	29	29	29	18	18	18
4. Shank (bone-in)	18	18	16	15	10	9	8
5. Patties (ground meat)	30	30	30	30	19	19	19
6. Neckbones				8			8
XIII. Wholesale cuts:							
1. Leg	32	31	29	27	19	18	17
2. Loin	33	30	25	21	16	15	13
3. Hotel rack	36	33	29	24	17	15	13
4. Yoke	21	21	20	19	11	10	9

45. In section 30 (i) the table of prices for "Lamb and Mutton" is amended to read as follows:

(i) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 8 South.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S. or Prime, Choice and Good	M or Commercial	R or Utility and Culls
X. Steaks and chops:							
1. Loin chops	52	49	44	39	28	26	24
2. Rib chops	41	38	36	33	19	17	14
3. Leg or sirloin chops	41	39	36	33	19	17	15
4. Shoulder chops (blade or arm chops)	35	33	31	28	17	15	13
XI. Roasts:							
1. Leg (whole, half, or short cut)	36	34	31	27	20	18	17
2. Sirloin roast (bone-in)	41	39	36	33	19	17	15
3. Yoke, rattle, triangle (bone-in)	24	24	23	21	12	11	10
4. Yoke, rattle, triangle (boneless)	35	35	34	31	17	15	13
5. Chuck or shoulder (square cut) (bone-in)	31	31	31	29	15	14	12
6. Chuck or shoulder (cross cut) (bone-in)	25	25	24	23	13	11	10
7. Loin	52	49	44	39	28	26	24
8. Rib	41	38	36	33	19	17	14
9 Boneless lamb shoulder roll				32			

(i) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 8 South*—Continued.

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S. or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XII. Stews and other cuts:							
1. Breast and flank	18	17	16	14	9	8	7
2. Neck (bone-in)	21	20	18	17	10	9	8
3. Neck (boneless)	29	29	29	29	18	18	18
4. Shank (bone-in)	18	17	16	15	9	8	8
5. Patties (ground meat)	29	29	29	29	18	18	18
6. Neck bones				8			8
XIII. Wholesale cuts:							
1. Leg	32	31	29	26	19	18	16
2. Loin	32	29	25	21	16	14	13
3. Hotel rack	36	33	28	24	17	15	13
4. Yoke	21	21	20	19	11	10	8

46. In section 30 (j) the table of prices for "Lamb and Mutton" is amended to read as follows:

(j) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 9 North.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S. or Prime, Choice and Good	M or Commercial	R or Utility and Culls
X. Steaks and chops:							
1. Loin chops	53	50	46	41	30	27	25
2. Rib chops	42	40	37	34	21	18	16
3. Leg or sirloin chops	42	40	37	34	21	18	16
4. Shoulder chops (blade or arm chops)	36	35	32	30	18	16	14
XI. Roasts:							
1. Leg (whole, half, or short cut)	37	35	32	29	21	20	18
2. Sirloin roast (bone-in)	42	40	37	34	21	18	16
3. Yoke, rattle, triangle, (bone-in)	25	24	24	22	13	12	11
4. Yoke, rattle, triangle (boneless)	37	36	35	32	18	16	14
5. Chuck or shoulder (square cut) (bone-in)	33	32	32	30	16	15	13
6. Chuck or shoulder (cross cut) (bone-in)	26	26	26	24	14	13	11
7. Loin	53	50	46	41	30	27	25
8. Rib	42	40	37	34	20	18	16
9. Boneless lamb shoulder roll				33			
XII. Stews and other cuts:							
1. Breast and flank	19	18	17	16	10	9	8
2. Neck (bone-in)	22	21	20	18	12	10	9
3. Neck (boneless)	30	30	30	30	19	19	19
4. Shank (bone-in)	19	18	17	16	11	10	9
5. Patties (ground meat)	31	31	31	31	20	20	20
6. Neck bones				9			9
XIII. Wholesale cuts:							
1. Leg	33	32	30	27	20	19	17
2. Loin	33	30	26	22	17	15	14
3. Hotel rack	36	34	29	25	18	16	14
4. Yoke	22	21	21	20	11	10	9

47. In section 30 (k) the table of prices for "Lamb and Mutton" is amended to read as follows:

(k) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 9 South.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S. or Prime, Choice and Good	M or Commercial	R or Utility and Culls
X. Steaks and chops:							
1. Loin chops	52	49	45	40	29	26	24
2. Rib chops	41	39	36	33	19	17	15
3. Leg or sirloin chops	41	39	36	33	20	17	15
4. Shoulder chops (blade or arm chops)	36	34	32	29	17	15	13
XI. Roasts:							
1. Leg (whole, half, or short cut)	36	34	31	28	20	19	17
2. Sirloin roast (bone-in)	41	39	36	33	20	17	15
3. Yoke, rattle, triangle, (bone-in)	24	24	23	22	12	11	10
4. Yoke, rattle, triangle (boneless)	36	35	34	32	17	15	14
5. Chuck or shoulder (square cut) (bone-in)	32	32	31	29	15	14	13
6. Chuck or shoulder (cross cut) (bone-in)	26	25	24	23	13	12	11
7. Loin	52	49	45	40	29	26	24
8. Rib	41	39	36	33	19	17	15
9. Boneless lamb shoulder roll				32			
XII. Stews and other cuts:							
1. Breast and flank	18	17	16	15	9	9	8
2. Neck (bone-in)	21	20	19	17	11	10	9
3. Neck (boneless)	29	29	29	29	18	18	18
4. Shank (bone-in)	18	18	16	15	10	9	8
5. Patties (ground meat)	30	30	30	30	19	19	19
6. Neck bones				8			8
XIII. Wholesale cuts:							
1. Leg	32	31	29	27	19	18	17
2. Loin	33	30	25	21	16	15	13
3. Hotel rack	36	33	29	24	17	15	13
4. Yoke	21	21	20	19	11	10	9

48. In section 30 (l) the table of prices for "Lamb and Mutton" is amended to read as follows:

(l) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 10.*

[For all stores permitted to make such sales]

[Cents per pound]

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S. or Prime, Choice and Good	M or Commercial	R or Utility and Culls
X. Steaks and chops:							
1. Loin chops	53	49	45	41	29	27	25
2. Rib chops	41	39	36	33	20	17	15
3. Leg or sirloin chops	42	39	37	34	20	18	16
4. Shoulder chops (blade or arm chops)	36	34	32	29	17	15	14
XI. Roasts:							
1. Leg (whole, half, or short cut)	36	34	31	28	21	19	18
2. Sirloin roast (bone-in)	42	39	37	34	20	18	16
3. Yoke, rattle, triangle (bone-in)	25	24	23	22	15	12	11
4. Yoke, rattle, triangle (boneless)	36	35	34	32	18	16	14
5. Chuck or shoulder (square cut) (bone-in)	32	32	32	30	16	14	13

Lamb and mutton	Grades						
	Lamb				Mutton		
	AA or Choice	A or Good	B or Commercial	C or Utility	S. or Prime, Choice and Good	M or Commercial	R or Utility and Culls
XII. Roasts—Con.							
6. Chuck or shoulder (cross cut) (bone-in)	26	25	25	23	13	12	11
7. Loin	53	49	45	40	29	25	25
8. Rib	41	39	36	33	20	17	15
9. Boneless lamb shoulder roll				32			
XII. Stews and other cuts:							
1. Breast and flank	19	18	17	15	10	9	8
2. Neck (bone-in)	21	20	19	18	11	10	9
3. Neck (boneless)	30	30	30	30	19	19	19
4. Shank (bone-in)	19	18	17	16	10	9	8
5. Patties (ground meat)	30	30	30	30	19	19	19
6. Neck bones				9			9
XIII. Wholesale cuts:							
1. Leg	33	31	30	27	20	18	17
2. Loin	33	30	25	22	16	15	13
3. Hotel rack	36	33	29	25	17	16	14
4. Yoke	22	21	21	19	11	10	9

This amendment shall become effective April 8, 1946.

Issued this 5th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5740; Filed, Apr. 5, 1946; 11:26 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 355,[1] Amdt. 35]

RETAIL CEILING PRICES FOR BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 355 is amended in the following respects:

1. In section 22 (a) the table of prices for "Veal" is amended to read as follows:

(a) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 1.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	50	47	41	36	32
2. Rib chops	44	43	39	36	29
3. Shoulder chops (arm and blade)	33	31	28	25	23
4. Round steak (cutlets)	52	48	43	38	35
5. Sirloin steaks or chops	41	39	36	32	29
VII. Roasts:					
1. Rump and sirloin (bone-in)	38	36	33	29	26
2. Rump and sirloin (boneless)	54	51	45	40	36
3. Leg	38	36	33	29	26
4. Leg—rump-off	38	36	33	29	26
5. Leg—shank-half	38	36	33	29	26
6. Leg—rump-half	38	36	33	29	26
7. Loin	50	47	41	36	32
VII. Roasts—Continued.					
8. Rib	44	43	39	36	29
9. Blade and arm	33	31	28	25	23
10. Round	52	48	43	38	35
11. Shoulder (bone-in) (square cut)	32	31	29	27	22
12. Shoulder (boneless) (square cut)	40	39	36	33	26
13. Boneless veal leg or round					34
14. Boneless veal sirloin strip					34
15. Veal tenderloin					34
16. Boneless veal regular rib roll					34
17. Boneless veal shoulder clod					33
18. Boned, rolled and tied veal roll					32
VIII. Stews and other cuts:					
1. Breast (bone-in)	24	23	22	20	17
2. Breast (boneless)	33	31	28	25	23
3. Flank meat	33	31	29	25	23
4. Neck (bone-in)	24	23	22	20	17
5. Neck (boneless)	33	31	28	25	23
6. Shank (bone-in) (hind and fore)	24	23	22	20	17
7. Shank and heel meat (boneless) (hind and fore)	33	31	28	25	23
8. Ground veal and patties	35	35	35	35	35
9. Neck bones					11
IX. Kidneys	34	34	34	34	34
X. Wholesale cuts:					
1. Hindquarters	30	28	25	22	20
2. Forequarters	24	24	22	20	16

2. In section 22 (b) the table of prices for "Veal" is amended to read as follows:

(b) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 1.*

[For stores in groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	47	44	39	34	31
2. Rib chops	41	40	37	34	27
3. Shoulder chops (arm and blade)	31	29	26	23	21
4. Round steak (cutlets)	49	46	41	36	33
5. Sirloin steaks or chops	40	37	34	30	28
VII. Roasts:					
1. Rump and sirloin (bone-in)	37	34	31	27	25
2. Rump and sirloin (boneless)	51	48	43	38	34
3. Leg	37	34	31	27	25
4. Leg—rump-off	37	34	31	27	25
5. Leg—shank-half	37	34	31	27	25
6. Leg—rump-half	37	34	31	27	25
7. Loin	47	44	39	34	30
8. Rib	41	40	37	34	27
9. Blade and arm	31	29	26	23	21
10. Round	49	46	41	36	33
11. Shoulder (bone-in) (square cut)	30	29	27	25	20
12. Shoulder (boneless) (square cut)	37	36	34	31	25
13. Boneless veal leg or round					32
14. Boneless veal sirloin strip					32
15. Veal tenderloin					32
16. Boneless veal regular rib roll					32
17. Boneless veal shoulder clod					31
18. Boned, rolled and tied veal roll					30
VIII. Stews and other cuts:					
1. Breast (bone-in)	23	22	21	19	15
2. Breast (boneless)	31	29	26	23	21
3. Flank meat	31	29	26	23	21
4. Neck (bone-in)	23	22	21	19	15
5. Neck (boneless)	31	29	26	23	21
6. Shank (bone-in) (hind and fore)	23	22	21	19	15
7. Shank and heel meat (boneless) (hind and fore)	31	29	26	23	21
8. Ground veal and patties	33	33	33	33	33
9. Neck bones					10
IX. Kidneys	32	32	32	32	32
X. Wholesale cuts:					
1. Hindquarters	30	28	25	22	20
2. Forequarters	24	23	22	20	16

3. In section 22 (b) (1) the table of prices for "Veal" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured, and frozen—Zone 1.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	45	42	38	33	30
2. Rib chops	39	38	36	33	26
3. Shoulder chops (arm and blade)	30	28	25	22	20
4. Round steak (cutlets)	47	44	39	35	32
5. Sirloin steaks or chops	38	36	33	29	27
VII. Roasts:					
1. Rump and sirloin (bone-in)	36	33	30	26	24
2. Rump and sirloin (boneless)	49	46	41	36	33
3. Leg	36	33	30	26	24
4. Leg—rump off	36	33	30	26	24
5. Leg—shank half	36	33	30	26	24
6. Leg—rump half	36	33	30	26	24
7. Loin	45	42	38	33	29
8. Rib	39	38	36	33	26
9. Blade and arm	30	28	25	22	20
10. Round	47	44	39	35	32
11. Shoulder (bone-in) (square cut)	29	28	26	24	19
12. Shoulder (boneless) (square cut)	36	35	33	30	24
13. Boneless veal leg or round					31
14. Boneless veal sirloin strip					31
15. Veal tenderloin					31
16. Boneless veal regular rib roll					31
17. Boneless veal shoulder clod					30
18. Boned, rolled and tied veal roll					28
VIII. Stews and other cuts:					
1. Breast (bone-in)	22	21	20	18	14
2. Breast (boneless)	30	28	25	22	20
3. Flank meat	30	28	25	22	20
4. Neck (bone-in)	22	21	20	18	14
5. Neck (boneless)	30	28	25	22	20
6. Shank (bone-in) (hind and fore)	22	21	20	18	14
7. Shank and heel meat (boneless) (hind and fore)	30	28	25	22	20
8. Ground veal and patties	32	32	32	32	32
9. Neck bones					9
IX. Kidneys	31	31	31	31	31
X. Wholesale cuts:					
1. Hindquarters	28	27	24	21	19
2. Forequarters	23	22	21	19	15

4. In section 22 (c) the table of prices for "Veal" is amended to read as follows:

(c) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	48	45	39	34	30
2. Rib chops	42	41	38	35	28
3. Shoulder chops (arm and blade)	31	29	26	23	21
4. Round steak (cutlets)	50	46	41	36	33
5. Sirloin steaks or chops	39	37	34	30	27
VII. Roasts:					
1. Rump and sirloin (bone-in)	36	34	31	27	24
2. Rump and sirloin (boneless)	52	49	43	38	34
3. Leg	36	34	31	27	24
4. Leg—rump off	36	34	31	27	24
5. Leg—shank half	36	34	31	27	24
6. Leg—rump half	36	34	31	27	24
7. Loin	48	45	39	34	30

(c) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2*—Continued.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued					
8. Rib	42	41	38	35	28
9. Blade and arm	31	29	26	23	21
10. Round	50	46	41	36	33
11. Shoulder (bone-in) (square cut)	30	30	27	25	20
12. Shoulder (boneless) (square cut)	38	37	34	31	25
13. Boneless veal leg or round					33
14. Boneless veal, sirloin strip					33
15. Veal tenderloin					33
16. Boneless veal, regular rib roll					33
17. Boneless veal, shoulder clod					32
18. Boned, rolled and tied veal roll					30
VIII. Stews and other cuts:					
1. Breast (bone-in)	22	22	20	19	15
2. Breast (boneless)	31	29	26	23	21
3. Flank meat	31	29	26	23	21
4. Neck (bone-in)	22	22	20	19	15
5. Neck (boneless)	31	29	26	23	21
6. Shank (bone-in) (hind and fore)	22	22	20	19	15
7. Shank and heel meat (boneless) (hind and fore)	31	29	26	23	21
8. Ground veal and patties	33	33	33	33	31
9. Neck bones					9
IX. Kidneys	32	32	32	32	32
X. Wholesale cuts:					
1. Hindquarters	29	27	24	21	19
2. Forequarters	23	23	21	19	15

5. In section 22 (d) the table of prices for "Veal" is amended to read as follows:

(d) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	45	42	37	32	28
2. Rib chops	40	39	36	33	26
3. Shoulder chops (arm and blade)	30	28	25	22	20
4. Round steak (cutlets)	47	44	39	34	31
5. Sirloin steaks or chops	38	36	32	28	26
VII. Roasts:					
1. Rump and sirloin (bone-in)	35	33	29	25	23
2. Rump and sirloin (boneless)	49	46	41	36	32
3. Leg	35	33	29	25	23
4. Leg—rump off	35	33	29	25	23
5. Leg—shank half	35	33	29	25	23
6. Leg—rump half	35	33	29	25	23
7. Loin	45	42	37	32	28
8. Rib	40	39	36	33	26
9. Blade and arm	30	28	25	22	20
10. Round	47	44	39	34	31
11. Shoulder (bone-in) (square cut)	29	28	26	23	19
12. Shoulder (boneless) (square cut)	36	35	32	29	23
13. Boneless veal leg or round					31
14. Boneless veal, sirloin strip					31
15. Veal tenderloin					31
16. Boneless veal, regular rib roll					31
17. Boneless veal, shoulder clod					30
18. Boned, rolled and tied veal roll					29

(d) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2*—Continued.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355 effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VIII. Stews and other cuts:					
1. Breast (bone-in)	21	21	19	17	14
2. Breast (boneless)	30	28	25	22	20
3. Flank meat	30	28	25	22	20
4. Neck (bone-in)	21	21	19	17	14
5. Neck (boneless)	30	28	25	22	20
6. Shank (bone-in) (hind and fore)	21	21	19	17	14
7. Shank and heel meat (boneless) (hind and fore)	30	28	25	22	20
8. Ground veal and patties	32	32	32	32	8
9. Neck bones					
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	28	26	24	21	19
2. Forequarters	23	22	20	19	15

6. In section 22 (d) (1) the table of prices for "Veal" is amended to read as follows:

(d) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 2.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	43	40	36	31	27
2. Rib chops	38	37	35	32	25
3. Shoulder chops (arm and blade)	29	27	24	21	19
4. Round steak (cutlets)	45	42	38	33	30
5. Sirloin steaks or chops	36	35	31	27	25
VII. Roasts:					
1. Rump and sirloin (bone-in)	34	32	28	24	22
2. Rump and sirloin (boneless)	47	44	39	35	31
3. Leg	34	32	28	24	22
4. Leg—rump off	34	32	28	24	22
5. Leg—shank half	34	32	28	24	22
6. Leg—rump half	34	32	28	24	22
7. Loin	43	40	36	31	27
8. Rib	38	37	35	32	25
9. Blade and arm	29	27	24	21	19
10. Round	45	42	38	33	30
11. Shoulder (bone-in) (square cut)	28	27	25	22	18
12. Shoulder (boneless) (square cut)	35	34	31	28	22
13. Boneless veal leg or round					29
14. Boneless veal, sirloin strip					29
15. Veal tenderloin					29
16. Boneless veal, regular rib roll					29
17. Boneless veal, shoulder clod					28
18. Boned, rolled and tied veal roll					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	20	20	18	16	14
2. Breast (boneless)	29	27	24	21	19
3. Flank meat	29	27	24	21	19
4. Neck (bone-in)	20	20	18	16	14
5. Neck (boneless)	29	27	24	21	19
6. Shank (bone-in) (hind and fore)	20	20	18	16	14
7. Shank and heel meat (boneless) (hind and fore)	29	27	24	21	19
8. Ground veal and patties	31	31	31	31	31
9. Neck bones					8
IX. Kidneys	29	29	29	29	29
X. Wholesale cuts:					
1. Hindquarters	27	25	23	20	18
2. Forequarters	22	21	19	18	14

7. In section 22 (e) the table of prices for "Veal" is amended to read as follows:

(e) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	46	43	38	33	29
2. Rib chops	41	40	37	33	26
3. Shoulder chops (arm and blade)	30	28	25	22	20
4. Round steak (cutlets)	48	45	40	35	31
5. Sirloin steaks or chops	38	36	32	28	26
VII. Roasts:					
1. Rump and sirloin (bone-in)	35	33	29	26	23
2. Rump and sirloin (boneless)	51	47	42	36	33
3. Leg	35	33	29	26	23
4. Leg—rump off	35	33	29	26	23
5. Leg—shank half	35	33	29	26	23
6. Leg—rump half	35	33	29	26	23
7. Loin	46	43	38	33	29
8. Rib	41	40	36	33	26
9. Blade and arm	30	28	25	22	20
10. Round	48	45	40	34	31
11. Shoulder (bone-in) (square cut)	29	28	26	24	19
12. Shoulder (boneless) (square cut)	37	36	33	30	24
13. Boneless veal leg or round					32
14. Boneless veal sirloin strip					32
15. Veal tenderloin					32
16. Boneless veal regular rib roll					32
17. Boneless veal shoulder clod					31
18. Boned, rolled and tied veal roll					29
VIII. Stews and other cuts:					
1. Breast (bone-in)	21	21	19	17	14
2. Breast (boneless)	30	28	25	22	20
3. Flank meat	30	28	25	22	20
4. Neck (bone-in)	21	21	19	17	14
5. Neck (boneless)	30	28	25	22	20
6. Shank (bone-in) (hind and fore)	21	21	19	17	14
7. Shank and heel meat (boneless) (hind and fore)	30	28	25	22	20
8. Ground veal and patties	32	32	32	32	32
9. Neck bones					7
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	28	26	23	20	18
2. Forequarters	22	22	20	18	14

8. In section 22 (f) the table of prices for "Veal" is amended to read as follows:

(f) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steak and chops:					
1. Loin chops	42	39	35	30	26
2. Rib chops	37	36	34	30	24
3. Shoulder chops (arm and blade)	28	26	23	20	17
4. Round steak (cutlets)	44	41	36	32	28
5. Sirloin steak or chops	35	33	30	26	24
VII. Roasts:					
1. Rump and sirloin (bone-in)	32	30	27	23	21
2. Rump and sirloin (boneless)	46	43	38	33	30
3. Leg	32	30	27	23	21
4. Leg—rump off	32	30	27	23	21
5. Leg—shank half	32	30	27	23	21
6. Leg—rump half	32	30	27	23	21
7. Loin	42	39	35	30	26
8. Rib	37	36	34	30	24
9. Blade and arm	28	26	23	20	17
10. Round	44	41	36	32	28
11. Shoulder (bone-in) (square cut)	26	26	24	21	17
12. Shoulder (boneless) (square cut)	34	33	30	27	21
13. Boneless veal leg or round					28
14. Boneless veal (sirloin strip)					28
15. Veal tenderloin					28
16. Boneless veal regular rib roll					28
17. Boneless veal shoulder clod					27
18. Boned, rolled and tied veal roll					27

(f) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3*—Continued.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued.					
9. Blade and arm	29	27	24	21	18
10. Round	46	43	38	33	29
11. Shoulder (bone-in) (square cut)	27	27	25	22	18
12. Shoulder (boneless) (square cut)	35	34	31	28	22
13. Boneless veal leg or round					30
14. Boneless veal sirloin strip					30
15. Veal tenderloin					30
16. Boneless veal regular rib roll					30
17. Boneless veal shoulder clod					29
18. Boned rolled and tied veal roll					28
VIII. Stews and other cuts:					
1. Breast (bone-in)	20	19	18	16	13
2. Breast (boneless)	29	27	24	21	18
3. Flank meat	29	27	24	21	18
4. Neck (bone-in)	20	19	18	16	13
5. Neck (boneless)	29	27	24	21	18
6. Shank (bone-in) (hind and fore)	20	19	18	16	13
7. Shank and heel meat (boneless) (hind and fore)	29	27	24	21	18
8. Ground veal and patties	31	31	31	31	31
9. Neck bones					7
IX. Kidneys	29	29	29	29	29
X. Wholesale cuts:					
1. Hindquarters	27	26	23	20	18
2. Forequarters	22	21	20	18	14

9. In section 22 (f) (1) the table of prices for "Veal" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3.*

[For stores in Group 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steak and chops:					
1. Loin chops	42	39	35	30	26
2. Rib chops	37	36	34	30	24
3. Shoulder chops (arm and blade)	28	26	23	20	17
4. Round steak (cutlets)	44	41	36	32	28
5. Sirloin steak or chops	35	33	30	26	24
VII. Roasts:					
1. Rump and sirloin (bone-in)	32	30	27	23	21
2. Rump and sirloin (boneless)	46	43	38	33	30
3. Leg	32	30	27	23	21
4. Leg—rump off	32	30	27	23	21
5. Leg—shank half	32	30	27	23	21
6. Leg—rump half	32	30	27	23	21
7. Loin	42	39	35	30	26
8. Rib	37	36	34	30	24
9. Blade and arm	28	26	23	20	17
10. Round	44	41	36	32	28
11. Shoulder (bone-in) (square cut)	26	26	24	21	17
12. Shoulder (boneless) (square cut)	34	33	30	27	21
13. Boneless veal leg or round					28
14. Boneless veal (sirloin strip)					28
15. Veal tenderloin					28
16. Boneless veal regular rib roll					28
17. Boneless veal shoulder clod					27
18. Boned, rolled and tied veal roll					27

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 3*—Continued.

[For stores in Group 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Vea	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VIII. Stews and other cuts:					
1. Breast (bone-in)	19	18	17	15	13
2. Breast (boneless)	28	26	23	20	17
3. Flank meat	28	26	23	20	17
4. Neck (bone-in)	19	18	17	15	13
5. Neck (boneless)	28	26	23	20	17
6. Shank (bone-in) (hind and fore)	19	18	17	15	13
7. Shank and heel meat (boneless) (hind and fore)	28	26	23	20	17
8. Ground veal and patties	30	30	30	30	30
9. Neck bones					7
IX. Kidneys	28	28	28	28	28
X. Wholesale cuts:					
1. Hindquarters	26	25	22	19	17
2. Forequarters	21	20	19	17	14

10. In section 22 (g) the table of prices for "Veal" is amended to read as follows:

(g) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured, and frozen—Zone 4.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	45	42	37	32	28
2. Rib chops	40	39	36	33	25
3. Shoulder chops (arm and blade)	29	27	24	21	19
4. Round steak (cutlets)	47	44	39	34	30
5. Sirloin steak or chops	37	35	31	28	25
VII. Roasts:					
1. Rump and sirloin (bone-in)	34	32	28	24	22
2. Rump and sirloin (boneless)	50	46	41	36	32
3. Leg	34	32	28	24	22
4. Leg—rump off	34	32	28	24	22
5. Leg—shank half	34	32	28	24	22
6. Leg—rump half	34	32	28	24	22
7. Loin	45	42	37	32	28
8. Rib	40	39	36	33	25
9. Blade and arm	29	27	24	21	19
10. Round	47	44	39	34	30
11. Shoulder (bone-in) (square cut)	28	27	25	23	18
12. Shoulder (boneless) (square cut)	36	35	32	29	23
13. Boneless veal leg or round					31
14. Boneless veal sirloin strip					31
15. Veal tenderloin					31
16. Boneless veal regular rib roll					31
17. Boneless veal shoulder clod					30
18. Boned, rolled and tied veal roll					28
VIII. Stews and other cuts:					
1. Breast (bone-in)	20	20	18	16	13
2. Breast (boneless)	29	27	24	21	19
3. Flank meat	29	27	24	21	19
4. Neck (bone-in)	20	20	18	16	13
5. Neck (boneless)	29	27	24	21	19
6. Shank (bone-in) (hind and fore)	20	20	18	16	13
7. Shank and heel meat (boneless) (hind and fore)	29	27	24	21	19
8. Ground veal and patties	31	31	31	31	31
9. Neck bones					7
IX. Kidneys	29	29	29	29	29
X. Wholesale cuts:					
1. Hindquarters	27	25	22	19	17
2. Forequarters	21	21	19	17	14

11. In section 22 (h) the table of prices for "Veal" is amended to read as follows:

(h) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 4.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	43	40	35	30	26
2. Rib chops	38	37	34	31	24
3. Shoulder chops (arm and blade)	28	26	23	20	18
4. Round steak (cutlets)	45	42	37	32	28
5. Sirloin steaks or chops	35	33	30	26	24
VII. Roasts:					
1. Rump and sirloin (bone-in)	32	30	27	23	21
2. Rump and sirloin (boneless)	47	44	39	34	30
3. Leg	32	30	27	23	21
4. Leg—rump off	32	30	27	23	21
5. Leg—shank half	32	30	27	23	21
6. Leg—rump half	32	30	27	23	21
7. Loin	43	40	35	30	26
8. Rib	38	37	34	31	24
9. Blade and arm	28	26	23	20	18
10. Round	45	42	37	32	28
11. Shoulder (bone-in) (square cut)	27	26	24	22	17
12. Shoulder (boneless) (square cut)	34	33	30	28	21
13. Boneless veal leg or round					29
14. Boneless veal sirloin strip					29
15. Veal tenderloin					29
16. Boneless veal regular rib roll					29
17. Boneless veal shoulder clod					28
18. Boned, rolled and tied veal roll					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	19	19	17	16	12
2. Breast (boneless)	28	26	23	20	18
3. Flank meat	28	26	23	20	18
4. Neck (bone-in)	19	19	17	16	12
5. Neck (boneless)	28	26	23	20	18
6. Shank (bone-in) (hind and fore)	19	19	17	16	12
7. Shank and heel meat (boneless) (hind and fore)	28	26	23	20	18
8. Ground veal and patties	30	30	30	30	30
9. Neck bones					7
IX. Kidneys	28	28	28	28	28
X. Wholesale cuts:					
1. Hindquarters	26	25	22	19	17
2. Forequarters	21	20	19	17	13

12. In section 22 (h) (1) the table of prices for "Veal" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 4.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	41	38	34	29	25
2. Rib chops	37	36	33	30	23
3. Shoulder chops (arm and blade)	27	25	22	19	17
4. Round steak (cutlets)	43	40	36	31	27
5. Sirloin steak or chops	34	32	29	25	23
VII. Roasts:					
1. Rump and sirloin (bone-in)	31	29	26	22	20
2. Rump and sirloin (boneless)	45	42	37	33	29
3. Leg	31	29	26	22	20
4. Leg-rump off	31	29	26	22	20
5. Leg-shank half	31	29	26	22	20

(l) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 4*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued					
6. Leg-rump half	31	29	26	22	20
7. Loin	41	38	34	29	25
8. Rib	37	36	33	30	23
9. Blade and arm	27	25	22	19	17
10. Round	43	40	36	31	27
11. Shoulder (bone-in) (square cut)	26	25	23	21	16
12. Shoulder (boneless) (square cut)	33	32	29	26	20
13. Boneless veal leg or round					27
14. Boneless veal sirloin strip					27
15. Veal tenderloin					27
16. Boneless veal regular rib roll					27
17. Boneless veal shoulder clod					26
18. Boned rolled and tied veal roll					25
VIII. Stews and other cuts	18	18	16	15	12
1. Breast (bone-in)	27	25	22	19	17
2. Breast (boneless)	27	25	22	19	17
3. Flank meat	18	18	16	15	12
4. Neck (bone-in)	27	25	22	19	17
5. Neck (boneless)					
6. Shank (bone-in) (hind and fore)	18	18	16	15	12
7. Shank and heel meat (boneless) (hind and fore)	27	25	22	19	17
8. Ground veal and patties	29	29	29	29	29
9. Neck bones					6
IX. Kidneys	27	27	27	27	27
X. Wholesale cuts:					
1. Hindquarters	25	24	21	18	16
2. Forequarters	20	19	18	16	13

13. In section 22 (i) the table of prices for "Veal" is amended to read as follows:

(i) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 5.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	46	43	37	32	29
2. Rib chops	40	39	36	33	26
3. Shoulder chops (arm and blade)	30	28	25	21	20
4. Round steak (cutlets)	48	44	39	34	31
5. Sirloin steaks or chops	37	35	32	28	25
VII. Roasts:					
1. Rump and sirloin (bone-in)	34	32	29	25	22
2. Rump and sirloin (boneless)	50	47	41	36	32
3. Leg	34	32	29	25	22
4. Leg-rump off	34	32	29	25	22
5. Leg-shank half	34	32	29	25	22
6. Leg-rump half	34	32	29	25	22
7. Loin	46	43	37	32	28
8. Rib	40	39	36	33	26
9. Blade and arm	30	28	25	21	20
10. Round	48	44	39	34	31
11. Shoulder (bone-in) (square cut)	29	28	26	23	18
12. Shoulder (boneless) (square cut)	36	35	32	29	23
13. Boneless veal leg or round					31
14. Boneless veal sirloin strip					31
15. Veal tenderloin					31
16. Boneless veal regular rib roll					31
17. Boneless veal shoulder clod					30
18. Boned, rolled and tied veal roll					29

(i) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 5*—Continued.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VIII. Stews and other cuts:					
1. Breast (bone-in)	21	20	19	17	13
2. Breast (boneless)	30	28	25	21	20
3. Flank meat	30	28	25	21	20
4. Neck (bone-in)	21	20	19	17	13
5. Neck (boneless)	30	28	25	21	20
6. Shank (bone-in) (hind and fore)	21	20	19	17	13
7. Shank and heel meat (boneless) (hind and fore)	30	28	25	21	20
8. Ground veal and patties	31	31	31	31	31
9. Neck bones					8
IX. Kindeys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	27	26	23	20	18
2. Forequarters	22	21	20	18	14

14. In section 22 (j) the table of prices for "Veal" is amended to read as follows:

(j) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 5.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	43	40	35	30	27
2. Rib chops	38	37	34	31	24
3. Shoulder chops (arm and blade)	28	26	23	20	18
4. Round steak (cutlets)	45	42	37	32	29
5. Sirloin steaks or chops	36	34	30	27	24
VII. Roasts:					
1. Rump and sirloin (bone-in)	33	31	27	24	21
2. Rump and sirloin (boneless)	48	44	39	34	30
3. Leg	33	31	27	24	21
4. Leg—rump off	33	31	27	24	21
5. Leg—shank half	33	31	27	24	21
6. Leg—rump half	33	31	27	24	21
7. Loin	43	40	35	30	27
8. Rib	38	37	35	31	24
9. Blade and arm	28	26	23	20	18
10. Round	45	42	37	32	29
11. Shoulder (bone-in) (square cut)	27	26	24	22	17
12. Shoulder (boneless) (square cut)	34	33	31	28	22
13. Boneless veal leg or round					30
14. Boneless veal sirloin strip					30
15. Veal tenderloin					30
16. Boneless veal regular rib roll					30
17. Boneless veal shoulder clod					29
18. Boned rolled and tied veal roll					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	20	19	18	16	12
2. Breast (boneless)	28	26	23	20	18
3. Flank meat	28	26	23	20	18
4. Neck (bone-in)	20	19	18	16	12
5. Neck (boneless)	28	26	23	20	18
6. Shank (bone-in) (hind and fore)	20	19	18	16	12
7. Shank and heel meat (boneless) (hind and fore)	28	26	23	20	18
8. Ground veal and patties	30	30	30	30	30
9. Neck bones					7
IX. Kidneys	28	28	28	28	28
X. Wholesale Cuts:					
1. Hindquarters	27	25	22	20	18
2. Forequarters	22	21	19	18	14

15. In section 22 (j) (1) the table of prices for "Veal" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured, and frozen—Zone 5.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	41	38	34	29	26
2. Rib chops	37	36	33	30	23
3. Shoulder chops (arm and blade)	27	25	22	19	17
4. Round steak (cutlets)	43	40	38	31	28
5. Sirloin steaks or chops	35	33	29	26	24
VII. Roasts:					
1. Rump and sirloin (bone-in)	32	30	26	23	20
2. Rump and sirloin (boneless)	46	42	37	33	29
3. Leg	32	30	26	23	20
4. Leg—rump off	32	30	26	23	20
5. Leg—shank half	32	30	26	23	20
6. Leg—rump half	32	30	26	23	20
7. Loin	41	38	34	29	26
8. Rib	37	36	33	30	23
9. Blade and arm	27	25	22	19	17
10. Round	43	40	36	31	28
11. Shoulder (bone-in) (square cut)	26	25	23	21	16
12. Shoulder (boneless) (square cut)	33	32	30	27	21
13. Boneless veal leg or round					29
14. Boneless veal sirloin strip					29
15. Veal tenderloin					29
16. Boneless veal regular rib roll					29
17. Boneless veal shoulder clod					28
18. Boned, rolled and tied veal roll					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	19	18	17	15	12
2. Breast (boneless)	27	25	22	19	17
3. Flank meat	27	25	22	19	17
4. Neck (bone-in)	19	18	17	15	12
5. Neck (boneless)	27	25	22	19	17
6. Shank (bone-in) (hind and fore)	19	18	17	15	12
7. Shank and heel meat (boneless) (hind and fore)	27	25	22	19	17
8. Ground veal and patties	29	29	29	29	29
9. Neck bones					7
IX. Kidneys	27	27	27	27	27
X. Wholesale cuts:					
1. Hindquarters	26	24	21	19	17
2. Forequarters	21	20	18	17	13

16. In section 22 (k) the table of prices for "Veal" is amended to read as follows:

(k) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured, and frozen—Zone 6.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	46	43	38	33	29
2. Rib chops	41	40	37	33	26
3. Shoulder chops (arm and blade)	30	28	25	22	20
4. Round steak (cutlets)	48	45	40	35	31
5. Sirloin steaks or chops	38	36	32	28	25
VII. Roasts:					
1. Rump and sirloin (bone-in)	33	31	28	24	22
2. Rump and sirloin (boneless)	51	47	42	36	31
3. Leg	35	33	29	26	23
4. Leg—rump off	35	33	29	26	23
5. Leg—shank half	35	33	29	26	23

(k) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured, and frozen—Zone 6*—Continued.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued.					
6. Leg—rump half	35	33	29	26	23
7. Loin	46	43	38	33	29
8. Rib	41	40	36	33	26
9. Blade and arm	30	28	25	22	20
10. Round	48	45	40	34	31
11. Shoulder (bone-in) (square cut)	29	28	26	24	19
12. Shoulder (boneless) (square cut)	37	36	33	30	24
13. Boneless veal leg or round					32
14. Boneless veal sirloin strip					32
15. Veal tenderloin					32
16. Boneless veal regular rib roll					32
17. Boneless veal shoulder clod					31
18. Boned, rolled and tied veal roll					29
VIII. Stews and other cuts:					
1. Breast (bone-in)	21	21	19	17	14
2. Breast (boneless)	30	28	25	22	20
3. Flank meat	30	28	25	22	20
4. Neck (bone-in)	21	21	19	17	14
5. Neck (boneless)	30	28	25	22	20
6. Shank (bone-in) (hind and fore)	21	21	19	17	14
7. Shank and heel meat (boneless) (hind and fore)	30	28	25	22	20
8. Ground veal and patties	32	32	32	32	32
9. Neck Bones					8
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	28	26	23	20	18
2. Forequarters	22	22	20	18	14

17. In section 22 (l) the table of prices for "Veal" is amended to read as follows:

(l) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 6.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	42	39	35	30	26
2. Rib chops	37	36	34	30	24
3. Shoulder chops (arm and blade)	28	26	23	20	18
4. Round steak (cutlets)	44	41	36	32	28
5. Sirloin steaks or chops	35	33	30	26	24
VII. Roasts:					
1. Rump and sirloin (bone in)	32	30	27	23	21
2. Rump and sirloin (boneless)	46	43	38	33	30
3. Leg	32	30	27	23	21
4. Leg—rump off	32	30	27	23	21
5. Leg—shank half	32	30	27	23	21
6. Leg—rump half	32	30	27	23	21
7. Loin	42	39	35	30	26
8. Rib	37	36	34	30	24
9. Blade and arm	28	26	23	20	17
10. Round	44	41	36	32	28
11. Shoulder (bone-in) (square cut)	26	26	24	21	17
12. Shoulder (boneless) (square cut)	34	33	30	27	21
13. Boneless veal, leg or round					28
14. Boneless veal, sirloin strip					28
15. Veal tenderloin					28
16. Boneless veal, regular rib roll					28
17. Boneless veal, shoulder clod					27
18. Boned, rolled and tied veal roll					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	19	18	17	15	13
2. Breast (boneless)	28	26	23	20	17
3. Flank meat	28	26	23	20	17
4. Neck (bone-in)	19	18	17	15	13
5. Neck (boneless)	28	26	23	20	17
6. Shank (bone-in) (hind and fore)	19	18	17	15	13
7. Shank and heel meat (boneless) (hind and fore)	28	26	23	20	17
8. Ground veal and patties	30	30	30	30	30
9. Neck bones					7
IX. Kidneys	28	28	28	28	28
X. Wholesale cuts:					
1. Hindquarters	26	25	22	19	17
2. Forequarters	21	20	19	17	14

18. In section 22 (l) (1) the table of prices for "veal" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 6.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VIII. Stews and other cuts:					
1. Breast (bone-in)	20	19	18	16	13
2. Breast (boneless)	29	27	24	21	18
3. Flank meat	29	27	24	21	18
4. Neck (bone-in)	20	19	18	16	13
5. Neck (boneless)	29	27	24	21	18
6. Shank (bone-in) (hind and fore)	20	19	18	16	13
7. Shank and heel meat (boneless) (hind and fore)	29	27	24	21	18
8. Ground veal and patties	31	31	31	31	31
9. Neck bones					7
IX. Kidneys	29	29	29	29	29
X. Wholesale cuts:					
1. Hindquarters	27	26	23	20	18
2. Forequarters	22	21	20	18	14

19. In section 22 (m) the table of prices for "Veal" is amended to read as follows:

(m) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	47	44	38	33	29
2. Rib chops	41	40	37	34	27
3. Shoulder chops (arm and blade)	31	29	25	22	20
4. Round steak (cutlets)	48	45	40	35	32
5. Sirloin steaks or chops	38	36	33	29	26
VII. Roasts:					
1. Rump and sirloin (bone-in)	35	33	30	26	23
2. Rump and sirloin (boneless)	51	48	42	37	33
3. Leg	35	33	30	26	23
4. Leg—rump-off	35	33	30	26	23
5. Leg—shank-half	35	33	30	26	23
6. Leg—rump-half	35	33	30	26	23
7. Loin	47	44	38	33	29
8. Rib	41	40	37	34	27
9. Blade and arm	31	29	25	22	20
10. Round	48	45	40	35	32
11. Shoulder (bone-in) (square cut)	29	29	26	24	19
12. Shoulder (boneless) (square cut)	37	36	33	30	24
13. Boneless veal leg or round					32
14. Boneless veal sirloin strip					32
15. Veal tenderloin					32
16. Boneless veal regular rib roll					32
17. Boneless veal shoulder clod					31
18. Boned, rolled and tied veal roll					30
VIII. Stews and other cuts:					
1. Breast (bone-in)	22	21	19	18	14
2. Breast (boneless)	31	29	25	22	20
3. Flank meat	31	29	25	22	20
4. Neck (bone-in)	22	21	19	18	14
5. Neck (boneless)	31	29	25	22	20
6. Shank (bone-in) (hind and fore)	22	21	19	18	14
7. Shank and heel meat (boneless) (hind and fore)	31	29	25	22	20
8. Ground veal and patties	32	32	32	32	32
9. Neck bones					9
IX. Kidneys	31	31	31	31	31
X. Wholesale cuts:					
1. Hindquarters	28	26	23	21	18
2. Forequarters	23	22	20	18	15

20. In section 22 (n) the table of prices for "Veal" is amended to read as follows:

(n) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	44	41	36	31	27
2. Rib chops	39	38	35	32	25
3. Shoulder chops (arm and blade)	29	27	24	22	19
4. Round steak (cutlets)	46	43	38	33	30
5. Sirloin steaks or chops	37	35	31	28	25
VII. Roasts:					
1. Rump and sirloin (bone-in)	34	32	28	25	22
2. Rump and sirloin (boneless)	48	45	40	35	31
3. Leg	34	32	28	25	22
4. Leg—rump-off	34	32	28	25	22
5. Leg—shank-half	34	32	28	25	22

(n) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7*—Continued.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355 effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued.					
6. Leg—rump-half	34	32	28	25	22
7. Loin	44	41	36	31	27
8. Rib	39	38	35	32	25
9. Blade and arm	29	27	24	21	19
10. Round	46	43	38	33	30
11. Shoulder (bone-in) (square cut)	28	27	25	23	18
12. Shoulder (boneless) (square cut)	35	34	31	28	22
13. Boneless veal leg or round					30
14. Boneless veal sirloin strip					30
15. Veal tenderloin					30
16. Boneless veal regular rib roll					30
17. Boneless veal shoulder clod					29
18. Boned, rolled and tied veal roll					28
VIII. Stews and other cuts:					
1. Breast (bone-in)	20	20	18	17	13
2. Breast (boneless)	29	27	24	21	19
3. Flank meat	29	27	24	21	18
4. Neck (bone-in)	20	20	18	17	13
5. Neck (boneless)	29	27	24	21	18
6. Shank (bone-in) (hind and fore)	20	20	18	17	13
7. Shank and heel meat (boneless) (hind and fore)	29	27	24	21	18
8. Ground veal and patties	31	31	31	31	31
9. Neck bones					8
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	28	26	23	20	18
2. Forequarters	22	22	20	18	14

21. In section 22 (n) (1) the table of prices for "Veal" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	42	39	35	30	26
2. Rib chops	38	37	34	31	24
3. Shoulder chops (arm and blade)	28	26	23	20	18
4. Round steak (cutlets)	44	41	37	32	29
5. Sirloin steak or chops	36	34	30	27	24
VII. Roasts:					
1. Rump and sirloin (bone-in)	33	31	27	24	21
2. Rump and sirloin (boneless)	46	43	38	34	30
3. Leg	33	31	27	24	21
4. Leg (rump off)	33	31	27	24	21
5. Leg (shank half)	33	31	27	24	21
6. Leg (rump half)	33	31	27	24	21
7. Loin	42	39	35	30	26
8. Rib	38	37	34	31	24
9. Blade and arm	28	26	23	20	18
10. Round	44	41	37	32	29
11. Shoulder (bone-in) (square cut)	27	26	24	22	17
12. Shoulder (boneless) (square cut)	34	33	30	27	21
13. Boneless veal leg or round					29
14. Boneless veal sirloin strip					29
15. Veal tenderloin					29
16. Boneless veal regular rib roll					29
17. Boneless veal shoulder clod					28
18. Boned, rolled and tied veal roll					26

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 7*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VIII. Stews and other cuts:					
1. Breast (bone-in)	19	19	17	16	13
2. Breast (boneless)	28	26	23	20	18
3. Flank meat	28	26	23	20	18
4. Neck (bone-in)	19	19	17	16	13
5. Neck (boneless)	28	26	23	20	18
6. Shank (bone-in) (hind and fore)	19	19	17	16	13
7. Shank and heel meat (boneless) (hind and fore)	28	26	23	20	18
8. Ground veal and patties	30	30	30	30	30
9. Neck bones					8
IX. Kidneys	29	29	29	29	29
X. Wholesale cuts:					
1. Hindquarters	27	25	22	19	17
2. Forequarters	21	21	19	17	14

22. In section 22 (o) the table of prices for "Veal" is amended to read as follows:

(o) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 North.*

For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	47	44	39	34	30
2. Rib chops	42	41	37	34	27
3. Shoulder chops (arm and blade)	31	29	26	23	21
4. Round steak (cutlets)	49	46	41	36	32
5. Sirloin steak or chops	39	37	33	30	27
VII. Roasts:					
1. Rump and sirloin (bone-in)	36	34	30	26	24
2. Rump and sirloin (boneless)	5	48	43	38	34
3. Leg	36	34	30	26	24
4. Leg (rump off)	36	34	30	26	24
5. Leg (shank half)	36	34	30	26	24
6. Leg (rump half)	36	34	30	26	24
7. Loin	47	44	39	34	30
8. Rib	41	41	37	34	27
9. Blade and arm	31	29	26	23	21
10. Round	49	46	41	36	32
11. Shoulder (bone-in) (square cut)	30	29	27	25	20
12. Shoulder (boneless) (square cut)	38	37	34	31	24
13. Boneless veal leg or round					32
14. Boneless veal sirloin strip					32
15. Veal tenderloin					32
16. Boneless veal regular rib roll					32
17. Boneless veal shoulder clod					31
18. Boned, rolled and tied veal roll					30
VIII. Stews and other cuts:					
1. Breast (bone-in)	22	21	20	18	15
2. Breast (boneless)	31	29	26	23	21
3. Flank meat	31	29	26	23	21
4. Neck (bone-in)	22	21	20	18	15
5. Neck (boneless)	31	29	26	23	21
6. Shank (bone-in) (hind and fore)	2	21	20	18	15
7. Shank and heel meat (boneless) (hind and fore)	31	29	26	23	21
8. Ground veal and patties	33	33	33	33	33
9. Neck bones					9
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	28	27	24	21	19
2. Forequarters	23	22	21	19	15

23. In section 22 (p) the table of prices for "Veal" is amended to read as follows:

(p) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 North.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	45	42	37	32	28
2. Rib chops	39	38	35	32	25
3. Shoulder chops (arm and blade)	29	28	24	21	19
4. Round steak (cutlets)	47	44	39	34	30
5. Sirloin steaks or chops	37	35	32	28	26
VII. Roasts:					
1. Rump and sirloin (bone-in)	34	32	29	25	23
2. Rump and sirloin (boneless)	49	46	41	35	32
3. Leg	34	32	29	25	23
4. Leg-rump off	34	32	29	25	23
5. Leg-shank half	34	32	29	25	23
6. Leg-rump half	34	32	29	25	23
7. Loin	45	42	37	32	28
8. Rib	39	38	35	32	25
9. Blade and arm	29	27	24	21	19
10. Round	46	43	38	33	30
11. Shoulder (bone-in) (square cut)	28	28	25	23	18
12. Shoulder (boneless) (square cut)	36	35	32	29	23
13. Boneless veal leg or round					31
14. Boneless veal sirloin or strip					31
15. Veal tenderloin					31
16. Boneless veal regular rib roll					31
17. Boneless veal shoulder clod					30
18. Boned, rolled and tied veal roll					28
VIII. Stews and other cuts:					
1. Breast (bone-in)	21	20	19	17	14
2. Breast (boneless)	29	28	24	21	19
3. Flank meat	29	28	24	21	19
4. Neck (bone-in)	21	20	19	17	14
5. Neck (boneless)	29	28	24	21	19
6. Shank (bone-in) (hind and fore)	21	20	19	17	14
7. Shank and heel meat (boneless) (hind and fore)	29	28	24	21	19
8. Ground veal and patties	32	32	32	32	32
9. Neck bones					9
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	28	26	23	20	18
2. Forequarters	22	22	20	18	14

24. In section 22 (p) (1) the table of prices for "Veal" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 North.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	43	40	36	31	27
2. Rib chops	38	37	34	31	24
3. Shoulder chops (arm and blade)	28	27	23	20	18
4. Round steak (cutlets)	45	42	37	33	29
5. Sirloin steaks or chops	36	34	31	27	25
VII. Roasts:					
1. Rump and sirloin (bone-in)	33	31	28	24	22
2. Rump and sirloin (boneless)	47	44	39	34	31
3. Leg	33	31	28	24	22
4. Leg—rump-off	33	31	28	24	22
5. Leg—shank-half	33	31	28	24	22
6. Leg—rump-half	33	31	28	24	22
7. Loin	43	40	36	31	27
8. Rib	38	37	34	31	24
9. Blade and arm	28	27	23	20	18
10. Round	45	42	37	33	29
11. Shoulder (bone-in) (square cut)	27	27	24	22	17
12. Shoulder (boneless) (square cut)	35	34	31	28	22
13. Boneless veal, leg or round					29
14. Boneless veal, sirloin strip					29
15. Veal tenderloin					29
16. Boneless veal, regular rib roll					29
17. Boneless veal, shoulder clod					28
18. Boned, rolled and tied veal roll					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	20	19	18	16	14
2. Breast (boneless)	28	27	23	20	18
3. Flank meat	28	27	23	20	18
4. Neck (bone-in)	20	19	18	16	14
5. Neck (boneless)	28	27	23	20	18
6. Shank (bone-in) (hind and fore)	20	19	18	16	14
7. Shank and heel meat (boneless) (hind and fore)	28	27	23	20	18
8. Ground veal and patties	31	31	31	31	31
9. Neck bones					8
IX. Kidneys	29	29	29	29	29
X. Wholesale cuts:					
1. Hindquarters	27	25	22	19	17
2. Forequarters	21	21	19	17	14

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 North*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued.					
6. Leg—rump half	33	31	28	24	22
7. Loin	43	40	36	31	27
8. Rib	38	37	34	31	24
9. Blade and arm	28	27	23	20	18
10. Round	45	42	37	33	29
11. Shoulder (bone-in) (square cut)	27	27	24	22	17
12. Shoulder (boneless) (square cut)	35	34	31	28	22
13. Boneless veal leg or round					29
14. Boneless veal sirloin strip					29
15. Veal tenderloin					29
16. Boneless veal regular rib roll					29
17. Boneless veal shoulder clod					28
18. Boned, rolled and tied veal roll					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	20	19	18	16	14
2. Breast (boneless)	28	27	23	20	18
3. Flank meat	28	27	23	20	18
4. Neck (bone-in)	20	19	18	16	14
5. Neck (boneless)	28	27	23	20	18
6. Shank (bone-in) (hind and fore)	20	19	18	16	14
7. Shank and heel meat (boneless) (hind and fore)	28	27	23	20	18
8. Ground veal and patties	31	31	31	31	31
9. Neck bones					8
IX. Kidneys	29	29	29	29	29
X. Wholesale cuts:					
1. Hindquarters	27	25	22	19	17
2. Forequarters	21	21	19	17	14

25. In section 22 (q) the table of prices for "Veal" is amended to read as follows:

(q) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 South.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	45	42	37	32	28
2. Rib chops	39	38	35	32	25
3. Shoulder chops (arm and blade)	29	28	24	21	19
4. Round steak (cutlets)	47	44	39	34	30
5. Sirloin steaks or chops	37	35	32	28	26
VII. Roasts:					
1. Rump and sirloin (bone-in)	34	32	29	25	23
2. Rump and sirloin (boneless)	49	46	41	35	32
3. Leg	34	32	29	25	23
4. Leg—rump-off	34	32	29	25	23
5. Leg—shank-half	34	32	29	25	23
6. Leg—rump-half	34	32	29	25	23
7. Loin	45	42	37	32	28
8. Rib	39	38	35	32	25
9. Blade and arm	29	28	24	21	19
10. Round	47	44	39	34	30
11. Shoulder (bone-in) (square cut)	28	28	25	23	18
12. Shoulder (boneless) (square cut)	36	35	32	29	23
13. Boneless veal leg or round					31
14. Boneless veal sirloin strip					31
15. Veal tenderloin					31
16. Boneless veal regular rib roll					31
17. Boneless veal shoulder clod					30
18. Boned, rolled and tied veal roll					28
VIII. Stews and other cuts:					
1. Breast (bone-in)	21	20	19	17	14
2. Breast (boneless)	29	28	24	21	19
3. Flank meat	29	28	24	21	19
4. Neck (bone-in)	21	20	19	17	14
5. Neck (boneless)	29	28	24	21	19
6. Shank (bone-in) (hind and fore)	21	20	19	17	14
7. Shank and heel meat (boneless) (hind and fore)	29	28	24	21	19
8. Ground veal and patties	32	32	32	32	32
9. Neck bones					8
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	28	26	23	20	18
2. Forequarters	22	22	20	18	15

26. In section 22 (r) the table of prices for "Veal" is amended to read as follows:

(r) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 South.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VIII. Stews and other cuts:					
1. Breast (bone-in)	22	21	20	18	15
2. Breast (boneless)	31	29	26	23	21
3. Flank meat	31	29	26	23	21
4. Neck (bone-in)	22	21	20	18	15
5. Neck (boneless)	31	29	26	23	21
6. Shank (bone-in) (hind and fore)	22	21	20	18	15
7. Shank and heel meat (boneless) (hind and fore)	31	29	26	23	21
8. Ground veal and patties	33	33	33	33	33
9. Neck bones					9
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	28	27	24	21	19
2. Forequarters	23	22	21	19	15

27. In section 22 (r) (1) the table of prices for "Veal" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 8 South.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	43	40	36	31	27
2. Rib chops	38	37	34	31	24
3. Shoulder chops (arm and blade)	28	27	23	20	18
4. Round steak (cutlets)	45	42	37	33	29
5. Sirloin steaks or chops	36	34	31	27	25
VII. Roasts:					
1. Rump and sirloin (bone-in)	33	31	28	24	22
2. Rump and sirloin (boneless)	47	44	39	34	31
3. Leg	33	31	28	24	22
4. Leg—rump-off	33	31	28	24	22
5. Leg—shank-half	33	31	28	24	22
6. Leg—rump-half	33	31	28	24	22
7. Loin	43	40	36	31	27
8. Rib	38	37	34	31	24
9. Blade and arm	28	27	23	20	18
10. Round	45	42	37	33	29
11. Shoulder (bone-in) (square cut)	27	27	24	22	17
12. Shoulder (boneless) (square cut)	35	34	31	28	22
13. Boneless veal, leg or round					29
14. Boneless veal, sirloin strip					29
15. Veal tenderloin					29
16. Boneless veal, regular rib roll					29
17. Boneless veal, shoulder clod					28
18. Boned, rolled and tied veal roll					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	20	19	18	16	14
2. Breast (boneless)	28	27	23	20	18
3. Flank meat	28	27	23	20	18
4. Neck (bone-in)	20	19	18	16	14
5. Neck (boneless)	28	27	23	20	18
6. Shank (bone-in) (hind and fore)	20	19	18	16	14
7. Shank and heel meat (boneless) (hind and fore)	28	27	23	20	18
8. Ground veal and patties	31	31	31	31	31
9. Neck bones					8
IX. Kidneys	29	29	29	29	29
X. Wholesale cuts:					
1. Hindquarters	27	25	22	19	17
2. Forequarters	21	21	19	17	14

28. In section 22 (s) the table of prices for "Veal" is amended to read as follows:

(s) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	48	45	40	35	31
2. Rib chops	43	42	38	35	28
3. Shoulder chops (arm and blade)	32	30	27	24	22
4. Round steak (cutlets)	50	47	42	37	33
5. Sirloin steaks or chops	40	38	34	30	28
VII. Roasts:					
1. Rump and sirloin (bone-in)	37	35	31	28	25
2. Rump and sirloin (boneless)	53	49	44	39	35
3. Leg	37	35	31	28	25
4. Leg—rump-off	37	35	31	28	25
5. Leg—shank-half	37	35	31	28	25

(s) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North*—Continued.

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued					
6. Leg—rump-half	37	35	31	28	25
7. Loin	48	45	40	35	31
8. Rib	43	42	38	35	28
9. Blade and arm	32	30	27	24	22
10. Round	50	47	42	37	33
11. Shoulder (bone-in) (square cut)	31	30	28	25	20
12. Shoulder (boneless) (square cut)	38	37	35	32	25
13. Boneless veal, leg or round					33
14. Boneless veal, sirloin strip					33
15. Veal tenderloin					33
16. Boneless veal, regular rib roll					33
17. Boneless veal, shoulder clod					32
18. Boned, rolled and tied veal roll					30
VIII. Stews and other cuts:					
1. Breast (bone-in)	23	22	21	19	15
2. Breast (boneless)	32	30	27	24	22
3. Flank meat	32	30	27	24	22
4. Neck (bone-in)	23	22	21	19	15
5. Neck (boneless)	32	30	27	24	22
6. Shank (bone-in) (hind and fore)	23	22	21	19	15
7. Shank and heel meat (boneless) (hind and fore)	32	30	27	24	22
8. Ground veal and patties	34	34	34	34	34
9. Neck bones					9
IX. Kidneys	32	32	32	32	32
X. Wholesale cuts:					
1. Hindquarters	29	27	24	22	20
2. Forequarters	24	23	21	20	16

29. In section 22 (t) the table of prices for "Veal" is amended to read as follows:

(t) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	46	43	38	32	29
2. Rib chops	40	39	36	33	26
3. Shoulder chops (arm and blade)	30	28	25	22	20
4. Round steak (cutlets)	48	45	40	35	31
5. Sirloin steaks or chops	38	36	33	29	27
VII. Roasts:					
1. Rump and sirloin (bone-in)	35	33	30	26	24
2. Rump and sirloin (boneless)	50	47	42	36	33
3. Leg	35	33	30	26	24
4. Leg—rump-off	35	33	30	26	24
5. Leg—shank-half	35	33	30	26	24
6. Leg—rump-half	35	33	30	26	24
7. Loin	46	43	38	32	29
8. Rib	40	39	36	33	26
9. Blade and arm	30	28	25	22	20
10. Round	48	45	40	35	31
11. Shoulder (bone-in) (square cut)	29	28	26	24	19
12. Shoulder (boneless) (square cut)	36	35	33	30	24
13. Boneless veal, leg or round					31
14. Boneless veal, sirloin strip					31
15. Veal tenderloin					31
16. Boneless veal, regular rib roll					31
17. Boneless veal, shoulder clod					30
18. Boned, rolled and tied veal roll					29

(t) *Retail ceiling prices, for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North*—Continued.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VIII. Stews and other cuts:					
1. Breast (bone-in)	22	21	20	18	14
2. Breast (boneless)	30	28	25	22	20
3. Flank meat	30	28	25	22	20
4. Neck (bone-in)	22	21	20	18	14
5. Neck (boneless)	30	28	25	22	20
6. Shank (bone-in) (hind and fore)	22	21	20	18	14
7. Shank and heel meat (boneless) (hind and fore)	30	28	25	22	20
8. Ground veal and patties	32	32	32	32	32
9. Neck bones					8
IX. Kidneys	31	31	31	31	31
X. Wholesale cuts:					
1. Hindquarters	29	27	24	21	19
2. Forequarters	23	23	21	19	15

30. In section 22 (t) (1) the table of prices for "Veal" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 North.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	44	41	36	31	28
2. Rib chops	38	38	35	32	25
3 Shoulder chops (arm and blade)	29	27	24	31	19
4. Round steak (cutlets)	46	43	38	34	30
5. Sirloin steak or chops	37	35	32	28	26
VII. Roasts:					
1. Rump and sirloin (bone-in)	34	32	29	25	23
2. Rump and sirloin (boneless)	48	45	40	35	32
3. Leg	34	32	29	25	23
4. Leg (rump off)	34	32	29	25	23
5. Leg (shank half)	34	32	29	25	23
6. Leg (rump half)	34	32	29	25	23
7. Loin	44	41	36	31	28
8. Rib	38	38	35	32	25
9. Blade and arm	29	27	24	21	19
10. Round	46	43	38	34	30
11. Shoulder (bone-in) (square cut)	28	27	25	23	18
12. Shoulder (boneless) (square cut)	35	34	32	29	23
13. Boneless veal leg or round					29
14. Boneless veal sirloin strip					29
15. Veal tenderloin					29
16. Boneless veal, regular rib roll					29
17. Boneless veal, shoulder clod					28
18. Boned, rolled and tied veal roll					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	21	20	19	17	14
2. Breast (boneless)	29	27	24	21	19
3. Flank meat	29	27	24	21	19
4. Neck (bone-in)	21	20	19	17	14
5. Neck (boneless)	29	27	24	21	19
6. Shank (bone-in) (hind and fore)	21	20	19	17	14
7. Shank and heel meat (boneless) (hind and fore)	29	27	24	21	19
8. (Ground veal and patties	31	31	31	31	31
9. Neck bones					8
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	28	26	23	20	18
2. Forequarters	22	22	20	18	14

31. In section 22 (u) the table of prices for "Veal" is amended to read as follows:

(u) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 South.*

[For stores in groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	48	45	40	35	31
2. Rib chops	43	42	38	35	28
3. Shoulder chops (arm and blade)	32	30	27	24	22
4. Round steaks (cutlets)	50	47	42	37	33
5. Sirloin steaks or chops	40	38	34	30	28
VII. Roasts:					
1. Rump and sirloin (bone-in)	37	35	31	28	25
2. Rump and sirloin (boneless)	53	49	44	39	35
3. Leg	37	35	31	28	25
4. Leg (rump off)	37	35	31	28	25
5. Leg (shank half)	37	35	31	28	25
6. Leg (rump half)	37	35	31	28	25
7. Loin	48	45	40	35	31
8. Rib	43	42	38	35	28
9. Blade and arm	32	30	27	24	22
10. Round	50	47	42	37	33
11. Shoulder (bone-in) (square cut)	31	30	28	25	20
12. Shoulder (boneless) (square cut)	38	37	35	32	25
13. Boneless veal leg or round					33
14. Boneless veal, sirloin strip					33
15. Veal tenderloin					33
16. Boneless veal, regular rib roll					33
17. Boneless veal, shoulder clod					32
18. Boned, rolled and tied veal roll					31
VIII. Stews and other cuts:					
1. Breast (bone-in)	22	21	20	18	14
2. Breast (boneless)	30	28	25	22	20
3. Flank meat	30	28	25	22	20
4. Neck (bone-in)	22	21	20	18	14
5. Neck (boneless)	30	28	25	22	20
6. Shank (bone-in) (hind and fore)	22	21	20	18	14
7. Shank and heel meat (boneless) (hind and fore)	30	28	25	22	20
8. Ground veal and patties	32	32	32	32	32
9. Neck bones					9
IX. Kidneys	31	31	31	31	31
X. Wholesale cuts:					
1. Hindquarters	28	26	23	20	18
2. Forequarters	22	22	20	18	14

32. In section 22 (v) the table of prices for "Veal" is amended to read as follows:

(v) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 South.*

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	46	43	38	32	29
2. Rib chops	40	39	36	33	26
3. Shoulder chops (arm and blade)	30	28	25	22	20
4. Round steak (cutlets)	48	45	40	35	31
5. Sirloin steaks or chops	38	36	33	29	27
VII. Roasts:					
1. Rump and sirloin (bone-in)	34	32	29	25	23
2. Rump and sirloin (boneless)	48	45	40	35	32
3. Leg	34	32	29	25	23
4. Leg—rump off	34	32	29	25	23
5. Leg—shank half	34	32	29	25	23
6. Leg—rump half	34	32	29	25	23
7. Loin	44	41	36	31	28
8. Rib	38	38	35	32	25
9. Blade and arm	29	27	24	21	19
10. Round	46	43	38	34	30
11. Shoulder (bone-in) (square cut)	28	27	25	23	18
12. Shoulder (boneless) (square cut)	35	34	32	29	23
13. Boneless veal leg or round					29
14. Boneless veal sirloin strip					29
15. Veal tenderloin					29
16. Boneless veal, regular rib roll					29
17. Boneless veal, shoulder clod					28
18. Boned, rolled and tied veal roll					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	21	20	19	17	14
2. Breast (boneless)	29	27	24	21	19
3. Flank meat	29	27	24	21	19
4. Neck (bone-in)	21	20	19	17	14
5. Neck (boneless)	29	27	24	21	19
6. Shank (bone-in) (hind and fore)	21	20	19	17	14
7. Shank and heel meat (boneless) (hind and fore)	29	27	24	21	19
8. (Ground veal and patties	31	31	31	31	31
9. Neck bones					8
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	28	26	23	20	18
2. Forequarters	22	22	20	18	14

(v) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 9 South*—Continued.

[For stores in Groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued					
6. Leg-rump half	35	33	30	26	24
7. Loin	46	43	38	32	29
8. Rib	40	39	36	33	26
9. Blade and arm	30	28	25	22	20
10. Round	48	45	40	35	31
11. Shoulder (bone-in) (square cut)	29	28	26	24	19
12. Shoulder (boneless) (square cut)	36	35	33	30	24
13. Boneless veal, leg or round					31
14. Boneless veal, sirloin strip					31
15. Veal tenderloin					31
16. Boneless veal, regular rib roll					31
17. Boneless veal, shoulder clod					30
18. Boned, rolled and tied veal roll					29
VIII. Stews and other cuts:					
1. Breast (bone-in)	23	22	21	19	15
2. Breast (boneless)	32	30	27	24	22
3. Flank meat	32	30	27	24	22
4. Neck (bone-in)	23	22	21	19	15
5. Neck (boneless)	32	30	27	24	22
6. Shank (bone-in) (hind and fore)	23	22	21	19	15
7. Shank and heel meat (boneless) (hind and fore)	32	30	27	24	22
8. Ground veal and patties	34	34	34	34	34
9. Neck bones					9
IX. Kidneys	32	32	32	32	32
X. Wholesale cuts:					
1. Hindquarters	29	27	24	22	20
2. Forequarters	24	23	21	20	16

33. In section 22 (v) (1) the table of prices for "Veal" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured, and frozen—Zone 9 South.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks or chops:					
1. Loin chops	44	41	36	31	28
2. Rib chops	38	38	35	32	25
3. Shoulder chops (arm and blade)	29	27	24	21	19
4. Round steak (cutlets)	46	43	38	34	30
5. Sirloin steaks or chops	37	35	32	28	26
VII. Roasts:					
1. Rump and sirloin (bone-in)	34	32	29	25	23
2. Rump and sirloin (boneless)	48	45	40	35	32
3. Leg	34	32	29	25	23
4. Leg—rump off	34	32	29	25	23
5. Leg—shank half	34	32	29	25	23
6. Leg—rump half	34	32	29	25	23
7. Loin	44	41	36	31	28
8. Rib	38	38	35	32	25
9. Blade and arm	29	27	24	21	19
10. Round	46	43	38	34	30
11. Shoulder (bone-in) (square cut)	28	27	25	23	18
12. Shoulder (boneless) (square cut)	35	34	32	29	23
13. Boneless veal leg or round					29
14. Boneless veal sirloin strip					29
15. Veal tenderloin					29
16. Boneless veal regular rib roll					29
17. Boneless veal shoulder clod					28
18. Boned, rolled and tied veal roll					27

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured, and frozen—Zone 9 South*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VIII. Stews and other cuts:					
1. Breast (bone-in)	21	20	19	17	14
2. Breast (boneless)	29	27	24	21	19
3. Flank meat	29	27	24	21	19
4. Neck (bone-in)	21	20	19	17	14
5. Neck (boneless)	29	27	24	21	19
6. Shank (bone-in) (hind and fore)	21	20	19	17	14
7. Shank and heel meat (boneless) (hind and fore)	29	27	24	21	19
8. Ground veal and patties	31	31	31	31	31
9. Neck bones					8
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	28	26	23	20	18
2. Forequarters	22	22	20	18	14

34. In section 22 (w) the table of prices for "Veal" is amended to read as follows:

(w) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 10.*

[For stores in Groups 1 and 2 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	48	45	40	35	31
2. Rib chops	43	41	38	35	28
3. Shoulder chops (arm and blade)	32	30	27	24	22
4. Round steak (cutlets)	50	47	42	37	33
5. Sirloin steaks or chops	40	38	34	30	28
VII. Roasts:					
1. Rump and sirloin (bone-in)	37	35	31	28	25
2. Rump and sirloin (boneless)	53	49	44	39	35
3. Leg	37	35	31	28	25
4. Leg—rump-off	37	35	31	28	25
5. Leg—shank-half	37	35	31	28	25
6. Leg—rump-half	37	35	31	28	25
7. Loin	48	45	40	35	31
8. Rib	43	42	38	35	28
9. Blade and arm	32	30	27	24	22
10. Round	50	47	42	37	33
11. Shoulder (bone-in) (square cut)	31	30	28	25	20
12. Shoulder (boneless) (square cut)	38	37	34	32	25
13. Boneless veal, leg or round					33
14. Boneless veal, sirloin strip					33
15. Veal tenderloin					33
16. Boneless veal, regular rib roll					33
17. Boneless veal, shoulder clod					32
18. Boned, rolled and tied veal roll					31
VIII. Stews and other cuts:					
1. Breast (bone-in)	23	22	21	19	15
2. Breast (boneless)	32	30	27	24	22
3. Flank meat	32	30	27	24	22
4. Neck (bone-in)	23	22	21	19	15
5. Neck (boneless)	32	30	27	24	22
6. Shank (bone-in) (hind and fore)	23	22	21	19	15
7. Shank and heel meat (boneless) (hind and fore)	32	30	27	24	22
8. Ground veal and patties	33	33	33	33	33
9. Neck bones					10
IX. Kidneys	32	32	32	32	32
X. Wholesale cuts:					
1. Hindquarters	29	27	24	21	19
2. Forequarters	23	23	21	19	16

35. In section 22 (x) the table of prices for "Veal" is amended to read as follows:

(x) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 10.*

[For stores in groups 3 and 4 as provided in Maximum Price Regulation No. 355, effective June 21, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	46	43	38	32	29
2. Rib chops	40	39	36	33	26
3. Shoulder chops (arm and blade)	30	28	25	22	20
4. Round steak (cutlets)	47	44	40	35	31
5. Sirloin steaks or chops	38	36	32	29	26
VII. Roasts:					
1. Rump and sirloin (bone-in)	35	33	29	26	23
2. Rump and sirloin (boneless)	50	47	42	36	33
3. Leg	35	33	29	26	23
4. Leg—Rump-off	35	33	29	26	23
5. Leg—Shank-half	35	33	29	26	23
6. Leg—Rump-half	35	33	29	26	23
7. Loin	46	43	38	32	29
8. Rib	40	39	36	33	26
9. Blade and arm	30	28	25	22	20
10. Round	47	44	40	35	31
11. Shoulder (bone-in) (square cut)	30	29	26	24	20
12. Shoulder (boneless) (square cut)	36	35	32	30	24
13. Boneless veal leg or round					31
14. Boneless veal sirloin strip					31
15. Veal tenderloin					31
16. Boneless veal regular rib roll					31
17. Boneless veal shoulder clod					30
18. Boned, rolled and tied veal roll					29
VIII. Stews and other cuts:					
1. Breast (bone-in)	22	21	19	18	14
2. Breast (boneless)	30	28	25	22	20
3. Flank meat	30	28	25	22	20
4. Neck (bone-in)	22	21	19	18	14
5. Neck (boneless)	30	28	25	22	20
6. Shank (bone-in) (hind and fore)	22	21	19	18	14
7 Shank and heel meat (boneless) hind and fore	30	28	25	22	20
8. Ground veal and patties	32	32	32	32	32
9. Neck bones					9
IX. Kidneys	31	31	31	31	31
X. Wholesale cuts:					
1. Hindquarters	28	27	24	21	19
2. Forequarters	23	22	21	19	15

36. In section 22 (x) (1) the table of prices for "Veal" is amended to read as follows:

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 10.*

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	44	41	36	31	28
2. Rib chops	38	38	35	32	25
3. Shoulder chops (arm and blade)	29	27	24	21	19
4. Round steak (cutlets)	45	42	38	34	30
5. Sirloin steaks or chops	37	35	31	28	25
VII. Roasts:					
1. Rump and sirloin (bone-in)	34	32	28	25	22
2. Rump and sirloin (boneless)	48	45	40	35	32
3. Leg	34	32	28	25	22
4. Leg—rump-off	34	32	28	25	22
5. Leg—shank-half	34	32	28	25	22

(1) *Retail ceiling prices for beef, veal, lamb and mutton—fresh, cured and frozen—Zone 10*—Continued.

[For stores in Groups 3B and 4B as provided in Amendment 12 to Maximum Price Regulation No. 355, effective October 28, 1943]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued.					
6. Leg—rump-half	34	32	28	25	22
7. Loin	44	41	36	31	28
8. Rib	38	35	32	28	25
9. Blade and arm	29	27	24	21	19
10. Round	45	42	38	34	30
11. Shoulder (bone-in) (square cut)	29	28	26	23	19
12. Shoulder (boneless) (square cut)	35	34	31	29	23
13. Boneless veal leg or round					30
14. Boneless veal sirloin strip					30
15. Veal tenderloin					30
16. Boneless veal regular rib roll					30
17. Boneless veal shoulder clod					29
18. Boned, rolled and tied veal roll					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	21	20	18	17	14
2. Breast (boneless)	29	27	24	21	19
3. Flank meat	29	27	24	21	19
4. Neck (bone-in)	21	20	18	17	14
5. Neck (boneless)	29	27	24	21	19
6. Shank (bone-in) (hind and fore)	21	20	18	17	14
7. Shank and heel meat (boneless) (hind and fore)	29	27	24	21	19
8. Ground veal and patties	31	31	31	31	31
9. Neck bones					8
IX. Kidneys	30	30	30	30	30
X. Wholesale cuts:					
1. Hindquarters	27	26	23	20	18
2. Forequarters	22	21	20	18	14

37. In section 30 (a) the table of prices for "Veal" is amended to read as follows:

(a) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 1.*

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	41	38	34	30	27
2. Rib chops	36	35	32	30	24
3. Shoulder chops (arm or blade)	27	26	23	21	19
4. Round steaks (cutlets)	42	40	35	31	28
5. Sirloin steaks or chops	35	33	29	26	24
VII. Roasts:					
1. Rump and sirloin (bone-in)	32	30	27	24	22
2. Rump and sirloin (boneless)	44	41	37	33	30
3. Leg	32	30	27	24	22
4. Leg—rump off	32	30	27	24	22
5. Leg—shank off	32	30	27	24	22
6. Leg—rump half	32	30	27	24	22
7. Loin	41	38	34	30	27
8. Rib	36	35	32	30	24
9. Blade and arm	27	26	23	21	19
10. Round	42	40	35	31	28
11. Shoulder (bone-in) (square cut)	26	26	24	22	18
12. Shoulder (boneless) (square cut)	33	32	29	27	22
13. Leg or round (boneless)					32
14. Sirloin strip (boneless)					31
15. Tenderloin					31
16. Regular rib roll (boneless)					30
17. Shoulder clod (boneless)					30
18. Veal, roll (boned, rolled and tied)					29

(a) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 1*—Continued.

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VIII. Stews and other cuts:					
1. Breast (bone-in)	20	20	18	17	14
2. Breast (boneless)	27	26	23	21	19
3. Flank meat	28	27	24	21	20
4. Neck (bone-in)	20	20	18	17	14
5. Neck (boneless)	27	26	23	21	19
6. Shank (bone-in) (hind and fore)	20	20	18	17	14
7. Shank and heel meat (hind and fore)	27	26	23	21	19
8. Ground veal and patties	28	28	28	28	28
9. Neck bones					11
IX. Wholesale cuts:					
1. Hindquarters	27	26	23	21	19
2. Forequarters	22	22	20	19	15

38. In section 30 (b) the table of prices for "Veal" is amended to read as follows:

(b) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 2.*

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	39	36	32	28	25
2. Rib chops	34	33	31	28	22
3. Shoulder chops (arm or blade)	26	24	21	19	17
4. Round steaks (cutlets)	40	38	33	29	26
5. Sirloin steaks or chops	33	31	27	24	22
VII. Roasts:					
1. Rump and sirloin (bone-in)	30	28	25	22	20
2. Rump and sirloin (boneless)	42	39	35	31	28
3. Leg	30	28	25	22	20
4. Leg—rump off	30	28	25	22	20
5. Leg—shank half	30	28	25	22	20
6. Leg—rump half	30	28	25	22	20
7. Loin	39	36	32	28	25
8. Rib	34	33	31	28	22
9. Blade and arm	25	24	21	19	17
10. Round	40	38	33	29	26
11. Shoulder (bone-in) (square cut)	25	24	22	20	16
12. Shoulder (boneless) (square cut)	31	30	28	26	20
13. Leg or round (boneless)					30
14. Sirloin strip (boneless)					29
15. Tenderloin					29
16. Regular rib roll (boneless)					29
17. Shoulder clod (boneless)					28
18. Veal, roll (boned, rolled and tied)					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	18	18	17	15	13
2. Breast (boneless)	26	24	21	19	17
3. Flank meat	26	25	22	19	18
4. Neck (bone-in)	18	18	17	15	13
5. Neck (boneless)	26	24	21	19	17
6. Shank (bone-in) (hind and fore)	18	18	17	15	13
7. Shank and heel meat (hind and fore)	26	24	21	19	17
8. Ground veal and patties	26	26	26	26	26
9. Neck bones					10
IX. Wholesale cuts:					
1. Hindquarters	26	25	22	19	18
2. Forequarters	21	21	19	18	14

39. In section 30 (c) the table of prices for "Veal" is amended to read as follows:

(c) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 3.*

[For all stores permitted to make such sales]

Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	37	35	30	26	2
2. Rib chops	33	32	29	27	21
3. Shoulder chops (arm and blade)					
4. Round steaks (cutlets)	38	36	32	28	25
5. Sirloin steaks or chops	31	30	26	25	22
VII. Roasts:					
1. Rump and sirloin (bone-in)	28	27	24	21	19
2. Rump and sirloin (boneless)	40	38	34	29	2
3. Leg	28	27	24	21	19
4. Leg—Rump-off	28	27	24	21	19
5. Leg—shank-half	28	27	24	21	19
6. Leg—rump-half	28	27	24	21	19
7. Loin	37	35	30	26	23
8. Rib	33	32	29	27	21
9. Blade and arm	24	23	20	18	15
10. Round	38	36	32	28	25
11. Shoulder (bone-in) (square cut)	23	22	21	19	15
12. Shoulder (boneless) (square cut)	30	29	27	24	19
13. Leg or round (boneless)					27
14. Sirloin strip (boneless)					27
15. Tenderloin					27
16. Regular rib roll (boneless)					27
17. Shoulder clod (boneless)					26
18. Veal roll (boned, rolled and tied)					25
VIII. Stews and other cuts:					
1. Breast (bone-in)	17	17	15	14	11
2. Breast (boneless)	24	23	20	18	16
3. Flank meat	25	23	20	18	16
4. Neck (bone-in)	17	17	15	14	11
5. Neck (boneless)	24	23	20	18	16
6. Shank (bone-in) (hind and fore)	17	17	15	14	11
7. Shank and heel meat (hind and fore)	24	23	20	18	16
8. Ground veal and patties	25	25	25	25	25
9. Neck bones					8
IX. Wholesale cuts:					
1. Hindquarters	25	24	21	19	17
2. Forequarters	20	20	18	17	14

40. In section 30 (d) the table of prices for "Veal" is amended to read as follows:

(d) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 4.*

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	36	34	29	25	22
2. Rib chops	32	31	29	26	20
3. Shoulder chops (arm or blade)	24	22	19	17	15
4. Round steaks (cutlets)	38	35	31	27	24
5. Sirloin steaks or chops	30	29	25	22	20
VII. Roasts:					
1. Rump and sirloin (bone-in)	27	26	23	20	18
2. Rump and sirloin (boneless)	38	36	32	28	25
3. Leg	27	26	23	20	18
4. Leg—rump off	27	26	23	20	18
5. Leg—shank half	27	26	23	20	18
6. Leg—rump half	27	26	23	20	18
7. Loin	36	34	29	25	22
8. Rib	32	31	29	26	20
9. Blade and arm	24	22	19	17	15
10. Round	36	34	29	25	22
11. Shoulder (bone-in) (square cut)	22	21	20	18	14
12. Shoulder (boneless) (square cut)	29	28	26	24	18
13. Leg or round (boneless)					26
14. Sirloin strip (boneless)					25
15. Tenderloin					25
16. Regular rib roll (boneless)					25
17. Shoulder clod (boneless)					24
18. Veal roll (boned, rolled and tied)					24
VIII. Stews and other cuts:					
1. Breast (bone-in)	16	16	15	13	10
2. Breast (boneless)	24	22	19	17	15
3. Flank meat	24	22	19	17	15
4. Neck (bone-in)	16	15	13	13	10
5. Neck (boneless)	24	22	19	17	15
6. Shank (bone-in) (hind and fore)	16	16	15	13	10
7. Shank and heel meat (hind and fore)	24	22	19	17	15
8. Ground veal and patties	24	24	24	24	24
9. Neck bones					8
IX. Wholesale cuts:					
1. Hindquarters	25	23	20	18	16
2. Forequarters	20	19	17	16	12

41. In section 30 (e) the table of prices for "Veal" is amended to read as follows:

(e) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 5.*

For all stores permitted to make such sales

Cents per pound

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	37	34	30	26	23
2. Rib chops	32	31	28	26	21
3. Shoulder chops (arm or blade)	24	22	20	17	15
4. Round steaks (cutlets)	38	35	31	27	24
5. Sirloin steaks or chops	30	29	25	22	20
VII. Roasts:					
1. Rump and sirloin (bone-in)	28	26	23	20	18
2. Rump and sirloin (boneless)	38	36	32	28	25
3. Leg	27	26	23	20	18
4. Leg—rump off	27	26	23	20	18
5. Leg—shank half	27	26	23	20	18
6. Leg—rump half	27	26	23	20	18
7. Loin	36	34	29	25	22
8. Rib	32	31	29	26	20
9. Blade and arm	24	22	19	17	15
10. Round	36	34	29	25	22
11. Shoulder (bone-in) (square cut)	23	22	21	19	15
12. Shoulder (boneless) (square cut)	29	28	26	24	19
13. Leg or round (boneless)					26
14. Sirloin strip (boneless)					25
15. Tenderloin					25
16. Regular rib roll (boneless)					25
17. Shoulder clod (boneless)					24
18. Veal roll (boned, rolled and tied)					24
VIII. Stews and other cuts:					
1. Breast (bone-in)	16	16	15	13	10
2. Breast (boneless)	24	22	19	17	15
3. Flank meat	24	22	19	17	15
4. Neck (bone-in)	16	15	13	13	10
5. Neck (boneless)	24	22	19	17	15
6. Shank (bone-in) (hind and fore)	16	16	15	13	10
7. Shank and heel meat (hind and fore)	24	22	19	17	15
8. Ground veal and patties	24	24	24	24	24
9. Neck bones					8
IX. Wholesale cuts:					
1. Hindquarters	25	23	20	18	16
2. Forequarters	20	19	17	16	12

(d) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 4*—Continued.

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued.					
6. Leg—rump-half	27	26	23	20	18
7. Loin	36	34	29	25	22
8. Rib	32	31	29	26	20
9. Blade and arm	24	22	19	17	15
10. Round	38	35	31	27	24
11. Shoulder (bone-in) (square cut)	23	22	20	18	14
12. Shoulder (boneless) (square cut)	29	28	26	23	18
13. Leg or round (boneless)					27
14. Sirloin strip (boneless)					27
15. Veal tenderloin					27
16. Regular rib roll (boneless)					27
17. Shoulder clod (boneless)					26
18. Veal roll (boned, rolled and tied)					25
VIII. Stews and other cuts:					
1. Breast (bone-in)	16	16	15	13	10
2. Breast (boneless)	24	22	19	17	15
3. Flank meat	24	22	19	17	15
4. Neck (bone-in)	16	15	13	13	10
5. Neck (boneless)	24	22	19	17	15
6. Shank (bone-in) (hind and fore)	16	16	15	13	10
7. Shank and heel meat (hind and fore)	24	22	19	17	15
8. Ground veal and patties	24	24	24	24	24
9. Neck bones					8
IX. Wholesale cuts:					
1. Hindquarters	25	23	20	18	16
2. Forequarters	20	19	17	16	12

(e) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 5*—Continued.

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VIII. Stews and other cuts:					
1. Breast (bone-in)	17	16	15	14	11
2. Breast (boneless)	24	23	20	17	15
3. Flank meat	24	23	20	17	15
4. Neck (bone-in)	17	16	15	14	11
5. Neck (boneless)	24	22	20	17	15
6. Shank (bone-in) (hind and fore)	17	16	15	14	11
7. Shank and heel meat (hind and fore)	24	23	20	17	15
8. Ground veal and patties	25	25	25	25	25
9. Neck bones					8
IX. Wholesale cuts:					
1. Hindquarters	25	24	21	19	16
2. Forequarters	20	20	18	16	13

42. In section 30 (f) the table of prices for "Veal" is amended to read as follows:

(f) *Retail ceiling prices on specially authorized sales to eating places or other retailers—Zone 6.*

For all stores permitted to make such sales

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	37	35	30	26	23
2. Rib chops	33	32	29	27	21
3. Shoulder chops (arm or blade)	24	23	20	18	16
4. Round steak (cutlets)	38	36	32	28	25
5. Sirloin steak or chops	31	30	26	23	21
VII. Roasts:					
1. Rump and sirloin (bone-in)	28	27	24	21	19
2. Rump and sirloin (boneless)	40	38	34	29	26
3. Leg	28	27	24	21	19
4. Leg (rump off)	28	27	24	21	19
5. Leg (shank-half)	28	27	24	21	19
6. Leg (rump-half)	28	27	24	21	19
7. Loin	37	35	30	26	23
8. Rib	33	32	29	27	21
9. Blade and arm	24	23	20	18	16
10. Round	38	36	32	28	25
11. Shoulder (bone-in) (square cut)	23	22	21	19	15
12. Shoulder (boneless) (square cut)	30	29	27	24	19
13. Leg or round (boneless)					28
14. Sirloin strip (boneless)					28
15. Tenderloin					28
16. Regular rib roll (boneless)					27
17. Shoulder clod (boneless)					27
18. Veal roll (boned, rolled and tied)					26
VIII. Stews and other cuts:					
1. Breast (bone-in)	17	17	15	14	11
2. Breast (boneless)	24	23	20	18	16
3. Flank meat	25	23	20	18	16
4. Neck (bone-in)	17	17	15	14	11
5. Neck (boneless)	24	23	20	18	16
6. Shank (bone-in) (hind and fore)	17	17	15	14	11
7. Shank and heel meat (hind and fore)	24	23	20	18	16
8. Ground veal and patties	25	25	25	25	25
9. Neck bones					8
IX. Wholesale cuts:					
1. Hindquarters	25	24	21	19	17
2. Forequarters	20	20	18	17	13

43. In section 30 (g) the table of prices for "Veal" is amended to read as follows:

(g) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 7.*

[For all stores permitted to make such sales]

[Cent. per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	38	35	31	27	24
2. Rib chops	33	32	30	27	22
3. Shoulder chops (arm and blade)	25	23	21	18	16
4. Round steak (cutlets)	39	37	32	28	25
5. Sirloin steaks or chops	32	30	26	23	21
VII. Roasts:					
1. Rump and sirloin (bone-in)	29	27	24	21	19
2. Rump and sirloin (boneless)	41	38	34	30	27
3. Leg	29	27	24	21	19
4. Leg—rump off	29	27	24	21	19
5. Leg—shank half	29	27	24	21	19
6. Leg—rump half	29	27	24	21	19
7. Loin	38	35	31	27	24
8. Rib	33	32	30	27	22
9. Blade and arm	25	23	21	18	16
10. Round	39	37	32	28	25
11. Shoulder (bone-in) (square cut)	24	23	21	20	16
12. Shoulder (boneless) (square cut)	30	29	27	25	20
13. Leg or round (boneless)					29
14. Sirloin strip (boneless)					28
15. Tenderloin					28
16. Regular rib roll (boneless)					28
17. Shoulder clod (boneless)					27
18. Veal roll (boned, rolled and tied)					26
VIII. Stews and other cuts:					
1. Breast (bone-in)	18	17	16	15	12
2. Breast (boneless)	25	23	21	18	16
3. Flank meat	25	24	21	18	17
4. Neck (bone-in)	18	17	16	15	12
5. Neck (boneless)	25	23	21	18	16
6. Shank (bone-in) (hind and fore)	18	17	16	15	12
7. Shank and heel meat (boneless) (hind and fore)	25	23	21	18	16
8. Ground veal and patties	25	25	25	25	25
9. Neck bones					9
IX. Wholesale cuts:					
1. Hindquarters	26	24	21	19	17
2. Forequarters	21	20	19	17	14

44. In section 30 (h) the table of prices for "Veal" is amended to read as follows:

(h) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 8—North.*

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	28	26	24	22	20
2. Rib chops	24	23	20	18	16
3. Shoulder chops (arm and blade)	25	24	21	18	17
4. Round steak (cutlets)	40	37	33	29	26
5. Sirloin steaks or chops	32	31	27	24	22
VII. Roasts:					
1. Rump and sirloin (bone-in)	29	28	25	22	20
2. Rump and sirloin (boneless)	42	39	35	30	27
3. Leg	29	28	25	22	20
4. Leg—rump off	29	28	25	22	20
5. Leg—shank half	29	28	25	22	20

(h) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 8—North*—Continued.

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued.					
6. Leg—rump half	29	28	25	22	20
7. Loin	38	36	31	27	24
8. Rib	34	33	30	28	22
9. Blade and arm	25	24	21	18	17
10. Round	40	37	33	29	26
11. Shoulder (bone-in) (square cut)	24	24	22	20	16
12. Shoulder (boneless) (square cut)	30	30	27	25	20
13. Leg or round (boneless)					29
14. Sirloin strip (boneless)					29
15. Tenderloin					29
16. Regular rib roll (boneless)					28
17. Shoulder clod (boneless)					28
18. Veal roll (boned, rolled and tied)					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	18	18	16	15	12
2. Breast (boneless)	25	24	21	18	17
3. Flank meat	26	24	21	19	17
4. Neck (bone-in)	18	18	16	15	12
5. Neck (boneless)	25	24	21	18	17
6. Shank (bone-in) (hind and fore)	18	18	16	15	12
7. Shank and heel meat (boneless) (hind and fore)	25	24	21	18	17
8. Ground veal and patties	26	26	26	26	26
9. Neck bones					9
IX. Wholesale cuts:					
1. Hindquarters	26	24	22	19	17
2. Forequarters	21	20	19	17	14

45. In section 30 (i) the table of prices for "Veal" is amended to read as follows:

(i) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 8—South.*

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	38	36	31	27	24
2. Rib chops	34	33	30	28	22
3. Shoulder chops (arm and blade)	25	24	21	18	17
4. Round steak (cutlets)	40	37	33	29	26
5. Sirloin steaks or chops	32	31	27	24	22
VII. Roasts:					
1. Rump and sirloin (bone-in)	29	28	25	22	20
2. Rump and sirloin (boneless)	42	39	35	30	27
3. Leg	29	28	25	22	20
4. Leg—rump off	29	28	25	22	20
5. Leg—shank half	29	28	25	22	20
6. Leg—rump half	29	28	25	22	20
7. Loin	38	36	31	27	24
8. Rib	34	33	30	28	22
9. Blade and arm	25	24	21	18	17
10. Round	40	37	33	29	26
11. Shoulder (bone-in) (square-cut)	24	24	22	20	16
12. Shoulder (boneless) (square-cut)	30	30	27	25	20
13. Leg or round (boneless)					29
14. Sirloin strip (boneless)					29
15. Tenderloin					29
16. Regular rib roll (boneless)					28
17. Shoulder clod (boneless)					28
18. Veal roll (boned, rolled and tied)					27

(i) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 8—South*—Continued.

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VIII. Stews and other cuts:					
1. Breast (bone-in)	18	18	16	15	12
2. Breast (boneless)	25	24	21	18	17
3. Flank meat	26	24	21	19	17
4. Neck (bone-in)	18	18	16	15	12
5. Neck (boneless)	25	24	21	18	17
6. Shank (bone-in) (hind and fore)	18	18	16	15	12
7. Shank and heel meat (boneless) (hind and fore)	25	24	21	18	17
8. Ground veal and patties	26	26	26	26	26
9. Neck bones					9
IX. Wholesale cuts:					
1. Hindquarters	26	24	22	19	17
2. Forequarters	21	20	19	17	14

46. In section 30 (j) the table of prices for "Veal" is amended to read as follows:

(j) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 9—North.*

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	39	36	32	28	25
2. Rib chops	34	33	31	28	22
3. Shoulder chops (arm and blade)	26	24	21	19	17
4. Round steak (cutlets)	40	38	33	29	26
5. Sirloin steak or chops	33	31	27	24	22
VII. Roasts:					
1. Rump and sirloin (bone-in)	30	28	25	22	20
2. Rump and sirloin (boneless)	42	39	35	31	28
3. Leg	30	28	25	22	20
4. Leg—rump off	30	28	25	22	20
5. Leg—shank half	30	28	25	22	20
6. Leg—rump half	30	28	25	22	20
7. Loin	39	36	32	28	25
8. Rib	34	33	31	28	22
9. Blade and arm	26	24	21	19	17
10. Round	40	38	33	29	26
11. Shoulder (bone-in) (square cut)	25	24	22	20	16
12. Shoulder (boneless) (square cut)	31	30	28	25	20
13. Leg or round (boneless)					30
14. Sirloin strip (boneless)					29
15. Tenderloin					29
16. Regular rib roll (boneless)					29
17. Shoulder clod (boneless)					28
18. Veal roll (boned, rolled and tied)					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	18	18	17	15	13
2. Breast (boneless)	26	24	21	19	17
3. Flank meat	26	25	22	19	18
4. Neck (bone-in)	18	18	17	15	13
5. Neck (boneless)	26	24	21	19	17
6. Shank (bone-in) (hind and fore)	18	18	17	15	13
7. Shank and heel meat (boneless) (hind and fore)	26	24	21	19	17
8. Ground veal and patties	27	27	27	27	27
9. Neck bones					10
IX. Wholesale cuts:					
1. Hindquarters	26	25	22	19	18
2. Forequarters	21	21	19	18	14

47. In section 30 (k) the table of prices for "Veal" is amended to read as follows:

(k) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 9—South.*

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	39	36	32	28	25
2. Rib chops	34	33	31	28	22
3. Shoulder chops (arm and blade)	26	24	21	19	17
4. Round steak (cutlets)	40	38	33	29	26
5. Sirloin steak or chops	33	31	27	24	22
VII. Roasts:					
1. Rump and sirloin (bone-in)	30	28	25	22	20
2. Rump and sirloin (boneless)	42	39	35	31	28
3. Leg	30	28	25	22	20
4. Leg—rump off	30	28	25	22	20
5. Leg—shank half	30	28	25	22	20
6. Leg—rump half	30	28	25	22	20
7. Loin	39	36	32	28	25
8. Rib	34	33	31	28	22
9. Blade and arm	26	24	21	19	17
10. Round	40	38	33	29	26
11. Shoulder (bone-in) (square cut)	25	24	22	20	16
12. Shoulder (boneless) (square cut)	31	30	28	25	20
13. Leg or round (boneless)					30
14. Sirloin strip (boneless)					29
15. Tenderloin					29
16. Regular rib roll (boneless)					29
17. Shoulder clod (boneless)					28
18. Veal roll (boned, rolled and tied)					27
VIII. Stews and other cuts:					
1. Breast (bone-in)	18	18	17	15	13
2. Breast (boneless)	26	24	21	19	17
3. Flank meat	26	25	22	19	18
4. Neck (bone-in)	18	18	17	15	13
5. Neck (boneless)	26	24	21	19	17
6. Shank (bone-in) (hind and fore)	18	18	17	15	13
7. Shank and heel meat (boneless) (hind and fore)	26	24	21	19	17
8. Ground veal and patties	27	27	27	27	27
9. Neck bones					10
IX. Wholesale cuts:					
1. Hindquarters	26	25	22	19	18
2. Forequarters	21	21	19	18	14

48. In section 30 (l) the table of prices for "Veal" is amended to read as follows:

(l) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 10.*

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VI. Steaks and chops:					
1. Loin chops	39	37	32	28	25
2. Rib chops	35	34	31	28	22
3. Shoulder chops (arm and blade)	26	24	22	19	17
4. Round steak (cutlets)	40	38	34	30	27
5. Sirloin steaks or chops	33	32	28	25	24
VII. Roasts:					
1. Rump and sirloin (bone-in)	30	29	26	23	21
2. Rump and sirloin (boneless)	42	40	36	31	29
3. Leg	30	29	26	23	21
4. Leg-rump off	30	29	26	23	21
5. Leg-shank half	30	29	26	23	21

(l) *Retail ceiling prices on specially authorized sales to eating places or other retailers, Zone 10*—Continued.

[For all stores permitted to make such sales]

[Cents per pound]

Veal	Grades				
	AA or Choice	A or Good	B or Commercial	C or Utility	D or Cull
VII. Roasts—Continued.					
6. Leg-rump half	30	29	26	23	21
7. Loin	39	37	32	28	25
8. Rib	35	34	31	28	23
9. Blade and arm	26	24	22	19	18
10. Round	40	38	34	30	27
11. Shoulder (bone-in) (square cut)	25	25	23	21	17
12. Shoulder (boneless) (square cut)	31	31	28	26	21
13. Leg or round (boneless)					30
14. Sirloin strip (boneless)					30
15. Tenderloin					30
16. Regular rib roll (boneless)					29
17. Shoulder clod (boneless)					28
18. Veal roll (boned, rolled & tied)					28
VIII. Stews and other cuts:					
1. Breast (bone-in)	19	18	17	16	13
2. Breast (boneless)	26	24	22	19	18
3. Flank meat	27	25	22	20	18
4. Neck (bone-in)	19	18	17	16	13
5. Neck (boneless)	26	24	22	19	18
6. Shank (bone-in) (hind and fore)	19	18	17	16	13
7. Shank and heel meat (boneless) (hind and fore)	26	24	22	19	18
8. Ground veal and patties	27	27	27	27	27
9. Neck bones					10
IX. Wholesale cuts:					
1. Hindquarters	27	25	22	20	18
2. Forequarters	22	21	19	18	14

This amendment shall become effective April 8, 1946.

Issued this 5th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5739; Filed, Apr. 5, 1946; 11:26 a. m.]

Chapter XXIII—War Assets Administration

[SPA Reg. 9, Amdt. 2]

PART 8309—CONTRACTOR INVENTORY AND DISPOSALS BY OWNING AGENCIES

Surplus Property Administration Regulation 9, October 12, 1945, entitled "Contractor Inventory and Disposals by Owning Agencies," as amended through Dec. 7, 1945, (10 F.R. 12961, 14966) is hereby further amended in the following respects:

1. Section 8309.1 (m) is amended to read as follows:

§ 8309.1 (m) "Salvage" means property that is in such a worn, damaged, deteriorated or incomplete condition, or is of such a specialized nature that it has no reasonable prospect of sale as a unit, or is not usable as a unit without major repairs or alteration. Salvage has some value in excess of its basic material content because it may contain serviceable components or may have value to a purchaser who may make major repairs or alterations. Salvage includes used containers and cable reels.

2. Section 8309.16 (b) is amended to read as follows:

§ 8309.16 (b) Except as specified in any order issued under paragraph (a) of this section, any owning agency is authorized to sell at the best price obtainable small lots in its possession at any one place at any one time. Such small lots should not be declared surplus to disposal agencies except in special cases and upon mutual agreement between the owning and disposal agency. A small lot shall consist of any item or group of identical items, normally constituting a single entry on Form SPB-1, the cost of which (estimated if not known) does not exceed $100. Notwithstanding the foregoing, if, in the opinion of a disposal agency, such disposition of small lots of any given type of property interferes with the orderly marketing of such type of property by it, such agency may direct the owning agencies to cease sales of such property and to report such property as surplus pursuant to the act.

This amendment shall become effective April 4, 1946.

E. B. GREGORY,
Administrator.

MARCH 30, 1946.

[F. R. Doc. 46-5759; Filed, Apr. 5, 1946; 11:31 a. m.]

[SPA Reg. 4, Amdt. 1]

PART 8304—DISPOSAL OF AIRCRAFT AND COMPONENTS AND PARTS OF AIRCRAFT

Surplus Property Administration Regulation 4, December 21, 1945, entitled "Disposal of Aircraft and Components and Parts of Aircraft" (11 F.R. 179) is hereby amended by changing § 8304.1 (b) (3) to read as follows:

§ 8304.1 (b) (3) "Salvage" means property that is in such a worn, damaged, deteriorated or incomplete condition, or is of such a specialized nature that it has no reasonable prospect of sale as a unit, or is not usable as a unit without major repairs or alteration. Salvage has some value in excess of its basic material content because it may contain serviceable components or may have value to a purchaser who may make major repairs or alterations. Salvage includes used containers and cable reels.

This amendment shall become effective April 4, 1946.

E. B. GREGORY,
Administrator.

MARCH 30, 1946.

[F. R. Doc. 46-5758; Filed, Apr. 5, 1946; 11:31 a. m.]

[SPA Rev. Reg. 13, Amdt. 1]

PART 8313—STANDARD GENERAL PURPOSE AND SPECIAL MACHINERY

Surplus Property Administration Revised Regulation 13, March 4, 1946, entitled "Standard General Purpose and Special Machinery" (11 F.R. 2381) is hereby amended by changing § 8313.1 (b) (3) to read as follows:

§ 8313.1 (b) (3) "Salvage" means property that is in such a worn, damaged, deteriorated or incomplete condition, or is of such a specialized nature that it has no reasonable prospect of sale as a unit, or is not usable as a unit without major repairs or alteration. Salvage has some value in excess of its basic material content because it may contain serviceable components or may have value to a purchaser who may make major repairs or alterations. Salvage includes used containers and cable reels.

This amendment shall become effective April 4, 1946.

E. B. GREGORY,
Administrator.

MARCH 30, 1946.

[F. R. Doc. 46-5761; Filed, Apr. 5, 1946; 11:31 a. m.]

[SPA Reg. 19, Amdt. 1]

PART 8319—DONATION, DESTRUCTION, OR ABANDONMENT OF SURPLUS PERSONAL PROPERTY

Surplus Property Administration Regulation 19, December 7, 1945, entitled "Donation, Destruction, or Abandonment of Surplus Personal Property" (10 F.R. 14966) is hereby amended by changing § 8319.1 (b) (4) to read as follows:

§ 8319.1 (b) (4) "Salvage" means property that is in such a worn, damaged, deteriorated or incomplete condition, or is of such a specialized nature that it has no reasonable prospect of sale as a unit, or is not usable as a unit without major repairs or alteration. Salvage has some value in excess of its basic material content because it may contain serviceable components or may have value to a purchaser who may make major repairs or alterations. Salvage includes used containers and cable reels.

This amendment shall become effective April 4, 1946.

E. B. GREGORY,
Administrator.

MARCH 30, 1946.

[F. R. Doc. 46-5760; Filed, Apr. 5, 1946; 11:31 a. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

Subchapter K—Seamen

PART 138—RULES AND REGULATIONS FOR ISSUANCE OF CERTIFICATES AND CONTINUOUS DISCHARGE BOOKS

WARTIME REGULATIONS FOR ABLE SEAMEN AND QUALIFIED MEMBERS OF ENGINE DEPARTMENT

By virtue of the authority vested in me by section 13 of the act of March 4, 1915, as amended by the acts of June 25, 1936, and May 22, 1937, section 1 of the act of June 16, 1938, the act of July 8, 1941, the act of September 25, 1941 (Sec. 13, 38 Stat. 1169, sec. 1, 7, 49 Stat. 1930, 1936, sec. 1, 2, 50 Stat. 199, sec. 1, 52 Stat.

753, 55 Stat. 579, 732; 46 USC 672, 672–2, 672b, 672b–1, 669), Executive Order No. 9083, dated February 28, 1942 (3 CFR Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), order of the Acting Secretary of the Navy, dated October 1, 1942 (7 F.R. 7979), as amended by an order of the Secretary of the Navy, dated June 5, 1945 (10 F.R. 6848), and Coast Guard General Order 1–46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following amendments to the regulations appearing in the FEDERAL REGISTER for October 16, 1945 (10 F.R. 12855), are prescribed:

Section 138.3 (e) entitled "Wartime regulations; able seamen" shall remain in effect indefinitely or until rescinded by proper authority and the date of May 2, 1946, for effecting the rescission of § 138.3 (e) is cancelled.

Section 138.5 (g) entitled "Wartime regulations; qualified member of the engine department" shall remain in effect indefinitely or until rescinded by proper authority and the date of May 2, 1946, for effecting the rescission of § 138.5 (g) is cancelled.

Dated: April 3, 1946.

[SEAL] MERLIN O'NEILL,
Rear Admiral, U. S. C. G.,
Acting Commandant.

[F. R. Doc. 46–5689; Filed, Apr. 4, 1946; 4:04 p. m.]

Subchapter O—Regulations Applicable to Certain Vessels and Shipping During Emergency

PART 155—LICENSED OFFICERS AND CERTIFICATED MEN; REGULATIONS DURING EMERGENCY

CANCELLATION OF RESCISSION DATE

By virtue of the authority vested in me by R.S. 4405, 4417a, 4426, 4438, 4439, 4440, 4441 and 4442, as amended, 49 Stat. 1544, sec. 5, 55 Stat. 244 (46 U.S.C. 375, 391a, 404, 224, 226, 228, 229, 214, 367, 50 U.S.C. 1275), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1) and Coast Guard General Order 1–46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following amendment to the regulations appearing in the FEDERAL REGISTER for September 5, 1945 (10 F.R. 11311), as amended by an order appearing in the FEDERAL REGISTER for October 9, 1945 (10 F.R. 12656), is prescribed:

Part 155—Licensed Officers and Certificated Men: Regulations During Emergency shall remain in effect indefinitely or until rescinded by proper authority, and the date of May 2, 1946, for effecting the rescission of Part 155 is cancelled.

Dated: April 3, 1946.

[SEAL] MERLIN O'NEILL,
Rear Admiral, U. S. C. G.,
Acting Commandant.

[F. R. Doc. 46–5688; Filed, Apr. 4, 1946; 4:04 p. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Order 130–E]

PART 12—AMATEUR RADIO: STATIONS AND OPERATORS

FREQUENCY BANDS

MARCH 29, 1946.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 29th day of March, 1946;

Whereas by Order No. 130–A, dated November 14, 1945, as amended by Order No. 130–B, dated January 16, 1946, and as further amended by Order No. 130–C, dated February 20, 1946 and as further amended by Order No. 130–D, dated March 13, 1946, the Commission made available for amateur station operation certain frequency bands; and

Whereas one of these bands, namely, 3700 to 4000 kilocycles, which was made available for use as of April 1, 1946, 3:00 a. m. Eastern Standard Time, by amateur stations within the continental limits of the United States, may now be expanded to include the frequencies from 3625 to 3700 kilocycles, and the use of the expanded band 3625 to 4000 kilocycles extended to amateur stations within the Territories of Alaska and Puerto Rico, and in the Virgin Islands; and

Whereas two minor changes in frequency bands previously made available are considered advisable;

It is hereby ordered, That the second ordering clause of Order No. 130–A, as amended by Orders Nos. 130–B, 130–C and 130–D, be and it is hereby further amended to read as follows:

2. (a) The following frequency bands are available for use for amateur station operation, subject to the limitations and restrictions set forth herein:

(1) 3625 to 4000 Kc., using type A1 emission, and, on frequencies 3900 to 4000 Kc., type A3 emission, subject to the restriction that A3 emission may be used only by an amateur station which is licensed to an amateur operator holding Class A privileges and then only when operated and controlled by an amateur operator holding Class A privileges. This band may be used for amateur station operation on and after, but not before, April 1, 1946, 3:00 a. m. Eastern Standard Time. Use of this band is restricted to amateur stations within the continental limits of the United States, the Territories of Alaska and Puerto Rico, and the Virgin Islands.

(2) 27.185 to 27.455 Mc., using types A0, A1, A2, A3 and A4 emissions, and also special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques). This band is subject to use also for operation of scientific, industrial and medical apparatus.

(3) 28.0 to 29.7 Mc., using type A1 emission.

(4) 28.1 to 29.7 Mc., using type A3 emission.

(5) 29.0 to 29.7 Mc., using special emission for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques).

(6) 50.0 to 54.0 Mc., using types A1, A2, A3 and A4 emissions and, on frequencies 52.5 to 54.0 Mcs., special emission for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques).

(7) 144 to 148 Mc., using types A1, A2, A3 and A4 emissions and special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques). The portion of this band between 146.5 and 148 Mc. shall not be used, however, by any amateur station located within 50 miles of Washington, D. C., Seattle, Washington, or Honolulu, T. H.

(8) 235 to 240 Mc., using types A1, A2, A3 and A4 emissions and special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques).

(9) 420 to 430 Mc., 1215 to 1295 Mc., 2300 to 2450 Mc., 5250 to 5650 Mc., 10,000 to 10,500 Mc., and 21,000 to 22,000 Mc., using on these six bands, types A1, A2, A3, A4 and A5 emissions and special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques). Peak antenna power on the band 420 to 430 Mc. shall not exceed 50 watts.

(b) No frequencies other than those assigned in this order shall be used for amateur operation.

This order shall become effective immediately.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–5726; Filed, Apr. 5, 1946; 10:59 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

National Park Service.

[D. C. Sign Order 4]

DISTRICT OF COLUMBIA

ADOPTION AND DESIGNATION OF OFFICIAL SIGNS

APRIL 4, 1946.

Pursuant to the National Capital Parks Regulations (36 CFR 3.4 (f), 3.33) issued by the Secretary of the Interior, effective September 15, 1945, the lists of official signs adopted and designated by Sign Order No. 3 are hereby made a part of this order and amended and supplemented as follows:

ANACOSTIA PARK

Substitute under this heading the attached page 2 [1] in lieu of page 2 attached to Sign Order No. 3.

EAST POTOMAC PARK

Substitute under this heading the attached page 4 [1] in lieu of page 4 attached to Sign Order No. 3.

INDEPENDENCE AVENUE

Substitute under this heading the attached page 1 [1] in lieu of page 1 attached to Sign Order No. 3.

MALL AREA

Substitute under this heading the attached page 6 [1] in lieu of page 6 attached to Sign Order No. 3.

MONUMENT GROUNDS

Substitute under this heading the attached page 4 [1] in lieu of page 4 attached to Sign Order No. 3.

ROCK CREEK PARK

Substitute under this heading the attached page 1 [1] in lieu of page 1 attached to Sign Order No. 3.

ROCK CREEK AND POTOMAC PARKWAY

Substitute under this heading the attached page 4 [1] in lieu of page 4 attached to Sign Order No. 3.

The signs contained and described on the attached lists [1] are hereby adopted and designated as official signs.

This order shall become effective as of April 8, 1946.

IRVING C. ROOT,
Superintendent.

[F. R. Doc. 46–5702; Filed, Apr. 5, 1946; 9:37 a. m.]

[Va. Sign Order 4]

VIRGINIA

ADOPTION AND DESIGNATION OF OFFICIAL SIGNS

APRIL 4, 1946.

Pursuant to the National Capital Parks Regulations (36 CFR 3.4 (f), 3.33) issued by the Secretary of the Interior, effective September 15, 1945, the lists of official signs adopted and designated by Sign Order No. 3 are hereby made a part of this order and amended and supplemented as follows:

MOUNT VERNON MEMORIAL HIGHWAY

Substitute under this heading the attached page 3 [1] in lieu of page 3 attached to Sign Order No. 3.

The signs contained and described on the attached list [1] are hereby adopted and designated as official signs.

This order shall become effective as of April 8, 1946.

IRVING C. ROOT,
Superintendent.

[F. R. Doc. 46–5703; Filed, Apr. 5, 1946; 9:37 a. m.]

[1] Filed as part of the original document.

DEPARTMENT OF AGRICULTURE.

Rural Electrification Administration.

[Administrative Order 1025]

ALLOCATION OF FUNDS FOR LOANS

MARCH 21, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Indiana 33L Hendricks	$55,000
Kansas 40C Leavenworth	40,000
Kentucky 52L Fleming	300,000
Louisiana 19E Jefferson Davis	200,000
Minnesota 57S Ottertail	100,000
Minnesota 60F Redwood	245,000
Minnesota 75D Red Lake	200,000
Missouri 36F Audrain	100,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46–5733; Filed, Apr. 5, 1946; 11:00 a. m.]

[Administrative Order 1027]

ALLOCATION OF FUNDS FOR LOANS

MARCH 26, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Arkansas 33B Polk	$60,000
South Dakota 15E Butte	60,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Dos. 46–5734; Filed, Apr. 5, 1946; 10:59 a. m.]

[Administrative Order 1028]

ALLOCATION OF FUNDS FOR LOANS

MARCH 27, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Georgia 17F Burke	$290,000
Georgia 87G Tattnall	237,000
Indiana 88G Kosciusko	28,000
Minnesota 12G St. Louis	80,000
Minnesota 80F Lincoln	140,000
Mississippi 20L Yazoo	357,000
Mississippi 39M Jackson	250,000
North Dakota 38A Cavalier	400,000
South Dakota 13E Custer	260,000

CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46–5735; Filed, Apr. 5, 1946; 11:00 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6220]

HERMAN RADNER

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Herman Radner, Dearborn, Michigan, for construction permit; Docket No. 6220, File No. B2–P–3180.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the above-entitled application of Herman Radner for a permit to construct a new broadcast station at Dearborn, Michigan, to be operated on the frequency 680 kc with power of 250 watts, unlimited time, which was dismissed without prejudice on June 22, 1943, and a petition filed by the applicant on September 13, 1945 requesting reinstatement of the said application;

It is ordered, That the above petition be, and it is hereby granted; and

It is further ordered, That the application be, and it is hereby designated for hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of the other broadcast services available to such areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the services of Stations WISR, Butler, Pennsylvania or WMAQ, Chicago, Illinois or any other existing or proposed broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine the extent of the applicant's interest in the licensee of Station WIBM, Jackson, Michigan.

6. To determine the areas and populations expected to receive primary service from the operation of the proposed station which are included within the primary service area of Station WIBM, Jackson, Michigan.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–5728; Filed, Apr. 5, 1946; 10:59 a. m.]

[Docket No. 7473]

LA CROSSE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of La Crosse Broadcasting Company, La Crosse, Wisconsin, for construction permit; File No. B4–P–4507, Docket No. 7473.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1946;

The Commission having under consideration an application for construction permit (File No. B4–P–4507) of La Crosse Broadcasting Company for a new standard AM broadcast station at La Crosse, Wisconsin;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application for construction permit of Middle West Broadcasting Company, Inc. (File No. B4–P–4261), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain or lose primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations operating in the Dominion of Canada, and if so, the nature and extent thereof.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station in the United States, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

8. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5727; Filed, Apr. 5, 1946; 10:59 a. m.]

[Docket No. 7438]

REDEGE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of: Redege Broadcasting Company, a partnership composed of Monroe M. Redden and William A. Egerton, Hendersonville, North Carolina, for construction permit; Docket No. 7438, File No. B3–P–4532.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 13th day of March 1946;

The Commission having under consideration the application of Redege Broadcasting Company, a partnership composed of Monroe M. Redden and William A. Egerton (File No. B3–P–4532; Docket No. 7438) for a construction permit for a new standard broadcast station at Hendersonville, North Carolina, to be operated on the frequency 1450 kc. with 250 watts power, unlimited time, together with a petition requesting that the said application be designated for hearing in consolidation with the application of Radio Asheville, Inc. (File No. B3–P–4407; Docket No. 7439) requesting the same facilities in Asheville, North Carolina;

It is ordered, That the above petition be granted, and

It is further ordered, That the application of Redege Broadcasting Company be, and it is hereby designated for hearing in a consolidated proceeding with the Radio Asheville, Inc. application upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and its members to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5731; Filed, Apr. 5, 1946; 10:59 a. m.]

[Docket No. 7491]

GLOBE WIRELESS LTD.

NOTICE OF HEARING

In re application of Globe Wireless Ltd., dated August 30, 1945, for modification of license to include Havana, Cuba as an authorized point of communication; class of service, fixed public; class of station, point-to-point telegraph; location, Woodcliff Lake, New Jersey; Docket No. 7491, File No. T1–SA–406.

You are hereby notified that the Commission having examined the above described application, and being unable to determine upon examination of such application that public interest, convenience or necessity would be served by the granting thereof, has designated the matter for hearing for the following reasons:

1. To determine the extent to which applicant's authorized frequencies and facilities will be used for operating the proposed circuit and whether such use is the most desirable use of these frequencies and facilities for providing the United States public with rapid and efficient communication service.

2. To determine the nature and capacity of existing telegraph communication facilities between New York, N. Y., and Havana, Cuba, and the capacity, transmission qualities and scheduled hours of operation of the circuit proposed in the above application.

3. To determine the efficiency of operation of the proposed circuit, as compared with the efficiency of operation of existing facilities for telegraph communication service between the United States and Cuba.

4. To determine whether there is a public need for additional telegraph communication facilities between New York, N. Y., and Havana, Cuba.

5. To determine the nature of any contracts, agreements or understandings between the applicant and any other carrier for the operation of the proposed circuit.

6. To determine the nature of service to be rendered by applicant over the proposed circuit, including the classes of service to be offered, the charges to be made for each such class and the division of such charges.

7. To determine the extent to which the general public in the United States would make use of service over the proposed circuit and whether applicant proposes to enter into any agreements for service to any particular user or users which would limit general public use of the proposed circuit.

8. To determine the effect of a contract of January 2, 1946 between applicant on the one hand and the Robert Dollar Company and the International Business Machines Corporation, on the other hand, on the control of the applicant, and on its ability to render foreign telegraph service in the public interest.

9. To determine the financial qualifications of the applicant to establish and operate the proposed circuit in the public interest.

10. To determine any other relevant facts which would indicate whether or not a grant of the above application would serve public interest, convenience or necessity.

The applicant is hereby given an opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 (a) of the Commission's rules and regulations. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's rules and regulations.

The applicant's address is as follows: Globe Wireless Ltd., 311 California Street, San Francisco, California.

Dated at Washington, D. C., March 27, 1946.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5732; Filed, Apr. 5, 1946; 10:59 a. m.]

[Docket No. 6810]

CAPROCK BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Caprock Broadcasting Company, Lubbock, Texas, for construction permit; Docket No. 6810, file No. B3–P–4090.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 13th March 1946;

The Commission having under consideration the application of Caprock Broadcasting Company (File No. B3–P–4090) for a construction permit for a new standard broadcast station to be operated on the frequency 1590 kc with 1 kw power, unlimited time, employing a directional antenna both day and night at Lubbock, Texas;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application of KVGB, Inc. (KVGB) (File No. B4–P–4459) requesting a construction permit to change frequency from 1400 kc to 1590 kc and increase power from 250 watts to 1 kw, unlimited time, at Great Bend, Kansas, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in accordance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with the Civil Aeronautics Administration requirements.

7. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5730; Filed, Apr. 5, 1946; 10:59 a. m.]

[Docket No. 7443]

VOLUNTEER STATE BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Volunteer State Broadcasting Company, Inc., Nashville, Tennessee, for construction permit; Docket No. 7443, File No. B3–P–4531.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of March 1946;

The Commission having under consideration the application of Volunteer State Broadcasting Company, Inc. (File No. B3–P–4531) for a construction permit for a new standard broadcast station to be operated on the frequency 1300 kc with 5 kw power, unlimited time, employing a directional antenna for nighttime use, at Nashville, Tennessee;

It is ordered, That this application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Newnan Broadcasting Company (File No. B3–P–4487) for a construction permit for a new standard broadcast station to be operated on the frequency 1300 kc with 1 kw power, unlimited time, employing a directional antenna for nighttime use, at Newnan, Georgia, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–5729; Filed, Apr. 5, 1946; 10:59 a. m.]

FEDERAL TRADE COMMISSION.

[Docket 5413]

REALFLEX PRODUCTS CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 4th day of April A. D. 1946.

In the matter of Martin J. Goldstein and Isabelle Goldstein, individually and as co-partners trading under the name of Realflex Products Company.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission;

It is ordered, That Henry P. Alden, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Friday, April 12, 1946, at ten o'clock in the forenoon of that day eastern standard time), in Room 505, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46–5762; Filed, Apr. 5, 1946; 11:39 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 212]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Erna Mittwoch, Charlotte Stibbe, David Bargeboer, and Adolph Bargeloer.	Holland	Estate of Helena Meyer nee Bargeboer, deceased, Surrogate's Court, Queens County, N. Y.; Index No. 2219-1944.	$165.57
		Item 2	
Abraham Montezinos, Klara Montezinos, and Hanna Montezinos.	Holland and Belgium	Estate of Jozef Montezinos, deceased, Surrogate's Court, New York County, N. Y. Index No. A-657/1943.	[illegible]
		Item 3	
Feiga Weinstock	Poland	Estate of Katie Reich, deceased, Surrogate's Court, New York County, N. Y.; Docket No. P-1183-1944.	3.00
		Item 4	
Fotini Pafilis	Greece	Estate of Demetrius Pangarliotis, also known as James Pappas, deceased, Surrogate's Court, New York County, N. Y.; Docket No. P-113-1945.	10.00
		Item 5	
Helen Karpouza	Greece	Same	10.00
		Item 6	
Aphrodite Koutoula	Greece	Same	10.00
		Item 7	
Zoitsa Papademetriou	Greece	Same	10.00
		Item 8	
Fanny Hahn	France	Estate of Emelie Zaug, deceased, Surrogate's Court, Ulster County, N. Y.	38.00
		Item 9	
Agnes O. Sigmundstad	Norway	Estate of Sven Sigmond, deceased, Surrogate's Court, Kings County, N. Y.; Docket No. 471-1944.	20.00
		Item 10	
Dagny O. Sigmundstad	Norway	Same	20.00

[F. R. Doc. 46–5562; Filed, Apr. 3, 1946; 11:26 a. m.]

[Vesting Order CE 213]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA, NORTH DAKOTA, MICHIGAN AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Rakuah Ryen	Norway	Estate of Efraim Christianson, deceased, Probate Court, Otter Tail County, Minn., File No. 12681.	$16.00
		Item 2	
Alexander Ryen	Norway	Same	16.00
		Item 3	
Olaf Ryen	Norway	Same	16.00
		Item 4	
Selma Ryen	Norway	Same	16.00
		Item 5	
Borchild Ryen	Norway	Same	16.00
		Item 6	
Esther Ryen	Norway	Same	16.00
		Item 7	
Christian Ryen	Norway	Same	16.00
		Item 8	
Ida Carlson	Norway	Estate of Marthe Aaserud, deceased, County Court, Benson County, N. Dak.	36.00
		Item 9	
Martha Carlson	Norway	Same	36.00
		Item 10	
Johannes Aaserud	Norway	Same	36.00
		Item 11	
Ottar Aaserud	Norway	Same	36.00
		Item 12	
Erling Aaserud	Norway	Same	36.00
		Item 13	
Eleni Kotsias	Greece	Estate of Thomas Gikkas, deceased, Probate Court, Wayne County, Mich., File No. 328101.	18.00
		Item 14	
Foto Angelis	Greece	Same	18.00
		Item 15	
Hebrew School of the Town of Trochinbroad	Poland	Estate of Meyer Kaller, deceased, Probate Court, Franklin County, Ohio, File No. 105,763.	10.00
		Item 16	
Free Loan Society of Trochinbroad	Poland	Same	10.00
		Item 17	
Shlayme Kaller	Poland	Same	10.00
		Item 18	
Aaron Kaller	Poland	Same	10.00
		Item 19	
Mrs. Broche Schwartz	Poland	Same	10.00
		Item 20	
Chave Kaller	Poland	Same	10.00
		Item 21	
Esther Kaller	Poland	Same	10.00
		Item 22	
Tovy Schwartz	Poland	Same	10.00
		Item 23	
Contrain de la Marque	France	Trust under the Will of Lydia A. Potter, deceased, Probate Court, Hamilton County, Ohio. Docket 49010.	70.00
		Item 24	
Heirs-at-law, names unknown, of Marko Pazin, deceased.	Jugoslavia	Estate of Marko Pazin, deceased, Probate Court, St. Louis County, Minn.	71.00
		Item 25	
Mrs. Anna Ruzicka	Czechoslovakia	Estate of Fred Ruzicka, deceased, Probate Court, Cuyahoga County, Ohio; No. 351422.	101.00
		Item 26	
Julie Marie Christensen	Denmark	Estate of James S. Christensen, also known as James S. Christenson, deceased, Probate Court, Hennepin County, Minn., File 42770.	20.00
		Item 27	
Elvine Caroline Jorgensen	Denmark	Same	20.00
		Item 28	
Jens Michael Christensen	Denmark	Same	20.00
		Item 29	
Peder Christian Christensen	Denmark	Same	20.00

[F. R. Doc. 46–5563; Filed, Apr. 3, 1946; 11:27 a. m.]

[Vesting Order CE 214]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Pelagia Rzepecka	Poland	Estate of Walentyna Cracherski, deceased, Probate Court, Cook County, Ill., Docket No. 377; Page 591; File No. 33-P-6143.	$4,350.00	The County Treasurer of Cook County, Chicago, Ill.	$211.00
		Item 2			
Delfina Bartolucci	Italy	Estate of Delfina Bartolucci, a minor, Probate Court, Cook County, Ill.; Docket No. 45; Page 641; File No. 133229.	1,037.41	Same	82.00
		Item 3			
Maria Santa Cerami	Italy	Estate of Leonardo Cerami, deceased, Probate Court, Cook County, Ill.; Docket No. 420; Page 520; File No. 43-P-2463.	716.26	Same	22.00
		Item 4			
Grazio Cerami	Italy	Same	716.26	Same	22.00
		Item 5			
Guisseppe Cerami	Italy	Same	716.26	Same	22.00
		Item 6			
Guiseppa Cerami	Italy	Same	716.26	Same	22.00
		Item 7			
Damiano Cerami	Italy	Same	716.26	Same	22.00
		Item 8			
Heirs at law of Albert Smid, deceased, names unknown.	Czechoslovakia	Estate of Albert Smid, deceased, Probate Court, Cook County, Ill.; Docket No. 424; Page 105; File No. 43-P-5531	456.71	Same	41.00
		Item 9			
Rose Smeriglio, also known as Rosario Smeriglio.	Italy	Estate of Frank Smeriglio, deceased, Probate Court, Cook County, Ill.; Docket No. 428; Page 639; File No. 44-P-1377.	436.27	The County Treasurer of Cook County, Chicago, Ill.	40.00
		Item 10			
Joseph Smeriglio, also known as Guiseppe Smeriglio.	Italy	Same	436.27	Same	40.00

[F. R. Doc. 46-5564; Filed, Apr. 3, 1946; 11:27 a. m.]

[Vesting Order CE 215]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings,

costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
The legal representative of Rose Kucera, deceased.	Czechoslovakia	Estate of Joseph V. Duda, deceased, Franklin County, Probate Court, File No. 28179, Massachusetts.	$1,272.50	Judge of Probate of Franklin County, Greenfield, Mass.	$41.00
		Item 2			
Ethel L. Wright	France	Estate of John H. Wright, deceased, Suffolk County, Probate Court, Massachusetts, File No. 296181.	(1)	E. Sohier Welch, 73 Tremont Street, Boston, Mass., and State Street Trust Co., State and Congress Streets, Boston, Mass., Trustees.	242.00
		Item 3			
Rosemary Wright Macght	France	Same	(1)	Same	81.00
		Item 4			
Adalgisa Marcelli	Italy	Estate of Costanzo D'Alessandro, deceased, Probate Court, Norfolk County, File No. 103623.	563.00	Carmine D'Alessandro care of L. Paul Marini, Esq., 1359 Hancock St., Quincy, Mass., Executor.	68.00
		Item 5			
Maria Papadopoulos	Greece	Estate of George N. Papadopoulos, deceased, Probate Court, Hampden County, Mass. File No. 75089.	2,214.25	John A. Denison, Esquire, Judge of Probate of Hampden County, Springfield, Mass.	27.00
		Item 6			
Lotini Touliopoulos	Greece	Same	885.70	Same	11.00
		Item 7			
Christos Papadopoulos	Greece	Same	885.70	Same	11.00
		Item 8			
Antonios Papadopoulos	Greece	Same	885.70	Same	11.00
		Item 9			
Olga Nicolopoulos	Greece	Same	885.70	Same	11.00
		Item 10			
Erthoxia Papadopoulos	Greece	Same	885.69	Same	11.00
		Item 11			
Akke Deknatel	Kingdom of Netherlands.	Estate of Hendrik Vossema, deceased, Middlesex County, Probate Court, Massachusetts, File No. 226574.	(2)	Fred C. Edmunds, 5 Oakland Ave., Sommerville, Mass., John DeVries, 246 Park Ave., Arlington, Mass., and Miss J. Estalla Stevenson, 41 Princeton St., East Boston, Mass.	27.00
		Item 12			
Date Vossema	Kingdom of Netherlands.	Same	(2)	Same	27.00
		Item 13			
Tunnis Vossema	Kingdom of Netherlands.	Same	(2)	Same	27.00
		Item 14			
Janke Draisma Vossema	Kingdom of Netherlands.	Same	(2)	Same	5.00
		Item 15			
Bolina Oosindier Vossema	Kingdom of Netherlands.	Same	(2)	Same	5.00
		Item 16			
Lainke Oosindier Vossema	Kingdom of Netherlands.	Same	(2)	Same	5.00
		Item 17			
Uhel Vossema	Kingdom of Netherlands.	Same	(2)	Same	5.00
		Item 18			
Tennis W. Vossema	Kingdom of Netherlands.	Same	(2)	Same	5.00
		Item 19			
Arene Holtrop	Kingdom of Netherlands.	Same	(2)	Same	12.00
		Item 20			
Bolina Staal Holtrop	Kingdom of Netherlands.	Sam	(2)	Same	13.00
		Item 21			
Mrs. Joan Jeffery Vanderpool	Greece	Trust under Will of Thomas B. Jeffery, deceased, Probate Court Norfolk County, Mass., File No. 104977.	(3)	Guaranty Trust Co. of New York, 140 Broadway, New York, N. Y., Executor and Trustee.	132.00

[1] Income from trust established under the Will of John H. Wright, deceased.
[2] Income from Trust established under the Will of Hendriek Vossema, deceased.
[3] Income from Trust under Will of Thomas B. Jeffery, deceased.

[F. R. Doc. 46-5565; Filed, Apr. 3, 1946; 11:27 a. m.]

named in Column 1 of Exhibit A, at- | and having taken such measures; | or administrative actions or proceedings,

[Vesting Order CE 219]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Katarzyna Gorczewski, a/k/a Katarzyna Gorczewska.	Poland	Lipien vs. Gorczewski, et al., No. 42–C–1546 Circuit Court, Cook County, Ill., and People vs. Del Belle, No. 43–S–1020, Superior Court, Cook County, Ill.	1230.97	C. F. Koenig, Attorney-in-fact, care of Dr. Karol Ripa Consul General of Poland, 49 East Cedar St., Chicago, Ill.	$22.00
		Item 2			
Maria Lipien	Poland	Same	461.93	Same	44.00
		Item 3			
Sava Popovich	Yugoslavia	Estate of Sam Popovich, deceased. Probate Court of Cook County, Ill. No. 37–P–5739; Doc. 367; Page 199.	285.90	First National Bank of Chicago, 38 S. Dearborn St., Chicago, Ill., Account in name of V. M. Vukmirovich, Consul General of Yugoslavia.	16.00
		Item 4			
Obren Popovich	Yugoslavia	Same	142.95	Same	8.00
		Item 5			
Dusan Popovich	Yugoslavia	Same	142.96	Same	8.00
		Item 6			
Drago Popovich	Yugoslavia	Same	142.96	Same	8.00
		Item 7			
Jovo Popovich	Yugoslavia	Same	142.96	Same	8.00
		Item 8			
Ana Popovich	Yugoslavia	Same	142.96	Same	8.00
		Item 9			
Jovana Popovich	Yugoslavia	Same	142.96	Same	8.00
		Item 10			
John S. Mazarakos	Greece	Estate of James S. Mazarakos, deceased, Probate Court of Cook County, Ill., File 44–P–701, Docket 428, Page 146.	3,373.12	Pioneer Trust & Savings Bank, 4000 West North Ave., Chicago, Ill.; Mr. Apostolos Mazarakos, 1956 N. California Ave., Chicago, Ill.; and Mr. Charles Anagnost, 324–326 S. Canal St., Chicago, Ill., Co-executors and Trustees.	200.00
		Item 11			
Mariko Mazarakos	Greece	Same	306.83	Same	2.00
		Item 12			
Stathou Mazarakos	Greece	Same	306.83	Same	2.00
		Item 13			
Fereos Graos	Greece	Estate of Theodore Graw, alias Theodore Graos, deceased, Probate Court of Cook County, Ill., No. 44–P–6072; Doc. 434; Page 120.	3,465.99	A. Poumpouras, Acting Consul General of Greece, 201 N. Wells St., Chicago, Ill.	25.00
		Item 14			
Sourmalou Graos Tsaitourides	Greece	Same	3,465.99	Same	25.00
		Item 15			
Athanasia Sofroniou	Greece	Same	3,465.98	Same	25.00
		Item 16			
Maroudio Paraskevis Zournatzis.	Greece	Estate of Constantine Zournatzis, a/k/a Gust Angelos, deceased No. 18797, Probate Court, Trumbull County, Ohio.	1,236.65	La Salle National Bank, Field Bldg., 135 S. La Salle St., Chicago, Ill., Account No. 30985 in the name of A. Poumpouras, Acting Consul General of Greece at Chicago.	143.00

[F. R. Doc. 46–5569; Filed, Apr. 3, 1946; 11:27 a. m.]

[Vesting Order CE 216]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, INDIANA, MISSOURI AND WISCONSIN COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Mary L. Glanou	Greece	Estate of Chris E. Glanou, deceased. Probate Court for the County of Wayne, Detroit, Mich., No. 315,199.	$36.00
		Item 2	
Aniela Wojcik	Poland	Estate of John Majewski, deceased, No. 316500, Probate Court, Wayne County, Mich.	14.00
		Item 3	
Marcin Majewski	Poland	Same	14.00
		Item 4	
Adam Majewski	Poland	Same	14.00
		Item 5	
Wladyslaw Majewski	Poland	Same	14.00
		Item 6	
Maryanna Szydlik or Polesław Szydlik, Franciszek Szydlik, Stefania Szymanski, and Henryk Szydlik.	Poland	Estate of John Szydlik, deceased. In the Probate Court of Cuyahoga County, Ohio; File: 318376.	51.00
		Item 7	
Soren Frandsen	Denmark	Estate of Peter Frandsen, deceased. Probate Court of Roseau County, Minn.	49.00
		Item 8	
Donka Quosseff (Kiosseff)	Greece	Estate of Jerry (Gery) Tanas, a/k/a Ghire Tanas Ziskoff, deceased, No. 16719, Circuit Court, Vigo County, Ind.	245.00
		Item 9	
Wladyslaw Kruchowski	Poland	Estate of Stefan Kruchowski, Dec'd. Probate Court of St. Louis County, Minn.	21.00
		Item 10	
Jusefka Zdanowicz	Poland	Same	21.00
		Item 11	
Piotr Kruchowski	Poland	Same	21.00
		Item 12	
Arthur Victor Waldemar Hessling	Belgium	Estate of Susan Buchanan Hessling, Deceased. Probate Court of the City of St. Louis, Mo.	88.00
		Item 13	
Constant Douven	Holland	Estate of August Douven, deceased, in the County Court of LaCrosse County, Wis. File: No. 14833.	12.00
		Item 14	
Constant Douven, Jr.	Holland	Same	12.00
		Item 15	
Clovis Douven	Belgium	Same	12.00
		Item 16	
Cesar Douven	Belgium	Same	12.00
		Item 17	
Heirs at law of Lawrence Hadley, a/k/a Lawrence Hodly, deceased, names unknown.	Yugoslavia	Estate of Lawrence Hadley, a/k/a Lawrence Hodly, deceased, No. 335724, Probate Court, Cuyahoga County, Ohio.	71.00

[F. R. Doc. 46–5566; Filed, Apr. 3, 1946; 11:27 a. m.]

[Vesting Order CE 218]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, MINNESOTA, OHIO AND MISSOURI COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Hariklia Kouzoumis	Greece	Estate of Nick D. Kouzoumis, deceased. In the Probate Court of Wayne County, Mich. File 299,281.	[illegible]
		Item 2	
Heirs at law of Nicholas M. Wilhelmy, deceased, names unknown.	Luxembourg	Estate of Nicholas M. Wilhelmy, deceased, Probate Court, Brown County, Minn.	[illegible]
		Item 3	
Heirs at law, names unknown, of Severin Hendrieksen, deceased.	Norway	Estate of Severin Hendricksen, deceased, Probate Court, Clearwater County, Minn.	[illegible]
		Item 4	
Mrs. Howe Ging Dea	China	Estate of Lucy P. Bement, deceased. Probate Court of Cuyahoga County, Ohio, No. 289811.	41 [illegible]
		Item 5	
Howe Ne Sing	China	Same	9 [illegible]
		Item 6	
Howe Moi Jeaw	China	Same	9 [illegible]
		Item 7	
Howe Anna Elizabeth	China	Same	9 [illegible]
		Item 8	
Howe Moi Jean	China	Same	9 [illegible]
		Item 9	
Howe Lootl	China	Same	9 [illegible]
		Item 10	
William Stavenes	Norway	Estate of Gertrude Williams, deceased. In the Probate Court of Hennepin County, Minn. File No. 61451.	10 [illegible]
		Item 11	
Christ Chrysanth	Greece	Estate of George Chrysanth, deceased. Probate Court of St. Louis County, Mo.	[illegible]
		Item 12	
Sister of George Chrysanth, name and address unknown.	Greece	Same	[illegible]
		Item 13	
Johanna Fossen Divik	Norway	Estate of Louis Fossen, deceased. In the Probate Court of St. Louis County, Minn.	[illegible]
		Item 14	
Thomas Fossen	Norway	Same	[illegible]

[F. R. Doc. 46–5568; Filed, Apr. 3, 1946; 11:27 a. m.]

[Vesting Order CE 217]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS, MONTANA, NEW YORK, NORTH DAKOTA AND SOUTH DAKOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Trond (Knudsen) Stanso	Norway	Estate of Anna Knudson, deceased, No. 43–P–6841, Probate Court, Cook County, Ill.	$125.92	National City Bank of New York, N. Y., account in the name of the Royal Norwegian Government Special Account "H," Washington, D. C.	$7.00
		Item 2			
Maren Knudsen	Norway	Same	625.92	Same	35.00
		Item 3			
Mrs. Brundhilde Nerdheim	Norway	In the Estate of Belle M. Guggedahl, deceased, District Court of the Sixteenth Judicial District of the State of Montana, in and for the County of Custer. No. 1916.	4,945.55	Same	154.00
		Item 4			
Karl Gustaf Skoog, a/k/a Carl Gustaf Skoog.	Norway	Estate of Hulda Skoog, deceased, Surrogate's Court, New York County, N. Y.	920.17	Same	28.00
		Item 5			
Knut Syverson	Norway	Estate of Marie Gustafson, deceased. County Court of Grand Forks County, N Dak.	800.00	Same	25.00
		Item 6			
Birgit Lavekase Hagen	Norway	Estate of Ingebjorg Halvorsdatter Lavekase, deceased. County Court of Codington County, S. Dak.	856.76	Same	22.00
		Item 7			
Liv Lavekase Jore	Norway	Same	856.76	Same	22.00
		Item 8			
Aslaug Lavekase Haugen	Norway	Same	856.77	Same	22.00
		Item 9			
Gro Johnsdatter Lavekase Asen	Norway	Same	856.77	Same	22.00
		Item 10			
Josefine Svenson	Norway	Estate o Christina Thorgersen, deceased. No. 43–P–4914, Probate Court Cook County, Ill.	626.86	Same	14.00
		Item 11			
Johan Johansen	Norway	Same	626.86	Same	14.00
		Item 12			
Hellmer (Hlemar) Hansen	Norway	Same	936.86	Same	21.00
		Item 13			
Alton Hansen	Norway	Est. of Christina Thorgersen, deceased, No. 43–P–4914, Probate Court, Cook County, Ill.	936.87	National City Bank of New York, New York City, N. Y. Royal Norwegian Government Special Account "H", Washington, D. C.	21.00
		Item 14			
Johanna Hansen	Norway	Same	936.87	Same	21.00
		Item 15			
Magrete Hansen	Norway	Same	936.87	Same	21.00
		Item 16			
Hansine Hansen	Norway	Same	936.87	Same	21.00
		Item 17			
Mollie Johansen	Norway	Same	936.87	Same	21.00
		Item 18			
Alliette Johansen	Norway	Same	936.87	Same	21.00

[F. R. Doc. 46–5567; Filed, Apr. 3, 1946; 11:27 a. m.]

[Vesting Order CE 222]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Hubert Marie Lacroix	France	Estate of Elisabeth Everett Prevost, deceased, Surrogate's Court, New York County, N. Y. Index No. P-1494/1942.	$42.00
		Item 2	
Martin Marie Lacroix	France	Same	42.00
		Item 3	
Rudolph deWardiner	France	Same	42.00
		Item 4	
Malene Kleven	Norway	Estate of Aanen Nielsen, a/k/a Aanen Nilsen and Aanen Andreas Nilson, deceased, Surrogate's Court, Kings County, Index No. 7376-1944, New York.	8.00
		Item 5	
Aaselene Knutsen	Norway	Same	8.00
		Item 6	
Marie Nilsen	Norway	Same	8.00
		Item 7	
Theodor Nilsen-Daland	Norawy	Same	8.00
		Item 8	
Andrea Nilsen	Norway	Same	9.00
		Item 9	
Minnie Bottenheim	Holland	In the matter of the estate of Harry Samson, deceased Surrogate's Court, New York County, N. Y. No. P2212-1927.	111.37
		Item 10	
Anna Klein	Czechoslovakia	In the matter of the estate of Karel Klein, deceased, a/k/a Karl Klein, deceased, Surrogate's Court, New York County, P874-1942, New York, N. Y.	94.00
		Item 11	
Temarah Benkin	Poland	Estate of Simon Gordon, deceased, Surrogate's Court, Kings County, New York. Index No. 6751/1944.	22.00
		Item 12	
Chaye Pikofsky	Poland	Same	22.00
		Item 13	
Benedikte Knudsen	Norway	Estate of Sarah C. Fridstrom, deceased, Surrogate's Court, New York, Kings County, Index No. 4093/1944.	61.00

[F. R. Doc. 46–5640; Filed, Apr. 4, 1946; 11:19 a. m.]

[Vesting Order CE 221]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN IOWA, SOUTH DAKOTA AND MINNESOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Mrs. Anna Peterson	Denmark	Estate of Peter K. Nielsen, deceased, Probate Court, Harrison County, Iowa; File No. 4539.	$622.46	Laura Leonard, Clerk of District Court of Harrison County, Logan, Iowa.	$12.00
		Item 2			
Peder Kristian, Alfred Pedersen.	Denmark	Same	622.46	Same	12.00
		Item 3			
Valborg Petrea Pedersen	Denmark	Same	622.46	Same	12.00
		Item 4			
Mrs. Ane Marie Kristine Nielsen.	Denmark	Same	622.46	Same	12.00
		Item 5			
Miss Marprete Pedersen	Denmark	Same	622.46	Same	12.00
		Item 6			
Hans Peder Rikard Pedersen	Denmark	Same	622.4	Same	12.00
		Item 7			
Mrs. Nina Pedersen	Denmark	Same	622.46	Same	12.00
		Item 8			
Miss Karen Pedersen	Denmark	Same	622.45	Same	12.00
		Item 9			
Kirstine C. Nielsen, nee Schultz.	Denmark	Estate of Bartel Schultz, deceased, County Court, Kingsbury County, S. Dak.	136.54	First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill.; Account No. 1,448,137.	22.00
		Item 10			
Catherine Peterson, nee Schultz.	Denmark	Same	136.54	First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill.; Account No. 1,448,138.	22.00
		Item 11			
Karen Schultz Bundeballe	Denmark	Same	68.25	First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill.; Account No. 1,448,139.	11.00
		Item 12			
Kristine Schultz Ronsch	Denmark	Estate of Bartel Schultz, deceased, County Court, Kingsbury County, S. Dak.	68.25	First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill.; Account No. 1,448,140.	11.00
		Item 13			
Augustine Gunther	Poland	Estate of H. M. Daszkowski, deceased, Probate Court, Faribault County, Minn.	500.00	The County Treasurer of Faribault County, Wells, Minn.	20.00
		Item 14			
Paulina Drobinek	Poland	Same	500.00	Same	20.00
		Item 15			
Cecelia Konkolowski	Poland	Same	300.00	Same	12.00
		Item 16			
Stefan Pcholar	Czechoslovakia	Estate of Steve Pcholar, deceased, Probate Court, Mahoning County, Minn.; File No. 28362.	572.67	Mary Pscholar Lipko, Administratrix of the Estate of Steve Pcholar, deceased, 925 Wabash Ave., Youngstown, Ohio.	30.00
		Item 17			
Andrew Pcholar	Czechoslovakia	Same	572.67	Same	30.00
		Item 18			
Laura Akslen	Norway	Estate of Severine Ulvestad, deceased, Probate Court, Ramsey County, Minn.; File No. 67800.	798.14	Lars Ulvestad, Administrator of the Estate of Severine Ulvestad, deceased, 498 Otis Ave., St. Paul, Minn.	12.00
		Item 19			
Lina Grytebust	Norway	Same	798.14	Same	12.00
		Item 20			
Marius Ulfrstad	Norway	Same	798.14	Same	12.00
		Item 21			
Karen Grytten	Norway	Same	798.14	Same	12.00
		Item 22			
Bia Lisbeth	Norway	Same	798.14	Same	12.00
		Item 23			
Anna Carlson	Norway	Estate of Gustav Eimel Johnson, deceased, Probate Court, Crow Wing County, Minn.; File No. 4866.	5,520.34	The County Treasurer of Crow Wing County, Brainerd, Minn.	30.00

[F. R. Doc. 46–5639; Filed, Apr. 4, 1946; 11:19 a. m.]

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

Hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Angelina Maiarota	Italy	Estate of Francesco Maiarota, deceased, Surrogate's Court, Westchester County, N. Y., Index No. 1835/44.	$699.48	Kenneth C. Cole, Public Administrator of Westchester County, White Plains, N. Y.	$27.43
		Item 2			
Pasqualina Maiarota	Italy	Same	1,398.95	Same	54.84
		Item 3			
Stella Kuzak	Poland	Estate of Frank Kusak, also known as Franciszek Kuzak, deceased, Surrogate's Court, Erie County, N. Y.	349.59	Erie County Treasurer, Buffalo, N. Y.	18.00
		Item 4			
Helen Kuzak	Poland	Same	349.59	Same	18.00
		Item 5			
Jennie Kuzak	Poland	Same	349.59	Same	18.00
		Item 6			
Italia Giannarelli	Italy	Estate of Giuseppe Giannarelli, also known as John Giannarelli, deceased, Surrogate's Court, Westchester County, State of N. Y., Index No. 2227–1942.	692.93	Commissioner of Finance, County of Westchester, White Plains, N. Y.	28.00
		Item 7			
Ella Giannarelli	Italy	Same	392.92	Same	16.00
		Item 8			
Ilma Giannarelli	Italy	Same	392.92	Same	16.00
		Item 9			
Nettie G. DePaats	France	Estate of Daniel Guggenheim, deceased, Surrogate's Court, Nassau County, N. Y., P–1868.	(1)	Irving Trust Company, 1 Wall Street, New York City, Trustee	187.00
		Item 10			
Elizabeth Louisa Doubleday Winthrop	Monaco	Estate of Alice Decraff, deceased, Surrogate's Court, Suffolk County, N. Y., Index No. P–80–1933.	(2)	President and Directors of the Manhattan Co., 40 Wall St., New York City, Successor Trustee	38.00
		Item 11			
Gudrun Hepner	China	Estate of Franz Hepner, deceased, Surrogate's Court, New York County, N. Y., Index No. A–1580–1943.	687.79	James P. Blue, Public Administrator, 31 Chambers St., New York, N. Y., administrator of the estate of Franz Hepner, deceased.	24.50
		Item 12			
Ilse Hepner	China	Same	251.14	Same	8.95
		Item 13			
Gerhard Hepner	China	Same	251.14	Same	8.95
		Item 14			
Ursula Hepner	China	Same	251.15	Same	8.95
		Item 15			
Rachel Melamdowitz	Poland	Estate of Henry Rutenberg, deceased, Surrogate's Court, New York County, N. Y., File No. A993–1943.	3,149.89	James P. Blue, Public Administrator of New York County, Hall of Records, New York City.	19.50
		Item 16			
Burda Melamdewitz	Poland	Same	4,149.89	Same	19.50
		Item 17			
Jean Jeffery Vanderpool	Greece	Estate of Blanche H. Jeffery, deceased, Surrogate's Court, New York County, N. Y., Index No. P 364–1939.	(3)	Guaranty Trust Company, 140 Broadway, New York, N. Y., Trustee	60.00
		Item 18			
Ivana Stanisic	Yugoslavia	Estate of Drago Stanisic, deceased, Surrogate's Court, New York County, N. Y., File No. A1797–1942.	679.11	Public Administrator of New York County, Hall of Records, New York City.	23.21
		Item 19			
Slava Stanisic	Yugoslavia	Same	452.74	Same	15.47
		Item 20			
Rafael Stanisic	Yugoslavia	Same	452.74	Same	15.47
		Item 21			
[illegible] Stanisic	Yugoslavia	Same	452.74	Same	15.47

[1] Income from trust created under the Will of Daniel Guggenheim, deceased.
[2] Income from trust created under the Will of Alice Decraff, deceased.
[3] Income from trust under Will of Blanche H. Jeffery, deceased.

[F. R. Doc. 46–5570; Filed, Apr. 3, 1946; 11:28 a. m.]

[Vesting Order CE 226]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

Hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Jaroslav Hladilek	Czechoslovakia	Estate of Petronila Vik, deceased, in the Probate Court of Cook County, Ill., File: 45–P–2713, 440, 255.	$11.00
		Item 2	
Bozena Skrivan	Czechoslovakia	Same	11.00
		Item 3	
Vaclav Hladilek	Czechoslovakia	Same	23.00
		Item 4	
Petronila Jaros	Czechoslovakia	Same	41.00
		Item 5	
Stanislaw Lipinski	Poland	Estate of Joseph Lipinski, deceased, Probate Court of Cook County, Chicago, Ill., File 42P157, docket 409, page 189.	78.00
		Item 6	
John P. Stephany	Luxemburg	Estate of Marie C. Kummer, deceased No. 44–P–8033, Probate Court, Cook County, Ill.	21.00
		Item 7	
Catherine Schoeffer	Luxemburg	Same	21.00
		Item 8	
Paul Sarovsky	Czechoslovakia	Estate of Marie Engwall, deceased, Probate Court of Cook County, Ill., 44–P–7231, Doc. 435, Page 259.	68.00
		Item 9	
Bernice Norkus	Lithuania	Estate of Jeronimas Budraitis, deceased, in the Probate Court of Cook County, Ill., File, 44–P–2946, 430, 474.	1[illegible].00
		Item 10	
Joseph Norkus	Lithuania	Same	1[illegible].00
		Item 11	
Joseph Valcekauskis	Lithuania	Same	6.00
		Item 12	
Peter Valcekauskis	Lithuania	Same	6.00
		Item 13	
Theresa Valcekauskis	Lithuania	Same	6.00
		Item 14	
Bernice Valcekauskis	Lithuania	Same	6.00

[F. R. Doc. 46–5644; Filed, Apr. 4, 1946; 11:19 a. m.]

[Vesting Order CE 220]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

possession, custody or control of the person described in Column 5 of said Exhibit A; and

the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

[Vesting Order CE 223]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MISSOURI, MICHIGAN, OHIO AND MINNESOTA COURTS

Under the authority of the Trading with the Enemy Act as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
John Pierre Reding	France	Estate of Lena Reding, deceased, Probate Court, City of St. Louis, Mo.	$365 60	Oscar Fischer, Trustee for John Pierre Reding, et al., 3684 Forest Park Boulevard, St. Louis, Mo.	$26 [illegible]
		Item 2			
Child, name unknown, of John Pierre Reding.	France	Same	91 40	Same	7 [illegible]
		Item 3			
Child, name unknown, of John Pierre Reding.	France	Same	91 40	Same	7 [illegible]
		Item 4			
Child, name unknown, of John Pierre Reding.	France	Same	91 40	Same	7 [illegible]
		Item 5			
Child, name unknown, of John Pierre Reding.	France	Same	91 40	Same	7 [illegible]
		Item 6			
Mary Toth	Czechoslovakia	Estate of John A. Toth, deceased, Probate Court of Wayne County, Mich.; File 304-086.	699 09	County Treasurer of Wayne County, Detroit, Mich.	45 [illegible]
		Item 7			
Nicholas Toth	Italy	Same	332 72	Same	21 [illegible]
		Item 8			
John Toth	Czechoslovakia	Same	332 72	Same	21 [illegible]
		Item 9			
Elizabeth Toth	Czechoslovakia	Same	332 72	Same	21 [illegible]
		Item 10			
Tom Shee Yick	China	Estate of Yee Yick, alias Charles Yee, deceased, in the Probate Court of Champaign County, Ohio.	1,031 48	Elizabeth Poynter, Administratrix of the Estate of Yee Yick, alias Charles Yee, deceased, 225 York St., Springfield, Ohio.	87 [illegible]
		Item 11			
Heirs at Law, names unknown, of Andrew L. Johnson, deceased.	Finland	Estate of Andrew L. Johnson, deceased, Probate Court of St. Louis County, Minn.	601 79	County Treasurer of St. Louis County, Duluth, Minn.	38 [illegible]
		Item 12			
Rozalia Dembinska	Poland	Estate of Kazemierz Maedzicki, a/k/a Casimar Maedzicki, deceased, Probate Court of Lucas County, Ohio, No. 36919.	3,881 12	Ohio Citizens Trust Co., Trustee, 405 Madison Ave., Toledo 3, Ohio.	64 [illegible]
		Item 13			
Mrs. Juljanna Hamernik	Poland	Same	3,881 12	Same	64 [illegible]

[F. R. Doc. 46-5641; Filed, Apr. 4, 1946; 11:19 a. m.]

[Vesting Order CE 224]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN PENNSYLVANIA AND MARYLAND COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Mary deMoubrison (Mary Brolemann deMoubrison).	France	Estate of William H. Stewart, deceased, in the Orphans' Court of Philadelphia County, Pa., No. 323, October Term 1898.	$93,511.70	Girard Trust Co, Agent, Broad and Chestnut Sts., Philadelphia, Pa.	$184.00
		Item 2			
Ellen H. E. B. deSercey	France	Same	93,511.70	Same	184.00
		Item 3			
Dominica LaCavera	Italy	Estate of Salvatore LaCavera, deceased, in the Orphans' Court of Philadelphia County, Pa., No. 3680 of 1945.	3,000.00	Reverend Vito Marzone, Executor, 712 Montrose St., Philadelphia, Pa.	20.00
		Item 4			
Maria LaCavera	Italy	Same	1,000.00	Same	7.00
		Item 5			
Frank LaCavera	Italy	Same	1,000.00	Same	7.00
		Item 6			
Children of Joseph LaCavera, deceased, names unknown.	Italy	Same	1,000.00	Same	7.00
		Item 7			
Maria Beatrice Bernini	Italy	Estate of Alice Andreozzi Bernini, deceased, in the Orphans' Court of Baltimore City, Md.	20,962.20	Safe Deposit and Trust Co. of Baltimore, 13 South St., Baltimore 2, Md., and Orville H. Bullitt, 1517 Locust St., Philadelphia 2, Pa., Trustees.	44.00
		Item 8			
Mary deMoubrison (Mary Brolemann deMoubrison).	France	Estate of Robert Ralston Stewart, deceased, in the Orphans' Court of Philadelphia County, Pa., No. 461, July Term, 1920.	77,242.33	Girard Trust Co., Agent, Broad and Chestnut Sts., Philadelphia, Pa.	60.00
		Item 9			
Ellen H. E. B. deSercey	France	Same	77,242.33	Same	60.00
		Item 10			
Giulia (Julia) Ottoboni	Monaco	Trust under Julia K. Heywood, deceased, in the Orphans' Court of Philadelphia County Pa., No. 98, April Term, 1902.	1,461.31	Fidelity-Philadelphia Trust Co., Agent, 135 South Broad St., Philadelphia, Pa.	121.00

[F. R. Doc. 46-5642; Filed, Apr. 4, 1946; 11:19 a. m.]

[Vesting Order CE 225]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, MINNESOTA, WISCONSIN AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form

APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
—— Tamburra, also known as Tamburro, (first and marital names unknown).	Italy	Estate of Leonard Tamburra, also known as Leonard Tamburro, deceased, Probate Court, Wayne County, Mich., File No. 316129	$460.32	Benjamin D. Burdick, Administrator for the Estate of Leonard Tamburra, also known as Leonard Tamburro, deceased, 726–30 Dime Bldg., Detroit 26, Mich	$30.00
		Item 2			
Andreas Tostengard	Norway	Estate of Mathias Tostengard, deceased, Probate Court, Murray County, Minn.	3,802.91	Reidar Solum, Royal Norwegian Consulate, Foshay Tower, Room 1902, Minneapolis 2, Minn.	32.00
		Item 3			
Anders Lo	Norway	Same	1,267.64	Same	11.00
		Item 4			
Ole Lo	Norway	Same	1,267.64	Same	11.00
		Item 5			
Halvor Lo	Norway	Same	1,267.64	Same	11.00
		Item 6			
Gregory Struhar	Czechoslovakia	Estate of Lawrence Struhar, deceased, County Court, Racine County, Wis.	(1)	Reverend Stephen Labaj, Executor of the Estate of Lawrence Struhar, deceased, 2001 Franklin St., Racine, Wis.	42.00
		Item 7			
Angelo Orfanos	Greece	Estate of Angelo Orfanos, a minor, Probate Court, Trumbull County, Ohio.	(2)	The Second National Bank of Warren, Ohio, as Guardian of Angelo Orfanos, 108 Main St. S.W., Warren, Ohio.	57.00
		Item 8			
Paul Kulpa	Poland	Estate of Katherine Gellis, a/k/a Katarzyna Kulpa and Katherine Walpon, deceased, Probate Court, Wayne County, Mich., File No. 316,612.	1001.00	John Kozaren, County Treasurer of Wayne County, Detroit, Mich.	43.00
		Item 9			
Rudolf V. Schou	Denmark	Estate and Trust under the Will of Roswell F. Marshall, deceased, Probate Court, Hamilton County, Ohio, File No. 128883.	(3)	The Central Trust Co., of Cincinnati, Cincinnati, Ohio, as Trustee of the Estate of Roswell F. Marshall, deceased.	7.00
		Item 10			
Mathea Benkleven	Norway	Estate of Pauline Anderson, deceased, County Court, La Crosse County, Wis., File No. 16898.	500.00	Marion Anderson, Executrix of the Estate of Pauline Anderson, deceased, c/o Gordon, Law, Brody Johns & Roraff, 201–205 Fifth Ave., South La Crosse, Wis.	9.00

[1] $250.00 cash and $1,000.00 U. S. Defense Savings Bonds.
[2] Approximately $5,000.00.
[3] Income from trust established under Will of Roswell F. Marshall, deceased.

[F. R. Doc. 46–5643; Filed, Apr. 4, 1946; 11:19 a. m.]

[Vesting Order CE 227]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, NORTH DAKOTA AND WISCONSIN COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		Item 1			
Maria Yenco	Czechoslovakia	Estate of Andy Yenco, deceased, Probate Court, Mahoning County, Ohio; Docket No. 56; Page 288; File No. 32395	$2770.82	Hon. Clifford M. Woodside, Probate Judge of Mahoning County, Ohio	$31.00
		Item 2			
Anna Yenco	Czechoslovakia	Same	2770.82	Same	31.00
		Item 3			
Frank Ivan	Czechoslovakia	Estate of John L. Ivan, deceased, Probate Court, Cuyahoga County, Ohio	293.49	Mary Ivan, Executrix of the Estate of John L. Ivan, deceased, 11924 Griffing Ave., Cleveland, Ohio	23.00
		Item 4			
August Ivan	Czechoslovakia	Same	293.49	Same	23.00
		Item 5			
Ludwig Ivan	Czechoslovakia	Same	293.48	Same	23.00
		Item 6			
Joseph Willeba	Poland	Estate of John Willeba, deceased, Probate Court, Lorain County, Ohio; Docket No. 22–A; Page 22741; File No. 22741.	172.60	Jacob Levin, Administrator of the Estate of John Willeba deceased, Cleveland Trust Building, Lorain, Ohio.	9.00
		Item 7			
Valentine Willeba	Poland	Same	172.60	Same	9.00
		Item 8			
Stephania Willeba	Poland	Same	172.59	Same	9.00
		Item 9			
Stella Willeba	Poland	Same	172.59	Same	9.00
		Item 10			
Hillegonde Meihuizen	Holland	Estate of Dadirika Wolf, deceased, County Court, Emmons County, N. Dak.	341.64	Jacob Vander Vorste, Administrator of the Estate of Dadirika Wolf, deceased, Dulce, N. Mex.	19.00
		Item 11			
Henrikus Meihuizen	Holland	Same	341.64	Same	19.00
		Item 12			
Mrs. Maren Thomson and her personal representatives, heirs at law and next of kin.	Denmark	Estate of Marie Kristene Peterson, deceased, County Court, Dane County, Wis.; Volume 5; Page 13; File No. 46–151–945.	(1)	Louis M. Nelson, Successor Trustee, under the Will of Marie Kristene Peterson, deceased, Oregon, Wis.	23.00
		Item 13			
Niels Rasmussen and his personal representatives, heirs at law and next of kin.	Denmark	Same	(2)	Same	15.00

[1] ¼ income from Trust under the Will of Marie Kristene Petersen, deceased.
[2] ⅓ income from Trust under the Will of Marie Kristene Petersen, deceased.

[F. R. Doc. 46–5645; Filed, Apr. 4, 1946; 11:20 a. m.]

[Vesting Order P 11]

GIICHI YASUGAMI AND SAKAE YASUGAMI

In re: Real property owned by Giichi Yasugami and Sakae Yasugami.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Giichi Yasugami and Sakae Yasugami, subjects of Japan, whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: Real property situated in the District of Santa Ana, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibits A to E, inclusive, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

TITLE 41693—BOOK T–125

Giichi Yasugami married to Sakae Yasugami

Descriptions

1. A parcel of land (lot No. 31–B of the subdivision plan Psd–5096, being a portion of lot No. 31 of Psd–4295, as shown on the plan F–7–322–1, Office of the City Engineer) G. L. R. O. Record No. 917, situated in the District of Sta. Ana. Bounded on the North, by lot No. 31–A of the subdivision plan; on the East, by lot No. 32–B of the subdivision plan; on the South by lot No. 45 of Psd–4295; and on the West by lot No. 30–B of the subdivision plan.

Area: 199.00 sq. m. more or less.

2. A parcel of land (lot No. 32–B of the subdivision plan. Psd–5096, being a portion of lot No. 32 of Psd–4295, as shown on plan F–7–322–1, Office of the City Engineer) G. L. R. O. Record No. 917, situated in the District of Sta. Ana. Bounded on the North, by lot No. 32–A of the subdivision plan; on the East, by lot No. 33–B of the subdivision plan; on the South, by lot No. 44 of Psd–4295; and on the West, by lot No. 31–B of the subdivision plan.

Area: 199.10 sq. m. more or less.

3. A parcel of land (lot No. 33–B of the subdivision plan Psd–5096, being a portion of lot No. 33 of Psd–4295, as shown on plan F–7–322–1, Office of the City Engineer) G. L. R. O. Record No. 917, situated in the District of Sta. Ana. Bounded on the North, by lot No. 33–A of the subdivision plan; on the East, by lot No. 56–C of the subdivision plan; on the South, by lot No. 43 of Psd–4295; and on the West, by Lot No. 32–B of the subdivision plan.

Area: 199.30 sq. m. more or less.

Date of instrument: December 29, 1932.

EXHIBIT B

TITLE 40133—BOOK T–119

Giichi Yasugami married to Sakae Yasugami

Descriptions

1. Un terreno (lote No. 38 del plano de subdivision; Psd–4295, parte del lote No. 14 del plan Rs–264, G. L. R. O. Record No. 917) situado en el Districto de Sta. Ana, Ciudad de Manila. Linda por el N.– lote No. 37 del plano de subdivision; por el E.– propiedad de Alejandra de Guzman; por el S.– con el lote No. 56 del plano de subdivision (calle); y por O.– lote No. 39 del plano de subdivision.

Area: 161.90 sq. m. more or less.

2. A parcel of land (lot No. 39 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264, G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North by lot No. 37 of the subdivision plan; on the East, by lot No. 38 of the subdivision plan; on lot South by lot No. 56 of the subdivision plan (calle); and on the West, by lot No. 40 of the subdivision plan.

Area: 170 sq. m. more or less.

3. A parcel of land (lot No. 40 of the subdivision plan Psd–4295 part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 36 of the subdivision plan; on the East, by lot No. 39 of the subdivision plan; on the South, by lot No. 56 of the subdivision plan (calle); and on the West, by lot No. 41 of the subdivision plan.

Area: 170 sq. m. more or less.

4. A parcel of land (lot No. 41 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 35 of the subdivision plan; on the East, by lot No. 40 of the subdivision plan; on the South, by lot No. 56 of the subdivision plan (calle); and on the South, by lot No. 42 of the subdivision plan.

Area: 170 sq. m. more or less.

5. A parcel of land (lot No. 42 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 34 of the subdivision plan; on the East, by lot No. 41 of the subdivision plan; on the South and West, by lot No. 56 of the subdivision plan (calles).

Area: 170 sq. m. more or less.

6. A parcel of land (lot No. 43 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 33 of the subdivision plan; on the East and South, by lot No. 56 of the subdivision plan (calles); and on the West, by lot No. 44 of the subdivision plan.

Area: 170 sq. m. more or less.

7. A parcel of land (lot No. 44 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 32 of the subdivision plan; on the East, by lot No. 43 of the subdivision plan; on the South, by lot No. 56 of the subdivision plan (calles); and on the West, by lot No. 45 of the subdivision plan.

Area: 170 sq. m. more or less.

8. A parcel of land (lot No. 45 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 31 of the subdivision plan; on the East, by lot No. 44 of the subdivision plan; on the South by lot No. 56 of the subdivision plan (calle); and on the West, by lot No. 46 of the subdivision plan.

Area: 170 sq. m. more or less.

9. A parcel of land (lot No. 46 of the subdivision plan Psd–4295 part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 30 of the subdivision plan; on the East, by lot No. 45 of the subdivision plan; on the South, by lot No. 56 of the subdivision plan (calle); and on the West, by property of Francisco Borja.

Area: 163.20 sq. m. more or less.

10. A parcel of land (lot No. 47 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 56 of the subdivision plan (calle); on the East, by lot No. 48 of the subdivision plan; on the South, by Pasig River; and on the West, by property of Francisco Borja.

Area: 99.10 sq. m. more or less.

11. A parcel of land (lot No. 48 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 56 of the subdivision plan (calle); on the East, by lot No. 49 of the subdivision plan; on the South, by Pasig River; and on the West, by lot No. 47 of the subdivision plan.

Area: 144.80 sq. m. more or less.

12. A parcel of land (lot No. 49 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 56 of the subdivision plan; (calle); on the East, by lot No. 50 of the subdivision plan; on the South, by Pasig River; and on the West, by lot No. 48 of the subdivision plan.

Area: 131.10 sq. m. more or less.

13. A parcel of land (lot No. 50 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, and East, by lot No. 56 of the subdivision plan (calles); on the South, by Pasig River; and on the West, by lot No. 49 of the subdivision plan.

Area: 117.40 sq. m. more or less.

14. A parcel of land (lot No. 51 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264 G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North and West, by lot No. 56 of the subdivision plan (calles); on the East, by lot No. 52 of the subdivision plan; and on the South, by Pasig River.

Area: 107.40 sq. m. more or less.

15. A parcel of land (lot No. 52 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264, G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 56 of the subdivision plan (calle); on the East, by lot No. 53 of the subdivision plan; on the South, by Pasig River; and on the West, by lot No. 1 of the subdivision plan.

Area: 109.20 sq. m. more or less.

16. A parcel of land (lot No. 53 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264, G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 56 of the subdivision plan (calle); on the East, by lot No. 54 of the subdivision plan; on the South, by Pasig River; and on the West, by lot No. 52 of the subdivision plan.

Area: 111.10 sq. m. more or less.

17. A parcel of land (lot No. 54 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264, G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 56 of the subdivision plan (calle); on the East, by lot No. 55 of the subdivision plan; on the South, by Pasig River; and on the West, by lot No. 53 of the subdivision plan.

Area: 112.09 sq. m. more or less.

18. A parcel of land (lot No. 55 of the subdivision plan Psd–4295, part of lot No. 14 of plan Rs–264, G. L. R. O. Record No. 917) situated in the District of Sta. Ana. Bounded on the North, by lot No. 56 of the subdivision plan (calle); on the East, by property of Alejandra de Guzman; on the South by Pasig River; and on the West, by lot No. 54 of the subdivision plan.

Area: 161.50 sq. m. more or less.

EXHIBIT C

TITLE 41295—BOOK T–124

Giichi Yasugami married to Sakae Yasugami

Descriptions

A parcel of land (lot No. 56–C–1 of the subdivision plan Psd–8429, being a portion of lot No. 56–C, Psd–5096, G.L.R.O. Record No. 917) situated in the District of Sta. Ana, City of Manila. Bounded on the North, by lots Nos. 46, 45, 44, 43, 42, 41, 40, 39, and 38, Psd–4295 and 56–C–2 of the subdivision plan; on the East, by property of Alejandro de Guzman (lot No. 15 Rs–264) and lots Nos. 34–B, Psd–5296 and 42 & 51, Psd–4295; on the South, by lots Nos. 55, 54, 53, 52, 51, 50, 49, 48 and 47, Psd–4295 and Pasig River; and on the West, by property of Francisco de Borja (Rs–264 lot No. 8) and lots Nos. 50 & 43, Psd–4295 and 33–B Psd–5096.

Area: 362.90 sq. m. more or less.

EXHIBIT D

TITLE 54337—BOOK T–176

Giichi Yasugami married to Sakae Yasugami

Descriptions

A parcel of land (lot No. 13–A–3 of the subdivision plan Psd–9641, being a portion of lot No. 13–A, Psd–593, as described in the T. C. T. No. 35955, G. L. R. O. Record No. 917) situated in the barrio of Punta, District of Sta. Ana, City of Manila. Bounded on the North-East, by property of Clemente de Leon and Julian Vasquez (lot No. 14–A Psd–5096); on the South-East, by Pasig River (120 m. wide); on the South-West, by lot No. 13–A–4 of the subdivision plan (property of Jose D. Borja and Joaquin S. Borja); and on the North-West, by lot No. 13–A–1 of the subdivision plan (property of Sotero Borja).

Area: 229.40 sq. m. more or less.

EXHIBIT E

TITLE 63644—BOOK T–213

Giichi Yasugami married to Sakae Yasugami

Descriptions

A parcel of land (lot No. 15–A–1 of the subdivision plan, Psd–5092, being a portion of lot No. 15–A of Psd–4353) situated in the District of Sta. Ana., City of Manila. Bounded on the North-East, by lot No. 16–A of Psd–5095; on the South-East, by lot No. 15–B of Psd–4353; on the South-West, by lot No. 14–A of Psd–5096; on the South-West, by lot No. 15–A–2 of the subdivision plan.

Area: 1,920 sq. m. more or less.

[F. R. Doc. 46–5646; Filed, Apr. 4, 1946; 11:19 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 142, Order 71]

A. L. SMITH IRON CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 71 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment and specified mechanical building equipment. A. L. Smith Iron Company. Docket No. 6083–S. O. 142–136–201.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142 and to section 16 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices for sales by A. L. Smith Iron Company, Chelsea, Massachusetts, of its line of fluorescent fixtures shall be determined by increasing by 4.9% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The A. L. Smith Iron Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 5, 1946.

Issued this 4th day of April, 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46–5682; Filed, Apr. 4, 1946; 11:48 a. m.]

[SO 142, Order 72]

ROBBINS & MYERS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 72 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Robbins & Myers, Inc. Docket No. 6083—SO 142–136–184.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Robbins & Myers, Inc., Springfield, Ohio, of all its products, manufactured by its Hoist and Crane Division, shall be determined by increasing by 8.2% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: the reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same dollars-and-cents amount as his net invoiced cost has been increased by reason of this order.

(c) Robbins and Myers, Inc. shall notify each purchaser, who buys the products listed in paragraph (a) for resale of the dollars-and-cents amounts by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 5, 1946.

Issued this 4th day of April, 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46–5681; Filed, Apr. 4, 1946; 11:48 a. m.]

[MPR 120, Order 1618]

GEORGE A. BRYANT ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 13. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.224 and all other provisions of Maximum Price Regulation No. 120.

GEORGE A. BRYANT, ROUTE NO. 3, WHITWELL, TENN., BRYANT MINE, SEWANEE SEAM, MINE INDEX NO. 2156, GRUNDY COUNTY, TENN., RAIL SHIPPING POINT: PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

	Size group Nos.						
	1, 2, 3	4, 5, 6	7, 8, 9	10, 11, 12	13, 14
Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	500	445	420	390	385

CEDAR POINT COAL CO., BOX 150, SHEFFIELD, ALA., CEDAR POINT NO. 4 MINE, SEWANEE SEAM, MINE INDEX NO. 2160, SEQUATCHIE COUNTY, TENN., RAIL SHIPPING POINT: CHATTANOOGA, TENN., STRIP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	500	445	420	390	385

CEDAR POINT COAL CO., BOX 150, SHEFFIELD, ALA., CEDAR POINT NO. 5 MINE, SEWANEE SEAM, MINE INDEX NO. 2161, MARION COUNTY, TENN., RAIL SHIPPING POINT: CHATTANOOGA, TENN., STRIP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	500	445	420	390	385

CUMBERLAND COAL CORP., C/O S. L. ROGERS, SOUTH PITTSBURG, TENN., NO. 1 MINE, SEWANEE SEAM, MINE INDEX NO. 2157, SEQUATCHIE COUNTY, TENN., RAIL SHIPPING POINT: DUNLAP, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	500	445	420	390	385

MCMILLAN COAL CO., C/O DR. J. G. MCMILLAN, JASPER, TENN., MCMILLAN NO. 1 MINE, SEWANEE SEAM, MINE INDEX NO. 2154, MARION COUNTY, TENN., RAIL SHIPPING POINT: WHITWELL, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	500	445	420	390	385

MCMILLAN COAL CO., C/O DR. J. G. MCMILLAN, JASPER, TENN., MCMILLAN NO. 2 MINE, SEWANEE SEAM, MINE INDEX NO. 2155, MARION COUNTY, TENN., RAIL SHIPPING POINT: WHITWELL, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	500	445	420	390	385

PIKEVILLE FUEL CORP., 600 CHEROKEE BOULEVARD, CHATTANOOGA, TENN., NEW CLIFTEY MINE, SEWANEE, MINE INDEX NO. 2158, WHITE COUNTY, TENN., RAIL SHIPPING POINT: SPARTA, TENN., STRIP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 13

Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	455	370	380	320	315

RENFRO & JOHNSON, SODDY, TENN., LEDFORD NO. 2 MINE, SODDY NO. 14 SEAM, MINE INDEX NO. 2182, HAMILTON COUNTY, TENN., RAIL SHIPPING POINT: SODDY, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 11

Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	490	435	420	390	375

J. P. SANDERS, WHITWELL, TENN., SANDERS NO. 2 MINE, SEWANEE SEAM, MINE INDEX NO. 2184, MARION COUNTY, TENN., RAIL SHIPPING POINT: DAUS, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

	Size group Nos.						
	1, 2, 3	4, 5, 6	7, 8, 9	10, 11, 12	13, 14
Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	500	445	420	390	385

SIFFORD & MORRISON, ROUTE 3, WHITWELL, TENN., SIFFORD & MORRISON MINE, SEWANEE SEAM, MINE INDEX NO. 2159, MARION COUNTY, TENN., RAIL SHIPPING POINT: WHITWELL, TENN. OR VICTORIA, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	500	445	420	390	385

TENN PENN COAL CO., HAMILTON NATIONAL BANK BLDG., CHATTANOOGA, TENN., NO. 1 MINE, SEWANEE SEAM, MINE INDEX NO. 2183, BLEDSON COUNTY, TENN., RAIL SHIPPING POINT: COLLEGE, TENN., STRIP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	500	445	420	390	385

J. W. WEAVER, LAAGER, TENN., WEAVER NO 1 MINE, SEWANEE SEAM, MINE INDEX NO. 2150, MARION COUNTY, TENN., RAIL SHIPPING POINT: WHITWELL, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	500	445	420	390	385

J. W. WEAVER, LAAGER, TENN., WEAVER NO. 3 MINE, SEWANEE SEAM, MINE INDEX NO. 2151, MARION COUNTY, TENN., RAIL SHIPPING POINT: WHITWELL, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel [1]	445	395	[2]385	365	325
Truck shipment	500	445	420	390	385

[1] The above mines are subject to the provisions of § 1340.224 (b) (4) (ii) of MPR 120 as amended.
[2] The above mines are subject to the provisions of order No. 1520 under MPR 120.

This order shall become effective April 5, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 4th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5666; Filed, Apr. 4, 1946; 11:45 a. m.]

[RMPR 136, Order 596]

U. C. MURCELL, INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) U. C. Murcell, Inc., 5400 Santa Fe Avenue, Los Angeles, California, may sell, f. o. b. plant, each Murcell Universal trailer, described in subparagraph (1) below at a price not to exceed $184.40 plus federal excise tax, state and local taxes on the sale or delivery of the trailer and the cost of transporting it to the purchaser, if any.

(1) *Description.* Model 1001-A. MUT, two wheel utility trailer; 1 ton capacity; all steel, all welded frame and body; body dimenstons 54" wide x 84" long; equipped with 6.00 x 16, 4 ply synthetic rubber tires and tubes and extension draw-bar.

(b) U. C. Murcell, Inc. is authorized to suggest to resellers a resale price for the trailer described in paragraph (a) (1) consisting of the following:

(1) *Price to dealers.* $204.88.

(2) *Price to consumers.* $273.17.

(3) *Charges.* (i) A charge for transportation, if any, not to exceed the actual freight charge from the factory at Los Angeles, California, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by U. C. Murcell, Inc. to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailers.

(c) A reseller of Murcell trailers in any of the territories or possessions of the United States is authorized to sell the trailer described in paragraph (a), at a price not to exceed the applicable price established in paragraph (b), to which it may add a sum equal to the expense incurred by or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) U. C. Murcell, Inc. shall furnish to the Automotive Branch, Office of Price Administration, Washington, D. C., not later than September 30, 1946 detailed unit costs based on actual production during March, April, May, June, July and August 1946. These unit costs, however, shall be computed in accordance with section 10 of Revised Maximum Price Regulation 136 in order to be on a comparable basis to those used for this price determination.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective April 5, 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5671; Filed, Apr. 4, 1946; 11:48 a. m.]

[MPR 188, Order 17 Under Order 6]

HILL-SHAW CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country of certain small electrical appliances specified below which are manufactured by the Hill-Shaw Company, Chicago, Ill., and sold under the brand name "Vaculator", as follows:

Article	Catalog No.	Uniform retail ceiling price (inclusive of Federal excise tax)
4-cup vaculator	V-24	$2.95
8-cup standard vaculator	V-48	2.48
8-cup deluxe vaculator	V-68	3.95
Dutch filter for vaculators	VF	16.00
24-cup coffee maker hotplate	ET	5.25
6-heat table cooling hotplate	E 2D	15.75

[1] Per dozen.

(b) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which a uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(c) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of the articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 5th day of April 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46 5678; Filed, Apr. 4, 1946; 11:48 a. m.]

[MPR 120, Order 1620]

SHADE COAL MINING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

SHADE COAL MINING CO., 1723 OLIVER BLDG., PITTSBURGH 22, PA., SHADE NO. 3 MINE, D SEAM, MINE INDEX NO. 5690, SOMERSET COUNTY, PA., SUBDISTRICT 38, RAIL SHIPPING POINT: CAIRNBROOK, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	E	E	E	E	E
Rail shipment [1]	355	295	335	315	315
Railroad locomotive fuel [1]	320	320	305	295	295
Truck shipment [1]	365	340	340	330	320

[1] Subject to the provisions of Order No. 1548 under MPR 120.

SILVER CREST COAL CO., INC., 722 WASHINGTON ST., CUMBERLAND, MD., SILVER CREST BIG VEIN MINE, BIG VEIN SEAM, MINE INDEX NO. 5700, ALLEGANY COUNTY MD., SUBDISTRICT 43, RAIL SHIPPING POINT: MT. SAVAGE, MD., STRIP MINE

Rail and truck price classification	D	D	D	D	D
For all methods of shipment and all uses	405	385	385	370	370

WALLACE COAL CO., INC., 722 WASHINGTON ST., CUMBERLAND, MD., WALLACE MINE, BIG VEIN SEAM, MINE INDEX NO. 5701, ALLEGANY COUNTY, MD., SUBDISTRICT 43, RAIL SHIPPING POINT: MT. SAVAGE, MD., DEEP MINE

Rail and truck price classification	D	D	D	D	D
For all methods of shipment and for all uses	445	425	425	410	410
Smithing coal (any size)					500

WALLACE COAL CO., INC., 722 WASHINGTON ST., CUMBERLAND, MD., CARPENTER MINE, BIG VEIN SEAM, MINE INDEX NO. 5702, ALLEGANY COUNTY, MD., SUBDISTRICT 43, RAIL SHIPPING POINT: MT. SAVAGE, MD., DEEP MINE

Rail and truck price classification	D	D	D	D	D
For all methods of shipment and for all uses	445	425	425	410	410
Smithing coal (any size)					500

WASHINGTON COAL CO., P. O. BOX 222, PENNSYLVANEY, PA., WASHINGTON MINE, D SEAM, MINE INDEX NO. 5665, JEFFERSON COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT: WESTVILLE, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

WEST FREEDOM MINING CO., P. O. BOX 571, CLEARFIELD, PA., MCCLURE NO. 1 MINE, D SEAM, MINE INDEX NO. 5684, CLEARFIELD COUNTY, PA., SUBDISTRICT 8, RAIL SHIPPING POINT: CLEARFIELD, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	F	F	FF	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

GEO. A. WHITE, 537 EAST MAHONING ST., PUNXSUTAWNEY, PA., PHYLLIS MINE, B SEAM, MINE INDEX NO. 5699, CLEARFIELD COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT: HILLMAN, PA. DEEP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	370	370	370	340	340
Railroad locomotive fuel	355	355	340	330	320
Truck shipment	365	370	370	360	350

WILLIAMS COAL MINING CO., RAMEY, PA., KING NO. 2 MINE, E SEAM, MINE INDEX NO. 5683, CLEARFIELD COUNTY, PA., SUBDISTRICT 14, RAIL SHIPPING POINT: BRISBIN, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

R. W. WILLIAMS, COALPORT, PA., W. M. W. NO. 3 MINE, E SEAM, MINE INDEX NO. 5696, CLEARFIELD COUNTY, PA., SUBDISTRICT 18, RAIL SHIPPING POINT: COALPORT, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

R. W. WILLIAMS, COALPORT, PA., W. M. W. NO. 4 MINE, D SEAM MINE INDEX NO. 5697, CLEARFIELD COUNTY, PA., SUBDISTRICT 18, RAIL SHIPPING POINT: COALPORT, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

WOOLRIDGE COAL CO., CLEARFIELD TRUST BLDG., CLEARFIELD, PA., WOOLRIDGE NO. 6 MINE, E SEAM, MINE INDEX NO. 5692, CLEARFIELD COUNTY, PA., SUBDISTRICT 8, RAIL SHIPPING POINT: WOODLAND, PA., DEEP & STRIP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	355	295	335	315	315
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	365	340	340	330	320

The foregoing maximum prices are applicable to strip-mined coal. To determine the maximum prices applicable to deep-mined coal add 35¢ per ton to each of the foregoing maximum prices.

R. S. CARLIN, SNOW SHOE, PA., CARLIN NO. 1 MINE, B SEAM MINE INDEX NO. 5518, CENTRE COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT: SNOW SHOE, PA., STRIP MINE

Rail and truck price classification	G	G	G	G	G
Rail shipment	320	320	315	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	320	310

This order shall become effective April 5, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5668; Filed Apr. 4, 1946; 11:46 a. m.]

[MPR 188, Order 12 Under Order 4418]

HOWARD ZINK CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.157b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* The Howard Zink Corporation, Fremont, Ohio may sell and deliver to jobbers and retailers, the articles listed below which it manufactures, at prices no higher than its maximum prices for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following percentages:

	Percentage adjustment
Custom-tailored seat covers:	
Coupe	18.3
Coaches and Sedans (complete sets)	10.6
Palm-Tex (No. 2 Universal):	
Coupe	30.2
Coaches and Sedans (complete sets)	20.7

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of such articles, which the manufacturer has sold at adjusted maximum prices, shall determine their maximum resale prices in the manner set forth below in this paragraph (b); and the provisions of Supplementary Order No. 153 shall not apply to resales of articles covered by this order.

(1) A purchaser for resale who delivered or offered for delivery during March 1942 any article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulations except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620–759, with regard to how he determined his maximum resale price, for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his maximum resale price under the above method, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum resale prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 4th day of April 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5672; Filed, Apr. 4, 1946; 11:49 a. m.]

[MPR 188, Order 4935]

R & R TOOL AND DIE WORKS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by R & R Tool and Die Works, 324 Lafayette Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to— Jobbers	Chain and department stores	Other retailers	Consumers
Aluminum food chopper with open body feature and return channel for juice and bracket		*Each*	*Each*	*Each*	*Each*
	C22	$2.98	$3.57	$3.97	$5.95

These maximum prices are for the articles described in the manufacturer's application dated January 26, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1439.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 5th day of April 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5673; Filed, Apr. 4, 1946; 11:47 a. m.]

[MPR 120, Order 1619]

MOSHANNON FALLS MINING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

MOSHANNON FALLS MINING CO., C/O J. C. WOODRIDGE, CLEARFIELD TRUST BLDG., CLEARFIELD, PA., PEERLESS NO. 3 MINE, C SEAM, MINE INDEX NO. 5687, CLEARFIELD COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT, KARTHAUS, PA., DEEP AND STRIP MINE

	Size group Nos. 1	2	3	4	5
Rail and truck price classification	E	E	E	E	E
Rail shipment	355	355	335	315	315
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	365	340	340	330	320

The foregoing maximum prices are applicable to strip-mined coals. To determine the maximum prices applicable to deep-mined coals, add 35¢ per ton to each of the foregoing maximum prices.

MOUNTAINEER ENGINEERING CO., 72 ST. NICHOLAS BLDG., PITTSBURGH, PA., ROBERTSON NO. 1 MINE, D SEAM, MINE INDEX NO. 5681, INDIANA COUNTY, PA., SUBDISTRICT 15, RAIL SHIPPING POINT: DIXONVILLE, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	315	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

J & N COAL CO., P. O. BOX 332, PUNXSUTAWNEY, PA., ETMERSON & SPITZ MINE, E SEAM, MINE INDEX NO. 5688, INDIANA COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT, ROSSITER, PA., DEEP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	370	370	370	340	340
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	395	370	370	360	350

J & N COAL CO., P. O. BOX 332, PUNXSUTAWNEY, PA., J. & N. NO. 9 MINE, D SEAM, MINE INDEX NO. 5677, JEFFERSON COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT: ANITA, PA., STRIP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	355	335	335	315	315
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	365	340	340	330	320

PINE HILL COAL CO., 722 WASHINGTON ST., CUMBERLAND, MD., PINE HILL MINE, BIG VEIN SEAM, MINE INDEX NO. 5704, ALLEGANY COUNTY, MD., SUBDISTRICT 43, RAIL SHIPPING POINT: MIDLAND, MD., STRIP MINE

Rail and truck price classification	D	D	D	D	D
For all methods of shipment and for all uses	405	385	385	370	370

PIONEER COAL CO., INC., 722 WASHINGTON ST., CUMBERLAND, MD., MARYLAND UNION NO. 2 MINE, BIG VEIN SEAM, MINE INDEX NO. 5703, ALLEGANY COUNTY, MD., SUBDISTRICT 43, RAIL SHIPPING POINT: MT. SAVAGE, MD., STRIP MINE

Rail and truck price classification	D	D	D	D	D
For all methods of shipment and for all uses	405	385	385	370	370

JOSEPH & LOUIS REPAK, R. D. NO. 1, KELLY STATION, PA., REPAK MINE, E SEAM, MINE INDEX NO. 5678, ARMSTRONG COUNTY, PA., SUBDISTRICT 10, DEEP MINE

Truck price classification	H	H	H	J	J
Truck shipment	385	365	365	345	335

GLENN RUPERT, STRATTANVILLE, PA., MCDONALD MINE, B SEAM, MINE INDEX NO. 12801, CLARION COUNTY, PA., SUBDISTRICT 1, RAIL SHIPPING POINT: STRATTANVILLE, PA., DEEP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	370	370	370	340	340
Railroad locomotive fuel	355	355	340	330	330
Truck shipment [1]	395	370	370	360	350

[1] Previously established.

This order shall become effective April 5, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5667; Filed, Apr. 4, 1946; 11:46 a. m.]

[MPR 120, Order 1622]

HENDERSON AND ANDERSON ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 13. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.224 and all other provisions of Maximum Price Regulation No. 120.

HENDERSON & ANDERSON, TRACY CITY, TENN., ANDERSON MINE, SEWANEE SEAM, MINE INDEX NO. 2162, MARION COUNTY, TENN., RAIL SHIPPING POINT: PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9.

	Size group Nos. 1, 2, 3	4, 5, 6	7, 8, 9	10, 11, 12	13, 14
Rail and river shipment [1] and railroad fuel	445	395	[385]	365	325
Truck shipment	500	445	420	390	385

HENDERSON & BARNES, TRACY CITY, TENN., BARNES MINE, SEWANEE SEAM, MINE INDEX NO. 2163, MARION COUNTY, TENN., RAIL SHIPPING POINT: PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9.

Rail and river shipment [1] and railroad fuel	445	395	[385]	365	325
Truck shipment	500	445	420	390	385

HENDERSON & BRYANT, TRACY CITY, TENN., BRYANT MINE, SEWANEE SEAM, MINE INDEX NO. 2164, MARION COUNTY, TENN., RAIL SHIPPING POINT: PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9.

Rail and river shipment [1] and railroad fuel	445	395	[385]	365	325
Truck shipment	500	445	420	390	385

HENDERSON & CORDELL, TRACY CITY, TENN., CORDELL MINE, SEWANEE SEAM, MINE INDEX NO. 2165, MARION COUNTY, TENN., RAIL SHIPPING POINT: PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9.

Rail and river shipment [1] and railroad fuel	445	395	[385]	365	325
Truck shipment	500	445	420	390	385

HENDERSON & COX, TRACY CITY, TENN., COX MINE, SEWANEE SEAM, MINE INDEX NO. 2166, MARION COUNTY, TENN., RAIL SHIPPING POINT: PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9.

Rail and river shipment [1] and railroad fuel	445	395	[385]	365	325
Truck shipment	500	445	420	390	385

HENDERSON & FLYNN, TRACY CITY, TENN., FLYNN MINE, SEWANEE SEAM, MINE INDEX NO. 2167, MARION COUNTY, TENN., RAIL SHIPPING POINT: PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9.

Rail and river shipment [1] and railroad fuel	445	395	[385]	365	325
Truck shipment	500	445	420	390	385

HENDERSON, GEARY & HARRISON, TRACY CITY, TENN., GEARY MINE, SEWANEE SEAM, MINE INDEX NO. 2168, MARION COUNTY, TENN., RAIL SHIPPING POINT: PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment [1] and railroad fuel	445	395	[385]	365	325
Truck shipment	500	445	420	390	385

HENDERSON, HAMPTON & PATRICK, TRACY CITY, TENN., HAMPTON & PATRICK MINE, SEWANEE SEAM, MINE INDEX NO. 2169, MARION COUNTY, TENN., RAIL SHIPPING POINT: PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment [1] and railroad fuel	445	395	[385]	365	325
Truck shipment	500	445	420	390	385

HENDERSON & HARRIS, TRACY CITY, TENN., HARRIS MINE, SEWANEE SEAM, MINE INDEX NO. 2170, MARION COUNTY, TENN., RAIL SHIPPING POINT: PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10 FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment [1] and railroad fuel	445	395	[385]	365	325
Truck shipment	500	445	420	390	385

[1] The above mines are subject to the provisions of Section 1340.224 (b) (4) (ii) of MPR 120 as amended.

[2] The above mines are subject to the provisions of Order No. 1520 under MPR 120.

This order shall become effective April 5, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5670; Filed, Apr. 4, 1946; 11:47 a. m.]

[MPR 188, Order 4936]

EASTERN METAL PRODUCTS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Eastern Metal Products, 8 Depot Square, Tuckahoe 7, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to— Chains, mail order houses and jobbers	Department stores	Other retailers	Consumers
		Each	*Each*	*Each*	*Each*
Lime squeezer	1005	$0.50	$0.57	$0.67	$1.00

These maximum prices are for the articles described in the manufacturer's application dated February 12, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 5th day of April 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5674; Filed, Apr. 4, 1946; 11:47 a. m.]

[MPR 120, Order 1621]

ASHLAND MINING AND FUEL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120. *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

ASHLAND MINING AND FUEL CO., BOX 119, ASHLAND, KY., RIGSBY MINE, NO. 7 SEAM, MINE INDEX NO. 7689, BOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINTS, COALTON OR MEADS, KY., F. O. G. 61, STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos. 1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	K	K	J	G	E	G	F	L	L	L
Rail shipments and railroad fuel[1]	365	365	360	360	360	350	330	325	325	360	310	300	295	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

CRYSTAL BLOCK COAL AND COKE CO., 1305 WEST VIRGINIA BLDG., HUNTINGTON, W. VA., NO. 1 MINE, *WINIFREDE AND NO. 5 BLOCK SEAM, MINE INDEX NO. 147,[1] MINGO COUNTY, W. VA., SUBDISTRICT 8, RAIL SHIPPING POINT, SPRIGG, W. VA., DEEP MINE

	Size group Nos. 1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Rail shipments and railroad fuel[1]	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
Truck shipment	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	----	----	----	----	----	----

[1] Previously established.
*Change of seam designation.

GREASY CREEK COAL CO., GREASY CREEK, KY., GREASY CREEK COAL CO. MINE, ELKHORN NO. 2 SEAM, MINE INDEX NO. 7680, PIKE COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, SHELBY OR SUTTON, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos. 1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	K	K	K	K	H	H	G	E	C	C	D	G	G	G
Rail shipments and railroad fuel[1]	380	375	365	365	360	350	330	330	330	385	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

[1] Subject to the provisions of Second Revised Order No. 1432 under MPR 120 as amended.

HOLCOMB AND SEXTON COAL CO., WHITESBURG, KY., HOLCOMB AND SEXTON COAL CO. MINE, WHITESBURG SEAM, MINE INDEX NO. 7691, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, BELCRAFT, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos. 1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel[1]	365	365	360	360	360	350	330	325	325	360	315	300	295	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

[1] Subject to the provisions of Second Revised Order No. 1432 under MPR 120 as amended.

HALL AND CREECH COAL CO., WHITESBURG, KY., HALL AND CREECH COAL CO. MINE, ELKHORN SEAM, MINE INDEX NO. 7695, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, MAYKING, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos. 1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	K	K	K	K	K	K	J	G	E	G	D	J	J	J
Rail shipments and railroad fuel[1]	380	375	363	365	360	350	330	325	325	360	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

[1] Subject to the Provisions of Second Revised Order No. 1432 under MPR 120 as amended.

REEDS CREEK COAL CO., P. O. BOX 417, PENNINGTON GAP, VA., REEDS CREEK COAL CO. MINE, NO. 5 SEAM, MINE INDEX NO. 7694, LEE COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT, PURCELL, VA., F. O. G. 342, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos. 1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	E	E	E	E	E	E	D	D	C	C	C	G	G	G
Rail shipments and railroad fuel	410	400	390	385	385	355	340	335	330	385	315	310	300	295
Truck shipment	420	400	365	365	335	315	275	270	----	----	----	----	----	----

VICTORY COAL CO., C/O O. R. STALLARD, PARTNER, NEON, KY., VICTORY NO. 5 MINE, ELKHORN SEAM, MINE INDEX NO. 7675, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, JACKHORN, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 6

	Size group Nos. 1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	K	K	K	K	K	K	J	G	E	G	D	J	J	J
Rail shipments and railroad fuel[1]	380	375	365	365	360	350	330	325	325	360	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

[1] Subject to the provisions of second revised order No. 1432 under MPR 120 as amended.

VICTORY COAL CO., C/O O. R. STALLARD, PARTNER, NEON, KY., VICTORY NO. 6 MINE, ELKHORN SEAM, MINE INDEX NO. 7676, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, JACKHORN, KY., F. O. G. 62, DEEP MINE MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos. 1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	K	K	K	K	K	K	J	G	E	G	D	J	J	J
Rail shipments and railroad fuel[1]	380	375	365	365	360	350	330	325	325	360	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

[1] Subject to the provisions of second revised order No. 1432 under MPR 120 as amended.

SAM B. WATTS, ELKATAWA, KY., GRANVILLE LITTLE MINE, JACKSON SEAM, MINE INDEX NO. 3013,[1] BREATHITT COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, ELKATAWA, KY., F. O. G. 100, DEEP MINE

	Size group Nos. 1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	N	N	M	K	H	K	F	M	M	M
Rail shipment	365	365	360	360	335	330	325	310	310	355	310	280	275	270
Railroad fuel	365	365	360	360	335	330	325	325	325	355	310	280	275	270
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

[1] Previously established.

WISE COAL AND COKE CO., DORCHESTER, VA., NO. 4 MINE, NORTON SEAM, MINE INDEX NO. 581,[1] WISE COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT, DORCHESTER, VA., DEEP MINE

	Size group Nos. 1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21	22
Price classification	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	G
Rail shipments and railroad fuel	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	275
Truck shipment	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	----	----	----	----	----	----	----

[1] Previously established.

WISE COAL AND COKE CO., DORCHESTER, VA., NO. 3 MINE, DORCHESTER SEAM, MINE INDEX NO. 564,[1] WISE COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT, DORCHESTER, VA., DEEP MINE

	Size group Nos. 1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21	22
Price classification	C	(1)	(1)	C	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	G
Rail shipments and railroad fuel	C	(1)	(1)	C	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	275
Truck shipment	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	----	----	----	----	----	----	----

[1] Previously established.

J. M. FULTZ, WALLINS CREEK, KY., FULTZ MINE, HARLAN SEAM, MINE INDEX NO. 7701, HARLAN COUNTY, KY., SUBDISTRICT 2, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos. 1	2	3	4	5	6	7	8
Truck shipment	395	375	350	350	335	310	275	270

This order shall become effective April 5, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5669; Filed, Apr. 4, 1946; 11:46 a. m.]

[MPR 591, Order 410]

SPEAKMAN CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 410 under section 16 of Maximum Price Regulation No. 591. Specified mechanical building equipment, Docket No. 6123-SO 133-1. Adjustment of maximum prices for sales of brass plumbing fixture trim manufactured by the Speakman Company of Wilmington, Delaware.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation No. 591, it is ordered:

(a) *Adjustment of maximum prices for the Speakman Company of Wilmington, Delaware.* (1) The Speakman Company may increase its properly established maximum prices for its line of plumbing fixture trim in effect during March, 1942, to each class of purchaser by 8.0 percent.

(2) The Speakman Company shall continue to extend discounts and allowances, including transportation allowances, and to render services which are at least as favorable as those which the Speakman Company extended or rendered or would have extended or rendered to purchasers of the same class on sales of comparable quantities of those products during March 1942.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the Speakman Company under this order shall be his maximum price to each class of purchaser in effect during March 1942, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the Speakman Company of Wilmington, Delaware under this order.

(c) *Notification to all purchasers.* The Speakman Company of Wilmington, Delaware shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 410 under section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of brass plumbing fixture trim manufactured by the Speakman Company. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer, to their existing maximum prices.

(d) All prayers of the application of the Speakman Company not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 5, 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5680; Filed, Apr. 4, 1946; 11:49 a. m.]

[Rev. SO 119, Order 144]

ELECTROMASTER, INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered:*

(a) Electromaster, Inc., 1803 East Atwater Street, Detroit 31, Michigan, may increase by no more than 10.1 percent its highest prices charged during October 1941 to each class of purchaser for the electric cooking ranges of its manufacture.

(b) For sales in each zone by wholesale distributors to retail dealers the ceiling prices for the models of electric ranges manufactured by Electromaster, Inc. and listed below are as follows:

any time.

Model	Quantity	Ceiling prices for sales to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
15-1	1 to 4	$119.56	$121.56	$124.31	$125.34
	5 or more	115.62	117.57	119.21	121.17
T-41-1	1 to 4	78.77	79.86	80.96	82.02
	5 or more	76.12	77.32	78.22	79.24

The ceiling prices include the Federal excise tax and are subject to terms, discounts, allowances, and other price differentials no less favorable than those the seller had in effect on sales of similar articles during March 1942. If a seller made no such sales during March 1942 the ceiling prices are subject to terms, discounts, allowances, and other price differentials no less favorable than those of his closest seller of the same class had in effect during the same period on sales of similar articles or which he thereafter properly established under applicable OPA regulations.

(c) For sales in each zone by retail dealers to ultimate consumers the ceiling prices for the models of electric ranges manufactured by Electromaster, Inc. and listed below are as follows:

Model	Ceiling prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
15-1	$178.75	$181.95	$184.75	$187.95
T-41-1	118.50	120.95	121.95	123.75

These prices include the Federal excise tax, delivery, a one year warranty and installation with connection to electric facilities to be provided by the consumer where such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add $3.50 to the above OPA retail ceiling price. In all other respects these ceiling prices are subject to terms, discounts, allowances, and other price differentials no less favorable than those the seller had in effect on sales of similar articles during March 1942. If a seller made no such sales during March 1942, the ceiling prices are subject to terms, discounts, allowances and other price differentials no less favorable than those his closest seller of the same class had in effect during the same period on sales of similar articles or which he thereafter properly established under applicable OPA regulations.

(d) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Michigan, Indiana, and Ohio.

Zone 2. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, District of Columbia, West Virginia, Virginia, North Carolina, South Carolina, Kentucky, Tennessee, Mississippi, Alabama, Georgia, Wisconsin, Illinois, Minnesota, Iowa, Missouri, and Arkansas.

Zone 3. North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Louisiana, Montana, Wyoming, Colorado, New Mexico, and Florida.

Zone 4. Idaho, Utah, Arizona, Nevada, Washington, Oregon, and California.

(e) At the time of, or prior to the first invoice to each purchaser for resale at wholesale the manufacturer shall notify him of the ceiling prices set by this order for resales by the purchaser. This notice may be given in any convenient form.

(f) The manufacturer prior to shipping any range covered by this order to a purchaser for resale shall attach securely to the outside panel of the oven door of each range a label which contains all the following information:

1. The model number of the range.
2. The range's OPA retail ceiling prices in each zone.
3. A list of the states included in each zone.
4. A statement that the ceiling prices shown include the Federal excise tax, delivery, a one year warranty and installation where the installation requires only that the range be connected to electric facilities to be provided by the purchaser and such connection does not require any additional materials.
5. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pigtail") and such a set is furnished by the retail dealer, he may add $3.50 to the OPA retail ceiling price of the range.

(g) The ceiling prices established by this order supersede those established by Order No. 197 under Maximum Price Regulation No. 64 with respect to articles sold by the manufacturer at prices adjusted under this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

(i) This order shall become effective on the 4th day of April, 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5695; Filed, Apr. 4, 1946; 4:52 p. m.]

[MPR 188, Order 4937]

GREAT AMERICAN INDUSTRIES, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Virginia Rubatex—Division of Great American Industries, Inc., Bedford, Va.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—				
		Distributors	Jobbers	Chains and department stores	Other retailers	Consumers
		Each	*Each*	*Each*	*Each*	*Each*
Rubber mat, swordfish design	18 x 26	$0.85	$0.94	$1.13	$1.25	$1.88

These maximum prices are for the articles described in the manufacturer's application dated February 22, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 5th day of April 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5675; Filed, Apr. 4, 1946; 11:47 a. m.]

[MPR 188, Order 4938]

JOSEPH SHAW CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Joseph Shaw Company of Summit and Perry Street, Toledo 4, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum selling prices by any seller to—		
		Stocking jobbers	Retailers	Consumers
		Each	*Each*	*Each*
Wrench, open end	410	$0.19	$0.255	$0.38
	420	.225	.30	.45
	430	.275	.365	.55
	440	.34	.455	.68
	450	.48	.64	.96
	455	.55	.735	1.10
Pliers, ignition	2105	.175	.235	.35

These maximum prices are for the articles described in the manufacturer's application dated January 26, 1946, and February 6, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory with full freight allowed on shipments weighing 100 lbs. or more, and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct retail ceiling price and model number filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 5th day of April 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5676; Filed, Apr. 4, 1946; 11:47 a. m.]

[MPR 188, Order 4939]

JOSEPH SHAW CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Joseph Shaw Company of Summit and Perry Street, Toledo 4, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum selling prices by any seller to—		
		Stocking jobbers	Retailers	Consumers
		Each	*Each*	*Each*
Wrench, open end	1010	$0.03	$.04	$.06
	1011	.03	.04	.06
	1012	.04	.055	.08
	1013	.05	.065	.10
	1014	.06	.08	.12
	1015	.07	.095	.14
Wrench, alligator	1030	.07	.095	.14
Wrench, spoke	1040	.035	.045	.07
Plier	2110	.0635	.085	.13

These maximum prices are for the articles described in the manufacturer's application dated February 5, 1946, and February 6, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory with a freight allowance of $.50 (50¢) per hundredweight on shipments weighing 100 lbs. or more, and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and proper retail ceiling price filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 5th day of April 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5677; Filed, Apr. 4, 1946; 11:48 a. m.]

[MPR 591, Order 409]

ESKIMO KOOLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm and home freezers manufactured by the Eskimo Kooler Corporation, 1710 South Halsted Street, Chicago 16, Illinois, and as described in the applications dated March 7, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to distributors	On sales to dealers	On sales to consumers
3 cu. ft. ¼ HP condensing unit	$164.00	$197.00	$328.00
8 cu. ft. ¼ HP condensing unit	206.00	247.00	412.00
12 cu. ft. ⅓ HP condensing unit	264.00	317.00	528.00
16 cu. ft. ½ HP condensing unit	302.00	362.00	604.00
18 cu. ft. ⅓ HP condensing unit	329.00	394.00	658.00
25 cu. ft. ½ HP condensing unit	412.00	450.00	824.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his

purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Eskimo Kooler Corporation of Chicago, Illinois, shall stencil on the lid or cover of the farm and home freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 409 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 5, 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5679; Filed, Apr. 4, 1946; 11:49 a. m.]

[SO 94, Order 111]

CERTAIN WORN LEATHER FOOTWEAR

SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, It is ordered:

(a) *What this order does.* This order establishes maximum prices for sales at retail of certain worn leather footwear hereinafter described, which has been or may be purchased from the War Assets Administration or any other United States Government Agency.

(b) *Maximum prices.* Maximum retail prices per pair for the worn leather footwear described herein shall be:

Description	*Retail price*
Worn men's shoes, including but not limited to Field shoes, Service shoes, Garrison shoes, High black shoes (Navy), Combat boots, Mechanic's shoes, Rigger & Aircraft shoes, Shoes for Foreign Armies, Canvas top shoes and Oxfords	$3.00
Worn women's shoes, including but not limited to Nurse's black shoes, Nurse's white shoes, WAC Field shoes, and WAC Service shoes	$4.00
Worn boots, including but not limited to Flying boots (fur or fleece lined), Logger boots, Lace boots (enlisted man's), Blucher high top boots, Parachute boots, Ski mountain boots, Ski mountain boots with rubber soles, Leather lace waterproof boots and Storm fleece lined boots	5.50

The aforesaid prices do not apply to resales of leather footwear sold by the Government as "new rebuilt".

(c) *Notification.* Any person who sells the leather footwear described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to attach to each pair of shoes or boots before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(d) *Tagging.* Any person who sells the shoes or boots described in paragraph (b) at retail shall attach to each pair of shoes or boots before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(e) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective April 6, 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5741; Filed, Apr. 5, 1946; 11:27 a. m.]

Regional and District Office Orders.

[Region I Order G-19 Under SR 15, MPR 280 and MPR 329, Amdt. 16]

FLUID MILK IN NEW HAMPSHIRE

For the reasons set forth in an opinion issued simultaneously herewith, which has been filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1351.408 (b) of Maximum Price Regulation 329, Region I Order G-19 (Fluid Milk in the State of New Hampshire) is hereby amended in the following respects:

In paragraph (b) (2), the subdivision designated as Zone 3 is amended by substituting "$3.72" in place of "$3.49" as the maximum price per hundredweight that may be paid to producers in Region I for milk of 3.7% butterfat content bought or received from them for ultimate resale in Area 16—Berlin and Gorham.

This Amendment 15 is effective April 5, 1946 at 12:01 a. m.

Issued this 4th day of April 1946.

ELDON C. SHOUP,
Regional Administrator.

Approved: April 3, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-5699; Filed, Apr. 4, 1946; 4:54 p. m.]

[Spokane Order 137B Under MPR 426]

LETTUCE IN PULLMAN, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lettuce.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Pullman, Wash.
(d) Method of transportation: Carlot to Pullman, f. o. b. Spokane.
(e) Freight rate by Method (d) from basing point to wholesale receiving point: $0.90 plus $0.41.

	Per unit of sale	
	Per crate of 40 lbs.	Per lb.
(f) Freight charge by Method (d)	$1.62	.....
(g) Basing point cost	3.25	.....
(h) Protective services	.20	.....
(i) Maximum price in wholesale receiving point (sum of "f," "g," and "h")	5.07	$0.127

This order shall become effective April 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of March 1946

HARVEY GUERTIN,
District Director

[F. R. Doc. 46-5537; Filed, Apr. 2, 1946; 4:32 p. m.]

[Region VI Order G-1 Under MPR 329, Amdt. 1]

MILK IN MADISON, WIS.

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator by § 1351.408 (f) of Maximum Price Regulation, *It is hereby ordered:*

1. Paragraph (1) of Order G-1 (formerly Regional Order No. 46) under Maximum Price Regulation No. 329, is amended to read as follows:

(1) The maximum price which distributors within the Madison, Wisconsin area may pay to producers for milk for resale as fluid milk shall be $3.10 per cwt., f. o. b. purchaser's plant, for milk having a 3.5% butterfat content, plus not more than 4¢ per 1/10 of 1% of butterfat in excess of 3.5% and minus not less than 4¢ per 1/10 of 1% of butterfat below 3.5%; *Provided*, That an additional amount not to exceed 40¢ per cwt. may be paid for Guernsey milk containing more than 4.2% butterfat.

2. Paragraph (4) is amended to read as follows:

(4) *Definitions.*

(a) "Guernsey milk" means milk from Guernsey cows to be sold under the name "Guernsey milk" or a modification of such name, but including the word "Guernsey".

(b) Unless the context otherwise requires, the definitions used in Maximum Price Regulation No. 329 and the General Maximum Price Regulation shall apply to the terms herein.

3. Paragraph (5) shall be added as follows:

(5) *Addition of transportation charges.* (a) The maximum price established in Paragraph 1 is the maximum price for milk f. o. b. purchaser's plant. If the transportation charge or any part thereof is paid by the purchaser, the total amount paid for transportation, plus the amount received by the producer, shall not be in excess of the maximum price set forth in paragraph 1.

(b) If the purchaser hauls the milk to his plant in a conveyance owned, leased or operated by him, he shall deduct from the maximum price set forth in paragraph 1 of this order the cost of such transportation. The 'cost of such transportation' shall be the maximum price which may be charged by milk haulers or other transportation companies for the hauling of milk to the purchaser's plant.

This amendment may be revoked, amended or modified at any time.

Effective the 4th day of April 1946.

Issued this 4th day of April 1946.

R. E. WALTERS,
Regional Administrator.

Approved: Apr. 3, 1946.

H. L. FOREST,
Acting Director, Production and Marketing Administration, Department of Agriculture.

For the reasons set forth in the accompanying Opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, and Executive Order Numbers 9250, 9328, 9599 and 9699, I find that the issuance of Amendment No. 1 to Order No. G-1, issued under Maximum Price Regulation 329, is necessary to correct an inequity interfering with the effective transition to a peacetime economy.

CHESTER BOWLES,
Director,
Office of Economic Stabilization.

[F. R. Doc. 46-5697; Filed, Apr. 4, 1946; 4:54 p. m.]

[Region VII Rev. Order G-2 Under MPR 329, Amdt. 4]

MILK IN NEW MEXICO

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1351.408 (f) of Maximum Price Regulation No. 329, and for the reason set forth in the accompanying opinion, this Amendment No. 4 is issued.

1. Paragraph (1) of Amendment No. 3 to this Revised Order No. G-2 under Maximum Price Regulation No. 329 is hereby superseded by this Amendment No. 4, which is issued for a temporary period of 15 days, and will expire on April 16, 1946, in which event and at which time Amendments Nos. 1 and 2 shall again become effective.

Effective date. This Amendment No. 4 shall become effective on April 1, 1946.

Issued this 3d day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

Approved: April 2, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-5700; Filed, Apr. 4, 1946; 4:54 p. m.]

[Region VII Order G-36 Under 18 (c), Amdt. 9]

FLUID MILK IN NEW MEXICO

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1499.75 (a (9) (ii) of Supplementary Regulation 15 to the General Maximum Price Regulation, as amended, and for the reason set forth in the accompanying opinion, this Amendment No. 9 is issued.

1. Paragraph (1) of Amendment No. 8 to this Order No. G-36 under § 1499.18 (c) of the General Maximum Price Regulation, including Amendments Nos. 1 to 5, is hereby superseded by this Amendment No. 9, which is issued for a temporary period of 15 days, and will expire on April 16, 1946, in which event and at which time Amendments Nos. 6 and 7 will again become effective.

Effective date. This Amendment No. 9 shall become effective on April 1, 1946.

Issued this 3d day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

Approved: April 2, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, United States Dept. of Agriculture.

[F. R. Doc. 46-5701; Filed, Apr. 4, 1946; 4:54 p. m.]

[Region VI Order G-9 Under SR 15 and MPR 280, Amdt. 2]

FLUID MILK PRICES IN MADISON, WIS.

For reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator by § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation and § 1351.807 (b) (3) of Maximum Price Regulation No. 280, *It is hereby ordered:*

1. That the portion of Appendix A to Order G-9 (formerly Regional Order No. 13) issued under section 18 (c) of the General Maximum Price Regulation, which was added by Amendment 1 to such order, is amended by removing the word "Guernsey" from the heading.

2. That Appendix A to Order G-9 is amended by adding the following:

GUERNSEY MILK

[Butterfat content over 4.2%]

	Wholesale	Retail
Gallon	$0.52	.....
Quart	.13½	$0.15
Pint	.07½	.08½
½ pint	.04	.05

3. That a new paragraph (2) is added to read as follows:

(2) Where the maximum price set forth in Appendix A is expressed in terms of ½¢, the price charged for a single unit at retail may be increased to the next even cent. An opportunity must, however, be given to each buyer to purchase two units for which the maximum price shall be twice the single unit price. All sales at wholesale and home delivery sales at retail shall be considered multiple unit sales unless separate collections are made for single units when delivered.

4. That paragraphs (2) and (5) of Order G-9 are renumbered (3) and (4) respectively.

5. That a new paragraph (5) is added as follows:

(5) *"Guernsey milk"* means milk from Guernsey cows sold under the name "Guernsey milk" or some modification of such name, but including the word "Guernsey."

This amendment may be revoked, amended or corrected at any time.

This amendment shall be effective April 4, 1946.

Issued this 4th day of April 1946.

R. E. WALTERS,
Regional Administrator.

Approved: April 3, 1946.

H. L. FOREST,
Acting Director, Production and Marketing Administration, Department of Agriculture.

For the reasons set forth in the accompanying Opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, and Executive Order Numbers 9250, 9328, 9599 and 9699, I find that the issuance of Amendment

No. 2 to Order No. G-9 (formerly Regional Order No. 13), issued under Section 18 (c) of the General Maximum Price Regulation, is necessary to correct an inequity interfering with the effective transition to a peacetime economy.

CHESTER BOWLES,
Director, Office of Economic Stabilization.

[F. R. Doc. 46-5698; Filed, Apr. 4, 1946; 4:54 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 70-1222, 31-541]

NORTH WEST UTILITIES CO. AND BEAR, STEARNS & CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE AND GRANTING APPLICATIONS FOR EXEMPTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 28th day of March A. D. 1946.

North West Utilities Company, a registered holding company, having filed a declaration and amendments thereto pursuant to section 12 (d) of the Public Utility Holding Company Act of 1935 and Rule U-44 thereunder and an application pursuant to Rule U-50 thereunder, with respect to the following:

(1) The sale by said company of its entire interest in Northwestern Public Service Company, a subsidiary public utility company, to Bear, Stearns & Co., investment bankers, such interest consisting of 52,150 shares of common stock without par value, constituting all of such stock outstanding, for a cash consideration of $2,400,000 subject to certain adjustments to the closing date, and;

(2) Exemption of such sale of common stock from the competitive bidding provisions of Rule U-50; and

(3) The use of the proceeds from such sale by said company to discharge its note indebtedness to The First National Bank of Chicago in the principal amount of $1,000,000, the balance of such proceeds to be used for such other corporate purposes referred to in Supplement R of the Internal Revenue Code as it might subsequently ask the Commission by further order to approve; and

By amendment filed after completion of the record herein, North West Utilities Company having proposed to invest the balance of the proceeds from such sale remaining after discharging its said note indebtedness, but not in excess of $1,500,000, as paid-in surplus of its subsidiary, Wisconsin Power and Light Company; and

Bear, Stearns & Co., a limited partnership organized and existing under the laws of the State of New York, having filed an application for exemption as a holding company pursuant to section 3 of the act, if and in the event that it acquires such common stock; and

North West Utilities Company having requested that the Commission's order conform to the requirements of section 1808 (f) and Supplement R of the Internal Revenue Code, as amended; and

The proceedings relating to the above described transactions having been consolidated, a public hearing having been held on such matters after appropriate notice, the Commission having considered the record, and having filed its findings and opinion herein:

It is ordered, That the aforesaid application and declaration of North West Utilities Company, as amended, be, and the same hereby are, granted and permitted to become effective, respectively, subject to the terms and conditions contained in Rule U-24.

It is further ordered, That the sale by North West Utilities Company to Bear, Stearns & Co. of its interest in Northwestern Public Service Company, consisting of 52,150 shares of common stock without par value, and the investment of the proceeds from such sale in retirement of its note indebtedness to The First National Bank of Chicago in the principal amount of $1,000,000, and for such one or more of the purposes specified in Supplement R of the Internal Revenue Code as the Commission by further order may approve, are necessary and appropriate to the integration and simplification of the holding company system of which North West Utilities Company is a member, and are necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, and that North West Utilities Company shall proceed forthwith to consummate the said sale and related transactions. It is a condition of this order that the aforesaid transactions shall be effected within sixty days from the date hereof.

It is further ordered, That jurisdiction is reserved over the proposal of North West Utilities Company to invest the balance of the proceeds of such sale remaining after payment of its said note indebtedness, but not in excess of $1,500,000, as paid-in surplus of its subsidiary, Wisconsin Power and Light Company.

It is further ordered, That the application of Bear, Stearns & Co. for exemption from the provisions of the act, if and in the event that it acquires the said common stock of Northwestern Public Service Company, be, and hereby is, granted, pursuant to section 3 (a) (4) of the act, for a period of 12 months from the date of acquisition of such common stock, subject, however, to the condition that Bear, Stearns & Co. complies with the provisions of its stipulation filed herein.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-5684; Filed, Apr. 4, 1946; 1:43 p. m.]

[File No. 70-1147]

ASSOCIATED GAS AND ELECTRIC CO. ET AL.

ORDER RELEASING JURISDICTION OVER ACCOUNTING FEES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3d day of April 1946.

In the matter of Stanley Clarke, trustee of Associated Gas and Electric Company; Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation; Associated Electric Company, NY PA NJ Utilities Company, File No. 70-1147.

The Commission having by order dated December 28, 1945, granted applications and permitted to become effective declarations filed pursuant to sections 6 (a), 7, 9 (a), 10 and 12 of the Public Utility Holding Company Act of 1935 by Stanley Clarke, trustee of Associated Gas and Electric Company ("Ageco") and Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation ("Agecorp"), and their subsidiaries, Associated Electric Company ("Aelec"), and NY PA NJ Utilities Company ("NY PA NJ"), with respect to transactions involved in carrying into effect the settlement of various claims of Aelec, for itself and its subsidiaries, against its parent companies, Ageco and Agecorp; and having by said order reserved jurisdiction with respect to, among other things, fees and expenses of Aelec in connection with the proposed transactions; and

Aelec having filed statements with respect to accounting services rendered by Peat, Marwick, Mitchell & Company in connection with the transactions, and it appearing to the Commission that the fee of such company in the amount of $10,000 is not unreasonable, and that jurisdiction over such fee should be released;

It is ordered, That jurisdiction heretofore reserved over the payment of the accounting fees of Peat, Marwick, Mitchell & Company in connection with the above transactions be, and hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-5685; Filed, Apr. 4, 1946; 1:43 p. m.]

[File No. 70-1201]

MIDDLE WEST CORP.

ORDER MODIFYING PREVIOUS ORDER AND PERMITTING POST-EFFECTIVE AMENDMENT TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 2d day of April A. D. 1946.

The Middle West Corporation, a registered holding company, having filed a declaration and application, and amendments thereto, under section 12 (d) of the Public Utility Holding Company Act of 1935 and Rule U-44 thereunder regarding a sale by it, in accordance with the competitive bidding requirements of Rule U-50, of 167,956½ shares of common stock of Midland Realization Company; and

The Commission having by order dated February 12, 1946 (Holding Company Act Release No. 6406), granted the application and permitted the declaration to become effective, subject to conditions set forth in said order and to the terms and conditions prescribed by Rule U-24; and

The Middle West Corporation having filed a post-effective amendment to the said application and declaration on April 2, 1946, proposing to reduce from 167,956½ to 84,000 the number of shares of common stock of Midland Realization Company to be sold by The Middle West Corporation at this time and, to that extent, requesting a modification of said order of February 12, 1946; and

The Commission having considered such post-effective amendment and deeming it appropriate to permit it to become effective;

It is hereby ordered, That said order of February 12, 1946 herein, be, and hereby is, modified so as to reduce the number of shares of common stock of Midland Realization Company to be sold at this time by The Middle West Corporation from 167,956½ to 84,000, subject to all the conditions set forth in said order of February 12, 1946 and prescribed by Rule U-24, and without in any manner extending or otherwise modifying the time within which The Middle West Corporation is now required to dispose of all its interest in Midland Realization Company as provided in the Commission's order dated October 24, 1944 (Holding Company Act Release No. 5317-A);

It is further ordered, That jurisdiction be, and hereby is, reserved with respect to the sale or other disposition of the remaining 83,956½ shares of common stock of Midland Realization Company;

It is further ordered, That jurisdiction is hereby reserved over all fees and expenses to be incurred in connection with the proposed transaction.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-5686; Filed, Apr. 4, 1946; 1:43 p. m.]

[File Nos. 812-192, 812-193, 812-194]

PROVIDENTIA, LTD. ET AL.

NOTICE OF AND ORDER FOR HEARING; AND ORDER CONSOLIDATING PROCEEDINGS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3d day of April, A. D. 1946.

In the matter of Providentia, Ltd., The Nineteen Corporation, Instoria, Inc.; File Nos. 812-192, 812-193, 812-194.

Applications having been filed by Providentia, Ltd., The Nineteen Corporation and Instoria, Inc., under and pursuant to section 6 (c) of the Investment Company Act of 1940, for orders granting an extension to July 15, 1946 of an exemption from the provisions of the Investment Company Act of 1940 heretofore granted to applicants and extended to April 15, 1946 by order of the Commission dated January 15, 1946;

It appearing to the Commission that said applications are related and present questions of law and fact common to each of said applications;

It is ordered, That the proceedings on the three applications be and the same hereby are consolidated;

It is further ordered, Pursuant to section 40 (a) of said act, that a hearing on the consolidated matter be held on April 12, 1946 at 10:00 a. m. eastern standard time in Room 318 in the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania;

It is further ordered, That Robert P. Reeder, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing on this matter. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the applicants and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-5687; Filed, Apr. 4, 1946; 1:43 p. m.]

[File Nos. 7-878—7-890]

AINSWORTH MANUFACTURING CORP. ET AL.

ORDER SETTING HEARING ON APPLICATIONS TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 4th day of April A. D. 1946.

In the matter of applications by the Detroit Stock Exchange to extend unlisted trading privileges to Ainsworth Manufacturing Corporation, common stock, $5 par value, File No. 7-878; Armour and Company, common stock, $5 par value, File No. 7-879; Hayes Industries, Inc., common stock, $1 par value, File No. 7-880; Interlake Iron Corporation, common stock, no par value, File No. 7-881; The International Nickel Company of Canada, Limited, common stock, no par value, File No. 7-882; International Telephone and Telegraph Corporation, common stock, no par value, File No. 7-883; Loew's Incorporated, common stock, no par value, File No. 7-884; Lukens Steel Company, common stock, $10 par value, File No. 7-885; Northern Pacific Railway Company, common stock, $100 par value, File No. 7-886; Pepsi-Cola Company, common stock, 33⅓¢ par value, File No. 7-887; Radio-Keith-Orpheum Corporation, common stock, $1 par value, File No. 7-888; Southern Pacific Company, common stock, no par value, File No. 7-889; Westinghouse Electric Corporation, common stock, $12.50 par value, File No. 7-890.

The Detroit Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, and Rule X-12F-1 promulgated thereunder, having made application to the Commission to extend unlisted trading privileges to the above-mentioned securities;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 2:00 p. m. on Thursday, April 18, 1946, at the office of the Securities and Exchange Commission, 1370 Ontario Street, Cleveland, Ohio, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Franklyn S. Judson, or any other officer or officers of the Commission named by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-5706; Filed, Apr. 5, 1946; 10:33 a. m.]

[File No. 812-374]

AMERICAN CITIES POWER & LIGHT CORP.

NOTICE OF AND ORDER FOR ARGUMENT BEFORE THE COMMISSION ON MOTION TO DISMISS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3d day of April A. D. 1946.

In the matter of Hugh B. Baker, (American Cities Power & Light Corporation); File No. 812-374.

Hugh B. Baker having filed an application for an order either declaring that the Investment Company Act of 1940 is not applicable to, and the Commission has no jurisdiction over, the exercise of an option granted to him on April 2, 1940, by American Cities Power & Light Corporation, a registered investment company, to purchase 50,000 shares of the common stock of Blue Ridge Corporation, a registered investment company, held in its portfolio or exempting under the provisions of sections 6 (c) and 17 (b) of the act, the exercise of the option from the provisions of section 17 (a) (2) thereof;

Counsel for the Corporation Finance Division of the Commission having moved the Commission to dismiss said application upon the ground that the Commission lacks jurisdiction to consider the application because the option was exercised prior to the filing of said application in violation of section 17 (a) (2) of said act.

It is ordered, Pursuant to section 40 (a) of said act, that argument on the afore-

said motion be held on April 23, 1946, at 12:00 o'clock noon, Eastern Standard Time, in Room 1014 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pa.:

It is further ordered, That the brief for counsel for the Corporation Finance Division of the Commission in support of its motion to dismiss be filed on or before April 5, 1946, and that reply briefs be filed on or before April 16, 1946.

Notice of such argument is hereby given to the applicant and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5707; Filed, Apr. 5, 1946; 10:34 a. m.]

[File Nos. 52-24, 70-1258]

MIDLAND UNITED CO. ET AL.

NOTICE OF FILING OF POST-EFFECTIVE AMENDMENT, ORDER FOR HEARING THEREON; AND ORDER CONSOLIDATING PROCEEDINGS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3d day of April 1946.

In the matters of Hugh M. Morris, trustee of the estate of Midland United Company; Clarence A. Southerland and Jay Samuel Hartt, trustees of the estate of Midland Utilities Company, File No. 52-24; The Middle West Corporation, File No. 70-1258.

Hugh M. Morris, trustee of Midland United Company ("United"), a registered holding company, and Clarence A. Southerland and Jay Samuel Hartt, trustees of Midland Utilities Company ("Utilities"), a registered holding company, having heretofore jointly filed an application pursuant to section 11 (f) of the Public Utility Holding Company Act of 1935 ("act"), for approval of a modified plan for the reorganization of said companies under said section of the act and section 77B of the Bankruptcy Act; and

The Commission having entered its findings and opinions and orders approving such modified plan; and

The modified plan having been approved by the United States District Court for the District of Delaware, accepted by the requisite percentages of the holders of allowed claims and stock interests, confirmed by said court, and consummated; and

It appearing that, in consummating such modified plan, the name of Midland United Company was changed to Midland Realization Company ("Realization"); and

Said modified plan having provided, among other things, that within one year after the date of its confirmation, April 7, 1945, or within 90 days after certain obligations of Realization to certain secured creditors shall have been reduced to $1,500,000 or less, whichever occurs sooner, Realization and Utilities shall present a plan for their merger to this Commission for its approval, the court retaining jurisdiction to require the filing of such merger plan with this Commission and, upon its approval by this Commission, to require the execution and consummation of said merger plan; and

It further appearing that the said modified plan further provided that the purpose and policy of Utilities, as reorganized, and of the company surviving the merger of Realization and Utilities, was to liquidate its assets expeditiously, but without undue sacrifice of values, and to distribute its assets among the holders of its stock, and that the policy of Utilities and of the company surviving the merger of Realization and Utilities was to make no new investments or to engage in no business activities except for the purpose of effecting or facilitating such liquidation and distribution:

Notice is hereby given that a post-effective amendment to said modified plan of reorganization has been filed with this Commission pursuant to the provisions of section 11 (f) of the act and section 222 of the Bankruptcy Act, as amended. All interested persons are referred to said post-effective amendment, which is on file in the offices of this Commission, for a statement of the transactions proposed therein, which may be summarized as follows:

Applicants state that the post-effective amendment to the modified plan eliminates the requirement of a merger as an intermediate step in the liquidation of Realization and Utilities, that it substitutes in lieu thereof a plan for the direct and immediate liquidation of the two companies, and that its effect will be to do promptly and in one step what the modified plan requires to be done in two steps. Applicants further state that the amendment will neither materially nor adversely affect the interest of creditors or stockholders. The steps to be undertaken are as follows:

1. Utilities has outstanding 1,500,000 shares of capital stock. It is the owner of 2,154,395 shares, or 98.6%, of the no par value common stock of Northern Indiana Public Service Company ("Northern Indiana"), of promissory notes in the principal amount of $2,739,000, plus accrued interest thereon, of Indiana Service Corporation ("Indiana Service"), and of a 2% obligation of Realization in the principal amount of $2,500,000. Utilities will declare and distribute, as a liquidating dividend to its own stockholders, 1.4 shares of the common stock of Northern Indiana for each share held of the capital stock of Utilities. As a result, 840,000 shares of the common stock of Northern Indiana will be distributed to the public, 1,260,000 shares will be distributed to Realization as the holder of 60% of the capital stock of Utilities, and the balance of 54,395 shares of such stock will be retained by Utilities and, subsequently, will be offered for public sale.

2. Realization has outstanding 618,707 shares of capital stock. It is indebted to secured creditors in the principal amount of $1,517,000, and to Utilities in the principal amount of $2,500,000. Under the terms of the indebtedness to such secured creditors, Realization may not make any capital distribution prior to the payment of such indebtedness in full. It will, therefore, borrow on a short-term basis, at current rates of interest, the approximate amount of $1,350,000, which, together with its other available cash resources, will enable it to liquidate its indebtedness to the secured creditors.

3. As indicated above, Realization will have received as a dividend upon the 900,000 shares of capital stock of Utilities owned by it, 1,260,000 shares of the common stock of Northern Indiana. Realization will declare, as a liquidating dividend to its own stockholders, 1.75 shares of the common stock of Northern Indiana for each share held of the capital stock of Realization, or a total of 1,082,737½ shares. The balance of 177,262¾ shares of such stock will be retained by Realization, and will be offered for public sale simultaneously with the public offering of similar shares by Utilities.

4. The proceeds from the sale of such shares of common stock of Northern Indiana will thereupon be used by Realization (a) to retire the short-term loan in the approximate amount of $1,350,000, and then (b) to pay to Utilities the sum of $1,000,000, being the 40% of the principal amount of $2,500,000 due Utilities by Realization, which would not inure to Realization as the holder of 60% of the capital stock of Utilities.

5. Proceedings are presently pending before this Commission whereby Utilities is seeking to reduce to cash its investment in the notes of Indiana Service. Applicants state that, although the outcome of such proceedings cannot be predicted, it shall be the continued policy of Utilities to liquidate such investment expeditiously, but without undue sacrifice of values. In the event that the investment of Utilities in Indiana Service shall not be liquidated by the time Realization pays Utilities $1,000,000 in satisfaction of its indebtedness, as described above, or, in the opinion of the board of directors of Utilities, Utilities will not be liquidated in the immediate future, Realization will distribute, as a final liquidating dividend upon its capital stock, all of the shares of Utilities owned by it and all the cash or other assets remaining in its possession after making appropriate provisions for the costs of liquidation. Realization may, in its discretion, acquire sufficient shares of the capital stock of Utilities in the open market to enable Realization to make the distribution of the capital stock of Utilities in convenient fractions;

Notice is further given that an application or declaration (or both) has been filed, pursuant to the provisions of the act, with this Commission by The Middle West Corporation ("Middle West"), a registered holding company. All interested persons are referred to said application or declaration (or both), which is on file in the offices of the Commission, for a statement of the purpose and nature of the proposed transactions, which may be summarized as follows:

Middle West presently holds 167,956.5 shares of the capital stock of Realization. It requests the approval of this Commission to permit it to acquire from time to time, pursuant to the said post-effective amendment to the plan, such shares of the common stock of Northern Indiana, such shares of the capital stock of Utilities, and such other securities as may be declared and distributed from time to time by Realization in respect of the shares of stock of Realization then owned by Middle West.

It also requests the approval of this Commission to permit it to sell from time to time, pursuant to the competitive bidding requirements of Rule U-50 to the extent applicable, all or any part of such shares of stock of Northern Indiana and Utilities and of such other securities as may be acquired by it from time to time pursuant to said post-effective amendment to the plan.

It appearing to the Commission that the proceeding with respect to the post-effective amendment to the modified plan of reorganization, designated as File No. 52-24, involves questions of law and fact common to the application or declaration (or both) filed by Middle West, designated as File No. 70-1258, and that evidence adduced in one proceeding may have a bearing upon the issues presented in the other proceeding; and that a substantial saving of time and expense will result if the proceedings are consolidated:

It is hereby ordered, That the proceeding with respect to the post-effective amendment to the modified plan of reorganization, designated as File No. 52-24, and the proceeding with respect to the application or declaration (or both) filed by Middle West, designated as File No. 70-1258, be, and hereby are, consolidated and that a hearing on such consolidated proceedings under the applicable provisions of the said act and rules and regulations promulgated thereunder be held on the 7th day of May, 1946, at 11:00 a. m., e. s. t., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room where such hearing will be held. Any persons desiring to be heard or otherwise wishing to participate therein shall notify the Commission to that effect in the manner provided in Rule XVII of the Commission's Rules of Practice on or before May 6, 1946.

It is further ordered, That Allen MacCullen or any other officer or officers of the Commission designated for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said proceedings, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the transactions proposed in the post-effective amendment to the modified plan of reorganization are fair and equitable to all persons affected.

2. Whether the post-effective amendment to the modified plan of reorganization is feasible.

3. Whether the proposed acquisitions by Realization and Middle West have the tendency required by section 10 (c) (2) of the act.

4. Whether the various transactions proposed in connection with the post-effective amendment to the modified plan and in connection with the application or declaration (or both) filed by Middle West meet the requirements of the applicable sections of the act and the rules and regulations promulgated thereunder, and of the Bankruptcy Act, as amended.

5. The propriety of the proposed accounting treatment of the several transactions on the books of the respective applicants or declarants (or both).

6. Whether the fees, commissions, and other expenses to be incurred are for necessary services and reasonable in amount.

7. Generally, whether the proposed transactions comply with all the applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, and of the Bankruptcy Act, as amended, and, if not, whether and what modifications or terms and conditions should be required or imposed to satisfy the statutory standards.

It is further ordered, That notice of said hearing is hereby given to Realization, Utilities, Middle West, the Indiana Public Service Commission, and to all other interested persons, said notice to be given Realization, Utilities, Middle West, and the Indiana Public Service Commission by registered mail, and to all other persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for releases issued under the Public Utility Holding Company Act of 1935 and by publication of this notice and order in the FEDERAL REGISTER.

It is further ordered, That Realization and Utilities give notice of said hearing to their respective stockholders of record (insofar as the identity of such stockholders is available or known) by mailing, postage prepaid, to each such security holder to his last known address a copy of this notice and order together with a copy of the post-effective amendment to the modified plan of reorganization at least twenty (20) days prior to the date of said hearing.

It is further ordered, That jurisdiction be, and is hereby, reserved to separate, either for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues and questions which may arise in these proceedings, and to take such other action as may appear necessary or appropriate to the orderly and economical disposition of the issues involved.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5708; Filed, Apr. 5, 1946; 10:34 a. m.]

[File No. 70-1261]

AMERICAN GAS AND ELECTRIC CO., SCRANTON ELECTRIC CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 2d day of April A. D. 1946.

Notice is hereby given that a joint application-declaration has been filed with this Commission under the Public Utility Holding Company Act of 1935 by American Gas and Electric Company ("American") (a registered holding company and a subsidiary of Electric Bond and Share Company, also a registered holding company), and by American's subsidiary, The Scranton Electric Company ("Scranton"). All interested persons are referred to said application-declaration which is one file in the offices of the Commission for a statement of the transactions therein proposed, which may be summarized as follows:

Part I of the proposed transactions concerns a refinancing program by Scranton involving the issuance and sale of 58,500 shares of new —% cumulative preferred stock and the redemption of all of its presently outstanding $6 preferred stock. Part II concerns the disposition by American of its investments in Scranton and in West Pittston-Exeter Railroad Company ("Railroad"), also a subsidiary of American, pursuant to an order of the Commission entered on December 26, 1945 (Holding Company Act Release No. 6333). Part II also provides that American, in compliance with said order of December 26, 1945, will cause Franklin Real Estate Company ("Real Estate"), a subsidiary of American which holds title to certain parcels of real estate for companies in the American System, to dispose of such of its assets as are related to the properties and business of Scranton.

Part I. (A) Scranton proposes to issue and sell at public sale, pursuant to the competitive bidding provisions of Rule U-50, 58,500 shares of —% cumulative preferred stock, par value $100. The annual dividend rate (to be a multiple of $\frac{1}{10}$% and not to exceed 4%) and the price, exclusive of accrued dividends, to be received by Scranton (to be not less than 100% and not more than 102¾% of the par value of the stock) are to be determined by competitive bidding.

(B) The proceeds of the sale, together with treasury funds to the extent necessary, will be used to redeem and cancel Scranton's presently outstanding

53,248 shares of $6 preferred stock (including 3,326 shares of such stock owned by American) at the redemption price of $110 per share plus accrued dividends thereon to date of redemption. In connection with the redemption program Scranton may obtain a one-day bank loan in an amount not in excess of $5,900,000.

Part II. (A) American now owns 500 shares of the $50 par value common stock of Railroad, being one-half of the outstanding shares of such common stock (the remaining shares being owned by Pennsylvania Realty and Investment Company, a subsidiary of Pennsylvania Power & Light Company, an associate company in the Electric Bond and Share Holding Company System), and is also the owner of a 6% interest bearing open account indebtedness of Railroad in the principal sum of $260,221.83. American proposes to sell and Scranton proposes to acquire the 500 shares of common stock of Railroad for $25,000 cash and American proposes to assign and transfer, and Scranton proposes to acquire, the said open account indebtedness for $260,221.83 cash.

(B) Real Estate now holds title to approximately 400 acres of farm land located adjacent to the Stanton Generating Station of Scranton, an undivided one-half interest therein being held for the benefit of Scranton and the remaining interest being held for the benefit of Pennsylvania Realty and Investment Company. The title is recorded on the books of Real Estate at $1 and the cost of one-half of such farm land is included among the assets on the books of Scranton, having been paid for by Scranton. American, the owner of all the capital stock of Real Estate, proposes, after the sale of the common stock of Scranton has been completed as hereinafter described, to cause Real Estate to sell and transfer its title to such lands to Scranton or its nominee for $1.

(C) American now owns 2,500,000 shares of no par value common stock of Scranton, being all the authorized and issued common stock of Scranton, and proposes to cause Scranton to amend its charter so that its authorized capital stock will consist of 75,000 shares of cumulative preferred stock, par value $100, of which 58,500 shares will be ----% cumulative preferred stock, proposed to be issued as above described, and 1,500,000 shares of common stock of a par value of $5 per share of which 1,214,000 shares are proposed to be issued and outstanding. The 2,500,000 shares of no par value common stock of Scranton owned by American will accordingly be changed and converted into 1,214,000 issued and outstanding shares of common stock of a par value of $5 per share. American proposes to sell the said 1,214,000 shares of common stock at public sale, pursuant to the competitive bidding provision of Rule U-50.

(D) American proposes to cause American Gas and Electric Service Corporation ("Service Corporation"), a subsidiary service company presently rendering management, advisory, engineering and other similar services to Scranton pursuant to a written agreement dated August 1, 1939, to cease rendering such services as soon as practicable following the sale by American of its investments in Scranton and upon request of the new management of Scranton, and in any event not later than 3 months following the completion of the sale of such investments. The filing requests, however, that engineering and other services rendered Scranton by Service Corporation in connection with the construction of an addition to Scranton's suburban generating station, be permitted to continue until the addition is completed and placed in commercial operation about August 1, 1947.

American requests that the Commission issue its order reciting that the relevant transactions are necessary or appropriate to the integration or simplification of the American Holding Company System and necessary or appropriate to effectuate the provisions of subsection (b) of section 11 of the act, in accordance with the meaning and requirements of the Internal Revenue Code, as amended, including section 1808(f), and Supplement R thereof.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said application-declaration and that said application-declaration shall not be granted or become effective except pursuant to further order of the Commission:

It is ordered, That a hearing on said application-declaration under the applicable provisions of the act and the rules and regulations of the Commission promulgated thereunder, be held on April 15, 1946, at 10:00 a. m., e. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to the Pennsylvania Public Utility Commission and to the applicants-declarants herein by registered mail; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in these proceedings shall file with the Secretary of this Commission on or before April 11, 1946, an appropriate request or application to be heard as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues presented by said application-declaration, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed issue and sale of the new preferred stock of Scranton are solely for the purpose of financing the business of Scranton and have been expressly authorized by the State Commission of the State in which it is organized and doing business;

(2) Whether the terms and conditions of the sale by Scranton of securities are detrimental to the public interest or the interests of investors or consumers;

(3) Whether, in any respect, the proposed sales by American to Scranton of the securities and open account indebtedness of Railroad are detrimental to the public interest or the interests of investors and consumers and whether the considerations to be received therefor are in all respects fair and reasonable;

(4) Whether in any respect the proposed sales of securities by American to the public are detrimental to the public interest or the interests of investors and consumers and whether the terms and conditions thereof comply with all of the applicable standards of the act and of the rules and regulations promulgated thereunder;

(5) Whether the proposed limited continuance of services rendered by Service Corporation to Scranton is necessary or appropriate in the public interest or for the protection of investors and consumers;

(6) Whether the proposed intrasystem sales and acquisitions of securities and assets will effect partial compliance with a previous order of the Commission entered December 26, 1945;

(7) Whether the underwriting fees and legal fees to be paid in connection with the proposed transactions are fair and reasonable.

(8) Generally, whether the proposed transactions are in all respects in the public interest and in the interests of investors or consumers, and consistent with all applicable requirements of the act and with the rules thereunder, and whether any terms and conditions should be imposed to satisfy the statutory standards.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-5709; Filed, Apr. 5, 1946; 10:34 a. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R. S. 4405, 4417a, 4426, 4488, and 4491, as amended, 49 Stat. 1544, 54 Stat. 163-167, sec. 5(e), 55 Stat. 244 (46 U.S.C. 367, 375, 391a, 404, 481, 489, 526-526t, 50 U.S.C. 1275), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1-46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following approval of equipment is prescribed, effective upon the date of publication in the FEDERAL REGISTER:

BUOYANT CUSHIONS FOR MOTORBOATS

Approval No. A-305, standard kapok buoyant cushion, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, manufactured by Burlington Mills, Inc., Burlington, Wisconsin.

Approval No. A-306, standard kapok buoyant cushion, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, manufactured by Gladson Upholstering Shop, 3429 Wildwood Avenue, Cleveland, Tennessee.

Approval No. A-307, standard kapok buoyant cushion, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, manufactured by Lite Manufacturing Company, Inc., 101 West 21st Street, New York 11, N. Y.

DAVIT

Straight boom sheath screw davit, Size A-7-O, General Arrangement Dwg. No. 599-S8200-1, Alt. 2, dated 18 February 1946, maximum working load 6800 pounds per arm, submitted by the Consolidated Services and Supply Company, Seattle, Washington.

Dated: April 4, 1946.

[SEAL] MERLIN O'NEILL,
Rear Admiral, U. S. C. G.,
Acting Commandant.

[F. R. Doc. 46-5725; Filed, Apr. 5, 1946; 10:54 a. m.]

Reference APR 11 '46

Reference

APR 11 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 69

Washington, Tuesday, April 9, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 63-10]

PART 1596—FOOD IMPORTS

RESTRICTIONS ON IMPORTS OF CERTAIN FOODS

Pursuant to the authority vested in me by the provisions of § 1596.1 (d) of War Food Order No. 63, as amended (9 F.R. 13280, 14877; 10 F.R. 103, 8950, 10419), Appendix A to the said order is hereby amended by deleting therefrom the following item:

Food	Commerce import Class No.	Governing date
Cassia, cassia buds and cassia vera, ground and unground.	1533.000, 1533.160, 1550.070.	Do [Nov. 13, 1944].

This amendment shall become effective at 12:01 a. m., e. s. t., April 8, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 63 (including Appendix A to the said order), as amended, prior to the effective time of this amendment, all provisions of the said War Food Order No. 63 (including Appendix A to the said order), as amended, in effect prior to the effective time of this amendment shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or any other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 63, as amended, 8 F.R. 13280, 14877, 10 F.R. 103, 8950, 10419)

Issued this 5th day of April 1946.

Acting Assistant Administrator
G. T. PEYTON,

[SEAL]

[F. R. Doc. 46-5797; Filed, Apr. 8, 1946; 11:00 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5155]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

FERRO ENAMEL CORP. ET AL.

§ 3.7 *Aiding, assisting and abetting unfair or unlawful act or practice:* § 3.27 (d) *Combining or conspiring—to enhance, maintain or unify prices.* I. In connection with the offering for sale, sale and distribution of "frit" in commerce, and on the part of the corporate respondents Ferro Enamel Corporation, Pemco Corporation, The O. Hommel Company, Chicago Vitreous Enamel Product Co., and Ingram-Richardson Mfg. Co. of Indiana, Inc., their respective officers, etc., and among other things, as in order set forth entering into, continuing, cooperating in, or carrying out any planned common course of action, understanding, agreement, combination, or conspiracy between and among any two or more of said respondents or between any one or more of said respondents and others not parties hereto, to:

(1) Fix or maintain prices, discounts, or terms and conditions of sale for "frit," or adhere to or promise to adhere to prices, discounts, or terms and conditions of sale so fixed or established; (2) sell "frit" at prices calculated or determined pursuant to or in accordance with any plan or system of equalizing freight with competitors which results in identical delivered prices at any given destination by respondents quoting or selling at such destination, or which prevents purchasers from finding any advantage in price in dealing with one or more of respondents as against any of the other respondents; or quote or sell "frit" pursuant to or in accordance with any other plan or system which has the aforesaid results; (3) establish or maintain any classification of customers, or any method or formula for classifying customers, used or to be used in determining prices, discounts, or terms and conditions of sale to customers; (4) exchange, directly or through Stevenson, Jordan & Harrison, Inc., respondent management corporation, Harry L. Moody, respondent

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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director thereof, or any agency or clearing house, price and discount lists or other records showing current prices, discounts, terms, and conditions of sale for the purpose or with the effect of restraining competition in the offering for sale or sale of "frit"; (5) adhere or promise to adhere, to filed or published prices, discounts, or terms and conditions of sale for "frit" pending the filing or publication of changes in such prices, discounts, or terms and conditions of sale; (6) file with Stevenson, Jordan & Harrison, Inc., Harry L. Moody, or any agency, copies of invoices and orders covering sales of "frit" and showing the details of such transactions in a manner used or useful in ascertaining whether respondents have adhered to filed or published prices, discounts, or terms and conditions of sale; (7) fix or determine the amount of credit which will be extended to any purchaser; or exchange, directly or through Stevenson, Jordan & Harrison, Inc., Harry L. Moody, or any agency or clearing house, credit information, with the purpose or effect of fixing or determining the credit allowed any customer, or the terms upon which credit may be allowed any customer; (8) exchange, directly or through Stevenson, Jordan & Harrison, Inc., Harry L. Moody, or any agency or clearing house, copies of credit memoranda issued to purchasers, used or useful in disclosing variations from filed or published prices; (9) refuse or decline to sell "frit" upon a consignment basis; or refuse or decline to pack or prepare "frit" in a specified way for shipment to customers; or refuse or decline to demonstrate a product to their customer; or otherwise refuse or decline to grant a competitive inducement as a means of securing or retaining or seeking to secure or retain customers; (10) exchange, directly or through Stevenson, Jordan & Harrison, Inc., Harry L. Moody, or any agency or clearing house, data concerning "frit" which discloses to any manufacturing respondent the volume of sales made by, the freight equalization charges paid or allowed by, or the average price received by any other individual manufacturing respondent, for the purpose or with the effect of hindering or restraining competition in the sale and

distribution of "frit"; or (11) hold or participate in any meeting, discussion, or exchange of information between or among themselves or under the auspices of Stevenson, Jordan & Harrison, Inc., Harry L. Moody, or any other medium or agency, for the purpose or with the effect of reaching any understanding concerning the prices to be charged for "frit" or the maintenance of any of the practices prohibited by this order; and

II. Doing or performing any of the things forbidden in the preceding parts of this order, or aiding, assisting, or cooperating in the performance thereof, on the part of respondents Stevenson, Jordan & Harrison, Inc., its officers and Harry L. Moody, individually and as a director of Stevenson, Jordan & Harrison, Inc., their respective agents, etc.; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Ferro Enamel Corporation, et al., Docket 5155, February 26, 1946]

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Cumulative discounts.* In or in connection with the sale or distribution of "frit" in commerce, and on the part of the corporate respondents Ferro Enamel Corporation, Pemco Corporation, The O. Hommel Company, Chicago Vitreous Enamel Product Co., and Ingram-Richardson Mfg. Co. of Indiana, Inc., their respective officers, etc., and among other things, as in order set forth, (1) directly or indirectly discriminating in price between different purchasers of "frit" of like grade and quality in the manner and degree set forth in the volume discount schedule shown in Paragraph Five of the findings as to the facts herein, or in any manner or degree substantially similar thereto, or from continuing or resuming any such discriminations in price; ii. e., as there set forth, through classifying their customers according to the annual dollar volume of purchases of "frit" from all sources by their customers and granting discounts to each customer based upon such classification, as shown by the volume report containing a summary of all sales of said product by all of said manufacturers each month, as disseminated by respondent management corporation and respondent Moody, its director (whom said manufacturers supply with regular periodical reports of annual dollar volume of sales to their respective customers) and in accordance with which classification purchases of $5,000 a year entitled customer to no discount from list, purchases from $5,000 to $10,000 entitled him to 5 percent, and those ranging from $10,000 to $20,000, from $20,000 to $29,000, from $29,000 to $40,000, and over $40,000 entitled him to discounts of, respectively, 10 percent, 12½ percent, 15 percent and 20 percent] (2) directly or indirectly discriminating in price in any other manner between purchasers of "frit" of like grade and quality, when such discriminations substantially equal or exceed any of the discriminations shown in the volume discount schedule set forth in Paragraph Five of the findings as to the facts herein; or (3) otherwise discriminating in price as between purchasers of "frit" of like grade and quality where the effect may be substantially to lessen competition or tend to create a monopoly in any line of commerce or to injure, destroy, or prevent competition with any person who either grants or receives the benefit of such discrimination; prohibited, subject to the provision, however, that the foregoing shall not prevent price differences which make only due allowance for differences in the cost of manufacture, sale, or delivery resulting from differing methods or quantities in which said "frit" is to such purchasers sold or delivered, and to the further provision that the foregoing shall not prevent respondents from showing that any lower price to any purchaser was made in good faith to meet an equally low price of a competitor. (Sec. 2 (a), 49 Stat. 1526; 15 U.S.C., sec. 13 (a) [Cease and desist order, Ferro Enamel Corporation, et al., Docket 5155, February 26, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 26th day of February A. D. 1946.

In the Matter of Ferro Enamel Corporation, Pemco Corporation, The O. Hommel Company, a Corporation; Chicago Vitreous Enamel Product Co., a Corporation; Ingram-Richardson Mfg. Co. of Indiana, Inc., and Stevenson, Jordan & Harrison, Inc., a Corporation; Harry L. Moody, an Individual

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the substitute answers of the several respondents admitting all the material allegations of fact set forth in said complaint and waiving all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondents have violated the provisions of the Federal Trade Commission Act and that each of the respondents except Stevenson, Jordan & Harrison, Inc., and Harry L. Moody has violated subsection (a) of section 2 of an Act of Congress entitled "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act) as amended by an act approved June 19, 1936 (the Robinson-Patman Act);

I. *It is ordered*, That the corporate respondents Ferro Enamel Corporation, Pemco Corporation, The O. Hommel Company, Chicago Vitreous Enamel Products Co., and Ingram-Richardson Mfg. Co. of Indiana, Inc., their respective officers, agents, representatives, and employees, in or in connection with the offering for sale, sale, and distribution of "frit" in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from entering into, continuing, cooperating in, or carrying out any planned common course of action, understanding, agreement, combination, or conspiracy between and among any two or more of said respondents or between any one or more of said respondents and others not parties hereto, to do or perform any of the following acts or practices:

1. Establishing, fixing, or maintaining prices, discounts, or terms and conditions of sale for "frit," or adhering to or promising to adhere to prices, discounts, or terms and conditions of sale so fixed or established.

2. Quoting or selling "frit" at prices calculated or determined pursuant to or in accordance with any plan or system of equalizing freight with competitors which results in identical delivered prices at any given destination by respondents quoting or selling at such destination, or which prevents purchasers from finding any advantage in price in dealing with one or more of respondents as against any of the other respondents; or quoting or selling "frit" pursuant to or in accordance with any other plan or system which has the aforesaid results.

3. Establishing or maintaining any classification of customers, or any method or formula for classifying customers, used or to be used in determining prices, discounts, or terms and conditions of sale to customers.

4. Exchanging, directly or through Stevenson, Jordan & Harrison, Inc., Harry L. Moody, or any agency or clearing house, price and discount lists or other records showing current prices, discounts, terms, and conditions of sale for the purpose or with the effect of restraining competition in the offering for sale or sale of "frit."

5. Adhering, or promising to adhere, to filed or published prices, discounts, or terms and conditions of sale for "frit" pending the filing or publication of changes in such prices, discounts, or terms and conditions of sale.

6. Filing with Stevenson, Jordan & Harrison, Inc., Harry L. Moody, or any agency, copies of invoices and orders covering sales of "frit" and showing the details of such transactions in a manner used or useful in ascertaining whether respondents have adhered to filed or published prices, discounts, or terms and conditions of sale.

7. Fixing or determining the amount of credit which will be extended to any purchaser; or exchanging, directly or through Stevenson, Jordan & Harrison, Inc., Harry L. Moody, or any agency or clearing house, credit information, with the purpose or effect of fixing or determining the credit allowed any customer, or the terms upon which credit may be allowed any customer.

8. Exchanging, directly or through Stevenson, Jordan & Harrison, Inc., Harry L. Moody, or any agency or clearing house, copies of credit memoranda issued to purchasers, used or useful in disclosing variations from filed or published prices.

9. Refusing or declining to sell "frit" upon a consignment basis; or refusing or declining to pack or prepare "frit" in a specified way for shipment to customers; or refusing or declining to demonstrate a product to their customers; or otherwise refusing or declining to grant a competitive inducement as a means of securing or retaining or seeking to secure or retain customers.

10. Exchanging, directly or through Stevenson, Jordan & Harrison, Inc., Harry L. Moody, or any agency or clearing house, data concerning "frit" which

discloses to any manufacturing respondent the volume of sales made by, the freight equalization charges paid or allowed by, or the average price received by, any other individual manufacturing respondent, for the purpose or with the effect of hindering or restraining competition in the sale and distribution of "frit."

11. Holding or participating in any meeting, discussion, or exchange of information between or among themselves or under the auspices of Stevenson, Jordan & Harrison, Inc., Harry L. Moody, or any other medium or agency, for the purpose or with the effect of reaching any understanding concerning the prices to be charged for "frit" or the maintenance of any of the practices prohibited by this order.

II. *It is further ordered*, That respondents Stevenson, Jordan & Harrison, Inc., a corporation, its officers, and Harry L. Moody, individually and as a director of Stevenson, Jordan & Harrison, Inc., their respective agents, representatives, and employees, do forthwith cease and desist from doing or performing any of the things forbidden in the preceding paragraphs of this order, or aiding, assisting, or cooperating in the performance thereof.

III. *It is further ordered*, That the corporate respondents Ferro Enamel Corporation, Pemco Corporation, The O. Hommel Company, Chicago Vitreous Enamel Product Co., and Ingram-Richardson Mfg. Co. of Indiana, Inc., their respective officers, agents, representatives, and employees in or in connection with the sale or distribution of "frit" in commerce, as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

1. Directly or indirectly discriminating in price between different purchasers of "frit" of like grade and quality in the manner and degree set forth in the volume discount schedule shown in paragraph five of the findings as to the facts herein, or in any manner or degree substantially similar thereto, or from continuing or resuming any such discriminations in price.

2. Directly or indirectly discriminating in price in any other manner between purchasers of "frit" of like grade and quality, when such discriminations substantially equal or exceed any of the discriminations shown in the volume discount schedule set forth in paragraph five of the findings as to the facts herein.

3. Otherwise discriminating in price as between purchasers of "frit" of like grade and quality where the effect may be substantially to lessen competition or tend to create a monopoly in any line of commerce or to injure, destroy, or prevent competition with any person who either grants or receives the benefit of such discrimination: *Provided*, That this shall not prevent price differences which make only due allowance for differences in the cost of manufacture, sale, or delivery resulting from differing methods or quantities in which said "frit" is to such purchasers sold or delivered: *And provided further*, That this shall not prevent respondents from showing that any lower price to any purchaser was made in good faith to meet an equally low price of a competitor.

IV. *It is further ordered*, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-5829; Filed, Apr. 8, 1946; 11:31 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

[SFAW Order 35]

PART 602—GENERAL ORDERS AND DIRECTIVES

BITUMINOUS COAL PRODUCERS IN DISTRICT 15

It appears that a sufficient number of bituminous coal mines in District No. 15 are still operating and producing enough coal so that it is unnecessary to hold one full day's production of said mines on track unbilled. Accordingly, producers in that district should be released from the provisions of Notice of Direction to All Bituminous Coal Producers Except Those in Districts 5 and 16, issued on March 28, 1946.

Pursuant to SFAW Regulation No. 1, as amended, *It is ordered*, That:

All bituminous coal producers in District 15 are hereby exempted from the provisions of Notice of Direction to All Bituminous Coal Producers Except Those in Districts 5 and 16, issued on March 28, 1946.

This order shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236; 56 Stat. 176; 58 Stat. 827 and 59 Stat. 658)

Issued this 5th day of April 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-5800; Filed, Apr. 8, 1946; 11:06 a. m.]

PART 602—GENERAL ORDERS AND DIRECTIVES

REVISED DIRECTION CONCERNING DELIVERIES OF BITUMINOUS COAL BY RETAIL DEALERS, LAKE AND TIDEWATER DOCK OPERATORS

In order to permit the fullest possible use of delivery equipment and facilities of retail dealers and lake and tidewater dock operators consistent with the supplying of emergency requirements for bituminous coal, the Notice of Direction issued March 28, effective April 1, 1946, is hereby revised to read as follows:

1. Every retail dealer and every lake and tidewater dock operator is prohibited from delivering any bituminous coal other than coal produced in Districts 5 and 16 except to (a) a gas plant which certifies in writing that it has less than a 10-days' supply; (b) a hospital that certifies in writing that it has less than a 10-days' supply; (c) a tugboat or steamship for bunker or galley fuel; (d) any domestic consumer; (e) an industrial consumer that certifies in writing that it has less than a 10-days' supply; and (f) any person upon specific written direction of the appropriate SFAW Area Distribution Manager or Regional Representative.

2. Each retail dealer and each lake and tidewater dock operator making deliveries of bituminous coal to a consumer in accordance with paragraph 1 above is prohibited from delivering an amount of bituminous coal in excess of one truck or wagon load or that amount which will enable the consumer to meet his minimum requirements for 10 days, whichever amount is larger; *Provided, however*, That the amount delivered to a domestic consumer shall not exceed 50 per cent of his annual requirements. "Days' supply" is that amount of coal which a consumer reasonably expects to consume in each day over a period of 10 days from the date of delivery of coal pursuant to this direction. Any certification required by paragraph 1 shall be made to and kept by the retail dealer or dock operator supplying the coal and may be inspected by any authorized representative of SFAW.

3. Every consumer is prohibited from receiving any bituminous coal which a retail dealer or lake or tidewater dock operator is not permitted to deliver to him pursuant to paragraphs 1 or 2 above.

4. Each SFAW Area Distribution Manager or Regional Representative is authorized to modify the limitations imposed by this direction within the area of his jurisdiction, which has heretofore been prescribed for all areas east of the Mississippi River. Area Distribution Managers have been appointed and have jurisdiction over the following areas west of the Mississippi River:

James C. Fitzpatrick, Rooms 1160-1162 Merchandise Mart, 222 W. N. Bank Drive, Chicago 54, Ill.: State of Iowa.

Howard J. Thomas, 706 Chamber of Commerce Building, 1829 First Avenue North, Birmingham 3, Ala.: State of Louisiana.

Arthur H. Beddoe, 914-915 New Federal Building, 1114 Market Street, St. Louis 1, Mo.: Counties comprising Area I in the State of Missouri for which SFAW Area Advisory Committee on Local Distribution was appointed pursuant to SFAW Order No. 12.

Ernest N. Ahlfeldt, 540 Dwight Building, Kansas City, Mo.: All of the remaining counties in Missouri not included in Area I, and the States of Arkansas, Kansas, Oklahoma, Nebraska and Texas.

Milton Almer, 520 New York Life Building, 125 South 5th Street, Minneapolis 2, Minn.: Minnesota, North Dakota and that part of South Dakota designated as Areas IV, V and VI for which SFAW Area Advisory Committees on Local Distribution were appointed pursuant to SFAW Order No. 12.

Joseph E. Parker, % B. T. Manley, Utah Coal Operators' Association, 709 Tribune-Telegram Building, Salt Lake City, Utah: That part of South Dakota designated as Areas I, II and III for which SFAW Area Advisory Committees on Local Distribution were appointed pursuant to SFAW Order No. 12, and the States of New Mexico, Arizona, Colorado, Utah, Montana, Idaho, Wyoming, Nevada, Washington, Oregon and California.

This direction shall take effect immediately and remain in effect until further notice.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 5th day of April 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-5801; Filed, Apr. 8, 1946; 11:06 a. m.]

PART 602—GENERAL ORDERS AND DIRECTIVES

STATEMENT CONCERNING RELEASE OF COAL HELD UNBILLED ON TRACK AT MINES UNDER DIRECTION OF MARCH 28, 1946

On March 28, 1946, I issued a direction that one full day's production of bituminous coal be held unbilled at the mine, assigned tracks, scales or other facilities made available by the railroad. Area Distribution Managers have heretofore been authorized to release such coal: (1) where the mine expected to be in operation on and after April 1 either because of a contract with the Progressive Mine Workers of America or because the mine is non-union; (2) to permit shipments to a gas plant which certifies in writing that it has less than 10 days' supply; and (3) to permit shipments to a hospital which certifies in writing that it has less than 10 days' supply.

Additional authority now is being delegated to the Area Distrbution Managers to release coal held pursuant to the direction of March 28 to the limited extent necessary (a) to permit continued operation of those public utilities which render public service by supplying electricity, water, gas, sewage disposal service or street railway transportatiton to any community, railroads, laundries, food processing plants (including milk plants, dairies and commercial bakeries) and refrigeration plants; (b) to provide for the bunkering of steamships and tugboats; and (c) to permit the non-wasteful and orderly close-down of any industrial plant that has goods in process of manufacture that would be lost if coal were not supplied; *Provided*, That such plant did not have a sufficient coal supply on April 1 to close down in an orderly manner, including such continuous operation plants as glass plants and rayon plants.

In addition to those already appointed for districts east of the Mississippi River, Area Distribution Managers have been appointed or designated for the following bituminous coal producing districts and the foregoing authority has been conferred upon such persons:

District No. 12: James C. Fitzpatrick, Rooms 1160-1162 Merchandise Mart, 222 W. N. Bank Drive, Chicago 54, Illinois.

District No. 14: Ernest N. Ahlfeldt, 540 Dwight Building, Kansas City, Missouri.

Districts Nos. 17, 18, 19, 20, 22 and 23: Joseph E. Parker, c/o B. T. Manley, 709 Tribune-Telegram Building, Salt Lake City, Utah.

Issued this 5th day of April 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-5802; Filed, Apr. 8, 1946; 11:06 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILE, CLOTHING, AND LEATHER

[General Limitation Order L-85 as Amended Apr. 8, 1946]

APPAREL FOR FEMININE WEAR

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of wool, silk, rayon, cotton, linen, and other materials for defense, for private account and for export: and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 3290.1 *General Limitation Order L-85*—(a) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration.

(b) *Definitions.* For the purpose of this order and its schedules:

(1) "Put into process" means the first cutting of cloth in the manufacture of any apparel for feminine wear.

(2) Unless otherwise specifically defined, all terms in this order and its schedules shall have their usual and customary trade meanings.

(c) *General restrictions.* (1) No person shall put into process or manufacture any apparel for feminine wear contrary to the restrictions in any schedule of this order.

(2) No person shall sell or deliver any apparel for feminine wear knowing the same to have been put into process or manufactured contrary to the restrictions in any schedule of this order.

(d) *General exceptions.* The provisions of this order and its schedules shall not apply to:

(1) Apparel for feminine wear made in the home and not for remuneration;

(2) The sale of apparel, for feminine wear by a person who acquired the same for her own personal use;

(3) The sale of second hand apparel for feminine wear;

(4) The alteration of any apparel for feminine wear to fit a specific individual consumer;

(5) Apparel for feminine wear for persons of heights of 5' 7½" or over, of abnormal size, or with physical deformities, to the extent it is necessary to use in such apparel additional material for proportionate length, sweep or width;

(6) Bridal gowns;

(7) Burial gowns;

(8) Robes and vestments as required by the rules of religious orders and sects and the judiciary;

(9) Historical costumes for theatrical productions;

(10) Officially prescribed uniforms manufactured in accordance with the specifications of the applicable department or agency regulations for personnel of the United States Army, Navy, Marine Corps, Coast Guard, Maritime Commission, War Shipping Administration, and their auxiliaries, and cadet nurses of the Public Health Services;

(11) [Deleted Oct. 30, 1945.]

(e) [Deleted Oct. 30, 1945.]

(f) [Deleted Apr. 8, 1946.]

(g) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(h) *Communications to the Civilian Production Administration.* All reports to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to Civilian Production Administration, Textile Division, Washington 25, D. C., Ref. L-85.

(i) *Violations.* Any person who wilfully violates any provision of this order, or who in connection with this order wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries or from processing or using material under priority control and may be deprived of priorities assistance by the Civilian Production Administration.

Issued this 8th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

INTERPRETATION 1

[Superseded by paragraph (b) (10) of L-85, as amended May 25, 1943.]

INTERPRETATION 2: Revoked Oct. 30, 1945

[F. R. Doc. 46-5821; Filed, Apr. 8, 1946; 11:27 a. m.]

PART 3290—TEXTILE, CLOTHING, AND LEATHER

[General Limitation Order L-85, Schedule I, as Amended Apr. 8, 1946]

WOMEN'S, MISSES' AND JUNIOR MISSES' DRESSES

§ 3290.2 *Schedule I to General Limitation Order L-85*—(a) *Definitions.* For the purpose of this schedule:

(1) When descriptive of sizes:

(i) "Misses'" means sizes 10-20;

(ii) "Junior misses'" means sizes 9–17;
(iii) "Women's regular" means sizes 36–52;
(iv) "Little women's" means sizes 14½–28½;
(v) "Women's stout" means sizes 38½–52½;
(vi) "Women's odd" means sizes 35–51.

(2) "Evening dress" and "dinner dress" means a dress of floor or ankle length;

(3) "Suit dress" means an unlined two-piece outfit consisting of top and skirt, sold as one unit and commonly known to the trade as a two-piece dress. It shall be subject to all the regulations of this Schedule I governing dresses. However, if the top is lined, half lined, sleeve lined, partly or skeleton lined, it shall be deemed a suit and not a dress, and shall be subject to Schedule III governing suits;

(4) "Daytime dress" means any dress other than an evening or dinner dress;

(5) "Dress" includes an evening dress, dinner dress, suit dress, daytime dress, nurses' uniform, maid's uniform and maternity dress;

(6) "Body basic" means the front and back of the waist, the skirt, sleeves, inside shoulder pads, belt or sash, hem, an attached slip under a transparent fabric, normal facings, and 2" lap on an open front top;

(7) "Trimming allowance" means the material allowed to be used to trim a body basic;

(8) [Deleted Apr. 8, 1946.]

(9) "French facing" means a facing extending to the armhole or beyond;

(10) "Culotte" means a garment with a divided skirt;

(11) "Measurements" means, unless otherwise specified, maximum finished measurements in inches after all manufacturing operations have been completed and the dress is ready for shipment, as follows:

(i) "Sweep" means the maximum circumference of a skirt at any point parallel to the floor;

(ii) "Hipline" means the line 9 inches below the waistline;

(iii) "Sleeve length" means the maximum measurement from the side of the neck over the shoulder to the bottom of the sleeve;

(iv) "Sleeve circumference" means the maximum measurement at the bottom of the sleeve, or at the part attached to the cuff;

(v) Measurements of the length of a daytime dress and of a top of a suit dress shall be made from the nape of the neck to the bottom of the finished garment;

(vi) Measurements of the length of a suit dress skirt shall be made from the highest point of the skirt to the bottom of the finished garment;

(vii) Measurements of the length of an evening or dinner dress shall be made from the center of the hollow of the neck to the bottom of the finished garment.

(b) [Deleted Oct. 30, 1945.]

(c) *General restrictions on processing, manufacture and sale of women's, misses', and junior misses dresses.* (1) No person shall put into process, manufacture, sell or deliver any dress, including a jumper dress, with another garment or article at a unit price, except that the top and skirt of a suit dress may be sold as one unit at a unit price.

(2) No person shall put into process, manufacture, sell or deliver a dress with an attached hood, cape, fichu, vest, pants, handkerchief, or shawl.

(3) No person shall change any manufactured size marking to denote a different size or a different size range.

(d) *General restrictions applying to the processing of a dress.* (1) No person shall put into process any cloth for the manufacture of a dress with:

(i) French facings;
(ii) [Deleted Oct. 30, 1945.]
(iii) [Deleted Oct. 30, 1945.]
(iv) [Deleted Oct. 30, 1945.]
(v) [Deleted Oct. 30, 1945.]
(vi) Culottes;
(vii) A skirt with pleating, tucking or shirring, except when the sweep before pleating, tucking or shirring does not exceed the prescribed sweep of that particular size;
(viii) An open front or fly front skirt, which does not conform when open to the measurements prescribed for that particular size;
(ix) [Deleted Apr. 8, 1946.]
(x) [Deleted Oct. 30, 1945.]

(e) *General restrictions applying to the use of trimming allowance.* (1) No person shall put into process any cloth for trimming on a dress exceeding the following restrictions:

(i) Cuffs over 3" in width;
(ii) [Deleted Oct. 30, 1945.]
(iii) More than 1 ruffle on each sleeve;
(iv) A sleeve ruffle exceeding 3" in width;
(v) More than 1 collar or revers. (A single collar or revers of 2 thicknesses with an inside lining is permitted);
(vi) A collar or ruffle over 5" wide;
(vii) More than 2 pockets, inside or out, or with any patch pocket exceeding 42 square inches of material before reduction;
(viii) [Deleted Apr. 8, 1946.]
(ix) Quilting in excess of 300 square inches;
(x) Pleating, tucking or shirring of any part or section above the waistline of a dress, increased by more than 10% of said part or section, except that the width of the complete front of a top of a dress may be increased by 8 inches of material.

Provided, That the use of cloth as allowed above shall be charged against the trimming allowance.

(f) *Body basic and trimming allowance.* (1) A dress shall consist only of cloth sufficient for the body basic and the trimming allowance. At any place on the body basic where there is more than 1 thickness of material, except for the belt or sash, normal facings, inside shoulder pads, hem, an attached slip under a transparent fabric, and a 2" lap on an open front top, all of which are considered part of the body basic, the extra thickness shall be deemed trimming and shall be charged against the trimming allowance.

(2) The body basic shall be limited to (See Fig. 1):

(i) The complete front and back of the waist up to the neckline, including normal fullness. In the case of a suit dress, the waist or top shall not exceed 25 inches in length for a size 16, other sizes to be graded in normal proportions;
(ii) The skirt, with the limitations of hip length, sweep, and hem, as provided in paragraph (g);
(iii) Short or full length sleeves with the limitations of length and circumference as provided in paragraph (g).
(iv) One belt or sash;
(v) Inside shoulder pads;
(vi) A 2" lap on an open front top;
(vii) Normal facings.
(viii) An attached slip under a transparent fabric.

(3) The trimming allowance shall be limited to:

(i) 700 square inches for nontransparent fabrics for all sizes if the hip measurement does not exceed the body basic hip measurement. However, if the hip measurement exceeds the allowable body basic hip measurement, and in no event may it exceed the allowable sweep, such trimming allowance shall be reduced to 525 square inches;

(ii) 1400 square inches for transparent fabrics for all sizes if the hip measurement does not exceed the body basic hip measurement. However, in the hip measurement exceeds the allowable body basic hip measurement, and in no event may it exceed the allowable sweep, such trimming allowance shall be reduced to 1050 square inches.

(g) *General restrictions on the measurements of dresses.* Maximum measurements for all sizes and ranges other than those specified below shall be graded in normal trade proportions.

(1) *Daytime dresses.* Daytime dresses shall be of and graded from the following maximum measurements:

DAYTIME DRESSES

Type	Size	Skirt sweep other than wool & wool 9 oz. & under	Skirt sweep wool over 9 ounces	Basic body hip meas.	Dress length	Hem	Sleeve circum	Sleeve length
Misses	16	72	64	56	43½	2	14	19
Jr. miss	15	72	64	56	42	2	14	19
Little wom. (short)	20½	76	70	62	42½	2	15½	21½
Women's reg.	40	76	70	62	45	2	15½	21½
Women's stout	42½	78	72	64	47	2	15½	22
Women's odd	41	80	74	64	47	2	16	21

(2) *Suit dresses.* The above maximum measurements relating to daytime dresses shall apply to suit dresses, in addition to which the following maximum measurements are also to be observed:

SUIT DRESSES

Type	Size	Top or waist length	Skirt lgth. including waistband
Misses	16	25	26
Jr. miss	15	25	27½
Little wom. (short)	20½	29½	27½
Women's reg.	40	29½	29½
Women's stout	42½	29½	30¼
Women's odd	41	29¾	30¼

(3) *Evening and dinner dresses.* (i) Sweeps on all sizes of evening and dinner dresses shall be limited, with respect to the following materials, to:

(a) 90 inches when made of crepes, crepe satins, and similar fabrics;
(b) 144 inches when made of taffeta, flat satins, and failles;
(c) 288 inches when made of transparent fabrics;
(d) 90 inches when made of any other material.

(ii) Lengths for evening and dinner dresses shall not exceed:

(a) 59½" for size 16, Misses' range;
(b) 58" for size 15, Junior Misses' range;
(c) 60½" for size 40, Women's range.

(iii) [Deleted Oct. 30, 1945.]

(iv) Except for measurements of length and sweep, all other measurements relating to daytime and suit dresses shall apply to evening and dinner dresses.

(v) Any dress shorter than ankle or floor length shall conform in all respects with the measurements prescribed for daytime and suit dresses.

(4) *Maternity dresses.* Maternity dresses shall be subject to all of the regulations and restrictions relating to daytime and suit dresses, except:

(i) A misses', size 16, may have a maximum sweep of 86 inches, unless it is of the wrap-around type in which case it may have a maximum sweep of 94 inches;
(ii) A junior misses', size 15, may have a maximum sweep of 86 inches, unless it is of the wrap-around type in which case it may have a maximum sweep of 94 inches;
(iii) A women's, size 40, may have a maximum sweep of 90 inches, unless it is of the wrap-around type in which case it may have a maximum sweep of 98 inches;
(iv) All sizes may be made 1 inch longer than lengths prescribed for daytime or suit dresses;
(v) The full trimming allowance may be used even when the hip measurement, which may in no case exceed the allowable sweep, exceeds the maximum hip measurements of the Body Basic.

(5) *Nurses' uniforms.* Nurses uniforms shall be of and graded from the following maximum measurements:

NURSES' UNIFORMS

Type	Size	Length pre-shrunk	Length non-shrunk	Hems	Sweep
Misses	16	44½	47	2	72
Junior miss	15	43	45½	2	72
Women's	40	46	48½	2	76

(6) *Maids' uniforms.* Maids' uniforms shall be of and graded from the following maximum measurements:

MAIDS' UNIFORMS

Type	Size	Length pre-shrunk	Length non-shrunk	Hems	Sweep
Misses'	16	43½	45½	2	60
Women's	40	45	47	2	66

(7) *Washable service apparel wrap-around dresses and Hoover aprons.* Washable service apparel wrap-around dresses and Hoover aprons shall be of and graded from the following maximum measurements:

WASHABLE SERVICE APPAREL

Type	Size	Length pre-shrunk	Length non-shrunk	Hems	Sweep
Misses'	16	43½	45½	3	78
Women's	40	45	47	3	84

(h) *Trimming records.* Every person who puts cloth into process for the manufacture of dresses shall make and retain, for not less than one year, a record of the number of square inches used for the trimming on each style of dress manufactured by him.

Issued this 8th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5822; Filed, Apr. 8, 1946; 11:27 a. m.]

PART 3290—APPAREL FOR FEMININE WEAR

[General Limitation Order L-85, Schedule II, as Amended Apr. 8, 1946]

WOMEN'S, MISSES' AND JUNIOR MISSES' BLOUSES

§ 3290.3 *Schedule II to General Limitation Order L-85—(a) Definitions.* For the purpose of this schedule:

(1) "Blouse" means the outer garment for feminine wear commonly worn with a separate skirt or under a jacket, and shall include all kinds of blouses and shirts;

(2) [Deleted Apr. 8, 1946.]

(3) "French facing" means a facing extending to the armhole or beyond.

(b) [Deleted Oct. 30, 1945.]

(c) *General restrictions on processing, manufacture and sale of women's, misses', and junior misses' blouses.* (1) No person shall put into process, manufacture, sell or deliver a blouse with another garment or article (except a slack) at a unit price.

(2) No person shall put into process, manufacture, sell or deliver a blouse with an attached vestee, dickey, gilet, hood, capelet or handkerchief.

(3) No person shall change any manufactured size marking to denote a different size or a different size range.

(d) *General restrictions applying to the processing of a blouse.* (1) No person shall put into process any cloth for the manufacture of a blouse with:

(i) French facings;
(ii) Double yoke, except on knitted fabrics;
(iii) [Deleted Oct. 30, 1945.]
(iv) [Deleted Oct. 30, 1945.]
(v) [Deleted Apr. 8, 1946.]
(vi) Cuffs over 3 inches in width;
(vii) [Deleted Oct. 30, 1945.]
(viii) [Deleted Oct. 30, 1945.]
(ix) More than 1 ruffle on each sleeve;
(x) A sleeve ruffle exceeding 3 inches in width;
(xi) More than 1 collar or revers. (A single collar or revers of 2 thicknesses is permitted);
(xii) A collar or revers over 5 inches wide;
(xiii) [Deleted Oct. 30, 1945.]
(xiv) More than 1 pocket, inside or out, or with any patch pocket exceeding 25 square inches of material before reduction;
(xv) [Deleted Apr. 8, 1946.]
(xvi) More than 2 separate trimming bows over 2 inches in width;
(xvii) Quilting in excess of 100 square inches.

(2) If a blouse is trimmed by any one of the following methods a combination of any such methods may not be used, and:

(i) If a blouse is ornamented by ruffles, frills, or a jabot, the entire trimming consumed by such ruffles, frills, or jabot may use material not to exceed 320 square inches. In no case may more than 1 ruffle, frill, or jabot over 5 inches wide be used on either or both sides of the center front, and the fullness may not be over 3 to 1;

(ii) If a blouse is ornamented by tucking or pleating on the front of the blouse, the entire width of the front of the blouse may not be increased by more than 4 inches of material;

(iii) If a blouse is ornamented by tucking or pleating on the collar, the cuffs, or both, the entire extra material contained in the collar, the cuffs, or both may not be more than 92 square inches.

(3) A blouse shall be of and graded from the following measurements for a size 36, all other sizes and ranges to be graded in normal trade proportions:

(i) 23 inches maximum overall length, including turn-up for hem;
(ii) 19½ inches for the maximum underarm sleeve length;
(iii) 15 inches for the maximum measurements at the bottom of the sleeve, or at the part attached to the cuff.

(e) *Trimming records.* Every person who puts cloth into process for the manufacture of blouses shall make and retain, for not less than one year, a record of the number of square inches used for the trimming of each style of blouse manufactured by him.

Issued this 8th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

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PART 3290—TEXTILE, CLOTHING, AND LEATHER

[General Limitation Order L–85, Schedule IV, as Amended Apr. 8, 1946]

FEMININE NECKWEAR

§ 3290.5 *Schedule IV to General Limitation Order L–85—(a) Definitions.* For the purpose of this schedule:

(1) "Vestee" or "gilet" means a sleeveless and backless front;

(2) "Dickey" means a sleeveless front and back;

(3) "Revers" means neckwear in the shape of a lapel;

(4) "Bib" means a loose front collar;

(5) "Item of neckwear" means any article of feminine wear, including the foregoing, commonly known to the trade as neckwear.

(b) [Deleted Oct. 30, 1945.]

(c) *General restrictions on processing of feminine neckwear.* (1) No person shall put into process any cloth for the manufacture of feminine neckwear with:

(i) A cuff over 3 inches in width;

(ii) [Deleted Oct. 30, 1945.]

(iii) [Deleted Apr. 8, 1946.]

(iv) More than one collar or revers. (Single collar or revers of 2 thicknesses permitted);

(v) A collar over 5 inches wide;

(vi) More than 2 separate trimming bows;

(vii) All-over tucking or shirring;

(viii) Quilting in excess of 100 square inches;

(ix) Pleating, tucking or shirring which increases the front of a vestee, dickey or gilet by more than 4 inches of material: *Provided, however,* That if a front is so increased, no ruffle, jabot or frill may be used;

(x) More than 2 pin tucks on each side of the center front of a vestee, dickey or gilet when a jabot, frill or ruffle is also used;

(xi) More than 1½ to 1 shirring on 1st and 2d width laces, or more than 2 to 1 on 3d and higher width laces.

(2) The following items of neckwear when made or sold as independent units shall not exceed the following restrictions:

(i) A jabot shall not consume more than 480 square inches of material;

(ii) Revers shall not be wider than 7 inches from the binding to the extreme edge, including trim;

(iii) A bib shall not be over 9 inches deep;

(iv) A collar of sheer material shall not contain more than 2 tiers of fabric, each tier not to exceed 5 inches in width.

(3) The following, when made or sold as an attachment to another item of neckwear, such as a vestee or gilet, shall not exceed the following restrictions:

(i) A jabot shall not contain more than 320 square inches of material;

(ii) A jabot shall not consist of more than 3 tiers, 5 inches wide;

(iii) Revers shall not be wider than 5 inches, including trim;

(iv) A frill or ruffle shall not be over 5 inches wide on either or both sides of the center front;

(v) A frill or ruffle shall not be made with fullness over 3 to 1.

(d) *Trimming records.* Every person who puts cloth into process for the manufacture of neckwear shall make and retain, for not less one year, a record of the number of square inches used for the trimming of each style of neckwear manufactured by him.

Issued this 8th day of April 1946.

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By J. JOSEPH WHELAN,
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PART 3290—TEXTILE, CLOTHING, AND LEATHER

[General Limitation Order L–85, Schedule III, as Amended Apr. 8, 1946]

WOMEN'S, MISSES' AND JUNIOR MISSES' COATS, TOPPERS, SUITS, JACKETS, SKIRTS, SLACKS, OVERALLS, COVERALLS, PLAYSUITS AND SHORTS

§ 3290.4 *Schedule III to General Limitation Order L–85—(a) Definitions.* For the purpose of this schedule:

(1) "Coat" means any outer garment for feminine wear, usually worn over other outer apparel, including a cape, a raincoat, an evening coat, a reefer and a topper, but excluding a fur coat;

(2) [Deleted Oct. 30, 1945.]

(3) [Deleted October 26, 1943]

(4) "Suit" means a garment consisting of a separate jacket and skirt of either matching or contrasting material, sold as one unit;

(5) [Deleted Apr. 8, 1946.]

(6) "Playsuit" means either a one-piece garment consisting of a top attached to a pair of shorts, or a two-piece garment consisting of a separate top and a pair of shorts.

(7) "Evening skirt" means a skirt of floor or ankle length;

(8) [Deleted Apr. 8, 1946.]

(9) "French facing" means a facing extending to the armhole or beyond;

(10) "Culotte" means a garment with a divided skirt;

(11) "Measurements" means, unless otherwise specified, maximum finished measurements in inches after all manufacturing operations have been completed and the garment is ready for shipment, as follows:

(i) Measurements of the length of coats, toppers, reefers, and jackets shall be made from the nape of the neck to the bottom of the finished garment;

(ii) Measurements of the length of skirts shall be made from the highest point of the skirt to the bottom of the finished garment;

(iii) "Sweep" means the maximum circumference of a skirt at any point parallel to the floor;

(iv) "Sleeve length" means the maximum measurement from the side of the neck over the shoulder to the bottom of the sleeve;

(v) "Sleeve circumference" means the maximum measurement at the bottom of the sleeve, or at the part attached to the cuff.

(b) [Deleted Oct. 30, 1945.]

(c) *General restrictions on processing, manufacture and sale of all women's misses', junior misses' coats, suits, jackets, skirts, slacks, coveralls, overalls, play suits, shorts.* (1) No person shall put into process, manufacture, sell or deliver an article of apparel for feminine wear covered by this Schedule with another garment or article at a unit price, except that:

(i) A jacket may be sold with a skirt, or with a slack, or with ski pants as a two-piece outfit at a unit price;

(ii) A skirt may be sold with a one-piece short playsuit at a unit price; and

(iii) A slack may be sold with a blouse at a unit price.

(2) No person shall put into process, manufacture, sell or deliver an article of apparel for feminine wear covered by this schedule with an attached hood, cape, capelet, fichu, vest, cap, pants, handkerchief, shawl or scarf.

(3) No person shall change any manufactured size marking to denote a different size or a different size range.

(d) *General restrictions applying to the processing of apparel for feminine wear covered by this schedule.* (1) No person shall put into process any cloth for the manufacture of a coat with:

(i) French facings, except of wool cloth;

(ii) [Deleted Oct. 30, 1945.]

(iii) [Deleted Oct. 30, 1945.]

(iv) [Deleted Oct. 30, 1945.]

(v) [Deleted Oct. 30, 1945.]

(vi) More than one collar or revers. (Single collar or revers of 2 thicknesses with inside lining permitted);

(vii) [Deleted Oct. 30, 1945.]

(viii) More than 2 pockets, inside or out, except on a reversible raincoat in which case 2 pockets may be used on the inside and the outside, or with any patch pocket exceeding 64 square inches of material before reduction;

(ix) [Deleted Apr. 8, 1946.]

(x) Separate or attached vestees, dickeys, gilets, or scarfs.

(2) [Deleted Oct. 30, 1945.]

(3) No person shall put into process any cloth for the manufacture of a separate jacket or a jacket which is the top of a suit, a slack suit or a ski suit, with:

(i) French facings, except of wool cloth;

(ii) [Deleted Oct. 30, 1945.]

(iii) [Deleted Oct. 30, 1945.]

(iv) [Deleted Oct. 30, 1945.]

(v) [Deleted Oct. 30, 1945.]

(vi) More than 1 collar or revers. (Single collar or revers of 2 thicknesses with inside lining permitted);

(vii) A collar over 5 inches in width;

(viii) [Deleted Oct. 30, 1945.]

(ix) More than 2 pockets, inside or out, or with any patch pocket exceeding 42 square inches of material before reduction:

(x) [Deleted Apr. 8, 1946.]

(xi) Separate or attached vestees, dickeys, gilets or scarfs;

(xii) Double breasted fronts;

(xiii) Quilting, except when used as a lining;

(xiv) Pleating, tucking or shirring of any part or section of a jacket which increases by more than 10% said part or section, except that the width of the complete front of a jacket may be increased by 8 inches of material.

(4) No person shall put into process any cloth for the manufacture of a separate skirt or a suit skirt or a play suit skirt, with:

(i) [Deleted Apr. 8, 1946.]

(ii) Pleating, tucking or shirring on the waistband;

(iii) [Deleted Oct. 30, 1945.]

(iv) [Deleted Oct. 30, 1945.]

(v) More than 1 pocket, inside or out, or with any patch pocket exceeding 36 square inches of material before reduction;

(vi) [Deleted Apr. 8, 1946.]

(vii) Features making such skirts of the types known as culottes, reversible skirts, lined skirts, quilted skirts, or skating skirts;

(viii) Pleating, tucking, or shirring, except when the sweep before pleating, tucking or shirring does not exceed the prescribed sweep of that particular size.

(5) No person shall put into process any cloth for the manufacture of a slack, coverall, overall, short, play suit, or ski pants, with:

(i) [Deleted Apr. 8, 1946.]

(ii) Pleating, tucking or shirring on the waistband;

(iii) [Deleted Oct. 30, 1945.]

(iv) More than 2 pockets, inside or out, or with any patch pockets exceeding 36 square inches of material before reduction;

(v) [Deleted Apr. 8, 1946.]

(vi) [Deleted Oct. 30, 1945.]

(vii) A blouse or shirt top which exceeds the restrictions of Schedule II governing blouses.

(e) *General restrictions on the measurements of all apparel for feminine wear covered by this schedule.* Maximum measurements for all sizes and ranges other than those specified below shall be graded in normal trade proportions.

(1) *Coats.* Coats shall be of and graded from the following maximum measurements:

COATS

NOTE: Footnote and reference to footnote deleted Apr. 8, 1946.

Type	Size	Hems	Outside sleeve measurements	Sleeve circumf.	Sweep		Length	
					Fit	Box	Fit	Box
Misses'	16	2	30	16½	70	60	43	42
Jr. misses'	15	2	30	16½	70	60	41½	40½
Little women	20½	2	29½	16½	76	66	44	43
Women's reg	40	2	31½	16½	76	66	45½	44½
Women's stout	42½	2	32	16½	78	68	46½	45½
Women's odd	41	2	31½	16½	78	68	46½	45½

(2) *Jackets.* Separate jackets and jackets which are the tops of suits, slack suits, and ski suits shall be of and graded from the following maximum measurements:

JACKETS

Type	Size	Jacket length	Sleeve length	Sleeve circumference	Hems
Misses'	16	25	30	14	1½
Jr. misses'	15	25	30	14	1½
Little women	20½	25½	31½	15½	1½
Women's reg	40	26½	29	15½	1½
Women's stout	42½	26½	32	16	1½
Women's odd	41	26½	31	16	1½

(3) *Separate skirts.* Separate skirts shall be of and graded from the following maximum measurements:

SEPARATE SKIRTS

Type	Size	Length inc. waistband	Hems	Sweeps	Wool sweeps over 9 oz.
Misses'	16	28	2	78	64
Jr. misses'	15	27	2	78	64
Women's reg	40	29½	2	82	70

(4) *Suit skirts.* Suit skirts shall be of and graded from the following maximum measurements:

SUIT SKIRTS

Type	Size	Length inc. waistband	Hems	Sweeps	Wool sweeps over 9 oz.
Misses'	16	28	2	72	64
Jr. misses'	15	27	2	72	64
Women's reg	40	29½	2	76	70

(5) *Evening and dinner skirts.* (i) Sweeps on all sizes of evening and dinner skirts shall be limited, with respect to the following materials, to:

(*a*) 90 inches when made of crepes, crepe satins, and similar fabrics;

(*b*) 144 inches when made of taffeta, flat satins, and failles;

(*c*) 288 inches when made of transparent fabrics;

(*d*) 90 inches when made of any other material.

(ii) Lengths for evening and dinner skirts shall not exceed:

(*a*) 45½" for size 16, Misses' range;

(*b*) 44" for size 15, Junior Misses' range;

(*c*) 46" for size 40, Women's range.

(iii) [Deleted Oct. 30, 1945.]

(iv) Any skirt shorter than ankle or floor length shall conform in all respects with the measurements prescribed for daytime and suit skirts.

(6) *Slacks, overalls and coveralls.* Slacks, overalls and coveralls from waist down shall be of and graded from the following maximum measurements:

SLACKS, OVERALLS AND COVERALLS

Type	Size	Bottom width	Length incl. waistband and turn-up at bottom
Misses'	16	19½	45½
Jr. misses'	15	19½	44½
Women's reg	40	22½	46½

(7) *Ski pants.* Ski pants shall be of and graded from the following maximum measurements:

SKI PANTS

Type	Size	Bottom width	Length including waistband and turn-up at bottom
Misses'	16	15	42½
Jr. misses'	15	15	41½
Women's reg	40	17	44½

Issued this 8th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
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INTERPRETATION 1: Obsolete.

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PART 3290—TEXTILE, CLOTHING, AND LEATHER

[General Limitation Order L–85, Schedule V, as Amended Apr. 8, 1946]

CHILDREN'S APPAREL FOR OUTER WEAR

§ 3290.6 *Schedule V to General Limitation Order L–85—(a) Definitions.* For the purpose of this schedule:

(1) "Outerwear" means all apparel for children, excluding underwear and lounging wear;

(2) "Children's apparel" means outerwear of the following size ranges:

(i) Toddler's range 1 to 4 for both sexes;

(ii) Children's range 3 to 6x for both sexes;

(iii) Girl's range 7 to 14;

(iv) Teen age range 10 to 16;

(v) Chubbie range 7½ to 14½ and 10½ to 16½.

(3) "Children's" means all ranges from 1 to 16½;

(4) "Coat" means any outer garment for children usually worn over other outer apparel, including a cape, a raincoat, a reefer and a topper, but excluding a jacket;

(5) "Playsuit" means either a one-piece garment consisting of a top attached to a pair of shorts, or a two-piece garment consisting of a separate top and a pair of shorts.

(6) "Suit" means a garment consisting of a separate jacket and skirt of either matching or contrasting material, sold as one unit;

(7) "Jacket" means a coat shorter than 33" in teen age and shorter than 24" in girls' range; (Note that paragraph (d) (2) (xvi) specifies the maximum permitted length for a jacket.)

(8) "Dress" includes a street dress, a suit dress and a party dress;

(9) "Street dress" means any dress other than a party dress;

(10) "Party dress" means a dress of floor or ankle length;

(11) "Suit dress" means an unlined two-piece outfit consisting of a top and skirt, sold as one unit and commonly known to the trade as a two-piece dress. It shall be subject to all the regulations of paragraph (d) (5) governing dresses. However, if the top is lined, half lined, sleeve lined, partly or skeleton lined, it shall be deemed a suit and not a dress

and shall be subject to paragraphs (d) (2) and (d) (3) governing jackets and skirts.

(12) "Legging set" means a combination of coat and leggings or pants, of the type known as a double duty outfit;

(13) "Snow suit" or "ski suit" means a one-piece garment or a combination of a jacket and leggings or pants, made exclusively for outdoor wear;

(14) "French facing" means a facing extending to the armhole or beyond;

(15) "Culette" means a garment with a divided skirt;

(16) "Measurements" means, unless otherwise specified, maximum finished measurements in inches after all manufacturing operations have been completed and the garment is ready for shipment, as follows:

(i) Measurement of the length of coats, toppers, dresses, and jackets shall be made from the nape of the neck to the bottom of the finished garment;

(ii) Measurements of the length of skirts shall be made from the highest point of the skirt to the bottom of the finished garment;

(iii) "Sweep" means the maximum circumference of a skirt or a dress at any point parallel to the floor.

(b) [Deleted Oct. 30, 1945.]

(c) *General restrictions on processing, manufacture and sale of all children's apparel.* (1) No person shall put into process, manufacture, sell or deliver any children's apparel, including a jumper or pinafore, with another garment or article at a unit price, except in the case of the following garments which may be sold as one unit:

(i) A skirt and a top may be sold as a dress;

(ii) A jacket may be sold with a skirt, or with slacks, or with ski pants, as a suit;

(iii) A coat may be sold with one pair of leggings up to and including size 14;

(iv) A one-piece play suit may be sold with a skirt.

(2) No person shall put into process, manufacture, sell or deliver any children's apparel with an attached cape, muff, scarf, bag, hat, cap, capelet, handkerchief or hood, except that a collarless raincoat and a collarless mackinaw or ski jacket may be sold with a permanently attached hood up to and including size 14.

(3) No person shall change any manufactured size marking to denote a different size or a different size range.

(d) *General restrictions applying to the processing of children's apparel.* (1) No person shall put into process any cloth for the manufacture of a Coat, Cape, or Raincoat, with:

(i) [Deleted Oct. 30, 1945.]

(ii) More than one collar or revers. (Single collar or revers of two thicknesses with inside lining permitted);

(iii) A collar over 5 inches wide;

(iv) More than 2 pockets, inside or out, except on a reversible raincoat in which case 2 pockets may be used on the inside and the outside, or with any patch pocket exceeding 36 square inches of material before reduction.

(v) [Deleted Apr. 8, 1946.]

(vi) [Deleted Apr. 8, 1946.]

(vii) [Deleted Oct. 30, 1945.]

(viii) French facings, except of wool cloth:

(ix) [Deleted Oct. 30, 1945.]

(x) [Deleted Oct. 30, 1945.]

(xi) [Deleted Oct. 30, 1945.]

(xii) Vestees, dickeys or gilets;

(xiii) [Deleted Oct. 30, 1945.]

(xiv) [Deleted Apr. 8, 1946.]

(xv) Measurements which are not of or graded from the following maximum measurements:

COATS, CAPES AND RAINCOATS

Type	Size	Length box coat	Sweep box coat	Length fitted	Sweep fitted	Hem	Sweep for coat sold with leggings
Toddlers'	4	19	46			2	48
Children's	6x	26	52½			2	54½
Girls'	14	36	53	36	63	2	64
Chubbie girls'	14½	36	60	36	70	2	
Teen age	16	40	59½	41	68	2	
Chubbie teen age	16½	40	63½	41	72	2	

Maximum measurements for all sizes other than those specified above shall be graded in normal trade proportions. Coats in teen age and chubbie teen age types shall not be shorter than 33" for any size, and coats in girls' and chubbie girls' types shall not be shorter than 24" for any size.

(2) No person shall put into process any cloth for the manufacture of a separate jacket or a jacket which is the top of a suit, a slack suit, a snow suit, or a ski suit, with:

(i) [Deleted Oct. 30, 1945.]

(ii) [Deleted Oct. 30, 1945.]

(iii) [Deleted Oct. 30, 1945.]

(iv) [Deleted Oct. 30, 1945.]

(v) More than 1 collar or revers. (Single collar or revers of 2 thicknesses with inside lining permitted);

(vi) Collar or revers over 5 inches in width;

(vii) More than 2 pockets, inside or out, or with a patch pocket exceeding 36 square inches of material before reduction;

(viii) [Deleted Apr. 8, 1946.]

(ix) [Deleted Apr. 8, 1946.]

(x) [Deleted Oct. 30, 1945.]

(xi) French facings except of wool cloth;

(xii) Double breasted fronts in teen age sizes 10 to 16;

(xiii) Quilting, except when used as a lining;

(xiv) [Deleted Oct. 30, 1945.]

(xv) A dickey collar except on collarless jackets;

(xvi) Measurements which are not of or graded from the following maximum measurements:

JACKETS

Range	Size	Jacket length	Snow & skisuit jacket length	Hem
Toddlers'	3	14½	15½	1½
Children's	6x	16½	18	1½
Girls'	14	20½	22	1½
Chubbie girls'	14½	20½	22	1½
Teen age	16	23½	23½	1½
Chubbie teen age	16½	23½	23½	1½

Maximum measurements for all sizes and ranges other than those specified above shall be graded in normal trade proportions.

(3) No person shall put into process any cloth for the manufacture of a separate skirt or a suit skirt or a play suit skirt, with:

(i) [Deleted Apr. 8, 1946.]

(ii) Pleating, tucking or shirring on the waistband;

(iii) [Deleted Oct. 30, 1945.]

(iv) More than 1 pocket, inside or out, or with any patch pocket exceeding 25 square inches of material before reduction;

(v) [Deleted Apr. 8, 1946.]

(vi) [Deleted Oct. 30, 1945.]

(vii) Features making such skirts of the types known as culottes, reversible skirts, lined skirts, quilted skirts, or skating skirts;

(viii) Over-all pleating, tucking or shirring, except when the sweep before pleating, tucking or shirring does not exceed the prescribed sweep of that particular size;

(ix) Measurements which are not of or graded from the following maximum measurements:

SKIRTS

Range	Size	Sweep	Length including waistband	Hem
Toddlers'	3	48	11½	2
Children's	6x	56	16½	2
Girls'	14	68	24	2
Chubbie girls'	14½	72	24	2
Teen age	16	76	26	2
Chubbie teen age	16½	78	26	2

Maximum measurements for all sizes other than those specified above shall be graded in normal trade proportions.

(4) No person shall put into process any cloth for the manufacture of a slack, coverall, overall, short, play suit, snow suit or ski pants, with:

(i) [Deleted Apr. 8, 1946.]

(ii) [Deleted Oct. 30, 1945.]

(iii) Pleating, tucking or shirring on the waistband;

(iv) More than 2 pockets, inside or out, or with any patch pocket exceeding 36 square inches of material before reduction;

(v) [Deleted Apr. 8, 1946.]

(vi) [Deleted Oct. 30, 1945.]

(vii) [Deleted Oct. 30, 1945.]

(viii) Measurements which are not of or graded from the following maximum measurements:

SLACKS, COVERALLS, OVERALLS, SHORTS, PLAYSUITS, SNOW-SUITS AND SKI PANTS

Range	Size	Length ski pants	Max. length incl. turn-up slacks & coveralls & overalls from waist down	Circumference at bottom
Toddlers'	3	27	22½	15
Children's	6x	33	28	16
Girls'	14	42	40	18
Teen age	16	44	42¼	19

(5) No person shall put into process any cloth for the manufacture of children's dresses, with:

(i) [Deleted Oct. 30, 1945.]

(ii) French facings;

(iii) [Deleted Oct. 30, 1945.]

(iv) A sash over 3 inches in width;

(v) A bias cut sash;

(vi) Double yokes;

(vii) [Deleted Oct. 30, 1945.]

(viii) [Deleted Oct. 30, 1945.]

(ix) More than 1 collar or revers. (Single collar or revers of 2 thicknesses permitted);

(x) A collar or revers over 5 inches in width;

(xi) More than 2 pockets, inside or out, or with any patch pocket exceeding 36 square inches of material before reduction;

(xii) [Deleted Apr. 8, 1946.]

(xiii) [Deleted Apr. 8, 1946.]

(xiv) Cuffs over 2 inches in width;

(xv) [Deleted Oct. 30, 1945.]

(xvi) [Deleted Oct. 30, 1945.]

(xvii) [Deleted Oct. 30, 1945.]

(xviii) Extra sleeves, attached or otherwise;

(xix) Vestees or gilets;

(xx) Quilting;

(xxi) More than 1 ruffle (not to exceed 2 inches in width) on a sleeve;

(xxii) Ruffles on skirt, except that ruffles may be used on or around skirt pockets;

(xxiii) A skirt pleated, tucked or shirred, except when the sweep before pleating, tucking or shirring does not exceed the prescribed sweep of that particular size;

(xxiv) Features making such dresses known as culottes and reversible dresses;

(xxv) More than two trimming bows;

(xxvi) Petticoat, apron, or overskirt;

(xxvii) A dickey collar except on a collarless dress. (The dickey collar shall be no longer than 15 inches from the center back of the neckline to the longest point in front for a size 16);

(xxviii) Measurements which are not of or graded from the following maximum measurements:

DRESSES

Range	Size	Street length	Street sweep	Street hems	Party length	Party sweep	Party hem	Length top two-piece dress
Toddlers'	3	17½	48	3				14½
Children's	6x	26	56	3	37	80	1	16½
Girls'	14	36	66	3	52	96	1	20½
Chubbie girls'	14½	36	72	3	52	96	1	20½
Teen age	16	41	72	2	57	120	1	23½
Teen age chubbie	16½	41	78	2	57	120	1	23½

Maximum measurements for all sizes other than those specified above shall be graded in normal trade proportions.

Issued this 8th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-5826; Filed, Apr. 8, 1946; 11:28 a. m.]

PART 3293—CHEMICALS

[Limitation Order L-355, as Amended Apr. 8, 1946]

ETHYL FLUID

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of lead and tetraethyl lead, both imported and domestic, for defense, for private account and for export; and the following order is deemed necessary and appropriate to the public interest and to promote the national defense:

§ 3293.662 *Limitation Order L-355*—(a) *Definitions.* For the purposes of this order:

(1) "Ethyl fluid" is a mixture of tetraethyl lead and other ingredients designed to raise the octane number of gasoline. It includes: (i) "Motor ethyl fluid" which is ethyl fluid containing organic chlorides and bromides designed for use in motor gasoline for land- and sea-going engines; and (ii) "Aviation ethyl fluid" which is ethyl fluid without organic chlorides designed for use in aviation gasoline.

(2) "Use" means to blend ethyl fluid with gasoline or any component of gasoline or with any other material that can be blended with gasoline.

(b) *Restrictions on delivery.* (1) No producer of ethyl fluid shall deliver to any person in any calendar month more than 27% of the aggregate quantity of motor ethyl fluid delivered to such person in the months of November, December, 1945 and January, 1946, except that when a person certifies to a producer that he used more motor ethyl fluid than the quantity he received in the base period, the producer may deliver to such person in any month a quantity not in excess of 27% of the quantity of motor ethyl fluid certified to have been used in the base period.

(2) No producer of ethyl fluid may export outside the United States, its territories or possessions, more motor ethyl fluid than 27% of the aggregate quantity exported in the months of November, December, 1945 and January, 1946 except on special authorization by the Civilian Production Administration.

(3) No person shall accept delivery of motor ethyl fluid at any one blending point if his inventory of motor ethyl fluid at that point is or will by virtue of such delivery become more than he needs in the succeeding 30 days on the basis of his current or scheduled rate of operations. Persons normally receiving deliveries of motor ethyl fluid by tank car or tank truck shall not maintain any inventory except in scale tanks for blending motor ethyl fluid with gasoline.

(4) Nothing in this paragraph shall prevent the delivery and receipt of a minimum tank car, tank wagon or drum carload by any person whose inventory of motor ethyl fluid is less than 30-days' supply.

(c) *Restrictions on use.* (1) No person shall in any month beginning with April, 1946 use more than 27 percent of the aggregate quantity of motor ethyl fluid which he used in the production of motor gasoline in the three months of November, December, 1945 and January, 1946.

(2) No person shall use aviation ethyl fluid in the production of motor gasoline or any component thereof, or use any gasoline component containing aviation ethyl fluid in the production of motor gasoline.

(3) No person shall use ethyl fluid to produce motor gasoline having higher than 80 octane (ASTM-D-357-45) for use in motor-propelled vehicles, trucks, tractors or boats or to produce aviation gasoline of 100 octane (A&N grade 100-130) or higher, except on special authorization from the Civilian Production Administration.

(d) *Exceptions.* Nothing in this order shall prevent the delivery, receipt and use for laboratory purposes of ethyl fluid in containers of one litre or less.

(e) *Newcomer's quota.* Any person who was not a user of ethyl fluid in November or December, 1945 or January, 1946 and who wishes to have a quota established for him to receive or use ethyl fluid in any calendar month, may apply by letter to the Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: L-355.

(f) *Miscellaneous provisions*—(1) *Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(2) *Appeals.* Any appeals from the provisions of this order shall be made by filing with the Civilian Production Administration, Chemical Division, Washington 25, D. C., Ref.: L-355, a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

(3) *Violations.* A person who wilfully violates any provision of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment.

(4) *Communications to Civilian Production Administration.* Communications concerning this order, shall, unless

otherwise directed, be addressed to: Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: L–355.

Issued this 8th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–5828; Filed, Apr. 8, 1946; 11:27 a. m.]

PART 3290—TEXTILES, CLOTHING AND LEATHER

[Limitation Order L–99, as Amended Apr. 8, 1946]

OPERATION OF LOOMS FOR COTTON BROAD WOVEN FABRIC PRODUCTION

The fulfillment of requirements for the defense of the United States has created a shortage in the production of cotton broad woven fabrics and materials for making cotton broad woven fabrics for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.46 *Limitation Order L–99*—(a) *Operation of looms for cotton broad woven fabric production*—(1) *Purpose.* This order controls the operation of looms for the production of cotton woven fabrics of more than 12" in width.

(2) No person shall, regardless of the presentation of rated orders, operate looms contrary to the provisions in the schedules of this order.

(3) No person shall operate looms formerly operated in the production of cotton broad woven fabrics and which were acquired by him after June 30, 1944, except as specifically authorized in writing by the Civilian Production Administration. The term "acquired" refers not only to the direct purchase of looms but also to obtaining operating control over looms by obtaining control of the corporation which owns them. Application for authorization may be made by letter to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L–99, stating all facts, including the type of fabric he wishes to produce, the name of the person who formerly owned or controlled the looms, and the fabric formerly produced on them.

(b) *Minimum quantities to be produced.* Each person in the business of producing in any calendar quarter after March 31, 1946 any broad woven cotton fabric item marked with an asterisk on Schedule A, or any item in the "May Produce Only" column of Schedule B, must produce in that quarter at least as much yardage of the items within the same group as the greater of the following:

(1) Ninety percent of the linear yardage of such items which he produced in the second quarter of 1944, increased or decreased in inverse proportion to any change in pick he has made since then, or

(2) The linear yardage which can be produced by operating each loom producing such items for at least as many hours as any other loom in his mill is operated.

(c) *Exemptions.* (1) *Special looms.* Jacquard and box looms, and looms which were Dobby head looms on March 8, 1946, are exempt from the provisions of paragraphs (a) and (b) of this order and from Schedules A and B.

(2) *Temporary exemption in certain cases pending appeal action.* Any person who files an appeal for exemption from changing over any looms to produce any item required by Schedule B, may postpone production of the required Schedule B item on these looms until he receives notice by telegram or letter from the Civilian Production Administration of the action taken on his appeal. This temporary exemption applies only to appeals filed on or before April 13, 1946 by registered mail with return receipt requested or by telegraph, and does not apply to any reappeal from action taken on the initial appeal.

(d) *Reports and records.* All persons operating looms for the production of cotton textiles of any kind shall file with the Civilian Production Administration at the times specified in the reporting forms, reports on Forms CPA–658–A, B, and C giving the information therein required. All persons affected by this order shall keep and preserve for a period of not less than two years, accurate and complete records concerning inventories, production and sales. The reporting requirements of this order have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(e) *Appeals.* (1) Any appeal from the provisions of this order shall be made by filing a letter in triplicate addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L–99, referring to the particular provisions appealed from and stating fully the grounds of the appeal. However, in order to qualify under paragraph (c) (2) above for exemption pending appeal from Schedule B requirements, the appeal must be filed on or before April 13, 1946 by registered mail with return receipt requested or by telegraph. Any person who wishes to produce Schedule B items but is not permitted to do so under the terms of Schedules A or B, need specify only the number of looms, the constructions currently produced on them, and the number of looms proposed to be transferred to each different Schedule B construction.

(2) All appeals granted under this order before March 8, 1946 are revoked effective April 13, 1946.

(3) In cases of appeal for suspension of the requirements of paragraphs (a) or (b) on the ground that compliance will result in production at a loss, an application for price relief on that ground must first be filed with the Secretary of the Office of Price Administration, Washington, D. C., and a copy filed with the CPA appeal. If the CPA appeal is granted, the requirement of these paragraphs for increases above current production will be suspended until the decision by the Office of Price Administration upon the application for price relief. This paragraph does not indicate or limit the extent or kind of price relief, if any, which may be granted by the Office of Price Administration.

(f) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(g) *Violations.* Any person who wilfully violated any provision of this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

(h) *Communications to the Civilian Production Administration.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L–99.

Issued this 8th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

(1) Looms which on March 8, 1946 (or the last prior date when the looms were in production) produced any item now listed in the "Did Produce" column of Schedule A, may produce only the following permitted items (items in the "Did Produce" column are keyed to the corresponding items in the "May Produce Only" column by means of common Group Numbers):

(i) If the items shown in the Schedule A "May Produce Only" column opposite the applicable Group Number are marked with an asterisk, only those items may be produced.

(ii) If the items shown in the Schedule A "May Produce Only" column are not marked with an asterisk, those items may be produced and also any item marked with an asterisk in Schedule A or any item listed in the "May Produce Only" column of Schedule B.

(2) Jacquard, box and Dobby head looms are exempt to the extent specified in paragraph (c) (1) of the order.

Group No.	Did produce on March 8, 1946 (or the last prior date when the looms were in production)—	May produce only—
2	Leno bag fabrics	Leno bag fabrics 9 to 20 sley, 4 to 10 pick.
3	Special bag fabrics (except leno and seamless bag fabrics, Group No. 2 and 33).	Special bag fabrics 48 sley, 16 to 46 pick.
4	Bale coverings	Bale coverings 10 to 48 sley, 6 to 40 pick.
7A	Class A sheetings 42" and wider, not pro rata with the items in schedule B "May Produce Only" column for groups 6, 8 and 9.	Class A sheetings, 42" and wider.
10A	Class B sheetings 42" and wider, not pro rata with the items in Schedule B "May produce only" column for Groups 6, 8 and 9.	Class B sheetings, 42" and wider.

NOTE: Schedule A revised by Apr. 8, 1946, amendment.

Group No.	Did produce on any date between Mar. 1, 1942 and Feb. 28, 1946 inclusive—	May produce only—
1 5	Osnaburgs: Soft filled sheetings and head linings; as follows or pro rata: 40½" 1.60 to 1.70 yd. 40½" 2.25 to 3.00 yd. 40½" 3.25 to 4.18 yd. 40½" 4.80 to 5.40 yd. 39" 1.65 yd. 64" 1.25 yd. 71" 1.12 yd.	Osnaburgs: Soft filled sheetings and head linings; as follows or pro rata: 40½" 1.60 to 1.70 yd. 40½" 2.25 to 3.00 yd. 40½" 3.25 to 4.18 yd. 40½" 4.80 to 5.40 yd. 39" 1.65 yd. 64" 1.25 yd. 71" 1.12 yd.
6	Class A sheeting under 42"	36" 48 x 44 2.85 or pro rata. 40" 48 x 44 2.85 or pro rata. 40" 44 x 44 2.50 or pro rata.
7B	Class A sheetings 42" and wider pro rata with items in Schedule B "May produce only" column for Groups 6, 8 and 9.	This column for Class A sheeting pro rata with items in this column for Groups 6, 8 and 9, or any construction suitable for laundry use.
8	Class B sheetings: 40" 44 x 40 4.25 yd.	40" 44 x 40 4.25 yd. or pro rata.
9	Class B sheetings under 42"	40" 48 x 40 3.25 yd. or pro rata. 37" 48 x 44 4.00 yd. or pro rata. 40" 44 x 40 4.25 yd. or pro rata. 36" 44 x 44 5.00 yd. or pro rata.
10B	Class B sheetings 42" and wider pro rata with items in Schedule B "May produce only" column for Groups 6, 8 and 9.	Any construction in Class B sheetings pro rata with items in this column for Groups 6, 8 and 9, or any construction suitable for laundry use.
11B	Class C sheetings, average yarn numbers 21's and above.	Class C sheetings, average yarn numbers 21's and above, as follows or pro rata: 36" 60 x 48 (4.50 yd.) 4.50 yd. 36" 60 x 52 (4.56 yd.) 4.56 yd. 36" 48 x 44 5.50 yd. 36" 44 x 40 (4.5 x 40) 5.50 yd. 40" 60 x 52 (4.56 x 52) 5.60 yd. 40" 56 x 56 4.00 yd. 40" 56 x 48 4.50 yd. 40" 44 x 40 5.50 yd. 40½" 74 x 68 2.85 to 2.90 yd. (Myrah Cloth). Sheetings as follows or 42" and wider pro rata: 60" 64x68 2.15 yd. 60" 48x48 3.30 yd. 37" 56x56 4.10 yd. Insulating rubber: 27" 68x72 3.35 yd. 27" 72x68 4.15 yd. 39½" 68x72 2.85 yd.
12B	Army raincoat serges bandoleer and Navy mattress cover fabrics 42" and wider.	Sheeting yarn poplins: Three pad pocketing twill (not of print cloth yarn): 38"—39" 2.58 yd. to 3.35 yd. or pro rata. Broken twills: 54"—1.14 yd. 58"—1.05 yd. 60"—1.00 yd. Soft filled twills: 37" 80 x 40 2.00 yd. or pro rata Drills, as follows or pro rata: 39" 2.30 to 3.25 yd. 39" 2.55 to 3.00 yd. 32" 72 or 76 sley, 48 pick, 2.58 yd. Drills as follows or 42" or wider pro rata: 59" 1.35 yd. 60" 2.25 yd. Jeans as follows or pro rata: 36" 96 x 54 2.85 yd. 32" 96 x 64 3.25 yd. 41" 84 or 86 x 56 2.92 yd Sheeting as follows or pro rata: 53" 1.12 yd. 53" 1.32 yd. 54" 1.05 yd. 300" 2.25 yd. 31" 2.00 yd.
13B	Insulating rubines	
14	Cardel poplins (sheeting yarns)	
15B	Three leaf pocketing twill (not of print cloth yarn). Broken twills 12" and wider	
	Soft filled twills	
	Drills under 42" and abrasive drills	
	Drills 42" and wider	
	Jeans: 36" 96 x 54 2.85 yd. 41" 84 or 86 x 56 2.92 yd. Warp and filling sateens (sheeting yarns)	

NOTE: Schedule B revised by Apr. 8, 1946 amendment.

SCHEDULE B

Group No.	May produce only—
11A	Class C sheetings, average yarn numbers 21's and above: •Any bed sheeting. •Pillow tubings; industrial (except insulating) tubings; or •Ticks.
12A	All drills, jeans, sateens, gabardines, three-leaf twills, four-leaf twills, except those listed in Schedule B "Did Produce" column for Group 15B.
16A	Four-leaf tent twill (Army Spec. 7-21-8).
17	Ticking, plain, staple stripe A.C.A.
18	Birdseye diaper cloth. Window shade cloth.
20A	Print cloths of 100 threads or more per sq. in.
21	Pajama checks.
22	Gauze diaper cloth.
30A	Thread sheeting (sewing), pinchecks, hickory stripe and cords, sateens and bedford cords.
31A	Suiting covers, cottonades, whipcords and bedford cords.
32	Ginghams, checks, plaids and seersuckers.
33A	Chambrays, shirting covers, and colored yarn shirting.
34	Turkish or terry woven toweling.
36	Dish toweling, twill and other plain woven toweling.
37	Linen dishcloths.
38	Outing flannel.
42	Interlining flannels.
43A	Moleskins and suedes (except work clothing suedes).
44	All other napped fabrics except blankets.
45	Cotton blankets.
46	Blankets other than crib, containing less than 25% by weight of wool.
47	Flag bunting.
48	Luggage and automobile seat cover cloths.
51	Hose and belting duck.
52	Ermenelling duck.
53	Seamless bags.

NOTE: Schedule A revised by Apr. 8, 1946, amendment.

SCHEDULE B

Looms which at any time during the period March 1, 1942 through February 28, 1946, inclusive, produced any item listed in the "Did Produce" column of Schedule B, and did not produce any item listed in the "May Produce Only" column of Schedule A on March 8, 1946 (or the last prior date when the looms were in production) are subject to the following requirement:

(1) These looms may produce only the items in the "May Produce Only" column of Schedule B opposite the applicable Group Number in the "Did Produce" column.

(2) This requirement is effective on and after April 13, 1946 except that the effective date is April 30, 1946 in the case of looms which change to a different sley, and is May 15, 1946 in the case of looms which change to a different yarn numbers.

(3) If a loom was operated on Class C sheetings for more than one Group Number during the base period, any such Group Number of Schedule B may be selected, but may be registered at any time from the production of the permitted item to the production of any other item permitted for that loom.

(4) Looms which are required to shift to production of Schedule B items, are granted exemption pending appeal by registered mail with return receipt requested or by telegraph, as provided in paragraph (c) (2) of the order. If the appeal is died on or before April 13, 1946, effective April 13, 1946, all appeals granted under the order in paragraph (c) (2) revokes.

(5) Jacquard, box and Dobby head looms are exempt to the extent specified in paragraph (c) (1) of the order.

NOTE: Schedule B revised by Apr. 8, 1946 amendment.

Group No.	Did produce at any time between Mar. 1, 1942 and Feb. 28, 1946 inclusive—	May produce only—
16B	Four leaf twills, as follows or pro rata: 37" 86 or 88 sley, 40 to 46 picks, 3.00 yd. to 1.50 yd. inclusive.	Four leaf twills, as follows or pro rata: 37"–86 sley, 40 to 46 picks, 3.00 yd. to 1.50 yd. inclusive.
19	Print cloths. 39" 80 x 80 4.00 yd. 39" 68 x 72 4.75 yd. 39" 68 x 64 4.85 yd. 38½" 64 x 60 5.35 yd. 38½" 64 x 56 5.50 yd. 38½" 60 x 48 6.25 (or 6.15) yd. 45" 64 x 56 4.80 yd. 40" 80 x 84 3.65 yd. 40" 80 x 92 3.50 yd.	Print cloths (except "fancy draw") as follows or pro rata: 39" 80 x 80 4.00 yd. 39" 68 x 72 4.75 yd. 39" 68 x 64 4.85 yd. 38½" 64 x 60 5.35 yd. 38½" 64 x 56 5.50 yd. 38½" 60 x 48 6.25 (or 6.15) yd. 45" 64 x 56 4.80 yd. 40" 80 x 84 3.65 yd. 40" 80 x 92 3.50 yd.
20B	Print cloths of 100 to 160 threads per square inch, except items in this column for Group 19.	Print cloths of 100 to 160 threads per square inch, (except "fancy draw"), or any item in this column for Group 19.
24	38½" 44 x 36 8.00 yd.	38½" 44 x 36 8.00 yd. 38½" 44 x 40 8.20 yd.
25	Bandage cloth: 38½" 44 x 40 8.20 yd. 38½" 40 x 32 9.80 yd. 38½" 48 x 44 7.46 yd. 38½" 48 x 48 7.15 yd.	Bandage cloth as follows or pro rata: 38½" 44 x 40 8.20 yd. 38½" 40 x 32 9.80 yd. 38½" 48 x 44 7.46 yd. 38½" 48 x 48 7.15 yd.
26	Tobacco and cheese cloths—all widths and counts.	Any tobacco or cheese cloth woven of print cloth yarn or any item listed in this column for Group 25.
27	Carded broadcloths.	Any width plain (not including slubbed yarn) carded broadcloth counting from 80 to 136 ends per inch and not in excess of 60 picks per inch woven from print cloth yarns counting 44's or less; or any item specified in this column for Group 19.
28	Carded poplins.	Any width, plain (not including slubbed yarn except 3.75 yd. and heavier) carded poplin counting from 80 to 116 sley and not in excess of 56 picks woven from print cloth yarns counting 44's or less; or any item listed in this column for Group 19.
29	Three leaf twills made from print cloth yarns.	Three leaf twills made from print cloth yarns
30B	Work Clothing denims.	Work Clothing denims as follows or pro rata: *Mill Finish* — *Sanforized* 3.00 yd. — 2.70 yd. 2.45 yd. — 2.20 yd. 2.20 yd. — 8 oz. 8 oz. — 9 oz. 9 oz. — 10 oz. 10 oz. — 11 oz.
31B	Whipcords and work pants coverts.	Work pants coverts: 2.40 yd. Sanforized 2.00 yd. Sanforized 1.65 yd. Sanforized Whipcord: 36"—1.45 to 1.66 yd. Sanforized
33B	Work shirt chambrays and work shirt coverts.	Work shirt chambrays: *Mill finish* — *Sanforized* 3.90 yd. fine yarn — 3.60 yd. fine yarn 3.20 yd. fine yarn — 2.90 yd. fine yarn Work shirt coverts: *Mill finish* — *Sanforized* 3.90 yd. fine yarn — 3.60 yd. fine yarn 3.20 yd. fine yarn and coarse yarn — 2.90 yd. fine yarn and coarse yarn *Mill finish* — *Sanforized* 3.80 yd. — 2.70 yd. (plain color) 2.28 yd. — 2.00 yd. (plain color) 3.80 yd. — 2.70 yd. (plaids) 2.28 yd. — 2.00 yd. (plaids) 2.70 yd. — 3.15 yd. (plaids)
39	Workshirt flannels	
40	Canton flannel (glove and mitten flannel only)	Canton flannel (glove and mitten flannel only): 6 oz., 8 oz., 10 oz., 12 oz., of 34" width or pro rata for other widths in unbleached, light yellow ground with blue stripe, golden fleece or stripes in "special" colors.
43B	Suedes (work clothing)	Suedes (work clothing) 40½" 42 x 44 3.00 yd. mill finish colors of tan, blue gray only.
50	Chafer fabrics	Chafer fabrics of single or ply yarns.
54	Combed broadcloth 37" 136 x 60 and 37" 128 x 68	Combed broadcloth. 37" 136 x 60 and 37" 128 x 68.

NOTE: The expression "pro rata" in connection with any listed fabric refers to other widths of the same construction (i. e., other widths having the same count and the same ratio of weight to width as the listed fabric).

[F. R. Doc. 46–5827; Filed, Apr. 8, 1946; 11:27 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[Rev. SO 113,[1] Amdt. 4]

MANUFACTURERS' MAXIMUM AVERAGE PRICE FOR WOOL CIVILIAN APPAREL FABRICS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Supplementary Order No. 113 is amended in the following respects:

1. Section 2 (c) is amended by adding the following third group of "subject" fabrics:

(3) 100% wool overcoatings, 26 oz. and heavier, delivered at or below $3.25 per yard (net basis). However, the base period deliveries of this group of "subject" fabrics may be substituted for the quarterly deliveries of these fabrics only if the weighted average price for the quarterly deliveries of this group of "subject" fabrics does not exceed the weighted average price of the corresponding base period deliveries of these fabrics by more than 10%.

2. Section 10 (a) (2) is amended by the substitution of the words "his base year" for the numeral "1944" in subparagraph (2).

3. Section 10 (b) (2) is amended by the substitution of the words "his base year" for the numeral "1944" in subparagraph (2).

This amendment shall become effective April 10, 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5834; Filed, Apr. 8, 1946; 11:41 a. m.]

[1] 11 F.R. 174, 2641.

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 17]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 131 is amended in the following respects:

1. The table of maximum prices for carded cotton yarns in section 3 (f) is amended to read as follows:

[Cents per pound]

Yarn numbers	Band A		Band B	
	Singles	Plied	Singles	Plied
6s and under	44.75	47.25	43.25	45.75
8s	45.25	47.75	43.75	46.25
10s	46.00	48.75	44.50	47.25
12s	47.00	50.25	45.50	48.75
14s	48.00	52.00	46.50	50.25
16s	49.25	53.25	47.75	51.50
18s	50.25	54.50	48.75	52.75
20s	51.25	55.75	49.75	54.00
22s	52.50	57.50	51.00	55.75
24s	53.75	59.25	52.25	57.50
26s	55.50	61.50	54.00	59.75
28s	56.50	63.00	55.00	61.25
30s	57.75	64.75	56.25	63.00
32s	59.50	66.25	57.75	64.50
34s	60.75	68.25	59.00	66.25
36s	61.75	69.25	60.00	67.25
38s	63.00	70.50	61.25	68.50
40s	64.00	72.00	62.25	70.00
42s	65.75	74.50	64.00	72.50
44s	67.75	76.25	65.75	74.00
46s	69.50	78.00	67.50	75.75
48s	71.25	80.00	69.25	77.75
50s	73.50	82.00	71.50	79.75

2. The table of maximum prices in section 3 (g) is amended to read as follows:

[Cents per pound]

Yarn numbers	Band A		Band B	
	Singles	Plied	Singles	Plied
1s	43.50	46.00	42.00	44.50
2s	43.75	46.25	42.25	44.75
3s	44.00	46.50	42.50	45.00
4s	44.25	46.75	42.75	45.25
5s	44.50	47.00	43.00	45.50

This amendment shall become effective April 4, 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5696; Filed, Apr. 4, 1946; 4:53 p. m.]

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15363; 11 F.R. 532, 1771, 1888, 2635, 2972.

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS; PRINTING AND PUBLISHING

[MPR 30,[1] Amdt. 16]

WASTEPAPER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 30 is amended in the following respects:

1. Section 1347.10 (d) is deleted.

2. Section 1347.14 Appendix A: (a) (1) is amended to read as follows:

(1) List of grades and prices:

TABLE I

Grades	Column 1 Price for wastepaper loose or packed in any manner other than that specified in Column 2	Column 2 Prices for wastepaper packed in machine-compressed bales weighing not less than 500 pounds or packed in any optional manner provided in the definition of the grade involved
No. 1 mixed paper[2]	$14.00	$19.00
No. 1 news[3]	15.00	20.00
Overissue news[5]	17.00	22.00
Old corrugated containers[6]	23.00	28.00
Extra manilas[4]	34.00	39.00
Mixed books[8]	17.00	22.00
No. 1 heavy books and magazines[7]	33.50	38.50
No. 1 mixed ledger (colored ledger)[9]	35.00	40.00
No. 1 white ledger[9]	41.00	46.00
Mill wrappers[10]	17.00	22.00

TABLE II

Grades	Column 1 Prices for wastepaper loose or packed in any manner other than that specified in Column 2	Column 2 Prices for wastepaper packed in machine-compressed bales or packed in any optional manner provided in the definition of the grade involved
New corrugated cuttings[11]	$13.00	$18.00
Boxboard cuttings[12]	9.50	14.50
White Blank news[13]	28.00	33.00
New manila envelope cuttings[14]	48.00	53.00
One cut new manila envelope cuttings[15]	52.50	57.50
Manila tabulating cards free from groundwood[16]	40.00	45.00
Manila tabulating cards groundwood[17]	22.00	27.00
No. 1 hard white shavings[18]	52.50	57.50
Hard white envelope cuttings[19]	57.50	62.50
One cut hard white envelope cuttings[20]	62.50	67.50
No. 1 soft white shavings[21]	45.00	50.00
One cut soft white shavings[22]	52.50	57.50
Miscellaneous soft white shavings[23]	38.00	43.00
No. 1 fly leaf shavings[24]	28.50	33.50
No. 1 groundwood fly leaf shavings[25]	20.00	25.00
No. 2 mixed colored groundwood shavings[26]	13.00	18.00
No. 1 assorted kraft (old kraft)[27]	30.00	35.00
Triple sorted No. 1 brown soft kraft[28]	45.00	50.00
Mixed kraft envelope and bag cuttings[29]	50.00	55.00
Kraft envelope cuttings[30]	60.00	65.00
New 100 percent kraft corrugated cuttings[31]	40.00	45.00
Damaged Newsprint[32]	45.00	50.00

The grades in Tables I and II are defined as follows (subject to the qualifications listed in paragraph (b) of this appendix):

[2] "No. 1 mixed paper" consists of wastepaper which does not have the uniform or distinctive qualities required for classification as any other grade.

[3] "No. 1 news" consists of waste newspapers and may contain up to 25% of other papers customarily included in the packing of newspapers.

[5] "Overissue news" consists of unused over-run newspapers from a newspaper office. Dealers' returns constitute a lower quality of this grade and may contain sheets of wrapping or other paper customarily used as protection in making returns. Optional method of packing—securely tied bundles.

[6] "Old Corrugated Containers" consist of stock from used corrugated containers and may contain other Kraft paper or board which meets the requirements for inclusion in any Kraft grade listed in this Appendix A at a price equal to or higher than the price listed for "Old Corrugated Containers." Lower qualities may contain stock from used solid fibre containers.

[4] "Extra manilas" of the highest quality consist of unprinted manila paper. Lower qualities may contain printing.

[8] "Mixed books" consist of books or magazines, including outthrow, which may in no event exceed 20% of the total weight of the packing. Packings which contain in excess of 20% outthrow may not be sold at a price in excess of the maximum price for "No. 1 Mixed Paper."

[7] "No. 1 heavy books and magazines" consist of used and oversissue books and magazines, stitchless stock, quire waste and similar printed matter and may contain colored ledger or any white paper which meets the requirements for inclusion in any white grade listed in this Appendix A at a price equal to or higher than the price listed for "No. 1 heavy books and magazines." The packing may contain up to 5% outthrow. A shipment containing more than 5% outthrow but not more than 16% outthrow must be rejected or paid for only after adjustment to eliminate any payment for outthrow in excess of 5%; in such shipment the excess of outthrow becomes the property of the purchaser. When a shipment invoiced as "No. 1 heavy books and magazines" contains outthrow of more than 10%, such shipments must be rejected as "No. 1 heavy books and magazines" and may be accepted only as "No. 1 Mixed Paper," even though it would otherwise meet the definition of "Mixed Books." A deduction of at least $5.00 per ton from the maximum price must be made if the material is not packed in machine compressed bales weighing not less than 500 lbs., in air compressed bales, or on skids.

[9] "No. 1 mixed ledger (colored ledger)" consists of sheets and shavings of ledger, bond and writing papers, white and colored. Other papers which are similar and equivalent may be included. Must be free from groundwood and must contain no more than 2% outthrow. Deliveries which fail to meet the requirement as to outthrow must be rejected or paid for only after adjustment to eliminate any payment for the excessive outthrow.

[9] "No. 1 white ledger" consists of sheets and shavings of ledger, bond and writing papers, all white. Other white papers which are similar and equivalent may be included. It shall be free from groundwood and contain no more than 2% outthrow. Deliveries which fail to meet the requirements as to outthrow must be rejected or paid for only after adjustment to eliminate any payment for the excessive outthrow.

[10] "Mill wrappers" consist of paper used as outside wrappers for rolls or bundles of finished paper stock and may contain sulfite or kraft screenings, groundwood fibre or chemical woodpulp fibre.

[11] "New corrugated cuttings" consist of new corrugated or solid fibre container board cuttings.

[12] "Boxboard cuttings" consist of new cuttings of wastepaper grades of paperboard (i. e. paperboard made principally from wastepaper) such as is used in the manufacture of folding paper cartons, set-up boxes and similar boxboard products.

[13] "White blank news" consists of unprinted cuttings or sheets of white newsprint paper or other papers of white newsprint quality.

[14] "New manila envelope cuttings" consist of new cuttings or sheets of unprinted manila paper of the quality used in the manufacture of manila envelopes.

[15] "One cut new manila envelope cuttings" consist of new one cut cuttings or sheets of unprinted manila paper of the quality used in the manufacture of manila envelopes.

[16] "Manila tabulating cards, free from groundwood" consist of new or used printed manila cards which have been manufactured for use in automatic tabulating machines. Must be free from groundwood. Lower qualities of this grade may include tabulating cards of similar stock having colors other than manila. Optional method of packing—bags or boxes.

[17] "Manila tabulating cards, groundwood" consist of new or used printed manila cards, containing groundwood, which have been manufactured for use in automatic tabulating machines. Lower qualities of this grade may include tabulating cards of similar stock having colors other than manila. Optional method of packing—bags or boxes.

[18] "No. 1 hard white shavings" consist of shavings or sheets of new bond or writing paper of sulfite or rag fibre content. Must be free from groundwood. Highest quality shall be all-white. Lower qualities may contain rulings or light colored stock.

[19] "Hard white envelope cuttings" consist of cuttings and sheets, all white, from new bond or writing papers of the quality used in the manufacture of envelopes. The fibre content of the stock shall be sulfite, rag, or bleached sulfate, free from printed matter and free from groundwood.

[20] "One cut hard white envelope cuttings" consist of one cut cuttings and sheets, all white, from new bond or writing papers of the quality used in the manufacture of envelopes. The fibre content of the stock shall be sulfite, rag, or bleached sulfate, free from printed matter and free from groundwood.

[21] "No. 1 soft white shavings" consist of shavings and sheets, all white, from book and similar printing papers, free from printed matter and containing not in excess of 10% of coated paper stock or heavily filled papers. Must be free from groundwood.

[22] "One cut soft white shavings" consist of one cut shavings and sheets, all white, from book and similar printing papers, free from printed matter and containing not in excess of 10% of coated paper stock or heavily filled papers. Must be free from groundwood.

[23] "Miscellaneous soft white shavings" consist of shavings and sheets, all white, from book and similar printing papers, free from printed matter but not limited with respect to coated or filled paper stock. Must be free from groundwood.

[24] "No. 1 flyleaf shavings" consist of the trim of magazines, catalogs, and similar printed matter. It may contain the bleed of cover and insert stock but must be free from groundwood. Solid color and beater-dyed papers constitute a lower quality of this grade. Shavings of novel news or newsprint grades may not be included in the packing.

[25] "No. 1 groundwood flyleaf shavings" consist of the trim of magazines, catalogs and similar printed matter, not limited with respect to groundwood, and may contain the bleed of cover and insert stock, but shall be free from beater-dyed papers. The highest quality shall be free of solid color printing and of coated stock but lower qualities may contain them.

[26] "No. 2 mixed colored groundwood shavings" consist of the trim of magazines, catalogs and similar printed matter, not limited with respect to groundwood or coated stock, and may contain the bleed of cover and insert stock as well as beater-dyed papers and solid color printing.

[27] "No. 1 assorted kraft (old kraft)" consists of kraft paper waste, free from corrugated waste of any kind.

[28] "Triple sorted No. 1 brown soft Kraft" consists of old sort natural color kraft papers completely free from papers other than those containing 100% sulfate fibre. Lower qualities may contain old soft kraft papers of color other than brown or natural.

[29] "Mixed Kraft envelope and bag cuttings" consist of new cuttings and sheets of 100% kraft papers of the qualities used in the manufacture of kraft envelopes and kraft bags.

[30] "Kraft envelope cuttings" consist of new cuttings and sheets of 100% kraft papers of the quality used in the manufacture of kraft envelopes.

[31] "New 100% Kraft corrugated cuttings" consist of cuttings and sheets from new corrugated and solid fibre container board of 100% sulfate fibre content and may contain cuttings and sheets of the component plies thereof provided such component plies are also of 100% sulfate fibre content. Lower qualities may contain cuttings or sheets from new corrugated stock composed of two liners which are 100% sulfate fibre with a corrugated filler of other fibre, but unless both of the liners are of 100% sulfate fibre, the material must not be sold at a price in excess of the maximum price of "New corrugated cuttings."

[32] "Damaged newsprint" consists of unprinted white newsprint paper rejected or discarded because of damage sustained prior to pressroom use. Optional method of packing—rolls.

3. In § 1347.14 (b) new sub-paragraphs (3) and (4) are added to read as follows:

(3) *Tare.* The billed weight on any shipment of commercially packed wastepaper shall not include tare in excess of 2%.

(4) *Fibre content.* In the grade definitions listed in § 1347.14 (a) "free from groundwood" shall mean free from groundwood except to the extent that groundwood is used in the furnish of papers, otherwise admissible in the grade, which had no groundwood content before the war. Similarly "100% kraft" or

[1] 7 F.R. 9732; 8 F.R. 3845, 6109, 7350, 7821, 7199, 13049, 17483; 9 F.R. 6107, 8056, 11108; 10 F.R. 1787, 4103, 4492, 73388, 12809; 11 F.R. 532.

"100% sulfate fibre" or "free from non sulfate fibre" shall mean free from non sulfate fibre except to the extent that non sulfate fiber is used in the furnish of papers, otherwise admissible in the grade, which were 100% sulfate fibre before the war.

4. § 1347.14 (e) is amended to read as follows:

(e) *Transportation allowances.* All prices established by this Maximum Price Regulation No. 30 shall be for wastepaper f. o. b. freight cars, trucks, or barges at the point of shipment. The point of shipment is the point at which the wastepaper is first loaded on a conveyance for transportation to the buyer, except that in the case of imported wastepaper the point of shipment shall be the port or city of entry in the United States.

(1) *Delivery charges.* Sales may be made on a delivered basis, but such sales must be made at prices not in excess of the maximum f. o. b. point of shipment prices established by this Maximum Price Regulation No. 30, plus, where the costs of delivery are incurred by the seller, such of the transportation allowances set forth in this sub-paragraph (e) as are applicable thereto.

(i) When transportation to the consumer is by public (common or contract) carrier, the lowest established transportation rate for such shipment;

(ii) When transportation to the consumer is by a vehicle owned or controlled by the seller, other than a common or contract carrier;

(a) An amount not in excess of $1.00 per short ton, plus actual toll charges, when the point of shipment and the consumer's premises are located in the same city, town or municipality, or at a distance of ten miles or less from each other by the shortest available public highway route.

(b) An amount per short ton not in excess of the lowest published rail rate for full carload shipments of wastepaper, when the point of shipment and the consumer's premises are not located in the same city, town or municipality and are at a distance of more than ten miles from each other by the shortest available public highway route.

(2) *Loading charge.* If there is no rail siding at the point of shipment, and the wastepaper is transported to and loaded on a freight car at the expense of the seller for transportation to the consumer, the seller may add to the maximum price an amount not in excess of $1.00 per short ton for such transportation and loading. Similarly, if there is no barge dock at the point of shipment and the wastepaper is transported to and loaded on a barge at the expense of the seller for transportation to the consumer, the seller may add to the maximum price an amount not in excess of $1.00 per short ton for such transportation and loading.

For the purpose of this subparagraph (2) a rail siding or barge dock at the plant of an accumulator shall not be considered to be at the point of shipment if such rail siding or barge dock is not normally available and usable for the shipment of wastepaper.

This amendment shall become effective April 13, 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5832; Filed, Apr. 8, 1946; 11:40 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 336, Amdt. 33]

RETAIL CEILING PRICES FOR PORK CUTS AND CERTAIN SAUSAGE PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 336 is amended in the following respects:

1. Section 20 is amended by changing the schedule of prices for Group 1 and 2 Stores set forth therein to read as follows:

GROUP 1 AND 2 STORES

[Cents per pound]

	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4A	Zone 5	Zone 6	Zone 7	Zone 8 (north and south)	Zone 9 (north and south)	Zone 10
1. Berliner or Berlin:											
1. Natural casings (N. C.)	38	37	36	36	35	36	36	37	37	37	38
2. Artificial casings (A. C.)	37	36	36	35	35	35	36	36	36	37	37
2A. Bologna, natural casings (N. C.):											
1. Lebanon	50	49	47	47	47	48	48	49	50	51	50
2. All beef	43	43	41	41	40	40	40	41	41	41	42
3. Type 1	37	36	36	35	35	35	36	36	36	37	37
4. Type 2	37	36	36	35	35	35	36	36	36	37	37
5. Type 3	33	31	31	31	30	31	31	31	32	32	32
6. Type 4	28	27	26	26	25	26	26	27	27	27	29
2B. Bologna, artificial casings (A. C.):											
1. Lebanon	49	48	46	46	46	47	48	48	48	50	49
2. All beef	44	42	40	40	39	39	39	40	40	40	41
3. Type 1	36	35	35	34	34	34	35	35	35	36	36
4. Type 2	36	35	35	34	34	34	35	35	35	36	36
5. Type 3	32	30	30	29	29	29	30	30	31	31	31
6. Type 4	27	26	25	25	24	25	25	26	26	26	27
3. Braunschweiger:											
1. Sewed hog bungs (H. C.)	43	41	41	41	40	41	41	41	42	42	42
2. Other hog casings (H. C.)	41	39	39	38	38	38	39	39	40	40	40
3. Artificial casings (A. C.)	37	35	35	34	34	34	35	35	36	36	36
4A. Frankfurters sheep casings (S. C.):											
1. All beef	53	50	49	48	47	48	47	49	49	50	50
2. Type 1	45	44	43	43	42	43	43	44	44	44	45
3. Type 2	45	44	43	43	42	43	43	44	44	44	45
4. Type 3	40	39	39	38	38	38	39	39	39	40	40
5. Type 4	36	34	34	34	33	34	34	34	35	35	36
4B. Frankfurters, hog casings (H. C.) artificial casings (A. C.) or skinless:											
1. All beef	48	46	44	43	42	43	42	44	44	45	45
2. Type 1	41	39	39	39	38	39	39	39	40	40	40
3. Type 2	41	39	39	39	38	39	39	39	40	40	40
4. Type 3	36	35	34	34	33	34	34	35	35	36	36
5. Type 4	32	30	30	30	29	30	30	30	31	31	31
5A. Knackwurst, natural casings (N. C.):											
1. All beef	45	43	41	41	40	40	40	41	41	41	42
5B. Knackwurst, artificial casings (A. C.):											
1. All beef	44	42	40	40	39	39	39	40	40	40	41
6A. Liver sausage, fresh:											
1. Hog bungs (H. C.)	37	36	35	35	34	35	35	36	36	36	37
2. Beef casings (B. C.)	35	34	33	33	32	33	33	33	34	34	34
3. Artificial casings (A. C.)	34	33	32	32	31	32	32	33	33	35	34
6B. Liver sausage, smoked:											
1. Sewed hog bungs (H. C.)	43	41	41	40	40	40	41	41	41	42	42
2. Other hog bungs (H. C.)	40	39	38	38	37	38	38	39	39	40	40
3. Artificial casings (A. C.)	37	36	35	35	34	35	35	36	36	36	37
7. Liver cheese:											
1. Artificial casings (A. C.) cardboard cartons or sealed packages of moisture resistant paper	45	43	43	43	42	43	43	43	44	44	45
8. Liver loaf:											
1. Artificial casings (A. C.) natural casings (N. C.) cardboard cartons or sealed packages of moisture resistant paper	36	34	34	34	33	34	34	34	35	35	36
9. Liver pudding:											
1. Beef casing (B. C.)	32	30	29	29	28	29	30	30	30	31	31
2. Artificial casing (A. C.) cardboard cartons or sealed packages of moisture resistant paper	31	29	29	28	28	28	29	29	30	30	30
10. Loaves, artificial casing (A. C.) cardboard cartons or sealed packages of moisture resistant paper:											
1. Type 1	66	65	64	64	62	63	63	64	64	64	65
2. Type 2	51	49	49	48	48	48	49	49	50	50	50
3. Type 3	37	35	35	35	34	35	35	35	36	36	37
4. Type 4	31	30	29	29	28	29	29	30	30	31	31
11. Minced luncheon:											
1. Natural casings (N. C.)	40	39	39	38	37	38	39	39	39	40	40
2. Artificial casings (A. C.)	40	38	38	37	37	38	38	38	39	39	39
12. New England:											
1. Natural casings (N. C.)	59	58	57	57	56	56	57	57	58	58	59
2. Artificial casings (A. C.)	58	57	57	56	56	56	56	57	57	57	58
13. Polish sausage hog casing (H. C.) or skinless:											
1. Type 1	60	58	58	57	57	57	58	58	58	59	59
2. Type 2	49	47	47	47	46	47	47	47	48	48	48
3. Type 3	39	37	37	36	36	36	37	37	38	38	38

	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4A	Zone 5	Zone 6	Zone 7	Zone 8 (north and south)	Zone 9 (north and south)	Zone 10
11A. Pork or breakfast sausage, fresh, sheep casings (S. C.):											
1. Type 1	51	50	49	49	48	49	49	50	50	50	51
2. Type 2	44	43	42	42	41	42	42	43	43	43	44
3. Type 3	37	36	35	35	34	35	35	36	36	36	37
11B. Pork or breakfast sausage, fresh, hog casings (H. C.), artificial casings (A. C.) or skinless:											
1. Type 1	47	46	45	45	44	45	45	46	46	46	47
2. Type 2	37	36	35	35	34	35	35	36	36	36	37
3. Type 3	32	31	30	30	29	30	30	31	31	31	32
11C. Pork or breakfast sausage, fresh, artificial casings (A. C.) or sealed packages of moisture resistant waxed cups, 1 pound each or less:											
1. Type 1	45	43	43	42	41	42	42	43	43	43	45
2. Type 2	37	36	35	35	34	35	35	36	36	36	37
3. Type 3	32	31	30	30	29	30	30	31	31	31	32
11D. Pork or breakfast sausage, fresh, cardboard cartons or sealed packages of moisture resistant paper, 1 pound each or less:											
1. Type 1	43	42	41	41	40	41	41	42	42	42	43
2. Type 2	35	34	33	33	32	33	33	34	34	34	35
3. Type 3	30	29	28	28	27	28	28	29	29	29	30
11E. Pork or breakfast sausage, fresh, bulk:											
1. Type 1	41	40	40	39	38	39	39	40	40	40	41
2. Type 2	34	33	32	32	31	32	32	33	33	33	34
3. Type 3	27	26	25	25	24	25	25	26	26	26	27
15A. Pork or breakfast sausage, smoked, hog casing (H. C.), artificial casing (A. C.) or skinless:											
1. Type 1	52	50	50	50	49	50	50	51	51	51	52
2. Type 2	44	43	42	42	41	42	42	43	43	43	44
3. Type 3	37	36	35	34	34	35	35	36	36	36	37
15B. Pork or breakfast sausage, smoked, beef rounds (B. C.):											
1. Type 2	42	41	40	40	39	40	40	41	41	41	42
2. Type 3	33	31	31	31	30	31	31	31	32	32	32
16A. Salami, soft, artificial casing (A. C.):											
1. All beef	54	51	48	47	47	48	47	48	49	49	50
16B. Salami, medium or hard, artificial casing (A. C.) (full weight shipped over seas) of the purchased weight):											
1. All beef	71	69	68	67	67	68	67	68	69	69	70
17. Special type chopped pork:											
1. All beef	66	63	60	56	55	54	56	56	58	58	60
Bulk	56	54	51	47	47	45	48	47	49	49	51
18. Chili con carne, plain (without beans):											
1. Type 1	44	42	42	42	41	42	42	42	43	43	44
2. Type 2	41	39	39	39	38	39	39	39	40	40	41
3. Type 3	34	32	32	32	31	32	32	32	33	33	34

2. Section 20 is amended by changing the schedule of prices for Group 3 and 4 stores set forth therein to read as follows:

GROUP 3 AND 4 STORES

[Cents per pound]

	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4A	Zone 5	Zone 6	Zone 7	Zone 8 (north and south)	Zone 9 (north and south)	Zone 10
1. Berliner or Berlin:											
1. Natural casings (N. C.)	36	35	34	34	33	34	34	35	35	36	36
2. Artificial casings (A. C.)	36	34	34	33	33	34	33	34	34	35	35
2A. Bologna, natural casings (N. C.):											
1. Lebanon	48	46	45	45	45	46	46	47	47	49	48
2. All beef	42	42	40	40	39	40	39	40	40	40	40
3. Type 1	36	35	34	34	33	34	33	34	34	35	35

Item	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4A	Zone 5	Zone 6	Zone 7	Zone 8 (north and south)	Zone 9 (north and south)	Zone 10
2B. Bologna, artificial casings (A. C.):											
1. Lebanon	39	38	37	37	37	36	36	36	36	39	34
2. All beef	37	36	34	34	33	32	31	31	34	40	34
3. Type 1	32	31	31	30	30	30	30	30	31	34	32
4. Type 2	31	30	30	30	29	29	29	29	31	31	31
5. Type 3	28	27	26	26	25	25	25	25	25	25	25
6. Type 4	28	27	26	26	25	25	25	25	25	25	25
3. Braunschweiger:											
1. Sewed hog bungs (H. C.)	37	36	36	35	35	35	35	36	36	37	35
2. Other hog casings (H. C.)	33	31	31	30	30	30	30	30	31	31	32
4A. Frankfurters sheep casings (S. C.):											
1. All beef	45	43	42	41	40	40	41	41	42	42	42
2. Type 1	39	38	38	37	37	37	37	38	38	38	38
3. Type 2	38	37	36	36	35	35	35	36	36	36	36
4. Type 3	36	35	34	34	33	33	33	34	34	34	34
5. Type 4	32	31	30	30	29	29	30	30	31	31	31
4B. Frankfurters hog casings (H. C.) Artificial casings (A. C.) or skinless:											
1. All beef	40	39	38	37	36	36	36	37	37	37	37
2. Type 1	36	35	34	34	33	33	33	34	35	35	35
3. Type 2	33	32	31	31	30	30	30	31	32	32	32
4. Type 3	32	31	30	30	29	29	29	30	31	31	31
4. Type 4	28	27	26	26	25	25	25	26	27	27	27
5A. Knackwurst, natural casings (N. C.):											
1. All beef	38	37	35	35	34	34	34	34	35	35	35
5B. Knackwurst, artificial casings (A. C.):											
1. All beef	37	36	34	34	33	33	33	34	34	34	34
6A. Liver sausage fresh:											
1. Hog bungs (H. C.)	32	31	31	30	30	30	31	31	31	31	32
2. Beef casings (H. C.)	30	29	28	28	28	28	29	29	29	30	30
3. Artificial casings (A. C.)	30	29	28	28	27	27	28	28	28	29	29
6B. Liver sausage smoked:											
1. Sewed hog bungs (H. C.)	35	34	33	33	32	32	33	33	33	33	33
2. Other hog bungs (H. C.)	35	33	33	33	32	32	33	33	33	33	33
3. Artificial casings (A. C.)	32	31	30	30	29	29	30	30	30	30	30
7. Liver cheese:											
1. Artificial casings (A. C.) cork-board cartons or sealed packages of moisture resistant paper	38	37	37	36	36	36	37	37	37	37	37
8. Liver loaf:											
1. Artificial casings (A. C.) natural casings (A. C.) cardboard cartons or sealed packages of moisture resistant paper	31	29	29	29	28	28	29	29	29	29	29
9. Liver pudding:											
1. Beef casings (B. C.) (A. C.) cardboard cartons or sealed packages of moisture resistant paper	28	27	27	26	25	26	26	27	27	27	27
10. Loaves, artificial casings (A. C.) cardboard cartons or sealed packages of moisture resistant paper:											
1. Type 1	57	55	55	54	53	54	54	54	55	55	55
2. Type 2	43	42	41	41	41	41	42	42	42	43	43
3. Type 3	32	30	30	30	30	30	30	30	30	31	31
4. Type 4	27	27	25	25	24	25	25	25	25	25	25
11. Minced luncheon:											
1. Natural casings (N. C.)	35	34	34	33	33	33	33	34	34	34	35
2. Artificial casings (A. C.)	33	33	33	33	32	32	33	33	33	34	34
12. New England:											
1. Natural casings (N. C.)	52	50	50	50	49	49	50	50	50	51	51
2. Artificial casings (A. C.)	51	50	49	49	48	49	49	50	50	50	51
13. Polish sausage, hog casings (H. C.) or skinless:											
1. Type 1	50	48	47	47	46	46	46	47	47	50	51
2. Type 2	42	41	40	40	39	39	40	40	41	42	42
3. Type 3	31	30	30	30	29	29	30	30	32	32	33
14A. Pork or breakfast sausage, fresh, sheep casings, (S. C.):											
1. Type 1	43	42	41	41	40	40	40	41	41	43	43
2. Type 2	33	32	32	32	31	31	31	32	32	33	33
3. Type 3	28	28	27	27	26	26	26	27	27	28	28

3. Paragraph (b) of section 21 is amended by changing the schedule of prices set forth therein to read as follows:

[Cents per pound]

Item	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4A	Zone 5	Zone 6	Zone 7	Zone 8 (north and south)	Zone 9 (north and south)	Zone 10
1. Berliner or Berlin:											
1. Natural casings (N. C.)	33	32	32	31	31	31	32	32	32	33	33
2. Artificial casings (A. C.)	33	32	31	31	30	31	31	31	32	32	32
2A. Bologna, natural casings (N. C.):											
1. Lebanon	40	39	38	38	36	36	36	36	36	40	35
2. All beef	38	37	35	35	34	34	34	34	35	42	35
3. Type 1	33	32	31	31	31	31	31	31	32	35	32
4. Type 2	32	31	31	31	30	30	30	30	31	32	32
5. Type 3	29	28	27	27	26	26	26	27	27	28	28
6. Type 4	29	28	27	27	26	26	26	27	27	28	28

[Cents per pound]

Item	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4A	Zone 5	Zone 6	Zone 7	Zone 8 (north and south)	Zone 9 (north and south)	Zone 10
14B. Pork or breakfast sausage, fresh, hog casings (H. C.):											
1. Type 1	42	40	40	39	39	39	39	39	40	40	40
2. Type 2	35	34	33	33	32	32	32	33	33	33	34
3. Type 3	29	27	27	26	25	26	26	26	27	27	27
14C. Pork or breakfast sausage, fresh, artificial casings (A. C.) or sealed heavy cardboard waxed cups, 1 lb. each or less:											
1. Type 1	40	38	38	37	36	37	37	37	38	38	38
2. Type 2	33	31	31	31	30	30	30	31	31	31	31
3. Type 3	26	25	25	24	23	24	24	24	25	25	25
14D. Pork or breakfast sausage, fresh, cardboard cartons or sealed packages of moisture resistant paper, 1 lb. each or less:											
1. Type 1	36	37	37	36	35	35	36	36	36	37	37
2. Type 2	31	30	30	29	27	29	29	29	30	30	30
3. Type 3	23	22	21	21	20	20	20	21	21	21	22
14E. Pork or breakfast sausage, fresh, bulk:											
1. Type 1	37	35	35	34	33	34	34	34	35	35	35
2. Type 2	30	28	28	28	27	27	27	28	28	28	29
3. Type 3	21	20	19	19	18	18	19	19	19	19	20
15A. Pork or breakfast sausage, smoked, hog casings (H. C.) artificial casings (A. C.) or skinless:											
1. Type 1	46	44	44	44	43	44	44	44	45	45	45
2. Type 2	40	39	39	39	38	39	39	39	39	40	40
3. Type 3	32	31	31	30	30	30	31	31	31	32	32
15B. Pork or breakfast sausage, smoked, beef rounds (B. C.):											
1. Type 2	37	36	35	35	35	35	35	36	36	37	37
2. Type 3	29	28	27	27	26	27	27	28	28	28	29
16A. Salami, soft, artificial casings (A. C.):											
1. All beef	43	42	41	41	40	40	40	41	41	42	42
16B. Salami, medium or hard, artificial casings (A. C.) (sold weight shall not exceed 80% of the purchased weight):											
1. All beef	59	58	57	57	56	56	56	57	57	58	58
17. Special type chopped pork:											
1. S. C.	58	56	52	50	50	47	50	50	52	52	52
2. Bulk	49	48	45	42	42	39	42	42	44	44	45
18. Chili con carne, plain (without beans):											
1. Type 1	39	38	37	37	36	37	37	38	38	38	38
2. Type 2	36	35	34	34	34	34	34	35	35	35	36
3. Type 3	30	29	28	28	27	28	28	29	29	29	30

4. Subparagraph (1) of section 21 (c) is amended by changing the schedule of prices following the heading "Retail Ceiling Prices on Specially Authorized Sales to Purveyors of Meals or Other Retailers" to read as follows:

[Cents per pound]

	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4A	Zone 5	Zone 6	Zone 7	Zones 8 and 9 north	Zones 8 and 9 south	Zone 10
Spiced luncheon meat	50	50	50	50	48	48	48	48	50	50	50
Spiced ham	53	53	53	52	52	52	52	52	52	52	52
Pressed ham, boneless, chopped	54	54	54	53	53	53	53	53	53	53	53
Pressed pork, boneless, chopped	51	51	51	50	50	50	50	50	50	50	50

5. Paragraphs (a) of Section 22 is amended by changing the schedule of prices for Group 1 and 2 stores set forth therein to read as follows:

GROUP 1 AND 2 STORES

[Cents per pound]

	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4A	Zone 5	Zone 6	Zone 7	Zones 8 and 9 north	Zones 8 and 9 south	Zone 10
Spiced luncheon meat	59	59	59	58	57	57	57	57	58	58	58
Spiced ham	62	62	62	61	61	61	61	61	61	61	61
Pressed ham, boneless, chopped	63	63	63	62	62	62	62	62	62	62	62
Pressed pork, boneless, chopped	60	60	60	59	59	59	59	59	59	59	59

6. Paragraph (a) of section 22 is amended by changing the schedule of prices for Group 3 and 4 stores set forth therein to read as follows:

GROUP 3 AND 4 STORES

[Cents per pound]

	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4A	Zone 5	Zone 6	Zone 7	Zones 8 and 9 north	Zones 8 and 9 south	Zone 10
Spiced luncheon meat	54	54	54	53	52	52	52	52	53	53	53
Spiced ham	57	57	57	56	55	55	55	55	56	56	56
Pressed ham, boneless, chopped	58	58	58	57	57	57	57	57	57	57	57
Pressed pork, boneless, chopped	55	55	55	54	54	54	54	54	54	54	54

This amendment shall become effective April 11, 1946.

Issued this 8th day of April 1946.

[F. R. Doc. 46-5930; Filed, Apr. 8, 1946; 11:40 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 398,[1] Amdt. 14]

VARIETY MEATS AND EDIBLE BY-PRODUCTS AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 398 is amended in the following respects:

1. The items, "livers, unblemished" and "livers, blemished" contained in the table of prices in section 13 (a) (1) are amended to read as follows:

	Beef	Kosher beef	Veal	Kosher veal	Lamb and mutton	Kosher lamb and mutton	Pork
Livers, unblemished	$25	$33	$50	$57	$18	$25	$13
Livers, blemished	21	29	47	54	----	----	----

2. The items, "livers, unblemished" and "livers, blemished" contained in the table of prices in section 13 (a) (2) are amended to read as follows:

	Beef	Veal	Lamb and mutton	Pork
Livers, unblemished	$30.00	$60.75	$21.25	$17.00
Livers, blemished	26.00	52.00	----	----

This amendment shall become effective April 5, 1946.

Issued this 5th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 4, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5787; Filed, Apr. 5, 1946; 4:25 p. m.]

PART 1381—SOFTWOOD LUMBER

[RMPR 94,[1] Amdt. 4]

WESTERN PINE AND ASSOCIATED SPECIES OF LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 94 is amended in the following respects:

1. In section 20, *Ponderosa pine*, the tables are amended as follows:

a. All prices in tables 1, 2, 3, 3A, 3B, 4, 5, 6, 6A, 8, 9, 10, 12, and 13 are increased $4.50.

b. Table 7, *Bevel siding*, is amended to read:

7/16" x 3 7/16" SM—3' and longer	B&BTR	C	D	E
1½ x 4"	$37.25	$35.25	$28.75	$24.25
1½ x 6"	40.25	38.25	31.75	----
1½ x 8"	58.25	36.25	29.75	23.25
1 x 2 x 4" shorts 3' to 8'	29.25	27.25	18.75	16.25
1 x 2 x 6" shorts 3' to 8'	30.25	28.25	21.75	17.25

[1] 9 F.R. 6634, 12966; 10 F.R. 12118, 14126.

c. Table 11, *Lath*, prices of 4' lath are increased $2.00 per M pieces. Prices of 32" lath are increased $1.30 per M pieces.

d. Table 14, *Battens*, all prices are increased 50¢ per M lineal feet.

2. In section 21, *Idaho white pine*, the price tables are amended as follows:

a. All prices in tables 1, 2, 3, 3A, 3B, 5, and 8 are increased $4.50.

b. Table 4, *Bevel siding*, is amended to read as follows:

7/16" x 3/16" SM, 3' and longer	B&BTR	C	D	E
½ x 4"	$42.75	$39.25	$31.00	$25.25
½ x 5"	44.25	40.75	33.50	.....
½ x 6"	42.25	39.75	31.00	22.75
½ x 4" shorts 3' to 8'	35.25	31.75	23.50	19.25
½ x 6" shorts 3' to 8'	33.75	32.25	24.50	16.75

c. Table 6, *Battens*, all prices are increased 50¢ per M lineal feet.

d. Table 7, *Lath*, prices of 4' lath are increased $2.00 per M pieces. Prices of 32" lath are increased $1.30 per M pieces.

3. In section 22, *Sugar pine*, the price tables are amended as follows:

a. All prices in tables 1, 2, 3, 3A, 3B, 4, 5, 6, 6A, 7, 8, 9, 12, and 13 are increased $4.50.

b. Table 10, *Battens*, all prices are increased 50¢ per M lineal feet.

c. Table 11, *Lath*, prices of 4' lath are increased $2.00 per M pieces. Prices of 32" lath are increased $1.30 per M pieces.

4. In section 23, *Inland larch, Douglas fir and hemlock*, the price tables are amended to read as follows:

a. All prices in tables 1, 2, 3, 3A, 3B, and 5 are increased $4.50.

b. Table 4, No. 1 dimension, all prices are increased $5.50, and Footnote 7 is amended to read:

7. Special Thicknesses:

1 9/16" Dimension	Deduct $3.00
1¾" Dimension (applicable to S1S1E or S4S only) Add:	
No. 1	2.25
No. 2	2.00
No. 3	1.75

c. Table 6, *Lath*, prices of 4' lath are increased $2.00 per M pieces. Prices of 32" lath are increased $1.30 per M pieces.

5. In section 24, *White fir*, the price tables are amended as follows:

a. All prices in tables 1, 2, 3, 3A, 3B, and 5 are increased $4.50.

b. Table 4, No. 1 dimension, all prices are increased $5.50, and, Footnotes 6 and 7 are amended to read:

6. 1 9/16" Dimension	Deduct $3.00
7. 1¾" Dimension (applicable to S1S1E or S4S only) Add:	
No. 1	2.25
No. 2	2.00
No. 3	1.75

c. Table 6, *Lath*, prices of 4' lath are increased $2.00 per M pieces. Prices of 32" lath are increased $1.30 per M pieces.

6. In section 25, *Engelmann spruce and Lodgepole pine lumber*, the price tables are amended as follows:

a. All prices in tables 1, 2, 2A, 2B, and 4 are increased $4.50.

b. Table 3, No. 1 Dimension, all prices are increased $5.50, and, footnotes 6 and 7 are amended to read:

6. 1 9/16" Dimension	Deduct $3.00
7. 1¾" Dimension (applicable to S1S1E or S4S only) Add:	
No. 1	2.25
No. 2	2.00
No. 3	1.75

c. Table 5, *Battens*, all prices are increased 50¢ per M lineal feet.

d. Table 6, *Bevel siding*, is amended to read as follows:

7/16" x 3/16" SM—3' and longer	B&BTR	C	D	E
½ x 4"	$33.25	$31.75	$24.75	$20.25
½ x 5"	37.00	35.50	29.00	.....
½ x 6"	34.25	32.75	25.75	17.75
½ x 4" shorts—3' to 8'	25.25	23.75	16.75	13.25
½ x 6" shorts—3' to 8'	26.25	24.75	17.75	11.75

e. Table 7, *Lath*, prices of 4' lath are increased $2.00 per M pieces. Prices of 32" lath are increased $1.30 per M pieces.

7. In section 26, *Inland red cedar*, the price tables are amended as follows:

a. All prices in tables 1, 2, 2A, 2B, and 3 are increased $4.50.

b. Table 4, *Bevel siding*, is amended to read as follows:

7/16" x 3/16" SM	B&BTR	C	D	E
½ x 4"—3' and longer	$33.25	$31.75	$24.75	$20.25
½ x 6"—3' and longer	34.25	32.75	25.75	17.75
½ x 4"—3' to 8'	25.25	23.75	16.75	13.25
½ x 6"—3' to 8'	26.25	24.75	17.75	11.75

c. Table 5, *Lath*, prices of 4' lath are increased $2.00 per M pieces. Prices of 32" lath are increased $1.30 per M pieces.

8. In section 27, *Incense cedar*, all prices in tables 1 and 2 are increased $4.50.

9. In section 30, *Ungraded, Log-run lumber*, all prices in tables 1, 2, and 3 are increased $4.75 on 2" and thicker, green, rough; and $4.50 on 4/4", 5/4" and 6/4" and 7/4", green, rough.

This amendment shall become effective April 5, 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5784; Filed, Apr. 5, 1946; 4:23 p. m.]

PART 1413—SOFTWOOD LUMBER PRODUCTS

[MPR 44, Amdt. 1]

DOUGLAS FIR DOORS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 44 is amended in the following respects:

1. In section 18, paragraph (a) is amended to read as follows:

(a) The maximum prices, f. o. b. mill, for Douglas fir house doors shall be the net prices computed by applying the following discounts to the list prices contained in paragraph (b) of this Appendix A:

Description of product:
Old growth Douglas fir standard stock house doors; conforms with specifications contained in Commercial Standard CS 73-45, effective September 20, 1945; 1⅜" thick, 10 doors of a size and kind; 1¾" thick, 5 doors of a size and kind.
Basic discount:
On sales of more than 250 doors to persons who during the first 9 months of 1941 received the seller's prevailing maximum discount ..... 61 percent
On sales of 250 doors or less or sales to all other persons ..... 59 percent.
No. 1 doors "A" grade ..... Basic discount
No. 2 doors "B" grade ..... 1 point longer than basic discount.
No. 3 doors "C" grade ..... 2 points longer than basic discount.
Millrun, 1⅜" only ..... 1 point longer than basic discount.
Storm doors ..... 1 point longer than basic discount.
Cupboard doors "B and BTR" grade. 1 point longer than basic discount.
No. 1 sidelights "A" grade ... Basic discount.
Rim and French doors, "A" and "B" grades only ..... 5 points longer than basic discount.

2. In section 18 (b), subparagraph (1) is amended to read as follows:

(1) *Standard house door basic list.*

Size	1⅜ inches	1¾ inches	1⅞ inches
2-0 x 6-0	$6.95	$8.40	$5.90
2-4 x 6-0	7.15	8.50	6.25
2-6 x 6-0	7.25	9.30	6.45
2-8 x 6-0	7.35	9.55	6.65
3-0 x 6-0	7.95	10.75	7.20
2-4 x 6-4	7.35	9.15	6.45
2-0 x 6-6	7.25	8.75	6.15
2-4 x 6-6	7.50	9.35	6.55
2-6 x 6-6	7.60	9.75	6.75
2-8 x 6-6	7.70	10.00	6.95
3-0 x 6-6	8.35	11.25	7.50
2-0 x 6-8	7.35	8.95	6.25
2-4 x 6-8	7.60	9.50	6.65
2-6 x 6-8	7.70	9.90	6.85
2-8 x 6-8	7.80	10.15	7.05
2-10 x 6-8	8.15	11.00	7.65
3-0 x 6-8	8.50	11.50	7.95
2-0 x 6-10	7.90	9.60	6.75
2-4 x 6-10	8.10	10.10	7.10
2-6 x 6-10	8.25	10.60	7.35
2-8 x 6-10	8.35	10.85	7.50
2-10 x 6-10	8.70	11.75	7.85
3-0 x 6-10	9.05	12.20	8.15
2-0 x 7-0	7.95	9.75	6.85
2-4 x 7-0	8.20	10.25	7.20
2-6 x 7-0	8.25	10.75	7.45
2-8 x 7-0	8.45	11.00	7.65
2-10 x 7-0	8.80	11.90	7.90
3-0 x 7-0	9.20	12.40	8.30
2-6 x 7-6	8.85	11.50	.....
2-8 x 7-6	9.25	12.00	.....
2-10 x 7-6	9.65	13.00	.....
3-0 x 7-6	10.00	13.50	.....
2-6 x 8-0	9.20	12.00	.....
2-8 x 8-0	9.65	12.55	.....
3-0 x 8-0	10.45	14.10	.....
4-0 x 8-0	13.60	18.35	.....

NOTES.—For 1⅜" sash doors, use 1¾" list. All storm doors are priced from 1⅜" list.

3. In section 19 (b), subparagraph (3) is amended to read as follows:

(3) Delivered prices: For each 8¢ of freight rate or major portion thereof, add as follows:

	Per C lineal feet
1⅜" bars, ½" between glass	$0.03¾
1¾" bars, ½" between glass	.04¼
Standard glass beads	.01

4. In section 20, paragraph (a) is amended to read as follows:

(a) The maximum prices, f.o.b. mill, for Douglas fir garage doors shall be the following net prices:

Description of product: Old growth Douglas fir standard stock garage doors; conforms with specifications contained in Commercial Standard CS 73-45, effective September 20, 1945; up to and including 8-0' wide by 8-0' high opening; 25 pairs or sets of a size and kind:

	Per pair or set of 3	
	1¾ inches	1¾ inches
On sales of more than 150 doors to persons who during the first 9 months of 1941 received the seller's prevailing lowest price	$9.00	$8.50
On sales of 150 doors or less or sales to all other persons	9.20	9.00

5. In section 21, paragraph (a) is amended to read as follows:

(a) The maximum prices, f.o.b. mill, for "Factory-Fitted Douglas Fir Entrance Doors" shall be the following net prices:

Description of product: All-heart vertical grain, old growth, 1¾" thick, Douglas fir entrance doors; factory-fitted; individually packaged; specifications conform to Commercial Standard CS-91-41, effective February 10, 1941; 5 of a size and kind.

Design No.	Solid wide sticking 2 sides		Raised moulding 1 side, solid wide sticking 1 side	
	3-0 x 6-8	3-0 x 7-0	3-0 x 6-8	3-0 x 7-0
2000	$6.88	$7.16	$8.75	$9.03
2005	10.78	10.07	12.05	12.34
2010	7.39	7.67	9.28	9.56
2015	9.11	9.39	10.12	10.40
2020	8.54	8.82	11.09	11.37
2035 (Ovolo sticking only)	9.28	9.56	.....	.....
2040	15.03	15.31	17.93	18.21
2045	11.05	11.33	13.76	14.04
2050	8.78	9.06	11.06	11.34
2055	10.97	11.25	13.32	13.60
2060	8.17	8.46	9.75	10.03
2065	13.28	13.66	15.90	16.18
2070	6.09	6.37	7.29	7.57
2075	11.37	11.65	14.39	14.67
2080	7.38	7.66	8.67	8.95
2085	16.77	17.05	21.23	21.51
2090	9.39	9.67	14.09	14.37
2095	8.82	9.10	10.62	10.90
2100	6.86	7.14	8.46	8.74
2105 (Ovolo sticking only)	9.32	9.60	.....	.....
2110	8.03	8.31	9.68	9.97
2115	7.44	7.72	9.31	9.59
2120	8.85	9.13	11.18	11.46
2125	10.48	10.76	12.64	12.93
2130	6.88	7.16	8.75	9.03

6. In section 22, paragraph (a) is amended to read as follows:

(a) The maximum prices, f. o. b. mill, for Douglas fir solid flush doors shall be the following net prices:

Description of product: factory-fitted 1¾" Douglas fir solid flush doors; design numbers 2025 and 2030; individually packaged; specifications conform to Commercial Standard CS 73-45, effective September 20, 1945; up to and including 8-0' wide by 8-0' high opening; 25 pairs or sets of a size and kind:

	Per pair or set of 3	
	1¾ inches	1¾ inches
On sales of more than 150 doors to persons who during the first 9 months of 1941 received the seller's prevailing lowest price	$9.00	$8.50
On sales of 150 doors or less or sales to all other persons	9.20	9.00

5. In section 21, paragraph (a) is amended to read as follows:

(a) The maximum prices, f.o.b. mill, for "Factory-Fitted Douglas Fir Entrance Doors" shall be the following net prices:

Description of product: All-heart vertical grain, old growth, 1¾" thick, Douglas fir entrance doors; factory-fitted; individually packaged; specifications conform to Commercial Standard CS-91-41, effective February 10, 1941; 5 of a size and kind.

Design No.	Solid wide sticking 2 sides		Raised moulding 1 side, solid wide sticking 1 side	
	3-0 x 6-8	3-0 x 7-0	3-0 x 6-8	3-0 x 7-0
2000	$6.88	$7.16	$8.75	$9.03
2005	10.78	10.07	12.05	12.34
2010	7.39	7.67	9.28	9.56
2015	9.11	9.39	10.12	10.40
2020	8.54	8.82	11.09	11.37
2035 (Ovolo sticking only)	9.28	9.56	.....	.....
2040	15.03	15.31	17.93	18.21
2045	11.05	11.33	13.76	14.04
2050	8.78	9.06	11.06	11.34
2055	10.97	11.25	13.32	13.60
2060	8.17	8.46	9.75	10.03
2065	13.28	13.66	15.90	16.18
2070	6.09	6.37	7.29	7.57
2075	11.37	11.65	14.39	14.67
2080	7.38	7.66	8.67	8.95
2085	16.77	17.05	21.23	21.51
2090	9.39	9.67	14.09	14.37
2095	8.82	9.10	10.62	10.90
2100	6.86	7.14	8.46	8.74
2105 (Ovolo sticking only)	9.32	9.60	.....	.....
2110	8.03	8.31	9.68	9.97
2115	7.44	7.72	9.31	9.59
2120	8.85	9.13	11.18	11.46
2125	10.48	10.76	12.64	12.93
2130	6.88	7.16	8.75	9.03

7. In section 23, paragraph (a) is amended to read as follows:

(a) The maximum prices, f. o. b. mill, for Douglas fir flush type hollow core doors shall be the net prices computed by applying the following discount to the "Standard house door basic list" contained in paragraph (b) of section 18, Appendix A:

Description of product:
1⅜" Douglas fir flush type hollow core doors; 7-ply construction; rotary cut faces; 5 of a size and kind. Discount ..... 52½ percent

8. In section 8 (b), the first paragraph is amended to read as follows:

The amount by which the seller's net acquisition cost of the item delivered to his warehouse would by reason solely of price increases authorized by the Office of Price Administration exceed his March 1942 net acquisition cost of the item if the item had been purchased from a supplier of the same class in the same quantities as in March 1942.

This amendment shall become effective April 4, 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5690; Filed, Apr. 4, 1946; 4:51 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 32]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects:

Section 19 (g) is amended to read as follows:

(g) *Metal stampings and screw machine products*—(1) *Metal stampings.* The maximum prices for sales by a manufacturer to any purchaser of any new metal stampings shall be the prices established under section 7 or computed under section 8, 9 or 10, increased by 19.0%. For the purposes of this paragraph the term "stampings" shall include all products which are subject to this regulation as otherwise definable parts, components or subassemblies fabricated by the stampings process as this process is defined under that heading in Appendix A.

(2) *Screw machine products.* The maximum prices for sales by a manufacturer to any purchaser of any new screw machine products for which the manufacturer had a published list price or an established price in effect on the base date shall be the prices established under section 7 or computed under section 8, increased by 8.0%. For the purposes of this paragraph, the term "screw machine products" shall include all products which are subject to this regulation as otherwise definable parts, components or subassemblies fabricated by the screw machine process as that process is defined under that heading in Appendix A.

This amendment shall become effective April 8, 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5831; Filed, Apr. 8, 1946; 11:40 a. m.]

PART 1377—WOODEN CONTAINERS

[RMPR 186, Amdt. 14]

WESTERN WOODEN AGRICULTURAL CONTAINERS

A statement of the considerations involved in the issuance of this Amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation 186 is amended in the following respects:

1. In § 1377.110, Table 2 is amended by providing new prices on the item, "Display lugs (apricots, plums, prunes, peach—Yakima or Wenatchee)" and by inserting a new item, "Cherry (spec. acc. to #50 and #51 in Trf #1) for Yakima and Wenatchee use only," after the item "Standard cherry," as follows:

TABLE 2.—SHOOK USED IN WESTERN AGRICULTURAL CONTAINERS

	Basic Price	Group 0 2.75	Group 1 3.25	Group 2 3.75	Group 3 4.50	Group 4 5.00	Group 5 5.50	Group 6 6.00	Group 7 6.75	Group 8 7.25	Group 9 8.25	Group 10 9.25	Group 11 9.75	Group 12 10.50	Group 13 11.00	Group 14 11.50	Group 15 12.25	Group 16 12.75	Group 17 14.75	Group 18 16.00	Group 19 17.75
Display lugs (apricots, plums, prunes, peach-Yakima or Wenatchee)	65.75	68.50	69.00	69.50	70.25	70.75	71.25	71.75	72.50	73.00	74.00	75.00	75.50	76.25	76.75	77.25	78.00	78.50	80.50	81.75	83.50
Cherry (spec. acc. to #50 and #56 in Trf #1) for Yakima and Wenatchee use only	68.75	71.50	72.00	72.50	73.25	73.75	74.25	74.75	75.50	76.00	77.00	78.00	78.50	79.25	79.75	80.25	81.00	81.50	83.50	84.75	86.50

2. In § 1377.110 (e), subparagraph (1) is amended to read as follows together with the heading of paragraph (e):

(e) *Special addition for sales of shook by metropolitan factories.* (1) In sales by "metropolitan factories" an addition of not more than $5.00 per 1000 feet may be made to the basic prices for shook. A "metropolitan factory" is a factory whose box production in the year 1942 was at least 66 percent industrial box and which is located within the city limits, or within five miles of the city limits, of any of the following cities:

Oakland, California.
San Francisco, California.
Los Angeles, California.
Portland, Oregon.
Salem, Oregon.
Seattle, Washington.
Spokane, Washington.
Tacoma, Washington.

3. In § 1377.110 (h) a new undesignated paragraph is added to read as follows: "Distribution warehouses may apply an addition of 20 percent to the charges listed in Table 4 above."

This amendment shall become effective April 4, 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-5692; Filed, Apr. 4, 1946; 4:52 p. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[MPR 559, Amdt. 4]

EASTERN POLES AND PILING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 559 is amended in the following respects:

Section 14 is amended by adding Tables 9 and 10 as follows:

TABLE 9—*Jack pine and red (Norway) pine poles—American Standard Association war standard specifications—rough peeled*

[Maximum prices and weights per pole. F. O. B. cars producer's loading-out point or dumped, boomed, rafted and prepared for towing in towable waters]

Length	Class	Weight per pole	Price per pole
16 feet	5	223	$1.30
	6	196	1.15
	7	170	1.05
	8	180	1.10
	9	170	1.00
	10	115	.90
18 feet	3	373	2.15
	4	320	1.90
	5	278	1.65
	6	233	1.40
	7	195	1.25
	8	205	1.30
	9	176	1.20
	10	135	1.05
20 feet	1	546	2.90
	2	467	2.60
	3	432	2.45
	4	370	2.20
	5	325	1.95
	6	280	1.70
	7	245	1.50
	8	260	1.60
	9	214	1.40
	10	156	1.20
22 feet	1	645	3.55
	2	579	3.25
	3	506	2.85
	4	419	2.55
	5	374	2.45
	6	324	2.16
	7	285	1.85
	8	305	1.90
	9	242	1.55
	10	177	1.30
25 feet	1	807	4.00
	2	702	3.65
	3	604	3.40
	4	525	3.15
	5	461	2.80
	6	402	2.55
	7	340	2.20
	8	358	2.30
	9	286	1.85
	10	213	1.45

TABLE 9—*Jack pine and red (Norway) pine poles—American Standard Association war standard specifications—rough peeled*—Continued

Length	Class	Weight per pole	Price per pole
30 feet	1	1,084	$5.40
	2	945	4.85
	3	821	4.45
	4	706	4.15
	5	599	3.80
	6	525	3.45
	7	456	3.10
	8	513	3.15
	9	371	2.60
35 feet	1	1,375	7.20
	2	1,192	6.40
	3	1,041	5.90
	4	889	5.05
	5	807	4.75
	6	684	4.50
	7	612	4.15
40 feet	1	1,705	9.50
	2	1,489	8.45
	3	1,295	7.45
	4	1,160	6.65
	5	947	5.75
	6	895	5.30
	7	674	4.65
45 feet	1	2,043	12.15
	2	1,773	10.75
	3	1,514	9.40
	4	1,299	8.40
	5	1,121	7.60
	6	958	7.00
	7	867	6.30
50 feet	1	2,451	15.50
	2	2,080	14.05
	3	1,806	12.50
	4	1,539	11.00
	5	1,310	10.00
	6	1,124	8.65
	7	932	7.25
55 feet	1	2,785	19.00
	2	2,379	17.35
	3	2,048	15.50
	4	1,741	13.85
	5	1,488	12.65
	6	1,254	11.25

NOTES: Applying to Table 9. 1. In all specified length groups below, the lengths will be evenly distributed.

2. For any specification of pole other than those listed herein, the seller shall determine the size A. S. A. pole having the same or nearest larger circumference 6' from the butt. This price for an A. S. A. pole shall be the tentative price so determined for the specification pole to be priced. The tentative price so determined must be submitted to the Lumber Branch according to Section 6.

3. For specified length groups, 6 or more consecutive lengths in 5-foot multiples. No addition.

4. For specified length groups, of 4 or 5 consecutive lengths in 5-foot multiples add $0.005 per lin. ft.

5. For specified length groups, of 3 consecutive lengths in 5-foot multiples add $0.01 per lin. ft.

6. For specified length groups, of 2 consecutive lengths in 5-foot multiples add $0.015 per lin. ft.

7. For specified single length, add $0.02 per lin. ft.

8. For random length orders where the purchaser specifies restricted loading, the seller may add 2½ of the proper specified length addition above. Additions allowed by this footnote must be shown separately on invoices.

9. For Clean Peeled Poles.

Classes 1, 2 and 3 or top size equivalent, add $0.02 per lin. ft.

Classes 4 to 10 inclusive or top size equivalent, add $0.01 per lin. ft.

10. Unpeeled Poles.

Classes 1, 2 and 3 or top size equivalent, deduct $0.02 per lin. ft.

Classes 4 to 10 inclusive or top size equivalent, deduct $0.01 per lin. ft.

11. Framing of poles including roofing and, if required, two gains and boring of holes therein.

All poles under 40' in length, regardless of class or top dimension: Per pole, $0.15.

For 40' length Class 6 or top dimension equivalent and smaller: Per pole, $0.15.

For 40' length Class 5 or top dimension equivalent and larger: Per pole, $0.30.

For all poles longer than 40', regardless of class or top dimension: Per pole, $0.30.

For each additional gain and boring of one hole therein: Per gain, $0.06.

For boring of each additional hole: Per hole $0.02.

12. Continuous slab gain shall be considered as multiple gains and may be priced accordingly on basis of six cents for each twelve inches of slab-gained surface including the boring of hole therein.

13. Cut Back Allowances. When requirements of the buyer exceed the available supply of the seller, for one or more sizes or lengths of pole for delivery required, the seller may cut back the most similar size pole in the 5' longer length and may charge the maximum price for the size and length pole actually used. The additions for transportation, treatment, processing, etc., on such cut back poles, shall be those additions applicable to the size and length pole ordered by the buyer, plus an addition for in-bound freight computed at the difference in estimated weights times the freight rate to the concentration yards. No addition may be made for the labor included in such cutting back operations. The seller shall keep a record of such sales and show this charge as a separate item on the invoices.

TABLE 10—*Jack pine and red (Norway) pine, reinforcing stubs and anchor logs; shorter than 15 feet; maximum prices and weights per lineal foot—rough peeled*

[F. o. b. loading-out point or dumped, boomed, rafted, and prepared for towing in towable waters]

Minimum diameter small end	Estimated weight per lineal foot	Maximum price per lineal foot
5 inch	12	$0.05
6 inch	15	.07
7 inch	22	.09
8 inch	30	.11
9 inch	35	.14
10 inch	39	.16
11 inch	47	.18
12 inch	58	.21
13 inch	63	.24
14 inch	72	.27
15 inch	82	.30
16 inch	92	.34

NOTE: (1) For clean peeled stubs and anchor logs up to and including 13 inches minimum butt, add $0.01 per lineal foot; 14 inches minimum butt and larger, add $0.02 per lineal foot; (2) for boring, add $0.02 per hole.

This amendment shall become effective April 13, 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5833; Filed, Apr. 8, 1946; 11:41 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 288,[1] Amdt. 11]

REFINED BEET AND GRANULATED SUGAR IN ALASKA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 17 (a) is amended to read as follows:

[1] 10 F.R. 5909, 6802, 7794, 8370, 8936, 9835, 9467, 13405; 11 F.R. 558.

(a) The maximum prices for refined beet and cane granulated sugar sold at retail shall be:

Locality	Bulk—less than 5 lbs. (per pound)	1 lb. carton or bag	5 lb. carton or bag	5 lb. carton, bag, or bulk	10 lb. carton, bag, or bulk	25 lb. bale, bag, or bulk	50 lb. bale, bag, or bulk	100 lb. bale, bag, or bulk
Ketchikan, Wrangell, Petersburg, Juneau, Douglas, Sitka, Skagway, Haines	$0.10	$0.11	$0.21	$0.48	$0.90	$2.23	$4.45	$8.70
Cordova, Valdez, Seward	.105	.12	.22	.53	1.00	2.51	5.00	9.95
Kodiak	.105	.12	.22	.53	1.00	2.51	5.00	9.95
Anchorage	.115	.12	.24	.56	1.10	2.73	5.35	10.25
Palmer, and points on Alaska Railroad north of Anchorage and south of Fairbanks	.125	.14	.26	.63	1.20	2.88	5.60	11.00
Fairbanks	.115	.11	.25	.58	1.15	2.88	5.75	11.50
Nome and other west coast towns[1]	.125	.11	.26	.63	1.20	2.88	5.70	10.90

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue sound to Bristol Bay which are accessible by seagoing vessels or lighters, including Kotzebue and Bethel.

This amendment shall become effective April 10, 1946, with respect to sales in all localities except "Nome and other west coast towns." With respect to sales in "Nome and other west coast towns" this amendment shall become effective June 15, 1946.

Issued this 5th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5737; Filed, Apr. 5, 1946; 11:27 a. m.]

Chapter XVIII—Office of Economic Stabilization

PART 4005—RATIONING

[Directive 105]

ALLOCATION OF HALIBUT

The Secretary of the Interior, the Price Administrator, and the Secretary of Agriculture having submitted certain information and recommendations with respect to the allocation of halibut, I hereby find it necessary, in order to carry out the purposes and provisions of the Emergency Price Control Act of 1942, as amended, to stabilize the national economy, to maintain and increase production, and to aid in the effective reconversion of our economy from war to peace, to issue the following directive:

The Secretary of the Interior is authorized in his discretion to issue such orders as he deems reasonably necessary for the allocation of halibut among water-front dealers in order to cooperate with the Department of Agriculture in its food production and distribution program and with the Office of Price Administration in support of its price regulations, and to carry out the purposes of the Emergency Price Control Act of 1942, as amended.

Any request or application for a share in the halibut landings, or any action under the order which in the opinion of the Secretary of the Interior or his representative may affect in any way the program of the Price Administrator or of the Department of Agriculture, may be referred, with all available information, to the Office of Price Administration or to the Department of Agriculture, or to both, or to their properly designated local representatives. Each of these agencies or their representatives to whom such matter is referred shall recommend the action which is deemed advisable thereon, state the reasons for the recommendation, and set out, as definitely as possible, the probable effect of granting or denying the request or application upon the programs of the respective agencies. The Secretary of the Interior shall consider such recommendations and statements in determining the appropriate action to be taken in the matter.

As used herein the word "halibut" includes Pacific halibut and all other species caught with set-lines of the type commonly used in the Pacific Coast halibut fishery, including cod, rockfish, and sablefish, and the word "dealer" means any individual, partnership, association, firm, agent, corporation, or other business entity engaged in the buying of halibut at the water front, for his own account or as a broker for the account of others.

The authority of the Secretary of the Interior under this directive may be exercised by the Director of the Fish and Wildlife Service and such members of his staff as he designates for that purpose.

(E.O. 9250; E.O. 9328, 3 CFR, Cum. pp. 1213, 1267; E.O. 9599, 10 F.R. 10155; E.O. 9620, 10 F.R. 12033; and E.O. 9699, 11 F.R. 1929)

Effective date: April 5, 1946.

Issued this 5th day of April 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-5781; Filed, Apr. 5, 1946; 4:10 p. m.]

Notices

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7454]

COURIER-POST PUBLISHING CO. (KHMO)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING

In re application of The Courier-Post Publishing Company (KHMO), Hannibal, Missouri, for construction permit. Docket No. 7454, File No. B4-P-4352.

Attention is directed to the following error which appears in the April 4, 1946, FEDERAL REGISTER issue:

Docket number heading the order designating the above application for consolidated hearing on stated issues should read Docket No. 7454 instead of 7574.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-5795; Filed, Apr. 5, 1946; 4:28 p. m.]

[Docket No. 7472]

MIDDLE WEST BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Middle West Broadcasting Company, Inc., St. Paul, Minnesota, for construction permit; File No. B4-P-4261, Docket No. 7472.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March, 1946;

The Commission having under consideration an application for construction permit (File No. B4-P-4261) of Middle West Broadcasting Company, Inc. for a new standard AM broadcast station at St. Paul, Minnesota:

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application for construction permit of La Crosse Broadcasting Company (File No. B4-P-4507), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain or lose primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Stations CKUA, Edmonton, Alberta, CKFR, Port Arthur, Ontario, CJFX, Antigonish, N. S., and CKEY, Toronto, Ontario, and if so, the nature and extent thereof.

5. To determine whether the operation of the proposed station would involve objectionable interference with any existing United States stations, particularly WNAX, Yankton, S. D., WOW, Omaha, Nebraska, WIBW, Topeka, Kansas, and WILL, Urbana, Ill., and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast services to such areas and populations.

6. To determine whether operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, the nature and extent of any such interference, the areas and populations affected thereby, and

the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations, particularly as to the service to be rendered to the St. Paul-Minneapolis metropolitan district.

8. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5794; Filed, Apr. 5, 1946; 4:28 p. m.]

FEDERAL SECURITY AGENCY.

Food and Drug Administration.

[Docket No. FDC-45]

CANNED BEANS

NOTICE OF HEARING ON PROPOSED AMENDMENTS TO STANDARDS OF IDENTITY AND QUALITY

In the matter of establishing specific regulations defining and setting up standards of identity and quality for canned green beans or canned green stringless beans or canned stringless green beans, and canned wax beans or canned stringless wax beans.

Notice is hereby given that the Administrator of the Federal Security Agency on his own initiative, in accordance with the provisions of sections 401 and 701 of the Federal Food, Drug, and Cosmetic Act, 21 U.S.C. 341 and 371; the Reorganization Act of 1939, 53 Stat. 561, 5 U.S.C. 133; and Reorganization Plans No. I (53 Stat. 1423, 4 F.R. 2727) and No. IV (54 Stat. 1234, 5 F. R. 2421), will hold a public hearing commencing at 10 o'clock in the morning of May 14, 1946, in Room 3106, South Agriculture Building, corner 12th Street and Independence Avenue SW., Washington, D. C., for the purpose of receiving evidence upon the basis of which regulations may be promulgated fixing and establishing reasonable definitions and standards of identity and standards of quality for canned green beans or canned green stringless beans or canned stringless green beans, and canned wax beans or canned stringless wax beans.

Bernard D. Levinson is hereby designated as presiding officer to conduct the hearing in the place of the Administrator, with full authority to administer oaths and affirmations and to do all other things appropriate to the conduct of the hearing.

The hearing will be conducted in accordance with the rules of practice provided therefor (21 CFR, Cum. Supp. 2.701 to 2.715).

In lieu of oral testimony, interested persons may submit affidavits to the presiding officer at Room 3257, Social Security Building, Fourth Street and Independence Avenue SW., Washington 25, D. C., on or before the date of the opening of the hearing. Such affidavits should be submitted in quintuplicate and, if relevant and material, will be received and made a part of the record of the hearing. The Administrator will consider the lack of opportunity for cross-examination in determining the weight to be attached to statements made in the form of affidavits. Every interested person shall be permitted to examine all affidavits which have been submitted, and to file counter-affidavits with the presiding officer, within a period of time to be fixed by the presiding officer.

At the hearing the evidence will be restricted to testimony and exhibits that are relevant and material to matters contained in the proposed definitions and standards of identity and standards of quality set forth below. These suggested regulations are subject to adoption, rejection, amendment, or modification, in whole or in part, as the evidence of record adduced at the hearing may require.

It is proposed to amend § 52.990 of Title 21, Code of Federal Regulations, Cumulative Supplement, by deleting therefrom all references to green beans or green stringless beans or stringless green beans, and wax beans or stringless wax beans, and to establish specific definitions and standards of identity and standards of quality for these foods, as follows:

§ 51.3 *Canned green beans, canned green stringless beans, canned stringless green beans; identity; label statement of optional ingredients.* (a) Canned green beans is the food prepared from succulent green bean pods from which stem ends have been removed, in one of the following optional forms:

(1) Whole pods, or pods cut to a length or not less than 2¾ inches, packed vertically;

(2) Whole pods packed otherwise than vertically;

(3) Whole pods sliced lengthwise;

(4) Pods cut into pieces not less than ¾ inch in length, with or without shorter end pieces from such pods;

(5) Pods cut into pieces less than ¾ inch in length;

(6) Mixtures of two or more of the forms specified in (2), (3), (4), and (5).

To one of these optional forms water is added, with or without salt, sugar or dextrose for seasoning. The food is sealed in a container and so processed by heat as to prevent spoilage.

(b) When optional form (a) (1) is used, the label shall bear the word "Whole" preceded or followed by the words "Vertical Pack"; when optional form (a) (2) is used the label shall bear the word "Whole" preceded or followed by "_____" (the blank to be filled in with words describing the style of pack, the exact wording to be determined on basis of evidence at the hearing); when optional form (a) (3) is used the label shall bear the words "Sliced" or "French Style"; when optional form (a) (4) is used the label shall bear the word "Cut" or "Cuts"; when optional form (a) (5) is used the label shall bear the words "Short Cut" or "Short Cuts"; when optional form (a) (6) is used the label shall bear the names specified herein for the optional forms in the mixture in order of predominance by weight, if any.

(c) Wherever the name "Green Beans" or "Green Stringless Beans" or "Stringless Green Beans" appears on the label so conspicuously as to be easily seen under customary conditions of purchase, the words and statements specified in paragraph (b) of this section shall immediately and conspicuously precede or follow such name, without intervening written, printed, or graphic matter, except that the varietal name of the green beans may so intervene.

§ 51.4 *Canned green beans, canned green stringless beans, canned stringless green beans, quality; label statement of substandard quality.* (a) The standard of quality of canned green beans is set forth below.

When tested by the methods prescribed in paragraph (b) of this section:

(1) Not more than one string per ounce of drained weight will support a weight of ½ pound for 5 seconds or longer. ((b) (5))

(2) The drained pods contain not more than ____ percent (to be fixed within the range of 10 to 15 percent) by weight of seeds or pieces of seeds. ((b) (6))

(3) The deseeded pods contain not more than ____ percent (to be fixed within the range of .10 to .15 percent) by weight of fibrous material. ((b) (7))

(4) Except in the case of pods sliced lengthwise, the combined weight of loose seeds and loose pieces of seeds is not more than 5 percent of the drained weight. ((b) (9))

(5) The combined weight of leaves and other harmless extraneous vegetable material is not more than 1/10 of one percent of the drained weight. ((b) (10))

(6) The proportion of stem ends is not more than 6 per 12 ounces of drained weight. ((b) (11))

(7) The proportion of blemished units is not more than ____ (to be fixed within the range of 12 to 24) per 12 ounces of drained weight. A unit with only a blemish having a maximum dimension not exceeding 1/16 inch shall not be counted as blemished. ((b) (12))

(8) The proportion of units less than ½ inch in length is not more than 60 per 12 ounces of drained weight. ((b) (13))

(b) Canned green beans shall be tested by the following methods to determine whether they meet the requirements of paragraph (a) of this section.

(1) Distribute the contents of the container over the meshes of a circular sieve which has been previously weighed. The diameter of the sieve is 8 inches if the quantity of the contents of the container is less than 3 pounds, and 12 inches if such quantity is 3 pounds or more. The bottom of the sieve is woven-wire cloth which complies with the specifications for such cloth set forth under "2380 Micron (No. 8)" in Table I of "Standard Specifications for Sieves," published March 1, 1940, in L. C. 584 of the U. S. Department of Commerce, National Bureau of Standards. Without shifting the material on the sieve, so incline the sieve as to facilitate drainage. Two minutes from the time drainage begins, weigh the sieve and the drained material. Record, in ounces, the weight so found, less the weight of the sieve, as the drained weight.

(2) Pour the drained material from the sieve into a flat tray spreading it in a layer of fairly uniform thickness. Select a representative sample of 3½ to 4 ounces and record its weight in ounces for use in (5). Place cover over remaining material to prevent evaporation, and reserve for further examination under (8).

(3) Segregate from the sample obtained in (2) the loose seeds and pieces of loose seeds, the harmless extraneous vegetable material, and the stem ends (removing any stem ends which are attached to pods or pieces of pods), reserving each class of material in a separate dish. (The seed material need not be reserved in the case of pods sliced lengthwise.) Count and record, but do not remove, the blemished units and the pieces of pods less than ½ inch in length.

(4) Examine the pods segregated in (3) and trim off as far as the end of the space formerly occupied by seed, that portion of any pods from which seeds or pieces of seeds have become separated. Retain trimmings (freed from any pieces of seed) for use in (7). Weigh, and record weight of trimmed pods. Deseed them, placing seed and pieces of seed on a sieve fine enough to retain them and so placed that any liquid drains away.

(5) Remove any strings from the deseeded pods and test the strings as follows:

Fasten one end of the string in a clamp weighted to ½ pound. Hold the string with the fingers and lift gently. Count those strings which support this weight for at least 5 seconds and divide by the weight of sample recorded in (2). Place broken and unbroken strings with the deseeded pods and trimmings from (4) and reserve for testing under (7).

(6) Weigh the seed material obtained in (4), divide by the weight of the trimmed pods recorded in (4), and multiply by 100 to obtain percent by weight of seeds or pieces of seeds in the drained pods.

(7) Weigh the deseeded pods, trimmings, and strings obtained in (5). Transfer them to the metal cup of a malted milk stirrer, and crush. Wash material adhering to crushing instrument back into cup with 200 cc. of boiling water. Bring mixture to a boil and add 25 cc. of 50 percent (by weight) sodium hydroxide solution. If foaming is excessive a piece of paraffin may be added. Boil for 5 minutes, and stir for an additional 5 minutes with a malted milk stirrer capable of a no-load speed of at least 7200 r. p. m. Transfer material from cup to a previously weighed 30-mesh monel metal screen having a diameter of about 4 inches and side walls about 1 inch high, and wash with a stream of warm water until washings are clear and free from alkali. Dry the screen and fibrous material for 2 hours at 100° C., cool, weigh, and deduct weight of screen. Divide the weight of fibrous material by the weight of deseeded pods and multiply by 100 to obtain the percent of fibrous material in the deseeded pods.

(8) Segregate, as directed in (3), the loose seeds, harmless extraneous vegetable material and stem ends from the drained material reserved in (2), and combine with the corresponding types of material reserved in (3). In the case of pods sliced lengthwise the seed material need not be segregated. Reserve the drained pods for examination under (12) and (13).

(9) Weigh (in ounces) the combined loose seed material, divide by the drained weight recorded in (1) and multiply by 100 to obtain percent by weight of loose seeds and pieces of loose seeds.

(10) Weigh the combined harmless extraneous vegetable material and calculate the percent as in (9).

(11) Count the combined stem ends, divide this number by the drained weight recorded in (1) and multiply by 12 to obtain the number of stem ends per 12 ounces of drained weight.

(12) Count the blemished units in the drained pods reserved in (8) and add it to the number of such units recorded in (3). From the total, compute the number per 12 ounces as directed in (11).

(13) Count the units less than ½ inch in length in the drained pods reserved in (8), add it to the number of such units recorded in (3), and compute the number per 12 ounces as directed in (11).

(c) If the quality of canned green beans, canned green stringless beans, canned stringless green beans, falls below the standard prescribed in paragraph (a) of this section, the label shall bear the general statement of substandard quality specified in § 10.2 (a), in the manner and form therein specified.

§ 51.6 *Canned wax beans, canned stringless wax beans; identity; label statement of optional ingredients.* (a) Canned wax beans is the food which conforms to the definition and standard of identity for canned green beans prescribed in § 15.3 (a) and is subject to the requirements for label statement of optional ingredients specified in § 51.3 (b) for canned green beans, except that it is prepared from succulent wax bean pods instead of succulent green bean pods.

(b) Wherever the name "Canned Wax Beans" or "Canned Stringless Wax Beans" appears on the label so conspicuously as to be easily seen under customary conditions of purchase, the words and statements specified in § 51.3 (b) shall immediately and conspicuously precede or follow such name, without intervening written, printed, or graphic matter, except that the varietal name of the wax beans may so intervene.

§ 51.7 *Canned wax beans, canned stringless wax beans; quality; label statement of substandard quality.* (a) The standard of quality for canned wax beans is that prescribed for canned green beans in § 51.4 (a) and (b).

(b) If the quality of canned wax beans, canned stringless wax beans falls below the standard prescribed in paragraph (a) of this section, the label shall bear the general statement of substandard quality specified in § 10.2 (a), in the manner and form therein specified.

Dated: April 5, 1946.

[SEAL] MAURICE COLLINS, *Acting Administrator.*

[F. R. Doc. 46-5796; Filed, Apr. 8, 1946; 10:16 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6061]

HERMANN J. STORM

In re: Estate of Hermann J. Storm, deceased; File No. D-28-9204; E. T. sec. 11976.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Pauline Hauk, Mina Kortz, Herman Heinrich Hauk, Gerta Kortz and the children of Mina Kortz and Pauline Hauk, whose names are unknown, and each of them, in and to the Estate of Hermann J. Storm, deceased, and to the trusts created under the will of Hermann J. Storm, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Pauline Hauk, Germany.
Mina Kortz, Germany.
Herman Heinrich Hauk, Germany.
Gerta Kortz, Germany.
The children of Mina Kortz and Pauline Hauk, whose names are unknown, Germany.

That such property is in the process of administration by Meyer Dworkin, as Executor under the Will of Hermann J. Storm, acting under the judicial supervision of the Probate Court, District of Bridgeport, State of Connecticut;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an

admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5710; Filed, Apr. 5, 1946; 10:51 a. m.]

[Vesting Order 6082]

ALWIN LINDNER

In re: Bank account owned by Alwin Lindner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alwin Lindner, whose last known address is Burgermeister Schoene SL, Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Alwin Lindner, by East River Savings Bank, New York, New York, arising out of a savings account, Account Number 104884, entitled Alwin Lindner, maintained at the branch office of the aforesaid bank located at 743 Amsterdam Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5712; Filed, Apr. 5, 1946; 10:52 a. m.]

[Vesting Order 6083]

MAGDEBURGER FEUERVERSICHERUNGS-GESELLSCHAFT

In re: Bank account owned by Magdeburger Feuerversicherungs-Gesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Magdeburger Feuerversicherungs-Gesellschaft, the last known address of which is Magdeburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Magdeburger Feuerversicherungs-Gesellschaft, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a suspended balance ledger account, entitled Magdeburger Feuerversicherungs-Gesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5713; Filed, Apr. 5, 1946; 10:52 a. m.]

[Vesting Order 6084]

ELIZABETH MAIR

In re: Bank account owned by Elizabeth Mair.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Elizabeth Mair, whose last known address is c/o Dombinsky, Gerstenhofen, Augsburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Elizabeth Mair, by The Seamen's Bank for Savings in the City of New York, 74 Wall Street, New York, New York, arising out of a savings account, Account Number 866833, entitled Elizabeth Mair, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5714; Filed, Apr. 5, 1946; 10:52 a. m.]

[Vesting Order 6085]

ANNA METZNER

In re: Bank account owned by Anna Metzner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Metzner, whose last known address is 6 Benque Strect, Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hermann Schutte & Co., by Irving Trust Company, New York, New York, arising out of a checking account, entitled Hermann Schutte & Co. in Trust for Mrs. Anna Metzner, maintained at the branch office of the aforesaid bank located at 350 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Anna Metzner, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5715; Filed, Apr. 5, 1946; 10:52 a. m.]

[Vesting Order 6086]

MITTELEUROPAEISCHES REISEBUERO, G. M. B. H.

In re: Bank account owned by Mitteleuropaeisches Reisebuero, G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mitteleuropaeisches Reisebuero, G. m. b. H., the last known address of which is Leipziger Platz, Berlin W. 9, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mitteleuropaeisches Reisebuero, G. m. b. H., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mitteleuropaeisches Reisebuero, G. m. b. H., Bankabteilung, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5716; Filed, Apr. 5, 1946; 10:52 a. m.]

[Vesting Order CE 228]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NORTH DAKOTA, SOUTH DAKOTA AND MINNESOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Ola Bu	Norway	Estate of Ivar S. Bu, Deceased, County Court of Rolette County, N. Dak.	$82.47	National City Bank of New York, New York, N. Y., Account in the name of the Royal Norwegian Government Special Account "H", Washington, D. C.	$14.00
		Item 2			
Kari Bu	Norway	Same	82.47	Same	14
		Item 3			
Synovi Bu	Norway	Same	82.47	Same	14.00
		Item 4			
Martha H. Ekse	Norway	Estate of Jacob Nilson Ekse, Deceased, County Court of Clark County, S. Dak., File 2240.	144.46	Same	25.00
		Item 5			
Syver L. Tormodsgard	Norway	Estate of Kristo Sorteberg, deceased, County Court of Nelson County, N. Dak.	3,278.56	Same	18.00
		Item 6			
Hans Andreas Jacobson	Norway	Estate of Ole P. Mellem, deceased, County Court of Sargent County, N. Dak.	784.00	Same	37.00
		Item 7			
Ole Hartvig Jacobson	Norway	Same	784.00	Same	37.00
		Item 8			
Simon Jacobson	Norway	Same	784.00	Same	37.00
		Item 9			
Olaf Nordgaard	Norway	Same	784.00	Same	37.00
		Item 10			
Anna Roel	Norway	Same	784.00	Same	37.00
		Item 11			
Dina Nilsen	Norway	Estate of Sigvald Nelson, a/k/a Sigvald Nilsen, a/k/a Sigwald Nelsen, deceased, Probate Court of Hennepin County, Minn., File No. 60219.	386.18	Same	21.00
		Item 12			
Ragna Aasebolm	Norway	Same	386.18	Same	21.00

[F. R. Doc. 46-5720; Filed, Apr. 5, 1946; 10:53 a. m.]

[Vesting Order CE 230]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Fayga Emmer	Poland	Estate of Ethel Forst, deceased, Surrogate's Court, Kings County, State of N. Y., Index No. 9053/1943.	$200.00	Treasurer of the City of New York, Municipal Bldg., Borough of Manhattan, City and State of N. Y.	$25.00
		Item 2			
Mary Zylbergeld	Poland	In the matter of the estate of Sarah Punch, deceased, Surrogate's Court, Kings County, #3860/36, N. Y.	120.96	Same	14.00
		Item 3			
Pessie Ponez	Poland	Same	120.96	Same	14.00
		Item 4			
Rebecca Waysblatt	Poland	Same	120.96	Same	14.00
		Item 5			
Selveig Reimann	Denmark	Bankers Trust Co. vs. Lykke Reimann, et al., Supreme Court, New York County, N. Y. Index No. 8341/1942.	3,201.53	Same	17.00
		Item 6			
Synnove Reimann	Denmark	Same	3,204.53	Same	17.00
		Item 7			
Randi Reimann	Denmark	Same	3,204.53	Same	17.00
		Item 8			
Eva Reimann	Denmark	Same	3,204.54	Same	17.00
		Item 9			
Else Reimann and her personal representatives, heirs, next of kin and legatees.	Denmark	Same	669.30	Same	5.00
		Item 10			
Fanny Solomon a/k/a Faga Chernin.	Russia	Estate of Sam Solomon, a/k/a Som Solomon, deceased, Surrogate's Court, New York County, N. Y. No index number.	605.21	Same	23.00
		Item 11			
Solomon Chernin	Russia	Same	605.21	Same	23.00
		Item 12			
Harry Solomon	Russia	Same	605.21	Same	23.00
		Item 13			
Abraham Solomon	Russia	Same	605.20	Same	23.00
		Item 14			
Rebecca Solomon	Russia	Same	605.20	Same	23.00
		Item 15			
Georg Zatz a/k/a Gdale Zuc	Poland	Estate of Harry Zatz, deceased Surrogate's Court, Kings County Index No. 4054-1942 N. Y.	4421.76	Same	44.00
		Item 16			
Sepdie Siegelbaum	Poland	Estate of Rose Steuer (a/k/a Rose Wright) Surrogate's Court, Kings County, N. Y. Docket No. 4673-1942.	167.97	Same	13.00
		Item 17			
David Steuer	Poland	Same	167.97	Same	13.00
		Item 18			
Sarah Fruhman	Poland	Same	167.97	Same	13.00
		Item 19			
Dr. Franz X. Mayer	Norway	Estate of Charles R. Crane, deceased, Surrogate's Court New York County Docket No. P-666 1939.	4,000.00	Same	63.00

[F. R. Doc. 46-5722; Filed, Apr. 5, 1946; 10:53 a. m.]

[Vesting Order CE 229]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Heirs of law, names unknown, of Joseph (Josef) Filipu, deceased.	Czechoslovakia	Estate of Joseph Filipu, deceased, In the Probate Court of Cook County, Ill. File 45-P-1292 458, 534.	
		Item 2	
Anna Putnin	Latvia	Estate of John Putnan, deceased, #41-P-5578, Probate Court Cook County, Ill	
		Item 3	
Anastasoula K. Gravane	Greece	Estate of Rev. Bishop Callistos, deceased. Probate Court of Cook County, Ill File 40 P 8465 Docket 390 Page 77	
		Item 4	
Panagiota G. Papamargopoulou	Greece	Same	
		Item 5	
Christoula Photiou Zoupa	Greece	Same	
		Item 6	
Panazis E. Papageorgopoulos	Greece	Same	
		Item 7	
JoHanna Heidveldt	Holland	Estate of John Heidveldt, dec'd, in the Probate Court of Cook County, Ill File 43 P 6646, Docket 423, Page 130.	
		Item 8	
Reera Heidveldt	Holland	Same	
		Item 9	
Tennis Heidveldt	Holland	Same	
		Item 10	
Milutin Novakovich	Yugoslavia	Estate of George Novakovich, deceased, Probate Court of Cook County, Ill #44 P 3710, Doc. 431, Page 375.	
		Item 11	
Luka Novakovich	Yugoslavia	Same	

[F. R. Doc. 46–5721; Filed, Apr. 5, 1946; 10:53 a. m.]

[Vesting Order 6081]

MARTHA LIEBRECHT

In re: Bank account owned by Martha Liebrecht.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Martha Liebrecht, whose last known address is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Martha Liebrecht, by The Seamen's Bank for Savings in the City of New York, 74 Wall Street, New York, New York, arising out of a savings account, Account Number 823418, entitled Martha Liebrecht, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5711; Filed, Apr. 5, 1946; 10:51 a. m.]

[Vesting Order CE 231]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN IOWA, NORTH DAKOTA, MINNESOTA, WISCONSIN AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Catherine Neuens	Luxemburg	Estate of John Kramp, deceased, District Court, Plymouth County, Iowa	$8.00
		Item 2	
Theodore Neuens	Luxemburg	Same	8.00
		Item 3	
Anna Neuens	Luxemburg	Same	8.00
		Item 4	
Etienne Neuens	Luxemburg	Same	8.00
		Item 5	
Marie Neuens	Luxemburg	Same	8.00
		Item 6	
Marie Wercker	Luxemburg	Same	13.00
		Item 7	
Pierre Wercker	Luxemburg	Same	13.00
		Item 8	
Jean Pierre Wercker	Luxemburg	Same	13.00
		Item 9	
Peter (Larry) Kramp	Luxemburg	Same	20.00
		Item 10	
Marie Kramp	Luxemburg	Same	19.00
		Item 11	
Pierre Bintner	Luxemburg	Same	5.00
		Item 12	
Theodore Jean Niederheuem	Luxemburg	Same	5.00
		Item 13	
Jean Unger	Luxemburg	Same	5.00
		Item 14	
Brothers and Sisters of the deceased and the children of any deceased brother and sister of the deceased, names unknown.	Norway	Estate of Berteus A. Anderson, deceased, County Court, Nelson County, N. Dak., Case 1491.	60.00
		Item 15	
Mrs. Lena Larsen	Norway	Estate of Ragna Meek, deceased, Probate Court, Hennepin County, Minn., File No. 61640.	12.00
		Item 16	
Gunnar Larsen	Norway	Same	12.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 17	
Karl Homme	Norway	Estate of Ole Thorsland, deceased, County Court, Steele County, N. Dak.	$19.00
		Item 18	
Karl Dosness	Norway	Same	19.00
		Item 19	
Karen Rasmussen	Denmark	Estate of Robert W. Hanson, deceased, District Court, Clay County, Iowa, File 3160, Rec. 3, Page 20.	37.00
		Item 20	
Anna Hansen Paulsen	Denmark	Same	18.00
		Item 21	
Hans. C Hansen	Denmark	Same	18.00
		Item 22	
Anton P. Liberg	Norway	Estate of Ingman Fosland, also known as Ingman P. Fosland and I. P. Fosland, deceased, Probate Court, Lake County Minnesota.	11.00
		Item 23	
Kajanna Risvik	Norway	Same	11.00
		Item 24	
Albertine Andressen Ness	Norway	Same	11.00
		Item 25	
Nils Elden	Norway	Same	7.00
		Item 26	
Einar Elden	Norway	Same	7.00
		Item 27	
Paul Elden	Norway	Same	7.00
		Item 28	
Olga Elden	Norway	Same	7.00
		Item 29	
Marie Foshein	Norway	Same	7.00
		Item 30	
Helge A. Vad	Norway	Estate of Ingebret Vad, deceased, Probate Court, Marshall County, Warren, Minn.	5.00
		Item 31	
Rolf A. Vad	Norway	Same	5.00
		Item 32	
Gunnar A. Vad	Norway	Same	5.00
		Item 33	
Anna Varsh	Norway	Same	5.00
		Item 34	
Even R. Vad	Norway	Same	10.00
		Item 35	
Live Kroken	Norway	Same	5.00
		Item 36	
Anne Kroken	Norway	Same	5.00
		Item 37	
Marie Vesterass	Norway	Estate of Bernt Skaugerud, deceased, Probate Court, Fillmore County, Minn., File No. 6651.	9.00
		Item 38	
Mathilde Bonderud	Norway	Same	11.00
		Item 39	
Thea Tandseter	Norway	Same	1.00
		Item 40	
Zdenka Nemecek Mansingtown	Czechoslovakia	Estate of Joseph Nemecek, also known as Frank (Frantisek) Nemecek, deceased, County Court, Milwaukee County, Wis., In Probate, No. 104,572.	82.00
		Item 41	
Soren B. Sorenson	Denmark	Estate of Nels E. Sorenson, deceased, Probate Court, Renville County, Minn.	522.00
		Item 42	
Johmenine Larson	Denmark	Same	22.00
		Item 43	
Karen Anderson	Denmark	Same	22.00
		Item 44	
Heirs at law, names unknown, of Ingeborg Arnestad, deceased.	Norway	Estate of Ingeborg Arnestad, deceased, Probate Court, Mahnomen County, Minn.; File No. 1730.	87.00
		Item 45	
Jacob Klee	Germany	Estate of Henrietta Klee, deceased, Probate Court, Hamilton County, Ohio	33.00
		Item 46	
Valerie G. Carlson	Germany	Same	1.00

[F. R. Doc. 46-5723; Filed, Apr. 5, 1946; 10:53 a. m.]

[Vesting Order CE 232]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Dera Zolotaziova	Russia	Estate of Froim Lunianshy, deceased, Surrogate's Court, New York County, N. Y., File No. A2937—1932.	$1,534.74	Treasurer of the City of New York, Municipal Bldg., New York, N. Y.	$23.00
		Item 2			
Hannah Lerner, also known as Chana Lerner.	Russia	Same	1,534.74	Same	23.00
		Item 3			
Benjamin Lunianshy	Russia	Same	1,534.75	Same	23.00
		Item 4			
Nathan Lunianshy	Russia	Same	1,534.75	Same	23.00
		Item 5			
Morris Schmuckler	Poland	Estate of Frank Schmuckler, deceased, Surrogate's Court, Kings County, N. Y., Docket No. 8729-1941	707.50	Same	41.00
		Item 6			
Bertha Fischer	Czechoslovakia	Estate of Emma Munkacsy, also known as Emma Fischer Munkacsy and Emma Fischer, deceased, Surrogate's Court, Kings County, N. Y., Index No. 7027-1944	6,604.44	Same	76.00
		Item 7			
Ire Ratner	Poland	Estate of Rachel Ratner, deceased, Surrogate's Court, County of Kings, N. Y., Index No. P-7459/1942	360.00	Same	40.00
		Item 8			
Melka Sheinwald	Poland	Estate of Sarah Rachem, deceased, Surrogate's Court, New York County, N. Y., Index No. 763/1943.	83.24	Same	10.00
		Item 9			
Gitel Frankenstein	Poland	Same	83.24	Same	10.00
		Item 10			
Home for the Aged	Poland	Same	180.00	Same	24.00

[F. R. Doc. 46-5724; Filed, Apr. 5, 1946; 10:54 a. m.]

[Vesting Order 6087]

HEINZ MOSER

In re: Bank account owned by Heinz Moser.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heinz Moser, whose last known address is Konigstadter Str. 103, Russelsheim/M, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Heinz Moser, by The Marine Midland Trust Company of New York, 120 Broadway, New York, New York, arising out of a dividends due foreigners withheld under federal regulation account, entitled Heinz Moser, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a na-

tional of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5717; Filed, Apr. 5, 1946; 10:53 a. m.]

[Vesting Order 6089]

H. MUSOLF

In re: Bank account owned by H. Musolf.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That H. Musolf, whose last known address is c/o L. Leybold Shokwan K. K., Nihoubashi-ku, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to H. Musolf, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a compound interest department account, Account Number A–53666, entitled H. Musolf, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5718; Filed, Apr. 5, 1946; 10:53 a. m.]

[Vesting Order 6090]

NABUO NAKAMURA

In re: Bank account owned by Nabuo Nakamura.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nabuo Nakamura, whose last known address is 1087 Sasatsuka cho, Shibuya-ku, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Nabuo Nakamura, by Bank of America National Trust and Savings Association, Long Beach, California, arising out of a blocked savings, Account Number 2826, entitled Nabuo Nakamura, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5719; Filed, Apr. 5, 1946; 10:53 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 142, Order 74]

UTAH RADIO PRODUCTS DIVISION

ADJUSTMENT OF MAXIMUM PRICES

Order No. 74 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Utah Radio Products Division. Docket No. 6083–SO 142–136–257.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The Utah Radio Products Division, Chicago, Illinois, shall compute maximum prices for sales of speakers and transformers under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 27.9% for the percentage applicable to the part being priced which is set forth in that section.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Utah Radio Products Division shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 6, 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5746; Filed, Apr. 5, 1946; 11:27 a. m.]

[SO 142, Order 75]

McCORD CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 75 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. McCord Corporation. Docket No. 6083–SO 142–136–256.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by McCord Corporation, Detroit, Michigan of its Mechanical Force Feed Lubricator line shall be determined by increasing by 5.3% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The McCord Corporation shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 6, 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5747; Filed, Apr. 5, 1946; 11:27 a. m.]

[MPR 64, Amdt. 1 to Order 208]

COMSTOCK CASTLE STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

a. That Order No. 208 under Maximum Price Regulation No. 64 be amended in the following respect:

1. The table of models and maximum prices for sales to ultimate consumers in paragraph (a) is amended to read as follows:

Model	Article	Maximum prices for sales to ultimate consumers—			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
1C971R	Bungalow range with cover	$135.50	$139.50	$143.75	$150.50
1C984R	Combination range with cover	221.50	228.25	235.95	246.25
1C971R	Bungalow range without cover	127.50	131.50	135.75	142.25
1C984R	Combination range without cover	213.50	220.25	226.95	237.95

This amendment shall become effective on the 5th day of April 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5742; Filed, Apr. 5, 1946; 11:27 a. m.]

[MPR 188, Order 19 Under Order 6]

ARMSTRONG PRODUCTS CORP.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes uniform ceiling price of $5.95 for sales in Zone I of Model 514 Electric Heater manufactured by Armstrong Products Corporation, Huntington, West Virginia, which is sold under the brand name of "Armstrong".

(b) The manufacturer shall determine distributors' ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 in accordance with the provisions of that order on the basis of the uniform retail ceiling prices fixed by this order.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 5th day of April 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5789; Filed, Apr. 5, 1946; 4:25 p. m.]

[MPR 120, Order 1623]

APEX COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 9. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be

changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classification of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparaton plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.220 and all other provisions of Maximum Price Regulation No. 120.

APEX COAL CO., 610 DWIGHT BLDG., KANSAS CITY (6) MO., APEX NO. 1 MINE, NO. 9 SEAM, MINE INDEX NO. 2058, HOPKINS COUNTY, KY., RAIL SHIPPING POINT: MADISONVILLE, KY. & MORTONS, KY., STRIP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO STRIP-MINED COAL

	Size group Nos.								
	1 to 6, incl.	7	8 to 12, incl.	17 to 22, incl.	13, 14	23, 24	26 to 29, incl.	15, 16	25
Rail shipments and railroad fuel	226	216	206	236	181	236	186	131	171
Consolidated size groups	A	B	C	D					
Truck shipment	256	231	241	206					

FOXWELL COAL CO., C/O C. WYNN, SEBREE, KY., FOXWELL MINE, NO. 9 SEAM, MINE INDEX NO. 2053, WEBSTER COUNTY, KY., RAIL SHIPPING POINT: SEBREE, KY., DEEP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND-LOADED COAL

Rail shipments and railroad fuel	240	230	220	250	195	250	200	145	185
Consolidated size groups	A	B	C	D					
Truck shipment	300	265	255	220					

JENKINS COAL MINING CO., EARLINGTON, KY., JENKINS MINE, NO. 9 SEAM, MINE INDEX NO. 2060, HOPKINS COUNTY, KY., RAIL SHIPPING POINT, EARLINGTON, KY., DEEP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND-LOADED COAL

Rail shipments and railroad fuel	240	230	220	250	195	250	200	145	185
Consolidated size groups	A	B	C	D					
Truck shipment	300	265	255	220					

PERKINS BROTHERS, 110 W. THOMPSON ST., EARLINGTON, KY., PERKINS BROTHERS MINE, NO. 9 SEAM, MINE INDEX NO. 2057, HOPKINS COUNTY, KY., RAIL SHIPPING POINT, RICHLAND, KY., DEEP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND-LOADED COAL

Rail shipments and railroad fuel	240	230	220	250	195	250	200	145	185
Consolidated size groups	A	B	C	D					
Truck shipment	300	265	255	220					

LONNIE ROGERS, WHITE PLAINS, KY., ROGERS MINE, NO. 9 SEAM, MINE INDEX NO. 2060, MUHLENBERG COUNTY, KY., RAIL SHIPPING POINT, WHITE PLAINS, KY., DEEP MINE MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND-LOADED COAL

Rail shipments and railroad fuel	240	230	220	250	195	250	200	145	185
Consolidated size groups	A	B	C	D					
Truck shipment	300	265	255	220					

TEAGUE COAL CO., PROVIDENCE, KY., TEAGUE MINE, NO. 9 SEAM, MINE INDEX NO. 2059, WEBSTER COUNTY, KY., RAIL SHIPPING POINT, PROVIDENCE, KY., DEEP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND-LOADED COAL

Rail shipments and railroad fuel	240	230	220	250	195	250	200	145	185
Consolidated size groups	A	B	C	D					
Truck shipment	300	265	255	220					

STANLEY B. WILLIAMS, DAWSON SPRINGS, KY., SILENT RUN MINE, 9TH VEIN SEAM, MINE INDEX NO. 2054, HOPKINS COUNTY, KY., RAIL SHIPPING POINT: NERO, KY., DEEP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND-LOADED COAL

Rail shipments and railroad fuel	240	230	220	250	195	250	200	145	185
Consolidated size groups	A	B	C	D					
Truck shipment	300	265	255	220					

RUSSELL H. JOHNSON, ROUTE NO. 2, LEWISPORT, KY., JOHNSON & PUCKETT MINE, 11TH SEAM, MINE INDEX NO. 2055, DAVIESS COUNTY, KY., THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO STRIP-MINED COAL

Consolidated size groups	A	B	C	D					
Truck shipment	286	251	241	206					

This order shall become effective April 6, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.
Acting Administrator.

[F. R. Doc. 46-5743; Filed, Apr. 5, 1946; 11:28 a. m.]

[MPR 188, Order 18 Under Order 6]

VICTOR ELECTRIC PRODUCTS, INC.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country for the circulating fans listed below which are manufactured by Victor Electric Products, Inc., 2950 Robertson Avenue, Cincinnati, Ohio, and sold under the brand name "Victron" as follows:

Article	Model No.	Uniform retail ceiling price (exclusive of Federal Excise Tax
Circulating fan, 10" oscillating	FS 10 QX	$45.00
Circulating fan, 12" 3-speed, oscillating with breeze spreader, 5-year guarantee	FT 12 Q	31.50
Circulating fan, 16" 3-speed, oscillating with breeze spreader, 5-year guarantee	FT 16 Q	41.75

(b) The manufacturer shall determine distributors' ceiling prices for articles covered by this order, and shall notify each distributor of such ceiling prices at or prior to the time of the first invoice to the distributor. Such determination shall be in accordance with the provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 on the basis of the uniform retail ceiling prices fixed by this order.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 6th day of April 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-5744; Filed, Apr. 5, 1946; 11:28 a. m.]

[RMPR 194, Amdt. 1 to Order A-3]

CERTAIN NEW CONSUMER DURABLE GOODS

MAXIMUM RETAIL PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 18 (a) of Revised Maximum Price Regulation 194, *It is ordered:*

Order A-3 under Revised Maximum Price Regulation 194 is amended in the following respects:

1. Appendix A is amended by deleting "Automotive parts and accessories" from the list of commodities thereunder and adding the following commodities in alphabetical order:

Fire extinguishers.
Photographic equipment.

2. Appendix B is amended by deleting "Fire extinguishers" and "Photographic equipment" from the list of commodities thereunder.

This amendment shall become effective April 10, 1946.

Issued this 5th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5736; Filed, Apr. 5, 1946; 11:27 a. m.]

[MPR 389, Order 36]

OSCAR MAYER & CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On November 19, 1945, Oscar Mayer and Company, Madison, Wisconsin, filed an application for the establishment of maximum prices on sales of the sausage product known as "Cooked Quick Frozen Chili Con Carne with Beans" packed in 1 pound and 2 pound cartons and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-43.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Cooked Quick Frozen Chili Con Carne with Beans" and made by Oscar Mayer and Company in accordance with the individual formula submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amounts per hundredweight:

1-pound cartons	$19.00
2-pound cartons	18.00

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Cooked Quick Frozen Chili Con Carne with Beans" to a wholesaler, peddler-truck-seller, or intermediate distributor, Oscar Mayer and Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cooked Quick Frozen Chili Con Carne with Beans" have been established by the Office of Price Administration at the base price of $19.00 per hundredweight in 1 pound cartons and $18.00 per hundredweight in 2 pound cartons to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Cooked Quick Frozen Chili Con Carne with Beans" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cooked Quick Frozen Chili Con Carne with Beans" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 36 may be revoked or amended by the Price Administrator at any time.

This Order No. 36 shall become effective April 6, 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5745; Filed, Apr. 5, 1946; 11:29 a. m.]

[RMPR 136, Order 598]

PLUG FUSES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) For the purposes of this order, the phrase "plug fuse" includes standard plug fuses, sub-standard plug fuses, and special size plug fuses.

"Standard" plug fuses are one-time (or nonrenewable) standard Edison base plug fuses constructed in accordance with the requirements of Underwriters Laboratories, Inc., or of any governmental agency, for the protection of 125-V electric current, and of 10, 15, 20, 25 or 30 amperages.

"Sub-standard" plug fuses are plug fuses of size not included in the definition of "standard" plug fuses, but which otherwise meet the definition of "standard" plug fuses, and which were specifically identified as "sub-standard" sizes in the manufacturer's published price list in effect on October 1, 1941.

"Special" size plug fuses are plug fuses of sizes which are not included in the definitions of "standard" and "sub-standard" plug fuses, but which otherwise meet the definition of "standard" plug fuses.

The phrase "plug fuse" shall not include any type plug fuse having a thermal element or any other electrical device in addition to a fusable element.

(b) The maximum prices for sales (except to consumers) of any plug fuses shall be the dollars-and-cents amount listed in the following table subject to the same extra charges, allowances and discounts in effect to a purchaser of the same class just prior to the issuance of this order.

Type of sale	Standard plug fuses	Sub-standard plug fuses
Sales to distributors in quantities of 2,000 or more	$29.00	$32.00
Sales to any resellers in quantities of 100 or more	34.50	38.00
Sales to any resellers in quantities of less than 100	39.50	43.00

The table gives the type of sale and the maximum prices per thousand for standard plug fuses and the maximum price per thousand for substandard plug fuses for each type of sale (maximum prices for sales to consumers are covered by Supplementary Regulation 14K (Modifications of Maximum Prices Established by General Maximum Price Regulation for Certain Machinery and Parts)).

(c) The maximum prices for special size plug fuses shall be the prices for substandard plug fuses given in the above table plus $2.00 per thousand.

(d) The maximum prices for imprinting and other special services shall be the dollars-and-cents amounts added for similar services on October 1, 1941.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 5, 1946.

Issued this 5th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5786; Filed, Apr. 5, 1946; 4:24 p m.]

[MPR 598, Order 16]

PHILLIPS PETROLEUM CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Maximum Price Regulation No. 598; *It is ordered:*

(a) This order establishes ceiling prices for resales to petroleum jobbers and dealers of the Models N–803 and R–803A kerosene refrigerators manufactured by Servel, Inc. and sold to the Phillips Petroleum Company, Bartlesville, Okla.

(1) The ceiling prices for sales by the Phillips Petroleum Company to petroleum jobbers and to dealers are as follows:

Model	Ceiling prices for sales to—	
	Petroleum Jobbers	Dealers
	Each	*Each*
N–803	$190.24	$218.83
R–803A	190.24	218.83

These ceiling prices include the Federal excise tax and a one year warranty and installation. They are f. o. b. Evansville, Indiana.

(2) The ceiling prices for sales to dealers by petroleum jobbers who purchase from the Phillips Petroleum Company are as follows:

Model:	*Ceiling prices for sales to dealers (each)*
N–803	$218.83
R–803A	218.83

These ceiling prices include the Federal excise tax and a one year warranty and installation. They are f. o. b. Evansville, Indiana.

(3) For purpose of this order a petroleum jobber is a person who is engaged in the business of buying oil and reselling it to gasoline stations.

(b) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale the Phillips Petroleum Company shall notify the purchaser of the ceiling prices established by this order for his resales. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrigerators covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Maximum Price Regulation No. 598 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 5th day of April 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5791; Filed, Apr. 5, 1946; 4:26 p. m.]

[Rev. SO 119, Rev. Order 89]

WALTERS MANUFACTURING CO.

ADJUSTMENT OF CEILING PRICES

Order No. 89 under Revised Supplementary Order No. 119 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Walters Manufacturing Company, Oakmont, Pa., may compute its adjusted ceiling prices for all articles of steel metal household cabinets and accessories, which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 18 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of revised order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of revised order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this revised order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with revised order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this revised order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159a of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under Section 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price," the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced. The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this revised order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this revised order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this revised order, showing prices adjusted in accordance with this revised order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this revised order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this revised order are hereby denied.

(f) This revised order may be revoked or amended by the Price Administrator at any time.

(g) This revised order shall become effective on April 5, 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5790; Filed, Apr. 5, 1946; 4:25 p. m.]

[SO 142, Order 70]

C. E. NIEHOFF & CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 70 under Supplementary Order 142. Adjustment provisions for sales of industrial machinery and equipment. C. E. Niehoff and Company. Docket No. 6083–SO 142–136–128.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order 142; *It is ordered:*

(a) The maximum prices for sales of the following items by C. E. Niehoff and Company, Chicago, Illinois, shall be as follows:

Part No.:	*Price*
B–CW–522	$0.35
B–CW–524	.35
B–CW–527	.30
B–CW–5210	.30
B–62182	.70
B–62615 P	1.45
B–62616 P	1.45
B–65967	.40
B–74730	.40
B–77805 P	1.45
B–78359 P	1.45
B–86221	1.80
B–ZA–2727 9/5	4.40
SP–6406	3.00
SP–6435	3.00
SP–51151 T	.30
SP–62060	2.75
SP–63540	2.34
E–13483	.60
E–21297	.60
E–22525 P	3.50
E–22535 T	.40
E–22620	3.10
FM–C–2437	1.00
FM–D–2437	1.00
FM–M–2437	1.00
FM–P–2437	.80
FM–A–2480	3.67
FM–B–2480 A	3.67
H–207	.50
H–284 A	.60
H–324	.03
H–21360 DX–6	1.75
WI–A–301	.66
WI–A–338 A	.66
B–BK–506 T	.48
B–CL–523	2.95
B–CL–524	2.83
B–CL–527	2.58
B–CL–528	2.45
B–CL–5231	2.58
B–111	.16
B–464	.08
B–9084	.10
B–60858	3.25
B–63910	.12
B–63977	.08
B–65966	.25
B–65972	.27
B–69342	6.00
B–69365	.05
B–73360	4.35
B–74744	.50
B–77220	.08
B–77803	4.25
B–78128	.08
B–79075	.05
B–79330	.08
B–79444	4.25
B–79639	.33
B–79640	.33
B–82058	.08
B–82060	.08
B–82736	.05
B–82876	.05
B–WSK 2/1	.08
B–WSK 9/1	.08
B–WSK 10/1	.08
B–WSK 11/1	$0.10
B–WSK 13/2	.10
B–WSK 29/1	.08
BS–10–2160	5.20
BS–29652	.30
BS–29656	2.20
BS–29657	2.20
BS–29671	1.65
SP–6286	.50
SP–8707	1.88
SP–9433	.05
SP–52240	.08
SP–52320 T	.75
SP–52325 T	.50
SP–64503 T	.85
E–9132	.08
E–9462	.05
E–9463	.05
E–9922	.05
E–13539	.05
E–17857	.27
E–20309	.08
E–20340	2.00
E–20714	4.00
E–21062	.05
E–21730	1.50
E–21950	1.80
E–22240	.60
E–22920	2.50
E–23049	3.00
E–23295	2.50
E–23670	2.50
FM–M–2433	.50
FM–Q–2437	.80
FM–R–2437	.80
FM–S–2437	.80
FM–C–2477	2.88
H–76	.08
H–150 A	7.50
H–226	.02
H–231	.16
H–263	.01
H–487 T	.15
H–488 T	.15
H–21350 DX	.08
H–21373 DAY	.45
H–21463 DAX	.08
WI–A–339 A	.66
WI–IKBX–241	3.32
WI–IREX–103 RH	1.75
WI–IREX–104 LH	1.75
WI–IXDX–241	3.64
WI–X–1022	2.23
WI–X–1205	.75
WI–X–1910	1.85
WI–X–2766	1.75
WI–16X–123C	2.23

(b) The maximum prices for sales by resellers of these items of magnetos manufactured by C. E. Niehoff and Company shall be determined as follows: The resellers shall increase or decrease the maximum net price he had in effect to a purchaser of the same class just prior to the issuance of this order by the percentage by which his net invoiced cost has been increased or decreased by reason of this order.

(c) C. E. Niehoff shall notify each person who buys these items of magnetos from C. E. Niehoff and Company for resale of the percentage by which this order permits the reseller to increase, or requires him to decrease his maximum prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) On or before June 30, 1946, C. E. Niehoff and Company shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., the following: (1) An overall profit and loss statement for the period April 1, 1946 to May 31, 1946, and the dollar amount of the total sales due to any adjustment permitted by this office over the base period prices, (2) for the period April 1, 1946 to May 31, 1946, a statement of total sales by the groups listed in paragraph (a), and the dollar value of these sales, at: October 1, 1941 maximum prices compared with maximum prices approved by this office.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 4, 1946.

Issued this 3d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5596; Filed, Apr. 3, 1946; 11:34 a. m.]

[MPR 599, Order 12]

FORD MOTOR CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11, Maximum Price Regulation 599, *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold by The Ford Motor Company which are already installed or are to be installed in motor cars of its manufacture.

(b) The ceiling prices for sales by The Ford Motor Company, and its dealers, of the radios listed below, are the prices set forth opposite each radio for sale to each class of purchaser under the terms and conditions of sale specified.

Model	Ceiling prices to dealer		Ceiling prices to consumer	
	Uninstalled	Installed	Uninstalled	Installed
51A–18800–A1	$31.33	$36.99	$44.25	$51.69
5EH–18805–A or B	37.70	41.45	52.08	55.83

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Ford Motor Company are subject under the provisions of Maximum Price Regulations 594, 452, 453 and orders thereunder. Ceiling prices for the Model 51–A–18800–A1 radio on an installed basis include the price of the antenna and the installation charges for installation of both the radio and the antenna. Prices for the 5 EH–18805A or B radio on an installed basis are for the radio alone but these prices include installation charges for both the radio and antenna which may be installed at the same time. Ceiling prices on uninstalled basis are for the radio alone.

(c) The ceiling prices fixed by this order are exclusive of Federal excise taxes. In addition to these ceiling prices each seller may collect the amount of the Federal excise taxes. State and local taxes may also be collected.

(d) Sellers of the radios covered by this order are not required to comply

with the tagging requirements of Maximum Price Regulation 599 but at the time of or prior to the first invoice to a purchaser for resale of such radio each seller shall notify the purchaser of the ceiling prices, terms and conditions of sale established by the order.

(e) *Description.* (1) Auto radio, Model No. 51A–18800–A1 covered by this order is an auto radio of 6 tubes, battery power, 6" x 9" oval speaker, 1 slide rule dial, metal case, 4¼" x 8¾" x 5⅝", 1 band and antenna.

(2) Auto radio, Model No. 5EH–18805–A or B, covered by this order is an auto radio of 7 tubes, battery power, 1 band, 6" x 9" oval speaker, slide rule dial, metal case, 10¼" x 11⅜" x 8⅛".

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 4th day of April 1946.

Issued this 4th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5694; Filed, Apr. 4, 1946; 4:53 p. m.]

[MPR 580, Amdt. 1 to Order 60]

HASPEL BROS., INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–610.

For the reasons set forth in an opinion issued simultaneously herewith Order No. 60, issued under section 13 of Maximum Price Regulation 580, on application of Haspel Brothers, Inc., New Orleans 11, La., is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

Article	Brand name	Manufacturer's selling price under MPR 607	Retail ceiling price
Seersucker and cord suits	Haspel	$10.75	$17.50
Seersucker and cord trousers	do	3.65	5.50

2. An undesignated paragraph is inserted to read as follows:

The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

3. Paragraph (d) is amended to read as follows:

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments.

This amendment shall become effective April 5, 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5793; Filed, Apr. 5, 1946; 4:26 p. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 15, 1946.

Region III

Cincinnati Order 5–D, covering butter and cheese in certain counties of Ohio. Filed 2:59 p. m.

Region V

Houston Order 3–C, Amendment 13, covering poultry in Orange and Jefferson counties, Texas. Filed 2:45 p. m.

Fort Worth Order 19–F, Amendment 23, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 9:43 a. m.

Region VII

Cheyenne Order 19–W, covering dry groceries in the city of Cheyenne, Laramie County, state of Wyoming. Filed 9:10 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–5748; Filed, Apr. 5, 1946; 11:29 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 21, 1946.

Region I

Montpelier Order 2–F, Amendment 45, covering fresh fruits and vegetables in certain cities in Vermont. Filed 3:29 p. m.

Montpelier Order 3–F, Amendment 20, covering fresh fruits and vegetables in certain areas in Vermont. Filed 3:30 p. m.

Concord Order 9–F, Amendment 48, covering fresh fruits and vegetables in certain cities in New Hampshire. Filed 3:37 p. m.

Providence Order 3–F, Amendment 46, covering fresh fruits and vegetables in certain cities in Rhode Island. Filed 3:37 p. m.

Region II

Albany Order 3–C, covering poultry in Albany, Schenectady and Rensselaer counties. Filed 3:38 p. m.

Albany Order 13–F, Amendment 7, covering fresh fruits and vegetables in certain cities in New York. Filed 3:37 p. m.

Albany Order 3–C, covering poultry in Albany, Schenectady and Rensselaer counties. Filed 3:38 p. m.

Newark Order 9–C, covering poultry in certain counties in New York and Nassau and Westchester counties. Filed 3:39 p. m.

New York Order 9–C, covering poultry in certain counties in New York and Nassau and Westchester counties. Filed 3:39 p. m.

New York Order 22, Amendment 4, covering poultry in certain counties in New York and Nassau and Westchester counties. Filed 3:39 p. m.

New York Order 10–C, covering poultry in certain counties in New York and Nassau and Westchester counties. Filed 3:40 p. m.

New York Order 14–F, Amendment 7, covering fresh fruits and vegetables in the five Boroughs of New York City. Filed 3:38 p. m.

New York Order 15–F, Amendment 7, covering fresh fruits and vegetables in Nassau and Westchester counties, New York. Filed 3:38 p. m.

New York Order 16–F, Amendment 7, covering fresh fruits and vegetables in certain counties in New York State. Filed 3:38 p. m.

Philadelphia Order 4–C, covering poultry in Philadelphia, Delaware, and Montgomery counties and Camden county in New Jersey. Filed 3:33 p. m.

Philadelphia Order 13–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:40 p. m.

Philadelphia Order 14–F, Amendment 7, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 3:40 p. m.

Philadelphia Order 15–F, Amendment 7, covering fresh fruits and vegetables in certain counties of Pennsylvania. Filed 3:40 p. m.

Philadelphia Order 16–F, Amendment 7, covering fresh fruits and vegetables in certain counties of Pennsylvania. Filed 3:40 p. m.

Philadelphia Order 26–O, Amendment 4, covering eggs in Philadelphia, Delaware, and Montgomery counties, Pennsylvania, and Camden county, New Jersey. Filed 3:33 p. m.

Pittsburgh Order 4–C, covering poultry in Allegheny county, Pennsylvania. Filed 3:35 p. m.

Pittsburgh Order 9–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:33 p. m.

Pittsburgh Order 10–F, Amendment 7, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 3:34 p. m.

Pittsburgh Order 11–F, Amendment 7, covering fresh fruits and vegetables in all of Erie and Warren county, Pennsylvania. Filed 3:34 p. m.

Pittsburgh Order 12–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:34 p. m.

Pittsburgh Order 13–F, Amendment 2, covering fresh fruits and vegetables in Crawford, Forest and Venango counties, Pennsylvania. Filed 3:35 p. m.

Pittsburgh Order 4–C, covering poultry in Allegheny County, Pennsylvania. Filed 3:35 p. m.

Pittsburgh Orders 7–W and 25 covering dry groceries in certain counties in Pennsylvania. Filed 3:53 p. m.

Scranton Order 3–C, covering poultry in certain areas in Pennsylvania. Filed 3:42 p. m.

Scranton Order 1–O, Amendment 4, covering poultry in certain areas in Pennsylvania. Filed 3:43 p. m.

Scranton Order 6–F, Amendment 7, covering fresh fruits and vegetables in certain areas in Pennsylvania. Filed 3:42 p. m.

Syracuse Order 5–F, Amendment 8, covering fresh fruits and vegetables in certain counties in New York State. Filed 3:43 p. m.

Syracuse Order 6–F, Amendment 8, covering fresh fruits and vegetables in certain areas of New York. Filed 3:41 p. m.

Syracuse Order 7–F, Amendment 6, covering fresh fruits and vegetables in certain areas in New York. Filed 3:43 p. m.

Wilmington Order 3–C, covering poultry in all the State of Delaware, north of the Delaware & Chesapeake Canal. Filed 3:29 p. m.

Wilmington Order 4–O, Amendment 4, covering eggs in parts of the Wilmington District. Filed 3:29 p. m.

Wilmington Order 5–F, Amendment 7, covering fresh fruits and vegetables in the entire State of Delaware. Filed 3:28 p. m.

Region III

Indianapolis Order 5–O, Amendment 10, covering eggs in certain counties in the State of Indiana. Filed 3:35 p. m.

Indianapolis Order 6–O, Amendment 10, covering eggs in certain counties in the State of Indiana. Filed 3:36 p. m.

Region IV

Birmingham Order 5–F, covering fresh fruits and vegetables in Jefferson County, Alabama. Filed 3:26 p. m.

Birmingham Order 6–F, Amendment 9, covering fresh fruits and vegetables in certain counties in Alabama. Filed 3:26 p. m.

Birmingham Order 6–F, Amendment 10, covering fresh fruits and vegetables in certain specified counties in the Birmingham District Area. Filed 3:26 p. m.

Birmingham Order 25–F, Amendment 7, covering fresh fruits and vegetables in certain areas in Alabama. Filed 3:26 p. m.

Birmingham Order 25–F, Amendment 8, covering fresh fruits and vegetables in certain specified counties in Birmingham.

Birmingham Order 27–F, Amendment 24, covering fresh fruits and vegetables in Montgomery County. Filed 3:28 p. m.

Charleston Order 9–F, Amendment 55, covering fresh fruits and vegetables in Cabell County, City of Huntington, West Virginia. Filed 3:30 p. m.

Columbia Order 8–F, Amendment 20, covering fresh fruits and vegetables in the State of South Carolina. Filed 3:23 p. m.

Jackson Order 7–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 3:36 p. m.

Nashville Order 11–C, Amendment 12, covering poultry in Davidson County, in Nashville, Tennessee District. Filed 3:32 p. m.

Nashville Order 11–C, Amendment 13, covering poultry in Davidson County, Tennessee. Filed 3:32 p. m.

Nashville Order 13–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Tennessee.

Nashville Order 14–F, Amendment 21, covering fresh fruits and vegetables in Davidson, Hamilton, Hamblen, Knox and Sullivan Counties in Tennessee and Bristol, Virginia.

Nashville Order 14–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Tennessee and Municipality of Bristol, Virginia. Filed 3:37 p. m.

Nashville Order 14–F, Amendment 22, covering fresh fruits and vegetables in certain counties in Tennessee, and Bristol, Virginia. Filed 3:31 p. m.

Nashville Order 14–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Tennessee, and Bristol, Virginia. Filed 3:32 p. m.

Nashville Order 14–F, Amendment 24, covering fresh fruits and vegetables in certain counties in Tennessee and Bristol, Virginia. Filed 3:32 p. m.

Nashville Order 47–O, Amendment 12, covering eggs in Davidson County, Tennessee. Filed 3:32 p. m.

Nashville Order 47–O, Amendment 13, covering eggs in Davidson County, Tennessee. Filed 3:32 p. m.

Nashville Order 48–O, Amendment 11, covering eggs in Hamilton, Knox, Roane and Anderson Counties, Tennessee. Filed 3:30 p. m.

Nashville Order 48–O, Amendment 12, covering eggs in Hamilton, Knox, Roane and Anderson Counties, Tennessee. Filed 3:30 p. m.

Region V

Dallas Order 4–C, Amendment 13, covering Poultry in Dallas and University Park Town of Highland Park, Texas. Filed 3:31 p. m.

Dallas Order 6–F, Amendment 23, covering fresh fruits and vegetables in McLennan County, Texas. Filed 3:30 p. m.

Dallas Order 10–O, Amendment 13, covering eggs in cities of Dallas and University Park and Town of Highland Park, Texas. Filed 3:31 p. m.

Fort Worth Order 13–F, Amendment 36, covering fresh fruits and vegetables in Tarrant County, Texas. Filed 3:31 p. m.

Kansas City Order 9–C, amendment 13, covering poultry in certain areas in Kansas City and Missouri. Filed 3:41 p. m.

Kansas City Order 9–F, Amendment 19, covering fresh fruits and vegetables in Buchanan County, Missouri. Filed 3:41 p. m.

Kansas City Orders 10–C and 12–O, Amendment 13, covering poultry and eggs in Greene and Jasper Counties, Missouri. Filed 3:42 p. m.

Kansas City Order 10–F, Amendment 19, covering fresh fruits and vegetables in Greene County, Missouri. Filed 3:41 p. m.

Kansas City Order 11–F, Amendment 19, covering fresh fruits and vegetables in Jasper County, Missouri. Filed 3:41 p. m.

New Orleans Order 3–F, Amendment 34, covering fresh fruits and vegetables in State of Louisiana, Parishes of Orleans, St. Bernard and Jefferson (except Grand Isle). Filed 3:42 p. m.

New Orleans Order 5–F, Amendment 25, covering fresh fruits and vegetables in Shreveport, Bossier City, Monroe and West Monroe, Louisiana. Filed 3:42 p. m.

New Orleans Order 6–F, Amendment 25, covering fresh fruits and vegetables in certain Parishes in Louisiana, except in the cities of Shreveport, Bassier City, Monroe and West Monroe. Filed 3:42 p. m.

Region VII

Salt Lake City Order 7W, covering dry groceries in Salt Lake-Ogden-Provo Area. Filed 3:25 p. m.

Salt Lake City Order 33, covering certain dry grocery items in certain counties and communities in Utah. Filed 3:23 p. m.

Salt Lake City Order 33, Amendment 1, covering dry groceries in Salt Lake City, Ogden and Provo Area. Filed 3:23 p. m.

Salt Lake City Order 34, covering dry groceries in certain areas in Wyoming. Filed 3:23 p. m.

Salt Lake City Order 34, Amendment 1, covering dry groceries in Cache, Carbon, Emery, Richfield, Cedar City, Southern Idaho, Evanston, Wyoming Area. Filed 3:24 p. m.

Salt Lake City Order 35, covering dry groceries in the Cache, Carbon, Emery, Richfield, Cedar City, Southern Idaho, Evanston, Wyoming Area. Filed 3:24 p. m.

Salt Lake City Order 35, Amendment 1, covering dry groceries in Cache, Carbon, Emery, Cedar City, Southern Idaho, Evanston, Wyoming Area. Filed 3:24 p. m.

Salt Lake City Order 36, covering dry groceries in certain areas in Nevada and Arizona. Filed 3:24 p. m.

Salt Lake City Order 36, Amendment 1, covering dry groceries in certain counties in Wyoming. Filed 3:25 p. m.

Salt Lake City Order 37, covering dry groceries in Utah, Preston, Idaho; and Evanston, Kemmerer and Rock Springs, Wyoming. Filed 3:25 p. m.

Salt Lake City Order 37, Amendment 1, covering dry groceries in Utah, Preston, Idaho; and Evanston, Kemmerer, and Rock Springs, Wyoming. Filed 3:25 p. m.

Region VIII

Phoenix Order 2–C, Amendment 6, covering poultry in Arizona, excepting Coconino and Mohave counties lying north of the Colorado River. Filed 3:44 p. m.

Phoenix Order 2–C, Amendment 7, covering poultry in Arizona, excepting Coconino and Mohave counties lying north of the Colorado River. Filed 3:44 p. m.

Spokane Order 21–F, Amendment 8, covering fresh fruits and vegetables in certain areas in Idaho. Filed 3:43 p. m.

Spokane Order 22–F, Amendment 8, covering fresh fruits and vegetables in certain areas in and within 3 miles of Moscow, Idaho, and Pullman, Washington. Filed 3:44 p. m.

Spokane Order 23–F, Amendment 8, covering fresh fruits and vegetables in certain areas in and within 3 miles of Lewiston, Idaho and Clarkston, Washington. Filed 3:44 p. m.

Spokane Order 24–F, Amendment 7, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Benton and Franklin counties, Washington. Filed 3:44 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-5749; Filed, Apr. 5, 1946; 11:29 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 22, 1946.

Region II

Baltimore Order 3–C, Amendment 1, covering poultry in Baltimore, Maryland, and within a radius of ten miles of Baltimore City Hall. Filed 4:13 p. m.

Baltimore Order 12–F, Amendment 8, covering fresh fruits and vegetables in State of Maryland with certain exceptions. Filed 4:13 p. m.

Philadelphia Order 34, Amendment 5, covering sugar in certain counties of Pennsylvania. Filed 4:13 p. m.

Philadelphia Order 35, Amendment 3, covering sugar in certain counties of Pennsylvania. Filed 4:13 p. m.

Philadelphia Order 36, Amendment 3, covering sugar in certain counties of Pennsylvania. Filed 4:14 p. m.

Pittsburgh Order 23, Amendment 1, covering dry groceries in certain parts of Pittsburgh District. Filed 4:10 p. m.

Pittsburgh Order 24, Amendment 1, covering dry groceries in certain parts of Pittsburgh District. Filed 4:10 p. m.

Pittsburgh Orders 25 and 7–W, Amendment 1, covering dry groceries in parts of Pittsburgh District. Filed 4:04 p. m.

Pittsburgh Order 26, Amendments 1 and 2, covering dry groceries in parts of Pittsburgh District. Filed 4:10 p. m.

Pittsburgh Order 27, Amendments 1 and 2, covering dry groceries in parts of Pittsburgh District. Filed 4:10 and 4:11 p. m.

Pittsburgh Orders 28 and 8–W, covering dry groceries in parts of Pittsburgh District. Filed 4:04 p. m.

Pittsburgh Orders 28 and 8–W, Amendments 1 and 2, covering dry groceries in parts of Pittsburgh District. Filed 4:04 and 4:11 p. m.

Pittsburgh Order 30, Amendment 1, covering dry groceries in parts of Pittsburgh District. Filed 4:11 p. m.

Pittsburgh Order 31, Amendment 1, covering dry groceries in parts of Pittsburgh District. Filed 10:50 a. m.

New York Order 7–W, covering dry groceries in certain counties of New York. Filed 4:09 p. m.

New York Order 35, covering dry groceries in certain counties of New York. Filed 4:09 p. m.

Scranton Order 5–F, Amendment 8, covering fresh fruits and vegetables in certain counties of Pennsylvania.

Syracuse Order 4–C, covering poultry in certain parts of Syracuse District. Filed 4:16 p. m.

Syracuse Order 4–C, Amendment 1, covering poultry in certain parts of Syracuse District. Filed 4:16 p. m.

Syracuse Order 5–C, covering poultry in certain parts of Syracuse District. Filed 4:03 p. m.

Syracuse Order 1–O, Amendment 4, covering eggs in certain parts of Syracuse District. Filed 4:03 p. m.

Syracuse Order 2–O, Amendment 4, covering eggs in certain parts of Syracuse District. Filed 4:03 p. m.

Syracuse Orders 48 and 12–W, covering dry groceries in certain counties of New York. Filed 4:14 p. m.

Syracuse Orders 51 and 13–W, covering dry groceries in certain counties of New York. Filed 4:14 p. m.

Region III

Charleston Order 10, Amendment 7, covering dry groceries in all counties of West Virginia. Filed 9:47 a. m.

Louisville Order 3–C, Amendment 11, covering poultry in Jefferson County, Kentucky and Clark and Floyd Counties, Indiana. Filed 9:49 a. m.

Charleston Order 10–F, Amendments 54 and 55, covering fresh fruits and vegetables in certain counties of West Virginia. Filed 9:42 a. m.

Charleston Order 11–F, Amendments 54 and 55, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan Counties, West Virginia. Filed 9:43 a. m.

Charleston Order 14–F, Amendment 18, covering fresh fruits and vegetables in certain counties of West Virginia. Filed 9:44 a. m.

Charleston Order 15–F, Amendments 51 and 52, covering fresh fruits and vegetables in certain counties of West Virginia. Filed 9:44 and 9:45 a. m.

Charleston Order 16–F, Amendments 51 and 52, covering fresh fruits and vegetables in certain counties of West Virginia. Filed 9:45 and 9:46 a. m.

Charleston Order 17–F, Amendments 50 and 51, covering fresh fruits and vegetables in certain counties of West Virginia. Filed 9:46 and 9:47 a. m.

Region IV

Columbia Order 27–C, Amendment 7, covering poultry in Richland and Lexington Counties, South Carolina and Columbia, South Carolina District. Filed 4:15 p. m.

Columbia Order 27–O, Amendment 12, covering eggs in Richland and Lexington Counties, South Carolina in Columbia, South Carolina District. Filed 4:16 p. m.

Jacksonville Order 14–F, Amendment 20, covering fresh fruits and vegetables in City of Jacksonville, Florida. Filed 10:51 a. m.

Jacksonville Order 48, Amendment 1, covering dry groceries in certain counties of Florida. Filed 10:49 a. m.

Memphis Order 8–F, Amendments 19 and 20, covering fresh fruits and vegetables in City of Memphis and Shelby County, Tennessee. Filed 4:14 p. m.

Miami Order 7–C, Amendment 4, covering poultry in Hernando County. Filed 4:06 p. m.

Miami Order 8–C, Amendment 4, covering poultry in certain counties of Florida Filed 4:06 p. m.

Miami Order 9–C, Amendment 4, covering poultry in Broward, Collier and Monroe Counties, Florida. Filed 4:06 p. m.

Miami Order 10–C, Amendment 4, covering poultry in Hernando County, Florida. Filed 4:06 p. m.

Miami Order 11–C, Amendment 4, covering poultry in certain counties of Florida. Filed 4:06 p. m.

Miami Order 12–C, Amendment 4, covering poultry in Broward, Collier and Monroe Counties in Florida. Filed 4:07 p. m.

Miamia Order 5–F, Amendments 23 and 24, covering fresh fruits and vegetables in certain cities of Florida. Filed 10:48 and 10:47 a. m.

Miami Order 6–F, Amendments 21 and 22, covering fresh fruits and vegetables in Tampa, Florida, Area. Filed 4:05 p. m.

Miami Order 7–F, Amendment 11, covering fresh fruits and vegetables in specified areas of Florida. Filed 4:05 p. m.

Miami Order 8–F, Amendment 11, covering fresh fruits and vegetables in Monroe County, Florida. Filed 4:06 p. m.

Miami Order 12–O, Amendment 11, covering eggs in Dade County, Florida, in Miami, Florida District. Filed 4:07 p. m.

Raleigh Order 12–C, Amendment 4, covering poultry in Mecklenburg County, N. C. in Raleigh, N. C. District. Filed 4:04 p. m.

Raleigh Order 13–F, Amendment 20, covering fresh fruits and vegetables in certain counties of North Carolina. Filed 4:03 p. m.

Raleigh Order 14–F, Amendment 8, covering fresh fruits and vegetables in North Carolina with certain counties excepted. Filed 4:03 p. m.

Richmond Order 8–F, Amendment 18, covering fresh fruits and vegetables in Richmond District. Filed 9:49 a. m.

Richmond Order 13–F, Amendment 19, covering fresh fruits and vegetables in Richmond District. Filed 9:50 a. m.

Region V

Fort Worth Order 5–C, Amendment 14, covering poultry in Tarrant County, Texas. Filed 9:25 a. m.

Fort Worth Order 19–F, Amendment 24, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita Counties, Texas. Filed 9:24 a. m.

Fort Worth Order 21–F, Amendment 20, covering fresh fruits and vegetables in Lubbock and Potter Counties, Texas. Filed 9:24 a. m.

Houston Order 2–C, Amendment 14, covering poultry in Harris County, Texas. Filed 9:27 a. m.

Houston Order 3–C, Amendment 14, covering poultry in Orange and Jefferson Counties, Texas. Filed 9:28 a. m.

Houston Order 4–C, Amendment 5, covering poultry in Galveston County, Texas. Filed 9:28 a. m.

Houston Order 4–F, Amendment 35, covering fresh fruits and vegetables in certain cities and towns of Texas. Filed 9:26 a. m.

Houston Order 5–F, Amendment 35, covering fresh fruits and vegetables in Jefferson and Orange Counties, Texas. Filed 9:27 a. m.

Houston Order 4–O, Amendment 14, covering eggs in Harris County, Texas. Filed 9:29 a. m.

Houston Order 5–O, Amendment 14, covering eggs in Orange and Jefferson Counties, Texas. Filed 9:29 a. m.

Houston Order 6–O, Amendment 5, covering eggs in Galveston County, Texas. Filed 9:30 a. m.

Kansas City Order 4–F, Amendment 35, covering fresh fruits and vegetables in certain counties of Kansas and Jackson County, Missouri; and the City of North Kansas City, Missouri. Filed 4:16 p. m.

Kansas City Order 22, Amendment 3, Order 23, Amendment 2 and 5–W, Amendment 2, covering dry groceries. Filed 4:11 p. m.

Little Rock Order 4–C, Amendment 14, covering poultry in Pulaski County, Arkansas. Filed 9:34 a. m.

Little Rock Order 10–F, Amendment 36, covering fresh fruits and vegetables in Garland County, Arkansas. Filed 9:30 a. m.

Little Rock Order 12–F, Amendment 28, covering fresh fruits and vegetables in certain counties of Arkansas. Filed 9:31 a. m.

Little Rock Order 13–F, Amendent 28, covering fresh fruits and vegetables in certain counties of Arkansas and in Bowie County, Texas. Filed 9:32 a. m.

Little Rock Order 14–F, Amendment 28, covering fresh fruits and vegetables in certain counties of Arkansas. Filed 9:33 a. m.

Little Rock Order 15–F, Amendment 28, covering fresh fruits and vegetables in certain counties of Arkansas. Filed 9:33 a. m.

Little Rock Order 4–O, Amendment 14, covering eggs in Pulaski County, Arkansas. Filed 9:34 a. m.

St. Louis Order 3–C, Amendment 14, covering poultry in St. Louis, Missouri, and St. Louis County, Missouri. Filed 9:38 a. m.

St. Louis Order 2–O, Amendment 14, covering eggs in St. Louis, Missouri, and St. Louis County, Missouri. Filed 9:38 a. m.

St. Louis Order 4–F, Amendment 35, covering fresh fruits and vegetables in City of St. Louis and County of St. Louis, Missouri. Filed 9:38 a. m.

San Antonio Order 3–O, Amendment 14, covering eggs in Bexar County, Texas. Filed 10:07 a. m.

San Antonio Order 6–C, Amendment 14, covering poultry in Bexar County, Texas. Filed 10:07 a. m.

San Antonio Order 6–F, Amendment 34, covering fresh fruits and vegetables in Bexar County, Texas. Filed 10:04 a. m.

San Antonio Order 7–F, Amendment 34, covering fresh fruits and vegetables in Austin, Texas. Filed 10:04 a. m.

San Antonio Order 8–F, Amendment 34, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 10:05 a. m.

San Antonio Order 9–F, Amendment 23, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio Counties, Texas. Filed 10:06 a. m.

Oklahoma Order 2–C, Amendment 14, covering poultry in Oklahoma, Tulsa and Muskogee Counties, Oklahoma. Filed 9:36 a. m.

Oklahoma Order 8–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 9:36 a. m.

Oklahoma Order 2–C, Amendment 14, covering poultry in Oklahoma, Tulsa and Muskogee Counties, Oklahoma. Filed 9:37 a. m.

Region V

Wichita Order 13–F, Amendment 18, covering fresh fruits and vegetables in Sedgwick County, Kansas. Filed 10:08 a. m.

Wichita Order 14–F, Amendment 18, covering fresh fruits and vegetables in certain counties of Kansas. Filed 10:08 a. m.

Wichita Order 15–F, Amendment 18, covering fresh fruits and vegetables in certain counties of Kansas. Filed 10:09 a. m.

Wichita Order 16–F, Amendment 18, covering fresh fruits and vegetables in Reno County, Kansas. Filed 10:09 a. m.

Wichita Order 17–F, Amendment 18, covering fresh fruits and vegetables in Shawnee County, Kansas. Filed 10:10 a. m.

Region VI

Des Moines Order 1–D, covering butter and cheese in certain counties of Iowa. Filed 4:07 p. m.

Des Moines Order 2–D, covering butter and cheese in certain counties of Iowa. Filed 4:07 p. m.

Des Moines Order 3–D, covering butter and cheese in certain counties of Iowa. Filed 4:07 p. m.

Des Moines Order 4–D, covering butter and cheese in certain counties of Iowa. Filed 4:08 p. m.

Des Moines Order 4–F, Amendment 24, covering fresh fruits and vegetables in Sioux City Area. Filed 9:15 a. m.

Des Moines Order 5–F, Amendment 24, covering fresh fruits and vegetables in Des Moines Area. Filed 9:15 a. m.

Des Moines Order 6–F, Amendment 24, covering fresh fruits and vegetables in Cedar Rapids Area. Filed 9:17 a. m.

Des Moines Order 7–F, Amendment 24, covering fresh fruits and vegetables in Davenport Area. Filed 9:18 a. m.

Des Moines Order 1–O, Amendments 20 and 21, covering eggs in Des Moines, West Des Moines and Marshalltown, Iowa. Filed 9:20 and 9:21 a. m.

Des Moines Order 2–O, Amendments 16 and 17, covering eggs in Council Bluffs and Sioux City Area. Filed 9:21 and 9:22 a. m.

Des Moines Order 3–O, Amendments 16 and 17, covering eggs in Fort Dodge and Mason City, Iowa, Area. Filed 4:16 and 4:17 p. m.

Des Moines Order 4–O, Amendments 16 and 17, covering eggs in Dubuque, Waterloo, Cedar Rapids, Clinton, Davenport, Burlington and Ottumwa, Iowa, Areas. Filed 4:17 p. m.

Des Moines Order 22, covering dry groceries in certain counties of Iowa. Filed 4:05 p. m.

Des Moines Order 23, covering dry groceries in certain counties of Iowa. Filed 4:04 p. m.

Des Moines Order 25, Amendment 1, covering dry groceries in Iowa with exception of Lyon and Osceola Counties. Filed 9:18 a. m.

Fargo-Moorhead Order 1–F, Amendment 23, covering fresh fruits and vegetables in certain counties of North Dakota. Filed 9:51 a. m.

Fargo-Moorhead Order 2–F, Amendment 23, covering fresh fruits and vegetables in certain North Dakota Counties. Filed 9:51 a. m.

Fargo-Moorhead Order 3–F, Amendment 23, covering fresh fruits and vegetables in certain Minnesota Counties. Filed 9:52 a. m.

Fargo-Moorhead Order 43, Amendment 2, covering dry groceries in certain cities of North Dakota and Minnesota. Filed 4:11 p. m.

Fargo-Moorhead Order 44, Amendment 2, covering dry groceries in certain areas of North Dakota and Minnesota. Filed 4:11 p. m.

Milwaukee Order 8–F, Amendment 51, covering fresh fruits and vegetables in Dane County, Wisconsin. Filed 9:52 a. m.

Milwaukee Order 9–F, Amendment 51, covering fresh fruits and vegetables in Sheboygan and Fond du Lac Counties, Wisconsin. Filed 9:53 a. m.

Milwaukee Order 11–F, Amendment 43, covering fresh fruits and vegetables in Milwaukee County and Cities of Racine and Kenosha. Filed 9:54 a. m.

Milwaukee Order 12–F, Amendment 24, covering fresh fruits and vegetables in LaCrosse and Sparta, Wisconsin.

Milwaukee Order 1–O, Amendment 15, covering eggs in Milwaukee County, Wisconsin. Filed 9:54 a. m.

Omaha Order 15–F, Amendment 9, covering fresh fruits and vegetables in certain counties of Iowa. Filed 9:56 a. m.

Omaha Order 16–F, Amendment 9, covering fresh fruits and vegetables in certain counties of Nebraska. Filed 9:56 a. m.

Omaha Order 17–F, Amendment 9, covering fresh fruits and vegetables in certain counties of Nebraska. Filed 9:57 a. m.

Peoria Order 16–F, Amendments 6 and 7, covering fresh fruits and vegetables in certain counties of Illinois. Filed 4:12 p. m. and 10:55 a. m.

Peoria Order 17–F, Amendments 6 and 7, covering fresh fruits and vegetables in certain counties of Illinois. Filed 4:12 p. m. and 10:55 a. m.

Peoria Order 18–F, Amendments 6 and 7, covering fresh fruits and vegetables in certain counties of Illinois. Filed 4:12 p. m. and 10:52 a. m.

Peoria Order 19–F, Amendments 6 and 7, covering fresh fruits and vegetables in certain counties of Illinois. Filed 4:12 and 4:18 p. m.

Twin City Order 3–F, Amendment 24, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 4:18 p. m.

Twin City Order 7–F, Amendment 8, covering fresh fruits and vegetables in

certain counties of Minnesota. Filed 11:24 a. m.

Twin City Order 8–F, Amendment 7, covering fresh fruits and vegetables in certain counties of Minnesota. Filed 11:23 a. m.

Springfield Order 24–F, Amendment 2, covering fresh fruits and vegetables in Springfield, Illinois, District. Filed 4:18 p. m.

Twin City Order 3–C, Amendment 4, covering poultry in certain areas within the "Twin Cities District Office" Area. Filed 11:20 a. m.

Twin City Order 1–M, covering bottled beer in certain counties of Minnesota. Filed 4:13 p. m.

Twin City Order 2–O, Amendment 6, covering eggs in certain areas within the "Twin Cities District Office" Area. Filed 11:19 a. m.

Region VII

Denver Order 4–F, Amendment 35, covering fresh fruits and vegetables in the Denver Area. Filed 11:16 a. m.

Denver Order 5–F, Amendment 35, covering fresh fruits and vegetables in the Pueblo Area. Filed 11:15 a. m.

Denver Order 6–F, Amendment 35, covering fresh fruits and vegetables in the Colorado Springs and Manitou Area. Filed 11:14 a. m.

Denver Order 7–F, Amendment 35, covering fresh fruits and vegetables in the Boulder, Fort Collins, Greeley Area. Filed 11:14 a. m.

Denver Order 8–F, Amendment 4, covering fresh fruits and vegetables in the Trinidad Area. Filed 11:13 a. m.

Albuquerque Order 31–C, Amendment 11, covering poultry in the Albuquerque Area. Filed 4:08 p. m.

Albuquerque Order 38–O, Amendment 10, covering poultry in the Albuquerque Area. Filed 4:08 p. m.

Salt Lake City Order 1–D, covering butter and cheese in the state of Utah and certain areas of Idaho, Wyoming, Arizona and Nevada. Filed 4:15 p. m.

Salt Lake City Order 2–D, covering butter and cheese in the state of Utah and certain areas of Idaho, Wyoming, Arizona and Nevada. Filed 4:15 p. m.

Salt Lake City Order 14–F, Amendment 4, covering fresh fruits and vegetables in certain areas of Utah. Filed 9:58 a. m.

Salt Lake City Order 15–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:58 a. m.

Salt Lake City Order 16–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Utah. Filed 9:59 a. m.

Salt Lake City Order 7–W, Amendment 1, covering dry groceries in Salt Lake, Ogden, Provo Area. Filed 4:14 p. m.

Region VIII

Reno Order 5–C, Amendment 9, covering poultry in Washoe County. Filed 11:08 a. m.

Reno Order 7–C, Amendment 9, covering poultry in certain counties in Nevada. Filed 11:08 a. m.

Reno Order 9–C, Amendment 9, covering poultry in Clark, Eureka, Lincoln, and White Pine Counties. Filed 11:07 a. m.

Nevada Order 11–F, Amendment 17, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 4:17 p. m.

Nevada Order 12–F, Amendment 17, covering fresh fruits and vegetables in certain areas in Nevada. Filed 4:18 p. m.

Nevada Order 13–F, Amendment 17, covering fresh fruits and vegetables in certain areas in Nevada. Filed 4:18 p. m.

Nevada Order 14–F, Amendment 17, covering fresh fruits and vegetables in certain areas in Nevada. Filed 11:12 a. m.

Nevada Order 15–F, Amendment 17, covering fresh fruits and vegetables in certain areas in Nevada. Filed 11:11 a. m.

Reno Order 8–O, Amendment 14, covering eggs in certain counties in Nevada. Filed 11:07 a. m.

Reno Order 10–O, Amendment 14, covering eggs in Elko, Eureka, Lincoln, and White Pine Counties. Filed 11:06 a. m.

Reno Order 12–O, Amendment 14, covering eggs in Clark County. Filed 11:06 a. m.

Reno Order 32, Amendment 6, covering dry groceries in Reno and Sparks. Filed 11:11 a. m.

Reno Order 33– , Amendment 6, covering dry groceries in certain areas in Nevada. Filed 11:11 a. m.

Reno Order 34, Amendment 6, covering dry groceries in certain areas in Nevada. Filed 11:10 a. m.

Reno Order 38, Amendment 2, covering dry groceries in Carson City, Fallon, Lovelock, Reno, and Sparks. Filed 11:10 a. m.

Reno Order 39, Amendment 2, covering dry groceries in Babbitt, Elko, Ely, Tonopah, and Winnemucca. Filed 11:10 a. m.

Phoenix Order 2–C, Amendment 8, covering poultry in certain areas in Arizona. Filed 10:02 a. m.

Phoenix Order 9–F, Amendment 33, covering fresh fruits and vegetables in certain areas in Arizona. Filed 9:59 a. m.

Phoenix Order 10–F, Amendment 29, covering fresh fruits and vegetables in the Tucson Area. Filed 10:01 a. m.

Phoenix Order 11–F, Amendment 28, covering fresh fruits and vegetables in the Cochise Area. Filed 10:01 a. m.

Seattle Order 16–F, Amendment 28, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 4:17 p. m.

Seattle Order 17–F, Amendment 27, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 4:17 p. m.

Seattle Order 18–F, Amendment 28, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 4:17 p. m.

Spokane Order 20–F, Amendment 8, covering fresh fruits and vegetables in certain areas in Washington. Filed 4:15 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–5750; Filed, Apr. 5, 1946; 11:29 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 27, 1946.

Region I

Concord Order 9–F, Amendment 49, covering fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover and Portsmouth. Filed 9:10 a. m.

Hartford Order 5–F, Amendment 48, covering fruits and vegetables in Waterbury and Watertown. Filed 9:16 a. m.

New England Order 1–C, Amendment 17, covering chickens in Massachusetts except Dukes and Nantucket Counties. Filed 9:32 a. m.

New England Order 7–F, Amendment 48, covering fruits and vegetables in the Boston Area. Filed 9:28 a. m.

New England Order 8–F, Amendment 44, covering fruits and vegetables in certain cities in Massachusetts. Filed 9:29 a. m.

New England Order 9–F, Amendment 45, covering fruits and vegetables in Acushnet, Dartmouth, Fairhaven, Fall River, Freetown, New Bedford, Somerset, Westport in Massachusetts. Filed 9:30 a. m.

New England Order 10–F, Amendment 43, covering fruits and vegetables in certain cities in Massachusetts. Filed 9:30 a. m.

New England Order 11–F, Amendment 44, covering fruits and vegetables in certain cities in Massachusetts. Filed 9:30 a. m.

New England Order 13–F, Amendment 25, covering fruits and vegetables in the Brockton Area. Filed 9:31 a. m.

New England Order 14–F, Amendment 6, covering fruits and vegetables in Barnstable County in Massachusetts. Filed 9:32 a. m.

Region II

Baltimore Order 3–C, Amendment 1, covering poultry and eggs in the Baltimore City Area in Maryland. Filed 9:12 a. m.

Baltimore Order 11–F, Amendment 8, covering fruits and vegetables in the Baltimore City Area in Maryland. Filed 9:11 a. m.

D. C. Order 8–C, Amendment 1 and 2–O, Amendment 5, covering poultry and eggs in the Washington, D. C. Area. Filed 9:15 a. m.

D. C. Order 6–F, Amendment 8, covering fruits and vegetables in the Washington, D. C. Area. Filed 9:14 a. m.

D. C. Order 7–W, Amendment 2, covering dry groceries in the Washington, D. C. Area. Filed 9:16 a. m.

D. C. Order 7–W, Amendment 3, covering dry groceries in the Washington, D. C. Area. Filed 9:11 a. m.

D. C. Order 15, Amendment 2, covering dry groceries in the Washington, D. C. Area. Filed 9:14 a. m.

Newark Order 3–O, Amendment 2, covering eggs in certain counties in New Jersey. Filed 9:12 a. m.

Newark Order 4–O, Amendment 2, covering eggs in certain counties in New Jersey. Filed 9:13 a. m.

Philadelphia Order 4–C, Amendment 1, covering poultry in Philadelphia, Delaware and Montgomery Counties in Pennsylvania, and Camden County in New Jersey. Filed 9:20 a. m.

Philadelphia Order 14–F, Amendment 8, covering fruits and vegetables in the City and County of Philadelphia. Filed 9:18 a. m.

Philadelphia Order 15–F, Amendment 8, covering fruits and vegetables in Bucks, Chester, Delaware and Montgomery Counties in Pennsylvania. Filed 9:18 a. m.

Philadelphia Order 16–F, Amendment 8, covering fruits and vegetables in Berks, Lehigh and Northampton Counties in Pennsylvania. Filed 9:19 a. m.

Philadelphia Order 26–O, Amendment 5, covering eggs in the Philadelphia and Newark Districts. Filed 9:21 a. m.

Philadelphia Order 39, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 9:19 a. m.

Philadelphia Order 39, Amendment 4, covering dry groceries in certain counties in Pennsylvania. Filed 9:20 a. m.

Region III

Cincinnati Order 13–F, covering fruits and vegetables in certain counties in Ohio. Filed 9:33 a. m.

Cincinnati Order 15–F, covering fruits and vegetables in certain counties in Ohio and Kentucky. Filed 9:33 a. m.

Detroit Order 10–F, Amendment 25, covering fruits and vegetables in the Counties of Wayne and Macomb in the State of Michigan. Filed 9:34 a. m.

Detroit Order 10–F, Amendment 26, covering certain Counties in Michigan. Filed 9:34 a. m.

Detroit Order 10–F, Amendment 27, covering fruits and vegetables in certain counties in Michigan. Filed 9:37 a. m.

Region IV

Atlanta Order 30–C, Amendment 8, covering poultry in Zone 22 in Georgia. Filed 9:38 a. m.

Atlanta Order 31–C, Amendment 8, covering poultry in Zone 22 in Georgia. Filed 9:38 a. m.

Atlanta Order 32–C, Amendment 8, covering poultry in Zone 23 in Georgia. Filed 9:39 a. m.

Atlanta Order 33–C, Amendment 8, covering poultry in Zone 23 in Georgia. Filed 9:39 a. m.

Atlanta Order 34–C, Amendment 8, covering poultry in Zone 25 in Georgia. Filed 9:39 a. m.

Atlanta Order 35–C, Amendment 8, covering poultry in Zone 25 in Georgia. Filed 9:40 a. m.

Atlanta Order 36–C, Amendment 3, covering poultry in Atlanta-Decatur Metropolitan Trade Area in the Atlanta, Georgia District. Filed 9:40 a. m.

Atlanta Order 7–W, Amendment 5, covering dry groceries in the Atlanta District Area. Filed 9:38 a. m.

Atlanta Order 7–W and 38, covering dry groceries in the Atlanta Area. Filed 9:09 a. m.

Atlanta Order 39 covering dry groceries in the Atlanta Area. Filed 9:08 a. m.

Atlanta Order 8–W and 40 covering dry groceries in certain counties in Georgia. Filed 9:07 a. m.

Atlanta Order 41 covering dry groceries in the Savannah Area. Filed 9:06 a. m.

Birmingham Order 5–F, Amendment 24, covering fruits and vegetables in Jefferson County, Alabama. Filed 9:05 a. m.

Columbia Order 27–C, Amendment 8, covering poultry in Richland and Lexington Counties, South Carolina. Filed 9:03 a. m.

Columbia Order 8–F, Amendment 21, covering fruits and vegetables in the State of South Carolina. Filed 9:04 a. m.

Jackson Order 6–F, Amendment 4, covering fruits and vegetables in certain counties in Mississippi. Filed 9:27 a. m.

Jackson Order 7–F, Amendment 24, covering fruits and vegetables in certain counties in Mississippi. Filed 9:05 a. m.

Raleigh Order 11–C, Amendment 5, covering poultry in certain counties in North Carolina. Filed 9:22 a. m.

Raleigh Order 12–C, Amendment 5, covering poultry in Mecklenburg County, N. C. and in the Raleigh, N. C. District. Filed 9:22 a. m.

Raleigh Order 13–F, Amendment 21, covering fruits and vegetables in certain counties in North Carolina. Filed 9:21 a. m.

Raleigh Order 14–F, Amendment 9, covering fruits and vegetables in certain counties in North Carolina. Filed 9:22 a. m.

Region V

Oklahoma City Order 2–C, Amendment 3, covering poultry in Tulsa and Muskogee Counties, Oklahoma. Filed 9:27 a. m.

Oklahoma City Order 9–F, Amendment 3, covering fresh fruits and vegetables in Oklahoma except for certain counties. Filed 9:09 a. m.

Oklahoma City Order 1–O, Amendment 5A, covering poultry in Oklahoma, Tulsa, and Muskogee Counties, Oklahoma. Filed 9:09 a. m.

St. Louis Order 5–W, Amendment 2, covering dry groceries in city and county of St. Louis, Missouri. Filed 9:24 a. m.

St. Louis Order 6–W, Amendment 2, covering dry groceries in certain areas in Missouri. Filed 9:24 a. m.

St. Louis Order 23, Amendment 4, covering dry groceries in the city and county of St. Louis, Missouri. Filed 9:10 a. m.

St. Louis Order 24, Amendment 4, covering dry groceries in certain areas in Missouri. Filed 9:23 a. m.

St. Louis Order 25, Amendment 4, covering dry groceries in certain areas in Missouri. Filed 9:23 a. m.

Region VI

Omaha Order 1–D, covering butter and cheese in the state of Nebraska. Filed 9:26 a. m.

Omaha Order 2–D, covering butter and cheese in the state of Nebraska. Filed 9:26 a. m.

Peoria Order 12, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 9:26 a. m.

Region VII

Albuquerque Order 31–C, Amendment 12, covering poultry in the Albuquerque Area. Filed 9:02 a. m.

Albuquerque Order 8–F, Amendment 52, covering fresh fruits and vegetables in the Albuquerque Area. Filed 9:03 a. m.

Albuquerque Order 38–O, Amendment 11, covering poultry in the Albuquerque Area. Filed 9:01 a. m.

Region VIII

Phoenix Order 11–F, Amendment 17, covering fresh fruits and vegetables in the Cochise Area. Filed 9:16 a. m.

Phoenix Order 22–W, Amendment 4, covering dry groceries in the Yuma County Area. Filed 9:28 a. m.

Portland Order 32–F, Amendment 19, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:01 a. m.

Portland Order 32–F, Amendment 20, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:00 a. m.

Portland Order 33–F, Amendment 19, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon Area. Filed 9:00 a. m.

Portland Order 33–F, Amendment 20, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon Area. Filed 9:00 a. m.

Portland Order 34–F, Amendment 18, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon Area. Filed 8:59 a. m.

Portland Order 34–F, Amendment 19, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon Area. Filed 8:59 a. m.

Portland Order 35–F, Amendment 19, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon Area. Filed 8:59 a. m.

Portland Order 35–F, Amendment 20, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon Area. Filed 8:59 a. m.

Portland Order 36–F, Amendment 19, covering fresh fruits and vegetables in corporate limits of the cities of Bend and Pendleton, Oregon. Filed 8:58 a. m.

Portland Order 36–F, Amendment 20, covering fresh fruits and vegetables in corporate limits of the cities of Bend and Pendleton, Oregon. Filed 8:58 a. m.

Portland Order 37–F, Amendment 19, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon Area. Filed 8:58 a. m.

Portland Order 37–F, Amendment 20, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon Area. Filed 8:58 a. m.

Portland Order 37–F, Amendment 20, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon Area. Filed 8:58 a. m.

Portland Order 38–F, Amendment 19, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon Area. Filed 8:58 a. m.

Portland Order 38–F, Amendment 20, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon Area. Filed 8:57 a. m.

Portland Order 39–F, Amendment 19, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon Area. Filed 8:57 a. m.

Portland Order 39–F, Amendment 20, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon Area. Filed 8:57 a. m.

Portland Order 40–F, Amendment 16, covering fresh fruits and vegetables in corporate limits of the city of The Dalles, Oregon. Filed 8:57 a. m.

Portland Order 41–F, Amendment 20, covering fresh fruits and vegetables in Kelso, Salem, Hood River, Clatskanie, Forest Grove, Oregon Area. Filed 8:56 a. m.

Portland Order 42–F, Amendment 20, covering fresh fruits and vegetables in certain cities and communities of Oregon. Filed 8:56 a. m.

Portland Order 42–F, Amendment 21, covering fresh fruits and vegetables in certain cities and communities in Oregon. Filed 8:54 a. m.

Portland Order 43–F, covering fresh fruits and vegetables in Kelso, Salem, The Dalles, Clatskanie, Forest Grove, Oregon Area. Filed 8:55 a. m.

Portland Order 3–P, Revocation, covering sales of fish in the Portland, Vanport, Oregon, and Vancouver, Washington Area. Filed 8:55 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–5751; Filed, Apr. 5, 1946; 11:29 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 28, 1946:

Region I

New England Order 2–O, Amendment 5, covering eggs in the Commonwealth of Mass. except Dukes and Nantucket counties. Filed 2:42 p. m.

New England Order 4–O, Amendment 5, covering eggs in certain cities and towns in the Commonwealth of Mass. Filed 2:43 p. m.

New England Order 6–O, Amendment 6, covering eggs in the Greater Boston Trading Area. Filed 2:43 p. m.

New England Order 1, Amendment 5, covering certain dry grocery items in the Commonwealth of Mass. except those in Dukes and Nantucket counties. Filed 2:42 p. m.

Region II

New York Order 10–C, Amendment 1, covering poultry in the City of New York and Nassau and Westchester counties. Filed 2:44 p. m.

New York Order 22–O, Amendment 5, covering eggs in the City of New York and Nassau and Westchester counties. Filed 2:50 p. m.

New York Order 14–F, Amendment 8, covering fresh fruits and vegetables in the five boroughs of New York City. Filed 2:43 p. m.

New York Order 15–F, Amendment 8, covering fresh fruits and vegetables in Nassau and Westchester counties, N. Y. Filed 2:44 p. m.

New York Order 16–F, Amendment 8, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster, New York. Filed 2:44 p. m.

Region III

Cincinnati Order 27, covering dry groceries in certain counties of the Cincinnati area. Filed 2:50 p. m.

Cincinnati Order 29, covering dry groceries in certain counties of Ohio. Filed 2:50 p. m.

Cleveland Order 3–F, Amendment 40, covering fresh fruits and vegetables in Lucas County and Townships of Lake, Ross, Rossford and Perrysburg in Wood County, Ohio. Filed 2:51 p. m.

Cleveland Order 4–F, Amendment 34, covering fresh fruits and vegetables in certain areas of Ohio. Filed 2:53 p. m.

Cleveland Order 6–F, Amendment 18, covering fresh fruits and vegetables in Cuyahoga County, Ohio. Filed 2:53 p. m.

Cleveland Order 7–F, Amendment 18, covering fresh fruits and vegetables in certain areas in the Ohio District. Filed 2:54 p. m.

Detroit Order 11–F, Amendment 1, covering fresh fruits and vegetables in the designated counties of the Detroit District. Filed 10:15 a. m.

Detroit Order 6–W, Amendment 3, covering wholesale community food prices in the Saginaw District. Filed 10:15 a. m.

Indianapolis Order 5–O, Amendment 11, covering eggs in certain counties of Indiana. Filed 2:47 p. m.

Indianapolis Order 6–O, Amendment 11, covering eggs in certain counties of Indiana. Filed 2:47 p. m.

Cincinnati Order 11–W, covering dry groceries wholesale and retail in certain counties in Ohio. Filed 2:51 p. m.

Region IV

Atlanta Order 10–O (Issued by Savannah District Office), Amendment 3, covering eggs in Zone 16 in Georgia. Filed 2:40 p. m.

Atlanta Order 13–O (Issued by Savannah District Office), Amendment 10, covering eggs in Chatham County, Ga. Filed 2:39 p. m.

Atlanta Order 22–O, Amendment 12, covering eggs in Atlanta-Decatur Trade Area, Atlanta. Filed 2:39 p. m.

Atlanta Order 14–C (Issued by Savannah District Office), Amendment 4, covering poultry in Chatham County, Ga. Filed 2:40 p. m.

Atlanta Orders 8–W, 40, Amendment 4, covering dry groceries in the Savannah area. Filed 2:41 p. m.

Richmond Order 3–C, Amendment 9, covering dry groceries in the Richmond District. Filed 2:40 p. m.

Richmond Order 5–C, Amendment 5, covering dry groceries in the Richmond District. Filed 2:40 p. m.

Region VI

Green Bay Order 7–F, Amendment 24, covering fresh fruits and vegetables in certain areas of Wisconsin. Filed 2:47 p. m.

Green Bay Order 8–F, Amendment 24, covering fresh fruits and vegetables in certain counties of Wisconsin. Filed 2:47 p. m.

Green Bay Order 9–F, Amendment 24, covering fresh fruits and vegetables in the counties of Forence, Forest and Marinette of Wisconsin. Filed 2:45 p. m.

Green Bay Order 10–F, Amendment 25, covering fresh fruits and vegetables in Eau Claire and Chippewa Falls, Wisconsin. Filed 2:45 p. m.

Green Bay Order 11–F, Amendment 11, covering fresh fruits and vegetables in certain areas of Wisconsin. Filed 2:44 p. m.

Green Bay Order 12–F, Amendment 11, covering fresh fruits and vegetables in certain areas of Wisconsin. Filed 2:43 p. m.

Omaha Order 32, Amendment 2, covering dry groceries in certain Nebraska counties. Filed 2:41 p. m.

Omaha Order 35, Amendment 2, covering dry groceries in certain counties in Nebraska. Filed 2:42 p. m.

Omaha Order 11–W, Amendment 2, covering dry groceries in North Platte and McCook, Nebraska. Filed 2:41 p. m.

Omaha Order 12–W, Amendment 2, covering dry groceries in Crawford and the county of Scotts Bluff, Nebraska. Filed 2:42 p. m.

Sioux Falls Order 5–F, Amendment 9, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 2:39 p. m.

Springfield Order 1–D, Amendment 1, covering butter and cheese in all counties. Filed 2:46 p. m.

Springfield Order 2–D, Amendment 1, covering butter and cheese in all counties. Filed 2:46 p. m.

Springfield Order 24–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Illinois. Filed 2:46 p. m.

Region VIII

Reno Order 8–O, Amendment 15, covering eggs in certain counties in Nevada. Filed 2:49 p. m.

Reno Order 10–O, Amendment 15, covering eggs in Elko, Eureka, Lincoln, and White Pine Counties. Filed 2:50 p. m.

Reno Order 12–O, Amendment 15, covering eggs in Clark County. Filed 2:50 p. m.

Nevada Order 15–F, Amendment 17–A, covering fresh fruits and vegetables in certain areas in Nevada. Filed 2:48 p. m.

Nevada Order 5–C, Amendment 10, covering poultry in Washoe County. Filed 2:49 p. m.

Reno Order 7–C, Amendment 10, covering poultry in certain counties in Nevada. Filed 2:49 p. m.

Reno Order 9–C, Amendment 10, covering poultry in Clark, Elko, Eureka, Lincoln, and White Pine counties. Filed 2:49 p. m.

Nevada Order 11–F, Amendment 17–A, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 2:47 p. m.

Phoenix Order 9–F, Amendment 34, covering fresh fruits and vegetables in the Phoenix Area. Filed 9:14 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–5752; Filed, Apr. 5, 1946; 11:30 a. m.]

[Region II Order G–54 Under RMPR 122, Amdt. 5]

SOLID FUELS IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.259 (a) (1) and Rule 4 under § 1340.254 of Revised Maximum Price Regulation No. 122, Order No. G–54 is amended in the following respects:

1. The paragraph in Amendment No. 2 to Order No. G–54, issued on January 31, 1945, incorporating the effective date and expiration date of that amendment, is modified to read as follows: "This Amendment No. 2 to Order No. G–54 shall become effective February 1, 1945."

2. The paragraph in Amendment No. 3 to Order No. G–54, issued on February 3, 1945, incorporating the effective date and expiration date of that amendment, is modified to read as follows: "This Amendment No. 3 to Order No. G–54 shall become effective February 12, 1945."

This Amendment No. 5 to Order No. G–54 shall become effective on March 31, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 31st day of March 1945.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 46–5778; Filed, Apr. 5, 1946; 1:41 p. m.]

[Region II Order G–54 Under RMPR 122, Amdt. 6]

SOLID FUELS IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.259 (a) (1) and Rule 4 under § 1340.254 of Revised Maximum Price Regulation No. 122, Order No. G–54 is amended in the following respects:

1. A new paragraph (o) is inserted immediately after paragraph (n) to read as follows:

(o) Wherever a margin of "$3.75" or "$2.50" is provided for in this order, there shall be substituted therefore a margin of "$3.85" or "$2.60" in place and instead of the said margins of "$3.75" or "$2.50".

This amendment to Order No. G–54 shall become effective as of January 2, 1946 and shall, unless earlier revoked or replaced, expire at midnight, April 30, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued January 25, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–5779; Filed, Apr. 5, 1946; 1:41 p. m.]

[Kansas City Order G–1 Under Gen. Order 68]

CERTAIN BUILDING MATERIALS IN CLAY AND JACKSON COUNTIES, MO., AND JOHNSON AND WYANDOTTE COUNTIES, KANS.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Clay and Jackson Counties, Missouri and Johnson and Wyandotte Counties, Kansas.

SEC. II. *Definitions.* (1) The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

(2) *Free delivery zone.* The term free delivery zone as used in this order includes all points within a radius of 10 miles from the place from which delivery is made and all points within the following described boundary line:

Beginning at the North end of the Fairfax Bridge across the Missouri River, thence north and east along U. S. Highway 69 to Claycomo, then south along an unnumbered road to the Missouri River, thence straight south across the Missouri River and along the south bank thereof to and including Cement City, thence southwest along County Road 7E to Sugar Creek Road (4N), thence east along Sugar Creek Road (4N) to a common junction thereof with U. S. Highway 24 and an unnumbered highway, thence southeast over such unnumbered highway to its junctions with Jones Road and south thereon and on Necessary Road to Holke Road; thence west thereon to Kiger Road; thence south thereon to Evans & Sheley Lane; thence west thereon to Noland Road (U. S. Highway 71 By-Pass); thence south thereon to junction with U. S. Highway 40; thence west along U. S. Highway 40 and Alternate U. S. Highway 40 to Norfleet Road; thence south thereon to Smith Road (or an unnumbered highway representing an extension thereof); thence generally west thereon to Woodson Road; thence south on Woodson Road to junction with County Road (8E); thence west to Raytown South Road; thence south on Raytown South Road (5E) to Bannister Road; thence west on Bannister Road to Blue Ridge Boulevard Extension (County Road 4E); thence south on Blue Ridge Boulevard Extension to junction with Red Bridge Road, east of Hickman Mills; thence west through Hickman Mills on Red Bridge Road (County Road 10S) to Missouri-Kansas State line; thence north on Missouri-Kansas State Line to 93d Street; thence west on 93d Street to Mission Road; thence north on Mission Road to 83d Street; thence west on 83d Street through and including Overland Park to State Highway 58 and southwest thereon to the Mission Township line; thence north on Mission Township line to U. S. Highway 50; thence west on U. S. Highway 50 and State Highway 10 to Cemetery Road; thence north on Cemetery Road to Fisher Lane; thence east thereon to O'Hara Road; thence north to Hester Road; thence west thereon to Holliday Road; thence southwest along Holliday Road to a point directly south of Morris; thence north through Morris to Muncie; thence northeast from Muncie on State Highway 32 to its junction with Francis Road; thence generally north along Francis Road to its junction with U. S. Highway 40; thence east on U. S. Highway 40 to its junction with Brenner Heights Road; thence generally north on Brenner Heights Road to Parallel Avenue; thence west thereon to Mahan Road and north thereon to its junction with Dickenson Road; thence east on Dickenson Road to Nearman; thence north to the Missouri River and thence east and south along the south bank of the Missouri River to Fairfax Bridge; thence across the bridge to point of beginning (including all points and places within the limits of all points described as on said boundary). The boundary line so described shall be construed as following the center of the public highways named. The above described area is generally known and referred to as Greater Kansas City.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.
8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

(1) Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

(2) Obtain higher than maximum prices by;

(i) Making a charge for delivery of building material items delivered within the free delivery zone hereinafter defined;

(ii) Making a charge for delivery outside the free delivery zone in excess of that permitted by this order;

(iii) Making a charge higher than this order authorizes for the extension of credit;

(iv) Failure to give the discounts required by this order for prompt payment;

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(vi) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* (1) Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Kansas City District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materals, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Kansas City District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective February 11, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Kansas City, Missouri, this 6th day of February 1946.

J. G. CALLAWAY,
District Director.

APPENDIX A—MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN BUILDING MATERIALS WHEN SUCH SALES ARE MADE IN THE AREA COMPRISING CLAY AND JACKSON COUNTIES IN MISSOURI AND JOHNSON AND WYANDOTTE COUNTIES IN KANSAS

[Maximum prices in dollars per selling unit]

Item	When sold in quantities of	Selling unit	Delivered in free delivery zone	F. o. b. yard, store or plant, (f. o. b. railroad car in case of CL sales)	Item	When sold in quantities of	Selling unit	Delivered in free delivery zone	F. o. b. yard, store or plant, (f. o. b. railroad car in case of CL sales)
Plaster, hard wall	1-19 bags	100-lb. bag	$1.17	$1.05	Masonry cement	1-29 bags	67-lb. bag	$0.72	$0.60
	20 or more bags, LCL	Ton	20.00	19.40		30 or more bags, LCL	268-lb. bbl	2.60	2.40
	CL or more	Ton	19.90	18.90		CL or more	268-lb. bbl	2.40	2.20
Plaster, gaging	1-19 bags	100-lb. bag	1.30	1.17	Mason's hydrated lime	1-39 bags	50-lb. bag	.65	.60
	20 or more bags, LCL	Ton	23.40	22.80		40 or more bags, LCL	Ton	24.00	23.40
	CL or more	Ton	21.40	20.40		CL or more	Ton	13.60	11.60
Plaster, moulding	1-19 bags	100-lb. bag	1.30	1.17	Gypsum block partition 3", hollow.	LCL	Sq. ft	.08	.07
	20 or more bags, LCL	Ton	23.40	22.80		CL	Sq. ft	.07	.06
	CL or more	Ton	21.40	20.40	Gypsum block partition 4", hollow.	LCL	Sq. ft	.10	.09
Plaster, bonding	1-19 bags	100 lb. bag	1.50	1.35		CL	Sq. ft	.085	.075
	20 or more bags, LCL	Ton	27.00	26.00	Fire brick, 9", straight first quality.	Less than 500	1,000	90.00	88.00
	CL or more	Ton	24.40	23.40		500 or more, LCL	1,000	88.00	87.00
Keene's cement	1-19 bags	100 lb. bag	1.80	1.62		CL or more	1,000	85.00	83.00
	20 or more bags, LCL	Ton	32.40	30.40	Fire clay	One bag	100-lb bag	1.50	1.40
	CL or more	Ton	24.90	23.90		More than one bag	100-lb bag	1.12	1.02
Finishing lime	LCL	50 lb. bag	.76	.685	Clay drain tile, 4"	Less than 300'	Linear ft	.095	.085
	CL or more	Ton	20.55	19.55		300' or more LCL	Linear ft	.085	.075
Lath, gypsum, ⅜"	Less than 1,000 sq. ft	Sq. ft	.030	.029		CL or more	Linear ft	.08	.07
	1,000 sq. ft. or more, LCL	Sq. ft	.027	.026	Clay drain tile, 6"	Less than 300'	Linear ft	.17	.15
	CL or more	Sq. ft	.0245	.0235		300' or more LCL	Linear ft	.16	.14
Lath, metal, corner bead, expanded type.	Less than 300 ft	Linear ft	.06	.05		CL or more	Linear ft	.15	.13
	300 ft. or more	Linear ft	.08	.05	Vitrified clay sewer pipe, 4"	Less than 300'	Linear ft	.20	.18
Lath, metal, 2.5 pd., painted diamond mesh.	less than 100 sq. yds	Sq. yd	1.25	1.23		300' or more LCL	Linear ft	.18	.16
	100 sq. yds. or more	Sq. yd	1.225	1.205		CL or more	Linear ft	.17	.15
Lath, metal, 2.75 lb., painted diamond mesh.	Less than 100 sq. yds	Sq. yd	1.26	1.24	Vitrified clay sewer pipe, 6"	Less than 300'	Linear ft	.29	.27
	100 sq. yds. or more	Sq yd	1.235	1.215		300' or more LCL	Linear ft	.26	.24
Lath, metal, 3.4 lb., painted diamond mesh.	Less than 100 sq. yds	Sq yd	1.28	1.28		CL or more	Linear ft	.235	.215
	100 sq. yds. or more	Sq yd	1.255	1.255	Flue lining 9" x 9"	1-39 ft	Linear ft	.35	.33
						40 ft. or more	Linear ft	.31	.29
					Flue lining 9" x 13"	1-39 ft	Linear ft	.52	.50
						40 ft. or more	Linear ft	.46	.44
					Flue lining 13" x 13"	1-39 ft	Linear ft	.67	.65
						40 ft. or more	Linear ft	.58	.56
Portland cement, standard (paper bags).	1-19 bags	94-lb. bag	.765	.70	Gypsum wall board ⅜"	Less than 1,000 sq. ft	1,000 sq. ft	43.00	38.50
	20 or more bags, LCL	376-lb. bbl	2.80	2.75		1,000 sq. ft. or more	1,000 sq. ft	38.50	37.00
	CL or more	376-lb. bbl	2.75	2.62	Gypsum wall board ½"	Less than 1,000 sq. ft	1,000 sq. ft	48.00	41.00
Portland cement, standard (cloth bags).	1-19 bags	94-lb. bag	.815	.765		1,000 sq. ft. or more	1,000 sq. ft	43.00	40.50
	20 or more bags, LCL	376-lb. bbl	3.05	3.00	Gypsum sheathing, water repellant, ½"	Less than 1,000 sq. ft	1,000 sq. ft	42.50	38.50
	CL or more	376-lb. bbl	3.00	2.87		1,000 sq. ft. or more	1,000 sq. ft	38.50	37.00

[1] Add 1¢ for copper-bearing metal lath or 3¢ for galvanized metal lath. Add an additional 1¢ to the price of each of these specifications when the item sold is furring metal lath.

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discount:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described of all commodities subject to this order.

(a) For sellers who were in business during March 1942, the same delivery charge they had in effect during March 1942 for each type and quantity of sale made.

(b) For sellers who were not in business during March 1942, the delivery charge which their most competitive seller, who was in business during March 1942, may make under the provisions of this order.

4. *The Missouri and Kansas State sales tax.* Sellers may add to the prices listed in this Appendix A the sales taxes required to be collected by the laws of the States of Missouri or Kansas. These taxes shall be separately stated in the dealer's invoice, sales slip or receipt.

[F. R. Doc. 46-5772; Filed, Apr. 5, 1946; 1:38 p. m.]

[Raleigh Order G-1 Under Gen. Order 68]

HARD BUILDING MATERIALS IN RALEIGH, N. C., DISTRICT

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Raleigh, North Carolina District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration in Region IV, Delegation Order No. 93 issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all "retail sales" made by any seller, of the commodities specified in Table I delivered by any seller whose place of business is located in the "Raleigh District Trade Area."

The "Raleigh District Trade Area" for the purpose of this order consists of the following area: That area located in the counties of Alamance, Beaufort, Bertie, Bladen, Brunswick, Camden, Carteret, Caswell, Chatham, Chowan, Columbus, Craven, Cumberland, Currituck, Dare, Duplin, Durham, Edgecombe, Franklin, Gates, Granville, Greene, Halifax, Harnett, Hertford, Hoke, Hyde, Johnston, Jones, Lee, Lenoir, Martin, Moore, Nash, New Hanover, Northampton, Onslow, Orange, Pamlico, Pasquotank, Pender, Perquimans, Person, Pitt, Robeson, Sampson, Scotland, Tyrrell, Vance, Wake, Warren, Washington, Wayne and Wilson, North Carolina (except the Townships of Atlantic, Nags Head, Kenneket and Hatteras in Dare County and the Township of Ocracoke in Hyde County).

SEC. 2. *Definition of retail sales.* For the purpose of this order, a retail sale means a sale to an ultimate consumer or to any person for resale on an installed basis within the meaning of section 1 (b) of Revised Maximum Price Regulation No. 251.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed Table I. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4 *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order, except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for hard building materials covered by this order are set forth in Table I which is annexed to and made a part of this order. Such maximum prices are subject to provisions of section 6 of this order.

SEC. 6. *Discounts, allowances and delivery practices.* Each seller subject to this order must maintain his customary terms, discounts and allowances in sales to each class of purchaser which he had in effect during March, 1942.

SEC. 7. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I, as amended from time to time, which lists the maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers.

SEC. 8. *Sales slip and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of the buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 9. *Enforcement provisions.* On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 10. *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, a copy of which will be furnished upon request.

SEC. 11. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-1 shall become effective February 11, 1946.

Issued this 6th day of February 1946.

THEODORE S. JOHNSON,
District Director.

TABLE I—MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN HARD BUILDING MATERIALS

[Subject to discounts, allowances, etc. as provided in Section 6 of Order G-1]

No.	Description of commodity	Unit	Maximum delivered price (f. o. b. job)
1	Angle iron	Per lb	$0.10
2	Pulp wallboard, 3/16"	Per M sq. ft	40.00
3	Gypsum sheathing, ½"	Per M sq. ft	42.50
4	Gypsum sheathing, ½"	Per M sq. ft	42.00
5	Gypsum lath, ⅜" (rock lath).	Per M sq. ft	55.00
6	Gypsum wallboard, ⅜"	Per M sq. ft	40.00
7	Gypsum wallboard, ½"	Per M sq. ft	50.00
8	Plaster base lath, ½"	Per M sq. ft	55.00
9	Standard, presdwood, ¼"	Per M sq. ft	70.00
10	Standard presdwood, 3/16"	Per M sq. ft	75.00
11	Standard presdwood, ½"	Per M sq. ft	110.00
12	Tempered presdwood, ¼"	Per M sq. ft	100.00
13	Tempered presdwood, 3/16"	Per M sq. ft	110.00
14	Tempered presdwood, ½"	Per M sq. ft	130.00
15	Deluxe quarterboard	Per M sq. ft	60.00
16	Keen's cement	Per sack	2.50
17	Portland cement	Per sack	.85
18	do	Per bbl	3.32
19	Junior insulation batts	Per M sq. ft	60.00
20	Wool blankets, 1"	Per M sq. ft	50.00
21	Wool blankets, 2"	Per M sq. ft	55.00
22	Wool blankets, 3"	Per M sq. ft	75.00
23	Metal lath	Per sq. yd	.32
24	Finishing lime	Per 50 lb. sack	.65
25	do	Per ton	26.00
26	Mason's hydrated lime	Per 50 lb. sack	.50
27	Plaster hard wall	Per 100 lb. sack	1.10
28	do	Per ton	20.00
29	Plaster gauging	Per 100 lb. sack	1.50
30	do	Per ton	30.00
31	Asbestos shingles	Per sq	9.25
32	Asbestos siding 12 x 24 white.	Per sq	8.50
33	Red brick siding	Per sq	4.00
34	Insulated brick asphalt siding ½".	Per sq	13.50
35	210 lb. 12" strip shingle (roofing).	Per sq	6.00
36	167 lb. 11½" hex strip shingles.	Per sq.	4.75
37	90 lb. roll roofing mineral surfaced.	Per sq	2.50

[F. R. Doc. 46-5770; Filed, Apr. 5, 1946; 1:37 p. m.]

[Region IV Order G-2 Under RMPR 251]

PLUMBING SERVICES AND INSTALLED PLUMBING AND HEATING FIXTURES AND MATERIALS IN ATLANTA REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator for Region IV by section 9 of Revised Maximum Price Regulation 251, it is hereby ordered:

1. *What this order does.* This basic order puts into one document the provisions which will be common to all future orders establishing flat (dollars-and-cents) maximum prices for plumbing services and installed plumbing and heating fixtures and materials to be issued by the Atlanta Regional Office and/or by the District Office in Region IV, pursuant to the authority contained in section 9 of Revised Maximum Price Regulation 251. The orders to be issued under this basic order are referred to herein as "adopting orders" and when issued will expressly adopt the provisions of this basic order. The provisions of Revised Maximum Price Regulation 251 cover all sales of plumbing services and installed plumbing and heating fixtures and materials in all areas not

covered by these orders, unless and until adopting orders are issued under this order. When such adopting orders are issued, they will supersede the provisions of sections 6 and 7 of Revised Maximum Price Regulation 251 with respect to plumbing services and installed plumbing and heating fixtures and materials.

2. *Transactions covered by this order.* This order covers all sales of plumbing services and installed plumbing and heating fixtures and materials.

3. *Relationship of this order to all adopting orders to Revised Maximum Price Regulation 251.* The provisions of this order, when and if adopting orders are issued, supersede sections 6 and 7 of Revised Maximum Price Regulation 251 with respect to sales of plumbing services and installed plumbing and heating fixtures and materials in the areas affected by such adopting orders. All other provisions of Revised Maximum price Regulation 251 are applicable to transactions subject to this order unless otherwise provided in this order. On and after the effective date of any adopting order issued under this basic order, regardless of any contract or other obligation, no person shall sell or offer to sell plumbing services and installed plumbing and heating fixtures and materials in the area covered by such adopting order at prices higher than those established by such adopting order.

4. *Definitions.* (a) The term "plumbing services" in this order includes plumbing and allied services performed by any person selling plumbing services and installed plumbing and heating fixtures and materials, including installation and repair services and sale of fixtures and materials installed at job site.

(b) "Fixtures" include such plumbing facilities as bath tubs, lavatories, commodes, hot water tanks, heaters and all other plumbing and heating appliances except those defined as materials.

(c) "Plumbing materials" include all items of materials necessary for the installation, maintenance or repair of plumbing fixtures and other plumbing facilities, including but not limited to pipe, pipe fittings, valves, hangers, lead and items generally known to the trade as plumbing specialities.

(d) "Maximum hourly labor charge" means the amount charged for labor of a specified type or class of plumbing services, made either at a flat rate per hour so as to include a margin for administrative and overhead costs and profit, or as a percentage of seller's labor costs, which resulting maximum labor charge is also deemed to include a margin for administrative and overhead costs and profit, together with overtime applicable in either case.

(e) "Legal wage rates" means the wage rates in effect on October 3, 1942 or the wage rates which have been approved by a Federal wage or stabilization agency, but not more than the wage rate actually paid by the seller.

(f) "Master plumber" means any person who, as owner or supervisor, renders plumbing services and is licensed as such by the appropriate government agency.

(g) "Journeyman plumber" means any person who renders plumbing services and is licensed as such by the appropriate government agency.

(h) "Apprentice plumber" means any person who renders plumbing services and is in the process of becoming a journeyman plumber.

(i) "Helpers" or "laborers" means any person other than a master plumber, journeyman plumber or apprentice plumber who renders plumbing services.

5. *Special pricing practices to be used in computing maximum prices.* — (a) *Measurement of hours.* The time charged against any job shall be counted from the time the workman leaves the shop, completes the job and returns or proceeds to the next job. Time in transit to and from the job can be charged only once per day. The hours for which charges are made shall not exceed those shown in the seller's payroll record.

(b) *Overtime.* When work is performed at the purchaser's request between 5:00 p. m. and 8:00 a. m. of any day from Monday through Friday or at any time on Saturdays, Sundays or legal holidays, the maximum labor charge per hour may not be in excess of 150 percent of the straight time rate authorized in the adopting order for the particular area covered by said adopting order.

(c) *Minimum service charge.* The highest minimum service charge that may be made for any job is established as the hourly service charge for one hour's work as calculated under the adopting order for the particular area covered by said adopting order.

(d) *Self-employed plumber.* A self-employed licensed Journeyman or Master Plumber, who performs plumbing services himself, may take as his maximum service charges those applicable to a journeyman or master plumber, respectively, of his nearest competitive establishment.

(e) *Maximum labor charges for combination work.* The labor charges for any combination of workers other than those set forth in the adopting order for the particular area covered by said adopting order shall not exceed the sum of the service charges as computed for the individual workers comprising the team.

6. *Guaranteed prices.* A seller may offer to supply plumbing services covered by the adopting order for the particular area on the basis of a contract or guaranteed price: *Provided, however,* That such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing method and requirements covered by the adopting order for the particular area.

7. *Records.* Every person making sales subject to the adopting order for the particular area must keep a record showing the time spent by his employees on any job involving plumbing services and the wage rate paid to each such employee. Such person must keep invoices showing amounts paid for materials, fixtures, specialties and for sub-contracted work. Such records shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

8. *Sales slips and receipts.* Every person subject to the adopting order for the particular area shall furnish to each purchaser of plumbing services a sales slip or invoice showing separately the amount charged for labor, materials, fixtures, specialties and for any sub-contracted work, and such sales slip must contain a statement that the prices charged do not exceed maximum prices established by the adopting order for the particular area. Duplicates of such invoices or sales slips shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

9. *Evasion.* Any practice or device which results in a higher price to the purchaser of plumbing services and installed plumbing and heating fixtures and materials than is permitted by the applicable adopting order under this order is a violation of this order and the provisions of section 11 of Revised Maximum Price Regulation 251, as amended, remain in full force and effect.

10. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective in each area when adopted by an order covering that area, except that it shall not apply to such sales under Revised Maximum Price Regulation 251 made pursuant to contracts entered into prior to the effective date of such adopting order.

Issued: March 22, 1946.

JOHN D. MOSBY,
Acting Regional Administrator.

[F. R. Doc. 46-5769; Filed, Apr. 5, 1946; 1:36 p. m.]

[Region V Order G-29 Under RMPR 251]

INSTALLED MINERAL WOOL INSULATION IN TEXARKANA, TEX., AND TEXARKANA, ARK.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

(a) *Transactions covered by this order.* This order covers sales of mineral wool insulation on an installed basis in existing structures. All items of incidental construction work as defined below remain covered by Revised Maximum Price Regulation 251.

"Mineral wool" means rock wool, slag wool and glass wool blown from molten materials and used to retain or exclude heat.

"Existing structures" means completed structures whether occupied or unoccupied, and includes ordinary changes, improvements, remodeling and additions.

"On an installed basis" means a transaction in which the seller furnishes mineral wool insulation, together with the labor, services and material required to incorporate such insulation into an existing structure. Installation may be performed by the pneumatic or blowing method, by the hand-packing method, or by the use of batts and blankets.

"Incidental construction work" means work performed or services rendered with respect to a building or structure apart from the installation of mineral wool insulation. It also includes those materials and operations the cost of which are expressly described as not included in the prices of certain items listed in Table I of section (d) of this order.

(b) *Relationship of this order to Revised Maximum Price Regulation No. 251.* The provisions of this order supersede sections 6, 7, and 8 of Revised MPR 251, except as otherwise provided in this order, with respect to sales of mineral wool insulation on an installed basis and incidental construction work. Except as otherwise provided herein, all transactions subject to this order shall remain subject to all provisions of Revised MPR 251, together with all amendments that have been or hereafter may be issued.

On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver mineral wool insulation on an installed basis or incidental construction work as herein defined, at prices higher than the maximum prices established by this order.

(c) *Geographical applicability.* This order shall apply to all sales of installed mineral wool in structures located in Texarkana, Texas, and Texarkana, Arkansas.

(d) *Maximum prices.* The maximum prices for sales of mineral wool insulation on an installed basis shall be those shown in Table I of this section. Prices apply to all types and thicknesses of blown mineral wool and to all types and thicknesses of hand packed loose mineral wool and to batts and blankets. The prices listed in Table I are based upon an insulation thickness of 4 inches. For each inch or fraction of inch of insulation over 4 inches, when ordered by the buyer, the seller may make an additional charge of 25 percent of the 4 inch price per inch per square foot. For each inch of thickness under 4 inches, the seller shall deduct 20 percent of the 4 inch price. A ⅜ inch tolerance may be allowed without charge in maximum price.

The drawings referred to in Table I are on file with the Division of the Federal Register, and are hereby made a part of this order. For the convenience of seller and buyers, and in the interest of simplification and clarity of description copies of these drawings are attached to this order and distributed by the Office of Price Administration.

Where a machine or a crew of two or more workers is used on mineral wool insulation jobs and the total charge as determined in accordance with the maximum prices listed in Table I is $40 or less, the seller may add $10.00 to such charge.

TABLE I—MAXIMUM PRICES

FLAT AREAS

Exposed ceilings

	Prices per sq. ft. (4" thickness basis)
1. Open attics with over 24" clearance to roof. No roof opening necessary, open blowing conditions. Drawing 1	$0.12
2. Under flat built up roofs (suspended ceiling) with over 24" clearance between roof and hung ceiling; open blowing conditions. (Price includes cost of opening and closing for area 500 square feet and over. Price does not include opening and closing for areas under 500 square feet.) Drawing 2	$0.13

Covered ceilings

(Prices include cost of removing and replacing flooring)

3. Open attics with a single rough flooring and accessible. No roof opening necessary. Drawing 3	$0.14
4. Open attics with finished single floors. Drawing 4	.15
5. Open attics with finished double floors. Drawing 5	.16

Flat ceilings in closed spaces

(Prices do not include cost of opening and closing)

6. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat. Drawing 6	$0.14
7. Ceilings in closed space under ridge of pitched roofs, where opening for the full length of ridge is necessary because of small clearance between ridge and ceiling areas. Drawing 7	.15
8. Flat built up roof types including row house construction and commercial buildings plus cost of opening. Drawings 2 and 8	.14
9. Flat roof decks covered with tin, copper or canvas plus cost of opening. Drawing 9	.14
10. Overhang. Drawing 10	.17
11. Dormer tops. Drawing 11:	
(a) Where no retainer material is necessary	.14
(b) Where retainer material is necessary	.20
12. Bay window top or bottom. Drawing 12	.14

Floors

(Prices include cost of opening and closing)

13. Any exposed floors over garage ceilings, open porches of similar types of areas where the underside of the area to be insulated is closed and finished. Drawing 13	$0.20
14. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14	.20

Floors over unexcavated areas

(Prices do not include cost of retaining materials)

15. Batts and blankets. Drawing 15	$0.15
16. 4" fill over retaining material and lath retaining surface. Drawing 16	.20
17. All slopes where closed and finished on the interior side of the rafters. (Price does not include cost of opening and closing.) Drawing 17	.14
18. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blow is impractical. (Prices do not include cost of opening and closing.) Drawing 18	.16
19. Open rafters and slopes. Insulation held in place by retaining material. (Price includes cost of retainer material, if used.) Drawing 19	.18

TABLE I—MAXIMUM PRICES—Continued

FLAT AREAS—continued

Knee walls and partitions

	Prices per sq. ft. (4" thickness basis)
20. Interior plastered walls where no decoration is necessary except plaster patching. Drawing 20. (Price includes opening and closing)	$0.20
21. Knee walls adjacent to slopes and easily accessible, no openings required. (Price includes cost of retaining material.) Drawing 21	.20
22. Knee walls not accessible, requiring retaining material. (Price includes cost of retaining material but does not include opening and closing.) Drawing 22	.20
23. Stairwells. (Prices include opening and closing.) Drawing 23:	
(a) Soffits	.14
(b) Walls (measurement of walls may be taken as rectangle from floor to ceiling)	.16

Exterior walls

(Prices include cost of opening and closing)

24. Exterior walls with inner finish whose outer surface is composed of:	
(a) Wood or asphalt shingles	$0.16
(b) Wood clapboard	.16
(c) Brick or stone veneer	.16
(d) Stucco	.17
(e) Asbestos-cement shingles	.17
(f) Insulated brick. Drawings 24 and 30	.20
25. and	
26. Gable and end walls with inner finish:	
(a) Wood or asphalt shingles	.16
(b) Wood clapboard	.16
(c) Brick or stone veneer	.16
(d) Stucco	.17
(e) Asbestos-cement shingles	.17
(f) Insulated brick. Drawings 25, 26 and 27	.20
27. Gable and end walls without inner finish, requiring standard retaining material. (Price includes cost of retaining material.) Drawings 25, 26 and 27	.20
28. Dormer cheeks and faces with inner finish. Drawings 28 and 29.	
(a) Wood or asphalt shingles	.20
(b) Wood clapboard	.20
(c) Brick or stone veneer	.20
(d) Stucco	.20
(e) Asbestos-cement	.20
(f) Insulated brick	.20
29. Dormer cheeks and faces without inner finish, requiring retaining material. (Prices include cost of retaining material.) Drawings 28 and 29	.20

Openings and closings

A separate additional charge may be made for openings and closings only in those cases where opening and closing are not specifically included in the price applicable to the category. The charge includes payment for all labor and material including that used for replacement of material where necessary. This charge applies only to work performed by the installer in connection with installation of mineral wool insulation.

The above prices shall be cash prices. If the seller customarily made an extra charge for credit during his base period, he may now make this charge so long as his charge is no higher than his base period charge.

(e) *Measurements.* It shall be the seller's responsibility to ascertain that all measurements are accurate. Measurements for exterior walls are to be taken over all, with no deduction for openings, except for sun porch walls, store fronts or similar areas where windows and door areas must be deducted.

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In the case of elevator wells, ventilators, skylights, monitors and pent houses on flat roofs the entire such area must be deducted where they are more than 16 square feet in area and extend through the flat ceiling area to be insulated. For attic floors outside gross dimensions may be taken. In measuring the heights of knee walls, to the height between floors, joists and rafters add one foot for floor seal piling of granulated insulation. For slopes add six inches to length of clear span for capping intersecting surfaces. For flat ceilings which intersect slopes add one foot to length of span taken at right angles to intersecting slopes. For stairwell walls measurement may be taken as a rectangle from floor to ceiling and not as triangles.

In determining the total of the square foot area for each category of insulation installed a tolerance of 5 percent will be recognized.

(f) *Maximum prices for special insulation and related work and incidental construction.* The maximum prices that may be charged by sellers for special insulation and related work and incidental construction work for which no separate dollar and cents price has been set out in Table I of this order shall be the maximum prices established in accordance with Revised MPR 251.

(g) *Quoting a "guaranteed price".* The seller may offer to sell an insulation job covered by this order on the basis of a "guaranteed price" wherein the seller agrees to charge a fixed amount: *Provided, however,* That the so-called "guaranteed price" must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. The seller shall stamp or otherwise mark conspicuously on each invoice or statement a statement in substantially the following form: "Prices are at or below ceiling prices set by OPA Regional Order G–29 under RMPR 251."

(h) *Records, invoicing and notification requirements*—(1) *Record keeping requirements.* Every seller of mineral wool insulation sold on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall preserve records showing the following information:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I, including category number and drawing number.

(v) The terms of sale.

(vi) A statement of any special insulation and related work and incidental construction work.

(2) *Invoicing requirements.* Any seller subject to this order, upon request of a purchaser, must furnish an invoice which contains all of the information set out in paragraphs (i) through (vi) of section (h) (1) of this order.

(3) *Notification requirements.* Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order as well as a copy of Revised Maximum Price Regulation No. 251.

(i) *Revocation.* This order may be revised, amended, or revoked at any time by the Office of Price Administration.

This order No. G–29 shall become effective March 27th, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 12th day of March 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46–5771; Filed, Apr. 5, 1946; 1:37 p. m.]

UNITED STATES MARITIME COMMISSION.

NEW YORK SHIPBUILDING CORP. ET AL.

NOTICE OF DETERMINATION

Pursuant to the provisions of the invitation for sealed bids, dated January 15, 1946, for the construction of three 650 foot twin screw turbine driven passenger and cargo vessels (Proposal PDW–6).

Notice is hereby given that, pursuant to the provisions of paragraph 14 of Invitation (Proposal PDW–6), dated January 15, 1946, for the construction of three 650 foot twin screw turbine driven passenger and cargo vessels, "Design P3–S2–DL1," and addenda thereto numbered 1 through 4, dated respectively February 28, March 12, March 19, and April 3, 1946, and on request made by each of the companies hereinafter named for a determination of the proportionate part of the 3½ per cent differential to be used in evaluating bids made by such companies under said Invitation, each of said companies having submitted data with respect to the use of facilities which are partly Government owned and partly privately owned, the Commission has determined:

(1) That with respect to any bid submitted by New York Shipbuilding Corporation, no portion of the 3½ per cent differential will be applied in such evaluation;

(2) That with respect to any bid submitted by Federal Shipbuilding and Dry Dock Company, a differential of ⅛ of 3½ per cent, to wit, 0.3889 per cent will be applied in such evaluation;

(3) That with respect to any bid submitted by Sun Shipbuilding & Dry Dock Co., no portion of the 3½ per cent differential will be applied in such evaluation; and

(4) That with respect to any bid submitted by Bethlehem Steel Company (Quincy Yard), a differential of ⅛ of 3½ percent, to wit, 0.4375 percent will be applied in such valuation.

No other prospective bidders have requested from the Commission the determination referred to in paragraph 14 of the Invitation.

By order of the United States Maritime Commission.

Dated: April 8, 1946.

[SEAL] R. L. MCDONALD,
Assistant Secretary.

[F. R. Doc. 46–5798; Filed, Apr. 8, 1946; 11:07 a. m.]

NEW YORK SHIPBUILDING CORP. ET AL.

NOTICE OF DETERMINATION

Pursuant to the provision of the invitation for sealed bids, dated December 29, 1945, for the construction of two 670 foot twin screw turbine driven passenger vessels (Proposal PDW–5).

Notice is hereby given that, pursuant to the provisions of paragraph 14 of Invitation (Proposal PDW–5), dated December 29, 1945, for the construction of two 670 foot twin screw turbine driven passenger vessels, "Design P3–S2–DA1," and Addendum No. 1 thereto dated March 12, 1946, and on request made by each of the companies hereinafter named for a determination of the proportionate part of the 3½ per cent differential to be used in evaluating bids made by such companies under said Invitation, each of said companies having submitted data with respect to the use of facilities which are partly Government owned and partly privately owned, the Commission has determined:

(1) That with respect to any bid submitted by New York Shipbuilding Corporation, no portion of the 3½ per cent differential will be applied in such evaluation;

(2) That with respect to any bid submitted by Federal Shipbuilding and Dry Dock Company, a differential of ⅛ of 3½ per cent, to wit, 0.3889 per cent will be applied in such evaluation; and

(3) That with respect to any bid submitted by Bethlehem Steel Company (Quincy Yard), a differential of ⅛ of 3½ per cent, to wit, .4375 per cent will be applied in such valuation.

No other prospective bidders have requested from the Commission the determination referred to in paragraph 14 of the Invitation.

By order of the United States Maritime Commission.

Dated: April 8, 1946.

[SEAL] R. L. MCDONALD,
Assistant Secretary.

[F. R. Doc. 46–5799; Filed, Apr. 8, 1946; 11:07 a. m.]

Reference

APR 12 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 70

Washington, Wednesday, April 10, 1946

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration

[FSA Order 432]

PART 3—FUNCTIONS OF ADMINISTRATIVE OFFICERS

FUNCTIONS, POWERS, AUTHORITY, AND DUTIES OF COOPERATIVE BANK COMMISSIONER, DEPUTY AND ASSISTANT DEPUTY COMMISSIONERS

Section 3.50 of Title 6, Code of Federal Regulations, as amended (9 F.R. 4565), is hereby further amended to read as follows:

§ 3.50 *Functions, powers, authority, and duties of the Cooperative Bank Commissioner, Deputy Cooperative Bank Commissioner, and Assistant Deputy Cooperative Bank Commissioners.* The Cooperative Bank Commissioner shall, subject to the jurisdiction and control of the Governor of the Farm Credit Administration, execute and perform all functions, powers, authority, and duties pertaining to the administration of the provisions of law relative to the Central Bank for Cooperatives and the district banks for cooperatives.

B. F. Viehmann, Deputy Cooperative Bank Commissioner, is hereby authorized to execute and perform the functions, powers, authority, and duties pertaining to the office of Cooperative Bank Commissioner with respect to the Central Bank for Cooperatives in the event that the Cooperative Bank Commissioner is unavailable to act, by reason of absence from the central office of the Farm Credit Administration, or for any other cause, and with respect to the district banks for cooperatives in the event that the Cooperative Bank Commissioner and S. Y. McConnell, assistant Deputy Cooperative Bank Commissioner, are unavailable to act, by reason of absence from the central office of the Farm Credit Administration, or for any other cause,

S. Y. McConnell, Assistant Deputy Cooperative Bank Commissioner, is hereby authorized to execute and perform the functions, powers, authority, and duties pertaining to the office of Cooperative Bank Commissioner with respect to the district banks for cooperatives in the event that the Cooperative Bank Commissioner is unavailable to act, by reason of absence from the central office of the Farm Credit Administration, or for any other cause, and with respect to the Central Bank for Cooperatives in the event that the Cooperative Bank Commissioner, B. F. Viehmann, Deputy Cooperative Bank Commissioner, and W. C. Frazee, Assistant Deputy Cooperative Bank Commissioner, are unavailable to act, by reason of absence from the central office of the Farm Credit Administration, or for any other cause.

W. C. Frazee, Assistant Deputy Cooperative Bank Commissioner, is hereby authorized to execute and perform the functions, powers, authority, and duties pertaining to the office of Cooperative Bank Commissioner with respect to the Central Bank for Cooperatives in the event that the Cooperative Bank Commissioner and B. F. Viehmann, Deputy Cooperative Bank Commissioner, are unavailable to act, by reason of absence from the central office of the Farm Credit Administration, or for any other cause, and with respect to the district banks for cooperatives in the event that the Cooperative Bank Commissioner, S. Y. McConnell, Assistant Deputy Cooperative Bank Commissioner, and B. F. Viehmann, Deputy Cooperative Bank Commissioner, are unavailable to act, by reason of absence from the central office of the Farm Credit Administration, or for any other cause.

(E.O. 6084, Mar. 27, 1933, 6 CFR 1.1 (m); sec. 80 (b), 48 Stat. 273; 12 U.S.C. 638 (b); Memorandum No. 846, Sec. of Agric., Jan. 6, 1940.

[SEAL] A. T. ESGATE,
Acting Governor.

APRIL 1, 1946.

[F. R. Doc. 46–5897; Filed, Apr. 9, 1946; 11:07 a. m.]

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 146]

PART 1415—IMPORTED FOODS

GREEN COFFEE

The fulfillment of requirements for the defense of the United States will result in a shortage of the supply of green coffee for defense and for private account, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1415.8 *Restrictions with respect to coffee*—(a) *Definitions.* When used in this order, unless otherwise distinctly expressed or manifestly incompatible with the intent hereof:

(1) "Person" means any individual, partnership, corporation, or any organized group of persons, whether incorporated or not.

(2) "Assistant Administrator" means the Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration, United States Department of Agriculture.

(3) "Green coffee" means any coffee which has not been fully roasted and is not in a state or condition for accepted methods of brewing as generally recognized by the trade. This term includes, but is not limited to, raw, unroasted coffee in original import shipping containers.

(4) "Roaster" means any person who, for commercial purposes, roasts green coffee owned by him or who has such coffee roasted for his account by some other person.

(5) "Handle" means to import, buy, sell, or otherwise deal in green coffee for commercial purposes.

(6) "Civilian deliveries" means the total quantity of green coffee which a person, other than a roaster, who handles green coffee delivered, during a specified period, to or for the account of a person or persons other than a department or agency of any government or governments, including, but not limited to, (i) the Armed Services of the United States and (ii) the United Nations Relief and Rehabilitation Administration.

(7) "Civilian roastings" means the total quantity of green coffee which a roaster roasted, during a specified period, for his own account or had roasted by some other person or persons for such roaster's account and which was thereafter delivered to or for the account of a person or persons other than a department or agency of any government or governments, including, but not limited to, (i) the Armed Services of the United States and (ii) the United Nations Relief and Rehabilitation Administration.

(b) *Restrictions of inventories.* (1) No person, other than a roaster, who handles green coffee shall acquire, by purchase or otherwise, or accept delivery of a quantity of coffee which will cause the quantity of green coffee which he has on hand, at the end of any calendar month, to exceed a quantity of green coffee equivalent to one-twelfth of his total civilian deliveries during the calendar year 1945.

(2) No roaster shall acquire, by purchase or otherwise, or accept delivery of a quantity of green coffee which will cause the quantity of green coffee which he has on hand, at the end of any calendar month, to exceed a quantity of green coffee equivalent to seven twenty-fourths of his total civilian roastings during the calendar year 1945.

(c) *Equitable distribution.* Every person, including roasters, who handles green coffee shall make an equitable distribution of such coffee among his respective purchasers. In the event the Assistant Administrator finds that the distribution of green coffee made by any person, including roasters, who handles green coffee is not equitable in any particular instance, the Assistant Administrator may prohibit such person from making any further distribution of green coffee except such as may be specified by the Administrator as being equitable. Any failure on the part of any person, including roasters, who handles green coffee to observe such direction by the Assistant Administrator shall be a violation of this order.

(d) *Dual capacities.* In the case of any roaster who also handles coffee in some capacity or capacities other than as a roaster, the provisions of this order shall apply separately to his separate capacities.

(e) *Exemptions.* The provisions of this order shall not apply to the handling of green coffee by any department or agency of any government or governments, including, but not limited to, (1) the Armed Services of the United States and (2) the United Nations Relief and Rehabilitation Administration, nor shall the provisions of this order apply to any person, including roasters, who does not have, at any one time, an inventory of more than 1,000 pounds of green coffee and who handles not more than 500 pounds of green coffee during any one month.

(f) *Contracts.* The restrictions of this order shall be observed without regard to the rights of creditors, existing contracts or payments made thereunder, or to deliveries of green coffee made prior to the effective date hereof.

(g) *Records and reports.* (1) Within ten days after the effective date of this order, (i) every person, other than a roaster, who handles green coffee shall submit a statement showing his total civilian deliveries of green coffee during the calendar year 1945, and (ii) every roaster shall submit a statement showing his total civilian roastings of green coffee during the calendar year 1945.

(2) Every person who has been assigned a quota to import green coffee under the subsidy program pursuant to Directive 87 of the Office of Economic Stabilization shall submit, in duplicate, Form SC–100 relating to green coffee purchases.

(3) The forms, statements and reports required in subparagraphs (1) and (2) of this paragraph (g) shall be submitted to the Order Administrator, War Food Order No. 146, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(4) Every person who handles more than 500 pounds of green coffee in any one month shall submit Form BUS–930 to the Bureau of the Census, Washington 25, D. C., monthly.

(5) The Assistant Administrator shall be entitled to obtain such additional information from, and to require such additional reports and the keeping of such records by, any person, as may be necessary or appropriate, in the discretion of the Assistant Administrator, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(h) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits and inspections of the books, records and other writings, premises, and stocks and inventories of persons, including roasters, who handle green coffee, and to make such investigations, as may, in the discretion of the Assistant Administrator, be deemed necessary or appropriate to the administration and enforcement of the provisions of this order.

(i) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would impose an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Such petition shall be addressed to Order Administrator, War Food Order No. 146, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

Petitions for such relief shall be in writing and shall set forth all pertinent facts relating to the request and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator on the petition, the petitioner may obtain, by requesting the Order Administrator therefor, a review by the Assistant Administrator of such action. The Assistant Administrator may, after such review, take such action as he deems appropriate, and such action shall be final. The provisions of this paragraph (i) shall not be construed to deprive the Assistant Administrator of authority to consider originally any petition for relief from hardship submitted in accordance herewith. The Assistant Administrator may consider any such petition and may take such action with reference thereto that he deems appropriate, and such action shall be final.

(j) *Violations.* Any person who violates any provision of this order may, in accordance with applicable procedure, be prohibited from receiving, making any deliveries of, or handling or using green coffee. In addition, any person who willfully violates any provision of this order is guilty of a crime and may be prosecuted therefor under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(k) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture of the United States, insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator who is hereby authorized to redelegate to any employee or employees of the United States Department of Agriculture any or all of the authority vested in the Assistant Administrator by this order. One such employee shall be designated by the Assistant Administrator to serve as Order Administrator, another such employee shall be designated by the Assistant Administrator to serve as Alternate Order Administrator, and such other employees as may be necessary shall be designated by the Assistant Administrator to serve as Deputy Order Administrators.

(l) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., April 1, 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 5th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5780; Filed, Apr. 5, 1946; 3:24 p. m.]

TITLE 24—HOUSING CREDIT

Chapter I—Federal Home Loan Bank Administration

[Bulletin 57]

PART 2—ORGANIZATION OF THE BANKS

SPECIAL ELECTION OF DIRECTORS FOR FEDERAL HOME LOAN BANK OF SAN FRANCISCO

The following rules and regulations are hereby adopted and prescribed:

(1) Eight directors of the Federal Home Loan Bank of San Francisco will be elected in accordance with the following provisions.

(2) Two of such directors shall be known as Class A directors, two as Class B and two as Class C. One director from each Class is to be elected for a term beginning August 1, 1946, and ending as of the close of December 31, 1946, and one director from each Class is to be elected for a term beginning August 1, 1946, and ending as of the close of December 31, 1947. Each of these Class directors shall be a citizen of the United States, a bona fide resident of the district in which the Bank is located; shall be an officer or director of a member of the Bank in the group electing him and shall be deemed to be from the State in which such member is located.

(3) Two of the eight directors to be elected shall be elected by the membership-at-large without regard to classes and shall be known as directors-at-large. One of these directors is to be elected for a term beginning August 1, 1946, and ending as of the close of December 31, 1946, and another for a term beginning August 1, 1946, and ending as of the close of December 31, 1947. Each of these directors shall be a citizen of the United States and a bona fide resident of the Bank district. Each of these directors who is an officer or director of a member of the Bank shall be deemed to be from the State in which such member is located. Each of these directors who is not an officer or director of a member of the Bank, shall be deemed to be from the State in which he has established a bona fide residence.

(4) The election of directors shall be conducted by mail under the supervision of the Administration. No nominations shall be accepted from members which were admitted to membership within the ten days prior to April 15, 1946, and no votes for the election of candidates shall be accepted from members which have been admitted to membership within the ten days prior to May 31, 1946.

(5) The Administration will divide the member institutions into groups A, B, and C on the basis of the size of the members as determined from the aggregate unpaid principal of each member's home mortgage loans appearing on the most recent financial statement of members in the possession of the Administration on March 29, 1946. The Administration will then notify each member by information mailed on or before April 15, 1946, of its right to nominate and of its classification and will furnish each member with a list of the members in its class. At the same time each member will be furnished with the necessary nominating ballots.

(6) Upon receipt of the nominating ballots each member, by resolution of its governing body, may nominate, or authorize one of its directors and one of its officers to nominate, a suitably qualified person for each directorship to be filled in its class and each directorship to be filled from the membership-at-large. The ballots shall then be duly executed and mailed to the Secretary to the Federal Home Loan Bank Administration, so as to arrive in Washington not later than 5:00 P. M., Eastern Standard Time, May 15, 1946.

(7) Not later than May 17, 1946, a letter will be mailed to each nominee under registered mail or registered air mail addressed to his address, as shown by the Administration's records, informing him of his nomination. With such letter each nominee will be forwarded a questionnaire which will contain, among other things, a request for a brief biography and questions to ascertain whether the nominee is eligible for the directorship and whether he is willing to serve if elected. Such questionnaire must be completely filled in and returned so as to be received by the Administration not later than 5:00 P. M., Eastern Standard Time, May 27, 1946, in order for the nominee to have his name placed on an election ballot.

In the event any person is nominated for two directorships, he will be so informed by the Administration in the letter referred to in the immediately preceding paragraph hereof and given an opportunity to state which of said directorships he prefers; or in the event any person is nominated for more than two directorships, he will be so informed by said letter and given the opportunity to express his order of preference for the directorships for which he has been nominated. In each such case the nominee will be informed by said letter that it is necessary that the Administration receive from him, not later than 5:00 p. m., Eastern Standard Time, May 27, 1946, an expression of preference in order to have his name placed on an election ballot. In each such case where the Administration has received from a nominee an expression of preference within the time referred to and the other information as required herein, the Administration will, in accordance with the preference expressed, designate the directorship for which the nominee shall be a candidate; however, if it appears to the Administration that such action would impair, or result in such nominee having no chance of being elected on account of the representation per State as set forth in paragraph (9) hereof, the Administration will designate such person as a candidate only for the directorship which appears to the Administration to be the most suitable, if it also appears to the Administration such person has a chance of being elected to such directorship. If it appears to the Administration that a candidate has no chance of being elected to a directorship or to any of the directorships for which he has been nominated, on account of the representation per State as set forth in paragraph (9) hereof, the name of such candidate will not be placed on an election ballot if he has made a request that his name not be so placed in such event.

On or before May 31, 1946, the Administration will mail to each member election ballots which will contain in alphabetical order the name of each nominee for each directorship to be filled in its class and from the membership-at-large who has complied with the provisions of these Rules and Regulations. Each ballot for a class directorship will also contain opposite the name of each nominee the name and address of the member institution of which he is an officer or director, and his title, and each ballot for a directorship-at-large will also contain opposite the name of each nominee the city and State of which he is a resident and the name and address of the institution with which he is affiliated and his title or, if not affiliated with an institution, his present or former occupation. In the event a candidate for a directorship-at-large is affiliated with an institution which is not a member of the Bank such fact will be recorded on the ballot. The election ballots forwarded to each member shall be accompanied by a brief biography of each candidate listed on said ballots.

(8) Each member, by resolution of its governing body, may cast its vote or authorize one of its directors and one of its officers to cast its vote for each directorship to be filled in its class and for each directorship-at-large to be filled by votes from the membership-at-large. Each ballot cast must show clearly the member's first, second and third choices of candidates, where the number of candidates is more than three, otherwise the ballot will be void. If there are three candidates for a directorship the member's first and second choices must be clearly shown on the ballot therefor, otherwise the ballot will be void. If there are only two candidates for a directorship the member's choice must be clearly shown on the ballot therefor, otherwise the ballot will be void. In making choices of candidates listed on a ballot no member shall vote more than once for any one candidate. The ballots shall be properly marked and the certification properly executed, and both mailed to the Secretary to the Federal Home Loan Bank Administration so as to arrive in Washington not later than 5:00 P. M., Eastern Standard Time, June 30, 1946.

(9) In determining the results of balloting by the members, the Administration will see that each State is represented on the new board of directors by at least one elective director, provided there has been an eligible nominee from such State who has been voted for.

(10) The Administration will determine the results of the election ballots. In case of each directorship subject to the election, any candidate having a majority of all votes cast in the column of first choice will be declared elected. If no candidate has a majority of all votes in the first column, then there will be added together for each candidate receiving a vote in the first column, his votes both in the first and second columns. The candidate then having a majority of the members voting and the highest number of combined votes will be declared elected. If no candidate has a majority of the members voting and the highest number of combined votes, when the first and second choices shall have been added, then all votes cast in the first, second and third columns for each candidate will be added together and the candidate then having the highest number of votes will be declared elected. No candidate will be declared elected by the foregoing procedure if the required minimum representation per State will be impaired thereby. If the required minimum representation per State will not be maintained on the new board of directors, the Administration will designate for each State which apparently would otherwise be inadequately represented the directorship or directorships to be filled only by a candidate from such State, provided there has been a properly qualified nominee from each of such States who has been voted for as a first choice for the directorship so designated.

In making each such designation the Administration will first ascertain the directorships for which a candidate from the State which apparently would otherwise be inadequately represented has been voted for as a first choice and which can be reserved for such State without impairing the necessary representation of any other State. From the directorships thus ascertained to be available for designation, the Administration will designate for each State which apparently would otherwise be inadequately represented the directorship for which a candidate from such State has received more first choice votes than any other candidate for such directorship. If no candidate from such State has received such a plurality and the leading candidates for all of the available directorships are, therefore, from other States, the Administration will, from the available directorships, designate the directorship for which the leading candidate has a lesser percentage of votes than any of the leading candidates for other available directorships, such percentage to be determined in accordance with the procedure set forth herein. This procedure will eliminate from further consideration all candidates from other States for such directorship reserving it for candidates from the State which apparently would otherwise be inadequately represented.

If after designating a directorship to be filled from a State which apparently would otherwise be inadequately represented, the Administration finds that only one candidate from such State has received a first choice vote or votes for such directorship, such candidate will be declared elected. Otherwise, the candidate from such State receiving the largest number of votes cast in the first column for candidates from such State shall be declared elected; however, in case of a tie the votes cast in the first and second column for each candidate from such State shall be added together and the candidate from such State then having a majority of the members voting for candidates from such State and the highest number of combined votes for candidates from such State shall be declared elected, but if no candidate from such State has a majority of the members voting for candidates from such State, and the highest number of combined votes for candidates from such State, when the first and second choices shall have been added, then the votes cast in the first, second and third columns for each candidate from such State shall be added together and the candidate then having the highest number of votes for candidates from such State shall be declared elected.

Upon determining the results of the election ballots, the Administration will declare elected the candidates who should be declared elected in accordance with the provisions of these Rules and Regulations. The Administration will thereupon spread said results upon its records and notify the directors elected of their election. The Administration will also furnish the Bank and each member thereof the results of the election, showing, with respect to each directorship subject to the election, the name of each candidate, the name and address of the institution with which he is affiliated; the number of votes he received and the candidate declared elected. Upon the request of a candidate the Administration will furnish him with the number of votes each candidate received for the directorship for which he was a candidate.

(11) In the event the voting for those whose names appear on an election ballot results in a tie after the foregoing procedure has been followed, the Administration will determine which of the leading candidates shall be declared elected. The Administration will also determine any other matters concerning the election which are not provided for in these rules and regulations.

(12) All nominating ballots sent to members shall be forwarded by regular mail or regular airmail. All election ballots shall be forwarded by registered mail or registered airmail and return receipt requested.

(13) No election ballots will be opened until after the close of the polls. No ballots will be considered except ballots executed on forms supplied by the Administration. All ballots and envelopes of certification shall be preserved by the Secretary to the Federal Home Loan Bank Administration until the end of the ensuing calendar year and shall be subject to inspection only by an officer of the Administration.

(14) To be eligible for election as a director of the Bank, a candidate may not hold an active political office for which he receives compensation.

(15) Neither an officer, attorney, employee or agent of the Administration nor the Board of Directors, Executive Committee, an officer, attorney, employee or agent of the Bank shall take any action which would tend to influence votes for any candidate for a directorship in the Bank. The Administration, after hearing, may consider a violation of the provisions of this paragraph as grounds for dismissal or may declare the directorship involved as vacant, or both.

(16) No ballots or other material shall be considered unless delivered at the offices of the Secretary to the Federal Home Loan Bank Administration, Federal Home Loan Bank Administration, Washington, D. C., at or before the time

specified. No change in any ballot will be permitted after it has been delivered to the Secretary to the Federal Home Loan Bank Administration.

(17) In the event of a vacancy in any directorship filled by the election, the Administration will fill the vacancy by an appointment for a period to expire at the end of the calendar year containing the next election date, and at said next election a director shall be elected to hold office for the unexpired portion of the term.

(18) As used in the foregoing provisions of these Rules and Regulations the term "State" means any one of the States in the eleventh Federal Home Loan Bank District except that the States of Nevada and Arizona shall be deemed to constitute one "State".

These rules and regulations are deemed to be of an emergency character.

These rules and regulations shall become effective April 9, 1946.

(Secs. 17, 26, 47 Stat. 736, 740; sec. 7, 47 Stat. 730, as amended by Sec. 3, 49 Stat. 294; 12 U.S.C. 1427, 1437, 1446; E.O. 9070, 7 F.R. 1529)

Dated: April 9, 1946.

HAROLD LEE,
Deputy Federal Home Loan Bank Commissioner.

[F. R. Doc. 46-5941; Filed, Apr. 9, 1946; 11:25 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter I—Bureau of Mines, Department of the Interior

Subchapter D—Electrical Equipment, Lamps, Methane Detectors; Tests for Permissibility; Fees

[Schedule 2E]

PART 18—JUNCTION BOXES AND ELECTRIC MOTOR-DRIVEN MINE EQUIPMENT

CONDITIONS UNDER WHICH APPROVALS MAY BE GRANTED

Section 18.2 (b) (8) (i) and (ii) is hereby amended to read as follows:

(i) If the size of the power conductor is No. 6 or larger, the cross-sectional area of the grounding conductor shall not be less than 50 percent of that of the power conductor.

(ii) If the size of the power conductor is smaller than No. 6, the cross-sectional area of the grounding conductor shall not be less than that of the power conductor.

Footnote 2 of § 18.2 (b) (8) is hereby amended to read as follows:

[2] One year after this amendment to this Part 18 becomes effective, the provision for grounding portable equipment, other than track-mounted machines, will be mandatory for equipment ordered after that date.

R. R. SAYERS,
Director, Bureau of Mines.

Approved: March 25, 1946.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46-5883; Filed, Apr. 9, 1946; 9:36 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1001—TIN

[Conservation Order M-43, as Amended Apr. 9, 1946]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of tin for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

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§ 1001.1 *Conservation Order M-43*—(a) *What this order does.* This order prohibits deliveries of pig tin except under certain conditions and provides for allocation of pig tin by the Civilian Production Administration. It also restricts the use of pig tin, secondary tin, certain tin-bearing products and tinplate in manufacture. The order also prohibits sales and deliveries of jewelry and certain other articles containing tin. It also limits inventories of tin. Certain other orders of the Civilian Production Administration also restrict the manufacture and use of articles containing tin. The provisions of these other orders must also be followed.

Deliveries of Pig Tin

(b) *Restriction on deliveries of pig tin.* No person shall deliver or accept delivery of pig tin without a specific allocation in writing by the Civilian Production Administration or the War Production Board, except under the conditions set forth in paragraphs (b) (1) and (b) (2) below. "Pig tin" means metal containing 98% or more by weight of the element tin, in shapes current in the trade (including anodes, small bars and ingots) produced from ores, residues or scrap.

(1) Pig tin may be delivered without specific allocation to the Office of Metals Reserve, Reconstruction Finance Corporation, or to any other corporation organized under section 5 (d) of the Reconstruction Finance Corporation Act as amended or to any agent of such a corporation.

(2) Pig tin may be delivered without specific allocation by a distributor in lots not larger than 2,000 pounds each to any person who does not receive from all sources more than 6,000 pounds of pig tin in the calendar month the distributor makes the delivery and who gives to the distributor at the time he places his purchase order, a certificate in substantially the form below, signed manually or as provided in Priorities Regulation 7 by an official duly authorized for that purpose:

I certify, subject to the penalties of Section 35 (A) of the United States Criminal Code, that I will use this pig tin for _____ (specify end use) in accordance with Order M-43 or will resell it only in accordance with that order. I will not receive more than 6,000 pounds of pig tin from all sources in _____ (specify month of delivery) including the amount covered by this order.

_____
(Name of purchaser)

By_____
(Duly authorized official)

If the pig tin, or any portion of it, to be delivered under this subparagraph is to be exported outside the United States, its territories or possessions, or Canada, the purchaser (exporter) should state as the end use in the certificate the words "for export" and give the number of the export license.

(c) *Allocations of pig tin.* The Civilian Production Administration will allocate the supply of pig tin, including all pig tin released by the Reconstruction Finance Corporation, and will issue specific directions as to the source, destination and amount of pig tin to be delivered or acquired. Applications for allocations of pig tin should be made to the Civilian Production Administration not later than the 20th day of the month before the month in which delivery is requested, and should be made on Form CPA-412. Except in unusual circumstances, the Civilian Production Administration will not allocate to a person for a calendar quarter an amount greater than the quantity he is permitted to melt or put in process during that quarter plus the quantity which he sold during the corresponding quarter of 1944 for small order sales under M-43. No larger quantity than this may be requested on the regular CPA-412 report, which should be marked "Regular Report." If a larger quantity than this is requested, a separate application on Form CPA-412 must be filed for the additional quantity, marked "Supplementary Application" and a statement should be attached giving a complete explanation of the reasons for the increase requested. If pig tin is requested for export outside the United States, its territories or possessions or Canada, the quantity to be exported must be separately stated on the CPA-412 report. Separate allocations for domestic and export requirements will be made. The Civilian Production Administration may specifically direct the purposes and end products for which a person may convert, process or fabricate pig tin allocated to him.

(d) *Reports on use, disposition and inventories of pig tin.* (1) On or before the 10th of each calendar month, each distributor of pig tin must report to the Civilian Production Administration on Form CPA-412 or by letter in triplicate all of his transactions in pig tin during the previous month.

(2) Any person who, on the first day of a calendar month, has in his possession or under his control 4,000 pounds or more of pig tin must report to the Civilian Production Administration on Form CPA-412 by the 20th of that month.

(3) Any person who uses 2,000 pounds or more of pig tin in any calendar month must report to the Civilian Production Administration on Form CPA-412 on or before the 20th of the following month.

(4) The reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Use of Tin in Manufacture

(e) *General restrictions on the use of pig tin, secondary tin, tin plate, terne plate, solder, babbitt and other tin-bearing alloys.* No person may use any pig tin, secondary tin, tin plate, terne plate, solder, babbitt, copper base alloys or other alloys containing 1.5% or more tin, or any britannia metal, pewter metal or other similar tin-bearing alloys to make or treat any item or product, or in any process, not set forth in one of the schedules attached to this order. In making or treating these items, or performing these processes, pig tin may not be used where the schedule permits secondary tin only, and the tin content of an item may not exceed the amount indicated in the schedule.

"Pig tin" means metal containing 98% or more by weight of the element tin, in shapes current in the trade (including anodes, small bars, and ingots) produced from ores, residues or scrap. "Secondary tin" means any alloy which contains less than 98% but not less than 1.5% by weight of the element tin.

(f) *Quota restrictions on the use of pig tin in manufacture.* (1) Quotas are set in the schedules for certain of the items and for certain of the processes in which pig tin may be used. If a quota is set for an item or a process in the schedule, a manufacturer or processor must not use, in the manufacture of the item or in the process during any calendar quarter, more pig tin than the specified percentage of the amount he legally used for that purpose during the corresponding quarter of the year indicated. Manufacturers or processors who did not use pig tin during the year indicated as the base year in the manufacture of an item or in a process which is subject to a quota restriction (including persons who were not in business at that time) may nevertheless apply for a quota, and their applications will be considered on an equitable basis.

(2) Any manufacturer or processor who did not use all of his pig tin quota during the first quarter 1946 for a particular item or process, may carry forward the unused balance and use it in the second quarter, 1946 for the manufacture of that item or in that process. Balances permitted to be carried over under this paragraph may be used in addition to the regular quota for that item or process permitted by the schedule for the second quarter, 1946. A manufacturer or processor who wishes to use his carry over quota during the second quarter, 1946 must report to the Civilian Production Administration not later than May 15, 1946 for each item or process; the unused balance of his first quarter quota, and the amount he wishes to carry over and use in the second quarter 1946.

(g) *Special restrictions on the use of metals to which pig tin has been added.* No person may use metal to which pig tin has been added to produce any product or perform any process for which pig tin is not permitted by one of the schedules attached to this order.

(h) *Additional restrictions on the use of tin in making certain articles.* In addition to the restrictions in paragraphs (e) through (g), no person may use tin of any kind to make the articles listed below. This prohibition applies to any part of any of these articles, and applies to the use of pig tin, secondary tin, solder, tin plate, terne plate, tin plate or terne plate scrap or waste, and any other form of tin or alloy containing 1.5% or more of tin by weight.

1. Advertising specialties.
2. Art objects.
3. [Deleted Apr. 9, 1946]
4. Broom wire.
5. Buckles.
6. Buttons.
7. Chimes and bells.
8. Emblems and insignia.
9. Spiral binders, office and industrial staples, book match clips and paper fasteners.
10. [Deleted Apr. 9, 1946]
11. Jewelry.
12. Novelties, souvenirs and trophies.
13. Ornaments and ornamental fittings.
14. Refrigerator trays and shelves.
15. Seals and labels.
16. Slot, game and vending machines.
17. Toys and games.
18. Tablets, markers and memorials.
19. [Deleted Apr. 9, 1946]
20. [Deleted Apr. 9, 1946]
21. [Deleted Apr. 9, 1946]

Implements of War

(i) *Exemptions for implements of war.* (1) The restrictions of paragraphs (e) and (g) and of the schedules do not apply to the manufacture of "Implements of war" produced for the Army or Navy of the United States, the U. S. Maritime Commission or the War Shipping Administration where the use of tin contrary to these restrictions is required either by the latest applicable specifications, on drawings, or by letter or contract of the government service or agency for which the "Implements of war" are being produced. Pig tin used in implements of war must be charged against any applicable quotas.

(2) "Implements of war" means combat end-products, complete for tactical operations (including, but not limited to aircraft, ammunition, armaments, weapons, ships, tanks, military vehicles and radio and radar equipment), and any parts, assemblies or materials to be incorporated in any of these items. This term does not include facilities or equipment used to manufacture the items described above.

Use and Sale of Articles Containing Tin

(j) *General restrictions on the use and sale of tin-bearing products.* (1) In some cases the schedules attached to this order permit the use of pig tin or secondary tin in making a product only if the product is to be used for a particular purpose. No person shall use any of these products for any purpose other than the purpose permitted by the schedule.

(2) No person giving a certificate under this order or its schedules may receive, use or dispose of the materials obtained with the certificate contrary to its terms. The standard certificate described in Priorities Regulation 7 may not be used in place of any of the certificates described in this order or its schedules.

(3) Notwithstanding the authorization by the War Production Board or the Civilian Production Administration of a sale or delivery of tin, no person shall sell or deliver any tin or tin-bearing material or product thereof in the form of raw materials, semi-processed materials, finished parts or subassemblies to any person if he knows or has reason to believe such material or any product thereof is to be used in violation of the terms of this order. A supplier may rely upon the written statement of the customer seeking delivery of any such material, as to the purposes for which it will be used, unless the supplier knows or has reason to believe the statement is false, and such a statement shall constitute, on the part of the person making it, a representation to the Civilian Production Administration within the meaning of section 35 (A) of the United States Criminal Code, 18 U. S. C. sec. 80.

(k) *Special restrictions on purchases and sales of certain articles containing*

tin. No person, for the purpose of resale, shall receive from a manufacturer any new article of the kinds listed below, if the article contains tin plate or tin in any other form except solder used for joining purposes. No person shall sell or deliver any new article of the kinds listed below, if the article contains tin plate or tin in any other form except solder used for joining purposes, unless he has an authorization in writing from the Civilian Production Administration or the War Production Board for the sale or delivery. A person who wishes to get such an authorization should apply to the Civilian Production Administration by letter in triplicate, giving a report of his inventory of all of the items listed below containing tin plate or tin in any other form except solder used for joining purposes, showing the quantity of each such item in his possession on March 1, 1945, the names and addresses of the sellers from whom he bought the items, and the dates the purchases were made. Authorizations will ordinarily be given, except where it appears that the purchases were in violation of Order M-43. "New article" means one which has not been used by an ultimate consumer. A purchaser for resale of articles of the kinds listed below may rely on a written certification by his supplier that they contain no tin plate or any other tin except solder used for joining purposes, unless he knows or has reason to believe the statement is false.

1. Advertising specialties.
2. Art objects.
3. Britannia metal, pewter metal or other similar tin-bearing alloy.
4. Buckles.
5. Buttons.
6. Emblems and insignia.
7. Jewelry.
8. Novelties, souvenirs and trophies.
9. Ornaments and ornamental fittings.
10. Toys and games.

Inventories

(l) *Limitation on inventories.* No person shall receive delivery of pig tin, or products thereof, in the form of raw materials, semi-processed materials, finished parts or sub-assemblies, nor shall he put into process any raw material, in quantities which in either case shall result in an inventory of such raw, semi-processed or finished material in excess of a minimum practicable working inventory, taking into consideration the limitations placed upon the production of tin products by this order. Forty-five days inventory of pig tin shall, for the purpose of this order, be deemed a practicable working inventory for any person except a manufacturer of tin plate as tin plate is defined in Schedule VI, as from time to time amended. Direction 2 to M-43 also contains restrictions on the inventories of solder, babbitt and other tin-bearing alloys.

Miscellaneous

(m) *Appeals and communications.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal. Priorities Regulation 16 gives additional instructions about the filing of appeals. Appeals, reports and all communications concerning this order should be addressed to the Civilian Production Administration, Tin, Lead, and Zinc Branch, Washington 25, D. C., Reference: M-43.

(n) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 9th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

Schedules of Permitted Uses

Under Order M-43 pig tin, secondary tin, tin plate, terne plate, solder, babbitt, copper base alloys and other alloys containing tin may be used only in the production of the items and for the purposes set forth in the following schedules, subject to the limitations, restrictions and conditions specified in these schedules with respect to the various items and purposes.

SCHEDULE I—MISCELLANEOUS

(1) *Detonators and blasting caps.* Pig or secondary tin may be used to make detonators and blasting caps (including electric blasting caps) including all their necessary parts and accessories.

(2) *Collapsible tubes.* (a) Pig or secondary tin may be used to make collapsible tubes for the following purposes, if the tin content by weight of the tube is no greater than the maximum specified below:

Product	Maximum permitted tin content (percent of tin by weight)
Ointments and other preparations for opthalmic use, sulfa drugs in ointment or jelly form, diagnostic extracts (allergens), and morphine or hypodermic injection	Unlimited
Preparations intended for introduction into the body orifices, and medicinal and pharmaceutical ointments (excluding unmedicated petroleum jelly and lanolin)	Unlimited
Dental cleansing preparations	3%

Secondary tin may be used to make lead collapsible tubes for any purpose if the tin content of the tube is not greater than 0.5% by weight.

(b) *Pig tin quota:* 150% of the amount legally used in the corresponding quarter of 1944.

(c) No person may purchase, accept delivery of, or use collapsible tubes containing tin for packing products except those permitted above.

(3) *Foil.* (a) Pig or secondary tin may be used to make foil for the following purposes if the tin content by weight of the foil is no greater than the maximum specified below:

Purpose	Maximum permitted tin content (percent of tin by weight)
(i) Electrotypers foil	16%
(ii) Dental foil	30%
(iii) Soft babbit for the preparation of industrial metallic packing	1½%
(iv) Condenser foil of dimensions 0.00035 inch by ½ inch or less	50%
(v) Condenser foil for all other condensers	5%
(vi) Foil for aircraft magnetos	50%
(vii) Cap liner foil for packing biologicals, preparations containing chloroform, or other highly volatile chemicals for which other liners cannot be used	Unlimited

(b) *Pig tin quota:* 110% of the amount legally used in the corresponding quarter of 1944.

(4) *Dairy equipment.* (a) Pig or secondary tin may be used to coat fluid milk shipping containers.

Pig tin quota: See Direction 3 to M-43.

(b) Pig or secondary tin may be used to manufacture dairy equipment other than fluid milk shipping containers.

Pig tin quota: The amount legally used in the corresponding quarter of 1944.

(c) Any dairy equipment may be retinned.

Pig tin quota: The amount legally used during the corresponding quarter of 1944.

(5) *Equipment for preparing and handling food.* (a) Pig or secondary tin may be used to coat or to retin any parts of kitchen utensils, galley and mess equipment and other equipment used in processing and handling of food if the parts are designed to come into actual contact with food.

Pig tin quota: The greater of: (i) the amount legally used in the corresponding quarter of 1944, or (ii) 25% of the amount used in the corresponding quarter of 1940.

(b) Pig or secondary tin may be used to plate cutlery and flatware.

Pig tin quota: 25% of the amount used in the corresponding quarter of 1940.

(6) *Wire coating.* Tin or tin alloys may be prepared and used for coating wire as follows:

(a) *For copper base wire.* There is no limitation upon the tin content of the coating alloy when the copper base wire to be coated is of a size of .0320" nominal diameter or finer. If the wire to be coated is of a size larger than .0320" nominal diameter, the tin content of the coating alloy is limited to 12% tin by weight.

(b) *For steel wire.* (i) To be used as armature binding wire.

(ii) To be used in the manufacture of equipment for the production of textiles.

(iii) To be used in the packaging or marking of meat where the wire comes into actual content with the meat.

(iv) In the liquor finishing process of fine steel bright wire.

(c) *Pig tin quota:* The amount legally used during the corresponding quarter of 1944.

(7) *Lead base alloys for coating.* Lead base alloys containing tin for coating sheet, tubing, wire, foundry chaplets, etc., may be manufactured and used if the tin content of the alloy does not exceed 7% of tin by weight and if the alloys are derived from secondary tin only.

(8) *Printing plates and type metal.* Printing plates and type metal containing tin may be made for use by the printing, publishing and related service industries if they are produced from secondary tin only.

(9) *Dental amalgam alloys.* Tin may be used in the manufacture of dental amalgam alloys if the tin content of the alloy does not exceed 30% of tin by weight.

(10) *Pipe organs for religious and educational institutions.* Pipe organs for religious and educational institutions may be manufactured, rebuilt, or repaired with secondary tin taken from the inventories of organ builders or acquired from old organs.

(11) *Bolster metal.* Bolster metal may be made and used in the manufacture of surgical instruments if the tin content of the bolster metal does not exceed 10% of tin by weight and if the tin is derived from secondary tin only.

(12) *Fusible alloys and dry pipe seat rings.* Pig or secondary tin may be used in the manufacture of dry pipe valve seat rings to the extent required to meet performance specifications; and in the manufacture of fusible alloys for safety purposes only, to the extent required to meet minimum code requirements with respect to the operation of the product in which the alloy is to be contained.

Pig tin quota: The amount legally used during the corresponding quarter of 1944.

(13) *Tin pipe and sheet.* (a) Pig or secondary tin may be used to make tin pipe, sheet tin, and fittings to repair or maintain beverage dispensing units and their parts, if the consumer for whom the pipe, sheet or fittings are made returns to the supplier a quantity of scrap tin having the same tin content as that of the new pipe, sheet or fittings delivered to him.

(b) Pig or secondary tin may be used to coat copper or brass pipe and fittings for beverage or distilled water dispensing purposes.

(c) *Pig tin quota:* 130% of the amount legally used in the corresponding quarter of 1944.

(14) *Chemicals.* Pig tin may be reprocessed for use as laboratory re-agents and may be used in the manufacture of tin chemicals for use as laboratory re-agents for medicinal purposes and for use in plating processes where plating is permitted.

Pig tin quota: 200% of the amount legally used in the corresponding quarter of 1944.

(15) *Tin oxide.* Tin oxide may be produced from tin obtained from detinning used tin cans, or from sludges or secondary tin for use in the production of chrome green, pink, yellow, and red colors. No person may receive pig tin from any supplier and use it for the production of tin oxide.

SCHEDULE II—SOLDERS

(a) *Certificates.* No manufacturer or wholesale distributor shall sell or deliver any solder to a wholesale distributor or retailer and no wholesale distributor or retailer shall purchase or accept delivery of any solder unless the purchaser has given to the seller a statement that he will not resell the solder to a user without obtaining from the user the certificate called for below. No manufacturer, wholesale distributor or retailer shall sell or deliver any solder to a user and no user shall purchase or accept delivery of any solder from a manufacturer, wholesale distributor or retailer unless the user has given to the seller the certificate called for below. However, if the solder is in wire form, solid or cored, not to exceed $\frac{5}{32}$ inch in diameter, and contains not more than 30% of tin by weight, any person may sell or deliver it to a wholesale distributor or retailer without getting any statement from him and the retailer may sell it to a user without getting any certificate from him.

The undersigned purchaser certifies, subject to the penalties of section 35 (A) of the United States Criminal Code, to the seller and to the Civilian Production Administration that the tin contained in the material covered by this order shall be used solely for the purpose listed in Schedule II, section of Conservation Order M-43, or is to be incorporated in an "implement of war" and the tin content of the material has been definitely specified in accordance with paragraph (i) of this order.

(b) *Tin content.* In the manufacture of solder, the tin content by weight shall be limited as follows, according to the purpose for which it is to be used:

Purpose	Maximum tin content of solder (percent of tin by weight)
(1) For all cellular type radiators (average per radiator)	21%
(2) For all fin and tube type radiators for military and civilian use (average per radiator)	32%
(3) Soldering end seams on all solder seamed cans	26%
(4) For a filler or smoother for automobile or truck bodies or fenders or for similar purposes (from secondary tin only)	4%
(5) For soldering side seams in the manufacture of cans made with either lock or lap side seams or with a combination of lock and lap seams	5%
(6) For sealing milk cans	21%
(7) For all soldering on motors, generators, electrical equipment, instruments, meters, radio, radar, tanks, fire protection equipment, copper tube joints and water service pipes refrigeration equipment, dairy equipment, and food processing equipment	40%
(8) [Deleted Apr. 9, 1946.]	
(9) For soldering aluminum	60%
(10) For other hand soldering operations done either with a soldering iron or with a torch and wiping	35%
(11) For any other purpose (except items in paragraph (h))	80%

(c) *Pig tin quota:* The pig tin quotas for solder permitted to be made under this Schedule, and terne metal made for sale as such under Schedule VI have been combined. The pig tin quota for these two products combined is 140% of the amount of pig tin legally used for solder during the corresponding quarter of 1944.

SCHEDULE III—BABBITT

(a) No manufacturer or wholesale distributor of babbitt shall deliver any babbitt containing more than 10% tin by weight to any wholesale distributor of babbitt and no wholesale distributor of babbitt shall accept delivery from a manufacturer or a wholesale distributor unless he shall have furnished the manufacturer or other wholesale distributor with a statement on his purchase order to the effect that he will not resell such babbitt containing more than 10% tin by weight to any user unless he has received the certificate from such user set forth below. No manufacturer of babbitt or wholesale distributor of babbitt shall deliver any babbitt containing more than 10% tin by weight to any user and no user shall accept delivery of any babbitt containing more than 10% tin by weight from any manufacturer of babbitt or wholesale distributor of babbit unless the user shall have furnished the manufacturer or wholesale distributor with the certificate set forth below.

No manufacturer of finished bearings containing babbitt metal of more than 10% tin by weight shall deliver such bearings to any user and no user shall accept delivery of such bearings from the manufacturer unless the user shall have furnished the manufacturer with the certificate set forth below.

The undersigned purchaser certifies, subject to the penalties of section 35 (A) of the United States Criminal Code to the seller and to the Civilian Production Administration, that the tin contained in the material covered by this order shall be used solely for the purpose listed in Schedule III, section — of Conservation Order M-43, or is to be incorporated in an "implement of war" and the tin content of the material has been definitely specified in accordance with paragraph (i) of said Order M-43.

(b) *Tin content.* In the manufacture of babbitt metal and similar alloys used as babbitt, the tin content shall be limited as follows, according to the purpose for which it is to be used:

Purpose	Maximum tin content of babbitt (percent of tin by weight)
(1) For the manufacture, repair, maintenance or replacement of multivane crosshead linings in locomotives or for lining aluminum crossheads	Unlimited
(2) For the manufacture, repair, maintenance or replacement of connecting rods or main engine bearings for trucks, tractors, bulldozers or busses	90%
(3) For repair, maintenance or replacement in existing diesel engines, turbines, locomotive connecting rod or coupling rod bearings, irrigation water pumping engines and equipment, industrial engines, generators and motors, compressors or pumps used in the petroleum industry, vessels or other shipping facilities, electric locomotives, electric traction motor bearings, stone crusher bearings, and saw mill, planing mill and paper mill machinery	90%
(4) For all other purposes (except items in paragraph (h)) (from secondary tin only)	10%

(c) *Pig tin quota:* 80% of the amount legally used in the corresponding quarter of 1944.

SCHEDULE IV—BRASS AND BRONZE

A. CAST ALLOYS

(a) *Tin content.* No person shall cast or have any person cast for him any copper base alloy containing 1.5% or more tin by weight for other than the specific purposes listed below. The tin content of any such alloy shall not be more than the amount specified for each purpose.

Purpose	Maximum tin content (percent of tin by weight)
(1) For the manufacture of high ratio worm gears, fire engine pump gears, jack nuts, feed nuts, elevating nuts, thrust washers or disks, machine tool spindle bearings, hydraulic pump bodies and ends for gear pumps, grinder spindle sleeve bearings, step bearings, internal parts of industrial centrifugal pumps and injectors, and collector rings	12%
(2) For the manufacture of piston rings for locomotives and for air-brake equipment	20%
(3) For use as bearings and bushings	9%
(4) For bearings produced by process of powder metallurgy	10%
(5) For all other castings, except for items listed in paragraph (h) and no pig tin may be used to produce them	6%
(6) For production of or use in items listed in paragraph (h), provided that the tin used shall not be derived from pig tin	less than 1.5%

(b) *Certificate.* Any person receiving copper base alloy castings containing 1.5% or more tin shall furnish his supplier with a certificate on his purchase order stating the end use of such castings. All suppliers shall require such a certificate. If the end use is not permitted by M-43, and the purchaser has not special authorization from the Civilian Production Administration or the War Production Board, the supplier shall refuse the order.

(c) *Pig tin quota:* For item (a) (4) (Bearings produced by process of powdered metallurgy): 125% of the amount legally used in

the first quarter of 1946; for all other items: 40% of the amount legally used during the corresponding quarter of 1944.

B. WROUGHT ALLOYS

(a) Tin content. No person shall purchase or use and no supplier shall sell copper base wrought alloys containing more than 2% tin by weight for any purpose other than those listed below. The tin content of any such alloy shall not be more than the amount specified for the particular purpose.

	Maximum tin content (percent of tin by weight)
1. Fourdrinier wire, screen plates, Jordan and beater bars	8.0%
2. Manufacture of discs and diaphragms for industrial control instruments, bronze welding rods, and rifle nuts in air hammers	10.0%
3. For use as bearings, spectacle ware, and functional parts in all other items (except items in paragraph (h))	5.5%
4. All other (except items in paragraph (h)	2.0%

(b) *Melting scrap.* Except as specifically authorized in writing by the War Production Board or Civilian Production Administration, no person other than a brass mill shall melt or process (1) brass mill scrap containing in excess of 1.5% tin or (2) termination inventories of brass mill products containing in excess of 1.5% tin and which are being disposed of as scrap, nor shall any person dispose of either of such materials in any way other than by delivery to a brass mill.

(c) *Certificates.* Any person receiving wrought-copper base alloys containing more than 2% tin shall furnish his supplier with a certificate on his purchase order stating that he will use such alloy only as permitted by Conservation Order M-43, or that he will not dispose of said alloy without obtaining such a certificate from the person to whom he disposes of said alloy. All suppliers shall require such statements on all purchase orders

(d) *Pig tin quota:* The amount legally used in the corresponding quarter of 1944.

SCHEDULE V WHICH FORMERLY COVERED USE OF TIN TO REPAIR GAS METERS HAS BEEN SUPERSEDED BY ITEM (3) (7) OF SCHEDULE II

SCHEDULE VI—TIN PLATE, TERNE PLATE, AND TERNE METAL

(a) *Definitions*—(1) "Tin plate" means steel sheets coated with tin including electrolytic tin plate and hot dipped tin plate and including primes, seconds and waste-waste but not scrap.

(2) "Terne plate" means steel sheets coated with terne metal including short ternes (coated on tin mill coating machines) and long ternes (coated on sheet mill coating machines) including primes, seconds and long terne waste-waste but not scrap.

(3) "Tin plate or terne plate scrap" means any material or product made in whole or in part of tin plate or terne plate which is the waste of industrial fabrication or which has been discarded after being put into actual use, including tin plate crowns, screw caps or similar closures for various containers. The term also includes tin plate and terne plate sheets recovered from tin plate or terne plate cans or from other articles.

(4) "Reconditioned tin" plate or terne plate" means damaged tin plate or terne plate which has been put into usable condition by recoating.

(5) "Terne metal" means a tin-bearing lead alloy used as a coating for plate but does not include lead recovered from secondary sources which contains not more than 3% residual tin.

(6) "Waste-waste" means hot dipped or electrolytic tin coated sheets or steel sheets coated with terne metal which have been rejected during processing by the producer because of imperfections which disqualify such sheets from sale as primes or seconds.

(b) *Manufacture of tin plate and terne plate.* Tin plate and terne plate may be manufactured for the purposes set forth below. However, coating of tin or terne metal per single base box of tin plate or terne plate must not exceed the maximum indicated below for the particular permitted use. No person may use terne metal of over 15% tin in tin mill coating machines. No person may use terne metal of over 10% tin in sheet mill coating machines.

Pig tin quota: 110% of the amount legally used in the corresponding quarter of 1944.

(c) *Manufacture of terne metal.* Pig or secondary tin may be used to make terne metal.

Pig tin quota: The pig tin quota for terne metal made for sale as such is combined with the quota for solders permitted under Schedule II. The pig tin quota for these two products combined is 140% of the amount of pig tin legally used for solder during the corresponding quarter of 1944. If pig tin is used to make terne metal which is not sold as such, but used by the maker to coat terne plate, it must be charged against the manufacturer's pig tin quota for tin plate and terne plate described in paragraph (b) above.

(d) *Certificates.* No person shall sell or deliver any tin plate or terne plate to any person unless he gives with his purchase order a certificate in substantially the following form:

> I certify, subject to the penalties of section 35 (A) of the United States Criminal Code, that I will use this tin plate or terne plate for _____ (specify end use) in accordance with Order M-43 or will resell it only in accordance with that order.
>
> A person who has given one of the certificates described in Direction 9 to M-21 with his purchase order need not give the certificate described in this paragraph.

NOTE: Paragraphs (e) and (f), formerly (d) and (e), redesignated Apr. 9, 1946.

(e) *Tin plate and terne plate may be used only for the following purposes:*

Permitted use	Permitted material	Maximum permitted coating of tin or of terne metal (per single base box)
1. Baking pans, domestic.	Electrolytic tin plate.	0.25 lb. per base box.
2. Baking pans for institutions and commercial bakers.	Hot dipped tin plate.	1.25 lbs. per base box.
	Electrolytic tin plate.	0.50 lb. per base box.
	Reconditioned tin plate.	
3. Brushes, power driven.	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terneplate.	
4. Cans.	As permitted by Conservation Order M-81 as amended.	
5. (a) Closures for all food products (excluding malt beverages and nonalcoholic beverages) if preserved in a hermetically sealed container made sterile by heat; and olives, pickles, relishes, sauces, vinegar, French dressing, flavoring extracts, spices, mustard, horseradish and cherries.	Hot dipped tin plate.	1.50 pounds per base box.
(b) Closures for meat and fish and products made from them; ice cream mix; apple cider and juice; fruits (only crush, fountain fruit and ice cream toppings); soup mix, cheese spreads; spaghetti and macaroni products, corn beef hash and sauerkraut.	Electrolytic tin plate.	0.50 pound per base box.
(c) Closures for biologicals; blood plasma; drug chemicals; dental supplies; glycerites; liniments of ammonia; magmas; drug oils; ointments; penicillin; prescriptions; medicinal soaps; aromatic spirits of ammonia; ammonia products, aromatic chemicals; reagent chemicals; deodorants, liquid or paste (not for use on human body); dyes; germicides; hypochloride powders; phenols; photographic supplies; and all other liquid chemicals.	Electrolytic tin plate.	0.50 pound per base box.
(d) Closures for home canning.	Electrolytic tin plate.	0.50 pound per base box.
(e) Closures to be purchased by or for the account of the American Red Cross, Office of Scientific Research and Development or the Panama Canal, including the Panama Railroad Company, or for shipment outside the forty-eight States of the United States and the District of Columbia. (General exceptions for certain other governmental agencies are included in item 30 below.)	As specified.	
(f) Closures for steel drums.	Hot dipped tin plate.	1.25 lbs. per base box.
	Electrolytic tin plate.	0.50 lb. per base box.
	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
6. Carbide non-explosive emergency lights.	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
7. Chaplets, skimgates and tin forms for foundry use.	Hot dipped tin plate.	1.25 lbs. per base box.
	Electrolytic tin plate.	0.50 lb. per base box.
	Reconditioned tin plate.	
8. Cheese vats.	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
9. Component parts for Internal Combustion engines including air cleaners, cooling systems, fuel systems, and lubricating systems, but only where less essential material is impractical because of corrosion or solder-ability.	Hot dipped tin plate.	11 lbs. per base box.
	Reconditioned tin plate.	
	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate	
10. Cylinder liners for lard and fruit presses.	Hot dipped tin plate.	1.25 lbs. per base box.

Permitted use	Permitted material	Maximum permitted coating of tin or of terne metal (per single base box)
11. Dairy ware and equipment including dairy pails, milk strainer pails, hooded milking pails, milk kettles, setter or cream cans, weigh cans, measures and test ware, bottle conveyors, ice cream freezers, milk filters, receiving tanks, separators, strainers, upper and lower troughs and covers for surface type heaters and coolers, and testing equipment.	Hot dipped tin plate.	3.30 lbs. per base box (2A charcoal).
	Electrolytic tin plate.	0.50 lb. per base box.
	Reconditioned tin plate.	
12. Diamond cutting wheels.	Electrolytic tin plate.	0.50 lb. per base box
	Reconditioned tin plate.	
13. Dusters and sprayers, hand, for disinfectant and pest control; parts requiring solderable coatings.	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
	Electrolytic tin plate.	0.50 lb. per base box.
	Reconditioned tin plate.	
14. Equipment or appliance parts requiring solderable coatings.	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
	Electrolytic tin plate.	0.25 lb. per base box.
15 (a) Fuel tanks, except for automotive equipment.	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
(b) Fuel tanks, for automotive equipment.	Short ternes.	1.30 lbs. per base box.
	Long ternes.	6 lbs. per base box.
	Reconditioned terne plate.	
16. Gas mask canisters.	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
17. Gas meters.	Hot dipped tin plate.	3.30 lbs. per base box (2A charcoal).
	Electrolytic tin plate.	0.50 per base box.
	Reconditioned tin plate.	
	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
18. Heat exchangers.	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
19. Integral parts of signal cells—but only for current collectors and baskets.	Hot dipped tin plate.	1.25 lbs. per base box.
	Electrolytic tin plate.	0.50 lb. per base box.
	Reconditioned tin plate.	
20. Lining of drying chambers for milk and egg dehydration.	Hot dipped tin plate.	11 lbs. per base box.
	Reconditioned tin plate.	
21. Maple syrup evaporators.	Hot dipped tin plate.	11 lbs. per base box.
	Reconditioned tin plate.	
22. Oilers (excluding cans as defined by Order M-81)	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate	
23. Oil lanterns.	Short ternes.	1.30 lbs. per base box
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate	
24. Repair parts for domestic laundry equipment.	Hot dipped tin plate.	1.25 lbs. per base box.
	Electrolytic tin plate.	0.50 lb. per base box.
	Reconditioned tin plate.	
25. Safety cans for inflammable liquids.	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
26. Textile spinning cylinders, card screens, spools and bobbins.	Hot dipped tin plate.	1.25 lbs. per base box.
	Electrolytic tin plate.	0.50 lb. per base box.
	Reconditioned tin plate	
	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
27. Torpedoes for oil and gas well shooting.	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
28. Vaporizing liquid fire extinguishers.	Hot dipped tin plate.	1.25 lbs. per base box.
	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
29. Wick holders for oil stoves	Short ternes.	1.30 lbs. per base box.
	Long ternes.	4 lbs. per base box.
	Reconditioned terne plate.	
30. Articles to be purchased by or for the account of the Army and Navy of the United States, the United States Maritime Commission, the War Shipping Administration and the Veterans' Administration.	As specified (including performance specifications).	

(f) *Additional permitted uses.* Any person may use electrolytic tin plate waste-waste, hot dipped tin plate waste waste, terne plate waste, tin plate scrap, or terne plate scrap for any purpose except to make items listed in paragraph (h) of M-43. In addition any person may use tin plate or terne plate for any purpose except to make items listed in paragraph (h) of M-43 if his total annual consumption of tin plate and terne plate does not exceed 100 base boxes.

[F. R. Doc. 46-5913; Filed, Apr. 9, 1946; 11:12 a. m.]

Chapter XI—Office of Price Administration

PART 1499—COMMODITIES AND SERVICES

[SR 14H, Amdt. 10]

TRANSPORTATION OF MILK BY MOTOR VEHICLE IN WASHINGTON

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 16 is added to read as follows:

SEC. 16. *Transportation of milk and cream by motor vehicle in Washington.* The maximum rates for the transportation of milk and cream in shipping cans between points within the State of Washington by motor carriers other than common carriers, are the rates set forth in an order issued by the Department of Transportation of the State of Washington on January 25, 1946, in Cause No. T-7948, effective February 15, 1946, or the maximum rates established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever rates are higher.

This amendment shall become effective as of February 15, 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5926; Filed, Apr. 9, 1946; 11:35 a. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 24]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respect:

A new section 10a is added to read as follows:

SEC. 10a. *Additional suspensions.* In addition to the exemptions and suspensions from price control effected by the preceding section of this order, the following sales and deliveries are suspended from price control:

(a) Sales and deliveries by wholesalers and retailers of all articles of consumers' durable goods covered at the manufacturing level by Maximum Price Regulation No. 188 which are not listed in Appendix C (§ 1499.168) of that regulation. (The circumstances under which manufacturers' sales of those articles are suspended from price control are set forth in § 1499.152 (a) (1) of Maximum Price Regulation No. 188, Amendment No. 77).

This amendment shall become effective on the 8th day of April 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5877; Filed, Apr. 8, 1946; 4:28 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 173]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In Section 15, Appendix H, Table 3 (Maximum Prices for Green Peas) is amended in the following respects:

In Column 4, "April 15" is substituted for "March 31" in item 1 and item 3, and "April 16" is substituted for "April 1," in item 2 and item 4.

This amendment shall become effective as of March 30, 1946.

[1] 10 F.R. 8021, 7500, 7539, 7578, 7688, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 8928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819, 2931, 2771, 2822.

Issued this 5th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 4, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5788; Filed, Apr. 5, 1946; 4:25 p. m.]

PART 1340—FUEL

[MPR 88[1] incl. Amdts. 1-43]

FUEL OIL, GASOLINE AND LIQUEFIED PETROLEUM GAS[2]

This compilation of Maximum Price Regulation 88 includes Amendment 43, effective April 10, 1946. The text added or amended by Amendment 43 is underscored. Deletions and changes in tables are indicated by notes.

In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Order Nos. 9250 and 9328. Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected. A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.[3]

§ 1340.151 *Maximum prices for fuel oil, gasoline and liquefied petroleum gas.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order Nos. 9250 and 9328, Maximum Price Regulation No. 88 (Fuel Oil, Gasoline and Liquefied Petroleum Gas), which is annexed hereto and made a part hereof, is hereby issued.

[Above paragraph amended by Am. 1, 9 F.R. 2405, effective 2-28-44]

ARTICLE I—GENERAL PROVISIONS AND SCOPE OF REGULATION

Sec.
1.1 To what products this regulation is applicable.
1.2 To what transactions, persons and areas this regulation is applicable.
1.3 Products and transactions exempted from the General Maximum Price Regulation.
1.4 Sales for export.
1.5 Imports.
1.6 Sales to United States and other governments under secret contract excepted.
1.7 Transfers of business or stock in trade.
1.8 Adjustable pricing.
1.9 Applications for adjustment and petitions for amendment.
1.10 Taxes.
1.11 Shifts which must be reported.
1.12 Records and price filing requirements.
1.13 Compliance with this regulation required.
1.14 Definitions.
1.15 How to ascertain a particular maximum price under this regulation.

[1] 9 F.R. 14044.

[2] Title amended by Am. 1.

[3] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

ARTICLE II—SPECIFIC MAXIMUM PRICES OF FUEL OIL, FUELS AND LIQUEFIED PETROLEUM GAS FOR AREAS WITHIN SINGLE STATES OR TERRITORIES OR THE DISTRICT OF COLUMBIA

Special section 1—Permissible increases for certain marketers.
Special section 2—Permissible brokerage charges to buyers.
Special section 3—[Revoked]

Sec.
2.1 Alabama.
2.2 Arizona.
2.3 Arkansas.
2.4 California.
2.5 Colorado.
2.6 Connecticut.
2.7 Delaware.
2.8 Florida.
2.9 Georgia.
2.10 Idaho.
2.11 Illinois.
2.12 Indiana.
2.13 Iowa.
2.14 Kansas.
2.15 Kentucky.
2.16 Louisiana.
2.17 Maine.
2.18 Maryland.
2.19 Massachusetts.
2.20 Michigan.
2.21 Minnesota.
2.22 Mississippi.
2.23 Missouri.
2.24 Montana.
2.25 Nebraska.
2.26 Nevada.
2.27 New Hampshire.
2.28 New Jersey.
2.29 New Mexico.
2.30 New York.
2.31 North Carolina.
2.32 North Dakota.
2.33 Ohio.
2.34 Oklahoma.
2.35 Oregon.
2.36 Pennsylvania.
2.37 Rhode Island.
2.38 South Carolina.
2.39 South Dakota.
2.40 Tennessee.
2.41 Texas.
2.42 Utah.
2.43 Vermont.
2.44 Virginia.
2.45 Washington.
2.46 West Virginia.
2.47 Wisconsin.
2.48 Wyoming.
2.49 Hawaii.
2.50 Puerto Rico.
2.51 [Revoked]
2.52 District of Columbia.

ARTICLE III—MAXIMUM PRICES FOR HEAVY FUEL OIL FOR AREAS NOT LIMITED TO A SINGLE STATE OR TERRITORY

3.1 Products and area covered.
3.2 Permissible increases for certain marketers.
3.3 Permissible brokerage charges to buyers.
3.4 Specific prices for heavy fuel oil f. o. b. certain shipping and delivery points.
3.5 Formula prices for both shipping and delivery points, No. 6 Commercial Standard Specifications fuel oil.
3.6 Formula prices for No. 5 Commercial Standard Specification fuel oil, other heavy fuel oils of lower viscosities than No. 6 Commercial Standard Specification fuel oil and heavy fuel oil when sold for use as gas enrichment oil.

ARTICLE IV—SPECIFIC MAXIMUM PRICES FOR GASOLINES FOR AREAS WITHIN SINGLE STATES OR TERRITORIES OR THE DISTRICT OF COLUMBIA

Special section 1—Permissible increases for certain marketers.
Special section 2—Permissible brokerage charges to buyers.
Special section 3—Computation of maximum price of natural gasoline of an intermediate R. V. P.
Special section 4—Maximum prices for certain grades of gasoline made to United States Army specifications.

Sec.
4.1 Alabama.
4.2 Arizona.
4.3 Arkansas.
4.4 California.
4.5 Colorado.
4.6 Connecticut.
4.7 Delaware.
4.8 Florida.
4.9 Georgia.
4.10 Idaho.
4.11 Illinois.
4.12 Indiana.
4.13 Iowa.
4.14 Kansas.
4.15 Kentucky.
4.16 Louisiana.
4.17 Maine.
4.18 Maryland.
4.19 Massachusetts.
4.20 Michigan.
4.21 Minnesota.
4.22 Mississippi.
4.23 Missouri.
4.24 Montana.
4.25 Nebraska.
4.26 Nevada.
4.27 New Hampshire.
4.28 New Jersey.
4.29 New Mexico.
4.30 New York.
4.31 North Carolina.
4.32 North Dakota.
4.33 Ohio.
4.34 Oklahoma.
4.35 Oregon.
4.36 Pennsylvania.
4.37 Rhode Island.
4.38 South Carolina.
4.39 South Dakota.
4.40 Tennessee.
4.41 Texas.
4.42 Utah.
4.43 Vermont.
4.44 Virginia.
4.45 Washington.
4.46 West Virginia.
4.47 Wisconsin.
4.48 Wyoming.
4.49 Hawaii.
4.50 Puerto Rico.
4.51 [Revoked]
4.52 District of Columbia.

ARTICLE V—FORMULAS FOR ASCERTAINING MAXIMUM PRICES

5.1 Determination of maximum prices by published prices and other formulas
5.2 In accordance with price charged on specified sales in a base period.
5.3 In accordance with maximum prices of another seller at the same point.
5.4 [Revoked]
5.5 [Revoked]

ARTICLE VI—INCREASES OR REDUCTIONS TO MAXIMUM PRICES DETERMINED UNDER ARTICLE V OR ESTABLISHED UNDER ARTICLE VIII

6.1 On any product covered by this regulation.
6.2 On sales of fuel oil, generally.
6.3 On sales of kerosene, light middle distillates and medium middle distillates.
6.4 On sales of residual fuel oils.
6.5 On sales of gasoline and blending naphthas.
6.6 On sales of liquefied petroleum gas.
6.7 [Revoked]

ARTICLE VII—MAXIMUM TANK WAGON PRICES DETERMINED IN ACCORDANCE WITH REFERENCE SELLER'S PRICES

Sec.
7.1 [Revoked]
7.2 Designated reference sellers.
7.3 Consumers tank wagon prices.
7.4 In the States of Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota and Wisconsin.
7.5 In the States of Arizona, California, Nevada, Oregon, and Washington.
7.6 In States other than those covered by sections 7.4 and 7.5.

ARTICLE VIII—MAXIMUM PRICES TO BE ESTABLISHED UPON APPLICATION

8.1 Continuing effectiveness of certain maximum prices heretofore approved under § 1340.159 (b) (7) or (b) (16) of Revised Price Schedule No. 88.
8.2 For waste or re-refined lubricating oil sold for use as fuel oil.
8.3 For all other products covered by this regulation.

ARTICLE IX—TEMPORARY INCREASES

9.1 Kerosene, range oil, stove oil and Nos. 1, 2, 3, and 4 distillate fuel oil (including diesel fuels and gas oils).
9.2 [Revoked]

AUTHORITY: § 1340.151 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13467; E.O. 9697, 11 F.R. 1691.

ARTICLE I—GENERAL PROVISIONS AND SCOPE OF REGULATION

SECTION 1.1 *To what products this regulation is applicable.* The provisions of this regulation cover the following products:

Liquefied petroleum gas.
Natural gasoline.
Aviation gasoline.[3a]
Automotive gasoline.[3b]
Blending naphtha.
Stove and lamp naphtha (includes pressure appliance fuel).
Jet propulsion fuel.
Tractor fuel.
Kerosene.
Range oil, stove oil or heater oil.
All other distillate burning, heating or fuel oils.
Diesel fuel.
Gas oil.
Gas enrichment oil.
Residual fuel oil.

[Footnotes 1 and 2 added by Am. 34, 10 F.R. 12847, effective 10-15-45]

Crude petroleum when sold: (1) to a processor for use as gas enrichment oil, (2) to a tank wagon reseller by sellers other than crude oil producers for resale to a consumer for a purpose other than the production of more than one petroleum fraction therefrom, or (3) to a consumer for a purpose other than the production of more than one petroleum fraction therefrom: *Provided, however,* This regulation shall not be applicable to sales of crude petroleum to a refiner or to a person using such crude petroleum in oil and gas field operations.

Any fraction of crude petroleum which is a source of or is used to produce any of the foregoing commodities.

Any fraction of petroleum which is sold for the same end use as any of the foregoing commodities.

[Sec. 1.1 amended by Am. 1, 9 F.R. 2405, effective 2-28-44; Am. 3, 9 F.R. 3230, effective 2-19-44; Am. 4, 9 F.R. 3849, effective 4-14-44; Am. 11, 9 F.R. 7137, effective 7-1-44; Am. 20, 9 F.R. 13524, effective 11-15-44; Am. 24, 10 F.R. 739, effective 1-23-45; Am. 25, 10 F.R. 2080, effective 2-26-45; Am. 26, 10 F.R. 3553, effective 4-7-45; and Am. 29, 10 F.R. 8900, effective 7-23-45]

SEC. 1.2 *To what transactions, persons and areas this regulation is applicable.* (a) This regulation covers all types of sales and deliveries of the products listed in section 1.1; either by refiners, blenders, resellers or any other person, with the following exceptions:

(1) Retail sales at retail establishments, as such establishments are defined under Revised Maximum Price Regulation No. 137.[4]

[Subparagraph (1) amended by Am. 29, 10 F.R. 8900, effective 7-23-45]

(2) Sales of liquefied petroleum gas to consumers in single lot deliveries of 500 gallons or less.

(3) Exchanges of petroleum products and sales of gasoline and liquefied petroleum gas other than natural gasoline between refiners except where a maximum price is specifically established hereafter for such exchanges or sales. For the purposes of this section an operator of a natural gasoline or a recycling plant shall be considered a refinery.

[Subparagraph (3) amended by Am. 35, 10 F.R. 13121, effective 10-27-45 and Am. 38, 10 F.R. 15266, effective 12-19-45]

(4) Sales between original suppliers made pursuant to assignments or reassignments under Petroleum Directive No. 59 of the Petroleum Administration for War.

(5) Sales between corporations when one is a wholly owned subsidiary of the other, or when both are wholly owned subsidiaries of a third corporation, and sales between such other affiliated corporations as are especially excepted by order in writing of the Price Administrator or his duly authorized representative.

(6) Sales by the Defense Supplies Corporation at pipe line termini.

(7) Inter-refinery sales of C-4 petroleum fractions when such sales are made for replacement purposes at the direction of the Petroleum Administration for War.

(8) Sales of aviation gasoline of 87 ASTM Octane rating or higher.

(9) Sales to the United States Government and agencies thereof of United States Army specification gasoline, 2-103-B (all types).

(10) Sales of special hydrocarbon fractions when sold for use in the manufacture of synthetic rubber, aviation gasoline of 87 Octane ASTM rating or higher, toluene or their components.

(b) *Maximum prices for particular transactions which are ordinarily exempt.* Notwithstanding the provisions of paragraph (a) above, the Administrator, by amendment to this regulation or by order thereunder, may establish, except in the case of the transactions described in items 1 and 2 of said paragraph (a), a maximum price for a particular sale which would otherwise be excepted, pursuant to such paragraph (a), from the coverage of this regulation.

(c) This regulation applies in the 48 states of the United States, District of Columbia and the territories and possessions of the United States except in the Panama Canal Zone and except in the Territory of Alaska.

[Sec. 1.2 amended by Am. 8, 9 F.R. 4686, effective 5-8-44; Am. 17, 9 F.R. 10639, effective 9-1-44; Am. 21, 9 F.R. 14064, effective 12-2-44; Am. 25, 10 F.R. 2080, effective 2-26-45; and as otherwise noted]

SEC. 1.3 *Products and transactions exempted from the General Maximum Price Regulation.*[5] Any products or transactions stated in section 1.1 or 1.2 to be excepted from the coverage of this regulation are also exempt from the provisions of the General Maximum Price Regulation.

[Sec. 1.3 amended by Am. 3, 9 F.R. 3230, effective 2-19-44; and Am. 25, 10 F.R. 2080, effective 2-26-45]

SEC. 1.4 *Sales for export.* The maximum price at which a person may export any commodity covered by this regulation shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation[6] including amendments issued or hereafter issued by the Office of Price Administration.

SEC. 1.5 *Imports.* Maximum prices in this regulation shall apply even though the product involved originated outside of the area covered by the regulation and was imported into such area.

[Sec. 1.5 amended by Am. 3, 9 F.R. 3230, effective 2-19-44]

SEC. 1.6 *Sales to United States and other governments under secret contract excepted.* This regulation shall not apply to sales or deliveries of any product made under a contract or subcontract that is officially classified as "Secret" and certified as such to the Office of Price Administration by the United States or any agency thereof, or by the Government or any agency thereof of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941 entitled "An Act to Promote the Defense of the United States". Such certification shall set forth the date of the secret contract or subcontract and its number or other designation. The certifying Government agency shall notify the contractor or subcontractor and the Office of Price Administration whenever such contract or subcontract ceases to be secret; upon receipt of such notification this exception shall not apply.

[3a] Aviation gasoline means a gasoline which meets prevailing industry and consumer specifications for a particular grade of aircraft motor fuel and which is sold for use in aircraft or for use at manufacturing establishments or laboratories for special testing purposes.

[3b] Automotive gasoline includes all gasolines sold for use in automobiles.

[4] 10 F.R. 741, 2082, 8368, 11070, 11247.

[5] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

[6] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9834, 11273, 12919, 14346; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029, 15348; 11 F.R. 1297.

SEC. 1.7 *Transfers of business or stock in trade.* This section covers cases where the business effects or stock in trade of any seller or any person are sold, leased or otherwise transferred after February 11, 1942 and the transferee carries on the business or continues to deal in the same commodity in an establishment separated from any other establishment previously owned or operated by the transferee. In such cases the maximum prices of the transferee shall be the same as those to which his transferor would have been subject if no such transfer had taken place. His obligation to keep records and make reports shall be the same as those of the transferor. The transferor shall either preserve and make available or turn over to the transferee all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the provisions of this regulation and those of the General Maximum Price Regulation where the latter were applicable.

[Sec. 1.7 amended by Am. 8, 9 F.R. 4686, effective 5-8-44]

SEC. 1.8 *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery. Where a petition for adjustment or amendment is pending the buyer and seller may agree that prices for deliveries made during the pendency of the petition shall be determined in accordance with the disposition of the petition. Such change in prices will be allowed if the deliveries are necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

SEC. 1.9 *Applications for adjustment and petitions for amendment*—(a) *Government contracts.* Any person who has entered into or proposes to enter into a "Government contract" as defined by Revised Supplementary Order No. 9[1] who believes that a maximum price contained in this regulation impedes or threatens to impede production, manufacture or distribution of a commodity essential to the war program, may file an application for adjustment in accordance with Procedural Regulation No. 6[2] and under the terms of Revised Supplementary Order No. 9.

(b) *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1[3] issued by the Office of Price Administration.

(c) *Local shortages.* The Office of Price Administration, or any duly authorized representative thereof, may adjust by order any maximum price established under this regulation for any seller or group of sellers when it appears:

(1) That there exists or threatens to exist in a particular locality a shortage in the supply of a petroleum product which aids directly in the war program or is essential to a standard of living consistent with the prosecution of the war; and

(2) That such local shortage will be substantially reduced or eliminated by adjusting the maximum prices of such seller and of like sellers for such petroleum product; and

(3) That such adjustment will not create or tend to create a shortage, or a need for increase in prices, in another locality, and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

NOTE: Applications for adjustment shall be filed in Washington, D. C., in accordance with Revised Procedural Regulation No. 1.

(4) Any maximum price or prices established pursuant to an order issued under the provisions of § 1340.156 (d) of Revised Price Schedule 88 shall continue in full force and effect subject to revocation or amendment upon written notice from the Office of Price Administration.

SEC. 1.10 *Taxes.* Any tax increase or new tax hereafter imposed upon or incident to the sale, delivery, processing or use of any petroleum product covered by this regulation may be collected by a seller in addition to the maximum prices established under this regulation.

[NOTE: Supplementary Order No. 31 (7 F.R. 9894; 8 F.R. 1312, 3702, 9521, provides that: "Notwithstanding the provisions of any price regulation, the tax on transportation of all property (excepting coal) imposed by section 620 of the Revenue Act of 1942 shall, for purposes of determining the applicable maximum price of any commodity or service, be treated as though it were an increase of 3% in the amount charged by every person engaged in the business of transporting property for hire. It shall not be treated, under any provision of any price regulation or any interpretation thereof, as a tax for which a charge may be made in addition to the maximum price."]

SEC. 1.11 *Shifts which must be reported.* A seller who on the last sale prior to January 15, 1944 sold a particular petroleum product to a purchaser who is a reseller on a delivered price basis at a given point and thereafter sells such a reseller on an f. o. b. shipping point price basis shall report such fact to the regional office of the Office of Price Administration serving the point of destination for such shipment within ten days after either the effective date of this regulation or the date such sale is made if, but only if, the effect of selling on an f. o. b. shipping point price basis is to increase the laid-down cost to the reseller above the seller's maximum delivered price to such reseller.

SEC. 1.12 *Records and price filing requirements.* Every person selling petroleum products subject to this regulation shall for as long as the Emergency Price Control Act of 1942, as amended, remains in effect keep and make available for examination by the Office of Price Administration records of the same kind as he customarily kept, relating to the prices which he charged for such petroleum products and in addition, records showing the basis upon which he determined maximum prices for such petroleum products.

[Sec. 1.12 amended by Am. 21, 9 F.R. 14064, effective 12-2-44]

SEC. 1.13 *Compliance with this regulation required.* (a) On and after the effective date of this regulation regardless of any contract, obligation or understanding, no person shall sell or deliver and no person shall buy or receive in the course of trade or business any petroleum products covered by this regulation at prices higher than the maximum prices fixed by this regulation, and no person shall agree, offer, or attempt to do any of these things. Prices lower than the maximum prices may, of course, be charged and paid.

(b) *Evasion.* The price limitations set forth in this regulation shall not be evaded either by direct or indirect methods in connection with a sale, delivery or transfer of petroleum products alone or in conjunction with any other materials or by way of any commission, service, transportation, loading, tank car rental or other charge or discount, premium or privilege or by tying-agreement or other trade understanding or by a change in the quality of a product or otherwise.

(c) *Penalties for non-compliance*—(1) *In general.* Any person violating a provision of this regulation is subject to the criminal penalties, civil enforcement actions and suits for treble damages provided by the Emergency Price Control Act of 1942, as amended.

War procurement agencies and their contracting or paying finance officers are not subject to any liability, civil or criminal, imposed by this regulation. Persons who make sales covered by this regulation to war procurement agencies and buyers to whom such products have been allocated by any such agencies are, however, subject to all the liabilities imposed by this regulation. "War procurement agencies" include the War Department, the Navy Department, the United States Maritime Commission and the Lend-Lease Section in the Procurement Division of the Treasury Department, or any of their agencies.

(d) *Licensing.* The provisions of Licensing Order No. 1,[4] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 1.14 *Definitions.* (a) "Person" includes any individual, corporation, partnership, association, or any other organized group of persons, the legal successors thereto and representatives thereof and includes any government, its political subdivisions and agencies.

(b) "Product of the same grade." For a product of a particular seller to be regarded as of the same grade as the product of another seller it must customarily have been so regarded in trade practice at the point of sale and it must be a product that has customarily been sold in competition with the product of such other seller.

[1] 8 F.R. 6175; 10 F.R. 9394.
[2] 9 F.R. 10628; 10 F.R. 1382, 9394.
[3] 9 F.R. 10476, 13715.
[4] 8 F.R. 13240.

(c) "Contract" means an agreement, the existence of which is established by written evidence.

(d) As determined or established under any provision of this regulation, a maximum price of a product in bulk lots f. o. b. a refinery or a shipping point means a price that a seller may charge for the product loaded into transportation facilities except when the product has been placed in packages or containers for shipment.

(e) "Tank wagon price" means a particular delivered at destination price level. It is customarily charged to service station dealers and also to consumers who purchase in lots larger than are customarily sold at service stations and other retail establishments but in smaller quantities than tank cars or other special large lot quantities. However, if at a particular bulk plant or marine terminal the operator thereof, in the 60-day period preceding October 15, 1941, customarily charged the tank wagon price to consumers who picked up their supply at such bulk plant or marine terminal then the operator thereof may continue to charge the tank wagon price to a purchaser of such class at the particular bulk plant or marine terminal.

[Paragraph (e) amended by Am. 20, 9 F.R. 13522, effective 11-8-44]

(f) "Tank wagon area" as used in this regulation means the reference seller's tank wagon area served from any given point (see Article VII for designated reference sellers).

(g) "Retail establishment" means a store, shop, garage, service station or other stationary place of business at which the major portion of the sales of petroleum products are sold in small quantities to consumers at retail.

(h) "Reseller" as used in any paragraph of Article II of this regulation means a reseller at a retail establishment.

(j) "Marketing" and "eligible marketer".

(1) "Marketing", as the term is used in this regulation, means the business of buying petroleum products and reselling the same to any person other than a domestic consumer.

(2) "Eligible marketer" means one of the following:

(i) A person who in the 60-day period preceding January 15, 1944 was engaged in the business of marketing and/or broking petroleum products covered by this regulation and was maintaining an office therefor, provided however, that a seller who is a refiner, a manufacturer of natural gasoline, the operator of a bulk plant or terminal, or who is the operator of a facility similar to the foregoing, or any corporation in whole or part owning or owned by one of the foregoing or any person directly or indirectly affiliated with any of the above shall not be regarded as an eligible marketer under this provision.

(ii) A person who, upon written application, has been granted the status of eligible marketer by written order of the Administrator or his duly authorized representative. Such status will not be granted to a seller who is a refiner, a manufacturer of natural gasoline, the operator of a bulk plant or terminal, or who is the operator of a facility similar to the foregoing or to any corporation in whole or part owning or owned by one of the foregoing, or any person directly or indirectly affiliated with any of the above.

[Subparagraph (2) amended by Am. 11, 9 F.R. 7137, effective 7-1-44; Am. 20, 9 F.R. 13522, effective 11-15-44; and Am. 26, 10 F.R. 3553, effective 4-7-45]

(k) "Broker", "eligible broker" and "brokerage commission".

(1) A "broker" is an agent who performs services for a buyer or a seller in connection with the sale of petroleum products and who does not take title to the product or products involved in the sale.

(2) "Eligible broker" means one of the following:

(i) A person who in the 60-day period preceding January 15, 1944 was engaged in the business of marketing and/or broking petroleum products covered by this regulation and was maintaining an office therefor: *Provided, however,* That a seller who is a refiner, a manufacturer of natural gasoline, the operator of a bulk plant or terminal, or who is the operator of a facility similar to the foregoing, or any corporation in whole or part owning or owned by one of the foregoing or any person directly or indirectly affiliated with any of the above shall not be regarded as an eligible broker under this provision.

(ii) A person who, upon written application, has been granted the status of eligible broker by written order of the Administrator or his duly authorized representative. Such status will not be granted to a seller who is a refiner, a manufacturer of natural gasoline, the operator of a bulk plant or terminal, or who is the operator of a facility similar to the foregoing or to any corporation in whole or part owning or owned by one of the foregoing, or any person directly or indirectly affiliated with any of the above.

[Subparagraph (2) amended by Am. 11, 9 F.R. 7137, effective 7-1-44; Am. 20, 9 F.R. 13522, effective 11-15-44; and Am. 26, 10 10639, effective 9-1-44]

(3) "Brokerage commission" is money paid or agreed to be paid to one or more brokers by a buyer or seller for the services of such broker or brokers in bringing about a sale of petroleum products.

(m) "Original supplier" means a person as so defined by the Petroleum Administrator for War in Petroleum Directive No. 59.

(n) "Schedule D area" means Schedule "D" area of Zone 6 of District 1 of Petroleum Administration for War and covers an area described as follows:

(1) The entire State of West Virginia with the exception of the Counties of: Berkeley, Grant, Hampshire, Hardy, Jefferson, Mineral, Morgan, Pendleton, Randolph and Tucker.

(2) The following counties or portions thereof in the State of Pennsylvania: Allegheny; Armstrong; Beaver; Butler; Cameron; Clarion; the township of Sandy in Clearfield County; the townships of Chapman, East Keating, Leidy, Noyes, and West Keating in Clinton County; Crawford; Elk; Erie; Fayette, Forest; Greene; Jefferson; Lawrence; McKean; Mercer; Potter; Tioga; Venango; Warren; Washington; and all of Westmoreland except the townships of Derry, Fairfield, Ligonier and St. Clair.

(3) The following counties in the State of New York: Allegany, Cattaraugus, Chautauqua, Erie, Niagara, and Steuben.

[Paragraph (n) amended by Am. 17, 9 F.R. 10639, effective 9-1-44]

(p) "PAW" means Petroleum Administration for War.

(q) "P. W. distillate" means prime white distillate.

(r) "T. P. S." means Treasury Procurement Supply.

[Paragraph (r) added by Am. 18, 9 F.R. 12530, effective 10-19-44]

(s) "R. V. P." means Reid Vapor Pressure in pounds per square inch at 100° F. when tested in accordance with the currently prescribed A. S. T. M. method.

[Paragraph (s) added by Am. 19, 9 F.R. 12591, effective 10-23-44]

(t) "Township" means the entire geographical area within the outermost boundaries of a particular township. A specific price established for a township would apply in a separate political subdivision, for example, an incorporated city, village, etc., situated within such township, unless a different maximum price was expressly spelled out for the particular subdivision. For example, in Pennsylvania the City of Du Bois is located geographically within the outermost boundaries of Sandy Township. For the purposes of this regulation Du Bois, therefore, is to be regarded as being within Sandy Township.

[Subparagraph (t) added by Am. 21, 9 F.R. 14064, effective 12-2-44]

(u) [Revoked]

[Paragraph (u) added by Am. 23, effective 12-28-44; revoked by Am. 32, 10 F.R. 11245, effective 9-1-45]

(v) "Blending naphtha" means a petroleum naphtha sold for use as a blending agent to produce gasoline or for direct use as a substitute for gasoline.

[Paragraph (v) added by Am. 27, 10 F.R. 6936, effective 6-13-45]

(w) *PAW Districts*

(1) PAW District I comprises the States of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, Maryland, District of Columbia, Virginia, North Carolina, South Carolina, Georgia, Florida east of the Apalachicola River, New York, Pennsylvania, and West Virginia.

(2) PAW District II comprises the States of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Indiana, Ohio, Kentucky, Tennessee, Michigan.

(3) PAW District III comprises the States of New Mexico, Texas, Arkansas, Louisiana, Mississippi, Alabama and that part of Florida west of the Apalachicola River.

(4) PAW District IV comprises the States of Montana, Idaho, Wyoming, Utah and Colorado.

(5) PAW District V comprises the States of Washington, Oregon, Nevada, California, and Arizona and the Territory of Hawaii.

[Paragraph (w) added by Am. 42, 11 F.R. 2990, effective 3-18-46]

SEC. 1.15 *How to ascertain a particular maximum price under this regulation—(a) Prices of fuel oil and fuels (except waste lubricating oil or re-refined lubricating oil prices).* After you have read Article I containing various general provisions, check Article II and ascertain whether there is a specific maximum price at the shipping or delivery point involved in your sale; if not, and if you are selling a fuel oil of the types mentioned in Article III, your maximum price will be established or determined under one of the tables therein and the provisions of the article. If neither Article II nor III applies, it may be that your maximum price can be determined from one of the formulas set forth in Article V.

[Heading of paragraph (a) amended by Am. 4, 9 F.R. 3849, effective 4-14-44 and Am. 11, 9 F.R. 7137, effective 7-1-44]

If it can be, then you should also examine Article VI carefully to ascertain whether there are any additions which may be made or any reductions which must be made to the formula price. Note that more than one addition to the maximum price determined under Article V may be provided by Article VI. If you are concerned with a maximum tank wagon price, Article VII should then be examined. It deals with provisions for determining a maximum tank wagon price at the point of sale in accordance with the maximum tank wagon price of the state's reference seller at the same point. Note two things: First, if you have not been able to ascertain your maximum price under any preceding article of the regulation, you may adopt the reference seller's price providing he has one at that particular point, and second, even if your price has been determined under Article V you may nevertheless at some points adopt the reference seller's price instead if it is higher than your own, though at other points you are required to take the reference seller's price even if it is lower than yours.

If you have not been able to ascertain a maximum price under the aforementioned articles you should then apply to the Office of Price Administration for a maximum price pursuant to the provisions of Article VIII. If a maximum price has already been established for you under Article VIII you should examine Article VI to see whether any applicable reductions or increases have been made to such maximum price.

[Above sentence added by Am. 23, 9 F.R. 14944, effective 12-28-44]

(b) *Prices of waste lubricating oil or re-refined lubricating oil sold for use as fuel oil.* Read Article I for the various general provisions of the regulation, then turn to Article VIII which provides that maximum prices for either waste lubricating oil or re-refined lubricating oil when sold for use as fuel oil must be established by application to the Office of Price Administration. There is no other method for establishing a maximum price for such products. If a maximum price has already been established for you under Article VIII you should examine Article VI to see whether any applicable reductions or increases have been made to such maximum price.

[Paragraph (b) amended by Am. 4, 9 F.R. 3849, effective 4-14-44; Am. 11, 9 F.R. 7137, effective 7-1-44; and Am. 23, 9 F.R. 14944, effective 12-28-44]

(c) *Liquefied petroleum gas prices.* After you have read Article I containing general provisions, check Article II and ascertain whether there is a specific maximum price at the shipping or delivery point involved in your sale. If Article II does not apply, it may be that your maximum price can be determined from the formulas set forth in Article V.

If it can be, then you should also examine Article VI carefully to ascertain whether there are any additions which may be made or reductions which must be made to the formula price.

If you have not been able to ascertain maximum prices under the aforementioned articles, you should then apply to the Office of Price Administration for a maximum price pursuant to the provisions of Article VIII. If a maximum price has already been established for you under Article VIII you should examine Article VI to see whether any applicable reductions or increases have been made to such maximum price.

[Above sentence added by Am. 23, 9 F.R. 14944, effective 12-28-44]

(d) *Gasoline prices.* After you have read Article I containing various general provisions, check Article IV and ascertain whether there is a specific maximum price at the shipping or delivery point involved in your sale. If not, it may be that your maximum price can be determined from the formulas set forth in Article V.

If it can be, then you should also examine Article VI carefully to ascertain whether there are any additions which may be made or any reductions which must be made to the formula price. Note that more than one addition to a maximum price determined under Article V may be provided by Article VI. If you are concerned with a maximum tank wagon price, Article VII should then be examined. It deals with provisions for determining a maximum tank wagon price at the point of sale in accordance with the maximum tank wagon price of the state's reference seller at the same point. Note two things: First, if you have not been able to ascertain your maximum price under any preceding article of the regulation, you may adopt the reference seller's price providing he has one at that particular point, and second, even if your price has been determined under Article V you may nevertheless at some points adopt the reference seller's price instead if it is higher than your own, though at other points you are required to take the reference seller's price even if it is lower than yours.

If you have not been able to ascertain a maximum price under the aforementioned articles, you should then apply to the Office of Price Administration for a maximum price pursuant to the provisions of Article VIII. If a maximum price has already been established for you under Article VIII you should examine Article VI to see whether any applicable reductions or increases have been made to such maximum price.

[Above sentence added by Am. 23, 9 F.R. 14944, effective 12-28-44]

(e) [Revoked]

[Paragraph (e) revoked by Am. 1, 9 F.R. 2405, effective 2-28-44]

ARTICLE II—SPECIFIC MAXIMUM PRICES OF FUEL OIL, FUELS AND LIQUEFIED PETROLEUM GAS FOR AREAS WITHIN SINGLE STATES OR TERRITORIES OR THE DISTRICT OF COLUMBIA

(Prices stated in Article II are exclusive of taxes)

Special section 1—Permissible increases for certain marketers—(a) On certain f. o. b. refinery shipments. On f. o. b. refinery shipments to ultimate destinations other than in Petroleum Administration for War District I, when made by an eligible marketer, as defined in section 1.14 (j) of this regulation, the sum of ⅛ of a cent per gallon may be added to a maximum f. o. b. refinery price established for the particular shipping point under any other section of this Article II; or

(b) *On sales to governmental agencies pursuant to public bidding.* If bids are taken by a governmental agency on an f. o. b. shipping point price basis then, on such a bid, if the bidder is an eligible marketer, as defined in section 1.14 (j), the sum of ¼ of a cent per gallon may be added to a maximum f. o. b. refinery price established for the particular shipping point under any other section of this Article II: *Provided*, That the laid-down cost to such governmental agency does not exceed the sum of the maximum f. o. b. price of each person participating in the particular bidding as determined or established under any other section of this regulation for the shipping point from which each bidder proposes to make shipment plus the actual cost of transportation that would be incurred from such point to destination by such person.

Special section 2—Permissible brokerage charges to buyers. The terms "broker," "eligible broker" and "brokerage commission" are defined in section 1.14 (k) of this regulation. Except as herein provided, a buyer may not be charged brokerage commission which will increase the buyer's cost on an f. o. b. refinery shipment to more than the applicable f. o. b. refinery price established below in this Article II. On f. o. b. refinery shipments found or negotiated by an eligible broker or eligible brokers a buyer may, however, be charged such brokerage commission which, added to the applicable maximum f. o. b. refinery price established below in this Article II, will not increase the buyer's cost f. o. b. the particular refinery to more than ½ of a cent per gallon above the said maximum f. o. b. refinery price.

Special section 3. [Revoked]

[Special sec. 3 added by Am. 32, 10 F.R. 11245, effective 9-1-45; amended by Am. 33, 10 F.R. 12082, effective 9-1-45 and revoked by Am. 43, effective 4-10-46]

SEC. 2.1 *Alabama—(a) Mobile.* The maximum price for distillate Diesel oil of 28° A. P. I. gravity and above, ship's bunkers (ex lighterage) and f. o. b. refineries and terminals in bulk lots, shall be 4.625¢ per gallon.

(b) *Port Birmingham and Lynn Park.* The maximum price of kerosene, of 41° A. P. I. gravity and above, f. o. b. terminals at either Port Birmingham or Lynn Park when loaded into tank cars or motor transports, shall be 5.375¢ per gallon.

(c) *Birmingham.* The maximum price of kerosene, of 41° A. P. I. gravity and above, f. o. b. terminals and bulk plants at Birmingham, when loaded into tank cars or motor transports, shall be 5.625¢ per gallon.

SEC. 2.2 *Arizona—(a) In certain tank wagon areas—Maximum tank wagon prices of P. S. 100 and P. S. 200 fuel oil.* Within the reference seller's free delivery limits in the tank wagon areas (Arizona) listed below maximum tank wagon prices (in cents per gallon) for P. S. 100 and P. S. 200 fuel oil, also known as stove oil, shall be as follows:

Tank wagon area	For deliveries of less than 40 gallons		For deliveries of 40 gallons or more	
	P. S. 100	P. S. 200	P. S. 100	P. S. 200
Douglas		9.25		8.25
Fairbanks	10.5		10	
Ft. Huachuca	10.5		10	
Ray	12	12	10	10
Tombstone	10.5		10	

In any of the above tank wagon areas at any point outside the free delivery limits a seller may add the increase for the particular point specified in the reference seller's pamphlet of its October 14, 1941, posted tank wagon prices.

[Paragraph (a) added by Am. 31, 10 F.R. 10434, effective 8-29-45]

SEC. 2.3 *Arkansas—(a) El Dorado area.* In the El Dorado area, comprising the Counties of Miller, Hempstead, Lafayette, Nevada, Columbia, Ouachita, Calhoun and Union, maximum prices of the products listed below f. o. b. refineries [1] and loaded into tank cars, motor transports and pipe lines [2] for shipment to the destinations indicated below [3] shall be as follows:

Products	For shipment to ultimate destinations		
	Column 1 Ariz., Ark., Colo., La., N. Mex., Okla., and Texas	Column 2 PAW District One	Column 3 Other States
Kerosene, distillate fuel oils, and gas oils:	*Cents per gallon*	*Cents per gallon*	*Cents per gallon*
42-44 API Grav. W. W. kerosene	4.50	4.125	4.375
41-43 API Grav. W. W. kerosene	4.375	4.125	4.25
Range or stove oil	4.00	3.875	3.875
No. 1 prime white distillate (fuel oil)	3.875	3.875	3.75
No. 1 straw fuel oil	3.75	3.75	3.625
No. 2 fuel oil	3.625	3.625	3.50
No. 3 fuel oil	3.50	3.50	3.375
Gas oil, zero cold test (32-36 gr.)	3.375	3.375	3.25
Gas oil, ordinary	3.00	3.00	2.875
Diesel fuels (distillate): [4]			
58 Diesel index and above	4.25	4.25	4.125
53-57 Diesel index	4.125	4.125	4.00
43-52 Diesel index	4.00	4.00	3.875

[Table amended by Am. 24, 10 F.R. 739, effective 1-23-45]

[1] Column 2 prices apply to all shipping points within the El Dorado area for shipments to ultimate destinations in Petroleum Administration for War District 1.

[2] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipe lines with Petroleum Administration for War District 1 terminal shall be considered destined for Petroleum Administration for War District 1.

[3] Column 1 prices also apply to ultimate destinations in the States of Alabama, Mississippi, Tennessee, and the Counties of Cape Girardeau, Dunklin, Wayne, Pemiscot, Scott, New Madrid, Butler, Bollinger, Stoddard, and Mississippi in the State of Missouri.

[4] These prices apply only to fuels sold for use in Diesel engines.

[Footnote 2 amended by Am. 24, 10 F.R. 739, effective 1-23-45]

(b) *Fort Smith tank wagon area.* The maximum tank wagon price for kerosene shall be 8¢ per gallon.

(c) *Texarkana tank wagon area.* The maximum tank wagon price for kerosene shall be 7¢ per gallon.

SEC. 2.4 *California—(a) State of California.* The maximum prices f. o. b. refineries and tanker terminals for the grades of fuel oil named below when sold to consumers or refiners in bulk lots for delivery into barges, tanker, ship's bunkers, tank car, motor transport and pipe line shall be as follows:

[Above text amended by Am. 11, 9 F.R. 7137, effective 7-1-44 and Am. 18, 9 F.R. 12530, effective 10-19-44]

Area	P. S. No. 300 fuel oil	P. S. No. 400 fuel oil	Navy grade special
Fresno County	$1.20	$1.10	$1.265
Kings County	1.20	1.10	1.265
San Luis Obispo County [1]	1.20	1.10	1.265
Tulare County	1.20	1.10	1.265
Santa Barbara County	1.20	1.10	1.265
Kern County	1.20	1.10	1.265
Ventura County	1.20	1.10	1.265
Los Angeles County	1.20	1.10	1.265
Orange County	1.20	1.10	1.265
Riverside County	1.20	1.10	1.265
San Bernardino County	1.20	1.10	1.265
San Francisco Bay Area	1.25	1.15	1.315

[1] Maximum f. o. b. refinery and tanker terminal prices at Port San Luis shall be the maximum prices established hereunder at the San Francisco Bay area.

(b) *Los Angeles and San Francisco Bay Areas—(1) On sales to the United States Armed Forces, Foreign Economic Administration and Federal agencies making purchases under T. P. S. contracts.* [1] (i) *F. o. b. tanker terminals in the Los Angeles Area.* In the Los Angeles Area [2] maximum prices for the products listed below shall be as follows:

Products	Loaded into tankers [3]	Loaded into barges [4]	Loaded into tank cars and tank truck and trailers	Loaded into buyer's drums [5]
Kerosene [6]	5.50	5.625	5.75	6.50
Diesel fuel (U. S. specification 2-102-C Grade C)	4.45		[7]	

[1] Maximum prices to other Federal agencies shall be established by application under section 8.3.

[2] Los Angeles Area comprises Orange and Los Angeles Counties.

[3] When a purchaser of the class specified herein buys loaded into tankers and the seller must use trucks, truck and trailers or cars to move the product from his refinery or terminal to the loading point at which the sale is made, his maximum price shall be the sum of his truck and trailer f. o. b. refinery or terminal price, whichever is applicable, plus the actual transportation cost from his refinery or terminal to the loading point.

[4] For a single lot deliveries under 6,500 gallons add ¼ of a cent per gallon.

[5] Prices cover only the product and the unloading, filling, stencilling and reloading of drums into transportation facilities.

[6] Includes all grades of solvent extracted or acid-treated kerosene.

(ii) *F. o. b. tanker terminals in the San Francisco Bay Area.* In the San Francisco Bay Area maximum prices for the products listed below shall be as follows:

Products	Loaded into tankers [1]	Loaded into barges [2]	Loaded into tank cars and tank truck and trailers	Loaded into buyer's drums [3]
Kerosene [4]	5.625	5.75	5.875	6.625
Diesel fuel, U. S. Specification (2-102-C Grade C)	4.575			

[1] When a purchaser of the class specified herein buys loaded into tankers and the seller must use trucks, truck and trailers or cars to move the product from his refinery or terminal to the loading point at which the sale is made, his maximum price shall be the sum of his truck and trailer f. o. b. refinery or terminal price, whichever is applicable, plus the actual transportation cost from his refinery or terminal to the loading point.

[2] For single lot deliveries under 6,500 gallons add ⅛ of a cent per gallon.

[3] Prices cover only the product and the unloading, filling, stencilling and reloading of drums into transportation facilities.

[4] Includes all grades of solvent extracted or acid-treated kerosene.

[Subparagraph (1) amended by Am. 31, 10 F.R. 10434, effective 8-29-45]

(2) *P. S. 100 fuel oil-maximum tank wagon prices in the Los Angeles Tank Wagon Area and nearby tank wagon areas.* In the tank wagon areas listed below maximum tank wagon prices for P. S. 100 fuel oil, also known as stove oil, shall be as follows:

[Cents per gallon]

Tank wagon areas	For deliveries of less than 75 gallons	For deliveries of 75 gallons or more
Alhambra	7.0	6.0
Artesia	7.0	6.0
Azusa	7.25	6.25
El Segundo	7.0	6.0
Glendale	7.0	6.0
Huntington Beach	7.25	6.25
Long Beach	7.0	6.0
Los Angeles	7.0	6.0
Pasadena	7.0	6.0
San Fernando	7.25	6.25
San Pedro	7.0	6.0
Whittier	7.0	6.0
Inglewood	7.0	6.0
Van Nuys	7.25	6.25
Monrovia	7.25	6.25

[Subparagraph (2) amended by Am. 24, 10 F.R. 739, effective 1-23-45]

(3) *Fuel oil bunkers delivered by barge within Los Angeles Harbor.* The maximum prices for fuel oil bunkers delivered by barge within that part of Los Angeles Harbor which is inside the breakwater shall be as follows:

(i) On a delivery of 500 barrels or more:

Product:	*Dollars per barrel*
P. S. 400 fuel oil	1.10
P. S. 300 fuel oil	1.20
Navy grade special	1.265

(ii) On a delivery of less than 500 barrels an additional charge of $80.00 per delivery may be added to any of the maximum prices established in (i) above.

[Subparagraph (3) added by Am. 25, 10 F.R. 2080, effective 2-26-45]

[Paragraph (b) added by Am. 18, 9 F.R. 12530, effective 10-19-44 and amended as otherwise noted]

(c) *In the San Diego Tank Wagon Area and nearby tank wagon areas—Maximum tank wagon prices of P. S. 100 fuel oil.* Within the reference seller's free delivery limits in the tank wagon areas listed below, maximum tank wagon prices (in cents per gallon) for P. S. 100 fuel oil, also known as stove oil, shall be as follows:

Tank wagon areas	For deliveries of less than 75 gallons	For deliveries of 75 gallons or more
San Diego	8	7
Palm City	8	7
La Mesa	8	7
Solano Beach	8¼	7¼
Ocean Side	8¼	7¼
Escondido	8¼	7¼
Fall Brook	8¼	7¼
Ramona	8½	7½
La Jolla	8	7

[Table amended by Am. 31, 10 F.R. 10434, effective 8-29-45]

In any of the above tank wagon areas, at any point outside the free delivery limits, a seller may add the increase for the particular point specified in the reference seller's pamphlet of its October 14, 1941, posted tank wagon prices.

[Paragraph (c) added by Am. 27, 10 F.R. 6936, effective 6-13-45]

(d) *In the Grass Valley Tank Wagon area—Maximum tank wagon prices of P. S. 100 fuel oil and P. S. 200 fuel oil.* Within the reference seller's free delivery limits of the tank wagon area listed below, maximum tank wagon prices (in cents per gallon) for P. S. 100 fuel oil, also known as stove oil, and P. S. 200 fuel oil, also known as furnace oil, shall be as follows:

Tank wagon area	For deliveries of less than 40 gallons		For deliveries of 40 gallons or more	
	P. S. 100	P. S. 200	P. S. 100	P. S. 200
Grass Valley	11.0	10.0	9.0	8.0

In the above tank wagon area, at any point outside the free delivery limits, a seller may add the increase for the particular point specified in the reference seller's pamphlet of its October 14, 1941 posted tank wagon prices.

[Paragraph (d) added by Am. 27, 10 F.R. 6936, effective 6-13-45]

(e) *In certain tank wagon areas—Maximum tank wagon prices of P. S. 100 and P. S. 200 fuel oil.* Within the reference seller's free delivery limits in the tank wagon areas listed below maximum tank wagon prices (in cents per gallon) for P. S. 100 and P. S. 200 fuel oil, shall be as follows:

Tank wagon area	For deliveries of less than 75 gallons		For deliveries of 75 gallons or more	
	P. S. 100	P. S. 200	P. S. 100	P. S. 200
Alder Point		10.75		8.75
Blocksburg		10.25		8.25
Bolinas	9.5		7.5	
Colfax	10.0	9.0	8.0	7.0
Dutch Flat	10.0	9.0	8.0	7.0
Ft. Seward		10.25		8.25
Olema	9.5		7.5	
Pt. Reyes	9.5		7.5	
Raisin City	9.0	9.0	7.0	7.0
Ruth		12.25		10.25
San Rafael	9.0	8.5	8.0	7.5
South Fork		9.75		7.75
Trona	10.0		9.0	
Zenia		12.25		10.25

(f) *Jamesburg and Tassajara Hot Springs Circuit Points.* In that part of the Monterey tank wagon area designated as Jamesburg and Tassajara Hot Springs (California), the maximum tank wagon prices for P. S. 100 fuel oil, also known as stove oil, and P. S. 200 fuel oil also known as diesel oil shall be as follows:

Tank wagon area	P. S. 100	P. S. 200
Jamesburg	8.75	7.75
Tassajara Hot Springs	10.75	9.75

[Paragraphs (e) and (f) added by Am. 31, 10 F.R. 10434, effective 8-29-45]

SEC. 2.5 *Colorado.*

SEC. 2.6 *Connecticut*—(a) *State of Connecticut.* In the State of Connecticut within the areas designated and described below or in the townships and cities listed below, maximum prices for kerosene, No. 1 fuel oil and range oil and for Nos. 2, 3 and 4 distillate fuel oils shall be as follows:

(1) *Maximum prices f. o. b. terminals or bulk plants*—(i) *For kerosene, No. 1 fuel oil and range oil.*

[Cents per gallon]

Township or city	F. o. b. terminals loaded into tank cars or transport trucks	Loaded into buyers' tank wagons	Loaded into containers in quantities of 10 gallons or less
Bethany		6.3	9.5
Bethel		6.7	9.8
Bloomfield		6.5	9.0
Branford		6.3	9.8
Bridgeport City	6.0	6.3	9.8
Bridgewater		6.7	9.8
Bristol City		6.8	
Brookfield		6.7	9.8
Cheshire		6.9	10.1
Chester		6.5	
Cromwell	6.2	6.5	
Danbury		6.7	9.5
Darien	5.9	6.2	
East Hartford	6.2	6.5	9.0
East Haven	6.0	6.3	9.8
Easton		6.3	9.8
East Windsor		6.5	9.0
Essex	6.2	6.5	
Fairfield		6.3	9.8
Glastonbury		6.5	9.0
Greenwich	5.9	6.2	
Groton	6.1	6.4	9.9
Hamden		6.3	9.8
Hartford City	6.2	6.5	9.0
Killingly		6.7	
Manchester	6.2	6.5	9.0
Middlebury		6.9	10.1
Middletown	6.2	6.5	9.0
Milford		6.3	9.8
Monroe		6.3	9.8
Naugatuck		6.9	10.1
New Briton City		6.8	
New Canaan		6.5	
New Fairfield		6.7	9.8
New Haven City	6.0	6.3	9.8
Newington		6.5	9.0
New London City	6.1	6.4	9.9
New Milford		6.7	9.8
Newton		6.7	9.8
North Branford		6.3	9.8
North Haven		6.3	9.8
North Stonington		6.5	
Norwalk City	5.9	6.2	
Norwich City	6.1	6.5	9.0
Old Lyme		6.6	
Orange		6.3	9.8
Plainville		6.8	
Portland	6.2	6.5	
Prospect		6.9	10.1
Putnam		6.8	
Redding		6.7	9.8
Ridgefield		6.7	9.8
Rocky Hill	6.2	6.6	
Sherman		6.7	9.8
South Windsor		6.5	9.0
Stamford		6.2	
Stamford City	5.9	6.2	
Stonington		6.4	9.9
Stratford		6.3	9.8
Tarrington City		6.9	
Trumbull		6.3	9.8
Vernon		6.8	
Waterbury City		6.9	10.1
Watertown		6.9	10.1
Weathersfield	6.2	6.5	9.0
West Hartford		6.5	9.0
West Haven	6.0	6.3	9.8
Westport		6.3	9.8
Weston		6.3	9.8
Wilton		6.2	
Winchester		6.9	
Windsor		6.5	9.0
Windsor Locks		6.5	9.0
Wolcott		6.9	10.1
Woodbridge		6.3	9.8
Woodbury		6.9	10.1

(ii) *For Nos. 2, 3 and 4 distillate fuel oils.*

[Cents per gallon]

Area	Loaded into transport trucks or tank cars	Loaded into tank wagons
Danbury		6.3
Bridgeport	5.7	5.9
Derby	5.6	5.8
Hartford	5.8	6.0
Essex	5.8	6.0
Middletown	5.8	6.0
Rockville		6.3
New London-Norwich	5.7	5.9

[Cents per gallon]

Area	Loaded into transport trucks or tank cars	Loaded into tank wagons
Putnam		6.1
New Haven	5.6	[1] 5.9
Greenwich-Norwalk	5.6	5.8
Waterbury		6.3

[1] This 5.9 price applies only in cities of New London and Norwich.

[2] At tanker and barge terminal operators' yards deduct 0.1.

The Danbury area comprises the townships and cities of: Bethel, Brookfield, Danbury, New Fairfield, Newtown, Redding, Ridgefield, and Danbury City.

The Bridgeport area comprises the townships and cities of: Bridgeport City, Easton, Fairfield, Monroe, Stratford, Weston, Westport, and Trumbull.

The Derby area comprises the township of Derby.

The Hartford area comprises the townships and cities of: Weathersfield, Windsor, Windsor Locks, Manchester, Newington, Rocky Hill, Simsbury, South Windsor, West Hartford, Avon, Bloomfield, Bolton Canton, East Granby, East Hartford, East Windsor, Glastonbury and Hartford City.

The Essex area comprises the townships and cities of: Chester, Clinton, Essex, Killingworth, Lyme, Madison, Old Lyme, Old Saybrook, Saybrook, and Westbrook.

The Middletown area comprises the townships and cities of: Marlboro, Middlefield, Middletown City, Portland, Salem, Colchester, Cromwell, Durham, East Haddam, East Hampton, Haddam, and Hebron.

The Rockville area comprises the townships and cities of: Ashford, Ellington, Tolland, Vernon, Rockville City and Willington.

The New London-Norwich area comprises the townships and cities of: East Lyme, Waterford, New London City, Groton, Stonington, North Stonington, Ledyard, Montville, Norwich City, Norwich, Preston, Bozrah, Franklin, Sprague, Lisbon, Griswold and Voluntown.

The Putnam area comprises the townships and cities of: Woodstock, Pomfret, Putnam, Thompson, Eastford and Putnam City.

The New Haven area comprises the townships and cities of: Bethany, Branford, Cheshire, East Haven, Guilford, Hamden, Milford, New Haven, North Branford, North Haven, Orange, Prospect, Wallingford, West Haven and Woodbridge.

The Norwalk-Greenwich area comprises the townships and cities of: Stamford, Greenwich, Stamford City, New Canaan, Darien, Norwalk City and Wilton.

The Waterbury area comprises the townships and cities of: Wolcott, Middlebury, Watertown, Plymouth, Thomaston, Bethlehem and the city of Waterbury.

(2) *Maximum tank wagon prices*—(i) *To consumers.*

[Cents per gallon]

Township or city	Kerosene, No. 1 fuel oil and range oil on deliveries of 25 gallons or over [1]	Nos. 2, 3 and 4 distillate fuel oil on deliveries of 100 gallons or over [2]
Andover	9.1	7.7
Ansonia	9.1	7.6
Ashford	9.1	7.8
Avon	9.1	7.9
Barkhamsted	9.4	8.1
Beacon Falls	9.1	7.6
Berlin	9.1	7.9
Bethany	8.8	7.5
Bethel	9.3	7.6
Bethlehem	9.4	7.8
Bloomfield	9.0	7.7
Bolton	9.0	7.7
Bozrah	9.1	7.6
Branford	8.8	7.5
Bridgeport City	8.8	7.5

See footnotes at end of table.

Township or city	Kerosene, No. 1 fuel oil and range oil on deliveries of 25 gallons or over [1]	Nos. 2, 3 and 4 distillate fuel oil on deliveries of 100 gallons or over [2]
Bridgewater	9.3	7.7
Bristol	9.5	7.9
Brookfield	9.3	7.6
Brooklyn	9.5	7.6
Burlington	9.5	7.9
Canaan	8.8	7.8
Canterbury	9.5	7.6
Canton	9.1	7.9
Chaplin	9.1	7.7
Cheshire	9.3	7.5
Chester	9.0	7.7
Clinton	9.0	7.7
Colchester	9.1	7.7
Colbrook	9.4	8.1
Columbia	9.1	7.7
Cornwall	9.4	7.8
Coventry	9.1	7.7
Cromwell	9.0	7.7
Danbury	9.3	7.6
Darien	8.8	7.5
Derby	9.1	7.6
Durham	9.0	7.7
East Granby	9.1	7.7
East Haddam	9.0	7.7
East Hampton	9.0	7.7
East Hartford	9.0	7.7
East Haven	8.8	7.5
East Lyme	8.9	7.6
East Windsor	9.0	7.7
Eastford	9.1	7.8
Easton	8.8	7.5
Ellington	9.1	7.8
Enfield	9.2	7.8
Essex	9.0	7.7
Fairfield	8.8	7.5
Farmington	9.1	7.9
Franklin	9.1	7.6
Glastonbury	9.0	7.7
Goshen	9.4	8.1
Granby	9.1	7.8
Greenwich	8.8	7.5
Griswold	9.1	7.6
Groton	8.9	7.6
Guilford	9.0	7.5
Haddam	9.0	7.7
Hamden	8.8	7.5
Hampton	9.1	7.7
Hartford City	9.0	7.7
Hartland	9.2	7.8
Harwinton	9.4	8.1
Hebron	9.1	7.7
Kent	9.5	7.7
Killingly	9.5	7.6
Killingworth	9.0	7.7
Lebanon	9.1	7.7
Ledyard	8.9	7.6
Lisbon	9.1	7.6
Litchfield	9.3	8.1
Lyme	9.0	7.7
Madison	9.0	7.7
Manchester	9.0	7.7
Mansfield	9.1	7.7
Marlboro	9.0	7.7
Meriden	9.1	7.9
Middlebury	9.3	7.8
Middlefield	9.0	7.7
Middletown	9.0	7.7
Milford	8.8	7.5
Monroe	8.8	7.5
Montville	9.1	7.6
Morris	9.4	8.1
Naugatuck	9.3	7.8
New Britain	9.1	7.9
New Canaan	8.8	7.5
New Fairfield	9.3	7.6
New Hartford	9.4	8.1
New Haven City	8.8	7.5
New London City	8.9	7.6
New Milford	9.3	7.7
Newington	9.0	7.7
Newtown	9.3	7.6
Norfolk	8.8	7.8
North Branford	8.8	7.5
North Canaan	8.8	7.8
North Haven	8.8	7.5
North Stonington	8.9	7.6
Norwalk	8.8	7.5
Norwich	9.0	7.6
Old Lyme	9.1	7.7
Old Saybrook	9.0	7.7
Orange	8.8	7.5
Oxford	9.1	7.6
Plainfield	9.5	7.6
Plainville	9.1	7.9
Plymouth	9.5	7.8
Pomfret	9.1	7.8
Portland	9.0	7.7
Preston	9.0	7.6
Prospect	9.3	7.5
Putnam	9.1	7.8
Redding	9.3	7.6
Ridgefield	9.3	7.6
Rocky Hill	9.0	7.7

Township or city	Kerosene, No. 1 fuel oil and range oil on deliveries of 25 gallons or over [1]	Nos. 2, 3 and 4 distillate fuel oil on deliveries of 100 gallons or over [2]
Roxbury	9.3	7.7
Salem	9.1	7.7
Salisbury	8.8	7.8
Saybrook	9.0	7.7
Scotland	9.1	7.7
Seymour	9.1	7.6
Sharon	8.8	7.8
Shelton	9.1	7.6
Sherman	9.3	7.7
Simsbury	9.1	7.7
Somers	9.2	7.8
South Windsor	9.0	7.7
Southbury	9.1	7.6
Southington	9.2	7.9
Sprague	9.1	7.6
Stafford	9.2	7.9
Stamford	8.8	7.5
Sterling	9.5	7.6
Stonington	8.9	7.6
Stratford	8.8	7.5
Suffield	9.2	7.8
Thomaston	9.3	7.8
Thompson	9.1	7.8
Tolland	9.1	7.8
Torrington	9.4	8.1
Trumbull	8.8	7.5
Union	9.2	7.9
Vernon	9.1	7.8
Voluntown	9.1	7.6
Wallingford	9.0	7.7
Warren	9.3	7.7
Washington	9.3	7.7
Waterbury	9.3	7.8
Waterford	8.9	7.6
Watertown	9.3	7.8
West Hartford	9.0	7.7
West Haven	8.8	7.5
Westbrook	9.0	7.7
Weston	8.8	7.5
Westport	8.8	7.5
Wethersfield	9.0	7.7
Willington	9.1	7.8
Wilton	8.8	7.5
Winchester	9.4	8.1
Windham	9.1	7.7
Windsor	9.0	7.7
Windsor Locks	9.0	7.7
Wolcott	9.3	7.8
Woodbridge	8.8	7.5
Woodbury	9.3	7.7
Woodstock	9.1	7.8

[1] Sellers may add 1.5¢ per gallon on single lot deliveries of less than 25 gallons.

[2] Sellers may add 0.5¢ per gallon on single lot deliveries of less than 100 gallons.

(ii) *To resellers.*

Kerosene, No. 1 fuel oil and range oil on deliveries of 25 gallons or over

Township or city:	*Cents per gallon*
Bethany	8.0
Bethel	8.8
Bloomfield	9.0
Branford	8.0
Bridgeport City	8.0
Bridgewater	8.8
Brookfield	8.8
Cheshire	8.6
Danbury	8.8
Darien	8.0
East Hartford	9.0
East Haven	8.0
East Windsor	9.0
Easton	8.0
Fairfield	8.0
Glastonbury	9.0
Greenwich	8.0
Hamden	8.0
Hartford City	9.0
Middlebury	8.6
Milford	8.0
Monroe	8.0
Naugautuck	8.6
New Canaan	8.0
New Fairfield	8.8
New Haven City	8.0
New Milford	8.8
Newington	9.0
Newtown	8.8

Kerosene, No. 1 fuel oil and range oil on deliveries of 25 gallons or over—Con.

Township or city:	Cents per gallon
North Branford	8.0
North Haven	8.0
Norwalk	8.0
Orange	8.0
Prospect	8.6
Redding	8.8
Ridgefield	8.8
Sherman	8.8
South Windsor	9.0
Stamford	8.0
Stratford	8.0
Trumbull	8.0
Waterbury	8.6
Watertown	8.6
West Hartford	9.0
West Haven	8.0
Weston	8.0
Westport	8.0
Wethersfield	9.0
Wilton	8.0
Windsor	9.0
Windsor Locks	9.0
Wolcott	8.6
Woodbridge	8.0
Woodbury	8.6

[Sec. 2.6 amended by Am. 5, 9 F.R. 4236, effective 4–25–44; Am. 11, 9 F.R. 7137, effective 7–1–44; Am. 20, 9 F.R. 13522, effective 11–15–44; Am. 22, 9 F.R. 14495, effective 12–9–44 and Am. 43, effective 4–10–46]

SEC. 2.7 *Delaware*—(a) *State of Delaware.* Maximum tank wagon prices for Nos. 2, 3 and 4 distillate fuel oils to consumers in the State of Delaware shall be as designated below:

(1) For single lot deliveries of 100 gallons or more:

Within the area:	Cents per gallon
North of the Chesapeake & Delaware Canal	7.5
South of the Chesapeake & Delaware Canal	7.8

(2) For single lot deliveries of less than 100 gallons the maximum price within each area listed in subparagraph (1) above shall be increased by .5¢ per gallon.

[Sec. 2.7 amended by Am. 10, 9 F.R. 5725, effective 5–31–44 and Am. 43, effective 4–10–46]

SEC. 2.8 *Florida*—(a) *Pensacola, Panama City and Port St. Joe.* The maximum price for distillate diesel oil of 28° A. P. I. Gravity and above, ship's bunkers (ex lighterage) and f. o. b. refineries and terminals in bulk lots, shall be 4.75¢ per gallon.

(b) *Jacksonville.* The maximum price of kerosene f. o. b. refineries and terminals loaded into tank cars shall be 5.55¢ per gallon.

[Sec. 2.8 amended by Am. 20, 9 F.R. 13522, effective 11–15–44 and Am. 43, effective 4–10–46]

SEC. 2.9 *Georgia.*

SEC. 2.10 *Idaho.*

SEC. 2.11 *Illinois*—(a) *Chicago.* The maximum price for fuel oil in bulk lots with a maximum viscosity of 300 Saybolt Universal at 100° F. on sales to commercial and industrial users by blenders, except refiners, f. o. b. terminals in the City of Chicago, shall be 5.1¢ per gallon.

(b) *East St. Louis*—(1) *Range oil; maximum tank wagon prices.* The maximum tank wagon prices for range oil, stove oil or heater oil for the bulk plant points of East St. Louis, Illinois, and the circuit points and rural territories served from such plant or plants shall be as follows:

	Cents per gallon
In quantities of less than 25 gallons	8.9
In quantities of as much as 25 gallons but less than 100 gallons	8.3
In quantities of 100 gallons or over	7.9

(2) *No. 5 fuel oil*—(i) *Maximum delivered at destination tank car price.* Within the City of East St. Louis and at bulk plants serving the said city the maximum delivered at destination tank car price for No. 5 fuel oil to tank wagon resellers who receive delivery either in tank cars or motor transports shall be 3.8¢ per gallon.

[Subparagraph (1) amended by Am. 27, 10 F.R. 6936, effective 6–13–45]

(ii) *Maximum tank wagon price.* Within the City of East St. Louis the maximum tank wagon price for No. 5 fuel oil shall be 5.4¢ per gallon.

[Paragraph (b) amended by Am. 26, 10 F.R. 3553, effective 4–7–45; and as otherwise noted]

(c) *Central Illinois area.* In the Counties of St. Clair, Clark, Franklin, Madison, Montgomery, Bond, Clinton, Washington, Jefferson, Marion, Fayette, Shelby, Effingham, Clay, Wayne, Hamilton, Christian, White, Edwards, Wabash, Richland, Lawrence, Crawford, and Jasper in the State of Illinois the maximum prices of the products listed below in bulk lots shall be as follows:

[Above paragraph amended by Am. 19, 9 F.R. 12591, effective 10–23–44]

(1) *F. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District One.*

Products	Cents per gallon
Kerosene and distillate fuel oils:	
42–44 API grav. w. w. kerosene	5.875
41–43 API grav. w. w. kerosene	5.75
Range or stove oil	5.375
No. 1 prime white distillate (fuel oil)	5.25
No. 1 straw fuel oil	5.125
No. 2 fuel oil	[1] 5.00
No. 3 fuel oil	[1] 4.875

[1] For Lawrence and Crawford Counties add .125.

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Product	Cents per gallon
Diesel fuel, Navy Department specification 7–0–2	[1] 5.0

[1] For Lawrence and Crawford Counties add .25.

[Paragraph (c) amended by Am. 9, 9 F.R. 4779, effective 5–1–44]

(d) *Counties of Lake, Cook, DuPage and Will.* In the above counties in the State of Illinois maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District One.*

Products	Cents per gallon
Kerosene and distillate fuel oils:	
42–44 API grav. w. w. kerosene	6.125
41–43 API grav. w. w. kerosene	6.00
Range or stove oil	5.625
No. 1 prime white distillate (fuel oil)	5.50
No. 1 straw fuel oil	5.375
No. 2 fuel oil	5.25
No. 3 fuel oil	5.125

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Product	Cents per gallon
Diesel fuel, Navy Department specification 7–0–2	5.375

[Paragraph (d) amended by Am. 1, 9 F.R. 2405, effective 2–28–44; and Am. 9, 9 F.R. 4779, effective 5–1–44]

(3) *F. o. b. refineries on sales to resellers[1] in the Metropolitan Chicago Area.*[2]

Products:	Cents per gallon
Range, stove, or heater oil	5.625
No. 2 fuel oil	5.125
No. 3 fuel oil	5.00

[1] The maximum prices established above do not apply on sales to a tank wagon reseller with whom on October 1, 1941, the supplier had a contract extending over a period of not less than a year for deliveries of the particular product. On sales of the above products to such a purchaser, the supplier's maximum price, whether on an f. o. b. refinery basis or on a delivered-at-destination basis, must be determined under section 5.2 and Article VI or established under section 8.3.

[2] Metropolitan Chicago Area is defined as in section 5.1 (e) (1) (iii).

[Subparagraph (3) added by Am. 21, 9 F.R. 14064, effective 12–2–44. Heading amended by Am. 26, 10 F.R. 3553, effective 4–7–45. Footnote 2 amended by Am. 23, 9 F.R. 14944, effective 12–28–44]

(e) *Centralia and Salem.* In the cities of Centralia and Salem maximum prices of kerosene, according to the specifications listed below, in bulk lots f. o. b. refineries for shipment to destinations other than Petroleum Administration for War District One shall be as follows:

Specifications:	Cents per gallon
42–44 API grav. w. w. kerosene	5.625
41–43 API grav. w. w. kerosene	5.5

(f) *Chicago and adjacent circuits; Tank wagon prices.* Maximum tank wagon prices for residual fuel oils and blends thereof with distillate fuel oils at Chicago, and the circuit points served from bulk plants at Chicago shall be as follows:

Viscosity (Saybolt Universal at 100° F.)	For deliveries in quantities of 750 gallons and over	For deliveries in quantities of less than 750 gallons
	Cents per gallon	Cents per gallon
50–800 seconds [1]	5.75	6.50
900–2,000 seconds	5.25	6.00
2,100 seconds and over	4.80	5.55

[1] Except for the minimum viscosity of this bracket, a tolerance of 50 seconds is permitted in all brackets

[Paragraph (f) added by Am. 4, 9 F.R. 3849, effective 4–14–44]

SEC. 2.12 *Indiana*—(a) *Connersville tank wagon area.* The maximum tank wagon price for No. 2 fuel oil shall be 8.1¢ per gallon.

(b) *Counties of Lake, Porter, and La Porte.* In the above counties in the State of Indiana the maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District One.*

Products	Cents per gallon
Kerosene and distillate fuel oils:	
42–44 API grav. w. w. kerosene	6.125
41–43 API grav. w. w. kerosene	6.00
Range or stove oil	5.625
No. 1 prime white distillate (fuel oil)	5.50
No. 1 straw fuel oil	5.375
No. 2 fuel oil	5.25
No. 3 fuel oil	5.125

(2) *F. o. b. refineries or refiners' terminals on sales to the United States Government or any agency thereof.*

Product:	Cents per gallon
Diesel fuel, Navy Department specification 7–0–2	5.375

[Subparagraph (2) amended by Am. 11, 9 F.R. 7137, effective 7–1–44]

(3) *F. o. b. refineries on sales to resellers[1] in the Metropolitan Chicago Area.*[2]

Products:	Cents per gallon
Range, stove, or heater oil	5.625
No. 2 fuel oil	5.125
No. 3 fuel oil	5.00

[1] The maximum prices established above do not apply on sales to a tank wagon reseller with whom on October 1, 1941, the supplier had a contract extending over a period of not less than a year for deliveries of the particular product. On sales of the above products to such a purchaser, the supplier's maximum price, whether on an f. o. b. refinery basis or on a delivered-at-destination basis, must be determined under section 5.2 and Article VI or established under section 8.3.

[2] Metropolitan Chicago Area is defined as in section 5.1 (e) (1) (iii).

[Subparagraph (3) added by Am. 21, 9 F.R. 14064, effective 12–2–44. Heading amended by Am. 26, 10 F.R. 3553, effective 4–7–45. Footnote 2 amended by Am. 23, 9 F.R. 14944, effective 12–28–44]

(c) *Counties of Posey, Vanderburgh, Warrick, Spencer, Perry, Crawford, Harrison, Floyd, and Clark.* In the above counties in the State of Indiana the maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District One.*

Products	Cents per gallon
Kerosene and distillate fuel oils:	
41 API grav. and above w. w. kerosene	5.5
No. 1 prime white distillate (fuel oil) range or stove oil and No. 1 fuel oil	5.375
No. 2 fuel oil	5.25
No 3 fuel oil	5.125

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Product	Cents per gallon
Diesel fuel, Navy Department specification 7–0–2	5.25

(d) *Indianapolis area.* In the Indianapolis area comprised of that part of the State of Indiana which is within a radius of 25 miles of the center of Indianapolis, Indiana, maximum prices for the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District One or the State of Michigan.*

Products	Cents per gallon
Kerosene and distillate fuel oils:	
41 API grav. and above w. w. kerosene	6.125
No. 1 prime white distillate (fuel oil) range or stove oil and No. 1 fuel oil	5.625
No. 2 fuel oil	5.50
No. 3 fuel oil	5.50

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Product	Cents per gallon
Diesel fuel, Navy Department specification 7–0–2	5.625

[Paragraphs (b), (c), and (d) amended by Am. 9, 9 F.R. 4779, effective 5–1–44]

(e) *East Chicago.* The maximum price for fuel oil in bulk lots with a maximum viscosity of 300 Saybolt Universal at 100° F. on sales to commercial and industrial users by blenders, except refiners, f. o. b. terminals in East Chicago, shall be 5.1¢ per gallon.

(f) *East Chicago and adjacent circuits; tank wagon prices.* Maximum tank wagon prices for residual fuel oils and blends thereof with distillate fuel oils at East Chicago, and the circuit points served from bulk plants at East Chicago shall be as follows:

Viscosity (Saybolt Universal at 100° F.)	For deliveries in quantities of 750 gallons and over	For deliveries in quantities of less than 750 gallons
	Cents per gallon	Cents per gallon
50–800 seconds [1]	5.75	6.50
900–2,000 seconds	5.25	6.00
2,100 seconds and over	4.80	5.55

[1] Except for the minimum viscosity of this bracket, a tolerance of 50 seconds is permitted in all brackets

[Paragraphs (e) and (f) added by Am. 4, 9 F.R. 3849, effective 4–14–44]

SEC. 2.13 *Iowa.*

SEC. 2.14 *Kansas*—(a) *State of Kansas (except Kansas City area).* In the State of Kansas, except that part of the state which is within a radius of 25 miles of the center of Kansas City, Missouri, the maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points.* Maximum prices[1] of the products listed below[2] f. o. b. refineries and pipe line terminals[3] and loaded into tank cars, motor transports and pipe lines[4] for shipment to the destinations indicated below shall be as follows:

Products[5]	For shipment to ultimate destinations: Column 1 Kansas	Column 2 PAW District 1	Column 3 Other States
	Cents per gallon	Cents per gallon	Cents per gallon
Kerosene and distillate fuel oils:			
42–44 API Gravity W. W. Kerosene	4.7	4.625	4.7
41–43 API Gravity W. W. Kerosene	4.6	4.5	4.6
Range or Stove Oil	4.2	4.125	4.2
No. 1 P. W. Distillate (Fuel Oil)	4.1	4.0	4.1
No. 1 Straw Fuel Oil	4.0	3.875	4.0
No. 2 Fuel Oil	3.9	3.75	3.8
No. 3 Fuel Oil	3.7	3.625	3.7
Diesel fuel (distillate):[6] All grades (except Navy Department Specification 7–0–2)	4.2	4.125	4.2
Tractor fuels (distillate):			
Low flash (Gasoline Type)	5.2	-------	5.2
High flash (Special)[8]	4.8	-------	4.8
Other grades[9]	-------	-------	-------

[1] Column 3 prices do not apply at Shallow Water and Phillipsburg.

[2] For any refined distillate or overhead petroleum product of lower than 41° API gravity not listed above (except lube distillates or naphthas sold for blending with gasoline or natural gasoline) a seller must apply for a maximum price under section 8.3.

[3] Column 2 applies to all other shipping points in the area covered by this section 2.14 (a) (1).

[4] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipelines with Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[6] These prices apply only to fuels sold for use in Diesel engines.

[8] This product shall have a minimum octane rating of 50 ASTM and shall otherwise conform in specifications to the requirements of the buyer.

[9] "Other grades" of tractor fuel shall take the maximum price of the product listed above of the most nearly similar specifications.

[Subparagraph (1) amended by Am. 14, 9 F.R. 9717, 10188, effective 8–14–44; and Am. 23, 9 F.R. 14944; effective 12–28–44]

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Product	Cents per gallon
Diesel fuel, Navy Department specification 7–0–2	4.125

(b) *Kansas City area.* In that part of the State of Kansas which is within a radius of 25 miles of the center of Kansas City, Missouri, the maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District One.*

Products	Cents per gallon
Kerosene and distillate fuel oils:	
42–44 API grav. w. w. kerosene	5.125
41–43 API grav. w. w. kerosene	5.00
Range or stove oil	4.625
No. 1 prime white distillate (fuel oil)	4.50
No. 1 straw fuel oil	4.375
No. 2 fuel oil	4.25
No. 3 fuel oil	4.125

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Product	Cents per gallon
Diesel fuel, Navy Department specification 7–0–2	4.625

SEC. 2.15 *Kentucky*—(a) *Counties of Union, Henderson, Daviess, Hancock, Breckinridge, Meade, Hardin, Bullitt, Jefferson, and Oldham.* In the above counties in the State of Kentucky the maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to ultimate destination in Petroleum Administration for War District One.*

Products	Cents per gallon
Kerosene and distillate fuel oils:	
41 API gravity and above w w. kerosene	5.5
No. 1 prime white distillate (fuel oil) range or stove oil and No. 1 fuel oil	5.375
No. 2 fuel oil	5.25
No. 3 fuel oil	5.125

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Product	Cents per gallon
Diesel fuel, Navy Department specification 7-0-2	5.25

(b) *Counties of Boone, Kenton, Campbell, Pendleton, Bracken, Mason, Lewis, Greenup, and Boyd.* In the above counties in the State of Kentucky the maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District One.*

Products	Cents per gallon
Kerosene and distillate fuel oils:	
41 API gravity and above w. w. kerosene	6.125
No. 1 prime white distillate (fuel oil) range or stove oil and No. 1 fuel oil	[1] 5.625
No. 2 fuel oil	[1] 5.50
No. 3 fuel oil	5.50

[1] For Boyd County add .125.

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Product	Cents per gallon
Diesel fuel, Navy Department specification 7-0-2	5.625

[Sections 2.14 and 2.15 amended by Am. 9, 9 F.R. 4779, effective 5-1-44]

SEC. 2.16 *Louisiana*—(a) *Louisiana Gulf Coast ports*[1] *and New Orleans area*[2] *shipping points*—(1) *Maximum prices in bulk lots f. o. b. refineries and tanker terminals.*

Products:	Cents per gallon
Kerosene, distillate fuel oils and gas oils:	
Kerosene, water white (41 API gravity and above)	4.125
Range or stove oil [4]	3.875
No. 1 fuel oil [4]	3.875
No. 2 fuel oil	3.75
No. 3 fuel oil	3.75
Gas Oil [3] zero cold test (or below)	3.50
Gas Oil [3] above zero cold test	3.375
Diesel fuels (distillate): [6]	
Diesel Index 58 and above	4.25
Diesel Index 53-57	4.125
Diesel Index 43-52	4.00

[1] When any of the above products except gas oils are loaded into pipe line (see note 7 below), tank car, motor transport or tank wagon for shipment to ultimate destinations other than in Petroleum Administration for War District I, seller may charge prices in this table or his maximum prices under other sections of this regulation, whichever may be higher.

[2] When any of the above products except gas oils are loaded into barge, pipe line (see note 7 below), tank car, motor transport or tank wagon for shipment to ultimate destinations other than in Petroleum Administration for War District 1, seller may charge prices in this table or his maximum prices under other sections of this regulation whichever may be higher.

[3] New Orleans Area means Mississippi River ports up to and including Baton Rouge.

[4] If range or stove oil or No. 1 fuel oil conform to all of a particular seller's specifications for water white kerosene of 41 API gravity and above the maximum price for such products shall be 4.125¢ per gallon for such seller.

[5] Unless separately listed as another product in the above table or in any other part of section 2.16 (a), any refined distillate or overhead petroleum product (except lube distillates or naphthas sold for blending with gasoline or natural gasoline) of lower than 41 degrees gravity, API, is to be considered a gas oil. For grades of gas oils claimed to be special grades sellers may not charge higher prices than established for gas oils in the above table without a written order from the Administrator.

[6] These prices apply only to fuels sold for use in Diesel engines.

[7] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipe lines with Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[Subparagraph (1) amended by Am. 24, 10 F.R. 739, effective 1-23-45]

(2) *Diesel oil; ships' bunkers.* Maximum prices for residual and distillate diesel oil, ships' bunkers (ex lighterage) shall be:

Grade:	Dollars per barrel
Residual	[1] 1.35
Distillate, below 28° API gravity	[1] 1.35
Distillate, 28° API gravity and above	[1] 1.65

[1] On single lot deliveries of less than 50 barrels add 0.10 per barrel.

[Subparagraph (2) amended by Am. 12, 9 F.R. 8967, effective 7-31-44]

(b) *Shreveport area.* In the Shreveport area, comprising the parishes of Caddo, Bossier, Webster, De Soto and Red River, maximum prices of the products listed below f. o. b. refineries [1] and loaded into tank cars, motor transports and pipe lines [2] for shipment to the destinations indicated below [3] shall be as follows:

Products	For shipment to ultimate destinations		
	Column 1	Column 2	Column 3
	Ariz., Ark., Colo., La., N. Mex., Okla., and Texas	PAW District 1	Other States
	Cents per gallon	Cents per gallon	Cents per gallon
Distillate fuel oils and gas oils:			
42-44 Grav. W. W. kerosene	4.50	4.125	4.375
41-43 Grav. W. W. kerosene	4.375	4.125	4.25
Range or stove oil	4.00	3.875	3.875
No. 1 P. W. distillate (fuel oil)	3.875	3.875	3.75
No. 1 straw fuel oil	3.75	3.75	3.625
No. 2 fuel oil	3.625	3.625	3.50
No. 3 fuel oil	3.50	3.50	3.375
Gas oil, zero cold test (32-36 Gr.)	3.375	3.375	3.25
Gas oil, ordinary	3.00	3.00	2.875
Diesel fuels (distillate): [4]			
58 Diesel index and above	4.25	4.25	4.125
53-57 Diesel index	4.125	4.125	4.00
43-52 Diesel index	4.00	4.00	3.875

[Table amended by Am. 24, 10 F.R. 739, effective 1-23-45]

[1] Column 2 prices apply to all shipping points within the Shreveport area for shipments to ultimate destinations in Petroleum Administration for War District 1.

[2] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipe lines with Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[3] Column 1 prices also apply to ultimate destinations in the States of Alabama, Mississippi, Tennessee, and the Counties of Cape Girardeau, Dunklin, Wayne Pemiscot, Scott, New Madrid, Butler, Bollinger, Stoddard and Mississippi in the State of Missouri.

[4] These prices apply only to fuels sold for use in Diesel engines.

[Footnote 2 amended by Am. 24, 10 F.R. 739, effective 1-23-45]

SEC. 2.17 *Maine*—(a) *State of Maine.* The maximum tank wagon prices for kerosene, No. 1 fuel oil and range oil and for Nos. 2 and 3 fuel oils in the following townships and cities in the State of Maine shall be as follows:

[Cents per gallon]

Township or city	Kerosene, No. 1 fuel oil and range oil on deliveries of 25 gallons or over [1]	Nos. 2, 3 and 4 distillate fuel oils on deliveries of 100 gallons or over [2]
Abbott	9.7	8.5
Academy West	10.2	9.0
Acton	9.4	7.8
Adamstown	10.9	9.7
Addison	9.8	8.6
Albany	9.4	8.2
Albion	9.6	8.4
Alexander	10.0	8.7
Alfred	8.7	7.8
Allagash Pl.	11.2	10.0
Alna	9.1	7.9
Alton	8.8	7.6
Amherst	8.8	7.6
Amity	10.5	9.3
Andover	9.7	8.5
Anson	9.8	8.6
Appleton	9.1	8.2
Argyle	8.8	7.6
Arrowsic	9.1	7.9

See footnotes at end of table.

[Cents per gallon]

Township or city	Kerosene, No. 1 fuel oil and range oil on deliveries of 25 gallons or over [1]	Nos. 2, 3 and 4 distillate fuel oils on deliveries of 100 gallons or over [2]
Ashland	11.2	10.0
Askwith	10.2	9.0
Athens	9.8	8.6
Atkinson	9.7	8.5
Attean	11.8	9.6
Auburn	9.0	7.8
Augusta	8.9	7.7
Aurora	8.8	7.6
Avon	9.8	8.6
Baileyville	10.0	8.7
Bald Mountain	9.8	8.5
Baldwin	9.4	8.2
Bancroft	10.5	9.3
Bangor	8.8	7.6
Bar Harbor	9.4	8.2
Baring	10.0	8.7
Barnard Pl.	9.7	8.5
Batchelders Grant	9.4	8.2
Bath	9.1	7.9
Beals	9.8	8.6
Beddington	9.8	8.6
Belfast	9.3	8.1
Belgrade	8.9	7.7
Belmont	9.3	8.1
Benedicta	10.5	9.3
Benton	9.6	8.4
Berwick	8.9	7.8
Bethel	9.7	8.5
Biddeford	8.7	7.7
Bigelow Pl.	9.8	8.8
Big Squaw	10.2	9.0
Bingham	9.8	8.8
Blaine	10.8	9.6
Blanchard	9.7	8.5
Blue Hill	9.4	8.2
Boothbay	9.1	7.9
Boothbay Harbor	9.1	7.9
Bowdoin	9.1	7.9
Bowdoinham	9.1	7.9
Bowerbank	9.7	8.5
Bowmantown	10.9	9.7
Bowtown	9.8	8.8
Bradford	8.8	7.6
Bradley	8.8	7.6
Bremen	9.1	8.2
Brewer	8.8	7.6
Bridgewater	10.8	9.6
Bridgton	9.4	8.2
Brighton Pl.	9.8	8.6
Bristol	9.1	7.9
Brooklin	9.4	8.2
Brooks	9.3	8.1
Brookville	9.4	8.2
Brookton	10.5	9.3
Brownfield	9.4	8.2
Brownville	9.7	8.5
Brunswick	9.1	7.9
Buckfield	9.4	8.2
Bucksport	8.8	7.6
Burlington	10.2	8.6
Burnham	9.6	8.4
Buxton	8.7	7.7
Byron	9.7	8.5
Calais	10.0	8.7
Cambridge	9.5	8.3
Camden	9.1	8.2
Canaan	9.8	8.6
Canton	9.8	8.6
Cape Elizabeth	8.7	7.5
Caratunk Pl.	9.8	8.8
Caribou	10.8	9.6
Carmel	8.8	7.6
Carroll	10.2	8.6
Carrying Pl.	9.8	8.8
Carthage	9.7	8.5
Cary Pl.	10.5	9.3
Casco	8.7	7.5
Castine	8.8	7.6
Castle Hill	11.2	10.0
Caswell Pl.	10.8	9.6
Centerville	9.8	8.6
Chapman	10.8	9.6
Charleston	8.8	7.6
Charlotte	10.0	8.7
Chase	11.8	9.6
Chelsea	8.9	7.7
Cherryfield	10.0	8.6
Chester	10.2	8.6
Chesterville	9.8	8.6
China	9.6	7.7
Clifton	8.8	7.6
Clinton	9.6	8.4
Codyville	10.5	9.3
Columbia	9.8	8.6
Columbia Falls	9.8	8.6
Concord Pl.	9.8	8.8
Connor	10.8	9.6
Cooper	10.0	8.7
Coplin Pl.	10.8	9.6
Corinna	9.5	8.3
Corinth	8.8	7.6
Cornish	9.4	8.2
Cornville	9.8	8.6
Cox Patent	10.8	9.6
Cranberry Isles	9.4	8.2
Crawford	10.0	8.7
Crockertown	9.8	8.8
Crystal	10.5	9.3
Cumberland	8.7	7.5
Cushing	9.1	8.2
Cutler	10.0	8.7
Cyr Pl.	11.2	10.0
Dallas Pl.	10.8	9.6
Damariscotta	9.1	7.9
Danforth	10.5	9.3
Davidson	10.5	9.3
Davis	10.8	9.6
Dayton	8.7	7.7
Dear River Pl.	9.8	8.8
Dablois	9.8	8.6
Dedham	8.8	7.6
Deer Isle	10.4	8.2
Denmark	9.4	8.2
Dennistown Pl.	10.8	9.6
Dennysville	10.0	8.7
Detroit	9.5	8.3
Devereaux	9.8	8.6
Dexter	9.5	8.3
Dixfield	9.7	8.5
Dixmont	8.8	7.6
Dover-Foxcroft	9.7	8.5
Dresden	9.1	7.7
Drew	10.5	9.3
Dudley	10.5	9.3
Durham	9.0	7.8
Dyer Brook	10.5	9.3
Eagle Lake	11.2	10.0
Eastbrook	9.4	8.2
East Machias	10.0	8.7
East Millinocket	10.4	9.0
East Monde	9.8	8.8
East Wilton	9.8	8.6
Easton	10.8	9.6
Eastport	10.0	8.7
Eddington	8.8	7.6
Edgecomb	9.1	7.9
Edinburg	10.2	8.6
Edmunds	10.0	8.7
Elliot	8.9	7.7
Ellsworth	9.7	8.5
Embden	9.4	8.2
Enfield	10.2	8.8
Etna	8.8	7.6
Eustis	10.8	9.6
Exeter	8.8	7.6
Fairfield	9.6	8.4
Falmouth	8.7	7.5
Farmingdale	8.9	7.7
Farmington	8.6	7.6
Fayette	8.9	7.7
Flagstaff Pl.	10.8	9.6
Forest	10.5	9.3
Forkstown	10.5	9.3
Fort Fairfield	10.8	9.6
Fort Kent	11.2	10.0
Fowler	10.0	8.7
Frankfort	8.8	7.6
Franklin	9.4	8.2
Freedom	9.6	8.4
Freeman	9.8	8.6
Freeport	8.7	7.5
Frenchville	11.2	10.0
Friendship	9.1	8.2
Fryeburg	9.4	8.2
Gardiner	8.9	7.7
Garfield Pl.	11.2	10.0
Garland	8.8	7.6
Georgetown	9.1	7.9
Gilead	9.7	8.5
Glenburn	8.8	7.6
Glenwood Pl.	10.5	9.3
Gothain	8.7	7.5
Gouldsborough	9.8	8.6
Grafton	9.7	8.5
Grand Isle	11.2	10.0
Grand Lake Stream Pl.	10.0	8.7
Gray	8.7	7.5
Greenbush	8.8	7.6
Greene	9.0	7.8
Greenfield	8.8	7.6
Greenville	10.2	9.0
Greenwood	9.4	8.2
Grindstone	10.4	9.0
Guilford	9.7	8.5
Hallowell	8.9	7.7
Hamlin Pl.	11.2	10.0
Hammond Pl.	10.5	9.3
Hampden	8.8	7.6
Hancock	9.4	8.2
Hanover	9.7	8.5
Harmony	9.5	8.3
Harpswell	9.1	7.9
Harrington	9.8	8.6
Harrison	9.4	8.2
Hartford	9.4	8.2
Hartland	9.5	8.3
Haynesville	10.5	9.3
Hebron	9.4	8.2
Hermon	8.8	7.6
Hersey	10.5	9.3
Hibberts Gore	9.1	8.2
Highland Pl.	9.8	8.8
Hiram	9.4	8.2
Hodgdon	10.5	9.3
Holden	8.8	7.6
Hollis	8.7	7.7
Hope	9.1	8.2
Hopkins Academy Grant	10.4	9.0
Houlton	10.5	9.3
Howland	10.2	8.6
Hudson	8.8	7.6
Indian	10.0	8.7
Indian Purchase	10.4	9.0
Indian Stream	9.8	8.8
Industry	9.8	8.6
Island Falls	10.5	9.3
Isle au Haut	10.7	9.5
Isleford	9.4	8.2
Jackman Pl.	11.8	9.6
Jackson	8.8	7.6
Jay	9.8	8.6
Jefferson	8.9	7.7
Jerusalem	9.8	8.8
Jonesboro	9.8	8.6
Jonesport	9.8	8.6
Kenduskeag	8.8	7.6
Kennebunk	8.7	7.7
Kennebunkport	8.7	7.7
Kingfield	9.8	8.8
Kingman	10.2	8.6
Kingsbury Pl.	9.7	8.6
Kittery	8.9	7.7
Knox	9.3	8.1
Kossuth	10.5	9.3
Lagrange	8.8	7.6
Lake View Pl.	9.7	8.5
Lakeville Pl.	10.2	8.6
Lambert Lake	10.5	9.3
Lamoine	9.4	8.2
Lang	10.8	9.6
Lebanon	9.4	7.8
Lee	10.2	8.6
Leeds	9.0	7.8
Levant	8.8	7.6
Lewiston	9.0	7.8
Lexington Pl.	9.8	8.8
Liberty	9.1	8.2
Lily Bay	10.2	9.0
Limerick	9.4	8.2
Limestone	10.8	9.6
Limington	9.4	8.2
Lincoln	10.2	8.6
Lincoln Pl.	10.9	9.7
Lincolnville	9.1	8.2
Linneus	10.5	9.3
Lisbon	9.0	7.8
Litchfield	8.9	7.7
Little Squaw	10.2	9.0
Littleton	10.5	9.3
Livermore	9.8	8.6
Livermore Falls	9.8	8.6
Long Island	8.7	7.5
Long Island Pl.	9.4	8.2
Long Pond	11.8	9.6
Lovell	9.4	8.2
Lowell	10.2	8.6
Lower Cupsuptic	10.9	9.7
Lubec	10.0	8.7
Ludlow	10.5	9.3
Lyman	8.7	7.7
Lynchtown	10.9	9.7
Machias	10.0	8.7
Machiasport	10.0	8.7
Macwahoc Pl.	10.2	8.6
Madawaska	11.2	10.0
Madison	9.8	8.6
Madrid	9.8	8.6
Magalloway Pl.	10.9	9.7
Manchester	8.9	7.7
Mapleton	10.8	9.6
Marinville	9.8	8.2
Marion	10.0	8.7
Mars Hill	10.8	9.6
Marshfield	10.0	8.7
Masardis	11.2	10.0
Mason Pl.	9.4	8.2
Matinicus Isle Plantation	10.7	9.5
Mattanicontis	10.2	8.6
Mattawamkeag	10.2	8.6
Mayfield Plantation	9.8	8.6
Mechanic Falls	9.0	7.8
Meddybemps	10.0	8.7
Medford	9.7	8.5
Medway	10.4	9.0
Mercer	9.8	8.6
Merrill	10.5	9.3
Mexico	9.7	8.5
Milbridge	9.8	8.6
Milford	8.8	7.6
Millinocket	10.4	9.0
Milo	9.7	8.5
Milton	10.2	8.6
Milton Pl.	9.7	8.5

See footnotes at end of table.

[Cents per gallon]

Township or city	Kerosene, No. 1 fuel oil and range oil on deliveries of 25 gallons or over [1]	Nos. 2, 3 and 4 distillate fuel oils on deliveries of 100 gallons or over [2]
Minot	9.0	7.8
Misery	11.8	9.6
Misery Gore	10.2	9.0
Mohunkus	10.2	8.6
Monhegan Plantation	10.7	9.5
Monmouth	9.0	7.8
Monroe	8.8	7.6
Monson	9.7	8.5
Monticello	10.5	9.3
Montville	9.3	8.1
Moose River Pl	11.8	9.6
Moro Pl	10.5	9.3
Morrill	9.3	8.1
Moscow	9.8	8.8
Mount Abram	9.8	8.8
Mount Chase Pl	10.5	9.3
Mount Desert	9.4	8.2
Mount Vernon	8.9	7.7
Moxie Gore	9.8	8.8
Naples	9.4	8.2
Nashville Pl	11.2	10.0
New Canada Pl	11.2	10.0
New Gloucester	9.0	7.8
New Limerick	10.5	9.3
New Portland	9.8	8.8
New Sharon	9.6	8.6
New Sweden	10.8	9.6
New Vineyard	9.8	8.6
Newburgh	8.8	7.6
Newcastle	9.1	7.9
Newfield	9.4	8.2
Newport	9.5	8.3
Newry	9.7	8.5
Nobleborough	9.1	7.9
Norridgewock	9.8	8.6
North Andover	9.7	8.5
North Berwick	8.9	7.7
North Haven	10.7	8.5
North Kennebunkport	8.9	7.7
North Yarmouth (Aroostook County)	10.5	9.3
North Yarmouth (Cumberland County)	8.7	7.5
Northfield	10.0	8.7
Northport	9.3	8.1
Norway	9.4	8.2
Oakfield	10.5	9.3
Oakland	9.6	8.4
Old Orchard	8.7	7.7
Old Town	8.8	7.6
Orient	10.5	9.3
Orland	8.8	7.6
Ornerville	9.7	8.5
Orono	8.8	7.6
Orrington	8.8	7.6
Osborn Pl	9.4	8.2
Otis	9.4	8.2
Otisfield	9.4	8.2
Over	10.0	8.7
Owl's Head	9.1	8.2
Oxbow Pl	11.2	10.0
Oxbow	10.9	9.7
Oxford	9.4	8.2
Palermo	8.9	7.7
Palmyra	9.5	8.3
Paris	9.4	8.2
Parkertown	10.9	9.7
Parkman	9.7	8.5
Parlin Pond	11.8	9.6
Parmachenee	10.9	9.7
Parsonsfield	9.4	8.2
Passadumkeag	10.2	8.6
Patten	10.5	9.3
Pembroke	10.0	8.7
Penobscot	8.8	7.6
Perham	10.8	9.6
Perkins	9.7	8.5
Perry	10.0	8.7
Peru	9.7	8.5
Phillips	9.8	8.6
Phippsburg	9.1	7.9
Pittsfield	9.5	8.3
Pittson	8.9	7.7
Pleasant Ridge Pl	9.8	8.8
Plymouth	9.5	8.3
Poland	9.0	7.8
Portage Lake	11.2	10.0
Porter	9.4	8.2
Portland	8.7	7.5
Pownal	8.7	7.5
Prentiss	10.2	8.8
Presque Isle	10.8	9.6
Princeton	10.0	8.7
Prospect	8.8	7.6
Randolph	8.9	7.7
Rangeley	10.8	9.6
Rangeley Pl	10.8	9.6
Raymond	8.7	7.5
Readfield	8.9	7.7
Redington	9.8	8.6
Reed Pl	10.5	9.3
Richardsontown	10.9	9.7
Richmond	8.9	7.7
Riley	9.7	8.5
Ripley	9.5	8.3
Robbinston	10.0	8.7
Rockland	9.1	8.2
Rockport	9.1	8.2
Rockwood Strip	10.2	9.0
Rogue Bluffs	10.0	8.7
Rome	9.6	8.4
Roxbury	9.7	8.5
Rumford	9.7	8.5
Saco	8.7	7.7
Saint Agatha	11.2	10.0
Saint Albans	9.5	8.3
Saint Croix	10.5	9.3
Saint Francis Pl	11.2	10.0
Saint George	9.1	8.2
Saint John Pl	11.2	10.0
Salem	9.8	8.6
Sandwich Acad. Grant	11.8	9.6
Sandy Bay	11.8	9.6
Sandy River Pl	10.8	9.6
Sanford	9.4	7.8
Sangerville	9.7	8.5
Sapling Township	10.2	9.0
Scarboro	8.7	7.5
Searsmont	9.3	8.1
Searsport	9.3	8.1
Sebago	9.4	8.2
Sebec	9.7	9.1
Sedgwick	9.4	8.2
Shapleigh	9.4	7.8
Sherman	10.5	9.3
Shirley	10.2	9.0
Sidney	8.9	7.7
Silver Ridge Pl	10.5	9.3
Skowhegan	9.8	8.6
Smithfield	9.6	8.4
Smyrna	10.5	9.3
Solon	9.8	8.8
Somerville Pl	8.9	7.7
Sorrento	9.4	8.2
South Berwick	8.9	7.7
South Bristol	9.1	7.9
Southport	9.1	7.9
South Portland	8.7	7.5
South Thomaston	9.1	8.2
Southwest Harbor	9.4	8.2
Springfield	10.2	8.6
Squaretown	9.8	8.8
Stacyville Pl	10.5	9.3
Standish	8.7	7.5
Starks	9.8	8.8
Stetson (Penobscot County)	8.8	7.6
Stetson (Rangely County)	10.8	9.6
Steuben	9.8	8.6
Stockholm	10.8	9.6
Stockton Springs	9.3	8.1
Stoneham	9.4	8.2
Stonington	10.4	9.2
Stow	9.4	8.2
Strong	9.8	8.6
Sullivan	9.4	8.2
Sumner	9.4	8.2
Surry	9.4	8.2
Swansville	9.3	8.1
Swan's Island	9.4	8.2
Sweden	9.4	8.2
Talmage	10.0	8.7
Temple	9.8	8.6
The Forks Pl	9.8	8.8
Thomaston	9.1	8.2
Thorndike	9.6	8.4
Tim Pond	10.8	9.6
Topsfield	10.5	9.3
Topsham	9.1	7.9
Tremont	9.4	8.2
Trenton	9.4	8.2
Trescott	10.0	8.7
Troy	9.6	8.4
Turner	9.0	7.8
Union	9.1	8.2
Unity	9.6	8.4
Unity Pl	9.6	8.4
Upper Cupsuptic	10.9	9.7
Upper Molunkus	10.5	9.3
Upton	10.9	9.7
Van Buren	11.2	10.0
Vanceboro	10.5	9.3
Vassalborough	8.9	7.7
Venzie	8.8	7.6
Verona	8.8	7.6
Vienna	8.9	7.7
Vinalhaven	10.7	9.5
Wade	10.8	9.6
Waite	10.0	8.7
Waldo	9.3	8.1
Waldoboro	9.1	8.2
Wales	9.0	7.8
Wallagrass Pl	11.2	10.0
Waltham	9.4	8.2
Warren	9.1	8.2
Washburn	10.8	9.6
Washington	9.1	8.2
Waterboro	8.7	7.7
Waterford	9.4	8.2
Waterville	9.6	8.4
Wayne	8.9	7.7
Webbertown	10.5	9.3
Webster	9.0	7.8
Webster Pl	10.2	8.6
Weld	9.7	8.5
Wellington	9.5	8.3
Wells	8.9	7.7
Wesley	10.0	8.7
West Bath	9.1	7.9
Westbrook	8.7	7.5
Westfield	10.8	9.6
West Andover	9.7	8.5
West Forks Pl	11.8	9.6
West Gardiner	8.9	7.7
Westman Land Pl	10.8	9.6
Weston	10.5	9.3
Westport	9.1	7.9
Whitefield	8.9	7.7
Whiting	10.0	8.7
Whitneyville	10.0	8.7
Williamsburg	9.7	8.5
Willimantic	9.7	8.5
Windham	8.7	7.5
Windsor	8.9	7.7
Winn	10.2	8.6
Winslow	9.6	8.4
Winter Harbor	9.8	8.6
Winterport	8.8	7.6
Winterville Pl	11.2	10.0
Winthrop	8.9	7.7
Wiscasset	9.1	7.9
Woodland	10.8	9.6
Woodstock	9.4	8.2
Woolwich	9.1	7.9
Wyman	9.8	8.8
Yarmouth	8.7	7.5
York	8.9	7.7
T A R 2	10.5	9.3
T A R 3	10.4	9.0
T A R 8	10.4	9.0
T A R 9	10.4	9.0
T C	9.7	8.5
T C R 2	10.5	9.3
T D	9.7	8.5
T D R 2	10.8	9.6
T E	9.7	8.5
T I R 3	9.8	8.8
T I R 5	10.5	9.3
T I R 6	11.8	9.6
T I R 13	10.2	9.0
T 2 R 4	10.5	9.3
T 2 R 6	11.8	9.6
T 3 R 1	10.2	8.6
T 3 R 3	10.5	9.3
T 3 R 7	10.5	9.3
T 4 R 1	10.8	9.6
T 4 R 2	10.8	9.6
T 5 R 7	10.5	9.3
T 5 R 9	9.7	8.5
T 6	9.7	8.5
T 6 R 7	10.5	9.3
T 6 R 9	9.7	8.5
T 7 R 5	10.5	9.3
T 7 SD	9.8	8.6
T 8 R 3	10.5	9.3
T 8 R 4	10.5	9.3
T 8 R 5	10.5	9.3
T 8 SD	9.4	8.2
T 9 R 4	11.2	10.0
T 9 R 5	11.2	10.0
T 9 SD	9.4	8.6
T 10 R 3	10.5	9.3
T 10 R 4	11.2	10.0
T 10 R 6	11.2	10.0
T 10 SD	9.8	8.6
T 11 R 3	10.5	9.3
T 11 R 4	10.8	10.0
T 13 R 5	11.2	10.0
T 15 R 6	11.2	10.0
T 16 MD	9.4	8.6
T 16 R 4	10.8	9.6
T 15 R 6	11.2	10.0
T 18 ED	10.0	8.7
T 18 MD	9.8	8.6
T 19 ED	10.0	8.7
T 19 MD	9.8	8.6
T 22 MD	9.8	8.6
T 24 MD	9.8	8.6
T 25 MD	9.8	8.6
Plantation 21	10.0	8.7
Plantation 14	10.0	8.7
E Plantation	10.8	9.6

[1] Sellers may add 1.5¢ per gallon on single lot deliveries of less than 25 gallons.

[2] Sellers may add 0.5¢ per gallon on single lot deliveries of less than 100 gallons.

[Paragraph (a) amended by Am. 11, 9 F.R. 7137, effective 7-1-44; Am. 21, 9 F.R. 14064, effective 12-2-44; Am. 25, 10 F.R. 2080, effective 2-26-45 and Am. 43, effective 4-10-46]

SEC. 2.18 *Maryland*—(a) *Baltimore.* Within the corporate limits of the City of Baltimore maximum prices for kerosene, No. 1 fuel oil and range oil shall be as follows:

	Cents per gallon
F. o. b. terminals in bulk lots loaded into tank cars or motor transports	5.7
Loaded into buyer's tank wagons	5.95
Tank wagon deliveries to resellers	8.3
Tank wagon deliveries to consumers in quantities of 25 gallons or over	8.8
Tank wagon deliveries to consumers in quantities of less than 25 gallons	9.8

(b) *State of Maryland.* Maximum tank wagon prices for Nos. 2, 3, and 4 distillate fuel oils to consumers in the State of Maryland shall be as designated below:

(1) For single lot deliveries of 100 gallons or more:

Within the county of:	Cents per gallon
Allegany	8.8
Anne Arundel	7.8
Baltimore and City of Baltimore	7.5
Calvert	8.0
Carolina	7.8
Carroll	7.8
Cecil	8.0
Charles	8.0
Dorchester	7.8
Frederick	7.8
Garrett	8.8
Hartford	7.8
Howard	7.8
Kent	7.8
Montgomery	7.9
Prince Georges	7.9
Queen Annes	7.8
St. Marys	8.0
Somerset	7.8
Talbot	7.8
Washington	7.8
Wilcomico	7.8
Worcester	7.8

(2) For single lot deliveries of less than 100 gallons the maximum price within each county listed in subparagraph (1) above shall be increased by 0.5¢ per gallon.

(c) *Prince Georges and Montgomery Counties.* In the above counties maximum tank wagon prices of kerosene, No. 1 fuel oil and range oil shall be as follows:

	Cents per gallon
Loaded into buyer's tank wagons	6.8
Tank wagon deliveries to resellers	9.3
Tank wagon deliveries to consumers in quantities of 25 gallons or over	9.3
Tank wagon deliveries to consumers in quantities of less than 25 gallons	10.8

[Sec. 2.18 amended by Am. 10, 9 F.R. 5725, effective 5-31-44; Am. 12, 9 F.R. 8987, effective 7-31-44 and Am. 43, effective 4-10-46]

SEC. 2.19 *Massachusetts*—(a) *Metropolitan Boston area.* In the Metropolitan Boston, Massachusetts area, comprising the following towns and cities: Arlington, Belmont, Boston, Braintree, Brookline, Cambridge, Canton, Chelsea, Cohasset, Dedham, Dover, Everett, Hingham, Hull, Lexington, Lynn, Malden, Medford, Melrose, Milton, Nahant Needham, Newton, Quincy, Reading (but not North Reading), Revere, Saugus, Somerville, Stoneham, Swampscott, Wakefield, Waltham, Watertown, Wellesley, Weston, Westwood, Weymouth, Winchester, Winthrop and Woburn maximum prices shall be as follows:

(1) *For Kerosene, No. 1 fuel oil and Range Oil:*

	Cents per gallon
F. o. b. terminals in bulk lots loaded into barges	5.45
F. o. b. terminals in bulk lots loaded into tank cars or motor transports	5.7
F. o. b. barge and inland terminals, except Shell Oil Company's pipeline terminal in Waltham, Massachusetts, loaded into tank car or motor transport	5.8
F. o. b. Shell's pipeline terminal at Waltham, Massachusetts, except for sales to jobbers whose bulk plants are located in the following cities and towns: Brookline, Watertown, Waltham, Newton, Wellesley, Weston, Lincoln, Natick, Wayland, Maynard, Sudbury, Framingham, Ashland, Sherborn, Hopkinton and Holliston loaded into tank car or motor transport	5.7
F. o. b. Shell's pipeline terminal at Waltham, Massachusetts, for sales to jobbers whose bulk plants re located in the following cities and towns: Brookline, Watertown, Waltham, Newton, Wellesley, Weston, Lincoln, Natick, Wayland, Maynard, Sudbury, Framingham, Ashland, Sherborn, Hopkinton and Holliston loaded into tank car or motor transport	5.9
Loaded into buyer's tank wagons	6.3
Loaded into containers, in quantities of 10 gallons or less	8.8
Tank wagon deliveries to resellers in quantities of 25 gallons or over	8.6
Tank wagon deliveries to consumers in quantities of 25 gallons or over	9.1
Tank wagon deliveries in quantities of less than 25 gallons and truck deliveries in containers in quantities of less than 25 gallons	10.8

(2) *For Nos. 2, 3 and 4 Distillate Fuel Oil.*

	Cents per gallon
F. o. b. refineries and seaboard tanker terminals loaded into barges	5.05
F. o. b. refineries and seaboard tanker terminals loaded into tank car or motor transport	5.3
F. o. b. barge and inland terminals except Shell Oil Company's pipeline terminal in Waltham, Massachusetts loaded into tank car or motor transport	5.4
F. o. b. Shell's pipeline terminal at Waltham, Massachusetts except for sales to jobbers whose bulk plants are located in the following cities and towns: Brookline, Watertown, Waltham, Newton, Wellesley, Weston, Lincoln, Natick, Wayland, Maynard, Sudbury, Framingham, Ashland, Sherborn, Hopkinton and Holliston loaded into tank car or motor transport	5.3
F. o. b. Shell's pipeline terminal at Waltham, Massachusetts, for sales to jobbers whose bulk plants are located in the following cities and towns: Brookline, Watertown, Waltham, Newton, Wellesley, Weston, Lincoln, Natick, Wayland, Maynard, Sudbury, Framingham, Ashland, Sherborn, Hopkinton and Holliston loaded into tank car or motor transport	5.5
F. o. b. yard at seaboard tanker terminals, barge, and inland terminals, and Shell's pipeline terminal at Waltham, Massachusetts loaded into buyer's tank wagons	5.7
F. o. b. yard at jobber's inland bulk plant loaded into buyers' tank wagons	5.9
Tank wagon deliveries to consumers in quantities of 100 gallons or over except in the towns of Lynn, Swampscott, Saugus and Nahant	7.6
Tank wagon deliveries to consumers in quantities of 100 gallons or over in the towns of Lynn, Swampscott, Saugus and Nahant	7.7
Tank wagon deliveries to consumers in quantities of less than 100 gallons except in the towns of Lynn, Swampscott, Saugus and Nahant	8.1
Tank wagon deliveries to consumers in quantities of less than 100 gallons in the towns of Lynn, Swampscott, Saugus and Nahant	8.2

[Paragraph (a) amended by Am. 43, effective 4-10-46]

(b) *Worcester, Massachusetts Area.* In the Worcester, Massachusetts Area, comprising the following townships and cities: Auburn, Barre, Berlin, Boylston, Charlton, Clinton, Dudley, East Brookfield, Grafton, Holden, Hopkinton, Lancaster, Leicester, Millbury, New Braintree, Northbridge, North Brookfield, Northborough, Oakham, Oxford, Paxton, Princeton, Rutland, Shrewsbury, Southbridge, Spencer, Sterling, Sutton, Upton, Webster, West Boylston, Westborough and Worcester, maximum prices shall be as follows:

(1) *For Kerosene, No. 1 Fuel Oil and Range Oil.*

	Cents per gallon
Loaded into buyers' tank wagons	6.8
Loaded into containers in quantities of 10 gallons or less at sellers' bulk plant	9.3
Tank wagon deliveries to resellers in quantities of 25 gallons or over	9.1
Tank wagon deliveries to consumers in quantities of 25 gallons or over	9.1

	Cents per gallon
Tank wagon deliveries in quantities of less than 25 gallons and truck deliveries in containers in quantities of less than 25 gallons	10.6

(2) *For Nos. 2, 3 and 4 Distillate Fuel Oil.*

	Cents per gallon
Loaded into buyers' tank wagons	6.4
Tank wagon deliveries to consumers in quantities of 100 gallons or over	7.9
Tank wagon deliveries to consumers in quantities of less than 100 gallons	8.4

[Paragraph (b) added by Am. 7, 9 F.R. 4505, effective 5-2-44 and Am. 43, effective 4-10-46]

(c) *Brockton, Massachusetts, Area.* In the Brockton, Massachusetts, Area comprising the following cities and townships: Abington, Avon, Bridgewater, Brockton, E. Bridgewater, Easton, Duxbury, Halifax, Hanover, Hanson, Holbrook, Kingston, Marshfield, Norwell, Pembroke, Plympton, Rockland, Sharon, Stoughton, W. Bridgewater and Whitman, maximum prices shall be as follows:

(1) *For kerosene, No. 1 fuel oil and range oil.*

	Cents per gallon
Loaded into buyer's tankwagon	6.5
Tank wagon deliveries to resellers in quantities of 25 gallons or over	8.8
Tank wagon deliveries to consumers in quantities of 25 gallons or over	9.3
Tank wagon deliveries to consumers in quantities of less than 25 gallons	11.0

(2) *For Nos. 2, 3 and 4 distillate fuel oil.*

	Cents per gallon
Loaded into buyer's tank wagon	6.1
Tank wagon deliveries to consumers in quantities of 100 gallons or over	7.8
Tank wagon deliveries to consumers in quantities of less than 100 gallons	8.3

[Paragraph (c) added by Am. 36, 10 F.R. 13494, effective 11-1-45]

SEC. 2.20 *Michigan*—(a) *State of Michigan (except Wayne and Monroe Counties).* In the State of Michigan, except in Wayne and Monroe Counties, the maximum prices of the products listed below in bulk lots f. o. b. shipping points shall be as follows:

Products	*Cents per gallon*
Kerosene and distillate fuel oils: 46-49 API grav. w. w. kerosene	6.0
41-45 API grav. w. w. kerosene	5.75
No. 1 prime white distillate (fuel oil)	5.50
No. 1 straw fuel oil [1]	5.375
No. 2 fuel oil	5.25
No. 3 fuel oil	5.00
Gas oil U. G. I [2]	4.50
Range or stove oil	(1)
Diesel fuel (distillate): Navy Department Specification 7-0-2 [3]	5.375
Gas enrichment oil or fuel oil: (100-300 Viscosity S. S. U. at 100° F.) [2]	4.50

[1] Range or stove oil shall take the maximum price of the product listed above of the same specifications.

[2] Applies only f. o. b. refineries and only on sales to the United States Government or any agency thereof.

[3] Applies f. o. b. refineries only.

[Paragraph (a) amended by Am. 9, 9 F.R. 4779, effective 5-1-44; and Am. 29, 10 F.R. 8900, effective 7-23-45]

(b) *Wayne County*—(1) *On shipments to Petroleum Administration for War District One.* In Wayne County in the State of Michigan the maximum prices of the products listed below in bulk lots f. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District One shall be as follows:

Products	*Cents per gallon*
Kerosene and distillate fuel oil: 46-49 API grav. w. w. kerosene	6.25
41-45 API grav. w. w. kerosene	6.00
No. 1 prime white distillate (fuel oil)	5.75
No. 2 fuel oil	5.50
No. 3 fuel oil	5.25
Range or stove oil	(1)
Diesel fuel (distillate): Navy Department specification 7-0-2	[2] 5.625

[1] Range or stove oil shall take the maximum price of the product listed above of the same specifications.

[2] Applies only on sales to the United States Government or any agency thereof.

[Subparagraph (1) amended by Am. 9, 9 F.R. 4779, effective 5-1-44]

(2) *On shipments to destinations other than Petroleum Administration for War District One.* In Wayne County in the State of Michigan, the maximum prices of the products listed below in bulk lots f. o. b. refineries for shipment to ultimate destinations other than Petroleum Administration for War District One shall be as follows:

Products	*Cents per gallon*
Kerosene	10
Range oil, also known as stove oil or heater oil: In quantities of 25 gallons or over	8.2
In quantities of less than 25 gallons	9.2
Prime white distillate and Nos. 1 and 2 fuel oil: In quantities of 100 gallons or over	7.7
In quantities of less than 100 gallons	8.7

[All prices in cents per gallon]

	Loaded into peddler's tank wagon in any quantity	For tank wagon deliveries to consumers: In any quantity	In quantities of 100 gallons or over	In quantities of less than 100 gallons
Kerosene		10		
Range oil, stove oil, heater oil, prime white distillate and No. 1 fuel oil	6.8		8.2	9.2
No. 2 fuel oil	6.4		7.7	8.7
No. 3 fuel oil	5.9		7.2	8.2

(4) *Maximum delivered prices for heavy fuel oils.* Except on tank wagon sales, the maximum delivered-at-destination price to consumers in Wayne County for all grades of residual fuel oils and blends thereof with distillate in bulk lots shall be 4.9¢ per gallon.

[Subparagraph (4) added by Am. 24, 10 F.R. 739, effective 2-3-45]

(c) *Monroe County*—(1) *On shipments to Petroleum Administration for War District 1.* In Monroe County in the State of Michigan the maximum prices of the products listed below in bulk lots f. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

Products	*Cents per gallon*
Kerosene and Distillate fuel oils: 46-49 API gravity w. w. kerosene	6.25
41-45 API gravity w. w. kerosene	6.00
No. 1 prime white distillate (fuel oil)	5.75
No. 2 fuel oil	5.50
No. 3 fuel oil	5.25
Range or stove oil	(*)

*Range or stove oil shall take the maximum price of the product listed above of the same specifications.

(2) *Maximum tank wagon prices.* Maximum tank wagon prices in Monroe County in the State of Michigan for the petroleum products listed below shall be as follows:

Products	*Cents per gallon*
Kerosene	10
Range oil, also known as stove oil or heater oil: In quantities of 25 gallons or over	8.2
In quantities of less than 25 gallons	9.2
Prime white distillate and Nos. 1 and 2 fuel oil: In quantities of 100 gallons or over	7.7
In quantities of less than 100 gallons	8.7
No. 3 fuel oil: In quantities of 100 gallons or over	7.2
In quantities of less than 100 gallons	8.2

(3) *Maximum delivered prices for heavy fuel oils.* Except on tank wagon sales, the maximum delivered-at-destination price to consumers in Monroe County for all grades of residual fuel oils and blends thereof with distillate in bulk lots shall be 4.9¢ per gallon.

[Subparagraph (3) added by Am. 24, 10 F.R. 739, effective 1-23-45]

(d) *Genesee County.* Maximum tank wagon prices in Genesee County, Michigan, for the petroleum products listed below shall be as follows:

Products	*Cents per gallon*
Kerosene	10
Range oil, also known as stove oil or heater oil: In quantities of 25 gallons or over	8.2
In quantities of less than 25 gallons	9.2
Prime white distillate and Nos. 1 and 2 fuel oil: In quantities of 100 gallons or over	7.7
In quantities of less than 100 gallons	8.7
No. 3 fuel oil: In quantities of 100 gallons or over	7.2
In quantities of less than 100 gallons	8.2

(e) *Counties of Macomb, Washtenaw and Oakland*—(1) *Maximum prices to peddlers and on tank wagon deliveries.* Maximum prices in Macomb, Washtenaw and Oakland Counties in the State of Michigan for the petroleum products listed below shall be as follows:

[All prices in cents per gallon]

	Loaded into peddler's tank wagon in any quantity	For tank wagon deliveries to consumers: In any quantity	In quantities of 100 gallons or over	In quantities of less than 100 gallons
Kerosene		10		
Range oil, stove oil, heater oil, prime white distillate and No. 1 fuel oil	6.8		8.2	9.2
No. 2 fuel oil	6.4		7.7	8.7
No. 3 fuel oil	5.9		7.2	8.2

(2) *Maximum delivered prices for heavy fuel oils in Macomb and Oakland Counties.* Except on tank wagon sales, the maximum delivered-at-destination price to consumers in the above counties for all grades of residual fuel oils and blends thereof with distillate in bulk lots shall be 4.9¢ per gallon.

[Subparagraph (2) added by Am. 24, 10 F.R. 739, effective 1-23-45]

SEC. 2.21 *Minnesota*—(a) *Minneapolis-St. Paul tank wagon area.* Maximum tank wagon prices for No. 2 fuel oil shall be 9.1¢ per gallon for single lot deliveries of less than 100 gallons and 8.1¢ per gallon for deliveries of 100 gallons or over.

[Paragraph heading amended by Am. 41, 11 F.R. 1287, effective 2-20-46]

(b) *Minneapolis-St. Paul area.* Maximum prices for No. 2 fuel oil f. o. b. refineries or terminals shall be 6.2¢ per gallon.

(c) *Minneapolis and St. Paul; range oil.* The maximum tank-wagon prices for range oil, stove oil or heater oil for the bulk plant points of Minneapolis and St. Paul, Minnesota, and the circuit points and rural territories served from such plant or plants shall be as follows:

	Cents per gallon
In quantities of less than 100 gallons	9.8
In quantities of as much as 100 gallons but less than 200 gallons	8.8
In quantities of 200 gallons or over	8.3

SEC. 2.22 *Mississippi.* (a) [Revoked]

[Paragraph (a) revoked by Am. 24, 10 F.R. 739, effective 1-23-45]

SEC. 2.23 *Missouri*—(a) *St. Louis*—(1) *Range oil; maximum tank wagon prices.* The maximum tank wagon prices for range oil, stove oil or heater oil for the bulk plant points of St. Louis, Missouri, and the circuit points and rural territories served from such plant or plants shall be as follows:

	Cents per gallon
In quantities of less than 25 gallons	8.9
In quantities of as much as 25 gallons but less than 100 gallons	8.3
In quantities of 100 gallons or over	7.9

(2) *No. 5 fuel oil*—(i) *Maximum delivered at destination tank car price.* Within the City of St. Louis and at bulk plants serving the said city the maximum delivered at destination tank car price for No. 5 fuel oil to tank wagon resellers who receive delivery either in tank cars or motor transports shall be 3.8¢ per gallon.

[Subparagraph (2) amended by Am. 27, 10 F.R. 6936, effective 6-13-45]

(ii) *Maximum tank wagon price.* Within the City of St. Louis the maximum tank wagon price for No. 5 fuel oil shall be 5.4¢ per gallon.

[Paragraph (a) amended by Am. 26, 10 F.R. 3553, effective 4-7-45; and as otherwise noted]

(b) *St. Louis area.* Within the City of St. Louis, Missouri, and that part of the State of Missouri which is within a radius of 25 miles of St. Louis, Missouri, the maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1.*

Products	*Cents per gallon*
Kerosene and distillate fuel oils: 42-44 API grav. w. w. kerosene	5.875
41-43 API grav. w. w. kerosene	5.75
Range or stove oil	5.375
No. 1 prime white distillate (fuel oil)	5.25
No. 1 straw fuel oil	5.125
No. 2 fuel oil	5.00
No. 3 fuel oil	4.875

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Product	*Cents per gallon*
Diesel fuel, Navy Department specification 7-0-2	5.0

[Paragraph (b) amended by Am. 9, 9 F.R. 4779, effective 5-1-44]

(c) *Kansas City area.* In that part of the State of Missouri which is within a radius of 25 miles of the center of Kansas City, Missouri, the maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1.*

Products	*Cents per gallon*
Kerosene and distillate fuel oils: 42-44 API grav. w. w. kerosene	5.125
41-43 API grav. w. w. kerosene	5.00
Range or stove oil	4.625
No. 1 prime white distillate (fuel oil)	4.50
No. 1 straw fuel oil	4.375
No. 2 fuel oil	4.25
No. 3 fuel oil	4.125

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Product	*Cents per gallon*
Diesel fuel, Navy Department specification 7-0-2	4.625

[Paragraph (c) added by Am. 1, 9 F.R. 2405, effective 2-28-44; amended by Am. 9, 9 F.R. 4779, effective 5-1-44]

SEC. 2.24 *Montana.*

SEC. 2.25 *Nebraska.*

SEC. 2.26 *Nevada.*

SEC. 2.27 *New Hampshire*—(a) *State of New Hampshire.* Maximum tank wagon prices for kerosene, No. 1 fuel oil and range oil and Nos. 2 and 3 fuel oils in the following towns and cities in the State of New Hampshire shall be as follows:

[Cents per gallon]

City or town	Kerosene, No. 1 fuel oil and range oil on deliveries of 25 gallons or over [1]	Nos. 2 and 3 fuel oil on deliveries of 100 gallons or over [2]
Acworth	9.9	8.7
Albany	10.0	8.9
Alexandria	9.6	9.2
Allenstown	9.6	8.5
Alstead	9.7	8.7
Alton	9.2	8.6
Amherst	9.6	7.9
Andover	9.6	8.5
Antrim	9.4	8.4
Ashland	9.9	9.2
Atkinson	9.3	7.9
Auburn	9.6	8.2
Barnstead	9.2	8.6
Barrington	9.7	7.8
Bartlet	10.0	8.9
Bath	9.9	8.7
Bedford	9.6	8.2
Belmont	9.7	8.5
Bennington	9.4	8.4
Benton	9.9	9.2
Berlin	10.0	8.9
Bethlehem	10.3	9.4
Boscawen	9.2	8.5
Bow	9.2	8.5
Bradford	9.9	8.5
Brentwood	9.3	7.7
Bridgewater	9.9	9.2
Bristol	9.9	9.2
Brookfield	10.0	8.9
Brookline	9.2	7.9
Cambridge	10.5	9.7
Campton	9.9	9.2
Canaan	9.5	8.6
Candia	9.6	8.2
Canterbury	9.2	8.5
Carroll	10.3	9.4
Center Harbor	9.9	9.2
Charlestown	9.9	8.7
Chatham	10.0	8.9
Chester	9.6	8.2
Chesterfield	9.7	8.7
Chichester	9.2	8.5
Claremont	9.9	8.8

See footnotes at end of table.

[Cents per gallon]

City or town	Kerosene No. 1 fuel oil and range oil on deliveries of 25 gallons or over [1]	Nos. 2 and 3 fuel oil on deliveries of 100 gallons or over [2]
Clarksville	10.5	9.7
Colebrook	10.5	9.7
Columbia	10.5	9.7
Concord	9.2	8.5
Conway	10.0	8.9
Cornish	9.9	8.8
Croydon	9.9	8.8
Dalton	10.3	9.5
Danbury	9.6	8.5
Danville	9.3	7.9
Deerfield	9.6	8.2
Derry	9.2	7.9
Doering	9.4	8.4
Dixville	10.5	9.7
Dorchester	9.9	9.2
Dover	9.7	7.8
Dublin	9.9	8.3
Dummer	10.0	8.9
Dunbarton	9.2	8.2
Durham	9.7	7.8
East Kingston	9.1	7.9
Easton	10.3	9.2
Eaton	10.0	8.9
Effingham	10.0	8.9
Ellsworth	9.9	9.2
Enfield	9.6	8.6
Epping	9.5	7.7
Epsom	9.2	8.5
Errol	10.5	9.7
Exeter	9.1	7.7
Farmington	9.7	8.1
Fitzwilliam	9.1	8.1
Francestown	9.4	8.4
Franconia	10.3	9.4
Franklin	9.6	8.5
Freedom	10.0	8.9
Fremont	9.3	7.9
Gilford	9.7	8.7
Gilmenton	9.2	8.6
Gilsum	9.7	8.7
Goffstown	9.6	8.2
Gorham	10.0	8.9
Goshen	9.9	8.8
Grafton	9.6	8.6
Grantham	9.5	8.8
Greenfield	9.2	8.3
Greenland	8.7	7.7
Greenville	9.2	7.9
Groton	9.9	9.2
Hampstead	9.3	7.9
Hampton	8.7	7.9
Hampton Falls	9.1	7.9
Hancock	9.4	8.3
Hanover	9.5	8.6
Harrisville	9.9	8.3
Hart's Location	10.0	8.9
Haverhill	9.9	8.7
Hebron	9.6	8.7
Henniker	9.2	8.5
Hill	9.6	8.6
Hillsboro	9.7	8.4
Hinsdale	9.7	8.7
Holderness	9.9	9.2
Hollis	9.2	7.9
Hooksett	9.6	8.2
Hopkinton	9.2	8.5
Hudson	9.2	7.9
Jackson	10.0	8.9
Jaffrey	9.1	8.3
Jefferson	10.3	9.5
Keene	9.7	8.7
Kensington	9.1	7.9
Kilkenney	10.0	8.9
Kingston	9.1	7.9
Laconia	9.9	8.7
Lancaster	10.3	9.5
Landaff	10.2	9.2
Langdon	9.9	8.7
Lebanon	9.5	8.6
Lee	9.7	7.8
Lempster	9.9	8.8
Lincoln	9.9	9.2
Lisbon	10.3	9.4
Litchfield	9.2	8.2
Littleton	10.3	9.4
Livermore	9.9	9.2
Londonderry	9.6	8.2
Loudon	9.2	8.5
Lyman	9.9	9.4
Lyme	9.5	8.6
Lyndeboro	9.2	7.9
Madbury	9.7	7.8
Madison	10.0	8.9
Manchester	9.6	8.2
Marlboro	9.7	8.7
Marlow	9.9	8.7
Mason	9.2	7.9
Meredith	9.9	8.7
Merrimack	9.2	7.9
Middleton	9.7	8.1
Milan	10.0	8.9
Milford	9.2	7.9
Millsfield	10.5	9.7
Milton	9.7	8.1
Monroe	9.9	9.4
Mount Vernon	9.2	7.9
Moultonboro	9.9	9.2
Nashua	9.2	7.9
Nelson	9.9	8.7
New Boston	9.6	8.2
Newcastle	8.7	7.7
New Durham	9.7	8.1
New Hampton	9.6	9.2
New Ipswich	9.2	7.9
New London	9.9	8.8
Newbury	9.9	8.8
Newfields	9.1	7.7
Newington	8.7	7.7
Newmarket	9.7	7.7
Newport	9.9	8.8
Newton	9.3	7.9
No. Hampton	8.7	7.7
Northwood	9.7	8.6
Northfield	9.6	8.5
Northumberland	10.3	9.5
Nottingham	9.7	7.8
Odell	10.5	9.7
Orange	9.6	8.6
Orford	9.5	8.7
Ossipee	10.0	8.9
Pelham	9.2	7.9
Pembroke	9.2	8.5
Peterboro	9.2	8.3
Piermont	9.9	8.7
Pinkham	10.0	8.9
Pittsburgh	10.5	9.7
Pittsfield	9.2	8.6
Plainfield	9.5	8.6
Plaistow	9.3	7.9
Plymouth	9.9	9.2
Portsmouth	8.7	7.7
Randolph	10.0	8.9
Raymond	9.3	8.2
Richmond	9.7	8.7
Rindge	9.1	8.1
Rochester	9.7	8.1
Rollingsford	9.7	7.8
Roxbury	9.7	8.7
Rumney	9.9	9.2
Rye	8.7	7.7
Salem	9.2	7.9
Salisbury	9.6	8.5
Sanbornton	9.6	8.5
Sandown	9.3	7.9
Sandwich	9.9	9.2
Seabrook	9.1	7.9
Sharon	9.2	8.3
Shelbourne	10.0	8.9
Somersworth	9.7	7.8
South Hampton	9.1	7.9
Springfield	9.9	8.8
Stark	10.3	9.5
Stewartstown	10.5	9.7
Stoddard	9.9	8.7
Strafford	9.7	8.6
Stratford	10.5	9.7
Stratham	9.1	7.7
Success	10.0	8.9
Sullivan	9.7	8.7
Sunapee	9.9	8.8
Surry	9.7	8.7
Sutton	9.5	8.5
Swanzey	9.7	8.7
Tamworth	10.0	8.9
Temple	9.2	8.3
Thornton	9.9	9.2
Tilton	9.6	8.5
Troy	9.7	8.7
Tuftonboro	10.0	8.9
Twin Mt	10.3	9.4
Unity	9.9	8.8
Wakefield	10.0	8.9
Walpole	9.9	8.8
Warner	9.5	8.3
Warren	9.9	8.8
Washington	8.9	8.4
Waterville	9.9	9.2
Weare	9.6	8.5
Webster	9.5	8.5
Wentworth	9.9	8.8
Wentworth Loc	10.5	9.7
Westmoreland	9.7	8.7
Whitefield	10.3	9.5
Wilmot	9.6	8.5
Wilton	9.2	7.9
Winchester	9.7	8.7
Windham	9.2	8.2
Windsor	9.7	8.4
Wolfeboro	10.0	9.2
Woodstock	9.9	8.9

[1] Sellers may add 1.5¢ per gallon on single lot deliveries of less than 25 gallons.

[2] Sellers may add .5¢ per gallon on single lot deliveries of less than 100 gallons.

[Paragraph (a) amended by Am. 6, 9 F.R. 4395, effective 4–29–44; Am. 11, 9 F.R. 7137, effective 7–1–44; Am. 23, 9 F.R. 14944, effective 12–28–44; Am. 25, 10 F.R. 2080, effective 2–26–45 and Am. 43, effective 4–10–46]

(b) *Conway, New Hampshire, Area.* In the Conway area, comprising the following towns and cities in the State of New Hampshire: Albany, Bartlett, Chatham, Conway, Eaton, Hart's Location, Jackson, Madison and Tamworth, the maximum prices of Kerosene, No. 1 fuel oil and range oil shall be as follows:

	Cents per gallon.
Loaded into buyer's tank wagons	8.0
Tank wagon deliveries to resellers in quantities of 25 gallons or over	10.0

[Paragraph (b) amended by Am. 43, effective 4–10–46]

[Sec. 2.27 amended by Am. 2, 9 F.R. 3076, effective 3–27–44 and as otherwise noted]

SEC. 2.28 *New Jersey*—(a) *State of New Jersey.* In the State of New Jersey, at points designated below, maximum prices shall be as follows:

(1) *For kerosene, No. 1 fuel oil, range or stove oil.*

WHOLESALE F. O. B. PRICES

[All prices in cents per gallon]

At shipping points within—	F. o. b. terminals in bulk lots loaded into barges	F. o. b. refineries, seaboard tanker terminals and pipeline terminals in bulk lots loaded into tank cars and motor transports in single lots of 3,000 gallons or over	Loaded into buyer's tank wagon in single lots of less than 3,000 gallons
Union County	5.5	5.6	6.1
Middlesex County	5.5	5.6	6.1
Excepting town of Dunellen.			6.2
Essex County	5.5	5.6	6.4
Excepting storage facilities situated on Doremus Avenue, city of Newark	5.5	5.6	6.1
Hudson County	5.5	5.6	6.3
Bergen County	5.5	5.6	6.4
Excepting:			
Borough of Edgewater	5.5	5.6	6.1
Borough of North Arlington and township of Lyndhurst			6.3
Passaic County			6.4
Morris County			6.5
Sussex County			6.5

[1] Excepting truck deliveries in containers in quantities of 5 gallons or less within Morris and Sussex Counties where the maximum price for such deliveries shall be 13 cents per gallon.

(2) *For Nos. 2, 3 and 4 distillate fuel oil.*

DELIVERED PRICES

[All prices in cents per gallon]

For delivery within—	For tank wagon delivery to consumers in quantities of 25 gallons or over	For tank wagon delivery to consumers in quantities of less than 25 gallons and truck deliveries in containers in quantities of less than 25 gallons
Union County	9.0	10.5
Middlesex County	9.0	10.5
Essex County	9.0	10.5
Excepting Towns of Caldwell, Essex Fells, West Caldwell, North Caldwell, Roseland, Livingston, Verona, West Orange and Caldwell Township	9.5	11.0
Hudson County	9.0	10.5
Bergen County	9.0	10.5
Passaic County	9.0	10.5
Morris County	9.5	11.0
Sussex County	9.5	11.0

For delivery within—	For tank wagon deliveries to resellers in any quantity	Loaded into buyer's tank wagon in single lots of less than 3,000 gallons
Union County	8.5	9.0
Middlesex County	8.5	9.0
Essex County	8.5	9.0
Hudson County	8.5	9.0
Bergen County	8.5	9.0
Morris County	9.0	9.5
Sussex County	9.0	9.5

SEC. 2.29 *New Mexico*—(a) *Roswell.* The maximum tank wagon price for kerosene shall be 7¢ per gallon.

SEC. 2.30 *New York*—(a) *Metropolitan New York City area.* In the New York City, New York, Metropolitan area, comprising the City of New York and the Counties of Westchester, Nassau and Suffolk, maximum prices shall be as follows:

(1) *For kerosene, No. 1 fuel oil, range or stove oil.*

WHOLESALE F. O. B. PRICES

[All prices in cents per gallon]

At shipping points within—	For tank wagon deliveries to resellers in any quantity	F. O. B. terminals in bulk lots loaded into barge
New York City	8.3	5.5
Excepting: Borough of Richmond	8.3	5.5
Westchester County		
Excepting: Towns of Eastchester and Yonkers; Towns of Pelham and Mamaroneck; Town of Scarsdale and Village of Tuckahoe		
Nassau County		
Excepting:		
Towns of Garden City and New Hyde Park		
Towns of Merrick, Massapequa and West Hempstead		
Suffolk County		
Excepting:		
Towns of Northport and Port Jefferson		
Towns of Amityville, Babylon, Bay Shore, Lindenhurst and Patchogue		
Town of Greenport, Montauk, Riverhead, and Sag Harbor		

DELIVERED PRICES

[All prices in cents per gallon]

For delivery within—	For tank wagon deliveries to resellers in any quantity	For tank wagon deliveries to consumers in quantities of 25 gallons or over	For tank wagon deliveries to consumers in quantities of less than 25 gallons and truck deliveries in containers in quantities of less than 25 gallons [1]	Loaded into buyer's tank wagon in any quantity
New York City	8.3	8.8	11.3	6.0
Westchester County (including Mt. Kisco)	8.3	8.8	10.5	6.0
Excepting: Townships of North Salem, Lewisboro, Somers, Yorktown, Bedford (incl. including Mt. Kisco) and Pound Ridge		9.3	11.0	6.1
Nassau County	8.8	9.0	10.5	6.3
Suffolk County [2]	9.1	9.1	10.5	6.4
Excepting:				
Towns, Villages of Riverhead, Southampton, Southhold, and East Hampton	9.2	9.7	10.5	6.5
Township of Shelter Island	9.7	9.7	11.0	6.6

[1] Suffolk County, insofar as the delivered prices herein are concerned, excludes Fishers, Gardiners, Gull, Plum and Robbins Islands. Maximum prices for these excluded islands continue to be determined under other provisions of Maximum Price Regulation, No. 88.

[2] For deliveries within New York City, the maximum price in this column applies also to truck deliveries in containers in quantities of 50 gallons or over excepting returnable steel barrel deliveries where the individual steel barrel used has a capacity of 50 gallons or more.

[3] For deliveries within New York City, the maximum price in this column applies to truck deliveries in containers in quantities of less than 50 gallons.

DELIVERED PRICES

[All prices in cents per gallon]

For delivery within—	Wholesale f. o. b. prices			Delivered prices	
	F. o. b. terminals in bulk lots loaded into barges	F. o. b. refineries, seaboard tanker terminals and pipeline terminals in bulk lots loaded into tank cars and motor transports in single lots of 3,000 gallons or over	Loaded into buyer's tank wagon in single lots of less than 3,000 gallons	For delivery within—	For tank wagon deliveries in quantities of less than 100 gallons or over	For tank wagon deliveries in quantities of less than 100 gallons
Union County	5.1	5.2	5.5	Entire State of New Jersey	7.5	8.0
Middlesex County	5.1	5.2	5.5			
Excepting town of Dunellen			5.9			
Essex County	5.1	5.2	5.6			
Excepting storage facilities situated on Doremus Avenue, city of Newark	5.1	5.2	5.5			
Excepting storage facilities situated on Frelinghuysen Avenue or Wheeler Point Road, city of Newark			5.7			
Hudson County	5.1	5.2	5.7			
Bergen County, city of Bayonne	5.1	5.2	5.5			
Bergen County	5.1	5.2	5.7			
Excepting:						
Borough of Edgewater	5.1	5.2	5.5			
City of Garfield and Borough of Wallington			5.8			
Passaic County			6.0			
Boroughs of East Paterson, Paramus, and Ramsey; township of Wyckoff and town of Mahwah.						
Passaic County			5.8			
Excepting city of Paterson and Borough of Hawthorne			6.0			
Morris County			5.9			
Sussex County			6.0			

(b) *Philadelphia, Pennsylvania area.* In the Metropolitan Philadelphia area, comprising that section of the State of New Jersey which is within a radius of seventeen and one-half (17½) miles of the City Hall Building in the City of Philadelphia, Pennsylvania, maximum tank wagon prices of grades Nos. 5 and 6 fuel oil shall be as follows:

(2) *For Nos. 2, 3, and 4 distillate fuel oil; Wholesale f. o. b. prices.* (For tank wagon prices see section 2.30 (d) below.)

[All prices in cents per gallon]

At shipping points within—	F. o. b. terminals in bulk lots loaded into barge	F. o. b. terminals in bulk lots loaded into tank cars	Loaded into buyer's tank wagon in any quantity
New York City	5.1	5.3	5.6
Excepting Borough of Richmond	5.1	5.2	5.6
Westchester County			5.7
Excepting:			
Town of Mamaroneck			5.8
Towns of Chappaqua and Katonah			6.3
Nassau County			5.8
Excepting:			
Towns of Garden City and New Hyde Park			6.0
Towns of Massapequa, Merrick and West Hampstead			6.2
Suffolk County			5.9
Excepting:			
Towns of Amityville, Babylon, Bay Shore, Lindenhurst, Northport, Patchogue and Port Jefferson			6.0
Towns of Greenport, Montauk, Riverhead and Sag Harbor			6.2

(b) *Schenectady area.* In the Schenectady area comprising the County of Schenectady, New York and the adjoining towns of Ballston Lake, Burnt Hills, Charlton, Elnora, Galway, Rexford and W. Charlton in Saratoga County, New York, the maximum prices for No. 2 fuel oil loaded into buyer's tank wagons shall be 5.7 cents per gallon.

(c) *Brewster, Patterson and Pawling.* In the towns of Brewster, Patterson, and Pawling, in the State of New York, maximum prices for kerosene, No. 1 fuel oil and range oil shall be as follows:

	Cents per gallon
Loaded into buyers' tank wagons	6.7
Loaded into containers, in quantities of 10 gallons or less	9.8
Tank wagon deliveries to resellers in quantities of 25 gallons or over	8.8
Tank wagon deliveries to consumers in quantities of 25 gallons or over	9.3
Tank wagon deliveries to consumers in quantities of less than 25 gallons	10.8

(d) *State of New York.* Maximum tank wagon prices for Nos. 2, 3 and 4 distillate fuel oils to consumers in the State of New York shall be as designated below:

(1) *For single lot deliveries of 100 gallons or more.*

Within the county of	Cents per gallon
Albany	7.5
Excepting: Township of Rensselaerville	7.8
Allegany	8.7
Excepting: Townships of New Hudson, Belfast, Angelica, Almond, West Almond and all townships north thereof	9.0
Bronx	7.5
Broome	8.7
Cattaraugus	8.7
Excepting: Townships of Conewango, Napoli, Little Valley, Great Valley, Humphrey, Ischua, and all townships north thereof	8.9
Cayuga	8.1
Excepting: Townships of Sterling, Moravia, Locke, Summer Hill and Sempronius	8.4
Chautauqua	8.5
Excepting: Townships of Sheridan, Dunkirk, Hanover, Pomfret, Arkwright, Villenova, Cherry Creek, Ellington, Charlotte, Stockton, Portland, Chautauqua, Westfield, Ripley, Mina, Sherman, and North Harmony	8.6
Chemung	8.6
Chenango	8.2
Excepting: Townships of Coventry, Greene, Smithville, German, Pitcher, and Lincklaen	8.7
Clinton	7.9
Excepting: Townships of Ausable, Black Brook, Champlain, Clinton, Mooers, Ellenburg, Altoona, and Chazy	8.3
Columbia	7.5
Cortland	8.6
Delaware	8.2
Dutchess	7.5
Excepting: Townships of Pawling, Dover, Amenia, and Northeast	7.8
Erie	8.5
Excepting: Townships of Collins, Concord, Sardinia	8.9
Essex	7.9
Excepting: Townships of Wilmington, Jay and Chesterfield	8.3
Townships of St. Armand, North Elba, North Hudson, Keene, Newcomb, Minerva, and Schroon	8.7
Franklin	8.7
Fulton	7.8
Excepting: Townships of Stratford, Garoga, Bleeker, Mayfield, Northampton, Broadalbin and Oppenheim	8.3
Genesee	8.5
Greene	7.6
Excepting: Townships of Ashland, Durham, Halcott, Hunter, Jewett, Lexington, Prattsville, and Windham	7.9
Hamilton	8.7
Excepting: Townships of Long Lake and Inlet	9.1
Herkimer	7.9
Jefferson	8.6
Excepting: Townships of Ohio and Webb	8.5
Kings	7.5
Lewis	8.7
Livingston	8.5
Excepting: Townships of Portage, Nunda, Ossian, West Sparta, and Mount Morris	9.0
Madison	7.9
Excepting: Township of Sullivan	8.1
Townships of Cazenovia, Fenner, Nelson, De Ruyter, Georgetown, Lebanon, Hamilton, Brookfield, Madison, and Eton	8.5
Monroe	8.2
Excepting: Townships of Hamlin, Clarkson, and Sweden	8.5
Montgomery	7.8
Nassau	7.6
New York	7.5
Niagara	8.6
Oneida	7.9
Excepting: Townships of Boonville, Remsen, Steuben, Western, Ava, Lee, Annsville, Florence, Camden, and Vienna	8.2
Township of Forestport	8.6
Onondaga	8.1
Excepting: Townships of Lysander and Spafford	8.3
Ontario	8.1
Excepting: Townships of Farmington, Victor, W. Bloomfield, E. Bloomfield, Richmond, Bristol, Canadice, South Bristol, and Naples	8.2
Orange	7.6
Excepting: Townships of Deer Park, Greenville, Mt. Hope, Wallkill, Crawford, Wawayanda, and Minisink	7.9
Orleans	8.5
Oswego	8.5
Otsego	8.1
Excepting: Townships of Unadilla, Butternuts, Morris, Pittsfield, and Edmeston	8.2
Putnam	7.5
Queens	7.6
Rensselaer	7.5
Excepting: Township of Hoosick	7.8
Richmond	7.5
Rockland	7.5
St. Lawrence	8.6
Saratoga	7.8
Schenectady	7.6
Schoharie	7.8
Excepting: Townships of Jefferson, Gilboa, and Conesville	8.1
Schuyler	8.6
Seneca	8.1
Excepting: Townships of Lodi and Covert	8.4
Steuben	8.6
Excepting: Townships of Hornellsville, Hartsville, Greenwood, West, Union, Troupsburg, Jasper, Canisteo, Howard and Freemont	8.9
Suffolk	7.7
Excepting: Township of Brookhaven	7.8
Townships of Riverhead, Southampton, Southold, and East Hampton	7.9
Township of Shelter Island	8.4
Sullivan	7.9
Tioga	8.7
Tompkins	8.4
Ulster	7.6
Excepting: Townships of Hardenbergh and Shandaken	8.0
Warren	8.3
Excepting: Townships of Queensbury, Bolton, Luzerne, and Warrensburg	7.8
Washington	7.8
Excepting: Townships of Granville, Hebron, Hartford, and Putnam	8.0
Wayne	8.1
Excepting: Townships of Ontario, Wallworth, Macedon, Palmyra, Marion and Williamson	8.2
Westchester	7.5
Wyoming	8.5
Excepting: Townships of Arcade, Eagle Pike and Genesee Falls	9.0
Yates	8.1
Excepting: Township of Starkey	8.6

(2) For single lot deliveries of less than 100 gallons the maximum price within any county or township listed in subparagraph (1) above shall be increased by 0.5¢ per gallon.

(e) *Counties of Erie and Niagara.* Maximum prices for No. 6 fuel oil in the counties of Erie and Niagara in the State of New York shall be as designated below:

	Cents per gallon
For tank car deliveries in any quantity	5.3
For motor transport deliveries into buyers storage [1]	5.3
For tank wagon deliveries into buyers storage [2]	6.0

[1] Motor transport for purposes of this section only refers to motor truck deliveries in single lots of 3000 gallons or more.

[2] Tank wagon deliveries for purposes of this section only refers to motor truck deliveries in single lots of less than 3000 gallons.

[Sec. 2.30 amended by Am. 2, 9 F.R. 3076, effective 3-27-44; Am. 10, 9 F.R. 5725, effective 5-31-44; Am. 11, 9 F.R. 7137, effective 7-1-44; Am. 12, 9 F.R. 8987, effective 7-31-44; Am. 17, 9 F.R. 10639, effective 9-1-44; Am. 25, 10 F.R. 2080, effective 2-26-45; Am. 36, 10 F.R. 13494, effective 11-1-45 and Am. 43, effective 4-10-46]

SEC. 2.31 *North Carolina.*

SEC. 2.32 *North Dakota.*

SEC. 2.33 *Ohio*—(a) *Counties of Cuyahoga, Lorain, Medina, Summit, Stark, Portage, Geauga, Lake, Ashtabula, Trumbull, Mahoning and Columbiana.* In the above counties in the State of Ohio the maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District One or the State of Michigan.*

Products	Cents per gallon
Kerosene and distillate fuel oils:	
41 API gravity and above w. w. kerosene	6.25
No. 1 prime white distillate (fuel oil) range or stove oil and No. 1 fuel oil	[1] 6.125
No. 2 fuel oil	[1] 6.00
No. 3 fuel oil	[1] 6.00

[1] For Stark County deduct .25.

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Product	Cents per gallon
Diesel fuel, Navy Department specification 7-0-2	5.75

(b) *Counties of Allen, Hancock, Lucas, Putnam, Wood, and Licking.* In the above counties in the State of Ohio the maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to Petroleum Administration for War District 1 or the State of Michigan.*

Products	Cents per gallon
Kerosene and distillate fuel oils:	
41 API gravity and above w. w. kerosene	6.25
No. 1 prime white distillate (fuel oil) range or stove oil and No. 1 fuel oil	5.75
No. 2 fuel oil	5.50
No. 3 fuel oil	5.50
Diesel fuel (distillate): Navy Department specification 7-0-2	[1] 5.625

[1] Applies only f. o. b. refineries and only on sales to the United States Government or any agency thereof.

(2) *For shipment to destinations other than in Petroleum Administration for War District 1 or the State of Michigan*—(i) *For No. 1 prime white distillate, range or stove oil and No. 1 fuel oil.* Maximum prices of No. 1 prime white distillate, range or stove oil and No. 1 fuel oil in bulk lots f. o. b. shipping points in the above counties for shipment to ultimate destinations other than Petroleum Administration for War District 1 or the State of Michigan shall be as those established under subparagraph (1) above or as determined under other sections of this regulation, whichever may be higher.

(ii) *For certain diesel fuel on sales to the United States Government or any agency thereof.* The maximum price for diesel fuel, Navy Department specification 7-0-2, f. o. b. refineries in the above counties of the State of Ohio shall be 5.625¢ per gallon.

(c) *Counties of Hamilton, Clermont, Brown, Adams, Scioto, Lawrence, Gallia, and Meigs.* In the above counties in the State of Ohio the maximum prices of the products listed below in bulk lots shall be as follows:

(1) *F. o. b. shipping points for shipment to Petroleum Administration for War District One or the State of Michigan.*

Products	Cents per gallon
Kerosene and distillate fuel oils:	
41 API gravity and above w. w. kerosene	6.125
No. 1 prime white distillate (fuel oil) range or stove oil and No. 1 fuel oil	5.625
No. 2 fuel oil	5.50
No. 3 fuel oil	5.50

(2) *F. o. b. refineries on sales to the United States Government or any agency thereof.*

Products	Cents per gallon
Diesel fuel, Navy Department specification 7-0-2	5.625

[Paragraphs (a), (b) and (c) amended by Am. 9, 9 F.R. 4779, effective 5-1-44]

SEC. 2.34 *Oklahoma*—(a) *State of Oklahoma*—(1) *F. o. b. refinery prices for kerosene and various distillates.* Maximum prices, f. o. b. refineries in the State of Oklahoma, of the products listed below in bulk lots loaded into tank cars, motor transports and pipe lines shall be as follows:

Products	Cents per gallon
Kerosene, distillate fuel oils and gas oils:	
42-44 API grav. w. w. kerosene	4.50
41-43 API grav. w. w. kerosene	4.375
Range or stove oil	4.00
No. 1 prime white distillate (fuel oil)	3.875
No. 1 straw fuel oil	3.75
No. 2 fuel oil	3.625
No. 3 fuel oil	3.50
Gas oil zero cold test (32-36 API gravity)	3.375
Gas oil, ordinary	3.00
Diesel fuel (distillate): Navy Department specification 7-0-2	[1] 4.00

[1] Applies only on sales to United States Government or any agency thereof.

[Subparagraph (1), formerly paragraph (a) amended by Am. 9, 9 F.R. 4779, effective 5-1-44; and Am. 20, 9 F.R. 13522, effective 11-15-44. Headnote added by Am. 25]

(2) *Liquefied petroleum gas; maximum delivered price to consumers.* Within the State of Oklahoma the maximum price to consumers except tank car purchasers for any grade of liquefied petroleum gas, delivered in bulk in single lots of more than 500 gallons, shall be 6 cents per gallon.

[Subparagraph (2) added by Am. 25, 10 F.R. 2080, effective 2-26-45; corrected 10 F.R. 2517, effective 3-10-45]

SEC. 2.35 *Oregon*—(a) *Portland Area.* In the Portland Area [1] maximum prices for the products listed below shall be as follows:

(1) *F. o. b. tanker terminals*—(i) *On sales to the United States Armed Forces, Foreign Economic Administration and Federal Agencies making purchases under T. P. S. contracts.* [2]

Products	Loaded into tankers [3]	Loaded into barges [4]	Loaded into tank cars and tank trucks and trailers (cents per gallon)	Loaded into buyer's drums [5]
Kerosene [6]	6.50	6.625	6.75	7.50
Diesel fuel (U. S. Specification 2-102-C Grade C)	5.05	•		

[1] Tanker terminals at Linnton, Willbridge, Portland, Oregon, and Vancouver, Washington, are within the Portland Area.

[2] Maximum prices to other Federa agencies shall be established by application under section 8.3.

[3] When a purchaser of the class specified herein buys loaded into tankers and the seller must use trucks, truck and trailers or cars to move the product from his refinery or terminal to the loading point at which the sale is made, his maximum price shall be the sum of his truck and trailer f. o. b. refinery or terminal price, whichever is applicable, plus the actual transportation cost from his refinery or terminal to the loading point.

[4] For single lot deliveries under 6,500 gallons add ¼ of a cent per gallon

[5] Prices cover only the product and the unloading, filling, stencilling and reloading of drums into transportation facilities.

[6] Includes all grades of solvent extracted or acid-treated kerosene.

[Paragraph (a) added by Am. 31, 10 F.R. 10434, effective 8-29-45]

SEC. 2.36 *Pennsylvania*—(a) *Philadelphia area.* In the Philadelphia area, comprising the Counties of Philadelphia, Montgomery, Chester, Delaware and Bucks in the State of Pennsylvania maximum tank wagon prices of grades Nos. 2, 3, and 4 distillate fuel oils shall be as follows:

	Cents per gallon
For deliveries in single lots of 100 gallons or more	7.5
For deliveries in single lots of less than 100 gallons	8.0

(b) *Metropolitan Philadelphia area.* In the Metropolitan Philadelphia area comprising that section of the State of Pennsylvania which is within a radius of seventeen and one-half (17½) miles of the City Hall Building in the City of Philadelphia, Pennsylvania, maximum

tank wagon prices of grades Nos. 5 and 6 fuel oil shall be as follows:

Grades:	Cents per gallon
Grade No. 5 fuel oil in single lots of 1,000 gallons or more	5.15
Grade No. 5 fuel oil in single lots of less than 1,000 gallons	5.65
Grade No. 6 fuel oil in any quantity	4.44

(c) *State of Pennsylvania.* Maximum tank wagon prices for Nos. 2, 3, and 4 distillate fuel oils to consumers in the State of Pennsylvania shall be as designated below:

(1) *For single lot deliveries of 100 gallons or more.*

Within the county of:	Cents per gallon
Adams	7.8
Allegheny	7.8
Armstrong	7.8
Beaver	7.8
Bedford	8.3
Berks	7.8
Blair	8.3
Bradford	8.3
Bucks	7.5
Butler	7.8
Cambria	8.3
Cameron	8.3
Carbon	8.3
Centre	8.3
Chester	7.5
Clarion	7.8
Clearfield	8.3
**Excepting: Township of Sandy	7.8
Clinton	8.3
**Excepting: Townships of Chapman, East Keating, Leidy, Noyes and West Keating	7.8
Columbia	8.3
Crawford	7.8
Cumberland	7.8
Dauphin	7.8
Delaware	7.5
Elk	8.3
Erie	8.8
Fayette	8.3
Forest	7.8
Franklin	7.8
Fulton	8.3
Greene	8.3
Huntingdon	8.3
Indiana	8.3
Jefferson	8.3
Juniata	8.3
Lackawanna	8.3
Lancaster	7.8
Lawrence	8.8
Lebanon	7.8
Lehigh	7.8
Luzerne	8.3
Lycoming	8.3
McKean	8.3
Mercer	7.8
Mifflin	8.3
Monroe	8.3
Montgomery	7.5
Montour	8.3
Northampton	7.8
Northumberland	8.3
Perry	7.8
Philadelphia	7.5
Pike	8.3
Potter	8.3
Schuylkill	8.3
Snyder	8.3
Somerset	8.3
Sullivan	8.3
Susquehanna	8.3
Tioga	8.3
Union	8.3
Venango	7.8
Warren	7.8
Washington	8.3
Wayne	8.3
Westmoreland	8.3
**Excepting: Townships of Derry, Fairfield, Ligonier and St. Clair	8.3
Wyoming	8.3
York	7.8

(2) For single lot deliveries of less than 100 gallons the maximum price within each county listed in subparagraph (1) above shall be increased by 0.5¢ per gallon.

[Sec. 2.36 amended by Am. 10, 9 F.R. 5725, effective 5-31-44; Am. 13, 9 F.R. 9402, effective 8-1-44; Am. 17, 9 F.R. 10639, effective 9-1-44; Am. 39, 10 F.R. 11634, effective 1-14-46 and Am. 43, effective 4-10-46]

SEC. 2.37 *Rhode Island*—(a) *State of Rhode Island.* In the State of Rhode Island, at the points designated below, maximum prices shall be as follows:

(1) *For kerosene, No. 1 fuel oil and range oil.*

[Cents per gallon]

City and town	F. o. b. refineries and seaboard tanker terminals in bulk lots loaded into barges	F. o. b. refineries and seaboard tanker terminals in bulk lots loaded into tank cars or motor transports	F. o. b. barge terminals in bulk lots loaded into tank cars or motor transports	Loaded into buyers' tank wagons	Loaded into containers, in quantities of 10 gallons or less	Tank wagon deliveries to resellers in quantities of 25 gallons and over	Tank wagon deliveries to consumers in quantities of 25 gallons and over	Tank wagon deliveries to consumers in quantities of less than 25 gallons and truck deliveries in containers in quantities of less than 25 gallons
Barrington				6.4	8.8	8.7	9.0	10.5
Bristol				6.4	8.8	8.7	9.0	10.5
Burrillville					8.9	8.8	9.1	10.6
Central Falls City				6.3	8.7	8.6	8.8	10.3
Charleston					8.7	8.6	8.9	10.4
Coventry					8.9	8.8	9.1	10.6
Cranston City				6.3	8.7	8.6	8.8	10.3
Cumberland					8.7	8.6	8.9	10.4
East Greenwich				6.4	8.8	8.7	9.0	10.5
East Providence	5.45	5.7	5.8	6.3	8.7	8.6	8.8	10.3
Exeter					8.9	8.8	9.1	10.6
Foster					8.9	8.8	9.1	10.6
Gloucester					8.9	8.8	9.1	10.6
Hopkinton					8.7	8.6	8.9	10.4
Jamestown					9.5	9.8	10.0	11.5
Johnston					8.7	8.6	8.8	10.3
Lincoln					8.7	8.6	8.8	10.3
Little Compton					8.9	8.8	9.1	10.6
Middletown					8.9	8.8	9.1	10.6
Narragansett					8.7	8.6	8.9	10.4
Newport City				6.5	8.9	8.8	9.1	10.6
North Kingston					8.9	8.8	9.1	10.6
North Providence				6.3	8.7	8.6	8.8	10.3
North Smithfield					8.7	8.6	8.9	10.4
Pawtucket City			5.8	6.3	8.7	8.6	8.8	10.3
Portsmouth					8.9	8.8	9.1	10.6
Providence City	5.45	5.7	5.8	6.3	8.7	8.6	8.8	10.3
Richmond					8.7	8.6	8.9	10.4
Scituate					8.9	8.8	9.1	10.6
Smithfield					8.7	8.6	8.8	10.3
South Kingston					8.7	8.6	8.9	10.4
Tiverton					8.9	8.8	9.1	10.6
Warren				6.4	8.8	8.7	9.0	10.5
Warwick City				6.4	8.8	8.7	9.0	10.5
Westerly					8.7	8.6	8.9	10.4
West Greenwich					8.9	8.8	9.1	10.6
West Warwick				6.4	8.8	8.7	9.0	10.5
Woonsocket				6.4	8.7	8.6	8.9	10.4

(2) *For Nos. 2 and 3 fuel oil.*

[Cents per gallon]

	F. o. b. refineries and seaboard tanker terminals loaded into barges	F. o. b. refineries and seaboard tanker terminals loaded into tank cars or motor transports	F. o. b. barge terminals loaded into tank cars or motor transports	Loaded into buyers' tank wagons except at jobbers' inland bulk plants	Loaded into tank wagons at jobbers' inland bulk plants	Tank wagon deliveries to consumers in quantities of 100 gallons and over	Tank wagon deliveries to consumers in quantities of less than 100 gallons
Barrington						7.6	8.1
Bristol						7.6	8.1
Burrillville						7.6	8.1
Central Falls City						7.6	8.1
Charlestown						7.6	8.1
Coventry						7.6	8.1
Cranston City					5.9	7.6	8.1
Cumberland						7.6	8.1
East Greenwich						7.6	8.1
East Providence	5.05	5.30		5.7	5.9	7.6	8.1
Exeter						7.6	8.1
Foster						7.6	8.1
Gloucester						7.6	8.1
Hopkinton						7.6	8.1
Jamestown						7.6	8.1
Johnston						7.6	8.1
Lincoln						7.6	8.1
Little Compton						7.6	8.1
Middletown						7.6	8.1
Narragansett						7.6	8.1
Newport City						7.6	8.1
North Kingston						7.6	8.1
North Providence						7.6	8.1
North Smithfield						7.6	8.1
Pawtucket City						7.6	8.1
Portsmouth						7.6	8.1
Providence City	5.05	5.30		5.7	5.9	7.6	8.1
Richmond						7.6	8.1
Scituate						7.6	8.1
Smithfield						7.6	8.1
South Kingston						7.6	8.1
Tiverton						7.6	8.1
Warren						7.6	8.1
Warwick City						7.6	8.1
Westerly						7.6	8.1
West Greenwich						7.6	8.1
West Warwick						7.6	8.1
Woonsocket						7.6	8.1

[Sec. 2.37 amended by Am. 2, 9 F.R. 3076, effective 3-27-44; Am. 11, 9 F.R. 7137, effective 7-1-44 and Am. 43, effective 4-10-46]

SEC. 2.38 *South Carolina.* *Pee Dee River section.* The maximum tank wagon prices for the products listed below in the following tank wagon areas shall be as follows:

[Cents per gallon]

Tank wagon areas	Kerosene	No. 1 fuel oil
Bennettsville	10.3	9.6
Darlington	10.3	10.0
Dillon	10.5	10.3
Florence	10.3	10.1
Georgetown	10.5	10.3
Hamilton	10.2	9.9
Hamlinway	10.3	9.8
Kingstree	11.2	10.3
Lake City	10.3	10.3
Lake View	10.5	10.5
Lamar	10.3	10.0
Latta	10.3	9.9
Loris	10.0	10.0
Marion	10.3	10.0
Mullins	10.3	10.3
Nichols	10.3	10.3
Olanta	10.3	10.3
Sumter	10.3	10.3

[Sec. 2.38 amended by Am. 17, 9 F.R. 10639, effective 9-1-44 and Am. 43, effective 4-10-46]

SEC. 2.39 *South Dakota.*

SEC. 2.40 *Tennessee.*

SEC. 2.41 *Texas*—(a) *Texas Gulf Coast ports*—(1) *Maximum prices in bulk lots f. o. b. refineries and tanker terminals.* 41 degrees gravity, API, is to be considered a gas oil. For grades of gas oil claimed to be special grades sellers may not charge higher prices than established for gas oils in this section 2.41 (a) without a written order from the Administrator.

[Cents per gallon]

Grade:	Dollars per barrel
Residual	[1] 1.35
Distillate, below 28° API gravity	[1] 1.35
Distillate, 28° API gravity and above	[1] 1.65

[1] On single lot deliveries of less than 50 barrels add 0.10 per barrel.

[Subparagraph (2) amended by Am. 12, 9 F.R. 8097, effective 7-31-44]

(b) *At inland Texas points*—(1) *F. o. b. refineries*[1] *at Texas Panhandle, West Texas, North Texas and East Texas points.* Maximum prices of petroleum products listed below loaded into tank cars, motor transports, and pipe lines,[2] f. o. b. refineries,[3] located in Texas Panhandle,[4] West Texas,[5] North Texas,[6] and East Texas[7] for shipment to the destinations indicated below[8] shall be as follows:

Products	For shipment to ultimate destinations		
	Column 1	Column 2	Column 3
	Ariz., Ark., Colo., Okla., N. Mex., and Texas	PAW District 1	Other States
	Cents per gallon	Cents per gallon	Cents per gallon
Kerosene, distillate fuel oils and gas oils:			
41-43 API gravity w. w. Kerosene	4.50	4.125	4.375
41-43 API gravity w. w. Kerosene	4.375	4.125	4.25
Range or stove oil	4.00	3.875	3.875
No. 1 Prime White Distillate (fuel oil)	3.75	3.75	3.75
No. 1 Straw Fuel Oil	3.75	3.75	3.625
No. 2 Fuel Oil	3.625	3.625	3.50
No. 3 Fuel Oil	3.50	3.50	3.375
Gas Oil, Zero Cold Test (32-36 API Gr.)	3.375	3.375	3.25
Gas Oil, Ordinary	3.00	3.00	2.875
Diesel fuels (distillate):			
48-52 Diesel Index	4.25	4.25	4.125
53-57 Diesel Index	4.125	4.125	4.00
43-52 Diesel Index	4.00	4.00	3.875

[Table amended by Am. 24, 10 F.R. 739, effective 1-23-45]

[1] Column 2 prices apply to all shipping points within the designated areas for shipments to ultimate destinations in Petroleum Administration for War District 1.

[2] Products loaded into pipeline transportation facilities for ultimate delivery to War Emergency Pipelines and pipelines in Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[3] The Texas Panhandle Area comprises the Counties of Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Sullivan, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Parmer, Castro, Swisher, Briscoe, Hall, Childress in the State of Texas.

[4] The West Texas Area comprises the Counties of Bailey, Lamb, Hale, Floyd, Motley, Cottle, Hardeman, Foard, Cochran, Hockley, Lubbock, Crosby, Dickens, King, Knox, Yoakum, Terry, Lynn, Garza, Kent, Stonewall, Haskell, Gaines, Dawson, Borden, Scurry, Fisher, Jones, Andrews, Martin, Howard, Mitchell, Nolan, Taylor, Coke, Ector, Midland, Glasscock, Sterling, Coke, Runnels, Concho, Tom Green, Reagan, Upton, Crane, Pecos, Torrell, Crockett, Schleicher, Sutton, Menard, Kimble Winkler, Ector, Midland, Glasscock, Sterling, Coke, Runnels, Concho, Tom Green, Reagan, Upton, Crane, Pecos, Torrell, Crockett, Schleicher, Sutton, Menard, Kimble Mason, Llano, and Gillespie counties in the State of Texas.

[5] The North Texas Area comprises the Counties of Wilbarger, Wichita, Clay, Montague, Cooke, Grayson, Baylor, Archer, Throckmorton, Young, Jack, Wise, Denton, Collin, Shackelford, Stephens, Palo Pinto, Parker, Tarrant, Jones, Shackelford, Stephens, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Dallas, Rockwall, Callahan, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Navarro, Lampasas, Coryell, Bell, Milam, Falls, Limestone, Freestone, Leon, Robertson, Brazos, Grimes in the State of Texas.

[6] The East Texas Area comprises the Counties of Fannin, Lamar, Red River, Bowie, Hunt, Delta, Hopkins, Franklin, Titus, Camp, Morris, Kaufman, Van Zandt, Rains, Wood, Cass, Smith, Upshur, Marion, Grees, Harrison, Henderson, Cherokee, Rusk, Panola, Anderson, Nacogdoches, Shelby, Houston, Angelina, Trinity, Polk, Tyler, San Augustine, Sabine, Jasper, Newton in the State of Texas.

[7] The Texas Gulf Coast Area comprises the Counties of Jewell, Republic, Cloud, Mitchell, Nolan, Taylor, Lonk, Archer, Clay, Montague, Cooke, Grayson, Taylor, Throckmorton, Young, Jack, Wise, Denton, Collin, Shackelford, Stephens, Palo Pinto, Parker, Tarrant, Jones, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Dallas, Rockwall, Callahan, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Navarro, Lampasas, Coryell, Bell, Milam, Falls, Limestone, Freestone, Leon, Robertson, Brazos, Grimes in the State of Texas.

[8] The Texas Panhandle Area comprises the Counties of Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Sullivan, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Parmer, Castro, Swisher, Briscoe, Hall, Childress in the State of Texas.

[9] The West Texas Area comprises the Counties of Bailey, Lamb, Hale, Floyd, Motley, Cottle, Hardeman, Foard, Cochran, Hockley, Lubbock, Crosby, Dickens, King, Knox, Yoakum, Terry, Lynn, Garza, Kent, Stonewall, Haskell, Gaines, Dawson, Borden, Scurry, Fisher, Jones, Andrews, Martin, Howard, Mitchell, Nolan, Taylor, Coke, Ector, Midland, Glasscock, Sterling, Coke, Runnels, Concho, Tom Green, Reagan, Upton, Crane, Pecos, Torrell, Crockett, Schleicher, Sutton, Menard, Kimble Mason, Llano, and Gillespie counties in the State of Texas.

[10] The North Texas Area comprises the Counties of Wilbarger, Wichita, Clay, Montague, Cooke, Grayson, Baylor, Archer, Throckmorton, Young, Jack, Wise, Denton, Collin, Shackelford, Stephens, Palo Pinto, Parker, Tarrant, Jones, Shackelford, Stephens, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Dallas, Rockwall, Callahan, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Navarro, Lampasas, Coryell, Bell, Milam, Falls, Limestone, Freestone, Leon, Robertson, Brazos, Grimes in the State of Texas.

[11] The East Texas Area comprises the Counties of Fannin, Lamar, Red River, Bowie, Hunt, Delta, Hopkins, Franklin, Titus, Camp, Morris, Kaufman, Van Zandt, Rains, Wood, Cass, Smith, Upshur, Marion, Grees, Harrison, Henderson, Cherokee, Rusk, Panola, Anderson, Nacogdoches, Shelby, Houston, Angelina, Trinity, Polk, Tyler, San Augustine, Sabine, Jasper, Newton in the State of Texas.

[12] The Texas Gulf Coast Area comprises the Counties of Jewell, Republic, Cloud, Mitchell, Nolan, Taylor, Lonk, Archer, Clay, Montague, Cooke, Grayson, Baylor, Archer, Throckmorton, Young, Jack, Wise, Denton, Collin, Shackelford, Stephens, Palo Pinto, Parker, Tarrant, Jones, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Dallas, Rockwall, Callahan, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Navarro, Lampasas, Coryell, Bell, Milam, Falls, Limestone, Freestone, Leon, Robertson, Brazos, Grimes in the State of Texas.

[13] These prices apply only to all shipping points within the designated areas for shipments to ultimate destinations in Petroleum Administration for War District 1.

[14] Column 2 prices apply to all shipping points within the designated areas for shipments to ultimate destinations in Petroleum Administration for War District 1.

[15] Products loaded into pipeline transportation facilities for ultimate delivery to War Emergency Pipelines and pipelines in Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[16] The Texas Panhandle Area comprises the Counties of Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Sullivan, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Parmer, Castro, Swisher, Briscoe, Hall, Childress in the State of Texas.

[17] The West Texas Area comprises the Counties of Bailey, Lamb, Hale, Floyd, Motley, Cottle, Hardeman, Foard, Cochran, Hockley, Lubbock, Crosby, Dickens, King, Knox, Yoakum, Terry, Lynn, Garza, Kent, Stonewall, Haskell, Gaines, Dawson, Borden, Scurry, Fisher, Jones, Andrews, Martin, Howard, Mitchell, Nolan, Taylor, Coke, Ector, Midland, Glasscock, Sterling, Coke, Runnels, Concho, Tom Green, Reagan, Upton, Crane, Pecos, Torrell, Crockett, Schleicher, Sutton, Menard, Kimble Mason, Llano, and Gillespie counties in the State of Texas.

[18] The North Texas Area comprises the Counties of Wilbarger, Wichita, Clay, Montague, Cooke, Grayson, Baylor, Archer, Throckmorton, Young, Jack, Wise, Denton, Collin, Shackelford, Stephens, Palo Pinto, Parker, Tarrant, Jones, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Dallas, Rockwall, Callahan, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Navarro, Lampasas, Coryell, Bell, Milam, Falls, Limestone, Freestone, Leon, Robertson, Brazos, Grimes in the State of Texas.

[19] The East Texas Area comprises the Counties of Fannin, Lamar, Red River, Bowie, Hunt, Delta, Hopkins, Franklin, Titus, Camp, Morris, Kaufman, Van Zandt, Rains, Wood, Cass, Smith, Upshur, Marion, Grees, Harrison, Henderson, Cherokee, Rusk, Panola, Anderson, Nacogdoches, Shelby, Houston, Angelina, Trinity, Polk, Tyler, San Augustine, Sabine, Jasper, Newton in the State of Texas.

[20] The Texas Gulf Coast Area comprises the Counties of Jewell, Republic, Cloud, Mitchell, Nolan, Taylor, Lonk, Archer, Clay, Montague, Cooke, Grayson, Baylor, Archer, Throckmorton, Young, Jack, Wise, Denton, Collin, Shackelford, Stephens, Palo Pinto, Parker, Tarrant, Jones, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Dallas, Rockwall, Callahan, Eastland, Comanche, Erath, Hood, Johnson, Ellis, Hamilton, Bosque, Hill, Navarro, Lampasas, Coryell, Bell, Milam, Falls, Limestone, Freestone, Leon, Robertson, Brazos, Grimes in the State of Texas.

[21] These prices apply only to fuels for use in Diesel engines.

[Footnote 2 amended by Am. 24, 10 F.R. 739, effective 1-23-45]

[Cents per gallon]

Products:	Cents per gallon
Kerosene, distillate fuel oils and gas oils:	
Kerosene, water white (41 API gravity and above)	4.125
Range or stove oil[2]	3.875
No. 1 fuel oil[2]	3.75
No. 2 fuel oil	3.75
No. 3 fuel oil	3.50
Gas Oil[3] zero cold test (or below)	3.50
Gas oil[3] above zero cold test	3.375
Diesel fuels (distillate):[4]	
Diesel Index 58 and above	4.25
Diesel Index 53-57	4.125
Diesel Index 43-52	4.00

[1] When any of the above products except gas oils are loaded into pipe line (see note 5 below), tank car, motor transport or tank wagon for shipment to ultimate destinations other than in Petroleum Administration for War District 1, seller may charge prices in this table or his maximum prices under other sections of this regulation, whichever may be higher.

[2] If range or stove oil or No. 1 fuel oil conforms to all of a particular seller's specifications for water white kerosene of 41 API gravity and above the maximum price for such products shall be 4.125¢ per gallon for such seller.

[3] Unless separately listed as another product in the above table or any other part of section 2.41 (a), any refined distillate or overhead petroleum product (except lube distillates or naphthas sold for blending with gasoline or natural gasoline) of lower than

(2) *F. o. b. refineries[1] at Lower Inland Texas points.* Maximum prices of the petroleum products listed below loaded[2] into tank cars, motor transports and pipelines f. o. b. refineries[1] located in Lower Inland Texas[3] for shipments to the destinations indicated below shall be as follows:

Products	For shipment to ultimate destinations	
	Column 1	Column 2
	PAW District 1	Other States except Texas
Kerosene, distillate fuel oils and gas oils:	*Cts. per gal.*	*Cts. per gal.*
42–44 API gravity w. w. kerosene	4.125	4.375
41–43 API gravity w. w. kerosene	4.125	4.25
Range or Stove Oil	3.875	3.875
No. 1 Prime White Distillate (fuel oil)	3.875	3.75
No 1 Straw Fuel Oil	3.75	3.625
No. 2 Fuel Oil	3.625	3.50
No. 3 Fuel Oil	3.50	3.375
Gas Oil[4] Zero Cold Test (or below)	3.375	3.25
Gas Oil[4] Above Zero Cold Test	3.25	3.125
Diesel fuels (distillate):[5]		
58 Diesel Index and above	4.25	4.125
53–57 Diesel Index	4.125	4.0
43–52 Diesel Index	4.0	3.875

[1] Column 1 prices apply to all shipping points within the designated area for shipment to ultimate destinations in Petroleum Administration for War District 1.

[2] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipelines with Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[3] The Lower Inland Texas Area (except for shipping points located at Gulf Coast ports) comprises the Counties of Jackson, Lavaca, Gonzales, Bastrop, Travis, Williamson, Burnett, Llano, Gillespie, Kerr, Kinney, Maverick, Webb, Duval, Jim Wells, Nueces, Kleberg, San Patricio, Refugio, Calhoun, Aransas, Victoria, Goliad, Bee, DeWitt, Karnes, Wilson, Guadalupe, Caldwell, Real, Bexar, Comal, Hays, Kendall, Blanco, Bandera, Uvalde, Medina, Zavala, Frio, Atascosa, Dimmit, La Salle, McMullen, Live Oak, Jefferson, Orange, Hardin, Liberty, San Jacinto, Walker, Madison, Leon, Robertson, Falls, Bell, Milam, Lee, Fayette, Colorado, Wharton, Matagorda, Brazoria, Galveston, Chambers, Fort Bend, Harris, Austin, Waller, Montgomery, Washington, Grimes, Burleson, Brazos, Zapata, Jim Hogg, Brooks, Kennedy, Starr, Hidalgo, Willacy, and Cameron in the State of Texas.

[4] Unless separately listed as another product in the above table, any refined distillate or overhead petroleum product (except lube distillates or naphthas sold for blending with gasoline or natural gasoline) of lower than 41 degrees gravity, API, is to be considered a gas oil. For grades of gas oils claimed to be special grades sellers may not charge higher prices than established for gas oils in this paragraph (b) (2) without prior written approval from the Petroleum Branch of the Office of Price Administration, Washington, D. C.

[5] These prices apply only to fuels sold for use in Diesel engines.

[Subparagraph (2) added by Am. 12, 9 F.R. 8967, effective 7–31–44]

[Paragraph (b), formerly (c), redesignated by Am. 23, effective 12–28–44]

(c) *Corpus Christi area—Liquefied petroleum gas.* In the Corpus Christi area, comprising the Counties of Refugio, Nueces, Jim Wells and Duvall, the maximum price of liquefied petroleum gas f. o. b. refineries and loaded into tank cars, motor transports and pipe lines for shipment to ultimate destinations in Texas, Louisiana, Arkansas, Oklahoma and New Mexico shall be 2.5¢ per gallon.

[Paragraph (c), formerly (d), added by Am. 21, 9 F.R. 14064, effective 12–2–44; redesignated (c) by Am. 23, effective 12–28–44]

(d) *Texas Panhandle and certain West Texas Counties; Liquefied petroleum gas.* Within the Texas Panhandle Area, as the same is defined in section 2.41 (b) (1) above, and within the West Texas Counties of Bailey, Lamb, Hale, Floyd, Motley, Cottle, Cochrane, Hockley, Lubbock, Crosby, Dickens, King, Yoakum, Terry, Lynn, Garza, Kent and Stonewall, the maximum price to consumers for any grade of liquefied petroleum gas, delivered in bulk in single lots of more than 500 gallons, shall be 6¢ per gallon.

[Paragraph (d) added by Am. 25, 10 F.R. 2080, effective 2–26–45]

SEC. 2.42 *Utah.*—

SEC. 2.43 *Vermont*—(a) *State of Vermont.* The maximum tank wagon prices of Nos. 2 and 3 fuel oil to consumers in the following townships and cities in the State of Vermont shall be as follows:

(1) *For single lot deliveries of 100 gallons or more:*

	Cents per gallon
Adams	8.0
Addison	8.3
Albany	9.1
Alburg	8.3
Andover	8.7
Arlington	8.7
Athens	8.7
Averill	9.7
Avery's Gore (Averill District)	9.7
Avery's Gore (St. Albans District)	8.2
Bakersfield	8.2
Baltimore	8.2
Barnard	8.6
Barnet	8.7
Barre	8.7
Barre City	8.7
Barton	9.1
Basin Harbor	8.3
Belvidere	8.3
Belvidere Center	8.3
Belvidere Corners	8.3
Bennington	7.9
Benson	7.8
Berlin	8.7
Berkshire	8.7
Bethel	8.9
Binghamville	8.3
Bloomingfield	9.7
Bolton	8.0
Bradford	8.7
Braintree	8.9
Brandon	8.0
Brattleboro	8.7
Bridgewater	8.6
Bridport	8.5
Brighton	9.1
Bristol	8.3
Brookfield	8.9
Brookline	8.7
Brownington	9.1
Brunswick	9.7
Burke	8.7
Burlington City	7.7
Cabot	8.7
Calais	8.7
Cambridge	8.3
Cambridge Junction	8.3
Canaan	9.7
Castleton	7.8
Cavendish	8.2
Cedar Beach	8.0
Charleston	9.1
Charlotte	8.0
Checkerberry Village	8.0
Chelsea	8.7
Chester	8.2
Chittendon	8.0
Clarendon	8.0
Cloverdale	8.3
Colbyville	8.3
Colchester	8.0
Concord (excluding E. Concord)	8.7
Corinth	8.7
Cornwall	8.5
Coventry	9.1
Craftsbury	8.7
Danby	7.9
Danville	8.7
Derby	9.1
Dorset	7.9
Dummerston	8.7
Duxbury	8.3
East Barnard	8.9
East Charlotte	8.0
East Concord	9.5
East Dover	8.7
East Fletcher	8.3
East Georgia	8.2
East Granville	8.9
East Haven	8.7
East Monkton	8.3
East Montpelier	8.7
Eden	8.7
Elmore	8.7
Enosburg	8.7
Essex Center	8.0
Essex Junction	7.7
Fairfax	8.2
Fairfield	8.2
Fairhaven	7.8
Fairlee	8.7
Fayston	8.3
Ferdinand	9.1
Ferrisburg	8.3
Fletcher	8.3
Fort Ethan Allen	7.7
Franklin	8.7
Georgia	8.2
Glastenbury	7.9
Glover	9.1
Goshen	8.0
Grafton	8.7
Granby	8.7
Grand Isle	8.0
Grand Isle Station	8.0
Granville	8.7
Greensboro	8.7
Groton	8.7
Guilford	8.7
Guildhall	9.5
Halifax	8.2
Hancock	8.7
Hanksville	8.0
Hardwick	8.7
Hartford	8.6
Hartland	8.6
Highgate	8.2
Hinesburg	8.0
Holland	9.1
Hubbardton	7.8
Huntington	8.0
Huntington Center	8.0
Hyde Park	8.7
Ira	8.0
Irasburg	9.1
Isle La Motte	8.3
Jamaica	8.7
Jay	9.1
Jeffersonville	8.3
Jericho	8.0
Jericho Center	8.0
Johnson	8.7
Jonesville	8.0
Keelers Bay	8.0
Kirby	8.7
Ladd Bay	8.0
Landgrove	7.9
Leicester	8.0
Lemington	9.7
Lewis	9.7
Lincoln	8.3
Londonderry	7.9
Long Point	8.3
Lowell	9.1
Ludlow	8.2
Lunenburg	9.5
Lyndon	8.7
Maidstone	9.5
Malletts Bay	7.7
Manchester	7.9
Marlboro	8.7
Marshfield	8.7
Mendon	8.0
Middlebury	8.5
Middlesex	8.7
Middletown	7.8
Milton	8.2
Monkton Ridge	8.3
Montgomery	8.7
Montpelier	8.7
Moretown	8.7
Morgan	9.1
Morristown	8.7
Mount Holly	8.2
Mount Tabor	7.9
Muddy Brook	8.0
Newark	8.7
Newbury	8.7
Newfane	8.7
New Haven	8.3
New Haven Junction	8.3
New Haven Mills	8.3
Newport	9.1
Newport City	9.1
North Duxbury	8.3
North Ferrisburg	8.3
Northfield	8.7
North Hero	8.0
North Underhill	8.0
North Williston	8.0
Norton	9.7
Norwich	8.6
Orange	8.7
Orwell	8.0
Panton	8.3
Pawlet	8.0
Peacham	8.7
Peru	7.9
Pittsfield	8.7
Pittsford	8.0
Plainfield	8.7
Pleasant Valley	8.3
Plymouth	8.2
Pomfret	8.6
Poultney	7.8
Pownal	7.9
Proctor	8.0
Putney	8.7
Queen City Park	8.0
Randolph	8.9
Reading	8.6
Readsboro	7.8
Richford	8.7
Richmond	8.0
Ripton	8.5
Rochester	8.7
Rockingham	8.7
Roxbury	8.9
Royalton	8.9
Rupert	8.0
Rutland	8.0
Rutland City	8.0
Ryegate	8.7
St. Albans	8.2
St. Albans City	8.2
St. George	8.0
St. Johnsbury	8.7
Salisbury	8.0
Sandgate	7.9
Searsburg	7.9
Shaftsbury	7.9
Sharon	8.9
Sheffield	8.7
Shelburne	7.7
Shelburne Falls	7.7
Sheldon	8.7
Sherburne	8.7
Shoreham	8.5
Shrewsbury	8.0
Somerset	7.9
South Burlington	7.7
South Hero	8.0
South Lincoln	8.3
South Starksboro	8.3
Springfield	8.7
Stamford	7.8
Stannard	8.7
Starksboro	8.0
Stockbridge	8.7
Stowe	8.7
Strafford	8.6
Stratton	7.9
Sudbury	8.0
Sunderland	7.9
Sutton	8.7
Swanton	8.2
Thetford	8.6
Thompsons Point	8.3
Tinmouth	8.0
Topsham	8.7
Townshend	8.7
Troy	9.1
Tunbridge	8.9
Underhill	8.0
Underhill Center	8.0
Vergennes	8.3
Vernon	8.7
Vershire	8.7
Victory	8.7
Waitsfield	8.7
Walden	8.7
Waldsboro	8.7
Wallingford	8.0
Waltham	8.3
Warner's Grant	9.7
Warren	8.7
Warren Gore	9.7
Washington	8.7
Waterbury	8.3
Waterbury Center	8.3
Waterford	8.7
Waterville	8.3
Weathersfield	8.7
Wells	8.0
Westfield	9.1
Westford	8.0
Westminster	8.7
Westmore	9.1
Weston	8.2
West Addison	8.3
West Bolton	8.0
West Dover	7.9
West Fairlee	8.7
West Ferrisburg	8.3
West Haven	7.8
West Lincoln	8.3
West Milton	8.0
West Rutland	8.0
West Salisbury	8.5
West Windsor	8.6
Weybridge	8.5
Wheelock	8.7
Whiting	8.0
Whitingham	7.8
Williamstown	8.7
Williston	8.0
Wilmington	7.9
Windham	7.9
Windsor	8.7
Winhall	8.6
Winooski	7.7
Wolcott	8.7
Woodbury	8.7
Woodford	7.9
Woodstock	8.6
Worcester	8.7

(2) *For No. 2, 3 and 4 distillate:*

	Cents per gallon
Tank wagon deliveries to consumers in quantities of 100 gallons or over	7.9
Tank wagon deliveries to consumers in quantities of less than 100 gallons	8.4

[Sec. 2.44 amended by Am. 10, 9 F.R. 5725, effective 5–31–44; Am. 12, 9 F.R. 6937, effective 7–31–44 and Am. 43, effective 4–10–46]

SEC. 2.45 *Washington*—(a) *Seattle and nearby areas.* Within the City of Seattle and the areas listed below maximum tank wagon prices for P. S. No. 200 fuel oil shall be as follows:

[Cents per gallon]

Areas	On deliveries of 39 gallons or less	On deliveries of 40 to 149 gallons	On deliveries of 150 gallons or more
In the city of Seattle and that area adjacent thereto lying as far north as Alderwood Manor and as far south as Auburn and east as far as the western shore of Lake Sammanish	8.55	7.55	6.55
Bainbridge Island	9.05	8.05	7.05
In the area due east of Lake Sammanish and extending as far east as Summit	9.05	8.05	7.05

[Paragraph (a) added by Am. 18, 9 F.R. 12530, effective 10–19–44]

(b) *Seattle Area.* In the Seattle Area[1] maximum prices for the products listed below shall be as follows:

(1) *F. o. b. tanker terminals*—(i) *On sales to the United States Armed Forces, Foreign Economic Administration and Federal Agencies making purchases under T. P. S. contracts.*[2]

Products	Loaded into tankers[3]	Loaded into barges[4]	Loaded into tank cars and tank truck and trailers (cents per gallon)	Loaded in to buyer's drums[4]
Kerosene[5]	6.50	6.625	6.75	7.50
Diesel fuel (U. S. Specification 2–102–c Grade C)	5.05	.....	.....	.....

[1] Tanker terminals at Point Wells, Edmonds, Seattle, and Tacoma, Washington, are within the Seattle Area.

[2] Maximum prices to other Federal agencies shall be established by application under section 8.3.

[3] When a purchaser of the class specified herein buys loaded into tankers and the seller must use trucks, truck and trailers or cars to move the product from his refinery or terminal to the loading point at which the sale is made, his maximum price shall be the sum of his truck and trailer f. o. b. refinery or terminal price, whichever is applicable, plus the actual transportation cost from his refinery or terminal to the loading point.

[4] For single lot deliveries under 6,500 gallons add 1½ of a cent per gallon.

[5] Prices cover only the product and the unloading, filling, stencilling and reloading of drums into transportation facilities.

[6] Includes all grades of solvent extracted or acid-treated kerosene.

[Paragraph (b) added, by Am. 31, 10 F.R. 10434, effective 8–29–45]

(2) For single lot deliveries of less than 100 gallons, the maximum price at each point stated in subparagraph (1) above shall be increased by .5 of a cent per gallon.

[Sec. 2.43 amended by Am. 43, effective 4–10–46]

SEC. 2.44 *Virginia*—(a) *Counties of Arlington and Fairfax.* In the above counties of the State of Virginia maximum prices shall be as follows:

(1) *For kerosene, No. 1 fuel oil and range oil:*

	Cents per gallon
Loaded into buyers' tank wagons	6.8
Tank wagon deliveries to resellers	9.3
Tank wagon deliveries to consumers in quantities of 25 gallons or over	9.3
Tank wagon deliveries to consumers in quantities of less than 25 gallons	10.8

SEC. 2.46 *West Virginia.*

SEC. 2.47 *Wisconsin.*

SEC. 2.48 *Wyoming* — (a) *Cheyenne tank wagon area.* The maximum tank wagon price for kerosene shall be 9¢ per gallon.

SEC. 2.49. *Hawaii.*

SEC. 2.50 *Puerto Rico.*

SEC. 2.51 [Revoked]

[Sec. 2.51 revoked by Am. 8, 9 F.R. 4686, effective 5-8-44]

SEC. 2.52 *District of Columbia*—(a) *For tank wagon deliveries.* Maximum tank wagon prices shall be as follows:

(1) *For kerosene, No. 1 fuel oil and range oil.*

	Cents per gallon
Loaded into buyers' tank wagons	6 8
Tank wagon deliveries to resellers	9 3
Tank wagon deliveries to consumers in quantities of 25 gallons or over	9 3
Tank wagon deliveries to consumers in quantities of less than 25 gallons	10 8

(2) *For Nos. 2, 3 and 4 distillate fuel oils.*

	Cents per gallon
Tank wagon deliveries to consumers in quantities of 100 gallons or over	7 9
Tank wagon deliveries to consumers in quantities of less than 100 gallons	8 4

[Sec. 2.52 amended by Am. 12, 9 F.R. 8987, effective 7-31-44 and Am. 43, effective 4-10-46]

ARTICLE III—MAXIMUM PRICES FOR HEAVY FUEL OIL FOR AREAS NOT LIMITED TO A SINGLE STATE OR TERRITORY

SEC. 3.1 *Products and area covered*—(a) *Heavy fuel oil; definition of.* The term heavy fuel oil as used in this Article means any of the following products, except diesel fuels, provided such products fall within Commercial Standard Specifications for fuel oils as to flash point, water, and sediment:

(1) Crude oil sold to tank wagon resellers for resale as fuel oil or gas enrichment oil or to consumers for use as fuel oil or gas enrichment oil;

(2) Residual fuel oil;

(3) Blends of (1) and (2) with each other;

(4) Blends of any of the foregoing with distillate fuel oils or other petroleum fractions.

(b) *Area covered.* The provisions of this article apply in the Continental United States (other than Petroleum Administration for War District V), Puerto Rico and the Virgin Islands of the United States.

[Paragraph (b) amended by Am. 24, 10 F.R. 739, effective 1-23-45]

SEC. 3.2 *Permissible increases for certain marketers*—(a) *On certain f. o. b. refinery shipments.* When made by an eligible marketer as defined in section 1.14 (j), the maximum price, on an f. o. b. refinery shipment from any point covered by section 3.4 to an ultimate destination other than in Petroleum Administration for War District 1, shall be the maximum f. o. b. refinery price established for the particular shipping point in such section plus 5.25 cents per barrel; or

(b) *On sales to governmental agencies pursuant to public bidding.* If bids are taken by a governmental agency on an f. o. b. shipping point price basis, then, on such a bid, if the bidder is an eligible marketer, as defined in section 1.14 (j), he may bid and charge, for an f. o. b. refinery shipment from any point covered by section 3.4 the maximum f. o. b. refinery price established for the particular shipping point in such section plus 10.5 cents per barrel: *Provided*, That the laid-down cost to such governmental agency does not exceed the sum of the maximum f. o. b. price of each person participating in the particular bidding as determined or established under any other section of this regulation for the shipping point from which each bidder proposes to make shipment plus the actual cost of transportation that would be incurred from such point to destination by such person.

SEC. 3.3 *Permissible brokerage charges to buyers.* The terms "broker," "eligible broker" and "brokerage commission" are defined in section 1.14 (k) of this regulation. Except as herein provided, a buyer may not be charged brokerage commission which will increase the buyer's cost on an f. o. b. refinery shipment from any point covered by section 3.4 to more than the maximum f. o. b. refinery price established for the particular shipping point in such section. When, however, an f. o. b. refinery shipment from any point covered by such section has been found or negotiated by an eligible broker or eligible brokers a buyer may be charged brokerage commission, which, added to the f. o. b. refinery price established for the particular shipping point under such section, will not increase the buyer's f. o. b. refinery cost to more than 5.25 cents per barrel above such maximum price.

SEC. 3.4 *Specific prices for heavy fuel oil f. o. b. certain shipping and delivery points*—(a) *No. 6 Commercial Standard Specification fuel oil.* The maximum prices for heavy fuel oil within the Price Areas described in (b) below and set forth in this section shall apply as follows:

(1) In bulk lots f. o. b. refineries and seaboard tanker terminals for shipment to any destination;

(2) In bulk lots f. o. b. river tanker terminals at Albany, New York, and the Mississippi River up to and including Baton Rouge, Louisiana, for shipment to any destination;

(3) In bulk lots f. o. b. any bulk storage on sales of crude oil for shipment to any destination;

(4) In bulk lots f. o. b. any bulk storage outside Petroleum Administration for War District 1 for shipment to ultimate destinations in Petroleum Administration for War District 1.

[Section and paragraph heading amended by Am. 35, 10 F.R. 13121, effective 10-27-45]

(b) *No. 6 Commercial Standard Specifications fuel oil:*

Price area:[1]	Per 42-gallon barrel[2]
A	$1.02
B	.97
C	.97
D	.97
E	1.14
F[3]	1.51
G	1.56
H[4]	1.74
I	1.77
J[5]	1.95
K	1.86
K-1	2.16
K-2	1.99
L	1.71
M	1.51
M-1	1.555
M-2	1.525
M-3	1.47
N	1.42
O	1.32
P	1.27
Q	1.22
R	1.15
S	.92
T	.99
U	.96
V	1.36
W	1.07

Footnotes at end of table.

[Table amended by Am. 17, 9 F.R. 10639, effective 9-1-44; Am. 30, 10 F.R. 9585, effective 8-1-45; Am. 32, 10 F.R. 11245, effective 9-1-45 and Am. 37, 10 F.R. 14397, effective 11-28-45]

[1] On sales f. o. b. refineries located at any point not covered by the price areas described in the above table sellers shall file a tentative price with the Petroleum Branch of the Office of Price Administration in Washington, D. C., in accordance with the requirements of section 8.3 of this regulation. Where an owner or operator of a refinery has established a maximum price pursuant to this footnote such maximum price may be used by other sellers and shall be subject to the special price provisions for certain sellers set forth in sections 3.2 and 3.3.

[Footnote 1 amended by Am. 31, 10 F.R. 10431, effective 8-29-45]

[2] Prices in that portion of this price area within the States of Illinois and Indiana shall not be applicable on sales to tank wagon resellers located in the metropolitan Chicago area. Maximum shipping point prices to such tank wagon resellers must be filed without regard to the other provisions of this regulation in accordance with the requirements of section 8.3 of this regulation.

[3] Quantity adjustments for water and sediment shall be made in accordance with No. 6 Commercial Standard requirements.

[4] [Revoked]

[Footnote 4 amended by Am. 17, 9 F.R. 10639, effective 9-1-44, and Am. 31; revoked by Am. 32, 10 F.R. 11245, effective 9-1-45]

[5] Prices in that portion of this price area within the County of Wayne shall not be applicable on sales to consumers when shipment is made to any point in the Counties of Wayne, Oakland, Macomb and Monroe.

[Footnote 5 added by Am. 24, 10 F.R. 739, effective 1-23-45]

[6] This price shall not be applicable on sales to tank wagon resellers when shipment is made to St. Louis, Missouri, or East St. Louis, Illinois, or bulk plants serving either of such cities. Maximum shipping point prices to such tank wagon resellers must be filed without regard to the other provisions of this regulation in accordance with the requirements of section 8.3 of this regulation.

[Footnote 6 added by Am. 26, 10 F.R. 3553, effective 4-7-45; amended by Am. 27, 10 F.R. 6936, effective 6-13-45]

Price Area A comprises Kansas, excluding, however, the area within a radius of 25 miles of Kansas City, Missouri.

B comprises Oklahoma, Arkansas, Louisiana (excluding, however, Gulf Coast ports and Mississippi River ports up to and including Baton Rouge), Texas (excluding, however, Gulf Coast ports and Panhandle which is defined hereby as the portion of Texas north of the southern boundaries of Parmer, Castro, Swisher, Briscoe, Hall and Childress and El Paso County).

C comprises New Mexico (excluding, however, Dona Ana County) and Texas Panhandle (which is defined hereby as the portion of Texas north of the southern boundaries of Parmer, Castro, Swisher, Briscoe, Hall, and Childress).

D comprises Texas Gulf Coast ports and Louisiana Gulf Coast ports and Mississippi River ports up to and including Baton Rouge.

E comprises the area within a radius of 25 miles of Kansas City, Missouri.

F comprises that part of Missouri within a radius of twenty-five miles of St. Louis, Missouri, and the following counties of Illinois: St. Clair, Madison, Montgomery, Bond, Clinton, Washington, Jefferson, Marion, Fayette, Shelby, Effingham, Clay, Wayne, Hamilton, Christian, White, Edwards, Wabash, Richland, Lawrence, Crawford, and Jasper.

G comprises the following counties of Kentucky: Union, Estill, Henderson, Daviess, Hancock, Breckinridge, Meade, Hardin, Bullitt, Jefferson and Oldham; and the following counties of Indiana: Posey, Vanderburgh, Warrick, Spencer, Perry, Crawford, Harrison, Floyd and Clark.

H comprises the following counties of Illinois: Lake, Cook, Du Page and Will; the following counties of Indiana: Lake, Porter and La Porte; and the State of Michigan (excluding, however, the counties of Wayne and Monroe).

I comprises the area within a radius of 25 miles of Indianapolis, Indiana; the following counties of Ohio: Hamilton, Clermont, Brown, Adams, Scioto, Lawrence, Gallia, Meigs; and the following counties of Kentucky: Boone, Kenton, Campbell, Pendleton, Bracken, Mason, Lewis, Greenup and Boyd.

J comprises the following counties of Michigan: Wayne and Monroe; and the following counties of Ohio: Lucas, Wood, Hancock, Putnam, Allen and Licking.

K comprises that part of Schedule D area which is within West Virginia.

[K amended by Am. 17, Am. 20,]

K 1 comprises the following counties of Ohio: Lorain, Medina, Cuyahoga, Summit, Stark, Portage, Geaugn, Lake, Ashtabula, Trumbull, Mahoning, and Columbiana.

[K 1 added by Am. 17]

K 2 comprises that part of Schedule D area which is within Pennsylvania.

[K 2 added by Am. 32, 10 F.R. 11245, effective 9-1-45; amended by Am. 36, 10 F.R. 13194, effective 11-1-45]

L comprises Albany, New York.

M comprises New York Harbor, Philadelphia Harbor, and Baltimore, Maryland.

[M amended by Am. 32]

M 1 comprises Portland, Maine, and Portsmouth, New Hampshire, and Boston, Massachusetts.

M 2 comprises Fall River, Massachusetts; Tiverton, Providence, Rhode Island; and New Haven, Connecticut.

M 3 comprises Norfolk, Virginia.

[M-1, M-2 and M-3 added by Am. 32, 10 F.R. 11245, effective 9-1-45 and amended by Am. 37, 10 F.R. 14397, effective 11-14-45]

M-4 [Deleted]

[M-4 added by Am. 32 and deleted by Am. 37]

N comprises Wilmington, North Carolina; Charleston, South Carolina; Savannah, Georgia; Jacksonville, Florida and Miami, Florida.

[N amended by Am. 30, 10 F.R. 9585, effective 8-1-45; Am. 32 and Am. 37]

N-1 [Deleted]

N-2 [Deleted]

N-3 [Deleted]

N-4 [Deleted]

[N-1 through N-4 added by Am. 32; deleted by Am. 37]

O comprises Tampa, Florida.

P comprises Pensacola, Florida.

Q comprises Mobile, Alabama.

R comprises Colorado.

S comprises Wyoming.

T comprises the Montana counties of Blaine, Fergus, Golden Valley, Stillwater and Carbon and counties of Montana east thereof.

U comprises the Montana counties of Hill, Chouteau, Judith Basin, Wheatland, Sweet Grass, Park and counties of Montana west thereof.

V comprises Utah.

W comprises Mississippi except Gulf Coast ports.

(c) *Delivered-at-destination by tanker*—(1) *To consumers.* The maximum delivered-at-destination price for No. 6 Commercial Standard Specification fuel oil delivered by tanker to a consumer's storage at a particular delivery point located in any one of the Price Areas from "L" through "O" inclusive, as defined in section 3.4 (b), shall be the price set forth for the particular price area in section 3.4 (b), less 5¢ per barrel.

(2) *To resellers.* The maximum delivered-at-destination price for No. 6 Commercial Standard Specification fuel oil delivered by tanker to a reseller's storage at a particular delivery point located in any one of the Price Areas from "L" through "O" inclusive, as defined in section 3.4 (b), shall be the price set forth for the particular price area in section 3.4 (b), less 10¢ per barrel.

[Paragraph (c) added and former (c) and (d) redesignated (d) and (e) by Am. 35, 10 F.R. 13121, effective 10-27-45]

(d) *Fuel oil required to meet No. 5 Commercial Standard Specification fuel oil only:*

Price area as described in (a)	Dollars per 42-gallon barrel
"D"	1.05

(e) *Navy grade special fuel oil.*

Price area[1] as described in section 3.4 (b):

	Per 42-gallon barrel
D	$1.05
M	1.59
M-1	1.635

[Paragraph (e), formerly (d), amended by Am. 32, 10 F.R. 11245, effective 9-1-45 and Am. 37, 10 F.R. 14397, effective 11-28-45]

(f) *Certain tanker maximum delivered prices by order for No. 5 Commercial Standard Specification fuel oil, other heavy fuel oils of lower viscosities than No. 6 Commercial Standard Specification fuel oil and heavy fuel oil when sold for use as gas enrichment oil.* The Administrator may establish by order a maximum price for any seller of any product described in the title of this sub-section (f) who delivers such product to purchaser's storage by tanker at an Eastern Seaboard Port. Such delivered-at-destination maximum price will bear the proper relationship to the maximum prices established in sections 3.4 (c) (1) and 3.4 (c) (2).

[Paragraph (f) added by Am. 35, 10 F.R. 13121, effective 10-27-45; corrected 10 F.R. 13811, effective 11-14-45]

SEC. 3.5 *Formula prices for both shipping and delivery points, No. 6 Commercial Standard Specifications fuel oil.* Except as provided in section 3.4 above, a seller's maximum price or prices at a particular shipping or delivery point for No. 6 Commercial Standard Specifications shall be the sum of his maximum price or prices for No. 6 Commercial Standard Specifications fuel oil as determined under other provisions of this regulation, other than prices approved under Article VIII[1] on a gravity scale basis, at such shipping or delivery point and the amount designated below:

Price area:	Amount of increase
AA[2]	0.12
BB	0.17
CC	0.06
DD	0.09
EE	0.20
FF	0.19
GG	0.16
HH	0.10
II	0.14

SEC. 3.6 *Formula prices for No. 5 Commercial Standard Specification fuel oil, other heavy fuel oils of lower viscosities than No. 6 Commercial Standard Specification fuel oil and heavy fuel oil when sold for use as gas enrichment oil.* A seller's maximum price or prices at a particular shipping or delivery point for heavy fuel oil which either meets No. 5 Commercial Standard Specification fuel oil or has a lower viscosity than No. 6 Commercial Standard Specification fuel oil or heavy fuel oil when sold for use as gas enrichment oil shall be determined as follows:

(a) If such heavy fuel oil is a grade that is specially required in the prosecution of the war such as Navy Grade Special, which was not being sold by a par-

[1] If a seller's maximum price for heavy fuel oil has been established prior to September 1, 1944 under Article VIII of this regulation, such seller's maximum price for No. 6 commercial standard specifications fuel oil shall be the price approved under such Article for such fuel oil of 13-15.9 API gravity less 30¢ per barrel. When such seller is supplied from one of the ports listed in footnote 2 he may, after making the foregoing computation, add the amount set forth opposite the applicable supplying port listed in footnote 2.

[Footnote 1 amended by Am. 32 and 33]

[2] When a particular delivery or shipping point is supplied from one of the following ports there may be added to the maximum price at such shipping or delivery point the amount set forth opposite the name of the supplying port, in addition to the 12 cents increase permitted in Price Area AA:

Port:	Amount of increase Per barrel (cents)
Albany, New York	4
New York Harbor	4
Philadelphia Harbor	4
Baltimore, Maryland	4
Portland, Maine	8.5
Portsmouth, New Hampshire	8.5
Boston, Massachusetts	8.5
Fall River, Massachusetts	5.5
Tiverton, Rhode Island	5.5
Providence, Rhode Island	5.5
New Haven, Connecticut	5.5

[Footnote 2 added by Am. 32, 10 F.R. 11245, effective 9-1-45; amended by Am. 33, 10 F.R. 12032, effective 9-1-45 and Am. 37, 10 F.R. 14397, effective 11-28-45]

ticular seller during the 60-day period preceding October 15, 1941 then such seller shall either adopt his maximum price for No. 6 Commercial Standard Specification as established in this Article III or he shall file a tentative maximum price in accordance with the provisions of section 8.3 of this regulation.

(b) If (a) above does not apply then a seller's maximum price or prices shall be the higher of the following: (1) the maximum price or prices established for such seller at such shipping or delivery point under this Article III for No. 6 Commercial Standard Specification fuel oil or (2) the maximum price at such shipping or delivery point for the same grade of fuel oil as determined or established under other provisions of this regulation except section 5.3.

[Paragraph (b) amended by Am. 23, effective 12-28-44]

[Article III amended by Am. 8, 9 F.R. 4686, effective 5-8-44; Am. 13, 9 F.R. 9402, effective 8-1-44; and as otherwise noted]

ARTICLE IV—SPECIFIC MAXIMUM PRICES FOR GASOLINES FOR AREAS WITHIN SINGLE STATES OR TERRITORIES OR THE DISTRICT OF COLUMBIA

(Prices stated in Article IV are exclusive of taxes)

Special section 1—Permissible increases for certain marketers—(a) *On certain f. o. b. refinery shipments.* On f. o. b. refinery shipments to ultimate destinations other than in Petroleum Administration for War District 1, when made by an eligible marketer, as defined in section 1.14 (j) of this regulation, the sum of ⅛ of a cent per gallon may be added to a maximum f. o. b. refinery price established for the particular shipping point under any other section of this Article IV; *or*

(b) *On sales to governmental agencies pursuant to public bidding.* If bids are taken by a governmental agency on an f. o. b. shipping point price basis then, on such a bid, if the bidder is an eligible marketer, as defined in section 1.14 (j), the sum of ¼ of a cent per gallon may be added to a maximum f. o. b. refinery price established for the particular shipping point under any other section of this Article IV: *Provided*, That the laid-down cost to such governmental agency does not exceed the sum of the maximum f. o. b. price of each person participating in the particular bidding as determined or established under any other section of this regulation for the shipping point from which each bidder proposes to make shipment plus the actual cost of transportation that would be incurred from such point to destination by such person.

Special section 2—Permissible brokerage charges to buyers. The terms "broker," "eligible broker" and "brokerage commission" are defined in section 1.14 (k) of this regulation. Except as herein provided, a buyer may not be charged brokerage commission which will increase the buyer's cost on an f. o. b. refinery shipment to more than the applicable f. o. b. refinery price established below in this Article IV. On f. o. b. refinery shipments found or negotiated by an eligible broker or eligible brokers a buyer may, however, be charged such brokerage commission which added to the applicable maximum f. o. b. refinery price established below in Article IV, will not increase the buyer's cost f. o. b. the particular refinery to more than ⅛ of a cent per gallon above the said maximum f. o. b. refinery price.

Special section 3—Computation of maximum price of natural gasoline of an intermediate R. V. P. In any case where a table of maximum prices for natural gasoline is established in this Article IV and the vapor pressure of a particular natural gasoline is between any two R. V. P.'s specified in such table, then the maximum price of such natural gasoline shall be proportionate between the maximum prices for the next higher and next lower R. V. P.'s as specified in the particular table. When mutually agreeable, however, a buyer and a seller may allow a tolerance not to exceed .5 R. V. P. above or below the R. V. P. of the particular natural gasoline without making the adjustment provided above.

[Special section 3 added by Am. 19, 9 F.R. 12591, effective 10-23-44]

Special section 4—Maximum prices for certain grades of gasoline made to United States Army specifications. Maximum prices other than tank wagon prices established under Article IV are inapplicable to sales of any grade of gasoline which meets all United States Army Grade 2-103-B specifications except those with respect to tetraethyl lead, octane rating or color, and to sales of United States Army grades 2-116 and 2-114 when any of such grades of automotive gasoline are sold to the United States Armed Forces, Foreign Economic Administration and Federal agencies making purchases under T. P. S. contracts. Maximum prices for such sales of these grades of gasoline must be established pursuant to section 8.3.

[Special section 4 added by Am. 23, effective 12-28-44; amended by Am. 25, 10 F.R. 2080, effective 2-26-45]

Special section 5—[Revoked]

[Special section 5 added by Am. 32, 10 F.R. 11245, effective 9-1-45 and revoked by Am. 43, effective 4-10-46]

SEC. 4.1 *Alabama.*

SEC. 4.2 *Arizona.*

SEC. 4.3 *Arkansas*—(a) *El Dorado area*—(1) *Automotive gasoline.* In the El Dorado area, comprising the counties of Miller, Hempstead, Lafayette, Nevada, Columbia, Ouachita, Calhoun and Union, maximum prices of automotive gasoline according to the specifications listed below, f. o. b. refineries [1] and loaded into tank cars, motor transports and pipe lines [2] for shipment to the destinations indicated below [3] shall be as follows:

[Cents per gallon]

Specifications	For shipment to ultimate destinations		
	Column 1	Column 2	Column 3
	Ariz., Ark., Colo., La., N. Mex., Okla., and Texas	PAW District 1	Other States
Automotive Gasoline:			
78 Oct. ASTM and above	7.00	6.75	6.625
80 Oct. 1939 Research	6.25	6.00	6.125
72-74 Oct. ASTM	6.0	5.75	5.875
70-71 Oct. ASTM	5.875	5.625	5.75
63-66 Oct. ASTM	5.625	5.25	5.50
60-62 Oct. ASTM and below	5.25	5.00	5.125

[Subparagraph (1) amended by Am. 16, 9 F.R. 9896, effective 8-15-44; Am. 24, 10 F.R. 739, effective 1-23-45 and Am. 43, effective 4-10-46]

(2) *Natural gasoline.* Maximum prices for natural gasoline in bulk lots f. o b. shipping points in the El Dorado area, as defined in subparagraph (1) above, for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

R. V. P.	Cents per gallon
26	5.16
24	5.38
22	5.61
20	5.83
18	6.06
16	6.28
14	6.78
12	7.18

[Subparagraph (2) added by Am. 19, 9 F.R. 12591, effective 10-23-44]

(3) *Aviation gasoline.* In the El Dorado Area, as the same is defined in subparagraph (1) above, maximum prices of aviation gasoline, in bulk lots f. o. b. refineries shall be as follows:

[Cents per gallon]

Grades	To class 1 [4] purchasers	To class 2 [5] purchasers	To class 3 [6] purchasers
62-65 Oct. ASTM	7.125	7.25	7.5
73 Oct. ASTM	7.375	7.50	7.75
80 Oct. ASTM	7.625	8.0	8.25

[4] Class 1 purchasers are refiners, the United States Government or any agency thereof, and buyers purchasing for ultimate shipment to Petroleum Administration for War District 1.

[5] Class 2 purchasers are resellers not included in Class 1, except airport dealers.

[6] Class 3 purchasers are consumers not included in Class 1 and airport dealers.

[Footnotes 2 and 3 amended by Am. 26, 10 F.R. 3553, effective 4-7-45]

[Subparagraph (3) added by Am. 24, 10 F.R. 739, 1146, effective 1-23-45 and amended by Am. 43, effective 4-10-46]

Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[1] Column 1 prices also apply to ultimate destinations in the States of Alabama, Mississippi, Tennessee, and the counties of Cape Girardeau, Dunklin, Wayne, Pemiscot, Scott, New Madrid, Butler, Bullinger, Stoddard and Mississippi in the State of Missouri.

[2] Column 2 prices apply to all shipping points within the designated area for shipments to ultimate destinations in Petroleum Administration for War District 1.

[3] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipe lines with

Tank wagon area	Grade		
	Premium	Regular	Third grade
	Cents per gallon	*Cents per gallon*	*Cents per gallon*
Alamosa	12.5	11.0	9.5
Antonito	12.5	11.0	9.5
Blanca	12.5	11.0	9.5
Center	12.5	11.0	9.5
Creede (except Lake City)	13.0	11.5	10.0
Del Norte	13.0	11.5	10.0
Jarosa	12.5	11.0	9.5
Monte Vista	12.5	11.0	9.5

[Paragraph (a) added by Am. 4, 9 F.R. 3849, effective 4-14-44. Table amended by Am. 11, effective 7-1-44]

(b) *Dolores and Mancos tank wagon areas.* Maximum tank wagon prices of automotive gasoline to dealers and consumers in the Dolores and Mancos tank wagon areas in the State of Colorado shall be as follows:

Cents per gallon

Premium grade 13.5
Regular grade 12.0
Third grade 11.0

[Paragraph (b) added by Am. 14, 9 F.R. 9717, effective 8-14-44]

(c) *Northeastern Colorado.* Maximum tank wagon prices of automotive gasoline to dealers and consumers in the tank wagon areas listed below shall be as follows:

[Cents per gallon]

Tank wagon area	Premium grade	Regular grade	Third grade
Sterling	11.5	10	9
Stoneham	11.5	10	9
Grover	11.5	10	9
Wiggins	11.5	10	9
Dietz	11.5	10	9
Crook	11.5	10	9
Sedgwick	11.5	10	9
Julesburg	11.5	10	9
Holyoke	11.5	10	9
Paoli	11.5	10	9
Haxtun	11.5	10	9
Fleming	11.5	10	9
Padroni	11.5	10	9

[Table corrected, 10 F.R. 1146, effective 2-3-45; amended by Am. 26, 10 F.R. 3553, effective 4-7-45]

[Paragraph (c) added by Am. 24, 10 F.R. 739, effective 1-23-45]

SEC. 4.6 *Connecticut.*

SEC. 4.7 *Delaware.*

SEC. 4.8 *Florida.*

SEC. 4.9 *Georgia.*

SEC. 4.10 *Idaho.*

(b) *Fort Smith tank wagon area.* Maximum tank wagon prices of automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	9.00
Regular grade to consumers	9.00
Third grade to dealers	6.25
Third grade to consumers	6.25

(c) *Little Rock tank wagon area.* Maximum tank wagon prices of automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	9.5
Regular grade to consumers	9.5
Third grade to dealers	7.00
Third grade to consumers	7.00

(d) *Texarkana tank wagon area.* Maximum tank wagon prices of automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	9.00
Regular grade to consumers	9.00
Third grade to dealers	7.5
Third grade to consumers	7.5

SEC. 4.4 *California.*—(a) *Los Angeles and San Francisco Bay Areas.* In the Los Angeles Area comprising the Counties of Los Angeles and Orange, maximum prices for automotive gasoline, according to the grades listed below, shall be as follows:

(1) *F. o. b. refineries—(i) On sales to the United States Armed Forces, Foreign Economic Administration and Federal Agencies making purchases under T. P. S. contracts.* [1]

[Cents per gallon]

Grades	To the Los Angeles area		To the San Francisco Bay area		Other areas of California, Arizona, and Nevada	
	Loaded into tank cars or truck and trailers	Loaded into buyer's drums [2]	Loaded into tank cars or truck and trailers	Loaded into buyer's drums [2]	Loaded into tank cars or truck and trailers	Loaded into buyer's drums [2]
First structure	6.875	7.625	7.0	7.75	7.50	8.25
Second structure	5.875	6.625	6.0	6.75	6.50	7.0
Third structure	5.625	6.375	5.75	6.50	6.25	7.0

[1] Maximum prices to other Federal Agencies shall be established by application under section 8.3.

[2] Prices cover only the product and the unloading, filling, stencilling and reloading of drums into transportation facilities.

[Sec. 4.4 amended by Am. 18, 9 F.R. 12530, effective 10-19-44; Am. 23, 9 F.R. 14944, effective 12-28-44; Am. 32, 10 F.R. 11245, effective 9-1-45 and Am. 43, effective 4-10-46]

SEC. 4.5 *Colorado.*

(a) *San Luis Valley; tank wagon prices.* Maximum tank wagon prices of automotive gasoline to dealers and consumers shall be as follows:

[Cents per gallon]

Grades	Loaded into tank cars [1]	Loaded into barges [1]	Loaded into tank cars or truck and trailers	Loaded into buyer's drums [2]
First structure	6.625	6.75	6.875	7.625
Second structure	5.625	5.75	5.875	6.625
Third structure	5.375	5.50	5.625	6.375

[1] Maximum prices to other Federal agencies shall be established by application under section 8.3.

[2] When a purchaser of the class specified herein buys loaded into tankers and the seller must use trucks, truck and trailers or tank cars to move the product from his refinery or terminal to the loading point at which the sale is made, his maximum price shall be the sum of his truck and trailer f. o. b. refinery or terminal price whichever is applicable, plus the actual transportation cost from his refinery or terminal to the loading point.

[1] For single lot deliveries under 6,500 gallons add ¼ of a cent per gallon.

[2] Prices cover only the product and the unloading, filling, stencilling and reloading of drums into transportation facilities.

(b) *Coastal Area.* In the Coastal Area comprising Ventura and Santa Barbara Counties, Maximum Prices for automotive gasoline, according to the grades listed below, shall be as follows:

(1) *F. o. b. refineries*—(i) *On sales to the United States Armed Forces, Foreign Economic Administration and Federal Agencies making purchases under T. P. S. contracts.* [1]

[Cents per gallon]

Grades	Loaded into tankers [2]	Loaded into barges [2]	Loaded into tank cars or truck and trailers	Loaded into buyer's drums [3]
First structure	6.75	6.875	7.0	7.75
Second structure	5.75	5.875	6.0	6.75
Third structure	5.50	5.625	5.75	6.50

[1] Maximum prices to other Federal agencies shall be established by application under section 8.3.

[2] When a purchaser of the class specified herein buys loaded into tankers and the seller must use trucks, truck and trailers or tank cars to move the product from his refinery or terminal to the loading point at which the sale is made, his maximum price shall be the sum of his truck and trailer f. o. b. refinery or terminal price whichever is applicable, plus the actual transportation cost from his refinery or terminal to the loading point.

[3] For single lot deliveries under 6,500 gallons add ¼ of a cent per gallon.

[4] Prices cover only the product and the unloading, filling, stencilling, and reloading of drums into transportation facilities.

SEC. 4.11 *Illinois*—(a) *Quincy tank wagon area.* Maximum tank wagon prices of automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	9.4
Regular grade to consumers	10.9
Premium grade to dealers	10.9

(b) *Central Illinois area.* (1) *Automotive gasoline.* In the counties of St. Clair, Clark, Franklin, Madison, Montgomery, Bond, Clinton, Washington, Jefferson, Marion, Fayette, Shalby, Effingham, Clay, Wayne, Hamilton, Christian, White, Edwards, Wabash, Richland, Lawrence, Crawford, and Jasper in the State of Illinois, the maximum prices of automotive gasoline according to the specifications listed below, in bulk lots f. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.00
72–74 Oct. ASTM	7.25
70–71 Oct. ASTM	7.125
63–66 Oct. ASTM	6.875
60–62 Oct. ASTM and below	6.50

[Subparagraph (1) amended by Am. 16, 9 F.R. 9896, effective 8–15–44; Am. 19, 9 F.R. 12591, effective 10–23–44 and Am. 43, effective 4–10–46]

(2) *Natural gasoline.* Maximum prices of natural gasoline in bulk lots f. o. b. shipping points in the Central Illinois area, as defined in subparagraph (1) above, for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

R. V. P.	Cents per gallon
26	6.00
24	6.24
22	6.47
20	6.71
18	6.95
16	7.19
14	7.71
12	8.14

[Subparagraph (2) added by Am. 19, 9 F.R. 12591, effective 10–23–44]

(c) *Counties of Lake, Cook, DuPage and Will in the State of Illinois.* In the following counties of the State of Illinois: Lake, Cook, DuPage, and Will, the maximum prices of automotive gasoline according to the specifications listed below in bulk lots f. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.25
72–74 Oct. ASTM	7.50
70–71 Oct. ASTM	7.375
63–66 Oct. ASTM	7.125
60–62 Oct. ASTM and below	6.75

[Paragraph (c) amended by Am. 16, 9 F.R. 9896, effective 8–15–44; Am. 23, 9 F.R. 14944, effective 12–28–44 and Am. 43, effective 4–10–46]

SEC. 4.12 *Indiana*—(a) *Counties of Lake, Porter, and La Porte in the State of Indiana.* In the following counties in the State of Indiana: Lake, Porter and La Porte, the maximum prices of automotive gasoline according to the specifications listed below in bulk lots f. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.375
72–74 Oct. ASTM	7.375
70–71 Oct. ASTM	7.25

(2) *For shipments to ultimate destinations other than Petroleum Administration for War District 1.* Maximum prices of automotive gasoline, according to the specifications listed below, loaded into barges f. o. b. refineries in the above counties for shipment to destinations other than Petroleum Administration for War District 1 shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.25
72–74 Oct. ASTM	7.25
70–71 Oct. ASTM	7.125

(c) *Indianapolis Area.* In the Indianapolis area comprised of that part of the State of Indiana which is within a radius of 25 miles of the center of Indianapolis, Indiana, maximum prices for automotive gasoline according to the specifications listed below in bulk lots f. o. b. shipping points in such area for shipment to ultimate destinations in Petroleum Administration for War District 1 or the State of Michigan shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.625
72–74 Oct. ASTM	7.625
70–71 Oct. ASTM	7.50

[Sec. 4.12 amended by Am. 4, 9 F.R. 3849, effective 4–14–44; Am. 16, 9 F.R. 9896, effective 8–15–44 and Am. 43, effective 4–10–46]

SEC. 4.13 *Iowa*—(a) *Des Moines tank wagon area.* Maximum tank wagon prices of automotive gasoline shall be:

	Cents per gallon
Premium grade to dealers	11.4
Premium grade to consumers	13.4
Regular grade to dealers	9.9
Regular grade to consumers	11.4
Third grade to dealers	9.4
Third grade to consumers	10.4

SEC. 4.14 *Kansas*—(a) *State of Kansas (except Kansas City area)*—(1) *Automotive gasoline.* In the State of Kansas, except that part of the state which is within a radius of 25 miles of the center of Kansas City, Missouri, maximum prices [1] of automotive gasoline according to the specifications listed below f. o. b. refineries and pipe line terminals [2] and loaded into tank, cars, motor transports and pipe lines [3] for shipment to the destinations indicated below shall be as follows:

[Cents per gallon]

Specifications	For shipment to ultimate destinations		
	Column 1 Kansas	Column 2 PAW District 1	Column 3 Other States
Automotive Gasoline:			
78 Oct. ASTM and above	7.3	6.875	6.95
72–74 Oct. ASTM	6.3	6.125	6.2
70–71 Oct. ASTM	6.2	6.00	6.10
63–66 Oct. ASTM	5.9	5.75	5.83
60–62 Oct. ASTM and below	5.5	5.375	5.45

[1] Column 3 prices do not apply at Shallow Water and Phillipsburg.

[2] Column 2 applies to all other shipping points in the area covered by this section 4.14 (a).

[3] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipelines with Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[Subparagraph (1) amended by Am. 16, 9 F.R. 9896, effective 8–15–44 and Am. 43, effective 4–10–46]

(2) *Natural gasoline.* Maximum prices of natural gasoline in bulk lots f. o. b. shipping points in the State of Kansas, except in that part of the state which is within a radius of 25 miles of the center of Kansas City, Missouri, for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

R. V. P.	Cents per gallon
26	4.88
24	5.12
22	5.35
20	5.59
18	5.83
16	6.07
14	6.59
12	7.02

[Subparagraph (2) added by Am. 19, 9 F.R. 12591, effective 10–23–44]

(b) *Kansas City area.* In that part of the State of Kansas which is within a radius of 25 miles of the center of Kansas City, Missouri, the maximum prices of automotive gasoline according to the specifications listed below in bulk lots f. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	7.375
72–74 Oct. ASTM	6.625
70–71 Oct. ASTM	6.50
63–66 Oct. ASTM	6.25
60–62 Oct. ASTM and below	5.875

[Paragraph (b) amended by Am. 16; and Am. 43, effective 4–10–46]

SEC. 4.15 *Kentucky.*—(a) *Counties of Union, Henderson, Daviess, Hancock, Breckinridge, Meade, Hardin, Bullitt, Jefferson and Oldham*—(1) *For shipments to ultimate destinations in Petroleum Administration for War District 1.* Maximum prices of automotive gasoline, according to the specifications listed below, in bulk lots f. o. b. shipping points in the above counties for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.375
72–74 Oct. ASTM	7.375
70–71 Oct. ASTM	7.25

(2) *For shipments to ultimate destinations other than Petroleum Administration for War District 1.* Maximum prices of automotive gasoline, according to the specifications listed below, loaded into barges f. o. b. refineries in the above counties for shipment to destinations other than Petroleum Administration for War District 1 or the State of Michigan shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.25
72–74 Oct. ASTM	7.25
70–71 Oct. ASTM	7.125

[Paragraph (a) amended by Am. 4, 9 F.R. 3840, effective 4–14–44; Am. 16, 9 F.R. 9896, effective 8–15–44 and Am. 43, effective 4–10–46]

(b) *Henderson tank wagon area.* Maximum tank wagon prices of automotive gasoline shall be:

	Cents per gallon
Premium grade	11.5
Regular grade	10.0
Third grade	9.0

[Paragraph (b) added and former (b) redesignated (c) by Am. 11, effective 7–1–44]

(c) *Counties of Boone, Kenton, Campbell, Pendleton, Bracken, Mason, Lewis, Greenup, and Boyd.* Maximum prices of automotive gasoline according to the specifications listed below in bulk lots f. o. b shipping points in the above counties for shipment to ultimate destinations in Petroleum Administration for War District 1 or the State of Michigan shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.625
72–74 Oct. ASTM	7.625
70–71 Oct. ASTM	7.5

[Paragraph (c) amended by Am. 16, 9 F.R. 9896, effective 8–15–44 and Am. 43, effective 4–10–46]

(d) *Dizon.* Maximum tank wagon prices of the grades of gasoline listed below shall be as follows:

	Cents per gallon
Premium grade	11.5
Regular grade	10.0

[Paragraph (d) added by Am. 12, 9 F.R. 8987, effective 7–31–44]

SEC. 4.16 *Louisiana*—(a) *Louisiana Gulf Coast ports and New Orleans Area shipping points*—(1) *Automotive gasoline.* At Louisiana Gulf Coast ports [1] and New Orleans Area [2] [3] shipping points maximum prices of automotive gasoline in bulk lots f. o. b. refineries and tanker terminals shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	6.75
80 Oct. 1939 Research leaded (max. 2 cc)	6.00
72–74 Oct. ASTM	5.75
70–71 Oct. ASTM	5.625
68–69 Oct. ASTM	5.50
65–67 Oct. ASTM	5.25
60–64 Oct. ASTM and below	5.00

[1] When loaded into pipe line (see note 4), tank car, motor transport or tank wagon for shipment to ultimate destinations other than in District 1 (see note 4 below), seller may charge prices in this table or his maximum prices under other sections of this regulation, whichever may be higher.

[2] When loaded into barge, pipe line (see note 4 below), tank car, motor transport or tank wagon for shipment to ultimate destinations other than in District 1, seller may charge prices in this table or his maximum prices under other sections of this regulation, whichever may be higher.

[3] New Orleans Area means Mississippi River ports up to and including Baton Rouge.

[4] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipe lines with Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[Subparagraph (1) corrected 10 F.R. 1146, effective 2–3–45; amended by Am. 25, 10 F.R. 2080, effective 2–26–45 and Am. 43, effective 4–10–46]

(2) *Aviation gasoline.* At Louisiana Gulf Coast ports and New Orleans Area [1] shipping points maximum prices [2] of aviation gasoline in bulk lots f. o. b. refineries and tanker terminals shall be as follows:

[Cents per gallon]

Grades	To class 1 [3] purchasers	To class 2 [4] purchasers	To class 3 [5] purchasers
62–65 Oct. ASTM	[6] 7.00	7.25	7.50
73 Oct. ASTM	[6] 7.25	7.50	7.75
80 Oct. ASTM	[6] 7.50	8.00	8.25

[1] New Orleans Area means Mississippi River ports up to and including Baton Rouge.

[2] If deliveries f. o. b. tanker terminals to the United States Government or any agency thereof involve extraordinary transportation or loading expenses a seller may file a written application for approval of a higher maximum price with the Petroleum Branch of the Office of Price Administration, Washington, D. C., but may not charge more than the applicable maximum price set forth above without a written order from the Price Administrator.

[3] Class 1 purchasers are refiners, the United States Government or any agency thereof, and buyers purchasing for ultimate shipment to Petroleum Administration for War District 1.

[4] Class 2 purchasers are resellers not included in Class 1 except airport dealers.

[5] Class 3 purchasers are consumers not included in Class 1 and airport dealers.

[6] When the product is loaded into tank cars or tank trucks, add 0.125¢ per gallon on sales to Class 1 purchasers.

[Subparagraph (2) amended by Am. 26, 10 F.R. 3553, effective 4–7–45 and Am. 43, effective 4–10–46]

[Paragraph (a) amended by Am. 16, 9 F.R. 9896, effective 8–15–44; Am. 24, 10 F.R. 739, 1146, effective 1–23–45 and as otherwise noted]

(b) *Shreveport area*—(1) *Automotive gasoline.* In the Shreveport area, comprising the parishes of Caddo, Bossier, Webster, De Soto and Red River, maximum prices of automotive gasoline according to the specifications listed below f. o. b. refineries [1] and loaded into tank cars, motor transports and pipe lines [2] for shipment to the destinations indicated below [3] shall be as follows:

[1] Column 2 prices apply to all shipping points within the Shreveport area for shipments to ultimate destinations in Petroleum Administration for War District 1.

[2] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipe lines with Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[3] Column 1 prices also apply to ultimate destinations in the State of Alabama, Mississippi, Tennessee, and the Counties of Cape Girardeau, Dunklin, Wayne, Perniscot, Scott, New Madrid, Butler, Bollinger, Stoddard and Mississippi in the State of Missouri.

[Cents per gallon]

	For shipment to ultimate destinations		
	Column 1	Column 2	Column 3
	Ariz., Ark., Colo., La., N. Mex., Okla., and Texas	PAW District 1	Other States
Automotive Gasoline:			
78 Oct. ASTM and above	7.00	6.75	6.625
80 Oct. 1939 Research	6.25	6.00	6.125
72–74 Oct. ASTM	6.00	5.75	5.875
70–71 Oct. ASTM	5.875	5.625	5.75
63–66 Oct. ASTM	5.625	5.25	5.50
60–62 Oct. ASTM and below	5.25	5.00	5.125

[Paragraph (b) amended by Am. 16, 9 F. R. 9896, effective 8–15–44; Am. 24, 10 F.R. 739, effective 1–23–45; Am. 26, 10 F.R. 3553, effective 4–7–45 and Am. 43, effective 4–10–46]

(c) *North Louisiana.* In the North Louisiana area comprising the parishes of Bossier, Caddo, Claiborne, De Soto, Lincoln, Ouachita, Red River and Webster, maximum prices of natural gasoline in bulk lots f. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

R. V. P.	Cents per gallon
26	5.16
24	5.38
22	5.61
20	5.83
18	6.06
16	6.28
14	6.78
12	7.18

[Paragraph (c) added by Am. 19, 9 F.R. 12591, effective 10–23–44]

SEC. 4.17 *Maine.*

SEC. 4.18 *Maryland.*

SEC. 4.19 *Massachusetts.*

SEC. 4.20 *Michigan*—(a) *State of Michigan except Wayne and Monroe Counties*—(1) *F. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1.* In the State of Michigan, except in Wayne and Monroe Counties, the maximum prices of automotive gasoline according to the specifications listed below in bulk lots f. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct ASTM and above	8.75
72–74 Oct. ASTM	7.75
70–71 Oct. ASTM	7.625
67–69 Oct. ASTM	7.00
Straight Run [1]	6.00

[1] The above maximum price for straight run gasoline when sold as automotive gasoline is also the maximum price when straight run gasoline is sold for use as either stove and lamp gasoline or naphtha, tractor fuel, charging stock (see section 5.1 (e) (5)), or blending naphtha (see section 5.1 (h)).

(2) *F. o. b. refineries for shipment to ultimate destinations other than in Petroleum Administration for War District 1.* In the State of Michigan, except in Wayne and Monroe Counties, the maximum prices of automotive gasoline according to the specifications listed below, in bulk lots f. o. b. refineries for shipment to ultimate destinations other than in Petroleum Administration for War District 1, shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	9.25
72–74 Oct. ASTM	8.25
70–71 Oct. ASTM	8.125
67–69 Oct. ASTM	7.50
Straight Run [1]	6.00

[1] The above maximum price for straight run gasoline when sold as automotive gasoline is also the maximum price when straight run gasoline is sold for use as either stove and lamp gasoline or naphtha, tractor fuel, charging stock (see section 5.1 (e) (5)), or blending naphtha (see section 5.1 (h)).

(b) *Wayne and Monroe Counties*—(1) *F. o. b. shipping points for shipment to ultimate destination in Petroleum Administration for War District 1.* In Wayne and Monroe Counties in the State of Michigan, maximum prices of automotive gasoline according to the specifications listed below, in bulk lots f. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1, shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	9.0
72–74 Oct. ASTM	8.0
70–71 Oct. ASTM	7.875
67–69 Oct. ASTM	7.25
Straight Run [1]	6.00

[1] The above maximum price for straight run gasoline when sold as automotive gasoline is also the maximum price when straight run gasoline is sold for use as either stove and lamp gasoline or naphtha, tractor fuel, charging stock (see section 5.1 (e) (5)), or blending naptha (see section 5.1 (h)):

(2) *City of Detroit only, f. o. b. refineries for shipment to ultimate destinations other than in Petroleum Administration for War District 1.* Within the city limits of Detroit, maximum prices of automotive gasoline, according to the specifications listed below, in bulk lots f. o. b. refineries for shipment to ultimate destinations other than in Petroleum Administration for War District 1, shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	9.125
72–74 Oct. ASTM	8.125
70–71 Oct. ASTM	8.0

[Sec. 4.20 amended by Am. 16, 9 F.R. 9896, effective 8–15–44; Am. 29, 10 F.R. 8900, effective 7–23–45 and Am. 43, effective 4–10–46]

SEC. 4.21 *Minnesota.*

SEC. 4.22 *Mississippi.*

SEC. 4.23 *Missouri*—(a) *St. Louis area.* Within the City of St. Louis, Missouri and that part of the State of Missouri which is within a radius of 25 miles of St. Louis, Missouri, the maximum prices of automotive gasoline according to the specifications listed below in bulk lots f. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.00
72–74 Oct. ASTM	7.25
70–71 Oct. ASTM	7.125
63–66 Oct. ASTM	6.875
60–62 Oct. ASTM and below	6.50

[Paragraph (a) amended by Am. 16, 9 F.R. 9896, effective 8–15–44 and Am. 43, effective 4–10–46]

(b) *Kansas City area.* In that part of the State of Missouri which is within a radius of 25 miles of the center of Kansas City, Missouri, the maximum prices of automotive gasoline according to the specifications listed below in bulk lots f. o. b. shipping points for shipment to ultimate destinations in Petroleum Administration for War District 1, shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	7.375
72–74 Oct. ASTM	6.625
70–71 Oct. ASTM	6.50
63–66 Oct. ASTM	6.25
60–62 Oct. ASTM and below	5.875

[Paragraph (b) amended by Am. 1, 9 F.R. 2405, effective 2–28–44; Am. 16; and Am. 43, effective 4–10–46]

(c) *City of St. Louis.* In the City of St. Louis the maximum delivered-at-destination price for 72–74 Octane ASTM gasoline delivered in tank cars and transport trucks to consumers shall be 7.51¢ per gallon.

[Paragraph (c) originally added as Sec. 4.11 (d) by Am. 15, 9 F.R. 10046, effective 8–22–44. Renumbered Sec. 4.23 (c) and amended by Am. 17, 9 F.R. 10639, effective 9–1–44 and Am. 43, effective 4–10–46]

SEC. 4.24 *Montana*—(a) *Billings tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	12
Regular grade to consumers	12
Third grade to dealers	11
Third grade to consumers	11

(b) *Butte tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	11.5
Regular grade to consumers	11.5
Third grade to dealers	10.5
Third grade to consumers	10.5

(c) *Great Falls tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	12
Regular grade to consumers	12
Third grade to dealers	11
Third grade to consumers	11

(d) *Helena tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	12
Regular grade to consumers	12
Third grade to dealers	11
Third grade to consumers	11

SEC. 4.25 *Nebraska.*

SEC. 4.26 *Nevada.*

SEC. 4.27 *New Hampshire.*

SEC. 4.28 *New Jersey.*

SEC. 4.29 *New Mexico*—(a) *Roswell tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	10
Regular grade to consumers	10
Third grade to dealers	9
Third grade to consumers	9

(b) *San Luis Valley; tank wagon prices.* Maximum tank wagon prices of automotive gasoline to dealers and consumers in that part of northern New Mexico which is within the tank wagon areas of either Antonita, Colorado, or Jaroso, Colorado, shall be as follows:

	Cents per gallon
Premium grade	12.5
Regular grade	11.0
Third grade	9.5

[Paragraph (b) added by Am. 4, 9 F.R. 3849, effective 4–14–44]

(c) *Farmington tank wagon area.* Maximum tank wagon prices of automotive gasoline shall be as follows:

	Cents per gallon
Premium grade	12.0
Regular grade	10.5
Third grade	9.5

(d) *Aztec tank wagon area.* Maximum tank wagon prices of automotive gasoline shall be as follows:

	Cents per gallon
Premium grade	12.5
Regular grade	11.0
Third grade	10.0

[Paragraphs (c) and (d) added by Am. 14, 9 F.R. 9717, effective 8–14–44]

(e) *Lea County*—(1) *Natural gasoline.* Maximum prices for natural gasoline in bulk lots f. o. b. shipping points in Lea County, New Mexico for shipment to ultimate destinations in Petroleum Administration for War District 1, shall be as follows:

R. V. P.	Cents per gallon
26	4.50
24	4.72
22	4.95
20	5.17
18	5.40
16	5.62
14	6.12
12	6.52

[Paragraph (e) added by Am. 19, 9 F.R. 12591, effective 10–23–44]

SEC. 4.30 *New York.*

SEC. 4.31 *North Carolina.*

SEC. 4.32 *North Dakota*—(a) *Fargo tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	11.4

SEC. 4.33 *Ohio*—(a) *Geneva tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Premium grade to dealers	11
Premium grade to consumers	14
Regular grade to dealers	9.5
Regular grade to consumers	12
Third grade to dealers	9.5
Third grade to consumers	12

(b) *Counties of Cuyahoga, Lorain, Medina, Summit, Stark, Portage, Geauga, Lake, Ashtabula, Trumbull, Mahoning, and Columbiana.* Maximum prices of automotive gasoline according to the specifications listed below in bulk lots f. o. b. shipping points in the above counties for shipment to ultimate destinations in Petroleum Administration for War District 1 and the State of Michigan shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.75
72–74 Oct. ASTM	7.75
70–71 Oct. ASTM	7.625

(c) *Counties of Allen, Hancock, Lucas, Putnam, Wood and Licking.* Maximum prices of automotive gasoline according to the specifications listed below in bulk lots f. o. b. shipping points in the above counties for shipment to ultimate destinations in Petroleum Administration for War District 1 and the State of Michigan shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.75
72–74 Oct. ASTM	7.75
70–71 Oct. ASTM	7.50

(d) *Counties of Hamilton, Clermont, Brown, Adams, Scioto, Lawrence, Gellia and Meigs.* Maximum prices of automotive gasoline according to the specification listed below in bulk lots f. o. b. shipping points in the above counties for shipment to ultimate destinations in Petroleum Administration for War District 1 and the State of Michigan shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	8.625
72–74 Oct. ASTM	7.625
70–71 Oct. ASTM	7.50

[Paragraphs (b), (c) and (d) amended by Am. 16, 9 F.R. 9896, effective 8–15–44 and Am. 43, effective 4–10–46]

SEC. 4.34 *Oklahoma*—(a) *State of Oklahoma*—(1) *Automotive gasoline.* Maximum prices of automotive gasoline, according to the specifications listed below, in bulk lots, f. o. b. refineries in the State of Oklahoma, loaded into tank cars, motor transports and pipe lines shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	6.750
72–74 Oct. ASTM	6.00
70–71 Oct. ASTM	5.875
63–66 Oct. ASTM	5.625
60–62 Oct. ASTM and below	5.250

[Subparagraph (1) amended by Am. 16, 9 F.R. 9896, effective 8–15–44; Am. 20, 9 F.R. 13522, effective 11–15–44 and Am. 43, effective 4–10–46]

(2) *Natural gasoline.* Maximum prices for natural gasoline in bulk lots f. o. b. shipping points in Oklahoma shall be as follows:

R. V. P.	Cents per gallon
26	4.75
24	4.99
22	5.22
20	5.46
18	5.70
16	5.94
14	6.46
12	6.89

[Subparagraph (2) added by Am. 19, 9 F.R. 12591, effective 10–23–44]

(3) *Aviation gasoline.* Maximum prices of aviation gasoline in bulk lots f. o. b. refineries in the State of Oklahoma, loaded into tank cars, motor transports and pipe lines shall be as follows:

Grade	To class 1 purchasers (cents per gallon)	To class 2 purchasers (cents per gallon)	To class 3 purchasers (cents per gallon)
62–65 Octane ASTM	7.375	7.50	7.75
73 Octane ASTM	7.625	7.75	8.00
80 Octane ASTM	7.875	8.25	8.50

[Table amended by Am. 29, 10 F.R. 8900, effective 7–23–45 and Am. 43, effective 4–10–46]

"Class 1 purchasers" are refiners, the United States Government or any agency thereof, and buyers purchasing for ultimate shipment to Petroleum Administration for War District No. 1.

"Class 2 purchasers" are resellers (except airport dealers) not included in Class 1.

"Class 3 purchasers" are airport dealers and consumers not included in Class 1.

[Subparagraph (3) added by Am. 27, 10 F.R. 6936, effective 6–13–45]

(b) *Muskogee tank wagon area.* (1) *City of Muskogee.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	7.75
Regular grade to consumers	7.75
Third grade to dealers	6.75
Third grade to consumers	6.75

(c) *Oklahoma City tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	8
Regular grade to consumers	8
Third grade to dealers	7
Third grade to consumers	7

(d) *Tulsa tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	8
Regular grade to consumers	8
Third grade to dealers	7
Third grade to consumers	7

SEC. 4.35 *Oregon*—(a) *Portland Area.*[4] In the Portland Area maximum prices for automotive gasoline according to the specifications listed below shall be as follows:

(1) *F.o.b. tanker terminals*—(i) *On sales to the United States Armed Forces, Foreign Economic Administration and Federal agencies making purchases under T.P.S. contracts.*[1]

Products	Loaded into tankers [2]	Loaded into barges [2]	Loaded into tank cars or truck and trailers	Loaded into buyer's drums [3]
Automotive gasolines:				
First Structure	7.625	7.75	7.875	8.625
Second Structure	6.50	6.625	6.75	7.50
Third Structure	6.375	6.50	6.625	7.375
U. S. Spec. 2-116	6.50	6.625	6.75	7.50

[1] Maximum prices to other Federal agencies shall be established by application under section 8.3.

[2] When a purchaser of the class specified herein buys loaded into tankers and the seller must use trucks, truck and trailers or tank cars to move the product from his refinery or terminal to the loading point at which the sale is made, his maximum price shall be the sum of his truck and trailer f. o. b. refinery or terminal price, whichever is applicable, plus the actual transportation cost from his refinery or terminal to the loading point.

[3] For single lot deliveries under 6,500 gallons add ½ of a cent per gallon.

[4] Prices cover only the product and the unloading, filling, stencilling and reloading of drums into transportation facilities.

[4] [Revoked]

[4] [Revoked]

[5] [Revoked]

[Footnotes 5, 6 and 7 revoked by Am. 33, 10 F.R. 12082, effective 9–1–45]

[4] Tanker terminals at Linnton, Willbridge, Portland, Oregon and Vancouver, Washington are within the Portland Area.

[Footnote 8 added by Am. 31, 10 F.R. 10434, effective 8–29–45]

[Paragraph (a) added by Am. 29, 10 F.R. 8900, effective 7–23–45]

SEC. 4.36 *Pennsylvania*—(a) *Pittsburgh.* In Pittsburgh, Pennsylvania, refiners' maximum price for 78 octane ASTM and above, automotive gasoline on sales in bulk lots to other refiners f. o. b. the refiner's shipping point shall be 8.7¢ per gallon.

[Paragraph (a) amended by Am. 17, 9 F.R. 10639, effective 9–1–44; and Am. 32, 10 F.R. 11245, effective 9–1–45]

SEC. 4.37 *Rhode Island.*

SEC. 4.38 *South Carolina.*

SEC. 4.39 *South Dakota.*

SEC. 4.40 *Tennessee.*

SEC. 4.41 *Texas*—(a) *Texas Gulf Coast ports*—(1) *Automotive gasoline.* At Texas Gulf Coast ports maximum prices [1] of automotive gasoline in bulk lots f. o. b. refineries and tanker terminals shall be as follows:

Automotive Gasoline

Specifications:	Cents per gallon
78 Oct. ASTM and above	6.75
80 Oct. 1939 research, leaded (max. 2cc)	6.00
72–74 Oct. ASTM	5.75
70–71 Oct. ASTM	5.625
68–69 Oct. ASTM	5.50
65–67 Oct. ASTM	5.25
60–64 Oct. ASTM and below	5.00

[1] When loaded into pipeline (see note 2), tank car, motor transport, or tank wagon for shipment to ultimate destinations other than in PAW District 1, seller may charge prices in this table or his maximum prices under other sections of this regulation, whichever may be higher.

[2] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipelines with Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[Subparagraph (1) amended by Am. 25, 10 F.R. 2080, effective 2–26–45 and Am. 43, effective 4–10–46]

(2) *Aviation gasoline.* At Texas Gulf Coast ports maximum prices [1] of aviation gasoline in bulk lots f. o. b. refineries and tanker terminals shall be as follows:

[Cents per gallon]

Grades	To class 1 [2] purchasers	To class 2 [3] purchasers	To class 3 [4] purchasers
62–65 Oct. ASTM	[5] 7.00	7.25	7.50
73 Oct. ASTM	[5] 7.25	7.50	7.75
80 Oct. ASTM	[5] 7.50	8.00	8.25

[1] If deliveries f. o. b. tanker terminals to the United States Government or any agency thereof involve extraordinary transportation or loading expenses a seller may file a written application for approval of a higher maximum price to the Petroleum Branch of the Office of Price Administration, Washington, D. C., but may not charge more than the applicable maximum price set forth above without a written order from the Price Administrator.

[2] Class 1 purchasers are refiners, the United States Government or any agency thereof, and buyers purchasing for ultimate shipment to Petroleum Administration for War District 1.

[3] Class 2 purchasers are resellers not included in Class 1 except airport dealers.

[4] Class 3 purchasers are consumers not included in Class 1 and airport dealers.

[5] When the product is loaded into tank cars or tank trucks, add 0.125¢ per gallon on sales to Class 1 purchasers.

[Subparagraph (2) amended by Am. 26, 10 F.R. 3553, effective 4–7–45, and Am. 43, effective 4–10–46]

[Paragraph (a) amended by Am. 16, 9 F.R. 9896, effective 8–15–44; and Am. 24, 10 F.R. 739, 1146, effective 1–23–45 and as otherwise noted]

(b) *At inland Texas points*—(1) *Automotive gasoline*—(i) *F. o. b. refineries at Texas Panhandle, West Texas, North Texas and East Texas points.* Maximum prices of automotive gasoline according to the specifications listed below loaded into tank cars, motor transports, and pipe lines,[1] f. o. b. refineries [2] located in Texas Panhandle,[3] West Texas,[4] North Texas,[4] and East Texas,[5] for shipment to the destinations indicated below [7] shall be as follows:

[Cents per gallon]

Specifications	For shipment to ultimate destinations: Column 1 (Ariz., Ark., Colo., La., N. Mex., Okla., and Texas)	Column 2 (PAW District 1)	Column 3 (Other States)
Automotive Gasoline:			
78 Oct. ASTM and above	7.00	6.75	6.625
80 Oct. 1939 Research	6.25	6.00	6.125
72–74 Oct. ASTM	6.0	5.75	5.875
70–71 Oct. ASTM	5.875	5.625	5.75
63–66 Oct. ASTM	5.625	5.25	5.50
60–62 Oct. ASTM and below	5.25	5.00	5.125

[1] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipe lines with Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for District 1.

[2] Column 2 prices apply to all shipping points within the designated areas for shipments to ultimate destinations in Petroleum Administration for War District 1.

[3] The Texas Panhandle Area comprises the Counties of Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Parmer, Castro, Swisher, Briscoe, Hall, Childress in the State of Texas.

[4] The West Texas Area comprises the Counties of Bailey, Lamb, Hale, Floyd, Motley, Cottle, Hardeman, Foard, Cochran, Hockley, Lubbock, Crosby, Dickens, King, Knox, Yoakum, Terry, Lynn, Garza, Kent, Stonewall, Haskell, Gaines, Dawson, Borden, Scurry, Fisher, Jones, Andrews, Martin, Howard, Mitchell, Nolan, Taylor, Loving, Winkler, Ector, Midland, Glasscock, Sterling, Coke, Runnels, Coleman, Brown, Mills, Ward, Crane, Upton, Reagan, Irion, Tom Green, Concho, McCulloch, San Saba, Pecos, Terrell, Crockett, Schleicher, Sutton, Menard, Kimble, Mason, Val Verde, Edwards, in the State of Texas.

[5] The North Texas Area comprises the Counties of Wilbarger, Wichita, Clay, Montague, Cooke, Grayson, Baylor, Archer, Throckmorton, Young, Jack, Wise, Denton, Collin, Shackelford, Stephens, Palo Pinto, Parker, Tarrant, Dallas, Rockwall, Callahan, Eastland, Comanche, Erath, Hood, Somervell, Johnson, Ellis, Hamilton, Basque, Hill, Navarro, Lampasas, Coryell, McLennan, Limestone, Freestone, in the State of Texas.

[6] The East Texas Area comprises the Counties of Fannin, Lamar, Red River, Bowie, Hunt, Delta, Hopkins, Franklin, Titus, Camp, Morris, Kaufman, Van Zandt, Rains, Wood, Cass, Smith, Upshur, Marion, Gregg, Harrison, Henderson, Cherokee, Rusk, Panola, Anderson, Nacogdoches, Shelby, Houston, Angelina, Trinity, Polk, Tyler, San Augustine, Sabine, Jasper, Newton, in the State of Texas.

[7] For the Texas Panhandle Area Column 1 prices also apply to ultimate destinations in the Counties of Jewell, Mitchell, Lincoln, Ellsworth, Rice, Keno, Kingman, Harper, and all counties west thereof in the State of Kansas.

(ii) *F. o. b. refineries at Lower Inland Texas points.* Maximum prices of automotive gasoline according to the specifications listed below [1] loaded [2] into tank cars, motor transports and pipelines f. o. b. refineries [3] located in Lower Inland Texas [4] for shipments to the destinations indicated below shall be as follows:

FOR SHIPMENT TO ULTIMATE DESTINATIONS

[Cents per gallon]

Specifications	Column 1 (PAW District 1)	Column 2 (All other States except Texas)
Automotive Gasoline:		
78 Oct. ASTM and above	6.75	6.625
80 Oct. 1939 Research	6.00	6.125
72–74 Oct. ASTM	5.75	5.875
70–71 Oct. ASTM	5.625	5.75
63–66 Oct. ASTM	5.25	5.50
60–62 Oct. ASTM and below	5.00	5.125

[Subparagraph (1) amended by Am. 12, 9 F.R. 8987, effective 7–31–44; Am. 16, 9 F.R. 9896, effective 8–15–44; Am. 24, 10 F.R. 739, effective 1–23–45 and Am. 43, effective 4–10–46]

[1] For automotive gasoline of any specification not listed above, a seller must apply for a maximum price under section 8.3.

[2] Products loaded into all types of transportation facilities for ultimate delivery to War Emergency Pipelines and pipelines with Petroleum Administration for War District 1 termini shall be considered destined for Petroleum Administration for War District 1.

[3] Column 1 prices apply to all shipping points within the designated areas for shipments to ultimate destinations in Petroleum Administration for War District 1.

[4] The Lower Inland Texas Area comprises (except for shipping points located at Gulf Coast ports) the Counties of Jackson, Lavaca, Gonzales, Bastrop, Travis, Williamson, Burnet, Llano, Gillespie, Kerr, Kinney, Maverick, Webb, Duval, Jim Wells, Nueces, Kleberg, San Patricio, Refugio, Calhoun, Aransas, Victoria, Goliad, Bee, De Witt, Karnes, Wilson, Guadalupe, Caldwell, Real, Bexar, Comal, Hays, Kendall, Blanco, Bandera, Uvalde, Medina, Zavala, Frio, Atascosa, Dimmit, La Salle, McMullen, Live Oak, Jefferson, Orange, Hardin, Liberty, San Jacinto, Walker, Madison, Leon, Robertson, Falls, Bell, Milam, Lee, Fayette, Colorado, Wharton, Matagorda, Brazoria, Galveston, Chambers, Fort Bend, Harris, Austin, Waller, Montgomery, Washington, Grimes, Burleson, Brazos, Zapata, Jim Hogg, Brooks, Kenedy, Starr, Hidalgo, Willacy, and Cameron in the State of Texas.

(2) *Aviation gasoline*—(i) *F. o. b. refineries at Texas Panhandle, West Texas, North Texas and East Texas points.* At points in the Texas Panhandle, West Texas, North Texas and East Texas Areas, as the same are defined in section 4.41 (b) (1) (i) above, maximum prices of aviation gasoline in bulk lots f. o. b. refineries shall be as follows:

[Cents per gallon]

Grades	To class 1 [1] purchasers	To class 2 [2] purchasers	To class 3 [3] purchasers
62–65 Oct. ASTM	7.125	7.25	7.5
73 Oct. ASTM	7.375	7.50	7.75
80 Oct. ASTM	7.625	8.0	8.25

[1] Class 1 purchasers are refiners, the United States Government or any agency thereof, and buyers purchasing for ultimate shipment to Petroleum Administration for War District 1.

[2] Class 2 purchasers are resellers not included in Class 1, except airport dealers.

[3] Class 3 purchasers are consumers not included in Class 1 and airport dealers.

[Footnotes 2 and 3 amended by Am. 26, 10 F.R. 3553, effective 4–7–45. Table amended by Am. 43, effective 4–10–46]

(ii) *F. o. b. refineries at Lower Inland Texas points.* At points in the Lower Inland Texas Area, as the same is defined in section 4.41 (b) (1) (ii) above, maximum prices of aviation gasoline in bulk lots f. o. b. refineries shall be as follows:

[Cents per gallon]

Grades	To class 1 [1] purchasers	To class 2 [2] purchasers	To class 3 [3] purchasers
62–65 Oct. ASTM	7.125	7.25	7.5
73 Oct. ASTM	7.375	7.50	7.75
80 Oct. ASTM	7.625	8.0	8.25

[1] Class 1 purchasers are refiners, the United States Government or any agency thereof, and buyers purchasing for ultimate shipment to Petroleum Administration for War District 1.

[2] Class 2 purchasers are resellers not included in Class 1, except airport dealers.

[3] Class 3 purchasers are consumers not included in Class 1 and airport dealers.

[Footnotes 2 and 3 amended by Am. 26, 10 F.R. 3553, effective 4–7–45. Table amended by Am. 43, effective 4–10–46]

[Subparagraph (2) added by Am. 24, 10 F.R. 739, 1146, effective 1–23–45]

(3) *Natural gasoline*—(i) *Breckenridge area.*[1] Maximum prices of natural gasoline in bulk lots f. o. b. shipping points in the Breckenridge, Texas area shall be as follows:

R. V. P.	Cents per gallon
26	4.50
24	4.72
22	4.95
20	5.17
18	5.40
16	5.62
14	6.12
12	6.52

[2] Breckenridge area comprises each shipping point in the North Texas and West Texas areas, as such areas are defined in subparagraph (1) above, from which point the same export and coastwise rail rate of freight for natural gasoline is applicable to Texas Gulf Coast Ports as applies from Breckenridge, Texas.

(ii) *West Texas and North Texas (except the Breckenridge area).* Maximum prices for natural gasoline in bulk lots f. o. b. shipping points in the West Texas and North Texas areas, as defined in subparagraph (1) above, for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

R. V. P.	Cents per gallon
26	4.50
24	4.72
22	4.95
20	5.17
18	5.40
16	5.62
14	6.12
12	6.52

(iii) *Texas Panhandle.* Maximum prices for natural gasoline in bulk lots f. o. b. shipping points in the Texas Panhandle area, as defined in subparagraph (1) above, for shipment to ultimate destinations in Petroleum Administration for War District 1 shall be as follows:

R. V. P.	Cents per gallon
26	4.59
24	5.38
22	5.06
20	5.30
18	5.54
16	5.78
14	6.30
12	6.73

(iv) *East Texas.* Maximum prices for natural gasoline in bulk lots f. o. b. shipping points in the East Texas area, as defined in subparagraph (1) above, for shipment to ultimate destinations in Petroleum Administration for War District No. 1 shall be as follows:

R. V. P.	Cents per gallon
26	5.16
24	5.38
22	5.61
20	5.83
18	6.06
16	6.28
14	6.78
12	7.18

[Subparagraph (3) added by Am. 19, 9 F.R. 12591, effective 10–28–44]

SEC. 4.42 *Utah.*

SEC. 4.43 *Vermont.*

SEC. 4.44 *Virginia.*

SEC. 4.45 *Washington*—(a) *Seattle Area.*[3] In the Seattle Area maximum prices for automotive gasoline according to the specification listed below shall be as follows:

(1) *F. o. b. tanker terminals*—(i) *On sales to the United States Armed Forces, Foreign Economic Administration and Federal agencies making purchases under T. P. S. contracts.*[1]

Products	Loaded into tankers [2]	Loaded into barges [2]	Loaded into tank cars or trucks and trailers	Loaded into buyer's drums [4]
Automotive gasolines:				
First structure	7.625	7.75	7.875	8.625
Second structure	6.50	6.625	6.75	7.50
Third structure	6.375	6.50	6.625	7.375
U. S. Spec. 2-116	6.50	6.625	6.75	7.50

[1] Maximum prices to other Federal agencies shall be established by application under section 8.3.

[2] When a purchaser of the class specified herein buys loaded into tankers and the seller must use trucks, truck and trailers or tank cars to move the product from his refinery or terminal to the loading point at which the sale is made, his maximum price shall be the sum of his truck and trailer f. o. b. refinery or terminal price, whichever is applicable, plus the actual transportation cost from his refinery or terminal to the loading point.

[3] For single lot deliveries under 6,500 gallons add ½ of a cent per gallon.

[Prices cover only the product and the unloading, filling, stencilling and reloading of drums into transportation facilities.

[Revoked].

[Revoked].

[Revoked].

[Footnotes 5, 6 and 7 revoked by Am. 33, 10 F.R. 12082, effective 9-1-45]

Tanker terminals at Point Wells, Edmonds, Seattle, and Tacoma, Washington are within the Seattle area.

[Footnote 8 added by Am. 31, 10 F.R. 10434, effective 8-29-45]

[Paragraph (a) added by Am. 29, 10 F.R. 8900, effective 7-23-45]

SEC. 4.46 *West Virginia.*

SEC. 4.47 *Wisconsin*—(a) *Lodi tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Premium grade to dealers	12.1
Premium grade to consumers	14.1
Regular grade to dealers	10.6
Regular grade to consumers	12.1
Third grade to dealers	10.1
Third grade to consumers	11.1

(b) *Madison tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Premium grade to dealers	11.9
Premium grade to consumers	13.9
Regular grade to dealers	10.4
Regular grade to consumers	11.9
Third grade to dealers	9.9
Third grade to consumers	10.9

(c) *Mazomanie tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Premium grade to dealers	11.9
Premium grade to consumers	13.9
Regular grade to dealers	10.4
Regular grade to consumers	11.9
Third grade to dealers	9.9
Third grade to consumers	10.9

(d) *Sauk City tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Premium grade to dealers	12.1
Premium grade to consumers	14.1
Regular grade to dealers	10.6
Regular grade to consumers	12.1
Third grade to dealers	10.1
Third grade to consumers	11.1

(e) *Stoughton tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Premium grade for dealers	11.9
Premium grade for consumers	13.9
Regular grade for dealers	10.4
Regular grade for consumers	11.9
Third grade for dealers	9.9
Third grade for consumers	10.9

(f) *Sun Prairie tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Premium grade for dealers	12.1
Premium grade for consumers	14.1
Regular grade for dealers	10.6
Regular grade for consumers	12.1
Third grade for dealers	10.1
Third grade for consumers	11.1

SEC. 4.48 *Wyoming*—(a) *Cheyenne tank wagon area.* Maximum tank wagon prices for automotive gasoline shall be:

	Cents per gallon
Regular grade to dealers	10
Regular grade to consumers	10
Third grade to dealers	9
Third grade to consumers	9

SEC. 4.49 *Hawaii.*

SEC. 4.50 *Puerto Rico.*

SEC. 4.51 [Revoked]

[Section 4.51 revoked by Am. 8, 9 F.R. 4686, effective 5-8-44]

SEC. 4.52 *District of Columbia.*

[Article IV amended by Am. 16, 9 F.R. 9896, effective 8-15-44 and Am. 19, 9 F.R. 12591, effective 10-23-44]

ARTICLE V—FORMULAS FOR ASCERTAINING MAXIMUM PRICES

NOTE 1. Maximum prices of a seller must be determined under section 5.1 (e), if applicable.

[Note 1 added by Am. 23, 9 F.R. 14944, effective 12-28-44]

NOTE 2. Maximum prices other than tank wagon prices cannot be determined under Article V on sales of any grade of gasoline which meets all United States Army Grade 2-103-B specifications except those with respect to tetraethyl lead, octane rating or color and on sales of United States Army Grades 2-116 and 2-114, when any of the above grades of automotive gasoline are sold to the United States Armed Forces, Foreign Economic Administration and Federal agencies making purchases under T. P. S. contracts. Maximum prices for such sales of these grades of gasoline must be established pursuant to section 8.3.

[Note 2 added by Am. 23; amended by Am. 25, 10 F.R. 2080, effective 2-26-45]

NOTE 3. [Revoked]

[Note 3 added by Am. 23; revoked by Am. 32, 10 F.R. 11245, effective 9-1-45]

[Former note added by Am. 15, 9 F.R. 10046, effective 8-22-44, and deleted by Am. 23]

SEC. 5.1 *Determination of maximum prices by published prices and other formulas*—(a) *Published prices.* A seller's maximum price for a petroleum product of a particular grade shall be the lowest quoted price published in the October 8, 1941, issue of the National Petroleum News for a product of the same grade. Where such products are sold and prices are quoted on a delivered basis then the maximum delivered price shall be the lowest quoted delivered price so published. Where products are sold and prices are quoted on an f. o. b. shipping point basis, then the maximum f. o. b. price shall be the lowest quoted f. o. b. price so published.

[Section heading added; text designated (a) by Am. 18, 9 F.R. 12530, effective 10-19-44]

Quotations in the above named periodical for 68-70 Octane motor gasoline shall not be used in determining maximum prices. Quotations in the above named periodical for 80, 72-74 motor gasoline; for kerosene and/or No. 1 fuel, No. 2, No. 3, No. 5 and No. 6 fuel oil, as set forth on Page 42 of such publication under the heading "Atlantic Coast," shall be used only in determining a seller's maximum price for such products loaded into motor transports and tank cars.

[Above paragraph amended by Am. 16, 9 F.R. 9896, effective 8-15-44]

The quotation in the above named periodical for 72-74 octane motor gasoline, as set forth on page 40 of such publication under the sub-heading "Ohio," shall not be used for determining a seller's maximum price except on sales to consumers.

[Above paragraph added by Am. 6, 9 F.R. 4395, effective 4-29-44]

Quotations in the above-named periodical for the States of California, Oregon, Washington, Arizona and Nevada shall not be used in determining maximum prices.

Quotations in the above-named periodical for Motor Gasoline 72-74 Octane A. S. T. M. for "New York Harbor, barges," as set forth on page 40 of such publication under the heading "Summary of Daily Gasoline Prices (Sept. 30 to October 6)", and the quotations for gas oil, as set forth on page 42 of such publication under the heading "Gulf Coast", shall not be used for determining a seller's maximum price.

[Above paragraph added by Am. 12, 9 F.R. 8987, effective 7-31-44]

The quotations in the above-named periodical for motor fuels as set forth on page 44 of such publication under the sub-heading "Humble Oil and Refining Company" shall not be used for determining a sellers' maximum price.

[Above paragraph added by Am. 30, 10 F.R. 9585, effective 8-1-45]

If a seller's maximum price for any product covered by this regulation is established by this paragraph and if on his last sale of either of such products to a purchaser of a particular class during the 60 days prior to October 15, 1941 the seller granted a discount or discounts and the discount or discounts were stated as such in the contract of sale, or on the invoice to the purchaser, then discounts no less favorable shall be granted by the seller to all purchasers of the same class in connection with sales of the product on which the discount was granted. Deliveries pursuant to contracts of sale entered into more than 60 days prior to October 15, 1941, shall not be considered as sales for the purpose of determining discounts hereunder.

(b) *In the States of Arizona, California, Nevada, Oregon and Washington*—(1) *P. S. 100 and P. S. 200 fuel oils*—(i) *Truck-and-trailer delivered maximum prices.* A seller's maximum delivered truck-and-trailer price to consumers at a particular delivery point in the States of Arizona, California, Nevada, Oregon and Washington for P. S. 100 fuel oil and P. S. 200 fuel oil shall be the maximum tank wagon price as determined under section 7.5 (a) (excluding the .3 of a cent per gallon permitted in former rationed areas) at the particular delivery point for the same grade of fuel oil less three-fourths (¾) of a cent per gallon.

(ii) *Maximum tank car prices, f. o. b. shipping points.* A seller's maximum tank car price to consumers f. o. b. any shipping point in the States of Arizona, California, Nevada, Oregon and Washington for P. S. 100 fuel oil and P. S. 200 fuel oil shall be the maximum tank wagon price as determined under section 7.5 (a) (excluding addition permitted in former rationed areas) at the particular shipping point for the same grade of fuel oil less one cent (1¢) per gallon.

[Former subparagraphs (1) and (2) redesignated as (1) (i) and (ii) and new (2) added by Am. 37, 10 F.R. 45397, effective 11-28-45]

(2) *Pressure appliance fuel.* Maximum tank wagon prices exclusive of all taxes of any petroleum fraction sold for use as pressure appliance fuel in the States of Arizona, California, Nevada, Oregon, and Washington shall be as follows:

Quantity	*Amount*
In single lot deliveries of 40 gallons or more.	The reference seller's (as designated in section 7.2) maximum tank wagon price exclusive of all taxes for 73 octane aviation gasoline.
In single lot deliveries of 10 to 39 gallons.	The maximum price for 40 gallons or more plus 8¢ per gallon.
In single lot deliveries of 5 to 9 gallons.	The maximum price for 40 gallons or more plus 6¢ per gallon.
For package deliveries.	Applicable bulk price plus seller's regularly established package differential.

[Paragraph (b) added by Am. 18, 9 F.R. 12530, effective 10-19-44]

(c) *At delivery points within Petroleum Administration for War Districts Nos. 2, 3 and 4—Natural Gasoline*—(1) *On shipments from Petroleum Administration for War Districts 2 and 3.* Except as provided in subparagraph (2) below, on shipments from shipping points within Petroleum Administration for War Districts 2 (except in Kentucky) and 3 to delivery points within Petroleum Administration for War Districts 2, 3 and 4, the maximum delivered-at-destination price of natural gasoline shall be the lower of the following: (i) The sum of the maximum price, as established under Article IV for natural gasoline of the same R. V. P., f. o. b. Oklahoma shipping points, plus the applicable October 1, 1941 rail rate of freight from Tulsa, Oklahoma to the particular destination or (2) the sum of the maximum price, as established under Article IV for natural gasoline of the same R. V. P., f. o. b. shipping points in the Breckenridge, Texas area, plus the applicable October 1, 1941 rail rate of freight from Breckenridge, Texas to the particular destination. An eligible marketer may add ⅛¢ per gallon to his maximum price determined as above.

(2) *At any Texas or Louisiana Gulf Coast port.* The maximum delivered-at-destination price for natural gasoline delivered by pipe line into purchasers' storage facilities from a seller's terminal located at the same or any other Texas or Louisiana Gulf Coast port, shall be the sum of the maximum price established under Article IV for natural gasoline of the same R. V. P., f. o. b. shipping points in the Breckenridge, Texas, area, plus the applicable October 1, 1941 rail rate of freight from Breckenridge, Texas, plus .25¢ per gallon.

(d) *F. o. b. terminals at Texas and Louisiana Gulf Coast Ports; natural gasoline.* Maximum prices for natural gasoline in bulk lots loaded into transportation facilities f. o. b. a seller's terminal located at a Texas or Louisiana Gulf Coast Port shall be the sum of the maximum price established under Article IV for natural gasoline of the same R. V. P., f. o. b. shipping points in the Breckenridge, Texas, area, plus the applicable October 1, 1941 rail rate of freight from Breckenridge, Texas, plus .25¢ per gallon.

[Paragraphs (c) and (d) added by Am. 19, 9 F.R. 12591, effective 10-23-44]

(e) *In the States of Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota and Wisconsin*—(1) *Automotive gasoline.* In the above states (except in the southern peninsula of Michigan) a supplier's maximum delivered-at-destination tank car prices (exclusive of taxes incident to the sale of gasoline) for automotive gasoline of the grades or specifications described below delivered in tank cars and transport trucks shall be as set forth below except that the sum of ⅛ of a cent per gallon may be added by an eligible marketer.

(i) *Tank wagon resellers; contract buyers.* If on October 1, 1941, there was a written contract in effect extending over a period of not less than one year for deliveries by a supplier to a tank wagon reseller, then the particular supplier's maximum delivered-at-destination price to such reseller shall be determined in accordance with the provisions of section 5.2 and Article VI or shall be established pursuant to section 8.3.

(ii) *Consumers and tank wagon resellers.* If (i) is inapplicable any supplier's maximum delivered-at-destination prices (exclusive of taxes incident to the sale of gasoline) shall be

(a) For 78 octane ASTM and above gasoline—to consumers, 6.75¢ (6.25¢ in the State of Indiana and the Metropolitan Chicago Area) per gallon plus the rail rate of transportation as of October 1, 1941 from Tulsa, Oklahoma, to the particular destination; and to tank wagon resellers either the maximum price to consumers or the dealer tank wagon maximum price as of May 1, 1944, for premium grade gasoline at such particular destination less 2.25¢ per gallon, whichever is the lower.

[Paragraph (a) amended by Am. 32, 10 F.R. 11245, effective 9-1-45]

(b) For 72-74 octane ASTM gasoline—to consumers, 6¢ (5.50¢ in the State of Indiana and the Metropolitan Chicago Area) per gallon plus the rail rate of transportation as of October 1, 1941 from Tulsa, Oklahoma to the particular destination; and to tank wagon resellers either the maximum price to consumers or the dealer tank wagon maximum price as of May 1, 1944 for regular grade gasoline at such particular destination, less 2¢ per gallon, whichever is the lower.

(c) For 63-66 octane ASTM gasoline—to consumers, 5.625¢ (5.125¢ in the State of Indiana and the Metropolitan Chicago Area) per gallon plus the rail rate of transportation as of October 1, 1941 from Tulsa, Oklahoma to the particular destination; and to tank wagon resellers the maximum price to consumers or the maximum price for 72-74 octane gasoline as determined in (b) above, less .25¢ per gallon, whichever is the lower.

(d) For 60-62 octane ASTM and below gasoline—to consumers, 5.25¢ (4.75¢ in the State of Indiana and the Metropolitan Chicago Area) per gallon plus the rail rate of transportation as of October 1, 1941 from Tulsa, Oklahoma to the particular destination; and to tank wagon resellers either the maximum price to consumers or the maximum price for 72-74 octane gasoline as determined in (b) above, less .25¢ per gallon, whichever is the lower.

(iii) *Metropolitan Chicago Area, definition of.* Metropolitan Chicago Area as used in this section means the City of Chicago, Illinois, and the areas contiguous thereto within which, with respect to petroleum products, railroad "switching rates" (as distinguished from "through rates") apply from any refinery in Lake, Cook, DuPage and Will Counties in the State of Illinois, and Lake, Porter and LaPorte Counties in the State of Indiana.

(2) *Kerosene.* In the above states (except in the southern peninsula of Michigan) a supplier's maximum delivered-at-destination tank car prices (exclusive of taxes incident to the sale of kerosene) for kerosene delivered in tank cars and transport trucks shall be as set forth below, except that the sum of ⅛ of a cent per gallon may be added by an eligible marketer:

(i) For 41-43 API gravity W. W. kerosene, 4.375¢ (3.875¢ in the State of Indiana) per gallon, plus the rail rate of transportation as of October 1, 1941 from Tulsa, Oklahoma, to the particular destination.

(ii) For 42-44 API gravity W. W. kerosene, 4.5¢ (4¢ in the State of Indiana) per gallon, plus the rail rate of transportation as of October 1, 1941 from Tulsa, Oklahoma, to the particular destination.

(3) *Range, stove, or heater oil, No. 1 prime white distillate (fuel oil), No. 1 straw fuel oil, No. 2 fuel oil and No. 3 fuel oil.* In the above states (except in the southern peninsula of Michigan and in the Metropolitan Chicago Area, as said area is defined in section 5.1 (e) (1) (iii) above), a supplier's maximum delivered-at-destination tank car prices (exclusive of any applicable taxes incident to the sale of such products) for range, stove or heater oil, No. 1 prime white distillate (fuel oil), No. 1 straw fuel oil, No. 2 fuel oil and No. 3 fuel oil delivered in tank cars and transport trucks shall be as set forth below, except that the sum of ⅛ of a cent per gallon may be added by an eligible marketer.

(i) *Tank wagon resellers; contract buyers.* If on October 1, 1941 there was

a written contract in effect extending over a period of not less than one year for deliveries by a supplier to a tank wagon reseller, then the particular supplier's maximum delivered-at-destination price to such reseller shall be determined in accordance with the provisions of section 5.2 and Article VI or shall be established pursuant to section 8.3.

(ii) *Consumers and tank wagon resellers.* If (i) is inapplicable any supplier's maximum delivered-at-destination price for any of the products listed below (exclusive of any applicable taxes incident to the sale but not the transportation of such product) shall be the rail rate of transportation for the product as of October 1, 1941, from Tulsa, Oklahoma, to the particular destination plus the amount designated below for the particular product:

Product	Cents per gallon
Range, stove or heater oil	4.00
No. 1 prime white distillate (fuel oil)	3.875
No. 1 straw fuel oil	3.75
No. 2 fuel oil	3.625
No. 3 fuel oil	3.50

[Subparagraph (3) added by Am. 26, 10 F.R. 3553, effective 4-7-45]

(4) *Diesel fuels and tractor fuels.* In the above states (except in the Southern Peninsula of Michigan and in the Metropolitan Chicago area, as said area is defined in section 5.1 (e) (1) (iii) above), a supplier's maximum delivered-at-destination tank car prices for diesel fuels and tractor fuels, delivered in tank cars or motor transports, of the grades hereinafter referred to shall be as set forth below, except that the sum of .125¢ per gallon may be added by an eligible marketer.

(i) *Tank wagon resellers; contract buyers.* If on October 1, 1941 there was a written contract in effect extending over a period of not less than one year for deliveries by a supplier to a tank wagon reseller, then the particular supplier's maximum delivered-at-destination price to such reseller shall be determined in accordance with the provisions of section 5.2 and Article VI, or shall be established pursuant to section 8.3.

(ii) *Consumers and tank wagon resellers.* If (i) is inapplicable, any supplier's maximum delivered-at-destination price (exclusive of any applicable taxes incident to the sale but not the transportation of such products) for a particular grade of one of the products listed below shall be the applicable rail rate of transportation for the product as of October 1, 1941 from Tulsa, Oklahoma to the particular destination, plus the amount designated below for the particular grade:

DIESEL FUELS [1] (DISTILLATE)

Grade:	Cents per gallon to be added
Diesel Index 56 and above or 50 cetane and above	4.125
Diesel Index 45–55	4.00
Diesel Index 44 and below	3.625

[1] These maximum prices apply only to fuels sold for use in diesel engines.

[Table heading amended by Am. 29, 10 F.R. 8900, effective 7-23-45]

TRACTOR FUELS [1]

Grade:	Cents per gallon to be added
Gasoline type (volatile)	5.00
Distillate type (non-volatile) 40 octane ASTM and above	5.00
Distillate type (non-volatile) 30–39 octane ASTM	4.625

[1] For grades of tractor fuel other than those listed, maximum prices shall be established pursuant to section 8.3 of this regulation.

[Subparagraph (4) added by Am. 27, 10 F.R. 6936, effective 6-13-45]

(5) *Straight run gasoline when sold for use as another product, f. o. b. Michigan shipping points.* The maximum price for straight run gasoline, f. o. b. shipping points within the State of Michigan, when sold for use as either stove and lamp gasoline or naphtha, tractor fuel or charging stock, shall be as established by section 4.20 of this regulation for straight run gasoline when sold as automotive gasoline.

[Subparagraph (5) added by Am. 29, 10 F.R. 8900, effective 7-23-45]

(6) *Aviation gasoline*—(i) *Delivered-at-destination tank car prices.* The maximum delivered-at-destination tank car prices [11] (exclusive of any applicable taxes incident to the sale but not the transportation of such product) to the classes of purchasers named below, for aviation gasoline of a particular grade delivered in tank cars or transport trucks, shall be the amount set forth below for the particular class of purchaser and grade of product, plus the applicable rail rate of transportation as of October 1, 1941 from Tulsa, Oklahoma, to the particular destination: *Provided*, That the maximum price of an eligible marketer shall be .125¢ per gallon higher than the ceilings established for other sellers.

Aviation gasoline: grade—	To Class 1 [1] purchasers	To Class 2 [2] purchasers (cents per gallon)	To Class 3 [3] purchasers
62–65 octane ASTM	7.375	7.50	7.75
73 octane ASTM	7.625	7.75	8.00
80 octane ASTM	7.875	8.25	8.50

[1] Class 1 purchasers are refiners, the United States Government or any agency thereof.
[2] Class 2 purchasers are resellers (except airport dealers) not included in Class 1.
[3] Class 3 purchasers are airport dealers and consumers not included in Class 1.

[Above table amended by Am. 43, effective 4-10-46]

(ii) *Maximum tank wagon prices and related drum prices.* The maximum tank wagon price to dealers in a particular tank wagon area for Grade [12] 73 aviation gasoline, shall be the reference tank wagon seller's normal dealer price for regular grade automotive gasoline for such tank wagon area on October 1, 1941, plus 3.3¢ [13] per gallon. This maximum price is also designated as the "key price" and the maximum tank wagon or related drum [14] prices in a particular tank wagon area for the grades of aviation gasoline by classes of purchaser and levels of sale listed below, shall be the "key price" for the same tank wagon area plus or minus the applicable cents per gallon differential set forth in the following table:

Class of purchaser	Grade 62 or 65		Grade 73		Grade 80	
	Tank wagon	Drum	Tank wagon	Drum	Tank wagon	Drum
Dealer	−1	+2	(1)	+3	+1	+4
Consumer [2]	+1	+4	+2	+5	+3	+6

[1] Key price.
[2] *Discount Provision.* A consumer purchasing a total of 1000 gallons or over at the tank wagon level of aviation gasolines of these grades within a calendar month shall receive a discount below the applicable maximum price of 2¢ per gallon. The full price may be charged during the calendar month in which the deliveries are made, but if the purchaser becomes eligible for the discount, it shall be paid to him within 30 days after the end of the calendar month in which the deliveries were made.

(iii) *Maximum drum prices at certain levels of sale.* The maximum drum prices either delivered-at-destination or f. o. b. shipping point, for the aviation gasolines listed in (i) above, for carload deliveries by rail (or substitutes therefor) on sales to consumers; and for either carload or less carload deliveries by rail (or substitutes therefor) on sales to resellers other than dealers, shall be a maximum price established pursuant to section 8.3.

(iv) *Upon written authorization.* Upon application in writing and for good cause shown a seller at the tank wagon level, other than a refiner, may be authorized by order in writing of the Price Administrator or his duly authorized representative, to determine his maximum tank wagon or drum prices on the

[11] In the Lower Peninsula of the State of Michigan the maximum delivered-at-destination tank car prices to Class 2 purchasers shall be the lower of the following: The price determined above for a particular grade, or for 62–65 octane, the dealer tank wagon ceiling for grade 62 or 65 less 2.75¢ per gallon; for 73 octane, the dealer tank wagon ceiling for grade 73, less 3.5¢ per gallon; for 80 octane, the dealer tank wagon ceiling; for grade 80 less 4.0¢ per gallon.

[12] Grade refers to a gasoline meeting the prevailing industry and consumer specifications for aviation gasoline which is sold for use in aircraft engines or for special testing purposes and which has an ASTM octane number not lower than the designated grade number under which the particular grade is sold.

[Footnote 12 amended by Am. 4, 9 F.R. 3849, effective 4-14-44 and Am. 11, 9 F.R. 7137, effective 7-1-44]

[13] Except that 3.8¢ per gallon shall be added in lieu of 3.3¢ per gallon in the Chicago area where the reference tank wagon seller's normal dealer tank wagon price for regular grade automotive gasoline was 9.9¢ per gallon on October 1, 1941; and except in the Lower Peninsula of the State of Michigan where 4.8¢ per gallon shall be added in lieu of 3.3¢ per gallon; and except in the State of Indiana where 3.7¢ per gallon shall be added in lieu of 3.3¢ per gallon.

[14] Applies to all drum sales except those for which ceilings shall be established as directed in (iii) below.

basis of prices his records show he charged in the base period.

[Subparagraph (6) added by Am. 31, 10 F.R. 10434, effective 8-29-45]

[Paragraph (e) added by Am. 23, 9 F.R. 14944, effective 12-28-44 and amended as otherwise noted]

(f) *In the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware Maryland, Virginia, West Virginia, North Carolina, South Carolina, and in the District of Columbia; maximum prices of Nos. 2, 3 and 4 fuel oil.* Within the above states and in the District of Columbia, any seller's maximum per gallon tank wagon price for Nos. 2, 3 and 4 distillate fuel oils at a particular point shall be his maximum per gallon tank wagon price as determined under section 5.2 (c) of this regulation for single lot deliveries of 150 gallons or more of the product of the same grade at the same point.

[Paragraph (f), formerly 5.2 (d), amended by Am. 3, 9 F.R. 3230, effective 2-19-44; redesignated by Am. 23, effective 12-28-44]

(g) *Within the State of Louisiana; tractor fuel (gasoline type).* A seller's maximum price for gasoline type tractor fuel [15] at any shipping or delivery point within the State of Louisiana shall be his maximum price, as determined under Article V, for distillate type tractor fuel,[16] plus 0.25¢ per gallon.

[Paragraph (g) added by Am. 25, 10 F.R. 2080, effective 2-26-45]

(h) *At any shipping or delivery point—Blending naphtha*—(1) *At any shipping point.* A seller's maximum price (or prices) f. o. b. any shipping point for blending naphtha loaded into tank cars or transport trucks shall be the same as his maximum price (or prices) for automotive gasoline of the same ASTM octane number. If, in the case of sales of automotive gasoline f. o. b. a particular shipping point, price distinctions, dependent on ultimate destination or the seller's customary pricing practice, are required by the regulation, the same price distinctions shall be required on sales of blending naphtha f. o. b. the same shipping point.

(2) *At any delivery point.* A seller's maximum delivered-at-destination tank car price for any blending naphtha delivered in tank cars, transport trucks shall be the sum of his maximum shipping point price to the same purchaser, as determined under subparagraph (1) above or as established under section 8.3, plus the cost of transportation [17] to the particular destination.

[Paragraph (h) added by Am. 27, 10 F.R. 6936, effective 6-13-45]

(j) *Maximum prices for 75–76 Octane ASTM gasoline under certain conditions.* Where a seller's maximum price for automotive gasolines was established under the description of an octane rating rather than under trade terms such as "regular grade," "housebrands," or "second structure," his maximum price for 75–76 ASTM octane automotive gasoline shall be the same as his maximum price for 72–74 octane ASTM gasoline. Principally, this will be applicable to sellers whose maximum prices for gasolines are established under Article IV and in some cases under sections 5.1 (e), 5.2 and 8.3.

[Paragraph (j) added by Am. 32, 10 F.R. 11245, 11748, effective 9-1-45; amended by Am. 33, 10 F.R. 12082, effective 9-1-45]

SEC. 5.2 *In accordance with price charged on specified sales in a base period*—(a) *Definition of sale.* The term "sale" as used in section 5.2 shall include (1) Sales and contracts of sale made during the period specified, (2) Deliveries made during the period specified under a contract made prior thereto, if the prices chargeable under such contract were adjustable to reflect market conditions during the said period, and (3) Deliveries to tank wagon resellers during the period specified under a contract made prior thereto if said contract provided for varying the price to the reseller in accordance with a stipulated posted or market price (or prices) at the point or points where such buyer resells.

(b) *Definition of purchaser of the same class.* "Purchaser of the same class", as used in sections 5.2 and 5.3, refers to the practice adopted by the seller in setting different prices for a commodity for sales to purchasers performing different functions (for example, refiner; jobber; distributor; commercial, industrial or private consumer; service station tank car dealer; divided or undivided tank wagon dealer; etc.), or for purchasers performing the same function but located in different areas or buying in different quantities or grades or under different conditions of sale. Price is prima facie evidence but not conclusive evidence to be considered in determining if a purchaser belongs to a particular class; however, a lower price to a particular purchaser which was to meet competition and otherwise was inconsistent with the seller's practice in setting the same price to the particular purchaser and one or more other purchasers, shall neither result in placing the particular purchaser in a lower price class nor be considered in determining a seller's maximum price.

(c) *Maximum prices of fuel oil,[18] fuels, gasoline and liquefied petroleum gas.* Where the maximum price for fuel oil, fuel, liquefied petroleum gas, or gasoline (other than 68–70 Octane ASTM gasoline) at a given shipping or delivery point cannot be determined under section 5.1 the maximum price for each seller at such shipping or delivery point shall not exceed the price charged at that point by him on the last sale of the same product to a purchaser of the same class within 60 days prior to October 15, 1941. Where the product is sold on a delivered basis at a given point the maximum price shall be the price charged by the seller on the last sale of the same product to a purchaser of the same class made on a delivered basis at that point in the period specified. Where the product is sold at a given point on an f. o. b. shipping point basis the maximum price shall be the price charged by the seller on the last f. o. b. shipping point sale at that point to a purchaser of the same class in the period specified.

[Paragraph (c) amended by Am. 16, 9 F.R. 9896, effective 8-15-44; and Am. 23, effective 12-28-44]

(e) [Revoked]

[Paragraph (e) revoked by Am. 1, 9 F.R. 2405, effective 2-28-44]

SEC. 5.3 *In accordance with the maximum price of another seller at the same point.* When a seller's maximum price at a given shipping point for any petroleum product covered by this regulation cannot be determined under section 5.1 or 5.2, his maximum price at the particular shipping point shall be the highest maximum price determined under section 5.2 for the same shipping point of any seller of the same class to a purchaser of the same class. When a seller's maximum price at a given delivery point for any such petroleum product cannot be determined under section 5.1 or 5.2, his maximum price at the particular delivery point shall be the highest maximum delivered price determined under section 5.2 for the same delivery point of a seller of the same class to a purchaser of the same class. However, a method of determining a maximum price at a particular shipping or delivery point, as set forth above in this section, may not be used by a seller unless: (1) prior to September 1, 1944 he had actually sold and delivered the same product at the same point to a purchaser of the same class; (2) the seller's records show that for the purpose of such sale he had adopted, as his maximum price, the price of another seller of the same class at the same point and (3) the adopted price was a maximum price, properly determined under section 5.2, to a purchaser of the same class.

[Sec. 5.3 amended by Am. 11, 9 F.R. 7137, effective 7-1-44; Am. 20, 9 F.R. 13522, effective 11-15-44; and Am. 23, 9 F.R. 14944, effective 12-28-44]

[15] For the purposes of this section, gasoline type tractor fuel means a petroleum product sold for use in tractor engines which has a distillation range as follows:
The initial boiling point shall not be below 170° F. nor above 220° F.
The 20% recovery point shall not be below 250° F. nor above 300° F.
The 50% recovery point shall not be below 330° F. nor above 380° F.
The 90% recovery point shall not be below 430° F. nor above 480° F.
The end point shall not be below 500° F. nor above 540° F.

[16] For the purpose of this section distillate type tractor fuel means a petroleum product sold for use in tractor engines which has a minimum flash point of 115° F. (Tag. closed cup).

[17] On deliveries in Petroleum Administration for War District No. 1 the cost of transportation means the net cost after allowing for that portion of the transportation cost which is compensated for by the Defense Supplies Corporation.

[18] Except waste or re-refined lubricating oil when either is sold for use as fuel oil.

SEC. 5.4 [Revoked]

SEC. 5.5 [Revoked]

[Secs. 5.4 and 5.5 added by Am. 15, 9 F.R. 10046, effective 8–22–44; amended by Am. 20, 9 F.R. 13522, effective 11–15–44; revoked by Am. 23, 9 F.R. 14944, effective 12–28–44]

ARTICLE VI—INCREASES OR REDUCTIONS TO MAXIMUM PRICES DETERMINED UNDER ARTICLE V OR ESTABLISHED UNDER ARTICLE VIII

[Article heading amended by Am. 17, 9 F.R. 10639, effective 9–1–44]

SEC. 6.1. *On any product covered by this regulation—(a) On sales to government agencies pursuant to public bidding.* (1) If a maximum price is not established at a particular shipping or delivery point under Articles II, III, or IV, then, on a sale to a governmental agency, made pursuant to open and public bidding, a seller may charge either his own maximum price or that of such other bidder, who, among the participants in the same bidding, has the highest maximum price at the particular shipping or delivery point for the same product sold to the same purchaser.

(2) Each bidder whose maximum price is not established under Articles II, III or IV must attach to his bid his own maximum price but may bid any amount in excess thereof. However, on proposed sales at the tank wagon level of a grade of a product for which there are reference seller maximum prices pursuant to Article VII, the bidder need not attach his maximum price.

[Subparagraph (2) amended by Am. 23, 9 F.R. 14944, effective 12–28–44]

[Paragraph (a) amended by Am. 3, 9 F.R. 3230, effective 2–19–44; and Am. 20, 9 F.R. 13522, effective 11–15–44]

SEC. 6.2 *On sales of fuel oil, generally—(a) On tank wagon deliveries in rationed areas prior to August 15, 1945.* In any area where fuel oil rationing was, prior to August 15, 1945, required by the United States Government, or any Agency thereof, the sum of .3¢ per gallon may be added to a maximum price determined under Article V for tank wagon deliveries of any fuel oil or heating oil including, but not limited to, kerosene, range oil, Nos. 1, 2, 3, 4, 5, and 6 fuel oil, Diesel oil and gas oil.

(b) On container deliveries in areas where fuel oil rationing was required prior to August 15, 1945 by the United States Government, or any Agency thereof, the sum of 0.3¢ per gallon when delivery is made in single lots of 260 gallons, or less, may be added to a maximum price determined under Article V for container deliveries of any fuel oil or heating oil including, but not limited to kerosene, range oil, Nos. 1, 2, 3, 4, 5, and 6 fuel oil, Diesel oil and gas oil.

[Paragraphs (a) and (b) amended by Am. 32, 10 F.R. 11245, effective 9–1–45; and Am. 36, 10 F.R. 13494, effective 11–1–45]

(c) *In connection with free oil burner service.* Where a seller of fuel oil of Grade No. 5 or lighter was required prior to September 23, 1943 to furnish oil burner maintenance and repair services without charge in connection with the sale of such fuel oil, such seller may discontinue the giving of such free service without reducing his price for fuel oil below his maximum price as established or determined under other provisions of this price schedule. The maximum price for all sales of oil burner maintenance and repair services shall be determined in accordance with Supplementary Service Regulation No. 19.[19]

(d) *In the States of Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota and Wisconsin.—(1) On delivered-at-destination sales at the tank car level to certain tank wagon resellers.* If, for the sale of a particular grade of kerosene or fuel oil, there was a contract in effect on October 1, 1941, between a supplier and a tank wagon reseller; and if such contract provided for varying the supplier's price to the reseller on the basis of the tank wagon price at the delivery point; and if the maximum tank wagon price at such delivery point is increased by the provisions of either section 7.4 or Article II, then the supplier's maximum price at the particular delivery point to the particular reseller shall be as determined below or as determined under section 5.2, whichever price shall be higher. In computing, as set forth below, the supplier's maximum price, the maximum tank wagon price used in any computation therein shall be regarded as .3 of a cent less than the actual maximum price of the tank wagon reseller.

(a) If the maximum tank wagon price at the delivery point is increased to the normal tank wagon price posted for such point by the reference seller on October 1, 1941, then the supplier may charge the reseller the highest price that he could have charged him under the terms of the contract on October 1, 1941, had the tank wagon price at the delivery point then been normal.

(b) If the maximum tank wagon price at the delivery point is increased, toward but not to the normal tank wagon price posted for such point by the reference seller on October 1, 1941, then the supplier's maximum price shall be a price which is equal to the adjusted maximum tank wagon price less the margin which would have been provided on October 1, 1941 by the terms of the contract had the tank wagon price at the delivery point then been normal.

(2) *On f. o. b. shipping point sales to certain tank wagon resellers.* If on October 1, 1941 there was a contract in effect for the sale of a particular grade of kerosene or fuel oil by a supplier to a tank wagon reseller; and if such contract provided for varying the supplier's f. o. b. shipping point price on the basis of the tank wagon price at a stipulated point; and if the maximum tank wagon price at such point is increased by section 7.4 or Article II, then, by application in writing to the Administrator, the supplier may apply for a written order increasing his maximum price, as determined under section 5.2, to the particular reseller. The tank wagon price to be used by the Administrator in any determination hereunder shall be .3 of a cent less than the actual maximum price of the tank wagon reseller.

[Paragraph (d) amended by Am. 26, 10 F.R. 3553, effective 4–7–45; and Am. 27, 10 F.R. 6936, effective 6–13–45]

SEC. 6.3 *On sales of kerosene, light middle distillates and medium middle distillates—(a) In the Eastern Seaboard area.—(1) Within the area, generally; at all selling levels—(i) Increases to maximum prices determined under Article V.* Within the States or portions thereof listed below the amount designated below may be added to a maximum price determined under Article V for any distillate or distillate type fuel or fuel oil having a viscosity below 85 Seconds Saybolt Universal (100° F.) including but not limited to the following: kerosene, No. 1 fuel oil and range oil, tractor fuel, gas house oils, distillate Diesel fuels, Nos. 2, 3 and 4 fuel oils, standard light gas oils, and Mirando and Mirando type crude oil when sold as No. 4 fuel oil or for other distillate fuel oil use.

State or portion thereof	Cents per gallon to be added	
	Kerosene, No. 1 fuel or range oil	Any other fuel or fuel oil described above
Connecticut	0.3	0
Delaware	.3	0
Florida (east of the Apalachicola River)	.3	0
Georgia	.3	0
Maine	.3	0
Maryland	.3	0
Massachusetts	.3	0
Except Boston and Fall River and all points in any State supplied from these ports	.8	.1
New Hampshire	.3	0
New Jersey	.3	0
New York	.3	0
Excepting Schedule D area	.3	0
North Carolina	.3	0
Pennsylvania	.3	0
Excepting Schedule D area	.3	0
Rhode Island	.3	0
Except Providence and Tiverton and all points in any State supplied from these ports	.3	.1
South Carolina	.3	0
Tennessee (corporate limits of Bristol only)	.3	0
Vermont	.3	0
Virginia	.3	0
West Virginia	.3	0
Excepting Schedule D area	.3	0
District of Columbia	.3	0

[Table amended by Am. 33, 10 F.R. 12082, effective 9–1–45]

(ii) Within the areas listed below, maximum prices established pursuant to § 1340.159 (b) (7) of Revised Price Schedule No. 88 or Article VIII of Maximum Price Regulation No. 88 shall be reduced as follows:

[19] 9 F.R. 13716.

State or portion thereof	Cents per gallon to be deducted from the originally established price			
	If established prior to Sept. 1, 1944		If established subsequent to Aug. 31, 1944 and prior to Sept. 1, 1945	
	Kerosene, No. 1 fuel or range oil	Any other fuel or fuel oil	Kerosene, No. 1 fuel or range oil	Any other fuel or fuel oil
Connecticut	1.5	1.5	1.5	1.5
Delaware	1.5	1.5	1.5	1.5
Florida (east of the Apalachicola River)	1.5	1.5	1.0	1.0
Georgia	1.5	1.5	1.0	1.0
Maine	1.5	1.5	1.5	1.5
Maryland	1.5	1.5	1.5	1.5
Massachusetts	1.5	1.5	1.5	1.5
Except Boston and Fall River and all points in any State supplied from these ports	1.5	1.4	1.5	1.4
New Hampshire	1.5	1.5	1.5	1.5
New Jersey	1.5	1.5	1.5	1.5
New York	1.5	1.5	1.5	1.5
Excepting Schedule D area	1.5	1.5	1.0	1.0
North Carolina	1.5	1.5	1.2	1.2
Pennsylvania	1.5	1.5	1.5	1.5
Excepting Schedule D area	1.5	1.5	1.0	1.5
Rhode Island	1.5	1.5	1.5	1.0
Except Providence and Tiverton and all points in any State supplied from these ports	1.5	1.4	1.5	1.4
South Carolina	1.5	1.5	1.2	1.2
Tennessee (corporate limits of Bristol only)	1.5	1.5	1.5	1.5
Vermont	1.5	1.5	1.5	1.5
Virginia	1.5	1.5	1.5	1.5
West Virginia	1.5	1.5	1.5	1.5
Excepting Schedule D area	1.5	1.5	1.0	1.0
District of Columbia	1.5	1.5	1.5	1.5

[Table amended by Am. 33, 10 F.R. 12082, effective 9–1–45]

[Subparagraph (1) amended by Am. 1, 9 F.R. 2405, effective 2–28–44; Am. 17, 9 F.R. 10639, effective 9–1–44; Am. 21, 9 F.R. 14064, effective 12–2–44; and Am. 32, 10 F.R. 11245, effective 9–1–45; Section heading amended by Am. 17; and Am. 25, 10 F.R. 2080, effective 2–26–45]

(2) [Revoked]

[Subparagraph (2) revoked by Am. 32, 10 F.R. 11245, effective 9–1–45]

(3) *In the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, North Carolina, South Carolina, and in the District of Columbia; on deliveries of less than 100 gallons of Nos. 2, 3, and 4 fuel oil.* In the above States and the District of Columbia the sum of .5¢ per gallon, when delivery is made in single lots of less than 100 gallons, may be added to a maximum price determined under Article V for tank wagon deliveries of Nos. 2, 3 and 4 distillate fuel oils.

[Subparagraph (3) added by Am. 3, 9 F.R. 3230, effective 2–19–44]

(b) *In certain parts of the lower peninsula of Michigan—on tank wagon deliveries.* In the lower peninsula of Michigan except in the Counties of Genesee, Macomb, Washtenaw, Monroe, Oakland and Wayne, the sum of .4 of a cent per gallon may be added to a maximum price determined under Article V for tank wagon deliveries of prime white distillate, range oil, also known as stove or heater oil, and Nos. 1, 2 and 3 fuel oil.

(c) *In the Territory of Hawaii—(1) On bulk sales.* At any particular shipping or delivery point in the Territory of Hawaii, the amount provided by section 22 of Maximum Price Regulation 373 and the sum of .8 of a cent per gallon may be added to a maximum price determined under section 5.2 of this regulation for bulk deliveries of any grade of gasoline, kerosene, or any fuel oil meeting Pacific Specification No. 200.

(2) *On sales of packaged stove oil or kerosene.* At any particular shipping or delivery point in the Territory, of Hawaii, the amount per gallon indicated below may be added to a maximum price determined under section 5.2 for stove oil, or kerosene in packages:

Products:	Cents per gallon to be added
Stove oil	5.5
Kerosene in cases	6

SEC. 6.4 *On sales of residual fuel oils—(a) At certain shipping and delivery points in the Eastern Seaboard Area. (1) Increases to maximum prices determined under Article V—(i) No. 6 fuel oil.* See section 3.5.

(ii) *No. 5 Commercial Standard Specification fuel oil, other heavy fuel oils of lower viscosities than No. 6 Commercial Standard Specification fuel oil and heavy fuel oil when sold for use as gas enrichment oil.* At a refinery or terminal located at one of the following points or areas and at any other shipping or delivery point supplied therefrom the following additions may be made:

Point or area:	Amount of increase Per barrel (cents)
Albany, New York	4
New York Harbor	4
Philadelphia Harbor	4
Baltimore, Maryland	4
Portland, Maine	8.5
Portsmouth, New Hampshire	8.5
Boston, Massachusetts	8.5
Fall River, Massachusetts	5.5
Tiverton, Rhode Island	5.5
Providence, Rhode Island	5.6
New Haven, Connecticut	5.5

[Table amended by Am. 37, 10 F.R. 14397, effective 11–28–45]

(2) *Reductions to certain maximum prices established under Article VIII on or after September 1, 1944.* (i) A seller whose maximum prices for a No. 5 and a No. 6 residual fuel oil was established pursuant to section 8.3 on or after September 1, 1944 but prior to September 1, 1945 shall be reduced by 30 cents per barrel except in the Schedule D area in which case the reduction shall be 15 cents per barrel. After making the foregoing computation, add the amount set forth opposite the applicable supplying port listed in (ii) above: *Provided*, The shipping or delivery point for which the maximum price was established is supplied from such port.

[Paragraph (a) amended by Am. 1, 9 F.R. 2405, effective 2–28–44; Am. 17, 9 F.R. 10639, effective 9–1–44; Am. 21, 9 F.R. 14064, effective 12–2–44; Am. 25, 10 F.R. 2080, effective 2–26–45; Am. 27, 10 F.R. 6936, effective 6–13–45; Am. 30, 10 F.R. 9585, effective 8–1–45; Am. 32, 10 F.R. 11256, effective 9–1–45; and Am. 33, 10 F.R. 12082, effective 9–1–45]

[Sec. heading amended by Am. 25 and Am. 32]

(b) *In the States of Washington and Oregon—Navy Grade Special Fuel Oil.* At any particular shipping or delivery point in the States of Washington or Oregon the sum of 25 cents per barrel may be added to a maximum price determined under Article V for deliveries of Navy Grade Special Fuel Oil.

(c) *In Petroleum Administration for War District 5—(1) For Pacific Specification 300 and Pacific Specification 400 residual fuel oils.* In Petroleum Administration for War District 5 the sum of 25¢ per barrel may be added to a maximum price determined under Article V for delivery of either Pacific Specification No. 300 residual fuel oil or Pacific Specification No. 400 residual fuel oil.

(2) *For residual fuel oil of the specifications listed below.* In Petroleum Administration for War District 5 the sum of 25¢ per barrel may be added by sellers to their maximum prices determined under Article V for residual fuel oil of viscosities between 18 and 25 seconds Saybolt Furol (at 122° F.) but otherwise meeting specifications for Pacific Specification No. 300 fuel oil if such sellers during the 60-day period preceding October 15, 1941, sold such fuel oil in competition with and in line with the price charged for Pacific Specification No. 300 fuel oil.

[Paragraph (c) amended by Am. 11, 9 F.R. 7137, effective 7–1–44 and Am. 18, 9 F.R. 12530, effective 10–19–44]

(d) *In the Territory of Hawaii—(1) On bulk sales.* At any particular shipping or delivery point in the Territory of Hawaii the amount provided by section 22 of Maximum Price Regulation 373[20] and the sum of 56 cents per 42 gallon barrel may be added to a maximum price determined under section 5.2 of this regulation for bulk deliveries of Pacific Specification No. 300 fuel oil or Pacific Specification No. 400 fuel oil.

SEC. 6.5 *On sales of gasolines and blending naphthas—(a) In the Eastern Seaboard Area—(1) Within the area generally; at all selling levels.*

(i) [Revoked]

[Subparagraph (i) revoked by Am. 32, 10 F.R. 11245, effective 2–26–45]

(ii) *Reductions to certain maximum prices established under Article VIII for automotive and certain aviation gasolines.* Within the areas listed below maximum prices established pursuant to § 1340.159 (b) (7) of Revised Price Schedule No. 88, or Article VIII of Maximum Price Regulation No. 88 for automotive or aviation gasoline below 87 octane ASTM shall be reduced as follows:

[20] Revised: 10 F.R. 6646, 7407, 7794, 7799, 8020, 8069, 8371, 8979, 9273, 9274, 9275, 9466, 9540, 9620, 9618, 9882, 9928, 10085, 10086, 10125, 10229, 10437.

State or portion thereof	Reductions from the ceiling originally established in cents per gallon	
	If established prior to Sept. 1, 1944	If established subsequent to Aug. 31, 1944 and prior to Sept. 1, 1945
Connecticut	1.2	1.2
Delaware	1.2	1.2
Florida (east of the Apalachicola River)	.9	.6
Georgia	.9	.6
Maine	1.2	1.2
Maryland	1.2	1.2
Massachusetts	1.2	1.2
New Hampshire	1.2	1.2
New Jersey	1.2	1.2
New York	1.2	1.2
Excepting Schedule "D" area	1.2	.6
North Carolina	1.2	.8
Pennsylvania	1.2	1.2
Excepting Schedule "D" area	1.2	.6
Rhode Island	1.2	1.2
South Carolina	1.2	.8
Tennessee (corporate limits of Bristol only)	1.2	1.2
Vermont	1.2	1.2
Virginia	1.2	1.2
West Virginia	1.2	1.2
Excepting Schedule "D" area	1.2	.6
District of Columbia	1.2	1.2

[Subparagraph (ii) amended by Am. 32, 10 F.R. 11245, effective 9–1–45]

(iii) [Revoked]

[Subparagraph (iii) revoked by Am. 36, 10 F.R. 13494, effective 11–1–45]

[Subparagraph (1) added; former (1) and (2) revoked; (3) redesignated (2) by Am. 17, 9 F.R. 10639, effective 9–1–44; and (1) amended by Am. 21, 9 F.R. 14064, effective 12–2–44; Am. 25, 10 F.R. 2080, effective 2–26–45. Sec. heading amended by Am. 25]

(2) *Within Schedule "D" area of Zone 6 of Petroleum Administration for War District One.* On sales f. o. b. refineries and terminals within Schedule "D" area of Zone 6, as defined in section 1.14 (n) of this regulation, for shipment to ultimate destinations in Petroleum Administration for War District One outside of such Schedule "D" area, the maximum price for gasoline shall be the maximum price as determined under Article V. If a seller's maximum price for a sale as described above was established prior to December 1, 1943 under § 1340.159 (b) (7) of Revised Price Schedule No. 88 then his maximum price shall be his said maximum price prior to December 1, 1943 less 1.2¢ per gallon.

(b) *In the Territory of Puerto Rico: at all selling levels.* In the Territory of Puerto Rico on deliveries to all purchasers other than the United States Government, its agencies or instrumentalities, when purchased for their exclusive use, the sum of 3¢ per gallon may be added to a maximum price determined under Article V for deliveries of gasoline.

[Paragraph (b) amended by Am. 8, 9 F.R. 4686, effective 5–8–44; Am. 32, 10 F.R. 11245, 11748, effective 9–1–45, and Am. 33, 10 F.R. 12082, effective 9–1–45]

(c) *In the States of Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota and Wisconsin—(1) On delivered-at-destination sales at the tank car level to certain tank wagon or service station resellers.* If, for the sale of a particular grade of gasoline there was a contract in effect on October 1, 1941 between a supplier and either a tank wagon or service station reseller; and if such contract provided for varying the supplier's price to the reseller on the basis of the tank wagon price at the delivery point; and if the maximum tank wagon price at such delivery point is increased by the provisions of either section 7.4 or Article IV, then the supplier's maximum price at the particular delivery point to the particular reseller shall be as determined below or as determined under section 5.2, whichever price shall be higher.

(i) If the maximum tank wagon price at the delivery point is increased to the normal tank wagon price posted for such point by the reference seller on October 1, 1941, then the supplier may charge the reseller the highest price that he could have charged him under the terms of the contract on October 1, 1941, had the tank wagon price at the delivery point then been normal.

(ii) If the maximum tank wagon price at the delivery point is increased toward but not to the normal tank wagon price posted for such point by the reference seller on October 1, 1941, then the supplier's maximum price shall be a price which is equal to the adjusted maximum tank wagon price less the margin which would have been provided on October 1, 1941 by the terms of the contract had the tank wagon price at the delivery point then been normal.

(2) *On f. o. b. shipping point sales to certain tank wagon or service station resellers.* If on October 1, 1941 there was a contract in effect for the sale of a particular grade of gasoline by a supplier to a tank wagon or service station reseller; and if such contract provided for varying the supplier's f. o. b. shipping point price on the basis of the tank wagon price at a stipulated point; and if the maximum tank wagon price at such point is increased by section 7.4 or Article IV, then, by application in writing to the Administrator, the supplier may apply for a written order increasing his maximum price, as determined under section 5.2, to the particular reseller.

[Paragraph (c) amended by Am. 11, 9 F.R. 7137, effective 7–1–44; Am. 21, 9 F.R. 14064, effective 12–2–44; Am. 26, 10 F.R. 3553, effective 4–7–45; and Am. 27, 10 F.R. 6936, effective 6–13–45]

(d) *In certain Maryland and Virginia communities—On tank wagon deliveries.* Effective as of February 19, 1944, on tank wagon deliveries of gasoline in those communities of Maryland and Virginia, where immediately prior to January 1, 1942, tank wagon sellers were absorbing part of the state gasoline taxes in order to avoid wide differences between the total selling prices in such communities and those in Washington, D. C., there may be added to a maximum price determined under section 5.2 a sum equal to the amount of tax absorbed or .5¢ per gallon, whichever is lower.

[Paragraph (d) added by Am. 6, 9 F.R. 4395, effective 4–29–44]

(e) *Throughout the United States—(1) Increases to maximum prices determined under Article VIII for automotive gasoline.* The sum of .125¢ per gallon shall be added to maximum prices except tank wagon maximum prices and except delivered-at-destination drum lots delivered maximum prices determined under Article VIII on or after August 15, 1944, for 70–74 octane ASTM gasoline, regular, housebrand, second structure or any automotive gasoline sold under any designation which is covered by the foregoing specifications and/or designations.

[Paragraph (e) added by Am. 33, 10 F.R. 12062, effective 9–1–45. Former (e) added by Am. 16, 9 F.R. 9896, effective 8–15–44; amended by Am. 20, 9 F.R. 13522, effective 11–15–44; and Am. 23, 9 F.R. 14944 effective 12–28–44; revoked by Am. 32, 10 F.R. 11245, 11748, effective 9–1–45]

SEC. 6.6 *On sales of liquefied petroleum gas—(a) In the Territory of Hawaii—on sales in packages.* At any particular delivery or shipping point in the Territory of Hawaii, the sum of .5 of a cent per pound may be added to a maximum price determined under section 5.2 for liquefied petroleum gas when sold in packages.

SEC. 6.7 [Revoked]

[Sec. 6.7 revoked by Am. 1, 9 F.R. 2405, effective 2–28–44]

ARTICLE VII—MAXIMUM TANK WAGON PRICES DETERMINED IN ACCORDANCE WITH REFERENCE SELLER'S PRICES

SEC. 7.1 [Revoked]

[Sec. 7.1 revoked by Am. 24, 10 F.R. 739, effective 1–23–45]

SEC. 7.2 *Designated reference sellers.* The companies hereinafter named are the reference tank wagon sellers for any point in the Continental United States, in the state, states or districts set out opposite the name of the company: *Provided*, That such company has an applicable maximum price for such point.

For any point in the State of:	*Reference tank wagon sellers*
Alabama	Standard Oil Company Incorporated in Kentucky
Arizona	Standard Oil Company of California.
Arkansas	Standard Oil Company of Louisiana.
California	Standard Oil Company of California.
Colorado	Continental Oil Company [1]
Connecticut	Socony-Vacuum Oil Company, Inc.
Delaware	The Atlantic Refining Company.
District of Columbia	Standard Oil Company of New Jersey
Florida	Standard Oil Company Incorporated in Kentucky
Georgia	Standard Oil Company Incorporated in Kentucky
Idaho	Continental Oil Company [1]
Illinois	Standard Oil Company (Indiana).
Indiana	Standard Oil Company (Indiana).

For any point in the State of:	*Reference tank wagon sellers*
Iowa	Standard Oil Company (Indiana).
Kansas	Standard Oil Company (Indiana).
Kentucky	Standard Oil Company Incorporated in Kentucky
Louisiana	Standard Oil Company of Louisiana.
Maine	Socony-Vacuum Oil Company, Inc.
Maryland	Standard Oil Company of New Jersey
Massachusetts	Socony-Vacuum Oil Company, Inc.
Michigan	Standard Oil Company (Indiana).
Minnesota	Standard Oil Company (Indiana).
Mississippi	Standard Oil Company Incorporated in Kentucky.
Missouri	Standard Oil Company (Indiana).
Montana	Continental Oil Company [1]
Nebraska	Standard Oil Company (Indiana).
Nevada	Standard Oil Company of California.
New Hampshire	Socony-Vacuum Oil Company, Inc.
New Jersey	Standard Oil Company of New Jersey
New Mexico	Continental Oil Company [1]
New York	Socony-Vacuum Oil Company, Inc.
North Carolina	Standard Oil Company of New Jersey
North Dakota	Standard Oil Company (Indiana).
Ohio	Standard Oil Company of Ohio.
Oklahoma	Continental Oil Company [1]
Oregon	Standard Oil Company of California.
Pennsylvania	Atlantic Refining Company.
Rhode Island	Socony-Vacuum Oil Company, Inc.
South Carolina	Standard Oil Company of New Jersey
South Dakota	Standard Oil Company (Indiana).
Tennessee	Standard Oil Company of Louisiana.
Texas	The Texas Company.
Utah	Continental Oil Company [1]
Vermont	Socony-Vacuum Oil Company, Inc.
Virginia	Standard Oil Company of New Jersey
Washington	Standard Oil Company of California.
West Virginia	Standard Oil Company of New Jersey
Wisconsin	Standard Oil Company (Indiana).
Wyoming	Continental Oil Company [1]
Territory of Hawaii	Standard Oil Company of California.

[Table amended by Am. 24, 10 F.R. 739, effective 1–23–45; and Am. 31, 10 F.R. 10434, effective 8–29–45]

[1] At any point where the tank wagon business of the Continental Oil Company has been taken over by the General Petroleum Corporation of California the latter shall be considered to be the reference seller.

[Footnote added by Am. 29, 10 F.R. 8900, effective 7–23–45]

SEC. 7.3 *Consumers tank wagon prices—(a) In the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut and New York—Use of reference seller's maximum prices required.* Where deliveries are made within the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut and New York, any seller's maximum price for tank wagon and returnable steel barrel deliveries of motor gasoline to a consumer of any class other than a Governmental agency shall be as follows:

(1) For tank wagon deliveries in single lots of 200 gallons or more to a purchaser whose semi-annual requirements, as hereinafter defined, for bulk delivery are:

(i) 10,000 gallons and up to 60,000 gallons the maximum commercial consumer's tank wagon price, as determined under other provisions of this price regulation, of the reference tank wagon seller.

(ii) Under 10,000 gallons one-half cent (½¢) per gallon in addition to the maximum price established under (i).

(iii) 60,000 gallons or more one-quarter cent (¼¢) per gallon less than the maximum price established under (i).

(2) For tank wagon deliveries in single lots of less than 200 gallons, one cent (1.0¢) per gallon in addition to the maximum price to the same purchaser as established under (1).

(3) For returnable steel barrel deliveries, three cents (3¢) per gallon in addition to the maximum price to the same purchaser as established under (1).

(b) *In the States of New Jersey, Pennsylvania, Delaware, Maryland, Virginia and the District of Columbia—Use of reference seller's maximum price required.* Where deliveries are made within the States of New Jersey, Pennsylvania, Delaware, Maryland, Virginia, and the District of Columbia, any seller's maximum price for tank wagon and returnable steel barrel deliveries of motor gasoline to a consumer of any class other than a governmental agency shall be as follows:

(1) For tank wagon deliveries in single lots of 200 gallons or more to a purchaser whose semi-annual requirements for all grades of motor gasoline as hereafter defined for bulk delivery are:

(i) Under 60,000 gallons, the maximum commercial consumer's tank wagon price of the reference seller for the particular grade of gasoline in the tank wagon area of the reference seller where delivery is made, as such price is determined under other provisions of this price regulation.

(ii) 60,000 gallons and more, the maximum price as established under (i) less ¾ of a cent per gallon or the maximum price as established under (i) less an amount equal to the largest difference, if any, per gallon, between the net price charged and the undivided dealer tank wagon price of the reference seller for such grade of gasoline on any tank wagon delivery to the purchaser from any supplier during March 1941, in such area, whichever price is higher.

(2) For tank wagon deliveries in single lots of less than 200 gallons, one cent (1.0¢) per gallon in addition to the maximum price to the same purchaser as established under (1).

(3) For returnable steel barrel deliveries, two cents (2.0¢) per gallon in addition to the maximum price to the same purchaser as established under (1).

(c) *Method of determining a consumer's semi-annual requirements.* For the purposes of section 7.3 on and after January 1, 1946, a consumer's semi-annual requirements of motor gasoline for bulk delivery only, shall be the seller's best estimate of such consumer's requirements as of January 1 for the first six months of any calendar year, and as of July 1 for the second six months of any calendar year.

[Paragraph (c) amended by Am. 39, 10 F.R. 11634, effective 1–14–46]

SEC. 7.4 *In the States of Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota and Wisconsin*—(a)

When use of reference seller's maximum tank wagon price is required. Except as provided in (b) below a seller's maximum tank wagon price for a particular grade of automotive gasoline, stove and lamp naphtha, kerosene, range, stove or heater oil, distillate fuel, diesel fuel or tractor fuel [21] at a particular point in any of the States of Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota or Wisconsin shall be either (1) the reference tank wagon seller's normal price as posted on October 1, 1941, for the same point, except that in the case of the tank wagon deliveries of kerosene and fuel oils the sum of .3¢ per gallon may be added or (2) said reference seller's maximum tank wagon price for such product at the same point as determined under Articles V and VI plus .7 of a cent per gallon whichever results in the lower price.[22]

If the reference seller has no maximum price at a particular point for a particular grade of any of the products named above, then the tank wagon seller's maximum price shall be the maximum price as determined or established under other provisions of this regulation.

[Paragraph (a) amended by Am. 23, effective 12–28–44; Am. 24, 10 F. R. 739, effective 1–23–45; Am. 27, 10 F.R. 6936, effective 6–13–45; Am. 28, 10 F.R. 7195, effective 6–13–45; Am. 32, 10 F.R. 11245, effective 9–1–45; Am. 33, 10 F.R. 12082, 12554, effective 9–1–45; and Am. 36, 10 F.R. 13494 effective 11–1–45]

[21] For the purpose of section 7.4 (a) distillate type (non-volatile) tractor fuel of 40 octane ASTM and above and of 30–39 octane ASTM are to be considered the same grade of tractor fuel

[22] For deliveries of 100 gallons and over of Stanolind High-Speed Diesel fuel or any Diesel fuel of the same grade, deduct 1¢ per gallon.

(b) *When use of reference seller's maximum tank wagon price is not required*—(1) *For tractor fuel.* At any point covered by paragraph (a) above, a seller's maximum tank wagon price for tractor fuel shall be either as determined under such paragraph (a) or as determined under other provisions of the regulation, whichever is higher.

(2) *Upon written authorization.* Upon application in writing and for good cause shown, a seller may be authorized by order in writing of the Price Administrator or his duly authorized representative to determine his maximum tank wagon price under section 5.2 instead of under paragraph (a) above.

[Sec. 7.4 amended by Am. 20, 9 F.R. 13522, effective 11-15-44]

SEC. 7.5 *In the States of Arizona, California, Nevada, Oregon, and Washington*—(a) *When reference seller's maximum tank wagon prices are required.* Except as provided in paragraphs (b) and (c) below, a seller's maximum tank wagon price or prices at a particular delivery point in the States of Arizona, California, Nevada, Oregon, Washington, and the territory of Hawaii for 80 and 73 Octane ASTM aviation gasoline, first structure (premium grade), second structure (regular grade) and third structure (third grade) gasoline to service station dealers; [32] and for regular grade kerosene to dealers at retail establishments and to domestic consumers; and for P. S. 100 fuel oil and P. S. 200 fuel oil to all classes of purchasers, shall be the reference seller's posted price as of October 14, 1941 for the same grade of the particular product at the particular delivery point plus, in the case of tank wagon deliveries of kerosene and fuel oil in Washington and Oregon, the sum of .3¢ per gallon.

[Paragraph (a) amended by Am. 27, 10 F.R. 6936, effective 6-13-45; Am. 29, 10 F.R. 8900, effective 7-23-45; Am. 31, 10 F.R. 10434, effective 8-29-45; Am. 32, 10 F.R. 11245, effective 9-1-45; and Am. 36, 10 F.R. 13494, effective 11-1-45]

(b) *Maximum tank wagon prices on sales of gasoline [33] and kerosene to the United States, Armed Forces, Foreign Economic Administration and Federal agencies making purchases under T. P. S. contracts.* On all sales to the United States Armed Forces, the Foreign Economic Administration and Federal agencies making purchases under T. P. S. contracts, any seller's maximum tank wagon price for a particular grade of automotive gasoline or kerosene shall be as determined under paragraph (a) above less the following deductions:

	Cents per gallon
First structure (premium grade) gasoline	4.0
Second structure (regular grade) gasoline	3.0
Third structure (third grade) gasoline	2.0
Kerosene	3.0

Provided, however, That maximum prices shall be established under section 8.3 for deliveries under T. P. S. contracts entered into on a zone basis for the fourth quarter of 1944.

[Paragraph (b) amended by Am. 23, 9 F.R. 14944, effective 12-28-44]

(c) [Revoked]

[Paragraph (c) amended by Am. 21, 9 F. R. 14064, effective 12-2-44; Am. 24, 10 F.R. 739, effective 1-23-45; revoked by Am. 31, 10 F.R. 10434, effective 8-29-45]

[Sec. 7.5 added; former 7.5 redesignated 7.6 by Am. 18, 9 F.R. 12530, effective 10-19-44]

SEC. 7.6. *In States other than those covered by sections 7.4 and 7.5. Use of Reference Seller's Maximum Prices Optional.* A seller's maximum tank wagon price in States other than those named in sections 7.4 and 7.5 for a particular grade of automotive gasoline, stove and lamp naphtha, kerosene, range or stove oil, distillate fuel oils, tractor and Diesel fuel, shall be his maximum price as determined or established under other provisions of the Regulation, or the reference tank wagon seller's maximum price for the same grade at the same point, whichever is higher.

[Sec. 7.6 amended by Am. 18; Am. 24, 10 F.R. 739, effective 1-23-45 and Am. 30, 10 F.R. 9585, effective 8-1-45]

ARTICLE VIII—MAXIMUM PRICES TO BE ESTABLISHED UPON APPLICATION

SEC. 8.1 *Continuing effectiveness of certain maximum prices heretofore approved under § 1340.159 (b) (7) or (b) (16) of Revised Price Schedule No. 88.* If a maximum price for a product at a given shipping or delivery point cannot be established under any preceding article of this regulation and if a maximum price for the product at the particular point was heretofore approved for the seller under § 1340.159 (b) (16) or § 1340.159 (b) (7) of Revised Price Schedule No. 88, then such approval shall be deemed to continue in full force and effect as if granted under section 8.2 or 8.3 below.

SEC. 8.2 *For waste or re-refined lubricating oil sold for use as fuel oil.* When waste lubricating oil or re-refined lubricating oil is sold for use as fuel oil, a seller may not charge and a buyer may not pay a price therefor until a maximum price has been approved in writing by the Office of Price Administration. Applications for such approval must be made in writing to the Petroleum Branch of the Office of Price Administration, Washington, D. C., and shall contain the same information as is required for an application under section 8.3 below.

[Sec. 8.2 amended by Am. 4, 9 F.R. 3840, effective 4-14-44 and Am. 11, 9 F.R. 7137, effective 7-1-44]

SEC. 8.3 *For all other products covered by this regulation.* (a) If under any preceding section of this regulation a seller is unable to determine the maximum price at a given shipping or delivery point for any product covered by this regulation then the seller may nevertheless make a sale of such product at the said point or may notify the Office of Price Administration in writing that he has set a tentative maximum price for the product at the said shipping or delivery point. In giving notice of the setting of such tentative maximum price or within 15 days of the making of the said sale, the seller shall file with the Petroleum Branch of the Office of Price Administration, Washington, D. C., a written request for the approval of either the tentative or sale price and together with such request a statement setting forth:

(1) Such tentative or sale price and in the latter case, full details of the sale;

(2) An explanation as to why it is impossible for the seller to establish a selling price under preceding articles of this regulation;

(3) Whenever applicable that the price set or charged by him is in line with the level of maximum prices for the three most closely competitive sellers of his same class and his own maximum price for the same product at three other points nearest the point at which the tentative price is set;

(4) Whenever subparagraph (3) is not applicable, an explanation, supplemented by specifications as to how the particular product differs from the two products having the most nearly similar specifications for which maximum prices are established under preceding articles of this schedule, the maximum prices of such products and a statement showing a computation of the cost to the seller [34] of the particular product and how that differs from the cost to him of the two products having the most nearly similar specifications.

Such tentative or sale price shall be the seller's maximum price at the particular shipping point or delivery point for the particular product until the said price is disapproved in writing by the Office of Price Administration or until the seller is notified in writing that a substitute maximum price has been set by the Office of Price Administration. Either an approved tentative or sale price or a substitute maximum price set by the Office of Price Administration may be replaced by another maximum price upon written notice to the seller from the Office of Price Administration.

(b) If a seller shall fail to report a sale as required by paragraph (a) above the Office of Price Administration may at any time upon written notice to the seller establish his maximum price for the particular product at the particular point effective retroactively to a date 15 days after the making of the said sale.

ARTICLE IX—TEMPORARY INCREASES

SEC. 9.1 *Kerosene, range oil, stove oil, Nos. 1, 2, 3 and 4 distillate fuel oil (including distillate diesel fuels and distillate gas oils) light and heavy tractor fuel and PS 100 and PS 200 fuel oil.*—(a) *PAW Districts I, II, III and IV, Puerto Rico and the Virgin Islands.* Notwithstanding other provisions of this regulation maximum prices determined or established on an f. o. b. or delivered price basis in PAW Districts I, II, III and IV and the territories of Puerto Rico and the Virgin Islands at all levels of sale for kerosene, range oil, stove oil, Nos. 1, 2, 3, and 4 distillate fuel oil (including distillate diesel fuels and distillate gas oils), and light and heavy tractor fuel shall be the maximum price as determined or established under other provisions of this regulation plus .5¢ per gallon. Section 9.1 (a) shall not apply to any maximum price established or determined under section 8.3 on and after March 18, 1946.

(b) *PAW District V.* Notwithstanding other provisions of this regulation maximum prices determined or established on an f. o. b. or a delivered price basis in PAW District V at all levels of sale for kerosene and PS 100 and PS 200 fuel oil shall be the maximum price as determined or established under other sections of this regulation plus .75¢ per gallon. Section 9.1 (b) shall not apply to any maximum price established or determined under section 8.3 on and after March 18, 1946.

[Sec. 9.1 amended by Am. 39, 10 F.R. 11634; effective 1-14-46; Am. 40, 11 F.R. 995, effective 1-24-46; Am. 41, 11 F.R. 1887, effective 2-20-46 and Am. 42, 11 F.R. 2090 effective 3-18-46]

SEC. 9.2 *Nos. 4, 5, and 6 residual fuel oil, gas enrichment oil, heavy diesel oil, Navy special fuel oil, bunker "C" fuel oil, PS 300 and PS 400 fuel oil.*—(a) *PAW Districts I, II, III and IV, Puerto Rico, and the Virgin Islands.* Notwithstanding other provisions of this regulation maximum prices determined or established on an f. o. b. or delivered price basis in PAW Districts I, II, III and IV, and the territories of Puerto Rico and the Virgin Islands at all levels of sale for Nos. 4, 5, and 6 residual fuel oil, gas enrichment oil, heavy diesel oil, Navy special fuel oil, bunker "C" fuel oil, shall be the maximum price as determined or established under other sections of this regulation plus 21¢ per barrel. Section 9.2 (a) shall not apply to maximum prices established by individual letter order for sales to the United States Navy of Navy special fuel oil, No. 6 residual fuel oil, or Grade 2 Navy fuel oil and shall not apply to any maximum price established or determined under section 8.3 on and after March 18, 1946.

(b) *PAW District V.* Notwithstanding other provisions of this regulation maximum prices determined or established on an f. o. b. or delivered price basis at all levels of sale for gas enrichment oil, heavy diesel oil, Navy special fuel oil, bunker "C" fuel oil, PS 300 and PS 400 fuel oil shall be the price as determined or established under other sections of this regulation plus 15¢ per barrel. Section 9.2 (b) shall not apply to maximum prices established by individual letter order for sales to the United States Navy of Navy special fuel oil, No. 6 residual fuel oil, or Grade 2 Navy fuel oil and shall not apply to any maximum price established or determined under section 8.3 on and after March 18, 1946.

[Sec. 9.2 added by Am. 42, 11 F.R. 2990, effective 3-18-46. Former 9.2 amended by Am. 39, 10 F.R. 11634, effective 1-14-46 and revoked by Am. 40, 11 F.R. 995, effective 1-24-46]

[Article IX added by Am. 38, 10 F.R. 15266, effective 12-19-45]

Effective date. This regulation shall become effective February 19, 1944, as to the 48 states and the District of Columbia and April 4, 1944, as to the territories and possessions, except the Panama Canal Zone. [MPR 88 originally issued February 14, 1944]

[NOTE: Effective dates of amendments are shown in notes following the parts affected]

NOTE: All reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 5th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5875; Filed, Apr. 8, 1946; 4:33 p. m.]

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 3]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 111 is amended in the following respects:

1. Section 25, Appendix A is amended by deleting the following models and retail ceiling prices:

Manufacturer	Model No.	Description	Retail ceiling price
Hamilton Beach	26	Cylinder type included: 9-piece attachment set	$61.75
	Hand cleaner	Plain suction type	16.45
		6-piece attachment set	3.25
	12	Floor type—Motor-driven brush	30.55
		7-piece attachment set	6.50
	14	Floor type—Motor-driven brush	40.90
		7-piece attachment set	6.50
Regina Corporation	50	Floor type—Motor-driven brush—Included: 10-piece attachment set.	74.75
Scott & Fetzer Co	4-C	Floor type—Motor-driven brush	77.00
		Standard attachments set	12.50
	2-R	Floor type—Motor-driven brush	77.00
		Standard attachment set	10.00
		Extra attachments (optional) spray gun	2.50
		Motor-driven floor polisher	12.50

2. Section 25 Appendix A is amended by adding in the proper alphabetical order the following models of vacuum cleaners:

Manufacturer	Model No.	Description	Retail ceiling price
Apex Rotarex Corp	49	Hand type—motor-driven brush	$16.00
P. A. Geier	130	Commercial—Plain suction	51.00
Hamilton Beach Co	26	Cylinder type—Included: 9-piece attachment set	59.50
	Hand cleaner	Plain suction type	16.00
		6-piece attachment set	3.00
	12	Floor type—Motor-driven brush	29.90
		7-piece attachment set	6.00
	14	Floor type—Motor-driven brush	39.75
		7-piece attachment set	6.00
Regina Corp	50	Floor type—Straight suction; 2 speeds, included: 10-piece attachment set.	74.75
Sears, Roebuck & Co	745Jr	Hand type—Motor driven brush	15.95
		Mail order catalog	14.35
Scott & Fetzer Co	505	Floor type—Motor-driven brush	[1] 77.00
		Standard attachment set	12.50
	4-R	Floor type—Motor-driven brush	[1] 77.00
		Standard attachment set	10.00
		Extra attachments (optional) spray gun	2.50
		Motor-driven floor polisher	12.50

[1] Prices west of Rockies $1.50 higher.

This amendment shall become effective on the 8th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5873; Filed, Apr. 8, 1946; 4:31 p. m.]

PART 1380—HOUSE AND SERVICE MACHINES INDUSTRY

[MPR 598, Amdt. 7]

POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respect:

Section 24, Appendix A is amended by adding thereto in alphabetical order the following models of refrigerators and retail ceiling prices:

Make	Brand	1946 Model No.	1st zone
The Coolerator Co	Coolerator [1]	DR-85	[2] $239.95
		R-75-S	247.95
		R-75	299.95

[1] An additional charge of $4.75 may be made for refrigerators equipped with a left hand door.

[2] Zone 1 includes the 48 States and Washington, D. C.

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[32] On sales of automotive gasoline to service station dealers all deliveries by truck or truck and trailer, unless same are being presently used in lieu of tank cars, are, within the meaning of this paragraph, sales at the tank wagon level.

[33] On sales of automotive gasoline to the above purchasers, all deliveries by truck or truck and trailer, unless same are presently being used in lieu of tank cars, are, within the meaning of this paragraph, sales at the tank wagon level.

[Footnote 24 added by Am. 19, 10 F.R. 8900, effective 7-[illegible]]

[34] Where the product or any component thereof has been purchased by the applicant and the sale of such product to the applicant was exempted from price control the cost data submitted must show the cost of such product to the original producer thereof rather than the cost to the applicant.

This amendment shall become effective on the 8th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5866; Filed, Apr. 8, 1946; 4:28 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136,[1] Incl. Amdts. 1-31]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

This compilation of Revised Maximum Price Regulation 136 includes Amendment 31, effective April 13, 1946. The text added and amended by Amendment 31 is underscored. Deletions and revocations are indicated by notes.

In the judgment of the Price Administrator the maximum prices established by this revised regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended. A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.[2]

ARTICLE I—SCOPE AND PROHIBITIONS OF THE REGULATION

Sec.
1. Scope.
2. Exclusions.
3. Relationship to other regulations.
4. Prohibitions.
5. Less than maximum prices.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

6. Base dates.
7. Maximum manufacturers' prices for products with list or established prices.
8. Maximum manufacturers' prices for products that have been modified.
9. Maximum manufacturers' prices for products without list or established prices.
10. Pricing formula for manufacturers.
11. Maximum resellers' prices.
12. Maximum prices for second-hand products, in general.
13. Maximum prices for certain sales of second-hand products.
14. Maximum rental rates.
15. Revoked.
16. Taxes.
17. Terms and conditions of sale.
18. Transfers of business or stock in trade.
19. Maximum prices for certain specified products.
20. Individual maximum prices.

ARTICLE III—MISCELLANEOUS

21. Applications for adjustment.
22. Petitions for amendment.
23. Adjustable pricing.
24. Records.
25. Reports.
26. Evasion.
27. Violation.
28. Definitions.
29. Delegation of authority.
30. Industry-wide adjustments for reconversion products.
31. Industry adjustments.

Appendix A: Products covered by the regulation.
Appendix B: Form for reporting manufacturers' new list prices.
Appendix C: Table of depreciation rates for determining maximum prices of second-hand products.

[1] 10 F.R. 3197.

[2] Statements of the Considerations are issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

AUTHORITY: § 1390.1 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—SCOPE AND PROHIBITIONS OF THE REGULATION

SECTION 1. *Scope*—(a) *Commodities and transactions.* Except as provided in the next section 2, this regulation establishes maximum prices for all sales, rentals and leases of unused or second-hand products that fall within the groups listed in Appendix A. Note that this regulation applies to sales to governmental, as well as non-governmental, purchasers. Thus, a product which falls within the groups listed in Appendix A is covered by this regulation, even if it is made only for military purposes and is sold to an agency of the United States.

(b) *Geographical applicability.* This regulation applies in the forty-eight states of the United States, in the District of Columbia, and in the territories and possessions of the United States.

SEC. 2. *Exclusions*—(a) *Commodities.* Any sales, leases or rentals of the following:

NOTE: This paragraph only deals with commodities which are covered by regulations which are superseded by this regulation. For commodities covered by other regulations see section 3 (Relationship to other regulations). Unless otherwise indicated, maximum prices for the commodities listed below are established by another regulation.

(1) Diamond dies and diamond tools. Sales of diamond dies under .002" are exempted from price control by Revised Supplementary Regulation 1 to the General Maximum Price Regulation.

(2) Instrument jewel bearings. Sales of these bearings are exempted from price control by Revised Supplementary Regulation 1 to the General Maximum Price Regulation.

(3) Nonferrous forgings.

(4) Pipe and tube fittings, except those made of glass.

(5) Refrigeration controls.

(6) Valves.

(7) Bicycle accessories and parts.

(8) Fountain pen and mechanical pencil parts.

(9) Inner-constructions for sofa beds, studio couches and other upholstered dual purpose sleeping equipment.

(10) Mica parts.

(11) Parts (except electrical) for portable lamps, lamp shades and residential lighting fixtures.

(12) Parts and accessories of musical instruments, including toy and novelty musical instruments.

(13) Radio cabinets.

(14) Radio receiver tubes covered by section 3.3 of Supplementary Regulation 14J to the General Maximum Price Regulation. Note that this exclusion does not apply to sales by manufacturers. Sales of these radio receiver tubes by manufacturers are covered by this regulation.

(15) Refrigerator cabinets.

(16) Watch and clock parts, except springs.

[Subparagraphs (7) through (16), inclusive, added by Am. 5, 10 F.R. 7682, effective 6-30-45]

(17) Porcelain covered steel table tops.

[Subparagraph (17) added by Am. 10, 10 F.R. 10436, effective 8-24-45]

(b) *Certain leases.* Any leases or rentals of the following:

(1) Public address systems.

(2) Electric storage batteries.

(3) Surveying and drafting instruments, and engineering reproduction equipment.

NOTE: Maximum prices for these leases and rentals are established by Revised Maximum Price Regulation 165 (Services).

(c) *Installation or erection services.* Where a person sells an unused product covered by this regulation, and also furnishes the services required to incorporate that product into a building, structure or construction project, the maximum price for the sale of the product must be determined under this regulation and the maximum price for the installation or erection services must be determined under Revised Maximum Price Regulation 251 (Construction Services and Sales of Installed Building Materials). In the case of a sale, the price of the product need not be billed or invoiced separately, but the seller shall maintain records of the price of the product pursuant to section 24 (a) of this regulation, and of the price for the installation services pursuant to section 15 (a) of Revised Maximum Price Regulation 251. All such records shall be available for inspection by the representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. Note that the sale of the second-hand products on an installed or erected basis is covered by section 12 of this regulation.

[Paragraph (c) amended by Am. 9, 10 F.R. 10976, effective 8-30-45]

(d) *Sales of certain parts and subassemblies by a seller of the complete item.* Any sale or delivery of a part or subassembly of a commodity covered by any of the following regulations:

Regulation and Title
Maximum Price Regulation 64:
Domestic Cooking and Heating Stoves.
Revised Price Schedule 86:
Domestic Washing Machines and Ironing Machines.
Revised Price Schedule 102:
Household Mechanical Refrigerators.
Revised Price Schedule 111:
New Household Vacuum Cleaners and Attachments.
Maximum Price Regulation 188:
Manufacturers' Maximum Prices for Specified Building Materials and Consumers' Goods Other Than Apparel.
Maximum Price Regulation 272:
Cast-Iron Boilers and Cast-Iron Radiation.
Maximum Price Regulation 399:
New Ice Boxes.

However, this regulation does cover:

(1) Sales and deliveries of metallic parts and subassemblies of such items (except those parts and subassemblies excluded from the coverage of this regulation by paragraph (a) above) to the manufacturer of the complete item of which they are a part.

(2) All sales and deliveries by a manufacturer of replacement units and assemblies for mechanical refrigerators having a refrigerated volume of 16 cubic feet or less.

(3) All sales and deliveries by a manufacturer of parts for radio transmitting and receiving equipment, except radio cabinets.

(4) All sales and deliveries by a manufacturer of parts for electronic devices or equipment, except radio cabinets.

NOTE: Other regulations establish the maximum prices for those sales which this paragraph (d) excludes from this regulation.

[Paragraph (d) amended by Am. 5, 10 F.R. 7682, effective 6-30-45]

(e) *Certain sales to the War Department.* The following sales are excluded from this regulation (and are exempted from price control by Revised Supplementary Regulation 1 to the General Maximum Price Regulation):

(1) Any sale of used snow plows to the War Department.

(2) Sales by Caterpillar Tractor Company, Peoria, Illinois, pursuant to contract W11-032-eng(MST)-57, and sales by Caterpillar Military Engine Company, Decatur, Illinois, pursuant to subcontract thereunder.

[Paragraph (e) amended by Am. 7, 10 F.R. 9716, effective 8-9-45]

(f) *Certain leases by Defense Plant Corporation.* Any lease by Defense Plant Corporation, where the contract of lease (1) does not provide for specific rentals allocable to specific products, and (2) provides that products will be brought within the scope of the lease after purchase by the Defense Plant Corporation. These leases are exempted from price control by Revised Supplementary Regulation 11 to the General Maximum Price Regulation.

(g) *Certain sales of underground tanks or vessels.* The sale of any tank or vessel which (1) is installed underground at the time of sale, and (2) is purchased for use in its present location. Sales of such tanks are exempted from price control by Revised Supplementary Regulation 1 to the General Maximum Price Regulation.

(h) *Sales of rebuilt fractional horsepower motors.* The sale of a rebuilt fractional horsepower motor of ¾ horsepower or less. The maximum prices for such sales are established by section 3.1 of Supplementary Regulation 14K to the General Maximum Price Regulation. Note that this regulation covers sales of second-hand fractional horsepower motors that have not been rebuilt.

(i) *Secret contracts.* This regulation does not apply to sales or deliveries of any product under a contract or subcontract that is officially classified as "secret" and certified in writing as such to the OPA by the United States, the government of any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act, or any agency of any of the foregoing. Such certification shall state the date of the secret contract or subcontract and its number or other designation. The certifying government agency shall notify the seller and the OPA whenever such contract or subcontract ceases to be secret. This exemption shall not apply after the seller is notified by the certifying government agency that the contract is no longer deemed to be secret.

(j) *Developmental contracts*—(1) *Exclusion.* This regulation does not apply to sales and deliveries of any product manufactured under a contract or subcontract that is certified in writing to the OPA as being "developmental", by the United States, the government of any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act, or any agency of any foregoing. A contract is deemed to be "developmental" during the period required for the selection of a product by the purchaser or for the accumulation of sufficient experience by the manufacturer to permit a fair estimate of the manufacturing costs, or both. If the OPA determines, after consultation with the appropriate government agency, that the period necessary for development has expired, and in writing so notifies such agency and the seller, this regulation shall apply to all subsequent sales and deliveries of such product.

(2) *Report.* Within ten days after entering into any developmental contract or subcontract, the seller shall file a report with the Machinery Branch, Office of Price Administration, Washington 25, D. C. This report shall set forth a description of the products that are the subject of the contract, a summary of the terms of the contract, and an estimate of the expected duration of the developmental work. This report need not be filed if the developmental contract or subcontract is also certified as "confidential" or "restricted" by the certifying government agency.

(k) *Emergency purchases.* This regulation does not apply to sales or deliveries of any product which is purchased for immediate delivery by the United States, the government of any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act, or any agency of any of the foregoing, under such circumstances as to make immediate delivery imperative and as to render it impossible to secure or unfair to require immediate delivery at the maximum price which would otherwise be applicable: *Provided*, That, within ten days after any such emergency purchase in the amount of $500 or more is made, the person making such purchase on behalf of the purchasing government or agency files a report with the Machinery Branch, Office of Price Administration, Washington 25, D. C. This report shall contain (1) a certification that an emergency existed, (2) the name and address of the seller, (3) date of purchase, (4) date of delivery, (5) description of the product purchased, (6) quantity purchased, (7) price at which purchased, and (8) a brief statement of the facts giving rise to the emergency situation which necessitated the purchase at a price higher than the applicable maximum price.

(l) *Retail sales of electric storage batteries, electric fuses and wiring devices.* This regulation applies to sales of electric storage batteries, electric fuses and wiring devices to industrial, commercial or governmental users. However, this regulation does not apply to sales of these items to any other type of user.

[Paragraph (l) added by Am. 5, 10 F. R. 7682, effective 6-30-45]

(m) Sales of special tools, dies, jigs, fixtures, molds, gauges and patterns by manufacturers of special tooling equipment. These sales are subject to Maximum Price Regulation 581—Industrial Services.

[Paragraph (m) added by Am. 6, 10 F.R. 9447, effective 8-4-45]

(n) Chassis for new consumer type receivers and electrical or electronic phonographs as defined in Maximum Price Regulation 599 (Radio Receivers and Phonographs).

[Paragraph (n) added by Am. 31, effective 4-13-46]

SEC. 3. *Relationship to other regulations*—(a) *In general.* Except as otherwise specifically provided in this regulation, this regulation supersedes the General Maximum Price Regulation, Revised Price Schedule 84 (Radio Receiver and Phonograph Parts) and Maximum Price Regulation 188 (Manufacturers' Maximum Prices for Specified Building Materials and Consumers' Goods Other Than Apparel), in so far as transactions covered by this regulation are concerned. This regulation does not apply to transactions covered by any other specific regulation issued by the OPA.

Following is a list selected from those regulations taking precedence over this regulation which are most likely to raise questions of jurisdiction:

(1) Regulations administered by the Machinery Branch:

MPR 1—Second Hand Machine Tools
MPR 67—New Machine Tools
MPR 82—Wire and Cable
MPR 133—Retail Prices for Farm Equipment
MPR 134—Construction and Road Maintenance Equipment Rental Prices and Charges for Operating and Maintenance or Repair and Rebuilding Services
MPR 246—Manufacturers' and Wholesale Prices for Farm Equipment
MPR 351—Ferrous Forgings
MPR 375—Sales of Used Industrial Sewing Machines and Rental Rates for New and Used Industrial Sewing Machines
MPR 465—Used Pressure Vessels and Used Enclosed Atmospheric Pressure Vessels
MPR 523—Plastics Products
MPR 581—Industrial Services

(2) Regulations affecting consumer goods:

MPR 591—Specified Mechanical Building Equipment
MPR 599—Radio Receivers and Phonographs

(3) Regulations affecting industrial materials:

RPS 6—Iron and Steel Products
RPS 41—Steel Castings
MPR 147—Bolts, Nuts, Screws and Rivets
MPR 149—Mechanical Rubber Goods
MPR 214—High Alloy Castings
MPR 235—Manganese Steel Castings and Manganese Steel Casting Products
MPR 241—Malleable Iron Castings
MPR 244—Gray Iron Castings

[Paragraph (a) amended by Am. 31, effective 4-13-46]

(b) *Applicability of the Second Revised Maximum Export Price Regulation.*[3] The maximum price at which a person may make any export sales of any product covered by this regulation shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation or any revision thereto. See the Second Revised Maximum Export Price Regulation for the definition of "export sale".

(c) *Applicability of the Maximum Import Price Regulation.*[4] The provisions of this regulation do not apply to purchases, sales or deliveries of products which originate outside of and are imported into the continental United States. Sales, purchases and deliveries of such imported products are governed by the provisions of the Maximum Import Price Regulation.

(d) *Supplementary Order No. 129*—Supplementary Order No. 129 (Exemption and Suspension from Price Control of Machines, Parts, Industrial Materials and Services) lists the commodities formerly subject to this regulation which are exempted or suspended from price control. The provisions of this regulation continue to apply to all transactions in these commodities which took place before the date upon which the applicable exemption or suspension became effective.

[Paragraph (d) added by Am. 31, effective 4-13-46]

SEC. 4. *Prohibitions.* (a) On and after March 31, 1945 (except as provided in paragraph (b)):

(1) No person shall sell, deliver, lease, rent or negotiate the sale or lease of any product at a price higher than the maximum fixed by this regulation.

(2) No person, in the course of trade or business, shall buy, rent, lease or receive any product at a price higher than the maximum fixed by this regulation. The purchaser or lessee shall be deemed to have complied with the subparagraph, if he receives a written statement from his supplier that the price does not exceed the maximum price and if he has no reason to doubt the validity of this statement.

(b) Nothing in this regulation shall be deemed to prohibit the fulfillment of any contract entered into before March 31, 1945, if the maximum price regulation or price schedule which was applicable to the transaction at the time the contract was made permitted deliveries at such price.

SEC. 5. *Less than maximum prices.* Lower prices than those established by this regulation may be charged or paid.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

SEC. 6. *Base dates.* Appendix A lists four base dates for the products covered by this regulation. These are October 1, 1941, October 15, 1941, March 31, 1942, and April 1, 1943. The date that must be used in determining the maximum price for the sale, lease or rental of any product depends upon the base date listed in Appendix A for that product.

SEC. 7. *Maximum manufacturers' prices for products with list or established prices.* The maximum price for the sale of any product (new and unused), for which the manufacturer had a published list price or established price in effect on the base date, shall be that price, adjusted to reflect all applicable extra charges, discounts or other allowances that the manufacturer had in effect to a purchaser of the same class on the base date. See the definition of "established price in effect on the base date" in section 28 (a).

SEC. 8 *Maximum manufacturers' prices for products that have been modified*—(a) *Pricing formula.* This section is applicable to any product (new and unused), for which the manufacturer either had a published list price or an established price in effect on the base date, or for which a list price has been approved by the OPA. Where a substantial change in design, and the OPA has not previously approved a maximum price for the product as modified, the manufacturer's maximum price shall be a price subject to the "in-line" limitations set forth in paragraph (c) of the next section 9. This price shall be based upon a reflection of the increases and decreases in the factory costs attributable to the modification.

(1) Such cost of modification shall be computed by making additions for those changes which increased cost and subtractions for those which decreased cost, listing and comparing such costs as follows:

(i) Direct labor cost before and after modification of those portions which are modified, in each case using straight-time labor rates *currently* in effect at the manufacturer's plant.

(ii) In the same manner, the *current* costs of materials, parts, subassemblies and components, not exceeding the applicable maximum prices of your customary suppliers.

(iii) In the same manner, the *current* costs of subcontracted services, not exceeding the applicable maximum prices of your customary suppliers of subcontracted services.

(iv) Factory overhead allocable to such direct material or direct labor costs, determined in accordance with the manufacturer's method of accounting and charged at the actual rate or rates in effect in his plant in the month preceding the base date, or at the standard rate or rates, if any, consistently used by the manufacturer for price determining purposes in the month which includes the base date, whichever is lower.

(v) Royalty payments, if any, determined at the rate actually paid by the manufacturer.

(vi) Where the product is sold on a freight allowed or a delivered price basis, out-bound transportation charges may be added. These charges shall be computed in accordance with the manufacturer's base date practice.

(2) The manufacturer shall then add or subtract the net increase or decrease in costs so calculated from his maximum *net* price (after deduction of all trade discounts, but before deduction of cash discounts) to the class of purchasers who paid the lowest net price for the product before modification. The resultant figure is the manufacturer's maximum price for the product as modified when sold to the class of purchasers who buy at the lowest net price. This maximum price may not be rounded out above the computed price.

(3) The manufacturer shall then determine the maximum price to every other class of purchasers by multiplying his maximum price for that class of purchasers before modification by a factor. This factor shall be determined by dividing the manufacturer's new lowest maximum net price after modification (computed under subparagraph (2) above by the manufacturer's lowest maximum net price before modification. The resulting prices and new list price computed in this fashion may not be rounded out above the applicable adjusted prices.

Examples

(1) Items sold on a list price basis:

Compute your new maximum list price. Example: Assume the lowest net price after the modification is $150.00 and applies to a jobber receiving a discount of 25% from the list price. The new list price is $150.00 divided by (100% minus 25%) .75. The maximum net list price is, therefore, $200.00 in this case.

To your maximum new list price, apply your established discounts to determine your maximum net selling prices after the modification of your various other classes of customers. Net selling prices must not exceed your computed new maximum net prices.

(2) Items not sold on a list price basis:

Determine your "new price after modification" to the class of customers who buy at the lowest net price.

To determine the "new price after modification" to any other class of customers, multiply the "new price after modification" to that class of customers receiving the lowest net price by the percentage ratio of the corresponding net prices before the modification.

Example: Assume the following:

Jobber's net price before the modification	$130.00
Dealer's net price before the modification	147.33
Jobber's net price after the modification	150.00

The dealer's net price after the modification is $147.33, multiplied by the factor (150 divided by 130). The dealer's net price after the modification, therefore, is $170.00.

NOTE: Since the maximum new prices may be used only for those products in which the modifications are actually made, manufacturers, in invoicing such modified products, are requested to include in such invoices after the model number or description the notation "revised" or any other explanation properly verifying the modification.

(b) *Report and approval of maximum prices.* If a manufacturer publishes or proposes to publish a list price for a modified product covered by this section, or for the modification itself, he must file a report with the Machinery Branch, Office of Price Administration, Washington 25, D. C. No reports need be filed, however, by a manufacturer who modifies repair parts or tools used in the maintenance and repair of products manufactured by him. The manufacturer must always file a report when specifically requested to do so by the OPA.

This report shall contain:

(1) A description of the modification which was made in the product, and of the product as modified;

(2) Unless the manufacturer states that he does not know of such, he shall name the nearest comparable competitive products, and support or justify his prices for the modified product as compared to the prices of such nearest comparable competitive products in light of the "in-line" tests set forth in section 9 (c).

(3) The computation required by paragraph (a) (1) of this section 8 of the cost of the modified portion both before and after the modification, stating the actual current-date and base-date bases used in his computation.

(4) The computation the proposed maximum prices for the modified product required by paragraph (a) (2) of this section 8.

The manufacturer may include a number of items or lines of items in a single application. In such cases, he may submit the detailed breakdown of comparative costs for representative items, explaining why they may be deemed representative.

After receipt of this report, OPA may (i) approve the proposed maximm price, (ii) disapprove the proposed maximum price, or (iii) establish a different maximum price determined under this section, by order. If the OPA fails to act within thirty days after it receives the required report (or any verification of the facts stated in the report that may be requested), the proposed maximum price shall be deemed to be approved.

The maximum price established in this manner shall be applicable to all subsequent sales and deliveries. However, if the OPA later determines that this price was not figured in accordance with this section, it may disapprove that price at any time. This disapproval will not be retroactive as to any deliveries made before the date of such disapproval.

In the event that the OPA finds that the manufacturer's production experience does not yet warrant the establishment of a permanent maximum price, it may either establish, or give temporary approval to, a maximum price and require further filing under this section at a later date.

(c) *Interim pricing.* Prior to receipt of approval by the OPA of the proposed price, or prior to the expiration of the thirty-day period after receipt by the OPA of the required report (or of any verification of the facts stated in the report that may be requested), the proposed price may be tentatively quoted or charged. However, not more than 75% of this price may be paid or received until the proposed price is or may be considered approved, with final settlement to be made in accordance with the action taken by the OPA, except that the manufacturer may be paid and may receive the proposed price upon compliance with the following conditions: The manufacturer's bills or invoices to customers shall state (1) that the prices charged therein are proposed maximum prices submitted for the approval of the OPA, and (2) payments at such prices may be subject to refund, in accordance with the final action taken by the OPA.

(d) *Certification by seller where the manufacturer is unable to determine the maximum price of purchased materials or services.* For the purposes of this section, if the manufacturer receives a written statement from his supplier that the price charged the manufacturer for the purchased materials, parts or services does not exceed the applicable maximum price, and he has no reason to doubt the validity of this statement, the price certified by the supplier shall be deemed not to be in excess of the maximum price. A statement that "prices in this invoice do not exceed OPA maximum prices" will be acceptable.

[Sec. 8 amended by Am. 31, effective 4-13-46]

SEC. 9 *Maximum manufacturers' prices for products without list or established prices*—(a) *Applicability.* This section is applicable to any product (new or unused) for which the manufacturer had no published list price or established price in effect on the base date, and which is not a modified product covered by section 8. Except where the National Office of the Office of Price Administration has approved a new list price pursuant to paragraph (e), or a maximum price has become established pursuant to paragraph (d), the manufacturer must determine the maximum price for each sale of any such product in accordance with the provisions of this section.

(1) *Experience gained before April 13, 1946.* In the case of a product which the manufacturer has made one or more times in the period preceding April 13, 1946, he shall, for the purpose of any sale of the same product subsequent to that date, recompute his price for the purpose of establishing such price as the maximum price applicable to all subsequent sales of such item pursuant to the provisions of paragraph (d) of this section.

(2) *Products for which the manufacturer has no experience.* In the case where the manufacturer makes any product for the first time on or after April 13, 1946, he shall estimate his maximum price for the purpose of such sale pursuant to the provisions of this section. Upon the second sale of the product he shall recompute and establish its maximum price pursuant to paragraph (d) of this section.

(b) *Maximum prices.* The maximum price for such a product shall be subject to the "in-line" limitations set forth in paragraph (c) of this section in all cases where one or more of the "in-line" tests there stated are applicable. The maximum price shall be based upon a calculation using the method of determining price by relation to cost that the manufacturer had in effect on the base date for products for the same or similar types or for products requiring comparable methods of production. If the manufacturer did not have such a method of price determination on the base date, or was not then in business, he shall use a method approved by the OPA. See section 10, paragraph (b).

(c) *"In-line" limitations.* The maximum price for any product meeting one or more of the tests set forth in this paragraph, shall be a price "in-line" with the maximum prices established under this regulation for similar or comparable products.

(1) Whether the price is "in-line" with prices charged by the applicant for simi-

[3] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9835, 11273, 12919, 14436; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029.

[4] Revised: 11 F.R. 2827.

lar commodities in his own line of products;

(2) Whether standards of construction, design or performance have been promulgated by a Government Agency authorized thereto (e. g.: Bureau of Standards, Interstate Commerce Commission, etc.), or agencies representative of the industry (e. g.: National Board of Fire Underwriters, American Society of Mechanical Engineers, etc.), or have otherwise been established or accepted by the industry;

(3) Whether the industry, irrespective of (2) above, produces commodities which are similar or identical, to the extent that in the absence of a brand name or mark the product of one maker could not be distinguished from other's;

(4) Without reference to (2) or (3), whether the standards of performance claimed by the applicant conform substantially with performance claims of other manufacturers.

(d) *Report and establishment of recomputed prices*—(1) *Recomputation.* After the manufacturer has acquired actual experience in the production of a product, as provided in paragraph (a) above, he shall, upon the second or subsequent sale of such product, recompute the maximum price thereof in accordance with this and the following section 10 making use of his production experience. This recomputed price shall become his established price for all subsequent sales of such product. Such an established price may not be increased, except upon application for price adjustment pursuant to Supplementary Order No. 142 (Adjustment Provisions for Sales of Industrial Machinery and Equipment). However, if the manufacturer believes that his previous production experience is inadequate to determine a maximum price, he may request and receive approval from the Office of Price Administration, Washington 25, D. C., for a further experimental period for the purpose of establishing maximum prices pursuant to this section applicable to all subsequent sales.

(2) *Report and approval of recomputed maximum prices.* If the recomputation required by this paragraph (c) results in the same maximum price, or a lower maximum price, and the price charged by the manufacturer does not exceed the price which he charged for the previous sale, the price resulting from the recomputation shall become the maximum price for all subsequent orders, and no report shall be required. If this recomputation results in a higher maximum price and the manufacturer elects to charge this price on any subsequent sale, he must file a report with the Office of Price Administration, Washington 25, D. C., within ten days after entering into a contract in such increased price. This report shall set forth (i) description of the product and a statement of the applicability or inapplicability of the "in-line" tests set forth in paragraph (b) of this section; (ii) the price on the last sale; the date of such sale and the name and description of the purchaser; (iii) the new price; (iv) an explanation of the reason for the increase, including a comparison of the original cost estimates with the production experience on which the new price is based, applying the manufacturer's price determining method as qualified by section 10.

After receipt of the report, OPA may (*a*) approve the proposed maximum price, (*b*) disapprove the proposed maximum price, or (c) establish by order a different maximum price determined under this section. If OPA fails to act within thirty days after it receives the required report (or any verification of the facts stated in the report that may be requested), the recomputed maximum price shall be deemed to be approved.

(e) *List prices, published or otherwise, and suggested resale prices*—(1) *Applicability.* This paragraph applies to the manufacturer of a new product covered by this section, who (i) publishes or proposes to publish a list price for such product, or (ii) offers or proposes to offer such product for general sale or for sale through one or more resellers, or (iii) is requested, in writing, by the OPA to establish a list or maximum net price for such product.

(2) *Report.* Such manufacturer shall file a report with the Machinery Branch, Office of Price Administration, Washington 25, D. C. stating the proposed list (or maximum net price) for such product. This report shall contain the following information: (i) the names and description of the nearest comparable competitive products, unless the applicant states that he does not know of such; (ii) The information required by OPA Form 694–2167 (see Appendix B); and (iii) a statement of the applicability or inapplicability of the "in-line" tests set forth in paragraph (c) of this section.

A manufacturer, who does not have the information required by OPA Form 694–2167, may propose a maximum price for such product or the basis of its "in-lineness" with the maximum prices established under this regulation for similar or comparable products. In such case, a manufacturer may submit a detailed statement containing the information contained by subdivisions (ii) and (iii) above, without including the information required by subdivision (i).

After receipt of this report, OPA may (*a*) approve the proposed maximum price, (*b*) disapprove the proposed maximum price, or (c) establish a different maximum price, determined under this section, by order. If the OPA fails to act within thirty days after it receives the required report (or any verification of the facts stated in the report that may be requested), the proposed maximum price shall be deemed to be approved.

The maximum price established in this manner shall be applicable to all subsequent sales and deliveries. However, if the OPA later determines that this price was not figured in accordance with this section, it may disapprove that price at any time. This disapproval will not be retroactive as to any deliveries made before the date of such disapproval.

In the event that the OPA finds that the manufacturer's production experience does not yet warrant the establishment of a permanent maximum price, it may establish, or give temporary approval to a maximum price and require further filing under this paragraph (e) at a later date.

(3) *Interim pricing.* Prior to the receipt of OPA's approval of any proposed price, or prior to the expiration of the thirty day period after OPA's receipt of the required report (or any verification of any facts stated in the report that may be requested), the proposed price may be tentatively quoted or charged. However, not more than 75% of this price may be paid or received until the proposed price is approved (or may be considered approved) with final settlement to be made in accordance with the action taken by the OPA, except that the manufacturer may be paid and may receive the proposed price subject to partial refund to the purchaser upon compliance with the following conditions: The manufacturer's bills or invoices to his purchasers shall state (i) that the prices charged therein are proposed maximum prices submitted for the approval of OPA, and (ii) payments at such maximum prices may be subject to refund in accordance with the final action taken by the OPA.

[Sec. 9 amended by Am. 10, 10 F.R. 10436, effective 8-24-45 and Am. 31, effective 4-13-46]

SEC. 10. *Pricing formula for manufacturers*—(a) *Price determining method where the manufacturer had one in effect on the base date.* The manufacturer shall use the method of determining price by relation to cost that he had in effect on the base date for determining the selling prices of products of the same or a similar type. This means that he must use the overhead rates, machine hour rates, if any, rates for general administrative and selling expense, profit markup, discounts and allowances, and any other bases of computing price by relation to cost that were in use in his plant on the base date and are applicable to the product being priced. This pricing method must be applied in accordance with paragraphs (c) to (h), inclusive, of this section.

However, where the production methods, which a manufacturer uses in his plant have changed so radically that his base date price determining method is no longer appropriate, he may submit a proposed revised price determining method to the Machinery Branch, Office of Price Administration, Washington 25, D. C. The OPA may approve such a revised price determining method for use by the manufacturer in substitution for his base date pricing formula only if it is clearly shown that the use of such revised method will not result in maximum prices higher than the manufacturer's existing applicable maximum prices as determinable by application of his base date price formula to his base date production methods. Such revised price determining method should not be deemed approved until the OPA has indicated its approval by issuance of an order pursuant to this paragraph.

[Above paragraph added by Am. 31, effective 4-13-46]

(b) *Price determining method where the manufacturer had none in effect on the base dates*—(1) *Price determining method.* If the manufacturer had no method of determining price by relation to cost in effect on the base date, for products of the same or a similar type, he must file a proposed price determining method with OPA before he delivers any product which is covered by the preceding section 9. This price determining method must relate to labor and material costs, shop-overhead rates, administrative selling and selling expenses, profit margins and other cost factors, in so far as they are applicable, which the manufacturer had in effect in his plant on the base date for comparable products. If the manufacturer was not in business on the base date, the price determining method must nevertheless be reasonable in the light of the operations being or to be performed, and the profit margin in line with that used by comparable manufacturers of comparable products. Immediately upon the determination of such a price determining method, the manufacturer shall file a report with the Machinery Branch, Office of Price Administration, Washington 25, D. C. This report shall set forth (i) a detailed description of the proposed price determining method, (ii) a detailed explanation of all factors included in the proposed price determining method and the manner in which they were determined and are applied, and (iii) a representative sample of prices determined in accordance with the proposed price determining method, showing in detail how they were computed.

[Above paragraph amended by Am. 31, effective 4-13-46]

After receipt of this report, OPA may approve the proposed price determining method, require the manufacturer to file a revised price determining method, or establish a different price determining method. If the OPA fails to act within thirty days after it receives the required report (or any verification of the facts stated in the report that may be requested), the proposed price determining method shall be deemed to be approved. In the event that the OPA finds that the manufacturer's production experience does not yet warrant the establishment of a permanent price determining method, it may either establish, or give temporary approval to, a price determining method and require further filing under this paragraph at a later date.

(2) *Interim pricing.* Prior to receipt of approval by the OPA of the proposed price determining method, or prior to the expiration of the thirty-day period after receipt by the OPA of the required report (or of any verification of the facts stated in the report that may be requested), prices determined in accordance with the proposed price determining method may be quoted or charged. However, until a price determining method has been established and final action is taken by the OPA, not more than 75% of this price may be paid or received, except that the manufacturer may be paid and may receive the price proposed in his report subject to his obligation to refund so much of that payment as is in excess of the maximum price approved by the OPA, if the manufacturer has complied with the following conditions:

(i) The manufacturer has informed his customer, by quotation, bill or invoice, that the prices charged are proposed maximum prices which have been submitted to OPA for its approval; and

(ii) That payments received at those prices are subject to refund to the extent that the maximum prices approved by the OPA are less than the proposed prices stated in the bill or invoice.

[Subparagraph (2) amended by Am. 31, effective 4-13-46]

(3) *Application of price determining method.* The price determining method approved by the OPA must be applied in accordance with paragraphs (c) to (h), inclusive, of this section.

[Subparagraph (3) amended by Am. 10, 10 F.R. 10436, effective 8-24-45. Last sentence revoked by Am. 31, effective 4-13-46]

(c) *Direct labor costs*—(1) *Method of determining direct labor costs.* The manufacturer shall determine direct labor costs by multiplying the straight-time labor rate for each classification of labor in effect on the base date (see subparagraph (2), below) by the estimated number of clock hours of that classification of labor. This estimate of the number of clock hours shall be based on previous production experience. If, on the base date, the manufacturer used an average rate to determine labor costs, he shall determine labor costs by using the method of computing the average in effect on that date and labor rates determined in accordance with (2).

(2) *Labor rates.* The rates used in determining allowable direct labor costs shall be the rate in the manufacturer's plant for each classification of labor that either was prevailing on the base date or was made retroactive to or before that date by an order of the National War Labor Board. If the manufacturer requires the use of labor of a classification not employed by him in his plant on the base date, he shall use as the rate for that classification of labor, the rate prevailing on that date in the locality in which the manufacturing is to be performed. If labor of that classification was not employed in that locality on the base date, the manufacturer shall use the rate prevailing on that date in the most comparable locality, as accurately as he is able to determine that rate by the use of reasonable diligence.

(3) *Overtime.* The method of determining direct labor costs set forth in (1) requires that only straight-time labor rates may be used in determining allowable direct labor costs. The manufacturer may add the amount of overtime premium which he expects to pay to the maximum price, except where he is figuring a maximum list price. This overtime premium shall be determined by multiplying the estimated number of hours of overtime by the rate for overtime premium determined in accordance with (2). No markup, overhead or profit shall be applied to that part of the allowable direct labor cost which is in excess of the straight-time cost, and any addition made for overtime must be invoiced separately. However, if the manufacturer's base date overhead or machine-hour rate included an amount for overtime, no adjustment of that rate shall be required. Also, if on the base date, the manufacturer's price determining method included an amount determined by applying a fixed percentage to straight-time labor costs, he may apply markup, overhead or profit to that amount, if he did so on the base date.

[Subparagraph (3) amended by Am. 10, 10 F.R. 10436, effective 8-24-45]

(d) *Material costs*—(1) *How the manufacturer determines material costs.* The manufacturer shall determine the allowable cost of raw materials, processed and fabricated materials, and parts or subassemblies as follows: He shall multiply the price determined in accordance with (2) for each material, part or subassembly by the estimated quantity of that material, part or subassembly. This estimate of the quantity of the material, part or subassembly, which is to be used in the production of the product, shall be based on previous production experience.

(2) *Material prices.* The price used in determining the allowable cost of purchased parts and subassemblies covered by this regulation, Revised Price Schedule 82 (Wire, Cable and Cable Accessories), Maximum Price Regulation 119 (Original Equipment Tires and Tubes),

Maximum Price Regulation 147 (Bolts, Nuts, Screws and Rivets), Maximum Price Regulation 149 (Mechanical Rubber Goods), Maximum Price Regulation 452 (Manufacturers' Maximum Prices for Automotive Parts), and Maximum Price Regulation 523 (Plastics Products) shall be the price paid by the manufacturer, not in excess of the applicable maximum price.

[Above paragraph amended by Am. 5, 10 F.R. 7682, effective 6-30-45]

The price used in determining the allowable cost of all other purchased parts or assemblies and all other material shall be the cost to the manufacturer on the base date, or if the manufacturer cannot determine his base date cost, the price in effect to a purchaser of the same class as the manufacturer in the same locality on the base date. However, if the actual cost to the manufacturer is lower, he shall use his actual cost. If the manufacturer is unable to determine a base date cost for the material, part or subassembly, he shall use his actual cost, not in excess of the applicable maximum price. However, the manufacturer must determine the base date cost, if there was a published price list for the material, part or subassembly in effect on the base date, if the manufacturer purchased such material, part or subassembly on or about the base date, or if one of the manufacturer's suppliers was selling the material, part or subassembly on or about the base date.

(e) *Subcontracted services.* If the manufacturer has materials processed by a subcontractor, he must use the actual price paid the subcontractor, not in excess of the applicable maximum price.

(f) *Transportation costs.* If the manufacturer pays any transportation costs for inbound shipments, he may use these costs in determining his maximum price. In determining such transportation costs, the manufacturer shall use freight rates in effect on the base date or current freight rates, whichever is the lower for the mode of transportation actually used.

(g) *Expendable tools, etc.* To the extent that the manufacturer's price determining method includes or is based on prices paid for expendable tools, dies, jigs, fixtures, moulds, patterns or workholding devices, the manufacturer shall use the actual cost to him for such items, not in excess of the applicable maximum price. These costs must be amortized in accordance with the manufacturer's price determining method.

(h) *Purchaser's allowance for scrap or wastage.* Where the manufacturer's base date price determining method included an allowance to the purchaser for scrap or wastage, generated during the manufacturing process, this allowance shall be determined as follows:

(1) If, on the base date, the manufacturer determined the amount of this allowance by the current market price, he shall multiply the estimated quantity of scrap or wastage by its market price on the date when he determines his maximum price.

(2) If, on the base date, the manufacturer determined the amount of this allowance by a percentage of the current market price, he shall first multiply the market price in effect for the scrap or wastage, on the date when he determines his maximum price, by the percentage of the market price he was using on the base date, and then multiply the result by the estimated quantity of scrap or wastage.

(i) *Certification by supplier where the manufacturer is unable to determine the maximum price of purchased materials, parts, or services.* For the purposes of this section, if the manufacturer receives a certification from his supplier that the price charged him for purchased materials, parts or services does not exceed the applicable maximum price, and if he has no reason to doubt the validity of this certification, the price certified by the supplier shall be deemed not to be in excess of the maximum price. A certification to the effect that "prices in this invoice do not exceed OPA maximum prices" will be acceptable.

SEC. 11. *Maximum resellers' prices—*(a) *Products with list of established prices.* The maximum price of a reseller for any product (new or unused) shall be the first applicable of the following prices:

(1) A published list price which the reseller had in effect on the base date, adjusted to reflect all applicable discounts, allowances or charges that the reseller had in effect to a purchaser of the same class on the base date.

(2) The reseller's established price in effect on the base date, adjusted to reflect all applicable discounts, allowances or charges as provided above (see definition of "established price in effect on the base date" in section 28 (a)).

(3) The published list price which the manufacturer of that product had in effect on the base date and which was used in the trade as the suggested resale price, adjusted to reflect all discounts, allowances or charges as provided above, or the published list price of such a manufacturer which has been approved by OPA as the basis for determining suggested resale prices. In the case of a reseller who did not sell that product on the base date, the manufacturer's suggested resale price shall be subject to the applicable discounts, allowances or extra charges which were in effect on the base date by other sellers of the same product, or were approved by the OPA, upon application by the manufacturer, for determination of the maximum prices applicable for sales to different classes of purchasers, or levels of sale.

(b) *Certain cases where the reseller's base date price is based on lower cost.* (1) *Applicability.* This paragraph is applicable to products (new and unused) for which the reseller had a published list or an established price in effect on the base date when (i) the reseller's base date price was based on price sheets published by another person and did not reflect an increase of those sheet prices that had occurred *before* the base date, or (ii) the reseller's base date prices were based on a supplier's unpublished prices and did not reflect an increase in the supplier's price that had occurred *before* the base date or (iii) the reseller's base date price was based on the price sheets or established prices of his supplier which, in turn, had not reflected increases in the supplier's cost that had occurred before the base date and had been revised with the approval of OPA under this paragraph (b).

This paragraph, however, is not applicable to the sales by a reseller of products whose cost has been increased to him because of an adjustment granted his supplier under section 1390.25a of Maximum Price Regulation 136, as amended, or section 21 of Revised Maximum Price Regulation 136, or Supplementary Order No. 142 (Adjustment Provisions for Sales of Industrial Machinery and Equipment).

(2) *Price.* In the circumstances to which paragraph (b) (1) of this section applies, the reseller may propose a revised price determined, as applicable, by substituting the base date or revised published list price of his supplier or a price increase percentage-wise to reflect the amount by which his cost has been increased.

(3) *Report and approval of price.* No price revision may be made under subparagraph (2) until the price which the seller wishes to charge is approved in writing by the OPA. A reseller who desires to obtain this approval shall file a report with the OPA, Machinery Branch, Washington 25, D. C. This report shall set forth the following information:

(i) The name and address of the immediate supplier, as well as the manufacturer of the product. If the manufacturer is also the supplier, include a statement to that effect.

(ii) A description of the product.

(iii) A copy (or a description by number and effective date, etc.) of the published price list which the reseller used in determining his base date price together with all applicable discounts, allowances and other deductions from that list price which the reseller had in effect on the base date; *or* where the reseller's base date price was not based on price sheets published on another, a statement of the price that the reseller's supplier would have charged on the base date, and the date that price became effective.

(iv) The revised price approved by the OPA and the date that approval was given, in the case where the price to the reseller was revised in accordance with the provisions of this paragraph.

(v) A copy (or description by number and effective date, etc.) of the published price list which the reseller's supplier put into effect either on or before the base date, or in accordance with the provisions of this paragraph; or where the reseller's base date price was not based on another's price sheets, the cost upon which the reseller's base date price was calculated, and the period during which such cost was effective, seller's net price in effect to each class of purchasers on the base date and the date such price or prices became effective.

(vi) The supplier's list price which the reseller desires to have approved for his own use, together with all applicable discounts, allowances and other deductions from such list price; or the proposed maximum price or prices, as determined by reflecting the reseller's increased cost, for the class of purchasers to which each price applies.

[Paragraphs (a) and (b) amended by Am. 31, effective 4-13-46]

(c) *Products without list or established prices—Where there is an approved suggested resale price—*(1) *Maximum price.* This paragraph is applicable only to products (new and unused) for which the reseller had no published list price or established price in effect on the base date. Where the manufacturer had a suggested resale price for such a product in effect on the base date or where the OPA has approved a suggested resale price for such a product in writing, the maximum price for a sale by a reseller shall be determined as follows: The reseller shall deduct from the suggested resale price, which the manufacturer had in effect on the base date or which was approved by the OPA, all discounts, allowances and other deductions that the reseller had in effect on the base date for products of the same type to a purchaser of the same class. Where the reseller was not selling products of the same type on the base date, he shall deduct from this suggested resale price all discounts, allowances and other deductions, which his most closely competitive seller of the same class had in effect on the base date for products of the same type to a purchaser of the same class.

(2) *Most closely competitive seller of the same class.* A reseller's "most closely competitive seller of the same class" means a person selling to the same class of purchasers who (i) is selling the same or a similar product (ii) is a seller of the same class (distributor, wholesaler, dealer, etc.), and (iii) is located nearest to the reseller.

(3) *Report.* The reseller must file any maximum prices determined under this paragraph (c) with the Machinery Branch, Office of Price Administration, Washington 25, D. C. This report shall identify the price sheets used by the reseller to determine his maximum prices, together with his own discounts and allowances, if any, and a statement as to the method by which those discounts and allowances were determined.

(d) *Products without list or established prices—Where the manufacturer had no approved suggested resale price—*(1) *How the seller calculates the maximum price.* This paragraph is applicable to products (new and unused) for which the reseller had no published list price or established price in effect on the base date. Where the manufacturer did not have a suggested resale price for such a product in effect on the base date and the OPA has not approved a suggested resale price for such a product in writing, the maximum price for a sale by a reseller shall be determined as follows: The reseller shall first multiply the cost of the product, determined under subparagraph (2), by the percentage margin determined under subparagraph (3). The result, less the deduction for lower freight rates required by subparagraph (4), if any, is the maximum price.

The maximum price so determined shall apply to all subsequent sales of the same product and may not be increased except as provided in an order issued pursuant to either section 1390.25a of Maximum Price Regulation 136, as amended, section 21 of Revised Maximum Price Regulation 136, or Supplementary Order No. 142 adjusting the reseller's maximum prices directly or by relation to an adjustment in the maximum prices of his supplier.

[Above paragraph added by Am. 31, effective 4-13-46]

(2) *Cost of the product.* The cost of the product that must be used in determining the maximum price shall be the reseller's net invoiced cost, not to exceed the applicable maximum price. For the purposes of this section, if the reseller receives a written statement from his supplier that the price charged does not exceed the applicable maximum price, and the reseller has no reason to doubt the validity of this statement, the price certified by his supplier shall be deemed not to be in excess of the maximum price. A statement that "prices in this invoice do not exceed OPA maximum prices" will be acceptable.

(3) *Percentage which must be used in determining the maximum price.* The percentage which the reseller must use in determining the maximum price shall be the first of the following which is available:

(i) The percentage margin over net invoiced cost that the reseller realized on or about the base date on sales of the same product to purchasers of the same class.

(ii) The percentage margin over net invoiced cost that the reseller realized on or about the base date on sales of products of the same type to purchasers of the same class.

(iii) The percentage margin over net invoiced cost that the reseller realized on or about the base date on sales of the same product to a purchaser of a different class, adjusted to reflect the reseller's base date differential between the two classes of purchasers.

(iv) The percentage margin over net invoiced cost that the reseller realized on or about the base date on sales of products of the same type to a purchaser of a different class, adjusted to reflect the reseller's base date differential between the two classes of purchasers.

(4) *Deduction to reflect lower freight rates.* In determining maximum prices for products with a March 31, 1942, base date, which are sold on a delivered basis and delivered by railroad, the reseller is required to deduct the railroad freight difference between March 31, 1942 rates and current rates.

(e) *Products that cannot be priced under (a) to (d)—*(1) *Maximum price.* This paragraph is applicable to sales by resellers of products (new and unused) that cannot be priced under paragraphs (a) to (d), inclusive. The maximum price for such sales shall be a price, in line with maximum prices otherwise established by this regulation, that is specifically authorized by the OPA. A reseller seeking such authorization shall file a report with the Machinery Branch Office of Price Administration, Washington 25, D. C. This report shall set forth the following:

(i) A description of the product for which a maximum price is sought. This description shall include the manufacturer's name, type of product, model and serial number, if any, and any other specifications commonly shown on price sheets for similar products.

(ii) The net invoiced cost of the product.

(iii) The proposed maximum price.

(iv) A statement of the basis on which such proposed maximum price was determined.

(v) An explanation of the reasons why the product cannot be priced under paragraphs (a) to (d), inclusive, of this section.

After receipt of this report OPA may approve the proposed maximum price, disapprove the proposed maximum price, or establish a different maximum price, by order. If the OPA fails to act within thirty days after it receives the required report (or any verification of the facts stated in the report that may be requested), the proposed maximum price shall be deemed to be approved.

The maximum price established in this manner shall be applicable to all subsequent sales and deliveries. However, if the OPA later determines that this price is not in line with maximum prices established by this regulation, it may disapprove that price at any time. This disapproval will not be retroactive as to any deliveries made before the date of such disapproval.

(2) *Interim pricing.* Prior to receipt of approval by OPA of the proposed price, or prior to the expiration of the thirty-day period after receipt by OPA of the required report (or of any verification of the facts stated in the report that may be requested), the proposed price may be tentatively quoted or charged. However, no more than 75% of the proposed price may be paid or received until a maximum price has been established. Also, final settlement shall be made in accordance with the action taken by the OPA.

SEC. 12. *Maximum prices for second-hand products: in general*—(a) *Applicability of this section.* This section is applicable to all sales of second-hand products, except those covered by the next section 13. A "second-hand product" is one which has been used and is in condition to be restored to use. Where the parts or components of a second-hand product are missing, the base price as defined in paragraph (e) of this section shall be correspondingly adjusted by subtracting from the price of the product when new, the prices when new of any missing parts or components.

[Paragraph (a) amended by Am. 31, effective 4–13–46]

(b) *Maximum prices for rebuilt and guaranteed products*—(1) *Applicability of this paragraph.* This paragraph is applicable to the sale of rebuilt and guaranteed products. A "rebuilt and guaranteed" product is one that meets the following conditions at the time of its delivery to the purchaser pursuant to a contract of sale, or to the lessee pursuant to a rental-purchase contract.

[Above paragraph amended by Am. 6, 10 F.R. 9447, effective 8–4–45 and Am. 10, 10 F.R. 10436, effective 8–24–45]

(i) The product must have been inspected to determine the need for replacement or repair of parts.

(ii) All worn, broken or missing components, that are necessary for satisfactory operation, must have been replaced or repaired.

(iii) The product must have been completely assembled and tested. This test must show that its performance will be substantially equivalent to that of the new product. Where the product operates under power or pressure, it must have been tested by the seller under power or pressure.

(iv) Except as provided in (v) below, the seller must certify to the buyer on the invoice that:

The product(s) described in this invoice is (are) in a rebuilt condition as defined in Revised Maximum Price Regulation 136, and is (are) guaranteed to give service equivalent to a new product(s) for a period of sixty days after installing or seventy-five days from date of shipment, whichever is shorter.

(v) In the case of a sale by a government agency, or a sale for the benefit of creditors where a government agency is the largest creditor, a written certificate may be substituted for the guarantee. This certificate must state that the used product has been inspected, that all worn, broken or missing components necessary for satisfactory operation have been replaced or repaired, and that the used product has a performance substantially equivalent to that of the new product. This certificate shall be signed by a qualified person who is not in the business of selling used products.

(2) *Maximum prices.* The maximum price of a rebuilt and guaranteed product is 85 per cent of its "base price" (see paragraph (e) below). However, the seller may charge the price determined in accordance with the "depreciation method" (see paragraph (f) below). See paragraph (g) below, for items which may and may not be added to the maximum price.

(c) *Maximum prices for second-hand products that do not qualify as rebuilt and guaranteed.* The maximum price for any second-hand product that does not qualify as rebuilt and guaranteed, shall be 55 percent of the "base price" (see paragraph (e), below). However, the seller may charge the price determined in accordance with the "depreciation method" (see paragraph (f), below), but never more than 80 percent of the "base price". See paragraph (g), below, for items which may and may not be added to the maximum price.

(d) *Refund where the buyer does his own dismantling and loading.* If the sale price of any second-hand product, plus the actual cost incurred by the buyer for dismantling and loading, exceeds the maximum price established by this section, the seller must make a refund to the buyer. This refund shall be equal to the difference between the maximum price and the sum of the sale price, plus the actual cost of dismantling and loading, not to exceed 10 percent of the maximum price.

(e) *Base price.* The "base price" that must be used in figuring maximum prices under this section shall be the first applicable of the following prices:

(1) The price for the same product, when new, stated in the published price list of the manufacturer in effect on the base date for the product, less the manufacturer's smallest discount to users, if any.

(2) The price for the same product, when new, stated in the published price list of the manufacturer in effect at the time the second-hand product is sold, less the manufacturer's smallest discount to users, if any.

(3) Where the manufacturer did not have a published price in effect on the base date for the product, the last price, f. o. b. manufacturer's plant, at which the manufacturer contracted to sell the same product, when new, to a user whether before, on or after the base date for the product.

(4) Where the product is not manufactured in the United States, the last price to a user, when new, landed in the United States, or in any territory or possession of the United States, in which the product is located when sold.

(5) Where the base price may not be determined by (1) to (4) above, the first applicable of the prices set forth in (1) to (4) above for the nearest equivalent product.

Unless otherwise provided herein, the base price shall be the f. o. b. manufacturer's plant. However, where the manufacturer sells the product when new only on an installed basis, the base price shall be the manufacturer's price to users of the products, when new, installed at the point of original installation. Where the manufacturer sells a product only on a delivered basis, the base price shall be the manufacturer's price to users for the product, when new, delivered to the point where the second-hand product is located at the time of the present sale.

[Paragraph (e) amended by Am. 5, 10 F.R. 7682, effective 6–30–45 and Am. 31, effective 4–16–46]

(f) *Depreciation method*—(1) *All products listed in Appendix E.* The "depreciation method" may be used only in computing the maximum prices of products listed in Appendix E. This subparagraph (1) is applicable to all such second-hand products. The seller shall determine the price of any such product under the depreciation method, as follows: The seller shall first determine the base price of the product under the preceding paragraph (d). The seller shall then deduct from that price an amount determined by applying to the base price of the product (see paragraph (d)), the depreciation rate set forth in Appendix E for the type of product being priced. Depreciation shall be determined by use of the straight line method. The period of time from the date of acquisition by the original purchaser for use of the product when new to the date of sale shall be used to determine the amount of depreciation. In measuring that period of time, a fractional period of a month consisting of sixteen days or more shall be regarded as a full month and a fractional period of a month consisting of fifteen days or less shall be disregarded.

[Above paragraph amended by Am. 31, effective 4–13–46]

(2) *Statement to be given purchaser.* The seller shall give the purchaser a signed statement before or at the time of the delivery of any machine or part priced under this paragraph (f). This statement shall contain (i) a description of the product that is sufficient to permit identification, (ii) the name and address of the original purchaser of the product when new, and (iii) the date of acquisition of the product by the original purchaser. If this information is not available to the seller, the maximum price may not be figured under the depreciation method.

[Subparagraph (2), formerly (3), redesignated by Am. 31, effective 4–13–46. Former subparagraph (2) revoked by Am. 31]

(g) *Items which may and may not be added to the maximum price.* The seller may add the following items of expense to the maximum price established by paragraphs (a) to (e), inclusive, (to the extent that they are incurred by him):

(1) The actual amount of any tax upon the sale or delivery.

(2) The actual cost of transportation from the point of shipment to the place where the purchaser requests that the second-hand product be shipped. The point of shipment means the point at which the second-hand product is first loaded on a common carrier, or normally would be first loaded on a common carrier for transportation to the place where the purchaser requests that it be shipped.

[Subparagraph (2) amended by Am. 31, effective 4–13–46]

(3) The actual cost of installation, if the installation is done at the request of the purchaser.

(4) The expense of packing and crating.

(5) In the case of a second-hand machine, a price not exceeding the applicable maximum price established by this regulation for any extras supplied with the machine. The term "extra" means optional equipment furnished by the manufacturer at additional cost.

(6) [Revoked]

[Subparagraph (6) revoked by Am. 31, effective 4–13–46]

These items may be added only if billed or invoiced separately. No other charges or expenses may be added, such as any commission or service charge paid to anyone or the expense incurred by the seller for dismantling and loading.

SEC. 13. *Maximum prices for certain sales of second-hand products*—(a) *Certain sales by the Defense Plant Corporation, the War Department and the Department of the Navy*—(1) *Applicability.* This paragraph is applicable to sales by Defense Plant Corporation, the War Department, or the Department of the Navy of second-hand products which were originally acquired by the agency for the purpose of rental. Notwithstanding any other provisions of this regulation, the maximum price for such sales is the price determined in accordance with subparagraphs (2) and (3), below, or the price determined in accordance with the applicable provisions of section 12, whichever is the higher.

(2) *Where the purchaser is the first lessee.* The maximum price for the sale of the second-hand product to the first lessee under an agreement with the agency shall be the sum of the following, less the deduction for depreciation required by subparagraph (4):

(i) The cost of the second-hand product to the agency.

(ii) The freight paid by the agency, if any, for transportation of the product to the point where it was installed for use by the first lessee.

(iii) The cost to the agency of unloading the product at the point where it was installed for use by the first lessee.

(iv) The cost to the agency of the installation of the product at the point where it was installed for use by the first lessee.

(v) Interest on items (i) to (iv), inclusive, at the rate actually charged the purchaser under the agreement of lease between the agency and the purchaser. If no interest rate was specified in such agreement, the interest rate used shall be the average rate charged by the agency to other lessees of comparable products. Interest shall be computed from the date that each of the items listed in (i) to (iv), inclusive, was paid by the agency.

(vi) Direct expenses actually incurred by the agency and normally charged the purchaser under the agreement of lease between the agency and the purchaser. If no provision for direct expenses is specified in such agreement, there may be added direct expenses actually incurred by the agency and normally charged by them to other lessees of comparable products.

(vii) Any tax upon the sale or delivery of the second-hand product, paid by the agency. This tax may be added only if it is billed or invoiced separately.

(3) *Where the purchaser is a person other than the first lessee of the product.* The maximum price for the sale of the second-hand product to a person, other than the first lessee, under an agreement with the agency, shall be the sum of the following, less the deduction for depreciation required by subparagraph (4):

(i) The cost of the product to the agency.

(ii) The freight paid by the agency for transportation to the place where the purchaser requests that the second-hand product be shipped.

(iii) Any tax upon the sale or delivery of the second-hand product paid by the agency. This tax may be added only if it is billed or invoiced separately.

(4) *Depreciation.* Depreciation on the original total cost of acquisition shall be deducted at the rate of 8% a year from the date of installation after acquisition by the agency, except where the product is sold within ninety days after that date.

(b) *Sales between affiliated corporation*—(1) *Applicability of this paragraph.* This paragraph is applicable to the sale of any second-hand product which (i) is sold by one corporation to another corporation, both of which are members of an affiliated group, as defined in section 141 of the Internal Revenue Code, and (ii) is acquired by the purchasing corporation for the processing or fabricating of other commodities and not for resale in the same or in a fabricated form. The maximum prices for such sales are to be determined in accordance with the provisions of this paragraph, notwithstanding any other provision of this regulation.

(2) *Maximum prices.* The maximum price for the sale of a second-hand product covered by this paragraph shall be the selling corporation's book value of the product, less depreciation computed at the rate and in the manner used by the selling corporation in the preparation of its federal income tax return. However, if the price computed in this manner equals zero, the maximum price for the sale of the second-hand product shall be its maximum price as scrap.

(3) *Report.* Within ten days after any sale of a second-hand product covered by this section, the selling corporation shall file a report with the Machinery Branch, Office of Price Administration, Washington 25, D. C. This report shall state the following:

(i) A description of the product, including the manufacturer's name, type of product and the model or serial number;

(ii) The name and address of the purchasing corporation;

(iii) The date of acquisition of the product by the selling corporation.

(iv) The selling price of the product;

(v) A computation of the maximum price under subparagraph (2) of this paragraph; and

(vi) A statement signed by a responsible officer of the purchasing corporation to the effect that the product has been acquired for the processing or fabricating of other commodities and not for resale in the same or in a fabricated form.

SEC. 14. *Maximum rental rates*—(a) *List or established prices.* The maximum rental for any new or second-hand product for which the lessor had a published or established price in effect on the base date, shall be that price, adjusted to reflect all applicable extra charges, discounts or other allowances that the lessor had in effect to a lessee of the same class on the base date. See the definition of "established price in effect on the base date" in section 28 (a).

(Note that this regulation does not apply to equipment and machines specifically described in Maximum Price Regulation No. 134 under the general classification of construction and road maintenance equipment or to industrial sewing machines under Maximum Price Regulation 375, or to machine tools subject to Maximum Price Regulation 1 and Maximum Price Regulation 67 or used pressure vessels subject to Maximum Price Regulation 465.)

[Above paragraph added by Am. 31, effective 4–13–46]

(b) *Products without list or established prices*—(1) *Report.* This paragraph is applicable to the lease or rental of any new or second-hand product for which the lessor did not have a published or established price in effect on the base date. The maximum rental for any such product shall be a price, in line with maximum prices otherwise established by this regulation, specifically authorized by the OPA. A lessor seeking such authorization shall file a report with the Machinery Branch, Office of Price Administration, Washington 25, D. C. This report shall set forth the following.

(i) A description of the product for which a maximum rental rate is sought. This description shall include the manufacturer's name and address, type of product, model, figure, or serial number, if any, and any other specifications commonly shown on price sheets or furnished to purchasers to identify similar products.

(ii) The lessor's acquisition cost of the product.

(iii) The proposed maximum rental rate and the rental period involved (day, week, month, year, etc.).

(iv) A statement of the bases on which such proposed maximum rental rate was established.

(v) A statement of the reasons why the maximum price cannot be determined under paragraph (a) of this section.

(2) *Maximum prices.* The lessor may quote, contract, lease and deliver the product at the maximum rental rate proposed by him in his report but he may not receive payment until the OPA approves the proposed maximum rental rate or

until thirty days have elapsed after the mailing of the required report (or all additional information which may be requested) without the OPA disapproving of the proposed rental rate. If the OPA disapproves of the proposed rental rate, it may fix a different maximum rental rate. This rental rate will be in line with maximum prices otherwise established by this regulation. The lessor may not receive payment at a price in excess of the maximum rental rate so fixed. The maximum rental rate either approved or fixed in the manner just set forth shall be the maximum rental rate for all subsequent leases or rentals of the product. However, the OPA may, by order, fix a different maximum rental rate (not to apply retroactively). This rental rate will be in line with maximum prices otherwise established by this regulation.

SEC. 15. [Revoked]

[Sec. 15 revoked by Am. 31, effective 4-13-46]

SEC. 16. *Taxes*—(a) *In general.* If a tax or tax increase is imposed on a new or second-hand product and the tax law does not forbid the seller or lessor to pass the tax on to his customers, he may add the tax or tax increase to his maximum price, if he separately states it. However, if the tax was in effect on the base date, and the seller or lessor did not charge his customers extra for the tax on that date, he may not do so now.

(b) *Tax on the transportation of property.* The tax on the transportation of all property imposed by section 620 of the Revenue Act of 1942, shall, for purposes of determining the applicable maximum price of any new or second-hand product, be treated as though it were an increase of 3% in the amount charged by every person engaged in the business of transporting property for hire. It shall not be treated as a tax for which a charge may be made in addition to the maximum price.

SEC. 17. *Terms and conditions of sale*—(a) *Credit charges.* The maximum prices established by this regulation shall not be increased by any charges for the extension of credit unless (1) the seller or lessor on the base date required the payment of a separately stated additional charge for the extension of credit by purchasers of the same class on sales or leases of the same or similar types of commodities, and (2) the amount charged for the extension of credit is not in excess of the charge the seller or lessor had in effect on the base date for extension of credit involving the same amount and term.

(b) *Transportation costs.* No seller or lessor may require any purchaser, and no purchaser shall be permitted, to pay a larger proportion of transportation costs incurred in the delivery or supply of any commodity, than the seller or lessor required purchasers of the same class to pay on the base date on deliveries or supplies of the same or similar types of commodities.

(c) *Demonstration and training.* Charges for demonstrating and training of operators shall be figured on the same basis as that used by the seller on the base date. Where such charges are made, they shall be invoiced separately. Charges for demonstration and training may not be added where the seller supplied such services and made no separate charge therefor on the base date.

SEC. 18. *Transfers of business or stock in trade.* If the business, assets or stock in trade are sold or otherwise transferred after the base date for the product and the transferee carries on the business, or continues to deal in the same type of products, in an establishment separate from any other establishment previously owned or operated by him, the maximum prices of the transferee shall be the same as those to which his transferor would have been subject if no such transfer had taken place, and his obligation to keep records sufficient to verify such prices shall be the same. The transferor shall either preserve and make available, or turn over, to the transferee all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the provisions of this regulation.

SEC. 19. *Maximum prices for certain specified products.* Notwithstanding any other provisions of this regulation, the maximum prices for the following products shall be as follows:

(a) *Lead acid storage batteries and parts.* The maximum price for any new lead acid storage battery or part shall be the higher of the following:

(1) The net price determined in accordance with the applicable provisions of section 7 to 11, inclusive, plus an amount not exceeding one cent for each pound, or major fraction of a pound, of lead contained in the battery or part.

(2) The net price determined in accordance with the applicable provisions of sections 7 to 11, inclusive, substituting the date February 1, 1942, for the base date.

(b) [Revoked]

[Paragraph (b) amended by Am. 1, 10 F.R. 5377, effective 5-8-45; Am. 3, 10 F.R. 7536, effective 6-26-45 and revoked by Am. 31, effective 4-13-46]

(c) *Machines and parts containing silver.* Except where another provision of this regulation permits the increase in cost due to the increased price of silver to be reflected in the maximum price, the maximum price for the sale of any product containing silver shall be as follows:

(1) *Manufacturers.* The maximum price for the sale by the manufacturer of a product containing silver shall be determined by computing a price in accordance with all other applicable provisions of this regulation, except that the silver content shall be computed at the rate of 34.98 cents per ounce; to the price so computed the manufacturer shall add an amount found by multiplying the number of fine troy ounces contained in the product by the difference between 34.98 cents and the market price, not in excess of 71.111 cents, per fine troy ounce of silver which is in effect to the manufacturer at the time he sells or quotes, a price for the sale of the product. The amount so added as a differential for the price of the silver content shall be separately stated by the manufacturer on his invoices.

(2) *Resellers.* The maximum price for the sale by a reseller of a product containing silver shall be determined by computing a price in accordance with all other applicable provisions of this regulation, except that it shall be based upon his supplier's price before inclusion of the differential for the price of silver and shall then be increased by the dollar-and-cents amount of the differential stated by his supplier.

[Paragraph (c) amended by Am. 21, 10 F.R. 13550, effective 10-31-45]

(d) *Mica capacitors.* The maximum manufacturers' prices of mica capacitors shall be determined as follows: The manufacturer shall first determine the price in accordance with all applicable provisions of this regulation, except this paragraph. The manufacturer shall then add to that price increases in unit cost, realized subsequent to the basic date of the capacitor (March 31, 1942, or April 1, 1943), in the cost of block mica and in the cost of splitting and cutting mica film. Labor rates must be determined as of the base date for the capacitor. Where the manufacturer purchases mica parts, he shall add increases in unit cost, realized subsequent to the base date of the capacitor, in the cost of mica parts.

[Paragraph (d) amended by Am. 5, 10 F.R. 7682, effective 6-30-45]

(e) *Textile bobbins and spools.* The maximum manufacturers' price for textile bobbins and spools made principally of wood shall be determined as follows: The manufacturer shall multiply the net price he had in effect to a purchaser of the same class on October 1, 1941, by whichever of the following percentages is applicable:

(i) 124% in the case of American Bobbin Company, Lewiston, Maine; Bowen-Hunter Bobbin Company, East Corinth, Vermont; The Jackman Company, East Corinth, Vermont; Monticello Bobbin Company, Monticello, Georgia; and Walter L. Parker Bobbin & Spool Company, Lowell, Massachusetts;

(ii) 120% in the case of Jas. H. Billington Company, Philadelphia, Pennsylvania; Dana S. Courtney Company, Chicopee, Massachusetts; and New England Bobbin & Shuttle Company, Nashua, New Hampshire.

(iii) 118% in the case of all other manufacturers.

[Paragraph (e) amended by Am. 4, 10 F.R. 7340, effective 6-15-45]

(f) *Buff and polishing wheels*—(1) *Maximum prices.* The maximum prices for sales of buff and polishing wheels (except those covered by Maximum Price Regulation 316) shall be determined by increasing by 9% the maximum net price which the seller (manufacturer or reseller) had in effect to a purchaser of the same class on March 31, 1942, plus the additional amount determined pursuant to the following subdivisions (i) and (ii), whichever is applicable.

(i) *Manufacturers of buff and polishing wheels who buy cotton textiles.* The amount to be added by any manufacturer who buys the cotton textiles listed in the table below from which he makes buff and polishing wheels, shall be the dollar-and-cents amounts by which his costs of the respective cotton textiles which are comprised in such buff and polishing wheels have been increased as the result of the following provisions of Supplementary Order 131:

Commodity:	*Supplementary Order 131 (Section and paragraph).*
Sheeting yarn fabrics.	Section 4, paragraph (f).
Print cloth fabrics.	Section 4, paragraph (p).
Flannels	Section 4, paragraph (w).
Ducks (in the grey).	Such action as may be taken in any amendment to Supplementary Order 131.

(ii) *Resellers.* The amount to be added by a reseller to his maximum price for the sale of any buff and polishing wheel shall be the dollars-and-cents amount by which his supplier's maximum price to him has been increased pursuant to this subparagraph (1). If the reseller's supplier has notified him of the amount of that increase in accordance with the next paragraph (2); and if the reseller has no reason to doubt the validity of the notification, the amount of which the seller has been so notified shall be deemed to be the proper amount to be added under this subdivision (ii).

(2) *Notification by sellers to purchasers for resale.* Every seller of buff and polishing wheels made of cotton textiles listed in subdivision (i), who sells such items to purchasers who buy for the purpose of resale, shall notify every such purchaser in writing of the amount by which the maximum price to the purchaser has been increased on each such item.

(3) *Reports; price lists and discount sheets.* Not later than December 1, 1945, every manufacturer or reseller of buff and polishing wheels made of cotton textiles listed in subdivision (i) above, who is affected by this paragraph (f) shall file with the Machinery Branch, Office of Price Administration, Washington, D. C., the maximum prices that were in effect just prior to October 23, 1945, and after recomputing his maximum prices as established by this section on October 23, 1945, shall file such new maximum prices with the Machinery Branch, Office of Price Administration, Washington, D. C.

[Paragraph (f) added by Am. 2, 10 F.R. 6591, effective 6-4-45 and amended by Am. 19, 10 F.R. 13229, effective 10-23-45]

(g) *Metal stampings and screw machine products.* The maximum prices for sales by a manufacturer to any purchaser of any new metal stampings or screw machine products for which the manufacturer had a published list price or an established price in effect on the base date shall be the prices established under section 7, or computed under section 8, increased by 8%. For the purposes of this paragraph, the terms "stampings" and "screw machine products" shall include all products which are subject to this regulation as otherwise definable parts, components, or subassemblies fabricated by the stamping or screw machine process as these processes are defined under those headings in Appendix A.

[Paragraph (g), formerly (f), added by Am. 11, 10 F.R. 11998, effective 9-19-45 and redesignated by Am. 18, 10 F.R. 12807, effective 10-11-45; amended by Am. 31, effective 4-13-46]

(h) *Radio tubes*—(1) *Definition.* For the purpose of this section, "Radio tubes" means "Radio receiving tubes" which were in actual use for radio receiver purposes in March 1942. The term does not mean special purpose and transmitting tubes or any tubes not made in March 1942, or tubes for which list prices were not established on March 31, 1942.

[Paragraph redesignated (h) and subparagraph (1) amended by Am. 18, 10 F.R. 12807, effective 10-11-45]

(2) For the purposes of the increased prices provided by this paragraph, the phrase "base date prices" shall mean the maximum prices in effect on March 31, 1942, as established by Revised Price Schedule 84.

(3) The maximum prices for sales by manufacturers of new radio tubes, except sales of new radio tubes to resellers or sales for replacement purposes, shall be the higher of the following prices:

(i) For unmodified tubes, the maximum prices established by section 7 or the base date prices increased by 10.4%.

(ii) For modified tubes, the maximum prices computed under section 8 or the maximum prices computed under section 8 using the base date prices increased by 10.4% as the "established price in effect on the base date."

[Paragraph (h), formerly (g), added by Am. 11]

(i) *Radio parts*—(1) *Definition.* For the purpose of this section, the term "Radio parts and electronic circuit parts" means:

Fixed capacitors of all types (excluding mica capacitors);
Variable condensers, all types, including padders and trimmers (except mica condensers);
Fixed wire wound resistors, excluding heater elements;
Fixed resistors other than wire wound, designed especially for radio and radar use;
Variable resistors, all types, designed for radio and radar use;
Transformers, coils and chokes designed for radio and radar use;
Speakers and vibrators designed for use in electronic applications;
Parts for electric phonographs or phonograph recorders or electric phonographs combined with radios;
Hardware, molded parts, terminals, shields and switches and other parts designed for radio and radar use.

This description does not include:

Radio tubes and tube parts and radio cabinets;
Such parts and materials that require additional fabrication before they become identified as an integral electronic component part.
Mica capacitors and condensers.

(2) *Definition of comparable part.* For the purpose of this paragraph, a comparable part shall be one whose use and functions are similar to those of the part to be priced, and which is constructed of the same or similar materials as the part to be priced. If there are a line of parts comparable to the part to be priced, the comparable part shall be that one of the line whose use, function and cost are most nearly those of the part to be priced.

(3) *Maximum prices.* The maximum prices for sales of new radio parts and electronic circuit parts by manufacturers who sold new radio parts and electronic circuit parts prior to October 1, 1941, shall be computed by applying the first of the methods, applicable to the part being sold, set forth in the following paragraphs (i) and (ii), except in cases where the manufacturer receives specific written approval of OPA to compute prices under the methods set forth in paragraphs (iii) and (iv). If a manufacturer did not sell new radio parts and electronic circuit parts prior to October 1, 1941, he may use the provisions of this paragraph (i) of section 19 only if he has a published list price for the part to be priced or for a comparable part which has been approved by OPA; otherwise, his prices for sales of new radio parts and electronic circuit parts shall be established by the other applicable provisions of this regulation without reference to this section.

(i) *Parts with base date prices.* If the part is one which the manufacturer sold at least once between April 1, and October 1, 1941, the last price at which he sold the part prior to October 1, 1941, shall be the established price in effect on the base date for the purpose of this subdivision (i). If the part is one for which the manufacturer has a published list price or an established price in effect on the base date, the maximum price shall be that price, adjusted to reflect all appropriate extra charges, discounts or other allowances that the manufacturer had in effect to a purchaser of the same class on October 1, 1941, increased by one of the following percentages applicable to the part being priced:

	Percent
Coils for radio equipment (including R. F. and I. F. coils)	26.3
Fixed capacitors	16.4
Radio power and audio transformers, chokes and vibrators	16.1
Variable condensers	16.5
Speakers and speaker parts	19.6
Parts for electric phonographs or phonograph recorders or electric phonographs combined with radios	11.5
Fixed and variable resistors	9.5
All other radio parts	9.5

(ii) *Comparable parts.* If the part is comparable to one for which the manufacturer has a price that can be computed under subdivision (i), the manufacturer shall first compute a price for the part to be sold under the pricing formula set forth in section 8, using the price for the comparable part computed under the preceding subdivision (i) as "the established price in effect on the base date" for the part before modification. If the price thus computed is substantially less than or greater than the computed price of the comparable part, and is in line with the general level of prices of similar parts then the price for the part to be sold computed in the manner stated in the preceding sentence shall be the max-

imum price of the part to be sold, but if the part to be sold is different from the comparable part only by reason of minor changes in material, design or construction, which do not substantially affect the cost of materials, or prevent the part from offering fairly equivalent serviceability, the maximum price of the part to be sold shall be the maximum price of the comparable part computed under subdivision (i). In any case, where the manufacturer established a maximum price for a part, under the provisions of this subdivision (ii), he shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., a report of that price. After receipt of this report, OPA may (*a*) approve the proposed maximum price, (*b*) disapprove the proposed maximum price, or (*c*) establish a different maximum price determined under this section by order. If the OPA fails to act within thirty days after it receives the required report (or any verification of the facts stated in the report that may be requested), the proposed maximum price shall be deemed to be approved. OPA will give notice in writing of the date of receipt of the required report. Prior to May 1, 1946, the filing of the report required by this subparagraph shall automatically establish as the manufacturer's maximum price the maximum price computed according to the provisions of this paragraph and reported by the manufacturer. At any time after the filing of the report, upon ten days notice to the manufacturer, the OPA may establish a different maximum price in line with the general level of prices of similar parts, but the price so established shall become effective only as to deliveries made after the date OPA has established the new price.

[Subparagraph (ii) amended by Am. 31, effective 4-13-46]

(iii) *Formula priced parts.* The manufacturer may use the method of establishing a maximum price under the provisions of this paragraph only upon specific written approval by OPA. If the manufacturer can establish to the satisfaction of OPA that it is not feasible to compute a maximum price for sales of any new radio parts and electronic circuit parts under the provisions of subdivision (i) or (ii), and had in effect on the base date (October 1, 1941, as established by this paragraph) a method of determining price by relation to cost for parts of the same or similar types, the manufacturer may establish the maximum prices for sales of such parts under the provisions of this paragraph upon written approval by OPA. The application for such approval shall be filed with the Office of Price Administration, Machinery Branch, Washington 25, D. C., and shall contain a full statement of the reasons why the parts cannot be priced under subdivisions (i) or (ii) and a detailed statement of the price determining method of the manufacturer in effect on the base date. The approval of OPA may state conditions, limitations and restrictions upon which the manufacturer may compute prices under this subdivision (iii) which shall be consonant with the intent and purposes of this subdivision (i) of section 19. The maximum price for a part shall be computed under this subdivision (iii) in line with the general level of prices for comparable parts by applying to the manufacturer's price determining method, approved by the OPA, the materials prices (including purchased parts and subassemblies), the labor rates (labor hours may be computed on a current basis), and the rates for overhead, general administrative and selling expense, profit and other factors, in effect on October 1, 1941, and by increasing the price so computed by the percentage applicable to the part being priced set forth in subdivision (i).

(iv) *Other parts.* If the manufacturer can establish to the satisfaction of the OPA that it is not feasible to compute a maximum price for sales of any new radio parts and electronic circuit parts under the provisions of the preceding subdivisions (i), (ii) or (iii), he may apply to the Office of Price Administration, Machinery Branch, Washington 25, D. C., for permission to compute prices under the provisions of sections 9 and 10. Such application shall contain a detailed statement of the proposed method of computing prices under sections 9 and 10. Upon receipt of a written approval by OPA, a manufacturer may then compute maximum prices for sales of such part under the provisions of sections 9 and 10 without reference to this section.

(4) *Resellers.* A reseller of radio parts and electronic circuit parts may increase his maximum price by the same percentage by which the maximum price of his supplier has been increased by this paragraph on sales and deliveries to the reseller.

(5) *Deliveries.* From and after February 1, 1946, no person shall deliver new radio parts or electronic circuit parts at a price higher than the maximum price permitted by this section except as provided in sections 21 and 23. Any manufacturer of radio parts and electronic circuit parts who has not completed deliveries upon a firm order accepted prior to December 3, 1945, may apply to the Office of Price Administration, Machinery Branch, Washington 25, D. C., for permission to continue to make deliveries upon that order after February 1, 1946, at prices established before December 3, 1945, until the order has been filled. Such application shall state the names of the buyers, the total dollar amount of the orders from each buyer, and the estimated date of completion of all orders for each buyer. For the purposes of this provision, the phrase "firm order accepted" shall mean an order upon which the manufacturer has become bound to deliver to the buyer at a fixed price a definite quantity of specified parts.

[Paragraph (i), formerly (h), added by Am. 11, 10 F.R. 11998, effective 9-19-45; redesignated and amended by Am. 18, 10 F.R. 12807, effective 10-11-45; further amended by Am. 22, 10 F.R. 14705, effective 12-3-45; Am. 24, 10 F.R. 15127, effective 12-14-45 and Am. 27, 11 F.R. 676, effective 1-15-46]

(j) *Textile loom shuttles made of dogwood and persimmon wood*—(1) *Increase in maximum prices.* Notwithstanding any other provisions of this regulation, the maximum price calculated under this regulation, apart from this subparagraph, for any textile loom shuttles made of dogwood and persimmon wood, shall be increased by the amount provided in whichever of the following subdivisions (i) to (iii) is applicable:

(i) *Manufacturers of finished shuttles who buy shuttle blocks.* The amount to be added by any manufacturer who buys the dogwood and persimmon wood shuttle blocks from which he manufactures finished shuttles shall be the combined dollar-and-cents amount of the increase in the maximum price for the shuttle blocks going into the production of finished shuttles made of dogwood and persimmon wood being priced, which became effective August 11, 1945, in accordance with the provisions of Amendment 12 to the Second Revised Supplementary Regulation 14 (sec. 3.2) to the General Maximum Price Regulation. The increases shall be the amounts by which Amendment 12 to Second Revised Supplementary Regulation 14 (sec. 3.2) to the General Maximum Price Regulation increased the maximum price of dogwood and persimmon wood shuttle blocks sold or delivered by the manufacturer's supplier to the manufacturer, including any increase due to delivery charges that the supplier is permitted to make.

(ii) *Manufacturers who make their own shuttle blocks.* The amount to be added by any manufacturer who makes the dogwood or persimmon wood shuttle blocks from which he manufactures finished shuttles, shall be the amount in line with the amounts to be added under (i) by comparable manufacturers who buy dogwood and persimmon wood shuttle blocks, specifically authorized in writing by the Office of Price Administration. The manufacturer shall write to the Office of Price Administration, Washington 25, D. C., for such authorization.

(iii) *Resellers.* The amount to be added by a reseller shall be the dollar-and-cents amount by which the maximum price of his supplier has been increased by this subparagraph on sales and deliveries to the reseller. If the reseller's supplier has notified him of the amount of that increase in accordance with the next subparagraph (2), and if the reseller has no reason to doubt the validity of the notification, the amount of which the seller has been so notified shall be deemed to be the proper amount to be added under this subdivision (iii).

(2) *Notification by sellers who sell to purchasers for resale.* Every seller of finished shuttles made of dogwood and persimmon wood shuttle blocks which are covered by this subparagraph, who sells such items to purchasers for the purpose of resale, shall notify every such purchaser in writing of the amount by which the seller's maximum price to the purchaser has been increased on each such item calculated according to the appropriate provision in subdivision (i).

(3) *Reports; price lists and discount sheets.* Within sixty days after September 26, 1945, every manufacturer or seller of finished shuttles made of dogwood or persimmon wood, who is affected by this amendment, as provided in subdivisions (i) to (iii) above, shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., his maximum prices and discounts for all sizes of shuttles manufactured or sold by him that were in effect just prior to September 26, 1945. Such manufacturer or seller shall, after recomputing his maximum prices and discounts for finished shuttles by applying the dollar-and-cents amount of the increases in shuttle blocks, file his new maximum prices and discounts for finished shuttles with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

[Paragraph (j) added by Am. 12, 10 F.R. 12208, effective 9-26-45]

(k) *Construction and road maintenance machinery and equipment.* (1) Until, but not after, May 15, 1946, the manufacturer of any item listed in subparagraph (3) of this paragraph is authorized to increase by not more than 5% the base date maximum price which he had in effect for the sale of such item, or any repair and replacement part therefor, to any class of his purchasers. A manufacturer who proposes to increase any maximum price pursuant to this authorization shall forthwith file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., a report setting forth the prices established pursuant hereto, and the date upon which they will become effective. The failure of OPA to disapprove any price so reported shall in no event constitute approval thereof as the applicable maximum price.

(2) *Resellers' maximum prices*—(i) *Non-list-priced items.* Until, but not after, May 15, 1946, and as to any item for which the manufacturer does not have a published list price, the maximum price of any reseller for the sale to any class of his purchasers of an item whose cost has been increased to him pursuant to subparagraph (1) above, shall be the price determined by increasing the maximum price which he had in effect to such purchaser, just prior to the issuance of this authorization, by the same percentage amount by which his invoiced cost of such item was increased.

(ii) *List-priced items.* A reseller who customarily sold on the basis of the manufacturer's list price may continue to sell on the basis of the manufacturer's new list price as adjusted pursuant to this authorization, subject to the discounts and allowances, and terms or conditions of sale, which such seller had in effect just prior to the issuance of this authorization.

(3) This section shall apply to machinery and equipment designed for use in and the performance of construction, road building and road maintenance work, limited, however, to the following items:

Aerial tramways
Agitator mixers: concrete, truck type
Airdrills, rock
Augers, earth, power
Batchers
Bins, construction
Blades:
  Ditcher
  Grader
  Snow plow (except designed for mounting on automobile trucks and wheel type farm or garden tractors)
Boosters, tank car
Borers, earth
Breakers, paving
Brooms, road, construction, rotary
Buckets:
  Clamshell
  Concrete
  Drag scraper
  Dragline
  Orange Peel
Buggies, concrete handling
Bull graders
Carts: concrete handling
Cement guns
Chutes, concrete
Circulator, asphalt plant
Concrete curing and spraying equipment
Construction equipment, tractor mounted
Conveyors, portable troughed, belt type
Conveyors, semi-portable, designed especially for use with construction plants or attached to construction machinery.
Crack and joint filling machinery
Cranes:
  Power, crawler
  Power, truck mounted
  Self-propelled
  Tractor mounted
Crushers, rock (construction)
Derricks, guy, stiffleg, floating (except oil drilling)
Diggers:
  Clay
  Earth, power operated
Discs, road
Distributors:
  Bituminous
  Water
Ditchers:
  Blade
  Ladder
  Wheel
Dozers:
  Angle
  Bull
  Tilt
  Tree
  Push
Draglines, crawler, slack line, walking
Drags, road
Dredges, construction
Drills, blast hole
Drivers, pile
Dryers, concrete aggregate
Elevators, construction
Excavators:
  Clam shell, dragline, trench hoe, etc.
Extractors, pile construction
Feeders, aggregate
Finegraders
Finishers:
  Bituminous
  Concrete
Form graders
Form tamping machines
Forms, road and sidewalk
Flushers, street
Gradation units
Graders, all types
Grapples, rock
Hammers, pile
Heaters:
  Concrete mixer
  Asphalt surface
  Tank car
  Stone, sand, bitumen
Hoists, contractors
Hoppers, concrete
Jacks, mud
Joint levelers
Kettles, heating, bituminous
Loaders:
  Bucket
  Front end
  Snow
  Forced feed windro
Maintainers, road
Maintenance units, bituminous
Mixers:
  Aggregate pulv.
  Bituminous
  Concrete, truck, readymix
  Concrete
  Mortar
  Plaster
Mortar boxes
Pavers:
  Bituminous
  Concrete
Paving tools
Pile driving caps
Pipelayers
Plants:
  Asphalt
  Bulk cement
  Concrete, portable (except concrete block and pipe plants)
  Crushing
  Crushing, portable
  Screening
  Soil stabilizer
Plows, snow (except designed for mounting on automobile trucks and wheel type farm or garden tractors)
Portable diggers, augers
Power control units (tractor accessory)
Pulverizers, construction materials
Pumps, concrete
Rippers
Rock drilling and boring machinery
Rodding machines
Rollers:
  Road
  Sheepsfoot
  Tamping
  Wobbly wheel
Rooters
Scaffolds, metal
Scarifiers, power operated
Scrapers, power operated
Screens:
  Gravity
  Revolving (Construction materials)
  Vibrating
Shovels:
  Power, crawler
  Power, truck mounted
  Self propelled
  Tractor mounted
Sprayers, bituminous
Spreaders:
  Aggregate
  Concrete
  Sand
Sprinklers, highway, water
Subgraders
Surfacing machinery:
  Concrete
  Asphalt
Stump pullers
Sweepers, street
Towers:
  Asphalt
  Concrete placing
  Material handling
Trailers, non-highway, used with track laying and wheeled tractors (Industrial plant trailers and farm trailers are not included)
Tractors:
  Wheel type (not including farm tractors, automobile truck tractors or tractors designed for industrial hauling within or between industrial plants or terminals)
  Track laying
Trenchers
Trucks:
  Non-highway Dump Type
  Half track
Vibrating screens
Vibrators, concrete
Wagons, crawler
Wellpoint systems
Winches:
  Contractors, except truck mounted power take-off driven
Tractor mounted.

(4) *Base price.* As used in this section, the term "base price" applies to the following prices:

(i) A published list price which the manufacturer had in effect on October 1, 1941.

(ii) A list price established prior to September 28, 1945, pursuant to section 8 of this regulation for a modified item.

(iii) An established price in effect on October 1, 1941, as defined in section 28 (a) of this regulation.

This paragraph does not apply to maximum prices established by adjustment pursuant to section 21 or to maximum prices computed by formula pursuant to sections 9 and 10 of this regulation. However, a price established pursuant to section 9 (d) or 9 (e) on the basis of its in-lineness with maximum prices prevailing upon the base date may be revised by individual order.

[Paragraph (k) added by Am. 13, 10 F.R. 12405, effective 9-28-45; amended by Am. 25, 10 F.R. 15371, effective 12-26-45 and Am. 26, 11 F.R. 711, effective 1-16-46]

(l) *Washing machine wringers.* The maximum prices for washing machine wringers shall be determined by orders issued pursuant to the provisions of this paragraph in accordance with the standards for reconversion pricing set forth in Maximum Price Regulation 188, section 159e (Amendment 67), such standards being applied to individual companies.

The price increase factor will be determined on the basis of industry-wide and individual company surveys and will represent costs experienced during the last period of normal production adjusted for subsequent lawful changes in the level of material prices and in basic wage rate schedules of factory workers, plus the company's peace-time profit margin over costs.

[Paragraph (l) added by Am. 14, 10 F.R. 12636, effective 10-13-45]

(m) *One-wear wrought steel freight car wheels.* The maximum prices for sales of the following classes of one-wear wrought steel freight car wheels, as the basic prices of such wheels before treatment, shall be:

Type:	*Maximum price (before treatment) (each)*
Class 33-C	$23.80
Class 33-D	25.80

The foregoing prices are f. o. b. Chicago, Illinois, or Pittsburgh, Pennsylvania. These prices are subject to the schedule of additional charges for extras which the manufacturer had in effect on October 1, 1941.

[Paragraph (m) added by Am. 16, 10 F.R. 12771, effective 10-16-45, and amended by Am. 30, 11 F.R. 3203, effective 3-25-46]

(n) *Fractional horsepower electric motors*—(1) *Definition.* For the purposes of this section, fractional horsepower electric motors are defined as all small electric power motors built in frames and core stacks, smaller than that frame and stack having a continuous rating of 1 H. P., open type, 1700–1750 rpm, and all generators in the corresponding frame size, including electric phonograph motors of all types, 6 volt automobile heater motors, and other motors and generators built in the designated frames and core stacks and included in Appendix A of this regulation but excluding motors and generators (such as toy motors and generators and automotive starter motors and generators) not included in Appendix A of this regulation. The parts of the fractional horsepower electric motors as herein defined are also included.

[Last sentence added by Am. 31, effective 4-13-46]

(2) *Maximum prices.* (i) The maximum prices for sales by manufacturers of new and factory rebuilt fractional horsepower electric motors established under sections 7 and 8 shall be increased by 9%. (ii) The maximum prices for sales by manufacturers of new and factory rebuilt fractional horsepower motors, for which the manufacturer had no published list price or established price in effect on the base date, the price for which has been established on October 16, 1945 under the provisions of section 9 (d) shall be increased 9%. (iii) For fractional horsepower motors that have incorporated within or added to the motor frame special features not found on standard motors (including speed reduction gears), the maximum prices shall be increased by the dollars-and-cents amount by which the maximum prices for the standard motor of the same rating are increased under the provisions of the preceding items (i) and (ii).

(3) *Resellers.* Resellers of fractional horsepower motors may increase their maximum prices by the same percentage by which the maximum prices of their suppliers have been increased on sales and deliveries to the resellers under the provisions of this paragraph.

(4) *Notification by resellers who resell to purchaser for resale.* Every seller of fractional horsepower motors who sells such motors to purchasers who buy for the purpose of resale shall notify every such purchaser, in writing, of the percentage by which the maximum price to the purchaser has been increased on each such motor.

[Paragraph (n) added by Am. 17, 10 F.R. 12811, effective 10-16-45]

(o) *Forged steel railway axles.* The maximum base price for the sale by the manufacturer of forged steel railway axles before the performance of any treatment or machine operations shall be $3.85 per 100 lbs. at the base points, namely, Pittsburgh, Pa., Chicago, Ill., and Birmingham, Ala. This price does not include or affect the switching charges and charges for extras which the manufacturer had in effect on October 1, 1941.

[Paragraph (o) added by Am. 23, 10 F.R. 15069, effective 12-19-45, and amended by Am. 30, 11 F.R. 3203, effective 3-25-46]

SEC. 20. *Individual maximum prices*—(a) *Those established by Maximum Price Regulation 136, as amended.*[8] The provisions of subparagraphs (2), (3), (4), (5), (6), (7), (8), (10), (11), (12), (14), (16), (17), (18), (19), (20), (22), (24), (26), (27), (28), (29), (30), (31), (32), (33), (34), (35), (36), (37), (38), and (39) of section 1390.25 (a) of Maximum Price Regulation 136, as amended, are incorporated by reference into this regulation as they were in effect on March 31, 1945. The maximum prices established by these subparagraphs remain in effect, notwithstanding any other provisions of this regulation. The subparagraphs named establish maximum prices for the following persons:

A. C. Spark Plug Division of General Motors Corporation.
Aget Manufacturing Company, Adrian, Mich.
Air Associates, Inc., Bendix, N. J.
A. K. Robins and Company, Baltimore, Md.
American Raw Hide Products Company, Providence, R. I.
American Saw Mill Machinery Company, Hackettstown, N. J.
Brandtjen and Kluge, Inc., St. Paul, Minn.
Counties of the State of Michigan.
Elmira Lubricator Company, Inc., Elmira, N. Y.
Filtration Engineers, Inc.
Frick-Reid Supply Corporation, Tulsa, Okla.
Gilfillan Machine Works, Inc., Ebenezer, N. Y.
International Telephone and Radio Manufacturing Corporation, East Newark, N. J.
J. F. Kidder Manufacturing Company, Inc.
J. A. Lang and Sons Company, Boston, Mass.
John E. Fast & Company, Chicago, Ill.
John E. Mitchell Company, Dallas, Tex.
L. H. Cook Research Laboratories, Limited.
Louis Van Dorp Sheet Metal and Roofing Company, Inc., Topeka, Kans.
Middlesex Manufacturing Company, Medford, Mass.
Monarch Engineering and Manufacturing Company, Baltimore, Md.
Northwestern Motor Company, Eau Claire, Wis.
Petrometer Corporation, Long Island, N. Y.
Select-O-Phone Company, Division of Screw Machine Products Company, Inc., Providence, R. I.
Sterling Electrical Motors, Inc., Los Angeles, Calif.
The Parks Woodworking Machine Company, Cincinnati, Ohio.
The Tabor Manufacturing Company, Philadelphia, Pa.
Teesdale Manufacturing Company, Grand Rapids, Mich.
The Electro Motive Manufacturing Company, Willimantic, Conn.
Tempest Products Manufacturing Company, Indianapolis, Ind.
Union Fork and Hoe Company, Columbus, Ohio.
Unique Manufacturing Company, Omaha, Nebr.

(b) *Those established by Administrative Notice No. 1.*[9] Notwithstanding any other provisions of this regulation:

(1) The maximum price for the sale or delivery by the manufacturer of any product listed in Administrative Notice No. 1, as amended, shall be the price established by that Notice.

(2) The maximum price for the sale or delivery by a reseller of any product listed in Administrative Notice No. 1, as amended, for which the manufacturer has published a list price in accordance with that notice shall be that list price, subject to all applicable extra charges, discounts or other allowances that the reseller had in effect to a purchaser of the same class on October 1, 1941.

ARTICLE III—MISCELLANEOUS

SEC. 21 *Applications for adjustment.* Any person seeking adjustment in his maximum price for the sale of any product subject to this regulation may file an application for price adjustment in accordance with the provisions of Supplementary Order No. 142 (Adjustment Provisions for Sales of Industrial Machinery and Equipment).

[Sec. 21 amended by Am. 31, effective 4-13-46]

SEC. 22. *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the OPA.

SEC. 23. *Adjustable pricing.* If the seller or lessor wishes, he may agree with the buyer or lessee to charge a price that can be increased up to the maximum price in effect at the time of delivery. Where the seller or supplier has filed an application for adjustment under section 21, he may, in accordance with the provisions of that section, deliver at a price which will be adjusted upwards in accordance with the action taken by the OPA on his application. In all other cases, unless authorized by the OPA, the seller or lessor must not deliver at a price which is to be adjusted upwards in accordance with action taken by the OPA after delivery. This authorization will be given only where: (a) a request for a change in the applicable price is pending; (b) authorization is necessary to promote distribution or production; and (c) it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the OPA having authority to act upon the pending request for a change in price. The authorization will be given by order.

SEC. 24. *Records.* Every person subject to the provisions of this regulation is required to keep certain records for inspection by the OPA, for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect. Such records need not be separately maintained, but shall be deemed adequate if they are at all times available for inspection, and if they contain either explicitly or by specific reference all the information required by the applicable provisions of this section. These records are:

[Above paragraph amended by Am. 31, effective 4-13-46]

(a) *By a manufacturer.* Every manufacturer shall keep for inspection by the OPA complete and accurate records of the following:

(1) *Records of sales and leases.* Complete and accurate records of each sale or lease of a product showing:

(i) The date thereof;

(ii) The name and address of the buyer or lessee;

(iii) An identification of each product sold or leased by a reference to either a price list or to production records;

(iv) The quantity of each product sold or leased;

(v) The net price or rental; and

(vi) The maximum price and computations showing the method by which it was determined.

(2) *Price lists and discount sheets.* Published price lists and discount sheets in effect on the base date for products sold or leased by him.

(3) *Prices charged.* The prices at which he contracted to sell or lease each product during the six months' period before and including its base date.

(4) *Price determining methods and rates.* Price determining methods, labor rates, material prices, overhead rates and machine hour rates, selling and administrative rates and profit mark-ups in effect on the base date of the products produced by him.

(5) *Cost estimate sheets.* Detailed cost estimate sheets and other data showing the calculation of maximum prices for all products for which the maximum price must be determined under sections 8 or 9 of this regulation.

(b) *By a lessor, other than a manufacturer.* Every lessor, other than a manufacturer, shall keep for inspection by the OPA accurate records of the following:

(1) *Records for rentals.* Accurate records of each lease or rental showing:

(i) The date thereof;

(ii) The name and address of the lessee;

(iii) An identification of each product leased or rented; and

(iv) The net rental.

(2) *Price lists and discount sheets.* Published price lists and discount sheets in effect on the base dates for products rented or leased.

(3) *Prices charged.* The prices at which he contracted to lease or rent each product during the six months' period before and including its base date.

(4) *Bases of maximum rentals.* The bases upon which maximum rentals are and have been figured.

(c) *By a reseller.* Every reseller of new products shall keep for inspection by the OPA accurate records of the following:

(1) *Records of sales.* A record of each sale of a product showing:

(i) The date of sale.

(ii) The name and address of the purchaser.

(iii) An identification of each product sold. Where available, this identification shall state the name of the manufacturer, the model or style number, the type, and the serial or other number.

(iv) The quantity of each product sold.

(v) The net price received.

(vi) The maximum price and the method by which it was determined.

(2) *Records of purchases.* Records of purchases of the kind the reseller has customarily kept.

(3) *Price lists.* Published price lists and discount sheets in effect on the base date for products sold by him.

(4) *Prices charged.* The prices at which he contracted to sell each product during the six months' period before and including its base date.

(d) *By a seller of second-hand products.* Every seller of second-hand products shall keep for inspection by the OPA accurate records of each sale of a second-hand product showing:

(1) The name and address of the purchaser.

(2) The date of sale.

(3) An identification adequate enough to determine the applicable base price, as defined in section 12 (e), of each second-hand product sold. Where available, this identification shall state the name of the manufacturer, the model or style number, the type, and the serial or other number.

[Subparagraph (3) amended by Am. 31, effective 4-13-46]

(4) The quantity of each second-hand product sold.

(5) The net price received.

(6) Whether or not the sale was made on a "rebuilt and guaranteed" basis.

[Subparagraph (6), formerly (7), redesignated by Am. 31, effective 4-13-46. Former subparagraph (6) revoked by Am. 31]

SEC. 25. *Reports*—(a) *Price lists and discount sheets.* On or before April 30, 1945, every manufacturer, seller and lessor shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., if he has not already done so, all published price lists and discount sheets he had in effect on the base date for the sale or rental of products covered by this regulation. However, no price lists or discount sheets need be filed by a manufacturer for repair parts or tools used in the maintenance and repair of products manufactured by him, unless OPA specifically requests him to do so. Any person who, on the base date, sold or leased products at prices based upon price sheets published by another subject to this regulation shall file, instead of that other person's published price sheets, a statement identifying the particular price sheets he used on the base date, together with his own discount sheets, if any, and a statement of any variation from such other person's published price sheets.

(b) *Reports on products brought under this regulation.* Whenever the sale or rental of any product is brought within the scope of this regulation by an amendment, the reports required by paragraph (a) shall be filed within thirty days after the effective date of that amendment.

(c) *Notification of auction sales.* Every auctioneer shall file a written notice of every public or private auction sale of second-hand products at least one week before the sale. This notice shall be sent to the District Office of the OPA located where the auction is to be held. It shall include the place, date and hour of sale, the classes and types of products that are to be sold, and a copy of the sale announcement.

SEC. 26. *Evasion*—(a) *In general.* The price limitations set forth in this regulation shall not be evaded whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase, lease of or relating to commodities covered by this regulation, alone or in conjunction with any other commodity or service, or by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying-agreement or other trade understanding, or otherwise.

[8] 9 F.R. 4748, 6420, 6239, 6884, 7079, 7079, 7168, 7615, 7854, 10589, 12034, 12266, 12538.

[9] 7 F.R. 2984, 3690, 5453, 5688, 7928, 11037; 8 F.R. 6313.

(b) *Specific practices.* The following are among the specific practices prohibited:

(1) Paying a purchase commission if the sum of the commission and the purchase price exceeds the maximum price.

(2) Requiring a customer to furnish material for processing not in accordance with previous practice.

(3) Entering into a joint venture with any other person subject to this regulation for cross-selling, cross-purchasing or cross-servicing.

(4) Reducing the period of any guaranty or warranty of performance in effect on the base date, except as otherwise provided in this regulation.

(5) Eliminating or reducing any maintenance, repair, replacement or installation service in effect on the base date.

[Subparagraphs (5) and (7) amended by Am. 31, effective 4-13-46]

(6) Granting less than a reasonable allowance for commodities received in trade.

(7) Eliminating or reducing rental or trade-in credits on purchases.

(8) Renting or leasing a new or second-hand product with an option to purchase, when the sum of the rental and the sale price exceeds the maximum price established by this regulation.

SEC. 27. *Violation*—(a) *Civil and criminal action.* Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

(b) *Record-keeping and filing violations; failure to establish maximum price.* If any person subject to this regulation fails to keep the records or file the reports required by this regulation, or if any person subject to this regulation fails to establish a maximum price or to apply to the OPA for the establishment of a maximum price under sections 8, 9, 10, 11, or 14, if he is required to do so, the OPA may issue an order fixing maximum prices for the products such person sells. Any maximum price fixed in this manner will be in line with maximum prices established by this regulation. The order fixing the maximum price may apply to all deliveries or transfers for which a maximum price was not established in accordance with the provisions of this regulation. The issuance of such an order will not relieve the seller or lessor of his obligation to comply with the requirements of this regulation or of the various penalties for failure to do so.

(c) *License suspension.* The licensing provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. During the period of suspension, no sale for which the license has been suspended can be made.

SEC. 28. *Definitions.* (a) When used in this regulation, the term—

(1) "Established price in effect on the base date" means a price at which the seller or lessor contracted to sell, rent or lease the same product to the same class of purchasers at least three times during the six months' period before and including the base date. However, if, during that period, he contracted at least once to sell, rent or lease that product to the same class of purchasers at a higher price, then neither price shall be considered an "established price".

[Above paragraph amended by Am. 5, 10 F.R. 7682, effective 6-30-45]

If the seller or lessor has an established price to one class of purchasers, he must determine his maximum price to all other classes of purchasers by adjusting that established price to reflect the seller's or lessor's base date differentials, if any, between classes of purchasers.

A manufacturer who on the base date had in effect a method for determining prices for the sales of certain variations of his products by the application of predetermined dollar and cent factors corresponding to such variations may apply to the Machinery Branch of the Office of Price Administration, Washington 25, D. C., for approval of such price determining method as constituting his established prices in effect on the base date. Such approval may be given only where it appears that the manufacturer has sold such products in these variations at the prices automatically determined by application of such pricing method at least three times during the six months' period before and including the base date, without varying the dollar and cent factors within such period. Such a price determining method may not include the computation of a price by reference to percentage factors.

[Above paragraph added by Am. 31, effective 4-13-46]

(2) "Manufacturer" means any of the following:

(i) Any person engaged in one or more operations in the fabrication, processing or assembly of the product being priced, including subcontractors.

(ii) Any person who sells a product which has been produced on his account from materials or parts owned by him.

(iii) Any person who sells a product under his own brand.

(3) "OPA" means the Office of Price Administration.

(4) "Parts and subassemblies" includes all metallic and non-metallic component parts, adjuncts, and accessories of products listed in Appendix A that have been machined or fabricated. The term does not include any materials in such form as to permit their use in the manufacture of products other than those listed in Appendix A.

(5) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(6) "Product" means any commodity covered by this regulation. Unless otherwise specified, this term means such a commodity in an unused and new condition.

(7) "Purchaser of the same class" and "class of purchaser" means a purchaser or lessee belonging to the same price class; that is, a group of purchasers to whom it was the seller's or lessor's practice on the base date to sell or lease the same product at a particular price. If on the base date the seller or lessor customarily sold or leased, or offered to sell or lease, the same product to any purchaser or lessee at a price different from the price or prices at which he sold or leased, or offered to sell or lease, the same product to all other purchasers or lessees, that purchaser or lessee is in a price class by himself.

If, on the base date, the seller or lessor had an established practice of charging the same price to certain customers on the basis of standards, such as the nature of the buyer or lessee (manufacturer, distributor, wholesaler, dealer, etc.) or the nature of the sale or lease (large, small, cash, credit, etc.), he must place a new purchaser or lessee of the same product in the proper price class in accordance with such standards. If the seller or lessor had no such standards, he must establish a price for the new purchaser or lessee under section 9, in the case of a manufacturer; section 11 (c) or 11(e), in the case of a reseller; and section 14 (b), in the case of a lessor. For the purposes of this definition, a "new purchaser or lessee" means a purchaser or lessee to whom the seller or lessor did not sell or lease, or offer to sell or lease, the same type of product on the base date.

(8) "Reseller" means a seller who is not a manufacturer of the product being sold.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to other terms used here.

SEC. 29. *Delegation of authority.* Any Regional Administrator and any District Director, who has been authorized to act by the Regional Administrator having jurisdiction over his district, may adjust maximum prices under section 21 of this regulation.

SEC. 30. *Industry-wide adjustments for reconversion products.* Special pricing provisions applicable to particular products may be established by orders issued under this section when, with respect to the product, the Administrator finds:

(a) That in 1944 its production was approximately one-half or less of its production in its last representative period of peacetime production;

(b) That this reduction in dollar volume resulted from (1) governmental restrictions on the manufacture of products or on the use of materials, facilities, or manpower, or (2) the use of facilities for the production of war goods, or (3) other direct needs of the war effort; and

(c) That because of change in government restrictions or in the needs of the war program, manufacturers of the product generally are able to begin or to increase substantially the production of the product line.

If, in the judgment of the Administrator, the purposes of this section will be effectuated, as to a particular product, without any special pricing provisions, an order under this section will not be issued with respect to that product even though the above findings could be made as to it.

Orders under this section will, generally, authorize industry-wide increases in the established maximum prices of manufacturers in those industries, based upon surveys conducted by the Price Administrator, either upon the request of the particular industry or upon his own motion. Those orders will establish adjusted maximum prices or methods of determining such prices by the use of price increase factors. Where, however, in the judgment of the Price Administrator, the use of an industry-wide factor will, by reason of the diversity in the products made by the member firms, the wide variation in cost experience among them, or other reasons, be an inequitable and inappropriate means of establishing reconversion prices, he may provide for the calculation and application of individual price increase factors.

Broadly stated, the new maximum prices will represent costs experienced during the last period of normal production adjusted for subsequent lawful changes in the level of materials prices and in basic wage rate schedules of factory workers, plus the industry's average peacetime profit margin over cost. Changes in materials prices may be measured by materials cost increase factors, determined by the Administrator, in those cases where such action may be necessary to eliminate temporary or artificial influences. In the case of an industry for which the Administrator has decided that price increase factors should be determined and applied for each firm, the profit element in each increase factor will be the firm's own base period profit margin or one-half the industry's average peacetime margin, whichever is the higher.

Orders issued under this section may also modify or supersede the provisions of Revised Maximum Price Regulation 136, with respect to the establishment of maximum prices, if, on the basis of the particular characteristics of the industry involved, the Administrator finds that another method of price determination will effectuate the purposes of this regulation better than the general pricing provisions of the regulation. In addition, those orders may establish new maximum prices or a method of determining new maximum prices for sales by persons other than manufacturers which will supersede maximum prices fixed by other regulations for such sales and which will be consistent with the standards applied by the Office of Price Administration for the reasonable absorption of necessary cost increases.

Orders issued under this section will not ordinarily reduce higher maximum prices which manufacturers have previously established in accordance with the applicable provisions.

A manufacturer of a product covered by an order issued under this section may not obtain an adjustment of his maximum prices under any adjustment provision other than Supplementary Orders Nos. 118 and 119, unless the adjustment provision itself or the order issued under this section covering his product expressly provides otherwise. This rule does not apply, however, to any adjustment which may be made in accordance with Procedural Regulation No. 6 with respect to any Government contract or subcontract thereunder, for the sale of a commodity essential to the war program.

Small volume manufacturers may use as their new maximum prices those which they calculate under Supplementary Order No. 118, and general orders issued pursuant thereto, if the maximum prices so calculated are higher than maximum prices set under orders issued under this section. Any other manufacturer may apply for an individual adjustment under Supplementary Order No. 119 if, after the adjustment authorized for his industry by an order under this section, his maximum price still continues eligible for adjustment in accordance with the provisions of that supplementary order.

Orders issued under this section may require a manufacturer to arrange the production and distribution of his products so that they will be representative of his production and distribution in a specified past period for goods in a particular category. The Administrator may also require authorized price increases to be applied among articles or price lines in a manner consistent with the need, under the stabilization program, to maintain the production of lower-priced articles.

[Sec. 30 added by Am. 15, 10 F.R. 12555, effective 10-3-45]

SEC. 31. *Industry adjustments.* Separate pricing provisions applicable to particular industries whose products are covered by this regulation and to particular products may be established by orders issued under this section in any cases (except those covered by section 30), where the Administrator determines that a price adjustment is required for any purpose.

The opinion accompanying each such order will set forth fully the reasons for the issuance of the order and the basis upon which the price adjustment is being computed. In general, such price adjustments will reflect increases required by law or by Executive order or by orders issued by the Administrator of Economic Stabilization, or increases required to induce production of essential products.

[Sec. 31 added by Am. 28, 11 F.R. 2595, effective 3-8-46]

APPENDIX A: PRODUCTS COVERED BY THE REGULATION

The products covered by this regulation and the base dates to be used in determining the maximum prices for those products are listed below:

NOTE: If a part or subassembly of any item listed in this Appendix is produced by the manufacturer of the complete item, the part or subassembly has the same base date as that listed for the complete item, even where the part or subassembly is listed separately in this appendix.

Product	*Base date*
Abrasive products, including coated, bonded, natural stone and artificial abrasives	Mar. 31, 1942
Air-conditioning equipment, condensing units of 25 tons capacity and over	Oct. 1, 1941
Anchors, earth and rock	Mar. 31, 1942
Anchors, marine, except those subject to Revised Price Schedule 41 (Steel Castings and Railroad Specialties) or Maximum Price Regulation 351 (Ferrous Forgings)	Mar. 31, 1942
Antennas, radio, including automobile antennas, except built-in antennas included within the cases of domestic radio receivers	Mar. 31, 1942
Anvils, except jewelers' anvils	Mar. 31, 1942
Arresters, lightning	Oct. 1, 1941
Asphalt mixing plant and attendant plant	Oct. 1, 1941
Attachments and accessories for machinery and machine tools, except when subject to Maximum Price Regulation 1 (Second-Hand Machine Tools) or Maximum Price Regulation 67 (New Machine Tools). The term "attachments and accessories for machinery and machine tools" means all devices used with, but not an integral part of, machinery or machine tools and includes the following illustrative list:	Mar. 31, 1942
Adapters.	
Arbors.	
Blocks, machine tool.	
Brakes, spindle.	
Centers, bench.	
Centers, lathe.	
Chucks, all types.	
Clamps.	
Collets.	
Die heads.	
Die sets.	
Dogs, work driving.	
Edges, straight.	
Electric etchers and de-magnetizers.	
Feeding devices.	
Glass, level.	
Grinders.	
Guides, adjustable.	
Heads, universal dividing.	
Holders, tool.	
Holders, work.	
Mandrels, all types.	
Plates, angle.	
Plates, bench.	
Plates, brick liner.	
Plates, face.	
Plates, lapping.	
Plates, surface.	
Plates, wearing.	
Posts, tool.	
Saw accessories (sets, swages, guides, clamps, bracing tools).	
Sockets.	
Stops, machine.	
Templates.	
Torque wrenches.	
Wheels, buffing and polishing.	
Augers, earth	Oct. 1, 1941

Product	Base date
Automotive trucks, motorcycles, busses, and house and truck trailers, new only, which are manufactured on or after August 12, 1943, and originally designed for use as private or commercial motor vehicles. The foregoing does not include automotive trucks, motorcycles, trailers or busses specially designed for use as military vehicles, nor does it include cars or trucks listed elsewhere in this Appendix	Mar. 31, 1942
Automotive testing and maintenance equipment, mechanical and electrical, not listed elsewhere in this Appendix	Mar. 31, 1942
Batteries, storage, wet cell only, including automotive	Oct. 1, 1941
Batteries, wet primary cell	Mar. 31, 1942
Battery chargers, except motor generator sets	Mar. 31, 1942
Bearings, antifriction (ball, roller, needle, etc.), except automotive	Oct. 1, 1941
Bearings and bushings, ferrous and non-ferrous metal, except pipe and tube bushings; those listed elsewhere in this Appendix; and those for which maximum prices are established by Revised Price Schedule 41 (Steel Castings and Railroad Specialties), Revised Maximum Price Regulation 125 (Non-ferrous Foundry Products), Maximum Price Regulation 241 (Malleable Iron Castings) or Maximum Price Regulation 244 (Gray Iron Castings)	Mar. 31, 1942
Belting, leather and textile, except those for which maximum prices are established by Maximum Price Regulation 149 (Mechanical Rubber Goods)	Mar. 31, 1942
Bimetallic thermal strips, fabricated	Oct. 1, 1941
Blocks and tackle	Mar. 31, 1942
Boilers, power, industrial and marine, 100 p. s. i. and higher working pressure	Oct. 1, 1941
Broom-making machinery	Oct. 1, 1941
Brushes, industrial, power-driven	Mar. 31, 1942
Brush-making machinery	Mar. 31, 1942
Bushings, porcelain, glass and steatite, for electrical uses	Mar. 31, 1942
Cable accessories, electrical, other than copper, copper alloy or copper clad	Mar. 31, 1942
Can-making machinery and equipment	Oct. 1, 1941
Capacitors, electrical, except fixed capacitors of the type and size used for military radio and radar equipment	Mar. 31, 1942
Capacitors, electrical, fixed, of the type and size used for military radio and radar equipment	Apr. 1, 1943
Carbon graphite and metal graphite for electrical uses	Oct. 1, 1941
Carriers, lumber	Oct. 1, 1941
Cars, freight, including all types of flanged wheel mining and industrial cars	Oct. 1, 1941
Cars, passenger, for surface, subway or elevated lines	Oct. 1, 1941
Casters	Mar. 31, 1942
Cement-making machinery	Oct. 1, 1941
Ceramics machinery	Oct. 1, 1941
Chain, chain fittings and assemblies, except jewelry chains, cast manganese steel chain subject to Maximum Price Regulation 235 (Manganese Steel Castings and Manganese Steel Castings Products), and power transmission chains	Mar. 31, 1942
Chains, power transmission (roller and silent type), including sprockets	Oct. 1, 1941
Chemical processing machinery	Oct. 1, 1941
Circuit breakers, electrical	Oct. 1, 1941
Clamps of the C and bar type, except those used for medical or dental purposes	Mar. 31, 1942
Clevises, except those covered by Maximum Price Regulation 246 (Manufacturers' and Wholesale Prices for Farm Equipment)	Mar. 31, 1942
Clockwork systems, industrial, used in connection with mechanical instruments	Oct. 1, 1941
Coal preparation equipment	Oct. 1, 1941
Compressors, except those used with condensing units under 25 horsepower or 25 tons	Oct. 1, 1941
Concrete products machinery and equipment	Oct. 1, 1941
Condensers, synchronous, electrical	Oct. 1, 1941
Conduit fittings	Oct. 1, 1941
Conduit, metallic	Oct. 1, 1941
Control equipment, electrical, industrial	Oct. 1, 1941
Convertors, synchronous, electrical	Oct. 1, 1941
Conveyors and conveying systems, industrial	Oct. 1, 1941
Core drilling machinery	Oct. 1, 1941
Cotton-ginning machinery	Oct. 1, 1941
Cranes, crawler, overhead bridge, locomotive, revolving and truck	Oct. 1, 1941
Cutting tools, including the following illustrative list	Mar. 31, 1942
Augers, machine.	
Bits, machine.	
Blades, hacksaw—all types.	
Blades, power-driven saw.	
Blades, machine, shear, etc.	
Broaches.	
Chasers.	
Chisels, machine.	
Counterbores.	
Countersinks, machine.	
Cutter heads.	
Cutters, machine.	
Dies, cutting and threading.	
Dressers, abrasive wheel, except diamond dressers.	
Drills, twist.	
Extractors.	
Files, rasps and burrs.	
Form tools.	
Hobs.	
Knives, machine.	
Knurling tools.	
Machinist scrapers.	
Punches, machine.	
Reamers.	
Rules, creasing, cutting and perforating.	
Scraper blades, machine.	
Taps.	
Tips, tool, tungsten carbide, stellite, etc.	
Cylinders, power, hydraulic, pneumatic and hydropneumatic	Mar. 31, 1942
Derricks	Oct. 1, 1941
Diamond tools, core bits, dies .002" and larger, dressing tools, shaped tools, wheels, etc	Mar. 31, 1942
Dies, jigs and fixtures, except when (1) the die, jig or fixture is used in connection with the production of a product not covered by this regulation, and (2) the die, jig or fixture is sold in connection with the sale of that product	Mar. 31, 1942
Die-casting machinery	Oct. 1, 1941
Distribution boards, electrical	Oct. 1, 1941
Doilies, industrial	Oct. 1, 1941
Dozers, angle, bull and push	Oct. 1, 1941
Dredging machinery	Oct. 1, 1941
Dry-cleaning and clothes-pressing machinery, except domestic	Oct. 1, 1941
Ducts for electrical uses, metallic and nonmetallic, except wooden, asbestos-cement, cement conduit and clay conduit	Oct. 1, 1941
Dust-collecting equipment, industrial, portable and stationary, including industrial vacuum cleaners	Oct. 1, 1941
Economizers, steam, industrial and marine	Oct. 1, 1941
Electric phonographs and electric radio phonograph combination parts when sold by the manufacturer of the part or when sold to industrial, commercial or governmental users	Mar. 31, 1942
Electric recorders when sold by the manufacturer of the part or when sold to industrial, commercial or governmental users	Mar. 31, 1942
Electrodes	Oct. 1, 1941
Electroplating and hot-dip metal coating equipment, including preparatory and finishing equipment used in connection with metal coating processes	Oct. 1, 1941
Electro-therapeutic apparatus and supplies	Mar. 31, 1942
Electronic devices, equipment and parts (other than radio receivers), when sold by the manufacturer or when sold to industrial, commercial or governmental users	Mar. 31, 1942
Elevators, passenger and freight, except farm grain elevators	Oct. 1, 1941
Engines, diesel and oil, except automotive, truck and aircraft	Oct. 1, 1941
Engines, gas	Oct. 1, 1941
Engines, gasoline and kerosene, except automotive, truck and aircraft, toy and portable outboard motors	Oct. 1, 1941
Engines, steam, except toy	Oct. 1, 1941
Engine-generator sets	Oct. 1, 1941
Escalators (moving inclined stairways for raising or lowering passengers)	Oct. 1, 1941
Excavating and earth-moving machinery, including power shovels, ditchers, draglines and power scrapers	Oct. 1, 1941
Fans and blowers, industrial, except unit heaters or unit ventilators, hand blowers, and desk, pedestal, portable, ceiling and wall-bracket type fans, but including warm air furnace fans, attic ventilating fans, pressure fans and blowers and built-in fans	Oct. 1, 1941
Feed-water heaters (steam specialties), industrial and marine	Oct. 1, 1941
Floor surfacing and floor maintenance machinery, industrial	Oct. 1, 1941

Product	Base date
Food and beverage machinery, including baking, bottling, brewing, canning, confectionery, grain milling, meat packing, edible oil, sugar and dairy machinery and equipment (except dairy farm equipment)	Oct. 1, 1941
Foundry machinery, including ladles not over 40 ton capacity	Oct. 1, 1941
Furnaces and ovens, industrial and laboratory, except space heating, warm air furnaces, stoves, blast furnaces, open hearth furnaces, bessemer converters and soaking pits, coke ovens, and industrial furnaces used solely for the manufacture of pig iron and steel	Oct. 1, 1941
Fuses for the protection of electrical equipment, except automotive	Oct. 1, 1941
Galvanometer and pyrometer movements	Oct. 1, 1941
Gas burners designed for use with products covered by this regulation	Mar. 31, 1942
Gaskets and packings, except those for which maximum prices are established by Maximum Price Regulation 149 (Mechanical Rubber Goods) or Maximum Price Regulation 452 (Manufacturers' Maximum Prices for Automotive Parts)	Mar. 31, 1942
Gauges, special, manufactured pursuant to the customers' drawings, including special purpose plug, ring, snap, height, length, and location gauges, but not general purpose graduated or adjustable gauges	Mar. 31, 1942
Gears, pinions, sprockets and speed reducers, including gear motors, motorized speed reducers and variable speed drives, but not including (1) automotive or tractor transmissions, transfer cases, power take-offs, differential or axle assemblies; (2) any item designed for use in private or commercial motor vehicles; or (3) any item specially designed for use in vehicles, aircraft or equipment used primarily for military purposes	Oct. 15, 1941
Gears, pinions, sprockets and speed reducers specially designed for use in vehicles, aircraft or equipment used primarily for military purposes, except automotive gears; and automotive or tractor transmissions, transfer cases, power take-offs, differentials or axle assemblies	Mar. 31, 1942
Generators, electrical, except automotive	Oct. 1, 1941
Generators, gas	Oct. 1, 1941
Generator sets, diesel-electric, gas engine, electric, and motor or engine driven, except automotive	Oct. 1, 1941
Glass-making machinery	Oct. 1, 1941
Glass products, industrial, scientific and technical, which are listed below	Mar. 31, 1942
Electrical glassware:	
Bulbs, glass portion (incandescent, fluorescent, indicator, auto lamp, radio, television, X-ray, radar and power tube).	
Glass products—Continued.	
Electrical glassware—Con.	
Bushings.	
Capacitors.	
Coil forms.	
Flares (glass base portion for lighting, radio, indicator, auto lamp, television, X-ray, radar and power tube).	
Fuse plugs.	
Insulators.	
Resistor tubes.	
Tubing (electrical, fluorescent).	
Industrial glassware:	
Cylinders.	
Flat gauge glasses.	
Glass bulbs.	
Gauge cup and oil cup glasses.	
Meter and relay covers.	
Miscellaneous industrial glassware which is to be further fabricated by others, or which is to be incorporated as a component part of an industrial product.	
Laboratory and pharmaceutical glassware:	
Apparatus ware.	
Chemical ware.	
Instrument tubing.	
Laboratory apparatus tubing.	
Pharmaceutical ware.	
Optical glass:	
Rough glass blanks for optical, ophthalmic and scientific use.	
Signal glassware:	
Airplane running lights.	
Battery jars.	
Explosion resisting globes.	
Fresnels.	
Front glasses.	
Lenses.	
Obstruction lights.	
Optical ware (color and light filters).	
Roundels.	
Governors, engine	Oct. 1, 1941
Ground steel stock for punches, dies, jigs, fixtures, etc	Mar. 31, 1942
Gyroscopes	Oct. 1, 1941
Hat-making and repairing machinery	Oct. 1, 1941
Heat exchanger equipment, (when designed for use with products covered by this regulation)	Oct. 1, 1941
Heaters, sand, stone, or bitumen	Oct. 1, 1941
Heating, melting, burning and thawing equipment, portable, for industrial and transportation purposes, except mechanics' fire pots and blow torches	Oct. 1, 1941
Heating units and devices, electrical, industrial	Oct. 1, 1941
Hoists	Oct. 1, 1941
Hose and tubing, metal, flexible, except that for which maximum prices are established by Maximum Price Regulation 149 (Mechanical Rubber Goods)	Mar. 31, 1942
Instruments, electrically or magnetically operated, for measuring, testing, indicating and recording electrical quantities, except automotive	Oct. 1, 1941
Instruments, mechanical, for indicating, measuring, recording and testing, including aircraft, laboratory, marine, precision and scientific mechanical instruments, but excluding automotive and tire gauges, carpenters' tools, clinical, dental, household, optical and surgical instruments, low pressure heating controls (such as thermostatic traps, blast traps and strainers), water level controls (all types), air temperature and humidity controls (all types), complete coin-operated devices, refrigeration controls, and special gauges manufactured to conform to the purchaser's specifications	Oct. 1, 1941
Insulators, porcelain, glass and steatite, for electrical uses	Mar. 31, 1942
Inter-communicating systems, electronic	Mar. 31, 1942
Jacks (and jack screws) except those hand jacks customarily purchased or designed as original equipment or replacement equipment for passenger automobiles, commercial trucks or busses	Mar. 31, 1942
Laundry machinery, except domestic	Oct. 1, 1941
Leather-working machinery	Oct. 1, 1941
Lighting equipment, electrical for airway, commercial, flood-lighting, industrial, marine, seadrome, and street and highway uses	Oct. 1, 1941
Line material, transmission or trolley	Oct. 1, 1941
Lock and dam machinery, not listed elsewhere in this appendix and not listed in other specific regulations issued by OPA, which is designed exclusively for the control of water flow in locks, dams and structures when such locks, dams and structures are designed for flood control, irrigation, power generation or transportation purposes	Mar. 31, 1942
Locomotives and tenders, including mining and industrial	Oct. 1, 1941
Logging and lumbering machinery and equipment	Oct. 1, 1941
Lubricating systems and devices, industrial, stationary, except portable hand-operated grease guns and devices designed for automotive and truck lubrication	Oct. 1, 1941
Machinery, industrial, not listed elsewhere in this Appendix. The term "industrial machinery" means any machinery and equipment, not specifically excluded from the coverage of this regulation, which is used in the extraction, production or processing of commodities	Mar. 31, 1942
Machine tools, including those powered by hand or foot, except those subject to Maximum Price Regulation 1 (Second-Hand Machine Tools) or Maximum Price Regulation 67 (New Machine Tools)	Oct. 1, 1941

Product	Base date
Machine tool parts and subassemblies, except those subject to Maximum Price Regulation 1 (Second-Hand Machine Tools) or Maximum Price Regulation 67 (New Machine Tools)	Oct. 1, 1941
Machines, tools, devices and appliances designed especially for the installation, operation, maintenance and protection of tracks, yards, signals, rolling stock and motive power of surface, subway or elevated rail lines	Oct. 1, 1941
Magnetos, except automotive	Oct. 1, 1941
Magnets, lifting, industrial	Oct. 1, 1941
Marine equipment listed below	Mar. 31, 1942
Anchors, except those subject to Revised Price Schedule 41 (Steel Castings and Railroad Specialties) or Maximum Price Regulation 351 (Ferrous Forgings).	
Boat hooks without handles.	
Buoys, pontoons and rafts, metallic.	
Capstans.	
Chocks.	
Cleats.	
Controls, bulkhead and throttle.	
Deck and man-hole plates, machined.	
Fog horns and whistles, manually operated.	
Gooseneck and boom bands.	
Hatch covers, metal.	
Lights, oil.	
Marlin spikes and belaying pins, metal.	
Mooring and riding bitts.	
Port lights.	
Pumps, marine, manually operated.	
Reels, hawser, manually operated.	
Rope guides and leaders.	
Rowlocks	
Shackles.	
Snaps.	
Sockets.	
Steering apparatus, manually operated.	
Ventilators.	
Metals and alloys, special electrical, except steel with less than 6% alloy content, in any fabricated form, used for electrical, magnetic or glass-sealing purposes, including special contact alloys and special coated iron wire	Oct. 1, 1941
Mining machinery, including mine cars and trucks	Oct. 1, 1941
Molds and patterns, except (1) when the mold or pattern is used in connection with the production of a product not covered by this regulation, and (2) the mold or pattern is sold in connection with the sale of that product	Mar. 31, 1942
Motion picture equipment, 35 millimeter, including sound equipment and parts for recording, reproducing and projecting, for studio, theater, commercial or industrial use	Mar. 31, 1942
Motors, electrical, except automotive	Oct. 1, 1941
Neon indicator attachments	Mar. 31, 1942
Numbering and marking machines for use on metal, except office machines	Oct. 1, 1941
Oil burners, industrial and marine, burning No. 5 oil or heavier, except horizontal rotary and gun type burners	Oct. 1, 1941
Oil-well machinery and equipment	Oct. 1, 1941
Optical processing machinery, manufacturers', except Rx optical, laboratory machinery	Mar. 31, 1942
Ore-crushing and concentrating machinery	Oct. 1, 1941
Ovens, industrial and laboratory, except coke ovens	Oct. 1, 1941
Packaging, wrapping, filling and labeling machinery	Oct. 1, 1941
Paint-making machinery	Oct. 1, 1941
Panelboards, electrical	Oct. 1, 1941
Parts and subassemblies of any item listed in this Appendix when produced by the manufacturer of the complete item.	Same as base date of complete item.
Parts and subassemblies of any item listed in this Appendix when (1) produced by a person other than the manufacturer of the complete item and (2) not listed elsewhere in this Appendix	Mar. 31, 1942
Parts, subassemblies and components, metallic, of any commodity covered by a regulation listed in the following table, when the part, subassembly or component is sold to the manufacturer of the commodity of which it is a part	Mar. 31, 1941

Regulation and Title
Maximum Price Regulation 64: Domestic Cooking and Heating Stoves.
Revised Price Schedule 86: Domestic Washing Machines and Ironing Machines.
Revised Price Schedule 102: Household Mechanical Refrigerators.
Revised Price Schedule 111: New Household Vacuum Cleaners and Attachments.
Maximum Price Regulation 188: Manufacturers' Maximum Prices for Specified Building Materials and Consumers' Goods Other Than Apparel.
Maximum Price Regulation 246: Manufacturers' and Wholesale Prices for Farm Equipment.
Maximum Price Regulation 272: Cast-Iron Boilers and Cast-Iron Radiation.
Maximum Price Regulation 399: New Ice Boxes.

This regulation does not cover bicycle parts and accessories; fountain pen and mechanical pencil parts; inner-constructions for sofa beds, studio couches and other upholstered dual purpose sleeping equipment; parts (except electrical) for portable lamps, lamp shades and residential lighting fixtures; parts and accessories of musical instruments, including toy and novelty musical instruments; radio cabinets; refrigerator cabinets; and watch and clock parts, except springs.

Product	Base date
Petroleum refining machinery	Oct. 1, 1941
Pharmaceutical machinery	Oct. 1, 1941
Pile drivers	Oct. 1, 1941
Pipe wrapping and coating machinery	Oct. 1, 1941
Plants, stationary, for railroad use in handling cinders, fuel, sand or water	Oct. 1, 1941
Plastics fabricating and molding machinery	Oct. 1, 1941
Pole-line hardware and line construction specialties	Mar. 31, 1942
Power transmission equipment, industrial, including belt-tighteners, blocks and bearing housings, brackets, clutches, collars, couplings, hangers, motor bases, pillow blocks, pulleys, sheaves, shifters, universal joints and variable speed drives	Oct. 1, 1941
Presses, baling, except those covered by Maximum Price Regulation 246 (Manufacturers' and Wholesale Prices for Farm Equipment)	Mar. 31, 1942
Printing machinery and equipment	Oct. 1, 1941
Public address apparatus	Mar. 31, 1942
Pulp, paper and paper products machinery	Oct. 1, 1941
Pulverized fuel burners	Oct. 1, 1941
Pumps, hand-operated, except store fixtures and those covered by Maximum Price Regulation 246 (Manufacturers' and Wholesale Prices for Farm Equipment)	Mar. 31, 1942
Pumps, power-operated, with or without power, except pumps subject to Maximum Price Regulation 246 (Manufacturers' and Wholesale Prices for Farm Equipment) and Maximum Price Regulation 452 (Manufacturers' Maximum Prices for Automotive Parts), and pumps designed for use with oil burners not covered by this regulation	Oct. 1, 1941
Radio headphones	Mar. 31, 1942
Radio receivers, all, except the types defined in MPR 599 (Radio Receivers and Phonographs) as "consumer type radio receivers"	Mar. 31, 1942
Radio receiving equipment parts when sold by the manufacturer of the part or when sold to industrial, commercial or governmental users, except sales by retailers and wholesalers of radio receiver tubes for which maximum prices are established by section 3.3 of Supplementary Regulation 14J to the General Maximum Price Regulation, except chassis for radio receivers and phonographs of the type subject to MPR 599	Mar. 31, 1942
Radio transmitting equipment and parts, including dual transmitting-receiving units	Mar. 31, 1942
Railroad car and locomotive parts, and specialties for elevated, subway and surface lines, including	Oct. 1, 1941
Axles.	
Bearings, truck side.	
Boilers, fireboxes, front ends and cabs, fittings, fixtures, devices or appliances mounted thereon.	
Brakes and brake gears.	
Coupler devices or attachments except those subject to Revised Price Schedule 41.	
Devices and appliances mounted on locomotives for treatment, distribution, and control of water, fuel, steam, sand or electricity.	
Doors and fixtures, except those subject to Revised Price Schedule 40 (Builders' Hardware and Insect Screen Cloth).	
Draft gears, buffers, and attachments.	

Product	Base date
Railroad car and locomotive parts, etc.—Continued	
Driving, foundation, and running gear.	
Journal boxes, assembled.	
Heating, lighting, ventilating, and air-conditioning equipment.	
Lubricating devices.	
Miscellaneous fittings, fixtures, specialties, devices or appliances designed specifically for use on railroad cars or locomotives, except artillery or other exclusively military or naval equipment.	
Safety appliances and warning devices.	
Sides, roofs, ends, running boards and brake steps.	
Spring rigging, snubbers and shock absorbers.	
Tires, steel.	
Train control apparatus.	
Trucks, complete.	
Underframes.	
Wheels, iron and steel.	
Rectifiers, power, industrial	Oct. 1, 1941
Record changers, and parts, except cased record changers designed for retail-consumer sale	Mar. 31, 1942
Refrigeration equipment, condensing units of 25 horsepower and over	Oct. 1, 1941
Regulators, feeder voltage	Oct. 1, 1941
Regulators and dampers, power operated	Oct. 1, 1941
Replacement units and assemblies for mechanical refrigerators having a refrigerated volume of 16 cubic feet or less, when sold by the manufacturer	Mar. 31, 1942
Reproduction machinery, architectural and engineering, such as blueprinting, black and white printing, and brown printing machinery	Oct. 1, 1941
Road-building and maintenance machinery, including graders, pavers, rollers, sprayers, etc.	Oct. 1, 1941
Rock-crushers and plants	Oct. 1, 1941
Rod, wire and tube-working machinery and equipment	Oct. 1, 1941
Rolling mill machinery and equipment	Oct. 1, 1941
Rope fittings, manila and wire	Mar. 31, 1942
Rubber and allied products machinery	Oct. 1, 1941
Rubber tire and tube machinery and equipment, including tire recapping and retreading molds and necessary parts (full circle and sectional molds, matrices, etc.), tire buffers and spot vulcanizers for tubes	Oct. 1, 1941
Saws, masonry	Oct. 1, 1941
Scaffolds and construction towers	Oct. 1, 1941
Scales, weighing, industrial and laboratory, except coin operated, counter, household, office and store types	Oct. 1, 1941
Screw machine products, when sold by the manufacturer, except those for which the manufacturer issues a catalog or price list. The term "screw machine product" means any product that is made complete or in its first operation on a hand or automatic screw machine. However, it does not include products covered by Maximum Price Regulation 147 (Bolts, Nuts, Screws and Rivets) or Maximum Price Regulation 452 (Manufacturers' Maximum Prices for Automotive Parts)	Mar. 31, 1942
Searchlights, except military	Oct. 1, 1941
Searchlights, military, completely assembled	Mar. 31, 1942
Separators, steam, industrial and marine	Oct. 1, 1941
Sewing machines, industrial	Oct. 1, 1941
Sharpening and filing equipment	Mar. 31, 1942
Shoe manufacturing and repairing machinery	Oct. 1, 1941
Signal equipment, railroad, including highway crossing signals	Oct. 1, 1941
Signalling apparatus, except automotive	Oct. 1, 1941
Siren blowers	Mar. 31, 1942
Skid platforms and pallets, all metal	Oct. 1, 1941
Snow plows, except when designed specifically for use with farm and garden tractors	Oct. 1, 1941
Soot blowers and tube cleaners, power-operated, industrial and marine	Oct. 1, 1941
Sound recording and reproducing equipment and parts, including portable recorders and recording and transcription turntables, except home or office recording or reproducing equipment	Mar. 31, 1942
Spraying devices, industrial, power-operated, for the application of any material, except agricultural sprayers	Oct. 1, 1941
Spreaders for construction and road-building use	Oct. 1, 1941
Springs, except furniture and bed springs, inner-constructions for sofa beds, studio couches and other upholstered dual purpose sleeping equipment, and springs covered by Maximum Price Regulation 452 (Manufacturers' Maximum Prices for Automotive Parts) or 548 (Metal Upholstery Springs, Constructions, and Accessories)	Mar. 31, 1942
Spring winding and forming machinery	Oct. 1, 1941
Sprockets, roller and silent, power transmission, except automotive	Oct. 1, 1941
Stackers, industrial	Oct. 1, 1941
Stampings, metal, when sold by the manufacturer, except forgings, non-ferrous mill products, wire goods, steel mill products, or any product for which the manufacturer has issued a catalog or price list. The term "metal stampings" means stamped or pressed metal products which are mechanically processed by the use of dies and upon which further finishing operations may or may not have been performed, when sold unassembled. A metal stamping may consist of two or more stamped pieces which have been permanently joined by methods such as brazing, riveting, soldering or welding	Mar. 31, 1942
Steam cleaning and degreasing equipment and parts washing and cleaning equipment, except commercial and domestic dish and utensil washing and cleaning equipment	Mar. 31, 1942
Stokers, industrial and marine, with a capacity of 1200 pounds per hour or more	Oct. 1, 1941
Stone-working machinery	Oct. 1, 1941
Substations, unit (power distribution)	Oct. 1, 1941
Superheaters, industrial and marine	Oct. 1, 1941
Surveying instruments, such as alidades, levels and transits	Oct. 1, 1941
Switchboxes	Oct. 1, 1941
Switches, electrical, knife and enclosed	Oct. 1, 1941
Switchgear and switchgear accessories	Oct. 1, 1941
Tanks and vessels, pressure, made of metal 10 B. W. G. and heavier, regardless of capacity, or of a capacity in excess of 192 gallons, regardless of gauge, except field-erected storage tanks, and tanks or cylinders which are designed primarily for the transportation of liquids or gases under pressure and which are not designed to be permanently attached to the vehicle transporting such tanks	Mar. 31, 1942
Tanks and vessels, non-pressure, made of metal 10 B. W. G. and heavier, regardless of capacity, or of a capacity in excess of 585 gallons, regardless of gauge, except all obround tanks; field-erected tanks or vessels; products commonly known as plumbing fixtures, such as flush tanks and laundry trays; products commonly known as pans and cans, such as pails and buckets; non-returnable shipping containers; refuse receptacles; drip and waste receivers; and septic tanks	Mar. 31, 1942
Telegraph apparatus	Oct. 1, 1941
Telephone apparatus, including sound and powered telephone and non-electronic intercommunicating equipment	Oct. 1, 1941
Testing sets for electronic equipment	Mar. 31, 1942
Textile machinery, including equipment and accessories designed exclusively for use with such machinery, except cutting tools as listed in this Appendix A	Oct. 1, 1941
Tobacco working machinery	Oct. 1, 1941
Tools, hand-operated, especially designed for manufacture, repair or maintenance of aircraft, military vehicles or other predominantly military equipment	Mar. 31, 1942
Tools, manually operated, for the cutting, forming and punching of metals	Mar. 31, 1942
Tools, pipe and tube, manually operated, including beading, belling, bending, cleaning, cutting, expanding, and flaring, and wrenches for operating	Mar. 31, 1942

Product	Base date
Tools, portable, power-driven, which in normal use are held or guided by hand and not customarily attached to a permanent support	Oct. 1, 1941
Tools, power-driven, primarily designed for use on a bench, for the working of wood and plastics, except bench tools especially designed for metal working which are subject to Maximum Price Regulation 1 (Second-Hand Machine Tools) or Maximum Price Regulation 67 (New Machine Tools)	Oct. 1, 1941
Tools, specially designed, except those listed elsewhere in this Appendix	Mar. 31, 1942
Tractors, crawler and non-agricultural wheel type	Oct. 1, 1941
Trailers, non-highway, used with industrial tractors	Oct. 1, 1941
Transformers, including specialty transformers, except those designed for use with electronic equipment	Oct. 1, 1941
Transformers designed for use with electronic equipment	Mar. 31, 1942
Trouble lamps (See wiring devices)	Oct. 1, 1941
Trucks, industrial, hand	Oct. 1, 1941
Trucks, power-operated, lift, platform and straddle	Oct. 1, 1941
Turbine-generator sets	Oct. 1, 1941
Turbines and governors, gas, hydraulic and steam	Oct. 1, 1941
Turnbuckles	Mar. 31, 1942
Vises, all types, vise mounts, stands and supports	Mar. 31, 1942
Water conditioning and purifying equipment, industrial	Oct. 1, 1941
Welding apparatus and supplies, electrical, including electrodes	Oct. 1, 1941
Welding and cutting apparatus and supplies, gas, including generators, welding rods and welding wire	Oct. 1, 1941
Well-drilling equipment	Oct. 1, 1941
Wheels, except those specially designed for military use, those subject to Maximum Price Regulation 452 (Manufacturers' Maximum Prices for Automotive Parts) and those listed elsewhere in this Appendix	Mar. 31, 1942
Winches and windlasses, manually operated	Mar. 31, 1942
Winches and windlasses, power operated	Oct. 1, 1941
Wire accessories, electrical	Mar. 31, 1942
Wiring devices, electrical	Oct. 1, 1941
Woodworking machinery	Oct. 1, 1941
X-ray and electro-therapeutic apparatus and supplies	Mar. 31, 1942

[Appendix A amended by Am. 5, 10 F.R. 7682, effective 6-30-45, Am. 8, 10 F.R. 10084, effective 8-20-45; Am. 11, 10 F.R. 11998, effective 9-19-45; Am. 18, 10 F.R. 12807, effective 10-11-45; Am. 20, 10 F.R. 13311, effective 10-30-45; Am. 29, 11 F.R. 2992, effective 3-18-46 and Am. 31, effective 4-13-46]

APPENDIX B: FORM FOR REPORTING MANUFACTURERS' NEW LIST PRICES.

(a) *Form.* OPA Form 694-2167 Budget Bureau No. 08-R800.1

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
Washington 25, D. C.

REPORT OF MANUFACTURER'S PROPOSED LIST PRICE

(Under section 9 of Revised Maximum Price Regulation 136, Machines, Parts and Industrial Equipment.)

Company Name

Address—Number and street

City and State

NOTE: Before filling in this form read the accompanying instructions carefully.

SCHEDULE A

1. Designate and describe product for which list price is proposed.
NOTE: If proposed price and catalog pages are attached which contain the answers to the following you need not fill in this item.

Brand name	Model No.	Proposed effective date of price list

Type and kind of product

Specifications commonly shown on price pages. (Attach additional sheet if more space is needed)

2. Describe in detail the price determining method which you used for similar products on the base date. This should include the overhead rates, the machine hour rates, if any, rates for general administrative and selling expense, profit mark-up, discounts, and other bases of computation which were in use in your plant on the base date, for similar products.

NOTE: If you have already filed your base date, price-determining method with the Office of Price Administration, you need not fill in this item.

SCHEDULE B

NOTE: The manufacturer need not fill in the following information if his proposed prices are net selling prices or if he has attached a price book page(s) which supplies the information asked in this schedule.

Terms of sale

1. Trade discounts to be allowed to various classes of purchasers

2. Quantity discounts—specify quantities and discounts

3. Cash discounts—state amount and condition under which granted

4. Terms concerning freight charges

5. Charges for special services

6. Other terms, if any (specify)

SCHEDULE C

COMPUTATION OF MAXIMUM LIST PRICE

Number of units on which following computation is based .....

Item No.	Description	Amount	Date the rate or price used was in effect
1	Shop labor	$	
2	Subcontracted services purchased		
3	Materials (Except purchased parts and subassemblies covered in item 4)		
4	Purchased parts and subassemblies (Covered by RMPR 136, RPS 82, or MPRs 119, 147, 149 or 523)		
5	Shop overhead		
6	Other shop costs (specify) a		
	b		
	c		
	d		
7	Total estimated shop cost (per unit)		
8	General administrative and selling expenses		
9	Other costs (specify) a		
	b		
10	Total estimated cost (per unit)		
11	Profit mark-up		
12			
13			
14	Overtime labor		
15	Maximum discount (if any)		
16	Computed maximum list price (per unit)		
17	Proposed list price (per unit)		

I certify that the facts contained in this report are true and correct

Signature of reporting officer | Official title

(a) *Instructions for form.—General instructions.* This form is applicable only to products for which the manufacturer did not have a published list price or an established price in effect on the base. The term "established price" in effect on the "base date" is defined in section 28 of Revised Maximum Price Regulation 136. If the manufacturer publishes or proposes to publish a list price or if he is required in writing by the Office of Price Administration to establish a list price for any such product, he must complete this report and send it in duplicate to the Machinery Branch, Office of Price Administration, Washington 25, D. C. The form may be adapted to the manufacturer's cost-keeping methods.

No more than 75% of the proposed price may be received until OPA approves the proposed price or until thirty days have elapsed after receipt of the report (or all additional information that may be requested) without OPA disapproving the proposed price. Final settlement must be made in accordance with the action taken by OPA on the report.

Base dates

Appendix A of Revised Maximum Price Regulation 136 lists four base dates for the products covered by the regulation. These are October 1, 1941, October 15, 1941, March 31, 1942, and April 1, 1943. The date that must be used in determining the maximum price of any product depends upon the base date listed in Appendix A for that product.

General instructions for Schedule C

The manufacturer must use the price-determining method which was in use for similar products in his plant on the base date. This means that he must use the overhead rates, machine hour rates, if any, rates for general administrative and selling expense, profit mark-up, discounts, and other bases of computation which were in use in his plant on the base date.

If the manufacturer had no price-determining method for similar products in use in his plant on the base date, a price-determining method must be established under section 10 (b) of Revised Maximum Price Regulation 136.

Whenever the manufacturer is required to use a price which does not exceed his supplier's maximum price, he may rely on his supplier's written certification if the manufacturer had no reason to doubt the validity of that certification

Specific instructions for Schedule C

1. Shop labor. The manufacturer is required to use the straight-time labor rate that he paid each classification of labor on the base date, and to multiply such rates by the labor time estimated to be required to manufacture the product. The estimate of the number of clock hours required shall be based on previous production experience, if any. If, on the base date, the manufacturer used an average shop labor rate to cover all classifications of labor he may apply such average rate.

If the manufacturer used machine hour rates on the base date, instead of shop labor rates, he may apply such machine hour rates. If he uses machine hour rates, he must explain the cost factors which such rates are designed to cover.

2. *Subcontracted services purchased.* If the manufacturer subcontracts services, he must use the actual prices paid, not in excess of his supplier's maximum prices for such subcontracted services.

3. *Materials.* (Except purchased parts and subassemblies covered by Revised Maximum Price Regulation 136, Revised Price Schedule 82, or Maximum Price Regulations 119, 147, 149 or 523.)

In computing estimated costs for these materials the manufacturer is required to multiply the estimated quantity of each material to be used (based on previous production experience, if any) by the lower of the following prices:

1. The price which was or would have been paid by him on the base date.

2. The actual price paid, not in excess of his supplier's price for such material.

If the manufacturer is unable to determine by reasonable diligence the price that he would have paid for the material on the base date, he shall use the actual price paid by him, not in excess of the applicable maximum price.

4. *Purchased parts and subassemblies.* (Covered by Revised Maximum Price Regulation 136, Revised Price Schedule 82, or Maximum Price Regulations 119, 147, 149 or 523.)

This item applies to purchased parts and subassemblies covered by Revised Maximum Price Regulation 136 and any products covered by Revised Price Schedule 82 (Wire, Cable and Cable Accessories), Maximum Price Regulation 119 (Original Equipment Tires and Tubes), Maximum Price Regulation 147 (Bolts, Nuts, Screws and Rivets), Maximum Price Regulation 149 (Mechanical Rubber Goods), or Maximum Price Regulation 523 (Plastics Products).

The price used for such purchased part or subassembly shall be the price paid, not in excess of the applicable maximum price.

5. *Shop overhead.* Shop overhead charges shall be calculated by using the rate or rates which the manufacturer used in calculating shop overhead on the base date.

6a, b, c, and d. *Other shop costs.* In general, other shop costs may include such shop costs as those for perishable tools, dies, molds, patterns, jigs, and workholding devices, provided they have not been included in shop overhead. The prices used shall be the actual prices paid, not in excess of the applicable maximum prices. In general, the manufacturer may include only those other shop costs which he used in determining his selling prices on the base date.

If the other shop costs include engineering and developmental costs, the manufacturer must determine such costs by using the same methods and the same rates, if any, which he used on the base date.

If, on the base date, the manufacturer used machine hour rates in determining prices, he must continue to use such rates.

7. *Total estimated shop cost (per unit).* The sum of items 1 to 6d inclusive.

8. *General administrative and selling expenses.* The manufacturer shall calculate general administrative and selling expenses by using the same methods and the same rates, if any, that he used on the base date.

9a and b—Items 9a and 9b may be used for the recording of any other price-determining factors which were in use by the manufacturer on the base date. If used they must be explained.

10. *Total estimated cost (per unit).* The sum of items 7 to 9b inclusive.

11. *Profit mark-up.* The manufacturer must determine profit mark-up by using the same methods and the same rates, if any, that he used on the base date.

12, 13—Use these items for any factors not included above which you used, on the base date, in determining your selling prices. If such other factors are used they must be explained.

14. *Overtime labor.* If the estimated overtime labor exceeds that provided for in the base date, overhead or machine hour rate, the premium paid for such overtime may be added in computing maximum list price. However, no mark-up, overhead, or profit shall be applied to that premium.

15. *Maximum discount (if any).* In determining computed maximum list price the manufacturer shall include the maximum discount rate which he applied on the base date in the sale of similar products to any class of purchaser.

16. *Computed maximum list price (per unit).* The sum of items 10 to 15 inclusive.

17. *Proposed new list price (per unit).* The proposed new list price must not exceed the computed maximum list price. (Item 16.)

APPENDIX C: TABLE OF DEPRECIATION RATES FOR DETERMINING MAXIMUM PRICES OF SECOND-HAND PRODUCTS

NOTE: The maximum prices of items not listed in this table may not be figured by the depreciation method.

Product	Depreciation rate per annum (percent)
Air-conditioning equipment	5
Anchors, earth and rock	5
Appliances, electrical	8
Asphalt mixing plant and attendant plant	20
Attachments, machinery and machine tool	10
Automotive testing and maintenance equipment	10
Backfillers, powered	20
Batcher plants	10
Battery chargers	10
Bins, steel	10
Boilers, industrial, 50 H. P. and less	7½
Boilers, industrial, over 50 H. P.	5
Boilers, marine	7½
Brooms, road, powered	20
Buckets, concrete, clamshell, orange peel, cableway, dragline, elevator, etc.	20
Burners, gas, industrial	7½
Carriers, lumber	10
Cement making machinery	5
Ceramics machinery	7½
Chemical process machinery	7½
Clamps, column	20
Communication equipment, electrical	10
Compressors, portable	10
Compressors, stationary	6
Concrete carts	20
Concrete finishers, floor	15
Concrete finishers, road	10
Concrete mixers, portable and stationary	20
Concrete mixers, pavers	10
Concrete mixers, truck	20
Concrete spreaders, road	10
Control equipment, electrical	6
Conveyors	10
Cotton ginning machinery	5
Cranes, crawler	15
Cranes, locomotive	10
Cranes, overhead	5
Cranes, truck	20
Crushers, stone	10
Dairy machinery	6
Derricks	10
Die-casting machinery	7½
Ditchers	20
Dollies, industrial	15
Dozers, angle, bull and push	10
Dredgers, clamshell and dipper	10
Dredgers, hydraulic	5
Drilling machinery, auger, blast hole, churn and core	15
Drilling machinery, drifter and pneumatic percussion	30
Dust collecting equipment	10
Electrical assemblies not otherwise listed	8
Electroplating and hot dip metal coating equipment	5
Elevators, passenger and freight	5
Engineering reproduction equipment	7½
Engines, diesel, 400 RPM and less	7½
Engines, diesel, over 400 RPM	10
Engines, gas	10
Engines, gasoline and kerosene	10
Engines, steam	5
Escalators	10
Excavators, dragline	15
Excavators, trencher	25
Fans and blowers	10
Floor surfacing and maintenance machinery, industrial	10
Food and beverage machinery	6
Foundry machinery	5
Furnaces, industrial and laboratory	10
Generators, gas	10
Glass making machinery	7½
Governors, engine	10
Governors, hydraulic turbine	5
Graders, blade towed and elevating	15
Graders, motor patrol	20
Gyroscopes	10
Hat making machinery	5
Heat exchange equipment	10
Heaters, stone, sand, bitumen and concrete	20
Heating, melting, burning and thawing equipment, industrial, portable	10
Hoists, pneumatic, gas, diesel, steam, electric	20
Industrial power operated devices for applying protective coatings, etc.	20
Instruments electrical measuring, portable	8
Instruments electrical measuring, stationary	6
Instruments, mechanical, for measuring, testing or recording	12½
Instruments, mechanical, scientific and laboratory	8
Instruments, precision	12½
Instruments, surveying and drafting	8
Laundry, dry cleaning, and clothes pressing machinery	6
Leather working machinery	7½
Loaders, belt or bucket	15
Loaders, front end	20
Lubricating systems and devices	10
Metal working and numbering machines	10
Mining machinery:	
Cars, mine	10
Classifiers	10
Coal cutting machines	10
Converters, copper	10
Conveyors	10
Crushers	10
Elevators, bucket	10
Flotation machines	10
Furnaces	10
Jigs	10
Mills	10
Ovens, electric	10
Presses, filter	10
Scrapers, slip	30
Scrapers, wheel	10
Screens	10
Separators	10
Skips, hoisting	5
Tables, concentrating	10
Thickeners	5
Tipples	5
Motors, generators, alternators, and dynamos, electrical:	
Above 1,000 kw	4
From 50 H. P. to 1,000 kw	5
Below 50 H. P.	6
Neon indicator attachments	10
Oil burners, industrial and marine, burning No. 5 oil or heavier	10
Oil well equipment:	
Blowout preventers	30
Core barrels	30
Crown blocks	20
Derricks	10
Drawworks	20
Drill collars	15
Drill pipe	30
Drilling rigs	20
Elevators	15
Gas lift systems	25
Hooks	10
Hydraulic pumping systems	25
Kellys	15
Meters	15
Oil treating plants	20
Oilwell pumps	25
Packers	30
Power takeoffs	20
Pull rods	20
Pumping jacks	10
Pumping powers	10
Oil well equipment:	
Pumping units	10
Rotaries	20
Regulators	15
Rotary fishing tools	20
Separators	15
Spudders	20
Submersible elec. pumps	25
Sucker rods	35
Tanks (shop assembled)	15
Tongs	15
Tool joints	30
Oil well equipment—Continued.	
Traveling blocks	20
Water treating plants	20
Well servicing hoists	20
Ovens	10
Packaging, wrapping, filling and labeling machinery	6
Paint and varnish making machinery	5
Petroleum refining machinery	5
Pharmaceutical machinery	5
Pile drivers, drop	5
Pile drivers, steam hammers	5
Pipe wrapping and coating machinery	10
Plastics molding and fabricating machinery	7½
Plows, snow	10
Pole line hardware and line construction specialties	5
Power cylinders	5
Printing and publishing machinery	9
Pulp, paper and paper products machinery	6
Pumps, portable	10
Pumps, stationary	6
Railroad equipment (all items)	5
Refrigerating equipment	5
Rod, tube and wire-working machinery	5
Rollers, powered, road	10
Rollers, sheepsfoot, tamping	10
Rolling mill machinery	5
Rubber and allied products machinery	6
Scales, weighing	10
Scrapers, carry type	15
Screens (construction equipment)	20
Sharpening and filing equipment	10
Shoe manufacturing and repairing machinery	7½
Shovels, powered	15
Siren blowers	5
Soot blowers and cleaners	10
Spreaders, material	20
Spring winding and forming machinery	5
Stackers, portable	10
Steam cleaning and degreasing equipment	10
Stokers, industrial and marine	10
Tanks and vessels, open	3
Tanks, pressure	4
Textile preparatory and finishing machinery	7½
Tiering machines	10
Tobacco working machinery	7½
Tools, hand operated, specially designed for manufacture, repair or maintenance of aircraft, military vehicles, or other predominantly military equipment	10
Tools, pneumatic; drills, jack hammers, rivet hammers, tampers, chippers and paving breakers	30
Tools, power driven, portable	25
Tractors, crawler and non-agricultural wheel	20
Trailers, non-highway, used with industrial tractors	15
Transformers, non-portable types	6
Transformers, portable types	10
Trucks, industrial, except lift, platform and straddle	15
Trucks, lift, platform and straddle	10
Turbines, steam	5
Vibrators	30
Water softening and purifying equipment	10
Welders, A. C., transformer type	6
Welders, D. C., motor and engine driven	8
Welding and cutting equipment, gas	10
Wire, cable and cable accessories, electrical	10
Woodworking and lumber manufacturing machinery	7½

[Appendix C, formerly E amended by Am. 5, 10 F.R. 7682, effective 6-30-45]

[Appendices B and C, formerly D and E, redesignated by Am. 31, effective 4-13-46. Former Appendices B and C revoked by Am. 31]

[Appendix F revoked by Am. 31, effective 4-13-46]

Effective date. This regulation shall become effective March 31, 1945. [Revised Maximum Price Regulation 136 originally issued March 26, 1945]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the Federal Register are for information only and do not follow the exact format prescribed by the issuing agency.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5868; Filed, Apr. 8, 1946; 4:29 p. m.]

PART 1400—TEXTILE FABRICS: WOOL, COTTON, SILK, SYNTHETIC AND ADMIXTURES

[MPR 127,[1] Amdt. 44]

FINISHED PIECE GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 127 is amended in the following respects:

1. Section 1400.78 (c) (8) is revoked.

2. Section 1400.81 (a) (30) is added to read as follows:

(30) "Awning goods supplier" means a person more than 50% of whose civilian dollar sales of finished piece goods during the year 1941[2] were made to "small manufacturers of awnings". "Small manufacturer of awnings" means a person engaged in the manufacture of awnings on individual order in his own plant for sale directly to the ultimate consumer and who has certified to the supplier (i) that during the year 1941 his total dollar sales of manufactured awnings and awning supplies did not exceed $50,000 and that his total sales of all commodities and services did not exceed $100,000; or (ii) if he was not engaged in business during 1941, that his total sales of awnings and awning supplies and his total of all commodities and services during the most recent 12-month period or portion thereof that he has been in business, did not exceed $25,000 and $50,000, respectively, or that fraction of each amount which corresponds to the fraction of a 12 month period that he was engaged in business.

3. Section 1400.82 (g) (1) (x) is added to read as follows:

(x) A converter who meets the definition of an "awning goods supplier" may use Table IV set forth below for sales of finished piece goods composed to the extent of 75% or more by weight of cotton to small manufacturers of awnings (as defined in paragraph (a) (30) of § 1400.81): *Provided*, That no converter shall use Table IV for a period of more than 30 days from the effective date of this amendment unless on or before May 5, 1946, he shall have filed his name and address with the Office of Price Administration, Washington 25, D. C., stating that he is an "awning goods supplier" and shall have received written acknowledgement of that report.

4. Section 1400.82 (g) (5) is added to read as follows:

(5) *Awning cloths.*

TABLE IV—DIVISION FACTOR FOR CERTAIN SALES OF AWNING CLOTH

(To be applied only by those converters and on those sales specified in § 1400.82 (g) (1) (x).)

To be applied in accordance with Step A to the sums of items 1, 2, 3, and 4 (Basic grey goods cost, grey freight, working allowance, and put up charges as explained in paragraph (a))	$0.85
To be applied in accordance with Step B to finishing cost as explained in paragraph (a)	.85

5. Section 1400.82 (i) (1) (v) is added to read as follows:

(v) Subject to subparagraph (2) (ii) below, the maximum price on resales of finished piece goods composed to the extent of 75% or more by weight of cotton, by an "awning goods supplier" to "small manufacturers of awnings" (as defined in paragraph (a) (30) of § 1400.81) shall be computed by dividing the actual cost[3] by $0.85.

6. The effective date provision of Amendment 40 to Maximum Price Regulation 127 is amended to read as follows:

This amendment shall become effective April 20, 1946, except for §§ 1400.82 (1) (vii) and 1400.82 (i) (2) (iii) which shall become effective immediately.

[1] 9 F.R. 2464, 3031, 4029, 4879, 10088, 12020, 12636, 13067, 14014; 10 F.R. 412, 2014, 3093, 4216, 6308, 6857, 8979, 11148, 11896, 12260, 14507, 14628, 15006; 11 F.R. 1783, 2075, 2223.

[2] A supplier who was not engaged in business throughout 1941 shall substitute for the year 1941 wherever 1941 appears in subparagraph (30), § 1400.82 (g) (1) (x), and § 1400.82 (i) (1) (v), the last full calendar year during which he was engaged in business.

[3] The actual cost may include only (a) the invoice price of the finished piece goods less all discounts taken (which must not, for any purchases made on or after May 4, 1942, exceed the maximum price established by this Maximum Price Regulation No. 127) and (b) the actual transportation charges incurred by the wholesaler or jobber with respect to such finished piece goods. If the goods are transported in a conveyance other than a commercial carrier, the transportation charge shall not exceed the charge which would be applicable in an identical shipment from the same point of shipment to the same receiving point at the lowest available commercial transportation rate. A wholesaler, jobber or converter-jobber, where he mingles in his inventory separate lots of the same pattern of printed goods or separate lots of the same bleached goods, or separate lots of the same dyed goods which he acquired at varying prices, may take the weighted average cost of such mingled lot for the purpose of determining his actual cost thereof: *Provided*, That if any unsold portion of a lot on which an average cost has been determined is subsequently combined with another lot, the previously determined weighted average cost of such unsold portion shall be used for such unsold portion in computing the weighted average cost of the newly mingled lot.

This amendment shall become effective April 8, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5867; Filed, Apr. 8, 1946; 4:29 p. m.]

PART 1424—IMPORTED AND PACKAGED FOODS

[MPR 231,[1] Amdt. 4]

RAW SPICES AND SPICE SEEDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1424.14 (a) is amended by changing the phrase "Cinnamon, Ceylon #2, 58" to read "Cinnamon, Ceylon #2, 64¼".

This amendment shall become effective April 13, 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5865; Filed, Apr. 8, 1946; 4:28 p. m.]

PART 1305—ADMINISTRATION

[SO 128,[2] Amdt. 1]

ADJUSTMENT FOR CERTAIN FOREST PRODUCTS

A statement of the considerations involved in the issuance of this amendment to Supplementary Order 128 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order 128 is amended as follows:

1. Section 1 is amended to read as follows:

SECTION 1. *Applicability.* The commodities to which this supplementary order is applicable are those covered by the following maximum price regulations.

Maximum Price Regulation 196—Turned or Shaped Wood Products.
Revised Maximum Price Regulation 290—Sitka Spruce Lumber.
Maximum Price Regulation 412—Tidewater Red Cypress Lumber.
Maximum Price Regulation 501—Hardwood Small Dimension.
Maximum Price Regulation 568—Hardwood Plywood.

This amendment shall become effective April 15, 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5931; Filed, Apr. 9, 1946; 11:35 a. m.]

[1] 7 F.R. 7844, 9130; 9 F.R. 4883, 7110, 9267.

[2] 10 F.R. 128.

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1,[1] Amdt. 11 to Supp. 13]

PACKED FRUITS, BERRIES AND VEGETABLES (1945 AND LATER PACKS)

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplement 13 to Food Products Regulation No. 1 is amended in the following respects:

1. The first table in section 6 (a) (4) is amended by adding the phrase "(except maraschino, glacé and brine cherries)" immediately following the item "Cherries, sweet."

2. The part 6 table in section 6 (g) is amended by adding a new column immediately preceding the column headed "Style" and by inserting as a caption thereof the word "Area." In this column immediately below the word "Area" and opposite the designation "Halves, unpeeled" the states "Oregon and Washington" are added.

3. Appendix A to section 16 is amended in the following respects:

a. In Table 3, areas 6 and 7 are amended to read as follows:

Area	No. 2 cans		No. 10 cans	
	Permitted increase	Price range	Permitted increase	Price range
6	$0.98	$2.27–$2.37	$4.73	$11.34–$11.84
7	1.45	2.74– 2.84	7.12	13.73– 14.23

b. In Table 4, areas 6 and 7 are amended to read as follows:

Area	No. 2 cans	No. 10 cans
6	$2.32	$11.89
7	2.79	13.98

This amendment shall become effective April 8, 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 4, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5876; Filed, Apr. 8, 1946; 4:28 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 271,[1a] Incl. Amdts. 1–46]

POTATOES AND ONIONS

This compilation of Revised Maximum Price Regulation 271 includes Amendment 46, effective April 15, 1946. The text amended by Amendment 46 is underscored.

In the judgment of the Price Administrator, the maximum prices established by this regulation are generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Order Nos. 9250 and 9328.

Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected.

[Preamble amended by Supplementary Order 55, 8 F.R. 12550, effective 9–11–43]

A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.[2]

§ 1351.1001 *Maximum prices for potatoes and onions.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order Nos. 9250 and 9328, Revised Maximum Price Regulation 271 *Potatoes and Onions*, which is annexed hereto and made a part hereof, is hereby issued.

[NOTE: Supplementary Order No. 42 (8 F.R. 4968) provides that no price regulation of the OPA shall apply to sales or deliveries of any commodity or service made to Government agencies pursuant to secret contracts or subcontracts.]

ARTICLE I—APPLICABILITY, PURPOSES AND DEFINITIONS

Sec.

1. What this regulation applies to.
2. [Revoked]
3. [Revoked]
4. [Revoked]
5. [Revoked]
6. [Revoked]
7. Prohibition against sales above maximum prices.
8. Definitions.

ARTICLE II—MAXIMUM PRICES FOR TABLE STOCK POTATOES AND ONIONS

9. Maximum prices for country shippers.
10. Maximum prices for carlot or trucklot distributors.
11. Maximum prices for intermediate sellers.
12. Imported potatoes and onions.
13. [Revoked]

ARTICLE III—MAXIMUM PRICES FOR SEED POTATOES

14. [Revoked]
15. [Revoked]
16. [Revoked]
16a. [Revoked]

ARTICLE IV—ENFORCEMENT PROVISIONS AND MISCELLANEOUS PROVISIONS

17. Enforcement.
17a. Licensing.
18. Relationship between this regulation, the General Maximum Price Regulation, and Temporary Maximum Price Regulation 22.
19. Evasion.
20. Petitions for amendment.
21. Adjustable pricing.
22. Records.
23. Fractions of cents.

ARTICLE V—PRICE SCHEDULES

24. Potatoes and onions.
25. Differentials for grade, size and packaging.
26. Miscellaneous adjustments for crop losses.

AUTHORITY: § 1351.1001 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—APPLICABILITY, PURPOSES AND DEFINITIONS

SECTION 1. *What this regulation applies to*—(a) *In general.* This regulation establishes maximum prices for all sales of white flesh potatoes and dry onions except the following: sales by retailers (see Maximum Price Regulations 422[3] and 423[4]); sales of Australian Brown onions to the United States or any of its purchasing agencies; export sales (see Second Revised Maximum Export Price Regulation[5]); sales of foundation stock seed potatoes as defined in Revised Maximum Price Regulation 492;[6] those sales of certified or war approved seed potatoes covered by Revised Maximum Price Regulation 492.

(b) *Geographical applicability.* This regulation applies to the 48 states of the United States and the District of Columbia.

[Sec. 1 added by Am. 30, 10 F.R. 2969, effective 3–24–45. Former sec. 1 amended by Am. 8, 8 F.R. 15587, effective 11–19–43 and revoked by Am. 30]

SEC. 2. [Revoked]

SEC. 3. [Revoked]

[Secs. 2 and 3 revoked by Am. 30]

SEC. 4. [Revoked]

[Sec. 4 amended by Am. 7, 8 F.R. 13338, effective 10–1–43; Am. 8, 8 F.R. 15587, effective 11–19–43; Am. 17, 9 F.R. 7504, effective 7–10–44 and revoked by Am. 30]

SEC. 5. [Revoked]

[Sec. 5 revoked by Am. 30]

SEC. 6. [Revoked]

[Sec. 6 amended by Am. 8, 8 F.R. 15587, effective 11–19–43 and revoked by Am. 30]

SEC. 7. *Prohibition against sales above maximum prices.* On and after May 25, 1943, regardless of any contract or other obligation, no person shall sell or deliver and no person, in the course of trade or business, shall buy or receive potatoes and onions at prices higher than the maximum prices established by this regulation, and no person shall agree, offer, solicit, or attempt to do any of the foregoing. Lower prices than the maximum prices may be charged and paid.

The maximum prices established by this regulation shall not be exceeded by buyers or sellers by splitting or sharing of margins, joint account transactions or otherwise.

[Above paragraph added by Am. 22, 9 F.R. 10981, effective 9–11–44]

[NOTE: Supplementary Order No. 106 (10 F.R. 2015) permits special packing expenses to be added to maximum prices on sales to procurement agencies of the United States.]

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[1] 11 F.R. 1935.

[1a] 8 F.R. 7017.

[2] Statements of consideration are issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[3] 10 F.R. 1505, 2024, 2297, 3814, 5370, 5577, 6235, 6514, 7251, 8015, 8656, 9272, 9263, 9430, 11303, 12264, 12265, 12810, 12992, 13073, 13593, 14146, 14447, 15466; 11 F.R. 348.

[4] 10 F.R. 1523, 2025, 2298, 3814, 5370, 5578, 6235, 6514, 8015, 8656, 9272, 9263, 9431, 11303, 12265, 12810, 12992, 13074, 13594, 14147, 14447, 15466; 11 F.R. 349.

[5] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9835, 11273, 12919, 14436; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029, 15346; 11 F.R. 1297.

[6] 10 F.R. 10088, 12408.

SEC. 8. *Definitions.* (a) When used in this regulation the term:

(1) "Person" includes individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(2) "Grower" means a person who produces potatoes or onions.

(3) "Country shipper" means any person, including a grower or grower's sales agent, who makes sales from a farm or other country shipping point to any other person.

[Subparagraph (3) amended by Am. 3, 8 F.R. 9160, effective 7–1–43]

(4) "Grower's sales agent" means a person who customarily acts as an agent for growers and makes sales for the account of such growers at the country shipping point. Such agents customarily finance growers, purchase materials for growers, advise growers on production problems, handle railroad traffic and plans, extend credit to buyers and distribute potatoes and onions in carlots or trucklots for the account of the grower.

(5) "Intermediate seller" means any person (other than a retailer as defined in Maximum Price Regulation 422 and Maximum Price Regulation 423 and other than a country shipper) who purchases potatoes or onions for the purpose of reselling and who takes title and makes sales to any person who is not an ultimate consumer. The term "ultimate consumer" shall not include industrial, commercial, or institutional users (including procurement agencies of the United States or any State).

[Subparagraph (5) amended by Am. 7, 8 F.R. 13338, effective 10–1–43]

(6) [Revoked]

(7) [Revoked]

[Subparagraphs (6) and (7) revoked by Am. 7, 8 F.R. 13338, effective 10–1–43]

(8) "Variety" means any of the varieties of potatoes and onions listed in Article V, section 24.

(9) "Grade" means official United States grades for potatoes and onions as set forth in the "United States Standards for Potatoes" and "United States Standards for Onions" issued by the United States Department of Agriculture.

(10) "Country shipping point" means a farm or other place in or near the producing area from which potatoes and onions are sold, shipped, delivered, or otherwise transferred to any person, or at which potatoes and onions are prepared for sale, shipment, delivery, or other transfer to any person. "Prepared" means, but is not limited to, loading, sacking, grading, sizing or harvesting.

[Subparagraph (10) amended by Am. 3, 8 F.R. 9160, effective 7–1–43]

(11) "Broker" means a person who is an agent for the seller of potatoes and onions at the terminal market or any other wholesale receiving point, and who does not customarily warehouse, storage, or otherwise distribute potatoes and onions. If any person acts as an agent for the purchaser his commission shall be paid by the purchaser and shall not be added to the purchaser's base price or maximum price.

(12) "Hotel and restaurant supply houses" are persons who customarily purchase potatoes and onions at the terminal market or other wholesale receiving point, maintain repacking facilities, employ salesmen to call on institutions, hotels, restaurants and other commercial, industrial or institutional users, and who customarily make less than carlot sales in original or broken packages for delivery locally within the metropolitan area or city limits.

(13) "Records" means books of account, ledgers, sales and price lists, sales slips, receipts, invoices, bills of lading and other papers and documents.

(14) [Revoked]

(15) [Revoked]

[Subparagraphs (14) and (15) revoked by Am. 8, 8 F.R. 15587, effective 11–19–43]

(16) "Tablestock potatoes" means white flesh potatoes (including selected seed potatoes) for which maximum prices are established in Article V, section 24.

[Subparagraph (16) amended by Am. 8, 8 F.R. 15587, effective 11–19–43]

(17) "Cost of transportation" means the lowest of the following available to the shipper.

(i) If shipment is by a common carrier whose maximum rates and charges are regulated by the Interstate Commerce Commission or other Federal or State regulatory body, the amount actually paid to the carrier, in conformance with its lawfully established rates and charges, including charges for precooling, icing and other protective or accessorial services actually performed. Any allowance made by the carrier to a shipper or consignee for performing pre-cooling or other services may, nevertheless, be included in "cost of transportation" and may be retained by the person performing the services for which the allowance is made. The amount of the transportation tax imposed by section 620 of the Revenue Act of 1942 may be added.

(ii) If shipment is by a carrier for hire other than a common carrier (such as a contract carrier) the amount actually paid to the carrier but not in excess of the maximum charges as determined by the General Maximum Price Regulation,[7] amendments, and supplementary regulations thereto, or such other regulations of the Office of Price Administration as may be applicable to the services of such carrier at the time of movement. The amount of the transportation tax imposed by section 620 of the Revenue Act of 1942 may be added.

(iii) If shipment is by a carrier other than described in (i) and (ii) above (such as an unregulated common carrier or a private carrier) the amount actually paid to the carrier but not in excess of an amount computed by applying to the actual weight of the shipment the lowest published rail carload rate between the rail stations nearest to the points of origin and destination plus rail charges for protective and accessorial services if equivalent services are performed. If the shipment is less than 20,000 pounds, an additional charge of 2 cents per 100 pounds may be made, provided that the total charge for a shipment of less than 20,000 pounds shall not exceed the charge for a shipment of 20,000 pounds. In applying rail accessorial and protective charges which are stated in amounts per car, the per car charge may be made against a shipment of 20,000 pounds or more moving in a single conveyance, but only the proportion of such per car charge which the weight of the shipment bears to 20,000 pounds, may be made against a shipment of less than 20,000 pounds. When pre-cooling or icing, not included in the carrier rates and charges, is performed by or for account of the shipper, the cost of this service, but not to exceed maximum prices prescribed by Maximum Price Regulation 165,[8] may be added.

(iv) If a shipment is by a means owned or controlled by the seller an amount not in excess of the lowest of the rates mentioned in (i), (ii), or (iii) above, available to the seller. The amount of the transportation tax imposed by section 620 of the Revenue Act of 1942, may be added, if the shipment is subject to that tax.

[Subparagraph (17) amended by Am. 3, 8 F.R. 9160, effective 7–1–43 and Am. 7, 8 F.R. 13338, effective 10–1–43]

(18) "Commission merchant" means a person who is the agent in the terminal market or other wholesale receiving point, of a country shipper or other seller, who receives potatoes or onions and who distributes them on behalf of his principal in less-than-carlot or less than trucklot quantities.

[Subparagraph (18) added by Am. 2, 8 F.R. 8075, effective 6–12–43]

(19) A "carlot sale" or a "trucklot sale" means a sale of a quantity of potatoes or onions shipped in one car or truck or other conveyance at one time, out of which 75% or more by weight is sold to one person. The sale of the remaining quantity to another person or persons may be considered a less-than-carlot sale or less-than-trucklot sale. The sale of that proportion of potatoes or onions moving in a mixed carload or mixed truckload with another commodity or commodities must be on the basis of a "carlot sale" or "trucklot sale" if the entire carload or truckload or 75% thereof by weight is sold to one person.

[Subparagraph (19) added by Am. 2; amended by Am. 3, 8 F.R. 9160, effective 7–1–43]

(b) Unless the context otherwise requires, the definition set forth in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to other terms used herein.

ARTICLE II—MAXIMUM PRICES FOR TABLE STOCK POTATOES AND ONIONS

SEC. 9. *Maximum prices for country shippers.* (a) If you are a country

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[7] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

[8] Revised: 10 F.R. 2097, 2250, 3925, 6231, 7854, 14449.

shipper, your maximum prices f. o. b. country shipping point are established in Article V, section 24 and section 25.

[Paragraph (a) amended by Am. 15, 9 F.R. 5379, effective 5–22–44]

Example 1: Suppose you are a person (including a grower) who sells potatoes or onions in the State of Pennsylvania. You wish to sell 5 carlots of potatoes in September, 1943. You turn to Article V, section 24, Table III, and find that the maximum price for potatoes produced in your area and sold in November, 1943, is $2.55 per cwt. This is the highest price which you are permitted to charge f. o. b. (usual terms or cash track) your country shipping point during September, 1943.

Example 2: Suppose you are a country shipper from Modoc county, in the State of California who wishes to sell unharvested potatoes, to be harvested September, 1943. You turn to Article V, section 24, Table III, and you find that the maximum price for potatoes produced in Modoc county and sold in November, 1943, is $2.40 per cwt. f. o. b. country shipping point. You may contract to sell these potatoes at the rate of $2.40 per cwt. (on the basis of U. S. No. 1, grade sacked and loaded on carrier) according to the ultimate actual yield. You may also contract to sell these potatoes by the acre, but your contract, in such case, must provide that the ultimate selling price will be the per acre price of $2.40 per cwt. according to the actual yield per acre, whichever is lower. You may not sell unharvested potatoes at a per acre price because you must know the yield before you can figure the price per cwt.

Example 3: Suppose you are a country shipper in the State of Wisconsin and ship potatoes in October, 1943, for delivery to the purchaser in November, 1943. You turn to Article V, section 24, Table III, and find that the maximum price for potatoes produced in your area is $2.20 for October and $2.30 per cwt. for November. Unless the carrier is owned or controlled by you, delivery to the carrier is considered to be delivery to the purchaser regardless of when title passes as a matter of sales law. Thus, the highest price you may charge for potatoes shipped in October on a carrier not owned or controlled by you is $2.20 per cwt. f. o. b. country shipping point.

[Examples amended by Am. 7, 8 F.R. 13338, effective 10–1–43 and corrected to conform with Table III]

(b) If a country shipper makes sales of potatoes or onions through a broker or growers' sales agent or makes sales of potatoes or onions on a delivered basis in the terminal market or other wholesale receiving point, the maximum price shall be computed as follows:

(1) For sales of potatoes and onions by country shippers through a broker or growers' sales agent, the maximum prices per cwt. (in the case of potatoes) and per 50 pounds (in the case of onions) shall be the maximum price f. o. b. country shipping point, plus

5 cents per cwt. for potatoes.
3 cents per 50 pounds for onions.

(2) For sales of potatoes and onions by country shippers on a delivered basis in the terminal market or other wholesale receiving point, the maximum price per cwt. (in the case of potatoes) and per 50 pounds (in the case of onions) shall be the maximum price f. o. b. country shipping point, plus the cost of transportation (as defined in section 8 (a) (17)), from the country shipping point to the terminal market or other wholesale receiving point, plus

6 cents per cwt. for potatoes.
4 cents per 50 pounds for onions.

[Subparagraph (2) amended by Am. 3, 8 F.R. 9160, effective 7–1–43]

(3) For sales of potatoes and onions by country shippers on a delivered basis to the premises of dehydrating plants or in the terminal market or other wholesale receiving point, where the country shipper performs the functions of carlot or trucklot distribution (including, but without limitation, sales expenses for telephone, telegrams, salaried representatives, established sales offices and other similar customary sales activities) the maximum price per cwt. (in the case of potatoes) and per 50 pounds (in the case of onions) shall be the maximum price, f. o. b. country shipping point, plus the cost of transportation (at lowest common or contract carrier rates for available transportation) from the country shipping point to the terminal market or other wholesale receiving point, plus

14 cents per cwt. for potatoes.
9 cents per 50 pounds for onions.

[Subparagraph (3) amended by Am. 4, 8 F.R. 9995, effective 7–16–43 and Am. 29, 10 F.R. 2248, effective 2–26–45]

(c) If a country shipper makes a sale of potatoes or onions in a less-than-carlot or less-than-trucklot quantity and delivers the goods to the premises of a retail store or restaurant where the goods are to be sold or served to ultimate consumers, the maximum price for that sale is the maximum price otherwise figured under paragraphs (a) and (b) of this section plus 60¢ per cwt. for potatoes and 40¢ per 50 pounds for onions.

[Above paragraph amended by Am. 32, 10 F.R. 3764, effective 4–11–45]

Example: A country shipper at Long Island, New York, sells Long Island potatoes (of the 1943 crop) in November, 1943, through a broker, delivered to the premises of a retailer located in New York City. The shipper turns to Article V, section 24, Table III, and finds that his maximum price f. o. b. country shipping point is $2.60 per cwt. Under paragraph (b) (1) of section 9, he is permitted to add 5 cents per cwt. for selling through a broker and under paragraph (c) of this section 9, he is permitted to add 60 cents per cwt. for selling delivered to the premises of a retailer. In addition, he is permitted to add the transportation cost (15 cents per cwt.) from Long Island to New York City, and 6 cents per cwt. for selling on a delivered basis. Therefore, the maximum price for his delivered sale is $3.46 per cwt. If the shipper sells on a delivered basis to an intermediate seller and performs the selling functions described in paragraph (b) (3) of section 9, his maximum delivered price is $2.60 plus 15 cents (freight) plus 14 cents (see (b) (3) of section 9), which results in a maximum price for this sale of $2.89.

[Example amended by Am. 7, 8 F.R. 13338, effective 10–1–43 and corrected to conform with Table III]

[Paragraph (c) amended by Am. 1, 8 F.R. 7494, effective 6–3–43]

(d) Notwithstanding any other provision of this regulation, if a country shipper makes sales and deliveries to ultimate consumers, his maximum price for such sales shall be his maximum price computed under paragraphs (a), (b) (1) and (b) (2) of section 9, plus $1.00 per cwt. in the case of potatoes, or plus $1.00 per 50 pounds in the case of onions.

In the case of potatoes, however, the country shipper may not make this addition in sales to any person in quantities of more than 800 pounds.

[Above paragraph added by Am. 11, 9 F.R. 2298, effective 6–1–44]

(e) (1) If a country shipper makes sales f. o. b. country shipping point to procurement agencies of the United States or any State and bears the intransit risk to the place of delivery, he may add to his maximum price, f. o. b. country shipping point, 6¢ per cwt. for potatoes or 4¢ per 50 pounds for onions.

[Text designated (1) and subparagraph (2) added by Am. 12, 9 F.R. 3589, effective 4–1–44]

(2) In the case of onions, if a country shipper makes sales to procurement agencies of the United States, and at the buyer's specification, grades or regrades the onions and specially packs them in containers other than bags, he may add 40 cents per 50 pounds to his maximum price, f. o. b. country shipping point.

(f) If a country shipper makes sales through a commission merchant, the maximum price shall be the country shipper's maximum f. o. b. price, plus the increase for sales on a delivered basis provided by section 9 (b) (2), if applicable, and plus the commission merchant's usual commission or fee but such commission or fee shall in no event exceed 60¢ per cwt. in the case of potatoes, or 40¢ per 50 pounds in the case of onions. No addition for the brokerage mentioned in section 9 (b) (1) is permitted.

[Paragraphs (d), (e), and (f) added by Am. 2, 8 F.R. 8075, effective 6–12–43]

(g) If any person makes sales at terminal auction, the maximum price for such sales shall be the maximum price computed under section 9 (a) and 9 (b) (1) and (2) plus a commission to the seller not exceeding 15 cents per cwt. for potatoes, or 10 cents per 50 pounds for onions. All expenses of the sale, including charges of the auction market, shall be paid out of the commission, and the amount of the commission shall not be added to the intermediate seller's base price.

[Subparagraph (2) added by Am. 2; amended by Am. 3, 8 F.R. 9160, effective 7–1–43]

(h) (1) Every country shipper making a sale to any person shall either furnish an invoice or other document of sale, or shall attach a tag or label to each sack or bag of potatoes or onions, on which shall be stated the state in which the potatoes or onions were grown, and the month and year of the sale.

[Paragraph (h) added by Am. 3, 8 F.R. 9160, effective 7–1–43; text designated (1), and (2) added by Am. 7, 8 F.R. 13338, effective 10–1–43]

(2) Every country shipper making shipments of potatoes or onions in any conveyance other than railroad freight car, shall post or cause to be posted in the conveyance, a manifest showing the following:

The name and address of the shipper; the location of the shipping point; the quantity, grade, state or area of production and maximum price, f. o. b. shipping point of the goods; and the name and address of the person to whom shipped. If the goods are shipped unsold the manifest shall show that fact, and the shipper shall give his own name and address as the person to whom the goods are shipped.

The shipper shall retain a copy of the manifest pursuant to section 22 of this regulation.

[Subparagraph (2) amended by Am. 22, 9 F.R. 10981, effective 9–11–44]

SEC. 10. *Maximum prices for carlot or trucklot distributors.* If any person other than a country shipper (a) purchases potatoes or onions in carlots and resells such potatoes or onions in carlots in a terminal market or other wholesale receiving point or (b) purchases potatoes or onions in trucklots and resells such potatoes or onions in trucklots (without breaking the original trucklot) at a terminal market or other wholesale receiving point, the maximum price per cwt. (in the case of potatoes) and per 50 pounds (in the case of onions) shall be the maximum price f. o. b. country shipping point plus the cost of transportation (as defined in section 8 (a) (17)) from the country shipping point to the terminal market or other wholesale receiving point plus

14 cents per cwt. for potatoes.
9 cents per 50 pounds for onions.

Provided, That a carlot distributor who sells a carlot of potatoes or onions to two or more persons without breaking a carlot shall continue to be a carlot distributor and shall not thereby become entitled to any portion of the markups allowed by this regulation to intermediate sellers.

Example: Suppose you are a carlot distributor of potatoes located in Pittsburgh, Pennsylvania. In September, 1943, you purchase a carlot of Maine potatoes f. o. b. country shipping point. You turn to Article V, section 24, Table III, and find that the maximum price per cwt. for 1943 crop Maine potatoes in November, 1943, is $2.25. To this you may add the cost of transportation to your customary receiving point and 14 cents per cwt. If the sale to you was made on a delivered basis, and the shipper has added 6 cents per cwt. pursuant to section 9 (b) (2) you may nevertheless add only 14 cents per cwt. to the maximum price f. o. b. country shipping point plus the cost of transportation. The resulting maximum price, regardless of the terms of the purchase, is $2.25 plus transportation plus 14 cents.

[Example amended by Am. 7, 8 F.R. 13338, effective 10–1–43 and corrected to conform with Table III]

[Sec. 10 amended by Am. 3, 8 F.R. 9160, effective 7–1–43 and Am. 4, 8 F.R. 9995, effective 7–16–43]

SEC. 11. *Maximum prices for intermediate sellers.* An intermediate seller's "base price" for each lot of potatoes or onions sold by him is the maximum price, f. o. b. country shipping point, for the particular goods being priced in effect at the time of shipment from the country shipping point, plus the cost of transportation (see section 8 (a) (17)) from the country shipping point to the terminal market or other wholesale receiving point, plus the applicable allowances for sales through a broker or growers' sales agent (section 9 (b) (1)), or on a delivered basis (section 9 (b) (2)), or by a carlot distributor (section 10) or country shipper performing the functions of a carlot distributor (section 9 (b) (3)), to the extent that such allowances were actually paid by the intermediate seller.

NOTE: In figuring a base price, the intermediate seller shall not add more than 14¢ per cwt. (in case of potatoes) or 9¢ per 50 pounds (in the case of onions) to the f. o. b. shipping point price plus the cost of transportation. (See example in section 10.) In no event may commission merchant or auction market fees be included in the base price.

[Paragraph (a) amended by Am. 2, 8 F.R. 8075, effective 6–12–43; Am. 3, 8 F.R. 9160, effective 7–1–43; Am. 7, 8 F.R. 13338, effective 10–1–43 and Am. 25, 9 F.R. 12270, effective 10–14–44]

(b) *Notification.* Every sale of potatoes or onions by an intermediate seller shall be accompanied by a notification in writing showing the base price for such sale, the variety and grade of potatoes or onions being sold, and the state or district within a state where the potatoes or onions were produced. See paragraph (a) of this section 11 for computation of the "base price."

[Paragraph (b) amended by Am. 4, 8 F.R. 9995, effective 7–16–43]

(c) *Maximum prices for intermediate sellers.* (1) The maximum price which intermediate sellers may charge for each lot or shipment of potatoes or onions is, in each case, the base price plus 60¢ per cwt., in the case of potatoes, or the base price plus 40¢ per 50 pounds, in the case of onions.

EXPLANATORY NOTE: There may be any number of transactions between intermediate sellers, but no intermediate seller shall charge more than the maximum price figured by adding the applicable markup to the base price, regardless of the number of prior intermediate sellers involved.

[Subparagraph (1) added by Am. 25, 9 F.R. 12270, effective 10–14–44. Former subparagraph (1) amended by Am. 9, 8 F.R. 15663, effective 11–13–43 and revoked by Am. 25]

(2) If the intermediate seller is a hotel and restaurant supply house, the maximum price for sales except to intermediate sellers or retailers shall be the "base price" plus 70 cents per cwt. (in the case of potatoes), and 55 cents per 50 pounds (in the case of onions).

[Subparagraph (2), formerly (6), redesignated by Am. 25, 9 F.R. 12270, effective 10–14–44. Former (2) amended by Am. 9, 8 F.R. 15663, effective 11–13–43; Am. 13, 9 F.R. 4027, effective 4–14–44 and revoked by Am. 25]

(3) The maximum dollar-and-cents markups provided herein for intermediate sellers include all items of cost involved in making local deliveries within a metropolitan area or city limits. Any intermediate seller delivering potatoes or onions to institutions or retail stores outside his free delivery zone may charge different delivered prices in such other areas or zones in which deliveries are made as follows: (i) He first determines his delivered prices for each of these areas or zones by adding to the prices established by this regulation an amount not exceeding the average cost of delivery to the institution or retailers in the area or zone. (ii) In determining the average cost of delivery to the retailers in the area or zone no rate shall be used which is in excess of the lowest common or contract carrier rate for available transportation. (iii) If such a delivery charge is made, the amount of this delivery charge shall be included as part of the maximum price established by this regulation. Before using such a zone differential, the intermediate seller shall report it in writing to the nearest regional, state or district office of the Office of Price Administration having jurisdiction over the seller. If a particular class of intermediate sellers have normally operated on the basis of markups which are lower than the markups provided by this regulation, the regional office of the Office of Price Administration having jurisdiction over the seller or the sellers of such District Office as may be authorized by the appropriate Regional Office shall reduce the maximum prices for such intermediate sellers. However, in no case shall the maximum prices provided by this regulation be increased. (iv) All regional offices, and such district offices as they in turn may authorize, may approve or disapprove in whole or in part the zone differentials reported under (iii) above, and may, on the basis of such reported zone differentials, establish uniform zone differentials.

[Subparagraph (3), formerly (7), amended by Am. 3, 8 F.R. 9160, effective 7–1–43; Am. 7, 8 F.R. 13338, effective 10–1–43 and redesignated by Am. 25. Former subparagraph (3) revoked by Am. 25]

(4) Any intermediate seller who shall have purchased potatoes or onions and stored them for more than 30 days may use the appropriate price set forth in section 24 under the month in which he sells the potatoes or onions instead of the month in which they were purchased from a country shipper, grower or other intermediate seller in computing his base price, but he may add nothing on account of storage charges.

[Subparagraph 4, formerly (8), added by Am. 4, 8 F.R. 9995, effective 7–16–43; amended by Am. 7, 8 F.R. 13338, effective 10–1–43 and redesignated by Am. 25, 9 F.R. 12270, effective 10–14–44. Former (4) amended by Am. 9, 8 F.R. 15663, effective 11–13–43 and revoked by Am. 25]

(5) For sales by intermediate sellers to ultimate consumers the maximum price shall be the intermediate sellers' base price, as computed under this regulation, for the item being sold, plus $1.00 per cwt. for potatoes or plus $1.00 per 50 pounds for onions.

[Subparagraph (5), formerly (9), added by Am. 7, 8 F.R. 13338, effective 10–1–43 and redesignated by Am. 25]

SEC. 12. *Imported potatoes and onions*—(a) *Imported potatoes.* For each hundred pounds of potatoes, whether for use as tablestock or as seed, imported from any country, the maximum price per cwt. at any terminal market or any other wholesale receiving point shall

be the maximum delivered price for the most closely similar variety of domestic potatoes in the particular terminal market or other wholesale receiving point where such imported potatoes are being offered for sale.

(b) *Imported onions.* For all dry onions of any variety imported from any country for sale within the continental limits of the United States the point of entry shall be deemed the country shipping point and the maximum price per 50 pounds, f. o. b. such point of entry, shall be the same as the maximum price, f. o. b. country shipping point, for the most closely similar variety of domestic dry onions produced in the State or locality in which that point of entry is located.

[Paragraph (b) amended by Am. 6, 8 F.R. 11672, effective 8–20–43]

SEC. 13 [Revoked]

[Sec. 13 amended by Am. 3, 8 F.R. 9160, effective 7–1–43; and Am. 7, 8 F.R. 13338, effective 10–1–43; revoked by Am. 22, 9 F.R. 10981, effective 9–11–44]

ARTICLE III—MAXIMUM PRICES FOR SEED POTATOES

[Secs. 14 through 16a revoked by Am. 8, 8 F.R. 15587, effective 11–19–43]

ARTICLE IV—ENFORCEMENT PROVISIONS AND MISCELLANEOUS PROVISIONS

SEC. 17. *Enforcement.* Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided by the Emergency Price Control Act of 1942, as amended.

SEC. 17a. *Licensing.* The provisions of Licensing Order No. 1,[9] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[Sec. 17a added by Supplementary Order 72, 8 F.R. 13244, effective 10–1–43]

[NOTE: Supplementary Order No. 7 (7 F.R. 5176) provides that War Procurement Agencies and governments whose defense is vital to the defense of the United States shall be relieved of liability, civil or criminal, imposed by price regulations issued by the Office of Price Administration.]

SEC. 18. *Relationship between this regulation, the General Maximum Price Regulation, and Temporary Maximum Price Regulation No. 22.*[10] (a) The provisions of this regulation supersede the provisions of temporary Maximum Price Regulation No. 22. However, the following provisions of the General Maximum Price Regulation, as well as any amendments thereto, continue to be applicable to every grower, country shipper and intermediate seller of potatoes and onions:

(1) Transfers of business or stock in trade (§ 1499.5).
(2) Federal and State taxes (§ 1499.7).
(3) Current records (§ 1499.12).
(4) Sales slips and receipts (§ 1499.14).
(5) Definitions (§ 1499.20).

[Paragraph deleted by Supplementary Order 72, 8 F.R. 13244, effective 10–1–43]

SEC. 19. *Evasion.* The price limitations which are set forth in this regulation shall not be evaded, whether by direct or indirect methods, in connection with any offer, solicitation, agreement, sale, delivery, purchase or receipt of or relating to potatoes or onions alone or in conjunction with any other commodity or by way of commission, service, transportation or any other charge or discount, premium or other privilege, or by tying-agreement or other trade understanding or otherwise.

SEC. 20. *Petitions for amendment.* Persons seeking a modification of this regulation may file a petition therefor in accordance with the provisions of Revised Procedural Regulation No. 1[11] issued by the Office of Price Administration.

[NOTE: Procedural Regulation No. 6 (9 F.R. 10628; 10 F.R. 1382, 9394) provides for the filing of applications for adjustment of maximum prices for commodities or services under Government contracts or subcontracts. Revised Supplementary Order 9 (8 F.R. 6175; 10 F.R. 9394) makes the provisions of Procedural Regulation No. 6 applicable to all price regulations, excepting those which expressly prohibit such applications, and certain specific regulations listed in Revised Supplementary Order No. 9.]

SEC. 21. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action to be taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purpose of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any officer of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order.

SEC. 22. *Records.* (a) Every person subject to this regulation shall, so long as the Emergency Price Control Act of 1942, as amended, remains in effect, preserve for examination by the Office of Price Administration all his records, including invoices, sales tickets, cash receipts, or other written evidences of sale or delivery which relate to the prices charged pursuant to the provisions of this regulation.

(b) Every person subject to this regulation shall keep and make available for examination by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records of the same kind as he has customarily kept, relating to the prices which he charges for potatoes and onions after the effective date of this regulation and in addition as precisely as possible the basis upon which he determined maximum prices for these commodities.

(c) In addition to the above records, sellers shall keep all correspondence in connection with any sale of seed potatoes together with a copy of every invoice or other written evidence of purchase or sale and, on or before May 25, 1943, prepare, on the basis of all available information and records, and maintain for examination by any person during ordinary business hours a statement showing his maximum prices for every kind of certified seed potatoes which he sold during the period February 15, 1943, to March 1, 1943, and his customary allowances, discounts and other price differentials. Whenever such sellers offer any other kind of certified seed potatoes for sale, they shall add to such statement their maximum price for such certified seed potatoes.

SEC. 23. *Fractions of cents.* Any calculation of a maximum price per cwt. or other customary unit of sale which results in a fraction of a cent shall be reduced to the nearest lower cent if the fraction is less than ½ cent and shall be increased to the nearest higher cent if the fraction is ½ cent or more.

ARTICLE V—PRICE SCHEDULES

SEC. 24. *Potatoes and onions.* The prices in the following tables are maximum prices, f. o. b. country shipping point, for U. S. No. 1 potatoes, per 100 pounds, graded, sacked and loaded on carrier and for dry onions per 50 pounds, in sacks, loaded on carrier.

[Above paragraph added by Am. 40, 10 F.R. 7929, effective 7–1–45]

TABLE I—EARLY WHITE POTATOES

(These prices apply to potatoes planted after September 1 and harvested between the following November 1 and July 1.)

Period and producing area	Maximum prices per 100 lbs.
Beginning of season—March 31:	
California	$3.35
All other areas	3.95
April 1–15:	
California	3.10
Texas, Counties of Hidalgo, Cameron, Willacy	3.95
All other areas	3.80
April 16–30:	
California	3.90
Texas, Counties of Hidalgo, Cameron, Willacy	3.95
All other areas	3.60
May 1–15:	
Florida, all counties east and south of the Suwanee River	3.40
California	2.70
All other areas	3.30
May 16–31:	
Florida, all counties east and south of the Suwanee River	3.40
California	2.60
All other areas	3.00
June 1–30:	
California	2.40
All other areas	2.80

[Table I added by Am. 27, 9 F.R. 13262, effective 11–13–44; amended by Am. 28, 10 F.R. 1334, effective 2–5–45 and Am. 40, 10 F.R. 7929, effective 7–1–45. Former Table I amended by Am. 3, 8 F.R. 9160, effective 7–1–43; Am. 10; 9 F.R. 1532, effective 2–5–44 and revoked by Am. 27.

TABLE II—EARLY DRY ONIONS

Maximum prices, f. o. b. country shipping point, per 50 lbs., in bags, loaded on carrier, all producing areas.[1] These prices apply to dry onions that were planted after September 1 and harvested between the following January 1 and July 15.

Period:	Maximum prices
January 1 to May 15 inclusive	$2.65
May 16 to June 15 inclusive	2.55
June 16 to July 15 inclusive	2.35

[Table II added by Am. 28, 10 F.R. 1334, effective 2–5–45 and amended by Am. 45, 10 F.R. 15171, effective 12–24–45 and Am. 46, effective 4–15–46. Former Table II revoked by Am. 27, 9 F.R. 13262, effective 11–13–44]

[1] The prices in the foregoing table are subject to the following differentials per 50 pounds:
(a) For white onions, add 15¢.
(b) For white boiler and white pickler onions meeting U. S. Department of Agriculture standards for size only, add $1.00.
(c) For onions 3 inches and larger, add 20¢.
(d) For onions shipped in rail freight cars furnished with excelsior pads or other protective pads at the seller's expense, add the actual cost of such service, not to exceed 2¢.
(e) For onions sold in bulk or in containers furnished by the buyer, subtract 15¢.

TABLE III—DRY ONIONS

Maximum prices, f. o. b. country shipping point, per 50 lbs. in bags, loaded on carrier.[1] These prices apply to dry onions except those that were planted after September 1 and harvested between the following January 1 and July 15.

Producing area	July 16–Aug. 15	Aug. 16–Oct. 31	Nov. and Dec.	Jan.	Feb.	Mar.	Apr. and after
Maine, New Hampshire, Vermont, Massachusetts, Rhode Island	$2.00	$1.75	$2.00	$2.15	$2.30	$2.45	$2.60
Connecticut, New York, Pennsylvania, New Jersey, Delaware, Maryland, West Virginia, Virginia	2.00	1.80	2.05	2.20	2.35	2.50	2.65
Michigan, Indiana, Ohio, Kentucky, Illinois, Wisconsin	1.95	1.70	1.95	2.10	2.25	2.40	2.55
Minnesota, North Dakota, South Dakota, Nebraska, Iowa, Missouri, Kansas	1.90	1.60	1.85	2.00	2.15	2.30	2.45
Montana, Idaho, Washington, Oregon (counties of Wallowa, Union, Grant, Baker, Harney, Malheur, Wyoming, Colorado, Utah, Arizona, New Mexico	1.80	1.50	1.75	1.90	2.05	2.20	2.35
Oregon, all counties except Crook, Deschutes, Klamath, Lake, Wallowa, Union, Grant, Baker, Harney and Malheur	1.85	1.60	1.85	2.00	2.15	2.30	2.45
Oregon (counties of Crook, Deschutes, Klamath, Lake) and all other States	1.95	1.70	1.95	2.10	2.25	2.40	2.55

[1] The prices in the foregoing table are subject to the following differentials per 50 pounds:
(a) For white onions, add 20¢.
(b) For white boiler and white pickler onions meeting U. S. Department of Agriculture standards for size only, add $1.00.
(c) For onions 3 inches and larger, add 20¢.
(d) For onions shipped in rail freight cars furnished with excelsior pads or other protective pads at the seller's expense, add the actual cost of such service not to exceed 2¢.
(e) For onions sold in bulk or in containers furnished by the buyer, subtract 15¢; if the buyer also performs all sorting and loading functions, subtract an additional 25¢ or a total of 40¢.
(f) For onions in containers furnished at the seller's expense, add 15¢ if the containers are 10-pound sacks or smaller, add 25¢ if the containers are 10-pound mesh bags or smaller, and add 10¢ if the containers are 25-pound mesh bags.

[Table III added by Am. 28, 10 F.R. 1334, effective 2–5–45 and amended by Am. 45, 10 F.R. 15171, effective 12–24–45 and Am. 46, effective 4–15–46. Former Table III amended by Am. 1, 8 F.R. 7494, effective 6–3–43; Am. 3, 8 F.R. 9160, effective 7–1–43; Am. 4, 8 F.R. 9995, effective 7–16–43; Am. 7, 8 F.R. 13338, effective 10–1–43; Am. 9, 8 F.R. 15663, effective 11–13–43; Am. 10, 9 F.R. 1532, effective 2–5–44 and 2–25–44; Am. 14, 9 F.R. 4647, effective 5–1–44 and revoked by Am. 27, 9 F.R. 13262, effective 11–13–44]

TABLE IV—WHITE POTATOES EXCEPT EARLY WHITE POTATOES

[These prices apply to all potatoes except those planted after September 1, and harvested between the following November 1 and July 1]

Area and State	Producing area	July	Aug.	Sept.	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	Apr.	May	June and after
North Atlantic:													
Maine	All	$2.60	$2.40	$2.25	$2.15	$2.25	$2.35	$2.40	$2.45	$2.55	$2.65	$2.75	$2.75
New Hampshire	All	2.95	2.85	2.60	2.60	2.70	2.80	2.85	2.90	3.00	3.10	3.20	3.20
Vermont	All	2.95	2.85	2.60	2.60	2.70	2.80	2.85	2.90	3.00	3.10	3.20	3.20
Massachusetts	All	2.95	2.85	2.60	2.60	2.70	2.80	2.85	2.90	3.00	3.10	3.20	3.20
Rhode Island	All	2.95	2.85	2.60	2.60	2.70	2.80	2.85	2.90	3.00	3.10	3.20	3.20
Connecticut	All	2.85	2.75	2.60	2.60	2.70	2.80	2.85	2.90	3.00	3.10	3.20	3.20
New York	Long Island	2.85	2.75	2.60	2.50	2.60	2.70	2.75	2.80	2.90	3.00	3.10	3.10
	Rest of State	2.75	2.65	2.50	2.40	2.50	2.60	2.65	2.70	2.80	2.90	3.00	3.00
New Jersey	All	2.85	2.75	2.60	2.50	2.60	2.70	2.75	2.80	2.90	3.00	3.10	3.10
Pennsylvania	All	2.80	2.70	2.55	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
East North Central:													
Ohio	All	2.95	2.70	2.55	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Indiana	All	2.95	2.70	2.55	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Illinois	All	2.95	2.70	2.55	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Michigan	All	2.85	2.60	2.45	2.35	2.45	2.55	2.60	2.65	2.75	2.85	2.95	2.95
Wisconsin	All	2.65	2.45	2.30	2.20	2.30	2.40	2.45	2.50	2.60	2.70	2.80	2.80
West North Central:													
Minnesota	Traverse, Grant, Douglas, Todd, Morrison, Mille Lacs, Kanabec, Pine, and all counties north thereof.	2.50	2.30	2.15	2.05	2.15	2.25	2.30	2.35	2.45	2.55	2.65	2.65
	Rest of State	2.65	2.45	2.30	2.20	2.30	2.40	2.45	2.50	2.60	2.70	2.80	2.80
Iowa	All	2.80	2.65	2.45	2.40	2.50	2.60	2.65	2.70	2.80	2.90	3.00	3.00
North Dakota	Bowman, Golden Valley, Billings, Slope, McKenzie, Williams, Divide Counties.	2.65	2.45	2.30	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
	Rest of State	2.50	2.30	2.15	2.05	2.15	2.25	2.30	2.35	2.45	2.55	2.65	2.65
South Dakota	All	2.60	2.40	2.25	2.15	2.25	2.35	2.40	2.45	2.55	2.65	2.75	2.75
Nebraska	All	2.80	2.60	2.45	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
Kansas	All	2.50	2.45	2.30	2.20	2.30	2.40	2.45	2.50	2.60	2.70	2.80	2.80
Missouri	All	2.50	2.45	2.30	2.20	2.30	2.40	2.45	2.50	2.60	2.70	2.80	2.80
South Atlantic:													
Delaware	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Florida	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Georgia	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Maryland	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
North Carolina	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
South Carolina	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Virginia	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
West Virginia	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
South Central:													
Kentucky	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Tennessee	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Alabama	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Mississippi	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Arkansas	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Louisiana	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Oklahoma	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Texas	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05

[9] 8 F.R. 13240.

[10] 7 F.R. 7914, 8023, 8197, 8358, 8595, 8948, 9315, 9817.

[11] 9 F.R. 10476, 13715; 10 F.R. 11295.

TABLE IV—WHITE POTATOES EXCEPT EARLY WHITE POTATOES—Continued

[These prices apply to all potatoes except those planted after September 1, and harvested between the following November 1 and July 1]

Area and State	Producing area	July	Aug.	Sept.	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	Apr.	May	June and after
West:													
Montana	All	$2.60	$2.40	$2.25	$2.25	$2.35	$2.45	$2.50	$2.55	$2.65	$2.75	$2.85	$2.85
Idaho	Idaho, Lewis, Nez Perce, Clearwater, Latah, Benewah, Shoshone, Kootenai, Bonner, and Boundary Counties.	2.70	2.50	2.35	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
	Rest of State	2.60	2.40	2.25	2.15	2.25	2.35	2.40	2.45	2.55	2.65	2.75	2.75
Wyoming	All	2.80	2.60	2.45	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
Colorado	La Plata, Hinsdale, Gunnison, Pitkin, Eagle, Routt, and all counties west thereof.	2.55	2.35	2.20	2.10	2.20	2.30	2.35	2.40	2.50	2.60	2.70	2.70
	Rest of State	2.60	2.40	2.25	2.15	2.25	2.35	2.40	2.45	2.55	2.65	2.75	2.75
New Mexico	All	2.70	2.70	2.50	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Arizona	do	2.75	2.75	2.55	2.50	2.60	2.70	2.75	2.80	2.90	3.00	3.10	3.10
Utah	do	2.50	2.30	2.15	2.05	2.15	2.25	2.30	2.35	2.45	2.55	2.65	2.65
Nevada	do	2.75	2.55	2.40	2.30	2.40	2.50	2.55	2.50	2.70	2.80	2.90	2.90
Washington	do	2.70	2.50	2.35	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
Oregon	Malheur County	2.60	2.40	2.25	2.15	2.25	2.35	2.40	2.45	2.55	2.65	2.75	2.75
	Curry, Jackson, Josephine, Klamath, Lake, Harney, Crook, and Deschutes Counties.	2.50	2.55	2.45	2.30	2.40	2.50	2.55	2.60	2.70	2.80	2.90	2.90
	Rest of State	2.70	2.50	2.35	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
California	Modoc and Siskiyou Counties	2.50	2.55	2.45	2.30	2.40	2.50	2.55	2.60	2.70	2.80	2.90	2.90
	Rest of State	2.50	2.75	2.60	2.50	2.60	2.70	2.75	2.80	2.90	3.00	3.10	3.10

[Table IV added by Am. 40, 10 F.R. 7929, effective 7-1-45 and amended by Am. 44, 10 F.R. 10226, effective 8-19-45. Former Table IV amended by Am. 3, 8 F.R. 9160, effective 7-1-43; Am. 4, 8 F.R. 9995, effective 7-16-43; Am. 9, 8 F.R. 15663, effective 11-13-43; Am. 10, 9 F.R. 1532, effective 2-5-44 and 2-25-44; Am. 14, 9 F.R. 4647, effective 5-1-44 and revoked by Am. 27, 9 F.R. 13262, effective 11-13-44.]

TABLE V—1944 CROP WHITE FLESH POTATOES

(The following prices apply to all varieties of U. S. No. 1 grade white potatoes of the 1944 crop, harvested and sold during the 1944 marketing season, sacked and loaded on carrier, except those actually sold before May 22, 1944, and except those shipped from the country shipping point, whether sold or unsold, before May 18, 1944. The differentials set forth in section 25 are to be used in determining maximum prices for other grades, special sizes and special packs or packages.) However, for the months of June and July 1944, and with respect to all states other than California and Arizona, potatoes of a minimum diameter of 1½ inches and otherwise meeting the requirements of U. S. No. 1 grade, 85 percent U. S. No. 1 grade or U. S. Commercial grade, as the case may be, may be sold at the ceiling price established for the respective grade without discount by reason of size, and the provision of section 25 with respect to U. S. Size B shall not be applicable.

Period	Producing area	Maximum price per 100 lbs.
May 16-31	Florida, area north of counties of Charlotte, Glades and Martin, and east of the Suwanee River.	$3.40
	California	2.60
	All other areas	2.25
June 1-15	California	2.40
	Arizona	3.05
	All other areas	3.25
June 16-30	California	2.40
	Arizona	2.90
	All other areas	3.10

State	Producing area	1944 July 16-31	1944 Aug.	1944 Sept.
North Atlantic:				
Maine	All	$2.60	$3.30	$2.25
New Hampshire	All	2.95	3.75	2.60
Vermont	All	2.95	3.75	2.60
Massachusetts	All	2.95	3.75	2.60
Rhode Island	All	2.85	3.65	2.60
Connecticut	All	2.85	3.65	2.60
New York	Long Island	2.85	3.65	2.60
	Rest of State	2.75	3.55	2.50
New Jersey	All	2.85	3.65	2.60
Pennsylvania	All	2.80	3.60	2.55
East North Central:				
Ohio	All	2.95	3.60	2.55
Indiana	All	2.95	[3] 3.60	2.55
Illinois	Counties of Madison, St. Clair, Monroe, Clinton, Washington, Randolph, Perry, Jackson, Union, Alexander.	2.70	[3] 3.60	2.55
	Rest of State	2.95	[3] 3.60	2.55
Michigan	All	2.85	[3] 3.50	2.45
Wisconsin	All	2.65	[3] 2.35	2.30
West North Central:				
Minnesota	Counties of Traverse, Grant, Douglas, Todd, Morrison, Mille Lacs, Kanabec, Pine, and all counties north thereof.	2.50	2.30	2.15
	Rest of State	2.65	2.45	2.30
Iowa	All	2.80	[3] 3.25	2.45
North Dakota	All	2.50	2.30	2.15
South Dakota	All	2.60	2.40	2.25
Nebraska	All	3.00	[3] 3.20	2.45
Kansas	All	2.80	[3] 3.05	2.30
Missouri	Counties of Lincoln, Warren, St. Charles, St. Louis, Franklin, Washington, Jefferson, Ste. Francois, St. Genevieve, Perry, Madison, Bollinger, Cape Girardeau, Scott, Mississippi.	2.70	[3] 3.30	2.55
	Rest of State	2.50	[3] 3.05	2.30
South Atlantic:				
Delaware	All	2.70	3.60	2.50
Florida	All	2.70	2.70	2.50
Georgia	All	2.70	[3] 3.60	2.50
Maryland	All	3.00	3.60	2.50
North Carolina	All	3.00	[3] 3.60	2.50
South Carolina	All	2.70	[3] 3.60	2.50
Virginia	All	3.00	3.60	2.50
West Virginia	All	2.70	3.60	2.50
South Central:				
Kentucky	All	2.70	3.60	2.50
Tennessee	All	2.70	3.60	2.50
Alabama	All	2.70	2.70	2.50
Mississippi	All	2.70	2.70	2.50
Arkansas	All	2.70	2.70	2.50
Louisiana	All	2.70	2.70	2.50
Oklahoma	All	2.70	2.70	2.50
Texas	All	2.70	[3] 3.30	2.50

Footnotes at end of table.

TABLE V—Continued

State	Producing area	1944 July 16-31	1944 Aug.	1944 Sept.
West:				
Montana	Madison, Gallatin, Beaverhood Counties	$2.60	$2.40	$2.25
	Rest of State	2.80	2.60	2.45
Idaho	All	2.60	2.40	2.25
Wyoming	All	2.60	2.40	2.25
Colorado	Saguache, Mineral, Archuleta, Rio Grande, Conejos, Alamosa, Costilla, Huerfano, Las Animas Counties.	2.60	2.40	2.25
	Rest of State	2.60	2.40	2.25
	Counties of La Plata, Hinsdale, Gunnison, Pitkin, Eagle, Routt, and all counties West thereof.	2.55	2.35	2.20
New Mexico	All	2.70	2.70	2.50
Arizona	All	2.75	2.75	2.55
Utah	All	2.50	2.30	2.15
Nevada	All	2.75	2.55	2.40
Washington	All	2.70	2.50	2.35
Oregon	Malheur County	2.60	2.40	2.25
	Curry, Jackson, Josephine, Klamath, Lake, Harney Counties, Crook and Deschutes.	2.50	2.55	2.45
	Rest of State	2.70	2.50	2.35
California	Modoc and Siskiyou Counties	2.50	2.55	2.45
	Counties of San Luis Obispo, Kern, San Bernardino and all South thereof.	2.40	2.40	2.30
	Rest of State	2.50	2.75	2.60

[1] This price effective from August 10 to August 31, 1944, inclusive.
[2] This price effective from August 20 to August 31, 1944, inclusive.

State	Producing area	1944 Oct.	1944 Nov.	1944 Dec.	1945 Jan.	1945 Feb.	1945 Mar.	1945 Apr.	1945 May	1945 June and after
North Atlantic:										
Maine	All	$2.15	$2.25	$2.35	$2.40	$2.45	$2.55	$2.65	$2.75	$2.75
New Hampshire	All	2.60	2.70	2.80	2.85	2.90	3.00	3.10	3.20	3.20
Vermont	All	2.60	2.70	2.80	2.85	2.90	3.00	3.10	3.20	3.20
Massachusetts	All	2.60	2.70	2.80	2.85	2.90	3.00	3.10	3.20	3.20
Rhode Island	All	2.60	2.70	2.80	2.85	2.90	3.00	3.10	3.20	3.20
Connecticut	All	2.60	2.70	2.80	2.85	2.90	3.00	3.10	3.20	3.20
New York	Long Island	2.60	2.70	2.80	2.85	2.90	3.00	3.10	3.20	3.20
	Rest of State	2.50	2.60	2.70	2.75	2.80	2.90	3.00	3.10	3.10
New Jersey	All	2.40	2.50	2.60	2.65	2.70	2.80	2.90	3.00	3.00
Pennsylvania	All	2.50	2.60	2.70	2.75	2.80	2.90	3.00	3.10	3.10
East North Central:		2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Ohio	All	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Indiana	All	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Illinois	All	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Michigan	All	2.35	2.45	2.55	2.60	2.65	2.75	2.85	2.95	2.95
Wisconsin	All	2.20	2.30	2.40	2.45	2.50	2.60	2.70	2.80	2.80
West North Central:										
Minnesota	Traverse, Grant, Douglas, Todd, Morrison, Mille Lacs, Kanabec, Pine and all counties north thereof.	2.05	2.15	2.25	2.30	2.35	2.45	2.55	2.65	2.65
	Rest of State	2.20	2.30	2.40	2.45	2.50	2.60	2.70	2.80	2.60
Iowa	All	2.40	2.50	2.60	2.65	2.70	2.80	2.90	3.00	3.00
Missouri	All	2.20	2.30	2.40	2.45	2.50	2.60	2.70	2.80	2.80
North Dakota	Bowman, Golden Valley, Billings, Slope, McKenzie, Williams, and Dickie Counties.	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
	Rest of State	2.05	2.15	2.25	2.30	2.35	2.45	2.55	2.65	2.65
South Dakota	All	2.15	2.25	2.35	2.40	2.45	2.55	2.65	2.75	2.75
Nebraska	All	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
Kansas	All	2.20	2.30	2.40	2.45	2.50	2.60	2.70	2.80	2.80
West:										
Montana	All	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
Idaho	Idaho, Lewis, Nez Perce, Clearwater, Latah, Benewah, Shoshone, Kootenai, Bonner and Boundary Counties.	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
	Rest of State	2.15	2.25	2.35	2.40	2.45	2.55	2.65	2.75	2.75
Wyoming	All	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
Colorado	Saguache, Mineral, Archuleta, Rio Grande, Conejos, Alamosa, Costilla, Huerfano, Las Animas Counties.	2.15	2.25	2.35	2.40	2.45	2.55	2.65	2.75	2.75
	La Plata, Hinsdale, Gunnison, Pitkin, Eagle, Routt, and all counties west thereof.	2.10	2.20	2.30	2.35	2.40	2.50	2.60	2.70	2.70
	Greeley District and rest of State	2.15	2.25	2.35	2.40	2.45	2.55	2.65	2.75	2.75
New Mexico	All	2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.05
Arizona	All	2.50	2.60	2.70	2.75	2.80	2.90	3.00	3.10	3.10
Utah	All	2.05	2.15	2.25	2.30	2.35	2.45	2.55	2.65	2.65
Nevada	All	2.30	2.40	2.50	2.55	2.60	2.70	2.80	2.90	2.90
Washington	All	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
Oregon	Malheur County	2.15	2.25	2.35	2.40	2.45	2.55	2.65	2.75	2.75
	Curry, Jackson, Josephine, Klamath, Lake, Harney, Crook, Deschutes Counties.	2.30	2.40	2.50	2.55	2.60	2.70	2.80	2.90	2.90
	Rest of State	2.25	2.35	2.45	2.50	2.55	2.65	2.75	2.85	2.85
California	Modoc and Siskiyou Counties	2.30	2.40	2.50	2.55	2.60	2.70	2.80	2.90	2.90
	Rest of State	2.50	2.60	2.70	2.75	2.80	2.90	3.00	3.10	3.15
All other States		2.45	2.55	2.65	2.70	2.75	2.85	2.95	3.05	3.00

[Table V added by Am. 15, 9 F.R. 5379, effective 5-22-44; amended by Am. 16, 9 F.R. 6151, effective 6-6-44; Am. 18, 9 F.R. 7771, effective 7-15-44; Am. 19, 9 F.R. 9356, effective 8-1-44; Am. 20, 9 F.R. 9783, 10089, effective 8-10-44; Am. 21, 9 F.R. 10199, effective 8-20-44 and Am. 26, 9 F.R. 12745, effective 10-28-44]

TABLE VI—EARLY DRY ONIONS (1944 CROP)

MAXIMUM PRICES PER 50 POUNDS, ALL PRODUCING AREAS [1]

Period:	*Maximum price*
March 20 to May 15, inclusive	$2.65
May 16 to June 15, inclusive	2.55
June 16 to July 15, inclusive	2.35

[1] The following differentials are applicable to the prices in the above table.

(a) For white onions, the country shipper may add 15 cents per 50 pounds.

(b) For white boiler and pickler onions (meeting United States Department of Agriculture standards for size only) the country shipper may add $1 per 50 pounds.

(c) For onions sold in bulk or in containers furnished by the purchaser, the country shipper shall subtract 15 cents per 50 pounds.

(d) For onions 3½ inches and larger, the country shipper may add 20 cents per 50 pounds.

(e) If the country shipper supplies excelsior or other protective pads in making shipments of early dry onions by rail freight car, he may add 2 cents per 50 pounds.

[Table VI added by Am. 12, 9 F.R. 3589, effective 4–1–44]

TABLE VII—DRY ONIONS 1944 CROP [1]

MAXIMUM PRICES PER 50 POUND, IN BAGS LOADED ON CARRIER

States	July 15–Aug. 15	Aug. 16–Oct. 31	Nov. and Dec.	Jan.	Feb.	Mar.	Apr. and after
Maine, New Hampshire, Vermont, Massachusetts, Rhode Island	$2.00	$1.75	$2.00	$2.15	$2.30	$2.45	$2.60
Connecticut, New York, Pennsylvania, New Jersey, Delaware, Maryland, West Virginia, Virginia	2.00	1.80	2.05	2.20	2.35	2.50	2.65
Michigan, Indiana, Ohio, Kentucky, Illinois, Wisconsin	1.95	1.70	1.95	2.10	2.25	2.40	2.55
Minnesota, North Dakota, South Dakota, Nebraska, Iowa, Missouri, Kansas	1.90	1.60	1.85	2.00	2.15	2.30	2.45
Montana, Idaho, Washington, Oregon (Counties of Wallowa, Union, Grant, Baker, Harney, Malheur) Wyoming, Colorado, Utah, Arizona, New Mexico	1.80	1.50	1.75	1.90	2.05	2.20	2.35
Oregon (counties of Crook, Deschutes, Klamath and Lake), and all other States	1.95	1.70	1.95	2.10	2.25	2.40	2.55

[1] The prices in this table are subject to the following differentials:

(a) For white onions in 50 lb. sacks, the country shipper may add 30¢ per 50 lbs.

(b) For dry onions 3 in. and larger in 50 lb. sacks the country shipper may add 20¢ per 50 lbs.

(c) For white boiler and white pickler onions packed in 50 lb. sacks and meeting U. S. Department of Agriculture specifications for size only, the country shipper may add $1.00 per 50 lbs.

(d) For dry onions packed in 10 lb. sacks or smaller, the country shipper may add 15¢ per 50 lbs.

(e) For dry onions packed in mesh bags of 10 lbs. or less, the country shipper may add 25¢ per 50 lbs.

(f) For dry onions packed in mesh bags of 25 lbs. the country shipper may add 10¢ per 50 lbs.

(g) If the purchaser furnishes sacks, the country shipper shall subtract 15¢ per 50 lbs.

(h) For dry onions, field run, bulk basis, where the purchaser furnishes sacks and performs all sorting and loading functions, the country shipper shall deduct 40¢ per 50 lbs.

(i) If country shipper furnishes protective services, such as straw or paper padding or preheating, he may add his actual cost for such services, not to exceed 2¢ per 50 lb. bag.

[Table VII added by Am. 17, 9 F.R. 7504, effective 7–10–44; corrected 9 F.R. 7852, effective as of 7–4–44]

SEC. 25. *Differentials for grade, size and packaging.* (a) *Potatoes (grade and size).* The following differential shall be applied to the maximum prices for potatoes set forth in section 24. They shall be added or subtracted, as indicated, in sales by country shippers (including growers) to all persons (including other country shippers).

[Above paragraph amended by Am. 44, 10 F.R. 10226, effective 8–19–45]

	Amount to be applied per cwt.
(1) *Grade*	
U. S. Extra No. 1 or better	add 10¢
Below U. S. No. 1 but 85% U. S. No. 1, U. S. commercial or better	subtract 10¢
Less than 85% U. S. No. 1, U. S. commercial or better, including ungraded and unclassified	subtract 30¢
(2) *Size*	
U. S. Size B	subtract 30¢
6 oz. minimum	add 15¢
2 inch minimum or U. S. Size A, or combination (If both 2 inch minimum and U. S. Size A only 10¢ may be added).	add 10¢
U. S. No. 1 or better, 6 oz. and heavier, 2½ inch and larger	add 35 cents

[Subparagraph (2) amended by Am. 12, 9 F.R. 3589, effective 4–1–44]

(3) *Baking type.*

6 oz. minimum to 14 oz. maximum, or 2¼ inch minimum to 4 inch maximum, hand selected and graded, washed or brushed, and specially packed in 100 pound bags	add 50 cents
Same, but specially packed in 10 lb. mesh bags, or in bags containing 10 mesh bags, each such bag containing approximately 5 lbs	add $1.25
Same, but specially packed in 50 lb. bags	add 60 cents
12 oz. minimum, packed in 50 lb. bags	add 70 cents
Same, but packed in 100 lb. bags	add 60 cents

(These differentials apply only to potatoes grading U. S. No. 1 or better, and shall not be used in combination with any other differential established by this section.)

[Subparagraph (3) amended by Am. 12, 9 F.R. 3589, effective 4–1–44; Am. 25, 9 F.R. 12270, effective 10–14–44 and Am. 28, 10 F.R. 1334, effective 2–5–45]

(b) *Potatoes (packaging).* The following differentials for packaging shall be added to or subtracted from the figure which results from application of the above grade and size differentials, as indicated, in sales by country shippers (including growers) to all persons (including other country shippers):

Type of pack or package	*Amount to be applied per cwt.*
(1) *Bulk, or in containers furnished by the purchaser*	subtract 20¢
(For example, if the potatoes are U. S. Extra No. 1 and the buyer supplies the containers, the seller's maximum price per cwt. is the price from the appropriate table, plus 10¢ as shown in (a) (1) above, and minus 20¢ under this paragraph)	

(2) *Cotton, mesh or burlap bags.*

10 pounds	add 50¢
15 pounds	add 35¢
25 pounds	add 25¢
50 pounds	add 10¢

(3) *Paper bags.*

10 pounds	add 25¢
15 pounds	add 20¢
25 pounds	add 10¢
50 pounds	add 5¢

(4) *Kraft paper bags specially treated for moisture proof.*

10 pounds	add 27¢
15 pounds	add 22¢
25 pounds	add 12¢
50 pounds	add 7¢

[Subparagraphs (2), (3) and (4) amended by Am. 22, 9 F.R. 10981, effective 9–11–44]

[Sec. 25 added by Am. 10, 9 F.R. 1532, effective 2–5–44; amended as otherwise noted]

SEC. 26. *Miscellaneous adjustments for crop losses.* (a) In Table V of section 24, the prices for September in the column "1944" are increased by the following amounts:

State	1944	
	Sept. 1–15	Sept. 17–30
Indiana	$0.60	$0.45
Illinois	.60	.45
Michigan	.60	.45
Wisconsin	.60	.45
Maine	.60	.45
New Hampshire	.60	.45
Vermont	.60	.45
Massachusetts	.60	.45
Rhode Island	.60	.45
Connecticut	.60	.45
New York, Long Island	.60	.45
New York, rest of state	.60	.45
New Jersey	.60	.45
Pennsylvania	.60	.45
Ohio	.60	.45
West Virginia	.60	.45
Delaware	.60	.45
Maryland	.60	.45
Virginia	.60	.45
Tennessee	.60	.45
Kentucky	.60	.45
Georgia	.60	.45
North Carolina	.60	.45
South Carolina	.60	.45
Other States	0	0

(b) The following prices are substituted for the prices in Table I of section 24 for all counties in Texas for the periods indicated:

April 12, 1945 through April 30, 1945	$5.65
May 1, 1945 through May 20, 1945	4.65

The following prices are substituted for the prices in Table I of section 24 for all counties in Florida for the periods indicated:

April 25, 1945 through April 30, 1945	$4.00
May 1, 1945 through May 20, 1945	3.75

[Paragraph (b) added by Am. 31, 10 F.R. 2969, effective 3–17–45; amended by Am. 33, 10 F.R. 4035, effective 4–12–45 and Am. 36, 10 F.R. 4600, effective 4–25–45]

(c) For the state of Texas, from April 16, 1945 through May 15, 1945, the applicable price in Table II of section 24 is suspended and a price of $2.75 per fifty pounds is substituted.

[Paragraph (c) added by Am. 34, 10 F.R. 4154, effective 4–16–45]

(d) During the period April 21, 1945 to May 20, 1945, inclusive, the prices in Table 5 of section 24 applicable to potatoes produced in the Yuma Mesa Division of the Gila Irrigation Project, Arizona are suspended and a price of $5.65 per cwt. is substituted therefor.

[Paragraph (d) added by Am. 35, 10 F.R. 4347, effective 4–21–45]

(e) The prices in table I of section 24 applicable to California during the periods May 11–15 and May 16–31 are suspended, and the following prices are substituted for them:

May 11–15	$2.90
May 16–31	2.80

[Paragraph (e) added by Am. 37, 10 F.R. 5457, effective 5–11–45]

(f) The prices in Table II in section 24 for early onions of the 1945 crop are suspended and the following prices are substituted:

June 2 through June 15	$2.70
June 16 through July 15	$2.50

[Paragraph (f) added by Am. 38, 10 F.R. 6589, effective 6–2–45 and amended by Am. 39, 10 F.R. 7527, effective 6–19–45]

(g) The prices in Table IV of section 24 applicable to Kansas, Missouri, Arkansas, Oklahoma, Texas and Nebraska are suspended from July 22 through August 11, 1945, and the following prices are substituted during that period.

	July 22–31	August 1–11
Kansas	$2.65	$2.60
Missouri	2.65	2.60
Arkansas	2.85	2.85
Oklahoma	2.85	2.85
Texas	2.85	2.85
Nebraska	2.95	2.75

[Paragraph (g) added by Am. 41, 10 F.R. 8475, effective 7–6–45; amended by Am. 42, 10 F.R. 8934, effective 7–22–45 and Am. 43, 10 F.R. 10023, effective 8–11–45]

[Sec. 26 added by Am. 24, 9 F.R. 10778, effective 9–1–44]

This regulation shall become effective May 25, 1943 (as to country shippers) and May 31, 1943 (as to all intermediate sellers). [Rev. MPR 271 originally issued May 25, 1943]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

[Amendment 46 approved on March 26, 1946 by Clinton P. Anderson, Secretary of Agriculture]

[F. R. Doc. 46–5921; Filed, Apr. 9, 1946; 11:34 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 148, Amdt. 34]

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 148 is amended in the following respects:

1. Item 7 of Schedule I (a) of § 1364.35 is amended by changing the price specified in the column headed "Smoked" opposite the words "Over 12" from "$26.75" to "$36.75."

2. Item 15 of Schedule I (f) of § 1364.35 is amended by changing the price specified in the column headed "Fresh or frozen" from "$27.50" to "$28.75."

3. Item 28 of Schedule I (h) of § 1364.35 is amended by changing the price specified in the column headed "Price per 100 pounds" for the item when packed in 14-pound cans from "$26.00" to "$27.70."

This amendment shall become effective April 9, 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved April 4, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–5929; Filed, Apr. 9, 1946; 11:36 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 149, Amdt. 27]

MECHANICAL RUBBER GOODS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 149 is amended in the following respects:

1. Subparagraph (2) of § 1315.21a (b) is amended to read as follows:

(2) *Redetermination of maximum prices for molded, extruded, lathe-cut, and chemically blown sponge rubber products.* (i) This subparagraph (2) applies to a manufacturer of those mechanical rubber goods listed in § 1315.35, Appendix B, which are generally known by the term "molded, extruded, lathe-cut, and chemically blown sponge rubber products" (including hard rubber goods) who has a regularly quoted price (as defined in § 1315.31 (a) (7) of this regulation) or a price stated in his schedule or price list which was in effect on January 5, 1942, for such mechanical rubber goods and who has filed with the Office of Price Administration pursuant to § 1315.28, his base period price lists and regularly quoted prices and his base period pricing methods and rates for these products. This subparagraph does not apply to brake linings and clutch facings, flooring, mats and matting, foamed latex products and rubber covered rolls.

(ii) A manufacturer who meets the requirements of subdivision (i) above may redetermine his maximum prices for any mechanical rubber good covered by this subparagraph (2) according to the formula method set forth in paragraph (a) (2) (iii) of this section, except that the date January 5, 1942, shall be substituted for the date October 1, 1941, where the latter appears. The redetermined maximum price for a mechanical rubber good established under this subparagraph (2) shall not exceed 115 percent of the manufacturer's January 5, 1942, list or regularly quoted price for it. If the redetermined maximum price computed according to the formula results in a price that exceeds 115 percent of the manufacturer's January 5, 1942, list or regularly quoted price for an item, the maximum price for the item is 115 percent of the manufacturer's January 5, 1942, list or regularly quoted price.

2. Section 1315.37 is amended in the following respects:

a. Table I–D in paragraph (a) (1) is amended to read as follows:

TABLE I–D—CONSUMERS' MAXIMUM PRICES FOR NEOPRENE HOSE SOLD IN BROKEN PACKAGE LOTS

Type of hose	Size (inches)	Braid	Ply	Unit of sale	Consumers' maximum price
Fuel-oil and gasoline hose (not service station pump)	1	3	----	Ft.	$0.72
	1¼	3	----	Ft.	.85
	1½	3	----	Ft.	1.06
Air and air tool hose, grade 1 (molded-braided type)	½	2	----	100 ft.	32.52
	½	3	----	100 ft.	39.91
	⅝	3	----	100 ft.	44.82
	¾	2	----	100 ft.	37.19
	¾	3	----	100 ft.	52.23
	1	3	----	100 ft.	62.22
	1¼	3	----	100 ft.	85.57
	1½	3	----	100 ft.	106.28
Air and air tool hose, grade 1 (wrapped type)	½	----	4	Ft.	.44
	¾	----	4	Ft.	.65
	1	----	5	Ft.	.85
	1¼	----	5	Ft.	1.15
	1½	----	6	Ft.	1.50
	2	----	6	Ft.	1.86
Oil suction and discharge hose (2-wire—Rough bore, regular)	4	----	----	Ft.	10.11
	6	----	----	Ft.	16.37
	8	----	----	Ft.	21.19
	10	----	----	Ft.	26.81
Oil suction and discharge hose (2-wire—Rough bore, heavy)	4	----	----	Ft.	12.50
	6	----	----	Ft.	18.12
	8	----	----	Ft.	22.76
	10	----	----	Ft.	30.50
Oil suction and discharge hose (2-wire—Smooth bore)	4	----	----	Ft.	11.89
	6	----	----	Ft.	16.78
	8	----	----	Ft.	21.19
	10	----	----	Ft.	28.39
	12	----	----	Ft.	34.97
Creamery hose (either braided or wrapped)	½	----	----	Ft.	.46
	¾	----	----	Ft.	.56
	1	----	----	Ft.	.76
Hydraulic control and industrial grease hose (wire braid)	¼	2	----	100 ft.	46.98
	5/16	2	----	100 ft.	51.23
	⅜	2	----	100 ft.	54.25
	½	2	----	100 ft.	69.13
	¾	2	----	100 ft.	98.60
	1	2	----	100 ft.	126.32
Spray hose, paint-fluid line and air line	¼	1	----	100 ft.	16.88
	⅜	2	----	100 ft.	18.25
	5/16	1	----	100 ft.	17.92
	5/16	2	----	100 ft.	18.69
	½	1	----	100 ft.	20.35
	⅝	2	----	100 ft.	22.26
	½	2	----	100 ft.	31.78
	⅝	2	----	100 ft.	38.79
	¾	2	----	100 ft.	45.25
Tank car and tank truck hose (hard type or soft type)	1½	----	----	Ft.	1.19
	2	----	----	Ft.	1.56
	2½	----	----	Ft.	2.32
	3	----	----	Ft.	2.87
	4	----	----	Ft.	4.12
Gasoline hose (service station pump)	¾	2	----	Ft.	.46
	]	2	----	Ft.	.58
Welding house (molded-braided type)	3/16	1	----	100 ft.	14.77
	¼	2	----	100 ft.	17.30
	5/16	2	----	100 ft.	19.31
	⅜	2	----	100 ft.	22.67

b. Paragraph (b) (2) is amended to read as follows:

(2) *How the manufacturer calculates his maximum price.* The manufacturer shall calculate the maximum price of the belts and belting covered by this paragraph as follows: (i) The manufacturer shall, for any of the following commodities, first deduct from the list price in effect on October 1, 1941, the amount determined by multiplying that list price by the following percents:

	Percent
Neoprene conveyor belting	7.4

The manufacturer shall then deduct from the resulting figures all discounts, allowances, and other deductions from the list price that he had in effect to a purchaser of the same class on October 1, 1941.

(ii) The manufacturer shall, for the following commodities, add to the list price in effect on October 1, 1941, the amount determined by multiplying that list price by the following percents:

	Percent
Solid neoprene multiple V-belts	7.8
Solid neoprene FHP V-belts (A and B sections only)	6.3
Automotive equipment solid neoprene fan belts	3.0
Neoprene cover multiple V-belts	13.9
Neoprene cover FHP V-belts (A and B sections only)	12.8

The manufacturer shall then deduct from the resulting figures all discounts, allowances and other deductions from the list price that he had in effect to a purchaser of the same class on October 1, 1941.

c. In paragraph (c), Table II-D is amended to read as follows:

TABLE II-D—MAXIMUM MANUFACTURERS' PRICES FOR SALES TO AIRCRAFT MANUFACTURERS OF CERTAIN TYPES OF SYNTHETIC RUBBER HOSE

Type of hose	Size	Braid	Unit of sale	Maximum prices
Army Navy Aeronautical Specification AN-H-6a Hydraulic, medium pressure			*Feet*	
	1/4	3	100	$24.23
	5/16	3	100	25.16
	3/8	3	100	26.32
	5/16	3	100	29.87
	13/32	3	100	33.48
	1/2	3	100	37.25
	5/8	3	100	45.95
Army-Navy Aeronautical Specification AN-ZZ-H-456a Fuel-oil-and-Coolant	3/16	.....	100	18.83
	1/4	.....	100	20.16
	5/16	.....	100	21.52
	3/8	.....	100	23.97
	5/16	.....	100	25.23
	1/2	.....	100	27.62
	9/16	.....	100	29.28
	5/8	..	100	31.15
	3/4	.....	100	34.48
	7/8	.....	100	37.74
	1	.....	100	40.11
	1 1/4	.....	100	45.77
	1 3/4	.....	100	51.57
	1 3/4	.....	100	57.65
	1 1/4	.....	100	61.00
	1 3/4	.....	100	64.47
	1 3/4	.....	100	69.14
	2	.....	100	76.87
	2 1/4	.....	100	81.77
	2 1/4	.....	100	87.00
	2 1/2	.....	100	93.49
Army Air Forces Specification No. 26577-A, Aircraft, Oil and Coolant	5/16	.....	100	17.47
	3/8	.....	100	19.13
	5/16	.....	100	20.62
	5/8	.....	100	22.63
	3/16	.....	100	24.54
	1/2	.....	100	25.92
	9/16	.....	100	27.26
	5/8	.....	100	28.62
	3/4	.....	100	32.79
	7/8	.....	100	36.81

TABLE II-D—Continued

Type of hose	Size	Braid	Unit of sale	Maximum prices
Army Air Forces Specification No. 26577-A, Aircraft, Oil and Coolant—con.				
	1	.....	$100	$41.18
	1 1/4	.....	100	45.08
	1 1/4	.....	100	48.63
	1 3/4	.....	100	52.85
	1 1/2	.....	100	56.90
	1 3/4	.....	100	60.23
	1 3/4	.....	100	63.40
	2	.....	100	69.74
	2 1/4	.....	100	73.54
	2 1/4	.....	100	77.35
	2 1/2	.....	100	84.96

d. In paragraph (d), Table III-D is amended to read as follows:

TABLE III-D—MAXIMUM MANUFACTURERS' PRICES FOR SALES OF SYNTHETIC LOW PRESSURE HOSE ASSEMBLIES TO HOSE ASSEMBLY MANUFACTURERS

Type of hose	Size	Unit of sale	Maximum prices
Army-Navy Aeronautical Specification AN-ZZ-H-626 Hose Assemblies, Low Pressure		*Feet*	
	1/4	100	$14.42
	5/16	100	15.57
	3/4	100	17.14
	7/16	100	18.60
Army-Navy Aeronautical Specification AN-ZZ-H-626 Hose Assemblies, Low Pressure	3/4	100	20.77
	5/16	100	23.79
	1/2	100	26.81
	5/8	100	29.29
	3/4	100	33.58
	7/8	100	37.60
	1	100	41.69

e. In paragraph (e), Table IV-D is amended to read as follows:

TABLE IV-D—MAXIMUM MANUFACTURERS' PRICES FOR SALES OF SYNTHETIC AAR, EN-601-42, AIR SIGNAL AND AIR BRAKE HOSE TO RAILROAD BUYERS

Type of hose	Size	Unit of sale	Maximum prices	
			Neoprene cover Buna-S tube and carcass	All neoprene
AAR Air Signal	*Inches* 1 3/4 x 22	Feet	$0.51	$0.56
AAR Air Brake	1 3/4 x 22	Feet	.57	.62

f. In subdivision (i) of paragraph (f) (2), Table V-D is amended to read as follows:

TABLE V-D—CONSUMERS' MAXIMUM PRICES FOR GRADE I NEOPRENE CONVEYOR AND ELEVATOR BELTING

Minimum tensile strength of the covers—2000 lbs. per square inch.
Minimum friction between plies—16 lbs. per square inch.
(Price per inch of width per foot).

Covers	Ply	Weight of duck	
		28 oz.	32 oz.
Carcass only	4	$0.0869	$0.0926
	5	.1088	.1131
	6	.1305	.1358
1/16" top by 1/32" bottom	4	.1470	.1527
	5	.1689	.1732
	6	.1906	.1958
1/8" top by 1/32" bottom	4	.1871	.1928
	5	.2089	.2138
	6	.2307	.2359
3/16" top by 1/16" bottom	4	.2472	.2529
	5	.2690	.2733
	6	.2908	.2960
For each 1/32" additional cover stock		.0200	.0200
For each additional ply		.0217	.0226

g. In subdivision (ii) of paragraph (f) (2), the table is amended to read as follows:

	Percent
33-oz. hard duck	11
35-oz. hard duck	18
36-oz. soft duck	18
42-oz. soft duck	37
48-oz. soft duck	53

h. The headnote of paragraph (g) and that portion of the paragraph immediately following the headnote, beginning with the words "This paragraph is applicable to Grade I transmission belting" and ending with the words "belting made with 32 ounce soft duck——28", are amended to read as follows:

(g) *Maximum manufacturers' prices for Grade I neoprene transmission belting.* This paragraph is applicable to Grade I transmission belting made in whole or in part of neoprene, with either a 33 to 35 ounce hard duck, or a 32 ounce soft duck. The maximum manufacturer's price of belting covered by this paragraph shall be calculated as follows. First, determine the base price for belting made with 33 to 35 ounce hard duck, by adding 1.0 percent, and for belting made with 32 ounce soft duck, by deducting 15.5 percent from the price listed in Table VI-D.

i. In paragraph (h), Table VII-D is amended to read as follows:

TABLE VII-D—MAXIMUM MANUFACTURERS' PRICES FOR SALES OF BUNA-N WINTERIZED WIRE BRAID HYDRAULIC CONTROL HOSE TO COUPLING MANUFACTURERS

Type of hose	Size	Braid	Unit of sale	Maximum price
Federal Specification AN-ZZ-H-623a, Buna-N Winterized Wire Braid High Pressure Hydraulic Hose	*Inch*		*Feet*	
	1/4	2	100	$32.92
	5/16	2	100	36.01
	3/8	2	100	38.31
	1/2	2	100	48.91
	5/8	2	100	59.79
	3/4	2	100	70.23
	1	2	100	90.38

j. A new paragraph designated as (m) is added, to read as follows:

(m) *Maximum prices for certain rubber belting, hose and packing.* The manufacturer's maximum prices for sale of a mechanical rubber good listed in Table XI-D shall be the percent set forth in Table XI-D of the selling price computed under § 1315.21a (a).

TABLE XI-D—MANUFACTURERS' MAXIMUM PRICES FOR SALES OF THE FOLLOWING RUBBER BELTING, HOSE AND PACKING, OTHER THAN NEOPRENE RUBBER BELTING, HOSE AND PACKING [1] [2]

Product	Maximum price is the following percent of the manufacturer's price computed under subparagraph (1) or (2) (ii) or (2) (iii) of section 1315.21a(a)
V-belting	117.3
Flat belting	114.8
Molded and braided hose [4]	112.1
Cotton rubber-lined hose [5]	120.7
All other hose [6]	125.8
Sheet packing without reinforcement [7]	119.0
Sheet packing with reinforcement [8]	124.0

[1] This table of percents applies to a mechanical rubber good, the selling price of which may be computed under subparagraph (1) or (2) (ii) or (2) (iii) of § 1315.21a (a).

[2] This § 1315.37 (m) does not apply to a commodity which is priced under § 1315.21a (c) or § 1315.28 (b). The Administrator may by written order revise the maximum price for a commodity established under either of these sections (1315.21a (c) or 1315.28 (b)) to make it consistent with the level of maximum prices for the same or similar commodities that are established under § 1315.37 (m).

[3] Where an item of belting, hose, or packing listed in this table has a selling price computed under subparagraph (1) or (2) (ii) or (2) (iii) of § 1315.21a (a) which has been adjusted by an order issued under paragraph (a) of § 1315.28a (adjustments), its maximum price is the price established by the order or the price determined by applying the percent for that item listed in Table XI-D to the item's selling price computed under subparagraph (1) or (2) (ii) or (2) (iii) of § 1315.21a (a).

[4] Molded and braided hose is that type generally understood by the industry to be made with a vertically braided reinforcement and a molded cover, commonly referred to as long length hose such as air, fuel oil, garden, gasoline, spray, water, welding, etc.

[5] Cotton rubber-lined hose is that type generally understood by the industry to be made with a woven cotton jacket and a rubber lining, commonly referred to as fire hose or mill hose.

[6] All other hose is that type generally understood by the industry to be not defined as molded and braided hose or cotton rubber-lined hose, but is commonly referred to as wrapped hose, horizontally braided hose, and hand-built hose such as creamery, drillers, oil suction and discharge, hydraulic control, steam, suction, etc.

[7] Sheet packing without reinforcement is that type generally understood by the industry to be made without a reinforcement, commonly referred to as red sheet, all rubber sheet, oil resisting sheet, etc.

[8] Sheet packing with reinforcement is that type generally understood by the industry to be made with a reinforcement, commonly referred to as cloth inserted sheet, diaphragm sheet, chute lining sheet, wire inserted sheet, compressed asbestos sheet, etc.

k. A new paragraph designated (n) is added, to read as follows:

(n) *Manufacturers' maximum prices for certain hard rubber SLI battery containers and battery parts*—(1) *Applicability.* Notwithstanding any other provision of this regulation, this paragraph (n) is applicable to sales by manufacturers of hard rubber SLI battery containers, covers, and vents referred to below.

(2) *Manufacturers' maximum prices for certain hard rubber SLI battery containers.* (i) The manufacturer's maximum price for a sale of any of the following hard rubber SLI battery containers, shall be as follows:

SLI CONTAINERS

SAE container designation:	*Maximum price per 1,000*
S-8-B	$715.00
S-10-B	781.00
S-10-C	822.00
S-13-B	860.00
S-16-B	932.00
S-16-C	966.00

(ii) The manufacturer's maximum price for a sale of a hard rubber SLI battery container listed in the SAE battery groups numbered I and II which is not priced under (i) above, shall be 128 percent of his January 5, 1942, selling price, and for a hard rubber SLI battery container listed in SAE battery groups III and IV which is not priced under (i) above, shall be 115 percent of his January 5, 1942, selling price.

(3) *Manufacturers' maximum prices for certain hard rubber SLI battery covers.* (i) The manufacturer's maximum price for a sale of any of the following standard hard rubber SLI battery covers, shall be as follows:

SLI COVERS

SAE cover designation:	*Maximum price per 1,000*
S-8 gasket	$41.00
S-10 gasket	46.50
S-8 soft rubber bushing	60.25
S-10 soft rubber bushing	64.25
S-8 lead bushing	63.75

SLI COVERS—Continued

SAE cover designation:	*Maximum price per 1,000*
S-10 lead bushing	$70.00
S-8 combination (lead and rubber)	60.25
S-10 combination (lead and rubber)	64.25

(ii) The manufacturer's maximum price for a sale of a standard hard rubber SLI battery lead bushing cover, not priced under (i) above, shall be 120 percent of his January 5, 1942, selling price, and for a standard hard rubber SLI combination lead and rubber bushing cover not priced under (i) above, shall be 125 percent of his January 5, 1942, selling price.

The manufacturer's maximum price for a sale of the standard hard rubber SLI battery gasket cover or a soft rubber bushing cover which is not priced under (i) above, shall be 135 percent of his January 5, 1942, selling price.

(4) *Manufacturers' maximum prices for certain hard rubber SLI vents.* (i) The manufacturer's maximum price for the following hard rubber SLI vents shall be as follows:

SLI VENTS

SAE vent designation:	*Maximum price per 1,000*
High-type, plug-baffle	$17.30
Low-type, plug baffle	12.40
Vent plugs, double baffle	16.80

(ii) The manufacturer's maximum price for a sale of a hard rubber SLI high or low type battery vent whose maximum price is not established by (i) above, shall be 115 percent of his January 5, 1942, selling price.

(5) *Definition of "January 5, 1942, selling price".* When used in this paragraph (n), the term "January 5, 1942, selling price" means the price stated in the manufacturer's schedule or price list in effect on that date, or a price which was regularly quoted by the manufacturer in any other manner on that date. This "January 5, 1942, selling price" is subject to all discounts, allowances and other deductions that the seller had in effect to a purchaser of the same class on January 5, 1942.

This amendment shall become effective April 8, 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5872; Filed, Apr. 8, 1946; 4:29 p. m.]

PART 1330—CONTAINERS

[MPR 96]

SPECIFIED TANKS AND VESSELS

Revised Price Schedule No. 96 is redesignated Maximum Price Regulation No. 96 and is revised to read as follows:

A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.

ARTICLE I—SCOPE OF THIS REGULATION AND PROHIBITIONS

Sec.
1. What this regulation covers.
2. Prohibitions against dealing at prices above the maximum.
3. Evasion.

ARTICLE II—MAXIMUM PRICES

4. Manufacturers' maximum prices.
5. Maximum prices for resellers.
6. Discounts, allowances and price differentials.
7. Revision of maximum prices.
8. Notification to purchasers for resale.

ARTICLE III—ADJUSTMENT PROVISIONS

9. Applications for adjustment.
10. Adjustable pricing.

ARTICLE IV—MISCELLANEOUS PROVISIONS

11. Transfer of business.
12. Records and statements.
13. Licensing.
14. Enforcement.
15. Petitions for amendment.
16. Federal and State taxes.

AUTHORITY: § 1330.101 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—SCOPE OF THIS REGULATION AND PROHIBITIONS

SECTION 1. *What this regulation covers*—(a) *Transactions covered.* This regulation applies to the sales, uninstalled, by any person of the tanks and vessels described in (b) below, except (1) sales by a householder who originally purchased for his own use and (2) auction sales made in good faith for the account of such a householder.

(b) *Commodities covered.* This regulation covers tanks and vessels 585 gallons and smaller in capacity, having a shell made from 7 gauge steel and lighter or from other metals of equivalent thickness, non-code pressure and non-pressure, coated and non-coated, lined and un-lined.

These commodities include, but are not limited to the following: domestic fuel oil storage tanks, domestic steel septic tanks, domestic water tanks, range boilers, water storage tanks, cylindrical hydropneumatic tanks, expansion tanks, solar tanks, water purification tanks and water heater tanks.

The following commodities, however, are not covered by this regulation: leg tanks, skid tanks, tanks specifically designed for use with industrial equipment (except cylindrical hydropneumatic tanks as described above) subject to the provisions of Revised Maximum Price Regulation 136, products commonly known as pans and cans, such as pails and buckets, shipping containers, refuse receptacles, and drip and waste receivers.

(c) *Relationship to other regulations.* (1) This regulation supersedes the General Maximum Price Regulation, Revised Maximum Price Regulation No. 136, Maximum Price Regulation No. 591, Revised Price Schedule No. 96 and any other regulations with respect to transactions and commodities covered by this regulation.

(2) *Exports.* The Second Revised Maximum Export Price Regulation covers export sales and sales to exporters.

(3) *Imports.* The Revised Maximum Import Price Regulation covers purchases, sales or deliveries if they originate outside of the Continental United States.

(d) *Geographical applicability.* This regulation applies in the forty-eight States of the United States and the District of Columbia.

(e) *Definitions.* "Manufacturer" means a person operating an establishment which produces or assembles any commodity covered by this regulation.

"Jobber" or "wholesaler" means a person who purchases the products covered by this regulation from a manufacturer for resale to industrial and commercial users, installers, or retailers.

"Retailer" means a person who maintains a store or similar establishment where 75 percent of the annual dollar volume of sales of all commodities covered by this regulation consists of sales without discounts (except cash discounts) from that establishment to ultimate consumers.

"Installer" means any person who sells any commodity covered by this regulation together with the labor, services, and materials required to install it.

SEC. 2. *Prohibitions against dealing at prices above the maximum.* On and after the effective date of this regulation, no person shall sell or deliver, and no person shall buy or receive in the course of trade or business, any commodity covered by this regulation at a price higher than the maximum price fixed by this regulation, regardless of any contract or other obligation. No person shall agree, offer, solicit or attempt to do any of the foregoing.

Lower prices may, of course, be charged.

SEC. 3. *Evasion.* The price limitations set forth in this regulation shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any commodities covered by this regulation, or by way of commissions, services, transportation or other charges, or by tying agreement or other trade understanding, or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this regulation).

ARTICLE II—MAXIMUM PRICES

SEC. 4. *Manufacturers' maximum prices—(a) Commodities delivered or offered for delivery on July 1, 1941.* The manufacturer's maximum price, f. o. b. point of shipment, for any commodity covered by this regulation which he delivered or offered for delivery on July 1, 1941, shall be the higher of the following: (1) the highest price for which such commodity was delivered or, if it was not delivered, offered for delivery, to each class of purchaser on July 1, 1941, plus 17 percent, or (2) the maximum price properly established by any applicable Office of Price Administration regulation before April 8, 1946.

Filing. A manufacturer determining a maximum price under paragraph (a) (1) shall file a report of such maximum price with the Office of Price Administration, Building and Construction Price Division, Washington 25, D. C., within 15 days after first offering the item for sale, giving the following information:

(i) An adequate description of the commodity

(ii) The price in effect July 1, 1941 (State whether a published price or price charged for a delivery made on that date).

(iii) The maximum price as determined under Section 4 (a) (1)

(iv) All of the customary allowances, discounts and other price differentials.

(b) *Manufacturers who cannot establish maximum prices under paragraph (a).* A manufacturer who cannot establish a maximum price under paragraph (a) above, but who had a maximum price "frozen" or established under any regulation before April 8, 1946, may apply for an order adjusting such maximum price to reflect the level of prices established under paragraph (a) above. Such application shall be submitted to the Prefabrication and Building Equipment Branch, Office of Price Administration, Washington 25, D. C., and shall contain the following information:

(1) Full description of the item. Cuts or detailed sketches should be supplied.

(2) Established maximum price for the item and the section and regulation under which the maximum price was established.

(3) If possible, the names of competitors marketing a similar item for which they had July 1, 1941, prices.

(c) *Maximum prices for new commodities.* A manufacturer who has not heretofore established his maximum price for a commodity now subject to this regulation (because he is newly engaged in manufacturing such commodity, or a new type or model of such commodity) shall establish his maximum price for its sale in accordance with the provisions of section 6, and the sections therein referred to, of Maximum Price Regulation No. 591. Every manufacturer who is required to establish a maximum price in accordance with these provisions shall give written notice to each purchaser at or before the issuance of the first invoice to the customer, of the maximum price so established for him.

SEC. 5. *Maximum prices for resellers—(a) Sales by wholesalers.* The maximum price for sales by any wholesaler of the commodities covered by this regulation shall be his properly established maximum price to each class of purchaser in effect on April 7, 1946. However, on any item for which his acquisition cost is increased as a result of the increase permitted manufacturers under section 4, his maximum price for any item shall be the higher of the following: (1) his properly established maximum price in effect on April 7, 1946, or (2) the manufacturer's adjusted maximum less-than-carload price multiplied by 1.2 plus actual inbound freight charges.

(b) *Sales by retailers purchasing direct from manufacturers.* The maximum price for sales by any retailer of the commodities covered by this regulation purchasing direct from the manufacturer shall be his properly established maximum price to each class of purchaser in effect on April 7, 1946. However, on any item for which his acquisition cost is increased as a result of the increase permitted manufacturers under section 4, his maximum price for any item shall be the higher of the following: (1) his properly established maximum price in effect on April 7, 1946, or (2) the manufacturer's adjusted maximum less-than-carload price multiplied by 1.3 plus actual inbound freight charges.

(c) *Sales by retailers purchasing from persons other than the manufacturer.* The maximum price for sales by any retailer of the commodities covered by this regulation purchasing from persons other than the manufacturer shall be his properly established maximum price to each class of purchaser in effect on April 7, 1946. However, on any item for which his acquisition cost is increased as a result of the increase permitted manufacturers under section 4, his maximum price for any item shall be either his properly established maximum price in effect on April 8, 1946, or his supplier's properly established maximum price multiplied by 1.2 plus actual inbound freight charges whichever is higher.

(d) A person who sells a commodity covered by this regulation in assembly or combination with another commodity, as a part, component or subassembly thereof, shall not be deemed a "reseller" within the meaning of this section for his sales of the covered commodity in such assembly, and is not authorized by this section to reflect his increased cost of the covered commodity in his maximum price for the entire assembly or unit of which the covered commodity is a part.

SEC. 6. *Discounts, allowances and price differentials.* Every seller covered by this regulation shall extend discounts, allowances including transportation allowances and other price differentials at least as favorable as those in effect or those which would have been in effect to every class of purchaser on July 1, 1941.

SEC. 7. *Revision of maximum prices.* A maximum price established under this regulation may at any time be revised by order (not to apply retroactively) to make it consistent with the level of prices otherwise established by this regulation.

SEC. 8. *Notification to purchasers for resale—(a) By manufacturers.* Every manufacturer making sales of any commodity covered by this regulation shall at or before the first delivery on and after April 8, 1946, furnish to any purchaser, except an installer or an ultimate consumer, a written statement containing the information set forth below.

(1) A description of the commodity including the manufacturer's model or plate number, if any, and such additional information as may be necessary to identify the commodity on the manufacturer's pricing records and invoices to purchasers for resale.

(2) The manufacturer's maximum price both on car-load and less-than-carload basis and the terms and conditions fixed for sales to that class of purchaser.

(3) The section of the regulation under which the manufacturer's maximum price was established.

(4) Where approval of the manufacturer's maximum price by specific authorization of the Office of Price Administration is required, the date of such approval and the number of the specific order.

(b) *By wholesalers.* Every wholesaler shall on or before the first delivery after the effective date of this regulation furnish to any purchaser, except an ultimate consumer, a written statement containing the information set forth below.

(1) A description of the commodity.

(2) The wholesaler's maximum price and terms and conditions of sale fixed for sales to that class of purchaser.

(3) The section of the regulation under which the wholesaler's maximum price was established.

ARTICLE III—ADJUSTMENT PROVISIONS

SEC. 9. *Applications for adjustment.* The maximum prices for any seller of any commodity covered by this regulation may be adjusted as hereinafter provided.

(a) *Manufacturers.* (1) A small volume manufacturer as defined below may use as his new maximum prices those which are calculated under Supplementary Order No. 118, and general orders issued pursuant thereto if the maximum prices so calculated are higher than the maximum prices established under the provisions of this regulation.

A small volume manufacturer for the purposes of this paragraph is any manufacturer:

(i) Whose total net sales of products made by him in 1941 (not including sales on contracts or sub-contracts of any United States War Procurement Agency or of any Allied Government) did not exceed $200,000 or

(ii) Who cannot reasonably expect that his sales (not including sales on contracts or sub-contracts of any United States Procurement Agency or of any Allied Government) after giving consideration to all relevant factors, including the volume of his continuing war orders and the facilities, manpower, and materials available for his civilian business, will not be more than $200,000 in the twelve months following the date of his report under Supplementary Order No. 118.

(2) Any other manufacturer may apply for an individual adjustment under Revised Supplementary Order 119 if, after the increase authorized for his commodity by this regulation, his maximum price still continues eligible for adjustment in accordance with the provisions of Supplementary Order No. 119.

(b) *Resellers.* Any reseller may redetermine his maximum price for any commodity covered by this regulation and for which the manufacturer's maximum price has been adjusted by adding to his acquisition cost of such commodity the appropriate markup provided in this regulation.

SEC. 10. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery, but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may, however, be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to grant the authorization. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

ARTICLE IV—MISCELLANEOUS PROVISIONS

SEC. 11. *Transfer of business.* If the business, assets or stock-in-trade of any business are sold or otherwise transferred after the effective date of this regulation, and the transferee carries on the business, or continues to deal in the same type of commodities in an establishment separate from any other establishment previously owned or operated by him, the maximum prices of the transferee shall be the same as those to which his transferor would have been subject if no such transfer had taken place, and his obligation to keep records sufficient to verify such prices shall be the same. The transferor shall either preserve and make available, or turn over to the transferee all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the record provisions of this regulation.

SEC. 12. *Records and statements.* Every manufacturer making sales of any commodity covered by this regulation in an amount of $200 or more in any one calendar month must comply with the following provisions for keeping price records and for maintaining statements of maximum prices.

(a) *Records.* Each such manufacturer must preserve for examination by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, the following:

(1) All his records regarding his prices and pricing methods of commodities delivered or offered for delivery on July 1, 1941.

(2) Records relating to the prices he charged for such commodities as he sold after July 1, 1941, showing as precisely as possible the basis upon which he determined maximum prices for those commodities, including copies of his correspondence with the Office of Price Administration and the letters and orders he received from the Office of Price Administration relating to such maximum prices.

(3) Records relating to sales made after the effective date of this regulation of commodities covered by this regulation, showing for each such sale, the date thereof, the name and address of the purchaser, the description of the item, the quantity sold and the price charged.

(b) *Statements of maximum prices.* (1) Each such manufacturer must prepare and keep for examination by any person during ordinary business hours, a statement showing:

(i) His maximum prices to purchasers of each class of every commodity covered by this regulation which he sells or offers for sale.

(ii) An adequate description of each such commodity.

(iii) All of his customary allowances, discounts and other price differentials.

(2) The manufacturer must prepare this statement within 15 days of the date that his maximum price for a commodity is first established under this regulation. If he has previously prepared a statement of maximum prices under any other regulations superseded by this regulation as stated in section (c), and his maximum prices have not changed under this regulation, he need not prepare another statement. The manufacturer must also prepare an appropriate supplement to the statement within 10 days after any change in his maximum price is authorized by the Office of Price Administration.

(3) Any manufacturer who claims that substantial injury would result to him from making such statement available to any other person may file it with the appropriate field office of the Office of Price Administration. The information contained in such statement will not be published or disclosed unless it is determined that the withholding of such information is contrary to the purpose of this regulation.

SEC. 13. *Licensing.* The provisions of Licensing Order No. 1 licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more maximum price regulations. A person whose license is suspended may not, during the period of suspension, make any sales for which his license has been suspended.

SEC. 14. *Enforcement.* (a) Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

(b) If a manufacturer fails to keep the records required by this regulation or if such records are incorrect, or if he fails to report proposed maximum prices where required to do so, the Office of Price Administration may issue an order establishing maximum prices for his sales of commodities covered by this regulation which are consistent with the level of prices fixed by this regulation. The

issuance of any such order will not relieve the manufacturer of his obligations to comply with the reporting and record-keeping requirements of this regulation.

SEC. 15. *Petitions for amendment.* Any person seeking an amendment of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1. A petition for amendment must propose a change of general applicability in the regulation for the industry as a whole or a substantial portion thereof, or a change affecting all sellers in a given area, as distinguished from an application which seeks an individual price adjustment.

SEC. 16. *Federal and State taxes.* Any tax upon, or incident to, the sale or delivery of any of the commodities covered by this regulation, imposed by any statute of the United States or statute or ordinance of any state or subdivision thereof, shall be treated as follows in determining the seller's maximum price for such commodity and in preparing the records of such seller with respect thereto: If the statute or ordinance imposing such tax does not prohibit the seller from stating and collecting the tax separately from the purchase price, and the seller does separately state it, the seller may collect, in addition to the maximum price, the amount of the tax actually paid by him or an amount equal to the amount of tax paid by any prior vendor and separately stated and collected from the seller by the vendor from whom he purchased: *Provided, however,* That for the purpose of determining the applicable maximum price of any product covered by this regulation, the tax on the transportation of all property (excepting coal) imposed by section 620 of the Revenue Act of 1942 shall be treated as though it were an increase of 3 percent in the amount charged by every person engaged in the business of transporting property for hire. It shall not be treated as a tax for which a charge may be made in addition to the maximum price.

Effective date: This regulation shall become effective April 8, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5871; Filed, Apr. 8, 1946; 4:31 p. m.]

PART 1381—SOFTWOOD LUMBER

[RMPR 26, Amdt. 23]

DOUGLAS FIR AND OTHER WEST COAST LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 26 is amended in the following respects:

1. Section 10 is amended to read as follows:

SEC. 10. *Lumber produced in Canada.* The maximum prices for lumber produced in Canada, west of the crest of the Cascade Mountains, and imported into or resold in the United States are the maximum prices, f. o. b. mill, set forth in article V plus additions for transportation permitted in section 7: *Provided, however,* That the amount of such addition may not be greater than if the shipment had originated at Seattle, Wash.

2. In section 23, the base prices in table 1 are amended to read as follows:

	6' to 20'	6'	8'	10'	12'	14'	16' 18' 20'	Add. for dry except par. 185	Add. for sel. merch. par. 186	Add. for par. 185 dry only	Deduct for rough
1 x 2	$37.50	$37.50	$37.50	$37.50	$37.50	$39.00	$40.00	$4.00	$4.00	$8.00	$1.00
1 x 3	37.50	37.50	37.50	37.50	37.50	39.00	40.00	4.00	4.00	8.00	1.00
1 x 4	34.50	34.50	34.50	34.50	34.50	36.00	37.00	4.00	5.00	10.00	1.00
1 x 6	34.50	34.50	34.50	34.50	34.50	36.00	37.00	4.00	6.00	12.00	1.00
1 x 8	34.50	34.50	34.50	34.50	34.50	36.00	37.00	4.00	7.00	13.00	1.00
1 x 10	33.50	33.50	33.50	33.50	33.50	35.00	36.00	4.00	8.00	14.00	1.00
1 x 12	35.50	35.50	35.50	35.50	35.50	37.00	38.00	4.00			

3. In section 23, the undesignated note immediately below table 2 is amended to read: "Maximum prices for hemlock and all species of true fir in sizes priced in this table are the same as for Douglas fir."

4. In section 25, General Notes, the table in Note 3 is amended to read as follows:

Grade paragraphs	For paragraph 300	For paragraph 301	For paragraph 302
221, 223, 224, 251, 252	$1.00	$2.00	$5.00
284, 285	xxx	xxx	5.00
222, 289	xxx	xxx	4.00

This amendment shall become effective April 6, 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5783; Filed, Apr. 5, 1946; 4:23 p. m.]

PART 1365—HOUSEHOLD FURNITURE

[3d Rev. MPR 213,[1] Amdt. 2]

NEW COIL AND FLAT BEDSPRINGS AND METAL BEDS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Third Revised Maximum Price Regulation No. 213 is amended in the following respect:

1. Section 10 is amended to read as follows:

SEC. 10. *Retail price label.* (a) No person shall sell, offer to sell, or deliver, and no person shall receive delivery in the course of trade or business of any article covered by this regulation, except an article manufactured primarily for use in hospitals, unless there is securely attached to such article a durable tag containing in easily readable lettering the following:

O. P. A. has established a retail ceiling price of $_____ (insert correct figure) for this (insert "bedspring" or "metal bed"). Lower prices may be charged.

This tag may not be removed until after delivery to the consumer.

Every article delivered to a jobber or a retailer, except an article manufactured primarily for use in hospitals, after the effective date of this regulation must have the tag described above securely attached to it at all times while in his stock (including those in warehouses or storage).

(b) A manufacturer or jobber offering any article covered by this regulation, except an article manufactured primarily for use in hospitals, at a maximum price established by this regulation shall attach the tag described in paragraph (a) above to it. In most cases the person who must attach the tag will be the manufacturer but in those cases where articles are in the stock of jobbers or retailers, when this regulation becomes effective, they must attach the tag. As stated in paragraph (a) it shall be the responsibility of each jobber and retailer to see to it that a tag as described in paragraph (a) is attached to every bedspring and metal bed in his stock except those manufactured primarily for use in hospitals.

This amendment shall become effective on the 15th day of April 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5927; Filed, Apr. 9, 1946; 11:35 a. m.]

PART 1380—HOUSEHOLD AND SERVICE INDUSTRY MACHINES

[MPR 598, Amdt. 8]

POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respects:

1. Section 24, Appendix A, is amended by deleting from the table of retail prices the following makes and models of refrigerators:

Make	Brand	1946 model No.	First zone	Second zone	Third zone	Fourth zone
Servel Corporation	Electrolux	R-400	$149.95	$153.45	$155.95	$156.45
		R-600A	192.95	196.45	198.95	199.45
		R-600	274.95	278.45	280.95	281.45
		R-800A	269.95	273.45	275.95	276.45
		R-800	324.95	328.45	330.95	331.45
		N-603	284.95	287.95	290.45	291.95
		N-803	334.95	337.95	340.45	341.95
Westinghouse Electric and Mfg. Co.	Westinghouse	B-7-46	[1] 179.95			

2. The 2d Zone retail ceiling prices for all models of Frigidaire brand refrigerators manufactured by the General Motors Corporation are deleted from the table of retail ceiling prices.

3. The following makes and models of refrigerators to be inserted in alphabetical order are added to the table of retail ceiling prices:

Make	Brand	1946 modal No.	First zone	Second zone	Third zone	Fourth zone	Fifth zone
Borg Warner Corp.	Norge	N-466	[1] $140.75	[2] $143.75	[1] $145.75	[2] $145.75	[2] $149.75

Make	Brand	1946 model No.	First zone	Second zone	Third zone	Fourth zone
Bullock's	"Bullock's Snow Cro."	A-763-5	$157.95			
Servel, Inc.	Servel	R-400	149.95	$153.45	$155.95	$156.45
		R-600A	192.95	196.45	198.95	199.45
		R-600	274.95	278.45	280.95	281.45
		R-800A	269.95	273.45	275.95	276.45
		R-800	324.95	328.45	330.95	331.45
		N-603	284.95	287.95	290.45	291.95
		N-803	334.95	337.95	340.45	341.95
		R-803A	334.95	337.95	340.45	341.95
Westinghouse Electric Corp.	Westinghouse	B-7-46	[1] 179.95			
		AS-7-46	[1] 164.95			

[1] Zone 1 includes the 48 States and the District of Columbia.
[2] These prices are subject to an additional charge of $25.00 if at the request of the purchaser the refrigerator is sold equipped with an open type unit. Models so equipped do not include a storage bin. These prices are also subject to an additional charge of $2.50 for a refrigerator equipped with a left-hand door.
[3] These prices are subject to an additional charge of $5.00 for a refrigerator equipped with a left-hand door.

This amendment shall become effective on the 9th day of April 1946.

Issued this 9th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5930; Filed, Apr. 9, 1946; 11:36 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[2d Rev. MPR 183,[1] Amdt. 23]

MISCELLANEOUS COMMODITIES IN PUERTO RICO

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 183 is amended in the following respects:

1. A new paragraph (d) is added to Section 4.14 to read as follows:

(d) *Suspension of certain commodities from price control.* The provisions of this section are suspended for an indefinite period of time with respect to export sales of canned grapefruit sections, segments or pieces packed in Puerto Rico.

2. A new section 12.14 is added to read as follows:

SEC. 12.14 *Electric cooking stoves.*—(a) *Definitions.* When used in this section the term:

(1) "Unbranded" means any electric hotplate or stove that does not have any permanent identifying characteristic as to the manufacturer thereof, or for whom it was manufactured, affixed thereto by such manufacturer.

(b) *Maximum prices for unbranded electric hotplates or stoves.* The maximum prices for unbranded electric hotplates or stoves shall be as follows:

Description	At wholesale	At retail
Single burner hotplate or stove, with cord	*Each* $0.92	*Each* $1.25
Double burner hotplate or stove, with cord	1.87	2.40

(c) *Tagging.* (1) No person may sell at wholesale any article covered by this section unless there is attached to the article a tag or label containing the OPA retail ceiling price.

(2) No person may sell at retail any article covered by this section unless there is attached to the article a tag or label provided by the wholesaler in accordance with paragraph (a) of this section. Such tag or label may not be removed until after the article is delivered to the consumer.

This amendment shall become effective April 15, 1946.

Issued this 9th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5924; Filed, Apr. 9, 1946; 11:35 a. m.]

PART 1363—FEEDINGSTUFFS

[RMPR 74, Amdt. 8]

ANIMAL PRODUCT FEEDINGSTUFFS

A statement of the consideration involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 74 is amended in the following respects:

1. Section 4 (c) is added to read as follows:

(c) Any person owning domestic or imported dry rendered tankage may have the fat extracted on a custom service basis and sell the fat and the dry rendered tankage at their respective lawful maximum prices. If the person who performs the extraction service is also the purchaser of either the fat or the dry rendered tankage or both he must deduct from the appropriate maximum price for such product or products his maximum lawful charge for the extraction service.

2. Section 5 (c) is added to read as follows:

(c) Any person owning domestic or imported wet rendered tankage may have the fat extracted on a custom service basis and sell the fat and the wet rendered tankage at their respective lawful maximum prices. If the person who performs the extraction service is also the purchaser of either the fat or the wet rendered tankage or both he must deduct from the appropriate maximum price for such product or products his maximum lawful charge for the extraction service.

This amendment shall become effective April 15, 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: March 29, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5923; Filed, Apr. 9, 1946; 11:34 a. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 22]

DEFLUORINATED PHOSPHATE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1.5 (a) *Sales by processors* (1) is amended to read as follows:

(1) The maximum price for all sales and deliveries by processors of defluorinated phosphate packed in 100 pound paper bags f. o. b. processor's plant shall be $35.73 per net ton.

This amendment shall become effective April 15, 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5925; Filed, Apr. 9, 1946; 11:35 a. m.]

[1] 10 F.R. 7635, 8933, 9223, 9227, 10224, 10976, 11666, 11811, 12555, 12744, 12745, 12961, 13230, 14247, 15173; 11 F.R. 608, 799, 1101, 1406.

[1] 11 F.R. 394.

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 394,[1] Amdt. 21]

RETAIL CEILING PRICES FOR KOSHER BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 394 is amended in the following respects:

1. In section 19 (a) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(a) Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 1 for kosher retailers.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]
II. KOSHER VEAL					
1. Breast (bone-in)	27	26	24	22	18
2. Shoulder (square-cut) (bone-in)	36	35	32	30	24
3. Shoulder chops or roast (bone-in) (also arm and blade)	43	42	40	37	30
4. Shoulder clod (boneless) (also square cut shoulder)	65	64	60	55	45
5. Shank (bone-in)	38	26	24	22	18
6. Shank (boneless)	38	37	34	31	25
7. Rib chops or roast	49	48	44	41	33
8. Neck (bone-in)	27	26	24	22	18
9. Neck (boneless)	38	37	34	31	25
10. Patties (ground veal)	41	41	41	41	41
11. Wholesale cuts: A. Forequarters	25	24	22	21	17

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	57	54	50	46	27	24	21
2. Yoke, rattle or triangle (bone-in)	33	32	31	29	17	15	14
3. Breast and shank (bone-in)	25	23	22	20	12	11	10
4. Square cut chuck (bone-in)	41	42	38	35	22	19	16
5. Shoulder chops, blade or arm chops	49	47	44	40	24	21	19
6. Neck (bone-in)	28	27	25	23	14	13	11
7. Neck (boneless)	39	39	39	39	30	30	30
8. Patties (ground meat) including boneless breast and shank	39	39	39	39	30	30	30
9. Wholesale cuts:							
A. Forequarters	27	26	24	22	14	12	11
B. Bracelet—whole	31	30	27	23	17	15	13
C. Chuck—whole	26	24	24	22	13	12	10

2. In section 19 (b) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(b) Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 2 for kosher retailers.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or commercial	C or utility	D[1]
II. KOSHER VEAL					
1. Breast (bone-in)	25	24	23	21	17
2. Shoulder (square-cut) (bone-in)	34	33	31	28	23
3. Shoulder chops or roast (bone-in) (also arm and blade)	41	40	38	35	29
4. Shoulder clod (boneless) (also square cut shoulder)	63	62	58	53	43
5. Shank (bone-in)	25	24	23	21	17
6. Shank (boneless)	36	35	32	30	24
7. Rib chops or roast	47	46	43	39	31
8. Neck (bone-in)	25	24	23	21	17
9. Neck (boneless)	36	35	32	30	24
10. Patties (ground veal)	39	39	39	39	39
11. Wholesale cuts: A. Forequarters	24	23	21	19	16

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	55	52	48	44	25	22	19
2. Yoke, rattle or triangle (bone-in)	31	30	30	28	15	13	12
3. Breast and shank (bone-in)	23	21	20	18	11	9	8
4. Square cut chuck (bone-in)	42	40	36	33	20	17	14
5. Shoulder chops, blade or arm chops	48	45	42	38	22	19	17
6. Neck (bone-in)	26	25	23	21	12	11	9
7. Neck (boneless)	37	37	37	37	28	28	28
8. Patties (ground meat) including boneless breast and shank	37	37	37	37	28	28	28
9. Wholesale cuts:							
A. Forequarters	26	24	23	21	12	11	9
B. Bracelet—whole	30	28	26	22	15	14	11
C. Chuck—whole	24	23	22	21	11	10	9

3. In section 19 (c) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(c) Retail ceiling prices for kosher beef, veal, lamb and mutton, fresh and cured, Zone 3 for kosher retailers.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]
II. KOSHER VEAL					
1. Breast (bone-in)	24	23	21	20	16
2. Shoulder (square-cut) (bone-in)	33	32	29	27	21
3. Shoulder chops or roast (bone-in) (also arm and blade)	40	39	37	34	27
4. Shoulder clod (boneless) (also square cut shoulder)	62	61	57	52	42
5. Shank (bone-in)	24	23	21	20	16
6. Shank (boneless)	35	34	31	29	23
7. Rib chops or roast	46	45	41	38	30
8. Neck (bone-in)	24	23	21	20	16
9. Neck (boneless)	35	34	31	29	23
10. Patties (ground veal)	38	38	38	38	38
11. Wholesale cuts: A. Forequarters	23	22	20	19	15

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	55	52	48	44	25	22	19
2. Yoke, rattle or triangle (bone-in)	31	30	30	28	15	13	12
3. Breast and shank (bone-in)	23	21	20	18	11	9	8
4. Square cut chuck (bone-in)	42	40	36	33	20	17	14
5. Shoulder chops, blade or arm chops	48	45	42	38	22	19	17
6. Neck (bone-in)	26	25	23	21	12	11	9
7. Neck (boneless)	37	37	37	37	28	28	28
8. Patties (ground meat) including boneless breast and shank	37	37	37	37	28	28	28
9. Wholesale cuts:							
A. Forequarters	26	24	23	21	12	11	9
B. Bracelet—whole	30	28	26	22	15	14	11
C. Chuck—whole	24	23	22	21	11	10	9

4. In section 19 (d) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(d) Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 4 for kosher retailers.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]
II. KOSHER VEAL					
1. Breast (bone-in)	23	22	21	19	15
2. Shoulder (square-cut) (bone-in)	32	31	29	26	21
3. Shoulder chops or roast (bone-in) (also arm and blade)	39	38	35	33	27

(g) Retail ceiling prices for kosher beef, veal, lamb and mutton, fresh and cured, Zone 7 for kosher retailers.

[Cents per pound]

Cuts of meat	Grade					Lamb (grade)					Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
II. KOSHER VEAL													
1. Breast (bone-in)	24	24	22	20	16	56	53	50	45	27	24	20	20
2. Shoulder (square cut) (bone-in)	33	32	30	27	22	32	31	31	29	16	15	13	13
3. Shoulder chops or roast (bone-in) (also arm and blade)	41	40	37	34	28	24	23	21	19	12	10	9	9
4. Shoulder clod (boneless) (also square cut shoulder)	63	61	57	52	42	43	41	38	34	21	18	16	16
5. Shank (bone-in)	24	24	22	20	16	49	46	43	39	23	20	18	18
6. Shank (boneless)	35	34	31	29	23	36	36	36	33	20	17	15	15
7. Rib chops or roast	46	45	41	38	30	38	38	38	38	29	29	29	29
8. Neck (bone-in)	24	23	21	20	16								
9. Neck (boneless)	35	34	31	29	23								
10. Patties (ground veal)	38	38	38	38	38								
11. Wholesale cuts: A. Forequarters	23	22	20	19	15								

7. In section 19 (g) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(f) Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 6 for kosher retailers.

[Cents per pound]

Cuts of meat	Grade					Lamb (grade)					Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
II. KOSHER VEAL													
1. Breast (bone-in)	24	23	21	20	16	56	53	49	45	26	23	20	20
2. Shoulder (square cut) (bone-in)	33	32	29	27	21	32	31	31	30	16	14	13	13
3. Shoulder chops or roast (bone-in) (also arm and blade)	40	39	37	34	27	24	22	21	19	11	10	9	9
4. Shoulder clod (boneless) (also square cut shoulder)	62	61	57	52	42	43	40	37	33	20	18	15	15
5. Shank (bone-in)	24	24	23	21	16	48	46	42	38	23	20	17	17
6. Shank (boneless)	35	34	33	30	23	36	36	36	33	20	17	15	15
7. Rib chops or roast	46	45	41	38	30	38	38	38	38	29	29	29	29
8. Neck (bone-in)	24	23	21	20	16								
9. Neck (boneless)	35	34	31	29	23								
10. Patties (ground veal)	38	38	38	38	38								
11. Wholesale cuts: A. Forequarters	23	22	20	19	15								

6. In section 19 (f) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(e) Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 5 for kosher retailers.

[Cents per pound]

Cuts of meat	Grade					Lamb (grade)					Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
II. KOSHER VEAL													
1. Breast (bone-in)	23	23	21	19	15	52	49	46	41	26	23	20	20
2. Shoulder Square cut (bone-in)	32	32	29	26	21	31	30	28	25	14	12	12	12
3. Shoulder chops or roast (bone-in) (also arm and blade)	40	39	36	34	27	22	20	19	11	10	8	8	8
4. Shoulder clod (boneless) (also square cut shoulder)	62	60	56	52	42	43	40	37	33	20	17	15	15
5. Shank (bone-in)	23	21	19	18	15	45	42	38	34	22	20	17	17
6. Shank (boneless)	34	33	31	28	22	28	28	28	28	11	10	10	10
7. Rib chops or roast	45	44	41	37	29	37	37	37	37	28	28	28	28
8. Neck (bone-in)	23	21	19	18	15								
9. Neck (boneless)	34	33	31	28	22								
10. Patties (ground veal)	37	37	37	37	37								
11. Wholesale cuts: A. Forequarters	22	22	21	18	15								

5. In section 19 (e) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(d) Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 4 for kosher retailers—Con.

[Cents per pound]

Cuts of meat	Grades					Lamb (grade)					Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
II. KOSHER VEAL—continued													
4. Shoulder clod (boneless) (also square cut shoulder)	61	60	56	51	41	55	52	48	44	25	22	19	19
5. Shank (bone-in)	23	22	21	19	15	31	30	30	28	15	13	12	12
6. Shank (boneless)	34	33	30	28	22	23	21	20	18	11	9	8	8
7. Rib chops or roast	45	44	41	37	29	42	40	36	33	20	17	14	14
8. Neck (bone-in)	23	22	21	19	15	26	25	23	21	12	11	9	9
9. Neck (boneless)	34	33	30	28	22	37	37	37	37	28	28	28	28
10. Patties (ground veal)	37	37	37	37	37								
11. Wholesale cuts: A. Forequarters	22	22	21	18	14								

5. In section 19 (e) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(d) Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 4 for kosher retailers.

[Cents per pound]

Cuts of meat	Grade					Lamb (grade)					Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
II. KOSHER VEAL													
1. Breast (bone-in)	23	22	21	19	15	52	48	44	37	23	22	19	19
2. Shoulder (square-cut) (bone-in)	32	31	29	26	21	30	30	28	25	15	13	12	12
3. Shoulder chops or roast (bone-in) (also arm and blade)	39	38	35	33	27	23	21	20	18	11	9	8	8
4. Square cut chuck (bone-in)	42	40	36	33	20	17	14						
5. Shoulder chops, blade or arm chops	48	45	42	38	22	19	17						
6. Neck (bone-in)	26	25	23	21	12	11	9						
7. Neck (boneless)	37	37	37	37	28	28	28						
8. Patties (ground meat) including boneless breast and shank	37	37	37	37	28	28	28						
9. Wholesale cuts:													
A. Forequarters	26	24	23	21	12	11	9						
B. Bracelet—whole	30	28	26	22	15	14	11						
C. Chuck—whole	24	23	22	21	11	10	9						

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	55	52	48	44	23	22	19
2. Yoke, rattle, or triangle (bone-in)	31	30	30	28	15	13	12
3. Breast and shank (bone-in)	23	21	20	18	11	9	8
4. Square cut chuck (bone-in)	42	40	36	33	20	17	14
5. Shoulder chops, blade or arm chops	48	45	42	38	22	19	17
6. Neck (bone-in)	26	25	23	21	12	11	9
7. Neck (boneless)	37	37	37	37	28	28	28
8. Patties (ground meat) including boneless breast and shank	37	37	37	37	28	28	28
9. Wholesale cuts:							
A. Forequarters	26	24	23	21	12	11	9
B. Bracelet—whole	30	28	26	22	15	14	11
C. Chuck—whole	24	23	22	21	11	10	9

6. In section 19 (f) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(e) Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 5 for kosher retailers.

[Cents per pound]

Cuts of meat	Grade					Lamb (grade)					Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
I. KOSHER VEAL													
1. Breast (bone-in)	23	23	21	19	15	52	49	46	41	26	23	20	20
2. Shoulder Square cut (bone-in)	32	32	29	26	21	31	30	28	25	14	12	12	12
3. Shoulder chops or roast (bone-in) (also arm and blade)	40	39	36	34	27	22	20	19	11	10	8	8	8
4. Shoulder clod (boneless) (also square cut shoulder)	62	60	56	52	42	43	40	37	33	20	17	15	15
5. Shank (bone-in)	23	21	19	18	15	45	42	38	34	22	20	17	17
6. Shank (boneless)	34	33	31	28	22	28	28	28	28	11	10	10	10
7. Rib chops or roast	45	44	41	37	29	37	37	37	37	28	28	28	28
8. Neck (bone-in)	23	21	19	18	15								
9. Neck (boneless)	34	33	31	28	22								
10. Patties (ground veal)	37	37	37	37	37								
11. Wholesale cuts: A. Forequarters	22	22	21	18	15								

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	56	53	49	45	26	23	20
2. Yoke, rattle, or triangle (bone-in)	32	31	31	29	16	15	13
3. Breast and shank (bone-in)	24	23	21	19	12	10	9
4. Square cut chuck (bone-in)	43	41	38	34	21	18	16
5. Shoulder chops, blade or arm chops	49	46	43	39	23	20	18
6. Neck (bone-in)	28	26	24	22	13	12	10
7. Neck (boneless)	38	38	38	38	29	29	29
8. Patties (ground meat) including boneless breast and shank	38	38	38	38	29	29	29
9. Wholesale cuts:							
A. Forequarters	27	25	24	22	13	12	10
B. Bracelet—whole	31	29	26	23	16	14	12
C. Chuck—whole	25	24	23	22	12	11	10

8. In section 19 (h) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(h) Retail ceiling prices for kosher beef, veal, lamb, and mutton, fresh and cured, Zone 8 South for kosher retailers.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]
II. KOSHER VEAL					
1. Breast (bone-in)	25	24	22	20	16
2. Shoulder (square cut) (bone-in)	34	33	30	28	22
3. Shoulder chops or roast (bone-in) (also arm and blade)	41	40	38	35	28
4. Shoulder clod (boneless) (also square cut shoulder)	63	62	58	53	43
5. Shank (bone-in)	25	24	22	20	16
6. Shank (boneless)	36	35	32	29	23
7. Rib chops or roast	47	46	42	39	31
8. Neck (bone-in)	25	24	22	20	16
9. Neck (boneless)	36	35	32	29	23
10. Patties (ground veal)	39	39	39	39	39
11. Wholesale cuts: A. Forequarters	23	23	21	19	15

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	57	54	50	46	27	24	21
2. Yoke, rattle, or triangle (bone-in)	33	32	31	29	17	15	13
3. Breast and shank (bone-in)	24	23	22	20	12	11	10
4. Square cut chuck (bone-in)	44	41	38	34	21	19	16
5. Shoulder chops, blade or arm chops	49	46	43	40	24	21	18
6. Neck (bone-in)	28	27	25	23	14	12	11
7. Neck (boneless)	39	39	39	39	30	30	30
8. Patties (ground meat) including boneless breast and shank	39	39	39	39	30	30	30
9. Wholesale cuts:							
A. Forequarters	27	26	24	22	13	12	10
B. Bracelet, whole	31	30	27	25	16	15	12
C. Chuck, whole	25	24	23	22	12	11	10

9. In section 19 (i) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(i) Retail ceiling prices for kosher beef, veal, lamb and mutton, fresh and cured, Zone 8 North for kosher retailers.

[Cents per pound]

Cuts of meat	Grade				
	AA or choice	A or good	B or commercial	C or utility	D[1]
II. KOSHER VEAL					
1. Breast (bone-in)	25	24	22	20	16
2. Shoulder (square cut) (bone-in)	34	33	30	28	22
3. Shoulder chops or roast (bone-in) (also arm and blade)	41	40	38	35	28
4. Shoulder clod (boneless) (also square-cut shoulder)	63	62	58	53	43
5. Shank (bone-in)	25	24	22	20	16
6. Shank (boneless)	36	35	32	29	23
7. Rib chops or roast	47	46	42	39	31
8. Neck (bone-in)	25	24	22	20	16
9. Neck (boneless)	36	35	32	29	23
10. Patties (ground veal)	39	39	39	39	39
11. Wholesale cuts: A. Forequarters	23	23	21	19	15

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	57	54	50	46	27	24	21
2. Yoke rattle, or triangle (bone-in)	33	32	31	29	17	15	14
3. Breast and shank (bone-in)	25	23	22	20	12	11	10
4. Square cut chuck (bone-in)	44	42	38	35	22	19	16
5. Shoulder chops, blade or arm chops	49	47	43	40	24	21	19
6. Neck (bone-in)	28	27	25	23	14	13	11
7. Neck (boneless)	39	39	39	39	30	30	30
8. Patties (ground meat) including boneless breast and shank	39	39	39	39	30	30	30
9. Wholesale cuts:							
A. Forequarters	27	26	24	22	14	12	11
B. Bracelet, whole	31	30	27	25	17	15	13
C. Chuck, whole	26	24	24	22	13	12	10

10. In section 19 (j) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(j) Retail ceiling prices for kosher beef, veal, lamb and mutton, fresh and cured, Zone 9 South for kosher retailers.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]
II. KOSHER VEAL					
1. Breast (bone-in)	25	24	23	21	17
2. Shoulder square cut (bone-in)	34	33	31	28	23
3. Shoulder chops or roast (bone-in) (also arm and blade)	41	40	38	35	29
4. Shoulder clod (boneless) (also square cut shoulder)	63	62	58	53	43
5. Shank (bone-in)	25	24	23	21	17
6. Shank (boneless)	36	35	32	30	24
7. Rib chops or roast	47	46	43	39	31
8. Neck (bone-in)	25	24	23	21	17
9. Neck (boneless)	36	35	32	30	24
10. Patties (ground veal)	39	39	39	39	39
11. Wholesale cuts: A. Forequarters	24	23	21	19	16

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	57	54	50	46	27	24	21
2. Yoke, rattle, or triangle (bone-in)	33	32	31	29	17	15	14
3. Breast and shank (bone-in)	25	23	22	20	12	11	10
4. Square cut chuck (bone-in)	44	42	38	35	22	19	16
5. Shoulder chops, blade or arm chops	49	47	44	40	24	21	19
6. Neck (bone-in)	28	27	25	23	14	13	11
7. Neck (boneless)	39	39	39	39	30	30	30
8. Patties (ground meat) (including boneless breast and shank)	39	39	39	39	30	30	30
9. Wholesale cuts:							
A. Forequarters	27	26	24	22	14	12	11
B. Bracelet—whole	31	30	27	25	17	15	13
C. Chuck—whole	26	24	24	22	13	12	10

11. In section 19 (k) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(k) Retail ceiling prices for kosher beef, veal, lamb and mutton, fresh and cured, Zone 9 North for kosher retailers.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]
II. KOSHER VEAL					
1. Breast (bone-in)	27	27	25	23	19
2. Shoulder (square cut) (bone-in)	36	36	33	30	25
3. Shoulder chops or roast (bone-in) (also arm and blade)	44	43	40	38	31
4. Shoulder clod (boneless) (also square cut shoulder)	66	64	61	56	46
5. Shank (bone-in)	27	27	25	23	19
6. Shank (boneless)	39	38	35	32	26
7. Rib chops or roast	50	49	45	41	34
8. Neck (bone-in)	27	27	25	23	19
9. Neck (boneless)	39	38	35	32	26
10. Patties (ground veal)	41	41	41	41	41
11. Wholesale cuts: A. Forequarters	24	24	22	20	16

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	58	55	51	47	28	25	22
2. Yoke, rattle, or triangle (bone-in)	34	33	32	30	18	16	15
3. Breast and shank (bone-in)	25	24	23	21	13	12	11
4. Square cut chuck (bone-in)	45	42	39	35	22	20	17
5. Shoulder chops, blade or arm chops	50	48	44	41	25	22	19
6. Neck (bone-in)	29	28	26	24	15	13	12
7. Neck (boneless)	40	40	40	40	31	31	31
8. Patties (ground meat) including boneless breast and shank	40	40	40	40	31	31	31
9. Wholesale cuts:							
A. Forequarters	28	26	25	23	14	13	11
B. Bracelet—whole	32	30	28	24	17	16	13
C. Chuck—whole	26	25	24	23	13	12	11

12. In section 19 (l) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(l) Retail ceiling prices for kosher beef, veal, lamb and mutton, fresh and cured, Zone 10 for kosher retailers.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]
II. KOSHER VEAL					
1. Breast (bone-in)	25	25	23	21	17
2. Shoulder (square cut) (bone-in)	34	34	31	28	23
3. Shoulder chops or roast (bone-in) (also arm and blade)	42	41	38	36	29
4. Shoulder clod (boneless) (also square cut shoulder)	64	62	59	54	44
5. Shank (bone-in)	25	25	23	21	17
6. Shank (boneless)	37	36	33	30	24
7. Rib chops or roast	48	47	43	39	32
8. Neck (bone-in)	25	25	23	21	17
9. Neck (boneless)	37	36	33	30	24
10. Patties (ground veal)	39	39	39	39	39
11. Wholesale cuts: A. Forequarters	24	23	21	20	16

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	58	54	51	46	28	24	21
2. Yoke, rattle, or triangle (bone-in)	33	32	30	29	17	15	13
3. Breast and shank (bone-in)	24	23	22	20	12	11	10
4. Square cut chuck (bone-in)	44	41	38	34	21	19	16
5. Shoulder chops, blade or arm chops	49	46	43	40	24	21	18
6. Neck (bone-in)	28	27	25	23	15	13	12
7. Neck (boneless)	39	39	39	39	30	30	30
8. Patties (ground meat) including boneless breast and shank	39	39	39	39	30	30	30
9. Wholesale cuts:							
A. Forequarters	28	26	24	22	14	12	10
B. Bracelet, whole	31	30	27	25	16	15	12
C. Chuck, whole	25	24	23	22	12	11	10

13. In section 23 (a) the table of prices is amended to read as follows:

(a) Retail ceiling prices for kosher sausage.

FRANKFURTERS

[Price per pound]

	Zones											
	I	II	III	IV	IV–A	V	VI	VII	VIII	IX.n	IX.s	X
sc	56	55	51	51	50	49	49	49	50	52	51	51
ac	52	51	47	47	45	45	45	45	46	48	47	46
BOLOGNA AND KNACKWURST												
nc	49	47	41	44	42	41	41	42	43	45	43	43
ac	47	46	43	43	41	40	40	41	41	44	42	42
SALAMI—SOFT												
ac	51	51	48	48	47	47	47	47	47	50	48	48
SALAMI—MEDIUM OR HARD (SOLD WEIGHT SHOULD NOT EXCEED 80 PERCENT OF THE PURCHASED WEIGHT)												
ac	71	71	68	68	67	67	67	67	67	70	68	68

14. In section 24 (a) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(a) Retail Ceiling Prices on Specially Authorized Sales to Kosher Eating Places or Other Kosher Retailers—Zone I.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]
II. KOSHER VEAL					
1. Breast (bone-in)	21	20	19	17	15
2. Shoulder (square - cut) (bone-in)	27	26	25	23	19
3. Shoulder chops or roast (bone-in) (also arm and blade)	33	33	30	28	23
4. Shoulder clod (boneless) (also square cut shoulder)	50	48	45	41	33
5. Shank (bone-in)	21	20	19	17	15
6. Shank (boneless)	28	28	26	24	19
7. Rib chops or roast	37	36	33	31	25
8. Neck (bone-in)	21	20	19	17	15
9. Neck (boneless)	28	28	26	24	19
10. Patties (ground veal)	35	35	35	35	35
11. Wholesale cuts [Note—May not be sold to other retailers]: A. Forequarters	23	22	21	19	16

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	42	40	37	34	20	18	16
2. Yoke, rattle or triangle (bone-in)	25	24	24	22	13	12	11
3. Breast and shank (bone-in)	19	18	17	15	10	9	8
4. Square cut chuck (bone-in)	31	30	27	25	16	14	12
5. Shoulder chops, blade or arm chops	36	34	32	29	18	16	14
6. Neck (bone-in)	21	20	19	18	11	10	9
7. Neck (boneless)	29	29	29	29	23	23	23
8. Patties (ground meat) including boneless breast and shank	29	29	29	29	23	23	23
9. Wholesale cuts [Note—May not be sold to other retailers]:							
A. Forequarters	25	24	22	20	13	11	10
B. Bracelet—whole	29	28	25	21	15	14	12
C. Chuck—whole	24	23	22	20	12	11	10

15. In section 24 (b) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(b) Retail Ceiling Prices on Specially Authorized Sales to Kosher Eating Places or Other Kosher Retailers—Zone II.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D[1]
II KOSHER VEAL					
1. Breast (bone in)	19	18	17	16	13
2. Shoulder (square cut) (bone in)	25	25	23	21	17
3. Shoulder chops or roast (bone in) (also arm and blade)	32	31	29	26	21
4. Shoulder clod (boneless) (also square cut shoulder)	49	47	44	39	31
5. Shank (bone in)	19	18	17	16	13
6. Shank (boneless)	27	26	24	22	18
7. Rib chops or roast	35	34	32	29	23
8. Neck (bone in)	19	18	17	16	13
9. Neck (boneless)	27	26	24	22	18
10. Patties (ground veal)	33	33	33	33	33
11. Wholesale cuts [Note—May not be sold to other retailers]: A Forequarters	22	21	20	18	15

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	40	38	35	32	18	16	14
2. Yoke, rattle or triangle (bone in)	23	22	22	20	11	10	9
3. Breast and shank (bone in)	17	16	15	13	8	7	6
4. Square cut chuck (bone in)	30	28	25	24	14	12	10
5. Shoulder chops, blade or arm chops	34	33	30	27	16	14	12
6. Neck (bone in)	19	18	17	16	9	8	7
7. Neck (boneless)	27	27	27	27	21	21	21
8. Patties (ground meat) including boneless breast and shanks	27	27	27	27	21	21	21
9. Wholesale cuts: [Note—May not be sold to other retailers.]							
A. Forequarters	24	22	21	19	11	10	8
B. Bracelet—whole	27	26	23	20	14	12	10
C. Chuck—whole	22	21	20	19	10	9	8

16. In section 24 (c) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(c) Retail Ceiling Prices on Specially Authorized Sales to Kosher Eating Places or Other Kosher Retailers—Zone III.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
II. KOSHER VEAL					
1. Breast (bone-in)	18	17	16	15	12
2. Shoulder (square cut) (bone-in)	24	24	22	20	16
3. Shoulder chops or roast (bone-in) (also arm and blade)	31	30	27	25	20
4. Shoulder clod (boneless) (also square cut shoulder)	47	46	42	38	30
5. Shank (bone-in)	18	17	16	15	12
6. Shank (boneless)	26	25	23	21	17
7. Rib chops or roast	34	33	30	28	22
8. Neck (bone-in)	18	17	16	15	12
9. Neck (boneless)	26	25	23	21	17
10. Patties (ground veal)	32	32	32	32	32
11. Wholesale cuts [Note—May not be sold to other retailers]: A. Forequarters	21	20	19	17	14

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	40	38	35	32	18	16	14
2. Yoke, rattle or triangle (bone-in)	23	22	22	20	11	10	9
3. Breast and shank (bone-in)	17	16	15	13	8	7	6
4. Square cut chuck (bone-in)	30	28	25	24	14	12	10
5. Shoulder chops, blade or arm chops	34	33	30	27	16	14	12
6. Neck (bone-in)	19	18	17	16	9	8	7
7. Neck (boneless)	27	27	27	27	21	21	21
8. Patties (ground meat) including boneless breast and shank	27	27	27	27	21	21	21
9. Wholesale cuts [Note—May not be sold to other retailers]:							
A. Forequarters	24	22	21	19	11	10	8
B. Bracelet—whole	27	26	23	20	14	12	10
C. Chuck—whole	22	21	20	19	10	9	8

17. In section 24 (d) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(d) Retail Ceiling Prices on Specially Authorized Sales to Kosher Eating Places or Other Kosher Retailers—Zone IV.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
II. KOSHER VEAL					
1. Breast (bone-in)	17	16	15	14	11
2. Shoulder (square-cut) (bone-in)	23	23	21	19	15
3. Shoulder chops or roast (bone-in) (also arm and blade)	30	29	27	24	19
4. Shoulder clod (boneless) (also square cut shoulder)	47	45	42	37	29
5. Shank (bone-in)	17	16	15	14	11
6. Shank (boneless)	25	24	22	20	16
7. Rib chops or roasts	33	32	30	27	21
8. Neck (bone-in)	17	16	15	14	11
9. Neck (boneless)	25	24	22	20	16
10. Patties (ground veal)	31	31	31	31	31
11. Wholesale cuts [Note—May not be sold to other retailers]: A. Forequarters	20	20	18	16	13

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	40	38	35	32	18	16	14
2. Yoke, rattle or triangle (bone-in)	23	22	22	20	11	10	9
3. Breast and shank (bone-in)	17	16	15	13	8	7	6
4. Square cut chuck (bone-in)	30	28	25	24	14	12	10
5. Shoulder chops, blade or arm chops	34	33	30	27	16	14	12
6. Neck (bone-in)	19	18	17	16	9	8	7
7. Neck (boneless)	27	27	27	27	21	21	21
8. Patties (ground meat) including boneless breast and shank	27	27	27	27	21	21	21
9. Wholesale cuts [Note—may not be sold to other retailers]:							
A. Forequarters	24	22	21	19	11	10	8
B. Bracelet, whole	27	26	23	20	14	12	10
C. Chuck—whole	22	21	20	19	10	9	8

18. In section 24 (e) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(e) Retail Ceiling Prices on Specially Authorized Sales to Kosher Eating Places or Other Kosher Retailers—Zone V.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
II. KOSHER VEAL					
1. Breast (bone-in)	17	17	16	14	11
2. Shoulder square cut (bone-in)	24	23	21	20	16
3. Shoulder chops or roast (bone-in) (also arm and blade)	30	29	27	25	20
4. Shoulder clod (boneless) (also square cut shoulder)	47	45	42	38	30
5. Shank (bone-in)	17	17	16	14	11
6. Shank (boneless)	25	25	23	21	16
7. Rib chops or roast	33	33	30	27	22
8. Neck (bone-in)	17	17	16	14	11
9. Neck (boneless)	25	25	23	21	16
10. Patties (ground veal)	31	31	31	31	31
11. Wholesale cuts [Note—May not be sold to other retailers] A. Forequarters	20	20	18	17	13

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	40	38	35	32	19	17	14
2. Yoke, rattle or triangle (bone-in)	23	23	22	21	11	10	9
3. Breast and shank (bone-in)	17	16	15	14	8	7	6
4. Square cut chuck (bone-in)	30	28	26	24	14	12	10
5. Shoulder chops, blade or arm chops	35	33	31	28	16	14	12
6. Neck (bone-in)	20	19	17	16	10	8	7
7. Neck (boneless)	27	27	27	27	21	21	21
8. Patties (ground meat) including boneless breast and shank	27	27	27	27	21	21	21
9. Wholesale cuts: [Note—May not be sold to other retailers.]							
A. Forequarters	24	23	21	19	11	10	9
B. Bracelet—whole	28	26	24	20	14	13	11
C. Chuck—whole	22	21	21	19	11	10	8

19. In section 24 (f) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" amended to read as follows:

(f) Retail Ceiling Prices on Specially Authorized Sales to Kosher Eating Places or Other Kosher Retailers—Zone VI.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
II. KOSHER VEAL					
1. Breast (bone-in)	18	17	16	15	12
2. Shoulder (square-cut) (bone-in)	24	24	22	20	16
3. Shoulder chops or roast (bone-in) (also arm and blade)	31	30	27	25	20
4. Shoulder clod (boneless) (also square cut shoulder)	47	46	42	38	30
5. Shank (bone-in)	18	17	16	15	12
6. Shank (boneless)	26	25	23	21	17
7. Rib chops or roast	34	33	30	28	22
8. Neck (bone-in)	18	17	16	15	12
9. Neck (boneless)	26	25	23	21	17
10. Patties (ground veal)	32	32	32	32	32
11. Wholesale cuts: [Note—May not be sold to other retailers]: A. Forequarters	21	20	19	17	14

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	41	38	36	33	19	17	15
2. Yoke, rattle or triangle (bone-in)	24	23	22	21	12	11	10
3. Breast and shank (bone-in)	18	17	16	14	9	8	7
4. Square cut chuck (bone-in)	30	28	26	24	15	13	11
5. Shoulder chops, blade and arm chops	35	33	31	28	17	15	13
6. Neck (bone-in)	20	19	18	16	10	9	8
7. Neck (boneless)	28	28	28	28	22	22	22
8. Patties (ground meat) including boneless breast and shank	28	28	28	28	22	22	22
9. Wholesale cuts: [Note—May not be sold to other retailers.]							
A. Forequarters	24	23	21	20	12	10	9
B. Bracelet—whole	28	27	24	21	15	13	11
C. Chuck—whole	23	22	21	20	11	10	9

20. In section 24 (g) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(g) Retail ceiling prices on specially authorized sales to kosher eating places or other kosher retailers—Zone VII.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
II. KOSHER VEAL					
1. Breast (bone-in)	18	18	16	15	12
2. Shoulder (square-cut) (bone-in)	25	24	22	20	16
3. Shoulder chops or roast (bone-in) (also arm and blade)	31	30	28	25	20
4. Shoulder clod (boneless) (also square cut shoulder)	48	46	43	39	31
5. Shank (bone-in)	18	18	16	15	12
6. Shank (boneless)	26	25	23	21	17
7. Rib chops or roast	34	33	31	28	23
8. Neck (bone-in)	18	18	16	15	12
9. Neck (boneless)	26	25	23	21	17
10. Patties (ground veal)	32	32	32	32	32
11. Wholesale cuts. [Note—May not be sold to other retailers]: A. Forequarters	21	20	19	17	14

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	41	39	36	33	20	17	15
2. Yoke, rattle or triangle (bone-in)	24	23	23	21	12	11	10
3. Breast and shank (bone-in)	18	17	16	15	9	8	7
4. Square cut chuck (bone-in)	31	29	26	25	15	13	11
5. Shoulder chops, blade or arm chops	36	34	31	29	17	15	13
6. Neck (bone-in)	21	20	18	17	10	9	8
7. Neck (boneless)	28	28	28	28	22	22	22
8. Patties (ground meat) including boneless breast and shank	28	28	28	28	22	22	22
9. Wholesale cuts [Note—May not be sold to other retailers]:							
A. Forequarters	25	23	22	20	12	11	9
B. Bracelet, whole	28	27	24	21	15	13	11
C. Chuck, whole	23	22	21	20	11	10	9

21. In section 24 (h) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(h) Retail Ceiling Prices on Specially Authorized Sales to Kosher Eating Places or Other Kosher Retailers—Zone VIII—North.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
II. KOSHER VEAL					
1. Breast (bone-in)	19	18	17	15	13
2. Shoulder (squnre-cut) (bone-in)	25	24	23	21	17
3. Shoulder chops or roast (bone-in) (also arm and blade)	31	31	28	26	21
4. Shoulder clod (boneless) (also square cut shoulder)	48	46	43	39	31
5. Shank (bone-in)	19	18	17	15	13
6. Shank (boneless)	26	26	24	22	17
7. Rib chops or roast	35	34	31	29	24
8. Neck (bone-in)	19	18	17	15	13
9. Neck (boneless)	26	26	24	22	17
10. Patties (ground veal)	33	33	33	33	33
11. Wholesale cuts [Note—May not be sold to other retailers]: A. Forequarters	21	21	19	18	14

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	42	40	37	34	20	18	16
2. Yoke, rattle or triangle (bone-in)	25	24	24	22	13	12	11
3. Breast and shank (bone-in)	19	18	17	15	10	9	8
4. Square cut chuck (bone-in)	31	30	27	25	16	14	12
5. Shoulder chops, blade or arm chops	36	34	32	29	18	16	14
6. Neck (bone-in)	21	20	19	18	11	10	9
7. Neck (boneless)	29	29	29	29	23	23	23
8. Patties (ground meat) including boneless breast and shank	29	29	29	29	23	23	23
9. Wholesale cuts (Note—May not be sold to other retailers):							
A. Forequarters	25	24	22	20	13	11	10
B. Bracelet, whole	29	28	25	21	15	14	12
C. Chuck, whole	24	23	22	20	12	11	10

22. In section 24 (i) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(i) Retail Ceiling Prices on Specially Authorized Sales to Kosher Eating Places or Other Kosher Retailers—Zone VIII—South.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
II. KOSHER VEAL					
1. Breast (bone-in)	19	18	17	15	13
2. Shoulder (square-cut) (bone-in)	25	24	23	21	17
3. Shoulder chops or roast (bone-in) (also arm and blade)	31	31	28	26	21
4. Shoulder clod (boneless) (also square cut shoulder)	48	46	43	39	31
5. Shank (bone-in)	19	18	17	15	13
6. Shank (boneless)	26	26	24	22	17
7. Rib chops or roast	35	34	31	29	24
8. Neck (bone-in)	19	18	17	15	13
9. Neck (boneless)	26	26	24	22	17
10. Patties (ground veal)	33	33	33	33	33
11. Wholesale cuts [Note—May not be sold to other retailers]: A. Forequarters	21	21	19	18	14

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	42	39	37	33	20	18	15
2. Yoke, rattle or triangle (bone-in)	24	24	23	22	13	11	10
3. Breast and shank (bone-in)	18	17	16	15	9	9	8
4. Square cut chuck (bone-in)	31	29	27	25	15	14	12
5. Shoulder chops, blade or arm chops	36	34	32	29	17	16	14
6. Neck (bone-in)	21	20	19	17	11	10	9
7. Neck (boneless)	29	29	29	29	23	23	23
8. Patties (ground meat) including boneless breast and shank	29	29	29	29	23	23	23
9. Wholesale cuts (Note—May not be sold to other retailers):							
A. Forequarters	25	24	22	20	12	11	10
B. Bracelet, whole	29	27	25	21	15	14	11
C. Chuck, whole	23	22	21	20	11	10	9

23. In section 24 (j) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(j) Retail Ceiling Prices on Specially Authorized Sales to Kosher Eating Places or Other Kosher Retailers—Zone IX—North.

[Cents per pound]

Cuts of meat	Grade				
	AA or choice	A or good	B or commercial	C or utility	D [1]
II. KOSHER VEAL					
1. Breast (bone-in)	21	21	20	18	15
2. Shoulder (square-cut) (bone-in)	28	27	25	24	20
3. Shoulder chops or roast (bone-in) (also arm and blade)	34	33	31	29	24
4. Shoulder clod (boneless) (also square cut shoulder)	51	49	46	42	34
5. Shank (bone-in)	21	21	20	18	15
6. Shank (boneless)	29	29	27	25	20
7. Rib chops or roast	37	37	34	31	26
8. Neck (bone-in)	21	21	20	18	15
9. Neck (boneless)	29	29	27	25	20
10. Patties (ground veal)	35	35	35	35	35
11. Wholesale cuts [Note—May not be sold to other retailers]: A. Forequarters	22	22	20	19	15

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	43	40	38	35	21	19	17
2. Yoke, rattle or triangle (bone-in)	26	25	24	23	14	13	11
3. Breast and shank (bone-in)	20	19	18	16	11	10	9
4. Square cut chuck (bone-in)	32	30	28	26	17	15	13
5. Shoulder chops, blade or arm chops	37	35	33	30	19	17	15
6. Neck (bone-in)	22	21	20	18	12	11	10
7. Neck (boneless)	30	30	30	30	21	24	24
8. Patties (ground meat) including boneless breast and shank	30	30	30	30	24	24	24
9. Wholesale cuts [Note—May not be sold to other retailers]:							
A. Forequarters	26	24	23	21	13	12	10
B. Bracelet—whole	29	28	25	22	16	14	13
C. Chuck—whole	24	23	22	21	12	11	10

24. In section 24 (k) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(k) Retail Ceiling Prices on Specially Authorized Sales to Kosher Eating Places or Other Kosher Retailers—Zone IX South.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
II. KOSHER VEAL					
1. Breast (bone-in)	19	18	17	16	13
2. Shoulder (square cut) (bone-in)	25	25	23	21	17
3. Shoulder chops or roast (bone-in) (also arm and blade)	32	31	29	26	21
4. Shoulder clod (boneless) (also square cut shoulder)	49	47	44	39	31
5. Shank (bone-in)	19	18	17	16	13
6. Shank (boneless)	27	26	24	22	18
7. Rib chops or roast	35	34	32	29	23
8. Neck (bone-in)	19	18	17	16	13
9. Neck (boneless)	27	26	24	22	18
10. Patties (ground veal)	33	33	33	33	33
11. Wholesale cuts [Note—May not be sold to other retailers]: A. Forequarters	22	21	20	18	15

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	42	40	37	34	20	18	16
2. Yoke, rattle or triangle (bone-in)	25	24	24	22	13	12	11
3. Breast and shank (bone-in)	19	18	17	15	10	9	8
4. Square cut chuck (bone-in)	31	30	27	25	16	14	12
5. Shoulder chops, blade or arm chops	36	34	32	29	18	16	14
6. Neck (bone-in)	21	20	19	18	11	10	9
7. Neck (boneless)	29	29	29	29	23	23	23
8. Patties (ground meat) including boneless breast and shank	29	29	29	29	23	23	23
9. Wholesale cuts [Note—May not be sold to other retailers]: A. Forequarters	25	24	22	20	13	11	10
B. Bracelet—whole	29	28	25	21	15	14	12
C. Chuck—whole	24	23	22	20	12	11	10

25. In section 24 (l) the table of prices for "Kosher Veal" and for "Kosher Lamb and Mutton" is amended to read as follows:

(l) Retail Ceiling Prices on Specially Authorized Sales to Kosher Eating Places or Other Kosher Retailers—Zone X.

[Cents per pound]

Cuts of meat	Grade				
	AA or Choice	A or Good	B or Commercial	C or Utility	D [1]
II. KOSHER VEAL					
1. Breast (bone-in)	19	19	18	16	13
2. Shoulder (square cut) (bone-in)	26	25	23	22	18
3. Shoulder chops or roast (bone-in) (also arm and blade)	32	31	29	27	22
4. Shoulder clod (boneless) (also square cut shoulder)	49	47	44	40	32
5. Shank (bone-in)	19	19	18	16	13
6. Shank (boneless)	27	27	25	23	18
7. Rib chops or roast	35	35	32	29	24
8. Neck (bone-in)	19	19	18	16	13
9. Neck (boneless)	27	27	25	23	18
10. Patties (ground veal)	33	33	33	33	33
11. Wholesale cuts [Note—May not be sold to other retailers]: A. Forequarters	22	21	20	18	15

[Cents per pound]

Cuts of meat	Lamb (grade)				Mutton (grade)		
	AA or Choice	A or Good	B or Commercial	C or Utility	S or Prime, Choice and Good	M or Commercial	R or Utility and Culls
III. KOSHER LAMB AND MUTTON							
1. Rib chops and roast	42	40	37	34	21	18	16
2. Yoke, rattle or triangle (bone-in)	25	25	24	23	13	12	11
3. Breast and shank (bone-in)	19	18	17	16	10	9	8
4. Square cut chuck (bone-in)	32	30	28	26	16	14	12
5. Shoulder chops, blade or arm chops	37	35	33	30	18	16	14
6. Neck (bone-in)	22	21	19	18	11	10	9
7. Neck (boneless)	29	29	29	29	23	23	23
8. Patties (ground meat) including boneless breast and shank	29	29	29	29	23	23	23
9. Wholesale cuts [Note—May not be sold to other retailers]: A. Forequarters	25	24	23	21	13	12	10
B. Bracelet—whole	29	28	25	21	15	14	12
C. Chuck—whole	24	23	22	20	12	11	10

26. In section 24 (n) the table of prices is amended to read as follows:

(n) Retail ceiling prices on specially authorized sales to kosher eating places or other kosher retailers. Kosher sausage.

[Price per pound]

Item	Zone 1	Zone 2	Zone 3	Zone 4	Zone 4a	Zone 5
1. Frankfurters:						
Sheep casings (S. C.)	50	49	45	45	44	43
Artificial casings (A. C.)	46	45	42	42	40	39
2. Bologna & knackwurst:						
Natural casings (N. C.)	43	42	39	39	37	36
Artificial casing (A. C.)	42	41	38	38	36	35
3. Salami — soft: Artificial casings (A. C.)	45	45	43	43	42	41
4. Salami—medium or hard (sold weight shall not exceed 80% of the purchased weight) artificial casings (A. C.)	65	65	63	63	62	61

Item	Zone 6	Zone 7	Zone 8	Zone 9 No.	Zone 9 So.	Zone 10
1. Frankfurters:						
Sheep casings (S. C.)	43	44	44	46	45	45
Artificial casings (A. C.)	39	40	41	43	41	41
2. Bologna & knackwurst:						
Natural casings (N. C.)	36	37	38	40	38	38
Artificial casing (A. C.)	35	36	37	39	37	37
3. Salami — soft: Artificial casings (A. C.)	41	42	42	44	42	43
4. Salami—medium or hard (sold weight shall not exceed 80% of the purchased weight) artificial casings (A. C.)	61	62	62	64	62	63

This amendment shall become effective April 12, 1946.

Issued this 9th day of April 1946.

[F. R. Doc. 46-5922; Filed, Apr. 9, 1946; 11:34 a. m.]

PART 1382—HARDWOOD LUMBER

[RMPR 97 [1], Amdt. 22]

SOUTHERN HARDWOOD LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 97 is amended in the following respects:

1. In § 1382.102 (a) (2), subdivision (iii) is amended to read as follows:

(iii) *Retail type of sale.* The retail type of direct mill sale, which is defined below, is subject to this regulation. A seller's maximum f. o. b. mill price for hardwood lumber sold on the retail type of direct mill sale is the maximum price that would be permitted to that seller under the provisions of the General Maximum Price Regulation or the maximum price which would be permitted for a sale of such lumber under the provisions of this regulation, whichever is higher.

A "retail type" direct-mill sale means a sale of not more than 2,000 feet of lumber in which the purchaser requests delivery to a point not more than 20 miles from the mill at which the shipment originates. It includes only sales of lumber to contractors or consumers for use in construction, remodeling, repair, maintenance, fabrication, or remanufacture, and it does not include sales for resale in substantially the same form.

2. In § 1382.112 (b), price table (1) is amended to read as provided below with subdivisions (i), (ii) and (iii) remaining as presently written. In addition, price tables (2) through (31) and price tables (33) and (34) are amended to read as follows:

(1) TOUGH ASH

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$90.50	$55.00	$39.00	$24.50
1¼	96.50	61.00	40.00	25.50
1½	105.00	72.50	41.00	25.50
2	114.50	84.50	42.50	26.50
2½	132.50	90.50	43.50	.....
3	144.50	102.50	45.50	.....

(2) ASH (OTHER THAN TOUGH ASH)

1	$62.00	$46.50	$38.00	$25.50
1¼	64.50	49.00	39.00	26.50
1½	64.50	49.00	40.00	26.50
2	66.50	51.50	40.00	26.00
2½	68.00	52.50	40.00	.....
3	71.50	56.00	41.00	.....

(3) BASSWOOD

1	$77.50	$53.50	$39.00	$25.50

[1] 9 F.R. 5223; 10 F.R. 595, 1788, 1739, 2929, 4658.

(4) BEECH

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2A Common	Box Grade	No. 3B Common
1	$46.50	$38.00	$33.50	$26.50	$23.50
1¼	52.50	43.00	32.50	.....	.....
1½	58.50	54.00	40.00	.....	.....
2	65.50	57.50	41.00	34.50	26.50
2½	69.50	59.50	42.50	36.00	30.50
3	71.50	63.50	44.50	37.00	31.50
4	76.50	.....	.....	.....	.....

(5) COTTONWOOD

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$40.50	$32.00	$26.00	$23.50
1¼	46.50	40.50	33.50	.....
1½	54.50	46.50	38.00	$25.50
2	61.00	49.00	40.00	26.50
2½	63.00	52.50	41.00	28.00
3	68.00	55.00	41.00	.....

(6) ELM

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$42.00	$30.50	$23.50	$23.50
1¼	46.50	33.50	25.50	.....
1½	51.00	35.50	26.50	.....
2	62.00	41.00	28.00	.....
2½	62.00	43.50	28.00	.....
3	62.00	43.50	28.00	.....

(7) BLACK GUM—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$70.50	$56.50	$40.00	$23.50
1¼	72.50	61.00	41.00	26.50
1½	75.50	63.50	41.00	28.00
2	96.50	72.50	48.50	.....
2½	96.50	76.50	52.00	.....

(8) BLACK GUM—PLAIN

1	$55.00	$43.00	$26.00	.....
1¼	64.00	44.00	30.50	.....
1½	66.50	55.00	40.00	$23.50
2	72.50	61.00	40.00	26.50
2½	76.50	66.50	43.50	28.00

(9) RED GUM—QUARTERED

1	$95.00	$66.00	$44.50	$23.50
1¼	106.50	78.50	45.50	26.50
1½	108.50	82.50	46.50	28.00
2	121.50	84.50	50.50	.....
2½	138.50	96.00	55.00	.....

(10) RED GUM—PLAIN

1	$84.50	$62.50	$32.50	.....
1¼	116.00	78.50	44.50	$23.50
1½	120.50	78.50	44.50	26.50
2	123.00	78.50	46.50	28.00
2½	.....	.....	.....	.....

(11) SAP GUM—QUARTERED

1	$78.50	$62.00	$40.00	$25.50
1¼	84.50	70.50	41.00	26.50
1½	87.50	71.50	41.00	28.00
2	96.50	73.50	46.50	.....
2½	100.50	84.50	55.00	.....

(12) SAP GUM—PLAIN

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$57.50	$46.50	$30.50	.....
1¼	62.50	49.00	35.00	.....
1½	74.00	54.00	38.00	$25.50
2	78.50	63.50	39.00	26.50
2½	82.50	66.50	39.00	28.00
3	88.50	69.50	42.50	.....

(13) HACKBERRY

Thickness (inches)	Log Run	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$34.50	$26.50	$20.00	$20.00
1¼	39.50	30.50	23.50	23.50
1½	46.00	40.00	30.00	26.50
2	50.00	41.00	40.00	28.00
2½	51.00	43.50	40.00	.....
3	.....	44.50	40.00	.....
4	.....	46.00	41.00	.....

(14) HICKORY

Thickness (inches)	Log Run	FAS	No. 1 Common	No. 2 Common	No. 3 Common
1	$40.50	$74.00	$51.50	$33.50	$24.50
1¼	49.00	76.50	58.50	43.50	25.50
1½	57.00	85.50	59.50	43.50	26.50
2	.....	.....	.....	.....	.....
2½	.....	.....	.....	.....	.....
3	.....	.....	.....	.....	.....

(15) MAGNOLIA

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$80.50	$63.50	$47.00	$25.50
1¼	84.50	66.50	40.50	26.50
1½	94.50	68.00	50.50	28.00
2	97.50	74.00	50.50	.....
2½	98.50	77.50	52.50	.....
3	109.50	74.50	52.50	.....

(16) SOFT MAPLE—WILD

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2B Common	No. 3 Common
1	$55.00	$46.50	$29.00	.....	.....
1¼	60.00	55.50	36.00	.....	.....
1½	76.50	68.00	40.00	$23.50	.....
2	82.50	70.50	42.50	26.50	.....
2½	85.50	74.00	42.50	28.00	.....
3	91.50	77.50	45.50	.....	.....
4	97.50	85.50	47.00	.....	.....

(17) SOFT MAPLE—WIRED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2B Common	No. 3 Common
1	$45.50	$37.50	$23.50	.....	.....
1¼	51.50	46.50	28.00	.....	.....
1½	67.50	57.50	32.50	.....	.....
2	73.50	63.50	40.00	$23.50	.....
2½	76.50	67.50	42.50	26.50	.....
3	82.50	71.50	42.50	28.00	.....
4	88.50	77.50	45.50	.....	.....

(18) RED OAK—PLAIN

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 2 Sound Commercial	No. 3A Commercial	No. 3B Commercial
1	$57.50	$39.50	$30.50	$25.50	$24.50	$18.00
1¼	65.50	46.50	33.50	29.50	28.00	21.00
1½	72.50	50.00	37.00	31.50	30.50	21.00
2	84.50	57.00	42.50	34.50	34.50	23.50
2½	97.00	62.50	45.50	34.50	34.50	23.50
3	102.50	64.50	47.00	40.50	34.50	25.50
4	115.00	71.50	52.50	.....	.....	.....
5	131.50	82.50	.....	.....	.....	.....
6	147.50	96.50	.....	.....	.....	.....

(19) RED OAK—QUARTERED

1	$53.50	$38.00	$30.50	$25.50	$24.50	$18.00
1¼	61.00	43.00	33.50	29.50	28.00	20.00
1½	68.00	47.50	37.00	31.50	30.50	21.00
2	82.50	58.50	42.50	36.00	34.50	23.50
2½	97.00	64.50	45.50	40.50	34.50	23.50
3	102.50	64.50	47.00	40.50	34.50	25.50
4	115.00	71.50	52.50	.....	.....	.....
5	131.50	82.50	.....	.....	.....	.....
6	147.50	96.50	.....	.....	.....	.....

(20) WHITE OAK—QUARTERED

1	$61.50	$50.00	$38.50	$25.50	$24.50	$18.00
1¼	70.50	58.50	39.50	29.50	28.00	20.00
1½	101.50	68.00	39.50	30.50	30.50	21.00
2	126.50	78.50	43.50	36.00	34.50	23.50
2½	132.50	78.50	45.50	42.50	34.50	23.50
3	138.50	84.50	47.00	44.50	34.50	23.50
3½	156.00	106.50	49.50	49.50	34.50	23.50
4	196.00	126.50	.....	.....	.....	.....

(21) WHITE OAK—PLAIN

1	$65.50	$39.50	$30.50	$25.50	$24.50	$18.00
1¼	74.00	45.50	33.50	29.50	28.00	20.00
1½	83.50	50.00	37.00	31.50	30.50	21.00
2	100.50	61.00	42.50	36.00	34.50	23.50
2½	116.00	65.00	44.50	42.50	34.50	23.50
3	138.50	69.50	46.50	44.50	34.50	23.50
3½	147.50	78.00	49.50	49.50	34.50	23.50
4	164.00	96.50	.....	.....	.....	.....
5	180.00	112.00	.....	.....	.....	.....

(22) SWEET PECAN

Thickness (inches)	FAS	No. 1 Common	No. 2 Common	No. 3 Common
1	$72.50	$60.00	$32.50	$24.50
1¼	25.50	62.50	33.50	25.50
1½	28.50	57.50	42.50	25.50
2	84.50	58.50	.....	26.50

(23) YELLOW POPLAR—QUARTERED

Thickness (inches)	FAS	Sels and Better	No. 1 Common	No. 2A Common	No. 2B Common
1	$91.50	$76.50	$62.00	$45.50	$38.00
1¼	97.50	83.50	65.50	40.50	40.00
1½	103.50	85.50	60.50	50.50	40.00
2	115.50	90.50	74.00	52.50	43.50

(24) YELLOW POPLAR—PLAIN

1	$98.00	$62.00	$44.00	$30.00	$26.00
1¼	76.50	65.50	46.00	28.00	26.00
1½	81.50	70.50	62.00	40.00	26.50
2	97.50	70.50	65.50	42.00	28.00
2½	100.50	83.50	70.50	43.50	28.00

(25) SYCAMORE—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
4/4	$64.50	$52.50	$40.00	
5/4	64.50	52.50	40.00	
6/4	70.50	58.50	45.50	$26.50
8/4	72.50	61.00	45.50	26.50
10/4	74.00	62.00	45.50	26.50
12/4	79.50	65.50	45.50	28.00

(26) SYCAMORE—PLAIN

4/4	$57.50	$45.50	$32.50	
5/4	57.50	45.50	32.50	
6/4	63.50	51.50	36.00	$25.50
8/4	65.50	53.50	38.00	26.50
10/4	68.00	56.00	38.00	26.50
12/4	72.50	59.50	38.00	28.00

(27) TUPELO—QUARTERED

4/4	$70.50	$58.50	$40.00	$25.50
5/4	72.50	61.00	41.00	26.50
6/4	75.50	63.50	41.00	26.50
8/4	81.50	69.50	43.50	28.00
10/4	90.50	72.50	49.50	
12/4	96.50	78.50	52.50	

(28) TUPELO—PLAIN

4/4	$55.00	$43.00	$28.00	
5/4	56.00	44.00	30.50	
6/4	66.50	55.00	38.00	$25.50
8/4	69.50	57.50	40.00	26.50
10/4	72.50	61.00	40.00	26.50
12/4	78.50	66.50	43.50	28.00

(29) WILLOW

1	$72.50	$56.00	$40.00	$25.50
1¼	75.50	58.50	41.00	26.50
1½	79.50	62.00	41.00	26.50
2	82.50	62.00	41.00	28.00

(30) BOX BOARDS

Species	Thickness (inches)	Width (inches) 13-17	Width (inches) 9-12
Sap gum	1	$81.50	$74.00
Cottonwood	1	74.00	64.50

(31) STRIPS

Species	Manufacture	Thickness (inches)	Width (inches)	Grade: Clear	Grade: No. 1 Common
White oak	Quartered	1	2 to 5½	$81.50	$55.00
Red oak	do	1	2 to 5½	61.00	47.50

(33) FIGURED WOOD

Species	Manufacture	Thickness (inches)	Grade: FAS	Grade: No. 1 Common and Selects or No. 1 Common
Red Gum	Quartered	1	$132.50	$70.50
	Plain	1	120.50	64.50

(34) PANEL AND WIDE NO. 1

Species	Width (inches)	Price
Sap Gum	18 and wider	$84.50
Cottonwood	do	94.50

3. In § 1382.112, the heading of paragraph (c), and subparagraph (1) are amended to read as follows:

(c) *Maximum prices for dunnage.* (1) The maximum rail-delivered price for 1,000 feet of dunnage lumber shall be as follows:

Delivered at:	Maximum delivered price
Baltimore, Md	$36.00
Beaumont, Tex	24.50
Boston, Mass	40.00
Charleston, S. C	25.50
Corpus Christi, Tex	25.50
Galveston, Tex	25.50
Gulfport, Miss	24.50
Houston, Tex	25.50
Jacksonville, Fla	25.50
Lake Charles, La	24.50
Mobile, Ala	24.50
Morgan City, La	24.50
Newark, N. J	38.00
New Orleans, La	24.50
New York, N. Y	38.00
Pensacola, Fla	25.50
Philadelphia, Pa	37.00
Port Arthur, Tex	25.50
Portsmouth, Va	29.50
Savannah, Ga	25.50
Tampa, Fla	28.00

4. In § 1382.113 paragraph (a) is amended to read as follows:

(a) *Ungraded hardwood lumber, maximum prices.* The maximum prices for 1,000 feet board measure for the full product of the logs of ungraded Southern hardwood lumber produced by small mills, except such mills located in the State of Virginia, of any species or combination of species in green or dry condition, are as follows:

Lumber cut to dry to:	
Thicknesses of 1", 1¼" and 1½"	$34.50
Thickness of 2"	31.50
Thicknesses over 2"	30.50

The maximum price for the full product of the logs of ungraded Southern hardwood lumber produced by small mills located in that portion of the State of Virginia within the Southern hardwood area, of any species or combination of species in green or dry condition, is $2.00 per 1,000 feet board measure higher than the prices above.

5. In § 1382.115 (a) price tables 1, 2 and 6 are amended to read as follows:

TABLE 1—FACTORY GRADES

ROUGH

Thickness and width (inches)	Boat and tank stock—Standard lengths 8' and longer	FAS—standard lengths 8' and longer	Selects—standard lengths 8' and longer	No. 1 shop—standard lengths 6' and longer	Box—standard lengths 4' and longer
4/4 random widths	$102.50	$90.50	$74.00	$52.50	$31.00
4/4 x 4 and 6	102.50	90.50	74.00	52.50	31.00
4/4 x 8	105.00	93.00	76.50	55.00	32.50
4/4 x 5 and 10	108.50	96.50	80.00	61.00	34.50
4/4 x 12	128.00	116.00	101.50	66.50	38.00
4/4 x 14	131.50	123.00	106.50		

TABLE 1—FACTORY GRADES—Continued

ROUGH—continued

Thickness and width (inches)	Boat and tank stock—Standard lengths 8' and longer	FAS—standard lengths 8' and longer	Selects—standard lengths 8' and longer	No. 1 shop—standard lengths 6' and longer	Box—standard lengths 4' and longer
4/4 x 16	$143.00	$135.00	$118.50		
4/4 x 18	157.50	149.00	131.50		
4/4 x 13 to 19 R/W	146.50	137.50	120.50		
4/4 x 20	173.00	163.50	146.50		
4/4 x over 20	185.00	175.50	158.50		
5/4 random widths	117.00	105.00	88.50	$68.00	$34.50
5/4 x 4 and 6	117.00	105.00	88.50	68.00	34.50
5/4 x 8	119.50	107.50	90.50	70.50	36.00
5/4 x 5 and 10	123.00	111.00	94.50	76.50	38.00
5/4 x 12	142.00	130.00	116.00	82.50	41.00
5/4 x 14	145.50	137.50	120.50		
5/4 x 16	157.50	149.00	132.50		
5/4 x 18	172.00	163.50	146.50		
5/4 x 13 to 19 R/W	161.00	151.50	135.00		
5/4 x 20	187.50	178.00	161.00		
5/4 x over 20	199.50	190.00	173.00		
6/4 random widths	128.50	115.00	88.50	77.00	34.50
6/4 x 4 and 6	128.50	115.00	88.50	77.00	34.50
6/4 x 8	131.00	117.00	90.50	79.00	36.00
6/4 x 5 and 10	134.50	121.00	94.50	85.00	38.00
6/4 x 12	154.00	140.00	116.00	91.00	41.00
6/4 x 14	157.50	147.00	120.50		
6/4 x 16	169.50	159.00	132.50		
6/4 x 18	183.50	173.50	146.50		
6/4 x 13 to 19 R/W	173.00	161.50	135.00		
6/4 x 20	199.00	187.50	161.00		
6/4 x over 20	211.00	199.50	173.00		
8/4 random widths	145.50	137.50	100.50	89.50	34.50
8/4 x 4 and 6	145.50	137.50	100.50	89.50	34.50
8/4 x 8	148.00	140.00	103.00	92.00	35.50
8/4 x 5 and 10	151.50	143.50	106.50	98.00	37.50
8/4 x 12	170.50	163.00	128.00	104.00	41.00
8/4 x 14	174.00	170.00	133.00		
8/4 x 16	186.00	181.50	145.00		
8/4 x 18	200.50	196.00	159.00		
8/4 x 13 to 19 R/W	190.00	184.00	147.00		
8/4 x 20	216.00	210.50	173.50		
8/4 x over 20	228.00	222.50	185.50		
10/4 and 12/4 random widths	173.50	154.00	113.50	100.50	
10/4 and 12/4 x 4 and 6	173.50	154.00	113.50	100.50	
10/4 and 12/4 x 8	176.00	156.00	116.00	103.00	
10/4 and 12/4 x 5 and 10	179.50	160.00	119.50	109.00	
10/4 and 12/4 x 12	198.50	179.00	141.00	115.00	
10/4 and 12/4 x 14	202.00	186.00	146.00		
10/4 and 12/4 x 16	205.50	197.50	158.00		
10/4 and 12/4 x 18	228.50	212.00	172.00		
10/4 and 12/4 x 13 to 19 R/W	217.50	200.00	160.50		
10/4 and 12/4 x 20	244.00	230.50	186.50		
10/4 and 12/4 x over 20	256.00	238.50	198.50		
16/4 random widths	180.50	158.00	123.00	109.00	
16/4 x 4 and 6	180.50	158.00	123.00	109.00	
16/4 x 8	183.00	160.50	125.50	111.00	
16/4 x 5 and 10	186.50	164.00	129.00	117.00	
16/4 x 12	205.50	183.00	151.00	123.00	
16/4 x 14	209.00	190.00	155.50		
16/4 x 16	221.00	202.00	167.50		
16/4 x 18	235.50	216.00	181.50		
16/4 x 13 to 19 R/W	224.50	201.50	179.00		
16/4 x 20	251.00	230.50	196.00		
16/4 x over 20	263.00	242.50	208.00		

Additions and deductions per 1,000 feet board measure: (see §1382.105 (b) (10)).
For working:
1. S1S, S2S, add $3.00.
2. S3S, S4S, S1S1E, S2S, M, shiplap, grooved roofing add $4.50.
3. Casing, base, jambs, sill stock, casket moulding or any other pattern stock, (except moulding), add $6.00. For lots of less than 1,000 feet board measure any pattern (except moulding), add a flat $5.00 machine set up charge.
For grade:
4. Heart face selects, add to selects, $5.00 for 4/4" and 5/4"; $14.00 for 6/4"; $23.00 for 8/4" and thicker.
5. No. 2 shop, all thicknesses, deduct $10.00. from No. 1 shop prices.
For size:
6. For any average width, charge the specified width prices for the widths shipped.
7. Extra standard thickness or width other than American lumber standards, add $1.50 when stock is dressed clean. No addition may be made for extra standard thickness or width, hit or miss dressing.
For length:
8. For precision cutting to a specified exact length, with tolerance of not more than 1/4" allowed, add $1.50. No addition is permitted for customary double end trimming.
9. For any specified average length, except odd lengths, 16' or longer, charge the specified length prices for the lengths shipped.

10. Specified lengths, add to standard length prices:

Thickness (inches) and grades	16'	18'	20'
4/4, 5/4, 6/4, 8/4, all grades (except box)	$5.00	$7.50	$10.00
10/4 and thicker, boat and tank stock and FAS	5.00	10.00	10.00
10/4 and thicker selects, No. 1 shop	5.00	7.50	10.00
Box, all thicknesses	3.00	3.00	5.00

11. Any length 6' or shorter, cut to a specified exact length, all grades (except No. 1 shop and box) charge the standard length price and add $1.50 for each necessary cross cut, but the total charge may not exceed $6.00 and must be based on the nearest standard multiple length. No additional charge may be made for precision cutting. If length breaks on even one half foot, compute footage on actual length, otherwise compute on 6" breaks, on the next break above. This footnote covers lengths under 6' in No. 1 shop and under 4' in box.

12. No additional charge may be made when 18' and 20' are excluded from standard lengths, either at request of buyer or through inability of seller to supply. (For other working, condition, grade and handling additions and deductions, see table (11).)

TABLE 2—FINISH AND COMMON YARD GRADES

ROUGH

Thickness and width (inches)	A finish—standard lengths 8' and longer	B finish—standard lengths 8' and longer	C finish—standard lengths 8' and longer	D finish—standard lengths 8' and longer	No. 1 Common—standard lengths 8' to 20'	No. 2 Common—standard lengths 8' to 20'	No. 3 Common—standard lengths 6' to 20'	Peck—standard lengths 6' to 20'
4/4 x 4 to 12 R/W	$96.50	$82.00	$78.50	$74.50	$53.50	$43.50	$33.50	$33.50
4/4 x 4 and 6	92.00	77.50	74.00	69.50	53.50	43.50	33.50	33.50
4/4 x 8	94.50	79.50	76.00	72.00	55.00	45.00	34.50	34.50
4/4 x 5 and 10	98.00	83.50	79.50	76.00	58.50	48.00	38.00	38.00
4/4 x 12	117.00	106.00	102.50	100.00	64.50	51.50	41.00	41.00
4/4 x 14	119.50	108.00	104.50					
4/4 x 16	131.50	120.00	116.50					
4/4 x 18	145.50	134.50	131.00					
4/4 x 13 to 19 R/W	133.50	122.50	119.00					
4/4 x 20	160.00	149.00	145.50					
4/4 x over 20	172.00	161.00	157.50					
5/4 x 4 to 12 R/W	111.00	96.50	93.00	89.00	65.50	49.00	37.00	37.00
5/4 x 4 and 6	106.50	91.50	88.00	84.00	65.50	49.00	37.00	37.00
5/4 x 8	108.50	94.00	90.50	86.50	66.50	50.00	38.00	38.00
5/4 x 5 and 10	112.50	97.50	94.00	90.00	70.50	53.50	41.00	41.00
5/4 x 12	131.50	120.00	116.50	114.00	76.50	57.00	45.00	45.00
5/4 x 14	133.50	122.50	119.00					
5/4 x 16	145.50	134.50	131.00					
5/4 x 18	160.00	149.00	145.50					
5/4 x 13 to 19 R/W	148.00	137.00	133.50					
5/4 x 20	174.00	163.50	160.00					
5/4 x over 20	186.00	175.00	171.50					
6/4 x 4 to 12 R/W	114.00	96.50	93.00	89.00	65.50	49.00	37.00	37.00
6/4 x 4 and 6	109.50	91.50	88.00	84.00	65.50	49.00	37.00	37.00
6/4 x 8	112.00	94.00	90.50	86.50	66.50	50.00	38.00	38.00
6/4 x 5 and 10	115.50	97.50	94.00	90.00	70.50	53.50	41.00	41.00
6/4 x 12	134.50	120.00	116.50	114.00	76.50	57.00	45.00	45.00
6/4 x 14	146.00	132.00	128.50					
6/4 x 16	158.00	144.00	140.50					
6/4 x 18	172.50	156.00	155.00					
6/4 x 13 to 19 R/W	160.50	144.00	143.00					
6/4 x 20	187.00	170.50	169.50					
6/4 x over 20	199.00	182.50	181.00					
8/4 x 4 to 12 R/W	136.50	110.00	106.50	96.50	68.50	49.00	37.00	37.00
8/4 x 4 and 6	132.00	105.00	101.50	92.00	68.50	49.00	37.00	37.00
8/4 x 8	134.50	107.50	104.00	94.50	69.50	50.00	38.00	38.00
8/4 x 5 and 10	138.00	111.00	107.50	98.00	73.00	53.50	41.00	41.00
8/4 x 12	157.00	134.00	130.50	122.00	79.50	58.00	45.00	45.00
8/4 x 14	163.00	140.00	136.50					
8/4 x 16	177.00	152.00	148.50					
8/4 x 18	189.50	166.50	164.00					
8/4 x 13 to 19 R/W	177.50	152.50	151.00					
8/4 x 20	206.50	180.50	177.00					
8/4 x over 20	218.50	192.50	189.00					

Additions and deductions per 1,000 feet board measure (see § 1382.105 (b) (10)).
For working:
1. S1S, S2S, add $3.00.
2. S3S, S4S, S1S1E, S2S & M, shiplap, grooved roofing, add $4.50.
3. Casing, base, jambs, sill stock, casket moulding, or any other pattern stock (except moulding), add $6.00.
For lots of less than 1,000 feet board measure, any pattern (except moulding) add a flat $5.00 machine set up charge.
4. Clear stock in grade equal to No. 1 Common or Better, counted on Leaver measurement, 8 x 6" and under in width, under 8' in length, bundled, $53.50 per M'BM; for 5/4" and 6/4", add $10.00 per M'BM.
5. Clear heart 4/4" and 5/4", add $10.00 to A finish; 6/4" and 8/4", charge boat and tank stock prices.
6. All heartwood No. 1 and No. 2 Common, add $10.00; No. 3 Common, add $5.00 to grade item price.
7. 75 to 87½ heartwood No. 1 and No. 2 Common, add $5.00. For No. 3 Common, add $3.00 to grade item price.
8. No. 2 peck or peck droppings, deduct $11.00 from peck prices, for all thicknesses.
9. Dunnage, $17.00 per M'BM, for all thicknesses.
For size:
10. For any average width, charge the specified width prices for the widths shipped.
11. Extra standard thickness and/or width, other than American lumber standards, add $1.50 when stock is dressed clean. No addition may be made for extra standard thickness or width, hit or miss dressing.
12. 10/4" and 12/4" No. 1, No. 2 and No. 3 Common, add $6.50 to the 8/4" price. For 16/4", add $10.50 to the 8/4" price.
For length:
13. For precision cutting to a specified exact length, with tolerance of not more than 1/4" allowed, add $1.50. No addition is permitted for customary double end trimming.
14. For any specified average length, 16' or longer, charge the specified length price for the lengths shipped.
15. Specified lengths, add to standard length prices:

Thicknesses and grades	16'	18'	20'
A and B finish, all thicknesses	$5.00	$7.50	$10.00
C, D, and No. 1 Common, all thicknesses	5.00	7.50	10.00
No. 2 and No. 3 Common, all thicknesses	3.00	3.00	5.00
Peck, all thicknesses	4.00	3.00	5.00

16. Random lengths peck in 4' multiples, add $4.00 to standard length prices.
17. Any length 6' or shorter cut to a specified exact length, all grades, (except Peck), charge the standard length price and add $1.50 for each necessary cross cut, but the total charge may not exceed $6.00 and must be based on the nearest standard multiple length. No additional charge may be made for precision cutting. If length breaks on even half feet, compute footage on actual length, otherwise compute on 6" breaks on the next break above. This footnote covers lengths under 4' in Peck.
18. No additional charge may be made when 18' and 20' are excluded from standard lengths, either at request of buyer or through inability of seller to supply.
(For other working, condition, grade and handling additions and deductions, see table (11).)

TABLE 6—PANEL STOCK

S2S

Grade and widths (inches)	½" finished 5/16" standard lengths 6' and longer	⅝" finished 7/16" standard lengths 6' and longer	¾" finished 9/16" standard lengths 6' and longer
A grade:			
4 and 6	$49.50	$71.00	$87.50
8	50.50	72.50	89.00
8 and 10	52.50	74.50	92.00
12	62.00	86.50	106.50
14	63.00	88.00	115.50
16	69.00	95.50	124.00
18	76.50	104.50	135.00
20	83.50	113.50	145.50
8 to 12 R/W	55.50	78.00	96.00
13 to 19 R/W	70.50	97.00	126.00

Additions and deductions per 1,000 feet board measure: See § 1382.105 (b) (10).
For working:
1. S3S, S4S, add $1.00.
For grade:
2. B, deduct $4.00.
For length:
3. Specified lengths, 8', 10', 12' and 14', add $2.00; 16', add $5.00; 18', add $7.50; 20', add $10.00. All additions shall be to the standard length prices. No additional charge may be made, when 18' and 20' are excluded from standard lengths, either at request of buyer or through inability of seller to supply.
(For other working, condition, grade and handling additions and deductions, see table (11).)

This amendment becomes effective April 5, 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5785; Filed, Apr. 5, 1946; 4:24 p. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 13]

EXEMPTION AND SUSPENSION OF PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS, AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 129 is amended in the following respects:

1. Section 12 (a) (1) is amended by adding the following products:

Antenna systems and towers.
Domestic watt-hour electric meters.
Electron microscopes.
Electronic metal detectors.
Electronic tube apparatus over 5 KW capacity.
High voltage metering equipment, 1,000 volts and over.
Large power equipment as follows:
Current limiting reactors, above 150 KVA.
Diesel or gas, or other internal combustion generator sets, or combinations of such type generator sets, 150 KW and over, including prime movers.
Frequency converters, all types, rotary and electronic, all integral capacity units.
Generators, electric, 150 KW and over.
Motors, electric, A. C. or D. C., 250 HP and over.
Phase converters of integral capacity.
Synchronous condensers of integral capacity.
Synchronous converters, all integral capacity units.
Turbine generator sets, 150 KW and over.
Water wheel generator sets, all sizes and types, including governors.
Transformers, all types, 500 KVA and over.

Lightning arresters, except 15,000 volts and less for pole and cross-arm mounting and except secondary arresters for use on power circuits 650 volts and less.
Magnets, lifting, industrial.
Motion picture equipment and parts for 35mm film, but not including sound recording or reproduction units or parts of such units, rectifiers, wire and cable, lights and lighting equipment, storage batteries, electrical wiring devices and controls.
Neon indicator attachments, except wiring devices.
Power mercury arc rectifiers over 5KW capacity.
Oscillescopes.
Quartz crystal assemblies.
Radio direction finders.
Switch gear listed in the National Electric Manufacturers' Association Manual, Part IV, dated January 31, 1946, in sub-section of Section 8–SG as follows:
8–SG–3 Large air circuit breaker group.
8–SG–4 Power oil circuit breaker group, except outdoor power circuit breakers 15 KV and below.
8–SG–5 Power switchboard group.
8–SG–5a' Manual and Automatic switchgear assemblies.
8–SG–5b' Metal enclosed switchgear.
8–SG–5c' Relays, regulators and miscellaneous switchboard devices sold separately.
8–SG–6 Power switching equipment group, except that for 15,000 volts and less.
Telephone, central station and other telephone equipment as follows:
All complete items of telephone equipment identifiable as such without further work. This does not include parts, storage batteries, wire and cable, cable connectors, pole line hardware and related items, anchors and other general hardware and related items whose use is not limited to telephone service equipment and installations.
Central station power boards, (manual and automatic), switchboards, distribution frames and racks, repeater equipment.
Telephone hand sets and related items of all types which are complete units.
Telephone switchboards, including PBX boards, all sizes and types.
Welding equipment, direct current arc welding types only.
Welding equipment, alternating current, including fusion type welding, rotating arc welding units, but not including transformer type welders.
Welding rods and coated electrodes.
X-ray tubes.

2. Section 12 (b) is amended by adding the following products:

The following new or second hand machine tools covered by MPR's 67 and 1:

Automatic screw machine, single and multiple spindle, over 2½" spindle capacity;
Bending rolls, all sizes and types, over 50,000 pounds in weight;
Board hammers, all sizes;
Boring mills, horizontal, over 5" boring bar;
Boring mills, vertical, over 62" swing.
Car wheel lathes, all sizes;
Cylindrical grinders, plain and universal, over 20,000 pounds in weight;
Engine and turret lathes, over 24" swing;
Face and surface grinders, vertical and horizontal, all types over 15,000 pounds in weight;
Forging presses, all sizes and types;
Hydraulic presses, all sizes and types over 50,000 pounds in weight;
Mechanical presses, all types and sizes over 50,000 pounds in weight;
Milling machines, horizontal and vertical, over size #3;
Milling machines, other types, over 15,000 pounds in weight;
Planers, single and double housing, over 48" x 48" x 10";
Press brakes, over 30,000 pounds in weight;
Radial drills, over 5' arm;
Screw machines and turret lathes, over 2½" spindle capacity;
Squaring shears, over 30,000 pounds in weight;
Steam hammers, both single and double frame.
New and second hand attachments as defined in MPR's 67 and 1 designed specially for a machine tool listed in this paragraph and produced by the machine tool manufacturer and sold by the machine tool manufacturer or by his dealer.

3. Section 12 (c) is amended by adding the following products:

Air preheaters, economizers and superheaters, designed and sold for use with steam generating equipment described in this paragraph (c).
Alarms, fire, which function entirely by mechanical means.
Blocks and sheaves, tackle.
Burners, gas, industrial, designed for use with products covered by RMPR 136.
Burners, oil, industrial and marine, burning No. 5 oil or heavier, except rotary and gun type burners under MPR 591.
Bushings, wood, subject to RMPR 136.
Bushings, combination wood and metal, subject to RMPR 136.
Casters, industrial.
Chains, tire.
Chain hoists (manually operated).
Clamps.
Clevises covered by RMPR 136.
Cloth, industrial woven metallic wire, including pulp and paper mill wire cloth, but not including insect screen cloth, hardware cloth, poultry netting, welded wire fabric and items subject to MPR 133 or MPR 246.
Controls, electric organ.
Controls, chair iron.
Conveyors and conveying systems, industrial of the stationary fixed type except those designed especially for mining use or use with construction plants, or attached to construction or mining machinery, and except portable conveyors and loaders.
Cranes, bridge, gantry, hammerhead, jib.
Dies, jigs, fixtures, molds and patterns, except sales by manufacturers of products in whose production such dies, jigs, fixtures, molds or patterns are used.
Engines, diesel, normally operated at 1200 RPM or less, and with piston displacements in excess of 3000 cubic inches and having a continuous duty rating in excess of 400 horsepower.
Filters, filter elements and parts, industrial, subject to Revised Maximum Price Regulation 136.
Forgings, open or flat die, not including commercial drop forgings.
Grinding balls, ferrous or non-ferrous.
Gaskets, packings and oil seals subject to Revised Maximum Price Regulation 136.
Hose and tubing, flexible, metallic, except electrical metallic tubing.
Instruments, mechanical, for indicating, measuring, testing and/or recording (all types covered by Revised Maximum Price Regulation 136).
Industrial machinery covered by Revised Maximum Price Regulation 136 which is used in the extraction, production or processing of commodities and is not included in any of the categories of products specifically listed in Appendix A of Revised Maximum Price Regulation 136.
Liquid controlling and/or regulating devices, manually operated, designed and sold for use with machinery and equipment covered by Revised Maximum Price Regulation 136, but excluding standard general purpose valves and devices.
Meters, gas, iron and steel cased.
Meters, water.
Presses, baling, except those subject to Maximum Price Regulation 133 or 246 (Farm Equipment).
Pulverizers, coal, including burners and auxiliary combustion equipment, installed for primary purpose of pulverizing solid fuel for firing any type of furnaces and which are required to be built to the National Bureau of Fire Underwriter Standards.
Regulators and dampers, power operated.
Rings, hot-top for ingot molds.
Rope fittings, manila and wire.
Scales, weighing, industrial and laboratory, except coin operated, household, office and store types.
Shanks, shoe.
Shims, metallic, when fabricated as machine parts.
Springs, mechanical precision.
Spinnerettes.
Soot blowers and tube cleaners, power operated, industrial and marine.
Steam cleaning and degreasing equipment and parts-washing and cleaning equipment, industrial, except commercial and domestic laundry and dry-cleaning equipment, dish and utensil washing and cleaning equipment.
Steam generating equipment, such as industrial power boilers 100 p. s. i. and higher, for stationary and marine use, including water tube boilers, horizontal return tubular boilers, refractory lined fire box boilers, but not including steel heating boilers as defined in Section IV A3ME Boiler Construction Code such as horizontal fire box boilers, Scotch type boilers for stationary use, vertical tube and tubeless boilers, oil country type boilers and miniature boilers.
Stokers, industrial and marine, with feeding capacity of 1200 pounds per hour or more.
Strainers and filters, pipe, industrial and marine.
Tanks and vessels (used) covered by Revised Maximum Price Regulation 136 and Maximum Price Regulation 465.
Turnbuckles.
Tools, hand-operated, especially designed for the manufacture, repair or maintenance of aircraft, military or naval vehicles and equipment.
Thermostats, bi-metallic and bellows types, except those covered by Maximum Price Regulation 591 or 188.
Welding and cutting equipment, gas, limited to torches, tips, regulators and generators.
Wheels, water.

4. Section 12 (d) is amended by adding the following products:

Elevators and escalators, passenger and freight, not including farm grain elevators.
Equipment, parts and accessories exclusively designed for use on or in connection with the operation of boats or vessels, including propellers and shafts but not including marine engines, parts and accessories (unless otherwise specifically listed in this section).
Lock and dam machinery listed in Revised Maximum Price Regulation 136, Appendix A.
Railroad and transportation equipment covered by Revised Maximum Price Regulation 136, specifically including, but not limited to:
Cars, freight, including all types of flanged wheel mining and industrial cars.
Cars, passenger, for surface, subway or elevated lines.
Locomotives and tenders, including mining and industrial.
Machines, tools, devices, appliances, designed especially for the installation, operation, maintenance and protection of tracks, yards, signals, rolling stock and motive power of surface, subway or elevated rail lines, including frogs, switches and special track work.

Railroad car and locomotive parts and specialties for elevated, subway and surface lines, including:
Axles; bearings, truck side; boilers, fireboxes, front ends and cabs, fittings, fixtures, devices or appliances mounted thereon.
Brakes and brake gears; coupler devices or attachments; devices and appliances mounted on locomotives for treatment, distribution, and control of water, fuel, steam, sand or electricity.
Doors and fixtures, except those subject to RPS 40 (Builders' Hardware and Insect Screen Cloth).
Draft gears, buffers and attachments.
Driving, foundation and running gear.
Journal boxes, assembled.
Heating, lighting, ventilating and air conditioning equipment.
Lubricating devices.
Miscellaneous fittings, fixtures, specialties, devices or appliances designed specifically for use on railroad cars or locomotives, except artillery or other exclusively military or naval equipment.
Safety appliances and warning devices.
Sides, roofs, ends, running boards and brake steps.
Springs and spring rigging, snubbers and shock absorbers.
Tires, steel.
Train control apparatus.
Trucks, complete.
Underframes.
Wheels, iron and steel.
Trucks, industrial, hand, not including lift trucks and portable elevators as well as special purpose commercial trucks covered by Maximum Price Regulation 188.

5. Section 12 (e) is amended by adding the following products:

Broom making machinery.
Brush making machinery.
Cement making machinery specially designed and sold exclusively for the manufacture of cement.
Clay brick making and clay working machinery.
Doughnut machines, barbecue and/or rotisserie machines, food dicing machines, rotary fish cookers.
Foundry machinery and equipment as follows:
Blast cleaning equipment (sand or shot);
Core making and core crushing machinery;
Cupolas; Dust collecting equipment; Furnaces, electric metal melting; Flasks, ladles, not over 40 tons capacity; Metal molding machines; Sand preparing equipment; Shakeout equipment; Tumbling barrels or tumbling mills.
Lapidary machines and equipment (Gem cutting machines and equipment).
Paper-making and fiber and pulp board making machinery when sold as complete units (not including stock preparatory and converting machinery).
Printing presses, web-fed, newspaper and magazine, when specially built and engineered to individual purchasers' requirements including special-to-order folding machines and cut-off equipment for use with web-fed newspaper and magazine presses.
Rod, wire and tube working machinery.
Rolling mill machinery and equipment.
Textile machinery:
Fiber to fabric machinery as follows:
Cleaning and opening machinery (for cotton, wool or other fibers); Carding machinery; Combing machinery; Drawing and roving frames; Spinning and twisting machines; Yarn preparatory machinery; Synthetic fiber spinning machinery; Machinery for filament extrusion; Staple fiber spinning machinery.
Fabric machinery as follows:
Looms; Knitting machinery; Braiding machinery; Lace machinery; Embroidering machinery.
Bleaching, dyeing and finishing machines as follows:
Bleaching machinery; Dyeing machinery; Cloth printing machinery; Starching machinery; Dry-finishing machinery; Wet finishing machinery; Cloth handling machinery.
Watch makers' cleaning machinery.

6. Section 12 is amended by adding the following paragraph (f):

(f) *The following parts, attachments and accessories.* Attachments and accessories exclusively designed for incorporation in or attachment to and applicable solely to a particular machine or piece of equipment specifically suspended in this section 12. This suspension does not apply, however, to sales of any of the following products except in so far as they have been specifically listed in other paragraphs of this section: Adapters; Arbors; Blocks, machine tool; Brakes, spindle; Centers, bench; Centers, lathe; Chucks, all types; Die heads; Die sets; Dogs, work driving; Edges, straight; Electric etchers and de-magnetizers; Feeding devices; Glass, level; Guides, adjustable; Heads, universal dividing; Holders, tool; Holders, work; Mandrels, all types; Plates, angle; Plates, brick liner; Plates, face; Plates, lapping; Plates, surface; Plates, wearing; Posts, tool; Saw accessories; Sockets; Stops, machine; Torque wrenches; Wheels, buffing and polishing; Wheels, abrasive; Batteries, storage, wet cell; Bearings, anti-friction; Bearings and bushings, ferrous and non-ferrous, subject to RMPR 136; Belting, leather and textile, subject to RMPR 136; Bushings, porcelain, glass and steatite for electrical uses; Cable, wire, and wire and cable accessories subject to MPR 82; Capacitors, electrical; Chain, chain fittings and assemblies subject to RMPR 136; Chains, power transmission, including sprockets; Circuit breakers, electrical; Compressors, air and gas; Conduit fittings; Conduit, metallic, for electrical use; Control equipment, electrical; Cutting tools, subject to RMPR 136; Cylinders, power, hydraulic, pneumatic and hydropneumatic; Distribution boards, electrical; Ducts for electrical uses, subject to RMPR 136; Electronic devices, equipment and parts, subject to RMPR 136; Engines, internal combustion, subject to RMPR 136; Engine generator sets, subject to RMPR 136; Fans and blowers, industrial, subject to RMPR 136; Forgings, subject to MPR 351; Fuses for the protection of electrical equipment, subject to RMPR 136; Gears, pinions, sprockets and speed reducers, subject to RMPR 136; Generators, electrical, subject to RMPR 136; Glass products, industrial and scientific, subject to RMPR 136; Heat exchanger equipment, subject to RMPR 136; Heating units and devices, electrical, subject to RMPR 136; Hoists; Insulators, porcelain, glass, steatite, for electrical uses; Lighting equipment, electrical, subject to RMPR 136; Lubricating systems and devices, subject to RMPR 136; Magnetos, subject to RMPR 136; Motors, electrical, subject to RMPR 136; Panel boards, electrical; Plastic products, subject to MPR 523; Power transmission equipment subject to RMPR 136; Pumps, hand operated and power operated, subject to RMPR 136; Rectifiers, power industrial; Screw machine products, subject to RMPR 136; Signalling apparatus, subject to RMPR 136; Sound recording and reproducing equipment, subject to RMPR 136; Spraying devices, industrial, power operated, subject to RMPR 136; Springs, subject to RMPR 136; Sprockets, power transmission, subject to RMPR 136; Stampings, metal, subject to RMPR 136; Switch boxes, electrical; Switches, electrical; Switches, electrical, knife and enclosed; Switchgear and switchgear accessories; Tanks and vessels, new, pressure, non-pressure and open, subject to RMPR 136; Transformers, electrical, subject to RMPR 136; Wheels, subject to RMPR 136; Wiring devices, electrical.

Parts of any machinery or equipment covered by RMPR 136 when the machine was produced prior to December 31, 1940, when such parts are not interchangeable with parts for machines being produced at the time of sale.

Parts, repair and replacement, which are designed especially for incorporation in any of the machinery or equipment listed in this section and which have been supplied by the manufacturer of the machinery and equipment. This includes, however, sales by resellers of such parts.

7. Section 12 is amended by adding the following paragraph (g):

(g) *The following services.* Services in connection with the installation of any of the machinery or equipment listed in this section only when the machinery or equipment is sold by the manufacturer on an installed basis.

8. Section 13 (b) is amended by adding the following:

Marine or ship castings subject to RPS 41 or RMPR 125 when specifically designed for ship or marine use, except castings in machinery and accessories used for ship propulsion.

Railroad specialties as defined in § 1306.113 of RPS 41.

This amendment shall become effective April 8, 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5881; Filed, Apr. 8, 1946; 4:32 p. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 3]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 82 is amended by adding section 16 (d) to read as follows:

(d) *Products containing silver.* Except where another provision of this regulation permits the increase in cost due to the increased price of silver to be reflected in the maximum price, the maximum price for the sale of any products containing silver shall be as follows:

(1) *Manufacturers.* The maximum price for the sale by the manufacturer of a product containing silver shall be the price determined in accordance with other applicable provisions of this regulation plus an increase in dollars and cents computed as follows: The manufacturer shall multiply the number of fine troy ounces contained in the product by the difference between 45 cents and the market price, not in excess of 71.111 cents, per fine troy ounce of silver which is in effect to the manufacturer at the time he sells or quotes a price for the sale of the product.

(2) *Resellers.* The maximum price for the sale by a reseller of a product con-

taining silver shall be determined by computing a price in accordance with all other applicable provisions of this regulation, except that it shall be based upon his supplier's price before inclusion of the differential for the price of silver and shall then be increased by the dollar-and-cents amount of the differential stated by his supplier.

This amendment shall become effective April 8, 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5870; Filed, Apr. 8, 1946; 4:30 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 15, Amdt. 49]

ADJUSTMENT OF MAXIMUM PRICES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Regulation No. 15 is hereby amended in the following respects:

1. The first sentence of § 1499.75 (a) (27) (iv) is amended to read as follows: "Subject to the qualification that adjusted maximum prices shall not exceed the lowest price level referred to in (iii) above, adjustments may be granted to the extent necessary to permit the price to cover current total costs or to the extent of 90% of the amount by which the applicant's direct labor and material costs[1] per unit currently are in excess of the highest of those costs experienced in the 'reference period', whichever is greater."

2. To § 1499.75 (a) (27) (vi) add the following:

(e) Woven or quilted mattress pads.
(f) Ironer pads and covers.

This amendment shall become effective April 8, 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5874; Filed, Apr. 8, 1946; 4:32 p. m.]

PART 1377—WOODEN CONTAINERS

[RMPR 320,[1] Amdt. 5]

EASTERN AND CENTRAL WOODEN AGRICULTURAL CONTAINERS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 320 is amended in the following respects:

1. In Table III of section 3, the maximum prices for those items specified below are revised as follows:

TABLE III—CLIMAX BASKETS; BERRY CUPS; TILL BASKETS

Container description	Units	Minimum truckload	Price
1-qt. American berry cups pre-dried.	Thousand	60,000	$9.90
1-qt. American berry cups—wet.	....do	60,000	9.65
1-qt. American berry cups—tight corners.	....do	60,000	11.00
1-qt. Hallock berry cups	....do	60,000	11.00
1-pt. American berry cup—pre-dried.	....do	70,000	8.80
1-pt. American berry cups—wet.	....do	70,000	8.55
1-pt. Oblong berry cups	....do	60,000	8.80
1-pt. Hallock berry cups	....do	70,000	9.90

2. In Table V of section 3, the maximum prices for those items specified below are revised as follows:

TABLE V—CRATES, PARTS, MISCELLANEOUS

Freight container Bureau No.	Container description (freight container bureau specifications except as noted)	Units	Minimum truck loads	Price
252	24-pt. American berry crates9" or 9½" x 9" x 18".	100	1,250	$44.00
260	24-pt. berry crates—oblong cups	100	1,250	45.65
5615	24-pt. wired American berry crates	100	1,250	45.10
	16-qt. American berry crates	100	1,000	40.70
	16-qt. Hallock berry crates	100	1,000	40.15
295	36-pt. berry crates—oblong cups	100	1,000	61.55
253	24-qt. American berry crates 11" x 11" x 21¾" to 22"	100	1,000	56.10
5616	24-qt. wired American berry crates	100	1,000	57.75
5501	24-qt. Jarrell-type folding berry crates	100	1,000	64.90
5720	24-qt. hinged cover berry crates—made up	100	200	77.55
	Berry crate dividers	100	.....	2.30
252	24-pt. American berry crate parts:			
	Ends	100	.....	4.00
	Sides	100	.....	2.29
	Tops	100	.....	2.19
	Bottoms	100	.....	1.81
253	24-qt. American berry crate parts:			
	Ends	100	.....	6.13
	Sides	100	.....	3.42
	Tops	100	.....	3.95
	Bottoms	100	.....	2.99

3. Section 3a is revoked.

This amendment shall become effective April 8, 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5869; Filed, Apr. 8, 1946; 4:30 p. m.]

[MPR 188, Amdt. 77]

PART 1499—COMMODITIES AND SERVICES

MANUFACTURERS' MAXIMUM PRICES FOR CONSUMERS GOODS OTHER THAN APPAREL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 188 is amended in the following respects:

1. Section 1499.152 is amended to read as follows:

§ 1499.152 *Buying or selling above ceiling prices forbidden.* (a) Regardless of any contract or any other obligation:

(1) No manufacturer of an article covered by this regulation shall sell or deliver such article at a price higher than the maximum price permitted by this regulation. A manufacturer's sales of all articles covered by this regulation which are set forth in Appendix A, but which are not also set forth in Appendix C (and which are not exempted from price control by Supplementary Order No. 126), are suspended from price control for an indefinite period of time, provided the manufacturer complies with the requirements of § 1499.159c of this regulation. If a manufacturer fails to file the information required by that section, his sales of those articles are not suspended from price control, and his maximum prices are those properly determined under the pricing provisions of this regulation.

(2) No person in the course of trade or business shall buy or receive any such article from a manufacturer at a price higher than the maximum price permitted by this regulation:

Provided, That in the case of articles for which a maximum price has been established under §§ 1499.156 or 1499.157 of this regulation, if the purchaser shall receive from the seller a written affirmation that the seller has calculated the maximum price for the article in accordance with either of these sections, and has filed a report with the Office of Price Administration and complied with the prescribed waiting provisions, and if in such case the purchaser shall have no knowledge of the maximum price and no cause to doubt the accuracy of the affirmation, the purchaser shall be deemed to have complied with this section if the price paid is not in excess of the maximum price as affirmed by the seller.

(b) No manufacturer may sell, offer for sale, or deliver any article for which a maximum price must be determined under §§ 1499.156 or 1499.157 until he has complied with the reporting and waiting provisions of the applicable section, or an article for which a maximum price must be established under § 1499.158 until an order under that section establishing his maximum prices has become effective.

2. Section 1499.157 (a) is amended to read as follows:

(a) *Pricing formula.* To establish a maximum price the manufacturer shall:

(1) Determine the "unit direct cost" for the article being priced.

(2) Select from his line of "comparable articles" for which maximum prices have already been established, two comparable articles: the one which has a unit direct cost immediately higher and the one which has a unit direct cost immediately lower than the unit direct cost of the article being priced. If a comparable article has the same unit direct cost as the article being priced, it shall be selected in addition to the comparable articles immediately above and below. If all comparable articles are either above or below, the one closest in unit direct cost shall be selected.

(3) Determine both the average percentage and the average dollar mark-up over unit direct cost for the comparable articles selected.

In calculating the mark-up over unit direct cost for the comparable articles selected, the manufacturer shall use the maximum prices for those articles, including only adjustments authorized under Supplementary Order 118, Revised Supplementary Order 119, or § 1499.159e of this regulation, or under this section. However, in the case of household furniture articles covered by Order No. 4800 under this regulation, or by Order No. 8 under § 1499.159e of this regulation, the manufacturer shall use, instead, the maximum prices of the comparable articles, exclusive of all adjustment charges or permitted increases. The maximum prices used shall be those applicable to the class of purchaser to whom he sold the largest quantities of those articles. The same class of purchaser shall be used for all the comparable articles. If the class of purchaser to whom he sold the largest quantities is not the same for all of the comparable articles, the manufacturer shall determine which of the comparable articles, the manufacturer shall determine which of the comparable articles has the largest sales volume and use the maximum prices applicable to the class of purchaser to whom he sells that article in the largest volume.

(4) Apply to the unit direct cost of the article being priced either the average percentage or the average dollar markup, whichever will yield the lower price. The resulting price shall be the maximum price for sales of the article being priced to such largest volume class of purchaser. That price may be adjusted for other classes of purchaser according to § 1499.159.

In the case of all articles except household furniture covered by the orders referred to above, these maximum prices will automatically include any individual adjustments permitted the manufacturer under Supplementary Order 118 or Revised Supplementary Order 119, or any industry-wide adjustment permitted under § 1499.159e of this regulation. These maximum prices may not, therefore, be increased by any industry-wide adjustment set forth in an order under § 1499.159e of this regulation, unless the order specifically provides for increasing maximum prices determined on the basis of comparable articles whose maximum prices include adjustments.

In the case of household furniture articles covered by the orders referred to above, these maximum prices may be increased under either of the following provisions:

(i) If the manufacturer was permitted to increase his maximum prices for the comparable articles under Supplementary Order 118 or Revised Supplementary Order 119 or under this provision, he may increase these maximum prices by the percentage which he determines in accordance with "Note 3" in section 6 of Revised Supplementary Order No. 119.

(ii) If the manufacturer's industry was granted an industry-wide adjustment under § 1499.159e of this regulation (for example, metal furniture covered by Order No. 8 under that section), he may increase these maximum prices by the percentage amount of that industry-wide adjustment.

EXAMPLE OF COMPUTATION OF MAXIMUM PRICE WHEN NO INCREASE HAS BEEN PERMITTED IN MAXIMUM PRICES OF COMPARABLE ARTICLES

[Unit direct cost of the article being priced: $9.00]

Unit direct costs of comparable articles selected according to (2)	Maximum selling price for each such article	Dollar mark-up for each such article	Average percentage mark-up for such articles
$10	$14	$4	$23 (sum of maximum prices).
7	9	2	—$17 (sum of unit direct costs).

Unit direct cost plus average percentage mark-up=$9 plus $3.18=$12.18.
Unit direct cost plus average dollar mark-up=$9 plus $3=$12.
Maximum selling price of article being priced (the lower of above two sums) $12.

3. A new § 1499.157 (b) (4) is added to read as follows:

(4) *Alternative method of computation by base period manufacturers.* If, during March 1942, a manufacturer produced articles of the same type as the article being priced, he may compute his unit direct costs by using the following wage rates and material prices instead of those provided above in paragraphs (b) (1) and (b) (2). A manufacturer who computes his unit direct costs in this way must indicate on the report he files under paragraph (e) of this section that his unit direct costs were computed in accordance with this alternative method.

(i) The wage rates applicable to any article shall be the highest wage rates in effect in the manufacturer's plant for any substantial portion of March 1942, for each class of labor involved in the production of the article. If the manufacturer did not employ a given class of labor in March 1942, he shall use the highest wage rate paid for any substantial portion of March 1942, by the nearest employer operating under comparable conditions who employed that class of labor during that month.

(ii) The price of any material used in the comparable article and the article being priced shall be the highest price charged during March 1942 (as defined in § 1499.163) by the "manufacturer's supplier". Material prices must be based on purchases in comparable quantities from the same or corresponding class of supplier for both the comparable articles and the article being priced. If a particular material is a new material which was not produced during March 1942, the price used shall be the lower of the manufacturer's cost, or the ceiling price for sales to the manufacturer of a supplier who is of the same class as the manufacturer's March 1942 supplier of the material having a use most similar to that of the new material. For the purposes of this provision the "manufacturer's supplier" shall be his March 1942 supplier of the material, or, lacking a March 1942 supplier of the material, his most recent supplier of the material; and if neither of these exists, it shall be his potential supplier.

4. A new paragraph is added at the end of § 1499.157 (e) to read as follows:

The Price Administrator, or his duly authorized representative may by order under this section establish maximum prices for sales by persons other than the manufacturer of an article for which a manufacturer's maximum price has been determined under this section.

5. The first sentence of § 1499.158 (a) is amended to read as follows:

(a) *Maximum prices.* If a maximum price cannot be established under any of the preceding pricing methods of this regulation, or if the use of the third pricing method (§ 1499.157) is not feasible because of the large number of new articles for which a particular manufacturer is required to determine his maximum prices, the maximum price for sales of an article to a particular class of purchaser shall be the price in line with the level of maximum prices established by this regulation fixed by the Price Administrator or his duly authorized representative.

6. The first paragraph of § 1499.158 (b) is amended to read as follows:

(a) *Reports of maximum prices.* Before offering to make any sale for which a maximum price must be established under this section, the manufacturer shall submit a report in duplicate applying for the establishment of a maximum price or prices for his sales of the article. In the case of consumers durable goods, the manufacturer shall submit the report to the District Office of the Office of Price Administration having jurisdiction over the area in which the principal place of his business is located.

7. Section 1499.158a is amended by inserting the section number "1499.157" immediately before the section number "1499.158" where it appears for the first time in § 1499.158a.

8. A new § 1499.158b is added to read as follows:

§ 1499.158b *Establishment of maximum prices in certain cases.* If a manufacturer is required by this regulation (or an order under this regulation) to file a report of maximum prices before his maximum prices are deemed to be properly established, or to file an application for the establishment of maximum prices, and he fails or refuses to do so or to furnish any of the information required under the applicable pricing provision, the Office of Price Administration may, on its own motion, issue an order under this section fixing the manufacturer's maximum prices which, according to the best information available to it, are in line with the maximum prices which would have been established had the manufacturer complied with the regulation or order. Maximum prices so established will be effective as of the date of first sale.

A Regional Administrator, or any District Director authorized by the appropriate Regional Administrator, may issue orders under this section.

9. The last two sentences of § 1499.159d are amended to read as follows: "In addition, every manufacturer must file three

[1] 9 F.R. 2821, 11007; 10 F.R. 654, 2967; 11 F.R. 2824.

copies of every notification he issues to the trade on and after July 15, 1945, concerning new prices, changes in prices, changes in terms, discounts, allowances, and conditions of sale, and changes in the model designation of any article he manufactures, as well as three copies of every catalog, price list, and other announcement by which he offers articles covered by this regulation for sale to the trade. Copies of these notifications and announcements must be filed within ten days after they were first issued to the trade."

10. A new paragraph is added at the end of § 1499.159d to read as follows:

In the case of a manufacturer whose sales of particular articles have been exempted or suspended from price control, the requirements of this section shall be deemed to be satisfied if he files with the Office of Price Administration, Washington, D. C., only one copy of the notifications or announcements described above which he issues on and after the date on which his sales were exempted or suspended.

11. Section 1499.161 is amended to read as follows:

§ 1499.161 *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

12. Section 1499.162 is amended to read as follows:

§ 1499.162 *Enforcement.* Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

13. Section 1499.166 (Appendix A) is amended in the following respects:

Paragraph (b) (10) (xii) is amended by changing the last item in the list contained therein to read as follows:

Parts (except electrical) for portable lamps and lamp shades.

b. Paragraph (b) (13) is amended by deleting the word "photo-engraving" from the heading thereof, and by deleting the listing "Photoengraving machines, apparatus, and supplies".

c. Paragraph (b) (20) is amended by adding the following to the list of articles contained therein:

Specialty display boxes (other than paper) in which individual items of consumer durable goods (such as fountain pens, watches, razors, jewelry, etc.) are customarily packaged and sold.

Silverware chests

14. Section 1499.167 (Appendix B) is hereby revoked.

15. A new § 1499.168 is added to read as follows:

§ 1499.168 *Appendix C.* Manufacturers' maximum prices for the following articles of consumer durable goods must be established under this regulation:

NOTE: The categories set forth below are not intended to include any articles which are not also included in Appendix A.

(a) Paints and varnishes, including but not limited to:

Ready-mixed paints of all types (interior and exterior).
Paste and semipaste paints.
Putty.
Fillers.
Oil, varnish, and spirit stains.
Paint and varnish remover.
Colors in oil.
White lead in oil.
Zinc white in oil.
Marine paints.
Aqueous (water) paints.
Calcimine.
Compounds:
  Calking.
  Waterproofing (integral and hardeners).
  Pipe.

(b) (1) The following articles of bedding:

Box springs, made with new or used coils or new and used filling materials.
Cots (including folding and rollaway), made of all new materials.
Double-duty sleep equipment, made of new or used materials (including studio couches, sofa beds, lounges, chair beds, love seats, and sliding couches).
Double-deck beds, made of all new materials.
Sisal pads, made with new or used materials.
High chair, play yard, basket and nursery seat pads, and other nursery pads, made with new or used filling materials.
Cotton wadding and batting, made from new and used materials (but not including dry goods cotton wadding and batting sold by the manufacturer directly to retailers).
Mattresses and mattress pads, made with new and used innerspring units or new and used filling materials.
Comforters.
Bedsprings which are made as integral parts of non-metal beds.
Inner-constructions for box springs and double duty sleeping equipment, made of all new materials.

(2) The following household furniture and furniture parts:

All types of household furniture manufactured from any new material or from new materials and used innerspring units, used filling materials, used upholstery frames, or used joinery hardware, for any purpose to be used in any location, and any other articles manufactured from new materials which are made to serve the functional purposes of furniture.
Furniture frames.
Assembled wood furniture parts.

(3) All floor coverings except terry cloth bath mats and wool floor coverings subject to Revised Price Schedule No. 57;

Carpet lining.

(4) The following articles of hardware:

a. The following types of carpenters', mechanics' and miscellaneous hand tools:

Adzes.
Auger bits and braces, hand.
Auto mechanics' tools.
Axes.
Bars.
Blow torches and firepots.
Calipers.
Caulking tools.
Cement workers', masons' and plasterers' hand tools.
Chisels.
Dividers.
Drills and drill points.
Hammers.
Hatchets.
Knives, draw.
Levels.
Logging tools.
Nail pullers.
Planes.
Pliers.
Punches.
Rules and tapes.
Saws, including hacksaw frames.
Screw drivers.
Snips.
Soldering irons.
Squares.
Wrenches, including sockets and drivers.

b. Heavy forged iron tools (all types listed in Department of Commerce Circular "Forged Tools, Simplified Practice Recommendation R 17", such as bars, mattocks, mauls, picks, sledges, wedges, etc.).

c. The following farm and garden tools:

Forks, handled.
Hoes and rakes, but not lawn rakes.
Post hole diggers and augers, hand operated.
Pruning equipment, but not hedge shears.
Scythes.
Shovels, scoops and spades, but not snow shovels.
Sprayers and dusters, hand operated, insecticide.
Weeders and cultivators, long handled.

d. The following miscellaneous hardware articles:

Fitted tool cases and kits.
Lanterns, oil, kerosene, gasoline.
Lawn mowers, hand operated.
Oilers.
Wheelbarrows.

(5) The following household appliances:

Household sewing machines.
Household dishwashers.
Air conditioning equipment, portable, under one horse power.
Small electrical appliances, as defined in Order No. 6 under § 1499.159e of MPR No. 188 (except pedestal, portable and wall fans with blades over 20 inches in diameter).
Acoustically amplified phonographs.

(6) Household ice refrigerators.

(7) The following articles of housewares:

Aluminum, enamelled, cast iron, galvanized, japanned, magnesium and stainless steel cooking utensils and housewares, including garbage and ash cans.
Bath scales.
Bathroom and closet fixtures.
Shower curtains and shower curtain sets.
Carpet sweepers, hand operated.
Carving and kitchen knives and forks.
Casseroles, cookers, and canners.
Clothes wringers.
Coffee makers and parts.
Food choppers and extractors.
Hand operated washing machines.
Home canning jars and closures.
Metal pails and tubs.
Portable ovens, household.
Pottery for cooking or table use.
Ironing boards.
Washboards.
Wire housewares.

(8) Luggage, including but not limited to:

Briefcases.
Club bags.
Dress trunks.
Finished cases made of wood, leather, fabricated canvas, etc., for carrying scientific, medical and other instruments.
Fitted cases.
Overnighters.
Gladstones.
Hand trunks.
Hat and shoe boxes (except paper).
Sample cases.
Sample trunks.
Steamer trunks.
Suitcases.
Two suiters.
Wardrobe trunks.
Zipper bags.
Train boxes.
Military type handbags.
Etc.

(9) The following articles of glassware:

Cooking ware.
Mixing bowls.
Cutware.
Dishes.
Kitchenware.
Heat resistant glassware.
Lamp chimneys.
Lantern globes.
Illuminating glassware.
Tableware.
Tumblers.
Hotel and institutional glassware.

(10) Mirrors.

(11) Portable lamps and shades (other than industrial lighting fixtures) including:

Boudoir lamps.
Desk lamps.
Floor lamps.
Table lamps.
Novelty lamps.
Wall lamps.
Oil lamps.
Mantle lamps.
Torchiers.
Hurricane lamps (electrical or oil).
Lamp shades.
Etc.
Parts (except electrical) for portable lamps and lamp shades.

(12) Table flatware (tableware and cutlery, sterling silver, silver plated, or base metal).

(13) Clocks and "clock-type" watches, clock movements, and watch and clock cases.

(14) The following wheel goods, parts, and accessories:

Bicycles, bicycle accessories, and parts (except tires and tubes).
Motor scooters.
Tricycles and velocipedes.
Baby carriages, strollers, and walkers.
Beach carts.
Scooters.
Sidewalk bikes.
Wagons with metal bodies longer than 18 inches.
Wheeled play cars.

(15) The following optical goods:

Finished and semi-finished lenses for optical, ophthalmic, and scientific use.
Cases, frames, and mountings for eye glasses, spectacles, sun glasses and goggles.
Sun glasses.
Goggles and goggle lenses (except those classified as industrial safety equipment).

(16) The following health supplies and equipment.

Adhesive plaster and tape.
Surgical bandages.
Wheel chairs.
Absorbent cotton.
Crutches.
Surgical dressing.
First aid kits.
Surgical gauze.

(17) The following business and store machines:

Accounting machines.
Adding machines.
Addressing machines.
Bookkeeping machines.
Calculating machines.
Cash registers and devices in which a cash register or its basic mechanism is a component part.
Dictating machines.
Duplicating machines.
Fare registering machines.
Recording machines.
Stenographic machines.
Typewriters.
Scales.
Food slicing and chopping machines.
Coffee grinders.

(18) The following articles of commercial equipment and supplies:

Commercial furniture and equipment, metal or wood, office, store or institutional of the following types:
  Desks.
  Cabinets.
  Files.
  Lockers.
  Shelving.
  Tables.
  Chairs (except barber chairs).
  Store display equipment (such as cabinets, racks, show cases, stands, etc., but not including manikins).
Commercial cooking utensils and pails.
Hotel and restaurant tables and chairs.
Tool boxes.
Safes, cash and bond boxes.

(19) Funeral supplies (including caskets and metal burial vaults)

(20) The following miscellaneous articles:

Automobile seat coverings.
Therapeutic lamps.
Dry batteries.
Photographic equipment, accessories and supplies (including carrying cases).
Floor cleaning and polishing machines.
Fountain pens and mechanical pencils, and sets.
Venetian blinds.
Window shades.
Ink.
Buckles and parts, fasteners (slide and snap), and parts, hooks and eyes, clasps.
Thermostats for domestic cooking ranges.
Radio and phonograph cabinets.
Cabinets for household refrigerators.
Cabinets for household sewing machines.
Name plates.
Awnings.
Outboard motors.
Brooms.
Razors and razor blades.
Umbrellas.
Silverware chests.
Step ladders.

(c) Rope and cordage of the following types:

Rope and cordage including grommets made from rope (except those manufactured from cotton and synthetic fibers).
Rope halters.
Wrapping twines (except cotton).

This amendment shall become effective on the 8th day of April 1946.

NOTE: The record keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 8th day of April 1946.

PAUL L. PORTER,
Administrator.

[F. R. Doc. 46-5864; Filed, Apr. 8, 1946; 4:27 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14C,[1] Amdt. 17]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN FOODS AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1.6 is amended to read as follows:

[1] 10 F.R. 1165, 1764, 2618, 5458, 6308, 8020, 9010, 7882, 10124, 10231, 11364, 11906, 13369, 13370, 14295, 14318; 11 F.R. 14619.

SEC. 1.6 *Ground pepper (bulk and packaged).*—(a) *Definitions.* (1) "Bulk ground pepper" means ground black or white pepper packed in containers of 3 pounds capacity or more.

(2) "Packaged ground pepper" means ground black or white pepper packed in containers of less than 3 pounds.

(3) "Distributor" means a person who purchases all he sells "for his own account" of the kind and brand of product being priced and resells it without processing any part of it.

(b) *Maximum prices which processors may charge for bulk ground pepper in bags.* A processor's maximum price for sales of bulk ground black pepper in bags f. o. b. New York City, shall be $.1875 per pound.

A processor's maximum price for sales of bulk ground white pepper in bags f. o. b. New York City shall be $.2875 per pound.

A processor's maximum price for sales of bulk ground pepper in bags f. o. b. any point other than New York City, shall be the f. o. b. New York City maximum price per pound, plus the lowest established less-than-carload rail freight rate from New York City to such point, reduced to a per pound basis.

(c) *Maximum prices which distributors other than wholesalers and retailers may charge for bulk ground pepper in bags.* The maximum price for bulk ground pepper in bags, f. o. b. shipping point, of a distributor who is not a wholesaler or retailer shall be the maximum price of the processor f. o. b. factory, plus incoming freight paid by him. ("Wholesalers" and "retailers" mean the persons respectively referred to as "wholesalers" and "retailers" in Maximum Price Regulation Nos. 421, 422 and 423.)

(d) *Maximum prices for processors and distributors for sales of bulk ground pepper in containers other than bags.* A processor's or distributor's maximum price per pound for sales of bulk ground pepper in containers other than bags, f. o. b. a particular point, shall be the maximum price per pound established by paragraphs (b) and (c) respectively, for a sale in bags, f. o. b. that particular point, adjusted to reflect his established March 1942 per pound price differential between sales in bags and sales in the type of container in which the pepper is being sold.

(e) *Maximum prices which all sellers other than wholesalers and retailers may charge for packaged ground pepper.* Any seller whose maximum prices for sales of packaged ground pepper are on April 9, 1946 established by the General Maximum Price Regulation, may adjust his maximum prices therefor to an amount not in excess of:

(1) His maximum price as established by the General Maximum Price Regulation to the same class of purchasers for the same container type and size of packaged ground pepper, plus

(2) $.0900 per pound of net weight of black pepper and $.1200 per pound of net weight of white pepper, respectively.

(f) *Discounts.* All sellers shall allow as a deduction from their maximum prices the discounts for prompt payment

which they customarily allowed during March 1942.

(g) *Notification of new maximum price.* With the first delivery after April 10, 1946, of bulk or packaged ground pepper, in any case where a seller determines his maximum price pursuant to this section, he shall supply each wholesaler and retailer who purchases from him with written notice reading as follows:

_____
(Insert date)

NOTICE TO WHOLESALERS AND RETAILERS

Our OPA ceiling price for (describe item by kind, variety, grade, brand, style of pack, and container type and size) has been changed by the Office of Price Administration. We are authorized to inform you that if you are a wholesaler or retailer pricing this item under Maximum Price Regulation 421, 422 or 423, you must refigure your ceiling price for this item on the first delivery of it to you from your customary type of supplier with this notification after April 10, 1946. You must refigure your ceiling price following the rules in section 6 of Maximum Price Regulation No. 421, 422, 423, whichever is applicable to you.

For a period of 60 days after determining the new maximum price for the item, and with the first shipment after the 60-day period to each person who has not made a purchase within that time, each processor or repacker shall include in each case, carton, or other receptacle containing the item, the written notice set forth above, or securely attach it to the outside. However, for sales direct to any retailer, the seller may supply the notice by attaching it to, or stating it on, the invoice covering the shipment, instead of providing it with the goods.

This amendment shall become effective April 10, 1946.

Issued this 9th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5928; Filed, Apr. 9, 1946; 11:36 a. m.

PART 1499—COMMODITIES AND SERVICES

[SR 14K, Amdt. 2]

MODIFICATIONS OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN MACHINERY AND PARTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14K is amended in the following respects:

The following section 4.2 is hereby added:

SEC. 4.2 *Plug fuses*—(a) *Definition.* For the purposes of this paragraph, the phrase "plug fuse" includes standard plug fuses, sub-standard plug fuses, and special size plug fuses.

"Standard" plug fuses are one-time (or nonrenewable) standard Edison base plug fuses constructed in accordance with the requirements of Underwriters Laboratories, Inc., or of any governmental agency, for the protection of 125-V electric current, and of 10, 15, 20, 25 or 30 amperages.

"Sub-standard" plug fuses are plug fuses of size not included in the definition of "standard" plug fuses, but which otherwise meet the definition of "standard" plug fuses, and which are specifically identified as "sub-standard" sizes in the manufacturer's published price list in effect on October 1, 1941.

"Special" size plug fuses are plug fuses of sizes which are not included in the definition of "standard" and "sub-standard" plug fuses, but which otherwise meet the definition of "standard" plug fuses.

The phrase "plug fuse" shall not include any type plug fuse having a thermal element or any other electrical device in addition to a fusable element.

(b) *Maximum prices.* Maximum prices for sales of any plug fuses to consumers shall be the dollars-and-cents amounts listed below:

Standard Plug Fuses: $50.00 per 1,000.
Substandard Plug Fuses: $55.00 per 1,000.
Special Plug Fuses: $57.00 per 1,000.

This amendment shall become effective April 5, 1946.

Issued this 5th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5782; Filed, Apr. 5, 1946; 4:23 p. m.]

Chapter XX—Office of Contract Settlement

[Reg. 14, Amdt. 4]

PART 8004—TERMINATION COST MEMORANDUMS

Pursuant to section 2 of Regulation No. 14 of this Office, Termination Cost Memorandum No. 11, which was issued on July 26, 1945, as part of Amendment No. 2 to Regulation No. 14, is hereby revised and reissued as a part of such regulation. The revision is deemed advisable for the sake of clarity and is reflected in the rewording of paragraph 2a of the memorandum.

H. CHAPMAN ROSE,
Director.

MARCH 30, 1946.

TERMINATION COST MEMORANDUM NO. 11 APPLICABLE TO FIXED-PRICE SUPPLY CONTRACTS

(As revised and reissued on March 30, 1946)

(Issued under Regulation No. 14)

SETTLEMENT EXPENSES AND COSTS OF PROTECTION AND DISPOSITION OF PROPERTY

1. *Reference to statement of cost principles.* The statement provides for the inclusion of settlement expenses and costs of protection and disposition of property as follows (subpars. 1 (k) and (l)):

Settlement expenses. Reasonable accounting, legal, clerical, and other expenses necessary in connection with the termination and settlement of the contract and subcontracts and purchase orders thereunder, including expenses incurred for the purpose of obtaining payment from the Government only to the extent reasonably necessary for the preparation and presentation of settlement proposals and cost evidence in connection therewith.

Protection and disposition of property. Storage, transportation and other costs incurred for the protection of property acquired or produced for the contract or in connection with the disposition of such property.

2. *Definitions.* a. The costs and expenses covered by subparagraphs 1 (k) and (l) of the Statement of Cost Principles include such items as are incident to effecting terminations, termination settlements, and the protection and disposition of property acquired or produced for the contract and on hand at the date of termination. They do not include: (1) the cost of idle equipment, facilities, and personnel and (2) accounting, legal, clerical, and other costs and expenses incurred by a prime contractor or a subcontractor in any formal appeal or submission, either within a contracting agency or to the Appeal Board of the Office of Contract Settlement, or in any arbitration, mediation, or suit in court, where such proceeding is instituted by such contractor for the purpose of obtaining payment in excess of the settlement amount determined to be due by the Government or an intervening higher tier contractor. Nothing herein shall be deemed to preclude recovery by a contractor of the reasonable costs and expenses incurred by it in settling termination claims of subcontractors related to the terminated portion of its war contract, including in appropriate cases the cost of defending itself against the assertion of such claims.

b. The costs of preservation and protection of termination inventory include the necessary greasing, packing, and any other special treatment accorded termination inventory to insure the maintenance of its condition as well as the cost of special precautions necessary to insure its safety. Such costs should be distinguished from storage of termination inventory, the cost of which may include (1) amounts actually paid or payable to outside parties and (2) a reasonable allocation of the contractor's own costs.

3. *Interpretations.* a. To the extent practicable, the costs and expenses covered by this memorandum should be segregated and charged directly to particular terminated contracts. However, where direct charging is not practicable, any method of allocating these expenses may be used which produces results consistent with the principles set forth in subparagraph c below. The method used may be based on estimates in the light of past experience and reasonably anticipated future terminations. In the absence of a more appropriate basis of allocation, expenses not charged directly may be allocated to particular terminated contracts by the application of a properly computed rate to the amount of the contractor's own costs included in the settlement proposals.

b. Settlement expenses and costs of protection and disposition of property may include a properly allocable portion of the costs, including overhead, of special termination units or departments and regularly established organizational units. In such cases, it is not necessary that the expenses of such units or departments be identified with specific contracts, but the services performed must be directly related to termination activities. Factory and administrative overhead may be included as a settlement expense only to the extent that the elements of such overhead are properly allocable to such termination units or departments.

c. Whatever method is used to allocate settlement and property expenses, the cumulative amount included for these expenses in all termination settlements to date should not exceed the cumulative total of such expenses actually incurred, and the total amount included in any single termination settlement proposal should not exceed an amount reasonably necessary to settle the contract in question.

d. The cost of microfilming or preserving records of a war contractor will ordinarily be classified as general and administrative expense and should not be included as a direct settlement expense in a termination settlement.

e. Regulation No. 10 of this Office relates to the clearance of termination inventory from plants of war contractors. Section 4 of that Regulation provides for reimbursement of the costs thereof as follows:

Contractor's right to store at his own risk. A war contractor may at any time remove from his plant and store on his own premises or elsewhere any of the above materials at his own risk. The war contractor will use reasonable care in the transportation and preservation of material so removed and stored, and will comply with any directions or specifications covering removal, preservation, transportation and storage which may be issued by the contracting agency. The war contractor is entitled to be reimbursed for the reasonable cost of (i) necessary or appropriate transportation, preservation, protection and storage, and (ii) compliance with any directions or specifications in connection therewith issued by the contracting agency. Ordinarily, charges for storage of termination inventory prior to the expiration of the plant clearance period will not be deemed a reasonable settlement expense.

f. Section 5 of Regulation 10 provides for the removal and storage of termination inventory after the 60-day plant clearance period as follows:

Contractor's right to remove or store at Government expense and risk. If the contracting agency fails to arrange for storage by the war contractor or to remove any termination inventory within 60 days after its receipt of a satisfactory inventory schedule (or within such longer period as the contractor may agree), the contractor may remove and store at the Government's expense and risk, any or all those materials remaining, using reasonable care in the transportation and preservation of materials so removed and stored. The words "at the Government's expense and risk" mean, among other things, that the contractor is not required to insure such materials.

g. In accordance with the foregoing references, the contractor may include in its settlement proposal the reasonable and necessary costs of transportation, preservation, and protection of termination inventory, regardless of whether such costs are incurred prior or subsequent to the expiration of the 60-day plant clearance period.

h. Charges for storage of termination inventory may ordinarily be included only for the time following the 60-day plant clearance period. However, if the 60-day period is unreasonable in a particular case, the cost of storage of termination inventory prior to the expiration of such period may be included.

[F. R. Doc. 46-5920; Filed, Apr. 9, 1946; 11:08 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter II—Bureau of Reclamation, Department of the Interior

PART 402—ANNUAL WATER CHARGES

ROZA DIVISION, YAKIMA IRRIGATION PROJECT, WASHINGTON

CROSS REFERENCE: For addition to tabulation in § 402.2 see Bureau of Reclamation, Notices section.

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

[Corrected No. 6]

ROZA IRRIGATION DISTRICT, ZILLAH, WASH.

PUBLIC NOTICE THAT WATER IS READY FOR DELIVERY TO PART OF THE LANDS OF THE ROZA DIVISION, YAKIMA PROJECT

MARCH 4, 1946.

GENTLEMEN: Pursuant to the provisions of article 12 (d) of the contract of December 13, 1935 between the United States of America and Yakima Benton Irrigation District (now Roza Irrigation District), notice is hereby given that:

Water is available as of April 1, 1946 for the following tracts of land in the District, to wit:

Description	Irrigable area private land (acres)
T. 14 N., R. 19 E. W. M.:	
Sec. 17—SW¼SW¼	2.9
Sec. 20—NW¼NW¼	12.0
SW¼NW¼	20.0
NE¼SW¼	.2
NW¼SW¼	27.0
SW¼SW¼	26.7
SE¼SW¼	9.5
Sec. 29—NW¼NE¼	.5
SW¼NE¼	1.1
SE¼NW¼	11.3
NW¼SE¼	14.0
SE¼SW¼	.7
SW¼SE¼	17.2
Sec. 32—NW¼NE¼	19.2
SW¼NE¼	15.3
NE¼NW¼	5.7
SW¼NW¼	1.8
SE¼NW¼	37.7
NE¼SW¼	32.4
NW¼SW¼	10.8
SW¼SW¼	9.3
SE¼SW¼	4.2
NW¼SE¼	14.1
T. 13 N., R. 19 E. W. M.:	
Sec. 16—SW¼NE¼	8.9
NE¼NW¼	.1
NW¼NW¼	3.2
SW¼NW¼	9.1
SE¼NW¼	22.1
NE¼SE¼	24.3
Sec. 23—NW¼SE¼	.9
SW¼SE¼	13.1
SE¼SE¼	10.5
Sec. 25—NW¼NW¼	7.6
SW¼NW¼	23.2
SE¼NW¼	2.9
NE¼SW¼	28.1
NW¼SW¼	32.7
SW¼SW¼	19.5
SE¼SW¼	35.1
NE¼SE¼	5.6
NW¼SE¼	7.3
SW¼SE¼	37.0
SE¼SE¼	32.5
Sec. 26—NE¼NE¼	38.1
NW¼NE¼	23.4
SE¼NE¼	19.7
Sec. 36—NE¼NE¼	21.1
NW¼NE¼	1.5
SW¼NE¼	.9
SE¼NE¼	24.6
T. 12 N., R. 19 E. W. M.:	
Sec. 1—NE¼NE¼	13.5
Sec. 11—SW¼SW¼	13.6
SE¼SW¼	29.5
W½SW¼SE¼	14.0
Sec. 12—SE¼SE¼	5.3
Sec. 13—NE¼NE¼	27.9
NW¼NE¼	13.6
SW¼NE¼	8.1
SE¼NE¼	21.1
NE¼NW¼	9.7
NW¼NW¼	11.1
SW¼NW¼	12.0
SE¼NW¼	13.4
NE¼SE¼	5.2
Sec. 14—NE¼NE¼	31.4
NW¼NE¼	10.0
SE¼NE¼	2.6
NE¼NW¼	1.1
T. 13 N., R. 20 E. W. M.:	
Sec. 30—SW¼SW¼	7.1
Sec. 31—SW¼NE¼	0.2
SE¼NE¼	0.4
NW¼NW¼	2.2
SW¼NW¼	25.4
SE¼NW¼	14.9
NE¼SW¼	21.0
NW¼SW¼	11.4
SW¼SW¼	19.7
SE¼SW¼	40.4
NE¼SE¼	28.8
NW¼SE¼	37.1
SW¼SE¼	41.1
SE¼SE¼	40.7
Sec. 32—NW¼SW¼	0.8
SW¼SW¼	37.8
SE¼SW¼	2.8
T. 12 N., R. 20 E. W. M.:	
Sec. 4—SW¼SW¼	10.2
SE¼SW¼	2.4
SW¼SE¼	0.7
Sec. 5—NW¼NW¼	11.4
SW¼NW¼	34.2
SE¼NW¼	5.3
NE¼SW¼	28.4
NW¼SW¼	38.1
SW¼SW¼	35.6
SE¼SW¼	39.7
NE¼SE¼	1.3
NW¼SE¼	11.2
SW¼SE¼	40.4
SE¼SE¼	25.2
Sec. 6—NE¼NE¼	23.1
NW¼NE¼	23.6
SE¼NE¼	39.4
NW¼NW¼	8.0
NE¼SE¼	32.1
NW¼SE¼	4.9
SW¼SE¼	1.8
SE¼SE¼	32.0
Sec. 7—W½NE¼SW¼	2.3
SW¼SW¼	11.9
Sec. 8—NE¼NE¼	19.7
NW¼NE¼	40.2
SW¼NE¼	30.2
SE¼NE¼	28.2
NE¼NW¼	34.4
NW¼NW¼	13.3
SE¼NW¼	25.5
NE¼SW¼	28.4
NW¼SW¼	19.0
SW¼SW¼	26.9
SE¼SW¼	40.0
NE¼SE¼	35.7
NW¼SE¼	25.0
SW¼SE¼	40.1
SE¼SE¼	32.3
Sec. 9—NE¼NE¼	.3
NW¼NE¼	26.8
SW¼NE¼	35.2
SE¼NE¼	23.6
NE¼NW¼	41.2
NW¼NW¼	24.5
SW¼NW¼	24.1
SE¼NW¼	24.5
NE¼SW¼	19.0
NW¼SW¼	35.9
SW¼SW¼	24.0
SE¼SW¼	17.1
NE¼SE¼	15.3
NW¼SE¼	2.4
Sec. 17—NW¼NE¼	.7
NE¼NW¼	3.7
Sec. 18—NW¼NW¼	1.3
SW¼NW¼	4.0
NW¼SW¼	6.4
SW¼SW¼	18.1

Description—Con.	Irrigable area private land (acres)
T. 12 N., R. 20 E. W. M.—Con.	
Sec. 28—SW¼SE¼	15.8
Sec. 29—SW¼NW¼	28.3
SE¼NW¼	1.5
NE¼SW¼	.4
NW¼SW¼	37.0
SW¼SW¼	38.7
SE¼SW¼	9.2
NW¼SE¼	1.9
SW¼SE¼	21.3
SE¼SE¼	3.9
Sec. 30—SE¼NE¼	4.1
SW¼SW¼	8.3
SE¼SW¼	15.8
NE¼SE¼	23.2
SW¼SE¼	8.4
SE¼SE¼	34.9
Sec. 31—NE¼NE¼	41.0
NW¼NE¼	22.3
SW¼NE¼	21.4
SE¼NE¼	1.9
NE¼NW¼	24.2
NW¼NW¼	11.0
SW¼NW¼	4.2
SE¼NW¼	12.3
NE¼SW¼	26.3
NW¼SW¼	1.2
SE¼SW¼	9.8
NE¼SE¼	3.2
NW¼SE¼	10.7
SW¼SE¼	6.0
SE¼SE¼	32.0
Sec. 32—SE¼NE¼	12.9
NE¼NW¼	10.1
NW¼NW¼	26.5
SW¼NW¼	5.7
NE¼SW¼	4.2
NW¼SW¼	23.5
SW¼SW¼	3.9
SE¼SW¼	12.1
NE¼SE¼	12.9
NW¼SE¼	19.3
SW¼SE¼	36.2
SE¼SE¼	37.8
Sec. 33—NW¼NE¼	16.5
SW¼NE¼	27.2
NE¼NW¼	13.3
NW¼NW¼	2.6
SW¼NW¼	19.5
SE¼NW¼	34.0
NE¼SW¼	38.7
NW¼SW¼	34.6
SW¼SW¼	33.1
SE¼SW¼	34.8
NW¼SE¼	30.1
SW¼SE¼	32.2
SE¼SE¼	.5
T. 11 N., R. 20 E. W. M.:	
Sec. 1—NW¼SW¼	2.2
SW¼SW¼	12.5
Sec. 2—SE¼SE¼	10.0
Sec. 3—NW¼NE¼	9.1
SW¼NE¼	12.8
NE¼NW¼	31.2
NW¼NW¼	21.3
SW¼NW¼	33.9
SE¼NW¼	35.0
NE¼SW¼	16.1
NW¼SW¼	32.2
SW¼SW¼	14.9
SE¼SW¼	8.2
Sec. 4—NE¼NE¼	21.4
NW¼NE¼	9.9
SW¼NE¼	3.3
SE¼NE¼	33.2
NE¼NW¼	16.1
NW¼NW¼	33.1
SW¼NW¼	20.2
SE¼NW¼	2.2
NE¼SW¼	15.5
NW¼SW¼	14.4
SW¼SW¼	23.0
SE¼SW¼	20.4
NE¼SE¼	34.2
NW¼SE¼	6.6
SW¼SE¼	31.0
SE¼SE¼	29.5

Description—Con.	Irrigable area private land (acres)
T. 11 N., R. 20 E. W. M.—Con.	
Sec. 5—NE¼NE¼	31.7
NW¼NE¼	14.5
SW¼NE¼	9.4
SE¼NE¼	36.4
NE¼NW¼	12.2
NW¼NW¼	8.5
SW¼NW¼	11.9
SE¼NW¼	14.2
NE¼SW¼	1.0
SE¼SW¼	15.1
NE¼SE¼	32.6
NW¼SE¼	28.7
SW¼SE¼	27.1
SE¼SE¼	32.5
Sec. 8—NE¼NE¼	14.0
NW¼NE¼	37.3
SW¼NE¼	7.5
NE¼NW¼	9.5
SE¼NW¼	.8
Sec. 9—NE¼NE¼	35.6
NW¼NE¼	39.0
SW¼NE¼	39.0
SE¼NE¼	36.6
NE¼NW¼	17.5
NW¼NW¼	6.4
SW¼NW¼	.8
SE¼NW¼	31.6
NE¼SW¼	10.5
NW¼SW¼	.1
NE¼SE¼	39.4
NW¼SE¼	35.6
SW¼SE¼	12.1
SE¼SE¼	13.9
Sec. 10—NE¼NE¼	11.0
NW¼NE¼	.7
SW¼NE¼	26.4
SE¼NE¼	26.4
NW¼NW¼	9.1
SW¼NW¼	21.9
SE¼NW¼	13.2
NE¼SW¼	38.1
NW¼SW¼	31.7
SW¼SW¼	35.4
SE¼SW¼	40.0
NE¼SE¼	36.4
NW¼SE¼	40.3
SW¼SE¼	38.4
SE¼SE¼	32.1
Sec. 11—NE¼NE¼	19.1
SW¼NE¼	5.8
SE¼NE¼	30.1
SW¼NW¼	14.5
SE¼NW¼	10.2
NE¼SW¼	32.4
NW¼SW¼	35.4
SW¼SW¼	35.0
SE¼SW¼	31.0
NE¼SE¼	39.3
NW¼SE¼	28.1
SW¼SE¼	34.0
SE¼SE¼	33.1
Sec. 12—NW¼NE¼	3.5
NE¼NW¼	15.8
NW¼NW¼	18.8
SW¼NW¼	33.1
SE¼NW¼	1.5
NE¼SW¼	4.0
NW¼SW¼	35.0
SW¼SW¼	37.4
SE¼SW¼	0.6
SW¼SE¼	5.3
Sec. 13—NE¼NE¼	26.0
NW¼NE¼	5.4
SW¼NE¼	30.3
SE¼NE¼	35.8
NE¼NW¼	32.3
NW¼NW¼	38.5
SW¼NW¼	31.2
SE¼NW¼	38.2
NE¼SW¼	34.1
NW¼SW¼	33.9
SW¼SW¼	31.7
SE¼SW¼	26.6
NE¼SE¼	34.4
NW¼SE¼	24.0
SW¼SE¼	29.5
SE¼SE¼	39.0

Description—Con.	Irrigable area private land (acres)
T. 11 N., R. 20 E. W. M.—Con.	
Sec. 14—NE¼NE¼	39.2
NW¼NE¼	39.0
SW¼NE¼	38.4
SE¼NE¼	37.3
NE¼NW¼	34.4
NW¼NW¼	33.8
SW¼NW¼	12.4
SE¼NW¼	35.0
NE¼SW¼	33.4
NW¼SW¼	2.3
SE¼SW¼	14.6
NE¼SE¼	30.6
NW¼SE¼	38.3
SW¼SE¼	29.5
SE¼SE¼	21.6
Sec. 15—NE¼NE¼	29.1
NW¼NE¼	9.2
SW¼NE¼	9.9
NE¼NW¼	9.9
NW¼NW¼	1.3
Sec. 23—NE¼NE¼	6.2
Sec. 24—NE¼NE¼	37.5
NW¼NE¼	35.5
SW¼NE¼	39.1
SE¼NE¼	38.3
NE¼NW¼	32.2
NW¼NW¼	35.8
SW¼NW¼	36.5
SE¼NW¼	34.2
N½NE¼SW¼	18.7
NW¼SW¼	5.9
NE¼SE¼	39.5
Pt. NW¼SE¼	38.0
Pt. E½SW¼SE¼	14.0
SE¼SE¼	37.9
Sec. 25—NE¼NE¼	21.8
SE¼NE¼	21.6
T. 11 N., R. 21 E. W. M.:	
Sec. 7—SW¼NE¼	12.0
NE¼SW¼	11.4
SW¼SW¼	31.2
SE¼SW¼	33.9
NW¼SE¼	25.5
SW¼SE¼	11.1
Sec. 17—NW¼SW¼	6.5
SW¼SW¼	19.0
Sec. 18—NW¼NE¼	13.9
SW¼NE¼	22.5
SE¼NE¼	3.6
NE¼NW¼	37.2
NW¼NW¼	32.4
SW¼NW¼	32.7
SE¼NW¼	38.7
NE¼SW¼	28.9
SW¼SW¼	35.3
SW¼SW¼	31.4
SE¼SW¼	30.7
NE¼SE¼	29.2
NW¼SE¼	34.2
SW¼SE¼	36.2
SE¼SE¼	37.0
Sec. 19—NE¼NE¼	40.4
NW¼NE¼	39.8
SW¼NE¼	36.5
SE¼NE¼	36.0
NE¼NW¼	35.9
NW¼NW¼	30.2
SW¼NW¼	33.1
SE¼NW¼	35.3
NE¼SW¼	28.2
NW¼SW¼	30.9
SW¼SW¼	24.0
SE¼SW¼	28.6
NE¼SE¼	31.4
NW¼SE¼	32.8
SW¼SE¼	22.6
SE¼SE¼	30.0
Sec. 20—SW¼NE¼	19.5
SE¼NE¼	13.9
NW¼NW¼	20.1
SW¼NW¼	29.6
SE¼NW¼	17.3
NE¼SW¼	38.7
NW¼SW¼	38.4
SW¼SW¼	33.7
SE¼SW¼	39.3
NE¼SE¼	33.1
NW¼SE¼	38.2

Description—Con.	Irrigable area private land (acres)
T. 11 N., R. 21 E. W. M.—Con.	
Sec. 20—SW¼SE¼	31.5
SE¼SE¼	9.3
Sec. 29—NE¼NE¼	38.5
NW¼NE¼	27.5
SW¼NE¼	33.7
SE¼NE¼	39.3
NE¼NW¼	37.6
NW¼NW¼	38.9
SW¼NW¼	35.2
SE¼NW¼	32.1
NE¼SW¼	17.9
NW¼SW¼	34.8
SW¼SW¼	33.7
SE¼SW¼	3.9
Sec. 30—NE¼NE¼	37.9
NW¼NE¼	39.4
SW¼NE¼	40.9
SE¼NE¼	38.8
NE¼NW¼	39.6
NW¼NW¼	38.7
SW¼NW¼	39.6
SE¼NW¼	37.4
Pt. NE¼SW¼	27.8
NW¼SW¼	25.4
NE¼SE¼	13.8
SW¼SE¼	11.7
SE¼SE¼	4.6
Total	9,420.9

The preliminary estimate of the probable cost of the works to be provided the District under said contract is $15,500,000. It will be necessary, if construction work is to continue beyond the District's present contract construction obligation of $15,000,000 for the District formally to authorize an increase in its present obligation.

The preliminary estimate of the construction charge per irrigable acre for the works built and to be built under this contract is hereby announced as $216.00 an acre. This per-acre construction charge is preliminary and subject to readjustment upon completion or termination of the construction program for providing the works to the District under said contract and the ascertainment of the actual cost thereof, and is subject to increase or decrease to the end that the District will pay to the United States the full construction cost as finally determined by the Secretary of the Interior.

The construction charges payable by the District to the United States on account of the above described lands of the District will be due and payable in seventy-eight (78) semi-annual installments, and will be based upon this preliminary estimate until the actual cost of the works to be provided the District under the said contract is determined and announced. The first of these installments will be Three and no/100 dollars ($3.00) per irrigable acre, as the irrigable acreage is shown on the above list of lands, and will be due and payable by the District to the United States on December 31, 1946. Subsequent semi-annual installments will be due on June 30 and December 31 of each year beginning with 1947, the last installment to be due and payable within forty (40) years from the date of this notice. The amount of the remaining seventy-seven (77) installments will be determined and announced by a later public notice or notices.

Pursuant to article 12 (e) of the aforementioned contract, the operation and maintenance charge payable to the United States on behalf of the above described land for 1946 shall be transferred to and paid as a part of the construction obligation.

Very truly yours,

MICHAEL W. STRAUS,
Commissioner.

[F. R. Doc. 46-5886; Filed, Apr. 9, 1946; 9:36 p. m.]

[No. 7]

ROZA DIVISION, YAKIMA IRRIGATION PROJECT, WASHINGTON

PUBLIC NOTICE OF ANNUAL WATER CHARGES[1]

MARCH 15, 1946.

1. *Operation and maintenance.* The minimum operation and maintenance charge for the irrigation season of 1946 (from April 1 to October 31) against the lands of the Roza Irrigation District covered by Public Notice No. 6, as amended, shall be $2.00 per irrigable acre, whether water is used or not, which charge will entitle the water user to 2 acre-feet of water per irrigable acre. Additional water, if available, will be furnished at the following rates:

	Per acre-foot
Third acre-foot per acre	$1.40
Fourth acre-foot per acre	1.85
Fifth acre-foot per acre	2.30
Sixth and additional acre-feet per acre	2.75

The operation and maintenance charges covered by this paragraph shall be transferred to and paid as part of the construction obligation as provided in article 12 (e) of the contract of December 13, 1935, with the Roza Irrigation District.

2. *Water rental.* Pursuant to article 31 of the contract of December 13, 1935, irrigation water will be furnished, when available, upon a water rental basis during the irrigation season of 1946 for the irrigable lands of the Roza Irrigation District hereinafter described, at rates and upon terms as follows:

(a) For privately owned lands and leased public lands under the Yakima Ridge canal in the following sections:

Township 11 North, Range 20 E., W. M.
Section 12—E½SE¼.
Township 12 North, Range 20 E., W. M.
Section 28—S½SW¼.
Section 32—N½NE¼.
Section 34—S½SW¼.
Township 10 North, Range 21 E., W. M.
Sections 1, 2, 3 and 4.
Township 11 North, Range 21 E., W. M.:
Section 20, that part of the E½SE¼ lying east of Wasteway #4; Sections 21, 22, 25, 26, 27, 28;
Section 29, that part of the S½ lying east of Wasteway #4; and Sections 33, 34, 35 and 36.
Township 10 North, Range 22 E., W. M.:
Sections 1, 2, 3, 4, 5, 6, 11 and 12.
Township 11 North, Range 22 E., W. M.:
Sections 29, 30, 31, 32, 33, 34, 35 and 36.
Township 9 North, Range 23 E., W. M.:
Sections 1, 2, 3, 11, 12 and 13.
Township 10 North, Range 23 E., W. M.:
Sections 5, 6, 7, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 33, 34, 35 and 36.
Township 11 North, Range 23 E., W. M.:
Section 31.
Township 9 North, Range 24 E., W. M.:
Sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and 24.
Township 10 North, Range 24 E., W. M.:
Section 31.
Township 9 North, Range 25 E., W. M.:
Sections 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18.
Township 9 North, Range 26 E., W. M.:
Sections 2, 3, 4, 5, 6, 7, 9 and 18.
Township 10 North, Range 26 E., W. M.:
Sections 25, 26, 27, 32, 33, 34, 35 and 36.

(b) A minimum charge of two dollars ($2.00) per irrigable acre for each irrigable acre of the legal subdivision for which such service is requested for two (2) acre-feet per irrigable acre per annum, and payable by the District to the United States in advance of delivery of water. Additional water will be furnished at the following rates payable by the District in advance:

	Per acre-foot
Third acre-foot per acre	$1.40
Fourth acre-foot per acre	1.85
Fifth acre-foot per acre	2.30
Sixth and additional acre-feet per acre	2.75

3. Water will be delivered and measured at the tap or weir nearest to the individual farms.

4. The District will request water delivery for, and certify to the United States as entitled to receive water, only such lands as are owned or are held under contract of purchase by persons who are duly qualified to receive water under the terms of the Reclamation Act of June 17, 1902 (32 Stat. 388), and acts of Congress supplementary thereto or amendatory thereof, and who have duly complied with the requirements of the contract of December 13, 1935, between the United States and the Roza Irrigation District, including:

(a) The execution and delivery of the recordable contract as provided for in article 28 of said contract;

(b) The execution and delivery of an application for water service, as provided for in article 28 of said contract; and

(c) The execution and delivery of a valid recordable contract, in the case of ownership of excess land, as provided for in article 29 of said contract.

5. Applications for water on the basis of this announcement will be received at the office of the Secretary of the Roza Irrigation District at Zillah, Washington, and payments will be made to that office.

(Act of June 17, 1902, 32 Stat. 388, as amended or supplemented)

MICHAEL W. STRAUS,
Commissioner.

[F. R. Doc. 46-5885; Filed, Apr. 9, 1946; 9:36 a. m.]

[1] Affects tabulation in Title 43, § 402.2.

General Land Office.

[Misc. 2067752]

OREGON

RESTORATION ORDER NO. 1197 UNDER FEDERAL POWER ACT

MARCH 29, 1946.

By Executive order of December 12, 1917, creating Power Site Reserve No.

661, and Departmental order of the same date, creating Water Power Designation No. 14, the following described lands were withdrawn for power purposes:

WILLAMETTE MERIDIAN

T. 7 S., R. 2 E., sec. 5, lots 2, 3, and 4, SE¼NE¼, SE¼NW¼, and SW¼SE¼. The area described aggregates 238.93 acres.

Pursuant to the determination of the Federal Power Commission (DA-343, Oregon), dated August 31, 1945, and in accordance with Departmental Order No. 1799 of March 19, 1943, 8 F.R. 3743, the above-described lands are hereby opened to disposition under applicable public land laws, subject to the provisions and reservations of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1063), as amended by the act of August 26, 1935 (49 Stat. 838, 846, 16 U.S.C. sec. 818).

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 46-5884; Filed, Apr. 9, 1946; 9:36 a. m.]

DEPARTMENT OF AGRICULTURE.

Bureau of Animal Industry.

[Docket No. AO 16-A2]

ANTI-HOG-CHOLERA SERUM AND HOG-CHOLERA-VIRUS

NOTICE OF POSTPONEMENT OF HEARING WITH RESPECT TO PROPOSED AMENDMENT

Notice of postponement of hearing with respect to proposed amendment to marketing agreement and BAI Order No. 361 regulating the handling of anti-hog-cholera serum and hog-cholera virus.

Notice is hereby given that the hearing on a proposed amendment to the marketing agreement and BAI Order No. 361 regulating the handling of anti-hog-cholera serum and hog-cholera virus which was scheduled (11 F. R. 3363) to be held in Room 218, Administration Building, United States Department of Agriculture, Washington, D. C., beginning at 10:00 a. m., e. s. t., April 15, 1946, is postponed; and such hearing shall begin at the same place at 10:00 a. m., e. s. t., on April 29, 1946.

Issued at Washington, D. C., this 8th day of April 1946.

[SEAL] THOMAS J. FLAVIN,
Assistant to the Secretary of Agriculture.

[F. R. Doc. 46-5898; Filed, Apr. 9, 1946; 11:08 a. m.]

Farm Credit Administration.

3% CONSOLIDATED FEDERAL FARM LOAN BONDS, MAY 1, 1946-56

NOTICE OF CALL FOR REDEMPTION

To holders of 3 percent consolidated Federal Farm Loan Bonds of May 1, 1946-56, and others concerned.

Public notice is hereby given that the twelve Federal land banks have called all outstanding 3 percent consolidated Federal farm loan bonds of May 1, 1946-56, for redemption on May 1, 1946, in accordance with their terms. Interest on the bonds will cease on May 1, 1946, and the bonds will be payable at par on and after that date.

The twelve Federal land banks have designated the Federal reserve banks and branches and the Treasury Department, Washington, D. C., as agencies for the payment of the afore-mentioned bonds. It is requested that the bonds be presented for payment at one of those agencies.

[SEAL] W. E. RHEA,
Land Bank Commissioner.

APRIL 3, 1946.

Attest:

J. R. ISLEIB,
Deputy Land Bank Commissioner.

[F. R. Doc. 46-5917; Filed, Apr. 9, 1946; 11:12 a. m.]

Rural Electrification Administration.

[Administrative Order 1026]

ALLOCATION OF FUNDS FOR LOANS

MARCH 22, 1946.

I hereby amend:

(a) Administrative Order No. 1016, dated March 2, 1946, by changing the project designation appearing therein as "Virginia 38F Loudon" to read "Virginia 38F Loudoun";

(b) Administrative Order No. 1016, dated March 2, 1946, by changing the project designation appearing therein as "Washington 47D Douglas D. P." to read "Washington 47D Douglas District Public."

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-5891; Filed, Apr. 9, 1946; 11:07 a. m.]

[Administrative Order 1030]

ALLOCATION OF FUNDS FOR LOANS

MARCH 29, 1946.

I hereby amend:

(a) Administrative Order No. 758, dated May 25, 1943, by rescinding the allocation of $200,000 therein made for "California 3027A1 Humboldt";

(b) Administrative Order No. 774, dated September 20, 1943, by rescinding the allocation of $200,000 therein made for "California 4027B1 Humboldt"; and

(c) Administrative Order No. 916, date June 14, 1945, by rescinding the allocation of $148,000 therein made for "Oregon 5-46027A1 Harney."

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-5893; Filed, Apr. 9, 1946; 11:07 a. m.]

[Administrative Order 1031]

ALLOCATION OF FUNDS FOR LOANS

MARCH 29, 1946.

By virtue of the authority vested in me by the provisions of section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Colorado 37D Douglas	$10,000
Illinois 33L Hancock	15,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-5894; Filed, Apr. 9, 1946; 11:07 a. m.]

[Administrative Order 1029]

ALLOCATION OF FUNDS FOR LOANS

MARCH 28, 1946.

I hereby amend Administrative Order No. 966, dated September 28, 1945, by allotting, pursuant to section 3 (c) of the Rural Electrification Act of 1936, as amended, the sum of $150,000,000, being fifty per centum of the total sums made available for the purposes of said Rural Electrification Act of 1936, as amended, for the fiscal year ending June 30, 1946, the respective sums for loans in the several States as hereinafter set forth:

	Allotment for loans during the fiscal year ending June 30, 1946
United States	$150,000,000
Alabama	7,357,019
Arizona	454,647
Arkansas	7,796,536
California	465,326
Colorado	1,162,914
Connecticut	82,893
Delaware	166,589
Florida	1,781,923
Georgia	6,141,735
Idaho	425,502
Illinois	4,032,954
Indiana	2,182,420
Iowa	3,769,501
Kansas	5,015,753
Kentucky	8,338,038
Louisiana	5,288,505
Maine	681,329
Maryland	681,880
Massachusetts	186,744
Michigan	1,347,699
Minnesota	4,665,312
Mississippi	10,527,087
Missouri	8,153,652
Montana	1,355,886
Nebraska	3,738,087
Nevada	76,220
New Hampshire	120,313
New Jersey	68,300
New Mexico	1,188,231
New York	1,425,520
North Carolina	7,649,793
North Dakota	3,012,825
Ohio	2,188,381
Oklahoma	6,375,510
Oregon	553,024
Pennsylvania	2,350,521
Rhode Island	2,849
South Carolina	3,579,954
South Dakota	2,854,512
Tennessee	8,198,903
Texas	12,151,589
Utah	240,760
Vermont	346,257
Virginia	5,100,648
Washington	595,606
West Virginia	2,924,726
Wisconsin	2,771,352
Wyoming	421,275

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-5892; Filed, Apr. 9, 1946; 11:07 a. m.]

[Administrative Order 1032]

ALLOCATION OF FUNDS FOR LOANS

MARCH 29, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	*Amount*
Colorado 7L Mesa	$148,000
Illinois 26N Iroquois	126,000
Minnesota 32L Fillmore	280,000
New Mexico 8H Roosevelt	350,000
North Carolina 52E Cumberland	137,000
South Carolina 33G Cherokee	122,000
Tennessee 26F Loudon	420,000
Texas 102G Jackson	20,000
Washington 36D Adams	80,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-5895; Filed, Apr. 9, 1946; 11:07 a. m.]

[Administrative Order 1033]

ALLOCATION OF FUNDS FOR LOANS

MARCH 29, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	*Amount*
Georgia 81H Towns	$475,000
Indiana 60F Morgan	115,000
Mississippi 40N Smith	170,000
New York 19D Otsego	50,000
North Dakota 27A Emmons	400,000
Pennsylvania 13M Tioga	50,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-5896; Filed, Apr. 9, 1946; 11:07 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 1967]

TRANS-MARINE AIRLINES, INC.

NOTICE OF ORAL ARGUMENT

In the matter of the investigation of certain activities of Trans-Marine Airlines, Inc., under sections 205 (a), 401 (a), and 1002 (b) of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given that oral argument in the above-entitled matter is assigned to be heard on April 17, 1946, at 10 a. m. (eastern standard time), in Room 5042, Commerce Building, Washington, D. C., before the Board.

Dated at Washington, D. C., April 5, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-5890; Filed, Apr. 9, 1946; 10:39 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6741]

CLEAR CHANNEL BROADCASTING IN THE STANDARD BROADCAST BAND

SCHEDULE FOR PRESENTATION OF TESTIMONY

In connection with the hearing in the above matter, which was recessed on January 17, 1946, to be resumed April 15, 1946, the Commission has announced that testimony will be heard in the following order:

April 15 and 16—Report on Survey conducted by Census Bureau for Committee IV and completion of Dr. Whan's testimony.
April 17—No session.
April 18 and 19—Presentation of testimony by four members of Clear Channel Broadcasting Service (one-half day each).
April 22—Submission of Committee reports and recommendations for revision of Standards of Good Engineering Practice.
April 23—American Broadcasting Company.
April 24—Columbia Broadcasting System.
April 25—National Broadcasting Company.
April 26—Presentation of testimony by parties not affiliated with Clear Channel Broadcast Service or Regional Broadcasters group.
April 29—Presentation of testimony by two members of Clear Channel Broadcasting Service.
April 30—Presentation of testimony by two members of Clear Channel Broadcasting Service.
May 1—Presentation of testimony by two members of Clear Channel Broadcasting Service.
May 2—Presentation of testimony by two members of Clear Channel Broadcasting Service.
May 3—Presentation of testimony by two members of Clear Channel Broadcasting Service.
May 6—Presentation of testimony by two members of Clear Channel Broadcasting Service.
May 7—Presentation of testimony by Radio Service Corporation of Utah (Station KSL—one-half day) and commencement of testimony by Regional Broadcasters Committee, which testimony when concluded will be followed by other testimony not scheduled elsewhere.

It is the Commission's intention to receive at the session beginning April 15th all testimony available for presentation in this proceeding. However, it appears that there are certain matters which cannot be presented at this session and accordingly at the conclusion of the session beginning April 15th the Commission will adjourn until Monday, July 1st, at which time the Commission will sit continually until the record is closed.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-5919; Filed, Apr. 9, 1946; 11:13 a. m.]

[Docket Nos. 6811, 6812]

SAN BERNARDINO BROADCASTING CO., INC. AND LEE BROTHERS BROADCASTING CO. (KFXM)

ORDER ENLARGING ISSUES

In re applications of San Bernardino Broadcasting Company, Inc., San Bernardino, California, for construction permit; Docket No. 6811, File No. B5-P-3908. J. C. Lee and E. W. Lee, doing business as Lee Brothers Broadcasting Company (KFXM), San Bernardino, California, for construction permit; Docket No. 6812, File No. B5-P-4093.

The Commission having under consideration a motion filed March 29, 1946, by San Bernardino Broadcasting Company, San Bernardino, California, requesting enlargement of the issues in the proceeding upon its application for construction permit (File No. B5-P-3908; Docket No. 6811), and that of J. C. Lee and E. W. Lee, doing business as Lee Brothers Broadcasting Company (KFXM), San Bernardino, California (File No. B5-P-4093; Docket No. 6812), to include the following:

To determine whether public interest, convenience and necessity would be served by the granting of both the application of San Bernardino Broadcasting Company, Inc. and Lee Brothers Broadcasting Company, Inc. (KFXM), and if so, if one of them may be granted on a frequency other than 590 kc;

and for a waiver of § 1.386 of the Commission's rules and regulations;

It is ordered, This 5th day of April 1946, that insofar as the motion requests the addition of an issue which would include consideration of the use of the frequency 1290 kc as well as 590 kc in the San Bernardino area, said petition be, and it is hereby granted; and that insofar as it requests the addition of the specific issue set forth in its petition, said petition be, and it is hereby, denied.

It is further ordered, On the Commission's own motion, that the issues to be heard in the proceeding upon the applications of San Bernardino Broadcasting Company, Inc., San Bernardino, California, for construction permit (B5-P-3908; Docket No. 6811), and J. C. Lee and E. W. Lee, doing business as Lee Brothers Broadcasting Company (KFXM), San Bernardino, California, for construction permit (File No. B5-P-4093; Docket No. 6812) be, and they are hereby, enlarged to include the following:

To determine the complete specifications of an antenna system suitable for use by a station in San Bernardino, California, on 1,290 kc.

To determine whether the erection of such an antenna system, as may be designed for use in San Bernardino on 1,290 kc, would be consistent with Civil Aeronautics Administration requirements.

To determine the areas and populations which would be expected to gain primary service from the operation of a station in San Bernardino on 1,290 kc.

To determine whether the operation of a station in San Bernardino on 1,290 kc would involve objectionable interference with any existing broadcast station, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

To determine whether the operation of a station in San Bernardino on 1,290 kc would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

To determine whether the installation and operation of a station in San Bernardino on 1,290 kc would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-5918; Filed, Apr. 9, 1946; 11:13 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5657]

LUDWIG VOGELSTEIN

In re: Trust under the Will of Ludwig Vogelstein, deceased; file No. D-34-133; E. T. sec. 5217.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest, and claim of any kind or character whatsoever of Dorothea Neugebauer and the issue, names unknown, of Dorothea Neugebauer, and each of them, in and to the Trust created under the Will of Ludwig Vogelstein, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Dorothea Neugebauer, Hungary.
The issue, names unknown, of Dorothea Neugebauer, Hungary.

That such property is in the process of administration by Leo S. Frenkel and Hans A. Vogelstein, as Trustees and The Treasurer of the City of New York, as Depositary, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on January 14, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-5803; Filed, Apr. 8, 1946; 11:22 a. m.]

[Vesting Order 6063]

WILLY E. GROETZINGER

In re: Estate of Willy E. Groetzinger, deceased; File No. D-28-9335; E. T. sec. 12340.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Emma Groetzinger, Ernst Groetzinger, Fritz Groetzinger and Hans Groetzinger, and each of them, in and to the Estate of Willy E. Groetzinger, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Emma Groetzinger, Germany.
Ernst Groetzinger, Germany.
Fritz Groetzinger, Germany.
Hans Groetzinger, Germany.

That such property is in the process of administration by County Treasurer of Columbia County, as Depositary, acting under the judicial supervision of the Surrogate's Court, Columbia County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-5805; Filed, Apr. 8, 1946; 11:22 a. m.]

[Vesting Order 6096]

CALISTA MARIE PABST

In re: Bank account owned by Calista Marie Pabst.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Calista Marie Pabst, whose last known address is Chemnitz, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Calista Marie Pabst, by The Chase National Bank of New York, 11 Broad Street, New York, New York, arising out of a blocked bank account, Account Number F. S.-87819, entitled Calista Marie Pabst, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-5806; Filed, Apr. 8, 1946; 11:22 a. m.]

[Vesting Order 5865]

ANNA BALLASCH

In re: Estate of Anna Ballasch, deceased; File D-17-168; E. T. sec. 2152.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Charlotte Ries and Rudolph Gedeon, and each of them, in and to the estate of Anna Ballasch, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Charlotte Ries, Hungary.
Rudolph Gedeon, Hungary.

That such property is in the process of administration by Edward J. Scott, 8 South Dearborn Street, Chicago, Illinois, as Executor of the estate of Anna Ballasch, deceased, acting under the judicial supervision of the Probate Court of Cook County, Illinois;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-5804; Filed, Apr. 8, 1946; 11:22 a. m.]

[Vesting Order 6097]

CARL F. PLUMP & CO.

In re: Bank account owned by Carl F. Plump & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Carl F. Plump & Co., the last known address of which is Postfach 531, Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Carl F. Plump & Co., by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Messrs. Carl F. Plump & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-5807; Filed, Apr. 8, 1946; 11:22 a. m.]

[Vesting Order 6098]

PREUSSISCHE STAATSBANK, (SEEHANDLUNG)

In re: Bank accounts owned by Preussische Staatsbank, (Seehandlung).

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Preussische Staatsbank, (Seehandlung), the last known address of which is Markgrafenstrasse 38, Berlin W8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: (a) That certain debt or other obligation owing to Preussische Staatsbank,

(Seehandlung), by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Preussische Staatsbank, and any and all rights to demand, enforce and collect the same, and

(b) That certain debt or other obligation owing to Preussische Staatsbank, (Seehandlung), by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a clients account, entitled Preussische Staatsbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5808; Filed, Apr. 8, 1946; 11:22 a. m.]

[Vesting Order 6099]

AUGUST PRUHS

In re: Bank account owned by August Pruhs.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That August Pruhs, whose last known address is Zeven, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to August Pruhs, by The Bowery Savings Bank, 110 East 42nd Street, New York, New York, arising out of a savings account, Account Number 380529, entitled August Pruhs, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5809; Filed, Apr. 8, 1946; 11:22 a. m.]

[Supp. Vesting Order 6102]

KATHIE REBHAN

In re: Bank account owned by Kathie Rebhan.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 4140, dated September 18, 1944, that Kathie Rebhan is a national of a designated enemy country (Germany);

2. Finding that the property described as follows: That certain debt or other obligation owing to John Barnickel, by Corn Exchange Bank Trust Company, New York, New York, arising out of a dollar account, entitled John Barnickel in trust for Kathie Rebhan, maintained at the branch office of the aforesaid bank located at 38–18 Broadway, Long Island City, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Kathie Rebhan, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5810; Filed, Apr. 8, 1946; 11:23 a. m.]

[Vesting Order 6103]

REICHS-KREDIT-GESELLSCHAFT, A. G.

In re: Bank account owned by Reichs-Kredit-Gesellschaft, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Reichs-Kredit-Gesellschaft, Aktiengesellschaft, the last known address of which is 21–22 Behrenstr., Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Reichs-Kredit-Gesellschaft, Aktiengesellschaft, by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a checking account, entitled Reichs Kredit-Gesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5811; Filed, Apr. 8, 1946; 11:23 a. m.]

[Vesting Order 6104]

REICHS-KREDIT-GESELLSCHAFT, A. G.

In re: Bank account owned by Reichs-Kredit-Gesellschaft, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Reichs-Kredit-Gesellschaft, Aktiengesellschaft, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Reichs-Kredit-Gesellschaft, Aktiengesellschaft, by The Marine Midland Trust Company of New York, 120 Broadway, New York, New York, arising out of a checking account, entitled Reichs-Kredit-Gesellschaft "A" Account, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5812; Filed, Apr. 8, 1946; 11:23 a. m.]

[Vesting Order 6105]

CHRISTOF REUSTLE

In re: Bank account owned by Christof Reustle.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Christof Reustle, whose last known address is Bretzfeld, Oehringer, Wurttemberg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Christof Reustle, by North River Savings Bank, 206 West 34th Street, New York 1, New York, arising out of a savings account, Account Number 326423, entitled Christof Reustle, Gottfreid Reustle, Attorney, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5813; Filed, Apr. 8, 1946; 11:23 a. m.]

[Vesting Order 6106]

J. D. RIEDEL-E DE HAEN A. G.

In re: Bank account owned by J. D. Riedel-E de Haen A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That J. D. Riedel-E de Haen A. G., the last known address of which is Riedelstrasse 1–32, Berlin Britz, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to J. D. Riedel-E de Haen A. G., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled J. D. Riedel E. de Haen, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5814; Filed, Apr. 8, 1946; 11:23 a. m.]

[Vesting Order 6107]

SANWA BANK, LTD.

In re: Bank account owned by The Sanwa Bank, Limited.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That The Sanwa Bank, Limited, the last known address of which is Imabashi, 3-Chome, Higashiku, P. O. Box 137, Osaka, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to The Sanwa Bank, Limited, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, entitled The Sanwa Bank, Ltd., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5815; Filed, Apr. 8, 1946; 11:23 a. m.]

[Vesting Order 6108]

FERDINAND SCHOENINGH

In re: Bank account owned by Ferdinand Schoeningh.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ferdinand Schoeningh, the last known address of which is Postfach 26, Paderborn, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ferdinand Schoeningh, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Ferdinand Schoeningh, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5816; Filed, Apr. 8, 1946; 11:23 a. m.]

[Supp. Vesting Order 6109]

EMMA A. C. H. SCHRADER

In re: Bank accounts owned by Emma A. C. H. Schrader.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 4719, dated March 7, 1945, that Emma A. C. H. Schrader is a national of a designated enemy country (Germany);

2. Finding that the property described as follows: a. That certain debt or other obligation owing to Emma A. C. H. Schrader, by The Lawyers Trust Company, 111 Broadway, New York, New York, arising out of a checking account, entitled Miss Emma A. C. H. Schrader, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Emma A. C. H. Schrader, by The Lawyers Trust Company, 111 Broadway, New York, New York, arising out of a safekeeping account, Account Number 1297, entitled Lawyers Trust Co., Custodian for Emma A. C. H. Schrader, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5817; Filed, Apr. 8, 1946; 11:23 a. m.]

[Vesting Order 6110]

EMMA STANITZ

In re: Bank account owned by Emma Stanitz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emma Stanitz, whose last known address is Spandau, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Emma Stanitz, by J. Henry Schroder Banking Corporation, 46 William Street, New York, New York, arising out of a current account, entitled Emma Stanitz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an

appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5818; Filed, Apr. 8, 1946; 11:24 a. m.]

[Vesting Order 6111]

NISSEN STIFTUNG

In re: Bank account owned by Nissen Stiftung.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nissen Stiftung, the last known address of which is Herzog Adolfstrasse 25, Husum, Nordfriesland, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Nissen Stiftung, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a custodian funds account, Account Number 5804, entitled Nissen Stiftung, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5819; Filed, Apr. 8, 1946; 11:24 a. m.]

[Vesting Order 6112]

HUGO STINNES G. m. b. H.

In re: Bank account owned by Hugo Stinnes G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hugo Stinnes G. m. b. H., the last known address of which is Muelheim-Ruhr, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hugo Stinnes G. m. b. H., by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a checking account, entitled Hugo Stinnes G. m. b. H. Department Finanz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5820; Filed, Apr. 8, 1946; 11:24 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 70–1222, 31–541]

NORTH WEST UTILITIES CO. AND BEAR, STEARNS & CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 4th day of April, A. D. 1946.

In the matters of North West Utilities Company, File No. 70–1222; Bear, Stearns & Co., File No. 31–541.

North West Utilities Company, ("North West"), a registered holding company and subsidiary of The Middle West Corporation ("Middle West"), also a registered holding company, having by amendment to its filing in the above entitled matter filed a declaration under the Public Utility Holding Company Act of 1935, particularly section 12 (b) thereof and Rule U-45 thereunder, with respect to its proposal to invest all the proceeds not in excess of $1,500,000 of the proposed sale of its holdings of common stock of its subsidiary, Northwestern Public Service Company, remaining after discharging its note indebtedness to the First National Bank of Chicago in the principal amount of $1,000,000 as paid-in surplus of Wisconsin Power and Light Company, a subsidiary of North West, said proposed sale having been approved by order of this Commission dated March 28, 1946; and

North West having requested that the Commission find that the transactions proposed by its said declaration are necessary or appropriate to the integration and simplification of the holding company system of which North West is a member, and further having requested that the order to issue herein conform with the requirements of Supplement "R" and section 1808 (f) of the Internal Revenue Code, and contain the recitals and specifications set forth therein; and

Said declaration having been filed on March 8, 1945, notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act and the Commission not having received a request for hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission having hitherto on September 10, 1943 and January 24, 1944 issued its orders pursuant to section 11 (b) of the act requiring, among other things, the dissolution of North West and the divestment by Middle West of its interest in North West and its subsidiaries; the Commission finding with respect to said declaration that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration be granted, and finding further that the proposed transactions are necessary and appropriate to the integration and simplification of the holding company system of which North West is a member and to effectuate the requirements of section 11 (b) of the act;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 that the aforesaid declaration be and the same hereby is permitted to become effective forthwith;

It is further ordered and recited, That the investment by North West Utilities Company of all the proceeds not in excess of $1,500,000 from the sale of its interest in Northwestern Public Service Company remaining after discharging its note indebtedness to the First National Bank of Chicago in the principal amount of $1,000,000 as paid-in surplus of Wisconsin Power and Light Company, is necessary and appropriate to the integration and simplification of the holding company system of which North West Utilities Company is a member and is necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, and that North West Utilities Company shall proceed forthwith to consummate the said transaction. It is a condition of this order that the aforesaid transaction shall be effected within sixty days from the date hereof.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–5889; Filed, Apr. 9, 1946; 9:36 a. m.]

[File Nos. 70–1101, 70–1102]

PUBLIC SERVICE CO. OF INDIANA, INC. AND INDIANA GAS & WATER CO., INC.

ORDER CONTINUING EXEMPTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 4th day of April A. D. 1946.

In the matters of Public Service Company of Indiana, Inc., File No. 70–1101; Public Service Company of Indiana, Inc., and Indiana Gas & Water Company, Inc., File No. 70–1102.

Public Service Company of Indiana, Inc., a subsidiary company of The Middle West Corporation, a registered holding company, having filed applications and declarations, and amendments thereto, pursuant to the provisions of the Public Utility Holding Company Act of 1935, and the rules and regulations promulgated thereunder, with respect to the issue and sale at competitive bidding of 150,000 shares of Cumulative Preferred Stock, $100 par value per share, the exchange or redemption of its presently outstanding 148,185.9 shares of 5% Cumulative Preferred Stock, Series A, and the solicitation of such exchanges; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings and opinion herein;

It is ordered, That the exemption, heretofore granted Public Service Company of Indiana, Inc., from the provisions of section 6 (a) of the act with respect to the issue and sale at competitive bidding of 150,000 shares of its Cumulative Preferred Stock be, and hereby is, continued, subject, however, to the terms and conditions contained in Rule U-24 and subject to the following terms and conditions:

The proposed issue and sale of preferred stock shall not be consummated until the results of competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain further terms or conditions as may then be deemed appropriate, jurisdiction being reserved for this purpose to pass on the dividend rate of the preferred stock, the price to be paid for said stock and the underwriter's compensation;

It is further ordered, That the approval heretofore granted with respect to the acquisition and redemption by Public Service Company of Indiana, Inc. of its presently outstanding 148,185.9 shares of 5% Cumulative Preferred Stock, Series A, be, and hereby is, continued, and that the declarations with respect to the solicitation of exchanges of preferred stocks be, and hereby are, permitted to become effective;

It is further order, That nothing herein contained shall effect the terms or conditions heretofore imposed in these proceedings except to the extent herein modified;

It is further ordered, That the terms and conditions with respect to time limits contained in Rule U-24 as they relate to the transactions treated herein shall be applicable as of the date of this order.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–5887; Filed, Apr. 9, 1946; 9:36 a. m.]

[File No. 70–1211]

STANDARD GAS AND ELECTRIC CO.

SUPPLEMENTAL ORDER GRANTING CERTAIN PROVISIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of April 1946.

Standard Gas and Electric Company, a registered holding company, having filed a declaration and amendments thereto pursuant to sections 6 (a), 7, and 12 (d) of the Public Utility Holding Company Act of 1935 regarding the issuance and sale to certain banks of $51,000,000 principal amount of bank loan notes and the application of the proceeds of such notes together with treasury cash to the redemption of Standard Gas and Electric Company's outstanding 6% notes and debentures in the total principal amount of $58,601,000; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings and opinion and having on February 26, 1946, ordered that said declaration, as amended, be permitted to become effective subject to the terms and conditions contained in Rule U-24 and subject to the following further condition:

That all monies to be paid to Standard Power and Light Corporation because of the redemption of the notes and debentures of Standard Gas and Electric Company, owned by Standard Power and Light Corporation, shall be held in escrow until the further order of this Commission, the terms and conditions of said escrow agreement to be subject to the approval of this Commission:

Standard Gas and Electric Company by Supplemental Amendment to its declaration having requested the modification of the foregoing condition, so that in lieu of depositing such monies in es-

crow, it be authorized to issue a note to Standard Power and Light Corporation, such note to be in the principal sum of $983,930.00, to bear interest at 4% per annum, to mature in 3½ years, to be subordinated to the bank loan notes, and to contain other terms and conditions as more fully set forth in said Supplemental Amendment;

It appearing to the Commission that, subject to the provisions hereinafter set forth, the relief requested as aforesaid should be granted; that said Supplemental Amendment, in so far as it operates as a declaration by Standard Gas and Electric Company with respect to the issuance of said note, should be permitted to become effective; and that said Supplemental Amendment, in so far as it operates as an application for approval of said acquisition by Standard Power and Light Corporation of said note, should be approved;

It is ordered, That the aforesaid provision requiring an escrow be and hereby is modified so that in lieu thereof Standard Gas and Electric Company may issue its unsecured note to Standard Power and Light Corporation as hereinbefore described and as more fully described in said Supplemental Amendment, such note to be held subject to the terms hereafter set forth in this order;

It is further ordered, That said Supplemental Amendment be and is hereby permitted to become effective as a declaration by Standard Gas and Electric Company with respect to the issuance of said note, and is hereby approved as an application by Standard Power and Light Corporation for permission to acquire said note;

It is further ordered, That the aforesaid approval of the acquisition of said note by Standard Power and Light Corporation is upon the condition that Standard Power and Light Corporation hold such note subject to the infirmities, if any, which presently inhere in its holdings of notes and debentures of Standard Gas and Electric Company, and without prejudice to the right of the Commission to take such further action as may from time to time be appropriate under the applicable provision of the act and the rules and regulations thereunder.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5886; Filed, Apr. 9, 1946; 9:37 a. m.]

[File No. 30-59]

CITIZENS UTILITIES CO.

MEMORANDUM OPINION AND ORDER

At a regular session of the Securities and Exchange Commision, held at its office in the City of Philadelphia, Pa., on the 5th day of April 1946.

Citizens Utilities Company ("Citizens"), a registered holding company, has filed an application pursuant to section 5 (d) of the Public Utility Holding Company Act of 1935 requesting an order directing that it has ceased to be a holding company and that its registration has ceased to be in effect.

After appropriate notice a hearing was held with respect to the application. No one appeared in opposition to the application.

The record indicates that subsequent to its registration on December 1, 1935 Citizens and its subsidiaries have disposed of the following assets:

On December 1, 1935 Citizens sold all of the capital stock of Compania De Gas De Nogales, formerly an electric utility subsidiary of Citizens operating in Nogales, Mexico, to Eduardo D. Morales of Nogales, Mexico.

In July 1937, all of the assets of Public Utilities Kansas Corporation, an electric utility subsidiary of Citizens, were transferred to Citizens.

On February 24, 1938 Citizens sold to the City of Goodland, Kansas, its electric distribution system in and about Goodland, Kansas. The balance of its electric equipment and property in and about Goodland, Kansas was subsequently disposed of from time to time.

In August 1938 Newport Electric Corporation, an electric utility subsidiary of Citizens, sold all of its assets situated in Canada to Lake Electric Corporation and on September 12, 1938 its remaining assets were transferred to Citizens.

On December 22, 1938 Citizens sold its previously abandoned and dismantled properties about Pocatello and Alameda, Idaho to Idaho Power Company.

On December 29, 1939 the electric properties in and about Brewster, Kansas, which had been transferred by Public Utilities Kansas Corporation to Citizens, were sold to Inland Utilities Company.

On November 16, 1940 Princeton Gas Company, an electric utility subsidiary operating in Princeton, Illinois, sold its physical properties to Princeton Gas Service Company.

On January 18, 1941 Central American Power Corporation, an electric utility subsidiary, sold all of its physical properties, all located in the Republic of Nicaragua, to Ferrocarril Del Pacifico De Nicaragua, a corporation.

On May 29, 1942 Public Utilities California Corporation, a subsidiary of Citizens, sold all of its electric utility and water assets in and about Capitola and Boulder Creek, California, to Coast Counties Gas and Electric Company and on May 31, 1945 Public Utilities California Corporation sold its remaining utility properties located in and about Crescent and Smith River, California to California-Oregon Power Corporation.

We find that, as a result of the foregoing transactions, Citizens Utilities Company no longer owns, holds or controls, directly or indirectly, any subsidiary company which is a public-utility company or holding company as defined in the act, and that its business is limited to that of an electric utility company and of a gas utility company, and to the operation of telephone and water properties, through its subsidiary, Public Utilities California Corporation, and of a cold storage plant, dock and wharf in the City of Ketchikan, Alaska, through its subsidiary, Ketchikan Cold Storage Company.

It is therefore ordered, That said applicant has ceased to be a holding company and that the registration of said holding company cease to be in effect.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5914; Filed, Apr. 9, 1946; 11:12 a. m.]

[File No. 70-432]

WISCONSIN ELECTRIC POWER CO. AND WISCONSIN MICHIGAN POWER CO.

ORDER AMENDING ORDER OF DECEMBER 22, 1941

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of April 1946.

The Commission having previously, by order entered December 22, 1941, in these proceedings (10 S.E.C. 814 (1941), Holding Company Act Release No. 3226), approved an application-declaration regarding certain security issues and other transactions, and having at the time of such approval imposed the following condition:

• • • that Wisconsin Electric Power Company shall notify the Commission thirty days before it declares any cash dividend on its common stock, such notice to include the amount of the proposed dividend, its declaration, record, and payment date, an estimate of cash receipts and disbursements for the calendar year in which the dividend is proposed to be declared and the immediately following calendar year, and the most recent available balance sheet, whether or not said balance sheet is audited.

Wisconsin Electric Power Company having requested, by letter dated February 26, 1946, that said condition be modified, on the ground that the cash position of Wisconsin Electric Power Company has, since 1941, so much improved as to warrant removal of such condition; and it appearing to the Commission that such request may appropriately be granted at this time;

It is ordered, That the aforesaid condition, in said order of December 22, 1941, requiring notice of proposed declarations of common stock dividends be and is hereby rescinded, without prejudice to future exercise by the Commission of its jurisdiction under section 12 (c) of the act and the rules thereunder.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5915; Filed, Apr. 9, 1946; 11:12 a. m.]

[File No. 70-1259]

UNION ELECTRIC CO. OF MISSOURI

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of April 1946.

Notice is hereby given that Union Electric Company of Missouri, a registered holding and operating company and a subsidiary of The North American Company, also a registered holding company, has filed an application and declaration pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935.

All interested persons are referred to the application and declaration which are on file in the offices of the Securities and Exchange Commission for a statement of the transactions therein proposed, which are summarized as follows:

Union Electric Company of Missouri proposes to exchange or redeem all of its outstanding 130,000 shares of $5 Preferred Stock (Old Preferred), without par value, stated value $100 per share. For this purpose, Union Electric Company of Missouri proposes to issue 130,000 shares of a new series of the Company's Preferred Stock to be designated Preferred Stock, $_____ Series (New Preferred), without par value, stated value $100 per share and to offer to the holders of the Old Preferred Stock the privilege of exchanging shares thereof for New Preferred Stock, on a share for share basis, with a cash dividend adjustment and a further cash payment of an amount equal to the difference between the price to be paid to the Company for the shares of New Preferred Stock not issued pursuant to the exchange offer and the redemption price ($110 per share) of the Old Preferred Stock. All of the unexchanged Old Preferred Stock is to be called for redemption at the redemption price of $110 per share, plus accrued dividends.

The Company proposes, pursuant to the provisions of Rule U-50, to invite sealed written proposals for services in obtaining exchanges of shares of Old Preferred Stock and for the purchase of such of the shares of New Preferred Stock as are not required to effect the exchanges. Such proposals shall specify (a) the annual dividend rate in dollars and cents to be set for the New Preferred Stock which rate shall be a figure divisible by 5 (other than $3.70, the dividend rate of another outstanding series of Preferred Stock); (b) the price per share (exclusive of accrued dividends) to be paid the Company for the unexchanged stock, which shall not be less than $106 or more than $109 per share; (c) the aggregate amount of compensation to be paid to the bidders for their respective services to obtain exchanges of Old Preferred Stock for New Prefered Stock and to purchase the unexchanged stock. Each proposal is to state that if the bidders shall make a public offering upon termination of the Exchange Offer of the Unexchanged Stock, it is their intention that the public offering price will be the price per share referred to in (b) above, plus accrued dividends, the bidders reserving the right to make such a public offering at a lower price if, at that time, a public offering at the price so specified is not advisable in the judgment of their representative.

It is ordered, That a hearing on said application and declaration under the applicable provisions of the act and the rules and regulations promulgated thereunder be held at 10 a. m., e. s. t., on the 23d day of April 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before April 20, 1946 his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That William Swift or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by such filing, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the Union Electric Company of Missouri is entitled to the exemption from the provisions of section 7 of the act which it has asserted under section 6 (b) thereof, as a "subsidiary company of a registered holding company."

2. Whether in the event such exemption is granted, it is necessary or appropriate to impose terms or conditions in the public interest or for the protection of investors or consumers in connection with the proposed transactions.

3. Whether in the event such exemption is not applicable, the securities proposed to be issued and sold by Union Electric Company of Missouri are reasonably adapted to the security structure and earning power of Union Electric Company of Missouri and are necessary and appropriate to the economical and efficient operation of the business or businesses in which Union Electric Company of Missouri is engaged.

4. Whether the terms and conditions of the issue and sale of the securities of Union Electric Company of Missouri are detrimental to the public interest or the interest of investors or consumers.

5. Whether, generally, the terms and conditions of the proposed exchange offer affecting the Preferred Stock of Union Electric Company of Missouri are fair and reasonable and in the public interest and in the interest of investors and consumers.

6. Whether the fees, commissions or other remuneration to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount.

7. Whether the accounting entries to be recorded in connection with the proposed transactions are proper and conform to sound accounting principles and meet the standards of the act.

8. Whether, generally, in any respect, the proposed transactions are detrimental to the public interest or to the interest of investors or consumers or will tend to circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

It is further ordered, That notice of said hearing be given by mailing a copy of this notice by registered mail to Union Electric Company of Missouri, The North American Company, The Public Service Commission of the State of Missouri, and the Mayor of the City of St. Louis, Missouri, and that notice to all other persons be given by publication of this notice and order in the FEDERAL REGISTER and by general release of this Commission distributed to the press.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-5916; Filed, Apr. 9, 1946; 11:12 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 142, Order 77]

LEMPCO PRODUCTS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 77 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Lempco Products, Inc. Docket No. 608-SO142-136-311.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Lempco Products, Incorporated, 5490 Dunham Road, Bedford, Ohio of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 9.3% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The Lempco Products, Incorporated shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 9, 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr., *Acting Administrator.*

[F. R. Doc. 46-5855; Filed, Apr. 8, 1946; 11:42 a. m.]

[MPR 64, Amdt. 1 to Order 187]

BORG-WARNER CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

That Order 187 under Maximum Price Regulation No. 64 is amended in the following respect:

Paragraph (d) Zones is amended to read as follows:

(d) *Zones.* For purposes of this order Zones 1, 2, 3, 4 and 5 comprise the areas of the continental United States marked on the map of the United States furnished to the Office of Price Administration by the manufacturer, except that the counties listed below (which are designated on the map as being in Zone 1) shall henceforth be included in Zone 2:

The counties of Drake, Shelby, Miami, Preble, Montgomery, Greene, Butler, Warren, Clinton, Hamilton, Clermont, and Highland in the State of Ohio.

The counties of Franklin, Ripley, Ohio, and Dearborn in the State of Indiana.

The counties of Boone, Kenton, Campbell, Bracken, Mason, Lewis, Carter, Elliott, Fleming, Robertson, Harrison, Pendleton, Grant and Gallatin in the State of Kentucky.

The map is hereby incorporated herein by reference. Copies of the map are on file with the Secretary of the Office of Price Administration as well as with each Regional and District office of the Office of Price Administration. These maps are open for inspection by the public.

This order may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on the 9th day of April, 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5836; Filed, Apr. 8, 1946; 11:43 a. m.]

[MPR 64, Amdt. 1 to Order 220]

BORG-WARNER CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

That Order 220 under Maximum Price Regulation No. 64 is amended in the following respect:

Paragraph (d) Zones is amended to read as follows:

(d) *Zones.* For purposes of this order, Zones 1, 2, 3, 4 and 5 comprise the areas of the continental United States marked on the map of the United States furnished to the Office of Price Administration by the manufacturer, except that the counties listed below (which are designated on the map as being in Zone 1) shall henceforth be included in Zone 2:

The counties of Drake, Shelby, Miami, Preble, Montgomery, Greene, Butler, Warren, Clinton, Hamilton, Clermont and Highland in the State of Ohio.

The counties of Franklin, Ripley, Ohio and Dearborn in the State of Indiana.

The counties of Boone, Kenton, Campbell, Bracken, Mason, Lewis, Carter, Elliott, Fleming, Robertson, Harrison, Pendleton, Grant, and Gallatin in the State of Kentucky.

The map is hereby incorporated herein by reference. Copies of the map are on file with the Secretary of the Office of Price Administration as well as with each Regional and District office of the Office of Price Administration. These maps are open for inspection by the public.

This order may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5837; Filed, Apr. 8, 1946; 11:43 a. m.]

[MPR 64, Order 273]

BORG-WARNER CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultantously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of one model of gas range manufactured by the Detroit Vapor Stove Division, Borg-Warner Corporation, Detroit 26, Mich.

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices, including the Federal excise tax are those set forth below:

Model	Maximum prices for sales to retail dealers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
D-276	*Each* $73.88	*Each* $76.34	*Each* $77.59	*Each* $78.40	*Each* $79.34

These prices are f. o. b. wholesale distributor's city. In all other respects they are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
D-276	*Each* $121.00	*Each* $124.95	*Each* $126.95	*Each* $128.25	*Each* $129.75

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting $6.00 from his maximum price as shown above for sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale after the effective date of this order the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a statement that the zone limits are on file with the Office of Price Administration. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(d) For the purposes of this order Zones 1, 2, 3, 4 and 5 comprise the areas of the continental United States marked on the map of the United States furnished to the Office of Price Administration by the manufacturer, except that the counties listed below (which are designated on the map as being in Zone 1) shall henceforth be included in Zone 2:

The counties of Drake, Shelby, Miami, Preble, Montgomery, Greene, Butler, Warren, Clinton, Hamilton, Clermont and Highland in the State of Ohio.

The counties of Franklin, Ripley, Ohio and Dearborn in the State of Indiana.

The counties of Boone, Kenton, Campbell, Bracken, Mason, Lewis, Carter, Elliott, Fleming, Robertson, Harrison, Pendleton, Grant, and Gallatin in the State of Kentucky.

The map is hereby incorporated herein by reference. Copies of the map are on file with the Secretary of the Office of Price Administration as well as with each Regional and District Office of the Office of Price Administration. These maps are open for inspection by the public.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5838; Filed, Apr. 8, 1946; 11:43 a. m.]

[MPR 188, Revocation of Order 3480]

ALUMINUM BRASS AND CASTING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

That Order No. 3480 under § 1499.158 of Maximum Price Regulation No. 188 be and it is hereby revoked subject to Supplementary Order No. 40.

This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5840; Filed, Apr. 8, 1946; 11:44 a. m.]

[MPR 120, Amdt. 16 to Order 1548]

ELLIOTT COAL MINING CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) of Maximum Price Regulation No. 120; *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects.

Paragraph (a) is amended by adding thereto the following in the manner indicated:

Producer and address	Mine name	Mine index No.	Location and name of preparation plant through which the coals are prepared
• •	•	•	• •
Kristianson & Johnson Coal Co., Lanse, Pa.	K & J Nos. 1, 2, & 5	258, 259, and 260	Bradford Coal Co., preparation plant, Morrisdale, Pa., on the N. Y. C. RR.

This amendment No. 16 to Order No. 1548 under Maximum Price Regulation No. 120 shall become effective April 9, 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5839; Filed, Apr. 8, 1946; 11:41 a. m.]

[MPR 188, Order 4940]

SCHICK, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Schick, Incorporated, 45 Garden Street, Stamford, Conn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Drop-ship jobbers	Retailers	Consumers
Schick Shaverest	515	*Each* $3.97	*Each* $4.29	*Each* $4.77	*Each* $7.95

A wall bracket made of urea-formaldehyde plastic shaped to hold a Schick Shaver, equipped with an extension cord and a spring button switch to cut the current off when the shaver is placed in the bracket.

These maximum prices are for the articles described in the manufacturer's application dated March 25, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 1% for payment on or before 10th proximo.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$7.95 Each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5841; Filed, Apr. 8, 1946; 11:44 a. m.]

[MPR 188, Order 4941]

TAC INDUSTRIES, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Tac Industries, Incorporated, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand name	Description
JRP 323	Tac	Acoustic table phone, manual, AC, plastic tone arm and head, wood cabinet painted red, 12" x 12" x 4½", underwriter approved.

Distributor	Ceiling price to—		Ceiling price to—		
	Dealer	Consumer	Mail order house	Catalog sales	Retail sales
$5.61	$7.01	$11.75	$6.42	$9.95	$11.75

Ceiling prices to the consumer and for catalog and retail sales include the Federal excise tax. Terms are 2% 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated February 1, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$11.75
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5842; Filed, Apr. 8, 1946; 11:44 a. m.]

[MPR 188, Order 4942]

PACIFIC SERVICES CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Pacific Services Company, Whittier, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Chain, mail order, and jobbers	Department stores	Other retailers	Consumers
Cast aluminum sink strainer, 7 x 7 x 2½.	CA7	*Each* $0.825	*Each* $0.94	*Each* $1.10	*Each* $1.65

These maximum prices are for the articles described in the manufacturer's application dated February 1, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$1.65 Each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5843; Filed, Apr. 8, 1946; 11:44 a. m.]

[MPR 188, Order 4943]

CONCORD PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Concord Products Company, 1338 Concord Place, Chicago 22, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—				
		Distributors	Wholesalers (jobbers)	Chain, mail order, and departmental stores	Other retailers	Consumers
Kitchen stool top band chrome, legs enameled bottom band chrome, top 12" wide 25 inches high, seat linoleum inserted	1C	*Each* $2.75	*Each* $3.10	*Each* $3.72	*Each* $4.12	*Each* $6.20
Kitchen stool all enamel top 12" width, 25 inches high, seat linoleum insert	1P	2.15	2.40	2.88	3.20	4.80

These maximum prices are for the articles described in the manufacturer's application dated February 8, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5844; Filed, Apr. 8, 1946; 11:45 a. m.]

[MPR 188, Order 4945]

BEACON WIRE GOODS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Beacon Wire Goods, 10 Centre Place, Yonkers 2, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Wholesalers (jobbers)	Retailers	Consumers
Steak broiler 18 x 8 copper wire.	19 x 8	*Dozen* $4.80	*Dozen* $6.00	*Each* $0.79

These maximum prices are for the articles described in the manufacturer's application dated February 4, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are subject to the manufacturer's customary discounts and differentials.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$0.79 each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5846; Filed, Apr. 8, 1946; 11:45 a. m.]

[MPR 188, Order 4946]

GEROTOR MAY CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Gerotor May Corp., Maryland Ave. & Oliver St., Baltimore 3, Md.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices by any seller to—				
		Wholesaler (jobbers)	Chain stores	Department stores	Retailer dealers	Consumers
Hedge trimmer	------	*Each* $2.922	*Each* $2.925	*Each* $3.51	*Each* $3.90	*Each* $5.85

These maximum prices are for the articles described in the manufacturer's application dated March 11, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with correct model number and retail ceiling price:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5847; Filed, Apr. 8, 1946; 11:45 a. m.]

[MPR 188, Order 4944]

ROBENSON CUTLERY CO. INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Robenson Cutlery Company, Inc., Main Street, Perry, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Jobbers	Retailers	Consumers
Carving set 1-11"—Hollow ground, chrome plated, chrome vanadium, steel knife in walnut case with inlaid walnut handle	110	*Each* $3.75	*Each* $5.00	*Each* $7.50
Same as above but with 1-11" knife and 1, 6¾' knife	120	6.25	8.34	12.50
Same as above but with 1-11" knife and 1, 6¾" knife and 1, 2 tine fork	130	8.95	11.94	17.90
Carving set—1-11" hollow ground, chrome plated, chrome vanadium, steel knife in pakkawood case with pakkawood handle	210	4.50	6.00	9.00
Same as above but with 1-11"knifeand1, 6¾"knife	220	6.75	9.00	13.50
Same as above but with 1-11"knife and 1, 6¾" knife, 1-2 tine fork	230	10.125	13.50	20.25

These maximum prices are for the articles described in the manufacturer's application dated March 5, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5845; Filed, Apr. 8, 1946; 11:45 a. m.]

[MPR 188, Order 4947]

DAYSTROM CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Daystrom Corporation, Franklin St., Olean, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Chain and department stores	Other retailers	Consumers
Kitchen stool sled type chrome legs upholstered back and seat	70	*Each* $3.50	*Each* $4.20	*Each* $4.68	*Each* $7.00
Towel rack chrome 9⅝" x 29" x 28"	90	2.08	2.49	2.76	4.15

These maximum prices are for the articles described in the manufacturer's application dated March 5, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 1% for payment within 5 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5848; Filed, Apr. 8, 1946; 11:45 a. m.]

[MPR 591, Order 411]

CRANE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list prices for sales by any person to plumbing and heating contractors, installers, industrial and commercial users of the following brass plumbing fixture fittings and trimmings manufactured by Crane Company, and as described in the application dated March 19, 1946, shall be:

No.	Description	Maximum List Price
8-12	Chrome plated temple supply valve for Drexel lavatory.	$5.55
C-32075	Temple Secuto supply and waste fixture with 1¼ or 1½ O. D. tailpiece.	14.25
C-32170	1¼" chrome plated Crestmont supply and waste fixture for Orlee, Oxford, and Cornate lavatories.	6.45
C-32371-L	1¼" chrome plated Crestmont supply and waste fixture for Yorkshire lavatories.	6.05
8-700	Chrome plated temple square pattern legs for Diana lavatory (pair).	9.85
C-33702	17" chrome plated temple towel bars for Diana lavatories (each).	3.60
C-33677-A	Chrome plated Crestmont round metal legs for Oxford lavatory (pair).	7.15
C-33678-A	Chrome Crestmont hexagon metal legs for Drexel lavatory (pair).	6.65
C-33703	17" chrome plated Crestmont towel bars for Oxford or Drexel lavatory (each).	2.70
C-3895	Chrome plated temple bath and shower fitting (½" female inlets).	19.25
C-3895-U	Chrome plated temple bath and shower fitting with ½" union inlets.	19.65
C-33534	Chrome plated Crestmont overrim bath fitting with plastic cover plate concealing valves.	6.95
2-300	Chrome plated Crestmont shower and overrim supply fitting with plastic cover plate and handles concealing valves.	8.65
9-51	1¼" chrome plated Crestmont connected waste and overflow for Neuday or Oxford bathtub.	3.30
C-31820	Chrome plated Vantage lavatory faucet with dial-ease trimmings.	1.80
C-3867	Chrome plated Deviator spout bath and shower fitting with short shower arch and Economy ball joint shower head.	12.05
C-32875-H	Chrome plated supply fitting with swinging spout and with ⅜" hose thread or spout outlet.	6.30
C-32874	½" Crestmont pearl grey Cranelon Supply fitting with dial-ease control and Chrome plated Spout.	5.75
C-32874-H	½" Crestmont pearl grey Cranelon supply fitting with dial-ease control and Chrome plated hose thread spout.	$5.85
C-31114	Chrome plated Vantage sink faucet with plain spout.	1.75
C-31111	Vantage sink faucet with hose end rough brass finish.	.80
C-31111	Vantage sink faucet with hose end spout-finished brass.	1.00
C-31111	Vantage sink faucet with hose end spout—chrome plated finish.	1.00
C-31110	Vantage sink faucet, with plain spout—rough brass finish.	.70
C-31110	Vantage sink faucet with plain spout—finished brass.	.95
C-31110	Vantage sink faucet with plain spout—chrome plated finish.	.95
C-31115	Vantage sink faucet with hose end spout—chrome plated.	1.95
C-32176	Chrome plated combination lavatory supply fixture with chain and stopper.	4.05
C-32372	Chrome plated center set lavatory supply fixture with chain and stopper and dial-ease trim.	4.05
C-31940	Chrome plated Victor self-closing lavatory faucet with dial-ease trim.	2.45
C-31112	Chrome plated Vantage sink faucet, plain end spout.	1.35
C-31113	Chrome plated Vantage sink faucet, hose end on spout.	1.40

(b) The maximum list prices specified in (a) above shall be subject to the following discounts on sales to plumbing and heating jobbers and Crane Co. branches:

(1) On underlined items, successive discounts of 25 and 5 percent.

(2) On non-underlined items, successive discounts of 20 and 5 percent.

(c) The maximum prices specified in (b) above shall be f. o. b. point of manufacture, with full freight allowed on shipments of 150 pounds or more.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(e) In addition to the discounts and allowances enumerated above, the maximum net prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591 to date, and may not be further increased pursuant to the provisions of that order as are in effect as of the date of this order.

(g) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, upon resale.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 9, 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5849; Filed, Apr. 8, 1946; 11:46 a. m.]

[MPR 599, Order 11]

FULLER-GREENE, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599; *It is ordered:*

(a) This order establishes ceiling prices for sales and deliveries of "special brand" radios sold by Fuller-Greene, Incorporated.

(1) For sales and deliveries by Fuller-Greene, Incorporated to distributors the ceiling price is that set forth below:

Model No.	Brand name	Description	Ceiling price to distributor
100A Mother tloose.	"Novelaire".	Table radio, 5 tubes, AC/DC, 1 band, clock dial side 5" EM speaker, decorated wood cabinet, 7" x 10¼" x 5¾", underwriter approved.	*Each* $12.22

These maximum prices are for the articles described in the application of Fuller-Greene, Incorporated, dated March 11, 1946.

(2) For sales by Fuller-Greene, Incorporated, the ceiling prices apply to all sales and deliveries since Maximum Price Regulation No. 599 became applicable to those sales and deliveries. They are f. o. b. factory, not including Federal excise tax, and are subject to sellers customary discounts, allowances and freight differentials.

(3) For sales by persons other than Fuller-Greene, Incorporated, Fuller-Greene, Incorporated is required to calculate the retail ceiling price of the article in accordance with the provisions of section 9 of the regulation. Fuller-Greene, Incorporated is also required to calculate distributors' prices for the article in accordance with the provisions of section 10 of the regulation.

(b) Fuller-Greene shall attach a tag or label to every article for which a maximum price for sales to consumer is established by this order in accordance with the provisions of section 13 of the regulation.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5850; Filed, Apr. 8, 1946; 11:46 a. m.]

[MPR 580, Amdt. 2 to Order 228]

ROSE BROS.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 2 to Order 228. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-607.

For the reasons set forth in the Opinion issued simultaneously herewith, Order No. 228 under Section 13 of Maximum Price Regulation 580 issued on application of Rose Brothers, 275 Seventh Avenue, New York, New York, is amended in the following respects:

1. Paragraph (a) is amended to change the retail ceiling prices for the articles listed below:

Brand name	Article	Manufacturer's selling price under HPR 607	Retail ceiling price
Airgora Spun	Suits (men's)	$15.35	$26.50
Surretwill	do	23.63	40.00
	Trousers (men's)	7.70	12.95

This Amendment shall become effective April 8, 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5878; Filed, Apr. 8, 1946; 4:30 p. m.]

[Rev. SO 119, Rev. Order 85]

THE TROY SUNSHADE CO.

ADJUSTMENT OF CEILING PRICES

Order No. 85 under Revised Supplementary Order No. 119 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Troy Sunshade Company, Troy, Ohio, may compute its adjusted ceiling prices for all articles of metal household furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 17.7 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this revised order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this revised order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this revised order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8, under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how

he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this revised order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this revised order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this revised order, showing prices adjusted in accordance with this revised order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this revised order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this revised order are hereby denied.

(f) This revised order may be revoked or amended by the Price Administrator at any time.

(g) This revised order shall become effective on April 8, 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5879; Filed, Apr. 8, 1946; 4:30 p. m.]

[Rev. SO 119, Order 146]

MEEHAN CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Meehan Co., Los Angeles, California, may compute its adjusted ceiling prices for all articles of outdoor furniture in its lines of garden umbrellas, metal tables, metal chairs and chaises which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by the appropriate percentages set forth below:

Product line:	*Percentage increase*
Garden umbrellas	15.5
Metal tables	14.1
Metal chairs	14.1
Chaise	14.1

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this revised order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on April 8, 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5880; Filed, Apr. 8, 1946; 4:32 p. m.]

[SO 148, Order 2]

LIVINGSTON AND CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 of Supplementary Order No. 148, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of metal household furniture specified below manufactured by Livingston and Company, Philadelphia, Pa.

(1) For all sales and deliveries of the following articles by the manufacturer to retailers, the adjusted maximum prices are those set forth below:

Article	Model No.	Adjusted maximum price to retailers[1]
Utility Cabinet	R-6318	$ [illegible]
Wardrobe	R-63 [illegible]	[illegible]
	R-2771-DWF	8.[illegible]

[1] To which the manufacturer customarily makes sales in largest volume.

(2) For sales and deliveries by the manufacturer to classes of purchasers other than retailers the maximum prices are the adjusted maximum prices to retailers adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

(b) Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this revised order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on April 8, 1946.

Issued this 8th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5882; Filed, Apr. 8, 1946; 4:30 p. m.]

[MPR 580, Order 295]

GOODALL CO.

ESTABLISHING MAXIMUM PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–601.

For the reasons set forth in an opinion issued simultaneously herewith, Orders No. 51 and No. 78 issued under section 13 of Maximum Price Regulation 580 on application of Goodall Company are consolidated herein, and pursuant to section 13 of Maximum Price Regulation 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by Goodall Company, Cincinnati 2, Ohio, and described in the manufacturer's application dated March 18, 1946.

Article	Brand name	Style name	Manufacturer's selling price under MPR 607	Ceiling price at retail
Men's suits	Palm Beach		$13.30	$21.50
Men's trousers	do		4.60	6.50
Men's sport jackets	do		9.30	15.00
Men's tuxedo coats	do		9.90	16.00
Men's tuxedo trousers	do		4.85	7.75
Students' suits	do		12.00	18.75
Students' jackets	do		9.25	14.50
Students' tuxedo jackets	do		9.60	15.00
Students' tuxedo trousers	do		4.65	7.25
Cadet suits	do		7.65	11.95
Robust cadet suits	do		8.00	12.50
Boys' rugby suits	do		4.95	7.95
Boys' robust rugby (shorts) suits	do		5.75	8.95
Boys' rugby suits (longies)	do		6.20	9.75
Boys' Eton suits (shorts)	do		4.45	6.95
Boys' slacks	do		[1] 38.00	[2] 4.95
Boys' junior longies	do		[1] 30.50	[2] 3.95
Boys' laddie shorts	do		[1] 18.00	[2] 2.35
Men's suits	Goodall tropical	Springweave	20.10	33.50
Do	do	Sunfrost	16.50	27.50
Students' suits	do	do	15.00	25.00
Men's trousers	do	Springweave	6.60	11.00
Do	do	Sunfrost	5.10	8.50
Students' trousers	do	do	4.65	7.75

[1] Per dozen.
[2] Per unit.

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 10, 1946, Goodall Company, must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$_____

on and after May 10, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to May 10, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 5, 1946.

Issued this 5th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-5792; Filed, Apr. 5, 1946; 4:26 p. m.]

[MPR 586, Order 2]

MERCHANDISE WAREHOUSING IN MEMPHIS, TENN.

STORAGE AND TERMINAL SERVICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Price Administrator by section 13 (c) of Maximum Price Regulation No. 586, it is ordered:

(a) *Election.* (1) Within thirty days after the effective date of this order every person performing merchandise warehousing services in Memphis, Tennessee, subject to Maximum Price Regulation 586 must elect to comply with either paragraph (b) or paragraph (c) of this order, with respect to his merchandise warehousing services.

(2) Notice of election shall be filed with the Transportation and Public Utilities Division, Office of Price Administration, Washington 25, D. C.

(3) If the warehouseman's election is to use the specific charges in paragraph (c) he may place them in effect (subject to (c) (6)) any time after his election and before the time for filing election expires.

(4) If the warehouseman elects to be governed by paragraph (b), that paragraph must be fully complied with.

(5) Elections must cover the entire merchandise warehousing business. A warehouseman cannot elect (b) in part, and (c) in part.

(6) If any warehouseman subject to this order does not timely file an election, the maximum charges set out in paragraph (c) become effective as his maximum charges (subject to (c) (6) as to goods in storage) thirty days after the effective date of this order.

(7) The term "merchandise warehousing" covers services generally included in the reception, storage, protection handling and shipment of commodities not requiring refrigeration. It applies to merchandise warehousing for commercial accounts and for Government agencies other than those specified in Supplementary Storage Regulation 4.

It does not cover cold storage, tank storage of liquid commodities, bulk storage of grain, cotton warehousing and cotton compressing services, storage of household goods, or storage for Government agencies covered by Supplementary Storage Regulation No. 4. The term includes pool car distribution only when performed at or from the same establishment where storage services are also offered. It does not include any cartage services even if these are subject to MPR 586.

(b) *Prices established under sections 5, 6, 7 or 8 of Maximum Price Regulation 586.* (1) A warehouseman who elects to maintain his March 1942 prices as established or modified under sections 5, 6, 7 or 8, may do so provided he files such an election as set out under paragraph (a) of this order.

The election must be accompanied by three copies of a complete statement of such charges. To be complete the statement must contain both actual charges made in March 1942, and a complete basis of offering charges for all merchandise warehousing services actually in effect in March 1942. All purchaser classes must be clearly defined. Each rate must bear a clear indication of the paragraph of section 5, or the application order, etc. under the other sections of MPR 586 used as authority for that rate. In case rates are reported as established under section 5 (e), the name and address of the competitor shall be given.

(2) Specific rates entitled to confidential treatment under section 12 (b) (3) must be so marked and submitted on separate sheets of paper.

(3) Prices established under this paragraph (b) are still subject to section 13 (c) if found inaccurate.

(c) *Specific maximum charges.* If the maximum charges set out below become effective as provided in paragraph (a) of this order, they supersede maximum charges otherwise established, whether higher or lower. These are maximum charges and lower charges may be made, offered or paid.

(1) *Definitions*—(i) *Handling* covers the ordinary labor and duties incident to receiving goods at warehouses, unloading cars, receiving goods from the tail gate of trucks, stowing, reloading cars (in the case of carload shipments only), and delivering goods to the tail gates of trucks outbound. Handling charges are billed with the storage for the first month.

Carload handling rates apply only when both the handling in, and the handling out is in lots of at least 10,000 pounds. If carloads received with the understanding that they will be reshipped in lots of at least 10,000 pounds are later broken up, the difference between the CL handling rate and the regular handling rate accrues on the entire car at the time the first lot of less than 10,000 pounds is handled out.

(ii) *Storage.* All goods are stored on a month-to-month basis. A storage month shall extend from a date in one calendar month to, but not including, the same date of the next and all succeeding calendar months; if there be no corresponding date in the next succeding calendar months, it shall extend to and include the last day of the month. The warehouseman, by agreement with the customer, may assess storage charges on a pro-rated system or monthly balance system, instead of the customary date basis: A full month's storage may be assessed on all goods received during the first fifteen days following inventory date; one-half month's storage will be assessed on all goods received from the 16th day following inventory date to inventory date, then a full month's storage will be assessed on goods on hand at the beginning of the next succeeding month.

(iii) *Storage rates.* Except as provided above for half months, full monthly storage rates set forth in this regulation may be charged for each storage month or fraction thereof. Charges for storage accrue on the first day of each storage period.

(iv) *Distribution.* Maximum charges for distribution of pool cars include all charges for unloading, assorting and delivering to consignees or outbound carriers at the warehouse platform, and such marking, sorting and preparation of shipping documents as may be necessary.

Storage charges may be assessed on goods remaining on hand more than seventy-two hours (not including Sunday or holidays) after notice to consignee. Levelling stopping-in-transit cars may be charged for as extra labor under (c) (4) (iii).

(2) *Maximum class rates.* The following class rates in cents per 100 pounds apply on handling, carload handling, storage, and distribution as defined in above paragraph (c) (1). If rates for the particular commodity are shown below in paragraph (c) (3), these class rates do not apply. Charges set forth in paragraph (c) (4) may be added to the extent there indicated, if those services are actually performed.

	Classes														
	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O
Cu. in. per lb.:															
From	0	61	66	73	84	103	131	169	221	289	375	481	609	763	943
To	60	65	72	83	102	130	168	220	288	374	480	608	762	942	+
Storage	3	4	4.5	5	6	8	10	13.5	18	22.5	28	36	44	53	63
CL handling	5	5.5	6	6.5	7	8	9	10	11	12	13	14	15	17	19
Handling	6	6.6	7.3	8	8.8	9.7	10.8	11.8	13	14	15.5	17	19	20.5	23
Distribution	7.5	8	8.5	9	9.5	10.5	11.5	13.5	13.5	17.5	20	23	26	30	35

Minimum storage charge (on small packages) ½ cent each.
Minimum handling charge (on small packages) 9/10 cent each.
Minimum distribution charge (on small packages) 1½ cents each.

How to apply the class rates to obtain the rate per 100 pounds:

1. Obtaining the dimensions of the package in inches by careful measurement.

2. Obtain the volume in cubic inches by multiplying the three dimensions. If the packages are irregular the volume of an average package may be used by taking the volume of a pile of goods and dividing by the number of packages in the pile.

3. Obtaining the weight of the package.

4. Compute the density by dividing the number of cubic inches as ascertained (2 above) by weight of package in pounds (3 above).

5. Find the rate per 100 lbs. for storage and handling by applying the density (cubic inches per pound) as ascertained (see 4) to the class rate tables above.

Example: A package of the following dimensions and weight:

1. Dimensions: 36 in. x 24 in. x 75 in.
2. Volume: 64,800 cu. in.
3. Weight: 730 lbs.
4. Density: 64,800÷730=88.8 cu. in. per lb.
5. Class E: Storage 6¢ per 100 lbs., CL Handling 7¢ per 100 lbs., Handling 8.8¢ per 100 lbs., Distribution 9.5¢ per 100 lbs.

Minimum computing weights for barrels, carboys, kegs or drums. In computing storage rates only for barrels, carboys, kegs or drums, the following will be considered as minimum computing weights. Actual weights shall be used if greater than the minimum computing weight.

BARRELS, DRUMS AND KEGS	*MCW (pounds)*
Cubic inches:	
80,001–90,000	2,500
70,001–80,000	2,250
60,001–70,000	2,000
54,001–60,000	1,750
48,001–54,000	1,500
42,001–48,000	1,350
36,001–42,000	1,200
30,001–36,000	960
24,001–30,000	720
19,501–24,000	600
17,501–19,500	480
15,001–17,500	420
12,501–15,000	360
10,501–12,500	300
9,001–10,500	270
8,001– 9,000	240
7,001– 8,000	210
6,001– 7,000	180
5,001– 6,000	150
4,001– 5,000	120
3,001– 4,000	90
2,251– 3,000	80
1,501– 2,250	60
1,001– 1,500	45
501– 1,000	30
500	15
CARBOYS	
10,501–12,500	540
9,001–10,500	480

(3) *Commodity rates.* The commodity rates set forth below apply to storage and handling services as defined in paragraph (c) (1) whether higher or lower than the class rates set forth in paragraph (c) (2). Additional charges for special services set forth in (c) (4) may be added if these services are actually performed. Rates are stated in cents per 100 pounds except where specifically noted as otherwise:

	Storage	Handling
Sugar (in 100 lb. bags):		
CL in and CL out	2.5	3.75
CL in and LCL out	5	6
Dried peas and beans (in 100 lb. bags):		
CL in and CL out	2.5	3.75
CL in and LCL out	5	6
Rubber, natural or synthetic	5	6
Cigarettes and tobacco products—complete service of storage, handling and shipping		18

(4) *Maximum rates for special services.* The following additional charges apply only when the particular services involved are performed:

(i) *Bracing or packaging materials:* The user of the service may reimburse warehousemen for the additional costs for bracing or packing materials or other special supplies when required.

(ii) *Charges for overtime.* Maximum rates named in this order contemplate receiving or withdrawing of goods during regular working hours. In the event the user of the services in emergencies requests receipt or delivery of particular goods at other times an additional charge of 25% of the handling rates for receipt or delivery outside working hours, or 50% for receipt or delivery on nonworking days, may be made.

(iii) *Extra labor.* Such labor when furnished, on customer's request, for sampling, repiling, inspection, special physical warehouse checking, or other services not provided for herein: $1.00 per man-hour, with a minimum charge of 50 cents.

(iv) *Weighing.* For weighing small lots (less than 10,000 lbs.), 1 cent per package, with a minimum charge of 10 cents. For weighing large lots, $1.00 per man-hour, with a minimum charge of 50 cents.

(v) *Turning evaporated milk.* 1 cent per package.

(vi) *Collection of money.* If the warehouseman is required to collect money on behalf of customers, an additional charge of one-half of one percent, with a minimum of 25 cents per collection, may be made.

(vii) *Issuance of negotiable warehouse receipts.* If the warehouseman is requested and issues a negotiable warehouse receipt, an additional charge of 50 cents may be made for the first receipt, and 25 cents for each additional receipt per lot.

(viii) *Reporting marked weights or numbers.* If required to report marked weights or numbers, 1 cent per package, minimum 10 cents per order.

(ix) *Payment of freight charges.* One-half of one per cent, minimum 10 cents per freight bill.

(x) *Shipping charge.* One-half cent per package, minimum 15 cents per shipment (not applicable in connection with distribution rates or carload shipments).

(5) *Conditions.* The maximum charges named in this paragraph (c) contemplate the following conditions and practices: (When such conditions and practices are not specified in this paragraph (c) they may conform to "Standard Contract Terms and Conditions" as adopted April 30, 1926).

(i) *Demurrage.* If the warehouseman fails to handle goods tendered (not in excess of any prior agreement with the user of the service as to the amount of space available or the number of cars that can be handled) within 48 hours after receipt of notice of arrival by rail, and any demurrage accrues as a result thereof, the warehouseman shall pay any and all such demurrage charges.

(ii) *Liability for care of goods.* Each warehouseman shall be liable for any loss or damage to the goods in his possession or control incident to performance of these services caused by his failure to exercise such care in regard to them as a reasonably careful owner of similar goods would exercise, but he shall not be liable for any loss or injury to the goods which could not have been avoided by the exercise of such care.

The measure of liability of the warehouseman is limited as to each package to 500 times the amount of the monthly storage charge for that package unless the warehouseman is specifically notified in writing by the user of the service of a higher valuation by him, in which case the maximum storage rate may be increased by an amount equal to one-tenth of one percent per month of the excess valuation. This limitation in the measure of liability shall be null and void in the case of gross negligence, willful acts, or conversion.

(c) *Loading and bracing requirements.* Each warehouseman shall load and brace all outgoing goods prepared by him under this order in accordance with good commercial practice. The warehouseman shall be liable for the payment of any damage to any goods caused by the failure to load and brace in accordance with acceptable standards.

(6) *Application of rates to goods already in storage.* Maximum storage rates named in this paragraph (c) become effective as to goods already in storage with the beginning of the first storage period on or after the rates become effective (as provided in paragraph (a)). However, no handling charges in addition to the charges already accrued may be made for performing outgoing handling charges on goods already in store.

This order shall become effective April 15, 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5939; Filed, Apr. 9, 1946; 11:38 a. m.]

[SO 119, Rev. Order 35]

WALD MFG. CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Supplementary Order No. 119, *It is ordered:*

Order No. 35 under Supplementary Order No. 119 is amended, revised and redesignated Revised Order No. 35 under Supplementary Order No. 119, to read as follows:

(a) *Manufacturer's maximum prices.* The Wald Manufacturing Company, Inc., Maysville, Kentucky, may increase its current ceiling prices for sales to jobbers and dealers of the bicycle accessories and wire products of its manufacture that are listed below by the percent of increase set forth after each article:

Article:	*Percent of increase*
Bicycle pedals	3.7
Handle bar stems	16.7
Handle bars	2.0
Chain guards	35.4
Bicycle forks	11.6
Sprockets	21.0
Beacon hangers	12.0
Luggage carriers	21.5

(b) *Ceiling prices of purchasers for resale.* Purchasers for resale of such articles in substantially the same form which the manufacturer has sold at adjusted maximum prices shall determine their ceiling prices as follows:

(1) A purchaser for resale who delivered or offered for delivery during March, 1942, an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale shall calculate his ceiling price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his ceiling price under the above method, he shall apply to the Office of Price Administration for the establishment of his ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) Ceiling prices adjusted by this order, are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March, 1942, or established under any applicable OPA regulation.

(d) The provisions of Supplementary Order No. 153 shall not apply to resales of articles covered by this revised order.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a ceiling price adjusted in accordance with the terms of this order, the seller shall notify each purchaser in writing of the adjusted ceiling prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5851; Filed, Apr. 8, 1946; 11:42 a. m.]

[Rev. SO 119, Order 145]

NYE-WAIT CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's maximum prices.* (1) Nye-Wait Company, Inc., of Auburn, New York, may increase by 11.9 percent, its maximum prices (exclusive of all permitted increases or adjustment charges), properly established under § 1352.1 of Revised Price Schedule No. 57 for sales of any article of pile-weave wool floor covering which it manufactures: *Provided, however,* That the manufacturer shall state separately on its invoice, as an adjustment charge, that portion of its adjusted maximum price which is equal to the adjustment charge authorized by § 1352.1a of Revised Price Schedule No. 57.

(2) The adjustment authorized in the preceding paragraph supersedes the industry-wide adjustment authorized by § 1352.1a of Revised Price Schedule No. 57.

(b) *Maximum prices of purchasers for resale.* Resellers of an article which the manufacturer has sold at an adjusted maximum price determined under this order, shall compute their maximum prices as follows:

(1) *Distributors whose sales are covered by Maximum Price Regulation No. 65.* A distributor whose sales are covered by Maximum Price Regulation No. 65 may increase his maximum prices established under § 1352.1 of Maximum Price Regulation No. 65 by the same percentage amount as that by which the manufacturer increased his maximum prices to the same class of purchaser under this order: *Provided, however,* That the distributor shall state separately on his invoice, as an adjustment charge, that portion of his adjusted maximum price which is equal to the adjustment charge authorized by § 1352.51a of Maximum Price Regulation No. 65.

(2) *Wholesalers and retailers whose sales are covered by the General Maximum Price Regulation.* A wholesaler or retailer whose sales are covered by the General Maximum Price Regulation, who delivered or offered for delivery during March, 1942, an article which meets the definition of "most comparable commodity" set forth in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum retail price by using as his cost, the price appearing on his supplier's invoice for the article, not including any amount specified as an adjustment charge, and adding to such invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in § 1499.3 (a) of the General Maximum Price Regulation.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620–759 with regard to how he determined his maximum price for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If a wholesaler or retailer whose sales are covered by the General Maximum Price Regulation cannot determine his maximum resale price under the above method, he shall apply to the Office of Price Administration for the establishment of his maximum resale prices under § 1499.3 (c) of the General Maximum Price Regulation. With this application he shall furnish a copy of his supplier's invoice to him. Maximum resale prices established under that section will reflect the supplier's adjusted maximum price in accordance with the terms of this order.

(3) *Retailers whose sales are covered by Maximum Price Regulation No. 580.* Retailers whose sales are covered by Maximum Price Regulation No. 580 shall determine their maximum prices in the manner provided by that regulation.

(4) The provisions of Supplementary Order No. 153 shall not apply to resales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum resale prices. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 9th day of April 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5852; Filed, Apr. 8, 1946; 11:41 a. m.]

[SO 142, Order 73]

APPLETON ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 73 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Appleton Electric Company. Docket No. 6083–S.O. 142–136–248.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Appleton Electric Company, Chicago, Illinois, shall be determined by increasing the maximum prices in effect for these products just prior to the issuance of this order as follows:

Line	Maximum percentage increase
Switch and outlet boxes price sheets TSB & TOB	15.8
Box connectors, electrical metallic tubing connectors and couplings price sheets TBC and TWT	40.5
Locknuts and bushings price sheets TLB	16.7
Typical ground fittings price sheets TGF	47.0

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Appleton Electric Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 9, 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5853; Filed, Apr. 8, 1946; 11:42 a. m.]

[SO 142, Order 76]

CLIFTON CONDUIT CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 76 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Clifton Conduit Company. Docket Nos. 6083–S. O. 142–82–2 and 6083–S. O. 142–136–108.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Clifton Conduit Company, Jersey City, New Jersey, of its line of bushed armored cable shall be determined as follows: The manufacturer shall use its price schedule for bushed armored cable, Bulletin No. 28, dated January 21, 1946, subject to all charges, allowances, discounts and other deductions that were in effect to a purchaser of the same class just prior to the issuance of this order.

(b) The maximum prices for sales by Clifton Conduit Company, Jersey City, New Jersey, of its line of flexible steel conduit shall be determined as follows: The manufacturer shall use its price schedule for flexible steel conduit, Page No. 206–B, dated January 21, 1946, subject to all charges, allowances, discounts, and other deductions that were in effect to a purchaser of the same class just prior to the issuance of this order.

(c) The maximum prices for sales by resellers of the products described in paragraph (b) above shall be determined as follows: The reseller shall use the list prices which are established pursuant to paragraph (b) of this order for Clifton Conduit Company, subject to all allowances, discounts and other deductions that were in effect to a purchaser of the same class just prior to the issuance of this order.

(d) The Clifton Conduit Company shall notify each purchaser, who buys the products listed in paragraph (b) above for resale, of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 9, 1946.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5854; Filed, Apr. 8, 1946; 11:43 a. m.]

[MPR 64, Amdt. 2 to Order 175]

GENERAL MOTORS CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

a. That Order 175 under Maximum Price Regulation No. 64 is amended in the following respect:

1. Paragraph (a) (5) is amended to read as follows:

(5) The maximum prices for all sales to ultimate consumers include delivery, a one year warranty, and installation where the installation requires only that the range be connected to electric facilities provided by the consumer and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add $3.50 to the OPA retail ceiling price of the range as set forth above. In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

This amendment shall become effective immediately.

Issued this 8th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5835; Filed, Apr. 8, 1946; 11:43 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 4, 1946.

Region II

Pittsburgh Order 21–O, Amendment 6, covering poultry in Allegheny County, Pennsylvania. Filed 9:45 a. m.

Region V

Wichita Order 13–F, Amendment 20, covering fresh fruits and vegetables in Sedgwick County, Kansas. Filed 9:39 a. m.

Wichita Order 14–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:39 a. m.

Wichita Order 15–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:38 a. m.

Wichita Order 16–F, Amendment 20, covering fresh fruits and vegetables in Reno County, Kansas. Filed 9:38 a. m.

Wichita Order 17–F, Amendment 20, covering fresh fruits and vegetables in Shawnee County, Kansas. Filed 9:38 a. m.

New Orleans Order 3–F, Amendment 36, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 9:58 a. m.

New Orleans Order 5–F, Amendment 26, covering fresh fruits and vegetables in certain cities in Louisiana. Filed 9:58 a. m.

New Orleans Order 5–F, Amendment 27, covering fresh fruits and vegetables in certain cities in Louisiana. Filed 9:57 a. m.

New Orleans Order 6–F, Amendment 27, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 9:57 a. m.

Kansas City Order 9–C, Amendment 15, covering poultry in certain counties in Missouri. Filed 9:40 a. m.

Kansas City Order 10–C, Amendment 15, covering poultry in Greene and Jasper Counties, Missouri. Filed 9:58 a. m.

Oklahoma City Order 2–C, Amendment 16, covering poultry in Oklahoma, Tulsa and Muskogee Counties, Oklahoma. Filed 9:57 a. m.

Oklahoma City Order 8–F, Amendment 25, covering fresh fruits and vegetables in Pottawatomie, Oklahoma, Garfield, Tulsa and Muskogee Counties, Oklahoma. Filed 9:57 a. m.

Oklahoma City Order 1–O, Amendment 16, covering poultry in Oklahoma, Tulsa, and Muskogee Counties, Oklahoma. Filed 9:57 a. m.

San Antonio Order 6–F, Amendment 36, covering fresh fruits and vegetables in Bexar County, Texas. Filed 9:57 a. m.

San Antonio Order 7–F, Amendment 36, covering fresh fruits and vegetables in Austin, Texas. Filed 9:56 a. m.

San Antonio Order 8–F, Amendment 36, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 9:56 a. m.

San Antonio Order 9–F, Amendment 25, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio Counties, Texas. Filed 9:40 a. m.

San Antonio Order 6–C, Amendment 16, covering poultry in Bexar County, Texas. Filed 9:40 a. m.

San Antonio Order 3–O, Amendment 16, covering eggs in Bexar County, Texas. Filed 9:39 a. m.

Region VI

Springfield Order 24–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:49 a. m.

Des Moines Order 4–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Iowa and in South Sioux City, Nebraska. Filed 9:59 a. m.

Des Moines Order 5–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Iowa. Filed 9:58 a. m.

Des Moines Order 6–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Iowa. Filed 9:38 a. m.

Des Moines Order 7–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Iowa and certain cities in Illinois. Filed 9:37 a. m.

Des Moines Order 13–W, Amendment 2, covering dry groceries in certain counties in Iowa. Filed 9:46 a. m.

Des Moines Order 1–O, Amendment 23, covering eggs in the cities of Des Moines, West Des Moines and Marshalltown, Iowa. Filed 9:37 a. m.

Des Moines Order 2–O, Amendment 19, covering eggs in the cities of Council Bluffs and Sioux City, Iowa. Filed 9:37 a. m.

Des Moines Order 3–O, Amendment 19, covering eggs in the cities of Fort Dodge and Mason City, Iowa. Filed 9:47 a. m.

Des Moines Order 4–O, Amendment 19, covering eggs in the cities of Dubuque, Waterloo, Cedar Rapids, Clinton, Davenport, Burlington and Ottumwa, Iowa. Filed 9:46 a. m.

Omaha Order 15–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Nebraska and in Council Bluffs, Iowa. Filed 9:45 a. m.

Omaha Order 16–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Nebraska

Omaha Order 17–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Nebraska Filed 9:56 a. m.

Omaha Order 36, Amendment 2, covering dry groceries in certain counties in Nebraska. Filed 9:56 a. m.

Sioux Falls Order 5–F, Amendment 10, covering fresh fruits and vegetables in the County of Minnehaha, South Dakota. Filed 9:55 a. m.

Sioux Falls Order 23, Amendment 1, covering dry groceries in certain counties in Minnesota, Iowa, and South Dakota. Filed 9:50 a. m.

Milwaukee Order 3–C, Amendment 4, covering poultry in Milwaukee County, and in the cities of Racine and Kenosha, Wisconsin. Filed 9:45 a. m.

Milwaukee Order 8–F, Amendment 53, covering fresh fruits and vegetables in Dane County, Wisconsin. Filed 9:46 a. m.

Milwaukee Order 9–F, Amendment 53, covering fresh fruits and vegetables in Sheboygan and Fond du Lac Counties, Wisconsin. Filed 9:46 a. m.

Milwaukee Order 11–F, Amendment 45, covering fresh fruits and vegetables in Milwaukee County, and Racine and Kenosha, Wisconsin. Filed 9:46 a. m.

Milwaukee Order 12–F, Amendment 26, covering fresh fruits and vegetables in the cities of La Crosse and Sparta, Wisconsin. Filed 9:46 a. m.

Twin Cities Order 6–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:49 a. m.

Twin Cities Order 15, Amendment 2, covering dry groceries in certain areas within the Twin Cities District Office. Area. Filed 9:49 a. m.

Region VII

Denver Order 4–F, Amendment 38, covering fresh fruits and vegetables in the Denver Area. Filed 9:48 a. m.

Denver Order 5–F, Amendment 38, covering fresh fruits and vegetables in the Pueblo Area. Filed 9:48 a. m.

Denver Order 6–F, Amendment 38, covering fresh fruits and vegetables in Colorado Springs and Manitou Area. Filed 9:50 a. m.

Denver Order 7–F, Amendment 38, covering fresh fruits and vegetables in Boulder, Fort Collins, Greeley Area. Filed 9:50 a. m.

Denver Order 8–F, Amendment 7, covering fresh fruits and vegetables in the Trinidad Area. Filed 9:50 a. m.

Denver Order 9–F, Amendment 1, covering fresh fruits and vegetables in the Grand Junction Area. Filed 9:54 a. m.

Denver Order 82, Amendment 9, covering dry groceries in the Denver Area. Filed 9:53 a. m.

Denver Order 83, Amendment 9, covering dry groceries in the Colorado Springs-Pueblo-Trinidad Area. Filed 9:53 a. m.

Denver Order 84, Amendment 9, covering dry groceries in the Grand Junction Area. Filed 9:53 a. m.

Denver Order 85, Amendment 10, covering dry groceries in the Canon City-Lamar-Rocky Ford-Salida Area. Filed 9:53 a. m.

Denver Order 86, Amendment 9, covering dry groceries in the Craig-Leadville Area. Filed 9:52 a. m.

Denver Order 87, Amendment 7, covering dry groceries in the Durango Area. Filed 9:52 a. m.

Denver Order 88, Amendment 9, covering dry groceries in the Boulder-Fort Collins-Fort Morgan-Greeley Area. Filed 9:52 a. m.

Denver Order 89, Amendment 9, covering dry groceries in the Burlington-Julesburg-Limon-Sterling Area. Filed 9:52 a. m.

Denver Order 1–O, Amendment 4, covering eggs in the Colorado Area No. 7. Filed 9:54 a. m.

Denver Order 2–O, Amendment 4, covering eggs in the Colorado Area. Filed 9:54 a. m.

Denver Order 3–O, Amendment 4, covering eggs in the Colorado Area. Filed 9:53 a. m.

Denver Order 4–O, Amendment 4, covering eggs in the Colorado Area. Filed 9:53 a. m.

Denver Order 15–W, Amendment 10, covering dry groceries in the Durango Area. Filed 9:51 a. m.

Albuquerque Order 9–F, Amendment 23, covering fresh fruits and vegetables in the Gallup, Santa Fe, Las Vegas and Bernalillo Area. Filed 9:51 a. m.

Albuquerque Order 10–F, Amendment 24, covering fresh fruits and vegetables in certain areas in New Mexico. Filed 9:51 a. m.

Albuquerque Order 11–F, Amendment 25, covering fresh fruits and vegetables in certain areas in New Mexico. Filed 9:51 a. m.

Albuquerque Order 12–F, Amendment 25, covering fresh fruits and vegetables in certain areas in New Mexico. Filed 9:50 a. m.

Region VIII

Reno Order 5–C, Amendment 11, covering poultry in Washoe County. Filed 9:44 a. m.

Reno Order 7–C, Amendment 11, covering poultry in certain counties in Nevada. Filed 9:40 a. m.

Reno Order 9–C, Amendment 11, covering poultry in Clark, Elko, Eureka, Lincoln, and White Pine counties. Filed 9:40 a. m.

Nevada Order 11–F, Amendment 17–B, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 9:45 a. m.

Nevada Order 15–F, Amendment 17–B, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:44 a. m.

Reno Order 8–O, Amendment 16, covering eggs in certain counties in Nevada. Filed 9:44 a. m.

Reno Order 10–O, Amendment 16, covering eggs in Elko, Eureka, Lincoln, and White Pine Counties. Filed 9:44 a. m.

Reno Order 12–O, Amendment 16, covering eggs in Clark County. Filed 9:44 a. m.

Portland Order 32–F, Amendment 21, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:55 a. m.

Portland Order 33–F, Amendment 21, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon Area. Filed 9:55 a. m.

Portland Order 34–F, Amendment 20, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon Area. Filed 9:55 a. m.

Portland Order 35–F, Amendment 21, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon Area. Filed 9:55 a. m.

Portland Order 36–F, Amendment 21, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon. Filed 9:55 a. m.

Portland Order 37–F, Amendment 21, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon Area. Filed 9:55 a. m.

Portland Order 38–F, Amendment 21, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon Area. Filed 9:55 a. m.

Portland Order 39–F, Amendment 21, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon Area. Filed 9:55 a. m.

Portland Order 42–F, Amendment 22, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:54 a. m.

Portland Order 43–F, Amendment 1, covering fresh fruits and vegetables in the Kelso, Salem, The Dalles, Clatskanie, Forest Grove, Oregon Area. Filed 9:48 a. m.

Seattle Order 16–F, Amendment 33, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 9:48 a. m.

Seattle Order 17–F, Amendment 29, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 9:47 a. m.

Seattle Order 18–F, Amendment 30, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 9:47 a. m.

Seattle Order 19–F, Amendment 27, covering fresh fruits and vegetables in certain areas in Washington. Filed 9:47 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–5860; Filed, Apr. 8, 1946; 11:46 a. m.]

[Region II Order G–2 Under SO 133]

CLARK AND HAMMER, INC.

AUTHORIZATION OF INCREASE IN MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 4 and 6 of Supplementary Order No. 133; it is ordered:

(a) *Manufacturer's maximum prices.* Clark & Hammer, Inc., 85 Academy Street, Belleville, N. J., may increase its properly established maximum prices under Maximum Price Regulation No. 188, for sales and deliveries to each class of purchaser of venetian blinds, which it manufactures, by a percentage increase not in excess of 28% of such maximum prices.

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of such articles, which the manufacturer has sold at adjusted maximum prices shall determine their maximum resale prices, as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his maximum resale price, for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his maximum resale price under the above method, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum resale prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(d) *Reports to be filed.* The manufacturer shall file the report, described in section 5 of Supplementary Order No. 133, with this Regional Office of Region II, Office of Price Administration, 350 Fifth Avenue, New York 1, N. Y.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on March 26, 1946.

Issued this 26th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–5765; Filed, Apr. 5, 1946; 1:34 p. m.]

[Region II Rev. Order G–3 Under RMPR 122, Amdt. 5]

PENNSYLVANIA ANTHRACITE IN MANHATTAN, BRONX, BROOKLYN AND QUEENS BOROUGHS, N. Y. C., N. Y.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, Revised Order No. G–3 is amended in the following respects:

1. Paragraph (d) (1) (i) is amended to read as follows:

(d) • • •

(1) *Delivered sales* (Manhattan and western Bronx).

(i) Sales on a "sidewalk delivery" basis.

Size	Per net ton for sales of 5 tons or more	Per net ton for sales of less than 5 tons, but more than ½ ton	½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg stove, nut	$14.60	$14.85	$7.70	$1.00	$0.105
Pea	12.75	13.00	6.75	.90	.095
Buckwheat	9.90	10.15	5.35		
Rice	9.00	9.25	4.90		
Barley	7.75	8.00	4.25		

2. Paragraph (d) (2) is amended to read as follows:

(d) • • •

(2) *Yard sales.*

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$12.50	$0.90	$0.095
Pea	10.55	.80	.085
Buckwheat	8.15		
Rice	7.25		
Barley	5.95		

3. Paragraph (e) (1) (i) is amended to read as follows:

(e) • • •

(1) *Delivered sales* (Eastern Bronx).

(i) Sales made on a "sidewalk delivery" basis.

Size	Per net ton for sales of 5 tons or more	Per net ton for sales of 3 tons or more, but less than 5 tons	Per net ton for sales of more than 1½ ton, but less than 3 tons	½ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than 1½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg stove, nut	$14.60	$15.05	$15.30	$7.90	$1.00	$0.105
Pea	12.75	13.20	13.45	7.00	.90	.095
Buckwheat	9.90	10.15	10.15	5.35		
Rice	9.00	9.25	9.25	4.90		
Barley	7.75	8.00	8.00	4.25		

4. Paragraph (e) (2) is amended to read as follows:

(e) • • •

(2) *Yard sales.*

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$12.50	$0.90	$0.095
Pea	10.55	.80	.085
Buckwheat	8.40		
Rice	7.50		
Barley	5.95		

5. Paragraph (f) (1) (i) is amended to read as follows:

(f) • • •

(1) *Delivered sales* (Brooklyn and western Queens).

(i) Sales made on a "delivered to storage" basis.

Size	Per net ton for sales of more than ½ ton	½ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$15.05	$7.80	$1.00	$0.105
Pea	13.35	6.95	.90	.095
Buckwheat	9.95	5.25		
(Rescreened)	10.45	5.50		
Rice	8.90	4.70		
(Rescreened)	9.40	4.95		
Barley	7.65	4.10		

6. Paragraph (f) (2) is amended to read as follows:

(f) • • •

(2) *Yard sales.*

Size	At yards, etc., receiving other than via water, per net ton for sales of ½ ton or more	At yards, etc., receiving via water, per net ton, for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$12.75	$12.50	$0.90	$0.095
Pea	11.05	10.80	.80	.085
Buckwheat	8.40	8.15		
Rice	7.50	7.25		
Barley	6.20	5.95		

7. Paragraph (g) (1) (i) is amended to read as follows:

(g) • • •

(1) *Delivered sales* (eastern Queens).

(i) Sales made on a "delivered to storage" basis.

Size	Per net ton for sales of more than ½ ton	½ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$15.30	$7.90	$1.00	$0.105
Pea	13.60	7.65	.90	.095
Buckwheat	10.70	5.60	----------	----------
(Rescreened)	10.95	5.75	----------	----------
Rice	9.80	5.15	----------	----------
(Rescreened)	10.05	5.30	----------	----------
Barley	8.55	4.55	----------	----------

8. Paragraph (g) (2) is amended to read as follows:

(g) • • •

(2) *Yard sales.*

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$13.00	$0.90	$0.095
Pea	11.30	.80	.085
Buckwheat	8.65	----------	----------
Rice	7.75	----------	----------
Barley	6.50	----------	----------

This Amendment No. 5 to Revised Order No. G–3 shall become effective as of June 18, 1945.

(56 Stat. 23, 765; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 20th day of July 1945.

CHARLES T. ABERNETHY,
Acting Regional Administrator.

[F. R. Doc. 46–5774; Filed, Apr. 5, 1946; 1:39 p. m.]

[Region II Rev. Order G–3 Under RMPR 122, Amdt. 6]

PENNSYLVANIA ANTHRACITE IN MANHATTAN, BRONX, BROOKLYN AND QUEENS BOROUGHS, N. Y. C., N. Y.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Revised Order No. G–3 is amended in the following respects:

1. Paragraph (d) (1) (i) is amended to read as follows:

(d) • • •

(1) *Delivered sales* (Manhattan and western Bronx).

(i) Sales on a "sidewalk delivery" basis.

Size	Per net ton for sales of 5 tons or more	Per net ton for sales of less than 5 tons, but more than ½ ton	½ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$15.00	$15.25	$7.90	$1.00	$0.105
Pea	13.15	13.40	6.95	.90	.095
Buckwheat	10.20	10.45	5.50	----------	----------
Rice	9.25	9.50	5.00	----------	----------
Barley	8.00	8.25	4.40	----------	----------

2. Paragraph (d) (2) is amended to read as follows:

(d) • • •

(2) *Yard sales.*

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$12.65	$0.90	$0.095
Pea	10.70	.80	.085
Buckwheat	8.25	----------	----------
Rice	7.30	----------	----------
Barley	6.00	----------	----------

3. Paragraph (e) (1) (i) is amended to read as follows:

(e) • • •

(1) *Delivered sales* (eastern Bronx).

(i) Sales on a "sidewalk delivery" basis.

Size	Per net ton for sales of 5 tons or more	Per net ton for sales of less than 5 tons, but more than ½ tons	Per net ton for sales of less than ½ ton, but less than 3 tons	½ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$15.00	$15.45	$15.70	$8.10	$1.00	$0.105
Pea	13.15	13.60	13.85	7.20	.90	.095
Buckwheat	10.20	10.45	10.45	5.50	----------	----------
Rice	9.25	9.50	9.50	5.05	----------	----------
Barley	8.00	8.25	8.25	4.40	----------	----------

4. Paragraph (e) (2) is amended to read as follows:

(e) • • •

(2) *Yard sales.*

Size	Per net ton, for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$12.65	$0.90	$0.095
Pea	10.70	.80	.085
Buckwheat	8.50	----------	----------
Rice	7.55	----------	----------
Barley	6.00	----------	----------

5. Paragraph (f) (1) (i) is amended to read as follows:

(f) • • •

(1) *Delivered sales* (Brooklyn and western Queens).

(i) Sales made on a "delivered to storage" basis.

Size	Per net ton for sales of more than ½ ton	½ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$15.45	$8.00	$1.00	$0.105
Pea	13.75	7.15	.90	.095
Buckwheat	10.25	5.40	----------	----------
(Rescreened)	10.75	5.65	----------	----------
Rice	9.15	4.85	----------	----------
(Rescreened)	9.65	5.10	----------	----------
Barley	7.90	4.20	----------	----------

6. Paragraph (f) (2) is amended to read as follows:

(f) • • •

(2) *Yard sales* (Brooklyn and western Queens).

Size	At yards, etc. receiving other than via water, per net ton for sales of ½ ton or more	At yards, etc. receiving via water, per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$12.90	$12.65	$0.90	$0.095
Pea	11.20	10.95	.80	.085
Buckwheat	8.50	8.25	----------	----------
Rice	7.55	7.30	----------	----------
Barley	6.25	6.00	----------	----------

7. Paragraph (g) (1) (i) is amended to read as follows:

(g) • • •

(1) *Delivered sales* (Eastern Queens).

(i) Sales made on a "delivered to storage" basis.

Size	Per net ton for sales of more than ½ ton	½ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$15.70	$8.10	$1.00	$0.105
Pea	14.00	7.25	.90	.095
Buckwheat	11.00	5.75	----------	----------
(Rescreened)	11.25	5.90	----------	----------
Rice	10.05	5.30	----------	----------
(Rescreened)	10.30	5.40	----------	----------
Barley	8.80	4.65	----------	----------

8. Paragraph (g) (2) is amended to read as follows:

(g) • • •

(2) *Yard sales.*

Size	Per net ton, for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 10 lbs. for sales of less than 100 lbs.
Broken, egg, stove, nut	$13.15	$0.90	$0.095
Pea	11.45	.80	.085
Buckwheat	8.75	----------	----------
Rice	7.80	----------	----------
Barley	6.55	----------	----------

This Amendment No. 6 to Revised Order No. G–3 shall become effective as of January 25, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued January 24, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–5775; Filed, Apr. 5, 1946; 1:39 p. m.]

[Region II, Rev. Order G–3 under RMPR 122, Amdt. 7]

PENNSYLVANIA ANTHRACITE IN MANHATTAN, BRONX, BROOKLYN AND QUEENS BOROUGHS, N. Y. C., N. Y.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, Revised Order No. G–3 is amended in the following respects:

1. Paragraph (d) (1) (iii) is amended to read as follows:

(d) • • •

(1) • • •

(iii) *Maximum authorized service charges* (Manhattan and western Bronx).

Special service rendered:	Per net ton (cents)
Single trim	40
Double trim or "shoveled"	55
Regular labor	70

(Where it is necessary to move the coal by regular labor from the truck to the chute or window, and then, as a separate operation, from the cellar floor to the bin, two, but not more than two regular labor charges may be made.)

Carry labor:	
No more than 2 steps up or down	90¢ per net ton.
For each additional 2 steps up or down	5¢ per net ton.
Carrying upstairs, in deliveries of 100 lbs. or more but not more than one ton, for each full flight of stairs above the ground floor	10¢ per 100 lbs.
(Where a charge is made for carrying upstairs, no charge may be made for carry labor).	

This Amendment No. 7 to Revised Order No. G–3 shall become effective February 9, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued February 8, 1946.

ALVIN J. WILLIAMS,
Acting Regional Administrator.

[F. R. Doc. 46–5776; Filed, Apr. 5, 1946; 1:40 p. m.]

[Region II Order G–24 Under RMPR 165, Amdt. 3]

ESSEX LAUNDRY SERVICE, INC.

ADJUSTMENT OF LAUNDRY SERVICE PRICES

For the reasons set forth in the opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region II by section 16 (a) of Revised Maximum Price Regulation No. 165, as amended, and the Emergency Price Control Act of 1942, as amended, *It is hereby ordered:*

That paragraph (3) of New York Regional Office Order No. G–24 under section 16 (a) of Revised Maximum Price Regulation No. 165, as amended, be amended, as follows:

(1) Order No. G–24 and more particularly paragraph (3) thereof, is amended as to Price Laundry Corporation by changing the percentage figure set opposite said name from 18% to 30%.

(2) Order No. G–24 and more particularly paragraph (3) thereof further is amended by adding thereto the following named laundry and the percentage amount set opposite thereto:

Essex Laundry Service, Inc., 17%
1019 Sutter Avenue, Brooklyn, New York

(3) The above mentioned applicants shall otherwise be subject in all respects to all the provisions of said Order No. G–24, as amended, and except as therein or herein otherwise provided, shall remain in all respects subject to the provisions of Maximum Price Regulation No. 165, as amended—Services.

(4) This amendment may be revoked or amended by the Price Administrator or by the Regional Administrator of Region II through the issuance at any time hereafter of any regulation, order, amendment or suplement thereto.

(5) All of the other provisions of Order No. G–24 shall remain in full force and effect except as herein modified.

This amendment shall become effectime immediately.

Issued the 27th day of March 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–5763; Filed, Apr. 5, 1946; 1:33 p. m.]

[New York Adopting Order 39 Under Basic Order 1 and Gen. Order 68]

READY-MIX CONCRETE IN NEW YORK AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the Assistant to the Regional Administrator in charge of the New York District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of ready-mix concrete of the types and compositions set forth in Schedules A, B, C, D, and E hereto annexed. All provisions of Basic Order No. 1, as amended under General Order No. 68 as amended are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1, as amended, is further amended in any respect the provisions of said order, as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1, as amended, under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order consists of the counties of New York, Bronx, Queens, Kings, Westchester, Nassau, and Richmond, all in the State of New York.

SEC. 3. *Maximum prices.* The maximum prices for ready-mix concrete covered by this order are set forth in Schedules A, B, C, D, and E, hereto annexed and made a part of this order. Schedule A fixes prices on sales in the counties of New York, Bronx, and Queens. Schedule B fixes prices on sales in the county of Kings. Schedule C fixes prices on sales in the county of Westchester. Schedule D fixes prices on sales in the county of Nassau. Schedule E fixes prices on sales in the county of Richmond.

SEC. 4. *Discounts, allowances, and terms of sale.* The delivery conditions, terms of sale, discounts and differentials are set forth in Schedules A, B, C, D, and E, hereto annexed.

SEC. 5. *Relationship of this order to Basic Order No. 1, as amended, under General Order No. 68, as amended, and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1, as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by Maximum Price Regulation 592 or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of Maximum Price Regulation 592 or any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the applicable list of maximum prices fixed by this order in each of his places of business within any of the counties covered by this order.

SEC. 7. *Records and sales slips*—(a) *Required information.* The provisions of section (e) of Basic Order No. 1, as amended, covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also, on any sale of $25.00 or more, each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged, specifying the type of mix and the type aggregate.

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of ready-mix concrete in the area covered by this order, do not contain a sufficiently complete description to identify the type of mix and the nature of the aggregate and thus determine the maximum price fixed by the applicable schedule of the order, the maximum price applicable to such sale shall be the maximum price of the lowest priced type of mix and aggregate listed in the applicable schedule to which the incomplete description could apply. In the absence of any description, the maximum price shall be the lowest price that can be computed under the applicable schedule of this order.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator, or the assistant to the Regional Administrator.

This order shall become effective April 1, 1946.

Issued this 1st day of April 1946.

DAVID J. WILLIAMS,
Assistant to the Regional Administrator in charge of New York District Office.

SCHEDULE A

[Maximum delivered prices per cubic yard for ready-mix concrete of the types listed below on sales in the counties of New York, Bronx, and Queens on sales by all persons to ultimate users or to purchasers for resale on an installed basis]

Mix	Gravel grit or cinders	Crushed stone, Dolomite, or trap rock
1-1-1	$12.35	$12.60
1-1-2	11.20	11.45
1-1½-3	8.95	9.20
1-1¾-3¼	8.70	8.95
1-1¾-3½	8.70	8.95
1-2-3	8.70	8.95
1-2-3½	8.45	8.70
1-2-4	8.25	8.50
1-2½-4	8.15	8.40
1-2½-4½	8.00	8.25
1-2-5	8.00	8.25
1-2½-5	7.90	8.15
1-3-5	7.70	7.95
1-3-6	7.60	7.85
1-4-8	6.90	7.45

SPECIAL NEW YORK CITY SPECIFICATIONS MIXES (CEMENT, SAND PLUS AGGREGATE)

Mix	Price
Class A 1-4½	$9.35
Class B 1-5½	8.80
Class C 1-6½	8.25
Class D 1-8½	7.20

CEMENT, MORTARS OR "GROUT MIXES"

Mix	Price
1-1	$17.20
1-1½	14.75
1-2	12.35
1-2½	11.75
1-3	11.20
1-3½	10.90

Additional charges for admixtures:
Calcium chloride ..... $0.04 per lb.
Hydrated lime ..... $0.01 per lb.
Handling charge for other material supplied by contractor ..... $0.25 per cu. yd

"Hy-Black" (present customary differential). These prices are to be subject to the following delivery conditions:

Minimum unloading time ..... 20 minutes.
Charge beyond minimum ..... $5 per hour.
Overtime charge beyond regular work day and for Saturdays [1] ..... $0.75 per cu. yd.
Minimum load del ..... 6 cu. yds.

Split load charges:

	Per cu. yd.
1 cu. yd	$3.00
2 cu. yds	3.00
3 cu. yds	2.00
4 cu. yds	.50

[1] The customary practice for Sunday and Holiday overtime charges shall be maintained.

Where "Hi-Early" is used in lieu of Portland cement the customary differentials shall be maintained.
Discount: $0.25 per cu. yd. ten days from date of invoice.

SCHEDULE B

[Maximum delivered prices per cubic yard for ready-mix concrete of the types listed below on sales in the county of Kings on sales by all persons to ultimate users or to purchasers for resale on an installed basis]

Mix	Gravel grit or cinders	Crushed stone	Dolomite or trap rock
1-1-1	$12.10	$12.35	$12.60
1-1-2	10.95	11.20	11.45
1-1½-3	8.70	8.95	9.20
1-1¾-3¼	8.45	8.70	8.95
1-1¾-3½	8.45	8.70	8.95
1-2-3	8.45	8.70	8.95
1-2-3½	8.20	8.45	8.70
1-2-4	8.00	8.25	8.50
1-2½-4	8.15	8.40	8.65
1-2½-4½	7.75	8.00	8.25
1-2-5	7.65	7.90	8.15
1-2½-5	7.45	7.70	7.95
1-3-5	7.25	7.60	7.85
1-3-6	6.65	6.90	7.15

SCHEDULE B—Continued

SPECIAL NEW YORK CITY SPECIFICATIONS (CEMENT, SAND PLUS AGGREGATE)

Mix	Price (per cu. yd.)
Class A 1-4½	$9.25
Class B 1-5½	8.65
Class C 1-6½	8.10
Class D 1-8½	7.20

CEMENT MORTARS OR "GROUT" MIXES

Mix	Price
1-1	$16.95
1-1½	14.50
1-2	12.10
1-2½	11.50
1-3	10.95
1-3½	10.65

Additional charges for admixtures:
Calcium chloride ..... $0.04 per lb.
Hydrated lime ..... $0.01 per lb.
Handling charge for other material supplied by contractor ..... $0.25 per cu. yd.

Hy-Black (present customary differential). These prices are to be subject to the following delivery conditions:

Minimum unloading time ..... 20 minutes.
Charge beyond minimum ..... $5.00 per hour.
Overtime charge beyond regular work day and for Saturdays [1] ..... $0.75 per cu. yd.
Minimum load ..... 5 cu. yds.

Split load charges:

	Per cu. yd.
1 cu. yd	$5.00
2 cu. yds	3.00
3 cu. yds	2.00
4 cu. yds	.50

[1] The customary practice for Sunday and holiday overtime charges shall be maintained.

Where "Hi-Early" is used in lieu of Portland cement the customary differentials shall be maintained.
Discount: $0.25 per cu. yd. ten days from date of invoice.

SCHEDULE C

[Maximum delivered prices per cubic yard for ready-mix concrete of the types listed below on sales in Westchester County within a 10 mile radius of the producer's plant on sales by all persons to ultimate users or to purchasers for resale on an installed basis]

Mix	Gravel, grit, or cinders	Crushed stone, dolomite, or trap rock
1-1-1	$12.75	$13.25
1-1-2	11.70	12.20
1-1½-3	9.50	9.75
1-1¾-3¼	9.20	9.70
1-1¾-3½	9.20	9.70
1-2-3	9.20	9.45
1-2-3½	8.95	9.20
1-2-4	8.75	9.00
1-2½-4	8.75	9.00
1-2½-4½	8.65	9.15
1-2-5	8.50	8.75
1-2½-5	8.40	8.65
1-3-5	8.40	8.65
1-3-6	8.15	8.40
1-4-8	7.40	7.65

CEMENT MORTARS OR "GROUT" MIXES

Mix	Price
1-1	$16.25
1-1½	15.25
1-2	11.75
1-2½	11.25
1-3	10.75
1-3½	10.50

Additional charges for admixtures:
Calcium chloride ..... $0.04 per lb.
Hydrated lime ..... $0.01 per lb.
Hy-Black (present customary differential).
Handling charges for other material supplied by contractor ..... $0.25 per cu. yd.

These prices are subject to the following delivery conditions:

Minimum unloading time ..... 20 minutes.
Charge beyond minimum ..... $5.00 per hour.
Overtime charge beyond regular work day and Saturdays [1] ..... $0.75 per cu. yd.
Minimum load delivered ..... 4 cu. yds

SCHEDULE C—Continued.

Split load charges:

	Per cu. yd.
1 cu. yd	$5.00
2 cu. yds	3.00
3 cu. yds	2.00

[1] The customary practice for Sunday and holiday overtime charges shall be maintained.

Where "Hi-Early" is used in lieu of Portland cement the customary differentials shall be maintained.
Discount: 5.25 per cu yd. ten days from date of invoice.
Delivery charge: A charge of $0.15 per cubic yard per mile for deliveries beyond the zone described above may be made.

SCHEDULE D

[Maximum delivered prices per cubic yard for ready-mix concrete of the types listed below on sales in Nassau County within an 8-mile radius of the producer's plant on sales by all persons to ultimate users or to purchasers for resale on an installed basis]

Mix	Gravel, grit or cinders	Crushed stone, dolomite, or trap rock
1-1-1	$12.85	$13.10
1-1-2	11.60	11.95
1-1½-3	9.25	10.25
1-1¾-3¼	8.90	9.90
1-1¾-3½	8.90	9.90
1-2-3	8.90	9.90
1-2-3½	8.65	9.65
1-2-4	8.50	9.50
1-2½-4	8.40	9.40
1-2½-4½	8.25	9.25
1-2-5	8.25	9.25
1-2½-5	8.15	9.15
1-3-5	7.95	8.95
1-3-6	7.85	8.85
1-4-8	7.50	8.50

CEMENT MORTARS OR "GROUT" MIXES

Mix	Price per cu yd.
1-2	$13.00
1-3	11.25

Charges for additional admixtures:
Calcium chloride ..... $0.04 per lb.
Hydrated lime ..... $0.01 per lb.
"Hy-Black" (present customary differential). Handling charge for other material supplied by contractor. ..... $0.25 per cu. yd.

These prices are subject to the following delivery conditions:

Minimum unloading time ..... 20 minutes.
Charge beyond minimum ..... $5.00 per hour.
Overtime charge beyond regular work day and for Saturdays [1] ..... $0.75 per cu. yd.
Minimum load delivered ..... 4.5 cu. yds.
Split load charges:

	Per cu. yd.
1 cu. yd	$5.00
2 cu. yds	3.00
3 cu. yds	2.00

Where "Hi-Early" is used in lieu of portland cement the customary differentials shall be maintained.
Discount: 2% ten days from date of invoice.
Delivery charge: A charge of $0.15 per cu. yd. per mile for deliveries beyond the zone described above may be made.

[1] The customary practice for Sunday and holiday overtime charges shall be maintained.

SCHEDULE E

[Maximum delivered prices per cubic yard for ready-mix concrete of the types listed below on sales in Richmond County on sales by all persons to ultimate users or to purchasers for resale on an installed basis]

Mix	Gravel, grit, or cinders	Crushed stone, Dolomite, or trap rock
1-1-1	$12.45	$12.70
1-1-2	11.30	11.55
1-1½-3	9.00	9.10
1-1¾-3¼	8.80	9.05
1-1¾-3½	8.80	9.05
1-2-3	8.70	8.80
1-2-3½	8.50	8.60
1-2-4	8.35	8.45
1-2½-4	8.25	8.50
1-2½-4½	8.10	8.35
1-2-5	8.00	8.10
1-2½-5	8.00	8.25
1-3-5	7.80	8.05
1-3-6	7.75	7.85
1-4-8	7.00	7.55

SCHEDULE E—Continued.

SPECIAL NEW YORK CITY SPECIFICATIONS (CEMENT, SAND PLUS AGGREGATE)

Mix	Price
Class A 1-4½	$9.45
Class B 1-5½	8.90
Class C 1-6½	8.25
Class D 1-8½	7.20

CEMENT MORTARS OR "GROUT" MIXES

Mix	Price
1-1	$17.30
1-1½	14.85
1-2	12.45
1-2½	11.85
1-3	11.30
1-3½	11.00

Additional charges for admixtures:
Calcium chloride ..... $0.04 per lb.
Hydrated lime ..... $0.01 per lb.
Hy-black (present customary differential).
Handling charge for other material supplied by contractor ..... $0.25 per cu. yd.

These prices are to be subject to the following delivery conditions:

Minimum unloading time ..... 20 minutes.
Charge beyond minimum ..... $5.00 per hour.
Overtime charge beyond regular work day and for Saturday.[1] ..... $0.75 per cu. yd.
Minimum load delivered ..... 5 cu. yds.

Split load charges:

	Per cu. yd.
1 cu. yd	$5.00
2 cu. yds	3.00
3 cu. yds	2.00
4 cu. yds	.50

[1] The customary practice for Sunday and Holiday overtime charges shall be maintained.

Where "Hi-Early" is used in lieu of Portland cement the extra customary differentials shall be maintained.
Discount: 2% ten days from date of invoice.

[F. R. Doc. 46-5764; Filed, Apr. 5, 1946; 1:34 p. m.]

[Philadelphia Adopting Order 12 Under Basic Order 1 and Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN HARRISBURG AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Philadelphia District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1, as amended, is further amended in any respect, the provisions of said order, as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1, as amended, under General Order 68, as amended, and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Harrisburg area consisting of the counties of Dauphin and Perry and the portion of Cumberland County east of a north to south line six miles west of Carlisle, all in the State of Pennsylvania.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All prices listed in Schedule A are delivered prices to all points within a radius of six miles from the seller's yard. All customary allowances, discounts, and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provision of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective January 24, 1946.

Issued this 24th day of January 1946.

FRANK J. LOFTUS,
District Director.

SCHEDULE A

[Maximum prices for certain building and construction materials in the Harrisburg area consisting of Dauphin and Perry Counties and the portion of Cumberland County east of a north to south line 6 miles west of Carlisle, all in the State of Pennsylvania, on sales by all persons to ultimate users or to purchasers for resale on an installed basis]

Item	Maximum delivered prices to purchasers for resale on an installed basis (this includes contractors)	Maximum delivered prices to ultimate users (this includes consumers)
Plaster, hard wall	$19.45 (ton)	$1.10 (bag 100 lb.).
Plaster, gauging	$30.40 (ton)	$1.85 (bag 100 lb.).
Plaster, bonding	$20.25 (ton)	$1.90 (bag 100 lb.).
Keene's cement	$45.00 (ton)	$2.50 (bag 100 lb.).
Finishing lime	$21.00 (ton)	$0.65 (bag 50 lb.).
Gypsum lath 3/8"	$25.00 (M sq. ft.)	$28.50 (M sq. ft.).
Metal lath 2.5 lb. painted diamond mesh	$0.60 (per piece, 2 sq. yd.)	$0.65 (per piece, 2 sq. yd.).
Metal lath 3.4 lb. painted diamond mesh	$0.33 (per sq. yd. (full bundle).	$0.35 (per sq. yd. less than bundle).
Metal lath corner bead standard	$0.01½ (lin. ft.)	$0.05 (lin. ft.).
Cornerite	$0.02½ (lin. ft.)	$0.02½ (lin. ft.).
Portland cement standard (paper bags)	$3.05 (5 bbls.)	$0.90 (bag 94 lb.).
	$3.05 (10 bbls.)	
	$2.85 (5 bbls.)	$0.75 (bag 70 lb.).
Masonry mortar (paper sacks)	$2.80 (10 bbls.)	
Mason's hydrated lime	$16.00 (ton)	$0.55 (bag 50 lb.).
Gypsum block-partitions 3" hollow	$0.12½ (sq. ft.)	$0.12½ (sq. ft.).
Gypsum block-partitions 4" hollow	$0.14 (sq. ft.)	$0.14 (sq. ft.).
Gypsum block-partitions 6" hollow	$0.20 (sq. ft.)	$0.29 (sq. ft.).
Fire brick 9" straight 1st quality	$0.9½ (each)	$0.10 (each).
Fire clay	$1.50 (bag 100 lb.)	$1.50 (bag 100 lb.).
Clay drain tile—3"	$0.07 (lin ft.)	$0.07 (lin. ft.).
Clay drain tile—4"	$0.08 (lin. ft.)	$0.08 (lin. ft.).
Vitrified clay sewer pipe No. 8S 4"	$0.18 (lin. ft.)	$0.18 (lin. ft.).
Vitrified clay sewer pipe No. 8S 6"	$0.26½ (lin. ft.)	$0.26½ (lin. ft.).
Flue lining 9 x 9	$0.35½ (lin. ft.)	$0.35½ (lin. ft.).
Flue lining 9 x 13, 8½ x 13	$0.53½ (lin. ft.)	$0.53½ (lin. ft.).
Flue lining 13 x 13	$0.67½ (lin. ft.)	$0.67½ (lin. ft.).
Gypsum wallboard—⅜"	$0.04 (sq. ft.)	$0.04 (sq. ft.).
Gypsum sheathing—½"	$0.03½ (sq. ft.)	$0.03½ (sq. ft.).
Asphalt roofing—90 lb. mineral surface	$2.35 (per roll)	$2.50 (per roll).
Asphalt or tarred felt 15 lb.	$2.35 (per roll)	$2.50 (per roll).
Asphalt or tarred felt 30 lb.	$2.35 (per roll)	$2.50 (per roll).
Asphalt shingles 210 lb. (3 in 1) thick butt	$6.00 (100 sq. ft.)	$6.20 (100 sq. ft.).
Asphalt shingles 165 lb. 2 tab. hexagon	$4.90 (100 sq. ft.)	$5.00 (100 sq. ft.).
Fibre insulation board ½" standard lath and board	$0.04½ (sq. ft.)	$0.05 (sq. ft.).
Fibre insulation board 25/32" asphalt sheathing	$0.06 (sq. ft.)	$0.06½ (sq. ft.).
Asbestos cement siding 12 x 24 or 27", standard colors	$7.65 (100 sq. ft.)	$8.00 (100 sq. ft.).
Asbestos cement siding 12 x 24 or 27", brilliant colors	$8.15 (100 sq. ft.)	$8.50 (100 sq. ft.).
Hard density synthetic fibre board ⅛" tempered (standard size).	$0.09 (sq. ft.)	$0.09 (sq. ft.).
Thermal insulation—blankets (paper backed) medium	$55.75 (M sq. ft.)	$58.50 (M sq. ft.).
Thermal insulation—blankets (paper backed) single	$50.00 (M sq. ft.)	$50.00 (M sq. ft.).
Thermal insulation—blankets (paper backed) thick	$70.00 (M sq. ft.)	$70.00 (M sq. ft.).
Thermal insulation—blankets (paper backed) thick	$50.00 (M sq. ft.)	$52.50 (M sq. ft.).
Thermal insulation—batts (paper backed) 2" thick	$50.00 (M sq. ft.)	$60.00 (M sq. ft.).
Thermal insulation—batts (paper backed) full-thick	$67.00 (M sq. ft.)	$69.00 (M sq. ft.).
Thermal insulation, loose in bags (plain)	$1.35 (bag 35 lb.)	$1.35 (bag 35 lb.).
Thermal insulation, loose in bags (nodulated)	$1.50 (bag 35 lb.)	$1.50 (bag 35 lb.).

[F. R. Doc. 46-5766; Filed, Apr. 5, 1946; 1:34 p. m.]

[Philadelphia Adopting Order 22 Under Basic Order 1 Under General Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN LEBANON COUNTY, PA.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Philadelphia District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said basic order, as amended, is further amended in any respect the provisions of said order, as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1, as amended, under General Order No. 68, as amended, and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the County of Lebanon in the State of Pennsylvania.

SCHEDULE A

Maximum prices for certain building and construction materials in the county of Lebanon and in the State of Pennsylvania, on sales by all persons to ultimate users or to purchasers for resale on an installed basis.

Item	Maximum delivered prices to purchasers for resale on an installed basis. (This includes contractors)	Maximum yard prices to ultimate users. (This includes consumers)
Plaster, hard wall	$0.92 (bag 100 lb.)	$0.97 (bag 100 lb.).
	$18.00 (ton)	$19.00 (ton).
Plaster, gauging	$2.25 (bag 100-lb.)	$2.35 (bag 100-lb.).
Keene's cement	$0.55 (bag 50-lb.)	$0.58 (bag 50-lb.).
Finishing lime	$26.00 (per M sq. ft.)	$27.50 (per M sq. ft.)
Gypsum lath, ⅜"	$0.30 (sq. yd.)	$0.32 (sq. yd.).
Metal lath, 3.4 lb. painted diamond mesh	$0.03½ (lin. ft.)	$0.03½ (lin. ft.).
Metal lath—cornerbead, standard 3A type	$0.75 (bag 94-lb.)	$0.80 (bag 94-lb.).
Portland cement (paper bags)	$0.70 (bag 70-lb.)	$0.75 (bag 70-lb.).
Masonry mortar (paper sacks)	$0.45 (bag 50-lb.)	$0.50 (bag 50-lb.).
Mason's hydrated lime	$0.08 (lin. ft.)	$0.08 (lin. ft.).
Clay drain tile—4"	$40.00 (per M sq. ft.)	$42.00 (per M sq. ft.).
Gypsum wallboard, ⅜"		
Gypsum sheathing, ½"		
Asphalt roofing—90 lb. mineral surface		
Asphalt or tarred felt, 15 lb.		
Asphalt or tarred felt, 30 lb.		
Asphalt shingles 210 lb. (3 in 1) thick butt		
Fibre insulation board ½" standard lath and board		
Fibre insulation board 25/32"		
Asbestos cement siding—white		
Hard density synthetic fibre board ⅛" tempered		
Thermal insulation—blankets (paper backed) medium		
Thermal insulation—blankets (paper backed) single		
Thermal insulation—blankets (paper backed) thick		
Thermal insulation, loose in bags (29 sq. ft.) plain		
Thermal insulation, loose in bags (nodulated)		

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All customary allowances, discounts, and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1, as amended, under General Order No. 68, as amended, and to the General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1, as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provision of section (e) of Basic Order No. 1, as amended, covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective January 29, 1946.

Issued this 24th day of January 1946.

FRANK J. LOFTUS,
District Director.

price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more, each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective January 24, 1946.

Issued this 24th day of January 1946.

FRANK J. LOFTUS,
District Director.

SCHEDULE A

Maximum prices for certain building and construction materials in the York area consisting of the city of York, the townships of York, West Manchester, East Manchester, Spring Garden, Springettsbury, Dover, and Windsor, and all municipalities within these townships, all in the State of Pennsylvania, on sales by all persons to ultimate users or to purchasers for resale on an installed basis

No.	Item	Maximum delivered prices to purchasers for resale on an installed basis (including contractors)	Maximum delivered prices to ultimate users (including consumers)
1	Plaster, hard wall	$18.50 (ton)	$1.00 (bag 100 lb.).
2	Plaster, gauging	$27.50 (ton)	$1.50 (bag 100 lb.).
3	Plaster, moulding	$26.00 (ton)	$1.50 (bag 100 lb.).
4	Keene's cement	$2.25 (bag 100 lb.)	$2.25 (bag 100 lb.).
5	Finishing lime	$2.25 (bag 100 lb.)	$2.35 (bag 100 lb.).
6	Portland cement, standard (paper bags)	$2.80 (barrel)	$2.90 (bag 94 lb.).
7	Masonry mortar (paper sacks)	$2.40 (barrel)	$0.75 (per bag, 70 lb.).
8	Mason's hydrated lime	$12.50 (ton)	$0.45 (per bag 50 lb.).
9	Clay drain tile—4"	$0.06½ (lin. ft.)	$0.060 (lin. ft.).
10	Vitrified clay sewer pipe, No. 8SS—4"	$0.16 (lin. ft.)	$0.175 (lin. ft.).
11	Vitrified clay sewer pipe, No. 8SS—6"	$0.26½ (lin. ft.)	$0.28 (lin. ft.).
12	Flue lining, 9 x 9	$0.32 (lin. ft.)	$0.34 (lin. ft.).
13	Flue lining, 13 x 13	$0.48 (lin. ft.)	$0.50 (lin. ft.).
14	Asphalt roofing—60 lb. Mineral surface	$2.15 (roll)	$2.45 (roll).
15	Asphalt or tarred felt—15 lb.	$2.15 (roll)	$2.45 (roll).
16	Asphalt or tarred felt—30 lb.	$2.15 (roll)	$2.45 (roll).
17	Asphalt shingles 210-lb., 3-in-1 thick butt	$5.75 sq.	$6.00 (sq.).
18	Fibre insulation board, 25/32" standard lath and board		$50.00 M sq. ft.
19			$47.50 M sq. ft.
20	Fibre insulation board, 25/32" asphalt sheathing		$65.00 M sq. ft.
21	Thermal insulation—blankets (paper backed) thick		$65.00 M sq. ft.

[F. R. Doc. 46-5767; Filed, Apr. 5, 1946; 1:35 p. m.]

[Philadelphia Adopting Order 13 Under Basic Order 1 and Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN YORK AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Philadelphia District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect, the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the York area consisting of the City of York, the townships of York, West Manchester, East Manchester, Spring Garden, Springettsbury, Dover and Windsor, and all municipalities within these townships, all in the State of Pennsylvania.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All prices listed in Schedule A are delivered prices to all points within a radius of six miles from the seller's yard. All customary allowances, discounts, and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended and to General Order No. 68 as amended and to other maximum price regulations.* As previously stated, all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum

SCHEDULE A—Continued

Maximum prices for certain building and construction materials in the county of Lebanon and in the State of Pennsylvania, on sales by all persons to ultimate users or to purchasers for resale on an installed basis—Continued

Item	Maximum delivered prices to purchasers for resale on an installed basis. (This includes contractors.)	Maximum yard prices to ultimate users. (This includes consumers.)
Gypsum sheathing, ½"	$40.00 (M sq. ft.)	$42.00 (M sq. ft.).
Asphalt roofing—60 lb. mineral surface	$2.65 (roll—100 sq. ft., 108 sq. ft.).	$2.80 (roll—100 sq. ft., 108 sq. ft.).
Asphalt or tarred felt, 15 lb.	$2.35 (roll—192 sq. ft.)	$2.50 (roll—192 sq. ft.).
Asphalt or tarred felt, 30 lb.	$2.35 (roll—216 sq. ft.)	$2.50 (roll—216 sq. ft.).
Asphalt shingles 210 lb. (3 in 1) thick butt	$6.00 (M sq. ft.)	$6.20 (square).
Fibre insulation board ½" standard lath and board	$50.00 (M sq. ft.)	$52.50 (square).
Fibre insulation board, 25/32"	$65.00 (M sq. ft.)	$68.50 (M sq. ft.).
Asbestos cement siding—white	$7.00 (square)	$8.30 (square).
Hard density synthetic fibre board ⅛" tempered	$90.00 (M sq. ft.)	$94.00 (M sq. ft.).
Thermal insulation—blankets (paper backed) medium	$50.00 (M sq. ft.)	$52.50 (M sq. ft.).
Thermal insulation—blankets (paper backed) single	$45.00 (M sq. ft.)	$47.50 (M sq. ft.).
Thermal insulation—blankets (paper backed) thick	$65.00 (M sq. ft.)	$68.50 (M sq. ft.).
Thermal insulation, loose in bags (29 sq. ft.) plain	$1.30 (bag)	$1.35 (bag).
Thermal insulation, loose in bags (nodulated)	$1.50 (bag)	$1.60 (bag).

[F. R. Doc. 46-5768; Filed, Apr. 5, 1946; 1:36 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 28, 1946.

Region I

Providence Order 3-F, Amendment 47, covering fresh fruits and vegetables in Providence, Pawtucket, Central Falls, East Providence, North Providence, Johnston and Cranston. Filed 10:01 a. m.

Hartford Order 5-F, Amendment 49, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 10:03 a. m.

Hartford Order 6–F, Amendment 48, covering fresh fruits and vegetables in the Hartford Area. Filed 10:03 a. m.

Hartford Order 6–F, Amendment 49, covering fresh fruits and vegetables in the Hartford Area. Filed 10:02 a. m.

Hartford Order 7–F, Amendment 48, covering fresh fruits and vegetables in the New Haven Area. Filed 10:02 a. m.

Hartford Order 7–F, Amendment 49, covering fresh fruits and vegetables in the New Haven Area. Filed 10:02 a. m.

Hartford Order 8–F, Amendment 48, covering fresh fruits and vegetables in the Bridgeport Area. Filed 10:02 a. m.

Hartford Order 8–F, Amendment 49, covering fresh fruits and vegetables in the Bridgeport Area. Filed 10:01 a. m.

Region II

Philadelphia Order 13–F, Amendment 9, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:12 a. m.

Pittsburgh Order 19, Amendment 4, covering dry groceries in certain counties in Pennsylvania. Filed 10:16 a. m.

Pittsburgh Order 21–O, Amendment 5, covering poultry in the county of Allegheny, Pennsylvania. Filed 10:16 a. m.

Pittsburgh Order 4–C, Amendment 1, covering poultry in the county of Allegheny, Pennsylvania. Filed 10:16 a. m.

Pittsburgh Order 9–F, Amendment 9, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:12 a. m.

Pittsburgh Order 10–F, Amendment 8, covering fresh fruits and vegetables in the county of Allegheny, Pennsylvania. Filed 10:12 a. m.

Pittsburgh Order 11–F, Amendment 8, covering fresh fruits and vegetables in Erie and Warren counties, Pennsylvania. Filed 10:11 a. m.

Pittsburgh Order 12–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:11 a. m.

Scranton Order 1–0, Amendment 5, covering poultry in certain areas in Pennsylvania. Filed 10:16 a. m.

Scranton Order 3–C, Amendment 2, covering poultry in certain areas in Pennsylvania. Filed 10:15 a. m.

Syracuse Order 5–F, Amendment 9, covering fresh fruits and vegetables in certain counties in New York. Filed 10:15 a. m.

Syracuse Order 6–F, Amendment 9, covering fresh fruits and vegetables in certain cities in New York. Filed 10:15 a. m.

Region IV

Birmingham Order 7–W, Amendment 3, covering dry groceries in the Birmingham District Area. Filed 9:34 a. m.

Birmingham Order 8–W, Amendment 3, covering dry groceries in the Birmingham District Area. Filed 9:34 a. m.

Birmingham Order 5–F, Amendment 25, covering fresh fruits and vegetables in Jefferson county. Filed 9:31 a. m.

Birmingham Order 6–F, Amendment 11, covering fresh fruits and vegetables in certain specified counties in the Birmingham District Area. Filed 9:31 a. m.

Birmingham Order 25–F, Amendment 9, covering fresh fruits and vegetables in certain specified counties in the Birmingham District Area. Filed 9:31 a. m.

Birmingham Order 26–F, Amendment 23, covering fresh fruits and vegetables in the county of Mobile, Alabama. Filed 9:32 a. m.

Birmingham Order 27–F, Amendment 25, covering fresh fruits and vegetables in the county of Montgomery. Filed 9:32 a. m.

Birmingham Order 28–F, Amendment 23, covering fresh fruits and vegetables in the county of Houston. Filed 9:32 a. m.

Birmingham Order 29–F, Amendment 22, covering fresh fruits and vegetables in the county of Dallas. Filed 9:33 a. m.

Birmingham Order 26, Amendment 3, covering dry groceries in the Birmingham District Area. Filed 9:33 a. m.

Birmingham Order 27, Amendment 3, covering dry groceries in the Birmingham District Area. Filed 9:34 a. m.

Birmingham Order 28, Amendment 3, covering dry groceries in the Birmingham District Area. Filed 9:34 a. m.

Columbia Order 23–C, Amendment 4, covering poultry in the South Carolina Area. Filed 9:35 a. m.

Columbia Order 24–C, Amendment 4, covering poultry in the South Carolina Area. Filed 9:35 a. m.

Columbia Order 25–C, Amendment 4, covering poultry in the South Carolina Area. Filed 9:35 a. m.

Columbia Order 26–C, Amendment 4, covering poultry in the South Carolina Area. Filed 9:37 a. m.

Memphis Order 8–F, Amendment 21, covering fresh fruits and vegetables in the counties of Memphis and Shelby, Tennessee. Filed 9:35 a. m.

Memphis Order 11–W, Amendment 3, covering dry groceries in the Memphis District Area. Filed 9:35 a. m.

Region V

Dallas Order 10–O, Amendment 14, covering poultry in cities of Dallas and University Park and town of Highland Park, Texas. Filed 9:38 a. m.

Dallas Order 4–C, Amendment 14, covering poultry in cities of Dallas and University Park and town of Highland Park, Texas. Filed 9:38 a. m.

Dallas Order 4–F, Amendment 51, covering fresh fruits and vegetables in Dallas County, Texas. Filed 9:37 a. m.

Dallas Order 6–F, Amendment 24, covering fresh fruits and vegetables in McLennan County, Texas. Filed 9:38 a. m.

Kansas City Order 9–C, Amendment 14, covering poultry in certain areas in Missouri. Filed 9:48 a. m.

Kansas City Order 10–C, Amendment 14, covering poultry in Greene and Jasper counties, Missouri. Filed 9:48 a. m.

Kansas City Order 4–F, Amendment 36, covering fresh fruits and vegetables in certain areas in Missouri. Filed 9:38 a. m.

Kansas City Order 9–F, Amendment 20, covering fresh fruits and vegetables in Buchanan County, Missouri. Filed 9:39 a. m.

Kansas City Order 10–F, Amendment 20, covering fresh fruits and vegetables in Greene County, Missouri. Filed 9:39 a. m.

Kansas City Order 11–F, Amendment 20, covering fresh fruits and vegetables in Jasper County, Missouri. Filed 9:40 a. m.

Little Rock Order 10–F, Amendment 37, covering fresh fruits and vegetables in Garland County, Arkansas. Filed 10:14 a. m.

Little Rock Order 12–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:14 a. m.

Little Rock Order 13–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:14 a. m.

Little Rock Order 14–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:14 a. m.

Little Rock Order 15–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:14 a. m.

Little Rock Order 5–C, Amendment 15, covering poultry in Pulaski County, Arkansas. Filed 10:11 a. m.

Little Rock Order 4–O, Amendment 15, covering poultry in Pulaski County, Arkansas. Filed 10:03 a. m.

Oklahoma City Order 1–O, Amendment 15, covering poultry in Oklahoma, Tulsa and Muskogee Counties, Oklahoma. Filed 9:19 a. m.

Oklahoma City Order 2–C, Amendment 15, covering poultry in Oklahoma, Tulsa and Muskogee Counties, Oklahoma. Filed 9:19 a. m.

Oklahoma City Order 8–F, Amendment 24, covering fresh fruits and vegetables in Oklahoma, Pottawatomie, Garfield, Tulsa and Muskogee counties, Oklahoma. Filed 9:19 a. m.

New Orleans Order 7–O, Amendment 12, covering eggs in the New Orleans District. Filed 9:53 a. m.

New Orleans Order 7–O, Amendment 13, covering eggs in the New Orleans District. Filed 10:22 a. m.

New Orleans Order 7–O, Amendment 14, covering eggs in the New Orleans District. Filed 10:22 a. m.

New Orleans Order 7–O, Amendment 15, covering eggs in the New Orleans District. Filed 10:22 a. m.

New Orleans Order 33–C, Amendment 13, covering poultry in New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, Louisiana. Filed 9:51 a. m.

New Orleans Order 33–C, Amendment 14, covering poultry in New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, Louisiana. Filed 9:52 a. m.

New Orleans Order 33–C, Amendment 15, covering poultry in New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, Louisiana. Filed 9:53 a. m.

New Orleans Order 33–C, Amendment 16, covering poultry in New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, Louisiana. Filed 9:53 a. m.

New Orleans Order 3–F, Amendment 35, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 9:49 a. m.

New Orleans Order 6–F, Amendment 25, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 9:50 a. m.

St. Louis Order 8–C, Amendment 15, covering poultry in the city of St. Louis and county of St. Louis, Missouri. Filed 9:20 a. m.

St. Louis Order 4–F, Amendment 36, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 9:20 a. m.

Wichita Order 13–F, Amendment 19, covering fresh fruits and vegetables in Sedgwick County, Kansas. Filed 9:22 a. m.

Wichita Order 14–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:22 a. m.

Wichita Order 15–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:22 a. m.

Wichita Order 16–F, Amendment 19, covering fresh fruits and vegetables in Reno County, Kansas. Filed 9:22 a. m.

Wichita Order 17–F, Amendment 19, covering fresh fruits and vegetables in Shawnee County, Kansas. Filed 9:24 a. m.

Region VI

Des Moines Order 4–F, Amendment 25, covering fresh fruits and vegetables in certain counties in Iowa. Filed 9:25 a. m.

Des Moines Order 5–F, Amendment 25, covering fresh fruits and vegetables in certain counties in Iowa. Filed 9:25 a. m.

Des Moines Order 6–F, Amendment 25, covering fresh fruits and vegetables in certain counties in Iowa. Filed 9:31 a. m.

Des Moines Order 7–F, Amendment 25, covering fresh fruits and vegetables in certain counties in Iowa. Filed 9:18 a. m.

Des Moines Order 1–O, Amendment 22, covering eggs in the cities of Des Moines and Marshalltown, Iowa. Filed 9:18 a. m.

Des Moines Order 2–O, Amendment 18, covering eggs in the cities of Council Bluffs and Sioux City, Iowa. Filed 9:18 a. m.

Des Moines Order 3–O, Amendment 18, covering eggs in the cities of Fort Dodge and Mason City, Iowa. Filed 9:19 a. m.

Des Moines Order 4–O, Amendment 18, covering eggs in certain cities in Iowa. Filed 9:19 a. m.

Green Bay Order 7–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:21 a. m.

Green Bay Order 8–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:21 a. m.

Green Bay Order 9–F, Amendment 23, covering fresh fruits and vegetables in the counties of Florence, Forest and Marinette, Wisconsin. Filed 10:21 a. m.

Green Bay Order 10–F, Amendment 24, covering fresh fruits and vegetables in the cities of Eau Claire and Chippewa Falls, Wisconsin. Filed 10:18 a. m.

Green Bay Order 11–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:17 a. m.

Green Bay Order 12–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:17 a. m.

Omaha Order 9–W, Amendment 2, covering dry groceries in the cities of Omaha, Nebraska and Lincoln, Nebraska. Filed 9:15 a. m.

Omaha Order 10–W, Amendment 2, covering dry groceries in certain cities in Nebraska. Filed 9:15 a. m.

Omaha Order 15–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Nebraska and in Council Bluffs, Iowa. Filed 10:17 a. m.

Omaha Order 16–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:17 a. m.

Omaha Order 17–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 9:15 a. m.

St. Paul Order 2–O, Amendment 7, covering eggs in certain areas in Minnesota. Filed 9:17 a. m.

St. Paul Order 3–C, Amendment 5, covering poultry in certain areas in Minnesota. Filed 9:17 a. m.

St. Paul Order 3–F, Amendment 25, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 9:16 a. m.

St. Paul Order 7–F, Amendment 9, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:16 a. m.

St. Paul Order 8–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:16 a. m.

Region VII

Salt Lake City Order 3–C, Amendment 1, covering poultry in Salt Lake City, Utah District. Filed 9:08 a. m.

Salt Lake City Order 3–C, Amendment 2, covering poultry in the state of Utah. Filed 9:10 a. m.

Salt Lake City Order 3–C, Amendment 3, covering poultry in the state of Utah. Filed 9:10 a. m.

Salt Lake City Order 4–C, Amendment 1, covering poultry in the state of Utah. Filed 9:10 a. m.

Salt Lake City Order 4–C, Amendment 2, covering poultry in the state of Utah. Filed 9:11 a. m.

Salt Lake City Order 4–C, Amendment 3, covering poultry in the state of Utah. Filed 9:11 a. m.

Salt Lake City Order 3–D, covering butter and cheese in the state of Utah and certain areas of Idaho and Wyoming. Filed 9:14 a. m.

Denver Order 1–O, Amendment 3, covering eggs in the Colorado Area. Filed 9:18 a. m.

Denver Order 2–O, Amendment 3, covering eggs in the Colorado Area. Filed 9:08 a. m.

Denver Order 3–O, Amendment 3, covering eggs in the Colorado Area. Filed 9:08 a. m.

Denver Order 4–O, Amendment 3, covering eggs in the Colorado Area. Filed 9:08 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–5856; Filed, Apr. 8, 1946; 11:40 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 1, 1946.

Region I

Augusta Order 3–F, Amendment 45, covering fresh fruits and vegetables in Portland, South Portland and Westbrook. Filed 9:45 a. m.

Augusta Order 5–F, Amendment 44, covering fresh fruits and vegetables in Bangor and Brewer. Filed 9:45 a. m.

Augusta Revised Order 18, Amendment 5, covering dry groceries in certain counties of Maine. Filed 9:46 a. m.

Augusta Order 19, Amendment 7, covering dry groceries in certain areas of Maine. Filed 9:46 a. m.

Augusta Order 2–W, Amendment 6, covering dry groceries for Maine except Aroostook County. Filed 9:47 a. m.

Region II

Albany Order 3–C, Amendment 2, covering poultry in parts of the Albany District. Filed 9:28 a. m.

Albany Order 13–F, Amendment 9, covering fresh fruits and vegetables in certain cities and towns of New York. Filed 9:28 a. m.

Albany Order 6–O, Amendment 6, covering eggs in Albany, Schenectady and Rensselaer Counties. Filed 9:29 a. m.

Baltimore Order 11–F, Amendment 9, covering fresh fruits and vegetables in the Baltimore Area. Filed 9:31 a. m.

Baltimore Order 12–F, Amendment 9, covering fresh fruits and vegetables in the State of Maryland with certain exceptions. Filed 9:32 a. m.

Baltimore Order 3–C, Amendment 2, covering poultry in the Baltimore Area. Filed 9:32 a. m.

Baltimore Order 7–O, Amendment 6, covering eggs in the Baltimore Area. Filed 9:33 a. m.

Buffalo Order 6–F, Amendment 9, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 9:29 a. m.

Buffalo Order 8–F, Amendment 9, covering fresh fruits and vegetables in Allegany, Cattaraugus, Chautauqua Counties, New York. Filed 9:30 a. m.

Buffalo Order 9–F, Amendment 5, covering fresh fruits and vegetables in certain cities and villages of New York. Filed 9:30 a. m.

Buffalo Order 10–F, Amendment 1, covering fresh fruits and vegetables in certain counties of New York, with certain exceptions. Filed 9:31 a. m.

Philadelphia Order 37, covering dry groceries in certain counties of Pennsylvania. Filed 9:39 a. m.

Philadelphia Order 37, Amendment 1, covering dry groceries in certain counties of Pennsylvania. Filed 9:39 a. m.

Philadelphia Order 38, Amendment 3, covering dry groceries in certain counties of Pennsylvania. Filed 9:39 a. m.

Philadelphia Order 38, Amendment 4, covering dry groceries in certain counties of Pennsylvania. Filed 9:40 a. m.

Newark Order 8–C, Amendment 1, covering poultry in certain counties of New Jersey. Filed 9:47 a. m.

Scranton Order 3–C, Amendment 2, covering poultry in Scranton and Borough of Dunmore. Filed 9:34 a. m.

Scranton Order 5–F, Amendment 10, covering fresh fruits and vegetables in certain counties of Pennsylvania. Filed 9:33 a. m.

Scranton Order 6–F, Amendment 9, covering fresh fruits and vegetables in certain counties of Pennsylvania. Filed 9:34 a. m.

Scranton Order 1–O, Amendment 6, covering egs in Scranton and Borough of Dunmore. Filed 9:35 a. m.

Wilmington Order 3–C, Amendment 2, covering poultry in Delaware, north of the Delaware and Chesapeake Canal. Filed 9:41 a. m.

Wilmington Order 5–F, Amendment 9, covering fresh fruits and vegetables in Delaware. Filed 9:41 a. m.

Wilmington Order 4–O, Amendment 6, covering eggs in Delaware, north of the Delaware and Chesapeake Canal. Filed 9:42 a. m.

Region IV

Birmingham Order 26–F, Amendment 24, covering fresh fruits and vegetables in Mobile County. Filed 9:42 a. m.

Birmingham Order 27–F, Amendment 26, covering fresh fruits and vegetables in Montgomery County. Filed 9:43 a. m.

Birmingham Order 28–F, Amendment 24, covering fresh fruits and vegetables in Houston County. Filed 9:43 a. m.

Birmingham Order 29–F, Amendment 23, covering fresh fruits and vegetables in Dallas County, Alabama. Filed 9:44 a. m.

Region V

Fort Worth Order 5–C, Amendment 16, covering poultry in Tarrant County, Texas. Filed 9:37 a. m.

Fort Worth Order 1–O, Amendment 16, covering eggs in Tarrant County, Texas. Filed 9:37 a. m.

Fort Worth Order 13–F, Amendment 38, covering fresh fruits and vegetables in Tarrant County, Texas. Filed 9:36 a. m.

Fort Worth Order 19–F, Amendment 26, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita Counties, Texas. Filed 9:36 a. m.

Fort Worth Order 21–F, Amendment 22, covering fresh fruits and vegetables in Lubbock and Potter Counties, Texas. Filed 9:37 a. m.

Houston Order 2–C, Amendment 15, covering poultry in Harris County, Texas. Filed 9:16 a. m.

Houston Order 3–C, Amendment 15, covering poultry in Orange and Jefferson Counties, Texas. Filed 9:17 a. m.

Houston Order 4–C, Amendment 6, covering poultry in Galveston County, Texas. Filed 9:17 a. m.

Houston Order 4–F, Amendment 36, covering fresh fruits and vegetables in certain cities and towns of Texas. Filed 9:44 a. m.

Houston Order 5–F, Amendment 36, covering fresh fruits and vegetables in Jefferson and Orange Counties, Texas. Filed 9:15 a. m.

Houston Order 4–O, Amendment 15, covering eggs in Harris County, Texas. Filed 9:18 a. m.

Houston Order 5–O, Amendment 15, covering eggs in Orange and Jefferson Counties, Texas. Filed 9:18 a. m.

Houston Order 6–O, Amendment 6, covering eggs in Galveston County, Texas. Filed 9:19 a. m.

Kansas City Orders 6–W and 24, covering dry groceries in certain parts of Missouri and Kansas. Filed 9:21 a. m.

Kansas City Order 25, covering dry groceries in certain parts of Missouri and Kansas. Filed 9:20 a. m.

Region VI

Chicago Order 6–C, Amendment 10, covering poultry in Cook County, Illinois. Filed 9:38 a. m.

Chicago Order 2–F, Amendment 107, covering fresh fruits and vegetables in certain counties of Illinois and Lake County, Indiana. Filed 9:37 a. m.

Green Bay Order 19, Amendment 1, covering dry groceries in certain counties of Wisconsin. Filed 9:23 a. m.

Green Bay Order 23, Amendment 1, covering dry groceries in certain counties of Wisconsin. Filed 9:23 a. m.

Milwaukee Order 3–C, Amendment 2, covering poultry in Milwaukee County and Cities of Racine and Kenosha, Wisconsin. Filed 9:27 a. m.

Milwaukee Order 3–C, Amendment 3, covering poultry in Milwaukee County and Cities of Racine and Kenosha, Wisconsin. Filed 9:27 a. m.

Milwaukee Order 8–F, Amendment 52, covering fresh fruits and vegetables in Dane County, Wisconsin. Filed 9:24 a. m.

Milwaukee Order 9–F, Amendment 52, covering fresh fruits and vegetables in Sheboygan and Fond du Lac Counties, Wisconsin. Filed 9:24 a. m.

Milwaukee Order 11–F, Amendment 44, covering fresh fruits and vegetables in Milwaukee County and Cities of Racine and Kenosha. Filed 9:25 a. m.

Milwaukee Order 12–F, Amendment 25, covering fresh fruits and vegetables in LaCrosse and Sparta, Wisconsin. Filed 9:25 a. m.

Milwaukee Order 7, Amendment 2, covering dry groceries in Milwaukee County and Cities of Racine and Kenosha, Wisconsin. Filed 9:25 a. m.

Milwaukee Order 14, Amendment 1, covering dry groceries in certain counties of Wisconsin. Filed 9:26 a. m.

Milwaukee Order 33, Amendment 1, covering dry groceries in certain counties of Wisconsin. Filed 9:27 a. m.

Milwaukee Order 6–W, Amendment 1, covering dry groceries in certain counties of Wisconsin. Filed 9:48 a. m.

Milwaukee Order 7–W, Amendment 2, covering dry groceries in Milwaukee County and Cities of Racine and Kenosha, Wisconsin. Filed 9:48 a. m.

Peoria Order 16–F, Amendment 9, covering fresh fruits and vegetables in certain counties of Illinois. Filed 9:49 a. m.

Peoria Order 17–F, Amendment 9, covering fresh fruits and vegetables in certain counties of Illinois. Filed 9:49 a. m.

Peoria Order 18–F, Amendment 9, covering fresh fruits and vegetables in certain counties of Illinois. Filed 9:50 a. m.

Peoria Order 19–F, Amendment 9, covering fresh fruits and vegetables in certain counties of Illinois. Filed 10:00 a. m.

Region VII

Albuquerque Order 9–F, Amendment 22, covering fresh fruits and vegetables in Gallup, Santa Fe, Las Vegas and Bernalillo Area. Filed 9:14 a. m.

Albuquerque Order 10–F, Amendment 23, covering fresh fruits and vegetables in certain areas of New Mexico. Filed 9:14 a. m.

Albuquerque Order 11–F, Amendment 24, covering fresh fruits and vegetables in certain areas of New Mexico. Filed 9:14 a. m.

Albuquerque Order 12–F, Amendment 24, covering fresh fruits and vegetables in certain areas of New Mexico. Filed 9:15 a. m.

Denver Order 4–F, Amendment 37, covering fresh fruits and vegetables in the Denver Area. Filed 10:00 a. m.

Denver Order 5–F, Amendment 37, covering fresh fruits and vegetables in Pueblo Area. Filed 10:01 a. m.

Denver Order 6–F, Amendment 37, covering fresh fruits and vegetables in Colorado Springs and Manitou Area. Filed 10:01 a. m.

Denver Order 7–F, Amendment 37, covering fresh fruits and vegetables in Boulder, Fort Collins, Greeley Area. Filed 10:01 a. m.

Denver Order 8–F, Amendment 6, covering fresh fruits and vegetables in Trinidad Area. Filed 9:10 a. m.

Denver Order 9–F, covering fresh fruits and vegetables in Grand Junction Area. Filed 9:10 a. m.

Denver Order 82, Amendment 8, covering dry groceries in the Denver Area. Filed 10:02 a. m.

Denver Order 83, Amendment 8, covering dry groceries in Colorado Springs-Pueblo-Trinidad Area. Filed 10:02 a. m.

Denver Order 84, Amendment 8, covering dry groceries in Grand Junction Area. Filed 10:02 a. m.

Denver Order 85, Amendment 9, covering dry groceries in Canon City-Lamar-Rocky Ford-Salida Area. Filed 10:03 a. m.

Denver Order 86, Amendment 8, covering dry groceries in Craig-Leadville Area. Filed 10:04 a. m.

Denver Order 87, Amendment 6, covering dry groceries in Durango Area. Filed 10:04 a. m.

Denver Order 88, Amendment 8, covering dry groceries in Boulder-Fort Collins-Fort Morgan-Greeley Area. Filed 10:04 a. m.

Denver Order 89, Amendment 8, covering dry groceries in Burlington-Julesburg-Limon-Sterling Area. Filed 10:04 a. m.

Denver Order 90, Amendment 8, covering dry groceries in Gunnison-Mecker-Silverton Area. Filed 9:11 a. m.

Denver Order 91, Amendment 8, covering dry groceries in Delta-Montrose-Glenwood Springs Area. Filed 9:11 a. m.

Denver Order 92, Amendment 8, covering dry groceries in Alamosa-Creede-Monte Vista Area. Filed 9:11 a. m.

Denver Order 93, Amendment 7, covering dry groceries in Group 4 Area No. 1. Filed 9:12 a. m.

Denver Order 94, Amendment 8, covering dry groceries in Group 4 Area No. 2. Filed 9:12 a. m.

Denver Order 12–W, Amendment 11, covering dry groceries in the Denver Area. Filed 9:12 a. m.

Denver Order 13–W, Amendment 11, covering dry groceries in Colorado Springs-Pueblo-Trinidad Area. Filed 9:13 a. m.

Denver Order 14–W, Amendment 11, covering dry groceries in Grand Junction Area. Filed 9:13 a. m.

Denver Order 15–W, Amendment 9, covering dry groceries in Durango Area. Filed 9:13 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–5857: Filed, Apr. 8, 1946; 11:47 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register, April 3, 1946.

Region I

Hartford Order 5–F, Amendment 50, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 10:37 a. m.

Hartford Order 6–F, Amendment 50, covering fresh fruits and vegetables in the Hartford Area. Filed 9:55 a. m.

Hartford Order 7–F, Amendment 50, covering fresh fruits and vegetables in the New Haven Area. Filed 9:55 a. m.

New England Order 7–F, Amendment 49, covering fresh fruits and vegetables in the Boston Area. Filed 9:02 a. m.

New England Order 8–F, Amendment 45, covering fresh fruits and vegetables in designated cities in Massachusetts. Filed 9:02 a. m.

New England Order 9–F, Amendment 46, covering fresh fruits and vegetables in designated cities in Massachusetts. Filed 9:03 a. m.

New England Order 10–F, Amendment 44, covering fresh fruits and vegetables in certain cities in Massachusetts. Filed 9:03 a. m.

New England Order 11–F, Amendment 45, covering fresh fruits and vegetables in certain cities in Massachusetts. Filed 9:04 a. m.

New England Order 13–F, Amendment 26, covering fresh fruits and vegetables in the Brocton Area. Filed 9:04 a. m.

New England Order 14–F, Amendment 7, covering fresh fruits and vegetables in Barnstable County, Massachusetts. Filed 9:05 a. m.

New England Order G–3, Amendment 8A, covering dry groceries in certain areas in New England. Filed 9:05 a. m.

New England Order G–3, Amendment 9, covering dry groceries in certain areas in New England. Filed 9:05 a. m.

New England Order 6–O, Amendment 7, covering eggs in the Greater Boston Trading Area. Filed 9:06 a. m.

Concord Order 9–F, Amendment 50, covering fresh fruits and vegetables in certain cities in New Hampshire. Filed 9:55 a. m.

Concord Order 21–C, Amendment 7, covering poultry in the State of New Hampshire. Filed 9:55 a. m.

Providence Order 3–F, Amendment 48, covering fresh fruits and vegetables in certain cities in Rhode Island. Filed 9:55 a. m.

Providence Order 3–W, Amendment 3, covering dry groceries in Rhode Island, except New Shoreham. Filed 9:55 a. m.

Providence Order 8, Amendment 3A, covering dry groceries in Rhode Island, except New Shoreham. Filed 9:55 a. m.

Montpelier Order 2–F, Amendment 46, covering fresh fruits and vegetables in certain cities in Vermont. Filed 9:55 a. m.

Montpelier Order 2–F, Amendment 47, covering fresh fruits and vegetables in certain cities in Vermont. Filed 9:56 a. m.

Montpelier Order 2–F, Amendment 48, covering fresh fruits and vegetables in certain cities in Vermont. Filed 9:56 a. m.

Region II

Albany Order 3–C, Amendment 1, covering poultry in Albany, Schenectady and Rensselaer Counties. Filed 10:38 a. m.

District of Columbia Order 6–F, Amendment 9, covering fresh fruits and vegetables in specified areas. Filed 9:56 a. m.

District of Columbia Order 2–O, Amendment 6, covering eggs in the Washington, D. C. Area. Filed 9:56 a. m.

District of Columbia Order 7–W, Amendment 4, covering dry groceries in the Washington, D. C. Area. Filed 9:57 a. m.

Newark Order 8–F, Amendment 10, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 9:06 a. m.

Newark Order 9–C, Amendment 2, covering poultry in certain counties in New Jersey. Filed 9:07 a. m.

Philadelphia Order 12–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Penna. Filed 9:57 a. m.

Philadelphia Order 14–F, Amendment 9, covering fresh fruits and vegetables in the city and County of Philadelphia. Filed 9:57 a. m.

Philadelphia Order 15–F, Amendment 9, covering fresh fruits and vegetables in certain counties in Penna. Filed 9:57 a. m.

Philadelphia Order 16–F, Amendment 9, covering fresh fruits and vegetables in Berks, Lehigh and Northampton Counties, Penna. Filed 9:57 a. m.

Philadelphia Order 4–C, Amendment 2, covering poultry in Philadelphia, Delaware, and Montgomery Counties, Penna., and Camden County, New Jersey. Filed 9:57 a. m.

Philadelphia Order 26–O, Amendment 6, covering eggs in Philadelphia, Delaware and Montgomery Counties, Penna. and Camden County, N. J. Filed 9:57 a. m.

Pittsburgh Order 9–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Penna. Filed 9:07 a. m.

Pittsburgh Order 10–F, Amendment 9, covering fresh fruits and vegetables in Allegheny County, Penna. Filed 9:08 a. m.

Pittsburgh Order 11–F, Amendment 9, covering fresh fruits and vegetables in Erie and Warren County, Penna. Filed 9:09 a. m.

Pittsburgh Order 12–F, Amendment 9, covering fresh fruits and vegetables in certain counties in Penna. Filed 9:09 a. m.

Syracuse Order 5–F, Amendment 10, covering fresh fruits and vegetables in certain counties in New York. Filed 9:57 a. m.

Syracuse Order 6–F, Amendment 10, covering fresh fruits and vegetables in Syracuse, Watertown and Utica, New York. Filed 9:58 a. m.

Syracuse Order 7–F, Amendment 7, covering fresh fruits and vegetables in certain counties in New York. Filed 9:58 a. m.

Syracuse Order 4–C, Amendment 3, covering poultry in parts of the Syracuse District. Filed 9:58 a. m.

Syracuse Order 5–C, Amendment 2, covering poultry in Broome and Tioga Counties, New York. Filed 9:58 a. m.

Syracuse Order 1–O, Amendment 6, covering eggs in parts of the Syracuse District. Filed 9:58 a. m.

Syracuse Order 2–O, Amendment 6, covering eggs in parts of the Syracuse District. Filed 9:59 a. m.

Wilmington Order 24, Amendment 2, covering dry groceries in Delaware, north of the Chesapeake and Delaware Canal. Filed 9:59 a. m.

Wilmington Order 25, Amendment 2, covering dry groceries in Delaware, north of the Chesapeake and Delaware Canal. Filed 9:59 a. m.

Wilmington Order 5–W, Amendment 2 and Amendment 2 to Order 26, covering dry groceries in Delaware, north of the Chesapeake and Delaware Canal. Filed 9:59 a. m.

Region III

Charleston Order 7–F, Amendment 56, covering fresh fruits and vegetables in Lincoln, Logan, Mingo and Wayne Counties. Filed 9:10 a. m.

Charleston Order 9–F, Amendment 56, covering fresh fruits and vegetables in Cabell County, and Huntington in Wayne County, W. Va. Filed 9:10 a. m.

Charleston Order 10–F, Amendment 56, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:10 a. m.

Charleston Order 11–F, Amendment 56, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan Counties, W. Va. Filed 9:11 a. m.

Charleston Order 15–F, Amendment 53, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:11 a. m.

Charleston Order 16–F, Amendment 53, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:12 a. m.

Charleston Order 17–F, Amendment 52, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:12 a. m.

Charleston Order 10–O, Amendment 4, covering eggs in certain counties in West Virginia. Filed 9:12 a. m.

Charleston Order 11–O, Amendment 4, covering eggs in certain counties in West Virginia. Filed 9:13 a. m.

Charleston Order 12–O, Amendment 4, covering eggs in certain counties in West Virginia. Filed 9:13 a. m.

Cincinnati Order 12–F, Amendment 3, covering fresh fruits and vegetables in Franklin County, Ohio. Filed 9:14 a. m.

Cincinnati Order 12–F, Amendment 4, covering fresh fruits and vegetables in Franklin County, Ohio. Filed 9:14 a. m.

Cincinnati Order 13–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:15 a. m.

Cincinnati Order 13–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:15 a. m.

Cincinnati Order 14–F, Amendment 2, covering fresh fruits and vegetables in Hamilton County, Ohio and Campbell and Kenton Counties, Kentucky. Filed 9:16 a. m.

Cincinnati Order 14–F, Amendment 3, covering fresh fruits and vegetables in Hamilton County, Ohio and Kenton and Campbell Counties, Ky. Filed 9:16 a. m.

Cincinnati Order 14–F, Amendment 4, covering fresh fruits and vegetables in Hamilton County, Ohio and Kenton and Campbell Counties, Ky. Filed 9:17 a. m.

Cincinnati Order 14–F, Amendment 5, covering fresh fruits and vegetables in Hamilton County, Ohio and Kenton and Campbell Counties, Ky. Filed 9:16 a. m.

Cincinnati Order 15–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:17 a. m.

Cincinnati Order 15–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:18 a. m.

Indianapolis Order 14–F, Amendment 60, covering fresh fruits and vegetables in Marion and Tippecanoe Counties. Filed 10:43 a. m.

Indianapolis Order 15–F, Amendment 60, covering fresh fruits and vegetables in Wayne, Delaware and Allen Counties. Filed 10:44 a. m.

Indianapolis Order 16–F, Amendment 60, covering fresh fruits and vegetables in St. Joseph County. Filed 10:44 a. m.

Indianapolis Order 17–F, Amendment 60, covering fresh fruits and vegetables in Vanderburgh County. Filed 10:45 a. m.

Detroit Order 9–O, Amendment 10, covering eggs in designated counties. Filed 10:42 a. m.

Detroit Order 10–O, Amendment 2, covering eggs in Wayne County. Filed 10:43 a. m.

Louisville Order 12–F, Amendment 62, covering fresh fruits and vegetables in Jefferson County, Ky. and Clark and Floyd Counties, Indiana. Filed 10:45 a. m.

Louisville Order 17–F, Amendment 28, covering fresh fruits and vegetables in certain counties in Ky. Filed 10:46 a. m.

Louisville Order 18–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Ky. Filed 10:47 a. m.

Louisville Order 18–F, Amendment 22, covering fresh fruits and vegetables in certain counties in Ky. Filed 10:47 a. m.

Louisville Order 19–F, Amendment 22, covering fresh fruits and vegetables in certain counties in Ky. Filed 10:48 a. m.

Louisville Order 26–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Ky. Filed 10:48 a. m.

Louisville Order 28–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Ky. Filed 10:49 a. m.

Louisville Order 28–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Ky. Filed 10:49 a. m.

Louisville Order 29–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Ky. Filed 10:50 a. m.

Louisville Order 5–D, Amendment 1, covering butter and cheese in certain counties in Indiana and Kentucky. Filed 10:50 a. m.

Louisville Order 6–D, Amendment 1, covering butter and cheese in certain counties in Indiana and Kentucky. Filed 10:51 a. m.

Region IV

Birmingham Order 26–F, Amendment 25, covering fresh fruits and vegetables in Mobile and Alabama County. Filed 9:59 a. m.

Birmingham Order 27–F, Amendment 27, covering fresh fruits and vegetables in Montgomery County, Ala. Filed 10:00 a. m.

Birmingham Order 28–F, Amendment 25, covering fresh fruits and vegetables in Houston County, Ala. Filed 10:00 a. m.

Birmingham Order 29–F, Amendment 24, covering fresh fruits and vegetables in Dallas County, Ala. Filed 10:00 a. m.

Jackson Order 7–F, Amendment 25, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 10:00 a. m.

Memphis Order 29, Amendment 4, covering dry groceries in the Memphis District Area. Filed 10:00 a. m.

Memphis Order 30, Amendment 4, covering dry groceries in the Memphis District. Filed 10:00 a. m.

Nashville Order 14–F, Amendment 25, covering fresh fruits and vegetables in certain counties in Tenn. and Bristol, Va. Filed 10:00 a. m.

Nashville Order 14–F, Amendment 26, covering fresh fruits and vegetables in counties in Tenn. and Bristol, Va. Filed 10:01 a. m.

Nashville Order 22, Amendment 2, covcovering dry groceries in Washington County, Va. Filed 10:01 a. m.

Nashville Order 23, Amendment 2, covering dry groceries in Washington County, Va. Filed 10:01 a. m.

Nashville Order 11–C, Amendment 14, covering poultry in Davidson County, Tenn. Filed 10:02 a. m.

Nashville Order 11–C, Amendment 15, covering poultry in Davidson County, Tenn. Filed 10:02 a. m.

Nashville Order 47–O, Amendment 14, covering eggs in Davidson County, Tenn. Filed 10:02 a. m.

Nashville Order 48–O, Amendment 13, covering eggs in counties in Tennessee. Filed 10:02 a. m.

Nashville Order 8–W, Amendment 2, covering dry groceries in Washington County, Va. Filed 10:02 a. m.

Columbia Order 8–F, Amendment 22, covering fresh fruits and vegetables in the State of South Carolina. Filed 10:02 a. m.

Region V

Dallas Order 4–F, Amendment 36, covering fresh fruits and vegetables in Dallas County, Texas. Filed 10:03 a. m.

Dallas Order 6–F, Amendment 25, covering fresh fruits and vegetables in McLennan, Texas. Filed 10:03 a. m.

Dallas Order 4–C, Amendment 15, covering poultry in Dallas, University Park, and Town of Highland Park, Texas. Filed 10:03 a. m.

Dallas Order 10–O, Amendment 15, covering eggs in Dallas, University Park, and Town of Highland Park, Texas. Filed 10:03 a. m.

Fort Worth Order 5–W, covering Community food pricing at wholesale in certain counties in Texas.

Region VII

Denver Order 90, Amendment 9, covering dry groceries in the Gunnison-Meeker-Silverton Area, Colorado. Filed 10:03 a. m.

Denver Order 91, Amendment 9, covering dry groceries in the Delta-Montrose-Glenwood Springs Area, Colorado. Filed 10:04 a. m.

Denver Order 92, Amendment 9, covering dry groceries in the Alamosa-Creede-Monte Vista Area, Colorado. Filed 10:04 a. m.

Region VIII

San Francisco Order 23–F, Amendment 10, covering fresh fruits and vegetables in certain cities and towns in California. Filed 8:56 a. m.

San Francisco Order 26–F, Amendment 6, covering fresh fruits and vegetables in certain areas in California. Filed 8:56 a. m.

San Francisco Order 27–F, Amendment 6, covering fresh fruits and vegetables in certain counties in California. Filed 8:57 a. m.

San Francisco Order 9–C, Amendment 5, covering poultry in certain areas in California. Filed 9:01 a. m.

San Francisco Order 9–O, Amendment 4, covering eggs in certain specified area in the San Francisco District. Filed 9:01 a. m.

San Francisco Order 14, Amendment 11, covering sugar in San Francisco District. Filed 8:56 a. m.

San Francisco Order 19, Amendment 3, covering sugar in San Francisco District. Filed 8:58 a. m.

San Francisco Order 20, Amendment 6, covering sugar in the San Francisco District. Filed 8:58 a. m.

San Francisco Order 21, Amendment 4, covering sugar in the San Francisco District. Filed 8:59 a. m.

San Francisco Order 23, Amendment 4, covering sugar in the San Francisco District. Filed 8:59 a. m.

San Francisco Order 44, Amendment 1, covering sugar in the San Francisco District. Filed 9:00 a. m.

San Francisco Order 48, Amendment 1, covering sugar in the San Francisco District. Filed 9:00 a. m.

San Francisco Order 28, Amendment 4, covering community food prices in certain counties in the San Francisco District. Filed 9:00 a. m.

Copies of these orders may be obtained from the OPA Office in the designated city.

E. H. POLLACK,
Secretary.

[F. R. Doc. 46–5858; Filed, Apr. 8, 1946; 11:46 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 3, 1946.

Region IV

Miami Order 5–F, Amendment 25, covering fresh fruits and vegetables in certain cities and towns of Florida. Filed 10:51 a. m.

Miami Order 6–F, Amendment 23, covering fresh fruits and vegetables in certain cities in Florida. Filed 10:52 a. m.

Miami Order 12, Amendment 3, covering dry groceries in certain specified areas in Florida. Filed 10:52 a. m.

Richmond Order 13–F, Amendment 24, covering fresh fruits and vegetables in certain cities and counties in Virginia. Filed 10.40 a. m.

Richmond Order 23, Amendment 3, covering dry groceries in the Richmond District. Filed 10:40 a. m.

Richmond Order 6–O, Amendment 9, covering eggs in City of Roanoke and Roanoke county, Virginia in the Richmond, Virginia District. Filed 10:40 a. m.

Raleigh Order 24, Amendment 2, covering dry groceries in certain counties in the Raleigh, North Carolina District. Filed 10:53 a. m.

Raleigh Order 25, Amendment 2, covering dry groceries in certain counties in Raleigh, North Carolina. Filed 10:53 a. m.

Raleigh Order 26, Amendment 2, covering dry groceries in certain Counties in Raleigh, North Carolina. Filed 10:53 a. m.

Raleigh Order 11–C, Amendment 6, covering poultry in certain Counties in North Carolina. Filed 10:54 a. m.

Raleigh Order 11–C, Amendment 7, covering poultry in certain counties in North Carolina. Filed 10:54 a. m.

Raleigh Order 12–C, Amendment 6, covering poultry in Mecklenburg County, North Carolina. Filed 10:55 a. m.

Raleigh Order 12–C, Amendment 7, covering poultry in Mecklenburg County, North Carolina. Filed 10:55 a. m.

Raleigh Order 8–W, Amendment 2, covering dry groceries in Raleigh District Area. Filed 10:55 a. m.

Region V

Fort Worth Order 21, covering dry groceries in certain counties of Texas. Filed 10:36 a. m.

Houston Order 2–C, Amendment 16, covering poultry in Harris County, Texas. Filed 10:35 a. m.

Houston Order 3–C, Amendment 16, covering poultry in Orange and Jefferson Counties, Texas. Filed 10:34 a. m.

Houston Order 4–C, Amendment 7, covering poultry in Galveston County, Texas. Filed 10:34 a. m.

Houston Order 4–F, Amendment 37, covering fresh fruits and vegetables in certain cities and towns of Texas. Filed 10:35 a. m.

Houston Order 5–F, Amendment 37, covering fresh fruits and vegetables in Jefferson and Orange Counties, Texas. Filed 10:35 a. m.

Houston Order 4–O, Amendment 16, covering eggs in Harris County, Texas. Filed 10:33 a. m.

Houston Order 5–O, Amendment 16, covering eggs in Orange and Jefferson Counties, Texas. Filed 10:33 a. m.

Houston Order 6–O, Amendment 7, covering eggs in Galveston County, Texas. Filed 10:32 a. m.

Kansas City Order 4–F, Amendment 37, covering fresh fruits and vegetables in certain counties of Kansas and Missouri and City of North Kansas City, Missouri. Filed 10:32 a. m.

Kansas City Order 9–F, Amendment 21, covering fresh fruits and vegetables in Buchanan County, Missouri. Filed 10:31 a. m.

Kansas City Order 10–F, Amendment 21, covering fresh fruits and vegetables in Greene County, Missouri. Filed 10:31 a. m.

Kansas City Order 11–F, Amendment 21, covering fresh fruits and vegetables in Jasper County, Missouri. Filed 10:31 a. m.

Little Rock Order 4–C, Amendment 16, covering poultry in Pulaski County, Arkansas. Filed 11:01 a. m.

Little Rock Order 10–F, Amendment 38, covering fresh fruits and vegetables in Garland County, Arkansas. Filed 10:41 a. m.

Little Rock Order 12–F, Amendment 30, covering fresh fruits and vegetables in certain counties of Arkansas. Filed 10:41 a. m.

Little Rock Order 13–F, Amendment 30, covering fresh fruits and vegetables in certain counties of Arkansas and Bowie County, Texas. Filed 10:42 a. m.

Little Rock Order 14–F, Amendment 30, covering fresh fruits and vegetables in certain counties of Arkansas. Filed 10:42 a. m.

Little Rock Order 15–F, Amendment 30, covering fresh fruits and vegetables in certain counties of Arkansas. Filed 11:01 a. m.

Little Rock Order 4–O, Amendment 16, covering eggs in Pulaski County, Arkansas. Filed 11:02 a. m.

Omaha Order 14–F, Amendment 7, covering fresh fruits and vegetables in the Nebraska Rural Area. Filed 10:24 a. m.

Region VI

Des Moines Orders 14–W and 23, Amendment 2, covering dry groceries in certain counties of Iowa. Filed 10:24 a. m.

Fargo-Moorhead Order 41, Amendment 2, covering dry groceries in certain cities of North Dakota. Filed 10:56 a. m.

Fargo-Moorhead Order 42, Amendment 2, covering dry groceries in certain counties of North Dakota. Filed 10:57 a. m.

Fargo-Moorhead Order 43, Amendment 3, covering dry groceries in certain cities of North Dakota and Minnesota. Filed 10:57 a. m.

Fargo-Moorhead Order 44, Amendment 3, covering dry groceries in certain counties of North Dakota and Minnesota. Filed 10:58 a. m.

Fargo-Moorhead Order 7–W, Amendment 2, covering dry groceries in Bismarck, Mandan and Minot, North Dakota. Filed 10:58 a. m.

Fargo-Moorhead Order 8–W, Amendment 2, covering dry groceries in Fargo and Grand Forks, North Dakota and Moorhead, Minnesota. Filed 10:58 a. m.

Peoria Order 1–M, covering beer in certain counties of Illinois. Filed 10:37 a. m.

Twin City Order 3–C, Amendment 6, covering poultry in certain cities and villages of Minnesota. Filed 11:00 a. m.

Twin City Order 3–F, Amendment 26, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 10:59 a. m.

Twin City Order 7–F, Amendment 10, covering fresh fruits and vegetables in Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, Washington Counties, Minnesota. Filed 10:59 a. m.

Twin City Order 8–F, Amendment 9, covering fresh fruits and vegetables in certain counties of Minnesota. Filed 10:59 a. m.

Twin City Order 2–O, Amendment 8, covering eggs in certain cities and villages of Minnesota. Filed 11:00 a. m.

Region VII

Denver Order 12–W, Amendment 12, covering dry groceries in the Denver Area. Filed 10:23 a. m.

Denver Order 13–W, Amendment 12, covering dry groceries in Colorado Springs-Pueblo-Trinidad Area. Filed 10:23 a. m.

Denver Order 14–W, Amendment 12, covering dry groceries in Grand Junction Area. Filed 10:24 a. m.

Denver Order 93, Amendment 8, covering dry groceries in Group 4 Area No. 1. Filed 10:22 a. m.

Denver Order 94, Amendment 9, covering dry groceries in Group 4 Area No. 2. Filed 10:22 a. m.

Los Angeles Order 4–C, Amendment 1, covering poultry in Los Angeles, Orange, Inyo and San Diego Counties, California. Filed 10:25 a. m.

Los Angeles Order 5–C, Amendment 1, covering poultry in Riverside, San Bernardino and Imperial Counties, California. Filed 10:26 a. m.

Los Angeles Order 6–C, Amendment 1, covering poultry in Kern, San Luis Obispo, Santa Barbara and Ventura Counties, California. Filed 10:26 a. m.

Phoenix Order 2–C, Amendment 9, covering poultry in Arizona with certain exceptions. Filed 11:02 a. m.

Phoenix Order 22–W, Amendment 7, covering dry groceries in Yuma County Area. Filed 10:27 a. m.

Phoenix Order 23–W, Amendment 7, covering dry groceries in South Central Arizona Area. Filed 10:28 a. m.

Phoenix Order 18, Amendment 6, covering dry groceries in Yuma County Area. Filed 10:27 a. m.

Phoenix Order 19, Amendment 7, covering dry groceries in South Central Arizona Area. Filed 10:27 a. m.

Spokane Order 20–F, Amendment 10, covering fresh fruits and vegetables in

Spokane County, Washington and Kootenai County, Idaho. Filed 11:02 a. m.

Spokane Order 20–F, Amendment 11, covering fresh fruits and vegetables in Spokane County, Washington and Kootenai County, Idaho. Filed 10:28 a. m.

Spokane Order 21–F, Amendments 10 and 11, covering fresh fruits and vegetables in Shoshone and Kootenai Counties, Idaho. Filed 11:03 a. m.

Spokane Order 22–F, Amendments 10 and 11, covering fresh fruits and vegetables in Latah County, Idaho and Whitman County, Washington. Filed 11:03 and 10:29 a. m.

Spokane Order 23–F, Amendments 10 and 11, covering fresh fruits and vegetables in Asotin County, Washington and Nez Perce County, Idaho. Filed 11:03 and 10:29 a. m.

Spokane Order 24–F, Amendments 9 and 10, covering fresh fruits and vegetables in Columbia, Walla Walla, Benton and Franklin Counties, Washington. Filed 11:03 and 10:29 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–5859; Filed, Apr. 8, 1946; 11:46 a. m.]

[Region II Rev. Order G–75 Under RMPR 122]

SOLID FUELS IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, *It is ordered:*

(a) Dealers making sales of Pennsylvania anthracite to persons other than resellers, subject to the area dollars-and-cents orders as amended, listed in paragraph (c) of this order, may add to the maximum per net ton prices set forth in the schedules covering "Delivered" and "Yard" sales of the orders or amendments thereto listed in paragraph (c) of this order, the following amounts for the sizes specified:

Size	*Per net ton*
Broken, Egg, Stove, Nut	$0.25
Pea	.25
Buckwheat	.20
Rice	.15
Barley	.15
Buckwheat No. 4	.10
Screenings	.10

(b) Dealers making sales of Pennsylvania anthracite to resellers subject to the area dollars-and-cents orders as amended, listed in paragraph (c) of this order, may add to the maximum per net ton prices set forth in the schedules covering "Yard Sales" of the orders or amendments thereto listed in paragraph (c) of this order, the following amounts for the sizes specified:

Size	*Per net ton*
Broken, Egg, Stove, Nut	$0.15
Pea	.15
Buckwheat	.10
Rice	.05
Barley	.05

(c) Area dollars-and-cents orders as amended subject to additions set out in paragraph (a) on "Delivered" and "Yard" sales and paragraph (b) on "Yard Sales".

Amdt. No. 2 to 2d Rev. Order No. G–1.
Amdt. No. 3 to Rev. Order No. G–7.
Amdt. No. 2 to Order No. G–9.
Amdt. No. 3 to Rev. Order No. G–11.
Amdt. No. 3 to Rev. Order No. G–12.
Amdt. No. 3 to Rev. Order No. G–14.
Amdt. No. 2 to Rev. Order No. G–16.
Amdt. No. 2 to Order No. G–20.
Amdt. No. 3 to Order No. G–24.
Amdt. No. 2 to Order No. G–29.
Amdt. No. 2 to Order No. G–35.
Amdt. No. 2 to Order No. G–37.
Amdt. No. 4 to Order No. G–37.
Amdt. No. 1 to Order No. G–39.
Amdt. No. 7 to Order No. G–41.[1]
Amdt. No. 2 to Order No. G–44.
Amdt. No. 4 to Order No. 50.
Amdt. No. 4 to Order No. G–52.
Amdt. No. 1 to Order No. G–59.
Amdt. No. 1 to Order No. G–66.
Order No. G–69.
Amdt. No. 2 to Rev. Order No. G–8.
Amdt. No. 2 to Rev. Order No. G–11.
Amdt. No. 2 to Rev. Order No. G–12.
Amdt. No. 4 to Rev. Order No. G–13.
Amdt. No. 10 to Rev. Order No. G–15.
Amdt. No. 2 to Rev. Order No. G–17.
Amdt. No. 6 to Rev. Order No. G–19.
Amdt. No. 2 to Order No. G–22.
Amdt. No. 2 to Order No. G–32.
Amdt. No. 2 to Order No. G–36.
Amdt. No. 2 to Order No. G–38.
Amdt. No. 1 to Order No. G–40.
Amdt. No. 1 to Order No. G–42.
Amdt. No. 3 to Order No. G–45.
Amdt. No. 1 to Order No. G–49.
Amdt. No. 3 to Order No. G–51.
Order No. G–56.
Amdt. No. 1 to Order No. G–61.
Order No. G–67.
Amdt. No. 1 to Order No. G–46.

(d) Dealers making sales to persons other than resellers, of solid fuels other than Pennsylvania anthracite, subject to the area dollars-and-cents orders as amended, listed in paragraph (e) of this order, may add to the maximum per net ton prices set forth in the schedules covering "Delivered" and "Yard Sales" only, 10 cents per net ton on all kinds and sizes designated in the orders or amendments thereto listed in paragraph (e) of this order.

(e) Area dollars-and-cents orders as amended, subject to additions set out in paragraph (d).

Amend. No. 10 to Rev. Order No. G–15 (Virginia anthracite).
Revised Order No. G–15 (briquettes).
Amend. No. 11 to Rev. Order No. G–15 (bituminous).
Amend. No. 12 to Rev. Order No. G–15 (bituminous).
Amend. No. 5 to Rev. Order No. G–19 (bituminous).
Amend. No. 7 to Rev. Order No. G–19 (bituminous).
Amend. No. 6 to Rev. Order No. G–19 (by-product coke).
Order No. G–41 (briquettes).
Amend. No. 6 to Order No. G–41 (bituminous).
Amend. No. 8 to Order No. G–41 (bituminous).
Amend No. 7 to Order No. G–41[1] (Virginia anthracite).
Order No. G–51 (beehive coke).
Amdt. No. 3 to Order No. G–51 (bituminous).
Amdt. No. 4 to Order No. G–51 (bituminous).
Order No. G–56. (Bituminous, By-Product Coke, Disco, Briquettes).
Amdt. No. 1 to Order No. G–62 (white glove packaged fuel).
Amdt. No. 1 to Order No. G–63 (bituminous).
Amdt. No. 2 to Order No. G–63 (bituminous).
Revised Order No. G–64 (bituminous).
Order No. G–71 (bituminous).

(f) Where sales are made in quantities of one-half or one-quarter of a net ton, the additions permitted by this order shall be proportionate.

(g) Discounts which are required to be given or service charges which are permitted to be made in connection with sales or deliveries, under any of the orders listed in paragraphs (c) or (e) of this order, remain in full force and effect.

(h) *Effect of order on Order No. G–75 as originally issued.* Order No. G–75 under Revised Maximum Price Regulation No. 122 as issued on December 28, 1945, is hereby revoked in full as of the effective date of this order.

This Revised Order No. G–75 shall become effective as of March 30, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 79th Cong.; E.O. 9599, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued April 1, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–5861; Filed, Apr. 8, 1946; 1:13 p. m.]

[Region VIII Order G–4 Under SR 15]

FLUID MILK IN OREGON AND WASHINGTON

For the reasons set forth in an accompanying opinion and pursuant to paragraph (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, it is ordered:

1. *Applicability of this order.* This order applies to all sellers of fluid milk at wholesale and retail in the State of Oregon (except in the counties of Morrow, Grant, Harney, Umatilla, Wallowa, Union, Baker and Malheur) and the Washington counties of Clark, Cowlitz, Wahkiakum, Skamania, Klickitat and that portion of Pacific county in the jurisdiction of the Portland District Office. It applies to all grades and types of milk, including, for example, buttermilk, skim milk, chocolate milk and other flavored milk drinks.

2. *Relation of this order to maximum price regulations and other orders.* The provisions of this order supersede the provisions of any maximum price regulation or of any order or amendments to orders issued by the Regional Administrator of Region VIII to the extent that they are inconsistent.

3. *Adjustments of maximum prices.* Sellers covered by this order may increase

[1] This Amendment No. 7 to Order No. G–41 was formerly designated Amendment No. 5, issued August 1, 1945 and effective as of June 18, 1945 as to Pennsylvania anthracite, and effective as of July 28, 1945 as to Virginia anthracite. An order of correction was issued December 4, 1945.

[2] Amendment No. 7 formerly Amendment No. 5 corrected.

their maximum prices that were in effect immediately prior to the effective date of this order by one-half cent per quart or proportionately for other sizes of other containers.

This order shall become effective on April 1, 1946, and may be revoked, corrected or amended at any time.

Issued this 8th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

Approved: April 3, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

For the reasons set forth in an accompanying opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, and 9599, I find that the issuance of Regional Order No. G–4 under § 1499.75 (a) (9) of Supplementary Regulation No. 15 is necessary to correct an inequity interfering with the effective transition to a peacetime economy.

CHESTER BOWLES,
Director,
Office of Economic Stabilization.

[F. R. Doc. 46–5862; Filed, Apr. 8, 1946; 1:13 p. m.]

[Region VIII Order G–40 Under MPR 329]

FLUID MILK IN OREGON AND WASHINGTON

For the reasons set forth in an accompanying opinion and pursuant to special authority issued by the Price Administrator to the Regional Administrator under § 1351.408 (g) of Maximum Price Regulation No. 329, it is ordered:

1. *Applicability of this order.* This order applies to all persons who purchase milk from producers for resale as fluid milk and who have their places of business in Oregon (except in the counties of Morrow, Grant, Harney, Umatilla, Wallowa, Union, Baker and Malheur) and the Washington counties of Clark, Cowlitz, Wahkiakum, Skamania, Klickitat and that portion of Pacific county in the jurisdiction of the Portland District Office.

2. *Relation of this order to maximum price regulations and other orders.* The provisions of this order supersede the provisions of any maximum price regulation or of any order or amendments to orders issued by the Regional Administrator of Region VIII to the extent that they are inconsistent.

3. *Adjustments of maximum prices.* Sellers covered by this order may increase their maximum prices that were in effect immediately prior to the effective date of this order by six cents per pound of butterfat.

4. *Definition.* The terms "milk" and "fluid milk" have the same meanings as those set forth in Maximum Price Regulation No. 329.

This order shall become effective April 1, 1946, and may be revoked, corrected or amended at any time.

Issued this 8th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

Approved: April 3, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

For the reasons set forth in an accompanying opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, and 9599, I find that the issuance of Regional Order No. G–40 under Maximum Price Regulation No. 329 is necessary to correct an inequity interfering with the effective transition to a peacetime economy.

CHESTER BOWLES,
Director,
Office of Economic Stabilization.

[F. R. Doc. 46–5863; Filed, Apr. 8, 1946; 1:13 p. m.]

[Region VI Order G–113 Under 18 (c) and RMPR 122]

SOLID FUELS IN LA SALLE, PERU AND OGLESBY, ILL.

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 18 (c) of the General Maximum Price Regulation and § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, it is ordered:

(a) *What this order does.* This order adjusts and establishes maximum prices for (1) the hauling of all types of solid fuel by "for-hire" carriers and (2) "delivered" sales of solid fuels by unequipped dealers, when hauled from the Osage Coal Company, the Union and Black Hawk Mines, and the Spring Valley Mine, in the case of Washed Stoker Coal, from the City of Ottawa, and sold and delivered to purchasers located in the cities of La Salle, Peru and Oglesby, Illinois.

(b) *Maximum prices.* Maximum Prices for Sales of hauling services and solid fuel described below are hereby adjusted and established as follows:

(1) The following are the maximum hauling rates which may be charged by "for-hire" carriers for hauling services rendered as described below:

From—	To—	Maximum rates
Osage Coal Co.	LaSalle, Ill.	$1.60
	Peru, Ill.	1.60
	Oglesby, Ill.	1.85
Union and Black Hawk Mines.	LaSalle, Ill.	1.25
	Peru, Ill.	1.25
	Oglesby, Ill.	1.50
Spring Valley Mines.	LaSalle, Ill.	1.50
	Peru, Ill.	1.50
	Oglesby, Ill.	1.75
Washed stoker coal from Ottawa.	LaSalle, Ill.	1.75
	Peru, Ill.	1.75
	Oglesby, Ill.	2.00

(2) The maximum price for a delivered sale by an unequipped coal dealer of solid fuel hauled from and to the places indicated in paragraph (b) (1) above is hereby established at the total of a sum not in excess of the maximum hauling rate set forth in paragraph (b) (1) above plus a sum not in excess of the maximum price for the solid fuel purchased by the unequipped coal dealer from his supplier, computed under the applicable regulation governing the maximum prices of producers of solid fuel.

(c) *Less than maximum prices.* Sales of services or solid fuel under this order may be made at less than the maximum prices established hereby.

(d) *Enforcement.* Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages or procedures for suspension of licenses provided for the Emergency Price Control Act of 1942, as amended.

(e) *Definitions.* (1) The terms "rate", "charge", and "price" shall be construed synonymously for the purposes of this order.

(2) Solid fuel includes all kinds and sizes of coal, lignite, coke, and briquettes made from coke or coal, but shall not include wood or wood products.

(3) Delivery means the transportation of a solid fuel by motor vehicle or other means of conveyance except railway from a point of origin such as a mine, equipped dealer's yard, dock or rail siding to a point of destination such as an equipped dealer's yard or the premises of a domestic, commercial, industrial, or institutional user.

(4) "Delivered sales" means a sale of solid fuel in which the delivery services are included in the price charged to the purchaser when the fuel is delivered to the purchaser's premises and dumped or chuted from the seller's truck directly into the purchaser's bin or storage space, but, if this is physically impossible, discharging of fuel directly from the seller's truck to the point nearest and most accessible to the buyer's bin or storage space.

(5) "An unequipped coal dealer" is one who buys or handles solid fuel but who does not own or operate a yard, bin, or other fixed facility for storing solid fuel.

(6) "A for-hire carrier" is one, except a railway, who for a compensation paid by persons he serves, transports solid fuel in which such carrier has no financial interest. The term does not apply to equipped coal dealers who transport solid fuel in their own conveyances to their purchasers.

(7) "A ton" comprises two thousand (2,000) pounds net weight, avoirdupois measure.

(8) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in the General Maximum Price Regulation, Revised Maximum Price Regulation No. 122 or in the Emergency Price Control Act of 1942; if not therein defined, they shall be given their ordinary and popular trade meaning.

(f) *Relationship of the order to other regulations.* To the extent applicable, the provisions of this order supersede those under the General Maximum Price Regulation and Revised Maximum Price Regulation No. 122. Insofar as any provisions of this order may be inconsistent with any provisions of the foregoing regulations, those contained in this order shall be controlling. Except as herein otherwise provided, the provisions of the foregoing regulations shall remain in full force and effect.

(g) This order may be amended, modified, or revoked at any time.

This order shall become effective retroactively as of January 27, 1945.

Issued this 2d day of January 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-5773; Filed, Apr. 5, 1946; 1:39 p. m.]

Reference

APR 15 '46

Reference

APR 15 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 71

Washington, Thursday, April 11, 1946

The President

EXECUTIVE ORDER 9710

TERMINATING THE OFFICE OF INTER-AMERICAN AFFAIRS AND TRANSFERRING CERTAIN OF ITS FUNCTIONS

By virtue of the authority vested in me by the Constitution and statutes, including Title I of the First War Powers Act, 1941, and as President of the United States, it is hereby ordered as follows:

1. The Office of Inter-American Affairs (established as the Office of Coordinator of Inter-American Affairs by Executive Order No. 8840 of July 30, 1941, and renamed the Office of Inter-American Affairs by Executive Order No. 9532 of March 23, 1945), hereinafter referred to as the Office, is terminated.

2. There are transferred to the Secretary of State all functions of the Director of the Office with respect to the following-named corporations, namely, the Institute of Inter-American Affairs, the Inter-American Educational Foundation, Inc., the Institute of Inter-American Transportation, the Inter-American Navigation Corporation, and Prencinradio, Inc., together with all rights and interests, authority, and obligations of the Director and of his predecessors with respect to such corporations. All other functions of the Director are terminated. The Director shall, prior to the effective date of this order, take such steps as may be appropriate and necessary on his part to effectuate the provisions of this order, including the turning over to the Secretary of State of the capital stock of the said corporations.

3. There are transferred to the Department of State (a) all of the functions of the Office with respect to the aforesaid corporations, (b) the duty of winding up any affairs relating to the Office and functions terminated by this order which shall remain unliquidated on the effective date of this order, (c) the records, property, and funds of the Office, and (d) so much of the personnel of the Office as shall remain therein on the effective date of this order. All other functions of the Office are terminated.

4. As soon as possible after the promulgation of this order the Secretary of State shall furnish the Director of the Office a list of such of the personnel of the Office as the Secretary shall determine to be required by the Department of State for the purpose of carrying out the provisions of this order; and the Director shall, prior to the effective date of this order, separate from the service or transfer to other Government agencies the personnel of the Office excluded from such personnel list.

5. Except as otherwise provided in this order, the provisions hereof shall take effect as of the opening of business May 20, 1946.

6. All provisions of prior Executive orders in conflict with this order are amended accordingly.

HARRY S. TRUMAN

THE WHITE HOUSE,
April 10, 1946.

[F. R. Doc. 46-6002; Filed, Apr. 10, 1946; 11:39 a. m.]

Regulations

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

PART 110—PRIMARY INSPECTION AND DETENTION

DESIGNATED PORTS OF ENTRY

MARCH 27, 1946.

Section 110.1, Title 8, Chapter I, Code of Federal Regulations is hereby amended as follows:

"Frenchville, Maine" is deleted from the list of Class B ports of entry in District No. 1.

The listing of Class B ports of entry in District No. 7, consisting of "Youngstown, N. Y." only, is deleted and "Youngstown, N. Y." is inserted between "Rochester, N. Y." and "Cleveland, Ohio" in the list of Class A ports in District No. 7.

This order shall become effective at the time of filing with the Division of the Federal Register.

(Sec. 23, 39 Stat. 892; sec. 24, 43 Stat. 166; sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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(3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

T. B. SHOEMAKER,
Acting Commissioner of Immigration and Naturalization.

Approved: March 27, 1946.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46-5942; Filed, Apr. 9, 1946; 12:40 p. m.]

TITLE 18—CONSERVATION OF POWER

Chapter I—Federal Power Commission

[Order No. 130]

PART 57—APPLICATION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER SECTION 7 OF THE NATURAL GAS ACT AS AMENDED

NOTICE AND HEARINGS ON APPLICATIONS FOR NON-"GRANDFATHER" CLAUSE CERTIFICATES

MARCH 29, 1946.

The Commission, pursuant to authority vested in it by the Natural Gas Act, particularly section 16 thereof, and finding such action necessary and appropriate for carrying out the provisions of said act, hereby adopts, promulgates, and prescribes the following amendments to the "Provisional Rules of Practice and Regulations under the Natural Gas Act, with Approved Forms, Effective July 11, 1938":

Part 57, *Application for Certificates of Public Convenience and Necessity under section 7 of the Natural Gas Act as amended* be and it is hereby amended by adding a new section designated as § 57.10 as follows:

NOTICE AND HEARING ON APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR CONSTRUCTION, EXTENSION, ACQUISITION, OPERATION, ETC. (NON-"GRANDFATHER" CLAUSE CERTIFICATES) UNDER SECTION 7 OF THE NATURAL GAS ACT AS AMENDED

§ 57.10 *Notice and hearings on applications for non-"grandfather" clause certificates.* Upon the filing of an application for a certificate of public convenience and necessity under section 7 of the Natural Gas Act as amended for construction, extension, acquisition, operation, etc. (non-"grandfather" clause certificate), notice of such filing will be given by the Commission to all interested State commissions, municipalities, senators and governors of States, and any other persons, firms, corporations, organizations, or governmental agencies apparently interested or whose participation in the proceeding may be in the public interest, by causing such notice to be published in the FEDERAL REGISTER and by mailing copies thereof to persons, firms, corporations, organizations or agencies specified above, deemed by the Commission, in its discretion, to have a sufficient interest to be entitled to notice. Any person, firm, corporation, organization, or governmental agency desiring to receive such notice of applications, may, upon request, be placed upon a list to be maintained by the Commission and shall thereupon be mailed copies of all such notices of applications.

Such notices of applications shall be drawn in sufficient detail to advise all those interested (a) as to the nature and general description of the facilities proposed to be constructed, extended, acquired, or operated, including the size and approximate cost of the line or other facilities; (b) the capacity or increase in capacity of facilities; (c) the source of any new or additional gas supply; (d) the nature of the service proposed to be rendered, the companies or communities proposed to be served, and the estimated volume or increase in volume of annual gas sales; and (e) the claimed necessity for such proposed construction, extension, acquisition, operation or service. Such notice shall further fix a time not to exceed 15 days within which any person or party desiring to be heard or make any petition or protest with reference to the application may file a protest, request for hearing, notice of intention to intervene, or petition to intervene. No protest may be filed after the time fixed in the notice except by permission of the Commission granted upon a showing of reasonable grounds for failure to file the protest within the time allowed.

If a protest, request for hearing, notice of intention to intervene, or petition to intervene is filed within the time specified in the notice of application, in the judgment of the Commission raising an issue of substance requiring a hearing, the Commission will set the matter down for hearing as to such issue, pursuant to § 50.60 of this chapter.

If no protest, request for hearing, notice of intention to intervene, or petition to intervene is filed within such time, the Commission will set the case down for hearing on a day certain by an order which will state that, if no protest by permission as above provided or petition to intervene has been filed, or intervention allowed as provided in § 50.14 of this chapter, prior to the date fixed for hearing, or if the protest or petition filed, in the judgment of the Commission, raises no issue of substance, the Commission may dispose of the application without contested hearing by order upon the application and evidence filed or available to the Commission and such additional evidence as the Commission may require to be filed for its consideration. Such order for hearing shall be published in the FEDERAL REGISTER and copies thereof mailed to all persons or parties to whom the notice of filing applications was mailed or who, by protest or otherwise, have evinced a sufficient interest. If, thereafter, no protest or petition to intervene is filed or intervention allowed, or if the protest or petition filed raises no issue of substance, as above provided, the Commission may dispose of the application without contested hearing by order as above provided.

The amendments to the "Provisional Rules of Practice and Regulations Under the Natural Gas Act, With Approved Forms, Effective July 11, 1938" adopted, promulgated, and prescribed by this order shall become effective April 20, 1946. The Secretary of the Commission shall cause publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-5960; Filed, Apr. 10, 1946; 9:29 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51437]

PART 14—APPRAISEMENT

EXAMINATION OF MERCHANDISE—SHELLFISH

Examination of less than 1 package of every 10 packages of certain commodities authorized; § 14.1 (b), Customs Regulations of 1943, as amended by T. Ds. 50959, 51090, 51269, and 51315, further amended.

It is my opinion that the examination of less than 1 package of every 10 packages, but not less than 1 package of every invoice, of the merchandise hereinafter described, if such merchandise is (1) imported in packages the contents and values of which are uniform, or (2) imported in packages the contents of which are identical as to character although differing as to quantity and value per package, will amply protect the revenue:

Shellfish, fresh or frozen, dried, in brine, or preserved in any manner.

Therefore, by virtue of the authority contained in sections 499 and 624 of the Tariff Act of 1930, as amended (19 U.S.C. secs. 1499 and 1624), I do by this special regulation permit and authorize a less number of packages than 1 package of every 10 packages, but not less than 1 package of every invoice, of the above-described merchandise to be examined.

This special regulation shall not be construed to preclude the examination of packages in addition to the minimum number hereby permitted to be examined if the collector or the appraiser shall deem it necessary that a greater number of packages be examined.

In view of the foregoing, § 14.1 (b), Customs Regulations of 1943 (19 CFR, Cum. Supp., 14.1 (b)), as amended by T. D. 50959 (8 F.R. 15361), T.D. 51090 (9 F.R. 7743), T.D. 51269 (10 F.R. 8683), and T.D. 51315 (10 F.R. 12037), containing a list of merchandise as to which collectors are especially authorized to designate for examination less than 1 package of every 10 packages, is hereby amended by inserting in said list in proper alphabetical position the following:

Shellfish, fresh or frozen, dried, in brine, or preserved in any manner.

The number of this Treasury decision shall be added as a marginal notation to § 14.1 (b).

(Sec. 499, 46 Stat. 728, secs. 15, 16 (a), 52 Stat. 1084, sec. 624, 46 Stat. 759; 19 U.S.C. 1499, 1624)

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

Approved: April 8, 1946.

O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46-5980; Filed, Apr. 10, 1946; 11:13 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter C—Miscellaneous Excise Taxes

[T. D. 5505]

PART 180—LIQUORS AND ARTICLES FROM PUERTO RICO, VIRGIN ISLANDS, AND PHILIPPINE ISLANDS

MISCELLANEOUS AMENDMENTS

Pursuant to the provisions of section 3360, Internal Revenue Code, §§ 180.47, 180.48 and 180.49 of Regulations 24 (26 CFR, Part 180) are hereby amended to read as follows:

§ 180.47 *Application, Form 487–B.* Application for permit to ship tax-paid liquors and articles shall be made by the shipper for each consignment on Form 487–B, in septuple. All the information required by these regulations and called for by the form shall be furnished. In addition thereto, the shipper shall note separately in Part 1 of such forms the amounts of the basic internal revenue

tax and rectification tax paid on the merchandise. All copies of the form shall be delivered to the insular internal revenue agent who will execute his certificate of tax payment thereon and forward all copies to the treasurer within sufficient time to allow for the issuance of permit and customs inspection as provided by § 180.48.

§ 180.48 *Issuance of permit, Form 487–B, and customs inspection.* If the application has been properly executed and the treasurer is satisfied that all internal revenue taxes due on the liquors or articles covered thereby have been paid, he will execute his permit on all copies thereof, retain one copy of the form, return two copies to the shipper and send four copies to the collector of customs in Puerto Rico. The shipper will submit the two copies of the Form 487–B to the collector at least six hours prior to the intended lading of the merchandise. The collector will then inspect the merchandise covered by the Form 487–B after which he will execute his certificate on Part 4 of each copy of Form 487–B indicating all exceptions. If discrepancies appear indicating differences between the quantity covered by Form 487–B and the quantity actually contained in the shipment or the improper taxpayment of the merchandise, he will withhold release of the shipment and notify the treasurer of such discrepancies. Thereupon, such discrepancies must be corrected in the shipping documents and additional tax paid, if required, prior to release of the merchandise. The collector, upon release of the merchandise for shipment, will retain one copy of the Form 487–B, return two copies to the shipper and forward one copy to the deputy collector of Internal Revenue, at San Juan, Puerto Rico. He will also send two copies to the collector of customs at the port of arrival in the United States, one of which should be mailed and the other dispatched on the vessel concerned for the guidance of the inspector who will handle the cargo. After the shipment has been cleared by the collector of customs in Puerto Rico, the shipper shall retain one copy of the Form 487–B and send one copy thereof, with other shipping documents, to the collector of customs at the port of arrival.

§ 180.49 *Action by collector of customs at port of arrival.* Upon receipt of Form 487–B, application and permit to ship tax-paid liquors or articles to the United States, bearing the sworn affidavit of the shipper and the certification of the insular internal revenue agent that all the internal revenue taxes due on the liquors or articles covered thereby have been paid and the copies of Form 487–B from the collector of customs in Puerto Rico, the collector of customs at the port of arrival will inspect the merchandise to determine whether the quantity specified on the Form 487–B is contained in the shipment. He will execute his certificate on Part 5 of each copy of Form 487–B received and indicate thereon any exceptions found at the time of discharge. If he finds that the full amount of the taxes due has not been paid, he will require the difference to be paid prior to release of the merchandise in accordance with the applicable provisions of these regulations. When the proper inspection of the merchandise has been effected and any additional taxes found to be due on the liquors or articles collected, the merchandise will be released. Two of the three copies of Form 487–B will be retained by the collector of customs and will be available for inspection by internal revenue officers. The other copy will be forwarded to the deputy collector of Internal Revenue at San Juan, Puerto Rico. The carrier of the merchandise specified herein shall at the time of unlading at the port of arrival in the United States segregate and arrange the cases of liquors or articles for convenient customs examination and will assume any expense incurred in connection therewith.

(Sec. 3360, I. R. C.)

Refer to section 3360, Internal Revenue Code.

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.
W. R. JOHNSON,
Commissioner of Customs.

Approved: April 9, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46–5981; Filed, Apr. 10, 1946; 11:13 a. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 45, Amdt. 1]

PART 1112—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF ARIZONA

WORKERS ENGAGED IN BALING ALFALFA HAY IN MARICOPA COUNTY, ARIZ.

Paragraph (b) of § 1112.2 (10 F. R. 4296) is hereby amended to read as follows:

With a six man crew—30¢ per ton per man for five men, and 35¢ per ton for one man who is designated as lead man.

Where workers are paid on any other basis, rates of compensation must not exceed the equivalent of the rates specified above.

Effective date. This amendment 1 to Supplement 45 shall become effective at 12:01 a. m. Mountain Standard Time, April 10, 1946.

Issued this 10th day of April 1946.

[SEAL] K. A. BUTLER,
Acting Director of Labor,
U. S. Department of Agriculture.

[F. R. Doc. 46–5963; Filed, Apr. 10, 1946; 10:55 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Schedule I, as Amended Apr. 10, 1946]

CRITICAL PRODUCTS

(a) *Introduction.* The table in this Schedule lists certain of the critical products which the Civilian Production Administration has determined to be in such tight supply that they are serious threats to the national economy. (This Schedule supersedes former Directions 1 through 5 and 7 through 12 to PR–28 covering critical products.) When effective assistance of other kinds is not practicable, the CPA may assign CC preference ratings under paragraph (e) of Priorities Regulation 28 for material which is needed to sustain or increase the production of these products. In addition to the rules explained in paragraph (b) below, the general rules in paragraphs (c) and (d) of Priorities Regulation 28 governing the application for and assignment of CC ratings are also applicable. Especially important is paragraph (d) (1) of Priorities Regulation 28, requiring a determination that the use of substitute and less scarce materials is not practicable, that reasonable efforts have been made to get the required item without a rating, and that a rating is required to obtain the item by the latest date and in the minimum quantity practicable after taking into consideration material in inventory and available without a rating.

(b) *Explanation of table.*

Column I—Critical products. Column I lists the critical products for which CC ratings may be granted to sustain or increase production. When "specialized machinery" for another critical product is listed in Column I, it includes only machinery and equipment designed solely for the production of that critical product. It does not include general types of equipment suitable for other use even though a particular piece of equipment is designed and built expressly for a producer of the critical product.

Column II—Persons eligible. Column II states the persons who may apply for CC ratings. Where Column VI indicates that CC ratings may be assigned for construction, the builder or contractor may apply instead of the person listed.

Column III—Production materials. (1) If the word "yes" appears in Column III, the CPA may assign CC ratings to the person named in Column II to get production materials needed to make the item listed in Column I regardless of the applicant's minimum economic rate of operation. Where the applicant regularly sells materials as maintenance, repair or operating supplies for the item he makes, CC ratings may also be assigned to him for such supplies or for materials needed to make them. Applications for CC ratings for textile fabrics or yarns should be made under Priorities Regulation 28A, and CC ratings may be assigned under paragraph (d) of that Regulation in accordance with subpargaraph (d) (5) (i).

(2) If the word "no" appears in Column III, CC ratings will be assigned for production materials only as provided in Priorities Regulation 28. The same rule applies to any production materials expressly excluded from Column III.

Column IV—Capital equipment. (1) If the word "yes" appears in Column IV, the CPA may assign CC ratings to the person named in Column II to get capital equipment which either (i) will result in a substantial increase in production of the item listed in Column I, or (ii) is needed to replace present operating equipment which is in danger of imminent breakdown.

(2) Where the word "no" appears in Column IV, CC ratings will be assigned for capital equipment only as provided in Priorities Regulation 28. The same rule applies to any capital equipment expressly excluded from Column IV.

Column V—MRO. (1) If the word "yes" appears in Column V, the CPA may assign CC ratings to the person named in Column II to get maintenance, repair and operating supplies (MRO) which he needs to use in making the item listed in Column I.

(2) If the word "no" appears in Column V, CC ratings will be assigned for MRO only as provided in Priorities Regulation 28.

Column VI—Construction. (1) If the word "yes" appears in Column VI, the CPA may assign CC ratings to the person named in Column II, or to his builder, for material needed for incorporation in new plants or in expanded or modernized old ones where increased production of the item listed in Column I will result, or where the construction is necessary to prevent a loss of production.

(2) If the word "no" appears in Column VI, CC ratings will be assigned for construction materials only as provided in Priorities Regulation 28.

I Critical products	II Person eligible	III Production materials	IV Capital equipment	V MRO	VI Construction
Asphalt and tarred roofing products (smooth surfaced roll roofing, mineral surfaced roll roofing, strip and individual asphalt shingles, mineral surfaced insulation board, laminated asphalt felt and mastic core type boards, saturated felts, dry roofing felts, and saturated or coated sheathing papers).	Producer	No	Yes (except specialized machinery for asphalt and tarred roofing products).	Yes	Yes.
Asphalt and tarred roofing products specialized machinery.	Producer	Yes	No	Yes	No.
Building board (board made from wood pulp, vegetable fibres, pressed paper stock, or multiple plies of fibred stock).	Producer	No	Yes (except specialized machinery for building board).	Yes	Yes.
Building board specialized machinery	Producer	Yes	No	Yes	No.
Castings, malleable iron and gray iron, including cast iron soil pipe, cast iron radiation and railroad car brake shoes (formerly covered by direction 4).	Producer (foundry)	Yes	Yes	Yes	Yes.
Clay building products (common and face brick, clay structural tile and clay sewer pipe) (formerly covered by direction 2).	Manufacturer	Yes	Yes (except specialized machinery for clay building products).	Yes	Yes.
Clay building products specialized machinery (such as de-airing machines, extrusion heads, clay grinders and pulverizers, and brick presses) (formerly covered by Direction 2).	do	Yes	No	Yes	No.
Coal, of the following kinds only: high grade metallurgical and by-product coking coal and double screened domestic coal in the areas comprising Bituminous Producing Districts 1, 2, 3, 7, 8, and 13 (as defined in SFAN Regulation 27) and the anthracite fields of Pennsylvania (formerly covered by direction 1).	Producer	No	Yes (except underground coal mining machinery and construction machinery).	Yes [1]	Yes (at present mines only).
Coal mining machinery, underground (formerly covered by direction 1)	Manufacturer	Yes	No	Yes	No.
Concrete building products (light weight and heavy weight aggregate concrete blocks and cement brick) (formerly covered by direction 8).	do	Yes (cinders, burned clay or shale, and blast furnace slag, only).	Yes (except specialized machinery for concrete building products).	Yes	Yes.
Concrete building products specialized machinery (such as concrete block and brick machines and attachments, including concrete mixers and skip loaders as commonly used in the concrete products industry) (formerly covered by Direction 8)	do	Yes	No	Yes	No.
Furnaces (warm-air)	Producer	Yes (except iron and steel products in the forms and shapes listed in Schedule I to Order M–21).	Yes	Yes	Yes.
Gypsum board and gypsum lath	Producer	No	Yes (except specialized machinery for gypsum board and gypsum lath).	Yes	Yes.
Gypsum board and gypsum lath specialized machinery.	Producer	Yes	No	Yes	No.
Logs (formerly covered by direction 5)	Producer (any person engaged in felling or bucking trees or transporting the yield from felled trees to the points of delivery for manufacture or shipment).	No	Yes (except special equipment produced only for use in log or sawmill operations).	Yes	Yes. [2]
Lumber (formerly covered by direction 5)	Producer (operator of any plant, stationary or portable, which produces lumber not further manufactured than by sawing, resawing, passing lengthwise through a standard planing machine, cross-cutting to length and working, but not including any establishment known in the trade as a "distribution yard", engaged in either retail or wholesale business, even though it may process lumber on special orders from customers).	No	Yes (except special equipment produced only for use in log or sawmill operations).	Yes	Yes. [2]
Millwork, suitable for housing construction (formerly covered by direction 5).	Producer	No	Yes	Yes	Yes (at existing plants only).
Motors, electric, fractional horsepower AC (formerly covered by direction 11).	Manufacturer	Yes (except electric sheet steel).	Yes	Yes	Yes.
Penicillin (formerly covered by direction 7)	Producer	Yes	Yes	Yes	Yes.
Plywood, softwood (formerly covered by direction 5).	do	No	Yes	Yes	Yes (at existing plants only).
Pulpwood (formerly covered by direction 5)	do	No	Yes	Yes	Yes. [2]
Rosin (formerly covered by direction 10)	do	Yes	Yes	Yes	Yes.
Steel, electrical high silicon sheet (formerly covered by direction 12).	do	No	Yes	Yes	Yes
Streptomycin (formerly covered by direction 3)	do	Yes	Yes	Yes	Yes.
Titanium dioxide (formerly covered by direction 9).	do	Yes	Yes	Yes	Yes.
Veneer, softwood (formerly covered by direction 5).	do	No	Yes	Yes	Yes (at existing plants only).
Wire, copper magnet	Producer	Yes	Yes	Yes	Yes.

[1] CC ratings will be assigned for special repair parts for underground coal mining machinery only where the repair part is essential for the continued operation of the mine and then only where it will not interfere with delivery of mining machinery for more essential purposes.

[2] CC ratings for construction for logs, lumber, and pulpwood will be assigned only for construction at existing plants or at plants which need to be relocated because of increased availability of timber, manpower or transportation facilities.

Issued this 10th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6004; Filed, Apr. 10, 1946; 11:53 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 9]

USE OF HH RATINGS FOR WARM-AIR FURNACES FOR USE IN THE RECONVERSION HOUSING PROGRAM

The following direction is issued pursuant to Priorities Reg. 33:

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of building materials and building supplies for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *Purpose of this direction.* Priorities Regulation 33 provides for the assignment to builders of HH preference ratings to secure materials, listed in Schedule A of that regulation, which are required for use in the Reconversion Housing Program. Among these items are warm-air furnaces. This direction explains under what circumstances orders bearing HH ratings for warm-air furnaces must be accepted and also what the restrictions are in connection with the sale of such furnaces by producers, distributors, jobbers, and dealers.

(b) *Definitions.* For the purpose of this direction:

(1) "Warm-air furnace" means any direct-fired air heating unit which is designed for the purpose of heating the interior of a building, including but not limited to, any heating device commonly known as a gravity or forced warm-air furnace for use with or without air distribution pipes. But, warm-air furnace does not mean a domestic heating stove or a floor or wall furnace.

(2) "Producer" means a person owning or operating facilities in which warm-air furnaces are manufactured, fabricated or assembled.

(3) "Distributor, jobber, or dealer" means a person who buys warm-air furnaces from a producer for resale. If a producer owns and operates factory branch sales offices other than his central factory sales office, such offices shall be considered to be distributors, jobbers, or dealers.

(c) *Prohibition on extension of HH ratings by distributors.* A distributor, jobber, or dealer who receives an HH rated order for warm-air furnaces shall not extend the rating.

(d) *Use of HH rating.* Any person who has been authorized to use an HH rating under Priorities Regulation 33 may use the rating to get warm-air furnaces, subject to the provisions of that regulation.

(e) *Handling of HH rated orders by producers.* A producer who sells warm-air furnaces only to distributors, jobbers, or dealers need not accept HH rated orders for such furnaces. This is the general rule. But, a producer who sells any portion of his production to persons other than distributors, jobbers, or dealers, must sell that portion according to the following rule: Beginning April 15, 1946, at least seventy per cent (70%) of all warm-air furnaces sold or delivered by the producer to persons other than distributors, jobbers, or dealers must be sold or delivered on HH rated orders.

(f) *Set-asides by distributors, jobbers, or dealers.* An adequate reserve stock of warm-air furnaces must be maintained by distributors, jobbers, and dealers to fill orders bearing HH ratings. Consequently, on April 15, 1946, a distributor, jobber, or dealer must set aside and reserve for a period of twenty-one days, to fill orders bearing HH ratings, not less than 70% of his warm-air furnace inventory on that date. After April 15, 1946, a distributor, jobber, or dealer, must further set aside and reserve for a period of twenty-one days, to fill orders bearing HH ratings, not less than 70% of the warm-air furnaces in each shipment received by him from the producer. Until the end of each such twenty-one day period, referred to above, he must accept all HH rated orders up to the reserved quantity regardless of whether such orders call for delivery within the twenty-one day period, but he need not accept HH rated orders for warm-air furnaces in excess of the reserved quantity.

Any warm-air furnaces which the distributor, jobber, or dealer is not required to set aside, and any warm-air furnaces in the set-aside for which HH ratings are not received in the set-aside period, may be disposed of without regard to HH ratings. Orders rated AAA, MM or CC must be filled from this balance in that order of preference in accordance with Priorities Regulation 1. A distributor, jobber, or dealer may not refuse to accept an HH rated order on the ground that he has no warm-air furnaces in stock, but he must accept the order for delivery out of the 70% set-aside of a later shipment from the producer.

(g) *Calculations on basis of producer's billing price.* Calculations of quantities shall be made on the basis of the producer's billing price to distributors, jobbers, or dealers.

(h) *This direction not applicable to AAA ratings.* Nothing in this direction affects AAA rated orders.

Issued this 10th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6005; Filed, Apr. 10, 1946; 11:53 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Schedule A, as Amended Apr. 10, 1946]

§ 944.54 *Schedule A to Priorities Regulation 33.* The priorities assistance assigned to builders under Priorities Regulation 33 may be used only to get the following materials (additions to and deletions from this schedule may be made from time to time):

	Direction to Priorities Regulation 33 applying to the material
Hardwood flooring	Direction 1
Millwork (including doors and built-in kitchen cabinets)	Direction 1
Lumber	Direction 1
Softwood plywood (limited by Direction 1A as to uses and quantities)	Direction 1A
Bathtubs	Direction 2
Cast iron radiation	Direction 3
Cast iron soil pipe and fittings	Direction 4
Gypsum board	Direction 5
Gypsum lath	Direction 5
Structural clay tile	Direction 6
Common and face brick	Direction 6
Concrete blocks	Direction 7
Prefabricated houses	Direction 8
Prefabricated sections	Direction 8
Prefabricated panels	Direction 8
Clay sewer pipe.	
Warm-air furnaces	Direction 9

Definitions of the above items may be given in the appropriate directions.

Issued this 10th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 6006; Filed, Apr. 10, 1946; 11:53 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 151, Amdt. 1]

JOBBERS; WHOLESALERS AND RETAILERS MAXIMUM PRICES FOR CERTAIN HARDWARE AND SCREEN CLOTH ITEMS

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 151 is amended in the following respects:

1. In section 1 (b), the item "13.—Mail boxes, except rural" is amended to read:

13. Mail boxes

2. Section 4 is amended to read as follows:

(4) *Maximum prices*—(a) *Jobber and wholesaler.* A jobber's or wholesaler's maximum price for any item set forth in this supplementary order shall be the manufacturer's legal maximum price to jobbers or wholesalers as determined under the applicable maximum price regulation, plus the percentage mark-up shown opposite the item or category in Column 1 of section 6, plus actual inbound transportation expense, if any.

(b) *Retailers.* (1) Except as otherwise provided in this paragraph, retailer's maximum price of any item covered by this supplementary order shall be the jobber's or wholesaler's maximum price as determined under (a) above, plus the percentage mark-up shown opposite the item in Column II of section 6.

(2) A retailer's maximum price for bright wire nails, 3d and larger, common only, when sold in less-than-keg lots, shall be 8 cents per pound.

(3) A retailer's maximum price for bright wire nails, smaller than 3d, common only, when sold in less-than-keg lots, shall be 10¢ per pound.

3. In section 6 (a) "Category of hardware items and screen cloth", the item X is amended to read:

(X) Butts and Hinges, wrought steel, plated, japanned or primed for painting; sizes: up to and including 4" x 4".

This amendment shall become effective April 10, 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5944; Filed, Apr. 9, 1946; 4:06 p. m.]

PART 1389—APPAREL

[RMPR 208,[1] Amdt. 11]

MAXIMUM PRICES FOR STAPLE WORK CLOTHING

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation 208 is amended in the following respects:

1. Paragraph (b) (2) (ii) of section 2.2 is amended to read as follows:

(ii) The garment contains body material which is the same with respect to construction, weight and thread count (within the tolerance of the Worth Street Rules), finish (including shrinkage treatment) and color fastness ("seconds" of body materials, made to military specifications and released by the military for use in civilian garments, shall not be considered the same as such fabrics in first quality);

2. The second undesignated paragraph of section 2.6 is amended to read as follows:

Maximum prices authorized by orders issued under this section prior to December 1, 1945 may be adjusted, as set forth below, when the garments contain (a) denim, covert or chambray purchased on or after June 21, 1945, (b) cottonade or whipcord purchased on or after August 31, 1945, or (c) pinchecks or pinstripes purchased on or after September 17, 1945. Moreover, so may maximum prices authorized by orders issued under this section prior to April 9, 1946, when the garments contain jean, drill, twill or poplin purchased on or after September 17, 1945.

3. Paragraph (d) of section 5.6 is revoked.

4. The first sentence in subparagraph (5) of section 5.9 (b) is amended to read as follows:

(5) *Orders issued prior to specified dates.* Maximum prices adjusted by orders issued under this section prior to December 1, 1945, may be adjusted, as set forth below, when the garments contain (i) denim, covert or chambray purchased on or after June 21, 1945, (ii) cottonade or whipcord purchased on or after August 31, 1945, or (iii) pinchecks or pinstripes purchased on or after September 17, 1945. Moreover, so may maximum prices adjusted by orders issued under this section prior to April 9, 1946, when the garments contain jean, drill, twill or poplin purchased on or after September 17, 1945.

5. In Appendix B, paragraph (a) (1) is amended to read as follows:

(1) For garments made of the following fabrics, Table I is always used:
(i) Moleskins (plain or black and white).
(ii) Ducks.
(iii) Sheetings.
(iv) Cheviots.

6. In Appendix B, paragraph (a) (4) is amended to read as follows:

(4) For garments made of pinchecks, pinstripes, jean, drill, twill and poplin:

Type of cloth	Weight of cloth	Adjustment (cents per yard)		
		Column A price list issued on or after Jan. 1, 1943		Column B price list issued prior to Jan. 1, 1942
		Part 1 men's garments	Part 2 boys' garments	
Finished jeans, 36" basis	2.85	+0.175	+0.425	+0.675
Finished drills, 29"-29½" basis	2.50	−.25	+.25	+.75
Carded poplins, 35" basis	2.50	+.25	+.75	+1.25
	2.85-3.25	+.50	+.75	+1.00
Gov't. twills, types 1-5, 36" basis	8.2 oz.	−.50	+.25	+1.00
Twills, 36" basis	6 oz.	+.75	+.75	+.75
Twills, 28" basis	All weights	+1.00	+1.00	+1.00

8. Table II in Appendix C is revoked and a new table is substituted, to read as follows:

TABLE II—SHIRTS NOT COVERED BY TABLE I, WORK PANTS, WORK BREECHES, COATS AND JACKETS LINED WITH COTTON BLANKET MATERIAL, AND ONE PIECE WORK SUITS WHEN MADE OF MATERIALS OTHER THAN DENIM, PANTS COVERT, COTTONADE, WHIPCORD, PINCHECKS AND PINSTRIPES (HOWEVER, IF THE SHIRT OF A MATCHED SET IS COVERED BY TABLE I, THE SHIRT MUST BE PRICED UNDER TABLE I AND THE PANTS UNDER TABLE II)

Column 1	Column 2	Column 3	Column 4	Column 5
			Sales at retail by Group II retail seller[2]	
Supplier's net selling price (per dozen)	Sales at wholesale[1] (per dozen)	Sales at retail by Group I retail seller[1] (per garment)	Bought from manufacturer (per garment)	Bought at wholesale (per garment)
$10.56-$10.64+	$13.00	$1.26	$1.32	$1.33
$10.65-$10.72+	13.10	1.27	1.33	1.34
$10.73-$10.80+	13.20	1.28	1.34	1.35
$10.81-$10.88+	13.30	1.29	1.35	1.36
$10.89-$10.96+	13.40	1.30	1.36	1.37
$10.97-$11.04+	13.50	1.31	1.37	1.38
$11.05-$11.13+	13.60	1.32	1.38	1.39
$11.14-$11.21+	13.70	1.33	1.39	1.40
$11.22-$11.29+	13.80	1.34	1.40	1.41
$11.30-$11.37+	13.90	1.35	1.41	1.42
$11.38-$11.45+	14.00	1.36	1.42	1.43
$11.46-$11.53+	14.10	1.37	1.43	1.44
$11.54-$11.61+	14.20	1.38	1.44	1.45
$11.62-$11.70+	14.30	1.39	1.45	1.46
$11.71-$11.78+	14.40	1.40	1.46	1.47
$11.79-$11.86+	14.50	1.41	1.47	1.48
$11.87-$11.94+	14.60	1.42	1.48	1.49
$11.95-$12.03+	14.70	1.43	1.49	1.50
$12.04-$12.10+	14.80	1.44	1.50	1.51
$12.11-$12.19+	14.90	1.45	1.51	1.52
$12.20-$12.27+	15.00	1.46	1.52	1.53[3]
$12.28-$12.35+	15.10	1.47	1.53	1.54
$12.36-$12.43+	15.20	1.48	1.54	1.55
$12.44-$12.51+	15.30	1.49	1.55	1.56
$12.52-$12.59+	15.40	1.50	1.56	1.57
$12.60-$12.67+	15.50	1.50	1.57	1.58
$12.68-$12.76+	15.60	1.51	1.58	1.59
$12.77-$12.84+	15.70	1.52	1.59	1.60
$12.85-$12.92+	15.80	1.53	1.60	1.61
$12.93-$13.00+	15.90	1.54	1.61	1.62
$13.01-$13.08+	16.00	1.55	1.62	1.64
$13.09-$13.16+	16.10	1.56	1.63	1.65
$13.17-$13.25+	16.20	1.57	1.64	1.66
$13.26-$13.33+	16.30	1.58	1.65	1.67
$13.34-$13.41+	16.40	1.59	1.66	1.68
$13.42-$13.49+	16.50	1.60	1.67	1.69
$13.50-$13.57+	16.60	1.61	1.69	1.70
$13.58-$13.65+	16.70	1.62	1.70	1.71
$13.66-$13.73+	16.80	1.63	1.71	1.72
$13.74-$13.82+	16.90	1.64	1.72	1.73
$13.83-$13.90+	17.00	1.65	1.73	1.74
$13.91-$13.98+	17.10	1.66	1.74	1.75
$13.99-$14.06+	17.20	1.67	1.74	1.76
$14.07-$14.14+	17.30	1.68	1.76	1.77
$14.15-$14.22+	$17.40	$1.69	$1.77	$1.78
$14.23-$14.31+	17.50	1.70	1.78	1.79
$14.32-$14.39+	17.60	1.71	1.79	1.80
$14.40-$14.47+	17.70	1.72	1.80	1.81
$14.48-$14.55+	17.80	1.73	1.81	1.82
$14.56-$14.63+	17.90	1.74	1.82	1.83
$14.64-$14.71+	18.00	1.75	1.83	1.84
$14.72-$14.79+	18.10	1.76	1.84	1.85
$14.80-$14.88+	18.20	1.77	1.85	1.86
$14.89-$14.96+	18.30	1.78	1.86	1.87
$14.97-$15.04+	18.40	1.79	1.87	1.88
$15.05-$15.12+	18.50	1.80	1.88	1.89
$15.13-$15.20+	18.60	1.81	1.89	1.90
$15.21-$15.28+	18.70	1.82	1.90	1.91
$15.29-$15.37+	18.80	1.82	1.91	1.92
$15.38-$15.45+	18.90	1.83	1.92	1.93
$15.46-$15.53+	19.00	1.84	1.93	1.94
$15.54-$15.61+	19.10	1.85	1.94	1.95
$15.62-$15.69+	19.20	1.86	1.95	1.96
$15.70-$15.77+	19.30	1.87	1.96	1.97
$15.78-$15.85+	19.40	1.88	1.97	1.98
$15.86-$15.94+	19.50	1.89	1.98	1.99
$15.95-$16.02+	19.60	1.90	1.99	2.00
$16.03-$16.10+	19.70	1.91	2.00	2.01
$16.11-$16.18+	19.80	1.92	2.01	2.02
$16.19-$16.26+	19.90	1.93	2.02	2.03
$16.27-$16.34+	20.00	1.94	2.03	2.04
$16.35-$16.43+	20.10	1.95	2.04	2.05
$16.44-$16.51+	20.20	1.96	2.05	2.06
$16.52-$16.59+	20.30	1.97	2.06	2.07
$16.60-$16.67+	20.40	1.98	2.07	2.08
$16.68-$16.75+	20.50	1.99	2.08	2.09
$16.76-$16.83+	20.60	2.00	2.09	2.10
$16.84-$16.91+	20.70	2.01	2.10	2.11
$16.92-$17.00+	20.80	2.02	2.11	2.12
$17.01-$17.08+	20.90	2.03	2.12	2.13
$17.09-$17.16+	21.00	2.04	2.13	2.14
$17.17-$17.24+	21.10	2.05	2.14	2.15
$17.25-$17.32+	21.20	2.06	2.15	2.17
$17.33-$17.40+	21.30	2.07	2.16	2.18
$17.41-$17.49+	21.40	2.08	2.17	2.19
$17.50-$17.57+	21.50	2.09	2.18	2.20
$17.58-$17.65+	21.60	2.10	2.19	2.21
$17.66-$17.73+	21.70	2.11	2.20	2.22
$17.74-$17.81+	21.80	2.12	2.21	2.23
$17.82-$17.89+	21.90	2.13	2.22	2.24
$17.90-$17.97+	22.00	2.14	2.23	2.25
$17.98-$18.06+	22.10	2.15	2.24	2.26
$18.07-$18.14+	22.20	2.15	2.25	2.27
$18.15-$18.22+	22.30	2.16	2.26	2.28
$18.23-$18.30+	22.40	2.17	2.27	2.29
$18.31-$18.38+	22.50	2.18	2.28	2.30
$18.39-$18.46+	22.60	2.19	2.29	2.31
$18.47-$18.55+	22.70	2.20	2.30	2.32
$18.56-$18.63+	22.80	2.21	2.31	2.33
$18.64-$18.71+	22.90	2.22	2.32	2.34
$18.72-$18.79+	23.00	2.23	2.33	2.35
$18.80-$18.87+	23.10	2.24	2.34	2.36

TABLE II—Continued.

7. Additional lines of fabrics and figures are added at the end of Table II in Appendix B, to read as follows:

(i) Table I must be used if the garment is made from material which the manufacturer purchased prior to September 17, 1945;

(ii) Table II is to be used if the garment is made from material which the manufacturer purchased on or after September 17, 1945.

[1] 10 F.R. 13502.

TABLE II—Continued.

Column 1	Column 2	Column 3	Column 4	Column 5
Supplier's net selling price (per dozen)	Sales at wholesale [1] (per dozen)	Sales at retail by Group I retail seller [1] (per garment)	Sales at retail by Group II retail seller [2]: Bought from manufacturer (per garment)	Sales at retail by Group II retail seller [2]: Bought at wholesale (per garment)
$18.88–$18.95+	$20.20	$2.25	$2.35	$2.37
$18.96–$19.03+	20.30	2.26	2.36	2.38
$19.04–$19.12+	20.40	2.27	2.37	2.39
$19.13–$19.20+	20.50	2.28	2.38	2.40
$19.21–$19.28+	20.60	2.29	2.39	2.41
$19.29–$19.36+	20.70	2.30	2.40	2.42
$19.37–$19.44+	20.80	2.31	2.42	2.43
$19.45–$19.52+	20.90	2.32	2.43	2.44
$19.53–$19.61+	21.00	2.33	2.44	2.45
$19.62–$19.69+	21.10	2.34	2.45	2.46
$19.70–$19.77+	21.20	2.35	2.46	2.47
$19.78–$19.85+	21.30	2.36	2.47	2.48
$19.86–$19.93+	21.40	2.37	2.48	2.49
$19.94–$20.01+	21.50	2.38	2.49	2.50
$20.02–$20.09+	21.60	2.39	2.50	2.51
$20.10–$20.18+	21.70	2.40	2.51	2.52
$20.19–$20.26+	21.80	2.41	2.52	2.53
$20.27–$20.34+	21.90	2.42	2.53	2.54
$20.35–$20.42+	22.00	2.43	2.54	2.55
$20.43–$20.50+	22.10	2.44	2.55	2.56
$20.51–$20.58+	22.20	2.45	2.56	2.57
$20.59–$20.67+	22.30	2.46	2.57	2.58
$20.68–$20.75+	22.40	2.47	2.58	2.59
$20.76–$20.83+	22.50	2.47	2.59	2.60
$20.84–$20.91+	22.60	2.48	2.60	2.61
$20.92–$20.99+	22.70	2.49	2.61	2.63
$21.00–$21.07+	22.80	2.50	2.62	2.64
$21.08–$21.15+	22.90	2.51	2.63	2.65
$21.16–$21.24+	23.00	2.52	2.64	2.66
$21.25–$21.32+	23.10	2.53	2.65	2.67
$21.33–$21.40+	23.20	2.54	2.66	2.68
$21.41–$21.48+	23.30	2.55	2.67	2.69
$21.49–$21.56+	23.40	2.56	2.68	2.70
$21.57–$21.64+	23.50	2.57	2.69	2.71
$21.65–$21.73+	23.60	2.58	2.70	2.72
$21.74–$21.81+	23.70	2.59	2.71	2.73
$21.82–$21.89+	23.80	2.60	2.72	2.74
$21.90–$21.97+	23.90	2.61	2.73	2.75
$21.98–$22.05+	24.00	2.62	2.74	2.76
$22.06–$22.13+	24.10	2.63	2.75	2.77
$22.14–$22.21+	24.20	2.64	2.76	2.78
$22.22–$22.30+	24.30	2.65	2.77	2.79
$22.31–$22.38+	24.40	2.66	2.78	2.80
$22.39–$22.46+	24.50	2.67	2.79	2.81
$22.47–$22.54+	24.60	2.68	2.80	2.82
$22.55–$22.62+	24.70	2.69	2.81	2.83
$22.63–$22.70+	24.80	2.70	2.82	2.84
$22.71–$22.79+	24.90	2.71	2.83	2.85
$22.80–$22.87+	25.00	2.72	2.84	2.86
$22.88–$22.95+	25.10	2.73	2.85	2.87
$22.96–$23.03+	25.20	2.74	2.86	2.88
$23.04–$23.11+	25.30	2.75	2.87	2.89
$23.12–$23.19+	25.40	2.76	2.88	2.90
$23.20–$23.27+	25.50	2.77	2.89	2.91
$23.28–$23.36+	25.60	2.78	2.90	2.92
$23.37–$23.44+	25.70	2.79	2.91	2.93
$23.45–$23.52+	25.80	2.79	2.92	2.94
$23.53–$23.60+	25.90	2.81	2.93	2.95
$23.61–$23.68+	26.00	2.82	2.94	2.96
$23.69–$23.76+	26.10	2.82	2.95	2.97
$23.77–$23.85+	26.20	2.83	2.96	2.98
$23.86–$23.93+	26.30	2.84	2.97	2.99
$23.94–$24.01+	26.40	2.85	2.98	3.00
$24.02–$24.09+	26.50	2.86	2.99	3.01
$24.10–$24.17+	26.60	2.87	3.00	3.02
$24.18–$24.25+	26.70	2.88	3.01	3.03
$24.26–$24.33+	26.80	2.89	3.02	3.04
$24.34–$24.42+	26.90	2.90	3.03	3.05
$24.43–$24.50+	27.00	2.91	3.04	3.06
$24.51–$24.58+	27.10	2.92	3.05	3.07
$24.59–$24.66+	27.20	2.93	3.07	3.09
$24.67–$24.74+	27.30	2.94	3.08	3.10
$24.75–$24.82+	27.40	2.95	3.09	3.11
$24.83–$24.91+	27.50	2.96	3.10	3.12
$24.92–$24.99+	27.60	2.97	3.11	3.13
$25.00–$25.07+	27.70	2.98	3.11	3.14
$25.08–$25.15+	27.80	2.99	3.12	3.15
$25.16–$25.23+	27.90	3.01	3.14	3.16
$25.24–$25.31+	28.00	3.01	3.15	3.17
$25.32–$25.39+	28.10	3.02	3.16	3.18
$25.40–$25.48+	28.20	3.03	3.17	3.19
$25.49–$25.56+	28.30	3.04	3.18	3.20
$25.57–$25.64+	28.40	3.05	3.19	3.21
$25.65–$25.72+	28.50	3.06	3.20	3.22
$25.73–$25.80+	28.60	3.06	3.21	3.23
$25.81–$25.88+	28.70	3.07	3.22	3.24
$25.89–$25.97+	28.80	3.09	3.23	3.25
$25.98–$26.05+	28.90	3.10	3.24	3.26
$26.06–$26.13+	29.00	3.11	3.25	3.27
$26.14–$26.21+	29.10	3.12	3.26	3.28
$26.22–$26.29+	29.20	3.13	3.27	3.29
$26.30–$26.37+	29.30	3.14	3.28	3.30
$26.38–$26.45+	29.40	3.14	3.29	3.31
$26.46–$26.54+	29.50	3.15	3.30	3.32
$26.55–$26.62+	29.60	3.16	3.31	3.33
$26.63–$26.70+	29.70	3.17	3.32	3.34
$26.71–$26.78+	29.80	3.18	3.33	3.35
$26.79–$26.86+	29.90	3.19	3.34	3.36
$26.87–$26.94+	30.00	3.20	3.35	3.37
$26.95–$27.03+	30.10	3.21	3.36	3.38
$27.04–$27.11+	30.20	3.22	3.37	3.39
$27.12–$27.19+	30.30	3.23	3.38	3.40
$27.20–$27.27+	30.40	3.24	3.39	3.41
$27.28–$27.35+	30.50	3.25	3.40	3.42
$27.36–$27.43+	30.60	3.26	3.41	3.43
$27.44–$27.51+	30.70	3.27	3.42	3.44
$27.52–$27.60+	30.80	3.28	3.43	3.45
$27.61–$27.68+	30.90	3.29	3.44	3.46
$27.69–$27.76+	31.00	3.30	3.45	3.47
$27.77–$27.85+	31.10	3.31	3.46	3.48
$27.86–$27.93+	31.20	3.32	3.47	3.49
$27.94–$28.01+	31.30	3.33	3.48	3.50
$28.02–$28.09+	31.40	3.34	3.49	3.51
$28.10–$28.18+	31.50	3.35	3.50	3.52
$28.19–$28.26+	31.60	3.36	3.51	3.53
$28.27–$28.34+	31.70	3.37	3.52	3.54
$28.35–$28.42+	31.80	3.38	3.53	3.55
$28.43–$28.50+	31.90	3.39	3.54	3.56
$28.51–$28.58+	32.00	3.40	3.55	3.57
$28.59–$28.67+	32.10	3.41	3.56	3.58
$28.68–$28.75+	32.20	3.42	3.57	3.59
$28.76–$28.83+	32.30	3.43	3.58	3.60
$28.84–$28.91+	32.40	3.44	3.59	3.61
$28.92–$28.99+	32.50	3.45	3.60	3.62
$29.00–$29.07+	32.60	3.46	3.61	3.63
$29.08–$29.15+	32.70	3.47	3.62	3.64
$29.16–$29.24+	32.80	3.48	3.63	3.65
$29.25–$29.32+	32.90	3.49	3.64	3.66
$29.33–$29.40+	33.00	3.50	3.65	3.67
$29.41–$29.48+	33.10	3.51	3.66	3.68
$29.49–$29.56+	33.20	3.52	3.67	3.69
$29.57–$29.64+	33.30	3.53	3.68	3.70
$29.65–$29.72+	33.40	3.54	3.69	3.71
$29.73–$29.80+	33.50	3.55	3.70	3.72
$29.81–$29.88+	33.60	3.56	3.71	3.73
$29.89–$29.97+	33.70	3.57	3.72	3.74
$29.98–$30.05+	33.80	3.58	3.73	3.75
$30.06–$30.13+	33.90	3.59	3.74	3.76

[1] If the wholesaler is in one region and delivery is made from the other region (as provided in Instruction 4), the wholesaler may add the following amount to the appropriate ceiling price in column 2:

Shirts—2¢ per dozen for men's. 15¢ per dozen for boys'.

Pants—50¢ per dozen for men's. 35¢ per dozen for boys'.

Breeches—50¢ per dozen for men's. 35¢ per dozen for boys'.

One-piece work suits, and coats and jackets lined with cotton blanket material—75¢ per dozen for men's. 50¢ per dozen for boys'.

[2] If the retailer is in one region and delivery is made from the other region (as provided in Instruction 4), the retailer may add the following amount to the appropriate ceiling price in column 3 or 4.

Shirts—3¢ per garment for men's. 2¢ per garment for boys'.

Pants—5¢ per garment for men's. 4¢ per garment for boys'.

Breeches—5¢ per garment for men's. 4¢ per garment for boys'.

One-piece work suits, and coats and jackets lined with cotton blanket material—8¢ per garment for men's. 5¢ per garment for boys'.

9. In Appendix F, paragraph (b) and the first paragraph of (c) are amended to read as follows:

(b) The seller should then divide the total of these costs by the total number of garments in all lots. The resulting figure is the "average supplier's price" for the garment, unless the garment's body materials consist of chambray, covert, denim, whipcord, cottonade, pincheck, pinstripe, jean, drill, twill or poplin. In this case, the seller should also perform the calculation indicated in (c) below.

(c) For garments made of chambray, covert, denim, whipcord, cottonade, pincheck, pinstripe, jean, drill, twill, or poplin body material, the seller may in some instances make certain additions to the figure found in (b) above. The amount of the addition is determined as follows:

10. In Appendix F, paragraph (c) (2) is amended to read as follows:

(2) For garments made of chambray, covert, denim, whipcord, cottonade, pincheck, pinstripe, jean, drill, twill or poplin which the manufacturer has priced by using the adjustment in Table II of Appendix B, the seller may add to the figure found in (b) above the product which results from multiplying the average number of yards of material used in the garment by the number of cents for that cloth indicated in Column B of Table II in Appendix B.

This amendment shall become effective April 9, 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5943; Filed, Apr. 9, 1946; 4:06 p. m.]

PART 1305—ADMINISTRATION

[SO 126,[1] Amdt. 23]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. Section 3 is amended by adding the following items:

Horse and cattle covers and blankets (other than utility and camp blankets), which are:

(a) Cut, shaped, fitted and fabricated from cotton, jute or wool fabric, with leather straps, hardware and other attachments; or

(b) Square unscoured blankets, 80" x 84" and larger, with reinforced leather straps.

2. Section 4 is amended by adding the following items:

Cloak hanger covers.
Lamp shade covers.
Sewing machine covers.
Washing machine covers.
Home appliance covers.
Shoe polisher mits.
Soap mits.
Coaster jackets.
Flags.
Novelty tinsel thread and yarn.
Fishing lines, including tarred fishing lines, composed in whole or in part of silk, rayon, nylon, linen or cotton.

This amendment shall become effective April 10, 1946.

Issued this 10th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5985; Filed, Apr. 10, 1946; 11:27 a. m.]

PART 1363—FEEDINGSTUFFS

[MPR 552, Amdt. 3]

PET FOOD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Article II of Maximum Price Regulation 552 is amended in the following respects:

1. Sections 9, 10, 11, 12 and 13 are amended to read as follows:

SEC. 9. *Maximum prices of processors of pet foods for sales to retailers.* (a) If you are a processor of dry or dehydrated pet foods, your maximum price for the sale of such pet foods to retailers shall be the higher of the following:

(1) Your maximum price for the particular type and kind of sale of such pet foods to retailers as determined under the General Maximum Price Regulation, or

(2) Your maximum price for the particular type and kind of sale of such pet foods to retailers as previously recalculated under the provisions of this regulation.

(b) If you are a processor of moist or frozen pet foods, your maximum price for the sale of such pet foods to retailers shall be the highest of the following:

(1) Your maximum price for the particular type and kind of sale of such pet foods to retailers as determined under the General Maximum Price Regulation, or

(2) Your maximum price for the particular type and kind of sale of such pet foods to retailers as previously recalculated under the provisions of this regulation, or

(3) The maximum price for the particular type and kind of sale of such pet foods to retailers as recalculated under the provisions of section 10 of this regulation: *Provided*, That you make such recalculation prior to 1946.

SEC. 10. *Recalculation of maximum prices by processors of moist or frozen pet foods for sales to retailers.* If you are a processor of moist or frozen pet foods, you may recalculate your maximum prices for each type and kind of sale of such pet foods to retailers at any time prior to 1946, by adding

(a) Your maximum price for the sale of such pet foods to retailers as determined under the General Maximum Price Regulation, and

(b) If your product is made by the same formula that you used in March 1942, the amount of all increases in the cost of ingredients and packaging materials, computed as of the date of your recalculation, over their cost in March, 1942, or

(c) If you have changed your formula since March, 1942, the amount of all increases in the cost of ingredients and packaging materials used in your present formula, computed as of the date of your recalculation, over their cost in March, 1942.

(d) Your cost of ingredients and packaging materials in paragraphs (b) and (c) above shall be computed in the following manner:

(1) If the price of the ingredient or packaging material is subject to the General Maximum Price Regulation or to a specific regulation, you shall use the maximum price of such ingredient or packaging material on the sale to you at your plant in the quantities in which you normally purchase it from your customary supplier computed as of the date of recalculation.

(2) If the price of the ingredient or packaging material is not under price control, you shall use its replacement cost to you at your plant in the quantities in which you normally purchase it from your customary supplier computed as of the date of your recalculation.

[1] 10 F.R. 10200, 11348, 11512, 12919, 13110, 13071, 13776, 14396, 14734, 14735, 14899, 15346; 11 F.R. 881, 712, 1774, 2375.

SEC. 11. *Maximum prices of processors for sales of new products and for sales in new container sizes to retailers.* (a) If you are a processor of dry, moist, frozen or dehydrated pet foods not previously manufactured by you, you shall determine your maximum price for each type and kind of sale of such pet foods to retailers by taking the maximum price of your closest competitive seller of the same or a similar product for such type or kind of sale, or if you have no such competitor, you shall apply to the Office of Price Administration for the establishment of a maximum price for use by you. In either event, you shall report the following information to the Cereals, Feeds and Agricultural Chemicals Branch of the Office of Price Administration at Washington, D. C., before making any sales:

(1) Your name and address.

(2) A description of the product, including a statement of the kind and amount of each ingredient, the form in which the product is sold, and the nature and degree of processing which is performed in the manufacture of the product.

(3) The brand name of the product, if any.

(4) The weight and type of packaging.

(5) The number of packages to a shipping unit.

(6) The maximum price requested.

(7) An itemized breakdown of ingredient and packaging material costs, direct labor costs, factory overhead, and selling and administrative costs as of the date of your report, computed according to your own system of accounts. You shall determine your ingredient and packaging material costs in the following manner:

(i) If the price of the ingredient or packaging material is subject to the General Maximum Price Regulation or to a specific regulation, you shall use the maximum price of such ingredient or packaging material on the sale to you at your plant in the quantities in which you normally purchase it from your customary supplier computed as of the time you make such report.

(ii) If the price of the ingredient or packaging material is not under price control, you shall use its replacement cost to you at your plant in the quantities in which you normally purchase it from your customary supplier computed as of the time you make such report.

(8) The name and address of your closest competitive seller of same or a similar product, if any.

(9) A description listing the ingredients of the competitive product, if the same is obtainable, and the maximum price which such competitor has adopted for his use in the sale of his pet food.

The Office of Price Administration may then either approve the maximum price requested by you or otherwise establish a maximum price for use by you. Any maximum price determined in good faith pursuant to the provisions of this paragraph which has not been disapproved within thirty days after filing shall thereafter be deemed to be approved: *Provided*, That if it is subsequently disapproved, it shall thereafter be treated as disapproved for the purpose of pricing sales or deliveries made subsequent to its disapproval.

(b) If you are a processor of dry, moist, frozen or dehydrated pet foods and you desire to sell such pet foods to retailers in a container size for which a maximum price has not previously been determined, you shall apply to the Cereals, Foods & Agricultural Chemicals Branch of the Office of Price Administration at Washington, D. C., for the establishment of a maximum price for such sales. Such application shall contain the following information:

(1) Your name and address.

(2) A description of the product, including the brand name if any.

(3) The weight and type of the package now used and the number of packages to a shipping unit.

(4) The proposed weight and type of package and the number of packages to a shipping unit.

(5) An itemized breakdown of the packaging costs for both the present and the proposed package, according to your own system of accounts.

(6) Your present maximum price for the sale of such product, and your proposed maximum price for sales in the new container size.

The Office of Price Administration may approve the maximum price requested by you or, in the event of a disapproval, shall proceed to establish a reasonable maximum price for use by you. Any maximum price determined in good faith pursuant to the provisions of this paragraph which has not been disapproved within thirty days after filing shall thereafter be deemed to be approved: *Provided*, That if it is subsequently disapproved, it shall thereafter be treated as disapproved for the purpose of pricing sales or deliveries made subsequent to its disapproval.

SEC. 12. *Maximum prices of processors of pet foods for sales to private brand dealers.* (a) If you are a processor of dry, moist, frozen or dehydrated pet foods, your maximum price for the sale of such pet foods to private brand dealers shall be the highest of the following:

(1) Your maximum price for the particular type and kind of sale of such pet foods to private brand dealers as determined under the General Maximum Price Regulation, or

(2) Your maximum price for the particular type and kind of sale of such pet foods to private brand dealers as previously recalculated under the provisions of this regulation, or

(3) In the case of moist or frozen pet foods, a maximum price for the particular type and kind of sale of such pet foods to private brand dealers as recalculated in the manner provided for the recalculation of maximum prices for sales to retailers under section 10 of this regulation.

(b) If you made no previous sales of such pet foods to private brand dealers, you shall file an application with the Cereals, Feeds and Agricultural Chemicals Branch of the Office of Price Administration at Washington, D. C. requesting the establishment of a maximum price for the sale of the particular kind of pet food to private brand dealers. Such appli-

cation shall contain the following information:

(1) Your name and address.

(2) A description of the product for which a maximum price is requested.

(3) The brand name or a description of the same or a similar product produced by your closest competitive seller of the same class, together with the name and address of such competitor and his maximum price for his product.

(4) The maximum price requested by you.

The Office of Price Administration may approve the maximum price requested by you or, in the event of a disapproval, shall proceed to establish a reasonable maximum price for your sales of the particular kind of pet food to private brand dealers. Any maximum price determined in good faith pursuant to the provisions of this paragraph which has not been disapproved within thirty days after filing shall thereafter be deemed to be approved: *Provided*, That if it is subsequently disapproved, it shall thereafter be treated as disapproved for the purpose of pricing sales or deliveries made subsequent to its disapproval.

SEC. 13. *Maximum prices of private brand dealers for sales of pet foods to retailers.* (a) If you are a private brand dealer and sell dry, moist, frozen or dehydrated pet foods to retailers, your maximum price for the sale of such pet foods to retailers shall be the higher of the following:

(1) Your maximum price for the particular type and kind of sale of such pet foods to retailers as determined under the General Maximum Price Regulation, or

(2) If your supplier has recalculated his maximum price for the sale of such pet foods to you under the provisions of this regulation, you may add to your maximum price as determined under paragraph (1), above, any lawful increase which your supplier was permitted to add to his maximum price, or

(3) If such pet foods were not previously sold by you and you are unable to determine a maximum price for their sale under the General Maximum Price Regulation, you shall file an application with the Cereals, Feeds and Agricultural Chemicals Branch of the Office of Price Administration at Washington, D. C. requesting the establishment of a maximum price. Such application shall contain the following information:

(i) Your name and address.

(ii) A description, including the brand name, of the product for which a maximum price is requested.

(iii) The name and address of the processor from whom you purchased such product.

(iv) Your supplier's maximum price on the sale and delivery of the product to you.

(v) The maximum price requested by you.

The Office of Price Administration may approve the maximum price requested by you or, in the event of a disapproval, shall proceed to establish a reasonable maximum price. Any maximum price determined in good faith pursuant to the provisions of this paragraph which has not been disapproved within thirty days after filing shall thereafter be deemed to be approved: *Provided*, That if it is subsequently disapproved, it shall thereafter be treated as disapproved for the purpose of pricing sales or deliveries made subsequent to its disapproval.

2. Section 19 is added to read as follows:

SEC. 19. *Maximum prices for imported pet foods.* (a) If you are an importer of pet foods, you shall, before making any sale, apply to the Cereals, Feeds and Agricultural Chemicals Branch of the Office of Price Administration at Washington, D. C., for the establishment of a maximum price for your sales of such pet foods. Such application shall contain the following information:

(1) Your name and address.

(2) A description of the product, including a statement of the kind and amount of each ingredient, the form in which the product is sold, and the nature and degree of processing which is performed in the manufacture of the product.

(3) The brand name of the product, if any.

(4) The weight and type of packaging.

(5) The number of packages to a shipping unit.

(6) The maximum price requested.

(7) The name and address of your closest competitive seller of the same or a similar product, if any.

(8) A description listing the ingredients of the competitive product, if the same is obtainable, and the maximum price which such competitor has adopted for his use in the sale of his pet food.

The Office of Price Administration may approve the maximum price requested by you or, in the event of a disapproval, shall proceed to establish a reasonable maximum price for your sales of the particular kind of pet food. Any maximum price determined in good faith pursuant to the provisions of this paragraph which has not been disapproved within thirty days after filing shall thereafter be deemed to be approved: *Provided*, That if it is subsequently disapproved, it shall thereafter be treated as disapproved for the purpose of pricing sales or deliveries made subsequent to its disapproval.

(b) As used in this section "importer" means, with respect to any pet foods manufactured outside the United States, the first person who owns such pet foods after entry into the United States and who sells such pet foods through his office located in the United States.

This amendment shall become effective April 15, 1946.

NOTE: The record-keeping provisions of this amendment have been approved by the Bureau of the Budget, in accordance with the provisions of the Federal Reports Act of 1942.

Issued this 10th day of April 1946.

RICHARD H. FIELD,
Acting Administrator.

Approved: March 29, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-5984; Filed, Apr. 10, 1946; 11:28 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 104]

PART 4003—SUPPORT PRICES; SUBSIDIES

COMPENSATORY WAGE ADJUSTMENT SUBSIDY FOR SLAUGHTERERS

The Secretary of Agriculture having submitted to me certain information and recommendations with respect to the need of slaughterers for an additional subsidy to compensate them for increased labor costs resulting from increased wage payments required or authorized by the National Wage Stabilization Board and the Commissioner of Internal Revenue, I hereby find:

A. That in order to secure the maximum necessary production of meat and meat products for military and civilian needs, certain assurances were made to slaughterers with respect to the payment of an additional subsidy to compensate them for such increased labor costs;

B. That in maintaining production of meat and meat products the slaughterers relied upon such assurances; and

C. That the provisions of this directive are necessary in order to effectuate the purposes of the stabilization program and to assure continued maximum production of meat and meat products.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

1. The Reconstruction Finance Corporation is directed to pay to any slaughterer who was eligible for and received the Reconstruction Finance Corporation basic slaughter subsidy for the February and March accounting periods, an additional subsidy upon certification by the Secretary of Agriculture, or his duly authorized representative, to the Reconstruction Finance Corporation specifying the slaughterer to whom payment shall be made and the amount to be paid such slaughterer.

2. The subsidy shall be paid only to slaughterers who:

(a) Carried on slaughtering operations during the period from January 26, 1946 through March 10, 1946; and

(b) Who, relying upon the anticipated payment of this special subsidy, have maintained normal production to the extent permitted by the available supply of livestock during the period from February 26, 1946 to the date of filing of an application for this special subsidy; and

(c) Who prior to April 25, 1946 or such later date as the Secretary of Agriculture may prescribe, have made increased wage payments to their employees for the period January 26, 1946 through March 10, 1946 pursuant to the orders of the National Wage Stabilization Board dated February 15 and February 21, 1946, or General Pattern Approval Number 1, Meat Packing Industry, issued by the National Wage Stabilization Board on February 25, 1946, or the order of the Commissioner of Internal Revenue, dated February 28, 1946 entitled, "Salary Stabilization Meat Packing Industry"; or,

(d) Who, on or after January 1, 1946, in anticipation of the general wage-scale increase approved by the General Pattern Approval referred to in (c), above, made increased wage payments to their employees consistent with the provisions of that Approval.

The amount of the subsidy to be paid to each slaughterer shall be that amount determined to be necessary to recompense the slaughterer for increased wage costs for the January 26, 1946 through March 10, 1946 period resulting from such increased wage payments. In determining the amount to be paid, adjustment shall be made for the increased value of the slaughterer's inventory resulting from the increased maximum prices permitted by amendments to regulations of the Office of Price Administration, effective March 11, 1946 with respect to all meat and meat products other than canned meat and effective March 14, 1946 with respect to canned meats. There shall be included in the amount of the payment made to each slaughterer an amount equal to the increased wage costs for the above-mentioned period of any subsidiaries of the slaughterer engaged in the production, processing, or distribution of meat and meat products resulting from the increased wage payments referred to above, less the increased value of the inventories of such subsidiaries. Increased wage costs shall be determined only with respect to employees of the slaughterer and its subsidiaries engaged in the purchase of livestock and in the production, processing and distribution of meat and meat products, including supervisory employees and clerical employees, maintenance employees, and any other employees engaged in activities incident, in whole or in part, to the production, processing, and distribution of meat and meat products.

3. Applications for this additional subsidy shall be filed with the Secretary of Agriculture not later than May 25, 1946. The Secretary of Agriculture and the Reconstruction Finance Corporation are authorized and directed to make the determinations required by this directive and to issue such instructions, regulations, or orders, containing such terms and conditions, as they deem necessary to effectuate the provisions of this directive.

Issued and effective this 8th day of April, 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-5947; Filed, Apr. 9, 1946; 4:09 p. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 10—INSURANCE

TOTAL PERMANENT DISABILITY BENEFITS

§ 10.3121 *Definition of total permanent disability.* Total permanent disability as referred to in a United States Government life insurance policy, is any impairment of mind or body which continuously renders it impossible for the disabled person to follow any substantially gainful occupation and which is founded upon conditions which render it reasonably certain that the total disability will continue throughout the life of the disabled person. The total permanent disability benefits may relate back to a date not exceeding six months prior to receipt of due proof of total permanent disability and any premium paid after receipt of due proof of total permanent disability, and within the six months shall be refunded without interest: *Provided*, That where the insured becomes or has become totally and permanently disabled while outside the continental limits of the United States and because of war conditions could not feasibly file claim therefor, such benefits may relate back to the beginning date of such disability, but not prior to December 7, 1941: *Provided*, That claim therefor is filed within six months after discharge, or the insured's return to the continental limits of the United States, or prior to January 1, 1947, whichever is the earlier.

§ 10.3164 *Total disability provision for United States Government Life Insurance authorized by section 311 of the World War Veterans' Act, 1924, as amended July 3, 1930.* No change in (a).

(b) Pay to the insured a monthly income at the rate of $5.75 for each $1,000 insurance as shown on the face of the policy, on any multiple of $500. Such payments shall be effective as of the first day of the fifth consecutive month of continuous total disability and shall continue to be so payable during such total disability. Any monthly income payments due the insured by reason of total disability and not paid during his lifetime, shall be paid to the beneficiary under the policy.

Total disability as referred to herein is any impairment of mind or body which continuously renders it impossible for the disabled person to follow any substantially gainful occupation. The monthly income payments may relate back to a date not exceeding six months prior to receipt of due proof of such total disability but not prior to the first day of the fifth consecutive month of continuous total disability: *Provided*, That where the insured becomes or has become totally disabled while outside the continental limits of the United States and because of war conditions could not feasibly file claim therefor, such benefits may relate back to the first day of the fifth consecutive month of continuous total disability, but not prior to December 7, 1941; *Provided*, claim therefor is filed within six months after discharge or the insured's return to the continental limits of the United States, or prior to January 1, 1947, whichever is the earlier. Without prejudice to any other cause of disability, the loss of the use of both feet, or both hands, or of both eyes, or of one foot and one hand, or of one foot and one eye, or of one hand and one eye, or the loss of hearing of both ears, or the organic loss of speech, or becoming permanently helpless or permanently bedridden, shall be deemed to be total disability, and monthly income payments for any of these specifically enumerated causes of total disability may be paid from the first day of the fifth consecutive month of such continuous total disability. However such anatomical and functional loss shall not be deemed to be a total disability under a total disability provision originally issued subsequent to December 15, 1936.

No change in remainder of section.

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

APRIL 10, 1946.

[F. R. Doc. 46-5961; Filed, Apr. 10, 1946; 10:25 a. m.]

PART 25—MEDICAL

TRANSPORTATION OF CLAIMANTS AND BENEFICIARIES; ORTHOPEDIC AND PROSTHETIC APPLIANCES

§ 25.6100 *Transportation of claimants and beneficiaries.* Transportation at Government expense may be supplied eligible claimants and beneficiaries of the Veterans' Administration for these purposes:

(a) (1) Hospital admission of applicants under § 25.6047 (a) and (b) of this chapter, for treatment of service-connected conditions.

(2) Hospital admission of applicants under § 25.6047 (c) and (d) of this chapter for treatment of nonservice-connected conditions, provided such applicants, except those whose admission is arranged to prevent interruption of training authorized under Public No. 16, 78th Congress, as amended, have made sworn statement upon application, Form P–10, that they are unable to defray expense of transportation.

(3) Hospital admission for observation and examination.

(4) Admission for domiciliary care of applicants under § 25.6047 (c) (2) and (d), *Provided*, Applicants have made sworn statement of inability to defray expense of transportation.

(b) *Readmissions.* (1) Hospital readmissions, when medically determined necessary to observe progress, modify treatment or diet, etc.

(2) The furnishing of transportation incident to readmission for domiciliary care will require prior consent of the branch medical director or his designate.

(3) No transportation will be furnished a person whose period of exclusion from hospital treatment or domiciliary care for infraction of discipline has not expired, except when emergent hospital treatment is required, and the applicant executes affidavit that he is unable to defray the expense of transportation to accomplish travel for readmission for such emergent hospital treatment.

(c) *Transfer.* Inter-station transfers for treatment, diagnosis or domiciliary care. Prior consent of the branch medical director or his designate will be had for transfers of patients en bloc within the branch area, and of both medical directors or their designates if interbranch transfers are involved. Transfers from hospital treatment to domicil-

iary care, will require prior consent of the branch medical director or his designate.

(d) *Discharge.* (1) Upon completion of hospitalization for treatment, or for observation and examination, and regular discharge, return transportation to the point from which the beneficiary had proceeded; or to another point if no additional expense be so caused the Government.

(2) A patient in a terminal condition may be discharged to his home, or transferred to a hospital suitable and nearest his home, regardless, whether travel so required exceeds that covered in proceeding to the hospital of original admission.

(3) The furnishing of transportation to effect discharge of a member from domiciliary care will require prior consent of the branch medical director or his designate.

(4) No return transportation will be supplied a patient who receives an irregular discharge from hospital treatment, unless he executed an affidavit of inability to defray expense of return transportation.

(e) Out-patient physical examination, subject to exceptions defined in paragraph (g) of this section.

(f) Out-patient treatment for service-connected conditions, including adjunct treatment thereof, and for non-service-connected conditions to prevent interruption of training authorized under Public No. 16, 78th Congress, as amended, subject to exceptions defined in paragraph (g) of this section.

(g) (1) Claimants or beneficiaries residing in the city or town where their out-patient examination is to be made or out-patient treatment rendered, or in such proximity to such city or town that it may be considered their place of residence, will not be furnished transportation for such out-patient service, except that a station vehicle may be used or expense of common carrier transportation allowed, when the fare involved exceeds ten cents each way, and the deputy administrator of the branch area involved approves the exercise of this special authority at selected points.

(2) Transportation for out-patient treatment will not be supplied an applicant whose period of exclusion from hospital treatment or domiciliary care for a disciplinary offense has not expired.

(3) No return transportation will be supplied a claimant or beneficiary who has not completed an out-patient service, unless he executes an affidavit that he is unable to defray the expense of such travel.

(h) All travel for the foregoing purposes, paragraphs (a) to (f) of this section, must be authorized in advance. In emergent hospital admissions, such prior authority may be given by telephone or telegraph, subject to confirmation in writing by the authorizing employee.

(i) The accessories of transportations—meals and lodging en route, Pullman accommodations and accompaniment by an attendant or attendants—may be authorized when determined necessary for the travel.

(j) In furnishing transportation and other expenses incident thereto, as defined, the Veterans' Administration may (1) issue requests for transportation, meals and lodging; or (2) reimburse the claimant, beneficiary or representative for payment made for such purpose, upon due certification of vouchers submitted therefor; or (3) make mileage allowance.

(k) Transportation of beneficiaries of other Federal agencies, incident to medical services rendered upon requests of those agencies, will not be furnished by the Veterans' Administration. Transportation requests incident to medical services rendered Canadian and British Imperial pensioners will be subject to reimbursement by the Department of Veterans Affairs, Canada.

ORTHOPEDIC AND PROSTHETIC APPLIANCES

§ 25.6115 *Conditions governing the furnishing of.* (a) Orthopedic or prosthetic appliances furnished entitled beneficiaries of the Veterans' Administration will be of approved types. Repairs or replacements of appliances of approved types may be made, as provided, when necessitated in medical judgment, because of wear, loss not due to negligence of the beneficiaries, or for other sufficient reasons.

(b) Dental prostheses are not comprehended as orthopedic and prosthetic appliances.

(c) Beneficiaries supplied prosthetic appliances will be additionally entitled to fitting and training in the use of the appliances; and such service may be obtained under contract, if determined necessary by the branch medical director of the area involved, or his designate. (Section 104, Title I, Public No. 346, 78th Congress, as amended.)

No change in (d).

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

APRIL 15, 1946.

[F. R. Doc. 46-5962; Filed, Apr. 10, 1946; 10:25 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[4th Rev. S. O. 104, Amdt. 1]

PART 95—CAR SERVICE

SUBSTITUTION OF REFRIGERATOR FOR BOX CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 9th day of April, A. D. 1946.

Upon further consideration of Fourth Revised Service Order No. 104 (11 F.R. 2189) and good cause appearing therefor: *It is ordered*, That:

Fourth Revised Service Order No. 104 (11 F.R. 2189), be, and it is hereby, amended by substituting the following paragraph (a) (i) in lieu of paragraph (a) (i) thereof:

Substitution of refrigerator cars for box cars. (a) Any common carrier by railroad subject to the Interstate Commerce Act, for transporting:

(i) Westbound shipments in carloads originating at points shown as origin points in Agent L. E. Kipp's tariffs, I. C. C. Nos. 1516 and 1517, supplements thereto or reissues thereof, and destined to points in the States of California, Southern Idaho (on the Union Pacific main and branch lines across Southern Idaho, including the line from Pocatello to the Montana-Idaho State line and the branches north of Blackfoot, Idaho), Arizona, Nevada or Utah; or

It is further ordered, That this amendment shall become effective at 12:01 a. m., April 10, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-5999; Filed, Apr. 10, 1946; 11:33 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

[No. 17]

OWYHEE IRRIGATION DISTRICT, OWYHEE PROJECT, OREGON-IDAHO

NOTICE OF AVAILABILITY OF WATER

FEBRUARY 19, 1946.

1. Pursuant to the provisions of article 13–I of the contract of March 16, 1936, Symbol No. IIr–876 (herein called the 1936 contract), notice is hereby given that water from the works of the Owyhee project will be available, beginning the first of the 1946 irrigation season, to the following described irrigable lands within the boundaries of the Owyhee Irrigation District (herein called the District):

Description	*Irrigable area (public land) (acres)*
T. 18 S., R. 45 E., W. M.:	
Sec. 10—	
Farm Unit "A"	19
Farm Unit "B"	30
Sec. 12—	
Farm Unit "A"	40
Farm Unit "B"	45
T. 20 S., R. 45 E., W. M.:	
Sec. 10—	
Farm Unit "A"	71
Farm Unit "B"	41
Sec. 11—	
Farm Unit "A"	50
Farm Unit "B"	40
Sec. 12—	
Farm Unit "A"	21
Farm Unit "B"	50
Sec. 13—	
Farm Unit "A"	52
Farm Unit "C"	51
Farm Unit "D"	56
Farm Unit "E"	61

Description	*Irrigable area (public land) (acres)*
T. 20 S., R. 45 E., W. M.—Con.	
Sec. 13—Continued.	
Farm Unit "F"	66
Farm Unit "G"	62
Farm Unit "H"	56
Farm Unit "J"	79
Sec. 14—	
Farm Unit "A"	67
Farm Unit "B"	30
Farm Unit "C"	54
Farm Unit "D"	46
Sec. 23—	
Farm Unit "A"	55
Farm Unit "B"	79
Sec. 24—	
Farm Unit "A"	77
Farm Unit "B"	75
Farm Unit "C"	75
Farm Unit "D"	74
Sec. 25—	
Farm Unit "A"	117
Farm Unit "B"	72
Sec. 26—	
Farm Unit "A"	59
Farm Unit "B"	69
Farm Unit "C"	62
Sec. 35—	
Farm Unit "A"	46
Farm Unit "B"	73
T. 21 S., R. 45 E., W. M.:	
Sec. 1—	
Farm Unit "A"	59
Farm Unit "B"	68
Sec. 2—Farm Unit "A"	22
Sec. 11—	
Farm Unit "A"	28
Farm Unit "B"	68
Farm Unit "C"	65
Farm Unit "D"	95
Farm Unit "E"	21
Sec. 12—	
Farm Unit "A"	49
Farm Unit "B"	30
Sec. 13—	
Farm Unit "A"	140
Farm Unit "B"	52
Sec. 14—	
Farm Unit "B"	79
Farm Unit "E"	49
T. 17 S., R. 46 E., W. M.:	
Sec. 24—	
Farm Unit "A"	74
Farm Unit "B"	71
Sec. 35—	
Farm Unit "A"	20
Farm Unit "C"	40
T. 18 S., R. 46 E., W. M.:	
Sec. 6—	
Farm Unit "A"	44
Farm Unit "B"	63
Sec. 8—Farm Unit "A"	9
Sec. 10—Farm Unit "A"	33
Sec. 26—	
Farm Unit "A"	60
Farm Unit "B"	51
Farm Unit "C"	63
Farm Unit "D"	70
Sec. 30—	
Farm Unit "A"	35
Farm Unit "B"	53
Sec. 32—	
Farm Unit "A"	63
Farm Unit "B"	70
Farm Unit "C"	53
Farm Unit "D"	14
Sec. 34—	
Farm Unit "A"	26
Farm Unit "B"	60
Farm Unit "C"	31
Farm Unit "D"	71
Farm Unit "E"	71
Farm Unit "F"	32
Farm Unit "G"	68
Farm Unit "H"	75
T. 19 S., R. 46 E., W. M.:	
Sec. 1—	
Farm Unit "A"	36
Farm Unit "B"	67
Farm Unit "C"	60
Farm Unit "D"	52

Description	*Irrigable area (public land) (acres)*
T. 19 S., R. 46 E., W. M.—Con.	
Sec. 4—Farm Unit "A"	28
Sec. 11—	
Farm Unit "A"	40
Farm Unit "B"	62
Farm Unit "C"	11
Sec. 12—	
Farm Unit "A"	43
Farm Unit "B"	50
Farm Unit "C"	60
Farm Unit "D"	85
Sec. 13—	
Farm Unit "A"	55
Farm Unit "B"	94
Sec. 14—Farm Unit "A"	62
Sec. 15—Farm Unit "A"	35
Sec. 22—	
Farm Unit "A"	57
Farm Unit "B"	81
Farm Unit "C"	69
Farm Unit "D"	45
Sec. 23—	
Farm Unit "A"	56
Farm Unit "B"	31
Farm Unit "C"	50
Farm Unit "D"	112
Sec. 26—	
Farm Unit "A"	42
Farm Unit "B"	39
Sec. 28—	
Farm Unit "A"	63
Farm Unit "B"	51
Farm Unit "C"	65
Sec. 32—Farm Unit "A"	69
Sec. 34—	
Farm Unit "A"	93
Farm Unit "B"	73
T. 20 S., R. 46 E., W. M.:	
Sec. 4—	
Farm Unit "B"	93
Farm Unit "C"	74
Farm Unit "D"	73
Sec. 8—	
Farm Unit "A"	96
Farm Unit "B"	95
Farm Unit "C"	76
Farm Unit "D"	73
Sec. 14—Farm Unit "D"	40
Sec. 18—	
Farm Unit "A"	76
Farm Unit "B"	85
Farm Unit "C"	42
Farm Unit "D"	47
Sec. 19—	
Farm Unit "A"	76
Farm Unit "E"	67
Sec. 20—	
Farm Unit "A"	62
Farm Unit "B"	43
Sec. 29—Farm Unit "A"	73
Sec. 30—Farm Unit "A"	77
Sec. 31—	
Farm Unit "A"	66
Farm Unit "B"	65
Sec. 32—Farm Unit "A"	55
T. 21 S., R. 46 E., W. M.:	
Sec. 5—	
Farm Unit "A"	72
Farm Unit "B"	52
Sec. 6—Farm Unit "B"	50
Sec. 7—	
Farm Unit "A"	74
Farm Unit "B"	69
Sec. 8—	
Farm Unit "A"	102
Farm Unit "D"	76
Sec. 10—Farm Unit "A"	77
Sec. 15—Farm Unit "A"	52
Sec. 17—	
Farm Unit "A"	53
Farm Unit "B"	35
Farm Unit "C"	63
Sec. 18—Farm Unit "D"	54
Sec. 22—Farm Unit "B"	75
Sec. 34—	
Farm Unit "A"	44
Farm Unit "B"	41

Description	*Irrigable area (public land) (acres)*
T. 22 S., R. 46 E., W. M.:	
Sec. 10—Farm Unit "A"	24
Sec. 12—	
Farm Unit "A"	61
Farm Unit "B"	73
Farm Unit "C"	151
Sec. 13—	
Farm Unit "A"	64
Farm Unit "B"	51
Farm Unit "C"	149
Sec. 14—	
Farm Unit "A"	55
Farm Unit "B"	79
Sec. 15—	
Farm Unit "A"	11
Farm Unit "B"	54
Farm Unit "C"	66
Sec. 23—	
Farm Unit "B"	11
Farm Unit "C"	62
Sec. 24—	
Farm Unit "A"	64
Farm Unit "B"	66
Farm Unit "D"	132
Farm Unit "E"	64
Farm Unit "F"	62
Sec. 25—	
Farm Unit "A"	58
Farm Unit "B"	53
Farm Unit "C"	40
Farm Unit "D"	100
Farm Unit "G"	50
Sec. 26—	
Farm Unit "A"	30
Farm Unit "B"	81
Farm Unit "C"	57
Farm Unit "D"	75
Farm Unit "E"	74
Sec. 27—Farm Unit "A"	51
Sec. 35—	
Farm Unit "A"	62
Farm Unit "F"	61
Farm Unit "H"	49
T. 23 S., R. 46 E., W. M.:	
Sec. 1—	
Farm Unit "A"	57
Farm Unit "B"	39
T. 17 S., R. 47 E., W. M.:	
Sec. 3—Farm Unit "A"	30
Sec. 7—Farm Unit "A"	26
Sec. 9—Farm Unit "A"	14
Sec. 17—Farm Unit "A"	16
Sec. 19—Farm Unit "B"	52
Sec. 20—Farm Unit "A"	23
T. 22 S., R. 47 E., W. M.:	
Sec. 7—	
Farm Unit "A"	129
Farm Unit "B"	141
Sec. 18—	
Farm Unit "B"	63
Farm Unit "C"	33
Sec. 19—	
Farm Unit "A"	76
Farm Unit "E"	73
Sec. 30—	
Farm Unit "A"	130
Farm Unit "B"	123
Sec. 31—	
Farm Unit "A"	32
Farm Unit "B"	43
Farm Unit "C"	108
T. 17 S., R. 45 E., W. M.:	
Sec. 31—	*(Private land)*
SW¼NE¼	2
NE¼NW¼	15
SE¼NW¼	38
NE¼SW¼	39
Lot 3	22
Lot 4	22
SE¼SW¼	40
NW¼SE¼	18
SW¼SE¼	27
T. 18 S., R. 45 E., W. M.:	
Sec. 4—SW¼SW¼	16
Sec. 5—	
Lot 3	3
Lot 4	22
SW¼NW¼	34
SE¼NW¼	32

Description	Irrigable area (private land) (acres)
T. 18 S., R. 45 E., W. M.—Con.	
Sec. 5—Continued.	
NE¼SW¼	30
NW¼SW¼	33
SW¼SW¼	30
SE¼SW¼	21
NE¼SE¼	8
NW¼SE¼	4
SW¼SE¼	18
SE¼SE¼	29
Sec. 6—	
Lot 1	18
Lot 2	20
SW¼NE¼	5
SE¼NE¼	10
NE¼SE¼	31
NW¼SE¼	20
SW¼SE¼	15
SE¼SE¼	38
Sec. 7—	
NE¼NE¼	37
NW¼NE¼	8
SE¼NE¼	8
Sec. 8—	
NE¼NE¼	10
NW¼NE¼	30
SW¼NE¼	31
SE¼NE¼	36
NE¼NW¼	36
NW¼NW¼	38
SW¼NW¼	25
SE¼NW¼	26
NE¼SE¼	31
NW¼SE¼	23
SW¼SE¼	3
SE¼SE¼	30
Sec. 9—	
SW¼NE¼	3
NE¼NW¼	6
NW¼NW¼	27
SW¼NW¼	5
SE¼NW¼	12
NE¼SW¼	31
NW¼SW¼	34
SW¼SW¼	37
SE¼SW¼	35
NE¼SE¼	21
NW¼SE¼	26
SW¼SE¼	34
SE¼SE¼	33
Sec. 10—	
NE¼SW¼	25
SE¼SW¼	32
Sec. 11—	
SW¼SW¼	10
SE¼SW¼	16
NE¼SE¼	24
NW¼SE¼	18
SW¼SE¼	36
SE¼SE¼	32
Sec. 12—	
NE¼SW¼	38
NW¼SW¼	30
SW¼SW¼	39
SE¼SW¼	38
NE¼SE¼	36
NW¼SE¼	39
SW¼SE¼	30
SE¼SE¼	22
Sec. 14—	
NE¼NE¼	26
NW¼NE¼	29
SW¼NE¼	6
NE¼NW¼	35
NW¼NW¼	9
SE¼NW¼	4
Sec. 15—	
NE¼NE¼	15
NW¼NE¼	27
SW¼NE¼	22
SE¼NE¼	4
NE¼NW¼	21
SW¼NW¼	18
SE¼NW¼	9
Sec. 16—	
NE¼NE¼	2
NW¼NE¼	24
SW¼NE¼	5
NE¼NW¼	15
NW¼NW¼	34
SW¼NW¼	19

Description	Irrigable area (private land) (acres)
T. 18 S., R. 45 E., W. M.—Con.	
Sec. 16—Continued.	
SE¼NW¼	17
NE¼SW¼	13
Sec. 17—	
NE¼NE¼	7
T. 20 S., R. 45 E., W. M.:	
Sec. 24—	
NE¼NW¼	39
NW¼NW¼	38
SW¼NW¼	37
SE¼NW¼	38
Sec. 25—	
NE¼NE¼	37
NW¼NE¼	38
SW¼NE¼	40
SE¼NE¼	37
NE¼NW¼	38
NW¼NW¼	38
SW¼NW¼	38
SE¼NW¼	40
NE¼SW¼	38
SW¼SW¼	37
SE¼SW¼	34
Sec. 26—	
NE¼NE¼	38
NW¼NE¼	39
SW¼NE¼	39
SE¼NE¼	37
NE¼SE¼	30
NW¼SE¼	39
SW¼SE¼	38
SE¼SE¼	38
Sec. 35—	
NE¼NE¼	36
Sec. 36—	
NW¼NE¼	36
SW¼NE¼	39
SE¼NE¼	30
NE¼NW¼	39
NW¼NW¼	37
SW¼NW¼	36
SE¼NW¼	40
NE¼SW¼	40
NW¼SW¼	37
SW¼SW¼	33
SE¼SW¼	36
NE¼SE¼	38
SE¼SE¼	33
T. 21 S., R. 45 E., W. M.:	
Sec. 12—	
NE¼NE¼	1
SW¼NE¼	36
SE¼NE¼	22
NE¼SW¼	39
SW¼SW¼	36
SE¼SW¼	40
NW¼SE¼	39
SW¼SE¼	40
SE¼SE¼	36
Sec. 13—	
NE¼NE¼	35
NW¼NE¼	38
SW¼NE¼	33
SE¼NE¼	28
NE¼NW¼	37
SE¼NW¼	40
NE¼SW¼	38
NE¼SE¼	28
NW¼SE¼	21
SW¼SE¼	5
T. 17 S., R. 46 E., W. M.:	
Sec. 12—	
NE¼SE¼	2
SE¼SE¼	33
Sec. 13—	
SW¼NE¼	12
SE¼NE¼	19
NE¼SW¼	7
SE¼SW¼	29
NE¼SE¼	38
NW¼SE¼	39
SW¼SE¼	34
SE¼SE¼	35
Sec. 23—	
NE¼NE¼	18
SE¼NE¼	34
NE¼SE¼	37
SW¼SE¼	24
SE¼SE¼	37

Description	Irrigable area (private land) (acres)
T. 17 S., R. 46 E., W. M.—Con.	
Sec. 24—	
NE¼NE¼	32
NW¼NE¼	38
NE¼NW¼	33
NW¼NW¼	34
SW¼NW¼	31
NE¼SW¼	39
NW¼SW¼	39
SW¼SW¼	37
SE¼SW¼	37
NE¼SE¼	30
NW¼SE¼	34
SW¼SE¼	35
SE¼SE¼	37
Sec. 25—	
NE¼NE¼	36
NW¼NE¼	38
SW¼NE¼	38
SE¼NE¼	37
NE¼NW¼	38
NW¼NW¼	38
SW¼NW¼	35
SE¼NW¼	37
NE¼SW¼	38
NW¼SW¼	33
SW¼SW¼	12
SE¼SW¼	10
NE¼SE¼	32
NW¼SE¼	33
SW¼SE¼	13
SE¼SE¼	11
Sec. 26—	
NE¼NE¼	23
NW¼NE¼	4
SW¼NE¼	1
SE¼NE¼	28
NE¼NW¼	2
NW¼NW¼	1
SW¼NW¼	28
SE¼NW¼	2
NE¼SW¼	1
NW¼SW¼	10
SW¼SW¼	35
SE¼SW¼	21
Sec. 34—	
SE¼SE¼	4
Sec. 35—	
NW¼NE¼	27
SW¼NE¼	30
SE¼NE¼	28
NE¼NW¼	37
NW¼NW¼	7
SW¼NW¼	30
NE¼SW¼	27
NW¼SW¼	33
SW¼SW¼	32
SE¼SW¼	7
NE¼SE¼	33
NW¼SE¼	23
SW¼SE¼	20
SE¼SE¼	4
T. 18 S., R. 46 E., W. M.:	
Sec. 1—	
NW¼ lot 1	8
N½ lot 2	19
N½ lot 3	17
Lot 4	20
Sec. 2—	
SW¼NE¼	31
SE¼NE¼	27
Lot 3	13
Lot 4	16
SE¼NW¼	13

Description	Irrigable area (private land) (acres)
T. 18 S., R. 46 E., W. M.—Con.	
Sec. 3—	
SW¼SE¼	12
SE¼SE¼	29
Sec. 6—	
Lot 4	8
Lot 5	27
SE¼NW¼	1
Sec. 7—	
NE¼NE¼	18
NW¼NE¼	25
SW¼NE¼	38
SE¼NE¼	38
NE¼NW¼	38
Lot 1	34
Lot 2	37
SE¼NW¼	35
NE¼SW¼	38
SW¼SW¼	38
SE¼SW¼	36
Sec. 8—	
SW¼NE¼	33
SE¼NE¼	27
SW¼NW¼	16
SE¼NW¼	17
Sec. 9—	
SW¼NE¼	2
SE¼NE¼	35
SW¼NW¼	14
SE¼NW¼	9
NE¼SW¼	29
NW¼SW¼	33
SW¼SW¼	13
SE¼SW¼	26
NE¼SE¼	11
NW¼SE¼	18
SW¼SE¼	35
SE¼SE¼	7
Sec. 10—	
NE¼NE¼	26
NW¼NE¼	39
NE¼NW¼	9
SE¼NW¼	31
N½N½NE¼SW¼	8
S¾NE¼SW¼	22
Sec. 20—	
SW¼SE¼	13
SE¼SE¼	28
Sec. 21—	
NE¼SW¼	13
SW¼SW¼	23
SE¼SW¼	32
NE¼SE¼	36
NW¼SE¼	24
SW¼SE¼	36
SE¼SE¼	36
Sec. 22—	
SW¼SW¼ south of Ontario-Nyssa canal	23
SE¼SW¼ south of Ontario-Nyssa canal	19
SW¼SE¼ south of Ontario-Nyssa canal	17
SE¼SE¼ south of Ontario-Nyssa canal	13
Sec. 23—	
SW¼SW¼ south of Ontario-Nyssa canal	22
SE¼SW¼ south of Ontario-Nyssa canal	6
SW¼SE¼ south of Ontario-Nyssa canal	10
SE¼SE¼ south of Ontario-Nyssa canal	13
Sec. 24—	
SW¼SW¼ south of Ontario-Nyssa canal	5
SE¼SW¼ south of Ontario-Nyssa canal	7
SW¼ SE¼ south of Ontario-Nyssa canal	3
Sec. 25—	
NE¼NE¼ south of Ontario-Nyssa canal	4
NW¼NE¼ south of Ontario-Nyssa canal	29

Description	Irrigable area (private land) (acres)
T. 18 S., R. 46 E., W. M.—Con.	
Sec. 25—Continued.	
SW¼NE¼	39
SE¼NE¼ south of Ontario-Nyssa canal	30
NE¼NW¼	38
NW¼NW¼	35
SW¼NW¼	37
SE¼NW¼	38
NE¼SW¼	36
NW¼SW¼	36
SW¼SW¼	35
SE¼SW¼	27
NE¼SE¼	37
NW¼SE¼	39
SW¼SE¼	39
SE¼SE¼ west of Ontario-Nyssa canal	35
Sec. 26—	
NE¼NE¼	19
NW¼NE¼	28
SW¼NE¼	35
SE¼NE¼	28
NE¼NW¼	34
SE¼NW¼	20
NE¼SE¼	38
NW¼SE¼	34
Sec. 27—	
NE¼NE¼	35
E½NW¼NE¼	17
W½NW¼NE¼	15
SW¼NE¼	16
SE¼NE¼	12
NE¼NW¼	26
NW¼NW¼	18
SW¼NW¼	19
SE¼NW¼	25
E½NE¼SW¼	13
W½NE¼SW¼	10
NW¼SW¼	33
SW¼SW¼	32
W½SE¼SW¼	8
E½SE¼SW¼	9
NE¼SE¼	27
NW¼SE¼	27
SW¼SE¼	27
SE¼SE¼	33
Sec. 28—	
NE¼NE¼	26
NW¼NE¼	26
SW¼NE¼	36
SE¼NE¼	27
NE¼NW¼	26
NW¼NW¼	25
SW¼NW¼	12
SE¼NW¼	30
NE¼SW¼	16
NW¼SW¼	18
SW¼SW¼	32
SE¼SW¼	13
NE¼SE¼	34
NW¼SE¼	33
SW¼SE¼	32
SE¼SE¼	38
Sec. 29—	
NE¼NE¼	22
NW¼NE¼	16
SW¼NE¼	12
SE¼NE¼	21
NE¼NW¼	12
SW¼NW¼	11
SE¼NW¼	13
NE¼SW¼	29
NW¼SW¼	35
SW¼SW¼	37
SE¼SW¼	20
NE¼SE¼	12
NW¼SE¼	30
SW¼SE¼	32
SE¼SE¼	21
Sec. 32—	
NW¼NW¼	18
SW¼NW¼	11
NE¼SE¼	21
NW¼SE¼	10
SE¼SE¼	20
Sec. 33—	
NE¼NE¼	37
NW¼NE¼	22
SW¼NE¼	30

Description	Irrigable area (private land) (acres)
T. 18 S., R. 46 E., W. M.—Con.	
Sec. 33—Continued.	
SE¼NE¼	25
NE¼NW¼	14
NW¼NW¼	36
SW¼NW¼	35
SE¼NW¼	12
NE¼SW¼	17
NW¼SW¼	8
SW¼SW¼	34
SE¼SW¼	11
NE¼SE¼	31
NW¼SE¼	34
SW¼SE¼	1
SE¼SE¼	27
Sec. 34—	
NE¼NE¼	33
SE¼NE¼	32
Sec. 35—	
NE¼NE¼	16
NW¼NE¼	33
SW¼NE¼	11
NE¼NW¼	37
NW¼NW¼	27
SW¼NW¼	25
SE¼NW¼	19
NE¼SW¼	2
NW¼SW¼	21
Sec. 36—	
NE¼NE¼	37
NW¼NE¼	39
SW¼NE¼	39
SE¼NE¼	38
NE¼NW¼	24
NW¼NW¼	34
SW¼NW¼	8
SE¼NW¼	30
NE¼SW¼	35
NW¼SW¼	22
SW¼SW¼	29
SE¼SW¼	31
NE¼SE¼	38
NW¼SE¼	39
SW¼SE¼	36
SE¼SE¼	35
T. 19 S., R. 46 E., W. M.:	
Sec. 1—	
Lot 2	38
SW¼NE¼	26
SE¼NE¼	38
Lot 3	30
SE¼SW¼	29
NE¼SE¼	33
NW¼SE¼	17
SW¼SE¼	37
SE¼SE¼	26
Sec. 11—	
NE¼NW¼	16
SE¼NW¼	26
NE¼SW¼	11
SE¼SW¼	2
NW¼SE¼	40
SW¼SE¼	36
Sec. 12—	
NE¼NE¼	14
SE¼NE¼	22
SW¼SW¼	32
SE¼SW¼	37
NE¼SE¼	30
E½SW¼SE¼	16
W½SW¼SE¼	18
SE¼SE¼	37
Sec. 13—	
NE¼NE¼	37
NW¼NE¼	38
SW¼NE¼	26
SE¼NE¼	22
SE¼NW¼	33
NE¼SW¼	35
SW¼SW¼	27
SE¼SW¼	24
NE¼SE¼	34
NW¼SE¼	32
SW¼SE¼	17
SE¼SE¼	3
Sec. 14—	
NE¼NE¼	31
NW¼NE¼	25
SW¼NE¼	24
SE¼NE¼	35

Description	Irrigable area (private land) (acres)
T. 19 S., R. 46 E., W. M.—Con.	
Sec. 14—Continued.	
NE¼NW¼	35
NW¼NW¼	25
SW¼NW¼	36
SE¼NW¼	30
NE¼SW¼	32
NW¼SW¼	27
SW¼SW¼	35
NW¼SE¼	26
SE¼SE¼	28
Sec. 15—	
SE¼NE¼	9
NE¼SE¼	26
Sec. 21—	
SE¼SE¼	2
Sec. 22—	
SW¼NE¼	22
SE¼NE¼	31
NE¼SE¼	15
NW¼SE¼	38
SW¼SE¼	33
SE¼SE¼	36
Sec. 23—	
SW¼NE¼	26
NE¼NW¼	23
NW¼NW¼	28
SW¼NW¼	38
SE¼NW¼	39
NE¼SW¼	38
NW¼SW¼	34
SW¼SW¼	10
SE¼SW¼	26
NE¼SE¼	37
NW¼SE¼	35
SE¼SE¼	22
Sec. 24—	
NE¼NE¼	1
NW¼NE¼	19
SW¼NE¼	27
NE¼NW¼	34
SE¼NW¼	18
NE¼SW¼	16
NW¼SW¼	33
SW¼SW¼	21
SE¼SW¼	6
NW¼SE¼	14
Sec. 25—	
NE¼NW¼	3
SW¼NW¼	7
SW¼SW¼	4
Sec. 26—	
SW¼NE¼	22
SE¼NE¼	14
NE¼SW¼	26
NW¼SW¼	26
SW¼SW¼	36
SE¼SW¼	32
NE¼SE¼	29
NW¼SE¼	30
SW¼SE¼	19
SE¼SE¼	31
Sec. 27—	
NE¼NE¼	20
NW¼NE¼	29
SW¼NE¼	33
SE¼NE¼	34
NE¼NW¼	30
NW¼NW¼	32
SW¼NW¼	33
SE¼NW¼	33
NE¼SW¼	38
NW¼SW¼	39
SW¼SW¼	27
SE¼SW¼	37
NE¼SE¼	33
NW¼SE¼	36
SW¼SE¼	37
SE¼SE¼	37
Sec. 33—	
NE¼NE¼	28
NW¼NE¼	21
SW¼NE¼	38
SE¼NE¼	35
SE¼NW¼	7
NE¼SW¼	34
NW¼SW¼	14
SW¼SW¼	33
SE¼SW¼	37

Description	Irrigable area (private land) (acres)
T. 19 S., R. 46 E., W. M.—Con.	
Sec. 33—Continued.	
NE¼SE¼	32
NW¼SE¼	39
SW¼SE¼	34
SE¼SE¼	32
Sec. 34—	
NE¼NE¼	37
NW¼NE¼	38
SW¼NE¼	39
SE¼NE¼	37
NE¼NW¼	35
NW¼NW¼	24
SW¼NW¼	34
SE¼NW¼	34
NE¼SW¼	20
NW¼SW¼	36
SW¼SW¼	36
SE¼SW¼	36
Sec. 35—	
NE¼NE¼	11
NW¼NE¼	30
SW¼NE¼	39
SE¼NE¼	23
NE¼NW¼	28
NW¼NW¼	36
SW¼NW¼	34
SE¼NW¼	38
NE¼SW¼	37
NW¼SW¼	36
SW¼SW¼	31
SE¼SW¼	33
NE¼SE¼	13
NW¼SE¼	33
SW¼SE¼	26
SE¼SE¼	3
T. 20 S., R. 46 E., W. M.:	
Sec. 1—	
Lot 4	11
SW¼NW¼	11
NW¼SW¼	10
SW¼SW¼	10
Sec. 2—	
Lot 1	25
Lot 2	26
SW¼NE¼	35
SE¼NE¼	26
Lot 3	19
SW¼NW¼	23
SE¼NW¼	15
NE¼SW¼	25
NW¼SW¼	35
SW¼SW¼	29
SE¼SW¼	36
NE¼SE¼	29
NW¼SE¼	28
SW¼SE¼	26
SE¼SE¼	23
Sec. 3—	
Lot 1	20
Lot 2	18
SW¼NE¼	33
SE¼NE¼	27
Lot 3	26
Lot 4	30
SW¼NW¼	38
SE¼NW¼	38
NE¼SW¼	32
NW¼SW¼	30
SW¼SW¼	37
SE¼SW¼	33
NE¼SE¼	38
NW¼SE¼	39
SW¼SE¼	34
SE¼SE¼	29
Sec. 4—	
Lot 1	29
Lot 2	24
SW¼NE¼	34
SE¼NE¼	33
SW¼NW¼	11
NW¼SW¼	30
SW¼SW¼	27
Sec. 5—	
SE¼NE¼	6
SW¼SW¼	2
SE¼SW¼	11
NE¼SE¼	14
NW¼SE¼	13
SW¼SE¼	35
SE¼SE¼	30

Description	Irrigable area (private land) (acres)
T. 20 S., R. 46 E., W. M.—Con.	
Sec. 7—	
NW¼NE¼	5
SW¼NE¼	10
NW¼SE¼	20
SW¼SE¼	20
SE¼SE¼	20
Sec. 8—	
SE¼NE¼	20
NE¼SE¼	29
NW¼SE¼	34
SE¼SE¼	35
Sec. 9—	
NE¼NE¼	36
NW¼NE¼	37
SW¼NE¼	38
SE¼NE¼	37
NE¼NW¼	38
NW¼NW¼	23
SW¼NW¼	26
SE¼NW¼	30
NE¼SW¼	37
NW¼SW¼	19
SW¼SW¼	11
SE¼SW¼	37
NE¼SE¼	37
NW¼SE¼	37
SW¼SE¼	32
SE¼SE¼	36
Sec. 10—	
NE¼NE¼	38
NW¼NE¼	39
SW¼NE¼	28
SE¼NE¼	38
NE¼NW¼	38
NW¼NW¼	33
SW¼NW¼	28
SE¼NW¼	38
NE¼SW¼	40
NW¼SW¼	33
SW¼SW¼	36
SE¼SW¼	39
NE¼SE¼	38
NW¼SE¼	39
SW¼SE¼	39
SE¼SE¼	38
Sec. 11—	
NE¼NE¼	25
NW¼NE¼	33
SW¼NE¼	26
SE¼NE¼	21
NE¼NW¼	23
NW¼NW¼	34
SW¼NW¼	38
SE¼NW¼	36
NE¼SW¼	39
NW¼SW¼	37
SW¼SW¼	37
SE¼SW¼	33
NE¼SE¼	24
NW¼SE¼	39
SW¼SE¼	29
SE¼SE¼	6
Sec. 14—	
NE¼NE¼	3
NW¼NE¼	33
SW¼NE¼	38
SE¼NE¼	5
NE¼NW¼	37
NW¼NW¼	34
SW¼NW¼	25
SE¼NW¼	37
NE¼SW¼	30
NW¼SW¼	35
SW¼SW¼	9
NE¼SE¼	36
NW¼SE¼	7
SE¼SE¼	
Sec. 15—	
NE¼NE¼	33
NW¼NE¼	38
SW¼NE¼	37
SE¼NE¼	38
NE¼NW¼	35
NW¼NW¼	36
SW¼NW¼	37
SE¼NW¼	38
NE¼SW¼	31
NW¼SW¼	23
SW¼SW¼	

Description	Irrigable area (private land) (acres)
T. 20 S., R. 46 E., W. M.—Con.	
Sec. 15—Continued.	
SE¼SW¼	37
NE¼SE¼	35
NW¼SE¼	33
SW¼SE¼	28
SE¼SE¼	25
Sec. 16—	
NE¼NE¼	36
NW¼NE¼	34
SW¼NE¼	37
SE¼NE¼	29
NE¼NW¼	36
NW¼NW¼	22
SW¼NW¼	28
SE¼NW¼	38
NE¼SW¼	38
NW¼SW¼	22
SW¼SW¼	17
SE¼SW¼	35
NE¼SE¼	33
NW¼SE¼	35
SW¼SE¼	32
SE¼SE¼	35
Sec. 17—	
NE¼NE¼	36
NW¼NE¼	39
SW¼NE¼	27
SE¼NE¼	38
NE¼NW¼	26
NW¼NW¼	37
SW¼NW¼	30
SE¼NW¼	32
NE¼SW¼	37
NW¼SW¼	22
SW¼SW¼	15
SE¼SW¼	21
NE¼SE¼	39
NW¼SE¼	32
SW¼SE¼	28
SE¼SE¼	38
Sec. 18—	
Lot 2	36
NE¼SW¼	33
Lot 3	26
NW¼SE¼	29
Sec. 19—	
SW¼NE¼	40
SE¼NE¼	39
SE¼NW¼	39
NE¼SW¼	38
Lot 3	33
Lot 4	39
SE¼SW¼	38
NE¼SE¼	38
NW¼SE¼	39
SW¼SE¼	37
SE¼SE¼	38
Sec. 20—	
NE¼NW¼	24
NW¼NW¼	36
SW¼NW¼	37
SE¼NW¼	35
NE¼SW¼	39
NW¼SW¼	38
SW¼SW¼	38
SE¼SW¼	35
NE¼SE¼	32
NW¼SE¼	37
SW¼SE¼	38
SE¼SE¼	37
Sec. 21—	
NE¼NE¼	37
NW¼NE¼	37
SW¼NE¼	36
SE¼NE¼	35
NE¼NW¼	36
NW¼NW¼	29
SW¼NW¼	30
SE¼NW¼	38
NE¼SW¼	36
NW¼SW¼	28
SW¼SW¼	35
SE¼SW¼	37
NE¼SE¼	38
N½NW¼SE¼	18
S½NW¼SE¼	18
SW¼SE¼	38
SE¼SE¼	38

Description	Irrigable area (private land) (acres)
T. 20 S., R. 46 E., W. M.—Con.	
Sec. 22—	
NE¼NE¼	30
NW¼NE¼	31
SW¼NE¼	33
SE¼NE¼	36
NE¼NW¼	36
NW¼NW¼	30
SW¼NW¼	37
SE¼NW¼	39
NE¼SW¼	38
NW¼SW¼	37
SW¼SW¼	36
SE¼SW¼	35
NE¼SE¼	38
NW¼SE¼	36
SW¼SE¼	35
SE¼SE¼	32
Sec. 23—	
NE¼NE¼	25
NW¼NE¼	29
SW¼NE¼	38
SE¼NE¼	33
NE¼NW¼	28
NW¼NW¼	29
SW¼NW¼	33
SE¼NW¼	37
NE¼SW¼	38
NW¼SW¼	38
SW¼SW¼	36
SE¼SW¼	30
NE¼SE¼	8
NW¼SE¼	36
SW¼SE¼	5
Sec. 24—	
NW¼NE¼	30
SW¼NE¼	5
NE¼NW¼	39
NW¼NW¼	37
SW¼NW¼	37
SE¼NW¼	37
Sec. 26—	
NE¼NW¼	31
NW¼NW¼	38
SW¼NW¼	35
SE¼NW¼	10
N½NW¼SW¼	15
S½NW¼SW¼	11
SW¼SW¼	1
Sec. 27—	
N½NE¼NE¼	15
S½NE¼NE¼	18
NW¼NE¼	37
SW¼NE¼	36
SE¼SE¼	38
NE¼NW¼	33
NW¼NW¼	37
SW¼NW¼	37
SE¼NW¼	39
NE¼SW¼	39
NW¼SW¼	38
SW¼SW¼	38
SE¼SW¼	34
NE¼SE¼	36
NW¼SE¼	38
SW¼SE¼	36
SE¼SE¼	37
Sec. 28—	
NE¼NE¼	38
NW¼NE¼	37
SW¼NE¼	39
SE¼NE¼	37
NE¼NW¼	38
NW¼NW¼	38
E½NE¼SW¼	19
W½NE¼SW¼	20
NW¼SW¼	38
SE¼SW¼	33
NE¼SE¼	37
NW¼SE¼	38
SW¼SE¼	36
SE¼SE¼	37
Sec. 29—	
NE¼NE¼	38
NW¼NE¼	36
SW¼NE¼	34
SE¼NE¼	34
NE¼NW¼	39
NW¼NW¼	38
SW¼NW¼	39
SE¼NW¼	36
NE¼SW¼	39
NW¼SW¼	39
SW¼SW¼	37
SE¼SW¼	36
NE¼SE¼	39
NW¼SE¼	38
SW¼SE¼	34
SE¼SE¼	36
Sec. 30—	
NE¼NE¼	38
NW¼NE¼	39
SW¼NE¼	39
SE¼NE¼	36
Lot 2	39
SE¼NW¼	39
NE¼SW¼	39
Lot 3	39
Lot 4	38
SE¼SW¼	37
NE¼SE¼	35
NW¼SE¼	37
SW¼SE¼	34
SE¼SE¼	37
Sec. 31—	
NE¼NE¼	32
NW¼NE¼	38
SW¼NE¼	38
SE¼NE¼	35
E½NE¼NW¼	17
W½NE¼NW¼	19
Lot 1	28
SE¼NW¼	35
Lot 4	29
SE¼SW¼	26
NE¼SE¼	18
SW¼SE¼	13
SE¼SE¼	18
Sec. 32—	
NE¼NW¼	9
SW¼SW¼	9
SE¼SW¼	4
NE¼SE¼	7
SW¼SE¼	34
SE¼SE¼	36
Sec. 33—	
NE¼NE¼	38
NW¼NE¼	36
SW¼NE¼	14
SE¼NE¼	20
NE¼NW¼	22
NW¼SW¼	10
N½SW¼SW¼	19
S½SW¼SW¼	14
SE¼SW¼	20
SW¼SE¼	16
SE¼SE¼	14
Sec. 34—	
NE¼NE¼	24
NW¼NE¼	38
SW¼NE¼	19
SE¼NE¼	3
NE¼NW¼	37
NW¼NW¼	38
SW¼NW¼	32
SE¼NW¼	37
T. 21 S., R. 46 E., W. M.:	
Sec. 1—	
SW¼NE¼	18
SE¼NE¼	13
SW¼NW¼	8
SE¼NW¼	28
NE¼SW¼	37
NW¼SW¼	34
SW¼SW¼	34
SE¼SW¼	36
NE¼SE¼	38
NW¼SE¼	38
SW¼SE¼	38
SE¼SE¼	37
Sec. 2—	
Lot 1	7
SW¼NE¼	17
SE¼NE¼	38
SW¼NW¼	9
SE¼NW¼	9
NE¼SW¼	35
NW¼SW¼	31
SW¼SW¼	39

Description	Irrigable area (private land) (acres)
T. 21 S., R. 46 E., W. M.—Con.	
Sec. 2—Continued.	
SE¼SW¼	38
NE¼SE¼	31
NW¼SE¼	34
SW¼SE¼	38
SE¼SE¼	33
Sec. 3—	
SW¼NE¼	35
SE¼NE¼	23
SW¼NW¼	20
SE¼NW¼	5
N½NE¼SW¼	19
S½NE¼SW¼	19
NW¼SW¼	30
SW¼SW¼	37
SE¼SW¼	33
NE¼SE¼	31
NW¼SE¼	32
SW¼SE¼	38
SE¼SE¼	38
Sec. 4—	
Lot 1	16
Lot 2	38
SW¼NE¼	37
SE¼NE¼	37
Lot 3	39
Lot 4	35
SW¼NW¼	32
SE¼NW¼	38
NE¼SW¼	34
NW¼SW¼	35
SW¼SW¼	34
SE¼SW¼	37
NE¼SE¼	39
NW¼SE¼	38
SW¼SE¼	33
SE¼SE¼	37
Sec. 5—	
Lot 1	37
Lot 2	36
SW¼NE¼	35
SE¼NE¼	38
Lot 3	36
Lot 4	33
SW¼NW¼	24
SE¼NW¼	26
NE¼SW¼	12
NE¼SE¼	34
NW¼SE¼	22
SW¼SE¼	33
SE¼SE¼	38
Sec. 6—	
Lot 1	21
SW¼NE¼	1
SE¼NE¼	18
E½ lot 4	4
W½ lot 4	16
Lot 5	4
NE¼SW¼	30
Lot 6	9
Lot 7	12
SE¼SW¼	17
Sec. 7—	
Lot 1	2
Lot 2	12
S½SE¼NE¼	3
SE¼NW¼	21
NE¼SW¼	8
Lot 4	34
SE¼SW¼	37
NW¼SE¼	8
SW¼SE¼	25
Sec. 8—	
NE¼NE¼	39
SE¼NE¼	40
NE¼SE¼	36
SE¼SE¼	38
Sec. 9—	
NE¼NE¼	38
NW¼NE¼	39
SW¼NE¼	40
SE¼NE¼	38
NE¼NW¼	36
NW¼NW¼	38
SW¼NW¼	39
SE¼NW¼	38
NE¼SW¼	39
NW¼SW¼	40
SW¼SW¼	38
SE¼SW¼	37
NE¼SE¼	38
NW¼SE¼	38
SW¼SE¼	38
SE¼SE¼	38
Sec. 10—	
NE¼NE¼	37
NW¼NE¼	38
SW¼NE¼	39
SE¼NE¼	39
NE¼NW¼	39
NW¼NW¼	37
SW¼NW¼	39
SE¼NW¼	38
NE¼SW¼	40
NW¼SW¼	39
SW¼SW¼	36
NE¼SE¼	35
NW¼SE¼	39
SW¼SE¼	35
Sec. 11—	
NE¼NE¼	36
NW¼NE¼	29
SW¼NE¼	31
SE¼NE¼	36
NE¼NW¼	31
NW¼NW¼	37
SW¼NW¼	34
SE¼NW¼	33
NE¼SW¼	31
NW¼SW¼	40
SW¼SW¼	33
SE¼SW¼	29
NE¼SE¼	36
NW¼SE¼	38
SW¼SE¼	38
SE¼SE¼	38
Sec. 12—	
NE¼NE¼	33
NW¼NE¼	39
SW¼NE¼	32
SE¼NE¼	38
NE¼NW¼	30
NW¼NW¼	35
SW¼NW¼	33
SE¼NW¼	24
NE¼SW¼	27
NW¼SW¼	29
SW¼SW¼	35
SE¼SW¼	35
NE¼SE¼	38
NW¼SE¼	35
SW¼SE¼	30
SE¼SE¼	7
Sec. 13—	
Lot 1	3
NE¼NW¼	24
NW¼NW¼	33
Lot 2	5
Lot 3	22
Sec. 14—	
NE¼NE¼	38
NW¼NE¼	38
SW¼NE¼	34
SE¼NE¼	37
NE¼NW¼	25
NW¼NW¼	27
SW¼NW¼	27
SE¼NW¼	37
NE¼SW¼	10
NW¼SW¼	25
N½SW¼SW¼	10
S½SW¼SW¼	9
Lot 1	3
Lot 2	12
Sec. 15—	
NE¼NE¼	36
NW¼NE¼	39
SW¼NE¼	38
E½SE¼NE¼	18
W½SE¼NE¼	19
NE¼NW¼	39
NW¼NW¼	38
SW¼NW¼	38
SE¼NW¼	37
NE¼SW¼	14
NW¼SW¼	13
NE¼SE¼	39
SW¼SE¼	38
SE¼SE¼	38
Sec. 16—	
NE¼NE¼	38
NW¼NE¼	39
SW¼NE¼	40
SE¼NE¼	39
NE¼NW¼	37
NW¼NW¼	39
SW¼NW¼	40
SE¼NW¼	26
NE¼SW¼	19
NW¼SW¼	26
NE¼SE¼	35
Sec. 17—	
NE¼NE¼	38
NW¼NE¼	19
SW¼NE¼	20
SE¼NE¼	39
Sec. 18—	
NW¼NE¼	11
NE¼NW¼	36
Lot 1	36
Lot 2	24
SE¼NW¼	19
NE¼SW¼	18
Lot 3	31
Lot 4	30
Sec. 22—	
NE¼NE¼	24
NW¼NE¼	39
SW¼NE¼	24
SE¼NE¼	14
Sec. 23—	
Lot 1	14
NW¼NW¼	28
Lot 2	9
Sec. 33—SE¼SE¼	4
Sec. 34—	
NW¼SW¼	26
Lot 4	23
T. 22 S., R. 46 E., W. M.:	
Sec. 1—	
Lot 10	25
SW¼SE¼	13
Lot 13	3
Sec. 3—	
Lot 4	11
SW¼NW¼	24
Lot 8	6
NW¼SW¼	31
SW¼SW¼	27
Lot 9	17
Sec. 10—	
Lot 3	25
Lot 4	12
NW¼NW¼	14
SE¼NW¼	37
NE¼SW¼	26
NW¼SW¼	32
NE¼SE¼	26
NW¼SE¼	39
SW¼SE¼	37
SE¼SE¼	24
Sec. 11—	
Lot 1	21
Lot 2	32
SW¼NE¼	38
SE¼NE¼	39
Lot 3	5
Lot 4	33
NE¼SW¼	36
NW¼SW¼	39
SW¼SW¼	38
SE¼SW¼	38
NE¼SE¼	39
NW¼SE¼	24
SW¼SE¼	23
SE¼SE¼	23
Sec. 12—	
NE¼NW¼	30
NW¼NW¼	20
SW¼NW¼	38
SE¼NW¼	35
NE¼SW¼	18
N½NW¼SW¼	17
S½NW¼SW¼	17

Description	Irrigable area (private land) (acres)
T. 22 S., R. 46 E., W. M.—Con.	
Sec. 12—Continued.	
SW¼SW¼	36
SE¼SW¼	29
Sec. 13—	
NE¼NE¼	35
NW¼NE¼	36
SW¼NE¼	37
SE¼NE¼	29
NE¼NW¼	33
NW¼NW¼	34
SW¼NW¼	37
SE¼NW¼	39
NE¼SW¼	37
NW¼SW¼	40
Sec. 14—	
NW¼NE¼	21
NE¼NW¼	22
SW¼NW¼	16
SE¼NW¼	15
NE¼SW¼	30
NW¼SW¼	31
SW¼SW¼	6
SE¼SW¼	3
SW¼SE¼	14
Sec. 23—	
NW¼NE¼	24
SW¼NE¼	37
NE¼NW¼	20
SE¼NW¼	25
NE¼SW¼	6
NW¼SW¼	10
SW¼SW¼	22
SE¼SW¼	27
Sec. 25—	
SW¼NW¼	35
SE¼NW¼	27
SW¼SE¼	23
Sec. 27—	
SE¼NE¼	2
Sec. 36—	
NE¼NE¼	27
NW¼NE¼	20
SW¼NE¼	21
SE¼NE¼	14
NE¼NW¼	36
NW¼NW¼	25
SW¼NW¼	25
SE¼NW¼	35
NE¼SW¼	33
NW¼SW¼	18
SE¼SW¼	38
NE¼SE¼	36
NW¼SE¼	39
SW¼SE¼	37
SE¼SE¼	37
T. 23 S., R. 46 E., W. M.:	
Sec. 1—	
Lot 1	38
Lot 2	35
SE¼NE¼	11
NE¼SW¼	15
NW¼SW¼	17
SW¼SW¼	6
NW¼SE¼	4
Sec. 2—	
NE¼SE¼	24
SW¼SE¼	19
SE¼SE¼	24
T. 16 S., R. 47 E., W. M.:	
Sec. 6—	
SE¼NW¼	12
W½SW¼SE¼	3
Sec. 7—	
NE¼NE¼	36
NW¼NE¼	24
SW¼NE¼	1
SW¼SE¼	26
SE¼SE¼	17
Sec. 8—	
NW¼SW¼	30
SE¼SW¼	24
Sec. 16—	
NW¼SW¼	16
SW¼SW¼	27
SE¼SW¼	36
Sec. 17—	
SW¼NE¼	11
SE¼NE¼	1
NE¼SW¼	1
NE¼SE¼	10

Description	Irrigable area (private land) (acres)
T. 16 S., R. 47 E., W. M.—Con.	
Sec. 17—Continued.	
NW¼SE¼	23
SW¼SE¼	16
SE¼SE¼	2
Sec. 18—	
NW¼NE¼	22
NE¼NW¼	8
SE¼NW¼	19
Sec. 20—	
NE¼NE¼	30
NW¼NE¼	29
SW¼NE¼	22
SE¼NE¼	15
NE¼NW¼	9
SE¼NW¼	5
NE¼SW¼	16
NW¼SW¼	1
NE¼SE¼	38
NW¼SE¼	32
SW¼SE¼	38
SE¼SE¼	32
Sec. 21—	
NW¼NE¼	34
SW¼NE¼	34
NE¼NW¼	32
NW¼NW¼	29
SW¼NW¼	39
SE¼NW¼	39
NE¼SW¼	37
NW¼SW¼	36
SW¼SW¼	24
SE¼SW¼	34
NE¼SE¼	30
NW¼SE¼	34
SW¼SE¼	22
SE¼SE¼	35
Sec. 22—	
NW¼SW¼	5
SW¼SW¼	20
Sec. 27—	
NE¼NW¼	14
NW¼NW¼	35
SW¼NW¼	31
SE¼NW¼	24
NE¼SW¼	34
NW¼SW¼	32
N½N½SW¼SW¼	9
S¾SW¼SW¼	18
N½N½SE¼SW¼	8
S¾SE¼SW¼	21
Sec. 28—	
NE¼NE¼	37
NW¼NE¼	36
SW¼NE¼	37
SE¼NE¼	22
NE¼NW¼	38
NW¼NW¼	37
SW¼NW¼	37
SE¼NW¼	39
NE¼SW¼	39
NW¼SW¼	37
SW¼SW¼	31
SE¼SW¼	38
NE¼SE¼	28
NW¼SE¼	35
SW¼SE¼	35
SE¼SE¼	32
Sec. 29—	
NE¼NE¼	35
NW¼NE¼	31
SW¼NE¼	22
SE¼NE¼	28
NE¼SW¼	5
SE½SW¼	8
NE¼SE¼	34
NW¼SE¼	20
SW¼SE¼	38
SE¼SE¼	31
Sec. 32—	
NE¼NE¼	36
NW¼NE¼	36
SW¼NE¼	38
SE¼NE¼	38
NE¼NW¼	9
SE¼NW¼	13
NE¼SW¼	13
SE¼SW¼	14
NE¼SE¼	35
NW¼SE¼	38

Description	Irrigable area (private land) (acres)
T. 16 S., R. 47 E., W. M.—Con.	
Sec. 32—Continued.	
SW¼SE¼	39
SE¼SE¼	38
Sec. 33—	
NE¼NE¼	37
NW¼NE¼	36
SW¼NE¼	36
SE¼NE¼	38
NE¼NW¼	38
NW¼NW¼	37
SW¼NW¼	38
SE¼NW¼	38
NE¼SW¼	36
NW¼SW¼	32
SW¼SW¼	33
SE¼SW¼	35
NE¼SE¼	31
NW¼SE¼	34
SW¼SE¼	35
SE¼SE¼	35
Sec. 34—	
NE¼NW¼	24
NW¼NW¼	33
SW¼NW¼	26
SE¼NW¼	10
NE¼SW¼	36
NW¼SW¼	31
SW¼SW¼	24
SE¼SW¼	18
NW¼SE¼	13
SW¼SE¼	31
T. 17 S., R. 47 E., W. M.:	
Sec. 2—NW portion SW¼NW¼	5
Sec. 3—	
Lot 1	30
Lot 2	8
SW¼NE¼	35
SE¼NE¼	12
Lot 3	15
Lot 4	37
SW¼NW¼	37
NE¼SW¼	20
NW¼SW¼	36
SW¼SW¼	20
SE¼SW¼	2
NW¼SE¼	3
Sec. 4—	
Lot 1	27
Lot 2	36
SW¼NE¼	27
SE¼NE¼	33
Lot 3	37
Lot 4	30
SW¼NW¼	38
SE¼NW¼	38
Sec. 4—	
NE¼SW¼	37
NW¼SW¼	34
SW¼SW¼	36
SE¼SW¼	38
NE¼SE¼	39
NW¼SE¼	37
SW¼SE¼	37
SE¼SE¼	36
Sec. 5—	
Lot 1	27
Lot 2	37
SW¼NE¼	39
SE¼NE¼	39
Lot 3	14
Lot 4	2
SE¼NW¼	28
NE¼SW¼	34
SW¼SW¼	14
SE¼SW¼	38
NE¼SE¼	39
NW¼SE¼	40
SW¼SE¼	38
SE¼SE¼	37
Sec. 6—	
NE¼SE¼	1
SE¼SE¼	18
Sec 7—	
NE¼NE¼	14
NE¼SW¼	3
Lot 3	3
Lot 4	33
SE¼SW¼	27

Description	Irrigable area (private land) (acres)
T. 17 S., R. 47 E., W. M.—Con.	
Sec. 7—Continued.	
NE¼SE¼	4
NW¼SE¼	13
SW¼SE¼	33
SE¼SE¼	33
Sec. 8—	
NE¼NE¼	37
NW¼NE¼	25
SW¼NE¼	39
SE¼NE¼	40
NE¼NW¼	37
NW¼NW¼	38
SW¼NW¼	35
SE¼NW¼	37
NE¼SW¼	32
NW¼SW¼	16
SW¼SW¼	19
SE¼SW¼	13
NE¼SE¼	36
NW¼SE¼	33
SW¼SE¼	15
SE¼SE¼	38
Sec. 9—	
NE¼NE¼	30
NW¼NE¼	35
SW¼NE¼	30
SE¼NE¼	16
NE¼NW¼	37
NW¼NW¼	38
SW¼NW¼	35
SE¼NW¼	28
NW¼SW¼	35
SW¼SW¼	37
SE¼SW¼	31
NE¼SE¼	22
NW¼SE¼	17
SW¼SE¼	18
SE¼SE¼	35
Sec. 10—	
N½NW¼NW¼; SW¼NW¼NW¼	8
NW¼SW¼NW¼	5
SW¼SW¼	36
SE¼SW¼	15
NW¼SE¼	22
Sec. 15—	
Lot 1	27
Lot 2	33
E1/3 lot 3	5
Lot 4 and W2 3 lot 3	33
Sec. 16—	
NW¼NE¼	28
Lot 2	33
NE¼NW¼	19
NW¼NW¼	24
SW¼NW¼	4
SE¼NW¼	14
Lot 3	25
NW¼SW¼	16
SW¼SW¼	24
Lot 4	8
Sec. 17—	
NE¼NE¼	25
SW¼NE¼	18
SE¼NE¼	6
NE¼NW¼	16
NW¼NW¼	20
SW¼NW¼	33
SE¼NW¼	28
NE¼SW¼	17
NW¼SW¼	25
SW¼SW¼	36
SE¼SW¼	28
NE¼SE¼	20
NW¼SE¼	31
SW¼SE¼	29
SE¼SE¼	25
Sec. 18—	
NE¼NE¼	37
NW¼NE¼	37
SW¼NE¼	40
SE¼NE¼	39
NE¼NW¼	35
Lot 1	20
Lot 2	37
SE¼NW¼	39
NE¼SW¼	38
Lot 3	38
Lot 4	36
SE¼SW¼	39
NE¼SE¼	37
NW¼SE¼	38
SW¼SE¼	37
SE¼SE¼	37
Sec. 19—	
NE¼NE¼	38
NW¼NE¼	38
SW¼NE¼	36
SE¼NE¼	36
NE¼NW¼	34
Lot 1	25
N½SE¼NW¼	13
S½SE¼NW¼	8
N½ lot 3	4
S½ lot 3	16
Lot 4	38
E½SE¼SW¼	10
W½SE¼SW¼	18
NE¼SE¼	22
SE¼SE¼	12
Sec. 20—	
NE¼NE¼	19
NW¼NE¼	27
SW¼NE¼	25
SE¼NE¼	25
NE¼NW¼	29
NW¼NW¼	35
SW¼NW¼	16
SE¼NW¼	28
NE¼SW¼	18
NW¼SW¼	36
SE¼SW¼	10
NE¼SE¼	34
NW¼SE¼	18
SW¼SE¼ west of North Canal 54.2.2.8	4
SE¼SE¼	3
Sec. 21—	
NW¼NW¼	33
SW¼NW¼	33
NW¼SW¼	1
Sec. 29—	
NE¼NE¼	10
NW¼NE¼	22
NW¼NW¼	11
SW¼NW¼	23
NW¼SW¼	25
SW¼SW¼	18
Sec. 30—	
NE¼NE¼	6
NW¼NE¼	17
SW¼NE¼	37
SE¼NE¼	17
NE¼NW¼	22
Lot 1	35
Lot 2	37
SE¼NW¼	31
NE¼SW¼	36
Lot 3	34
Lot 4	34
SE¼SW¼	38
NE¼SE¼	26
NW¼SE¼	32
SW¼SE¼	38
SE¼SE¼	36
Sec. 31—	
NE¼NE¼	17
NW¼NE¼	30
SW¼NE¼	25
SE¼NE¼	25
NE¼NW¼	32
Lot 1	13
Lot 2	16
SE¼NW¼	12
NE¼SW¼	36
Lot 3	21
Lot 4	25
Sec. 32—SW¼NW¼	29
T. 18 S., R. 47 E., W. M.:	
Sec. 31—	
NE¼NW¼	5
Lot 1	36
Lot 2	39
SE¼NW¼	32
NE¼SW¼	18
Lot 3	39
Lot 4	36
SE¼SW¼	4
T. 19 S., R. 47 E., W. M.:	
Sec. 6—Lot 4	7
Sec. 7—Lot 4	23
Sec. 18—Lot 1	13
T. 21 S., R. 47 E., W. M.:	
Sec. 6—	
Lot 2	7
Lot 3	23
Lot 4	18
Lot 5	28
Sec. 7—	
Lot 1	52
Lot 2	43
Lot 3	20
T. 22 S., R. 47 E., W. M.:	
Sec. 6—Lot 6	17
T. 23 S., R. 47 E., W. M.:	
Sec. 6—	
Lot 1	17
NW¼NW¼	35
Lot 3	4
SW¼SW¼	13
Lot 4	14
Sec. 7—	
SW¼NW¼	14
Lot 2	11
Lot 3	9
NW¼SW¼	23
SW¼SW¼	13
Lot 4	25
Sec. 18—	
Lot 1	20
NW¼NW¼	5
Total irrigable area	56,189

Payment of construction charges on the irrigable lands to which water is announced as available will be at the rate of $2.00 per irrigable acre per annum for the years 1946 through 1949, in lieu of the rate specified in the 1936 contract. The amount for each of these years shall be paid in two equal semiannual installments, the first to be payable on December 31 of the year for which the annual amount is due and the second on July 1 of the ensuing year.

2. Delivery of water from the project supply to the lands above described will be made only subject to the following provisions:

a. *Operation of project works by United States.* The project works built by the United States shall be retained and operated by the United States until such time as written notice is hereafter given by the Secretary of the Interior (herein called the Secretary) to the several districts which are parties to the 1936 contract (herein called subscribing districts): requiring that the Board of Control be established in accordance with the provisions of the contract of October 14, 1926 between the United States and the Owyhee Irrigation District, as amended, and the contracts between the United States and each of the other subscribing districts; describing the works to be transferred to that Board of Control; and fixing the date when the transfer is to be effective.

b. *Payment of operation and maintenance costs.* (1) During the period that the project works are being operated by the United States, the District's share of the cost of operation and maintenance of the works shall be paid by the District directly to the United States. The amount of the annual payments shall be fixed by the Secretary and payments shall be made as provided herein. Beginning with the calendar year 1946 the Secretary shall furnish to the District on or before November 1 of each year, or as soon thereafter as practicable, a statement of the estimated costs of operating and maintaining the project works during the ensuing calendar year, and of the District's share thereof. As soon as practicable, after issuance of this notice, the Secretary shall furnish to the District a similar statement for operation and maintenance during the calendar year 1946. For the calendar year 1946, the District shall pay its share in the following instalments: fifty percent (50%) on or before May 1 of that year; and twenty-five percent (25%) on or before July 1 of that year; and twenty-five percent (25%) on or before December 1 of that year. For the calendar year 1947 and each succeeding year hereunder, the District shall pay its share as follows: forty percent (40%) on or before December 1 of the preceding year; twenty-five percent (25%) on or before May 1 of the year for which payment is made; and thirty-five percent (35%) on or before July 1 of that year. Whenever, in the opinion of the Secretary, funds advanced as herein required will be inadequate to operate and maintain the project works properly to the end of the calendar year for which the advances were made, the Secretary may give a supplemental statement of operation and maintenance charges stating the additional advances required for the project works for the year in question and the District's share thereof. The District shall make such additional advances on or before the date specified in such statement.

(2) As soon as practicable after the close of each calendar year the actual costs of operation and maintenance chargeable to the project works for the year just closed shall be determined and announced by the Secretary. If the part of the actual cost for the year apportionable to the District is less than the funds advanced therefor by the District, any excess shall be credited against the next instalment of operation and maintenance charges coming due hereunder. If such cost is more than the funds advanced therefor, the difference shall be paid by the District to the United States on or before the dates specified in the notice announcing such deficit.

(3) In the case of a district operating all or a portion of the works for the distribution of water within its boundaries, adjustments of the operation and maintenance charges to be paid by it to the United States shall be made to the end that the total charge for operation and maintenance for all irrigable lands of the project will be equal, taking account both of payments to be made to the United States hereunder and of payments to be made to a district for operation and maintenance performed by it. Adjustments in charges by the United States hereunder to this end shall be made on the basis provided in article 31 of the contract of October 14, 1926 with the Owyhee Irrigation District, the Secretary acting thereunder in lieu of the Board of Control, and shall be so made notwithstanding the provisions of the 1936 contract.

(4) The determinations as to what costs incurred by the United States are properly chargeable, under this provision, to the operation and maintenance of the project works shall be made by the Secretary. There shall be included the amount required to be paid to the United States under the terms of the 1936 contract for electric power and energy supplied by the United States for the operation of project pumping plants.

c. *Basis for levy of operation and maintenance charges.* Levies and charges made by the District to collect monies to meet operation and maintenance charges and the cost of power for pumping, covering both the amounts to be paid to the United States hereunder and the costs of those kinds incurred in operational activities by the District, shall be on the following basis:

There shall be a minimum charge made annually against each acre of irrigable land in the District to which water is available from the project works, which shall be required to be paid whether or not water is used. The minimum charge and the maximum amount of water to be delivered therefor for each irrigation season shall be fixed by the District in conformity with the announcement with respect thereto made by the Secretary: *Provided*, That in no event shall the amount of water be delivered on payment of the minimum charge be fixed by the Secretary at less than four (4) acre-feet for an irrigation season. Such announcement will be made for the calendar year 1946 as soon as practicable after the notice of availability becomes effective, and for each season thereafter on or before November 1 of the preceding calendar year. Payment of the minimum charge by the water users shall be required to be made to the District in advance of the delivery of any water in the season for which the payment is made. Water in excess of the amount to be delivered for the minimum charge may be delivered to water users in any season on payment to the District of a charge, for each acre-foot or fraction thereof, of not less than twenty-five percent (25%) more than the average charge per acre-foot of water which said land is entitled to secure for the annual minimum charge. No excess water will be delivered to a farm unit unless advance payment therefor has been made by the water users to the District, or arrangements for such payment have been made that are satisfactory to the District and are in keeping with the requirements of the law.

d. *Deferment of charges for years 1940 through 1945.* Had the notice of availability of water under article 13–I of the 1936 contract been given on the initial date provided by that article, the construction charges payable by the District for each of the years 1940 through 1945 would have been one hundred forty thousand, four hundred ninety-seven dollars and fifty cents ($140,497.50). Pursuant to the authority of the Reclamation Project Act of 1939 (53 Stat. 1187), as amended, each of those amounts are hereby deferred for payment as follows: one hundred forty thousand, four hundred ninety-seven dollars and fifty cents ($140,497.50) to become due in the year following the last year of the repayment period under the 1936 contract, and a like amount to come due in each of the succeeding five years. Each of these instalments will be payable on December 1 of the year in which due, but the District may at its option make payment in semiannual instalments, the first on December 31 of such year and the second on July 1 of the following year.

e. *Terms of this notice limited to interim period.* The provisions for the repayment of construction charges established by this notice are to govern the District's repayment obligations only until an amendatory repayment contract has been entered into under the provisions of the Reclamation Project Act of 1939, as amended. Neither the instalments fixed hereunder nor any other provision of this notice of availability shall be construed in any sense to be the measure or criterion of the terms of repayment that will be acceptable to the United States in connection with any later amendatory contract.

f. *Existing contracts unaffected.* This notice of availability is given pursuant to the existing repayment contracts between the United States and the District, and, except as the provisions herein are inconsistent therewith, those repayment contracts remain in full force and effect.

3. In addition to the foregoing provisions of this notice, the delivery of water hereunder may be made conditional on the formal acceptance of this notice by the District. In the absence of such formal acceptance, payment by the District of the first instalment of the estimated operation and maintenance charges for the year 1946, as provided in paragraph (1) of subsection 2 (b) above, will be treated as the District's acceptance of this notice and all of its provisions, and the delivery of any water at any time hereunder is predicated on this understanding.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46-5952; Filed, Apr. 9, 1946; 4:57 p. m.]

[No. 18]

GEM IRRIGATION DISTRICT, OWYHEE PROJECT, OREGON-IDAHO

NOTICE OF AVAILABILITY OF WATER

FEBRUARY 19, 1946.

1. Pursuant to the provisions of article 13–I of the contract of March 16, 1936, Symbol No. 11r–876 (herein called the 1936 contract), notice is hereby given that water from the works of the Owyhee project will be available, beginning the first of the 1946 irrigation season, to the following described irrigable lands within the boundaries of the Gem Irrigation District (herein called the District):

Description	Irrigable area (public land) (acres)
T. 2 N., R. 4 W., B. M.:	
Sec. 8—Farm Unit "A"	58
Sec. 9—Farm Unit "A"	40
Sec. 10—Farm Unit "A"	64
Sec. 17—	
Farm Unit "B"	83
Farm Unit "C"	51
Farm Unit "D"	44
Farm Unit "E"	40

Description	Irrigable area (public land) (acres)
T. 2 N., R. 4 W., B. M.—Con.	
Sec. 18—	
Farm Unit "A"	46
Farm Unit "B"	67
Farm Unit "C"	65
Sec. 19—Farm Unit "A"	17
T. 2 N., R. 5 W., B. M.:	
Sec. 5—Farm Unit "B"	71
Sec. 8—	
Farm Unit "A"	80
Farm Unit "B"	72
Farm Unit "D"	67
T. 3 N., R. 5 W., B. M.:	
Sec. 5—	
Farm Unit "A"	64
Farm Unit "B"	89
Sec. 6—	
Farm Unit "A"	69
Farm Unit "C"	73
Farm Unit "D"	69
Farm Unit "E"	82
Sec. 7—Farm Unit "B"	52
Sec. 19—Farm Unit "A"	90
Sec. 29—	
Farm Unit "A"	75
Farm Unit "B"	78
Farm Unit "C"	75
Farm Unit "D"	59
Sec. 30—	
Farm Unit "A"	53
Farm Unit "D"	48
Farm Unit "C"	68
Sec. 31—	
Farm Unit "A"	80
Farm Unit "C"	80
T. 4 N., R. 5 W., B. M.:	
Sec. 19—Farm Unit "A"	46
Sec. 31—	
Farm Unit "D"	84
Farm Unit "C"	98
T. 3 N., R. 6 W., B. M.:	
Sec. 1—	
Farm Unit "A"	149
Farm Unit "B"	77
Farm Unit "C"	75
Sec. 2—	
Farm Unit "A"	106
Farm Unit "B"	96
Farm Unit "C"	101
Farm Unit "D"	105
Sec. 11—	
Farm Unit "A"	68
Farm Unit "B"	59
Farm Unit "C"	81
Farm Unit "D"	98
Sec. 12—	
Farm Unit "A"	106
Farm Unit "B"	50
Sec. 14—Farm Unit "A"	142
Sec. 23—	
Farm Unit "A"	137
Farm Unit "C"	47
Sec. 25—	
Farm Unit "A"	40
Farm Unit "B"	102
Farm Unit "E"	35
Sec. 26—Farm Unit "A"	26
T. 4 N., R. 6 W., B. M.:	
Sec. 23—Farm Unit "A"	36
Sec. 25—Farm Unit "A"	41
Sec. 26—	
Farm Unit "C"	52
Farm Unit "D"	49
Farm Unit "E"	37
Sec. 35—	
Farm Unit "A"	72
Farm Unit "B"	71
Farm Unit "C"	88
Farm Unit "D"	54
Farm Unit "E"	63
Farm Unit "F"	106
T. 2 N., R. 4 W., B. M.: *(Private land)*	
Sec. 2—Lot 1	3
Sec. 3—	
Lot 3	17
Lot 4	28
Lot 2	31
Lot 1	27
SW¼NW¼	29
SE¼NW¼	36

Description	Irrigable area (private land) (acres)
T. 2 N., R. 4 W., B. M.—Con.	
Sec. 3—Continued.	
NE¼SW¼	39
NW¼SW¼	38
SW¼SW¼	38
SE¼SW¼	39
Lot 5	22
NW¼SE¼	36
SW¼SE¼	38
SE¼SE¼	35
Sec. 4—	
Lot 1	32
Lot 2	35
SW¼NE¼	36
SE¼NE¼	32
Lot 3	38
Lot 4	38
SW¼NW¼	39
SE¼NW¼	39
NE¼SW¼	39
NW¼SW¼	37
SW¼SW¼	37
SE¼SW¼	31
NE¼SE¼	36
NW¼SE¼	37
SW¼SE¼	37
SE¼SE¼	38
Sec. 5—	
Lot 1	38
Lot 2	35
SW¼NE¼	34
SE¼NE¼	36
Lot 3	37
Lot 4	30
SW¼NW¼	35
SE¼NW¼	27
NE¼SW¼	38
NW¼SW¼	30
SW¼SW¼	33
SE¼SW¼	38
NE¼SE¼	38
NW¼SE¼	39
SW¼SE¼	39
SE¼SE¼	38
Sec. 6—	
Lot 1	27
Lot 2	32
SW¼NE¼	39
SE¼NE¼	38
Lot 3	36
Lot 4	34
Lot 5	29
SE¼NW¼	36
NE¼SW¼	35
Lot 6	34
Lot 7	34
SE¼SW¼	36
NE¼SE¼	39
NW¼SE¼	40
SW¼SE¼	39
SE¼SE¼	38
Sec. 7—	
NE¼NE¼	38
NW¼NE¼	39
SW¼NE¼	37
SE¼NE¼	38
NE¼NW¼	37
Lot 1	35
Lot 2	34
SE¼NW¼	35
NE¼SW¼	33
Lot 3	14
Lot 4	16
SE¼SW¼	16
NE¼SE¼	34
NW¼SE¼	39
SW¼SE¼	40
SE¼SE¼	24
Sec. 8—	
NE¼NE¼	38
NW¼NE¼	37
SW¼NE¼	37
SE¼NE¼	39
NE¼NW¼	39
NW¼NW¼	34
SW¼NW¼	37
SE¼NW¼	34
NE¼SW¼	33
NW¼SW¼	33
SW¼SW¼	38
SE¼SW¼	38
NE¼SE¼	38

Description	Irrigable area (private land) (acres)
T. 2 N., R. 4 W., B. M.—Con.	
Sec. 8—Continued.	
NW¼SE¼	30
SE¼SE¼	34
Sec. 9—	
NE¼NE¼	35
NW¼NE¼	37
SW¼NE¼	39
SE¼NE¼	28
NE¼NW¼	37
NW¼NW¼	38
SW¼NW¼	39
SE¼NW¼	40
NE¼SW¼	39
NW¼SW¼	29
SW¼SW¼	35
SE¼SW¼	13
NE¼SE¼	31
NW¼SE¼	
Sec. 10—	
NE¼NE¼	37
NW¼NE¼	37
SW¼NE¼	18
SE¼NE¼	29
NE¼NW¼	35
NW¼NW¼	34
SW¼NW¼	22
SE¼NW¼	27
NW¼SW¼	17
NE¼SW¼	14
SE¼SW¼	12
Sec. 11—	
NW¼NW¼	20
SW¼NW¼	18
Lot 2	16
Lot 3	24
NW¼SW¼	23
Lot 4	21
Sec. 15—NE¼NE¼	5
Sec. 16—	
NE¼NE¼	33
NW¼NE¼	28
SW¼NE¼	18
SE¼NE¼	15
NE¼NW¼	25
NW¼NW¼	37
SW¼NW¼	13
Sec. 18—	
NE¼NE¼	32
NW¼NE¼	28
SW¼NE¼	34
NE¼NW¼	33
SE¼NW¼	38
SW¼SE¼	25
SE¼SE¼	37
Sec. 19—	
NE¼NE¼	37
NW¼NE¼	30
SW¼NE¼	19
SE¼NE¼	36
Sec. 20—	
NW¼NW¼	18
T. 3 N., R. 4 W., B. M.:	
Sec. 17—	
Lot 5	23
Lot 6	44
Sec. 18—	
Lot 6	53
Lot 7	49
Lot 8	40
Lot 9	25
Sec. 19—	
NE¼NE¼	35
NW¼NE¼	37
SW¼NE¼	37
SE¼NE¼	37
NE¼NW¼	39
NW¼NW¼	6
Lot 1	30
Lot 2	37
SE¼NW¼	21
NE¼SW¼	5
Lot 3	38
NE¼SE¼	36
NW¼SE¼	1
SW¼SE¼	16
SE¼SE¼	
Sec. 20—	
Lot 1	21
SW¼NE¼	13
NE¼NW¼	36

Description	Irrigable area (private land) (acres)
T. 3 N., R. 4 W., B. M.—Con.	
Sec. 20—Continued.	
NW¼NW¼	28
SW¼NW¼	37
SE¼NW¼	37
NE¼SW¼	33
NW¼SW¼	37
SW¼SW¼	34
SE¼SW¼	39
NE¼SE¼	35
NW¼SE¼	38
SW¼SE¼	35
SE¼SE¼	36
Sec. 21—	
Lot 5	58
Lot 6	42
SW¼SW¼	37
Sec. 27—	
Lot 5	45
Lot 6	28
Lot 7	6
Sec. 28—	
Lot 1	10
Lot 2	36
SW¼NE¼	37
SE¼NE¼	39
NE¼NW¼	39
NW¼NW¼	38
SW¼NW¼	20
SE¼NW¼	20
NE¼SW¼	35
NW¼SW¼	38
SW¼SW¼	35
SE¼SW¼	39
NE¼SE¼	39
NW¼SE¼	37
SW¼SE¼	36
SE¼SE¼	36
Sec. 29—	
NE¼NE¼	38
NW¼NE¼	35
SW¼NE¼	34
SE¼NE¼	30
NE¼NW¼	25
NW¼NW¼	29
SW¼NW¼	32
SE¼NW¼	38
NE¼SW¼	40
NW¼SW¼	19
SE¼SW¼	21
NE¼SE¼	17
NW¼SE¼	31
SW¼SE¼	38
SE¼SE¼	17
Sec. 31—	
NW¼NE¼	15
SW¼NE¼	26
SE¼NE¼	14
NE¼NW¼	37
Lot 1	33
Lot 2	33
SE¼NW¼	39
NE¼SW¼	39
Lot 3	30
Lot 4	25
SE¼SW¼	26
NE¼SE¼	38
NW¼SE¼	36
SW¼SE¼	34
SE¼SE¼	34
Sec. 32—	
NE¼NE¼	34
NW¼NE¼	36
SW¼NE¼	34
SE¼NE¼	39
NE¼NW¼	16
NW¼NW¼	6
SW¼NW¼	36
SE¼NW¼	37
NE¼SW¼	34
NW¼SW¼	36
SW¼SW¼	34
SE¼SW¼	40
NE¼SE¼	39
NW¼SE¼	36
SW¼SE¼	38
SE¼SE¼	38
Sec. 33—	
NE¼NE¼	29
NW¼NE¼	34

Description	Irrigable area (private land) (acres)
T. 3 N., R. 4 W., B. M.—Con.	
Sec. 33—Continued.	
SW¼NE¼	38
SE¼NE¼	22
NE¼NW¼	36
NW¼NW¼	39
SW¼NW¼	39
SE¼NW¼	40
NE¼SW¼	39
NW¼SW¼	40
SW¼SW¼	38
SE¼SW¼	38
NE¼SE¼	37
NW¼SE¼	34
SW¼SE¼	28
SE¼SE¼	29
Sec. 34—	
Lot 8	2
NW¼NW¼	33
SW¼NW¼	30
Lot 7	4
Lot 6	25
NW¼SW¼	37
SW¼SW¼	30
Lot 5	7
T. 2 N., R. 5 W., B. M.:	
Sec. 1—	
Lot 1	36
Lot 2	32
SW¼NE¼	36
SE¼NE¼	36
Lot 3	36
Lot 4	37
SW¼NW¼	39
SE¼NW¼	33
NE¼SW¼	34
NW¼SW¼	34
SW¼SW¼	24
SE¼SW¼	31
NE¼SE¼	39
NW¼SE¼	39
SW¼SE¼	36
SE¼SE¼	39
Sec. 2—	
Lot 1	34
Lot 2	15
SW¼NE¼	5
SE¼NE¼	32
Lot 3	18
Lot 4	30
SW¼NW¼	36
SE¼NW¼	9
NE¼SW¼	35
NW¼SW¼	36
SW¼SW¼	38
SE¼SW¼	38
NE¼SE¼	18
NW¼SE¼	23
SW¼SE¼	34
SE¼SE¼	18
Sec. 3—	
Lot 1	29
Lot 2	37
SW¼NE¼	9
SE¼NE¼	21
NE¼SE¼	11
NW¼SE¼	19
SW¼SE¼	2
SE¼SE¼	17
Sec. 4—	
Lot 3	21
Lot 4	12
SW¼NW¼	24
SE¼NW¼	15
NW¼SW¼	23
SW¼SW¼	13
Sec. 5—	
SW¼NE¼	4
SE¼NE¼	20
NE¼SE¼	12
Sec. 9—	
NE¼NW¼	30
NW¼NW¼	20
SW¼NW¼	30
SE¼NW¼	30
NE¼SW¼	8
NW¼SW¼	28
Sec. 10—NE¼NE¼	30
Sec. 11—	
NE¼NE¼	2
NW¼NE¼	35

Description	Irrigable area (private land) (acres)
T. 2 N., R. 5 W., B. M.—Con.	
Sec. 11—Continued.	
SW¼NE¼	12
SE¼NE¼	9
NE¼NW¼	32
NW¼NW¼	20
SW¼NW¼	8
SE¼NW¼	8
NE¼SW¼	26
NW¼SW¼	4
SW¼SW¼	15
SE¼SW¼	34
NE¼SE¼	2
NW¼SE¼	31
SW¼SE¼	35
SE¼SE¼	21
Sec. 12—	
NE¼NE¼	39
NW¼NE¼	29
SW¼NE¼	35
SE¼NE¼	31
NE¼NW¼	30
NW¼NW¼	12
SE¼NW¼	19
NE¼SW¼	1
SW¼SW¼	10
SE¼SW¼	2
NE¼SE¼	36
NW¼SE¼	39
SW¼SE¼	25
SE¼SE¼	20
Sec. 13—	
NE¼NE¼	15
SE¼NE¼	10
NE¼NW¼	10
NW¼NW¼	9
NW¼SW¼	6
SW¼SW¼	4
Sec. 14—	
NE¼NE¼	32
NW¼NE¼	36
SW¼NE¼	36
SE¼NE¼	36
NE¼NW¼	21
NW¼NW¼	24
SW¼NW¼	32
SE¼NW¼	7
NE¼SW¼	28
NW¼SW¼	33
SW¼SW¼	36
SE¼SW¼	36
NE¼SE¼	38
NW¼SE¼	29
SW¼SE¼	30
SE¼SE¼	29
Sec. 15—	
NE¼NE¼	10
SE¼NE¼	12
NE¼SE¼	18
NW¼SE¼	16
SW¼SE¼	15
SE¼SE¼	15
Sec. 16—	
SW¼SE¼	10
Sec. 22—	
NE¼SE¼	7
SE¼SE¼	2
Sec. 23—	
NE¼NE¼	14
NW¼NE¼	24
SE¼NE¼	2
NE¼NW¼	22
NW¼NW¼	38
SW¼NW¼	19
SE¼NW¼	1
T. 3 N., R. 5 W., B. M.:	
Sec. 4—	
Lot 3	18
SW¼NW¼	14
NW¼SW¼	22
SW¼SW¼	34
SE¼SW¼	7
Sec. 5—	
Lot 1	5
Lot 2	32
SW¼NE¼	14
SE¼NE¼	30
Lot 3	19
Lot 4	26
NE¼SW¼	30
NW¼SW¼	37

Description	Irrigable area (private land) (acres)
T. 3 N., R. 5 W., B. M.—Con.	
Sec. 5—Continued.	
NE¼SE¼	28
NW¼SE¼	28
SW¼SE¼	7
SE¼SE¼	25
Sec. 6—	
Lot 2	27
SW¼NE¼	37
Lot 3	37
Lot 4	33
Lot 5	33
SE¼NW¼	38
Sec. 7—	
NE¼NE¼	26
NW¼NE¼	30
SW¼NE¼	29
SE¼NE¼	19
Lot 4	15
SE¼SW¼	25
NE¼SE¼	25
NW¼SE¼	3
SW¼SE¼	25
SE¼SE¼	36
Sec. 8—	
NE¼NE¼	28
NW¼NE¼	14
SW¼NE¼	23
SE¼NE¼	32
SW¼NW¼	10
NE¼SW¼	19
NW¼SW¼	22
SW¼SW¼	27
SE¼SW¼	23
NE¼SE¼	40
NW¼SE¼	24
SW¼SE¼	35
SE¼SE¼	38
Sec. 9—	
NW¼NE¼	12
SW¼NE¼	38
SE¼NE¼	24
NE¼NW¼	39
NW¼NW¼	38
SW¼NW¼	39
SE¼NW¼	40
NE¼SW¼	40
NW¼SW¼	39
SW¼SW¼	35
SE¼SW¼	36
NE¼SE¼	38
NW¼SE¼	39
SW¼SE¼	36
SE¼SE¼	36
Sec. 10—	
SW¼NW¼	12
SE¼NW¼	26
NE¼SW¼	30
NW¼SW¼	32
SW¼SW¼	29
SE¼SW¼	39
SW¼SE¼	18
Lot 3	16
Sec. 13—	
SW¼SW¼	32
SE¼SW¼	33
Sec. 14—	
SE¼SW¼	21
NW¼SE¼	18
SW¼SE¼	30
SE¼SE¼	26
Sec. 15—	
NE¼NE¼	32
NW¼NE¼	38
SW¼NE¼	39
SE¼NE¼	38
NE¼NW¼	33
NE¼SW¼	34
NW¼SW¼	39
SW¼SW¼	37
SE¼SW¼	37
Sec. 16—	
NW¼NE¼	31
SW¼NE¼	35
SE¼NE¼	33
NE¼NW¼	32
NW¼NW¼	36
SW¼NW¼	38
SE¼NW¼	37
NE¼SW¼	32

Description	Irrigable area (private land) (acres)
T. 3 N., R. 5 W., B. M.—Con.	
Sec. 16—Continued	
NW¼SW¼	32
SW¼SW¼	32
SE¼SW¼	36
NE¼SE¼	34
NW¼SE¼	37
SW¼SE¼	35
SE¼SE¼	32
Sec. 17—	
NE¼NE¼	32
NW¼NE¼	29
SW¼NE¼	39
SE¼NE¼	35
NE¼NW¼	32
NW¼NW¼	30
SW¼NW¼	31
SE¼NW¼	39
NE¼SW¼	38
NW¼SW¼	39
SW¼SW¼	34
SE¼SW¼	38
NE¼SE¼	32
NW¼SE¼	39
SW¼SE¼	39
SE¼SE¼	38
Sec. 18—	
NE¼NE¼	38
NW¼NE¼	38
SW¼NE¼	34
SE¼NE¼	32
NE¼NW¼	36
Lot 1	28
Lot 2	31
SE¼NW¼	34
NE¼SW¼	28
Lot 3	20
Lot 4	15
SE¼SW¼	15
NE¼SE¼	32
NW¼SE¼	28
SW¼SE¼	33
SE¼SE¼	36
Sec. 19—	
NE¼NE¼	33
NW¼NE¼	24
SW¼NE¼	20
SE¼NE¼	34
NE¼SE¼	38
NW¼SE¼	20
SW¼SE¼	37
SE¼SE¼	32
Sec. 20—	
NE¼NE¼	38
NW¼NE¼	39
SW¼NE¼	38
SE¼NE¼	39
NE¼NW¼	37
NW¼NW¼	38
SW¼NW¼	38
SE¼NW¼	40
NE¼SW¼	40
NW¼SW¼	39
SW¼SW¼	39
SE¼SW¼	36
NE¼SE¼	39
NW¼SE¼	37
SW¼SE¼	27
SE¼SE¼	39
Sec. 21—	
NE¼NE¼	32
NW¼NE¼	39
SW¼NE¼	33
SE¼NE¼	30
NE¼NW¼	39
NW¼NW¼	30
SW¼NW¼	38
SE¼NW¼	39
NE¼SW¼	40
NW¼SW¼	38
SW¼SW¼	38
SE¼SW¼	39
NE¼SE¼	37
NW¼SE¼	33
SW¼SE¼	34
SE¼SE¼	34
Sec. 22—	
NE¼NE¼	25
NW¼NE¼	9

Description	Irrigable area (private land) (acres)
T. 3 N., R. 5 W., B. M.—Con.	
Sec. 22—Continued.	
SW¼NE¼	4
SE¼NE¼	10
NE¼NW¼	24
NW¼NW¼	37
SW¼NW¼	30
SE¼NW¼	24
NE¼SW¼	38
NW¼SW¼	38
SW¼SW¼	38
SE¼SW¼	32
NE¼SE¼	8
NW¼SE¼	6
SE¼SE¼	36
Sec. 23—	
NE¼NE¼	29
NW¼NE¼	21
SW¼NE¼	39
SE¼NE¼	32
NE¼NW¼	19
NW¼NW¼	13
SW¼NW¼	13
SE¼NW¼	31
NE¼SW¼	24
NW¼SW¼	16
SW¼SW¼	19
SE¼SW¼	35
NE¼SE¼	37
NW¼SE¼	37
SW¼SE¼	33
SE¼SE¼	28
Sec. 24—	
NW¼NE¼	3
SW¼NE¼	1
NE¼NW¼	8
NW¼NW¼	16
SW¼NW¼	27
SE¼NW¼	13
NE¼SW¼	35
NW¼SW¼	40
SW¼SW¼	13
SE¼SW¼	20
NE¼SE¼	1
NW¼SE¼	24
SW¼SE¼	23
SE¼SE¼	17
Sec. 25—	
NE¼NE¼	1
NE¼NW¼	3
NW¼NW¼	12
SW¼NW¼	32
SE¼NW¼	4
NE¼SW¼	25
NW¼SW¼	13
SW¼SW¼	30
SE¼SW¼	22
NW¼SE¼	10
SW¼SE¼	29
Sec. 26—	
NE¼NE¼	21
NW¼NE¼	34
SW¼NE¼	23
SE¼NE¼	11
NE¼NW¼	37
NW¼NW¼	35
SW¼NW¼	28
SE¼NW¼	32
NE¼SW¼	40
NW¼SW¼	33
SW¼SW¼	32
SE¼SW¼	39
NE¼SE¼	24
NW¼SE¼	35
SW¼SE¼	39
SE¼SE¼	33
Sec. 27—	
NE¼NE¼	39
NW¼NE¼	2
SW¼NE¼	16
SE¼NE¼	37
NE¼NW¼	1
NW¼NW¼	32
SW¼NW¼	23
NW¼SW¼	27
SW¼SW¼	2
SE¼SW¼	35
NE¼SE¼	32
NW¼SE¼	37
SW¼SE¼	30

Description	Irrigable area (private land) (acres)
T. 3 N., R. 5 W., B. M.—Con.	
Sec. 28—	
NE¼NE¼	39
NW¼NE¼	38
SW¼NE¼	36
SE¼NE¼	36
NE¼NW¼	38
NW¼NW¼	38
SW¼NW¼	36
SE¼NW¼	37
NE¼SW¼	38
NW¼SW¼	36
SW¼SW¼	38
SE¼SW¼	36
NE¼SE¼	36
NW¼SE¼	35
SW¼SE¼	34
Sec. 29—	
NE¼NE¼	37
NW¼NE¼	39
SW¼NE¼	39
SE¼NE¼	38
NE¼NW¼	36
NW¼NW¼	37
SW¼NW¼	19
SE¼NW¼	12
Sec. 30—	
SW¼NE¼	37
SE¼NE¼	39
Lot 2	1
SE¼NW¼	34
NE¼SW¼	39
Lot 3	31
NE¼SE¼	37
NW¼SE¼	36
Sec. 31—NE¼NE¼	4
Sec. 32—	
NW¼NE¼	16
SW¼NE¼	16
NE¼NW¼	39
NW¼NW¼	33
SW¼NW¼	5
SE¼NW¼	20
NE¼SW¼	22
NW¼SW¼	1
SW¼SW¼	6
NE¼SE¼	31
NW¼SE¼	34
SW¼SE¼	4
Sec. 33—	
NE¼NE¼	37
NW¼NE¼	2
SW¼NE¼	21
SE¼NE¼	23
SW½SE¼	10
SE¼SE¼	20
Sec. 34—	
NE¼NE¼	33
NW¼NE¼	37
SW¼NE¼	34
SE¼NE¼	34
NE¼NW¼	4
NW¼NW¼	35
SW¼NW¼	38
SE¼NW¼	2
NW¼SW¼	30
SW¼SW¼	7
NE¼SE¼	38
NW¼SE¼	37
SW¼SE¼	33
SE¼SE¼	25
Sec. 35—	
NE¼NE¼	34
NW¼NE¼	38
SW¼NE¼	32
SE¼NE¼	37
NE¼NW¼	34
NW¼NW¼	25
SW¼NW¼	34
SE¼NW¼	31
NE¼SW¼	39
NW¼SW¼	27
SW¼SW¼	27
SE¼SW¼	38
NE¼SE¼	30
NW¼SE¼	37
SW¼SE¼	38
SE¼SE¼	33
Sec. 36—	
NE¼NE¼	36
NW¼NE¼	31
SW¼NE¼	37

Description	Irrigable area (private land) (acres)
T. 3 N., R. 5 W., B. M.—Con.	
Sec. 36—Continued.	
SE¼NE¼	37
NE¼NW¼	38
NW¼NW¼	38
SW¼NW¼	34
SE¼NW¼	38
NE¼SW¼	28
NW¼SW¼	37
SW¼SW¼	38
SE¼SW¼	36
NE¼SE¼	33
NW¼SE¼	31
SW¼SE¼	36
SE¼SE¼	36
T. 4 N., R. 5 W., B. M.:	
Sec. 19—	
NE¼SW¼	33
Lot 9	32
Lot 10	35
SE¼SW¼	16
SW¼SE¼	40
SE¼SE¼	33
Sec. 29—	
Lot 8	7
Lot 7	15
Lot 6	23
Lot 5	28
Sec. 30—	
NE¼NE¼	16
NW¼NE¼	37
SW¼NE¼	40
SE¼NE¼	8
NE¼NW¼	37
Lot 1	34
Lot 2	32
SE¼NW¼	40
NE¼SW¼	22
NW¼SW¼	17
SW¼SW¼	13
SE¼SW¼	28
NE¼SE¼	24
NW¼SE¼	10
SW¼SE¼	16
SE¼SE¼	4
Sec. 31—	
NE¼NE¼	17
NW¼NE¼	34
SW¼NE¼	35
SE¼NE¼	26
NE¼NW¼	36
Lot 1	35
SE¼NW¼	21
NE¼SW¼	25
Sec. 32—	
Lot 7	29
NW¼NW¼	12
SW¼NW¼	2
Lot 6	33
NE¼SW¼	16
NW¼SW¼	10
SE¼SW¼	20
Lot 5	15
SW¼SE¼	4
T. 3 N., R. 6 W., B. M.:	
Sec. 1—	
Lot 3	34
Lot 4	36
SW¼NW¼	33
SE¼NW¼	38
NE¼SW¼	38
NW¼SE¼	38
SW¼SE¼	39
SE¼SE¼	39
Sec. 11—	
Lot 4	5
SE¼SE¼	24
Sec. 12—	
SW¼NE¼	33
SE¼NE¼	38
NE¼NW¼	32
NW¼NW¼	21
SW¼NW¼	17
SE¼NW¼	13
SW¼SW¼	28
SE¼SW¼	28
NE¼SE¼	24
NW¼SE¼	10
SW¼SE¼	16
SE¼SE¼	4

Description	Irrigable area (private land) (acres)
T. 3 N., R. 6 W., B. M.—Con.	
Sec. 13—	
NE¼NE¼	29
NW¼NE¼	20
SW¼NE¼	37
SE¼NE¼	38
SW¼NW¼	14
SE¼NW¼	25
NE¼SW¼	36
NW¼SW¼	28
SE¼SW¼	35
NE¼SE¼	26
NW¼SE¼	37
SW¼SE¼	36
SE¼SE¼	37
Sec. 14—	
NE¼NE¼	2
SW¼NE¼	24
SE¼NE¼	10
Lot 2	8
SE¼NW¼	9
NE¼SW¼	16
Lot 3	6
NE¼SE¼	23
NW¼SE¼	23
Sec. 23—	
SW¼NE¼	35
SE¼NE¼	39
NE¼SE¼	38
NW¼SE¼	35
SW¼SE¼	12
SE¼SE¼	32
Sec. 24—	
Lot 1	26
Lot 2	36
SW¼NE¼	37
Lot 5	26
Lot 3	31
Lot 4	35
SW¼NW¼	35
SE¼NW¼	36
NE¼SW¼	40
NW¼SW¼	37
SW¼SW¼	37
SE¼SW¼	38
Lot 6	23
NW¼SE¼	39
SW¼SE¼	36
Lot 7	19
Sec. 25—	
Lot 3	11
NW¼SE¼	3
Sec. 26—	
NE¼NE¼	38
NW¼NE¼	4
Sec. 36—	
Lot 1	9
NW¼NE¼	15
SW¼NE¼	8
Lot 2	2
NE¼NW¼	9
NW¼NW¼	3
SE¼NW¼	5
NW¼SE¼	1
T. 4 N., R. 6 W., B. M.:	
Sec. 23—	
Lot 1	4
Lot 2	9
SW¼NE¼	6
SE¼NE¼	28
NE¼NW¼	20
Lot 3	6
Lot 4	11
SE¼NW¼	39
NE¼SE¼	24
SE¼SE¼	2
Sec. 24—	
Lot 6	15
Lot 4	34
Lot 5	23
NE¼SW¼	36
NW¼SW¼	32
SW¼SW¼	37
SE¼SW¼	38
NW¼SE¼	39
SW¼SE¼	36
Lot 7	19
Sec. 25—	
NE¼NE¼	37
NW¼NE¼	35

Description	*Irrigable area (private land) (acres)*
T. 4 N., R. 6 W., B. M.—Con.	
Sec. 25—Continued.	
SW¼NE¼	40
SE¼NE¼	34
NE¼NW¼	9
NW¼NW¼	18
SE¼NW¼	16
NE¼SW¼	27
SW¼SW¼	17
SE¼SW¼	23
NE¼SE¼	32
NW¼SE¼	40
SW¼SE¼	33
SE¼SE¼	39
Sec. 26—	
SW¼SE¼	35
SE¼SE¼	35
Sec. 36—	
NE¼NE¼	38
NW¼NE¼	23
SW¼NE¼	8
SE¼NE¼	17
NE¼NW¼	14
NW¼NW¼	36
SW¼NW¼	19
SE¼NW¼	21
NE¼SW¼	13
NW¼SW¼	12
SW¼SW¼	37
SE¼SW¼	24
NE¼SE¼	11
NW¼SE¼	23
SW¼SE¼	31
SE¼SE¼	24
Total irrigable area	30,448

Payment of construction charges on the irrigable lands to which water is announced as available will be at the rate of $2.00 per irrigable acre per annum for the years 1946 through 1949, in lieu of the rate specified in the 1936 contract. The amount for each of these years shall be paid in two equal semiannual instalments, the first to be payable on December 31 of the year for which the annual amount is due and the second on July 1 of the ensuing year.

2. Delivery of water from the project supply to the lands above described will be made only subject to the following provisions:

a. *Operation of project works by United States.* The project works built by the United States shall be retained and operated by the United States until such time as written notice is hereafter given by the Secretary of the Interior (herein called the Secretary) to the several districts which are parties to the 1936 contract (herein called subscribing districts): requiring that the Board of Control be established in accordance with the provisions of the contract of October 14, 1926 between the United States and the Gem Irrigation District, as amended, and the contracts between the United States and each of the other subscribing districts; describing the works to be transferred to that Board of Control; and fixing the date when the transfer is to be effective.

b. *Payment of operation and maintenance costs.* (1) During the period that the project works are being operated by the United States, the District's share of the cost of operation and maintenance of the works shall be paid by the District directly to the United States. The amount of the annual payments shall be fixed by the Secretary and payments shall be made as provided herein. Beginning with the calendar year 1946, the Secretary shall furnish to the District on or before November 1 of each year, or as soon thereafter as practicable, a statement of the estimated costs of operating and maintaining the project works during the ensuing calendar year, and of the District's share thereof. As soon as practicable after issuance of this notice, the Secretary shall furnish to the District a similar statement for operation and maintenance during the calendar year 1946. For the calendar year 1946, the District shall pay its share in the following instalments; fifty percent (50%) on or before May 1 of that year; twenty-five percent (25%) on or before July 1 of that year; and twenty-five percent (25%) on or before December 1 of that year. For the calendar year 1947 and each succeeding year hereunder, the District shall pay its share as follows: forty percent (40%) on or before December 1 of the preceding year; twenty-five percent (25%) on or before May 1 of the year for which payment is made; and thirty-five percent (35%) on or before July 1 of that year. Whenever, in the opinion of the Secretary, funds advanced as herein required will be inadequate to operate and maintain the project works properly to the end of the calendar year for which the advances were made, the Secretary may give a supplemental statement of operation and maintenance charges stating the additional advances required for the project works for the year in question and the District's share thereof. The District shall make such additional advances on or before the date specified in such statement.

(2) As soon as practicable after the close of each calendar year the actual costs of operation and maintenance chargeable to the project works for the year just closed shall be determined and announced by the Secretary. If the part of the actual cost for the year apportionable to the District is less than the funds advanced therefor by the District, any excess shall be credited against the next instalment of operation and maintenance charges coming due hereunder. If such cost is more than the funds advanced therefor, the difference shall be paid by the District to the United States on or before the dates specified in the notice announcing such deficit.

(3) In the case of a district operating all or a portion of the works for the distribution of water within its boundaries, adjustments of the operation and maintenance charges to be paid by it to the United States shall be made to the end that the total charge for operation and maintenance for all irrigable lands of the project will be equal, taking account both of payments to be made to the United States hereunder and of payments to be made to a District for operation and maintenance performed by it. Adjustments in charges by the United States hereunder to this end shall be made on the basis provided in article 31 of the contract of October 14, 1926 with the Gem Irrigation District, the Secretary acting thereunder in lieu of the Board of Control, and shall be so made notwithstanding the provisions of the 1936 contract.

(4) The determinations as to what costs incurred by the United States are properly chargeable, under this provision, to the operation and maintenance of the project works shall be made by the Secretary. There shall be included the amount required to be paid to the United States under the terms of the 1936 contract for electric power and energy supplied by the United States for the operation of project pumping plants.

c. *Basis for levy of operation and maintenance charges.* Levies and charges made by the District to collect monies to meet operation and maintenance charges and the cost of power for pumping, covering both the amounts to be paid to the United States hereunder and the costs of those kinds incurred in operational activities by the District, shall be on the following basis:

There shall be a minimum charge made annually against each acre of irrigable land in the District to which water is available from the project works, which shall be required to be paid whether or not water is used. The minimum charge and the maximum amount of water to be delivered therefor for each irrigation season shall be fixed by the District in conformity with the announcement with respect thereto made by the Secretary: *Provided*, That in no event shall the amount of water to be delivered on payment of the minimum charge be fixed by the Secretary at less than four (4) acre-feet for an irrigation season. Such announcement will be made for the calendar year 1946 as soon as practicable after the notice of availability becomes effective, and for each season thereafter on or before November 1 of the preceding calendar year. Payment of the minimum charge by the water users shall be required to be made to the District in advance of the delivery of any water in the season for which the payment is made. Water in excess of the amount to be delivered for the minimum charge may be delivered to water users in any season on payment to the District of a charge, for each acre-foot or fraction thereof, of not less than twenty-five percent (25%) more than the average charge per acre-foot of water which said land is entitled to secure for the annual minimum charge. No excess water will be delivered to a farm unit unless advance payment therefor has been made by the water users to the District, or arrangements for such payment have been made that are satisfactory to the District and are in keeping with the requirements of the law.

d. *Deferment of charges for years 1940 through 1945.* Had the notice of availability of water under article 13-I of the 1936 contract been given on the initial date provided by that article, the construction charges payable by the District for each of the years 1940 through 1945 would have been seventy-six thousand, one hundred twenty dollars ($76,120.00). Pursuant to the authority of the Reclamation Project Act of 1939 (53 Stat. 1187), as amended, each of those amounts are hereby deferred for payment as follows: seventy-six thousand, one hundred twenty dollars ($76,120.00) to become due in the year following the last year of the repayment period under the 1936 contract, and a like amount to come due in each of the succeeding five years. Each of these instalments will be payable on December 1 of the year in which due, but the District may at its option make payment in semiannual instalments, the first on December 31 of such year and the second on July 1 of the following year.

e. *Terms of this notice limited to interim period.* The provisions for the repayment of construction charges established by this notice are to govern the District's repayment obligations only until an amendatory repayment contract has been entered into under the provisions of the Reclamation Project Act of 1939, as amended. Neither the instalments fixed hereunder nor any other provision of this notice of availability shall be construed in any sense to be the measure or criterion of the terms of repayment that will be acceptable to the United States in connection with any later amendatory contract.

f. *Existing contracts unaffected.* This notice of availability is given pursuant to the existing repayment contracts between the United States and the District, and, except as the provisions herein are inconsistent therewith, those repayment contracts remain in full force and effect.

3. In addition to the foregoing provisions of this notice, the delivery of water hereunder may be made conditional on the formal acceptance of this notice by the District. In the absence of such formal acceptance, payment by the District of the first instalment of the estimated operation and maintenance charges for the year 1946, as provided in paragraph (1) of subsection 2 (b) above, will be treated as the District's acceptance of this notice and all of its provisions, and the delivery of any water at any time hereunder is predicated on this understanding.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46-5953; Filed, Apr. 9, 1946; 4:57 p. m.]

[No. 19]

ADVANCEMENT IRRIGATION DISTRICT, OWYHEE PROJECT, OREGON-IDAHO

NOTICE OF AVAILABILITY OF WATER

FEBRUARY 19, 1946.

1. Pursuant to the provisions of article 13-I of the contract of March 16, 1936, Symbol No. IIr-876 (herein called the 1936 contract), notice is hereby given that water from the works of the Owyhee project will be available beginning the first of the 1946 irrigation season, to the following described irrigable lands within the boundaries of the Advancement Irrigation District (herein called the District):

Description	*Irrigable area (private land) (acres)*
T. 18 S., R. 47 E., W. M.:	
Sec. 4—	
S½ lot 4	17
S½NW¼SE¼NW¼	3
W½NW¼SW¼SW¼	4
N½N½SE¼SW¼	10
Sec. 5—	
S½ lot 1	18
S½ lot 2	5
SW¼NE¼	34
SE¼NE¼	37
E½SE¼NW¼, E½SW¼SE¼NW¼	17
NE¼SE¼	36
NW¼SE¼	37
SW¼SE¼	37
SE¼SE¼	36
Sec. 8—	
NE¼NE¼	35
NW¼NE¼	39
SE¼NE¼	37
NE¼SE¼	38
E½SW¼SE¼	18
East Portion SE¼NW¼SE¼	5
SE¼SE¼	36
Sec. 9—	
W½NW¼NW¼	18
SW¼NW¼	38
N½NW¼SW¼, W⅜S¼NW¼SW¼, W½W½NE¼SW¼SW¼, W½SW¼SW¼	30
Sec. 17—	
NE¼NE¼	36
E½E½NW¼NE¼	10
E½E½SW¼NE¼	9
SE¼NE¼	24
W½NE¼SE¼	17
Total irrigable area	701

Payment of construction charges on the irrigable lands to which water is announced as available will be at the rate of $2.00 per irrigable acre per annum for the years 1946 through 1949, in lieu of the rate specified in the 1936 contract. The amount for each of these years shall be paid in two equal semiannual instalments, the first to be payable on December 31 of the year for which the annual amount is due and the second on July 1 of the ensuing year.

2. Delivery of water from the project supply to the lands above described will be made only subject to the following provisions:

a. *Operation of project works by United States.* The project works built by the United States shall be retained and operated by the United States until such time as written notice is hereafter given by the Secretary of the Interior (herein called the Secretary) to the several districts which are parties to the 1936 contract (herein called subscribing districts); requiring that the Board of Control be established in accordance with the provisions of the contract of September 1, 1936 between the United States and the Advancement Irrigation District and the contracts between the United States and each of the other subscribing districts; describing the works to be transferred to that Board of Control; and fixing the date when the transfer is to be effective.

b. *Payment of operation and maintenance costs.* (1) During the period that the project works are being operated by the United States, the District's share of the cost of operation and maintenance of the works shall be paid by the District directly to the United States. The amount of the annual payments shall be fixed by the Secretary and payments shall be made as provided herein. Beginning with the calendar year 1946, the Secretary shall furnish to the District on or before November 1 of each year, or as soon thereafter as practicable, a statement of the estimated costs of operating and maintaining the project works during the ensuing calendar year, and of the District's share thereof. As soon as practicable, after issuance of this notice, the Secretary shall furnish to the District a similar statement for operation and maintenance during the calendar year 1946. For the calendar year 1946, the District shall pay its share in the following instalments: fifty percent (50%) on or before May 1 of that year; twenty-five percent (25%) on or before July 1 of that year; and twenty-five percent (25%) on or before December 1 of that year. For the calendar year 1947 and each succeeding year hereunder, the District shall pay its share as follows: forty percent (40%) on or before December 1 of the preceding year; twenty-five percent (25%) on or before May 1 of the year for which payment is made; and thirty-five percent (35%) on or before July 1 of that year. Whenever, in the opinion of the Secretary, funds advanced as herein required will be inadequate to operate and maintain the project works properly to the end of the calendar year for which the advances were made, the Secretary may give a supplemental statement of operation and maintenance charges stating the additional advances required for the project works for the year in question and the District's share thereof. The District shall make such additional advances on or before the date specified in such statement.

(2) As soon as practicable after the close of each calendar year the actual costs of operation and maintenance chargeable to the project works for the year just closed shall be determined and announced by the Secretary. If the part of the actual cost for the year apportionable to the District is less than the funds advanced therefor by the District, any excess shall be credited against the next instalment of operation and maintenance charges coming due hereunder. If such cost is more than the funds advanced therefor, the difference shall be paid by the District to the United States on or before the dates specified in the notice announcing such deficit.

(3) In the case of a district operating all or a portion of the works for the distribution of water within its boundaries, adjustments of the operation and maintenance charges to be paid by it to the United States shall be made to the end that the total charge for operation and maintenance for all irrigable lands of the project will be equal, taking account both of payments to be made to the United States hereunder and of payments to be made to a district for operation and maintenance performed by it. Adjustments in charges by the United States hereunder to this end shall be made on the basis provided in article 31 of the contract of October 14, 1926 with the Gem Irrigation District, the Secretary acting thereunder in lieu of the Board of Control, and shall be so made notwithstanding the provisions of the 1936 contract.

(4) The determinations as to what costs incurred by the United States are properly chargeable, under this provision, to the operation and maintenance

of the project works shall be made by the Secretary. There shall be included the amount required to be paid to the United States under the terms of the 1936 contract for electric power and energy supplied by the United States for the operation of project pumping plants.

c. *Basis for levy of operation and maintenance charges.* Levies and charges made by the District to collect monies to meet operation and maintenance charges and the cost of power for pumping, covering both the amounts to be paid to the United States hereunder and the costs of those kinds incurred in operational activities by the District, shall be on the following basis:

There shall be a minimum charge made annually against each acre of irrigable land in the District to which water is available from the project works, shall be required to be paid whether or not water is used. The minimum charge and the maximum amount of water to be delivered therefor for each irrigation season shall be fixed by the District in conformity with the announcement with respect thereto made by the Secretary: *Provided*, That in no event shall the amount of water to be delivered on payment of the minimum charge be fixed by the Secretary at less than four (4) acre-feet for an irrigation season. Such announcement will be made for the calendar year 1946 as soon as practicable after the notice of availability becomes effective, and for each season thereafter on or before November 1 of the preceding calendar year. Payment of the minimum charge by the water users shall be required to be made to the District in advance of the delivery of any water in the season for which the payment is made. Water in excess of the amount to be delivered for the minimum charge may be delivered to water users in any season on payment to the District of a charge, for each acre-foot or fraction thereof, of not less than twenty-five percent (25%) more than the average charge per acre-foot of water which said land is entitled to secure for the annual minimum charge. No excess water will be delivered to a farm unit unless advance payment therefor has been made by the water users to the District, or arrangements for such payment have been made that are satisfactory to the District and are in keeping with the requirements of the law.

d. *Deferment of charges for years 1940 through 1945.* Had the notice of availability of water under article 13–I of the 1936 contract been given on the initial date provided by that article, the construction charges payable by the District for each of the years 1940 through 1945 would have been one thousand, seven hundred fifty-two dollars and fifty cents ($1,752.50). Pursuant to the authority of the Reclamation Project Act of 1939 (53 Stat. 1187), as amended, each of these amounts are hereby deferred for payment as follows: one thousand, seven hundred fifty-two dollars and fifty cents ($1,752.50) to become due in the year following the last year of the repayment period under the 1936 contract, and a like amount to come due in each of the succeeding five years. Each of these instalments will be payable on December 1 of that year in which due, but the District may at its option make payment in semiannual instalments, the first on December 31 of such year and the second on July 1 of the following year.

e. *Terms of this notice limited to interim period.* The provisions for the repayment of construction charges established by this notice are to govern the District's repayment obligations only until an amendatory repayment contract has been entered into under the provisions of the Reclamation Project Act of 1939, as amended. Neither the instalments fixed hereunder nor any other provision of this notice of availability shall be construed in any sense to be the measure or criterion of the terms of repayment that will be acceptable to the United States in connection with any later amendatory contract.

f. *Existing contracts unaffected.* This notice of availability is given pursuant to the existing repayment contracts between the United States and the District, and, except as the provisions herein are inconsistent therewith, those repayment contracts remain in full force and effect.

3. In addition to the foregoing provisions of this notice, the delivery of water hereunder may be made conditional on the formal acceptance of this notice by the District. In the absence of such formal acceptance, payment by the District of the first instalment of the estimated operation and maintenance charges for the year 1946, as provided in paragraph (1) of subsection 2 (b) above, will be treated as the District's acceptance of this notice and all of its provisions, and the delivery of any water at any time hereunder is predicated on this understanding.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46–5954; Filed, Apr. 9, 1946; 4:57 p. m.]

[No. 20]

PAYETTE-OREGON SLOPE IRRIGATION DISTRICT, OWYHEE PROJECT, OREGON-IDAHO

NOTICE OF AVAILABILITY OF WATER

FEBRUARY 19, 1946.

1. Pursuant to the provisions of article 13–I of the contract of March 16, 1936, Symbol No. IIr–876 (herein called the 1936 contract), notice is hereby given that water from the works of the Owyhee project will be available, beginning the first of the 1946 irrigation season, to the following described irrigable lands within the boundaries of the Payette-Oregon Slope Irrigation District (herein called the District):

Description	Irrigable area (private land) (acres)
T. 16 S., R. 47 E., W. M.:	
Sec. 8—	
NE¼SW¼	38
NE¼SE¼	38
NW¼SE¼	38
SW¼SE¼	37
SE¼SE¼	36
Sec. 14—	
SW¼NW¼	9
NE¼SW¼	14
SW¼SW¼	26
SE¼SW¼	38
NE¼SE¼	36
NW¼SE¼	28
SW¼SE¼	39
SE¼SE¼	33
Sec. 15—	
S½NE¼NE¼	18
S½NW¼NE¼	24
SW¼NE¼	32
SE¼NE¼	14
NE¼NW¼	32
NW¼NW¼	38
SW¼NW¼	35
SE¼NW¼	29
NE¼SW¼	24
NW¼SW¼	34
SW¼SW¼	27
SE¼SW¼	33
NE¼SE¼	24
NW¼SE¼	34
SW¼SE¼	37
SE¼SE¼	29
Sec. 16—	
NE¼NW¼	38
NW¼NW¼	39
SW¼NW¼	34
SE¼NW¼	39
NE¼SW¼	35
NE¼SE¼	40
NW¼SE¼	38
SW¼SE¼	32
SE¼SE¼	35
Sec. 17—	
NE¼NE¼	38
NW¼NE¼	18
SE¼NE¼	8
Sec. 21—	
NE¼NE¼	31
SE¼NE¼	31
Sec. 22—	
NE¼NE¼	38
NW¼NE¼	38
SW¼NE¼	37
SE¼NE¼	38
NE¼NW¼	33
NW¼NW¼	33
SW¼NW¼	35
SE¼NW¼	27
NE¼SW¼	31
NW¼SW¼	32
SW¼SW¼	13
SE¼SW¼	34
NE¼SE¼	36
NW¼SE¼	39
SW¼SE¼	33
SE¼SE¼	36
Sec. 23—	
NE¼NE¼	34
NW¼NE¼	39
SW¼NE¼	38
SE¼NE¼	32
NE¼NW¼	38
NW¼NW¼	36
SW¼NW¼	37
SE¼NW¼	38
NE¼SW¼	29
NW¼SW¼	38
SW¼SW¼	37
SE¼SW¼	38
NE¼SE¼	32
NW¼SE¼	36
SW¼SE¼	36
SE¼SE¼	36
Sec. 25—	
SW¼SW¼	35
Sec. 26—	
NE¼NE¼	37
NW¼NE¼	34
SW¼NE¼	32
SE¼NE¼	33
NE¼NW¼	37
NW¼NW¼	28
SW¼NW¼	35
SE¼NW¼	37
NE¼SW¼	26
NW¼SW¼	34
SW¼SW¼	30
SE¼SW¼	34
NE¼SE¼	38
NW¼SE¼	38
SW¼SE¼	38
SE¼SE¼	38
Sec. 27—	
NE¼NE¼	26
NW¼NE¼	36
SW¼NE¼	37
SE¼NE¼	38
NE¼NW¼	21
SE¼NW¼	8
NE¼SE¼	28
NW¼SE¼	29
SW¼SE¼	34
SE¼SE¼	34
Sec. 34—	
NE¼NE¼	33
NW¼NE¼	34
SW¼NE¼	37
SE¼NE¼	25
NE¼NW¼	8
SE¼NW¼	19
NE¼SE¼	38
NW¼SE¼	16
SW¼SE¼	3
SE¼SE¼	27
Sec. 35—	
NE¼NE¼	38
NW¼NE¼	37
SW¼NE¼	36
SE¼NE¼	37
NE¼NW¼	36
NW¼NW¼	35
SW¼NW¼	36
SE¼NW¼	35
NE¼SW¼	34
NW¼SW¼	34
SW¼SW¼	24
SE¼SW¼	27
NE¼SE¼	30
NW¼SE¼	39
SW¼SE¼	29
SE¼SE¼	2
Sec. 36—	
Lot 1	12
NW¼NW¼	33
SW¼NW¼	16
NW¼SW¼	2
T. 17 S., R. 47 E., W. M.:	
Sec. 2—	
NW portion lot 2	3
Lot 3	18
Lot 4	29
SE¼NW¼	28
NE¼SW¼	27
NW¼SW¼	31
SW¼SW¼	37
Sec. 3—	
SE¼SW¼	5
NE¼SE¼	11
NW¼SE¼	8
SW¼SE¼	16
SE¼SE¼	25
Sec. 10—	
NE¼NE¼	37
NW¼NE¼	30
SW¼NE¼	21
SE¼NE¼	36
NE¼NW¼	20
SE¼NW¼NW¼	5
NE¼SW¼NW¼ S½SW¼NW¼	24
SE¼NW¼	23
NE¼SE¼	26
Sec. 11—	
SW¼NW¼	14
Total irrigable area	4,617

Payment of construction charges on the irrigable lands to which water is announced as available will be at the rate of $2.00 per irrigable acre per annum for the years 1946 through 1949, in lieu of the rate specified in the 1936 contract. The amount for each of these years shall be paid in two equal semiannual instalments, the first to be payable on December 31 of the year for which the annual amount is due and the second on July 1 of the ensuing year.

2. Delivery of water from the project supply to the lands above described will be made only subject to the following provisions:

a. *Operation of project works by United States.* The project works built by the United States shall be retained and operated by the United States until such time as written notice is hereafter given by the Secretary of the Interior (herein called the Secretary) to the several districts which are parties to the 1936 contract (herein called subscribing districts): requiring that the Board of Control be established in accordance with the provisions of the contract of October 14, 1926 between the United States and the Payette-Oregon Slope Irrigation District and the contracts between the United States and each of the other subscribing districts; describing the works to be transferred to that Board of Control; and fixing the date when the transfer is to be effective.

b. *Payment of operation and maintenance costs.* (1) During the period that the project works are being operated by the United States, the District's share of the cost of operation and maintenance of the works shall be paid by the District directly to the United States. The amount of the annual payments shall be fixed by the Secretary and payments shall be made as provided herein. Beginning with the calendar year 1946, the Secretary shall furnish to the District on or before November 1 of each year, or as soon thereafter as practicable, a statement of the estimated costs of operating and maintaining the project works during the ensuing calendar year, and of the District's share thereof. As soon as practicable, after issuance of this notice, the Secretary shall furnish to the District a similar statement for operation and maintenance during the calendar year 1946. For the calendar year 1946, the District shall pay its share in the following instalments: fifty percent (50%) on or before May 1 of that year; twenty-five percent (25%) on or before July 1 of that year; and twenty-five percent (25%) on or before December 1 of that year. For the calendar year 1947 and each succeeding year hereunder, the District shall pay its share as follows: forty percent (40%) on or before December 1 of the preceding year; twenty-five percent (25%) on or before May 1 of the year for which payment is made, and thirty-five percent (35%) on or before July 1 of that year. Whenever, in the opinion of the Secretary, funds advanced as herein required will be inadequate to operate and maintain the project works properly to the end of the calendar year for which the advances were made, the Secretary may give a supplemental statement of operation and maintenance charges stating the additional advances required for the project works for the year in question and the District's share thereof. The District shall make such additional advances on or before the date specified in such statement.

(2) As soon as practicable after the close of each calendar year the actual costs of operation and maintenance chargeable to the project works for the year just closed shall be determined and announced by the Secretary. If the part of the actual cost for the year apportionable to the District is less than the funds advanced therefor by the District, any excess shall be credited against the next instalment of operation and maintenance charges coming due hereunder. If such cost is more than the funds advanced therefor, the difference shall be paid by the District to the United States on or before the dates specified in the notice announcing such deficit.

(3) In the case of a district operating all or a portion of the works for the distribution of water within its boundaries, adjustments of the operation and maintenance charges to be paid by it to the United States shall be made to the end that the total charge for operation and maintenance for all irrigable lands of the project will be equal, taking account both of payments to be made to the United States hereunder and of payments to be made to a district for operation and maintenance performed by it. Adjustments in charges by the United States hereunder to this end shall be made on the basis provided in article 30 of the contract of October 14, 1926 with the Payette-Oregon Slope Irrigation District, the Secretary acting thereunder in lieu of the Board of Control, and shall be so made notwithstanding the provisions of the 1936 contract.

(4) The determinations as to what costs incurred by the United States are properly chargeable, under this provision, to the operation and maintenance of the project works shall be made by the Secretary. There shall be included the amount required to be paid to the United States under the terms of the 1936 contract for electric power and energy supplied by the United States for the operation of project pumping plants.

c. *Basis for levy of operation and maintenance charges.* Levies and charges made by the District to collect monies to meet operation and maintenance charges and the cost of power for pumping, covering both the amounts to be paid to the United States hereunder and the costs of those kinds incurred in operational activities by the District, shall be on the following basis:

There shall be a minimum charge made annually against each acre of irrigable land in the District to which water is available from the project works, which shall be required to be paid whether or not water is used. The minimum charge and the maximum amount of water to be delivered therefor for each irrigation season shall be fixed by the District in conformity with the announcement with respect thereto made by the Secretary: *Provided*, That in no event shall the amount of water to be delivered on payment of the minimum charge be fixed by the Secretary at less than four (4) acre-feet for an irrigation season. Such announcement will be made for the calendar year 1946 as soon as practicable after the notice of availability becomes effective, and for each season thereafter on or before November

1 of the preceding calendar year. Payment of the minimum charge by the water users shall be required to be made to the District in advance of the delivery of any water in the season for which the payment is made. Water in excess of the amount to be delivered for the minimum charge may be delivered to water users in any season on payment to the District of a charge, for each acre-foot or fraction thereof, of not less than twenty-five percent (25%) more than the average charge per acre-foot of water which said land is entitled to secure for the annual minimum charge. No excess water will be delivered to a farm unit unless advance payment therefor has been made by the water users to the District, or arrangements for such payment have been made that are satisfactory to the District and are in keeping with the requirements of the law.

d. *Deferment of charges for years 1940 through 1945.* Had the notice of availability of water under article 13–I of the 1936 contract been given on the initial date provided by that article, the construction charges payable by the District for each of the years 1940 through 1945 would have been eleven thousand, five hundred forty-two dollars and fifty cents ($11,542.50). Pursuant to the authority of the Reclamation Project Act of 1939 (53 Stat. 1187), as amended, each of those amounts are hereby deferred for payment as follows: eleven thousand, five hundred forty-two dollars and fifty cents ($11,542.50) to become due in the year following the last year of the repayment period under the 1936 contract, and a like amount to come due in each of the succeeding five years. Each of these instalments will be payable on December 1 of the year in which due, but the District may at its option make payment in semiannual instalments, the first on December 31 of such year and the second on July 1 of the following year.

e. *Terms of this notice limited to interim period.* The provisions for the repayment of construction charges established by this notice are to govern the District's repayment obligations only until an amendatory repayment contract has been entered into under the provisions of the Reclamation Project Act of 1939, as amended. Neither the instalments fixed hereunder nor any other provision of this notice of availability shall be construed in any sense to be the measure or criterion of the terms of repayment that will be acceptable to the United States in connection with any later amendatory contract.

f. *Existing contracts unaffected.* This notice of availability is given pursuant to the existing repayment contracts between the United States and the District, and, except as the provisions herein are inconsistent therewith, those repayment contracts remain in full force and effect.

3. In addition to the foregoing provisions of this notice, the delivery of water hereunder may be made conditional on the formal acceptance of this notice by the District. In the absence of such formal acceptance, payment by the District of the first instalment of the estimated operation and maintenance charges for the year 1946, as provided in paragraph (1) of subsection 2 (b) above, will be treated as the District's acceptance of this notice and all of its provisions, and the delivery of any water at any time hereunder is predicated on this understanding.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46–5955; Filed, Apr. 9, 1946; 4:57 p. m.]

[No. 21]

SLIDE IRRIGATION DISTRICT, OWYHEE PROJECT, OREGON-IDAHO

NOTICE OF AVAILABILITY OF WATER

FEBRUARY 19, 1946.

1. Pursuant to the provisions of article 13–I of the contract of March 16, 1936, as amended by the contract of May 1, 1939, Symbol No. 11r–876 (herein called the 1936 contract), notice is hereby given that water from the works of the Owyhee project will be available, beginning the first of the 1946 irrigation season, to the following described irrigable lands within the boundaries of the Slide Irrigation District (herein called the District):

Description	*Irrigable area (private land) (acres)*
T. 15 S., R. 46 E., W. M.:	
Sec. 25—	
Lot 3	27
Lot 4	8
SE¼SW¼	27
NE¼SE¼	38
NW¼SE¼	15
SW¼SE¼	36
SE¼SE¼	37
Sec. 36—	
NE¼NE¼	35
NW¼NE¼	31
SW¼NE¼	14
SE¼NE¼	30
NE¼NW¼	1
NE¼SE¼	9
T. 15 S., R. 47 E., W. M.:	
Sec. 30—S½ lot 4	16
Sec. 31—	
NE¼NE¼	13
NW¼NE¼	7
SW¼NE¼	30
SE¼NE¼	30
NE¼NW¼	19
NW¼NW¼	24
SW¼NW¼	34
SE¼NW¼	30
NE¼SW¼	35
NW¼SW¼	35
SW¼SW¼	15
NE¼SE¼	30
NW¼SE¼	30
Sec. 32—	
SW¼NE¼	15
SE¼NE¼	3
SW¼NW¼	25
SE¼NW¼	27
NE¼SW¼	28
NW¼SW¼	28
SW¼SW¼	36
SE¼SW¼	32
NE¼SE¼	17
NW¼SE¼	39
SW¼SE¼	27
SE¼SE¼	33
Sec. 33—	
Lot 3	3
Lot 4	14
Lot 5	23
T. 16 S., R. 47 E., W. M.:	
Sec. 4—	
Lot 1	49
Lot 2	16
Sec. 6—Lot 4	21
Total irrigable area	1,092

Payment of construction charges on the irrigable lands to which water is announced as available will be at the rate of $2.00 per irrigable acre per annum for the years 1946 through 1949, in lieu of the rate specified in the 1936 contract. The amount for each of these years shall be paid in two equal semiannual instalments, the first to be payable on December 31 of the year for which the annual amount is due and the second on July 1 of the ensuing year.

2. Delivery of water from the project supply to the lands above described will be made only subject to the following provisions:

a. *Operation of project works by United States.* The project works built by the United States shall be retained and operated by the United States until such time as written notice is hereafter given by the Secretary of the Interior (herein called the Secretary) to the several districts which are parties to the 1936 contract (herein called subscribing districts): requiring that the Board of Control be established in accordance with the provisions of the contract of October 14, 1926 between the United States and the Slide Irrigation District, as amended, and the contracts between the United States and each of the other subscribing districts; describing the works to be transferred to that Board of Control; and fixing the date when the transfer is to be effective.

b. *Payment of operation and maintenance costs.* (1) During the period that the project works are being operated by the United States, the District's share of the cost of operation and maintenance of the works shall be paid by the District directly to the United States. The amount of the annual payments shall be fixed by the Secretary and payments shall be made as provided herein. Beginning with the calendar year 1946, the Secretary shall furnish to the District on or before November 1 of each year, or as soon thereafter as practicable, a statement of the estimated costs of operating and maintaining the project works during the ensuing calendar year, and of the District's share thereof. As soon as practicable, after issuance of this notice, the Secretary shall furnish to the District a similar statement for operation and maintenance during the calendar year 1946. For the calendar year 1946, the District shall pay its share in the following instalments: fifty percent (50%) on or before May 1 of that year; twenty-five percent (25%) on or before July 1 of that year; and twenty-five percent (25%) on or before December 1 of that year. For the calendar year 1947 and each succeeding year hereunder, the District shall pay its share as follows: forty percent (40%) on or before December 1 of the preceding year; twenty-five percent (25%) on or before May 1 of the year for which payment is made; and thirty-five percent (35%) on or before July 1 of that year. Whenever, in the opinion of the Secretary, funds advanced as herein required will be inadequate to operate and maintain the project works properly to the end of the calendar year for which the advances were made, the Secretary may give a supplemental statement of operation and maintenance charges stating the additional advances required for the project works for the year in question and the District's share thereof. The District shall make such additional advances on or before the date specified in such statement.

(2) As soon as practicable after the close of each calendar year the actual costs of operation and maintenance chargeable to the project works for the year just closed shall be determined and announced by the Secretary. If the part of the actual cost for the year apportionable to the District is less than the funds advanced therefor by the District, any excess shall be credited against the next instalment of operation and maintenance charges coming due hereunder. If such cost is more than the funds advanced therefor, the difference shall be paid by the District to the United States on or before the dates specified in the notice announcing such deficit.

(3) In the case of a district operating all or a portion of the works for the distribution of water within its boundaries, adjustments of the operation and maintenance charges to be paid by it to the United States shall be made to the end that the total charge for operation and maintenance for all irrigable lands of the project will be equal, taking account both of payments to be made to the United States hereunder and of payments to be made to a district for operation and maintenance performed by it. Adjustments in charges by the United States hereunder to this end shall be made on the basis provided in article 30 of the contract of October 14, 1926 with the Slide Irrigation District, the Secretary acting thereunder in lieu of the Board of Control, and shall be so made notwithstanding the provisions of the 1936 contract.

(4) The determinations as to what costs incurred by the United States are properly chargeable, under this provision, to the operation and maintenance of the project works shall be made by the Secretary. There shall be included the amount required to be paid to the United States under the terms of the 1936 contract for electric power and energy supplied by the United States for the operation of project pumping plants.

c. *Basis for levy of operation and maintenance charges.* Levies and charges made by the District to collect monies to meet operation and maintenance charges and the cost of power for pumping, covering both the amounts to be paid to the United States hereunder and the costs of those kinds incurred in operational activities by the District; shall be on the following basis:

There shall be a minimum charge made annually against each acre of irrigable land in the District to which water is available from the project works, which shall be required to be paid whether or not water is used. The minimum charge and the maximum amount of water to be delivered therefor for each irrigation season shall be fixed by the District in conformity with the announcement with respect thereto made by the Secretary: *Provided*, That in no event shall the amount of water to be delivered on payment of the minimum charge be fixed by the Secretary at less than four (4) acre-feet for an irrigation season. Such announcement will be made for the calendar year 1946 as soon as practicable after the notice of availability becomes effective, and for each season thereafter on or before November 1 of the preceding calendar year. Payment of the minimum charge by the water users shall be required to be made to the District in advance of the delivery of any water in the season for which the payment is made. Water in excess of the amount to be delivered for the minimum charge may be delivered to water users in any season on payment to the District of a charge, for each acre-foot or fraction thereof, of not less than twenty-five percent (25%) more than the average charge per acre-foot of water which said land is entitled to secure for the annual minimum charge. No excess water will be delivered to a farm unit unless advance payment therefor has been made by the water users to the District, or arrangements for such payment have been made that are satisfactory to the District and are in keeping with the requirements of the law.

d. *Deferment of charges for years 1940 through 1945.* Had the notice of availability of water under article 13–I of the 1936 contract been given on the initial date provided by that article, the construction charges payable by the District for each of the years 1940 through 1945 would have been two thousand, seven hundred thirty dollars ($2,730). Pursuant to the authority of the Reclamation Project Act of 1939 (53 Stat. 1187), as amended, each of those amounts are hereby deferred for payment as follows: two thousand, seven hundred thirty dollars ($2,730) to become due in the year following the last year of the repayment period under the 1936 contract, and a like amount to come due in each of the succeeding five years. Each of these instalments will be payable on December 1 of the year in which due, but the District may at its option make payment in semiannual instalments, the first on December 31 of such year and the second on July 1 of the following year.

e. *Terms of this notice limited to interim period.* The provisions for the repayment of construction charges established by this notice are to govern the District's repayment obligations only until an amendatory repayment contract has been entered into under the provisions of the Reclamation Project Act of 1939, as amended. Neither the instalments fixed hereunder nor any other provision of this notice of availability shall be construed in any sense to be the measure or criterion of the terms of repayment that will be acceptable to the United States in connection with any later amendatory contract.

f. *Existing contracts unaffected*—This notice of availability is given pursuant to the existing repayment contracts between the United States and the District, and, except as the provisions herein are inconsistent therewith, those repayment contracts remain in full force and effect.

3. In addition to the foregoing provisions of this notice, the delivery of water hereunder may be made conditional on the formal acceptance of this notice by the District. In the absence of such formal acceptance, payment by the District of the first instalment of the estimated operation and maintenance charges for the year 1946, as provided in paragraph (1) of subsection 2 (b) above, will be treated as the District's acceptance of this notice and all of its provisions, and the delivery of any water at any time hereunder is predicated on this understanding.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46–5956; Filed, Apr. 9, 1946; 4:57 p. m.]

[No. 22]

ONTARIO-NYSSA IRRIGATION DISTRICT, OWYHEE PROJECT, OREGON-IDAHO

NOTICE OF AVAILABILITY OF WATER

FEBRUARY 19, 1946.

1. Pursuant to the provisions of article 13–I of the contract of March 16, 1936, Symbol No. 11r–876 (herein called the 1936 contract), notice is hereby given that water from the works of the Owyhee project will be available, beginning the first of the 1946 irrigation season, to the following described irrigable lands within the boundaries of the Ontario-Nyssa Irrigation District (herein called the District):

Description	*Irrigable area (private land) (acres)*
T. 18 S., R. 46 E., W. M.:	
Sec. 22—	
NE¼NE¼	30
NW¼NE¼	27
E½SW¼NE¼	10
W¾SW¼NE¼	29
W¾SE¼NE¼, N½E½E½SE¼NE¼	83
S½E½E½SE¼NE¼	4
NE¼NW¼	15
NW¼NW¼	1
W¾SW¼NW¼, S½E½E½SW¼NW¼	81
N½E½E½SW¼NW¼	5
NW¼SE¼NW¼	10
NE¼SE¼NW¼, S½SE¼NW¼	28
E¾NE¼SW¼	29
W¼NE¼SW¼	10
E¼NW¼SW¼	10
W¾NW¼SW¼	28
SW¼SW¼ north of Ontario-Nyssa canal	13
SE¼SW¼ north of Ontario-Nyssa canal	9
NE¼SE¼	38
NW¼SE¼	39
SW¼SE¼ north of Ontario-Nyssa canal	19
SE¼SE¼ north of Ontario-Nyssa canal	21
Sec. 23—	
NE¼NE¼	31
NW¼NE¼	29
SW¼NE¼	38
SE¼NE¼	38
NE¼NW¼	32
NW¼NW¼	29
SW¼NW¼	33
SE¼NW¼	39
NE¼SW¼	37
NW¼SW¼	34
SW¼SW¼ north of Ontario-Nyssa canal	15
SE¼SW¼ north of Ontario-Nyssa canal	29
NE¼SE¼	38

Description	Irrigable area (private land) (acres)
T. 18 S., R. 46 E., W. M.—Con.	
Sec. 23—Continued.	
E½NW¼SE¼	19
W½NW¼SE¼	19
SW¼SE¼ north of Ontario-Nyssa canal	28
SE¼SE¼ north of Ontario-Nyssa canal	23
Sec. 24—	
NE¼NE¼	30
E½NW¼NE¼	18
W½NW¼NE¼	18
W½SW¼NE¼	19
E½E½SW¼NE¼	9
W¼E½SW¼NE¼	10
SE¼NE¼	34
NE¼NW¼	34
NW¼NW¼	29
E½SW¼NW¼	19
W½SW¼NW¼	19
SE¼NW¼	39
NE¼SW¼	39
NW¼SW¼	38
SW¼SW¼ north of Ontario-Nyssa canal	23
SE¼SW¼ north of Ontario-Nyssa canal	23
NE¼SE¼	38
E½NW¼SE¼	14
S½W½E½NW¼SE¼	5
N½W½E½NW¼SE¼	19
W½NW¼SE¼	36
SW¼SE¼ north of Ontario-Nyssa canal	36
SE¼SE¼	
Sec. 25—	
NE¼NE¼ north of Ontario-Nyssa canal	34
NW¼NE¼ north of Ontario-Nyssa canal	7
SE¼NE¼ north of Ontario-Nyssa canal	6
SE¼SE¼ east of Ontario-Nyssa canal	1
T. 19 S., R. 46 E., W. M.:	
Sec. 1—	
NE¼SE¼	1
SE¼SE¼	10
Sec. 12—	
NE¼NE¼	16
SE¼NE¼	11
NE¼SE¼	4
Sec. 13—	
NE¼SE¼	3
SW¼SE¼	9
SE¼SE¼	33
Sec. 24—	
NE¼NE¼	37
NW¼NE¼	12
SW¼NE¼	5
SE¼NE¼	30
NE¼SW¼	5
SE¼SW¼	11
NE¼SE¼	24
NW¼SE¼	18
SW¼SE¼	36
SE¼SE¼	24
Sec. 25—	
NE¼NE¼	5
NW¼NE¼	35
SW¼NE¼	37
NE¼NW¼	20
SW¼NW¼	9
SE¼NW¼	36
NE¼SW¼	37
NW¼SW¼	24
SW¼SW¼	17
SE¼SW¼	38
NW¼SE¼	30
SW¼SE¼	27
Sec. 26—	
SE¼NE¼	8
Sec. 35—	
NE¼NE¼	5
SE¼NE¼	3
NE¼SE¼	12
SE¼SE¼	23
Sec. 36—	
NW¼NE¼	9
SW¼NE¼	8
NE¼NW¼	19
NW¼NW¼	32
SW¼NW¼	39
SE¼NW¼	36
NE¼SW¼	32
NW¼SW¼	38
SW¼SW¼	38
SE¼SW¼	38
NW¼SE¼	5
SW¼SE¼	2
T. 20 S., R. 46 E., W. M.:	
Sec. 1—	
Lot 1	21
Lot 2	28
SW¼NE¼	37
SE¼NE¼	22
Lot 3	27
Lot 4	5
SW¼NW¼	19
SE¼NW¼	38
NE¼SW¼	39
NW¼SW¼	27
SW¼SW¼	23
SE¼SW¼	38
NE¼SE¼	2
NW¼SE¼	29
SW¼SE¼	23
Sec. 11—	
SE¼NE¼	6
NE¼SE¼	4
SE¼SE¼	23
Sec. 12—	
NW¼NE¼	23
SW¼NE¼	24
NE¼NW¼	39
NW¼NW¼	35
SW¼NW¼	32
SE¼NW¼	35
NE¼SW¼	40
NW¼SW¼	39
SW¼SW¼	38
SE¼SW¼	39
NE¼SE¼	7
NW¼SE¼	37
SW¼SE¼	39
SE¼SE¼	24
Sec. 13—	
NE¼NE¼	29
NW¼NE¼	39
SW¼NE¼	39
SE¼NE¼	32
NE¼NW¼	39
NW¼NW¼	38
SW¼NW¼	38
SE¼NW¼	39
NE¼SW¼	40
NW¼SW¼	39
SW¼SW¼	38
SE¼SW¼	39
NE¼SE¼	10
NW¼SE¼	40
SW¼SE¼	37
SE¼SE¼	9
Sec. 14—	
NE¼NE¼	29
SE¼NE¼	23
NE¼SE¼	19
SE¼SE¼	22
T. 18 S., R. 47 E., W. M.:	
Sec. 19—	
Lot 2	23
Lot 3	38
Lot 4	37
Sec. 30—	
NW¼NE¼	2
SW¼NE¼	12
NE¼NW¼	38
Lot 1	38
Lot 2	16
SE¼NW¼	39
NE¼SW¼	40
Lot 3	40
Lot 4	35
SE¼SW¼	38
NW¼SE¼	31
SW¼SE¼	35
Sec. 31—	
NW¼NE¼	37
SW¼NE¼	40
NE¼NW¼	30
SE¼NW¼	4
NE¼SW¼	15
Lot 4	2
SE¼SW¼	33
NW¼SE¼	40
SW¼SE¼	39
T. 19 S., R. 47 E., W. M.:	
Sec. 6—	
Lot 2	36
SW¼NE¼	39
Lot 3	39
Lot 4	24
Lot 5	38
SE¼NW¼	40
NE¼SW¼	40
Lot 6	39
Lot 7	38
SE¼SW¼	39
NW¼SE¼	34
SW¼SE¼	39
Sec. 7—	
NE¼NE¼	6
NW¼NE¼	39
SW¼NE¼	31
NE¼NW¼	39
Lot 1	38
Lot 2	39
SE¼NW¼	40
NE¼SW¼	40
Lot 3	38
Lot 4	17
SE¼SW¼	39
NW¼SE¼	29
SW¼SE¼	19
Sec. 18—	
NW¼NE¼	6
NE¼NW¼	36
Lot 1	21
Lot 2	34
SE¼NW¼	10
Lot 3	30
Lot 4	22
Sec. 19—Lot 1	22
T. 20 S., R. 47 E., W. M.:	
Sec. 18—	
Lot 1	5
Lot 2	9
Total irrigable area	5,754

Payment of construction charges on the irrigable lands to which water is announced as available will be at the rate of $2.00 per irrigable acre per annum for the years 1946 through 1949, in lieu of the rate specified in the 1936 contract. The amount for each of these years shall be paid in two equal semiannual instalments, the first to be payable on December 31 of the year for which the annual amount is due and the second on July 1 of the ensuing year.

2. Delivery of water from the project supply to the lands above described will be made only subject to the following provisions:

a. *Operation of project works by United States.* The project works built by the United States shall be retained and operated by the United States until such time as written notice is hereafter given by the Secretary of the Interior (herein called the Secretary) to the several Districts which are parties to the 1936 contract (herein called subscribing districts); requiring that the Board of Control be established in accordance with the provisions of the contract of February 5, 1927 between the United States and the Ontario-Nyssa Irrigation District and the contracts between the United States and each of the other subscribing Districts; describing the works to be transferred to that Board of Control; and fixing the date when the transfer is to be effective.

b. *Payment of operation and maintenance costs.* (1) During the period that the project works are being operated by the United States, the District's share of the cost of operation and maintenance of the works shall be paid by the District directly to the United States. The amount of the annual payments shall be fixed by the Secretary and payments shall be made as provided herein. Beginning with the calendar year 1946, the Secretary shall furnish to the District on or before November 1 of each year, or as soon thereafter as practicable, a statement of the estimated costs of operating and maintaining the project works during the ensuing calendar year, and of the District's share thereof. As soon as practicable, after issuance of this notice, the Secretary shall furnish to the District a similar statement for operation and maintenance during the calendar year 1946. For the calendar year 1946, the District shall pay its share in the following instalments: fifty percent (50%) on or before May 1 of that year; twenty-five percent (25%) on on before July 1 of that year; and twenty-five percent (25%) on or before December 1 of that year. For the calendar year 1947 and each succeeding year hereunder, the District shall pay its share as follows: forty percent (40%) on or before December 1 of the preceding year; twenty-five percent (25%) on or before May 1 of the year for which payment is made; and thirty-five percent (35%) on or before July 1 of that year. Whenever, in the opinion of the Secretary, funds advanced as herein required will be inadequate to operate and maintain the project works properly to the end of the calendar year for which the advances were made, the Secretary may give a supplemental statement of operation and maintenance charges stating the additional advances required for the project works for the year in question and the District's share thereof. The District shall make such additional advances on or before the date specified in such statement.

(2) As soon as practicable after the close of each calendar year the actual costs of operation and maintenance chargeable to the project works for the year just closed shall be determined and announced by the Secretary. If the part of the actual cost for the year apportionable to the District is less than the funds advanced therefor by the District, any excess shall be credited against the next instalment of operation and maintenance charges coming due hereunder. If such cost is more than the funds advanced therefor, the difference shall be paid by the District to the United States on or before the dates specified in the notice announcing such deficit.

(3) In the case of a district operating all or a portion of the works for the distribution of water within its boundaries, adjustments of the operation and maintenance charges to be paid by it to the United States shall be made to the end that the total charge for operation and maintenance for all irrigable lands of the project will be equal, taking account both of payments to be made to the United States hereunder and of payments to be made to a district for operation and maintenance performed by it. Adjustments in charges by the United States hereunder to this end shall be made on the basis provided in article 31 of the contract of February 5, 1927 with the Ontario-Nyssa Irrigation District, the Secretary acting thereunder in lieu of the Board of Control, and shall be so made notwithstanding the provisions of the 1936 contract.

(4) The determinations as to what costs incurred by the United States are properly chargeable, under this provision, to the operation and maintenance of the project works shall be made by the Secretary. There shall be included the amount required to be paid to the United States under the terms of the 1936 contract for electric power and energy supplied by the United States for the operation of project pumping plants.

c. *Basis for levy of operation and maintenance charges.* Levies and charges made by the District to collect monies to meet operation and maintenance charges and the cost of power for pumping, covering both the amounts to be paid to the United States hereunder and the costs of those kinds incurred in operational activities by the District, shall be on the following basis:

There shall be a minimum charge made annually against each acre of irrigable land in the District to which water is available from the project works, which shall be required to be paid whether or not water is used. The minimum charge and the maximum amount of water to be delivered therefor for each irrigation season shall be fixed by the District in conformity with the announcement with respect thereto made by the Secretary; *Provided*, That in no event shall the amount of water to be delivered on payment of the minimum charge be fixed by the Secretary at less than four (4) acre-feet for an irrigation season. Such announcement will be made for the calendar year 1946 as soon as practicable after the notice of availability becomes effective, and for each season thereafter on or before November 1 of the preceding calendar year. Payment of the minimum charge by the water users shall be required to be made to the District in advance of the delivery of any water in the season for which the payment is made. Water in excess of the amount to be delivered for the minimum charge may be delivered to water users in any season on payment to the District of a charge, for each acre-foot or fraction thereof, of not less than twenty-five percent (25%) more than the average charge per acre-foot of water which said land is entitled to secure for the annual minimum charge. No excess water will be delivered to a farm unit unless advance payment therefor has been made by the water users to the District, or arrangements for such payment have been made that are satisfactory to the District and are in keeping with the requirements of the law.

d. *Deferment of charges for years 1940 through 1945.* Had the notice of availability of water under article 13–I of the 1936 contract been given on the initial date provided by that article, the construction charges payable by the District for each of the years 1940 through 1945 would have been fourteen thousand, three hundred eighty-five dollars ($14,385.00). Pursuant to the authority of the Reclamation Project Act of 1939 (53 Stat. 1187), as amended, each of those amounts are hereby deferred for payment as follows: fourteen thousand, three hundred eighty-five dollars ($14,385.00) to become due in the year following the last year of the repayment period under the 1936 contract, and a like amount to come due in each of the succeeding five years. Each of these instalments will be payable on December 1 of the year in which due, but the District may at its option make payment in semiannual instalments, the first on December 31 of such year and the second on July 1 of the following year.

e. *Terms of this notice limited to interim period.* The provisions for the repayment of construction charges established by this notice are to govern the District's repayment obligations only until an amendatory repayment contract has been entered into under the provisions of the Reclamation Project Act of 1939, as amended. Neither the instalments fixed hereunder nor any other provision of this notice of availability shall be construed in any sense to be the measure or criterion of the terms of repayment that will be acceptable to the United States in connection with any later amendatory contract.

f. *Existing contracts unaffected.* This notice of availability is given pursuant to the existing repayment contracts between the United States and the District, and, except as the provisions herein are inconsistent therewith, those repayment contracts remain in full force and effect.

3. In addition to the foregoing provisions of this notice, the delivery of water hereunder may be made conditional on the formal acceptance of this notice by the District. In the absence of such formal acceptance, payment by the District of the first instalment of the estimated operation and maintenance charges for the year 1946, as provided in paragraph (1) of subsection 2 (b) above, will be treated as the District's acceptance of this notice and all of its provisions, and the delivery of any water at any time hereunder is predicated on this understanding.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46-5957; Filed, Apr. 9, 1946; 4:58 p. m.]

[No. 23]

CRYSTAL IRRIGATION DISTRICT, OWYHEE PROJECT, OREGON-IDAHO

NOTICE OF AVAILABILITY OF WATER

FEBRUARY 19, 1946.

1. Pursuant to the provisions of article 13–I of the contract of March 16, 1936, Symbol No. Ilr–876 (herein called the 1936 contract), notice is hereby given that water from the works of the Owyhee project will be available, beginning the first of the 1946 irrigation season, to the following described irrigable lands within the boundaries of the Crystal Irri-

gation District (herein called the District):

Description	Irrigable area (private land) (acres)
T. 16 S., R. 47 E., W. M.:	
Sec. 13—	
Lot 2	11
SW¼NW¼	27
SE¼NW¼	33
NE¼SW¼	33
NW¼SW¼	33
SW¼SW¼	36
SE¼SW¼	32
SW¼SE¼	34
SE¼SE¼	31
Sec. 24—	
NE¼NE¼	34
NW¼NE¼	36
SW¼NE¼	38
SE¼NE¼	34
NE¼NW¼	33
NW¼NW¼	32
SW¼NW¼	36
SE¼NW¼	38
NE¼SW¼	36
NW¼SW¼	37
SW¼SW¼	35
SE¼SW¼	37
NE¼SE¼	38
NW¼SE¼	34
SW¼SE¼	38
SE¼SE¼	38
Sec. 25—	
NW¼NE¼	38
NE¼NW¼	36
NW¼NW¼	37
SW¼NW¼	38
SE¼NW¼	38
NE¼SW¼	38
NW¼SW¼	35
SE¼SW¼	38
T. 16 S., R. 48 E., W. M.:	
Sec. 19—	
Lot 3	25
NW¼SW¼	39
SW¼SW¼	39
Lot 4	18
Total irrigable area	1,263

Payment of construction charges on the irrigable lands to which water is announced as available will be at the rate of $2.00 per irrigable acre per annum for the years 1946 through 1949, in lieu of the rate specified in the 1936 contract. The amount for each of these years shall be paid in two equal semiannual instalments, the first to be payable on December 31 of the year for which the annual amount is due and the second on July 1 of the ensuing year.

2. Delivery of water from the project supply to the lands above described will be made only subject to the following provisions:

a. *Operation of project works by United States.* The project works built by the United States shall be retained and operated by the United States until such time as written notice is hereafter given by the Secretary of the Interior (herein called the Secretary) to the several districts which are parties to the 1936 contract (herein called subscribing districts): requiring that the Board of Control be established in accordance with the provisions of the contract of November 28, 1931 between the United States and the Crystal Irrigation District and the contracts between the United States and each of the other subscribing districts; describing the works to be transferred to that Board of Control; and fixing the date when the transfer is to be effective.

b. *Payment of operation and maintenance costs.* (1) During the period that the project works are being operated by the United States, the District's share of the cost of operation and maintenance of the works shall be paid by the District directly to the United States. The amount of the annual payments shall be fixed by the Secretary and payments shall be made as provided herein. Beginning with the calendar year 1946 the Secretary shall furnish to the District on or before November 1 of each year, or as soon thereafter as practicable, a statement of the estimated costs of operating and maintaining the project works during the ensuing calendar year, and of the District's share thereof. As soon as practicable, after issuance of this notice, the Secretary shall furnish to the District a similar statement for operation and maintenance during the calendar year 1946. For the calendar year 1946, the District shall pay its share of the following instalments; fifty percent (50%) on or before May 1 of that year; twenty-five percent (25%) on or before July 1 of that year; and twenty-five percent (25%) on or before December 1 of that year. For the calendar year 1947 and each succeeding year hereunder, the District shall pay its share as follows: forty percent (40%) on or before December 1 of the preceding year; twenty-five percent (25%) on or before May 1 of the year for which payment is made; and thirty-five percent (35%) on or before July 1 of that year. Whenever, in the opinion of the Secretary, funds advanced as herein required will be inadequate to operate and maintain the project works properly to the end of the calendar year for which the advances were made, the Secretary may give a supplemental statement of operation and maintenance charges stating the additional advances required for the project works for the year in question and the District's share thereof. The District shall make such additional advances on or before the date specified in such statement.

(2) As soon as practicable after the close of each calendar year the actual costs of operation and maintenance chargeable to the project works for the year just closed shall be determined and announced by the Secretary. If the part of the actual cost for the year apportionable to the District is less than the funds advanced therefor by the District, any excess shall be credited against the next instalment of operation and maintenance charges coming due hereunder. If such cost is more than the funds advanced therefor, the difference shall be paid by the District to the United States on or before the dates specified in the notice announcing such deficit.

(3) In the case of a district operating all or a portion of the works for the distribution of water within its boundaries, adjustments of the operation and maintenance charges to be paid by it to the United States shall be made to the end that the total charge for operation and maintenance for all irrigable lands of the project will be equal, taking account both of payments to be made to the United States hereunder and of payments to be made to a district for operation and maintenance performed by it. Adjustments in charges by the United States hereunder to this end shall be made on the basis provided in article 31 of the contract of November 28, 1931 with the Crystal Irrigation District, the Secretary acting thereunder in lieu of the Board of Control, and shall be so made notwithstanding the provisions of the 1936 contract.

(4) The determinations as to what costs incurred by the United States are properly chargeable, under this provision, to the operation and maintenance of the project works shall be made by the Secretary. There shall be included the amount required to be paid to the United States under the terms of the 1936 contract for electric power and energy supplied by the United States for the operation of project pumping plants.

c. *Basis for levy of operation and maintenance charges.* Levies and charges made by the District to collect monies to meet the operation and maintenance charges and the cost of power for pumping, covering both the amounts to be paid to the United States hereunder and the costs of those kinds incurred in operational activities by the District, shall be on the following basis:

There shall be a minimum charge made annually against each acre of irrigable land in the District to which water is available from the project works, which shall be required to be paid whether or not water is used. The minimum charge and the maximum amount of water to be delivered therefor for each irrigation season shall be fixed by the District in conformity with the announcement with respect thereto made by the Secretary: *Provided*, That in no event shall the amount of water to be delivered on payment of the minimum charge be fixed by the Secretary at less than four (4) acre-feet for an irrigation season. Such announcement will be made for the calendar year 1946 as soon as practicable after the notice of availability becomes effective, and for each season thereafter on or before November 1 of the preceding calendar year. Payment of the minimum charge by the water users shall be required to be made to the District in advance of the delivery of any water in the season for which the payment is made. Water in excess of the amount to be delivered for the minimum charge may be delivered to water users in any season on payment to the District of a charge, for each acre-foot or fraction thereof, of not less than twenty-five percent (25%) more than the average charge per acre-foot of water which said land is entitled to secure for the annual minimum charge. No excess water will be delivered to a farm unit unless advance payment therefor has been made by the water users to the District, or arrangements for such payment have been made that are satisfactory to the District and are in keeping with the requirements of the law.

d. *Deferment of charges for years 1940 through 1945.* Had the notice of availability of water under article 13–I of the 1936 contract been given on the initial date provided by that article, the construction charges payable by the District for each of the years 1940 through 1945 would have been three thousand, one hundred fifty-seven dollars and fifty cents ($3,157.50). Pursuant to the authority of the Reclamation Project Act of 1939 (53 Stat. 1187), as amended, each of those amounts are hereby deferred for payment as follows: three thousand, one hundred fifty-seven dollars and fifty cents ($3,157.50) to become due in the year following the last year of the repayment period under the 1936 contract, and a like amount to come due in each of the succeeding five years. Each of these instalments will be payable on December 1 of the year in which due, but the District may at its option make payment in semiannual instalments, the first on December 31 of such year and the second on July 1 of the following year.

e. *Terms of this notice limited to interim period.* The provisions for the repayment of construction charges established by this notice are to govern the District's repayment obligations only until an amendatory repayment contract has been entered into under the provisions of the Reclamation Project Act of 1939, as amended. Neither the instalments fixed hereunder nor any other provision of this notice of availability shall be construed in any sense to be the measure or criterion of the terms of repayment that will be acceptable to the United States in connection with any later amendatory contract.

f. *Existing contracts unaffected.* This notice of availability is given pursuant to the existing repayment contracts between the United States and the District, and, except as the provisions herein are inconsistent therewith, those repayment contracts remain in full force and effect.

3. In addition to the foregoing provisions of this notice, the delivery of water hereunder may be made conditional on the formal acceptance of this notice by the District. In the absence of such formal acceptance, payment by the District of the first instalment of the estimated operation and maintenance charges for the year 1946, as provided in paragraph (1) of subsection 2 (b) above, will be treated as the District's acceptance of this notice and all of its provisions, and the delivery of any water at any time hereunder is predicated on this understanding.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46–5958; Filed, Apr. 9, 1946; 4:58 p. m.]

[No. 24]

BENCH IRRIGATION DISTRICT, OWYHEE PROJECT, OREGON-IDAHO

NOTICE OF AVAILABILITY OF WATER

FEBRUARY 19, 1946.

1. Pursuant to the provisions of article 13–I of the contract of March 16, 1936, Symbol No. Ilr–876 (herein called the 1936 contract), notice is hereby given that water from the works of the Owyhee project will be available, beginning the first of the 1946 irrigation season, to the following described irrigable lands within the boundaries of the Bench Irrigation District (herein called the District):

Description	Irrigable area (private land) (acres)
T. 15 S., R. 47 E., W. M.:	
Sec. 31—SE¼SW¼	25
SW¼SE¼	22
SE¼SE¼	32
T. 16 S., R. 47 E., W. M.:	
Sec. 31—	
SE¼SW¼	25
Sec. 4—SW¼NW¼	20
Lot 3	33
NE¼SW¼	36
NW¼SW¼	29
SW¼SW¼	35
SE¼SW¼	31
Lot 4	1
Lot 5	6
Sec. 5—Lot 1	61
Lot 2	65
SW¼NE¼	39
SE¼NE¼	38
Lot 3	62
Lot 4	54
SW¼NW¼	36
SE¼NW¼	33
NE¼SW¼	33
NW¼SW¼	36
SW¼SW¼	38
SE¼SW¼	34
NE¼SE¼	38
NW¼SE¼	38
SW¼SE¼	38
SE¼SE¼	37
Sec. 6—	
Lot 1	61
Lot 2	64
SW¼NE¼	37
SE¼NE¼	40
Lot 3	62
NE¼SE¼	39
NW¼SE¼	25
E½SW¼SE¼	19
SE¼SE¼	34
Sec. 7—	
SW¼NE¼	9
SE¼NE¼	36
NE¼SE¼	37
Sec. 8—	
NE¼NE¼	38
NW¼NE¼	38
SW¼NE¼	39
SE¼NE¼	38
NE¼NW¼	35
NW¼NW¼	88
SW¼NW¼	88
SE¼NW¼	36
Sec. 9—	
W½ lot 1	11
W½SW¼NE¼	22
NE¼NW¼	38
NW¼NW¼	31
SW¼NW¼	37
SE¼NW¼	89
NE¼SW¼	39
NW¼SW¼	37
SW¼SW¼	36
SE¼SW¼	36
Portion NE¼SE¼	13
NW¼SE¼	37
SW¼SE¼	38
SE¼SE¼	38
Sec. 16—	
NE¼NE¼	36
NW¼NE¼	35
SW¼NE¼	38
SE¼NE¼	37
Total irrigable area	2,311

Payment of construction charges on the irrigable lands to which water is announced as available will be at the rate of $2.00 per irrigable acre per annum for the years 1946 through 1949, in lieu of the rate specified in the 1936 contract. The amount for each of these years shall be paid in two equal semiannual instalments, the first to be payable on December 31 of the year for which the annual amount is due and the second on July 1 of the ensuing year.

2. Delivery of water from the project supply to the lands above described will be made only subject to the following provisions:

a. *Operation of project works by United States.* The project works built by the United States shall be retained and operated by the United States until such time as written notice is hereafter given by the Secretary of the Interior (herein called the Secretary) to the several districts which are parties to the 1936 contract (herein called subscribing districts): requiring that the Board of Control be established in accordance with the provisions of the contract of October 5, 1931 between the United States and the Bench Irrigation District and the contracts between the United States and each of the other subscribing districts; describing the works to be transferred to that Board of Control; and fixing the date when the transfer is to be effective.

b. *Payment of operation and maintenance costs.* (1) During the period that the project works are being operated by the United States, the District's share of the cost of operation and maintenance of the works shall be paid by the District directly to the United States. The amount of the annual payments shall be fixed by the Secretary and payments shall be made as provided herein. Beginning with the calendar year 1946, the Secretary shall furnish to the District on or before November 1 of each year, or as soon thereafter as practicable, a statement of the estimated costs of operating and maintaining the project works during the ensuing calendar year, and of the District's share thereof. As soon as practicable, after issuance of this notice, the Secretary shall furnish to the District a similar statement for operation and maintenance during the calendar year 1946. For the calendar year 1946, the District shall pay its share in the following instalments: fifty percent (50%) on or before May 1 of that year; twenty-five percent (25%) on or before July 1 of that year; and twenty-five percent (25%) on or before December 1 of that year. For the calendar year 1947 and each succeeding year hereunder, the District shall pay its share as follows: forty percent (40%) on or before December 1 of the preceding year; twenty-five percent (25%) on or before May 1 of the year for which payment is made; and thirty-five percent (35%) on or before July 1 of that year. Whenever, in the opinion of the Secretary, funds advanced as herein required will be inadequate to operate and maintain the project works properly to the end of the calendar year for which the advances were made, the Secretary may give a supplemental statement of operation and maintenance charges stating the additional advances required for the project works for the year in question and the District's share thereof. The District shall make such additional advances on or before the date specified in such statement.

(2) As soon as practicable after the close of each calendar year the actual costs of operation and maintenance chargeable to the project works for the

year just closed shall be determined and announced by the Secretary. If the part of the actual cost for the year apportionable to the District is less than the funds advanced therefor by the District, any excess shall be credited against the next instalment of operation and maintenance charges coming due hereunder. If such cost is more than the funds advanced therefor, the difference shall be paid by the District to the United States on or before the dates specified in the notice announcing such deficit.

(3) In the case of a district operating all or a portion of the works for the distribution of water within its boundaries, adjustments of the operation and maintenance charges to be paid by it to the United States shall be made to the end that the total charge for operation and maintenance for all irrigable lands of the project will be equal, taking account both of payments to be made to the United States hereunder and of payments to be made to a district for operation and maintenance performed by it. Adjustments in charges by the United States hereunder to this end shall be made on the basis provided in article 31 of the contract of October 5, 1931 with the Bench Irrigation District, the Secretary acting thereunder in lieu of the Board of Control, and shall be so made notwithstanding the provisions of the 1936 contract.

(4) The determinations as to what costs incurred by the United States are properly chargeable, under this provision, to the operation and maintenance of the project works shall be made by the Secretary. There shall be included the amount required to be paid to the United States under the terms of the 1936 contract for electric power and energy supplied by the United States for the operation of project pumping plants.

c. *Basis for levy of operation and maintenance charges.* Levies and charges made by the District to collect monies to meet operation and maintenance charges and the cost of power for pumping, covering both the amounts to be paid to the United States hereunder and the costs of those kinds incurred in operational activities by the District, shall be on the following basis:

There shall be a minimum charge made annually against each acre of irrigable land in the District to which water is available from the project works, which shall be required to be paid whether or not water is used. The minimum charge and the maximum amount of water to be delivered therefor for each irrigation season shall be fixed by the District in conformity with the announcement with respect thereto made by the Secretary; *Provided*, That in no event shall the amount of water to be delivered on payment of the minimum charge be fixed by the Secretary at less than four (4) acrefeet for an irrigation season. Such announcement will be made for the calendar year 1946 as soon as practicable after the notice of availability becomes effective, and for each season thereafter on or before November 1 of the preceding calendar year. Payment of the minimum charge by the water users shall be required to be made to the District in advance of the delivery of any water in the season for which the payment is made. Water in excess of the amount to be delivered for the minimum charge may be delivered to water users in any season on payment to the District of a charge, for each acre-foot or fraction thereof, of not less than twenty-five percent (25%) more than the average charge per acre-foot of water which said land is entitled to secure for the annual minimum charge. No excess water will be delivered to a farm unit unless advance payment therefor has been made by the water users to the District, or arrangements for such payment have been made that are satisfactory to the District and are in keeping with the requirements of the law.

d. *Deferment of charges for years 1940 through 1945.* Had the notice of availability of water under article 13–I of the 1936 contract been given on the initial date provided by that article, the construction charges payable by the District for each of the years 1940 through 1945 would have been five thousand, seven hundred seventy-seven dollars and fifty cents ($5,777.50). Pursuant to the authority of the Reclamation Project Act of 1939 (53 Stat. 1187), as amended, each of those amounts are hereby deferred for payment as follows: five thousand, seven hundred seventy-seven dollars and fifty cents ($5,777.50) to become due in the year following the last year of the repayment period under the 1936 contract, and a like amount to come due in each of the succeeding five years. Each of these instalments will be payable on December 1 of the year in which due, but the District may at its option make payment in semiannual instalments, the first on December 31 of such year and the second on July 1 of the following year.

e. *Terms of this notice limited to interim period.* The provisions for the repayment of construction charges established by this notice are to govern the District's repayment obligations only until an amendatory repayment contract has been entered into under the provisions of the Reclamation Project Act of 1939, as amended. Neither the instalments fixed hereunder nor any other provision of this notice of availability shall be construed in any sense to be the measure of criterion of the terms of repayment that will be acceptable to the United States in connection with any later amendatory contract.

f. *Existing contracts unaffected.* This notice of availability is given pursuant to the existing repayment contracts between the United States and the District, and, except as the provisions herein are inconsistent therewith, those repayment contracts remain in full force and effect.

3. In addition to the foregoing provisions of this notice, the delivery of water hereunder may be made conditional on the formal acceptance of this notice by the District. In the absence of such formal acceptance, payment by the District of the first instalment of the estimated operation and maintenance charges for the year 1946, as provided in paragraph (1) of subsection 2 (b) above, will be treated as the District's acceptance of this notice and all of its provisions, and the delivery of any water at any time hereunder is predicated on this understanding.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46–5959; Filed, Apr. 9, 1946; 4:58 p. m.]

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

KOHRS PACKING CO.

ORDER TERMINATING POSSESSION

By virtue of the authority vested in me by the President of the United States under Executive Order No. 9685 (11 F.R. 989), dated January 24, 1946, I hereby find from the information available to me that there is no present interruption of production, as a result of existing or threatened strikes or other labor disturbances, at the plants and facilities of the Kohrs Packing Company, located in and around Davenport, Iowa, possession of which was taken by the Secretary of Agriculture under order dated January 25, 1946 (11 F.R. 1002), issued under said Executive Order. I, therefore, terminate possession by the Government of such plants and facilities, effective as of 12:01 a. m., April 10, 1946.

Dated: April 9, 1946.

[SEAL] CLINTON C. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–5964; Filed, Apr. 10, 1946; 10:55 a. m.]

Production and Marketing Administration.

DEPUTY ADMINISTRATOR AND ASSISTANT ADMINISTRATORS

DELEGATION OF AUTHORITY

Pursuant to the authority vested in me there is hereby delegated to the Deputy Administrator and the three Assistant Administrators of Production and Marketing Administration authority to act on behalf of and for the Administrator unless the authority vested in the Administrator is specifically restricted from redelegation by law. All previous delegations are superseded to the extent that they conflict with or are inconsistent with the provisions of this delegation; however, delegations issued in official Production and Marketing Administration releases shall continue in full force and effect unless and until withdrawn or superseded by instruments of like authority.

Issued this 9th day of April 1946.

[SEAL] ROBERT H. SHIELDS,
Administrator.

[F. R. Doc. 46–6003; Filed, Apr. 10, 1946; 11:45 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

[Administrative Order 360]

EMPLOYMENT OF HANDICAPPED CLIENTS IN SHELTERED WORKSHOPS

APPOINTMENT OF AUTHORIZED REPRESENTATIVE TO GRANT, DENY, OR CANCEL CERTIFICATES

Appointing Raymond G. Garceau as authorized representative to grant, deny, or cancel certificates for the employment of handicapped clients in sheltered workshops, in place of authorized representatives previously designated.

By virtue of, and pursuant to, the authority vested in me by the Fair Labor Standards Act of 1938 (52 Stat. 1060), I, L. Metcalfe Walling, Administrator of the Wage and Hour Division, United States Department of Labor, hereby designate and appoint Raymond G. Garceau as my authorized representative with full power and authority, pursuant to the provisions of section 14 of the Fair Labor Standards Act of 1938 and Regulations, Part 525, Title 29, Chapter V, Code of Federal Regulations, to grant or deny applications for Sheltered Workshop Certificates and Special Certificates for the employment of handicapped clients in sheltered workshops, and to take such other action as may be necessary or appropriate in connection therewith.

This order supersedes all previous orders heretofore issued by me or my predecessors in office insofar as such orders authorize certain designated officials of the national office of the Division to grant or deny applications for certificates for the employment of handicapped clients in sheltered workshops and to sign, issue, and cancel such certificates authorizing the employment of handicapped clients in sheltered workshops under section 14 of the Fair Labor Standards Act of 1938 and the Regulations, Part 525.

Effective April 15, 1946.

Signed at New York, N. Y., this 5th day of April 1946.

L. METCALFE WALLING,
Administrator,
Wage and Hour Division,
United States Department of Labor.

[F. R. Doc. 46–5948; Filed, Apr. 9, 1946; 4:34 p. m.]

[Administrative Order 361]

EMPLOYMENT OF HANDICAPPED CLIENTS IN SHELTERED WORKSHOPS

DESIGNATION OF AUTHORIZED REPRESENTATIVES TO GRANT, DENY, OR CANCEL CERTIFICATES

Designating the regional directors, the assistant regional directors, and the Commissioner of Labor of North Carolina as authorized representatives to grant, deny, or cancel certificates for the employment of handicapped clients in sheltered workshops.

By virtue of, and pursuant to, the authority vested in me by the Fair Labor Standards Act of 1938 (52 Stat. 1060), I, L. Metcalfe Walling, Administrator of the Wage and Hour Division, United States Department of Labor, hereby designate and appoint the regional directors and assistant regional directors of the several regional offices of the Wage and Hour Division as my authorized representatives within their respective regions, and the Commissioner of Labor of North Carolina as my authorized representative within the State of North Carolina, with full power and authority, pursuant to the provisions of section 14 of the Fair Labor Standards Act of 1938 and Regulations, Part 525, Title 29, Chapter V, Code of Federal Regulations, to grant or deny applications for Sheltered Workshop Certificates and Special Certificates for the employment of handicapped clients in sheltered workshops, to sign, issue and cancel such certificates authorizing the employment of handicapped clients in sheltered workshops, and to take such other action as may be necessary or appropriate in connection therewith.

Effective April 15, 1946.

Signed at New York, N. Y. this 5th day of April 1946.

L. METCALFE WALLING,
Administrator,
Wage and Hour Division,
United States Department of Labor.

[F. R. Doc. 46–5949; Filed, Apr. 9, 1946; 4:34 p. m.]

[Administrative Order 362]

EMPLOYMENT OF HANDICAPPED WORKERS

DESIGNATION OF AUTHORIZED REPRESENTATIVES TO GRANT, DENY, OR CANCEL CERTIFICATES

Designating the regional directors, the assistant regional directors, and the Commissioner of Labor of North Carolina as authorized representatives to grant, deny, or cancel special certificates for the employment of handicapped workers.

By virtue of, and pursuant to, the authority vested in me by the Fair Labor Standards Act of 1938 (52 Stat. 1060), I, L. Metcalfe Walling, Administrator of the Wage and Hour Division, United States Department of Labor, hereby designate and appoint the regional directors and assistant regional directors of the several regional offices of the Wage and Hour Division as my authorized representatives within their respective regions, and the Commissioner of Labor of North Carolina as my authorized representative within the State of North Carolina, with full power and authority, pursuant to the provisions of section 14 of the Fair Labor Standards Act of 1938 and Regulations, Part 524, Title 29, Chapter V, Code of Federal Regulations, to grant or deny applications for Special Certificates for the employment of handicapped workers, to sign, issue, and cancel special certificates authorizing the employment of handicapped workers, and to take such other action as may be necessary or appropriate in connection therewith.

This order supersedes all previous orders heretofore issued by me or my predecessors in office insofar as such orders authorize certain designated officials to grant or deny applications for special certificates for the employment of handicapped workers and to sign, issue, and cancel such certificates authorizing the employment of handicapped workers under section 14 of the Fair Labor Standards Act of 1938 and Regulations, Part 524.

Effective April 15, 1946.

Signed at New York, New York, this 5th day of April 1946.

L. METCALFE WALLING,
Administrator,
Wage and Hour Division,
United States Department of Labor.

[F. R. Doc. 46–5950; Filed, Apr. 9, 1946; 4:34 p. m.]

[Administrative Order 363]

SPECIAL HOME WORK CERTIFICATES

DESIGNATION OF AUTHORIZED REPRESENTATIVE TO GRANT, DENY, OR CANCEL CERTIFICATES

Designating the Commissioner of Labor of North Carolina as authorized representative to grant, deny, or cancel special home work certificates.

By virtue of, and pursuant to, the authority vested in me by the Fair Labor Standards Act of 1938 (52 Stat. 1060), I, L. Metcalfe Walling, Administrator of the Wage and Hour Division of the United States Department of Labor, hereby designate and appoint the Commissioner of Labor of North Carolina as my authorized representative within the State of North Carolina, with full power and authority, pursuant to the provisions of regulations, §§ 605.100–112, 607.100–112, 617.100–112, 621.100–113, 625.100–112, 628.100–112, and 633.100–112, as amended, Title 29, Chapter V. Code of Federal Regulations, to grant or deny applications for special home work certificates, to sign, issue, and cancel special home work certificates, and to take such other action as may be necessary or appropriate in connection therewith.

Effective April 15, 1946.

Signed at New York, N. Y., this 5th day of April 1946.

L. METCALFE WALLING,
Administrator,
Wage and Hour Division,
United States Department of Labor.

[F. R. Doc. 46–5951; Filed, Apr. 9, 1946; 4:34 p. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 479, Gen. Permit 2]

ICING POTATOES FROM ALABAMA OR ESCAMBIA COUNTY, FLA.

Pursuant to the authority vested in me by paragraph (d) of the first ordering paragraph of Service Order No. 479 (11

F.R. 3367), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

On any refrigerator car loaded with potatoes originating at any point in Alabama or Escambia County, Florida, to provide the first or initial icing at an icing station not beyond Atlanta, Georgia, or Jackson, Memphis or Nashville, Tenn., and to reice once in transit to full bunker capacity at a regular icing station en route beyond the station where car was initially iced.

This general permit shall become effective at 12:01 a. m., April 12, 1946, and the icing and reicing authorized herein may be accorded on such refrigerator cars moving at that time. This general permit shall expire at 11:59 p. m., June 30, 1946.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 8th day of April 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-6001; Filed, Apr. 10, 1946; 11:33 a. m.]

[S. O. 486]

UNLOADING MACHINERY AT SAN ANTONIO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 9th day of April, A. D. 1946.

It appearing, that CNW 47971 and Milw 65866 containing machinery at San Antonio, Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action, it is ordered, that:

Machinery at San Antonio, Texas, be unloaded. (a) The International-Great Northern Railroad Company (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith CNW 47971 and Milw 65856 loaded with machinery now on hand at San Antonio, Texas, consigned order Iowa Manufacturing Co., notify King Transport Co.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire.

(40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6000; Filed, Apr. 10, 1946; 11:33 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5892]

HUGO MEYER & CO.

In re: Trade Name and Trade-Mark owned by Hugo Meyer & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Hugo Meyer & Co. is a business enterprise organized under the laws of, and maintaining its principal place of business in, Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Hugo Meyer & Co.;

3. That the property described as follows:

(a) The trade name "Hugo Meyer & Co.";

The trade-mark registered in the United States Patent Office identified as follows:

Reg. No., Date, Registrant and Character of Goods
377,133; 4-16-40; Hugo Meyer & Co., Inc.; Photographic lenses, etc.,

and the registration thereof, together with

(i) The respective good will of the business in the United States and all its possessions to which said trade name and trade-mark are appurtenant,

(ii) Any and all indicia of such good will (including but not limited to formulae whether secret or not, secret processes, methods of manufacture and procedure, customers lists, labels, machines and other equipment),

(iii) Any interests of any nature whatsoever in and any rights and claims of every character and description to said business, good will, trade name and trade-mark and registration thereof,

(iv) All accrued royalties payable or held with respect to such trade name and trade-mark and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, and

(b) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Hugo Meyer & Co., Gorlitz, Germany, by virtue of an agreement dated August 25, 1927 (including all modifications thereof and supplements thereto) by and between Hugo Meyer & Co., Gorlitz, Germany, and Hugo Meyer & Co. Inc., New York, New York, which agreement relates, among other things, to the trade name "Hugo Meyer & Co.",

is property of, and is property payable or held with respect to trade-marks or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all actions required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5899; Filed, Apr. 9, 1946; 11:09 a. m.]

[Vesting Order 6079]

ASKANIA-WERKE A. G.

In re: Undivided 50% interest of Askania-Werke A. G. in United States Patent No. Re. 19,114.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Askania-Werke A. G. is a corporation organized under the laws of, and maintaining its principal place of business in, Germany and is a national of a foreign country (Germany);

2. That Askania-Werke A. G. is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows: An undivided one-half (50%) interest which stands of record in the United States Patent Office in the name of Askania-Werke A. G. vormals Centralwerkstatt Dessau und Carl Bamberg Friedenau in and to the following United States Letters Patent:

Patent Number, Date, Inventor and Title
Re. 19,114; 3-13-34; T. Stein, G. Wunsch; Device for regulating power generating plants, especially electricity works,

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation, or government for past infringement thereof to which the owner of such interest is entitled,

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5900; Filed, Apr. 9, 1946; 11:09 a. m.]

[Vesting Order 6091]

NORDDEUTSCHE KREDITBANK, A. G.

In re: Bank accounts owned by Norddeutsche Kreditbank, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Norddeutsche Kreditbank, Aktiengesellschaft, the last known address of which is Postfach 13, Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Norddeutsche Kreditbank, Aktiengesellschaft, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Norddeutsche Kreditbank Aktiengesellschaft, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Norddeutsche Kreditbank, Aktiengesellschaft, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Norddeutsche Kreditbank, Aktiengesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5901; Filed, Apr. 9, 1946; 11:09 a. m.]

[Vesting Order 6092]

NORDDEUTSCHE KREDITBANK, A. G.

In re: Bank account owned by Norddeutsche Kreditbank, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Norddeutsche Kreditbank, Aktiengesellschaft, the last known address of which is Postfach 13, Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Norddeutsche Kreditbank, Aktiengesellschaft, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Norddeutsche Kreditbank, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power

of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5902; Filed, Apr. 9, 1946; 11:09 a. m.]

[Vesting Order 6093]

NORDDEUTSCHE KREDITBANK, A. G.

In re: Bank account owned by Norddeutsche Kreditbank Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Norddeutsche Kreditbank Aktiengesellschaft, the last known address of which is Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Norddeutsche Kreditbank Aktiengesellschaft, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1354, entitled Norddeutsche Kreditbank Akt., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5903; Filed, Apr. 9, 1946; 11:09 a. m.]

[Vesting Order 6094]

EISUKE ONO

In re: Bank account owned by Eisuke Ono.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Eisuke Ono, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Eisuke Ono, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled E. Ono, maintained at the branch office of the aforesaid bank located at Canal Street at Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5904; Filed, Apr. 9, 1946; 11:09 a. m.]

[Vesting Order 6095]

ONE HUNDREDTH BANK, LTD.

In re: Bank accounts owned by One Hundredth Bank, Limited.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That One Hundredth Bank, Limited, the last known address of which is 11 Tori-Itchome, Nihonbaskiku, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows:

(a) That certain debt or other obligation owing to One Hundredth Bank, Limited, by Brown Brothers, Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled The One Hundredth Bank, Ltd., and any and all rights to demand, enforce and collect the same, and

(b) That certain debt or other obligation owing to One Hundredth Bank, Limited, by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of an unpresented dollar drafts account, entitled The One Hundredth Bank, Limited, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5905; Filed, Apr. 9, 1946; 11:09 a. m.]

[Vesting Order 6113]

MICHAEL SUTOR OR MRS. MARY SUTOR

In re: Bank account owned by Michael Sutor or Mrs. Mary Sutor.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Michael Sutor and Mrs. Mary Sutor, whose last known address is Inglestadt, Bavaria, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Michael Sutor or Mrs. Mary Sutor, by East River Savings Bank, New York, New York, arising out of a savings account, Account Number 142426, entitled Michael Sutor or Mrs. Mary Sutor, maintained at the branch office of the aforesaid bank located at 743 Amsterdam Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5906; Filed, Apr. 9, 1946; 11:10 a. m.]

[Vesting Order 6114]

HEDWIG SZALLIES

In re: Bank account owned by Hedwig Szallies.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hedwig Szallies, whose last known address is Post Weolereetischker, Kreiss Ziloit, Ost Pr. Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hedwig Szallies, by East River Savings Bank, New York, New York, arising out of a savings account, Account Number 80633, entitled Hedwig Szallies, maintained at the branch office of the aforesaid bank located at 743 Amsterdam Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date

hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5907; Filed, Apr. 9, 1946; 11:10 a. m.]

[Vesting Order 6115]

TATSUJI TAKEUCHI

In re: Bank account owned by Tatsuji Takeuchi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Tatsuji Takeuchi, whose last known address is c/o Kwansei Gakuin University, Nishinomiya, Kobe, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Tatsuji Takeuchi, by The National City Bank of New York, New York, New York, arising out of a compound interest department account, entitled Tatsuji Takeuchi, maintained at the branch office of the aforesaid bank located at 17 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescense in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, to file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5908; Filed, Apr. 9, 1946; 11:10 a. m.]

[Vesting Order 6116]

WALTER THIEME

In re: Bank account owend by Walter Thieme.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Walter Thieme, whose last known address is Heerstrasse 15, Charlottenburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Walter Thieme, by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a checking account, entitled Pastor Walter Thieme, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5909; Filed, Apr. 9, 1946; 11:10 a. m.]

[Vesting Order 6117]

AUGUST THYSSEN-BANK A. G.

In re: Bank account owned by August Thyssen-Bank Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That August Thyssen-Bank Aktiengesellschaft, the last known address of which is Bohronstrasse 8, Berlin W 8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to August Thyssen-Bank Aktiengesellschaft, by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled August Thyssen-Bank Aktiengesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5910; Filed, Apr. 9, 1946; 11:10 a. m.]

[Vesting Order 6118]

HENRY O. G. W. TOEDTER AND/OR MARIE LUISE A. TOEDTER

In re: Bank account owned by Henry O. G. W. Toedter and/or Marie Luise A. Toedter.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Henry O. G. W. Toedter and Marie Luise A. Toedter, whose last known address is 25 Lindenalleo, Hamburg, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Henry O. G. W. Toedter and/or Marie Luise A. Toedter, by The Bowery Savings Bank, 110 East 42nd Street, New York, New York, arising out of a savings account, Account Number 233474–T, entitled Henry O. G. W. Toedter &/or Marie L. A. Toedter, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5911; Filed, Apr. 9, 1946; 11:10 a. m.]

[Vesting Order 6119]

GUENTHER TONN

In re: Bank account owned by Guenther Tonn.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Guenther Tonn, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Guenther Tonn, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Guenther Tonn, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 28, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5912; Filed, Apr. 9, 1946; 11:11 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Amdt. · to Order 1290]

Bituminous Coal in District 3

ORDER CONSOLIDATING ADJUSTMENTS FOR INDIVIDUAL MINES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120, *It is ordered:*

Order No. 1290 under Maximum Price Regulation No. 120 is amended in the following respect:

In the table of maximum prices in paragraph (a), the mine index number "97", the mine name "McCandlish", and the maximum prices thereafter are deleted.

This Amendment No. 3 to Order No. 1290 under Maximum Price Regulation No. 120 shall become effective April 15, 1946.

Issued this 9th day of April 1946.

James G. Rogers, Jr.,
Acting Administrator.

[F. R. Doc. 46-5932; Filed, Apr. 9, 1946; 11:36 a. m.]

[MPR 120, Amdt. 13 to Order 1548]

Elliot Coal Mining Co. et al.

ADJUSTMENT OF MAXIMUM PRICES

Correction

In the table in Federal Register Document 46-4563, page 3014, issue of Thursday, March 21, 1946, the last mine index number should read 5686.

[MPR 120, 1624]

C. L. S. Coal Co. et al.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 2. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.213 and all other provisions of Maximum Price Regulation No. 120.

C. L. S. Coal Co., Smithton, Pa., C. L. S. No. 1 Mine, Redstone Seam, Mine Index No. 4499, Allegheny County, Pa., Subdistrict 9, Rail Shipping Point, Boston, Pa., Deep Mine, Railroad Fuel Price Group B, Maximum Truck Price Group No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification	G	G	G	G	G	G	G	G	G	------	------
Rail shipment	330	330	320	320	320	310	290	290	275	------	------
Railroad fuel	335	335	335	335	335	320	290	290	280	280	------
Truck shipment	445	445	445	410	380	380	380	345	305	305	290

Adam Eidemiller, R. D. No. 4, Greensburg, Pa., Buster Mine, Pittsburgh Seam, Mine Index No. 4499, Westmoreland County, Pa., Subdistrict 5, Rail Shipping Point, Superior, Pa., Strip Mine, Railroad Fuel Price Group C, Maximum Truck Price Group No. 8

Price classification	G	G	G	G	H	H	G	G	G	------	------
Rail shipment	294	294	284	284	279	269	254	254	239	------	------
Railroad fuel	294	294	294	294	294	279	254	244	244	------	------
Truck shipment	424	424	424	404	374	374	374	314	294	294	294

F. A. R. Coal Co., c/o F. A. Robel, Rear 509 McMillen St., Johnstown, Pa., F. A. R. No. 1 Mine, Pittsburgh Seam, Mine Index No. 4499, Westmoreland County, Pa., Subdistrict 6, Rail Shipping Point, Willen, Pa., Strip Mine, Railroad Fuel Price Group B, Maximum Truck Price Group No. 8

Price classification	G	G	G	G	H	H	G	G	G	------	------
Rail shipment	294	294	284	284	279	269	254	254	239	------	------
Railroad fuel	299	299	299	299	299	284	254	254	244	244	------
Truck shipment	424	424	424	404	374	374	374	314	294	294	294

Luther J. Grimm, 866 W. Main St., Mount Pleasant, Pa., Melva Mine, Redstone Seam, Mine Index No. 4491, Westmoreland County, Pa., Subdistrict 9, Rail Shipping Point, Wyano, Pa., Deep Mine, Railroad Fuel Price Group D, Maximum Truck Price Group No. 8

Price classification	G	G	G	G	G	G	G	G	G	------	------
Rail shipment	330	330	320	320	320	310	290	290	275	------	------
Railroad fuel	330	330	325	325	325	310	290	290	280	280	------
Truck shipment	435	435	435	415	385	385	385	325	305	305	275

Luther J. Grimm, 866 W. Main St., Mount Pleasant, Pa., Mae Mine, Redstone Seam, Mine Index No. 4492, Westmoreland County, Pa., Subdistrict 9, Rail Shipping Point, Wyano, Pa., Strip Mine, Railroad Fuel Price Group D, Maximum Truck Price Group No. 8

Price classification	G	G	G	G	G	G	G	G	G	------	------
Rail shipment	294	294	284	284	284	274	254	254	239	------	------
Railroad fuel	294	294	289	289	289	274	254	254	244	244	------
Truck shipment	424	424	424	404	374	374	374	314	294	294	294

Guseman Brothers Coal Co., 113 E. Main St., Uniontown, Pa., Elma No. 2 Mine, Sewickley Seam, Mine Index No. 4498, Fayette County, Pa., Subdistrict 3, Rail Shipping Point; Fairchance, Pa., Strip Mine, Railroad Fuel Price Group G, Maximum Truck Price Group No. 7

Price classification	J	J	H	H	H	H	H	H	H	------	------
Rail shipment	294	294	279	279	279	269	244	244	234	------	------
Railroad fuel	294	294	279	279	279	269	244	244	239	239	------
Truck shipment	424	424	424	394	384	384	384	319	299	299	274

Hankins Coal Co., Uniontown, Pa., Hankins Coal Co. Mine, Sewickley Seam, Mine Index No. 4493, Fayette County, Pa., Subdistrict 3, Rail Shipping Point, Evans, Pa., Strip Mine, Railroad Fuel Price Group G, Maximum Truck Price Group No. 7

Price classification	J	J	H	H	H	H	H	H	H	------	------
Rail shipment	294	294	279	279	279	269	244	244	234	------	------
Railroad fuel	294	294	279	279	279	269	244	244	239	239	------
Truck shipment	424	424	424	394	384	384	384	319	299	299	274

Hepler & Long, 809 Arthur Ave., Scottdale, Pa., Whitel Mine, Redstone Seam, Mine Index No. 4182, Westmoreland County, Pa., Subdistrict 4, Rail Shipping Point, Yukon, Pa., Deep and Strip Mine, Railroad Fuel Price Group D, Maximum Truck Price Group No. 8

Price classification	G	G	G	G	G	G	G	G	G	------	------
Rail shipment	294	294	284	284	284	274	254	254	239	------	------
Railroad fuel	294	294	284	284	284	274	254	254	244	244	------
Truck shipment	424	424	424	404	374	374	374	314	294	294	294

The foregoing maximum prices apply to strip-mined coal; to determine the effective maximum prices for deep-mined coal; add 35¢ per net ton to the maximum prices listed for rail shipment and for railroad fuel add 11¢ per net ton to those listed for truck shipment.

This order shall become effective April 10, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 9th day of April 1946.

James G. Rogers, Jr.,
Acting Administrator.

[F. R. Doc. 46-5933; Filed, Apr. 9, 1946; 11:36 a. m.]

[MPR 120, Order 1611]

Robert W. Campbell et al.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

Correction

In the table in Federal Register Document 4874, page 3222, issue of Wednesday, March 27, 1946, the Wallace & Lambert Coal Co. mine index number should read 7681.

[RMPR 136, Amdt. 1 to Rev. Order 516]

A. S. Campbell, Inc.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

Revised Order No. 516 under Revised Maximum Price Regulation 136 is amended in the following respect:

1. The narrative in paragraph (a) preceding subparagraph (1) is amended to read as follows:

(a) A. S. Campbell Company, Incorporated, East Boston (28), Massachusetts may sell f. o. b. factory each Campbell trailer described in subparagraph (1) below at a price not to exceed the applicable list price in that subparagraph less a discount of 30 and 7½% when the sale is to a distributor and 30% when the sale is to a dealer, plus the additional charges in subpargaraph (2) below.

This amendment shall become effective April 10, 1946.

Issued this 9th day of April 1946.

James G. Rogers, Jr.,
Acting Administrator.

[F. R. Doc. 46-5934; Filed, Apr. 9, 1946; 11:37 a. m.]

[RMPR 136, Amdt. 1 to Order 578]

Triplett Electrical Instrument Co.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9 (c) of Revised Maximum Price Regulation No. 136, *It is ordered:*

Order No. L-578 under Revised Maximum Price Regulation No. 136—Machines, Parts and Industrial Equipment is hereby amended in the following respects:

1. Paragraph (e) of Order No. 578 under Revised Maximum Price Regulation No. 136 is hereby amended to read as follows:

(e) The temporary maximum prices established by this order shall remain in effect until May 1, 1946.

2. Paragraph (f) of Order No. 578 under Revised Maximum Price Regulation No. 136 is hereby amended to read as follows:

(f) On or before April 15, 1946, The Triplett Electrical Instrument Company, Bluffton, Ohio, shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., proposed maximum prices for the items listed in paragraph (b) of this order, based upon actual production costs, and computed in accordance with the provisions of section 9 (c) of Revised Maximum Price Regulation No. 136.

This order may be revised or revoked by the Price Administrator at any time.

This order shall become effective April 10, 1946.

Issued this 9th day of April 1946.

James G. Rogers, Jr.,
Acting Administrator.

[F. R. Doc. 46-5935; Filed, Apr. 9, 1946; 11:37 a. m.]

[MPR 188, Order 14 Under Order 6, Corr. to Revocation]

McGraw Electric Co.

ESTABLISHMENT OF MAXIMUM PRICES

In the revocation to Order No. 14, the order number was incorrect. This order is corrected to read "Revocation of Order No. 13 under Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188."

Issued this 9th day of April 1946.

James G. Rogers, Jr.,
Acting Administrator.

[F. R. Doc. 46-5936; Filed, Apr. 9, 1946; 11:37 a. m.]

[MPR 188, Revocation of Order 115 Under Order A-2]

Snell Mfg. Co.

ADJUSTMENT OF MAXIMUM PRICES

Correction

The bracketed MPR designation for Federal Register Document 46-5300, page 3432, issue of Tuesday, April 2, 1946, should read as set forth above.

[MPR 188, Order 4948]

Hinsdale Mfg. Co.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) Order No. 3811 under § 1499.158 of Maximum Price Regulation No. 188 be, and hereby is revoked.

(b) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Hinsdale Manufacturing Company of 1720 Walnut Street, Chicago 12, Illinois.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Percentage off list prices in Manufacturer's Catalogue No. 97

For sales by the manufacturer to its exclusive distributors	60
For sales by any person to:	
Stocking jobbers	50
Drop shipping jobbers	40
Retailers and industrial users	33⅓
Household consumers	List

These maximum prices are for the articles described in the manufacturer's catalogue number 97, and for all other articles for which maximum prices have been properly determined.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are subject to a cash discount of one percent for payment within ten days, except that sales to ultimate consumers and industrial users are net; they are f. o. b. factory except that full freight shall be allowed for shipments of $100.00 or more within Continental United States.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles. In the case of sales by wholesalers, they are f. o. b. seller's city except that full freight shall be allowed for shipments of $100.00 or more within the Continental United States.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 10th day of April 1946.

Issued this 9th day of April 1946.

James G. Rogers, Jr.,
Acting Administrator.

[F. R. Doc. 46-5937; Filed, Apr. 9, 1946; 11:38 a. m.]

[MPR 188, Amdt. 1 to Order 4499]

Beacon Hill Lamps, Inc.

APPROVAL OF MAXIMUM PRICES

Correction

The bracketed order number for Federal Register Document 46-4619, page 3017, issue of Thursday, March 21, 1946, should read as set forth above.

[MPR 580, Revocation of Order 227]

PEARCE MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order of revocation of Order No. 227 under section 13, MPR 580. Pearce Manufacturing Company. Docket No. 6063–580–13–417.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to Section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) Order No. 227 issued on application of Pearce Manufacturing Company, Latrobe, Pennsylvania, is hereby revoked.

(b) The Pearce Manufacturing Company shall within ten days of the effective date of this order send a copy of this order to all persons who have purchased any of the articles listed in paragraph (a) of Order No. 227, as amended, since March 20, 1945, the effective date of Maximum Price Regulation 580 and shall within fifteen days of the effective date of this order send to the Distribution Price Branch, Consumer Goods Price Division, Office of Price Administration, Washington 25, D. C., a written notice, signed by an officer or duly authorized agent, stating its compliance with the provisions of this order, and listing the customers to whom written notices were sent.

(c) Retailers of articles as described in (b) above are required, from the effective date of this order of revocation, to fix their ceiling prices under such other regulation as would have been applicable in the absence of Order No. 227.

This order shall become effective April 9, 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5938; Filed, Apr. 9, 1946; 11:34 a. m.]

[MPR 591 Order 412]

STERLING, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 412 under section 16 of Maximum Price Regulation No. 591, specified mechanical building equipment. Adjustment of maximum prices for sales of heating specialties such as valves, traps, vents, strainers and thermostatic valves, limited to those covered by Maximum Price Regulation No. 591 but excluding condensation and vacuum pumps manufactured by Sterling, Inc. of Milwaukee, Wisconsin. Docket No. 6075–591.16–25.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of the Maximum Price Regulation No. 591, it is ordered:

(a) *Adjustment of maximum prices for Sterling, Inc. of Milwaukee, Wisconsin.* (1) Sterling, Inc. may increase its properly established maximum prices for its line of Heating Specialties such as valves, traps, vents, strainers and thermostatic valves, limited to those covered by Maximum Price Regulation No. 591, but excluding condensation and vacuum pumps, in effect on April 9, 1946, to each class of purchaser by 9 percent.

(2) Sterling, Inc. shall continue to extend discounts and allowances, including transportation allowances, and to render services which are at least as favorable as those which Sterling, Inc. extended or rendered or would have extended or rendered to purchasers of the same class on sales of comparable quantities of those products during March 1942.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted Sterling, Inc. under this order shall be his maximum price to each class of purchaser in effect on April 9, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted Sterling, Inc. of Milwaukee, Wisconsin under this order.

(c) *Notification to all purchasers.* Sterling, Inc. of Milwaukee, Wisconsin, shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 412 under section 16 of Maximum Price Regulation No. 591 provides for increase in net prices for sale of Heating Specialties such as valves, traps, vents, strainers and thermostatic valves limited to those covered by Maximum Price Regulation No. 591 but excluding condensation and vacuum pumps manufactured by Sterling, Inc. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer, to their existing maximum prices.

(d) All prayers of the application of Sterling, Inc., not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 10, 1946.

Issued this 9th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5940; Filed, Apr. 9, 1946; 11:38 a. m.]

[Rev. Max. Import Price Reg., Order 115]

IMPORTED BROOM CORN

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 of the Revised Maximum Import Price Regulation, it is ordered:

(a) *Purpose of this order.* This order establishes maximum prices for all classes of sellers of imported broom corn in the continental United States.

(b) *Maximum prices on sales by any person who does not warehouse.* Maximum prices on sales by any person who does not warehouse imported broom corn before sale shall be 13.625 cents per pound, f. o. b. port of entry, all charges paid (including fumigating).

(c) *Maximum prices on sales by any person who does warehouse.* Maximum prices on sales of imported broom corn by any person who warehouses the imported broom corn before sale shall be as follows:

Quantity shipped or delivered at one time:	*Maximum selling prices (cents per pound)*
14,000 lbs. or over	14.375
3,000 to 13,999 lbs	14.675
Under 3,000 lbs	15.500

The above maximum selling prices are net cash, f. o. b. point of delivery to a carrier for shipment to the purchaser, loaded on railroad car, truck or other conveyance, such point of delivery being a shipping point where the seller maintains warehouse space: *Provided*, That actual freight charges may be added to the foregoing applicable maximum prices in an amount not exceeding the lowest published carload rate from the port of entry to the point of delivery to the carrier. The freight charge so added, however, must be indicated as a separate item on the invoice to the buyer.

(d) *Notification of maximum prices.* All sellers covered by this order selling imported broom corn priced under this order shall include on the invoice to each purchaser other than industrial users the following statement:

The invoiced imported broom corn is sold to you at prices no higher than the maximum prices established by Order No. 115 under the Revised Maximum Import Price Regulation. Your own maximum resale prices are established by the same order.

(e) *Less than maximum prices.* Prices lower than those established in this order may be charged, demanded, offered or paid.

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective April 15, 1946.

Issued this 10th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–5988; Filed, Apr. 10, 1946; 11:27 a. m.]

[RMPR 136, Order 597]

DISTRIBUTION TRANSFORMERS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) As used in this order, the phrase "distribution transformers" shall include:

(1) All transformers 500 Kva and under employing oil or other insulating liquid in which the core and coils are emersed and classified as distribution transformers;

(2) Air blast transformers, 500 Kva and under.

(3) All dry type transformers, 500 Kva and under, for use on circuits above 600 volts for lighting and power applications;

(4) All repair and renewal parts, spare parts, and accessories, including bushings for these transformers;

But shall not include instrument transformers, dry type transformers other than those defined in subparagraph (3) regulating or constant current transformers or individual transformers for street lighting purposes.

(b) The maximum prices for sales by manufacturers of distribution transformers shall be the list prices published in the year 1941, after October 1, 1941, subject to the same extra charges, discounts and allowances to the manufacturer which he had in effect to a purchaser of the same class on October 1, 1941. Any manufacturers who did not publish a new list price in the year 1941, after October 1, 1941, shall establish his maximum prices for sales of distribution transformers "in-line" with the list prices of his closest competitor published in the year 1941, after October 1, 1941.

(c) The maximum prices of resellers of distribution transformers shall be the maximum prices in effect to a purchaser of the same class just prior to the issuance of this order, increased by the percentage by which his net invoiced cost has been increased by reason of the provisions of this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 15, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5990; Filed, Apr. 10, 1946; 11:27 a. m.]

[MPR 580, Amdt. 1 to Order 19]

KENDALL CO.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation No. 580, Amendment 1 to Order 19. Establishing ceiling prices at retail for branded articles. Docket No. 6063–580–13–24.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 19, issued under section 13 of Maximum Price Regulation 580 on application of The Kendall Company, Walpole, Massachusetts, is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling price established for the article listed below:

Article	Manufacturer's ceiling price to—		Ceiling price at retail (per dozen)
	Wholesalers (per dozen)	Retailers (per dozen)	
Curity diapers	$1.67	48 dozen or more—$1.85 Less than 48 dozen—1.98	$2.70

2. Paragraph (d) is amended to read:

On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and all subsequent amendments.

This amendment shall become effective April 9, 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5945; Filed, Apr. 9, 1946; 4:07 p. m.]

[MPR 580, Amdt. 2 to Order 26]

CHICOPEE MFG. CORP.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation No. 580, Amendment 2 to Order 26. Establishing ceiling prices at retail for branded articles. Docket No. 6063–580–13–403.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 26, issued under section 13 of Maximum Price Regulation 580 on application of Chicopee Manufacturing Corporation, New Brunswick, New Jersey is amended in the following respect:

1. Paragraph (a) is amended to increase the retail ceiling price established for the article listed below:

Branded article	Manufacturer's ceiling price to—		Ceiling price at retail (per dozen)
	Wholesalers (per dozen)	Retailers (per dozen)	
Chix diapers	$1.67	48 dozen or more—$1.85 Less than 48 doz.—$1.98	$2.70

This amendment shall become effective April 9, 1946.

Issued this 9th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–5946; Filed, Apr. 9, 1946; 4:07 p. m.]

Regional and District Office Orders.

[Region II Rev. Order G–27 Under RMPR 122]

SOLID FUELS IN DELAWARE

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, it is ordered:

(a) *What this order does—(1) Dealers' maximum prices; area covered.* If you are a dealer in solid fuels, this order fixes the maximum prices which you may charge, and if you are a purchaser in the course of trade or business, this order fixes the maximum prices which you may pay, for certain kinds, sizes and quantities of solid fuel, delivered to or at any point in the State of Delaware. That area comprises two zones as follows:

Zone 1. Zone 1 includes that portion of the State of Delaware north of the Chesapeake and Delaware Canal with the exception of the towns of St. Georges and Delaware City.

Zone 2. Zone 2 comprises all of the State of Delaware not included in Zone 1.

(2) *Schedules of prices, charges and discounts.* The applicable prices, authorized charges and required discounts, from which you shall determine the maximum prices for designated kinds, sizes and quantities of solid fuels delivered within Zones 1 and 2 are set forth in Schedules 1 and 11 hereafter.

(3) *To what sales this order applies.* If you are a dealer in solid fuels, you are bound by the prices and discounts, and by all other provisions of this order for all deliveries within Zones 1 and 2.

You shall determine the maximum price for "direct-delivery" sales, as hereinafter defined, by reference to the appropriate schedule of this order covering the zone to which delivery is made, whether or not you are located in one of the two zones.

You shall determine your maximum price for a "yard" sale, as hereinafter defined, by reference to the appropriate schedule of this order covering the zone in which the purchaser takes physical possession or custody of the solid fuel.

(b) *What this order prohibits.* Regardless of any contract or other obligations, you shall not:

(1) Sell or, in the course of trade or business, buy solid fuels of the kinds, sizes, and in the quantities set forth in the schedules herein, at prices higher than the maximum prices computed as set forth in paragraph (c) of this order, although you may charge, pay or offer less than maximum prices.

(2) Obtain any price higher than the applicable maximum price by:

(i) Changing the discounts authorized herein, or

(ii) Charging for any service which is not expressly requested by the buyer, or

(iii) Charging for any service for which a charge is not specifically authorized by this order, or

(iv) Charging a price for any service higher than the schedule price for such service, or

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(vi) Using any other device by which a higher price than the applicable maximum price is obtained, directly or indirectly.

(c) *How to compute maximum prices.* You must figure your maximum price as follows:

(1) Use the schedule which covers your sale. (Schedule I applies to sales on a "direct-delivery" basis, "yard sales," and "sales of bagged coal" within Zone 1. You will find Schedule I in paragraph (d). In like manner, Schedule II applies to similar sales in Zone 2. You will find Schedule II in paragraph (e)).

(2) Take the dollars-and-cents figure set forth in the applicable table of the schedule, for the kind, size, and quantity of solid fuel you are selling.

(3) Deduct from that figure the amount of the discount which you are required to give, as specified therein. Where a discount is required, you must state it separately on your invoice.

(4) If, at your purchaser's request, you actually render him a service for which this order authorizes a charge, you may add to the figure obtained as above no more than the maximum authorized service charge. You must state that charge separately on your invoice. The only authorized service charges are those provided for in the schedules.

(5) If you deliver a fraction of a net ton, even if less than one-half ton, and the applicable schedule provides a discount on the basis of one ton or one-half ton, you shall allow a proportionate discount, making your calculation to the nearest full cent. For example, if you are required to deduct 75¢ per ton for cash payment, you shall deduct 56¢ for three-quarters of a ton.

(6) If you deliver a fraction of a net ton, but not less than one-half ton, and the applicable schedule provides a service charge on the basis of one ton, you shall add no more than a proportionate service charge, making your calculation to the nearest full cent. For example, if the transaction permits a service charge of 50¢ per ton, you shall not add more than 38¢ for performance of that service in connection with the delivery of three-quarters of a ton.

(d) *Schedule I.* Schedule I establishes specific maximum prices for certain kinds, sizes, and quantities of solid fuels, delivered to or at any point within Zone 1. There a separate table of prices for "direct-delivery" sales, "yard sales", and "sales of bagged coal".

(1) *Sales on a "direct-delivery" basis.*

[For sales of solid fuels of the kinds and sizes, and in the quantities specified]

Kind and size of fuel	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Pennsylvania anthracite:			
Broken, egg, stove, nut	$14.95	$7.75	$0.85
Pea	13.25	6.90	.75
Buckwheat	11.25	5.90	.65
Rice	10.15	5.35	.60
Barley	8.90	4.70	----------
Screenings	4.80	2.40	----------
Bituminous coal (from underground mines) from district No. 1—Pennsylvania:			*Per net ton*
Egg or pea (double screened coal sold for domestic use)			$10.50
Run of Mine in price classification "A"			9.65
Run of Mine in price classification "D" and "E"			9.10
2" lump in price classification "E"			9.30
Smithing Coal			10.65
High volatile coal from district No. 3:			
2" nut and slack			8.78
Stoker pea (double screened)			8.78
High volatile coal from district No. 8:			
Cannel coal—lump			18.95
Splint coal—lump sold as fireplace coal			15.45
Coke—by-product and retort gas			13.25

Required discounts. You shall deduct from the prices set forth in table (1) of this schedule, on sales and deliveries of all sizes of anthracite except screenings, a discount of 75¢ per net ton and 40¢ per net ½ ton, where payment is made within ten days after delivery.

You shall deduct a discount of 50¢ per net ton, where payment is made within ten days after delivery, on sales and deliveries of the following kinds and sizes of bituminous coal: "Egg" and "Pea" from District No. 1; High Volatile Cannel Coal (lump), and Splint Coal (lump sold as fireplace coal) from District No. 8.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser — *Cents (per net ton)*

"Carry" or "wheel" (except for sales amounting to less than ½ ton) ---------- 50

Carrying upstairs or downstairs, for each floor above or below the ground floor (except for sales amounting to less than ½ ton). This charge shall be in addition to any charge for "carry" or "wheel" ---------- 50

(2) *"Yard sales."*

[For sales of anthracite of the sizes and in the quantities specified to dealers and to consumers]

Kind and size of fuel	Per net ton, for sales of ½ ton or more		Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
	To dealers for resale	To consumers	
Pennsylvania anthracite:			
Broken, egg, stove, nut	$12.95	$13.85	$0.75
Pea	11.25	12.15	.65
Buckwheat	9.55	10.15	.55
Rice	8.45	9.05	.50
Barley	7.20	7.80	----------
Screenings	2.95	2.95	----------
Bituminous coal (from underground mines)	Per net ton for sales of ½ ton or more		
	To dealers for sale	To consumers	
From District No. 1—Pennsylvania:			
Egg or pea (double screened coal sold for domestic use)	$8.40	$8.90	
Run of mine in price classification "A"	8.05	8.55	
Run of mine in price classification "D" and "E"	7.50	8.00	
2" lump in price classification "E"	7.70	8.20	
Smithing coal	9.05	9.55	
High volatile coal from district No. 3:			
2" nut and slack	7.18	7.68	
Stoker pea (double screened)	7.18	7.68	
High volatile coal from district No. 8:			
Cannel coal—lump	16.85	17.35	
Splint coal—lump sold as fireplace coal	13.35	13.85	
Coke—by-product and retort gas	11.15	11.15	

Required discounts. You shall deduct from the prices set forth in table (2) of this schedule, on sales and deliveries of all sizes of anthracite except screenings in quantities of ½ ton or more, a discount of 75¢ per net ton and 40¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires you to sell on other than a cash basis.

(3) *"Sales of bagged Pennsylvania anthracite"* (maximum prices per bag).

MAXIMUM PRICES PER 50 LB. PAPER BAG

Size	Delivered at dealer's yard		Delivered to retail stores	Sales to ultimate consumer
	To dealers	To consumers		
Nut	$0.395	$0.445	$0.445	$0.495
Pea	.34	.39	.39	.44

MAXIMUM PRICES PER 100 LB. PAPER BAG

Nut	$0.16	$0.18	$0.18	$0.20

(4) *Addition by dealers of charges for oil or chemical treatment of bituminous coal.* Notwithstanding other provisions of this order, if you are a dealer charged a price for oil or chemical treatment of bituminous coal from Districts 3 and 8, you may, on sales of such treated coal, add to the maximum prices set by this order the treatment charge made by your supplier: *Provided*, That it does not exceed 10¢ per net ton. This treatment charge may be added only if the treated coal is kept separate and is not mixed with other untreated coal. You need not separately state the amount of this treatment charge if you clearly indicate on the invoice that the coal is so treated. Provisions of this paragraph shall not apply to sales of solid fuels in less than ¼ ton lots, unless requested by the purchaser.

(e) *Schedule II.* Schedule II establishes specific maximum prices for certain sizes of Pennsylvania anthracite, in certain specific quantities, delivered to or at any point within Zone 2. There is a separate table of prices for "direct-delivery" sales, "yard sales", and "sales of bagged coal".

(1) *Sales on a "direct-delivery" basis.*

[For sales of anthracite of the sizes and in the quantities specified]

Size	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton
Broken, egg, stove, nut	$15.25	$7.90	$0.90
Pea	13.65	7.10	.80
Buckwheat	11.05	5.80	.70
Rice	10.05	5.30	----------
Barley	8.80	4.65	----------
Screenings	4.80	2.40	----------

Required discounts. You shall deduct from the prices set forth in table (1) of this schedule, on sales and deliveries of all sizes except screenings, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires you to sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser — *Cents (per net ton)*

"Carry" or "wheel" (except for sales amounting to less than ½ ton) ---------- 50

Carrying upstairs or downstairs, for each floor above or below the ground floor (except for sales amounting to less than ½ ton). This charge shall be in addition to any charge for "carry" or "wheel" ---------- 50

MAXIMUM AUTHORIZED SERVICE CHARGES—Con.

Special service rendered at the request of the purchaser—Continued *Cents (per net ton)*

For deliveries beyond 2 miles from the limits of the city, town, or village in which is located dealer's place of business ---------- 50

(2) *"Yard sales."*

[For sales of anthracite of the sizes and in the quantities specified]

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Broken, egg, stove, nut	$14.15	$0.80
Pea	12.55	.70
Buckwheat	10.45	.60
Rice	9.45	----------
Barley	8.20	----------
Screenings	2.95	----------

Required discounts. You shall deduct from the prices set forth in table (2) of this schedule, on sales and deliveries of all sizes except screenings in quantities of ½ ton or more, a discount of 50¢ per ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires you to sell on other than a cash basis.

(3) *"Sales of bagged coal"* (maximum prices per bag).

Size	Maximum prices per 50 lb. paper bag			
	Delivered at dealer's yard to—		Delivered to retail stores	Sales to ultimate consumers
	Dealers	Consumers		
Nut	$0.415	$0.465	$0.465	$0.515
Pea	.36	.41	.41	.46

(f) *Commingling.* If you sell one size or brand of solid fuel, commingled with another size or kind of solid fuel, your maximum price for the combination shall be the maximum price established in this order for the smallest of the sizes or the least expensive kind of fuel so commingled, whichever is lower, whether the sale be a "direct-delivery" sale, "yard sale", or "sale of bagged coal", except in the following situation. Where the purchaser requests that two or more sizes or kinds of fuel be commingled in one delivery, then, in that event, if those sizes and kinds are separately weighed at the point of loading, or when bagged, the dealer may commingle those sizes and kinds in the truck or other vehicle, or in the bags, in which the delivery is made. The price for fuel so commingled, shall be calculated on the basis of the applicable per net ton price, or, in the case of bagged coal, on the basis of the applicable bagged price, for each size and kind in the combination, and the invoice shall separately state the price, so determined, for the quantity of each size and kind in the combination.

(g) *Ex parte 148—freight rate increase.* Since the ex parte freight rate increase has been rescinded by the Interstate Commerce Commission, dealers' freight rates are the same as those of December 1941. Therefore, you may not increase any Schedule Price on account of freight rates.

(h) *Addition of increase in suppliers' maximum prices prohibited.* You may not increase the specific maximum prices established by this order to reflect, in whole or in part, any subsequent increase to you in your supplier's maximum price for the same fuel. The specific maximum prices already reflect increases to you in your suppliers' maximum prices occurring up to the effective date of this order. If increases in your suppliers maximum prices should occur after such date, as a result of any amendment to, or revision of a maximum price regulation is used by the Office of Price Administration, governing sales and deliveries made by such suppliers, the Regional Administrator will, if he then deems it to be warranted, take appropriate action to amend this order to reflect such increases.

(i) *Taxes.* If you are a dealer subject to this order you may collect, in addition to the specific maximum prices established herein, provided you state it separately, the amount of the Federal tax upon the transportation of property imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by you, or any amount equal to the amount of such tax paid by any of your prior suppliers and separately stated and collected from you by the supplier from whom you purchased. On sales to the United States or any agency thereof, or to the State of Delaware or any political subdivision thereof, you need not state this tax separately.

(j) *Adjustable pricing.* You may not make a price adjustable to a maximum price which will be in effect at some time after delivery of the fuel has been completed; but the price may be adjustable to the maximum price in effect at the time of delivery.

(k) *Petitions for amendment.* Any person seeking an amendment of any provision of this order, may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator, and acted upon by him.

(l) *Right of amendment or revocation.* The Regional Administrator or the Price Administrator, may amend, revoke or rescind this order, or any provisions thereof, at any time.

(m) *Applicability of other regulations.* If you are a dealer subject to this order, you are governed by the licensing provisions of Licensing Order 1. Licensing Order 1 provides, in brief, that a license is required of all persons making sales for which maximum prices are established. A license is automatically granted. It is not necessary to apply for the license. The license may be suspended for violations in connection with the sale of any commodity for which maximum prices are established. If your license is suspended, you may not sell any such commodity during the period of suspension.

(n) *Records.* If you are a dealer subject to this order, you shall preserve, keep, and make available for examination by the Office of Price Administration, a record of every sale of solid fuels hereunder, showing the date, the name and address of the buyer, if known, the per net ton price charged, and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also state separately each service rendered and the charge made for it.

(o) *Posting of maximum prices; sales slips and receipts.* (1) If you are a dealer subject to this order, you shall post all your maximum prices (as set forth in the applicable schedule or schedules of this order) in your place of business in a manner plainly visible to and understandable by the purchasing public.

(2) If you are a dealer subject to this order, you shall, except for a sale of less than one-half ton, give each purchaser a sales slip or receipt showing your name and address, the kind, size and quantity of fuel sold to him, the date of the sale or delivery, and the price charged, separately stating the amount, if any, of the required discounts which must be deducted from and the authorized service charges and the taxes, which may be added to the specific maximum prices prescribed herein.

In the case of all other sales, you shall give each purchaser a sales slip or receipt containing the information described in the foregoing paragraph, if requested by such purchaser or if, during December 1941, you customarily gave purchasers such sales slips or receipts.

(p) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Wilmington District Office of the Office of Price Administration; or with the Price Panel of the appropriate War Price and Rationing Board.

(q) *Definitions and explanations.* When used in this Revised Order No. G–27, the term: (1) "Person" includes an individual, corporation, partnership, association or any other organized group of persons, or legal successor or representative of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political sub-division, or any agency or any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale," "selling," "sold," "seller," "buy," "purchase" and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling solid fuel of the kinds and sizes set forth in the schedules herein, and does not include a producer or distributor making sales at or from a mine, a preparation plant operated as an adjunct of any mine, or a briquette plant.

(4) "Direct-delivery", except with respect to sales in 100 lb. lots, means delivery to the buyer's bin or storage space by dumping or chuting directly from the seller's truck or other vehicle, or, where such delivery to the buyer's bin or storage space is physically impossible, by discharging at the point nearest and most

accessible to the buyer's bin or storage space and at which the coal can be discharged directly from the seller's truck. "Direct-delivery" in 100 lb. lots shall means depositing in buyer's bin or other storage space designated by buyer.

(5) "Carry" and "wheel" refer to the movement of solid fuel to buyer's bin or storage space, in baskets or other containers, or by wheelbarrow or barrel, from the seller's truck or other vehicle, or from the point nearest and most accessible to the buyer's bin or storage space at which coal is discharged from the seller's truck in the course of "direct-delivery".

(6) "Yard sales" means sales accompanied by physical transfer to the buyer's truck or vehicle at the yard, dock, barge, car, or at a place of business of the seller other than at seller's truck or vehicle.

(7) "Pennsylvania anthracite" means all coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(8) The sizes of Pennsylvania anthracite described as broken, egg, stove, nut, pea, buckwheat, rice, barley and screenings shall refer to the same sizes of the same fuel as were sold and delivered in the State of Delaware with such designation during December 1941.

(9) "Delivered at dealer's yard" as applied to sales of bagged coal, means physical transfer at the dealer's yard to the purchaser's truck or other vehicle.

(10) "Delivered to retail stores" as applied to sales of bagged coal, means deposit in that part of the store designated by the purchaser.

(11) "Sales to ultimate consumer" as applied to bagged coal, means sales by dealers, other than sales at the dealer's yard, whether or not delivered to the consumer's premises.

(12) "District No." refers to the geographical coal-producing districts as defined in the Bituminous Coal Act, of 1937, as amended, and as they have been modified as of midnight, August 23, 1943.

(13) "Low volatile bituminous coal" is produced in the low volatile sections of the producing districts specified herein.

(14) "High volatile bituminous coal" is produced in the high volatile sections of the producing districts specified herein.

(15) "By-product coke" means all coke and coke braize made in by-product oven plants.

(16) "Retort gas coke" means all coke and coke braize made in gas retort plants.

(17) "Underground mine" or "deep mine" means a mine from which the coal is taken only from underground seams from which the overburden is not removed, and does not include a mine from which coal is taken by the stripping method.

(18) All designations in this order of sizes, classifications, etc., applicable to bituminous coal, refer to the sizes, classifications, etc., as set forth in the minimum price schedules for the various producing districts issued by the Bituminous Coal Division of the United States Department of the Interior, as in effect midnight, August 23, 1943. Where the minimum price schedules do not make specific mention of any size designated in this order, such size designations shall refer to the sizes of bituminous coal sold as such in the State of Delaware during December, 1941.

(19) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to terms used herein.

(r) *Effect of order on Revised Maximum Price Regulation No. 122.* To the extent applicable this order supersedes Revised Maximum Price Regulation No. 122.

(s) *Effect of order on Order No. G–27 as originally issued.* Order No. G–27 under Revised Maximum Price Regulation No. 122, as issued on February 1, 1944, is hereby revoked in full as of the effective date of this order.

NOTE: The record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Revised Order No. G–27 shall become effective March 25, 1946.

(56 Stat. 23, 765; Pub. Law 151, 79th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued March 19, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–5777; Filed, Apr. 5, 1946; 1:40 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File 30–71]

AMERICAN UTILITIES SERVICE CORP.

MEMORANDUM OPINION AND ORDER

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 8th day of April, A. D., 1946.

American Utilities Service Corporation ("American"), a registered holding company, having filed an application, pursuant to section 5 (d) of the Public Utility Holding Company Act of 1935, for an order under said act finding that American has ceased to be a holding company, reciting, inter alia, that it has disposed of the possession, ownership and control of all of the voting securities of public utility companies formerly held by it and that it does not now, directly or indirectly, own, control or hold with power to vote or otherwise any of the outstanding voting securities of a public utility company or of a company which is a holding company within the meaning of the provisions of the Act; and having requested an order finding and declaring that American had ceased to be a holding company, subject to the condition that the entry of such an order shall not constitute a waiver of jurisdiction by the Commission with respect to the approval of the payment of fees and expenses incurred in connection with its amended plan of recapitalization (American Utilities Service Corporation, ___ S. E. C. ___ (1945), Holding Company Act Release No. 5662); and

The Commission having issued a notice of filing on March 8, 1946 with respect to said application and said notice having stated that any interested person may not later than March 25, 1946 request the Commission in writing that a hearing be held on such matter and the Commission not having received a request for hearing with respect to said application within the period prescribed in said notice, or otherwise, and not having ordered a hearing thereon; and

It appearing to the Commission that the amended plan of recapitalization of American provided that "American undertakes to, and shall pay such fees and reimburse such expenses incurred or to be incurred in connection with the amended plan, the transactions incident thereto, and the consummation thereof, as are approved, allocated or awarded by order or orders of the Commission"; and American agreeing in the instant filing that it will not pay any fees and expenses other than such fees and expenses as may be allowed by the Commission; and

The Commission finding that American has ceased to be a holding company and that the registration as a holding company should cease to be in effect and that it is necessary and appropriate to impose terms or conditions for the protection of investors in connection with the termination of such registration:

It is ordered, That American Utilities Service Corporation has ceased to be a holding company, and that the registration of American Utilities Service Corporation as a holding company shall from the date of the entry of this order cease to be effective, subject, however, to the following condition:

1. That the entry of this order shall not constitute a waiver of jurisdiction by the Commission with respect to the approval of the payment of fees and expenses incurred or claimed to be incurred in connection with amended plan of recapitalization of American Utilities Service Corporation; and that American Utilities Service Corporation shall pay such fees and expenses incurred or claimed to have been incurred in connection with its amended plan of recapitalization as may be approved, allocated or awarded by order or orders of the Commission, and shall pay no fees and expenses not so approved, allocated or awarded.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–5952; Filed, Apr. 10, 1946; 11:24 a. m.]

[File 70–1260]

NEW BEDFORD GAS AND EDISON LIGHT CO.

NOTICE OF FILING OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 9th day of April 1946.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by New Bedford Gas and Edison Light Company (New Bedford), a subsidiary of New England Gas and Electric Association, a registered holding company; and

Notice is further given that any interested person may, not later than April 24, 1946 at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application, as filed or as amended, may be granted, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application, which is on file in the offices of said Commission, for a statement of the transactions therein proposed which are summarized below:

New Bedford proposes to issue to The First National Bank of Boston its notes payable in amounts not exceeding in the aggregate $1,000,000, all of such notes to be issued and dated prior to December 31, 1946 in such denominations as the company shall elect at the time of issue, to mature not earlier than June 30, 1949 and not later than June 30, 1950, and to bear interest at a rate not exceeding 2¼%.

The new notes will be issued for the purpose of paying for proposed extensions, additions and betterments to the plant and property of New Bedford.

The application is filed pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 for exemption from the provisions of section 6 (a) of the act of the issue and sale of the securities designated herein, such issue and sale having been expressly authorized by the Department of Public Utilities of the Commonwealth of Massachusetts.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–5983; Filed, Apr. 10, 1946; 11:24 a. m.]

Reference

APR 15 '46

THE NATIONAL ARCHIVES

FEDERAL REGISTER

OF THE UNITED STATES

VOLUME 11 NUMBER 72

Washington, Friday, April 12, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 10, Amdt. 16]

PART 1432—RICE

RICE SET ASIDE

War Food Order No. 10, as amended (11 F.R. 1088, 1881) is hereby further amended to read as follows:

§ 1432.1 *Restrictions on sale and distribution of rice*—(a) *Definitions.* (1) "Miller" means any person who mills more than 250 barrels of rough rice in any one month.

(2) "Rough rice" means the commodity defined as such by the "United States Standards for Rough Rice", as amended May 15, 1942.

(3) "Brown rice" means the commodity defined as such by the "United States Standards for Brown Rice", as amended May 15, 1942.

(4) "Milled rice" means the commodity defined as such by the "United States Standards for Milled Rice", as amended April 1, 1944.

(5) "Mill" means to convert rough rice into brown or milled rice.

(6) "Delivery" means the physical transfer of rice from a miller to a buyer. The transfer of rice by a miller to a truck, railroad car, ship, or other vehicle for transportation to the buyer, regardless of the ownership or control of the vehicle being used for such transportation, shall constitute a delivery.

(7) "Barrel" means 162 pounds.

(8) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), the United States Department of Agriculture (including, but not restricted to, any corporate agency thereof), the War Shipping Administration, any approved ship supplier designated as such by War Shipping Administration, the Veterans Administration, and any other instrumentality or agency designated by the Secretary of Agriculture.

(9) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(10) "Assistant Administrator" means the Assistant Administrator for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(11) "Secretary of Agriculture" means the Secretary of Agriculture, United States Department of Agriculture.

(b) *Restrictions.* (1) Beginning February 1, 1946, every miller in the State of California, except as provided in (c) hereof, shall set aside each calendar month and thereafter hold for sale to a governmental agency a quantity of milled rice, of grade 5 or better and of one or more of the Classes I to X, inclusive, in an amount equal to 70 percent of the total combined quantity of the brown and milled rice milled by him during such month. Beginning February 1, 1946, every miller in any State other than California, except as provided in (c) hereof, shall set aside each calendar month, or portion thereof prior to May 1, 1946, and thereafter hold for sale to a governmental agency a quantity of milled rice, of grade 5 or better and of one or more of the Classes I to X, inclusive, in an amount equal to 50 percent of the total combined quantity of the brown and milled rice milled by him during such month or such portion thereof. All rice set aside may be offered for sale to a governmental agency: (i) in response to announcements or notices by a governmental agency that offers for the sale of such rice will be received; (ii) when packaged in containers of a size and quality announced as acceptable to such governmental agency; and (iii) at not more than ceiling prices established by the Office of Price Administration for such rice so packaged.

(2) No miller, on any day when the quantity of milled rice set aside by him, in accordance with (b) (1) hereof, for all full calendar months preceding such

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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day but after July 31, 1945, and held by him in inventory for sale to a governmental agency plus the quantity of rice delivered by him under credit against the set aside requirements of this order for such preceding months is less than the quantity of rice required to be set aside for such preceding months, shall after April 12, 1946; (i) mix rough rice which reasonably cannot be expected to produce milled rice consisting 15 percent or less of moisture with rough rice which reasonably can be expected to produce such milled rice unless the resulting mixture reasonably can be expected to produce such milled rice or unless the mixture is in performance of a contract with a governmental agency; (ii) mix either brown or milled rice, or both, consisting 15 percent or less of moisture with either brown or milled rice, or both, consisting more than 15 percent of moisture unless the resulting mixture of rice consists 15 percent or less of moisture or unless the mixture is in performance of a contract with a governmental agency; (iii) produce any grown, undermilled or parboiled rice except in the performance of a contract with a governmental agency; (iv) deliver any rice to any person not entitled to receive set-aside rice under this order, unless it has been offered for sale to and rejected by Commodity Credit Corporation, United States Department of Agriculture, and a notice of such rejection issued by said Commodity Credit Corporation is filed with the monthly report required under this order; or (v) pack rice in other than 100-pound bags of a type and quality announced as acceptable to said Commodity Credit Corporation, except that rice under contract at the time of packing for delivery as a credit against the set-aside requirements of this order may be packed in accordance with such contract.

(c) *Exemptions from restrictions of paragraph (b).* (1) Deliveries to governmental agencies of grades and classes of brown or milled rice other than those specified in (b) (1) hereof may be credited against the amount of milled rice required to be set aside under this order provided such deliveries are made during the month for which the credit is claimed.

(2) (i) Beginning April 1, 1946, deliveries in any calendar month by any miller in the State of California to persons other than governmental agencies of brown and milled rice for shipment to Hawaii may be credited against not more than 22½ percent of the amount of rice required to be set aside during such month, and deliveries in any calendar month by any such miller to such persons of brown and milled rice for shipment to Puerto Rico and the Virgin Islands may be credited against not more than 10 percent of the amount of rice required to be set aside during such month.

(ii) Beginning April 1, 1946, deliveries in any calendar month by any miller in any State other than California to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico and the Virgin Islands may be credited against the amount of rice required to be set aside during such month.

(3) The Assistant Administrator may upon application of any miller, authorize such miller to deliver brown or milled rice to persons other than governmental agencies and to credit such deliveries against the quantity of milled rice required to be set aside under (b) (1) hereof, when satisfactory evidence is submitted to the Assistant Administrator that the brown or milled rice so delivered is to be subsequently delivered to governmental agencies in the form of rice or a product thereof.

(4) The restrictions contained in this order shall not apply to rice owned by any individual for use in his own household.

(d) *Records and reports.* (1) Every miller shall file with the Administrator of War Food Order No. 10, United States Department of Agriculture, Washington 25, D. C., prior to the 15th day of each month (on a form furnished by the said Order Administrator) a report for the preceding calendar month showing:

(i) The quantity of rough rice milled by him;

(ii) The quantities of brown rice and of milled rice produced by him;

(iii) The quantity of brown and milled rice shipped by him, first, to governmental agencies; second, to the export trade; and third, to the domestic civilian trade;

(iv) The quantities of brown and milled rice shipped by him to Puerto Rico, the Virgin Islands, and Hawaii for civilian use and the quantities of milled rice shipped by him to each of the governmental agencies specified in the report form;

(v) The quantity of milled rice set aside for governmental agencies which remains unshipped at the end of the month for which the report is made.

(vi) A computation of his set-aside position to show the status of his compliance with this order at the end of the month for which the report is made.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Assistant Administrator may designate), maintain an accurate record of his production of and transactions in rice.

(3) The Assistant Administrator shall be entitled to obtain such other information from and require such other reports and the keeping of such other records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order subject to the approval of the Bureau of the Budget.

(e) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audit or inspection of the books, records, and other writings, premises, or stocks of rice of any person and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(f) *Contracts.* The provisions of this order and all orders or regulations issued pursuant thereto shall be observed without regard to contracts heretofore or hereafter made or any rights accrued or payments made thereunder.

(g) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(h) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using rice. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provisions of this order.

(i) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(j) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Assistant Administrator for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(k) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(l) *Effective date.* Except insofar as other effective dates are specified herein, the provisions of this order shall become effective as of 12:01 a. m., e. s. t., April 12,

1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, under the provisions of War Food Order No. 10, as amended, prior to said dates, all such provisions shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and all subsequent reporting and record-keeping requirements will be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8067)

Issued this 10th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6104; Filed, Apr. 11, 1946; 11:11 a. m.]

[WFO 29, Amdt. 10]

PART 1460—FATS AND OILS

COTTONSEED, PEANUT, SOYBEAN AND CORN OIL

War Food Order No. 29, as amended and partially suspended (8 F.R. 15551; 9 F.R. 651, 3252; 10 F.R. 11988, 15331), is further amended to read as follows:

§ 1460.13 *Distribution, delivery and use of cottonseed, peanut, soybean, and corn oil*—(a) *Definitions.* (1) "Crude oil" means any oil pressed, expelled, or extracted from cottonseed, peanuts, soybeans, or corn, and which may have been filtered or settled, but which has not been refined, blown, hydroxylated, or otherwise processed.

(2) "Refined oil" means any oil pressed, expelled, or extracted from cottonseed, peanuts, soybeans, or corn, which has been refined by treating with caustic soda, soda ash, or otherwise to reduce the free fatty acid content, and which may or may not have been further processed. Such processing may include, but is not limited to, bleaching, deodorizing, winterizing, or hydrogenation. However, unless otherwise specified by the Assistant Administrator, "refined oil" when allocated for delivery pursuant to this order shall mean (in the absence of a previous contract between the deliverer and the deliveree, or unless otherwise requested by the deliveree) oil that is once refined, unbleached and undeodorized.

(3) "Refiner" means any person who accepts delivery of crude oil for the purpose of refining, and who may or may not process refined oil produced by him or acquired from any other person, further in the manufacture of shortening, cooking oil, salad oil, or margarine.

(4) "Non-refining margarine manufacturer" means any person who accepts delivery of refined oil for use in the manufacture of margarine, and who does not own, control, or operate a refinery for refining crude oil.

(5) "Non-refining shortening manufacturer" means any person who accepts delivery of refined oil for use in the manufacture of shortening, cooking oil, or salad oil, and who does not own, control, or operate a refinery for refining crude oil.

(6) "Industrial user" means any person, other than a refiner, who accepts delivery of crude or refined oil, for any use other than the manufacture of an edible product. A manufacturer of medicinal or vitamin preparations shall be deemed to be an industrial user hereunder.

(7) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(8) "Assistant Administrator" means the Assistant Administrator for regulatory and marketing service work, Production and Marketing Administration, United States Department of Agriculture.

(9) "Edible fat or oil product" means any commodity or product, simple or compound, including any complement thereto or component part thereof, which is composed of or has fats and oils as its largest single ingredient by weight, and which is eaten or drunk by human beings as food. The term "edible fat or oil product" shall not include:

(i) Lard, rendered pork fat, poultry fat, and olive oil;

(ii) Mayonnaise, salad dressing, USP vitamin oils, Vitamin E Oil, fish liver oil, and sperm oil;

(iii) Any intermediate product intended for use in the commercial manufacture of an edible fat or oil product; or

(iv) Food prepared by a hotel or restaurant for consumption on the premises.

(v) Soybean oil used to can tuna, bonito, yellowtail, or sardines.

(10) "Fats and oils" means all the raw, crude, refined, and pressed fats and oils, whether vegetable, animal, fish, or other marine animal, their by-products and derivatives, including foots, grease (lard) oil, sulfonated and similarly processed fats and oils, fatty acids, lard and rendered pork fat, and the fat and oil content of any other product, but not including glycerine, cocoa butter, butter, wool grease or fat, essential oils, tall oil, mineral oils, and vitamin-bearing oils (including their by-products and derivatives) obtained from fish or other marine animal or viscera.

(b) *Restrictions on delivery of crude oil for edible purposes.* No person shall deliver and no person shall accept delivery of crude oil for use in edible fat or oil products, except as specifically authorized or directed by the Assistant Administrator. In any authorization or directive issued pursuant to this paragraph (b), the Assistant Administrator may designate the point from which the oil is to be shipped and the point where it is to be received.

(c) *Restrictions on delivery of refined oil for edible purposes.* No person shall deliver refined oil to a refiner, non-refining margarine manufacturer, or non-refining shortening manufacturer, for use in edible fat or oil products, and no refiner, non-refining margarine manufacturer, or non-refining shortening manufacturer shall accept delivery of refined oil for use in edible fat or oil products except as specifically authorized or directed by the Assistant Administrator. In any authorization or directive issued pursuant to this paragraph (c), the Assistant Administrator may designate the point from which the oil is to be shipped and the point where it is to be received.

(d) *Restrictions on the use of crude oil for edible purposes.* No person shall use crude oil for use in edible fat or oil products except in such quantities and for such purposes as the Assistant Administrator shall specifically authorize or direct.

(e) *Restrictions on the use of refined oil for edible purposes.* No refiner, non-refining margarine manufacturer, or non-refining shortening manufacturer shall use refined oil for use in edible fat or oil products except in such quantities and for such purposes as the Assistant Administrator shall specifically authorize or direct.

(f) *Restrictions on use and delivery of crude or refined oil for industrial (non-edible) purposes.* (1) No industrial user shall, during any calendar month use crude, refined, or otherwise processed cottonseed, peanut, soybean or corn oil, or any fatty acids derived therefrom or any mixtures of such oils and fatty acids, or any mixtures of such oils and fatty acids with any other material for any specific industrial (non-edible) purpose in excess of ⅛ of the quantity of such oils, fatty acids or mixtures used by such industrial user for such purpose during the first nine months of 1945.

(2) No person shall deliver crude, refined or otherwise processed cottonseed, peanut, soybean or corn oil, or any fatty acids derived therefrom or any mixtures of such oils and fatty acids, or any mixtures of such oils and fatty acids with any other material to any industrial user except as specifically authorized or directed by the Assistant Administrator.

(3) The restrictions of paragraph (f) (1) hereof, shall not apply to the use of any cottonseed, peanut, soybean, or corn oil which is a by-product or residue (except stearine) of a permitted processing of such oil, or which consists of tank bottoms.

(g) *Establishment of base period use for industrial user.* An industrial user who has not heretofore established a base period use, through reports or applications under War Food Order No. 42 or War Food Order No. 29, may establish a base period use for the period referred to in paragraph (f) hereof. Applications to establish a base period use must be made in writing to the Assistant Administrator.

(h) *Effective period of authorizations or directives.* The Assistant Administrator may prescribe in an authorization or directive issued pursuant to this order, a period of time in which the authorization or directive shall be in force and effect, and no person shall deliver, or accept delivery of, or use crude or refined oil pursuant to or in reliance on an authorization or directive for such delivery, acceptance of delivery, or use, as the case may be, after the expiration of the effective period thereof.

(i) *Further allocations.* No person, after receiving notice from the Assistant Administrator to refrain from delivering or using any crude or refined oil acquired by him pursuant to an authorization or directive issued hereunder, shall deliver or use such oil, except upon further specific authorization of the Assistant Administrator.

(j) *Inventories.* (1) Crude or refined oil authorized or directed by the Assistant Administrator to be used for a specific purpose during a specified period shall revert to inventories where and to the extent that such oil is not used during the specified period for the specific purpose designated in the authorization or directive. Crude or refined oil which the Assistant Administrator has authorized or directed to be delivered, accepted for delivery, or used for the purpose of building up inventories, or which has reverted to inventories under the terms of this order, shall not be used for any purpose other than refining to the extent necessary to prevent deterioration, except as the Assistant Administrator may further authorize or direct.

(2) No industrial user shall accept delivery of any crude, refined or otherwise processed cottonseed, peanut, soybean, or corn oil, or any fatty acids derived from any of such oils, or any mixtures of such oils or fatty acids, or any mixtures of such oils and fatty acids with any other material, if his inventory of these oils is, or would through such acceptance become in excess of a 45 day working minimum.

(k) *Delivery.* For the purposes of this order:

(1) A person shall be deemed to have delivered crude or refined oil upon the occurrence of any one of the following:

(i) The delivery by such person of such oil to a common carrier and the issuance of a bill of lading therefor; or

(ii) The loading of such oil in a truck or tank wagon furnished by the person to whom delivery is to be made; or

(iii) The unloading of such oil in a plant or storage tank which is owned, leased, or controlled by the person to whom delivery is to be made.

(2) A person shall be deemed to have accepted delivery of crude or refined oil upon the occurrence of any one of the following:

(i) The acquisition by such person of a bill of lading issued by a common carrier for such oil; or

(ii) The loading of such oil in a truck or tank wagon furnished by such person; or

(iii) The receiving of such oil in a plant or storage tank which is owned, leased, or controlled by such person.

(l) *Intra-company deliveries.* The provisions and restrictions of this order with respect to delivery of crude oil shall apply not only to deliveries to other persons, including affiliates and subsidiaries, but also to deliveries from one branch, division, or section of a single enterprise to another branch, division, or section of the same or any other enterprise under common ownership or control.

(m) *Contracts.* The restrictions of this order shall be observed without regard to contracts heretofore or hereafter entered into, or any rights accrued or payments thereunder.

(n) *Applications, records, and reports.* (1) The Assistant Administrator shall be entitled to obtain such information from, and require such applications and reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall for at least two years (or for such other period of time as the Assistant Administrator may designate), maintain an accurate record of his transactions in cottonseed, peanut, soybean, and corn oils.

(o) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of oil, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(p) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(q) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, delivering, or using oil. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(r) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 29, Fats and Oils Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(s) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(t) *Territorial extent.* This order shall apply to the 48 States of the United States and the District of Columbia.

(u) *Effective date.* This amendment shall become effective at 12:01 a. m., e. s. t., April 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 29, as amended and partially suspended, all provisions of said orders shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 10th day of April, 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6105; Filed, Apr. 11, 1946; 11:11 a. m.]

[WFO 141, Amdt. 3]

PART 1468—GRAIN

DISTILLERS' GRAIN INVENTORIES

War Food Order No. 141, as amended (11 F.R. 2217), is hereby further amended as follows:

1. By adding immediately after paragraph (a) (10), the following new paragraph:

(11) "Inventory" means the total quantity of grain owned, whether in store or in transit.

2. By adding immediately after paragraph (e) (3), the following new paragraph:

(4) Every distiller shall, on or before April 22, 1946, mail a report to the Assistant Administrator, showing the following as of April 15, 1946:

(i) Grain on hand on the premises;

(ii) Grain stored at other places;

(iii) Grain under contract to purchase;

(iv) Grain in transit;

(v) Futures contracts for grain, by months.

3. By adding immediately after paragraph (l) thereof, the following new paragraphs:

(m) *Excess inventories.* No distiller whose inventory of grain is in excess of a quantity necessary to operate for seven and one-half days based upon daily mashing capacity, shall use grain or grain products in the manufacture of alcohol or of distilled spirits for beverage purposes.

(n) *Inventories.* No distiller shall accept delivery of grain if, either prior to or after acceptance of such delivery, his total inventory of grain, plus all quantities thereof bought to arrive or with respect to which he has a contract to purchase, exceeds a seven and one-half day supply based upon daily mashing capacity.

(o) *Certificates.* (1) No distiller shall accept delivery of grain from any person and no person shall deliver grain to a distiller unless, prior to acceptance of delivery the receiver executes and furnishes

to his supplier a certificate in the following form:

The undersigned hereby certifies to the United States Department of Agriculture and to ---------- that he
(Name and address of supplier)
is familiar with the terms of War Food Order No. 141, that this certificate is furnished in order to enable the undersigned to acquire ---------- of ---------- to be delivered
(Amount) (Kind of grain)
on or about , and that the receipt of such grain will not increase the undersigned's inventory of grain beyond the amount permitted under War Food Order No. 141.

(Purchaser)
By: ---
(Authorized official)

(Address)

(Date)

(2) All certificates executed under this paragraph shall be retained for at least two years and shall, upon request, be submitted to the Assistant Administrator for examination. All statements contained in such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reason to believe it to be false.

This amendment shall become effective at 12:01 a. m., e. s. t., April 15, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 141, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 10th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6103; Filed, Apr. 11, 1946; 11:11 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Amdt. 382]

PART 622—CLASSIFICATION

REGISTRANTS SERVING THIRTY-TWO MONTHS ABOARD U. S. COAST AND GEODETIC SURVEY VESSELS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service regulations, second edition, are hereby amended in the following respect:

Amend the regulations by changing the title and adding a new paragraph (f) to § 622.17 to read as follows:

§ 622.17 *Class I-G: Registrants who are members of or are honorably separated from land or naval forces of cobelligerent nations; registrants separated from American Field Service or Merchant Marine; persons who were interned by an enemy nation; or certain registrants who have served thirty-two months aboard a vessel of the United States Coast and Geodetic Survey.* • • •

(f) In Class I-G may be placed any person who, on or after January 1, 1946, has completed a period of thirty-two months service aboard a vessel of the United States Coast and Geodetic Survey, and who has a certificate to that effect issued by the Department of Commerce; provided it is found that such a registrant should be relieved from any further consideration for classification into a class available for service because the registrant has already made a sufficient contribution to the war effort through his service in the United States Coast and Geodetic Survey.

The foregoing amendment to the Selective Service regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

APRIL 10, 1946.

[F. R. Doc. 46-6047; Filed, Apr. 10, 1946; 3:19 p. m.]

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter A—General

[Administrative Order 8]

PART 800—ORDERS AND DELEGATIONS OF AUTHORITY

APPEARANCES OF FORMER EMPLOYEES AS REPRESENTATIVES OF THIRD PERSONS

Administrative Memorandum No. 49 (9 F.R. 9526) of the Foreign Economic Administration, the functions of which were transferred in part to the Department of Commerce by Executive Order No. 9630, is hereby amended so as to read as follows:

§ 800.79 *Appearances of former employees as representatives of third persons*—(a) *Purpose.* The purpose of this section is to regulate appearances before the Office of International Trade of former employees of the Office of International Trade or of the Foreign Economic Administration as representatives of third persons.

(b) *Prohibition against appearance of former employees before the Office of International Trade.* No person shall appear or be permitted to appear before or otherwise deal with the Office of International Trade as the agent, attorney or representative of any individual, corporation, partnership or any group or body of persons, however designated, other than the United States or any department or agency thereof, if such person has at any time been officially associated with the specific transaction to which such appearance or dealing relates, as a full-time or part-time, compensated or uncompensated officer or employee of the Office of International Trade or any of its predecessor or constituent agencies.

Effective date. This order shall take effect immediately.

Dated: April 10, 1946.

ARTHUR PAUL,
Director.

[F. R. Doc. 46-6083; Filed, Apr. 11, 1946; 10:38 a. m.]

Subchapter B—Export Control

[Amdt. 172]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

The qualifying footnote with respect to certain commodities set forth in the list of commodities in paragraph (b) reading "Requires individual license for export to all areas except the other American Republics excluding Argentina" is hereby amended to read as follows:

Requires individual license for export to all areas except the other American Republics.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 10, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-6085; Filed, Apr. 11, 1946; 10:38 a. m.]

[Amdt. 174]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS; CAST IRON SOIL PIPE

In § 801.2 *Prohibited exportations* the following correction is hereby made in the list of commodities set forth in section 3 of amendment No. 169 (11 F.R. 3592):

Department of Com. Sched. B No.	Commodity	Correction
506805	Cast iron soil pipe..	The Schedule B number should read, 606805.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 11, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-6067; Filed, Apr. 11, 1946; 10:39 a. m.]

[Amdt. 173]

PART 802—GENERAL LICENSES

COUNTRY GROUPS; ARGENTINA

Section 802.3 *General license country groups* is hereby amended in the following particulars.

Paragraph (a) is amended by deleting from Group E and adding to Group K therein the following country: Argentina.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 10, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-6086; Filed, Apr. 11, 1946; 10:38 a. m.]

EXPORT LICENSES FOR SOFTWOOD LUMBER

ORDER REDUCING VALIDITY PERIOD

It is hereby ordered, That (1) all individual export licenses validated by the Foreign Economic Administration or the Department of Commerce prior to January 1, 1946 authorizing the exportation of softwood lumber (Department of Commerce Schedule B Nos. 406000 through 411600 inclusive, except 407900) are hereby revoked effective June 30, 1946; and (2) all individual export licenses issued by the Department of Commerce on and after January 1, 1946 and prior to the date of this order authorizing the exportation of softwood lumber (Department of Commerce Schedule B Nos. 406000 through 411600 inclusive, except 407900), regardless of the period of validity stated in such licenses or of the provisions of paragraph (f) of § 804.1 of the Export Regulations, are hereby revoked effective six months from the date of validation of such licenses.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 11, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-6084; Filed, Apr. 11, 1946; 10:38 a. m.]

Chapter XI—Office of Price Administration

[SO 139,[1] Amdt. 3]

PART 1305—ADMINISTRATION

ADJUSTED MAXIMUM PRICES FOR CERTAIN LOW-PRICED COMMODITIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 139 is amended in the following respects:

1. In paragraph (c) of section 4, the text preceding subparagraph (1) and subparagraph (1) are amended to read as follows:

(c) *Statement of adjusted ceiling prices.* On and after January 21, 1946, no person may adjust his maximum price under section 3 above for any item of children's and infants' anklets or other hosiery or men's handkerchiefs or men's all-cotton waterproofed protective clothing, which are covered by this order, unless he sends to each purchaser to whom he ships such item the statement set forth in subparagraph (1) or (2) below, whichever is appropriate. This statement, properly completed, must appear separately on or be annexed to, the invoice, billing or other statement of price accompanying every shipment made of these items.

(1) *On sales to retailers and industrial and commercial users.* Where the item is sold to a retailer or to an industrial or commercial user, the following statement must be sent by the manufacturer:

STATEMENT TO RETAILERS AND INDUSTRIAL OR COMMERCIAL USERS OF OPA ADJUSTMENT CHARGE

Under Supplementary Order 139 the Office of Price Administration has permitted us to add the following adjustment charges to our ceiling prices on the following items:

Style	Column A Old ceiling	Column B OPA adjustment charge	Column C New ceiling

Please note that the OPA has ruled that you must price these items in accordance with Maximum Price Regulation 580 or the General Maximum Price Regulation (whichever regulation governs your sales of the items listed above). In determining your ceiling prices for these items OPA has ruled that, under MPR 580, your "net cost" must be based on the old ceiling set forth in Column A above; you may not include the amount of the OPA adjustment charge set forth in Column B in your net cost. Moreover, if you price under the GMPR, you may not add the above OPA adjustment charge to your present GMPR ceiling price.

2. A new subparagraph (4) is added to section 5 (a) as follows:

(4) Maximum Price Regulation 220.

3. Appendix A is amended so as to add at the end of Columns 1, 2 and 3 the following:

Column 1 Commodity	Column 2 Increase factor	Column 3 Net cut-off prices: Manufacturers' sales to others than individual ultimate consumers (per dozen)	Column 3 Net cut-off prices: Manufacturers' sales to individual ultimate consumers (per item)
The following items of men's all-cotton protective clothing, waterproofed principally with vegetable oils (excluding items cut and sewn from waterproofed fabrics but including aprons cut and sewn from fabrics waterproofed with vegetable oils):	*Percent*		
Pommel slickers	10	$66.00	
Slickers	10	51.48	
Medium or ¾ length coats (44") with buttons	10	44.88	
Medium or ¾ length coats (44") with buckles	10	51.48	
Frocks or ½ length coats (38")	10	42.90	
Jackets or short coats	10	27.72	
Jackets or short coats, fisherman's style	10	30.36	
Jackets or short coats, single texture	10	14.96	
Overalls or apron pants	10	27.72	
Overalls or apron pants, fisherman's style	10	30.36	
Overalls or apron pants, single texture	10	14.96	
Waist or string pants	10	27.06	
Sou'wester type hats, stiff brim	10	8.58	
Sou'wester type hats, soft brim	10	11.22	
Lined sheeting aprons	10	13.20	
Reversible sheeting aprons	10	16.50	
Duck oval patch aprons (36" x 48")	10	19.80	
Duck oval patch aprons (40" x 50")	10	21.12	

This amendment shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6052; Filed, Apr. 10, 1946; 4:29 p. m.]

PART 1305—ADMINISTRATION

[Rev. SO 119, Amdt. 5]

DOORS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order 119 is amended in the following respects:

1. In Appendix A, the product list is amended by adding in the proper alphabetical order under the heading "Building Materials Branch" the following:

Veneered doors which have solid cores of any species of lumber except fir, larch, spruce or hemlock and which also have veneer faces of any species listed in Section 26 (d) of Revised Maximum Price Regulation 293.

2. In Appendix B, the third item in the product list is amended to read as follows:

[1] 9 F.R. 6819, 8054, 10189, 10634, 11349, 12415, 14987; 10 F.R. 330, 1452, 1911, 1973, 2402, 2617, 5090, 11669, 14399; 11 F.R. 1773.

[1] 10 F.R. 14143.

Flush doors and partitions which have hollow cores of insulating board or of any species of lumber except fir, larch, spruce or hemlock and which also have veneer faces of any species listed in Section 26 (d) of Revised Maximum Price Regulation 293, or veneer faces of composition asbestos.

3. In Appendix B, the seventh product group (millwork specialties) in the product list under the heading "Building Materials Branch" is amended by deleting the phrase "in the white" from the item "sectional kitchen units in the white."

This amendment shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6113; Filed, Apr. 11, 1946; 11:36 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, Incl. Amdts. 1-78]

This compilation of Rent Regulation for Hotels and Rooming Houses includes Amendment 78, effective April 10, 1946. The text amended or added by Amendment 78 is underscored.

§ 1388.1231 *Rent Regulation for Hotels and Rooming Houses.* The Rent Regulation for Hotels and Rooming Houses is annexed hereto and made a part hereof.

Sec.
1. Scope of this regulation.
2. Prohibition.
3. Minimum services, furniture, furnishings and equipment.
4. Maximum rents.
5. Adjustments and other determinations.
6. Removal of tenant.
7. Registration and records.
8. Inspection.
9. Evasion.
10. Enforcement.
11. Procedure.
12. Petitions for amendment.
13. Definitions.
Schedule A.

AUTHORITY: § 1388.1231 issued under 56 Stat. 23, 765; Pub. Law 383, 78th Cong.

SECTION 1. *Scope of this regulation—*(a) *Rooms in hotels and rooming houses and Defense-Rental Areas to which this regulation applies.* This regulation applies to all rooms in hotels and rooming houses within each of the Defense-Rental Areas and each of the portions of a defense-rental area (each of which is referred to hereinafter in this regulation as the "Defense-Rental Area"), which are listed in Schedule A of this regulation, except as provided in paragraph (b) of this section.

In Schedule A, "the maximum rent date" and "the effective date of regulation" is given for each Defense-Rental Area listed. More than one effective date is given for different portions of a Defense-Rental Area where the same effective date is not applicable to the entire Defense-Rental Area. Wherever the words "the maximum rent date" or the words "the effective date of regulation" are referred to in this regulation, the dates given in Schedule A for the particular Defense-Rental Area or portion of the Defense-Rental Area in which the room is located shall apply. The effective date listed in Schedule A in each instance is the date rent regulation was effective in the particular Defense-Rental Area or portion of the Defense-Rental Area for rooms in hotels and rooming houses.

(b) *Housing to which this regulation does not apply.* This regulation does not apply to the following:

(1) *Farming tenants.* Rooms situated on a farm and occupied by a tenant who is engaged for a substantial portion of his time in farming operations thereon.

(2) *Service employees.* Dwelling space occupied by domestic servants, caretakers, managers, or other employees to whom the space is provided as part or all of their compensation and who are employed for the purpose of rendering services in connection with the premises of which the dwelling space is a part.

[Subparagraph (2) amended by Am. 44, 10 F.R. 2404, effective 3-1-45]

(3) *Charitable or educational institutions.* Rooms in hospitals, or rooms of charitable or educational institutions used in carrying out their charitable or educational purposes.

(4) *Entire structures used as hotels or rooming houses.* Entire structures or premises used as hotels or rooming houses, as distinguished from the rooms within such hotels or rooming houses.

(5) *Non-profit clubs.* Rooms in a bona fide club certified by the Administrator as exempt. The Administrator shall so certify if on written request of the landlord, he finds that the club (i) is a non-profit organization and is recognized as such by written statement of the Bureau of Internal Revenue, (ii) rents rooms only to members, bona fide guests of members, and members of bona fide clubs with which the club has reciprocal arrangements for the exchange of privileges, and (iii) is otherwise operated as a bona fide club.

[Subparagraph (5) amended by Am. 14, 9 F.R. 2165, effective 2-24-44; Am. 23, 9 F.R. 6569, effective 6-15-44; and Am. 41, 10 F.R. 330, effective 1-10-45]

(6) *College fraternity or sorority houses.* Rooms in a bona fide college fraternity or sorority house certified by the Administrator as exempt. The Administrator shall so certify if, on written request of the landlord, he finds that the fraternity or sorority is a bona fide organization operated for the benefit of students and not for profit as a commercial or business enterprise. This exemption shall not apply when the rooms are rented to persons who are not members of the fraternity or sorority.

[Subparagraph (6) added by Am. 41, 10 F.R. 330, effective 1-10-45]

(7) *Resort housing—*(i) *Exemption.* Rooms located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945, which were not rented during any portion of the period beginning on November 1, 1943 and ending on February 29, 1944. This exemption shall be effective only from June 1, 1946 to September 30, 1946, inclusive.

[Subparagraph (i) amended by Am. 76, 11 F.R. 2774, effective 3-15-46]

(ii) *Exception from exemption.* The provisions of section 1 (b) (7) (i) shall not apply to rooms in the Los Angeles Defense-Rental Area and in the Madison, Wisconsin Defense-Rental Area and in the Santa Cruz Defense-Rental Area.

[Subparagraph (ii) amended by Am. 49, 10 F.R. 3556, effective 4-1-45; and Am. 50, 10 F.R. 3951, effective 4-12-45]

[Subparagraph (7) added by Am. 43, 10 F.R. 1452, effective 2-3-45]

(c) *Effect of this regulation on leases and other rental agreements.* The provisions of any lease or other rental agreement shall remain in force pursuant to the terms thereof, except insofar as those provisions are inconsistent with this regulation.

(d) *Waiver of benefit void.* An agreement by the tenant to waive the benefit of any provision of this regulation is void. A tenant shall not be entitled by reason of this regulation to refuse to pay or to recover any portion of any rents due or paid for use or occupancy prior to the effective date of regulation.

(e) *Election by landlord to bring housing under this regulation.* Where a building or establishment which does not come within the definitions of a hotel or rooming house contains one or more furnished rooms or other furnished housing accommodations rented on a daily, weekly, or monthly basis, the landlord may, with the consent of the Administrator, elect to bring all housing accommodations within such building or establishment under the control of this regulation. A landlord who so elects shall file a registration statement under this regulation for all such housing accommodations, accompanied by a written request to the Administrator to consent to such election.

If the Administrator finds that the provisions of this regulation establishing maximum rents are better adapted to the rental practices for such building or establishment than the provisions of the Rent Regulation for Housing, he shall consent to the landlord's election. Upon such consent, all housing accommodations within such building or establishment which are or hereafter may be rented or offered for rent shall become subject to the provisions of this regulation, and shall be considered rooms within a rooming house for the purposes of the provisions relating to eviction.

The landlord may at any time, with the consent of the Administrator, revoke his election, and thereby bring under the control of the Rent Regulation for Housing all housing accommodations previously brought under this regulation by such election. He shall make such revocation by filing a registration statement or statements under the Rent Regulation for Housing, including in such registration statement or statements all housing accommodations brought under this regulation by such election. Such registration statement or statements shall be accompanied by a written request to the Administrator to consent to such revocation. The Administrator may defer action on such request if he has taken or is about to take action to decrease the maximum rents of any housing accommodations within such building or establishment. If the Administrator finds that the revocation so requested will not result in substantial increases in the maximum rents of housing accommodations affected by such revocation, he shall give such consent. Upon such consent, all housing accommodations affected by such revocation shall become subject to the provisions of the Rent Regulation for Housing.

SEC. 2. *Prohibition—*(a) *Prohibition against higher than maximum rents.* Regardless of any contract, agreement, lease or other obligation heretofore or hereafter entered into, no person shall demand or receive any rent for or in connection with the use or occupancy on and after the effective date of regulation of any room in a hotel or rooming house within the Defense-Rental Area higher than the maximum rents provided by this regulation; and no person shall offer, solicit, attempt, or agree to do any of the foregoing. Lower rents than those provided by this regulation may be demanded or received.

[Paragraph (a) amended by Am. 30, 9 F.R. 10631, effective 9-1-44]

(b) *Terms of occupancy—*(1) *Tenant not required to change term of occupancy.* No tenant shall be required to change his term of occupancy.

(2) *Term of occupancy during June 1942.* Where, during June 1942 a room was rented or offered for rent for a weekly or monthly term of occupancy, the landlord shall continue to offer the room for rent for that term of occupancy except that he is not required to rent for that term more than the greatest number of rooms which were rented for the term at any one time during June 1942. However, if during the year ending on June 30, 1942, a landlord had regular and definite seasonal practices with reference to the renting of rooms on a weekly or monthly basis, he may request the Administrator to approve such practices. When approval is given the landlord shall offer rooms for rent for weekly and monthly terms of occupancy pursuant to the practices so approved. The Administrator may withdraw approval at any time if he finds that the landlord has failed to conform to such practices, or if he finds that the effects of the approval are inconsistent with the Act or this regulation or are likely to result in the circumvention or evasion thereof.

(3) *Request by tenant to change term of occupancy.* Any tenant on a daily or weekly term of occupancy shall on request be permitted by the landlord to change to a weekly or monthly term unless the landlord is then renting for such term a number of rooms equal to the number which he is required to rent for that term under subparagraph (2). If the room occupied by such tenant was not rented or offered for rent for such term during June 1942, the landlord may transfer the tenant to a room, as similar as possible, which was so rented or offered for rent.

(4) [Revoked]

[Subparagraph (4) amended by Am. 19, 9 F.R. 5002, effective 5-12-44; revoked by Am. 69, 10 F.R. 15211, effective 12-21-45]

(5) *Defense-rental areas with maximum rent date later than March 1, 1942—*(i) *Maximum rent date later than March 1, 1942 but prior to July 1, 1943.* In Defense-Rental Areas with a maximum rent date later than March 1, 1942 but prior to July 1, 1943, in Section 2 (b) (2) the words "June 1943" shall be substituted for the words "June 1942" and the words "June 30, 1943" shall be substituted for the words "June 30, 1942"; in Section 2 (b) (3) the words "June 1943" shall be substituted for the words "June 1942".

(ii) *Maximum rent date of July 1, 1943, or later.* In Defense-Rental Areas with a maximum rent date of July 1, 1943, or later, in section 2 (b) (2) the words "the thirty days ending on the maximum rent date" shall be substituted for the words "June 1942" and the words "the maximum rent date" shall be substituted for the words "June 30, 1942"; in section 2 (b) (3) the words "the thirty days ending on the maximum rent date" shall be substituted for the words "June 1942".

[Subparagraphs (i) and (ii) amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

[Subparagraph (5) added by Am. 10, 8 F.R. 16893, effective 12-16-43; amended by Am. 21, 9 F.R. 5828, effective 6-1-44; and as otherwise noted]

(6) *Weekly and monthly terms of occupancy 50% or less.* A landlord who is required to rent for weekly or monthly terms of occupancy 50% or less of the rooms in the establishment, under subparagraph (2) of this paragraph, may petition the Administrator to be relieved of such requirement. Upon issuance of an order granting such petition, the provisions of subparagraphs (2) and (3) of this paragraph no longer shall apply to the rooms in the establishment; but, unless otherwise provided in the order, the maximum rent for a weekly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than ten days, and the maximum rent for a monthly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than thirty days, regardless of whether the tenant occupies the same room in the establishment during the specified period. The maximum rent on a weekly or monthly basis, as the case may be, shall apply from the date of issuance of the order or the date on which occupancy commenced, whichever is the later.

[Above paragraph amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

If the landlord establishes that it was not his practice, during a reasonable period prior to the effective date of regulation, to rent on a weekly basis, the order shall provide only for the application of the maximum monthly rent after 30 days' occupancy pursuant to the foregoing provisions. If the landlord establishes that it was not his practice, during such period, to rent on a monthly basis, the order shall provide only for the application of the maximum weekly rent pursuant to the foregoing provisions.

The order of the Administrator granting the landlord's petition may fix the maximum rents for weekly and monthly terms of occupancy and for different numbers of occupants for those terms pursuant to section 4 (g). Immediately upon issuance of the order, the landlord shall post maximum rents established for weekly and monthly terms of occupancy in the manner provided by section 7 (b), to the extent that the order requires the application of such rents, or in lieu thereof shall in a manner approved by the Area Rent Director, post advice that maximum rents for weekly or monthly terms of occupancy required by the order may be obtained from the landlord on request.

[Above paragraph amended by Am. 60; 10 F.R. 11071, effective 9-1-45]

The Administrator may revoke the order at any time if he finds that its effect is inconsistent with the purposes of the Act of this regulation or is likely to result in the circumvention or evasion thereof.

[Subparagraph (6) added by Am. 19, 9 F.R. 5002, effective 5-12-44; amended by Am. 38, 9 F.R. 14238, effective 12-2-44; and as otherwise noted]

(7) If the landlord's duty under subparagraph (2), with reference to a room is in dispute, or in doubt, or not known, the Administrator, at any time on his own initiative may issue an order determining the necessary facts and establishing such duty; or, if the Administrator is unable to ascertain the necessary facts, he may issue an order pursuant to subparagraph (8).

(8) Where subparagraph (2) does not require the offering of a room on a weekly or monthly basis, or where the Administrator is unable to ascertain the facts necessary to establish the landlord's duty under that paragraph, he may at any time on his own initiative issue an order requiring the room to be offered for rent for a weekly or monthly term of occupancy, or both. The Administrator may issue such orders if he finds that, during a reasonable period prior to the time the proceeding hereunder is commenced, the room has been rented under circumstances which make appropriate the application of weekly or monthly rents. In determining whether the landlord shall be required to offer the room on a weekly basis, or on a monthly basis, or both, the Administrator will consider the practices which prevailed in the defense-rental area for similar accommodations during a reasonable period prior to the effective date of regulation.

Upon issuance of such an order, the room shall be offered for rent on a weekly or monthly basis, or both, as the order may require, for each number of occupants for which it is offered by the landlord for any other term of occupancy. A tenant of the room on a daily or weekly basis shall on request be permitted by the landlord to change to any term of

[1] 10 F.R. 3452.

occupancy which the landlord is required to offer pursuant to the order.

[Subparagraphs (7) and (8) added by Am. 38, 9 F.R. 14238, effective 12-2-44]

(c) *Security deposits*—(1) *General prohibition.* Regardless of any contract, agreement, lease or other obligation heretofore or hereafter entered into, no person on or after September 1, 1944, shall demand or receive a security deposit for or in connection with the use or occupancy of any room in a hotel or rooming house within the Defense-Rental Area or retain any security deposit received prior to or on or after September 1, 1944, except as provided in this paragraph (c). The term "security deposit", in addition to its customary meaning, includes any prepayment of rent except payment in advance of the next periodic installment of rent for a period no longer than one month but shall not include rent voluntarily prepaid subsequent to possession by a tenant under a written lease for his own convenience.

[Paragraph (c) added by Am. 30, 9 F.R. 10631, effective 9-1-44; amended by Am. 34, 9 F.R. 12413, effective 10-12-44; and Am. 69, 10 F.R. 15211, effective 12-21-45]

SEC. 3. *Minimum services, furniture, furnishings, and equipment.* Except as set forth in section 5 (b), every landlord shall, as a minimum, provide with a room the same essential services, furniture, furnishings and equipment as those provided on the date or during the thirty-day period determining the maximum rent, and as to other services, furniture, furnishings, and equipment not substantially less than those provided on such date or during such period: *Provided, however,* That where fuel oil is used to supply heat or hot water for a room, and the landlord provided heat or hot water on the date or during the thirty-day period determining the maximum rent, the heat and hot water which the landlord is required to supply shall not be in excess of the amount which he can supply under any statute, regulation or order of the United States or any agency thereof which rations or limits the use of fuel oil.

SEC. 4. *Maximum rents.* This section establishes separate maximum rents for different terms of occupancy (daily, weekly or monthly) and numbers of occupants of a particular room. Maximum rents for rooms in a hotel or rooming house (unless and until changed by the Administrator as provided in section 5) shall be:

(a) *Rented or regularly offered during maximum rent period.* For a room rented or regularly offered for rent during the thirty days ending on the maximum rent date, the highest rent for each term or number of occupants for which the room was rented during that thirty-day period, or, if the room was not rented or was not rented for a particular term or number of occupants during that period, the rent for each term or number of occupants for which it was regularly offered during such period.

(b) *First rented or regularly offered after maximum rent period.* For a room neither rented nor regularly offered for rent during the thirty days ending on the maximum rent date, the highest rent for each term or number of occupants for which the room was rented during the thirty days commencing when it was first offered for rent after the maximum rent date; or, if the room was not rented or was not rented for a particular term or number of occupants during that period, the rent for each term or number of occupants for which it was regularly offered during such period.

(c) *First rent after maximum rent date where no maximum rent established under* (a) *or* (b). For a room rented for a particular term or number of occupants for which no maximum rent is established under paragraphs (a) or (b) of this section the first rent for the room after the maximum rent date for that term and number of occupants, but not more than the maximum rent for similar rooms for the same term and number of occupants in the same hotel or rooming house.

(d) *Rooms constructed and owned by the government.* For a room constructed by the United States or any agency thereof, or by a State of the United States or any of its political subdivisions, or any agency of the State or any of its political subdivisions, and owned by any of the foregoing, the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date, as determined by the owner of such room: *Provided, however,* That any corporation formed under the laws of a State shall not be considered an agency of the United States within the meaning of this paragraph. The Administrator may order a decrease in the maximum rent as provided in section 5 (c) (1).

(e) *Meals with room.* For a room with which meals were provided during the thirty-day period determining the maximum rent without separate charge therefor, the rent apportioned by the landlord from the total charge for the room and meals. The landlord's apportionment shall be fair and reasonable and shall be reported in the registration statement for such room. The Administrator at any time on his own initiative or on application of the tenant may by order decrease the maximum rent established by such apportionment, if he finds that the apportionment was unfair or unreasonable.

Every landlord who provides meals with accommodations shall make separate charges for the two.

In Defense-Rental Areas with a maximum rent date of March 1, 1942 or earlier, no landlord shall require the taking of meals as a condition of renting any room unless the room was rented or offered for rent on that basis on June 15, 1942. In Defense-Rental Areas with a maximum rent date later than March 1, 1942, no landlord shall require the taking of meals as a condition of renting any room unless the room was rented or offered for rent on that basis on the maximum rent date.

[Above two paragraphs amended by Am. 10, 8 F.R. 16893, effective 12-16-43]

(f) *Rooms subject to rent schedule of War or Navy Department.* For a room rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department, the rents established by such rent schedule.

[Paragraph (f) amended by Am. 5, 8 F.R. 12795, effective 9-20-43]

(g) *Rent fixed by order of Administrator.* For a room for a particular term or number of occupants for which no maximum rent has been established under any other provision of this regulation, the rent fixed by order of the Administrator as provided in this paragraph (g).

The Administrator at any time on his own initiative or on petition of the landlord may enter an order fixing the maximum rent and specifying the minimum services for a room for a particular term or number of occupants for which no maximum rent has been established prior to issuance of the order under any other provision of this regulation. Such maximum rent shall be fixed on the basis of the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date.

[Paragraph (g) added by Am. 19, 9 F.R. 5002, effective 5-12-44]

(h) *Rooms in the Malvern, Arkansas Defense-Rental Area.* For the rooms in the Malvern, Arkansas Defense-Rental Area for which the maximum rent was changed or established by order of the Administrator between October 1, 1942 and November 30, 1943, inclusive, the rent provided by such order. Any order issued by the Administrator for rooms in the Malvern, Arkansas Defense-Rental Area between October 1, 1942 and November 30, 1943, inclusive, which was in effect on the latter date, shall be effective under this regulation.

[Paragraph (h) added by Am. 40, 10 F.R. 47, effective 1-1-45; corrected 10 F.R. 655, effective 1-16-45]

SEC. 5. *Adjustments and other determinations.* In the circumstances enumerated in this section, the Administrator may issue an order changing the maximum rents otherwise allowable or the minimum services required.

In those cases involving a major capital improvement, an increase or decrease in services, furniture, furnishings or equipment, or a deterioration, the adjustment in the maximum rent shall be the amount the Administrator finds would have been on the maximum rent date the difference in the rental value of the housing accommodations by reason of such change: *Provided, however,* That no adjustment shall be ordered where it appears that the rent on the date or during the thirty-day period determining the maximum rent was fixed in contemplation of and so as to reflect such change.

In all other cases, except those under paragraphs (a) (7), (a) (9), (c) (4), and (c) (5) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for comparable housing accommodations on the maximum rent date: *Provided,* That in cases under paragraph (a) (6) of this section the adjustment may be on the basis of the rental agreement in force during the thirty-day period determining the maximum rent.

[Above paragraph amended by Am. 29, 9 F.R. 10188, effective 9-1-44; and Am. 69, 10 F.R. 15211, effective 12-21-45]

In cases involving construction, appropriate allowance shall be made for general increases in costs of construction in the defense-rental area since 1939.

[Above paragraph amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

In cases under paragraphs (a) (7) and (c) (4) of this section, the adjustment shall be on the basis of the rents which the Administrator finds were generally prevailing in the defense-rental area for comparable housing accommodations during the year ending on the maximum rent date.

[Above paragraphs amended by Am. 17, 9 F.R. 3421, effective 3-29-44; and Am. 27, 9 F.R. 9428, effective 8-3-44]

In cases under paragraph (a) (9) of this section, the adjustment shall be on the basis of the rents which the Administrator finds necessary to relieve the substantial hardship: *Provided,* That the adjustment shall not result in a maximum rent higher than the rent generally prevailing in the defense-rental area for comparable housing accommodations on the maximum rent date.

In cases under paragraph (c) (5) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds warranted by the modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (9) of this section: *Provided,* That no decrease shall be ordered in an amount greater than the adjustment ordered under paragraph (a) (9) of this section.

[Above paragraphs added by Am. 29, 9 F.R. 10188, effective 9-1-44]

(a) *Grounds for increase of maximum rents.* Any landlord may file a petition for adjustment to increase the maximum rent otherwise allowable, only on the ground that:

(1) *Major capital improvement since maximum-rent period.* There has been, since the thirty-day period or the order determining the maximum rent for the room, a substantial change in the room by a major capital improvement as distinguished from ordinary repair, replacement and maintenance.

(2) *Change prior to maximum rent date.* There was, on or prior to the maximum rent date, a substantial change in the room by a major capital improvement as distinguished from ordinary repair, replacement and maintenance or a substantial increase in services, furniture, furnishings or equipment, and the rent during the thirty-day period ending on the maximum rent date was fixed by a lease or other rental agreement which was in force at the time of such change or increase.

[Subparagraph (2) amended by Am. 81, 9 F.R. 11322, effective 9-13-44]

(3) *Substantial increase in services, furniture, furnishings or equipment.* There has been a substantial increase in the services, furniture, furnishings or equipment provided with the room since the thirty-day period or the order determining its maximum rent.

(4) *Special relationship between landlord and tenant.* The rent during the thirty-day period determining the maximum rent was materially affected by the blood, personal or other special relationship between the landlord and the tenant, or by an allowance or discount to a tenant of a class of persons to whom the landlord regularly offered such an allowance or discount, and as a result was substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date.

(5) *Lease for term commencing one year or more before maximum rent date.* There was in force on the maximum rent date a written lease, for a term commencing on or prior to the date one year before the maximum rent date, requiring a rent lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date.

(6) *Varying rents.* The rent during the thirty-day period determining the maximum rent was established by a lease or other rental agreement which provided for a higher rent at other periods during the term of such lease or agreement.

[Subparagraphs (5) and (6) amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

(7) *Seasonal demand.* The rent during the thirty-day period determining the maximum rent for the room was substantially lower than at other times of year by reason of seasonal demand for such room. In such cases the Administrator's order may if he deems it advisable provide for different maximum rents for different periods of the calendar year.

(8) *Peculiar circumstances.* The rent during the thirty-day period determining the maximum rent was materially affected by peculiar circumstances and as a result was substantially lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on the maximum rent date.

[Subparagraph (8) added by Am. 25, 9 F.R. 8054, effective 7-17-44]

(9) *Substantial hardship from increase in property taxes or operating costs.* Substantial hardship has resulted from a substantial decrease in the net income (before interest) of the property for the current year as compared with a representative period prior to the maximum rent date, due to a substantial and unavoidable increase in property taxes or operating costs.

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

[Above two paragraphs added by Am. 78, effective 4-10-46]

For the purposes of this paragraph (a) (9) the term:

(i) "Net income (before interest)" means the amount determined by subtracting unavoidable property taxes and operating costs actually paid or accrued from total income earned.

(ii) "Property taxes and operating costs" includes all expenses necessary to the operation and maintenance of the property actually paid or accrued and properly allocated, including depreciation but excluding interest.

(iii) "Property" includes one or more structures operated as a single unit or enterprise.

(iv) "Total income earned" includes rental and other income earned from the property and the rental value of housing accommodations in the property occupied without the full payment of rent.

(v) "Current year" means (a) the most recent full calendar or fiscal year used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however,* That the current year in all cases shall begin on or after the maximum rent date: *And provided, further,* That if allowance is requested for increases in payroll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

[Subparagraph (v) amended by Am. 44, 10 F.R. 2404, effective 3-1-45; and Am. 78, effective 4-10-46]

[Subparagraph (9) added by Am. 29, 9 F.R. 10188, 10718, effective 9-1-44 and amended as otherwise noted.]

(b) *Decreases in minimum services, furniture, furnishings and equipment*—(1) *Decreases existing on effective date.* If, on the effective date of this regulation, the services provided for a room are less than the minimum services required by section 3, the landlord shall either restore and maintain such minimum services, or, within 30 days (or, within 60 days for rooms within the Los Angeles Defense-Rental Area), after such effective date, file a petition requesting approval of the decreased services. If, on such effective date (or, on December 1, 1942 where the effective date of regulation is prior to that date), the furniture, furnishings or equipment provided with

a room are less than the minimum required by section 3, the landlord shall, within 30 days after such date, file a written report showing the decrease in furniture, furnishings or equipment.

(2) *Decreases after effective date.* Except as above provided, the landlord shall, until the room becomes vacant, maintain the minimum services, furniture, furnishings and equipment unless and until he has filed a petition to decrease the services, furniture, furnishings or equipment and an order permitting a decrease has been entered thereon; however, if it is impossible to provide the minimum services, furniture, furnishings or equipment he shall file a petition within 10 days after the change occurs. When the room becomes vacant the landlord may, on renting to a new tenant, decrease the services, furniture, furnishings or equipment below the minimum; within 10 days after so renting the landlord shall file a written report showing such decrease.

(3) *Adjustment in maximum rent for decreases.* The order on any petition under this paragraph (b) may require an appropriate adjustment in the maximum rent; and any maximum rent for which a report is required by this paragraph (b) may be decreased in accordance with the provisions of section 5 (c) (3).

If the landlord fails to file the petition or report required by this paragraph (b) within the time specified, or decreases the services, furniture, furnishings, or equipment without an order authorizing such decrease where such order is required, the rent received by the landlord for any rental period commencing on or after such decrease or the effective date of regulation (or December 1, 1942 where the effective date of regulation is prior to that date), whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by any order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order. If the Administrator finds that the landlord was not at fault in failing to comply with this paragraph (b), the order may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the Act for failure to comply with any requirement of this paragraph (b).

[Subparagraph (3) amended by Am. 47, 10 F.R. 3452, effective 4-1-45]

(c) *Grounds for decrease of maximum rent.* The Administrator at any time, on his own initiative or on application of the tenant, may order a decrease of the maximum rent otherwise allowable, only on the grounds that:

(1) *Rent higher than rent generally prevailing.* The maximum rent for the room is higher than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date.

(2) *Substantial deterioration.* There has been a substantial deterioration of the room other than ordinary wear and tear since the date or order determining its maximum rent.

(3) *Decrease in services, furniture, furnishings or equipment.* There has been a decrease in the minimum services, furniture, furnishings or equipment required by section 3 since the date or order determining the maximum rent.

(4) *Seasonal demand.* The rent on the date determining the maximum rent for the room was substantially higher than at other times of year by reason of seasonal demand for such room. In such cases the Administrator's order may if he deems it advisable provide for different maximum rents for different periods of the calendar year.

(5) *Modification or elimination of necessity for increase under section 5 (a) (9).* There has been a modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (9) of this section, since the order, issued under that paragraph.

[Subparagraph (5) added by Am. 29, 9 F.R. 10188, effective 9-1-44]

(d) *Orders when facts are in dispute, in doubt or not known.* If the rent on the date determining the maximum rent, or any other fact necessary to the determination of the maximum rent, or the services, furniture, furnishings, or equipment provided with the accommodations on the date determining the maximum rent, is in dispute between the landlord and the tenant, or is in doubt, or is not known, the Administrator on petition of the landlord filed within thirty days after the effective date of regulation, or at any time on his own initiative, may enter an order fixing the maximum rent by determining such fact, or determining the services, furniture, furnishings and equipment provided with the accommodations on the date determining the maximum rent or both. If the Administrator is unable to ascertain such fact, or facts, he shall enter the order on the basis of the rent which he finds was generally prevailing in the defense-rental area for comparable housing accommodations on the maximum rent date and, where appropriate, may determine the services, furniture, furnishings and equipment included in such rent.

[Paragraph (d) amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

(e) *Interim orders.* Where a petition is filed by a landlord on one of the grounds set out in paragraph (a) or (d) of this section, or a proceeding is initiated by the Administrator under paragraph (d), the Administrator may enter an interim order increasing or fixing the maximum rent until further order, subject to refund by the landlord to the tenant of any amount received in excess of the maximum rent established by final order in such proceeding. The receipt by the landlord of any rent authorized by such interim order shall constitute an agreement by the landlord with the tenant to refund to the tenant any amount received in excess of the maximum rent established by final order. The landlord shall make such refund either by repayment in cash or, where the tenant remains in occupancy after the effective date of the final order, by deduction from the next installment of rent, or both.

[Paragraph (e) added by Am. 8, 8 F.R. 16032, effective 11-25-43]

(f) *Uniform daily rent.* The landlord of any establishment containing more than fifty rooms for which maximum rents on a daily basis are established, may petition the Administrator for permission to establish uniform maximum daily rents for substantially identical rooms for each number of occupants for which such rooms are offered for rent. Permission may be granted if the aggregate of the maximum daily rents requested for each group of substantially identical rooms for each number of occupants does not exceed the aggregate maximum daily rents previously established for such rooms for each number of occupants. With the consent of the Area Rent Director, minor adjustments may be permitted as between different classes of rooms and numbers of occupants providing such adjustments shall not result in an increase in aggregate scheduled revenue for the establishment as a whole. Each petition must be accompanied by a verified audit of the period or periods during which the maximum rents were established under section 4 on forms to be supplied by the Administrator. Such requirement may be waived if the Administrator already has in his possession a complete audit of such period or periods.

[Paragraph (f) added by Am. 60, 10 F.R. 11071, effective 9-1-45]

SEC. 6. *Removal of tenant*—(a) *Restrictions on removal of tenant.* So long as the tenant continues to pay the rent to which the landlord is entitled, no tenant of a room within a hotel or rooming house shall be removed from such room, by action to evict or to recover possession, by exclusion from possession, or otherwise, nor shall any person attempt such removal or exclusion from possession, notwithstanding that such tenant has no lease or that his lease or other rental agreement has expired or otherwise terminated unless:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration but not in excess of one year, or if the lease was for a term of more than three months and was non-seasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

[Subparagraph (1) amended by Am. 44, 10 F.R. 2404, effective 3-1-45; and Am. 69, 10 F.R. 15211, effective 12-21-45]

(2) *Tenant's refusal of access.* The tenant has unreasonably refused the landlord access to the room for the purpose of inspection or of showing the room to a prospective purchaser, mortgagee or prospective mortgagee, or other person having a legitimate interest therein: *Provided, however,* That such refusal shall not be ground for removal or eviction if such inspection or showing of the room is contrary to the provisions of the tenant's lease or other rental agreement; or

(3) *Violating obligation of tenancy or committing nuisance.* The tenant (i) has violated a substantial obligation of his tenancy, other than an obligation to pay rent, and has continued, or failed to cure such violation after written notice by the landlord that the violation cease or (ii) is committing or permitting a nuisance or is using or permitting a use of the room for an immoral or illegal purpose; or

(4) [Revoked]

[Subparagraph (4) revoked by Am. 69, 10 F.R. 15211, effective 12-21-45]

(5) *Room not offered for rent.* The landlord seeks in good faith not to offer the room for rent. If a tenant has been removed or evicted from a room under this paragraph (a) (5), the landlord shall file a written report on a form provided therefor before renting the room during a period of 6 months after such removal or eviction.

(b) *Administrator's certificate.* No tenant shall be removed or evicted on grounds other than those stated above unless, on petition of the landlord, the Administrator certifies that the landlord may pursue his remedies in accordance with the requirements of the local law. The Administrator shall so certify if the landlord establishes that removals or evictions of the character proposed are not inconsistent with the purposes of the act or this regulation and would not be likely to result in the circumvention or evasion thereof. The certificate shall authorize the pursuit of local remedies at the expiration of six months after the date of filing of the petition unless the Area Rent Director has determined that a three months' period is adequate for the purposes of the act in the particular area, in which event the applicable period shall be three months. Within the discretion of the Area Rent Director the certificate may authorize the pursuit of local remedies for the removal or eviction of the tenant at a time less than six or three months, as the case may be, after the date of the filing of the petition if the petitioner establishes that unusual hardship would otherwise result, or that a lesser period in the particular case is consistent with the purposes of the regulation and the act.

[Paragraph (b) amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

(c) *Notice to Area Rent Office.* At the time of commencing any action to remove or evict a tenant (except an action based on non-payment of a rent not in excess of the maximum rent) the landlord shall give written notice thereof to the Area Rent Office stating the title and number of the case, the court in which it is filed, the name and address of the tenant and the grounds on which eviction is sought.

(d) *Exceptions from section 6.* The provisions of this section do not apply to:

(1) *Subtenants.* A subtenant or other person who occupied under a rental agreement with the tenant where removal or eviction of the subtenant or other such occupant is sought by the landlord of the tenant, unless under the local law there is a tenancy relationship between the landlord and the subtenant or other such occupant.

(2) *Daily or weekly tenants in hotel and daily tenants in rooming house.* A tenant occupying a room within a hotel on a daily or weekly basis; or a tenant occupying on a daily basis a room within a rooming house which has heretofore usually been rented on a daily basis: *Provided,* That the provisions of this section do apply to a tenant on a daily or weekly basis who has requested a weekly or monthly term of occupancy pursuant to section 2 (b) (3) or (8).

[Subparagraph (2) amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

(3) *Rooms subject to rent schedule of War or Navy Department.* Rooms rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department.

(4) *One or two occupants.* An occupant of a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord rents to not more than two occupants within such residence.

(5) *Renting to family in landlord's residence.* A family which on or after August 1, 1943 moves into a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord does not rent to any person within such residence other than those in the one family.

[Subparagraph (5) added by Am. 2, 8 F.R. 10618, effective 8-1-43]

(e) *Local law.* No provision of this section shall be construed to authorize the removal of a tenant unless such removal is authorized under the local law.

SEC. 7. *Registration and records*—(a) *Registration statement.* On or before the date specified in Schedule A of this regulation every landlord of a room rented or offered for rent shall file a written statement on the form provided therefor, containing such information as the Administrator shall require, to be known as a registration statement. Any maximum rent established after the effective date of regulation under paragraphs (b) or (c) of section 4 shall be reported either on the first registration statement or on a statement filed within 5 days after such rent is established.

Where, since the filing of the registration statement but prior to May 5, 1945, there has been a change in the identity of the landlord, by transfer of title or otherwise, the present landlord, on or before May 31, 1945, shall file a notice of such change on a form provided for that purpose, to be known as a notice of change in identity. Where such a change occurs on or after May 5, 1945, or the effective date of regulation, whichever is the later, the new landlord shall file such a notice within thirty days after the change.

[Above paragraph added by Am. 52; amended by Am. 69, 10 F.R. 15211, effective 12-21-45]

Any notice, order or other process or paper directed to the person named on the registration statement as landlord at the address given thereon, or, where a notice of change in identity has been filed, to the person named as landlord and at the address given in the most recent such notice, shall, under the circumstances prescribed in Revised Procedural Regulation No. 3, constitute notice to the person who is then the landlord.

[Above paragraph added by Am. 52, 10 F.R. 5089, effective 5-5-45]

(b) *Posting maximum rents.* Within 45 days after the effective date of regulation (or, on or before May 31, 1943, as to rooms within the Cincinnati Defense-Rental Area), or within 5 days after a maximum rent is established under paragraph (b), (c) or (g) of section 4, whichever is the later, every landlord shall post and thereafter keep posted conspicuously in each room rented or offered for rent a card or sign plainly stating the maximum rent or rents for all terms of occupancy and for all numbers of occupants for which the room is rented or offered for rent. Where the taking of meals by the tenant or prospective tenant is a condition of renting such room, the card or sign shall so state. Should the maximum rent or rents for the room be changed by order of the Administrator the landlord shall alter the card or sign so that it states the changed rent or rents.

[Above paragraph amended by Am. 44, 10 F.R. 2404, effective 3-1-45]

The foregoing provisions of this paragraph shall not apply to rooms under section 4 (d). The owner of such rooms shall post a copy of the registration statement in a place where it will be available for inspection by the tenants of such rooms.

(c) *Receipt for amount paid.* No payment of rent need be made unless the landlord tenders a receipt for the amount to be paid.

(d) *Rooms subject to rent schedule of War or Navy Department.* The provisions of this section shall not apply to rooms rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments for which the rent is fixed by the national rent schedule of the War or Navy Department.

(e) *Records*—(1) *Existing records.* Every landlord of a room rented or offered for rent shall preserve, and make available for examination by the Administrator, all his existing records showing or relating to (i) the rent for each term and number of occupants for which such room was rented or regularly offered for rent during the thirty-day period deter-

mining the maximum rent for such room, (ii) the rent on any date determining a maximum rent for such room for a particular term and number of occupants under section 4 (c), (iii) rooms rented and offered for rent on a weekly and monthly basis during June 1942, in Defense-Rental Areas with a maximum rent date of March 1, 1942 or earlier, (iv) rooms rented and offered for rent on a weekly and monthly basis during June 1943, in Defense-Rental Areas with a maximum rent date later than March 1, 1942, but prior to July 1, 1943, (v) rooms rented and offered for rent on a weekly and monthly basis during the thirty days ending on the maximum rent date, in Defense-Rental Areas with a maximum rent date of July 1, 1943, or later.

[Subparagraph (1) amended by Am. 10, 8 F.R. 16893, effective 12–16–43; and Am. 21, 9 F.R. 5828, effective 6–1–44]

(2) *Record keeping.* On and after the effective date of regulation (or on and after October 19, 1942 where the effective date of regulation is prior to that date), every landlord of an establishment containing more than 20 rooms rented or offered for rent shall keep, preserve, and make available for examination by the Administrator, records showing the rents received for each room, the particular term and number of occupants for which such rents were charged, and the name and permanent address of each occupant; every other landlord shall keep, preserve, and make available for examination by the Administrator, records of the same kind as he has customarily kept relating to the rents received for rooms.

(f) *Rooms in the Malvern, Arkansas Defense-Rental Area.* Section 7 (a) shall not apply to the registration of maximum rents which were registered between October 1, 1942 and November 30, 1943, inclusive.

[Paragraph (f) added by Am. 40, 10 F.R. 47, effective 1–1–45]

SEC. 8. *Inspection.* Any person who rents or offers for rent or acts as a broker or agent for the rental of a room and any tenant shall permit such inspection of the room by the Administrator as he may from time to time require.

SEC. 9. *Evasion*—(a) *General.* The maximum rents and other requirements provided in this regulation shall not be evaded, either directly or indirectly in connection with the renting or leasing or the transfer of a lease of a room, by requiring the tenant to pay or obligate himself for membership or other fees, or by modification of the practices relating to payment of commissions or other charges, or by modification of the services furnished with the room, or by tying agreement, or otherwise.

(b) *Purchase of property as condition of renting.* Specifically, but without limitation on the foregoing, no person shall require a tenant or prospective tenant to purchase or agree to purchase furniture or any other property as a condition of renting rooms unless the prior written consent of the Administrator is obtained.

[Paragraph (b) amended by Am. 69, 10 F.R. 15211, effective 12–21–45]

[Section 9 amended by Am. 41, 10 F.R. 330, effective 1–10–45]

SEC. 10. *Enforcement.* Persons violating any provisions of this regulation are subject to criminal penalties, civil enforcement actions, and suits for treble damages as provided for by the Act.

SEC. 11. *Procedure.* All registration statements, reports and notices provided for by this regulation shall be filed with the Area Rent Office. All landlord's petitions and tenant's applications shall be filed with such office in accordance with Revised Procedural Regulation No. 3,[1] (§§ 1300.201 to 1300.259a, inclusive).

SEC. 12. *Petitions for amendment.* Persons seeking any amendment of general applicability to any provision of this regulation may file petitions therefor in accordance with Revised Procedural Regulation No. 3 (§§ 1300.201 to 1300.259a, inclusive).

SEC. 13. *Definitions.* (a) When used in this regulation the term:

(1) "Act" means the Emergency Price Control Act of 1942.

(2) "Administrator" means the Price Administrator of the Office of Price Administration, or the Rent Director or such other person or persons as the Administrator may appoint or designate to carry out any of the duties delegated to him by the Act.

(3) "Rent Director" means the person designated by the Administrator as director of the Defense-Rental Area or such person or persons as may be designated to carry out any of the duties delegated to the Rent Director by the Administrator.

(4) "Area Rent Office" means the Office of the Rent Director in the Defense-Rental Area.

(5) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(6) "Housing accommodations" means any building structure, or part thereof, or land appurtenant thereto, or any other real or personal property rented or offered for rent for living or dwelling purposes (including houses, apartments, hotels, rooming or boarding house accommodations, and other properties used for living or dwelling purposes), together with all privileges, services, furnishings, furniture, equipment, facilities and improvements connected with the use or occupancy of such property.

(7) "Room" means a room or group of rooms rented or offered for rent as a unit in a hotel or rooming house. The term includes ground rented as space for a trailer.

(8) "Services" includes repairs, decorating, and maintenance, the furnishing of light, heat, hot and cold water, telephone, elevator service, window shades, and storage, kitchen, bath, and laundry facilities and privileges, maid service, linen service, janitor service, the removal of refuse and any other privilege or facility connected with the use or occupancy of a room.

(9) "Landlord" includes an owner, lessor, sublessor, assignee or other person receiving or entitled to receive rent for the use or occupancy of any room, or an agent of any of the foregoing.

(10) "Tenant" includes a subtenant, lessee, sublessee, or other person entitled to the possession or to the use or occupancy of any room.

(11) "Rent" means the consideration, including any bonus, benefit, or gratuity demanded or received for or in connection with the use or occupancy of room or the transfer of a lease of such room.

[Subparagraph (11) amended by Am. 30, 9 F.R. 10631, effective 9–1–44]

(12) "Term of occupancy" means occupancy on a daily, weekly, or monthly basis.

(13) "Hotel" means any establishment generally recognized as such in its community, containing more than 50 rooms and used predominantly for transient occupancy.

(14) "Rooming house" means, in addition to its customary usage, a building or portion of a building other than a hotel in which a furnished room or rooms not constituting an apartment are rented on a short time basis of daily, weekly, or monthly occupancy to more than two paying tenants not members of the landlord's immediate family. The term includes boarding houses, dormitories, auto camps, trailers, residence clubs, tourist homes or cabins, and all other establishments of a similar nature.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used in this regulation.

[1] 9 F.R. 10484, 12865; 10 F.R. 2431, 5077, 11295.

SCHEDULE A—DEFENSE-RENTAL AREAS

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(1) [Revoked]					
(1a) Baldwin County	Alabama	Baldwin	Mar. 1, 1942	Dec. 1, 1943	Jan. 15, 1944
(1b) Anniston	Alabama	Calhoun, and Cleburne	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(2) Birmingham	Alabama	Jefferson	Apr. 1, 1941	June 1, 1942	July 15, 1942
(2a) Talladega	Alabama	St. Clair, Shelby, and Talladega	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(3) Dothan-Ozark	Alabama	Dale and Houston	May 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Alabama	Coffee	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(4) Gadsden	Alabama	Etowah	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(5) [Revoked]					
(6) Lanett	Alabama	Chambers	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(7) Mobile	Alabama	Mobile	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(8) Montgomery	Alabama	Elmore and Montgomery	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Alabama	Macon	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(9) Muscle Shoals-Huntsville	Alabama	Colbert, Lauderdale, Limestone, Madison, and Morgan	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(9a) Opelika	Alabama	Lee	Mar. 1, 1945	Feb. 1, 1946	Mar. 15, 1946
(10) Siema	Alabama	Dallas	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(10a) Troy, Ala	Alabama	Pike	July 1, 1943	Feb. 1, 1945	Mar. 15, 1945
(10b) Tuscaloosa	Alabama	Tuscaloosa	Nov. 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(11) [Revoked]					
(12) [Revoked]					
(13) Fort Huachuca	Arizona	Cochise and Santa Cruz	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(14) Phoenix-Salt River Valley	Arizona	Gila and Maricopa	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(15) Prescott-Flagstaff	Arizona	Coconino and Yavapai	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
		That portion of the County of Mohave south of the Colorado River.	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(16) Tucson	Arizona	Pima	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(17) Yuma	Arizona	Yuma	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(18) [Revoked]					
(18a) Winslow	Arizona	In Navajo County Supervisorial Districts 1 and 2, except those portions lying within the Navajo Indian Reservation and the Sitgreaves National Forest.	July 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(19) Blytheville	Arkansas	Mississippi	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(19a) [Revoked—Decontrolled]					
(19b) Camden, Arkansas	Arkansas	Calhoun, and Ouachita	Sept. 1, 1944	Nov. 1, 1944	Dec. 15, 1944
	Arkansas	Dallas, and Nevada	Sept. 1, 1944	May 1, 1945	June 15, 1945
(20) El Dorado	Arkansas	Union	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(20a) Fayetteville	Arkansas	Washington	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(21) Fort Smith	Arkansas	Sebastian	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(22) [Revoked]					
(22a) Hot Springs	Arkansas	Garland	Mar. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(23) Little Rock	Arkansas	Lonoke and Pulaski	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(23a) Malvern	Arkansas	Hot Spring	Mar. 1, 1942	Jan. 1, 1945	Feb. 15, 1945
	Arkansas	Saline	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(24) Newport-Walnut Ridge	Arkansas	Craighead, Independence, Jackson, and Lawrence	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Arkansas	Randolph	Mar. 1, 1942	Feb. 1, 1943	Mar. 18, 1943
(25) Pine Bluff	Arkansas	Jefferson	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
	Arkansas	Northern District of Arkansas County, consisting of the Townships of Gum Pond, Henton, Keaton, McFall, Mill Bayou, and Morris; and the Southern District of Prairie County, consisting of the Townships of Belcher, Center, Hazen, Lower Surrounded Hill, Roe Roe, Tyler, and Watensaw.	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(26) [Revoked]					
(26a) Alameda County	California	Alameda	Mar. 1, 1942	July 1, 1942	Aug. 15, 1942
(27) [Revoked]					
(27a) Fresno	California	Fresno	Jan. 1, 1944	June 1, 1944	July 15, 1944
(27b) Imperial County	California	Imperial	Mar. 1, 1943	Sept. 1, 1944	Oct. 15, 1944
(27c) Kern	California	Kern	Dec. 1, 1943	May 1, 1945	June 15, 1945
(28) Lassen County	California	Lassen	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(29) [Revoked]					
(30) Los Angeles	California	Los Angeles and Orange	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(31) Marysville-Chico	California	Sutter and Yuba	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	California	Butte	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(32) [Revoked]					
(33) Modesto-Merced	California	Merced and Stanislaus	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(33a) Monterey Bay	California	Monterey County and in Santa Cruz County the Township of Watsonville.	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(33b) Placer-Nevada	California	In Nevada County, the Townships of Bloomfield, Bridgeport, Grass Valley, Little York, Nevada, and Rough and Ready, and in Placer County, Townships 1, 3, 9, 10, 13, and 14.	Jan. 1, 1944	Oct. 1, 1945	Nov. 15, 1945
(34) Richmond-Vallejo	California	Contra Costa, Napa, and Solano	Jan. 1, 1941	Aug. 1, 1942	Oct. 15, 1942
(35) Riverside	California	In Riverside County, that portion lying west of Range 12 east, San Bernardino Base Line and Meridian.	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(35a) Sacramento	California	Sacramento, San Joaquin and Yolo	Mar. 1, 1942	July 1, 1942	Sept. 15, 1942
(35b) San Benito	California	San Benito	Oct. 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(36) San Bernardino	California	San Bernardino	Mar. 1, 1942	Sept. 1, 1942	Nov. 15, 1942
(37) San Diego	California	In the County of San Diego the Judicial Townships of Encinitas, National, and San Diego in their entireties, and that part of the Judicial Township of El Cajon lying west of the Cleveland National Forest.	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
	California	County of San Diego other than the Judicial Townships of Encinitas, National, and San Diego in their entireties, and that part of the Judicial Township of El Cajon lying west of the Cleveland National Forest.	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(38) San Francisco Bay	California	Marin, San Francisco, San Mateo, and Sonoma	Mar. 1, 1942	July 1, 1942	Aug. 15, 1942
(39) San Luis Obispo	California	San Luis Obispo	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(39a) Santa Cruz	California	Santa Cruz County except the Township of Watsonville	Jan. 1, 1944	Oct. 1, 1944	Nov. 15, 1944
(39b) Santa Barbara	California	In the County of Santa Barbara the Judicial Townships 1, 2, and 3.	Sept. 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(39c) San Jose	California	Santa Clara	Mar. 1, 1942	July 1, 1942	Aug. 15, 1942
(40) Santa Maria	California	In the County of Santa Barbara Judicial Townships Nos. 4, 5, 6, 7, 9, and 10.	July 1, 1941	Dec. 1, 1942	Jan. 15, 1943
(40a) Ventura	California	Ventura	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(41) Tulare-Kings	California	Kings and Tulare	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(41a) Boulder	Colorado	Boulder	June 1, 1943	Oct. 1, 1944	Nov. 15, 1944
(42) Colorado Springs	Colorado	El Paso	Mar. 1, 1941	Oct. 1, 1942	Nov. 15, 1942
(42a) Craig	Colorado	Moffat	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
(43) Denver	Colorado	Adams, Arapahoe, Denver and Jefferson	Mar. 1, 1943	Aug. 1, 1942	Sept. 15, 1942
(43a) Glenwood Springs	Colorado	Garfield	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(43b) Fort Collins	Colorado	Larimer County, part consisting of Townships 4, 5, 6, 7, 8, 9, 10, 11, and 12 North, east of the range line between ranges 71 and 72 West.	Jan. 1, 1945	Feb. 1, 1946	Mar. 15, 1946
(44) [Revoked]					
(44a) Grand Junction	Colorado	Mesa	July 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(44b) Greeley	Colorado	Weld	Jan. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(45) Salida	Colorado	Chaffee	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(46) Pueblo	Colorado	Otero and Pueblo	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(47) Bridgeport	Connecticut	In the County of Fairfield the Towns of Bridgeport, Easton, Fairfield, Shelton, Stratford, Trumbull, and Westport.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Connecticut	County of Fairfield other than the towns of Bridgeport, Easton, Fairfield, Shelton, Stratford, Trumbull, and Westport.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(48) Hartford-New Britain	Connecticut	In the County of Hartford the Towns of Berlin, Bloomfield, Bristol, East Hartford, East Windsor, Farmington, Glastonbury, Hartford, Manchester, New Britain, Newington, Plainville, Rocky Hill, Southington, South Windsor, West Hartford, Wethersfield, Windsor, and Windsor Locks; in the County of Middlesex the Towns of Cromwell, Middlefield, Middletown, and Portland; in the County of New Haven the Towns of Meriden and Wallingford; and in the County of Tolland the Town of Vernon.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Connecticut	County of Hartford other than the Towns of Berlin, Bloomfield, Bristol, East Hartford, East Windsor, Farmington, Glastonbury, Hartford, Manchester, New Britain, Newington, Plainville, Rocky Hill, Southington, South Windsor, West Hartford, Wethersfield, Windsor, and Windsor Locks; County of Middlesex, other than the Towns of Cromwell, Middlefield, Middletown and Portland; and the County of Tolland other than the Town of Vernon.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(49) New Haven	Connecticut	In the County of New Haven the Towns of Ansonia, Branford, Derby, East Haven, Guilford, Hamden, Madison, Milford, New Haven, North Branford, North Haven, Orange, Seymour, West Haven and Woodbridge.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(50) New London	Connecticut	New London and Windham	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(51) Waterbury	Connecticut	In the County of Litchfield the Towns of Plymouth, Thomaston, and Watertown; and in the County of New Haven the Towns of Beacon Falls, Cheshire, Waterbury, Middlebury, Naugatuck, Prospect, and Wolcott.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Connecticut	County of Litchfield other than the Towns of Plymouth, Thomaston, and Watertown; and in the County of New Haven the Towns of Bethany, Oxford, and Southbury.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(52) [Revoked]					
(53) Delaware	Delaware	New Castle	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Delaware	Kent and Sussex	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(54) [Revoked]					
(54a) De Funiak Springs	Florida	Walton	Oct. 1, 1943	Oct. 1, 1944	Nov. 15, 1944
(55) Banana River	Florida	Brevard	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(55a) Fort Pierce	Florida	St. Lucie	Mar. 1, 1943	Dec. 1, 1943	Jan. 1, 1944
(55b) [Revoked—Decontrolled]					
(55c) Fort Lauderdale	Florida	Broward County except the City of Hollywood and the Town of Hallandale.	Aug. 1, 1944	Oct. 1, 1944	Nov. 30, 1944
(56) Gainesville, Florida	Florida	Alachua	Jan. 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(57) Jacksonville, Fla	Florida	Duval	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(58) Key West	Florida	Monroe	Oct. 1, 1941	Oct. 1, 1942	Nov. 15, 1942
(59) Lake City	Florida	Columbia	Mar. 1, 1942	May 1, 1943	June 15, 1943
(60) Marianna	Florida	Jackson	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(61) Orlando	Florida	Orange	Oct. 1, 1941	Nov. 1, 1942	Dec. 16, 1942
(61a) [Revoked—Decontrolled].					
(61b) Palm Beach County	Florida	In Palm Beach County, Precincts, 20, 21, 22, 23, 24, 25, 26, 28, and 30, including the Cities of Delray Beach and Lake Worth, and the Towns of Boca Raton, Boynton, Gulf Stream, Lantana, Manalapan, and Ocean Ridge.	Aug. 1, 1944	Oct. 1, 1944	Nov. 30, 1944
	Florida	The remainder of Palm Beach County	Aug. 1, 1944	May 1, 1945	June 15, 1945
(62) Panama City	Florida	Bay	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Florida	Franklin and Gulf	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(62a) [Revoked—Decontrolled].					
(63) Pensacola	Florida	Escambia	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Florida	Okaloosa	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Florida	Santa Rosa	Mar. 1, 1942	May 1, 1943	June 15, 1943
	Florida	St. Johns	Mar. 1, 1943	June 1, 1944	July 15, 1944
(63a) St. Augustine					
(63b) [Revoked—Decontrolled]					
(64) [Revoked]					
(64a) Sanford	Florida	Seminole	July 1, 1943	May 1, 1945	June 15, 1945
(64b) Starke	Florida	Bradford and Clay	Jan. 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(65) Tallahassee	Florida	Leon	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Florida	Wakulla	Mar. 1, 1942	May 1, 1943	June 15, 1943
(66) Tampa	Florida	Hillsborough and Pinellas	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(66a) Daytona Beach	Florida	Volusia	Jan. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
(66b) Vero Beach	Florida	Indian River	Jan. 1, 1944	May 1, 1945	June 15, 1945
(67) [Revoked]					
(67a) Americus	Georgia	Sumter	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(68) Albany, Ga	Georgia	Dougherty	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(69) Athens	Georgia	Clarke	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(70) Atlanta	Georgia	Clayton, Cobb, DeKalb, and Fulton	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(71) Augusta, Ga.	Georgia	Richmond	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	South Carolina	Aiken	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(72) Bainbridge-Cairo	Georgia	Decatur and Grady	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(73) Brunswick	Georgia	Camden, Glynn, and McIntosh	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(74) Columbus, Ga	Georgia	Muscogee	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
	Alabama	In the County of Russell, Election Precinct One, including the City of Phenix City.	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(74a) Dublin	Georgia	Laurens	July 1, 1943	June 1, 1944	July 15, 1944
(74b) Gainesville	Georgia	Hall	Jan. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(75) [Revoked-Decontrolled]					
(75a) [Revoked-Decontrolled]					
(76) Macon	Georgia	Bibb, Houston, and Peach	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(77) Moultrie	Georgia	Colquitt	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(77a) Rome	Georgia	Floyd	Mar. 1, 1944	May 1, 1945	June 15, 1945
(78) Savannah	Georgia	County of Chatham except Tybee and Wilmington Islands	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(78a) Thomasville	Georgia	Thomas County and those portions of the towns of Pavo and Barwick in Brooks County and that portion of the town of Meigs in Mitchell County.	Mar. 1, 1943	June 1, 1944	July 15, 1944
		Stephens	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(79) Toccoa	Georgia	Ware	Mar. 1, 1942	May 1, 1943	June 15, 1943
(79a) Waycross	Georgia	Lowndes	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(80) Valdosta	Georgia	Ada and Elmore	Jan. 1, 1943	Jan. 1, 1944	Feb. 15, 1944
(80a) Boise	Idaho	Bingham	Jan. 1, 1944	Apr. 1, 1945	May 15, 1945
(80b) Blackfoot	Idaho	Bonner and Kootenai	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(81) Coeur d'Alene-Fend Oreille	Idaho	Bonneville	Mar. 1, 1944	Apr. 1, 1945	May 15, 1945
(81a) Idaho Falls	Idaho	Canyon	Jan. 1, 1944	Apr. 1, 1945	May 15, 1945
(81b) Nampa-Caldwell	Idaho	Bannock	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(82) Pocatello	Idaho	Cassia, Minidoka, and Twin Falls	Mar. 1, 1944	June 1, 1945	July 15, 1945
(82a) Twin Falls	Idaho	McLean	Jan. 1, 1945	Jan. 1, 1946	Feb. 15, 1946
(82b) Bloomington	Illinois	Marion County, and in Clinton County those parts of Centralia City and Wamac Village located therein, and in Washington County that part of Wamac Village located therein.	Oct. 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(82c) Centralia	Illinois				

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(83) Chicago	Illinois	Cook, Du Page, Kane, and Lake	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(84) [Revoked]					
(85) Dixon	Illinois	Lee	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(85a) Freeport	Illinois	Stephenson	Mar. 1, 1944	June 1, 1945	July 15, 1945
(86) Joliet	Illinois	Will	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(87) Kankakee	Illinois	Kankakee	Mar. 1, 1942	May 1, 1943	June 15, 1943
(88) La Salle County	Illinois	La Salle	Mar. 1, 1942	May 1, 1943	June 15, 1943
(88a) Macomb-Canton	Illinois	Fulton, McDonough, and Mason	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(88b) Peoria	Illinois	Peoria and Tazewell	Mar. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
(88c) Mattoon	Illinois	Coles	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(89) Quad Cities	Illinois	Rock Island	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Iowa	Scott	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(90) Quincy	Illinois	Adams	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Missouri	Lewis and Marion	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(91) Champaign-Vermilion	Illinois	Champaign and Vermilion	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(91a) Galesburg	Illinois	Knox	July 1, 1943	May 1, 1944	June 15, 1944
(92) Rockford	Illinois	Boone and Winnebago	Mar. 1, 1942	July 1, 1942	Aug. 15, 1942
	Illinois	De Kalb	Mar. 1, 1942	Sept. 1, 1943	Oct. 15, 1943
(93) Savanna-Clinton	Illinois	Carroll	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Iowa	Clinton	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(94) Springfield-Decatur	Illinois	Christian, Logan, Macon, and Sangamon	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(94a) Woodstock	Illinois	McHenry	Oct. 1, 1943	Nov. 1, 1944	Dec. 15, 1944
(94b) Bloomington, Ind	Indiana	Monroe	Sept. 1, 1943	Jan. 1, 1945	Feb. 15, 1945
(95) [Revoked]					
(96) [Revoked]					
(97) Columbus, Indiana	Indiana	Bartholomew, Brown, Johnson, Morgan, and Shelby	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Indiana	Lawrence	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Indiana	Jackson	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(97a) Mt. Vernon, Ind	Indiana	Posey	Oct. 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(97b) Princeton, Ind	Indiana	Gibson	Jan. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(98) Richmond-Connersville	Indiana	Fayette	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Indiana	Wayne	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(98a) Valparaiso	Indiana	Porter	July 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(99) [Revoked]					
(100) Evansville-Henderson	Indiana	Vanderburgh	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Kentucky	Henderson	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Kentucky	Union	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(101) Fort Wayne	Indiana	Allen	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Indiana	Adams	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(102) Gary-Hammond	Indiana	Lake	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(103) Indianapolis	Indiana	Marion	July 1, 1941	July 1, 1942	Aug. 31, 1942
(104) La Fayette	Indiana	Fountain, Tippecanoe, and Warren	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(105) La Porte-Michigan City	Indiana	La Porte and Starke	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(105a) New Castle	Indiana	Henry	Oct. 1, 1943	Apr. 1, 1945	May 15, 1945
(106) Anderson	Indiana	Huntington, Miami, and Wabash	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Indiana	Delaware, Grant, Howard and Madison	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(107) [Revoked]					
(108) South Bend	Indiana	St. Joseph and Elkhart	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(109) Terre Haute	Indiana	Parke and Vermillion	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Illinois	Edgar	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Indiana	Vigo	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(110) Vincennes	Indiana	Daviess and Knox	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Illinois	Lawrence	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Indiana	Martin	Mar. 1, 1942	Nov. 1, 1942	Dec 16, 1942
(110a) Dubuque	Iowa	Dubuque County, and in Delaware County, that part of Dyersville City located therein; in Jones County, that part of Cascade Town located therein; in Jackson County, that part of Zwingle Town located therein.	May 1, 1945	Apr. 1, 1946	May 15, 1946
	Illinois	The City of East Dubuque in Jo Daviess County	May 1, 1945	Apr. 1, 1946	May 15, 1946
(111) [Revoked]					
(111a) Iowa City	Iowa	Johnson	Jan. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(112) Burlington	Iowa	In the County of Des Moines the Townships of Augusta, Burlington, Concordia, Danville, Flint River, Tama, and Union; in the County of Henry the Townships of Baltimore, Center, Mount Pleasant, and New London; and in the County of Lee the Townships of Denmark, Green Bay, Madison, and Washington.	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
	Iowa	County of Des Moines other than the Townships of Augusta, Burlington, Concordia, Danville, Flint River, Tama, and Union; County of Henry other than the Townships of Baltimore, Center, Mount Pleasant, and New London; County of Lee other than the Townships of Denmark, Green Bay, Madison, and Washington.	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
	Illinois	County of Henderson	Jan. 1, 1941	July 1, 1942	Aug. 15, 1942
(113) Cedar Rapids	Iowa	Linn	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(114) Des Moines	Iowa	Polk	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Iowa	Jasper	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(114a) Ottumwa	Iowa	Wapello	Mar. 1, 1942	Sept. 1, 1943	Oct. 15, 1943
(114b) Sioux City	Iowa	Woodbury	July 1, 1943	June 1, 1944	July 15, 1944
	Nebraska	Dakota	July 1, 1943	June 1, 1944	July 15, 1944
(114c) Fairfield	Iowa	Jefferson	Jan. 1, 1944	Nov. 1, 1944	Dec. 15, 1944
(114d) Waterloo	Iowa	Black Hawk	May 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(115) Baxter Springs	Kansas	Cherokee and Crawford	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Oklahoma	Ottawa	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(115a) Concordia	Kansas	Cloud	Oct. 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(115b) Council Grove	Kansas	Morris	July 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(116) Dodge City	Kansas	Finney, Ford, and Gray	Mar. 1, 1942	May 1, 1943	June 15, 1943
(116a) Great Bend	Kansas	Barton	Mar. 1, 1943	Feb. 1, 1944	Mar. 15, 1944
	Kansas	Ellis and Russell	Mar. 1, 1943	Aug. 1, 1944	Sept. 15, 1944
	Kansas	Pawnee	Mar. 1, 1943	Nov. 1, 1944	Dec. 15, 1944
	Kansas	Reno	Mar. 1, 1942	May 1, 1943	June 15, 1943
(117) Hutchinson	Kansas	Geary and Riley	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(118) Junction City-Manhattan	Kansas	Seward	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(119) Liberal	Kansas	Labette	July 1, 1941	July 1, 1942	Aug. 31, 1942
(120) Parsons[1]	Kansas	Montgomery	July 1, 1941	Sept. 1, 1942	Oct. 15, 1942
	Kansas	Pratt	Mar. 1, 1943	June 1, 1944	July 15, 1944
(120a) Pratt	Kansas	Dickinson, McPherson, Ottawa, and Sline	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(121) Salina	Kansas	Stafford	Jan. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(121a) Stafford County	Kansas	Douglas, Franklin, and Shawnee	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(122) Topeka-Lawrence	Kansas	Sedgwick	July 1, 1941	July 1, 1942	Aug. 31, 1942
(123) Wichita	Kansas	Boyle	Oct. 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(123a) Danville, Ky	Kentucky	Warren	Mar. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(123b) Bowling Green	Kentucky	Mercer	Oct. 1, 1944	Mar. 1, 1946	Apr. 15, 1946
(123c) Harrodsburg	Kentucky	Bullitt, Hardin, and Meade	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(124) Fort Knox	Kentucky	Clark and Fayette	Jan. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(124a) Lexington	Kentucky				

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(125) Louisville	Kentucky	Jefferson	July 1, 1941	Aug. 1, 1942	Sept. 15, 1942
	Indiana	Clark and Floyd	July 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(125a) Mayfield	Kentucky	Graves	May 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(125b) Madisonville	Kentucky	Hopkins	Aug. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
(126) [Revoked].					
(126a) Owensboro	Kentucky	Daviess	Mar. 1, 1943	June 1, 1944	July 15, 1944
(127) Paducah	Kentucky	McCracken	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(128) Richmond, Ky	Kentucky	Madison	Mar. 1, 1942	Nov. 1, 1943	Dec. 16, 1942
(129) Alexandria-Leesville	Louisiana	Parishes of Beauregard, Rapides, and Vernon	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(130) Baton Rouge	Louisiana	Parishes of East Baton Rouge and West Baton Rouge	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(130a) Lafayette	Louisiana	Lafayette Parish	Oct. 1, 1941	Mar. 1, 1946	Apr. 15, 1946
(131) Lake Charles	Louisiana	Parish of Calcasieu	Mar. 1, 1942	Apr. 15, 1943	May 30, 1945
(132) Minden	Louisiana	Parish of Webster	July 1, 1941	July 1, 1942	Aug. 15, 1942
(133) Monroe-Bastrop	Louisiana	Parishes of Morehouse, Ouachita, and Union	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(134) New Orleans	Louisiana	Parishes of Jefferson, Orleans, and St. Bernard	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(134a) Shreveport	Louisiana	Parishes of Bossier and Caddo	July 1, 1943	Sept. 1, 1944	Oct. 15, 1944
(135) Bangor	Maine	Penobscot	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(136) Bath	Maine	Lincoln and Sagadahoc	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(136a) Eastport	Maine	In the County of Washington, in the City of Eastport and the Towns of Lubec, Perry, Pembroke, and Robbinston.	Mar. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(137) Portland	Maine	Androscoggin and Cumberland	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
	Maine	York	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(138) Presque Isle	Maine	Aroostook	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(139) Baltimore	Maryland	City of Baltimore and the Counties of Anne Arundel, Baltimore, Carroll, Cecil, Harford and Howard.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(139a) Frederick	Maryland	Frederick	July 1, 1943	June 1, 1944	July 15, 1944
(139b) Cumberland	Maryland	Allegany	Mar. 1, 1944	Apr. 1, 1945	May 15, 1945
(139c) Eastern Shore	Maryland	Dorchester, Wicomico, and Worcester	Mar. 1, 1944	June 1, 1945	July 15, 1945
	Virginia	Accomac	Mar. 1, 1944	June 1, 1945	July 15, 1945
(140) Hagerstown	Maryland	Washington	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(141) Indian Head-Patuxtent River	Maryland	Charles	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Maryland	St. Marys and Calvert	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1944
(142) Montgomery-Prince Georges	Maryland	Montgomery and Prince Georges	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(143) Eastern Massachusetts	Massachusetts	Barnstable, Bristol, Middlesex, Norfolk, Plymouth, and Suffolk.	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(144) Essex County, Mass	Massachusetts	Essex	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(145) Pittsfield	Massachusetts	Berkshire	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(146) Springfield, Mass	Massachusetts	Hampden and Hampshire	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(147) Worcester	Massachusetts	Worcester	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(148) [Revoked]					
(149) Detroit	Michigan	Macomb, Oakland, and Wayne	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Michigan	Washtenaw	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(150) Grand Rapids-Muskegon	Michigan	Muskegon	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Michigan	Kent and Ottawa	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(150a) Hillsdale	Michigan	Hillsdale	Jan. 1, 1943	Apr. 1, 1944	May 15, 1944
(151) Jackson, Mich	Michigan	Jackson	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Michigan	Lenawee	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Michigan	Lenawee and Monroe	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(152) Kalamazoo Battle Creek	Michigan	Calhoun	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Michigan	Kalamazoo	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(153) Lansing	Michigan	Clinton, Eaton, and Ingham	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(154) Ludington	Michigan	Mason	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(154a) Monroe, Mich	Michigan	Monroe	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(155) Niles	Michigan	Berrien	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(155a) Owosso	Michigan	Shiawassee	Mar. 1, 1943	June 1, 1944	July 15, 1944
(156) Port Huron	Michigan	St. Clair	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(157) Saginaw Bay City	Michigan	Bay, Midland, and Saginaw	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(157a) Traverse City	Michigan	Grand Traverse	Jan. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(158) [Revoked]					
(158a) Brainerd	Minnesota	Crow Wing	Jan. 1, 1945	Feb. 1, 1946	Mar. 15, 1946
(159) Duluth-Superior	Minnesota	Carlton and St. Louis	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Wisconsin	Douglas	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(159a) Mankato	Minnesota	Blue Earth County, and in Nicollet County, the City of North Mankato.	Mar. 1, 1945	Feb. 1, 1946	Mar. 15, 1946
(159b) International Falls	Minnesota	In Koochiching County, all of Township 71, Range 23, including Ranier; all of Township 70, Range 24, including South International Falls; all of Township 71, Range 24, including International Falls.	July 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(160) Minneapolis-St. Paul	Minnesota	Anoka, Dakota, Hennepin, Ramsey, and Washington	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(160a) Rochester	Minnesota	Olmsted	Mar. 1, 1944	Aug. 1, 1944	Sept. 15, 1944
(160b) St. Cloud	Minnesota	In Benton County the portions of St. Cloud City and Sartell Village located therein, and Sauk Rapids Village; in Sherburne County the portion of St. Cloud City located therein; in Stearns County the portions of St. Cloud City and Sartell Village located therein, and Waite Park Village.	Jan. 1, 1945	Jan. 1, 1946	Feb. 15, 1946
(160c) Winona	Minnesota	Winona	July 1, 1945	Apr. 1, 1946	May 15, 1946
(161) [Revoked]					
(162) Biloxi-Pascagoula	Mississippi	Harrison and Jackson	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(163) Centreville	Mississippi	Adams, Amite, Pike, and Wilkinson	Mar. 1, 1942	May 1, 1943	June 15, 1943
(164) Columbus, Miss	Mississippi	Clay and Lee	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Mississippi	Lowndes	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(165) Grenada	Mississippi	Grenada, Leflore, and Montgomery	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(165a) Greenville, Miss	Mississippi	Washington	July 1, 1943	Feb. 1, 1945	Mar. 15, 1945
(166) Hattiesburg	Mississippi	Forrest	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(167) Jackson, Miss	Mississippi	Hinds, Madison and Rankin	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(167a) Laurel	Mississippi	Jones	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(167b) Lamar County	Mississippi	Lamar	July 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(168) Meridian	Mississippi	Lauderdale	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(168a) Vicksburg, Mississippi	Mississippi	Warren	Dec. 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(169) Joplin-Neosho	Missouri	Jasper and Newton	July 1, 1941	July 1, 1942	Aug. 31, 1942
(170) Kansas City	Missouri	Clay, Jackson, and Platte	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Kansas	Johnson, Leavenworth and Wyandotte	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(171) Pike	Missouri	Pike	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Illinois	Pike	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(172) Rolla-Waynesville	Missouri	Laclede, Phelps, and Pulaski	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(173) Sedalia	Missouri	Johnson and Pettis	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(173a) Springfield, Mo	Missouri	Greene	July 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(173b) St. Joseph	Missouri	Buchanan	Jan. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
(174) St. Louis	Missouri	City of St. Louis and the Counties of Jefferson, St. Charles, and St. Louis.	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	Illinois	Madison, Monroe, and St. Clair	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(175) Great Falls	Montana	Cascade	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(175a) Billings	Montana	Yellowstone	July 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(175b) Bozeman	Montana	Gallatin	July 1, 1945	Mar. 1, 1946	Apr. 15, 1946

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(176) Alliance	Nebraska	Box Butte	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(176a) [Revoked—Decontrolled]					
(176b) Dawes County	Nebraska	Dawes	Mar. 1, 1944	June 1, 1945	July 15, 1945
(177) Grand Island	Nebraska	Hall	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(178) Hastings	Nebraska	Adams and Clay	Mar. 1, 1942	Dec. 1, 1942	Jan. 26, 1943
(178a) Holdrege	Nebraska	Phelps	Jan. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
(179) Kearney	Nebraska	Buffalo	Mar. 1, 1942	May 1, 1943	June 15, 1943
(180) Lincoln	Nebraska	Lancaster	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(180a) McCook	Nebraska	Redwillow	Mar. 1, 1943	Nov. 1, 1943	Dec. 15, 1943
(180b) North Platte	Nebraska	Lincoln	Jan. 1, 1944	Apr. 1, 1945	May 15, 1945
(181) Omaha	Nebraska	Dodge and Saunders	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
	Nebraska	Douglas and Sarpy	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Iowa	Pottawatamie	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(182) Sidney, Nebr	Nebraska	Cheyenne	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(183) [Revoked]					
(183a) [Revoked—Decontrolled]					
(184) Las Vegas	Nevada	Clark	July 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(185) Reno	Nevada	Washoe	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(186) Manchester	New Hampshire	Sullivan	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	New Hampshire	Hillsborough	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(187) Portsmouth	New Hampshire	Rockingham and Strafford	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(187a) Atlantic County	New Jersey	Atlantic	Sept. 1, 1943	June 1, 1944	July 15, 1944
(188) [Revoked]					
(188a) Southern New Jersey	New Jersey	Burlington, Camden, and Gloucester	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	New Jersey	Salem	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	New Jersey	Cape May and Cumberland	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(189) [Revoked]					
(190) Northeastern New Jersey	New Jersey	Bergen, Essex Hudson, Middlesex, Monmouth, Morris, Passaic, Somerset, and Union.	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(190a) [Revoked—Decontrolled]	New Jersey	Sussex	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(191) Trenton	New Jersey	Warren	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	New Jersey	Hunterdon and Mercer	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(192) [Revoked]					
(193) Albuquerque	New Mexico	Bernalillo	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(193a) Belen	New Mexico	That portion of Valencia County lying east of Rio Puerco River	Oct. 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(193b) Carlsbad	New Mexico	Eddy	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
		Lea	Mar. 1, 1942	Nov. 1, 1942	Dec. 15, 1942
(194) Clovis	New Mexico	Curry and Roosevelt	Mar. 1, 1942	Feb. 1, 1943	Mar. 18, 1943
(195) Deming	New Mexico	Luna	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(196) [Revoked]					
(197) Roswell	New Mexico	Chaves	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
		Otero	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(197a) [Revoked—Decontrolled]					
(197b) Santa Fe	New Mexico	Santa Fe	July 1, 1944	Oct. 1, 1945	Nov. 15, 1945
(198) [Revoked—Decontrolled]					
(198a) Tucumcari	New Mexico	Quay	Oct. 1, 1944	May 1, 1945	June 15, 1945
(199) Albany-Troy, N. Y	New York	Albany and Rensselaer	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(200) Binghamton	New York	Broome and Tioga	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(201) Buffalo	New York	Erie and Niagara	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(202) Elmira	New York	Chemung and Steuben	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(202a) Glens Falls	New York	Warren and Washington	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
(202b) Ithaca	New York	Tompkins	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
(203) Jamestown	New York	Chautauqua	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Pennsylvania	Warren	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(204) Poughkeepsie	New York	Dutchess, Ulster, and Orange, except that portion of Orange County which is within the West Point Military Reservation.	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(205) Rochester	New York	Genessee, Monroe, and Orleans	Mar. 1, 1942	Oct. 1, 1944	Nov. 15, 1942
(206) [Revoked]					
(207) Schenectady	New York	County of Schenectady and in the County of Saratoga the towns of Ballston, Charlton, and Clifton Park.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	New York	County of Montgomery and the County of Saratoga other than the towns of Ballston, Charlton, and Clifton Park.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(208) Seneca	New York	Ontario, Seneca, and Yates	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(209) Sidney, N. Y	New York	Chenango, Delaware, and Otsego	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(210) Syracuse	New York	Wayne	Mar. 1, 1942	Oct. 1, 1944	Nov. 15, 1942
	New York	Cayuga, Onondaga, and Oswego	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(211) Utica-Rome	New York	Herkimer, Madison, and Oneida	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(211a) Westchester County	New York	Westchester	Aug. 1, 1944	Nov. 1, 1944	Dec. 15, 1944
(212) Watertown	New York	Jefferson and St. Lawrence	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(212a) Burlington, N. C	North Carolina	Alamance	Mar. 1, 1943	Nov. 1, 1943	Dec. 15, 1943
(212b) Asheville	North Carolina	Buncombe	Mar. 1, 1943	Feb. 1, 1944	Mar. 15, 1944
(212c) Charlotte	North Carolina	Mecklenburg	July 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(213) Durham	North Carolina	Durham	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(214) Elizabeth City, N. C	North Carolina	Pasquotank	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	North Carolina	Chowan and Perquimans	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(215) Fayetteville	North Carolina	Cumberland and Hoke	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(216) Goldsboro	North Carolina	Lenoir, Wayne and Wilson	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(216a) Greensboro	North Carolina	County of Guilford other than High Point Township	July 1, 1943	June 1, 1944	July 15, 1944
(217) Henderson	North Carolina	Vance	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(217a) High Point	North Carolina	In the County of Guilford, the Township of High Point, including the City of High Point.	July 1, 1944	Feb. 1, 1946	Mar. 15, 1946
(218) Jacksonville, N. C	North Carolina	Onslow	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(219) Laurinburg	North Carolina	Richmond, Robeson, and Scotland	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	South Carolina	Marlboro	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(220) [Revoked—Decontrolled]					
(220a) Oxford	North Carolina	Granville	Nov. 1, 1943	May 1, 1945	June 15, 1945
(221) New Bern	North Carolina	Carteret and Craven	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(221a) Rocky Mount	North Carolina	Edgecomb and Nash	Mar. 1, 1943	Feb. 1, 1944	Mar. 15, 1944
(221b) Pender County	North Carolina	Pender	Jan. 1, 1943	May 1, 1944	June 15, 1944
(221c) Plymouth	North Carolina	Washington	Jan. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(221d) Raleigh	North Carolina	Wake	Mar. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(222) [Revoked—Decontrolled]					
(223) Wilmington, N. C	North Carolina	New Hanover	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(223a) Winston-Salem	North Carolina	Forsyth	Mar. 1, 1944	Mar. 1, 1945	Apr. 15, 1945
(223b) Minot	North Dakota	Ward	June 1, 1944	Apr. 1, 1945	May 15, 1945
(223c) Fargo-Moorhead	North Dakota	Cass	July 1, 1944	June 1, 1945	July 15, 1945
	Minnesota	Clay	July 1, 1945	June 1, 1945	July 15, 1945
(223d) Grand Forks	North Dakota	Grand Forks	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
	Minnesota	City of East Grand Forks in Polk County	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
(224) Akron	Ohio	County of Summit and in the County of Medina the Township of Wadsworth.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Ohio	County of Medina other than the Township of Wadsworth	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(225) Ashtabula	Ohio	Ashtabula	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(226) Canton	Ohio	Stark	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Ohio	Tuscarawas	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(226a) Cambridge, Ohio	Ohio	Guernsey	Mar. 1, 1941	June 1, 1945	July 15, 1945
(227) Cincinnati	Ohio	Butler, Clermont, Hamilton, and Warren	Mar. 1, 1942	Nov. 1, 1942	May 31, 1942
	Kentucky	Boone, Campbell, and Kenton	Mar. 1, 1942	Nov. 1, 1942	May 31, 1942
(228) Cleveland	Ohio	County of Cuyahoga and in the County of Lake the Township of Willoughby and those parts of the Township of Kirtland included within the corporate limits of the Villages of Waite Hill and Willoughby.	July 1, 1941	July 1, 1942	Aug. 31, 1942
	Ohio	County of Geauga, and the County of Lake other than the Township of Willoughby and those parts of the Township of Kirtland included within the corporate limits of the Villages of Waite Hill and Willoughby.	July 1, 1941	July 1, 1942	Aug. 31, 1942
(229) Columbus, Ohio	Ohio	Franklin	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Ohio	Licking	Mar. 1, 1942	May 1, 1943	June 15, 1943
(230) Dayton	Ohio	Champaign, Clark, Darke, Greene, Miami, Montgomery, and Preble.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(231) [Revoked]					
(232) Lima	Ohio	Allen	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(233) Lorain-Elyria	Ohio	Lorain	July 1, 1941	July 1, 1942	Aug. 15, 1942
(234) Mansfield	Ohio	Ashland, Crawford, and Richland	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Ohio	Knox	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(235) Marion	Ohio	Marion	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(236) [Revoked]					
(237) Ravenna	Ohio	Portage	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(238) Sandusky-Port Clinton	Ohio	Erie, Huron, Ottawa, and Sandusky	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(239) Sidney, Ohio	Ohio	Shelby	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(240) Toledo	Ohio	Lucas and Wood	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Ohio	Hancock and Seneca	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(240a) Wilmington, Ohio	Ohio	Clinton	July 1, 1943	Apr. 1, 1945	May 15, 1945
(241) Youngstown-Warren	Ohio	Mahoning and Trumbull	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(241a) Washington Court House, Ohio	Ohio	Fayette	Oct. 1, 1943	Dec. 1, 1944	Jan. 15, 1945
(242) [Revoked]					
(242a) [Revoked—Decontrolled]					
(242b) Ardmore	Oklahoma	Carter	July 1, 1943	Oct. 1, 1943	Nov. 15, 1944
(243) Choteau	Oklahoma	Craig, Mayes, Rogers, and Wagoner	Oct. 1, 1941	Oct. 1, 1942	Nov. 15, 1942
(244) Clinton-Elk City	Oklahoma	Beckham, Custer, and Washita	Mar. 1, 1942	May 1, 1943	June 15, 1943
(244a) Duncan	Oklahoma	Stephens	Oct. 1, 1943	Feb. 1, 1945	Mar. 15, 1945
(244b) Frederick	Oklahoma	Tillman	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(245) Enid	Oklahoma	Garfield	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(245a) Guymon	Oklahoma	Texas	Jan. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
(246) Lawton	Oklahoma	Comanche	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(247) McAlester	Oklahoma	Atoka, Haskell, Hughes, Latimer, McIntosh, and Pittsburg	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(248) Muskogee	Oklahoma	Muskogee	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(249) [Revoked]					
(250) Oklahoma City	Oklahoma	Cleveland, McClain, and Oklahoma	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Oklahoma	Caddo and Grady	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Oklahoma	Canadian	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(250a) Shawnee	Oklahoma	Pottawatomie	Mar. 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(250b) Stillwater	Oklahoma	Payne	Mar. 1, 1945	Apr. 1, 1945	May 15, 1945
(251) Tulsa	Oklahoma	Creek, Osage, and Tulsa	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(252) [Revoked]					
(253) Corvallis	Oregon	Benton and Linn	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(253a) Klamath Falls	Oregon	Klamath	Oct. 1, 1943	Oct. 1, 1944	Nov. 15, 1944
(253b) Lane County	Oregon	Lane	Jan. 1, 1944	Jan. 1, 1945	Mar. 31, 1945
(253c) Douglas	Oregon	Douglas	Jan. 1, 1944	May 1, 1945	June 15, 1945
(254) Medford	Oregon	Jackson	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(255) Pendleton	Oregon	Umatilla	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(256) Portland-Vancouver	Oregon	Clackamas, Multnomah, and Washington	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	Washington	Clark	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	Oregon	Clatsop	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Oregon	Tillamook	Mar. 1, 1942	Jan. 1, 1943	Feb. 15, 1943
(257) Allentown-Bethlehem	Pennsylvania	Lehigh and Northampton	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(258) Altoona-Johnstown	Pennsylvania	Blair, Cambria, and Somerset	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(258a) Bradford County	Pennsylvania	Bradford	Jan. 1, 1944	May 1, 1945	June 15, 1945
(259) [Revoked]					
(260) [Revoked]					
(261) Erie	Pennsylvania	Erie	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(262) Harrisburg	Pennsylvania	Cumberland, Dauphin, Lebanon, and Perry	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Pennsylvania	Franklin	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(263) Lancaster-York	Pennsylvania	Lancaster and York	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(264) Meadville-Titusville	Pennsylvania	Crawford and Venango	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(265) [Revoked]					
(266) Philadelphia	Pennsylvania	Bucks, Chester, Delaware, Montgomery, and Philadelphia	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(267) Pittsburgh	Pennsylvania	Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Lawrence, Washington, and Westmoreland.	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
(268) Reading	Pennsylvania	Berks	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(269) [Revoked]					
(270) Sharon-Farrell	Pennsylvania	Mercer	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(270a) Warren	Pennsylvania	Warren	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(271) [Revoked]					
(272) Williamsport	Pennsylvania	Lycoming	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Pennsylvania	Cameron, Columbia, Montour, Northumberland, Snyder, and Union.	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Pennsylvania	County of Elk and in the County of Luzerne, Nescopeck Borough, Nescopeck Township, and Salem Township.	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
	Pennsylvania	Clinton	Mar. 1, 1942	Feb. 1, 1944	Mar. 15, 1944
(273) Newport	Rhode Island	Newport	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(274) Providence	Rhode Island	Bristol, Kent, and Providence	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(275) Washington County	Rhode Island	Washington	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(276) [Revoked]					
(277) Charleston, S. C	South Carolina	Charleston and Dorchester	Mar. 1, 1942	Aug. 1, 1942	Oct. 15, 1942
	South Carolina	Beaufort and Colleton	Mar. 1, 1942	Apr. 15, 1943	May 30, 1942
(278) Columbia	South Carolina	Calhoun, Lexington, and Richland	Mar. 1, 1942	Nov. 1, 1942	Jan. 14, 1943
	South Carolina	Sumter	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	South Carolina	Florence	Mar. 1, 1942	May 1, 1943	June 15, 1943
(278a) Darlington	South Carolina	Darlington	Jan. 1, 1944	July 1, 1945	Aug. 15, 1945
(279) [Revoked]					
(279a) Georgetown	South Carolina	Georgetown	July 1, 1944	July 1, 1945	Aug. 15, 1945
(280) Greenville	South Carolina	Greenville	Mar. 1, 1942	Nov. 1, 1942	Jan. 14, 1943
(280a) [Revoked—Decontrolled]					
(280b) [Revoked—Decontrolled]					
(280c) Marion	South Carolina	Marion	Mar. 1, 1944	July 1, 1945	Aug. 15, 1945
(281) Spartanburg	South Carolina	Cherokee, Spartanburg, and Union	Mar. 1, 1942	Nov. 1, 1942	Jan. 14, 1943

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(281a) Aberdeen	South Dakota	Brown	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
(282) [Revoked]					
(283) [Revoked—Decontrolled]					
(284) Rapid City-Sturgis	South Dakota	Lawrence, Meade, and Pennington	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(285) Sioux Falls	South Dakota	Lincoln, Minnehaha, and Turner	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Iowa	Lyon	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Minnesota	Rock	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(285a) Watertown	South Dakota	Codington	Mar. 1, 1944	Apr. 1, 1945	May 15, 1945
(286) Bristol-Kingsport	Tennessee	Greene, Hawkins, Sullivan, Unicoi, and Washington	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Virginia	Independent City of Bristol and the Counties of Scott and Washington.	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(287) Chattanooga	Tennessee	Bradley, Hamilton, and Marion	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Georgia	Catoosa, Dade, and Walker	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(288) Clarksville	Tennessee	Montgomery and Stewart	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Kentucky	Christian, Todd, and Trigg	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(288a) Columbia, Tenn	Tennessee	Maury	Jan. 1, 1944	Apr. 1, 1945	May 15, 1945
(289) Copperhill-McCaysville	Tennessee	Polk	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Georgia	Fannin	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(290) Dyersburg	Tennessee	Crockett, Dyer, and Lauderdale	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(291) Jackson-Milan-Humboldt	Tennessee	Carroll, Gibson, and Madison	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(292) Knoxville	Tennessee	Blount and Knox	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Tennessee	Anderson and Roane	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(292a) Lenoir City	Tennessee	Loudon	Mar. 1, 1943	June 1, 1944	July 15, 1944
(293) Memphis	Tennessee	Shelby	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Arkansas	Crittenden	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(294) [Revoked]					
(295) Nashville	Tennessee	Davidson and Rutherford	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(295a) [Revoked—Decontrolled]					
(296) [Revoked]					
(297) [Revoked—Decontrolled]					
(298) [Revoked—Decontrolled]					
(299) Amarillo	Texas	Potter and Randall	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(300) Austin	Texas	Hays, Travis, and Williamson	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(301) [Revoked]					
(302) Beaumont-Port Arthur	Texas	Jefferson and Orange	Apr. 1, 1941	July 1, 1942	Aug. 15, 1942
(303) Big Spring	Texas	Howard	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(304) [Revoked]					
(305) Borger	Texas	Carson, Gray and Hutchinson	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(305a) [Revoked—Decontrolled]					
(306) Brownwood	Texas	Brown, Coleman and Comanche	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(307) Bryan	Texas	Brazos	Mar. 1, 1942	May 1, 1943	June 15, 1943
(308) Childress	Texas	Childress	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(309) Corpus Christi	Texas	Nueces and San Patricio	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
	Texas	Bee and Kleberg	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(309a) Dalhart	Texas	Dellam, Hansford, Hartley, Moore, and Sherman	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(310) [Revoked]					
(311) Dallas	Texas	Dallas	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(312) [Revoked—Decontrolled]					
(312a) [Revoked—Decontrolled]					
(313) [Revoked]					
(314) [Revoked]					
(315) El Paso	Texas	El Paso	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(316) Fort Worth	Texas	Tarrant	Mar. 1, 1942	Oct. 15, 1942[2]	
				Nov. 1, 1942[3]	Dec. 16, 1942
	Texas	Denton	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(317) Gainesville	Texas	Cooke	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(318) Greenville, Tex	Texas	Hunt	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(319) Galveston	Texas	Galveston and Brazoria	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(319a) Houston	Texas	Chambers, Harris, and Liberty	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(319b) Kerrville	Texas	Kerr	Jan. 1, 1944	Feb. 1, 1945	Mar. 15, 1945
(319c) [Revoked—Decontrolled]					
(320) Killeen-Temple	Texas	Bell	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Texas	Lampasas	Mar. 1, 1942	Jan. 1, 1943	Feb. 15, 1943
(321) Laredo	Texas	Webb	Mar. 1, 1942	Feb. 1, 1943	Mar. 18, 1942
(321a) Lockhart	Texas	Justices' Precincts 1, 6, and 7 in Caldwell County	Jan. 1, 1943	Feb. 1, 1944	Mar. 15, 1944
(321b) Longview	Texas	Gregg	July 1, 1943	Oct. 1, 1944	Nov. 15, 1944
(322) Lower Rio Grande Valley	Texas	Cameron, Hidalgo, and Willacy	Mar 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(322a) Lubbock	Texas	Lubbock	Mar 1, 1942	Mar 1, 1944	Apr. 15, 1944
(323) Marfa-Alpine	Texas	Presidio	Mar 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Texas	Brewster	Mar. 1, 1942	Feb. 1, 1943	Mar 18, 1942
(324) Marshall	Texas	Harrison, Marion, and Upshur	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Texas	Camp, Cass, Morris, Red River, and Titus	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(324a) Matagorda Bay	Texas	Calhoun, Jackson, and Matagorda	Jan. 1, 1943	June 1, 1944	July 15, 1944
(324b) McKinney	Texas	Collin	Mar. 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(324c) Midland-Odessa	Texas	Ector and Midland	Mar. 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(324d) Memphis-Quanah	Texas	Collingsworth, Cottle, Hall, and Hardeman	July 1, 1943	Apr. 1, 1945	May 15, 1945
(325) Paris, Tex	Texas	Lamar	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Oklahoma	Choctaw	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(326) Pecos	Texas	Reeves and Ward	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(327) San Angelo	Texas	Tom Green	Mar. 1, 1942	Nov. 1, 1942	Dec 16, 1942
(328) San Antonio	Texas	Atascosa, Bandera, Bexar, Comal, Guadalupe, Kendall, Medina and Wilson.	Mar. 1, 1942	July 1, 1942	Aug. 31, 1942
	Texas	Uvalde	Mar. 1, 1942	May 1, 1943	June 15, 1943
(329) Sherman Denison	Texas	Grayson	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Texas	Fannin	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(329a) Sweetwater	Texas	Nolan	Mar. 1, 1943	Feb. 1, 1944	Mar. 15, 1944
(330) Texarkana	Texas	Bowie	July 1, 1941	July 1, 1942	Aug. 31, 1942
	Arkansas	Miller	July 1, 1941	July 1, 1942	Aug. 15, 1942
(330a) Tyler	Texas	Smith	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(331) Victoria	Texas	Victoria	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(332) Waco	Texas	McLennan	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
	Texas	Coryell	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(332a) Wichita Falls	Texas	Wichita	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(333a) Mineola	Texas	Wood County and that portion of the City of Winnsboro in Franklin County.	Oct. 1, 1943	Mar. 1 1945	Apr. 15, 1945
(333b) Winkler County	Texas	Winkler	Mar. 1, 1944	July 1, 1945	Aug. 15, 1945
(334) [Revoked]					
(334a) Ogden	Utah	Box Elder	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Utah	Davis, Morgan and Weber	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(335) Provo, Utah	Utah	Utah	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(336) Salt Lake City	Utah	Salt Lake	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
	Utah	Tooele	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Nevada	That portion of Elko County, Nevada, situated within the radius of 3 miles from the center of U. S. Highway 40, where said highway crosses the Nevada-Utah State Line.	Mar. 1, 1942	May 1, 1944	June 15, 1944
(336a) Vernal	Utah	Duchesne	Oct. 1, 1944	Apr. 1, 1946	May 15, 1946
		Uintah	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
(337) [Revoked]					
(337a) Burlington, Vermont	Vermont	Chittenden	Mar. 1, 1943	Nov. 1, 1943	Dec. 15, 1943
(338) Springfield-Windsor	Vermont	Windsor	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(339) Alexandria-Arlington	Virginia	Independent City of Alexandria and the Counties of Arlington and Fairfax.	Jan. 1, 1941	July 1, 1942	Aug. 31, 1942
(340) Blackstone	Virginia	Nottoway	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(340a) Covington	Virginia	Alleghany	Jan. 1, 1945	Jan. 1, 1946	Feb. 15, 1946
	Virginia	The Independence City of Clifton Forge	Jan. 1, 1945	Mar. 1, 1946	Apr. 15, 1946
(340b) Charlottesville	Virginia	Independent City of Charlottesville, and the County of Albemarle.	Oct. 1, 1944	Feb. 1, 1946	Mar. 15, 1946
(341) Cape Charles	Virginia	Northampton	Mar. 1, 1942	Jan. 1, 1943	Feb. 15, 1943
(341a) Front Royal	Virginia	Warren	Oct. 1, 1943	Aug. 1, 1944	Sept. 15, 1944
(341b) Danville, Va.	Virginia	The Independent City of Danville, and in Pittsylvania County the Magisterial Districts of Tunstall and Dan River.	July 1, 1943	Feb. 1, 1945	Mar. 15, 1945
(342) Hampton Roads	Virginia	Independent Cities of Hampton, Newport News, Norfolk, Portsmouth, and South Norfolk; the County of Elizabeth City; in the County of Norfolk the Magisterial Districts of Deep Creek, Tanners Creek, Washington, and Western Branch; in the County of Princess Anne the Magisterial Districts of Kempsville and Lynnhaven, and in the County of Warwick the Magisterial District of Newport.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Virginia	Independent City of Suffolk, the County of Nansemond, the County of Norfolk other than the Magisterial Districts of Deep Creek, Tanners Creek, Washington, and Western Branch, the County of Princess Anne other than the Magisterial Districts of Kempsville and Lynnhaven.	Apr. 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(342a) Lexington, Virginia	Virginia	In the County of Rockbridge, the Magisterial District of Lexington.	Mar. 1, 1944	July 1, 1945	Aug. 15, 1945
(343) Petersburg	Virginia	Independent Cities of Hopewell and Petersburg, the Counties of Dinwiddie and Prince George; and in the County of Chesterfield the Magisterial District of Matoaca.	Apr. 1, 1941	Aug. 1, 1942	Sept. 15, 1942
(343a) Quantico [1]	Virginia	In the County of Prince William, the Magisterial District of Dumfries.	Mar. 1, 1942	Dec. 1, 1943	Jan. 15, 1944
(344) Radford-Pulaski	Virginia	Independent City of Radford and the Counties of Montgomery and Pulaski.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1943
(345) Richmond	Virginia	Independent City of Richmond, the County of Henrico; and in the County of Chesterfield the Magisterial Districts of Bermuda, Clover Hill Dale, Manchester and Midlothian.	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(345a) Roanoke	Virginia	Roanoke County and the Independent City of Roanoke	Jan. 1, 1944	May 1, 1945	June 15, 1945
(345b) Winchester	Virginia	Independent City of Winchester and the Counties of Frederick and Shenandoah.	Mar. 1, 1944	July 1, 1945	Aug. 15, 1945
(346) Yorktown	Virginia	Independent City of Williamsburg; the Counties of James City and York; and in the County of Warwick the Magisterial Districts of Denbigh and Stanley.	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(347) Bellingham	Washington	Whatcom	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Washington	Skagit	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(347a) Ephrata	Washington	Portion of Grant County lying between the south line of Township 23 North and the north line of Township 16 North.	Mar. 1, 1942	Nov. 1, 1943	Dec. 15, 1943
(348) Everett	Washington	Snohomish	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Washington	Island	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
(349) [Revoked]					
(350) [Revoked]					
(350a) Olympia	Washington	Thurston	May 1, 1943	May 1, 1945	June 15, 1945
(351) Port Angeles-Port Townsend	Washington	Clallam and Jefferson	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(352) Puget Sound	Washington	County of Kitsap and those parts of the Counties of King and Pierce lying west of the Snoqualmie National Forest.	Apr. 1, 1941	July 1, 1942	Sept. 21, 1942
(352a) Shelton	Washington	Mason	Oct. 1, 1943	May 1, 1945	June 15, 1945
(353) Spokane	Washington	Spokane	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(354) Walla Walla	Washington	Walla Walla	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
	Washington	Franklin	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Washington	In the County of Benton the Precincts of Finley, South Kennewick, Kennewick Valley, Kennewick, Kennewick Gardens, and Richland.	Mar. 1, 1942	Jan. 1, 1943	Feb. 15, 1943
(354a) Yakima	Washington	In the county of Benton, the precincts of Benton City, Carley, Columbia, East Prosser, Expansion, Hanford, Highlands, Horn Rapids, Hover, Kiona, North Prosser, Paterson, Prosser, Rattlesnake, Riverside, Walnut Grove, Wellington, West Prosser, and White Bluffs, and the County of Yakima.	Mar. 1, 1943	Apr. 1, 1944	May 15, 1944
(354b) Bluefield	West Virginia	Mercer County	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
	Virginia	Bluefield Town in Tazewell County	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
(355) Charleston, West Virginia	West Virginia	Kanawha	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	West Virginia	In Putnam County the Magisterial District of Pocatalico	Mar. 1, 1942	Aug. 1, 1943	Sept. 15, 1943
(355a) Clarksburg	West Virginia	Harrison	June 1, 1944	June 1, 1945	July 15, 1945
(356) Huntington	West Virginia	Cabell and Wayne	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Ohio	Lawrence	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Kentucky	Boyd and Greenup	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(356a) Martinsburg	West Virginia	Berkeley	Mar. 1, 1943	Apr. 1, 1944	May 15, 1944
(356b) Logan	West Virginia	Logan	Oct. 1, 1943	Mar. 1, 1945	Apr. 15, 1945
(356c) Mineral County	West Virginia	Mineral	Oct. 1, 1944	Mar. 1, 1946	Apr. 15, 1946
(357) Morgantown	West Virginia	Marion and Monongalia	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(357a) Parkersburg	West Virginia	Wood	Mar. 1, 1945	Apr. 1, 1945	May 15, 1945
	Ohio	Washington	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(358) Point Pleasant-Gallipolis	West Virginia	Jackson and Mason	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Ohio	Gallia and Meigs	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(359) Wheeling-Steubenville	West Virginia	Brooke, Hancock, Marshall, Ohio, and Wetzel	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
	Ohio	Belmont, Columbiana, and Jefferson	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(359a) Appleton	Wisconsin	Outagamie County, and that part of New London located in Waupaca County.	Mar. 1, 1945	Apr. 1, 1946	May 15, 1946
(360) Beloit-Janesville	Wisconsin	Rock	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(360a) Green Bay	Wisconsin	Brown	Mar. 1, 1945	Jan. 1, 1946	Feb. 15, 1946
(361) Eau Claire	Wisconsin	Chippewa, Dunn, and Eau Claire	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(361a) La Crosse	Wisconsin	La Crosse	Mar. 1, 1942	Dec. 1, 1943	Jan. 15, 1944
(362) Madison, Wis.	Wisconsin	Columbia, Dane, and Sauk	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(363) Manitowoc	Wisconsin	Manitowoc	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
	Wisconsin	That portion of the City of Kiel in the County of Calumet	Mar. 1, 1942	Apr. 1, 1944	May 15, 1944

See footnotes at end of table.

SCHEDULE A—DEFENSE-RENTAL AREAS—Continued

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(364) Milwaukee	Wisconsin	Kenosha, Milwaukee, Racine and Waukesha	Mar. 1, 1942	Aug. 1, 1942	Sept. 15, 1942
(364a) Mondovi-Durand	Wisconsin	Buffalo and Pepin	Mar. 1, 1944	June 1, 1945	July 15, 1945
(365) Oshkosh-Fond du Lac	Wisconsin	Fond du Lac and Winnebago	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
	Wisconsin	That portion of the City of Waupun in the County of Dodge	Mar. 1, 1942	Jan. 1, 1943	Feb. 15, 1943
(366) Sparta	Wisconsin	Monroe	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942
(367) Sturgeon Bay	Wisconsin	Door	Mar. 1, 1942	Sept. 1, 1942	Oct. 16, 1942
(368) Casper	Wyoming	Natrona	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(368a) Cody-Lovell	Wyoming	That portion of Big Horn County lying outside of the Big Horn National Forest and that portion of Park County lying outside of the Shoshone National Forest.	Jan. 1, 1944	Dec. 1, 1944	Jan. 15, 1945
(369) Cheyenne	Wyoming	That part of Laramie County, consisting of Townships 13 and 14 in Ranges 66 and 67 west of the 6th Principal Meridian, including the City of Cheyenne.	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(369a) Douglas	Wyoming	Converse	Mar. 1, 1943	May 1, 1944	June 15, 1944
(369b) Thermopolis	Wyoming	Hot Springs	Mar. 1, 1944	May 1, 1945	June 15, 1945
(369c) Laramie	Wyoming	Albany	Jan. 1, 1945	Feb. 1, 1946	Mar. 15, 1946
(370) Alaska	Alaska	Territory of Alaska	Mar. 1, 1942	Nov. 1, 1942	Mar. 15, 1943
(371) Puerto Rico	Puerto Rico	Puerto Rico	Oct. 1, 1942	Feb. 1, 1944	Mar. 31, 1944

[1] This regulation is applicable only to that portion of the defense-rental area set forth in the third column of this Schedule A.
[2] Sections 1, 6, 13.
[3] Remaining sections.

[Schedule A amended by Am. 1, 8 F.R. 9019, effective 7-1-43; Am. 3, 8 F.R. 10739, effective 8-1-43; Am. 4, 8 F.R. 12025, effective 9-1-43; Am. 6, 8 F.R. 14676, 15581, effective 11-1-43; Am. 7, 8 F.R. 14814, effective 11-1-43; Am. 9, 8 F.R. 16207, 16427, effective 12-1-43; Am. 11, 8 F.R. 17297, effective 1-1-44; Am. 12, 9 F.R. 206, effective 2-1-44; Am. 13, 9 F.R. 847, effective 2-1-44; Am. 14, 9 F.R. 2165, effective 2-24-44; corrected 9 F.R. 4194, effective as of 3-1-44; amended by Am. 15, 9 F.R. 2290, effective 3-1-44; Am. 16, 9 F.R. 3231, effective 4-1-44; Am. 18, 9 F.R. 4541, effective 5-1-44; Am. 20, 9 F.R. 5806, effective 6-1-44; Am. 22, 9 F.R. 5915, effective 6-1-44; Am. 24, 9 F.R. 7329, effective 7-1-44; Am. 26, 9 F.R. 9265, effective 8-1-44; Am. 28, 9 F.R. 9513, effective 9-1-44; Am. 32, 9 F.R. 11540, 11610, 13857, effective 10-1-44; Am. 33, 9 F.R. 11797, effective 10-1 44; Am. 35, 9 F.R. 12866, effective 11-1-44; Am. 36, 9 F.R. 12967, effective 11-1-44; Am. 37, 9 F.R. 14059, 14357, effective 12-1-44; Am. 39, 9 F.R. 15156, effective 1-1-45; Am. 40, 10 F.R. 47, effective 1-1-45; Am. 42, 10 F.R. 1102, effective 2-1-45; Am. 45, 10 F.R. 2045, effective 3-1-45; Am. 47, 10 F.R. 3452, effective 4-1-45; corrected 10 F.R. 9955, effective 8-9-45; Am. 48, 10 F.R. 3555, effective 4-1-45; Am. 51, 10 F.R. 4713, effective 5-1-45; Am. 53, 10 F.R. 5576, effective 5-14-45; Am. 54, 10 F.R. 5579, effective 5-15-45; Am. 55, 10 F.R. 6400, effective 6-1-45; Am. 56, 10 F.R. 7853, effective 6-30-45; Am. 57, 10 F.R. 7849, effective 7-1-45; Am. 58, 10 F.R. 7853, effective 7-1-45; Am. 59, 10 F.R. 8017, effective 7-1-45; Am. 61, 10 F.R. 11294, effective 8-31-45; Am. 62, 10 F.R. 11294, effective 9-1-45; Am. 63, 10 F.R. 12004, effective 10-1-45; Am. 64, 10 F.R. 12161, effective 10-1-45; Am. 65, 10 F.R. 12438, effective 10-1-45; Am. 66, 10 F.R. 13545, effective 10-31-45; Am. 67, 10 F.R. 13545, effective 11-1-45; Am. 68, 10 F.R. 14659, effective 12-1-45; Am. 70, 10 F.R. 10245, effective 1-1-46; Am. 71, 10 F.R. 10246, effective 1-1-46; Am. 72, 10 F.R. 10246, 11740, effective 2-1-46; Am. 73, 11 F.R. 1299, 1354, effective 2-1-46; Am. 74, 11 F.R. 1299, effective 2-1-46; Am. 75, 11 F.R. 2189, effective 3-1-46; Am. 77, 11 F.R. 3480, effective 4-1-46]

Effective date. This Rent Regulation for Hotels and Rooming Houses shall become effective June 1, 1943. [Rent Regulation for Hotels and Rooming Houses originally issued May 31, 1943]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6053; Filed, Apr. 10, 1946; 4:30 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels in Miami,[1] Amdt. 17]

HOTELS IN MIAMI AREA

Section 5 (a) (9) of the Rent Regulation for Hotels and Rooming Houses in the Miami Defense-Rental Area is amended in the following respects:

1. Section 5 (a) (9) is amended by adding after the first unnumbered paragraph the following:

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

2. The first paragraph of section 5 (a) (9) (v) is amended to read as follows:

(v) "Current year" means (a) the most recent full calendar or fiscal year used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however,* That the current year in all cases shall begin on or after the maximum rent date: *And provided further,* That if allowance is requested for increases in payroll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

Issued and effective April 10, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6054; Filed, Apr. 10, 1946; 4:29 p. m.]

[1] 10 F.R. 318, 2405, 5090, 9445, 11071, 15212.

PART 1388—DEFENSE-RENTAL AREAS

[Housing,[1] Amdt. 84]

HOUSING

Section 5 (a) (12) of the Rent Regulation for Housing is amended in the following respects:

1. Section 5 (a) (12) is amended by adding after the first unnumbered paragraph the following:

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

2. The first paragraph of section 5 (a) (12) (v) is amended to read as follows:

(v) "Current year" means (a) the most recent full calendar or fiscal year

[1] 10 F.R. 13528, 13545, 14399; 11 F.R. 247, 248, 740.

used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however,* That the current year in all cases shall begin on or after the maximum rent date: *And provided, further,* That if allowance is requested for increases in payroll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

Issued and effective April 10, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6056; Filed, Apr. 10, 1946; 4:29 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[HOUSING, NEW YORK CITY AREA,[1] INCL. AMDTS. 1–26]

This compilation of Housing in the New York City area includes Amendment 26, effective April 10, 1946. The text added or amended by Amendment 26 is underscored.

§ 1388.1281 *Rent Regulation for Housing in New York City Defense-Rental Area.* The Rent Regulation for Housing in the New York City Defense-Rental Area is annexed hereto and made a part hereof.

Sec.

1. Scope of this regulation.
2. Prohibition against higher than maximum rents.
3. Minimum services, furniture, furnishings and equipment.
4. Maximum rents.
5. Adjustments and other determinations.
6. Removal of tenant.
7. Registration.
8. Inspection.
9. Evasion.
10. Enforcement.
11. Procedure.
12. Petitions for amendment.
13. Definitions.

AUTHORITY: § 1388.1281 issued under 56 Stat. 23, 765.

SECTION 1. *Scope of this regulation—*(a) *Housing in the New York City Defense-Rental Area.* This regulation applies to all housing accommodations in the New York City Defense-Rental Area, consisting of the City of New York (including the Boroughs of Bronx, Brooklyn, Manhattan, Queens, and Richmond) and the Counties of Nassau and Suffolk in the State of New York, except as provided in paragraph (b) of this section. The New York City Defense-Rental Area is referred to hereinafter in this regulation as the "defense-rental area."

(b) *Housing to which this regulation does not apply.* This regulation does not apply to the following:

(1) *Farming tenants.* Housing accommodations situated on a farm and occupied by a tenant who is engaged for a substantial portion of his time in farming operations thereon.

(2) *Service employees.* Dwelling space occupied by domestic servants, caretakers, managers, or other employees to whom the space is provided as part or all of their compensation and who are employed for the purpose of rendering services in connection with the premises of which the dwelling space is a part.

[Subparagraph (2) amended by Am. 18, 10 F.R. 2404, effective 3–1–45]

(3) *Rooms in hotels, rooming houses, etc.* Rooms or other housing accommodations within hotels or rooming houses, or housing accommodations which have been, with the consent of the Administrator, brought under the control of the Rent Regulation for Hotels and Rooming Houses in the New York City Defense-Rental Area pursuant to the provisions of that regulation.

(4) *Structures in which more than 25 rooms are rented or offered for rent.* Entire structures or premises wherein more than 25 rooms are rented or offered for rent by any lessee, sublessee or other tenant of such entire structure or premises: *Provided,* That this regulation does apply to entire structures or premises wherein 25 or less rooms are rented or offered for rent by any lessee, sublessee or other tenant of such entire structure or premises, whether or not used by the lessee, sublessee or other tenant as a hotel or rooming house: *And provided further,* That this regulation does apply to an underlying lease of any entire structure or premises which was entered into after March 1, 1943 and prior to November 1, 1943 while such lease remains in force with no power in the tenant to cancel or otherwise terminate the lease.

(5) *Rented to National Housing Agency.* Housing accommodations rented to the United States acting by the National Housing Agency: *Provided, however,* That this regulation does apply to a sublease or other subrenting of such accommodations or any part thereof.

(6) *Resort housing—*(i) *Exemption.* Housing accommodations located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945, which were not rented during any portion of the period beginning on November 1, 1943, and ending on February 29, 1944.

This exemption shall be effective only from June 1, 1946, to September 30, 1946, inclusive.

(ii) *Exception from exemption.* The provisions of section 1 (b) (6) (i) shall not apply to housing accommodations in multiple unit buildings within the corporate limit of the City of Long Beach, New York.

[Subparagraph (6) added by Am. 16, 10 F.R. 1452, effective 2–3–45; amended by Am. 22, 11 F.R. 1774, effective 2–15–46 and Am. 25, 11 F.R. 3202, effective 3–25–46. Former subparagraph (6) added by Am. 4, 9 F.R. 2087, effective 2–22–44; expired 9–30–44]

(c) *Effect of this regulation on leases and other rental agreements.* The provisions of any lease or other rental agreement shall remain in force pursuant to the terms thereof, except insofar as those provisions are inconsistent with this regulation.

(d) *Waiver of benefit void.* An agreement by the tenant to waive the benefit of any provision of this regulation is void. A tenant shall not be entitled by reason of this regulation to refuse to pay or to recover any portion of any rents due or paid for use or occupancy prior to November 1, 1943.

SEC. 2. *Prohibition against higher than maximum rents—*(a) *General prohibition.* Regardless of any contract, agreement, lease, or other obligation heretofore or hereafter entered into, no person shall demand or receive any rent for or in connection with the use or occupancy on and after November 1, 1943 of any housing accommodations within the Defense-Rental Area higher than the maximum rents provided by this regulation; and no person shall offer, solicit, attempt or agree to do any of the foregoing. Lower rents than those provided by this regulation may be demanded or received.

[Paragraph (a) amended by Am. 11, 9 F.R. 10635, effective 9–1–44]

(b) [Revoked]

[Paragraph (b) revoked by Am. 20, 10 F.R. 11668, effective 9–15–45]

(c) *Lease with option to buy.* Where a lease of housing accommodations was entered into prior to November 1, 1943 and the tenant as a part of such lease or in connection therewith was granted an option to buy the housing accommodations which were the subject of the lease, with the further provision that some or all of the payment made under the lease should be credited toward the purchase price in the event such option is exercised, the landlord, notwithstanding any other provision of this regulation, may be authorized to receive payment made by the tenant in accordance with the provisions of such lease and in excess of the maximum rent for such housing accommodations. Such authority may be secured only by a written request of the tenant to the area rent office and shall be granted by order of the Administrator if he finds that such payments in excess of the maximum rent will not be inconsistent with the purposes of the Act or this regulation and would not be likely to result in the circumvention or evasion thereof. After entry of such order the landlord shall be authorized to demand, receive and retain payments provided by the lease in excess of the maximum rent for periods commencing on or after November 1, 1943. After entry of such order, the provisions of the lease may be enforced in accordance with law, notwithstanding any other provision of this regulation: *Provided, however,* That if at the termination of the lease the tenant shall not exercise the option to buy, the landlord may thereafter remove or evict the tenant only in accordance with the provisions of section 6 of this regulation. Nothing in this paragraph shall be construed to authorize the landlord to demand or receive payments in excess of the maximum rent in the absence of an order of the Administrator as herein provided. Where a lease of housing accommodations has been entered into on or after November 1, 1943, and the tenant as a part of such lease or in connection therewith has been granted an option to buy the housing accommodations which are the subject of the lease, the landlord, prior to the exercise by the tenant of the option to buy, shall not demand or receive payments in excess of the maximum rent, whether or not such lease allocates some portion or portions of the periodic payments therein provided as payments on or for the option to buy.

(d) *Security deposits—*(1) *General prohibition.* Regardless of any contract, agreement, lease or other obligation heretofore or hereafter entered into, no person on or after September 1, 1944 shall demand or receive a security deposit for or in connection with the use or occupancy of housing accommodations within the Defense-Rental Area or retain any security deposit received prior to or on or after September 1, 1944 except as provided in this paragraph (d). The term "security deposit," in addition to its customary meaning, includes any prepayment of rent except payment in advance of the next periodic installment of rent for a period no longer than one month but shall not include rent voluntarily prepaid subsequent to possession by a tenant under a written lease for his own convenience.

[Subparagraph (1) amended by Am. 20, 10 F.R. 11668, effective 9–15–45]

(2) *Maximum rent established under section 4 (a) or (b).* Where the maximum rent of the housing accommodations is or initially was established under section 4 (a) or (b), no security deposit shall be demanded, received, or retained except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) provided for in the lease or other rental agreement in effect on the date determining the maximum rent established under section 4 (a) or (b).

(3) *Maximum rent established under section 4 (c) or (d).* Where the maximum rent of the housing accommodations is or initially was established under section 4 (c) or (d) no security deposit shall be demanded, received, or retained except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) provided for in the lease or other rental agreement under which the accommodations were first rented or in any order heretofore or hereafter issued with reference to such security deposit. Where such lease or other rental agreement provided for a security deposit, the Administrator at any time, on his own initiative or on application of the tenant, may order a decrease in the amount of such deposit or may order its elimination.

(4) *Maximum rent established under section 4 (e).* Where the maximum rent of the housing accommodations is or initially was established under Section 4 (e), no security deposit shall be demanded or received.

(5) *Maximum rent established under section 4 (f).* Where the maximum rent of the housing accommodations is or initially was established under Section 4 (f), no security deposit shall be demanded, received, or retained.

(6) *Maximum rent established under section 4 (g) or (h).* Where the maximum rent of the housing accommodations is or initially was established under section 4 (g) or (h), no security deposit shall be demanded or received except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) provided for in the lease or other rental agreement in effect on September 1, 1944. Where such accommodations are first rented after September 1, 1944, no security deposit shall be demanded, received, or retained.

(7) *Deposits to secure the return of certain movable articles.* Notwithstanding the preceding provisions of this paragraph (d), any landlord may petition for an order authorizing the demand and receipt of a deposit to secure the return of movable articles. If the landlord shows that he has a special need therefor, the Administrator may enter an order authorizing a security deposit, not in excess of ten dollars, to secure the return of the movable articles specified in the order.

[Paragraph (d) added by Am. 11, 9 F.R. 10635, effective 9–1–44 and amended by Am. 13, 9 F.R. 12416, effective 10–12–44]

SEC. 3. *Minimum services, furniture, furnishings and equipment.* Except as set forth in section 5 (b), every landlord shall, as a minimum, provide with housing accommodations the same essential services, furniture, furnishings, and equipment as those provided on the date determining the maximum rent, and as to other services, furniture, furnishings and equipment not substantially less than those provided on such date: *Provided, however,* That where fuel oil is used to supply heat or hot water for housing accommodations, and the landlord provided heat or hot water on the date determining the maximum rent, the heat and hot water which the landlord is required to supply shall not be in excess of the amount which he can supply under any statute, regulation or order of the United States or any agency thereof which rations or limits the use of fuel oil.

SEC. 4. *Maximum rents.* Maximum rents (unless and until changed by the Administrator as provided in section 5) shall be:

(a) *Rented on March 1, 1943.* For housing accommodations rented on March 1, 1943, the rent for such accommodations on March 1, 1943.

(b) *Not rented on March 1, 1943 but rented during January or February, 1943.* For housing accommodations not rented on March 1, 1943, but rented at any time during January or February, 1943, the last rent for such accommodations during the two-month period.

(c) *First rent after March 1, 1943 but before November 1, 1943.* For housing accommodations not rented on March 1, 1943 nor during January or February, 1943, but rented prior to November 1, 1943, the first rent for such accommodations after March 1, 1943. The Administrator may order a decrease in the maximum rent as provided in section 5 (c).

(d) *Constructed or changed before November 1, 1943.* For (1) newly constructed housing accommodations without priority rating first rented after March 1, 1943 and before November 1, 1943, or (2) housing accommodations changed between those dates so as to result in an increase or decrease of the number of dwelling units in such housing accommodations, or (3) housing accommodations changed between those dates from unfurnished to fully furnished, or from fully furnished to unfurnished, or (4) housing accommodations substantially changed between those dates by a major capital improvement as distinguished from ordinary repair, replacement and maintenance, the first rent for such accommodations after such construction or change: *Provided, however,* That, where such first rent was fixed by a lease which was in force at the time of a major capital improvement, the maximum rent shall be the first rent after termination of such lease. The Administrator may order a decrease in the maximum rent as provided in section 5 (c).

(e) *First rent after November 1, 1943.* For (1) newly constructed housing accommodations without priority rating first rented on or after November 1, 1943, or (2) housing accommodations changed on or after November 1, 1943 so as to result in an increase or decrease of the number of dwelling units in such housing accommodations, or (3) housing accommodations not rented at any time between December 31, 1942 and November 1, 1943, or (4) housing accommodations changed on or after November 1, 1943 from unfurnished to fully furnished, the first rent for such accommodations after the change or on or after November 1, 1943, as the case may be. Within 30 days after so renting the landlord shall register the accommodations as provided in section 7. The Administrator may order a decrease in the maximum rent as provided in section 5 (c).

If the landlord fails to file a proper registration statement within the time specified, the rent received for any rental period commencing on or after the date of the first renting or November 1, 1943, whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by an order under section 5 (c) (1). Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of § 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to file a proper registration statement within the time specified, the order under section 5 (c) (1) may relieve the landlord of the duty to refund. Where a proper registration statement was filed before March 1, 1945, the landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator before September 1, 1945. Where a proper registration statement is filed on or after March 1, 1945, the

[1] 9 F.R. 14987.

landlord shall have the duty to refund only if the order under section 5 (c) (1) is issued in a proceeding commenced by the Administrator within three months after the date of filing of such registration statement. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to file the registration statement required by section 7.

[Above paragraph amended by Am. 18, 10 F.R. 2404, effective 3-1-45 and Am. 24, 11 F.R. 2447, effective 3-9-46]

(f) *Priority-constructed housing.* For housing accommodations newly constructed with priority rating from the United States or any agency thereof for which the rent is approved by the United States or any agency thereof prior to March 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the rent so approved, but in no event more than the rent on March 1, 1943, or, if the accommodations were not rented on that date, more than the first rent after that date: *Provided, however*, That if, prior to March 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the landlord made a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and a higher rent is approved by such agency on or after March 29, 1944, because of such increased costs of construction, the maximum rent on and after the date of such approval shall be the rent so approved: *And provided further*, That as to housing constructed with priority rating obtained prior to October 15, 1945, and in which initial occupancy occurred on or after that date, the landlord may at his option elect to have the maximum rents therefor determined under section 4 (e).

[Above paragraph amended by Am. 23, 11 F.R. 3115, effective 3-1-46]

The provisions of this paragraph (f) shall apply to the approval of rents for such housing accommodations by the United States or any agency thereof in connection with the grant of an application for priority rating filed on any of the application forms of the Office of Production Management or the War Production Board, including the September 1941 form in use by the Office of Production Management prior to the revision of this form on December 15, 1941.

The provisions of this paragraph (f) shall not apply to housing accommodations resulting from the alteration or remodeling of an existing structure.

[Paragraph (f) amended by Am. 6, 9 F.R. 3423, effective 3-29-44; and Am. 7, 9 F.R. 4028, effective 4-15-44]

(g) *Housing owned and constructed by the government.* For housing accommodations constructed by the United States or any agency thereof, or by a State of the United States or any of its political subdivisions, or any agency of the State or any of its political subdivisions, and owned by any of the foregoing, the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on March 1, 1943, as determined by the owner of such accommodations: *Provided, however*, That any corporation formed under the laws of a State shall not be considered an agency of the United States within the meaning of this paragraph. The Administrator may order a decrease in the maximum rent as provided in section 5 (c) (1).

(h) *Housing subject to rent schedule of War or Navy Department.* For housing accommodations rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department, the rents established by such rent schedule.

In the event the rents on such housing accommodations cease to be governed by the National Rent Schedule of the War or Navy Departments, the maximum rents shall be determined by the appropriate subsection of section 4. For the purpose of such determination the premises shall be considered as not rented during the period they were operated under such schedule.

[Above paragraph added by Am. 23, 11 F.R. 3115, effective 3-1-46]

SEC. 5. *Adjustments and other determinations.* In the circumstances enumerated in this section, the Administrator may issue an order changing the maximum rents otherwise allowable or the minimum services required. In those cases involving a major capital improvement, an increase or decrease in the furniture, furnishings or equipment, an increase or decrease of services, an increase or decrease in the number of subtenants or other occupants, or a deterioration, the adjustment in the maximum rent shall be the amount the Administrator finds would have been on March 1, 1943, the difference in the rental value of the housing accommodations by reason of such change: *Provided, however*, That no adjustment shall be ordered where it appears that the rent on the date determining the maximum rent was fixed in contemplation of and so as to reflect such change.

In all other cases except those under paragraphs (a) (7), (a) (12), (a) (13), (c) (6), (c) (8) and (c) (9) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943: *Provided*, That in cases under paragraphs (a) (6) and (c) (5) of this section the adjustment may be on the basis of the rental agreement in force on the date determining the maximum rent.

[Above paragraph amended by Am. 10, 9 F.R. 10190, effective 11-1-44; Am. 12, 9 F.R. 11350, effective 9-13-44, and Am. 20, 10 F.R. 11668, effective 9-15-45]

In cases involving construction, appropriate allowance shall be made for general increases in costs of construction in the defense-rental area since 1939.

[Above paragraph amended by Am. 4, Am. 5, Am. 6 and Am. 21, 10 F.R. 14399, effective 11-23-45]

In cases under paragraphs (a) (7) and (c) (6) of this section, the adjustment shall be on the basis of the rents which the Administrator finds were generally prevailing in the defense-rental area for comparable housing accommodations during the year ending on September 30, 1943.

In cases under paragraph (c) (8) of this section the adjustment shall be on the basis of the average rent during the period of occupancy of the lease or other rental agreement in effect on the date determining the maximum rent.

[Above two paragraphs amended by Am. 4, 9 F.R. 2087, effective 2-22-44; Am. 5, 9 F.R. 2087, effective 2-22-44; and Am. 6, 9 F.R. 3423, effective 3-29-44]

In cases under paragraph (c) (9) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds necessary to relieve the substantial hardship: *Provided*, That the adjustment shall not result in a maximum rent higher than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

In cases under paragraph (a) (12) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds warranted by the modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (12) of this section: *Provided*, That no decrease shall be ordered in an amount greater than the adjustment ordered under paragraph (a) (12) of this section.

[Above two paragraphs added by Am. 10, 9 F.R. 10190, effective 11-1-44]

In cases under paragraph (a) (13) of this section the adjustment shall be in the amount of the difference between the rent on the date determining the maximum rent and the rent agreed upon by the landlord and tenant as a result of a continuous process of bargaining or interrelated matters.

[Above paragraph added by Am. 12, 9 F.R. 11350, effective 9-13-44]

(a) *Grounds for increase of maximum rent.* Any landlord may file a petition for adjustment to increase the maximum rent otherwise allowable, only on the grounds that:

(1) *Major capital improvement after November 1, 1943.* There has been on or after November 1, 1943 a substantial change in the housing accommodations by a major capital improvement as distinguished from ordinary repair, replacement, and maintenance.

(2) *Change prior to March 1, 1943.* There was, on or prior to March 1, 1943, a substantial change in the housing accommodations by a major capital improvement as distinguished from ordinary repair, replacement and maintenance or a substantial increase in the services, furniture, furnishings or equipment, and the rent on March 1, 1943 was fixed by a lease or other rental agreement which was in force at the time of such change or increase.

[Subparagraph (2) amended by Am. 12, 9 F.R. 11350, effective 9-13-44]

(3) *Substantial increase in services, furniture, furnishings or equipment.* There has been a substantial increase in the services, furniture, furnishings or equipment provided with the housing accommodations since the date or order determining its maximum rent. No increase in the maximum rent shall be ordered on the ground set forth in this paragraph (a) (3) unless the increase in services, furniture, furnishings or equipment occurred with the consent of the tenant or while the accommodations were vacant: *Provided*, That an adjustment may be ordered, although the tenant refuses to consent to the increase in services, furniture, furnishings or equipment, if the Administrator finds that such increase (i) is reasonably required for the operation of a multiple dwelling structure or other structure of which the accommodations are a part or (ii) is necessary for the preservation or maintenance of the accommodations.

(4) *Special relationship between landlord and tenant.* The rent on the date determining the maximum rent was materially affected by the blood, personal or other special relationship between the landlord and the tenant and as a result was substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on March 1, 1943: *Provided*, That no adjustment under this subparagraph increasing the maximum rent shall be made effective with respect to any accommodations regularly rented to employees of the landlord while the accommodations are rented to an employee, and no petition for such an adjustment will be entertained until the accommodations have been or are about to be rented to one other than an employee.

(5) *Lease for term commencing one year or more before March 1, 1943.* There was in force on March 1, 1943, a written lease, for a term commencing on or prior to March 1, 1942, requiring a rent lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943; or the housing accommodations were not rented on March 1, 1943, but were rented during January or February, 1943 and the last rent for such accommodations during that two-month period was fixed by a written lease, for a term commencing on or prior to March 1, 1942, requiring a rent lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

(6) *Varying rents.* The rent on the date determining the maximum rent was established by a lease or other rental agreement which provided for a higher rent at other periods during the term of such lease or agreement.

[Subparagraphs (5) and (6) amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

(7) *Seasonal rents.* The rent on the date determining the maximum rent was substantially lower than at other times of year by reason of seasonal demand or seasonal variations in the rent, for such housing accommodations. In such cases the Administrator's order may if he deems it advisable provide for different maximum rents for different periods of the calendar year.

(8) *Substantial increase in occupancy.* There has been, since March 1, 1943, either (i) a substantial increase in the number of subtenants or other persons occupying the accommodations or a part thereof under a rental agreement with the tenant, or (ii) a substantial increase in the number of occupants, in excess of normal occupancy for that class of accommodations on March 1, 1943, or (iii) an increase in the number of occupants over the number contemplated by the rental agreement on the date determining the maximum rent, where the landlord on that date had a regular and definite practice of fixing different rents for the accommodations for different numbers of occupants.

(9) *Temporarily exempt from real estate taxes.* On the date determining the maximum rent the housing accommodations were temporarily exempt from real estate taxes, the landlord was passing the benefit of this tax exemption on to the tenant, and as a result the rent on that date was substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on March 1, 1943.

(10) *Priority rating granted on September 1941 application form of Office of Production Management.* The maximum rent for the housing accommodations is established under section 4 (f), the application for priority rating for the construction of the housing accommodations was filed on the September 1941 form in use by the Office of Production Management prior to the revision of this form on December 15, 1941, the landlord did not make, prior to March 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and the maximum rent for the accommodations is substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable accommodations on March 1, 1943, giving due consideration to general increases in costs of construction, if any, in the Defense-Rental Area since March 1, 1943.

This paragraph (a) (10) shall apply only to housing accommodations which were first rented prior to March 29, 1944.

[Subparagraph (10) added by Am. 6, 9 F.R. 3423, effective 3-29-44; amended by Am. 7, 9 F.R. 4028, effective 4-15-44]

(11) *Peculiar circumstances.* The rent on the date determining the maximum rent was materially affected by peculiar circumstances and as a result was substantially lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

[Subparagraph (11) added by Am. 9, 9 F.R. 8054, effective 7-17-44]

(12) *Substantial hardship from increase in property taxes or operating costs.* Substantial hardship has resulted from a substantial decrease in the net income (before interest) of the property for the current year as compared with a representative period prior to March 1, 1943, due to a substantial and unavoidable increase in property taxes or operating costs.

In proper cases increases in pay-roll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

[Above paragraphs added by Am. 26, effective 4-10-46]

For the purposes of this paragraph (a) (12) the term:

(i) "Net income (before interest)" means the amount determined by subtracting unavoidable property taxes and operating costs actually paid or accrued from total income earned.

(ii) "Property taxes and operating costs" includes all expense necessary to the operation and maintenance of the property actually paid or accrued and properly allocated, including depreciation but excluding interest.

(iii) "Property" includes one or more structures operated as a single unit or enterprise.

(iv) "Total income earned" includes rental and other income earned from the property and the rental value of housing accommodations in the property occupied without the full payment of rent.

(v) "Current year" means (*a*) the most recent full calendar or fiscal year used by the landlord, or (*b*) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however*, That the current year in all cases shall begin on or after the maximum rent date: *And provided, further*, That if allowance is requested for increases in pay roll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

[Subparagraph (v) amended by Am. 18, 10 F.R. 2404, effective 3-1-45; and Am. 26, effective 4-10-46]

This section 5 (a) (12) shall not apply to maximum rents established under section 4 (f) where the accommodations are first rented after March 1, 1943 or

to maximum rents established under section 4 (c), (d) or (e).

[Subparagraph (12) added by Am. 10, 9 F.R. 10190, effective 11–1–44; corrected 9 F.R. 10718, effective 8–31–44]

(13) *Rented to an employee of landlord.* The housing accommodations were rented to an employee of the landlord both on the date determining the maximum rent and at the time the order under this paragraph (a) (13) is issued, and after the date determining the maximum rent but prior to the effective date of regulation the landlord and tenant agreed, as the result of a continuous process of bargaining on interrelated matters, upon a wage increase and a rent increase, and the wage increase agreed upon has been put into effect.

[Subparagraph (13) added by Am. 12, 9 F.R. 11350, effective 9–13–44]

(b) *Decreases in minimum services, furniture, furnishings and equipment—(1) Decreases prior to November 1, 1943.* If, on November 1, 1943, the services provided for housing accommodations are less than the minimum services required by section 3, the landlord shall either restore and maintain such minimum services or, on or before November 30, 1943, file a petition requesting approval of the decreased service. If, on November 1, 1943, the furniture, furnishings or equipment provided with housing accommodations are less than the minimum required by section 3, the landlord shall, prior to November 30, 1943, file a written report showing the decrease in furniture, furnishings or equipment.

(2) *Decreases after November 1, 1943.* Except as above provided, the landlord shall, until the accommodations become vacant, maintain the minimum services, furniture, furnishings, and equipment unless and until he has filed a petition to decrease the services, furniture, furnishings, or equipment and an order permitting a decrease has been entered thereon; however, if it is impossible to provide the minimum services, furniture, furnishings, or equipment he shall file a petition within 10 days after the change occurs. When the accommodations become vacant the landlord may, on renting to a new tenant, decrease the services, furniture, furnishings, or equipment below the minimum, within 10 days after so renting the landlord shall file a written report showing such decrease.

(3) *Adjustment in maximum rent for decreases.* The order on any petition under this paragraph (b) may require an appropriate adjustment in the maximum rent; and any maximum rent for which a report is required by this paragraph (b) may be decreased in accordance with the provisions of section 5 (c) (3).

If the landlord fails to file the petition or report required by this paragraph (b) within the time specified, or decreases the services, furniture, furnishings, or equipment without an order authorizing such decrease where such order is required, the rent received by the landlord for any rental period commencing on or after such decrease or the effective date of regulation, whichever is later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by any order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order unless the refund is stayed in accordance with the provisions of § 1300.209 or 1300.217 of Revised Procedural Regulation No. 3. If the Administrator finds that the landlord was not at fault in failing to comply with this paragraph (b), the order may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the act for failure to comply with any requirement of this paragraph (b).

[Subparagraph (3) amended by Am. 18, 10 F.R. 2404, effective 3–1–45; corrected 10 F.R. 3014, effective 3–20–45; and Am. 24, 11 F.R. 2447, effective 3–9–46]

(c) *Grounds for decrease of maximum rent.* The Administrator at any time, on his own initiative or on application of the tenant, may order a decrease of the maximum rent otherwise allowable, only on the grounds that:

(1) *Rent higher than rents generally prevailing.* The maximum rent for housing accommodations under paragraph (c), (d), (e), or (g) of section 4 is higher than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

(2) *Substantial deterioration.* There has been a substantial deterioration of the housing accommodations other than ordinary wear and tear since the date or order determining its maximum rent.

(3) *Decrease in services, furniture, furnishings or equipment.* There has been a decrease in the minimum services, furniture, furnishings or equipment required by section 3 since the date or order determining the maximum rent.

(4) *Special relationship between landlord and tenant or peculiar circumstances.* The rent on the date determining the maximum rent was materially affected by the blood, personal, or other special relationship between the landlord and the tenant, or by peculiar circumstances, and as a result was substantially higher than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

[Subparagraph (4) amended by Am. 9, 9 F.R. 8054, effective 7–17–44]

(5) *Varying rents.* The rent on the date determining the maximum rent was established by a lease or other rental agreement which provided for a lower rent at other periods during the term of such lease or agreement: *Provided,* That this subparagraph shall not apply to cases covered by paragraph (c) (8) of this section.

[Subparagraph (5) amended by Am. 5, 9 F.R. 2087, effective 2–22–44 and Am. 20, 10 F.R. 11668, effective 9–15–45]

(6) *Seasonal rent.* The rent on the date determining the maximum rent was substantially higher than at other times of year by reason of seasonal demand, or seasonal variations in the rent, for such housing accommodations. In such cases the Administrator's order may if he deems it advisable provide for different maximum rents for different periods of the calendar year.

(7) *Substantial decrease in occupancy.* There has been a substantial decrease in the number of subtenants or other occupants since an order under paragraph (a) (8) of this section.

(8) *Rent concession.* The rent on the date determining the maximum rent was established by a lease or other rental agreement for a period of occupancy of one or more years, which provided for a rent concession during such period of occupany in the form of either a rent-free period or an abatement of rent.

[Subparagraph (8) added by Am. 5, 9 F.R. 2087, effective 2–22–44]

(9) *Modification or elimination of necessity for increase under section 5 (a) (12).* There has been a modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (12) of this section, since the order issued under that paragraph.

[Subparagraph (9) added by Am. 10, 9 F.R. 10190, effective 11–1–44]

(d) *Orders where facts are in dispute, in doubt, or not known.* If the rent on the date determining the maximum rent, or any other fact necessary to the determination of the maximum rent, or the services, furniture, furnishings or equipment provided with the accommodations on the date determining the maximum rent, is in dispute between the landlord and the tenant, or is in doubt, or is not known, the Administrator on petition of the landlord filed on or before November 30, 1943, or at any time on his own initiative, may enter an order fixing the maximum rent by determining such fact, or determining the services, furniture, furnishings and equipment provided with the accommodations on the date determining the maximum rent or both. If the Administrator is unable to ascertain such fact, or facts, he shall enter the order on the basis of the rent which he finds was generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943, and, where appropriate, may determine the services, furniture, furnishings and equipment included in such rent.

[Paragraph (d) amended by Am. 20, 10 F.R. 11668, effective 9–15–45]

(e) *Sale of underlying lease or other rental agreement.* Where housing accommodations or a predominant part thereof are occupied by one or more subtenants or other persons occupying under a rental agreement with the tenant, the tenant may petition the Administrator for leave to exercise any right he would have except for this regulation to sell his underlying lease or other rental agreement. The Administrator may grant such petition if he finds that the sale will not result, and that sales of such character would not be likely to result, in the circumvention or evasion of the Act or this regulation. He may require that the sale be made on such terms as he deems necessary to prevent such circumvention or evasion.

(f) *Interim orders.* Where a petition is filed by a landlord on one of the grounds set out in paragraph (a) or (d) of this section, or a proceeding is initiated by the Administrator under paragraph (d), the Administrator may enter an interim order increasing or fixing the maximum rent until further order, subject to refund by the landlord to the tenant of any amount received in excess of the maximum rent established by final order in such proceeding. The receipt by the landlord of any rent authorized by such interim order shall constitute an agreement by the landlord with the tenant to refund to the tenant any amount received in excess of the maximum rent established by final order. The landlord shall make such refund either by repayment in cash or, where the tenant remains in occupancy after the effective date of the final order, by deduction from the next installment of rent, or both.

[Paragraph (f) amended by Am. 2, 9 F.R. 15586, effective 11–13–43]

(g) *Adjustments in case of options to buy.* No adjustment in the maximum rent shall be ordered on the ground that the landlord, since the date or order determining the maximum rent, has, as a part of or in connection with a lease of housing accommodations, granted the tenant an option to buy the accommodations which are the subject of the lease. Where a lease of housing accommodations was in force on the date determining the maximum rent, and the landlord had on that date, as a part of or in connection with such lease, granted the tenant an option to buy the accommodations which are the subject of the lease, the Administrator may, on or after the termination of such lease, on his own initiative or on application of the tenant, enter an order fixing the maximum rent on the basis of the rents which the Administrator finds were generally prevailing in the Defense-Rental Area for comparable housing accommodations not subject to an option to buy on March 1, 1943.

SEC. 6. *Removal of tenant—(a) Restrictions on removal of tenant.* So long as the tenant continues to pay the rent to which the landlord is entitled, no tenant shall be removed from any housing accommodations, by action to evict or to recover possession, by exclusion from possession, or otherwise, nor shall any person attempt such removal or exclusion from possession, notwithstanding that such tenant has no lease or that his lease or other rental agreement has expired or otherwise terminated, and regardless of any contract, lease agreement or obligation heretofore or hereafter entered into which provides for entry of judgment upon the tenant's confession for breach of the covenants thereof or which otherwise provides contrary hereto, unless:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration, or if the lease was for a term of less than one year but more than three months and was nonseasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

[Subparagraph (1) amended by Am. 18, 10 F.R. 2404, effective 3–1–45; Am. 20, 10 F.R. 11668, effective 9–15–45 and Am. 23, 11 F.R. 3115, effective 3–1–46]

(2) *Tenant's refusal of access to landlord.* The tenant has unreasonably refused the landlord access to the housing accommodations for the purpose of inspection or of showing the accommodations to a prospective purchaser, mortgagee, or prospective mortgagee, or other person having a legitimate interest therein: *Provided, however,* That such refusal shall not be ground for removal or eviction if such inspection or showing of the accommodations is contrary to the provisions of the tenant's lease or other rental agreement; or

(3) *Violating obligation of tenancy or committing nuisance.* The tenant (i) has violated a substantial obligation of his tenancy, other than an obligation to pay rent, and has continued, or failed to cure, such violation after written notice by the landlord that the violation cease, or (ii) is committing or permitting a nuisance or is using or permitting a use of the housing accommodations for an immoral or illegal purpose; or

(4) *Subtenants on expiration of tenant's lease.* The tenant's lease or other rental agreement has expired or otherwise terminated, and at the time of termination the occupants of the housing accommodations are subtenants or other persons who occupied under a rental agreement with the tenant, and no part of the accommodation is used by the tenant as his own dwelling; or

(5) [Revoked]

[Subparagraph (5) revoked; and (6) amended by Am. 20, 10 F.R. 11668, effective 9–15–45]

(6) *Occupancy by landlord.* The landlord owned, or acquired an enforceable right to buy or the right to possession of, the housing accommodations prior to November 1, 1943, and has an immediate compelling necessity to recover possession of such accommodations for use and occupancy as a dwelling for himself, or has served during the period of the war emergency in the armed forces of the United States and in good faith seeks possession for his own occupancy. If a tenant has been removed or evicted under this paragraph (a) (6) from housing accommodations, the landlord shall file a written report on a form provided therefor before renting the accommodations or any part thereof during a period of six months after such removal or eviction.

(b) *Administrator's certificate — (1) Removals not inconsistent with act or regulation.* No tenant shall be removed or evicted on grounds other than those stated above unless, on petition of the landlord, the Administrator certifies that the landlord may pursue his remedies in accordance with the requirements of the local law. The Administrator shall so certify if the landlord establishes that removals or evictions of the character proposed are not inconsistent with the purposes of the act or this regulation and would not be likely to result in the circumvention or evasion thereof. The certificate shall authorize the pursuit of local remedies at the expiration of six months after the date of filing of the petition unless the Area Rent Director has determined that a three months' period is adequate for the purposes of the act in this area in issuing certificates under section 6 (b) (2), in which event the applicable period shall be three months. Within the discretion of the Area Rent Director the certificate may authorize the pursuit of local remedies for the removal or eviction of the tenant at a time less than six or three months, as the case may be, after the date of the filing of the petition if the petitioner establishes that unusual hardship would otherwise result, or that a lesser period in the particular case is consistent with the purposes of the regulation and the act.

[Subparagraph (1) amended by Am. 20, 10 F.R. 11668, effective 9–15–45]

(2) *Occupancy by purchaser.* A certificate shall be issued authorizing the pursuit of local remedies to remove or evict a tenant of the vendor, for occupancy by a purchaser who has acquired his rights in the housing accommodations on or after November 1, 1943, only as provided in this paragraph (b) (2).

(i) Where the Administrator finds that the payment or payments of principal made by the purchaser aggregate twenty per cent or more of the purchase price, he shall, on petition of either the vendor or purchaser issue a certificate authorizing the vendor or purchaser to pursue his remedies for removal or eviction of the tenant in accordance with the requirements of the local law. Except as herein provided and unless the Area Rent Director shall determine that a three months' period is adequate for the purposes of the act in this defense-rental area, the certificate shall authorize the pursuit of local remedies at the expiration of six months after the date of filing of the petition.

[Above paragraph amended by Am. 20, 10 F.R. 11668, effective 9–15–45]

The payment or payments of principal may be made by the purchaser conditionally or in escrow to the end that they shall be returned to the purchaser in the event the Administrator denies a petition for a certificate.

Any payments of principal made from funds borrowed for the purpose of making such payments, shall be excluded in determining whether twenty per cent of the purchase price has been paid, unless the Administrator finds that the inclusion of such payments is consistent with the purposes of this paragraph (b) (2) and would not be likely to result in the circumvention or evasion thereof.

[Above paragraph amended by Am. 18, 10 F.R. 2404, effective 3–1–45]

Where property other than the housing accommodations which are the subject

of the purchase is mortgaged or pledged to the vendor to secure any unpaid balance of the purchase price, the payment requirement shall be deemed satisfied if the value of such security, plus any payments of principal made from funds not borrowed for the purpose of making such principal payments, equal twenty per cent or more of the purchase price.

(ii) Where the Administrator finds (*a*) that equivalent accommodations are available for rent into which the tenant can move without substantial hardship or loss, or (*b*) that the vendor has or had a substantial necessity requiring the sale and that a reasonable sale or disposition of the accommodations could not be made without the removal or eviction of the tenant, or (*c*) that other special hardship would result, or (*d*) the purchaser has, during the period of the war emergency, served in the armed forces of the United States and requires possession of the accommodations for the adequate housing of himself and family, a certificate may be issued although less than twenty per cent of the purchase price has been paid and may authorize the vendor or the purchaser to pursue his remedies for removal or eviction of the tenant at a time less than six or three months as the case may be in this area after the date of filing of the petition.

[Subparagraph (ii) amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

(iii) The payment of twenty percent or more of the purchase price shall not be a condition to the issuance of a certificate under this paragraph (b) (2) where the purchaser has obtained a loan to be used in purchasing the housing accommodations which is guaranteed in whole or in part by the Administrator of Veterans' Affairs pursuant to the provisions of Title III of the Servicemen's Readjustment Act of 1944.

[Subparagraph (iii) added by Am. 14, 9 F.R. 14987, effective 12-27-44]

[Subparagraph (2) amended by Am. 8, 9 F.R. 6360, effective 6-9-44 and as otherwise noted]

(3) *Occupancy by purchaser of stock in a cooperative.* (i) This paragraph (b) (3) applies to the issuance of a certificate for occupancy of housing accommodations in a structure or premises owned or leased by a cooperative corporation or association (hereinafter called "cooperative") by a purchaser of stock or other evidence of interest (hereinafter called "stock") in such cooperative who is entitled by reason of ownership of such stock to a proprietary lease of such housing accommodations. It applies only to the issuance of a certificate authorizing the pursuit of local remedies to remove or evict one who was a tenant of the housing accommodations at the time of such purchase.

(ii) Where the cooperative was organized as such or acquired its title or leasehold interest in the structure or premises on or after February 17, 1945, or the effective date of regulation, whichever is the later, or where the purchased stock originally was issued on or after that date, no certificate shall be issued, unless on such date the cooperative was in the process of organization and the Administrator finds that substantial hardship would result from the failure to issue a certificate, or unless, at the time of issuance of the certificate, stock in the cooperative has been purchased by persons who are then tenants of at least 80% of the dwelling units in the structure or premises and are entitled by reason of stock ownership to proprietary leases of dwelling units in the structure or premises.

(iii) Where the cooperative was organized and acquired its title or leasehold interest in the structure or premises before February 17, 1945, or the effective date of regulation, whichever is the later, and on that date stock in the cooperative allocated to more than 50% of the dwelling units in the structure or premises was held by the cooperative, or by another person owning more shares than those allocated to a single dwelling unit, or both, no certificate shall be issued for occupancy by a purchaser of stock so held or owned on such date, unless, at the time of issuance of the certificate, stock in the cooperative is owned or has been purchased by persons who are then tenants of at least 80% of the dwelling units in the structure or premises and are entitled by reason of stock ownership to proprietary leases of dwelling units in the structure or premises.

(iv) In all other cases, including those excepted from paragraph (b) (3) (ii) and (iii), the issuance of a certificate shall be pursuant to paragraph (b) (2).

[Subparagraph (3) added by Am. 17, 10 F.R. 1974, effective 2-17-45]

(c) *Exceptions from section 6*—(1) *Subtenants.* The provisions of this section do not apply to a subtenant or other person who occupied under a rental agreement with the tenant, where removal or eviction of the subtenant or other such occupant is sought by the landlord of the tenant, unless under the local law there is a tenancy relationship between the landlord and the subtenant or other such occupant.

(2) *Housing subject to rent schedule of War or Navy Department.* The provisions of this section shall not apply to housing accommodations rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department.

(3) *One or two occupants in landlord's residence.* The provisions of this section shall not apply to an occupant of a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord rents to not more than two occupants within such residence.

(4) *Renting to family in landlord's residence.* The provisions of this section shall not apply to a family which on or after August 1, 1943 moves into a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord does not rent to any persons within such residence other than those in the one family.

(5) *Relocation of temporary housing by National Housing Agency.* Provisions of this section shall not apply to temporary or movable housing accommodations under the jurisdiction of the National Housing Agency which have been placed in a terminated status by the National Housing Administrator for relocation in another area for the purposes and objectives of Title 5 Public Law 849 (76th Congress), as amended, (Lanham Act).

[Subparagraph (5) added by Am. 23, 11 F.R. 3115, effective 3-1-46]

(d) *Notices required*—(1) *Notices prior to action to remove tenant.* Every notice to a tenant to vacate or surrender possession of housing accommodations shall state the ground under this section upon which the landlord relies for removal or eviction of the tenant. A written copy of such notice shall be given to the area rent office within 24 hours after the notice is given to the tenant.

No tenant shall be removed or evicted from housing accommodations by court process or otherwise, on any ground other than nonpayment of rent, unless at least ten days prior to the time specified for surrender of possession and to the commencement of any action for removal or eviction, the landlord has given written notices of the proposed removal or eviction to the tenant and to the area rent office, stating the ground under his section upon which such removal or eviction is sought and specifying the time when the tenant is required to surrender possession.

The provisions of this paragraph (d) (1) shall not apply where a certificate has been issued by the Administrator pursuant to the provisions of paragraph (b) of this section.

[Subparagraph (1) amended by Am. 1, 8 F.R. 14814, effective 11-1-43]

(2) *Notices at time of commencing action to remove tenant.* At the time of commencing any action to remove or evict a tenant, including an action based upon nonpayment of rent, the landlord shall give written notice thereof to the area rent office stating the title of the case, the number of the case where that is possible, the court in which it is filed, the name and address of the tenant, and the ground under this section on which removal or eviction is sought.

(e) *Local law.* No provision of this section shall be construed to authorize the removal of a tenant unless such removal is authorized under the local law.

SEC. 7. *Registration*—(a) *Registration requirements.* On or before December 15, 1943, or within 30 days after the property is first rented, whichever date is the later, every landlord of housing accommodations rented or offered for rent shall file in the area rent office a form provided by the area rent office for this purpose. The form shall identify each dwelling unit and shall specify the maximum rent provided by this regulation for such dwelling unit and shall contain such other information as the Administrator shall require.

Where, since the filing of the registration statement but prior to May 5, 1945, there has been a change in the identity of the landlord, by transfer of title or otherwise, the present landlord, on or before May 31, 1945, shall file a notice of such change on a form provided for that purpose, to be known as a notice of change in identity. Where such change occurs on or after May 5, 1945, or the effective date of regulation, whichever is the later, the new landlord shall file such notice within thirty days after the change: *Provided,* That this sentence shall not apply where a petition has been filed under section 6 (b) (2) seeking a certificate for occupancy by the new landlord. If the new landlord indicates on the notice of change in identity that he has not obtained the landlord's copy of the original registration statement, the Administrator shall cause to be prepared and delivered to him a true copy of said original, which may be used to satisfy all requirements of this paragraph (a).

[Above paragraph amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

Any notice, order or other process or paper directed to the person named on the registration statement as the landlord at the address given thereon, or, where a notice of change in identity has been filed, to the person named as landlord and at the address given in the most recent such notice, shall, under the circumstances prescribed in Revised Procedural Regulation No. 3,[1] constitute notice to the person who is then the landlord.

[Above two paragraphs added by Am. 19, 10 F.R. 5090, effective 5-5-45]

The provisions of this section shall be applicable to any housing accommodations whose maximum rent is determined under section 4 (g), on its sale by the owning agency, and within thirty days after the sale of such accommodations the new landlord shall file a registration statement as provided in subsection (a) of this section: *Provided, however,* That if the housing accommodations are sold to the United States or a state of the United States or any of its political subdivisions, or any agency of the foregoing, subsection (c) of this section shall continue to be applicable.

[Above paragraph added by Am. 23, 11 F.R. 3115, effective 3-1-46]

[Paragraph (a) amended by Am. 3, 8 F.R. 16219, effective 11-29-43 and as otherwise noted]

(1) *Notice of maximum rent.* The landlord shall prepare the form known as "Notice of Maximum Rent" if the maximum rent for the dwelling unit is determined under paragraph (a) of section 4. The landlord shall prepare the notice in duplicate and shall send one copy to the tenant and one copy to the area rent office.

(2) *Registration statement.* The landlord shall prepare the form known as "Registration Statement" if the maximum rent for the dwelling unit is determined under paragraph (b), (c), (d), (e), or (f) of section 4. The landlord shall prepare the Registration Statement in triplicate and shall send the three copies to the area rent office. The Administrator shall retain one copy on file, and he shall cause one copy to be delivered to the tenant and one copy, stamped to indicate that it is a correct copy of the original, to be returned to the landlord.

(3) *Change in tenancy.* Within five days after renting to a new tenant, the landlord shall file a form provided by the area rent office for this purpose. The landlord shall state the maximum rent for the dwelling unit, and he shall obtain the new tenant's signature on this form.

(b) *Receipt for amount paid.* No payment of rent need be made unless the landlord tenders a receipt for the amount to be paid.

(c) *Exceptions from registration requirements*—(1) *Housing under section 4 (g).* The provisions of this section shall not apply to housing accommodations under section 4 (g). The owner of such housing accommodations shall file a schedule or schedules, setting out the maximum rents for all such accommodations in the Defense-Rental Area and containing such other information as the Administrator shall require. A copy of such schedule or schedules shall be posted by the owner in a place where it will be available for inspection by the tenants of such housing accommodations.

(2) *Housing subject to rent schedule of War or Navy Department.* The provisions of this section shall not apply to housing accommodations rented to either Army or Navy personnel, including any civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department.

SEC. 8. *Inspection.* Any person who rents or offers for rent or acts as a broker or agent for the rental of housing accommodations and any tenant shall permit such inspection of the accommodations by the Administrator as he may, from time to time, require.

SEC. 9. *Evasion*—(a) *General.* The maximum rents and other requirements provided in this regulation shall not be evaded, either directly or indirectly, in connection with the renting or leasing or the transfer of a lease of housing accommodations, by way of absolute or conditional sale, sale with purchase money or other form of mortgage, or sale with option to repurchase, or by modification of the practices relating to payment of commissions or other charges or by modification of the services furnished with housing accommodations, or by tying agreement, or otherwise.

(b) *Purchase of property as condition of renting.* Specifically, but without limitation on the foregoing, no person shall require a tenant or prospective tenant to purchase or agree to purchase furniture or any other property as a condition of renting housing accommodations unless the prior written consent of the Administrator is obtained.

[Paragraph (b) amended by Am. 20, 10 F.R. 11668, effective 9-15-45]

[Sec. 9 amended by Am. 15, 10 F.R. 331, effective 1-10-45 and as otherwise noted]

SEC. 10. *Enforcement.* Persons violating any provision of this regulation are subject to criminal penalties, civil enforcement actions and suits for treble damages as provided for by the Act.

SEC. 11. *Procedure.* All registration statements, reports and notices provided for by this regulation shall be filed with the area rent office. All landlord's petitions and tenant's applications shall be filed with such office in accordance with Revised Procedural Regulation No. 3.[2] (§§ 1300.201 to 1300.253, inclusive).

SEC. 12. *Petitions for amendment.* Persons seeking any amendment of general applicability to any provision of this regulation may file petitions therefor in accordance with Revised Procedural Regulation No. 3 (§§ 1300.201 to 1300.253, inclusive).

SEC. 13. *Definitions.* (a) When used in this regulation the term:

(1) "Act" means the Emergency Price Control Act of 1942.

(2) "Administrator" means the Price Administrator of the Office of Price Administration, or the Rent Director or such other person or persons as the Administrator may appoint or designate to carry out any of the duties delegated to him by the Act.

(3) "Rent Director" means the person designated by the Administrator as director of the Defense-Rental Area or such person or persons as may be designated to carry out any of the duties delegated to the Rent Director by the Administrator.

(4) "Area rent office" means the office of the Rent Director in the Defense-Rental Area.

(5) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(6) "Housing accommodations" means any building, structure, or part thereof, or land appurtenant thereto, or any other real or personal property rented or offered for rent for living or dwelling purposes, together with all privileges, services, furnishings, furniture, equipment, facilities and improvements connected with the use or occupancy of such property.

(7) "Services" include repairs, decorating and maintenance, the furnishing of light, heat, hot and cold water, telephone, elevator service, window shades, and storage, kitchen, bath, and laundry facilities and privileges, maid service, linen service, janitor service, the removal of refuse and any other privilege or facility connected with the use or occupancy of housing accommodations.

(8) "Landlord" includes an owner, lessor, sublessor, assignee or other person receiving or entitled to receive rent for the use or occupancy of any housing accommodations, or an agent of any of the foregoing.

[1] 9 F.R. 10484.

(9) "Tenant" includes a subtenant, lessee, sublessee, or other person entitled to the possession or to the use or occupancy of any housing accommodations.

(10) "Rent" means the consideration, including any bonus, benefit, or gratuity, demanded or received for or in connection with the use or occupancy of housing accommodations or the transfer of a lease of such accommodations.

[Subparagraph (10) amended by Am. 11, 9 F.R. 10635, effective 9-1-44]

(11) "Hotel" means any establishment generally recognized as such in its community, containing more than 50 rooms and used predominantly for transient occupancy.

(12) "Rooming house" means, in addition to its customary usage, a building or portion of a building other than a hotel in which a furnished room or rooms not constituting an apartment are rented on a short-time basis of daily, weekly, or monthly occupancy to more than two paying tenants not members of the landlord's immediate family. The term includes boarding houses, dormitories, auto camps, trailers, residence clubs, tourist homes or cabins, and all other establishments of a similar nature.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used in this regulation.

Effective date. This regulation shall become effective November 1, 1943. [This regulation originally issued October 8, 1943]

[Effective dates of amendments are shown in notes following parts affected.]

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6059; Filed, Apr. 10, 1946; 4:30 p. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 14]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. Section 2 (c) is amended by adding the following to the list of commodities thereunder:

Wooden picture frame mouldings.

2. Section 4 (a) is amended to read as follows:

(a) *Electrical equipment as follows—*
(1) *Miscellaneous electrical equipment.*

Batteries, wet-cell electric storage, when sold by a manufacturer to a brand owner.
Bells (including tubular tower bells) upon which musical selections are played.
Bi-metallic strips.
Lighting fixtures, especially designed and built for individual installation, excluding modifications of standard items.
Peals of bells or chimes of bells when designed for installation in the towers of religious, educational or similar institutions.
Radio tubes and radio parts when sold by a manufacturer to a brand owner for replacement purposes only.
X-ray equipment and supplies, exclusive of X-ray tubes.

(2) *Obsolete radio parts and tubes.* The provisions of this paragraph apply only to sales of radio parts which were specifically designed for incorporation in radio sets produced before 1941 by particular radio set manufacturers, which have not been produced for incorporation in any radio receiving sets since December 31, 1940, and which are resold by the radio set manufacturer for replacement of parts in sets produced prior to the year 1941; and to radio tubes which were specifically designed for incorporation in radio receiving sets produced prior to the year 1941 and which have not been produced for incorporation in any radio receiving sets since December 31, 1941.

A manufacturer of radio receiving sets who manufactured radio receiving sets prior to the year 1941 may apply to the Office of Price Administration, Machinery Branch, Washington 25, D. C., for exemption from price control of sales to the applicant of specified quantities of specified radio parts and radio tubes covered by the provisions of this paragraph. The application shall set forth the specific quantity of specified parts and tubes for which the manufacturer requests exemption. OPA will acknowledge, in writing, receipt of the application, and, unless OPA gives to the manufacturer written or telegraphic notice to the contrary within ten (10) working days, excluding Saturdays, Sundays and legal holidays, after the acknowledgment of the receipt, sales to the applicant of the specified radio parts and tubes in the quantities specified in the application shall be exempted from price control. No filing of requests for exemptions under this paragraph (a) (2) is required with respect to any radio tubes or radio parts exempted under paragraph (a) (1).

Every radio set manufacturer whose application for exemption under this paragraph results in exemption from price control of sales of specified radio parts and tubes under the provisions of this section shall state, in writing, to his supplier that the sale of such parts or tubes in the quantities stated in the application have been exempted from price control.

3. Section 6 is amended by adding the following paragraph (b):

(b) *Automobiles.*

Automobiles of all sizes, specially designed and manufactured for racing.
Passenger automobiles, electrically powered.

4. Section 8 (a) (2) is amended by adding the following to the list of commodities thereunder:

Deodorizers for use in ice boxes and refrigerators only.
Floor sweeping compounds.
Meat tenderizers.

5. Section 8 (b) is amended by adding the following to the list of commodities thereunder:

Fishnet bladders.
Seine buoys.

6. Section 15 (b) is amended by changing the item beginning "Printed paper commodities . . ." to read as follows:

Printed paper commodities listed in Appendix A and printing and other services listed in Appendix B of MPR 225, except such services that are performed by persons engaged in the business of typesetting, plate making or rendering related services or any combination thereof in connection with the manufacture and/or sales of all other paper and paperboard products covered by such maximum price regulations as 129, 187, 307, 459, 463, 480.

7. Section 16 (a) is amended by adding the following to the list of commodities thereunder:

Thebromine, refined.

8. Section 16 is amended by adding the following paragraph (c):

(c) *Cosmetic products as follows:*
Cold wave solutions.
Cologne.
Cosmetic stockings.
Cuticle removers.
Eye mascaras and shadows.
Eyebrow dyes.
Eyebrow pencils.
Eyelash dyes.
Hair bleaches (except peroxide, so labeled).
Hair dyes.
Hair lacquers.
Liquid wave sets.
Perfume.
Permanent wave creams.
Permanent wave solutions and lotions.
Powdered wave sets.
Toilet water.

This amendment shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6050; Filed, Apr. 10, 1946; 4:28 p. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 24]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respect:

In section 2 (a) (1), the termination date named for "White Flesh Table Stock Potatoes (domestic and imported), except Certified and War Approved Seed Potatoes as defined in Revised Maximum Price Regulation No. 492" is amended to read June 26, 1946.

This amendment shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 9, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6051; Filed, Apr. 10, 1946; 4:28 p. m.]

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640.

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, N. Y. C. Area,[1] Incl. Amdts. 1-24]

NEW YORK CITY AREA

This compilation of Hotels and Rooming Houses in the New York City area includes Amendment 24, effective April 10, 1946. The text added or amended by Amendment 24 is underscored.

§ 1388.1291 *Rent regulation for hotels and rooming houses in New York City Defense-Rental Area.* The Rent Regulation for Hotels and Rooming Houses in the New York City Defense-Rental Area is annexed hereto and made a part hereof.

Sec.
1. Scope of this regulation.
2. Prohibition.
3. Minimum services, furniture, furnishings, and equipment.
4. Maximum rents.
5. Adjustments and other determinations.
6. Removal of tenant.
7. Registration and records.
8. Inspection.
9. Evasion.
10. Enforcement.
11. Procedure.
12. Petitions for amendment.
13. Definitions.

AUTHORITY: § 1388.1291 issued under 56 Stat. 23, 765.

SECTION 1. *Scope of this regulation—*(a) *Rooms in hotels and rooming houses in the New York City Defense-Rental Area.* This regulation applies to all rooms in hotels and rooming houses in the New York City Defense-Rental Area, consisting of the City of New York (including the Boroughs of Bronx, Brooklyn, Manhattan, Queens, and Richmond) and the Counties of Nassau and Suffolk in the State of New York, except as provided in paragraph (b) of this section. The New York City Defense-Rental Area is referred to hereinafter in this regulation as the "Defense-Rental Area."

(b) *Housing to which this regulation does not apply.* This regulation does not apply to the following:

(1) *Farming tenants.* Rooms situated on a farm and occupied by a tenant who is engaged for a substantial portion of his time in farming operations thereon.

(2) *Service employees.* Dwelling space occupied by domestic servants, caretakers, managers, or other employees to whom the space is provided as part or all of their compensation and who are employed for the purpose of rendering services in connection with the premises of which the dwelling space is a part.

[Subparagraph (2) amended by Am. 18, 10 F.R. 2406, effective 3-1-45]

(3) *Charitable or educational institutions.* Rooms in hospitals, or rooms of charitable or educational institutions used in carrying out their charitable or educational purposes.

(4) *Entire structures used as hotels or rooming houses.* Entire structures or premises used as hotels or rooming houses, as distinguished from the rooms within such hotels or rooming houses.

(5) *Non-profit clubs.* Rooms in a bona fide club certified by the Administrator as exempt. The Administrator shall so certify if, on written request of the landlord, he finds that the club (i) is a non-profit organization and is recognized as such by written statement of the Bureau of Internal Revenue, (ii) rents rooms only to members, bona fide guests of members, and members of bona fide clubs with which the club has reciprocal arrangements for the exchange of privileges, and (iii) is otherwise operated as a bona fide club.

[Subparagraph (5) aded by Am. 16, 10 F.R. 324, effective 1-10-45. Original subparagraph (5) added by Am. 5, 9 F.R. 2086, effective 2-22-44, and expired 9-30-44]

(6) *College fraternity or sorority houses.* Rooms in a bona fide college fraternity or sorority house certified by the Administrator as exempt. The Administrator shall so certify if, on written request of the landlord, he finds that the fraternity or sorority is a bona fide organization operated for the benefit of students and not for profit as a commercial or business enterprise. This exemption shall not apply when the rooms are rented to persons who are not members of the fraternity or sorority.

[Subparagraph (6) added by Am. 16, 10 F.R. 324, effective 1-10-45]

(7) *Resort housing.* Rooms located in a resort community and customarily rented or occupied on a seasonal basis prior to October 1, 1945, which were not rented during any portion of the period beginning on November 1, 1943 and ending on February 29, 1944.

[Subparagraph (7) added by Am. 17, 10 F.R. 1452, effective 2-3-45; amended by Am. 23, 11 F.R. 2773, effective 3-15-46]

(c) *Effect of this regulation on leases and other rental agreements.* The provisions of any lease or other rental agreement shall remain in force pursuant to the terms thereof, except insofar as those provisions are inconsistent with this regulation.

(d) *Waiver of benefit void.* An agreement by the tenant to waive the benefit of any provision of this regulation is void. A tenant shall not be entitled by reason of this regulation to refuse to pay or to recover any portion of any rents due or paid for use or occupancy prior to November 1, 1943.

(e) *Election by landlord to bring housing under this regulation.* Where a building or establishment which does not come within the definitions of a hotel or rooming house contains one or more furnished rooms or other furnished housing accommodations rented on a daily, weekly or monthly basis, the landlord may, with the consent of the Administrator, elect to bring all housing accommodations within such a building or establishment under the control of this regulation. A landlord who so elects shall file a registration statement under this regulation for all such housing accommodations accompanied by a written request to the Administrator to consent to such election.

If the Administrator finds that the provisions of this regulation establishing maximum rents are better adapted to the rental practices for such building or establishment than the provisions of the Rent Regulation for Housing in the New York City Defense-Rental Area, he shall consent to the landlord's election. Upon such consent, all housing accommodations within such building or establishment which are or hereafter may be rented or offered for rent shall become subject to the provisions of this regulation, and shall be considered rooms within a rooming house for the purposes of the provisions relating to eviction.

The landlord may at any time, with the consent of the Administrator, revoke his election, and thereby bring under the control of the Rent Regulation for Housing in the New York City Defense-Rental Area all housing accommodations previously brought under this regulation by such election. He shall make such revocation by filing a registration statement or statements under the Rent Regulation for Housing in the New York City Defense-Rental Area, including in such registration statement or statements all housing accommodations brought under this regulation by such election. Such registration statement or statements shall be accompanied by a written request to the Administrator to consent to such revocation. The Administrator may defer action on such request if he has taken or is about to take action to decrease the maximum rents of any housing accommodations within such building or establishment. If the Administrator finds that the revocation so requested will not result in substantial increases in the maximum rents of housing accommodations affected by such revocation, he shall give such consent. Upon such consent, all housing accommodations affected by such revocation shall become subject to the provisions of the Rent Regulation for Housing in the New York City Defense Rental Area.

SEC. 2. *Prohibition—*(a) *Prohibition against higher than maximum rents.* Regardless of any contract, agreement, lease or other obligation heretofore or hereafter entered into, no person shall demand or receive any rent for or in connection with the use or occupancy on and after November 1, 1943 of any room in a hotel or rooming house within the Defense-Rental Area higher than the maximum rents provided by this regulation; and no person shall offer, solicit,

[1] 10 F.R. 324.

attempt, or agree to do any of the foregoing. Lower rents than those provided by this regulation may be demanded or received.

[Paragraph (a) amended by Am. 12, 9 F.R. 10633, effective 9-1-44]

(b) *Terms of occupancy*—(1) *Tenant not required to change term of occupancy.* No tenant shall be required to change his term of occupancy.

(2) *Term of occupancy during June, 1943.* Where, during June, 1943, a room was rented or offered for rent for a weekly or monthly term of occupancy, the landlord shall continue to offer the room for rent for that term of occupancy except that he is not required to rent for that term more than the greatest number of rooms which were rented for the term at any one time during June, 1943. However, if, during the year ending on June 30, 1943, a landlord had regular and definite seasonal practices with reference to the renting of rooms on a weekly or monthly basis, he may request the Administrator to approve such practices. When approval is given the landlord shall offer rooms for rent for weekly and monthly terms of occupancy pursuant to the practices so approved. The Administrator may withdraw approval at any time if he finds that the landlord has failed to conform to such practices, or if he finds that the effects of the approval are inconsistent with the Act or this regulation or are likely to result in the circumvention or evasion thereof.

(3) *Request by tenant to change term of occupancy.* Any tenant on a daily or weekly term of occupancy shall on request be permitted by the landlord to change to a weekly or monthly term unless the landlord is then renting for such term a number of rooms equal to the number which he is required to rent for that term under subparagraph (2). If the room occupied by such tenant was not rented or offered for rent for such term during June, 1943, the landlord may transfer the tenant to a room, as similar as possible, which was so rented or offered for rent.

[Subparagraphs (2) and (3) amended by Am. 4, 8 F.R. 16893, effective 12-16-43]

(4) [Revoked.]

[Subparagraph (4) added by Am. 8, 9 F.R. 5003, effective 5-12-44; revoked by Am. 22, 10 F.R. 15212, effective 12-21-45]

(5) *Weekly and monthly terms of occupancy 50% or less.* A landlord who is required to rent for weekly or monthly terms of occupancy 50% or less of the rooms in the establishment, under subparagraph (2) of this paragraph, may petition the Administrator to be relieved of such requirement. Upon issuance of an order granting such petition, the provisions of subparagraphs (2) and (3) of this paragraph no longer shall apply to the rooms in the establishment; but, unless otherwise provided in the order, the maximum rent for a weekly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than 10 days, and the maximum rent for a monthly term of occupancy shall apply where, after the date of issuance of the order, a tenant remains in occupancy for a continuous period of more than thirty days, regardless of whether the tenant occupies the same room in the establishment during the specified period. The maximum rent on a weekly or monthly basis, as the case may be, shall apply from the date of issuance of the order or the date on which occupancy commenced, whichever is the later.

[Above paragraph amended by Am. 22]

If the landlord establishes that it was not his practice, during a reasonable period prior to November 1, 1943, to rent on a weekly basis, the order shall provide only for the application of the maximum monthly rent after thirty days' occupancy pursuant to the foregoing provisions. If the landlord establishes that it was not his practice, during such period, to rent on a monthly basis, the order shall provide only for the application of the maximum weekly rent pursuant to the foregoing provisions.

The order of the Administrator granting the landlord's petition may fix maximum rents for weekly and monthly terms of occupancy and for different numbers of occupants for those terms pursuant to section 4 (g). Immediately upon issuance of the order, the landlord shall post maximum rents established for weekly and monthly terms of occupancy in the manner provided by section 7 (b), to the extent that the order requires the application of such rents, or in lieu thereof shall in a manner approved by the Area Rent Director, post advice that maximum rents for weekly or monthly terms of occupancy required by the order may be obtained from the landlord on request.

[Above paragraph amended by Am. 21, 10 F.R. 11071, effective 9-1-45]

The Administrator may revoke the order at any time if he finds that its effect is inconsistent with the purposes of the act of this regulation or is likely to result in the circumvention or evasion thereof.

[Subparagraph (5) added by Am. 8, 9 F.R. 5003, effective 5-12-44; amended by Am. 15, 9 F.R. 14239, effective 12-2-44]

(6) If the landlord's duty under subparagraph (2), with reference to a room is in dispute, or in doubt, or not known, the Administrator, at any time on his own initiative may issue an order determining the necessary facts and establishing such duty; or, if the Administrator is unable to ascertain the necessary facts, he may issue an order pursuant to subparagraph (7).

(7) Where subparagraph (2) does not require the offering of a room on a weekly or monthly basis, or where the Administrator is unable to ascertain the facts necessary to establish the landlord's duty under that paragraph, he may at any time on his own initiative issue an order requiring the room to be offered for rent for a weekly or monthly term of occupancy, or both. The Administrator may issue such orders if he finds that, during a reasonable period prior to the time the proceeding hereunder is commenced, the room has been rented under circumstances which make appropriate the application of weekly or monthly rents. In determining whether the landlord shall be required to offer the room on a weekly basis, or on a monthly basis, or both, the Administrator will consider the practices which prevailed in the defense-rental area for similar accommodations during a reasonable period prior to November 1, 1943.

Upon issuance of such an order, the room shall be offered for rent on a weekly or monthly basis, or both, as the order may require, for each number of occupants, for which it is offered by the landlord for any other term of occupancy. A tenant of the room on a daily or weekly basis shall on request be permitted by the landlord to change to any term of occupancy which the landlord is required to offer pursuant to the order.

[Subparagraphs (6) and (7) added by Am. 15, 9 F.R. 14239, effective 12-2-44]

(c) *Security deposits* — (1) *General prohibition.* Regardless of any contract, agreement, lease or other obligation heretofore or hereafter entered into, no person on or after September 1, 1944, shall demand or receive a security deposit for or in connection with the use or occupancy of any room in a hotel or rooming house within the defense-rental area or retain any security deposit received prior to or on or after September 1, 1944, except as provided in this paragraph (c). The term "security deposit", in addition to its customary meaning, includes any prepayment of rent except payment in advance of the next periodic installment of rent for a period no longer than one month but shall not include rent voluntarily prepaid subsequent to possession by a tenant under a written lease for his own convenience.

[Paragraph (c) added by Am. 12, 9 F.R. 10633, effective 9-1-44; amended by Am. 14, 9 F.R. 12415, effective 10-12-44 and Am. 22, 10 F.R. 15212, effective 12-21-45]

SEC. 3. *Minimum services, furniture, furnishings, and equipment.* Except as set forth in section 5(b), every landlord shall, as a minimum, provide with a room the same essential services, furniture, furnishings and equipment as those provided on the date or during the thirty-day period determining the maximum rent, and as to other services, furniture, furnishings and equipment not substantially less than those provided on such date or during such period: *Provided, however,* That where fuel oil is used to supply heat or hot water for a room, and the landlord provided heat or hot water on the date or during the thirty-day period determining the maximum rent, the heat and hot water which the landlord is required to supply shall not be in excess of the amount which he can supply under any statute, regulation or order of the United States or any agency thereof which rations or limits the use of fuel oil.

SEC. 4. *Maximum rents.* This section establishes separate maximum rents for different terms of occupancy (daily, weekly or monthly) and numbers of occupants of a particular room. Maximum rents for rooms in a hotel or rooming house (unless and until changed by the Administrator as provided in section 5) shall be:

(a) *Rented or regularly offered during maximum rent period.* For a room rented or regularly offered for rent during the thirty days ending on March 1, 1943, the highest rent for each term or number of occupants for which the room was rented during that thirty-day period, or, if the room was not rented or was not rented for a particular term or number of occupants during that period, the rent for each term or number of occupants for which it was regularly offered during such period.

(b) *First rented or regularly offered after maximum rent period.* For a room neither rented nor regularly offered for rent during the thirty days ending on March 1, 1943, the highest rent for each term or number of occupants for which the room was rented during the thirty days commencing when it was first offered for rent after March 1, 1943; or, if the room was not rented or was not rented for a particular term or number of occupants during that period, the rent for each term or number of occupants for which it was regularly offered during such period.

(c) *First rent after March 1, 1943 where no maximum rent established under* (a) *or* (b). For a room rented for a particular term or number of occupants for which no maximum rent is established under paragraphs (a) or (b) of this section the first rent for the room after March 1, 1943 for that term and number of occupants, but no more than the maximum rent for similar rooms for the same term and number of occupants in the same hotel or rooming house.

(d) *Rooms constructed and owned by the government.* For a room constructed by the United States or any agency thereof, or by a State of the United States or any of its political subdivisions, or any agency of the State or any of its political subdivisions, and owned by any of the foregoing, the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on March 1, 1943, as determined by the owner of such room: *Provided, however,* That any corporation formed under the laws of a State shall not be considered an agency of the United States within the meaning of this paragraph. The Administrator may order a decrease in the maximum rent as provided in section 5 (c) (1).

(e) *Meals with room.* For a room with which meals were provided during the thirty-day period determining the maximum rent without separate charge therefor, the rent apportioned by the landlord from the total charge for the room and meals. The landlord's apportionment shall be fair and reasonable and shall be reported in the registration statement for such room. The Administrator at any time on his own initiative or on application of the tenant may by order decrease the maximum rent established by such apportionment, if he finds that the apportionment was unfair or unreasonable.

Every landlord who provides meals with accommodations shall make separate charges for the two. No landlord shall require the taking of meals as a condition of renting any room unless the room was rented or offered for rent on that basis on March 1, 1943.

(f) *Rooms subject to rent schedule of War or Navy Department.* For a room rented to either Army or Navy personnel including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department, the rents established by such rent schedule.

(g) *Rent fixed by order of Administrator.* For a room for a particular term or number of occupants for which no maximum rent has been established under any other provision of this regulation, the rent fixed by order of the Administrator as provided in this paragraph (g).

The Administrator at any time on his own initiative or on petition of the landlord may enter an order fixing the maximum rent and specifying the minimum services for a room for a particular term or number of occupants for which no maximum rent has been established prior to issuance of the order under any other provision of this regulation. Such maximum rent shall be fixed on the basis of the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on the maximum rent date.

[Paragraph (g) added by Am. 8, 9 F.R. 5003, effective 5-12-44]

SEC. 5. *Adjustments and other determinations.* In the circumstances enumerated in this section, the Administrator may issue an order changing the maximum rents otherwise allowable or the minimum services required.

In those cases involving a major capital improvement, an increase or decrease in services, furniture, furnishings or equipment, or a deterioration, the adjustment in the maximum rent shall be the amount the Administrator finds would have been on March 1, 1943 the difference in the rental value of the housing accommodations by reason of such change: *Provided, however,* That no adjustment shall be ordered where it appears that the rent on the date or during the thirty-day period determining the maximum rent was fixed in contemplation of and so as to reflect such change.

In all other cases, except those under paragraphs (a) (7), (a) (9), (c) (4), (c) (5), and (c) (6) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943: *Provided,* That in cases under paragraph (a) (6) of this section the adjustment may be on the basis of the rental agreement in force during the thirty-day period determining the maximum rent.

[Above paragraph amended by Am. 22, 10 F.R. 15212, effective 12-21-45]

In cases under paragraph (a) (9) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds necessary to relieve the substantial hardship: *Provided,* That the adjustment shall not result in a maximum rent higher than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

In cases under paragraph (c) (6) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds warranted by the modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (9) of this section: *Provided,* That no decrease shall be ordered in an amount greater than the adjustment ordered under paragraph (a) (9) of this section.

In cases involving construction, appropriate allowance shall be made for general increases in costs of construction in the Defense-Rental Area since 1939.

[Above paragraph amended by Am. 22]

In cases under paragraphs (a) (7) and (c) (4) of this section, the adjustment shall be on the basis of the rents which the Administrator finds were generally prevailing in the defense-rental area for comparable housing accommodations during the year ending on March 1, 1943.

In cases under paragraph (c) (5) of this section the adjustment shall be on the basis of the average rent during the period of occupancy of the lease or other rental agreement in effect on the date determining the maximum rent.

[Above paragraphs amended by Am. 5, 9 F.R. 2086, effective 2-22-44; Am. 6, 9 F. R. 2086, effective 2-22-44; Am. 7, 9 F.R. 3422, effective 3-29-44; Am. 10, 9 F.R. 9428, effective 8-3-44; and Am. 11, 9 F. R. 10191, effective 11-1-44]

(a) *Grounds for increase of maximum rents.* Any landlord may file a petition for adjustment to increase the maximum rent otherwise allowable, only on the ground that:

(1) *Major capital improvement since maximum rent period.* There has been, since the thirty-day period or the order determining the maximum rent for the room, a substantial change in the room by a major capital improvement as distinguished from ordinary repair, replacement, and maintenance.

(2) *Change prior to March 1, 1943.* There was, on or prior to the maximum rent date, a substantial change in the room by a major capital improvement as distinguished from ordinary repair, replacement and maintenance or a substantial increase in services, furniture, furnishings or equipment, and the rent during the thirty-day period ending on March 1, 1943 was fixed by a lease or other rental agreement which was in force at the time of such change or increase.

[Subparagraph (2) amended by Am. 13, 9 F.R. 11334, effective 9-13-44]

(3) *Substantial increase in services, furniture, furnishings, or equipment.* There has been a substantial increase in the services, furniture, furnishings or equipment provided with the room since the thirty-day period or the order determining its maximum rent.

(4) *Special relationship between landlord and tenant.* The rent during the thirty-day period determining the maximum rent was materially affected by the blood, personal or other special relation-

ship between the landlord and the tenant, or by an allowance or discount to a tenant of a class of persons to whom the landlord regularly offered such an allowance or discount, and as a result was substantially lower than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on March 1, 1943.

(5) *Lease for term commencing on or prior to March 1, 1942.* There was in force on March 1, 1943, a written lease, for a term commencing on or prior to March 1, 1942, requiring a rent lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

(6) *Varying rents.* The rent during the thirty-day period determining the maximum rent was established by a lease or other rental agreement which provided for a higher rent at other periods during the term of such lease or agreement.

[Subparagraphs (5) and 6) corrected, 8 F.R. 14617; Amended by Am. 22, 10 F.R. 15212, effective 12–21–45]

(7) *Seasonal demand.* The rent during the thirty-day period determining the maximum rent for the room was substantially lower than at other times of year by reason of seasonal demand for such room. In such cases the Administrator's order may if he deems it advisable provide for different maximum rents for different periods of the calendar year.

(8) *Peculiar circumstances.* The rent during the thirty-day period determining the maximum rent was materially affected by peculiar circumstances and as a result was substantially lower than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

[Subparagraph (8) added by Am. 9, 9 F.R. 8055, effective 7–17–44]

(9) *Substantial hardship from increase in property taxes or operating costs.* Substantial hardship has resulted from a substantial decrease in the net income (before interest) of the property for the current year as compared with a representative period prior to March 1, 1943, due to a substantial and unavoidable increase in property taxes or operating costs.

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

[Above paragraphs added by Am. 24, effective 4–10–46]

For the purposes of this paragraph (a) (9) the term:

(i) "Net income (before interest)" means the amount determined by subtracting unavoidable property taxes and operating costs actually paid or accrued from total income earned.

(ii) "Property taxes and operating costs" includes all expenses necessary to the operation and maintenance of the property actually paid or accrued and properly allocated, including depreciation but excluding interest.

(iii) "Property" includes one or more structures operated as a single unit or enterprise.

(iv) "Total income earned" includes rental and other income earned from the property and the rental value of housing accommodations in the property occupied without the full payment of rent.

(v) "Current year" means (*a*) the most recent full calendar or fiscal year used by the landlord, or (*b*) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however,* That the current year in all cases shall begin on or after the maximum rent date: *And provided, further,* That if allowance is requested for increases in payroll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

[Subparagraph (v) amended by Am. 18, 10 F.R. 2406, effective 3–1–45 and Am. 24, effective 4–10–46]

[Subparagraph (9) added by Am. 11, 9 F.R. 10191, effective 11–1–44, corrected 9 F.R. 10718, effective 8–31–44]

(b) *Decreases in minimum services, furniture, furnishings and equipment—*(1) *Decreases existing on November 1, 1943.* If, on November 1, 1943, the services provided for a room are less than the minimum services required by section 3, the landlord shall either restore and maintain such minimum services, or, on or before November 30, 1943, file a petition requesting approval of the decreased services. If, on November 1, 1943, the furniture, furnishings or equipment provided with a room are less than the minimum required by section 3, the landlord shall on or before November 30, 1943, file a written report showing the decrease in furniture, furnishings or equipment.

(2) *Decreases after November 1, 1943.* Except as above provided, the landlord shall, until the room becomes vacant, maintain the minimum services, furniture, furnishings and equipment unless and until he has filed a petition to decrease the services, furniture, furnishings or equipment and an order permitting a decrease has been entered thereon; however, if it is impossible to provide the minimum services, furniture, furnishings or equipment he shall file a petition within 10 days after the change occurs. When the room becomes vacant the landlord may, on renting to a new tenant, decrease the services, furniture, furnishings or equipment below the minimum; within 10 days after so renting the landlord shall file a written report showing such decrease.

(3) *Adjustment in maximum rent for decreases.* The order on any petition under this paragraph (b) may require an appropriate adjustment in the maximum rent; and any maximum rent for which a report is required by this paragraph (b) may be decreased in accordance with the provisions of section 5 (c) (3).

If the landlord fails to file the petition or report required by this paragraph (b) within the time specified, or decreases the services, furniture, furnishings, or equipment without an order authorizing such decrease where such order is required, the rent received by the landlord for any rental period commencing on or after such decrease or November 1, 1943, whichever is the later, shall be received subject to refund to the tenant of any amount in excess of the maximum rent which may later be fixed by any order decreasing the maximum rent on account of such decrease in services, furniture, furnishings, or equipment. Such amount shall be refunded to the tenant within 30 days after the date of issuance of the order. If the Administrator finds that the landlord was not at fault in failing to comply with this paragraph (b), the order may relieve the landlord of the duty to refund. The foregoing provisions and any refund thereunder do not affect any civil or criminal liability provided by the Act for failure to comply with any requirement of this paragraph (b).

[Subparagraph (3) amended by Am. 20, 10 F.R. 9445, effective 8–1–45]

(c) *Grounds for decrease of maximum rent.* The Administrator at any time, on his own initiative or on application of the tenant, may order a decrease of the maximum rent otherwise allowable, only on the grounds that:

(1) *Rent higher than rent generally prevailing.* The maximum rent for the room is higher than the rent generally prevailing in the Defense-Rental Area for comparable housing accommodations on March 1, 1943.

(2) *Substantial deterioration.* There has been a substantial deterioration of the room other than ordinary wear and tear since the date or order determining its maximum rent.

(3) *Decrease in services, furniture, furnishings, or equipment.* There has been a decrease in the minimum services, furniture, furnishings or equipment required by section 3 since the date or order determining the maximum rent.

(4) *Seasonal demand.* The rent on the date determining the maximum rent for the room was substantially higher than at other times of year by reason of seasonal demand for such rooms. In such cases the Administrator's order may if he deems it advisable provide for different maximum rents for different periods of the calendar year.

(5) *Rent concession.* The rent on the date determining the maximum rent was established by a lease or other rental agreement for a period of occupancy of one or more years, which provided for a rent concession during such period of occupancy in the form of either a rent-free period or an abatement of rent.

[Subparagraph (5) added by Am. 6, 9 F.R. 2086, effective 2–22–44]

(6) *Modification or elimination of necessity for increase under section 5 (a) (9).* There has been a modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (9) of this section, since the order issued under that paragraph.

[Subparagraph (6) added by Am. 11, 9 F.R. 10191, effective 11–1–44]

(d) *Orders when facts are in dispute, in doubt or not known.* If the rent on the date determining the maximum rent, or any other fact necessary to the determination of the maximum rent, or the services, furniture, furnishings or equipment provided with the accommodations on the date determining the maximum rent, is in dispute between the landlord and the tenant, or is in doubt, or is not known, the Administrator on petition of the landlord filed on or before November 30, 1943, or at any time on his own initiative, may enter an order fixing the maximum rent by determining such fact, or determining the services, furniture, furnishings and equipment provided with the accommodations on the date determining the maximum rent or both. If the Administrator is unable to ascertain such fact, or facts, he shall enter the order on the basis of the rent which he finds was generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943 and, where appropriate, may determine the services, furniture, furnishings and equipment included in such rent.

[Paragraph (d) amended by Am. 22, 10 F.R. 15212, effective 12–21–45]

(e) *Interim orders.* Where a petition is filed by a landlord on one of the grounds set out in paragraph (a) or (d) of this section, or a proceeding is initiated by the Administrator under paragraph (d), the Administrator may enter an interim order increasing or fixing the maximum rent until further order, subject to refund by the landlord to the tenant of any amount received in excess of the maximum rent established by final order in such proceeding. The receipt by the landlord of any rent authorized by such interim order shall constitute an agreement by the landlord with the tenant to refund to the tenant any amount received in excess of the maximum rent established by final order. The landlord shall make such refund either by repayment in cash or, where the tenant remains in occupancy after the effective date of the final order, by deduction from the next installment of rent, or both.

[Paragraph (e) added by Am. 1, 8 F.R. 14814, effective 11–1–43; and amended by Am. 2, 8 F.R. 15581, effective 11–13–43]

(f) *Uniform daily rent.* The landlord of any establishment containing more than fifty rooms for which maximum rents on a daily basis are established, may petition the Administrator for permission to establish uniform maximum daily rents for substantially identical rooms for each number of occupants for which such rooms are offered for rent. Permission may be granted if the aggregate of the maximum daily rents requested for each group of substantially identical rooms for each number of occupants does not exceed the aggregate maximum daily rents previously established for such rooms for each number of occupants. With the consent of the Area Rent Director, minor adjustments may be permitted as between different classes of rooms and numbers of occupants providing such adjustments shall not result in an increase in aggregate scheduled revenue for the establishment as a whole. Each petition must be accompanied by a verified audit of the period or periods during which the maximum rents were established under Section 4 on forms to be supplied by the Administrator. Such requirement may be waived if the Administrator already has in his possession a complete audit of such period or periods.

[Paragraph (f) added by Am. 21, 10 F.R. 11071, effective 9–1–45]

SEC. 6. *Removal of tenant—*(a) *Restrictions on removal of tenant.* So long as the tenant continues to pay the rent to which the landlord is entitled, no tenant of a room within a hotel or rooming house shall be removed from such room, by action to evict or to recover possession, by exclusion from possession, or otherwise, nor shall any person attempt such removal or exclusion from possession, notwithstanding that such tenant has no lease or that his lease or other rental agreement has expired or otherwise terminated unless:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration but not in excess of one year, or if the lease was for a term of more than three months and was non-seasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

[Subparagraph (1) amended by Am. 18, 10 F.R. 2406, effective 3–1–45 and Am. 22, 10 F.R. 15212, effective 12–21–45]

(2) *Tenant's refusal of access.* The tenant has unreasonably refused the landlord access to the room for the purpose of inspection or of showing the room to a prospective purchaser, mortgagee or prospective mortgagee, or other person having a legitimate interest therein: *Provided, however,* That such refusal shall not be ground for removal or eviction if such inspection or showing of the room is contrary to the provisions of the tenant's lease or other rental agreement; or

(3) *Violating obligation of tenancy or committing nuisance.* The tenant (i) has violated a substantial obligation of his tenancy, other than an obligation to pay rent, and has continued, or failed to cure such violation after written notice by the landlord that the violation cease, or (ii) is committing or permitting a nuisance or is using or permitting a use of the room for an immoral or illegal purpose; or

(4) [Revoked]

[Subparagraph (4) revoked by Am. 22, 10 F.R. 15212, effective 12–21–45]

(5) *Room not offered for rent.* The landlord seeks in good faith not to offer the room for rent. If a tenant has been removed or evicted from a room under this paragraph (a) (5), the landlord shall file a written report on a form provided therefor before renting the room during a period of 6 months after such removal or eviction.

(b) *Administrator's certificate.* No tenant shall be removed or evicted on grounds other than those stated above unless, on petition of the landlord, the Administrator certifies that the landlord may pursue his remedies in accordance with the requirements of the local law. The Administrator shall so certify if the landlord establishes that removals or evictions of the character proposed are not inconsistent with the purposes of the Act or this regulation and would not be likely to result in the circumvention or evasion thereof. The certificate shall authorize the pursuit of local remedies at the expiration of six months after the date of filing of the petition unless the Area Rent Director has determined that a three months' period is adequate for the purposes of the Act in this area, in which event the applicable period shall be three months. Within the discretion of the Area Rent Director the certificate may authorize the pursuit of local remedies for the removal or eviction of the tenant at a time less than six or three months, as the case may be, after the date of the filing of the petition if the petitioner establishes that unusual hardship would otherwise result, or that a lesser period in the particular case is consistent with the purposes of the regulation and the Act.

[Paragraph (b) amended by Am. 22, 10 F.R. 15212, effective 12–21–45]

(c) *Notice to Area Rent Office.* At the time of commencing any action to remove or evict a tenant (except an action based on nonpayment of a rent not in excess of the maximum rent) the landlord shall give written notice thereof to the Area Rent Office stating the title and number of the case, the court in which it is filed, the name and address of the

tenant and the grounds on which eviction is sought.

(d) *Exceptions from section 6.* The provisions of this section do not apply to:

(1) *Subtenants.* A subtenant or other person who occupied under a rental agreement with the tenant where removal or eviction of the subtenant or other such occupant is sought by the landlord of the tenant, unless under the local law there is a tenancy relationship between the landlord and the subtenant or other such occupant.

(2) *Daily or weekly tenants in hotel and daily tenants in rooming house.* A tenant occupying a room within a hotel on a daily or weekly basis; or a tenant occupying on a daily basis a room within a rooming house which has heretofore usually been rented on a daily basis: *Provided*, That the provisions of this section do apply to a tenant on a daily or weekly basis who has requested a weekly or monthly term of occupancy pursuant to section 2 (b) (3) or (7).

[Subparagraph (2) amended by Am. 22, 10 F.R. 15212, effective 12-21-45]

(3) *Rooms subject to rent schedule of War or Navy Department.* Rooms rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments, for which the rent is fixed by the national rent schedule of the War or Navy Department.

(4) *One or two occupants.* An occupant of a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord rents to not more than two occupants within such residence.

(5) *Renting to family in landlord's residence.* A family which on or after August 1, 1943 moves into a furnished room or rooms not constituting an apartment, located within the residence occupied by the landlord or his immediate family, where such landlord does not rent to any person within such residence other than those in the one family.

(e) *Local law.* No provision of this section shall be construed to authorize the removal of a tenant unless such removal is authorized under the local law.

SEC. 7. *Registration and records*—(a) *Registration statement.* On or before December 15, 1943, every landlord of a room rented or offered for rent shall file a written statement on the form provided therefor, containing such information as the Administrator shall require, to be known as a registration statement. Any maximum rent established after November 1, 1943 under paragraphs (b) or (c) of section 4 shall be reported either on the first registration statement or on a statement filed within 5 days after such rent is established.

Where, since the filing of the registration statement but prior to May 5, 1945, there has been a change in the identity of the landlord, by transfer of title or otherwise, the present landlord, on or before May 31, 1945, shall file a notice of such change on a form provided for that purpose, to be known as a notice of change in identity. Where such a change occurs on or after May 5, 1945, or the effective date of regulation, whichever is the later, the new landlord shall file such a notice within thirty days after the change.

[Above paragraph amended by Am. 22, 10 F.R. 15212, effective 12-21-45]

Any notice, order or other process or paper directed to the person named on the registration statement as landlord at the address given thereon, or, where a notice of change in identity has been filed, to the person named as landlord and at the address given in the most recent such notice, shall, under the circumstances prescribed in Revised Procedural Regulation No. 3, constitute notice to the person who is then the landlord.

[Above two paragraphs added by Am. 19, 10 F.R. 5090, effective 5-5-45]

(b) *Posting maximum rents.* On or before December 15, 1943, or within 5 days after a maximum rent is established under paragraph (b), (c) or (g) of section 4, whichever is the later, every landlord shall post and thereafter keep posted conspicuously in each room rented or offered for rent a card or sign plainly stating the maximum rent or rents for all terms of occupancy and for all numbers of occupants for which the room is rented or offered for rent. Where the taking of meals by the tenant or prospective tenant is a condition of renting such room, the card or sign shall so state. Should the maximum rent or rents for the room be changed by order of the Administrator the landlord shall alter the card or sign so that it states the changed rent or rents.

[Above paragraph amended by Am. 18, 10 F.R. 2406, effective 3-1-45; corrected, 10 F.R. 2617, effective 3-7-45]

The foregoing provisions of this paragraph shall not apply to rooms under section 4 (d). The owner of such rooms shall post a copy of the registration statement in a place where it will be available for inspection by the tenants of such rooms.

[Paragraphs (a) and (b) amended by Am. 3, 8 F.R. 16219, effective 11-29-43]

(c) *Receipt for amount paid.* No payment of rent need be made unless the landlord tenders a receipt for the amount to be paid.

(d) *Rooms subject to rent schedule of War or Navy Department.* The provisions of this section shall not apply to rooms rented to either Army or Navy personnel, including civilian employees of the War and Navy Departments for which the rent is fixed by the national rent schedule of the War or Navy Department.

(e) *Records*—(1) *Existing records.* Every landlord of a room rented or offered for rent shall preserve, and make available for examination by the Administrator, all his existing records showing or relating to (i) the rent for each term and number of occupants for which such room was rented or regularly offered for rent during the thirty-day period determining the maximum rent for such room, (ii) the rent on any date determining a maximum rent for such room for a particular term and number of occupants under section 4 (c), and (iii) rooms rented and offered for rent on a weekly and monthly basis during June 1943.

[Subparagraph (1) amended by Am. 4, 8 F. R. 16893, effective 12-16-43]

(2) *Record keeping.* On and after November 1, 1943, every landlord of an establishment containing more than 20 rooms rented or offered for rent shall keep, preserve, and make available for examination by the Administrator, records showing the rents received for each room, the particular term and number of occupants for which such rents were charged, and the name and permanent address of each occupant; every other landlord shall keep, preserve, and make available for examination by the Administrator, records of the same kind as he has customarily kept relating to the rents received for rooms.

SEC. 8. *Inspection.* Any person who rents or offers for rent or acts as a broker or agent for the rental of a room and any tenant shall permit such inspection of the room by the Administrator as he may from time to time require.

SEC. 9. *Evasion*—(a) *General.* The maximum rents and other requirements provided in this regulation shall not be evaded, either directly or indirectly in connection with the renting or leasing or the transfer of a lease of a room, by requiring the tenant to pay or obligate himself for membership or other fees, or by modification of the practices relating to payment of commissions or other charges, or by modification of the services furnished with the room, or by tying agreement, or otherwise.

(b) *Purchase of property as condition of rent.* Specifically, but without limitation on the foregoing, no person shall require a tenant or prospective tenant to purchase or agree to purchase furniture or any other property as a condition of renting rooms unless the prior written consent of the Administrator is obtained.

[Paragraph (b) amended by Am. 22, 10 F.R. 15212, effective 12-21-45]

[Sec. 9 amended by Am. 16, 10 F.R. 324, effective 1-10-45]

SEC. 10. *Enforcement.* Persons violating any provisions of this regulation are subject to criminal penalties, civil enforcement actions, and suits for treble damages as provided for by the act.

SEC. 11. *Procedure.* All registration statements, reports and notices provided for by this regulation shall be filed with the Area Rent Office. All landlord's petitions and tenant's applications shall be filed with such office in accordance with Revised Procedural Regulation No. 3 [1] (§§ 1300.201 to 1300.253, inclusive).

SEC. 12. *Petitions for amendment.* Persons seeking any amendment of general applicability to any provision of this regulation may file petitions therefor in accordance with Revised Procedural Regulation No. 3 (§§ 1300.201 to 1300.253, inclusive).

SEC. 13. *Definitions.* (a) When used in this regulation the term:

[1] 9 F.R. 10484.

(1) "Act" means the Emergency Price Control Act of 1942.

(2) "Administrator" means the Price Administrator of the Office of Price Administration, or the Rent Director or such other person or persons as the Administrator may appoint or designate to carry out any of the duties delegated to him by the Act.

(3) "Rent Director" means the person designated by the Administrator as director of the Defense-Rental Area or such person or persons as may be designated to carry out any of the duties delegated to the Rent Director by the Administrator.

(4) "Area Rent Office" means the Office of the Rent Director in the Defense-Rental Area.

(5) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(6) "Housing accommodations" means any building structure, or part thereof, or land appurtenant thereto, or any other real or personal property rented or offered for rent for living or dwelling purposes (including houses, apartments, hotels, rooming or boarding house accommodations, and other properties used for living or dwelling purposes), together with all privileges, services, furnishings, furniture, equipment, facilities and improvements connected with the use or occupancy of such property.

(7) "Room" means a room or group of rooms rented or offered for rent as a unit in a hotel or rooming house. The term includes ground rented as space for a trailer.

(8) "Services" includes repairs, decorating, and maintenance, the furnishing of light, heat, hot and cold water, telephone, elevator service, window shades, and storage, kitchen, bath, and laundry facilities and privileges, maid service, linen service, janitor service, the removal of refuse and any other privilege or facility connected with the use or occupancy of a room.

(9) "Landlord" includes an owner, lessor, sublessor, assignee or other person receiving or entitled to receive rent for the use or occupancy of any room, or an agent of any of the foregoing.

(10) "Tenant" includes a subtenant, lessee, sublessee, or other person entitled to the possession or to the use or occupancy of any room.

(11) "Rent" means the consideration, including any bonus, benefit, or gratuity demanded or received for or in connection with the use or occupancy of a room or the transfer of a lease of such room.

[Subparagraph (11) amended by Am. 12, 9 F.R. 10633, effective 9-1-44]

(12) "Term of occupancy" means occupancy on a daily, weekly, or monthly basis.

(13) "Hotel" means any establishment generally recognized as such in its community, containing more than 50 rooms and used predominantly for transient occupancy.

(14) "Rooming house" means, in addition to its customary usage, a building or portion of a building other than a hotel in which a furnished room or rooms not constituting an apartment are rented on a short time basis of daily, weekly, or monthly occupancy to more than two paying tenants not members of the landlord's immediate family. The term includes boarding houses, dormitories, auto camps, trailers, residence clubs, tourist homes or cabins, and all other establishments of a similar nature.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used in this regulation.

Effective date. This regulation shall become effective November 1, 1943. [This regulation originally issued October 8, 1943]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE. All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6055; Filed, Apr. 10, 1946; 4:31 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing in Atlantic County, Amdt. 18 [1]]

HOUSING IN ATLANTIC COUNTY

The Rent Regulation for Housing in the Atlantic County Defense-Rental Area is amended in the following respects:

1. Section 5 (a) (12) is amended by adding after the first unnumbered paragraph the following:

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

2. The first paragraph of section 5 (a) (12) (v) is amended to read as follows:

(v) "Current year" means (a) the most recent full calendar or fiscal year used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however*, That the current year in all cases shall begin on or after the maximum rent date: *And provided, further*, That if allowance is requested for increases in payroll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

Issued and effective April 10, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6057; Filed, Apr. 10, 1946; 4:29 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing in Miami, [1] Amdt. 21]

HOUSING IN MIAMI AREA

Section 5 (a) (12) of the Rent Regulation for Housing in the Miami Defense-Rental Area is amended in the following respects:

1. Section 5 (a) (12) is amended by adding after the first unnumbered paragraph the following:

In proper cases increases in payroll and property taxes in effect on the date of the filing of the petition may be considered by the Administrator in determining whether substantial hardship exists.

Increased operating costs due to wage increases paid by the landlord shall not be included in any petition filed hereunder unless such wage increases have been approved by the appropriate wage or salary stabilization agency of the United States in accordance with Executive Order 9697 and the regulations issued by the Office of Economic Stabilization pursuant thereto, or unless approval is not required by said order or regulations.

2. The first paragraph of section 5 (a) (12) (v) is amended to read as follows:

(v) "Current year" means (a) the most recent full calendar or fiscal year used by the landlord, or (b) any twelve-month period ending not more than 90 days prior to the filing of the petition: *Provided, however*, That the current year in all cases shall begin on or after the maximum rent date: *And provided, further*, That if allowance is requested for increases in payroll or property taxes not fully reflected in the "current year" as defined above, at least one calendar month must have passed between the end of the current year and the beginning of the month in which the petition is filed.

Issued and effective April 10, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6058; Filed, Apr. 10, 1946; 4:30 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 33]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment,

[1] 9 F.R. 14994; 10 F.R. 331, 1973, 2403, 5090, 11670, 14399.

issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects:

1. Section 19 (k) (1) is amended by striking out the figure 5% and substituting the figure 10%, and by striking out the date May 15, 1946, and substituting the date June 15, 1946.

2. Section 19 (k) (2) is amended by striking out the date May 15, 1946, and substituting the date June 15, 1946.

3. Section 19 (k) (3) is amended by changing the listing "Plows, snow (except designed for mounting on automobile trucks and wheel type farm or garden tractors", to read as follows: "Plows, snow (except when designed specifically for use with farm and garden tractors".

This amendment shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6048; Filed, Apr. 10, 1946; 4:27 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[MPR 351, Amdt. 9]

FERROUS FORGINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation 351 is amended as follows:

In § 1390.204 (b) strike out the figure "8%" and substitute therefor the figure "16.25%".

This amendment shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6049; Filed, Apr. 10, 1946; 4:27 p. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[RMPR 293, Amdt. 15]

STOCK MILLWORK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 293 is amended in the following respect:

A new section 13 (c) is added to read as follows:

(c) *Individual adjustment*—(1) *Who may adjust maximum prices.* The Price Administrator or any duly authorized representative may adjust maximum prices for any of the commodities covered by this regulation as hereinafter provided.

(2) *Applications for adjustment.* Any manufacturer of stock millwork may file an application with the Office of Price Administration, Building and Construction Price Division, Washington 25, D. C., for adjustment in his maximum prices for any item of stock millwork covered by this regulation.

An application under this section must be filed in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration. The application shall contain:

(i) Regularly prepared balance sheets, analyses of surplus and statements of profit and loss, reflecting total company operations for the years 1937–1940, inclusive.

NOTE: The filing of these data is optional, provided reports are available from the Bureau of Internal Revenue. Should you prefer, this information will be requested by the Office of Price Administration directly from the Bureau of Internal Revenue.

(ii) Statements of profit and loss covering the company's entire operations for the year 1941 and the last full calendar or fiscal year and the latest available period in the current year, segregated as to the product or products for which an adjustment is requested and all other products together with a complete breakdown, as to direct material, direct labor and factory overhead of the cost of goods produced and sold and of selling, administrative and general expense.

(iii) Balance sheets as of the close of the year 1941 and last full calendar or fiscal year and the latest available period in the current year together with analyses of surplus.

(iv) Statement of the total volume of sales for the item for which price adjustment is requested for the same periods as in (ii) above. The volume should be stated in the units customarily used in the applicant's industry and should show unit quantities applicable to all inventory adjustments with a complete reconciliation between units produced and units sold.

Manufacturers who have previously submitted any of the above required data may omit such items from the data submitted with their application provided they indicate when and in what connection they were submitted.

(3) *Amount of adjustment.* The adjustment will not be generally more than the following:

(i) An amount sufficient to make the adjusted price equal to total cost plus a reasonable net profit on the article or line where the applicant's current over-all earnings on an annual basis are appreciably less than his average annual over-all earnings during the base period years 1937–1940, inclusive, adjusted for changes in net worth.

(ii) An amount sufficient to make the adjusted price equal to total cost, where the applicant's current over-all earnings on an annual basis do not exceed by 15 percent but are not appreciably less than his average annual over-all earnings during the base period years 1937–1940, inclusive, adjusted for changes in net worth.

(iii) An amount sufficient to make the adjusted price equal to manufacturing cost, plus packing cost and shipping cost where delivered prices are quoted or freight is allowed or equalized, where the applicant's current over-all earnings on an annual basis represent an increase of 15 percent or more over his average annual net earnings for the base period years 1937–1940, inclusive, adjusted for changes in net worth.

(iv) In no event shall an adjustment granted a multiple line producer under subdivisions (i) and (ii) be greater than the total amount necessary to make current over-all earnings equal to 115 percent of base period over-all earnings except that any such adjustment shall at least cover manufacturing cost plus packing cost, and shipping cost where delivered prices are quoted or freight is allowed or equalized. Moreover, where such adjustment includes a reasonable profit on a product or line, the total amount of adjustment shall not be greater than that necessary to make current over-all earnings equal to base period over-all earnings.

(v) If the applicant produces the commodity in a line or series of sizes or specifications, and if it is not practical to determine the manufacturing cost or total cost, as the case may be, of each size or specification, a uniform adjustment may be made for the entire line or series. However, any such adjustment for a line or series shall be subject to the limitations in subdivisions (i) to (iv), inclusive, above.

(4) *Meaning of terms used.* In cases where the company was not in business during 1937–1940 and in extremely unusual cases where the period 1937–1940 cannot be considered a representative peacetime period, the Office of Price Administration may make an exception to the use of this base period.

The term "manufacturing cost" means the total of direct materials, direct labor, and manufacturing expenses or factory overhead, applicable to the article.

The term "total cost" means the total of manufacturing cost and reasonable general, administrative, and selling expenses applicable to the article, excluding non-operating expense items and income and excess profits taxes.

The term "over-all earnings" means net profits before income and excess profits taxes experienced on the company's entire operations.

Whenever the applicant is currently operating at a level substantially lower than his normal volume, the overhead items included in "manufacturing cost" and "total cost" may be adjusted to reasonable levels based upon a normal rate of operations. Consideration will not be given, however, to losses due to temporary or non-recurring factors, inadequate plant utilization, illegal wage payments, excessive overhead, selling and other general costs and other unusual factors.

In evaluating costs, the Office of Price Administration will give consideration to whether they are based on a representative period of normal production.

This Amendment No. 15 shall become effective April 16, 1946.

NOTE: All reporting and record-keeping requirements of this Amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6108; Filed, Apr. 11, 1946; 11:36 a. m.]

PART 1340—FUEL

[MPR 120, Amdt. 156]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

NOTE: A correction to the statement of considerations involved in the issuance of Amendment 156 to Maximum Price Regulation 120 was filed with the Division of the Federal Register as Document No. 46-6333 (N. P.) on April 11, 1946, at 11:32 a. m.

PART 1382—HARDWOOD LUMBER

[MPR 146,[1] Amdt. 23]

APPALACHIAN HARDWOOD LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 146 is amended in the following respects:

1. Section 1382.1 is amended to read as follows:

§ 1382.1 *Maximum prices for Appalachian hardwood lumber.* On and after June 1, 1942, regardless of any contract or other obligation, no person shall sell or deliver, and no person shall buy or receive in the course of business, any Appalachian hardwood lumber for direct-mill shipment at prices higher than the maximum prices established by this regulation, and no person shall agree, offer, or attempt to do any of these things.

The retail type of direct mill sale, which is described in paragraph (a) (8) of § 1382.8 as "retail sale" is subject to this regulation. A seller's maximum f. o. b. mill price for hardwood lumber sold on the retail type of direct mill sale is the maximum price that would be permitted to that seller under the provisions of the General Maximum Price Regulation or the maximum price which would be permitted for a sale of such lumber under the provisions of this regulation, whichever is higher.

2. In § 1382.11 (b) price tables (1) through (23) are amended to read as follows:

(1) TOUGH ASH

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$60.00	$57.00	$43.00	$28.50
1¼	101.00	62.50	45.00	29.50
1½	106.50	68.00	47.50	29.50
2	117.50	79.00	51.50	31.00
2½	128.50	95.50	57.00	------
3	139.50	106.50	62.50	------
4	150.50	117.50	68.00	------

[1] 10 F.R. 6228, 15294, 21522.

(2) BASSWOOD

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2 Common	No. 2B Common	No. 3 Common
1	$64.00	$45.00	$38.50	$33.00	$29.50	------
5/4	73.50	51.50	43.00	37.50	34.00	------
6/4	82.50	57.00	47.50	42.00	37.50	------
1	93.50	68.00	55.00	47.50	43.00	$28.50
1¼	101.00	71.50	57.00	49.50	44.00	29.50
1½	103.50	73.50	59.50	51.50	45.00	29.50
2	110.00	79.00	64.00	53.00	46.00	31.00
2½	121.00	87.00	68.00	57.00	------	------
3	137.50	92.50	72.50	57.00	------	------
4	148.50	103.50	78.00	62.50	------	------

(3) BEECH

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3A Common	Box Grade	No. 3B Common
1	$54.00	$42.00	$31.00	------	------	------
5/4	60.50	47.50	34.00	------	------	------
6/4	68.00	51.50	37.50	------	------	------
1	78.00	59.50	43.00	$34.00	$28.50	$23.00
1¼	82.50	61.50	45.00	35.00	29.50	24.00
1½	86.00	64.00	46.00	35.00	29.50	24.00
2	91.50	69.50	50.50	36.50	31.00	25.50

(4) BIRCH

1	$124.50	$76.00	$51.50	$34.00	$28.50	$23.00
1¼	130.00	81.50	54.00	35.00	29.50	24.00
1½	132.00	84.50	57.00	35.00	29.50	24.00
2	143.00	95.50	60.50	36.50	31.00	25.50
2½	150.50	106.50	62.50	------	------	------
3	156.00	112.00	68.00	------	------	------
4	167.00	123.00	73.50	------	------	------

(5) BUCKEYE

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$73.50	$51.50	$40.50	$28.50
1¼	79.00	53.00	40.50	29.50
1½	82.50	55.00	40.50	29.50
2	84.50	55.00	40.50	31.00

(6) BUTTERNUT

1	$88.00	$55.00	$40.50	$28.50
1¼	99.00	60.50	43.00	29.50
1½	104.50	66.00	44.00	29.50
2	115.50	77.00	46.00	31.00

(7) CHERRY

1	$128.50	$82.50	$54.00	$32.00
1¼	161.50	101.00	59.50	34.00
1½	172.50	106.50	60.50	34.00
2	189.00	117.50	65.00	37.50
2½	205.50	134.00	------	------
3	216.50	145.00	------	------
4	227.50	161.50	------	------

(8) CHESTNUT—WHAD

1	$57.00	$56.00	------	------
5/4	66.00	65.00	------	------
6/4	75.00	71.50	------	------
1	132.00	82.50	$34.00	$27.50
1¼	137.50	88.00	34.00	28.50
1½	137.50	88.00	34.00	28.50
2	143.00	93.50	34.00	29.50
2½	------	------	34.00	------
3	------	------	34.00	------

(9) CHESTNUT—WHND

Thickness (inches)	FAS	No. 1 Common and better	No. 1 Common	Sound wormy
1	$49.50	$43.00	$40.50	$36.50
5/4	55.00	47.50	45.00	40.50
6/4	60.50	51.50	51.50	45.00
1	71.50	61.50	57.00	51.50
1¼	73.50	66.00	61.50	56.00
1½	77.00	67.00	62.50	57.00
2	82.50	72.50	68.00	62.50
2½	------	------	------	66.00
3	------	------	------	71.50

(10) BLACK GUM—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$65.00	$54.00	$39.50	$25.50
1¼	67.00	56.00	40.50	26.50
1½	69.50	58.50	40.50	26.50
2	75.00	64.00	43.00	27.50
2½	83.50	67.00	48.50	------
3	89.00	72.50	51.50	------

(11) BLACK GUM—PLAIN

5/4	$50.50	$39.50	$27.50	------
6/4	51.50	40.50	29.50	------
1	61.50	50.50	37.50	$25.50
1¼	64.00	53.00	39.50	26.50
1½	67.00	56.00	39.50	26.50
2	72.50	61.50	43.00	27.50

(12) HICKORY

1	$90.00	$51.50	$34.00	$28.50
1¼	101.00	54.00	37.50	29.50
1½	101.00	57.00	44.00	29.50
2	112.00	62.50	44.00	31.00
2½	123.00	73.50	------	------
3	134.00	79.00	------	------
4	145.00	84.50	------	------

(13) HARD MAPLE

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	Sound Wormy	No. 3A Common	Box Grade	No. 3B Common
1	$73.50	$51.50	$33.00	$33.00	------	------	------
5/4	84.50	58.50	36.50	36.50	------	------	------
6/4	94.50	65.00	40.50	40.50	------	------	------
1	112.00	75.00	46.00	46.00	$34.00	$28.50	$23.00
1¼	123.00	80.50	49.50	49.50	35.00	29.50	24.00
1½	128.50	83.50	51.50	51.50	35.00	29.50	24.00
2	134.00	91.50	54.00	51.00	36.50	31.00	25.50
2½	150.50	106.50	------	------	------	------	------
3	167.00	123.00	------	------	------	------	------
4	183.50	142.00	------	------	------	------	------

(14) SOFT MAPLE

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$66.00	$47.50	$23.00	------
5/4	75.00	53.00	36.50	------
6/4	83.50	59.50	40.50	------
1	97.00	68.00	46.00	$28.50
1¼	102.50	73.50	49.50	29.50
1½	104.50	76.00	51.50	29.50
2	113.50	84.50	54.00	31.00
2½	128.50	95.50	------	------
3	145.00	106.50	------	------
4	161.50	123.00	------	------

(15) RED OAK—PLAIN

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No 2 Common	Sound Wormy	No. 3A Common	No. 3B Common
4/4	$60.50	$43.00	$33.00	$33.00		
5/4	69.50	49.50	37.50	37.50		
6/4	79.00	55.00	40.50	40.50		
8/4	94.50	68.00	47.50	47.50	$34.00	$23.00
10/4	102.50	72.50	50.50	51.50	34.00	23.00
12/4	103.50	72.50	54.00	55.00	34.00	23.00
16/4	112.00	77.00	58.50	60.50	34.00	23.00
20/4	139.50	92.50				
24/4	159.50	103.50				
32/4	176.00	117.50				

(16) RED OAK—QUARTERED

4/4	$71.50	$47.50	$36.50	$33.00		
5/4	82.50	54.00	40.50	37.50		
6/4	91.50	59.50	45.00	40.50		
8/4	106.50	68.00	47.50	47.50	$34.00	$23.00
10/4	117.50	73.50	50.50	51.50		
12/4	123.00	79.00	54.00	55.00		
16/4	134.00	84.50	58.50	60.50		

(17) WHITE OAK—PLAIN—WHND

4/4	$82.50	$47.50	$35.00	$33.00		
5/4	93.50	53.00	39.50	37.50		
6/4	106.50	58.50	44.00	40.50		
8/4	124.50	71.50	47.50	47.50	$34.00	$23.00
10/4	132.00	77.00	50.50	51.50	34.00	23.00
12/4	134.00	78.00	54.00	55.00	34.00	23.00
16/4	145.00	83.50	58.50	60.50	34.00	23.00
20/4	167.00	103.50				
24/4	183.50	119.00				
32/4	200.00	135.50				

(18) WHITE OAK—PLAIN—WHND

Thickness (inches)	FAS	No. 1 Common and Better	No. 1 Common
4/4	$51.50	$38.50	$33.00
5/4	59.50	43.00	37.50
6/4	66.00	48.50	42.00
8/4	80.50	62.50	51.50
10/4	88.00	67.00	56.00
12/4	90.00	69.50	61.50
16/4	101.00	73.50	68.00
20/4	123.00	95.50	87.00
24/4	139.50	112.00	100.00
32/4	156.00	123.00	112.00

(19) WHITE OAK—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No 2 Common	Sound Wormy	No. 3A Common	No. 3B Common
4/4	$98.50	$61.50	$36.50	$33.00		
5/4	109.00	69.50	40.50	37.50		
6/4	125.50	78.00	45.00	40.50		
8/4	143.00	90.00	47.50	47.50	$34.00	$23.00
10/4	156.00	98.00	50.50	51.50		
12/4	167.00	106.50	54.00	55.00		
16/4	183.50	117.50	58.50	60.50		
20/4	200.00	128.50				
24/4	216.50	139.50				

(20A) YELLOW POPLAR—PLAIN

Thickness (inches)	FAS	Saps	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2B Common	No. 3 Common
4/4	$68.00	$58.00	$47.50	$39.50	$31.00	
5/4	77.00	64.00	53.00	44.00	35.00	
6/4	86.00	71.50	59.50	48.50	38.50	
8/4	99.00	82.50	68.00	56.00	44.00	$28.50
10/4	105.50	88.00	72.50	58.50	45.00	29.50
12/4	109.00	91.50	77.00	60.50	46.00	29.50
16/4	122.00	99.00	82.50	65.00	47.50	31.00
20/4	143.00	115.50	93.50	69.50		
24/4	156.00	128.50	106.50	73.50		
32/4	172.50	145.00	123.00			

(20B) YELLOW POPLAR—SQUARES

Thickness and width (inches)	FAS	No. 1 Common
3 x 3	$128.50	$79.00
4 x 4	139.50	84.50
5 x 5	150.50	90.00
6 x 6	156.00	95.50
7 x 7	189.00	117.50
8 x 8	201.00	128.50
10 x 10	227.50	150.50
12 x 12	255.00	183.50

(20C) YELLOW POPLAR—PANEL AND WIDE NO. 1

Thickness (inches)	Widths (inches)	Price
1	18 and 19	$117.50
1	20 and 21	123.00
1	22 and 23	128.50
1	24 to 27	134.00
1¼	18 and 19	128.50
1¼	20 and 21	134.00
1¼	22 and 23	139.50
1¼	24 to 27	145.00
1½	18 and 19	139.50
1½	20 and 21	145.00
1½	22 and 23	150.50
1½	24 to 27	156.00
2	18 and 19	150.50
2	20 and 21	156.00
2	22 and 23	161.50
2	24 to 27	167.00

(20D) YELLOW POPLAR—BUNG LUMBER

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2A Common
1	$104.50	$72.50	$61.50

(21) YELLOW POPLAR—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2B Common	No. 3 Common
4/4	$71.50	$50.50	$39.50	$31.00	
5/4	81.50	57.00	44.00	35.00	
6/4	91.50	64.00	48.50	38.50	
8/4	105.50	73.50	56.00	44.00	$28.50
10/4	112.00	78.00	58.50	45.00	29.50
12/4	115.50	82.50	60.50	46.00	29.50
16/4	130.00	89.00	65.00	47.50	31.00

(22) STRIPS

Species	Manufacture	Thickness (inch)	Width (inches)	Grade	
				Clear	No. 1 Common
Red oak	Quartered	1	2 to 5½	$79.00	$51.50
White oak	do	1	2 to 5½	101.00	68.00

(23) BOX BOARDS

Species	Thickness (inch)	Widths (inches)	
		9 to 12	13 to 17
Yellow poplar	1	$90.00	$105.50

3. In § 1382.11, the heading of paragraph (c) and subparagraph (1) are amended to read as follows:

(c) ***Maximum prices for dunnage.*** (1) The maximum rail-delivered price for 1,000 feet of dunnage lumber shall be as follows:

Delivered at:	*Maximum delivered price*
Baltimore, Md	$35.00
Beaumont, Tex	24.00
Boston, Mass	39.50
Charleston, S. C	25.50
Corpus Christi, Tex	25.50
Galveston, Tex	25.50
Gulfport, Miss	24.00
Houston, Tex	25.50
Jacksonville, Fla	25.50
Lake Charles, La	24.00
Mobile, Ala	24.00
Morgan City, La	24.00
Newark, N. J	37.50
New Orleans, La	24.00
New York, N. Y	37.50
Pensacola, Fla	25.50
Philadelphia, Pa	38.50
Port Arthur, Tex	25.50
Portsmouth, Va	28.50
Savannah, Ga	25.50
Tampa, Fla	27.50

4. In § 1382.15, paragraph (a) is amended to read as follows:

(a) ***Ungraded hardwood lumber; maximum prices.*** The maximum prices for 1,000 feet board measure for the full product of the logs of ungraded Appalachian hardwood lumber, including yellow cypress lumber, produced by small mills, of any species or combination of species in green or dry condition are as follows:

Lumber cut to dry to:	
Thicknesses of 1", 1¼" and 1½"	$40.00
Thickness of 2"	36.50
Thicknesses over 2"	35.00

This amendment shall become effective April 11, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6107; Filed, Apr. 11, 1946; 11:33 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 592, Amdt. 5]

SPECIFIED CONSTRUCTION MATERIALS AND REFRACTORIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 592 is amended in the following respects:

1. The term "Bituminous coated steel sheets" in section 28 is amended to read:

Bituminous and resinous coated steel sheets.

2. The list of commodities in section 28 is amended by adding the following commodity in its appropriate alphabetical position:

Cork composition products (except die cut gaskets and shape specialties).

This amendment shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6111; Filed, Apr. 11, 1946; 11:35 a. m.]

PART 1389—APPAREL

[RMPR 330,[1] Amdt. 5]

RETAILERS' AND WHOLESALERS' PRICES FOR WOMEN'S, GIRLS', CHILDREN'S AND TODDLER'S OUTERWEAR GARMENTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 330 is amended in the following respects:

1. Section 4 (a) (4) is added to read as follows:

(4) *Rule 4.* Relief from chart markups for markups 20 or more percentage points below category averages specially computed for this purpose excluding markups below cost.

2. Section 4 (e) is added to read as follows:

(e) *Rule 4; adjustment of abnormally low chart markups.* Under this rule you are permitted to revise markups appearing on your chart where the markup for any cost price shown on your chart is 20 or more percentage points below a special category average computed excluding cost lines shown on the chart which reflect resale prices below cost.

(1) *How to determine your category average for this purpose.* You take from your chart all the costs and selling prices for a category and strike out the cost lines on which your chart reflects a selling price less than cost. Then total the remaining cost prices listed for the category; total the remaining selling prices for the category; subtract the cost total from the sales total and divide the difference by the total of the sales prices. This is the special category average. You may note this on your chart so that it will be necessary for you to compute this only once for each category.

(2) *When you may adjust a markup on your chart.* When you have found the special category average (described in subparagraph (1)) you must then determine whether any of the markups on your chart are 20 or more percentage points below this average. If you have any such markups on your chart you may adjust them in accordance with subparagraph (3).

(3) *How to adjust markups.* For each markup on your chart 20 or more percentage points below the special category average you may adjust the markup for that cost line by taking the markup for the nearest cost line in Table A in section 5. OPA may in accordance with the provisions of subparagraph (5) of this section modify this markup.

Example: If your special category average is 42%, you may adjust all markups on your chart for cost lines in that category which are 22% or less by placing the Table A markups for the nearest cost line opposite each.

(4) *How to note and report adjusted markups.* When you have found the proper markup under subparagraph (3) you must then draw a circle around the old markup on your chart and write in beside it the new markup for the cost line. You must, in addition, before selling any article on which you desire to use the new markup, have filed with your OPA District Office and must have received an acknowledgment for, a list of the new markups indicating the category in which each appears and the cost line for which it is intended.

(5) *Revision of markups.* The Office of Price Administration may at any time by order, revise a markup adjusted under this section where it appears that the markup is out-of-line with the seller's chart.

This amendment shall become effective April 16, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6109; Filed, Apr. 11, 1946; 11:35 a. m.]

[1] 9 F.R. 11350; 10 F.R. 331.

PART 1413—SOFTWOOD LUMBER PRODUCTS

[MPR 483, Amdt. 3]

"GENERAL MANAGER TYPE" GRAIN DOORS AND TEMPORARY COAL DOORS FOR BOX CARS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 483 is amended in the following respect:

1. The prices for Southern Pine grain doors in Table 10 (a) is amended to read as follows:

"General Manager Type" grain doors (size):	*Southern Pine*
7'0" x 20" x 1⅝"	$1.555
7'0" x 10" x 1⅝"	.93

This amendment shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6110; Filed, Apr. 11, 1946; 11:35 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 609]

SOYBEANS OF THE 1946 CROP

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Sec.
1. Applicability.
2. Sales at other than maximum prices.
3. Addition of transportation tax to maximum prices.
4. Records and reports.
5. Evasion.
6. Enforcement.
7. Licensing.
8. Protests and petitions for amendment.
9. Definitions.
10. Maximum prices for sales of soybeans.

Appendix A—Base prices.

AUTHORITY: §1439.360 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *Applicability.* Except as provided in paragraph (a) of this section this regulation shall apply to all sales and deliveries within the 48 States and the District of Columbia of the United States of raw and unprocessed soybeans of the 1946 crop.

(a) *Sales excepted.* This regulation shall not apply to

(1) Any sale or delivery of soybeans sold for use as seed for planting in 1947;

(2) Any sale or delivery of soybeans specially cleaned for use in the production of any products for human consumption not involving the extraction of soybean oil;

(3) Any sale or delivery of soybeans to the Commodity Credit Corporation;

(4) Any sale or delivery of soybeans by the Commodity Credit Corportion;

(5) The maximum price at which any person may export soybeans of the 1946 crop shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation;

(6) Any purchase by the United States or any of its agencies under such circumstances of emergency as to make immediate delivery imperative, and as to render it impossible to secure, or unfair to require immediate delivery at the maximum price which would otherwise be applicable, if such purchases and deliveries are made pursuant to the provisions of section 4.3 (f) of Revised Supplementary Regulation No. 1 to the General Maximum Price Regulation, as amended: *Provided, however,* That the Administrator may, by order, waive the reporting of any part of the information required by section 4.3 (f) in connection with a particular purchase or group of purchases, upon determining that such information may not reasonably be required under all the circumstances, and he may, in lieu thereof, require the reporting of other information more suited to the circumstances.

SEC. 2. *Sales at other than maximum prices.* (a) Regardless of any contract or obligation, no person shall sell or deliver, and no person shall, in the course of trade or business, buy or receive any soybeans whose transfer is covered by this regulation at a price above the maximum price established by this regulation, nor shall any person agree, solicit, offer or attempt to do any of the foregoing except as provided in the following subparagraph (1) of this paragraph (a).

(1) Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery, but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of

the Emergency Price Control Act of 1942, as amended. Such authorization shall be given by an order issued by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization.

(b) Prices lower than the maximum prices established by this regulation may be charged or paid.

SEC. 3. *Addition of transportation tax to maximum prices.* Whenever a maximum price is determined by the addition of transportation charges, the seller may include as a part of such transportation charges the 3 percent transportation tax, when incurred, as provided for under section 620 of the Revenue Act of 1942.

SEC. 4. *Records and reports.* (a) Every seller subject to this regulation shall keep for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect his customary records including, if any, all bills, invoices and other documents relating to every sale or delivery of soybeans after the effective date of this regulation.

(b) Upon demand every such seller shall submit such records to the Office of Price Administration.

SEC. 5. *Evasion.* The maximum prices set forth in this regulation shall not be evaded in any manner whatsoever in connection with any offer, solicitation, agreement, sale, delivery, purchase of receipt of, or relating to soybeans alone, or in conjunction with any other charge, discount, premium or privilege, or by tying agreement or other trade understanding or by changing a previous business practice.

SEC. 6. *Enforcement.* Persons violating any provision of this regulation are subject to the license revocation or suspension provisions, civil enforcement actions, suits for damages and criminal penalties as provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 7. *Licensing.* The provisions of Licensing Order No. 1 licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended. These provisions do not apply to any producer selling soybeans produced by him.

SEC. 8. *Protests and petitions for amendment.* Any person desiring to file a protest against or seeking an amendment to any provision of this regulation may do so in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

SEC. 9. *Definitions.* The definitions set forth in the General Maximum Price Regulation shall apply to this regulation except as follows:

"Producer" means, with respect to any lot of soybeans, a person who grows or harvests the soybeans, whether land owner, landlord or tenant.

"Trucker-merchant" means, with respect to any lot of soybeans, a person who purchases soybeans at the farm from the producer and delivers them to a buyer by truck without warehousing.

"Actual lawful transportation charges necessarily incurred" includes a reasonable charge for transportation, not in excess of any lawful maximum price therefor, when such transportation service is furnished by a seller who owns or controls the means of transportation.

"Supplier" means, as to any seller, the person from whom he purchased the soybeans being priced.

"Country Shipper" means, with respect to any lot of soybeans, a person who has received the soybeans from a producer or a trucker-merchant, and who has placed them in country storage facilities, such as in an elevator or warehouse located at a country shipping point.

"Country storage facilities" means an elevator, warehouse or other facility used for the storage of soybeans, located at a country shipping point, the term being intended to designate storage facilities through which a country shipper makes his sale.

"Storage facilities" means an elevator, warehouse or other facility used for the storage of soybeans.

SEC. 10. *Maximum prices for sales of soybeans*—(a) *Sales by a producer.* The maximum price for a sale by the producer of soybeans, bulk, shall be the applicable price set forth in Appendix A, regardless of where the purchaser takes delivery from the producer.

(b) *Sales by a trucker-merchant.* The maximum price for the sale by a trucker-merchant of soybeans, bulk, delivered to the purchaser, shall be the applicable price set forth in Appendix A, plus 1 cent per bushel plus a transportation charge for the transportation service rendered by him not exceeding the lowest common carrier rate between the points applicable to the shipment, or, if no such rate exists, the reasonable charge for such service.

(1) A trucker-merchant shall, with respect to every sale of soybeans by him, render an invoice to his purchaser stating separately the price for the soybeans and the transportation charge being made; the invoice shall also show the name and address of the producer, the quantity secured at that point, the date of purchase, and the name and address of the trucker-merchant.

(c) *Sales by a country shipper.* The maximum price for the sale of soybeans, bulk, by a country shipper, shall be the applicable price set forth in Appendix A, plus 5 cents per bushel, plus actual lawful transportation charges necessarily incurred by the seller in delivering to his purchaser from his storage facilities.

(d) *All other sales.* The maximum price for the sale of soybeans by any seller not specifically provided for in paragraphs (a) through (c) of this section, shall be the maximum price which the seller's supplier could lawfully have charged the seller, plus actual lawful transportation charges necessarily incurred by the seller in delivering to his purchaser, plus, to the extent permitted under subparagraph (1) of this paragraph, the appropriate one of the following markups:

If the seller owns or maintains storage facilities, except country storage facilities, and he unloads the lot into them, a maximum markup of 2½ cents per bushel; or

In all other cases, a maximum markup of 1 cent per bushel.

(1) The aggregate markup for all sales by all sellers whose maximum prices are established under this paragraph (d) shall not exceed the applicable maximum markup specified in this paragraph, and the markup which a subsequent seller may add on resale is reduced or eliminated as the case may be, by the amount of the markups taken by prior sellers establishing a maximum price under this paragraph (d).

APPENDIX A—BASE PRICES

All prices herein are for a bushel of 60 pounds of soybeans after deducting the weight of foreign material and dockage in excess of 2 percent.

(a) Base prices for soybeans of grade 2. The base prices per bushel for soybeans of grade 2 as set forth in the Handbook of Official Grain Standards of the United States, issued by the United States Department of Agriculture are as follows:

	Per bushel
U. S. No. 2, classes I (yellow) and II (green)	$2.10
U. S. No. 2, classes III (brown), IV (black), and V (mixed)	1.90

For the purpose of determining the applicable base price, all mixtures of green soybeans in class I and yellow soybeans in class II shall be disregarded, and the base price of $2.10 shall be applicable to all such soybeans unless they contain more than five percent of brown, black, and/or bi-colored soybeans, either singly or in any combination.

(b) *Premiums and discounts.* The following premiums and discounts apply to the applicable base price:

(1) Test Weight—½ cent per bushel discount for each pound under 54 pounds. For the purpose of computing this discount, test weight determinations shall be rounded to the nearest pound.

(2) Moisture—1 cent premium for each ½ percent under 14 percent down to, and including, 11 percent, 1½ cents per bushel discount for each ½ percent in excess of 14 percent up to, and including 18 percent and 2 cents per bushel for each ½ percent in excess of 18 percent. For the purposes of computing these premiums and discounts, moisture determinations shall be rounded to the nearest ½ percent.

(3) Splits—¼ cent per bushel discount for each 5 percent or fraction thereof in excess of 15 percent.

(4) Damage (other than green damage [1])—½ cent per bushel discount for each 1 percent in excess of 3 percent, but not in excess of 25 percent. 1 cent per bushel for each 1 percent in excess of 25 percent, but not in excess of 60 percent. 1½ cents per bushel for each 1 percent in excess of 60 percent.

(5) Green damage [1].—⅗ cent per bushel discount for each 1 percent of green damage in excess of 3 percent total damage.

[1] When soybeans contain total damage in excess of 3 percent, the first 3 percent of total damage shall be considered to be damage other than green damage. For the purpose of computing these discounts, total damage and green shall be rounded to the nearest whole percent before computing damage other than green.

(6) Dockage and Foreign Material.—The total weight of foreign material and dockage combined in excess of 2 percent shall be deducted from the total gross weight of soybeans delivered when determining the net number of bushels of soybeans. For the purpose of this determination, dockage shall be expressed in whole percentages and fractional percentages shall be disregarded. Foreign material percentages shall be rounded to the nearest ⅒ percent.

(7) In rounding to the nearest whole number of percent, a fraction of one-half or less shall be disregarded and a fraction of more than one-half shall be considered a whole number or whole percent.

NOTE: The record-keeping provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective April 11, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: April 4, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6112; Filed, Apr. 11, 1946; 11:35 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 1 to Supp. Service Reg. 12]

HAND LAUNDRIES IN PHILADELPHIA AREA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Service Regulation 12 is amended in the following respect:

Table 1 of § 1499.662 (a) (1) is amended to read as follows:

Laundry service:	*Cents*
Shirts	.17
Sheets	.13
Pillow cases	.06
Face towels	.04
Bath towels	.06
Handkerchiefs (Men's & Ladies)	.03
Men's socks	.06
Men's undershirts	.10
Men's shorts	.10
Men's pajamas	.25
Union suits	.20
Overall pants	.25
Wash pants	.35
Coveralls	.40

This amendment shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6128; Filed, Apr. 11, 1946; 11:34 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 4 to Rev. Supp. Service Reg. 50]

POSTING OF PRICE LISTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.648 of RSSR No. 50 is amended in the following respect:

Paragraph (a) is amended to read as follows:

(a) The Price Administrator, any Regional Administrator, and any District Director authorized to act by the Regional Administrator having jurisdiction over his district, may issue:

(1) General orders applicable to the territory within his jurisdiction, or any part thereof, establishing maximum prices for those services listed in paragraph (c) subject to any limitations set forth therein; or

(2) General orders requiring sellers to post their maximum prices in accordance with the provisions of section 14 (c) of RMPR 165, as amended.

This amendment shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6129; Filed, Apr. 11, 1946; 11:34 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 586, Amdt. 2 to Supp. Storage Reg. 4]

MERCHANDISE WAREHOUSING FOR CERTAIN GOVERNMENT AGENCIES IN DESIGNATED CITIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

In the table of rates in Section 10, the handling rates shown for New Orleans, La. in Columns GD and GE are changed from 6.5¢ and 7¢ to 8¢ and 8.8¢, respectively.

This amendment shall become effective as of January 1, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6115; Filed, Apr. 11, 1946; 11:35 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 16]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 131 is amended in the following respects:

Section 3 (j) is added to read as follows:

(j) (i) In lieu of the maximum prices set forth in § 1400.118 (d) (7) of Maximum Price Regulation No. 118, the Band A maximum prices for the constructions of grey coutils set forth below shall be the following, and the Band B maximum prices shall be 93.5% thereof.

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2972.

Construction:	*Cents per yard*
40½", 104 x 84, 2.05 yd	33¼
38", 112 x 56, 2.73 yd	24⅞
40½", 96 x 64, 2.44 yd	27¼
40½", 112 x 68, 1.79 yd	35⅛
40½", 120 x 76, 1.55 yd	40⅞
40½", 96 x 80, 2.05 yd	33¼
40½", 96 x 68, 2.05 yd	31⅛
40½", 96 x 54, 2.25 yd	28⅞
41", 104 x 68, 2.05 yd	32
38", 96 x 62, 3.00 yd	24⅞

(ii) The maximum prices for grey coutils determined by in-lining under § 1400.101 (b) (1) (ii) of Maximum Price Regulation No. 118 are increased for Band A producers by 35.25% and for Band B producers by 26.46%.

This amendment shall become effective April 11, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6114; Filed, Apr. 11, 1946; 11:36 a. m.]

TITLE 37—PATENTS AND COPYRIGHTS

Chapter I—Patent Office, Department of Commerce

PART 3—LICENSES TO FILE APPLICATIONS FOR PATENTS IN FOREIGN COUNTRIES

EXTENSION OF LICENSES; OPTIONAL PROCEDURE

APRIL 10, 1946.

Two new sections are added reading as follows:

§ 3.20 *Extension of licenses.* Whenever a license to file an application in a foreign country has heretofore been granted by the Commissioner of Patents, under the provisions of Public Law 239, 77th Congress, Approved, August 21, 1941 (55 Stat. 657: 35 U. S. C. 42a), the license, subject to the provisions of any secrecy order as modified from time to time and the regulations of other agencies, is, in each case, hereby revived, renewed and extended to additionally empower the licensee under authority of said license, to file in any foreign country an application the subject matter of which is contained in the application identified therein. Licensee should apply to the envelope in which material is forwarded to the foreign country under this additional authority, the legend "License No. ------ Commissioner of Patents", inserting the number of the license.

§ 3.21 *Optional procedure.* A single petition in letter form may contain a request for one or more licenses to file in foreign countries applications and amendments thereto which include only the subject matter of one or more applications on file in the United States Patent Office and each of the latter applications must be identified by serial number, inventor, title of invention and date of filing. The data of each identified application must be on separate lines double spaced from the data of each other application with a wide margin on each side of the paper for any necessary entries. Each application identified will be sepa-

rately licensed to permit filing in all countries subject to secrecy orders and regulations of other agencies. Licensee, in filing abroad, may combine or divide any licensed subject matter provided such action does not involve further invention.

(Regulations of other agencies at this date prevent filing in Germany and Japan and require that technical data destined for Bulgaria, Austria, Roumania, Hungary, Spain and Argentina be forwarded to the Technical Data Licensing Section, Office of International Trade, Department of Commerce for transmission abroad. In all other cases the licensed material may be mailed or forwarded direct by the licensee without presentation of the license to the transmitting agency.)

The name and address of petitioner should be clearly set forth on all petitions.

(55 Stat. 657, 35 U. S. C. 42a)

[SEAL] CASPER W. OOMS,
Commissioner of Patents.

Approved:

H. A. WALLACE,
Secretary of Commerce.

[F. R. Doc. 46-6007; Filed, Apr. 10, 1946; 12:33 p. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office, Department of the Interior

[Circ. 1615]

PART 191—GENERAL REGULATIONS APPLICABLE TO MINERAL PERMITS, LEASES, AND LICENSES (PARTS 192 TO 198, INCLUSIVE)

LEASES OF MINERAL DEPOSITS (OTHER THAN OIL AND GAS), AND LANDS CONTAINING SUCH DEPOSITS DEVELOPED IN CONNECTION WITH WORLD WAR II

Part 191 is amended by adding thereto the following:

§ 191.16 *Leasing of mineral deposits developed by Governmental Agency to aid in the prosecution of World War II.* Except as otherwise provided by law, any mineral deposits (other than for oil and gas) and public lands containing such deposits which are subject to disposition under the provisions of any mineral leasing act, the production from which has been used by any Federal Agency in connection with the prosecution of World War II, may be leased to the agency controlling the facilities using such production, or to any purchaser or lessee of such facilities, by negotiation, or by requiring the agency, its purchaser or lessee to meet the highest competitive bid received under sealed bids for such lease.

(Sec. 32, 41 Stat. 450, 30 U.S.C. 189; sec. 5, 44 Stat. 302, 30 U.S.C. 275; sec. 5, 44 Stat. 1058, 30 U.S.C. 285)

FRED W. JOHNSON,
Commissioner.

Approved: April 2, 1946.

OSCAR L. CHAPMAN,
Under Secretary.

[F. R. Doc. 46-6078; Filed, Apr. 11, 1946; 9:36 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[SO 95, Amdt. 4]

PART 95—CAR SERVICE

APPOINTMENT OF REFRIGERATOR CAR AGENTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of the provisions of Service Order No. 95 (7 F.R. 9257), as amended (8 F.R. 17428; 10 F.R. 15175, 15354), and good cause appearing therefor; *It is ordered*, That:

Service Order No. 95 (7 F.R. 9257), as amended (8 F.R. 17428, 10 F.R. 15175, 15354) be, and it is hereby, further amended by substituting the following paragraph (d) of § 95.302, *Refrigerator car agent*, for paragraph (d) thereof:

(d) This order, as amended, shall expire at 11:59 p. m., June 30, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this amendment shall become effective at 12:01 a. m., April 30, 1946; that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6138; Filed, Apr. 11, 1946; 11:41 a. m.]

[4th Rev. S. O. 180, Amdt. 4]

PART 95—CAR SERVICE

DEMURRAGE ON REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of Fourth Revised Service Order No. 180 (10 F.R. 14970) as amended (11 F.R. 1627, 1991, 3605) and good cause appearing therefor: *It is ordered*, That:

Fourth Revised Service Order No. 180 as amended be, and it is hereby, further amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 7:00 a. m., August 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, That this amendment shall become effective at 12:01 a. m., April 14, 1946; that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6139; Filed, Apr. 11, 1946; 11:41 a. m.]

[Rev. S. O. 188, Amdt. 4]

PART 95—CAR SERVICE

REFRIGERATOR CAR DEMURRAGE ON STATE BELT RAILROAD OF CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of Revised Service Order No. 188 (10 F.R. 15175) as amended (11 F.R. 1626, 1992, 3605) and good cause appearing therefor: *It is ordered*, That:

Revised Service Order No. 188, as amended, be, and it is hereby, further amended by substituting the following paragraph (d) for paragraph (d) thereof:

(d) *Expiration date.* This order shall expire at 7:00 a. m., August 31, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this amendment shall become effective at 12:01 a. m., April 14, 1946; that a copy of this order and direction shall be served upon the California State Railroad Commission and upon the State Belt Railroad of California; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6140; Filed, Apr. 11, 1946; 11:41 a. m.]

[S. O. 396, Amdt. 2]

PART 95—CAR SERVICE

PERISHABLES; RESTRICTIONS ON RECONSIGNING

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of Service Order No. 396 (10 F.R. 15008), as amended (11 F.R. 1627), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 396 as amended be, and it is hereby, further amended by substituting the following paragraph (h) for paragraph (h) thereof:

(h) *Expiration date.* This order shall expire at 11:59 p. m., August 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this amendment shall become effective at 12:01 a. m., April 14, 1946; that a copy of this order and direction shall be served upon each State railroad regulatory body and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6141; Filed, Apr. 11, 1946; 11:41 a. m.]

[S. O. 394, Amdt. 7]

PART 95—CAR SERVICE

FREE TIME ON REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of Service Order No. 394 (10 F.R. 15008), as amended (10 F.R. 15073, 15354; 11 F.R. 408, 1627, 1992, 2277), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 394, as amended, be, and it is hereby, further amended by substituting the following paragraph (h) for paragraph (h) thereof:

(h) *Expiration date.* This order shall expire at 7:00 a. m., August 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, That this amendment shall become effective at 12:01 a. m., April 14, 1946; that a copy of this order and direction shall be served upon each State commission and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6142; Filed, Apr. 11, 1946; 11:41 a. m.]

[S. O. 436, Amdt. 2]

PART 95—CAR SERVICE

REMOVAL AND RETURN OF EMPTY REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 10th day of April A. D. 1946.

Upon further consideration of Service Order No. 436 (11 F. R. 815), as amended (11 F.R. 1627), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 436 as amended be, and it is hereby further amended by substituting the following paragraph (i) for paragraph (i) thereof:

(i) *Expiration date.* This order shall expire at 11:59 p. m., August 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this amendment shall become effective at 12:01 a. m., April 14, 1946; that a copy of this order and direction shall be served upon each State Commission and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6143; Filed, Apr. 11, 1946; 11:41 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Office of the Secretary.

[Order 2180]

COMMISSIONER OR ASSISTANT COMMISSIONER OF GENERAL LAND OFFICE

DELEGATION OF AUTHORITY

Pursuant to sections 161, 453 and 2478, Rev. Stat. (5 U.S.C. sec. 22, and 43 U.S.C. secs. 2 and 1201, respectively), it is hereby ordered as follows:

I. In addition to the classes of matters described in Secretary's Orders Nos. 1799 of March 19, 1943 (8 F.R. 3743), and 1961 of June 27, 1944 (9 F.R. 7529), the Commissioner or Assistant Commissioner of the General Land Office may hereafter act in relation to the following classes of matters without obtaining Secretarial approval unless the Secretary in any particular matter determines otherwise, subject in any event to an appeal to the Secretary according to the rules of practice and subject to the provisions of Part II of this order:

(a) Classification under section 7 of the Taylor Grazing Act of June 28, 1934 (43 Stat. 1269, 1272), as amended by the act of June 26, 1936 (49 Stat. 1976, 43 U.S.C. sec. 315f), of land as being suitable for disposition as follows:

(1) Under the homestead laws or the desert land laws.

(2) As an isolated tract under section 14 of the Taylor Grazing Act, as amended; and, upon such classification, the sale of such isolated tract pursuant to the policies enunciated in Secretary's Order No. 1973 of August 4, 1944.

(3) Under the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a); and upon such classification, section I (b), of Secretary's Order No. 1799 of March 19, 1943, shall then apply; *Provided, however*, That classifications covering more than 2,000 acres of land shall continue to be submitted for Secretarial approval.

(4) Private land exchanges pursuant to section 8 of the Taylor Grazing Act, where both the offered and the selected lands are within a grazing district; and, upon such classification, the approval of such exchanges.

(b) Cancellation of liability on contracts (including leases and permits) and bonds after the contract has been fully performed, or terminated by agreement of the parties, and the determination incident to the cancellation of such liability.

(c) Extension of time in which to cut timber under timber patents on Oregon revested and reconveyed lands, under the act of May 19, 1930 (46 Stat. 369).

(d) Termination of rights under timber patents under the act of June 9, 1916 (39 Stat. 218).

(e) Acceptance of surrender of part or entire leases and permits of all types administered by the General Land Office.

(f) Elimination from leases and permits of all types of such lands which, having been previously disposed of, or having been subject to a withdrawal or reservation, were erroneously included.

(g) Approval of collective lease bonds to cover operations in oil and gas unit areas.

(h) Issuance of competitive oil and gas leases under section 17 of the Mineral Leasing Act after acceptance of the bids by the Secretary.

(i) Approval of applications for rights-of-way and the issuance, modification and assignment of such easements, under the following acts, *Provided however*, That the authority hereunder shall not relate to applications involving lands within national parks, Indian or other reservations of the United States:

(1) Act of March 3, 1891 (26 Stat. 1101), as amended by the act of March 4, 1917 (39 Stat. 1197), act of March 1, 1921 (41 Stat. 1194), and the act of May 28, 1926 (44 Stat. 668; 43 U.S.C. secs. 946–950), for right-of-way for canals, laterals, and reservoir sites for irrigation and drainage purposes, including the right to materials for construction thereof, and permits or easements for caretaker's building sites on adjoining acreage.

(2) Section 17 of the Federal Aid Highway Act of November 9, 1921 (42 Stat. 216; 23 U.S.C. sec. 18) for right-of-way for highways and road building material sites.

(3) Act of June 8, 1938 (52 Stat. 633, as amended; 23 U.S.C. sec. 10b) for right-of-way for roadside and landscape development under the Federal Aid Highway Act.

(4) Act of November 19, 1941 (55 Stat. 767; 23 U.S.C. Supp. IV sec. 108) for right-of-way for flight strips under the Federal Aid Highway Act.

(j) Applications for reservoir sites for water for livestock under the act of January 13, 1897 (29 Stat. 484) as amended by the act of March 3, 1923 (42 Stat. 1437; 43 U.S.C. secs. 952–955).

II. Except as provided in subsection (a) of Part I, this order does not authorize classification pursuant to section 7 of the Taylor Grazing Act or pursuant to any other act requiring classification of public lands. Nor does this order affect the responsibility of the Solicitor for the review of legal questions. In the event of any disagreement or difference of views with respect to any matter listed in this order or in Orders 1799 of March 19, 1943, and 1961 of June 27, 1944, between the General Land Office and any other Office, Bureau or Service of this Department, the matter shall be presented to the Department for Secretarial determination and approval. All general rules, regulations, circulars and instructions must be approved by the Secretary. Any matter affecting power shall be cleared through the Division of Power.

III. To the extent of any inconsistency with the foregoing provisions hereof, the following are hereby modified: Order No. 242 of August 29, 1927; Secretary Work's memorandum of August 29, 1927, to the Commissioner of the General Land Office; Order No. 1799 of March 19, 1943; Order No. 1961 of June 27, 1944; and all existing regulations relating to the performance of the matters herein listed.

IV. The Commissioner of the General Land Office shall, as promptly as possible, submit drafts of revised regulations which will formally incorporate the changes effected by this order.

V. The General Land Office shall make comprehensive quarterly reports of its activities under this and previous delegatory orders.

VI. This order is effective immediately, but matters now pending before the Department will be cleared as heretofore.

APRIL 8, 1946.

J. A. KRUG,
Secretary of the Interior.

[F. R. Doc. 46–6079; Filed, Apr. 11, 1946; 9:36 a. m.]

AGRICULTURE DEPARTMENT.

Production and Marketing Administration.

MILK IN LOWELL-LAWRENCE, MASS., MARKETING AREA

NOTICE OF REPORT AND OPPORTUNITY TO FILE WRITTEN EXCEPTIONS WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND TO PROPOSED AMENDMENT TO ORDER, AS AMENDED, REGULATING HANDLING

Pursuant to the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp., 900.1 et seq., 10 F.R. 11791), notice is hereby given of the filing with the hearing clerk of this report of the Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration, United States Department of Agriculture, with respect to a marketing agreement and proposed amendments to the order, as amended, regulating the handling of milk in the Lowell-Lawrence, Massachusetts, marketing area, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended, (7 U.S.C. 601 et seq.). Interested parties may file exceptions to this report with the Hearing Clerk, Room 1331, South Building, United States Department of Agriculture, Washington, D. C., not later than the close of business on the third day after publication of this report in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

The proceeding was initiated by the Production and Marketing Administration as a result of a petition filed by the New England Milk Producers' Association for a public hearing to receive evidence on a proposal to increase the price for Class I milk, and to revise the provisions which exempt from the full effect of the order those handlers who dispose of no Class I milk in the marketing area. The hearing notice also included suggested amendments proposed by other persons and by the Dairy Branch, Production and Marketing Administration. It was concluded after consideration of the proposals that a hearing should be held, and a hearing was held at Lawrence, Massachusetts on February 11, 1946, following issuance of notice on February 1, 1946. The issues developed at the hearing concerned the following points:

(a) Increase in the Class I price.

(b) Provision for the same basic formulas for Class I and Class II prices used in the Greater Boston and in the Lowell-Lawrence marketing areas.

(c) Amendment of the provision which exempts from the full effect of the order those handlers who dispose of no Class I milk in the marketing area.

(d) Definition of the marketing area.

(e) Powers and duties of the market administrator.

Two of the issues developed cannot be acted upon immediately. It is desirable that the provision which exempts handlers who dispose of no Class I milk in the marketing area be amended before the season of heaviest production this year, May and June. Accordingly, this report recommends deferring any action on issues involving the Class I price, and making amendments to the order promptly on the other matters. With respect to the issues on which immediate action is recommended, conclusions as to what action should be taken by the Secretary are contained in the remainder of this report. Some of the considerations leading to the conclusions are indicated.

(2) *Provision for the same basic formulas for Class I and Class II prices in the Greater Boston and in the Lowell-Lawrence marketing area.* With respect to the proposal that the basic formula for the Class I price be the same for the Lowell-Lawrence and the Greater Boston marketing areas, it is recommended, as stated above, that action be deferred.

With respect to the proposal that the Class II basic formula be the same for the Lowell-Lawrence and the Greater Boston marketing areas, the evidence warrants the removal of the casein factor from the Lowell-Lawrence Class II price formula for the months of April, May, and June but does not warrant any change in the differential between the city plant price for Class II milk and the country plant price for Class II.

The Dairy Branch proposed that the basic formula in the Lowell-Lawrence Order be made to conform to the formula for Class II milk in the marketing order for the Greater Boston area. The proposal was supported by the history of price relationships between the two markets and the evidence of movements of milk from one market to the other. A report has been issued for exceptions of handlers and producers in the Boston market which recommends an upward revision in the skim factor of the Class II formula for the months August through February. Therefore, the Lowell-Lawrence Order should be amended at this time to incorporate the higher skim factor for those months.

(3) *Amendment of the provision which exempts from the full effect of the order those handlers who dispose of no Class I milk in the marketing area.* Paragraph (f) of the section on application of provisions exempts now from the full effect of the order those handlers who dispose of no Class I milk in the marketing area. There was evidence that under the present language of this section, New England Milk Producers' Association will not be able to assemble the surplus milk of outside dealers at its unregulated plants for most efficient shipment to its plant in the marketing area without causing those plants to become fully subject to the order. It was proposed to amend the order to permit such movements without making these outside plants subject to the order. No basic change in the underlying principle of the provision is involved and the proposal should be adopted, to permit more efficient handling of surplus milk without disadvantage to the producers or handlers in the Lowell-Lawrence market.

The proposal in the hearing notice was intended to accomplish this result by modifying the present paragraph (f) of § 934.8. However, that proposed amendment could have excluded from the pricing provisions of the order a regular country receiving station of a Lowell-Lawrence handler. In order to limit the type of plants to which the exemption from pricing provisions would apply a new paragraph is proposed to describe the plants which the record indicates should be exempted from such provisions.

(4) *Definition of the marketing area.* The towns of Boxford and Dunstable should be removed from the list of cities and towns in the marketing area. Each town has a population of less than one thousand. In the case of Boxford, most of the consumers are supplied with milk originating in areas which are outside the marketing area and which are under state control. Normally, none of its milk supply originates outside of Massachusetts. Except for two handlers who service Dunstable, and who would continue to be subject to the order, the other handlers in the town are producers who are classified as producer-handlers merely because they distribute small quantities of milk.

(5) *Powers and duties of the market administrator.* In verifying the utilization of milk and the quantities utilized, the market administrator must necessarily make determinations in individual cases as to how the order applies. In some instances he has already issued instructions to handlers, advising them of the method he will use in carrying out certain provisions of the order. It should be a regular function of the market administrator to issue as rules and regulations such determinations and instructions as have a general application in administering the order.

The function of preparing and disseminating market information should be transferred from the list of the market administrator's powers to the paragraph which sets forth his duties.

The following proposed amendments to the order, as amended are recommended as the detailed means by which these conclusions may be carried out. The proposed marketing agreement is not included in this report because the proposals applicable to it would be the same as those contained in the order, as amended, and as proposed here to be further amended.

Proposed Amendments

1. Delete from § 934.3 (a) (3) the words "Boxford" and "Dunstable."

2. Revise § 934.4 (b) to read as follows:

(b) *Powers.* The market administrator shall have power:

(1) To administer the terms and provisions hereof;

(2) To make rules and regulations to effectuate the terms and provisions hereof;

(3) To receive, investigate, and report to the Secretary complaints of violations of the terms and provisions hereof; and

(4) To recommend to the Secretary amendments hereto.

3. In § 934.4 (c) renumber subparagraphs 5 and 6, and add a new subparagraph 5 to read as follows:

(5) Prepare and disseminate for the benefit of producers, consumers, and handlers statistics and information concerning the operation of this order.

4. Delete § 934.6 (b) (2) (iii) and substitute:

(iii) Compute any plus amount for skim milk value which results from the following calculation. Using the midpoint in any range as one quotation, compute the average quotation per pound of nonfat dry milk solids in carlots for roller process human food products in barrels, and for hot roller process animal feed products in bags, as published during the delivery period by the United States Department of Agriculture for New York City. Multiply each such average quotation by the applicable percentage indicated for the delivery period in the following table and combine the results, subtract 4 cents, and multiply the remainder by 7.5.

Delivery period	Human food products	Animal feed products
	Percent	*Percent*
January	100	0
February	100	0
March	50	50
April	50	50
May	50	50
June	50	50
July	50	50
August	75	25
September	75	25
October	100	0
November	100	0
December	100	0

5. Delete § 934.6 (b) (2) (iv).

6. In § 934.8 add a new paragraph to read as follows:

(g) *Special plant transfers.* In the case of milk or skim milk handled at any of a handler's plants at which milk or skim milk is received from the type of handler described in (f) of this section, and from which all milk or skim milk sold, distributed or disposed of in the marketing area is first moved to another plant of the receiving handler from which Class I milk is disposed of in the marketing area, the provisions of this order shall apply only to the milk so moved. Milk or skim milk so moved shall be considered as a receipt of Class II milk from the type of handler described in (f) of this section: *Provided*, That no greater quantity of milk or skim milk shall be considered as receipts of Class II milk at the plant from which Class I milk is disposed of in the marketing area than the total quantity of milk or skim milk utilized as Class II milk at that plant.

7. In § 934.12 (a) insert after the words ". . . with respect to milk or skim milk received from the type of handler described in § 934.8 (f)", the words "and moved to the marketing area."

This report filed at Washington, D. C., this 11th day of April 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46–6106; Filed, Apr. 11, 1946; 11:11 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 8079), and Administrative Order June 7, 1943 (8 F.R. 7890):

Arena Manufacturing Company, 23 Washington Street, Natick, Massachusetts; Dresses; ten (10) learners (T); effective April 1, 1946, expiring March 31, 1947.

The Fitz Overall Company, 112–114 South Second Street, Atchison, Kansas; ten (10) learners (T); Pants, overalls, coveralls and workshirts; effective March 28, 1946, expiring March 27, 1947.

Gort Girls' Frocks, Inc., 75 Stark Street, N. E. Wilkes-Barre, Pennsylvania; Infants' and children's outerwear; ten (10) percent (T); effective March 23, 1946, expiring March 22, 1947.

Madison Garment Company, Madison, Virginia; Pants, overalls, coveralls and workshirts; sixty (60) learners (E); effective April 1, 1946, expiring September 30, 1946.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

J. A. Cline & Son, Hildebran, North Carolina; seamless hosiery; ten (10) percent (AT); effective April 3, 1946, expiring October 2, 1946.

Crescent Hosiery Mills, Niota, Tennessee; seamless hosiery; five (5) percent (T); effective April 3, 1946, expiring April 2, 1947.

Damascus Hosiery Mills, Inc., Damascus, Virginia; seamless hosiery; fifteen (15) learners (E); effective March 22, 1946, expiring September 21, 1946.

Hickory Knitting Mills, Hickory, North Carolina; seamless hosiery; five (5) learners (T); effective April 3, 1946, expiring April 2, 1947.

John-Massey Hosiery Company, Valdese, North Carolina; seamless hosiery;

ten (10) learners (E); effective April 6, 1946, expiring October 5, 1946.

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125):

The United Farmers Telephone Company, Cameron, West Virginia; one (1) learner (T); effective March 28, 1946, expiring March 27, 1947.

Regulations, Part 522—Regulations Applicable to the Employment of Learners:

Morse & Company, Valley Avenue, Bangor, Maine; Lumber—Building industries, doors, etc.; three (3) learners; Moulderman and Shopman, 320 hours at 30 cents per hour for first 240 hours; 35 cents per hour for next 80 hours; effective April 1, 1946, expiring September 30, 1946.

Lisbon Company, Inc., 135 Main Street, Lisbon, New Hampshire; Lumber—Brush handles, brush blocks, etc.; eight (8) learners; Woodworking machine operations, Inspecting operations, Finishing operations, 320 hours at 37 cents per hours; effective April 10, 1946, expiring October 9, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 4th day of April 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-6077; Filed, Apr. 10, 1946; 4:34 p. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G-507, G-508, G-510, G-516, G-519]

HOPE NATURAL GAS CO.

ORDER REOPENING PROCEEDINGS, CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

APRIL 5, 1946.

In the matters of Hope Natural Gas Company, Docket No. G-507; New York State Natural Gas Corporation, Docket No. G-508; The Manufacturers Light and Heat Company, and Manufacturers Gas Company, Docket No. G-510; United Fuel Gas Company, Docket No. G-516; Home Gas Company Docket No. G-519.

It appears to the Commission that:

(a) The Commission's Opinion No. 114 and accompanying orders entered April 26, 1944, at Docket Nos. G-507, G-508, G-510, G-516, and G-519, authorized Hope Natural Gas Company ("Hope") and New York State Natural Gas Corporation ("New York State Corporation") to construct and operate certain facilities described therein.

(b) Paragraph (C) of the aforesaid order of April 26, 1944, provides as follows:

(C) Until further order of the Commission, the facilities herein authorized shall be operated exclusively for the purpose of enabling Hope Natural Gas Company and New York State Natural Gas Corporation to supply the natural-gas requirements of the following-named customers of New York State Natural Gas Corporation in accordance with the terms and provisions of existing contracts covering the sale and delivery of such requirements, limited, however, to the maximum annual quantities of natural gas set forth in the following tabulation:

	Annual volume (Mcf)
New York State Electric & Gas Corp	1,900,000
Central New York Power Corp	3,300,000
Empire Gas & Fuel Co. (Pa.)	303,750
Godfrey L. Cabot, Inc	592,750
North Penn Gas Co. & Allegany Gas Co	1,581,250
Penn-York Gas Corp	1,718,000

(c) By order of the Commission entered April 5, 1946, the aforementioned paragraph (C) of the order of April 26, 1944, was modified and amended so as to authorize Hope Natural Gas Company to supply the natural gas requirements of the New York State Natural Gas Corporation in accordance with the terms and provisions of the existing contract between such companies, which has been filed with the Commission and has been designated Hope Natural Gas Company Rate Schedule FPC No. 9; to authorize New York State Natural Gas Corporation to deliver to Empire Gas and Fuel Company an additional 365,250 Mcf of natural gas, thereby increasing the total maximum annual volume deliverable to Empire Gas and Fuel Company from 303,750 to 669,000 Mcf; and to authorize New York State Natural Gas Corporation to deliver to Dempseytown Gas Company 304,000 Mcf of natural gas annually.

(d) New York State Natural Gas Corporation on January 22, 1946, filed with the Commission a petition, supplemented by information submitted February 4, 1946, to authorize New York State Corporation to deliver to Dempseytown Gas Company 632,500 Mcf of natural gas annually instead of 304,000 Mcf annually as requested in an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, filed by New York State Natural Gas Corporation on October 16, 1945, Docket No. G-508.

(e) On February 25, 1946, New York State Corporation, Docket No. G-508, filed with the Commission a petition requesting modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, insofar as it pertains to the sale and delivery of natural gas to Penn-York Natural Gas Corporation. New York State Corporation requests that the limitation be modified so as to authorize it to increase from 1,718,000 Mcf to 2,083,000 Mcf, the maximum annual quantity of natural gas deliverable to Penn-York Natural Gas Corporation.

The Commission finds that:

(1) It is necessary and appropriate in the public interest that the record in the proceedings docketed as *In the Matters of Hope Natural Gas Company, et al.*, Docket Nos. G-507, G-508, G-510, G-516, and G-519, be reopened for the purpose of taking evidence with respect to the matters involved and the issues presented (1) by the petition of New York State Natural Gas Corporation filed January 22, 1946, and supplemented by information submitted February 4, 1946, for authority to deliver additional volumes of gas to Dempseytown Gas Company, and (2) by the petition filed by New York State Natural Gas Corporation on February 25, 1946, requesting modification of paragraph (C) of the Commission's order of April 26, 1944, insofar as it pertains to the sale and delivery of natural gas to Penn-York Natural Gas Corporation.

(2) The reopened proceedings referred to in paragraph (1) hereof may present substantially similar issues and facts as those presented in connection with the petition of New York State Natural Gas Corporation filed February 8, 1946, requesting modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, insofar as it pertains to the sale of natural gas to Central New York Power Corporation, and in connection with the application of Central New York Power Corporation, Docket No. G-702.

The Commission orders that:

(A) The record in the proceeding In the Matter of Hope Natural Gas Company, et al., Docket Nos. G-507, G-508, G-510, G-516, and G-519 be and it is hereby reopened for the purpose of taking evidence with respect to the matters involved and the issues presented by the petitions of New York State Natural Gas Corporation referred to in paragraphs (d), (e) and (1) hereof.

(B) The reopened proceedings be consolidated for purpose of hearing with the proceeding In the Matter of Central New York Power Corporation, Docket No. G-702, which has been set by order of the Commission entered April 2, 1946, to commence on April 23, 1946, at 10:00 a. m. (est), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C.

(C) All intervenors in the proceedings In the Matter of Hope Natural Gas Company, et al., Docket Nos. G-507, G-508, G-510, G-516, and G-519 may participate in the reopened and consolidated proceedings in accordance with leave heretofore granted by the Commission.

(D) Interested State commissions may participate in said hearing as provided in § 67.4 of the Provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6145; Filed, Apr. 11, 1946; 11:42 a. m.]

[Docket No. G-508]

NEW YORK STATE NATURAL GAS CORP.

NOTICE OF PETITIONS FOR MODIFICATION OF ORDER ISSUING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

APRIL 10, 1946.

Notice is hereby given of the petitions of New York State Natural Gas Corporation ("Petitioner") a corporation organized under the laws of the State of New York with its principal place of business at 30 Rockefeller Plaza, New York, New York, filed with the Federal Power Commission on January 24, 1946, as supplemented on February 4, 1946; February 25, 1946; and on April 8, 1946, requesting modification of paragraph (C) of the Commission's order of April 26, 1944, issuing to Petitioner a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, In the Matters of Hope Natural Gas Company, et al., Docket Nos. G-507, G-508, G-510, G-516 and G-519.

Paragraph (C) of the Commission's order of April 26, 1944, reads as follows:

(C) Until further order of the Commission, the facilities herein authorized shall be operated exclusively for the purpose of enabling Hope Natural Gas Company and New York State Natural Gas Corporation to supply the natural-gas requirements of the following-named customers of New York State Natural Gas Corporation in accordance with the terms and provisions of existing contracts covering the sale and delivery of such requirements, limited, however, to the maximum annual quantities of natural gas set forth in the following tabulation:

	Annual volume (Mcf)
New York State Electric & Gas Corp	1,900,000
Central New York Power Corp	3,300,000
Empire Gas & Fuel Co. (Pa.)	303,750
Godfrey L. Cabot, Inc	592,750
North Penn Gas Co. & Allegany Gas Co	1,581,250
Penn-York Natural Gas Corp	1,718,000

By order of the Commission entered April 5, 1946, the aforementioned paragraph (C) of the order of April 26, 1944, was modified and amended so as to authorize Hope Natural Gas Company to supply the natural-gas requirements of New York State Natural Gas Corporation up to 14,000,000,000 cubic feet annually in accordance with the terms and provisions of the existing contract between such companies, which has been filed with the Commission and has been designated Hope Natural Gas Company Rates Schedule FPC No. 9; to authorize New York State Natural Gas Corporation to deliver to Empire Gas and Fuel Company an additional 365,250 Mcf of natural gas annually, thereby increasing the total maximum annual volume deliverable to Empire Gas and Fuel Company from 303,750 to 669,000 Mcf; and to authorize New York State Natural Gas Corporation to deliver to Dempseytown Gas Company 304,000 Mcf of natural gas annually.

New York State Natural Gas Corporation on January 24, 1946, filed with the Commission a petition, supplemented by information submitted February 4, 1946, to authorize New York State Natural Gas Corporation, to deliver to Dempseytown Gas Company 632,500 Mcf of natural gas annually instead of 304,000 Mcf annually as requested in an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, filed by New York State Natural Gas Corporation on October 16, 1946, Docket No. G-508.

On February 25, 1946, New York State Natural Gas Corporation, Docket No. G-508, filed with the Commission a petition requesting modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, insofar as it pertains to the sale and delivery of natural gas to Penn-York Natural Gas Corporation. New York State Natural Gas Corporation requests that the limitation be modified so as to authorize it to increase from 1,718,000 Mcf to 2,083,000 Mcf, the maximum annual quantity of natural gas deliverable to Penn-York Natural Gas Corporation.

On April 8, 1946,. New York State Natural Gas Corporation filed with the Commission a petition requesting modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, insofar as it pertains to the sale and delivery of natural gas to North Penn Gas Company and Allegany Gas Company. Petitioner requests that the aforementioned paragraph (C) be revised to eliminate all limitation on the volumes of gas deliverable to North Penn Gas Company and Allegany Gas Company.

A person desiring to be heard or make any protest with reference to said petitions should, on or before the 20th day of April, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6146; Filed, Apr. 11, 1946; 11:42 a. m.]

[Docket No. G-600]

PENN-YORK NATURAL GAS CORP.

ORDER GRANTING REHEARING AND STAY

APRIL 5, 1946.

Upon consideration of the application filed on March 11, 1946, by Penn-York Natural Gas Corporation, in the above entitled matter, for a rehearing and for stay of the Commission's order reducing rates entered February 16, 1946, pursuant to Opinion No. 129;

It appearing to the Commission that:

Good cause exists for granting such rehearing and for granting a stay as hereinafter provided;

The Commission orders that:

(A) The application for rehearing of said order of February 16, 1946, be and the same is hereby granted, such rehearing to be held commencing at 10:00 a. m. (e. s. t.) on April 29, 1946, in the Main Hearing Room of the Commission, 1800 Pennsylvania Avenue NW., Washington, D. C.

(B) Said rehearing shall be limited to evidence pertaining to the rate of return as determined by the Commission in its order of February 16, 1946.

(C) Said order of February 16, 1946, be and the same is hereby stayed, pending determination of this matter before the Commission upon rehearing.

(D) Interested state commissions may participate in the rehearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6147; Filed, Apr. 11, 1946; 11:42 a. m.]

[Docket No. G-707]

OHIO FUEL GAS CO.

ORDER FIXING DATE OF HEARING

APRIL 5, 1946.

Upon consideration of the application filed on March 25, 1946, by The Ohio Fuel Gas Company (Applicant), for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of the following facilities:

(1) About 15 miles (80,000 feet) of 12¾-inch O. D. natural gas transmission line, located in Butler Township, Montgomery County, and in Monroe and Concord Townships, Miami County, Ohio, extending from Applicant's existing 16-inch natural gas transmission line (Z-50) in Butler Township, Montgomery County, to Applicant's existing 8-inch natural gas transmission line (Z) at the western edge of the City of Troy, Concord Township, Miami County, Ohio;

(2) About one mile (5,600 feet) of 4-inch natural gas transmission line from a point of connection on the above 12¾-inch line in a generally easterly direction to Applicant's existing measuring station on the western edge of the community of Tipp City, all lying in Monroe Township, Miami County, Ohio;

(3) Also connections, valves and regulators to permit attachment and connection of proposed facilities to Applicant's existing facilities.

The Commission orders that:

(A) A public hearing be held commencing on the 24th day of April, 1946, at 10:00 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C., concerning the matters involved and the issues presented in this proceeding.

(B) Interested State commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

(C) In accordance with § 57.10 of the Provisional rules of practice and regulations under the act, the Commission may, after a noncontested hearing, proceed by order to dispose of this application upon consideration of the evidence contained in and filed with the application and such additional evidence as the Commission may require to be filed for its consideration, all of which, together with the application, it is contemplated, will be incorporated in and will, in the absence of participation by any intervening parties, constitute substantially the record of hearing to be held on the date fixed by this order.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6148; Filed, Apr. 11, 1946; 11:42 a. m.]

[Docket No. G-708]

UNITED GAS PIPE LINE CO.

NOTICE OF APPLICATION

APRIL 8, 1946.

Notice is hereby given that on March 20, 1946, United Gas Pipe Line Company (Applicant), a Delaware corporation having its principal place of business at Shreveport, Louisiana, filed with the Federal Power Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended.

According to the application the Applicant proposes to construct and operate a 6-inch transmission pipe line approximately 86 miles in length, and appurtenant facilities including measuring and regulating equipment, beginning at a point at or near the northern terminus of and connecting with Applicant's Jackson-Hattiesburg 8-inch Line at a point near the City of Jackson, Mississippi and extending in an easterly direction to a point near the town of Newton, Newton County, Mississippi, and thence in a northerly direction to terminate at a point near the town of Philadelphia, Neshoba County, Mississippi.

The estimated cost of the proposed construction of 86 miles of pipe line and appurtenant facilities is approximately $720,000.

Applicant submits that the proposed new line is to be constructed for the purpose of supplying the requirements of natural gas for resale through distribution systems proposed to be constructed by United Gas Corporation, which corporation owns all of the issued and outstanding capital stock of Applicant. The Applicant proposes to sell natural gas to United Gas Corporation at the city rates for resale in the following communities situated along said proposed line: Brandon, Pelahatchee, Morton, Forest, Lake, Newton, Decatur, Union and Philadelphia, all in the State of Mississippi. Applicant also proposes to sell natural gas to United Gas Corporation for resale to rural consumers along the route of the proposed line.

Applicant states there are no main line industrial customers to be served from the proposed facilities at present, and there is no other natural gas company rendering service within any of the counties to be traversed by the proposed line.

Applicant further states that a more detailed description of the facilities proposed to be constructed will be set forth in an amendment to the present application.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 25th day of April 1946, file with the Federal Power Commission, Washington 25, D. C. a petition or protest in accordance with the Commission's Provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6149; Filed, Apr. 11, 1946; 11:42 a. m.]

[Docket No. IT-5083]

COMISION NACIONAL DE IRRIGACION AND CENTRAL POWER AND LIGHT CO.

NOTICE OF APPLICATION

APRIL 9, 1946.

Notice is hereby given that the Comision Nacional de Irrigacion, a governmental agency of the Republic of Mexico, and Central Power and Light Company of Corpus Christi, Texas, have filed joint application pursuant to the provisions of section 202 (e) of the Federal Power Act (16 U. S. C. 824a (e)) for authority to transmit electric energy from the electric generating plant of Central Power and Light Company at San Benito, Texas, across the international boundary between the United States and Mexico near Los Ebanos, Texas, to San Miguel de Camargo, Tamaulipas, Mexico, in an amount not to exceed 576,000 kilowatthours per year and at a rate of supply not in excess of 100 kilowatts, and for temporary permission pending final action on the above application.

Any person desiring to be heard or to make any protest with reference to said application should, on or before April 25, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations under the Federal Power Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6150; Filed, Apr. 11, 1946; 11:43 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5867]

ANDREW L. FOX, ET AL.

In re: Andrew L. Fox v. George Foshag, et al.; File D-28-9307; E. T. sec. 12274.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Eva Katherina Heilmann in and to the proceeds of the real estate sold pursuant to court order in a certain partition suit entitled "Andrew L. Fox v. George Foshag, et al. No. 9403," in the Dearborn Circuit Court, State of Indiana,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Eva Katherina Heilmann, Germany.

That such property is in the process of administration by Charles A. Lowe, Lawrenceburg, Indiana, Commissioner, acting under the judicial supervision of the Dearborn Circuit Court, Lawrenceburg, Indiana;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5965; Filed, Apr. 10, 1946; 11:08 a. m.]

[Vesting Order 5869]

LOUIS WIEDEMANN

In re: Estate of Louis Wiedemann, deceased; File D-28-7913; E. T. sec. 8682.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of George Wiedemann and his heirs, names unknown, and each of them, in and to the estate of Louis Wiedemann, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

George Wiedemann, Germany.
Heirs of George Wiedemann, names unknown, Germany.

That such property is in the process of administration by Nicholas Klein, Second National Bank Building, Cincinnati, Ohio, as Executor of the estate of Louis Wiedemann, deceased, acting under the judicial supervision of the Probate Court of Hamilton County, Ohio;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5966; Filed, Apr. 10, 1946; 11:08 a. m.]

[Vesting Order 5893]

HEDWIG L. COGGESHALL

In re: Estate of Hedwig L. Coggeshall, also known as Hedwig Coggeshall, deceased; File No. D-28-9770; E. T. sec. 13727.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Johanna Langguth, Friz Langguth and Charlotte Langguth, and each of them, in and to the Estate of Hedwig L. Coggeshall, also known as Hedwig Coggeshall, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Johanna Langguth, Germany.
Friz Langguth, Germany.
Charlotte Langguth, Germany.

That such property is in the process of administration by Lewis F. Law, as Executor, acting under the judicial supervision of the Surrogate's Court, Queens County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5967; Filed, Apr. 10, 1946; 11:08 a. m.]

[Vesting Order 6054]

ANNA FEIGENBUTZ

In re: Estate of Anna Feigenbutz, deceased; File F-28-9677; E. T. sec. 10559.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Sophie (Zeund) Zünd; Issue, names, unknown, of Sophie (Zeund) Zünd; Issue, names unknown, of Wilhelm August Feigenbutz, deceased; Issue, names unknown, of Leopold Feigenbutz, deceased; Issue, names unknown, of Rudolph Feigenbutz, Sr., deceased, and each of them, in and to the estate of Anna Feigenbutz, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Sophie (Zeund) Zünd, Germany.
Issue, names unknown, of Sophie (Zeund) Zünd, Germany.
Issue, names unkonwn, of Wilhelm August Feigenbutz, deceased, Germany.
Issue, names unknown, of Leopold Feigenbutz, deceased, Germany.
Issue, names unknown, of Rudolph Feigenbutz, Sr., deceased, Germany.

That such property is in the process of administration by F. E. Merrills, 38 First National Bank Building, Belleville, Illinois, as Administrator of the estate of Anna Feigenbutz, deceased, acting under the judicial supervision of the Probate Court of St. Clair County, Illinois;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law,

including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5968; Filed, Apr. 10, 1946; 11:08 a. m.]

[Vesting Order 6055]

HERBERT G. HEINZ

In re: Estate of Herbert G. Heinz, deceased, a/k/a H. G. Heinz, deceased; File D–55–1228; E. T. sec. 12821.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Guido Heinz in and to the Estate of Herbert G. Heinz, a/k/a H. G. Heinz, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Guido Heinz, Germany.

That such property is in the process of administration by Albert Heebner, as executor, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5969; Filed, Apr. 10, 1946; 11:08 a. m.]

[Vesting Order 6065]

JOHANNA KAISER AND UNITED STATES NATIONAL BANK OF GALVESTON

In re: Trust Indenture between Johanna Kaiser and The United States National Bank of Galveston; File D–28–10063; E. T. sec. 14297.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right title, interest and claim of any kind or character whatsoever of Erna Stademann, Bertha Stademann, and Martha Stademann Vesterman, and each of them, in and to and arising out of or under that certain trust agreement dated December 29, 1938, by and between Johanna Kaiser and The United States National Bank of Galveston, a corporation organized under the National Bank Act of the United States, and in and to all property held thereunder by The United States National Bank of Galveston, Galveston, Texas, as Trustee,

is property and interests within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Erna Stademann, Germany.
Bertha Stademann, Germany.
Martha Stademann Vesterman, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5970; Filed, Apr. 10, 1946; 11:08 a. m.]

[Vesting Order 6068]

HERMAN YUERGENS

In re: Estate of Herman Yuergens, deceased; File No. D–28–9714; E. T. sec. 13614.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Eugene Merx and Wilhelmina Merx Fester, and each of them, in and to the Estate of Herman Yuergens, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Eugene Merx, Germany.
Wilhelmina Merx Fester, Germany.

That such property is in the process of administration by The First National Bank of Toms River, as Administrator, acting under the judicial supervision of the Ocean County Orphans' Court, Toms River, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5971; Filed, Apr. 10, 1946; 11:08 a. m.]

[Vesting Order CE 234]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA, OHIO, KENTUCKY, SOUTH DAKOTA, MISSOURI AND WISCONSIN COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or Territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Nels Ueberg	Norway	Estate of Nels Ueberg, deceased, District Court, Watonwan County, Minn.	$510.19	Arthur Ueberg, Trustee, Watonwan County, Madelia, Minn.	$92.00
		Item 2			
Lazer Schlacht	Lithuania	Estate of Hyman Schlacht, deceased, Probate Court, Hamilton County, Ohio, Case 150,052.	694.63	Peoples Bank & Savings Co., Cincinnati, Ohio.	8.00
		Item 3			
Chieshe Schlacht	Lithuania	Same	694.63	Same	8.00
		Item 4			
Tanja Prager	Lithuania	Same	942.27	Same	10.00
		Item 5			
Rachel Vapner	Lithuania	Same	942.27	Same	10.00
		Item 6			
Abraham Shtshupatzki	Lithuania	Same	942.27	Same	10.00
		Item 7			
Jacob Shtshupatzki	Lithuania	Same	942.27	Same	10.00
		Item 8			
Lazer Charonzitsky	Lithuania	Same	235.57	Same	8.00
		Item 9			
Princess Eleanor Viggo	Denmark	Estate of Susa T. Green, deceased, Probate Court, Jefferson County, Ky.	(1)	Guaranty Trust Co., 140 Broadway, New York, N. Y., Custodian Account in the name of Princess Eleanor Viggo.	66.00

[1] $70.32 and 8 shares of American Telephone & Telegraph Co. stock.

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or Territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 10			
Baroness Ethel Von Schilling	Denmark	Estate of Susa T. Green, deceased, Probate Court, Jefferson County, Ky.	(1)	Chase National Bank of New York, Fifth Ave. Branch, 204 Fifth Ave., New York 10, N. Y., Custodian Account in the name of Baroness Ethel Von Schilling.	$50.00
		Item 11			
Apolonia Moerman	Netherlands	Estate of Arie Dykshoorn, deceased, County Court, Douglas County, S. Dak.	$1,159.54	First National Bank, Armour, S. Dak., Blocked Account No. 1.	23.00
		Item 12			
Geertje Dykshoorn	Netherlands	Same	1,159.54	First National Bank, Armour, S. Dak., Blocked Account No. 2.	23.00
		Item 13			
Martina Van Basien	Netherlands	Same	1,159.51	First National Bank, Armour, S. Dak., Blocked Account No. 3.	23.00
		Item 14			
Geertruida Schipper	Netherlands	Same	386.51	First National Bank, Armour, S. Dak., Blocked Account No. 4.	8.00
		Item 15			
Geertruida Mynge Sitton	Netherlands	Same	386.51	First National Bank, Armour, S. Dak., Blocked Account No. 5.	8.00
		Item 16			
Catrina Elizabet Bouwens	Netherlands	Same	386.52	First National Bank, Armour, S. Dak., Blocked Account No. 6.	8.00
		Item 17			
Ewoud Dykshoorn	Netherlands	Same	144.94	First National Bank, Armour, S. Dak., Blocked Account No. 7.	3.00
		Item 18			
Maarten Dykshoorn	Netherlands	Same	144.94	First National Bank, Armour, S. Dak., Blocked Account No. 8.	3.00
		Item 19			
Maria Poot	Netherlands	Same	141.94	First National Bank, Armour, S. Dak., Blocked Account No. 9.	3.00
		Item 20			
Abraham Dykshoorn	Netherlands	Same	144.94	First National Bank, Armour, S. Dak., Blocked Account No. 10.	3.00
		Item 21			
Geertruida Dykshoorn	Netherlands	Same	144.95	First National Bank, Armour, S. Dak., Blocked Account No 11.	3.00
		Item 22			
Willem Dykshoorn	Netherlands	Same	144.95	First National Bank, Armour, S. Dak., Blocked Account No. 12.	3.00
		Item 23			
Paulus Dykshoorn	Netherlands	Same	144.95	First National Bank, Armour, S. Dak., Blocked Account No. 13.	3.00
		Item 24			
Arie Dykshoorn	Netherlands	Same	144.95	First National Bank, Armour, S. Dak., Blocked Account No. 14.	3.00
		Item 25			
Francesco Ruggiero	Italy	Estate of Salvatore Ruggiero, deceased, Probate Court, Mississippi County, Mo.	985.00	Tille Ketterer, 118 W. Commercial Charleston, Mo., Administratrix w. w. a. of Estate of Salvatore Ruggiero, deceased.	9.00
		Item 26			
Concetta Ruggiero Re	Italy	Same	985.00	Same	9.00
		Item 27			
Salvator Re	Italy	Same	1,075.99	Same	10.00
		Item 28			
Bartolo Ruggiero	Italy	Same	1,075.99	Same	10.00
		Item 29			
Giovanni Ruggiero	Italy	Same	1,075.99	Same	10.00
		Item 30			
Francesco Ruggiero	Italy	Same	1,075.99	Same	10.00
		Item 31			
Salvatore Ruggiero	Italy	Same	1,075.99	Same	10.00
		Item 32			
Gaetano Ruggiero	Italy	Same	1,075.99	Same	10.00
		Item 33			
Vincenzo Ruggiero	Italy	Same	1,075.99	Same	10.00
		Item 34			
Maria Ruggiero	Italy	Same	1,075.99	Same	10.00
		Item 35			
Franceso Ruggiero	Italy	Same	1,075.99	Same	10.00
		Item 36			
Lucia Ruggiero	Italy	Same	1,075.99	Same	10.00
		Item 37			
Giuseppina Re, if living, or if she be dead, to her administrator, executor or heirs.	Italy	Same	1,075.99	Same	10.00
		Item 38			
Heirs at law, names unknown, of Nick Gubar, also known as Seymon Gubar, also known as Saymon Hubar, deceased.	Poland	Estate of Nick Gubar, deceased, County Court, Douglas County, Wis.	[2] 1,721.00	Alex L. Soroka, Executor, In the Estate of Nick Gubar, deceased, 906 Tower Ave., Superior, Wis.	50.00

[1] $70.32 and 8 shares of American Telephone & Telegraph Co. stock.
[2] Approximately.

[F. R. Doc. 46-5978; Filed, Apr. 10, 1946; 11:09 a. m.]

[Vesting Order CE 238]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Matilda Gangl a/k/a Gangl Stiasny	Austria	Estate of Rudloph A. Stiasny, deceased, Surrogate's Court, New York County, N. Y. Probate No. 1139-1945.	$20.00
		Item 2	
Agatha Linke a/k/a Agatha Stiasny	Austria	Same	20.00
		Item 3	
Albertina Stiasny	Austria	Same	20.00
		Item 4	
Jan Ruc	Poland	In the Matter of the Estate of Wincenty Ruc a/k/a Wicenty Rutz, deceased, Surrogate's Court, Schenectady County, N. Y.	19.00
		Item 5	
Magdalena Rue	Poland	Same	19.00
		Item 6	
Julius Thomson	China	Estate of Roger A. Thomson, deceased, Surrogate's Court, King's County, N. Y., Docket No. 3589-1945.	50.00
		Item 7	
Berthe Kanner	France	In the Matter of the Estate of Felix V. Loeb, Surrogate's Court, New York County, A969-1944, P1054-1944, New York.	21.35
		Item 8	
George Salmon	France	Same	10.68
		Item 9	
Andre Salmon	France	Same	10.68
		Item 10	
Rene Salmon	France	Same	10.68
		Item 11	
Jeanne R. Kahn	France	Same	10.68
		Item 12	
Laure Bugel Pican	France	Same	21.35
		Item 13	
Anna Lentall	France	Estate of Elizabeth Livingston, deceased, Surrogate's Court, New York County, Docket No. 2748-1941.	25.00
		Item 14	
Richard M. C. Livingston	France	Same	76.00

[F. R. Doc. 46-5977; Filed, Apr. 10, 1946; 11:09 a. m.]

[Vesting Order CE 235]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN IOWA, NORTH DAKOTA, NEBRASKA, MINNESOTA, OHIO AND MISSOURI COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Judith Wereide	Norway	Estate of Jacob S. J. Wereide, deceased, District Court, Hamilton County, Iowa; File No. 4488.	$68.00
		Item 2	
Anna Marie Jepsen	Denmark	Estate of Peter Peterson Callesen, deceased, County Court, Stutsman County, N. Dak.	30.00
		Item 3	
Marie Jorgine Hansine	Denmark	Same	30.00
		Item 4	
Johannes Callesen	Denmark	Same	30.00
		Item 5	
Heirs at law, names unknown, of John Nielson, deceased.	Denmark	Estate of John Nielson, deceased, County Court, Otoe County, Nebr.; File No. A–5302.	41.00
		Item 6	
Madge Christiansen	Denmark	Estate of Chris Christensen, deceased, Probate Court, Washington County, Minn.	15.00
		Item 7	
Jansine Christiansen	Denmark	Same	15.00
		Item 8	
Edward Christiansen	Denmark	Same	15.00
		Item 9	
Waldemar Christiansen	Denmark	Same	15.00
		Item 10	
Elija Gronsberg	Lithuania	Estate of David Bear, deceased, Probate Court, Summit County, Ohio	28.00
		Item 11	
Berko Lurje	Latvia	Same	28.00
		Item 12	
Kostas Stagos	Greece	Estate of John Stagos, deceased, County Court, Ward County, N. D.	18.00
		Item 13	
Katherine Stagos	Greece	Same	18.00
		Item 14	
Heirs at law, names unknown, of Theodore H. Saipas, deceased.	Greece	Estate of Theodore H. Saipas, deceased, Probate Court, Summit County, Ohio; File No. 41496.	81.00
		Item 15	
Wasyl Andrusajko	Poland	Estate of Nick Andrusejko, deceased, Probate Court, Cuyahoga County, Ohio.	5.00
		Item 16	
Anna Staskiw	Poland	Same	30.00
		Item 17	
Rozalia Kohut	Poland	Same	30.00
		Item 18	
Emil Parg	Czechoslovakia	Estate of Alois Parg, deceased, Probate Court, St. Louis County, Mo.; File No. 16774.	65.00

[F. R. Doc. 46–5979; Filed, Apr. 10, 1946; 11:09 a. m.]

[Vesting Order 6088]

DIEDRICH MURKEN

In re: Bank account owned by Diedrich Murken.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Diedrich Murken, whose last known address is Ritterhude 250, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Diedrich Murken, by The Lawyers Trust Company, New York, New York, arising out of a checking account, entitled Diedrich Murken, maintained at the branch office of the aforesaid bank located at 16 Court Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5972; Filed, Apr. 10, 1946; 11:08 a. m.]

[Vesting Order 6122]

ANNA EGER

In re: Estate of Anna Eger, deceased; File No. D–34–583; E. T. sec. 6574.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Margaret Szinessy in and to the estate of Anna Eger, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Hungary, namely,

National and Last Known Address

Margaret Szinessy, Hungary.

That such property is in the process of administration by James P. Bluc, Public Administrator of the County of New York, as administrator of the Estate of Anna Eger, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5973; Filed, Apr. 10, 1946; 11:09 a. m.]

[Vesting Order 6123]

SIMON HEUMANN

In re: Estate of Simon Heumann, deceased; File No. D–28–7963; E.T. sec. 8860.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Elisabethe Bergheimer in and to the Estate of Simon Heumann, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Elisabethe Bergheimer, Germany.

That such property is in the process of administration by William V. Elliott, as Public Administrator of Kings County New York, acting under the judicial supervision of the Surrogate's Court, Kings County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–5974; Filed, Apr. 10, 1946; 11:09 a. m.]

[Vesting Order 6125]

GERTRUDE SAXER

In re: Estate of Gertrude Saxer, deceased; File D–28–8395; E. T. sec. 9761.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Wilhelm Jehle, Karl Jehle, Joseph Jehle, Ernest Jehle, Rosa Held, Ogla Schmid, and Marie Kromer, and each of them, in and to the Estate of Gertrude Saxer, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Wilhelm Jehle, Germany.
Karl Jehle, Germany.
Joseph Jehle, Germany.
Ernest Jehle, Germany.
Rosa Held, Germany.
Olga Schmid, Germany.
Marie Kromer, Germany.

That such property is in the process of administration by Stephanie Ahrendt, as Executrix, acting under the judicial supervision of the Surrogate's Court, Bronx County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together, with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5975; Filed, Apr. 10, 1946; 11:09 a. m.]

[Vesting Order 6130]

CONRAD VOLKMANN

In re: Estate of Conrad Volkmann, deceased; File D-28-9723; E. T. sec. 13632.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Volkmann in and to the Estate of Conrad Volkmann, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Anna Volkmann, Germany.

That such property is in the process of administration by Frank M. Nicolosi, as Administrator, acting under the judicial supervision of the Surrogate's Court, Queens County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-5976; Filed, Apr. 10, 1946; 11:09 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 132 Under 3 (e)]

HETTOM INDUSTRIES

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum delivered prices for sales of the combination Glip Kit, consisting of "Glip Rust Remover and Chrome Cleaner", in a 4 ounce container and "Glip Rust Preventive", in a 4 ounce container, manufactured by Hettom Industries, 1309 South Maple Avenue, Berwyn, Ill., are established as follows:

On sales to—		
Jobbers and salesman	Retailers	Consumers
$0.55	$0.75	$1.25

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of Glip Kit to a jobber, salesman, or retailer, the seller shall furnish such jobber, salesman, or retailer with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration. If the buyer is a jobber or salesman, the seller shall also state that the buyer is required to notify any person to whom he sells that the maximum prices for resale are those established by paragraph (a) of this order.

(d) Prior to making any delivery of Glip Kit after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum Retail Price—$1.25

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5986; Filed, Apr. 10, 1946; 11:28 a. m.]

[Order 133 Under 3 (e)]

CHEMICAL UTILITIES MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum delivered prices for sales per stick (in the size submitted with the application dated March 22, 1946) of "Markit", a window cleaning compound, manufactured by Chemical Utilities Mfg Company, 122 East 25th Street, New York City 10, N. Y., are established as follows:

On sales to—		
Distributor	Retailer	Consumer
$0.11875	$0.15	$0.25

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the commodity described in paragraph (a) of this order. If such reseller give such reseller a written notice of the maximum retail price applicable to sales at retail as established by paragraph (a) of this order. If such reseller is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales as established by paragraph (a) of this order and a statement that such wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (a) of this order.

(d) Prior to making any delivery of such commodity after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum Retail Price—$0.25

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5987; Filed, Apr. 10, 1946; 11:28 a. m.]

[SO 119, Order 148]

CLEVELAND BRASS MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 148 under Revised Supplementary Order No. 119. Docket No. 6123-SO119-343. Adjustment of maximum prices for specified low pressure valves and fittings as outlined in Appendix B of Revised Supplementary Order No. 119, manufactured by the Cleveland Brass Manufacturing Company, Cleveland, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Cleveland Brass Manufacturing Company, Cleveland, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of ground key stops and cocks, low pressure stops and waste valves, low pressure ground key oil drum faucets and couplings by increasing by 21 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 148 under Revised Supplementary Order No. 119 authorizes a 21 percent increase in October 1, 1941 net prices for sales of ground key stops and cocks, low pressure stops and waste valves, low pressure ground key oil drum faucets and couplings manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 148.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5998; Filed, Apr. 10, 1946; 11:30 a. m.]

[MPR 64, Corr. to Amdt. 1 to Order 211]

HARDWICK STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

That Amendment 1 to Order No. 211 under Maximum Price Regulation No. 64 is corrected in the following respects:

a. The table of prices in paragraph 1 is corrected to read as follows:

Model	Article	Maximum prices for sales to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
8448-O	Bungalow range	$103.02	$105.33	$108.02	$110.67
8448-H	....do....	119.00	122.24	124.90	127.40

b. The table of prices in paragraph 2 is corrected to read as follows:

Model	Article	Maximum prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
8448-O	Bungalow range	$169.25	$172.95	$177.25	$181.50
8448-H	....do....	195.50	199.25	203.50	207.50

This order may be revoked or amended by the Price Administrator at any time.

This correction shall become effective immediately.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5969; Filed, Apr. 10, 1946; 11:28 a. m.]

[MPR 86, Amdt. 1 to Order 44]

THE MAYTAG CO.

APPROVAL OF CEILING PRICES

Correction

In Federal Register Document 46-4873, page 3174, issue of Tuesday, March 26, 1946, the effective date should be March 23, 1946, and date of issuance March 22, 1946.

[MPR 188, Order 20 Under Order 6]

LIBERTY ELECTRIC CO., INC.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country for all small electrical appliances manufactured by Liberty Electric Company, Inc., 1915-25 Madison Avenue, Indianapolis, Indiana, and which are sold under that company's standard brand, as follows:

(1) The uniform retail ceiling price in each zone of an article which the manufacturer sold or offered for delivery during March 1942 shall be the price the manufacturer suggested as the retail price as indicated by the manufacturer's last retail price list in effect prior to April 1, 1942, reflecting only the amount of Federal excise tax paid at that time on a sale to a distributor.

(2) The uniform retail ceiling price in each zone of an article which the manufacturer did not sell or offer for delivery during March 1942, and for which a maximum price to consumers has been previously established by an order under Maximum Price Regulation No. 188, shall be the maximum price for sales to consumers which was established by such an order.

(3) The uniform retail ceiling price, of an article which the manufacturer did not sell or offer for delivery during

March 1942, and for which a maximum price to consumers has not been previously established for sales to consumers by an order under Maximum Price Regulation No. 188, shall be the retail ceiling price computed in accordance with the provisions of sections 4 (b) (1) and 4 (b) (3) of Order No. 6.

(b) The manufacturer shall determine distributors' ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 in accordance with the provisions of that order on the basis of the uniform retail ceiling prices fixed by this order. In the case of an article for which the manufacturer does not increase his prices to distributors as permitted by Order No. 6 he shall determine distributors' ceiling prices which will reflect the same discounts from the retail ceiling price fixed by this order which the manufacturer customarily suggested for sales at wholesale as indicated by his wholesale price list in effect immediately prior to April 1, 1942.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 11th day of April 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5991; Filed, Apr. 10, 1946; 11:30 a. m.]

[MPR 591, Order 413]

WHITE ENGINEERING WORKS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by the White Engineering Works, Inc. to Sargent & Co., its exclusive distributor, of the Model 3974 Sliding Door Lock manufactured by it and as described in the application which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be: $8.35 per dozen.

(b) The maximum net price for sales by Sargent & Co. to any person of the Model 3974 Sliding Door Lock manufactured by the White Engineering Works, Inc. shall be: $10.05 per dozen.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) The maximum prices established by this order include the increase permitted under Amendment 12 to Order 48 under MPR 591 and may not be further increased.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5993; Filed, Apr. 10, 1946; 11:30 a. m.]

[MPR 188, Amdt. 1 to Order 4576]

MONROE SALES CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered*, That Order No. 4576 under § 1499.158 of Maximum Price Regulation No. 188 be amended as follows:

Paragraph (a) (1) is amended by deleting the maximum prices established therein for sales of the Models Nos. 75 and 75X Floor Lamps and substituting therein instead the following prices:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
19" ivory or bronze and gold-finish metal and marble junior floor lamp without shade...	75	*Each* $8.08	*Each* $9.60	*Each* $17.10
19" ivory or bronze and gold-finish metal and marble junior floor lamp without shade...	75X	9.55	11.24	20.23

This amendment shall become effective on the 11th day of April 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5992; Filed, Apr. 10, 1946; 11:30 a. m.]

[MPR 260, Order 2117]

VANDEN BERGE CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

Correction

In the table in Federal Register Document 46-4765, page 3135, issue of Saturday, March 23, 1946, the maximum retail price of 15 cents for "Favorita" cigars should read "16."

[MPR 591, Order 414]

MILK PRODUCERS EQUIPMENT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinet manufactured by the Milk Producers Equipment Company, 1443 Chouteau Avenue, St. Louis 3, Missouri, and as described in the application dated January 28, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to distributors	On sales to dealers	On sales to consumers
15 cu. ft. ½ hp. condensing unit	$265	$318	$530

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Milk Producers Equipment Company of St. Louis, Missouri, shall stencil on the lid or cover of the frozen food cabinets covered by this order, substantially the following:

OPA Maximum Retail Price—$530.00

Plus freight and crating as provided in Order No. 414 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5994; Filed, Apr. 10, 1946; 11:29 a. m.]

[MPR 591, Order 415]

THERMEK ENGINEERING CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) (1) The maximum net prices for sales by any person of Model B-6 steam and hot water generator complete with gas burner and all accessories manufactured by the Thermek Engineering Company of San Francisco, California, and as described in the application dated February 21, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to manufacturers agents	On sales to distributors	On sales to dealers	On sales to industrial users
Thermal Model B-6 steam and hot water generator	$76.00	$95.20	$112.00	$136.00
	On sales to commercial users		On sales to consumers	
	$144.00		$160.00	

(2) The maximum net prices set forth in (1) above are all f. o. b. shipping point, except on sales to consumers which is a delivered price.

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(c) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except on sales to consumers.

(d) The Thermek Engineering Corporation shall stencil on the generator or attach a tag to the generator covered by this order, substantially the following:

OPA Maximum Retail Price—$160.00

If tag is attached in lieu of stenciling, it must also contain the statement "Do Not Detach."

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5995; Filed, Apr. 10, 1946; 11:29 a. m.]

[MPR 591, Order 416]

SANITARY REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Quickfreze Farm Freezers, manufactured by the Sanitary Refrigerator Company, Fond du Lac, Wisconsin, and as described in the application dated March 6, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to distributors	On sales to dealers	On sales to consumers
Model 1245 Quickfreze, less motor only	$200.50	$240.60	$401.00
Model 1245 Quickfreze, less condensing unit	147.00	176.40	294.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Sanitary Refrigerator Company of Fond du Lac, Wisconsin, shall stencil on the lid or cover of the Quickfreeze farm freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$_____

Plus freight and crating as provided in Order No. 416 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5996; Filed, Apr. 10, 1946; 11:29 a. m.]

[MPR 591, Order 417]

COMPLETE REFRIGERATOR SUPPLY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following freezer display cabinets, manufactured by the Complete Refrigerator Supply Company, 92 Seventh Avenue, New York, New York, and as described in the application dated March 28, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
C 15 SCG, ¼-hp condensing unit	$492.50	$591	$985
C 15 SCO, ¼-hp condensing unit	492.50	591	985
C 20 SCG, ½-hp. condensing unit	592.50	711	1,185
C 20 SCO, ½-hp. condensing unit	592.50	711	1,185
C 20 RG, ½-hp. condensing unit complete, installed	622.50	747	1,245
C 20 RG, less compressor, no installation	547.50	657	1,095
C 20 RO, ½-hp. condensing unit complete, installed	622.50	747	1,245
C 20 RO, less compressor, no installation	547.50	657	1,095
C 30 RG, ¾-hp. condensing unit complete, installed	722.50	867	1,445
C 30 RO, less compressor, no installation	622.50	747	1,245
C 30 RO, less compressor, no installation	622.50	747	1,245
C 30 RO, ¾-hp. condensing unit complete, installed	722.50	867	1,445

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to

the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(c) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Complete Refrigerator Supply of New York, New York, shall stencil on the lid or cover of the freezer display cabinets covered by this order when sold uninstalled, substantially the following:

OPA Maximum Retail Price Uninstalled—
$------

Plus freight and crating as provided in Order No. 417 under Maximum Price Regulation No. 591.

(g) The Complete Refrigerator Supply of New York, New York, shall stencil on the lid or cover of the freezer display cabinets covered by this order when sold installed, substantially the following:

OPA Maximum Retail Price Installed—
$------

Plus freight and crating as provided in Order No. 417 under Maximum Price Regulation No. 591.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-5997; Filed, Apr. 10, 1946; 11:29 a. m.]

[SO 119, Order 147]

ELJER CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 147 under Revised Supplementary Order No. 119. Authorization of maximum prices for sales of cast iron plumbing fixtures manufactured by the Eljer Company (Los Angeles plant only) Los Angeles, California; Docket No. 6123-SO 119-52.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Supplementary Order No. 119, *It is ordered:*

(a) The Eljer Company (Los Angeles Plant), Los Angeles, California, may determine its maximum prices for its line of cast iron plumbing fixtures and trimmings by increasing by 22 percent its prices in effect on October 1, 1941 to each class of purchaser.

(b) Since the provisions of this order are not intended to reduce properly established maximum prices, the Eljer Company (Los Angeles Plant) may continue to use as its maximum prices to each class of purchaser for its line of cast iron plumbing fixtures, exclusive of all fittings and trimmings its properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (a) above.

(c) The Eljer Company (Los Angeles Plant), Los Angeles, California, shall notify, in writing, each of its purchasers at or before the issuance of the first invoice after the effective date of the order of the actual dollar-and-cents increase for each item of cast iron plumbing fixtures, exclusive of all fittings and trimmings, over its properly established maximum price in effect on April 10, 1946 to that class of purchasers.

(d) The maximum price for sale by any reseller of the cast iron plumbing fixtures, exclusive of all fittings and trimmings, manufactured by the Eljer Company (Los Angeles Plant) shall be his properly established price in effect on April 10, 1946 to each class of purchaser plus the actual dollar-and-cents increase in acquisition cost resulting from the increase granted the manufacturer under (a) above.

A seller shall not be considered a "reseller" within the meaning of this paragraph when he uses the cast iron plumbing fixtures exclusive of all fittings and trimmings on or in connection with the sale of another article (such as a sink cabinet) and his maximum price for the cast iron plumbing fixtures and the other article is established on the basis of a lump sum.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6063; Filed, Apr. 10, 1946; 4:27 p. m.]

[Rev. Supp. Order 119, Order 152]

SIMMONS CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Simmons Company, Kenosha, Wisconsin, may compute its adjusted ceiling prices for all articles of steel household furniture in its lines of sun tan cots and spring steel chairs with upholstered cushion seat and back which it manufactures, as follows:

(1) For an article in its line during May 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by the appropriate percentage set forth below:

Product line:	*Percentage increase*
Sun tan cots with metal frame	34
Spring steel chairs with unholstered cushion seat and back	32.6

(2) For an article not in its line during May 1941, but which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increase or adjustment changes) increased by the percentage determined for the appropriate product line in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by these regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this revised order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6065; Filed, Apr. 10, 1946; 4:31 p. m.]

[RMPR 136, Amdt. 2 to Order 586]

DIAMOND T MOTOR CAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

Amendment 2 to Order No. 586 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Diamond T Motor Car Company. Docket No. 6085-136.21-706.

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 586, as amended, under Revised Maximum Price Regulation 136, is amended in the following respects:

1. The schedule in paragraph (a) (2) (i) is amended to include the following items of extra or optional equipment and respective list prices.

Model No.	Description	List price f. o. b. factory
17S	Cab, sleeper's, for use on chassis models 404, 509, 614.	$605
40S	Cab, sleeper's, for use on chassis models 702, 806, 900, 910.	[1] 850
12S	Cab, sleeper's, semi-cab-over engine, for use on chassis Model 509SC.	[1] 770
12S	Cab, sleeper's semi-cab-over engine, for use on chassis Model 509SC.	[2] 635

[1] Applies only when produced in quantity lots of 5 or less. New maximum list price must be obtained when production is in quantity lots of greater than 5 units.
[2] Applies only to 12 cabs partially completed in 1941 and since in storage at the plant of the Stoughton Cab & Body Co.

2. The schedule in paragraph (b) (1) (i) is amended to include the following items of extra or optional equipment and respective list prices.

Model No.	Description	List price f. o. b. factory
17S	Cab, sleeper's, for use on chassis Models 404, 509, 614.	$605
40S	Cab, sleeper's, for use on chassis Models 702, 806, 900, 910.	[1] 850
12S	Cab, sleeper's, semi-cab-over engine, for use on chassis Model 509SC.	[1] 770
12S	Cab, sleeper's semi-cab-over engine, for use on chassis Model 509SC.	[2] 635

[1] Applies only when produced in quantity lots of 5 or less. New maximum list price must be obtained when production is in quantity lots of greater than 5 units.
[2] Applies only to 12 cabs partially completed in 1941 and since in storage at the plant of the Stoughton Cab & Body Co.

3. The schedule in paragraph (c) (1) (i) is amended to include the following items of extra or optional equipment and respective list prices.

Model No.	Description	List price f. o. b. factory
17S	Cab, sleeper's for use on chassis Models 404, 409, 614.	$605
40S	Cab, sleeper's, for use on chassis Models 702, 806, 900, 910.	[1] 850
12S	Cab, sleeper's, semi-cab-over engine, for use on chassis Model 509SC.	[1] 770
12S	Cab, sleeper's, semi-cab-over engine, for use on chassis Model 509SC.	[2] 635

[1] Applies only when produced in quantity lots of 5 or less. New maximum list price must be obtained when production is in quantity lots of greater than 5 units.
[2] Applies only to 12 cabs partially completed in 1941 and since in storage at the plant of the Stoughton Cab & Body Co.

This amendment shall be effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6061; Filed, Apr. 10, 1946; 4:27 p. m.]

[RMPR 289, Order 1]

DAIRY PRODUCTS

ORDER GRANTING ADJUSTMENT

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, and 9599, and in accordance with section 16 of Revised Maximum Price Regulation 289; *It is hereby ordered:*

(a) Any person may deliver or agree to deliver and any person may accept delivery or agree to accept delivery of industrial casein (inedible) covered by section 23 of Revised Maximum Price Regulation 289 at a price to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery.

This order shall become effective April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6062; Filed, Apr. 10, 1946; 4:28 p. m.]

[Rev. Supp. Order 119, Order 151]

SIMMONS CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Simmons Company, Elizabeth, New Jersey, may compute its adjusted ceiling prices for all articles of steel household furniture in its lines of sun tan cots and spring steel chairs with upholstered cushion seat and back which it manufactures, as follows:

(1) For an article in its line during May 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by the appropriate percentage set forth below:

Produet line:	*Percentage increase*
Sun tan cots with metal frame	38.5
Spring steel chairs with upholstered cushion seat and back	37.7

(2) For an article not in its line during May 1941, but which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increase or adjustment changes) increased by the percentage determined for the appropriate product line in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and

adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this revised order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on April 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6064; Filed, Apr. 10, 1946; 4:31 p. m.]

INTEGRAL HORSEPOWER ELECTRIC MOTORS AND GENERATORS

[RMPR 136, Order 599]

AUTHORIZATION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Section 23 of Revised Maximum Price Regulation 136, it is ordered:

(a) *Definition.* For the purposes of this order, the term "integral horsepower electric motors and generators" means all motors, generators and motor generators, rotary converters, dynamometers, inverters and dynamotors, AC or DC, when built in frames of one (1) horsepower, 1700–1750 rpm, continuous open type, or larger, whether with or without integrally built accessories such as brakes, clutches, or overload protection devices, and includes renewal parts for all the items listed in this paragraph. The term does not include traction motors, traction generators, rotating welding equipment, turbine generator units and power driven devices such as pumps, fans, compressors, grinder parts, etc., whether integrally or separately mounted.

(b) *Authorization for adjustable pricing.* Any seller of integral horsepower electric motors and generators is authorized, subject to agreement with his buyer, to deliver such integral horsepower electric motors and generators at a price which may be adjusted upward in accordance with the action to be taken by the OPA upon the request of the integral horsepower electric motor and generator industry for a change in the maximum prices of these commodities. Until final action is taken by the OPA with respect to the maximum prices of these products by way of an industry-wide increase or otherwise, the manufacturer may not receive payment in excess of the maximum prices in effect at the time of delivery.

This order shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–6125; Filed, Apr. 11, 1946; 11:36 a. m.]

[RMPR 136, Order 600]

FRACTIONAL HORSEPOWER ELECTRIC MOTORS

AUTHORIZATION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 23 of Revised Maximum Price Regulation 136, it is ordered:

(a) *Definition.* For the purposes of this order, the term "fractional horsepower electric motors" means all motors, generators, converters, inverters, and dynamotors, AC or DC, when built in frames smaller than one (1) horsepower, 1700–1750 rpm., continuous, open type, whether with or without integrally built accessories such as brakes, clutches, overload protection devices, and includes separately mounted accessories such as starting relays, plugging relays and speed controllers, when sold in conjunction with the motors, and includes all renewal parts for all of the above and factory rebuilt motors. The term does not include toy motors and generators, automobile starting motors and generators, and power driven devices, either integrally or separately mounted, such as pumps, fans, compressors, grinders, etc.

(b) *Authorization for adjustable pricing.* Any seller of fractional horsepower electric motors is authorized, subject to agreement with his buyer, to deliver such fractional horsepower electric motors at a price which may be adjusted upward in accordance with the action to be taken by the OPA upon the request of the fractional horsepower electric motor industry for a change in the maximum prices of these commodities. Until final action is taken by the OPA with respect to the maximum prices of these products by way of an industry-wide increase or otherwise, the manufacturer may not receive payment in excess of the maximum prices in effect at the time of delivery.

(c) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–6126; Filed, Apr. 11, 1946; 11:36 a. m.]

[MPR 120, Order 1625]

SEALS AND LOWDER COAL MINE

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

(a) The Seals & Lowder Mine of Seals & Lowder Coal Mine, Kelso, Washington, is hereby assigned Mine Index No. 1002 and its coals are classified in Subdistrict C.

(b) Coals produced by Seals & Lowder Coal Mine from the Seals and Lowder Mine, Mine Index No. 1002, located in Cowlitz County, Washington, in Subdistrict C of District No. 23, may be purchased and sold for the indicated uses and movements at per net ton prices in cents per net ton not exceeding the following:

	Size group Nos.								
	1–5, incl.	6–10, incl.	11–12	13–14	15–18, incl.	19–20	21	22–23	24–25
All methods of transportation except truck or wagon, and for railroad fuel for all uses	585	515	490	445	445	435	430	430	310
Truck shipments	610	580	535	460	460	510	460	460	335

(c) The prices established herein are f. o. b. the mine or preparation plant for truck shipments, and f. o. b. the rail or river shipping point for rail or river shipments and for railroad fuel.

(d) All prayers of applicant not granted herein are hereby denied.

(e) This order may be revoked or amended at any time.

(f) Except as specifically provided in this order, the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal shall remain in effect.

(g) The mine index number assigned herein is permanent, but the maximum prices may be changed by order or amendment.

This order shall become effective April 11, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6060; Filed, Apr. 10, 1946; 4:31 p. m.]

[MPR 149, Order 57]

FABRIC BACKED PRESSURE SENSITIVE INDUSTRIAL ADHESIVE TAPE

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1315.30b of Maximum Price Regulation 149, *It is ordered:*

Any manufacturer may sell or deliver to a wholesaler or an industrial user, and any wholesaler may sell to an industrial user, and any wholesaler or industrial user may buy or receive from a manufacturer or wholesaler, fabric backed pressure sensitive industrial adhesive tape at prices to be adjusted upward in accordance with action that may hereafter be taken by the Office of Price Administration changing the existing maximum prices for such sales of fabric backed pressure sensitive industrial adhesive tape. However, no manufacturer or wholesaler may receive and no person may pay more than the existing maximum prices for such fabric backed pressure sensitive adhesive tape unless and until the Office of Price Administration changes maximum prices. The manufacturer and any wholesaler may quote or invoice at prices in excess of presently established maximum prices for sales to wholesalers and industrial users but all such quotations and invoices shall contain a notation to the effect that such quoted or invoiced prices are subject to the approval of the Office of Price Administration.

With or prior to the first sale to any wholesaler of the mechanical rubber goods covered by this order, the manufacturer shall notify such wholesaler of the pricing provisions of this order that are applicable to the wholesaler's resales to industrial users.

This order may be amended or revoked at any time.

Issued and effective this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–6127; Filed, Apr. 11, 1946; 11:39 a. m.]

[MPR 188, Order 10]

PHOTOGRAPHIC EQUIPMENT

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* Photographic equipment has been found to be a reconversion product in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation No. 188. This order is issued under that section and fixes new ceiling prices for sales by manufacturers (other than to ultimate consumers) by permitting them to increase their prices in effect between October 1 and October 15, 1941, or established under certain provisions of Maximum Price Regulation No. 188, by a specified price increase factor.

This order also contains provisions establishing new ceiling prices for distributors' and dealers' sales of articles for which manufacturers' ceiling prices are fixed by this order.

SEC. 2. *Articles and persons covered.* (a) This order applies to sales by manufacturers, distributors, and dealers of "photographic equipment." For the purpose of this order, photographic equipment means such articles as still cameras, motion picture cameras, enlargers, printers, etc., and accessories used for photographic purposes, both amateur and professional, which are covered by Maximum Price Regulation No. 188. However this order does not cover sensitized materials including films, papers and plates, photographic chemicals or any article for which the manufacturer's ceiling price has been fixed under Order 4332, under § 1499.159b of Maximum Price Regulation No. 188, or amendments or revisions of that order. This order does not include photographic machinery and equipment covered by MPR 136, such as commercial 35 mm motion picture cameras and equipment or machinery and equipment designed specifically for use in commercial photographic processing plants or printing trades. Used photographic equipment covered by Maximum Price Regulation 516 is also excluded from the coverage of this order.

(b) As used in this order:

(1) "Manufacturer" means:

(i) The person who makes the first sale of the completed article, that is, the first person having title to the article after it has been fabricated, and is ready for use, regardless of whether or not he has fabricated it. If a person purchases a completed article and then resells it after making changes in it, he is the manufacturer of the changed article, or

(ii) A person who sells an article which has been produced on his account from materials or parts owned by another.

(2) "Distributor" for the purposes of this order, means a person maintaining adequate facilities for warehousing a substantial portion of the photographic equipment which he sells and who sells the majority of that equipment to regularly established photographic equipment dealers.

(3) "Dealer" refers to persons making sales at retail as defined in the General Maximum Price Regulation.

(4) "Mail order house" means an establishment selling at retail which, as a separate operating unit, makes offerings through catalogs or printed price lists, receives orders by mail, and makes deliveries by mail, railway, express, or other common carrier.

(5) "Manufacturer's price" for the purpose of calculating resellers' ceiling prices means his ceiling price, for sales to the designated class of purchaser, f. o. b. point of shipment (exclusive of Federal excise tax) as provided by section 3 of this order, his adjusted ceiling price, f. o. b. point of shipment, or his selling price to that class of purchaser, if it is lower than that ceiling price.

SEC. 3. *Manufacturers' ceiling prices.* (a) A manufacturer's ceiling price (exclusive of Federal excise tax) for a sale of an article of photographic equipment to each class of purchaser is the highest of the applicable of the following:

(1) 114% of his highest price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumers, in effect between October 1 and October 15, 1941.

(2) 107% of the highest price (exclusive of Federal excise tax) at which he delivered or offered the article for delivery during March 1942, to each class of purchaser, other than ultimate consumers, in the case of an article which was not sold or offered for sale between October 1 and October 15, 1941.

(3) 114% of his ceiling price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumers, established under the provisions of the First, Second or Third pricing methods of Maximum Price Regulation No. 188, provided that price was based on maximum prices of comparable articles which were no higher than the October 1 to October 15, 1941 prices, or 107% of his ceiling price when that price was based on maximum prices of comparable articles which were higher than their October 1 to October 15, 1941 prices.

(4) 107% of his ceiling price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumer, established under the provisions of the Fourth Pricing Method (§ 1499.158) or under § 1499.159c of Maximum Price Regulation No. 188.

(5) His adjusted ceiling price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumers, established under the provisions of Supplementary Orders 118, 119, 133, or 148.

(b) Manufacturers may also collect, in addition to the ceiling price authorized by the preceding provisions, the amount of Federal excise tax, (if any) paid by him, including Federal excise taxes paid by the manufacturer's suppliers on components included in any completed article of photographic equipment.

(c) Orders may be issued under this section denying a manufacturer permission to sell at prices adjusted by all or part of the increases authorized by this section when it appears that the manufacturer has discontinued or will discontinue production of his low-priced models of any type of photographic equipment, or will decrease the proportions of low-priced to high-priced models which he manufactures, so that his present or prospective production is not representative of his sales between October 1 and October 15, 1941. The average price at which the manufacturer's products will be sold will be considered in determining how much, if any, of the increases will be granted to such a manufacturer.

SEC. 4. *Retail ceiling prices.* This section provides for the determination of retail ceiling prices of articles of photographic equipment covered by this order. Manufacturers, except in the case of articles which are sold only to another manufacturer, are required to calculate the retail ceiling prices of their products in accordance with the provisions of this section and to comply with the tagging provisions of section 6.

Method A, below, may be used only by manufacturers who published retail price lists prior to November 1, 1941. A manufacturer who calculates retail ceiling prices under that provision will use as the basis the retail price list he had in effect between October 1 and October 15, 1941.

Method B shall be used by all manufacturers who do not use Method A.

(a) *Method A.* If between October 1 and October 15, 1941, a manufacturer published a suggested retail price list and took measures to insure that his products were sold at retail at the suggested prices, he may determine the retail ceiling prices of his products under this paragraph based on the retail prices which he suggested between October 1 and October 15, 1941, when (1) the photographic equipment sold by the manufacturer is identified by a company or brand name, (2) the manufacturer's products were sold at retail at substantially uniform prices prior to November 1, 1941.

(i) The retail ceiling price of an article of photographic equipment which the manufacturer listed in his October 1 to 15, 1941 price list shall be computed by the manufacturer to reflect the total of the following adjusted to the nearest 5¢:

(*a*) The price set forth in the manufacturer's published retail price list in effect between October 1 and October 15, 1941, less the amount applicable to the Federal excise tax included in that price.

NOTE: The amount of tax to be deducted from the retail list price shall be computed as follows:

(*1*) For a manufacturer who maintained between October 1 and 15, 1941, the same percentage discount to his largest class of purchaser as he had in September 1941, the tax is 9.1% of the retail list price.

(*2*) For a manufacturer who has changed the percentage discount to his largest class of purchaser between September 1941 and October 1 to 15, 1941, the tax is 9.1% of the retail list price after it is adjusted to reflect the percentage mark-up the manufacturer maintained in September 1941.

(*b*) The dollar and cents amount of the adjustment included in the "manufacturer's price" for sales to the class of purchaser to which the manufacturer granted the lowest discount in his Published Price List in effect between October 1 to October 15, 1941. However, when that lowest discount is less than 33⅓%, the dollar and cents amount of the adjustment shall be 9⅓% of the retail list price (exclusive of Federal excise tax).

(c) The dollar and cents amount of Federal excise tax applicable to the article on sales to the class of purchaser used in subdivision (b) immediately above.

(2) The retail ceiling price for an article first sold or offered for sale by the manufacturer after October 15, 1941, or which was not listed in his published retail price in effect between October 1 and October 15, 1941, shall be computed as follows and adjusted to the nearest five cents:

(i) Determine the "manufacturer's price" for that article for sales to the class of purchaser to whom he sells at the lowest discount.

(ii) Calculate the percentage by which the retail ceiling price is greater than the manufacturer's ceiling price, f. o. b. factory to the same class of purchaser for the most similar article of photographic equipment for which the manufacturer has determined a retail ceiling price under paragraph (a) (i) immediately above.

(iii) Apply that percentage to his "manufacturer's price" to determine the retail ceiling price for the article being priced.

(b) *Method B.* Manufacturers who do not determine the retail ceiling prices of their products in accordance with Method A above shall determine those ceiling prices as follows:

(1) The retail ceiling price, except for a sale by a mail order house, of an article for which the manufacturer has a ceiling price to distributors shall be the total of the following adjusted to the nearest 5¢:

(i) The "manufacturer's price" (exclusive of Federal excise tax) to the class of distributors to which he sells in the largest dollar volume.

(ii) 91% of that "manufacturer's price."

(iii) 15% of the total of (i) and (ii) above when the entire article is subject to the Federal excise tax. When only part of the article is subject to that tax, the 15% shall be applied only to the taxable part of the article.

(2) The retail ceiling price, except for sale by a mail order house, of an article for which the manufacturer does not have a ceiling price to distributors, shall be the total of the following adjusted to the nearest 5¢:

(i) The "manufacturer's price" (exclusive of Federal excise tax) at which the manufacturer sells to dealers, other than mail order houses in the largest dollar volume.

(ii) 51% of that "manufacturer's price".

(iii) 15% of the total of (i) and (ii) above when the entire article is subject to the Federal excise tax. When only part of the article is subject to that tax, the 15% shall be applied only to the taxable part of the article.

(3) The retail ceiling price for a sale by a manufacturer is the retail ceiling price determined in accordance with paragraphs (b) (1), or (b) (2) above whichever is applicable.

(4) The retail ceiling price for a sale by a mail order house is the applicable of the following:

(i) The retail ceiling price determined under Method A.

(ii) 15% less than the retail ceiling price determined under Method B.

(c) *Discounts.* (1) A dealer's ceiling prices fixed by this section are subject to the cash discounts, delivery terms, allowances and other price differentials which he had in effect during March 1942, or which have been established under the applicable OPA regulations.

(2) A dealer who did not sell photographic equipment during March 1942, shall allow the same cash discounts, delivery terms, allowances and other price differentials which the dealer's closest competitor dealer, who did sell photographic equipment during March 1942, is required to allow in accordance with the provisions of this order.

(3) A dealer who cannot ascertain the cash discounts, delivery terms, etc., which his nearest competitor dealer is required to allow, shall apply to the nearest District Office of the Office of Price Administration for an order under this section establishing the conditions to which his ceiling prices are subject. Such application may be made by letter and shall state the type of business he is operating (distributor, dealer), when he started to sell photographic equipment, and the classes of purchasers to whom he sells. An order will be issued under this section establishing the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

(4) If a dealer who did not sell photographic equipment during March 1942, does not allow the same discounts, delivery terms, and other price differentials allowed by his nearest competitor who did sell photographic equipment during March 1942, or does not file an application in accordance with the provision of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances and other price differentials in line with conditions of sale fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after May 11, 1946.

SEC. 5. *Distributors' ceiling prices.* Manufacturers, except in the case of articles which are sold only to another manufacturer, are required to calculate distributors' ceiling prices in accordance with the provisions of this section. Paragraph (a) may be used only when the retail ceiling price was determined under Method A.

(a) A distributor's ceiling price for an article of photographic equipment is the manufacturer's ceiling price to the same class of dealer, or the following adjusted to the nearest 5¢:

(b) The retail ceiling price for the article (including Federal excise tax) for sales by a dealer, other than a mail order house, less:

(i) 28% when no differentials are in effect for sales in different quantities, or

(ii) 27% for sales in the smallest quantities and 32% for sales in the largest quantities, for which the distributor had a price in effect during March 1942, or for which maximum prices have been previously established under applicable OPA regulations.

Ceiling prices for sales in quantities other than the smallest and largest shall reflect the distributor's established differentials for sales in those quantities.

(c) *Discounts.* (1) A distributor's ceiling prices fixed by this section are subject to his cash discounts, delivery terms, allowances and other price differentials which he had in effect during March 1942, or which have been established under applicable OPA regulations.

(2) A distributor who did not sell photographic equipment during March 1942, shall allow the same cash discounts, delivery terms, allowances and other price differentials which his closest competitive distributor, who was distributing photographic equipment during March 1942, is required to allow in accordance with the provisions of this order.

(3) A distributor who cannot ascertain the cash discounts, delivery terms, etc., which his nearest competitor is required to allow, shall apply to the nearest District Office of the Office of Price Administration for an order under this section, establishing the conditions to which his ceiling prices are subject. Such application may be by letter and shall state the type of business he is operating (distributor, dealer), when he started to sell photographic equipment, and the class of purchasers to whom he sells. An order will be issued under this section establishing the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

(4) If a distributor who did not sell photographic equipment during March 1942 does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did not sell photographic equipment during March 1942, or does not file an application in accordance with the provisions of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances and other price differentials in line with such conditions of sale fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after May 11, 1946.

SEC. 6. *Retail price tags.* (a) On and after May 11, 1946, unless otherwise authorized by order of the Office of Price Administration, a manufacturer may not ship to any purchaser a photographic accessory for which the retail ceiling price fixed by this order is $5.00 or more, or any camera, projector or enlarger covered by this order, unless a retail ceiling price tag or label is attached to it. That tag or label shall state: the manufacturer's name or the brand name; the model designation of the article; the retail ceiling price (inclusive of Federal excise tax), and that the tag or label may not be removed before the article is delivered to the consumer.

However, a manufacturer is not required to comply with the foregoing tagging provision with respect to articles which are shipped to another manufacturer or to mail order houses (including mail order houses which also operate as any other type of retailer) or with respect to articles which are shipped for export.

(b) On and after May 11, 1946, no dealer may display, offer for sale, sell or deliver at retail, an article of photographic equipment for which the retail ceiling price is fixed by this order (except photographic accessories retailing at less than $5.00) unless there is attached to it a tag or label containing all the information required by paragraph (a) of this section, except that mail order houses are not required to comply with this provision with respect to those articles for which a price no higher than their retail ceiling price is published in their current catalog or price list.

All dealers who receive "untagged" an article which the manufacturer is required to tag with the retail ceiling price, must tag it with the proper retail ceiling price before it is displayed, offered for sale, sold or delivered at retail.

SEC. 7. *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale of an article of photographic equipment covered by this order, each manufacturer and distributor shall notify purchasers for resale of the retail ceiling prices fixed under this order for resellers. These notices may be given in any convenient form.

Section 1499.159d of Maximum Price Regulation No. 188 requires manufacturers to file with the Office of Price Administration 3 copies of each new price list or catalog which is issued to the trade. The manufacturer shall file two copies with the District Office of the Office of Price Administration having jurisdiction over the area in which his principal place of business is located and one copy with the Housewares & Accessories Price Branch, Office of Price Administration, Washington 25, D. C.

SEC. 8. *Revision of ceiling prices by order.* Any ceiling prices reported or established under this order may at any time be disapproved or revised when it appears that those ceiling prices are not in line with the general level of ceiling prices established by this order. In such instances the Office of Price Administration may, on its own motion, issue an order under this section establishing ceiling prices in line with the general level of ceiling prices established by this order.

SEC. 9. *Credit charges on dealers' sales.* Charges for the extension of credit may be added to the retail ceiling prices established by this order or by any order issued under this order unless otherwise provided. No such credit charge may exceed that permitted by this section.

(a) Dealers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of photographic equipment, may collect a charge for the extension of credit on sales under this order, not exceeding such charge in March 1942 on a similar sale on similar terms to the same class of purchaser. Dealers who did not then so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale on similar terms to the same class of purchaser in March 1942 by dealer's closest competitor who made such a separately stated charge.

An installment plan sale as used in the above paragraph means a sale where the unpaid balances is to be paid in installments over a period of either (1) six weeks or more from the date of sale in the case of weekly installments, or (2) eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this section, shall for the purpose of this order, be considered to be part of the price charged for the article sold.

(c) No dealer may require as a condition of sale that the purchaser must buy on credit.

SEC. 10. *Relationship between this order and other regulations.* The provisions of this order supersede the provisions of the General Maximum Price Regulation, of Maximum Price Regulation No. 188, and of any other orders previ-

ously issued under those regulations and orders, with respect to sales and deliveries for which ceiling prices are established by this order to the extent that they are inconsistent with the provisions of those regulations.

SEC. 11. *Revocation of certain ceiling prices.* Regardless of any provisions of the General Maximum Price Regulation, Maximum Price Regulation No. 188, or any approval or order obtained or issued thereunder by the Office of Price Administration, except Order No. 4332 under Maximum Price Regulation No. 188, all ceiling prices heretofore or hereafter established by any seller under those regulations or orders do not apply to any sales or deliveries made after May 11, 1946, except those manufacturers' ceiling prices continued in effect by section 3 of this order.

In addition, all resellers' ceiling prices approved or established by orders at any time under Supplementary Order No. 118, Revised Supplementary Order No. 119, Supplementary Order No. 133, or Supplementary Order No. 148 shall not apply to any articles which are delivered by the manufacturer on or after May 11, 1946. Resellers' ceiling prices for such articles shall be determined in accordance with the provision of this order.

SEC. 12. *Compliance with this order—*(a) *No buying or selling at over ceiling prices.* Prices established by this order are ceiling prices. Prices lower than ceiling prices may be charged and collected at any time. However, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase or accept delivery of any photographic equipment at a price higher than the ceiling price fixed by this order or before the manufacturer has properly determined his ceiling price under this order.

If, in violation of this provision, a sale, offer to sell, or delivery of any photographic equipment is made before its ceiling price has been properly established in accordance with this order, the ceiling price applicable to the sale, offer to sell, or delivery shall be the correct ceiling price for the photographic equipment properly determined in accordance with this order.

(b) *Certain practices forbidden.* It shall be a violation of this order to charge a price above the applicable ceiling price in connection with any sale of photographic equipment, either alone or in conjunction with any other consideration, even though the price increase appears only indirectly.

The following is illustrative of the things a seller is not permitted to do. A seller is not permitted to require the purchaser, as a condition of the sale or transfer of photographic equipment to make payment over a period of time; to require him to finance the purchaser through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts or services so as to increase the total compensation above the article's ceiling price; to require him to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring, or trading in any other photographic equipment or commodity. Where there is an exchange, transfer or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the photographic equipment or commodity exchanged, transferred or traded-in, which is less than its reasonable value.

SEC. 13. *Definitions.* Unless otherwise defined herein or the context otherwise requires, the definitions contained in § 1499.40 of the General Maximum Price Regulation and § 1499.163 of Maximum Price Regulation No. 188, whichever is applicable, shall apply to all terms used herein.

SEC. 14. *Delegation of authority.* Any Regional Administrator or District Administrator authorized by the appropriate Regional Administrator, may issue orders under sections 4 (c) and 5 (c) of this order.

SEC. 15. *Modification of the provisions of this order.* The provisions of this order, as applicable to articles or persons subject hereto, may be modified by orders of general applicability issued under this section.

Effective date. This order shall become effective on the 11th day of April, 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6131; Filed, Apr. 11, 1946; 11:33 a. m.]

[MPR 188, Order 4938]

ALUMINUM GIFTWARE

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is hereby ordered:

(a) *To whom this order applies.* This order applies to every manufacturer of aluminum giftware who was in business before March 31, 1942.

(b) *Maximum prices.* The maximum price for the sale of an article of aluminum giftware is the last price stated for the sale of that article by the manufacturer to each class of purchaser in a price list in effect prior to March 31, 1942.

(c) The maximum price for the sale of an article which was not included in a manufacturer's published price list must be fixed under the pricing provisions of Maximum Price Regulation No. 188.

(d) The maximum prices fixed by this order are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of these articles to each class of purchaser.

(e) This order does not affect maximum prices which have been specifically fixed or adjusted by another order of the Administrator.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective April 16, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6132; Filed, Apr. 11, 1946; 11:36 a. m.]

[MPR 458, Order 3]

OAK, PECAN AND MISCELLANEOUS HARDWOOD FLOORING

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with section 6 of Maximum Price Regulation No. 458, it is ordered:

(a) *Maximum prices for sales of hardwood flooring subject to Maximum Price Regulation 458 for direct-mill shipment.* The maximum prices for sales of oak, pecan, beech and other hardwood flooring subject to Maximum Price Regulation 458 for direct-mill shipment shall be the seller's present maximum price as established under Maximum Price Regulation 458; *Provided*, That the seller may deliver, or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after shipment and collect only the existing ceiling prices pending such action.

(b) This order may be revoked or amended by the Price Administrator at any time.

This order becomes effective April 11, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6136; Filed, Apr. 11, 1946; 11:33 a. m.]

[SR 14-H, Order 7]

PICK-UP AND DELIVERY SERVICES FOR RAILROADS AT DULUTH, MINN.

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TRANSPORTATION SERVICES

For the reasons set forth in the accompanying opinion, and under the authority vested in the Administrator by section 9 of Supplementary Regulation 14-H, as amended, it is hereby ordered:

(a) *Applicability.* This order applies to all motor carriers that perform pick-up and delivery services for railroads within their terminal areas at Duluth, Minnesota.

(b) *Maximum rates.* Except as modified below, the maximum rates which may be charged or paid for the services covered by this order shall be 10 cents per hundred pounds.

(c) *Exceptions.* Any OPA order which establishes a maximum rate for the services covered hereby in excess of the maximum rate established by this order shall remain in full force and effect.

(d) *Effective date.* This order shall apply to all services performed on and after November 1, 1945.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6116; Filed, Apr. 11, 1946; 11:37 a. m.]

Regional and District Office Orders.

[Region III Order G-8 Under MPR 592]

UNITED SAND & GRAVEL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-8 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sale of sand, gravel and mason sand excavated and processed by the United Sand & Gravel Company, Canton, Ohio, hereinafter referred to as the processor. The maximum prices of the processor and the maximum prices of the resellers of such commodities are adjusted herein.

(b) *Processor's adjusted maximum prices.* (1) The adjusted maximum prices f. o. b. plant for sales by the processor of all sand, gravel and mason sand excavated and processed by it shall be:

Commodity	Adjusted maximum price per cubic yard
Sand	$1.37
Gravel	1.37
Mason sand	1.65

(2) The processor's customary terms, discounts, allowances, and other price differentials shall be maintained on all its sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the commodities for which an adjustment is granted the processor in (b) above may add to his maximum prices in effect immediately preceding the effective date of this order, to each class of purchaser, the actual dollars and cents increase in invoiced cost to him resulting from the increase granted the processor by this order.

(2) Reseller's maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The processor, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodities covered by this order a notice of the price increases authorized by this order. Such notice shall substantially contain the following:

Order No. G-8 under section 16 of Maximum Price Regulation No. 592 provides adjusted maximum prices for the sale by the United Sand & Gravel Company of sand, gravel and mason sand excavated and processed by it. Resellers may add to their maximum prices in effect immediately preceding the effective date of this order, to each class of purchaser, the actual dollars and cents amount of increase in their invoiced cost resulting from the increase granted to the processor by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 26, 1946.

Issued: March 26, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-6031; Filed, Apr. 10, 1946; 2:07 p. m.]

[Region III Rev. Order G-8 Under SO 142]

NEWART MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Revised Order No. G-8 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of electrical fittings manufactured by Harry E. Kaden, an individual doing business as the Newart Manufacturing Company of Cleveland, Ohio (hereinafter referred to as the manufacturer). The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all electrical fittings manufactured by it shall be its maximum prices in effect immediately prior to February 1, 1946 to each class of purchaser increased by 28.62%.

(2) The manufacturer's customary cash discounts and transportation allowances shall be maintained on all its sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to February 1, 1946 to each class of purchaser the actual dollars and cents increase in invoiced cost to him resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Relationship between this order and the previous Order No. G-8.* This Revised Order No. G-8 supersedes Order G-8 under Section 2 of Supplementary Order No. 142. Said Order No. G-8 is hereby revoked as of the effective date of this Revised Order No. G-8.

(e) *Notification.* The manufacturer shall, at or prior to the first billing reflecting the adjustment herein granted, send to each purchaser who resells the products covered by this order a notice specifying the amount of increase granted by this order. Such notice shall substantially contain the following:

Order No. G-8 under section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices of electrical fittings manufactured by Harry E. Kaden, an individual doing business as the Newart Manufacturing Company. Resellers may add to their maximum prices in effect prior to February 1, 1946, the actual dollars and cents amount of increase in their invoiced cost resulting from the increase granted to the manufacturer by this order.

(f) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 20. 1946.

Issued: March 20, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-6033; Filed, Apr. 10, 1946; 2:08 p. m.]

[Region III Order G-6 Under MPR 592]

CRUME BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-6 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sale of cement brick manufactured by The Crume Brick Company, Dayton, Ohio (hereinafter referred to as the manufacturer). The maximum prices of the manufacturer and the maximum prices of the resellers of such commodity are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all cement brick manufactured by it shall be its maximum net prices in effect immediately preceding the date of this order, to each class of purchaser, increased by 12%.

(2) The manufacturer's customary cash discounts and transportation allowances shall be maintained on all its sales affected by this order.

(c) *Reseller's adjusted maximum prices.* (1) Any reseller of the commodity for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately preceding the effective date of this order, to each class of purchaser, the percentage amount of the increase in his invoiced cost resulting from the increase granted the manufacturer by this order.

(2) Reseller's maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the

commodity covered by this order a notice specifying the amount of increase granted by this order. Such notice shall substantially contain the following:

Order No. G–6 under Section 16 of Maximum Price Regulation No. 592 provides for a certain specified percentage increase in the net prices for cement brick manufactured by The Crume Brick Company. Resellers may add to their maximum prices in effect immediately preceding the effective date of this order the percentage amount of increase in their invoiced cost resulting from the increase granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 22, 1946.

Issued: March 22, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–6013; Filed, Apr. 10, 1946; 2:02 p. m.]

[Region III Order G–11 Under SO 142]

CHIEF MFG. CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–11 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of rug cleaning machinery, rug drying machinery, embossing machinery and dies, icing trollies and speed variators manufactured by the Chief Manufacturing Company, Inc., of Indianapolis, Indiana, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all rug cleaning machinery, rug drying machinery, embossing machinery and dies, icing trollies and speed variators manufactured by it shall be its maximum prices in effect on October 1, 1941, to each class of purchaser increased by 21.23%.

(2) The manufacturer's customary cash discounts, allowances and conditions of sale shall be maintained on all its sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order to each class of purchaser the actual dollars and cents increase in cost to him resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each seller's customary terms, discounts and allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer shall, at or prior to the first billing reflecting the adjustment herein granted, notify in writing each purchaser for resale of the products covered by this order of the amount of increase granted by this order. Such notification shall substantially contain the following:

Order No. G–11 under section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices for rug cleaning machinery, rug drying machinery, embossing machinery and dies, icing trollies and speed variators manufactured by the Chief Manufacturing Company, Inc. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order the actual dollars and cents amount of increase in cost to them as a result of the increase granted the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 22, 1946.

Issued: March 22, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–6014; Filed, Apr. 10, 1946; 2:02 p. m.]

[Region I Order G–4 Under Gen. Order 68]

WESTERN SOFTWOOD PLYWOOD IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of General Order No. 68, as amended, and Third Revised Maximum Price Regulation No. 13, section 5 (a), it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales of the sizes and types of plywood listed in the annexed price tables made by sellers located in the States of Massachusetts, Connecticut, Rhode Island, New Hampshire, Vermont and Maine, excepting a portion of Northern Maine, namely, Aroostook County and those portions of Penobscot, Piscataquis and Somerset Counties which are located on or are served by the Bangor and Aroostook Railroad and have no other railroad connections.

SEC. 2. *Definition of retail sale.* A retail sale means any sale to the ultimate consumer, or to a contractor for installation rather than resale, except "direct mill sales" and "plywood distribution plant sales" as defined by Third Revised Maximum Price Regulation No. 13. The excepted sales include all those in which shipment of the plywood originates at a plywood mill or at a warehouse or yard which in the first six months of 1941 received more than 20% of its dollar income from sales of plywood or veneer of any kind. The provisions of Third Revised Maximum Price Regulation No. 13 continue to apply to all such excepted sales.

SEC. 3. *Maximum prices.* Maximum prices for retail sales of plywood as herein set forth are established for two classes of sellers known as Class I sellers and Class II sellers.

Class I sellers are those who after June 30, 1945, receive or have received at least one carload of plywood in a direct mill shipment. Any shipment which comes directly from a plywood mill without becoming an integral part of the stock of a distribution plant or a retail yard is a direct mill shipment no matter who the seller is.

Class II sellers are all other retail sellers, principally those who buy their plywood from distribution plants.

Maximum prices for Class I sellers of Douglas Fir plywood are set forth in Tables I–A and I–B. The maximum prices of Class II sellers of Douglas Fir plywood are set forth in Table II–A and II–B. The maximum prices that may be charged for Ponderosa Pine plywood by both classes of sellers are set forth in Tables III–A and III–B. All the aforementioned price tables are hereby annexed and made a part of this order.

SEC. 4. *Additions for delivery.* The maximum prices set forth in the price tables includes delivery to any point within the seller's free delivery zone as recognized by him during March, 1942. If delivery is made outside the free delivery zone, the seller may add for delivery the amount computed by multiplying the estimated weights of the plywood sold, as shown in section 22 of Third Revised Maximum Price Regulation No. 13, by the applicable rail freight or common carrier rate. Any such additional charges for delivery must be shown separately on the invoice.

SEC. 5. *Additions for certain Class II sellers.* Those Class II sellers who are located at such a distance from their normal sources of supply that they are obliged to pay more than $0.45 per hundred pounds for inbound common carrier freight may add that part of the actual freight paid which is in excess of $0.45 per hundred pounds, to the price computed from the applicable dollars-and-cents prices set forth in the price tables. Normal sources of supply are those which customarily supplied Class II sellers in a particular area during and prior to 1941. All such additional charges for excess inbound freight must be shown separately on the invoice.

SEC. 6. *Discounts and allowances.* The maximum prices in this order include all commissions. All customary discounts for cash in effect in March, 1942, must be continued. Differentials in price based on quantity sold must be observed as set forth in the price tables.

SEC. 7. *New sellers.* A new Class I or Class II seller who was not in business in March, 1942, must:

(a) Maintain a free delivery zone at least equal in area to that maintained by his most closely competitive seller of the same class in March, 1942, and

(b) Grant the discounts for cash which were granted by his most closely competitive seller of the same class in March, 1942.

If the new seller is unable to ascertain the delivery or discount practices of his most closely competitive seller during March, 1942, he may apply to his nearest Price Control Board or District Office for assistance in obtaining the required information.

SEC. 8. *Sales slips and records.* (a) For any sale of $50.00 or more each seller (regardless of previous custom) must keep records so long as the Emergency Price Control Act of 1942, as amended, remains in effect, showing the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

(b) Every seller covered by this order shall give to the purchaser an invoice, sales slip, receipt or other evidence of purchase showing the name and address of the seller, the date of purchase, a description, quantity and the price of each item sold; the said description to be in detail sufficient to determine whether the price charged has been properly computed under this order. However, in the case of sales amounting to less than a total of $5.00 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare the invoices, sales slips, receipts, or other evidence of purchase hereinbefore described, in duplicate, and he must keep a duplicate copy for at least one year after delivery.

(c) Each seller shall keep records or other satisfactory evidence showing his customary practices relative to free delivery and cash discounts in effect during March, 1942, or, in case he is a new seller, evidence of the customary practices of his most closely competitive seller during March, 1942, shall be preserved.

(d) All records, copies of invoices and other evidence required by this section shall be made available for inspection by representatives of the Office of Price Administration during ordinary business hours at the seller's place of business.

SEC. 9. *Relationship of this order to Third Revised Maximum Price Regulation No. 13.* The maximum prices fixed by this order supersede any maximum price or pricing method previously established by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of Third Revised Maximum Price Regulation No. 13 shall apply to sales covered by this order.

SEC. 10. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of his list of maximum prices as fixed by this order in each place of business within the area covered by this order. A Class I seller of Douglas Fir plywood shall post Tables I–A and I–B, and a Class II seller of Douglas Fir plywood shall post Tables II–A and II–B. All retail sellers of Ponderosa Pine plywood shall post Tables III–A and III–B.

SEC. 11. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective April 10, 1946.

Issued this 29th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

TABLE I–A—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS I SELLERS

[Sales in quantities under 1,000 square feet—price per square foot]

Thickness	Sanded 2 sides; widths to 48" (except ply-panel [1]), lengths to 96" [4]	Ply-wall	Ply-form	Ply-panel ½; sound 2 sides	Ply-panel, sound 1 side [2]	Exterior grade [3]				Plyscord, rough widths 36" and 48"; lengths, 60" to 96" [4]
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
		Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	
3/8"	3 ply			7		10	8½	8½	7¾	
¼"	3 ply	7¾		8¾	7¾	10¾	9½	8½	9	
5/16"	3 ply					11½	10	9¾	9½	6¾ cents.
3/8"	3 ply	9¼		9	9½	12¾	11¾	11	11½	7¾ cents.
7/16"	3 ply					17	14¾	14½	14	
½"	5 ply	10¾	14¾	12		18¼	16¼	16	15½	10¾ cents (3 or 5 ply at mill's option).
9/16"	5 ply		15¾			19¾	17½	17¼	17	12¼ cents (3 or 5 ply at mill's option).
5/8"	5 ply		16¾	14¾		21¾	19	18¾	18½	
11/16"	5 ply					22¾	20¾	20¼	20	
¾"	5 ply		18¾	16¾		24½	22½	22¼	21¾	
13/16"	5 ply			17¾		28¾	26¼	25¾	25½	
15/16"	7 ply			18¾		29¾	26¼	25¾	25½	
7/8"	7 ply			19		30½	28	27½	27	
15/16"	7 ply					32	29½	29¼	29	
1"	7 ply			21		34	31½	31	30¾	
1 1/16"	7 ply					35¾	33¼	32¾	32½	
1⅛"	7 ply			23½		37¾	35	34¾	34¼	

[1] Ply panel prices in table apply only for widths over 36" through 48"; if widths are over 24" through 36", deduct ¼¢ per square foot; if widths are 24" or under, deduct ½¢ per square foot.
[2] For ply panel sound 1 side, deduct ½¢ per square foot from ply panel sound 2 sides price, for all items with the exception of those shown in above table.
[3] Prices for exterior grades depend on thickness only; number of plies may be disregarded. Special extras not included.
[4] For widths over 48" through 60" (except ply wall and plyscord), add 1¼¢ per square foot.
For lengths over 8' through 9' for plyscord, add ¾¢ per square foot.
For lengths over 9' through 10' ply wall, add 1¼¢ per square foot.
For lengths over 10' through 11' ply form add 2¢ per square foot.
For lengths over 11' through 12' ply panel, add 2½¢ per square foot.

TABLE I–B—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS I SELLERS

[Sales in quantities 1,000 square feet or over—Price per 1,000 square feet]

Thickness	Sanded 2 sides; widths to 48" (except ply-panel [1]), lengths to 96" [4]	Ply-wall	Ply-form	Ply-panel ½; sound 2 sides [2]	Ply-panel, sound 1 side [3]	Exterior grade [3]				Plyscord rough widths 36" and 48" lengths, 60" to 96" [4]
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
3/8"	3 ply			$64.80		$81.35	$78.00	$75.00	$72.15	
¼"	3 ply	$67.50	$74.80	76.25	$72.25	94.75	88.25	78.45	82.25	
5/16"	3 ply					106.35	93.00	90.10	87.15	$62.00.
3/8"	3 ply	84.50		82.15	88.50	117.40	104.05	101.15	106.00	$72.00.
7/16"	3 ply					156.40	136.40	132.75	129.10	
½"	5 ply	99.75	131.40	110.25		168.85	148.85	145.95	143.00	$93.75 (3 or 5 ply at mill's option).
9/16"	5 ply		141.15			181.05	161.05	158.90	155.95	
5/8"	5 ply		149.05	130.25		195.40	175.45	172.55	169.60	$115.00 (3 or 5 ply at mill's option).
11/16"	5 ply					210.20	190.20	187.30	183.60	
¾"	5 ply		167.20	149.00		226.35	206.30	203.40	200.45	
13/16"	5 ply			163.15		263.85	240.55	236.90	233.95	
15/16"	7 ply			171.75		263.85	240.55	236.90	233.95	
7/8"	7 ply			174.70		280.00	256.65	253.00	249.35	
15/16"	7 ply					295.05	271.75	268.80	265.90	
1"	7 ply			192.15		312.35	289.00	285.35	282.40	
1 1/16"	7 ply					328.55	305.20	302.30	299.35	
1⅛"	7 ply			215.15		346.20	322.85	319.20	315.55	

[1] Ply panel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct $2.65 per 1,000 square feet; for widths 24" and under, deduct $4 per 1,000 square feet.
[2] For plypanel sound 1 side, deduct $3.70 per 1,000 square feet from plypanel sound 2 sides price, for all items with the exception of those shown in the above table.
[3] Prices for exterior grades depend on thickness only; number of plies may be disregarded. Special extras not included.
[4] For widths over 48" through 60" (except plywall and plyscord), add $11.75 per M sq. ft.
For lengths over 8' through 9' for plyscord, add $7.75 per M sq. ft.
For lengths over 9' through 10' plywall, add $11.75 per M sq. ft.
For lengths over 10' through 11' plyform, add $19.45 per M sq. ft.
For lengths over 11' through 12' plypanel, add $23.45 per M sq. ft.

TABLE II–A—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS II SELLERS

[Sales in quantities under 1,000 square feet—price per square foot]

Thickness	Sanded 2 sides; widths to 48" (except ply-panel [1]), lengths to 96" [4]	Ply-wall	Ply-form	Ply-panel ½; sound 2 sides	Ply-panel, sound 1 side [2]	Exterior grades [3]				Plyscord rough widths 36" and 48" lengths, 60" to 96" [4]
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
		Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	
3/8"	3 ply			7½		10½	9	8½	8½	
¼"	3 ply	7¾		8¾	8½	11	10¼	9	9½	7¼ cents.
5/16"	3 ply					12¼	10¾	10¼	10¼	8½ cents.
3/8"	3 ply	9¾		9½	10¼	13¾	12	11¾	12¼	
7/16"	3 ply					18¼	15¾	15¼	15	
½"	5 ply	11½	16¼	12¾		19½	17¼	17	16½	11 cents (3 or 5 ply at mill's option).
9/16"	5 ply		16¼			20	18¾	18¼	18	

Footnotes at end of table.

TABLE III-A—MAXIMUM PRICES FOR SALES OF PONDEROSA PINE PLYWOOD BY CLASS I AND CLASS II SELLERS

[For sales in quantities under 1,000 square feet—Price per square foot]

Thickness	Widths to 48", lengths to 84"	Sound 2 sides	Sound 1 side	Wallboard S2S	Sheathing No. 1 rough
		Cents	*Cents*	*Cents*	*Cents*
¼"	3 ply 36" widths and under, inclusive	10	9½	8½	
	3 ply 36" widths and under, inclusive	10½	9½	8½	
	Over 36" to 48" width, inclusive	9½	9½		
⅜"	3 ply 36" widths and under, inclusive	10	9½		9½
	Over 36" to 48" width, inclusive	11	11½		9½
⅜"	5 ply 36" widths and under, inclusive	11½	11½		
	Over 36" to 48" width, inclusive	12½	12½		
½"	5 ply 36" widths and under, inclusive	13	13		
	Over 36" to 48" width, inclusive	14	14		
½"	7 ply 36" widths and under, inclusive	14½	13½		13½
	Over 36" to 48" width, inclusive	15½	15½		15½
⅝"	5 ply 36" widths and under, inclusive	17½	17½		17
	Over 36" to 48" width, inclusive	21	20		17½
¾"	7 ply 36" widths and under, inclusive	21½	20½		19½
	Over 36" to 48" width, inclusive	24½	24½		21½
1"	7 ply 36" widths and under, inclusive	24½	24½		21½
	Over 36" to 48" width, inclusive	27½	27½		
1⅛"	9 ply 36" widths and under, inclusive	28½	28½		
	Over 36" to 48" width, inclusive	(1)	27½	(1)	(1)

[1] Special extras not included in above prices.

Note: Class II sellers who pay in-bound common carrier freight from their normal source of supply in excess of $0.45 per hundred pounds may add such excess as set forth in section 5 of this order.

TABLE III-B—MAXIMUM PRICES FOR SALES OF PONDEROSA PINE PLYWOOD BY CLASS I AND CLASS II SELLERS

[For sales in quantities of 1,000 square feet or over—price per 1,000 square feet]

Thickness	Widths to 48", lengths to 84"	Sound 2 sides	Sound 1 side	Wallboard S2S	Sheathing No. 1 rough
¼"	3 ply 36" widths and under, inclusive	$93.75	$85.50	$81.75	
	3 ply 36" widths and under, inclusive	98.75	90.75	81.75	
	Over 36" to 48" width, inclusive	90.75	82.95		
⅜"	3 ply 36" widths and under, inclusive	94.65	86.25		
	Over 36" to 48" width, inclusive	105.65	96.75		$87.75
⅜"	5 ply 36" widths and under, inclusive	110.95	100.50		91.75
	Over 36" to 48" width, inclusive	124.10	117.30		
½"	5 ply 36" widths and under, inclusive	129.00	121.20		124.25
	Over 36" to 48" width, inclusive	139.35	131.55		128.00
½"	7 ply 36" widths and under, inclusive	147.83	140.05		155.50
	Over 36" to 48" width, inclusive	171.75	163.95		139.50
⅝"	5 ply 36" widths and under, inclusive	194.45	188.65		171.45
	Over 36" to 48" width, inclusive	200.35	192.55		194.05
¾"	7 ply 36" widths and under, inclusive	255.55	248.85		199.95
	Over 36" to 48" width, inclusive	261.45	253.45		
1"	7 ply 36" widths and under, inclusive	268.15	257.35	(1)	(1)
	Over 36" to 48" width, inclusive	(1)	(1)		

[1] Special extras not included in above prices.

Note: Class II sellers who pay in-bound common carrier freight from their normal source of supply in excess of $0.45 per hundred pounds may add such excess as set forth in section 5 of this order.

[F. R. Doc. 46-6018; Filed, Apr. 10, 1946; 2:03 p. m.]

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§ 1340.260 of Revised Maximum Price Regulation No. 122, It is ordered, That Revised Order No. G-8 be, and hereby is, amended in the following respects:

[Rev. Order G-8 Under MMPR 122, Amdt. 1]

SOLID FUELS IN LOUISVILLE, KY., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by

1. Paragraph (b), *"Area covered"*, is amended to read as follows:

(b) *Area covered.* This adopting order covers all sales to domestic and commercial consumers of specified solid fuels when sold and delivered within the Louisville, Kentucky, Area, described as all the territory within the corporate limits of the City of Louisville, Kentucky, and all contiguous territory within the State of Kentucky that lies within four miles of the corporate limits thereof.

2. The second sentence of paragraph (e) (1) is amended to read as follows: Column I describes the solid fuel for which prices are established; Column II lists maximum prices for cash sales to domestic consumers on a direct delivery basis; and Column III lists maximum prices for cash or credit sales to commercial consumers on a direct delivery basis.

3. Paragraph (f) is added to read as follows:

(f) *Definitions*—(1) *Commercial consumer.* A commercial consumer, for the purpose of this order, is defined as any person purchasing solid fuel in quantities of forty tons or more in one year for delivery to one location. Specifically excepted from this definition is any consumer purchasing solid fuel for the purpose of heating a private dwelling in which not more than three units received their heat from a central heating plant.

This Amendment No. 1 shall become effective March 21, 1946.

Issued: March 21, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-6027; Filed, Apr. 10, 1946; 2:06 p. m.]

[Region I Order G-3 Under Gen. Order 68]

HARD BUILDING MATERIALS IN NEW HAMPSHIRE

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, as amended, it is ordered:

SECTION 1. *What this order covers.* This order covers all "retail sales" of the commodities listed in Appendix A, Table I, by any seller in the State of New Hampshire. For the purposes of this order a "retail sale" means a sale to an ultimate user, or a sale to a contractor or builder for resale on an installed basis.

SEC. 2. *Items covered by this order.* This order covers the list of hard building materials set forth in Appendix A, Table I, appearing below and made part of this order. Orders published thereafter shall be added from time to time.

ferentials and terms as were in effect for such seller during March, 1942.

(c) In Column B of Table I of the Appendix where the words "customary discount" appear in place of dollar and cents prices for Large Sale Units, maximum prices for such Large Sale Units shall be the maximum price for small sale units listed in Column A of said Table I reduced by the customary discounts granted during March 1942 by the seller to purchasers of the same class on sales of the same quantity.

SEC. 4. *Delivery.* The maximum prices fixed by this order include free delivery by the seller within a twenty-mile radius of his customary place of business. However, where a seller's free delivery zone during March, 1942 exceeds the twenty-mile radius of his customary place of business, he shall nevertheless continue to maintain his March 1942 free delivery zone. Transportation charges may be made for deliveries beyond the free delivery zones referred to in the preceding sentences at the rates or by the method customarily charged or used by the seller during March 1942. In the case of an isolated sale of a Small Sale Unit the seller may maintain his customary delivery practices relating to such sales which were in effect for him during March 1942.

SEC. 5. *New sellers.* In addition to the requirements for delivery as set forth in section 4 and in addition to the requirement to grant the 2% discount provided for in section 3 (b), a seller who was not engaged in the retail sale of hard building materials during March 1942, must

(a) Grant the "customary discount", further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class, and

(b) Use the same delivery practices, delivery rates and methods of computing such rates as were in effect for such competitor during that period.

SEC. 6. *Sales slips and records.* (a) For any sale of $50.00 or more, each seller (regardless of previous custom) must keep records so long as the Emergency Price Control Act of 1942, as amended, remains in effect, showing the following:

1. Name and address of buyer;
2. Date of transaction;
3. Place of delivery;
4. Complete description of each item sold and price charged;

evidence of purchase, hereinbefore described, in duplicate, and he must keep a duplicate copy for at least one year after delivery.

(c) Records or other satisfactory evidence of each seller's delivery practices, delivery rates, methods of computing such rates, "customary discounts," further discounts, allowances, differentials and terms as were in effect during March, 1942, for each seller shall be kept and made available for inspection by representatives of the Office of Price Administration. A new seller shall obtain such records or other satisfactory evidence from his most closely competitive seller of the same class and shall also keep them and make them available for inspection by representatives of the Office of Price Administration. If a new seller is unable to ascertain or obtain from his most closely competitive seller such records or evidence, he may apply to his nearest Price Control Board or to the New Hampshire District Office for assistance to obtain the required information.

SEC. 7. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices or pricing methods previously fixed by any other order or regulation issued by the Office of Price Administration. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A, Table I in his customary place of business in a manner plainly visible to all purchasers. "Customary place of business" means the location where the materials are generally stored and available for delivery.

SEC. 9. *Evasion.* The price limitations of this order shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any commodities covered by this Regulation or by way of commissions, services, transportation, or other charges, or by tying agreement or other trade understandings, or by making the terms and conditions of the sale more onerous to buyers than they were in March, 1942

SEC. 10. *Enforcement.* Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement

TABLE III-A—MAXIMUM PRICES FOR SALES OF PONDEROSA PINE PLYWOOD BY CLASS I AND CLASS II SELLERS

[For sales in quantities under 1,000 square feet—Price per square foot]

Thickness	Widths to 48", lengths to 84"	Sound 2 sides	Sound 1 side	Wallboard 3/8"	Sheathing, No. 1 rough
		Cents	*Cents*	*Cents*	*Cents*
1/4"	3 ply 36" widths and under, inclusive	10	9½	8½	
	Over 36" to 48" width, inclusive	10½	9¾		
5/16"	3 ply 36" widths and under, inclusive	9½	8¾		
	Over 36" to 48" width, inclusive	10	9¼		
3/8"	3 ply 36" widths and under, inclusive	11	10¼		9½
	5 ply 36" widths and under, inclusive	11	10¼		9½
	Over 36" to 48" width, inclusive	11½	10¾		
5/16"	5 ply 36" widths and under, inclusive	11½	10¾		
	Over 36" to 48" width, inclusive	12	11¼		
1/2"	5 ply 36" widths and under, inclusive	14	13		13¼
	Over 36" to 48" width, inclusive	14½	13½		13¾
5/8"	7 ply 36" widths and under, inclusive	17	16		16½
	Over 36" to 48" width, inclusive	17½	16½		17
3/4"	7 ply 36" widths and under, inclusive	20	19		19¼
	Over 36" to 48" width, inclusive	21	20		20¼
7/8"	7 ply 36" widths and under, inclusive	24¼	23		23¼
	Over 36" to 48" width, inclusive	25	24		24¼
1"	7 ply 36" widths and under, inclusive	27½	26		26¼
	Over 36" to 48" width, inclusive	(1)	27½	(1)	(1)

[1] Special extras not included in above prices.

NOTE: Class II sellers who pay inbound common carrier freight from their normal sources of supply in excess of $0.45 per hundred pounds may add such excess as set forth in section 5 of this order.

TABLE III-B—MAXIMUM PRICES FOR SALES OF PONDEROSA PINE PLYWOOD BY CLASS I AND CLASS II SELLERS

[For sales in quantities of 1,000 square feet or over—price per 1,000 square feet]

Thickness	Widths to 48", lengths to 84"	Sound 1 side	Wallboard 3/8"	Sheathing, No. 1 rough
		Cents	*Cents*	*Cents*
1/4"	3 ply 36" widths and under, inclusive	$93 75	$81 75	
	Over 36" to 48" width, inclusive	98 75	86 75	
5/16"	3 ply 36" widths and under, inclusive	86 25	75	
	Over 36" to 48" width, inclusive	91 65	80 75	
3/8"	3 ply 36" widths and under, inclusive	101 25	87 75	
	5 ply 36" widths and under, inclusive	106 25	91 75	
	Over 36" to 48" width, inclusive	111 65		
5/16"	5 ply 36" widths and under, inclusive	111 25		124 25
	Over 36" to 48" width, inclusive	116 65		129 50
1/2"	5 ply 36" widths and under, inclusive	145		150 50
	Over 36" to 48" width, inclusive	152 50		157 50
5/8"	7 ply 36" widths and under, inclusive	178 75		167 50
	Over 36" to 48" width, inclusive	187 50		171 45
3/4"	7 ply 36" widths and under, inclusive	206 25		156 05
	Over 36" to 48" width, inclusive	216 65		166 05
7/8"	7 ply 36" widths and under, inclusive	234 40		
	Over 36" to 48" width, inclusive	245 15	(1)	(1)
1"	7 ply 36" widths and under, inclusive	262 50		

[1] Special extras not included in above prices.

NOTE: Class II sellers who pay inbound common carrier freight from their normal sources of supply in excess of $0.45 per hundred pounds may add such excess as set forth in section 5 of this order.

[Region III Rev. Order G-8 Under RMPR 122, Amdt. 1]

§ 1340.260 of Revised Maximum Price Regulation No. 122, *It is ordered*, That Revised Order No. G-8 be, and hereby is, amended in the following respects:

SOLID FUELS IN LOUISVILLE, KY., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by

1. Paragraph (b), *"Area covered"*, is amended to read as follows:

(b) *Area covered.* This adopting order shall cover all sales to domestic and com-

mercial consumers of specified solid fuels when sold and delivered within the Louisville, Kentucky, Area, described as all the territory within the corporate limits of the City of Louisville, Kentucky, and all contiguous territory within the State of Kentucky that lies within four miles of the corporate limits thereof.

2. The second sentence of paragraph (e) (1) is amended to read as follows: Column I describes the solid fuel for which prices are established; Column II lists maximum prices for cash sales to domestic consumers on a direct delivery basis; and Column III lists maximum prices for cash or credit sales to commercial consumers on a direct delivery basis.

3. Paragraph (f) is added to read as follows:

(f) *Definitions*—(1) *Commercial consumer.* A commercial consumer, for the purpose of this order, is defined as any person purchasing solid fuel in quantities of forty tons or more in one year for delivery to one location. Specifically excepted from this definition is any consumer purchasing solid fuel for the purpose of heating a private dwelling in which not more than three units received their heat from a central heating plant.

This Amendment No. 1 shall become effective March 21, 1946.

Issued: March 21, 1946.

JOHN F. KESSEL,
Regional Administrator.

F. R. Doc. 46-6027; Filed, Apr. 10, 1946; 2:06 p. m.]

Region I Order G-3 Under Gen. Order 68]

HARD BUILDING MATERIALS IN NEW HAMPSHIRE

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, as amended, it is ordered:

SECTION 1. *What this order covers.* This order covers all "retail sales" of the commodities listed in Appendix A, Table I, by any seller in the State of New Hampshire. For the purposes of this order a "retail sale" means a sale to an ultimate user, or a sale to a contractor or builder for resale on an installed basis.

SEC. 2. *Items covered by this order.* This order covers the list of hard building materials set forth in Appendix A, Table I, appearing below and made part of this order. Other related items may be added from time to time.

SEC. 3. *Maximum prices.* (a) The prices listed in Appendix A, Table I, appearing below, and made a part of this order, shall be the maximum prices for "retail sales" of the respective items of hard building materials listed in said table.

(b) Maximum prices established by this order shall be reduced by 2% whenever cash payment is made to the seller within 10 days of receipt of an invoice by the buyer. In addition to the 2% discount required by the preceding sentence, the seller shall continue to grant such further discounts, allowances, differentials and terms as were in effect for such seller during March, 1942.

(c) In Column B of Table I of the Appendix where the words "customary discount" appear in place of dollar and cents prices for Large Sale Units, maximum prices for such Large Sale Units shall be the maximum price for small sale units listed in Column A of said Table I reduced by the customary discounts granted during March 1942 by the seller to purchasers of the same class on sales of the same quantity.

SEC. 4. *Delivery.* The maximum prices fixed by this order include free delivery by the seller within a twenty-mile radius of his customary place of business. However, where a seller's free delivery zone during March, 1942 exceeds the twenty-mile radius of his customary place of business, he shall nevertheless continue to maintain his March 1942 free delivery zone. Transportation charges may be made for deliveries beyond the free delivery zones referred to in the preceding sentences at the rates or by the method customarily charged or used by the seller during March 1942. In the case of an isolated sale of a Small Sale Unit the seller may maintain his customary delivery practices relating to such sales which were in effect for him during March 1942.

SEC. 5. *New sellers.* In addition to the requirements for delivery as set forth in section 4 and in addition to the requirement to grant the 2% discount provided for in section 3 (b), a seller who was not engaged in the retail sale of hard building materials during March 1942, must

(a) Grant the "customary discount", further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class, and

(b) Use the same delivery practices, delivery rates and methods of computing such rates as were in effect for such competitor during that period.

SEC. 6. *Sales slips and records.* (a) For any sale of $50.00 or more, each seller (regardless of previous custom) must keep records so long as the Emergency Price Control Act of 1942, as amended, remains in effect, showing the following:

1. Name and address of buyer;
2. Date of transaction;
3. Place of delivery;
4. Complete description of each item sold and price charged.

(b) Every seller covered by this order shall give to the purchaser an invoice, sales slip, receipt or other evidence of purchase showing the name and address of the seller, the date of purchase, a description, quantity and the price of each item sold; the said description to be in detail sufficient to determine whether the price charged has been properly computed under this order. However, in the case of sales amounting to less than a total of $5.00 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare the invoices, sales slips, receipts, or other evidence of purchase, hereinbefore described, in duplicate, and he must keep a duplicate copy for at least one year after delivery.

(c) Records or other satisfactory evidence of each seller's delivery practices, delivery rates, methods of computing such rates, "customary discounts," further discounts, allowances, differentials and terms as were in effect during March, 1942, for each seller shall be kept and made available for inspection by representatives of the Office of Price Administration. A new seller shall obtain such records or other satisfactory evidence from his most closely competitive seller of the same class and shall also keep them and make them available for inspection by representatives of the Office of Price Administration. If a new seller is unable to ascertain or obtain from his most closely competitive seller such records or evidence, he may apply to his nearest Price Control Board or to the New Hampshire District Office for assistance to obtain the required information.

SEC. 7. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices or pricing methods previously fixed by any other order or regulation issued by the Office of Price Administration. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A, Table I in his customary place of business in a manner plainly visible to all purchasers. "Customary place of business" means the location where the materials are generally stored and available for delivery.

SEC. 9. *Evasion.* The price limitations of this order shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any commodities covered by this Regulation or by way of commissions, services, transportation, or other charges, or by tying agreement or other trade understanding, or by making the terms and conditions of the sale more onerous to buyers than they were in March, 1942.

SEC. 10. *Enforcement.* Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocation of licenses, provided by the Emergency Price Control Act of 1942 as amended.

SEC. 11. *Amendment.* This order may be modified, amended, revised, or revoked at any time by the Office of Price Administration.

This order shall become effective April 6, 1946.

Issued this 28th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

TABLE II-A—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS II SELLERS—CON.

[Sales in quantities under 1,000 square feet—price per square foot]

Thickness	Sanded 2 sides; widths to 48" (except ply. panel [1]), lengths to 96" [2]	Ply. wall	Ply. form	Ply. panel, 1 sound 2 sides	Ply. panel, sound 1 side [3]	Exterior grades [4]			Plywood rough, widths 36" and 48" lengths, 60" to 96" [2]
						Marine	Sound 2 sides	Industrial grade	Sound 1 side
		Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
5/8"	5 ply		15¼			22½	20½	20	19¼
	5 ply		19½	17½		24½	22	21¾	21¼
	7 ply			19		26½	24	23½	23¼
3/4"	7 ply			20	19¼	28½	26	25½	25¼
	7 ply			20¼	19¾	30½	28	27½	27¼
7/8"	7 ply				22¾	31½	29¾	28¼	28¼
1"	7 ply			22¾	22¾	36½	33½	32¾	32¾
1 1/8"	7 ply				25¾	38½	35¾	34¾	34¾
1 1/4"	7 ply			25	25¾	40½	37½	37	36¾

[1] Plypanel prices in table apply only for widths over 36" through 48"; if widths are over 24" through 36", deduct 3/4¢ per square foot. If widths are 24" or under, deduct 1¢ per square foot.

[2] For plypanel sound 1 side price, deduct 1¢ per square foot from plypanel sound 2 sides price for all items with the exception of those shown in the above table.

[3] Price for exterior grades depend on thickness only; number of plies may be disregarded. Special extras not included.

[4] For lengths over 9' through 10' for plywall and plysheath, add 1½¢ per square foot. For lengths over 9' through 10' for plywall and plysheath, add 1½¢ per square foot. For lengths over 10' through 11' for plywall, add 2½¢ per square foot. For lengths over 11' through 12' plypanel, add 2½¢ per square foot.

NOTE: Sellers who pay inbound common carrier freight from their normal sources of supply in excess of $0.45 per hundred pounds may add such excess as set forth in section 5 of this order.

TABLE II-B—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS II SELLERS

[Sales in quantities 1,000 square feet or over—Price per 1,000 square feet]

Thickness	Sanded 2 sides; widths to 48" (except ply. panel [1]), lengths to 96" [2]	Ply. wall	Ply. form	Ply. panel, 1 sound 2 sides	Ply. panel, sound 1 side [3]	Exterior grade [4]			Plywood rough, widths 36" and 48" lengths, 60" to 96" [2]
						Marine	Sound 2 sides	Industrial grade	Sound 1 side
1/4"	3 ply	$73.50	$81.35	$70.45	$58.10	$93.35	$84.65	$81.65	$78.45
5/16"	3 ply			81.00		115.65	101.15	97.95	94.75
3/8"	3 ply	92.00			96.25	127.70	113.15	110.00	115.25
	5 ply		112.00	110.95		170.10	148.35	144.35	140.35
	5 ply	108.45				183.65	161.00	158.70	155.50
5/16"	5 ply		163.50	141.70		190.00	175.15	172.75	169.60
1/2"	5 ply		162.10			212.60	190.80	187.65	184.45
1 1/16"	5 ply					228.60	206.85	203.65	199.65
5/8"	5 ply		181.85	162.05		240.15	224.40	221.20	217.00
11/16"	5 ply			172.65		256.65	232.90	229.70	225.50
3/4"	7 ply			180.80		280.55	261.60	257.60	254.40
13/16"	7 ply			190.05		308.60	279.15	275.15	271.15
7/8"	7 ply					320.60	293.50	290.30	286.15
15/16"	7 ply			209.05		332.65	314.90	310.90	306.70
1"	7 ply					357.30	326.70	322.65	318.55
1 1/8"	7 ply			254.05		376.50	351.10	347.15	343.15

[1] Plypanel prices in table apply only for widths over 36" through 48"; if widths are over 24" through 36", deduct $2.50 per 1,000 square feet; if widths are 24" or under, deduct $4.35 per 1,000 square feet from the plypanel sound 2 sides price, for all items with the exception of those shown in the above table.

[2] For plypanel sound 1 side price, deduct $2.75 per 1,000 square feet from the plypanel sound 2 sides price, for all items with the exception of those shown in the above table.

[3] Prices for exterior grades depend on thickness only; number of plies may be disregarded: Special extras not included.

[4] For widths over 48" through 60" (except plywall and plypanel) add $12.75 per 1,000 square feet.
For lengths over 9' through 10' for plywall add $12.75 per 1,000 square feet.
For lengths over 9' through 10' for plywall and plysheath add $12.75 per 1,000 square feet.
For lengths over 10' through 11' for plyform add $21.15 per 1,000 square feet.
For lengths over 11' through 12' for plypanel add $25.40 per 1,000 square feet.

NOTE: Sellers who pay inbound common carrier freight from their normal sources of supply in excess of $0.45 per hundred pounds may add such excess as set forth in section 5 of this order.

APPENDIX A

TABLE 1—MAXIMUM PRICES FOR HARD BUILDING MATERIALS IN THE STATE OF NEW HAMPSHIRE

[Free delivery zone prices for small quantity and large quantity sales]

Item	A Small sale		B Large sale		Item	A Small sale		B Large sale	
	Unit	Price	Unit	Price		Unit	Price	Unit	Price
Plaster, hard wall	100-lb. bag	$1.13	Ton	$19.50	Fibre insulation board, ½" std. lath and board.	Sq. ft.	$0.05	1,000 sq. ft.	$45.00
Plaster, gauging	100-lb. bag	1.55	Ton	29.50	Fibre insulation board, 25/32" asphalt sheathing.	Sq. ft.	.07	1,000 sq. ft.	65.00
Keene's cement	100-lb. bag	2.25	Customary discount.		Asbestos cement siding, 12", 24", or 27".	Square	7.65	Customary discount.	
Finishing lime	50-lb. bag	.75	Ton	26.00	Thermal insulation blankets, paper backed thick.	Sq. ft.	.07	1,000 sq. ft.	65.00
Gypsum lath ⅜"	Sq. ft.	.03	1,000 sq. ft.	29.25	Thermal insulation blankets, paper backed medium.	Sq. ft.	.05½	1,000 sq. ft.	50.00
Metal lath 2.5, painted diamond mesh	Sq. yd.	.25	Customary discount.		Thermal insulation blankets, paper backed single.	Sq. ft.	.05	1,000 sq. ft.	45.00
Metal lath 2.75, flat rib painted	Sq. yd.	.29	Customary discount.		Thermal insulation batts, full thick	Sq. ft.	.06¼	1,000 sq. ft.	60.00
Metal lath, corner bead expanded type	Lin. ft.	.04	Customary discount.		Thermal insulation batts, 2" thick	Sq. ft.	.05½	1,000 sq. ft.	50.00
Portland cement (paper)	94-lb. bag	.85	20-94-lb. bags	80	Thermal insulation, loose plain	35-lb. bag	1.05	Ton	52.50
Masonry mortar (paper)	70-lb. bag	.80	Customary discount.			40-lb bag	1.20	Ton	72.50
Mason's hydrated lime	50-lb. bag	.60	Customary discount.		Thermal insulation, nodulated	35-lb. bag	1.25	Customary discount.	
Concrete block, 8 x 8 x 16, cinder	Each	.25	Customary discount.			40-lb. bag	1.50	Customary discount.	
Gypsum wallboard ⅜"	Sq. ft.	.04	1,000 sq. ft.	35.00					
Asphalt roofing, 90-lb.	Roll	2.58	Customary discount.						
Asphalt or tarred felt, 15-lb.	Roll (432")	2.58	Customary discount.						
Asphalt or tarred felt, 30-lb.	Roll (216")	2.58	Customary discount.						
Asphalt shingles, 210-lb. (3-in-1) thick butt).	Square	5.65	Customary discount.						
Asphalt shingles, 165-lb., 2 tab hexagon	Square	4.65	Customary discount.						

[F. R. Doc. 46-6017; Filed, Apr. 10, 1946; 2:03 p. m.]

[Region II Order G-3 Under MPR 592]

TERRY BRICK CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended and by section 16 of MPR 592, as amended, it is hereby ordered that:

(a) The maximum prices of Terry Brick Corporation of Kingston, New York, for common brick are adjusted as follows:

	Per thousand
F. o. b. yard wholesale	$15.90
Delivered New York	18.90

Prices are subject to an allowance of $1.00 per thousand for unloading and 50¢ per thousand for cash payment, and any other customary discounts, allowances or price differentials shall be maintained.

(b) Persons who buy common brick from the Terry Brick Corporation, at yard wholesale for the purpose of resale in the same form, may add to their maximum prices the dollars and cents increase in cost to them, resulting from the increase granted to Terry Brick Corporation under paragraph (a) of this order, *Provided however*, That in any area where specific maximum prices for common brick have been fixed by any area pricing order, no such person may exceed the maximum prices fixed by such area order.

(c) At or before the first sale after the date hereof to any person at yard wholesale, Terry Brick Corporation shall notify such person in writing of the provisions of paragraph (b) of this order, and shall state to such person the amount of the dollars and cents increase in price which may be added to the maximum price of such person under the provisions of paragraph (b).

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) All prayers of the application of Terry Brick Corporation not granted herein are denied.

(g) Terry Brick Corporation may, within 60 days after the date of this order, file with this office a request for review by the Administrator of the partial denial of this application.

This order shall become effective immediately.

Issued this 4th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-6016; Filed, Apr. 10, 1946; 2:02 p. m.]

[Louisville Order G-1 Under MPR 579]

TRANSPORTATION ALLOWANCES FOR FISH WHOLESALERS IN JEFFERSON COUNTY, KY., AND FLOYD COUNTY AND CLARK COUNTY, IND.

Pursuant to the Emergency Price Control Act of 1942 as amended, the Stabilization Act of 1942 as amended, Executive Orders Nos. 9250 and 9328, Revised General Order No. 51, Third Revised Delegation Order No. 1-A, issued by the Regional Administrator of Region III of the Office of Price Administration, and for the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *Exclusive transportation allowances.* In determining maximum prices under the provisions of Maximum Price Regulation No. 579 for sales of the hereinafter designated species of frozen fish and sea food at wholesale, every person making such sales to retail establishments shall substitute in lieu of actual cost of transportation the following exclusive transportation allowance: $1.12 per hundredweight.

No additions may be made for local hauling, icing or handling.

SEC. 2. *Species of fish and sea food included.* Provisions of this order shall apply to the following species or types of frozen fish controlled by Maximum Price Regulation No. 579, as amended, from the North Atlantic and shipped out of the Greater Boston, Massachusetts, area:

Whiting, Black Sea Bass, Smelts, Codfish, Haddock, Pollock, Red Perch (Rosefish), Ocean Catfish, Sole.

SEC. 3. *Geographical applicability.* This order shall apply to all sales made by wholesalers to retail establishments in the Greater Louisville Area, which includes Jefferson County, Kentucky; and Floyd and Clark Counties, Indiana.

SEC. 4. *Relationship between this order and previous orders.* Order No. G-1 under section 2.11 (f) of Maximum Price Regulation No. 579, issued April 26, 1945, by the Louisville District Office, is hereby replaced by this order.

This order may be revised, revoked or amended at any time.

This order shall become effective April 1, 1946.

Issued this 29th day of March 1946.

GEO. H. GOODMAN,
District Director.

[F. R. Doc. 46-6019; Filed, Apr. 10, 1946; 2:04 p. m.]

[Region III Order G-4 Under Gen. Order 68]

STOCK MILLWORK IN THE CINCINNATI, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by General Order 68, it is ordered:

SECTION 1. *What this order does.* This order determines maximum prices for certain sales of the specified stock millwork items set forth in a price list designated Table 1, attached to this order and made a part hereof. These maximum prices shall be the only maximum prices for these items when sold to an ultimate user or to a purchaser for resale on an installed basis. It includes the type of sale referred to in the trade as a "contract sale" wherein the seller provides his own take off from plans and specifications, quotes a flat price, and guarantees enough material to complete the job. This order does not cover sales made by "mail order" sellers.

SEC. 2. *Geographical applicability.* This order applies to all sales or deliveries made by any seller located in the area covered by this order, or any sales or delivery to any buyer located in this area. The area covered by this order shall consist of Hamilton County in the State of Ohio, and Kenton and Campbell Counties in the state of Kentucky.

SEC. 3. *Relationship to other orders and regulations.* This order supersedes MPR 44 and MPR 293 and the General Maximum Price Regulation for all sales of the listed items covered by this order. Sales of any items not specifically described in Table 1, remain subject to all applicable regulations issued by the Office of Price Administration.

SEC. 4. *Maximum prices, allowances and discounts.* (a) The prices set out in the attached Table 1, are the maximum prices which may be charged for the items shown whether purchased from manufacturers, jobbers, or self-produced. Prices lower than the maximum prices may, of course, be charged or paid. Any seller may quote on a contract basis, wherein he takes off quantities from blueprints and guarantees sufficient material to finish the job, without violating this order provided he maintain records showing complete calculations for each item in his contract price and provided that the contract price is based on prices permitted by this order as well as any other applicable regulations. Contract sales may not exceed the sum total of the maximum stock millwork prices for each and all items in the contract. Prices lower than the maximum prices may be charged.

(b) The prices set out in Table 1, are base prices for sales to ultimate users and are subject to the following discounts:

(1) A discount of not less than 5% of these prices shall be granted to all bona fide purchasers for resale installed when buying in less than house lots;

(2) A discount of not less than 10% of these prices shall be granted to all bona fide purchasers for resale installed when buying in house lots regardless of the time and method of delivery by the seller;

(3) For all sales made to bona fide "re-sellers on an installed basis", a discount of not less than 2% of the net invoice for payment on or before the tenth of the calendar month following the date of delivery. This discount shall not apply on sales quoted and sold on a contract basis;

(c) *Delivery additions.* The prices set in this order include all additions or charges for delivery. No deduction need be made where the purchaser elects to make his own delivery. In those cases where the stock millwork is taken from the stock of a retailer's warehouse and loaded on cars for shipment to a purchaser for resale installed or ultimate consumer in a different area, the prices are f. o. b. cars.

SEC. 5. *Notification.* Each seller subject to this order and making sales covered by this order shall keep for inspection by any purchaser, and make available to such purchaser upon request a copy of this order together with the price lists and prices established by this order.

SEC. 6. *Invoice.* Each seller subject to this order shall furnish to every buyer within ten (10) days after making a sale of any items covered by this order an invoice containing a sufficiently complete description of the millwork items sold to show whether or not the price is within the ceiling permitted. Items covered by the order shall be invoiced by the same description as listed in the attached price list.

SEC. 7. *Record keeping.* Each seller must keep at his place of business available for inspection by representatives of the OPA so long as the Emergency Price Control Act of 1942 is amended or remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services invoiced, and the prices charged.
5. If the stock millwork is sold on a firm contract price basis and includes two or more different items, the seller must keep a record describing his calculations of each item sold by reason of such firm contract price.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices set forth in the price list attached hereto.

(b) All sales shall be made subject to the allowances and discounts set forth herein. Every seller shall be subject to the notification invoice and record provisions set forth above. No provisions to this order shall supersede any requirement or prohibition set forth in any price regulation except insofar as the requirements of this order are inconsistent with requirements of any other regulation or order issued by the Office of Price Administration. Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942.

SEC. 9. *Posting.* Every seller making a sale covered by this order shall post a copy of the list of maximum prices fixed by this order.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 21, 1946.

Issued March 7, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY

INTERIOR WESTERN PONDEROSA PINE DOORS

[Ovolo sticking]

Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S. & R. fir panels	2 vertical W. P. P. S. & R. fir panels	6 panel colonial No. 1, W. P.	Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S. & R. fir panels	2 vertical W. P. P. S. & R. fir panels	6 panel colonial No. 1, W. P.
2'0" x 6'0"	1⅜"	$5.42							2'6" x 7'0"	1⅜"	$8.79	$8.28	$8.79		$7.95	$8.61	$9.66
2'0" x 6'6"	1⅜"	6.02	$6.02						2'8" x 6'6"	1⅜"	8.34	7.86					9.14
2'0" x 6'8"	1⅜"	7.22							2'8" x 6'8"	1⅜"	8.03	7.80	8.03	$7.70	7.47	7.64	8.51
1'6" x 6'8"	1⅜"		6.72			$6.77	$6.90	$7.55	2'8" x 6'10"	1⅜"	9.05	8.54			8.07	8.36	
1'6" x 7'0"	1⅜"					7.32			2'8" x 7'0"	1⅜"	9.17	8.63	9.17		8.28	8.46	9.93
1'8" x 6'8"	1⅜"					6.77	6.90	7.70	2'8" x 7'0"	1⅜"	8.72						
1'10" x 6'8"	1⅜"							7.74	2'10" x 6'6"	1⅜"	8.84	8.33	8.84		7.58	8.06	9.09
2'0" x 6'0"	1⅜"	6.06	6.06	$6.06	$5.82	5.81	5.94	6.81	2'10" x 6'8"	1⅜"	9.42	9.42	9.42		9.05	9.26	10.20
2'0" x 6'6"	1⅜"	6.54	6.56			6.09	6.41	7.10	2'10" x 6'10"	1⅜"	9.54	9.54	9.54		9.17	9.33	10.31
2'0" x 6'8"	1⅜"	6.65	6.47	6.65		6.20	6.51	7.19	2'10" x 7'0"	1⅜"	9.05						
2'0" x 6'10"	1⅜"	7.55	7.11			7.23			3'0" x 6'6"	1⅜"	9.23	8.70			8.85		9.98
2'0" x 7'0"	1⅜"	7.64	7.20	7.64		7.32	7.49	8.45	3'0" x 6'8"	1⅜"	9.98	9.41	9.98		9.56	9.78	10.73
2'0" x 6'8"	1⅜"		7.01			7.13	7.28	8.24	3'0" x 7'0"	1⅜"		10.55			11.36		12.68
2'0" x 7'0"	1⅜"		8.03			7.70	7.86	8.81	2'6" x 6'8"	1¾"							13.05
2'4" x 6'0"	1⅜"					7.08			2'10" x 6'8"	1¾"							13.56
2'4" x 6'4"	1⅜"	7.55							3'0" x 6'8"	1¾"							
2'4" x 6'6"	1⅜"	6.99	6.59			6.71	6.84	7.11	2'6" x 7'0"	1¾"		12.15			11.69		
2'4" x 6'8"	1⅜"	7.16	7.16	7.16		6.84	7.01	7.88	2'8" x 6'8"	1¾"		11.12					
2'4" x 6'10"	1⅜"	8.30	8.30			7.97	8.12		2'8" x 7'0"	1¾"		13.01					
2'4" x 7'0"	1⅜"	8.42	8.42	8.42		8.06	8.24	9.18	2'10" x 6'10"	1¾"		13.18					
2'6" x 6'0"	1⅜"	7.64	7.64			7.32	7.05	8.45	2'10" x 7'0"	1¾"		11.99					
2'6" x 6'6"	1⅜"	7.58	7.35	7.58	7.26	7.05	7.19	8.06	3'0" x 6'8"	1¾"							
2'6" x 6'8"	1⅜"	7.68	7.46	7.68		7.82	7.29	8.16	3'0" x 7'0"	1¾"	13.73	12.93			13.22		11.45
2'6" x 6'10"	1⅜"	8.07	8.18			8.33	8.49										

with the Division of the Federal Register | frozen fish controlled by Maximum Price | user or to a purchaser for resale or ...

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

FIR GLASS DOORS

[No. 2 quality]

Stock sizes	Thickness	3X—1 light		2X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2'6" x 6'6"	1¾"	$6.41	$7.25	$6.77	$7.68	$6.90	$7.80	$7.14	$8.19
2'6" x 6'8"	1¾"	6.59	7.40	6.86	7.83	6.99	7.95	7.23	8.34
2'8" x 6'8"	1¾"	6.68	6.68	7.04	8.12	7.17	8.25	7.46	8.64

Stock sizes	Thickness	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2'10" x 6'10"	1⅜"	$7.44	$8.26	$7.80	$8.42	$7.92	$9.54	$8.16	$9.[illegible]
3'0" x 7'0"	1⅜"	7.88	9.90	8.24	10.05	8.36	10.17	8.61	10.[illegible]

CELLAR SASH

[2 light cellar sash, western ponderosa pine]

Glass size	Thickness (inches)	Open	Glazed, single strength
12" x 14"	1⅜	$0.95	$1.34
12" x 16"	1⅜	.98	1.44
12" x 18"	1⅜	1.01	1.61
14" x 12"	1⅜	1.08	1.62
14" x 14"	1⅜	1.08	1.62
14" x 15"	1⅜	1.13	1.76
14" x 16"	1⅜	1.13	1.76

Glass size	Thickness (inches)	Open	Glazed, single strength
14" x 18"	1⅜	$1.16	$1.[illegible]
14" x 20"	1⅜	1.19	1.[illegible]
15" x 12"	1⅜	1.08	1.[illegible]
15" x 14"	1⅜	1.13	1.[illegible]
15" x 16"	1⅜	1.16	1.[illegible]
15" x 18"	1⅜	1.19	1.[illegible]
15" x 20"	1⅜	1.20	2.[illegible]

[3 light cellar sash—western ponderosa pine]

Glass size	Thickness (inches)	Open	Glazed, single strength
8" x 10"	1⅜	$0.90	$1.17
10" x 12"	1⅜	1.02	1.38
10" x 14"	1⅜	1.07	1.58

Glass size	Thickness (inches)	Open	Glazed, single strength
10" x 16"	1⅜	$1.08	$1.[illegible]
10" x 18"	1⅜	1.20	1.[illegible]
10" x 20"	1⅜	1.25	2.[illegible]

ROTBED SASH

Sash opening	Open	Glazed	Number rows glass
3'0" x 6'0" 1⅜	$3.14	$6.29	3

Sash opening	Open	Glazed	Number rows glass
4'0" x 6'0" 1⅜	$5.57	$9.45	4

KNOCKED DOWN SASH PARTS, TOXIC TREATED—WESTERN PONDEROSA PINE

[1⅜" 2 check windows—Ohio knocked down wood parts—"profit"]

Glass	Stile or top rail	Check rail	Bottom rail
12"	$0.17	$0.14	$0.20
14"	.18	.14	.24
16"	.18	.15	.24
18"	.20	.17	.26
20"	.21	.18	.27
22"	.23	.18	.29
24"	.23	.20	.30
26"	.24	.20	.31
28"	.26	.21	.33

Glass	Stile or top rail	Check rail	Bottom rail
30"	$0.27	$0.23	$0.[illegible]
32"	.30	.24	.[illegible]
34"	.32	.26	.[illegible]
36"	.33	.27	.[illegible]
38"	.33	.27	.[illegible]
40"	.36	.29	.[illegible]
42"	.39	.30	.[illegible]
44"	.42	.33	.[illegible]
48"	.48	.39	.[illegible]

For ogee lugs (Cincinnati opening only) add for complete set (4 stiles)—$0.45.

CUPBOARD DOORS 1⅜"—1 PANEL WESTERN PONDEROSA PINE

1' 4" x 2' 0"	$1.37	1' 4" x 3' 0"	$1.86	1' 4" x 4' 0"	$2.42
1' 6" x 2' 0"	1.46	1' 6" x 3' 0"	1.95	1' 6" x 4' 0"	2.55
1' 8" x 2' 0"	1.50	1' 8" x 3' 0"	2.13	1' 8" x 4' 0"	2.76
2' 0" x 2' 0"	1.73	2' 0" x 3' 0"	2.37	2' 0" x 4' 0"	3.08
1' 4" x 2' 6"	1.68	1' 4" x 3' 6"	2.18	1' 4" x 4' 6"	2.76
1' 6" x 2' 6"	1.77	1' 6" x 3' 6"	2.28	1' 6" x 4' 6"	2.91
1' 8" x 2' 6"	1.91	1' 8" x 3' 6"	2.51	1' 8" x 4' 6"	3.18
2' 0" x 2' 6"	2.13	2' 0" x 3' 6"	2.76	2' 0" x 4' 6"	3.50

1' 4" x 5' 0"	$3.08
1' 6" x 5' 0"	3.27
1' 8" x 5' 0"	3.54
2' 0" x 5' 0"	3.96
2' 0" x 6' 0"	4.41
2' 6" x 6' 0"	5.19

FIR PANEL DOORS

Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2
2' 0" x 6' 0"	1⅜"				$4.59
2' 6" x 6' 0"	1⅜				5.28
2' 8" x 6' 8"	1¾"				5.49
1' 6" x 6' 8"	1⅜"	$5.63	$5.48	$5.81	
2' 0" x 6' 0"	1⅜"	5.25	5.12		5.12
2' 0" x 6' 6"	1⅜"	5.49	5.34		
2' 0" x 6' 8"	1⅜"	5.63	5.48	5.81	5.48
2' 0" x 7' 0"	1⅜"	5.68	5.50		
2' 4" x 6' 6"	1⅜"	5.85	5.69		
2' 4" x 6' 8"	1⅜"	5.94	5.78	6.12	5.78

Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2
2' 4" x 7' 0"	1⅜"	$7.04	$6.84		
2' 6" x 6' 0"	1⅜"	6.29	6.12		
2' 6" x 6' 6"	1⅜"	6.02	5.85		
2' 6" x 6' 8"	1⅜"	6.09	5.94	$6.27	
2' 6" x 6' 8"	1⅜"	6.81	6.63		
2' 6" x 7' 0"	1⅜"	6.27	6.09	6.45	
2' 8" x 6' 8"	1⅜"	6.98	6.80		
2' 8" x 7' 0"	1⅜"	7.65	7.44		
2' 10" x 6' 10"	1⅜"	7.73	7.52		
2' 10" x 7' 0"	1⅜"	8.09	7.88		
3' 0" x 7' 0"	1⅜"				

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

WESTERN PONDEROSA PINE GLASS DOORS

Stock sizes	Thickness	N. D. 500		N. D. 502		N. D. 514		N. D. 530		N. D. 531		N. D. 532		N. D. 559		N. D. 561		N. D. 562		N. D. 567	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1¾"																			$7.40	$9.39
2' 6" x 6' 8"	1¾"																			7.44	9.48
2' 8" x 6' 8"	1¾"	$8.45	$10.44	$9.33	$12.00	$7.44	$9.38	$8.07	$8.93	$8.91	$9.59	$9.42	$11.22	$7.28	$10.19	$8.72	$10.37	$9.08	$11.07	7.65	9.90
3' 0" x 6' 8"	1¾"													7.59	11.36	9.03	11.91				
2' 10" x 6' 10"	1¾"	9.14	12.41	10.89	13.80	8.07	11.34	8.76	10.16	9.60	11.54	10.11	12.45	7.86	11.12	9.30	12.18	9.68	12.63	8.24	11.15
2' 8" x 7' 0"	1⅜"	9.01	12.29	10.77	13.83	7.97	10.88	8.61	10.02	9.45	10.62	9.93	12.09							8.19	11.10
2' 10" x 7' 0"	1⅜"	9.23	12.86	10.95	14.18	8.12	11.39	8.81	11.06	9.68	11.60	10.14	12.60							8.34	11.58
3' 0" x 7' 0"	1⅜"	9.45	13.16	11.19	14.51	8.34	12.05	9.03	10.64	9.87	12.02	10.35	12.84	8.12	12.14	9.56	12.78	9.93	13.05	8.49	11.76
2' 6" x 6' 8"	1¾"					10.19	12.42	10.94	12.51	12.02	13.44	12.60	14.31	10.07	12.98	11.97	13.31	12.48	15.09		
2' 8" x 6' 8"	1¾"	11.87	14.76	14.27	17.07	10.43	12.18	11.22	11.82	12.30	13.04	12.87	14.70	10.29	13.20	12.20	13.67	12.72	14.51	10.71	12.96
2' 10" x 6' 8"	1¾"					10.64	13.55	11.51	12.60	12.59	13.70	13.89	16.24							10.94	13.41
3' 0" x 6' 8"	1¾"	12.44	15.69	14.85	17.84	10.94	13.41	11.79	13.02	12.87	13.98	13.45	15.66	10.76	14.46	12.66	14.69	13.17	15.09	11.15	14.06
2' 10" x 6' 10"	1¾"	12.87	16.14	15.32	18.23	11.33	14.60	12.20	14.19	13.29	15.23	13.89	16.24	11.15	14.42	13.05	15.95	13.59	16.55	11.57	14.48
2' 6" x 7' 0"	1¾"					10.94	13.85														
2' 8" x 7' 0"	1¾"	12.77	16.04	15.18	18.23	11.22	14.13	12.02	14.03	13.13	14.93	13.69	15.84							11.69	14.94
2' 10" x 7' 0"	1¾"	13.05	16.32	15.47	18.51	11.45	14.70	12.38	14.61	13.46	15.39	14.04	16.50							11.97	15.23
3' 0" x 7' 0"	1¾"	13.34	17.04	15.75	19.07	11.73	14.58	12.66	14.06	13.74	15.00	14.31	16.80	11.51	15.53	13.41	15.71	13.92	16.11		

Stock sizes	Thickness	N. D. 568		N. D. 569		N. D. 591		N. D. 592		N. D. 594		N. D. 635		N. D. 638		N. D. 641		N. D. 642	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1¾"	$8.21	$9.98	$8.76	$10.74														
2' 6" x 6' 8"	1¾"			8.81	11.10														
2' 8" x 6' 8"	1¾"	8.49	10.61	9.03	11.01	$8.34	$9.15	$9.08	$10.11	$9.53	$10.73	$7.92	$11.94	$8.34	$12.06	$9.08	$11.88	$9.60	$12.69
3' 0" x 6' 8"	1¾"									10.89	12.24	8.24	12.99	9.41	13.20	9.36	12.57	9.87	13.25
2' 10" x 6' 10"	1¾"	9.00	11.28	9.60	12.09	10.02	11.06	10.82	11.96	11.31	12.62	8.54	13.31	9.69	14.09	9.65	12.75	10.16	13.50
2' 8" x 7' 0"	1¾"	9.03	11.18	9.56	12.40							8.49	13.26	9.65	13.98	9.60	12.66	10.11	13.38
2' 10" x 7' 0"	1¾"			9.72	12.41							8.66	13.43	9.78	14.45	9.74	12.90	10.25	13.58
3' 0" x 7' 0"	1¾"	9.33	11.91	9.87	12.56	10.52	11.38	11.31	12.48	11.78	13.13	8.81	13.82	9.92	14.03	9.87	13.22	10.40	13.97
2' 6" x 6' 6"	1¾"																		
2' 8" x 6' 8"	1¾"	11.79	13.89	12.48	14.46	11.69	12.62	12.57	13.61	13.10	14.31	10.68	14.49	11.82	15.98	12.92	14.90	13.59	15.80
2' 10" x 6' 8"	1¾"			12.72	15.21														
3' 0" x 6' 8"	1¾"			12.95	15.44	12.32	13.32	13.20	14.31	13.73	15.03	10.86	15.27	13.38	16.95	13.38	15.72	14.06	16.50
2' 10" x 6' 10"	1¾"			13.34	15.83	14.03	15.06	15.00	16.14	15.57	16.89	12.30	17.07	13.79	18.18	13.79	16.89	14.45	17.78
2' 6" x 7' 0"	1¾"																		
2' 8" x 7' 0"	1¾"											12.26	17.03	13.74	18.08	13.73	16.80	14.40	17.67
2' 10" x 7' 0"	1¾"			13.46	16.14	14.31	15.35	15.29	16.46	15.87	17.18	12.48	17.25	13.94	18.60	13.94	17.12	14.61	17.94
3' 0" x 7' 0"	1¾"			13.74	16.43	13.41	14.42	14.31	15.44	14.85	16.14	11.64	16.28	14.15	18.02	14.16	16.58	14.82	17.42

SIDELIGHTS—WESTERN PONDEROSA PINE NO. 1

Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts		S. L. 675		S. L. 675, 8 lts.	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
1' 2" x 6' 8"	1¾"	$4.56	$6.20	$6.15	$8.45	$4.52	$6.51	$6.42	$8.87
1' 2" x 7' 0"	1¾"	4.89	6.51	6.48	8.78	4.83	6.83	6.75	9.20

Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
1' 2" x 6' 8"	1¾"	$6.11	$7.74	$8.09	$10.46	$6.05	$8.04	$7.82	$10.26
1' 2" x 7' 0"	1¾"	6.51	8.13	8.52	10.80	6.44	8.45	8.19	10.64

1¾" COLONIAL ENTRANCE DOORS

[No. 1 western ponderosa pine]

	2'5" x 6'5"		3'0" x 6'5"		3'0" x 7'0"	
6 pan. ¾" heavy panel			$14.73		$15.71	
8 pan. ¾" heavy panel			14.90		15.89	
	Open	Glazed	Open	Glazed	Open	Glazed
Design N. D. 610			$29.27	$32.45	$29.97	$33.18
Design N. D. 607			26.07	28.01	27.90	30.02
Design N. D. 608			33.54	35.15	34.23	37.49
Design N. D. 612 Dutch			29.21	32.58	29.90	33.60

	2'8" x 6'8"		3'0" x 6'8"		3'0" x 7'0"	
6 pan. ¾" heavy panel			$14.73		$15.71	
8 pan. ¾" heavy panel			14.90		15.89	
	Open	Glazed	Open	Glazed	Open	Glazed
Design N. D. 512			$14.67	$18.84	$15.53	$19.89
Design N. D. 612			24.66	28.02	25.37	29.07
Design N. D. 600			20.93	22.61	22.44	24.12

FRENCH DOORS

Stiles and top rail 4¾"—western ponderosa pine

Stock Sizes	Thickness	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed
2'0" x 6'8"	1¾"	$6.90	$8.79	$7.14	$9.53		
2'6" x 6'8"	1¾"	7.08	9.45	6.92	10.22	$7.19	$10.49
2'8" x 6'8"	1¾"			6.96	10.40	7.23	10.56
2'0" x 7'0"	1⅜"	7.26	9.78				

Stock Sizes	Thickness	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed
2'6" x 7'0"	1⅜"	$7.49	$10.76	$7.28	$10.70	$8.24	$11.91
3'0" x 7'0"	1¾"					8.48	12.41
2'6" x 6'8"	1¾"					10.13	13.43
3'0" x 7'0"	1¾"					11.99	15.92

T. astragal for folding doors—western ponderosa pine $0.90.

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

GARAGE DOORS

Stock sizes	Thickness	Glass size	Fir		Western ponderosa pine	
			Design N. D. 720–722		Design N. D. 720	
			Open	Glazed	Open	Glazed
8'0" x 7'0"	1¾"	12 x 13	$21.30	$23.96	$25.55	$27.99
8'0" x 7'6"	1¾"	12 x 16	21.30	23.96	26.03	28.49
8'0" x 8'0"	1¾"	12 x 16	$21.30	$23.96	$26.52	$28.97

2-LIGHT WINDOWS—1¾" CHECK RAIL—CLEAR WESTERN PONDEROSA PINE—TOXIC TREATED AND PREFIT

[For lugs, add per window $0.45]

Glass size	Ohio opening		
	Open	Glazed single strength B	Glazed double strength B
16" x 16"	$1.50	$2.18	$2.37
16" x 18"	1.68	2.42	2.67
16" x 20"	1.62	2.48	2.81
16" x 24"	1.71	2.72	3.11
16" x 26"	1.92	3.20	3.77
16" x 28"	1.83	3.11	3.71
18" x 18"	1.76	2.67	2.99
18" x 20"	1.67	2.63	2.97
18" x 24"	1.77	3.02	3.56
18" x 26"	1.98	3.39	4.04
18" x 28"	2.03	3.54	4.25
20" x 14"	1.68	2.10	2.49
20" x 16"	1.62	2.33	2.81
20" x 18"	1.80	2.49	3.15
20" x 20"	1.71	2.73	3.41
20" x 24"	1.83	3.02	3.81
20" x 26"	1.86	3.14	4.01
20" x 28"	2.10	3.29	4.43
20" x 30"	2.15	3.42	4.68
20" x 32"	2.28	4.23	5.10
22" x 24"	1.88	3.14	4.01
22" x 26"	1.92	3.29	4.27
22" x 28"	1.97	3.42	4.41
22" x 30"	2.19	4.14	5.04
24" x 14"	1.76	2.55	2.82
24" x 16"	1.67	2.45	2.91
24" x 18"	1.71	2.60	3.26
24" x 18"	1.77	2.84	3.56
24" x 20"	1.83	3.02	3.81
24" x 22"	1.85	3.14	4.01
24" x 22"	1.92	3.38	4.37
24" x 24"	1.97	3.42	4.41
24" x 26"	2.01	3.69	4.76
24" x 28"	2.06	3.87	5.06
24" x 30"	2.22	4.65	5.58
24" x 32"	2.48	4.92	5.96
24" x 34"	2.52	5.24	6.44
24" x 36"	1.71	2.67	3.02
26" x 14"	1.77	3.02	3.56
26" x 16"	1.82	3.21	3.81
26" x 18"	1.86	3.33	4.01
26" x 20"	1.97	3.42	4.41
26" x 24"	2.01	3.69	4.76
26" x 26"	2.01	3.69	4.76
26" x 28"	2.06	3.87	5.06
26" x 30"	2.22	4.65	5.58
26" x 32"	2.48	4.92	5.96
26" x 34"	2.52	5.24	6.44
26" x 36"	1.71	2.67	3.02
28" x 14"	1.77	3.02	3.56
28" x 16"	1.82	3.21	3.81
28" x 18"	1.86	3.33	4.01
28" x 20"	1.97	3.42	4.41
28" x 24"	2.01	3.69	4.76
28" x 26"	2.06	3.87	5.06
28" x 28"	2.22	4.65	5.58
28" x 30"	2.48	4.92	5.96
28" x 32"	2.52	5.24	6.44
28" x 34"	2.66	6.06	7.50
28" x 36"	1.95	3.25	3.78
30" x 14"	2.03	3.45	4.06
30" x 16"	2.10	3.69	4.44
30" x 18"	2.15	3.86	4.68
30" x 20"	2.06	3.87	5.06
30" x 24"	2.10	4.50	5.51
30" x 26"	2.18	4.55	5.64
30" x 28"	2.42	5.49	6.75
30" x 30"	2.58	5.63	6.87
30" x 32"	2.66	6.06	7.50
30" x 34"	2.70	6.11	7.55
30" x 36"	2.42	4.85	5.91
32" x 24"	2.54	5.58	6.81
32" x 28"	2.58	5.63	6.87
32" x 30"	2.66		7.50
32" x 32"	2.75		8.49
32" x 36"	2.54	5.25	6.44
36" x 24"	2.66	6.06	7.50
36" x 28"	2.70	6.11	7.55
36" x 30"	2.78	6.75	8.48
40" x 24"	2.90	6.81	8.49
40" x 28"	2.96	6.89	8.55
40" x 30"			

Divided Light and Sash Extras

Add to 2-light window price as follows:

Rectangular lights up to and including lights 16" high, per light	$0.09
Rectangular lights over 16" high and up to and including lights 30" high, per light	.12
Rectangular lights over 30" high, per light	.18
(For rectangular lights formed by horizontal bars only, read width for height.)	
For half windows open or glazed, use half price of window and add	$0.12
For rabbeting special sash in pairs, add per pair	.18
For rabbeting bottom rails of sash or windows, add per sash	.24
Plowing for unique balance, add per window	.25
For ogee lugs on 2 and 4 check 1⅛-inch window only, add to window price	.45

PLANK WINDOW FRAMES, WESTERN PONDEROSA PINE

Glass size 2-lights	5¼" frame wall, 1¼" outside casing		9" brick wall head and sill		Glass size 2-lights	5¼" frame wall, 1¼" outside casing		9" brick wall head and sill	
	Heads and sills	Sides	Heads and sills	Sides		Heads and sills	Sides	Heads and sills	Sides
20"	$1.89		$2.04		36"	$2.93	$2.86	$3.17	$2.72
24"	2.10	$1.65	2.27	$1.79	40"	3.30	2.72	3.60	3.18
28"	2.36	1.89	2.55	2.04	44"	3.65	2.94	3.90	3.39
30"	2.54	2.06	2.75	2.22	48"		3.15		
32"	2.72	2.06	2.93	2.22					

EXTRAS

For smaller or intermediate sizes use next largest size.	$0.09
Add for nailing up sash frames	.48
For frames made for sash to pivot add	

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

INSIDE DOOR FRAMES, WESTERN PONDEROSA PINE

Design	Knocked down 3' 0" x 7' 0"		Nailed up 2' 8" x 6' 8"	
1⅜" x 5⅜" jamb	$4.05	$4.28	$4.65	$4.88
Jamb ¾" x 5¾" stop ½" x 1⅜"	2.78	2.93	3.38	3.53
Jamb ¾" x 5¾" no stops	2.25	2.39	2.85	2.99

YELLOW PINE INSIDE DOOR FRAMES

Jamb 1⅜" x 5⅜" rab. 2 sides	$2.88	$3.18	$3.48	$3.78
Jamb 1⅜" x 3½" rab. 1 side	2.28	2.52	2.88	3.12

CASE OPENINGS

6'0" x 7'0" and smaller	3½" x 5½" jambs and heads	$2.76
6'0" x 7'0" and smaller	1⅜" x 5½" jambs and heads	3.33

4-LIGHT WINDOWS—1¾" CHECK RAIL

[Clear western Ponderosa pine—for lugs, add per window]

Glass size	Thickness (inches)	Ohio opening	
		Open	Glazed, single strength B
10" x 20"	1⅜	$2.15	$3.24
10" x 24"	1⅜	2.28	3.56
12" x 20"	1⅜	2.46	3.12
12" x 24"	1⅜	2.19	3.59
12" x 26"	1⅜	2.25	3.96
12" x 28"	1⅜	2.50	4.17
12" x 30"	1⅜	2.60	4.74
12" x 32"	1⅜	2.79	5.00
12" x 34"	1⅜	2.87	5.15
12" x 36"	1⅜	2.94	5.36
14" x 24"	1⅜	2.48	4.40
14" x 26"	1⅜	2.55	4.52
14" x 28"	1⅜	$2.63	$5.00
14" x 30"	1⅜	2.70	5.16
14" x 32"	1⅜	2.91	5.48
14" x 34"	1⅜	2.96	5.67
14" x 36"	1⅜	3.06	5.96
15" x 24"	1⅜	2.55	4.52
15" x 26"	1⅜	2.60	4.95
15" x 28"	1⅜	2.67	5.61
15" x 30"	1⅜	2.75	5.36
15" x 32"	1⅜	2.96	5.67
15" x 34"	1⅜	3.11	5.91
15" x 36"	1⅜	3.11	6.39

12-LIGHT WINDOWS—1⅜" CHECK RAIL

[Western Ponderosa pine—Prefit, plowed and bored, toxic treated]

Glass size	Thickness (inches)	Open	Glazed, single strength B
8" x 8"	1⅜	$2.55	$3.77
8" x 10"	1⅜	2.52	4.02
8" x 12"	1⅜	2.87	4.59
9" x 12"	1⅜	2.70	4.41
9" x 14"	1⅜	2.81	4.76
10" x 10"	1⅜	2.91	4.55
10" x 12"	1⅜	2.79	4.82
10" x 14"	1⅜	3.15	5.36
10" x 15"	1⅜	$3.26	$5.54
10" x 16"	1⅜	3.45	5.93
10" x 18"	1⅜	3.57	6.56
10" x 20"	1⅜	3.95	7.82
12" x 14"	1⅜	3.39	5.99
12" x 16"	1⅜	3.69	6.48
12" x 18"	1⅜	3.50	7.58
12" x 20"	1⅜	3.95	7.82

2 LIGHT STORM SASH

[Toxic Treated, Glazed, 4½" wider and 8" longer than glass—Western Ponderosa pine]

Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed
16" x 16"	1⅛	$2.18	24" x 28"	1⅛	$3.69	28" x 28"	1⅛	$4.50
18" x 20"	1⅛	2.52	24" x 30"	1⅛	3.87	28" x 30"	1⅛	4.82
18" x 24"	1⅛	3.02	24" x 32"	1⅛	4.56	28" x 32"	1⅛	5.58
20" x 16"	1⅛	2.54	26" x 18"	1⅛	3.21	30" x 16"	1⅛	3.45
20" x 18"	1⅛	2.69	26" x 20"	1⅛	3.33	30" x 18"	1⅛	3.69
20" x 20"	1⅛	2.73	26" x 24"	1⅛	3.42	30" x 20"	1⅛	3.86
20" x 24"	1⅛	3.02	26" x 26"	1⅛	3.69	30" x 24"	1⅛	3.87
20" x 26"	1⅛	3.14	26" x 28"	1⅛	3.98	30" x 26"	1⅛	4.50
20" x 28"	1⅛	3.29	26" x 30"	1⅛	4.77	30" x 28"	1⅛	4.55
21" x 14"	1⅛	2.45	26" x 32"	1⅛	4.92	30" x 30"	1⅛	5.49
21" x 16"	1⅛	2.60	27" x 32"	1⅛	4.17	30" x 32"	1⅛	5.64
21" x 18"	1⅛	2.84	27" x 24"	1⅛	3.54	32" x 24"	1⅛	4.85
24" x 20"	1⅛	3.02	28" x 18"	1⅛	3.69	36" x 24"	1⅛	5.25
24" x 22"	1⅛	3.14	28" x 20"	1⅛	3.69	40" x 24"	1⅛	7.19
24" x 24"	1⅛	3.38	28" x 24"	1⅛	3.69			
24" x 26"	1⅛	3.42	28" x 26"	1⅛	4.23			

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

1 LIGHT SINGLE SASH—1¾" THICK

[Toxic treated western ponderosa pine]

Glass size	Open	Glazed, single strength	Glazed, double strength	Glass size	Open	Glazed, single strength	Glazed, double strength
16" x 18"	$1.01	$1.35	$1.53	28" x 26"	$1.23	$2.36	$2.93
16" x 20"	1.04	1.49	1.68	28" x 28"	1.25	2.51	3.12
16" x 24"	1.07	1.55	1.80	28" x 30"	1.28	2.55	3.17
16" x 28"	1.11	1.85	2.21	28" x 32"	1.37	2.97	3.69
16" x 30"	1.13	1.89	2.31	30" x 18"	1.16	1.97	2.42
18" x 20"	1.07	1.55	1.76	30" x 20"	1.19	2.06	2.54
18" x 24"	1.08	1.74	2.06	30" x 24"	1.25	2.31	2.86
18" x 28"	1.13	1.89	2.31	30" x 26"	1.31	2.55	3.17
18" x 30"	1.19	1.97	2.42	30" x 28"	1.32	2.93	3.67
20" x 16"	1.04	1.49	1.68	30" x 30"	1.43	2.99	3.74
20" x 18"	1.07	1.55	1.76	30" x 32"	1.47	3.24	4.07
20" x 20"	.99	1.64	1.89	30" x 36"	1.32	2.31	2.78
20" x 24"	1.02	1.74	2.09	36" x 18"	1.35	2.46	3.03
20" x 28"	1.08	1.85	2.28	36" x 20"	1.40	2.78	3.47
20" x 30"	.98	1.44	1.79	36" x 24"	1.44	3.24	4.07
24" x 16"	.99	1.64	1.94	36" x 28"	1.50	3.29	4.13
24" x 18"	1.02	1.74	2.09	36" x 30"	1.52	3.59	4.52
24" x 20"	1.04	1.89	2.37	36" x 32"	1.59	----	4.98
24" x 24"	1.08	1.94	2.37	36" x 36"	1.50	2.67	3.29
24" x 28"	1.11	2.04	2.58	40" x 20"	1.55	3.12	3.81
24" x 30"	1.13	2.18	2.72	40" x 24"	1.62	----	4.01
24" x 32"	1.32	2.54	3.17	40" x 28"	1.64	----	4.01
26" x 16"	1.07	1.74	2.06	40" x 30"	1.67	----	4.02
26" x 18"	1.08	1.80	2.16	40" x 32"	1.74	----	5.03
26" x 20"	1.13	1.89	2.31	40" x 36"	1.79	----	5.09
26" x 24"	1.19	2.06	2.51	40" x 40"	1.86	----	3.80
26" x 28"	1.20	2.16	2.72	44" x 20"	1.64	----	4.20
26" x 30"	1.23	2.37	2.93	44" x 24"	1.68	----	4.97
26" x 32"	1.25	2.51	3.12	44" x 28"	1.71	----	5.03
28" x 16"	1.11	1.76	2.15	44" x 30"	1.74	----	5.03
28" x 18"	1.13	1.89	2.31	44" x 32"	1.67	----	4.92
28" x 20"	1.16	1.97	2.42	48" x 24"	1.76	----	5.03
28" x 24"	1.20	2.16	2.72	48" x 28"	1.79	----	5.06
				48" x 30"			

BARN SASH

[Western ponderosa pine]

Glass size	Thickness (inches)	4 light barn sash		6 light barn sash		9 light barn sash		Glass size	Thickness (inches)	4 light barn sash		6 light barn sash		9 light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1¾	$0.89	$1.26	$1.04	$1.64	$1.44	$2.37	8" x 10"	1¾	$0.98	$1.35	$1.17	$1.76	$1.59	$2.55
9" x 12"	1¾	.95	1.43	1.16	1.89	----	----	9" x 12"	1¾	1.07	1.53	1.31	2.01	----	----
10" x 12"	1¾	.99	1.60	1.20	1.98	1.68	2.94	10" x 12"	1¾	1.16	1.61	1.35	2.10	1.91	3.17
10" x 14"	1¾	1.04	1.61	1.25	2.16	----	----	10" x 14"	1¾	1.17	1.74	1.41	2.31	----	----
10" x 16"	1¾	----	----	1.37	2.64	----	----	10" x 16"	1¾	----	----	1.58	2.82	----	----

EXTERIOR DOOR FRAMES—WESTERN PONDEROSA PINE

FOR FRAME CONSTRUCTION

[5¾-inch wall]—1¾ Outside Casing

	With oak sill	No sill
2'8" x 6'8"	$8.85	$5.99
3'0" x 6'8"	9.44	6.15
3'0" x 7'0"	9.69	6.38

Add for nailing up $0.90

GARAGE DOOR FRAME

Jamb-1¾ x 5¾ inch western ponderosa pine (no outside casing or sill)
Not over 8'0" x 8'0"—knocked down $6.75

DOOR FRAME EXTRAS

Transom door frames (transom not over 1'6" high, add $3.38
Side light door frame, figure 3 times price of single.
Circle top door frame, add to price of square head frame 9.53

FOR 9-INCH MASONRY CONSTRUCTION
(No Sill)

	Knocked down	Nailed up
2'8" x 6'8"	$6.50	$7.40
3'0" x 6'8"	6.60	7.50
3'0" x 7'0"	6.83	7.73

FOR 10-INCH FURRED BRICK WALL

2'8" x 6'8"	$8.55	$9.45
3'0" x 6'8"	9.14	10.04
3'0" x 7'0"	9.45	10.35

FOR 13-INCH MASONRY CONSTRUCTION

2'8" x 6'8"	$10.71	$11.61
3'0" x 6'8"	10.88	11.78
3'0" x 7'0"	11.25	12.15

Treating door frames with "wood-life" preserver $0.54

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK, CINCINNATI AREA, INCLUDING HAMILTON COUNTY IN OHIO, AND KENTON AND CAMPBELL COUNTIES IN KENTUCKY—Continued

EXTERIOR WINDOW FRAMES—WESTERN PONDEROSA PINE

[Important joints treated with wood preserver]

Glass size, 2 lights	5¼" frame wall, 1¼ outside casing		9" brick wall, all head and sill		"Unique balance" frame	
	Heads and Sills	Sides	Heads and Sills	Sides	Heads and Sills	Sides
12"		$2.30				
14"	$1.34	2.51	$1.20	$3.06	$1.28	$1.64
16"	1.44	2.66	1.28	3.26	1.35	1.79
18"	1.70	2.82	1.35	3.53	1.44	1.97
20"	1.79	3.08	1.44	3.81	1.55	2.13
22"	1.89	3.24	1.67	4.05	1.76	2.30
24"	1.98	3.38	1.74	4.28	1.85	2.45
26"	2.07	3.53	1.83	4.47	1.95	2.57
27"	2.15	----	----	----	2.00	----
28"	2.15	3.66	1.91	4.86	2.03	2.72
30"	2.31	3.95	1.98	4.92	2.10	2.91
32"	2.49	4.11	2.07	5.39	2.21	3.18
36"	2.67	4.52	2.31	5.90	2.48	3.54
40"	2.97	----	2.49	----	2.66	----

WINDOW FRAME EXTRAS

For Nailing-Up (N. U.) add to above $0.90
Mullion Frames, add to price of 2 single frames ..... .45
Triple Frames, add to price of 3 single frames 1.20

For Brick House Frames with Moulded Hanging Style instead of Plain, add $0.60
For cutting down Heads and Sills, add ..... .90
For cutting down Sides, add ..... .90
Long Sill horns for Corner Construction, add to price of regular head and sill ..... .90
For Frame House Frame, add for Hanging Stile instead of Casing 1.14

PORCH WORK—FIR

Sizes	Colonial columns: Round cap and base	Colonial columns: Paneled cap and base	Sizes	Turned columns: Turned center
6 inch x 8 feet	$5.40	----	4" x 4", 8 feet	$2.37
8 inch x 6 feet	6.15	$6.00	5" x 5", 8 feet	3.69
8 feet	6.75	7.47	6" x 6", 8 feet	5.31
10 inch x 8 feet	9.12	9.42	6" x 6", 10 feet	6.66
9 feet	10.38	10.41		
12 inch x 8 feet	----	11.19		
9 feet	----	12.30		

Add for splitting columns, $0.75.

FIR—PORCH NEWELS

Size	Square paneled, cap and base	Size	Square, turned cap
8 inch x 4 feet	$4.08	5" x 5" x 4 feet	$1.85
10 inch x 4 feet	5.16	6" x 6" x 4 feet	2.66

[F. R. Doc. 46-6008; Filed, Apr. 10, 1946; 1:59 p. m.]

[Region III, Order G-7 Under MPR 592]

MOWRYSTOWN BRICK & TILE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order No. G-7 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sale of bricks manufactured by W. L. Beltz, an individual doing business as the Mowrystown Brick & Tile Company of Mowrystown, Ohio, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the reseller of such commodities are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of each type of brick manufactured by it shall be its maximum net prices in effect immediately preceding the date of this order, to each class of purchaser, increased by 8%.

(2) The manufacturer's customary conditions of sale, transportation allowances and cash discounts shall be maintained on all its sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of commodities for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately preceding the effective date of this order, to each class of purchaser, the percentage amount of increase in cost to him resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts and allowances and other price differentials to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodities covered by this order a notice specifying the amount of increase granted by this order. Such notice shall substantially contain the following:

Order No. G-7 under section 16 of Maximum Price Regulation No. 592 provides for a certain specified percentage increase in the net prices for bricks manufactured by the Mowrystown Brick & Tile Company. Resellers may add to their maximum prices in effect immediately preceding the effective date of this order the percentage amount of increase in cost to them resulting from the increase granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 25, 1946.

Issued: March 25, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-6030; Filed, Apr. 10, 1946; 2:07 p. m.]

INTERSTATE COMMERCE COMMISSION.

[Corr. S. O. 486]

UNLOADING OF MACHINERY AT SAN ANTONIO, TEX., ON INTERNATIONAL-GREAT NORTHERN RAILROAD CO.

At a session of the Interstate Commerce Commission, Division 3, held at its

office in Washington, D. C., on the 9th day of April A. D. 1946.

It appearing, that CNW 47971 and Milw 65866 containing machinery at San Antonio, Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action, it is ordered, that:

Machinery at San Antonio, Texas, be unloaded. (a) The International-Great Northern Railroad Company, (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith CNW 47971 and Milw 65866 loaded with machinery now on hand at San Antonio, Texas, consigned order Iowa Manufacturing Co., notify King Transport Co.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-6144; Filed, Apr. 11, 1946; 11:41 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 54-133]

ASSOCIATED GAS AND ELECTRIC CO. ET AL.

ORDER GRANTING EXTENSION

In the matter of Stanley Clarke, Trustee of Associated Gas and Electric Company; Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation; NY PA NJ Utilities Company, General Gas & Electric Corporation, General Public Utilities Corporation, Associated General Utilities Company, Metropolitan Edison Company, Gas & Electric Associates, File No. 54-133.

An application for approval of a plan filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 having been filed by Stanley Clarke, Trustee of Associated Gas and Electric Company, a registered holding company, Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, a registered holding company, and the following direct or indirect subsidiaries of the said two registered holding companies: NY PA NJ Utilities Company, General Gas & Electric Corporation, General Public Utilities Corporation (formerly Associated Utilities Corporation), and Gas & Electric Associates, each of which is a registered holding company, and Metropolitan Edison Company and Associated General Utilities Company; and the said plan proposing that various securities registered in the name of Day & Co., Dean & Co., Drake & Co., and Holland & Co., be transferred and delivered to the respective applicants above named, as beneficial owners of such securities, and that Day & Co., Dean & Co., Drake & Co., and Holland & Co., be dissolved; and

The Commission having on November 1, 1945, made and filed its Findings and Opinion and Order (Holding Company Act Release No. 6180) approved the plan subject to the conditions specified in Rule U-24 of the general rules and regulations promulgated pursuant to said act; and

The Commission having, by orders dated December 28, 1945, and February 15, 1946, upon the request of applicants, extended the time for consummating the transactions proposed by said plan to and including April 15, 1946; and

Applicants having advised the Commission that, although most of the securities referred to in said plan have been transferred and that Dean & Co., Drake & Co., and Holland & Co. have been dissolved, the parties have been unable to consummate all of the transactions proposed by said plan, and having requested that the time for such consummation be extended to and including June 14, 1946; and

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that such extension of time be granted:

It is ordered, That the time for consummating such transactions be, and hereby is, extended to and including June 15, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6080; Filed, Apr. 11, 1946; 9:36 a. m.]

[File No. 70-1256]

NIAGARA FALLS POWER CO. AND GORGE VIEW PARK, INC.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 9th day of April 1946.

Notice is hereby given that a joint declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Gorge View Park, Inc., and its parent, The Niagara Falls Power Company, which is a subsidiary of Buffalo Niagara Electric Corporation, which is a subsidiary of Niagara Hudson Power Corporation, which, in turn, is a subsidiary of The United Corporation, a registered holding company; and

Notice is further given that any interested person may, not later than April 15, 1946, at 5:30 p. m., e. s. t. request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration which is on file in the offices of said Commission for a statement of the transactions therein proposed, which are summarized below:

The Niagara Falls Power Company owns all of the outstanding capital stock of Gorge View Park, Inc., an inactive real estate company having no assets and no liabilities except an open account advance in the amount of $2,555.43 owing to The Niagara Falls Power Company. The Niagara Falls Power Company proposes to forgive the open account indebtedness and to surrender for cancellation all of its holdings of the capital stock of Gorge View Park, Inc., whereupon the latter will be dissolved pursuant to the laws of the State of New York.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6081; Filed, Apr. 11, 1946; 9:36 a. m.]

[File Nos. 54-108, 59-81]

CRESCENT PUBLIC SERVICE CO. ET AL.

SUPPLEMENTAL ORDER GRANTING APPLICATIONS AND DECLARATIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 10th day of April A. D. 1946.

In the matters of Crescent Public Service Company, Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, Helene Curley Rea, Robert W. Rea, Floyd W. Woodcock, Kathleen T. Woodcock, Robin Corporation, (Applicants), File No. 54-108; Crescent Public Service Company Central Ohio Light & Power Company, Colorado Central Power Company, Empire Southern Service Company, (Respondents), File No. 59-81.

Crescent Public Service Company ("Crescent"), a registered holding company, and Central Ohio Light & Power Company ("Central Ohio"), a subsidiary of Crescent, having filed herein amended

applications and declarations pursuant to sections 6 (b) and 12 of the Public Utility Holding Company Act of 1935 and Rule U-50 regarding the proposed issue and sale at competitive bidding by Central Ohio of 12,000 shares of new preferred stock, the acquisition, redemption and retirement by Central Ohio, using the proceeds of such issue and sale, of the 12,000 $6 preferred shares of Central Ohio to remain outstanding upon consummation of the recapitalization heretofore approved herein, including 28 shares held by Crescent, and the sale by Crescent to Central Ohio of said 28 $6 preferred shares of Central Ohio; and

The Commission by order dated March 28, 1946, having granted and permitted to become effective said amended applications and declarations, including the application of Central Ohio with respect to the proposed sale at competitive bidding of 12,000 shares of new preferred stock, subject, however, to the condition that said proposed sale should not be consummated until the results of competitive bidding pursuant to Rule U-50 should have been made a matter of record in this proceeding and a further order entered in the light of the record so completed; and

The Commission in said order having reserved jurisdiction over the payment of all legal fees and expenses of counsel in connection with the proposed transactions, including the fees and expenses of counsel for the prospective bidders; and

Central Ohio having filed a further amendment herein on April 10, 1946, setting forth the action taken to comply with the requirements of Rule U-50 and showing that pursuant to the invitation for competitive bids, bids for said 12,000 shares of preferred stock were submitted as follows:

Underwriting group	Price to company per share	Dividend rate	Annual cost to company
		Percent	*Percent*
Kidder, Peabody & Co	$100.929	3.60	3.5668
The First Boston Corp.	100.519	3.60	3.58
W. E. Hutton & Co....	100.5199	3.70	3.68
E. H. Rollins & Sons, Inc.....	100.41	3.80	3.78
Otis & Co	100.2679	3.90	3.89
W. C. Langley & Co...	101.089	4.00	3.96

Said amendment having further stated that Central Ohio has accepted the bid of Kidder, Peabody & Co. for the preferred stock, as set out above, and that the securities will be offered for sale to the public at a price of $102.489 per share resulting in an underwriters' spread of $1.56 per share; and

The Commission having examined the amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid to the company, the dividend rate on the preferred stock, the redemption price therefor and the proposed underwriters' spread, and further finding that the fees and expenses proposed to be paid to counsel by the successful bidders are not unreasonable and that jurisdiction over them should now be released;

It is ordered, That the applications and declarations herein, as amended, be and they are hereby granted and permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24, and that the jurisdiction heretofore reserved with respect to fees and expenses of counsel for the bidders be, and the same hereby is, released.

It is further ordered, That the jurisdiction heretofore reserved with respect to the payment of all legal fees and expenses in connection with these proceedings, with the exception of the fees and expenses of counsel for the bidders which may be paid, be and it is hereby continued.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6082; Filed, Apr. 11, 1946; 9:36 a. m.]

Reference

APR 15 '46

Reference

APR 15 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 73

Washington, Saturday, April 13, 1946

The President

PROCLAMATION 2685

REMOVAL OF ALIEN ENEMIES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS sections 4067 and 4068 of the Revised Statutes of the United States (50 U.S.C. 21 and 22) make provision relative to the restraint and removal from the United States of alien enemies in the interest of the public safety; and

WHEREAS the Congress by joint resolutions approved by the President on December 8 and 11, 1941, and June 5, 1942, declared the existence of a state of war between the United States on the one hand and Japan, Germany, Italy, Bulgaria, Hungary, and Rumania on the other hand; and

WHEREAS in accordance with Resolution XVII of the Conference of Foreign Ministers at Rio de Janeiro adopted on January 28, 1942, and subsequently by undertakings based upon Resolution XX of the Emergency Advisory Committee for Political Defense adopted at Montevideo on May 21, 1943, there has been assumed by the Government of the United States responsibility for the restraint and repatriation of certain dangerous alien enemies brought to the United States from other of the American republics in the interest of the security of the Western Hemisphere; and

WHEREAS by Resolution VII of the Inter-American Conference on Problems of War and Peace adopted at Mexico City on March 8, 1945, the American republics recommended the adoption of measures to prevent any person whose deportation should be deemed necessary for reasons of security of the continent from further residing in this hemisphere, if such residence would be prejudicial to the future security or welfare of the Americas; and

WHEREAS I find it necessary in the light of the commitments of the Government and in the interest of national defense and public safety to prescribe regulations additional and supplemental to all other regulations affecting the restraint and removal of alien enemies:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, acting under and by virtue of the authority vested in me by the Constitution of the United States and the aforesaid sections of the Revised Statutes of the United States, do hereby prescribe and proclaim the following regulations, additional and supplemental to all other regulations affecting the restraint and removal of alien enemies:

1. All alien enemies within the continental limits of the United States brought here from other American republics after December 7, 1941, who are within the territory of the United States without admission under the immigration laws, shall, if their continued residence in the Western Hemisphere is deemed by the Secretary of State to be prejudicial to the future security or welfare of the Americas, be subject upon the order of the Secretary of State to removal from the United States and may be required to depart therefrom in accordance with such regulations as the Secretary of State may prescribe.

2. In all cases in which the Secretary of State shall have ordered the removal of an alien enemy under the authority of this proclamation or in which the Attorney General shall have ordered the removal of an alien enemy under the authority of Proclamation No. 2655 of July 14, 1945, thirty days shall be considered, and is hereby declared to be, a reasonable time for such alien enemy to effect the recovery, disposal, and removal of his goods and effects, and for his departure.

3. This proclamation supersedes Proclamation No. 2662 of September 8, 1945, entitled "Removal of Alien Enemies."

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 10th day of April in the year of our Lord nineteen hundred and forty-six, and of the Independence of the United States of America the one hundred and seventieth.

[SEAL]

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES,
Secretary of State.

[F. R. Doc. 46-6154; Filed, Apr. 11, 1946; 4:09 p. m.]

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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EXECUTIVE ORDER 9711

PROVIDING REEMPLOYMENT BENEFITS FOR FEDERAL CIVILIAN EMPLOYEES WHO ENTER CIVILIAN SERVICE WITH THE WAR OR NAVY DEPARTMENTS IN OCCUPIED AREAS

WHEREAS the maintenance of world peace and formal commitments entered into by the Government of the United States require that this Government assume a portion of the occupation duty in defeated-enemy territories; and

WHEREAS it is the desire of this Government to discharge its occupation responsibilities with the minimum possible numbers of military personnel, thereby hastening demobilization; and

WHEREAS the employment of qualified civilian personnel will contribute to this objective of replacing present military occupation forces; and

WHEREAS there are former Federal employees now in the armed forces who are about to be discharged therefrom whose services are essential to the effective performance of the occupation mission, and who would accept civilian employment in occupied territories if their reemployment rights in their original Federal positions would not thereby be lost; and

WHEREAS there are permanent civil-service employees in the various Federal agencies and departments whose services are essential to the effective performance of the occupation mission, and who would accept employment with the War Department or the Navy Department for the accomplishment of this mission if their employment rights in their original Federal positions would not thereby be lost:

NOW, THEREFORE, by virtue of the authority vested in me by section 1753 of the Revised Statutes of the United States and section 2 of the Civil Service Act (22 Stat. 403), it is hereby ordered as follows:

Section 1. Any former employee of a department or agency of the Federal Government who is entitled to the benefits granted by subsection 8 (b) (A) of the Selective Training and Service Act of 1940 (54 Stat. 890), as amended, and who has entered or enters civilian employment under the Military Government authorities of the United States in any of the occupied territories within 90 days after separation from active military or naval service shall, if qualified to perform the duties of his position, be reemployed in his original civilian position or in a position of like seniority, status, and pay, upon application for such reemployment, made to the original employing department or agency within 90 days after termination of such civilian employment in any of the occupied territories, and upon presentation of a statement by the Secretary of War or the Secretary of the Navy, or their authorized representatives, reciting the date of termination of such civilian employment, that his services have been satisfactory, and that termination was not the result of delinquency or misconduct on the part of the employee.

Section 2. Any permanent civil-service employee of a department or agency of the Federal Government who possesses special qualifications or experience of particular use to the Military Government authorities of the United States may be transferred, with his consent and that of the department or agency by which he is employed and upon request by the Secretary of War or the Secretary of the Navy, to a civilian position under the Military Government authorities of the United States in any of the occupied territories. Upon termination of the service of the employee in the position to which he is transferred under the provisions of this section, he shall, if qualified to perform the duties of his position, be reemployed in his original position or in a position of like seniority, status, and pay, upon application for such reemployment, made to the original employing department or agency within 90 days after termination of such service in any of the occupied territories and upon presentation of a statement by the Secretary of War or the Secretary of the Navy, or their authorized representatives, reciting the date of termination of such civilian service, that his services have been satisfactory, and that such termination was not the result of delinquency or misconduct on the part of the employee.

HARRY S. TRUMAN

THE WHITE HOUSE,
April 11, 1946.

[F. R. Doc. 46-6172; Filed, Apr. 12, 1946; 9:39 a. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[B. E. P. Q. 548]

PART 301—DOMESTIC QUARANTINE NOTICES

MEXICAN FRUITFLY REGULATIONS REVISED; STERILIZATION OF GRAPEFRUIT REQUIRED

Introductory note. Because of increasing numbers of infestations of Mexican fruitflies now occurring in the regulated area in the Rio Grande Valley it has become necessary to require the sterilization of grapefruit moved interstate from the Texas counties of Cameron, Hidalgo, and Willacy effective 12:01 a. m. April 15, 1946, and continuing for the remainder of the shipping season.

§ 301.64-4c *Administrative instructions relative to the Mexican fruitfly quarantine.* Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by paragraph (e) of § 301.64-4 (Notice of Quarantine No. 64), it is hereby required that effective 12:01 a. m., April 15, 1946, and continuing throughout the harvesting season to the close of June 15, 1946, all grapefruit, as a condition of certification for interstate movement from the Texas counties of Cameron, Hidalgo, and Willacy, shall be sterilized in accordance with the methods authorized in § 301.64-4a (B. E. P. Q. 472, revised effective September 25, 1941, 6 F.R. 4897).

(Sec. 8, 37 Stat. 318, 39 Stat. 1165, 44 Stat. 250; 7 U.S.C. 161; 10 F.R. 14353)

Effective: April 15, 1946.

Done at Washington, D. C., this 10th day of April 1946.

[SEAL] P. N. ARMAND,
Chief, Bureau of Entomology and Plant Quarantine.

[F. R. Doc. 46-6192; Filed, Apr. 12, 1946; 11:03 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 29, Partial Suspension]

PART 1460—FATS AND OILS

DELIVERY OF CRUDE COTTONSEED, PEANUT, SOYBEAN, AND CORN OIL TO REFINERIES

The provisions of paragraph (b) of War Food Order No. 29 as amended (8 F.R. 15551; 9 F.R. 651, 3252; 10 F.R. 11988, 15331), are suspended with respect to the delivery of crude oil to and the receipt of crude oil by refiners. Unless otherwise ordered by the Assistant Administrator, this suspension shall remain in effect until June 30, 1946.

This order shall become effective at 12:01 a. m., e. s. t., April 1, 1946.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 11th day of April 1946.

[SEAL] N. E. DODD,
Acting Secretary.

[F. R. Doc. 46-6193; Filed, Apr. 12, 1946; 11:03 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

[NHA Gen. Order 21-33A[1]]

PART 705—DELEGATIONS OF AUTHORITY

DELEGATIONS OF AUTHORITY PURSUANT TO CPA DIRECTIVE 42 RELATING TO PRIORITIES ASSISTANCE AND AUTHORIZATION FOR CONSTRUCTION UNDER THE VETERANS' EMERGENCY HOUSING PROGRAM

Sec.
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705.8 Delegations.
705.9 Issuances and reports.

AUTHORITY: §§ 705.7 to 705.9, inclusive, issued under 55 Stat. 838, 50 U.S.C. App., Sup., 601; E.O. 9070, 3 CFR, Cum. Supp.; E.O. 9638, 10 F.R. 12591; 54 Stat. 676 as amended, 50 U.S.C. App., Sup., 1152; Veterans' Housing Program Order 1, 11 F.R. 3596; CPA Priorities Regulation 33 as amended, *infra;* CPA Directive 42 as amended, 11 F.R. 3355.

§ 705.7 *Purpose.* (a) Directive 42 of the Civilian Production Administration (11 F. R. 3355) authorizes the National Housing Agency to approve applications for priorities assistance and authorization for certain housing construction and to exercise certain other functions under Priorities Regulation 33 of the Civilian Production Administration (*infra*). It is the purpose of §§ 705.7 to 705.9, inclusive, to make appropriate delegations of those functions within the National Housing Agency and to the Department of Agriculture in accordance with and subject to Directive 42.

§ 705.8 *Delegations.* (a) The Federal Housing Administration (through the Federal Housing Commissioner or his designated representatives) is hereby authorized to exercise all of the powers and duties delegated to the National Housing Agency by Directive 42 of the Civilian Production Administration with respect to applications and appeals authorized under Priorities Regulation 33 to be filed with appropriate State and District Offices of the Federal Housing Administration.

(b) The Federal Public Housing Authority (through the Federal Public Housing Commissioner or his designated representatives) is hereby authorized to exercise all the powers and duties delegated to the National Housing Agency by Directive 42 of the Civilian Production Administration with respect to applications and appeals authorized under Priorities Regulation 33 to be filed with appropriate Regional Offices of the Federal Public Housing Authority.

(c) The Department of Agriculture (through the Director of the Materials and Equipment Branch, Production and Marketing Administration, or his designated representatives) is hereby authorized to exercise all the powers and duties delegated to the National Housing Agency by Directive 42 of the Civilian Production Administration with respect to applications and appeals authorized under Priorities Regulation 33 to be filed with appropriate County Agricultural Conservation Committees.

§ 705.9 *Issuances and reports.* (a) The Federal Housing Administration, the Federal Public Housing Authority and the Department of Agriculture shall furnish the Office of the Administrator of the National Housing Agency with copies of approved applications and with such reports and other information as may be requested. All general instructions and operating procedures to be issued under the delegations provided in §§ 705.7 to 705.9, inclusive, shall be submitted to the Office of the Administrator of the National Housing Agency for prior approval.

This General Order shall be effective immediately.

WILSON W. WYATT,
Administrator.

[F. R. Doc. 46-6197; Filed, Apr. 12, 1946; 11:23 a. m.]

[NHA Reg. 80-1]

PART 707—VETERANS' EMERGENCY HOUSING PROGRAM

SALES PRICE AND COST LIMITATIONS FOR HOUSING APPROVED ON VETERANS' APPLICATIONS UNDER CPA PRIORITIES REGULATION 33

Sec.
707.1 General.
707.2 Sales price and cost limitations.
707.3 Appeals.

AUTHORITY: §§ 707.1 to 707.3, inclusive, issued under 55 Stat. 838, 50 U. S. C. App., Sup., 601; E.O. 9070, 3 CFR, Cum. Supp.; E.O. 9638, 10 F.R. 12591; 54 Stat. 676 as amended, 50 U. S. C. App., Sup., 1152; Veterans' Housing Program Order 1, 11 F.R. 3596; CPA Priorities Regulation 33 as amended, *infra;* CPA Directive 42 as amended, 11 F.R. 3355.

§ 707.1 *General.* (a) Paragraph (b) (1) of CPA Priorities Regulation 33 provides in part as follows:

(1) Applications for authorization under Veterans' Housing Program Order 1 or for priorities assistance under this regulation or both may be made by the following: (i) A veteran of World War II or a member of the Armed Forces who wishes to build, alter or repair a house for his own occupancy. A proposed sales price (except in cases of farmhouses) must be stated if the application covers the construction of a house, to be applicable in the event of any future sale of the house.

It is the purpose of §§ 707.1 to 707.3, inclusive, to prescribe, in accordance with CPA Priorities Regulation 33 and CPA Directive 42, certain sales price and cost limitations for applications approved under the above quoted provision.

§ 707.2 *Sales price and cost limitations.* (a) The proposed maximum sales prices stated in applications under paragraph (b) (1) (i) of CPA Priorities Regulation 33 shall not exceed $10,000. The cost of any alteration or repair of a house or the construction of a farmhouse under that paragraph shall not exceed $10,000.

§ 707.3 *Appeals.* (a) Any person desiring an exception from the provisions of §§ 707.1 to 707.3, inclusive, may appeal under the procedure provided in paragraph (k) of CPA Priorities Regulation 33.

This regulation shall be effective immediately.

WILSON W. WYATT,
Administrator.

[F. R. Doc. 46-6198; Filed, Apr. 12, 1946; 11:23 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5507]

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

PROPERTY TRANSFERRED FOR AN AMOUNT LESS THAN ITS FAIR MARKET VALUE

PARAGRAPH 1. Section 29.22 (a)-1 of Regulations 111 (26 CFR, Cum. Supp., Part 29) is amended by striking out the second paragraph and inserting in lieu thereof the following:

If property is transferred by a corporation to a shareholder, for an amount less than its fair market value, regardless of whether the transfer is in the form of a sale or exchange, such shareholder shall include in gross income the difference between the amount paid for the property and the amount of its fair market value to the extent that such difference is in the nature of a distribution of earnings or profits taxable as a dividend. In computing the gain or loss from the subsequent sale of such property its basis shall be the amount paid for the property, increased by the amount of such difference included in gross income. This paragraph does not apply, however, to the issuance by a corporation to its shareholders of the right to subscribe to its stock, as to which see article 22 (a)-8.

If property is transferred by an employer to an employee for an amount less than its fair market value, regardless of whether the transfer is in the form of a sale or exchange, the difference between the amount paid for the property and the amount of its fair market value is in the nature of compensation and shall be included in the gross income of the employee. In computing the gain or loss from the subsequent sale of such property its basis shall be the amount paid for the property, increased by the amount of such difference included in gross income.

PAR. 2. In the case of property transferred by an employer to an employee pursuant to the exercise of an option granted to the employee before February 26, 1945, the provisions of these regulations prior to the amendment made by this Treasury decision shall apply.

[1] NHA General Order 21-33A is a revision of NHA General Order 21-33, 11 F.R. 671.

(Secs. 62 and 3791, I. R. C. (53 Stat. 32, 467; 26 U. S. C. 62, 3791))

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: April 12, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-6226; Filed, Apr. 12, 1946; 11:42 a. m.]

TITLE 29—LABOR

Chapter VIII—Commissioner of Internal Revenue

[T. D. 5506]

PART 1002—STABILIZATION OF SALARIES

On March 8, 1946 the Director of Economic Stabilization promulgated Supplementary Wage and Salary Regulations pursuant to the authority vested in him by the Stabilization Act of 1942, as amended, and by Executive Order No. 9250 of October 3, 1942 (7 F.R. 7871), Executive Order No. 9328 of April 8, 1943 (8 F.R. 4681), Executive Order No. 9599 of August 18, 1945 (10 F.R. 10155), Executive Order No. 9651 of October 30, 1945 (10 F.R. 13487), Executive Order No. 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order No. 9699 of February 21, 1946 (11 F.R. 1929). The purpose of such Supplementary Wage and Salary Regulations is to carry out the policies established in Executive Order No. 9599, Executive Order No. 9651 and Executive Order No. 9697 with respect to increases in wages and salaries and their relationship to price and rent ceilings and costs to the United States. Such Supplementary Wage and Salary Regulations designate the Commissioner of Internal Revenue as a stabilization agency with respect to salaries over which he exercised jurisdiction on August 17, 1945. In the exercise of the authority so conferred on the Commissioner of Internal Revenue, the following supplementary regulations relating to salaries are hereby promulgated to supersede, in the manner and to the extent hereinafter indicated, the regulations relating to salaries, issued on September 4, 1943 (T. D. 5295, 8 F.R. 12429), as amended on September 26, 1944 (T. D. 5406), November 3, 1944 (T. D. 5416), February 2, 1945 (T. D. 5435), April 5, 1945 (T. D. 5450), July 9, 1945 (T. D. 5462) and January 3, 1946 (T. D. 5489).

SUBPART A—GENERAL PROVISIONS

Sec.
1002.101 "Approved" and "unapproved" salary increases.
1002.102 What salary increases are lawful.

SUBPART B—UNAPPROVED SALARY INCREASES

1002.103 Right to seek approval after making increase.

SUBPART C—APPROVAL OF SALARY INCREASES

1002.104 Salary increases approved without application.
1002.105 Salary increases approvable only on application.
1002.106 Increases consistent with industry or local area pattern.
1002.107 Increases to correct gross inequities.
1002.108 "Cost of living" increases.
1002.109 Increases to correct substandards of living.
1002.110 Increases falling within standards in effect prior to August 18, 1945.
1002.111 Agreements for conditional salary increases.
1002.112 Applicability.

AUTHORITY: §§ 1002.101 to 1002.112, inclusive, issued under 56 Stat. 765 as amended by 57 Stat. 63, 58 Stat. 632 and Public No. 108, 79th Cong., 1st Sess.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 9681, E.O. 9599, 10 F.R. 10155, E.O. 9651, 10 F.R. 13487, E.O. 9697, 11 F.R. 1691, E.O. 9699, 11 F.R. 1929, Regulations of the Director of Economic Stabilization, dated March 8, 1946, 11 F.R. 2517.

SUBPART A—GENERAL PROVISIONS

§ 1002.101 *"Approved" and "unapproved" salary increases.* As used in §§ 1002.101 to 1002.112, inclusive, an "approved" salary increase means an increase approved in accordance with the provisions of §§ 1002.104 to 1002.112, inclusive. An "unapproved" salary increase means any other salary increase.

§ 1002.102 *What salary increases are lawful.* While the making of an unapproved salary increase on or after February 14, 1946 is subject to the conditions stated in § 1002.103, the making or payment of such an increase is not unlawful, except in the following case:

(a) The establishment or payment of a new salary rate in a new plant or in a new department in an existing plant in excess of a salary rate deemed approved in accordance with the provisions of paragraph (c) of § 1002.104.

The Commissioner of Internal Revenue with the approval of the Director of Economic Stabilization may, by amendment to this section, define further classes of salary increases which will be unlawful unless made with prior approval.

SUBPART B—UNAPPROVED SALARY INCREASES

§ 1002.103 *Right to seek approval after making increase.* Any employer may make a salary increase without the prior approval of the Commissioner and without prejudice to his right of applying for approval of the increase thereafter (and using it, to the extent that it is approved, as a basis for seeking an increase in price ceilings or for any other of the purposes described in section 202 of the Supplementary Wage and Salary Regulations of the Director of Economic Stabilization) if either:

(a) The employer has no present intention of using the increase as a basis for seeking an increase in price ceilings or for any other of the purposes described in section 202 of the Supplementary Wage and Salary Regulations of the Director of Economic Stabilization, and so states in a notice describing the increase filed in duplicate with the appropriate Regional Office of the Salary Stabilization Unit within thirty days after the increase is first reflected in current payrolls; or

(b) The increase was put into effect prior to March 15, 1946, or a firm agreement or definite commitment was made by the employer before such date to put it into effect as of the beginning of the first payroll period following the date of the agreement, and application for approval is filed with the appropriate Regional Office of the Salary Stabilization Unit within thirty days after the increase is first reflected in current payrolls.

SUBPART C—APPROVAL OF SALARY INCREASES

§ 1002.104 *Salary increases which are approved without further application.* Except as provided in § 1002.102, any salary increase of a kind described in this section shall be deemed to be approved for the purposes of §§ 1002.101 to 1002.112, inclusive, without the necessity of filing an application:

(a) Any salary increase which, prior to February 14, 1946 was approved or lawfully made without approval. A salary increase will, for purposes of this paragraph, be deemed lawfully made without approval prior to February 14, 1946 where there was a firm agreement or a definite commitment by the employer before such date to put a salary increase into effect and such increase was actually put into effect prior to March 15, 1946.

(b) Any individual or other salary increase made in accordance with the terms and conditions of a salary rate schedule or plan (including a bonus plan) which was lawfully in effect before August 18, 1945.

(c) Any salary increase made in accordance with those provisions of §§ 1002.13 and 1002.14 of Treasury Decision 5295, as amended, which authorizes increases to be made without approval.

(d) Any salary increase made at any time in accordance with and pursuant to the terms of a governmental recommendation in a wage controversy announced before February 14, 1946.

(e) Any salary increase made on or after February 14, 1946, by an employer who at the time the increase was put into effect employed not more than eight employees in a single business; *Provided, however,* That the Commissioner of Internal Revenue may, by amendment to this paragraph, make such exclusions from this exception as he may deem necessary to carry out the purposes of Executive Order No. 9697.

(f) Any salary increase made on or after February 14, 1946, resulting from the institution of a plan which provides for (1) not more than six paid holidays per year, or (2) extra payments for night work, to the extent that such extra payments do not exceed five cents per hour for work on a second shift or ten cents per hour for work on a third shift, or (3) paid vacations to employees, to the extent that such paid vacations do not exceed one week for any employee having completed one year or more of employment with the employer and two weeks for any employee having completed five or more years of employment with the employer.

(g) Any salary increase made in order to correct intra-company inequities occasioned by the granting of wage or salary increases under the terms of a regulation or general order issued by the National Wage Stabilization Board under section 308 (a) of the Supplementary Wage and Salary Regulations of the Director of Economic Stabilization to the extent that:

(1) The increase in salary of any individual employee is not in excess of the dollars and cents increase under such regulation or general order of an equal amount of wages or salary, or, if there be no equal amount of wages or salary, the increase is not in excess of the dollars and cents increase of the next lower wages or salary in which an increase is permissible under such regulation or general order: *Provided, however,* That any increase hereunder shall be reduced by the amount of any general salary increase made by the employer since August 17, 1945.

(2) The increase is not granted to an employee whose salary is in excess of $7,500.00 per annum, and

(3) The increase in the salary of any individual employee is not effective prior to the effective date of such regulation or general order.

Increases made under this paragraph may be applied to salary rate schedules to the extent that the minimums, maximums, and control points are increased in the same dollar amounts as is provided for above in the case of individual salary rates.

(h) Any salary increase made in accordance with the provisions of a regulation or general order issued by the Commissioner pursuant to section 308 (a) of the Supplementary Wage and Salary Regulations of the Director of Economic Stabilization.

§ 1002.105 *Salary increases approvable only on application.* A salary increase which does not fall within one of the classes listed in § 1002.104 may be approved only on application. Such an increase shall be approved only if it falls within one or more of the classes of cases described in §§ 1002.106 to 1002.110 and only to the extent to which it is found approvable under the terms of those sections. Upon the approval of a salary increase by the Commissioner, such increase shall be deemed to be approved also by the Economic Stabilization Director.

§ 1002.106 *Increases consistent with industry or local area pattern.* A salary increase shall be approved which is found to be consistent with the general pattern of salary adjustments which has been established in a particular industry, or in a particular industry or related industries within a particular local labor market area, during the period between August 18, 1945 and February 14, 1946.

§ 1002.107 *Increases to correct gross inequalities.* In any case in which it is found that no applicable pattern of salary adjustments was established during the period between August 18, 1945 and February 14, 1946, a salary increase shall be approved which is found necessary to eliminate a gross inequity between salaries in related industries, related plants in the same industry or locality, or related job classifications in the same plant and which would interfere with the effective transition to a peacetime economy. In determining whether there exists a gross inequity between related industries, within the meaning of this section, consideration shall be given to the extent to which the take-home pay of the employee in the industries involved has been reduced as a result of the transition to a peacetime economy.

§ 1002.108 *"Cost of living" increases.* As used in this section, the following terms shall have the meanings indicated:

"Appropriate unit" means all personnel of a particular employer whose salaries are under the jurisdiction of the Commissioner, and whose salaries do not exceed $10,000.00 per annum.

"Salary" means the rate of compensation per annum, regularly paid, before deductions of any kind, including bonuses or other additional compensation regularly paid, but does not include additional compensation contingent upon added hours of work, shift differentials, or the like.

"Average salary" means the aggregate of all salaries, as defined above, of employees in an appropriate unit divided by the number of such employees.

"Base period" ordinarily means the first payroll period ended in the month of January 1941.

"Comparison period" means the payroll period ending nearest the date of an application filed under this section.

For the purpose of this section, it is determined that the cost of living between January 1, 1941 and September 1945 has increased 33 percent. Therefore, in any case in which it is found that no applicable pattern of salary adjustments was established during the period between August 18, 1945 and February 14, 1946, a cost of living increase may be approved where the average salary of the appropriate unit has not increased by as much as 33 percent since January 1941; *Provided,* That such increase is necessary to correct a maladjustment which would interfere with the effective transition to a peacetime economy. The fact that the average salary for an appropriate unit in the comparison period is less than 133 percent of such average salary in the base period will ordinarily, but not necessarily, be deemed to establish the existence of the maladjustment referred to in this paragraph.

For example: If the average salary for the base period is $3,000.00 and the average salary for the comparison period is $3,100.00, the average salary approvable under this section would be $3,000.00 x 1.33, or $3,990.00. From $3,990.00 subtract $3,100.00 (the comparison period average salary), leaving $890.00, which would be the amount of increase in the average salary allowable to bring such average to the level comparable to the increase in cost of living.

In cases where it is necessary to substitute a base period later than January 1941, the amount approvable as a cost of living salary increase will be a salary increase which results in raising the average salary for the comparison period by some percentage less than 33 percent above the average salary paid in the substitute base period. The amount of the applicable maladjustment allowance to be used in such cases (which corresponds with the proportionate amount of the rise in the cost of living between any given substitute base period and September 1945) is indicated in the table set forth at the end of this section.

For example: In a case where the substitute base period falls within the month of April 1944, the applicable maladjustment allowance will be 4 percent instead of 33 percent. If the average salary for the substitute base period is $3000.00 and the average salary for the comparison period is $3,100.00, the average salary approvable under this section will be $3,000.00 x 1.04, or $3,120.00. From $3,120.00 subtract $3,100.00 (the comparison period average salary), leaving $20.00, which would be the amount of increase in the average salary allowable to bring such average to the level comparable to the increase in cost of living.

An applicant for increases under this section shall submit information to show the average salary for the base period and the comparison period. There shall also be submitted, as a part of the application, a statement setting forth the method under which the increase, if approved, will be distributed among employees in the appropriate unit.

A plan of distribution which would result in the creation of inequities between employees in the appropriate unit or between employees in that unit and other employees of the particular employer will not be approved.

No adjustment made under this section shall be used as a basis for approval of any other salary increase.

Base period:	*Applicable maladjustment allowance*
January–March 1941	33
April–June 1941	29
July–September 1941	25
October–December 1941	21
January–March 1942	17
April–June 1942	14
July–September 1942	13
October–December 1942	10
January–March 1943	8
April–June 1943	5
July–September 1943	5
October–December 1943	5
January–March 1944	4
April–June 1944	3
July–September 1944	2
October–December 1944	2
January–March 1945	1
April–June 1945	0
July–September 1945	

§ 1002.109 *Increases to correct substandards of living.* A salary increase may be approved which is found necessary to correct substandards of living.

§ 1002.110 *Increases falling within standards in effect prior to August 18, 1945.* A salary increase may be approved which falls within one of the standards in effect on August 17, 1945 (except the standards relating to "rare and unusual" cases) under which applications for salary increases were approved.

§ 1002.111 *Agreements for conditional salary increases.* No consideration will be given to or action taken upon an application for approval of any salary increase which appears to be conditioned in whole or in part upon the granting of an increase in price or rent ceilings. This provision, however, shall not be a bar to consideration of an increase which is conditioned upon approval by the Commissioner, or of an increase which is not to be put into effect until a determination has been made by the Office of Price Administration as to whether an increase in price or rent ceilings is required.

§ 1002.112 *Applicability.* Sections 1002.101 to 1002.112, inclusive, supersede all previous regulations of the Commissioner of Internal Revenue set forth in Treasury Decision 5295, as amended by Treasury Decision 5406, Treasury Decision 5416, Treasury Decision 5435, Treasury Decision 5450, Treasury Decision 5462 and Treasury Decision 5489 to the extent that such previous regulations are inconsistent herewith.

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: April 11, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-6225; Filed, Apr. 12, 1946; 11:42 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.: E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33 as Amended Apr. 12, 1946]

VETERANS' EMERGENCY HOUSING PROGRAM

§ 944.54 *Priorities Regulation 33—(a) What this regulation does—(1) General.* This regulation provides priorities assistance to carry out the Veterans' Emergency Housing Program which calls for the construction of moderate and low-cost housing accommodations to meet the needs of returning veterans and members of the Armed Forces. It also provides for giving specific authorization under the Civilian Production Administration Veterans' Housing Program Order 1 to persons wishing to construct, repair, make additions or alterations to, improve or convert, or install fixtures or mechanical equipment in housing accommodations. This regulation explains who may apply for such an authorization and for priorities assistance (an HH rating and the right to place certified orders, generally referred to in this regulation simply as HH ratings), the circumstances under which applications will be approved, the way in which the priorities assistance given under the regulation may be used, and the conditions which will be imposed on the builder and succeeding owners in selling or renting the accommodations as long as this regulation is in force. Schedule A to this regulation lists the materials for which priorities assistance given under the regulation may be used. If a person building housing accommodations needs priorities assistance for materials not listed on Schedule A he may apply under Priorities Regulation 28 if he qualifies under its provisions. Directions to the regulation contain additional provisions about using priorities assistance given under this regulation and also contain provisions restricting distributors and producers of the materials.

(2) *Housing accommodations covered by this regulation.* This paragraph tells what kind of housing accommodations are covered by this regulation. All applications concerning buildings covered by this regulation are under the jurisdiction of the National Housing Agency and should be made on Form CPA-4386 and filed as indicated in paragraph (b) (2). Applications for buildings not covered by this regulation are subject to the jurisdiction of the Civilian Production Administration and applications should be filed as indicated in Veterans' Housing Program Order 1 (for authorization) or Priorities Regulation 28 (for priorities assistance). The following kinds of buildings are covered by this regulation: Any building or structure primarily designed for occupancy by families (at least 75% of the floor space in the case of one-family or two-family houses; at least 85% in the case of multiple family dwellings); farmhouses and farm dwellings, including bunkhouses for transitory farm laborers, apartment hotels and rooming houses (not primarily for transients) and dormitories or other group housing facilities constructed by educational institutions or public organizations to provide accommodations for veterans. The following kind of buildings or structures are not covered by this regulation: Military housing, institutional housing and dormitories (except those for veterans described above), camps, hotels designed primarily to accommodate transients, trailers, and buildings which do not fall within this regulation because less than the requisite part of the building is used for housing families.

(b) *Applications.* (1) Applications for authorization under Veterans' Housing Program Order 1 or for priorities assistance under this regulation or both may be made by the following:

(i) A veteran of World War II or a member of the Armed Forces who wishes to build, alter or repair a house for his own occupancy. A proposed sales price (except in cases of farmhouses) must be stated, if the application covers the construction of a house, to be applicable in case of sale of the house.

(ii) A person who wishes to build, complete or convert moderate or low-cost dwelling accommodations (either by new construction or by alterations or conversion) to which veterans of World War II and members of the Armed Forces will be given preference in selling or renting. The maximum sales price for applications of this sort may not exceed $10,000 for a one-family dwelling or $17,000 for a two-family dwelling. The maximum shelter rent may not exceed $80 a month for each dwelling unit, except for conversion units for which rent need not be specified under paragraphs (g) (3) (i) and (g) (4) (i).

(iii) A person who wishes priorities assistance to complete dwelling accommodations under construction on March 26, 1946 (and therefore exempt under Veterans' Housing Program Order 1), which cannot come within paragraph (b) (1) (ii) either because it will be impracticable because of commitments made or construction done to sell or rent them within the specified amounts or to give the initial preference to veterans or members of the Armed Forces called for by that paragraph. The governmental agency processing the application may waive the requirements stated in paragraph (b) (1) (ii) where appropriate in such cases. Except in unusual circumstances, applications of this sort will not be approved if the proposed sales price is over $15,000 or if the proposed shelter rent is over $120 a month.

(iv) A person who wishes to reconstruct or repair dwelling accommodations destroyed or damaged by fire, flood, tornado or other similar disaster, where the reconstruction or repair is necessary to eliminate hardship. If the proposed work involves rebuilding more than half of the building, maximum sales prices or rents must be given, and except where this would result in great hardship, these must be limited to $10,000 and $80 a month respectively.

(v) A person who wishes to make repairs or alterations to dwelling accommodations in order to maintain them in a habitable condition or to return them to a habitable condition or to provide space for additional persons. Authorizations will be given where necessary under Veterans' Housing Program Order 1, but no priorities assistance will be granted except for repairs necessary to return the dwelling to a habitable condition if it has been vacant for at least six months for lack of repairs.

(vi) A person who wishes to construct, repair or alter dwelling accommodations, where the construction or repairs are necessary to increase or maintain the production of a scarce material or product. Housing accommodations requested under this paragraph will be approved only on the recommendation of the Civilian Production Administration. Sales prices or rents must be stated. The maximum sales price for applications of this sort may not exceed $10,000 for a single family or $17,000 for a two-family dwelling. The maximum shelter rent

may not exceed $80 a month for the dwelling or any apartment in it.

(vii) A person who wishes to construct, repair or alter a farm dwelling where the construction, repair or alteration is necessary to increase or maintain the production of essential food products. The construction of a farm dwelling requested under this paragraph will be approved only on the recommendation of the appropriate County Agricultural Conservation Committee. No sales price or rent need be stated in an application under this paragraph, but the cost of the construction of any such dwelling shall not exceed $10,000.

(viii) An educational institution or a public organization which wishes to construct, repair or alter a dormitory or other group housing facility for veterans or members of the Armed Forces. The application will not be approved if the maximum shelter rent proposed is more than the amount charged by the builder for similar accommodations in its other facilities.

(2) Applications under this regulation should be made on Form CPA-4386. Applications covering dwelling accommodations on a farm should be filed with the appropriate County Agricultural Conservation Committee. Applications by educational institutions or public organizations should be filed with the appropriate Regional Office of the Federal Public Housing Authority. Other applications under this regulation should be filed with the appropriate State or District Office of the Federal Housing Administration. Applications should not be filed unless the construction is already under way (in the case of construction started before the issuance of Veterans' Housing Program Order 1) or unless the builder plans to start actual construction within 90 days of the approval of the CPA-4386 (the priorities assistance and authorization under Veterans' Housing Program Order 1 will expire, and rated orders already placed must be unrated unless construction has started within 90 days of the approval of the CPA-4386 or unless an extension has been obtained from the agency which approved the CPA-4386). The application should not be filed unless the builder has already obtained effective control of the land involved, and gives evidence of readiness to start within 90 days (for example, by getting necessary building permits, getting assurance of financing, making arrangements for utilities and the like). The builder must also state the proposed sales prices or rents for the accommodations, where these are required.

(c) If the application satisfies the requirements indicated in paragraph (b) and any applicable regulations of the National Housing Agency, if the proposed accommodations meet the standards as to space, accommodations and the like which are customary in the community for year-round occupancy, if the proposed sales prices or rents (where required) are reasonably related to the proposed accommodations, and if the available supply of building materials reserved for the program or for the appropriate part of the program has not been fully committed, the application may be approved. One copy of the application will be returned to the builder, bearing a project serial number. A placard or placards will also be sent to the builder, stating that the housing accommodations are being built under the Veterans' Emergency Housing Program.

(1) If the application covers the construction of accommodations to be rented or sold to veterans or members of the Armed Forces under paragraph (b) (1) (ii) or paragraph (b) (1) (viii), the placard will contain a statement to this effect and will contain spaces for the maximum sales price or rent and the project serial number. The builder must insert in the placard or placards clearly, legibly and permanently the project serial number and the appropriate rent and sales price, not in excess of those specified in the application as approved. The builder must set up a placard in front of each separate residential building on the project site in a conspicuous location within 5 days after the time construction has started (as defined in paragraph (d) (4), and must keep the placard there until completion of the building, and, unless all the accommodations in the building have been sold or rented to veterans or members of the Armed Forces in accordance with paragraph (h), for 30 days afterwards.

(2) If the application is not based on paragraph (b) (1) (ii) or paragraph (b) (1) (viii), the placard will contain a space for the project serial number which must be inserted by the builder. This placard must be set up in front of the building in a conspicuous location within 5 days after construction has started (as defined in paragraph (d) (4)), or after receipt of the placard in case of an application under (b) (1) (iii), and must be kept there until the work is completed.

(d) *Use and effect of HH ratings.* (1) The HH rating assigned for a project may be used only to get materials of the kinds listed on Schedule A of this regulation which are required for the project. The rating may be applied to a purchase order only by placing on the order the following certificate (the certificates set forth in Priorities Regulations 3 and 7 may not be substituted for this certificate):

VETERANS' EMERGENCY HOUSING PROGRAM
Project Serial Number ------
Rating: HH

I certify to the Civilian Production Administration that the materials covered by this order will be used only in a housing project being built under the Veterans' Emergency Housing Program at ---------- (give location of project), and that I will comply with the limitations on sales prices or rents and the preference to veterans provided in Priorities Regulation 33 and my approved application.

Builder

NOTE: If the application on Form CPA-4386 is not based on paragraph (b) (1) (ii) or paragraph (b) (1) (viii) and the placard described in paragraph (c) (2) above is sent to the applicant, he need only use the part of the certificate ending with the location of the project.

(2) The HH rating may be used to get materials by the builder, or by contractors or sub-contractors doing all or any part of the construction work for the builder. Contractors and sub-contractors using the rating must observe all provisions of this paragraph (d) applying to the use of HH ratings by builders. The builder must not use the rating or give others the right to use it before his application is approved. A contractor or sub-contractor may not use it or give others the right to use it unless he has received a statement in substantially the following form from a person who is himself authorized to use the rating (when a contractor or sub-contractor uses the HH rating under this provision, he need only use the part of the certificate in paragraph (d) (1) ending with the location of the project):

Veterans' Emergency Housing Program
Project Serial # ------
Rating HH

You are hereby authorized to use the HH rating to get materials of the kinds listed on Schedule A of Priorities Regulation 33 which are required for the project. Your use of this rating is subject to the provisions of Priorities Regulation 33.

Builder

(3) The preference rating assigned may be used only to get the minimum quantities of the materials on Schedule A which are needed for the project. The builder must not specify delivery dates on purchase orders for rated materials more than 30 days before the time they are to be incorporated in the project. This provision applies to materials ordered with an HH rating, instead of the usual rule in Priorities Regulation 32. Furthermore, the builder must not place rated purchase orders for materials in which delivery is specified later than during the third full calendar month after the time when the purchase order is placed. In accordance with Priorities Regulation 1, materials obtained by using the HH rating must, if possible, be used in the construction of the project.

(4) The right to use the HH rating for a project expires 90 days after the issuance of the rating, unless the builder has begun construction on the project by physically incorporating at the site of the project materials which will be an integral part of the construction. If the builder has not begun construction within this time, he must unrate all orders for materials for the project to which he has applied the HH rating. If the application covers a number of different buildings, the right to use the rating for materials going into any individual building expires unless that particular building has been started within the 90 day period. However, before the expiration of the 90 day period, he may apply to the Federal Housing Administration for an extension of the starting date, showing why he was unable to begin construction in accordance with his original application and giving his revised starting date. Unless the request for an extension is denied, he need not unrate his orders but he must postpone the delivery dates so as to comply with paragraph (d) (2).

(5) [Deleted Apr. 12, 1946.]

(e) *Construction of the project.* A builder who constructs, converts, alters or repairs housing accommodations under this regulation must do the work in accordance with the description given in the application, except where he has obtained written approval for a change from the agency which approved the original application.

(f) *Reports.* All persons affected by this regulation shall file such reports as may be requested by the CPA, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(g) *Maximum sales prices and rents*—(1) *General.* The restrictions on sales prices and rents contained in this paragraph (g) must be observed so long as this regulation remains in effect. They apply to dwellings of the kinds described below when built or converted under this regulation. Approval of a proposed sales price or rent should be considered merely as a limit upon the price or rent to be charged. It should not be considered as a statement that the sales price or rent represents the value of the dwelling or the apartment for other purposes. In the case of remodelling or rehabilitation, the Office of Price Administration may reduce the maximum rent specified in the application, unless prior approval of the rent has been obtained from that agency.

(2) *One-family dwellings.* (i) An application to build or convert a one-family dwelling (a building designed for occupancy by one family and to be occupied, rented or sold as a unit, including a detached or semi-detached house or a row house but not including an apartment house or a two family "one-over-one" house) must contain a statement of the proposed maximum sales price, whether or not the builder proposes to sell the building except under the conditions described in paragraph (b) (1) (iv), or (b) (1) (vii). If the builder proposes to rent the building the application must also contain a statement of the proposed maximum rent and maximum shelter rent.

(ii) A builder must not sell a one-family dwelling built or converted under this regulation, including the land and all improvements (including garage if provided), for more than the maximum sales price specified in the application, as approved, including within this sales price the amount of any brokerage fees or commissions paid in connection with the sale, whether paid by the builder or by the purchaser.

(iii) No other person shall sell a one-family dwelling built or converted under this regulation, including the land and all improvements, for more than the maximum sales price specified in the application as approved, plus the amount of any normal and customary brokerage fees or commissions actually paid for services which have been rendered in connection with the sale being made, whether paid by the seller or the purchaser, plus normal and customary brokerage fees actually paid for services rendered in connection with previous sales of the dwelling (after the sale by the builder) whether paid by previous sellers or purchasers.

(iv) No person shall rent a one-family dwelling built or converted under this regulation for more than the maximum specified in the application as approved. If no rent is specified in the application, the person wishing to rent the dwelling may request the Federal Housing Administration to set a rent on the basis of information given in the original application and any supplemental information filed, and no person shall rent the dwelling for more than the amount set. A rent of more than $80 a month will not be approved except as a result of an appeal showing that unusual hardship would result.

(3) *Two-family dwellings.* (i) An application for a two-family dwelling (a building designed for occupancy by two families which will be sold as a unit, not including semi-detached or row houses covered by paragraph (g) (2)) must contain statements of both the proposed maximum sales price for the entire dwelling and the proposed maximum rent and maximum shelter rent for each apartment in the dwelling, whether the builder proposes to sell the dwelling or rent it or the apartments in it. However, if a person wishes to convert a one-family dwelling to a two-family dwelling and he or a continuing tenant is going to occupy part of the dwelling himself, he need not specify a proposed maximum sales price for the entire dwelling nor need he specify a proposed maximum shelter rent for the part of the dwelling he or a continuing tenant is to occupy.

(ii) A builder must not sell a two-family dwelling built or converted under this regulation, including land and all improvements (including garage if provided), for more than the maximum sales price specified in the application, as approved, including within this sales price the amount of any brokerage fees or commissions paid in connection with the sale, whether paid by the builder or the purchaser.

(iii) No other person shall sell a two-family dwelling built or converted under this regulation, including the land and all improvements, for more than the maximum sales price specified in the application as approved, plus the amount of any normal and customary brokerage fees or commissions actually paid for services which have been rendered in connection with the sale being made, whether paid by the seller or the purchaser, plus brokerage fees actually paid for services rendered in connection with previous sales of the dwelling (after the sale by the builder), whether paid by previous sellers or purchasers.

(iv) No person shall rent an apartment in a two-family dwelling built or converted under this regulation for more than the maximum rent specified for the apartment in the application as approved.

(4) *Multiple-family dwellings.* (i) An application for a multiple-family dwelling (a building containing three or more separate living accommodations for three or more families) must contain a statement of the proposed maximum rent and the proposed maximum shelter rent for each apartment or for each group of apartments having the same maximum rents. However, if a person wishes to convert a one or two-family dwelling to a multiple-family dwelling and he or a continuing tenant is going to occupy part of the dwelling himself, he need not specify a proposed maximum shelter rent for the part of the dwelling he or a continuing tenant is to occupy.

(ii) No person shall rent an apartment in a multiple-family dwelling built or converted under this regulation for more than the maximum rent specified for the apartment in the application as approved.

(5) *Dormitories and group housing facilities.* (i) An application by an educational institution or public organization for a dormitory or group housing facility must contain a statement of the maximum shelter rent to be charged to each occupant.

(ii) As long as this regulation remains in effect, no person (whether the builder or any other person) shall rent accommodations in a dormitory or other group housing facility built under this regulation for more than the maximum shelter rent specified in the application as approved.

(6) *Definition of maximum rent and maximum shelter rent.* "Maximum rent" means the total consideration paid by the tenant for the accommodations including charges paid by the tenant for tenant services specified on the application and including charges paid by the tenant for garage as specified on the application, but excluding charges covering the actual cost on a pro rata basis for gas and electricity for the tenant's do-

mestic purposes when the application specifies that such charges will be made. "Maximum shelter rent" means the maximum rent, less charges for tenant services and garage. The total charge for tenant services will not be approved if more than $3 per room per month. The charge for garage will not be approved if more than $10 per month and will be allowed only for multiple-family dwellings.

(7) *Requests for increases in sales prices and rents by builders.* A builder may apply to the Federal Housing Administration for an increase in the sales price or rent specified in the application before the house is sold (i. e. before title has passed) or initially rented. The application will not be approved unless he can show that he has incurred or will incur additional or increased costs in the construction over which he had, or has, no control, or if he can show that he will incur additional or increased costs in the operation of rented accommodations over which he has no control, and that these increased or additional costs will make it impracticable for him to sell or rent at the price or rent specified in the application. No increase in sales price or rent will be granted in excess of the increase in construction cost, or a proper proportion of it, or the increase in operating cost, as the case may be. However, no increase in sales price to an amount more than $10,000 (or $17,000 in the case of a two-family dwelling) will be granted and no increase in shelter rent to more than $80 a month will be granted except on appeal where unusual hardship would result.

(8) *Requests for increases in sales prices or rents by subsequent owners.* An owner of a dwelling built under this regulation, other than the builder, may apply to the Federal Housing Administration for an increase in the sales price or rent specified in the application if the subsequent owner has made improvements to the dwelling which would warrant an increase. No increase will be granted in excess of the cost of construction of the improvement, or a proper proportion of it in the case of a requested increase in rents. However, no increase in sales price to an amount more than $10,000 (or $17,000 in the case of a two-family dwelling) will be granted and no increase in shelter rent to more than $80 a month will be granted, except on appeal where unusual hardship would result. If an increase in rent is needed because of subsequent improvements, and the accommodations have previously been rented and are in a Defense Rental Area established by the Office of Price Administration, the owner should apply to the Area Rent Office of the Office of Price Administration for an increase (or in the District of Columbia to the Office of Administrator of Rent Control for the District of Columbia). If an increase is granted, one copy of the instrument granting the increase must be filed with the appropriate office of the Federal Housing Administration. Upon the filing of this copy with the Federal Housing Administration, the new rent granted becomes the maximum shelter rent under this regulation. (Note: Under Veterans' Housing Program Order 1 it may be necessary to get authorization to make these alterations.)

(h) *Preferences for veterans of World War II and members of the Armed Forces*—(1) *General.* This paragraph tells how preferences will be given under this regulation to veterans of World War II and members of the Armed Forces as long as this regulation remains in effect. As used in this regulation, "veterans of World War II and members of the Armed Forces" (sometimes referred to in this regulation as "veterans" or as "veterans of World War II") include the following: (i) A person who has been on active service in the U. S. Army, Navy, Coast Guard or Marine Corps or in the U. S. Merchant Marine during World War II (i. e., on or after September 16, 1940) and who was discharged or released under condtions other than dishonorable; (ii) a person who is serving in the U. S. Army, Navy, Coast Guard, Marine Corps or in the U. S. Merchant Marine; (iii) the spouse of a member of the Armed Forces who died in service during World War II or the spouse of a deceased veteran of World War II, if the spouse is living with a child or children of the deceased; or (iv) a citizen of the United States who served in the Armed Forces of an allied nation during World War II. Although the preference for veterans and members of the Armed Forces lasts during construction and for 30 days after completion, or for 30 days at the time of a later sale or rental, the restrictions of paragraph (g) on sales prices and rents continues as long as this regulation remains in effect. The preferences for veterans and members of the Armed Forces provided by this paragraph (h) do not apply to sales in the course of judicial proceedings. Sales subsequent to such judicial sales, however, are subject to the provisions of this paragraph. The provisions of paragraph (h) do not apply to dwellings for which neither a maximum sales price nor a maximum rent is established under this regulation and do not apply to dwellings approved on applications under (b) (1) (vi) or to the initial occupancy of a dwelling or an apartment in it approved under this regulation for the occupancy of the applicant or the continued occupancy of his tenant.

(2) *One-family dwellings.* (i) A builder who has built or converted a one-family dwelling under this regulation must, during construction and for 30 days after completion, publicly offer it for sale or for rent at or below the maximum sales price or the maximum rent specified in the application as approved to veterans of World War II or members of the Armed Forces for their own occupancy.

(ii) If a one-family dwelling built under this regulation is being offered for sale, the owner (whether the builder or any subsequent purchaser) must not sell or otherwise dispose of it to any person other than a veteran of World War II unless he has publicly offered it for sale to such veterans for at least 30 days (or during construction and for 30 days afterwards in the case of the builder) at or below the maximum sales price.

(iii) If a one-family dwelling built under this regulation is being offered for rent, the owner (whether the builder or any subsequent purchaser) must not rent it to any person other than a veteran of World War II unless he has publicly offered it for rent to such veterans for at least 30 days (or during construction and for 30 days afterwards in the case of the builder) at or below the maximum rent.

(3) *Two-family dwellings.* (i) A builder who has built or converted a two-family dwelling under this regulation must, during construction and for 30 days afterwards, publicly offer it for sale or the apartments in it for rent at or below the maximum sales price or the maximum rent specified in the application, as approved, to veterans of World War II and members of the Armed Forces for their own occupancy.

(ii) If a two-family dwelling built or converted under this regulation is being offered for sale, the owner, whether the builder or subsequent purchaser, must not sell or otherwise dispose of it to any other person than a veteran of World War II unless he has publicly offered it for sale to such veterans for at least 30 days (or during construction and for 30 days afterwards in the case of the builder) at or below the maximum sales price.

(iii) If an apartment in a two-family dwelling built or converted under this regulation is being offered for rent, the person offering it for rent must not rent it to any person other than a veteran of World War II unless he has publicly offered it for rent to such veterans for at least 30 days (or during construction and for 30 days afterwards in the case of the builder) at or below the maximum rent specified for the apartment in the application as approved.

(4) *Multiple-family dwellings.* (i) A builder who has built or converted a multiple-family dwelling under this regulation must, during construction and for 30 days after completion, publicly offer the apartments in it for rent to veterans of World War II and members of the Armed Forces for their own occupancy at or below the maximum rent given in the application as approved.

(ii) As long as this regulation remains in effect, no other person shall rent an apartment in a multiple-family dwelling built under this regulation to any person other than a veteran of World War II unless he has publicly offered the apartment for rent to such veterans for at least 30 days (or during construction and for 30 days after completion) at or below the maximum rent specified in the application.

(5) *Dormitories and group housing facilities.* A builder who has built or converted a dormitory or other group housing facility under this regulation must make the accommodations available exclusively for veterans of World War II and members of the Armed Forces otherwise eligible to occupy the accommodations, except that if an educational institution builds a dormitory under this program it may make available to non-veterans 40% of the accommodations in the dormitory if it makes available to veterans of World War II an equivalent number of similar or better accommodations in other dormitories at rents not larger than the rents specified in the application as approved.

(6) [Deleted Apr. 12, 1946]

(i) *Notices in advertisements and deeds.* (1) If the placard described in paragraph (c) (1) is sent to the applicant, as long as this regulation remains in effect a builder who has used the HH rating to get materials for a dwelling, or who could not, under Veterans' Housing Program Order 1, have built or converted the dwelling without approval under this regulation, and every other person who has acquired title to such a dwelling (whether completed or not) must include a statement in substantially the following form in any deed, conveyance or other instrument by which the dwelling is sold, transferred or mortgaged to any other person:

> The building on the premises hereby conveyed was built (converted) under Priorities Regulation 33 (Builder's Serial No. ——). Under that regulation a limit is placed on either the sales price or the rent for the premises or both and preferences are given to veterans of World War II or members of the Armed Forces in selling or renting. As long as that regulation remains in effect, any violation of these restrictions by the grantee or by any subsequent purchaser will subject him to the penalties provided by law. The above is inserted only to give notice of the provisions of Priorities Regulation 33 and neither the insertion of the above nor the regulation is intended to affect the validity of the interest hereby conveyed.

(2) If the placard described in paragraph (c) (1) is sent to the applicant, as long as this regulation remains in effect the builder and every subsequent owner, and their agents and brokers, must include a statement in substantially the following form in any advertisement printed or published in which accommodations built under Priorities Regulation 33 are offered for sale or for rent:

> This house (apartment) is being (was) built under the Veterans' Emergency Housing Program for sale (for rent) at or below $———— (insert maximum sales price or rent). It is offered for sale (for rent) only to veterans of World War II or members of the Armed Forces during construction and until 30 days after completion (for the next 30 days in the case of sale or rent after initial occupancy).

(j) *Transfer of ratings forbidden.* No person to whom an HH rating has been assigned shall transfer the rating to any other person (as distinguished from applying the rating to purchase orders) and any transfer attempted is void. If for any reason a builder wishes to abandon a project and another builder wishes to continue with the project, the new builder should apply to the appropriate FHA office, attaching to his application a letter from the former builder or the representatives of the former builder joining in the request for the assignment of ratings to the new builder.

(k) *Appeals.* Any person affected by this regulation or a direction to it who considers that compliance with its provisions would result in an exceptional and unreasonable hardship on him may appeal for relief. An appeal from any provision of this regulation except paragraph (d) should be filed with the appropriate local office of the Federal Housing Administration or other agency with which applications may be filed under this regulation, and the appeal shall be forwarded to the Washington office of that agency for consideration together with any recommendations made by the local office. An appeal from paragraph (d) of this regulation or a direction to this regulation, unless the direction expressly states otherwise, should be filed by letter in duplicate addressed to the Civilian Production Administration, Washington 25, D. C., Ref: Direction —— to PR-33.

(l) *Amendments and supplemental applications.* A builder may apply to the agency which approved his application for an amendment to it. If the amendment covers changes in the specifications of the proposed dwelling or dwellings or changes in the proposed sales price or rent (see paragraph (g) (6)), or a change in the construction schedule of a project involving several buildings, the request for an amendment may be made by letter in triplicate. If the request for an amendment is granted, the provisions of this regulation apply to the application as amended. If the request is for permission to use the rating for dwellings listed on the original application but not to be started within 90 days of issuance, the request should be filed on Form CPA-4387. If the request for an amendment requires additional buildings or dwelling units not included in the original application, a new application on CPA-4386 covering the new units should be filed.

(m) *Communications.* All communications about this regulation (except about paragraph (d), Schedule A or directions to the regulation) should be addressed to the appropriate State or District Office of the Federal Housing Administration or other appropriate agency indicated in paragraph (b) (2). Communications about paragraph (d), Schedule A or directions to the regulation should, unless specifically directed otherwise, be addressed to the Civilian Production Administration, Washington 25, D. C., or to the appropriate Civilian Production Administration Construction Field Office.

(n) *Violations.* Any person who wilfully violates any provision of this regulation or who, in connection with this regulation, wilfully conceals a material fact or furnishes false information to any Department or Agency of the United States is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining any further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(o) [Deleted Apr. 12, 1946.]

Issued this 12th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6199; Filed, Apr. 12, 1946; 11:24 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-926, Amdt. 2]

M. R. FLEISCHMAN CO.

Charles Fleischman and Dorothy V. Fleischman, a copartnership, d/b/a M. R. Fleischman Company, with principal place of business now at 62 First Street, San Francisco, California, engaged in the manufacture of women's wear, have appealed from the provisions of Suspension Order No. S-926. The Chief Compliance Commissioner has further reviewed the case and has directed that the suspension order be further amended by substituting the following paragraph (b) for the present paragraph (b):

In view of the foregoing: It is hereby ordered, that: § 1010.926 *Suspension Order No. S-926* be further amended by substituting the following paragraph (b) for the present paragraph (b):

(b) Charles Fleischman and Dorothy V. Fleischman, a co-partnership, d/b/a M. R. Fleischman Company, shall not receive any authorization from Civilian Production Administration to place orders bearing CC ratings for textiles during the first quarter of 1946, and they shall not place any orders bearing CC ratings for textiles during that period, except that they may place orders for the second quarter of 1946 on or after March 15, 1946, for not more than 70 percent of the yardage of the fabric that

they would normally have been authorized under directions 9 or 10 to receive on M-328B CC rated orders in the first quarter of 1946, until further authorization may be obtained from Civilian Production Administration. This authorization, which was prohibited by the terms of the suspension order, would have amounted to 31,736 yards of rayon body fabric for women's and misses' dresses and 11,358 yards of rayon body fabric for women's and misses' blouses. Any rated orders hitherto placed by respondents in excess of the quantities herein authorized shall be cancelled forthwith.

Issued this 11th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6155; Filed, Apr. 11, 1946; 4:22 p. m.]

Chapter XI—Office of Price Administration

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 535-1,[1] Amdt. 5]

INSULATION AND FELT CORDWOOD AND RELATED PRODUCTS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 535-1 is amended in the following respects:

1. In section 11 (f), Zone 387, Table 2 is amended to read as follows:

TABLE 2—ZONE 387

	Unpeeled price	Peeled price
Pine [1]	[2] $9.00	[4] $12.20
Pine	[3] 10.00	
Hardwoods	[4] 9.50	[4] 12.70

[1] The price for peeled pine applies only to wood produced in the State of Mississippi and in that portion of Louisiana east of the Mississippi River.
[2] Per cord f. o. b. cars.
[3] Per cord f. o. b. barge.
[4] Per cord f. o. b. cars or barge.

This amendment shall become effective April 17, 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6206; Filed, Apr. 12, 1946; 11:34 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[2] Amdt. 25]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respect:

In section 2 (a) (1), the following commodity is added in alphabetical order:

	From—	Termination date—
Berries, fresh. (This does not include cranberries.)	Apr. 12, 1946..	Indefinite.

This amendment shall become effective at 12:01 a. m., April 12, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

For the reasons stated in the Statement of Considerations accompanying the foregoing amendment, I approve the suspension of the commodities named.

CHESTER BOWLES,
Director,
Office of Economic Stabilization.

Approved: April 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6169; Filed, Apr. 11, 1946; 5:57 p. m.]

PART 1303—ZINC

[RPS 81,[1] Amdt. 5]

PRIMARY SLAB ZINC

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 81 is amended in the following respect:

1. Section 1303.59 (g) is amended to read as follows:

(g) *Special packing and loading charges.* The following additional charges may be added to the maximum base prices established by this regulation when any seller, at the request of the buyer, provides special packing and loading services in order to permit handling of slab zinc by mechanical equipment:

	Per ton (cents)
For slab zinc wired or strapped	30
For slab zinc wired or strapped on wooden pallets	50
For slab zinc wired or strapped on steel pallets	70

Such additional charges shall be stated separately on the seller's invoice.

This amendment shall become effective April 17, 1946.

Issued this 12th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6200; Filed, Apr. 12, 1946; 11:33 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 149, Amdt. 28]

MECHANICAL RUBBER GOODS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 149 is amended in the following respects:

1. Section 1315.21a (c) is amended to read as follows:

(c) A manufacturer's maximum price for any mechanical rubber goods which cannot be priced under paragraphs (a) or (b) of this section shall be a price determined by the manufacturer after specific authorization from the Office of Price Administration. A manufacturer who seeks an authorization under this paragraph (c) shall file an application with the Office of Price Administration. If the manufacturer's total sales in the calendar year 1944 exceeded $30,000, the application shall be filed with the Office of Price Administration, Washington, D. C. If the manufacturer's total sales during the calendar year 1944 did not exceed $30,000, the application shall be filed with the regional Office of the Office of Price Administration located in the same region that the manufacturer's business is located (or with a district office of the OPA duly authorized by the Regional Administrator to receive and act upon such applications). The application shall set forth (1) a description in detail of the mechanical rubber good for which a maximum price is sought (including the manufacturing process); (2) a statement of the facts which make it impossible for him to use the methods for determining a maximum price set forth in paragraphs (a) and (b) of this section; (3) the proposed pricing method; and (4) a statement of the reasons why he believes that the use of this method will result in prices which are consistent with the level of maximum prices established by this regulation. Such authorization will be given in the form of an order issued by the office of the Office of Price Administration with which the manufacturer is required to file his application and shall prescribe a specific maximum price for a particular commodity or a method of determining maximum prices for some or all of the mechanical rubber goods manufactured by the applicant which cannot be priced under paragraph (a) or (b) of this section.

Any regional administrator (or any district administrator authorized by the appropriate regional administrator) may act on applications required to be filed with the regional office (or the district office) by this paragraph and may issue orders establishing maximum prices for the mechanical rubber goods covered by an application properly filed with the appropriate office of the Office of Price Administration in accordance with this paragraph.

[1] 9 F.R. 5306; 10 F.R. 15958, 22625; 11 F.R. 1814.
[2] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3396.
[1] 7 F.R. 1356, 2000, 2182, 2997, 8948.

2. Paragraph (a) of § 1315.21b is amended to read as follows:

(a) *Applicability of this section.* This section is applicable to sales by wholesalers (as defined in paragraph (a) (10) of § 1315.31) of mechanical rubber goods except automotive parts and subassemblies listed in Appendix A of Maximum Price Regulation 453, packing, and gaskets.

3. A new paragraph, designated (e), is added to § 1315.21b, to read as follows:

(e) *Revocation of maximum prices for certain mechanical rubber goods established under this section prior to April 17, 1946.* The maximum prices for any mechanical rubber goods which was produced by a manufacturer who produces no rubber portion thereof and which were established under this section prior to April 17, 1946, are revoked, effective May 7, 1946, and shall be reestablished under § 1315.21a unless the manufacturer's maximum price was established by specific authorization signed by the Administrator, pursuant to § 1315.21b. Unless and until such specific authorization is revoked by the Administrator, the price established by such authorization shall be the manufacturer's maximum price.

4. A new section, designated § 1315.21d, is added, to read as follows:

§ 1315.21d *Revocation of certain manufacturers' maximum prices for covered rubber thread made from neoprene; how such manufacturers reestablish their maximum prices*—(a) *Maximum prices revoked.* All manufacturers' maximum prices for covered rubber thread, made in whole or in part of neoprene, that were established by using the prices for bare neoprene rubber thread that were in effect prior to August 6, 1945, are revoked, effective May 7, 1946.

(b) *Reestablishing maximum prices.* A manufacturer of a commodity, the maximum price of which has been revoked by paragraph (a), shall reestablish his maximum prices for the commodity in accordance with the applicable method provided in § 1315.21a for a commodity containing synthetic rubber and shall report his recomputed maximum prices, together with the data upon which it is based, to the Office of Price Administration. The maximum price for a commodity recomputed under this paragraph shall be effective upon the filing of this report with the Office of Price Administration and shall not be effective until such report is filed.

(c) *Revision of maximum prices.* The Office of Price Administration may at any time by order revise a maximum price established under this section so as to make it consistent with the general level of maximum prices established under the regulation.

5. The introductory paragraph of § 1315.28 (a) is amended to read as follows:

(a) Every manufacturer subject to the provisions of this regulation whose total sales during the calendar year 1944 exceeded $30,000, who has not already done so, shall file with the Office of Price Administration, Washington, D. C., and every manufacturer subject to the provisions of this regulation whose total sales during the calendar year 1944 did not exceed $30,000 shall file with the regional office of the Office of Price Administration located in the same region where the manufacturer's business is located:

6. Section 1315.28 (a) (1) (ii) is amended to read as follows:

(ii) Price determining methods and rates used in the determination of the gross margin in effect on October 1, 1941, for those articles the maximum prices of which are not established by this regulation by reference to a schedule or price list or some other regularly quoted price. If after December 7, 1942, the manufacturer produces any mechanical rubber goods, the gross margin for which is determined by methods and rates other than those he has already filed with the Office of Price Administration, he must file such methods and rates with the appropriate office of the Office of Price Administration prior to first offering such article for sale. However, if as of December 8, 1942, the maximum prices of all other mechanical rubber goods produced by the manufacturer are established by this regulation by reference to a schedule or price list or by some other regularly quoted prices, the manufacturer shall report that fact to the appropriate office of the Office of Price Administration on or before May 7, 1946.

7. Section 1315.28 (b) is amended to read as follows:

(b) This paragraph (b) is applicable to mechanical rubber goods the maximum price of which cannot be determined by reference to the price stated in the schedule or price list of the manufacturer in effect on the base date (October 1, 1941, for articles listed in Appendix A, and January 5, 1942, for articles listed in Appendix B) or by reference to a price regularly quoted in some other manner on the base date. If any mechanical rubber good be listed as a new standard list good, the manufacturer shall report to the office of the Office of Price Administration with which he filed the reports required by subparagraph (1) above, that the article is being so listed and, prior to offering such mechanical rubber good for sale, shall report a detail description thereof (including the size), the maximum price of each such article, the calculations used in determining the maximum price, the proposed selling price, and the terms of sale of each class of purchaser. The manufacturer may not accept payment for the commodity until 15 days have elapsed after the making of the report. Within this 15-day period, the price so reported shall be subject to the adjustment by the office of the Office of Price Administration with which he has filed his report. After they have been established, the maximum prices shall be subject to adjustment at any time by the written order of the Office of Price Administration but any such adjustment of established maximum prices shall not apply retroactively.

8. A new paragraph, designated (d), is added to § 1315.28, to read as follows:

(d) Any Regional Administrator (or district director authorized by his Regional Administrator) may act on reports required to be filed with the regional office under this section and may issue or revoke or revise orders establishing maximum prices in accordance with the terms of this section.

9. Section 1315.31 (a) (2) is amended to read as follows:

(2) "Manufacturer" means any person engaged in the production of mechanical rubber goods.

10. The introductory paragraph of § 1315.34 is amended to read as follows:

§ 1315.34 *Appendix A: Mechanical rubber goods whose maximum prices are established by paragraph (a) of § 1315.21a.* Paragraph (a) of § 1315.21a establishes the maximum prices (base date October 1, 1941) for any of the following kinds and types of mechanical rubber goods that are made in whole or in part of rubber provided that the goods are used primarily by industrial consumers.

11. The introductory paragraph of § 1315.35 is amended to read as follows:

§ 1315.35 *Appendix B: Mechanical rubber goods whose maximum prices are established by paragraph (b) of § 1315.21a.* Paragraph (b) of § 1315.21a establishes the maximum prices (base date, January 5, 1942) for any of the following types and kinds of mechanical rubber goods that are made in whole or in part of rubber and used primarily by industrial consumers:

12. Section 1315.36 Appendix C is amended by adding the following paragraph after the list of commodities listed in the section:

Commodities of the kinds and type that are listed in Appendix A, § 1315.34, and in Appendix B, § 1315.35, and that are used primarily by individual consumers rather than by industrial users, such as sink strainers and stoppers, soap dishes, plate scrapers, fly swatters, rubber toy balls, etc. are not covered by Maximum Price Regulation 149. Commodities such as hose (including garden hose), jar rings, automotive parts and friction tape, etc. that are used primarily by industrial users and also used by individual consumers are covered by and priced under this regulation.

This amendment shall become effective April 17, 1946.

NOTE: All reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 12th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6202; Filed, Apr. 12, 1946; 11:34 a. m.]

PART 1340—FUEL

[MPR 88, Amdt. 44]

KEROSENE, FUEL OIL AND RANGE OIL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith,

has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 88 is amended in the following respects:

1. Section 2.17 (a) is amended by changing the specific prices listed at Berwick, North Berwick, and South Berwick in Column 1 entitled "kerosene, No. 1 fuel oil and range oil on deliveries of 25 gallons or over" to read as follows:

Berwick	9.4
North Berwick	9.4
South Berwick	9.4

2. Section 2.19 (d) is added to read as follows:

(d) *Lawrence, Lowell, Massachusetts area.* In the Lawrence, Lowell, Massachusetts area comprising the following cities and townships in the State of Massachusetts; Andover, Chelmsford, Dracut, Lawrence, Lowell, Methuen, North Andover, Tyngsboro and Westford, maximum prices shall be as follows:

(1) *For kerosene, No. 1 fuel oil and range oil:*

	Per gal.
Tank wagon deliveries to consumers and resellers in quantities of 25 gallons or over	9.5
Tank wagon deliveries to consumers in quantities of less than 25 gallons	11.0
Nos. 2, 3 and 4 fuel oil	
Tank wagon deliveries to consumers in quantities of 100 gallons or over	8.0
For deliveries of less than 100 gallons	8.5

(3) Section 2.37 (a) (1) is amended by inserting in the price schedule opposite the town of Tiverton, the figure 6.3 in the Column headed "loaded into buyer's tank wagon."

This amendment shall become effective April 17, 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6201; Filed, Apr. 12, 1946; 11:34 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 591, Amdt. 3]

SPECIFIED MECHANICAL BUILDING EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 25 (b) VIII 1. of Maximum Price Regulation No. 591 is amended to read as follows:

1. Air conditioning units—self-contained over 1 horsepower and up to, but not including, 25 horsepower.

This amendment shall become effective April 17, 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6208; Filed, Apr. 12, 1946; 11:35 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[2d Rev. MPR 150, Amdt. 13]

FINISHED RICE AND RICE MILLING BY-PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Subparagraph (iv) to section 9 (a) (6) of Second Revised Maximum Price Regulation 150 is added to read as follows:

(iv) The maximum prices specified in subparagraph (i) and (ii), above, may be increased for heat-sealed, moisture-proof cellophane over-wrapping of twelve ounce or one pound cartons or containers at the rate of 30 cents per hundred cartons or containers. The charge for such over-wrapping must be shown as a separate item on all invoices of the sale.

This amendment shall become effective April 17, 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 4, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6203; Filed, Apr. 12, 1946; 11:34 a. m.]

PART 1367—FERTILIZERS

[RMPR 205, Amdt. 9]

FERTILIZER RAW MATERIALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new paragraph (d) is added at the end of section 2 of Revised Maximum Price Regulation 205 to read as follows:

(d) *Emergency relief orders.* Upon certification by the Secretary of Agriculture that there exists or threatens to exist a shortage of any fertilizer raw material within any area and that this shortage may be relieved by production or shipment of any fertilizer raw material under such unusual circumstances as to render it impossible to secure or unfair to require delivery at the maximum price which would otherwise be applicable, the Office of Price Administration may, upon application, except such sales from the appropriate provisions of the regulation and establish maximum prices therefor which will provide, in specific instances, for such production or shipment, requiring the seller to certify on the invoice the unusual circumstances under which the goods were produced or shipped and that the sale is in accord with the provisions of the applicable order.

Such application shall be filed with the Cereals, Feeds and Agricultural Chemicals Branch of the Office of Price Administration in Washington, D. C.

This amendment shall become effective April 17, 1946.

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6204; Filed, Apr. 12, 1946; 11:34 a. m.]

PART 1382—HARDWOOD LUMBER

[MPR 432,[1] Corr. to Amdt. 8]

NORTHERN HARDWOOD FLOORING

Amendment 8 to Maximum Price Regulation 432 is corrected as follows:

In Table 1—Hard Maple Flooring, Tongued and Grooved and End Matched—in Article IV, the word, Third, should be inserted in the column headed "Thickness, width and grade" in the line immediately below "Second and Better" so that the prices for the thickness and width, $^{25}/_{32}$ x 2¼" will read as follows:

TABLE 1—HARD MAPLE FLOORING, TONGUED AND GROOVED, AND END MATCHED

Thickness, width and grade	Lengths	Maximum price per M feet BM
$^{25}/_{32}$ x 2¼"		
First	2-16'	$114.50
	2-5½'	107.50
	7-21"	86.50
Second	1½-16'	108.50
	1½-5½'	102.50
	7-21"	78.50
Second and Better	1¼-16'	111.00
Third	1-16'	89.50
	2-16'	91.50
Third and Better	1-16'	104.50

This correction shall become effective April 17, 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6205; Filed, Apr. 12, 1946; 11:34 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14D,[2] Amdt. 9]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY THE GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TOBACCO PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Regulation 14D is amended in the following respect:

Section 7 is added to read as follows:

SEC. 7. *Little cigars*—(a) *Adjustment of manufacturers' maximum prices; Notification to purchasers.* (1) On and after April 17, 1946, a manufacturers' maximum list price for little cigars is increased by $1.00 per thousand little cigars.

[1] 9 F.R. 171, 4476, 5925, 7201, 11274, 13646; 10 F.R. 17858.

[2] 10 F.R. 1180, 5103, 7855, 7932, 8748, 11712, 11756, 13551; 11 F.R. 348.

(2) *Notification to purchasers.* On or before his first delivery of little cigars, the maximum list price of which has been adjusted in accordance with subparagraph (1) above, the manufacturer shall give each purchaser the following notice attached to or stated on the invoice covering such first delivery.

(Insert date)

The Office of Price Administration has authorized an increase in our maximum list price for our _____ (Describe little cigars by brand and container size) of $1.00 per thousand. The maximum prices of wholesalers and jobbers are increased by $1.00 per thousand cigars less their usual discounts and allowances. Retailers may add 1 cent per package of 10 little cigars to their maximum prices as previously established under the General Maximum Price Regulation. The Office of Price Administration requires you to keep this notice for examination.

(b) *Adjustment of wholesalers' maximum prices; notification to purchasers.* (1) Upon receipt of notification pursuant to sub-paragraph a (2) above, of the adjustment of his supplier's maximum list price allowed by paragraph a (1), above, a wholesaler's maximum price for little cigars shall be increased by $1.00 per thousand little cigars less his usual discounts and allowances. Such adjustment shall be applicable to floor stocks.

(2) On or before his first delivery of little cigars, the maximum price of which has been adjusted pursuant to sub-paragraph b (1) above, the wholesaler shall give the purchaser the following written notice:

(Insert date)

The Office of Price Administration has authorized a price increase of $ _____ per thousand little cigars in our maximum prices for _____ (identify little cigars by brand and container size) and an increase in the retail price of 1 cent per package of 10 little cigars. Retailers must maintain their customary price differentials allowed by them during March 1942 below the manufacturer's stated retail price, if any. The Office of Price Administration requires that you keep this notice for examination.

(c) *Retailers' maximum prices.* Upon receipt of notification, pursuant to paragraph (a) (2) or (b) (2) above, from his supplier, a retailer is authorized to add 1 cent per package of 10 little cigars to his maximum price, previously established under the General Maximum Price Regulation, for such package of 10 little cigars. Such adjustment shall be applicable to floor stocks. Retailers must maintain their customary differentials allowed by them during March 1942 below the manufacturers' stated retail price, if any.

(d) *Maintenance of customary differentials and allowances.* A seller's customary discounts and allowances shall not be less than those given by him in March 1942 on his sales of little cigars.

(e) *State and local taxes.* Maximum prices established by this section are exclusive of any increase of State and local taxes upon tobacco products which have been added since the General Maximum Price Regulation went into effect, or which may be added, or are caused by the increases in maximum prices allowed by this section. Sellers may add to these prices the amount of such taxes applicable to the item being priced and paid or payable by them to the taxing authorities or to a prior vendor.

(f) *Notice of sale.* Maximum prices shall be stated in terms of the same general units (like dozens, packages, etc.) in which the seller has customarily quoted prices for the product.

(g) *Geographical applicability.* Provisions of this section shall be applicable to the forty-eight States of the United States and the District of Columbia.

(h) *Definitions.* When used in this section the term: "Little cigars" means cigars weighing not more than three pounds per thousand cigars.

"List price" means the manufacturer's gross price before discounts and allowances.

This amendment shall become effective April 17, 1946.

Issued this 12th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6207; Filed, Apr. 12, 1946; 11:34 a. m.]

Chapter XXII—Retraining and Reemployment Administration

[Order 5]

INTER-AGENCY COMMITTEE ON DISPOSAL OF FEDERAL PROPERTY FOR EDUCATIONAL PURPOSES

ESTABLISHMENT OF COMMITTEE

1. *General statement.* The purpose of this order is to provide for the establishment of a Committe which will be representative of those Federal agencies directly concerned with the disposition of certain Government property suitable for educational purposes. It is considered necessary, if veterans and war workers are to receive maximum opportunities for training and retraining, that capacity for educational purposes be expanded and that facilities, equipment and materials suitable for training, which are not now required by Federal agencies, be made available for this purpose without delay.

2. *Organization of the Committee.* Pursuant to Title III of Section 302, War Mobilization and Reconversion Act of 1944 (Public Law 458, 78th Congress) a Committe to be known as the Inter-Agency Committe on Disposal of Federal Property for Educational Purposes is hereby established. This Committee will consist of a Secretary designated by the Administrator of the Retraining and Reemployment Administration and of representatives from each of the following agencies of the Federal Government:

Federal Security Agency
War Assets Administration
War Department
Navy Department

Representatives of the agencies named will qualify for membership on the Committe upon designation as such by the head of the respective agency and approval by the Administrator. One alternate may be named for each member, and, upon qualifying in like manner, these members may act in the place of his or her principal. The Administrator, or one designated by him for such purpose, will preside as Chairman of the Committee. The Committee will meet upon call of the Chairman.

3. *Function of the Committee.* The Committee will ascertain the needs and requirements of appropriate State agencies and non-profit educational institutions for training facilities, equipment and materials and will determine the availability of such facilities, equipment and materials through Federal agencies concerned with the disposition thereof. The Committee will also examine the authorities and procedures governing disposition of such facilities, equipment and materials, and will submit appropriate recommendations to the Administrator for accomplishment of the most expeditious disposition thereof to such agencies and institutions in accordance with their needs. In the performance of its duties, the Committee will consult with representatives of appropriate Federal and State agencies.

4. *Request for participation of Veterans' Administration.* By copy of this order, the Administrator of Veterans' Affairs is requested to designate a representative of the Veterans' Administration as a member of this Committee established by paragraph 2, above.

(Title III, sec. 302, 58 Stat. 788; 50 U.S.C. App. Supp. 1652)

G. B. ERSKINE,
Major General, U. S. M. C.,
Administrator.

APRIL 13, 1946.

[F. R. Doc. 46-6152; Filed, Apr. 11, 1946; 3:21 p. m.]

Chapter XXIII—War Assets Administration

[Reg. 2]

PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO GOVERNMENT AGENCIES AND STATE AND LOCAL GOVERNMENTS

Surplus Property Administration Regulation 2, November 16, 1945, as amended to January 31, 1946, entitled "Disposal of Surplus Personal Property to Government Agencies and State and Local Governments" (10 F.R. 14200, 11 F.R. 1357), is hereby further revised and amended as War Assets Administration Regulation 2. New matter is indicated by underscoring. Order 2, November 16, 1945 (10 F.R. 14202), Order 3, December 15, 1945, (10 F.R. 15217), Order 4, January 10, 1946 (11 F.R. 637), and Order 5, March 21, 1946 (11 F.R. 3301), under this part, shall continue in full force and effect.

Sec.

8302.1 Definitions.
8302.2 Scope.
8302.3 Applicability of regulations and directives of War Production Board, Civilian Production Administration, Office of Price Administration, and Secretary of Agriculture; and disposals which may be exempted from this part.
8302.4 Information about available property.

Sec.
8302.5 Reservations of surplus property for Government agencies and State and local governments.
8302.6 Transfers to Government agencies.
8302.7 Transfers of surplus standard administrative and maintenance property to the Treasury Department, and acquisition of such property by Government agencies.
8302.8 Disposals to State and local governments.
8302.9 Fair value.
8302.10 Right of Government agencies and State and local governments to acquire property in competition with others.
8302.11 Records and reports.
8302.12 Regulations by disposal agencies to be reported to the War Assets Administrator.

AUTHORITY: §§ 8302.1 to 8302.12, inclusive, issued under Surplus Property Act of 1944, 58 Stat. 765; 50 U.S.C. App. Sup. 1611 and under Pub. Law 181, 79th Cong., 1st Sess. (59 Stat. 533), and Executive Order 9689 (11 F.R. 1265).

§ 8302.1 *Definitions*—(a) *Terms defined in act.* Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this part have the meaning given to them in the act.

(b) *Other terms.* (1) "Government agency" means any executive department, independent establishment, board, bureau, commission, or other agency of the Federal Government, or any corporation wholly owned (either directly or through one or more corporations) by the United States.

(2) "Standard administrative and maintenance property" means all property from time to time listed in stock catalogues issued by the Procurement Division of the Treasury Department. These catalogues normally include, among other items, office supplies, furniture, and equipment, and maintenance operating supplies.

(3) "State and local governments" means any State, territory, or possession of the United States, the District of Columbia, and any political subdivision or instrumentality thereof.

§ 8302.2 *Scope.* This part shall apply only to disposals made by disposal agencies within the United States, its territories or possessions; *Provided*, That § 8302.7 shall apply only within the continental United States. This part shall not apply to any disposals of real property; nor to personal property appurtenant to, or severed from, or assigned for disposal in connection with, real property, and disposed of pursuant to Parts 8305,[1] 8310,[2] 8316,[3] or 8320.[4]

§ 8302.3 *Applicability of regulations and directives of War Production Board, Civilian Production Administration, Office of Price Administration, and Secretary of Agriculture; and disposals which may be exempted from this part*—(a) *Applicability of regulations and directives of War Production Board, Civilian Production Administration, Office of Price Administration, and Secretary of Agriculture.* All disposals hereunder shall be subject to applicable regulations and directives of the War Production Board, Civilian Production Administration, the Office of Price Administration, and the Secretary of Agriculture.

(b) *Disposals which may be exempted from this part.* Subject to the provisions of paragraph (a) of this section, disposal agencies may dispose of surplus property without regard for any provisions of this part:

(1) To supply the needs of the armed forces;

(2) When the property is of such nature or in such situation that its immediate disposal is necessary to prevent its deterioration, spoilage, or serious loss or damage, or when its disposal is necessary to relieve critical storage requirements;

(3) When upon application to the War Assets Administrator by a disposal agency, the Administrator shall find that it is impracticable or uneconomical to require the disposal of designated property according to the provisions of this part;

(4) When the nature or condition of any surplus property sold is such that it is not usable or safe for use by the consumer in its existing form without processing, reprocessing, reconditioning, or repackaging;

(5) When the cost (estimated if not known) of all substantially similar items of such property in the possession of the disposal agency at any one location at any one time does not exceed $300; or when the cost (estimated if not known) of any item or group of identical items, normally constituting a single entry on Form SPB–1, and in the possession of the disposal agency at any one location at any one time, does not exceed $100.

§ 8302.4 *Information about available property*—(a) *Availability of records of surplus property; Governmental requirements officers.* Disposal agencies shall establish procedures to insure that designated representatives or procurement officers of Government agencies and State and local governments shall have access to the information on the property records of the disposal agencies, and shall upon request from time to time inform such representatives or procurement officers about surplus property for which declarations have been received or are anticipated. Each disposal agency shall appoint in its central office and in each regional office thereof a government requirements officer or officers, whose duties shall include (1) transmitting to Government agencies and State and local governments information concerning surplus property which is or may become available for disposal; (2) assisting in programming sales or offerings in such a manner as to afford Government agencies and State and local governments an opportunity to purchase any and all kinds of property they desire; (3) ascertaining the probable needs for all kinds of property of Government agencies and State and local governments within the region served by each regional office to the end that the reservations established under § 8302.5 may be adequate to supply the probable needs of Government agencies and State and local governments within the region served by the office; (4) cooperating with such advisory committees as the Administrator may appoint; and (5) taking all other necessary or desirable steps to see that all requirements of this part are complied with. It shall be the responsibility of Government agencies, in order to avoid making purchases through commercial channels, continuously to consult such records and to determine whether their requirements for all items of property, except standard administrative and maintenance property subject to the provisions of § 8302.7, can be satisfied out of surplus property in the hands of the disposal agencies.

(b) *Notice of offering.* Disposal agencies shall adopt procedures which will allow Government agencies and State and local governments to receive notices of what surplus property is available or offered for sale within the area in which the offering is made. Government agencies and State and local governments shall have the right upon request to be put on mailing lists for notices in all cases where such lists are used to offer property for disposal, including mailing lists otherwise reserved to special classes of buyers, unless the disposal agency shall find that the giving of such notices to Government agencies and State and local governments shall for any particular type of property become impracticable, unduly expensive to the Government, or unreasonably burdensome on the facilities of the disposal agency. When public advertising is used as the method of offering, no other notice need be given to Government agencies and State and local governments.

§ 8302.5 *Reservations of surplus property for Government agencies and State and local governments.* (a) Each disposal agency, based upon experience and demonstrated demand, shall estimate the quantity of each item of surplus property which it is necessary to hold in reserve in order to provide an adequate supply thereof to satisfy the probable needs for such item of Government agencies and State and local governments. Such quantities shall be reviewed and adjusted periodically by the disposal agency in the light of the changing requirements of Government agencies and State and local governments and the areas in which such requirements exist. There need be no earmarking of specific property, but the quantities of surplus property so estimated shall be reserved for exclusive disposal to Government agencies and State and local governments, and any property in excess of such reserved quantities may be promptly disposed of to others.

(b) In order to assist the disposal agencies to reserve quantities of surplus property adequate to satisfy the needs of Government agencies, including the needs of Reconstruction Finance Corporation as successor to Smaller War Plants Corporation for resale to small business under section 18 (e) of the Surplus Property Act of 1944, Reconstruction Finance Corporation shall advise the disposal agencies from time to time of the quantities and kinds of surplus property which it needs or may need for such purposes, and the disposal agency shall thereupon take such steps as may be necessary to reserve an adequate supply with which to fill such needs. Purchases by Reconstruction Finance Corporation for resale to small business shall be subject to equitable allocation as provided in § 8302.6 (b). Prospective purchasers to whom Reconstruction Finance Corporation proposes to resell any surplus property shall have the right to inspect such property before it is purchased by Reconstruction Finance Corporation.

§ 8302.6 *Transfers to Government agencies.* (a) Subject to the provisions of § 8302.7, disposal agencies shall transfer to a Government agency on its order surplus property in quantities not smaller than the smallest lots consistent with commercial practice and at the fair value of such property as provided in § 8302.9. Disposal agencies shall make such transfer of surplus property to a Government agency without reimbursement or transfer of funds whenever a transfer on such terms by the owning agency by which such property was declared surplus would be authorized by law to be made to the agency desiring such property. The agency desiring property without reimbursement or transfer of funds shall pay all transportation charges, but not the cost of packing, and shall furnish when necessary a Government bill of lading bearing identification of the appropriation against which such transportation charges are to be charged. Government agencies may place orders with a disposal agency for surplus property at any time, and such orders shall be filled from any available surplus property. If no property is available or likely to be available, the disposal agency shall notify the claimant, and upon the dispatching of such notification the order shall lapse. Property already advertised for public competitive bids or for sale at auction or for immediate purchase at a fixed time and property specifically selected by a prospective purchaser shall not be considered available.

(b) Disposals to Government agencies under this section shall be accorded priority over disposals to all others. This priority shall extend to transfers to any Government agency when acquiring surplus property to be used for the contribution of the United States to the United Nations Relief and Rehabilitation Administration. Whenever two or more Government agencies shall claim the same item or items of surplus property, the disposal agency shall fill the orders in the sequence in which they have been received, or on such other equitable basis as the disposal agency may determine in any case when it has reason to believe that the quantity of any type of property available at any time will be insufficient to supply the needs of all interested Government agencies.

§ 8302.7 *Transfers of surplus standard administrative and maintenance property to the Treasury Department, and acquisition of such property by Government agencies.* (a) In order to facilitate the transfer of surplus property from one Government agency to other Government agencies for their use, the Treasury Department may acquire, or have earmarked for a reasonable period for its future acquisition, from the disposal agencies such quantities of surplus standard administrative and maintenance property as the Treasury Department shall estimate may be needed to satisfy the needs and requirements for such property of all Government agencies within the continental United States, other than the War Department, Navy Department, Veterans Administration, Commodity Credit Corporation, and each disposal agency for the types of property for which it is designated as such under Part 8301.[4] The periods for which such property may be earmarked shall be established by the disposal agency based upon the estimates of the Treasury Department and the requirements of such Government agencies pursuant to such estimates. Such Government agencies shall cooperate with the Treasury Department in compiling such estimates and shall provide the Treasury Department with such information concerning their requirements as it may need in order to promote the fullest utilization of surplus property.

(b) Disposal agencies shall transfer surplus standard administrative and maintenance property to the Treasury Department in accordance with the provisions of § 8302.6 and at the fair value of the property less an amount which reflects the estimated expenses to be incurred by the Treasury Department in making distribution to Government agencies, and the Treasury Department shall promptly upon such transfer take possession and assume responsibility for the care, handling, and disposition of such property.

(c) It shall be the responsibility of all such Government agencies, in order to avoid making purchases of such property through commercial channels when such property is available from surplus, continuously to consult the stock catalogues issued by the Procurement Division of the Treasury Department.

(d) Except in cases where transfers may be made without reimbursement or transfer of funds, no Government agency other than the War Department, Navy Department, Veterans' Administration, Commodity Credit Corporation, and each disposal agency for the types of property for which it is designated as such under Part 8301, shall within the continental United States acquire by direct transfer from a disposal agency any surplus standard administrative or maintenance property which is offered for disposal by the Treasury Department and immediately available for acquisition by such Government agency, *Provided*, That, Reconstruction Finance Corporation, as successor to Smaller War Plants Corporation, shall be entitled to acquire any such property from a disposal agency for resale in accordance with the Surplus Property Act of 1944 and applicable regulations of the War Assets Administrator.

§ 8302.8 *Disposals to State and local governments.* (a) Disposal agencies shall dispose of surplus property to State and local governments in quantities not smaller than the smallest lots consistent with commercial practice and at the fair value of such property as provided in § 8302.9. State and local governments may place orders with a disposal agency at any time and such orders shall be filled from any available surplus property. If no property is available or likely to be available, the disposal agency shall notify the claimant, and upon the dispatching of such notification the order shall lapse. Property already advertised for public competitive bids or for sale at auction or for immediate purchase at a fixed time and property specifically selected by a prospective purchaser shall not be considered available.

(b) Disposals to State and local governments shall have priority over disposals to all others except Government agencies under § 8302.6. Whenever two or more State and local governments shall claim the same item or items of surplus property, the disposal agency shall fill the orders in the sequence in which they have been received, or on such other equitable basis as the disposal agency may determine in any case when it has reason to believe that the quantity of any type of property available at any time will be insufficient to supply the needs of all interested State or local governments.

(c) The disposal agencies shall adopt procedures designed to distribute surplus property equitably to State and local governments throughout the country.

(d) No surplus property disposed of under this section shall be resold or otherwise transferred by the purchaser thereof within one (1) year of the date of purchase without the consent in writing of the disposal agency. At the request of a disposal agency, any State or local government shall submit a certificate made by a responsible officer setting forth that the property is sought for the use of a State or local government as defined in § 8302.1 (b) (3).

§ 8302.9 *Fair value.* Disposal agencies shall fix the fair value at which property disposed of under §§ 8302.5, 8302.6, and 8302.8 shall be acquired by Government agencies and State and local governments. Such fair value shall not be greater than the lowest price which is offered to any trade level at the time of acquisition by the Government agency or State or local government.

§ 8302.10 *Right of Government agencies and State and local governments to acquire property in competition with others.* In addition to acquiring property under §§ 8302.5, 8302.6, and 8302.8, Gov-

[1] SPA Reg. 5 (11 F.R. 2644, 3301).
[2] SPA Rev. Reg. 10 (11 F.R. 949, 2713, 3302).
[3] SPA Reg. 16 (10 F.R. 14204, 14628, 14866; 11 F.R. 2603).
[4] SPA Reg. 20 (11 F.R. 182, 561, 3302)

[4] SPA Reg. 4 (10 F.R. 14064; 11 F.R. 2602, 8035).

ernment agencies and State and local governments shall be entitled to submit offers whenever surplus property is otherwise offered for sale, without regard for the location of the property, but shall not be entitled to priority and shall acquire such property on the same terms and conditions as others.

§ 8302.11 *Records and reports.* Owning and disposal agencies shall prepare and maintain such records as will show full compliance with the provisions of this part and with the applicable provisions of the act. Reports shall be prepared and filed with the War Assets Administrator in such manner as may be specified by orders issued under this part subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

§ 8302.12 *Regulations by disposal agencies to be reported to the War Assets Administrator.* Each disposal agency shall file with the War Assets Administrator copies of all regulations, orders, and instructions of general applicability which it may issue in furtherance of the provisions, or any of them, of this part.

This revision of this part shall become effective April 11, 1946.

E. B. GREGORY,
Administrator.

APRIL 5, 1946.

[F. R. Doc. 46-6227; Filed, Apr. 12, 1946; 11:51 a. m.]

[SPA Rev. Reg. 5, Amdt. 2]

PART 8305—SURPLUS NONINDUSTRIAL REAL PROPERTY

Surplus Property Administration Revised Regulation 5, March 6, 1946, entitled "Surplus Nonindustrial Real Property", as amended through March 23, 1946 (11 F.R. 2644, 3301), is hereby further amended in the following respects:

1. The first sentence of § 8305.3 is amended to read:

Scope. This part applies to surplus real property located within the continental United States, its territories and possessions, and to any personal property appurtenant thereto or severed therefrom, or assigned for disposal in connection therewith; but does not include industrial, transportation, or marine industrial real property, or airport property.

2. Section 8305.12 (f) is amended by adding a new subparagraph to be designated (6) reading as follows:

(6) *Water rights.* Water rights in connection with real property subject to irrigation shall ordinarily be disposed of with the real property to which they relate, whether such rights are evidenced by stock certificates in irrigation projects or otherwise, and shall be disposed of subject to the provisions of this part.

In order to meet the objectives of the act to discourage disposals for speculative purposes, it shall be the policy of the Administrator to dispose of such rights to the owners of the real property who may be entitled to the benefits thereof, rather than to persons who are not owners, and in quantities proportionate to the amount of property owned by such persons.

Former owners shall be entitled to a priority for any such rights acquired from them in connection with real property which they sold to the Government where such former owners are entitled to and claim priority as to such property.

Except as to former owners who are governed by the provisions of § 8305.12 (h) (2) as to price, the price to be charged for such water rights shall be the fair value thereof.

3. Section 8305.12 (n) is amended by the addition of a new subparagraph to be designated (3) which shall read as follows:

(3) Any structures, whether on Government-owned or non-Government-owned land, which are disposed of intact and separately from the land shall be disposed of under and subject to the provisions of this part, as though such structures were real property. Where such structures are demolished and the Government retains the residue materials, such materials shall be disposed of under other applicable regulations.

This amendment shall become effective April 10, 1946.

E. B. GREGORY,
Administrator.

APRIL 10, 1946.

[F. R. Doc. 46-6228; Filed, Apr. 12, 1946; 11:51 a. m.]

[SPA Reg. 14, Amdt. 2]

PART 8314—DISPOSAL TO NONPROFIT INSTITUTIONS AND DISCOUNTS FOR EDUCATIONAL OR PUBLIC-HEALTH INSTITUTIONS OR INSTRUMENTALITIES

Surplus Property Administration Regulation 14, November 6, 1945, entitled, "Disposal to Nonprofit Institutions and Discounts for Educational or Public-Health Institutions or Instrumentalities", as amended through March 8, 1946 (10 F.R. 14028, 11 F.R. 2714), is hereby further amended in the following respects:

1. The first 2 sentences of § 8314.2 are amended to read as follows:

This part shall apply only to disposals of surplus personal property made by disposal agencies within the continental United States, its territories and possessions. It shall not apply to any disposals of real property; nor to personal property appurtenant to, or severed from, or assigned for disposal in connection with, real property, and disposed of under Parts 8305,[1] 8310,[2] 8316,[3] or 8320 [4]; nor to aeronautical property subject to the provisions of part 8304 [5].

2. Section 8314.10 is amended to read as follows:

§ 8314.10 *Certificate of need and use.* Each application to Federal Security Agency by or for a nonprofit institution or by an instrumentality eligible for the benefits of this part shall bear a certificate by a responsible officer thereof that the property sought by the applicant is required for its own use to fill an existing need of the applicant and that it will not be resold to others within one (1) year of the date of purchase without the consent in writing of the disposal agency.

This amendment shall become effective April 11, 1946.

E. B. GREGORY,
Administrator.

APRIL 5, 1946.

[F. R. Doc. 46-6230; Filed, Apr. 12, 1946; 11:51 a. m.]

[1] SPA Reg. 5 (11 F.R. 2644, 3301).
[2] SPA Rev. Reg. 10 (11 F.R. 949, 2713, 3302).
[3] SPA Reg. 16 (10 F.R. 14204, 14628, 14866; 11 F.R. 2603).
[4] SPA Reg. 20 (11 F.R. 182, 561, 3302).
[5] SPA Reg. 4 (11 F.R. 179, 3691).

[SPA Reg. 7, Amdt. 1]

PART 8307—PREFERENCES FOR VETERANS

Surplus Property Administration Regulation 7, October 10, 1945, entitled, "Preferences for Veterans" (10 F.R. 12849), is hereby amended by changing § 8307.2 to read as follows:

§ 8307.2 *Scope.* This part shall apply to disposals to veterans of surplus property located in the continental United States, its territories and possessions. It shall not apply to any disposals of real property; nor to personal property appurtenant to or severed from, or assigned for disposal in connection with, real property, and disposed of under Parts 8305,[1] 8310,[2] 8316,[3] or 8320.[4]

This amendment shall become effective April 11, 1946.

E. B. GREGORY,
Administrator.

APRIL 5, 1946.

[F. R. Doc. 46-6229; Filed, Apr. 12, 1946; 11:51 a. m.]

[1] SPA Reg. 5 (11 F.R. 2644, 3301).
[2] SPA Rev. Reg. 10 (11 F.R. 949, 2713, 3302).
[3] SPA Reg. 16 (10 F.R. 14204, 14628, 14866; 11 F.R. 2603).
[4] SPA Reg. 20 (11 F.R. 182, 561, 3302).

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

[No. 1]

KENDRICK IRRIGATION PROJECT, WYOMING

NOTICE OF TEMPORARY WATER SERVICE

MARCH 27, 1946.

1. *Water rental.* Irrigation water will be furnished, when available, upon a rental basis under approved applications for temporary water service during the irrigation season of 1946 (May 1 to September 30, inclusive), where the progress of construction will permit, to the irrigable lands in the first unit of the Casper-Alcova Irrigation District described below:

BLACK HILLS MERIDIAN

T. 33 N., R. 80 W.,
Sec. 1, N½N½.
T. 34 N., R. 80 W.,
Sec. 26, SW¼;
Sec. 27;
Sec. 28, S½;
Secs. 32, 33, and 34;
Sec. 35, W½ and SE¼;
Sec. 36, SW¼.
T. 33 N., R. 81 W.,
Sec. 19;
Sec. 20;
Sec. 21, W½W½, SW¼, and SE¼NE¼;
Sec. 27, NW¼;
Sec. 28, NE¼;
Sec. 29, N½N½.
T. 34 N., R. 81 W.,
Secs. 1 and 2;
Sec. 10, N½;
Sec. 11, N½;
Sec. 23, SE¼;
Sec. 25, NW¼;
Sec. 26, NE¼.
T. 30 N., R. 82 W.,
Sec. 3, N½ and SW¼;
Sec. 4;
Sec. 5, E½;
Sec. 9, N½ and N½S½;
Sec. 10, NW¼.
T. 31 N., R. 82 W., sec. 33, E½E½.

2. *Charges and terms of payment.* The minimum water rental charge shall be $1.00 per irrigable acre for each irrigable acre of land for which water service is requested, payment of which will entitle the applicant to 1½ acre-feet of water per irrigable acre. Additional water, if available, will be furnished during the irrigation season at the rate of $1.00 per acre-foot. All charges shall be payable in advance of the delivery of water, and no part thereof shall be refunded.

3. Water will be delivered and measured by Government forces at the nearest available measuring device to the individual farm.

4. No water will be delivered to isolated tracts where such service would result in excessive canal losses or excessive costs.

5. Water will be delivered only to lands the owners of which have executed and delivered recordable contracts as required by articles 38 and 39 of the contract of August 3, 1935, between the United States and the Casper-Alcova Irrigation District.

6. Individual applications for water and the payments required by this notice will be received at the office of the Construction Engineer, Bureau of Reclamation, Casper, Wyoming. The United States reserves the right to reject any application.

(Act of June 17, 1902, 32 Stat. 388, as amended or supplemented)

MICHAEL W. STRAUS,
Commissioner.

[F. R. Doc. 46-6170; Filed, Apr. 12, 1946; 9:31 a. m.]

Office of the Secretary.

[Order 2177]

ELECTRIC ENERGY GENERATED AT RESERVOIR PROJECTS IN THE MISSOURI RIVER BASIN UNDER THE CONTROL OF THE WAR DEPARTMENT

DISPOSITION BY BUREAU OF RECLAMATION

MARCH 29, 1946.

I. The Bureau of Reclamation (hereinafter called the "Bureau") is hereby designated the marketing agent for the electric energy, directed by the act of December 22, 1944 (58 Stat. 887), to be marketed by the Secretary of the Interior, that is generated at all reservoir projects in the Missouri River Basin under the control of the War Department.

II. Subject to all applicable statutes, Executive orders and orders of the Secretary, and within the limits of appropriations that may be available therefor:

1. The Bureau shall sell and dispose of all electric energy for which it is hereby made the marketing agent in such manner as to encourage the most widespread use thereof at the lowest possible rates to consumers consistent with sound business principles, giving preference in sales to public bodies and cooperatives. To the extent and in the manner that in its judgment may be necessary or appropriate for such effective marketing of the energy available to it, the Bureau shall (a) interconnect and arrange for the integrated operation of the electric facilities of all projects for which it is the marketing agent; and (b) interconnect such projects with other electric power systems and interchange electric energy with and purchase and sell electric energy from and to such systems. The Bureau may exercise the powers and functions vested in the Secretary by section 5 of the act of December 22, 1944 (58 Stat. 887), including the construction or acquisition by purchase or other agreement, and operation of transmission lines and other electrical facilities, and may employ such personnel and take such other action as may be necessary or appropriate to carry out the provisions of this order.

2. The Bureau may make such surveys, investigations, studies, and informational reports and may undertake, cooperate in, or participate in such engineering, research and demonstrational work as it may determine to be useful and appropriate to aid the development of markets for the disposition of electric energy for which it is hereby made the marketing agent, the widespread distribution and abundant utilization of such energy for industrial, domestic, agricultural, and other purposes. So far as practicable, the Bureau shall consult and cooperate with the Federal agencies, including agencies within the Department of the Interior, having an interest in the economic development of the area, and with the states and public and cooperative agencies therein, in the collecting and dissemination of information and data, the development of plans and the research and demonstrational work contemplated by this order.

3. To provide the widest possible use of and reasonable outlets for electric energy marketed by the Bureau and the purchase thereof by the ultimate consumer at the lowest possible rates consistent with sound business principles, and to prevent the monopolization of such energy by limited groups, the Bureau, to the extent and in the manner that in its judgment may be required, shall advise and assist public bodies and cooperatives who are purchasers or potential purchasers of electric energy from the Bureau in acquiring, operating, and maintaining distribution systems, or any portion or portions thereof, and related electric facilities and equipment.

4. The Bureau shall dispose of electric energy under contracts or agreements which contain such terms and conditions, including resale rate provisions, as in the judgment of the Bureau may be desirable and appropriate to effectuate the marketing policies established by the Congress and expressed in this order. Provision shall be made in contracts with privately owned utilities engaged in the sale of electric energy to the general public to preserve and effectuate the preferential position of public bodies and cooperatives which may exist or thereafter be organized and which may desire to become purchasers of electric energy.

III. The Bureau shall include operations under the provisions of this order in its monthly reports to the Division of Power and in addition shall submit promptly to the Secretary through the Division of Power an annual consolidated report of power operations, covering all projects for which the Bureau is the marketing agent under the provisions of this order, that show income and expenses, allocation of fixed capital investments, and related financial and statistical information connected with the transmission, purchase and sale of electric power and energy by the Bureau under the provisions of this order.

IV. The Bureau shall work out such arrangements with the Corps of Engineers, including the Division and District offices, as may be necessary or desirable to enable the Bureau to perform its functions and duties hereunder, including arrangements for the exchange of financial information and data, and arrangements for the scheduling and delivery to the Bureau of electric power and energy for which it is hereby made the marketing agent.

V. For the coordination and integration of the programs, projects, and activities of the agencies in the Department having an interest in the development of the resources of the area, and for the elimination of waste and duplication of effort, the Bureau shall advise such other agencies of the nature, scope, and progress of its activities hereunder that may concern or affect the activities of such other agencies, and shall make available to them such data and information in relation thereto as may be useful in the performance of their duties. All agencies within the Department, including field offices thereof, shall cooperate in like fashion with the Bureau.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46-6171; Filed, Apr. 12, 1946; 9:31 a. m.]

DEPARTMENT OF AGRICULTURE.

Rural Electrification Administration.

[Administrative Order 1034]

ALLOCATION OF FUNDS FOR LOANS

APRIL 1, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for

may be entitled to the benefits thereof,

[1] SPA Reg. 4 (11 F.R. 179, 3691).

[2] SPA Reg. 20 (11 F.R. 182, 561, 3302).

loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Alabama 22L Butler	$675,000
Illinois 18Y Pike	292,000
Texas 7K Bell	20,000
Texas 113C Dickens	63,000
Virginia 39H Northampton	50,000
Washington 9H San Juan	196,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-6153; Filed, Apr. 11, 1946; 3:55 p. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7471]

W. J. MARSHALL

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re: Application of W. J. Marshall, Cleveland, Ohio, for construction permit; Docket No. 7471, File No. B2-P-4497.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1946;

The Commission having under consideration the above application of W. J. Marshall, for a permit to construct a new standard broadcast station at Cleveland, Ohio;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application of P. C. Wilson, Canton, Ohio (File No. B2-P-4117, Docket No. 6915), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would cause objectionable interference with the service proposed in the pending application of P. C. Wilson, Canton, Ohio (File No. B2-P-4117, Docket No. 6915), and/or with any other pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services rendered by any existing broadcast station and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding, should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6190; Filed, Apr. 12, 1946; 10:55 a. m.]

MERCED BROADCASTING CO. (STATION KYOS)[1]

PUBLIC NOTICE CONCERNING PROPOSED TRANSFER OF CONTROL

The Commission hereby gives notice that on March 25, 1946, there was filed with it an application (B5-TC-482) for its consent under section 310 (b) of the Communications Act (47 USCA 310) to the proposed transfer of control of Merced Broadcasting Company (licensee of standard broadcast station KYOS, Merced, California) from Marjory McClung, executrix of the estate of Ray McClung, deceased, to Hugh McClung, Post Office Box 717, Merced, California. The proposed transfer of control of the above license is based upon an agreement, entered into between Marjory McClung, executrix, and Hugh McClung, proposed transferee, which has been approved by order of February 4, 1946 of the Superior Court of the State of California for Merced County. Under the terms of this agreement, the executrix, Marjory McClung, proposes to sell to Hugh McClung 8,000 shares of the capital stock of licensee for a total consideration of $51,000; of this amount, $14,000 in cash has been paid upon execution of the agreement and the balance of $37,000 is to be payable in monthly installments of not less than $500 beginning February 15, 1946, with interest therefrom at 5% per annum. The $37,000 is to be evidenced by purchaser's note and secured by pledge of the 8,000 shares of stock.

The sale of said shares by the executrix to Hugh McClung is contingent upon the sale of 50 shares of stock of the Golden Empire Broadcasting Company (which is the licensee of Stations KHSL in Chico, California, and KVCV in Redding, California) by the executrix to Mrs. Mickey McClung for a consideration of $51,000 of which not less than 25% shall be paid in cash at the time of sale; the balance, due upon said proposed sale, is also to be evidenced by purchaser's note and secured by the stock sold. Neither sale is to be made or consummated without the other. Further details as to the arrangements between the parties or pertaining to the application may be determined from an examination of the application and associated papers on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider proposed new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the WLW decision, and supplement their applications so as to come within the framework of the announced procedure including the provision for public notice. Pursuant thereto, the Commission was advised on March 25, 1946, that notice of the filing of the application has been inserted in a Merced, California newspaper of general circulation.

In accordance with the procedure proposed in the WLW decision and that announced in the Commission's release, no action will be had upon the KYOS application for a period of 60 days from March 25, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6191; Filed, Apr. 12, 1946; 10:55 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5971]

U. S. DEPARTMENT OF INTERIOR, SOUTHWESTERN POWER ADMINISTRATION

NOTICE OF REQUEST FOR APPROVAL OF RATES AND CHARGES FOR SALE OF POWER BY SOUTHWESTERN POWER ADMINISTRATION

APRIL 9, 1946.

Notice is hereby given that pursuant to the provisions of the Flood Control Act (58 Stat. 890) the Secretary of Interior filed with the Federal Power Commission, for approval, two schedules of rates and charges for the sale, by the Southwestern Power Administration, of electric energy generated at projects under the control of the War Department located in all or part of the following states: Arkansas, Oklahoma, Texas, Louisiana, Missouri and Kansas.

The two schedules of rates and charges submitted for confirmation and approval are:

Rate Schedule A—Wholesale Rate for Firm Power Service. This rate schedule is available to any customer, and includes a monthly demand charge of $1.35 per kilowatt of billing demand, which payment includes the use of 200 kilowatt-hours per kilowatt, and an energy charge of 4 mills per kilowatt-hour for all additional kilowatt-hours.

[1] Section 1.364, Part 1, Rules of Practice and Procedure.

Rate Schedule B—Optional Wholesale Rate for Sale of Firm Power to Customers Purchasing 75% or more of Their Entire Power Requirements from the Administrator. The rate schedule includes a monthly demand charge of $1.75 per kilowatt of billing demand, which payment includes the use of 300 kilowatt-hours per kilowatt, and an energy charge of 1.75 mills per kilowatt-hour for all additional kilowatt-hours, with a 15% discount to be allowed where service is taken and metered directly from an existing transmission line of 110 kilovolts or higher.

Any person desiring to make representations with respect to the above schedules should, on or before April 25, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6151; Filed, Apr. 11, 1946; 1:33 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order P17]

ASAICHI KAGAWA

In re: Real property owned by Asaichi Kagawa.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Asaichi Kagawa, a subject of Japan, whose present whereabouts are unknown and who is believed to be a resident of Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: Real property situated in Tondo District, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A; TECHNICAL DESCRIPTION

a. *Boundary Lot No. 1.* A parcel of land (Boundary lot No. 1 of Psd-763, G. L. R. O. Cad. Record No. 267), situated in the District of Tondo, City of Manila. Bounded on the N., by lot No. 11, block No. 2857, lot No. 2, block No. 2858 vs. City of Manila and lot No. 6, block No. 2858; on the NE., by lot No. 10, block No. 2858 and Calle Narra; on the SE., by Calle Narra and lot No. 12, block No. 2858; on the S., by lot No. 4, block No. 2858, lot No. 2, block No. 2857 vs. City of Manila and lot No. 3, block No. 2857; and on the SW., by lots Nos. 3, 6 and 9, block No. 2857. Beginning at a point marked "1" on plan, being N. 1 deg. 21' E., 466.73 m. from F. Jyd. No. 582 and S. 57 deg. 25' W., 310.77 m. from B. L. L. M. No. 52:

Thence N. 89 deg. 54" W., 17.33 m. to point "2";
Thence N. 89 deg. 54' W., 16.95 m. to point "3";
Thence N. 25 deg. 26' W., 40.98 m. to point "4";
Thence N. 18 deg. 46' W., 16.10 m. to point "5";
Thence N. 5 deg. 41' W., 14.23 m. to point "6";
Thence S. 81 deg. 14' E., 49.49 m. to point "7";
Thence S. 81 deg. 14' E., 18.01 m. to point "8";
Thence S. 81 deg. 14' E., 72.44 m. to point "9";
Thence S. 16 deg. 32' E., 18.72 m. to point "10";
Thence S. 16 deg. 32' E., 12.89 m. to point "11";
Thence S. 61 deg. 15' W., 3.87 m. to point "12";
Thence S. 37 deg. 27' W., 4.26 m. to point "13";
Thence S. 37 deg. 27' W., 0.43 m. to point "14";
Thence S. 25 deg. 57' W., 14.17 m. to point "15";
Thence S. 35 deg. 13' W., 13.89 m. to point "16";
Thence N. 74 deg. 51' W., 43.45 m. to point "17";
Thence N. 82 deg. 31' W., 25.85 m. to the point of beginning; containing an area of seven thousand seven hundred fifty-one and seven-tenth (7,751.7) square meters; 11 points referred to are indicated on the plan; and on the ground; points "1", "3", "6", "10", "11", and "14" are marked by P. L. S. concrete monuments; points "2", "4", "5", "7", "8", "9", "15", "16", "17" and "18", by P. L. S./B. L. concrete monuments; point "12", by stake; and point "13", by intersection; bearings true; declination variable; date of original survey, August 29 to September 26, 1918; and that of the subdivision survey, March , 1925.

b. Boundary Lot No. 2. A parcel of land (Boundary lot No. 2 of Psd-763, G. L. R. O. Cad. Record No. 267), situated in the District of Tondo, City of Manila. Bounded on the N., by lot No. 5, block No. 2864, lot No. 1, block No. 2872 vs. City of Manila and lot No. 8, block No. 2865; on the E., by lot No. 4, block No. 2865 and lot No. 5, block No. 2865; on the SE., by lot No. 7, block No. 2865 vs. City of Manila (Calle Narra) and lot No. 6, block No. 2865; on the S., by lot No. 10, block No. 2858, lot No. 6, block No. 2858, lot No. 2, block No. 2858 vs. City of Manila and lot No. 11, block No. 2857; and on the W., by lot No. 9, block No. 2857, lot No. 8, block No. 2857 vs. City of Manila, lot No. 2, block No. 2864, lot No. 5, block No. 2864 and lot No. 5, block No. 2864. Beginning at a point marked "1" on plan, being N. 2 deg. 21' E., 547.04 m. from F. Hyd. No. 582 and S. 70 deg. 46' W., 265.28 m. from B. L. L. M. No. 52:

Thence N. 77 deg. 11' W., 18.09 m. to point "2";
Thence N. 77 deg. 11' W., 53.47 m. to point "3";
Thence N. 7 deg. 23' E., 5.23 m. to point "4";
Thence N. 7 deg. 23' E., 18.01 m. to point "5";
Thence N. 7 deg. 23' E., 31.82 m. to point "6";
Thence N. 4 deg. 07' E., 29.51 m. to point "7";
Thence S. 75 deg. 36' E., 23.53 m. to point "8";
Thence N. 12 deg. 45' E., 19.08 m. to point "9";
Thence N. 12 deg. 53' E., 33.26 m. to point "10";
Thence S. 89 deg. 18' E., 27.09 m. to point "11";
Thence S. 89 deg. 18' E., 18.22 m. to point "12";
Thence S. 89 deg. 18' E., 34.74 m. to point "13";
Thence S. 89 deg. 18' E., 62.66 m. to point "14";
Thence S. 17 deg. 01' E., 8.11 m. to point "15";
Thence N. 82 deg. 31' W., 2.15 m. to point "16";
Thence S. 7 deg. 31' W., 30.23 m. to point "17";
Thence S. 52 deg. 39' W., 7.47 m. to point "18";
Thence S. 41 deg. 42' W., 22.88 m. to point "19";
Thence S. 39 deg. 04' W., 17.72 m. to point "20";
Thence S. 7 deg. 08' W., 16.28 m. to point "21";
Thence S. 4 deg. 55' W., 34.19 m. to point "22";
Thence S. 4 deg. 55' W., 10.32 m. to point "23";
Thence S. 17 deg. 36' W., 7.84 m. to point "24";

Thence S 82 deg. 30' E., 8.54 m. to point "25";

Thence S. 7 deg. 31' W., 19.63 m. to point "26";

Thence N. 74 deg. 35' W., 11.84 m. to point "27";

Thence N. 87 deg. 46' W., 1.54 m. to point "28";

Thence N. 77 deg. 11' W., 67.09 m. to the point of beginning; containing an area of twenty-one thousand two hundred seventy-four and two-tenths (21,274.2) square meters; all points referred to are indicated on the plan; and on the ground; points "1", "2", "3", "4", "8", "9", "11", "12", "18", "24", and "26" are marked by P. L. S./B. L. concrete monuments; point "5", by spike on Sampaloc tree; points "6", "7" and "10", by stone monuments; points "13" and "16", by C. S. M.; points "14", "15", "17", "19", "21", "22", "23" and "25", by P. L. S. concrete monuments; points "20" and "27", by adobe stone monuments; and point "28", by stake; bearings true; declination variable; date of the original survey, August 29 to September 26, 1918, and that of the subdivision survey, March , 1925.

Prepared: November 20, 1945.

JOSE ISLA,
Private land surveyor.

[F. R. Doc. 46-6102; Filed, Apr. 11, 1946; 10:43 a. m.]

[Vesting Order 6056]

MARTHA LEGEL

In re: Estate of Martha Legel, deceased; File No. D-28-9311; E. T. sec. 12310.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Richter, or her children namely; Gerhard Richter, Lotte Richter and Ruth Rohde; Helene Heimbruch, or her children namely: Guenther Heimbruch and Werner Heimbruch; Helene Legel, Odo Legel and Robert Legel, or his children namely: Ruth Legel and Heinz Legel, and each of them, in and to the Estate of Martha Legel, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Anna Richter, or her children namely: Gerhard Richter, Lotte Richter and Ruth Rohde, Germany.

Helene Heimbruch, or her children namely: Guenther Heimbruch and Werner Heimbruch, Germany.

Helene Legel, Germany.

Odo Legel, Germany.

Robert Legel, or his children namely: Ruth Legel and Heinz Legel, Germany.

That such property is in the process of administration by County Treasurer of Monroe County, New York, as Depositary acting under the judicial supervision of the Surrogate's Court, Monroe County, State of New York;

And determining that, to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6088; Filed, Apr. 11, 1946; 10:43 a. m.]

[Vesting Order 6076]

MARY LOUISE WOSECZEK GAULT ET AL.

In re: Mary Louise Woseczek Gault vs. Sophia Fritz Tschischkale, et al. File D-66-1918; E. T. sec. 11077.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Sophie Fritz-Tschischkale, Karoline Fritz-Schoula, Karl Woseczek, Rudolph Woseczek, also known as Rudolf Woseczek, Adolf Werner, also known as Adolf Woseczek, August Woseczek, Max Woseczek, Paula Woseczek and Ernst Woseczek, and each of them, in and to the proceeds from the real property sold pursuant to court order in a partition suit entitled "Mary Louise Woseczek Gault vs. Sophia Fritz Tschischkale, et al." in the Court of Common Pleas of Hamilton County, Ohio, and in and to the net rentals from the real estate for the year 1945 distributed in accordance with a decree of distribution entered in said proceedings,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Sophie Fritz-Tschischkale, Germany (Austria).

Karoline Fritz-Schoula, Germany (Austria).

Karl Woseczek, Germany (Austria).

Rudolph Woseczek, also known as Rudolf Woseczek, Germany (Austria).

Adolf Werner, also known as Adolf Woseczek, Germany (Austria).

August Woseczek, Germany (Austria).

Max Woseczek, Germany.

Paula Woseczek, Germany (Austria).

Ernst Woseczek, Germany (Austria).

That such property is in the process of administration by the Sheriff of Hamilton County, Ohio, Depositary, acting under the judicial supervision of the Court of Common Pleas of Hamilton County, Ohio;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6089; Filed, Apr. 11, 1946; 10:43 a. m.]

[Vesting Order CE 245]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ARIZONA, WISCONSIN, MINNESOTA, AND NEBRASKA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Mme. Suzanne Caillaud Kammer or Paulette Kammer.	France	Estate of Jean Andre Caillaud, deceased, Superior Court of the State of Arizona, in and for the County of Gila, No. 2456-C.	$133.00
		Item 2	
Martha Mathewson	Norway	In the estate of Arnt Matheason, deceased, in the County Court of Jefferson County, Wis.	11.00
		Item 3	
Issue, names unknown, of Andrew Matheason, deceased.	Norway	Same	23.00
		Item 4	
Joseph Hospodka, Sr.	Czechoslovakia	Estate of Anton Metzel, deceased, Probate Court of Rice County, Minn., No. 8810.	15.00
		Item 5	
Joseph Hospodka, Jr.	Czechoslovakia	Same	15.00
		Item 6	
Bohumil Hospodka	Czechoslovakia	Same	15.00
		Item 7	
Bohumil Hospodka	Czechoslovakia	Same	15.00
		Item 8	
Anton Hospodka	Czechoslovakia	Same	15.00
		Item 9	
Julie Pelinkova	Czechoslovakia	Same	15.00
		Item 10	
Joseph Berard	France	Estate of Octave Jacod, deceased, County Court of Nemaha County, Nebr.	159.00
		Item 11	
Clotilde Joseph	France	Same	53.00
		Item 12	
Hanne Nielsen Kromann a/k/a Hanne Nielsen Rasmussen.	Denmark	Estate of James Nelson, deceased, County Court, Racine County, Wis.	23.00
		Item 13	
Marie Nielsen	Denmark	Same	23.00

[F. R. Doc. 46-6100; Filed, Apr. 11, 1946; 10:45 a. m.]

[Vesting Order CE 246]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN LOUISIANA, TEXAS, PENNSYLVANIA, FLORIDA AND DISTRICT OF COLUMBIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the ac-

tion or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Hippolyte Fays	France	Succession of Felix Fays, in the Sixteenth Judicial District Court, Parish of Iberia, New Iberia, Louisiana, No. 3884.	$32.00
		Item 2	
Maria Bilidas	Greece	Estate of Pete Bilidas, deceased, in the County Court, Bexar County, Tex., Sitting in Matters Probate, No. 47577.	25.00
		Item 3	
Motija Lucich pok Sime	Yugoslavia	Succession of Steve Lucich, in the Civil District Court for the Parish of Orleans, New Orleans, La., No. 235731, Div. "E," Docket 1.	49.00
		Item 4	
Heirs and legatees o Therese Frederick	France	Succession o. Frances Diemert, in the Civil District Court for the Parish of Orleans, New Orleans, La., No. 256147, Division "A", Docket 1.	11.00
		Item 5	
Marie Daull	France	Same	5.00
		Item 6	
Antoine Daull	France	Same	5.00
		Item 7	
Joseph Daull	France	Same	5.00
		Item 8	
Maria Daull B. Wirth	France	Same	5.00
		Item 9	
Lea Daull C. Lips	France	Same	5.00
		Item 10	
Angelle Daull X. Meyer	France	Same	5.00
		Item 11	
Catholic Church in Rosenwiller	France	Same	5.00
		Item 12	
Mary Barlock (wife)	Czechoslovakia	Estate of Andrew Barlock, dec'd, in the Orphans' Court of Allegheny County, Pa., No. 4801 of 1941.	63.00
		Item 13	
Mary Barlock (daughter)	Czechoslovakia	Same	48.00
		Item 14	
Justine Barlock	Czechoslovakia	Same	48.00
		Item 15	
Emma Hilgesen	Norway	Estate of Theodore C. Birnbaum, dec'd., in the Orphans' Court of Philadelphia County, Penna., Oct. Term, 1925, No. 3051.	13.00
		Item 16	
Aurora Norberg	Norway	Same	13.00
		Item 17	
Carl Norberg	Norway	Same	6.00
		Item 18	
Alwill Norberg	Norway	Same	6.00
		Item 19	
Heirs-at-law and next-of-kin, names unknown, of Bera Olesen, a/k/a Bera Olson, deceased.	Denmark	Estate of Bera Olesen, a/k/a Bera Olson, dec'd., in the County Judge's Court, Palm Beach County, Fla., Case No. 5067.	57.00
		Item 20	
Maria D. Naeos	Greece	George Papanicolas vs. Maria D. Naeos, in the District Court of the U. S. for the District of Columbia, Civil Action No. 25095.	100.00

[F. R. Doc 46–6101; Filed, Apr. 11, 1946; 10:45 a. m.]

[Vesting Order 6131]

UNTERWESER REEDEREI A. G.

In re: Bank account owned by Unterweser Reederei A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Unterweser Reederei A. G., the last known address of which is Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Unterweser Reederei A. G., by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a checking account, entitled Unterweser Reederei A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6090; Filed, Apr. 11, 1946 10:43 a. m.]

[Vesting Order 6132]

VEREINIGTE STAHLWERKE, A. G.

In re: Bank accounts owned by Vereinigte Stahlwerke, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Vereinigte Stahlwerke, A. G., the last known address of which is Postfach 320, Dusseldorf, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Vereinigte Stahlwerke, A. G., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Vereinigte Stahlwerke, A. G., and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Vereinigte Stahlwerke, A. G., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a foreign drafts outstanding account, entitled Vereinigte Stahlwerke, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6091; Filed, Apr. 11, 1946; 10:43 a. m.]

[Vesting Order 6133]

VEREINSBANK IN HAMBURG

In re: Bank accounts owned by Vereinsbank in Hamburg.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Vereinsbank in Hamburg, the last known address of which is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Vereinsbank in Hamburg, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Vereinsbank in Hamburg General Ruling No. 6 Account, F86294, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Vereinsbank in Hamburg, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed deposit account, entitled Vereinsbank in Hamburg, General Ruling No. 6 Account, F86294, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as

may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6092; Filed, Apr. 11, 1946; 10:44 a. m.]

[Vesting Order 6134]

STEPHAN VIZKELETY

In re: Bank account owned by Stephan Vizkelety.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Stephan Vizkelety, whose last known address is Annenstrasse 17–I, Hamburg 4, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

That certain debt or other obligation owing to Stephan Vizkelety, by The Bowery Savings Bank, 110 East 42nd Street, New York, New York, arising out of a savings account, Account Number 253745, entitled Stephan Vizkelety, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6093; Filed, Apr. 11, 1946; 10:44 a. m.]

[Vesting Order 6135]

DR. K. VOGT

In re: Bank account owned by Dr. K. Vogt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dr. K. Vogt, whose last known address is Yaesu Building, 4th Floor, Maranouchi, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Dr. K. Vogt, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled Dr. K. Vogt and/or Mrs. Dora Maria Vogt (Deceased), maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6094; Filed, Apr. 11, 1946; 10:44 a. m.]

[Vesting Order 6136]

MINNIE VOIGHT

In re: Bank account owned by Minnie Voight.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Minnie Voight, whose last known address is Hess Strasse 16, III, Munich, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Minnie Voight, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a Trust Account, Account Number 7669, entitled Minnie Voight Beneficiary of Trust #1 Estate of Gustav Schirmer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6095; Filed, Apr. 11, 1946; 10:44 a. m.]

[Vesting Order 6137]

OSCAR VON BESNARD AND MARGARETHE VON BESNARD

In re: Bank account owned by Oscar von Besnard and Margarethe von Besnard.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Oscar von Besnard and Margarethe von Besnard, whose last known address is Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Lemuel C. Sandford, by The Bowery Savings Bank, 110 East 42nd Street, New York, New York, arising out of a savings account, Account Number 490386, entitled Lemuel C. Sandford in trust for Oscar von Besnard and Margarethe von Besnard, and any and all

rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Oscar von Besnard and Margarethe von Besnard, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6096; Filed, Apr. 11, 1946; 10:44 a. m.]

[Vesting Order 6138]

HELMA VON HELLERMANN

In re: Bank account owned by Helma Von Hellermann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Helma Von Hellermann, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Exportkreditbank, A. G., by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Exportkreditbank Berlin Germany for account of Miss Helma Von Hellermann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Helma Von Hellermann, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6097; Filed, Apr. 11, 1946; 10:44 a. m.]

[Vesting Order 6166]

ANNA QUEKEMEYER CLARK ET AL.

In re: Anna Quekemeyer Clark, et al, vs. Emma Schevermann, et al.; D-28-10072; E. T. sec. 14318.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: The sum of $8,673.35, being the amount due Herman Nolte, Rudolph Nolte, Emma Schevermann, Anna Lonskur, and Elise Von Drehle pursuant to the terms of the final decree of The Chancery Court of Yazoo County, Mississippi, in Anna Quekemeyer Clark, et al., vs. Emma Schevermann, et al., dated January 14, 1946, and filed January 15, 1946,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Herman Nolte, Germany.
Rudolph Nolte, Germany.
Emma Schevermann, Germany.
Anna Lonskur, Germany.
Elise Von Drehle, Germany.

That such property is in the process of administration by William H. Barbour, as Commissioner, acting under the judicial supervision of The Chancery Court of Yazoo County, Mississippi;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 10, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-6096; Filed, Apr. 11, 1946; 10:45 a. m.]

[Vesting Order 6167]

J. H. QUEKEMEYER

In re: Estate of J. H. Quekemeyer, deceased; File D-28-10072; E. T. sec. 14318.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herman Nolte, Rudolph Nolte, Emma Schevermann, Anna Lonskur, and Elise Von Drehle, and each of them, in and to the Estate of J. H. Quekemeyer, deceased.

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Herman Nolte, Germany.
Rudolph Nolte, Germany.
Emma Schevermann, Germany.
Anna Lonskur, Germany.
Elise Von Drehle, Germany.

That such property is in the process of administration by Delta National Bank of Yazoo City, as executor, acting under the judicial supervision of The Chancery Court of Yazoo County, Mississippi;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9095, as amended.

Executed at Washington, D. C., on April 10, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-6099; Filed, Apr. 11, 1946; 10:45 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[RMPR 86, Order 58]

EASY WASHING MACHINE CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 14 and 21 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for resales of the Model 18 SS 46 Spindrier brand spinner type washing machine, manufactured by the Easy Washing Machine Corporation, Solar and Spencer Street, Syracuse 1, New York.

(1) Distributors shall determine their ceiling prices for sales to dealers in accordance with the provisions of section 15 of Revised Maximum Price Regulation No. 86.

(2) The ceiling price for sales by dealers to ultimate consumers of the Model 18 SS 46 Spindrier brand spinner type washing machines is $139.95 each. This ceiling price is subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to the first invoice to each distributor covering sales of the Model 18 SS 46 the manufacturer shall notify the distributor of the method established by this order for determining distributors resale ceiling prices. This notice may be given in any convenient form.

(c) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of articles covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 12th day of April 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6161; Filed, Apr. 11, 1946; 4:30 p. m.]

[Rev. SO 119, Order 149]

BARCALO MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's maximum prices.* Barcalo Manufacturing Company, of Buffalo 4, New York, may compute its adjusted maximum prices for all articles of wire-tied innerspring mattresses which it manufactures, as follows:

(1) For an article which has a properly established maximum price in effect before the effective date of this order, the adjusted maximum price is the article's properly established maximum price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 22 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted maximum price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted maximum price fixed in accordance with this order is its new maximum price if it is higher than its previously established maximum price including all increases and adjustments otherwise authorized for it individually or for its industry.

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of such articles, which the manufacturer has sold at adjusted maximum prices shall determine their maximum resale prices under section 6, 9 or 10 of Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188, whichever is applicable.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Relationship of this order to Order No. 5 under § 1499.159c of Maximum Price Regulation No. 188.* Except as they are modified by paragraph (a) of this order, all provisions of Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188 apply to all sales of articles covered by this order. This includes, among others, provisions dealing with invoicing, reporting, notification, and determining "unadjusted maximum prices."

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 12th day of April 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6137; Filed, Apr. 11, 1946; 11:40 a. m.]

[MPR 64, Amdt. 1 to Order 266]

CRIBBEN AND SEXTON CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

a. That Order No. 266 under Maximum Price Regulation No. 64 be amended in the following respect:

1. Paragraph (a) (2) is amended to read as follows:

(2) If the retail dealer sells any of these stoves equipped with any of the additional equipment listed below, he may add to his maximum price the appropriate one of the following maximum extra charges:

Additional equipment	*Maximum extra charge*
Lift cover—single (for models 4544, 4516, 4542, 4514, 4541, 4543, 4518, 4510-T, 4512-T and 4538)	$4.25
Lift cover—divided (for model 4522)	6.75
Lift cover—double (for model 4538)	8.75
Minute minder (for model 4538)	4.75
Minute minder (for models 4544, 4516, 4541, 4543, 4542, & 4514)	4.25
Lamp (for models 4544, 4516, 4541, 4543, 4542, and 4514)	5.75
Lamp and minute minder (for model 4538)	9.50
Automatic oven lighter—gas	12.95
Automatic oven lighter—electric	29.75
Straight water front—fitted	6.75
Top Burner Pilot Filter (for models 4532, 4532C, 4518, 4522, 4542, 4544, 4541, 4543, 4514, 4516, 4510-T, 4512-T and 4538)	*
Oven Burner Pilot Filter (for models 4532, 4532C, 4518, 4522, 4542, 4544, 4541, 4543, 4516, 4510-T, 4512-T, 4514 and 4538)	1.00

These maximum extra charges include the Federal excise tax, but they do not include any state or local taxes imposed at the point of sale.

This amendment shall become effective on the 12th day of April 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6118; Filed, Apr. 11, 1946; 11:37 a. m.]

[MPR 64, Order 275]

FLOYD-WELLS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the four models of gas combination ranges listed below manufactured by the Floyd-Wells Company, First Avenue, Royersford, Pennsylvania. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state of local taxes imposed at the point of sale are those set forth below:

Model	Article	Maximum prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
4402	Coal-gas combination range	*Each* $224.75	*Each* $231.25	*Each* $237.95	*Each* $246.50
4402	Oil-gas combination range	251.95	258.25	264.75	272.95
4602	Coal-gas combination range	244.50	251.50	258.75	267.95
4602	Oil-gas combination range	270.95	277.75	284.75	293.75

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 from his maximum price as shown above for sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 are those defined in Order 224 under Maximum Price Regulation No. 64.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of April 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6120; Filed, Apr. 11, 1946; 11:37 a. m.]

[MPR 64, Amdt. 1 to Order 204]

CRIBBEN AND SEXTON CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

a. That Order No. 204 under Maximum Price Regulation No. 64 be amended in the following respect:

1. Paragraph (a) is amended to read as follows:

(a) This order establishes maximum prices for sales at retail of the seven models of gas ranges listed below manufactured by the Cribben and Sexton Company, 700 N. Sacramento Blvd., Chicago, Illinois. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Fed-

eral excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Article	Maximum prices for sales to ultimate consumers—			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
4418–T	Gas range	$111.95	$114.95	$118.25	$120.75
4301	do	69.50	70.95	72.50	73.75
4301–T	do	77.50	78.95	80.25	81.50
4433	do	142.50	145.95	149.50	152.50
4533	do	160.50	163.95	167.75	170.75
4533–O	do	168.95	172.75	176.50	179.50
4438–T	Combination	150.25	163.75	168.75	172.50

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 in the case of combination ranges and $6.00 in the case of gas ranges not of the combination type from his maximum price as shown above for sales on an installed basis. If the retailer sells a stove equipped with either of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment	*Amount which may be added*
Top burner pilot filter (for Models 4533 and 4533C)	$1.00
Oven burner pilot filter (for Models 4533 and 4533C)	1.00

Model	Article	Maximum prices for sales to ultimate consumers—			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
F57P	Electric range	$263.50	$269.25	$274.50	$276.25
F157P	do	284.25	289.75	295.25	296.95
F56PC	do	168.25	172.25	176.25	177.50
F156PC	do	188.95	192.95	196.95	198.25
NCE19P	Coal-electric combination	248.25	254.25	261.75	264.25
NCE19PC	do	252.25	260.25	267.75	270.25
NCE119P	do	265.95	273.95	281.50	283.95
NCE119PC	do	271.95	279.95	287.50	289.95

These prices include the Federal excise tax, delivery, a one year warranty, and installation. In the case of an electric range, installation includes setting up the range and connecting it to electric facilities to be provided by the consumer provided that such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add $3.50 to the OPA retail ceiling price of the range as set forth above. In the case of a combination coal and electric range, installation also includes the attachment of the coal burning unit to the flue, the making of the necessary water connections, and the provision of three joints and one elbow and a pipe collar. If a retail dealer who sells a combination coal and electric range does not provide installation of the coal burning unit, he shall compute his maximum price for the range by deducting $9.00 from the maximum price shown above for the range. In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

This amendment shall become effective on the 12th day of April 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6117; Filed, Apr. 11, 1946; 11:37 a. m.]

[MPR 64, Order 274]

MALLEABLE IRON RANGE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64, it is ordered:

(a) *Maximum prices.* This order establishes maximum prices for sales of certain models of electric and combination coal and electric ranges manufactured by Malleable Iron Range Company, Beaver Dam, Wisconsin, as follows:

(1) For sales in each zone by retail dealers to ultimate consumers the maximum prices are those set forth below:

Model	Maximum prices for sales to ultimate consumers—			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
5–B–2	$71.35	$76.35	$80.35	$82.35
5–B–3	81.45	84.45	87.45	89.45
5–B–4	102.05	112.05	117.05	119.05
5–B–5	52.20	54.20	57.20	59.20
5–B–6	58.35	60.35	63.35	65.35

These ceiling prices are subject to each retail seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For the purposes of this order Zones 1 and 2 are comprised as follows:

Zone 1 consists of all those portions of the forty eight states and the District of Columbia not included in Zone 2.

Zone 2 consists of the states of Arizona: California; Idaho; Wyoming; Washington: Montana; Colorado (except the city of Towner); Nevada; New Mex... (except the counties of Chaves, Curry, De Baca, Eddy, Harding, Lea, Quay, Roosevelt and Union); the following counties in Nebraska: Banner, Box Butte, Cherry (except the cities of Crookston, Valentine, Thatcher, Woodlake, Sparks and Arabia), Cheyenne, Dawes, Deuel, Garden, Grant, Hooker, Kimball, Morrill, Scotts Bluff and Sioux; the town of Phillip and the following counties in South Dakota: Bennett, Butte, Custer, Fall River, Jackson, Lawrence, Meade (except the town of Faith), Pennington, Shannon, Washington and Washabaugh; and the following counties in Texas: Brewster, Culberson, El Paso, Hudspeth, Jeff Davis, Loving, Pecos, Presidio, Reeves, and Terrell.

(c) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries by dealers of machines covered by this revised order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective on the 12th day of April 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6121; Filed, Apr. 11, 1946; 11:38 a. m.]

[RMPR 111, Order 5]

WESTINGHOUSE ELECTRIC CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation No. 111, *It is ordered:*

(a) This order establishes ceiling prices for sales by wholesale distributors to retail dealers of the models of vacuum cleaners listed below manufactured by the Westinghouse Electric Company, 246 East Fourth Street, Mansfield, Ohio, as follows:

Model	Description	Ceiling price for sales to dealers
F1–46	Floor type motor driven brush	$25.17
A1–46	8 piece attachment set	7.53
FA1–46	F1–46 floor cleaner and A1–46 attachment set.	30.21
AA–503	Cylinder type included 12-piece attachment set.	31.47
H1–46	Hand type motor driven brush	10.68
C1–46	Adapter	2.48
HC1–46	H1–46 hand type cleaner and C1 adapter.	11.81
FA4–46	Combination F4–46 floor cleaner and AA–46 7-piece attachment set.	26.93
FH5–46	Combination F8–46 floor cleaner and H5–46 hand cleaner.	29.79

These ceiling prices are f. o. b. distributor's warehouse and are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) All the provisions of Revised Maximum Price Regulation No. 111 continue to apply to all sales and deliveries of articles covered by this order except to the extent that those provisions are modified by this order.

(c) Unless the context requires otherwise, the definitions contained in Revised Maximum Price Regulation No. 111 shall apply to the terms used herein.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 12th day of April 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6123; Filed, Apr. 11, 1946; 11:38 a. m.]

[RMPR 86, Rev. Order 21]

FIRESTONE TIRE AND RUBBER CO.

APPROVAL OF MAXIMUM PRICES

Order No. 21 under Revised Maximum Price Regulation No. 86 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation No. 86; *It is ordered:*

(a) This revised order establishes ceiling prices for sales by dealers in each zone for the five models of Firestone brand washing machines listed below as follows:

Model	Dealers' ceiling prices to consumers	
	Zone 1	Zone 2
	Each	*Each*
5–B–2	$71.35	$76.35
5–B–3	81.45	84.45
5–B–4	102.05	112.05
5–B–5	52.20	54.20
5–B–6	58.35	60.35

These ceiling prices are subject to each retail seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For the purposes of this order Zones 1 and 2 are comprised as follows:

Zone 1 consists of all those portions of the forty eight states and the District of Columbia not included in Zone 2.

Zone 2 consists of the states of Arizona: California; Idaho; Wyoming; Washington: Montana; Colorado (except the city of Towner); Nevada; New Mex... (except the counties of Chaves, Curry, De Baca, Eddy, Harding, Lea, Quay, Roosevelt and Union); the following counties in Nebraska: Banner, Box Butte, Cherry (except the cities of Crookston, Valentine, Thatcher, Woodlake, Sparks and Arabia), Cheyenne, Dawes, Deuel, Garden, Grant, Hooker, Kimball, Morrill, Scotts Bluff and Sioux; the town of Phillip and the following counties in South Dakota: Bennett, Butte, Custer, Fall River, Jackson, Lawrence, Meade (except the town of Faith), Pennington, Shannon, Washington and Washabaugh; and the following counties in Texas: Brewster, Culberson, El Paso, Hudspeth, Jeff Davis, Loving, Pecos, Presidio, Reeves, and Terrell.

(c) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries by dealers of machines covered by this revised order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective on the 12th day of April 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6119; Filed, Apr. 11, 1946; 11:37 a. m.]

[RMPR 86, Rev. Order 31]

VIDRIO PRODUCTS CORP.

APPROVAL OF MAXIMUM PRICES

Order No. 31 under Revised Maximum Price Regulation No. 86 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of four models of washing machines manufactured by the Vidrio Products Corporation, 3920 Calumet Avenue, Chicago, Ill.

(1) Distributors shall determine their ceiling prices for sales to dealers of the models listed in subparagraph (2) below in accordance with the provisions of section 15 of Revised Maximum Price Regulation No. 86.

(2) The ceiling prices for sales by dealers in each zone for the models listed are as follows:

Article	Model	Dealers' ceiling prices to consumers	
		Zone 1	Zone 2
		Each	*Each*
Electric washer	700 Baby grande	$15.95	$17.95
	1910 Master grande	17.95	19.95
	1920 T-Table model	24.50	26.95
	1920 R-Roll Away	29.50	32.95

These ceiling prices are subject to each retail seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order Zones 1 and 2 comprise the following states:

Zone 1: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Ohio, Indiana, Illinois, Michigan, Florida, Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, New Mexico, Montana, Wyoming, Colorado, Idaho, Utah, Arizona, Nevada, and the District of Columbia.

Zone 2: California, Oregon, Washington.

(c) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify the distributor that he shall establish his ceiling prices for resales to dealers in accordance with section 15 of Revised Maximum Price Regulation No. 86.

(d) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 12th day of April 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6122; Filed, April 11, 1946; 11:38 a. m.]

[MPR 120, Order 1626]

HENDERSON & IVEY ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 13. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.224 and all other provisions of Maximum Price Regulation No. 120.

HENDERSON & IVEY, TRACY CITY, TENN., IVEY MINE, SEWANEE SEAM, MINE INDEX NO. 2171, MARION COUNTY, TENN., RAIL SHIPPING POINT, PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

	Size group Nos.				
	1, 2, 3	4, 5, 6	7, 8, 9	10, 11, 12	13, 14
Rail and river shipment and railroad fuel[1]	445	395	[2] 385	365	325
Truck shipment	500	445	420	390	385

HENDERSON & LOCKHART, TRACY CITY, TENN., LOCKHART MINE, SEWANEE SEAM, MINE INDEX NO. 2172, MARION COUNTY, TENN., RAIL SHIPPING POINT, PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel[1]	445	395	[2] 385	365	325
Truck shipment	500	445	420	390	385

HENDERSON & JOE MORRISON, TRACY CITY, TENN., JOE MORRISON MINE, SEWANEE SEAM, MINE INDEX NO. 2173, MARION COUNTY, TENN., RAIL SHIPPING POINT, PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel[1]	445	395	[2] 385	365	325
Truck shipment	500	445	420	390	385

HENDERSON & SANDERS, TRACY CITY, TENN., SANDERS NO. 1 MINE, SEWANEE SEAM, MINE INDEX NO. 2174, MARION COUNTY, TENN., RAIL SHIPPING POINT, PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel[1]	445	395	[2] 385	365	325
Truck shipment	500	445	420	390	385

HENDERSON AND RALPH SANDERS, TRACY CITY, TENN., RALPH SANDERS MINE, SEWANEE SEAM, MINE INDEX NO. 2175, MARION COUNTY, TENN., RAIL SHIPPING POINT, PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel[1]	445	395	[2] 385	365	325
Truck shipment	500	445	420	390	385

HENDERSON & MORRISON, TRACY CITY, TENN., WOODCOCK MINE, SEWANEE SEAM, MINE INDEX NO. 2176, SEQUATCHIE COUNTY, TENN., RAIL SHIPPING POINT, PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel[1]	445	395	[2] 385	365	325
Truck shipment	500	445	420	390	385

HENDERSON & PATTON, TRACY CITY, TENN., PATTON MINE, SEWANEE SEAM, MINE INDEX NO. 2177, MARION COUNTY, TENN., RAIL SHIPPING POINT, PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel[1]	445	395	[2] 385	365	325
Truck shipment	500	445	420	390	385

[1] The above mines are subject to the provisions of § 1340.224 (b) (1) (ii) of MPR 120 as amended.
[2] The above mines are subject to the provisions of Order No. 1530 under MPR 120.

HENDERSON & RAMSEY, TRACY CITY, TENN., RAMSEY MINE, SEWANEE SEAM, MINE INDEX NO. 2178, MARION COUNTY, TENN., RAIL SHIPPING POINT, PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

	Size group Nos.				
	1, 2, 3	4, 5, 6	7, 8, 9	10, 11, 12	13, 14
Rail and river shipment and railroad fuel[1]	445	395	[2] 385	365	325
Truck shipment	500	445	420	390	385

HENDERSON AND WHITE, TRACY CITY, TENN., WHITE MINE, SEWANEE SEAM, MINE INDEX NO. 2179, MARION COUNTY, TENN., RAIL SHIPPING POINT, PALMER, TENN., DEEP MINE, MAXIMUM PRICE GROUP NO. 10, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 9

Rail and river shipment and railroad fuel[1]	445	395	[2] 385	365	325
Truck shipment	500	445	420	390	385

This order shall become effective April 12, 1946.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6124; Filed, Apr. 11, 1946; 11:39 a. m.]

[MPR 389, Order 37]

SCHWAB PROVISION CO., INC. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On January 5, 1946, Schwab Provision Company, Inc., 1774 Mellwood Avenue, Louisville, Kentucky, filed an application for the establishment of maximum prices on sales of four sausage products known as "Beef Loaf Pot Roasted", "Veal Loaf Pot Roasted", "Corned Beef Loaf" and "Mock Chicken Loaf", and made in accordance with the respective individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3–389–2(a)–47 through 50.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as "Beef Loaf Pot Roasted", "Veal Loaf Pot Roasted", "Corned Beef Loaf" and "Mock Chicken Loaf" and made by Schwab Provisions Company, Inc., in accordance with the respective formulae submitted to the Office of Price Administration with the application for this order, except that boneless processing beef, cutter and canner grade, may be substituted as the beef ingredient called for by any such formula, if desired, shall be determined by the seller as follows:

(1) The base price for each product is established at the following amount per hundredweight:

Beef loaf pot roasted	$27.00
Veal loaf pot roasted	31.50
Corned beef loaf	29.00
Mock chicken loaf	22.25

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base prices for "Veal Loaf Pot Roasted" and "Mock Chicken Loaf" should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only, and to the base prices for "Beef Loaf Pot Roasted" and "Corned Beef Loaf" should be added the proper zone differential provided for all beef sausage. In determining the proper zone differential to be added, the zone descriptions provided in Section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Beef Loaf Pot Roasted," "Veal Loaf Pot Roasted," "Corned Beef Loaf" or "Mock Chicken Loaf" to a wholesaler, peddler-truck-seller, or intermediate distributor, Schwab Provision Company, Inc., shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Beef Loaf Pot Roasted," "Veal Loaf Pot Roasted," "Corned Beef Loaf" and "Mock Chicken Loaf" have been established by the Office of Price Administration at the following base prices per hundredweight:

Beef loaf pot roasted	$27.00
Veal loaf pot roasted	31.50
Corned beef loaf	29.00
Mock chicken loaf	22.25

To these prices may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Beef Loaf Pot Roasted," "Veal Loaf Pot Roasted," "Corned Beef Loaf" or "Mock Chicken Loaf" to a retailer the seller shall supply such retailer with a written notice in the following form:

Our OPA ceiling prices for "Beef Loaf Pot Roasted," "Veal Loaf Pot Roasted," "Corned Beef Loaf" and "Mock Chicken Loaf" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for these items in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 37 may be revoked or amended by the Price Administrator at any time.

This Order No. 37 shall become effective April 12, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6133; Filed, Apr. 11, 1946; 11:39 a. m.]

[RMPR 169, Order 82]

TEN-DA BRAND FROZEN FOODS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

A statement of the considerations supporting this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

Pursuant to the provisions of § 1364.452 (r) of Revised Maximum Price Regulation No. 169; *It is hereby ordered:*

(a) That the maximum price for "Ten-Da Jiffy Steaks" produced and sold by Ten-Da Brand Frozen Foods, Inc., 152 Hope Avenue, Passaic, New Jersey is 57¾ cents per pound, f. o. b. its place of business. The Ten-Da Brand Frozen Foods, Inc., may sell this item only to purveyors of meals or to intermediate distributors for re-sale to purveyors of meals. The maximum price is applicable only where this item is produced in accordance with the method described in the application for a price by Ten-Da Brand Frozen Foods, Inc.

(b) The Ten-Da Brand Frozen Foods Inc. shall not sell or deliver to purveyors of meals and/or to intermediate distributors for resale to purveyors of meals during any three month period beginning October 1, January 1, April 1 and July 1 a total volume by weight of "Ten-Da Jiffy Steaks" in excess of 20,000 pounds.

(c) With the first purchase of "Ten-Da Jiffy Steaks" after the effective date of this order by a purveyor of meals the Ten-Da Brand Frozen Foods Inc. shall supply the purchaser with a notice in the following form:

Notice to Purveyors of Meals

The Office of Price Administration has issued an order which authorizes the Ten-Da Brand Frozen Foods, Inc., 152 Hope Avenue, Passaic, New Jersey to sell "Ten-Da Jiffy Steaks" to purveyors of meals for not more than 57¾ cents per pound, f. o. b. our place of business.

(d) The maximum price for sales of "Ten-Da Jiffy Steaks" by any intermediate distributor shall be 57¾ cents per pound f. o. b. the seller's place of business.

(e) Ten-Da Brand Frozen Foods, Inc. shall supply each such intermediate distributor (any person who purchases from it for resale purposes) upon his initial purchase of such steaks with a written notice in the following form:

Notice to Distributors of "Ten-Da Jiffy Steaks"

The Office of Price Administration, has, by order authorized the Ten-Da Brand Frozen Foods, Inc. to sell "Ten-Da Jiffy Steaks" for not more than 57¾ cents per pound to purveyors of meals and to intermediate distributors who purchase this item for resale to purveyors of meals. We are permitted to sell this item to you at a discount but you must resell it to purveyors of meals and you must observe the same maximum price permitted us i. e. 57¾ cents per pound f. o. b. your place of business. You are furthermore required to advise each purveyor of meals making his initial purchase of such steaks of the maximum price established for sales of this product.

(f) Not later than the tenth day following each three month quota period ending December 31, March 31, June 30 and September 30, Ten-Da Brand Frozen Foods, Inc. shall submit a statement to the Office of Price Administration at Washington, D. C. showing the total volume of "Ten-Da Jiffy Steaks" sold to purveyors of meals and to intermediate distributors, separately itemized, for each such three month period, setting forth the name and address of each such distributor. In the event that such statement is not filed on or before the date specified, this order shall be subject to revocation. After the 10th day following any such three month quota period the Ten-Da Brand Frozen Foods, Inc. shall not sell or deliver such steaks until such statement has been submitted to the Office of Price Administration at Washington, D. C.

(g) All prayers of the application not granted herein are denied.

(h) This Order No. 82 may be revoked or amended by the Price Administrator at any time.

This Order No. 82 shall become effective as of April 1, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6130; Filed, Apr. 11, 1946; 11:39 a. m.]

[MPR 389, Order 38]

F. G. VOGT AND SONS, INC., ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On December 4, 1945, F. G. Vogt and Sons, Inc., Philadelphia, Pennsylvania, filed an application for the establishment of maximum prices on sales of the sausage product known as "Jellied Corned Beef" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3–389–2(a)–46.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Jellied Corned Beef" and made by F. G. Vogt and Sons, Inc., in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, except that boneless processing beef, cutter and canner grade may be substituted as the beef ingredient called for therein, if desired, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $23.00.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for all beef sausage. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Jellied Corned Beef" to a wholesaler, peddler-truck-seller, or intermediate distributor, F. G. Vogt and Sons, Inc., shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Jellied Corned Beef" have been established by the Office of Price Administration at the base price of $23.00 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Jellied Corned Beef" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Jellied Corned Beef" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 38 may be revoked or amended by the Price Administrator at any time.

Order No. 1530 under MPR 120.

it for resale purposes) upon his initial

This Order No. 38 shall become effective April 12, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6134; Filed, Apr. 11, 1946; 11:40 a. m.]

[MPR 389, Order 39]

CLOUGHERTY BROTHERS MEAT PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On October 3, 1945 and October 22, 1945, Clougherty Brothers Meat Packing Company, 3049 East Vernon Avenue, Los Angeles, California filed applications for the establishment of maximum prices on sales of three sausage products known as "Moscow Style Salami (Farmer John Brand)", "Head Cheese (Farmer John Brand)" and "Salami Cotto (Farmer John Brand)" and made in accordance with the individual secret formulae submitted by the applicant. These applications were assigned Docket No. 6033.3-389-2 (a)-63 through 65.

Due consideration has been given to the applications and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as "Moscow Style Salami (Farmer John Brand)", "Head Cheese (Farmer John Brand)" and "Salami Cotto (Farmer John Brand)" and made by Clougherty Brothers Meat Packing Company in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order, except that the products "Moscow Style Salami (Farmer John Brand)" and "Salami Cotto (Farmer John Brand)" must maintain a finished yield not in excess of 95 percent of the meat ingredients used therein, shall be determined by the seller as follows:

(1) The base price for these products are established at the following amounts per hundredweight:

Moscow Style Salami (Farmer John Brand)	$24.25
Head Cheese (Farmer John Brand)	19.50
Salami Cotto (Farmer John Brand)	24.00

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base prices for "Head Cheese (Farmer John Brand)" and "Salami Cotto (Farmer John Brand)" should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Moscow Style Salami (Farmer John Brand)", "Head Cheese (Farmer John Brand)" and "Salami Cotto (Farmer John Brand)" to a wholesaler, peddler-truck-seller, or intermediate distributor, Clougherty Brothers Meat Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Moscow Style Salami (Farmer John Brand)", "Head Cheese (Farmer John Brand)" and "Salami Cotto (Farmer John Brand)" have been established by the Office of Price Administration at the following base prices per hundredweight:

Moscow Style Salami (Farmer John Brand)	$24.25
Head Cheese (Farmer John Brand)	19.50
Salami Cotto (Farmer John Brand)	24.00

To these base prices may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Moscow Style Salami (Farmer John Brand)," "Head Cheese (Farmer John Brand)" or "Salami Cotto (Farmer John Brand)" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Moscow Style Salami (Farmer John Brand)", "Head Cheese (Farmer John Brand)" and "Salami Cotto (Farmer John Brand)" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of the Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 39 may be revoked or amended by the Price Administrator at any time.

This Order No. 39 shall become effective April 12, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6135; Filed, Apr. 11, 1946; 11:40 a.m.]

[MPR 594, Order 19]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, it is ordered:

(a) *Company sales to distributors, dealers, and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called "Company", is authorized to sell and deliver f. o. b. Pontiac, Michigan, each of the new Pontiac passenger automobiles described in subparagraph (1) to its distributors, dealers, and associate dealers at a price not to exceed the applicable list price in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3).

(1) *New automobile.*

Description	*List price*
Series 6 LA Torpedo 6:	
Chassis	$689
Business coupe	957
Sport coupe	995
Sedan coupe	1,032
Convertible sedan coupe	1,229
2-Door sedan	1,007
4-Door sedan 6 window	1,057
Series 8 LA Torpedo 8:	
Chassis	713
Business coupe	980
Sport coupe	1,019
Sedan coupe	1,055
Convertible sedan coupe	1,252
2-Door sedan	1,031
4-Door sedan 6 window	1,080
Series 6 LB Streamliner 6:	
Chassis	743
Sedan coupe	1,061
4-Door sedan	1,120
Series 8 LB Streamliner 8	
Chassis	767
Sedan coupe	1,084
4-door sedan	1,144

(2) *Company discounts.* The Company shall apply to the list price in subparagraph (1) for each new automobile the following applicable discounts:

(i) *Basic retroactive discounts to distributors and dealers.*

Quantity:	*Discount (percent)*
1-11	21.7
12-50	22.2
51-100	22.7
101-150	23.2
151-200	23.7
201-250	24.2
251-up	24.7

(In applying the basic discounts above, the Company may invoice the distributors and dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year at which time the 1% discount is to be paid or credited to the respective distributors and dealers.)

(ii) *Basic retroactive discounts to associate dealers.*

Quantity	Carloads	Less than carloads
	Percent	*Percent*
1-11	19.9	18.1
12-50	20.4	18.6
51-100	20.9	19.1
101-150	21.4	19.6

(iii) *Additional retroactive over-riding discounts to distributors for sales to dealers and associate dealers under franchise agreements.*

Quantity:	*Discount (percent)*
1-350	4¼
351-750	4½
751-1,500	4¾
1,501-4,000	5
4,001-6,000	5¼
6,001-8,000	5½
8,000-up	5¾

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each group of extra or optional equipment listed below affixed to the new automobile which shall not exceed the applicable wholesale price shown below:

Group	Description	Wholesale prices: To distributor	Wholesale prices: To dealer and associate dealer	Wholesale prices: List price
A	Electric clock, visor, vanity mirror, glove box light, luggage compartment light, nonglare mirror, license plate frames, under-hood and trouble light, back-up light, outside rear view mirror	$16.90	$19.78	$31.45
AX	Electric clock	6.60	7.68	12.15
B	Front bumper guard and rail, rear bumper guard and rail, wheel trim rings, exhaust deflector	14.43	16.28	25.75
BX	Front bumper guard and rail, rear bumper guard and rail	9.13	10.37	16.45
BDX	Front bumper guard and rail, rear bumper guard and rail, white sidewall discs, exhaust deflector	15.72	17.67	27.75
C	Windshield wiper vacuum booster pump	4.05	4.65	5.50
D	Wheel trim rings	4.39	5.26	8.95
DX	White sidewall discs	6.10	7.17	11.40
E	Oil bath air cleaner with ventilator inlet and outlet filters	2.55	2.55	3.50
F	Safti-flex steering wheel and horn-blowing ring	6.31	7.57	13.05
G	Fog lights—pair	7.80	9.05	13.95
GX	Safety lights	7.25	8.50	13.90
H	Weatherchief heater (dash type)	8.30	9.70	15.15
J	Defroster (dash type)	4.92	5.54	8.15
K	Undersent heater—complete	27.96	32.07	46.90
P	Mast antenna	2.74	2.89	4.90
Q	Rear fender panel	8.95	9.45	12.05
T	Automatic No-Rol	6.67	7.29	11.65
	Special paint groups			
	2-tone paint (standard) option at additional cost for standard 2-tone paint combination over standard single color	5.00	5.00	5.00
	2-tone paint (special) option at additional cost for special 2-tone paint combination which was not provided in the standard 2-tone paint group	20.00	20.00	20.00
	Special paint option at additional cost for any paint color not listed as standard	20.00	20.00	20.00

(ii) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge in the following schedule:

E. O. H. for automobiles

Description	*Charge*
Series 6 LA Torpedo 6:	
Chassis	$44
Business coupe	59
Sport coupe	61
Sedan coupe	63
Convertible sedan coupe	74
2-door sedan	63
4-door sedan	65
Series 8 LA Torpedo 8:	
Chassis	45
Business coupe	60
Sport coupe	62
Sedan coupe	64
Convertible sedan coupe	75
2-door sedan	64
4-door sedan	66
Series 6 LB Streamliner 6:	
Chassis	49
Sedan coupe	67
4-door sedan	70
Series 8 LB Streamliner 8:	
Chassis	50
Sedan coupe	67
4-door sedan	71

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment not to exceed a charge based on freight rates from Pontiac, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Charge for cooperative advertising.* A charge for Company-dealer cooperative advertising expense not to exceed $8.00 for each Torpedo 6 or 8 model and $10.00 for each Streamliner 6 or 8 model.

(v) *Charge for gasoline, oil and antifreeze.* A charge not to exceed the applicable maximum prices for gasoline, oil and antifreeze supplied with the new automobile and for which a charge is not made under subdivision (vi) or (vii) below.

(vi) *Charge for unloading and warehousing.* A charge not to exceed $7.50 for unloading and warehousing the new automobile when delivered from a zone warehouse upon the buyer's order or upon the buyer's order from the factory for less than a carload lot and delivered from a zone warehouse, including gasoline, oil, grease and servicing for the applicable model in the same amount that the Company furnished on October 15, 1941.

(vii) *Charge for retail drive-out servicing.* A charge not to exceed $12.00 for servicing, preparing and conditioning the new automobile in accordance with the same practice in effect on October 15, 1941, for drive-away delivery from the factory to a retail purchaser.

(viii) *Charge for state and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Pontiac new automobiles listed in paragraph (a) (1) at a price not to exceed its respective list price less the applicable user discount in subparagraph (1) below plus the applicable charges in subparagraph (2).

(1) *User discounts on the automobile.*

(i) To United States, 21.7 percent.

(ii) To body-building firms, 21.7 percent.

(iii) To users other than fleet users, 21.7 percent.

(iv) To fleet users, a contingent quantity discount equal to 90.3% of the contingent quantity discount computed in accordance with the same method in effect January 1, 1941 to fleet users who qualify under Company-fleet user agreements.

(2) *Charges*—(i) *Extra and optional equipment.* A charge for each group of extra or optional equipment not to exceed the applicable wholesale price set out under the heading "Wholesale Prices—To Dealer and Associate Dealer" in subparagraph (3) (i) of paragraph (a); except that, on sales to fleet users, the charge shall be the applicable list price less 90.3% of the fleet user discount computed in accordance with the same method in effect January 1, 1941.

(ii) *E. O. H.* A charge not to exceed the applicable amount set out in the schedule in paragraph (a) (3) (ii).

(iii) *Freight.* A charge for freight not to exceed the amount a reseller in the area in which the Company makes delivery is permitted to charge.

(iv) *State and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the automobile and extra or optional equipment.

(v) *Preparing and conditioning for delivery to users.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same practice in effect on October 15, 1941, not to exceed the charge in effect on October 15, 1941 to the class of user.

(vi) *Gasoline, oil and antifreeze.* A charge for gasoline, oil and antifreeze supplied with the automobile and for which a charge is not made under subdivision (v) above, not to exceed their applicable maximum prices.

(c) *Sales by distributors to dealers and associate dealers, or sales by dealers to associate dealers.* Distributors of Pontiac new passenger automobiles may sell and deliver to dealers and associate dealers, and dealers of Pontiac new passenger automobiles may sell and deliver to associate dealers each of the new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges.

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the following applicable retroactive discounts.

(i) *Basic retroactive discounts to dealers.*

Quantity:	*Discount percent*
1-11	21.7
12-50	22.2
51-100	22.7
101-150	23.2
151-200	23.7
201-250	24.2
251 up	24.7

(ii) *Basic retroactive discounts to associate dealers.*

Quantity	Carloads	Less than carloads
	Percent	*Percent*
1-11	19.9	18.1
12-50	20.4	18.6
50-100	20.9	19.1
101-150	21.4	19.6

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) which shall not exceed the respective wholesale prices set forth in the column headed "Wholesale Prices—To Dealer and Associate Dealer" in subparagraph (3) (i) of paragraph (a).

(3) *Charge for E. O. H.* A charge for E. O. H. on the new automobile to cover federal excise taxes and factory delivery and handling not to exceed the applicable charge set out in the schedule in subparagraph (3) (ii) of paragraph (a).

(4) *Charge for freight.* A charge for freight not to exceed the charge invoiced by the Company to the distributor or to the dealer for the new automobile and extra or optional equipment.

(5) *Charge for cooperative advertising.* A charge for co-operative advertising not to exceed $8.00 for each Torpedo 6 or 8 model and $10.00 for each Streamliner 6 or 8 model when such charge is made by the Company to the distributor or dealer.

(6) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil, and anti-freeze when supplied with the new automobile not to exceed applicable maximum prices, and for which a charge is not made under subparagraph (7) or (8) below.

(7) *Charge for warehousing.* A charge for unloading and warehousing on new automobiles delivered from Company's warehouses not to exceed $7.50 per new automobile when such a charge is made by the Company.

(8) *Charge for retail drive-out servicing.* A charge not to exceed $12.00 for servicing, preparing and conditioning the new automobile for drive-away delivery from the factory when such charge is made by the Company.

(9) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at its place of business each of the Pontiac new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that subparagraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the suggested transportation charges contained in the Company's Pontiac Suggested Maximum Retail Delivered Price sheet, a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge for E. O. H. which includes federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable charge in the schedule in subparagraph (3) (ii) of paragraph (a).

(5) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to retail purchaser not to exceed the applicable charge in the following schedule:

Model:	
6 LA Torpedo 6	$17.00
8 LA Torpedo 8	17.00
6 LB Streamliner 6	19.00
8 LB Streamliner 8	19.00

(7) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze furnished by the reseller with the new automobile not to exceed applicable maximum prices.

(e) *Resales in territories and possessions.* A reseller is authorized to sell each of the Pontiac new passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale, or introduction of the new automobile in the territory or possession, when not charged under paragraph (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, terminal operations; ocean freight; freight to port of embarkation when not charged under paragraphs (c) or (d); and inland territorial freight from port of debarkation by the most direct route to reseller's place of business.

(f) *Definitions*—(1) *Reseller.* A reseller is:

(i) A dealership when not selling under a distributor or franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(2) *User.* A user is:

(i) The United States or its agencies or its wholly owned corporations; or

(ii) Body-building firms; or

(iii) A purchaser purchasing for his own use; or

(iv) A fleet account.

(3) *Retroactive discount.* A retroactive discount is a discount which shall be applied by the Company, distributor or dealer retroactive on the basis of the largest quantity purchased and applied to the total quantity purchased in the model year.

(g) *Posting of maximum prices and completing Certificates of Transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile and handling and delivery) instead of a charge for "Federal excise tax." In completing a Certificate of Transfer in accordance with section 15 of Maximum Price Regulation 594, a direct dealer or an associate dealer shall insert in the space on that form for excise tax the charge for "E. O. H." and substitute on the form the term "E. O. H." for the term "Excise Tax."

(h) This order may be amended or revoked by the Administrator at any time.

This order shall become effective April 11, 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6164; Filed, Apr. 11, 1946; 4:29 p. m.]

[MPR 594, Order 20]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, it is ordered:

(a) *Company sales to distributors, direct dealers, and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called Company, is authorized to sell and deliver f. o. b. Flint, Michigan, each of the new Buick passenger automobiles described in subparagraph (1) to its distributors, direct dealers, and associate dealers, at a price not to exceed the respective list prices in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3):

(1) *New automobile.*

Series and model	Description	List price
40 series:		
410	Chassis	$839
41	Four-door sedan	1,173
46S	Sedanet	1,125
50 series:		
510	Chassis	974
514	Special chassis	916
51	Four-door sedan	1,309
56S	Sedanet	1,301
56C	Convertible coupe	1,509
59	Estate wagon	1,755
70 series:		
710	Chassis	1,156
713	Special chassis	1,012
71	Four-door sedan	1,593
76S	Sedanet	1,543
76C	Convertible coupe	1,795

(2) *Company discounts*—(i) *Basic discounts to distributors, direct dealers and associate dealers.* There shall be applied to the applicable list price in subparagraph (1) for the new automobile the following applicable discount:

	Percent
To distributors	[1] 22.8
To direct dealer	22.8
To associate dealer	20.1

[1] Plus $35.00 on each 40 and 50 series and $50.00 on each 70 series.

(In applying the basic discounts above, the Company may invoice the distributors and dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year at which time the 1% discount is to be paid or credited to the respective distributors and dealers.)

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each group of extra or optional equipment listed below installed on the new automobile which shall not exceed the applicable wholesale price shown below:

Group	Description	Wholesale prices to— Distributor	Wholesale prices to— Direct dealer and associate dealer	List price
A	Radio antenna	$4.83	$5.41	$7.00
B	Underseat heater and windshield defroster	26.72	29.69	48.00
D	Windshield washer	3.58	3.75	5.10
G	Special steering wheel extra cost on 40 series only	8.64	9.53	14.3
H	Electric clock, wheel trim moldings and license plate frame. Extra cost on 40 series only	19.00	20.00	25.40
J	500# overload springs	2.08	2.26	3.45
O	Foamtex cushions Front and rear seats. Extra cost on 40 series only	12.95	13.57	17.35
P	18" high ground clearance. Five wheels, 4 tires, 4 tubes and related parts	13.48	14.65	22.60
	Special paint, Chassis sheet metal and body	37.00	39.00	50.30
	Special body interior trim:			
	Combination No. 51 tan broadcloth (striped), extra cost on Models 41 and 46S (standard equipment on Models 51 and 56S)	32.25	32.25	40.90
	Combination No. 52 grey broadcloth (striped), extra cost on Models 41 and 46S (standard equipment on Models 51 and 56S)	32.25	32.25	40.90
	Combination No. 53 tan Bedford cord (novelty), extra cost on Models 51 and 56S	36.25	36.25	46.00
	Combination No. 54 grey Bedford cord (novelty), extra cost on Models 51 and 56S	36.25	36.25	46.00
	Combination No. 55 tan broadcloth (figured), extra cost on Models 51 and 56S	36.25	36.25	46.00
	Combination No. 56 grey broadcloth (figured), extra cost on Models 51 and 56S	36.25	36.25	46.00
	Combination No. 57 tan Bedford cord, extra cost on Models 51 and 56S	48.25	48.25	61.25
	Combination No. 59 grey Bedford cord, extra cost on Models 51 and 56S	48.25	48.25	61.25
	Combination No. 80 dark and light tan broadcloth, extra cost on Models 51 and 56S	54.75	54.75	69.45
	Combination No. 81 blue and grey broadcloth, extra cost on Models 51 and 56S	54.75	54.75	69.45
	Combination No. 82 dark and light green broadcloth, extra cost on Models 51 and 56S	54.75	54.75	69.45

(ii) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge in the following schedule:

E. O. H. FOR AUTOMOBILES

Description 40 series:	*Charge*
410 Chassis	$55
41 Four-door sedan	72
46S Sedanet	70
50 Series:	
510 Chassis	60
514 Special chassis	59
51 Four-door sedan	82
56S Sedanet	79
56C Convertible coupe	93
59 Estate wagon	104
70 Series:	
710 Chassis	71
713 Special chassis	64
71 Four-door sedan	95
76S Sedanet	91
76C Convertible coupe	106

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment from Flint, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Charge for cooperative advertising.* A charge for Company-distributor-dealer cooperative advertising expense per automobile not to exceed the applicable amount set forth in the following schedule:

Series 40 (all models)	$10
Series 50 (all models)	12
Series 70 (all models)	14

(v) *Charge for gasoline, oil, and anti-freeze.* A charge for gasoline, oil, and antifreeze when supplied with the new automobile not to exceed applicable maximum prices and for which a charge is not made under subdivisions (vi), (vii) or (viii).

(vi) *Charge for warehousing, unloading and get-ready operations.* A charge for warehousing and preparation of the new automobile, including gasoline, oil, grease and servicing in the same amount furnished on October 15, 1941, when ordered in less than a carload lot from the factory and delivered from a zone warehouse or when ordered and delivered from a zone warehouse, not to exceed the applicable amount set forth in the following schedule:

Series 40 and Series 50 (all models)	$7.50
Series 70 (all models)	9.50

(vii) *Charge for unloading and get-ready operations.* A charge not to exceed the applicable amount set forth in the following schedule for unloading at a zone warehouse and get-ready operations on the new automobile including gasoline, oil, grease, and servicing in the same amount furnished on October 15, 1941, when a charge is not made under subdivision (vi) above:

Series 40 and Series 50 (all models)	$4.00
Series 70 (all models)	6.00

(viii) *Charge for retail drive-out servicing.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same practice in effect on October 15, 1941, for factory drive-out delivery to a retail purchaser not to exceed the applicable amount set out below:

Series 40 and 50 (all models)	$20.00
Series 70 (all models)	25.00

(ix) *Charge for state and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Buick new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the maximum price a dealer in the area in which the Company makes delivery is permitted to charge under paragraph (d) below less the following applicable discounts in subparagraph (1) plus the applicable charges in subparagraph (2).

(1) *User discounts.*

	Percent
(i) To United States	22.8
(ii) To body-building firms	22.8
(iii) To users other than fleet users	22.8
(iv) To fleet users	[1]

[1] A quantity discount equal to 91.2% of the quantity discount computed in accordance with the same method in effect January 1, 1941 to fleet users who qualify under Company-fleet user agreements.

(2) *Charges*—(i) *Extra and optional equipment.* A charge for extra or optional equipment not to exceed the applicable maximum price to dealers and associate dealers set out under the heading "Wholesale Prices—To Direct Dealer and Associate Dealer" in subparagraph (3) (i) of paragraph (a) except that, on sales to fleet users, the discount shall be 91.2% of the fleet user discount computed in accordance with the same method in effect January 1, 1941 applied to the applicable list price of extra or optional equipment set forth in subparagraph (3) (i) of paragraph (a).

(ii) *Other charges.* Other charges permitted under paragraph (d) and applicable to the class of user.

(c) *Sales by distributors to direct dealers and associate dealers, and sales by direct dealers to associate dealers.* Distributors of Buick new passenger automobiles may sell and deliver to direct dealers and associate dealers, and direct dealers of Buick new passenger automobiles may sell and deliver to associate dealers each of the new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the applicable discount in the following schedule:

	Percent
Basic discount to direct dealers	22.8
Basic discount to associate dealers	20.1

(In applying the basic discounts above, the distributor may invoice its direct dealers and associate dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year at which time the 1% discount is to be paid or credited to the respective direct dealers and associate dealers.)

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in

subparagraph (3) (i) of paragraph (a), which shall not exceed the respective wholesale prices set forth in the column headed, "Wholesale Prices—To Direct Dealer and Associate Dealer", in subparagraph (3) (i) of paragraph (a).

(3) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling, which shall not exceed the applicable charge in the schedule set out in subparagraph (3) (ii) of paragraph (a).

(4) *Charge for freight.* A charge for freight not to exceed the charge invoiced by the Company to the distributor or to the dealer for the new automobile and extra or optional equipment.

(5) *Charge for cooperative advertising.* A charge for cooperative advertising not to exceed the applicable charge set forth in paragraph (a) (3) (iv) when such charge is made by the Company to the distributor or direct dealer.

(6) *Charge for gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze when supplied with the new automobile not to exceed applicable maximum prices and for which the charge is not made under subparagraphs (7), (8) or (9).

(7) *Charge for warehousing, unloading and get-ready operations.* A charge for unloading, warehousing and get-ready operations on the new automobile when delivered from the zone warehouses not to exceed the charge made by the Company to the distributor or to the direct dealer.

(8) *Charge for unloading and get-ready operations.* A charge for unloading and get-ready operations on the new automobile at a zone warehouse not to exceed the charge made by the Company to the distributor or to the direct dealer.

(9) *Charge for retail drive-out servicing.* A charge for drive-out servicing on delivery from the factory to a retail purchaser not to exceed the charge made by the Company to the distributor or to the direct dealer.

(10) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at its place of business each of the new Buick passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that subparagraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the applicable suggested transportation charge contained in the Company's Buick Suggested Maximum Retail Delivered Price Sheet, a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable charge set out in the schedule listed in subparagraph (3) (ii) of paragraph (a).

(5) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to a retail purchaser not to exceed the applicable charge in the following schedule:

Model:	*Charge*
Series 40 (all models)	$25.00
Series 50 (all models)	35.00
Series 70 (all models)	50.00

(7) *Gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze furnished by the reseller with the new automobile not to exceed applicable maximum prices.

(e) *Resale in territories and possessions.* A reseller is authorized to sell each of the Buick new passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted in paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territory and insular taxes on the purchase, sale, or introduction of the new automobile in the territory or possession, when not charged under paragraphs (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraphs (c) or (d); and inland freight from port of debarkation by the most direct route to reseller's place of business.

(f) *Definitions*—(1) *Reseller.* A reseller is:

(i) A dealer when not selling at wholesale under a distributor or direct dealer franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(2) *User.* A user is:

(i) The United States or its agencies or its wholly-owned corporations; or

(ii) Body-building firms; or

(iii) A purchaser purchasing for his own use; or

(iv) A fleet account.

(g) *Posting of maximum prices and completing certificates of transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile and handling and delivery) instead of a charge for "Federal excise tax". In completing a certificate of transfer in accordance with section 15 of Maximum Price Regulation 594, a direct dealer or an associate dealer shall insert in the space on that form for excise tax the charge for "E. O. H." and substitute on the form the term "E. O. H." for the term "Excise Tax".

(h) This order may be revoked or amended by the Administrator at any time.

This order shall become effective April 11, 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6165; Filed, Apr. 11, 1946; 4:29 p. m.]

[MPR 594, Order 21]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, it is ordered:

(a) *Company sales to distributors, key point dealers, dealers, and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called Company, is authorized to sell and deliver f. o. b. Lansing, Michigan, each of the new Oldsmobile passenger automobiles described in subparagraph (1) to its distributors, key point dealers, dealers, and associate dealers at a price not to exceed the respective list prices in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3).

(1) *New automobiles.*

Series	Description	List price
66	Chassis	$[illegible]
	Club sedan	1,[illegible]
	Club coupe	1,[illegible]
	Convertible coupe	1,[illegible]
	Four door sedan	1,[illegible]
Standard 76	Chassis	[illegible]
	Club sedan	1,[illegible]
	Four door sedan	1,[illegible]
DeLuxe 76	Club sedan	1,[illegible]
	Four door sedan	1,[illegible]
Standard 78	Chassis	[illegible]
	Club sedan	1,[illegible]
	Four door sedan	1,[illegible]
DeLuxe 78	Club sedan	1,[illegible]
	Four door sedan	1,[illegible]
98	Chassis	[illegible]
	Convertible coupe	1,[illegible]
	Club sedan	1,[illegible]
	Four door sedan	1,[illegible]

(2) *Company discounts.* The Company shall apply to the list price in subparagraph (1) for each new automobile the following applicable discounts.

	Percent
(i) Basic discounts to distributors:	
For all series except series 98	25.8
For series 98	26.8
(ii) Basic discounts to key point dealers:	
When the new automobile is resold at wholesale	24.8
When the new automobile is resold at retail	21.8
(iii) Basic discount to dealers	21.8
(iv) Basic discount to associate dealers	20.0

(In applying the basic discounts above the Company may invoice distributors, key point dealers and dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year, at which time the 1% discount is to be paid or credited to the respective distributors, key point dealers and dealers.)

(v) *Additional contingent quantity discounts to key point dealers and dealers on purchases from Company.*

Quantity	Contingent on purchase of	Discount
		Percent
1-11		None
1-50	12 or more	½
1-100	51 or more	1
1-150	101 or more	1½
1-200	151 or more	2
1-250	201 or more	2½
1-251 up	251 or more	3

(vi) *Additional contingent quantity discounts to associate dealers on purchases from the Company.*

Quantity	Contingent on purchase of	Discount
		Percent
1-10		None
1-20	11 or more	½
1-21	21 or more	1

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each group of extra or optional equipment listed below installed on the new automobile which shall not exceed the applicable wholesale price shown below:

Group	Description	Wholesale prices: To distributor	Wholesale prices: To key point dealer, dealer, and associate dealer	List price
B	Oversize tires (four), 15 x 7.00 for series 76 and 78 standard, and series 66 station wagon and convertible coupe	$10.00	$10.00	$10.75
B	Oversize tires (four), 15 x 6.50 for all series 66 except station wagon and convertible coupe	13.50	13.50	14.50
D	Deluxe equipment consisting of plastic instrument cluster, electric clock and glove box door, automatic glove box and map light, plastic steering wheel, E-Z-I mirror, on series 66, series 76 and 78 standard	15.11	18.25	23.25
E	Plastic steering wheel (standard equipment on 76 D and 78 D models and series 98), extra on series 66, 76 and 78 standard	8.54	10.00	14.00
F	Heavy duty air cleaner	2.36	2.85	3.85
K	Foam rubber seat cushions (standard equipment on 76 D and 78 D models and series 98), extra on series 66, 76 and 78 standard models; available for front seats only for club coupe and convertible coupe:			
	Coupe	9.00	10.00	13.00
	Sedan	14.06	15.00	22.00
L	Solenoid starter (standard equipment on series 98), extra on 66, 76 and 78 series	$4.78	$5.75	$7.25
P	Rear fender panels (standard equipment on series 98), extra on 66, 76 and 78 models, includes painting in body color	8.67	10.40	15.20
V	Oil filter—all series	2.82	3.40	5.40
W-1	Chrome wheel trim rings, 15" or 16", set of 5 (standard equipment on 76 D, 78 D, and series 98), extra on 66, 76, and 78 standard models	4.08	4.80	7.70
W-3	White plastic wheel trim rings consisting of 4 white plastic wheel appearance rings for series 66 (16 x 4.50 wheel), series 76-78 standard and standard and deluxe and 98 series (15 x 5.50 wheel)	5.35	6.30	10.10
X	Accessory group consisting of 30-hour clock, glove box and map light, exhaust extension, rear compartment light, vanity visor mirror, extra on series 66, 76, and 78 standard	4.86	5.75	9.30
Y	Accessory group including electric clock (glass face), automatic glove box and map light, exhaust extension, license plate frame, vanity visor mirror, rear compartment light, under hood light, E-Z-I mirror, extra on series 66, 76, and 78 standard	11.48	13.55	22.05
Z	Accessory group including exhaust extension, license plate frame, vanity visor mirror, rear compartment light, under hood light, rear view outside mirror	4.94	5.85	9.65
H	Hydraulic Drive on all series. For sales at wholesale the list price on this option is subject to the same company discount applicable to the automobile, set forth in paragraph (a) (2), and is also subject to an E. O. H. charge of $6.40	(1)	(1)	[2]17.00
	Two-tone paint—all models	8.50	8.50	11.00

[1] Listless.
[2] Plus E. O. H. of $6.40.

(ii) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge in the following schedule:

E. O. H. FOR AUTOMOBILES

Description	*Charge*
Series 66:	
Chassis	$48
Club sedan	65
Club coupe	65
Convertible coupe	78
Four door sedan	68
Standard 76:	
Chassis	56
Club sedan	70
Four door sedan	73

E. O. H. FOR AUTOMOBILES—Continued

Description	*Charge*
DeLuxe 76:	
Club sedan	$74
Four door sedan	77
Standard 78:	
Chassis	60
Club sedan	72
Four door sedan	75
DeLuxe 78:	
Club sedan	76
Four door sedan	79
Series 98:	
Chassis	63
Convertible coupe	93
Club sedan	80
Four door sedan	82

(Group H—HydraMatic drive option: $6.40.)

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment from Lansing, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Charge for cooperative advertising.* A charge for Company-distributor-dealer cooperative advertising expense per automobile not to exceed the applicable amount set forth in the following schedule:

Series 66	$8.50
Series 76 or 78	10.00
Series 98	12.00

(v) *Charge for gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze when supplied with the new automobile not to exceed applicable maximum prices and for which a charge is not made under subdivisions (vi) or (vii) below.

(vi) *Charge for unloading and preparation.* A charge not to exceed $3.50 for unloading and preparation of the new automobile at a zone warehouse, including gasoline, oil, grease, and servicing, for the applicable model in the same amount furnished on October 15, 1941.

(vii) *Charge for warehousing.* A charge not to exceed $4.00 for warehousing the new automobile when ordered and delivered from a zone warehouse or upon the buyer's order from the factory in less than a carload lot and delivered from a zone warehouse.

(viii) *Charge for retail drive-away servicing.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same practice in effect on October 15, 1941 for factory drive-away delivery to a retail purchaser not to exceed the applicable amount set out below:

Series:	*Charge*
66	$12.50
76	12.50
78	12.50
98	14.50

(ix) *Charge for state and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Oldsmobile new passenger automobiles listed in paragraph (a) (1) at a price not to exceed the list price of the automobile in that paragraph less the following applicable user discounts in

subparagraph (1) plus the applicable charges in subparagraph (2).

(1) *User discounts on the automobile.*

	Percent
(i) To United States	21.8
(ii) To body-building firms	21.8
(iii) To users other than fleet users	21.8
(iv) To fleet users: A quantity discount equal to 90.8% of the quantity discount computed in accordance with the same method in effect January 1, 1941, to fleet users who qualify under company-fleet user agreements.	

(2) *Charges*—(i) *Extra or optional equipment, except HydraMatic drive option.* A charge for extra or optional equipment not to exceed the applicable maximum price set out under the heading "Wholesale Prices—To Key Point Dealer, Dealer, and Associate Dealer", except that, on sales to fleet users, the discount shall be 90.8% of the fleet user discount computed in accordance with the same method in effect January 1, 1941, applied to the applicable list price of extra or optional equipment set forth in subparagraph (3) (i) of paragraph (a).

(ii) *HydraMatic drive option.* A charge for the HydraMatic drive option not to exceed the list price set forth in paragraph (a) (3) (i) less 21.8% discount, except that, on sales to fleet users, the discount shall be 90.8% of the fleet user discount computed in accordance with the same method in effect January 1, 1941.

(iii) *E. O. H.* A charge not to exceed the applicable amount set out in the schedule in paragraph (a) (3) (ii).

(iv) *Freight.* A charge for freight not to exceed the amount a reseller in the area in which the Company makes delivery is permitted to charge.

(v) *State and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the automobile and extra or optional equipment.

(vi) *Preparing and conditioning for delivery to users.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same practice in effect on October 15, 1941, not to exceed the charge in effect on October 15, 1941, to the class of user.

(vii) *Gasoline, oil and antifreeze.* A charge for gasoline, oil and antifreeze supplied with the automobile and for which a charge is not made under subdivision (vi) above, not to exceed their applicable maximum prices.

(c) *Sales by distributors to dealers and associate dealers, sales by key point dealers to dealers and associate dealers, and sales by dealers to associate dealers.* Distributors and key point dealers of Oldsmobile new passenger automobiles may sell and deliver to dealers and associate dealers; and dealers of Oldsmobile new passenger automobiles may sell and deliver to associate dealers, each of the new passenger automobiles listed in paragraph (a) (1) at a price not to exceed the total of the following charges.

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a), less the applicable discounts in the following schedule:

WHOLESALE DISCOUNT SCHEDULE

BASIC WHOLESALE DISCOUNTS

	Percent
Distributor's and key point dealer's basic discount to dealers	21.8
Distributor's and dealer's basic discount to associate dealers	20.0

ADDITIONAL QUANTITY DISCOUNTS

To dealers

Quantity	Contingent on purchase of—	Discount
		Percent
1-11		None
1-50	12 or more	½
1-100	51 or more	1
1-150	101 or more	1½
1-200	151 or more	2
1-250	201 or more	2½
1-251 up	251 or more	3

To associate dealers

1-10		None
1-20	11 or more	½
1-21 up	21 or more	1

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in the schedule in paragraph (a) (3) (i) which shall not exceed the respective wholesale price set forth in the column headed "Wholesale Prices—To Key Point Dealer, Dealer and Associate Dealer".

(3) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable charge in the schedule set out in paragraph (a) (3) (ii).

(4) *Charge for freight.* A charge for freight on the new automobile and extra or optional equipment not to exceed the charge invoiced by the Company to the distributor, key point dealer or dealer.

(5) *Charge for cooperative advertising.* A charge for company-distributor-dealer cooperative advertising not to exceed the applicable charge set forth in paragarph (a) (3) (iv) when such charge is made by the Company to the distributor or dealer.

(6) *Charge for gasoline, oil and antifreeze.* A charge for gasoline, oil, and antifreeze when supplied with the new automobile not to exceed applicable maximum prices and for which a charge is not made under subparagraph (7) or (8).

(7) *Charge for unloading and preparation.* A charge for unloading and preparation of the new automobile not to exceed $3.50 when such charge is made by the Company to the distributor or dealer.

(8) *Charge for warehousing.* A charge for warehousing of the new automobile when delivered from the Company's warehouses not to exceed $4.00 when such charge is made by the Company to the distributor or to the dealer.

(9) *Charge for retail drive-away servicing.* A charge for drive-away servicing on cars prepared for drive-away delivery from the factory to a retail purchaser not to exceed the charge made by the Company to the distributor or dealer.

(10) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at his place of business each of the new Oldsmobile passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges.

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that subparagraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the suggested transportation charges contained in the Company's Oldsmobile Suggested Maximum Retail Delivered Price Sheet, a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile (and on the HydraMatic Drive option) and factory delivery and handling expense not to exceed the applicable amount set out in the schedule listed in subparagraph (3) (ii) of paragraph (a).

(5) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile not to exceed the applicable amount in the following schedule:

Series:	*Charge*
66	$20.00
Standard 76	22.00
DeLuxe 76	22.00
Standard 78	22.00
DeLuxe 78	22.00
98	25.00

(7) *Gasoline, oil and antifreeze.* A charge for gasoline, oil and antifreeze furnished by the reseller with the new automobile not to exceed applicable maximum prices.

(e) *Resales in territories and possessions.* A reseller is authorized to sell each of the Oldsmobile new passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraphs (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (c) or (d); and inland territorial freight from port of debarkation to reseller's place of business by the most direct route.

(f) *Definitions*—(1) *Reseller.* A reseller is:

(i) A dealership when not selling at wholesale under a distributor; key point dealer or direct dealer franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(iii) The Company's wholly-owned branches when selling at retail.

(2) *User.* A user is:

(i) The United States or its agencies or its wholly-owned corporations; or

(ii) Body-building firms; or

(iii) A purchaser purchasing for his own use; or

(iv) A fleet account.

(g) *Posting of maximum prices and completing certificates of transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile, on HydraMatic drive option, and delivery and handling) instead of a charge for "Federal excise tax". In completing a certificate of transfer in accordance with section 15 of Maximum Price Regulation 594, a dealer or an associate dealer shall insert in the space on that form for excise tax the applicable charge for "E. O. H." and substitute on the form the term "E. O. H." for the term "Excise Tax".

(h) This order may be amended or revoked by the Administrator at any time.

This order shall become effective April 11, 1946.

NOTE: All reporting and record-keeping requirements of this Order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6166; Filed, Apr. 11, 1946; 4:29 p. m.]

[MPR 594, Order 22]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, it is ordered:

(a) *Company sales to distributors and body-building firms.* General Motors Corporation, Detroit, Michigan, hereinafter called Company, is authorized to sell and deliver f. o. b. Detroit, Michigan, each of the new Cadillac passenger automobiles described in subparagraph (1) to its distributors and body-building firms at a price not to exceed the respective list prices in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3):

(1) *New automobile.*

Description	*List price*
61 Series:	
6107—Five passenger club coupe (2-door)	$1,588
6109—Five passenger sedan (4-door)	1,689
62 Series:	
6207—Five passenger club coupe (2-door)	1,779
6267—Five passenger convertible coupe (2-door)	2,008
6269—Five passenger sedan (4-door)	1,838
60-Special:	
6069—Five passenger sedan (4-door)	2,447
75 Series:	
7519—Five passenger sedan (4-door)	3,440
7523—Seven passenger sedan	3,592
7533—Seven passenger imperial	3,753
7523-L—Nine passenger business sedan	3,321
7533-L—Nine passenger business imperial	3,479
163" commercial chassis	1,480

(2) *Company discounts*—(i) *Basic discounts to distributors and body-building firms.* The Company shall apply to the applicable list price in subparagraph (1) for each new automobile the following applicable discount:

On Series 61, 62, and 60-Special	25.8
On Series 75	27.7

(ii) *Additional over-riding discounts to distributors.* There shall be applied to the applicable list price in subparagraph (1) for the new automobile an additional over-riding discount of 2 per cent to distributor on his wholesale sales to dealers that are not branches or wholly owned subsidiaries of the distributor of Series 61, 62, and 60-Special, to be credited to distributor upon delivery of the new automobile to a purchaser at retail.

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed below installed on the new automobile which shall not exceed the respective wholesale price to distributor shown below, plus its applicable E. O. H. charge:

Description	Wholesale prices: To distributor	Wholesale prices: To dealer	List price	E. O. H. charge
Commercial cowl:				
For Series 75 163" commercial chassis	$58.40	$62.40	$80.50	$4.09
4-wheel discs	10.85	12.60	17.40	.76
License plate frames	1.75	2.05	3.15	.12
Coupe adaptor kit	1.65	1.90	2.65	.11
Ventilating defrosting heater	23.65	26.75	35.95	1.66
Automatic underseat heater Series 61, 62, and 60-Special	41.85	47.45	64.00	2.93
Automatic underseat heater Series 75	44.65	50.80	70.00	3.13
Glare-proof mirror	2.50	2.95	4.75	.18
Special steering wheel	10.20	11.85	16.35	.71
5 trim rings	5.10	5.90	8.15	.36
HydraMatic transmission	123.00	130.00	157.50	8.61
Windshield washer	5.90	6.60	9.20	.41
Vacuum aerial	7.15	8.15	10.15	.50
Back-up light	7.80	8.35	11.25	.53
Fog lights	17.70	20.40	28.80	1.24

(ii) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge in the following schedule:

E. O. H. for Automobiles

Description	*Charge*
61 Series:	
6107—5 passenger club coupe	$88.00
6109—5 passenger sedan	96.00
62 Series:	
6267—5 passenger convertible coupe	113.00
6207—5 passenger club coupe	98.00
6269—5 passenger sedan	104.00
60-Special:	
6069—5 passenger sedan	136.00
75 Series:	
7519—5 passenger sedan	188.00
7523—7 passenger sedan	191.00
7533—7 passenger sedan imperial	201.00
7523-L—9 passenger business sedan	160.00
7533-L—9 passenger business imperial	190.00
163" Commercial chassis	86.00

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment from Detroit, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Charge for co-operative advertising.* A charge for Company-distributor-dealer co-operative advertising expense per automobile not to exceed the applicable amount set forth in the following schedule:

Series 61 and Series 62	$18.00
Series 60—Special and Series 75	23.00
Series 75 Commercial chassis	10.00

(v) *Charge for gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze when supplied with the new automobile not to exceed applicable maximum prices, and for which a charge is not made under subdivisions (vi) and (vii) below.

(vi) *Charge for preparing automobile for drive-away by distributor or body-building firm.* A charge not to exceed $15.00 when the new automobile is prepared for drive-away from the factory by a distributor or a body-building firm. In this preparation the same amount of gasoline, oil, anti-freeze and servicing shall be used as was used in the preparation of the applicable model on October 15, 1941.

(vii) *Charge for delivery to a retail purchaser at the factory.* A charge for preparing and conditioning the new automobile for delivery to a retail purchaser at the factory in accordance with the same service practice in effect on October 15, 1941, not to exceed the applicable amount set forth in the following schedule:

Series 61	$30.00
Series 62	35.00
Series 60—Special	45.00
Series 75	60.00

(viii) *Charge for delivery to boat.* A charge not to exceed $3.50 when the new automobile is delivered by the factory to a boat at Detroit.

(ix) *Charge for shipping Series 75 commercial chassis by truckaway.* A charge not to exceed $3.50 for loading expense when shipping a new series 75 Commercial chassis by truckaway from the factory.

(x) *Charge for state and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Cadillac new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges.

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the maximum price a dealer in the area in which the Company makes delivery is permitted to charge under paragraph (d) below, less the amount obtained by applying to the applicable list price set forth in subparagraph (1) of paragraph (a) 92.1 per cent of the discount in effect on January 1, 1941, to each class of user.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a), which shall not exceed the list price in that subparagraph, less the amount obtained by applying to the applicable list price 92.1 per cent of the discount in effect on January 1, 1941, to each class of user.

(3) *Other charges.* Other charges permitted under paragraph (d) and applicable to the class of user.

(c) *Sales by distributors and Company branches to dealers.* Distributors of Cadillac new passenger automobiles and the Company through its wholly-owned branches may sell and deliver to dealers each of the new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following applicable charges.

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the applicable discount in the following schedule:

Model:	Discount (percent)
Series 61 and 62	23.8
Series 60—Special	22.8
Series 75	22.7

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a), which shall not exceed the respective wholesale prices to dealer in that subparagraph plus the applicable E. O. H. charge for extra or optional equipment.

(3) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling, which shall not exceed the applicable charge in the schedule set out in subparagraph (3) (ii) of paragraph (a).

(4) *Charge for freight.* A charge for freight on the new automobile and extra or optional equipment not to exceed the charge invoiced by the Company to the distributor or to the Company's wholly owned branch.

(5) *Charge for cooperative advertising.* A charge for Company-distributor-dealer co-operative advertising not to exceed the applicable charge set forth in paragraph (a) (3) (iv) when such charge is made by the Company to the distributor or when the new automobile is sold by the Company through one of its wholly-owned branches to a dealer.

(6) *Charge for gasoline, oil and antifreeze.* A charge for gasoline, oil, and antifreeze when supplied with the new automobile not to exceed applicable maximum prices and for which a charge is not made under subparagraphs (7) or (8) below.

(7) *Charge for factory preparation of automobile for drive-away by body-building firm.* A charge not to exceed $15.00 when the sale is to a body-building firm and the Company prepared the automobile for delivery to the body building firm at the factory and charged the distributor for the expense of this preparation.

(8) *Charge for delivery to a retail purchaser at the factory.* A charge for preparing, conditioning, and servicing the new automobile for delivery to a retail purchaser at the factory not to exceed the applicable amount set forth in the schedule in paragraph (a) (3) (vii) when the charge is made by the Company to its branch or to the distributor.

(9) *Charge for delivery to boat.* A charge not to exceed $3.50 when the new automobile is delivered by the factory to a boat at Detroit.

(10) *Charge for delivery from the Detroit branch.* A charge not to exceed $2.00 for delivery to a dealer of the new automobile from the Company-owned branch at Detroit.

(11) *Charge for shipping Series 75 Commercial chassis by truckaway.* A charge not to exceed $3.50 for loading expense when a new Series 75 Commercial chassis has been shipped from the factory by truckaway.

(12) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at its place of business each of the new Cadillac passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that subparagraph, plus the applicable E. O. H. charge for extra or optional equipment set forth in that subparagraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the suggested transportation charges contained in the Company's Cadillac Suggested Maximum Retail Delivered Price sheet, a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge set out in the schedule listed in subparagraph (3) (ii) of paragraph (a).

(5) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to a retail purchaser not to exceed the applicable charge in the following schedule:

Series:	Charge
61	$30.00
62	35.00
60—Special	45.00
75	60.00

(7) *Gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze furnished by the reseller with the new automobile not to exceed applicable maximum prices.

(e) *Resale in territories and possessions.* A reseller is authorized to sell each of the Cadillac new passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale, or introduction of the new automobile in the territory or possession, when not charged under paragraph (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (c) or (d); and inland freight from port of debarkation by the most direct route to reseller's place of business.

(f) *Definitions*—(1) *Reseller.* A reseller is:

(i) A dealership when not selling at wholesale under a distributor or direct dealer franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail, or

(iii) The Company's wholly-owned wholesale and retail branches when selling at retail.

(2) *User.* A user is:

(i) The United States or its agencies or its wholly-owned corporations; or

(ii) A purchaser purchasing for his own use; or

(iii) A fleet account.

(g) *Posting of maximum prices and completing certificates of transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile and handling and delivery and Federal excise taxes on extra or optional equipment) instead of a charge for "Federal excise tax." In completing a certificate of transfer in accordance with section 15 of Maximum Price Regulation 594, a direct dealer or an associate dealer shall insert in the space on that form for excise tax the applicable charge for "E. O. H.," and substitute on the form the term "E. O. H." for the term "Excise Tax."

(h) This Order may be amended or revoked by the Administrator at any time.

This order shall become effective April 11, 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6167; Filed, Apr. 11, 1946; 4:30 p. m.]

[MPR 599, Order 13]

PACKARD MOTOR CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599, It is ordered:

(a) This order establishes ceiling prices for sales of an automobile radio sold by the Packard Motor Company which are already installed or are to be installed in motor cars of its manufacture.

(b) (1) The ceiling prices for sales by the Packard Motor Company, its distributors and dealers of the radio listed below, are the prices set forth opposite each radio for sales to each class of purchaser under the terms and conditions of sale specified.

Article	Model No.	Ceiling prices to— Distributors: Uninstalled	Distributors: Installed	Dealers: Uninstalled	Dealers: Installed	Consumers: Uninstalled	Consumers: Installed
Auto radio	PA-383042	*Each* $36.92	*Each* $41.92	*Each* $42.79	*Each* $47.79	*Each* $63.28	*Each* $68.28

(2) These ceiling prices are subject to the same terms and conditions of sale including provisions for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Packard Motor Company are subject under the provisions of Maximum Price Regulations 594, 452, 453, and orders thereunder. In the case of a radio sold on an installed basis the prices fixed by the order include all installation charges including those for installation of any antenna which is installed at the same time.

(c) The ceiling prices fixed by this order are exclusive of Federal excise taxes. In addition to these ceiling prices each seller may collect the amount of the Federal excise tax. State and local taxes may also be collected.

(d) Sellers of the radio covered by this order are not required to comply with the tagging requirements of Maximum Price Regulation No. 599 but at the time of or prior to the first invoice to a purchaser for resale of such a radio each seller shall notify the purchaser of the ceiling prices, terms and conditions of sale established by the order.

(e) *Description.* (1) Auto Radio, Model No. PA-383042 covered by this order is an auto radio of 8 tubes, battery operation, 1 band, 7" dynamic speaker, 6 automatic push buttons, metal case, $8\frac{1}{2}$" x 9" x $5\frac{1}{8}$", suppression items included.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 11th day of April 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6168; Filed, Apr. 11, 1946; 4:30 p. m.]

[Rev. Order 96 Under 18 (c)]

FRENCH BREAD IN CALIFORNIA

ADJUSTMENT OF MAXIMUM PRICES

Order 96 under § 1499.18 (c) as amended of the General Maximum Price Regulation is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, the Stabilization Act of 1942, both as amended, and Executive Orders Nos. 9250, 9328 and 9599, it is ordered:

(a) *Sales at wholesale.* The maximum price for all sales at wholesale of French bread, baked in a one pound loaf, in the counties of Los Angeles, Santa Barbara and Ventura in the State of California, shall be the highest of the following:

(1) The seller's maximum price for such loaf determined under the General Maximum Price Regulation; or

(2) The seller's maximum price for such loaf heretofore authorized by any other regulation or order of the Office of Price Administration; or

(3) A maximum price of 9 cents for such loaf.

(b) *Sales at retail.* The maximum price for all sales at retail of French bread, baked in a one pound loaf, in the counties of Los Angeles, Santa Barbara and Ventura in the State of California, shall be the highest of the following:

(1) The seller's maximum price for such loaf determined under the General Maximum Price Regulation; or

(2) The seller's maximum price for such loaf heretofore authorized by any other regulation or order of the Office of Price Administration; or

(3) A maximum price of 11 cents for such loaf.

(c) *Definitions.* When used in this order, the following terms shall have the following meanings:

(1) "Sales at wholesale" means sales to all persons other than ultimate consumers, and includes sales to the United States Government or any of its agencies and sales to commercial, industrial or institutional users.

(2) "Sales at retail" means sales to ultimate consumers, but does not include sales to commercial, industrial or institutional users.

(d) *Explanation of the relation of this order to the General Maximum Price Regulation and Revised Supplementary Regulation 14B.* Except as modified by this order, the provisions of the General Maximum Price Regulation and Revised Supplementary Regulation 14B shall remain in full force and effect and shall not be evaded by any change in the business or trade practices in effect during the base period established by those regulations. Customary discounts and allowances shall be continued except as this requirement is modified by section 3 of Revised Supplementary Regulation 14B.

(e) *Notification and reporting.* (1) Each producer who increases his price pursuant to the provisions of this order shall, within five days after such increase, notify the San Francisco Regional Office of the Office of Price Administration at 1355 Market Street, San Francisco, California. This notification shall be in duplicate and shall give the name and address of the producer, the effective date of the price increase, and the previous and increased price.

(2) With the first delivery of French bread baked in a one pound loaf after the maximum price has been increased under the provisions of this order, the producer shall supply each reseller with a written notice similar to the one below:

Notice to resellers of French bread: The Office of Price Administration has permitted us to increase the price of our French bread baked in a one pound loaf to 9 cents at wholesale. We have increased the price of such load to ------ cents. You may increase your maximum price for such load to 11 cents at retail.

These changes are effective April 11, 1946.

(Name of producer)

(f) *Amendment or revocation.* This order may be amended or revoked by the Administrator at any time.

(g) This order shall become effective on April 11, 1946.

Issued this 11th day of April 1946.

NOTE: The record-keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

PAUL A. PORTER,
Administrator.

Approved: April 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6158; Filed, Apr. 11, 1946; 4:27 p. m.]

[Order 101 Under 18 (c), Revocation]

BREAD

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this revocation, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. 101 under § 1499.18 (c) as amended, of the General Maximum Price Regulation is hereby revoked subject to the provisions of Supplementary Order No. 40.

This order shall become effective April 11, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6159; Filed, Apr. 11, 1946; 4:28 p. m.]

[Order 109 Under 18 (c)]

STANDARD BREAD IN CALIFORNIA

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, the Stabilization Act of 1942, both as amended, and Executive Orders Nos. 9250, 9328, 9651 and 9697, *It is ordered:*

(a) That the maximum prices for sales of standard bread, baked in a one and one-half pound loaf, in the counties of Los Angeles, Orange, San Bernardino, Riverside, San Diego, Santa Barbara, Imperial, Ventura, San Luis Obispo and Kern in the State of California shall be the appropriate one of the following:

(1) *Sales at wholesale.* (i) The seller's maximum price for such loaf determined under the General Maximum Price Regulation; or

(ii) The seller's maximum price for such loaf heretofore authorized by any other regulation or order of the Office of Price Administration; or

(iii) A maximum price of 11.2 cents for such loaf.

(2) *Sales at retail.* (i) The seller's maximum price for such loaf determined under the General Maximum Price Regulation; or

(ii) The seller's maximum price for such loaf heretofore authorized by any other regulation or order of the Office of Price Administration; or

(iii) A maximum price of 14 cents for such loaf.

(b) That the maximum price for the sale of standard bread, baked in a two pound loaf, in the counties of Los Angeles, Orange, San Bernardino, Riverside, San Diego, Santa Barbara, Imperial, Ventura, San Luis Obispo and Kern in the State of California shall be the appropriate one of the following:

(1) *Sales at wholesale.* (i) The seller's maximum price for such loaf determined under the General Maximum Price Regulation; or

(ii) The seller's maximum price for such loaf heretofore authorized by any other regulation or order of the Office of Price Administration; or

(iii) A maximum price of 17 cents for such loaf.

(c) *Definitions.* When used in this order, the following terms shall have the following meanings:

(1) "Sales at wholesale" means sales to all persons other than ultimate consumers, and includes sales to the United States Government or any of its agencies and sales to commercial, industrial or institutional users.

(2) "Sales at retail" means sales to ultimate consumers, but does not include sales to commercial, industrial or institutional users.

(3) "Standard bread" means white and wheat and part whole wheat pan bread but it does not include French, Italian, rye, rasin, pumpernickel, soybean, potato, cracked grain, walnut, raisin nut, fruit, health food or similar breads.

(d) *Explanation of the relation of this order to the General Maximum Price Regulation and Revised Supplementary Regulation 14B.* Except as modified by this order, the provisions of the General Maximum Price Regulation and Revised Supplementary Regulation 14B shall remain in full force and effect and shall not be evaded by any change in the business or trade practices in effect during the base period established by these regulations. Customary discounts and allowances shall be continued except as this requirement is modified by section 3 of Revised Supplementary Regulation 14B.

(e) *Notification and reporting.* (1) Each producer who increases his price pursuant to the provisions of this order shall, within five days after such increase, notify the San Francisco Regional Office of the Office of Price Administration at 1355 Market Street, San Francisco, California. This notification shall be in duplicate and shall give the name and address of the producer, the effective date of the price increase, and the previous and increased price.

(2) With the first delivery of standard bread after the maximum price has been increased under the provisions of this order, the producer shall supply each reseller with a written notice similar to the one below:

Notice to resellers of standard bread: The Office of Price Administration has permitted us to increase the price of our standard bread baked in a —— pound loaf to —— cents at wholesale. We have increased the price of such loaf to —— cents. You may increase your maximum price for such loaf to —— cents at retail.

These changes are effective April 11, 1946.

(Name of producer)

(f) *Amendment or revocation.* This order may be amended or revoked by the Price Administrator at any time.

NOTE: The record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall become effective on April 11, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6160; Filed, Apr. 11, 1946; 4:28 p. m.]

[Order 53 Under 19a, Amdt. 1]

REFINED CORN SUGAR IN BULK, CORN STARCH AND DEXTRINE PRODUCTS IN BULK, CORN SYRUP, UNMIXED IN BULK, CORN SYRUP SOLIDS IN BULK AND CRUDE CORN SUGAR IN BULK

ADJUSTMENT OF MAXIMUM PRICES

Order No. 53 permitted sellers of Refined Corn Sugar in bulk having a dextrose content of over 90%, subject to the General Maximum Price Regulation, to sell and deliver the product at a price to be adjustable to that resulting from final action of the Office of Price Administration.

Petitions have now been filed requesting increases in the prices established by Supplementary Regulation 14C under the General Maximum Price Regulation for Corn Starch and Dextrine products in bulk, Corn Syrup unmixed in bulk, Corn Syrup Solids in bulk and Crude Corn Sugar in bulk. It is the contention of the petitioners that they are unable to manufacture these commodities under existing price structures.

It is the opinion of the Administrator that those petitions require further consideration; that authority to use adjustable pricing for sales of these products, pending final action on the requests for increases in the maximum prices, is necessary to allow unhampered production and distribution; and that the granting of such authorization will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599 and 9697.

Therefore, in accordance with § 1499.19a of the General Maximum Price Regulation, *It is ordered*, That:

Paragraphs (a), (b) and (c) of Order 53 are amended to read as follows:

(a) Pending final action of the Office of Price Administration respecting requests for increasing the prices of Refined Corn Sugar in bulk having a dextrose content of over 90%, corn starch and dextrine products in bulk, corn syrup unmixed in bulk, corn syrup solids in bulk and crude corn sugar in bulk, sellers subject to the General Maximum Price Regulation and Supplementary Regulation 14C under the General Maximum Price Regulation may sell and deliver these products at a price to be adjustable to that resulting from final action of the Office of Price Administration. Denial of the requests now pending before this Office or issuance of a regulation or amendment for increasing the maximum prices of these products constitutes final action for the purposes of this order. Prior to such final action, no prices shall be paid in excess of the prices prevailing on the date of delivery.

(b) As used in this order, the terms:

(1) Refined Corn Sugar means all commercial types of purified and crystallized corn sugar having a dextrose content of over 90%.

(2) Corn starch and dextrine means the carbohydrates extracted from corn grain by the wet milling process commercially dry, in suspended form, thin boiling, thick boiling, oxidized rolled or roasted but does not include products commercially known as refinery products.

(3) Corn syrup unmixed means all commodities manufactured by the wet corn milling process commercially known as refinery products except crude corn sugar, hydrol or corn molasses, corn syrup solids, and fully refined sugar.

(4) Corn syrup solids means all types and grades of dehydrated commodities manufactured by the wet corn milling process and commercially known as refinery products having a dextrose equivalent of 65 percent or less.

(5) Crude corn sugar means those commodities manufactured by the wet corn milling process and commercially known as refinery products having an average dextrose content between and including 70 percent to 80 percent; 70 sugar and 80 sugar when used in reference to crude corn sugar refer to minimum average dextrose content.

(6) Bulk or in bulk means in tank cars, tank wagons, barrels, half-barrels, steel drums, in bags, in bulk in cars, or in other containers of more than 10 pounds net weight, except that when sales of corn starch and dextrine are made to any government purchasing agency, bulk or in bulk means in tank cars, tank wagons, barrels, half-barrels, steel drums, in bags, in bulk in cars, or in other containers of more than 4 pounds net weight.

(c) This amended order shall be automatically revoked upon the effective date of a price regulation or amendment issued by the Office of Price Administration increasing maximum prices for Refined Corn Sugar in bulk, Corn Starch and Dextrine Products in bulk, Corn Syrup unmixed in bulk, Corn Syrup Solids in bulk and Crude Corn Sugar in bulk. It may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective April 11, 1946.

Issued this 11th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: April 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6157; Filed, Apr. 11, 1946; 4:28 p. m.]

[MPR 580, revocation of Order 290]

PARAMOUNT SHOE MFG. CO.

ADJUSTMENT OF CEILING PRICES

Order of revocation of Order 290 under section 13, Maximum Price Regulation 580; Docket No. 6063-580-13-609.

For the reason set forth in the opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation 580 *It is ordered:*

(a) Order No. 290 issued on application of Paramount Shoe Manufacturing Company, St. Louis, Missouri, is hereby revoked.

(b) The Paramount Shoe Manufacturing Company within ten days of the effective date of this order shall send a copy of this order to all persons who have purchased any of the articles listed in paragraph (a) of Order No. 290, as amended, since March 26, 1946, the effective date of that order, and shall within 15 days of the effective date of this order send to the Distribution Price Branch, Consumer Goods Price Division, Office of Price Administration, Washington 25, D. C., a written notice, signed by an officer or duly authorized agent stating its compliance with the provision of this order.

(c) Retailers of articles, as described in (b) above, are required, from the effective date of this order of revocation, to fix their ceiling prices under such other regulation as would have been applicable in the absence of Order No. 290.

This revocation shall become effective April 13, 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6218; Filed, Apr. 12, 1946; 11:33 a. m.]

[MPR 188, Order 4949]

BURKAW ELECTRIC CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Burkaw Electric Company.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand name	Description			
JM-1	Burkaw	Acoustic table phono, hand wound, manual, nickle finish tone arm and reproducer, painted plywood case, 13" x 10" x 8".			
JE-1	do	Same as Model JM-1 except electric motor, AC, cabinet size 12⅝" x 10" x 8".			
		Ceiling price to			
		Distributor	Dealer	Consumer	
		$7.56	$9.44	$16.50	

Ceiling price to the consumer includes the Federal excise tax. Terms are 2% 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated February 14, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$16.50
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 11th day of April, 1946.

Issued this 10th day of April, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6162; Filed, Apr. 11, 1946; 4:27 p. m.]

[MPR 188, Order 4950]

POLK INDUSTRIES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Polk Industries, 133 Carnegie Way, N. W., Atlanta, Georgia.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand name	Description		
7X-10	Panola	Acoustic portable phono hand wound leatherette covered plywood and fibreboard cabinet, 15⅝ x 12 x 6½", manual.		
		Ceiling price to		
		Distributor	Dealer	Consumer
		$11.89	$14.86	$25.95

Ceiling price to the consumer includes the Federal excise tax. Terms are 2% 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated February 26, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price, $25.95
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 10th day of April, 1946.

Issued this 10th day of April, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6163; Filed, Apr. 11, 1946; 4:27 p. m.]

[MPR 580, Amdt. 2 to Order 27]

CHATHAM MFG. CO.

ESTABLISHING CEILING PRICES

MPR No. 580 Amendment 2 to Order No. 27. Establishing ceiling prices at retail for certain articles; Document No. 6063-580-421.

For the reasons set forth in the opinion issued simultaneously herewith Order No. 27 issued on May 11, 1945 under section 13 of Maximum Price Regulation 580 on application of Chatham Manufacturing Company, 57 Worth Street, New York, New York, is amended in the following respect:

1. The retail ceiling price established in paragraph (a) for the article listed below is changed as follows:

Article	Style name	Manufacturer's selling price	Retail ceiling price in Western States listed below	Except in listed Western States
Chatham blanket.	Sutton.	$3.81	$6.85	$6.30

This amendment shall become effective this 13th day of April 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6216; Filed, Apr. 12, 1946; 11:33 a. m.]

[MPR 580, Amdt. 2 to Order 144]

AMERICAN MAID CO., INC.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation No. 580, Amendment 2 to Order 144. Establishing ceiling prices at retail for certain articles, Docket No. 6063-580-13-600.

For the reason set forth in the opinion issued simultaneously herewith, Order No. 144 issued under section 13 of Maximum Price Regulation 580 on application of American Maid Company, Inc., 847 West Jackson Boulevard, Chicago 7, Illinois is amended in the following respect:

1. Paragraph (a) is corrected to establish the following retail ceiling price for the article listed:

Lot No.	Description	Size	Manufacturer's selling price (per dozen)	Retail ceiling price (per unit)
J-453	Jersey slip.	32-42.	$17.50	$2.50

This amendment shall become effective April 13, 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6217; Filed, Apr. 12, 1946; 11:33 a. m.]

Regional and District Office Orders.

[Region III Order G-11 Under Gen. Order 68]

STOCK MILLWORK IN DAYTON, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, filed with the division of the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by General Order 68, it is ordered:

SECTION 1. *What this order does.* This order determines maximum prices for certain sales of the specified stock millwork items set forth in a price list designated Table 1, attached to this order and made a part hereof. These maximum prices shall be the only maximum prices for these items when sold to an ultimate user or to a purchaser for resale on an installed basis. It includes the type of sale referred to in the trade as a "contract sale" wherein the seller provides his own take off from plans and specifications, quotes a flat price, and guarantees enough material to complete the job. This order does not cover sales made by "mail order" sellers.

SEC. 2. *Geographical applicability.* This order applies to all sales or deliveries made by any seller located in the area covered by this order, or any sales or delivery to any buyer located in this area. The area covered by this order shall consist of Butler, Montgomery, Preble and Warren Counties in the State of Ohio.

SEC. 3. *Relationship to other orders and regulations.* This order supersedes MPR 44 and MPR 293 and the General Maximum Price Regulation for all sales of the listed items covered by this order. Sales of any items not specifically described in Table 1, remain subject to all applicable regulations issued by the Office of Price Administration.

SEC. 4. *Maximum prices, allowances and discounts.* (a) The prices set out in the attached Table 1, are the maximum prices which may be charged for the items shown whether purchased from manufacturers, jobbers or self-produced. Prices lower than the maximum prices may, of course, be charged or paid. Any seller may quote on a contract basis, wherein he takes off quantities from blueprints and guarantees sufficient material to finish the job, without violating this order provided he maintains records showing complete calculations for such item in his contract price and provided that the contract price is based on prices permitted by this order as well as any other applicable regulation. If quotations are made on a contract basis, however, and the quantity of stock millwork actually furnished is valued at less than the contract price, the maximum charge which may be made is the total of the maximum price for the items actually furnished and not the contract price.

(b) The prices set out in Table 1, are subject to the following condition:

(1) For all sales made to bona fide "resellers on an installed basis," a discount of not less than 2% of the net invoice for payment on or before the tenth of the calendar month following the date of delivery. This discount shall not apply on sales quoted and sold on a contract basis.

(c) *Delivery additions.* The prices set in this order include all additions or charges for delivery. No deduction need be made where the purchaser elects to make his own delivery. In those cases where the stock millwork is taken from the stock of a retailer's warehouse and loaded on cars for shipment to a purchaser for resale on an installed basis or ultimate consumer in a different area, the prices are f. o. b. cars.

SEC. 5. *Notification.* Each seller subject to this order and making sales covered by this order shall keep for inspection by any purchaser, and make available to such purchaser upon request, a copy of this order together with the price lists and prices established by this order.

SEC. 6. *Invoice.* Each seller subject to this order shall furnish to every buyer within ten (10) days after making a sale of any items covered by this order an invoice containing a sufficiently complete description of the millwork items sold to show whether or not the price is within the maximum permitted. Items covered by the order shall be invoiced by the same description as listed in the attached price list.

SEC. 7. *Record keeping.* Each seller must keep at his place of business available for inspection by representatives of the OPA so long as the Emergency Price Control Act of 1942 is amended or remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services invoiced, and the prices charged.
5. If the stock millwork is sold on a firm contract price basis and includes two or more different items, the seller must keep a record describing his calculations of such item sold by reason of such firm contract price.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices set forth in the price list attached hereto.

(b) All sales shall be made subject to the allowances and discounts set forth herein. Every seller shall be subject to the notification invoices and record provisions set forth above. No provision to this order shall supersede any requirement or prohibition set forth in any price regulation except insofar as the requirements of this order are inconsistent with requirements of any other regulation or order issued by the Office of Price Administration. Persons violating any provision of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942.

SEC. 9. *Posting.* Every seller making a sale covered by this order shall post a copy of the list of maximum prices fixed by this order.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 21, 1946.

Issued: March 7, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK DAYTON, OHIO, AREA INCLUDING BUTLER, MONTGOMERY, PREBLE AND WARREN COUNTIES IN THE STATE OF OHIO

INTERIOR WESTERN PONDEROSA PINE DOORS

[Ovolo sticking]

Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S. & R. fir panels	2 vertical W. P. P. S. & R. fir panels	6 panel colonial No. 1, W. P.
2' 0" x 6' 0"	1⅜"	$5.42						
2' 0" x 6' 0"	1¾"	6.02	$6.02					
2' 6" x 6' "	1¾"	7.22						
1' 6" x 6' 8"	1⅜"		6.72			6.77	$6.90	$7.55
1' 6" x 7' 0"	1¾"					7.32		
1' 8" x 6' 8"	1⅜"					6.77	6.90	7.70
1' 10" x 6' 8"	1⅜"							7.74
2' 0" x 6' 0"	1⅜"	6.06	6.06	6.06	5.82	5.81	5.94	6.81
2' 0" x 6' 0"	1¾"	6.54	6.36			6.09	6.41	7.10
2' 0" x 6' 8"	1⅜"	6.55	6.47	6.65		6.20	6.51	7.19
2' 0" x 6' 10"	1⅜"	7.55	7.11			7.23		
2' 0" x 7' 0"	1¾"	7.64	7.20	7.64		7.32	7.49	8.45
2' 2" x 6' 8"	1⅜"		7.01			7.13	7.28	8.24
2' 2" x 7' 0"	1¾"		8.03			7.70	7.86	8.81
2' 4" x 6' 0"	1⅜"					7.08		
2' 4" x 6' 4"	1⅜"	7.55						
2' 4" x 6' 6"	1⅜"	6.99	6.99			6.71	6.84	7.11
2' 4" x 6' 8"	1⅜"	7.16	7.16	7.16		6.84	7.01	7.88
2' 4" x 6' 10"	1⅜"	8.30	8.30			7.97	8.12	
2' 4" x 7' 0"	1¾"	8.42	8.42	8.42		8.06	8.24	9.18
2' 6" x 6' 0"	1⅜"	7.64	7.64			7.32	7.05	8.45
2' 6" x 6' 6"	1⅜"	7.58	7.35	7.58	7.26	7.05	7.19	8.06
2' 6" x 6' 8"	1⅜"	7.68	7.46	7.68		7.82	7.29	8.16
2' 6" x 6' 10"	1⅜"	8.67	8.18			8.33	8.49	
2' 6" x 7' 0"	1¾"	8.79	8.28	8.79				
2' 8" x 6' 6"	1⅜"	8.34	7.86					
2' 8" x 6' 8"	1⅜"	8.03	7.80	8.03	7.70	7.47	7.64	8.51
2' 8" x 6' 10"	1⅜"	9.05	8.54			8.67	8.36	
2' 8" x 7' 0"	1⅜"	9.17	8.63	9.17		8.28	8.46	9.93
2' 10" x 6' 6"	1⅜"	8.72						
2' 10" x 6' 8"	1⅜"	8.84	8.33	8.84		7.98	8.66	9.60
2' 10" x 6' 10"	1⅜"	9.42	9.42	9.42		9.05	9.26	10.20
2' 10" x 7' 0"	1¾"	9.54	9.54	9.54		9.17	9.33	10.31
3' 0" x 6' 6"	1⅜"	9.05						
3' 0" x 6' 8"	1⅜"	9.23	8.70			8.85		9.98
3' 0" x 7' 0"	1⅜"	9.98	9.41	9.98		9.56	9.78	10.73
2' 6" x 6' 8"	1¾"		10.55					
2' 8" x 6' 8"	1¾"					11.36		12.68
2' 10" x 6' 8"	1¾"							13.05
3' 0" x 6' 8"	1¾"							13.56
2' 6" x 7' 0"	1¾"		12.15			11.69		
2' 8" x 6' 8"	1¾"		11.12					
2' 8" x 7' 0"	1¾"		14.93					
2' 10" x 6' 10"	1¾"		13.01					
2' 10" x 7' 0"	1¾"		13.18					
3' 0" x 6' 8"	1¾"		11.99					
3' 0" x 7' 0"	1¾"	13.73	12.93			13.22		14.48

FIR GLASS DOORS

[No. 2 quality]

Stock sizes	Thickness	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1⅜"	$6.41	$7.25	$6.77	$7.68	$6.90	$7.80	$7.14	$8.19
2' 6" x 6' 8"	1⅜"	6.59	7.40	6.86	7.83	6.99	7.95	7.23	8.34
2' 8" x 6' 8"	1⅜"	6.68	7.68	7.04	8.12	7.17	8.25	7.46	8.64
2' 10" x 6' 10"	1⅜"	$7.41	$9.26	$7.80	$9.42	$7.92	$9.54	$8.16	$9.96
3' 0" x 7' 0"	1⅜"	7.88	9.90	8.24	10.05	8.36	10.17	8.61	10.59

2 LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness (inches)	Open	Glazed, single strength
12" x 14"	1⅜	$0.95	$1.34
12" x 16"	1⅜	.98	1.44
12" x 18"	1⅜	1.01	1.61
14" x 12"	1⅜	1.08	1.62
14" x 14"	1⅜	1.08	1.62
14" x 15"	1⅜	1.13	1.76
14" x 16"	1⅜	1.13	1.76
14" x 18"	1⅜	$1.16	$1.83
14" x 20"	1⅜	1.19	1.89
15" x 12"	1⅜	1.08	1.59
15" x 14"	1⅜	1.13	1.83
15" x 16"	1⅜	1.16	1.83
15" x 18"	1⅜	1.19	1.89
15" x 20"	1⅜	1.20	2.10

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK DAYTON, OHIO, AREA INCLUDING BUTLER, MONTGOMERY, PREBLE AND WARREN COUNTIES IN THE STATE OF OHIO—Continued

3 LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness (inches)	Open	Glazed, single strength	Glass size	Thickness (inches)	Open	Glazed, single strength
8" x 10"	1⅜	$0.90	$1.17	10" x 16"	1⅜	$1.08	$1.79
10" x 12"	1⅜	1.02	1.38	10" x 18"	1⅜	1.20	1.98
10" x 14"	1⅜	1.07	1.58	10" x 20"	1⅜	1.25	2.10

HOTBED SASH

Sash opening	Open	Glazed	Number rows glass	Sash opening	Open	Glazed	Number rows glass
3' 0" x 6' 0" 1⅜	$3.14	$6.29	3	4' 0" x 6' 0" 1⅜	$5.57	$9.45	4

CUPBOARD DOORS—1⅜"—1 PANEL WESTERN PONDEROSA PINE

1' 4⅜ x 2' 0"	$1.37	1' 4" x 3' 0"	$1.86	1' 4" x 4' 0"	$2.42
1' 6" x 2' 0"	1.46	1' 6" x 3' 0"	1.95	1' 6" x 4' 0"	2.55
1' 8" x 2' 0"	1.50	1' 8" x 3' 0"	2.13	1' 8" x 4' 0"	2.76
2' 0" x 2' 0"	1.73	2' 0" x 3' 0"	2.37	2' 0" x 4' 0"	3.08
1' 4" x 2' 0"	1.68	1' 4" x 3' 6"	2.18	1' 4" x 4' 6"	2.7
1' 6" x 2' 6"	1.77	1' 6" x 3' 6"	2.28	1' 6" x 4' 6"	2.91
1' 8" x 2' 6"	1.91	1' 8" x 3' 6"	2.51	1' 8" x 4' 6"	3.18
2' 0" x 2' 6"	2.13	2' 0" x 3' 6"	2.76	2' 0" x 4' 6"	3.50
				1' 4" x 5' 0"	$3.08
				1' 6" x 5' 0"	3.27
				1' 8" x 5' 0"	3.50
				2' 0" x 5' 0"	3.95
				2' 0" x 6' 0"	4.41
				2' 6" x 6' 0"	5.19

KNOCKED DOWN SASH PARTS, TOXIC TREATED—WESTERN PONDEROSA PINE

[1⅜" 2 check windows—Ohio knocked down wood parts—"profit"]

Glass	Stile or top rail	Check rail	Bottom rail	Glass	Stile or top rail	Check rail	Bottom rail
12"	$0.17	$0.14	$0.20	30"	$0.27	$0.23	$0.3
14"	.18	.14	.23	32"	.30	.24	.3
16"	.18	.15	.24	34"	.32	.26	.4
18"	.20	.17	.26	36"	.33	.27	.4
20"	.21	.17	.27	38"	.33	.27	.4
22"	.21	.18	.29	40"	.36	.29	.5
22"	.23	.18	.29	42"	.39	.29	.5
24"	.23	.20	.30	44"	.42	.33	.5
26"	.24	.20	.33	46"	.48	.33	.6
28"	.26	.21	.33	48"	.48	.39	.6

For ogee bugs (Cincinnati opening only) add for complete set (4 stiles)—$0.45.

FIR PANEL DOORS

Stock sizes	Thickness (inches)	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2	Stock sizes	Thickness (inches)	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2
2' 0" x 6' 0"	1⅜"				$4.50	2' 4" x 7' 0"	1⅜"	$7.04	$6.81		
2' 6" x 6' 0"	1⅜"				5.28	2' 6" x 6' 0"	1⅜"	6.29	6.12		$5.12
2' 8" x 6' 8"	1⅜"				5.49	2' 6" x 6' 6"	1⅜"	6.62	5.85		5.87
1' 6" x 6' 8"	1⅜"	$5.63	$5.48	$5.81		2' 6" x 6' 8"	1⅜"	6.69	5.94	$6.27	5.94
2' 0" x 6' 0"	1⅜"	5.25	5.12		5.12	2' 6" x 7' 0"	1⅜"	6.81	6.63		
2' 0" x 6' 6"	1⅜"	5.49	5.34			2' 8" x 6' 8"	1⅜"	6.27	6.09	6.45	6.01
2' 0" x 6' 8"	1⅜"	5.63	5.48	5.81	5.48	2' 8" x 7' 0"	1⅜"	6.98	6.80		
2' 6" x 7' 0"	1⅜"	6.68	6.50			2' 10" x 6' 10"	1⅜"	7.65	7.44		7.41
2' 4" x 6' 6"	1⅜"	5.85	5.69			2' 10" x 7' 0"	1⅜"	7.73	7.52		
2' 4" x 6' 8"	1⅜"	5.94	5.78	6.12	5.78	3' 0" x 7' 0"	1⅜"	8.09	7.88		7.8

WESTERN PONDEROSA—PINE GLASS DOORS

Stock sizes	Thickness	N. D. 500		N. D. 502		N. D. 514		N. D. 530		N. D. 531		N. D. 532		N. D. 559		N. D. 561		N. D. 562		N. D. 567	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1⅜"																			$7.40	$9.3
2' 6" x 6' 8"	1⅜"																			7.44	9.4
2' 8" x 6' 8"	1⅜"	$8.45	$10.44	$9.33	$12.00	$7.44	$9.38	$8.07	$8.93	$8.91	$9.59	$9.42	$11.22	$7.28	$10.19	$8.72	$10.37	$9.08	$11.07	7.65	9.6
3' 0" x 6' 8"	1⅜"													7.59	11.30	9.03	11.91				
2' 10" x 6' 10"	1⅜"	9.14	12.41	10.89	13.80	8.07	11.34	8.76	10.16	9.60	11.54	10.11	12.45	7.86	11.12	9.30	12.18	9.68	12.63	8.24	11.7
2' 8" x 7' 0"	1⅜"	9.05	12.29	10.77	13.83	7.97	10.88	8.61	10.02	9.45	10.62	9.93	12.09							8.19	11.3
2' 10" x 7' 0"	1⅜"	9.23	12.86	10.95	14.18	8.12	11.39	8.81	11.06	9.68	11.60	10.14	12.60							8.34	11.7
3' 0" x 7' 0"	1⅜"	9.45	13.16	11.19	14.51	8.34	12.05	9.01	10.64	9.87	12.02	10.25	12.84	8.12	12.14	9.56	12.78	9.93	13.05	8.49	11.9
2' 6" x 6' 8"	1⅜"					10.19	12.42	10.04	12.51	12.62	13.44	12.60	14.31	10.07	12.98	11.97	13.31	12.48	15.09	10.71	12.9
2' 8" x 6' 8"	1⅜"	11.87	14.76	14.27	17.07	10.43	12.18	11.22	11.82	12.30	13.04	12.87	14.70	10.29	13.20	12.20	13.67	12.72	14.21	10.94	13.4
2' 10" x 6' 8"	1⅜"					10.64	13.55	11.51	12.60	12.59	13.70	13.89	16.24							11.15	14.0
3' 0" x 6' 8"	1⅜"	12.44	15.69	14.85	17.84	10.94	13.41	11.79	13.02	12.87	13.98	13.45	15.66	10.76	14.46	12.66	14.69	13.17	15.69	11.57	14.4
2' 10" x 6' 10"	1⅜"	12.87	16.14	15.32	18.23	11.35	14.60	12.30	14.19	13.29	15.23	13.89	16.24	11.15	14.42	13.05	15.95	13.59	16.55		
2' 6" x 7' 0"	1⅜"					10.94	13.85													11.69	14.9
2' 8" x 7' 0"	1⅜"	12.77	16.04	15.18	18.23	11.22	14.13	12.02	14.03	13.13	14.93	13.69	15.84							11.97	16.2
2' 10" x 7' 0"	1⅜"	13.05	16.32	15.47	18.51	11.45	14.70	12.88	14.61	13.46	15.39	14.04	16.50								
3' 0" x 7' 0"	1⅜"	13.34	17.04	15.75	19.07	11.73	14.88	12.66	14.66	13.74	15.09	14.31	16.80	11.51	15.53	13.41	15.71	13.92	16.11	11.97	16.2

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK DAYTON, OHIO, AREA INCLUDING BUTLER, MONTGOMERY, PREBLE AND WARREN COUNTIES IN THE STATE OF OHIO—Continued

WESTERN PONDEROSA—PINE GLASS DOORS—continued

Stock sizes	Thickness	N. D. 568		N. D. 569		N. D. 591		N. D. 592		N. D. 594		N. D. 635		N. D. 638		N. D. 641		N. D. 642		Open	Glaze
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed		
2' 6" x 6' 6"	Inches 1⅜	$8.24	$9.98	$8.76	$10.74																
2' 6" x 6' 8"	1⅜			8.81	11.10																
2' 8" x 6' 8"	1⅜	8.49	10.61	9.03	11.01	$8.34	$9.15	$9.08	$10.11	$9.53	$10.73	$7.92	$11.94	$8.34	$12.06	$9.08	$11.88	$9.60	$12.69		
3' 0" x 6' 8"	1⅜									10.89	12.24	8.24	12.99	9.41	13.20	9.36	12.57	9.87	13.25		
2' 10" x 6' 10"	1⅜	9.03	11.28	9.60	12.09	10.02	11.06	10.82	11.96	11.31	12.62	8.24	13.31	9.69	14.09	9.65	12.75	10.16	13.50		
2' 8" x 7' 0"	1⅜	9.03	11.18	9.56	12.00							8.49	13.26	9.65	13.98	9.60	12.66	10.11	13.38		
2' 10" x 7' 0"	1⅜			9.72	12.41							8.66	13.43	9.78	14.45	9.74	12.90	10.25	13.58		
3' 0" x 7' 0"	1⅜	9.33	11.91	9.87	12.56	10.52	11.58	11.31	12.48	11.78	13.13	8.81	13.82	9.92	14.03	9.87	13.22	10.40	13.97		
2' 6" x 6' 8"	1⅜																				
2' 8" x 6' 8"	1⅜	11.79	13.89	12.48	14.40	11.69	12.62	12.57	13.61	13.10	14.31	10.68	14.49	11.82	15.98	12.92	14.90	13.59	15.80		
2' 10" x 6' 8"	1⅜			12.72	15.21																
2' 6" x 6' 8"	1⅜			12.95	15.44	12.32	13.32	13.20	14.31	13.73	15.03	10.86	15.27	13.38	16.95	13.38	15.72	14.06	16.70		
2' 10" x 6' 10"	1⅜			13.34	15.83	14.03	15.06	15.00	16.14	15.57	16.89	12.30	17.07	13.79	18.18	13.79	16.89	14.45	17.78		
2' 6" x 7' 0"	1⅜																				
2' 8" x 7' 0"	1⅜											12.26	17.03	13.74	18.08	13.73	16.80	14.40	17.67		
2' 10" x 7' 0"	1⅜											12.48	17.25	13.94	18.60	13.94	17.12	14.61	17.94		
3' 0" x 7' 0"	1⅜			13.74	16.43	13.41	14.42	14.31	15.44	14.85	16.14	11.64	16.28	14.15	18.02	14.16	16.58	14.82	17.42		

SIDELIGHTS—WESTERN PONDEROSA PINE NO. 1

Stock sizes	Thickness (inches)	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.		Stock sizes	Thickness (inches)	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
1' 8" x 6' 8"	1¾	$4.56	$6.20	$6.15	$8.45	$4.52	$6.51	$6.42	$8.87	1' 2" x 6' 8"	1¾	$6.11	$7.74	$8.09	$10.46	$6.05	$8.04	$7.82	$10.26
1' 2" x 7' 0"	1¾	4.89	6.51	6.48	8.78	4.83	6.83	6.75	9.20	1' 2" x 7' 0"	1¾	6.51	8.13	8.52	10.80	6.44	8.45	8.19	10.64

1¾" COLONIAL ENTRANCE DOORS

[No. 1 western ponderosa pine]

	2' 8" x 6' 8"	3' 0" x 6' 8"	3' 0" x 7' 0"		2' 8" x 6' 8"	3' 0" x 6' 8"	3' 0" x 7' 0"
6 pan. ¾" heavy panel		$14.73	$15.71	6 pan. ¾" heavy panel		$14.73	$15.71
8 pan. ¾" heavy panel		14.90	15.89	8 pan. ¾" heavy panel		14.90	15.89

	Open	Glazed	Open	Glazed	Open	Glazed		Open	Glazed	Open	Glazed	Open	Glazed
Design N. D. 610			$29.27	$32.45	$29.97	$33.18	Design N. D. 512			$14.67	$18.84	$15.53	$19.89
Design N. D. 607			26.07	28.01	27.90	30.02	Design N. D. 612			24.66	28.02	25.37	29.07
Design N. D. 608			33.54	35.15	34.23	37.49	Design N. D. 600			20.93	22.61	22.44	24.12
Design N. D. 612 Dutch			29.21	32.58	29.90	33.60							

FRENCH DOORS

[Stiles and top rail 4¼"—western ponderosa pine]

Stock Sizes	Thickness (inches)	N. D. 625		N. D. 626		N. D. 627		Stock Sizes	Thickness (inches)	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed
2' 0" x 6' 8"	1⅜"	$6.90	$8.79	$7.14	$9.83			2' 6" x 7' 0"	1⅜"	$7.49	$10.76	$7.28	$10.70	$8.24	$11.91
2' 6" x 6' 8"	1⅜"	7.08	9.45	6.92	10.22	$7.19	$10.49	3' 0" x 7' 0"	1⅜"					8.48	12.41
2' 8" x 6' 8"	1⅜"			6.96	10.40	7.23	10.56	2' 6" x 6' 8"	1¾"					10.13	13.43
2' 0" x 7' 0"	1⅜"	7.26	9.78					3' 0" x 7' 0"	1¾"					11.99	15.92

T. astragal for folding doors—western ponderosa pine $0.90.

GARAGE DOORS

Stock sizes	Thickness	Glass size	Fir		Western ponderosa pine		Stock sizes	Thickness	Glass size	Fir		Western ponderosa pine	
			Design N. D. 720–722		Design N. D. 720					Design N. D. 720–722		Design N. D. 720	
			Open	Glazed	Open	Glazed				Open	Glazed	Open	Glazed
8' 0" x 7' 0"	1¾"	12 x 13	$21.30	$23.96	$25.55	$27.99	8' 0" x 8' 0"	1¾"	12 x 16	$21.30	$23.96	$26.52	$28.97
8' 0" x 7' 0"	1¾"	12 x 16	21.30	23.96	26.03	28.49							

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK DAYTON, OHIO, AREA INCLUDING BUTLER, MONTGOMERY, PREBLE AND WARREN COUNTIES IN THE STATE OF OHIO—Continued

2-LIGHT WINDOWS—1⅜" CHECK RAIL—CLEAR WESTERN PONDEROSA PINE—TOXIC TREATED AND PREFIT

[For lugs, add per window $0.45]

Glass size	Ohio opening			Glass size	Ohio opening		
	Open	Glazed single strength B	Glazed double strength B		Open	Glazed single strength B	Glazed double strength B
16" x 16"	$1.50	$2.18	$2.37	26" x 24"	$1.97	$3.42	$4.11
16" x 18"	1.68	2.42	2.67	26" x 26"	2.01	3.69	4.76
16" x 20"	1.62	2.48	2.81	26" x 28"	2.06	3.98	5.11
16" x 24"	1.71	2.72	3.11	26" x 30"	2.28	4.77	6.81
16" x 28"	1.92	3.20	3.77	26" x 32"	2.48	4.92	6.96
16" x 30"	1.83	3.11	3.71	26" x 34"	2.54	5.58	6.81
16" x 36"	1.76	2.67	2.99	26" x 36"	2.58	5.63	6.87
18" x 18"	1.67	2.63	2.97	28" x 14"	1.92	3.12	3.63
18" x 20"	1.77	3.02	3.56	28" x 16"	1.58	3.29	3.92
18" x 24"	1.98	3.39	4.04	28" x 18"	2.03	3.54	4.25
18" x 26"	2.03	3.54	4.25	28" x 30"	2.10	3.69	4.41
18" x 28"	1.58	2.10	2.49	28" x 24"	2.01	3.69	4.76
20" x 14"	1.62	2.33	2.81	28" x 26"	2.06	4.22	5.11
20" x 16"	1.80	2.49	3.15	28" x 28"	2.10	4.50	5.81
20" x 18"	1.71	2.73	3.41	28" x 30"	2.36	4.82	5.87
20" x 20"	1.83	3.02	3.81	28" x 32"	2.54	5.58	6.81
20" x 24"	1.86	3.14	4.01	28" x 34"	2.58	5.63	6.87
20" x 26"	2.10	3.29	4.43	28" x 36"	2.66	6.06	7.50
20" x 28"	2.15	3.42	4.68	30" x 14"	1.95	3.26	3.78
20" x 30"	2.28	4.23	5.10	30" x 16"	2.03	3.45	4.08
20" x 32"	1.88	3.14	4.01	30" x 18"	2.10	3.69	4.41
22" x 24"	1.92	3.29	4.27	30" x 20"	2.15	3.86	4.68
22" x 26"	1.97	3.42	4.41	30" x 24"	2.06	3.87	5.06
22" x 28"	2.19	4.14	5.04	30" x 26"	2.10	4.50	5.71
22" x 30"	1.76	2.55	2.82	30" x 28"	2.18	4.55	5.71
22" x 32"	1.67	2.45	2.91	30" x 30"	2.42	5.49	6.75
24" x 14"	1.71	2.60	3.26	30" x 32"	2.58	5.63	6.87
24" x 16"	1.77	2.84	3.56	30" x 34"	2.66	6.06	7.50
24" x 18"	1.83	3.02	3.81	30" x 36"	2.70	6.11	7.55
24" x 20"	1.85	3.14	4.01	32" x 24"	2.42	4.85	5.91
24" x 22"	1.92	3.38	4.37	32" x 28"	2.54	5.58	6.81
24" x 24"	1.97	3.42	4.41	32" x 30"	2.58	5.63	6.87
24" x 26"	2.01	3.69	4.76	32" x 32"	2.66	----------	7.50
24" x 28"	2.06	3.87	5.06	32" x 36"	2.75	----------	8.70
24" x 30"	2.22	4.65	5.58	36" x 24"	2.54	5.25	6.44
24" x 32"	2.48	4.92	5.96	36" x 28"	2.66	6.06	7.50
24" x 34"	2.52	5.24	6.44	36" x 30"	2.70	6.11	7.55
24" x 36"	1.71	2.67	3.02	36" x 36"	2.78	5.75	6.98
26" x 14"	1.77	3.02	3.56	40" x 24"	2.80	6.81	8.46
26" x 16"	1.82	3.21	3.81	40" x 28"	2.96	6.89	8.55
26" x 18"	1.86	3.33	4.01				
26" x 20"							

Divided Light and Sash Extras

Add to 2-light window price as follows:

Rectangular lights up to and including lights 16" high, per light	$0.09
Rectangular lights over 16" high and up to and including lights 30" high, per light	.12
Rectangular lights over 30" high, per light	.18
(For rectangular lights formed by horizontal bars only, read width for height.)	

For half windows open or glazed, use half price of window and add	$0.12
For rabbeting special sash in pairs, add per pair	.48
For rabbeting bottom rails of sash or windows, add per sash	.23
Plowing for unique balance, add per window	.25
For ogee lugs on 2 and 4 check 1⅜-inch window only, add to window price	.45

PLANK WINDOW FRAMES—WESTERN PONDEROSA PINE

Glass size, 2-lights	5¼" frame wall, 1⅜" outside casing		9" brick wall, head and sill		Glass size, 2-lights	5¼" frame wall, 1¼" outside casing		9" brick wall, head and sill	
	Heads and sills	Sides	Heads and sills	Sides		Heads and sills	Sides	Heads and sills	Sides
20"	$1.89	----------	$2.04	----------	36"	$2.93	$2.36	$3.17	$2.55
24"	2.10	$1.65	2.27	$1.79	40"	3.30	2.72	2.60	2.50
28"	2.36	1.89	2.55	2.04	44"	3.65	2.94	3.90	3.18
30"	2.54	2.06	2.75	2.22	48"	----------	3.15	----------	3.39
32"	2.72	2.06	2.93	2.22					

EXTRAS

For smaller or intermediate sizes use next largest size.	
Add for nailing up sash frames	$0.50
For frames made for sash to pivot add	.68

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK DAYTON, OHIO, AREA INCLUDING BUTLER, MONTGOMERY, PREBLE AND WARREN COUNTIES IN THE STATE OF OHIO—Continued

INSIDE DOOR FRAMES

[Western ponderosa pine]

Design	Knocked down		Nailed up	
	2' 8" x 6' 8"	3' 0" x 7' 0"	2' 8" x 6' 8"	3' 0" x 7' 0"
1⅜" x 5¾" jamb	$4.05	$4.28	$4.65	$4.88
Jamb ⅝" x 5¼" stop ½" x 1⅝"	2.78	2.93	3.38	3.53
Jamb ⅝" x 5¼" No stops	2.25	2.39	2.85	2.99

YELLOW PINE

[Inside door frames]

Jamb 1¾" x 5⅜" rab. 2 sides	$2.88	$3.18	$3.48	$3.78
Jamb 1⅜" x 3½" rab. 1 side	2.28	2.52	2.88	3.12

CASED OPENINGS

6' 0" x 7' 0" and smaller	¾" x 5½" jambs and heads	$2.76
6' 0" x 7' 0" and smaller	1⅜" x 5½" jambs and heads	3.33

4-LIGHT WINDOWS—1⅜" CHECK RAIL

[Clear western Ponderosa pine—for lugs, add per window]

Glass size	Thickness (inches)	Ohio opening		Glass size	Thickness (inches)	Ohio opening	
		Open	Glazed, single strength B			Open	Glazed, single strength B
10" x 20"	1⅜	$2.15	$3.24	14" x 28"	1⅜	$2.63	$5.00
10" x 24"	1⅜	2.28	3.56	14" x 30"	1⅜	2.70	5.16
12" x 20"	1⅜	2.06	3.12	14" x 32"	1⅜	2.91	5.48
12" x 24"	1⅜	2.19	3.59	14" x 34"	1⅜	2.96	5.67
12" x 26"	1⅜	2.26	3.96	14" x 36"	1⅜	3.06	5.96
12" x 28"	1⅜	2.30	4.17	15" x 24"	1⅜	2.55	4.52
12" x 30"	1⅜	2.60	4.74	15" x 26"	1⅜	2.60	4.95
12" x 32"	1⅜	2.79	5.00	15" x 28"	1⅜	2.67	5.01
12" x 34"	1⅜	2.87	5.15	15" x 30"	1⅜	2.74	5.36
12" x 36"	1⅜	2.94	5.36	15" x 32"	1⅜	2.96	5.67
14" x 24"	1⅜	2.48	4.40	15" x 34"	1⅜	3.11	5.91
14" x 26"	1⅜	2.55	4.52	15" x 36"	1⅜	3.11	6.39

12-LIGHT WINDOWS—1⅜" CHECK RAIL

[Western Ponderosa pine—Prefit, plowed and bored, toxic treated]

Glass size	Thickness (inches)	Open	Glazed, single strength B	Glass size	Thickness (inches)	Open	Glazed, single strength B
8" x 8"	1⅜	$2.55	$3.77	10" x 15"	1⅜	$3.26	$5.54
8" x 10"	1⅜	2.52	4.02	10" x 16"	1⅜	3.45	5.93
8" x 12"	1⅜	2.87	4.59	10" x 18"	1⅜	3.57	6.56
9" x 12"	1⅜	2.70	4.41	10" x 20"	1⅜	3.95	7.82
9" x 14"	1⅜	2.81	4.76	12" x 14"	1⅜	3.39	5.99
10" x 10"	1⅜	2.91	4.55	12" x 16"	1⅜	3.69	6.48
10" x 12"	1⅜	2.79	4.82	12" x 18"	1⅜	3.50	7.38
10" x 14"	1⅜	3.15	5.36	12" x 20"	1⅜	3.95	7.82

2 LIGHT STORM SASH

[Toxic treated, glazed, 4½" wider and 8" longer than glass—western ponderosa pine]

Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed
16" x 16"	1⅜	$2.16	24" x 28"	1⅜	$3.69	28" x 28"	1⅜	$4.50
18" x 20"	1⅜	2.52	24" x 30"	1⅜	3.87	28" x 30"	1⅜	4.82
18" x 24"	1⅜	3.02	24" x 32"	1⅜	4.56	28" x 32"	1⅜	5.58
20" x 16"	1⅜	2.33	26" x 18"	1⅜	3.21	30" x 16"	1⅜	3.45
20" x 18"	1⅜	2.49	26" x 20"	1⅜	3.33	30" x 18"	1⅜	3.69
20" x 20"	1⅜	2.73	26" x 24"	1⅜	3.42	30" x 20"	1⅜	3.86
20" x 24"	1⅜	3.02	26" x 26"	1⅜	3.69	30" x 24"	1⅜	3.87
20" x 26"	1⅜	3.14	26" x 28"	1⅜	3.98	30" x 26"	1⅜	4.50
24" x 14"	1⅜	2.45	26" x 30"	1⅜	4.77	30" x 28"	1⅜	4.65
24" x 16"	1⅜	2.60	26" x 32"	1⅜	4.92	30" x 30"	1⅜	5.49
24" x 18"	1⅜	2.84	27" x 24"	1⅜	4.17	30" x 32"	1⅜	5.64
24" x 20"	1⅜	3.02	28" x 18"	1⅜	3.54	32" x 24"	1⅜	4.83
24" x 22"	1⅜	3.14	28" x 20"	1⅜	3.69	36" x 24"	1⅜	5.25
24" x 24"	1⅜	3.38	28" x 24"	1⅜	3.69	40" x 24"	1⅜	7.19
24" x 26"	1⅜	3.42	28" x 26"	1⅜	4.23			

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK DAYTON, OHIO, AREA INCLUDING BUTLER, MONTGOMERY, PREBLE AND WARREN COUNTIES IN THE STATE OF OHIO—Continued

1 LIGHT SINGLE SASH—1⅜" THICK

[Toxic treated western ponderosa pine]

Glass size	Open	Glazed, single strength	Glazed, double strength	Glass size	Open	Glazed, single strength	Glazed, double strength
16" x 18"	$1.01	$1.35	$1.53	28" x 26"	$1.23	$2.36	$2.93
16" x 20"	1.04	1.49	1.68	28" x 28"	1.25	2.51	3.12
16" x 24"	1.07	1.55	1.80	28" x 30"	1.28	2.55	3.17
16" x 28"	1.11	1.85	2.21	28" x 32"	1.37	2.97	3.69
16" x 30"	1.13	1.89	2.31	30" x 18"	1.16	1.97	2.42
18" x 20"	1.07	1.55	1.76	30" x 20"	1.19	2.06	2.51
18" x 24"	1.08	1.74	2.06	30" x 24"	1.25	2.31	2.88
18" x 28"	1.13	1.89	2.31	30" x 28"	1.31	2.55	3.17
18" x 30"	1.19	1.97	2.42	30" x 30"	1.32	2.93	3.65
20" x 16"	1.04	1.49	1.68	30" x 32"	1.43	2.99	3.74
20" x 18"	1.07	1.55	1.76	30" x 36"	1.47	3.24	4.07
20" x 20"	.99	1.64	1.89	32" x 18"	1.32	2.31	2.78
20" x 24"	1.02	1.74	2.09	32" x 20"	1.35	2.46	3.01
20" x 28"	1.08	1.85	2.28	32" x 24"	1.40	2.78	3.45
24" x 16"	.98	1.44	1.79	32" x 28"	1.44	3.24	4.07
24" x 18"	.99	1.64	1.94	32" x 30"	1.50	3.29	4.11
24" x 20"	1.02	1.74	2.09	32" x 32"	1.52	3.39	4.23
24" x 24"	1.04	1.89	2.37	32" x 36"	1.59	----	4.88
24" x 28"	1.08	1.94	2.37	36" x 20"	1.50	2.67	3.29
24" x 30"	1.11	2.04	2.58	36" x 24"	1.55	3.12	3.81
24" x 32"	1.13	2.18	2.72	36" x 28"	1.62	----	4.01
24" x 36"	1.32	2.54	3.17	36" x 30"	1.64	----	4.04
26" x 16"	1.07	1.74	2.06	36" x 32"	1.67	----	4.02
26" x 18"	1.08	1.80	2.16	36" x 36"	1.74	----	5.03
26" x 20"	1.11	1.89	2.31	40" x 40"	1.79	----	5.66
26" x 24"	1.19	2.06	2.51	44" x 20"	1.56	----	3.86
26" x 26"	1.20	2.16	2.72	44" x 24"	1.61	----	4.20
26" x 28"	1.23	2.37	2.93	44" x 28"	1.68	----	4.97
26" x 30"	1.25	2.51	3.19	44" x 30"	1.71	----	5.03
28" x 16"	1.11	1.76	2.15	44" x 32"	1.74	----	5.03
28" x 18"	1.13	1.89	2.31	48" x 24"	1.67	----	4.92
28" x 20"	1.16	1.97	2.42	48" x 28"	1.76	----	5.03
28" x 24"	1.20	2.16	2.72	48" x 30"	1.79	----	5.66

BARN SASH

[Western ponderosa pine]

Glass size	Thickness (inches)	4-light barn sash		6-light barn sash		9-light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1⅛	$0.89	$1.26	$1.04	$1.64	$1.44	$2.37
9" x 12"	1⅛	.95	1.43	1.16	1.89	----	2.94
10" x 12"	1⅛	.99	1.50	1.20	1.98	1.68	----
10" x 14"	1⅛	1.04	1.61	1.25	2.16	----	----
10" x 16"	1⅛	----	----	1.37	2.64	----	----

Glass size	Thickness (inches)	4-light barn sash		6-light barn sash		9-light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1⅛	$0.98	$1.35	$1.17	$1.76	$1.59	$2.55
9" x 12"	1⅛	1.07	1.53	1.31	2.01	----	----
10" x 12"	1⅛	1.16	1.61	1.35	2.10	1.91	3.17
10" x 14"	1⅛	1.17	1.74	1.41	2.31	----	----
10" x 16"	1⅛	----	----	1.58	2.82	----	----

EXTERIOR DOOR FRAMES—WESTERN PONDEROSA PINE

FOR FRAME CONSTRUCTION

[5¼-inch wall]—1⅛ outside casing

	With oak sill	No sill
2' 8" x 6' 8"	$8.85	$5.99
3' 0" x 6' 8"	9.44	6.15
3' 0" x 7' 0"	9.69	6.39

Add for nailing up $0.90

GARAGE DOOR FRAME

Jamb—1¾ x 5¼ inch western ponderosa pine (no outside casing or sill).
Not over 8' 0" x 8' 0"—knocked down $6.75

DOOR FRAME EXTRAS

Transom door frames (transom not over 1' 6" high, add $3.38
Side light door frame, figure 3 times price of single.
Circle top door frame, add to price of square head frame 9.53

FOR 9-INCH MASONRY CONSTRUCTION

(No sill)

	Knocked down	Nailed up
2' 8" x 6' 8"	$6.50	$7.40
3' 0" x 6' 8"	6.60	7.50
3' 0" x 7' 0"	6.83	7.73

FOR 10-INCH FURRED BRICK WALL

2' 8" x 6' 8"	$8.55	$9.45
3' 0" x 6' 8"	9.14	10.04
3' 0" x 7' 0"	9.45	10.35

FOR 13-INCH MASONRY CONSTRUCTION

2' 8" x 6' 8"	$10.71	$11.61
3' 0" x 6' 8"	10.88	11.78
3' 0" x 7' 0"	11.25	12.15

Treating door frames with "wood-life" preserver $0.24

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK DAYTON, OHIO, AREA INCLUDING BUTLER, MONTGOMERY, PREBLE AND WARREN COUNTIES IN THE STATE OF OHIO—Continued

EXTERIOR WINDOW FRAMES—WESTERN PONDEROSA PINE

[Important joints treated with wood preserver]

Glass size, 2-lights	5¼" frame wall, 1⅜" outside casing		9" brick wall, all head and sill		"Unique balance" frame		Glass size, 2-lights
	Heads and sills	Sides	Heads and sills	Sides	Heads and sills	Sides	
12"	----	$2.30	----	----	----	----	
14"	$1.34	2.51	$1.20	$3.06	$1.28	$1.64	14".
16"	1.44	2.66	1.28	3.26	1.35	1.79	16".
18"	1.70	2.82	1.35	3.53	1.44	1.97	18".
20"	1.79	3.06	1.44	3.81	1.55	2.13	20".
22"	1.89	3.24	1.67	4.05	1.76	2.30	22".
24"	1.98	3.38	1.74	4.28	1.86	2.45	24".
26"	2.07	3.53	1.83	4.47	1.95	2.57	26".
27"	2.15	----	----	----	2.00	----	27".
28"	2.15	3.66	1.91	4.86	2.03	2.72	28".
30"	2.31	3.95	1.98	4.92	2.10	2.91	30".
32"	2.49	4.11	2.07	5.39	2.21	3.18	32".
36"	2.67	4.52	2.31	5.90	2.48	3.54	36".
40"	2.97	----	2.49	----	2.66	----	40".

WINDOW FRAME EXTRAS

For nailing-up (N. U.) add to above $0.90
Mullion frames, add to price of 2 single frames ..... .45
Triple frames, add to price of 3 single frames 1.20
For brick house frames with moulded banging style instead of plain, add ..... .60
For cutting down heads and sills, add $0.90
For cutting down sides, add ..... .90
Long sill horns for corner construction, add to price of regular head and sill ..... .90
For frame house frame, add for hanging stile instead of casing 1.14

PORCH WORK—FIR

Colonial columns			Turned columns	
Sizes	Round cap and base	Paneled cap and base	Sizes	Turned center
6 inch x 8 feet	$5.40	----	4" x 4", 8 feet	$2.37
8 inch x 6 feet	6.15	$6.00	5" x 5", 8 feet	3.69
8 feet	6.75	7.47	6" x 6", 8 feet	5.31
10 inch x 8 feet	9.12	9.42	6" x 6", 10 feet	6.66
9 feet	10.38	10.41		
12 inch x 8 feet	----	11.19		
9 feet	----	12.30		

Add for splitting columns, $0.75.

FIR—PORCH NEWELS

Size	Square paneled, cap and base	Size	Square, turned cap
8 inch x 4 feet	$4.06	5" x 5" x 4 feet	$1.85
10 inch x 4 feet	5.16	6" x 6" x 4 feet	2.66

[F. R. Doc. 46-6009; Filed, Apr. 10, 1946; 2:00 p. m.]

[Region III Order G-13 Under Gen. Order 68]

STOCK MILLWORK IN PORTSMOUTH, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by General Order 68, it is ordered:

SECTION 1. *What this order does.* This order determines maximum prices for certain sales of the specified stock millwork items set forth in a price list designated Table 1, attached to this order and made a part hereof. These maximum prices shall be the only maximum prices for these items when sold to an ultimate user or to a purchaser for resale on an installed basis. It includes the type of sale referred to in the trade as a "contract sale" wherein the seller provides his own take off from plans and specifications, quotes a flat price, and guarantees enough material to complete the job.

SEC. 2. *Geographical applicability.* This order applies to all sales or deliveries made by any seller located in the area covered by this order, or any sales or delivery to any buyer located in this area. The area covered by this order shall consist of Lawrence, Pike and Scioto Counties in the State of Ohio.

SEC. 3. *Relationship to other orders and regulations.* This order supersedes MPR 44 and MPR 293 and the General Maximum Price Regulation for all sales of the listed items covered by this order. Sales of any items not specifically described in Table 1 remain subject to all applicable regulations issued by the Office of Price Administration.

SEC. 4. *Maximum prices, allowances and discounts.* (a) The prices set out in the attached table are the maximum prices which may be charged for the items shown whether purchased from manufacturers, jobbers or self-produced. Prices lower than the maximum prices may, of course, be charged or paid. Any seller may quote on a contract basis, wherein he takes off quantities from blueprints and guarantees sufficient material to finish the job, without violating this order; *Provided*, He maintains records showing complete calculations for such item in his contract price and provided that the contract price is based on prices permitted by this order as well as any other applicable regulation. If quotations are made on a contract basis, however, and the quantity of stock millwork actually furnished is valued at less than the contract price, the maximum charge which may be made is the total of the maximum price for the items actually furnished and not the contract price.

(b) The prices set out in the Table 1 are base prices for sales to ultimate users and are subject to the following condition;

(1) For all sales made to bona fide "resellers on an installed basis", a discount of not less than 2% of the net invoice for payment on or before the tenth of the calendar month following the date of delivery. This discount shall not apply on sales quoted and sold on a contract basis.

(c) *Delivery additions.* The prices set in this order include all additions or charges for delivery. No deduction need be made where the purchaser elects to make his own delivery. In those cases

BARN SASH

[Western ponderosa pine]

Glass size	Thickness (inches)	4-light barn sash		6-light barn sash		9-light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1⅜	$0.89	$1.26	$1.04	$1.64	$1.44	$2.37
9" x 12"	1⅜	.95	1.43	1.16	1.89		
10" x 12"	1⅜	.99	1.50	1.20	1.98	1.68	2.94
10" x 14"	1⅜	1.04	1.61	1.25	2.16		
10" x 16"	1⅜			1.37	2.64		

Glass size	Thickness (inches)	4-light barn sash		6-light barn sash		9-light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1⅜	$0.98	$1.35	$1.17	$1.76	$1.59	$2.7
9" x 12"	1⅜	1.07	1.53	1.31	2.01		
10" x 12"	1⅜	1.16	1.61	1.35	2.10	1.91	3.17
10" x 14"	1⅜	1.17	1.74	1.41	2.31		
10" x 16"	1⅜			1.58	2.82		

EXTERIOR DOOR FRAMES—WESTERN PONDEROSA PINE

FOR FRAME CONSTRUCTION

[5⅛-inch wall]—1⅜ outside casing

	With oak sill	No sill
2' 8" x 6' 8"	$8.85	$5.99
3' 0" x 6' 8"	9.44	6.15
3' 0" x 7' 0"	9.69	6.38

Add for nailing up $0.90

GARAGE DOOR FRAME

Jamb—1¾ x 5¼ inch western ponderosa pine (no outside casing or sill).
Not over 8' 0" x 8' 0"—knocked down $6.75

DOOR FRAME EXTRAS

Transom door frames (transom not over 1' 6" high, add $3.38
Side light door frame, figure 3 times price of single.
Circle top door frame, add to price of square head frame 9.53

FOR 9-INCH MASONRY CONSTRUCTION

(No sill)

	Knocked down	Nailed up
2' 8" x 6' 8"	$6.50	$7.40
3' 0" x 6' 8"	6.60	7.50
3' 0" x 7' 0"	6.83	7.75

FOR 10-INCH FURRED BRICK WALL

2' 8" x 6' 8"	$8.55	$9.45
3' 0" x 6' 8"	9.14	10.04
3' 0" x 7' 0"	9.45	10.35

FOR 12-INCH MASONRY CONSTRUCTION

2' 8" x 6' 8"	$10.71	$11.61
3' 0" x 6' 8"	10.88	11.78
3' 0" x 7' 0"	11.25	12.15

Treating door frames with "wood-life" preserver $0.54

	2.07	3.53	1.83	4.47	1.95	2.57	26"
	2.15				2.00		27"
	2.15	3.66	1.91	4.86	2.03	2.72	28"
	2.31	3.95	1.98	4.92	2.10	2.91	30"
	2.49	4.11	2.07	5.39	2.21	3.18	32"
	2.47	4.32	2.31	5.90	2.48	3.54	36"
	2.97		2.49		2.66		40"

WINDOW FRAME EXTRAS

For casing up "N. U." add to above	$0.90	For cutting down heads and sills, add	$0.90
For mullion frames, add to price of 2 single frames	.45	For cutting down sides, add	.90
	1.90	Long sill horns for corner construction, add to price of regular head and sill	.60
For brick house frames with moulded hanging style instead of plain, add	.60	For frame house frame, add for mullion	1.10

PORCH WORK—FIR

Size	Colonial columns		Turned columns		Turned center
	Round cap and base	Paneled cap and base	Size		Turned center
8 inch x 8 feet	$8.40		4" x 4", 8 feet		$2.17
8 inch x 9 feet	9.15		5" x 5", 8 feet		3.99
8 inch x 10 feet	9.78		5" x 5", 8 feet		5.10
10 inch x 8 feet	9.12		6" x 6", 8 feet		6.66
10 inch x 9 feet	10.28		6" x 6", 10 feet		
10 inch x 10 feet					
12 inch x 8 feet					
12 inch x 9 feet					

Add for splitting columns, $0.75.

FIR—PORCH NEWELS

Size	Square paneled, cap and base	Size	Square, turned cap
8 inch x 4 feet	$4.08	5" x 5" x 4 feet	$1.85
10 inch x 4 feet	5.16	6" x 6" x 4 feet	2.66

[F. R. Doc. 46-6009; Filed, Apr. 10, 1946; 2:00 p. m.]

[Region III Order G-13 Under Gen. Order 68]

STOCK MILLWORK IN PORTSMOUTH, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by General Order 68, it is ordered:

SECTION 1. *What this order does.* This order determines maximum prices for certain sales of the specified stock millwork items set forth in a price list designated Table 1, attached to this order and made a part hereof. These maximum prices shall be the only maximum prices for these items when sold to an ultimate user or to a purchaser for resale on an installed basis. It includes the type of sale referred to in the trade as a "contract sale" wherein the seller provides his own take off from plans and specifications, quotes a flat price, and guarantees enough material to complete the job.

SEC. 2. *Geographical applicability.* This order applies to all sales or deliveries made by any seller located in the area covered by this order, or any sales or delivery to any buyer located in this area. The area covered by this order shall consist of Lawrence, Pike and Scioto Counties in the State of Ohio.

SEC. 3. *Relationship to other orders and regulations.* This order supersedes MPR 44 and MPR 293 and the General Maximum Price Regulation for all sales of the listed items covered by this order. Sales of any items not specifically described in Table 1 remain subject to all applicable regulations issued by the Office of Price Administration.

SEC. 4. *Maximum prices, allowances and discounts.* (a) The prices set out in the attached table are the maximum prices which may be charged for the items shown whether purchased from manufacturers, jobbers or self-produced. Prices lower than the maximum prices may, of course, be charged or paid. Any seller may quote on a contract basis, wherein he takes off quantities from blueprints and guarantees sufficient material to finish the job, without violating this order; *Provided,* He maintains records showing complete calculations for such item in his contract price and provided that the contract price is based on prices permitted by this order as well as any other applicable regulation. If quotations are made on a contract basis, however, and the quantity of stock millwork actually furnished is valued at less than the contract price, the maximum charge which may be made is the total of the maximum price for the items actually furnished and not the contract price.

(b) The prices set out in the Table 1 are base prices for sales to ultimate users and are subject to the following condition;

(1) For all sales made to bona fide "resellers on an installed basis", a discount of not less than 2% of the net invoice for payment on or before the tenth of the calendar month following the date of delivery. This discount shall not apply on sales quoted and sold on a contract basis.

(c) *Delivery additions.* The prices set in this order include all additions or charges for delivery. No deduction need be made where the purchaser elects to make his own delivery. In those cases

where the stock millwork is taken from the stock of a retailer's warehouse and located on cars for shipment to a purchaser for resale on an installed basis or ultimate consumer in a different area, the prices are f. o. b. cars.

SEC. 5. *Notification.* Each seller subject to this order and making sales covered by this order shall keep for inspection by any purchaser, and make available to such purchaser upon request, a copy of this order together with the price lists and prices established by this order.

SEC. 6. *Invoice.* Each seller subject to this order shall furnish to every buyer within ten (10) days after making a sale of any items covered by this order an invoice containing a sufficiently complete description of the millwork items sold to show whether or not the price is within the maximum permitted. Items covered by the order shall be invoiced by the same description as listed in the attached price list.

SEC. 7. *Record keeping.* Each seller must keep at his place of business available for inspection by representatives of the OPA so long as the Emergency Price Control Act of 1942 is amended or remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services invoiced, and the prices charged.
5. If the stock millwork is sold on a firm contract price basis and includes two or more different items, the seller must keep a record describing his calculations of such item sold by reason of such firm contract price.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices set forth in the price list attached hereto.

(b) All sales shall be made subject to the allowances and discounts set forth herein. Every seller shall be subject to the notification invoice and record provisions set forth above. No provision to this order shall supersede any requirement or prohibition set forth in any price regulation except insofar as the requirements of this order are inconsistent with requirements of any other regulation or order issued by the Office of Price Administration. Persons violating any provision of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942.

SEC. 9. *Posting.* Every seller making a sale covered by this order shall post a copy of the list of maximum prices fixed by this order.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 29, 1946.

Issued: March 15, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—RETAIL MAXIMUM PRICES MILLWORK PORTSMOUTH AREA INCLUDING LAWRENCE, PIKE AND SCIOTO COUNTIES IN OHIO

INTERIOR WESTERN PONDEROSA PINE DOORS

[Ovolo sticking]

Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S & R fir panels	2 vertical W. P. P. S & R fir panels	6 panel colonial No. 1, W. P.
2'0" x 6'0"	1¾"	$5.42						
2'0" x 6'0"	1⅜"	6.02	$6.02					
2'6" x 6'0"	1⅜"	7.22						
1'6" x 6'8"	1⅜"		6.72			$6.77	$6.90	$7.55
1'6" x 7'0"	1⅜"					7.32		
1'8" x 6'8"	1⅜"					6.77	6.90	7.70
1'10" x 6'8"	1⅜"							7.74
2'0" x 6'0"	1⅜"	6.06	6.06	6.06	5.82	5.81	5.94	6.81
2'0" x 6'6"	1⅜"	6.54	6.36			6.09	6.41	7.10
2'0" x 6'8"	1⅜"	6.65	6.47	6.65		6.20	6.51	7.19
2'0" x 6'10"	1⅜"	7.55	7.11			7.23		
2'0" x 7'0"	1⅜"	7.64	7.20	7.64		7.32	7.49	8.45
2'2" x 6'8"	1⅜"		7.01			7.13	7.28	8.24
2'2" x 7'0"	1⅜"		8.03			7.70	7.86	8.81
2'4" x 6'0"	1⅜"					7.08		
2'4" x 6'4"	1⅜"	7.55						
2'4" x 6'6"	1⅜"	6.99	6.99			6.71	6.84	7.11
2'4" x 6'8"	1⅜"	7.16	7.16	7.16		6.84	7.01	7.88
2'4" x 6'10"	1⅜"	8.30	8.30			7.97	8.12	
2'4" x 7'0"	1⅜"	8.42	8.42	8.42		8.06	8.24	9.18
2'6" x 6'0"	1⅜"	7.64	7.64			7.32	7.05	8.45
2'6" x 6'6"	1⅜"	7.58	7.35	7.58	7.36	7.05	7.19	8.06
2'6" x 6'8"	1⅜"	7.68	7.46	7.68		7.82	7.29	8.16
2'6" x 6'10"	1⅜"	8.67	8.18			8.33	8.49	
2'6" x 7'0"	1⅜"							
2'8" x 6'8"	1⅜"							
2'8" x 6'10"	1⅜"							
2'8" x 7'0"	1⅜"							
2'10" x 6'0"	1⅜"							
2'10" x 6'8"	1⅜"							
2'10" x 6'10"	1⅜"							
2'10" x 7'0"	1⅜"							
3'0" x 6'8"	1⅜"							
3'0" x 7'0"	1⅜"							
2'6" x 7'0"	1¾"							
2'8" x 6'8"	1¾"							
2'8" x 7'0"	1¾"							
2'10" x 6'10"	1¾"							
2'10" x 7'0"	1¾"							
3'0" x 6'8"	1¾"							
3'0" x 7'0"	1¾"							

FIR GLASS DOORS

[No. 2 quality]

Stock sizes	Thickness (inches)	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2'6" x 6'6"	1⅜	$6.41	$7.25	$6.77	$7.68	$6.90	$7.80	$7.14	$8.19
2'6" x 6'8"	1⅜	6.50	7.40	6.86	7.83	6.99	7.95	7.23	8.34
2'8" x 6'8"	1⅜	6.68	7.68	7.04	8.12	7.17	8.25	7.46	8.64
2'10" x 6'10"	1⅜	$7.44	$9.26	$7.80	$9.42	$7.92	$9.54	$8.16	$9.96
3'0" x 7'0"	1⅜	7.88	9.90	8.24	10.05	8.36	10.17	8.61	10.59

2-LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness (inches)	Open	Glazed, single strength
12" x 14"	1⅜	$0.93	$1.34
12" x 16"	1⅜	.98	1.44
12" x 18"	1⅜	1.01	1.61
14" x 12"	1⅜	1.08	1.62
14" x 14"	1⅜	1.08	1.62
14" x 15"	1⅜	1.13	1.76
14" x 16"	1⅜	1.13	1.76
14" x 18"	1⅜	$1.16	$1.83
14" x 20"	1⅜	1.19	1.89
15" x 12"	1⅜	1.08	1.59
15" x 14"	1⅜	1.13	1.83
15" x 16"	1⅜	1.16	1.83
15" x 18"	1⅜	1.19	1.89
15" x 20"	1⅜	1.20	2.10

TABLE 1—RETAIL MAXIMUM PRICES MILLWORK PORTSMOUTH AREA INCLUDING LAWRENCE, PIKE AND SCIOTO COUNTIES IN OHIO—Continued

8-LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness	Open	Glazed, single strength	Glass size	Thickness	Open	Glazed, single strength
8" x 10"	1⅜	$0.90	$1.17	10" x 16"	1⅜	$1.08	$1.79
10" x 12"	1⅜	1.02	1.38	10" x 18"	1⅜	1.20	1.98
10" x 14"	1⅜	1.07	1.58	10" x 20"	1⅜	1.25	2.10

HOTBED SASH

Sash opening	Open	Glazed	Number rows glass	Sash opening	Open	Glazed	Number rows glass
3' 0" x 6' 0"—1⅜	$3.14	$6.29	3	4' 0" x 6' 0"—1⅜	$5.57	$9.45	4

KNOCKED DOWN SASH PARTS, TOXIC TREATED—WESTERN PONDEROSA PINE

[1⅜" 2 check windows—Ohio knocked down wood parts—"profit"]

Glass	Stile or top rail	Check rail	Bottom rail	Glass	Stile or top rail	Check rail	Bottom rail
12"	$0.17	$0.14	$0.20	30"	$0.27	$0.23	$0.36
14"	.18	.14	.23	32"	.30	.24	.39
16"	.18	.15	.24	34"	.32	.26	.41
18"	.20	.17	.26	36"	.33	.27	.44
20"	.21	.18	.27	38"	.33	.27	.44
22"	.23	.18	.29	40"	.36	.29	.50
24"	.23	.20	.30	42"	.39	.30	.50
26"	.24	.20	.33	44"	.42	.33	.54
28"	.26	.21	.33	48"	.48	.39	.65

For ogee lugs (Cincinnati opening only) add for complete set (4 stiles)—$0.45.

CUPBOARD DOORS 1⅜"—1 PANEL WESTERN PONDEROSA PINE

1' 4" x 2' 0"	$1.37	1' 4" x 3' 0"	$1.86	1' 4" x 4' 0"	$2.42	1' 4" x 5' 0"	$3.08
1' 6" x 2' 0"	1.46	1' 6" x 3' 0"	1.95	1' 6" x 4' 0"	2.55	1' 6" x 5' 0"	3.27
1' 8" x 2' 0"	1.50	1' 8" x 3' 0"	2.13	1' 8" x 4' 0"	2.76	1' 8" x 5' 0"	3.54
2' 0" x 2' 0"	1.73	2' 0" x 3' 0"	2.37	2' 0" x 4' 0"	3.08	2' 0" x 5' 0"	3.95
1' 4" x 2' 6"	1.68	1' 4" x 3' 6"	2.18	1' 4" x 4' 6"	2.76	2' 0" x 6' 0"	4.41
1' 6" x 2' 6"	1.77	1' 6" x 3' 6"	2.28	1' 6" x 4' 6"	2.91	2' 6" x 6' 0"	5.19
1' 8" x 2' 6"	1.91	1' 8" x 3' 6"	2.51	1' 8" x 4' 6"	3.18		
2' 0" x 2' 6"	2.13	2' 0" x 3' 6"	2.76	2' 0" x 4' 6"	3.50		

FIR PANEL DOORS

Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2	Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2
2' 0" x 6' 0"	1⅜"				$4.59	2' 4" x 7' 0"	1⅜"	$7.04	$6.84		
2' 6" x 6' 6"	1⅜"				5.28	2' 6" x 6' 0"	1⅜"	6.29	6.12		$6.12
2' 8" x 6' 8"	1⅜"				5.49	2' 6" x 6' 8"	1⅜"	6.02	5.85		5.85
1' 6" x 6' 8"	1⅜"	$5.63	$5.48	$5.81		2' 6" x 6' 8"	1⅜"	6.09	5.94	$6.27	5.94
2' 0" x 6' 0"	1⅜"	5.25	5.12		5.12	2' 6" x 7' 0"	1⅜"	6.81	6.63		
2' 0" x 6' 6"	1⅜"	5.49	5.34			2' 8" x 6' 8"	1⅜"	6.27	6.09	6.45	6.09
2' 0" x 6' 8"	1⅜"	5.63	5.48	5.81	5.48	2' 8" x 7' 0"	1⅜"	6.98	6.80		
2' 0" x 6' 8"	1⅜"	6.68	6.50			2' 10" x 6' 10"	1⅜"	7.65	7.44		7.44
2' 0" x 7' 0"	1⅜"	5.85	5.69			2' 10" x 7' 0"	1⅜"	7.73	7.52		
2' 4" x 6' 6"	1⅜"	5.94	5.78	6.12	5.78	3' 0" x 7' 0"	1⅜"	8.09	7.88		7.41
2' 4" x 6' 8"	1⅜"										

WESTERN PONDEROSA PINE GLASS DOORS

Stock sizes	Thickness	N. D. 500		N. D. 502		N. D. 514		N. D. 530		N. D. 531		N. D. 532		N. D. 559		N. D. 561		N. D. 562		N. D. 567	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1⅜"																			$7.40	$9.39
2' 6" x 6' 8"	1⅜"																			7.44	9.48
2' 8" x 6' 8"	1⅜"	$8.45	$10.44	$9.33	$12.00	$7.44	$9.38	$8.07	$8.93	$8.91	$9.59	$9.42	$11.22	$7.28	$10.19	$8.72	$10.37	$9.08	$11.07	7.65	9.90
3' 0" x 6' 8"	1⅜"													7.59	11.30	9.03	11.91				
2' 10" x 6' 10"	1⅜"	9.14	12.41	10.89	13.80	8.07	11.34	8.76	10.16	9.60	11.54	10.11	12.45	7.86	11.12	9.30	12.18	9.68	12.63	8.24	11.15
2' 8" x 7' 0"	1⅜"	9.03	12.29	10.77	13.63	7.97	10.88	8.61	10.02	9.45	10.62	9.93	12.09							8.19	11.10
2' 10" x 7' 0"	1⅜"	9.23	12.86	10.95	14.18	8.12	11.39	8.81	11.06	9.68	11.60	10.14	12.60							8.34	11.58
3' 0" x 7' 0"	1⅜"	9.45	13.16	11.19	14.51	8.34	12.05	9.03	10.64	9.87	12.02	10.35	12.84	8.12	12.14	9.56	12.78	9.93	13.05	8.49	11.76
2' 6" x 6' 8"	1⅜"					10.19	12.42	10.94	12.51	12.02	13.44	12.60	14.31	10.07	12.98	11.97	13.31	12.48	15.09		
2' 8" x 6' 8"	1⅜"	11.87	14.76	14.27	17.07	10.43	12.18	11.22	11.82	12.30	13.04	12.87	14.70	10.29	13.20	12.20	13.67	12.72	14.51	10.71	12.96
2' 10" x 6' 8"	1⅜"					10.64	13.55	11.51	12.60	12.59	13.70	13.89	16.24							10.94	13.41
3' 0" x 6' 8"	1⅜"	12.44	15.69	14.85	17.84	10.94	13.41	11.79	13.02	12.87	13.98	13.45	15.66	10.76	14.46	12.66	14.69	13.17	15.09	11.15	14.06
2' 10" x 6' 10"	1⅜"	12.87	16.14	15.32	18.23	11.33	14.60	12.20	14.19	13.29	15.23	13.89	16.24	11.15	14.42	13.05	15.95	13.59	16.55	11.57	14.48
2' 6" x 7' 0"	1⅜"					10.94	13.85														
2' 8" x 7' 0"	1⅜"	12.77	16.04	15.18	18.23	11.22	14.13	12.02	14.03	13.13	14.93	13.69	15.84							11.69	14.94
2' 10" x 7' 0"	1⅜"	13.05	16.32	15.47	18.51	11.45	14.70	12.38	14.61	13.46	15.39	14.04	16.50	11.51	15.53	13.41	15.71	13.92	16.11	11.97	15.23
3' 0" x 7' 0"	1⅜"	13.34	17.04	15.75	19.07	11.73	14.58	12.66	14.06	13.74	15.00	14.31	16.80								

TABLE 1—RETAIL MAXIMUM PRICES MILLWORK PORTSMOUTH AREA INCLUDING LAWRENCE, PIKE AND SCIOTO COUNTIES IN OHIO—Continued

WESTERN PONDEROSA PINE GLASS DOORS—continued

Stock sizes	Thickness (inches)	N. D. 588		N. D. 589		N. D. 591		N. D. 592		N. D. 594		N. D. 635		N. D. 638		N. D. 641		N. D. 642	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2′ 6″ x 6′ 6″	1¾″	$8.24	$9.98	$8.76	$10.74														
2′ 6″ x 6′ 8″	1¾″			8.81	11.10														
2′ 8″ x 6′ 8″	1¾″	8.49	10.61	9.03	11.01	$8.34	$9.15	$9.06	$10.11	$9.53	$10.73	$7.92	$11.94	$8.34	$12.06	$9.08	$11.88	$9.60	$12.60
3′ 0″ x 6′ 8″	1¾″									10.89	12.24	8.24	12.99	9.41	13.20	9.36	12.57	9.87	13.25
2′ 10″ x 6′ 10″	1¾″	9.00	11.28	9.60	12.00	10.02	11.06	10.82	11.96	11.31	12.62	8.54	13.31	9.69	14.09	9.65	12.73	10.16	13.50
2′ 8″ x 7′ 0″	1¾″	9.03	11.18	9.56	12.00							8.49	13.26	9.65	13.98	9.60	12.66	10.11	13.38
2′ 10″ x 7′ 0″	1¾″			9.72	12.41	10.52	11.58	11.31	12.48	11.78	13.13	8.66	13.43	9.78	14.45	9.74	12.90	10.25	13.58
3′ 0″ x 7′ 0″	1¾″	9.33	11.91	9.87	12.56							8.81	13.82	9.92	14.03	9.87	13.22	10.40	13.97
2′ 6″ x 6′ 8″	1¾″																		
2′ 8″ x 6′ 8″	1¾″	11.79	13.89	12.48	14.46	11.69	12.62	12.57	13.61	13.10	14.31	10.68	14.49	11.82	15.98	12.92	14.90	13.59	15.80
2′ 10″ x 6′ 10″	1¾″			12.72	15.21														
2′ 6″ x 7′ 0″	1¾″			12.95	15.44	12.32	13.32	13.20	14.31	13.73	15.03	10.86	15.27	13.38	16.95	13.38	15.72	14.06	16.50
2′ 8″ x 7′ 0″	1¾″			13.34	15.83	14.03	15.06	15.00	16.14	15.57	16.89	12.30	17.07	13.79	18.18	13.79	16.89	14.45	17.78
2′ 10″ x 7′ 0″	1¾″											12.26	17.03	13.74	18.08	13.73	16.80	14.40	17.67
3′ 0″ x 7′ 0″	1¾″			13.46	16.14	14.31	15.38	15.29	16.46	15.87	17.18	12.48	17.25	13.94	18.60	13.94	17.12	14.61	17.94
	1¾″			13.74	16.43	13.41	14.42	14.31	15.44	14.85	16.14	11.64	16.28	14.15	18.02	14.16	16.58	14.82	17.42
	1¾″																		

SIDELIGHTS—WESTERN PONDEROSA PINE NO. 1

Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.		Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
1′ 2″ x 6′ 8″	1¾″	$4.56	$6.20	$6.15	$8.45	$4.52	$6.51	$6.42	$8.87	1′ 2″ x 6′ 8″	1¾″	$6.11	$7.74	$8.09	$10.46	$6.05	$8.04	$7.82	$10.26
1′ 2″ x 7′ 0″	1⅜″	4.89	6.51	6.48	8.78	4.83	6.53	6.75	9.20	1′ 2″ x 7′ 0″	1¾″	6.51	8.13	8.52	10.80	6.44	8.45	8.19	10.64

1¾″ COLONIAL ENTRANCE DOORS

[No. 1 western ponderosa pine]

	2′ 8″ x 6′ 8″		3′ 0″ x 6′ 8″		3′ 0″ x 7′ 0″			2′ 8″ x 6′ 8″		3′ 0″ x 6′ 8″		3′ 0″ x 7′ 0″	
6 pan. ¾″ heavy panel			$14.73		$15.71		6 pan. ¾″ heavy panel			$14.73		$15.71	
8 pan. ¾″ heavy panel			14.90		15.89		8 pan. ¾″ heavy panel			14.90		15.89	
	Open	Glazed	Open	Glazed	Open	Glazed		Open	Glazed	Open	Glazed	Open	Glazed
Design N. D. 610			$29.27	$32.45	$29.97	$33.18	Design N. D. 512			$14.67	$18.84	$15.53	$19.89
Design N. D. 607			26.07	28.01	27.90	30.02	Design N. D. 612			24.66	28.02	25.37	29.07
Design N. D. 608			33.54	35.15	34.23	37.40	Design N. D. 600			20.93	22.61	22.44	24.12
Design N. D. 612 Dutch			29.21	32.58	29.90	33.60							

FRENCH DOORS

[Stiles and top rail 4¾″—western ponderosa pine]

Stock sizes	Thickness	N. D. 625		N. D. 626		N. D. 627		Stock sizes	Thickness	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed			Glazed	Open	Glazed	Open	Glazed	Open
2′ 0″ x 6′ 8″	1¾″	$6.90	$8.79	$7.14	$9.83			2′ 6″ x 7′ 0″	1¾″	$7.49	$10.76	$7.28	$10.70	$8.24	$11.91
2′ 6″ x 6′ 8″	1¾″	7.06	9.45	6.92	10.22	$7.19	$10.49	3′ 0″ x 7′ 0″	1¾″					8.48	12.41
2′ 8″ x 6′ 8″	1⅜″			6.96	10.40	7.23	10.56	2′ 6″ x 6′ 8″	1¾″					10.13	13.43
2′ 0″ x 7′ 0″	1⅜″	7.26	9.78					3′ 0″ x 7′ 0″	1¾″					11.99	15.92

T. astragal for folding doors—western ponderosa pine $0.90.

GARAGE DOORS

Stock sizes	Thickness (inches)	Glass size	Fir		Western ponderosa pine		Stock sizes	Thickness (inches)	Glass size	Fir		Western ponderosa pine	
			Design N. D. 720–722		Design N. D. 720					Design N. D. 720–722		Design N. D. 720	
			Open	Glazed	Open	Glazed				Open	Glazed	Open	Glazed
8′ 0″ x 7′ 0″	1¾	12 x 13	$21.80	$23.96	$25.55	$27.99	8′ 0″ x 8′ 0″	1¾	12 x 16	$21.30	$23.96	$26.52	$28.97
8′ 0″ x 7′ 6″	1¾	12 x 16	21.30	23.96	26.03	28.49							

TABLE 1—RETAIL MAXIMUM PRICES MILLWORK PORTSMOUTH AREA INCLUDING LAWRENCE, PIKE AND SCIOTO COUNTIES IN OHIO—Continued

2-LIGHT WINDOWS—1⅜″ CHECK RAIL—CLEAR WESTERN PONDEROSA PINE—TOXIC TREATED AND PREFIT

[For lugs, add per window $0.45]

Glass size	Ohio opening			Glass size	Ohio opening		
	Open	Glazed, single strength B	Glazed, double strength B		Open	Glazed, single strength B	Glazed, double strength B
16″ x 16″	$1.50	$2.18	$2.37	26″ x 24″	$1.97	$3.42	$4.41
16″ x 18″	1.68	2.42	2.67	26″ x 26″	2.01	3.69	4.76
16″ x 20″	1.62	2.48	2.81	26″ x 28″	2.06	3.98	5.13
16″ x 24″	1.71	2.72	3.11	26″ x 30″	2.28	4.77	5.48
16″ x 26″	1.92	3.20	3.77	26″ x 32″	2.48	4.92	5.96
16″ x 28″	1.83	3.11	3.71	26″ x 34″	2.54	5.58	6.81
18″ x 18″	1.76	2.67	2.99	26″ x 36″	2.58	5.63	6.87
18″ x 20″	1.67	2.63	2.97	28″ x 14″	1.92	3.12	3.63
18″ x 24″	1.77	3.02	3.56	28″ x 16″	1.98	3.29	3.92
18″ x 26″	1.98	3.39	4.04	28″ x 18″	2.03	3.54	4.25
18″ x 28″	2.03	3.54	4.25	28″ x 20″	2.10	3.69	4.43
20″ x 14″	1.58	2.10	2.49	28″ x 24″	2.01	3.69	4.76
20″ x 16″	1.62	2.33	2.81	28″ x 26″	2.06	4.22	5.13
20″ x 18″	1.80	2.49	3.15	28″ x 28″	2.10	4.50	5.51
20″ x 20″	1.71	2.73	3.41	28″ x 30″	2.36	4.82	5.87
20″ x 24″	1.83	3.02	3.81	28″ x 32″	2.54	5.58	6.81
20″ x 26″	1.86	3.14	4.01	28″ x 34″	2.58	5.63	6.87
20″ x 28″	2.10	3.29	4.43	28″ x 36″	2.66	6.06	7.50
20″ x 30″	2.15	3.42	4.68	30″ x 14″	1.95	3.26	3.78
20″ x 32″	2.28	4.23	5.10	30″ x 16″	2.03	3.45	4.08
22″ x 24″	1.88	3.14	4.01	30″ x 18″	2.10	3.69	4.43
22″ x 26″	1.92	3.29	4.27	30″ x 20″	2.15	3.86	4.68
22″ x 28″	1.97	3.42	4.41	30″ x 24″	2.06	3.87	5.06
22″ x 30″	2.19	4.14	5.04	30″ x 26″	2.10	4.50	5.51
24″ x 12″	1.76	2.55	2.82	30″ x 28″	2.18	4.55	5.54
24″ x 14″	1.67	2.45	2.91	30″ x 30″	2.42	5.49	6.75
24″ x 16″	1.71	2.60	3.26	30″ x 32″	2.58	5.63	6.87
24″ x 18″	1.77	2.84	3.56	30″ x 34″	2.66	6.06	7.50
24″ x 20″	1.83	3.02	3.81	30″ x 36″	2.70	6.11	7.55
24″ x 22″	1.85	3.14	4.01	32″ x 24″	2.42	4.85	5.91
24″ x 24″	1.92	3.38	4.37	32″ x 28″	2.54	5.58	6.81
24″ x 28″	1.97	3.42	4.41	32″ x 30″	2.58	5.63	6.87
24″ x 38″	2.01	3.69	4.76	32″ x 32″	2.66		7.50
24″ x 30″	2.06	3.87	5.06	32″ x 36″	2.75		8.39
24″ x 32″	2.22	4.65	5.58	36″ x 24″	2.54	5.25	6.44
24″ x 34″	2.48	4.92	5.96	36″ x 28″	2.66	6.06	7.50
24″ x 36″	2.52	5.24	6.44	36″ x 30″	2.70	6.11	7.55
26″ x 14″	1.71	2.67	3.02	40″ x 24″	2.78	5.75	6.98
26″ x 16″	1.77	3.02	3.56	40″ x 28″	2.90	6.81	8.46
26″ x 18″	1.82	3.21	3.81	40″ x 30″	2.96	6.89	8.55
26″ x 20″	1.86	3.33	4.01				

Divided Light and Sash Extras

Add to 2-light window price as follows:

Rectangular lights up to and including lights 16″ high, per light	$0.09
Rectangular lights over 16″ high and up to and including lights 30″ high, per light	.12
Rectangular lights over 30″ high, per light	.18

(For rectangular lights formed by horizonal bars only, read width for height.)

For half windows open or glazed, use half price of window and add	$0.12
For rabbeting special sash in pairs, add per pair	.48
For rabbeting bottom rails of sash or windows, add per sash	.23
Plowing for unique balance, add per window	.25
For ogee lugs on 2 and 4 check 1⅜-inch window only, add to window price	.45

PLANE WINDOW FRAMES, WESTERN PONDEROSA PINE

Glass size 2-lights	5⅛″ frame wall, 1⅜″ outside casing		9″ brick wall head and sill		Glass size 2-lights	5⅛″ frame wall, 1⅜″ outside casing		9″ brick wall head and sill	
	Heads and sills	Sides	Heads and sills	Sides		Heads and sills	Sides	Heads and sills	Sides
20″	$1.89		$2.04		36″	$2.93	$2.36	$3.17	$2.55
24″	2.10	$1.65	2.27	$1.79	40″	3.30	2.72	3.60	2.93
28″	2.36	1.89	2.55	2.04	44″	3.65	2.94	3.90	3.18
30″	2.54	2.06	2.75	2.22	48″		3.15		3.39
32″	2.72	2.06	2.93	2.22					

EXTRAS

For smaller or intermediate sizes use next largest size.	$0.90
Add for nailing up sash frames	.68
For frames made for sash to pivot add	

INSIDE DOOR FRAMES, WESTERN PONDEROSA PINE

Design	Knocked down		Nailed up	
	2′ 8″ x 6′ 8″	3′ 0″ x 7′ 0″	2′ 8″ x 6′ 8″	3′ 0″ x 7′ 0″
13/16″ x 5⅜″ jamb	$4.05	$4.28	$4.65	$4.88
Jamb ¾″ x 5¼″, stop ½″ x 1⅜″	2.78	2.93	3.38	3.53
Jamb ¾″ x 5¼″, no stops	2.25	2.39	2.85	2.99

YELLOW PINE INSIDE DOOR FRAMES

Jamb 1⅜″ x 5⅝″ rab., 2 sides	$2.88	$3.18	$3.48	$3.78
Jamb 1⅜″ x 3½″ rab., 1 side	2.28	2.52	2.88	3.12

CASED OPENINGS

6′ 0″ x 7′ 0″ and smaller	¾″ x 5½″ jambs and heads	$2.76
6′ 0″ x 7′ 0″ and smaller	1⅜″ x 5½″ jambs and heads	3.33

TABLE 1—RETAIL MAXIMUM PRICES MILLWORK PORTSMOUTH AREA INCLUDING LAWRENCE, PIKE AND SCIOTO COUNTIES IN OHIO—Continued

4-LIGHT WINDOWS—1¾" CHECK RAIL

[Clear western ponderosa pine—for lugs, add per window]

Glass size	Thickness (inches)	Ohio opening: Open	Ohio opening: Glazed, single strength B	Glass size	Thickness (inches)	Ohio opening: Open	Ohio opening: Glazed, single strength B
10" x 20"	1⅜	$2.15	$3.24	14" x 28"	1⅜	$2.63	$5.00
10" x 24"	1⅜	2.28	3.56	14" x 30"	1⅜	2.70	5.15
12" x 20"	1⅜	2.06	3.12	14" x 32"	1⅜	2.91	5.48
12" x 24"	1⅜	2.19	3.39	14" x 34"	1⅜	2.96	5.67
12" x 26"	1⅜	2.25	3.96	14" x 36"	1⅜	3.06	5.96
12" x 28"	1⅜	2.30	4.17	15" x 24"	1⅜	2.55	4.52
12" x 30"	1⅜	2.69	4.74	15" x 26"	1⅜	2.60	4.95
12" x 32"	1⅜	2.79	5.00	15" x 28"	1⅜	2.67	5.61
12" x 34"	1⅜	2.87	5.15	15" x 30"	1⅜	2.75	5.36
12" x 36"	1⅜	2.94	5.36	15" x 32"	1⅜	2.96	5.67
14" x 24"	1⅜	2.48	4.40	15" x 34"	1⅜	3.11	5.91
14" x 26"	1⅜	2.55	4.52	15" x 36"	1⅜	3.11	6.39

12-LIGHT WINDOWS—1⅜" CHECK RAIL

[Western ponderosa pine—Prefit, plowed and bored, toxic treated]

Glass size	Thickness (inches)	Open	Glazed, single strength B	Glass size	Thickness (inches)	Open	Glazed, single strength B
8" x 8"	1⅜	$2.55	$3.77	10" x 18"	1⅜	$3.26	$5.54
8" x 10"	1⅜	2.52	4.02	10" x 16"	1⅜	3.45	5.93
8" x 12"	1⅜	2.57	4.59	10" x 18"	1⅜	3.57	6.56
9" x 12"	1⅜	2.70	4.41	10" x 20"	1⅜	3.95	7.82
9" x 14"	1⅜	2.81	4.76	12" x 14"	1⅜	3.39	5.99
10" x 10"	1⅜	2.91	4.55	12" x 16"	1⅜	3.69	6.48
10" x 12"	1⅜	2.79	4.82	12" x 18"	1⅜	3.50	7.38
10" x 14"	1⅜	3.15	5.36	12" x 20"	1⅜	3.95	7.82

2 LIGHT STORM SASH

[Toxic treated, glazed, 4½" wider and 8" longer than glass—western ponderosa pine]

Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed
16" x 16"	1⅛	$2.18	24" x 28"	1⅛	$3.69	28" x 28"	1⅛	$4.50
18" x 20"	1⅛	2.52	24" x 30"	1⅛	3.87	28" x 30"	1⅛	4.82
18" x 24"	1⅛	3.02	24" x 32"	1⅛	4.56	28" x 32"	1⅛	5.58
20" x 16½	1⅛	2.33	26" x 18"	1⅛	3.21	30" x 16"	1⅛	3.45
20" x 18"	1⅛	2.49	26" x 20"	1⅛	3.33	30" x 18"	1⅛	3.69
20" x 20"	1⅛	2.73	26" x 24"	1⅛	3.42	30" x 20"	1⅛	3.86
20" x 24"	1⅛	3.02	26" x 26"	1⅛	3.69	30" x 24"	1⅛	3.87
20" x 26"	1⅛	3.14	26" x 28"	1⅛	3.98	30" x 26"	1⅛	4.50
24" x 14"	1⅛	2.45	26" x 30"	1⅛	4.77	30" x 28"	1⅛	4.55
24" x 16"	1⅛	2.60	26" x 32"	1⅛	4.92	30" x 30"	1⅛	5.49
24" x 18"	1⅛	2.84	27" x 24"	1⅛	4.17	30" x 32"	1⅛	5.61
24" x 20"	1⅛	3.02	28" x 18"	1⅛	3.54	32" x 24"	1⅛	4.83
24" x 22"	1⅛	3.14	28" x 20"	1⅛	3.69	36" x 24"	1⅛	5.25
24" x 24"	1⅛	3.38	28" x 24"	1⅛	3.69	40" x 24"	1⅛	7.19
24" x 26"	1⅛	3.42	28" x 26"	1⅛	4.23			

LIGHT SINGLE SASH—1⅜" THICK

[Toxic-treated western ponderosa pine]

Glass size	Open	Glazed, single strength	Glazed, double strength	Glass size	Open	Glazed, single strength	Glazed, double strength
16" x 18"	$1.01	$1.25	$1.53	28" x 26"	$1.23	$2.36	$2.93
16" x 20"	1.04	1.49	1.68	28" x 28"	1.25	2.51	3.12
16" x 24"	1.07	1.55	1.80	28" x 30"	1.28	2.55	3.17
16" x 28"	1.11	1.85	2.21	28" x 32"	1.37	2.97	3.69
16" x 30"	1.13	1.89	2.31	30" x 18"	1.16	1.97	2.42
18" x 20"	1.07	1.55	1.76	30" x 20"	1.19	2.06	2.51
18" x 24"	1.08	1.74	2.06	30" x 24"	1.25	2.31	2.88
18" x 28"	1.13	1.89	2.31	30" x 28"	1.31	2.55	3.17
18" x 30"	1.19	1.97	2.42	30" x 30"	1.32	2.93	3.65
20" x 16"	1.04	1.49	1.68	30" x 32"	1.43	2.99	3.74
20" x 18"	1.07	1.55	1.76	30" x 36"	1.47	3.24	4.07
20" x 20"	.99	1.64	1.89	36" x 18"	1.32	2.31	2.78
20" x 24"	1.02	1.74	2.09	36" x 20"	1.35	2.46	3.04
20" x 28"	1.08	1.85	2.28	36" x 24"	1.40	2.78	3.45
24" x 16"	.98	1.44	1.79	36" x 28"	1.44	3.24	4.07
24" x 18"	.99	1.64	1.91	36" x 30"	1.50	3.29	4.11
24" x 20"	1.02	1.74	2.09	36" x 32"	1.52	3.59	4.52
24" x 24"	1.04	1.89	2.37	36" x 36"	1.59		4.88
24" x 28"	1.08	1.94	2.37	40" x 20"	1.50	2.67	3.29
24" x 30"	1.11	2.04	2.58	40" x 24"	1.55	3.12	3.81
24" x 32"	1.13	2.18	2.72	40" x 28"	1.62		4.01
26" x 16"	1.08	1.80	2.16	40" x 30"	1.64		4.02
26" x 18"	1.13	1.89	2.31	40" x 32"	1.67		5.61
26" x 20"	1.19	2.06	2.51	40" x 36"	1.74		5.66
26" x 24"	1.20	2.16	2.72	40" x 40"	1.79		5.86
26" x 26"	1.23	2.37	2.93	44" x 20"	1.56		4.30
26" x 28"	1.25	2.51	3.12	44" x 24"	1.64		4.97
26" x 30"	1.11	1.76	2.15	44" x 28"	1.68		5.61
28" x 16"	1.13	1.89	2.31	44" x 30"	1.71		5.66
28" x 18"	1.16	1.97	2.42	44" x 32"	1.74		5.92
28" x 20"	1.20	2.16	2.72	48" x 24"	1.67		5.61
28" x 24"				48" x 28"	1.76		5.66
				48" x 30"	1.79		

TABLE 1—RETAIL MAXIMUM PRICES MILLWORK PORTSMOUTH AREA INCLUDING LAWRENCE, PIKE AND SCIOTO COUNTIES IN OHIO—Continued

BARN SASH

[Western ponderosa pine]

Glass size	Thickness (inches)	4 light barn sash: Open	4 light barn sash: Glazed	6 light barn sash: Open	6 light barn sash: Glazed	9 light barn sash: Open	9 light barn sash: Glazed
8" x 10"	1⅜	$0.89	$1.26	$1.04	$1.64	$1.44	$2.37
9" x 12"	1⅜	.95	1.43	1.16	1.80		
10" x 12"	1⅜	.99	1.50	1.20	1.98	1.68	2.94
10" x 14"	1⅜	1.04	1.61	1.25	2.16		
10" x 16"	1⅜			1.37	2.64		

Glass size	Thickness (inches)	4 light barn sash: Open	4 light barn sash: Glazed	6 light barn sash: Open	6 light barn sash: Glazed	9 light barn sash: Open	9 light barn sash: Glazed
8" x 10"	1⅜	$0.98	$1.35	$1.17	$1.76	$1.59	$2.55
9" x 12"	1⅜	1.07	1.53	1.31	2.01		
10" x 12"	1⅜	1.16	1.61	1.35	2.10	1.91	3.17
10" x 14"	1⅜	1.17	1.74	1.41	2.21		
10" x 16"	1⅜			1.58	2.82		

EXTERIOR DOOR FRAMES—WESTERN PONDEROSA PINE

FOR FRAME CONSTRUCTION

[5¼-inch wall]—1¼ outside casing

	With oak sill	No sill
2' 8" x 6' 8"	$8.85	$5.99
3' 0" x 6' 8"	9.44	6.15
3' 0" x 7' 0"	9.99	6.38

Add for nailing up $0.99

GARAGE DOOR FRAME

Jamb—1¾ x 5¼ inch western ponderosa pine (no outside casing or sill)
Not over 8'0" x 8'0"—knocked down $6.75

DOOR FRAME EXTRAS

Transom door frames (transom not over 1'6" high, add 3.38
Side light door frame, figure 3 times price of single.
Circle top door frame, add to price of square head frame 9.53

FOR 9-INCH MASONRY CONSTRUCTION

[No sill]

	Knocked down	Nailed up
2' 8" x 6' 8"	$6.50	$7.40
3' 0" x 6' 8"	6.60	7.50
3' 0" x 7' 0"	6.83	7.73

FOR 10-INCH FURRED BRICK WALL

2' 8" x 6' 8"	$8.55	$9.45
3' 0" x 6' 8"	9.14	10.04
3' 0" x 7' 0"	9.45	10.35

FOR 13-INCH MASONRY CONSTRUCTION

2' 8" x 6' 8"	$10.71	$11.61
3' 0" x 6' 8"	10.88	11.78
3' 0" x 7' 0"	11.25	12.15

Treating door frames with "wood-life" preserver $0.54

EXTERIOR WINDOW FRAMES—WESTERN PONDEROSA PINE

[Important joints treated with wood preserver]

Glass size, 2-lights	5¼" frame wall, 1¼" outside casing: Heads and sills	5¼" frame wall, 1¼" outside casing: Sides	9" brick wall, all head and sill: Heads and sills	9" brick wall, all head and sill: Sides	"Unique balance" frame: Heads and sills	"Unique balance" frame: Sides	Glass size, 2-lights
12"		$2.30					
14"	$1.34	2.51	$1.20	$3.06	$1.28	$1.64	14"
16"	1.44	2.66	1.28	3.26	1.35	1.79	16"
18"	1.70	2.82	1.35	3.53	1.44	1.79	18"
20"	1.79	3.08	1.44	3.81	1.55	2.13	20"
22"	1.89	3.24	1.67	4.05	1.76	2.30	22"
24"	1.98	3.38	1.74	4.28	1.85	2.45	24"
26"	2.07	3.53	1.83	4.47	1.95	2.57	26"
27"	2.15				2.00		27"
28"	2.15	3.66	1.91	4.86	2.03	2.72	28"
30"	2.31	3.95	1.98	4.92	2.10	2.91	30"
32"	2.49	4.11	2.07	5.39	2.21	3.18	32"
36"	2.67	4.52	2.31	5.90	2.48	3.54	36"
40"	2.97		2.49		2.66		40"

WINDOW FRAME EXTRAS

For nailing-up (N. U.) add to above $0.99
Mullion frames, add to price of 2 single frames ..... .45
Triple frames, add to price of 3 single frames 1.20
For brick house frames with moulded hanging style instead of plain, add ..... .60
For cutting down heads and sills, add $0.90
For cutting down sides, add ..... .90
Long sill horns for corner construction, add to price of regular head and sill ..... .90
For frame house frame, add for hanging stile instead of casing 1.14

PORCH WORK—FIR

Colonial columns: Sizes	Round cap and base	Paneled cap and base	Turned columns: Sizes	Turned center
6 inch x 8 feet	$5.40		4" x 4", 8 feet	$2.37
8 inch x 6 feet	6.15	$6.00	5" x 5", 8 feet	3.69
8 feet	6.75	7.47	6" x 6", 8 feet	5.31
10 inch x 8 feet	9.12	9.42	6" x 6", 10 feet	6.66
9 feet	10.38	10.41		
12 inch x 8 feet		11.19		
9 feet		12.30		

Add for splitting columns, $0.75.

FIR—PORCH NEWELS

Size	Square paneled, cap and base	Size	Square, turned cap
8 inch x 4 feet	$4.08	5" x 5" x 4 feet	$1.85
10 inch x 4 feet	5.16	6" x 6" x 4 feet	2.66

[F. R. Doc. 46-6010; Filed, Apr. 10, 1946; 2:00 p. m.]

[Region III Order G–12 Under SO 142]

IDEAL PUMP CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–12 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of drainage and sump pumps manufactured by J. E. Mayhew, an individual doing business as the Ideal Pump Company of Detroit, Michigan, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all drainage and sump pumps manufactured by it shall be its maximum net prices in effect in October 1941, to each class of purchaser, increased by 6.1%.

(2) The manufacturer's customary cash discounts, allowances and conditions of sale shall be maintained on all its sales affected by this Order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents increase in invoiced cost to him resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells products covered by this order a notice specifying the amount of increase granted by this order. Such notice shall substantially contain the following:

Order No. G–12 under section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices of drainage and sump pumps manufactured by J. E. Mayhew, an individual doing business as the Ideal Pump Manufacturing Company. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order, the actual dollars and cents amount of increase in their invoiced cost resulting from the increase granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective Mar. 29, 1946.

Issued Mar. 29, 1946.

E. C. TURNEY,
Acting Regional Administrator.

[F. R. Doc. 46–6042; Filed, Apr. 10, 1946; 2:11 p. m.]

[Region III Order G–13 Under SO 142]

WILLIAM CARROLL & SON, ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–13 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of universal dividing heads manufactured by William Carroll, an individual doing business as William Carroll & Son, Cincinnati (Norwood), Ohio, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all universal dividing heads manufactured by it shall be its maximum net prices in effect in October 1941, to each class of purchaser, increased by 18.4%.

(2) The manufacturer's customary cash discounts and transportation allowances shall be maintained on all its sales affected by this order.

(c) *Reseller's adjusted maximum prices.* (1) Any reseller of products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to January 22, 1946, to each class of purchaser, the actual dollars-and-cents increase in invoiced cost to him resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodity covered by this order a notice specifying the amount of increase granted by this order. Such notice shall substantially contain the following:

Order No. G–13 under section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices for all universal dividing heads manufactured by William Carroll & Son, Cincinnati (Norwood), Ohio. Resellers may add to their maximum prices in effect prior to January 22, 1946, the actual dollars-and-cents amount of increase in their invoiced cost resulting from the increase granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 22, 1946.

Issued: March 22, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–6043; Filed, Apr. 10, 1946; 2:11 p. m.]

[Region III Order G–13 Under RMPR 251]

RE-ROOFING AND RE-SIDING IN LEXINGTON, KY. AREA

An opinion accompanying this order issued simultaneously herewith has been filed with the Division of Federal Register.

In the judgment of the Regional Administrator of Region III of the Office of Price Administration, the maximum prices established by this order are generally fair and equitable, and are necessary to effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328.

Therefore, under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, it is ordered that:

SECTION 1. *What this order does.* This order fixes maximum prices for all sales of re-roofing and re-siding when sold installed on residential structures in the area hereinafter described.

(a) The term "re-roofing" includes composition re-roofing, such as asphalt shingles, mineral surface roll re-roofing and smooth surface roll re-roofing, but does not include wood, metal or slate re-roofing.

The term "re-roofing" when sold installed means and includes related materials and services of installation of such materials such as nails, mastic, and flashing around chimneys and vents.

The term "incidental" construction work in connection with "re-roofing" means any installation of building materials or construction work other than installed re-roofing described in this order when sold by installers of re-roofing.

"Installed basis" in connection with "re-roofing" means a transaction in which the seller furnished roofing materials and related materials or services required to incorporate such roofing into a building or structure.

(b) "Composition siding" means types of siding used in new and re-siding jobs, such as roll brick and insulated brick or stone, but not wood shingles or wood siding.

"Installed basis" in connection with re-siding means a transaction in which the seller furnished composition siding and related materials or services required to incorporate such siding into a building or structure including the furnishing and installation of leveling strips, felt, felt strips, corner beads, caulking, mouldings, nails and other materials, labor cost and other job costs.

SEC. 2. *Applicability.* This order shall apply to all sales made in the following counties in the State of Kentucky: Fayette, Scott, Grant, Pendleton, Harrison, Bourbon, Clark, Madison, Jessamine, Boyle, Mercer, Franklin and Woodford.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* (a) The provisions of this order supersede sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales of re-roofing or re-siding when sold installed on residential structures. All other provisions of Revised Maximum Price Regulation No. 251 not inconsistent with this order are applicable to transactions covered by this order.

(b) On and after the effective date of this order, regardless of any contract or other obligation, no person shall contract to sell, offer to sell or deliver re-roofing or re-siding, sold on an installed basis on residential structures as herein defined, at prices higher than the maximum prices established by this order: *Provided*, That deliveries made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 4. (a) *Maximum prices for sales of re-roofing on an installed basis.* The maximum prices for sales of re-roofing on an installed basis on residential structures shall be as shown in the following Table 1, and shall be upon a price per square.

	Per sq.
12" (3 in line) strip shingles, 210 lbs.	$10.50
11⅓" hexagon strip shingles, 167 lbs.	8.50
Roll roofing mineral surface, 90 lbs.	4.75

The above prices include all related materials and services.

On all sales of re-roofing on an installed basis covered by this order, an additional charge of 50% of the maximum price per square may be made for the actual areas of the following covered only: Towers, eye brows, bay windows, overhangs and shelves.

(b) *Maximum prices for sales of re-siding on an installed basis.* The maximum prices for sales of re-siding on an installed basis on residential structures shall be as shown in the following Table 2, and shall be upon a price per square:

TABLE 2

	Per sq.
Roll brick	$15.50
Insulated brick or stone	24.00

The above prices include all related materials and services.

SEC. 5. *Guaranteed prices.* A seller may sell a re-roofing or re-siding job covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price figures in accordance with the pricing methods and requirements of this order.

SEC. 6. *Incidental construction work.* If, on any job, any installed building materials are furnished or any construction services performed by the seller, other than re-roofing or re-siding and related materials and services the cost of such work shall not be included in the cost of installed re-roofing or re-siding, but shall be separately priced and billed on all invoices. The maximum price of any incidental work shall be determined under Revised Maximum Price Regulation No. 251, or other applicable regulation or order.

SEC. 7. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. A "measurement with reasonable accuracy" shall be considered to have been made if the price based on such estimate does not vary by more than 10% from the maximum price computed under the terms of this order.

SEC. 8. *Notification.* Every person making sales subject to this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and copy of Revised Maximum Price Regulation No. 251. Upon completion of any contract for installed re-roofing or re-siding and/or incidental construction work, the seller, if requested by the purchaser, must furnish to him an itemized statement showing the number of squares, the maximum price per square of re-roofing or re-siding installed, and a separate statement of any incidental construction work other than installed re-roofing or re-siding, giving a description of such work and an itemized statement of the prices thereof. The seller shall also include in such statement the date on which the installation was completed, the names and addresses of the sellers and buyers, job site and terms of sale.

SEC. 9. *Evasion.* Any practice or device which results in a higher price to the purchaser of re-roofing or re-siding on an installed basis and incidental construction work than is permitted by this order is a violation, and subjects the seller to all the penalties provided by the Emergency Price Control Act of 1942 as amended.

SEC. 10. *Records.* All sellers of installed re-roofing, re-siding and incidental construction work covered by the terms of this order must keep records concerning each sale subject to this order, including the name and address of the purchaser, the location of the job, the date of the transaction, a description of the materials and services involved, the number of squares and price per square of re-roofing or re-siding, a separate statement of any incidental construction work, and the total charge for the entire job.

All such records shall be made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 11. *Revocation or amendment.* This order may be revised, amended, revoked, or modified at any time by the Office of Price Administration.

This order shall become effective March 29, 1946.

Issued March 15, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–6012; Filed, Apr. 10, 1946; 2:01 p. m.]

[Region III Order G–15 Under Rev. SO 119]

OHIO THERMOMETER CO. ET AL

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order and issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15, 16, and 19 of Revised Supplementary Order No. 119, it is ordered:

(a) *What this order does.* This order authorizes an increase in the maximum prices of resellers of the products manufactured by the Ohio Thermometer Company of Springfield, Ohio. The manufacturer was granted an adjustment in its maximum prices by an individual order issued by this office on October 19, 1945, Regional Docket No. 3–SO119–6–8.

(b) *Maximum prices.* All resellers of the products manufactured by the Ohio Thermometer Company are hereby authorized to increase the maximum prices they had in effect prior to October 19, 1945 by the same dollars-and-cents amount by which their invoiced cost is increased by reason of the adjustment granted to the manufacturer in an order issued by this office on October 19, 1945.

(c) *Invoicing.* The manufacturer shall invoice all resellers at the prices in effect prior to the adjustment order mentioned above and shall then add as a surcharge the amount of the adjustment granted by the above order. The invoice shall also contain a notation to the effect that the surcharge is an approved Office of Price Administration increase and that the amount of such surcharge may be added by resellers to the maximum prices they had in effect prior to October 19, 1945.

(d) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances, and other price differentials on sales to each class of purchaser.

(e) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 13, 1946.

Issued March 13, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–6032; Filed, Apr. 10, 1946; 2:07 p. m.]

[Region III Order G–15 Under SO 142]

GORDON SMITH & COMPANY, INC., ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby provided:

(a) *What this order does.* This Order No. G–15 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of portable air compressors manufactured by Gordon Smith & Company, Inc., Bowling Green, Kentucky (hereinafter referred to as the manufacturer). The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of its line of portable air compres-

sors which are powered by rebuilt Model A Ford motors shall be its maximum prices in effect immediately prior to February 1, 1946, to each class of purchaser, increased by 9½%.

(2) The manufacturer's customary cash discounts and transportation allowances shall be maintained on all sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to February 1, 1946, to each class of purchaser, the actual dollars-and-cents increase in invoiced cost to him resulting from the increase granted the manufacturer by this order.

(2) Reseller's maximum prices adjusted under this paragraph are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the products covered by this order a notice specifying the amount of increase granted by this order. Such notice shall substantially contain the following:

Order No. G–15 under section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices of portable air compressors powered by rebuilt Model A Ford motors manufactured by the Gordon Smith & Company, Inc., Bowling Green, Kentucky. Resellers may add to their maximum prices in effect immediately prior to February 1, 1946, to each class of purchaser, the actual dollars-and-cents amount of increase in their invoiced cost resulting from the increase granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 29, 1946.

Issued: March 29, 1946.

JOHN F. KESSEL.
Regional Administrator.

[F. R. Doc. 46–6044; Filed, Apr. 10, 1946; 2:11 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 9, 1946.

Region II

New York Order 10–C, Amendment 3, covering poultry in the city of New York and Nassau and Westchester counties in New York. Filed 9:30 a. m.

New York Order 22–O, Amendment 7, covering poultry in the city of New York and Nassau and Westchester counties in New York. Filed 9:30 a. m.

Pittsburgh Order 9–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:30 a. m.

Pittsburgh Order 10–F, Amendment 10, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 9:30 a. m.

Pittsburgh Order 11–F, Amendment 10, covering fresh fruits and vegetables in the counties of Erie and Warren, Pennsylvania. Filed 9:31 a. m.

Pittsburgh Order 12–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:31 a. m.

Pittsburgh Order 13–F, Amendment 3, covering fresh fruits and vegetables in the counties of Crawford, Forest and Venango, Pennsylvania. Filed 9:31 a. m.

Pittsburgh Order 21–O, Amendment 7, covering poultry in Allegheny county, Pennsylvania. Filed 9:31 a. m.

Region V

Kansas City Order 9–C, Amendment 16, covering poultry in certain areas in Missouri. Filed 9:33 a. m.

Kansas City Order 10–C, Amendment 16, covering poultry in Greene and Jasper counties, Missouri. Filed 9:33 a. m.

Kansas City Order 4–F, Amendment 38, covering fresh fruits and vegetables in certain areas in Kansas and Missouri. Filed 9:32 a. m.

Kansas City Order 8–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Missouri and in Leavenworth county, Kansas. Filed 9:32 a. m.

Kansas City Order 9–F, Amendment 22, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 9:32 a. m.

Kansas City Order 10–F, Amendment 22, covering fresh fruits and vegetables in Greene county, Missouri. Filed 9:32 a. m.

Kansas City Order 11–F, Amendment 22, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 9:32 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–6156; Filed, Apr. 11, 1946; 4:27 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70–1230]

NEW ENGLAND PUBLIC SERVICE CO., AND PUBLIC SERVICE CO. OF NEW HAMPSHIRE

INTERIM ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE SUBJECT TO CERTAIN CONDITIONS

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 11th day of April, 1946.

New England Public Service Company ("NEPSCO") and its public utility subsidiary, Public Service Company of New Hampshire ("New Hampshire"), having filed a joint application and declaration, and amendments thereto, pursuant to sections 6 (b), 7 (e), 9 (a) (1), 10 and 12 (c) of the Public Utility Holding Company Act of 1935 and Rules U-42, U-43 and U-50 promulgated thereunder with respect to (1) the issuance by New Hampshire of 565,553 shares of common stock, $10 par value, and the acquisition of such shares by NEPSCO in exchange for the presently outstanding 137,180 shares of common stock, no par value; (2) the issuance and sale by New Hampshire, pursuant to the competitive bidding requirements of Rule U-50, of as much additional common stock as may be required to provide the company with funds of approximately $5,000,000; (3) the issuance by New Hampshire of 102 000 shares of preferred stock, $100 par value, which will be offered, to the extent available, to the holders of presently outstanding no par preferred stock, consisting of 82,777 shares of $6 dividend series and 34,627 shares of $5 dividend series; (4) the redemption by New Hampshire of the unexchanged shares of outstanding preferred stock; (5) the use by New Hampshire of the proceeds from the sale of the securities to make a cash adjustment in connection with the preferred stock exchange offer, to redeem unexchanged shares of outstanding preferred stock and serial notes, and to provide funds for other corporate purposes; and (6) certain amendments to New Hampshire's charter in connection with the foregoing transactions; and

New Hampshire having requested, in connection with the offering of additional common stock at competitive bidding, that the ten day period for the solicitation of bids required by the provisions of Rule U-50 be shortened to not less than six days; and

New Hampshire having further requested, in connection with the above transactions, that the common stock dividend restriction with respect to the company contained in condition 1 of the Commission's order of December 21, 1943 be rescinded; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings and opinion herein; and

It appearing to the Commission that it is appropriate that the common stock dividend restriction with respect to New Hampshire contained in condition 1 of the Commission's order of December 21, 1943 be rescinded;

It is ordered, That said application and declaration, as amended be, and the same hereby are, granted and permitted to become effective for the purpose of submitting the securities to competitive bidding, subject, however, to the terms and conditions prescribed in Rule U-24 and to the following additional conditions:

1. That the proposed issuance, exchange and sale of common stock and the proposed issuance, exchange and sale of preferred stock by New Hampshire shall not be consummated until such issuances shall have been expressly authorized by the New Hampshire Public Service Commission and by the Public Service Commission of Vermont;

2. That the proposed issuance and sale of additional common stock, and the proposed issuance, exchange or sale of preferred stock by New Hampshire shall not be consummated until the results of competitive bidding pursuant to the requirements of Rule U-50 have been made a matter of record in these proceedings and a further order shall have been entered by the Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate, jurisdiction being reserved for such purpose;

3. That jurisdiction be reserved with respect to the payment of all legal fees incurred or to be incurred in connection with the consummation of the proposed transactions;

It is further ordered, That the solicitation period of ten days required by Rule U-50 be shortened for the purpose of the issuance and sale of the additional common stock by Public Service Company of New Hampshire, and matters relating thereto, to not less than six days.

It is further ordered, That the common stock dividend restriction with respect to Public Service Company of New Hampshire contained in condition 1 of the Commission's order of December 21, 1943 be, and the same is hereby, rescinded as of this date.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–6196; Filed, Apr. 12, 1946; 11:04 a. m.]

[File Nos. 59–54, 54–141]

KEWANEE PUBLIC SERVICE CO. AND NORTH AMERICAN LIGHT AND POWER CO.

ORDER RECONVENING HEARING, NOTICE OF FILING OF PLAN, AND ORDER OF CONSOLIDATION

In the matter of Kewanee Public Service Company, and North American Light & Power Company, respondents. File No. 59–54; Kewanee Public Service Company, File No. 54–141.

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of April 1946.

The Commission on September 3, 1942, having entered an order instituting these proceedings (File No. 59–54) under sections 11 (b) (2), 12 (c), 12 (f), 15 (f) and 20 (a) of the Public Utility Holding Company Act of 1935 (the Act) with respect to Kewanee Public Service Company (Kewanee) to determine what steps, if any, are necessary and should be required to be taken by the Company in order to comply with said provisions of the Act; hearings having been held on the issues presented in said proceedings, evidence having been presented by the parties, and the hearings having been adjourned on November 4, 1943, subject to the call of the trial examiner;

It now appearing appropriate to the Commission that said hearings be reconvened for the purpose of permitting the introduction of any other relevant evidence, for the purpose of bringing up to date such documentary evidence previously introduced to whatever extent may be necessary for a prompt disposition of this matter, and for the purpose of permitting the parties to be heard with respect to whether an order should not be promptly issued pursuant to section 11 (b) (2) as more fully hereinafter ordered;

It appearing also that North American Light & Power Company (Light & Power), a registered holding company, and its subsidiary, Kewanee, have jointly filed an application for approval of a plan under section 11 (e) of the act (File No. 54–141), proposing action described as necessary to effectuate the provisions of section 11 (b) of the act, which application recites in part as follows:

As of November 30, 1945, Kewanee had outstanding $729,800 principal amount of 6% bonds redeemable on any interest paying date at $100.50 and accrued interest; had issued and outstanding 7,000 shares of 7% cumulative preferred stock, par value $50 per share, with accrued and unpaid dividends to December 31, 1945, on said stock of $45.50 per share, and 10,000 shares of common capital stock, without par value. All of the bonds are held by the public except those held by the Trustee for sinking fund purposes; that Light & Power owns 10,000 shares or all of the common capital stock of Kewanee and 1,496 shares of the preferred stock; Light & Power also holds a promissory note of Kewanee on which there is a balance due in the amount of $210,000 plus accrued interest as of November 30, 1945, in the amount of $20,212.50.

It appearing that the substance of said plan (which is on file in the offices of the Commission and to which interested persons are referred for a full statement of the transactions therein proposed) is in summary form as follows:

(a) The property and plant account of Kewanee is to be written down from $2,120,764.55 to $1,501,812.00, and the reserve for depreciation and retirements is to be reduced from $665,930.03 to $345,452.71.

(b) The charter of Kewanee is to be amended to provide for a new issue of common stock with a stated value of $650,000, divided into 50,000 shares without par value, the new common stock to be issued to the public preferred stockholders and to Light & Power in such proportion as to distribute fairly the available equity between such parties. It is proposed that the exact number of shares to be distributed to the public preferred stockholders and to Light & Power will be supplied by amendment to the application.

(c) It is proposed, on consummation of the above transactions, to retire the outstanding 6% bonds in the principal amount of $729,800 with the proceeds of new bonds in the principal amount of not less than $600,000 and not more than $650,000 and the use of cash belonging to Kewanee and in possession of the Trustee under the terms of the present indenture.

The Commission being required by the provisions of section 11 (e) of the act, before approving any plan submitted thereunder, to find after notice and opportunity for hearing that such plan, as submitted and amended or as modified, is necessary to effectuate the provisions of subsection (b) of section 11, and is fair and equitable to the persons affected by such plan; and

It appearing to the Commission that said plan under section 11 (e) of the act may properly be considered in connection with these proceedings under section 11 (b) (2), and that for that purpose the application to approve said plan under section 11 (e) (File No. 54–141) may properly be consolidated with the proceedings heretofore filed under section 11 (b) (2) (File No. 59–54), that the evidence heretofore taken should be considered in connection with the proposed plan and that the said proposed plan should be considered in connection with said proceedings under section 11 (b) (2);

It is ordered, That: 1. The hearing in this matter under section 11 (b) (2) of the act (File No. 59–54) is hereby reconvened, and shall be held at 10:00 a. m., e. s. t., on the 1st day of May 1946, in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as may be designated on that day by the hearing room clerk in Room 318.

2. The application for approval of the aforesaid plan under section 11 (e) of the act (File No. 54–141) is hereby consolidated with these proceedings under section 11 (b) (2) (File No. 59–54) and shall be heard in the aforesaid proceedings at said hearing. Such consolidation shall be without prejudice to the Commission's right, upon its own motion or the motion of any interested party, to separate in whole or in part any issues which may hereafter arise in these proceedings, or to permit any interested party, for due cause, further to cross-examine witnesses previously called in these proceedings, or to introduce other relevant evidence where previous opportunity was not afforded for that purpose.

3. North American Light & Power Company and Kewanee Public Service Company, respondents in these proceedings, shall, at said reconvened hearing, show cause why an order should not be promptly entered under section 11 (b) (2) of the act, directing that Kewanee Public Service Company recapitalize on a basis of a single class of common stock, such common stock to be issued to the present security holders of Kewanee in such respective proportions as their interests may appear.

4. At said hearing, consideration will also be given to the aforesaid plan under section 11 (e) and, in connection with said plan, particular attention will be directed to the following matters and questions:

(a) Whether the proposed plan, as submitted and amended or as modified, is necessary to effectuate the provisions of section 11 (b) of the act;

(b) Whether the proposed plan, as submitted and amended or as modified, is fair and equitable to the persons affected thereby;

(c) Whether the transactions proposed in said plan comply with all the requirements of the applicable provisions of the act and the rules promulgated thereunder;

(d) Whether, and to what extent, the proposed plan should be modified or

terms and conditions imposed to ensure adequate protection of the public interest and the interests of investors and consumers and compliance with all applicable provisions of the act.

5. Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all the powers granted to the Commission under section 18 (c) of said act and to a Trial Examiner under the Commission's rules of practice.

6. Notice of said hearing shall be given to The North American Company; North American Light & Power Company; Kewanee Public Service Company; Illinois Power Company; The City of Kewanee, Illinois; and the Illinois Commerce Commission by mailing a copy of this notice and order by registered mail. Notice shall be given to all other persons by a general release of the Commission distributed to the press and mailed to the mailing list for releases under the act, and by publication of this notice and order in the FEDERAL REGISTER.

7. Kewanee Public Service Company shall give notice of this hearing to all of the holders of its capital stock (in so far as the identity of such holders is known or available to Kewanee) by mailing a copy of this notice and order to such holders at least 15 days prior to the date of said hearing.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6194; Filed, Apr. 12, 1946; 11:04 a. m.]

[File Nos. 54-68, 59-55]

COMMUNITY GAS AND POWER CO. ET AL

ORDER APPROVING PLAN GRANTING APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 10th day of April A. D. 1946.

In the matters of Community Gas and Power Company, American Gas and Power Company, File No. 54-68; Community Gas and Power Company, American Gas and Power Company, and the subsidiary companies thereof, Respondents, File No. 59-55.

Applications and declarations and amendments thereto having been filed herein with respect to a plan of Community Gas and Power Company ("Community") and American Gas and Power Company ("American"), registered holding companies, and with respect to certain transactions incidental thereto, pursuant to section 11 (e) and other sections of the Public Utility Holding Company Act of 1935, the Commission having consolidated the proceeding on said applications and declarations with a proceeding theretofore instituted pursuant to section 11 (b) and other sections of the act, and having required that certain action be taken by Community, American and their subsidiaries pursuant to section 11 (b) of the Act; hearings having been held after appropriate notice, and the Commission having issued its Findings and Opinion on February 27, 1946, finding that certain modifications would be necessary before said plan could be approved pursuant to section 11 (e) of the act;

Community and American having thereafter filed an amendment on April 4, 1946, to the applications and declarations herein modifying said plan, and the Commission having this date issued its Supplemental Findings herein finding that the plan as so modified is necessary to effectuate the provisions of section 11 (b) of the act and fair and equitable to the persons affected; and

Applicants and declarants having also requested that the Commission's order herein conform to the requirements specified in the applicable provisions of the Internal Revenue Code, particularly sections 371, 372, 373, and 1808 thereof, as amended; and

Applicants and declarants herein having requested the Commission, pursuant to section 11 (e) of the act, to apply to an appropriate District Court of the United States to enforce and carry out the terms and provisions of said plan as modified;

In accordance with said Findings and Opinion dated February 27, 1946, and the Supplemental Findings this day issued,

It is ordered, pursuant to section 11 (e) of the act, that said plan as modified be and it is hereby approved, that said applications be and they are hereby granted and that said declarations be and they are hereby permitted to become effective, subject, however, to the conditions specified in Rule U-24 and to the following additional terms and conditions:

(1) That the order herein shall not be operative to authorize the consummation of the proposed transactions until an appropriate District Court of the United States, upon application thereto, shall have entered an order enforcing said plan as modified;

(2) That jurisdiction is generally reserved to the Commission to entertain such further proceedings, and to make such supplemental findings and to take such further action as it may deem appropriate in connection with the amended plan, the transactions incident thereto and the consummation thereof; and that jurisdiction is specifically reserved to determine the following matters:

(a) The reasonableness and appropriate allocation of all fees, expenses and other remuneration incurred and to be incurred by Community, American and their subsidiary companies in connection with said plan and the transactions incident thereto;

(b) Such transactions as may be proposed in the event that American elects to exercise the right, reserved in said plan as modified, to pay its outstanding debentures at their respective redemption prices.

It is further ordered and recited, That the issues, exchanges, conveyances and dissolutions specified and itemized below, all as provided in said plan as modified, are necessary or appropriate to the integration or simplification of the holding company system of which Community, American and Minneapolis are members, and are necessary or appropriate to the effectuation of the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

(a) The issue, by American, of the shares of preferred stock, common stock and scrip certificates as provided in paragraph 1 of Amendment No. 12, File No. 54-68, which amendment is hereby incorporated by reference in this order and made a part hereof, with the same force and effect as if fully set forth herein;

(b) The exchange of the presently outstanding shares of preferred stock of Minneapolis Gas Light Company for an equal number of shares of the preferred stock of American carrying the same dividend rates, as provided in subparagraph (c) of paragraph 1 of said Amendment No. 12;

(c) The exchange of American's Secured Debentures for shares of the new common stock and scrip certificates of American as provided in subparagraph (d) (1) and (2) of paragraph 1 of said Amendment No. 12;

(d) The exchange of American's Secured Debentures for shares of the new common stock of American as provided in paragraph 3 of said Amendment No. 12;

(e) The exchange of shares of presently outstanding common stock of American (including those held by Community) for shares of new common stock of American as provided in subparagraph (d) (3) of paragraph 1 of said Amendment No. 12;

(f) The exchange of American's presently outstanding scrip certificates and warrants for shares of American's new common stock and scrip certificates as provided in subparagraph (d) (4) and (5) of paragraph 1 of said Amendment No. 12;

(g) The exchange of stock of Community for shares of new common stock and script certificates of American, and the dissolution of Community, as provided in paragraph 4 of said Amendment No. 12;

(h) The exchange of Debentures and of Preferred Stock of American (not presented or surrendered pursuant to American's 1935 Plan of Reorganization) for shares of new common stock of American as provided in subparagraph (f) of paragraph 1 of said Amendment No. 12;

(i) The conveyance by Minneapolis Gas Light Company to American of the property, franchises and assets of Minneapolis Gas Light Company and the dissolution of Minneapolis Gas Light Company as provided in subparagraph (b) of paragraph 1 of said Amendment No. 12;

(j) The dissolution of Public Utilities Management Corporation as provided in subparagraph (k) of paragraph 1 of said Amendment No. 12.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6195; Filed, Apr. 12, 1946; 11:04 a. m.]

APR 18 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 74

Washington, Tuesday, April 16, 1946

The President

EXECUTIVE ORDER 9712

AMENDMENT OF EXECUTIVE ORDER NO. 8743 OF APRIL 23, 1941, EXTENDING THE CLASSIFIED CIVIL SERVICE

By virtue of the authority vested in me by section 2 of the Civil Service Act (22 Stat. 403, 404), section 6 of Executive Order No. 8743 of April 23, 1941, entitled "Extending the Classified Civil Service," as amended by Executive Order No. 9678 of January 14, 1946, is hereby further amended to read as follows:

"SECTION 6 (a). Any person who, in order to perform active service with the military or naval forces of the United States, has left a position (other than a temporary position) which is covered into the classified civil service under section 1 of this order, shall be reinstated in such position or to a position of like seniority, status, and pay in the same department or agency, and may, upon reinstatement, acquire a classified civil-service status: *Provided*, (1) that he has been honorably discharged from the military or naval service, (2) that he makes application for reinstatement within 90 days after termination of his service with the armed forces or of hospitalization continuing after discharge for a period of not more than one year, and (3) that he qualifies in such suitable noncompetitive examination as the Commission may prescribe.

"(b). Any person who, in order to perform active service with the military or naval forces of the United States, has left a position in any department or agency (other than a temporary position) which is covered into the classified civil service under section 1 of this order, may, upon his application and upon the request of the head of the same or any other department or agency, be reinstated in any position for which the Commission finds he is qualified, and upon reinstatement shall acquire a classified civil-service status: *Provided*, (1) that he has been honorably discharged from the military or naval service, and (2) that he qualifies in such suitable noncompetitive examination as the Commission may prescribe."

HARRY S. TRUMAN

THE WHITE HOUSE,
April 13, 1946.

[F. R. Doc. 46-6264; Filed, Apr. 15, 1946; 10:21 a. m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

REINSTATEMENT

Section 27.9 (11 F.R. 1429; 2434) is amended as follows:

§ 27.9 *Reinstatement*—(a) *General requirements for reinstatement.* A person separated from a civilian position in the Federal service may be reinstated to a postion in the classified service if the following requirements are met:

(1) He must have had a classified (competitive) status at the time he was separated, and have completed satisfactorily a probationary period or otherwise have received an absolute appointment, except as provided in subparagraph (6) of this paragraph.

(2) He must be reinstated within one year of separation if his period of service was less than two years, within two years if his period of service was two years or more but less than three years, within three years if his period of service was three years or more but less than four years, within four years if his period of service was four years or more but less than five years, but if his period of service was five years or more he may be reinstated without time limit after separation: *Provided*, That (i) these time limits shall ont apply to those former classified employees entitled to preference under the Veterans' Preference Act of 1944; (ii) the person is otherwise eli-

(Continued on p. 4145)

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THE PRESIDENT

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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gible under the Executive order of June 2, 1920, which limits the reinstatement of persons who are within ten years of retirement age.

(3) Reinstatement may not be made within 30 days of separation from the Federal service unless he presents an official notice of separation because of a reduction in force, or an official release granted by his former department or agency or, upon appeal, by the Commission.

(4) He must have the knowledge and abilities required for the performance of the duties of the position to which reinstatement is proposed and he must meet the same standards as are required for promotion or reassignment to the position.

(5) Proof of residence will be required for reinstatement to a position in the apportioned service. The applicant must be eligible under the apportionment quota restrictions unless he is entitled to preference under the Veterans' Preference Act of 1944 or has previously served in the apportioned service. The Commission may, upon request of the appointing officer, waive the apportionment when the reinstatement is in the interests of good administration.

(6) A former classified civil service employee separated during his probation may be reinstated only in the same agency and in the same type of position, grade, and locality. Such reinstatement must be made within one year from the date of his separation from his probational appointment; *Provided*, That the time limit of one year shall not apply to the probationer entitled to preference under the Veterans' Preference Act of 1944. Such reinstatement will be to complete probation.

(b) *Certificate required for reinstatement.* A certificate issued by the Commission will be required for reinstatement in the following cases:

(1) When the residence of the former employee proposed for reinstatement is in a state which is in excess of its quota and a waiver of the apportionment is desired.

(2) When the person proposed for reinstatement was removed for cause from his last position in the Federal or the District of Columbia Government, or when his removal was made at the specific request of the Commission because of his failure to meet conditions imposed at the time of his appointment.

(c) *Certificate not required for reinstatement.* • • •

(d) *Conversion of war service appointment to reinstatement.* Any employee who, after separation of 30 calendar days or more from a probational, probational indefinite, or permanent civil service appointment, is serving under a war service indefinite appointment and who has had a total of six months' satisfactory service may, in the discretion of the head of the agency concerned and without the prior approval of the Commission, have his appointment converted to a reinstatement in the position in which employed. All conversions of appointments under this paragraph shall be reported to the Commission on the regular report of personnel action and will be subject to post-audit by the Commission.

Effective March 7, 1946.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

APRIL 2, 1946.

[F. R. Doc. 46-6241; Filed, Apr. 12, 1946; 3:51 p. m.]

PART 91—EXECUTIVE ORDERS AFFECTING THE CIVIL SERVICE NOT OTHERWISE COVERED IN THIS CHAPTER

CROSS REFERENCE: For modification of tabulation in § 91.1, see Executive Order 9712, *supra*.

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

[Amdt. 1]

PART 296—GRAIN PURCHASES

EMERGENCY WHEAT PURCHASE PROGRAM BULLETIN

The prohibition against assignments and transfers of the Contract of Sale in § 296.01 (b) (8) and in the Contract of Sale (Emergency Wheat Purchase Form 2) shall not be construed to prohibit the use of the Contract of Sale as security for a bona fide loan.

Dated this 15th day of April 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
ROBERT H. SHIELDS,
President.

[F. R. Doc. 46-6266; Filed, Apr. 15, 1946; 11:10 a. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 42, Amdt. 25]

PART 1460—FATS AND OILS

DEFINITION OF EDIBLE FAT OR OIL PRODUCT

War Food Order No. 42, as amended (9 F.R. 12075, 10 F.R. 2679, 3315, 5060, 7961, 8685, 10419, 12250, 12548, 14686; 11 F.R. 226), is further amended:

1. By deleting paragraph (a) (3) (v) and substituting in lieu thereof the following:

(v) Soybean oil used to can tuna, bonito, yellowtail, or sardines.

2. By adding after paragraph (t) thereof the following new paragraph:

(u) No canner of tuna, bonito, yellowtail, or sardines shall accept delivery of oil for the purpose of canning fish if his inventory of such oil is, or would through such acceptance cause his inventory to exceed a 30 day supply based on his requirements for canning operations: *Provided, however*, That any person whose inventory of oil does not exceed his next 30 days requirements may accept delivery of not more than his customary shipping unit.

3. By deleting paragraph (t) (3) and substituting in lieu thereof the following:

(3) Every manufacturer shall, during each calendar quarter of 1946, package in each size container a volume of edible fat or oil products not less than 95 percent of the volume of edible fat or oil products packaged by such manufacturer in such size container during the corresponding calendar quarter of 1944.

This amendment shall become effective at 12:01 a. m., e. s. t., April 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 42, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E. O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 12th day of April 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6267; Filed, Apr. 15, 1946; 11:10 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5240]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

STEVENS CLOTHING MFG. CO., INC.

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Government registration:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Producer status of dealer or seller—Manufacturer:* § 3.6 (r) *Advertising falsely or misleadingly—Prices—Retail or selling as wholesale, jobbing, etc., or discounted:* § 3.96 (b) *Using misleading name—Vendor—Producer or laboratory status of dealer or seller.* In connection with the offering for sale, sale, and distribution of clothing in commerce, (1) using the word "Manufacturing" or any other word of similar import or meaning in respondent's corporate or trade name or representing in any other manner that respondent manufactures the clothing sold by it unless and until the respondent owns and operates or directly and absolutely controls the manufacturing plant or factory wherein said clothing is manufactured; (2) representing directly or by implication that the respondent is a manufacturer of clothing when the activities of the respondent are confined to those of a sales organization engaged in the sale and distribution of clothing manufactured by persons or concerns other than the respondent; (3) using the statement "from our factory direct to you" or any other statement of similar import or meaning in connection with the sale of clothing or other articles of merchandise not manufactured by the respondent; (4) representing directly or by implication that respondent is selling its clothing at manufacturer's prices or at prices which save the purchaser the cost or profit of the retailer or middleman when in fact respondent is engaged in selling such clothing at retail and the prices charged by it constitute no saving from the prices usually and customarily charged for clothing of like grade and quality; or (5) representing that a manufacturer's registered identification number has been assigned to the respondent by an agency of the United States Government authorized to assign such numbers to manufacturers of woolen products when in fact respondent is not a manufacturer entitled to the use of such number and no such number has been assigned to it; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Stevens Clothing Manufacturing Company, Inc., Docket 5240, March 20, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 20th day of March, A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the substitute answer of respondent, in which answer respondent admits all material allegations of fact set forth in said complaint and states that it waives all intervening procedure and further hearing as to said facts; and the Commission having made its findings as to the facts and its conclusion that respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Stevens Clothing Manufacturing Company, Inc., a corporation, and its officers, representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, and distribution of clothing in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the word "Manufacturing" or any other word of similar import or meaning, in respondent's corporate or trade name or representing in any other manner that respondent manufactures the clothing sold by it unless and until the respondent owns and operates or directly and absolutely controls the manufacturing plant or factory wherein said clothing is manufactured.

2. Representing directly or by implication that the respondent is a manufacturer of clothing when the activities of the respondent are confined to those of a sales organization engaged in the sale and distribution of clothing manufactured by persons or concerns other than the respondent.

3. Using the statement "from our factory direct to you" or any other statement of similar import or meaning in connection with the sale of clothing or other articles of merchandise not manufactured by the respondent.

4. Representing directly or by implication that respondent is selling its clothing at manufacturer's prices or at prices which save the purchaser the cost or profit of the retailer or middleman when in fact respondent is engaged in selling such clothing at retail and the prices charged by it constitute no saving from the prices usually and customarily charged for clothing of like grade and quality.

5. Representing that a manufactuer's registered identification number has been assigned to the respondent by an agency of the United States Government authorized to assign such numbers to manufacturers of woolen products when in fact respondent is not a manufacturer entitled to the use of such number and no such number has been assigned to it.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-6268; Filed, Apr. 15, 1946; 11:06 a. m.]

[Docket No. 5330]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

ITALIAN ACCORDION MFG. CO., ET AL.

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—History:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Producer status of dealer or seller—Manufacturer:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Stock:* § 3.96 (b) *Using misleading name—Vendor—Producer or laboratory status of dealer or seller.* In connection with the offering for sale, sale, and distribution of musical instruments, including new, reconditioned, and used accordions and concertinas, in commerce, (1) representing, directly or by implication, that respondents' business was established in 1861 or at any time other than the date of its actual establishment; (2) using the word "Manufacturing" or any other word of similar import or meaning in respondents' trade name or representing in any other manner that respondents own, operate, or control a factory wherein their musical instruments are made; (3) using the statement "Buy direct from factory" or any other statement of similar import or meaning in connection with the sale of musical instruments not manufactured by the respondents; or (4) representing, directly or by implication, that respondents are offering for sale all types or models of accordions or any particular musical instrument or any other type or model of such instrument when respondents cannot, and do not, deliver musical instruments of the kind and quality so offered for sale; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Italian Accordion Manufacturing Company, etc., Docket 5330, February 28, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 28th day of February A. D. 1946.

In the Matter of Walter Zulawinski and Louise Zulawinski, Trading as Italian Accordion Manufacturing Company, and Italia & P. Soprani Accordion Manufacturing Company

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and a stipulation as to the facts entered into by and between counsel for the Commission and the respondents upon the record; and the Commission having made its findings as to the facts and its conclusion that the respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondents, Walter Zulawinski and Louise Zulawinski, individually and trading as Italian Accordian Manufacturing Company and Italia & P. Soprani Accordion Manufacturing Company, or under any other name, and their representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, and distribution of musical instruments, including new, reconditioned, and used accordions and concertinas, in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, that respondents' business was established in 1861 or at any time other than the date of its actual establishment.

2. Using the word "Manufacturing" or any other word of similar import or meaning in respondents' trade name or representing in any other manner that respondents own, operate, or control a factory wherein their musical instruments are made.

3. Using the statement "Buy direct from factory" or any other statement of similar import or meaning in connection with the sale of musical instruments not manufactured by the respondents.

4. Representing, directly or by implication, that respondents are offering for sale all types or models of accordions or any particular musical instrument or any type or model of such instrument when respondents cannot, and do not, deliver musical instruments of the kind and quality so offered for sale.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-6269; Filed, Apr. 15, 1946; 11:06 a. m.]

[File No. 21-348]

PART 165—ARTIFICIAL LIMB INDUSTRY

PROMULGATION OF TRADE PRACTICE RULES

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 12th day of April, A. D. 1946.

Due proceedings having been held under the trade practice conference procedure in pursuance of the Act of Congress approved September 26, 1914, as amended (Federal Trade Commission Act), and other provisions of law administered by the Commission;

It is now ordered, That the trade practice rules of Group I and Group II, as hereinafter set forth, which have been approved and received, respectively, by the Commission in this proceeding, be promulgated as of April 16, 1946.

Statement by the Commission

Trade practice rules for the Artificial Limb Industry, as hereinafter set forth, are promulgated by the Federal Trade Commission under the trade practice conference procedure.

The products of the industry consist of artificial legs, arms, hands, fingers, feet, toes, and similar prosthetic devices or appliances, and parts and accessories therefor. All persons or concerns engaged in the business of manufacturing, repairing, selling, or distributing any such products are members of the industry.

The manufacturers in the industry number in excess of three hundred. Users of artificial limbs and devices total about 600,000 persons of our population and include over 16,000 members of the American armed forces who suffered loss of legs or arms in the service of their country during World War. II. Rehabilitation of persons who have undergone amputations, with resulting restoration to a self-supporting and normal way of life, is largely dependent upon the ability and safety of the industry's prosthetic devices and upon their proper fit, alignment, and appearance when put to actual use.

Protection of physically handicapped persons from misrepresentation and deception in their purchases of such products is an objective of the rules. Various practices which are deceptive or otherwise unfair or harmful are defined and provision made for their elimination and prevention. These and the other provisions included in the rules are aimed at maintaining, in the public interest, fair and lawful competition and high standards of ethical business conduct throughout the industry. It is to this end, and to the exclusion of any act or practice which injures, destroys, or prevents fair competition, or which unlawfully restrains trade, that the rules are to be applied.

At the suggestion of the Subcommittee on Aid to Physically Handicapped of the Committee on Labor of the House of Representatives, and in cooperation with industry members, proceedings to formulate and establish fair trade practice rules were instituted under the regular trade practice conference procedure of the Commission. A general industry trade practice conference was held in Chicago, Illinois, at which suggested rules were considered and submitted for Commission approval. Thereafter, a draft of proposed rules in appropriate form was published by the Commission and made available to all interested or affected parties, including users of industry products, upon public notice whereby they were afforded opportunity to present their views, including such pertinent information, suggestions, amendments, or objections as they desired to offer, and to be heard in the premises. Pursuant to such notice, public hearing was held in Washington, D. C., on February 15, 1946, and all matters presented, or otherwise received in the proceeding, were given due consideration.

Thereupon, and after full consideration of the entire matter, final action was taken by the Federal Trade Commission whereby it approved and received, respectively, the trade practice rules hereinafter appearing in Group I and Group II.

Group I

The unfair trade practices embraced in the Group I rules herein are considered to be unfair methods of competition, unfair or deceptive acts or practices, or other illegal practices, prohibited under laws administered by the Federal Trade Commission; and appropriate proceedings in the public interest will be taken by the Commission to prevent the use, by any person, partnership, corporation, or other organization subject to its jurisdiction, of such unlawful practices in commerce.

Sec.
165.1 Deception (General).
165.2 Disclosures to be made before sale.
165.3 Representation or promise that product will "fit".
165.4 Protection of public with respect to apparent agency.
165.5 Deceptive testimonials or depictions.
165.6 Deceptive demonstrations.
165.7 Misuse of terms "custom made," "custom built," "tailored," etc.
165.8 Guarantees, warranties, etc.
165.9 Misrepresenting products as conforming to standard.
165.10 Deception as to rebuilt or second-hand products.
165.11 Substitution of products.
165.12 False invoicing.
165.13 Misrepresentation as to installment sales contracts, their terms, conditions, etc.
165.14 Misrepresentation as to character of business.
165.15 Deception through failure to differentiate between wholesale and retail transactions.
165.16 Defamation of competitors or disparagement of their products.
165.17 Procurement of competitors' confidential information by unfair means and wrongful use thereof.
165.18 Unfair threats of infringement suits.
165.19 Deceptive use of trade or corporate names, trade-marks, etc.
165.20 Misuse of the word "free," etc.
165.21 Coercing purchase of one product as a prerequisite to the purchase of other products.
165.22 Fictitious prices.
165.23 Inducing breach of contract.
165.24 Enticing away employees of competitors.
165.25 Combination or coercion to fix prices, suppress competition, or restrain trade.
165.26 Discrimination.
165.27 Aiding or abetting use of unfair trade practices.

AUTHORITY: §§ 165.1 to 165.27, inclusive, issued under 38 Stat. 717, as amended, and pursuant to other provisions of law administered by the Commission.

§ 165.1 *Deception (General).* (a) It is an unfair trade practice to sell, offer for sale, or distribute any industry product, or promote the sale or distribution thereof, by any method or under any circumstance or condition which has the capacity and tendency or effect of deceiving purchasers or prospective purchasers as to the construction, composition, design, model, origin, manufacture, value, quality, weight, absence of noise in operation, strength, durability, life expectancy, appearance, fit, comfort, alignment, utility, ease of operation, or safety to wearer, of such product, or in any other material respect; or to mislead purchasers or prospective purchasers with respect to the need for repair, maintenance, or replacement of parts, of such product after its purchase and use, or with respect to any service offered concerning maintenance of product or training of purchaser in the use thereof.

(b) In this connection, under paragraph (a) of this section, it is an unfair trade practice to represent or infer, unless such be wholly true and nondeceptive, that the product:

(1) Will give use and satisfaction to wearer equivalent or nearly equivalent to that afforded by the human limb or other body member for which the product is proposed as a substitute; or that such product

(2) Has the appearance of, or cannot be detected from, the human limb or body member; or

(3) Is in compliance with any Government specifications or standard; or

(4) Has the latest improvements in construction composition, design, appearance, or utility; or

(5) Is immune from damage or impairment by water; or

(6) Has the approval of any doctor, hospital, or Government agency or official.

(c) The inhibitions of this section shall apply with respect to every species of advertisement or form of representation, whether in newspapers, periodical, telephone directory, sales catalogue, sales promotional literature, on the radio, or otherwise, or whether by use of any word, design, sound, or combination thereof; and such inhibitions shall also apply with respect to labeling and to impressions created by reason of failure to reveal limitations or material facts. [Rule 1]

§ 165.2 *Disclosures to be made before sale.* It is an unfair trade practice for any member of the industry to fail to disclose to any purchaser of an industry product, prior to his or her purchase or making of contract for purpose thereof from such member:

(a) Any and all latent defects of which such member is aware, or has reason to believe exist, with respect to the product being offered for sale; and

(b) The fact that the degree of usefulness and benefit to be derived by the wearer will be dependent in substantial part upon the place and character of his or her amputation, the condition of his or her stump or body member to which the product is to be fitted and applied, his or her age, strength, agility, and state of health, and his or her diligence and persistence in accustoming himself or herself to the use of such product, development of muscles, and acquiring skill in the manipulation and use thereof; and

(c) In the case of a recent amputation, or of the prospective purchaser's previous nonuse of a prosthetic device, the fact that shrinkage of his or her stump is likely to occur by reason whereof the product, though fitting properly at time of delivery, may not continue to be in proper fit after such shrinkage;

such nondisclosure having the capacity and tendency or effect of deceiving purchasers or prospective purchasers as to the true efficacy or benefit to be derived from such product. [Rule 2]

§ 165.3 *Representation or promise that product will "fit".* It is an unfair trade practice for any member of the industry to represent, promise, or guarantee that any industry product will be made to fit any individual purchaser or prospective purchaser thereof, when such representation, promise, or guarantee is not made in good faith or the industry member is not possessed of the requisite skill, knowledge, and equipment to assure of his ability to fulfill such representation, promise, or guarantee.

NOTE: Textile articles or accessories sold by members of the industry are to be labeled or marked with respect to their fiber content as required by applicable provisions of law or regulation. For example, stump socks containing or purporting to contain wool are subject to the requirements of the Wool Products Labeling Act and regulations issued thereunder.

NOTE 1: An industry prosthetic device shall not be considered as fitting unless properly shaped and sized for the stump or body member to which it is to be applied, is in proper alignment and conformity with the physique of the person to wear such product, and affords the optimum of comfort and use on the part of the wearer thereof without injury to stump or other body member. In cases where there is any likelihood of shrinkage of stump after fitting and delivery of the product, full explanation of such shrinkage should be made to the purchaser and the necessity of refitting by reason thereof should be clearly pointed out to him.

NOTE 2: It is the consensus of the industry that the term "perfect fit" should not be used by members, as perfection is not attainable.

[Rule 3]

§ 165.4 *Protection of public with respect to apparent agency.* (a) It is an unfair trade practice for any member of the industry to aid or abet any person in effecting a deception of purchasers or prospective purchasers as to his or her authority to represent and make commitments in behalf of such industry member.

(b) For an industry member to supply any person, not his agent, with samples, sales literature, guarantees of such industry member, or any indices of agency, and accept orders secured by such person and then refuse to fulfill the commitments implied to such purchaser by the use of such samples, sales literature, etc., is an unfair trade practice. [Rule 4]

§ 165.5 *Deceptive testimonials or depictions.* (a) It is an unfair trade practice for a member of the industry to use any testimonial of a user of any prosthetic device, or of any other person, or to use any picture or depiction, which is false, misleading, or deceptive in any respect.

(b) It is an unfair trade practice to cause any testimonial or picture of a user of a prosthetic device to be employed in a manner having the capacity and tendency or effect of misleading or deceiving purchasers or prospective purchasers into the belief that:

(a) Such testimonial was given, or that the picture was taken and is being used, without solicitation or payment of any consideration, when such is not the fact; or

(b) That the testimonial or picture pertains to the certain kind, model, or make of prosthetic device which is being offered for sale, when such is not the fact.

(c) No member of the industry should use any testimonial which he has good reason to believe contains untrue or exaggerated statements, or display any picture of a wearer of any prosthetic device, or other depiction, which serves to create a false impression as to the actual utility, appearance, or benefits derived from the use of such device. To avoid misunderstanding or deception, proper testimonials and pictures of wearers of such devices should be accompanied by a disclosure of pertinent data, such as the date of the making thereof, the make, manufacture, model, and composition of the certain device worn by the person at the time of his or her making of such testimonial or the taking of such picture, together with disclosure as to the place of his or her amputation, his or her age at the time of loss of limb or body member, and the period of time that he or she has been using such device. [Rule 5]

§ 165.6 *Deceptive demonstrations.* (a) In the sale, offering for sale, or distributing of an industry product, or in promoting the sale or distribution thereof, it is an unfair trade practice to demonstrate any such product in a manner or under circumstances having the capacity and tendency or effect of creating a false impression as to the actual benefits from the use thereof that may reasonably be expected to be had by a purchaser or prospective purchaser of such or a similar industry product.

(b) In this connection, to avoid misunderstanding or deception, no demonstration of an industry product should be made to a purchaser or prospective purchaser unless in conjunction therewith, and before sale or contract for sale is made, there is full disclosure as to:

(1) The make, model, and composition of the particular product demonstrated;

(2) The age of the demonstrator at the time of his or her loss of limb or body member, the place of his or her amputation, and the period of time that such demonstrator has been using a prosthetic device of the kind demonstrated;

(3) The fact that similar benefits and use on the part of the person or persons to whom the product is demonstrated may not be realized by reason of difference of place of amputation, condition of stump, age, occupation, health, agility, strength, or inability or disposition to accustom himself or herself to, and become skillful in the use of, such device; and

(4) The fact that the demonstrator is in the employ of seller, or has an interest in effecting a sale of the product, or is otherwise not wholly disinterested in the promotion of the sale of such product. [Rule 6]

§ 165.7 *Misuse of terms "Custom Made," "Custom Built," "Tailored," Etc.* In the sale, offering for sale, or distribution of industry products, it is an unfair trade practice for a member of the industry to use the terms "custom made," "custom built," "tailored," or any other word or term of similar import, as descriptive of any prosthetic device when such device is not one that has been or will be made, aligned, sized, and fitted to the individual needs and specifications of a consumer-purchaser as distinguished from a product which is a ready-made or stock prosthetic device. [Rule 7]

§ 165.8 *Guarantees, warranties, etc.* (a) Guarantees which afford purchasers or users substantial and adequate protection, and are fully and fairly stated or disclosed and scrupulously adhered to by the guarantor, are desirable and recommended. It is an unfair trade practice to use or cause to be used any guarantee which is false, misleading, deceptive, or unfair to the purchasing or consuming public.

(b) Under this rule guarantees of the following type or character shall not be used:

(1) Guarantees containing statements, promises, representations, or assertions which have the capacity and tendency or effect of misleading and deceiving as to quality, physiological changes, fit, comfort, or utility under use; or

(2) Guarantees which are so used or are of such form, text, or character as to import, imply, or represent that the guarantee is broader than is in fact true, or that the guarantee covers the entire product or certain parts thereof which are not in fact covered, or will afford more protection to purchasers or users than is in fact true; or

(3) Guarantees in which any condition, qualification, or contingency applied by the guarantor thereto is not fully and nondeceptively stated herein, or is stated in such manner or form as to be deceptively minimized, obscured, or concealed, wholly or in part; or

(4) Guarantees which are stated, phrased, or set forth in such manner that although the statements contained therein are literally and technically true, the whole is misleading in that purchasers or users are not made sufficiently aware of certain contingencies or conditions which are applicable to such guarantees and materially lessen the value thereof as a guarantee to purchasers or users; or

(5) Guarantees which purportedly extend for such indefinite or unlimited period of time or for such long period of years as to have the capacity and tendency or effect of thereby misleading or deceiving purchasers or users into the belief that the product has or is definitely known to have greater degree of serviceability, utility, comfort, or durability in actual use than is in fact true; or

(6) Purported guarantees in the form of documents, promises, representations, or other form which are represented or held out to be guarantees when they are not such in fact, or when they are service contracts of the type which are not guarantees, or when they involve any deceptive or misleading use of the word "Guarantee" or term of similar import; or

(7) Guarantees issued, or directly or indirectly caused to be used, by any member of the industry when or under which the guarantor fails or refuses to scrupulously observe his obligations thereunder or fails or refuses to make good on claims coming reasonably within the terms of the guarantee; or

(8) Guarantees which in themselves or in the manner of their use are otherwise false, misleading, or deceptive.

(c) This section shall be applicable not only to guarantees but also to warranties, to purported warranties and guarantees, and to any promise or representation in the nature of or purporting to be a guarantee or warranty. [Rule 8]

§ 165.9 *Misrepresenting products as conforming to standard.* Representing, through advertisement or otherwise, that any products of the industry conform to a standard recognized in or applicable to the industry when such is not the fact, with the capacity and tendency or effect of misleading or deceiving the purchasing or consuming public, is an unfair trade practice. [Rule 9]

§ 165.10 *Deception as to rebuilt or second-hand products.* (a) It is an unfair trade practice for any member of the industry to sell, offer for sale, advertise, or otherwise represent, any product of the industry as being new when such is not the fact.

(b) In the marketing of rebuilt or second-hand products of the industry, or parts thereof, or the marketing of products containing rebuilt or second-hand parts, it is an unfair trade practice to fail or refuse to make full and nondeceptive disclosure, by mark, tag, or label, or other writing supplied purchaser, of the fact that such product or parts are not new but are used, rebuilt, or second-hand, as the case may be, such failure or refusal to disclose having the capacity or tendency or effect of misleading or deceiving the purchasing or consuming public. [Rule 10]

§ 165.11 *Substitution of products.* The practice of shipping or delivering products which do not conform to samples submitted, to specifications upon which the sale is consummated, or to representations made prior to securing the order, without the consent of the purchasers to such substitutions, or with the capacity and tendency or effect of misleading or deceiving the purchasing or consuming public, is an unfair trade practice. [Rule 11]

§ 165.12 *False invoicing.* It is an unfair trade practice to withhold from or insert in invoices any statements or information by reason of which omission or insertion a false record is made, wholly or in part, of the transactions represented on the face of such invoices, with the effect of thereby misleading or deceiving the purchasing or consuming public. [Rule 12]

§ 165.13 *Misrepresentation as to installment sales contracts, their terms, conditions, etc.:* It is an unfair trade practice to make or publish, or cause to be made or published, directly or indirectly, any false, misleading, or deceptive statement or representation, through advertising or otherwise, concerning installment sales contracts used or their terms and conditions, including down payments, interest, carrying charges, etc., or respecting any other matters relative to such contracts or their terms and conditions. [Rule 13]

§ 165.14 *Misrepresentation as to character of business:* It is an unfair trade practice for any concern, in the course of or in connection with the distribution of industry products, to represent, directly, or indirectly, that it is a manufacturer of industry products, or that it owns or controls a factory making such products, when such is not the fact, or in any other manner to misrepresent the character, extent, or type of its business. [Rule 14]

§ 615.15 *Deception through failure to differentiate between wholesale and retail transactions:* It is an unfair trade practice for any member of the industry to represent or imply that any of his sales are at wholesale or at wholesale price, when such is not the fact. When sales at wholesale and at retail are made in the same establishment, such differentiation between the two types of transactions should be made as is necessary to prevent misunderstanding or deception of purchasers. [Rule 15]

§ 165.16 *Defamation of competitors or disparagemcnt of their products.* The defamation of competitors by falsely imputing to them dishonorable conduct, inability to perform contracts, questionable credit standing, or by other false representations, or the false disparagement of competitors' products in any respect, or of their business methods, selling prices, values, credit terms, policies, or services, is an unfair trade practice. [Rule 16]

§ 165.17 *Procurement of competitors' confidential information by unfair means and wrongful use thereof.* It is an unfair trade practice for any member of the industry to obtain information concerning the business of a competitor by bribery of any employee or agent of such competitor, by false or misleading statements or representations, by the impersonatfon of one in authority, or by any other unfair means, and to use the information so obtained in such manner as to injure said competitor in his business or to suppress competition or unreasonably restrain trade. [Rule 17]

§ 165.18 *Unfair threats of infringement suits.* The circulation of threats of suit for infringement of patents or trade-marks among customers or prospective customers of competitors, not made in good faith but for the purpose or with the effect of thereby harassing or intimidating such customers or prospective customers, or of unduly hampering, injuring, or prejudicing competitors in their business, is an unfair trade practice. [Rule 18]

§ 165.19 *Deceptive use of trade or corporate names, trade-marks, etc.* The use of any trade name, corporate name, trade-mark, or other trade designation which has the capacity and tendency or effect of misleading or deceiving the purchasing or consuming public as to the character, name, nature, or origin of any product of the industry, or any material used therein, or which is false or misleading in any other respect, is an unfair trade practice. [Rule 19]

§ 165.20 *Misuse of the word "free," etc.* It is an unfair trade practice for any member of the industry to use the term "free," or any other term or representation of similar import or meaning, to describe, designate, or refer to any industry product which is not given to the recipient thereof without cost and unconditionally. [Rule 20]

§ 165.21 *Coercing purchase of one product as a prerequisite to the purchase of other products.* The practice of coercing the purchase of one or more products as a prerequisite to the purchase of one or more other products, where the effect may be to substantially lessen competition or tend to create a monopoly or to unreasonably restrain trade, is an unfair trade practice. [Rule 21]

§ 165.22 *Fictitious prices.* It is an unfair trade practice to sell or offer for sale industry products at prices purported to be reduced from what are in fact fictitious prices, or to sell or offer for sale such products at a purported reduction in price when such purported reduction is in fact fictitious or is otherwise misleading or deceptive. [Rule 22]

§ 165.23 *Inducing breach of contract.* It is an unfair trade practice to induce or attempt to induce the breach of existing lawful contracts between competitors and their customers, or their suppliers, by any false or deceptive means whatsoever, or wilfully to interfere with or obstruct the performance of any such contractual duties or services by any such means, with the purpose or effect of unduly hampering, injuring or prejudicing competitors in their business. [Rule 23]

§ 165.24 *Enticing away employees of competitors.* It is an unfair trade practice for any member of the industry wilfully to entice away employees of competitors with the purpose or effect of thereby unduly hampering or injuring competitors in their business and destroying or substantially lessening competition. [Rule 24]

§ 165.25 *Combination or concern to fix prices, suppress competition, or restrain trade.* It is an unfair trade practice for a member of the industry or any other person:

(a) To use, directly or indirectly, any form of threat, intimidation, or coercion against any member of the industry or other person to unlawfully fix, maintain, or enhance prices, suppress competition, or restrain trade.

(b) To enter into or take part in, directly, or indirectly, any agreement, understanding, combination, conspiracy, or concerted action with one or more members of the industry, or with one or more other persons, to unlawfully fix, maintain, or enhance prices, suppress competition, or restrain trade. [Rule 25]

§ 165.26 *Discrimination*—(a) *Prohibited discriminatory prices, or rebates, refunds, discounts, credits, etc., which effect unlawful price discrimination.* It is an unfair trade practice for any member of the industry engaged in commerce,[1] in the course of such commerce, to grant or allow, secretly or openly, directly or indirectly, any rebate, refund, discount, credit, or other form of price differential, where such rebate, refund, discount, credit, or other form of price differential, effects a discrimination in price between different purchasers of goods of like grade and quality, where either or any of the purchases involved therein are in commerce,[1] and where the effect thereof may be substantially to lessen competition or tend to create a monopoly in any line of commerce,[1] or to injure, destroy, or prevent competition with any person who either grants or knowingly receives the benefit of such discrimination, or with customers of either of them: *Provided, however:*

(1) That the goods involved in any such transaction are sold for use, consumption, or resale within any place under the jurisdiction of the United States;

(2) That nothing herein contained shall prevent differentials which make only due allowance for differences in the cost of manufacture, sale, or delivery resulting from the differing methods or quantities in which such commodities are to such purchasers sold or delivered;

(3) That nothing herein contained shall prevent persons engaged in selling goods, wares, or merchandise in commerce[1] from selecting their own customers in bona fide transactions and not in restraint of trade;

(4) That nothing herein contained shall prevent price changes from time to time where made in response to changing conditions affecting either (i) the market for the goods concerned, or (ii) the marketability of the goods, such as, but not limited to, actual or imminent deterioration of perishable goods, obsolescence of seasonal goods, distress sales under court process, or sales in good faith in discontinuance of business in the goods concerned.

(b) *Prohibited brokerage and commissions.* It is an unfair trade practice for any member of the industry engaged in commerce,[1] in the course of such commerce, to pay or grant, or to receive or accept, anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof, except for services rendered in connection with the sale or purchase of goods, wares, or merchandise, either to the other party to such transaction or to an agent, representative, or other intermediary therein where such intermediary is acting in fact for, or in behalf, or is subject to the direct or indirect control, of any party to such transaction other than the person by whom such compensation is so granted or paid.

(c) *Prohibited advertising or promotional allowances, etc.* It is an unfair trade practice for any member of the industry engaged in commerce[1] to pay or contract for the payment of advertising or promotional allowances or any other thing of value to or for the benefit of a customer of such member in the course of such commerce as compensation or in consideration for any services or facilities furnished by or through such customer in connection with the processing, handling, sale, or offering for sale of any products or commodities manufactured, sold, or offered for sale by such member, unless such payment or consideration is available on proportionally equal terms to all other customers competing in the distribution of such products or commodities.

(d) *Prohibited discriminatory services or facilities.* It is an unfair trade practice for any member of the industry to discriminate in favor of one purchaser against another purchaser or purchasers of a commodity bought for resale, with or without processing, by contracting to furnish or furnishing, or by contributing to the furnishing of, any services or facilities connected with the processing, handling, sale, or offering for sale of such commodity so purchased upon terms not accorded to all purchasers on proportionally equal terms.

(e) *Inducing or receiving an illegal discrimination in price.* It is an unfair trade practice for any member of the industry engaged in commerce,[1] in the course of such commerce, knowingly to induce or receive a discrimination in price which is prohibited by the foregoing provisions of this section.

(f) *Purchases by schools, colleges, universities, public libraries, churches, hospitals, and charitable institutions not operated for profit.* The foregoing provisions of this section relate to practices within the purview of the Robinson-Patman Antidiscrimination Act, which Act and the application thereunder of this section are subject to the limitations expressed in the amendment to such Robinson-Patman Antidiscrimination Act, which amendment was approved May 26, 1938, and reads as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That nothing in the Act approved June 19, 1936 (Public, Numbered 692, Seventy-fourth Congress, second session), known as the Robinson-Patman Antidiscrimination, Act, shall apply to purchases of their supplies for their own use by schools, colleges, universities, public libraries, churches, hospitals, and charitable institutions not operated for profit." 52 Stat. 446; United States Code, 1940 Edition, Title 15, Sec. 13c.)

(g) *Purchases by U. S. Government; applicability of Robinson-Patman Antidiscrimination Act to same.* In an opinion submitted to the Secretary of War under date of December 28, 1936, the U. S. Attorney-General advised that the Robinson-Patman Antidiscrimination Act "is not applicable to Government contracts for supplies." (39 Opinions, Attorney-General 539) [Rule 26]

§ 165.27 *Aiding or abetting use of unfair trade practices.*

It is an unfair trade practice for any person to aid, abet, coerce, or induce another, directly or indirectly, to use or promote the use of any unfair trade practice specified in this part. [Rule 27]

[1] As here used, the word "commerce" means trade or commerce among the several States and Territories, including the District of Columbia, in accordance with the full scope of the definition of such term found in section 1 of the Clayton Act (38 Stat. 730; 15 USCA, Sec. 12.)

Group II

Compliance with trade practice provisions embraced in Group II rules is considered to be conducive to sound business methods and is to be encouraged and promoted individually or through voluntary cooperation exercised in accordance with existing law. Nonobservance of such rules does not per se constitute violation of law. Where, however, the practice of not complying with any such Group II rules is followed in such manner as to result in unfair methods of competition, or unfair or deceptive acts or practices, corrective proceedings may be instituted by the Commission as in the case of violation of Group I rules.

RULE A. *Disapproval of solicitation when benefits unlikely.* The industry condemns the practice of soliciting or promoting the sale of any of its products to persons who by reason of their physical state, age, or infirmity, cannot be expected to obtain reasonable use and benefit from such products. This rule shall not be regarded as preventing the purchase of an industry product by any person who requests such a device, notwithstanding such person may not thereby obtain a reasonable degree of use and benefit therefrom.

RULE B. *Cooperation with doctors.* The industry fully realizes that the interest of amputees is best promoted by the cooperation of the doctor and industry member with respect to the site of amputation and the type and fitting of industry products, and as to the appropriate time for consideration by the patient of the purchase of a prosthetic device. The industry pledges its members to give every assistance and advice to doctors prior to and after the amputation that the amputee may have the optimum of benefit from the industry product which he may later purchase and use, whether or not such industry member sells, or has opportunity to solicit the purchase of, his products; and to do everything possible to promote mutual trust and confidence between the industry and members of the medical profession.

RULE C. *Importance of personal fitting.* The industry disapproves of the practice of undertaking to supply an artificial limb that will fit an amputee by mail-order specifications and without personal fitting thereof, as it believes that satisfactory and proper fit cannot be attained except by personal fitting. This rule shall not be construed as prohibiting sale of artificial limbs by mail order without personal fitting when no misrepresentation is made, directly or by implication, as to fit.

RULE D. *Minimizing importance of "fit" by exploitation of less important features.* It is the consensus of the industry that proper fit and alignment are of vital importance with respect to the satisfactory use of its products by amputees and should not be minimized by the undue exploitation of other aspects or features of less importance.

RULE E. *Sharing of improved techniques.* Believing that the interest of amputees is its first concern, the industry favors the making available to all of its members and the general public any improved technique that may be used or developed by any of its members in respect to the making, fitting, aligning, or servicing of industry products. Further, the industry desires to be an active and cooperative factor in all progressive developments of improved techniques that will contribute to the welfare and comfort of all amputees.

Promulgated and issued by the Federal Trade Commission April 16, 1946.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-6270; Filed, Apr. 15, 1946; 11:06 a. m.]

TITLE 29—LABOR

Chapter VI—National Wage Stabilization Board

[General Wage Approval 7]

PART 805—GENERAL WAGE APPROVALS

ELECTRICAL INDUSTRY

§ 805.7 *General wage approval for the electrical industry.* This section is issued pursuant to section 3 (a) of Executive Order 9697 dated February 14, 1946, and sections 303 and 308 (a) of the Supplementary Wage and Salary Regulations of the Office of Economic Stabilization, dated March 8, 1946.

(a) Any wage or salary increase granted to employees within the jurisdiction of the National Wage Stabilization Board who are employed in a plant coming within the definition of paragraph (b) (1) of this section shall be deemed approved within the meaning of section 3 (a) of Executive Order 9697 to the extent that such increase does not exceed 18½ cents per hour over and above the straight-time rates paid on August 17, 1945.

(b) This section shall apply only to wage or salary increases to employees in plants:

(1) Which are engaged primarily in manufacturing one or more of the following items: radios, radio tubes, phonographs; telephone and telegraph equipment and electric signalling apparatus; electrical refrigerators and refrigeration machinery, including compressors, evaporators, condensors and other related mechanical devices essential to electrical refrigeration; complete electrical air-conditioning units; household electrical appliances, including heating, cooking, cooling, cleaning and laundry equipment; lighting fixtures; wiring devices and supplies; carbon and artificial graphite products for the electrical industry; electrical measuring instruments; electrical prime movers and other electric power equipment (including motors, generators, steam turbine generator sets, transformers, switchboards, panel-boards, and other transmission accessories) for employment in the generation, transmission or utilization of electric energy; wire and cable for the transmission of electrical energy; automotive electrical equipment; electric lamps; storage and primary batteries (wet and dry); or electrotherapeutic and electromedical apparatus; and

(2) In which general wage or salary rate increases, which in the aggregate were not less than 13 cents per hour and not more than 18 cents per hour, were granted during the period between January 1, 1941 and August 17, 1945.

(c) An employer who seeks an adjustment in the price ceiling for his product based upon the wage or salary adjustments herein approved shall indicate to the Office of Price Administration in any price relief application that the adjustments have been made or agreed upon pursuant to this section, and shall set out the wage rate in formation called for by paragraph (b) (2) of this section.

(d) In accordance with sections 201 and 202 of the Supplementary Wage and Salary Regulations of the Office of Economic Stabilization, issued March 8, 1945, any increase in a plant in the electrical industry not covered by the terms of this section requires the prior approval of the Board or the filing of a notice with the appropriate Regional Wage Stabilization Board if the employer is not to be deemed to have waived, during the continuation of the stabilization laws, the right to use such increase as a basis for seeking price relief or for increasing costs to the Government. The terms of this preapproval shall not constitute any standard for the approvability of wage or salary increases to employees in any plant not satisfying the conditions set forth in paragraphs (b) (1) and (2) of this section. This preapproval shall have effect only where a wage or salary adjustment has been finally determined or agreed upon by the party or parties involved.

(e) On request of any employer or collective bargaining representative involved, accompanied by pertinent factual information, the National Wage Stabilization Board will issue rulings as to whether any specified plant or plants come within the terms of paragraph (b) (1) and (2) of this section. Where there is a collective bargain representative involved, a copy of the request from either party for a ruling under this section must be served upon the other party, and the request shall indicate such service.

Approved by the National Wage Stabilization Board, April 11, 1946.

B. M. JOFFE,
Executive Director.

[F. R. Doc. 46-6253; Filed, Apr. 15, 1946; 10:00 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 175]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended as follows:

1. The following commodities are hereby added to the list of commodities:

Dept. of Com. Sched. B No.	Commodity	Unit	GLV dollar value limits country group K	E
648500	Plaster board and wallboard:			
648500	Gypsum board and gypsum lath only	Sq. ft	50	25
613900	Coal and wood cooking and room-heating stoves	Units	50	25
614300	Gas stoves, ranges and room and water heaters	Units	50	25
614400	Kerosene cooking stoves	Units	50	25
614500	Kerosene room and water heaters	Units	50	25
614800	House-heating boilers and warm-air furnaces	Units	50	25
614900	House-heating convectors	Sq. ft	50	25
615000	Domestic conversion oil burners and oil-fired boilers	Units	50	25
615280	Other domestic cooking or heating equipment (the following commodities only):			
	Coal stokers and parts		50	25
615280	Gas burners and parts		50	25
615280	Gas-fired burners and parts		50	25
615280	Janitrols		50	25
615280	Range boilers		50	25
615280	Space heaters, except electric		50	25
615280	Thermostatic elements, pilot power		50	25
615280	Unit heaters and parts		50	25
615280	Warm-air registers and grills		50	25
615280	Warm-air distribution pipe and fittings		50	25
646000	Plumbers' brass goods (include faucets, cocks, shower and bath fittings, thermostatic water-mixing valves and other brass plumbing fixtures)	Lbs	50	25
703405	Fuse plugs under 2,300 volts	Units	25	25
707388	Water heaters and parts, electric domestic		50	25
709415	Rigid metal conduit, iron or steel	Lbs	25	1
709418	Rigid metal conduit, other than iron or steel	Lbs	25	1
709450	Other metal conduit, outlet and switch boxes		25	1
709500	Sockets, outlets, fuse blocks, lighting switches and parts, n. e. s.		25	1
	Electric interior lighting fixtures and parts:			
709601	Fluorescent		25	25
709608	All types, except fluorescent		25	25
709700	Electric exterior lighting fixtures and parts, except airport lighting fixtures (report searchlights and airport beacons in 709600 and floodlights in 709700); cargo lights and parts; daylite signaling lamps and parts; sodium vapor lighting fixtures and parts; street hood bodies, and parts, multiple and series; street luminaries and parts; street-lighting fixtures and parts and traffic signal lights and parts		25	25
709800	Other wiring supplies except line material		25	25
969500	Composition roofing, asphalt	Square	50	25
969600	Composition roofing, tarred	Square	80	25

2. The dollar value limits in the column headed by "GLV Dollar Value Limits" set opposite each of the commodities listed below are hereby amended to read as follows:

Dept. of Com. Sched. B No.	Commodity	GLV dollar value limits country group K	E
533300	Bathtubs	50	25

Shipments of any of the above commodities removed from general license or whose GLV dollar value limits have been reduced, which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective immediately except that with respect to commodities removed from general license or whose GLV dollar value limits have been reduced, it shall become effective on April 22, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 10, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-6265; Filed, Apr. 15, 1946; 10:27 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-932]

ARDMORE BLOUSES, INC.

Ardmore Blouses, Inc., a corporation, located at 135 West 36th Street, New York City, is engaged in the manufacture of women's blouses. During the fourth quarter of 1945, the corporation placed orders bearing CC ratings for 31,500 yards of rayon fabric, although it was authorized to place such rated orders for only 21,794 yards of rayon fabric, in violation of Priorities Regulation No. 3. In addition, the corporation actually received 28,797 yards of rayon fabric in the fourth quarter of 1945 pursuant to the orders bearing CC ratings which it placed. In addition, the corporation placed orders bearing CC ratings for 3,000 yards of cotton fabric and received 3,021 yards of cotton fabric on such orders during the fourth quarter of 1945, although it was not authorized to use CC ratings for such purpose, in violation of Priorities Regulation No. 3. The placing of these rated orders for rayon and cotton fabrics in excess of the amount authorized and the receipt of rayon and cotton fabrics in excess of the amount authorized constituted wilful violations of Priorities Regulation No. 3. In view of the foregoing, it is hereby ordered, that:

§ 1010.932 *Suspension Order No. S-932.* (a) Unless otherwise authorized in writing by the Civilian Production Administration, during the second quarter of 1946, Ardmore Blouses, Inc., shall reduce the amount of rayon fabrics for which it may be authorized to extend ratings during the second quarter of 1946, under Order M-328-B by 5,000 yards.

(b) Unless otherwise authorized in writing by the Civilian Production Administration, during the third quarter of 1946, Ardmore Blouses, Inc., shall reduce the amount of rayon fabrics for which it may be authorized to extend ratings during the third quarter of 1946 under Order M-328-B by 5,000 yards.

(c) Nothing contained in this order shall be deemed to relieve Ardmore Blouses, Inc., from any restriction, prohibition, or provision contained in any other order or regulation of the Civilian Production Administration except insofar as the same may be inconsistent with the provisions hereof.

(d) The restrictions and prohibitions contained herein shall apply to Ardmore Blouses, Inc., its successors and assigns or persons acting on its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(e) Ardmore Blouses, Inc., shall refer to this order in any application or appeal which it may file with the Civilian Production Administration during the second and third quarters of 1946.

Issued this 12th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6242; Filed, Apr. 12, 1946; 4:38 p. m.]

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

Veterans' Housing Program Order 1,[1] Amdt. 1]

Section 4700.1 *Veterans' Housing Program Order 1* is amended as follows:

1. By amending the first sentence of paragraph (c) (1) to read as follows:

(c) *Prohibited construction.* (1) No person shall begin to construct, to repair, to make additions or alterations to, to improve, to convert from one purpose to another, or to install or to relocate fixtures or mechanical equipment in, any structure, public or private, in the forty-eight States, the District of Columbia, Puerto Rico, the Virgin Islands or the Territory of Hawaii, except to the extent permitted under paragraphs (d), (e) and (f), or when and to the extent specifically authorized under paragraph (h).

2. By adding a new paragraph (c) (3) reading as follows:

(3) The provisions of this order are effective in the Territory of Hawaii on April 12, 1946. Where paragraphs (c) (2) and (d) (3) refer to March 26, 1946, the applicable date is April 12, 1946, in the case of Hawaii.

[1] 10 F.R. 3190.

Issued this 12th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6173; Filed, Apr. 12, 1946; 10:04 a. m.]

Chapter XI—Office of Price Administration

PART 1388—DEFENSE-RENTAL AREAS

[Housing,[1] Amdt. 85]

HOUSING

The application of the Rent Regulation for Housing is terminated in a portion of the Wilmington, North Carolina Defense-Rental Area, consequently a portion of the above-named area is decontrolled and Item 223 of Schedule A of the Rent Regulation for Housing is amended to read as follows:

Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(223) Wilmington, N. C.	North Carolina	New Hanover County, except the portion consisting of Wrightsville Beach and Harbor Island, which are situated approximately one mile East of the U. S. Inland Waterway; Carolina Beach, Kure Beach, Wilmington Beach and Ft. Fisher Beach, which are within the territory bounded on the North by the U. S. Inland Waterway, on the East by the Atlantic Ocean, on the West by the Cape Fear River, and on the South by old Ft. Fisher remains.	Apr. 1, 1941	June 1, 1942	July 15, 1942

Issued and effective April 15, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6276; Filed, Apr. 15, 1946; 11:22 a. m.]

PART 1305—ADMINISTRATION

[SO 108,[2] Amdt. 11]

MANUFACTURERS' MAXIMUM AVERAGE PRICES FOR CERTAIN ITEMS OF APPAREL AND APPAREL ACCESSORIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 108 is amended in the following respects:

1. Section 12 (b) (1) is amended to read as follows:

(1) *Quarterly reports.* Within 20 days after the end of each calendar quarter, you must file with your OPA District Office two copies of a report in the form prescribed on OPA Form 6062-2773 (signed by an owner, officer, or principal) covering all categories which you delivered during the quarter. This report shall contain the following:

(i) Your business name and the address of your main office from which billings are made;

(ii) The beginning and end dates of the period covered by the report;

(iii) For each category you delivered during the period:

(*a*) Category number and title;

(*b*) Maximum average price. This means your authorized or base period maximum average price applicable to the quarter covered by this report, as revised or recomputed under any provision of SO 108 or any Special Order except Special Orders 3 and 5. If you are using either the tolerance in Special Order 5 or the exemption level adjustment in Special Order 3, state also the increased maximum average price as figured under the appropriate provision.

NOTE: The tolerances may be used only for categories whose maximum average price is based on a 1943 base period and may not be used to compute a credit.

(*c*) Total net dollar amount charged;

(*d*) Total number of units delivered (specifying whether dozens, gross, etc.);

(*e*) Weighted average price;

(*f*) Dollar amount of credit or surcharge, if any;

(iv) Dollar amount of surcharge for all categories combined, if any;

(v) Dollar amount of credit for all categories combined, if any;

(vi) Dollar amount of net credit, if any, from previous quarter;

(vii) Net surcharge ((iv) minus the sum of (v) and (vi)) or net credit (the sum of (v) and (vi) minus (iv)), if any;

(viii) Category number and title of each category listed in your maximum average price chart or OPA order of authorization which was not delivered during the quarter;

(ix) If you have a net surcharge, state what makeup basis you will use, if any of this net surcharge is not made up by the 30th day after the end of the quarter reported. This statement constitutes an election to operate under the provision chosen until this surcharge is made up.

However, the quarterly report for the 1st quarter of 1946 may be filed on or before April 30, 1946, instead of 20 days after the end of that quarter.

Deliveries made while operating on a makeup basis shall not be included in the above report.

2. Section 12 (b) (2) (i) is amended to read as follows:

(i) If you have been operating on the makeup basis described in section 7 (a) you must file with your OPA District Office two copies of a report in the form prescribed on OPA Form 6062-2774 (signed by an owner, officer, or principal) covering your makeup operation within 10 days after you complete your makeup operation.

If you do not make up your net surcharge during the calendar quarter after the quarter in which it was incurred, you must file this report instead of the quarterly report for that quarter, and for each succeeding quarter in which you operate wholly on a makeup basis. In addition, you must file a final report of that portion of your makeup operation not previously reported within 10 days after the day on which you completely make up your net surcharge. Each makeup report shall state that you are operating under section 7 (a) and shall contain the following information:

(*a*) Your business name and the address of your main office from which billings are made;

(*b*) The beginning and end dates of the period covered by the report;

(*c*) For each category you delivered during th period:

(*i*) Category number and title;

(*ii*) Maximum average price.

This means your authorized or base period maximum average price, applicable to the quarter in which the period covered by this report falls, as revised or recomputed under any provision of SO 108 or any Special Order except Special Orders 3 and 5. If you are using either the tolerance in Special Order 5 or the exemption level adjustment in Special Order 3, state also the increased maximum average price as figured under the appropriate provision.

NOTE: The tolerances may be used only for categories whose maximum average price is based on a 1943 base period and may be used for all purposes during the makeup period.

(*iii*) Total net dollar amount charged;

(*iv*) Total number of units delivered (specifying whether dozens, gross, etc.);

(*v*) Dollar amount of additional surcharge, if any ((*iii*) minus product of (*iv*) multiplied by (*ii*));

(*vi*) Dollar amount of surcharge made up, if any (product of (*ii*) multiplied by (*iv*) minus (*iii*));

(*d*) Dollar amount of your net surcharge at the beginning of the period (net surcharge incurred less any amount previously made up and reported);

(*e*) Dollar amount of additional surcharge for all categories combined, if any (from (c) (*v*));

(*f*) Dollar amount of net surcharge you made up in all categories combined, if any, during the period (from (c) (*vi*));

(*g*) Dollar amount of net surcharge, if any, remaining to be made up (sum of (*d*) and (*e*) minus (*f*));

(*h*) Category number and title of each category listed in your maximum average price chart or OPA order of authorization which was not delivered during the period.

3. Section 12 (b) (2) (ii) is amended to read as follows:

(ii) If you have been operating on the makeup basis described in section 7 (b) you must file with your OPA District Office two copies of a report in the form prescribed on OPA Form 6062-2775 (signed by an owner, officer, or principal) within 10 days after the end of each month during which you operated on a

[1] 10 F.R. 13528, 13545, 14399; 11 F.R. 247, 248, 740, 1299, 1773, 2116, 2189, 24445, 3480.

[2] 10 F.R. 4336, 5995, 6402, 8368, 10200, 12080, 12984, 15125, 13129; 11 F.R. 604.

makeup basis. (However, the report covering the month of March 1946, may be filed on or before April 30, 1946 instead.) Each report shall state that you are operating under section 7 (b) and shall contain the following information:

(*a*) Your business name and the address of your main office from which billings are made;

(*b*) Month covered by the report;

(*c*) For each category you delivered during the month:

(*i*) Category number and title;

(*ii*) Maximum average price. This means your authorized or base period maximum average price applicable to the quarter in which the month covered by this report falls, as revised or recomputed under any provision of SO 108 or any Special Order except Special Order 3 or Special Order 5. If you are using either the tolerance in Special Order 5 or the exemption level adjustment in Special Order 3, state also the increased maximum average price as figured under the appropriate provision.

NOTE: The tolerances may be used only for categories whose maximum average price is based on a 1943 base period and may be used for all purposes during a makeup period;

(*iii*) Reduced maximum average price (as described in section 7 (b));

(*iv*) Total net dollar amount charged;

(*v*) Total number of units delivered (specifying whether dozens, gross, etc.);

(*vi*) Product of total number of units delivered multiplied by unreduced maximum average price ((*v*) multiplied by (*ii*));

(*vii*) Product of total number of units delivered multiplied by reduced maximum average price ((*v*) multiplied by (*iii*));

(*d*) Total net dollar amount charged for all categories combined (from (*c*) (*iv*));

(*e*) Total of amount shown in (*c*) (*vi*) for all categories combined;

(*f*) Total of amount shown in (*c*) (*vii*) for all categories combined;

(*g*) Dollar amount of your net accumulated surcharge at the beginning of the month (net surcharge incurred during the last quarter of normal operation plus any additional net surcharge incurred during the first month of the makeup period and minus any amount previously made up and reported);

(*h*) Dollar amount of net accumulated surcharge made up in all categories combined, if any ((*e*) minus (*d*));

(*i*) Dollar amount of net accumulated surcharge remaining to be made up, if any ((*g*) minus (*h*));

(*j*) Excess, if any, of total net dollar amount charged over amount permitted under section 7 (b) ((*d*) minus (*f*));

(*k*) Category number and title of each category listed in your maximum average price chart or OPA order of authorization which was not delivered during the month.

4. Section 12 (b) (3) is amended to read as follows:

(3) *Examples of reports under paragraphs (b) (1) and (2).* Reports required under paragraphs (b) (1) and (2) must be filed exactly in accordance with the forms reproduced in this paragraph and must be filed on paper measuring 8½'' x 11''. The instructions shown in parentheses in these forms need not appear in the forms you file with OPA. All entries shown in the following forms are for illustrative purposes only.

OPA Form 6062-2773 (3-46) — Form Approved—Budget Bureau No. 08-R1652

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION

QUARTERLY REPORT UNDER SUPPLEMENTARY ORDER 108, SECTION 12 (b) (1)

File two copies of this report with your District Office of the Office of Price Administration.

Business name of firm: ABC Manufacturing Co.

Address of main office from which billings are made: 123 Main St., Dover, N. J.

This report covers period beginning June 1 and ending September 30, 1945.

INFORMATION ON CATEGORIES DELIVERED DURING QUARTER (NOT INCLUDING DELIVERIES MADE WHILE ON MAKEUP BASIS, IF ANY)

(1) Category number and title	(2) Maximum average price	(3) Increased MAP, if any (use only one) (a) By exemption levels	(3) (b) By tolerance	(4) Total net dollar amount charged	(5) Total number of units delivered (specify dozen, gross, etc.)	(6) Weighted average price (4÷5)	(7) Dollar amount of credit (2 or 3a minus 6; difference × 5	(8) Dollar amount of surcharge (6 minus 2 or 3a or 3b; difference × 5)
					Each			
A-10 women's wool jackets	$5.86	.....	$6.45	$20,850	3,000	$6.95	.....	$1,500
A-26 women's wool dresses	7.50	$7.65	.....	22,350	3,000	7.45	$600	.....
A-18 women's wool skirts	3.50	.....	3.85	21,175	5,500	3.75	.....	.....

(9)	Dollar amount of surcharge for all categories combined, if any (total of column 8)	$1,500
(10)	Dollar amount of credit for all categories combined, if any (total of column 7)	600
(11)	Dollar amount of net credit, if any, from previous quarter	.....
(12)	Net surcharge, if any (item 9 minus sum of 10 and 11)	900
(13)	Net credit, if any (sum of items 10 and 11 minus 9)	.....

The following categories listed in maximum average price chart or OPA order of authorization were not delivered during this quarter (specify category numbers and titles): None.

Election of makeup basis: (X) section 7 (a). ( ) section 7 (b). (Check makeup basis you will use if any net surcharge from this quarter is not made up by the 30th day after the end of this quarter.)

SIGN HERE: George Black — President — October 5, 1945.
(Signature of owner, officer or principal) (Title) (Date)

OPA Form 6062-2774 (3-46) — FORM APPROVED—BUDGET BUREAU NO. 08-R1653

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION

MAKEUP REPORT UNDER SUPPLEMENTARY ORDER 108, SECTION 12(b)(2)(i)

File two copies of this report with your District Office of the Office of Price Administration.

Business name of firm: ABC Manufacturing Co.

Address of main office from which billings are made: 123 Main St., Dover, N. J.

This report covers period of operation under section 7 (a) beginning October 1 and ending October 25, 1945.

INFORMATION ON CATEGORIES DELIVERED DURING PERIOD COVERED

(1) Category number and title	(2) Maximum average price	(3) Increased map, if any (use only one) (a) By exemption levels	(3) (b) By tolerance	(4) Total net dollar amount charged	(5) Total number of units delivered (specify dozen, gross, etc.)	(6) Dollar amount of additional surcharge (4 minus product of 5 × 2 or 3a or 3b)	(7) Dollar amount of surcharge made up (2 or 3a or 3b × 5; product minus 4)
					Each		
A-10 women's wool jackets	$5.86	.....	$6.45	$12,600	2,000	.....	$300
A-26 women's wool dresses	7.50	.....	8.25	7,950	1,000	.....	300
A-18 women's wool skirts	3.50	.....	3.85	3,550	1,000	.....	300

(8)	Dollar amount of net surcharge at beginning of period	$900
(9)	Dollar amount of additional surcharge for all categories combined, if any (total of column 6)	300
(10)	Dollar amount of net surcharge made up in all categories combined, if any (total of column 7)	300
(11)	Dollar amount of net surcharge, if any, remaining to be made up (sum of items 8 and 9 minus 10)	.....

The following categories listed in maximum average price chart or OPA order of authorization were not delivered during this period (specify category numbers and titles): None.

SIGN HERE: George Black — President — October 25, 1945
(Signature of owner, officer or principal) (Title) (Date)

OPA Form 6062-2773 (3-46) — Form Approved—Budget Bureau No. 08-R1652

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION

QUARTERLY REPORT UNDER SUPPLEMENTARY ORDER 108, SECTION 12 (b) (1)

File two copies of this report with your District Office of the Office of Price Administration.

Business name of firm: ABC Manufacturing Co.

Address of main office from which billings are made: 123 Main St., Dover, N. J.

This report covers period beginning October 26 and ending December 31, 1945. (month and day) (month and day)

INFORMATION ON CATEGORIES DELIVERED DURING QUARTER (NOT INCLUDING DELIVERIES MADE WHILE ON MAKEUP BASIS, IF ANY)

(1) Category number and title	(2) Maximum average price	(3) Increased MAP, if any (use only one) (a) By exemption levels	(3) (b) By tolerance	(4) Total net dollar amount charged	(5) Total number of units delivered (specify dozen, gross, etc.)	(6) Weighted average price (4÷5)	(7) Dollar amount of credit (2 or 3a minus 6; difference × 5)	(8) Dollar amount of surcharge (6 minus 2 or 3a or 3b; difference × 5)
					Each			
A-10 Women's wool jackets	$5.86	.....	.....	$17,580	3,000	$5.86	.....	.....
A-26 Women's wool dresses	7.50	$7.65	.....	16,758	2,520	6.65	$2,520	.....
A-18 Women's wool skirts	3.50	.....	$3.85	19,250	5,000	3.85	.....	.....

(9)	Dollar amount of surcharge for all categories combined, if any (total of column 8)	.....
(10)	Dollar amount of credit for all categories combined, if any (total of column 7)	$2,520
(11)	Dollar amount of net credit, if any, from previous quarter	.....
(12)	Net surcharge, if any (item 9 minus sum of 10 and 11)	.....
(13)	Net credit, if any (sum of items 10 and 11 minus 9)	2,520

The following categories listed in maximum average price chart or OPA order of authorization were not delivered during this quarter (specify category numbers and titles): None

Election of makeup basis: ( ) Section 7 (a) ( ) Section 7 (b). (Check makeup basis you will use if any net surcharge from this quarter is not made up by the 30th day after the end of this quarter.)

SIGN HERE: George Black — President — January 5, 1946
(Signature of owner, officer of principal) (Title) (Date)

The three sample reports above show how you must arrange your own quarterly reports and your makeup report for a makeup operation under section 7 (a). The first report shown is for the first quarter of operation and therefore would be filed within 20 days after the end of the quarter. This report shows that in category A–10 the reporting company's weighted average price was more than its maximum average price plus tolerance for the period and therefore a surcharge has to be computed and reported. In Category A–26 the company earned a credit because its weighted average price was lower than its maximum average price as adjusted under Special Order 3 in that category. In category A–18 the weighted average price was higher than the original maximum average price but within the increase permitted by the tolerance so the company had neither a surcharge nor a credit in that category. Therefore, the credit earned was subtracted form the surcharge leaving a net surcharge to be made up of $900.00.

The second and third sample reports show that the reporting company made up its net surcharge during the fourth calendar quarter of 1945, that is, the quarter following the one in which it was incurred; therefore, the second report would be filed within 10 days after the company completed its makeup and the third report shown would be filed within 20 days after the end of the fourth quarter. The end date specified in the makeup report indicates that the company made up the net surcharge incurred in the previous quarter by October 25, at which time it ceased to operate on a makeup basis. The figures shown in the makeup report indicate that the company made up a portion of the net surcharge in each of the categories delivered during the makeup period.

Since the company was on a makeup basis, the amount of surcharge made up in each category delivered could be figured by deducting the weighted average price from the maximum average price increased by the amount of tolerance for each category and then multiplying the difference by the number of units delivered. The quarterly report covering the remainder of the fourth quarter when the company was not a makeup basis shows that a credit was earned in category A–26 in that quarter and no surcharges were incurred. Therefore, the company had a net credit for that quarter.

The sample report shown below illustrates a makeup report for January 1946 prepared by a manufacturer who sells only Category A–1 and who chose to operate under the makeup provision of section 7 (b). Assume that this manufacturer incurred a net surcharge during the third quarter of 1945 of $2,000. For the period October 1 through November 30 his weighted average price was 10¢ above his maximum average price and he delivered 10,000 units. During December he made up 5¢ per unit on deliveries of 4,000 units. Therefore, his net accumulated surcharge by January 1, 1946 was $2,800 ($2,000 plus $1,000 minus $200). His total net dollar amount charged during the period October 1 through December 31 was $28,000. Therefore, under section 7 (b) (1), his maximum average price must be reduced by 10% until he makes up his net accumulated surcharge ($2,800 divided by $28,000). The entries in his report show that his original maximum average price applicable in January 1946 was $11.73 and his increased maximum average price was $12.90 after adding tolerance under Special Order 5. Therefore, his reduced maximum average price became $11.61 (10% of $12.90 equals $1.29; $12.90 minus $1.29 equals $11.61). During January 1946 in the only category delivered, his total net dollar amount charged was $9,000. His total number of units delivered was 779. Since his maximum average price before reduction multiplied by 779 equals $10,049.10, he made up $1,049.10 of his net accumulated surcharge during the month $10,049.10 minus $9,000). His net accumulated surcharge remaining to be made up was $1,750.90 ($2,800 minus $1,049.10). Also, since his reduced maximum average price multiplied by 779 equals $9,044.19 and his total net dollar amount charged was $9,000, his total charge did not exceed the total amount he was permitted to charge under section 7 (b).

OPA Form 6062-2775
(3-46)

Form Approved—Budget Bureau No. 08-R1654

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
MAKEUP REPORT UNDER SUPPLEMENTARY ORDER 108, SECTION 12 (b) (2) (ii)

File two copies of this report with your District Office of the Office of Price Administration.

Business name of firm: XYZ Manufacturing Co.

Address of main office from which billings are made: 1214 East Adams St., Chicago, Ill.

This report covers the following month of operation under section 7 (b): January, 1946

INFORMATION ON CATEGORIES DELIVERED DURING MONTH COVERED

(1) Category number and title	(2) Maximum average price	(3) Increased MAP, if any (use only one) (a) By exemption levels	(3) (b) By tolerance	(4) Reduced maximum average price	(5) Total net dollar amount charged	(6) Total number of units delivered (specify dozen, gross, etc.)	(7) Multiply units by unreduced MAP (6 x 2 or 3a or 3b, whichever used)	(8) Multiply units by reduced MAP (6 x 4)
A-1 Women's wool coats	$11.73		$12.90	$11.61	$9,000	Each 779	$10,049.10	$9,044.19
(9) Totals of columns 5, 7 and 8					$9,000	x x x x x	$10,049.10	$9,044.19

(10)	Dollar amount of net accumulated surcharge at beginning of month	$2,800.00
(11)	Dollar amount of net accumulated surcharge made up in all categories combined, if any (item 9, column 7 minus item 9, column 5)	1,049.10
(12)	Dollar amount of net accumulated surcharge remaining to be made up, if any (item 10 minus 11)	1,750.90
(13)	Excess, if any, of total net dollar amount charged over amount permitted under Section 7 (b) (item 9, column 5 minus item 9, column 8)	

The following categories listed in maximum average price chart or OPA order of authorization were not delivered during this month (specify category numbers and titles): None.

Sign here: James White (Signature of owner, officer or principal) — President (Title) — February 3, 1946 (Date)

5. Section 14 (a) (1) is amended to read as follows:

(1) *Failing to operate on a makeup basis.* If you have incurred a net surcharge in any quarter, then after the thirtieth day of the following quarter and until your net surcharge is made up, you must not deliver items covered by this order at prices higher than those prices permitted by section 7 of this order.

6. Section 19 is amended to add paragraph (n) to read as follows:

(n) Maximum Price Regulation 605 [1]—Manufacturers' Prices for Shirts, Shorts, Pajamas and Related Items.

7. Section 19 is amended to add paragraph (o) to read as follows:

(o) Maximum Price Regulation 607 [2]—Manufacturers' Prices for Men's and Boys' Tailored Clothing and Related Garments.

8. Section 21 (a) (1) (ii) is amended to read as follows:

(ii) During one or more of your base periods 50% or more of your deliveries (in dollars) of commodities of the same description as the items in any category were made pursuant to contracts or subcontracts with war procurement agencies. (In calculating your total deliveries pursuant to such contracts you may figure as your dollar amount charged for items for which the war procurement agency supplied you with materials an amount equal to your charge for your services plus the cost of the materials.)

9. Section 21 (a) (1) (iv) is amended to read as follows:

(iv) During or since your base period but prior to June 1, 1945, you lost by destruction, sold or otherwise transferred (and have not replaced) part of your production facilities and these facilities had been devoted to the production of items at prices lower than your maximum average price.

10. Section 21 (a) (1) (v) is amended to read as follows:

(v) Since your base period but prior to June 1, 1945, you acquired (and currently have) a new type of machinery which can be used to produce items only at prices higher than your maximum average price for the category.

11. Section 21 (a) (1) is amended to add subparagraph (x) to read as follows:

(x) During one or more of your base periods 50% or more of your total dollar volume (excluding your dollar volume of deliveries of commodities covered by 2nd RMPR 339,[3] MPR 572,[4] MPR 95,[5] MPR 602,[7] RMPR 208,[8] MPR 506,[9] MPR 274,[10] RMPR 304,[11] and MPR 385 [12]) represented deliveries of commodities made pursuant to contracts or subcontracts with war procurement agencies. (In calculating your total deliveries pursuant to such contracts you may figure as your dollar amount charged for items for which the war procurement agency supplied you with materials an amount equal to your charge for your services plus the cost of the materials.)

12. Section 21 (a) (2) (iii) is amended to read as follows:

(iii) You cannot because of your present facilities operate your business without incurring a net surcharge even if you deliver all items in the category at your total cost for such items. This situation shall be considered a hardship only if the circumstances described in (1) (iv) or (1) (v) above are alleged as the ground for application.

13. Section 21 (c) (1) (ii) is amended to read as follows:

(ii) Maximum average prices which cannot be maintained because of the circumstances described in (a) (1) (iv) and (a) (1) (v) will be adjusted to permit the manufacturer to recover total cost of the items in the adjusted category which he can make: *Provided*, That he is unable to balance his surcharges with credits in other categories.

This amendment shall become effective April 12, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the Federal Register are for information only and do not follow the exact format prescribed by the issuing agency.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6245; Filed, Apr. 10, 1946; 4:51 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 169, Amdt. 70]

BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 169 is amended in the following respects:

1. The headnote of § 1364.401 (c) is amended to read as follows:

(c) *Maximum prices for custom slaughtering of cattle and calves and limitations on such custom slaughtering.*

2. Section 1364.401 (c) (7) (ii) is amended by the substitution at the end thereof of a comma for the period and the addition of the word "or" to follow such comma.

[1] 10 F.R. 15115; 11 F.R. 350.
[2] 11 F.R. 2693.
[3] 9 F.R. 206, 4024, 10926, 4475; 10 F.R. 5523.
[4] 10 F.R. 1433, 2387, 4813.
[5] 7 F.R. 8521, 8948, 9492; 8 F.R. 8502, 11959; 10 F.R. 5523.
[7] 10 F.R. 14251.
[8] 9 F.R. 9978, 10493, 11960, 13297; 10 F.R. 2873, 13502.
[9] 9 F.R. 684, 1456, 2297.
[10] 7 F.R. 9951, 10378, 10791; 8 F.R. 8512, 8860.
[11] 8 F.R. 12315; 10 F.R. 5039.
[12] 8 F.R. 6114, 8009, 10661; 10 F.R. 5323.

3. Subdivisions (iv), (v) and (vi) of § 1364.401 (c) (7) are added to read as follows:

(iv) Unless such cattle or calves are "Club cattle or calves" as defined in § 1364.455 (a) (17) of this regulation, or (v) unless such person, pursuant to the provisions of § 1364.418 (e), receives written authorization from the appropriate Regional Administrator of the OPA to so slaughter cattle or calves, or (vi) unless such person, pursuant to the provisions of § 1364.418 (f), receives written authorization from the Price Administrator to so slaughter, cattle or calves.

4. Subparagraphs (8) and (9) of § 1364.401 (c) are added to read as follows:

(8) Any person who violates the provisions of § 1364.401 (c) (7) may be prohibited by administrative suspension order from slaughtering any cattle or calves as a service for owners of cattle or calves. Such suspension order shall be issued for such period as in the judgment of the Administrator or such person as he may designate for that purpose, is necessary and appropriate in the public interest or to promote the national security.

(9) Section 1364.401 (c) (7) is issued under the authority vested in the Administrator as stated immediately following the table of contents of this regulation and also by Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Dir. 1, 7 F.R. 562, and Supp. Dir. 1-M, 7 F.R. 7234; War Food Order No. 56, 8 F.R. 2005, 9 F.R. 4319; War Food Order No. 58, 8 F.R. 2251, 9 F.R. 4319; War Food Order No. 59, 8 F. R. 3471, 9 F.R. 4319; War Food Order No. 61, 8 F.R. 3471, 9 F.R. 4319; War Food Order 123, 10 F.R. 1125, 4194.

5. Section 1364.418 (c) is amended by the substitution at the end thereof of a comma for the period and the addition of the word "or" to follow such comma.

6. Subparagraphs (d), (e) and (f) of § 1364.418 are added to read as follows:

(d) Unless such beef or veal is derived from "Club cattle or calves" as defined in § 1364.455 (a) (17) of this regulation, or

(e) (1) unless such person receives written authorization from the Regional Administrator of the OPA for the region in which such slaughtering establishment is located to have cattle and calves custom slaughtered for him in such establishment

(2) The appropriate Regional Administrator may, by order, authorize the operator of a slaughtering establishment to slaughter in such establishment cattle and calves as a service for the owner of such cattle and calves and authorize such owner to have cattle and calves custom slaughtered for him in such establishment by such operator upon receipt of a joint application in writing by such operator and by such owner showing:

(i) The name of the operator of the slaughtering establishment and the address of such establishment, and

(ii) The name of such owner and the address of his selling establishment, and

(iii) That such owner under Control Order No. 1 possessed a quota or quota base which was not revoked or assigned to a transferee prior to the revocation of Control Order No. 1 on December 29, 1945, and which permitted such owner to have cattle or calves custom slaughtered for him at a particular slaughtering establishment the facilities of which are no longer available to him for this purpose, and giving valid reasons why such facilities are no longer available, or

(iv) That such owner during the time Control Order No. 1 was in effect, slaughtered at a particular slaughtering establishment cattle or calves on his own account as a Class 1 slaughterer or under a quota or quota base which was not revoked or assigned to a transferee prior to the revocation of Control Order No. 1 on December 29, 1945, and that the facilities of such establishment are no longer available to him for this purpose because of circumstances beyond his control. In no event shall the sale or transfer of such slaughtering establishment be deemed to be circumstances beyond his control.

(f) (1) Unless such person receives written authorization from the Price Administrator at Washington, D. C., to have cattle and calves custom slaughtered for him in such establishment.

(2) The Price Administrator may, on his own motion, by order, authorize the operator of a slaughtering establishment to slaughter in such establishment cattle and calves as a service for the owner of such cattle and calves and authorize such owner to have cattle and calves custom slaughtered for him in such establishment by such operator upon a finding that such authorizations are necessary and appropriate in the public interest and are not inconsistent with the stabilization program.

7. Section 1364.418 (g) is added to read as follows:

(g) Any person who violates the provisions of this section 1364.418 may be prohibited by Administrative suspension order from selling or delivering in any form and at any level of distribution any beef and veal or any parts or portions of beef and veal carcasses derived from cattle and calves custom slaughtered for such person. Such suspension order shall be issued for such period as in the judgment of the Administrator or such person as he may designate for that purpose, is necessary and appropriate in the public interest or to promote the national security.

8. Section 1364.418 (h) is added to read as follows:

(h) Section 3461.418 is issued under the authority vested in the Administrator as stated immediately following the table of contents of this regulation and also by Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E. O. 9125, 7 F. R. 2719; E. O. 9280, 7 F. R. 10179; WPB Dir. 1, 7 F. R. 562, and Supp. Dir. 1-M, 7 F. R. 7234; War Food Order No. 56, 8 F. R. 2005, 9 F. R. 4319; War Food Order No. 58, 8 F. R. 2251, 9 F. R. 4319; War Food Order No. 59, 8 F. R. 3471, 9 F. R. 4319; War Food Order No. 61, 8 F. R. 3471, 9 F. R. 4319; War Food Order 123, 10 F. R. 1125, 4194.

This amendment shall become effective April 15, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6277; Filed, Apr. 15, 1946; 11:21 a. m.]

PART 1377—WOODEN CONTAINERS

[RMPR 186, Amdt. 15]

WESTERN WOODEN AGRICULTURAL CONTAINERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 186 is amended in the following respects:

1. In § 1377.102, paragraph (a) is amended to read as follows:

(a) *Products covered by the regulation.* This regulation, under the term "Western wooden agricultural containers," covers: All sawn shook agricultural containers and veneer covers for such containers produced in the "western area," which means the states of California, Washington, Oregon, Idaho, Montana, Wyoming, Utah, Nevada, Arizona, New Mexico, and the county of Montezuma in Colorado. The term "agricultural container" means any assembled or unassembled box, crate, case, tray, lug, carrier, or similar container made principally of wood, and customarily used for handling, packaging, shipping, or storing fruits and vegetables (whether fresh, dried or canned). It includes any constituent wooden part (shook) of the kind of containers mentioned, if it is ready to be assembled into the container, and also includes bracing only when used in shipping western wooden agricultural containers covered by this regulation or metal agricultural containers and all species of car strips. It also includes agricultural containers specifically listed in Table 2 which are made of veneer.

This regulation does not cover army ration boxes, cooperage products or parts, used containers, or wirebound boxes or parts.

2. In § 1377.110, that part of paragraph (c) which precedes Table 2 is amended to read as follows:

(c) *Maximum prices for shook used in Western wooden agricultural containers.* The maximum prices for 1000 feet of shook used in Western wooden agricultural containers are those set out in Table

2; except that, until and including May 31, 1946, the maximum prices for 1000 feet of shook used in Western wooden agricultural containers are those set out in Table 2A, notwithstanding any other provision of this regulation.

3. In § 1377.110 (c) Table 2, the item which reads:

Item	Basic price	Group 0	Group 1	Group 2	Group 3	Group 4	Group 5	Group 6	Group 7	Group 8	Group 9	Group 10	Group 11	Group 12	Group 13	Group 14	Group 15	Group 16	Group 17	Group 18	Group 19
		$2.75	$3.25	$3.75	$4.50	$5.00	$5.50	$6.00	$6.75	$7.25	$8.25	$9.25	$9.75	$10.50	$11.00	$11.50	$12.25	$12.75	$14.75	$16.00	$17.75
Bracing only when used in shipping Western wooden agricultural containers covered by this regulation:																					
Standard thickness	49.25	52.50	53.00	53.50	54.25	54.75	55.25	55.75	56.50	57.00	58.00	59.00	59.50	60.25	60.75	61.25	62.00	62.50	64.50	65.75	67.50
Bulkhead	46.75	49.50	50.00	50.50	51.25	51.75	52.25	52.75	53.50	54.00	55.00	56.00	56.50	57.25	57.75	58.25	59.00	59.50	61.50	62.75	64.50
Vertical bracing (Hoak)	61.75	64.50	65.00	65.50	66.25	66.75	67.25	67.75	68.50	69.00	70.00	71.00	71.50	72.25	72.75	73.25	74.00	74.50	76.50	77.75	79.50

TABLE 2A—SHOOK USED IN WESTERN AGRICULTURAL CONTAINERS

Item	Basic price	Group 0	Group 1	Group 2	Group 3	Group 4	Group 5	Group 6	Group 7	Group 8	Group 9	Group 10	Group 11	Group 12	Group 13	Group 14	Group 15	Group 16	Group 17	Group 18	Group 19
		$2.75	$3.25	$3.75	$4.50	$5.00	$5.50	$6.00	$6.75	$7.25	$8.25	$9.25	$9.75	$10.50	$11.00	$11.50	$12.25	$12.75	$14.75	$16.00	$17.75
Asparagus	$60.25	$63.00	$63.50	$64.00	$64.75	$65.25	$65.75	$66.25	$67.00	$67.50	$68.50	$69.50	$70.00	$70.75	$71.25	$71.75	$72.50	$73.00	$75.00	$76.25	$78.00
Cannery:																					
Cases and floor boards, light and heavy	59.25	62.00	62.50	63.00	63.75	64.25	64.75	65.25	66.00	66.50	67.50	68.50	69.00	69.75	70.25	70.75	71.50	72.00	74.00	75.25	77.00
Cases and floor boards, medium	54.25	57.00	57.50	58.00	58.75	59.25	59.75	60.25	61.00	61.50	62.50	63.50	64.00	64.75	65.25	65.75	66.75	67.00	69.00	70.25	72.00
Trays, 1 piece bottom	72.75	75.50	76.00	76.50	77.25	77.75	78.25	78.75	79.50	80.00	81.00	82.00	82.50	83.25	83.75	84.25	85.00	85.50	87.50	88.75	90.50
Trays, 2 piece bottom	62.75	65.50	66.00	66.50	67.25	67.75	68.25	68.75	69.50	70.00	71.00	72.00	72.50	73.25	73.75	74.25	75.00	75.50	77.50	78.75	80.50
Citrus:																					
Standard orange	56.75	59.50	60.00	60.50	61.25	61.75	62.25	62.75	63.50	64.00	65.00	66.00	66.50	67.25	67.75	68.25	69.00	69.50	71.50	72.75	74.50
Cull grade orange	50.75	53.50	54.00	54.50	55.25	55.75	56.25	56.75	57.50	58.00	59.00	60.00	60.50	61.25	61.75	62.25	63.00	63.50	65.50	66.75	68.50
Lemon (4.44")	53.75	56.50	57.00	57.50	58.25	58.75	59.25	59.75	60.50	61.00	62.00	63.00	63.50	64.25	64.75	65.25	66.00	66.50	68.50	69.75	71.50
Deciduous:																					
Market lugs, 5¾"	49.75	52.50	53.00	53.50	54.25	54.75	55.25	55.75	56.50	57.00	58.00	59.00	59.50	60.25	60.75	61.25	62.00	62.50	64.50	65.75	67.50
Standard lugs, 5¼"	58.75	61.50	62.00	62.50	63.25	63.75	64.25	64.75	65.50	66.00	67.00	68.00	68.50	69.25	69.75	70.25	71.00	71.50	73.50	74.75	76.50
Northwest apple (spec. acc. to tariff No. 1, No. 36 apple)	53.75	56.50	59.00	59.50	60.25	60.75	61.25	61.75	62.50	63.00	64.00	65.00	65.50	66.25	66.75	67.25	68.00	68.50	70.50	71.75	73.50
Northwest half apple	58.75	61.50	62.00	62.50	63.25	63.75	64.25	64.75	65.50	66.00	67.00	68.00	68.50	69.25	69.75	70.25	71.00	71.50	73.50	74.75	76.50
Other apple, artichoke and rhubarb	56.75	59.50	60.00	60.50	61.25	61.75	62.25	62.75	63.50	64.00	65.00	66.00	66.50	67.25	67.75	68.25	69.00	69.50	71.50	72.75	74.50
Date, fig, avocado, all other lugs (not specified above), peach, fruit and basket crates and persimmon	57.75	60.50	61.00	61.50	62.25	62.75	63.25	63.75	64.50	65.00	66.00	67.00	67.50	68.25	68.75	69.25	70.00	70.50	72.50	73.75	75.50
Twenty pound pear lug	60.75	63.50	64.00	64.50	65.25	65.75	66.25	66.75	67.50	68.00	69.00	70.00	70.50	71.25	71.75	72.25	73.00	73.50	75.50	76.75	78.50
Heavy and special northwestern pear (spec. acc. to Nos. 75 and 100 pear in tariff No. 1)	58.75	61.50	62.00	62.50	63.25	63.75	64.25	64.75	65.50	66.00	67.00	68.00	68.50	69.25	69.75	70.25	71.00	71.50	73.50	74.75	76.50
Display lugs (apricots, plums, prune, peach), Yakima or Wenatchee areas	73.25	76.00	76.50	77.00	77.75	78.25	78.75	79.25	80.00	80.50	81.50	82.50	83.00	83.75	84.25	84.75	85.50	86.00	88.00	89.25	91.00
Emperor chests, pear, olive, apricot, and select deciduous	60.75	63.50	64.00	64.50	65.25	65.75	66.25	66.75	67.50	68.00	69.00	70.00	70.50	71.25	71.75	72.25	73.00	73.50	75.50	76.75	78.50
Berry	58.75	61.50	62.00	62.50	63.25	63.75	64.25	64.75	65.50	66.00	67.00	68.00	68.50	69.25	69.75	70.25	71.00	71.50	73.50	74.75	76.50
Standard cherry	61.75	64.50	65.00	65.50	66.25	66.75	67.25	67.75	68.50	69.00	70.00	71.00	71.50	72.25	72.75	73.25	74.00	74.50	76.50	77.75	79.50
Northwestern cherry (spec. acc. to tariff No. 1, Nos. 50 and 56) Wenatchee and Yakima areas only	76.25	79.00	79.50	80.00	80.75	81.25	81.75	82.25	83.00	83.50	84.50	85.50	86.00	86.75	87.25	87.75	88.50	89.00	91.00	92.25	94.00
Dried fruit, carton and raisin	59.25	62.00	62.50	63.00	63.75	64.25	64.75	65.25	66.00	66.50	67.50	68.50	69.00	69.75	70.25	70.75	71.50	72.00	74.00	75.25	77.00
Evaporated apples:																					
25 pound	59.25	62.00	62.50	63.00	63.75	64.25	64.75	65.25	66.00	66.50	67.50	68.50	69.00	69.75	70.25	70.75	71.50	72.00	74.00	75.25	77.00
50 pound	61.75	64.50	65.00	65.50	66.25	66.75	67.25	67.75	68.50	69.00	70.00	71.00	71.50	72.25	72.75	73.25	74.00	74.50	76.50	77.75	79.50
Melon:																					
Cantaloupe, selected slats	62.75	65.50	66.00	66.50	67.25	67.75	68.25	68.75	69.50	70.00	71.00	72.00	72.50	73.25	73.75	74.25	75.00	75.50	77.50	78.75	80.50
Cantaloupe, not including triangling	58.75	61.50	62.00	62.50	63.25	63.75	64.25	64.75	65.50	66.00	67.00	68.00	68.50	69.25	69.75	70.25	71.00	71.50	73.50	74.75	76.50
Melon	58.75	61.50	62.00	62.50	63.25	63.75	64.25	64.75	65.50	66.00	67.00	68.00	68.50	69.25	69.75	70.25	71.00	71.50	73.50	74.75	76.50
Picking boxes and field crates:																					
Citrus	65.75	68.50	69.00	69.50	70.25	70.75	71.25	71.75	72.50	73.00	74.00	75.00	75.50	76.25	76.75	77.25	78.00	78.50	80.50	81.75	83.50
Deciduous, asparagus, cannery, veg. and melon fld. crts	62.75	65.50	66.00	66.50	67.25	67.75	68.25	68.75	69.50	70.00	71.00	72.00	72.50	73.25	73.75	74.25	75.00	75.50	77.50	78.75	80.50
Stitched stock, all, including bottoms and sides	61.75	64.50	65.00	65.50	66.25	66.75	67.25	67.75	68.50	69.00	70.00	71.00	71.50	72.25	72.75	73.25	74.00	74.50	76.50	77.75	79.50
Sweat boxes	81.75	84.50	85.00	85.50	86.25	86.75	87.25	87.75	88.50	89.00	90.00	91.00	91.50	92.25	92.75	93.25	94.00	94.50	96.50	97.75	99.50
Trays:																					
2' x 3', sides and ends only	71.75	74.50	75.00	75.50	76.25	76.75	77.25	77.75	78.50	79.00	80.00	81.00	81.50	82.25	82.75	83.25	84.00	84.50	86.50	87.75	89.50
2' x 3', 24" bottoms only	71.75	74.50	75.00	75.50	76.25	76.75	77.25	77.75	78.50	79.00	80.00	81.00	81.50	82.25	82.75	83.25	84.00	84.50	86.50	87.75	89.50
2' x 3', over 24" bottoms only	81.75	84.50	85.00	85.50	86.25	86.75	87.25	87.75	88.50	89.00	90.00	91.00	91.50	92.25	92.75	93.25	94.00	94.50	96.50	97.75	99.50
6', 7' and 8' field and dehydrator	81.75	84.50	85.00	85.50	86.25	86.75	87.25	87.75	88.50	89.00	90.00	91.00	91.50	92.25	92.75	93.25	94.00	94.50	96.50	97.75	99.50
Vegetable:																					
Octagon potato	62.75	65.50	66.00	66.50	67.25	67.75	68.25	68.75	69.50	70.00	71.00	72.00	72.50	73.25	73.75	74.25	75.00	75.50	77.50	78.75	80.50
Celery	58.75	61.50	62.00	62.50	63.25	63.75	64.25	64.75	65.50	66.00	67.00	68.00	68.50	69.25	69.75	70.25	71.00	71.50	73.50	74.75	76.50
Radish (FCB No. 1550, tariff No. 2-C)	58.75	61.50	62.00	62.50	63.25	63.75	64.25	64.75	65.50	66.00	67.00	68.00	68.50	69.25	69.75	70.25	71.00	71.50	73.50	74.75	76.50
All other vegetables	56.75	59.50	60.00	60.50	61.25	61.75	62.25	62.75	63.50	64.00	65.00	66.00	66.50	67.25	67.75	68.25	69.00	69.50	71.50	72.75	74.50
Car strips—dry:																					
4 foot—all species	43.75	46.96	47.54	48.12	49.00	49.58	50.17	50.75	51.62	52.21	53.37	54.54	55.12	56.00	56.58	57.17	58.04	58.62	60.96	62.41	64.46
8 foot—all species	52.75	55.96	56.54	57.12	58.00	58.58	59.17	59.75	60.62	61.21	62.37	63.54	64.12	65.00	65.58	66.17	67.04	67.62	69.96	71.41	73.46
4 foot celery—all species	54.75	57.96	58.54	59.12	60.00	60.58	61.17	61.75	62.62	63.21	64.37	65.54	66.12	67.00	67.58	68.17	69.04	69.62	71.96	73.41	75.46
8 foot celery—all species	56.75	59.96	60.54	61.12	62.00	62.58	63.17	63.75	64.62	65.21	66.37	67.54	68.12	69.00	69.58	70.17	71.04	71.62	73.96	75.41	77.46
Car strips—green:																					
4 foot—all species	43.75	47.87	48.63	49.37	50.50	51.25	52.06	52.75	53.87	54.63	56.13	57.63	58.37	59.50	60.25	61.00	62.13	62.87	65.87	67.75	70.37
8 foot—all species	52.75	56.87	57.63	58.37	59.50	60.25	61.00	61.75	62.87	63.63	65.13	66.63	67.37	68.50	69.25	70.00	71.13	71.87	74.87	76.75	79.37
4 foot celery—all species	54.75	58.87	59.63	60.37	61.50	62.25	63.00	63.75	64.87	65.63	67.13	68.63	69.37	70.50	71.25	72.00	73.13	73.87	76.87	78.75	81.37
8 foot celery—all species	56.75	60.87	61.63	62.37	63.50	64.25	65.00	65.75	66.87	67.63	69.13	70.63	71.37	72.50	73.25	74.00	75.13	75.87	78.87	80.75	83.37
Bracing only when used in shipping western wooden agricultural containers covered by this regulation or metal agricultural containers:																					
Standard thickness	49.25	53.25	54.00	54.75	56.00	56.75	57.50	58.25	59.25	60.00	61.50	63.00	63.75	65.00	65.75	66.50	67.50	68.25	71.25	73.25	75.75
Bulkhead	46.75	49.50	50.00	50.50	51.25	51.75	52.25	52.75	53.50	54.00	55.00	56.00	56.50	57.25	57.75	58.25	59.00	59.50	61.50	62.75	64.50
Vertical bracing (Hoak)	61.75	64.50	65.00	65.50	66.25	66.75	67.25	67.75	68.50	69.00	70.00	71.00	71.50	72.25	72.75	73.25	74.00	74.50	76.50	77.75	79.50

Bracing only when used in shipping Western wooden agricultural containers covered by this regulation:
Standard thickness.
Bulkhead.
Vertical bracing (Hoak).

is amended to read as follows:

Bracing only when used in shipping Western wooden agricultural containers covered by this regulation or metal agricultural containers:
Standard thickness.
Bulkhead.
Vertical bracing (Hoak).

4. In § 1377.110 (c) a new table designated as Table 2A is added, to follow immediately after Table 2, and to read as follows:

5. In § 1377.110 (c) Table 3 together with its footnote entitled, "Additions to Table 3—Covers," is amended to read as follows:

TABLE 3—COVERS FOR WESTERN AGRICULTURAL CONTAINERS

Item	Description	Clts.	Tariff	Footage	Item	Description	Clts.	Tariff	Footage
(1)	Avocado bottom	5/16	3	0.49	(36)	"Cub" celery cover	5/16	74	0.29
(2)	Avocado cover	5/16	4	.43	(37)	"Cub" celery bottom	5/16	75	.34
(3)	5 slat lug cover	5/16	5	.36	(38)	4 slat cauliflower cover	¼	77	.54
(4)	do	⅛	6	.43	(39)	3 slat cauliflower cover	¼	78	.41
(5)	do	13/16	7	.47	(40)	Half-crate cover	¼	79	.42
(6)	do	13/16	8	.54	(41)	3 slat (2⅝") dry-pack cover	5/16	80	.44
(7)	2 piece lug cover	5/16	11	.43	(42)	3 slat (2⅞") dry-pack cover	5/16	81	.45
(8)	do	⅛	12	.50	(43)	Special dry-pack cover	5/16	82	.60
(9)	do	13/16	13	.54	(44)	4 slat (2¾") vegetable cover	¼	83	.56
(10)	do	13/16	14	.61	(45)	5 slat (2⅝") vegetable cover	¼	85	.66
(11)	Stitched lug bottoms	5/16	17	.53	(46)	3 slat (5¼") vegetable cover	¼	88	.79
(12)	do	⅛	18	.60	(47)	do	5/16	89	.80
(13)	2 piece basket crate cover	5/16	21	.53	(48)	3 slat (4⅞") vegetable cover	¼	90	.67
(14)	do	⅛	22	.62	(49)	do	5/16	91	.69
(15)	3 slat basket crate cover	5/16	24	.49	(50)	5 slat (2⅝") vegetable cover	5/16	92	.68
(16)	do	⅛	25	.58	(51)	4 slat orange cover	¼	96	.53
(17)	6 slat basket crate cover	5/16	27	.43	(52)	4 slat lemon cover	¼	98	.65
(18)	do	⅛	28	.52	(53)	2 slat northwest apple	3/8	101	.67
(19)	4 slat peach cover	5/16	51	.29	(54)	3 slat northwest apple	3/8	105	.67
(20)	do	3/8	52	.32	(55)	4 slat orange (see specification below)	7/32	None	.53
(21)	2 slat peach cover	3/8	53	.36	(56)	3 slat orange (see specification below)	7/32	None	.58
(22)	4 slat apple and pear cover	5/16	56	.43	(57)	4 slat lemon (see specification below)	7/32	None	.65
(23)	do	3/8	57	.46	(58)	3 slat lemon (see specification below)	7/32	None	.75
(24)	2 slat apple and pear cover	3/8	58	.53	(59)	4 slat cauliflower (see specification below)	7/32	None	.54
(25)	4 slat artichoke cover	⅛	60	.49	(60)	3 slat cauliflower (see specification below)	7/32	None	.42
(30)	4 slat artichoke bottom	⅛	61	.46	(61)	4 slat vegetable (½) (see specification below)	7/32	None	.56
(27)	2 slat artichoke cover	⅛	62	.54	(62)	4 slat vegetable (⅛) (see specification below)	7/32	None	.72
(28)	2 slat artichoke bottom	⅛	63	.53	(63)	3 slat lettuce (see specification below)	7/32	None	.67
(29)	5 slat "Sturdee" cover	5/16	66	.52	(64)	Wide center slat lettuce (see specification below)	7/32	None	.79
(30)	4 slat "Sturdee" cover	5/16	67	.49	(65)	Half-crate (see specification below)	7/32	None	.42
(31)	3 slat "Sturdee" cover	5/16	68	.47	(66)	3 slat dry-pack (see specification below)	7/32	None	.44
(32)	3 slat honeydew cover	5/16	70	.41	(67)	Special dry-pack (see specification below)	7/32	None	.59
(33)	do	⅛	71	.48	(68)	5 slat vegetable (see specification below)	7/32	None	.66
(34)	do	13/16	72	.52	(69)	3 slat vegetable (5¼") (see specification below)	7/32	None	.79
(35)	do	13/16	73	.59					

NOTE: The prices for covers shall be determined by applying against the footages given in Table 3 above the applicable price per M ft. B. M. of stitched stock in Table 2A plus $0.35 per 100 covers or bottoms for assembly. No higher price may be charged for slight variations in length of covers or in width or length of cleats and slats.

6. In § 1377.110 (c), the table entitled, "Veneer cover specifications not in Tariff No. 1" is amended to read as follows:

VENEER COVER SPECIFICATIONS NOT IN TARIFF NO. 1

Item	
55	4 slat orange: 4 slats ⅛ x 2⅜ x 26⅛" 2 cleats 7/32 x 1¼ x 11"
56	3 slat orange: 2 slats ⅛ x 2⅜ x 26⅛" 1 slat ⅛ x 5¼ x 26⅛" 2 cleats 7/32 x 1¼ x 11"
57	4 slat lemon: 4 slats ⅛ x 2⅜ x 27⅛" 2 cleats 7/32 x 1¼ x 12½"
58	3 slat lemon: 2 slats ⅛ x 2⅜ x 27⅛" 1 slat ⅛ x 6 x 27¼" 2 cleats 7/32 x 1¼ x 12½"
59	4 slat cauliflower: 4 slats ⅛ x 2⅜ x 24½" 2 cleats 7/32 x 1¼ x 17¼"
60	3 slat cauliflower: 3 slats ⅛ x 2⅜ x 24½" 2 cleats 7/32 x 1¼ x 14"
61	4 slat vegetable: 4 slats ⅛ x 2⅜ x 25½" 2 cleats 7/32 x 1¼ x 16¾"
62	4 slat vegetable: 4 slats ⅛ x 3¼ x 25½" 2 cleats 7/32 x 1¼ x 16¾"
63	3 slat lettuce: 3 slats ⅛ x 4⅞ x 25" 2 cleats 7/32 x 1¼ x 16¾"
64	Wide center slat lettuce: 2 slats ⅛ x 4¼ x 25" 1 slat ⅛ x 7¼ x 25" 2 cleats 7/32 x 1¼ x 16¾"
65	Half-crate: 3 slats 1/7 x 2⅜ x 25" 2 cleats 7/32 x 1¼ x 13"
66	3 slat Dry Pack: 3 slats ⅛ x 2⅞ x 25½" 2 cleats 7/32 x 1¼ x 13½"
67	Special dry pack: 2 slats ⅛ x 3½ x 25½" 1 slat ⅛ x 4⅞ x 25½" 2 cleats 7/32 x 1¼ x 15¼"
68	5 slat vegetable: 5 slats 1/7 x 2⅜ x 25" 2 cleats 7/32 x 1¼ x 16¾"
69	3 slat vegetable: 3 slats ⅛ x 5¼ x 25" 2 cleats 7/32 x 1¼ x 16¾"

NOTES: 1. Above are veneer specifications only and are not thicknesses.
2. Where 3/16" is specified, mill may supply 3/16" sawn, 1/7" veneer or ⅛" sliced.
3. Where ⅛" is specified, mill may supply ⅛" sawn, 1/10" veneer or 1/10" sliced.
4. Where 1/32" is specified, mill may supply covers as thin as practical.

This Amendment No. 15 shall become effective April 12, 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6243; Filed, Apr. 12, 1946; 4:51 p. m.]

PART 1448—EATING AND DRINKING ESTABLISHMENTS

[Restaurant MPR 2, Amdt. 12]

FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION

A statement of the considerations involved in the issuance of this amendment to Restaurant Maximum Price Regulation 2 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1 (d) is amended by adding a subparagraph (3) to read as follows:

(3) If you customarily charged higher prices on Easter Sunday and/or during Passover, you may continue to charge the higher prices on such holidays. But your prices for these holidays may not be more than 15% higher than your filed Sunday prices for meals, food items or beverages of the same class.

This amendment shall become effective April 12, 1946.

Issued this 12th day of April 1946.

RICHARD H. FIELD,
Acting Administrator.

[F. R. Doc. 46-6244; Filed, Apr. 12, 1946; 4:51 p. m.]

PART 1305—ADMINISTRATION

[Rev. SO 145]

WHOLESALERS' AND RETAILERS' "EXPENSE RATE" ADJUSTMENTS

Supplementary Order 145 is redesignated Revised Supplementary Order No. 145 and is revised and amended to read as follows:

A statement of the considerations involved in the issuance of this order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

§ 1305.173 *Wholesalers' and retailers' "expense rate" adjustments*—(a) *What this order does.* Under this order a wholesaler or a retailer pricing under certain regulations may, if he wishes, adjust his ceiling price (subject to the qualificatons stated in paragraph (b)) whenever increases in his supplier's ceiling prices would compel him to sell below his expense rate or would further reduce his markups where he is already selling below his expense rate.

(b) *When an adjustment is permitted, and how to figure it.* (1) If you are a retailer or a wholesaler and your ceiling price is established under the General Maximum Price Regulation. Maximum Price Regulation 210. Maximum Price Regulation 580, or Maximum Price Regulation 590, for an article for which your supplier's ceiling price has been increased, you may adjust your ceiling price of that article so that it equals the

sum of the net cost of the article including inbound freight and the expenses of your business which are allocable to that article; except that in no case may you increase your ceiling price by an amount greater than the amount found when you multiply your ceiling price by the percentage by which your supplier's ceiling price has been increased. In no case, however, does this order apply where the OPA has fixed the same dollar-and-cents ceiling price for all of the sellers of a class or geographical area or where a retail ceiling price has been required by the OPA to be preticketed. This order may not be used to adjust ceiling prices (under any regulation including those listed above) of food, grain, cereals, seeds, feeds, tobacco, tobacco products, agricultural chemicals, insecticides, beverages, masonry and insulation materials, refractory products, tarred and asphalt roofing, mechanical building equipment, builders' hardware, lumber, millwork, pulp, paper, and paperboard products.

(2) You are not permitted to offer, sell or deliver an article at the adjusted price allowed by this order unless:

(i) You have received and have available for inspection by OPA either a written notice from your supplier which states his unadjusted ceiling price for the article, his adjusted ceiling price and the difference between that unadjusted and adjusted ceiling price or an invoice from which this information can be obtained. Where your supplier has been specially directed as to the manner in which he shall state his unadjusted ceiling price to you, his unadjusted price shall be the unadjusted price properly stated to you in accordance with that direction.

(ii) You have prepared and have available for inspection by OPA the records required by paragraph (e).

(3) You find your adjusted price by following the procedure in steps 1, 2, and 3 below:

(i) *Step 1.* You first find your "expense rate." (Your expense rate is your expense of operating the department or business in which the article you are pricing is sold, expressed as a percentage of your net sales for that department or business. You must figure your "expense rate" strictly in accordance with paragraph (c).)

(ii) *Step 2.* You then find a selling price for the article you are pricing which will return to you a percentage margin on selling price over net landed cost equal to your expense rate. You do this by subtracting your expense rate from 100% and by dividing the result into the "net landed cost" of the article. ("Net landed cost" is the actual cost stated on your invoice, less all available discounts and including inbound freight.)

For instance: If you are pricing an article having a gross cost of $2.00 and you buy at terms of 5/10 E. O. M., your net cost would be $1.90. If the inbound freight for the article was $.03 your "net landed cost" would be $1.93. If your expense rate, calculated in accordance with paragraph (c) is 30%, the amount you would arrive at under this step ($2.76) is figured by dividing $1.93 by .70 (100% minus 30%).

(iii) *Step 3.* If your ceiling price determined under regulation now applicable is the same as or higher than the amount found in Step 2, this order does not change that ceiling price. However, if that ceiling price is less than the amount found in Step 2, and if you wish to adjust your ceiling price under this order, you must take as your adjusted price the lower of

(*a*) The amount found in Step 2, or

(*b*) Your ceiling price (figured under the regulation applicable before your supplier's adjustment) plus an amount sufficient to give you the same markup you had before your supplier's adjustment. You find the amount to be added by determining from your supplier's notice to you the percentage by which his price was increased and by multiplying your ceiling price by that percentage.

For instance: If your supplier's notice states his old ceiling price to be $1.00 and the amount of the adjustment to be $.10, you would determine that his price had been increased 10%. Accordingly, you would add to your ceiling price 10% thereof.

(c) *How you arrive at your "expense rate."* (1) As stated above, your "expense rate" is your expense of operating the department or business in which the article you are pricing is sold, expressed as a percentage of your total net sales.

If you have books and records which will enable you to figure your "expense rate" for the department in which the article you are pricing is sold, the expense rate which you are to use must be for that department. If your books and records do not enable you to figure the expense rate this way, you may, if you have sufficient books and records, use the expense rate of your entire business. Note carefully that you may not include any items permitted by subparagraph (2) which are involved in the conduct of your business unless you have books and records from which you can accurately determine them.

(2) You arrive at your expense rate for your business (or department, if you are required to use the department for this purpose) by taking the following steps:

(i) Find your total net sales for your most recent fiscal year.

(ii) Also for your most recent fiscal year, list the amount of each expense item listed in Appendix A if you incur such an item of expense. If you have a definite item of expense which is not listed in Appendix A, you may add that to the list. In no case may you list any expense item unless by your books and records you can support the amount of expense listed for that item. Where you have any of the items included in Appendix A, you are not permitted to lump them but must separately state each expense item you had.

(iii) Add up the amounts of your expense items which you listed in accordance with (ii) and divide the sum by the total net sales figure which you found in (i). The result is your expense rate.

(d) *Recalculation of expense rate.* You must recalculate your expense rate anew within 90 days following the end of each of your fiscal years.

(e) *Records and filing.* You may not offer, sell or deliver an article at an adjusted ceiling price found under this section unless the following requirements are met for the unit (department or store, as the case may be) in which the article is offered:

(1) (i) You have filed with the District Office having jurisdiction over your place of business a letter stating:

(*a*) Your name and address;

(*b*) The fiscal year for which you computed your expense rate;

(c) The expense rate you have computed, stating the department to which the expense rate applies, or that it applies for the business as a whole, if that is the case.

(ii) You have received from the District Office an acknowledgment of the letter filed under subdivision (i). (This acknowledgment witnesses receipt of the filing but does not express any determination as to the accuracy or validity of the filing.)

(iii) You have, when a recomputation is required by paragraph (d), filed with the District Office a letter stating the recomputed expense rate, and have received an acknowledgment therefor.

(2) You have and maintain at all times for inspection by OPA the following records:

(i) All records, books of account and other documents kept in the regular course of business from which you have computed your expense rate.

(ii) A record showing exactly how you computed your expense rate; showing each item of allowable expense listed in Appendix A and listing the elements of which each item is composed; showing the fiscal year used by you in making your computation; showing whether you used your business as a whole or a particular department; and showing the total net sales for the period used.

(iii) Your supplier's notification containing the information which you are required to have under paragraph (a) (2) (i).

(iv) A copy of the letter which you are required to file under subparagraph (1) (i) and the acknowledgment thereof received from your OPA District Office. If you price under an MPR 580 or MPR 590 chart, you must attach the letter and acknowledgment to your chart.

APPENDIX A

The items of expense which you may include in computing your expense rate are the following: [2]

Item 1. *Officer's or proprietor's compensation.*[3] Partnerships and proprietorships whose owners did not make regular withdrawals for management salaries may set up a reasonable amount, based on actual services performed and time expended in the management of the business, and may include this amount in operating expense.

Item 2. *Salaries and wages including commissions,*[4] (other than officer's or proprietor's) such as buyers, salesmen, clerical, office and stockmen; receiving, packing, shipping force, janitorial, and elevator operator.

Item 3. *Traveling expense* [5] (Officers; salesmen, buyers, or other).

Item 4. *General expense,*[6] including such elements as postage; telephone; telegraph; office supplies; stationery; dues; subscriptions; donations; collection expense; advertising expense; professional services such as legal and auditing; prepaid freight, prepaid express, and parcel post on outgoing shipments; heat, light, power and water; building and equipment repairs and supplies; packing and shipping supplies; and insurance (including life or health or pension fund payments for the direct benefit of employees but excluding officers and owners), fidelity and liability insurance, insurance on merchandise, insurance on automobiles, on delivery equipment, on buildings, and on other equipment.

NOTE: Payments for credit insurance may only be included if there is no separately stated carrying charge for credit. Interest payments on a mortgage or on borrowed money may not be included. Bad debt losses will be allowed to the extent not compensated for by insurance or carrying charges.

Item 5. *Taxes* [7]—may include all taxes except income taxes, excess profits taxes, capital gains taxes, capital stock taxes, and certain excise taxes. Excise taxes may not be included if they are separately stated and collected, but if the tax is included in the sale price it may also be included here.

Item 6. *Depreciation* [8]—on building, furniture, fixtures, automobiles and trunks, and delivery equipment. For the purposes of this order depreciation shall be computed at rates not in excess of those allowed by federal tax regulations.

Item 7. *Rent*—only rent actually paid. If the rent includes heat, light, water, or power, such items may not be included under General expense.

This revised supplementary order shall become effective April 20, 1946.

NOTE: The reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6280; Filed, Apr. 15, 1946; 11:19 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 364,[1] Amdt. 35]

FROZEN FISH AND SEAFOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 364 is amended in the following respects:

1. Section 1 (a) is amended by deleting the last two sentences in the first paragraph.

2. Section 2 (e) is added to read as follows:

(e) *Sales to ultimate consumers.* The maximum price for a processor's sale at retail of frozen fish or seafood is the applicable listed base price in section 13, plus any transportation cost allowable under section 4 plus the markup over the total thus obtained provided by RMPR No. 507 for group 3 and group 4 retail stores. A sale at retail is a sale to an ultimate consumer other than a commercial, industrial or institutional user.

3. Section 3 (d) (7) is added to read as follows:

(7) *Sales at retail.* A sale at retail covered by this section is a sale to an ultimate consumer other than a commercial, industrial or institutional user by a person who buys frozen fish for resale and sells 50% or more of it to persons other than ultimate consumers. The markup for such a sale at retail is the appropriate markup provided by RMPR No. 507 for group 3 and group 4 retail stores. (The maximum price for sale to an ultimate consumer by a person who buys frozen fish and resells more than 50% of it to ultimate consumers is fixed by RMPR No. 507.)

4. Section 4 (d) is added to read as follows:

(d) *Air transportation.* Where frozen fish or seafood is shipped by air the transportation allowance which may be added pursuant to section 4 shall not exceed the common carrier truck or rail rate, whichever is higher, to the receiving point from the shipping point or (if no common carrier rate is available between those two points) from the place nearest to the shipping point from which a common carrier rate is available.

This amendment shall become effective April 20, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6271; Filed, Apr. 15, 1946; 11:19 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 418,[1] Amdt. 51]

FRESH FISH AND SEAFOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 418 is amended in the following respects:

1. Section 9 (f) is added to read as follows:

(f) *Special provisions for sales of fresh fish or seafood shipped by air.* (1) where fresh fish or seafood is shipped by air the transportation allowances provided in section 9 shall not exceed the common carrier truck or rail rate, whichever is higher, to the receiving point from the shipping point or (if no common carrier rate is available between those two points) from the place nearest to the shipping point from which such common carrier rate is available: *Provided, however,* That a wholesaler may add the actual cost of air transportation or 42 cents per ton mile, whichever is lower, for shipments of fresh fish or seafood by air if (i) he sells the fresh fish or seafood to the buyer in packages which specify that they have been shipped by air, and (ii) the fresh fish or seafood has been packed in such packages prior to shipment by air.

(2) *Information to be reported to the District Office.* Within 24 hours after making a sale which includes the allowance in paragraph (1) of this section, the seller must give notice of the following facts to the Office of Price Administration District Office for the District within which he makes delivery:

(i) The date of the sale;

(ii) The names and addresses of the seller and buyer;

(iii) The quantity, size (count), and style of dressing of the fish or seafood sold;

(iv) A description of the individual packages sold including the type and net weight of each package, the number of such packages, and the method of describing each package as airborne;

(v) The number of airline miles of the flight and the amount paid for air transportation.

This amendment shall become effective April 20, 1946.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6276; Filed, Apr. 15, 1946; 11:21 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 507,[1] Amdt. 9]

CEILING PRICES OF CERTAIN FRESH AND FROZEN FISH AND SEAFOOD SOLD AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Revised Maximum Price Regulation 507 is amended in the following respects:

1. Section 3 (a) is amended by adding the following sentence: "Each item of fresh or frozen fish and seafood listed in Table A which has been transported principally by air and which has been wrapped at point of shipment in consumers' packages individually identified as an air-borne fish or seafood, shall be priced separately."

This amendment shall become effective April 20, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6272; Filed, Apr. 15, 1946; 11:20 a. m.]

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[1] 9 F.R. 14601; 10 F.R. 2299, 3694, 3979 7340, 10311, 11514, 12208, 12527, 15467.

[2] Items of expense unless otherwise specified in the Appendix are allowable in accordance with accepted accounting practice. Additional definite items of expense not included in this list may be included by you provided that you identify each specifically. Note carefully that inbound freight is not to be included as an item of expense since it is already included in the cost base. Also note that you are not permitted to lump together any separate items of expense except as provided in the Appendix.

[3] You must enumerate the elements which you include in this item on the work sheets on which you make your computation of your expense rate and which you are required to keep under paragraph (e) (2) of this order.

[1] Footnote on p. 4160.

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 579, Amdt. 18]

CERTAIN SPECIES OF FRESH AND FROZEN FISH AND SEAFOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 579 is amended in the following respects:

1. Section 2.11 (a) is redesignated 2.11 (a) (1) and section 2.11 (a) (2) is added to read as follows:

(a) (2) *Special provisions for sales of fresh fish shipped by air.* (i) Where fresh fish is shipped by air the transportation allowances provided in this section 2.11 shall not exceed the common carrier truck or rail rate, whichever is higher, to the receiving point from the shipping point or (if no common carrier rate is available between those two points) from the place nearest to the shipping point from which such common carrier rate is available: *Provided, however,* That a wholesaler may add the actual cost of air transportation or 42 cents per ton mile, whichever is lower, for shipments of fresh fish by air if (*a*) he sells the fresh fish to the buyer in packages which specify that they have been shipped by air, and (*b*) the fresh fish has been packed in such packages prior to shipment by air.

(ii) *Information to be reported to the District Office.* Within 24 hours after making a sale which includes the allowance in paragraph (i) of this section, the seller must give notice of the following facts to the Office of Price Administration District Office for the District within which he makes delivery:

(*a*) The date of the sale;

(*b*) The names and addresses of the seller and buyer;

(*c*) The quantity, size, and style of dressing of the fish sold;

(*d*) A description of the individual packages sold including the type and net weight of each package, the number of such packages, and the method of describing each package as airborne;

(*e*) The number of airline miles of the flight and the amount paid for air transportation.

2. Section 3.11 (a) is redesignated 3.11 (a) (1) and section 3.11 (a) (2) is added to read as follows:

(a) (2) *Special provisions for sales of frozen fish shipped by air.* Where frozen fish is shipped by air the transportation allowances which may be added pursuant to this section shall not exceed the common carrier truck or rail rate, whichever is higher, to the receiving point from the shipping point or (if no common carrier rate is available between those two points) from the place nearest to the shipping point from which a common carrier rate is available.

3. Section 3.12 is amended by deleting the first 8 items and the 2 items added by Amendment 17 of the list of differentials and allowances and adding to the list of differentials and allowances the following items:

Parchment wrapped in 15-lb. wood or paper box	Base price.
Parchment wrapped in 10-lb. wood or paper box	Add ¼¢ per lb.
Parchment wrapped in 5-lb. wood or paper box	Add ½¢ per lb.
Parchment wrapped in 4-lb. wood or paper box	Add ¾¢ per lb.
Parchment wrapped in 3-lb. wood or paper box	Add 1¢ per lb.
Parchment wrapped in 2-lb. wood or paper box	Add 1¼¢ per lb.
Parchment wrapped in 1-lb. wood or paper box	Add 1½¢ per lb.
Cellophane wrapped in 15-lb. wood or paper box	Add ¼¢ per lb.
Cellophane wrapped in 10-lb. wood or paper box	Add ½¢ per lb.
Cellophane wrapped in 5-lb. wood or paper box	Add ¾¢ per lb.
Cellophane wrapped in 4-lb. wood or paper box	Add 1¢ per lb.
Cellophane wrapped in 3-lb. wood or paper box	Add 1¼¢ per lb.
Cellophane wrapped in 2-lb. wood or paper box	Add 1½¢ per lb.
Cellophane wrapped in 1-lb. wood or paper box	Add 1¾¢ per lb.

Cellophane or parchment wrapped in wood or paper boxes in an unlisted weight up to 5 lbs—Add the differential for the listed package of the same type and nearest weight. For any net weight falling equally between two listed net weights, take the net weight with the lower allowance.

4. Section 4.11 (a) is redesignated 4.11 (a) (1) and section 4.11 (a) (2) is added to read as follows:

(a) (2) *Special provisions for sales of fresh fish shipped by air.* (i) Where fresh fish is shipped by air the transportation allowances provided in this section 4.11 shall not (except as otherwise provided in section 4.11 (g)) exceed the common carrier truck or rail rate, whichever is higher, to the receiving point from the shipping point or (if no common carrier rate is available between those two points) from the place nearest to the shipping point from which such common carrier rate is available: *Provided, however,* That a wholesaler may add the actual cost of air transportation or 42 cents per ton mile, whichever is lower (as the transportation cost in section 4.11 (b–f) and instead of the rail rate in section 4.11 (g)), for shipments of fresh fish by air if (*a*) he sells the fresh fish to the buyer in packages which specify that they have been shipped by air, and (*b*) the fresh fish has been packed in such packages prior to shipment by air.

(ii) *Information to be reported to the District Office.* Within 24 hours after making a sale which includes the allowance in subdivision (i) of this section, the seller must give notice of the following facts to the Office of Price Administration District Office for the District within which he makes delivery:

(*a*) The date of the sale;

(*b*) The names and addresses of the seller and buyer;

(*c*) The quantity, size, and style of dressing of the fish sold;

(*d*) A description of the individual packages sold including the type and net weight of each package, the number of such packages, and the method of describing each package as airborne.

(*e*) The number of airline miles of the flight and the amount paid for air transportation.

5. Section 5.11 (a) is redesignated 5.11 (a) (1) and section 5.11 (a) (2) is added to read as follows:

(a) (2) *Special provisions for sales of frozen fish shipped by air.* Where frozen fish is shipped by air the transportation allowances which may be added pursuant to this section shall not (except as otherwise provided in section 5.11 (j)) exceed the common carrier truck or rail rate, whichever is higher, to the receiving point from the shipping point or (if no common carrier rate is available between those two points) from the place nearest to the shipping point from which a common carrier rate is available.

This amendment shall become effective April 20, 1946.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6275; Filed, Apr. 15, 1946; 11:21 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 188, Amdt. 78]

MANUFACTURERS' MAXIMUM PRICES FOR CONSUMER GOODS OTHER THAN APPAREL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 188 is amended in the following respects:

1. Section 1499.159 (b) is redesignated as § 1499.159 (c).

2. A new § 1499.159 (b) is added to read as follows:

(b) A manufacturer who desires to change any of his terms, discounts, price differentials or conditions of sale in effect in March 1942, or thereafter properly established under the applicable regulation, shall apply to the Office of Price Administration, Washington, D. C., setting forth in detail the proposed change and the reasons therefor. The Price Administrator may grant permission to the manufacturer to make the proposed changes when, in his opinion, the manufacturer has demonstrated that the general level of his maximum prices to each class of purchaser will not be raised thereby, and that the granting of such permission will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. No manufacturer may, prior to the issuance of an order by the Office of Price Administration authorizing such change, change his established terms, discounts, allowances, price differentials, or conditions of sale. Nothing in this section shall be construed as forbidding a manufacturer from selling below the established ceiling prices.

This amendment shall become effective on April 29, 1946.

NOTE: The record keeping and reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6274; Filed, Apr. 15, 1946; 11:20 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 33]

SALES AT WHOLESALE OF CERTAIN COTTON PRODUCTS AND CERTAIN MANUFACTURED ARTICLES

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (m) of section 2.7 of Supplementary Regulation 14E is amended to read as follows:

(m) *Maximum prices for cotton bedspreads and napery.* (1) This paragraph applies to all sales at wholesale of cotton bedspreads, table cloths, table napkins and table cloth fabric for which the producer's maximum price is established under Maximum Price Regulation 118.

(i) The maximum price for a sale at wholesale (other than a sale by an "institutional wholesaler" to an institutional, industrial or commercial user or sales by a jobber to a person who fabricates from the article sold) of the articles described in paragraph (1) shall be the sum of the seller's "unadjusted price" and his "OPA adjustment charge" defined below.

(*a*) *The wholesaler's "unadjusted price"* is his maximum price computed in accordance with the General Maximum Price Regulation: *Provided,* That it may include in addition thereto an amount computed by taking 122% of any amount by which his supplier's maximum price established under Maximum Price Regulation 118 was increased by more than 20%.

(*b*) *The wholesaler's "OPA adjustment charge"* is 70% of that part of his supplier's increase which does not exceed 20% of his supplier's maximum price established under Maximum Price Regulation 118.

Example: X, a wholesaler, buys table cloths at $1.18 net, including freight, his supplier's present ceiling. He has secured a notice from his supplier which shows that the supplier's original ceiling price was $1.00. This means that his supplier's ceiling has been increased by 16%. Assuming X's maximum price under the General Maximum Price Regulation was $1.22 his new maximum price is the sum of that maximum price plus $.11 (that is 70% of the amount by which his supplier's price was increased) X's new maximum price is therefore $1.33.

Example: X, a wholesaler, buys bedspreads at $1.30 net, including freight, his supplier's present ceiling. He has secured a notice from his supplier which shows that the supplier's original ceiling price was $1.00. This means that his supplier's ceiling price has been increased by 30%. Assuming X's maximum price under the General Maximum Price Regulation was $1.25, his new maximum price is the sum of his old maximum price, $1.25, plus $.12, that is 122% of the amount by which his supplier's price was increased by more than 20%, and $.14, that is 70% of the amount by which his supplier's price was increased up to 20%. X's new maximum price is therefore $1.51.

(ii) The maximum price for a sale at wholesale by an "institutional wholesaler" (not including a sale by a jobber to a person who fabricates from the article sold) to an institutional, industrial or commercial user of the articles described in paragraph (1) shall be the sum of his maximum price computed in accordance with the General Maximum Price Regulation and the amount by which his supplier's price under Maximum Price Regulation 118 has been increased.

(3) *When maximum prices established under this paragraph may be used.* No seller may determine his ceiling price of an article under this paragraph unless he has secured from his supplier and has available for inspection by OPA a written notice stating the manufacturer's maximum price for that article as originally established under Maximum Price Regulation 118 and his current ceiling price therefor.

(4) *Special notice.* A seller pricing under this paragraph who is required to send a notice in accordance with section 2.7 (b) (6) shall, in lieu of the notice specified in that section, send the following notice:

STATEMENT OF OPA ADJUSTMENT CHARGE

The Office of Price Administration has granted us adjustments on the following items, one or more of which are billed on the attached invoice. The part of these adjustments which you are required take into account in pricing under Maximum Price Regulation 580 is stated separately as "wholesaler's OPA adjustment charge."

Style	Old ceiling	Wholesalers' OPA adjustment charge	New ceiling

When you price under Maximum Price Regulation 580 you may *not* include the above-stated "wholesaler's OPA adjustment charge" as part of your "net cost."

This amendment shall become effective April 20, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6273; Filed, Apr. 15, 1946; 11:20 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,[2] Amdt. 79]

HOTELS AND ROOMING HOUSES

The application of the Rent Regulation for Hotels and Rooming Houses is terminated in a portion of the Wilmington, North Carolina Defense-Rental Area, in a portion of the Hampton Roads Defense-Rental Area, consequently portions of the above-named areas are decontrolled and Items 223 and 342 of Schedule A of the Rent Regulation for Hotels and Rooming Houses are amended to read as follows:

Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(223) Wilmington, N. C.	North Carolina	New Hanover County, except the portion consisting of Wrightsville Beach and Harbor Island, which are situated approximately one mile East of the U. S. Inland Waterway; Carolina Beach, Kure Beach, Wilmington Beach and Ft. Fisher Beach, which are within the territory bounded on the North by the U. S. Inland Waterway, on the East by the Atlantic Ocean, on the West by the Cape Fear River, and on the South by old Ft. Fisher remains.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(342) Hampton Roads	Virginia	Independent Cities of Hampton, Newport News, Norfolk, Portsmouth, and South Norfolk; the County of Elizabeth City; in the County of Norfolk the Magisterial Districts of Deep Creek, Tanners Creek, Washington, and Western Branch; in the County of Warwick, the Magisterial District of Newport; and in the County of Princess Anne, the Magisterial Districts of Kempsville and Lynnhaven, except Virginia Beach Town.	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
	Virginia	Independent City of Suffolk; the County of Nansemond; the County of Norfolk other than the Magisterial Districts of Deep Creek, Tanners Creek, Washington, and Western Branch; the County of Princess Anne other than the Magisterial Districts of Kempsville and Lynnhaven.	Apr. 1, 1941	Aug. 1, 1942	Sept. 15, 1942

Issued and effective April 15, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6279; Filed, Apr. 15, 1946; 11:22 a. m.]

[1] F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 12601, 12812, 13692, 13826, 14506, 14742, 15007, 1506.
[2] 10 F.R. 15210; 11 F.R. 245, 246, 740, 1299, 2189, 2774, 3480.

Chapter XXIII—War Assets Administration

[SPA Reg. 16, Amdt. 4]

PART 8316—SURPLUS AIRPORT PROPERTY

Surplus Property Administration Regulation 16, November 16, 1945, entitled "Surplus Airport Property", as amended through March 7, 1946 (10 F. R. 14204, 14628, 14866, 11 F. R. 2603), is hereby further amended in the following respects:

1. Section 8316.15 (b) is amended by changing the period to a colon at the end of the first sentence and inserting the following: "*Provided however*, That if a Government agency or a State or local government has expressed in writing a desire to acquire an airport property for immediate use, the time for exercising priorities may be limited to not less than ten (10) days, and notice of availability given pursuant to § 8316.13 (a) and (d) shall so provide."

2. Section 8316.16 is amended by the addition of a new paragraph to be designated (c) which shall read as follows:

(c) Pending the disposal of an airport property, the agency then charged with the accountability of such property may grant a revocable lease or permit for the use of the land or buildings not within the landing area or for the use of any building other than airport facilities: *Provided*, Such lease or permit will not interfere with any use of the airport for airport purposes and will not interfere with, delay, or retard the disposal of the airport property as an airport.

3. Section 8316.21 is amended by inserting the designation (a) immediately following the caption and by adding a new paragraph (b) to read as follows:

(b) *Fissionable materials reserved.* Any lands disposed of under this part shall be subject to a reservation of fissionable materials as provided in § 8305.12 (f) (5)[1] of Part 8305.

This amendment shall become effective April 11, 1946.

E. B. GREGORY,
Administrator.

APRIL 11, 1946.

[F. R. Doc. 46-6306; Filed, Apr. 15, 1946; 11:20 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 480, Amdt. 1]

PART 95—CAR SERVICE

INCREASED MINE HOLDINGS OF UNBILLED BITUMINOUS COAL

At a session of the Interstate Commerce Commission, division 3, held at its office in Washington, D. C., on the 11th day of April A. D. 1946.

Upon further consideration of Service Order No. 480 (11 F.R. 3367) and good cause appearing therefor: *It is ordered*, That:

Service Order No. 480 (11 F.R. 3367), be, and it is hereby, amended by substituting the following paragraphs (a) and (c) in lieu of paragraphs (a) and (c) thereof:

(a) *Demurrage on unbilled bituminous coal.* (1) The provision in agent B. T. Jones' Tariff I. C. C. No. 3818, Item No. 255, Rule No. 4, Section B, quoted below, and all similar provisions in other tariffs, are hereby suspended insofar as they apply on unbilled bituminous coal up to one day's full production held pursuant to Solid Fuels Administration for War Regulation No. 1.

When cars so ordered are held at weighing stations, classification yards or elsewhere, for forwarding instructions (See Note 1), no transportation charge having been previously made, 24 hours (one day) free time will be allowed after which a demurrage charge of $2.20 per car for each day or fraction of a day will be assessed until car is released.

(2) No common carrier by railroad shall assess or collect demurrage charges on any railroad freight car loaded with unbilled bituminous coal at loading points, other than those described in subparagraph (1) above, up to one day's full production while held pursuant to Solid Fuels Administration for War Regulation No. 1; such cars may be held at points other than where loaded for railroad convenience.

* * * * *

(c) *Expiration date.* This order shall expire at 7:00 a. m., May 1, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this amendment shall become effective at 7:00 a. m., April 12, 1946; that copies of this order shall be served upon the State railroad regulatory bodies of each State, and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6239; Filed, Apr. 12, 1946; 3:18 p. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service

PART 22—MOUNTAIN REGION NATIONAL WILDLIFE REFUGES

RED ROCK LAKES MIGRATORY WATERFOWL REFUGE, MONTANA, FISHING REGULATIONS

Under authority of § 12.3 of the General Regulations for the Administration of National Wildlife Refuges (5 F.R. 5284), as amended, the following is ordered:

§ 22.760a *Red Rock Lakes Migratory Waterfowl Refuge, Montana; fishing.* Game fishing in accordance with the State laws of Montana is permitted on those waters located within the boundaries of the Red Rock Lakes Migratory Waterfowl Refuge described specifically as follows: Culver Pond, Odell Creek, Red Rock Creek, Elk Springs Creek, and Culver Springs Creek: *Provided*, That such fishing will not be permitted after September 15 of any year.

Entry on and use of the refuge for any purpose is governed by the regulations of the Secretary dated December 19, 1940 (5 F.R. 5284), and strict compliance therewith is required. Persons entering the refuge for the purpose of fishing must follow such routes of travel within the refuge as are designated by posting. All fishermen must comply with all State fishing laws and regulations and must have on their person and exhibit at the request of any authorized Federal or State officer whatever license is required by such laws and regulations. This license shall serve as a Federal permit for fishing in the specified waters of the refuge.

During periods of waterfowl concentrations on the refuge, at times of high fire hazard, or directly following the stocking of the waters thereof with fish, fishing may be closed or limited, in any or all areas of the refuge, by the officer in charge when he deems such regulations necessary to provide adequate protection to wildlife. Such closed or limited areas are to be clearly designated by posting.

WARD T. BOWER,
Acting Director.

APRIL 10, 1946.

[F. R. Doc. 46-6254; Filed, Apr. 15, 1946; 10:00 a. m.]

PART 29—PLAINS REGION NATIONAL WILDLIFE REFUGES

UPPER SOURIS NATIONAL WILDLIFE REFUGE, N. DAK.; FISHING REGULATIONS

Under authority of § 12.3 of the General Regulations for the Administration of National Wildlife Refuges (5 F.R. 5284), as amended, the following is ordered:

Supersedes § 29.919 approved June 28, 1940 (5 F.R. 2550).

§ 29.919 *Upper Souris National Wildlife Refuge, North Dakota; fishing.* Noncommercial fishing in accordance with the State laws of North Dakota is permitted during the daylight hours in the period May 16 to September 15 inclusive, each year in the following described waters within the Upper Souris National Wildlife Refuge, North Dakota:

Area No. 1. The Souris River channel beginning at the north boundary of the refuge and extending south to and including Mouse River Park.

Area No. 2. The waters adjacent to the east bank of the Souris River south of Dam No. 83 within the W½NW¼ of sec. 6, T. 157 N., R. 84 W., 5th PM.

Area No. 3. All waters of Lake Darling north of Dam No. 83 in sec. 6, T. 157 N., R. 84 W., sec. 1, T. 157 N., R. 85 W., secs. 28, 29, 30, 31 and 32, T. 158 N., R. 84 W., and sec. 36, T. 158 N., R. 85 W.; 5th PM; except within 200 feet of the outlet gate on Dam No. 83.

Entry on and use of the refuge for any purpose is governed by the regulations of the Secretary dated December 19, 1940 (5 F.R. 5284), and strict compliance therewith is required. Persons entering the refuge for the purpose of fishing must follow such routes of travel within the refuge as are designated by posting. All fishermen must comply with all State fishing laws and regulations and must have on their person and exhibit at the request of any authorized Federal or State officer whatever license is required by such laws and regulations. No Federal permit will be required to exercise the fishing privileges permitted under this order.

The use of boats while fishing within the waters of the refuge is permitted only on fishing areas No. 1 and No. 3. The use of motorboats, either inboard or outboard, is prohibited on all waters of the refuge except for official purposes. On fishing area No. 3 the launching or landing of any boat will be permitted only on the shoreline bounded by the SE¼, sec. 29; T. 158 N., R. 84 W.

During the open waterfowl hunting season or during periods of waterfowl concentrations, fishing may be closed or limited by order of the officer in charge when in his judgment such limitations and restrictions are necessary in order to provide adequate protection for wildlife. Such limitations or restrictions are to be clearly designated by posting.

WARD T. BOWER,
Acting Director.

APRIL 10, 1946.

[F. R. Doc. 46-6255; Filed, Apr. 15, 1946; 10:00 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Geological Survey.

[Power Site Classification 377]

COLORADO RIVER, COLORADO AND UTAH

CLASSIFICATION AS POWER SITES

The SECRETARY OF THE INTERIOR.

SIR: Under authority vested in me by the act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31), the following described land is hereby classified as power sites and, insofar as title thereto remains in the United States and subject to valid existing rights, it is recommended that this classification be given full force and effect under the provisions of section 24 of the act of June 10, 1920, as amended by sec. 211 of the act of August 26, 1935 (41 Stat. 1075, 49 Stat. 846; 16 U.S.C. sec. 818):

POWER SITE CLASSIFICATION No. 377, COLORADO RIVER, COLORADO AND UTAH

COLORADO

Sixth Principal Meridian

T. 10 S., R. 103 W.,
Sec. 17, SE¼SE¼;
Sec. 22, lots 7, and 8.
T. 10 S., R. 104 W.,
Sec. 24, SE¼SW¼;
Sec. 25, E½NW¼, and NE¼SW¼;
Sec. 31, SE¼NE¼, and NE¼SE¼;
Sec. 32, lots 1, and 7, SW¼NW¼, and N½SW¼.

Ute Meridian

T. 1 N., R. 3 W.,
Sec. 7, lots 1, 2, 6, 7, 8, and 9;
Sec. 8, lots 3;
Sec. 9, lots 4, and 15;
Sec. 17, lot 4.

UTAH

Salt Lake Meridian

T. 24 S., R. 20 E.,
Sec. 25, S½SE¼.
T. 25 S., R. 20 E.,
Sec. 1, lots 1, 2, 5, 6, 7, 8, 11, and 12;
Sec. 2, lots 7, 8, 9, and 10.
T. 25 S., R. 21 E.,
Sec. 6, lots 1, 2, 3, and 4, SE¼NE¼, and NE¼SE¼;
Sec. 7, E½NE¼, and NE¼SE¼;
Sec. 11, NE¼NE¼, S½NE¼, W½NW¼, SE¼NW¼, and S½;
Sec. 12, W½SW¼;
Sec. 14, N½NE¼, and W½;
Sec. 18, lot 4, SE¼SW¼, and S½SE¼;
Sec. 19, NE¼, NE¼NW¼, and NE¼SE¼;
Sec. 20, That part south of Arches National Monument boundary;
Sec. 21, SW¼, That part south of Arches National Monument boundary;
Sec. 23, NW¼, N½SW¼, and SE¼SE¼;
Sec. 24, SE¼NE¼;
Sec. 28, W½NE¼, NE¼NW¼, and W½SE¼, That part lying south of Arches National Monument boundary;
Sec. 33, NE¼NE¼.
T. 26 S., R. 21 E.,
Sec. 3, lot 7;
Sec. 11, lots 1, and 8;
Sec. 12, lots 1, 2, 3, 4, 6, 7, 11, and 12.
T. 22 S., R. 22 E.,
Sec. 1;
Sec. 11, N½SE¼;
Sec. 12;
Sec. 13, N½NE¼, SE¼SW¼, and S½SE¼;
Sec. 24, N½NE¼, SE¼NE¼, and S½SE¼;
Sec. 25, N½NE¼.
T. 24 S., R. 22 E.,
Sec. 33, N½NW¼, and SE¼SW¼;
Sec. 34, NW¼NE¼, and NE¼NW¼;
Sec. 35, W½NE¼, SE¼NE¼, E½NW¼, NE¼SW¼, and SE¼.
T. 25 S., R. 22 E.,
Sec. 1, lots 3, and 4, and S½NW¼;
Sec. 3, S½SW¼, and SW¼SE¼;
Sec. 4, SE¼SE¼;
Sec. 5, SW¼NE¼, and NE¼SW¼;
Sec. 9, NW¼SE¼;
Sec. 10, SW¼NE¼, and W½SE¼;
Sec. 15, SE¼NW¼;
Sec. 16, N½NW¼;
Sec. 19, lots 9, 10, and 13, NE¼NW¼;
Sec. 20, NE¼NE¼;
Sec. 21, NW¼NW¼;
Sec. 28, SW¼NW¼, and NW¼SW¼;
Sec. 29, S½NE¼, SE¼NW¼, SW¼, N½SE¼, and SW¼SE¼;
Sec. 30, NE¼SE¼, and S½SE¼;
Sec. 31, NE¼, SE¼NW¼, NE¼SW¼, and NW¼SE¼;
T. 26 S., R. 22 E.,
Sec. 6, lots 3, and 4, SE¼NW¼, NW¼SE¼, and SE¼SE¼;
Sec. 8, lots 1, 2, and 3, SW¼NE¼, and S½NW¼;
Sec. 9, lot 1;
Sec. 17, N½NW¼;
Sec. 18, lot 1.
T. 21 S., R. 23 E.,
Sec. 9, E½SW¼, W½SE¼, and SE¼SE¼;
Sec. 10, S½SW¼;
Sec. 12, E½SE¼;
Sec. 13, SE¼NE¼, and SW¼NW¼;
Sec. 14, N½NE¼, NE¼NW¼, S½NW¼, and N½SW¼;
Sec. 15, N½NE¼, SE¼NE¼, NW¼, N½SW¼, and SE¼;
Sec. 22, N½NE¼, S½NW¼, N½SW¼, and SE¼SW¼;
Sec. 23, SW¼NE¼, W½NW¼, and SE¼NW¼;
Sec. 33, SW¼NW¼, and N½S½.
T. 22 S., R. 23 E.,
Secs. 1, 3, and 4;
Sec. 5, lots 1, 2, and 4, S½NE¼, SW¼NW¼, and S½;
Secs. 6 to 15, inclusive;
Sec. 17;
Sec. 18, lots 1, 2, and 4, NE¼, and S½SE¼;
Sec. 19, lots 2, 3, and 4, NE¼NE¼, S½NE¼, and SE¼;
Secs. 20 to 25, inclusive;
Sec. 26, N½, and SE¼;
Sec. 27, N½NE¼, and NE¼NW¼;
Sec. 28, W½NW¼;
Sec. 29, N½;
Sec. 30, lot 1, E½NE¼, and NE¼SE¼;
Sec. 34, E½NE¼;
Sec. 35, N½, and N½SE¼.
T. 23 S., R. 23 E.,
Sec. 12, S½NE¼, NE¼NW¼, S½NW¼, N½SW¼, SE¼SW¼, N½SE¼, and SW¼SE¼;
Sec. 13, NW¼NE¼;
Sec. 34, S½SE¼;
Sec. 35, SW¼SW¼.
T. 24 S., R. 23 E.,
Sec. 1;
Sec. 3, lots 1, 2, and 3, S½N½, N½SW¼, and SW¼SW¼;
Sec. 4, S½SE¼;
Sec. 8, lots 3, and 4, SW¼SE¼;
Sec. 9, lots 5, and 6, N½NE¼, SW¼NE¼, NE¼NW¼, SW¼, and NW¼SE¼;
Sec. 10, lot 5, SE¼NE¼, and S½SE¼;
Sec. 11, N½, NE¼SW¼, S½SW¼, and SE¼;
Sec. 12, NW¼NE¼, and W½;
Sec. 13, N½NW¼, SW¼NW¼, and NW¼SW¼;
Sec. 14, N½, and N½S½;
Sec. 15, NE¼, NE¼NW¼, S½NW¼, and S½;
Sec. 17, lot 2, W½NE¼, and SW¼;
Sec. 18, SE¼SE¼;
Sec. 19, lot 3, NE¼NE¼, SW¼NE¼, and SE¼NW¼;
Sec. 20, lot 14;
Sec. 21, NW¼NE¼, W½, W½SE¼, and SE¼SE¼;
Sec. 22, NE¼, N½NW¼, SE¼NW¼, NE¼SW¼, and SE¼;
Sec. 27, lots 1, and 4;
Sec. 28, lots 1, and 2;
Sec. 29, lot 1, NW¼NE¼, S½N½, SW¼, and W½SE¼; NE¼SE¼, and S½SE¼;
Sec. 30, lot 5, SE¼NE¼;
Sec. 31, lots 1, 2, and 3, N½NE¼, SW¼NE¼, E½NW¼, NE¼SW¼, and NW¼SE¼;
T. 20 S., R. 24 E.,
Sec. 24, lot 4;
Sec. 25, lots 1, and 2;
Sec. 34, S½NE¼, NE¼SW¼, S½SW¼, and SE¼;
Sec. 35, NE¼NE¼, S½N½, and N½S½.
T. 21 S., R. 24 E.,
Sec. 3, lot 4;
Sec. 4, lot 1, SE¼NE¼, SE¼SW¼, NE¼SE¼, and S½SE¼;
Sec. 5, lots 2, 3, and 4, SW¼NE¼, S½NW¼, and W½SE¼;
Sec. 6, lots 1, and 2, S½NE¼, N½SE¼, and SE¼SE¼;
Sec. 7, lots 2, 3, and 4, NE¼NE¼, S½NE¼, SE¼NW¼, SE¼SW¼, NE¼SE¼, and S½SE¼;
Sec. 8, NE¼, SW¼NW¼, and S½;
Sec. 9, W½;
Sec. 10, SW¼SE¼;
Sec. 11, E½SW¼, W½SE¼, and SE¼SE¼;
Sec. 12, NW¼NE¼, NE¼SW¼, S½SW¼, and SE¼;
Sec. 13, N½, N½SW¼, SE¼SW¼, and N½SE¼;
Sec. 14, N½NE¼, SE¼NE¼, W½NW¼, and NE¼SE¼;
Sec. 15, N½;
Secs. 16 and 17;
Sec. 18, lots 1, 2, and 3, N½NE¼, SE¼NE¼, E½NW¼;
Sec. 21, NE¼, E½W½, and SE¼;

T. 21 S., R. 24 E.—Continued.
Sec. 23, lot 7, SW¼NE¼, NW¼, E½SW¼, and SE¼;
Sec. 24, lot 10, NE¼NW¼;
Sec. 25, W½NW¼, SW¼, and SW¼SE¼;
Sec. 26, lot 8;
Sec. 27, SW¼, and W½SE¼;
Sec. 28, NE¼, E½NW¼, and SE¼;
Sec. 34;
Sec. 35, SW¼SW¼.
T. 22 S., R. 24 E.,
Sec. 1;
Sec. 3, lot 4, SW¼NW¼, and W½SW¼;
Secs. 4 to 7, inclusive;
Sec. 8, W½NE¼, SE¼NE¼, W½, and SE¼;
Sec. 9, E½NE¼ and S½SW¼;
Sec. 10, lot 5, W½NW¼, SE¼NW¼, SW¼, N½SE¼, and SW¼SE¼;
Sec. 11, N½NE¼, SE¼NE¼, NW¼SW¼, and E½SE¼;
Sec. 12;
Sec. 13, N½;
Sec. 14, NE¼, S½NW¼, SW¼, W½SE¼;
Sec. 15, N½NW¼, SE¼SW¼, and SE¼;
Secs. 17 to 20, inclusive;
Sec. 21, lots 6 and 9, NW¼NE¼, NW¼, and NW¼SW¼;
Sec. 22, N½NE¼, SW¼NE¼, E½NW¼, SW¼, and W½SE¼;
Sec. 23, NW¼NW¼;
Sec. 26, W½SW¼;
Sec. 27, W½NE¼, W½, and SE¼;
Sec. 28, SE¼SW¼ and SE¼;
Sec. 29, NW¼NE¼, N½NW¼, SW¼NW¼, and W½SW¼;
Secs. 30 and 31;
Sec. 33, lots 1 and 2, NE¼, N½NW¼, SE¼NW¼, E½SW¼, and SE¼;
Sec. 34;
Sec. 35, W½NW¼, NW¼SW¼, and SW¼SE¼.
T. 23 S., R. 24 E.,
Sec. 1, S½S½;
Sec. 3, SE¼NE¼ and E½SE¼;
Sec. 4, lots 1, 2, and 3, SW¼NE¼, SW¼NW¼, and NW¼SW¼;
Sec. 5, lot 5, SW¼NW¼ and W½SW¼;
Sec. 6, lot 1, SE¼NE¼, and NE¼SE¼;
Sec. 7, lots 2 and 3, NE¼NE¼, S½NE¼, and SE¼NW¼;
Sec. 8, W½NW¼;
Sec. 15, NW¼SE¼;
Sec. 17, S½SE¼;
Sec. 18, W½SE¼ and SE¼SE¼;
Sec. 19, NE¼, and SE¼NW¼;
Sec. 20, N½NE¼, and SE¼NE¼;
Sec. 21, NW¼NE¼, N½NW¼, SW¼NW¼, and NW¼SW¼;
Sec. 22, W½NE¼, NW¼, and NE¼SW¼;
Sec. 23, SE¼NE¼, and SE¼;
Sec. 24, NE¼NW¼, S½NW¼, N½SW¼, SW¼SW¼, and NE¼SE¼;
Sec. 26, N½NE¼;
Sec. 31, E½W½.
T. 24 S., R. 24 E.,
Sec. 6, N½NW¼, SW¼NW¼ (unsurveyed).
T. 19 S., R. 25 E.,
Sec. 24, W½SE¼;
Sec 33, S½SW¼, NE¼SE¼, and S½SE¼;
Sec 34, W½SW¼.
T. 20, S., R. 25 E.,
Sec. 3, lots 3, and 4, S½NW¼, N½SW¼, SW¼SW¼, W½SE¼, and SE¼SE¼;
Sec. 4, lots 1, 2, 3, and 4;
Sec. 10, NW¼NE¼, NE¼NW¼, S½NW¼, and S½S½;
Sec. 11, NW¼NE¼, and NW¼NW¼;
Sec. 12, SW¼SE¼;
Sec. 22, E½SW¼;
Sec. 23, NE¼NE¼, and SW¼NW¼;
Sec. 27, NE¼NW¼;
Sec. 30, lots 1, 2, 3, and 4, SE¼NW¼, and E½SW¼;
Sec. 31, lots 1, 2, 3, and 4, E½NW¼, and NE¼SW¼;
Sec. 33, lots 1, and 2, SW¼SE¼;
Sec. 34, NW¼NE¼, and SW¼NW¼.
T. 21 S., R. 25 E.,
Sec. 3, W½SW¼;
Sec. 6, lots 4, 5, 6, and 7, SW¼NE¼, SE¼NW¼, E½SW¼, and NW¼SE¼;
Sec. 7, lots 1, 2, and 3, NE¼NW¼;

T. 21 S., R. 25 E.—Continued.
Sec. 8, SE¼NE¼, NE¼SW¼, S½SW¼, NE¼SE¼, and S½SE¼;
Sec. 17, NW¼NW¼;
Sec. 18, E½SE¼;
Sec. 19, lots 2, 6, and 11, NE¼SE¼, and SW¼SE¼;
Sec. 20, NE¼NW¼;
Sec. 31, lots 1, 2, 3, and 4, SW¼NE¼, SE¼NW¼, E½SW¼, W½SE¼, and SE¼SE¼.
T. 22 S., R. 25 E.,
Sec. 6, N½, SW¼, and SW¼SE¼;
Sec. 7, W½NE¼, SE¼NE¼, W½, N½SE¼, and SW¼SE¼;
Sec. 8, NW¼SW¼.
T. 23 S., R. 25 E.,
Sec. 19, S½SE¼;
Sec. 30, W½NE¼, and NE¼NW¼.
T. 19 S., R. 26 E.,
Sec. 29, S½NW¼ (unsurveyed);
Sec. 30, NE¼NE¼, and S½NE¼ (unsurveyed);
Sec. 31, SE¼NE¼, NE¼SE¼, and S½SE¼.
T. 20 S., R. 26 E.,
Sec. 6, lots 1, and 2, SE¼NE¼, and SW¼SE¼;
Sec. 7, E½NW¼;
Sec. 18, W½NW¼.

The areas described aggregate approximately 66,211 acres, 712 acres in Colorado, and 65,499 acres in Utah.

Dated: January 31, 1946.

THOMAS B. NOLAN,
Acting Director.

Approved: April 10, 1946.

R. R. SAYERS,
Acting Assistant Secretary.

[F. R. Doc. 46-6256; Filed, Apr. 15, 1946; 10:00 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 467]

UNLOADING OF MACHINERY AT LONG ISLAND CITY, N. Y.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 11th day of April, A. D. 1946.

It appearing, that P&LE 48713 containing machinery at Long Island City, N. Y., on the Long Island Rail Road Company, has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Machinery at Long Island City, N. Y., be unloaded. (a) The Long Island Rail Road Company, its agents or employees, shall unload forthwith the car P&LE 48713 loaded with machinery now on hand at Harold Avenue team track, Long Island City, Long Island, N. Y.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, Sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Long Island Rail Road Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6240; Filed, Apr. 12, 1946; 3:18 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5895]

ERNEST JORDY

In re: Estate of Ernest Jordy, deceased; File D-66-1963; E.T. sec. 11237.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Elise Kretschmer, —— Kretschmer, (first name unknown), daughter of Elise Kretschmer, —— Kretschmer, (first name unknown), daughter of Elise Kretschmer, Kate Sieberts, —— Jordy, (first name unknown), daughter of Karl Jordy, deceased, —— Jordy, (first name unknown), daughter of Karl Jordy, deceased, Marie Ehrhard, Max Ehrhard, Luci Ehrhard, Reinhold Jordy, —— Jordy, (first name unknown), son of Reinhold Jordy, —— Jordy (first name unknown), son of Reinhold Jordy, Richard Jordy and Herbert Jordy, and each of them, in and to the estate of Ernest Jordy, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Elise Kretschmer, Germany.
—— Kretschmer, (first name unknown), daughter of Elise Kretschmer, Germany.
—— Kretschmer, (first name unknown), daughter of Elise Kretschmer, Germany.
Kate Sieberts, Germany.
—— Jordy, (first name unknown), daughter of Karl Jordy, deceased, Germany.
—— Jordy, (first name unknown), daughter of Karl Jordy, deceased, Germany.
Marie Ehrhard, Germany.
Max Ehrhard, Germany.
Luci Ehrhard, Germany.
Reinhold Jordy, Germany.
—— Jordy, (first name unknown), son of Reinhold Jordy, Germany.
—— Jordy, (first name unknown), son of Reinhold Jordy, Germany.
Richard Jordy, Germany.
Herbert Jordy, Germany.

That such property is in the process of administration by John R. Vahlteich, 732 Addison Street, Chicago, Illinois, as Executor of the estate of Ernest Jordy, deceased, acting under the judicial supervision of the Probate Court of Cook County, Chicago, Illinois;

And determining that, to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6174; Filed, Apr. 12, 1946; 10:11 a. m.]

[Vesting Order 6072]

BERTHA WILLIAMS

Re: Estate of Bertha Williams, deceased; File No. D-28-9402 E. T. sec. 12511.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Therese Wilhelm, Hanns Wilhelm, Paula Wilhelm and the heirs at law, next of kin, distributees, executors, administrators and assigns of Hanns Baumann, names unknown, and each of them, in and to the estate of Bertha Williams, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Therese Wilhelm, Germany.
Hanns Wilhelm, Germany.
Paula Wilhelm, Germany.
Heirs at law, next of kin, distributees, executors, administrators, and assigns of Hanns Baumann, names unknown, Germany.

That such property is in the process of administration by the Irving Trust Company, as Executor of the Estate of Bertha Williams, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6175; Filed, Apr. 12, 1946; 10:11 a. m.]

[Vesting Order 6140]

MARIA VON HOFFMANN

In re: Bank account owned by Maria Von Hoffmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Maria Von Hoffmann, whose last known address is Adolf Hitlerplatz 39a, Guesten b/Bernberg (Anhalt), Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Staatsbank (Seehandlung), by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Preussische Staatsbank for the account of Maria Von Hoffmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Maria Von Hoffmann, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6176; Filed, Apr. 12, 1946; 10:11 a. m.]

[Vesting Order 6141]

OTTO VON HOFFMANN

In re: Bank account owned by Otto Von Hoffmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Otto Von Hoffmann, whose last known address is Moltkestr. 8, Potsdam, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Staatsbank, (Seehandlung), by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Preussische Staatsbank, Berlin, for the account of Otto Von Hoffmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Otto Von Hoffmann, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6177; Filed, Apr. 12, 1946; 10:11 a. m.]

[Vesting Order 6143]

ANNA VON OY

In re: Bank account owned by Anna Von Oy, also known as Anna Vonoy.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Von Oy, also known as Anna Vonoy, whose last known address is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Anna Von Oy, also known as Anna Vonoy, by The Bowery Savings Bank, 110 East 42nd Street, New York, New York, arising out of a savings account, Account Number 113622, entitled Anna Vonoy, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6178; Filed, Apr. 12, 1946; 10:11 a. m.]

[Vesting Order 6144]

VIKTORIA SENFFT VON PILSACH

In re: Bank account owned by Viktoria Senfft Von Pilsach.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Viktoria Senfft Von Pilsach, whose last known address is Dumroese, Stolp Land, Pommern, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Staatsbank (Seehandlung), by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Preussische Staatsbank, Berlin, for the account of Viktoria Senfft Von Pilsach, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Viktoria Senfft Von Pilsach, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6179; Filed, Apr. 12, 1946; 10:11 a. m.]

[Vesting Order 6145]

CHRISTA VON WINTZINGERODE

In re: Bank account owned by Christa Von Wintzingerode.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Christa Von Wintzingerode, whose last known address is Waldesruh 12, Dessau-Rosslau, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Staatsbank, (Seehandlung), by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Preussische Staatsbank, Berlin, for the account of Christa Von Wintzingerode, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Christa Von Wintzingerode, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6180; Filed, Apr. 12, 1946; 10:12 a. m.]

[Vesting Order 6146]

MARIANNE WEICHMANN WEGENER

In re: Bank account owned by Marianne Weichmann Wegener.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Marianne Weichmann Wegener, whose last known address is Friedrichstrasse 11, Sondershausen/Thuringia, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Marianne Weichmann Wegener, by The Lawyers Trust Company, 111 Broadway, New York, New York, arising out of a safekeeping account, Account Number 1285, entitled Lawyers Trust Co., Depository Riegelman, Hirsch & Hess in re: Marianne Weichmann Wegener, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6181; Filed, Apr. 12, 1946; 10:12 a. m.]

[Vesting Order 6147]

GUSTAV J. WEISSENBERG

In re: Bank account owned by Gustav J. Weissenberg.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gustav J. Weissenberg, whose last known address is Trejastrasse 11, Berlin-Mariendorf, Germany, is a na-

tional of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gustav J. Weissenberg, by The Lawyers Trust Company, New York, New York, arising out of a checking account, entitled Gustav J. Weissenberg, maintained at the branch office of the aforesaid bank located at 350 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6182; Filed, Apr. 12, 1946; 10:12 a. m.]

[Vesting Order 6150]

ZUCKERKREDITBANK-AKTIENGESELLSCHAFT

In re: Bank account owned by Zuckerkreditbank-Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Zuckerkreditbank-Aktiengesellschaft, the last known address of which is Herman-Goring Strasse 6, Berlin W. A., Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Zuckerkreditbank-Aktiengesellschaft, by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a checking account, entitled Zuckerkredit Bank, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6183; Filed, Apr. 12, 1946; 10:12 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 150]

WHITE-RODGERS ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 150 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of automatic electric temperature controls as defined in Order No. 48 of MPR 591, manufactured by the White-Rodgers Electric Company of St. Louis, Missouri. Docket No. 6075–SO 119–16.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for sales of automatic electric temperature controls, as defined in Order No. 48 of MPR 591, manufactured by the White-Rodgers Electric Company of St. Louis, Missouri.* (1) The above mentioned manufacturer may determine his maximum price for his line of automatic electric temperature controls, as defined in Order 48 under Maximum Price Regulation 591, by increasing by 36 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum price to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers maximum prices.* All resellers of the commodities covered by the order shall determine their maximum prices by multiplying their acquisition cost after the effective date of the order by their mark-up factor in effect on April 11, 1946.

This order shall not authorize a manufacturer who sells these commodities in assembly with another item to increase his maximum prices for such assembled item.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect.

Order No. 150 under Revised Supplementary Order No. 119 authorizes a 36 percent increase in October 1, 1941 net prices for sales of automatic electric temperature controls manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add the same percentage mark-up to their new cost that they have in effect on these items on April 11, 1946.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 12, 1946.

Issued this 11th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6220; Filed, Apr. 12, 1946; 11:33 a. m.]

[Rev. SO 119, Order 153]

SEGAL LOCK AND HARDWARE CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 153 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of builders' hardware manufactured by the Segal Lock and Hardware Company, Inc., New York, N. Y. Docket No. 6123–SO 119–41.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Segal Lock and Hardware Company, Inc., New York, N. Y.* (1) The above manufacturer may determine his maximum prices for his line of Builders' Hardware by increasing by 17 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Revised Price Schedule No. 40 and Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order shall determine their maximum prices under Supplementary Order No. 151 issued by the Office of Price Administration.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 153 under Revised Supplementary Order No. 119 authorizes a _ _ percent increase in October 1, 1941 net prices for sales of Builders' Hardware and related items manufactured by this company.

Resellers shall determine their maximum prices under Supplementary Order No. 151 issued by the Office of Price Administration on March 13, 1946.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 13, 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6221; Filed, Apr. 12, 1946; 11:36 a. m.]

[SO 133, Amdt. 1 to Order 20]

RAY-O-VAC CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, *It is ordered*, That Order No. 20 issued under Supplementary Order No. 133 be and it is amended in the following respect:

Paragraph (a) is amended to read as follows:

(a) *Manufacturer's maximum prices.* Ray-O-Vac Company, of 212 East Washington Avenue, Madison, Wisconsin, may increase its maximum prices established under Maximum Price Regulation No. 188, to each class of purchaser, which were in effect prior to the effective date of this order, for its sales of dry cell batteries which it manufactures, by 9.5 percent.

This amendment shall be effective on the 12th day of April 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6222; Filed, Apr. 12, 1946; 11:35 a. m.]

[SO 142, Order 78]

SIMPSON ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 78 under Supplementary Order No. 142. Adjustments provisions for sales of industrial machinery and equipment. Simpson Electric Company. Docket No. 6083—SO–142–136–229.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Simpson Electric Company, Chicago, Illinois, of its line of panel instruments shall be determined by increasing by 9.2% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoice cost has been increased by reason of this order.

(c) The Simpson Electric Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 13, 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6223; Filed, Apr. 12, 1946; 11:36 a. m.]

[SO 142, Order 79]

FARADAY ELECTRIC CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 79 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Faraday Electric Corporation. Docket No. 6083–S. O. 142–136–304.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of the Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Faraday Electric Corporation, Adrian, Michigan, of its lines of Small Bells, Horns and Sirens, Push Buttons and Contact Devices, and "All Other" products except Specialty Transformers and Appliances shall be determined by increasing by 12.7% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Faraday Electric Corporation shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the

reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 13, 1946.

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6224; Filed, Apr. 12, 1946; 11:36 a. m.]

[Rev. Max. Import Price Reg. Order 116]

NINA RICCI, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Revised Maximum Import Price Regulation, it is ordered:

(a) *Purpose of this order.* This order establishes maximum prices at which the importer may sell, and maximum prices at which wholesalers and retailers may buy and sell certain perfume made in France by Nina Ricci, SARL, 20 Rue de Capucines, Paris, France, and imported therefrom by Nina Ricci, Inc., 70 Pine Street, New York City, New York, hereinafter called the importer. Each bottle is individually packaged, marked "Lalique-France," the maker of the bottle, and identified by the scent "Coeur-Joie" and a showing of net contents.

(b) *Maximum prices on sales by the importer.* The maximum prices on sales by the importer to the following classes of purchasers for the following sizes of "Coeur-Joie" "Nina Ricci" perfume shall be as follows:

Size	Maximum price to—		
	Wholesalers [1]	Retailers [1]	Consumers
¼-ounce	$11.00	$12.00	$20.00
2-ounce	22.00	24.00	40.00
2½-ounce	41.25	45.00	75.00

[1] Terms: 2% 10 days, net 30 days; transportation charges prepaid on shipments of $50 or more.

(c) *Maximum wholesale and retail prices.* The maximum prices on sales by others than the importer to the following classes of purchasers for the following sizes of "Coeur-Joie" "Nina Ricci" perfume, shall be as follows:

Size	Maximum price to—	
	Retailers [1]	Consumers
¼-ounce	$12.00	$20.00
2-ounce	24.00	40.00
2½-ounce	45.00	75.00

[1] Terms: 2% 10 days, net 30 days; transportation charges prepaid on shipments of $50 or more.

(d) *Notification of maximum prices.* The importer or other sellers selling for resale any size perfume priced under this order shall include on the invoice to each retailer, the following statement:

Your maximum selling price for the imported perfume as established by Order No. 116 issued by the Office of Price Administration under the Revised Maximum Import Price Regulation is (insert the applicable price and size of perfume sold).

(e) *Less than maximum prices.* Prices lower than those established by this order may be charged, demanded, paid or offered.

(f) *Revocation and amendment.* Order No. 112 under the Maximum Import Price Regulation, effective February 15, 1946, is hereby revoked.

(g) This order may be revoked or amended at any time.

This order shall become effective April 13, 1946.

Issued this 12th day of April 1946.

PAUL. A. PORTER,
Administrator.

[F. R. Doc. 46-6209; Filed, Apr. 12, 1946; 11:35 a. m.]

[MPR 120, Order 1628]

C & S COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

C & S COAL CO., 504 CLINCHFIELD ST., KINGSPORT, TENN., TURNER MINE, UPPER BANNER SEAM, MINE INDEX NO. 2286,[1] SCOTT COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT, SUNBRIGHT, VA., F. O. G. 202, DEEP MINE

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	K	K	J	F	C	E	D	K	K	K
Rail shipments and railroad fuel	365	365	360	360	360	350	330	330	330	385	315	300	295	295
Truck shipment [1]	395	375	350	350	335	310	275	270	----	----	----	----	----	----

[1] Previously established.

IRA POTTER, JENKINS, KY., IRA POTTER NO 3 MINE, ELKHORN NO. 3 SEAM, MINE INDEX NO. 7690, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, JENKINS, KY., F.O.G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 2

Price classification	H	H	H	H	F	F	E	E	C	C	A	D	D	D
Rail shipments and railroad fuel [1]	395	390	375	375	370	355	335	330	330	385	320	315	315	----
Truck shipment	430	410	365	380	345	320	275	270	----	----	----	----	----	----

[1] Subject to the provisions of second revised order No. 1432 under MPR 120, as amended.

RUTH-ELKHORN COALS, INC., C/O O. L. GIBSON, NORTON, VA., BEAR CREEK MINE, BLAIR SEAM, MINE INDEX NO. 7702, WISE COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT: ESSERVILLE, VA., F. O. G. 200 MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	O	O	O	O	K	K	J	F	C	E	D	G	G	G
Rail shipments and railroad fuel	360	355	340	340	360	350	330	330	330	385	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

STAPLETON BROS. COAL CO., CROMONA, KY., STAPLETON BROS. COAL MINE., ELKHORN SEAM, MINE INDEX NO. 7690, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: FLEMING, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	H	H	H	H	F	F	E	E	C	C	A	D	D	D
Rail shipments and railroad fuel [1]	395	390	375	375	370	355	335	330	330	385	320	315	315	----
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

[1] Subject to the provisions of second revised order No. 1432 under MPR 120, as amended.

This order shall become effective April 12, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6211; Filed, Apr. 12, 1946; 11:37 a. m.]

[MPR 120, Order 1627]

EARL M. BROWN AND WILLIAMS COAL MINING CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

EARL M. BROWN, CLEARFIELD, PA., BROWN NO. 5 MINE, C SEAM, MINE INDEX, NO. 3937,[2] CLEARFIELD, COUNTY, PA., SUBDISTRICT 8, RAIL SHIPPING POINT, CLEARFIELD, PA., DEEP AND STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Price classification	F	F	[1] F	F	F
Rail shipment [1]	335	335	[2] 335	305	305
Railroad locomotive fuel [1]	320	320	[2] 305	295	295
Truck shipment [1]	360	335	[2] 335	325	315

The foregoing maximum prices are applicable to strip-mined coals. To determine the maximum prices for deep-mined coals add 35¢ per net ton to each of the foregoing maximum prices.

[1] Strip-mined coal is subject to the provisions of order No. 1548 under MPR 120.

[2] Previously established.

WILLIAMS COAL MINING CO., RAMEY, PA., KING NO. 1 MINE, E SEAM, MINE INDEX NO. 3704,[1] CLEARFIELD, COUNTY, PA., SUBDISTRICT 20, RAIL SHIPPING POINT, JANESVILLE, PA., STRIP MINE

Price classification	F	F	[1] F	F	F
Rail shipment [2]	335	335	[1] 335	305	305
Railroad locomotive fuel [2]	320	320	[1] 305	295	295
Truck shipment [2]	360	335	[1] 335	325	315

[1] Previously established.

[2] Subject to the provisions of order No. 1548 under MPR 120.

This order shall become effective April 13, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6210; Filed, Apr. 12, 1946; 11:36 a. m.]

[MPR 120, Order 1629]

CENTRAL OHIO COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 4. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.215 and all other provisions of Maximum Price Regulation No. 120.

CENTRAL OHIO COAL CO., C/O AMERICAN GAS AND ELECTRIC SERVICE CORP., 30 CHURCH ST., NEW YORK 8, N. Y., CENTRAL OHIO COAL CO. MINE, NO. 6 SEAM, MINE INDEX NO. 4271, MUSKINGUM COUNTY, OHIO, SUBDISTRICT 6 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT, FULTONHAM, OHIO

	Size group Nos.												
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipments and railroad fuel	325	325	295	295	295	295	285	245	245	250	210	----	250
Truck shipment	360	360	360	320	320	265	265	230	230	265	----	----	265

HANGING ROCK IRON & COAL CO., C/O ERNEST BURNEM, ROUTE NO. 2, IRONTON, OHIO, HANGING ROCK IRON & COAL CO. MINE, NO. 5 SEAM, MINE INDEX NO. 4269, LAWRENCE COUNTY, OHIO, SUBDISTRICT 7 FOR ALL METHODS OF SHIPMENT, DEEP MINE, RAIL SHIPPING POINT, IRONTON, OHIO

Rail shipments and railroad fuel	371	371	341	341	341	341	311	281	271	301	----	----	311
Truck shipment	401	401	401	361	361	291	291	266	256	291	----	----	291

THE OHIO POWER CO., C/O AMERICAN GAS AND ELECTRIC SERVICE CORP., 30 CHURCH ST., NEW YORK 8, N. Y., PHILO NO. 1 MINE, NO. 6 SEAM, MINE INDEX NO. 4272, MUSKINGUM COUNTY, OHIO, SUBDISTRICT 6 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT, DARLINGTON, OHIO

Rail shipments and railroad fuel	325	325	295	295	295	295	285	245	245	250	210	----	250
Truck shipment	360	360	360	320	320	265	265	230	230	265	----	----	265

This order shall become effective April 13, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4781)

Issued this 12th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6212; Filed, Apr. 12, 1946; 11:37 a. m.]

[MPR 120, Order 1630]

L. H. & J. W. BORGMAN, INC., ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

L. H. & J. W. Borgman, Inc., Route 4, Tunnelton, W. Va., Monitor No. 6 Mine, M. V. Freeport Seam, Mine Index No. 2203, Preston County, W. Va., Rail Shipping Point, Irona, W. Va., Deep Mine, Maximum Truck Price Group No. 3.

	Size group Nos.				
	1	2	3	4	5
Price classification	J	J	J	J	J
Rail shipment and railroad fuel	333	333	318	318	318
Truck shipment	343	343	313	308	298

N. T. Jenkins, 608 Ona St., Grafton, W. Va., Ridge No. 3 Mine, Pittsburgh Seam, Mine Index No. 2206, Taylor County, W. Va., Rail Shipping Point, Grafton, W. Va., Deep Mine, Maximum Truck Price Group No. 3

	Size group Nos.				
	1	2	3	4	5
Price classification	F	F	F	F	F
Rail shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	308	298

Sullivan Trail Coal Co., West Pittston, Pa., Sullivan Trail No. 1 Mine, Pittsburgh Seam, Mine Index No. 2204, Monongalia County, W. Va., Rail Shipping Point, Morgantown, W. Va., Strip Mine, Maximum Truck Price Group No. 3

Price classification	F	F	G	H	H
Rail shipment and railroad fuel	308	308	298	283	273
Truck shipment	343	343	313	308	298

Sullivan Trail Coal Co., West Pittston, Pa., Sullivan Trail No. 2 Mine, Sewickley Seam, Mine Index No. 2205, Monongalia County, W. Va., Rail Shipping Point, Morgantown, W. Va., Strip Mine, Maximum Truck Price Group No. 4

Price classification	J	J	J	J	J
Rail shipment and railroad fuel	293	293	278	278	263
Truck shipment	318	313	283	278	268

This order shall become effective April 13, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of April 1946.

Paul A. Porter,
Administrator.

[F. R. Doc. 46-6213; Filed, Apr. 12, 1946; 11:38 a. m.]

[MPR 120, Order 1631]

A. T. Angle Coal Co. et al.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120. *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 7. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.218 and all other provisions of Maximum Price Regulation No. 120.

A. T. Angle Coal Co., Warfrance, W. Va., Angle Mine, Sewell Seam, Mine Index No. 1093, Greenbrier County, W. Va., Subdistrict 1, Rail Shipping Point, Quinnwood, W. Va., Strip Mine

	Size group Nos.									
	1	2	3	4	5	6	7	8	9	10
Price classification	D	D	C	A	A	B	B	C	C	
Rail shipment	410	420	430	385	375	410	380	345	340	
Truck shipment	495	415	445	380	365	360				

Thewes & Sons Coal Co., Marscott, W. Va., Thewes Mine, Eagle Seam, Mine Index No. 1091, Raleigh County, W. Va., Subdistrict 2, Rail Shipping Point, Lester, W. Va., Deep Mine

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	L	L	L	L	F	F	E	E	C	E	A	A	A	A
Rail shipment	385	385	380	380	390	375	345	340	335	405	340	340	340	335
Truck shipment	455	390	420	330	305	300								

Winding Gulf Collieries, Bluefield, W. Va., Winding Gulf No. 4 Mine, Pocahontas No. 4 Seam, Mine Index No. 1094, Raleigh County, W. Va., Subdistrict 5, Rail Shipping Point, East Gulf, W. Va., Deep Mine

	Size group Nos.									
	1	2	3	4	5	6	7	8	9	10
Price classification	D	D	C	A	A	B	B	B	D	B
Rail shipment	410	420	430	385	375	410	380	350	340	340
Truck shipment	495	415	445	380	365	360				

	High volatile
Railroad locomotive fuel; for the following mine index Nos. 1093 and 1094:	
Any single-screened lump or double-screened coals	395
Run of mine	380
Screenings, large than 1¼" x 0 but not exceeding 2½" x 0	365
Screenings 1¼" x 0 and smaller	340
Railroad locomotive fuel; for mine index No. 1091:	
Any single-screened lump or double-screened coals	345
Run of mine	330
Screenings, larger than 1¼" x 0 but not exceeding 2½" x 0	315
Screenings 1¼" x 0 and smaller	305

This order shall become effective April 13, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of April 1946.

Paul A. Porter,
Administrator.

[F. R. Doc. 46-6214; Filed, Apr. 12, 1946; 11:38 a. m.]

[MPR 591, Order 418]

Burkay Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum list price, f. o. b. point of shipment, for sales by any person of the Model 275 Gas Conversion Burner manufactured by the Burkay Company of Toledo, Ohio, and as described in the application dated March 9, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be $112.50 each.

(b) The maximum list price set forth in (a) above is subject to the following functional discounts:

On sales to distributors: 50 percent.
On sales to jobbers or utilities: 20 and 20 percent.
On sales to dealers or installers: 20 percent.

(c) The maximum net price for sales by any person to consumers of the Model 275 Gas Conversion Burner manufactured by the Burkay Company shall be $112.50 each.

(d) The maximum prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order, except on sales to consumer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except on sales to consumers, upon resale.

(f) The Burkay Company shall stencil on the conversion burner or attach a tag to the conversion burner covered by this order, the following:

OPA Maximum Retail Price—$112.50

If tag is attached, it must also state "Do not detach".

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 13, 1946.

Issued this 12th day of April 1946.

Paul A. Porter,
Administrator.

[F. R. Doc. 46-6219; Filed, Apr. 12, 1946; 11:38 a. m.]

[MPR 120, Order 1632]

Earl Smith and Wyborn Coal Co.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 7. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.218 and all other provisions of Maximum Price Regulation No. 120.

Earl Smith, Box 79 Quinwood, W. Va., Earl Smith Mine, Sewell Seam, Mine Index No. 1096, Greenbrier County, W. Va., Subdistrict 1, Rail Shipping Point, Quinwood, W. Va., Deep Mine

	Size group Nos.									
	1	2	3	4	5	6	7	8	9	10
Price classification	D	D	C	A	A	B	B	C	C	C
Rail shipment	410	420	430	385	375	410	380	345	340	335
Truck shipment	495	415	380	380	365	360				

Wyborn Coal Co., Algoma, W. Va., Wyborn Mine, Pocahontas No. 3 Seam, Mine Index No. 1090 McDowell County, W. Va., Subdistrict 3, Rail Shipping Point, Northfork, W. Va., Deep Mine

	Size group Nos.									
	1	2	3	4	5	6	7	8	9	10
Price classification	B	B	A	A	A	B	B	C	C	C
Rail shipment	425	435	440	385	375	410	380	345	340	335
Truck shipment	495	415	445	380	365	360				

Railroad locomotive fuel: For the following mine index Nos.	1090, 1096
Any single-screened lump or double-screened coals	395
Run of mine	380
Screenings, larger than 1¼" x 0 but not exceeding 2½" x 0	365
Screenings, 1¼" x 0 and smaller	340

This order shall become effective Auril 13, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 12th day of April 1946.

Paul A. Porter,
Administrator.

[F. R. Doc. 46-6215; Filed, Apr. 12, 1946; 11:38 a. m.]

[MPR 188, Amdt. 3 to Order 5]

Innerspring Mattresses Made With Bonnell, Clip and Crimp Types (Wire-Tied) Units

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159e of Maximum Price Regulation No. 188, *It is ordered,* That Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188 be and it hereby is, amended in the following respect:

1. Section 9 (a) is amended to read as follows:

(a) *Retailers whose sales are covered by Maximum Price Regulation No. 580.* If the retailer determines his maximum price under Maximum Price Regulation No. 580, he shall calculate his maximum price following the rules set forth in that regulation.

This amendment shall become effective on the 20th day of April 1946.

Issued this 15th day of April 1946.

Paul A. Porter,
Administrator.

[F. R. Doc. 46-6283; Filed, Apr. 15, 1946; 11:21 a. m.]

[MPR 188, Rev. Order 1470]

New Metal Cots and Double Deck Beds

MAXIMUM PRICES FOR SALES

Order No. 1470 under section 1499.159b of Maximum Price Regulation No. 188 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:*

Sec.
1. Purposes of this revised order.
2. Articles covered by this revised order.
3. Manufacturers' maximum prices.
4. Jobbers' maximum prices.
5. Retailers' maximum prices.
6. Terms of sale.
7. Retail price label.
8. Sales slips, receipts and invoices.
9. Establishment of maximum prices in certain cases.
10. Relationship of this revised order to other regulations or orders.
11. Revocation or amendment.
12. Effective date.

Appendix A—Maximum prices for sales by manufacturers and retailers of new metal cots and double deck beds.

Section 1, *Purposes of this revised order.* This revised order establishes maximum prices for sales at all levels of sale of new metal cots, (folding and rollaway), and double deck beds.

Sec. 2. *Articles covered by this revised order.* The articles covered by this revised order are new metal cots (folding and rollaway) and double deck beds.

Sec. 3. *Manufacturers' maximum prices*—(a) *Listed maximum prices.* Manufacturers' f. o. b. factory l. c. l. maximum prices for sales to retailers of most articles covered by this revised order are listed in Appendix A of this revised order.

(b) *Unlisted maximum prices.* (1) After April 20, 1946, a manufacturer shall not sell, offer to sell, deliver or offer to deliver any article covered by this revised order for sales of which maximum prices have not been established under paragraph (a) of this section, or by an order of the Office of Price Administration, until he has applied to the Office of Price Administration, Washington 25, D. C, for the establishment of his maximum prices for such sales, and until such maximum prices have been established by an order of the Office of Price Administration under this section, or, if the manufacturer has received no contrary notification from the Office of Price Administration, by the expiration of the waiting period referred to in subparagraph (2) below.

The application shall set forth the following (unless the information has already been furnished to the Office of Price Administration, in which case the date and the office to which it was furnished, shall be stated):

(i) The identifying number or trade name of the article to be priced.

(ii) The reasons why the article to be priced cannot be priced under paragraph (a) of this section.

(iii) The detailed specifications and an illustration of the article to be priced.

(iv) An itemized breakdown of the manufacturer's current unit direct cost of the article to be priced, showing separately, according to his own system of accounts or regularly prepared operating statements, all major component unit direct cost factors. For the purpose of this revised order, unit direct costs include direct labor and direct material costs but do not include factory burden (sometimes called factory overhead or indirect manufacturing expenses), packaging and crating costs, royalties and patterns, tool and die cost and items of administrative, general and selling expenses. Also, state the number of units of production upon which the unit direct costs were based.

(v) An itemized breakdown of the manufacturer's current unit direct cost as described in (iv) above, of the basic model in Appendix A of this revised order which is most nearly comparable to the article being priced.

(vi) Price lists in effect during March, 1942 showing:

The article most nearly comparable to the article being priced;

The article most nearly comparable to the basic model mentioned in (v) above;

All price differentials covering variations in the construction of these articles.

If the manufacturer was not making and selling new metal cots and double deck beds in March, 1942 he shall send the first price list which was in effect after March, 1942 showing the above.

(vii) Illustrations of the articles referred to in (vi) above.

(viii) A statement of the manufacturer's customary discounts, allowances and other price differentials to different classes of purchasers in effect for sales of new metal cots and double deck beds during March, 1942, or if the manufacturer was not making and selling new metal cots and double deck beds during March 1942, the same information for the first period after March 1942 during which the manufacturer was engaged in this business.

(ix) The proposed maximum prices to each class of purchaser for the article to be priced, and a statement of why the manufacturer believes those prices to be in line with the level of maximum prices established by this revised order.

Those proposed maximum prices shall be calculated as follows:

Step 1: The manufacturer shall determine the "unit direct cost" for the article being priced.

Step 2: The manufacturer shall select from the comparables for which maximum prices to retailers have already been established in Appendix A, the comparable which has a unit direct cost closest to the unit direct cost of the article being priced.

Step 3: The manufacturer shall determine the percentage markup over unit direct cost for the comparable selected.

Step 4: The manufacturer shall apply to the unit direct cost of the article being priced that percentage markup. The resulting price shall be the f. o. b. factory, l. c. l. maximum price for sales of the new article to retailers.

Step 5: The manufacturer shall calculate the retail ceiling price of the article by multiplying his proposed f. o. b. factory, l. c. l. maximum price to retailers by 184 percent, and rounding the result to the nearest five cents.

(2) In the absence of a contrary direction from the Office of Price Administration within 15 days after mailing his application, the manufacturer may offer the article in question for sale at the proposed maximum prices stated therein. If such proposed maximum prices are correctly computed they shall be subject to adjustment (but not retroactively) at any time by order of the Office of Price Administration if it appears that the maximum prices so established are out of line with the general level of prices established by this revised order. If the prices are incorrectly computed, the maximum price for a sale, offer to sell, or delivery of an article shall be the maximum price which is properly computed under the formula contained in this paragraph.

(c) If, before the issuance of this revised order, a manufacturer's maximum prices were established under paragraph (f) of Order No. 1470 for sales of any article covered by this revised order which is not listed in Appendix A, the manufacturer shall compute new maximum prices for his sales of that article as follows:

(i) He shall determine the weight of the wire in the article.

(ii) He shall determine the weight of the angles, flats and strips in the article.

(iii) He shall add to his maximum price established under paragraph (f) of Order No. 1470 the increase in his steel cost figured at $9.00 per ton in the case of wire; and $7.00 per ton in the case of angles, flats and strips.

The new maximum price so computed, the weight of the wire and the total weight of the angles, flats and strips, shall be reported by the manufacturer to the Office of Price Administration, Washington 25, D. C., before he first offers the article for sale at a price higher than the maximum price previously established for the article under Order No. 1470. If the reported maximum price is incorrectly calculated, the Office of Price Administration will issue an order establishing the correct maximum price for the manufacturer's sales of the article, which maximum price shall apply to all sales and deliveries of the article after April 20, 1946.

(d) If the manufacturer wishes to establish a maximum price for sales to a class of purchaser, or on terms and conditions of sale as to which he has no customary or established differentials to apply to his f. o. b. factory l. c. l. maximum prices, he shall file an application, giving the following information, with the Office of Price Administration, Washington, D. C.:

(i) The identifying number or trade name of the article being priced and its f. o. b. factory l. c. l. maximum price to retailers fixed in Appendix A or under this section.

(ii) The new class of purchaser to which he wishes to sell, or the new terms and conditions of sale which he wishes to use.

(iii) Why he cannot determine his maximum prices for his proposed sales by the use of his customary or established price differentials as provided in section 6.

(iv) The proposed maximum prices, and why the manufacturer believes them to be in line with the maximum prices established by or under this revised order.

After receipt of the manufacturer's application, the Office of Price Administration will issue an order establishing the manufacturer's maximum prices in line with the level of maximum prices otherwise established by this revised order. Such an order may also fix the maximum prices of resellers of the article. Maximum prices so established for manufacturers' sales will apply to all sales and deliveries of the article since Order No. 1470, or this revised order, became applicable thereto.

SEC. 4. *Jobbers' maximum prices.* This section establishes jobbers' maximum prices for sales of articles covered by this revised order. Section 7 of this revised order sets forth the obligations of jobbers in regard to the tagging of each article covered by this revised order with the retail maximum (ceiling) price. A jobber is a person who receives delivery of an article covered by this revised order, and resells it without substantially changing its form to a person other than the ultimate consumer.

(a) *Jobbers who sold the same manufacturer's article in March 1942.* To determine a jobber's maximum price for a sale under certain conditions of a particular manufacturer's new metal cot or double deck bed, the jobber shall follow the steps stated below:

(1) *First.* The jobber shall choose the most comparable new metal cot or double deck bed made by the same manufacturer which the jobber was selling in March 1942.

(2) *Second.* The jobber shall determine the dollar amount by which his price for the sale of this most comparable article under the same conditions in March 1942 exceeds the manufacturer's March 1942 regularly quoted f. o. b. factory, l. c. l. price to retailers for that article. "Regular quoted price" to retailers is the highest price at which the manufacturer made a substantial number of his sales to retailers.

(3) *Third.* The jobber shall then add the dollar amount determined in (2) above to the manufacturer's current f. o. b. factory, l. c. l. maximum price to retailers.

(4) *Fourth.* The jobber shall subtract five cents from the result of the third step. The resulting figure is the jobber's maximum price. However, if the resulting figure is an amount less than the manufacturer's maximum price for the particular sale, the jobber's maximum price shall be that maximum price of the manufacturer.

If the manufacturer did not have a regularly quoted f. o. b. factory, l. c. l. price to retailers in March 1942, the jobber shall determine his maximum price under the steps stated above, except that in the second step, he shall substitute

the manufacturer's "March 1942 regularly quoted f. o. b. factory carload price to retailers" for the manufacturer's "March 1942 regularly quoted f. o. b. factory l. c. l. price to retailers", and in the third step, he shall substitute the manufacturer's "March 1942 f. o. b. factory, carload maximum price to retailers", for the manufacturer's "March 1942 f. o. b. factory, l. c. l. maximum price to retailers".

(b) *Jobbers who did not sell the same manufacturer's article in March 1942.* If a jobber did not sell the same manufacturer's new metal cot or double deck bed in March 1942, his warehouse maximum price or his delivered maximum price for an article covered by this revised order shall be the maximum price established below:

(1) *Delivered maximum price.* The jobber's delivered maximum price shall be the manufacturer's delivered maximum price for sales to the same class of purchaser of the same article to the same point of delivery. If the manufacturer does not have such a delivered maximum price, the jobber's delivered maximum price shall be determined as follows:

(i) *First.* The jobber shall take the manufacturer's f. o. b. factory, l. c. l. maximum price to retailers for the same article, and

(ii) *Second.* The jobber shall add the freight cost actually incurred by him for shipment of the article from the manufacturer's factory to the jobber's point of delivery. The resulting sum is the jobber's delivered maximum price; except that the freight cost which may be added shall not exceed the freight charges for direct shipment of such an article from the manufacturer's factory to the jobber's point of delivery by the least expensive readily available public carrier.

(2) *Warehouse maximum price.* The jobber's f. o. b. warehouse maximum price shall be the manufacturer's warehouse maximum price for the same article f. o. b. warehouse in the same city. If the manufacturer has no such warehouse maximum price, the jobber's warehouse maximum price shall be determined as follows:

(i) *First.* The jobber shall take the manufacturer's f. o. b. factory, l. c. l. maximum price to retailers for the same article, and

(ii) *Second.* The jobber shall add the freight costs actually incurred by him for shipment of the article from the manufacturer's factory to the jobber's warehouse. The resulting sum shall be the jobber's warehouse maximum price; except that the freight cost which may be added shall not exceed the freight charges for direct shipment of such an article from the manufacturer's factory to the jobber's warehouse by the least expensive readily available public carrier.

SEC. 5. *Retailers' maximum prices.* (a) *Articles received by the retailer after the effective date of this revised order.* (1) *Listed maximum prices.* Maximum prices for sales at retail of most of the articles covered by this revised order are listed in Appendix A of this revised order.

(2) *Unlisted maximum prices.* (a) If the manufacturer's maximum price is determined under section 3 (b) of this revised order, or was established under paragraph (f) of Order No. 1470, the retailer's maximum price for his sale of the article is the retail ceiling price calculated by multiplying the manufacturer's f. o. b. factory l. c. l. maximum price to retailers by 184 percent. If the manufacturer's maximum price is established by an order of the Office of Price Administration under section 3 (d) of this revised order, the retailers' maximum price is the retail maximum price established by such order.

(b) *Articles in inventory on the effective date of this revised order.* If a retailer has an article covered by this revised order in his inventory on the effective date hereof, he shall determine his maximum (retail ceiling) price by multiplying his actual invoice cost for the article by 184 percent. Such articles must be tagged by the retailer as required by section 7 of this revised order.

(c) *Credit charges.* Charges for the extension of credit may be added to the maximum (ceiling) retail prices established by this revised order only to the extent permitted by this paragraph (c).

(1) Sellers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of articles covered by this revised order or similar types of articles may collect a charge for the extension of credit on sales under this revised order, not exceeding such charge in March 1942 on a similar sale on similar terms to the same class of purchaser. Sellers who did not so state and collect an additional charge may collect a charge for the extension of credit only on installment-plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale on similar terms to the same class of purchaser in March 1942 by the seller's closest competitor who made such a separately stated charge.

An installment-plan sale, as used in the above paragraph, means a sale where the unpaid balance is to be paid in installments over a period of either (i) six weeks or more from the date of sale in the case of weekly installments, or (ii) eight weeks or more in the case of other than weekly installments.

(2) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately, or which otherwise does not conform to this section shall, for the purpose of this revised order be considered to be part of the price charged for the article sold.

(3) No seller may require as a condition of sale that the purchaser must buy on credit.

SEC. 6. *Terms of sale.* Maximum prices established by this revised order are subject to each seller's terms, discounts, allowances and other price differentials in effect during March 1942, or approved under any order or regulation of the Office of Price Administration.

SEC. 7. *Retail price label.* (a) No person shall sell, offer to sell, or deliver, and no person shall receive delivery of an article covered by this revised order in the course of trade or business unless there is securely attached to such article a durable tag containing in easily readable lettering the following:

O. P. A. has established a retail ceiling price of $——— (insert correct figure) for this (insert "metal cot" or "double deck bed"). Lower prices may be charged.

This tag may not be removed until after delivery to the consumer.

Every article delivered to a jobber or a retailer, after the effective date of this revised order must have the tag described above securely attached to it at all times while in his stock (including those in warehouse or storage).

(b) A manufacturer or jobber who delivers an article covered by this revised order shall attach the tag described in paragraph (a) above to it. In most cases the person who must attach the tag will be the manufacturer but in those cases where articles are in the stock of jobbers or retailers, when this revised order becomes effective, they must attach the tag. As stated in paragraph (a) it shall be the responsibility of each jobber and retailer to see to it that a tag as described in paragraph (a) is attached to every new metal cot and double deck bed in his stock.

SEC. 8. *Sales slips, receipts, and invoices.* After the effective date of this order, every seller (other than at retail) making a sale of an article covered by this revised order shall furnish the purchaser with a sales slip, receipt, invoice or other similar written evidence of purchase showing the date of sale, the type of article sold—(metal) rollaway cot, tubular end folding cot, etc.), the size of the article, the manufacturer's or seller's item number, the price charged for the article, the nature and amount of any additional charges, and the name and address of the seller and the purchaser. This sales slip, receipt or invoice or other written evidence of purchase shall be kept by the purchaser and a carbon copy of it kept by the seller for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 9. *Establishment of maximum prices in certain cases.* If any seller subject to this revised order fails to make the application for price approval which this order requires in certain instances, the Office of Price Administration may, either upon application, or upon its own motion, issue orders under this section establishing maximum prices which are in line with the level of maximum prices established by this revised order. Maximum prices, so established, shall be effective as of the date of first sale.

SEC. 10. *Relationship of this revised order to other regulations or orders—(a) Maximum Price Regulations Nos. 188 and 580, and the General Maximum Price Regulation.* This revised order supersedes the provisions of Maximum Price Regulations Nos. 188 and 580, and of the General Maximum Price Regulation, only to the extent that its provisions are inconsistent with the provisions of those regulations.

(b) *Supplementary Order No. 118 and Revised Supplementary Order No. 119.* Maximum prices established under this revised order may not be adjusted under Supplementary Order No. 118, Revised Supplementary Order No. 119, or Supplementary Order No. 133.

SEC. 11. *Revocation or amendment.* This revised order may be revoked or amended by the Price Administrator at any time.

APPENDIX A—MAXIMUM PRICES FOR SALES BY MANUFACTURERS AND RETAILERS OF NEW METAL COTS AND DOUBLE DECK-BEDS

METAL ROLL-A-WAY COTS (AUTOMATIC)

	F. o. b. factory l. c. l. maximum price	Cash maximum retail price
Class 1—Link wire fabric cot:		
2'6" size	$4.90	$9.00
2'9" size	5.40	10.00
3'6" size	5.65	10.50
4'0" size	6.20	11.50
Far West Zone differential [1]	.40	.75

Frame: 1" x 1" x #11 ga. angle.
Stand arches: 1" x 1" x 11 ga. angle.
Folding legs: ¾" x ¾" x #11 ga. angle.
Operating braces: 1" x #12 ga. band or equivalent.
Spring fabric: Standard 2" x 4" link, #14 ga. wire, or an equivalent fabric, attached to frame by helicals.
Hardware: Castors or glides.
Finish: Oil base enamel.

	F. o. b. factory l. c. l. maximum price	Cash maximum retail price
Class 2—Coil cot, helical top:		
2'6" size 40 coil	$6.85	$12.70
2'9" size 50 coil	7.65	14.15
3'6" size 60 coil	7.95	14.70
4'0" size 70 coil	8.55	15.85
Far West Zone differential [1]	.55	1.00

Frame: 1" x 1" x #11 ga. angle.
Stand arches: 1" x 1" x #11 ga. angle.
Folding legs: ¾" x ¾" x #11 ga. angle.
Operating braces: 1" x #12 ga. band or equivalent.
Coils: 12 ga., single deck 5" high.
Helicals: #17 ga.
Slats: ¾" x #12 ga. bands.
Lengthwise crimps: #12 ga.
Hardware: Caster or slides.
Finish: Oil base enamel.

	F. o. b. factory l. c. l. maximum price	Cash maximum retail price
Class 3—Cable fabric cot:		
2'6" size	$5.40	$10.00
2'9" size	5.65	10.50
3'6" size	5.90	11.00
3'6" size	6.15	11.50
4'0" size	6.70	12.40
Far West Zone differential [1]	.40	.75

Frame: 1" x 1" x #11 ga. angle.
Stand arches: 1" x 1" x #11 ga. angle.
Folding legs: ¾" x ¾" x #11 ga. angle.
Operating braces: 1" x #12 ga. bands or equivalent.
Cable fabric: 16 double lengths (2/6 size) of 7 strand 22 ga. cable or equivalent in weight, assembled by clips or links, attached to end rails by 12 ga. helicals.
Hardware: Casters or slides.
Finish: Oil base enamel.

METAL FOLDING COTS

	F. o. b. factory l. c. l. maximum price	Cash maximum retail price
Class 4—Tubular end link fabric:		
2'6" size	$3.75	$7.00
3' size	4.00	7.50
Far West Zone differential [1]	.40	.75

Ends: ⅝" O. D. steel tube.
End rails: 1¼" x 1¼" x #11 ga. angle.
Side rails: 1¼" x 1¼" x #11 ga. angle.
End braces: 1" x #12 ga. band or equivalent.
Spring fabric: Standard 2" x 4" link, #14 ga. wire or an equivalent fabric, attached to frame by helicals.
Finish: Oil base enamel.

APPENDIX A—MAXIMUM PRICES FOR SALES BY MANUFACTURERS AND RETAILERS OF NEW METAL COTS AND DOUBLE DECK-BEDS—CON.

METAL FOLDING COTS—continued

	F. o. b. factory l. c. l. maximum price	Cash maximum retail price
Class 5—Angle end link fabric cot:		
2'6" size	$3.35	$6.20
3'0" size	3.60	6.70
Far West Zone differential [1]	.40	.75

Ends: ¾" x ¾" x #11 ga. angle.
End rails: 1¼" x 1¼" x #11 ga. angle.
Side rails: 1¼" x 1¼" x #11 ga. angle.
End braces: 1" x #12 ga. band or equivalent.
Spring fabric: Standard 2" x 4" link, #14 ga. wire, or an equivalent fabric, attached to frame by helicals.
Finish: Oil base enamel

DOUBLE DECK BEDS

	F. o. b. factory l. c. l. maximum price	Cash maximum retail price
Class 6—Angle and bed:		
2'6" size	$7.90	$14.50
3'0" size	8.45	15.45
Far West zone differential [1]	1.00	1.85

End stand posts: 1¼" x 1¼" x #11 ga. angle.
End stand top rail: 1¼" x 1¼" x #11 ga. angle.
Side rails: 1½" x 1½" x #11 ga. angle.
End rails: 1½" x 1½" x #11 ga. angle.
Corner braces: 1" x #11 ga. band or equivalent.
End scissor braces: 1" x #11 ga. band.
Spring fabric: Standard 2" x 4" link, #14 ga. wire, or an equivalent fabric, attached to frame by helicals.
Finish: Oil base enamel.

[1] "Far West zone" for the purpose of this regulation means the States of Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, Wyoming, and the following counties in Texas: El Paso, Hudspeth, Culberson, Jeff Davis, Presidio, Brewster, Terrell, Pecos, and Reeves. The differential may be added on all sales made in the "Far West zone."

SEC. 12. *Effective date.* This revised order shall become effective on April 20, 1946.

NOTE: The record keeping and reporting provisions of this revised order have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942, as amended.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6285; Filed, Apr. 15, 1946; 11:23 a. m.]

Regional and District Office Orders.

[Region IV Order G-1 Under MPR 592, Revocation]

CONCRETE BLOCK IN SOUTHEAST FLOIDA AREA

Order of revocation of order No. G-1 under section 17 of Maximum Price Regulation No. 592. Maximum prices for sales of concrete block by producers in southeast Florida area. Docket No. IV-592-17-1.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by section 17 of Maximum Price Regulation No. 592, *It is hereby ordered*, That on and after April 1, 1946, Regional Order No. G-1, as amended, under section 17 of Maximum Price Regulation No. 592, dated November 28, 1945, covering sales of certain sizes of Grade "A" and Grade "B" concrete block produced within the counties designated in Order No. G-1, as amended, should be and the same is hereby revoked.

This order shall become effective April 1, 1946.

Issued this March 27, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-6041; Filed, Apr. 10, 1946; 2:10 p. m.]

[Region III Order G-76 Under RMPR 122, Amdt. 1]

BITUMINOUS COAL IN SOUTHWESTERN INDIANA AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region III of the Office of Price Administrator by § 1340.260 of Revised Maximum Price Regulation No. 122, *It is ordered*, That Order No. G-76 to Revised Maximum Price Regulation No. 122 be, and hereby is, amended in the following respects:

1. The first sentence in paragraph (a) is amended to read as follows: "This adopting order establishes maximum prices for sales of bituminous coal made by dealers where delivery is made by truck direct from mines in Producing Districts Nos. 9, 10 or 11 to domestic consumers within the Southwestern Indiana area, hereinafter described."

2. The first sentence in paragraph (d) is amended to read as follows: "All dealers subject to this adopting Order No. G-76 may add to the maximum prices established herein the increase of maximum prices authorized by Special Order No. 1 under Basic Order No. G-74 on all sales made between the effective date of this Order No. G-76 and April 30, 1946."

This Amendment No. 1 shall become effective March 22, 1946.

Issued March 29, 1946.

E. C. TURNEY,
Acting Regional Administrator.

[F. R. Doc. 46-6029; Filed, Apr. 10, 1946; 2:07 p. m.]

[Region III Order G-23 Under Gen. Order 68]

STOCK MILLWORK IN THE COLUMBUS, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by General Order 68, it is ordered:

SECTION 1. *What this order does.* This order determines maximum prices for certain sales of the specified stock millwork items set forth in a price list designated Table 1, attached to this order and made a part hereof. These maximum prices shall be the only maximum prices for these items when sold to an user or to a purchaser for resale on an installed basis. It includes the type of sale referred to in the trade as a "contract sale" wherein the seller provides his own take off from plans and specifications, quotes a flat price, and guarantees enough material to complete the job.

SEC. 2. *Geographical applicability.* This order applies to all sales or deliveries made by any seller located in the area covered by this order, or any sales or delivery to any buyer located in this area. The area covered by this order shall consist of Franklin County in the State of Ohio.

SEC. 3. *Relationship to other orders and regulations.* This order supersedes MPR 44 and MPR 293 and the General Maximum Price Regulation for all sales of the listed items covered by this order. Sales of any items not specifically described in Table 1, remain subject to all applicable regulations issued by the Office of Price Administration.

SEC. 4. *Maximum prices, allowances and discounts.* (a) The prices set out in the attached table, are the maximum prices which may be charged for the items shown whether purchased from manufacturers, jobbers, or self-produced. Prices lower than the maximum prices may, of course, be charged or paid. Any seller may quote on a contract basis, wherein he takes off quantities from blueprints and guarantees sufficient material to finish the job, without violating this order provided he maintains records showing complete calculations for each item in his contract price and provided that the contract price is based on prices permitted by this order as well as any other applicable regulation. If quotations are made on a contract basis, however, and the quantity of stock millwork actually furnished is valid at less than the contract price, the maximum charge which may be made is the total of the maximum price for the items actually furnished and not the contract price.

(b) The prices set out in Table 1, are base prices for sales to ultimate users and are subject to the following discounts:

(1) A discount of not less than 5% of these prices shall be granted to all bona fide purchasers for "resale on an installed basis" when buying in less than house lots;

(2) A discount of not less than 10% of these prices shall be granted to all bona fide purchasers for "resale on an installed basis" when buying in house lots regardless of the time and method of delivery by the seller;

(3) For all sales made to bona fide "re-sellers on an installed basis", a discount of not less than 2% of the net invoice for payment on or before the tenth of the calendar month following the date of delivery. This discount shall not apply on sales quoted and sold on a contract basis;

(c) *Delivery additions.* The prices set in this order include all additions or charges for delivery. No deduction need be made where the purchaser elects to make his own delivery. In those cases where the stock millwork is taken from the stock of a retailer's warehouse and loaded on cars for shipment to a purchaser for resale on an installed basis or ultimate consumer in a different area, the prices are f. o. b. cars.

SEC. 5. *Notification.* Each seller subject to this order and making sales covered by this order shall keep for inspection by any purchaser, and make available to such purchaser upon request a copy of this order together with the price lists and prices established by this order.

SEC. 6. *Invoice.* Each seller subject to this order shall furnish to every buyer within ten (10) days after making a sale of any items covered by this order an invoice containing a sufficiently complete description of the millwork items sold to show whether or not the price is within the maximum permitted. Items covered by the order shall be invoiced by the same description as listed in the attached price list.

SEC. 7. *Record keeping.* Each seller must keep at his place of business available for inspection by representatives of the OPA so long as the Emergency Price Control Act of 1942 is amended or remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services invoiced, and the prices charged.
5. If the stock millwork is sold on a firm contract price basis and includes two or more different items, the seller must keep a record describing his calculations of each item sold by reason of such firm contract price.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices set forth in the price list attached hereto.

(b) All sales shall be made subject to the allowances and discounts set forth herein. Every seller shall be subject to the notification invoice and record provisions set forth above. No provisions to this order shall supersede any requirement or prohibition set forth in any price regulation except insofar as the requirements of this order are inconsistent with requirements of any other regulation or order issued by the Office of Price Administration. Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942.

SEC. 9. *Posting.* Every seller making a sale covered by this order shall post a copy of the list of maximum prices fixed by this order.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 29, 1946.

Issued March 15, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, COLUMBUS AREA, CONSISTING OF FRANKLIN COUNTY IN OHIO

INTERIOR WESTERN PONDEROSA PINE DOORS

[Ovolo sticking]

Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S. & R. fir panels	2 vertical W. P. P. S. & R. fir panels	6 panel colonial No. 1, W. P.
2'0" x 6'0"	1⅜"	$5.42						
2'0" x 6'0"	1¾"	6.02	$6.02					
2'6" x 6'6"	1¾"	7.22						
1'6" x 6'8"	1¾"		6.72			$6.77	$6.90	$7.55
1'6" x 7'0"	1¾"					7.32		
1'8" x 6'8"	1¾"					6.77	6.90	7.70
1'10" x 6'8"	1¾"							7.74
2'0" x 6'0"	1¾"	6.06	6.06	$6.06	$5.82	5.81	5.94	6.81
2'0" x 6'0"	1¾"	6.54	6.36			6.09	6.41	7.10
2'0" x 6'8"	1¾"	6.65	6.47	6.65		6.20	6.51	7.19
2'0" x 6'10"	1¾"	7.55	7.11			7.23		
2'0" x 7'0"	1¾"	7.64	7.20	7.64		7.32	7.49	8.45
2'2" x 6'8"	1¾"		7.01			7.13	7.28	8.24
2'2" x 7'0"	1¾"		8.03			7.70	7.86	8.81
2'4" x 6'0"	1¾"					7.06		
2'4" x 6'4"	1¾"	7.55						
2'4" x 6'6"	1¾"	6.99	6.99			6.71	6.84	7.11
2'4" x 6'8"	1¾"	7.16	7.16	7.16		6.84	7.03	7.88
2'4" x 6'10"	1¾"	8.30	8.30			7.97	8.12	
2'4" x 7'0"	1¾"	8.42	8.42	8.42		8.06	8.24	9.18
2'6" x 6'0"	1¾"	7.64	7.64			7.32	7.05	8.45
2'6" x 6'6"	1¾"	7.58	7.35	7.58	7.26	7.05	7.19	8.06
2'6" x 6'8"	1¾"	7.68	7.46	7.68		7.82	7.29	8.16
2'6" x 6'10"	1¾"	8.67	8.18			8.33	8.49	
2'6" x 7'0"	1¾"	$8.79	$8.28	$8.79		$7.95	$8.61	$9.56
2'8" x 6'6"	1¾"	8.34	7.86					9.14
2'8" x 6'8"	1¾"	8.03	7.80	8.03	$7.70	7.47	7.64	8.51
2'8" x 6'10"	1¾"	9.05	8.54			8.67	8.36	
2'8" x 7'0"	1¾"	9.17	8.63	9.17		8.28	8.46	9.93
2'10" x 6'6"	1¾"	8.72						
2'10" x 6'8"	1¾"	8.84	8.33	8.84		7.98	8.06	9.60
2'10" x 6'10"	1¾"	9.42	9.42	9.42		9.05	9.26	10.20
2'10" x 7'0"	1¾"	9.54	9.54	9.54		9.17	9.33	10.31
3'0" x 6'6"	1¾"	9.05						
3'0" x 6'8"	1¾"	9.23	8.70			8.85		9.98
3'0" x 7'0"	1¾"	9.98	9.41	9.98		9.56	9.78	10.73
2'6" x 6'8"	1¾"		10.55					
2'8" x 6'8"	1¾"					11.36		12.68
2'10" x 6'8"	1¾"							13.05
3'0" x 6'8"	1¾"							13.56
2'0" x 7'0"	1¾"					11.09		
2'8" x 6'8"	1¾"							
2'8" x 7'0"	1¾"			12.15				
2'10" x 6'10"	1¾"			11.12				
2'10" x 7'0"	1¾"			11.93				
3'0" x 6'8"	1¾"			13.01				
3'0" x 7'0"	1¾"		13.73	13.18		13.22		14.48
				11.99				
				12.93				

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, COLUMBUS AREA, CONSISTING OF FRANKLIN COUNTY IN OHIO—Continued

FIR GLASS DOORS

[No. 2 quality]

Stock sizes	Thickness	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2'0" x 6'6"	1¾"	$6.41	$7.25	$6.77	$7.68	$6.99	$7.80	$7.14	$8.19
2'6" x 6'6"	1¾"	6.50	7.40	6.86	7.83	6.99	7.95	7.23	8.34
2'8" x 6'6"	1¾"	6.68	6.68	7.04	8.12	7.17	8.25	7.46	8.64
2'10" x 6'10"	1¾"	$7.44	$9.26	$7.80	$9.42	$7.92	$9.54	$8.16	$9.96
3'0" x 7'0"	1¾"	7.58	9.90	8.24	10.05	8.36	10.17	8.61	10.59

CELLAR SASH

[2 light cellar sash, western ponderosa pine]

Glass size	Thickness (inches)	Open	Glazed, single strength
12" x 14"	1¾	$0.95	$1.34
12" x 16"	1¾	.98	1.44
12" x 18"	1¾	1.01	1.61
14" x 12"	1¾	1.08	1.62
14" x 14"	1¾	1.08	1.62
14" x 15"	1¾	1.13	1.76
14" x 16"	1¾	1.13	1.76
14" x 18"	1¾	$1.16	$1.83
14" x 20"	1¾	1.19	1.89
15" x 12"	1¾	1.08	1.59
15" x 14"	1¾	1.13	1.83
15" x 16"	1¾	1.16	1.83
15" x 18"	1¾	1.19	1.89
15" x 20"	1¾	1.20	2.10

[3 light cellar sash—western ponderosa pine]

8" x 10"	1¾	$0.90	$1.17
10" x 12"	1¾	1.02	1.38
10" x 14"	1¾	1.07	1.58
10" x 16"	1¾	$1.08	$1.79
10" x 18"	1¾	1.20	1.98
10" x 20"	1¾	1.25	2.10

HOTBED SASH

Sash opening	Open	Glazed	Number rows glass
3'0" x 6'0" 1¾	$3.14	$6.29	3
4'0" x 6'0" 1¾	$5.57	$9.45	4

KNOCKED DOWN SASH PARTS, TOXIC TREATED—WESTERN PONDEROSA PINE

[1¾" 2 check windows—Ohio knocked down wood parts—"profit"]

Glass	Stile or top rail	Check rail	Bottom rail
12"	$0.17	$0.14	$0.20
14"	.18	.14	.23
16"	.18	.15	.24
18"	.20	.17	.26
20"	.21	.18	.27
22"	.23	.18	.29
22"	.23	.20	.30
24"	.24	.20	.33
26"	.26	.21	.33
30"	$0.27	$0.23	$0.36
32"	.30	.24	.39
34"	.32	.26	.41
36"	.33	.27	.44
36"	.33	.27	.44
36"	.36	.29	.50
40"	.39	.30	.50
42"	.42	.33	.54
44"	.48	.39	.65
48"			

For ogee lugs (Cincinnati opening only) add for complete set (4 stiles)—$0.45.

CUPBOARD DOORS 1⅜"—1 PANEL WESTERN PONDEROSA PINE

1' 4" x 2' 0"	$1.37	1' 4" x 3' 0"	$1.86	1' 4" x 4' 0"	$2.42
1' 6" x 2' 0"	1.46	1' 6" x 3' 0"	1.95	1' 6" x 4' 0"	2.55
1' 8" x 2' 0"	1.50	1' 8" x 3' 0"	2.13	1' 8" x 4' 0"	2.76
2' 0" x 2' 0"	1.73	2' 0" x 3' 0"	2.37	2' 0" x 4' 0"	3.08
1' 4" x 2' 6"	1.68	1' 4" x 3' 6"	2.18	1' 4" x 4' 6"	2.76
1' 6" x 2' 6"	1.77	1' 6" x 3' 6"	2.28	1' 6" x 4' 6"	2.91
1' 8" x 2' 6"	1.91	1' 8" x 3' 6"	2.51	1' 8" x 4' 6"	3.18
2' 0" x 2' 6"	2.13	2' 0" x 3' 6"	2.76	2' 0" x 4' 6"	3.50
				1' 4" x 5' 0"	$3.08
				1' 6" x 5' 0"	3.27
				1' 8" x 5' 0"	3.54
				2' 0" x 5' 0"	3.95
				2' 0" x 6' 0"	4.41
				2' 6" x 6' 0"	5.19

FIR PANEL DOORS

Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2
2' 0" x 6' 0"	1¾"				$4.59
2' 6" x 6' 6"	1¾"				5.28
2' 8" x 6' 8"	1¾"				5.49
1' 6" x 6' 8"	1⅜"	$5.63	$5.48	$5.81	
2' 0" x 6' 0"	1⅜"	5.25	5.12		5.12
2' 0" x 6' 6"	1⅜"	5.49	5.34		
2' 0" x 6' 8"	1⅜"	5.63	5.48	5.81	5.48
2' 0" x 7' 0"	1⅜"	5.68	5.50		
2' 4" x 6' 6"	1⅜"	5.55	5.69		
2' 4" x 6' 8"	1⅜"	5.94	5.78	6.12	5.78
2' 4" x 7' 0"	1¾"	$7.04	$6.84		
2' 6" x 6' 0"	1¾"	6.29	6.12		$6.12
2' 6" x 6' 6"	1¾"	6.02	5.85		5.85
2' 6" x 6' 8"	1¾"	6.09	5.94	$6.27	5.94
2' 6" x 7' 0"	1¾"	6.81	6.63		
2' 8" x 6' 8"	1¾"	6.27	6.09	6.45	6.09
2' 8" x 7' 0"	1¾"	6.98	6.80		
2' 10" x 6' 10"	1¾"	7.65	7.44		7.44
2' 10" x 7' 0"	1¾"	7.73	7.52		
3' 0" x 7' 0"	1¾"	8.09	7.88		7.41

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, COLUMBUS AREA, CONSISTING OF FRANKLIN COUNTY IN OHIO—Continued

WESTERN PONDEROSA PINE GLASS DOORS

Stock sizes	Thickness	N. D. 500		N. D. 502		N. D. 514		N. D. 530		N. D. 531		N. D. 532		N. D. 559		N. D. 561		N. D. 562		N. D. 567	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1¾"																			$7.40	$9.39
2' 6" x 6' 8"	1¾"																			7.44	9.48
2' 8" x 6' 8"	1¾"	$8.45	$10.44	$9.33	$12.00	$7.44	$9.38	$8.07	$8.93	$8.91	$9.49	$9.42	$11.22	$7.28	$10.19	$8.72	$10.37	$9.08	$11.07	7.68	9.90
3' 0" x 6' 8"	1¾"													7.59	11.30	9.03	11.91				
2' 10" x 6' 10"	1¾"	9.14	12.41	10.89	13.80	8.07	11.34	8.76	10.16	9.60	11.54	10.11	12.45	7.86	11.12	9.30	12.18	9.68	12.63	8.24	11.15
2' 8" x 7' 0"	1¾"	9.03	12.29	10.77	13.83	7.97	10.88	8.61	10.02	9.45	10.62	9.93	12.09							8.19	11.10
2' 10" x 7' 0"	1¾"	9.23	12.86	10.95	14.18	8.12	11.39	8.81	11.06	9.68	11.69	10.14	12.60							8.34	11.58
3' 0" x 7' 0"	1¾"	9.45	13.16	11.19	14.51	8.34	12.05	9.03	10.64	9.87	12.02	10.35	12.84	8.12	12.14	9.56	12.78	9.93	13.05	8.49	11.76
2' 6" x 6' 8"	1¾"					10.19	12.42	10.94	12.51	12.02	13.44	12.60	14.31	10.07	12.98	11.97	13.31	12.48	15.09		
2' 8" x 6' 8"	1¾"	11.87	14.76	14.27	17.07	10.43	12.18	11.22	11.82	12.30	13.04	12.87	14.70	10.29	13.20	12.20	13.67	12.72	14.51	10.71	12.96
2' 10" x 6' 8"	1¾"					10.64	13.55	11.51	12.60	12.59	13.70	13.89	16.24							10.94	13.41
3' 0" x 6' 8"	1¾"	12.44	15.69	14.85	17.84	10.94	13.41	11.79	13.02	12.87	13.98	13.45	15.66	10.76	14.46	12.66	14.69	13.17	15.09	11.15	14.06
2' 10" x 6' 10"	1¾"	12.87	16.14	15.32	18.23	11.33	14.60	12.20	14.19	13.29	15.23	13.89	16.24	11.15	14.42	13.05	15.95	13.59	16.55	11.57	14.48
2' 6" x 7' 0"	1¾"					10.94	13.85														
2' 8" x 7' 0"	1¾"	12.77	16.04	15.18	18.23	11.22	14.13	12.02	14.03	13.13	14.93	13.69	15.84							11.69	14.94
2' 10" x 7' 0"	1¾"	13.05	16.32	15.47	18.51	11.45	14.70	12.38	14.61	13.46	15.39	14.04	16.50							11.97	15.23
3' 0" x 7' 0"	1¾"	13.34	17.04	15.75	19.07	11.73	14.58	12.66	14.06	13.74	15.00	14.31	16.80	11.51	15.53	13.41	15.71	13.92	16.11		

Stock sizes	Thickness	N. D. 568		N. D. 569		N. D. 591		N. D. 592		N. D. 594		N. D. 635		N. D. 638		N. D. 641		N. D. 642	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1⅜"	$8.24	$9.96	$8.76	$10.74														
2' 6" x 6' 8"	1⅜"			8.61	11.10														
2' 8" x 6' 8"	1⅜"	8.49	10.61	9.03	11.01	$8.34	$9.15	$9.08	$10.11	$9.53	$10.73	$7.92	$11.94	$8.34	$12.06	$9.08	$11.88	$9.60	$12.69
3' 0" x 6' 8"	1⅜"									10.89	12.24	8.24	12.99	9.41	13.20	9.36	12.57	9.87	13.25
2' 10" x 6' 10"	1¾"	9.00	11.28	9.60	12.09	10.02	11.06	10.82	11.96	11.31	12.62	8.64	13.31	9.69	14.09	9.65	12.75	10.16	13.50
2' 8" x 7' 0"	1¾"	9.03	11.18	9.56	12.00							8.49	13.26	9.65	13.98	9.60	12.66	10.11	13.38
2' 10" x 7' 0"	1¾"			9.72	12.41							8.66	13.43	9.78	14.45	9.74	12.90	10.25	13.58
3' 0" x 7' 0"	1¾"	9.33	11.91	9.87	12.56	10.62	11.58	11.31	12.48	11.78	13.13	8.81	13.82	9.92	14.03	9.87	13.22	10.40	13.97
2' 6" x 6' 8"	1¾"																		
2' 8" x 6' 8"	1¾"	11.79	13.89	12.48	14.46	11.69	12.62	12.57	13.61	13.10	14.31	10.68	14.49	11.82	15.98	12.92	14.90	13.59	15.80
2' 10" x 6' 8"	1¾"			12.72	15.21														
3' 0" x 6' 8"	1¾"			12.95	15.44	12.32	13.32	13.20	14.31	13.73	15.03	10.86	15.27	13.38	16.95	13.38	15.72	14.06	16.50
2' 10" x 6' 10"	1¾"			13.34	15.83	14.03	15.06	15.00	16.14	15.57	16.89	12.30	17.07	13.79	18.18	13.79	16.89	14.45	17.78
2' 6" x 7' 0"	1¾"																		
2' 8" x 7' 0"	1¾"											12.26	17.03	13.74	18.08	13.73	16.80	14.40	17.67
2' 10" x 7' 0"	1¾"			13.46	16.14	14.31	15.35	15.29	16.46	15.87	17.18	12.48	17.25	13.94	18.60	13.94	17.12	14.61	17.94
3' 0" x 7' 0"	1¾"			13.74	16.43	13.41	14.42	14.31	15.44	14.85	16.14	11.64	16.28	14.15	18.02	14.16	16.58	14.82	17.42

SIDELIGHTS—WESTERN PONDEROSA PINE NO. 1

Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.		Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
1' 2" x 6' 8"	1¾"	$4.56	$6.20	$6.15	$8.45	$4.52	$6.51	$6.42	$8.87	1' 2" x 6' 8"	1¾"	$6.11	$7.74	$8.09	$10.46	$6.05	$8.04	$7.82	$10.26
1' 2" x 7' 0"	1¾"	4.89	6.51	6.48	8.78	4.83	6.83	6.75	9.20	1' 2" x 7' 0"	1¾"	6.51	8.13	8.52	10.80	6.44	8.45	8.19	10.64

1¾" COLONIAL ENTRANCE DOORS

[No. 1 western ponderosa pine]

	2'8" x 6'8"	3'0" x 6'8"	3'0" x 7'0"		2'8" x 6'8"	3'0" x 6'8"	3'0" x 7'0"
6 pan. ¾" heavy panel		$14.73	$15.71	6 pan. ¾" heavy panel		$14.73	$15.71
8 pan. ¾" heavy panel		14.90	15.89	8 pan. ¾" heavy panel		14.90	15.89

	Open	Glazed	Open	Glazed	Open	Glazed		Open	Glazed	Open	Glazed	Open	Glazed
Design N. D. 610			$29.27	$32.45	$29.97	$33.18	Design N. D. 512			$14.67	$18.84	$15.53	$19.89
Design N. D. 607			26.07	28.01	27.90	30.02	Design N. D. 612			24.66	28.02	25.37	29.07
Design N. D. 608			33.54	35.15	34.23	37.49	Design N. D. 600			20.93	22.61	22.44	24.12
Design N. D. 612 Dutch			29.21	32.58	29.90	33.60							

FRENCH DOORS

Stiles and top rail 4¾"—western ponderosa pine

Stock Sizes	Thickness	N. D. 625		N. D. 626		N. D. 627		Stock Sizes	Thickness	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed
2'0" x 6'8"	1⅜"	$6.90	$8.79	$7.14	$9.83			2'6" x 7'0"	1⅜"	$7.49	$10.76	$7.28	$10.70	$8.24	$11.91
2'6" x 6'8"	1⅜"	7.08	9.45	6.92	10.22	$7.19	$10.49	3'0" x 7'0"	1⅜"					8.48	12.41
2'8" x 6'8"	1⅜"			6.96	10.40	7.23	10.56	2'6" x 6'8"	1¾"					10.13	13.43
2'0" x 7'0"	1⅜"	7.26	9.78					3'0" x 7'0"	1¾"					11.99	15.92

T. astragal for folding doors—western pine $0.90.

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, COLUMBUS AREA, CONSISTING OF FRANKLIN COUNTY IN OHIO—Continued

GARAGE DOORS

Stock sizes	Thickness	Glass size	Fir		Western ponderosa pine	
			Design N. D. 730–722		Design N. D. 730	
			Open	Glazed	Open	Glazed
8'0" x 7'0"	1¾"	12 x 13	$21.30	$23.96	$25.55	$27.99
8'0" x 7'6"	1¾"	12 x 16	21.30	23.96	26.03	28.49

Stock sizes	Thickness	Glass size	Fir		Western ponderosa pine	
			Design N. D. 730–722		Design N. D. 730	
			Open	Glazed	Open	Glazed
8'0" x 8'0"	1¾"	12 x 16	$21.30	$23.96	$26.52	$28.97

2-LIGHT WINDOWS—1¾" CHECK RAIL—CLEAR WESTERN PONDEROSA PINE—TOXIC TREATED AND PREFIT

[For lugs, add per window $0.45]

Glass size	Ohio opening		
	Open	Glazed single strength B	Glazed double strength B
16" x 16"	$1.50	$2.18	$2.37
16" x 18"	1.68	2.42	2.67
16" x 20"	1.62	2.48	2.81
16" x 24"	1.71	2.72	3.11
16" x 26"	1.92	3.20	3.77
16" x 28"	1.83	3.11	3.71
18" x 18"	1.76	2.67	2.99
18" x 20"	1.67	2.63	2.97
18" x 24"	1.77	3.02	3.56
18" x 26"	1.98	3.39	4.04
18" x 28"	2.03	3.54	4.25
20" x 14"	1.58	2.10	2.49
20" x 16"	1.62	2.33	2.81
20" x 18"	1.80	2.49	3.15
20" x 20"	1.71	2.73	3.41
20" x 24"	1.83	3.02	3.81
20" x 26"	1.86	3.14	4.01
20" x 28"	2.10	3.29	4.43
20" x 30"	2.15	3.42	4.68
20" x 32"	2.28	4.23	5.10
22" x 24"	1.88	3.14	4.01
22" x 26"	1.92	3.29	4.27
22" x 28"	1.97	3.42	4.41
22" x 30"	2.19	4.14	5.04
24" x 12"	1.76	2.55	2.82
24" x 14"	1.67	2.45	2.91
24" x 16"	1.71	2.60	3.26
24" x 18"	1.77	2.84	3.56
24" x 20"	1.83	3.02	3.81
24" x 22"	1.85	3.14	4.01
24" x 24"	1.92	3.38	4.37
24" x 26"	1.97	3.42	4.41
24" x 28"	2.01	3.69	4.76
24" x 30"	2.06	3.87	5.06
24" x 32"	2.22	4.65	5.58
24" x 34"	2.48	4.92	5.96
24" x 36"	2.52	5.24	6.44
26" x 14"	1.71	2.67	3.02
26" x 16"	1.77	3.02	3.56
26" x 18"	1.82	3.21	3.81
26" x 20"	1.86	3.33	4.01
26" x 24"	1.97	3.42	4.41
26" x 26"	2.01	3.69	4.76
26" x 28"	2.06	3.98	5.13
26" x 30"	2.28	4.77	5.84
26" x 32"	2.48	4.92	5.96
26" x 34"	2.54	5.58	6.81
26" x 36"	2.58	5.63	6.87
28" x 14"	1.92	3.12	3.63
28" x 16"	1.96	3.29	3.92
28" x 18"	2.03	3.54	4.25
28" x 20"	2.10	3.69	4.43
28" x 24"	2.01	3.69	4.76
28" x 26"	2.06	4.22	5.13
28" x 28"	2.10	4.50	5.51
28" x 30"	2.36	4.82	5.87
28" x 32"	2.54	5.58	6.81
28" x 34"	2.58	5.63	6.87
28" x 36"	2.66	6.06	7.50
30" x 14"	1.95	3.26	3.78
30" x 16"	2.03	3.45	4.08
30" x 18"	2.10	3.69	4.43
30" x 20"	2.15	3.86	4.68
30" x 24"	2.06	3.87	5.06
30" x 26"	2.10	4.50	5.51
30" x 28"	2.18	4.55	5.54
30" x 30"	2.42	5.49	6.75
30" x 32"	2.58	5.63	6.87
30" x 34"	2.66	6.06	7.50
30" x 36"	2.70	6.11	7.55
32" x 24"	2.42	4.85	5.91
32" x 28"	2.54	5.58	6.81
32" x 30"	2.58	5.63	6.87
32" x 32"	2.66		7.50
32" x 36"	2.75		8.20
36" x 24"	2.54	5.25	6.44
36" x 28"	2.66	6.06	7.50
36" x 30"	2.70	6.11	7.55
40" x 24"	2.78	6.75	8.46
40" x 28"	2.90	6.81	8.46
40" x 30"	2.96	6.89	8.55

Divided Light and Sash Extras

Add to 2-light window price as follows:

Rectangular lights up to and including lights 16" high, per light $0.09
Rectangular lights over 16" high and up to and including lights 30" high, per light ..... .12
Rectangular lights over 30" high, per light ..... .18
(For rectangular lights formed by horizontal bars only, read width for height.)

For half windows open or glazed, use half price of window and add $0.12
For rabbeting special sash in pairs, add per pair ..... .48
For rabbeting bottom rails of sash or windows, add per sash ..... .23
Plowing for unique balance, add per window ..... .25
For ogee lugs on 2 and 4 check 1⅜-inch window only, add to window price ..... .45

FLANK WINDOW FRAMES, WESTERN PONDEROSA PINE

Glass size 2-lights	5¼" frame wall, 1⅜" outside casing		9" brick wall head and sill	
	Heads and sills	Sides	Heads and sills	Sides
20"	$1.89		$2.04	
24"	2.10	$1.65	2.27	$1.79
28"	2.36	1.89	2.55	2.04
30"	2.54	2.06	2.75	2.22
32"	2.72	2.06	2.98	2.22

Glass size 2-lights	5¼" frame wall, 1⅜" outside casing		9" brick wall head and sill	
	Heads and sills	Sides	Heads and sills	Sides
36"	$2.93	$2.36	$3.17	$2.55
40"	3.30	2.72	3.60	2.90
44"	3.65	2.94	3.90	3.18
48"		3.15		3.39

EXTRAS

For smaller or intermediate sizes use next largest size. $0.00
Add for nailing up sash frames .08
For frames made for sash to pivot add .....

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, COLUMBUS AREA, CONSISTING OF FRANKLIN COUNTY IN OHIO—Continued

INSIDE DOOR FRAMES, WESTERN PONDEROSA PINE

Design	Knocked down		Nailed up	
	2' 8" x 6' 8"	3' 0" x 7' 0"	2' 8" x 6' 8"	3' 0" x 7' 0"
1⅜" x 5⅝" jamb	$4.05	$4.28	$4.65	$4.88
Jamb ¾" x 5¼" stop ½" x 1¾"	2.78	2.93	3.38	3.53
Jamb ¾" x 5¼" no stops	2.25	2.39	2.85	2.99

YELLOW PINE INSIDE DOOR FRAMES

Jamb 1⅜" x 5⅝" rab. 2 sides	$2.88	$3.18	$3.48	$3.78
Jamb 1⅜" x 3½" rab. 1 side	2.28	2.52	2.88	3.12

CASE OPENINGS

6'0" x 7'0" and smaller	¾" x 5½" jambs and heads $2.76
6'0" x 7'0" and smaller	1¼" x 6½" jambs and heads 3.33

4-LIGHT WINDOWS—1¾" CHECK RAIL

[Clear western ponderosa pine—for lugs, add per window]

Glass size	Thickness (inches)	Ohio opening	
		Open	Glazed, single strength B
10" x 20"	1¾	$2.15	$3.24
10" x 24"	1¾	2.28	3.56
12" x 20"	1¾	2.06	3.12
12" x 24"	1¾	2.19	3.59
12" x 26"	1¾	2.25	3.96
12" x 28"	1¾	2.30	4.17
12" x 30"	1¾	2.60	4.74
12" x 32"	1¾	2.79	5.00
12" x 34"	1¾	2.87	5.15
12" x 36"	1¾	2.94	5.36
14" x 24"	1¾	2.48	4.40
14" x 26"	1¾	2.55	4.52

Glass size	Thickness (inches)	Ohio opening	
		Open	Glazed, single strength B
14" x 28"	1¾	$2.63	$5.00
14" x 30"	1¾	2.70	5.16
14" x 32"	1¾	2.91	5.48
14" x 34"	1¾	2.96	5.67
14" x 36"	1¾	3.06	5.96
15" x 24"	1¾	2.55	4.52
15" x 26"	1¾	2.60	4.95
15" x 28"	1¾	2.67	5.01
15" x 30"	1¾	2.75	5.36
15" x 32"	1¾	2.96	5.67
15" x 34"	1¾	3.11	5.91
15" x 36"	1¾	3.11	6.39

12-LIGHT WINDOWS—1¾" CHECK RAIL

[Western ponderosa pine—prefit, plowed and bored, toxic treated]

Glass size	Thickness (inches)	Open	Glazed, single strength B
8" x 8"	1⅜	$2.55	$3.77
8" x 10"	1⅜	2.52	4.02
8" x 12"	1⅜	2.87	4.59
9" x 12"	1⅜	2.70	4.41
9" x 14"	1⅜	2.81	4.76
10" x 10"	1⅜	2.91	4.55
10" x 12"	1⅜	2.79	4.82
10" x 14"	1⅜	3.15	5.36

Glass size	Thickness (inches)	Open	Glazed, single strength B
10" x 16"	1⅜	$3.26	$5.54
10" x 18"	1⅜	3.45	5.93
10" x 19"	1⅜	3.57	6.56
10" x 20"	1⅜	3.95	7.82
12" x 14"	1⅜	3.39	5.99
12" x 16"	1⅜	3.69	6.48
12" x 18"	1⅜	3.50	7.38
12" x 20"	1⅜	3.95	7.82

2-LIGHT STORM SASH

[Toxic treated, glazed, 4½" wider and 8" longer than glass—western ponderosa pine]

Glass size	Thickness (inches)	Glazed
16" x 16"	1⅛	$2.15
18" x 20"	1⅛	2.52
18" x 24"	1⅛	2.92
20" x 16"	1⅛	2.33
20" x 18"	1⅛	2.49
20" x 20"	1⅛	2.73
20" x 24"	1⅛	3.02
20" x 26"	1⅛	3.14
24" x 14"	1⅛	2.46
24" x 16"	1⅛	2.60
24" x 18"	1⅛	2.84
24" x 20"	1⅛	3.02
24" x 22"	1⅛	3.14
24" x 24"	1⅛	3.38
24" x 26"	1⅛	3.42

Glass size	Thickness (inches)	Glazed
24" x 28"	1⅛	$3.69
24" x 30"	1⅛	3.87
24" x 32"	1⅛	4.66
26" x 18"	1⅛	3.21
26" x 20"	1⅛	3.33
26" x 24"	1⅛	3.42
26" x 26"	1⅛	3.69
26" x 28"	1⅛	3.98
26" x 30"	1⅛	4.77
26" x 32"	1⅛	4.92
27" x 24"	1⅛	4.17
28" x 18"	1⅛	3.54
28" x 20"	1⅛	3.69
28" x 24"	1⅛	3.69
28" x 26"	1⅛	4.23

Glass size	Thickness (inches)	Glazed
28" x 28"	1⅛	$4.50
28" x 30"	1⅛	4.82
28" x 32"	1⅛	5.58
30" x 16"	1⅛	3.45
30" x 18"	1⅛	3.69
30" x 20"	1⅛	3.86
30" x 24"	1⅛	3.87
30" x 26"	1⅛	4.50
30" x 28"	1⅛	4.55
30" x 30"	1⅛	5.49
30" x 32"	1⅛	5.64
32" x 24"	1⅛	4.83
36" x 24"	1⅛	5.25
40" x 24"	1⅛	7.19

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, COLUMBUS AREA, CONSISTING OF FRANKLIN COUNTY IN OHIO—Continued

1-LIGHT SINGLE SASH—1⅜" THICK

[Toxic treated western ponderosa pine]

Glass size	Open	Glazed, single strength	Glazed, double strength	Glass size	Open	Glazed, single strength	Glazed, double strength
16" x 18"	$1.01	$1.35	$1.53	28" x 26"	$1.23	$2.36	$2.93
16" x 20"	1.04	1.49	1.68	28" x 28"	1.25	2.51	3.12
16" x 24"	1.07	1.55	1.80	28" x 30"	1.28	2.55	3.17
16" x 28"	1.11	1.85	2.21	28" x 32"	1.37	2.97	3.69
16" x 30"	1.13	1.89	2.31	30" x 18"	1.16	1.97	2.42
16" x 32"	1.07	1.55	1.76	30" x 20"	1.19	2.06	2.51
18" x 20"	1.08	1.74	2.06	30" x 24"	1.31	2.55	3.17
18" x 24"	1.13	1.89	2.31	30" x 28"	1.32	2.93	3.65
18" x 28"	1.19	1.97	2.42	30" x 30"	1.43	2.99	3.74
18" x 30"	1.04	1.49	1.68	30" x 32"	1.47	3.24	4.07
20" x 16"	1.07	1.55	1.76	36" x 36"	1.32	2.31	2.78
20" x 18"	.99	1.64	1.89	36" x 18"	1.35	2.46	3.01
20" x 20"	1.02	1.74	2.09	36" x 20"	1.40	2.78	3.45
20" x 24"	1.08	1.85	2.28	36" x 24"	1.44	3.24	4.07
20" x 28"	.98	1.44	1.79	36" x 28"	1.50	3.29	4.11
24" x 16"	.99	1.64	1.94	36" x 30"	1.52	3.59	4.52
24" x 18"	1.02	1.74	2.09	36" x 32"	1.59	----	4.88
24" x 20"	1.04	1.89	2.37	36" x 36"	1.50	2.67	3.29
24" x 24"	1.08	1.94	2.37	40" x 20"	1.55	3.12	3.81
24" x 28"	1.11	2.04	2.58	40" x 24"	1.62	----	4.01
24" x 30"	1.13	2.18	2.72	40" x 28"	1.64	----	4.01
24" x 32"	1.32	2.54	3.17	40" x 30"	1.67	----	4.92
26" x 16"	1.07	1.74	2.06	40" x 32"	1.74	----	5.03
26" x 18"	1.08	1.89	2.16	40" x 36"	1.79	----	5.66
26" x 20"	1.13	1.89	2.31	40" x 40"	1.56	----	3.86
26" x 24"	1.19	2.06	2.51	44" x 20"	1.64	----	4.20
26" x 28"	1.20	2.16	2.72	44" x 24"	1.68	----	4.97
26" x 30"	1.23	2.37	2.93	44" x 28"	1.71	----	5.04
26" x 32"	1.25	2.51	3.12	44" x 30"	1.74	----	5.03
28" x 16"	1.11	1.76	2.15	44" x 32"	1.67	----	4.92
28" x 18"	1.13	1.89	2.31	48" x 24"	1.76	----	5.03
28" x 20"	1.16	1.97	2.42	48" x 28"	1.79	----	5.66
28" x 24"	1.20	2.16	2.72	48" x 30"			

BARN SASH

[Western ponderosa pine]

Glass size	Thickness (inches)	4-light barn sash		6-light barn sash		8-light barn sash		Glass size	Thickness (inches)	4-light barn sash		6-light barn sash		9-light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1⅜	$0.89	$1.26	$1.04	$1.64	$1.44	$2.37	8" x 10"	1⅜	$0.98	$1.35	$1.17	$1.76	$1.59	$2.35
9" x 12"	1⅜	.95	1.43	1.16	1.89	----	----	9" x 12"	1⅜	1.07	1.53	1.31	2.01	----	----
10" x 12"	1⅜	.99	1.60	1.20	1.98	1.68	2.94	10" x 12"	1⅜	1.16	1.61	1.35	2.10	1.94	3.17
10" x 14"	1⅜	1.04	1.61	1.25	2.16	----	----	10" x 14"	1⅜	1.17	1.74	1.41	2.31	----	----
10" x 16"	1⅜	----	----	1.37	2.64	----	----	10" x 16"	1⅜	----	----	1.58	2.82	----	----

EXTERIOR DOOR FRAMES—WESTERN PONDEROSA PINE

FOR FRAME CONSTRUCTION

(5¼-inch wall)—1⅜ outside casing

	With oak sill	No sill
2'8" x 6'8"	$8.85	$5.99
3'0" x 6'8"	9.44	6.15
3'0" x 7'0"	9.69	6.38

Add for nailing up $0.90

GARAGE DOOR FRAME

Jambs 1¾ x 7¼ inch western ponderosa pine (no outside casing or sill)
Not over 8'0" x 8'0"—knocked down $6.75

DOOR FRAME EXTRAS

Transom door frames (transom not over 1'6" high, add $3.38
Side light door frame, figure 3 times price of single.
Circle top door frame, add to price of square head frame 9.53

FOR 9-INCH MASONRY CONSTRUCTION
(No sill)

	Knocked down	Nailed up
2'8" x 6'8"	$6.50	$7.40
3'0" x 6'8"	6.60	7.50
3'0" x 7'0"	6.83	7.73

FOR 10-INCH FURRED BRICK WALL

2'8" x 6'8"	$8.55	$9.45
3'0" x 6'8"	9.14	10.01
3'0" x 7'0"	9.45	10.35

FOR 13-INCH MASONRY CONSTRUCTION

2'8" x 6'8"	$10.71	$11.61
3'0" x 6'8"	10.88	11.78
3'0" x 7'0"	11.25	12.15

Treating door frames with "wood-life" preserver $0.54

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, COLUMBUS AREA, CONSISTING OF FRANKLIN COUNTY IN OHIO—Continued

EXTERIOR WINDOW FRAMES—WESTERN PONDEROSA PINE

[Important joints treated with wood preserver]

Glass size, 2 lights	5¾" frame wall, 1⅜ outside casing		9" brick wall, all head and sill		"Unique balance" frame	
	Heads and Sills	Sides	Heads and Sills	Sides	Heads and Sills	Sides
12"	----	$2.30	----	----	----	----
14"	$1.34	2.51	$1.20	$3.06	$1.28	$1.64
16"	1.44	2.66	1.28	3.26	1.35	1.79
18"	1.70	2.82	1.35	3.53	1.44	1.97
20"	1.79	3.08	1.44	3.81	1.55	2.13
22"	1.89	3.24	1.67	4.05	1.76	2.30
24"	1.98	3.38	1.74	4.28	1.85	2.45
26"	2.07	3.53	1.83	4.47	1.95	2.57
27"	2.15	----	----	----	2.00	----
28"	2.15	3.66	1.91	4.86	2.03	2.72
28½"	2.31	3.95	1.98	4.92	2.10	2.91
30"	2.49	4.11	2.07	5.39	2.21	3.18
32"	2.67	4.52	2.31	5.90	2.48	3.54
36"	2.97	----	2.49	----	2.66	----
40"	----	----	----	----	----	----

WINDOW FRAME EXTRAS

For Nailing-Up (N. U.) add to above $0.90
Mullion Frames, add to price of 2 single frames ..... .45
Triple Frames, add to price of 3 single frames 1.20
For Brick House Frames with Moulded Hanging Style instead of Plain, add $0.60
For cutting down Heads and Sills, add ..... .90
For cutting down Sides, add ..... .90
Long Sill horns for Corner Construction, add to price of regular head and sill ..... .90
For Frame House Frame, add for Hanging Stile instead of Casing 1.14

PORCH WORK—FIR

Sizes	Colonial columns: Round cap and base	Colonial columns: Paneled cap and base	Turned columns: Sizes	Turned columns: Turned center
6 inch x 8 feet	$5.40	----	4" x 4", 8 feet	$2.37
8 inch x 6 feet	6.15	$6.00	5" x 5", 8 feet	3.69
8 feet	6.75	7.47	6" x 6", 8 feet	5.31
10 inch x 8 feet	9.12	9.42	6" x 6", 10 feet	6.66
9 feet	10.38	10.41		
12 inch x 8 feet	----	11.19		
9 feet	----	12.30		

Add for splitting columns, $0.75.

FIR—PORCH NEWELS

Size	Square paneled, cap and base	Size	Square, turned cap
8 inch x 4 feet	$4.08	5" x 5" x 4 feet	$1.85
10 inch x 4 feet	5.16	6" x 6" x 4 feet	2.66

[F. R. Doc. 46-6036; Filed, Apr. 10, 1946; 2:09 p. m.]

[Region III Order G-22 Under Gen. Order 68]

STOCK MILLWORK IN THE NEWARK-ZANESVILLE, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, filed with the division of the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by General Order 68, it is ordered:

SECTION 1. *What this order does.* This order determines maximum prices for certain sales of the specified stock millwork items set forth in a price list designated Table 1, attached to this order and made a part hereof. These maximum prices shall be the only maximum prices for these items when sold to an ultimate user or to a purchaser for resale on an installed basis. It includes the type of sale referred to in the trade as a "contract sale" wherein the seller provides his own take off from plans and specifications, quotes a flat price, and guarantees enough material to complete the job.

SEC. 2. *Geographical applicability.* This order applies to all sales or deliveries made by any seller located in the area covered by this order, or any sales or delivery to any buyer located in this area. The area covered by this order shall consist of Fairfield, Licking, Perry and Muskingum Counties in the State of Ohio.

SEC. 3. *Relationship to other orders and regulations.* This order supersedes MPR 44 and MPR 293 and the General Maximum Price Regulation for all sales of the listed items covered by this order. Sales of any items not specifically described in the table, remain subject to all applicable regulations issued by the Office of Price Administration.

SEC. 4. *Maximum prices, allowances and discounts.* (a) The prices set out in the attached Table 1, are the maximum prices which may be charged for the items shown whether purchased from manufacturers, jobbers or self-produced. Prices lower than the maximum prices may, of course, be charged or paid. Any seller may quote on a contract basis, wherein he takes off quantities from blueprints and guarantees sufficient material to finish the job, without violating this order provided he maintains records showing complete calculations for each item in his contract price and provided that the contract price is based on prices permitted by this order as well as any other applicable regulation. If quotations are made on a contract basis, however, and the quantity of stock millwork actually furnished is valued at less than the contract price, the maximum charge which may be made is the total of the maximum price for the items actually furnished and not the contract price.

(b) The prices set out in the table are base prices for sales to ultimate users and are subject to the following discounts:

(1) A discount of not less than 10% of these prices shall be granted to all bona fide purchasers for "resale on an installed basis" when buying in house lots regardless of the time and method of delivery by the seller;

(2) A discount of not less than 5% of these prices shall be granted to all bona fide purchasers for "resale on an installed basis" when buying in less than house lots;

(3) For all sales made to bona fide "resellers on an installed basis", a discount of not less than 2% of the net invoice for payment on or before the tenth of the calendar month following the date of delivery. This discount shall not apply on sales quoted and sold on a contract basis.

(c) *Delivery additions.* The prices set in this order include all additions or charges for delivery. No deduction need be made where the purchaser elects to make his own delivery. In those cases where the stock millwork is taken from the stock of a retailer's warehouse and loaded on cars for shipment to a purchaser for resale on an installed basis or ultimate consumer in a different area, the prices are f. o. b. cars.

SEC. 5. *Notification.* Each seller subject to this order and making sales covered by this order shall keep for inspection by any purchaser, and make available to such purchaser upon request, a copy of this order together with the price lists and prices established by this order.

SEC. 6. *Invoice.* Each seller subject to this order shall furnish to every buyer within ten (10) days after making a sale of any items covered by this order an invoice containing a sufficiently complete description of the millwork items sold to show whether or not the price is within the maximum permitted. Items covered by the order shall be invoiced by the same description as listed in the attached price list.

SEC. 7. *Record keeping.* Each seller must keep at his place of business available for inspection by representatives of the OPA so long as the Emergency Price Control Act of 1942 is amended or remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services invoiced, and the prices charged.
5. If the stock millwork is sold on a firm contract price basis and includes two or more different items, the seller must keep a record describing his calculations of each item sold by reason of such firm contract price.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices set forth in the price list attached hereto.

(b) All sales shall be made subject to the allowances and discounts set forth herein. Every seller shall be subject to the notification invoices and record provisions set forth above. No provision to this order shall supersede any requirement or prohibition set forth in any price regulation except insofar as the requirements of this order are inconsistent with requirements of any other regulation or order issued by the Office of Price Administration. Persons violating any provision of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942.

SEC. 9. *Posting.* Every seller making a sale covered by this order shall post a copy of the list of maximum prices fixed by this Office of Price Administration.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 29, 1946.

Issued: March 15, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, NEWARK-ZANESVILLE AREA, INCLUDING FAIRFIELD, LICKING, PERRY AND MUSKINGUM COUNTIES IN OHIO

INTERIOR WESTERN PONDEROSA PINE DOORS

[Ovolo sticking]

Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S. & R. fir panels	2 vertical W. P. P. S. & R. fir panels	6 panel colonial No. 1, W. P.
2' 6" x 6' 0"	1⅜"	$5.42						
2' 0" x 6' 0"	1⅜"	6.02	$6.02					
1' 6" x 6' 6"	1⅜"	7.22						
1' 6" x 6' 8"	1⅜"		6.72			6.77	$6.90	$7.55
1' 6" x 7' 0"	1⅜"					7.32		
1' 8" x 6' 8"	1⅜"					6.77	6.90	7.70
1' 10" x 6' 8"	1⅜"							7.74
2' 0" x 6' 0"	1⅜"	6.06	6.06	6.06	5.82	5.81	5.94	6.81
2' 0" x 6' 6"	1⅜"	6.54	6.36			6.09	6.41	7.10
2' 0" x 6' 8"	1⅜"	6.65	6.47	6.65		6.20	6.51	7.19
2' 0" x 6' 10"	1⅜"	7.55	7.11			7.23		
2' 0" x 7' 0"	1⅜"	7.64	7.20	7.64		7.32	7.49	8.45
2' 2" x 6' 8"	1⅜"		7.01			7.13	7.28	8.24
2' 2" x 7' 0"	1⅜"		8.03			7.70	7.86	8.81
2' 4" x 6' 0"	1⅜"					7.08		
2' 4" x 6' 4"	1⅜"	7.55						
2' 4" x 6' 6"	1⅜"	6.99	6.99			6.71	6.84	7.11
2' 4" x 6' 8"	1⅜"	7.16	7.16	7.16		6.84	7.01	7.88
2' 4" x 6' 10"	1⅜"	8.30	8.30			7.97	8.12	
2' 4" x 7' 0"	1⅜"	8.42	8.42	8.42		8.06	8.24	9.18
2' 6" x 6' 0"	1⅜"	7.64	7.64			7.32	7.05	8.45
2' 6" x 6' 6"	1⅜"	7.58	7.35	7.58	7.26	7.05	7.19	8.06
2' 6" x 6' 8"	1⅜"	7.68	7.46	7.68		7.82	7.29	8.16
2' 6" x 6' 10"	1⅜"	8.67	8.18			8.33	8.49	

Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S. & R. fir panels	2 vertical W. P. P. S. & R. fir panels	6 panel colonial No. 1, W. P.
2' 6" x 7' 0"	1¾"	8.79	8.28	8.79		7.95	8.61	9.56
2' 8" x 6' 6"	1¾"	8.34	7.86					9.14
2' 8" x 6' 8"	1¾"	8.03	7.80	8.03	7.70	7.47	7.64	8.51
2' 8" x 6' 10"	1¾"	9.08	8.51			8.67	8.36	
2' 8" x 7' 0"	1¾"	9.17	8.63	9.17		8.28	8.46	9.93
2' 10" x 6' 6"	1¾"	8.72						
2' 10" x 6' 8"	1¾"	8.84	8.33	8.84		7.98	8.66	9.60
2' 10" x 6' 10"	1¾"	9.42	9.42	9.42		9.05	9.26	10.21
2' 10" x 7' 0"	1¾"	9.54	9.54	9.54		9.17	9.33	10.31
3' 0" x 6' 6"	1¾"	9.05						
3' 0" x 6' 8"	1¾"	9.23	8.70			8.85		9.98
3' 0" x 7' 0"	1¾"	9.98	9.41	9.98		9.56	9.78	10.73
2' 6" x 6' 8"	1¾"		10.55					12.68
2' 8" x 6' 8"	1¾"					11.36		13.05
2' 10" x 6' 8"	1¾"							13.56
3' 0" x 6' 8"	1¾"							
2' 6" x 7' 0"	1¾"		12.15			11.69		
2' 8" x 6' 8"	1¾"		11.12					
2' 8" x 7' 0"	1¾"		11.93					
2' 10" x 6' 10"	1¾"		13.01					
2' 10" x 7' 0"	1¾"		13.18			13.22		14.48
3' 0" x 6' 8"	1¾"		11.99					
3' 0" x 7' 0"	1¾"	13.73	12.93					

FIR GLASS DOORS

[No. 2 quality]

Stock sizes	Thickness	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1⅜"	$6.41	$7.25	$6.77	$7.68	$6.90	$7.80	$7.14	$8.19
2' 0" x 6' 8"	1⅜"	6.53	7.40	6.85	7.83	6.99	7.95	7.23	8.34
2' 8" x 6' 8"	1⅜"	6.68	7.68	7.04	8.12	7.17	8.25	7.46	8.64
2' 10" x 6' 10"	1¾"	7.44	9.26	7.80	9.42	7.92	9.54	8.16	9.96
3' 0" x 7' 0"	1¾"	7.88	9.90	8.24	10.05	8.36	10.17	8.61	10.59

2 LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness (inches)	Open	Glazed, single strength
12" x 14"	1⅜	$0.93	$1.34
12" x 16"	1⅜	.98	1.44
12" x 18"	1⅜	1.01	1.61
14" x 12"	1⅜	1.08	1.62
14" x 14"	1⅜	1.08	1.62
14" x 15"	1⅜	1.13	1.76
14" x 16"	1⅜	1.13	1.76
14" x 18"	1⅜	1.16	1.83
15" x 12"	1⅜	1.08	1.62
15" x 14"	1⅜	1.13	1.76
15" x 16"	1⅜	1.16	1.83
15" x 18"	1⅜	1.19	1.89
16" x 20"	1⅜	1.20	2.10

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, NEWARK-ZANESVILLE AREA, INCLUDING FAIRFIELD, LICKING, PERRY AND MUSKINGUM COUNTIES IN OHIO—Continued

3 LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness (inches)	Open	Glazed, single strength
8" x 10"	1⅜	$0.90	$1.17
10" x 12"	1⅜	1.02	1.38
10" x 14"	1⅜	1.07	1.58
10" x 16"	1⅜	$1.08	$1.79
10" x 18"	1⅜	1.20	1.98
10" x 20"	1⅜	1.25	2.10

HOTBED SASH

Sash opening	Open	Glazed	Number rows glass
3' 0" x 6' 0" 1¾	$3.14	$6.29	3
4' 0" x 6' 0" 1¾	$5.57	$9.45	4

KNOCKED DOWN SASH PARTS, TOXIC TREATED—WESTERN PONDEROSA PINE

[1¾" 2 check windows—Ohio knocked down wood parts—"profit"]

Glass	Stile or top rail	Check rail	Bottom rail
12"	$0.17	$0.14	$0.20
14"	.18	.14	.23
16"	.18	.15	.24
18"	.20	.17	.25
20"	.21	.18	.27
22"	.23	.18	.29
24"	.23	.20	.30
26"	.24	.20	.33
28"	.26	.21	.33
30"	$0.27	$0.23	$0.36
32"	.30	.24	.39
34"	.32	.26	.41
36"	.33	.27	.44
38"	.33	.27	.44
40"	.36	.29	.50
42"	.39	.30	.50
44"	.42	.33	.54
48"	.48	.39	.65

For ogee lugs (Cincinnati opening only) add for complete set (4 stiles)—$0.45.

CUPBOARD DOORS—1⅜"—1 PANEL WESTERN PONDEROSA PINE

1' 4" x 2' 0"	$1.37	1' 4" x 3' 0"	$1.86	1' 4" x 4' 0"	$2.42
1' 6" x 2' 0"	1.46	1' 6" x 3' 0"	1.95	1' 6" x 4' 0"	2.55
1' 8" x 2' 0"	1.50	1' 8" x 3' 0"	2.13	1' 8" x 4' 0"	2.76
2' 0" x 2' 0"	1.73	2' 0" x 3' 0"	2.37	2' 0" x 4' 0"	3.08
1' 4" x 2' 6"	1.68	1' 4" x 3' 6"	2.18	1' 4" x 4' 6"	2.76
1' 4" x 2' 6"	1.77	1' 6" x 3' 6"	2.28	1' 6" x 4' 6"	2.91
1' 6" x 2' 6"	1.91	1' 8" x 3' 6"	2.51	1' 8" x 4' 6"	3.18
1' 8" x 2' 6"	2.13	2' 0" x 3' 6"	2.76	2' 0" x 4' 6"	3.50
2' 0" x 2' 6"					

1' 4" x 5' 0"	$3.08	2' 4" x 7' 0"	$7.04
1' 6" x 5' 0"	3.27	2' 6" x 6' 0"	6.29
1' 8" x 5' 0"	3.54	2' 6" x 6' 6"	6.02
2' 0" x 5' 0"	3.95	2' 6" x 6' 8"	6.09
2' 0" x 6' 0"	4.41	2' 6" x 7' 0"	6.81
2' 6" x 6' 0"	5.19	2' 8" x 6' 8"	6.27
		2' 8" x 7' 0"	6.98
		2' 10" x 6' 10"	7.65
		2' 10" x 7' 0"	7.73
		3' 0" x 7' 0"	8.09

FIR PANEL DOORS

Stock sizes	Thickness (inches)	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2
2' 0" x 6' 0"	1⅜"				$4.59
2' 6" x 6' 6"	1⅜"				5.28
2' 8" x 6' 8"	1⅜"				5.49
1' 6" x 6' 8"	1⅜"	$5.63	$5.48	$5.81	
2' 0" x 6' 0"	1⅜"	5.25	5.12		5.12
2' 0" x 6' 6"	1⅜"	5.49	5.34		
2' 0" x 6' 8"	1⅜"	5.63	5.48	5.81	5.48
2' 0" x 7' 0"	1⅜"	6.68	6.50		
2' 4" x 6' 6"	1⅜"	5.85	5.69		
2' 4" x 6' 8"	1⅜"	5.94	5.78	6.12	5.78
2' 4" x 7' 0"	1⅜"				
2' 6" x 6' 0"	1⅜"	$7.04	$6.84		
2' 6" x 6' 6"	1⅜"	6.29	6.12		$6.12
2' 6" x 6' 8"	1⅜"	6.02	5.85		5.85
2' 6" x 6' 8"	1⅜"	6.09	5.94	$6.27	5.94
2' 6" x 7' 0"	1⅜"	6.81	6.63		
2' 8" x 6' 8"	1⅜"	6.27	6.09	6.45	6.09
2' 8" x 7' 0"	1⅜"	6.98	6.80		
2' 10" x 6' 10"	1⅜"	7.65	7.44		7.44
2' 10" x 7' 0"	1⅜"	7.73	7.52		
3' 0" x 7' 0"	1⅜"	8.09	7.88		7.41

WESTERN PONDEROSA—PINE GLASS DOORS

Stock sizes	Thickness	N. D. 500		N. D. 502		N. D. 514		N. D. 530		N. D. 531		N. D. 532		N. D. 559		N. D. 561		N. D. 562		N. D. 567	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1⅜"																			$7.40	$9.39
2' 6" x 6' 8"	1⅜"																			7.44	9.48
2' 8" x 6' 8"	1⅜"	$8.45	$10.44	$9.33	$12.00	$7.44	$9.38	$8.07	$8.93	$8.91	$9.59	$9.42	$11.22	$7.28	$10.19	$8.72	$10.37	$9.08	$11.07	7.65	9.90
3' 0" x 6' 8"	1⅜"													7.59	11.30	9.03	11.91				
2' 10" x 6' 10"	1¾"	9.14	12.41	10.89	13.80	8.07	11.34	8.76	10.16	9.60	11.54	10.11	12.45	7.86	11.12	9.30	12.18	9.68	12.63	8.24	11.15
2' 8" x 7' 0"	1¾"	9.03	12.29	10.77	13.83	7.97	10.88	8.61	10.02	9.45	10.62	9.93	12.09							8.19	11.10
2' 10" x 7' 0"	1¾"	9.23	12.86	10.95	14.18	8.12	11.39	8.81	11.06	9.68	11.00	10.14	12.60							8.34	11.58
3' 0" x 7' 0"	1¾"	9.45	13.16	11.19	14.51	8.34	12.05	9.03	10.64	9.87	12.02	10.35	12.84	8.12	12.14	9.56	12.78	9.93	13.05	8.49	11.76
2' 6" x 6' 8"	1¾"					10.19	12.42	10.94	12.51	12.02	13.44	12.60	14.31	10.07	12.98	11.97	13.31	12.48	15.09		
2' 8" x 6' 8"	1¾"	11.87	14.76	14.27	17.07	10.43	12.18	11.22	11.62	12.30	13.04	12.87	14.70	10.29	13.20	12.20	13.67	12.72	14.51	10.71	12.96
2' 10" x 6' 8"	1¾"					10.64	13.55	11.51	12.60	12.59	13.70	13.89	16.24							10.94	13.41
3' 0" x 6' 8"	1¾"	12.44	15.69	14.85	17.84	10.94	13.41	11.79	13.02	12.87	13.98	13.45	15.66	10.76	14.46	12.66	14.69	13.17	15.09	11.15	14.06
2' 10" x 6' 10"	1¾"	12.87	16.14	15.32	18.23	11.33	14.00	12.20	14.19	13.29	15.23	13.89	16.24	11.15	14.42	13.05	15.95	13.59	16.55	11.57	14.48
2' 6" x 7' 0"	1¾"					10.94	13.85														
2' 8" x 7' 0"	1¾"	12.77	16.04	15.18	18.23	11.22	14.13	12.02	14.03	13.13	14.93	13.69	15.84							11.69	14.94
2' 10" x 7' 0"	1¾"	13.05	16.52	15.47	18.51	11.45	14.70	12.38	14.61	13.46	15.39	14.04	16.50							11.97	15.23
3' 0" x 7' 0"	1¾"	13.34	17.04	15.75	19.07	11.73	14.58	12.66	14.06	13.74	15.00	14.31	16.80	11.51	15.53	13.41	15.71	13.92	16.11		

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, NEWARK-ZANESVILLE AREA, INCLUDING FAIRFIELD, LICKING, PERRY AND MUSKINGUM COUNTIES IN OHIO—Continued

WESTERN PONDEROSA—PINE GLASS DOORS—continued

Stock sizes	Thickness	N. D. 568		N. D. 569		N. D. 591		N. D. 592		N. D. 594		N. D. 635		N. D. 638		N. D. 641		N. D. 642		Open	Glazed
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed		
	Inches																				
2′ 6″ x 6′ 6″	1¾	$8.24	$9.98	$8.76	$10.74																
2′ 6″ x 6′ 8″	1¾			8.81	11.10																
2′ 8″ x 6′ 8″	1¾	8.49	10.61	9.03	11.01	$8.34	$9.15	$9.08	$10.11	$9.53	$10.73	$7.92	$11.94	$8.34	$12.06	$9.08	$11.88	$9.60	$12.09		
										10.89	12.24	8.24	12.99	9.41	13.20	9.36	12.57	9.87	13.25		
3′ 0″ x 6′ 8″	1¾											8.54	13.31	9.60	14.09	9.65	12.75	10.16	13.50		
2′ 10″ x 6′ 1″	1¾	9.00	11.28	9.60	12.09	10.02	11.06	10.82	11.96	11.31	12.62	8.49	13.26	9.65	13.98	9.60	12.66	10.11	13.38		
2′ 8″ x 7′ 0″	1¾	9.03	11.18	9.56	12.00							8.66	13.43	9.78	14.15	9.74	12.90	10.25	13.58		
2′ 10″ x 7′ 0″	1¾			9.72	12.41							8.81	13.62	9.92	14.03	9.87	13.22	10.40	13.97		
3′ 0″ x 7′ 0″	1¾	9.33	11.91	9.87	12.56	10.32	11.58	11.31	12.48	11.78	13.13										
2′ 6″ x 6′ 8″	1¾																				
2′ 8″ x 6′ 8″	1¾	11.79	13.89	12.48	14.46	11.69	12.62	12.87	13.61	13.10	14.31	10.66	14.49	11.82	15.98	12.92	14.90	13.59	15.80		
2′ 10″ x 6′ 8″	1¾			12.72	15.21																
3′ 0″ x 6′ 8″	1¾			12.96	15.44	12.32	13.32	13.20	14.31	13.73	15.03	10.85	15.27	13.38	16.95	13.38	13.72	14.06	16.50		
2′ 10″ x 6′ 10″	1¾			13.34	15.83	14.03	15.06	15.00	16.14	15.57	16.89	12.30	17.07	13.79	18.18	13.79	16.89	14.45	17.78		
2′ 6″ x 7′ 0″	1¾																				
2′ 8″ x 7′ 0″	1¾											12.26	17.05	13.74	18.08	13.73	16.80	14.40	17.67		
2′ 10″ x 7′ 0″	1¾			13.46	16.14	14.31	15.35	15.29	16.46	15.87	17.18	12.48	17.25	13.94	18.60	13.94	17.12	14.61	17.94		
3′ 0″ x 7′ 0″	1¾			13.74	16.43	13.41	14.42	14.31	15.44	14.85	16.14	11.64	16.26	14.15	18.02	14.16	16.58	14.82	17.42		

SIDELIGHTS—WESTERN PONDEROSA PINE NO. 1

Stock sizes	Thickness (inches)	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.		Stock sizes	Thickness (inches)	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
1′ 2″ x 6′ 8″	1⅜	$4.56	$6.20	$6.15	$8.45	$4.52	$6.51	$6.42	$8.67	1′ 2″ x 6′ 8″	1¾	$6.11	$7.74	$8.09	$10.46	$6.05	$8.04	$7.82	$10.26
1′ 2″ x 7′ 0″	1⅜	4.89	6.51	6.48	8.78	4.83	6.83	6.75	9.20	1′ 2″ x 7′ 0″	1¾	6.51	8.13	8.52	10.80	6.44	8.45	8.19	10.61

1¾″ COLONIAL ENTRANCE DOORS

[No. 1 western ponderosa pine]

	2′ 8″ x 6′ 8″		3′ 0″ x 6′ 8″		3′ 0″ x 7′ 0″			2′ 8″ x 6′ 8″		3′ 0″ x 6′ 8″		3′ 0″ x 7′ 0″	
6 pan. ¾″ heavy panel			$14.73		$15.71		6 pan. ¾″ heavy panel			$14.73		$15.71	
8 pan. ¾″ heavy panel			14.90		15.89		8 pan. ¾″ heavy panel			14.90		15.89	
	Open	Glazed	Open	Glazed	Open	Glazed		Open	Glazed	Open	Glazed	Open	Glazed
Design N. D. 610			$29.27	$32.45	$29.97	$33.18	Design N. D. 512			$14.67	$18.84	$15.53	$19.80
Design N. D. 607			26.07	28.01	27.90	30.02	Design N. D. 612			24.66	28.02	25.37	29.07
Design N. D. 608			33.54	35.15	34.23	37.49	Design N. D. 600			20.93	22.61	22.44	24.12
Design N. D. 612 Dutch			29.21	32.58	29.90	33.60							

FRENCH DOORS

[Stiles and top rail 4¾″—western ponderosa pine]

Stock Sizes	Thickness	N. D. 625		N. D. 626		N. D. 627		Stock Sizes	Thickness	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed
2′ 0″ x 6′ 8″	1⅜″	$6.90	$8.79	$7.14	$9.83			2′ 6″ x 7′ 0″	1¾″	$7.49	$10.76	$7.28	$10.70	$8.24	$11.91
2′ 6″ x 6′ 8″	1¾″	7.08	9.45	6.92	10.22	$7.19	$10.49	3′ 0″ x 7′ 0″	1¾″					8.46	12.41
2′ 8″ x 6′ 8″	1¾″			6.96	10.40	7.23	10.56	2′ 6″ x 8′ 8″	1¾″					10.13	13.48
2′ 0″ x 7′ 0″	1¾″	7.26	9.78					3′ 0″ x 7′ 0″	1¾″					11.99	15.92

T. astragal for folding doors—western ponderosa pine $0.90.

GARAGE DOORS

Stock sizes	Thickness	Glass size	Fir		Western ponderosa pine		Stock sizes	Thickness	Glass size	Fir		Western ponderosa pine	
			Design N. D. 720–722		Design N. D. 720					Design N. D. 720–722		Design N. D. 720	
			Open	Glazed	Open	Glazed				Open	Glazed	Open	Glazed
8′ 0″ x 7′ 0″	1¾″	12 x 13	$21.30	$23.96	$25.55	$27.99	8′ 0″ x 8′ 0″	1¾″	12 x 16	$21.30	$23.96	$26.52	$28.97
8′ 0″ x 7′ 6″	1¾″	12 x 16	21.30	23.96	26.03	26.49							

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, NEWARK-ZANESVILLE AREA, INCLUDING FAIRFIELD, LICKING, PERRY AND MUSKINGUM COUNTIES IN OHIO—Continued

2-LIGHT WINDOWS—1⅜″ CHECK RAIL—CLEAR WESTERN PONDEROSA PINE—TOXIC TREATED AND PREFIT

[For lugs, add per window $0.45]

Glass size	Ohio opening			Glass size	Ohio opening		
	Open	Glazed single strength B	Glazed double strength B		Open	Glazed single strength B	Glazed double strength B
16″ x 16″	$1.50	$2.18	$2.37	26″ x 24″	$1.97	$3.42	$4.41
16″ x 18″	1.68	2.42	2.67	26″ x 26″	2.01	3.69	4.76
16″ x 20″	1.62	2.48	2.81	26″ x 28″	2.06	3.98	5.13
16″ x 24″	1.71	2.72	3.11	26″ x 30″	2.28	4.77	5.84
16″ x 26″	1.92	3.20	3.77	26″ x 32″	2.48	4.92	5.96
16″ x 28″	1.83	3.11	3.71	26″ x 34″	2.54	5.58	6.81
18″ x 18″	1.76	2.67	2.99	26″ x 36″	2.58	5.63	6.87
18″ x 20″	1.67	2.63	2.97	28″ x 14″	1.92	3.12	3.63
18″ x 24″	1.77	3.02	3.56	28″ x 16″	1.98	3.29	3.92
18″ x 26″	1.98	3.39	4.04	28″ x 18″	2.03	3.54	4.25
18″ x 28″	2.03	3.54	4.25	28″ x 20″	2.10	3.69	4.43
20″ x 14″	1.58	2.10	2.49	28″ x 24″	2.01	3.69	4.76
20″ x 16″	1.62	2.33	2.81	28″ x 26″	2.06	4.22	5.13
20″ x 18″	1.80	2.49	3.15	28″ x 28″	2.10	4.50	5.51
20″ x 20″	1.71	2.73	3.41	28″ x 30″	2.36	4.82	5.87
20″ x 24″	1.83	3.02	3.81	28″ x 32″	2.54	5.58	6.81
20″ x 26″	1.86	3.14	4.01	28″ x 34″	2.58	5.63	6.87
20″ x 28″	2.10	3.29	4.43	28″ x 36″	2.66	6.06	7.50
20″ x 30″	2.15	3.42	4.68	30″ x 14″	1.95	3.26	3.78
20″ x 32″	2.28	4.23	5.10	30″ x 16″	2.03	3.45	4.08
22″ x 24″	1.88	3.14	4.01	30″ x 18″	2.10	3.69	4.43
22″ x 26″	1.92	3.29	4.27	30″ x 20″	2.15	3.86	4.68
22″ x 28″	1.97	3.42	4.41	30″ x 24″	2.06	3.87	5.06
22″ x 30″	2.19	4.14	5.04	30″ x 26″	2.10	4.50	5.51
22″ x 32″	1.76	2.55	2.82	30″ x 28″	2.18	4.55	5.54
24″ x 12″	1.67	2.45	2.91	30″ x 30″	2.42	5.49	6.75
24″ x 14″	1.71	2.60	3.26	30″ x 32″	2.58	5.63	6.87
24″ x 16″	1.77	2.84	3.56	30″ x 34″	2.66	6.06	7.50
24″ x 18″	1.83	3.02	3.81	30″ x 36″	2.70	6.11	7.55
24″ x 20″	1.85	3.14	4.01	32″ x 24″	2.42	4.85	5.91
24″ x 22″	1.92	3.38	4.37	32″ x 28″	2.54	5.58	6.81
24″ x 24″	1.97	3.42	4.41	32″ x 30″	2.58	5.63	6.87
24″ x 26″	2.01	3.69	4.76	32″ x 32″	2.66		7.50
24″ x 28″	2.06	3.87	5.06	32″ x 36″	2.75		8.39
24″ x 30″	2.22	4.65	5.58	36″ x 24″	2.54	5.25	6.44
24″ x 32″	2.48	4.92	5.96	36″ x 28″	2.66	6.06	7.50
24″ x 34″	2.52	5.24	6.44	36″ x 30″	2.70	6.11	7.55
24″ x 36″	1.71	2.67	3.02	40″ x 24″	2.78	5.75	6.98
26″ x 14″	1.77	3.02	3.56	40″ x 28″	2.90	6.81	8.46
26″ x 16″	1.82	3.21	3.81	40″ x 30″	2.96	6.89	8.55
26″ x 18″	1.86	3.33	4.01				
26″ x 20″							

Divided Light and Sash Extras

Add to 2-light window price as follows:

Rectangular lights up to and including lights 16″ high, per light	$0.09
Rectangular lights over 16″ high and up to and including lights 30″ high, per light	.12
Rectangular lights over 30″ high, per light	.18
(For rectangular lights formed by horizontal bars only, read width for height.)	
For half windows open or glazed, use half price of window and add	$0.12
For rabbeting special sash in pairs, add per pair	.48
For rabbeting bottom rails of sash or windows, add per sash	.23
Plowing for unique balance, add per window	.25
For ogee lugs on 2 and 4 check 1⅜-inch window only, add to window price	.45

PLANK WINDOW FRAMES—WESTERN PONDEROSA PINE

Glass size, 2-lights	4¾″ frame wall, 1⅜″ outside casing		9″ brick wall, head and sill		Glass size, 2-lights	5¼″ frame wall, 1⅜″ outside casing		9″ brick wall, head and sill	
	Heads and sills	Sides	Heads and sills	Sides		Heads and sills	Sides	Heads and sills	Sides
20″	$1.89		$2.04		36″	$2.93	$2.36	$3.17	$2.55
24″	2.10	$1.65	2.27	$1.79	40″	3.30	2.72	3.60	2.93
28″	2.36	1.89	2.55	2.04	44″	3.65	2.94	3.90	3.18
30″	2.54	2.06	2.75	2.22	48″		3.15		3.39
32″	2.72	2.06	2.93	2.22					

EXTRAS

For smaller or intermediate sizes use next largest size.	
Add for railing up sash frames	$0.90
For frames made for sash to pivot add	.68

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, NEWARK-ZANESVILLE AREA, INCLUDING FAIRFIELD, LICKING, PERRY AND MUSKINGUM COUNTIES IN OHIO—Continued

INSIDE DOOR FRAMES

[Western ponderosa pine]

Design	Knocked down		Nailed up	
	2' 8" x 6' 8"	3' 0" x 7' 0"	2' 8" x 6' 8"	3' 0" x 7' 0"
1¾" x 5¾" jamb	$4.08	$4.28	$4.63	$4.88
Jamb ¾" x 5¾" stop ½" x 1⅜"	2.78	2.93	3.38	3.53
Jamb ¾" x 5¾" No stops	2.25	2.39	2.85	2.99

YELLOW PINE

[Inside door frames]

Jamb 1¾" x 5¾" rab. 2 sides	$2.58	$3.18	$3.48	$3.78
Jamb 1¾" x 3½" rab. 1 side	2.28	2.52	2.88	3.12

CASED OPENINGS

6' 0" x 7' 0" and smaller	¾" x 5½" jambs and heads	$2.76
6' 0" x 7' 0" and smaller	1⅜" x 5½" jambs and heads	3.33

4-LIGHT WINDOWS—1¾" CHECK RAIL

[Clear western Ponderosa pine—for lugs, add per window]

Glass size	Thickness (inches)	Ohio opening		Glass size	Thickness (inches)	Ohio opening	
		Open	Glazed, single strength B			Open	Glazed, single strength B
10" x 20"	1¾	$2.15	$3.24	14" x 28"	1¾	$2.63	$3.90
10" x 24"	1¾	2.28	3.56	14" x 30"	1¾	2.70	5.16
12" x 20"	1¾	2.06	3.12	14" x 32"	1¾	2.91	5.48
12" x 24"	1¾	2.19	3.59	14" x 34"	1¾	2.96	5.67
12" x 26"	1¾	2.25	3.96	14" x 36"	1¾	3.06	5.96
12" x 28"	1¾	2.30	4.17	15" x 24"	1¾	2.55	4.52
12" x 30"	1¾	2.60	4.74	15" x 26"	1¾	2.60	4.95
12" x 32"	1¾	2.79	5.00	15" x 28"	1¾	2.67	5.61
12" x 34"	1¾	2.87	5.15	15" x 30"	1¾	2.75	5.36
12" x 36"	1¾	2.94	5.36	15" x 32"	1¾	2.96	5.67
14" x 24"	1¾	2.48	4.40	15" x 34"	1¾	3.11	5.91
14" x 26"	1¾	2.55	4.52	15" x 36"	1¾	3.11	6.39

12-LIGHT WINDOWS—1⅜" CHECK RAIL

[Western Ponderosa pine—Prefit, plowed and bored, toxic treated]

Glass size	Thickness (inches)	Open	Glazed, single strength B	Glass size	Thickness (inches)	Open	Glazed, single strength B
8" x 8"	1⅜	$2.55	$3.77	10" x 18"	1⅜	$3.26	$5.01
8" x 10"	1⅜	2.52	4.02	10" x 16"	1⅜	3.45	5.93
8" x 12"	1⅜	2.87	4.50	10" x 18"	1⅜	3.57	6.56
9" x 12"	1⅜	2.70	4.41	10" x 20"	1⅜	3.95	7.82
9" x 14"	1⅜	2.81	4.76	12" x 14"	1⅜	3.39	5.99
10" x 10"	1⅜	2.91	4.55	12" x 16"	1⅜	3.69	6.48
10" x 12"	1⅜	2.79	4.82	12" x 18"	1⅜	3.50	7.38
10" x 14"	1⅜	3.15	5.36	12" x 20"	1⅜	3.95	7.82

2 LIGHT STORM SASH

[Toxic treated, glazed, 4½" wider and 8" longer than glass—western ponderosa pine]

Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed
16" x 16"	1⅛	$2.18	24" x 28"	1⅛	$3.69	28" x 28"	1⅛	$4.40
18" x 20"	1⅛	2.52	24" x 30"	1⅛	3.87	28" x 30"	1⅛	4.82
14" x 24"	1⅛	3.02	24" x 32"	1⅛	4.56	28" x 32"	1⅛	5.58
20" x 16"	1⅛	2.33	26" x 18"	1⅛	3.21	30" x 16"	1⅛	3.45
20" x 18"	1⅛	2.49	26" x 20"	1⅛	3.33	30" x 18"	1⅛	3.66
20" x 20"	1⅛	2.73	26" x 24"	1⅛	3.42	30" x 20"	1⅛	3.87
20" x 24"	1⅛	3.02	26" x 26"	1⅛	3.69	30" x 24"	1⅛	4.50
20" x 26"	1⅛	3.14	26" x 28"	1⅛	3.98	30" x 26"	1⅛	4.65
24" x 14"	1⅛	2.45	26" x 30"	1⅛	4.77	30" x 28"	1⅛	5.49
24" x 16"	1⅛	2.60	26" x 32"	1⅛	4.92	30" x 30"	1⅛	5.64
24" x 18"	1⅛	2.84	27" x 24"	1⅛	4.17	30" x 32"	1⅛	4.83
24" x 20"	1⅛	3.02	28" x 18"	1⅛	3.54	32" x 24"	1⅛	5.25
24" x 22"	1⅛	3.14	28" x 20"	1⅛	3.69	36" x 24"	1⅛	7.19
24" x 24"	1⅛	3.38	28" x 24"	1⅛	3.69	40" x 24"	1⅛	
24" x 26"	1⅛	3.42	28" x 26"	1⅛	4.23			

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, NEWARK-ZANESVILLE AREA, INCLUDING FAIRFIELD, LICKING, PERRY AND MUSKINGUM COUNTIES IN OHIO—Continued

1 LIGHT SINGLE SASH—1⅜" THICK

[Toxic treated western ponderosa pine]

Glass size	Open	Glazed, single strength	Glazed, double strength	Glass size	Open	Glazed, single strength	Glazed, double strength
16" x 18"	$1.01	$1.35	$1.53	28" x 26"	$1.23	$2.36	$2.93
16" x 20"	1.04	1.40	1.68	28" x 28"	1.25	2.51	3.12
16" x 24"	1.07	1.55	1.80	28" x 30"	1.28	2.55	3.17
16" x 28"	1.11	1.85	2.21	28" x 32"	1.37	2.97	3.69
16" x 30"	1.13	1.89	2.31	30" x 18"	1.16	1.97	2.42
18" x 20"	1.07	1.55	1.76	30" x 20"	1.19	2.06	2.51
18" x 24"	1.08	1.74	2.06	30" x 24"	1.25	2.31	2.88
18" x 28"	1.13	1.89	2.31	30" x 28"	1.31	2.55	3.17
18" x 30"	1.19	1.97	2.42	30" x 30"	1.32	2.93	3.65
20" x 16"	1.04	1.49	1.68	30" x 32"	1.43	2.99	3.74
20" x 18"	1.07	1.55	1.76	30" x 36"	1.47	3.24	4.07
20" x 20"	.99	1.64	1.89	36" x 18"	1.32	2.31	2.78
20" x 24"	1.02	1.74	2.09	36" x 20"	1.35	2.46	3.03
20" x 28"	1.08	1.85	2.28	36" x 24"	1.40	2.78	3.45
24" x 16"	.98	1.44	1.79	36" x 28"	1.44	3.24	4.07
24" x 18"	.99	1.64	1.94	36" x 30"	1.50	3.29	4.11
24" x 20"	1.02	1.74	2.09	36" x 32"	1.52	3.59	4.52
24" x 24"	1.04	1.89	2.37	36" x 36"	1.59		4.88
24" x 26"	1.08	1.94	2.37	40" x 20"	1.50	2.67	3.29
24" x 28"	1.11	2.04	2.58	40" x 24"	1.55	3.12	3.81
24" x 30"	1.13	2.18	2.72	40" x 28"	1.62		4.01
24" x 32"	1.32	2.54	3.17	40" x 30"	1.64		4.01
26" x 16"	1.07	1.74	2.06	40" x 32"	1.67		4.92
26" x 18"	1.08	1.80	2.16	40" x 36"	1.74		5.63
26" x 20"	1.13	1.89	2.31	40" x 40"	1.79		5.66
26" x 24"	1.19	2.06	2.51	44" x 20"	1.56		3.88
26" x 26"	1.20	2.16	2.72	44" x 24"	1.64		4.20
26" x 28"	1.23	2.37	2.93	44" x 28"	1.68		4.97
26" x 30"	1.25	2.51	3.12	44" x 30"	1.71		5.63
28" x 16"	1.11	1.76	2.15	44" x 32"	1.74		5.63
28" x 18"	1.13	1.89	2.31	48" x 24"	1.67		4.92
28" x 20"	1.16	1.97	2.42	48" x 28"	1.76		5.63
28" x 24"	1.20	2.16	2.72	48" x 30"	1.79		5.66

BARN SASH

[Western ponderosa pine]

Glass size	Thickness (inches)	4-light barn sash		6-light barn sash		9-light barn sash		Glass size	Thickness (inches)	4-light barn sash		6-light barn sash		9-light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1⅜	$0.89	$1.26	$1.04	$1.64	$1.44	$2.37	8" x 10"	1⅜	$0.98	$1.35	$1.17	$1.76	$1.59	$2.55
9" x 12"	1⅜	.95	1.43	1.16	1.89			9" x 12"	1⅜	1.07	1.53	1.31	2.01		
10" x 12"	1⅜	.99	1.50	1.20	1.98	1.68	2.94	10" x 12"	1⅜	1.16	1.61	1.35	2.10	1.91	3.17
10" x 14"	1⅜	1.04	1.61	1.25	2.16			10" x 14"	1⅜	1.17	1.74	1.41	2.31		
10" x 16"	1⅜			1.37	2.64			10" x 16"	1⅜			1.58	2.82		

EXTERIOR DOOR FRAMES—WESTERN PONDEROSA PINE

FOR FRAME CONSTRUCTION

[5¼-inch wall]—1¼ outside casing

	With oak sill	No sill
2' 8" x 6' 8"	$8.85	$5.99
3' 0" x 6' 8"	9.44	6.15
3' 0" x 7' 0"	9.69	6.38

Add for milling up $0.90

GARAGE DOOR FRAME

Jamb—1⅝ x 7¼ inch western ponderosa pine (no outside casing or sill).
Not over 8' 0" x 8' 0"—knocked down $6.75

DOOR FRAME EXTRAS

Transom door frames (transom not over 1' 6" high, add $3.38
Side light door frame, figure 3 times price of single.
Circle top door frame, add to price of square head frame 9.53

FOR 9-INCH MASONRY CONSTRUCTION

(No sill)

	Knocked down	Nailed up
2' 8" x 6' 8"	$6.50	$7.40
3' 0" x 6' 8"	6.60	7.50
3' 0" x 7' 0"	6.83	7.73

FOR 10-INCH FURRED BRICK WALL

2' 8" x 6' 8"	$8.55	$9.45
3' 0" x 6' 8"	9.14	10.04
3' 0" x 7' 0"	9.45	10.35

FOR 13-INCH MASONRY CONSTRUCTION

2' 8" x 6' 8"	$10.71	$11.61
3' 0" x 6' 8"	10.88	11.78
3' 0" x 7' 0"	11.25	12.15

Treating door frames with "wood-life" preserver $0.54

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, NEWARK-ZANESVILLE AREA, INCLUDING FAIRFIELD, LICKING, PERRY, AND MUSKINGUM COUNTIES IN OHIO—Continued

EXTERIOR WINDOW FRAMES—WESTERN PONDEROSA PINE

[Important joints treated with wood preserver]

Glass size, 2-lights	5¼" frame wall, 1¾" outside casing		9" brick wall, all head and sill		"Unique balance" frame	
	Heads and sills	Sides	Heads and sills	Sides	Heads and sills	Sides
12"		$2.30				
14"	$1.34	2.51	$1.20	$3.06	$1.28	$1.64
16"	1.44	2.66	1.28	3.26	1.35	1.79
18"	1.70	2.82	1.35	3.53	1.44	1.97
20"	1.79	3.08	1.44	3.81	1.55	2.13
22"	1.89	3.24	1.67	4.05	1.76	2.30
24"	1.98	3.38	1.74	4.28	1.86	2.45
26"	2.07	3.53	1.83	4.47	1.95	2.57
27"	2.15				2.00	
28"	2.15	3.66	1.91	4.86	2.03	2.72
30"	2.31	3.95	1.98	4.92	2.10	2.91
32"	2.49	4.11	2.07	5.39	2.21	3.18
36"	2.67	4.32	2.31	5.90	2.48	3.54
40"	2.97		2.49		2.66	

WINDOW FRAME EXTRAS

For nailing-up (N. U.) add to above	$0.90	For cutting down heads and sills, add	$0.90
Mullion frames, add to price of 2 single frames	.45	For cutting down sides, add	.90
Triple frames, add to price of 3 single frames	1.20	Long sill horns for corner construction, add to price of regular head and sill	1.14
For brick house frames with moulded hanging style instead of plain, add	.60	For frame house frame, add for hanging stile instead of casing	

PORCH WORK—FIR

Colonial columns			Turned columns	
Sizes	Round cap and base	Paneled cap and base	Sizes	Turned center
6 inch x 8 feet	$5.40		4" x 4", 8 feet	$2.37
8 inch x 6 feet	6.15	$6.60	5" x 5", 8 feet	3.69
8 feet	6.75	7.47	6" x 6", 8 feet	5.31
10 inch x 8 feet	9.12	9.42	6" x 6", 10 feet	6.66
9 feet	10.38	10.41		
12 inch x 8 feet		11.19		
9 feet		12.30		

Add for splitting columns, $0.75.

FIR—PORCH NEWELS

Size	Square paneled, cap and base	Size	Square, turned cap
8 inch x 4 feet	$4.08	5" x 5" x 4 feet	$1.85
10 inch x 4 feet	5.16	6" x 6" x 4 feet	2.66

[F. R. Doc. 46-6035; Filed, Apr. 10, 1946; 2:09 p. m.]

[Region III Order G-18 Under Gen. Order 68]

STOCK MILLWORK IN THE WILMINGTON, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by General Order 68, it is ordered:

SECTION 1. *What this order does.* This order determines maximum prices for certain sales of the specified stock millwork items set forth in a price list designated Table 1, attached to this order and made a part hereof. These maximum prices shall be the only maximum prices for these items when sold to an ultimate user or to a purchaser for resale on an installed basis. It includes the type of sale referred to in the trade as a "contract sale" wherein the seller provides his own take off from plans and specifications, quotes a flat price, and guarantees enough material to complete the job.

SEC. 2. *Geographical applicability.* This order applies to all sales or deliveries made by any seller located in the area covered by this order, or any sales or delivery to any buyer located in this area. The area covered by this order shall consist of Clinton, Fayette, Highland, Pickaway and Ross Counties in the State of Ohio.

SEC. 3. *Relationship to other orders and regulations.* This order supersedes MPR 44 and MPR 293 and the General Maximum Price Regulation for all sales of the listed items covered by this order. Sales of any items not specifically described in Table 1 remain subject to all applicable regulations issued by the Office of Price Administration.

SEC. 4. *Maximum prices, allowances and discounts.* (a) The prices set out in the attached table are the maximum prices which may be charged for the items shown whether purchased from manufacturers, jobbers or self-produced. Prices lower than the maximum prices may, of course, be charged or paid. Any seller may quote on a contract basis, wherein he takes off quantities from blueprints and guarantees sufficient material to finish the job, without violating this order; *Provided*, He maintains records showing complete calculations for each item in his contract price and provided that the contract price is based on prices permitted by this order as well as any other applicable regulation. If quotations are made on a contract basis, however, and the quantity of stock millwork actually furnished is valued at less than the contract price, the maximum charge which may be made is the total of the maximum price for the items actually furnished and not the contract price.

(b) The prices set out in the appendix are base prices for sales to ultimate users and are subject to the following discount:

(1) For all sales made to bona fide "resellers on an installed basis", a discount of not less than 2% of the net invoice for payment on or before the tenth of the calendar month following the date of delivery. This discount shall not apply on sales quoted and sold on a contract basis.

(c) *Delivery additions.* The prices set in this order include all additions or charges for delivery. No deduction need be made where the purchaser elects to make his own delivery. In those cases where the stock millwork is taken from the stock of a retailer's warehouse and located on cars for shipment to a purchaser for resale on an installed basis or ultimate consumer in a different area, the prices are f. o. b. cars.

SEC. 5. *Notification.* Each seller subject to this order and making sales covered by this order shall keep for inspection by any purchaser, and make available to such purchaser upon request, a copy of this order together with the price lists and prices established by this order.

SEC. 6. *Invoice.* Each seller subject to this order shall furnish to every buyer within ten (10) days after making a sale of any items covered by this order an invoice containing a sufficiently complete description of the millwork items sold to show whether or not the price is within the maximum permitted. Items covered by the order shall be invoiced by the same description as listed in the attached price list.

SEC. 7. *Record keeping.* Each seller must keep at his place of business available for inspection by representatives of the OPA as long as the Emergency Price Control Act of 1942 is amended or remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services invoiced, and the prices charged.
5. If the stock millwork is sold on a firm contract price basis and includes two or more different items, the seller must keep a record describing his calculations of each item sold by reason of such firm contract price.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices set forth in the price list attached hereto.

(b) All sales shall be made subject to the allowances and discounts set forth herein. Every seller shall be subject to the notification invoice and record provisions set forth above. No provision to this order shall supersede any requirement or prohibition set forth in any price regulation except insofar as the requirements of this order are inconsistent with requirements of any other regulation or order issued by the Office of Price Administration. Persons violating any provision of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942.

SEC. 9. *Posting.* Every seller making a sale covered by this order shall post a copy of the list of maximum prices fixed by this order.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 29, 1946.

Issued: March 15, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK WILMINGTON AREA INCLUDING CLINTON, FAYETTE, HIGHLAND, PICKAWAY AND ROSS COUNTIES IN OHIO

INTERIOR WESTERN PONDEROSA PINE DOORS

[Ovolo sticking]

Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S & R fir panels	2 vertical W. P. P. S & R fir panels	6 panel colonial No. 1, W. P.
2'0" x 6'0"	1¾"	$5.42						
2'0" x 6'0"	1⅜"	6.02	$6.02					
2'6" x 6'6"	1⅜"	7.22						
2'6" x 6'8"	1⅜"		6.72			$6.77	$6.90	$7.55
2'8" x 7'0"	1⅜"					7.32		
2'8" x 6'8"	1⅜"					6.77	6.90	7.70
2'10" x 6'8"	1⅜"							7.74
3'0" x 6'0"	1⅜"	6.06	6.06	$6.06	$5.82	5.81	5.94	6.81
3'0" x 6'6"	1⅜"	6.54	6.36			6.09	6.41	7.10
3'0" x 6'8"	1⅜"	6.65	6.47	6.65		6.30	6.51	7.19
3'0" x 6'10"	1⅜"	7.55	7.11			7.23		
3'0" x 7'0"	1⅜"	7.64	7.20	7.64		7.32	7.49	8.45
2'2" x 6'8"	1⅜"		7.01			7.13	7.28	8.24
2'2" x 7'0"	1⅜"		8.03			7.70	7.86	8.81
2'4" x 6'0"	1⅜"					7.08		
2'4" x 6'4"	1⅜"	7.55						
2'4" x 6'6"	1⅜"	6.99	6.99			6.71	6.84	7.11
2'4" x 6'8"	1⅜"	7.16	7.16	7.16		6.84	7.01	7.88
2'4" x 6'10"	1⅜"	8.30	8.30			7.97	8.12	
2'4" x 7'0"	1⅜"	8.42	8.42	8.42		8.06	8.24	9.18
2'6" x 6'0"	1⅜"	7.64	7.64			7.32	7.05	8.45
2'6" x 6'6"	1⅜"	7.58	7.35	7.58	7.26	7.05	7.19	8.06
2'6" x 6'8"	1⅜"	7.68	7.46	7.68		7.82	7.29	8.16
2'6" x 6'10"	1⅜"	8.67	8.18			8.33	8.49	
2'6" x 7'0"	1⅜"	$8.79	$8.28	$8.79				$9.56
2'8" x 6'6"	1⅜"	8.34	7.86					9.14
2'8" x 6'8"	1⅜"	8.03	7.80	8.03	$7.70	7.47	7.64	8.51
2'8" x 6'10"	1⅜"	9.05	8.54			8.67	8.36	
2'8" x 7'0"	1⅜"	9.17	8.63	9.17		8.28	8.46	9.93
2'10" x 6'6"	1⅜"	8.72						
2'10" x 6'8"	1⅜"	8.84	8.33	8.84		7.98	8.66	9.60
2'10" x 6'10"	1⅜"	9.42	9.42	9.42		9.05	9.26	10.20
2'10" x 7'0"	1⅜"	9.54	9.54	9.54		9.17	9.33	10.31
3'0" x 6'6"	1⅜"	9.05						
3'0" x 6'8"	1⅜"	9.23	8.70			8.85		9.98
3'0" x 7'0"	1⅜"	9.98	9.41	9.98		9.56	9.78	10.73
2'6" x 6'8"	1¾"		10.55					
2'8" x 6'8"	1¾"					11.36		12.68
2'10" x 6'8"	1¾"							13.05
3'0" x 6'8"	1¾"							13.56
2'6" x 7'0"	1¾"		12.15			11.60		
2'8" x 6'8"	1¾"		11.12					
2'8" x 7'0"	1¾"		11.93					
2'10" x 6'10"	1¾"		13.01					
2'10" x 7'0"	1¾"		13.18					
3'0" x 6'8"	1¾"		11.99					
3'0" x 7'0"	1¾"	13.73	12.93			13.22		14.48

FIR GLASS DOORS

[No. 2 quality]

Stock sizes	Thickness (inches)	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2'6" x 6'6"	1⅜	$6.41	$7.25	$6.77	$7.68	$6.90	$7.80	$7.14	$8.19
2'6" x 6'8"	1⅜	6.50	7.40	6.86	7.83	6.99	7.95	7.23	8.34
2'8" x 6'8"	1⅜	6.68	7.68	7.04	8.12	7.17	8.25	7.46	8.64
2'10" x 6'10"	1⅜	$7.44	$9.26	$7.80	$9.42	$7.92	$9.54	$8.16	$9.96
3'0" x 7'0"	1⅜	7.88	9.99	8.24	10.05	8.36	10.17	8.61	10.59

2-LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness (inches)	Open	Glazed, single strength
12" x 14"	1⅜	$0.95	$1.34
12" x 16"	1⅜	.98	1.44
12" x 18"	1⅜	1.01	1.61
14" x 12"	1⅜	1.08	1.62
14" x 14"	1⅜	1.08	1.62
14" x 15"	1⅜	1.13	1.76
14" x 16"	1⅜	1.13	1.76
14" x 18"	1⅜	$1.16	$1.83
14" x 20"	1⅜	1.19	1.89
15" x 12"	1⅜	1.08	1.59
15" x 14"	1⅜	1.13	1.83
15" x 16"	1⅜	1.16	1.83
15" x 18"	1⅜	1.19	1.89
15" x 20"	1⅜	1.20	2.10

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK WILMINGTON AREA INCLUDING CLINTON, FAYETTE, HIGHLAND, PICKAWAY AND ROSS COUNTIES IN OHIO—Continued

8-LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness	Open	Glazed, single strength	Glass size	Thickness	Open	Glazed, single strength
8" x 10"	1⅜	$0.90	$1.17	10" x 16"	1⅜	$1.08	$1.79
10" x 12"	1⅜	1.02	1.38	10" x 18"	1⅜	1.20	1.98
10" x 14"	1⅜	1.07	1.58	10" x 20"	1⅜	1.25	2.10

HOTBED SASH

Sash opening	Open	Glazed	Number rows glass	Sash opening	Open	Glazed	Number rows glass
3' 0" x 6' 0"—1¾	$3.14	$6.29	3	4' 0" x 6' 0"—1¾	$5.57	$9.45	4

KNOCKED DOWN SASH PARTS, TOXIC TREATED—WESTERN PONDEROSA PINE

[1¾" 2 check windows—Ohio knocked down wood parts—"profit"]

Glass	Stile or top rail	Check rail	Bottom rail	Glass	Stile or top rail	Check rail	Bottom rail
12"	$0.17	$0.14	$0.20	30"	$0.27	$0.23	$0.36
14"	.18	.14	.23	32"	.30	.24	.39
16"	.18	.15	.24	34"	.32	.26	.41
18"	.20	.17	.26	36"	.33	.27	.44
20"	.21	.18	.27	38"	.33	.27	.44
22"	.23	.18	.29	40"	.36	.29	.50
24"	.23	.20	.30	42"	.39	.30	.50
26"	.24	.20	.33	44"	.42	.33	.54
28"	.26	.21	.33	46"	.48	.39	.65

For ogee lugs (Cincinnati opening only) add for complete set (4 stiles)—$0.45.

CUPBOARD DOORS 1⅜"—1 PANEL WESTERN PONDEROSA PINE

1' 4" x 2' 0"	$1.37	1' 4" x 3' 0"	$1.86	1' 4" x 4' 0"	$2.42
1' 6" x 2' 0"	1.46	1' 6" x 3' 0"	1.95	1' 6" x 4' 0"	2.55
1' 8" x 2' 0"	1.50	1' 8" x 3' 0"	2.13	1' 8" x 4' 0"	2.76
2' 0" x 2' 0"	1.73	2' 0" x 3' 0"	2.37	2' 0" x 4' 0"	3.08
1' 4" x 2' 6"	1.68	1' 4" x 3' 6"	2.18	1' 4" x 4' 6"	2.76
1' 6" x 2' 6"	1.77	1' 6" x 3' 6"	2.28	1' 6" x 4' 6"	2.91
1' 8" x 2' 6"	1.91	1' 8" x 3' 6"	2.51	1' 8" x 4' 6"	3.18
2' 0" x 2' 6"	2.13	2' 0" x 3' 6"	2.76	2' 0" x 4' 6"	3.50

1' 4" x 5' 0"	$3.08
1' 6" x 5' 0"	3.27
1' 8" x 5' 0"	3.54
2' 0" x 5' 0"	3.95
2' 0" x 6' 0"	4.41
2' 0" x 6' 0"	5.19

FIR PANEL DOORS

Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2	Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2
2' 0" x 6' 0"	1⅜"				$4.59	2' 4" x 7' 0"	1⅜"	7.04	$6.84		
2' 6" x 6' 0"	1⅜"				5.28	2' 6" x 6' 0"	1⅜"	6.29	6.12		$6.12
2' 8" x 6' 8"	1⅜"				5.49	2' 8" x 6' 0"	1¾"	6.02	5.85		5.85
1' 6" x 6' 8"	1⅜"	$5.63	$5.48	$5.81		2' 6" x 6' 8"	1⅜"	6.09	5.94	$6.27	5.94
2' 0" x 6' 0"	1⅜"	5.25	5.12		5.12	2' 6" x 7' 0"	1⅜"	6.81	6.63		
2' 0" x 6' 6"	1⅜"	5.49	5.34			2' 8" x 6' 8"	1⅜"	6.27	6.09	6.45	6.09
2' 0" x 6' 8"	1⅜"	5.63	5.48	5.81	5.48	2' 8" x 7' 0"	1⅜"	6.98	6.80		
2' 0" x 7' 0"	1⅜"	6.68	6.50			2' 10" x 6' 10"	1⅜"	7.65	7.44		7.14
2' 4" x 6' 6"	1⅜"	5.85	5.69			2' 10" x 7' 0"	1⅜"	7.73	7.52		
2' 4" x 6' 8"	1⅜"	5.94	5.78	6.12	5.78	3' 0" x 7' 0"	1⅜"	8.09	7.88		7.41

WESTERN PONDEROSA PINE GLASS DOORS

Stock sizes	Thickness	N. D. 500		N. D. 502		N. D. 514		N. D. 530		N. D. 531		N. D. 532		N. D. 550		N. D. 561		N. D. 562		N. D. 567	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1⅜"																			$7.40	$9.39
2' 6" x 6' 8"	1⅜"																			7.44	9.48
2' 8" x 6' 8"	1⅜"	$8.45	$10.44	$9.33	$12.00	$7.44	$9.38	$8.07	$8.93	$8.91	$9.50	$9.42	$11.22	$7.28	$10.19	$8.72	$10.37	$9.08	$11.07	7.65	9.80
3' 0" x 6' 8"	1⅜"													7.59	11.30	9.03	11.91				
2' 10" x 6' 10"	1⅜"													7.86	11.12	9.30	12.18	9.68	12.63	8.24	11.15
2' 8" x 7' 0"	1⅜"	9.14	12.41	10.89	13.80	8.07	11.34	8.76	10.16	9.60	11.54	10.11	12.45							8.19	11.10
3' 0" x 7' 0"	1⅜"	9.03	12.29	10.77	13.83	7.97	10.88	8.61	10.02	9.45	10.62	9.93	12.09							8.24	11.58
2' 6" x 6' 8"	1⅜"	9.23	12.86	10.95	14.18	8.12	11.39	8.81	11.06	9.68	11.60	10.14	12.60	8.12	12.14	9.56	12.78	9.93	13.65	8.49	11.76
2' 8" x 7' 0"	1⅜"	9.45	13.16	11.19	14.51	8.34	12.05	9.03	10.64	9.87	12.02	10.35	12.84	10.07	12.98	11.97	13.31	12.48	15.09		
2' 6" x 6' 8"	1⅜"					10.19	12.42	10.94	12.51	12.02	13.44	12.60	14.01	10.29	13.20	12.20	13.67	12.72	14.51	10.71	12.96
2' 8" x 6' 8"	1⅜"	11.87	14.76	14.27	17.07	10.43	12.18	11.22	11.82	12.30	13.04	12.87	14.70							10.94	13.41
2' 10" x 6' 8"	1⅜"					10.64	13.55	11.51	12.00	12.59	13.70	13.89	16.24							11.15	14.06
3' 0" x 6' 8"	1⅜"	12.44	15.69	14.85	17.84	10.94	13.41	11.79	13.02	12.87	13.98	13.45	15.66	10.76	14.46	12.66	14.69	13.17	15.09	11.15	14.06
2' 10" x 6' 10"	1⅜"	12.87	16.14	15.32	18.23	11.33	14.00	12.20	14.19	13.29	15.23	13.89	16.24	11.15	14.42	13.05	15.05	13.59	16.55	11.57	14.48
2' 6" x 7' 0"	1⅜"					10.94	13.53														
2' 8" x 7' 0"	1⅜"	12.77	16.04	15.18	18.23	11.22	14.13	12.02	14.03	13.13	14.93	13.69	15.84							11.69	14.91
2' 10" x 7' 0"	1⅜"	13.05	16.32	15.47	18.51	11.45	14.70	12.38	14.61	13.46	15.39	14.04	16.50							11.97	15.23
3' 0" x 7' 0"	1⅜"	13.34	17.04	15.75	19.07	11.73	14.88	12.66	14.06	13.74	15.00	14.31	16.80	11.51	15.53	13.41	15.71	13.92	16.11		

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK WILMINGTON AREA INCLUDING CLINTON, FAYETTE, HIGHLAND, PICKAWAY AND ROSS COUNTIES IN OHIO—Continued

WESTERN PONDEROSA PINE GLASS DOORS—continued

Stock sizes	Thickness (inches)	N. D. 568		N. D. 569		N. D. 591		N. D. 592		N. D. 594		N. D. 635		N. D. 638		N. D. 641		N. D. 642	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1⅜"	$8.24	$9.98	$8.76	$10.74														
2' 6" x 6' 8"	1⅜"			8.81	11.10														
2' 8" x 6' 8"	1⅜"	8.49	10.61	9.03	11.01	$8.34	$9.15	$9.08	$10.11	$9.53	$10.73	$7.92	$11.94	$8.34	$12.06	$9.08	$11.88	$9.60	$12.69
3' 0" x 6' 8"	1⅜"									10.89	12.24	8.24	12.99	9.41	13.20	9.36	12.57	9.87	13.25
2' 10" x 6' 10"	1⅜"	9.00	11.28	9.60	12.09	10.02	11.06	10.82	11.96	11.31	12.62	8.54	13.31	9.69	14.09	9.65	12.75	10.16	13.50
2' 8" x 7' 0"	1⅜"	9.03	11.18	9.56	12.00							8.49	13.26	9.65	13.98	9.60	12.66	10.11	13.38
3' 0" x 7' 0"	1⅜"			9.72	12.41							8.66	13.43	9.78	14.45	9.74	12.90	10.25	13.58
2' 10" x 7' 0"	1⅜"	9.33	11.91	9.87	12.56	10.52	11.58	11.31	12.48	11.78	13.13	8.81	13.82	9.92	14.03	9.87	13.22	10.40	13.97
3' 0" x 7' 0"	1⅜"																		
2' 6" x 6' 8"	1¾"	11.79	13.89	12.48	14.46	11.69	12.62	12.57	13.61	13.10	14.31	10.68	14.49	11.82	15.98	12.92	14.90	13.59	15.80
2' 8" x 6' 8"	1¾"			12.72	15.21														
2' 10" x 6' 8"	1¾"			12.95	15.44	12.32	13.32	13.20	14.31	13.73	15.03	10.86	15.27	13.38	16.95	13.38	15.72	14.06	16.50
3' 0" x 6' 8"	1¾"			13.34	15.83	14.03	15.06	16.00	16.14	15.57	16.89	12.30	17.07	13.79	18.18	13.79	16.89	14.45	17.78
2' 10" x 6' 10"	1¾"																		
2' 6" x 7' 0"	1¾"																		
2' 8" x 7' 0"	1¾"																		
2' 10" x 7' 0"	1¾"			13.46	16.14	14.31	15.35	15.29	16.46	15.87	17.18	12.48	17.25	13.94	18.60	13.94	17.12	14.61	17.94
3' 0" x 7' 0"	1¾"			13.74	16.43	13.41	14.42	14.31	15.44	14.85	16.14	11.64	16.28	14.15	18.02	14.16	16.58	14.82	17.42

SIDELIGHTS—WESTERN PONDEROSA PINE NO. 1

Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.		Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
1' 2" x 6' 8"	1¾"	$4.56	$6.20	$6.15	$8.45	$4.52	$6.51	$6.42	$8.87	1' 2" x 6' 8"	1¾"	$6.11	$7.74	$8.09	$10.46	$6.05	$8.04	$7.82	$10.26
1' 2" x 7' 0"	1¾"	4.89	6.51	6.48	8.78	4.83	6.83	6.75	9.20	1' 2" x 7' 0"	1¾"	6.51	8.13	8.52	10.80	6.44	8.45	8.19	10.64

1¾" COLONIAL ENTRANCE DOORS

[No. 1 western ponderosa pine]

	2' 8" x 6' 8"		3' 0" x 6' 8"		3' 0" x 7' 0"	
	Open	Glazed	Open	Glazed	Open	Glazed
6 pan. ¾" heavy panel			$14.73		$15.71	
8 pan. ¾" heavy panel			14.90		15.89	
Design N. D. 610			$30.27	$32.45	$29.97	$33.18
Design N. D. 607			26.07	28.01	27.90	30.02
Design N. D. 608			33.54	35.15	34.23	37.49
Design N. D. 612 Dutch			29.21	32.58	29.90	33.60

	2' 8" x 6' 8"		3' 0" x 6' 8"		3' 0" x 7' 0"	
	Open	Glazed	Open	Glazed	Open	Glazed
6 pan. ¾" heavy panel			$14.73		$15.71	
8 pan. ¾" heavy panel			14.90		15.89	
Design N. D. 512			$14.67	$18.84	$15.53	$19.89
Design N. D. 612			24.66	28.02	25.37	29.07
Design N. D 600			20.93	22.61	22.44	24.12

FRENCH DOORS

[Stiles and top rail 4¾"—western ponderosa pine]

Stock sizes	Thickness	N. D. 625		N. D. 626		N. D. 627		Stock sizes	Thickness	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed			Glazed	Open	Glazed	Open	Glazed	Open
2' 0" x 6' 8"	1⅜"	$6.90	$8.79	$7.14	$9.83			2' 6" x 7' 0"	1⅜"	$7.49	$10.76	$7.28	$10.70	$8.24	$11.91
2' 6" x 6' 8"	1⅜"	7.08	9.45	6.92	10.22	$7.19	$10.49	3' 0" x 7' 0"	1⅜"					8.48	12.41
2' 8" x 6' 8"	1⅜"			6.96	10.40	7.23	10.56	2' 6" x 6' 8"	1¾"					10.13	13.43
2' 0" x 7' 0"	1⅜"	7.26	9.78					3' 0" x 7' 0"	1¾"					11.99	15.92

Astragal for folding doors—western ponderosa pine $0.90.

GARAGE DOORS

Stock sizes	Thickness (inches)	Glass size	Fir		Western ponderosa pine		Stock sizes	Thickness (inches)	Glass size	Fir		Western ponderosa pine	
			Design N. D. 720-722		Design N. D. 720					Design N. D. 720-722		Design N. D. 720	
			Open	Glazed	Open	Glazed				Open	Glazed	Open	Glazed
8' 0" x 7' 0"	1¾	12 x 13	$21.30	$23.96	$25.55	$27.99	8' 0" x 8' 0"	1¾	12 x 16	$21.30	$23.96	$26.52	$28.97
8' 0" x 7' 0"	1¾	12 x 16	21.30	23.96	26.03	28.49							

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK WILMINGTON AREA INCLUDING CLINTON, FAYETTE, HIGHLAND, PICKAWAY AND ROSS COUNTIES IN OHIO—Continued

2-LIGHT WINDOWS—1¾" CHECK RAIL—CLEAR WESTERN PONDEROSA PINE—TOXIC TREATED AND PREFIT

[For lugs, add per window $0.45]

Glass size	Ohio opening			Glass size	Ohio opening		
	Open	Glazed, single strength B	Glazed, double strength B		Open	Glazed, single strength B	Glazed, double strength B
16" x 16"	$1.50	$2.18	$2.37	20" x 24"	$1.97	$3.42	$4.41
16" x 18"	1.68	2.42	2.67	20" x 26"	2.01	3.69	4.76
16" x 20"	1.62	2.48	2.81	20" x 28"	2.06	3.98	5.13
16" x 24"	1.71	2.72	3.11	20" x 30"	2.28	4.77	5.84
16" x 26"	1.92	3.20	3.77	20" x 32"	2.48	4.92	5.96
16" x 28"	1.83	3.11	3.71	20" x 34"	2.54	5.58	6.81
16" x 30"	1.76	2.67	2.99	20" x 36"	2.58	5.63	6.87
18" x 18"	1.67	2.63	2.97	22" x 14"	1.92	3.12	3.63
18" x 20"	1.77	3.02	3.56	22" x 16"	1.98	3.29	3.92
18" x 24"	1.98	3.39	4.04	22" x 18"	2.03	3.54	4.25
18" x 26"	2.03	3.54	4.25	22" x 20"	2.10	3.69	4.43
18" x 28"	1.58	2.10	2.49	22" x 24"	2.01	3.69	4.76
20" x 14"	1.62	2.33	2.81	22" x 26"	2.06	4.22	5.13
20" x 16"	1.80	2.49	3.15	22" x 28"	2.10	4.50	5.51
20" x 18"	1.71	2.73	3.41	22" x 30"	2.36	4.82	5.87
20" x 20"	1.83	3.02	3.81	22" x 32"	2.54	5.58	6.81
20" x 24"	1.86	3.14	4.01	22" x 34"	2.58	5.63	6.87
20" x 26"	2.10	3.29	4.43	22" x 36"	2.66	6.06	7.50
20" x 28"	2.16	3.42	4.68	24" x 14"	1.98	3.26	3.78
20" x 30"	2.28	4.23	5.10	24" x 16"	2.08	3.45	4.08
20" x 32"	1.88	3.14	4.01	24" x 18"	2.10	3.69	4.43
22" x 24"	1.92	3.29	4.27	24" x 20"	2.15	3.86	4.68
22" x 26"	1.97	3.42	4.41	24" x 24"	2.06	3.87	5.06
22" x 28"	2.19	4.14	5.04	24" x 26"	2.10	4.50	5.51
22" x 30"	1.76	2.55	2.82	24" x 28"	2.18	4.55	5.54
24" x 12"	1.67	2.45	2.91	24" x 30"	2.42	5.49	6.75
24" x 14"	1.71	2.60	3.26	24" x 32"	2.58	5.63	6.87
24" x 16"	1.77	2.84	3.56	24" x 34"	2.66	6.06	7.50
24" x 18"	1.83	3.02	3.81	24" x 36"	2.70	6.11	7.55
24" x 20"	1.85	3.14	4.01	32" x 24"	2.42	4.85	5.91
24" x 22"	1.92	3.38	4.37	32" x 28"	2.54	5.58	6.81
24" x 24"	1.97	3.42	4.41	32" x 30"	2.58	5.63	6.87
24" x 26"	2.01	3.69	4.76	32" x 32"	2.66		7.50
24" x 28"	2.06	3.87	5.06	32" x 36"	2.75		8.39
24" x 30"	2.22	4.65	5.58	36" x 24"	2.54	5.25	6.44
24" x 32"	2.48	4.92	5.96	36" x 28"	2.66	6.06	7.50
24" x 34"	2.52	5.24	6.44	36" x 30"	2.70	6.11	7.55
24" x 36"	1.71	2.67	3.02	40" x 24"	2.78	5.75	6.98
26" x 14"	1.77	3.02	3.56	40" x 28"	2.90	6.81	8.46
26" x 16"	1.82	3.21	3.81	40" x 30"	2.96	6.89	8.55
26" x 18"	1.86	3.33	4.01				
26" x 20"							

Divided Light and Sash Extras

Add to 2-light window price as follows:

Rectangular lights up to and including lights 16" high, per light	$0.09
Rectangular lights over 16" high and up to and including lights 30" high, per light	.12
Rectangular lights over 30" high, per light	.18
(For rectangular lights formed by horizontal bars only, read width for height.)	
For half windows open or glazed, use half price of window and add	$0.12
For rabbeting special sash in pairs, add per pair	.48
For rabbeting bottom rails of sash or windows, add per sash	.23
Plowing for unique balance, add per window	.25
For ogee lugs on 2 and 4 check 1¾-inch window only, add to window price	.45

PLANK WINDOW FRAMES, WESTERN PONDEROSA PINE

Glass size 2-lights	5¼" frame wall, 1⅛" outside casing		9" brick wall head and sill		Glass size 2-lights	5¼" frame wall, 1¼" outside casing		9" brick wall head and sill	
	Heads and sills	Sides	Heads and sills	Sides		Heads and sills	Sides	Heads and sills	Sides
20"	$1.89		$2.04		36"	$2.93	$2.36	$3.17	$2.55
24"	2.10	$1.65	2.27	$1.79	40"	3.20	2.72	3.60	2.93
28"	2.36	1.89	2.55	2.04	44"	3.65	2.94	3.90	3.18
30"	2.54	2.06	2.75	2.22	48"		3.15		3.39
32"	2.72	2.06	2.93	2.22					

EXTRAS

For smaller or intermediate sizes use next largest size.	
Add for nailing up sash frames	$0.90
For frames made for sash to pivot add	.68

INSIDE DOOR FRAMES, WESTERN PONDEROSA PINE

Design	Knocked down		Nailed up	
	2' 8" x 6' 8"	3' 0" x 7' 0"	2' 8" x 6' 8"	3' 0" x 7' 0"
1⅜" x 5¾" jamb	$4.05	$4.28	$4.65	$4.88
Jamb ⅝" x 5¼", stop ½" x 1⅜"	2.78	2.93	3.38	3.53
Jamb ¾" x 5¼", no stops	2.25	2.39	2.85	2.99

YELLOW PINE INSIDE DOOR FRAMES

Jamb 1⅜" x 5⅜" rab., 2 sides	$2.88	$3.18	$3.48	$3.78
Jamb 1⅜" x 3½" rab., 1 side	2.28	2.52	2.88	3.12

CASED OPENINGS

6' 0" x 7' 0" and smaller	¾" x 5½" jambs and heads	$2.76
6' 0" x 7' 0" and smaller	1⅜" x 5½" jambs and heads	3.33

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK WILMINGTON AREA INCLUDING CLINTON, FAYETTE, HIGHLAND, PICKAWAY AND ROSS COUNTIES IN OHIO—Continued

4-LIGHT WINDOWS—1¾" CHECK RAIL

[Clear western ponderosa pine—for lugs, add per window]

Glass size	Thickness (inches)	Ohio opening		Glass size	Thickness (inches)	Ohio opening	
		Open	Glazed, single strength B			Open	Glazed, single strength B
16" x 20"	1⅜	$2.15	$3.24	14" x 28"	1⅜	$2.63	$5.00
16" x 24"	1⅜	2.28	3.56	14" x 30"	1⅜	2.70	5.16
18" x 20"	1⅜	2.06	3.12	14" x 32"	1⅜	2.91	5.48
18" x 24"	1⅜	2.19	3.59	14" x 34"	1⅜	2.96	5.67
18" x 26"	1⅜	2.25	3.96	14" x 36"	1⅜	3.06	5.96
18" x 28"	1⅜	2.30	4.17	15" x 24"	1⅜	2.55	4.52
18" x 30"	1⅜	2.60	4.74	15" x 26"	1⅜	2.60	4.95
20" x 20"	1⅜	2.79	5.00	15" x 28"	1⅜	2.67	5.61
20" x 24"	1⅜	2.87	5.15	15" x 30"	1⅜	2.75	5.36
20" x 26"	1⅜	2.94	5.36	15" x 32"	1⅜	2.96	5.67
20" x 28"	1⅜	2.48	4.40	15" x 34"	1⅜	3.11	5.91
20" x 30"	1⅜	2.55	4.52	15" x 36"	1⅜	3.11	6.39

12-LIGHT WINDOWS—1⅜" CHECK RAIL

[Western ponderosa pine—Prefit, plowed and bored, toxic treated]

Glass size	Thickness (inches)	Open	Glazed, single strength B	Glass size	Thickness (inches)	Open	Glazed, single strength B
8" x 8"	1⅜	$2.55	$3.77	10" x 15"	1⅜	$3.26	$5.54
8" x 10"	1⅜	2.52	4.02	10" x 16"	1⅜	3.45	5.93
8" x 12"	1⅜	2.57	4.59	10" x 18"	1⅜	3.57	6.56
9" x 12"	1⅜	2.70	4.41	10" x 20"	1⅜	3.95	7.82
9" x 14"	1⅜	2.81	4.76	12" x 14"	1⅜	3.39	5.99
10" x 10"	1⅜	2.91	4.55	12" x 16"	1⅜	3.69	6.48
10" x 12"	1⅜	2.79	4.82	12" x 18"	1⅜	3.50	7.38
10" x 14"	1⅜	3.15	5.36	12" x 20"	1⅜	3.95	7.82

2-LIGHT STORM SASH

[Toxic-treated, glazed, 4½" wider and 8" longer than glass—western ponderosa pine]

Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed
16" x 16"	1⅛	$2.18	24" x 28"	1⅛	$3.69	28" x 28"	1⅛	$4.50
18" x 20"	1⅛	2.52	24" x 30"	1⅛	3.87	28" x 30"	1⅛	4.82
18" x 24"	1⅛	3.02	24" x 32"	1⅛	4.56	28" x 32"	1⅛	5.58
20" x 16"	1⅛	2.33	26" x 18"	1⅛	3.21	30" x 16"	1⅛	3.45
20" x 18"	1⅛	2.49	26" x 20"	1⅛	3.33	30" x 18"	1⅛	3.69
20" x 20"	1⅛	2.73	26" x 24"	1⅛	3.42	30" x 20"	1⅛	3.86
20" x 24"	1⅛	3.02	26" x 26"	1⅛	3.69	30" x 24"	1⅛	3.87
20" x 26"	1⅛	3.14	26" x 28"	1⅛	3.98	30" x 26"	1⅛	4.59
24" x 14"	1⅛	2.45	26" x 30"	1⅛	4.77	30" x 28"	1⅛	4.55
24" x 16"	1⅛	2.60	26" x 32"	1⅛	4.92	30" x 30"	1⅛	5.49
24" x 18"	1⅛	2.84	27" x 24"	1⅛	4.17	30" x 32"	1⅛	5.64
24" x 20"	1⅛	3.02	28" x 18"	1⅛	3.54	32" x 24"	1⅛	4.83
24" x 22"	1⅛	3.14	28" x 20"	1⅛	3.69	36" x 24"	1⅛	5.25
24" x 24"	1⅛	3.38	28" x 24"	1⅛	3.69	40" x 24"	1⅛	7.19
24" x 26"	1⅛	3.42	28" x 26"	1⅛	4.23			

1-LIGHT SINGLE SASH—1⅜" THICK

[Toxic-treated, western ponderosa pine]

Glass size	Open	Glazed, single strength	Glazed, double strength	Glass size	Open	Glazed, single strength	Glazed, double strength
16" x 18"	$1.01	$1.35	$1.53	28" x 26"	$1.23	$2.36	$2.93
16" x 20"	1.04	1.49	1.68	28" x 28"	1.25	2.51	3.12
16" x 24"	1.07	1.55	1.80	28" x 30"	1.28	2.55	3.17
16" x 28"	1.11	1.85	2.21	28" x 32"	1.37	2.97	3.69
16" x 30"	1.13	1.89	2.31	30" x 18"	1.16	1.97	2.42
18" x 20"	1.07	1.55	1.76	30" x 20"	1.19	2.06	2.51
18" x 24"	1.08	1.74	2.06	30" x 24"	1.25	2.31	2.88
18" x 28"	1.13	1.89	2.31	30" x 28"	1.31	2.55	3.17
18" x 30"	1.19	1.97	2.42	30" x 30"	1.32	2.93	3.65
20" x 16"	1.04	1.49	1.68	30" x 32"	1.43	2.99	3.74
20" x 18"	1.07	1.55	1.76	30" x 36"	1.47	3.24	4.07
20" x 20"	.99	1.64	1.89	32" x 18"	1.32	2.31	2.78
20" x 24"	1.02	1.74	2.09	32" x 20"	1.35	2.46	3.03
20" x 28"	1.08	1.85	2.28	32" x 24"	1.40	2.78	3.45
24" x 16"	.98	1.44	1.79	32" x 28"	1.44	3.24	4.07
24" x 18"	.99	1.64	1.94	32" x 30"	1.50	3.29	4.11
24" x 20"	1.02	1.74	2.09	32" x 32"	1.52	3.59	4.52
24" x 24"	1.04	1.89	2.37	36" x 36"	1.59		4.88
24" x 26"	1.08	1.94	2.37	40" x 20"	1.50	2.67	3.29
24" x 28"	1.11	2.04	2.58	40" x 24"	1.55	3.12	3.81
24" x 30"	1.13	2.18	2.72	40" x 28"	1.62		4.61
24" x 32"	1.32	2.54	3.17	40" x 30"	1.64		4.61
26" x 16"	1.07	1.74	2.06	40" x 32"	1.67		4.92
26" x 18"	1.08	1.80	2.16	40" x 36"	1.74		5.63
26" x 20"	1.13	1.89	2.31	40" x 40"	1.79		5.66
26" x 24"	1.19	2.06	2.51	44" x 20"	1.56		3.86
26" x 26"	1.20	2.16	2.72	44" x 24"	1.64		4.20
26" x 28"	1.23	2.37	2.93	44" x 28"	1.68		4.97
26" x 30"	1.25	2.51	3.12	44" x 30"	1.71		5.63
28" x 16"	1.11	1.76	2.15	44" x 32"	1.74		5.63
28" x 18"	1.13	1.89	2.31	48" x 24"	1.67		4.92
28" x 20"	1.16	1.97	2.42	48" x 28"	1.76		5.63
28" x 24"	1.20	2.16	2.72	48" x 30"	1.79		5.66

TABLE 1—RETAIL MAXIMUM PRICES STOCK MILLWORK WILMINGTON AREA INCLUDING CLINTON, FAYETTE, HIGHLAND, PICKAWAY AND ROSS COUNTIES IN OHIO—Continued

BARN SASH

[Western ponderosa pine]

Glass size	Thickness (inches)	4 light barn sash		6 light barn sash		9 light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1⅛	$0.89	$1.26	$1.04	$1.64	$1.44	$2.37
9" x 12"	1⅛	.95	1.43	1.15	1.89		
10" x 12"	1¼	.99	1.50	1.20	1.98	1.68	2.94
10" x 14"	1⅛	1.04	1.61	1.25	2.16		
10" x 16"	1⅜			1.37	2.64		

Glass size	Thickness (inches)	4 light barn sash		6 light barn sash		9 light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1¾	$0.98	$1.35	$1.17	$1.76	$1.59	$2.55
9" x 12"	1¾	1.07	1.53	1.31	2.01		
10" x 12"	1¾	1.16	1.61	1.35	2.10	1.91	3.17
10" x 14"	1¾	1.17	1.74	1.41	2.31		
10" x 16"	1¾			1.58	2.82		

EXTERIOR DOOR FRAMES—WESTERN PONDEROSA PINE

FOR FRAME CONSTRUCTION

[5¾-inch wall]—1⅛ outside casing

	With oak sill	No sill
2' 8" x 6' 8"	$8.85	$5.99
3' 0" x 6' 8"	9.44	6.15
3' 0" x 7' 0"	9.69	6.38

Add for nailing up $0.90

GARAGE DOOR FRAME

Jamb—1⅜ x 5¼ inch western ponderosa pine (no outside casing or sill)
Not over 8'0" x 8'0"—knocked down $6.75

DOOR FRAME EXTRAS

Transom door frames (transom not over 1'0" high, add	3.38
Side light door frame, figure 3 times price of single.	
Circle top door frame, add to price of square head frame	9.53

FOR 9-INCH MASONRY CONSTRUCTION

[No sill]

	Knocked down	Nailed up
2' 6" x 6' 8"	$6.50	$7.40
3' 0" x 6' 8"	6.60	7.50
3' 0" x 7' 0"	6.83	7.73

FOR 10-INCH FURRED BRICK WALL

2' 8" x 6' 8"	$8.55	$9.45
3' 0" x 6' 8"	9.14	10.04
3' 0" x 7' 0"	9.45	10.35

FOR 12-INCH MASONRY CONSTRUCTION

2' 8" x 6' 8"	$10.71	$11.61
3' 0" x 6' 8"	10.88	11.78
3' 0" x 7' 0"	11.25	12.15

Treating door frames with "wood-life" preserver $0.84

EXTERIOR WINDOW FRAMES—WESTERN PONDEROSA PINE

[Important joints treated with wood preserver]

Glass size, 2-lights	5¾" frame wall, 1⅛" outside casing		9" brick wall, all head and sill		"Unique balance" frame		Glass size 2-lights
	Heads and sills	Sides	Heads and sills	Sides	Heads and sills	Sides	
12"		$2.30					
14"	$1.34	2.51	$1.20	$3.06	$1.28	$1.64	14"
16"	1.44	2.66	1.28	3.26	1.35	1.79	16"
18"	1.70	2.82	1.35	3.53	1.44	1.97	18"
20"	1.79	2.98	1.44	3.81	1.55	2.13	20"
22"	1.89	3.24	1.67	4.05	1.76	2.30	22"
24"	1.98	3.38	1.74	4.28	1.85	2.45	24"
26"	2.07	3.53	1.83	4.47	1.95	2.57	26"
27"	2.15				2.00		27"
28"	2.15	3.66	1.91	4.86	2.03	2.72	28"
30"	2.31	3.95	1.98	4.92	2.10	2.91	30"
32"	2.49	4.11	2.07	5.39	2.21	3.18	32"
36"	2.67	4.52	2.31	5.90	2.48	3.84	36"
40"	2.97		2.49		2.65		40"

WINDOW FRAME EXTRAS

For nailing-up (N. U.) add to above	$0.90	For cutting down heads and sills, add	$0.90
Mullion frames, add to price of 2 single frames	.45	For cutting down sides, add	.90
Triple frames, add to price of 3 single frames	1.20	Long sill horns for corner construction, add to price of regular head and sill	1.14
For brick house frames with moulded hanging style instead of plain, add	.60	For frame house frame, add for hanging stile instead of casing	

PORCH WORK—FIR

Colonial columns			Turned columns	
Sizes	Round cap and base	Paneled cap and base	Sizes	Turned center
6 inch x 8 feet	$5.40		4" x 4", 8 feet	$2.37
8 inch x 8 feet	6.15	$6.00	5" x 5", 8 feet	3.69
8 feet	6.75	7.47	6" x 6", 8 feet	5.31
10 inch x 8 feet	9.12	9.42	6" x 6", 10 feet	6.66
9 feet	10.38	10.41		
12 inch x 8 feet		11.19		
9 feet		12.30		

Add for splitting columns, $0.75.

FIR—PORCH NEWELS

Size	Square paneled, cap and base	Size	Square, turned cap
8 inch x 4 feet	$4.08	5" x 5" x 4 feet	$1.83
10 inch x 4 feet	5.16	6" x 6" x 4 feet	2.66

[F. R. Doc. 46-6034; Filed, Apr. 10, 1946; 2:08 p. m.]

[Region IV Order G-1 Under Rev. SO 119]

WARREN CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. G-1 Under Revised Supplementary Order 119. The Warren Company, Incorporated, 905 Memorial Drive, S. E., Atlanta, Georgia. Docket No. IV-SO 119-6-7.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator for Region IV of the Office of Price Administration by section 19 of Revised Supplementary Order 119, *It is hereby ordered:*

(a) That on and after the effective date of this order, The Warren Company, Inc., Atlanta, Georgia, hereinafter referred to as applicant, is permitted to increase its maximum prices for sales of the mechanically operated commercial refrigeration equipment which it manufactures, consisting of display cases, reach in and walk in refrigerators of over 16 cubic foot capacity, and refrigerated beverage coolers, which are more specifically described in its application, as established pursuant to the provisions of Maximum Price Regulation 592, by the following percentage: 13.1%.

(b) That all freight allowances, other allowances, discounts, commissions, differentiations in classes of purchasers, and other differentials customarily made by the applicant shall be maintained.

(c) That any reseller purchasing the equipment above described from the applicant for resale is hereby permitted to increase his present properly established maximum price by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted applicant under this order.

(d) Upon the first sale after this order to each purchaser of the above described refrigeration equipment and on which an adjustment has been granted in this order to the manufacturer, the applicant shall notify such purchaser of the amount of increase in price resulting from this order and all the provisions of paragraph (c) of this order.

(e) Except as otherwise provided herein, all transactions of applicant and any reseller subject to this order remain subject to the provisions of Maximum Price Regulation 591 and the General Maximum Price Regulation, respectively, together with all amendments which heretofore have been or hereafter may be issued.

This order may be revoked, corrected or amended by the Office of Price Administration at any time.

This order shall become effective March 28, 1946.

Issued this March 28, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-6021; Filed, Apr. 10, 1946; 2:05 p. m.]

[Region III Order G-17 Under Gen. Order 68]

STOCK MILLWORK IN ATHENS, GALLIA, HOCKING, JACKSON, MEIGS AND VINTON COUNTIES, OHIO

For the reasons set forth in an opinion issued simultaneously herewith, filed with the division of the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by General Order 68, it is ordered:

SECTION 1. *What this order does.* This order determines maximum prices for certain sales of the specified stock millwork items set forth in a price list designated Table 1, attached to this order and made a part hereof. These maximum prices shall be the only maximum prices for these items when sold to an ultimate user or to a purchaser for resale on an installed basis. It includes the type of sale referred to in the trade as a "contract sale" wherein the seller provides his own take off from plans and specifications, quotes a flat price, and guarantees enough material to complete the job.

SEC. 2. *Geographical applicability.* This order applies to all sales or deliveries made by any seller located in the area covered by this order, or any sales or delivery to any buyer located in this area. The area covered by this order shall consist of Athens, Gallia, Hocking, Jackson, Meigs, and Vinton Counties in the State of Ohio.

SEC. 3. *Relationship to other orders and regulations.* This order supersedes MPR 44 and MPR 293 and the General Maximum Price Regulation for all sales of the listed items covered by this order. Sales of any items not specifically described in the Appendix remain subject to all applicable regulations issued by the Office of Price Administration.

SEC. 4. *Maximum prices, allowances and discounts.* (a) The prices set out in the attached table are the maximum prices which may be charged for the items shown whether purchased from manufacturers, jobbers, or self-produced. Prices lower than the maximum prices may, of course, be charged or paid. Any seller may quote on a contract basis, wherein he takes off quantities from blueprints and guarantees sufficient material to finish the job, without violating this order provided he maintains records showing complete calculations for each item in his contract price and provided that the contract price is based on prices permitted by this order as well as any other applicable regulation. If quotations are made on a contract basis, however, and the quantity of stock millwork actually furnished is valued at less than the contract price, the maximum charge which may be made is the total of the maximum price for the items actually furnished and not the contract price.

(b) The prices set out in Table 1 are base prices for sales to ultimate users and are subject to the following discount:

(1) For all sales made to bona fide "resellers on an installed basis," a discount of not less than 2% of the net invoice for payment on or before the tenth of the calendar month following the date of delivery. This discount shall not apply on sales quoted and sold on a contract basis.

(c) *Delivery additions.* The prices set in this order include all additions or charges for delivery. No deduction need be made where the purchaser elects to make his own delivery. In those cases where the stock millwork is taken from the stock of a retailer's warehouse and loaded on cars for shipment to a purchaser for resale on an installed basis or ultimate consumer in a different area, the prices are f. o. b. cars.

SEC. 5. *Notification.* Each seller subject to this order and making sales covered by this order shall keep for inspection by any purchaser, and make available to such purchaser upon request, a copy of this order together with the price lists and prices established by this order.

SEC. 6. *Invoice.* Each seller subject to this order shall furnish to every buyer within ten (10) days after making a sale of any items covered by this order an invoice containing a sufficiently complete description of the millwork items sold to show whether or not the price is within the maximum permitted. Items covered by the order shall be invoiced by the same description as listed in the attached price list.

SEC. 7. *Record keeping.* Each seller must keep at his place of business available for inspection by representatives of the OPA so long as the Emergency Price Control Act of 1942 is amended or remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services invoiced, and the prices charged.
5. If the stock millwork is sold on a firm contract price basis and includes two or more different items, the seller must keep a record describing his calculations of each item sold by reason of such firm contract price.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices set forth in the price list attached hereto.

(b) All sales shall be made subject to the allowances and discounts set forth herein. Every seller shall be subject to the notification, invoice and record provisions set forth above. No provision to this order shall supersede any requirement or prohibition set forth in any price regulation except insofar as the requirements of this order are inconsistent with requirements of any other regulation or order issued by the Office of Price Administration. Persons violating any provision of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942.

SEC. 9. *Posting.* Every seller making a sale covered by this order shall post a copy of the list of maximum prices fixed by this order.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 25, 1946.

Issued March 11, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, ATHENS, OHIO, AREA, INCLUDING ATHENS, GALLIA, HOCKING, JACKSON, MEIGS AND VINTON COUNTIES IN THE STATE OF OHIO

INTERIOR WESTERN PONDEROSA PINE DOORS

[Ovolo sticking]

Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S & R fir panels	2 vertical W. P. P. S & R fir panels	6 panel colonial No. 1, W. P.
2′ 6″ x 6′ 6″	1¾″	$5.42						
2′ 6″ x 6′ 6″	1⅜″	6.02	$6.02					
2′ 6″ x 6′ 6″	1⅜″	7.22						
1′ 6″ x 6′ 8″	1⅜″		6.72					
1′ 6″ x 7′ 0″	1⅜″					$6.77	$6.90	$7.55
1′ 8″ x 6′ 8″	1⅜″					7.32		
1′ 10″ x 6′ 8″	1⅜″					6.77	6.90	7.70
2′ 0″ x 6′ 0″	1⅜″	6.06	6.06	$6.06	$5.82	5.81	5.94	7.74
2′ 0″ x 6′ 0″	1⅜″	6.54	6.36			6.09	6.41	6.81
2′ 0″ x 6′ 8″	1⅜″	6.65	6.47	6.65		6.20	6.51	7.10
2′ 0″ x 6′ 10″	1⅜″	7.55	7.11			7.23		7.19
2′ 0″ x 7′ 0″	1⅜″	7.64	7.20	7.64		7.32	7.49	8.45
2′ 2″ x 6′ 8″	1⅜″		7.01			7.13	7.28	8.24
2′ 2″ x 7′ 0″	1⅜″		8.03			7.70	7.86	8.81
2′ 4″ x 6′ 0″	1⅜″					7.08		
2′ 4″ x 6′ 4″	1⅜″	7.55						
2′ 4″ x 6′ 6″	1⅜″	6.99	6.99			6.71	6.84	7.11
2′ 4″ x 6′ 8″	1⅜″	7.16	7.16	7.16		6.84	7.01	7.88
2′ 4″ x 6′ 10″	1⅜″	8.30	8.30			7.97	8.12	
2′ 4″ x 7′ 0″	1⅜″	8.42	8.42	8.42		8.06	8.24	9.18
2′ 6″ x 6′ 0″	1⅜″	7.64	7.64			7.32	7.05	8.45
2′ 6″ x 6′ 6″	1⅜″	7.38	7.35	7.58	7.26	7.05	7.19	8.06
2′ 6″ x 6′ 8″	1⅜″	7.68	7.46	7.68		7.82	7.29	8.16
2′ 6″ x 6′ 10″	1⅜″	8.67	8.18			8.33	8.49	
2′ 6″ x 7′ 0″	1⅜″	$8.79	$8.28	$8.79			$7.95	$8.61	$9.56
2′ 8″ x 6′ 6″	1⅜″	8.34	7.86						9.14
2′ 8″ x 6′ 8″	1⅜″	8.03	7.80	8.03	$7.70	7.47	7.64		8.51
2′ 8″ x 6′ 10″	1⅜″	9.05	8.54			8.67	8.36		
2′ 8″ x 7′ 0″	1⅜″	9.17	8.63	9.17		8.28	8.46		9.93
2′ 10″ x 6′ 6″	1⅜″	8.72							
2′ 10″ x 6′ 8″	1⅜″	8.84	8.33	8.84		7.98	8.66		9.60
2′ 10″ x 6′ 10″	1⅜″	9.42	9.42	9.42		9.05	9.26		10.20
2′ 10″ x 7′ 0″	1⅜″	9.54	9.54	9.54		9.17	9.33		10.31
3′ 0″ x 6′ 6″	1⅜″	9.05							
3′ 0″ x 6′ 8″	1⅜″	9.23	8.70			8.85			9.98
3′ 0″ x 7′ 0″	1⅜″	9.98	9.41	9.98		9.56	9.78		10.73
2′ 6″ x 6′ 8″	1⅜″		10.55						
2′ 8″ x 6′ 8″	1⅜″					11.36			12.68
2′ 10″ x 6′ 8″	1⅜″								13.05
3′ 0″ x 6′ 8″	1⅜″					11.69			13.56
2′ 6″ x 7′ 0″	1⅜″		12.15						
2′ 8″ x 6′ 8″	1⅜″		11.12						
2′ 8″ x 7′ 0″	1⅜″		11.93						
2′ 10″ x 6′ 10″	1⅜″		13.01						
2′ 10″ x 7′ 0″	1⅜″		13.18						
3′ 0″ x 6′ 8″	1⅜″		11.99						
3′ 0″ x 7′ 0″	1⅜″	13.73	12.93			13.22			14.48

FIR GLASS DOORS

[No. 2 quality]

Stock sizes	Thickness	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2′ 0″ x 6′ 6″	1⅜″	$6.41	$7.25	$6.77	$7.68	$6.90	$7.80	$7.14	$8.19
2′ 6″ x 6′ 8″	1⅜″	6.50	7.40	6.86	7.83	6.99	7.95	7.23	8.34
2′ 8″ x 6′ 8″	1⅜″	6.68	6.68	7.04	8.12	7.17	8.25	7.46	8.64
2′ 10″ x 6′ 10″	1⅜″	$7.44	$9.26	$7.80	$9.42	$7.92	$9.54	$8.16	$9.96
3′ 0″ x 7′ 0″	1⅜″	7.88	9.90	8.24	10.05	8.36	10.17	8.61	10.59

2 LIGHT CELLAR SASH, WESTERN PONDEROSA PINE

Glass size	Thickness	Open	Glazed, single strength
12″ x 14″	1¾″	$0.95	$1.34
12″ x 16″	1¾″	.98	1.44
12″ x 18″	1¾″	1.01	1.61
14″ x 12″	1¾″	1.08	1.62
14″ x 14″	1¾″	1.08	1.62
14″ x 15″	1¾″	1.13	1.76
14″ x 16″	1¾″	1.13	1.76
14″ x 18″	1¾″	$1.16	$1.83
14″ x 20″	1¾″	1.19	1.89
15″ x 12″	1¾″	1.08	1.89
15″ x 14″	1¾″	1.13	1.83
15″ x 16″	1¾″	1.16	1.83
15″ x 18″	1¾″	1.19	1.89
15″ x 20″	1¾″	1.20	2.10

3 LIGHT CELLAR SASH, WESTERN PONDEROSA PINE

Glass size	Thickness	Open	Glazed, single strength
8″ x 10″	1⅜″	$.90	$1.17
10″ x 12″	1⅜″	1.02	1.38
10″ x 14″	1⅜″	1.07	1.58
10″ x 16″	1¾″	$1.08	$1.79
10″ x 18″	1¾″	1.20	1.98
10″ x 20″	1¾″	1.25	2.10

HOTBED SASH

Sash opening	Open	Glazed	Number rows glass
3′0″ x 6′0″ 1¾	$3.14	$6.29	3
4′0″ x 6′0″ 1¾	$5.57	$9.45	4

KNOCKED DOWN SASH PARTS, TOXIC TREATED—WESTERN PONDEROSA PINE

[1⅜″ 2 check windows—Ohio knocked down wood parts—"profit"]

Glass	Stile or top rail	Check rail	Bottom rail
12″	$0.17	$0.14	$0.20
14″	.18	.14	.23
16″	.18	.15	.24
18″	.20	.17	.26
20″	.21	.18	.27
22″	.23	.18	.29
24″	.23	.20	.30
26″	.24	.20	.33
28″	.26	.21	.33
30″	$0.27	$0.23	$0.36
32″	.30	.24	.39
34″	.32	.26	.41
36″	.33	.27	.41
38″	.33	.27	.44
40″	.36	.29	.50
42″	.39	.30	.50
44″	.42	.33	.54
46″	.45	.39	.62

For ogee lugs (Cincinnati opening only) add for complete set (4 stiles)—$0.45.

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, ATHENS, OHIO, AREA, INCLUDING ATHENS, GALLIA, HOCKING, JACKSON, MEIGS AND VINTON COUNTIES IN THE STATE OF OHIO—Continued

CUPBOARD DOORS 1⅜″—1 PANEL WESTERN PONDEROSA PINE

1′ 4″ x 2′ 0″	$1.37	1′ 4″ x 3′ 0″	$1.86	1′ 4″ x 4′ 0″	$2.42
1′ 6″ x 2′ 0″	1.46	1′ 6″ x 3′ 0″	1.95	1′ 6″ x 4′ 0″	2.55
1′ 8″ x 2′ 0″	1.50	1′ 8″ x 3′ 0″	2.13	1′ 8″ x 4′ 0″	2.76
2′ 0″ x 2′ 0″	1.73	2′ 0″ x 3′ 0″	2.37	2′ 0″ x 4′ 0″	3.08
1′ 4″ x 2′ 6″	1.68	1′ 4″ x 3′ 6″	2.18	1′ 4″ x 4′ 6″	2.76
1′ 6″ x 2′ 6″	1.77	1′ 6″ x 3′ 6″	2.28	1′ 6″ x 4′ 6″	2.91
1′ 8″ x 2′ 6″	1.91	1′ 8″ x 3′ 6″	2.51	1′ 8″ x 4′ 6″	3.18
2′ 0″ x 2′ 6″	2.13	2′ 0″ x 3′ 6″	2.76	2′ 0″ x 4′ 6″	3.50
1′ 4″ x 5′ 0″	$3.08				
1′ 6″ x 5′ 0″	3.27				
1′ 8″ x 5′ 0″	3.54				
2′ 0″ x 5′ 0″	3.95				
2′ 0″ x 6′ 0″	4.41				
2′ 6″ x 6′ 0″	5.19				

FIR PANEL DOORS

Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2
2′ 0″ x 6′ 0″	1¾″				$4.59
2′ 6″ x 6′ 6″	1⅜″				5.28
2′ 8″ x 6′ 8″	1⅜″				5.49
1′ 6″ x 6′ 8″	1⅜″	$5.63	$5.48	$5.81	
2′ 0″ x 6′ 0″	1⅜″	5.25	5.12		5.12
2′ 0″ x 6′ 6″	1⅜″	5.49	5.34		
2′ 0″ x 6′ 8″	1⅜″	5.63	5.48	5.81	5.48
2′ 0″ x 7′ 0″	1⅜″	6.68	6.50		
2′ 4″ x 6′ 6″	1⅜″	5.85	5.69		
2′ 4″ x 6′ 8″	1⅜″	5.94	5.78	6.12	5.78
2′ 4″ x 7′ 0″	1⅜″	$7.04	$6.84		
2′ 6″ x 6′ 0″	1⅜″	6.29	6.12		$6.12
2′ 6″ x 6′ 6″	1⅜″	6.02	5.85		5.85
2′ 6″ x 6′ 8″	1⅜″	6.09	5.94	$6.27	5.94
2′ 6″ x 7′ 0″	1⅜″	6.81	6.63		
2′ 8″ x 6′ 6″	1⅜″	6.27	6.09	6.45	6.09
2′ 8″ x 7′ 0″	1⅜″	6.98	6.80		
2′ 10″ x 6′ 10″	1⅜″	7.65	7.44		7.44
2′ 10″ x 7′ 0″	1⅜″	7.73	7.52		
3′ 0″ x 7′ 0″	1⅜″	8.09	7.88		7.41

WESTERN PONDEROSA PINE GLASS DOORS

Stock sizes	Thickness	N. D. 500		N. D. 502		N. D. 514		N. D. 530		N. D. 531		N. D. 532		N. D. 559		N. D. 561		N. D. 562		N. D. 567	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2′ 6″ x 6′ 6″	1¾″																			$7.40	$9.39
2′ 6″ x 6′ 8″	1⅜″																			7.44	9.48
2′ 8″ x 6′ 8″	1⅜″	$8.45	$10.44	$9.33	$12.00	$7.44	$9.38	$8.07	$8.93	$8.91	$9.59	$9.42	$11.22	$7.28	$10.19	$8.72	$10.37	$9.08	$11.07	7.65	9.90
3′ 0″ x 6′ 8″	1⅜″													7.59	11.30	9.03	11.91				
2′ 10″ x 6′ 10″	1⅜″	9.14	12.41	10.89	13.80	8.07	11.34	8.76	10.16	9.60	11.54	10.11	12.45	7.86	11.12	9.30	12.18	9.68	12.63	8.24	11.15
2′ 8″ x 7′ 0″	1⅜″	9.03	12.29	10.77	13.83	7.97	10.88	8.61	10.02	9.45	10.62	9.93	12.09							8.19	11.10
2′ 10″ x 7′ 0″	1⅜″	9.23	12.86	10.95	14.18	8.12	11.39	8.81	11.05	9.68	11.60	10.14	12.60							8.34	11.58
3′ 0″ x 7′ 0″	1⅜″	9.45	13.16	11.19	14.51	8.34	12.05	9.03	10.64	9.87	12.02	10.35	12.84	8.12	12.14	9.56	12.78	9.93	13.05	8.49	11.76
2′ 6″ x 6′ 8″	1¾″					10.19	12.42	10.04	12.51	12.02	13.44	12.60	14.31	10.07	12.98	11.97	13.31	12.48	15.09		
2′ 8″ x 6′ 8″	1¾″	11.87	14.76	14.27	17.07	10.43	12.18	11.22	11.82	12.30	13.04	12.87	14.70	10.29	13.20	12.20	13.67	12.72	14.51	10.71	12.96
2′ 10″ x 6′ 8″	1¾″					10.64	13.55	11.51	12.60	12.59	13.70	13.89	16.24							10.94	13.41
3′ 0″ x 6′ 8″	1¾″	12.44	15.69	14.85	17.84	10.94	13.41	11.79	13.02	12.87	13.98	13.45	15.66	10.76	14.46	12.66	14.69	13.17	15.09	11.15	14.06
2′ 10″ x 6′ 10″	1¾″	12.87	16.14	15.32	18.23	11.33	14.00	12.20	14.19	13.29	15.23	13.89	16.24	11.15	14.42	13.05	15.95	13.59	16.55	11.57	14.48
2′ 0″ x 7′ 0″	1¾″					10.94	13.85														
2′ 8″ x 7′ 0″	1¾″	12.77	16.04	15.16	18.23	11.22	14.13	12.02	14.03	13.13	14.93	13.69	15.84								
2′ 10″ x 7′ 0″	1¾″	13.05	16.32	15.47	18.51	11.45	14.70	12.38	14.61	13.46	15.39	14.04	16.50							11.69	14.94
3′ 0″ x 7′ 0″	1¾″	13.34	17.04	15.75	19.07	11.73	14.58	12.66	14.06	13.74	15.00	14.31	16.80	11.51	15.53	13.41	15.71	13.92	16.11	11.97	15.23

Stock sizes	Thickness	N. D. 568		N. D. 569		N. D. 591		N. D. 592		N. D. 594		N. D. 635		N. D. 638		N. D. 641		N. D. 642	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2′ 6″ x 6′ 6″	1⅜″	$8.24	$9.98	$8.76	$10.74														
2′ 6″ x 6′ 8″	1⅜″			8.81	11.10														
2′ 8″ x 6′ 8″	1⅜″	8.49	10.61	9.03	11.01	$8.34	$9.15	$9.08	$10.11	$9.53	$10.73	$7.92	$11.94	$8.34	$12.06	$9.08	$11.88	$9.66	$12.69
3′ 0″ x 6′ 8″	1⅜″									10.89	12.24	8.24	12.99	9.41	13.20	9.36	12.57	9.87	13.25
2′ 10″ x 6′ 10″	1⅜″	9.00	11.28	9.60	12.09	10.02	11.06	10.82	11.96	11.31	12.62	8.54	13.31	9.69	14.09	9.65	12.75	10.16	13.50
2′ 8″ x 7′ 0″	1⅜″	9.03	11.18	9.56	12.00							8.49	13.26	9.65	13.98	9.60	12.66	10.11	13.38
2′ 10″ x 7′ 0″	1⅜″			9.72	12.41							8.66	13.43	9.78	14.45	9.74	12.90	10.25	13.58
3′ 0″ x 7′ 0″	1⅜″	9.33	11.91	9.87	12.56	10.52	11.58	11.31	12.48	11.78	13.13	8.81	13.82	9.92	14.03	9.87	13.22	10.40	13.97
2′ 6″ x 6′ 8″	1¾″																		
2′ 8″ x 6′ 8″	1¾″	11.79	13.89	12.48	14.46	11.09	12.62	12.57	13.61	13.10	14.31	10.68	14.49	11.82	15.98	12.92	14.90	13.59	15.89
2′ 10″ x 6′ 8″	1¾″			12.72	15.21														
3′ 0″ x 6′ 8″	1¾″			12.95	15.44	12.32	13.32	13.20	14.31	13.73	15.03	10.86	15.27	13.38	16.95	13.38	15.72	14.06	16.50
2′ 10″ x 6′ 10″	1¾″			13.34	15.83	14.03	15.06	15.00	16.14	15.57	16.89	12.30	17.07	13.79	18.18	13.79	16.89	14.45	17.78
2′ 6″ x 7′ 0″	1¾″																		
2′ 8″ x 7′ 0″	1¾″											12.26	17.03	13.74	18.08	13.73	16.80	14.40	17.67
2′ 10″ x 7′ 0″	1¾″			13.46	16.14	14.31	15.35	15.29	16.46	15.87	17.18	12.48	17.25	13.94	18.60	13.94	17.12	14.61	17.94
3′ 0″ x 7′ 0″	1¾″			13.74	16.43	13.41	14.42	14.31	15.44	14.85	16.14	11.64	16.28	14.15	18.02	14.16	16.58	14.82	17.42

SIDELIGHTS—WESTERN PONDEROSA PINE NO. 1

Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.		Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
1′ 2″ x 6′ 8″	1¾″	$4.56	$6.20	$5.15	$8.45	$4.52	$6.51	$6.42	$8.87	1′ 2″ x 6′ 8″	1¾″	$6.11	$7.74	$8.09	$10.46	$6.05	$8.04	$7.82	$10.26
1′ 2″ x 7′ 0″	1¾″	4.89	6.51	6.48	8.78	4.83	6.83	6.75	9.20	1′ 2″ x 7′ 0″	1¾″	6.51	8.13	8.52	10.80	6.44	8.45	8.19	10.64

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, ATHENS, OHIO, AREA, INCLUDING ATHENS, GALLIA, HOCKING, JACKSON, MEIGS AND VINTON COUNTIES IN THE STATE OF OHIO—Continued

1¾" COLONIAL ENTRANCE DOORS

[No. 1 western ponderosa pine]

	2' 8" x 6' 8"		3' 0" x 6' 8"		3' 0" x 7' 0"	
6 pan. ¾" heavy panel			$14.73		$15.71	
8 pan. ¾" heavy panel			14.90		15.89	
	Open	Glazed	Open	Glazed	Open	Glazed
Design N. D. 610			$29.27	$32.45	$29.97	$33.18
Design N. D. 607			26.07	28.01	27.90	30.02
Design N. D. 608			33.54	35.15	34.23	37.49
Design N. D. 612 Dutch			29.21	32.58	29.90	33.60

	2' 8" x 6' 8"		3' 0" x 6' 8"		3' 0" x 7' 0"	
6 pan. ¾" heavy panel			$14.73		$15.71	
8 pan. ¾" heavy panel			14.90		15.89	
	Open	Glazed	Open	Glazed	Open	Glazed
Design N. D. 512			$14.67	$18.84	$15.53	$19.89
Design N. D. 612			24.66	28.02	25.37	29.07
Design N. D. 600			20.93	22.61	22.44	24.12

FRENCH DOORS

[Stiles and top rail 4⅝"—western ponderosa pine]

Stock sizes	Thickness	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed
2' 0" x 6' 8"	1¾"	$6.90	$8.79	$7.14	$9.83		
2' 6" x 6' 8"	1¾"	7.08	9.45	6.92	10.22	$7.19	$10.49
2' 8" x 6' 8"	1¾"			6.96	10.40	7.23	10.56
2' 0" x 7' 0"	1¾"	7.26	9.78				

Stock sizes	Thickness	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 7' 0"	1⅜"	$7.49	$10.76	$7.28	$10.70	$8.24	$11.91
3' 0" x 7' 0"	1¾"					8.48	12.41
2' 6" x 6' 8"	1¾"					10.13	13.43
3' 0" x 7' 0"	1¾"					11.99	15.92

T. Astragal for folding doors—western ponderosa pine, $0.90.

GARAGE DOORS

Stock sizes	Thickness	Glass size	Fir		Western ponderosa pine	
			Design N. D. 720–722		Design N. D. 720	
			Open	Glazed	Open	Glazed
8' 0" x 7' 0"	1¾"	12 x 13	$21.30	$23.96	$25.55	$27.99
8' 6" x 7' 6"	1¾"	12 x 16	21.30	23.96	26.63	28.49

Stock sizes	Thickness	Glass size	Fir		Western ponderosa pine	
			Design N. D. 720–722		Design N. D. 720	
			Open	Glazed	Open	Glazed
8' 0" x 8' 0"	1¾"	12 x 16	$21.30	$23.96	$26.52	$28.97

2-LIGHT WINDOWS—1⅜" CHECK RAIL—CLEAR WESTERN PONDEROSA PINE—TOXIC TREATED AND PREFIT

[For lugs, add per window $0.45]

Glass size	Ohio opening		
	Open	Glazed single strength B	Glazed double strength B
14" x 16"	$1.50	$2.18	$2.37
16" x 18"	1.68	2.42	2.67
16" x 20"	1.62	2.48	2.81
16" x 24"	1.71	2.72	3.11
16" x 26"	1.92	3.20	3.77
16" x 28"	1.83	3.11	3.71
18" x 18"	1.76	2.67	2.99
18" x 20"	1.67	2.63	2.97
18" x 24"	1.77	3.02	3.56
18" x 26"	1.98	3.39	4.04
18" x 28"	2.03	3.54	4.25
20" x 14"	1.58	2.10	2.49
20" x 16"	1.62	2.33	2.81
20" x 18"	1.80	2.49	3.15
20" x 20"	1.71	2.73	3.41
20" x 24"	1.83	3.02	3.81
20" x 26"	1.86	3.14	4.01
20" x 28"	2.10	3.29	4.43
20" x 30"	2.15	3.42	4.68
20" x 32"	2.28	4.23	5.10
22" x 24"	1.88	3.14	4.01
22" x 26"	1.92	3.29	4.27
22" x 28"	1.97	3.42	4.41
22" x 30"	2.19	4.14	5.04
24" x 12"	1.76	2.55	2.82
24" x 14"	1.67	2.45	2.91
24" x 16"	1.71	2.60	3.26
24" x 18"	1.77	2.84	3.56
24" x 20"	1.83	3.02	3.81
24" x 22"	1.85	3.14	4.01
24" x 24"	1.92	3.38	4.37
24" x 26"	1.97	3.42	4.41
24" x 28"	2.01	3.60	4.76
24" x 30"	2.06	3.87	5.06
24" x 32"	2.22	4.65	5.58
24" x 34"	2.48	4.92	5.96
24" x 36"	2.52	5.24	6.44
26" x 14"	1.71	2.67	3.02
26" x 16"	1.77	3.02	3.56
26" x 18"	1.82	3.21	3.81
26" x 20"	1.86	3.33	4.01

Glass size	Ohio opening		
	Open	Glazed single strength B	Glazed double strength B
26" x 24"	$1.97	$3.42	$4.41
26" x 26"	2.01	3.69	4.76
26" x 28"	2.06	3.98	5.13
26" x 30"	2.28	4.77	5.84
26" x 30"	2.48	4.92	5.96
26" x 32"	2.54	5.58	6.81
26" x 34"	2.58	5.63	6.87
26" x 36"	1.92	3.12	3.63
28" x 14"	1.98	3.29	3.92
28" x 16"	2.03	3.54	4.25
28" x 18"	2.10	3.60	4.43
28" x 20"	2.01	3.69	4.76
28" x 24"	2.06	4.22	5.13
28" x 26"	2.10	4.50	5.51
28" x 28"	2.36	4.82	5.87
28" x 30"	2.54	5.58	6.81
28" x 32"	2.58	5.63	6.87
28" x 34"	2.66	6.06	7.50
28" x 36"	1.95	3.26	3.78
30" x 14"	2.03	3.45	4.08
30" x 16"	2.10	3.69	4.43
30" x 18"	2.15	3.86	4.68
30" x 20"	2.06	3.87	5.06
30" x 24"	2.10	4.50	5.51
30" x 26"	2.15	4.55	5.54
30" x 28"	2.42	5.49	6.75
30" x 30"	2.58	5.63	6.87
30" x 32"	2.66	6.06	7.50
30" x 34"	2.70	6.11	7.55
30" x 36"	2.42	4.85	5.91
32" x 24"	2.54	5.58	6.81
32" x 28"	2.58	5.63	6.87
32" x 30"	2.66		7.50
32" x 32"	2.75		8.39
32" x 36"	2.54	5.25	6.44
36" x 24"	2.66	6.06	7.50
36" x 28"	2.70	6.11	7.55
36" x 30"	2.78	5.75	6.98
40" x 24"	2.90	6.81	8.46
40" x 28"	2.96	6.89	8.55
40" x 30"			

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, ATHENS, OHIO, AREA, INCLUDING ATHENS, GALLIA, HOCKING, JACKSON, MEIGS AND VINTON COUNTIES IN THE STATE OF OHIO—Continued

Divided Light and Sash Extras

Add to 2-light window price as follows:

Rectangular lights up to and including lights 16" high, per light	$0.09
Rectangular lights over 16" high and upt o and including lights 30" high, per light	.12
Rectangular lights over 30" high, per light	.18

(For rectangular lights formed by horizontal bars only, read width for height.)

For half windows open or glazed, use half price of window and add	$0.12
For rabbeting special sash in pairs, add per pair	.48
For rabbeting bottom rails of sash or windows, add per sash	.23
Plowing for unique balance, add per window	.25
For ogee lugs on 2 and 4 check 1⅜-inch window only, add to window price	.45

PLANE WINDOW FRAMES—WESTERN PONDEROSA PINE

Glass size, 2-lights	5¼" frame wall, 1⅜" outside casing		9" brick wall head and sill	
	Heads and sills	Sides	Heads and sills	Sides
20"	$1.89		$2.04	
24"	2.10	$1.65	2.27	$1.79
28"	2.36	1.89	2.55	2.04
28"	2.54	2.06	2.75	2.22
28"	2.72	2.06	2.93	2.22

Glass size, 2-lights	5¼" frame wall, 1⅜" outside casing		9" brick wall head and sill	
	Heads and sills	Sides	Heads and sills	Sides
36"	$2.93	$2.36	$3.17	$2.55
40"	3.30	2.72	3.60	2.96
44"	3.65	2.94	3.90	3.18
48"		3.15		3.39

EXTRAS

For smaller or intermediate sizes use next largest size.	
Add for nailing up sash frames	$0.90
For frames made for sash to pivot add	.68

INSIDE DOOR FRAMES—WESTERN PONDEROSA PINE

Design	Knocked down		Nailed up	
	2'8" x 6'8"	3'0" x 7'0"	2'8" x 6'8"	3'0" x 7'0"
13/16" x 5⅜" jamb	$4.05	$4.28	$4.65	$4.88
Jamb ¾" x 5¼" stop ½" x 1⅜"	2.78	2.93	3.38	3.53
Jamb ¾" x 5¼" No stops	2.25	2.39	2.85	2.99

INSIDE DOOR FRAMES—YELLOW PINE

Jamb 1¾" x 5½" rab. 2 sides	$2.88	$3.18	$3.48	$3.78
Jamb 1⅜" x 3½" rab. 1 side	2.28	2.52	2.88	3.12

CASED OPENINGS

6'0" x 7'0" and smaller	¾" x 5½" jambs and heads	$2.76
6'0" x 7'0" and smaller	1⅜" x 5½" jambs and heads	3.33

4-LIGHT WINDOWS—1⅜" CHECK RAIL

[Clear western Ponderosa pine—for lugs, add per window]

Glass size	Thickness (inches)	Ohio opening	
		Open	Glazed, single strength B
10" x 20"	1⅜	$2.15	$3.24
10" x 24"	1⅜	2.28	3.56
12" x 20"	1⅜	2.06	3.12
12" x 24"	1⅜	2.19	3.59
12" x 26"	1⅜	2.25	3.96
12" x 28"	1⅜	2.30	4.17
12" x 30"	1⅜	2.60	4.74
12" x 32"	1⅜	2.79	5.00
12" x 34"	1⅜	2.87	5.15
12" x 36"	1⅜	2.94	5.36
14" x 24"	1⅜	2.48	4.40
14" x 26"	1⅜	2.55	4.52

Glass size	Thickness (inches)	Ohio opening	
		Open	Glazed, single strength B
14" x 28"	1⅜	$2.63	$5.00
14" x 30"	1⅜	2.70	5.15
14" x 32"	1⅜	2.91	5.48
14" x 34"	1⅜	2.96	5.67
14" x 36"	1⅜	3.06	5.96
15" x 24"	1⅜	2.55	4.52
15" x 26"	1⅜	2.60	4.95
15" x 28"	1⅜	2.67	5.61
15" x 30"	1⅜	2.75	5.36
15" x 32"	1⅜	2.96	5.67
15" x 34"	1⅜	3.11	5.91
15" x 36"	1⅜	3.11	6.39

12-LIGHT WINDOWS—1¾" CHECK RAIL

[Western Ponderosa pine—Prefit, plowed and bored, toxic treated]

Glass size	Thickness (inches)	Open	Glazed, single strength B
8" x 8"	1⅜	$2.55	$3.77
8" x 10"	1⅜	2.62	4.02
8" x 12"	1⅜	2.87	4.59
9" x 12"	1⅜	2.70	4.41
9" x 14"	1⅜	2.81	4.76
10" x 10"	1⅜	2.91	4.55
10" x 12"	1⅜	2.79	4.82
10" x 14"	1⅜	3.15	5.36

Glass size	Thickness (inches)	Open	Glazed, single strength B
10" x 15"	1⅜	$3.26	$5.54
10" x 16"	1⅜	3.45	5.93
10" x 18"	1⅜	3.67	6.56
10" x 20"	1⅜	3.95	7.82
12" x 14"	1⅜	3.39	5.99
12" x 16"	1⅜	3.69	6.48
12" x 18"	1⅜	3.50	7.38
12" x 20"	1⅜	3.95	7.82

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, ATHENS, OHIO, AREA, INCLUDING ATHENS, GALLIA, HOCKING, JACKSON, MEIGS AND VINTON COUNTIES IN THE STATE OF OHIO—Continued

2 LIGHT STORM SASH

[Toxic Treated, Glazed, 4½" wider and 8" longer than glass—Western Ponderosa pine]

Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed
16" x 16"	1⅛	$2.18	24" x 28"	1⅛	$3.69	28" x 28"	1⅛	$4.50
18" x 20"	1⅛	2.52	24" x 30"	1⅛	3.87	28" x 30"	1⅛	4.82
18" x 24"	1⅛	3.02	24" x 32"	1⅛	4.56	28" x 32"	1⅛	5.58
20" x 16"	1⅛	2.33	26" x 18"	1⅛	3.21	30" x 16"	1⅛	3.45
20" x 18"	1⅛	2.49	26" x 20"	1⅛	3.33	30" x 18"	1⅛	3.69
20" x 20"	1⅛	2.73	26" x 24"	1⅛	3.42	30" x 20"	1⅛	3.86
20" x 24"	1⅛	3.02	26" x 26"	1⅛	3.69	30" x 24"	1⅛	3.87
20" x 26"	1⅛	3.14	26" x 28"	1⅛	3.98	30" x 26"	1⅛	4.50
20" x 28"	1⅛	3.38	26" x 30"	1⅛	4.77	30" x 28"	1⅛	4.55
24" x 14"	1⅛	2.45	26" x 32"	1⅛	4.92	30" x 30"	1⅛	5.49
24" x 16"	1⅛	2.60	27" x 24"	1⅛	4.17	30" x 32"	1⅛	5.64
24" x 18"	1⅛	2.84	28" x 18"	1⅛	3.54	32" x 24"	1⅛	4.83
24" x 20"	1⅛	3.02	28" x 20"	1⅛	3.69	36" x 24"	1⅛	5.25
24" x 22"	1⅛	3.14	28" x 24"	1⅛	3.69	40" x 24"	1⅛	7.19
24" x 24"	1⅛	3.38	28" x 26"	1⅛	4.23			
24" x 26"	1⅛	3.42						

1 LIGHT SINGLE SASH—1⅜" THICK

[Toxic treated western ponderosa pine]

Glass size	Open	Glazed, single strength	Glazed, double strength	Glass size	Open	Glazed, single strength	Glazed, double strength
16" x 18"	$1.01	$1.35	$1.53	28" x 26"	$1.23	$2.36	$2.93
16" x 20"	1.04	1.49	1.68	28" x 28"	1.25	2.51	3.12
16" x 24"	1.07	1.55	1.80	28" x 30"	1.28	2.55	3.17
16" x 26"	1.11	1.85	2.21	28" x 32"	1.37	2.97	3.69
16" x 30"	1.13	1.89	2.31	30" x 18"	1.16	1.97	2.42
18" x 20"	1.07	1.55	1.76	30" x 20"	1.19	2.06	2.51
18" x 24"	1.08	1.74	2.06	30" x 24"	1.25	2.31	2.88
18" x 26"	1.13	1.89	2.31	30" x 28"	1.31	2.55	3.17
18" x 30"	1.19	1.97	2.42	30" x 30"	1.32	2.93	3.65
20" x 16"	1.04	1.49	1.68	30" x 32"	1.43	2.99	3.74
20" x 18"	1.07	1.55	1.76	30" x 36"	1.47	3.24	4.07
20" x 20"	.99	1.64	1.89	36" x 18"	1.32	2.31	2.78
20" x 24"	1.02	1.74	2.09	36" x 20"	1.35	2.46	3.03
20" x 28"	1.08	1.85	2.28	36" x 24"	1.40	2.78	3.45
24" x 16"	.98	1.44	1.79	36" x 28"	1.44	3.24	4.07
24" x 18"	.99	1.64	1.94	36" x 30"	1.50	3.29	4.11
24" x 20"	1.02	1.74	2.09	36" x 32"	1.52	3.59	4.52
24" x 24"	1.04	1.89	2.37	36" x 36"	1.59		4.88
24" x 26"	1.06	1.94	2.37	40" x 20"	1.50	2.67	3.29
24" x 28"	1.11	2.04	2.58	40" x 24"	1.55	3.12	3.81
24" x 30"	1.13	2.18	2.72	40" x 28"	1.62		4.61
24" x 32"	1.32	2.54	3.17	40" x 30"	1.64		4.61
26" x 16"	1.07	1.74	2.06	40" x 32"	1.67		4.92
26" x 18"	1.08	1.80	2.16	40" x 36"	1.74		5.63
26" x 20"	1.13	1.89	2.31	40" x 40"	1.79		5.66
26" x 24"	1.19	2.06	2.51	44" x 30"	1.56		3.86
26" x 26"	1.20	2.16	2.72	44" x 24"	1.64		4.20
26" x 28"	1.23	2.37	2.93	44" x 28"	1.68		4.97
26" x 30"	1.25	2.51	3.12	44" x 30"	1.71		5.63
26" x 32"	1.11	1.76	2.15	44" x 32"	1.74		5.63
28" x 16"	1.13	1.89	2.31	48" x 24"	1.67		4.92
28" x 18"	1.16	1.97	2.42	48" x 28"	1.76		5.63
28" x 20"	1.20	2.16	2.72	48" x 30"	1.79		5.66
28" x 24"							

BARN SASH

[Western ponderosa pine]

Glass size	Thickness (inches)	4 light barn sash		6 light barn sash		9 light barn sash		Glass size	Thickness (inches)	4 light barn sash		6 light barn sash		9 light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1⅜	$0.89	$1.26	$1.04	$1.64	$1.44	$2.37	8" x 10"	1⅜	$0.98	$1.35	$0.17	$1.76	$1.59	$2.55
9" x 12"	1⅜	.95	1.43	1.16	1.89			9" x 12"	1¾	1.07	1.53	1.31	2.01		
10" x 12"	1⅜	.99	1.50	1.20	1.98	1.68	2.94	10" x 12"	1¾	1.16	1.61	1.35	2.10	1.91	3.17
10" x 14"	1⅜	1.04	1.61	1.25	2.16			10" x 14"	1¾	1.17	1.74	1.41	2.31		
10" x 16"	1⅜			1.37	2.64			10" x 16"	1⅜			1.58	2.82		

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, ATHENS, OHIO, AREA, INCLUDING ATHENS, GALLIA, HOCKING, JACKSON, MEIGS AND VINTON COUNTIES IN THE STATE OF OHIO—Continued

EXTERIOR DOOR FRAMES—WESTERN PONDEROSA PINE

FOR FRAME CONSTRUCTION

[5¼-inch wall]—1⅜ outside casing

	With oak sill	No sill
2' 8" x 6' 8"	$8.85	$5.99
3' 0" x 6' 8"	9.44	6.15
3' 0" x 7' 0"	9.69	6.38

Add for nailing up $0.90

GARAGE DOOR FRAME

Jamb—1¾ x 5¼-inch western ponderosa pine (no outside casing or sill)
Not over 8'0" x 8'0"—knocked down $6.75

DOOR FRAME EXTRAS

Transom door frames (transom not over 1'6" high, add $3.38
Side light door frame, figure 3 times price of single.
Circle top door frame, add to price of square head frame 9.53

FOR 9-INCH MASONRY CONSTRUCTION (No Sill)

	Knocked down	Nailed up
2' 8" x 6' 8"	$6.50	$7.40
3' 0" x 6' 8"	6.60	7.50
3' 0" x 7' 0"	6.83	7.73

FOR 10-INCH FURRED BRICK WALL

2' 8" x 6' 8"	$8.55	$9.45
3' 0" x 6' 8"	9.14	10.04
3' 0" x 7' 0"	9.45	10.35

FOR 13-INCH MASONRY CONSTRUCTION

2' 8" x 6' 8"	$10.71	$11.61
3' 0" x 6' 8"	10.88	11.78
3' 0" x 7' 0"	11.25	12.15

Treating door frames with "wood-life" preserver $0.54

EXTERIOR WINDOW FRAMES—WESTERN PONDEROSA PINE

[Important joints treated with wood preserver]

Glass size, 2-lights	5¼" frame wall, 1⅜ outside casing		9" brick wall, all head and sill		"Unique balance" frame		Glass size, 2-lights
	Heads and Sills	Sides	Heads and Sills	Sides	Heads and Sills	Sides	
12"		$2.30					
14"	$1.34	2.51	$1.20	$3.06	$1.28	$1.64	14"
16"	1.44	2.66	1.28	3.26	1.35	1.79	16"
18"	1.70	2.82	1.35	3.53	1.44	1.97	18"
20"	1.79	3.08	1.44	3.81	1.55	2.13	20"
22"	1.89	3.24	1.67	4.05	1.76	2.30	22"
24"	1.98	3.38	1.74	4.28	1.85	2.45	24"
26"	2.07	3.53	1.83	4.47	1.95	2.57	26"
27"	2.15				2.00		27"
28"	2.15	3.66	1.91	4.86	2.03	2.72	28"
30"	2.21	3.95	1.98	4.92	2.10	2.91	30"
32"	2.49	4.11	2.07	5.39	2.21	3.18	32"
36"	2.67	4.52	2.31	5.90	2.48	3.54	36"
40"	2.97		2.49		2.66		40"

WINDOW FRAME EXTRAS

For nailing-up (N. U.) add to above $0.90
Mullion frames, add to price of 2 single frames ..... .45
Triple frames, add to price of 3 single frames 1.20
For brick house frames with moulded hanging style instead of plain, add ..... .60
For cutting down heads and sills, add $0.90
For cutting down sides, add ..... .90
Long Sill horns for corner construction, add to price of regular head and sill ..... .90
For frame house frame, add for hanging stile instead of casing 1.14

PORCH WORK—FIR

Colonial columns			Turned columns	
Sizes	Round cap and base	Paneled cap and base	Sizes	Turned center
6 inch x 8 feet	$5.40		4" x 4", 8 feet	$2.37
8 inch x 6 feet	6.15	$6.00	5" x 5", 8 feet	3.69
8 feet	6.75	7.47	6" x 6", 8 feet	5.31
10 inch x 8 feet	9.12	9.42	6" x 6", 10 feet	6.66
9 feet	10.38	10.41		
12 inch x 8 feet		11.19		
9 feet		12.30		

Add for splitting columns, $0.75.

FIR—PORCH NEWELS

Size	Square paneled, cap and base	Size	Square, turned cap
8 inch x 4 feet	$4.08	5" x 5" x 4 feet	$1.85
10 inch x 4 feet	5.16	6" x 6" x 4 feet	2.66

[F. R. Doc. 46-6011; Filed, Apr. 10, 1946; 2:01 p. m.]

[Region IV Order G-3 Under RMPR 251]

PLUMBING SERVICES, INSTALLED PLUMBING AND HEATING FIXTURES AND MATERIALS IN MOBILE, ALA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251, *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials

in Mobile, Alabama and within a twenty-five mile radius as measured from the Mobile County Court House.

3. All the provisions of Order No. G–2 (Basic Order No. 1) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G–2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing services and sales of installed plumbing fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing contractors shall be the "maximum hourly service rates" as provided in sub-paragraph (a) below, plus the maximum prices of the plumbing fixtures and materials as set forth in sub-paragraph (b) and (c) below:

(a) *Maximum hourly service charge.* The maximum hourly charge for plumbing services shall be the straight time hourly rate set forth in Column A or the legal wages paid per hour multiplied by the markup in Column B, whichever is lower, together with applicable overtime:

Types of labor service	Maximum hourly service rates	
	Column A	Column B [1]
	Straight time charges per hour	Markup factor of legal wage rates paid
Master Plumbers	$2.75	$1.66
Journeyman Plumbers	2.75	1.66
Apprentice Plumbers	1.50	1.66
Helpers or Laborers	1.25	1.66

[1] In calculating the hourly service rate per hour in Column B, the resulting figure may be rounded to the nearest 25¢.

In no instance, however, shall the resulting figure be in excess of the amount in Column A.

(b) *Maximum prices of installed plumbing fixtures and materials—Fixtures.* The maximum amount which may be charged for any fixture involved in the process of repairing or installing, as defined in this order shall not exceed the manufacturer's list retail price or the invoice cost of such fixture plus a markup not in excess of 33⅓% on cost, whichever is less.

Materials. The maximum amount which may be charged for materials, as defined in this order, shall not exceed the seller's cost plus a markup not in excess of 33⅓% on cost.

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work such as sheet metal work, pipe covering, plastering, painting and electrical work, incidental to the installation or repair of plumbing shall not exceed the actual cost of such sub-contracted work plus a markup not in excess of 20% on cost.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective April 8, 1946.

Issued March 27, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–6067; Filed, Apr. 10, 1946; 4:32 p. m.]

[Region IV Order G–21 Under SR 15, MPR 280, and MPR 329, Amdt. 6]

FLUID MILK IN ATLANTA REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV of the Office of Price Administration by § 1499.75 (a) (9) (ii) (c) (Supplementary Regulation 15) of the General Maximum Price Regulation, *It is hereby ordered*, That Order G–21 be amended in the following respects:

Section 14 shall be amended as follows:

1. Section 7 (b) (3) (iii) shall be deleted.

2. Table 1A in Area 1A, section 14 (b) shall be revised to read as follows:

TABLE 1A

Type	Container size or quantity	Wholesale	Retail out-of-store	Retail home-delivered
		Cents	*Cents*	*Cents*
Whole milk	Over 5 gals. bulk.	44	------	------
	1.1 to 5 gals. bulk.	46	------	------
	Gallon	48	50	50
	Quart	12½	14	14
	½ quart	6	8	8
	½ pint	4¼	6	6
Premium milk: (5% or over butterfat content).	Quart	14½	16	16
	½ quart	6½	9	------
	½ pint	4¼	7	------
Buttermilk: (Plain, cultured or churned.)	Gallon	26	30	30
	Quart	7½	9	9
	Pint	4	5	------

This amendment shall become effective as of April 3, 1946.

Issued April 10, 1946.

ALEXANDER HARRIS,
Regional Administrator.

Approved:

CHESTER BOWLES,
Director, Office of Economic Stabilization.

Approved: April 9, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46–6076; Filed, Apr. 10, 1946; 4:34 p. m.]

[Region III Order G–76 Under RMPR 122]

BITUMINOUS COAL IN SOUTHWESTERN INDIANA AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122, it is ordered:

(a) *What this order does.* This adopting order establishes maximum prices for sales of bituminous coal made by dealers where delivery is made by truck direct from mines in Producing District No. 10 to domestic consumers within the Southwestern Indiana area, hereinafter described. These are the highest prices any dealer may charge when he delivers such fuel at or to a point in such area. They are also the highest prices any buyer in the course of trade or business may pay for them.

(b) *Area covered.* This adopting order covers specified sales of bituminous coal when made in the Southwestern Indiana area described as all of the territory within the following counties of Southwestern Indiana:

Warren, Fountain, Vermillion, Parke, Vigo, Clay, Owen, Sullivan, Greene, Knox, Daviess, Martin, Gibson, Carroll, Posey, Pike, DuBois, Vanderburg, Warrick, Spencer, Perry, Orange, Washington, Crawford, Harrison, Floyd, Clark, Scott, White, Jackson, Lawrence, Monroe, Brown, Bartholomew, Johnson, Morgan, Putnam, Hendricks, Montgomery, Boone, Clinton, Tippecanoe, and Benton.

(c) *Applicability of Basic Order No. G–74.* All the provisions of Order No. G–74 under Revised Maximum Price Regulation No. 122—Basic Order for Area Pricing of Coal in Region III, issued September 19, 1945 by the Cleveland Regional Office, Region III, Office of Price Administration, except as herein modified, are adopted in this order and are as much a part of this order as if printed herein. If said Order No. G–74 is amended in any respect, all the provisions of such order as amended shall likewise, without any other action, be a part of this adopting order. All persons subject to this adopting order are also subject to, and should be familiar with, the provisions of said Order No. G–74.

(d) *Relationship between this order and Special Order No. 1 Under Basic Order No. G–74.* All dealers subject to this adopting Order No. G–76 may add to the maximum prices established herein the increase of maximum prices authorized by Special Order No. 1 under Basic Order No. G–74 on all sales made between the effective date of this Order No. G–76 and April 20, 1946. The special authorization granted by Special Order No. 1 expires on that date, and consequently is not applicable thereafter.

(e) *Maximum prices.* The maximum price hereby established for each sale of bituminous coal to domestic consumers in the Southwestern Indiana area when made by dealers who transport such coal from the mine to the consumer by truck is the sum of (i) the mine cost of the coal and (ii) the margin permitted for such sale. The margins permitted by this order for the sales of coal covered herein have been determined according to the distance that the coal is hauled and are as follows:

Distance of haul (mine to consumer):	*Permitted margin per ton*
8 miles and under	$1.25
Over 8 to and incl. 15 miles	1.50
Over 15 to and incl. 22 miles	1.75
Over 22 to and incl. 30 miles	2.00
Over 30 to and incl. 40 miles	2.25
Over 40 to and incl. 50 miles	2.50
Over 50 to and incl. 60 miles	2.75
Over 60 to and incl. 70 miles	3.00
Over 70 to and incl. 80 miles	3.25
Over 80 to and incl. 90 miles	3.50
Over 90 to and incl. 100 miles	3.75
Over 100 to and incl. 110 miles	4.00

(f) *Additional charges authorized for split loads.* On all sales where a consumer purchases a portion of a full truck load and the dealer finds it necessary to reweigh the load, he may charge the consumer the cost of reweighing and may also add $0.25 per ton to his maximum price on all tonnage in the split load. The dealer in such case is required to furnish the consumer with a weigh slip showing that the load has been reweighed.

(g) *Records.* Paragraph (1) of Basic Order No. G–74 under Revised Maximum Price Regulation No. 122 requires that records of all sales must be kept on file. This provision is modified as it applies to this adopting Order No. G–76 so as to provide that copies of all sales slips be kept in the cab of the dealer's truck or trucks for inspection for a period of sixty days after the date of delivery.

(h) *Posting of maximum prices.* Paragraph (m) of Basic Order No. G–74 under Revised Maximum Price Regulation No. 122 provides that each dealer shall post his maximum prices at his place of business. This provision is modified as it applies to this adopting order so as to require the posting by the dealer in the cab of his truck his mileage chart of permitted margins.

(i) *Sales slips.* Paragraph (n) of Basic Order No. G–74 under Revised Maximum Price Regulation No. 122 requires certain information to be shown on the sales slip given to the purchaser. This requirement is modified as it applies to this adopting order so as to require that, in addition, dealers covered by this adopting order must show:

(1) The name of the mine operator.
(2) The mine index number and location.
(3) The mine price.
(4) The permitted margin.

This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 22, 1946.

Issued March 8, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–6028; Filed, Apr. 10, 1946; 2:06 p. m.]

[Region IV Order G–2 Under MPR 592]

CONCRETE BLOCK IN BROWARD, COLLIER, DADE AND MONROE COUNTIES, FLA.

Order No. G–2 under section 17 of Maximum Price Regulation 592. Maximum prices for sales of concrete block by manufacturers located in Broward, Collier, Dade and Monroe Counties in the State of Florida. Docket No. IV–592–17–2.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by section 17 of Maximum Price Regulation 592; *It is hereby ordered:*

(a) That on and after April 1, 1946, the maximum prices for certain sizes of Grade A concrete building block (having a compressive strength of 1000 pounds per square inch gross area) and Grade B concrete building block (having a compressive strength of 700 pounds per square inch gross area), all in accordance with American Society for Testing Materials Standard Specifications for Hollow Load-Bearing Concrete Masonry Units C90–44, manufactured within Broward, Collier, Dade and Monroe counties in the State of Florida, after the effective date of this order, shall be as follows:

GRADE A

Size	Maximum prices per block f. o. b. plant	Maximum prices per block delivered by truck
8 x 8 x 16	$0.14	$0.16
8 x 12 x 16	.22	.245
4 x 8 x 16	.0925	.1025
8 x 8 x 16 (corners and jambs)	.14	.16
8 x 12 x 16 (corners)	.22	.245
8 x 8 x 8 (single corners and half jambs)	.0925	.1025
8 x 4 x 16 or 8 x 3 x 16 partition tile	.0925	.1025

GRADE B

8 x 8 x 16	$0.13	$0.15
8 x 12 x 16	.205	.23
4 x 8 x 16	.0875	.0975
8 x 8 x 16 (corners and jambs)	.13	.15
8 x 12 x 16 (corners)	.205	.23
8 x 8 x 8 (single corners and half jambs)	.0875	.0975
8 x 4 x 16 or 8 x 3 x 16 partition tile	.0875	.0975

(b) That all invoices covering sales of concrete block under the provisions of, and after the effective date of this order, shall show the date of such sale, the name and address of the purchaser, the quantity sold, the quantity delivered, the grade sold and the price charged, whether sold f. o. b. plant or delivered.

(c) Any manufacturer may apply to the Miami District Office for increased delivery charges to certain points where he can show that actual cost of transportation to such points is greater than the additional charge permitted by this order, and either

(1) That such additional charge will not make his maximum prices for delivered sales higher than the maximum price for delivered sales of other manufacturers in the area to which the additional charge is sought, or

(2) That such points are not supplied at all by local manufacturers, or

(3) That local manufacturers at such points are not able to supply adequately the essential needs of the area.

Such charges shall be subject to approval, disapproval, or revision within 20 days of the date of filing.

The District Director, under this order, is hereby authorized to approve, disapprove or revise the requested delivery charges. In the absence of disapproval or revision within the 20 day period, the requested delivery charges, if properly filed, shall be deemed to have been approved by the District Director of the Miami District Office, subject to later disapproval or revision, not to apply retroactively.

(d) *Sizes not listed in this order.* Any manufacturer producing a size of concrete block not specifically listed in this order must file a schedule showing the proposed price f. o. b. plant and delivered price with the Miami District Office of the Office of Price Administration. Such price shall be subject to approval, disapproval or revision within 20 days of the date of filing.

The District Director, under this order, of the Miami District Office is hereby authorized to approve, disapprove or revise the requested prices for such unlisted sizes. In the absence of disapproval or revision within the 20 day period; the requested price, if properly filed, shall be deemed to have been approved by the District Director of the Miami District Office, subject to later disapproval or revision, not to apply retroactively.

(e) Each concrete block manufacturer within the coverage of this order shall keep posted at a conspicuous place in his place of business a copy of this order and the opinion attached.[1]

(f) *Discounts and other price differentials and services.* All cash, quantity, and other price differentials and services, at least as great as those extended by each manufacturer during March 1942, shall be continued.

(g) Except as otherwise provided herein, all transactions subject to this order shall remain subject to the provisions of Maximum Price Regulation 592, together with all amendments which heretofore have been or hereafter may be issued.

This order may be revoked, corrected or amended by the Office of Price Administration at any time.

This order shall become effective April 1, 1946.

Issued this March 27, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–6020; Filed, Apr. 10, 1946; 2:05 p. m.]

[Region IV Order G–4 Under MPR 592]

CONCRETE BLOCK IN FLORIDA

Order No. G–4 under section 17 of Maximum Price Regulation 592. Maximum prices for sales of concrete block manufactured within Clay, Duval, Flagler, Nassau, Putnam, St. Johns and Volusia Counties in the State of Florida. Docket No. IV–592–17–4.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by section 17 of Maximum Price Regulation No. 592; *It is hereby ordered:*

(a) That on and after April 1, 1946, the maximum prices for certain sizes of Grade A concrete building block (having a compressive strength of 1,000 pounds per square inch gross area) and Grade B concrete building block (having a compressive strength of 700 pounds per square inch gross area), all in accordance with American Society for Testing Materials Standard Specifications for Hollow Load-Bearing Masonry Units C90–44, manufactured within Clay, Duval, Flagler, Nassau, Putnam, St. Johns and Volusia counties in the State of Flor-

[1] Filed as part of original document.

ida, after the effective date of this order, shall be as follows:

GRADE A

Size	Maximum prices per block f. o. b. plant	Maximum prices per block delivered by truck
8 x 8 x 16	$0.17	$0.19
8 x 12 x 16	.25	.27
4 x 8 x 16	.095	.105
8 x 8 x 16—corners and jambs	.17	.19
8 x 12 x 16—corners	.25	.27
8 x 8 x 8—single corners and half jambs	.095	.105
4 x 4 x 16 or 8 x 3 x 16—partition tile	.095	.105

GRADE B

8 x 8 x 16	$0.16	$0.18
8 x 12 x 16	.235	.255
4 x 8 x 16	.09	.10
8 x 8 x 16—corners and jambs	.16	.18
8 x 12 x 16—corners	.235	.255
8 x 8 x 8—single corners and half jambs	.09	.10
8 x 4 x 16 or 8 x 3 x 16—partition tile	.09	.10

(b) That all invoices covering sales of concrete block under the provisions of, and after the effective date of this order, shall show the date of such sale, the name and address of the purchaser, the quantity sold, the quantity delivered, the grade sold and the price charged, whether sold f. o. b. plant or delivered.

(c) Any manufacturer may apply to the Jacksonville District Office of the Office of Price Administration for increased delivery charges to certain points where he can show that actual cost of delivery to such points is greater than the additional charge permitted by this order and either

(1) That such additional charge will not make his maximum price for delivered sales higher than the maximum price for delivered sales of other manufacturers in the area to which the additional charge is sought, or

(2) That such points are not supplied at all by local manufacturers, or

(3) That local manufacturers at such points are not able to supply adequately the essential needs of the area.

Such charges shall be subject to approval, disapproval or revision within 20 days of the date of filing.

The District Director of the Jacksonville District Office of the Office of Price Administration, under this order, is authorized to approve, disapprove, or revise the requested charges. In the absence of disapproval within the 20 day period, the requested delivery charges, if properly filed, shall be deemed to have been approved by that office, subject to later approval or revision, not to apply retroactively.

(d) *Sizes not listed in the order.* Any manufacturer manufacturing a size of block not listed in this order must file a schedule of the size, proposed price f. o. b. plant and delivered price with the Jacksonville District Office. Such prices shall be subject to approval or revision or disapproval within 20 days of the date of filing. The District Director of the Jacksonville District Office, under this order is hereby authorized to approve, disapprove or revise the requested price. In the absence of disapproval or revision within the 20 day period, the requested price, if properly filed, shall be deemed to have been approved by that office.

(e) Each concrete block manufacturer shall, under the terms of this order, keep posted at a conspicuous place in his place of business, a copy of this order and accompanying opinion.[1]

(f) *Discounts and other price differentials and services.* All cash, quantity, and other price differentials and services, at least as great as those extended by each manufacturer during March 1942, must be continued.

(g) Except as otherwise provided herein, all transactions subject to this order shall remain subject to the provisions of Maximum Price Regulation 592, together with all amendments which heretofore have been or hereafter may be issued.

This order may be revoked, corrected or amended by the Office of Price Administration at any time.

This order shall become effective April 1, 1946.

Issued: March 27, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46—6022; Filed, Apr. 10, 1946; 2:05 p. m.]

[Region IV Order G–5 Under RMPR 251]

PLUMBING SERVICES, INSTALLED PLUMBING AND HEATING FIXTURES AND MATERIALS IN JACKSON AND HINDS COUNTIES, MISS.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251, *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in Jackson and Hinds Counties, Mississippi.

3. All the provisions of Order No. G–2 (Basic Order No. 1) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G–2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action be a part of this order.

APPENDIX

Maximum prices of plumbing services and sales of installed plumbing fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing contractors shall be the "Maximum hourly service rates" as provided in subparagraph (a) below, plus "the maximum prices of the plumbing fixtures and materials" as set forth in subparagraph (b) and (c) below:

(a) *Maximum hourly service charge.* The maximum hourly labor charge for plumbing services shall be the straight time hourly rate set forth in Column A or the legal wages paid per hour multiplied by the markup in Column B, whichever is lower, together with any applicable overtime:

Types of labor service	Maximum hourly service rates	
	Column A	Column B[1]
	Straight time charges per hour	Markup factor of legal wage rates paid
Master plumbers	$2.25	$1.42
Journeyman plumbers	2.25	1.42
Apprentice plumbers	1.25	1.42
Helpers or laborers	1.00	1.42
Journeyman-apprentice team	3.25	1.42
Journeyman-helper team	3.00	1.42

[1] In calculating the hourly service rate per hour in Column B, the resulting figure may be rounded to the nearest 25¢.
In no instance, however, shall the resulting figure be in excess of the amount in Column A.

(b) *Maximum prices of installed plumbing fixtures and materials—Fixtures.* The maximum amount which may be charged for any fixture involved in the process of repairing or installing, as defined in this order shall not exceed the manufacturer's list retail price or the invoice cost of such fixture plus a markup not in excess of 33⅓% on cost, whichever is less.

Material. The maximum amount which may be charged for materials, as defined in this order, shall not exceed the sellers cost plus a markup not in excess of 40% on cost.

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work such as sheet metal work, pipe covering, plastering, painting and electrical work, incidental to the installation or repair of plumbing, shall not exceed the actual cost of such sub-contracted work plus a markup not in excess of 20% on cost.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective April 8, 1946.

Issued March 27, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–6039; Filed, Apr. 10, 1946; 2:10 p. m.]

[Region IV Order G–6 Under RMPR 251]

PLUMBING SERVICES, INSTALLED PLUMBING AND HEATING FIXTURES AND MATERIALS IN MONTGOMERY AND MONTGOMERY COUNTIES, ALA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251, *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the appendix following section 3.

[1] Filed as part of original document.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in Montgomery and Montgomery Counties, Alabama.

3. All the provisions of Order No. G–2 (Basic Order No. 1) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G–2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing services and sales of installed plumbing fixtures and materials. That the maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing contractors shall be the "Maximum hourly service rates" as provided in subparagraph (a) below, plus the maximum prices of the plumbing fixtures and materials as set forth in subparagraph (b) and (c) below:

(a) *Maximum hourly service charge.* The maximum hourly labor charge for plumbing services shall be the straight time hourly rate set forth in Column A or the legal wages paid per hour multiplied by the markup in Column B, whichever is lower, together with any applicable overtime:

Types of labor service	Maximum hourly service rates	
	Column A	Column B[1]
	Straight time charges per hour	Markup factor of legal wage rates paid
Master plumbers	$3.00	$1.62
Journeyman plumbers	3.00	1.62
Apprentice plumbers	1.25	1.62
Helpers or laborers	1.00	1.62

[1] In calculating the hourly service rate per hour in Column B, the resulting figure may be rounded to the nearest 25¢.
In no instance, however, shall the resulting figure be in excess of the amount in Column A.

(b) *Maximum prices of installed plumbing fixtures and materials—Fixtures.* The maximum amount which may be charged for any fixture, involved in the process of repairing or installing, as defined in this order shall not exceed the manufacturer's list retail price or the invoice cost of such fixture plus a markup not in excess of 33⅓% on cost, whichever is less.

Materials. The maximum amount which may be charged for materials, as defined in this order, shall not exceed the seller's cost plus a markup not in excess of 40% on cost.

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work such as sheet metal work, pipe covering, plastering, painting and electrical work, incidental to the installation or repair of plumbing, shall not exceed the actual cost of such sub-contracted work plus a markup not in excess of 25% on cost.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective April 8, 1946.

Issued March 27, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–6040; Filed, Apr. 10, 1946; 2:10 p. m.]

[Region IV 2d Rev. Order G–10 Under RMPR 122, Amdt. 7]

SOLID FUELS IN VIRGINIA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122, subparagraph (e) (5) of Second Revised Order No. G–10 under Revised Maximum Price Regulation No. 122, issued by this office on April 18, 1945, is amended to read as follows:

(e) • • •

(5) *Briquettes.*

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Bituminous or semianthracite briquettes	$13.42	$7.21	$4.11
Pennsylvania anthracite briquettes	14.75	7.88	4.44
Exception: Pennsylvania Anthracite Briquettes from Reading Briquet Company of Locust Summit and St. Nicholas, Pa.	15.25	8.13	4.56

(The prices set out in this order do not include the increases allowed by Supplementary Order No. 2 to Order No. G–37 which became effective January 2, 1946 and expires April 30, 1946, and which increases may be added to these prices during the effective period of said Supplementary Order No. 2.)

Effective date. This amendment shall become effective as of March 28, 1946.

Issued March 28, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–6037; Filed, Apr. 10, 1946; 2:10 p. m.]

[Region IV Rev. Order G–30 Under RMPR 122, Amdt. 3]

SOLID FUELS IN CHARLESTON, S. C., AND VICINITY

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122, subparagraph (e) (3) of Revised Order No. G–30 under Revised Maximum Price Regulation No. 122, issued by this office on June 7, 1945, is amended to read as follows:

(e) • • •

(3) *Pennsylvania anthracite.*

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Egg, stove and nut	$10.15	$5.83	$3.16

Effective date. This amendment shall become effective as of March 29, 1946.

Issued March 28, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–6038; Filed, Apr. 10, 1946; 2:10 p. m.]

[Region V SO 5 Under RMPR 122]

SOLID FUELS IN DALLAS REGION

For the reasons set forth in the opinion issued simulaneously herewith and pursuant to the authority vested in the Regional Administrator of Region V of the Office of Price Administration by §1340.260 under Revised Maximum Price Regulation 122 and the Emergency Price Control Act of 1942, *It is ordered:*

A. Dealers making sales of bituminous coal subject to general orders issued by the Regional Administrator of Region V under Revised Maximum Price Regulation 122, which general orders are listed in paragraph B of this order, may increase the maximum prices for all sizes of District 15 strip mine coal by adding to the dollar-and-cents maximum prices established in said orders an amount not to exceed 6¢ per ton.

B. *Orders affected.* The provisions of paragraph A above shall apply to the following Region V orders, as amended or revised, which have been issued under Revised Maximum Price Regulation 122:

Order No. and Area

G–2—Cities of Kansas City, Missouri; and Kansas City, Kansas; and parts of the counties adjacent thereto.
G–3—City of Topeka, and parts of Shawnee County, Kansas, adjacent thereto.
G–4—City of Wichita and a part of Sedgwick County, Kansas, adjacent thereto.
G–5—City of St. Joseph, Missouri.
G–7—City of Springfield, Missouri.
G–8—City of Sedalia, Missouri.
G–9—Crawford County, Kansas.

C. Wherever applicable the definitions set forth in the general orders described in paragraph B as amended or revised are incorporated by reference and made a part of this order.

D. This supplementary order may be revoked, amended or changed at any time.

E. This Supplementary Order No. 5 shall become effective as of March 27, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, the 27th day of March 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46–6023; Filed Apr. 10, 1946; 2:05 p. m.]

[Green Bay Order 1–M Under RMPR 259]

DEPOSIT CHARGES FOR CONTAINERS AND CASES OF MALT BEVERAGES IN WISCONSIN

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What this order does.* In accordance with the provisions of section

5.2 (c) of RMPR 259, this order establishes uniform maximum deposit charges which may be imposed by wholesalers and retailers for cases and containers in connection with sales of domestic malt beverages in bottles or cases.

SEC. 2. *Where this order applies.* The provisions of this order apply to all wholesalers and retailers located within the Counties of Brown, Calumet, Door (except the town og Washington), Florence, Forest, Kewaunee, Langlade, Lincoln, Manitowoc, Marathon, Marinette, Oconto, Oneida, Outagamie, Portage, Price, Shawano, Taylor, Vilas, Waupaca, Waushara, Winnebago, and Wood, all in the State of Wisconsin.

SEC. 3. *Applicability.* No wholesaler or retailer located within the area where this order is applicable may after the effective date of this order require a deposit from purchasers in excess of the sum permitted by this order. Until March 19, 1946, refunds for the return of empties shall be the amount required prior to the issuance of this order as a deposit under section 5.2 of RMPR 259.

SEC. 4. *Deposit charges established by this order.* The maximum deposit charges for all sellers to which this order is applicable are as follows:

CASES	Cents
Wooden	52
Solid Fibre	32
Corrugated carton	12
CONTAINERS	
12-oz. Bottle and smaller	2
32-oz. Bottle	4

SEC. 5. *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in RMPR 259, as amended, shall apply to the terms used herein.

This order shall become effective March 4, 1946.

Issued this 28th day of February 1946.

F. L. EARP,
District Director.

[F. R. Doc. 46-6066; Filed, Apr. 10, 1946; 4:32 p. m.]

[Springfield Order G-6 Under Gen. Order 68]

BUILDING MATERIALS IN MORGAN COUNTY, ILL.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A attached hereto delivered to the purchaser in the Morgan County, Illinois area. The Morgan County area for the purposes of this order consists of the area within the limits of the County of Morgan, Illinois.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor, provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by his order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in appendix A attached hereto, at prices higher than the maximum prices set forth in this appendix. All prices are for delivery at the seller's place of business. For other deliveries no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for sales to all classes of purchasers as contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. For the convenience of the seller there are attached to this order two copies of Appendix A containing the items covered with the respective maximum prices applicable. One copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more.)
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of those matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charges, if any, for delivery other than delivery at the place of business of the seller, such charge to be separately listed from the price of the item.
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

This order may be modified, amended, or revoked at any time. This order shall become effective April 1, 1946.

Issued this 28th day of March 1946.

CARTER JENKINS,
District Director.

APPENDIX A

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES

1. Cash discounts. Sellers shall continue to allow all customary allowances and discounts or other price differentials as required by the regulation applicable to the commodity being sold.

2. For all deliveries made at other than the place of business of the seller, the retail seller shall charge no more than his customary charge per ton mile which was in effect in March 1942.

MAXIMUM F. O. B. YARD PRICES TO ALL PURCHASERS

Item	Unit of sale	Maximum price
Plaster cement	100 lb.	$1.00
Gauging white	100 lb.	1.40
Gauging common	100 lb.	1.40
Plaster wood fiber	10 lb.	.20
Plaster wood fiber	50 lb.	.60
Plaster wood fiber	100 lb.	1.00
Keene's cement	100 lb.	2.10
Finishing lime pebble or lump	50 lb.	.60
Metal lath 2.5 lb. C. A. painted diamond mesh.	Sq. yd.	.27
Portland cement (paper)	94 lb.	.78
Portland cement (high early) paper.	94 lb.	.95
Masonry cement	Paper bag	.70
Masons hydrated lime	50 lb.	.70
White cement	94 lb.	2.50
Hollow building tile partitions, 4 x 12 x 12.	1,000	83.40
Drain tile, 4"	Foot	.06
Drain tile, 5"	Foot	.07½
Drain tile, 6"	Foot	.08½
Drain tile 8"	Foot	.16
Vitrified clay sewer pipe ISS, 4"	Foot	.19
Vitrified clay sewer pipe ISS, 6"	Foot	.26
Flue lining, 9 x 9	Foot	.33
Flue lining, 9 x 13	Foot	.50
Flue lining, 13 x 13	Foot	.65

MAXIMUM F. O. B. YARD PRICES TO ALL PURCHASERS—Continued

Item	Unit of sale	Maximum price
Gypsum wall board, ⅜"	Sq. ft.	$0.04
Gypsum wall board, ½"	Sq. ft.	.04½
Gypsum sheathing, ½"	Sq. ft.	.04½
Asphalt roofing, 90 lbs., mineral surface.	Roll	2.50
Asphalt or tarred felt, 15-lb.	Roll	2.50
Asphalt or tarred felt, 30-lb.	Roll	2.50
Asphalt shingles, 165 lbs. 2 tab. hex.	Sq.	4.65
Fiber insulation board, standard ½".	1,000 sq. ft.	51.25
Fiber insulation board asphalt sheathing 25/32".	1,000 sq. ft.	66.75
Asbestos cement siding, standard colors, 12 x 24 or 27.	Sq.	8.50
Wall board, ⅜-4 x 8	Sq. ft.	.04
Hardboard, tempered, 1/4"	Sq. ft.	.09
Hardboard, tempered, 5/16"	Sq. ft.	.11½
Hardboard, tempered, ⅜"	Sq. ft.	.13½
Hardboard, standard, 1/4"	Sq. ft.	.07½
Glass wool, insulation blanket or rolls—medium.	1,000 sq. ft.	48.50
Glass wool insulation blanket or rolls—heavy.	1,000 sq. ft.	67.50
Balsam wool rolls, standard thickness.	1,000 sq. ft.	50.00
Balsam wool rolls, double thickness.	1,000 sq. ft.	71.66
Smooth surface asphalt roofing, 35-lb.	Roll	1.27

[F. R. Doc. 46-6046; Filed, Apr. 10, 1946; 2:12 p. m.]

[Region VII, Order G-104 Under MPR 188, Amdt. 1]

HECKETHORN MFG. & SUPPLY CO.

AUTHORIZATION OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Amendment No. 1 is issued.

1. Paragraph (e), *Geographical applicability*, is hereby amended to read as follows:

(e) *Geographical applicability.* The maximum prices authorized by this Order No. G-104 for resellers are applicable throughout the 48 states of the United States and the District of Columbia.

Effective date. This Amendment No. 1 shall become effective on the 29th day of March 1946.

Issued this 29th day of March 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-6024; Filed, Apr. 10, 1946; 2:06 p. m.]

[Region VIII Order G-5 Under RMPR 251, Amdt. 3]

PLUMBING SERVICES IN SOUTHERN CALIFORNIA AREA

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-5 under Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. The proviso in subparagraph (c) (1) is amended by adding at the end thereof "or the margin stated above, whichever is lower," so that the proviso, as amended, shall read as follows: "*Provided*, That for sellers in business in March 1942, the margin shall not exceed the margin used in the most comparable job in the period January 1, 1939, to March 31, 1942, or the margin stated above, whichever is lower."

2. Paragraph (d) is amended to read as follows:

(d) *Estimates.* When work is performed on a cost-plus job on the basis of an estimate submitted by the seller, the maximum price therefor shall be that provided by paragraph (b) or (c) of this order, whichever is applicable, but shall not exceed the estimated price by more than 15% except to the extent permitted by paragraph (e) relating to extra work.

This amendment to Order No .G-5 shall become effective March 20, 1946.

Issued this 20th day of March 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-6026; Filed, Apr. 10, 1946; 2:06 p. m.]

[Region VIII Rev. Order G-7 Under MPR 280, Corr. to Amdt. 5]

FLUID MILK IN WASHINGTON

In Amendment No. 5 to Revised Order No. G-7 under Maximum Price Regulation No. 280 Item 4 is corrected to read as follows:

4. In subparagraph (5) the words "plus 45¢ per cwt" are added immediately after the words, "87¢ per pound fat, f. o. b. seller's plant."

This correction shall be effective as of February 8, 1946.

Issued this 29th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-6070; Filed, Apr. 10, 1946; 4:33 p. m.]

[Region VIII Order G-6 Under MPR 592]

COMMON BRICK IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 17 of Maximum Price Regulation No. 592; *It is hereby ordered:*

(a) The maximum price at which any manufacturer may sell or deliver common brick manufactured by him in Region VIII shall be his maximum price therefor as of December 31, 1945, plus $2.00 per thousand, or his maximum price as determined under any other applicable regulation or order, whichever is the higher.

(b) The adjustment provided by this order shall not apply in the case of any sale of common brick to resellers unless at the time of such sale the manufacturer separately stated on the invoice the amount of the increase in price herein permitted together with substantially the following statement:

The OPA has granted an adjustment in price to the manufacturer of the articles covered by this invoice and the amount of that increase is separately stated herein. Order No. G-5 under MPR 592 authorizes you to increase your maximum prices by a like amount.

(c) *Definitions.* (1) "Region VIII" means the States of Washington, Oregon (except Malheur County), California, Nevada, Arizona (except those portions of Coconino and Mohave Counties lying north of the Colorado River), and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

(2) "Common brick" means common clay building brick, excluding face brick or roughened brick commonly known in the trade as Rug Face, Scratch Face, Tooled Face, Matt Face, Rough Face, or otherwise.

(d) This order may be revoked, amended, or corrected at any time.

This order shall become effective March 28, 1946.

Issued this 28th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-6071; Filed, Apr. 10, 1946; 4:33 p. m.]

[Region VIII Order G-21 Under SO 94]

USED U. S. ARMY WOOL BLANKETS IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and pursuant to the authority conferred upon the Regional Administrator by sections 11 and 13 of Supplementary Order 94, *It is ordered*, That:

(a) The maximum prices for sales of used wool blankets purchased from the War Assets Corporation shall be:

(1) Sales to retailers—(sizes 54" x 80" to 66" x 88").

Condition when purchased	Condition when sold		
	As is	Repaired	Repaired and cleaned or washed and sterilized
Poor	$2.25	$2.75	$3.00
Fair	2.50	3.00	3.25
Good	2.75		3.50

(2) Sales to the ultimate consumer—(sizes 54" x 80" to 66" x 88").

Condition when purchased	Condition when sold		
	As is	Repaired	Repaired and cleaned or washed and sterilized
Poor	$2.70	$3.50	$4.00
Fair	3.00	4.00	4.50
Good	3.50		5.00

(b) The prices to retailers are wholesale prices, f. o. b. seller's place of business and are subject to the usual wholesale trade terms and discounts. The prices to the ultimate consumer are retail prices at the seller's place of business

and are subject to the usual retailer's trade terms and discounts.

(c) For purposes of this order words and phrases used herein shall have the following definitions:

(1) "Poor condition" means with large holes or tears.

(2) "Fair condition" means with small number of minor holes and tears.

(3) "Good condition" means with no holes or tears.

(4) "As is" means as sold by the War Assets Corporation or subsequent reseller.

(5) "Repaired" means that all holes and tears have been repaired and that the blanket has been dry cleaned or washed and sterilized.

(6) "Repaired and cleaned or washed and sterilized" means that all holes and tears have been repaired and that the blanket has been dry cleaned or washed and sterilized.

(d) Sellers at retail must clearly post at the place where the blankets are offered for sale the condition of the item and its proper maximum price, or lower, as set forth in this order.

(e) This order shall apply to all sales made in the State of California, Washington, Nevada, Oregon, except Malheur County and Arizona, except those portions of Coconino County and Mohave County lying north of the Colorado River, and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Lootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

This order may be amended, revoked or corrected at any time.

This order shall become effective March 28, 1946.

Issued this 28th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-6074; Filed, Apr. 10, 1946; 4:33 p. m.]

[Region VIII Order G-22 Under SO 94]

USED CUSHMAN PARCEL SCOOTERS IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and pursuant to authority conferred upon the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94, *It is ordered*, That:

(a) The maximum price for sales of used Cushman Parcel Scooters, three wheels, gasoline or electric motor, shaft or chain drive shall be:

	Each
(1) Sales to ultimate consumer "as is"	$70.30
(2) Sales to consumer "90 day guarantee"	158.25

(b) All prices are f. o. b. point of sale, subject to usual trade terms and discounts.

(c) For purposes of this order the words and phrases used herein shall have the following meaning:

(1) "As is" means as sold by War Assets Corporation or subsequent reseller.

(2) "90 day guarantee" means reconditioned and repaired and guaranteed by written certificate against mechanical defects for 90 days from date of sale.

(d) Sellers must clearly post at place of sale the condition of the item and the proper maximum price, or lower, as set forth in this order.

(e) This order shall apply to all sales made in the States of California, Washington, Nevada, Oregon, except Malheur County, and Arizona, except those portions of Coconino County and Mohave County lying north of the Colorado River, and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

This order may be corrected, amended, or revoked at any time.

This order shall become effective March 28, 1946.

Issued this 28th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-6075; Filed, Apr. 10, 1946; 4:34 p. m.]

[Region VIII Order G-8 Under Supp. Serv. Reg. 47 and RMPR 165]

SHOE REPAIR SERVICES IN LOS ANGELES AND SAN DIEGO METROPOLITAN AREAS

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator by § 1499.680 (a) of Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation No. 165, it is hereby ordered:

SECTION 1. *Retail shoe repair services in the Los Angeles and San Diego metropolitan areas*—(a) *Maximum Prices.* On and after March 13, 1946, and notwithstanding the pricing provisions of Revised Maximum Price Regulation No. 165, and regardless of any previous regulation, order (including an order authorizing a price adjustment), or approval, no seller in the Los Angeles and San Diego metropolitan areas may sell or offer to sell the shoe repair services for which prices are established in this order at prices higher than those listed in Table 1 below.

TABLE 1—MAXIMUM PRICES FOR RETAIL SHOE REPAIR SERVICES IN THE LOS ANGELES AND SAN DIEGO METROPOLITAN AREAS

LEATHER HALF-SOLE SERVICES	Men's shoes and boys' shoes, larger than size 3½	Boys' shoes, sizes 13½ through 3½	Women's shoes and girls' shoes, larger than size 13	Children's shoes, smaller than 13½
	Per pair	*Per pair*	*Per pair*	*Per pair*
Men's and boys' 4 inch or lighter leather or equal	$1.35	$1.10	----	----
Men's and boys' 4½ inch or heavier leather or equal	1.60	1.35	----	----
Women's, girls' and children's, nailed, in all weights of leather	----	----	$1.10	$1.05
Women's, girls', and children's cello cemented, in all weights of leather	----	----	1.50	1.25
Women's, girls', and childrens' sewed, in all weights of leather	----	----	1.35	1.10

	Men's shoes and boys' shoes, larger than size 3½	Boys' shoes, sizes 13½ through 3½	Women's shoes and girls' shoes, larger than size 13	Children's shoes, smaller than 13½
LEATHER HALF-SOLE SERVICES—continued				
Additional charges in the following amounts may be added for:				
Premium leather—which must be stamped with one of the following terms: Prime, Fine, S. B., Prime X-Fine, Extra-Fine, X-Prime, Y-Fine, Prime-F, Fine-F, Prime-X, Fine-F, Government Selection, Military Selection or Army Selection. (When an additional charge is made for premium leather, the seller must give a sales slip, or otherwise identify by a special marker, denoting that a premium grade leather has been used in a half-soling service)	*Per pair* $0.25	*Per pair* $0.25	*Per pair* $0.15	*Per pair* $0.15
Men's and large boys' finished leather half-soles wider than 4½ linear inches, measured any place on the sole at right angles to the length, or longer than 6½ linear inches, measured from the center of the shank to the center of the toe; or both	.25	----	----	----
Women's and girls' finished leather half-soles wider than 3¾ linear inches, measured any place on the sole at right angles to the length; or longer than 6½ linear inches, measured from the center of the shank to the center of the toe; or both	----	----	.15	----
COMPOSITION, RUBBER, OR FIBER HALF-SOLE SERVICES				
Competitive grade, 10½ iron	1.25	1.00	1.00	.85
Standard grade, 10½ iron	1.35	1.10	1.10	.95
Super grade, 10½ iron	1.45	1.20	1.20	1.05
Flat cord grade, 10½ iron	1.55	1.30	1.30	1.15
Cord-on-end and cord insert grades, 10½ iron	1.65	1.40	1.40	1.20
NOTE: Deductions in the following amounts must be made for 9 iron	.10	.10	none	.10
Additional charges in the following amounts may be made for:				
Heavy (12 iron) in above grades	.10	.10	.10	.10
Extra heavy (14 iron) in above grades	.20	----	----	----
Size 12 tap, or larger, in above grades	.15	.15	.15	.15
Brown in above grades	.15	.15	.15	.15
Full soles in above grades	.65	.55	.50	.40
COMPO-DRESS HALF-SOLE SERVICES				
GROUP "A" GRADES				
Men's and boys' half-soles	1.85	1.60	----	----
Women's and girls' and children's:				
Nailed	----	----	1.25	1.20
Sewed	----	----	1.40	1.35
Cemented	----	----	1.50	1.45
LEATHER HEEL SERVICES				
Large—broad, low type, one full lift, with or without block, wedge, or skiving, equal to one lift	.75	.60	.50	.40
Medium—Cuban type, one full lift	----	----	.40	.35
Small—spike type, one full lift	----	----	.35	----
Additional charges in the following amounts may be added for leveling women's covered heels	----	----	.10	----
Prices for leather heels services not listed above are the maximum prices charged by the seller in March 1942				

LEATHER TOE TIP SERVICES	Men's shoes and boys' shoes, larger than size 3½	Boys' shoes, sizes 13½ through 3½	Women's shoes and girls' shoes, larger than size 13	Children's shoes, smaller than 13½
	Per pair	*Per pair*	*Per pair*	*Per pair*
Nailed	$0.55	$0.45	$0.45	$0.45
Sewed	.60	.50	.50	.45
Cemented	.65	.55	.55	.50

RELASTING WITH FITTED WOODEN LASTS

When shoes are relasted with fitted wooden lasts in conjunction with a soling service listed in Table I above, such soling service shall be subject to the provisions o Revised Maximum Price Regulation No. 165.

SEC. 2. *Definitions.* (a) The term Los Angeles and San Diego metropolitan areas means that area lying within a radius of thirty-five miles of the Los Angeles City Hall and the cities and towns of El Cajon, La Jolla, La Mesa, National City and San Diego, California.

(b) "Half-sole service" means the attachment of all half-soles regardless of the method used. The term includes all operations, materials and preparatory service for a half-sole job including the following for which no additional charges may be made: replacing and renewing all filler material and friction strips; repairing and replacing only a part of an innersole; repositioning loose covered arch support; reseating or tightening shank pieces; attaching a loose welt by tacking; reattaching an upper pulled loose from a non-welt shoe; patching upper at the sole line, when not in the toe box area; reattaching any loose portion of a sole in the shank area; picking stitches; any bottom finish, invisible shank, reattaching loose heel breasting; resetting old sock lining, treating of leather.

The following shall not be considered part of a half-sole service: repairing or replacing a Goodyear welt, or attaching a pulled loose welt by sewing; inserting a new innersole, repairing a broken shank piece, or inserting a new shank piece, repairing or replacing toe box. These services, when performed in connection with the repair of shoes, shall be priced according to the provisions of RMPR 165.

(c) "Shoe repair services" means the repair of footwear designed for general street or outdoor use, heavy work shoes, and any other types of footwear specified in this area order. The term does not include the special repair services required for occupational footwear, such as cowboys' boots, loggers' shoes, safety shoes, etc., unless specified in this order.

(d) "Group A half-soles" means the Neolite Brand manufactured by the Goodyear Tire and Rubber Company and Panolene Brand manufactured by the Panther Panco Rubber Company.

(e) The definitions of "Fine grade leather" and "Prime grade leather" as used in Supplementary Service Regulation No. 47 shall not apply to the shoe repair services subject to this order.

SEC. 3. *Applicability of other regulations.* Except as provided to the contrary in this order, all of the provisions of Supplementary Service Regulation No. 47 and Revised Maximum Price Regulation No. 165, including the definitions, shall apply to the shoe repair service suppliers subject to this order. Other shoe repair services not listed in this order shall remain subject to the provisions of Revised Maximum Price Regulation No. 165 (Services) and Maximum Price Regulation No. 200 (Rubber Heels and Soles in the Shoe Repair Trade), whichever is applicable.

SEC. 4. *Posting.* Every seller in the Los Angeles and San Diego Metropolitan Areas subject to this area order shall within 30 days after the effective date of this order, post on his premises in such a place and manner as to be plainly visible to the purchasing public, a poster to be supplied by the Office of Price Administration, setting forth the maximum prices established by this order.

SEC. 5. This Area Order No. G-8 shall become effective March 13, 1946 and may be revoked, corrected or amended at any time.

Issued this 13th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-6068; Filed, Apr. 10, 1946; 4:32 p. m.]

[Region VIII Order G-11 Under MPR 188]

UTILITY APPLIANCE CORP.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.158 of Maximum Price Regulation No. 188; *It is hereby ordered:*

(a) The maximum price at which any person other than the manufacturer may sell or deliver an evaporative cooler or part thereof manufactured by the Utility Applicance Corporation, 4851 South Alameda Street, Los Angeles 11, California, shall be as follows, subject to such person's customary discounts and other price allowances for sales to the particular class of purchaser:

Utility Koolers Model No.	Kumfort Koolers Model No.	Shasta Coolers Model No.	Maximum (price f. o. b. factory)
1502-F	2502-F	5502-F	$38.68
1509-W	2509-W	5509-W	63.85
1510	2510	5510	67.36
1512-H	2512-H	5512-H	93.19
1516¼	2516¼	5516¼	115.55
1516½	2516½	5516½	148.04
1518¼	2518½	5518½	227.38
1518¾	2518¾	5518¾	244.95
1521¾	2521¾	5521¾	280.10
1521-1	2521-1	5521-1	302.46
1524-1	2524-1	5524-1	404.70
1524-1½	2524-1½	5524-1½	434.52

Parts for any of the above—maximum retail price as of the date of issuance of this order plus 6½%.

(b) This order shall be applicable in the 48 States and the District of Columbia.

(c) This order may be revoked, amended, or corrected at any time.

This order shall be effective March 13, 1946.

Issued this 19th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-6069; Filed, Apr. 10, 1946; 4:33 p. m.]

[Region VIII Order G-43 Under 3 (e)]

IMPORTED MALT BEVERAGES IN SAN FRANCISCO REGION

For the reasons set forth in an accompanying opinion, and pursuant to the authority conferred upon the Regional Administrator by § 1499.3 (e) (2), as amended, of the General Maximum Price Regulation; *It is ordered*, That the maximum prices at which the imported malt beverage hereinafter set forth may be sold shall be as follows:

(a) *Malt beverage.*

	Maximum prices	
	Sales at wholesale (delivered to buyer's premises)	Sales at retail
Swedish Pilsner beer:		
Case of 24/11-oz. bottles	$5.02	$7.92
11-oz. bottle	----	.33

(b) On sales at wholesale the seller, at or before the first sale, must notify the buyer in writing what the maximum prices are for sales at wholesale and retail.

(c) (1) "Sales at wholesale" are sales to persons other than ultimate consumers.

(2) "Sales at retail" are sales to ultimate consumers other than sales for consumption on the premises.

(d) This order shall apply to sales in the States of California, Washington, Nevada; Oregon, except Malheur County; Arizona, except those portions of Coconino County and Mohave County lying north of the Colorado River; and the following counties of Idaho: Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Nez Perce and Shoshone.

(e) This order may be corrected, amended, or revoked at any time.

(f) This order shall become effective March 19th, 1946.

Issued this 19th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-6025; Filed, Apr. 10, 1946; 2:06 p. m.]

[Region VIII Rev. Order G-98 Under 18 (c), Amdt. 2]

ALDER, MAPLE, BIRCH AND COTTONWOOD LUMBER IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order No. G-98 under § 1499.18 (c) of the General Maximum Price Regulation is amended in the following respects:

1. Subparagraph (c) (1) is amended to read as follows:

(1) For 4/4" rough, green:

	Alder	Maple	Birch	Cottonwood
Millrun (culls out)	$42.50	$46.50	$57.50	$32.50
No. 3 Common	18.25	22.25	33.25	8.25
No. 2 Common	38.75	42.75	53.75	28.75
No. 1 Common	57.75	61.75	72.75	47.75
No. 2 Common and Better	54.40	58.40	69.40	44.40
No. 1 Common and Better	67.15	71.15	82.15	57.15
FAS	80.00	84.00	95.00	65.00

"No. 2 Common and Better" and "No. 1 Common and Better" means the entire outturn of the log of Grade No. 2 or Grade No. 1 Common as the case may be, or better

2. The definition of "kiln dried lumber" in subparagraph (c) (5) is amended to read as follows:

"Kiln dried lumber" means lumber which has been kiln dried according to the Standard Kiln Dried Lumber Rules or the Special Kiln Dried Lumber Rules of the National Hardwood Lumber Association as of January 1944, and which has a moisture content not in excess of 8 percent.

3. Subparagraph (c) (8) is amended to read as follows:

(8) References to grades and other terms in this Revised Order No. G–98 shall be construed in accordance with the following rules:

STANDARD GRADES

(a) The standard grades of hardwood lumber are Firsts, Seconds, No. 1 Common, No. 2 Common, and No. 3 Common.

FIRSTS AND SECONDS (FAS)

(b) In the combined grade, Firsts and Seconds, the quantity of Firsts shall be not less than 35%.

(c) Widths: 4" and wider.

(d) Lengths: 6' to 12' or longer admitting 25% of 6' to 10' of which one-half may be 6' and 8'.

(e) Apply Paragraphs 55 to 61, inclusive, of the National Hardwood Lumber Association Rules as of January, 1945.

FIRSTS

(f) Firsts admits pieces that will yield $11/12$ ($91\frac{2}{3}\%$) clear-face cuttings as follows:

Alder and cottonwood: 2' to 8' surface measure, on one cutting; 6' to 8' in two cuttings; 9' and up in three cuttings.

Maple and birch: 3' to 6' surface measure, in one cutting; 7' to 9' in two cuttings; 10' and up in three cuttings.

SECONDS

(g) Seconds admits pieces that will yield $10/12$ ($83\frac{1}{3}\%$) or $11/12$ ($91\frac{2}{3}\%$) clear-face cuttings as follows:

Alder and cottonwood: 2' to 4' surface measure $10/12$ ($83\frac{1}{3}\%$), in one cutting; 6' to 7' in two cuttings; 8' and up in three cuttings.

Maple and birch: 3' to 5' surface measure $10/12$ ($83\frac{1}{3}\%$), in one cutting; 6' to 8' in two cuttings; 9' and up in three cuttings.

COMMONS

(h) Apply the National Hardwood Lumber Association Rules as of January, 1945, as follows:

No. 1 Common: Paragraphs 70 to 74, inclusive.

No. 2 Common: Paragraphs 75 to 79, inclusive.

No. 3 Common: Paragraphs 81 to 83, inclusive.

4. Subparagraph (d) (4) (a) is amended to read as follows:

(a) On sales of less than 5,000 feet, 20% of (1), (2), and (3) above.

5. Subparagraph (d) (4) (b) is amended to read as follows:

(b) On sales of 5,000 to 18,000 feet inclusive, 15% of (1), (2), and (3) above.

This amendment to Revised Order No. G–98 is effective as of March 31, 1946.

Issued this 20th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46–6072; Filed, Apr. 10, 1946; 4:33 p. m.]

[Region VIII Order G–108 Under 18 (c), Amdt. 2]

PORT ORFORD CEDAR LUMBER IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G–108 under § 1499.18 (c) of the General Maximum Price Regulation is amended in the following respects:

1. The first sentence in paragraph (a) is amended to read as follows:

(a) The maximum prices (per 1,000 feet board measure) at which any seller located in Region VIII may sell or deliver Port Orford Cedar are as set forth in Appendices A and B attached to this order.

2. A new Appendix B is added to read as follows:

APPENDIX B—ORDER No. G–108

I. PRODUCING MILL AND WHOLESALE SALES

The following prices are the maximum prices for producing mills and for wholesalers for sales of Port Orford Cedar, in random lengths, rought green, f. o. b. conveyance at shipping point.

Size:	No. 2 *clear and better*
1 x 2"	$95.00
1 x 3"	95.00
1 x 4"	100.00
1 x 6"	110.00
1 x 8"	120.00
1 x 10"	130.00
1 x 12"	140.00
1 x 14"	155.00
1 x 16"	170.00
1 x 18"	185.00
1 x 20"	200.00

The above prices are for lumber conforming to grading rules of Port Orford Cedar Lumber Association, as revised April 7, 1939. The maximum price for a size not listed shall be the lower of the maximum prices for the two nearest listed sizes.

Additions

For thickness: For 5/4, 6/4, and 8/4 (add)	$10.00
For length:	
For R/L 8' to 20' and averaging 14' (add)	5.00
For R/L 10' to 20' and averaging 15' (add)	10.00
For R/L 12' to 20' and averaging 16' (add)	20.00
For R/L 8' to 24' and averaging 16' (add)	20.00

Additions—Continued

For length—Continued.	
For R/L 10' to 24' and averaging 17' (add)	$30.00
For R/L 12' to 24' and averaging 18' (add)	40.00
For specified lengths—for all thicknesses:	
8' (add to random length price)	2.00
10' (add to random length price)	5.00
12' (add to random length price)	10.00
14' (add to random length price)	17.50
16' (add to random length price)	20.00
18' (add to random length price)	30.00
20' (add to random length price)	40.00
For working:	*Per M'BM*
Standard surfacing:	
S1S, S2S (add)	$5.00
S3S, S4S, shiplap, T&G (add)	6.00
Grooved for splines, beveling and/or outgauging (add)	7.50
Resawing (add)	4.00
Ripping except taper (add)	2.00
For condition:	
For air dried—A/W and A/L (add)	5.00
For kiln dried—A/W, 1" to 1¼" (add)	10.00
For kiln dried—A/W, 1½" to 2" (add)	15.00
Miscellaneous:	
For bundling:	
4" and narrower widths (add)	1.50
Wider than 4" (add)	1.00
Stenciling—when specified (add)	1.00

Delivered sales. For sales on a delivered basis the f. o. b. prices stated above may be increased by the actual transportation cost incurred by the seller from mill to destination not exceeding the lowest available common carrier rate or, in the case of shipments involving rail transportation, the carload freight rate, such rates to be based on the following weights:

	Pounds per MBM
Rough, all items	3,300
Surfaced 1" and 2"	2,800
Surfaced 3" and 4" plank	2,900
Surfaced timbers	3,100

II. DISTRIBUTION YARD SALES

For wholesale type sales and other types of sales made by distribution yards the maximum price of lumber described above is the f. o. b. mill price plus the rail carload freight rate from Coos Bay, Oregon, to railhead nearest seller's yard, plus $5.00 handling charge, plus 10% of the foregoing in the case of wholesale type sales or 30% of the foregoing in the case of other types of sales.

This amendment to order No. G–108 shall become effective March 31, 1946.

Issued this 20th day of March 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–6073; Filed, Apr. 10, 1946; 4:33 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 8, 1946.

Region I

Augusta Order 3–F, Amendment 46, covering fresh fruits and vegetables in Portland, South Portland, and Westbrook, Maine. Filed 9:52 a. m.

Augusta Order 5–F, Amendment 45, covering fresh fruits and vegetables in Bangor and Brewer, Maine. Filed 9:52 a. m.

Augusta Order 18, Amendment 6, covering dry groceries in the Augusta, Maine District Area. Filed 9:52 a. m.

Augusta Order 19, Amendment 8, covering dry groceries in the Augusta, Maine District Area. Filed 9:53 a. m.

Augusta Order 19, Amendment 9, covering dry groceries in the Augusta, Maine District Area. Filed 9:53 a. m.

Augusta Order 19, Amendment 10, covering dry groceries in the Augusta, Maine District Area. Filed 9:40 a. m.

Augusta Order 2–W, Amendment 7, covering dry groceries in the Augusta Maine District Area. Filed 9:53 a. m.

Augusta Order 2–W, Amendment 8, covering dry groceries in the Augusta Maine District Area. Filed 9:53 a. m.

Augusta Order 2–W, Amendment 9, covering dry groceries in the Augusta Maine District Area. Filed 9:40 a. m.

Augusta Order 1–M, Amendment 2, covering malt beverages in certain areas in the state of Maine. Filed 9:40 a. m.

Concord Order 1–D, Amendment 3, covering butter and cheese in the state of New Hampshire. Filed 9:55 a. m.

Montpelier Order 1–C, Amendment 9, covering poultry in the state of Vermont. Filed 9:55 a. m.

Montpelier Order 15, Amendment 4, covering dry groceries in the state of Vermont. Filed 9:55 a. m.

Montpelier Order 2–W, Amendment 4, covering dry groceries in the state of Vermont. Filed 9:55 a. m.

New England Order 1–D, Amendment 3A, covering butter and cheese in Massachusetts except Dukes and Nantucket counties. Filed 9:54 a. m.

Region II

Buffalo Order 6–F, Amendment 10, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport, and Pittsford, New York. Filed 9:40 a. m.

Buffalo Order 8–F, Amendment 10, covering fresh fruits and vegetables in counties of Allegany, Cattaraugus, Chautauqua, New York. Filed 9:41 a. m.

Buffalo Order 9–F, Amendment 6, covering fresh fruits and vegetables in certain areas in New York. Filed 9:41 a. m.

Buffalo Order 10–F, Amendment 2, covering fresh fruits and vegetables in certain areas in New York. Filed 9:41 a. m.

Newark Order 8–C, Amendment 2, covering poultry in certain counties in New Jersey. Filed 9:57 a. m.

Newark Order 9–F, Amendment 9, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 9:57 a. m.

Newark Order 9–F, Amendment 10, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 9:42 a. m.

New York Order 10–C, Amendment 2, covering poultry in New York, Nassau, and Westchester counties, New York. Filed 9:56 a. m.

New York Order 14–F, Amendment 9, covering fresh fruits and vegetables in the five Boroughs of New York City. Filed 9:56 a. m.

New York Order 15–F, Amendment 9, covering fresh fruits and vegetables in the Nassau and Westchester counties in New York. Filed 9:56 a. m.

New York Order 16–F, Amendment 9, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk, and Ulster in New York. Filed 9:56 a. m.

New York Order 22–O, Amendment 6, covering poultry in New York City, Nassau, and Westchester counties, New York. Filed 9:57 a. m.

Philadelphia Order 4–C, Amendment 3, covering poultry in Philadelphia, Delaware, and Montgomery counties in Pennsylvania, and Camden county in New Jersey. Filed 9:42 a. m.

Philadelphia Order 26–O, covering eggs in Philadelphia, Delaware and Montgomery Counties in Pennsylvania, and Camden county in New Jersey. Filed 9:42 a. m.

Scranton Order 3–C, Amendment 3, covering poultry in certain areas in Pennsylvania. Filed 9:57 a. m.

Scranton Order 5–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:42 a. m.

Scranton Order 6–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:42 a. m.

Scranton Order 20, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 9:43 a. m.

Scranton Order 25, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 9:43 a. m.

Scranton Order 7–W, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 9:43 a. m.

Scranton Order 1–O, Amendment 7, covering poultry in Scranton, and Borough of Dunmore in Lackawanna county, in the commonwealth of Pennsylvania. Filed 9:57 a. m.

Wilmington Order 3–C, Amendment 3, covering poultry in Delaware. Filed 9:58 a. m.

Wilmington Order 5–F, Amendment 10, covering fresh fruits and vegetables in the state of Delaware. Filed 9:58 a. m.

Wilmington Order 4–O, Amendment 7, covering eggs in certain areas in Delaware. Filed 9:58 a. m.

Region III

Cincinnati Order 5–C, covering poultry in certain counties in Ohio and Kentucky District. Filed 10:00 a. m.

Cincinnati Order 5–C, Amendment 1, covering poultry in certain counties in the Ohio and Kentucky Districts. Filed 10:00 a. m.

Cincinnati Order 6–C, covering poultry in Franklin county in the state of Ohio. Filed 10:00 a. m.

Cincinnati Order 6–C, Amendment 1, covering poultry in Franklin county in the state of Ohio. Filed 10:01 a. m.

Cincinnati Order 12–F, Amendment 5, covering fresh fruits and vegetables in Franklin county in Ohio. Filed 9:58 a. m.

Cincinnati Order 12–F, Amendment 6, covering fresh fruits and vegetables in Franklin county in Ohio. Filed 9:58 a. m.

Cincinnati Order 13–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:59 a. m.

Cincinnati Order 13–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:59 a. m.

Cincinnati Order 14–F, Amendment 6, covering fresh fruits and vegetables in Hamilton county in Ohio and in Kenton and Campbell counties in Kentucky. Filed 9:59 a. m.

Cincinnati Order 15–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Ohio and Kentucky. Filed 9:59 a. m.

Cincinnati Order 15–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Ohio and Kentucky. Filed 9:59 a. m.

Cincinnati Order 26, covering dry groceries in certain counties in Ohio and Kentucky. Filed 10:00 a. m.

Cincinnati Order 26, Amendment 1, covering dry groceries in certain counties in Ohio and Kentucky. Filed 10:00 a. m.

Cincinnati Order 5–O, Amendment 2, covering eggs in certain counties in Ohio and in Kentucky. Filed 10:01 a. m.

Cincinnati Order 6–O, Amendment 1, covering eggs in certain areas in Ohio. Filed 10:01 a. m.

Cincinnati Order 6–O, Amendment 2, covering eggs in certain areas in Ohio. Filed 10:01 a. m.

Cincinnati Order 10–W, Amendment 1, covering dry groceries in certain counties in Ohio and Kentucky. Filed 10:01 a. m.

Cleveland Order 3–F, Amendment 41, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:01 a. m.

Cleveland Order 4–F, Amendment 35, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:02 a. m.

Cleveland Order 6–F, Amendment 19, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 10:02 a. m.

Cleveland Order 7–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:02 a. m.

Detroit Order 10–F, Amendment 28, covering fresh fruits and vegetables in the counties of Wayne and Macomb, Michigan. Filed 10:02 a. m.

Detroit Order 10–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:02 a. m.

Detroit Order 10–F, Amendment 30, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:02 a. m.

Detroit Order 20–W, Amendment 1, covering dry groceries in certain counties in Michigan. Filed 10:03 a. m.

Detroit Order 21–W, Amendment 1, covering dry groceries in certain counties in Michigan. Filed 10:04 a. m.

Detroit Order 9–O, Amendment 11, covering eggs in certain counties in Michigan. Filed 10:03 a. m.

Detroit Order 10–O, Amendment 3, covering eggs in Wayne county, Michigan. Filed 10:03 a. m.

Indianapolis Order 5–O, Amendment 12, covering eggs in certain counties in Indiana. Filed 10:04 a. m.

Indianapolis Order 7–O, covering eggs in certain counties in Indiana. Filed 10:04 a. m.

Louisville Order 12–F, Amendment 63, covering fresh fruits and vegetables in the counties of Jefferson, Kentucky, Clark, and Floyd, Indiana. Filed 10:04 a. m.

Louisville Order 17–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:05 a. m.

Louisville Order 18–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:06 a. m.

Louisville Order 19–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:06 a. m.

Louisville Order 26–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:06 a. m.

Louisville Order 28–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:07 a. m.

Louisville Order 29–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:07 a. m.

Region IV

Atlanta Order 12–C, Amendment 3, covering poultry in the counties of Bryan, Camden, Glynn, Liberty, and McIntosh, Georgia. Filed 9:47 a. m.

Atlanta Order 13–C, Amendment 3, covering poultry in the counties of Bryan, Camden, Glynn, Liberty, and McIntosh, Georgia. Filed 9:47 a. m.

Atlanta Order 13–F, Amendment 18, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 10:07 a. m.

Atlanta Order 14–F, Amendment 18, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 9:47 a. m.

Atlanta Order 15–F, Amendment 18, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 9:47 a. m.

Atlanta Order 17–F, Amendment 1, covering fresh fruits and vegetables in certain counties in the Savannah Area. Filed 9:47 a. m.

Birmingham Order 5–F, Amendment 26, covering fresh fruits and vegetables in Jefferson county, Alabama. Filed 9:43 a. m.

Birmingham Order 7–W, Amendment 4, covering dry groceries in Birmingham District Area. Filed 9:44 a. m.

Birmingham Order 25, Amendment 4, covering dry groceries in the Birmingham District Area. Filed 9:44 a. m.

Birmingham Order 26, Amendment 4, covering dry groceries in the Birmingham District Area. Filed 9:44 a. m.

Columbia Order 23–C, Amendment 5, covering poultry in the South Carolina Area. Filed 9:48 a. m.

Columbia Order 24–C, Amendment 5, covering poultry in the South Carolina Area. Filed 9:49 a. m.

Columbus Order 25–C, Amendment 5, covering poultry in the South Carolina Area. Filed 9:50 a. m.

Columbia Order 26–C, Amendment 5, covering poultry in the South Carolina Area. Filed 9:50 a. m.

Jacksonville Order 4–D, Amendment 1, covering butter and cheese in the counties of Baker, Bradford, Clay, Duval, Nassau, St. Johns, and Union, Florida. Filed 9:48 a. m.

Memphis Order 8–F, Amendment 22, covering fresh fruits and vegetables in the city of Memphis and the county of Shelby, Tennessee. Filed 9:44 a. m.

Miami Order 5–F, Amendment 26, covering fresh fruits and vegetables in certain areas in Florida. Filed 9:48 a. m.

Miami Order 6–F, Amendment 24, covering fresh fruits and vegetables in the Tampa, Florida Area. Filed 9:48 a. m.

Richmond Order 8–F, Amendment 23, covering fresh fruits and vegetables in the Richmond District. Filed 9:48 a. m.

Richmond Order 13–F, Amendment 25, covering fresh fruits and vegetables in the Richmond District. Filed 9:48 a. m.

Region V

Little Rock Order 27, Amendment 1, covering dry groceries in the state of Arkansas and the city of Texarkana, Texas. Filed 9:50 a. m.

Little Rock Order 27, covering dry groceries in the state of Arkansas and city of Texarkana, Texas. Filed 9:51 a. m.

Little Rock Order 28, covering dry groceries in the state of Arkansas and except the city of Texarkana, Arkansas. Filed 9:51 a. m.

Little Rock Order 6–W, Amendment 1, covering dry groceries in state of Arkansas and the city of Texarkana, Texas. Filed 9:51 a. m.

New Orleans Order 3–F, Amendment 37, covering fresh fruits and vegetables in Louisiana, Parishes of Orleans, St. Bernard and Jefferson, Louisiana. Filed 9:41 a. m.

New Orleans Order 4–F, Amendment 10, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 9:41 a. m.

Oklahoma City Order 18, Amendment 1, covering dry groceries in the Oklahoma District Area. Filed 9:45 a. m.

Oklahoma City Order 19, Amendment 1, covering dry groceries in Oklahoma District Area. Filed 9:45 a. m.

Oklahoma City Order 6–W, Amendment 1, covering dry groceries in the Oklahoma District Area. Filed 9:45 a. m.

St. Louis Order 3–C, Amendment 16, covering poultry in the city of St. Louis and the county of St. Louis, Missouri. Filed 9:46 a. m.

St. Louis Order 4–F, Amendment 37, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 9:46 a. m.

Region VI

Chicago Order 6–C, Amendment 11, covering poultry in Cook county, Illinois. Filed 9:51 a. m.

Chicago Order 2–F, Amendment 108, covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois, and Lake county, Indiana. Filed 9:51 a. m.

Green Bay Order 7–F, Amendment 25, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:51 a. m.

Green Bay Order 7–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:46 a. m.

Green Bay Order 8–F, Amendment 25, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:52 a. m.

Green Bay Order 8–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:44 a. m.

Green Bay Order 9–F, Amendment 25, covering fresh fruits and vegetables in the counties of Florence, Forest and Marinette, Wisconsin. Filed 9:52 a. m.

Green Bay Order 9–F, Amendment 26, covering fresh fruits and vegetables in the counties of Florence, Forest and Marinette, Wisconsin. Filed 9:45 a. m.

Green Bay Order 10–F, Amendment 26, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 9:45 a. m.

Green Bay Order 11–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:45 a. m.

Green Bay Order 12–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:45 a. m.

Peoria Order 16–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:39 a. m.

Peoria Order 17–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:39 a. m.

Peoria Order 18–F, Amendment 10, covering fresh fruits and vegetables in the counties of Bureau, Putnam, LaSalle, Kendall, Grundy, Will, Kankakee and Marshall, Illinois. Filed 9:39 a. m.

Peoria Order 19–F, Amendment 10, covering fresh fruits and vegetables in the counties of Peoria, Tazewell, Woodford, Livingston, McLean, Ford and Iroquois, Illinois. Filed 9:40 a. m.

Springfield Order 33–W, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 9:38 a. m.

Springfield Order 34–W, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 9:38 a. m.

Springfield Order 35–W, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 9:38 a. m.

Springfield Order 36–W, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 9:38 a. m.

Springfield Order 60, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 9:36 a. m.

Springfield Order 61, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 9:37 a. m.

Springfield Order 62, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 9:37 a. m.

Springfield Order 63, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 9:37 a. m.

Springfield Order 64, Amendment 2, covering dry groceries in all counties within the Springfield District. Filed 9:37 a. m.

Springfield Order 24–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:36 a. m.

Twin Cities Order 4–C, covering poultry in certain area within the Twin Cities Area. Filed 9:52 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–6281; Filed, Apr. 15, 1946; 11:19 a. m.]

[Region III Order G–16 Under RMPR 251]

INSTALLED ROOFING IN WOOD, WIRT, PLEASANT AND RITCHIE COUNTIES, WEST VA.

An opinion accompanying this order issued simultaneously herewith has been filed with the Division of Federal Register.

In the judgment of the Regional Administrator of Region III of the Office of Price Administration, the maximum prices established by this order are generally fair and equitable, and are necessary to effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328.

Therefore, under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, it is ordered that:

SECTION 1. *What this order does.* This order fixes maximum prices for all sales of roofing when sold installed on residential structures in the area hereinafter described.

The term "roofing" includes composition roofing, such as 12'' (3 in line) asphalt single strip shingles of 210 pounds per square. A square consists of 100 square feet.

The term "roofing" when sold installed means and includes related materials and services of installation of such materials such as nails, felt, hauling and cleaning and paint.

The term "incidental" construction work in connection with "roofing" means any installation of building materials or construction work other than installed roofing described in this order when sold by installers of roofing.

"Installed basis" in connection with "roofing" means a transaction in which the seller furnished roofing materials and related materials and related materials or services required to incorporate such roofing into a building or structure.

The term "residential structure" means any building, structure or part thereof, used entirely or principally for living or dwelling purposes and includes buildings or structures in connection therewith, or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries and other outbuildings, but does not include hotels.

SEC. 2. *Applicability.* This order shall apply to all sales made in the following counties in the State of West Virginia: Wood, Wirt, Pleasant and Ritchie.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* (a) The provisions of this order supersede sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales of roofing when sold installed on residential structures. All other provisions of Revised Maximum Price Regulation No. 251 not inconsistent with this order are applicable to transactions covered by this order.

(b) On and after the effective date of this order, regardless of any contract or other obligation, no person shall contract to sell, offer to sell or deliver roofing sold on an installed basis on residential structures as herein defined, at prices higher than the maximum prices established by this order, *Provided*, That deliveries made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 4. (a) *Maximum prices for sales of roofing on an installed basis.* The maximum prices for sales of roofing on an installed basis on residential structures shall be as shown in the following Table 1, and shall be upon a price per square.

TABLE 1

12'' (3 in line) Strip Asphalt Shingles, 210 lbs. per square—$13.00 (per square) including felt, hauling and cleaning, paint and nails. If valleys and/or flashings around chimneys are installed the following extra charges may be made:

1. Valleys of 26 gauge tin, 20 inches wide: $.25 per lineal foot.
2. Chimney flashings: $6.50 for each chimney.

SEC. 5. *Guaranteed prices.* A seller may sell a roofing job covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price figures in accordance with the pricing methods and requirements of this order.

SEC. 6. *Incidental construction work.* If, on any job, any installed building materials are furnished or any construction services performed by the seller, other than roofing and related materials and services the cost of such work shall not be included in the cost of installed roofing, but shall be separately priced and billed on all invoices. The maximum price of any incidental work shall be determined under the Revised Maximum Price Regulation No. 251, or other applicable regulation or order.

SEC. 7. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. A "measurement with reasonable accuracy" shall be considered to have been made if the price based on such estimate does not vary by more than 3% from the maximum price computed under the terms of this order.

SEC. 8. *Notification.* Every person making sales subject to this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and copy of Revised Maximum Regulation No. 251. Upon completion of any contract for installed roofing and/or incidental construction work, the seller, if requested by the purchaser, must furnish to him an itemized statement showing the number of squares, the maximum price per square of roofing installed, and a separate statement of any incidental construction work other than installed roofing, giving a description of such work and an itemized statement of the prices thereof. The seller shall also include in such statement of the prices thereof. The seller shall also include in such statement the date on which the installation was completed, the names and addresses of the sellers and buyers, job site and terms of sale.

SEC. 9. *Evasion.* Any practice or device which results in a higher price to the purchaser of roofing on an installed basis and incidental construction work than is permitted by this order is a violation, and subjects the seller to all the penalties provided by the Emergency Price Control Act of 1942 as amended.

SEC. 10. *Records.* All sellers of installed roofing and incidental construction work covered by the terms of this order must keep records concerning each sale subject to this order, including the name and address of the purchaser, the location of the job, the date of the transaction, a description of the materials and services involved, the number of squares and price per square of roofing, a separate statement of any incidental construction work, and the total charge for the entire job.

All such records shall be made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 11. *Revocation or amendment.* This order may be revised, revoked, or modified at any time by the Office of Price Administration.

This order shall become effective March 15, 1946.

Issued: March 1, 1946.

E. C. TURNEY,
Acting Regional Administrator.

[F. R. Doc. 46–6015; Filed, Apr. 10, 1946; 2:02 p. m.]

[Region III Order G–17 Under SO 142]

CINCINNATI BELLOW WORKS, ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order No. G–17 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of bellows manufactured by the Cincinnati Bellow Works, a partnership consisting of Arthur Doepke and William Stoever (hereinafter referred to as the manufacturer). The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum list prices for sales by the manufacturer

of bellows described herein shall be the following:

Commodity	*Adjusted maximum list price per doz.*
Hand bellows:	
6"	$14.00
7"	15.00
8"	16.75
9"	19.75
10"	21.50
12"	27.50
14"	37.00
16"	43.00
Blue buck molders:	
8"	18.50
9"	21.50
10"	25.00
12"	33.00
14"	42.00
16"	50.00
10" special	30.00
Calfskin stove:	
9"	28.50
10"	35.00
Calfskin molders	
8"	21.50
9"	28.00
10"	35.00
12"	46.00
14"	55.00

(2) Manufacturer's customary terms, discounts, allowances and other price differentials shall be maintained on all its sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to December 11, 1945, to each class of purchaser, the actual dollars-and-cents increase in his invoiced costs resulting from the adjustment granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells products covered by this order a notice specifying the increases granted resellers by this order. Such notice shall substantially contain the following:

Order No. G–17 under section 2 of Supplementary Order No. 142 provides for certain dollars and cents increases in the list prices of bellows manufactured by the Cincinnati Bellow Works, a partnership consisting of Arthur Doepke and William Stoever. Resellers may add to their maximum prices in effect immediately prior to December 11, 1945, the actual dollars and cents amount of increase in their invoiced costs resulting from the adjustment granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 28, 1946.

Issued: March, 28, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–6045; Filed, Apr. 10, 1946; 2:11 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 1–125]

COLUMBIA BREWING CO.

ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of April, A. D. 1946.

The Columbia Brewing Company, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X–12D2–1 (b) promulgated thereunder, having made application to the Commission to withdraw its Common Stock, $5.00 Par Value, from listing and registration on the St. Louis Stock Exchange;

The Commission having ordered that a hearing be held in this matter on April 17, 1946 at the St. Louis office of the Commission; and

It being found necessary to postpone said hearing;

It is ordered, That said hearing be held at 10:00 a. m. on Wednesday, July 10, 1946, at the office of the Securities and Exchange Commission, 1114 Market Street, St. Louis, Missouri, and continue thereafter at such times and places as the Commission or its officer conducting such hearing may determine.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–6263; Filed, Apr. 15, 1946; 10:02 a. m.]

[File No. 70–1038]

ST. JOSEPH LIGHT & POWER CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 11th day of April A. D. 1946.

St. Joseph Light & Power Company ("St. Joseph"), a subsidiary of Continental Gas & Electric Corporation, a registered holding company which, in turn, is a subsidiary of The United Light and Railways Company, also a registered holding company, having filed an application and amendments thereto pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 and the Rules and Regulations thereunder for exemption from the provisions of section 6 (a) of the act of its proposed issue and sale pursuant to the competitive bidding requirements of Rule U-50 of $3,750,000 principal amount of First Mortgage Bonds, --% Series due 1976, the proceeds to be used to (1) redeem $3,635,000 principal amount of St. Joseph's First Mortgage Bonds, 4½% Series, due December 1, 1947 at the redemption price of 100% of the principal amount thereof, (2) provide funds for the expense of the issuance and sale of the First Mortgage Bonds --% Series due 1976 and (3) provide additional funds in St. Joseph's treasury for construction purposes; and

A public hearing having been held on said amended application and the Commission having considered the record and made and filed its findings and opinion herein:

It is ordered, That the application, as amended, be and the same hereby is granted subject, however, to the terms and conditions prescribed in Rule U-24 and to the further condition that the proposed issue and sale of the bonds shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain further terms or conditions as may then be deemed appropriate, jurisdiction being reserved for this purpose.

By the Commission.

[SEAL] ORVAL D. DUBOIS,
Secretary.

[F. R. Doc. 46–6259; Filed, Apr. 15, 1946; 10:01 a. m.]

[File No. 70–1243]

UNITED GAS IMPROVEMENT CO., AND HARRISBURG GAS CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 11th day of April 1946.

The United Gas Improvement Company (UGI), a registered holding company and a subsidiary of The United Corporation, also a registered holding company, and UGI's utility subsidiary, The Harrisburg Gas Company (Harrisburg), have filed a joint application and declaration pursuant to the Public Utility Holding Company Act of 1935 regarding: (i) the issue and sale by Harrisburg, pursuant to the competitive bidding provisions of Rule U-50, of $2,200,000 principal amount of First Mortgage Bonds to mature May 1, 1971 and the application of the proceeds thereof, together with treasury cash, to the redemption of its outstanding 5% First Mortgage Bonds due May 1, 1970; (ii) the issue of 5,000 shares of 4½% Preferred Stock with a par value of $100 per share and the offer of exchange of such stock for its outstanding 5,000 shares of 7% Preferred Stock, on a share for share basis; (iii) the redemption at $110 per share plus accrued dividends of all unexchanged shares of 7% Preferred Stock; and (iv) the change of Harrisburg's 27,622 shares of common stock of a par value of $100 per share to a like amount of shares of common stock without par value and the reduction in the stated value of said no par value common stock from $2,762,200 to $2,099,272 for the purpose of making certain accounting adjustments; and

The issue and sale of new First Mortgage Bonds, the exchange of new preferred stock and the issue of no par value common stock having been approved by the Pennsylvania Public Utility Commission; and

Public hearings having been held after appropriate notice and the Commission having considered the record and filed its findings and opinion herein:

It is ordered, That said application-declaration be, and the same hereby is, granted and permitted to become effective except, however, as to the price to be paid for said bonds, the interest rate thereon, the redemption prices thereof and the underwriter's spread and its allocation, as to which matters jurisdiction be, and the same hereby is, specifically reserved.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–6262; Filed, Apr. 15, 1946; 10:02 a. m.]

[File No. 70–1251]

ARKANSAS POWER & LIGHT CO., AND ELECTRIC POWER & LIGHT CORP.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its offices in the City of Philadelphia, Pa., on the 11th day of April A. D. 1946.

Electric Power & Light Corporation ("Electric"), a registered holding company, and its subsidiary, Arkansas Power & Light Company ("Arkansas"), having filed a joint application-declaration pursuant to section 6 (b), 9 (a), 10 and 12 of the Public Utility Holding Company Act of 1935 and Rule U-43, thereunder, regarding the following proposed transaction:

Electric is the owner of all the presently outstanding $12.50 par value common stock of Arkansas. Arkansas proposes to issue and sell, and Electric proposes to acquire, 290,000 additional shares of the common stock of Arkansas, at par, for $3,625,000 cash. 230,000 shares to be sold and acquired immediately and the remaining 60,000 shares to be sold and acquired upon amendment by Arkansas of its agreement of consolidation or merger to provide for an increase in the authorized number of shares of common stock from 1,300,000 to 2,000,000.

Arkansas proposes to use the proceeds of the sale, together with other monies, for the acquisition and construction of new facilities and extension and improvement of its present facilities.

The Arkansas Public Service Commission which has jurisdiction over the proposed issuance and sale of the common stock of Arkansas has approved the transaction.

Said application-declaration having been filed on the 12th day of March 1946, and the notice of said filing having issued on the 21st day of March 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said application within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said application-declaration that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said application be granted and that said declaration be permitted to become effective:

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the said application-declaration be, and the same hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–6261; Filed, Apr. 15, 1946; 10:01 a. m.]

[File No. 70–1262]

MICHIGAN GAS AND ELECTRIC CO., AND MIDDLE WEST CORP.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of April, A. D., 1946.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by The Middle West Corporation (Middle West), a registered holding company, and Michigan Gas and Electric Company (Michigan), a subsidiary of Middle West. All interested persons are referred to said application-declaration, which is on file in the offices of this Commission, for a statement of the transactions therein proposed and which are summarized as follows:

Michigan proposes to: (a) Issue and sell at competitive bidding, $3,500,000 principal amount of its First Mortgage Bonds, Series A, —%, to be dated April 1, 1946 and to mature April 1, 1976, and to use the proceeds, together with cash from its treasury, to redeem $3,500,000 principal amount of its First Mortgage Bonds, Series A, 3¾%, due March 1, 1972;

(b) Issue and deliver to Harris Trust and Savings Bank, Chicago, Illinois, $300,000 principal amount of unsecured notes bearing interest at the rate of 2% per annum, such notes to mature semi-annually over a period of seven years, and to use the proceeds, together with other funds, to redeem $375,000 principal amount of 3½% Serial Debentures now outstanding;

(c) Issue and sell, at competitive bidding, 14,000 shares of its —% Preferred Stock, par value $100 per share, subject, however, to an exchange for its presently outstanding Prior Lien and Preferred Stocks on a share for share basis, pursuant to an exchange offer to be made by Michigan and to be in effect for a period of approximately ten days, with an appropriate adjustment in cash for the difference between the public offering price of the new Preferred Stock and redemption price of the old Preferred Stock. If more than 14,000 shares of old stock are presented for exchange, the number of shares of the old stock so presented will be reduced on a pro rata basis, as nearly as possible to avoid issuing fractional shares, to a maximum of 14,000 shares. Proceeds from the sale of shares not required for exchange purposes, together with treasury funds and funds to be derived from the sale of additional Common Stock as described below, will be used to redeem all shares of old Preferred Stock not exchanged;

(d) Create capital surplus on the books of the company in the amount of $162,500 by the surrender to the company by the holders thereof for cancellation of $162,000 par amount of Common Stock of the company now outstanding;

(e) Issue and sell, at competitive bidding, $400,000 in par amount of Common Stock, par value $10 per share, and to apply the proceeds of such sale, together with other funds from its treasury, to the redemption of a portion of preference stocks now outstanding; and

(f) Amend its articles of incorporation to change and reclassify its authorized capital stock to $100 par value for the Preferred Stock and $10 par value for the Common Stock.

Middle West Corporation proposes to: (a) Surrender to Michigan for cancellation $116,240 par amount of presently outstanding Common Stock of Michigan:

(b) Exchange $572,260 par amount of outstanding Common Stock, $100 par value of Michigan for a like amount of the new $10 par value Common Stock of Michigan; and

(c) Sell, at competitive bidding, the $572,260 par amount of Common Stock, $10 par value, of Michigan received per (b) above.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said application-declaration and that said application-declaration shall not be granted or permitted to become effective except pursuant to further order of this Commission;

It is ordered, That a hearing on said application-declaration under the applicable provisions of said act and the rules and regulations thereunder be held on April 25, 1946, at 10:00 a. m. E. S. T., at the offices of this Commission 18th and Locust Streets, Philadelphia, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing shall be held.

It is further ordered, That William V. Swift or any other officer or officers of this Commission designated by it for that purpose shall preside at such hearing. The officer so designated to provide at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues otherwise to be considered at said hearing particular attention will be directed to the following matters and questions:

1. Whether the proposed amendments to the articles of incorporation of Michigan contain adequate provisions for the protection of the various classes of stockholders.

2. Whether the proposed issue and sale, exchange or delivery of securities by Michigan is solely for the purpose of financing the business of the company and has been expressly authorized by the State Commission of the State in which the company is organized and doing business.

3. Whether the proposed surrender for cancellation by Middle West of shares of the Common Stock of Michigan meets the applicable provisions of the act and rules and regulations thereunder.

4. Whether the fees, commissions or other remuneration to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount.

5. Whether the accounting entries to be recorded by Michigan and Middle West in connection with the proposed transactions are proper and conform to sound principles of accounting and meet the standards of the act.

6. Whether the public interest or the protection of investors or consumers requires the imposition of terms and conditions with respect to the proposed transactions.

7. Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder.

It is further ordered, That notice of said hearing be, and hereby is, given to Michigan and Middle West, to their respective security holders, to the Michigan Public Service Commission, to the Federal Power Commission, and to all interested persons; said notice to be given to Michigan, Middle West, the Michigan Public Service Commission and the Federal Power Commission by registered mail, and to all other persons by publication of this notice and order in the FEDERAL REGISTER and by general release of this Commission distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935.

It is requested that any person desiring to be heard in this proceeding file with the Commission on or before April 23, 1946 an appropriate request or application to be heard, as provided in Rule XVII of the Commission's Rules of Practice.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6257; Filed, Apr. 15, 1946; 10:01 a. m.]

[File No. 70-1263]

FEDERAL LIGHT & TRACTION CO., AND TUCSON GAS, ELECTRIC LIGHT AND POWER CO.

NOTICE OF FILING, ORDER FOR HEARING, AND ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of April, A. D. 1946.

Notice is hereby given that applications and declarations (or both) and an amendment thereto have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935, by Federal Light & Traction Company (Federal), a subsidiary of Cities Service Power & Light Company, both registered holding companies, and its subsidiary, The Tucson Gas, Electric Light and Power Company (Tucson);

All interested persons are referred to the aforesaid applications and declarations (or both) and amendment thereto on file in the office of this Commission, for a statement of the transactions therein proposed, which may be summarized as follows:

Federal proposes to sell its entire interest in Tucson, consisting of all of the outstanding stock of said company (147,000 shares of no par value common stock) pursuant to the competitive bidding provisions of Rule U-50. Federal states that it will file a subsequent application with this Commission in which it will propose to apply the net proceeds of the said sale to the retirement of its outstanding securities.

Federal further proposes to purchase and Tucson proposes to sell $160,000 principal amount of demand notes of Tucson Rapid Transit Company, a subsidiary of Federal, presently owned by Tucson, for $160,000 cash.

Federal further proposes to solicit proxies of its stockholders to vote in favor of a sale at competitive bidding or otherwise at its annual meeting of stockholders to be held April 24, 1946. Federal, therefore, has requested that the Commission issue an interim order authorizing the solicitation of proxies in connection therewith.

The filing has designated section 9 (a), 10, 12 (d) and 12 (f) of the act and Rules U-43, U-44 and U-50 as being applicable to the proposed transactions.

Federal requests that any order approving the proposed transactions contain the recitals described in sections 371 (b), 371 (f) and 1308 (f) of the Internal Revenue Code as amended.

It appearing that the filing, pursuant to Rule U-62, contains copies of the proposed letter of solicitation and copies of all other documents proposed to be transmitted with such letter of solicitation; and

It further appearing that the solicitation of proxies of the stockholders as proposed to be conducted does not make it necessary or appropriate in the public interest or for the protection of investors or consumers or to prevent the circumvention of the provisions of the act or the rules and regulations thereunder, that the Commission issue any order with respect thereto other than an order permitting the declaration and amendment thereto as to such solicitation to become effective;

It further appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to other matters set forth in the said applications and declarations (or both) and that the said applications and declarations (or both) shall not be granted or permitted to become effective except pursuant to further order of this Commission.

It is ordered, That a hearing on said applications and declarations (or both) except with respect to the hereinabove mentioned solicitation of proxies of stockholders, under the applicable provisions of said act and the rules of the Commission promulgated thereunder, be held at 11:00 a. m., d. s. t., on the 1st day of May, 1946, at the office of the Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before April 29, 1946 his request or application therefor as provided for by Rule XVII of the Commission's rules of practice.

It is further ordered, That Allen MacCullen or any other officer or officers of this Commission designated by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues otherwise to be considered in this proceeding, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the proposed transactions are in furtherance of, and not inconsistent with, the orders of this commission pursuant to section 11 (b) (1) of the act dated August 17, 1943 and March 30, 1944.

2. Whether the proposed sale of the common stock of Tucson meets the requirements of the applicable provisions of the act, particularly section 12 (d) thereof.

3. Whether the terms and conditions of the proposed transaction between Federal and Tucson, including the consideration to be paid and received, are detrimental to the public interest or to the interest of investors or consumers.

4. Whether the accounting entries to be made in connection with the proposed transactions are proper and in accordance with sound accounting principles.

5. Whether the fees, commissions or other remunerations to be paid in connection with the proposed transactions are fair and reasonable.

6. Whether it is necessary or appropriate to impose terms and conditions in the public interest or for the protection of investors or consumers, and, if so, what terms and conditions should be imposed.

7. Generally, whether the proposed transactions comply with all of the provisions and requirements of the act and the rules and regulations promulgated thereunder.

It is further ordered, That notice of said hearing is hereby given to the applicants and declarants and to all other persons, said notice to be given Federal Light & Traction Company, The Tucson Gas, Electric Light and Power Company, The Arizona Corporation Commission, The Arizona Power Authority, The Mayor of the City of Tucson, Arizona, City Attorney for Tucson, Arizona, Town of South Tucson, and Town Attorney for South Tucson, Arizona by registered mail and to all other persons by general release of this Commission, distributed to the press and mailed to the mailing list for releases issued under the act, and by publication of this notice and order in the FEDERAL REGISTER.

It is further ordered, That, without in any manner passing upon the merits of the transactions proposed in the applications and declarations (or both) filed pursuant to sections 9 (a), 10, 12 (d) and 12 (f) of the act, the declaration as amended with respect to solicitation of proxies be, and hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6260; Filed, Apr. 15, 1946; 10:01 a. m.]

[File No. 70-1268]

CONSOLIDATED NATURAL GAS CO., AND EAST OHIO GAS CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 12th day of April 1946.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Consolidated Natural Gas Company (Consolidated), a registered holding company, and its subsidiary, The East Ohio Gas Company (East Ohio), a public utility company; and

Notice is further given that any interested person may, not later than April 26, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said declaration may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rule U-20 (a) and Rule U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to the application-declaration, which is on file in the offices of the Commission, for a statement of the transaction therein proposed, which is summarized as follows:

East Ohio proposes to issue and sell during the year 1946 50,000 shares of its common capital stock of a par value of $100 per share, which Consolidated proposes to acquire for a cash consideration of $5,000,000. The proceeds from the sale of the common stock will be used to reimburse, in part, East Ohio's treasury for capital expenditures made for additions to its utility plant during the past five years and those to be made during the year 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6258; Filed, Apr. 15, 1946; 10:01 a. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R.S. 4405, 4417a, 4426, 4468, and 4491, as amended, 49 Stat. 1544, sec. 5 (e), 55 Stat. 244 (46 U.S.C. 367, 375, 391a, 404, 481, 489, 50 U.S.C. 1275), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1-46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following approval of equipment is prescribed, effective upon the date of publication in the FEDERAL REGISTER:

CLEANING PROCESS FOR LIFE PRESERVERS

Moreland's cleaning process for kapok life preservers, submitted by Moreland's Industrial Laundry, 225 Roy Street, Seattle 9, Washington.

Shipservice cleaning process for kapok life preservers, submitted by Shipservice Dry Cleaning, Inc., 2-10 Provost Street, Brooklyn 22, New York.

LIFEBOATS

26' x 9' x 3.6' steel motor-propelled lifeboat, 45-person capacity, General Arrangement Dwg. No. 2857, revised 2/21/46, submitted by Lane Lifeboat and Davit Corporation, Flushing, New York. (Supersedes approval 3 August 1943, 8 F.R. 10773 insofar as new construction is concerned.)

24' x 8' x 3.58' steel motor lifeboat, 35-person capacity, General Arrangement Dwg. No. 2981, dated 7 February 1946, altered 26 February 1946, submitted by Welin Davit and Boat Corporation, Perth Amboy, N. J.

Dated: April 11, 1946.

[SEAL] J. F. FARLEY, *Admiral, U. S. C. G., Commandant.*

[F. R. Doc. 46-6231; Filed, Apr. 12, 1946; 2:54 p. m.]

APR 19 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 75

Washington, Wednesday, April 17, 1946

The President

PROCLAMATION 2686

CHILD HEALTH DAY, 1946

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the Congress by joint resolution of May 18, 1928 (45 Stat. 617) has authorized and requested the President of the United States to issue annually a proclamation setting apart May 1 as Child Health Day:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, in recognition that the health of American children, like their education, should be accepted as a definite public responsibility, do hereby designate the first day of May of this year as Child Health Day.

And I call upon the people in each of our communities to pledge themselves today to review their community health and medical care services to see how well these services meet the needs of all our children in the light of the goals of the national health program, and to organize a definite plan to achieve within the coming year at least one improvement in community health services which will contribute to the better health of children.

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 13th day of April in the year of our Lord nineteen hundred and forty-six, and of the Independence of the United States of America the one hundred and seventieth.

[SEAL]

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES,
Secretary of State.

[F. R. Doc. 46-6320; Filed, Apr. 15, 1946; 1:42 p. m.]

PROCLAMATION 2687

NATIONAL MARITIME DAY, 1946

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS improvements in modes of ocean transportation during the last one hundred and fifty years have opened possibilities, new in history, of mutually profitable intercourse and closer relations between peoples; and

WHEREAS a signal event in this technical progress was the first successful ocean passage by a steam-propelled vessel, the *Savannah*, which departed from Savannah, Georgia, May 22, 1819; and

WHEREAS in World War II the seamen of the United States Merchant Marine displayed splendid heroism, under stress and under hazard in the waters of every ocean, in meeting the demands on them in the colossal task of supply which was so essential to our victory; and

WHEREAS in peace no less than in war the Merchant Marine makes a vital contribution to the welfare of the Nation; and

WHEREAS the Congress by a joint resolution approved May 20, 1933 (48 Stat. 73) designated May 22 of each year as National Maritime Day and requested the President to issue annually a proclamation calling upon the people of the United States to observe that day:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby call upon the people of the United States to observe May 22, 1946 as National Maritime Day by displaying the flag at their homes or other suitable places, and I direct that the flag be displayed on all Government buildings on that day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 13th day of April, in the year of our Lord

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THE PRESIDENT

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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[SEAL] nineteen hundred and forty-six, and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES,
Secretary of State.

[F. R. Doc. 46-6321; Filed, Apr. 16, 1946; 1:42 p. m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 25—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL AND PROFESSIONAL POSITIONS

POSITIONS FOR WHICH FORMAL EDUCATION REQUIREMENTS PRESCRIBED

The following position is added to § 25.1 (a) (10 F.R. 7081, 12839, 15031):

§ 25.1 *Positions for which formal education requirements prescribed.* (a) • • •

Land Classification Specialist, Grades P-1 and P-2; Bureau of Reclamation, Department of Interior.

NOTE: The duties of this position in the P-1 grade are similar to those for the position of Soil Scientist (Field Operations) P-1 in the Soil Conservation Service, Department of Agriculture. The statement showing justification for educational requirements for Soil Scientist filed with F.R. Doc. 45-10333 (10 F.R. 7081) is therefore applicable to both grades of the above listed position.

(Sec. 5, Veterans' Preference Act of 1944, 58 Stat. 387)

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

APRIL 8, 1946.

[F. R. Doc. 46-6355; Filed, Apr. 16, 1946; 10:36 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 708—DECORATIONS, MEDALS, RIBBONS AND SIMILAR DEVICES

MISCELLANEOUS AMENDMENTS

Two new medals are added to the list in § 708.26 (d) as indicated below and §§ 708.26 (e) (4), 708.27 (a) and 708.28 (b) (2) are amended as follows:

§ 708.26 *Service medals, general.* • • •

(d) *Names, dates of authorization.* The following are the names and the respective dates of authorization of the service medals and clasps of the Army of the United States.

Name	*Date of authorization*
Army of Occupation of Germany medal	Nov. 21, 1941
Women's Army Corps service medal	July 29, 1943

(e) *Character of service required.* • • •

(4) The Spanish War service medal, the Mexican border service medal, and the Army of Occupation of Germany medal, will not be awarded to persons who have at any time subsequent to rendition by them of the service which would have entitled them thereto, been dishonorably discharged from the Army or have deserted.

§ 708.27 *Application for medal.* (a) Any person who is in the Army, or whose service in the Army has terminated, or the next of kin of such person, who is entitled to a service medal of the Army of the United States, may make application therefor on WD AGO Form 0714 (Application for Service Medal), a separate blank being used by each applicant for each medal, except that application for World War I Victory medal will be made on WD AGO Form 0740 (Application for Victory Medal.) Each application from a next of kin will be accompanied by a statement setting forth • • •

(2) The names, ages, and addresses of the nearest relatives of the deceased.

(3) That he or she is the next of kin as prescribed in § 708.28 (b). All applications for service medals will be forwarded to The Adjutant General, those from persons in the Army being forwarded directly by the immediate commanding officer, and those from persons not in the Army including next of kin, being forwarded directly by them.

§ 708.28 *Original supply.* • • •

(b) *To whom furnished.* • • •

(2) To the next of kin of those deceased who, in one or more of the prescribed capacities, shall have rendered the requisite service.

By next of kin is meant the first of the following who is living: Widow or widower (if not remarried), eldest son, eldest daughter, father, mother, eldest brother, eldest sister, eldest grandchild. (34 Stat. 621, 40 Stat. 873, 41 Stat. 973, 55 Stat. 781; 10 U.S.C. 1413, 1413a, 1414) [AR 600-65, November 20, 1928, as amended by C3, April 2, 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-6322; Filed, Apr. 15, 1946; 1:43 p. m.]

Chapter VIII—Supplies and Equipment

Subchapter C—Termination of Contracts

[Joint Termination Regulation (PR 15)]

MISCELLANEOUS AMENDMENTS

The following amendments and additions to the regulations contained in Parts 841, 844 and 848 are hereby prescribed. These regulations are also contained in Change 47, April 20, 1945 (10 F.R. 5171 [1]) as amended by Change 55, March 30, 1946.

AUTHORITY: Parts 841 to 849, issued under sec. 5a, National Defense Act, as amended, 41 Stat. 764, 54 Stat. 1225, 10 U.S.C. 1193-1195; the First War Powers Act, 1941, 55 Stat. 838; 50 U.S.C. Supp. 601-622; and the Contract Settlement Act of 1944, 58 Stat. 649.

NOTE: In order to conform the Joint Termination Regulation to the numbering system used in the Code of Federal Regulations, the following changes have been made: Sections in the original regulations have been treated

[1] See also 10 F.R. 10449, 13171; 11 F.R. 5, 1728.

as code parts, parts as code subparts, and paragraphs as code sections. Thus Section I becomes Part 841, Section II becomes Part 842, part 1 of any section becomes Subpart A, part 2 becomes Subpart B, etc. Paragraphs in the original regulations become sections, with the number to the right of the decimal point corresponding to the original paragraph number, except that where paragraph numbers also contain a decimal point the point is changed to a dash. The original paragraph numbers appear in brackets following text affected.

For an explanation of the numbering and arrangement of the original regulations see §§ 841.113 to 841.113–5.

PART 841—GENERAL PROVISIONS

SUBPART B—DEFINITIONS OF TERMS

1. Section 841.121–7 is amended to read as follows:

§ 841.121–7 *Industrial Readjustment Branch, OP&M.* The term "Industrial Readjustment Branch, OP&M" means the Office of the Assistant Secretary, Material Division. [JTR 121.7]

2. Section 841.121–10 is amended to read as follows:

§ 841.121–10 *Navy material inspector.* The term "Navy material inspector" means (a) a Supervising Inspector of Naval Material, an Inspector of Naval Material, a Naval Inspector of Ordnance, a Supervisor of Shipbuilding, an Inspector of Machinery, a Bureau of Aeronautics Representative, an Officer in Charge of Construction, or (b) any designated representative of any of the foregoing, or (c) any other officer designated by the chief of a bureau to perform the functions of Navy material inspector under this subchapter. [JTR 121.10]

3. Section 841.121–14 is amended to read as follows:

§ 841.121–14 *Readjustment Division, ASF.* The term "Readjustment Division, ASF" means the Deputy Director (P & P) for Terminations and Surplus Disposals, Headquarters, Army Service Forces, or, with respect to the Army Air Forces, means the Deputy Director, as Special Representative of the Under Secretary of War. [JTR 121.14]

PART 844—CONTRACTOR INVENTORY

SUBPART D—PRICE POLICIES AND CONDITIONS APPLICABLE TO SPECIFIC DISPOSITIONS

1. In § 844.445–4 paragraph (b) (3) is amended to read as follows:

§ 844.445–4 *Retentions and sales by war contractors of unserviceable material on the basis of competitive bidding.* • • •

(b) *Determinations that material is unserviceable.* • • •

(3) The Reconstruction Finance Corporation has set up a system of field consultants who may be called upon for assistance in determining whether contractor inventory is serviceable or unserviceable. The services of such consultants may be obtained by application to the regional offices of the Reconstruction Finance Corporation. War contractors and representatives of the War and Navy Departments should, so far as practicable, confer with and be guided by such consultants. The Reconstruction Finance Corporation, or other appropriate disposal agency, may certify in writing to the contracting officer (in the case of the Navy, the NMR&DA) at any time before the material has been declared surplus, that the material is in its judgment scrap. In addition, the disposal agency may certify in writing to an owning agency that all material of any specified class is in its judgment scrap when such material is part of any war contractor's contractor inventory. In either case, when material is covered by such a certificate, the contracting officer (in the case of the Navy, the NMR&DA) may authorize the contractor to dispose of the material or class of material without further review, in accordance with the provisions of this section. Such certificate takes the place of any scrap determination which might otherwise be required.

2. Section 844.447–6 is revoked, as follows:

§ 844.447–6 *Sales to Aluminum Company of America.* [Revoked]

SUBPART E—DISPOSITION OF TERMINATION INVENTORY ON SETTLEMENT AND DISPOSITION OF SURPLUS CONTRACTOR INVENTORY

Paragraph (a) of § 844.452–4 is amended to read as follows:

§ 844.452–4 *Action after declaring surplus contractor inventory.* (a) The contracting officer (including, in the case of the Navy, the NMR&DA) will not make or approve dispositions of contractor inventory after it has been declared to a disposal agency as surplus, except as provided in paragraph (b) of this section.

PART 848—SPECIAL PROCEDURES AND REPORTS

SUBPART F—GOVERNMENT-OWNED PLANT EQUIPMENT UNDER WAR DEPARTMENT CONTRACTS

1. A paragraph is added at the end of paragraph (c) of § 848.864–2, as follows:

§ 848.864–2 *Sales to war contractors in possession not pursuant to options.* • • •

(c) *Submission of data to the Attorney General.* • • •

The report required by this paragraph will be addressed to the Director, Readjustment Division, ASF. The original copy of the report will be forwarded, without inclosures, through channels to the Director, Readjustment Division, ASF. In ASF, the office preparing the report, and in AAF, Headquarters, ATSC, Wright Field, will forward a copy of the report, with all inclosures, direct to the General Counsel, Reconstruction Finance Corporation, 204 Commonwealth Building, Washington 25, D. C., by letter of transmittal requesting that the case be submitted to the Attorney General for approval.

SUBPART H—REPORTS ON PROPERTY DISPOSITION

1. In § 848.882–3 paragraphs (f) and (i) are amended to read as follows:

§ 848.882–3 *Information required on report form.* • • •

(f) The following information will be entered in the various lines of Part III—Section I. It will be noted that entries are to be made only in columns (B), (C), (E), (F), (H) and (I) of this section. Columns (D), (G) and (J) will not be used.

Line 1. *Pending first of month.* Enter the number of clearance requests which had not been completed at the first of the month. These figures will be identical with those reported on line 8 of the report for the preceding month.

Line 2. *Additions during month.* Enter the number of clearance requests which were received during the month.

Line 3. *Corrections during month.* Enter any adjustments to previously reported figures which are necessary to correct the information shown on line 4. Credit corrections will be prefixed by a minus (−) sign.

Line 4. *Total available for completion during month.* Enter the total of lines 1 and 2 plus or minus line 3.

Line 5. *Retained by contractor.* Do not use.

Line 6. *Possessed by War Department.* Do not use.

Line 7. *Total completions during month.* Enter the number of clearance requests completed during the month.

Line 8. *Total pending end of month.* Enter the number of clearance requests which had not been completed at the end of the month.

• • • • • •

(i) The following information will be entered in the various lines of Part III—Section IV. This section expresses the cost of items not yet removed from pending clearance requests shown on lines 18, 19 and 20.

Line 21. *Total pending end of month.* Do not use.

Line 22. *Pending—over 60 days.* Enter the total of lines 23 and 24.

Lines 23. *Pending—over 60 days—within waiver.* Enter the cost of items not yet removed from clearance requests which had been pending for more than 60 days but within a waiver period.

Line 24. *Pending—over 60 days—beyond waiver.* Enter the cost of items not yet removed from clearance requests which had been pending for more than 60 days and for which no waiver was obtained or which were pending beyond the period covered by a waiver.

2. Section 848.883–1 is amended to read as follows:

§ 848.883–1 *General description.* Plant equipment to be reported on sales reports shall include all War Department-owned plant equipment in privately owned plants and Government-owned plants including emergency plant facilities, excluding only (a) plant equipment in permanent industrial installations of the Army such as arsenals, proving grounds, and similar permanent installations, (b) plant equipment in Army installations used or useful for activities of the Army other than the production of material, munitions, and supplies, (c) plant equipment declared surplus, (d) plant equipment outside the continental limits of the United States, and (e) plant equipment classified as scrap or salvage. Sales of items of Government-owned plant equipment, costing $250 or more, falling in the classes in Exhibit A to Order 2 under Surplus Property Administration Regulation 6 (see Appendix C), shall be reported separately for each such class. In addition, a line entry shall be made for each sale of other Government-owned plant equipment, including Exhibit A items costing less than $350. These sales will be identified as "other sales" and will not be classified by commodity classification. For this class of sale, therefore, fill in only Columns (a), (b), (c), (d), (h), and (i) on the Forms SPB–9 described in § 848.883–2. [JTR 883.1]

3. In § 848.883–3 the paragraph discussing columns (e) and (f) of Block 6 is amended to read as follows:

§ 848.883–3 *Block and column entries.* • • •

BLOCK 6. • • •

Columns (e) and (f) Description and Standard Commodity Classification. Enter a short description, such as one key word or an abbreviation of one or more words, and the code number of the commodity classification as shown in Exhibit A to Order 2 under Surplus Property Administration Regulation 6 (see Appendix C) where the item sold is within these classifications. Sales of other classes of plant equipment are to be reported as "other sales." In these cases, do not enter a Standard Commodity Classification code number, but fill in Columns (a), (b), (c), (d), (h), and (i).

4. Section 848.884–1 is amended to amended to read as follows:

§ 848.884–1 *General description.* Plant equipment to be inventoried shall include War Department-owned plant equipment in privately-owned plants and Government-owned plants including emergency plant facilities, excluding only: (a) Plant equipment in permanent industrial installations such as arsenals, and proving grounds; (b) plant equipment in installations used or useful for activities other than the production of matériel, munitions, and supplies; (c) plant equipment declared surplus; (d) plant equipment outside the continental limits of the United States; and (e) plant equipment classified as scrap or salvage. Only those items of plant equipment will be listed where each item has a cost of $350 or more and which fall within one of the standard commodity classifications shown in Exhibit A to Order 2 under Surplus Property Administration Regulation 6 (see Appendix C). [JTR 884.1]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General,
War Department.

BEN MORELL,
Vice Admiral,
Chief of Material Division,
Department of the Navy.

[F. R. Doc. 46–6354; Filed, Apr. 16, 1946; 10:32 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics

[Amdt. 136]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

MISCELLANEOUS AMENDMENTS

APRIL 4, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulations No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

Designation of Airway Traffic Control Areas: Blue Civil Airway No. 39. Redesignation of Radio Fixes: Green Civil Airway Nos. 1, 2, 3, 4 and 5. Amber Civil Airway Nos. 1, 2, 3, 4, 5 and 7. Red Civil Airway Nos. 8, 9, 12, 13, 14, 20, 21, 28, 29, 30, 32 and 46. Blue Civil Airway No. 17

1. By inserting a new § 601.10339 to read as follows:

§ 601.10339 *Blue civil airway No. 39 airway traffic control areas (Knoxville, Tenn., to Pittsburgh, Pa.)* All of Blue civil airway No. 39 from the Tri-City, Tenn., radio range station to a line extended at right angles across such airway through a point 25 miles northeast of the Tri-City, Tenn., radio range station; from a line extended at right angles across such airway through a point 25 miles south of the Charleston, W. Va., radio range to a point 25 miles northeast of the Charleston, W. Va., radio range station; from a line extended at right angles across such airway through a point 25 miles west of the Pittsburgh, Pa., radio range to the Pittsburgh, Pa., radio range station.

2. By amending § 601.4001 to read as follows:

§ 601.4001 *Green civil airway No. 1 (U. S.-Canadian Border to Danforth, Maine).* Millinocket, Maine radio range station.

3. By amending § 601.4002 to read as follows:

§ 601.4002 *Green civil airway No. 2 (Seattle, Wash., to Boston, Mass.).* Seattle, Wash., radio range station; Ellensburg, Wash., radio range station; Ephrata, Wash., radio range station; Spokane, Wash., radio range station; Coeur D'Alehe, Idaho radio range station; Mullan Pass, Idaho radio range station; Superior, Mont., radio range station; Missoula, Mont., radio range station; Drummond, Mont., radio range station; Helena, Mont., radio range station; Bozeman, Mont., radio range station; Livingston, Mont., radio marker station; Billings, Mont., radio range station; Custer, Mont., radio range station; Mile City, Mont., radio range station; Dickinson, N. Dak., radio range station; Bismarck, N. Dak., radio range station; Fargo, N. Dak., radio range station; Alexandria, Minn., radio range station; Minneapolis, Minn., radio range station; La Crosse, Wis., radio range station; Milwaukee, Wis., radio range station; Grand Rapids, Mich., radio range station; Lansing, Mich., radio range station; Wixon, Mich., fan type radio marker station or the intersection of the center lines of the on course signals of the north leg of the Romulus, Mich., (Romulus Army Air Field) radio range and the east leg of the Lansing, Mich., radio range; Romulus, Mich., (Romulus Army Air Field) radio range station; Buffalo, N. Y., radio range station; Syracuse, N. Y., radio range station; Utica, N. Y., radio range station; Albany, N. Y.; radio range station; Westfield, Mass., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Hartford, Conn., radio range and the southeast leg of the Westfield, Mass., radio range; Franklin, Mass., fan type radio marker station or the intersection of the center lines of the on course signals of the northeast leg of the Providence, R. I., radio range and the southwest leg of the Boston, Mass., radio range; Boston, Mass., radio range station.

4. By amending § 601.4003 to read as follows:

§ 601.4003 *Green civil airway No. 3 (San Francisco, Calif., to New York, N. Y.).* San Francisco, Calif., radio range station; Oakland, Calif., radio range station; Sacramento, Calif., radio range station; Donner Summit, Calif., radio range station; Reno, Nev., radio range station; Humboldt, Nev., radio range station; Elko, Nev., radio range station; Lucin, Utah, radio range station; Ogden, Utah radio range station; Fort Bridger, Wyo., radio range station; Rock Springs, Wyo., radio range station; Sinclair, Wyo., radio range station; Cheyenne, Wyo., radio range station; North Platte, Nebr., radio range station; Grand Island, Nebr., radio range station; Omaha, Nebr., radio range station; Des Moines, Iowa, radio range station; Joliet, Ill., radio range station; Goshen, Ind., radio range station; Toledo, Ohio, radio range station; Cleveland, Ohio, radio range station; Youngstown, Ohio, radio range station; Philipsburg, Pa., radio range station; Allentown, Pa., radio range station; the intersections of the center lines of the on course signals of the east leg of the Allentown, Pa., radio range and the southwest leg of the Newark, N. J., radio range; (New York, LaGuardia Field) radio range; New York, N. Y., (New York, LaGuardia Field) radio range station.

5. By amending § 601.4004 to read as follows:

§ 601.4004 *Green civil airway No. 4 (Los Angeles, Calif., to Philadelphia, Pa.).* Los Angeles, Calif., radio range station; the intersection of the center lines of the on course signals of the north leg of the Los Angeles, Calif., radio range and the southwest leg of the Palmdale, Calif., radio range or the Newhall, Calif., radio range station; Palmdale, Calif., radio range station; Daggett, Calif., radio range station; Needles, Calif., radio range station; Prescott, Ariz., radio range station; Winslow, Ariz., radio range station; El Morro, N. Mex., radio range station; Acomita, N. Mex., radio range station; Albuquerque, N. Mex., radio range station; Tucumcari, N. Mex., radio range station; Amarillo, Tex., radio range station; Gage, Okla., radio range station; Wichita, Kans., radio range station; Lebo, Kans., radio range station; Kansas City, Mo., radio range station; Columbia, Mo., radio range station; St. Louis, Mo., radio range station; Effingham, Ill., radio range station; Terre Haute, Ind., radio range station; Indianapolis, Ind., radio range station; Dayton, Ohio radio range station; Columbus, Ohio, radio range station; the intersection of the center lines of the on course signals of the west leg

of the Pittsburgh, Pa., radio range and the south leg of the Youngstown, Ohio radio range; Pittsburgh, Pa., radio range station; Altoona, Pa., radio range station; Harrisburg, Pa., radio range station; Philadelphia, Pa., radio range station.

6. By amending § 601.4005 to read as follows:

§ 601.4005 *Green civil airway No. 5 (Los Angeles, Calif., to Washington, D. C.).* Los Angeles, Calif., radio range station; Riverside, Calif., radio range station; Blythe, Calif., radio range station; Phoenix, Ariz., radio range station; Tucson, Ariz., radio range station; Rodeo, N. Mex., radio range station; Columbus, N. Mex., radio range station; the Harrington Ranch fan type radio marker station or the intersection of the center lines of the on course signals of the west leg of the El Paso, Tex., radio range and the south leg of the Engle, N. Mex., radio range; El Paso, Tex., radio range station; Salt Flat, Tex., radio range station; Wink, Tex., radio range station; Big Spring, Tex., radio range station; Abilene, Tex., radio range station; the intersection of the center lines of the on course signals of the west leg of the Fort Worth, Tex., radio range and the north leg of the Granbury, Tex., radio range; Forth Worth, Tex., radio range station; Texarkana, Ark., radio range station; Memphis, Tenn., radio range station; Jacks Creek, Tenn., radio range station; Nashville, Tenn., radio range station; Smithville, Tenn., radio range station; Knoxville, Tenn., radio range station; Tri-City, Tenn., radio range station; Pulaski, Va., radio range station; Roanoke, Va., radio range station; Gordonsville, Va., radio range station; Mason Springs, Md., fan type radio marker station or the intersection of the center lines of the on course signals of the northeast leg of the Gordonsville, Va., radio range and the south leg of the Washington, D. C. radio range; Washington, D. C., radio range station.

7. By amending § 601.4011 to read as follows:

§ 601.4011 *Amber civil airway No. 1 (U. S.-Mexican Border to Nome, Alaska).* San Diego, Calif., radio range station; Long Beach, Calif., radio range station; Bakersfield, Calif., radio range station; Fresno, Calif., radio range station; the intersection of the center lines of the on course signals of the northwest leg of the Fresno, Calif., radio range and the southeast leg of the Oakland, Calif., radio range; Williams, Calif., radio range station; Red Bluff, Calif.; radio range station; Fort Jones, Calif., radio range station; Medford, Ore., radio range station; Eugene, Ore., radio range station; Portland, Ore., radio range station; Toledo, Wash., radio range station; Everett, Wash., radio range station; Bellingham, Wash., radio range station; Annette Island, Alaska radio range station; the intersection of the center lines of the on course signals of the west leg of the Annette Island, Alaska radio range and the southwest leg of the Sitka (Biorka Island), Alaska radio range; the Sitka (Biorka Island), Alaska radio range station; the intersection of the center lines of the on course signals of the northwest leg of the Sitka (Biorka Island), Alaska radio range and the southwest leg of the Juneau, Alaska radio range; the Yakutat, Alaska radio range station; the Yakataga, Alaska radio range station; the Cordova (Hinchinbrook Island), Alaska radio range station; Skwentna, Alaska radio range station; Farewell, Alaska radio range station; the McGrath, Alaska radio range station; the Unalakleet, Alaska radio range station.

8. By amending § 601.4012 to read as follows:

§ 601.4012 *Amber civil airway No. 2 (Long Beach, Calif., to Fairbanks, Alaska).* Silver Lake, Calif., radio range station; Las Vegas, Nev., radio range station; Enterprise, Utah radio range station; Delta, Utah radio range station; Salt Lake City, Utah radio range station; Malad City, Idaho radio range station; Pocatello, Idaho radio range station; DuBois, Idaho radio range station; Dillon, Mont., radio range station; Whitehall, Mont., radio range station; Great Falls, Mont., radio range station; the Cut Bank, Mont., radio range station; Tanacross, Alaska radio range station; Big Delta, Alaska radio range station; the intersection of the center lines of the on course signals of the northwest leg of the Big Delta, Alaska radio range and the south leg of the Fairbanks, Alaska radio range.

9. By amending § 601.4013 to read as follows:

§ 601.4013 *Amber civil airway No. 3 (El Paso, Tex., to Great Falls, Mont.).* The intersection of the center lines of the on course signals of the east leg of the Otto, N. Mex., radio range and the southwest leg of the Las Vegas, N. Mex., radio range; Las Vegas, N. Mex., radio range station; Trinidad, Colo., radio range station; Pueblo, Colo., radio range station; Denver, Colo., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Laramie, Wyo., radio range and the north leg of the Cheyenne, Wyo. radio range; Casper, Wyo., radio range station; Sheridan, Wyo., radio range station; Lewiston, Mont., radio range station.

10. By amending § 601.4014 to read as follows:

§ 601.4014 *Amber civil airway No. 4 (Brownsville, Tex., to Bismarck, N. Dak.).* Brownsville, Tex., radio range station; the intersection of the center lines of the on course signals of the northwest leg of the Brownsville, Tex., radio range and the south leg of the Alice, Tex., radio range; Alice, Tex., radio range station; the Pleasanton, Tex., fan type radio marker station or the intersection of the center lines of the on course signals of the north leg of the Alice, Tex., radio range and the south leg of the Alamo radio range, San Antonio, Tex.; the Alamo radio range station, San Antonio, Tex.; Spring Branch, Tex., fan type radio marker station or the intersection of the center lines of the on course signals of the north leg of the Alamo radio range, San Antonio, Tex., and the southwest leg of the Austin, Tex., radio range station; Waco, Tex., radio range station; the intersection of the center lines of the on course signals of the east leg of the Granbury, Tex., radio range and the south leg of the Fort Worth, Tex., radio range; Marietta, Tex., fan type radio marker station or the intersection of the center lines of the on course signals of the north leg of the Fort Worth, Tex., radio range and the south leg of the Oklahoma City, Okla., radio range; Oklahoma City, Okla., radio range station; Tulsa, Okla., radio range station; Chanute, Kans., radio range station; St. Joseph, Mo., radio range station; Sioux City, Iowa, radio range station; Sioux Falls, S. Dak., radio range station; Huron, S. Dak., radio range station.

11. By amending § 601.4015 to read as follows:

§ 601.4015 *Amber civil airway No. 5 (New Orleans, La., to Milwaukee, Wis.).* Jackson, Miss., radio range station; Greenwood, Miss., radio range station; Advance, Mo., radio range station; Springfield, Ill., radio range station; Chicago, Ill., radio range station.

12. By amending § 601.4017 to read as follows:

§ 601.4017 *Amber civil airway No. 7 (Key West, Fla., to Caribou, Maine).* Key West, Fla., radio range station; Miami, Fla., radio range station; Morrison Field, West Palm Beach, Fla., radio range station; Melbourne, Fla., radio range station; Daytona Beach, Fla., radio range station; Savannah, Ga., radio range station; Charleston, S. C., radio range station; Florence, S. C., radio range station; Raleigh, N. C., radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Washington, D. C., radio range and the west leg of the Baltimore, Md., radio range; Newark, N. J., radio range station; Port Chester, N. Y., fan type radio marker station or the intersection of the center lines of the on course signals of the southeast leg of the Stewart Field, N. Y., radio range and the northeast leg of the Newark, N. J., radio range; Hartford, Conn., radio range station; Portland, Maine, radio range station; Augusta, Maine, radio range station; Bangor, Maine, radio range station; Presque Isle, Maine, radio range station.

13. By amending § 601.40208 to read as follows:

§ 601.40208 *Red civil airway No. 8 (Altoona, Pa., to Wilkes-Barre, Pa.).* The intersection of the center lines of the on course signals of the southwest leg of the Elmira, N. Y., radio range and the west leg of the Williamsport, Pa., radio range.

14. By amending § 601.40209 to read as follows:

§ 601.40209 *Red civil airway No. 9 (San Diego, Calif., to Winslow, Ariz.).* El Centro, Calif., radio range station; Gila Bend, Ariz., radio range station.

15. By deleting in § 601.40212 *Red civil airway No. 12 (Kansas City, Mo., to Detroit, Mich.)* the words: "the intersection of the center lines of the on course signals of the southwest leg of the Chicago, Ill., radio range and the northwest leg of the Joliet, Ill., radio range;"

16. By amending § 601.40213 to read as follows:

§ 601.40213 *Red civil airway No. 13 (Sunbury, Pa., to Boston, Mass.).* Wilkes-Barre, Pa., radio range station; Stewart Field, N. Y., radio range station; Providence, R. I., radio range station.

17. By amending § 601.40214 to read as follows:

§ 601.40214 *Red civil airway No. 14 (Lone Rock, Wis., to Louisville, Ky.).* Rockford, Ill., radio range station.

18. By deleting in § 601.40220 *Red civil airway No. 20 (Lansing, Mich., to Washington, D. C.)* the words: "the intersection of the center lines of the on course signals of the northwest leg of the Pittsburgh, Pa., radio range and the south leg of the Youngstown, Ohio, radio range;"

19. By amending § 601.40221 to read as follows:

§ 601.40221 *Red civil airway No. 21 (Cleveland, Ohio to Newark, N. J.).* The intersection of the center lines of the on course signals of the northeast leg of the Pittsburgh, Pa., radio range and the north leg of the Altoona, Pa., radio range.

20. By deleting § 601.40228 *Red civil airway No. 28 (Chicago, Ill., to Grand Rapids, Mich.).*

21. By deleting § 601.40229 *Red civil airway No. 29 (Rochester, N. Y., to Baltimore, Md.).*

22. By deleting in § 601.40230 *Red civil airway No. 30 (Mobile, Ala., to Jacksonville, Fla.)* the following words: "the intersection of the center lines of the on course signals of the northeast leg of the Cross City, Fla., radio range and the west leg of the Jacksonville, Fla., radio range."

23. By amending § 601.40232 to read as follows:

§ 601.40232 *Red civil airway No. 32 (Laredo, Tex., to Houston, Tex.).* Laredo, Tex., radio range station; San Antonio, Tex. (Kelly), radio range station.

24. By amending § 601.40246 to read as follows:

§ 601.40246 *Red civil airway No. 46 (Oakland, Calif., to Sacramento, Calif.).* Fairfield-Suisun, Calif., radio range station.

25. By deleting § 601.40317 *Blue civil airway No. 17 (Millinocket, Maine, to Presque Isle, Maine).*

This amendment shall become effective 0001 e. s. t., April 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-6324; Filed, Apr. 15, 1946; 2:50 p. m.]

[Amdt. 137]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

DESIGNATION OF AIRPORT APPROACH ZONES

APRIL 9, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By striking in § 601.2002 the words: "excluding those portions of the zones lying outside the boundaries of civil airways:" and substituting in lieu thereof the following: "excluding those portions of the zones lying outside of control areas as defined in § 601.1:"

2. By deleting from § 601.2000 the following:

Abilene, Tex.	Abilene Air Terminal.
Austin, Tex.	Robert Mueller Airport.
Brownsville, Tex.	Brownsville Airport.
Lake Charles, La.	Lake Charles A. A. F.
Savannah, Ga.	Hunter Field A. A. F.
Marianna, Fla.	Marianna A. A. F.

3. By deleting § 601.200300 (*Alice, Texas, Airport Approach Zone*).

4. By deleting § 601.200305 (*Corpus Christi, Texas, Airport Approach Zone*).

5. By deleting § 601.200315 (*New Orleans, Louisiana, Airport Approach Zone*).

6. By deleting § 601.200318 (*Oklahoma City, Oklahoma, Airport Approach Zone*).

7. By inserting in § 601.2002 the following:

Abilene, Tex.	Abilene Air Terminal
Alice, Tex.	Alice Airport
Austin, Tex.	Robert Mueller Airport
Corpus Christi, Tex.	Cliff Maus Field
Lake Charles, La.	Lake Charles A. A. F.
Laredo, Tex.	Laredo A. A. F.
New Orleans, La.	New Orleans Airport
Oklahoma City, Okla.	Will Rogers Field
Savannah, Ga.	Hunter Field

8. By striking § 601.200307 (*Dallas, Texas, Airport Approach Zone*). Within a 10 mile radius of Love Field including that portion within the limits of Blue Civil Airway No. 5 extending southward to the Duncanville Fan Marker, and excluding those portions of the zone lying outside of airway traffic control area.

9. By striking § 601.200310 (*Jacksonville, Florida, Airport Approach Zone*), and substituting in lieu thereof the following:

§ 601.200310 (*Jacksonville, Florida, Airport Approach Zone*). Within a 10 mile radius of Jacksonville Airport No. 1 including that portion within four miles north of and five miles south of the center line of the on course signal of the east course of the Jacksonville radio range extending eastward to the Fort George Fan Marker, and excluding those portions of the zone lying outside of airway traffic control area.

10. By striking § 601.200308 (*Fort Worth, Texas, Airport Approach Zone*), and substituting in lieu thereof the following:

§ 601.200308 (*Fort Worth, Texas, Airport Approach Zone*). Within a 10 mile radius of Meacham Field including that portion within the limits of Amber Civil Airway No. 4 extending northward to the Haslett Fan Marker, and excluding those portions of the zone lying outside of airway traffic control area.

11. By adding a new § 601.200338 to read as follows:

§ 601.200338 (*Brownsville, Texas, Airport Approach Zone*). Within a 10 mile radius of Brownsville Airport including that portion within five miles on either side of the center line of the on course signal of the north course of the Brownsville radio range extending northward to the Los Fresnos Fan Marker, and excluding those portions of the zone lying outside of airway traffic control area.

This amendment shall become effective 0001 e. s. t., April 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-6325; Filed, Apr. 15, 1946; 2:50 p. m.]

[Amdt. 138]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

DESIGNATION OF AIRPORT TRAFFIC ZONES

APRIL 9, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By deleting from § 601.3000 the following:

Salinas, California	Salinas A. A. B.

2. By adding a new § 601.3001, to read as follows:

§ 601.3001 *Within the specified radius of the following airports:*

§ 601.3001001 (*New York (Idlewild), New York, Airport Traffic Zone.*). Within a four-mile radius of Idlewild Airport.

This amendment shall become effective 0001 e. s. t., April 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-6326; Filed, Apr. 15, 1946; 2:50 p. m.]

[Amdt. 139]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS

APRIL 9, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By adding a new § 601.104 *Airway Traffic Control Area Extensions,* to read as follows:

§ 601.104 *Airway traffic control area extensions.* (To provide for the extension of airway traffic control areas to include the following described portions of airspace lying outside the civil airways.)

§ 601.10400 *Airway traffic control area extension (Abilene, Texas).* From the Abilene, Texas radio range station, extending within five miles on either side of the center line of the on course signal of the north course of the Abilene radio range, to a point 20 miles north of the radio range station.

§ 601.10401 *Airway traffic control area extension (Austin, Texas).* From the Austin, Texas radio range station, extending within five miles on either side of the center line of the on course signal of the northwest course of the Austin radio range, to a point 20 miles northwest of the radio range station.

§ 601.10402 *Airway traffic control area extension (Beaumont, Texas).* From the Beaumont, Texas radio range station, extending within five miles on either side of the center line of the on course signal of the north course of the Beaumont radio range, to a point 20 miles north of the radio range station.

§ 601.10403 *Airway traffic control area extension (Brownsville, Texas).* From the Brownsville, Texas radio range station, extending within five miles on either side of the center line of the on course signal of the north course of the Brownsville radio range, to a point 30 miles north of the radio range station.

§ 601.10404 *Airway traffic control area extension (Jacksonville, Florida).* From the Jacksonville, Florida radio range station, extending within four miles north of and five miles south of the center line of the on course signal of the east course of the Jacksonville radio pre-service earned income is applicable range station.

§ 601.10405 *Airway traffic control area extension (Lake Charles, Louisiana).* From the Lake Charles, Louisiana radio range station, extending within five miles on either side of the center line of the on course signal of the south course of the Lake Charles radio range, to a point 20 miles south of the radio range station.

§ 601.10406 *Airway traffic control area extension (Laredo, Texas).* From the Laredo, Texas radio range station, extending within five miles on either side of the center line of the on course signal of the northwest course of the Laredo radio range, to a point 20 miles northwest of the radio range station.

§ 601.10407 *Airway traffic control area extension (Savannah, Georgia).* From the Savannah, Georgia radio range station, extending within five miles on either side of the center line of the on course signal of the southwest course of the Savannah radio range, to a point 30 miles southwest of the radio range station.

This amendment shall become effective 0001 e. s. t., April 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-6327; Filed, April 15, 1946; 2:51 p. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5508]

PART 19—INCOME TAX UNDER THE INTERNAL REVENUE CODE

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

VETERANS AND SERVICEMEN

In order to conform Regulations 111 (26 CFR, Cum. Supp., Part 29) and Regulations 103 (26 CFR, 1940 Supp., Part 19) to sections 141 and 142 of the Revenue Act of 1945 (Public Law 214, 79th Congress), approved November 8, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 29.22 (b) (13)-1 the following:

SEC. 141. ADDITIONAL ALLOWANCE FOR MILITARY AND NAVAL PERSONNEL. (Revenue Act of 1945.)

(a) *In general.* Section 22 (b) (13) (relating to the exclusion from gross income for military and naval personnel) is amended to read as follows:

(13) *Additional allowance for military and naval personnel.* (A) In the case of compensation received during any taxable year and before the termination of the present war as proclaimed by the President, for active service as a commissioned officer (or a commissioned warrant officer) in the military or naval forces of the United States during such war, or, in the case of a citizen or resident of the United States, as a member of the military or naval forces of any of the other United Nations during such war, so much of such compensation as does not exceed $1,500.

(B) Compensation received during any taxable year and before the termination of the present war as proclaimed by the President, for active service as a member below the grade of commissioned officer (or commissioned warrant officer) in the military or naval forces of the United States during such war.

(b) *Taxable years to which applicable.* Subparagraph (A) of section 22 (b) (13), as amended by subsection (a) of this section, shall be applicable with respect to taxable years beginning after December 31, 1942; subparagraph (B) thereof shall be applicable with respect to taxable years beginning after December 31, 1940.

(c) *Credits or refunds for 1941 and 1942.* If at any time prior to January 1,1947, the allowance of a credit or refund of an overpayment of the tax for any taxable year beginning after December 31, 1940, and before January 1, 1943, is otherwise prevented by the operation of any law or rule of law (other than section 3761, relating to compromises), a credit or refund of the overpayment of such tax to the extent that the overpayment is attributable to the enactment of this section may, nevertheless, be allowed or made if a claim therefor is filed before January 1, 1947.

PAR. 2. Section 29.22 (b). (13)-1, as amended by Treasury Decision 5305, approved November 12, 1943, is further amended to read as follows:

§ 29.22 (b) (13)-1. *Compensation of members of military and naval forces.* In addition to the exemptions and credits otherwise applicable, section 22 (b) (13) provides that there shall be excluded from gross income:

(a) In the case of compensation received for active service as a member below the grade of commissioned officer (or commissioned warrant officer) in the military or naval forces of the United States, the entire amount of such compensation.

(b) In the case of compensation received in a taxable year beginning after December 31, 1942, for active service (1) as a commissioned officer (or commissioned warrant officer) in the military or naval forces of the United States, or (2) as a member of the military or naval forces of any of the other United Nations, if such member is a citizen or resident of the United States, so much of such compensation as does not exceed $1,500.

The exclusions under section 22 (b) (13) and this section are applicable only to compensation received prior to the termination of the present war to be fixed by proclamation of the President. Such exclusions are applicable without regard to the marital status of the recipient of the compensation, and if a husband and wife both meet the requirements of the statute, then each is entitled to the benefit of an exclusion. For the purposes of this section the military and naval forces of the United States include (but are not necessarily limited to) the Army, the Navy, the Marine Corps, the Coast Guard, the Army Nurse Corps, Female, the Navy Nurse Corps, Female, the Women's Army Auxiliary Corps or the Women's Army Corps, the Women's Reserve branch of the Naval Reserve, the Marine Corps Women's Reserve, and the Coast Guard Reserve, including the Coast Guard Women's Reserve. Personnel serving with the Army Specialist Corps are not within the scope of the exemption. For the purposes of this section the term "member of the military or naval forces of any of the other United Nations" shall mean any individual whose duties in the service of any of the United Nations other than the United States correspond to those of any member of the military or naval forces of the United States as defined in this section.

A person is in active service if he is actually serving in such forces, not necessarily in the field or in the theater of war. Personnel in the inactive reserve or on retirement are not in active service. Periods during which a person is absent from duty on account of sickness, wounds, leave, internment by the enemy, or other lawful cause are periods of active service.

In the case of a husband and wife domiciled in a State recognized for Federal income tax purposes as a community property State, any exclusion from gross income under section 22 (b) (13) operates before apportionment of the gross income of the spouses in accordance with community property laws. For example, a man and his wife are domiciled in such a State and he is entitled to the benefit of the exclusion under section 22 (b) (13) as a commissioned officer of the armed forces. He receives during 1943 compensation for active service in such forces in the amount of $2,000. Of such amount only $500 is taken into account in determining the gross income of both husband and wife.

PAR. 3. There is inserted immediately preceding Subpart H the following:

SEC. 142. DEFERMENT OF CERTAIN TAXES OF VETERANS AND SERVICEMEN. (Revenue Act of 1945, approved November 8, 1945.)

(a) *In general.* Chapter 38 (miscellaneous provisions) is amended by inserting at the end thereof a new section reading as follows:

SEC. 3808. DEFERMENT OF TAX ATTRIBUTABLE TO SERVICE PAY FOR COMMISSIONED SERVICE AND OF TAX ATTRIBUTABLE TO PRE-SERVICE EARNED INCOME.

(a) *Definitions.* As used in this section: (1) *Tax attributable to service pay.* The term "tax attributable to service pay" means:

(A) In the case of a war year for which the taxpayer had no gross income other than compensation for active service as a member of the military or naval forces of the United States, the tax imposed under chapter 1 for such year; or

(B) In the case of a war year for which the taxpayer had gross income in addition to compensation for active service as a member of the military or naval forces of the United States, the excess of the tax imposed under chapter 1 for such year over the tax that would have been imposed if such compensation had been excluded from gross income;

except that in the case of a commissioned officer (or a commissioned warrant officer) of the regular component of the Army, Navy, Marine Corps, or Coast Guard, such term shall not apply to any war year unless, at the time prescribed for the payment of the tax under chapter 1 for such year, a period of time was being disregarded under section 3804.

(2) *War year.*—The term "war year." (A) When used with respect to the tax attributable to service pay means any taxable year beginning after December 31, 1939, and before January 1, 1947;

* * * * *

(4) *First installment date.* The term "first installment date" means May 15, 1946, in the case of taxpayers released from active duty in the military or naval forces of the United States prior to December 1, 1945; and in other cases June 15, 1947, or the fifteenth day of the sixth month which begins after the date of the taxpayer's release from active duty in such forces, whichever is the earlier; except that, if the first installment date with respect to any war year would otherwise occur earlier than the fifteenth day of the third month following the close of such year, the first installment date with respect to such year shall be the fifteenth day of such third month.

(b) *Extension of time for payment.* Upon application with respect to any war year, made prior to the first installment date, and under regulations prescribed by the Commissioner with the approval of the Secretary: (1) the time for payment of an amount of the tax under chapter 1 for such year which is equal to the tax attributable to service pay for such year and which has not been paid before the filing of such application;

* * * * *

shall, in lieu of the time otherwise applicable, be as follows: one-twelfth thereof on the first installment date and an additional twelfth thereof every three months thereafter until such tax is paid.

(c) *Suspension of period of limitation.* The running of the period of limitation provided in section 276 (c) (relating to the collection of the tax after assessment) in respect of any tax the time for the payment of which is prescribed under subsection (b), shall be suspended for the period beginning with the date of the filing of the application under such subsection and ending six months after the date prescribed therein for the payment of the last installment of such tax.

(d) *Estimated tax.* If the taxpayer is eligible for the benefits of subsection (b) with respect to any war year:

(1) For the purposes of the application of section 58 with respect to such year, compensation for active service as a member of the military or naval forces of the United States may be disregarded in determining the gross income reasonably expected for such year, and in determining the estimated tax for such year; and

(2) For the purposes of section 294 (d) the tax for such year shall be determined as if such compensation were excluded from gross income.

This subsection shall not apply with respect to a taxpayer for any war year who at the time prescribed for making the declaration of estimated tax for such year is a commissioned officer (or a commissioned warrant officer) of the regular component of the Army, Navy, Marine Corps, or Coast Guard.

(b) *Refund of interest paid.* Any interest paid prior to the date of the enactment of this Act with respect to tax attributable to service pay for any war year, or with respect to tax attributable to pre-service earned income for any war year, shall be credited or refunded if claim therefor is filed with the Commissioner prior to January 1, 1947.

§ 29.3808-1 *Deferment of certain taxes of members of the military or naval forces.*—(a) *In general.* Section 3808 provides that, in the case of members of the military or naval forces of the United States, that portion of the tax under chapter 1 which is attributable to service pay for a war year, may, in lieu of the time otherwise prescribed by law, be paid in 12 equal quarter-annual installments beginning with the "first installment date". As to what constitutes the "first installment date" for the purposes of section 3808 see § 29.3808-2.

The term "war year" as defined in section 3808 (a) (2) means, in the case of tax attributable to service pay, any taxable year beginning after December 31, 1939, and before January 1, 1947.

For the purposes of section 3808 the military or naval forces of the United States include (but are not necessarily limited to) the Army, the Navy, the Marine Corps, the Coast Guard, the Army Nurse Corps, Female, the Navy Nurse Corps, Female, the Women's Army Auxiliary Corps or the Women's Army Corps, the Women's Reserve branch of the Naval Reserve, the Marine Corps Women's Reserve, and the Coast Guard Reserve, including the Coast Guard Women's Reserves. Such forces do not include the Army Specialist Corps.

Section 3808 is applicable only to the individual who performs service as a member of the military or naval forces of the United States. Hence, it has no application to the spouse of such individual, unless the spouse also performs such service.

Nothing contained in section 3808 of these regulations shall be construed to require payment of the tax for any taxable year before the postponed due date of the tax for such year under section 3804, if such section is applicable, nor before the last day of any period of extension allowed under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act of 1940.

(b) *Application for deferred payments.* In order to obtain the privilege of deferred payments under section 3808 with respect to tax for a taxable year, the taxpayer must make written application, prior to the first installment date, to the collector of internal revenue for the district in which the return for such taxable year is filed. No particular form is required but the application should contain a complete statement of the facts necessary to determine the taxpayer's eligibility for the benefits of section 3808, the taxable years and the amounts of tax involved, and the due date of the first payment. The essential facts include:

(1) Rank and organization.

(2) Whether the taxpayer is an officer of the regular component of the Army, Navy, Marine Corps or Coast Guard.

(3) Date of induction or entrance into armed forces.

(4) Date of release from active duty, if so released.

(5) If the taxpayer performed service outside the continental United States or on sea duty, the date on which the taxpayer left the continental United States or commenced to serve on sea duty and the date on which he returned to the continental United States or ceased to serve on sea duty.

(6) If, under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act, an extension of time for payment of the tax for a war year has been granted, the date upon which such period of extension expires.

(7) The amount of tax for which deferment is claimed for each taxable year involved.

(c) *Interest.* If deferred payments are authorized under the provisions of section 3808, 1/12 of the tax in respect of which deferment is authorized is payable on the first installment date, 1/12 thereof on the corresponding date of the third month following the first installment date, and 1/12 on the corresponding date of each succeeding third month after the preceding installment date until the full amount of the tax is paid.

No interest shall be charged or paid if the tax is paid upon the prescribed dates. Interest at the rate of 6 percent per annum shall be charged on installments not paid at the time prescribed from the date the installment became due until the installment is paid. If the taxpayer fails to pay an installment of the tax on the prescribed date, such failure shall not accelerate the due date of the remaining installments.

Any interest paid prior to November 8, 1945, on that portion of the tax for any taxable year which could be deferred under the provisions of section 3808 shall be credited or refunded to the taxpayer, if claim therefor is filed prior to January 1, 1947, with the collector of internal revenue as the authorized representative of the Commissioner.

(d) *Suspension of period of limitation.* If deferred payments in respect of the tax for any taxable year are authorized in accordance with the provisions of section 3808, the running of the period of limitations under section 276 (c) on the collection of such tax is suspended for the period beginning with the date of filing of the application under section 3808 (b) and ending six months after the date prescribed for payment of the last installment of such tax.

§ 29.3808–2 *First installment date*—(a) *General rule.* Under the definition contained in section 3808 (2) (4), if neither section 3804 and the regulations thereunder nor section 513 of the Soldiers' and Sailors' Civil Relief Act is applicable, the "first installment date" with respect to tax for a war year is as follows:

(1) *Taxpayers released from active duty prior to December 1, 1945.* In the case of taxpayers released from active duty in the military or naval forces of the United States prior to December 1, 1945, the first installment date with respect to tax for a war year is May 15, 1946, or the 15th day of the third month following the close of such war year, whichever is the later.

(2) *Other taxpayers.* In the case of taxpayers released from active duty in the military or naval forces of the United States on or after December 1, 1945, and in the case of taxpayers who have not been released from such active duty, the first installment date with respect to tax for a war year is (i) June 15, 1947, or (ii) the 15th day of the sixth month which begins after the date of the taxpayer's release from active duty, whichever is the earlier, but in no case shall the first installment date be earlier than the 15th day of the third month following the close of such war year. In the case of taxpayers who make their returns on a calendar year basis the "first installment date", if neither section 3804 and the regulations thereunder nor section 513 of the Soldiers' and Sailors' Civil Relief Act is applicable, is as follows:

CALENDAR YEARS 1940 TO 1945, INCLUSIVE

Released from active duty:	*First installment date*
Before Dec. 1, 1945	May 15, 1946.
On or after Dec. 1, 1945, but not later than Nov. 30, 1946.	15th day of sixth month which begins after date of release.
On or after Dec. 1, 1946	June 15, 1947.

CALENDAR YEAR 1946

Released from active duty:	*First installment date*
Before October 1, 1946	March 15, 1947.
During October 1946	April 15, 1947.
During November 1946	May 15, 1947.
On or after Dec. 1, 1946	June 15, 1947.

(b) *Special provisions.* If, by reason of service on sea duty or outside the continental United States, the due date of the tax for a war year is postponed under the provisions of section 3804 and the regulations thereunder or, if collection of the tax for a war year is deferred under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act, the "first installment date" may be later than the date determined under the general rule set forth in § 29.3808–2 (a). In such event the first installment date with respect to tax for such war year shall be whichever of the following is the latest:

(1) The date determined under § 29.3808–2 (a), or

(2) The postponed due date of the tax determined under section 3804 and the regulations thereunder, or

(3) The last day of the period of deferment allowed under section 513 of the Soldiers' and Sailors' Civil Relief Act.

§ 9.3808–3 *Tax attributable to service pay.* The term "tax attributable to service pay" is used in section 3808 to characterize that portion of the tax imposed under chapter 1 for a war year which results from the inclusion in gross income of the compensation for active service as a member of the military or naval forces of the United States. Under the definition contained in section 3808 (a) (1) the term "tax attributable to service pay" for a war year means:

(a) If the taxpayer had no gross income for such war year other than the compensation for active service in such forces, the tax imposed under chapter 1, or

(b) If the taxpayer had gross income for such war year in addition to the compensation for active service in such forces, the excess of the tax imposed under chapter 1 for such year over the tax that would be imposed were such compensation excluded from the gross income.

A member of the military or naval forces of the United States is in active service if he is actually serving in such forces, not necessarily in the field or in the theater of war. Personnel in the inactive reserve or on retirement are not in active service. Periods during which a person is absent from duty on account of sickness, wounds, leave, internment by the enemy, or other lawful cause are periods of active service.

In computing the amount of the "tax attributable to service pay" for a war year the tax imposed under chapter 1 shall be determined without regard to the credit under section 31 for taxes paid to a foreign country or a possession of the United States and without regard to the credits provided in sections 32 and 35 for taxes withheld at the source.

For the purposes of section 3808, the term "tax attributable to service pay" has no application to commissioned officers of the regular component of the Army, Navy, Marine Corps, or Coast Guard for any war year unless, by reason of service on sea duty or outside the continental United States, the due date of the tax for such year is postponed under the provisions of section 3804 and the regulations thereunder. For example, a commissioned officer of the regular component of the Army was assigned to duty in Great Britain in February 1942 and served continuously in the European theater thereafter until he returned to the United States in July 1945. Assuming that the officer makes his returns on the calendar year basis, the regular due dates of the taxes under chapter 1 for the war years 1942 to 1944, inclusive, fall prior to January 15, 1946, which is the 15th day of the sixth month after the date of his return to the United States. Accordingly, under the provisions of section 3804, the due dates of the taxes for the taxable years 1942 to 1944, inclusive, are postponed and the taxpayer is eligible for the benefits of section 3808 with respect to the taxes for such years. However, inasmuch as the regular due date of the tax for the taxable year 1945 is March 15, 1946, and such date is later than January 15, 1946, there is no postponement of the due date of the tax for such taxable year under the provisions of section 3804 and payment of the tax for 1945 may not be deferred under the provisions of section 3808.

The computation of the "tax attributable to service pay" may be illustrated by the following example:

Example. Captain B, a reserve officer in the United States Navy, is a married man and has no dependents. During the calendar years 1942 and 1943 he received compensation for active service on sea duty. His base pay amounts to $1,500 in 1942 and $4,000 in 1943. In addition to his service pay, he received income in the form of dividends which amounts to $6,000 in each of the calendar years 1942 and 1943. His allowable deductions for each year for income tax purposes amount to $400 and he had no Victory tax deductions. His wife had no income or deductions for either year. His tax liability for the calendar year 1943 and the amount of such tax attributable to service pay is computed as follows:

1942

Compensation for active service	$1,500
Dividends	6,000
Gross income	7,500
Less: Allowable deductions	400
Net income	7,100
Less: Personal exemption	1,200
Surtax net income	5,900
Less: Earned income credit (not less than $300)	300
Normal tax net income	5,600
Normal tax at 6 percent	336
Surtax on $5,900	960
Total tax	1,296

1943

INCOME TAX

Compensation for active service	$4,000
Less: $1,500 exclusion under section 22 (b) (13)	1,500
Balance of service pay	2,500
Dividends	6,000
Gross income	8,500
Less: Allowable deductions	400
Net income	8,100
Less: Personal exemption	1,200
Surtax net income	6,900
Less: Earned income credit (not less than $300)	300
Normal tax net income	6,600
Normal tax at 6 percent	396
Surtax on $6,900	1,196
Total tax under sections 11 and 12	1,592

VICTORY TAX

Gross income	$8,500
Deductions	None
Victory tax net income	8,500
Less: Victory tax exemption	624
Income subject to Victory tax	7,876
Victory tax at 5 percent on $7,876	393.80
Less: Victory tax credit (40 percent of tax)	157.52
Net Victory Tax	236.28

Tax for 1943 after giving effect to section 6 of the Current Tax Payment Act of 1943

Income tax under sections 11 and 12	$1,592.00
Net Victory tax	236.28
Total tax	1,828.28
Increase in 1943 tax under section 6 (a) of Current Tax Payment Act of 1943:	
Total tax for 1942 $1,296	
Less amount forgiven (3/4 of $1,296) 972	
Unforgiven portion added to 1943 tax	324.00
Tax liability for 1943	2,152.28

Computation of tax for 1943 after excluding compensation for active service in armed forces

1942

Gross income	$7,500
Less: Service pay included in gross income	1,500
Gross income (exclusive of service pay)	6,000
Less: Allowable deductions	400
Net income	5,600
Less: Personal exemption	1,200
Surtax net income	4,400
Less: Earned income credit (not less than $300)	300
Normal tax net income	4,100
Normal tax at 6 percent	246
Surtax on $4,400	660
Total tax	906

1943

INCOME TAX

Gross income	$8,500
Less: Service pay included in gross income	2,500
Gross income (exclusive of service pay)	6,000
Less: Allowable deductions	400
Net income	5,600
Less: Personal exemption	1,200
Surtax net income	4,400
Less: Earned income credit (not less than $300)	300
Normal tax net income	4,100
Normal tax at 6 percent	246
Surtax on $4,400	660
Total tax under sections 11 and 12	906

VICTORY TAX

Gross income (exclusive of service pay)	$6,000
Less: Deductions	None
Victory tax net income	6,000
Less: Victory tax exemption	624
Income subject to Victory tax	5,376
Victory tax at 5 percent on $5,376	268.80
Less: Victory tax credit (40 percent of $268.80)	107.52
Victory tax	161.28

Tax for 1943 after excluding service pay and giving effect to section 6 of the Current Tax Payment Act of 1943

Income tax under sections 11 and 12	$906.00
Victory tax	161.28
Total tax	1,067.28
Increase in 1943 tax under section 6 (a) of the Current Tax Payment Act of 1943:	
Tax for 1942 $906.00	
Less: Amount forgiven (3/4 of $906) 679.50	
Unforgiven portion added to 1943 tax	226.50
Tax for 1943 if compensation for active service excluded	1,293.78
Tax liability for 1943	$2,152.28
Tax liability for 1943 if compensation for active service excluded	1,293.78
Tax attributable to service pay under section 3808	858.50

§ 29.3808–4 *Estimated tax for war years.* Section 3808 (d) contains special rules for the application of section 58, relating to declarations of estimated tax, and section 294 (d), relating to penalties in connection with estimated tax, in the case of certain members of the military or naval forces of the United States who are eligible for the benefit of deferred payments under section 3808. Under the rules prescribed, if all or part of the tax under chapter 1 for a war year could be deferred under the provisions of section 3808, the amount of the compensation for active service as a member of the military or naval forces of the United States shall not be taken into account:

(a) In determining the gross income reasonably expected for such year for the purpose of ascertaining whether a declaration of estimated tax is required under the provisions of section 58 (a);

(b) In determining the amount of the estimated tax for such year under the provisions of section 58 (b); and

(c) In determining the amount of the tax for such year for the purposes of section 294 (d), relating to penalties in connection with estimated tax.

If the taxpayer is eligible for the benefits of section 3808 the provisions of section 3808 (d) are applicable even though the taxpayer does not take advantage of the authorized deferment or does not make application therefor.

The provisions of section 3808 (d) and this section have no application to a member of the military or naval forces who at the time prescribed for making the declaration of estimated tax for a taxable year is a commissioned officer (or a commissioned warrant officer) of the regular component of the Army, Navy, Marine Corps, or Coast Guard.

PAR. 4. There is inserted immediately preceding § 19.22 (b) (13)–1 the following:

SEC. 141. ADDITIONAL ALLOWANCE FOR MILITARY AND NAVAL PERSONNEL. (Revenue Act of 1945.)

(a) *In general.* Section 22 (b) (13) (relating to the exclusion from gross income for military and naval personnel) is amended to read as follows:

(13) *Additional allowance for military and naval personnel.*

* * * * * *

(B) Compensation received during any taxable year and before the termination of the present war as proclaimed by the President, for active service as a member below the grade of commissioned officer (or commissioned warrant officer) in the military or naval forces of the United States during such war.

(b) *Taxable years to which applicable.*—* * * subparagraph (B) * * * shall be applicable with respect to taxable years beginning after December 31, 1940.

(c) *Credits or refunds for 1941 and 1942.* If at any time prior to January 1, 1947, the allowance of a credit or refund of an overpayment of the tax for any taxable year beginning after December 31, 1940, and before January 1, 1943, is otherwise prevented by the operation of any law or rule of law (other than section 3761, relating to compromises), a credit or refund of the overpayment of such tax to the extent that the overpayment is attributable to the enactment of this section may, nevertheless, be allowed or made if a claim therefor is filed before January 1, 1947.

PAR. 5. Section 19.22 (b) (13)–1, as amended by Treasury Decision 5297, approved September 20, 1943, is further amended to read as follows:

§ 19.22 (b) (13)–1 *Compensation of members of military and naval forces.* In addition to the exemptions and credits otherwise applicable, there shall be excluded from gross income the entire amount of the compensation received in a taxable year beginning after December 31, 1940, for active service as a member below the grade of commissioned officer (or commissioned warrant officer) of the military or naval forces of the United States.

The exclusion from gross income under section 22 (b) (13) and this section is applicable only to compensation received prior to termination of the present war to be fixed by proclamation of the President. Such exclusion is applicable without regard to the marital status of the recipient of the compensation, and if a husband and wife both meet the requirements of the statute, then each is entitled to the benefit of an exclusion.

For the purposes of this section the military and naval forces of the United States include (but are not necessarily limited to) the Army, the Navy, the Marine Corps, the Coast Guard, the Army Nurse Corps, Female, the Navy Nurse Corps, Female, the Women's Army Auxiliary Corps or the Women's Army Corps, the Women's Reserve branch of the Naval Reserve, the Marine Corps Women's Reserve, and the Coast Guard Reserve, including the Coast Guard Women's Reserve. Personnel serving with the Army Specialist Corps are not within the scope of the exemption.

A person is in active service if he is actually serving in the military or naval forces, not necessarily in the field or in the theater of war. Personnel in the inactive reserve or on retirement are not in active service. Periods during which a person is absent from duty on account of sickness, wounds, leave, internment by the enemy, or other lawful cause are periods of active service.

In the case of a husband and wife domiciled in a State recognized for Federal income tax purposes as a community property State, any exclusion from gross income under section 22 (b) (13) operates before apportionment of the gross income of the spouses in accordance with community property laws.

The amount of any overpayment attributable to the application of section 22 (b) (13) to a taxable year beginning in 1941 shall be refunded or credited if a claim therefor is filed before January 1, 1947. Such refund or credit shall be allowed notwithstanding the operation of any provision of law (other than section 3761, relating to compromises) or rule of law. Such provisions or rules of law include, for example, statutes of limitations and *res judicata*.

PAR. 6. There is inserted immediately after subsection (f) of section 3801 the following:

SEC. 142. DEFERMENT OF CERTAIN TAXES OF VETERANS AND SERVICEMEN. (Revenue Act of 1945).

(a) *In general.* Chapter 38 (miscellaneous provisions) is amended by inserting at the end thereof a new section reading as follows:

SEC. 3808. DEFERMENT OF TAX ATTRIBUTABLE TO SERVICE PAY FOR COMMISSIONED SERVICE AND OF TAX ATTRIBUTABLE TO PRE-SERVICE EARNED INCOME.

(a) *Definitions.* As used in this section:

(1) *Tax attributable to service pay.* The term "tax attributable to service pay" means:

(A) In the case of a war year for which the taxpayer had no gross income other than compensation for active service as a member of the military or naval forces of the United States, the tax imposed under chapter 1 for such year; or

(B) In the case of a war year for which the taxpayer had gross income in addition to compensation for active service as a member of the military or naval forces of the United States, the excess of the tax imposed under chapter 1 for such year over the tax that would have been imposed if such compensation had been excluded from gross income;

except that in the case of a commissioned officer (or a commissioned warrant officer) of the regular component of the Army, Navy, Marine Corps, or Coast Guard, such term shall not apply to any war year unless, at the time prescribed for the payment of the tax under chapter 1 for such year, a period of time was being disregarded under section 3804.

(2) *War year.* The term "war year":

(A) When used with respect to the tax attributable to service pay means any taxable year beginning after December 31, 1939, and before January 1, 1947; and

(B) When used with respect to the tax attributable to pre-service earned income means any taxable year beginning after December 31, 1939, but before January 1, 1942, and before the taxpayer entered upon active service as a member of the military or naval forces of the United States, but does not include any year unless part of the tax imposed by chapter 1 for such year became due and payable after the taxpayer entered upon such active service.

(3) *Tax attributable to pre-service earned income.* The term "tax attributable to pre-sevice earned income" means the excess of the tax imposed by chapter 1 for any war year over the tax that would have been imposed for such year if there had been excluded from the net income for such year the amount of the earned net income (as such term was defined in section 25 (a) (4) as in force with respect to such year, except that in computing such earned net income, compensation for active service in such forces shall be disregarded).

(4) *First installment date.* The term "first installment date" means May 15, 1946, in the case of taxpayers released from active duty in the military or naval forces of the United States prior to December 1, 1945; and in other cases June 15, 1947, or the fifteenth day of the sixth month which begins after the date of the taxpayer's release from active duty in such forces, whichever is the earlier; except that, if the first installment date with respect to any war year would otherwise occur earlier than the fifteenth day of the third month following the close of such year, the first installment date with respect to such year shall be the fifteenth day of such third month.

(b) *Extension of time for payment.* Upon application with respect to any war year, made prior to the first installment date, and under regulations prescribed by the Commissioner with the approval of the Secretary:

(1) The time for payment of an amount of the tax under chapter 1 for such year which is equal to the tax attributable to service pay for such year and which has not been paid before the filing of such application; and

(2) The time for the payment of an amount of the tax under chapter 1 for such year which is equal to the tax attributable to pre-service earned income for such year and which has not been paid before the filing of such application,

shall, in lieu of the time otherwise applicable, be as follows: one-twelfth thereof on the first installment date and an additional twelfth thereof every three months thereafter until such tax is paid.

(c) *Suspension of period of limitation.* The running of the period of limitation provided in section 276 (c) (relating to the collection of the tax after assessment) in respect of any tax the time for the payment of which is prescribed under subsection (b), shall be suspended for the period beginning with the date of the filing of the application under such subsection and ending six months after the date prescribed therein for the payment of the last installment of such tax.

* * * * *

(b) *Refund of interest paid.* Any interest paid prior to the date of the enactment of this Act with respect to tax attributable to service pay for any war year, or with respect to tax attributable to pre-service earned income for any war year, shall be credited or refunded if claim therefor is filed with the Commissioner prior to January 1, 1947.

§ 19.3808–1 *Deferment of certain taxes of members of the military or naval forces.*—(a) *In general.* Section 3808 provides that, in the case of members of the military or naval forces of the United States, that portion of the tax under chapter 1 which is attributable to service pay for a war year or to pre-service earned income for a war year, may, in lieu of the time otherwise prescribed by law, be paid in 12 equal quarter-annual installments beginning with the "first installment date." As to what constitutes the "first installment date" for the purposes of section 3808 see § 19.3808–2.

The term "war year" as defined in section 3808 (a) (2) means, in the case of tax attributable to service pay, any taxable year beginning after December 31, 1939, and before January 1, 1947. In the case of the tax attributable to pre-service earned income, the term means any taxable year beginning after December 31, 1939, but before January 1, 1942, and before the taxpayer entered upon active service as a member of the armed forces of the United States, but does not include any taxable year unless part of the tax imposed by chapter 1 for such taxable year became due and payable after the taxpayer entered upon such active service.

For the purposes of section 3808 the military or naval forces of the United States include (but are not necessarily limited to) the Army, the Navy, the Marine Corps, the Coast Guard, the Army Nurse Corps, Female, the Navy Nurse Corps, Female, the Women's Army Auxiliary Corps or the Women's Army Corps, the Women's Reserve branch of the Naval Reserve, the Marine Corps Women's Reserve, and the Coast Guard Reserve, including the Coast Guard's Women's Reserve. Such forces do not include the Army Specialist Corps.

Section 3808 is applicable only to the individual who performs service as a member of the military or naval forces of the United States. Hence, it has no application to the spouse of such individual, unless the spouse also performs such service.

Nothing contained in section 3808 or these regulations shall be construed to require payment of the tax for any taxable year before the postponed due date of the tax for such year under section 3804, if such section is applicable, nor before the last day of any period of extension allowed under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act of 1940.

(b) *Application for deferred payments.* In order to obtain the privilege of deferred payments under section 3808 with respect to tax for a taxable year, the taxpayer must make written application, prior to the first installment date, to the collector of internal revenue for the district in which the return for such taxable year is filed. No particular form is required but the application should contain a complete statement of the facts necessary to determine the taxpayer's eligibility for the benefits of section 3808, the taxable years and the amounts of tax involved, and the due date of the first payment. The essential facts include:

(1) Rank and organization.

(2) Whether the taxpayer is an officer of the regular component of the Army, Navy, Marine Corps or Coast Guard.

(3) Date of induction or entrance into armed forces.

(4) Date of release from active duty, if so released.

(5) If the taxpayer performed service outside the continental United States or on sea duty, the date on which the taxpayer left the continental United States or commenced to serve on sea duty and the date on which he returned to the continental United States or ceased to serve on sea duty.

(6) If, under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act, an extension of time for payment of the tax for a war year has been granted, the date upon which such period of extension expires.

(7) The amount of tax for which deferment is claimed for each taxable year involved.

(c) *Interest.* If deferred payments are authorized under the provisions of section 3808, 1/12 of the tax in respect of which deferment is authorized is payable on the first installment date, 1/12 thereof on the corresponding date of the third month following the first installment date, and 1/12 on the corresponding date of each succeeding third month after the preceding installment date until the full amount of the tax is paid.

No interest shall be charged or paid if the tax is paid upon the prescribed dates. Interest at the rate of 6 percent per annum shall be charged on installments not paid at the time prescribed from the date the installment became due until the installment is paid. If the taxpayer fails to pay an installment of the tax on the prescribed date, such failure shall not accelerate the due date of the remaining installments.

Any interest paid prior to November 8, 1945, on that portion of the tax for any taxable year which could be deferred under the provisions of section 3808 shall be credited or refunded to the taxpayer, if claim therefor is filed prior to January 1, 1947, with the collector of internal revnue as the authorized representative of the Commissioner.

(d) *Suspension of period of limitation.* If deferred payments in respect of the tax for any taxable year are authorized in accordance with the provisions of section 3808, the running of the period of limitations under section 276 (c) on the collection of such tax is suspended for the period beginning with the date of filing of the application under section 3808 (b) and ending six months after the date prescribed for payment of the last installment of such tax.

§ 19.3808–2 *First installment date.*—(a) *General rule.* Under the definition contained in section 3808 (a) (4), if neither section 3804 and the regulations thereunder nor section 513 of the Soldiers' and Sailors' Civil Relief Act is applicable, the "first installment date" with respect to tax for a war year is as follows:

(1) *Taxpayers released from active duty prior to December 1, 1945.* In the case of taxpayers released from active duty in the military or naval forces of the United States prior to December 1, 1945, the first installment date with respect to tax for a war year is May 15, 1946, or the 15th day of the third month following the close of such war year, whichever is the later.

(2) *Other taxpayers.* In the case of taxpayers released from active duty in the military or naval forces of the United States on or after December 1, 1945, and in the case of taxpayers who have not been released from such active duty, the first installment date with respect to tax for a war year is (i) June 15, 1947, or (ii) the 15th day of the sixth month which begins after the date of the taxpayer's release from active duty, whichever is the earlier, but in no case shall the first installment date be earlier than the 15th day of the third month following the close of such war year.

In the case of taxpayers who make their returns on a calendar year basis the "first installment date", if neither section 3804 and the regulations thereunder nor section 513 of the Soldiers' and Sailors' Civil Relief Act is applicable, is as follows:

CALENDAR YEARS 1940 AND 1941

Released from active duty:	*First installment date*
Before Dec. 1, 1945	May 15, 1946.
On or after Dec. 1, 1945, but not later than Nov. 30, 1946.	15th day of 6th month which begins after date of release.
On or after Dec. 1, 1946	June 15, 1947.

(b) *Special provisions.* If, by reason of service on sea duty or outside the continental United States, the due date of the tax for a war year is postponed under the provisions of section 3804 and the regulations thereunder or, if collection of the tax for a war year is deferred under the provisions of section 513 of the Soldiers' and Sailors' Civil Relief Act, the "first installment date" may be later than the date determined under the general rule set forth in § 19.3808–2 (a). In such event the first installment date with respect to tax for such war year shall be whichever of the following is the latest:

(1) The date determined under § 19.3808–2 (a), or

(2) The postponed due date of the tax determined under section 3804 and the regulations thereunder, or

(3) The last day of the period of deferment allowed under section 513 of the Soldiers' and Sailors' Civil Relief Act.

§ 19.3808–3 *Tax attributable to service pay.* The term "tax attributable to service pay" is used in section 3808 to characterize that portion of the tax imposed under chapter 1 for a war year which results from the inclusion in gross income of the compensation for active service as a member of the military or naval forces of the United States. Under the definition contained in section 3808 (a) (1) the term "tax attributable to service pay" for a war year means:

(a) If the taxpayer had no gross income for such war year other than the compensation for active service in such forces, the tax imposed under chapter 1, or

(b) If the taxpayer had gross income for such war year in addition to the compensation for active service in such forces, the excess of the tax imposed under chapter 1 for such year over the tax that would be imposed were such compensation excluded from the gross income.

A member of the military or naval forces of the United States is in active service if he is actually serving in such forces, not necessarily in the field or in the theater of war. Personnel in the inactive reserve or on retirement are not in active service. Periods during which a person is absent from duty on account of sickness, wounds, leave, internment by the enemy, or other lawful cause are periods of active service.

In computing the amount of the "tax attributable to service pay" for a war year the tax imposed under chapter 1 shall be determined without regard to the credit under section 31 for taxes paid to a foreign country or a possession of the United States and without regard to the credits provided in section 32 for taxes withheld at the source.

For the purposes of section 3808, the term "tax attributable to service pay" has no application to commissioned officers of the regular component of the Army, Navy, Marine Corps, or Coast Guard for any war year unless, by reason of service on sea duty or outside the continental United States, the due date of the tax for such year is postponed under the provisions of section 3804 and the regulations thereunder. For example, a commissioned officer of the regular component of the Army was assigned to duty in Great Britain in February 1942 and served continuously in the European theater thereafter until he returned to the United States in July 1945. The regular due date of the tax under chapter 1 for the war year 1941 falls prior to January 15, 1946, which is the 15th day of the sixth month after the date of his return to the United States. Accordingly, under the provisions of section 3804, the due date of the tax for the taxable year 1941 is postponed and the taxpayer is eligible for the benefits of section 3808 with respect to the tax for such year.

The computation of the "tax attributable to service pay" may be illustrated by the following example:

Example. B, a reserve officer in the United States Army, is married and has no dependents. He makes his returns on the calendar year basis. He entered upon active duty with the armed forces in 1941 and during such year received compensation for active service in the amount of $2,000. In addition to his service pay he received taxable dividends in the amount of $6,000. His allowable deductions for 1941 amount to $700. His wife had no income or deductions. His tax liability for the calendar year 1941 and the amount of such tax attributable to service pay is computed as follows:

Gross income	$8,000
Less: Allowable deductions	700
Net income	7,300
Less: Personal exemption	1,500
Surtax net income	5,800
Less: Earned income credit (minimum)	300
Income subject to normal tax	5,500
Normal tax at 4 percent	220
Surtax on $5,800	534
Tax liability for 1941	754

Computation of tax for 1941 after excluding compensation for active service in armed forces

Gross income	$8,000
Less: Service pay	2,000
Gross income (exclusive of service pay)	6,000
Less: Allowable deductions	700
Net income	5,300
Less: Personal exemption	1,500
Surtax net income	3,800
Less: Earned income credit (minimum)	300
Income subject to normal tax	3,500
Normal tax at 4 percent	140
Surtax on $3,800	282
Total tax	422

Tax liability for 1941	$754
Tax liability for 1941 if compensation for active service excluded	422
Tax attributable to service pay	332

§ 19.3808–4 *Tax attributable to pre-service earned income.* The deferment provided in section 3808 for members of the military or naval forces of the United States with respect to tax attributable to pre-service earned income is applicable only to a war year as defined in section 3808 (a) (2) (B). See § 19.3808–1.

The term "tax attributable to pre-service earned income" means the excess of the tax imposed under chapter 1 for the taxable year over the tax that would be imposed if there were excluded from the net income for such year the amount of the earned net income. For the purpose of such computation the earned net income shall be determined in accordance with the provisions of section 25 (a) (4) under the law applicable to the taxable year, except that in computing the earned net income under such section compensation for active service in the armed forces shall not be taken into account. As to what constitutes earned net income, see § 19.25–2.

In computing the amount of the tax attributable to pre-service earned income for a war year, the tax imposed under chapter 1 shall be determined without regard to the credit under section 31 for taxes paid to a foreign country or a possession of the United States and without regard to the credit under section 32 for tax withheld at the source.

The application of this section may be illustrated by the following example:

Example. A, a married man with two dependent children, was employed as a sales representative in 1941. He received a salary of $100 a week plus commissions on sales and paid his own traveling expenses. On July 1, 1941, he received a commission as colonel in the Army of the United States and in February 1942 he was transferred to Great Britain. A was returned to the United States in August 1945 and was released from active service in September 1945.

During the calendar year 1941 A was paid a total of $18,000, salary and commissions, for his services as a salesman. During the same period he incurred expenses of $3,700 for traveling, meals and lodging in connection with his employment. His base pay as a colonel in the Army for the latter half of 1941 amounted to $2,000. During the calendar year 1941 he also received dividends of $6,000, income from rents, $2,200, and taxable interest in the amount of $800. He paid $3,800, State and local taxes, $2,300, interest on a mortgage, and made contributions to various charitable organizations in the aggregate amount of $1,650. His income tax liability for the calendar year 1941 is computed as follows:

Gross income:	
Salary and commissions (salesman)	$18,000
Compensation for service in armed forces	2,000
Dividends	6,000
Income from rents	2,200
Interest income	800
Total	29,000
Deductions:	
Taxes (State and local)	3,800
Traveling expenses	3,700
Interest paid	2,300
Contributions	$1,650
Total	11,450
Net income	17,550
Less: Personal exemption	$1,500
Credit for dependents	800 2,300
Surtax net income	15,250
Less: Earned income credit (maximum)	1,400
Normal tax net income	13,850
Normal tax (4 percent of $13,850)	554
Surtax	2,800
Total tax	3,354

On February 1, 1946, A filed his income tax return for the calendar year 1941 and at the same time made application for deferred payments under section 3808 on that part of his tax attributable to service pay and to pre-service earned income. Under the facts stated the calendar year 1941 is a "war year" with respect to the tax attributable to service pay since it began after December 31, 1939, and before January 1, 1947. It is also a "war year" with respect to pre-service earned income since it began after December 31, 1939, and before January 1, 1942, and the entire amount of the tax for such year became due and payable after A entered active service as a member of the armed forces. Since A was discharged prior to December 1, 1945, the "first installment date" is May 15, 1946, unless he is entitled to the benefits of section 3804 and such date is earlier than the postponed due date under the latter section. Since A was outside the continental United States on March 15, 1942, the due date of the tax for 1941, and continuously thereafter until August 1945, the postponed due date under section 3804 is the 15th day of the sixth month following his return to the United States, or February 15, 1946. Hence, the "first installment date" is May 15, 1946, and the application for deferment under section 3808 is timely.

The amount of the tax for 1941 which is attributable to service pay for such year is computed as follows:

Gross income for 1941	$29,000.00
Less: Service pay to be excluded	2,000.00
	$27,000.00
Less: Deductions	11,450.00
Net income	15,550.00
Less: Personal exemption	1,500.00
Credit for dependents	800.00
	2,300.00
Surtax net income	13,250.00
Less: Earned income credit (maximum)	1,400.00
Normal tax net income	11,850.00
Normal tax (4 percent of $11,850)	474.00
Surtax	2,182.50
Total tax	2,656.50
Total tax liability for 1941	3,354.00
Tax after service compensation excluded	2,656.50
Tax attributable to service compensation	697.50

The amount of the tax for 1941 which is attributable to pre-service earned income is computed as follows:

Net income for 1941	$17,550.00
Pre-service earned income:	
Earned income (disregarding service pay)	$18,000.00
Deductions attributable to earned income	3,700.00
Earned net income (before limitation)	14,300.00
Earned net income (after limitation)	14,000.00
Net income after exclusion	3,550.00
Less: Personal exemption	1,500.00
Credit for dependents	800.00
	2,300.00
Surtax net income	1,250.00
Less: Earned income credit (10 percent of earned net income or 10 percent of net income, whichever is smaller, but not less than $300)	300.00
Normal tax net income	950.00
Normal tax at 4 percent	38.00
Surtax	75.00
Total	113.00
Total tax liability	3,354.00
Tax if pre-service earned income excluded	113.00
Tax attributable to pre-service earned income	3,241.00
Tax subject to deferment	
Tax attributable to service compensation	697.00
Tax attributable to pre-service earned income	3,241.00
Total	3,938.50

Since the total tax liability for 1941, $3,354.00, is less than $3,938.50, the deferment applies to the total tax and the first installment of $279.50 (1/12 of $3,354) is due and payable on May 15, 1946.

(Sec. 62 of the Internal Revenue Code (53 Stat. 32; 26 U.S.C. 62) and sections 141 and 142 of the Revenue Act of 1945 (Pub. Law 214, 79th Cong.))

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: April 15, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46–6331; Filed, Apr. 15, 1946; 4:31 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Office of Price Administration

PART 1351—FOOD AND FOOD PRODUCTS

[2d Rev. MPR 319, Amdt. 4]

CERTAIN BAKERY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 319 is amended in the following respects:

1. The last paragraph of section 10 (a) (5) is amended to read as follows:

The regional administrator for such region or any district director authorized by the appropriate regional administrator shall approve or disapprove such maximum price and, in the event of a disapproval, he shall proceed to determine a reasonable maximum price for such product. Whenever authority pursuant to the provisions of this subparagraph has not been delegated to a District Director, he shall receive the applications provided for herein and shall transmit them to the appropriate regional office for processing.

2. Section 10 (b) (2) is amended to read as follows:

(2) If you sold to any other class of purchaser during the base period or if you sold to ultimate consumers in addition to retailers, wholesalers or route sellers, you must report your maximum prices for sales to each class of purchaser on such form, in duplicate, to the Office of Price Administration at Washington, D. C.

3. The last paragraph of section 13 is amended to read as follows:

Any action that may be taken by the Office of Price Administration under this section may be taken by the Administrator, the regional administrator for the region in which the producing plant is located or by a District Director authorized by the appropriate regional administrator.

4. The last paragraph of section 14 (c) is amended to read as follows:

The regional administrator for such region or any district director authorized by the appropriate regional administrator shall approve or disapprove such maximum price and, in the event of a disapproval, he shall proceed to determine a reasonable maximum price for such product. Whenever authority pursuant to the provisions of this subparagraph has not been delegated to a District Director, he shall receive the applications provided for herein and shall transmit them to the appropriate regional office for processing.

This amendment shall become effective April 15, 1946.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: April 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46–6332; Filed, Apr. 15, 1946; 4:39 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 336,[1] Amdt. 34]

RETAIL CEILING PRICES FOR PORK CUTS AND CERTAIN SAUSAGE PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 336 is amended in the following respects:

1. Subparagraph (6) of section 5 (b) is amended by changing the expiration date contained in the proviso at the end of the first unnumbered paragraph thereof from "April 15, 1946" to "July 15, 1946."

2. Subparagraph (3) of section 5 (d) is amended by changing the expiration date contained in the proviso at the end of the first unnumbered paragraph thereof from "April 15, 1946" to "July 15, 1946."

This amendment shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6333; Filed, Apr. 15, 1946; 4:39 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 355,[1] Amdt. 37]

RETAIL CEILING PRICES FOR BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BYPRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 355 is amended in the following respects:

1. Subparagraph (6) of section 5 (b) is amended by changing the expiration date contained in the proviso at the end of the first unnumbered paragraph thereof from "April 15, 1946" to "July 15, 1946".

2. Subparagraph (3) of section 5 (d) is amended by changing the expiration date contained in the proviso at the end of the first unnumbered paragraph thereof from "April 15, 1946" to "July 15, 1946."

This amendment shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6334; Filed, Apr. 15, 1946; 4:40 p. m.]

PART 1340—FUEL

[MPR 120, Amdt. 157]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 120 is amended in the following respects:

Section 1340.210 (a) (19) is added to read as follows:

(19) (i) A producer operating an underground mine, loading coal inside the mine by both hand and machine methods but loading less than 25% of its production by mechanical means, may file an application containing the information hereinafter set forth with the Solid Fuels Price Branch of the Office of Price Administration, Washington, D. C., requesting authorization to charge as his maximum price for all coals produced at such mine the maximum prices applicable to hand-loading mines in the producing district in which his mine is located.

(ii) Within fifteen days after filing the application or supplying such additional data as OPA may request, the producer may charge the maximum prices applicable to hand-loaded mines, unless he is advised by the Administrator, by order, that his application has been denied. If in any one month mechanical production exceeds 25% of total production for the month, the maximum price for the next preceding month shall revert to that applicable to machine-loaded mines. The OPA may at any time revoke the authority herein granted.

(iii) Each producer, who has received authorization to charge the maximum prices applicable to hand-loaded mines pursuant to this paragraph, must report to the Solid Fuels Price Branch of the OPA, Washington, D. C., within ten days after the last day of each month, the percentage of hand and machine-loaded coals produced during the preceding month and the number and types of machines employed in loading coal inside the mine.

(iv) Each application filed pursuant to this paragraph must be filed by registered mail and must contain:

(a) Producer's name and address, mine name and mine index number, and the producing district in which the mine is located.

(b) A full description of the loading facilities inside the mine, including the number and types of loading machines employed or to be employed.

(c) The tonnages of coal mined during each of the preceding three months by method of mining, i. e., hand and machine. If loading machines are being employed for the first time, an estimate of the percentage of monthly production to be loaded by mechanical means.

This amendment shall become effective April 22, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6369; Filed, Apr. 16, 1946; 11:29 a. m.]

PART 1347—PAPER AND PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 129, Amdt. 5]

CERTAIN CONVERTED PAPER PRODUCTS AND CERTAIN INDUSTRIAL PAPERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Federal Register.

Revised Maximum Price Regulation 129 is amended in the following respect:

Footnote 6 to item 6 in the list of products enumerated in Appendix A is amended to read as follows:

"On sales of gummed cloth tape, each manufacturer may add to his maximum price existing on April 21, 1946 an amount not to exceed 35¢ per M yards of tape one inch in width.

This amendment shall become effective April 22, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6368; Filed, Apr. 16, 1946; 11:29 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 361,[1] Amdt. 3]

PULPWOOD PRODUCED IN THE STATES OF MAINE, VERMONT, NEW HAMPSHIRE, NEW YORK AND THAT PORTION OF CONNECTICUT AND MASSACHUSETTS WEST OF THE CONNECTICUT RIVER

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 361 is amended in the following respects:

1. In section 8 (a), subparagraph (18) is added to read as follows:

(18) "Logging services" includes all services in connection with the transportation and/or production of pulpwood up to the point where the pulpwood is sold to a consumer, as specified in Appendix A (a), subparagraph (4) below. It includes all operations in connection therewith, such as hauling, road and camp construction, felling, bucking, cutting, skidding, yarding, peeling, loading and reloading, trucking, etc. It also covers the transportation of gravel, building materials, machinery and the like when performed solely in connection with a logging operation. It does not include services rendered in connection with pulpwood after the pulpwood is sold to the consumer, as specified in Appendix A (a), subparagraph (4) below; the provisions of Maximum Price Regulation 565 apply to these latter services.

2. In Appendix A (a), subparagraph (4) is added to read as follows:

(4) Notwithstanding the provisions of Revised Maximum Price Regulation 165 or Maximum Price Regulation 565, any person may sell and any person may buy one or more logging services in connection with pulpwood to be sold under the regulation at prices acceptable to both parties: *Provided however*, That at the point where the pulpwood is sold to the consumer, the total of all the prices paid for the individual partial operations which comprise the complete operation plus the stumpage may not exceed the appropriate maximum price established under this regulation.

[1] 9 F.R. 3343, 9 F.R. 7504, 14783.

This amendment shall become effective April 22, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6365; Filed, Apr. 16, 1946; 11:27 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 565[1], Amdt. 11]

PULPWOOD CONTRACT LOGGING SERVICES IN DESIGNATED STATES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 565 is amended in the following respects:

1. In section 1, paragraphs (c) and (d) are added to read as follows:

(c) (1) Notwithstanding the previous provisions of this regulation, a person may charge and a consumer may pay, a sum not to exceed the charge made by such person during the period May 1, 1944 to April 30, 1945, inclusive, for the same or similar service of driving, rafting and/or booming.

(2) In the event that a seller did not provide such service during the period specified above, such seller may charge and a consumer may pay for such service no more than the charge which the seller's closest competitor made for rendering the same or similar service during the period mentioned hereinbefore.

(3) In the event that a seller is unable to determine a maximum price for such services under subparagraphs (1) and (2) above, such seller shall submit an application for approval of a maximum price to the Paper & Paper Products Branch of the OPA, Washington, D. C. Such application shall set forth: (i) length of drive or tow; (ii) condition of stream bed and improvements; and (iii) volume of pulpwood to be moved.

Unless the Office of Price Administration or a duly authorized representative thereof shall, by letter order mailed to the applicant within 15 days from the filing of an application, approve, reject, adjust, amend, or extend the time within which to do any of the foregoing, such application shall be deemed to have been approved, subject to nonretroactive written rejection or adjustment at any later time by the Office of Price Administration.

For the purposes of this paragraph (c) "similar service" means the service rendered during the period May 1, 1944, to April 30, 1945, inclusive, which most closely resembles the prospective service to be performed from all of the following aspects: length of drive or tow, condition of stream bed and improvements, and the volume of pulpwood moved.

(d) Any person may sell and any person may buy one or more partial logging services at prices acceptable to both parties: *Provided however*, That at the point where the pulpwood is delivered to the consumer, the total of all the prices paid for the individual partial operations which comprise the complete logging service may not exceed the appropriate maximum price or prices established under this regulation.

2. In section 9, paragraph (c) is amended to read as follows:

(c) Form of application, place and time of filing. All applications for adjustment filed under paragraph (a) (1) and (2) of this section must be filed in duplicate with the Paper and Paper Products Branch of the Office of Price Administration by the consumer and the contractor, jointly, except for the services of driving, booming, rafting and trucking which shall be filed in the above manner by the consumer only. At least 15 days prior to the commencement of any operation, all applications must be filed in the above manner on either OPA Form 08-R957 (complete logging service) or OPA Form 08-R956 (incomplete logging service) to show an estimated cost analysis, and shall be accompanied by copies of proposed contracts between the contractor and consumer except for the services of driving, booming, rafting and trucking. Prior to final settlement of any contract involving an adjustment under this section OPA Form 08-R957 (complete logging service) or OPA Form 08-R956 (incomplete logging service) to show an actual cost analysis, must be filed in the above manner, except for the services of driving, booming, rafting and trucking, in which cases the consumer shall file a statement that the contract has been completed and setting forth the actual price to be paid.

3. In section 10 (a), subparagraph (2) is amended to read as follows:

(2) "Contract Logging Services" covers only services rendered by independent contractors to consumers who own or control the stumpage involved. It does not include transactions where commodities, as distinguished from services, are sold; in that case, Revised Maximum Price Regulation 361 governs the transaction. The term "logging services" includes all services in connection with the transportation and/or production of pulpwood, including all operations in connection therewith, such as hauling, road and camp construction, felling, bucking, cutting, skidding, yarding, peeling, loading and reloading, driving, booming, rafting, trucking, etc. It covers the transportation of gravel, building materials, machinery and the like when performed solely in connection with a logging operation. It also includes driving, booming, rafting and trucking of pulpwood, after title to such pulpwood has been acquired by a consumer under Revised Maximum Price Regulation 361.

Notwithstanding the foregoing, "logging services" does not include the aforementioned services when such services are performed in connection with pulpwood which is later sold under Revised Maximum Price Regulation 361; in that case, the provisions of section 8 (a) (18), and Appendix A (a) (4) of Revised Maximum Price Regulation 361 apply.

[1] 9 F.R. 13206.

This amendment shall become effective April 22, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6366; Filed, Apr. 16, 1946; 11:27 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1,[1] Amdt. 3 to Supp. 15]

CERTAIN FRUIT PRESERVES, JAMS AND JELLIES AND APPLE BUTTER

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplement 15 to Food Products Regulation No. 1 is amended in the following respects:

1. The table of contents preceding section 1 of the supplement is amended by adding under Article II a new section immediately following section 6 to read as follows:

6a. Recalculation of processors' maximum prices due to increased sugar costs.

2. A new section is added immediately following section 6 to read as follows:

SEC. 6a. *Recalculation of processors' maximum prices due to increased sugar costs*—(a) *Rule for refiguring maximum prices to reflect increased cost of sugar.* Any processor who prior to February 10, 1946, figured his maximum price for an item under section 4, 5 or 6 of this supplement (or who figured it under section 8 (a) on the basis of a price figured under section 4 or 5) and who on or after that date incurred an increase in the cost of sugar used in the item, shall refigure his maximum price under this section at such time as he has on hand no inventory of any portion of the item processed with sugar purchased or contracted for at or below maximum prices in effect under MPR 60[2] prior to February 10, 1946. However, any processor who between February 10, 1946 and April 16, 1946 figured a maximum price for an item under section 6 based on a direct cost of sugar at maximum prices in effect under MPR 60 on and after February 10, 1946, shall not refigure his maximum price under this section. In addition any processor who figures his maximum price for an item for the first time under section 6 on or after April 16, 1946 based on a direct cost of sugar at maximum prices in effect under MPR 60 on and after February 10, 1946 shall not figure a maximum price under this section.

For sales of the item to purchasers other than government procurement agencies, the processor shall figure his maximum price per dozen containers or other unit, f. o. b. shipping point, as follows. He shall:

(1) *Start with maximum price for sales of the item to purchasers other than government procurement agencies.* The processor shall use as his starting point his maximum price for sales of the item to purchasers other than government procurement agencies as figured under sections 4, 5 or 6 of this supplement (or as figured under section 8 (a) on the basis of a price figured under section 4 or 5).

(2) *Add the increased cost of sugar converted to units of the finished product.* Next, the processor shall add the increased cost of sugar incurred by him on or after February 10, 1946, converted to cents per unit of the finished product for the sugar actually used by him in that portion of the item which is processed from sugar purchased on or after that date but not to exceed one-half cent per pound increase for the sugar so purchased and used.

The resulting figure is the processor's maximum price per dozen containers or other unit, f. o. b. shipping point, for sales of the item to purchasers other than government procurement agencies.

(b) *Reports to be filed under this section:* Before making any sales or deliveries to any purchaser of an item for which he refigures his maximum price under this section, the processor shall file with the Office of Price Administration, Washington, D. C., a report in duplicate and signed by him showing:

(1) A description in detail of the item being priced, including its grade and brand name (if any).

(2) His maximum price for the item as required to be figured under this supplement prior to April 16, 1946 (This will be the maximum price as required to be reported under section 9 or section 6 (e) of this supplement). Processors who have not filed the reports required under section 9 or 6 (e) shall in addition to the information required by this section, file the reports required by those sections.

(3) The actual increased cost per dozen containers or other unit resulting from his increased sugar cost.

(4) His maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies, after figuring his increased cost of sugar under the provisions of this section.

(5) An inventory showing that he does not have on hand any portion of the item, for which he is refiguring his price under this section, which was processed with sugar purchased or contracted for at maximum prices in effect under MPR 60 prior to February 10, 1946.

3. Section 10 is amended in the following respects:

a. The text of paragraph (a) (1) preceding subdivision (i) is amended to read as follows: "Either on his own motion or upon application in accordance with Revised Procedural Regulation No. 1,[3] the Price Administrator may adjust a processor's maximum price for any item figured under section 4, 5, 6 or 6a of this supplement (or figured under section 8 (a) on the basis of a price figured under section 4 or 5) for sales to purchasers other than government procurement agencies, where it appears that:

b. The text of paragraph (b) (1) preceding subdivision (i) is amended to read as follows: "Either on his own motion or upon application in accordance with Revised Procedural Regulation No. 1, the Price Administrator may adjust a processor's maximum price for sales to government procurement agencies of any item figured under section 4, 5, 6 or 6 (a) (or figured under section 8 (a) on the basis of a price figured under section 4 or 5) after application of the provisions of section 8 (h), when the processor has entered into or proposed to enter a government contract or subcontract thereunder, where it appears that:

This amendment shall become effective April 16, 1946.

NOTE: All record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 16th day of April 1946:

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: April 9, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6362; Filed, Apr. 16, 1946; 11:26 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 156, Amdt. 13]

CANNED MEATS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 156 is amended in the following respects:

1. Paragraph (c) of section 14 is amended by changing the words preceding subparagraph (1) thereof, to read as follows:

(c) The maximum prices for "Miasnaia Tushonka (Beef Tushonka)" and "Beef and Gravy" prepared and canned in accordance with Commodity Credit Corporation specifications and using boneless beef of either cutter and canner grades or utility grade in accordance with C. Q. M. specifications for boneless beef for Army canned meats and sold to war procurement agencies, shall be the applicable base price specified in subparagraph (1) of this section 14 (c) for the grade of beef, size of can and type of shipping container used, plus the applicable zone differential specified in subparagraph (2) of this section 14 (c). Only for the purposes of this section 14 (c) the boundaries of the zones listed herein shall conform to the boundaries of the zones similarly numbered and defined in § 1364.452 of Revised Maximum Price Regulation No. 169.

2. Subdivisions (iii) and (iv) of section 14 (c) (1) are added to read as follows:

[1] 10 F.R. 14437; 11 F.R. 402.
[2] 10 F.R. 14816; 11 F.R. 1434.

[3] 9 F.R. 10476, 13715; 10 F.R. 11295.

(iii) Beef and Gravy, C. C. C. specifications, produced from C. Q. D.–305–A boneless cutter and canner beef:

Type of shipping container	Price per hundredweight in—		
	16-ounce tins	30-ounce tins	34-ounce tins
Nailed solid wood boxes	$27.70	$26.95	$26.60
V–1, V–2 fiber boxes (with sleeves)	27.60	26.85	26.50
V–1, V–2 fiber boxes, sleeveless	27.25	26.60	26.25
V–3 solid fiber, corrugated fiber, or regular slotted, 4 straps each	27.20	26.45	26.20

(iv) Beef and Gravy, C. C. C. specifications, produced from CQD–305–A boneless utility beef:

Type of shipping container	Price per hundredweight in—		
	16-ounce tins	30-ounce tins	34-ounce tins
Nailed solid wood boxes	$30.95	$30.20	$29.95
V–1, V–2 fiber boxes (with sleeves)	30.85	30.10	29.85
V–1, V–2 fiber boxes, sleeveless	30.60	29.85	29.60
V–3 solid fiber, corrugated fiber, or regular slotted, 4 straps each	30.45	29.70	29.45

This amendment shall become effective April 22, 1946.

Issued this 16th day of April 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

Approved April 8, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–6367; Filed, Apr. 16, 1946; 11:29 a. m.]

PART 1381—SOFTWOOD LUMBER

[2d Rev. MPR 222, Amdt. 6]

NORTHERN SOFTWOOD LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Table 21 of 2d RMPR 222 is amended to read as follows:

TABLE 21—WHITE CEDAR SHINGLES (PRICES PER SQUARE)

Extra "A"	$5.80
Standard	4.95
Sound butt	3.90
Culls	1.30

This amendment shall become effective April 22, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6364; Filed, Apr. 16, 1946; 11:26 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14J, Amdt. 19]

WOMEN'S UMBRELLA FRAMES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Federal Register.

Supplementary Regulation 14J to the General Maximum Price Regulation is amended in the following respect:

Section 4.4 is amended to read as follows:

SECTION 4.4 *Maximum prices for sales of 10-rib women's umbrella frames to umbrella manufacturers.* (a) On and after November 24, 1943, the maximum price for sales of 10-rib women's umbrella frames, except those covered by paragraph (b) below, by all frame manufacturers to umbrella manufacturers shall be $3.70 per dozen.

(b) On and after February 20, 1946, the maximum price for sales of 10-rib women's windproof umbrella frames manufactured under Patent No. 2132648 by any frame manufacturer to umbrella manufacturers shall be $5.96 per dozen.

This amendment shall become effective on April 22, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6363; Filed, Apr. 16, 1946; 11:26 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 99, Amdt. 1]

PART 4003—SUPPORT PRICES; SUBSIDIES

PAYMENTS TO PRODUCERS OF MILK AND BUTTERFAT

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

The last paragraph of Directive 99 (11 F.R. 1990), issued by the Stabilization Administrator on February 21, 1946, is amended to read as follows:

The Secretary of Agriculture is authorized and directed to continue payments to farmers for deliveries of milk and butterfat for the period April 1, 1946 through June 30, 1946, the rates of payment for the month of April to be the same as the rates paid for the corresponding month of 1945, and the rates of payment for the months of May and June to be, in the case of milk, 20 cents per hundredweight higher, and in the case of butterfat 5 cents per pound higher, than the rates paid for the corresponding months of 1945. Such payments shall be subject to termination or revision in the event of any authorized general increase in the maximum prices of milk or its products before June 30, 1946.

Issued and effective this 15th day of April, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46–6328; Filed, Apr. 15, 1946; 3:07 p. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 203—BRIDGE REGULATIONS

NEW RIVER; HIGHWAY BRIDGE, FORT LAUDERDALE, FLA.

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), paragraph (a) of § 203.446, Title 33 CFR, is hereby amended to read as follows:

§ 203.446 *New River; highway bridge at S. E. 6th Avenue, Fort Lauderdale, Fla.* (a) During the period December 1 to April 30, both dates inclusive, the owner of or agency controlling this bridge may keep the drawspan closed to navigation between the hours of 11:00 a. m. and 6:30 p. m., except on the hour, half-hour, and quarter hour, when the bridge shall be opened to allow all accumulated vessels to pass. [(Regs. March 30, 1946 (CE 823 (New River-Ft. Lauderdale, Fla.-6th Ave)-SPEWR))]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–6323; Filed, Apr. 15, 1946; 1:43 p. m.]

TITLE 34—NAVY

Chapter I—Department of the Navy

PART 25—CONTRACT SETTLEMENT ACT

CROSS REFERENCE: For Change 55 to the Joint Termination Regulation issued by the Secretary of War and the Secretary of the Navy, see Title 10, Chapter VIII, Subchapter C, *supra.*

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 1—RULES OF PRACTICE AND PROCEDURE

TRAFFIC DAMAGE CLAIMS

The Commission in meeting on April 10, 1946, effective immediately, amended Part 1, to include § 1.440 *Traffic damage claims* to read as follows:

§ 1.440 *Traffic damage claims.* (a) Each carrier engaged in furnishing radiotelegraph, wire-telegraph, or oceancable service shall maintain separate files for each damage claim of a traffic nature filed with the carrier, showing the name, address, and nature of business of the claimant, the basis for the claim, disposition made, and all correspondence, reports, and records pertaining thereto. Such files shall be preserved in accordance with existing rules of the Commission (Part 42 (Preservation of Records) of the Commission's rules and regulations), and at points (one or more) to be specifically designated by each carrier.

(b) The aforementioned carriers shall make no payment as a result of any traffic damage claim if the amount of the payment would be in excess of the total amount collected by the carrier on the message or messages from which the claim arose unless such claim be presented to the carrier in writing signed by the claimant and setting forth the reason for the claim.

(Sec. 4 (i), 48 Stat. 1068; sec. 206, 48 Stat. 1072; sec. 219, 48 Stat. 1077; 47 U.S.C. 154 (i), 206, 219)

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–6358; Filed, Apr. 16, 1946; 10:49 a. m.]

PART 12—RULES GOVERNING AMATEUR RADIO SERVICE

APRIL 1, 1946.

Adopted by the Federal Communications on March 27, 1946 to be effective as of April 1, 1946 (Superseding Part 12—Rules Governing Amateur Radio: Stations and Operators, effective December 1, 1938 and amendments thereto).

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Appendix 3—Table of Frequency-Band Widths Occupied by the Emissions.

AUTHORITY: §§12.1 to 12.162, inclusive, issued under sec. 4 (i), 48 Stat. 1082; sec. 303 (f), 48 Stat. 1082; 47 U.S.C. 154 (i), 303 (f).

DEFINITIONS

§ 12.1 *Amateur service.* The term "amateur service" means a radio service carried on by amateur stations.

§ 12.2 *Amateur operator.* The term "amateur operator" means a person interested in radio technique solely with a personal aim and without pecuniary interest, holding a valid license issued by the Federal Communications Commission authorizing him to operate licensed amateur stations.

§ 12.3 *Amateur station.* The term "amateur station" means a station used by an amateur operator, and it embraces all radio transmitting apparatus at a particular location used for amateur service and operated under a single instrument of authorization.

§ 12.4 *Amateur portable station.* The term "amateur portable station" means an amateur station that is so constructed that it may conveniently be moved about from place to place for communication, but which is not operated while in motion.

§ 12.5 *Amateur mobile station.* The term "amateur mobile station" means an amateur station that is so constructed that it may conveniently be transferred to or from a mobile unit or from one such unit to another, and is ordinarily used while such mobile unit is in motion.

§ 12.6 *Amateur radio communication.* The term "amateur radio communication" means radio communication between amateur stations solely with a personal aim and without pecuniary interest.

AMATEUR OPERATORS

Licenses; Privileges

§ 12.21 *Eligibility for license.* The following are eligible to apply for amateur operator license and privileges:

Class A—Any citizen of the United States who within five years prior to receipt of his application by the Commission has held, for a period of a year or more, an amateur operator license issued by the Commission.

Class B—Any citizen of the United States.

Class C—Any citizen of the United States whose actual residence, address, and amateur station are more than 125 miles airline distant from the nearest location at which examinations are held at intervals of not more than three months for class B amateur operator license; or who is shown by physician's certificate to be unable to appear for examination because of protracted disability; or who is shown by certificate of the commanding officer to be in the armed forces of the United States at a military, naval or Coast Guard station and, for that reason, to be unable to appear for examination at the time and place designated by the Commission.

§ 12.22 *Application for amateur operator license.* Each application for amateur operator license shall comply with the Commission's Rules and Regulations and shall be made in writing on Form 610 (application for amateur operator and/or station license). The application shall be filed with the district field office of the Commission if personal appearance is required for operator examination. If personal appearance is not required, the application shall be sent instead to the Commission, Washington 25, D. C. All applications for class C operating privileges shall be sent to the Commission, Washington 25, D. C.

§ 12.23 *Classification of operating privileges.* Amateur operating privileges are classified as follows:

Class A—All authorized amateur privileges.

Class B or C—All authorized amateur privileges except the use of type A–3 emission on the frequency bands 3900 to 4000 kc and 14150 to 14250 kc.

§ 12.24 *Scope of operator authority.* Amateur operator licenses are valid only for the operation of licensed amateur stations; and, on a temporary basis, for the operation of experimental stations (except class 2 stations) in the experimental service licensed for operation exclusively on a frequency or frequencies above 450 Mc if such services are performed without compensation, direct or indirect, paid or promised.

§ 12.25 *Availability of operator license.* The original operator license of each operator shall be kept in the personal possession of the operator while operating an amateur station. When operating an amateur station at a fixed location, however, the license may be posted in a conspicuous place in the room occupied by the operator. The license shall be available for inspection by any authorized government official whenever the operator is operating an amateur station and at other times upon request made by an authorized representative of the Commission, except when such license has been filed with application for modification or renewal thereof, or has been mutilated, lost, or destroyed, and application has been made for a duplicate license in accordance with § 12.26. No recognition shall be accorded to any photo-copy of an operator license.

§ 12.26 *Duplicate license.* Any licensee applying for a duplicate license to replace an original which has been lost, mutilated, or destroyed, shall submit with the application the mutilated license or a statement setting forth the facts regarding the manner in which the original license was lost or destroyed. If, subsequent to receipt by the licensee of the duplicate license, the original license is found, either the duplicate or the original license shall be returned immediately to the Commission.

§ 12.27 *Renewal of amateur operator license.* An amateur operator license may be renewed upon proper application showing that within the last six months of the license term the licensee has lawfully operated an amateur station or stations licensed by the Commission, and has thereby communicated by radio telegraphy with at least three other such amateur stations in the United States. The applicant shall qualify for a new license by examination if the requirements of this § 12.27 are not fulfilled. Application for renewal of an amateur operator license shall be filed not more than 120 days prior to date of expiration of such license and not later than the date of expiration.

§ 12.28 *Who may operate an amateur station.* An amateur station may be operated only by a person holding a valid amateur operator license, and then only to the extent provided for by the class of privileges granted under the license. When an amateur station is used for telephony, the station licensee may permit any person to transmit by voice, provided that during such transmission call signals are announced as prescribed by § 12.82 and a duly licensed amateur operator maintains actual control over the emissions, including turning the carrier on and off for each transmission and signing the station off after communication with each station has been completed.

§ 12.29 *License term.* An amateur operator license is valid normally for a period of 5 years from the date of issuance of a new, renewed, or modified license.

§ 12.30 *Order of suspension.* No order of suspension of any operator's license shall take effect until 15 days' notice in writing thereof, stating the cause for the proposed suspension, has been given to the operator licensee who may make written application to the Commission at any time within said 15 days for a hearing upon such order. The notice to the operator licensee shall not be effective until actually received by him, and from that time he shall have 15 days in which to mail the said application. In the event that physical conditions prevent mailing of the application at the expiration of the 15-day period, the application shall then be mailed as soon as possible thereafter, accompanied by a satisfactory explanation of the delay. Upon receipt by the Commission of such application for hearing, said order of suspension shall be held in abeyance until the conclusion of the hearing which shall be conducted under such rules as the Commission shall deem appropriate. Upon the conclusion of said hearing the Commission may affirm, modify, or revoke said order of suspension.

§ 12.31 *Proceedings.* Proceedings for the suspension of an operator's license shall in all cases be initiated by the entry of an order of suspension. Respondent will be given notice thereof together with notice of his right to be heard and to contest the proceeding. The effective date of the suspension will not be specified in the original order but will be fixed by subsequent motion of the Commission in accordance with the conditions specified above. Notice of the effective date of suspension will be given respondent, who shall send his operator license to the office of the Commission in Washington, D. C., on or before the said effective date, or, if the effective date has passed at the time notice is received, the license shall be sent to the Commission forthwith.

Examinations

§ 12.41 *When examination is required.* Examination is required for the issuance of a new amateur operator license, and for a change in class of operating privileges. Credit may be given, however, for certain elements of examination as provided in § 12.64.

§ 12.42 *Elements of examination.* The examination for amateur operator privileges comprises the following:

Element 1—Code test: Ability to send and receive, in plain language, messages in the International Morse Code at a speed of not less than 13 words per minute, free of omission or other error for a continuous period of at least 1 minute, during a test period of 5 minutes, counting 5 characters to the word, each numeral or punctuation mark counting as 2 characters.

Element 2—Amateur radio operation and apparatus, including telephone and telegraph.

Element 3—Provisions of treaties, statutes, and regulations affecting amateurs.

Element 4—Advanced amateur telephony.

§ 12.43 *Elements required for various privileges.* The examination for Class A privileges will include all of the examination elements specified in § 12.42.

The examination for Class B and Class C privileges will include elements 1, 2, and 3 specified in § 12.42.

§ 12.44 *Manner of conducting examination.* The examinations for Class A and Class B privileges will be conducted by an authorized Commission employee or representative at locations and at times specified by the Commission.

Each examination for Class C privileges will be conducted and supervised by not more than two volunteer examiners, whom the Commission may designate or permit the applicant to select; in the event the examiner for the code test is selected by the applicant, such examiner shall be the holder of an amateur operator license with Class A or B operating privileges, or shall have held, within the 5 years prior to the date of the examination, a commercial radiotelegraph operator license issued by the Commission or within that time shall have been employed in the service of the United States as the operator of a manually operated radiotelegraph station. The examiner for the written test shall be at least twenty-one years of age.

§ 12.45 *Additional examination for holders of Class C operating privileges.* The Commission may require a licensee holding Class C operating privileges to appear for a Class B examination at a location designated by the Commission. If the licensee fails to appear for the Class B examination when directed to do so, or fails to pass such examination, the Class C operator license previously issued shall be subject to cancellation and, upon cancellation, a new license will not be issued for the Class C privileges.

Whenever the holder of Class C amateur operating privileges changes his actual residence or station location to a location where he would not have been eligible to apply for Class C privileges in the first instance, or whenever a new examining location is established in an area within which the holder of Class C amateur operating privileges would not have been eligible because of such examining location, to apply for Class C privileges, such holder of Class C privileges shall appear within 4 months thereafter at an examining location and time designated by the Commission and be examined for Class B privileges. If, under such circumstances, the licensee fails to appear for the Class B examination, or fails to pass such examination, the Class C operator license previously issued shall be subject to cancellation and, upon cancellation, a new license will not be issued for the Class C privileges.

§ 12.46 *Examination credit.* An applicant for Class A privileges who holds an amateur operator license authorizing Class B privileges will be required to pass only the examination element No. 4, advanced amateur telephony.

An applicant for Class A privileges will be given credit for examination element 4 if within two years prior to the receipt of his application by the Commission he held Class A privileges.

An applicant for any class of amateur privileges will be given credit for examination element one if within five years prior to the receipt of his application by the Commission he held a radiotelegraph first or second class operator license.

No examination credit for other classes of licenses or privileges shall be allowed.

A holder of an amateur operator license authorizing Class C privileges will not thereby be accorded an abridged examination for either Class B or Class A privileges.

§ 12.47 *Examination procedure.* When taking an examination for amateur operator license, or for additional amateur operating privileges, the applicant shall write in longhand, by means of pen and ink. Diagrams shall be drawn either with pen and ink or with pencil; likewise, code tests shall be written with either pen and ink or with pencil. Applicants unable to comply with these requirements, because of physical disability, may dictate their answers to examination questions, and if unable to draw required diagrams, may dictate a detailed description essentially equivalent. If the examination or any part thereof is dictated, the examiner shall certify the nature of the applicant's disability and the name and address of the person(s) taking and transcribing the applicant's dictation.

§ 12.48 *Grading.* Code tests are graded as "passed" or "failed", separately for sending and receiving tests. Failure to pass the required code test for either sending or receiving will terminate the examination.

Seventy-four per cent is the passing grade for written examinations: For the purpose of grading, elements 2 and 3 (required for Class B and Class C privileges) are considered to be a single examination and element 4 (required, in addition to the other elements, for Class A privileges) is considered to be a separate examination.

§ 12.49 *Eligibility for reexamination.* An applicant who fails examination for amateur operator privileges may not take another examination for such privileges within 30 days, except that this limitation shall not apply to an examination for Class B operating privileges following an examination for Class C privileges.

AMATEUR RADIO STATIONS

Licenses

§ 12.61 *Eligibility for amateur station license.* A license for an amateur station will be issued in response to proper application therefor to a licensed amateur operator who has made a satisfactory showing of control of the transmitting station for which license is desired and of control of the specific premises upon which all of the station apparatus is to be located, at a designated fixed location. An amateur station license may be issued to an individual, not a licensed amateur operator (other than an alien or a representative of an alien or of a foreign government), who is in charge of a proposed amateur station located in approved public quarters and established for training purposes in connection with the armed forces of the United States, but not operated by the United States Government.

§ 12.62 *Eligibility of corporations or organizations to hold license.* An amateur station license will not be issued to a school, company, corporation, association, or other organization, nor for their use except that in the case of a bona fide amateur radio organization or society a station license may be issued to a licensed amateur operator as trustee for such society.

§ 12.63 *Application for amateur station license.* (a) Each application for an amateur station license shall comply with the Commission's Rules and Regulations and shall be made in writing, subscribed and verified on Form 602 (application for amateur operator and/or station license). Form 602 should be used where the applicant is in charge of a proposed amateur station located in approved public quarters and established for training purposes in connection with the armed forces of the United States, but not operated by the United States Government.

(b) One application and all papers incorporated therein and made a part thereof shall be submitted for each amateur station license and shall be filed with the district field office of the Commission if personal appearance is required for operator examination in connection with the application for station license. If personal appearance is not required, the station application shall be sent to the Commission, Washington 25, D. C.

§ 12.64 *Location of station.* Only one fixed location will be authorized and designated in the license for each amateur station. Unless remote control of the transmitting apparatus is authorized, such apparatus shall be operated by a duly licensed amateur operator present at the location of such apparatus.

The granting of authority to operate by remote control is contingent upon the filing of a proper application, supported by (1) a showing of the applicant's control of the control point, (2) a description of the means which will be employed to control emission, (3) a description of the equipment and method for monitoring the emissions and (4) a statement of the precautions which will be taken to prevent access by unauthorized persons to the premises on which the controlled transmitting apparatus is located.

§ 12.65 *License period.* The license for an amateur station is valid normally for a period of 5 years from the date of issuance of a new, renewed, or modified license.

§ 12.66 *Authorized apparatus.* An amateur station license authorizes the use under control of the licensee of all transmitting apparatus at the fixed location specified in the station license which is operated on any frequency or frequencies allocated to the amateur service, and in addition authorizes the use, under control of the licensee, of portable and mobile transmitting apparatus operated at other locations.

§ 12.67 *Renewal of amateur station license.* An amateur station license may be renewed upon proper application filed not more than 120 days prior to date of expiration of such license and not later than the date of expiration.

§ 12.68 *Availability of station license.* The original license of each amateur station or a photo-copy thereof shall be posted in a conspicuous place in the room occupied by the licensed operator while the station is being operated at a fixed location or shall be kept in his personal possession. When the station is operated at other than a fixed location, the original station license or a photo-copy thereof shall be kept in the personal possession of the station licensee (or a licensed representative) who shall be present at the station while it is being operated as a portable or mobile station. The original station license shall be available for inspection by any authorized government official at all times while the station is being operated and at other times upon request made by an authorized representative of the Commission, except when such license has been filed with application for modification or renewal thereof, or has been mutilated, lost, or destroyed, and application has been made for a duplicate license in accordance with § 12.26.

§ 12.69 *Revocation of station license.* Whenever the Commission shall institute a revocation proceeding against the holder of any radio station license under § 312 (a), it shall initiate said proceeding by serving upon said licensee an order of revocation effective not less than 15 days after written notice thereof is given the licensee. The order of revocation shall contain a statement of the grounds and reasons for such proposed revocation and a notice of the licensee's right to be heard by filing with the Commission a written request for hearing within 15 days after receipt of said order. Upon filing of such written request for hearing by said licensee the order of revocation shall stand suspended and the Commission will set a time and place for hearing and shall give the licensee and other interested parties notice thereof. If no request for hearing on any order of revocation is made by the licensee against whom such an order is directed within the time hereinabove set forth, the order of revocation shall become final and effective, without further action of the Commission. When any order of revocation has become final, the person whose license has been revoked shall forthwith deliver the station license in question to the inspector in charge of the district in which the licensee resides.

§ 12.70 *Modification of station license.* (a) Whenever the Commission shall determine that public interest, convenience, and necessity would be served, or any treaty ratified by the United States will be more fully complied with, by the modification of any radio station license either for a limited time, or for the duration of the term thereof, it shall issue an order for such licensee to show cause why such license should not be modified.

(b) Such order to show cause shall contain a statement of the grounds and reasons for such proposed modification, and shall specify wherein the said license is required to be modified. It shall require the licensee against whom it is directed, to be and appear at a place and

time therein named, in no event to be less than 30 days from the date of receipt of the order to show cause why the proposed modification should not be made and the order of modification issued.

(c) If the licensee against whom the order to show cause is directed does not appear at the time and place provided in said order, a final order of modification shall issue forthwith.

Call Signals

§ 12.81 *Assignment of call signal.* (a) The calls of amateur stations will be assigned systematically by the Commission with the following exceptions:

(1) A specific unassigned call may be reassigned to the most recent holder thereof;

(2) A specific unassigned call may be assigned to a previous holder if not under license during the past five years;

(3) A specific unassigned call may be assigned to an amateur organization in memoriam to a deceased member and former holder thereof;

(4) A specific call may be temporarily assigned to a station connected with an event, or events, of general public interest.

(b) An amateur call will consist of a sequence of 1 or 2 letters, a numeral designating the call area, and 2 or 3 letters. The call areas are as follows:

No.
1. Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut.
2. New York, New Jersey.
3. Pennsylvania, Delaware, Maryland, District of Columbia.
4. Virginia, North and South Carolina, Georgia, Florida, Alabama, Tennessee, Kentucky, Puerto Rico and Virgin Islands.
5. Mississippi, Louisiana, Arkansas, Oklahoma, Texas, New Mexico.
6. California, Hawaii and Pacific possessions except those included in area 7.
7. Oregon, Washington, Idaho, Montana, Wyoming, Arizona, Nevada, Utah, Alaska and adjacent islands.
8. Michigan Ohio, West Virginia.
9. Wisconsin, Illinois, Indiana.
0 (or zero). Colorado, Nebraska, North and South Dakota, Kansas, Minnesota, Iowa, Missouri.

§ 12.82 *Transmissions of call signals.* (a) An operator of an amateur station shall transmit the call of the station called or being worked and the call assigned the station which he is operating at the beginning and end of each transmission and at least once every 10 minutes during every transmission of more than 10 minutes' duration. In the case of stations conducting an exchange of several transmissions in sequence, with each transmission less than 3 minutes' duration, the call of the communicating stations need be transmitted only once every 10 minutes of operation as well as at the beginning and at the termination of the correspondence.

(b) In addition to complying with the requirements of paragraph (a) of this section, an operator of an amateur station operated as a portable or mobile station using radiotelegraphy shall transmit immediately after the call of such station, the fraction-bar character (DN) followed by the number of the amateur call area in which the portable or mobile amateur station is then being operated, as for example:

Example 1. Portable or mobile amateur station operating in the third amateur call area calls a fixed amateur station: W1ABC W1ABC DE W2DEF DN 3 W2DEF DN 3 W2DEF DN 3 AR.

Example 2. Fixed amateur station answers the portable or mobile amateur station: W2DEF W2DEF W2DEF DE W1ABC K.

Example 3. Portable or mobile amateur station calls a portable or mobile amateur station: W3GHI W3GHI W3GHI DE W4JKL DN 4 W4JKL DN 4 W4JKL DN 4 AR.

When telephony is used, the call of the station shall be preceded by the words "this is" or the word "from" instead of the letters "de", followed by an announcement of the geographical location in which the portable or mobile station is being operated.

Example 4. Portable or mobile amateur radiotelephone station operating in the third call area calls a fixed amateur station: W1ABC W1ABC W1ABC "this is" or the word "from" W2DEF W2DEF W2DEF operating portable (or mobile) three miles north of Bethesda, Maryland, over.

(c) When telephony is used, the transmission of call prescribed by paragraphs (a) and (b) of this section may be made by the person transmitting by voice in lieu of a duly licensed operator provided the licensed operator maintains the control required by § 12.28.

(d) When using telephony, phonetic aids to identify the call of the station may be employed. To avoid confusion, however, the names of countries, states, or cities shall not be used for this purpose.

Portable and Mobile Stations

§ 12.91 *Requirements for portable and mobile operation.* An amateur station may be operated as a portable station on any authorized amateur frequency and as a mobile station on any authorized amateur frequency above 25 Mc.

§ 12.92 *Special provisions for portable stations.* Prior to operating, an amateur station as a portable station, the licensee shall give written notice to the inspector in charge of the district in which the portable operation is intended. This notice shall state the station call, the name of the licensee, the date or dates of proposed operation, and the contemplated portable station location as specifically as possible. An amateur station operated under the provisions of this section shall not be operated during any period exceeding 1 month without giving additional notice to the inspector in charge of the radio inspection district in which the station is intended to be further operated, nor for more than 4 consecutive periods of 1 month each at the same location. This section does not apply to operation on frequencies above 25 Mc.

§ 12.93 *Special provisions for nonportable stations.* The specific provisions of these rules relative to portable stations are not applicable to a nonportable station except that:

(a) An amateur station that has been moved from one permanent location to another permanent location may be operated at the latter location, in accordance with the provisions governing portable stations (including notice to the inspector in charge of the district in which the station is located) for a period not exceeding 4 consecutive months, but in no event beyond the expiration date of the license, provided a formal application for modification of license to change the permanent location has been filed with the Commission.

(b) The licensee of an amateur station who changes residence temporarily and moves his amateur station to a temporary location associated with his temporary residence, or the licensee-trustee for an amateur radio society which changes the normal location of its amateur station to a different and temporary location may use the station at the temporary location if the station is to remain there for a period of not more than 4 months and the following requirements are met:

(1) Advance notice in writing shall be given by the amateur station licensee or licensee-trustee to the Commission in Washington, D. C., and to the inspector in charge of the district in which the station is to be temporarily operated.

(2) Similar notice shall be given for each change in station location and for transfer of the station to the former permanent location, or to a new permanent location before the transmitting apparatus is operated.

(c) When the station is operated under the provisions of this section the calling procedure specified in § 12.82 shall be used, including transmissions of the fractional bar character when telegraphy is used followed by the number of the amateur call area in which the station is being operated. When telephony is used, an announcement shall be made of the geographical location in which the station is being operated.

Use of Amateur Stations

§ 12.101 *Points of communications.* An amateur station may be used to communicate only with other amateur stations, except that in emergencies or for test purposes it may also be used temporarily for communication with other classes of stations licensed by the Commission, and with United States Government stations. Amateur stations may also be used to communicate with any radio station other than amateur which is authorized by the Commission to communicate with amateur stations. Amateur stations may be used also for transmitting signals, or communications, or energy, to receiving apparatus for the measurement of emissions, temporary observation of transmission phenomena, radio control of remote objects, and for similar experimental purposes.

§ 12.102 *No remuneration for use of station.* An amateur station shall not be used to transmit or receive messages for hire, nor for communication for material compensation, direct or indirect, paid or promised.

§ 12.103 *Broadcasting prohibited.* An amateur station shall not be used for broadcasting any form of entertainment, nor for the simultaneous retransmission by automatic means of programs or signals emanating from any class of station other than amateur.

§ 12.104 *Radiotelephone tests.* The transmission of music by an amateur station is forbidden. However, single audio-frequency tones may be transmitted for test purposes of short duration for the development and perfection of amateur radiotelephone equipment.

Allocation of Frequencies

§ 12.111 *Frequencies for use of amateur stations.* (a) The following bands of frequencies[1] are allocated for use by amateur stations:

(1) *Below 25 Mc:*

1750 to 2050 kc.
3500 to 4000 kc.
7000 to 7300 kc.
14000 to 14400 kc.

(2) *Above 25 Mc:*

28 to 29.7 Mc.
50 to 54 Mc.
144 to 148 Mc.
1215 to 1295 Mc.
2300 to 2450 Mc.
5250 to 5650 Mc.
10000 to 10500 Mc.
21000 to 22000 Mc.

(b) The band of frequencies 420 to 450 Mc is allocated for use by amateur stations (and temporarily by other services for special air navigational aids) subject to the limitation of 50 watts peak antenna power.

(c) The band of frequencies 235 to 240 Mc is allocated for use by amateur stations until January 1, 1949; the frequency band 220 to 225 Mc is allocated for use by amateur stations beginning January 1, 1949.

(d) Amateur stations may be operated with types A–0, A–1, A–2, A–3, A–4 and special emission for frequency modulation on the frequency band 27.185–27.455 Mc (allocated for operation of scientific, industrial and medical apparatus).

§ 12.112 *Use of frequencies above 30000 Mc.* Licensed amateur stations may be operated, subject to further order of the Commission, with any type of emission authorized for amateur stations, on any frequency or frequencies above 30000 Mc.

§ 12.113 *Individual frequency not specified.* Transmissions by an amateur station may be on any frequency within any authorized amateur band. Sideband frequencies resulting from keying or modulating a carrier wave shall be confined within the authorized amateur band.

§ 12.114 *Types of emission.* All bands of frequencies allocated to the amateur service may be used for the transmission of type A–1 emission, and for type A–0 emission for short periods of time when required for authorized remote control purposes or for experimental purposes.

§ 12.115 *Frequency bands for additional types of emission using amplitude modulation.* The following additional types of emissions using amplitude modulation may be used on the following bands of frequencies:

28.1 to 29.7 Mc A–3.
50 to 54 Mc A–2, A–3, A–4.
144 to 148 Mc A–2, A–3, A–4.
235 to 240 Mc A–2, A–3, A–4.
420 to 450 Mc A–2, A–3, A–4, A–5.
1215 to 1295 Mc A–2, A–3, A–4, A–5.
2300 to 2450 Mc A–2, A–3, A–4, A–5.
5250 to 5650 Mc A–2, A–3, A–4, A–5.
10000 to 10500 Mc A–2, A–3, A–4, A–5.
21000 to 22000 Mc A–2, A–3, A–4, A–5.

Any type of emission may be used by amateur stations on amateur frequency bands above 1215 Mc.

§ 12.116 *Additional bands for radiotelephony.* Amateur stations may be used for radiotelephony with amplitude modulation (type A–3 emission) in the frequency bands 3900 to 4000 kc and 14150 to 14250 kc provided the station is licensed to a person who holds an amateur operator license endorsed for Class A operating privileges, and actual operation and control of the station is maintained by an operator holding Class A privileges.

§ 12.117 *Frequency modulation.* The following bands of frequencies may be used by amateur stations for frequency-modulated radiotelephone transmissions and for radiotelegraph transmissions employing carrier shift or other frequency modulation techniques:

29 to 29.7 Mc.	1215 to 1295 Mc.
52.5 to 54 Mc.	2300 to 2450 Mc.
144 to 148 Mc.	5250 to 5650 Mc.
235 to 240 Mc.	10000 to 10500 Mc.
420 to 450 Mc.	21000 to 22000 Mc.

Equipment and Operation

§ 12.131 *Maximum authorized power.* Except on frequencies within the band 420–450 Mc (where peak antenna power shall not exceed 50 watts), each amateur transmitter may be operated with a power input not exceeding 1 kilowatt to the plate circuit of the final amplifier stage of an amplifier-oscillator transmitter or to the plate circuit of an oscillator transmitter. An amateur transmitter operating with a power input exceeding 900 watts to the plate circuit shall provide means for accurately measuring the plate power input to the vacuum tube or tubes supplying power to the antenna.

§ 12.132 *Power supply to transmitter.* The licensee of an amateur station using frequencies below 144 Mc shall use adequately filtered direct-current plate power supply for the transmitting equipment to minimize modulation from this source.

§ 12.133 *Purity and stability of emissions.* Spurious radiation from an amateur station being operated with a carrier frequency below 144 Mc shall be reduced or eliminated in accordance with good engineering practice. This spurious radiation shall not be of sufficient intensity to cause interference in receiving equipment of good engineering design including adequate selectivity characteristics, which is tuned to a frequency or frequencies outside the frequency band of emission normally required for the type of emission being employed by the amateur station. In the case of A–3 emission, the amateur transmitter shall not be modulated to the extent that interfering spurious radiation occurs, and in no case shall the emitted carrier wave be amplitude-modulated in excess of 100 percent. Means shall be employed to insure that the transmitter is not modulated in excess of its modulation capability for proper technical operation. For the purposes of this section a spurious radiation is any radiation from a transmitter which is outside the frequency band of emission normal for the type of transmission employed, including any component whose frequency is an integral multiple or submultiple of the carrier frequency (harmonics and subharmonics), spurious modulation products, key clicks and other transient effects, and parasitic oscillations. When using amplitude modulation on frequencies below 144 Mc, simultaneous frequency modulation is not permitted and when using frequency modulation on frequencies below 144 Mc simultaneous amplitude modulation is not permitted. The frequency of the emitted carrier wave shall be as constant as the state of the art permits.

§ 12.134 *Modulation of carrier wave.* Except for brief tests or adjustments, and except for operation in the band 27.185 to 27.455 Mc, an amateur radiotelephone station shall not emit a carrier wave on frequencies below 144 Mc unless modulated for the purpose of communication.

§ 12.135 *Frequency measurement and regular check.* The licensee of an amateur station shall provide for measurement of the emitted carrier frequency or frequencies and shall establish procedure for making such measurement regularly. The measurement of the emitted carrier frequency or frequencies shall be made by means independent of the means used to control the radio frequency or frequencies generated by the transmitting apparatus and shall be of sufficient accuracy to assure operation within the amateur frequency band used.

§ 12.136 *Logs.* Each licensee of an amateur station shall keep an accurate log of station operation, including the following:

(a) The date and time of each transmission. (The date need only be entered once for each day's operation. The expression "time of each transmission" means the time of making a call and need not be repeated during the sequence of communication which immediately follows; however, an entry shall be made in the log when signing off so as to show the period during which communication was carried on.)

(b) The signature of each licensed operator who manipulates the key of a radiotelegraph transmitter or the signature of each licensed operator who operates a transmitter of any other type and the name of any person not holding an amateur operator license who transmits by voice over a radiotelephone transmitter. The signature of the operator need

[1] The frequencies specified in these rules may not be used by amateurs except pursuant to and subject to the limitations and restrictions prescribed by Commission Orders. The frequencies and types of emission which may be used by amateurs as of April 1, 1946, 3:00 a. m., eastern standard time, are prescribed in Commission Order No. 130–D. The use of additional frequencies will be authorized from time to time by modification of Order No. 130–D. The assignment and use of all frequencies below 25 Mc, contained in this part are subject to change in accordance with the Commission's final report of allocations below 25 Mc., in Docket Proceeding No. 6651.

only be entered once in the log, in those cases when all transmission are made by or under the supervision of the signatory operator, provided a statement to that effect also is entered. The signature of any other operator who operated the station shall be entered in the proper space for that operator's transmission.

(c) Call of the station called. (This entry need not be repeated for calls made to the same station during any sequence of communication, provided the time of signing off is given.)

(d) The input power to the oscillator, or to the final amplifier stage where an oscillator-amplifier transmitter is employed. (This need be entered only once, provided the input power is not changed.)

(e) The frequency band used. (This information need be entered only once in the log for all transmission until there is a change in frequency to another amateur band.)

(f) The type of emission used. (This need be entered only once until there is a change in the type of emission.)

(g) The location of the station (or the approximate geographical location of a mobile station) at the time of each transmission. (This need be entered only once provided the location of the station is not changed. However, suitable entry shall be made in the log upon changing the location. Where operating at other than a fixed location, the type and identity of the vehicle or other mobile unit in which the station is operated shall be shown.)

(h) The message traffic handled. (If record communications are handled in regular message form, a copy of each message sent and received shall be entered in the log or retained on file at the station for at least 1 year.)

§ 12.137 *Retention of logs.* The log shall be preserved for a period of at least 1 year following the last date of entry. The copies of record communications and station log required by section 12.136 shall be available for inspection by authorized representatives of the Commission.

Special Conditions

§ 12.151 *Additional conditions to be observed by licensee.* In all respects not specifically covered by this part each amateur station shall be operated in accordance with good engineering and good amateur practice.

§ 12.152 *Restricted operation.* (a) If the operation of an amateur station causes general interference to the reception of transmissions from stations operating in the domestic broadcast service when receivers of good engineering design including adequate selectivity characteristics are used to receive such transmissions and this fact is made known to the amateur station licensee, the amateur station shall not be operated during the hours from 8 o'clock p. m. to 10:30 p. m., local time, and on Sunday for the additional period from 10:30 a. m. until 1 p. m., local time, upon the frequency or frequencies used when the interference is created. (b) In general, such steps as may be necessary to minimize interference to stations operating in other services may be required after investigation by the Commission.

§ 12.153 *Second notice of same violation.* In every case where an amateur station licensee is cited within a period of twelve consecutive months for the second violation of the provisions of §§ 12.111, 12.113, 12.115, 12.116, 12.117, 12.132, or 12.133, the station licensee, if directed to do so by the Commission, shall not operate the station and shall not permit it to be operated from 6 p. m. to 10:30 p. m., local time, until written notice has been received authorizing the resumption of full-time operation. This notice will not be issued until the licensee has reported on the results of tests which he has conducted with at least two other amateur stations at hours other than 6 p. m. to 10:30 p. m., local time. Such tests are to be made for the specific purposes of aiding the licensee in determining whether the emissions of the station are in accordance with the Commission's rules. The licensee shall report to the Commission the observations made by the cooperating amateur licensees in relation to the reported violations. This report shall include a statement as to the corrective measures taken to insure compliance with the rules.

§ 12.154 *Third notice of same violation.* In every case where an amateur station licensee is cited within a period of twelve consecutive months for the third violation of §§ 12.111, 12.113, 12.115, 12.116, 12.117, 12.132 or 12.133, the station licensee if directed by the Commission, shall not operate the station and shall not permit it to be operated from 8 a. m. to 12 midnight, local time, except for the purposes of transmitting a prearranged test to be observed by a monitoring station of the Commission to be designated in each particular case. The station shall not be permitted to resume operation during these hours until the licensee is authorized by the Commission, following the test, to resume full-time operation. The results of the test and the licensee's record shall be considered in determining the advisability of suspending the operator license or revoking the station license, or both.

§ 12.155 *Answers to notices of violations.* (Under title III of the act.) Any licensee receiving official notice of a violation of the terms of the Communications Act of 1934, any legislative act, Executive order, treaty to which the United States is a party, or the Rules and Regulations of the Federal Communications Commission, shall, within 3 days from such receipt, send a written answer direct to the Federal Communications Commission at Washington, D. C., and a copy thereof to the office of the Commission originating the official notice when the originating office is other than the office of the Commission in Washington, D. C.: *Provided, however,* That if an answer cannot be sent nor an acknowledgement made within such 3-day period by reason of illness or other unavoidable circumstances, acknowledgement and answer shall be made at the earliest practicable date with a satisfactory explanation of the delay. The answer to each notice shall be complete in itself and shall not be abbreviated by reference to other communications or answers to other notices. If the notice relates to some violation that may be due to the physical or electrical characteristics of transmitting apparatus, the answer shall state fully what steps, if any, are taken to prevent future violations, and if any new apparatus is to be installed, the date such apparatus was ordered, the name of the manufacturer, and promised date of delivery. If the notice of violation relates to some lack of attention or improper operation of the transmitter, the name of the operator in charge shall be given.

§ 12.156 *Operation in emergencies.* In the event of widespread emergency conditions affecting domestic communication facilities, the Commission may confer with representatives of the amateur service and others, and if deemed advisable, declare that a state of general communications emergency exists, designating the area or areas concerned (normally not exceeding 1,000 miles from center of the affected area), whereupon it shall be incumbent upon each amateur station in such area or areas to observe the following restrictions for the duration of such emergency:

(a) Transmissions, other than those relating to relief work or other emergency service, such as amateur station networks can provide, shall not be made within the 1750–2050 kilocycles or 3500–4000 kilocycle bands. Incidental calling, testing and working, including casual conversation or remarks not pertinent or necessary to constructive handling of the emergency situation shall be prohibited.

(b) Frequencies within the bands 2025–2050 kilocycles, 3500–3525 kilocycles and 3975–4000 kilocycles shall be reserved for emergency calling channels, for initial calls from isolated stations or first calls concerning very important emergency relief matters or arrangements. All stations having occasion to use such channels shall change, as quickly as possible, to other frequencies for carrying on their communications.

(c) A 5-minute listening period for the first 5 minutes of each hour shall be uniformly observed for initial calls of major importance, both in the designated emergency calling channels and throughout the 1750–2050 kilocycles and 3500–4000 kilocycle bands. Only stations isolated or engaged in handling official traffic of the highest priority may continue with transmissions in these listening periods. No replies to calls or resumption of routine traffic shall be made in the 5-minute listening periods:

(d) The Commission may designate certain amateur stations to assist in promulgation of its emergency announcement, to police the 1750–2050 kilocycle and 3500–4000 kilocycle bands and to warn non-complying stations observed to be operating therein. The operators of these observing stations shall report fully to the Commission the identity of any stations failing to comply, after notice, with any of the pertinent provisions of this section. Such designated stations will act in an advisory capacity when able to provide information on emergency circuits. Their policing authority shall be limited to the transmission of information from responsible official sources, and full reports of non-compliance which may serve as a basis for investigation and action under section 502 of the Communications Act. Such policing authority shall apply only to the 1750–2050 kilocycle and 3500–4000 kilocycle bands. Individual policing transmissions shall refer to this section of the rules by number (§ 12.156) and shall specify briefly and concisely the date of the Commission's declaration and the area and nature of the emergency. Policing observer stations shall not enter into discussions with other stations beyond the furnishing of essential facts relative to the emergency.

(e) The special conditions imposed under this section will cease to apply only after the Commission shall have declared such emergency to be terminated.

§ 12.157 *Obscenity, indecency, profanity.* No licensed radio operator or other person shall transmit communications containing obscene, indecent, or profane words, language, or meaning.

§ 12.158 *False signals.* No licensed radio operator shall transmit false or deceptive signals or communications by radio, or any call letter or signal which has not been assigned by proper authority to the radio station he is operating.

§ 12.159 *Unidentified communications.* No licensed radio operator shall transmit unidentified radio communications or signals.

§ 12.160 *Interference.* No licensed radio operator shall wilfully or maliciously interfere with or cause interference to any radio communication or signal.

§ 12.161 *Damage to apparatus.* No licensed radio operator shall willfully damage, or cause or permit to be damaged, any radio apparatus or installation in any licensed radio station.

§ 12.162 *Fraudulent licenses.* No licensed radio operator or other person shall obtain or attempt to obtain, or assist another to obtain or attempt to obtain, an operator license by fraudulent means.

APPENDIX 1— EXAMINING POINTS

Amateur operator examinations are given frequently, under announced schedules, at the Commission's office in Washington, D. C., and at each of its district offices. For a list of such offices, see below:

Examinations are also given frequently, by appointment, at the Commission's offices at the following points:

Cleveland, Ohio. Tampa, Fla.
Savannah, Ga. Juneau, Alaska.
San Diego, Calif.

Examinations are also given at greater intervals at the places named below, which are visited for that purpose by Commission examiners from the district offices for such locations. For current schedules, exact time, place, and other details, inquiry should be addressed to the office conducting examinations at the chosen point.

Quarterly Examinations

Birmingham, Ala. Nashville, Tenn.
Charleston, W. Va. Oklahoma City, Okla.
Cincinnati, Ohio Omaha, Nebr.
Columbus, Ohio Pittsburgh, Pa.
Corpus Christi, Tex. St. Louis, Mo.
Davenport, Iowa Salt Lake City, Utah
Des Moines, Iowa San Antonio, Tex.
Fort Wayne, Ind. Schenectady, N. Y.
Fresno, Calif. Sioux Falls, S. Dak.
Grand Rapids, Mich. Syracuse, N. Y.
Indianapolis, Ind. Tulsa, Okla.
Little Rock, Ark. Williamsport, Pa.
Memphis, Tenn. Winston-Salem, N. C.
Milwaukee, Wis.

Semiannual Examinations

Albuquerque, N. Mex. Klamath Falls, Oreg.
Amarillo, Tex. Las Vegas, Nev.
Bakersfield, Calif. Lihue, T. H.
Bangor, Maine Mobile, Ala.
Billings, Mont. Phoenix, Ariz.
Bismarck, N. Dak. Portland, Maine
Boise, Idaho Reno, Nev.
Butte, Mont. Roanoke, Va.
Cumberland, Md. Salisbury, Md.
El Paso, Tex. Spokane, Wash.
Hartford, Conn. Tucson, Ariz.
Hilo, T. H. Wichita, Kans.
Jacksonville, Fla. Wilmington, N. C.

Annual Examinations

Kaunakakai, T. H. Lanai, T. H.
Wailuku, T. H.

Arrangements have also been made, including cooperation of other Federal agencies, for Classes A and B examinations in outlying areas as follows:

Alaska: United States Signal Corps stations; at other points by coast guard officers.

Guam: District communications officer, United States naval station.

Hawaii: At not exceeding one point on any island, by the inspector in charge (Honolulu).

RADIO DISTRICTS

Radio district	Address of the inspector in charge	Territory within district	
		States, etc.	Counties
1	Seventh Floor Customhouse, Boston 9, Mass.	Connecticut	All counties.
		Maine	Do.
		Massachusetts	Do.
		New Hampshire	Do.
		Rhode Island	Do.
		Vermont	Do.
2	748 Federal Building, 641 Washington St., New York 14, N. Y.	New Jersey	Bergen, Essex, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Passaic, Somerset, Sussex, Union and Warren.
		New York	Albany, Bronx, Columbia, Delaware, Dutchess, Green, Kings, Nassau, New York, Orange, Putnam, Queens, Rensselaer, Richmond, Rockland, Schenectady, Suffolk, Sullivan, Ulster, and Westchester.
3	Room 1200, New United States Customhouse, 2d and Chestnut Sts., Philadelphia 6, Pa.	Delaware	Newcastle.
		New Jersey	Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Ocean, and Salem.
		Pennsylvania	Adams, Berks, Bucks, Carbon, Chester, Cumberland, Dauphin, Delaware, Lancaster, Lebanon, Lehigh, Monroe, Montgomery, Northampton, Perry, Philadelphia, Schuylkill, and York.
4	503 Old Town Bank Bldg., Gay Street and Fallsway, Baltimore 2, Md.	Delaware	Kent and Sussex.
		District of Columbia	All.
		Maryland	All counties.
		Virginia	Arlington, Clark, Fairfax, Fauquier, Frederick, Loudon, Page, Prince William, Rappahannock, Shenandoah and Warren.
5	Room 402, New Post Office Bldg., Norfolk 10, Va.	North Carolina	All except district 6.
		Virginia	All except district 4.
6	411 Federal Annex, Atlanta 3, Ga.	Alabama	All except district 8.
	Suboffice, P. O. Box 77, 214–218 Post Office Bldg., Savannah, Ga.	Georgia	All counties.
		North Carolina	Ashe, Avery, Buncombe, Burke, Caldwell, Cherokee, Clay, Cleveland, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Watauga, and Yancey.
		South Carolina	All counties.
		Tennessee	Do.
7	P. O. Box 150, 312 Federal Bldg., Miami 1, Fla.	Florida	All except district 8.
	Suboffice, 402–410 Post Office Bldg., Tampa 3, Fla.		
8	400 Audubon Bldg., New Orleans 16, La.	Alabama	Baldwin and Mobile.
		Arkansas	All counties.
		Florida	Escambia.
		Louisiana	All counties.
		Mississippi	Do.
		Texas	City of Texarkana only.
9	404 Post Office Bldg., Galveston, Tex.	Texas	Arkansas, Brazoria, Brooks, Calhoun, Cameron, Chambers, Fort Bend, Galveston, Goliad, Harris, Hidalgo, Jackson, Jefferson, Jim Wells, Kenedy, Kleberg, Matagorda, Nueces, Refugio, San Patricio, Victoria, Wharton and Willacy.
10	P. O. Box 5238, 500 U. S. Terminal Annex, Dallas 2, Tex.	New Mexico	All counties.
		Oklahoma	Do.
		Texas	All except district 9 and the city of Texarkana.
11	539 U. S. Post Office and Courthouse Bldg., Temple and Spring Sts., Los Angeles 12, Calif.	Arizona	All counties.
		California	Imperial, Inyo, Kern, Los Angeles, Orange, Riverside, San Bernardino, San Diego, San Luis Obispo, Santa Barbara and Ventura.
	Suboffice, 307 U. S. Customhouse and Courthouse Bldg., Union and F Sts., San Diego 1, Calif.	Nevada	Clarke.

RADIO DISTRICTS—Continued

Radio district	Address of the inspector in charge	Territory within district	
		States, etc.	Counties
12	328 Customhouse, San Francisco 26, Calif.	California	All except district 11.
		Nevada	All except Clarke.
13	805 Terminal Sales Bldg., Portland 5, Oreg.	Idaho	All except district 14.
		Oregon	All counties.
		Washington	Wahkiakum, Cowlitz, Clark, Skamania and Klickitat.
14	808 Federal Office Bldg., Seattle 4, Wash.	Idaho	Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce, Shoshone.
		Montana	All counties.
		Washington	All except district 13.
15	504 Customhouse, Denver 2, Col.	Colorado	All counties.
		Utah	Do.
		Wyoming	Do.
16	208 Uptown Post Office and Federal Courts Bldg., 5th and Washington Sts., St. Paul 2, Minn.	Minnesota	All counties.
		Michigan	Alger, Baraga, Chippewa, Delta, Dickinson, Gogebic, Houghton, Iron, Keweenaw, Luce, Mackinac, Marquette, Menominee, Ontonagon, and Schoolcraft.
		North Dakota	All counties.
		South Dakota	Do.
		Wisconsin	All except district 18.
17	809 U. S. Court House, Kansas City 6, Mo.	Iowa	Do.
		Kansas	All counties.
		Missouri	Do.
		Nebraska	Do.
18	246 U. S. Court House, Chicago 4, Ill.	Illinois	All counties.
		Indiana	Do.
		Iowa	Allamakee, Buchanan, Cedar, Clayton, Clinton, Delaware, Des Moines, Dubuque, Fayett, Henry, Jackson, Johnson, Jones, Lee, Linn, Louisa, Muscatine, Scott, Washington and Winneshiek.
		Wisconsin	Columbia, Crawford, Dane, Dodge, Grant, Green, Iowa, Jefferson, Kenosha, Lafayette, Milwaukee, Ozaukee, Racine, Richland, Rock, Sauk, Walworth, Washington and Waukesha.
19	1029 New Federal Bldg., Detroit 26, Mich Suboffice, 541 Old Post Office Bldg., Cleveland 14, Ohio.	Kentucky	All counties.
		Michigan	All except district 16
		Ohio	All counties.
		West Virginia	Do.
20	328 Federal Bldg., Buffalo 3, N. Y.	New York	All except district 2.
		Pennsylvania	All except district 3.
21	609 Stangenwald Bldg., Honolulu 1, Territory of Hawaii	Territory of Hawaii	
		Guam	
		Midway	
		Wake	
		American Samoa	
22	P. O. Box 2967, 322-323 Federal Bldg., San Juan 13, P. R.	Puerto Rico	
		Virgin Islands	
23	P. O. Box 1421, 7-8 Shattuck Bldg., Juneau, Alaska	Alaska	

APPENDIX 2—EXTRACTS FROM GENERAL RADIO REGULATIONS (CAIRO REVISION)

ARTICLE 5—*Classification of emissions.*

SECTION 1. Emissions shall be classified below according to the purpose for which they are used, assuming their modulation or their possible keying to be only in amplitude.

1. Continuous waves:

Type A0—Waves the successive oscillations of which are identical under fixed conditions.[1]

Type A1—Telegraphy on pure continuous waves. A continuous wave which is keyed according to a telegraph code.

Type A2—Modulated telegraph. A carrier wave modulated at one or more audible frequencies, the audible frequency or frequencies or their combination with the carrier wave being keyed according to a telegraph code.

Type A3—Telephony. Waves resulting from the modulation of a carrier wave by frequencies corresponding to the voice, to music, or to other sounds.

Type A4—Facsimile. Waves resulting from the modulation of a carrier wave by frequencies produced at the time of the scanning of a fixed image with a view to its reproduction in a permanent form.

Type A5—Television. Waves resulting from the modulation of a carrier wave by frequencies produced at the time of the scanning of fixed or moving objects.[2]

NOTE: The band widths to which these emissions correspond are indicated in Appendix 3.

2. Damped waves:

Type B—Waves composed of successive series of oscillations the amplitude of which, after attaining maximum, decreases gradually, the wave trains being keyed according to a telegraph code.

[1] These waves are used only in special cases, such as standard frequency emissions.

[2] "Objects" is used here in the optical sense of the word.

SEC. 2. In the above classification, the presence of a carrier wave is assumed in all cases. However, such carrier wave may or may not be transmitted.

This classification does not contemplate exclusion of the use, by the administrations concerned, under specified conditions, of types of waves not included in the foregoing definitions.

APPENDIX 3—TABLE OF FREQUENCY-BAND WIDTHS OCCUPIED BY THE EMISSIONS

The frequency bands necessary for the various types of transmissions, at the present state of technical development, are indicated below. This table is based solely upon amplitude modulation. For frequency or phase modulation, the band widths necessary for the various transmissions are many times greater.

Type of transmission		*Total width of the band in cycles for transmission with 2 side bands*
A0	Continuous waves, no signaling.	----------
A1	Telegraphy, pure, continuous wave. Morse code. Baudot code. Stop-start printer.	Numerically equal to the telegraph speed in bauds for the fundamental frequency, 3 times this width for the 3d harmonic, etc. (For a code of 8 time elements (dots or blanks) per letter and 48 time elements per word, the speed in bauds shall be equal to 0.8 times the speed in words per minute.)
	Scanning-type printer	300–1,000, for speeds of 50 words per minute, according to the conditions of operation and the number of lines scanned (for example, 7 or 12). (Harmonics are not considered in the above values.)
A2	Telegraphy modulated to musical frequency.	Figures appearing under A1, plus twice the highest modulation frequency.
A3	Commercial radiotelephony	Twice the number indicated by the C. C. I. F. opinions (about 6,000 to 8,000).[1]
	Broadcasting	15,000 to 20,000.
A4	Facsimile	Approximately the ratio between the number of picture components[2] to be transmitted and the number of seconds necessary for the transmission.
A5	Television	Approximately the product of the number of picture components[2] multiplied by the number of pictures transmitted per second.

[1] It is recognized that the band width may be wider for multiple-channel radiotelephony and secret radiotelephony.

[2] Two picture components, one black and one white, constitute a cycle; thus, the modulation frequency equals one-half the number of components transmitted per second.

By the Commission

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6189; Filed, Apr. 12, 1946; 10:55 a. m.]

PART 35—UNIFORM SYSTEM OF ACCOUNTS FOR WIRE-TELEGRAPH AND OCEAN-CABLE CARRIERS

TRAFFIC DAMAGE AWARDS

The Commission in meeting on April 10, 1946, effective immediately, amended paragraph (b) and adopted paragraph (c) of § 35.4281 to read as follows:

§ 35.4281 *Traffic-damage awards.* • • • (b) The records supporting the entries in this account shall be so maintained as to show the amounts of settlements made during the accounting period with respect to delayed-delivery, nondelivery, error, and other causes, separately with respect to messages and to money orders.

(c) There shall be classed as delayed-delivery claims, those arising from delays in transmission or delivery; as nondelivery claims, those arising from failure to deliver; as error claims, those arising from error in transmission or delivery, except such as may be classified as delayed-delivery or nondelivery claims; and as other types of claims, those arising from causes not shown above, such as libel, fraud, and similar bases.

(Sec. 4 (i), 48 Stat. 1068; sec. 206, 48 Stat. 1072; sec. 219, 48 Stat. 1077; 47 U.S.C. 154 (i), 206, 219)

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6357; Filed, Apr. 16, 1946; 10:49 a. m.]

PART 43—REPORTS (RULES GOVERNING THE FILING OF INFORMATION, CONTRACTS, PERIODIC REPORTS, ETC.)

REPORTS OF TRAFFIC DAMAGE CLAIMS

The Commission in meeting on April 10, 1946, effective immediately, amended Part 43 by deleting § 43.41 *Reports of traffic damage claims required of telegraph, cable, and radiotelegraph carriers.*

(Sec. 4 (i), 48 Stat. 1068; sec. 206, 48 Stat. 1072; sec. 219, 48 Stat. 1077; 47 U. S. C. 154 (i), 206, 219)

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6359; Filed, Apr. 16, 1946; 10:49 a. m.]

Notices

FEDERAL COMMUNICATIONS COMMISSION.

COMMERCIAL TELEVISION APPLICATIONS[1]

PUBLIC NOTICE OF PROCEDURE FOR HANDLING

The Commission, on April 11, 1946, effective immediately, adopted the following procedure for handling commercial television applications. Conditional grants will not be issued where applications are incomplete as has been the practice in FM broadcasting.

1. *Complete applications.* Applications now on file which are complete under either the new or old engineering standards will be considered. An application will be considered complete even though it does not answer completely all questions pertaining to equipment. These parts may be supplied later if information is not now available from the manufacturers of equipment. Specifically the equipment items referred to are the following numbered paragraphs in Form 330: Paragraphs 18, 19, 20, 21, 22, 23, 24 (a) (6) and (g). If applications are not current regarding financial or other matters that relate to the qualifications of the licensee including the manner in which it is proposed to provide the 28 hour program service per week as required under the Commission's Rule 3.661, these matters should be brought up to date.

2. *Incomplete applications.* An examination of the file of pending applications indicates a high percentage of the applications are incomplete. Applications under this category must be completed before they will be given consideration. Applicants who know they have incomplete applications on file should proceed to complete them within the next sixty days. In the case of applications found incomplete at the time of processing, the applicant will be requested to furnish additional information within thirty days. Those that are not complete at that time will be dismissed. Applications should be brought to completion under the new Standards of Good Engineering Practice concerning Television Broadcast Stations adopted December 19, 1945 (11 F.R. 1105).

3. *Applications set for hearing.* In order to give the Commission's Engineering Department an opportunity to study the issues involved in advance of the hearing, it is requested that sections of the application dealing with antennas, transmitter sites and coverage (including radials) be submitted at least ten days in advance of the hearing, using the new standards as a basis for all computations.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6356; Filed, Apr. 16, 1946; 10:49 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-709]

BIG INCH GAS, INC.

NOTICE OF APPLICATION

APRIL 11, 1946.

Notice is hereby given that on March 29, 1946, Big Inch Gas, Inc. ("Applicant"), a Delaware corporation with principal office at 100 West 10th Street, Wilmington, Delaware, filed with the Federal Power Commission an application pursuant to section 7 of the Natural Gas Act, as amended, for a certificate of public convenience and necessity authorizing the construction of the facilities necessary for the conversion of, and the operation of "Big Inch" Pipe Line for the transportation of natural gas.

In the application, "Big Inch" Pipe Line is described as follows:

The main pipe line, 1,340 miles in length, extends from Longview, Texas, through the States of Texas, Arkansas, Missouri, Illinois, Indiana, Ohio, West Virginia, Pennsylvania, and New Jersey to a terminal point at Linden, New Jersey. Of the total, 1,246 miles is 24-inch from Longview, Texas, to Phoenixville, Pennsylvania. 84 miles is 20-inch pipe from Phoenixville to Linden, New Jersey, and 8.6 miles of 24-inch and 1.5 miles of 20-inch pipe is in submerged river crossings. In addition to the main line, there is about 20 miles of 20-inch pipe and 20 miles of 16-inch, 14-inch, and 12-inch pipe between Phoenixville, and Philadelphia, Pennsylvania.

Applicant proposes to acquire "Big Inch" Pipe Line from War Assets Corporation, and to begin the necessary construction and conversion work immediately upon acquisition of the line. The conversion program includes the cleaning and testing of the line and the installation of compressors with capacity of over 100,000 horsepower at thirteen or more stations.

Applicant proposes to operate the line with a capacity of approximately 275,000,000 cubic feet of gas daily and at a maximum pressure of 800 to 820 pounds per square inch. Applicant states that it proposes to sell natural gas initially to utility companies in metropolitan areas of New York, New Jersey and eastern Pennsylvania at a price not in excess of 24¢ per thousand cubic feet, and that a market for the capacity of the line at a load factor of 90% has already been developed with utility companies. At the earliest possible time, the application states, applicant proposes to broaden its markets to serve utility companies in Delaware and Maryland.

Applicant states that it has commitments for the purchase of 300,000,000 cubic feet of gas per day from suppliers in the Carthage area and other areas in eastern Texas adjacent to the line with reserves adequate for capacity operations for over thirty years.

The estimated over-all capital cost of the acquisition of the line and the construction and other work necessary to place the line in operating condition, as stated in the application, is $70,000,000.

Any interested State commission is requested to notify the Federal Power Commission whether the application is one which should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 27th day of April 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of

[1] Part 1, Rules of Practice and Procedure, and Part 3, Subpart D, Rules Governing Television Broadcast Stations.

practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6361; Filed, Apr. 16, 1946; 11:35 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 488]

UNLOADING OF PIPE AT LOS ANGELES, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washigton, D. C., on the 12th day of April, A. D. 1946.

It appearing, that cars L&N 74229 and SLSF 52399 containing pipe at Los Angeles, California, on the Southern Pacific Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Pipe at Los Anegeles, California, be unloaded. (a) The Southern Pacific Company, its agents or employees, shall unload forthwith cars L&N 74229 and SLSF 52399 loaded with pipe now on hand at Los Angeles, California.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Southern Pacific Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6329; Filed, Apr. 15, 1946; 4:23 p. m.]

[S. O. 489]

UNLOADING OF COMMODITIES AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 12th day of April A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Various Commodities at Laredo, Texas, be unloaded. (a) The International-Great Northern Railroad Company (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Laredo, Texas.

Initial & No.	*Contents*
Erie 81375	Earth.
C&EI 442	Belt conveyor.
CB&Q 195332	Dump bodies.
CB&Q 11208	Cans.
AT&SF 147327	Machines.
PRR 102021	Lime.
PRR 347099	Machinery.
CB&Q 41563	Steel lathing.
D&H 17602	Washing mach.
L&N 91148	Flour.
NYC 17606	Flour.
AT&SF 141109	Flour.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6330; Filed, Apr. 15, 1946; 4:23 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6139]

ANGELIKA VON HOFFMANN

In re: Bank account owned by Angelika Von Hoffmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Angelika Von Hoffmann, whose last known address is Moltkestr. 8, Potsdam, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Staatsbank (Seehandlung), by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Preussische Staatsbank for the account of Angelika Von Hoffmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Angelika Von Hoffmann, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6311; Filed, Apr. 15, 1946; 11:29 a. m.]

[Vesting Order 6148]

MAREO WOOYENO

In re: Bank account owned by Mareo Wooyeno.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mareo Wooyeno, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Mareo Wooyeno, by Irving Trust Company, New York, New York, arising out of a checking account, entitled Mr. Mareo Wooyeno, maintained at the branch office of the aforesaid bank located at 162 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6313; Filed, Apr. 15, 1946; 11:30 a. m.]

[Vesting Order 6182]

LOUISE RUNDZIEHER

In re: Estate of Louise Rundzieher, also known as Louise Erbacher, deceased; File D-28-9661; E. T. sec. 13451.

Under the authority of the Trading with the Enemy Act, as amended, and Exective Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Carl Erbacher and Gorg Erbacher, and each of them, in and to the Estate of Louise Rundzieher, also known as Louise Erbacher, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Carl Erbacher, Germany.
Gorg Erbacher, Germany.

That such property is in the process of administration by Seth H. Lanes, as Substituted Administrator, C. T. A., acting under the judicial supervision of Essex County Orphans' Court, Newark, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 12, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-6315; Filed, Apr. 15, 1946; 11:30 a. m.]

[Vesting Order CE 236]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, MINNESOTA, WISCONSIN AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and

when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Maren Nielsen	Denmark	Estate of Niels Peter Juel Christensen, deceased, Probate Court, Montcalm County, Mich.; No. 14,461.	$1,102.53	The County Treasurer of Montcalm County, Stanton, Mich.	$20.00
		Item 2			
Ejvend Johansen	Denmark	Same	1,102.53	Same	20.00
		Item 3			
Thora Pedersen	Denmark	Same	1,102.53	Same	20.00
		Item 4			
Hannah Olson	Norway	Estate of Henry E. Olson, deceased, Probate Court, Blue Earth County, Minn.	1,000.00	Lake Crystal National Bank, Lake Crystal, Minn.; Blocked Account in the name of Hannah Olson.	36.00
		Item 5			
Eliza Olsen	Norway	Same	1,000.00	Lake Crystal National Bank, Lake Crystal, Minnesota; Blocked Account in the name of Eliza Olson.	36.00
		Item 6			
Heirs at law, names unknown, of Sigurd Olsen, deceased.	Norway	Estate of Sigurd Olson, also known as Sigvart M. Olson, deceased, Probate Court, St. Louis County, Minn.	4,483.56	The County Treasurer of St. Louis County, Duluth, Minn.	28.00
		Item 7			
Olga Jakowczuk	Poland	Estate of Wasyl Jakowczuk, deceased, Probate Court, Hennepin County, Minn.; No. 32536.	1,263.00	Midland National Bank and Trust Co., Trustee, Minneapolis, Minn.	84.00
		Item 8			
Mary Widney	France	Trust under the Will of Mary L. Latimer, deceased, County Court, Walworth County, Wis.	(1)	J. J. Phoenix, Trustee, 420 Walworth Ave., Delavan, Wis.	324.00
		Item 9			
Irene Vlasis	Greece	Estate of Constantine N. Vlasis, Trustee for Irene Vlasis, Minor, Probate Court, Hamilton County, Ohio; No. 10967.	1,431.00	The Fifth Third Union Trust Co., Trustee, 4th and Walnut Streets, Cincinnati, Ohio.	53.00
		Item 10			
Yosel-Tany Kapilovitz	Latvia	Estate of David Kapilovitz, deceased, Probate Court, Wayne County, Mich.	4,293.81	The County Treasurer of Wayne County, Detroit, Mich.	37.00
		Item 11			
Felvus Kapilovitz	Latvia	Same	4,293.81	Same	37.00

[1] Income from Trust under the Will of Mary L. Latimer, deceased.

[F. R. Doc. 46–6184; Filed, Apr. 12, 1946; 10:12 a. m.]

[Vesting Order CE 237]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Julylonas Kanapeckas	Lithuania	Estate of Michael Kanapeckas, deceased, Probate Court of Cook County, Ill.; File No. 40–P–1230.	1,304.47	Victor L. Schlaeger, County Treasurer, Cook County, Chicago, Ill.	$127.00
		Item 2			
Veronica Kanapeckas	Lithuania	Same	804.47	Same	78.00
		Item 3			
Amelija Pagareski	Lithuania	Same	267.90	Same	26.00
		Item 4			
Caroline Judikine	Lithuania	Same	200.86	Same	20.00
		Item 5			
Apolonia Prunikinene	Lithuania	Same	200.86	Same	20.00
		Item 6			
Juliona Kravaiskinne	Lithuania	Same	200.86	Same	20.00
		Item 7			
George Vinikunas	Lithuania	Same	320.22	Same	31.00
		Item 8			
Antonina Czyplinska	Poland	Estate of Walter Labus, deceased, No. 42–P–6523, Probate Court, Cook County, Ill.	1,677.52	Same	23.00
		Item 9			
Julja Kunowska	Poland	Same	1,677.53	Same	23.00
		Item 10			
Aleksander Labus	Poland	Same	1,677.52	Same	23.00
		Item 11			
Stanislawa Maj	Poland	Same	1,677.53	Same	23.00
		Item 12			
Leonora Kuczynska	Poland	Same	1,677.53	Same	23.00
		Item 13			
Gabriel Theisen	Luxembourg	Estate of Marie Theisen, Deceased, Probate Court of Cook County, Ill.; File 43–P–363, Docket 418, Page 307.	200.00	Same	10.00
		Item 14			
Nicholas Theisen	Luxembourg	Same	200.00	Same	10.00
		Item 15			
Theodore Theisen	Luxembourg	Same	200.00	Same	10.00
		Item 16			
Joseph Theisen	Luxembourg	Same	200.00	Same	10.00
		Item 17			
Susanne Theisen	Luxembourg	Same	200.00	Same	10.00
		Item 18			
Inger Idso	Norway	Estate of Enoch Idso, deceased, in the Probate Court of Cook County, Ill., File 43 P 5463, Docket 424, Page 56.	90.12	Same	13.00
		Item 19			
Ane Idso	Norway	Same	90.12	Same	13.00
		Item 20			
Anna Majchrowicz	Poland	Estate of Jan Majchrowicz, deceased, Probate Court, Cook County, Illinois; Docket No. 433, Page 166, File No. 44–P–5237.	300.00	Same	47.00
		Item 21			
Heirs of Harry Kautsuris, deceased, names unknown.	Greece	Estate of Harry Kautsuris, deceased. Probate Court of Cook County, Ill.: File 43–P–5237, Docket 423, Page 537.	417.76	Same	42.00

[F. R. Doc. 46–6185; Filed, Apr. 12, 1946; 10:12 a. m.]

[Vesting Order CE 238]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said

Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Hyman Kraftchick	Poland	Estate of Louis Kraftchick, deceased, Essex County Orphans' Court, Newark, N. J.	$884.37	George H. Becker, Clerk of Essex County Orphans' Court, Essex County Court House, Newark, N. J.	$39.00
		Item 2			
Chuna Kraftchick	Poland	Same	884.38	Same	39.00
		Item 3			
John Slebodnik	Czechoslovakia	Estate of Joseph Slebodnik, deceased, Bergen County Orphans' Court, Bergen County Court House, Hackensack, N. J.	452.98	Stephen P. Piga, Attorney-in-fact for John Slebodnik, 15 Exchange Place, Jersey City 2, N. J.	31.00
		Item 4			
William Alberts	Netherlands	Estate of Johannes Alberts, deceased, Passaic County Orphans' Court, N. J.	450.49	John McNaughton, Clerk of the Passaic County Orphans' Court, Passaic County Court House, Paterson, N. J.	40.00
		Item 5			
Mrs. F. Brouwer	Netherlands	Same	450.49	Same	40.00
		Item 6			
Elise Lambertsen	Denmark	Estate of Catherine Lambertsen, deceased, Middlesex County Orphans' Court, Middlesex County Court House, New Brunswick, N. J.	781.28	Frank A. Connolly, Clerk of the Middlesex County Orphans' Court, Middlesex County Court House, New Brunswick, N. J.	93.00
		Item 7			
Christian Denmark	Denmark	Same	172.00	Same	21.00
		Item 8			
Anna Malec, her heirs at law, devisees, grantees, next of kin, issue, legatees and personal representatives.	Poland	Estate of Jan Stazyk, deceased, Mercer County Orphans' Court, Trenton, N. J.	1,721.65	Consul General of Poland, Trustee, c/o Rospond & Rospond, Raymond-Commerce Bldg., Newark 2, N. J.	58.00
		Item 9			
Agnieszka Stazyk, her heirs at law, devisees, grantees, next of kin, issue, legatees and personal representatives.	Poland	Same	1,721.65	Same	58.00

[F. R. Doc. 46–6186; Filed, Apr. 12, 1946; 10:12 a. m.]

[Vesting Order 6142]

RENATE VON HOFFMANN

In re: Bank account owned by Renate Von Hoffmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Renate Von Hoffmann, whose last known address is Moltkestr. 8, Potsdam, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Preussische Staatsbank, (Seehandlung), by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Preussische Staatsbank, Berlin, for the account of Renate Von Hoffmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Renate Von Hoffmann, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6312; Filed, Apr. 15, 1946; 11:29 a. m.]

[Vesting Order CE 239]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Dagmar Haraldsen	Norway	Estate of Mathilde Larsen, deceased, Surrogate's Court, New York County, County, N. Y. Index No. P–604/44.	$14.00
		Item 2	
Astri Haraldsen	Norway	Same	14.00
		Item 3	
Fritz Haraldsen	Norway	Same	14.00
		Item 4	
Hans Haraldsen	Norway	Same	14.00
		Item 5	
Hans Kraus	Shanghai, China	In the Matter of the Estate of Erich Kraus, deceased, Surrogate's Court, New York County, N. Y. No. P1692–44.	51.00
		Item 6	
Eidel Diller	Poland	Estate of Lemel Diller, Surrogate's Court, Kings County, N. Y. Docket No. 1967–1944.	25.00
		Item 7	
Juoras Pivarunas or issue	Lithuania	Estate of Antanas Pivarunas, a/k/a Anthony Pivarunas, Antonas Piwarunas and Antonos Pievasunas, deceased, Surrogate's Court, Kings County, N. Y. Index No. 5805–1943.	8.00
		Item 8	
Kazys Pivarunas or issue	Lithuania	Same	8.00
		Item 9	
Roralija Malinauskiene or issue	Lithuania	Same	8.00
		Item 10	
Tekle Pivarunas or issue	Poland	Same	8.00
		Item 11	
Augusta N. Dreer	France	Estate of Louise G. Tower, deceased Surrogate's Court, New York County, N. Y. Index No. P2557–42.	65.00
		Item 12	
Church of w Dobrzynie	Poland	Estate of Sylwester Michalowski, deceased, Surrogate's Court, County of Bronx, State of New York. Index No. 5P/1944.	5.00
		Item 13	
Church of w ies Zaduszniki, gminy Oleszno powiat Lipno.	Poland	Same	5.00
		Item 14	
Church of w Grochowalsku, gminy Oleszno powiat Lipno.	Poland	Same	5.00
		Item 15	
Wydzialowi Opieki Spolecznej of Warsaw	Poland	Same	27.00
		Item 16	
The Poorest Families in Dobrzyn; w Dobrzyniu n/Wisla.	Poland	Same	5.00
		Item 17	
Apolonja Zakrzewski nee Michalowski	Poland	Same	9.00
		Item 18	
Walerja Rutkowski nee Michalowski	Poland	Same	9.00

[F. R. Doc. 46–6187; Filed, Apr. 12, 1946; 10:13 a. m.]

[Vesting Order CE 240]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN WISCONSIN, ILLINOIS AND MINNESOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A:

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Olga Hansen	Norway	Estate of Cornelius Martinsen, also known as Cornelius Martenson, deceased, County Court, Milwaukee County, Wis.; File No. 238–447.	$198.46	National City Bank of New York, New York, N. Y. Account in the name of the Royal Norwegian Government Special Account "H," Washington, D. C.	$20.00
		Item 2			
Thomas Martinsen	Norway	Same	198.46	Same	20.00
		Item 3			
Thomas Martinsen	Norway	Same	97.73	Same	10.00
		Item 4			
Mary Matinsen	Norway	Same	97.72	Same	10.00
		Item 5			
Fin Graff	Norway	Estate of Zuleima Fossum, deceased, Probate Court, Cook County, Ill.; Docket No. 381; Page 402; File No. 39–P–720.	58.26	Same	6.00
		Item 6			
Gerda Graff	Norway	Same	58.26	Same	6.00
		Item 7			
Vindlov Hildur Jensen	Norway	Same	174.75	Same	17.00
		Item 8			
Esther Tellander	Norway	Same	174.75	Same	17.00
		Item 9			
Marit Dahle	Norway	Estate of Annie Hedahl, deceased, Probate Court, Norman County, Minn.	370.87	Same	51.00
		Item 10			
Lina Svendsen	Norway	Estate of Peter Hatleberg, also known as Peder Hatleberg, deceased. Probate Court, Pope County, Minn.; No. 4022.	280.11	Same	43.00
		Item 11			
Jans Svendsen	Norway	Same	280.11	Same	43.00
		Item 12			
Hans Halvorsen	Norway	Estate of Alfred Halvorsen, deceased, County Court, Shawano County, Wis.	804.53	Same	67.00

[F. R. Doc. 46–6188; Filed, Apr. 12, 1946; 10:13 a. m.]

[Vesting Order CE 241]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, MICHIGAN, INDIANA, NEBRASKA, MINNESOTA AND NORTH DAKOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Rudolph Krabec	Czechoslovakia	Estate of Ignatz Mendlik, deceased, Probate Court, Cuyahoga County, Ohio.	$1,000.00	Alice Soukup, Trustee for Rudolph Krabec 5230 Broadway, Cleveland, Ohio.	$88.00
		Item 2			
Ann Sulc	Czechoslovakia	Estate of James (Vaclav) Sulc, deceased, Probate Court, Muskegon County, Mich.; No. 12402.	375.00	The County Treasurer of Muskegon County, Muskegon, Mich.	12.00
		Item 3			
Joseph Sulc	Czechoslovakia	Same	375.00	Same	12.00
		Item 4			
Marie Cermak	Czechoslovakia	Same	125.00	Same	5.00
		Item 5			
Emily Vlasak	Czechoslovakia	Same	125.00	Same	5.00
		Item 6			
Frances Sblova	Czechoslovakia	Same	125.00	Same	5.00
		Item 7			
Anthony Sulc	Czechoslovakia	Same	125.00	Same	5.00
		Item 8			
Charles Sulc	Czechoslovakia	Same	125.00	Same	5.00
		Item 9			
Joseph Sulc	Czechoslovakia	Same	125.00	Same	5.00
		Item 10			
Victor Henry De Somoskeoy, Jr.	Poland	Estate of Victor Henry De Somoskeoy, a minor, Circuit Court, La Porte County, Ind	4,905.92	First National Bank & Trust Co. of La Porte, Guardian, 802–804 Lincoln Way, La Porte, Ind.	48.00
		Item 11			
Karel Folta	Czechoslovakia	Estate of Anthony Folta, deceased, County Court, Douglas County, Nebr.	450.79	Robert R. Troyer, Judge, County Court, Douglas County, Omaha, Nebraska.	13.00
		Item 12			
Cyril Folta	Czechoslovakia	Same	450.79	Same	13.00
		Item 13			
Joseph Folta	Czechoslovakia	Same	450.79	Same	13.00
		Item 14			
Maria Folta	Czechoslovakia	Same	450.79	Same	13.00
		Item 15			
Ludmila Folta Lycka	Czechoslovakia	Same	90.16	Same	5.00
		Item 16			
Milada Folta Kostelak	Czechoslovakia	Same	90.16	Same	5.00
		Item 16			
Vilem Folta	Czechoslovakia	Same	90.16	Same	5.00
		Item 17			
Antonio Folta	Czechoslovakia	Same	90.16	Same	5.00
		Item 18			
Alfons Folta	Czechoslovakia	Same	90.16	Same	5.00
		Item 19			
John Jurey	Czechoslovakia	George Jurey v. John Jurey, Court of Common Pleas, Cuyahoga County, Ohio; No. 531,380.	715.00	Clerk of Common Pleas Court, Cuyahoga County, Cleveland, Ohio.	47.00
		Item 20			
Martin Jurey	Czechoslovakia	Same	715.00	Same	47.00
		Item 21			
Susan Jurey Smerek	Czechoslovakia	Same	715.00	Same	47.00
		Item 22			
Udalrich Kalan	Yugoslavia	Estate of F. S. Rant, also known as Francis Rant, also known as Francis S. Rant, deceased, District Court, Second Judicial District, Ramsey County, Minn.; No. 230607.	235.00	Louis A. Gales, Trustee, 233 Collerne St., St. Paul, Minn.	48.00
		Item 23			
Malka Trjin	Yugoslavia	Same	192.01	Same	35.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 24			
Knut Larson	Norway	Estate of John Larson, deceased, Probate Court, Hennepin County, Minn.; No. 61994.	4,153.63	Jacob Stefferud, Administrator, d. b. n., c. t. a., in the Estate of John Larson, deceased, 827 Marquette Ave., Minneapolis, Minn.	$28.00
		Item 25			
Torkel Larson	Norway	Same	4153.63	Same	28.00
		Item 26			
Thore Larson	Norway	Same	4153.63	Same	28.00
		Item 27			
Mathias Sather	Norway	Estate of Julius Johnson, deceased, County Court, Williams County, N. Dak.	243.66	American State Bank of Williston, Williston, N. Dak.	24.49
		Item 28			
Mrs. Julius Sather	Norway	Same	243.66	Same	24.49
		Item 29			
Bonthia Pliakas	Greece	Estate of Peter Pallas, deceased, Probate Court, Wayne County, Mich.; No. 319,903.	223.75	The County Treasurer of Wayne County, Detroit, Mich.	15.00
		Item 30			
Paul Pliakas	Greece	Same	223.75	Same	15.00
		Item 31			
Andrew Pliakas	Greece	Same	223.75	Same	15.00
		Item 32			
Louis Asimos	Greece	Estate of George J. Asimos, deceased, Circuit Court, Montgomery County, Ind.	1450.00	Clerk of the Circuit Court, Montgomery County, Crawfordsville, Ind.	14.00
		Item 33			
Damatra Asimos	Greece	Same	1450.00	Same	14.00
		Item 34			
Evangeline Asimos	Greece	Same	1450.00	Same	14.00
		Item 35			
Martha Asimos	Greece	Same	1450.00	Same	14.00
		Item 36			
Hersey Asimos	Greece	Same	1450.00	Same	14.00

[1] Approximately.

[F. R. Doc. 46-6316; Filed, Apr. 15, 1946; 11:30 a. m.]

[Vesting Order 6181]

KLARA H. COLLITZ

In re: Estate of Klara H. Collitz, deceased; File D-28-10268; E. T. sec. 14638.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Frau Sanitatsrat Joseph Hirsch, Frau Rechtsanwalt Kate Helmsen, Frau Hella Von Bogen, Frau Sanitatsrat A. Totzke, Frau Johanna Thedens, Willy von Bogen, Children of Frau Johanna Thedens, names unknown, Mase Friederichs, Ernst Friederichs, and Descendants of Frau Sanitatsrat Joseph Hirsch, and each of them, in and to the Estate of Klara H. Collitz, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Frau Sanitatsrat Joseph Hirsch, Germany.
Frau Rechtsanwalt Kate Helmsen, Germany.
Frau Hella Von Bogen, Germany.
Frau Sanitatsrat A. Totzke, Germany.
Frau Johanna Thedens, Germany.
Willy von Bogen, Germany.
Children of Frau Johanna Thedens, names unknown, Germany.
Mase Friederichs, Germany.
Ernst Friederichs, Germany.
Descendants of Frau Sanitatsrat Joseph Hirsch, Germany.

That such property is in the process of administration by Frederick H. Hennighausen and John Phelps, as Executors, acting under the judicial supervision of the Orphans' Court of Baltimore City, Maryland;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 12, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-6314; Filed, Apr. 15, 1946; 11:30 a. m.]

[Vesting Order CE 242]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Ursula Stalzert	Yugoslavia	Estate of Maria Mittermeier, Surrogate's Court, Kings County, N. Y., Docket No. 7250—1930.	$1,232.14	Treasurer of the City of New York, Municipal Bldg., New York, N. Y.	$41.00
		Item 2			
Israel Rosdol	Poland	Estate of Jacob Rosdol, Surrogate's Court, Kings County, N. Y., Docket No. 1548/1942.	296.28	Same	35.00
		Item 3			
John Kinkopf	Jugo-Slavia	Estate of Frank Kinkoff, dec'd. Surrogate's Court, Kings County, N. Y., Docket No. 281-1942.	1,806.22	Same	26.00
		Item 4			
Philip Kinkopf	Jugo-Slavia	Same	1,806.22	Same	26.00
		Item 5			
Hersz Naftula Ivry	Poland	Estate of Mollie Meyerson, Surrogate's Court, Kings County, N. Y., Docket No. 4820/1942.	88.68	Same	18.00
		Item 6			
Basche Brum	Poland	Same	88.68	Same	18.00
		Item 7			
Chala Rivka Fish	Poland	Same	22.14	Same	5.00
		Item 8			
Esther Chesler	Poland	Estate of David Leons, Surrogate's Court, Kings County, N. Y. Docket No. 766-1940.	2,891.55	Same	5.00
		Item 9			
Shoshke Sobol	Poland	Same	2,891.55	Same	5.00
		Item 10			
Sarah Winick	Poland	Same	2,891.55	Same	5.00
		Item 11			
Hershel Jukowsky	Poland	Same	2,891.55	Same	5.00
		Item 12			
Shloime Jukowsky	Poland	Same	2,891.55	Same	5.00
		Item 13			
Channah Rujansky	Poland	Same	2,891.55	Same	5.00
		Item 14			
Baruch Jukowsky	Poland	Same	2,891.55	Same	5.00
		Item 15			
Baruch Potoksky	Poland	Same	482.45	Same	5.00
		Item 16			
Shaine Mintz	Poland	Same	482.45	Same	5.00
		Item 17			
Faigel Lazerowitz	Poland	Same	482.44	Same	5.00
		Item 18			
Molshe Rudofsky	Russia	Same	707.00	Same	5.00
		Item 19			
Nechama Rudofsky	Russia	Same	706.99	Same	5.00
		Item 20			
Broche Krupeny	Russia	Same	706.99	Same	5.00
		Item 21			
Joseph Maleckl	Poland	Estate of Josephine Maleckl, also known as Jugah Maleckl, deceased, Surrogate's Court, Kings County, N. Y. Docket No. 8597-41.	352.16	Same	16.00
		Item 22			
Mary Dudzie	Poland	Same	352.17	Same	16.00

[F. R. Doc. 46-6317; Filed, Apr. 15, 1946; 11:30 a. m.]

[Vesting Order CE 243]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, MICHIGAN, MINNESOTA, WISCONSIN, MISSOURI AND INDIANA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest
		Item 1	
David Schiff	Lithuania	Estate of Joseph Schiff, deceased, Probate Court, Hamilton County, Ohio, File No. 152296.	$17.00
		Item 2	
Aaron Schiff	Lithuania	Same	17.00
		Item 3	
Chera Schiff Gotstein	Lithuania	Same	17.00
		Item 4	
Jacobus Hendrik Giljames	Netherlands	Estate of Hendrina Crezee, deceased, Probate Court, Kalamazoo County, Mich., File No. 31556.	6.00
		Item 5	
Lena Romyn	Netherlands	Same	57.60
		Item 6	
Elevine Larson	Norway	Estate of Ole L. Moe, deceased, Probate Court, Douglas County, Minn.	15.00
		Item 7	
Alberta Larson	Norway	Same	15.00
		Item 8	
Eltje Huisman	Netherlands	Estate of Otto Huisman, deceased, County Court, Langlade County, Wis., File No. 3553A.	11.00
		Item 9	
Saartje Huisman	Netherlands	Same	11.00
		Item 10	
Rutgert Huisman	Netherlands	Same	11.00
		Item 11	
Hindrik Huisman	Netherlands	Same	11.00
		Item 12	
Fouchina Huisman	Netherlands	Same	11.00
		Item 13	
Marie Mezy	France	Estate of Stephen Louis, deceased, Probate Court, City of St. Louis, Mo., Case #91171.	250.00
		Item 14	
Lucie Lamouroux	France	Same	250.00
		Item 15	
Marianne Zemlant	France	Same	250.00
		Item 16	
Tom Skrbina	Yugoslavia	Estate of George Skrbina, deceased, Probate Court, St. Louis County, Minn.	11.00
		Item 17	
Three sisters of George Skrbina, deceased, names unknown.	Yugoslavia	Same	33.00
		Item 18	
Maryanna Zapart	Poland	Estate of Joseph Zapart, deceased, Lake Superior Court, Lake County, Ind., No. 7043.	22.00
		Item 19	
Wanda Zapart	Poland	Same	10.00
		Item 20	
Lucien Zapart	Poland	Same	10.00
		Item 21	
Olenka Ostopavich	Poland	Estate of John Magun, deceased, Probate Court, Trumbull County, Ohio, No. 18406.	41.00

[F. R. Doc. 46–6318; Filed, Apr. 15, 1946; 11:31 a. m.]

[Vesting Order CE 244]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS, MAINE AND RHODE ISLAND COURTS

Under the authority of the Trading with the Enemy Act as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Julia T. Roederer	France	Trust u/w of Julia Porter Thayer, deceased, Suffolk County Probate Court No. 298908.	(1)	State Street Trust Company, State and Congress Streets, Boston, Mass., trustee.	$82.00
		Item 2			
Anna Kustava Niskanen	Finland	Estate of Katri Mustonen, deceased. Oxford County, Probate Court, Maine.	$900.43	County Treasurer of Oxford County, Mexico, Maine.	13.00
		Item 3			
Alma Sofia Partanen	Finland	Same	900.43	Same	13.00
		Item 4			
Hilma Korhonen	Finland	Same	900.43	Same	14.00
		Item 5			
Aleksaantra Tervonen	Finland	Same	900.43	Same	14.00
		Item 6			
Elka Blum Resnik	Poland	Estate of Max M. Pullman, deceased. Probate Court of the City of Pawtucket, R. I., Docket No. 12043.	1,000.00	Registry of the Probate Court of the City of Pawtucket, R. I.	40.00
		Item 7			
Rewa Less	Poland	Same	50.00	Same	5.00
		Item 8			
John Henneman for the benefit of the Henneman Family.	Belgium	Estate of Mabel D. Henneman, deceased, Penobscot County, Bangor, Maine. Probate Court.	500.00	Treasurer of the County of Penobscot, Bangor, Maine.	30.00
		Item 9			
Suzanne Gregoire	France	Estate of Julian Martin, deceased. Probate Court of the City of Central Falls, R. I., Probate No. 3115.	3,511.94	Registry of the Probate Court of the City of Central Falls, R. I.	26.00

[1] Income of trust u/w of Julia Porter Thayer, deceased.

[F. R. Doc. 46–6319; Filed, Apr. 15, 1946; 11:31 a. m.]

[Vesting Order 5931]

ERNST BEHR

In re: trust under the Will of Ernst Behr, deceased; File No. D–28–9653; E. T. sec. 13426.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of August Rehme, the children and children of deceased children of August Rehme, names unknown, Mathilde Juds, nee Rehme, also known as Mathilde Yuds, Ernst Rehme, Karl Rehme, Fritz Rehme and Adolph Rehme, and each of them, in and to the trust created under the Will of Ernst Behr, deceased.

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

August Rehme, Germany.

The children and children of deceased children of August Rehme, names unknown, Germany.

Mathilde Juds, nee Rehme, also known as Mathilde Yuds, Germany.

Ernst Rehme, Germany.

Karl Rehme, Germany.

Fritz Rehme, Germany.

Adolph Rehme, Germany.

That such property is in the process of administration by Caroline E. Behr, as Executrix and Trustee, acting under the judicial supervision of the Hudson County Orphans' Court, Jersey City, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States

requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6307; Filed, Apr. 15, 1946; 11:29 a. m.]

[Vesting Order 5972]

LOUIS F. RICHTER

In re: Estate of Louis F. Richter, deceased; File No. D-28-9512; E. T. sec. 12906.

Under the authority of the Trading with the Enemy Act, as amended and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Arthur Richter, the issue, names unknown, of Arthur Richter, Rudolf Hinkelmann and Lisel Hinkelmann, and each of them, in and to the Estate of and in and to the Trust under the Will of Louis F. Richter, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Arthur Richter, Germany.
The issue, names unknown, of Arthur Richter, Germany.
Rudolf Hinkelmann, Germany.
Lisel Hinkelmann, Germany.

That such property is in the process of administration by The Berkshire Trust Company, as Executor, acting under the judicial supervision of the Probate Court, County of Berkshire, Commonwealth of Massachusetts;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6308; Filed, Apr. 15, 1946; 11:29 a. m.]

[Vesting Order 6048]

JOHN G. SEYFRIED

In re: Estate of John G. Seyfried, deceased; File No. 017-18842.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Marie Koehler, Jacob Marhoefer, Adam Marhoefer and Ludwig Marhoefer, and each of them, in and to the Estate of John G. Seyfried, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Marie Koehler, Germany.
Jacob Marhoefer, Germany.
Adam Marhoefer, Germany.
Ludwig Marhoefer, Germany.

That such property is in the process of administration by John J. Seyfried and Francis X. Broschart, as Administrators, acting under the judicial supervision of the Surrogate's Court, Suffolk County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together, with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6309; Filed, Apr. 15, 1946; 11:29 a. m.]

[Vesting Order 6066]

LOUIS LAUER

In re: Estate of Louis Lauer, deceased; File No. D-55-417; E. T. sec. 5046.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Lene Lauer in and to the Estate of Louis Lauer, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Lene Lauer, Germany.

That such property is in the process of administration by the City Treasurer of the City of New York, as Depositary, acting under the judicial supervision of the Surrogate's Court, New York County, State of New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6310; Filed, Apr. 15, 1946; 11:29 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 154]

ROBERTS & MANDER STOVE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Roberts & Mander Stove Company, Hatboro, Pennsylvania, may compute its adjusted ceiling prices for all articles of the line of gas and gas combination ranges which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 5.9 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the ceiling price (exclusive of all permitted increases or adjustment charges) hereafter properly determined or established in accordance with section 3, 7, or 8 of Maximum Price Regulation No. 64, increased by 5.9 per cent or the ceiling price determined in accordance with section 5 of Maximum Price Regulation No. 64 which price may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Retailers ceiling prices.* For sales in each zone by retailers other than mail order houses to ultimate consumers of the models listed below the ceiling prices including the Federal excise tax but not including any state or local taxes imposed at the point of sale are as follows:

Model	Article	Ceiling prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
L-35	Gas range	$107.25	$110.25	$112.50	$116.75
L-45	do	112.95	115.95	118.50	122.75
L-55	do	130.95	133.95	136.50	141.25
L-65	do	128.50	131.95	134.95	139.95
L-75	do	161.25	165.25	168.50	174.25
L-9	Gas combination.	182.75	187.95	192.25	199.95
L-95	do	189.50	194.75	199.25	206.95

The ceiling prices above include delivery and installation. If the retailer does not provide installation, he shall compute his ceiling price by subtracting $6.00 in the case of gas ranges and $9.00 in the case of gas combination ranges from his ceiling price as shown above for sales on an installed basis. If the retail dealer sells a stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Amount which may be added*
Gum filter "Q"	$0.95
Hi-Lo valves (for model L-9)	1.75
Simmer burners (for model L-9)	8.95
Simmer burners (for models L-35, L-45, L-55, L-65, and L-75)	7.25
Lamp assembly "A"	6.50
Lamp assembly "B"	6.50
Lamp assembly "C"	13.75
Lamp assembly "D"	13.75
Lamp assembly "E"	6.50
Cast iron water front	9.25

In all other respects these prices are subject to each retail seller's customary terms, discounts, allowances, (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(c) *Labelling.* The manufacturer shall, before delivering any range covered by this order after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail ceiling price established by this order for sales of the range to ultimate consumers in each zone and the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery, and installation and that if the seller does not provide installation, the ceiling price is $6.00 less than the price shown on the label in the case of gas ranges and $9.00 less than the price shown on the label in the case of combination ranges. There shall also be a statement that the label may not be removed until after the range is sold to an ultimate consumer.

(d) *Zones.* For the purposes of this order Zones 1, 2, 3, and 4, are those defined by Order No. 86 under Revised Supplementary Order No. 119.

(e) *Relationship of this order to Maximum Price Regulation No. 64.* All the provisions of Maximum Price Regulation No. 64 continue to apply to sales of articles covered by this order except to the extent that they are modified by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall be become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6300; Filed, Apr. 15, 1946; 11:27 a. m.]

[Rev. SO 119, Order 155]

ARGUS, INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Argus, Inc. of Ann Arbor, Michigan, may compute its adjusted ceiling prices to apply to its sales of all articles of photographic equipment which it manufactures from February 28, 1946, as follows:

(1) For an article which has a properly established ceiling price in effect be-

fore the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 9.2 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in resellers' margins.* Reseller's maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) The provisions of Supplementary Order No. 153 shall not apply to sales covered by this order.

(f) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6301; Filed, Apr. 15, 1946; 11:27 a. m.]

[Rev. SO 119, Order 156]

LOCKE MACHINE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Locke Machine Company of 971 East 63d Street, Cleveland 14, Ohio, may compute its adjusted ceiling prices for the Musselman Bicycle Coaster brakes and parts which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 18 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Distributors and dealers who sell the article in the same form in which the manufacturer has sold it at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order; the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 are not applicable to any sales covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6302; Filed, Apr. 15, 1946; 11:28 a. m.]

[Rev. SO 119, Order 157]

ABEL AND BACH CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* Abel and Bach Company, Milwaukee, Wisconsin, may compute its adjusted ceiling prices for all articles of luggage, sample cases and portable radio cases which it manufactures as follows.

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 21.6 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in resellers' margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) The provisions of Supplementary Order No. 153 are not applicable to any sales covered by this order.

(f) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6303; Filed, Apr. 15, 1946; 11:28 a. m.]

[SO 133, Amdt. 1 to Order 17]

LENOX INC.

ADJUSTMENT OF MAXIMUM PRICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. 17 under Supplementary Order 133 is amended in the following respect:

1. Paragraph (a) is amended to read as follows:

(a) *Manufacturer's maximum prices.* Lenox Incorporated, Price and Mead Streets, Trenton 5, New Jersey, may increase by no more than 24% on and after the effective date of this amendment, its ceiling prices to each class of purchaser for Lenox china of its manufacture.

This amendment shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6304; Filed, Apr. 15, 1946; 11:28 a. m.]

[MPR 64, Order 277]

ODIN STOVE MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of two models of gas ranges manufactured by the Odin Stove Mfg. Company, 342 West 12th Street, Erie, Pennsylvania.

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices, including the Federal excise tax, are those set forth below:

Model	Maximum prices for sales to retail dealers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
1613–G	$103.64	$108.79	$110.95	$113.90
1623–G	114.72	117.03	119.34	122.58

These prices are f. o. b. wholesale distributor's city. In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
1613–G	$167.25	$170.25	$174.25	$178.95
1623–G	179.30	183.25	186.75	191.95

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by substracting $6.00 from his maximum price as shown above for sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale after the effective date of this order the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(d) For purposes of this order Zones 1, 2, 3, and 4 comprise the following areas:

Zone 1. The following counties in the state of Pennsylvania: Erie, Crawford, Warren, McKean, Potter, Mercer, Venango, Forest, Elk, Cameron, Lawrence, Butler, Clarion, Jefferson, Clearfield, Beaver, Allegheny, Armstrong, Indiana, Blair, Westmoreland, Cambria and Washington; the following counties in the state of Ohio: Ashtabula, Trumbull, Mahoning, Columbiana, Jefferson, Harrison, Carroll, Stark, Portage, Geauga, Lake, Cuyahoga, Medina, Summit, Wayne, Holmes, Tuscarawas, and Coshocton; the following counties in the state of New York: Chautaugua, Cattaraugus, Allegany, Erie, Wyoming, Genesee, and Niagara; the following counties in the state of West Virginia: Hancock, Brooke and Ohio.

Zone 2. The counties of Pennsylvania, New York, Ohio and West Virginia not included in Zone 1, Vermont, New Hampshire, Rhode Island, Massachusetts, Connecticut, New Jersey, Delaware, Maryland, Virginia, North Carolina, Kentucky, Tennessee, Indiana, Illinois, Michigan, Wisconsin and the District of Columbia.

Zone 3. Minnesota, North Dakota, South Dakota, Iowa, Nebraska, Kansas, Missouri, Arkansas, Oklahoma, South Carolina, Louisiana, Maine, Mississippi, Alabama, Georgia, Florida, and Texas except the counties of El Paso, Hudspeth, Culberson, Loving, Winkler, Ector, Midland, Ward, Crane, Upton, Pecos, Reeves, Jeff Davis, Presidio, Brewster and Terrill.

Zone 4. Montana, Wyoming, Washington, Oregon, California, Idaho, Navada, Arizona, Utah, Colorado, New Mexico, and the counties of Texas not included in Zone 3.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 29th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6282; Filed, Apr. 15, 1946; 11:22 a. m.]

[MPR 188, Amdt. 2 to Order 4509]

COLONIAL LAMP SHADE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered,* That paragraph (a) (1) of Order No. 4509 be amended in the following respect:

1. For sales by the Manufacturer to Jobbers, the maximum price on 16½" Lamp shade, Model No. 518, is changed from $2.40 each to $3.40 each.

This maximum price is for the article described in the manufacturer's application dated March 2, 1945.

This amendement shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6287; Filed, Apr. 15, 1946; 11:25 a. m.]

[MPR 188, Order 21 under Order 6]

SILEX CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country for all small electrical appliances manufactured by the Silex Company, and which are sold under the brand name, "Silex", as follows:

(1) The uniform retail ceiling price for the following articles is the price set forth below opposite each article:

Article	Catalog No.	Uniform retail ceiling price (inclusive of Federal excise tax)
"Duolectric" steam iron	4144-244	$15.90
Coffee maker:		
White (8 cup)	1122-168	5.65
Black (4-6 cup)	1122-216	5.75
White (4-6 cup)	1122-116	6.45
Black (8 cup)	1122-218	6.55
White (8 cup)	1122-118	7.60
Black (12 cup)	1122-211	7.40
White (12 cup)	1122-111	7.95
Electric buffet service	1622-366	24.15
Electric coffee service	1122-468	16.20
Electric stove:		
Black trim	3145-201	2.90
White trim	3145-101	3.35
Deluxe electric stove:		
Black trim	3145-212	4.35
White trim	3145-112	4.80

(2) The uniform retail ceiling price, of an article which the manufacturer did not sell or offer for delivery during March, 1942, and for which a maximum price to consumers has not been previously established by an order under Maximum Price Regulation No. 188, shall be the retail ceiling price computed in accordance with the provisions of section 4 (c) (1) of Order No. 6.

(b) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(c) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6284; Filed, Apr. 15, 1946; 11:24 a. m.]

[MPR 188, Rev. Order 3962]

A. & S. SPECIALTY CO.

APPROVAL OF MAXIMUM PRICES

Order No. 3962 under § 1499.158 of Maximum Price Regulation No. 188 is amended, revised and redesignated Revised Order No. 3962 to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by A. & S. Specialty Company, 179 Wooster Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	For sales by the manufacturer to—			For sales by any person to consumers
		Jobbers who dropship	Jobbers who stock	Retailers	
8" hand wrapped rayon ribbon boudoir lamp shade with braid trim	100	$0.45	$0.43	$0.50	$0.90
19" hand wrapped rayon ribbon lamp shade	500	1.58	1.49	1.75	3.15
19" hand made multifilament rayon shade	900	2.25	2.13	2.50	4.50
10" hand wrapped rayon ribbon red light shade	600	.72	.68	.80	1.41

These maximum prices are for the articles described in the manufacturer's application dated March 6, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% ten days, net thirty. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the proper ceiling price inserted in the blank space:

OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6286; Filed, Apr. 15, 1946; 11:26 a. m.]

[MPR 188, Order 4953]

STADLER & NEUWIRTH

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Stadler & Neuwirth, 40–36 22nd Street, Long Island City, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumers
		Jobbers	Retailer	
		Each	*Each*	*Each*
14" antique satin lamp shade	2-17	$4.55	$5.35	$9.65
19" nylon, shantung or sun elm crepe lamp shade	2-3, 2-4, 2-6, 2-8, 2-9, 2-12	6.37	7.50	13.50
19" rippled shantung or rayon lamp shade	2-13	6.80	8.00	14.40
19" antique satin lamp shade	2-16	7.61	8.95	16.10
19" shantung lamp shade	2-5	7.65	9.00	16.20
19" moire silk or rayon satin lamp shade	2-2, 2-14, 2-15	9.77	11.50	20.70
16" and 17" taffeta or rayon lamp shade	2-10, 2-11	12.82	13.50	24.30
19" bengaline or taffeta lamp shade	2-1, 2-7	12.32	14.50	26.10

All lamp shades are hand sewn and are trimmed with braid, bias fold or patterned fabric. Frames are heavy wire, enameled white and tape wrapped.

These maximum prices are for the articles described in the manufacturer's application dated March 21, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6288; Filed, Apr. 15, 1946; 11:23 a. m.]

[MPR 188, Order 4954]

BRADLEY MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Bradley Manufacturing Company, 674 North Kingsbury Street, Chicago 10, Illinois.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumer
		Jobbers	Retailer	
Antique finish paper				
Parchment lamp shades with hand-laced leatherette edging and rustproof frames:		*Each*	*Each*	*Each*
4" candle	8003 Line	$0.34	$0.40	$0.70
6", 8", 9" clamp	...do...	.42	.50	.90
10" clamp	...do...	.64	.75	1.35
12" bridge	...do...	.85	1.00	1.80
13" drum	...do...	1.06	1.25	2.25
14" drum	...do...	1.06	1.25	2.25
14" table	...do...	1.06	1.25	2.25
16" table	...do...	1.06	1.25	2.25
18" lounge	...do...	1.36	1.60	2.90
19" junior	...do...	1.36	1.60	2.90

These maximum prices are for the articles described in the manufacturer's application dated March 6, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6289; Filed, Apr. 15, 1946; 11:24 a. m.]

[MPR 188, Order 4955]

NOVELTY MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Novelty Manufacturing Company, 141 W. 70th Street, Los Angeles, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by the manufacturer to—		For sale by any person to consumers
		Jobbers	Retailers	
Plexiglass bed lamp	4	*Each* $1.40	*Each* $1.65	*Each* $2.95
Plexiglass table lamp	5	4.10	4.82	8.70

These maximum prices are for the articles described in the manufacturer's application dated January 4, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6290; Filed, Apr. 15, 1946; 11:25 a. m.]

[MPR 188, Order 4956]

PACIFIC OUTBOARD MARINE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of articles of outboard motors manufactured by The Pacific Outboard Marine Company of 5529 South Vermont Avenue, Los Angeles 37, California, % William C. Osborn, 117 West Ninth Street, Los Angeles 15, California, as follows:

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

For Sales of "Pee-Tee"—14.2 Outboard Motor (Having 2 cylinders, 8.5 Horse Power at 4000 RPM, weight 57 pounds)

	Maximum selling prices (each)
By any seller to:	
Wholesalers (stocking jobbers)	$106.05
By wholesalers (stocking jobbers) to:	
Retailers (dealers) located in:	
Zone 1	125.38
Zone 2	126.53
Zone 3	128.93
Zone 4	129.03
Zone 5	126.93
Zone 6	128.53
Zone 7	129.13
Zone 8	129.53
Zone 9	129.73
By any seller to:	
Consumers located in:	
Zone 1	181.00
Zone 2	181.75
Zone 3	181.95
Zone 4	183.50
Zone 5	183.75
Zone 6	183.00
Zone 7	183.85
Zone 8	184.75
Zone 9	185.10

These prices are for the outboard motor described in the manufacturer's application dated January 10, 1946.

(2) Maximum prices to consumers are delivered prices. Maximum prices to wholesalers are f. o. b. factory and are subject to a cash discount of 2% for payment within 10 days, net 30 days. Maximum prices to dealers are f. o. b. wholesalers warehouse or city.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Other than the conditions stated under (a) (2), these prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The dealer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order before offering for sale, selling, or delivering it to a consumer. That tag or label shall contain the following statement with the retail ceiling price in the zone in which the dealer is located properly filled in:

Model No. "Pee-Tee"—14.2 Outboard Motor
OPA Retail Ceiling Price—$------ each

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer and each distributor shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. These notices may be given in any convenient form.

(d) For the purposes of this order, Zones 1 to 9 comprise the following states:

Zone 1. Arizona, California, Idaho, Nevada, Oregon and Washington.

Zone 2. Western third of Montana, Colorado, Wyoming and New Mexico.

Zone 3. Minnesota, Eastern two-thirds of Montana, North Dakota and South Dakota.

Zone 4. Iowa, Kansas, Missouri, Nebraska, lower half of Illinois, lower half of Indiana, Kentucky and Ohio.

Zone 5. Oklahoma, Arkansas, Upper two-thirds of Mississippi, and the Upper third of Louisiana.

Zone 6. Texas, Lower two-thirds of Louisiana, and Lower third of Mississippi.

Zone 7. Wisconsin, Michigan, Upper half of Illinois and Upper half of Indiana.

Zone 8. Maine, New Hampshire, Vermont, New York, Massachusetts, Connecticut, New Jersey, Pennsylvania, Maryland, Virginia, West Virginia, North Carolina, Tennessee, South Carolina, Georgia and Alabama.

Zone 9. Florida.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6291; Filed, Apr. 15, 1946; 11:25 a. m.]

[MPR 188, Order 4957]

ECLIPSE MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Eclipse Manufacturing Company, 146 Amsterdam Avenue, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by the manufacturer to—		For sale by any person to consumers
		Jobbers	Retailers	
Incandescent metal bed lamp	C-1	*Each* $1.02	*Each* $1.20	*Each* $2.16

These maximum prices are for the articles described in the manufacturer's application dated January 10, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6292; Filed, Apr. 15, 1946; 11:25 a. m.]

[MPR 188, Order 4958]

ARNOLD MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Arnold Manufacturing Company, 4100 12th Street, Des Moines 13, Iowa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
15" lacquered copper boudoir lamp with shade (bulb not included)	A	*Each* $4.10	*Each* $4.82	*Each* $8.70

These maximum prices are for the articles described in the manufacturer's application dated February 11, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of Second Revised Supplementary Order No. 14; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of utility chairs manufactured by the Marshallan Manufacturing Company, 1061 West 11th Street, Cleveland 13, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Chain stores	Retailers	Consumers
Utility chair	400N	*Each* $1.95	*Each* $2.39	*Each* $2.40	*Each* $3.98

These maximum prices are for the articles described in the manufacturer's application dated February 15, 1946.

(2) For sales by the manufacturer, these maximum prices apply to all sales and deliveries after the effective date of this order. The manufacturer's prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. The prices for sales by persons other than the manufacturer are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag

or label shall contain the following statement:

OPA Retail Ceiling Price $3.98 each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6294; Filed, Apr. 15, 1946; 11:26 a. m.]

[MPR 188, Order 4960]

MARSHALL-WHITE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by The Marshall-White Company, 426 Clinton Street, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturers to—		For sale by any person to consumers
		Jobbers	Retailer	
		Each	*Each*	*Each*
Plastic silverware chest	A-1	$11.00	$13.75	$22.92
	A-2	11.00	13.75	22.92
	A-3	11.00	13.75	22.92

These maximum prices are for the articles described in the manufacturer's application dated February 22, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6295; Filed, Apr. 15, 1946; 11:27 a. m.]

[MPR 260, Order 2131]

PAUL P. COLLINS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Paul P. Collins, 75 West Main Street, Windsor, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Royal Craft	Queens [1]	50	$75	10

[1] Prices apply only to this brand and frontmark using 30 percent Havana (Type 81) and 30 percent Porto Rico (Type 46) filler tobacco as specified in application. Attention of manufacturer is directed to average retail price ceiling requirement of Maximum Price Regulation 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 16, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6297; Filed, Apr. 15, 1946; 11:22 a. m.]

[MPR 188, Order 4961]

RIVAL MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Order No. 14; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of tilt-top single action juice-o-mats manufactured by the Rival Manufacturing Company, 307 Westport Road, Kansas City, Missouri.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Department stores	Other retailers	Consumers
		Each	*Each*	*Each*	*Each*
Tilt-top single action Juice-O-Mat	NJ-461	$2.64	$3.41	$3.79	$5.68

These maximum prices are for the articles described in the manufacturer's application dated March 12, 1946.

(2) For sales by the manufacturer, these maximum prices apply to all sales and deliveries after the effective date of this order. The manufacturer's prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. The prices for sales by persons other than the manufacturer are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price $5.68 each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6296; Filed, Apr. 15, 1946; 11:25 a. m.]

[MPR 260, Order 2132]

J. V. DI NUCCI CIGAR AND TOBACCO CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) J. V. Di Nucci Cigar and Tobacco Company, 44 Brooks Street, East Boston 28, Mass. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Napoleone	3¼ inches	50	$24	5 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 16, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6298; Filed, Apr. 15, 1946; 11:23 a. m.]

[MPR 336, Amdt. 3 to Order 2]

PORK CUTS AND CERTAIN SAUSAGE PRODUCTS

RETAIL CEILING PRICES

Order No. 2 under section 5 (b) (6) of Maximum Price Regulation No. 336 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 3 to Order No. 2 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6337; Filed, Apr. 15, 1946; 4:39 p. m.]

[MPR 336, Amdt. 3 to Order 6]

PORK CUTS AND CERTAIN SAUSAGE PRODUCTS

RETAIL CEILING PRICES

Order No. 6 under section 5 (d) (3) of Maximum Price Regulation No. 336 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 3 to Order No. 6 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6338; Filed, Apr. 15, 1946; 4:39 p. m.]

[MPR 336, Amdt. 2 to Order 7]

PORK CUTS AND CERTAIN SAUSAGE PRODUCTS

RETAIL CEILING PRICES

Order No. 7 under section 5 (b) (6) of Maximum Price Regulation No. 336 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 2 to Order No. 7 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6339; Filed, Apr. 15, 1946; 4:39 p. m.]

[MPR 355, Amdt. 3 to Order 2]

BEEF, VEAL, LAMB AND MUTTON CUTS, AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

RETAIL CEILING PRICES

Order No. 2 under section 5 (b) (6) of Maximum Price Regulation No. 355 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 3 to Order No. 2 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6340; Filed, Apr. 15, 1946; 4:40 p. m.]

[MPR 355, Amdt. 3 to Order 6]

BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

RETAIL CEILING PRICES

Order No. 6 under section 5 (d) (3) of Maximum Price Regulation No. 355 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 3 to Order No. 6 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6341; Filed, Apr. 15, 1946; 4:40 p. m.]

[MPR 355, Amdt. 2 to Order 7]

BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

RETAIL CEILING PRICES

Order No. 7 under section 5 (b) (6) of Maximum Price Regulation No. 355 is amended by extending the expiration date thereof from April 15, 1946 to July 15, 1946.

This Amendment No. 2 to Order No. 7 shall become effective as of April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6342; Filed, Apr. 15, 1946; 4:40 p. m.]

[Rev. SO 119, Order 159]

HERRING-HALL MARVIN SAFE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Herring-Hall Marvin Safe Company, of 1550 Grand Boulevard, Hamilton, Ohio, may compute its adjusted ceiling prices for the safes and vaults, which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 15.9 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he had paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that Section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices determined under this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administration at any time.

(f) *Effective date.* This order shall become effective on the 15th day of April, 1946.

The provisions of Supplementary Order 153 shall not apply to resale prices determined under this order.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6350; Filed, Apr. 15, 1946; 4:39 p.m.]

STADIUM MFG. CO., INC.

ESTABLISHING CEILING PRICES

[MPR 580, Amdt. 4 to Order 220]

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-599.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 220 issued under section 13 of Maximum Price Regulation 580 on application of Stadium Manufacturing Company, Inc. of Baltimore, Maryland is amended in the following respect:

1. Paragraph (a) is amended to add the following manufacturer's selling price ranges to the price lines covered by the order, and establish retail ceiling prices for the articles corresponding to the ranges chosen.

Article	Manufacturer's selling price range (per dozen)	Retail ceiling price
Pajamas	$37.26 to $39.00	Each $5.50
	$39.01 to $42.50	6.00
	$42.51 to $45.75	6.50

This amendment shall become effective April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6343; Filed, Apr. 15, 1946; 4:36 p. m.]

[MPR 591, Amdt. 1 to Order 380]

ACME VISIBLE RECORDS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

Paragraph (a) of Order No. 380 is amended to read as follows:

(a) The maximum prices, f. o. b. point of shipment, for sales to consumers by any person of the following Steel Under Sink Cabinet Units manufactured by Elgin Stove and Oven Division of Acme Visible Records, Inc., and as described in its application dated January 19, 1946, shall be:

48S—26" x 48"—Steel under sink cabinet unit with steel acid-resisting porcelain finish sink and deep and shallow bowl, sliding drainboard, complete with faucet and spray, two strainers: $127.50.

54P—25" x 54"—Steel under sink cabinet unit with 3 doors and 4 drawers, single bowl, double drainboard, steel acid-resisting porcelain finish sink, complete with faucet and spray, strainer: $125.75.

66L—25" x 66"—Steel under sink cabinet unit with 3 doors and 4 drawers, linoleum sink top, stainless steel nosing, deep and shallow bowl, complete with faucet with spray, two strainers: $199.50.

72L—25" x 72"—Steel under sink cabinet unit with 3 doors and 4 drawers, linoleum sink top, stainless steel nosing, deep and shallow bowl, complete with faucet with spray and two strainers: $206.60.

84L—25" x 84"—Steel under sink cabinet unit with 4 doors and 4 drawers, linoleum sink top, stainless steel nosing, deep and shallow bowl, complete with faucet with spray and two strainers: $223.50.

This amendment shall become effective at once.

Issued this 15th of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6344; Filed, Apr. 15, 1946; 4:37 p. m.]

[MPR 592, Order 17]

MODULAR SIZE CLAY BUILDING BRICK, FACING TILE AND STRUCTURAL CLAY BUILDING TILE

DETERMINATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 10 of Maximum Price Regulation No. 592; *It is ordered:*

(a) The manufacturer's maximum prices for sales of modular size clay building brick and facing tile shall be determined by use of the following formula:

(1) He shall take his current maximum price established under Maximum Price Regulation 592, as amended, for his standard size clay building brick (2¼" x 3¾" x 8") when pricing a modular size clay building brick; or his current maximum price established under Maximum Price Regulation 592, as amended, for his standard size clay facing tile (2¼" x 3¾" x 8") when pricing a modular size clay facing tile and use such maximum price as a basis (100%) to determine his maximum price for the new modular size.

(2) He shall then multiply his current maximum price determined under (1) above by the percentage figure appearing in the table, below, opposite the modular size to be priced. This results in his maximum price for the particular modular size being priced.

Modular nominal size face dimensions:	Percentage factor
2⅔" x 8"	100
3" x 8"	115
4" x 8"	155
5⅓" x 8"	210
8" x 8"	325
4" x 12"	235
5⅓" x 12"	320
6" x 12"	365
8" x 12"	490
4" x 16"	315
8" x 16"	660

(b) Any person purchasing modular size clay building brick and facing tile from any manufacturer who has determined his maximum prices pursuant to (a) above shall employ the formula set forth in (a) (1) and (a) (2), above, using his maximum resale price for the standard size clay building brick or clay facing tile, whichever may be the case, as a basis (100%) in determining his maximum resale prices for the modular sizes. If the reseller is unable to utilize this formula, he shall establish his maximum prices under the appropriate section of the General Maximum Price Regulation.

(c) The formula set forth in (a) above, applies to stretcher units finished on one side, of 4" nominal thickness. Shapes, two-finish face units and stretcher units of nominal thickness other than 4" shall be priced in the same relation to units covered by the formula above as are now in use. If such price relationships have not been established, the manufacturer shall apply for approval or authorization of maximum prices under section 9 or 10 or Maximum Price Regulation No. 592.

(d) The manufacturer's maximum prices for modular sizes of structural clay building tile shall be the same as his established maximum prices for his sizes of structural clay tile displaced by the new modular size, pursuant to the following table:

Modular (nominal)	*Present size Displaced (actual)*
4" x 12"	3⅝" x 12"
5⅓" x 12"	5" x 12"
6" x 12"	5" x 12"
8" x 8"	7¾" x 7¾"
8" x 12"	7¾" x 12"
8" x 16"	7¾" x 16"
12" x 12"	12" x 12"

(e) A manufacturer who is not able to price modular sizes of structural clay tile under the pricing method set forth in (d) above shall apply for approval or authorization of maximum prices under sections 9 or 10 of Maximum Price Regulation 592.

(f) Any person purchasing modular sizes of structural clay building tile from any manufacturer who has determined his maximum prices pursuant to (d) above shall employ the formula set forth in (d) above in determining his maximum resale prices for the modular sizes. If he cannot determine his maximum resale prices by use of this formula, he shall establish a price under the appropriate section of the General Maximum Price Regulation.

(g) Before offering for sale or delivery for the first time any item at maximum prices determined under this Order, the manufacturer shall file revised price lists with the Office of Price Administration, Building and Construction Price Division, Washington 25, D. C.

(h) The maximum prices established herein shall be subject to at least the same cash, quantity and other discounts, transportation allowances, services, and other terms and conditions of sale as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(i) Modular size brick, facing tile and structural tile mean products manufactured in accordance with specifications set forth in the "Proposed American Standard Size of Clay and Concrete Masonry Units A-62.3" issued by the American Standards Association.

(j) All provisions of Maximum Price Regulation 592 not inconsistent with this order shall apply to sales covered by this Order.

(k) This order may be amended or revoked by the Office of Price Administration at any time.

NOTE: The reporting requirement of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Order No. 17 shall become effective April 15, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6349; Filed, Apr. 15, 1946; 4:38 p. m.]

[SO 94, Amdt. 3 to Order 104]

WAR ASSETS ADMINISTRATION

SPECIAL MAXIMUM PRICES OF CERTAIN MEN'S SOCKS

An opinion accompanying this amendment has been issued simultaneously herewith.

Order 104 under Supplementary Order 94 is amended in the following respect:

Paragraph (b) is amended by adding the following description and prices:

Description	Price for all sales to wholesaler, f. o. b. shipping point	Price for all sales to retailer, f. o. b. shipping point	Price for all sales at retail
Men's wool ski socks, 75% wool, 25% cotton, wool used not lower in grade than 50's U. S. Standard, knitted ribbed top 4½" diameter, 7" long silver grey blend, length of sock 12"	$0.47	$0.59	$0.99

This amendment shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6379; Filed, Apr. 16, 1946; 11:25 a. m.]

[SO 94, Order 112]

WAR ASSETS ADMINISTRATION

SPECIAL MAXIMUM PRICES OF CERTAIN FOUNTAIN PENS AND MECHANICAL PENCILS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new fountain pens and mechanical pencils hereinafter described may be sold and delivered by the War Assets Administration or any other United States Government agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices per unit (f. o. b. point of shipment) for the new fountain pens and mechanical pencils described herein shall be:

Description	Price for all sales to wholesaler	Price for all sales to retailer	Price for all sales at retail
Eversharp fountain pen	$1.50	$2.50	$5.00
Waterman fountain pen	1.50	2.50	5.00
Kahn #31 fountain pen	.50	.50	1.00
Kahn #45 fountain pen	.59	.98	1.95
Esterbrook fountain pen	.59	.98	1.95
Autopoint mechanical pencil	.18	.30	.60
Ritepoint mechanical pencil	.28	.45	.90
Tilford mechanical pencil	.27	.45	.90
Scripto mechanical pencil	.06	.10	.20

(c) *Notification.* Any person who sells any of the articles described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(d) *Tagging.* Any person who sells any of the articles described in paragraph (b) at retail shall attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(e) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6381; Filed, Apr. 16, 1946; 11:25 a. m.]

[MPR 188, Amdt. 38 to Order A-2]

ELECTRIC IRONS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:*

Order A-2 under § 1499.159b of Maximum Price Regulation No. 188 is amended in the following respect:

Subdivision (v) is added to paragraph (a) (19) to read as follows:

(v) A manufacturer who is eligible for adjustment under Supplementary Orders Nos. 118 and 119 may nevertheless receive an adjustment of his maximum prices under the provisions of this paragraph.

This amendment shall become effective on the 22d day of April 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6374; Filed, Apr. 16, 1946; 11:27 a. m.]

[SO 94, Order 113]

WAR ASSETS ADMINISTRATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN BLANKETS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, *it is ordered:*

(a) *What this order does.* This order establishes maximum prices at which the new and used blankets hereinafter described may be sold and delivered by the War Assets Administration or any other United States Government agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices per unit (f. o. b. shipping point) for the blankets described herein shall be:

Description	Price for all sales to wholesaler	Price for all sales to retailer	Price for all sales at retail
New cotton and wool blanket, 25% wool, O. D. shade	$2.65	$3.90	$5.50
Used cotton and wool blanket, 25% wool	1.75	2.30	3.85
Used all wool blanket	3.00	3.75	6.25

(c) *Notification.* Any person who sells the blankets described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to attach to each blanket before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(d) *Tagging.* Any person who sells the blankets described in paragraph (b) at retail shall attach to each blanket before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(e) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6382; Filed, Apr. 16, 1946; 11:25 a. m.]

[MPR 188, Amdt. 1 to Order 6]

SMALL ELECTRICAL APPLIANCES

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

Order No. 6 is amended in the following respects:

1. Section 2 (b) (2) is amended to read as follows:

(2) "Manufacturer's ceiling prices", for the purpose of calculating resellers' ceiling prices means his ceiling price subject to his customary transportation terms (exclusive of Federal excise tax), as provided by Section 3 of this order, or his adjusted ceiling price subject to his customary transportation terms, exclusive of Federal excise tax, authorized under the provisions of Supplementary Orders Nos. 118, 119, 148 or paragraph (a) (19) under Order A-2 under § 1499.159b of Maximum Price Regulation No. 188, unless the Office of Price Administration specifically prohibits the use of such adjusted prices as a basis for determining retail prices in accordance with the provisions of this order.

2. Sections 4 (b) (2) (ii) and 4 (b) (2) (iii) are amended to read as follows:

(ii) The retail ceiling price for a sale by a mail order house of a small electrical appliance which it purchases from a manufacturer at a price no higher than the manufacturer's ceiling price determined under section 3 of this order and which the mail order house sold during 1941, shall be no greater than the last price listed in a catalog or price list in effect prior to April 1, 1942.

(iii) The retail ceiling price for a sale by a mail order house of a small electrical appliance which it purchases from a manufacturer at a price authorized for the manufacturer's sales under Supplementary Orders Nos. 118, 119, 148 or paragraph (a) (19) under Order A-2, under Section 1499.159b of Maximum Price Regulation No. 188, or which the mail order house did not sell during 1941, is the total of the following adjusted to the nearest five cents:

(a) The manufacturer's ceiling price to the class of distributor to which he sells small electrical appliances in the largest dollar volume and which resells from its own stocks.

(b) 64% of that ceiling price.

(c) The amount of the Federal excise tax (if any) payable by the manufacturer on a sale at that ceiling price.

3. Sections 4 (c) (2) (ii) and 4 (c) (2) (iii) are amended to read as follows:

(ii) The retail ceiling price for a sale by a mail order house of a small electrical appliance which it purchases from a manufacturer at a price no higher than the manufacturer's ceiling price determined under section 3 of this order and which the mail order house sold during 1941, shall be no greater than the last price listed in a catalog or price list in effect prior to April 1, 1942.

(iii) The retail ceiling price for a sale by a mail order house of a small electrical appliance which it purchases from a manufacturer at a price authorized for the manufacturer's sales under Supplementary Orders Nos. 118, 119, 148 or paragraph (a) (19) under Order A-2 under § 1499.159b of Maximum Price Regulation No. 188 or which the mail order house did not sell during 1941, is the total of the following adjusted to the nearest five cents:

(a) The manufacturer's ceiling price to the class of distributor or chain store to which he sells small electrical appliances in the largest dollar volume and which resells from its own stocks.

(b) 60% of that ceiling price.

(c) The amount of the Federal excise tax (if any) payable by the manufacturer on a sale at that ceiling price.

4. Paragraph (d) is added to read as follows:

(d) *Discounts.* (1) Dealers' ceiling prices fixed by this section are subject to cash discounts, delivery terms and allowances in effect during March 1942 or established under applicable OPA regulations.

(2) Dealers who did not sell small electrical appliances during March 1942, shall allow the same cash discounts, delivery terms and other price differentials which the dealer's closest competitor dealer who did sell small electrical appliances during March 1942, is required to allow in accordance with the provisions of this order.

A dealer who cannot ascertain the cash discounts, delivery terms, etc., which his nearest competitor dealer is required to allow shall apply to the nearest District Office of the Office of Price Administration for an order under this section establishing the conditions to which his ceiling prices are subject. Such application may be made by letter and shall state the type of business he is operating (distributor, dealer) when he started to sell small electrical appliances, and the classes of purchasers to whom he sells. An order will be issued under this section establishing the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

If a dealer who did not sell small electrical appliances during March 1942, does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did sell small electrical appliances during March 1942, or does not file an application in accordance with the provision of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances, and other price differentials in line with conditions of sale fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after April 22, 1946.

5. Paragraph (c) under section 5 is amended to read as follows:

(c) Distributors' ceiling prices fixed by this section are subject to his cash discounts, delivery terms, and allowances in effect during March 1942 or established under applicable OPA regulations. Distributors who did not sell small electrical appliances shall allow the same cash discounts, delivery terms and other price differentials which his closest competitive distributor who was distributing small electrical appliances during March 1942, is required to allow in accordance with the provisions of this order.

A distributor who cannot ascertain the cash discounts, delivery terms, etc., which his nearest competitor distributor is required to allow shall apply to the nearest District Office of the Office of Price Administration for an order under this section establishing the conditions to which his ceiling prices are subject. Such application may be made by letter and shall state the type of business he is operating (distributor, dealer) when he started to sell small electrical appliances and the classes of purchasers to whom he sells. An order will be issued under this section establishing the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

If a distributor who did not sell small electrical appliances during March 1942, does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did sell small electrical appliances during March 1942, or does not file an application in accordance with the provision of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances and other price differentials in line with such condition of sale fixed by this order. Condition of sale so established will apply to all sales and deliveries made on and after April 22, 1946.

6. Section 9 is amended to read as follows:

SEC. 9. *Revocation of certain ceiling prices.* Regardless of any provisions of the General Maximum Price Regulation, Maximum Price Regulation No. 210, Maximum Price Regulation No. 188, or any approval or order obtained or issued thereunder by the Office of Price Administration, including Order No. 4332 under Maximum Price Regulation No. 188, but excepting Regional Administrators' orders of general applicability under the General Maximum Price Regulation, fixing resellers' ceiling prices for unbranded small electrical appliances, all ceiling prices heretofore or hereafter established by any seller under those regulations or orders do not apply to any sales of deliveries made after February 1, 1946, except those manufacturers' ceiling prices continued in effect by section 3 of this order.

In addition, all resellers' ceiling prices approved or established by orders at any time under Supplementary Orders Nos. 118 or 119 shall not apply to any articles which are delivered by the manufacturer on or after March 31, 1946. Resellers' ceiling prices for such articles shall be determined in accordance with this provision of this order.

Provided, however, that ceiling prices established for sales of electric irons by sections 2.2 and 2.3 of Supplementary Regulation 14J and by orders under paragraph (a) (19) of Order A-2 higher than the ceiling prices determined under the provisions of this order.

This amendment shall become effective on the 22d day of April 1946.

NOTE.—The reporting and record keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6373; Filed, Apr. 16, 1946; 11:29 a. m.]

[Rev. SO 119, Amdt. 1 to Order 86]

ROBERTS & MANDER STOVE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:*

That Order No. 86 under Revised Supplementary Order No. 119 be amended in the following respect:

Paragraph (b) is amended to read as follows:

(b) *Retail dealers' ceiling prices.* For sales in each zone by retail dealers to ultimate consumers the ceiling prices for the models of gas and combination ranges manufactured by the Roberts & Mander Stove Company and listed below are as follows:

Model	Article	Ceiling prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
K-1	Gas range	$71.50	$73.25	$74.50	$76.95
K-1T	do	82.50	83.95	85.50	87.95
K-3	do	88.75	91.50	93.75	97.75
K-3T	do	99.75	102.50	104.75	108.75
L-1	do	90.25	92.50	94.25	97.25
L-T1	do	79.50	81.50	83.25	86.25
L-2	do	101.25	103.95	106.25	110.25
L-T2	do	90.50	93.25	95.50	99.50
K-9	Combination range	169.50	173.95	177.75	184.25
K-9T	do	180.25	184.95	188.75	195.25

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his ceiling price by deducting $9.00 in the case of combination ranges and $6.00 in the case of gas ranges not of the combination type from his ceiling price as shown above for sales on an installed basis. If the retail dealer sells a stove equipped with any of the items of optional equipment listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Optional equipment:	*Amount which may be added*
Gum filter "Q"	$0.95
Hi-Lo valves (for Models K-1, K-1T, K-3, K-3T, L-1, L-T1, L-2, L-T2, K-9, K-9T	1.75
Simmer Burners (for Model L-2)	8.95
Lamp assembly "A"	$6.50
Lamp assembly "B"	6.50
Lamp assembly "C"	13.75
Lamp assembly "D"	13.75
Lamp assembly "E"	6.50
Cast iron water front	9.25

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

This amendment shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6299; Filed, Apr. 15, 1946; 11:28 a. m.]

[SO 94, Amdt. 1 to Order 108]

WAR ASSETS ADMINISTRATION

SPECIAL MAXIMUM PRICES FOR CERTAIN BAKE OR ROAST PANS

An opinion accompanying this amendment has been issued simultaneously herewith.

Order 108 under Supplementary Order 94 is amended in the following respect:

Paragraph (b) is amended by adding thereto the following descriptions and prices:

Description	Price for all sales to wholesaler or jobber, f. o. b. shipping point	Price for all sales to retailer, f. o. b shipping point	Price for all sales at retail
New bake or roast pans, sheet metal, black finish, with drop handles at each end, of the following dimensions: 12" wide x 20" long x 3" deep; 13¾" wide x 17" long x 3½" deep; 12" wide x 21" long x 3½" deep; 13" wide x 26" long x 3½" deep; 12½" wide x 24" long x 2" deep; 14" wide x 16" long x 4½" deep; 16" wide x 19" long x 4½" deep; 18½" wide x 21½" long x 4¾" deep; 12¼" wide x 20¾" long x 4¾" deep; 17⅜" wide x 19¼" long x 2⅞" deep	$0.30	$0.42	$0.65
New bake or roast pan, sheet metal, black finish, with drop handles at each end, of the following dimensions: 11½" wide x 18¾" long x 3" deep; 8½" wide x 19¼" long x 2⅜" deep	.25	.35	.55
New bake or roast pan, sheet metal, black finish, with drop handles at each end, 18¾" wide x 24⅜" long x 6" deep	.42	.59	.89

This amendment shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6380; Filed, Apr. 16, 1946; 11:26 a. m.]

Regional and District Office Orders.

[Dallas Order G-1 Under Gen. Order 68]

BUILDING MATERIALS IN DALLAS COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Dallas County, Texas.

SEC. II. *Definition of retail sales.* The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *Relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free-delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.
8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.
2. Obtain higher than maximum prices by
   (i) Making a charge for delivery of building material items delivered within the free delivery zone hereinafter defined;
   (ii) Making a charge for delivery outside the free delivery zone in excess of that permitted by this order;
   (iii) Making a charge higher than this order authorizes for the extension of credit;
   (iv) Failure to give the discounts required by this order for prompt payment;
   (v) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or
   (vi) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Dallas District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable maximum price regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Dallas District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective January 17, 1946.

(56 Stat. 23, 765; 57 Stat. 556; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 17th day of January 1946.

F. T. PATILLO,
Deputy District Director.

APPENDIX A

I. Maximum Prices for all Retail Sales of Specified Building Materials when Sold by any Person in Dallas County, Texas.

[Maximum prices in dollars per basic unit]

Name of item	Basic unit	When sold in quantities of—	Carload, f. o. b. car	F. o. b. plant, yard or store, or delivered in free delivery zone
Plaster:				
Hard wall	100 lb. sack	Less than ton		$1.10
	100 lb. sack	Ton or more, l. c. l.		1.00
	Ton	Cl. 40,000 lb.	$17.40	18.20
	Ton	Cl. 60,000 lb.	16.60	17.40
Gauging or moulding	100 lb. sack	Less than ton		1.35
	100 lb. sack	Ton or more, l. c. l.		1.15
	Ton	Cl 40,000 lb.	19.00	19.80
		C. l. 60,000 lb.	18.20	19.00
Keene's cement	100 lb. sack	Less than ton		1.95
	100 lb. sack	Ton or more, l. c. l.		1.75
	Ton	C. l. 40,000 lb.	28.25	29.65
	Ton	C. l. 60,000 lb.	27.50	28.30
Finishing lime—Ohio	50 lb. sack	Less than ton		.65
	Ton	Ton or more		25.00
Portland cement:				
Standard	94 lb. paper sack	1 to 9		.80
	94 lb. paper sack	10 or more, l. c. l.		.71¾
	Bbl.	Carload	2.42	2.57
Portland cement:				
Standard	94 lb. cloth bag	1 to 9		1.85
	94 lb. cloth bag	10 or more, l. c. l.		1.78¾
	Bbl.	Carload	[1] 2.67	[1] 2.82
Waterproof cement, white	100 lb. sack	Less than C. l.		2.60
	Bbl.	Carload	8.35	8.50
Face brick:				
Rough text., red	1,000	Carload	26.25	31.25
Rough text., buff	1,000	Carload	28.25	33.25
Smooth text., red	1,000	Carload	26.25	31.25
Smooth text., gray	1,000	Carload	28.25	33.25
Fire clay	100 lb. bag	Any		1.25
Gypsum lath—⅜"	100 sq. ft	Any		2.50
Metal lath:				
2.5 lb., painted diamond mesh, copper bearing.	sq. yd	Any		.23½
3.4 lb., painted diamond mesh, copper bearing.	sq. yd	Any		.26½
Metal lath—Contined.				
3.4 lb., ⅜" rib copper bearing.	sq. yd	Any		$0.28½
4 lb., ⅜" rib copper bearing.	sq. yd	Any		.30½
Metal corner bead, narrow flange.	100 linear ft	Any		3.10
Metal corner bead, expanded type, wide flange.	100 linear ft	Any		4.10
Masonry mortar	67 lb. paper sack	Any		.60
Hydrated lime	10 lb. paper sack	Any		.25
Hydrated lime	50 lb. paper sack	Any		.55
Common brick (dry press).	1,000	Any		17.25
Clay drain tile:				
4"	Linear ft	Any		.08
6"	Linear ft	Any		.14
Vitrified clay sewer pipe:				
No. 1 SS, 4"	Linear ft	Any		.20
No. 1 SS, 6"	Linear ft	Any		.30
Flue lining:				
9" x 9"	Linear ft	Any		.42
9" x 13"	Linear ft	Any		.63
13" x 13"	Linear ft	Any		.80
Gypsum wallboard:				
⅜"	100 sq. ft	Any		3.50
½"	100 sq. ft	Any		3.85
Gypsum sheathing, ½"	100 sq. ft	Any		4.00
Glass brick or block:				
6" x 6"	100	Any		46.00
8" x 8"	100	Any		81.00
Concrete block, 8" x 8" x 16" delivered.	1,000	Any		85.00
F. o. b. plant, yard, store or siding.	1,000	Any		70.00

[1] $0.10 per bag credit for return of bag.

II. The Prices set forth for the following items of Building Material are the Maximum Prices which Lumber Dealers may Charge. All other persons subject to this Order other than Lumber Dealers Must Establish their Maximum Prices for the Items hereinafter listed in the following manner:

1. Their Present Legal Ceiling Prices, or
2. The Prices hereinafter Listed, whichever are lower.

[Maximum prices in dollars per basic unit]

Name of item	Basic unit	When sold in quantities of—	Carload f. o. b. car	F. o. b. plant, yard or store, or delivered in free delivery zone
Asphalt roofing:				
90-lb., mineral surface	Roll 108 sq. ft	Any		$2.40
65-lb., smooth surface, 1st quality.	Roll 108 sq. ft	Any		2.32
65-lb., smooth surface, 2nd quality.	Roll 108 sq. ft	Any		2.11
55-lb., smooth surface, 1st quality.	Roll 108 sq. ft	Any		2.16
55-lb., smooth surface, 2nd quality.	Roll 108 sq. ft	Any		1.91
55-lb., smooth surface, 3rd quality.	Roll 108 sq. ft	Any		1.55
45-lb., smooth surface, 1st quality.	Roll 108 sq. ft	Any		1.91
45-lb., smooth surface, 2nd quality.	Roll 108 sq. ft	Any		1.65
45-lb., smooth surface, 3rd quality.	Roll 108 sq. ft	Any		1.34
Asphalt or tarred felt, 15-lb	Roll 432 sq. ft	Any		$2.25
Asphalt or tarred felt, 30-lb	Roll 216 sq. ft	Any		2.25
Asphalt shingles, 165 lb. 2-tab hexagon, 11¼".	100 sq. ft	Any		4.75
Fiber insulation board:				
½", standard lath and board	100 sq. ft	Any		4.90
½", asphalt sheathing	100 sq. ft	Any		6.05
Standard density synthetic fiber board (standard hardboard):				
⅛", 4 x 8	100 sq. ft	Any		6.25
3/16", 4 x 8	100 sq. ft	Any		7.75
¼" 4 x 8	100 sq. ft	Any		10.65
Hard density synthetic fiber board (tempered hardboard):				
⅛", 4 x 8	100 sq. ft	Any		7.90
3/16", 4 x 8	100 sq. ft	Any		9.40
¼", 4 x 8	100 sq. ft	Any		12.25

The following provisions are applicable to all sales of building material items covered by both I and II of this Appendix A.

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discount:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. Free delivery zone as used in this order includes all points within the corporate limits of the cities of Dallas, Highland Park, University Park, Texas, and all points in Dallas County, Texas within a radius of 10 miles of the place from which delivery is made.

4. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described of all commodities subject to this order:

(a) For sellers who were in business during March 1942, the same delivery charge they had in effect during March 1942 for each type and quantity of sale made.

(b) For sellers who were not in business during March 1942, the delivery charge which their most competitive seller, who was in business during March 1942, may make under the provisions of this order.

5. The term "lumber dealer" as used in this appendix refers to any person who makes sales of building material items covered by this order from a retail distribution yard, as the same is defined in Revised Maximum Price Regulation 215 as amended or revised.

[F. R. Doc. 46-6234; Filed, Apr. 12, 1946; 2:57 p. m.]

[Milwaukee Order G-2 Under RMPR 251, Amdt. 1]

Electrical Services in Kenosha County, Wis.

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-2 under section 9 of Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. Paragraph (d) (1) is amended to read as follows:

(1) The maximum customers' hourly rates for electrical services covered by this Order are hereby established as follows:

	Maximum straight time rates	Maximum overtime rates	
		Time and one-half per hour	Double time per hour
Foremen	$2.60	$3.90	$5.20
Journeymen	2.35	3.55	4.70

This amendment to Order No. G-2 shall become effective March 29, 1946.

Issued this 26th day of March 1946.

H. T. Smith,
District Director.

[F. R. Doc. 46-6305; Filed, Apr. 15, 1946; 11:29 a. m.]

[Fort Worth Order G-1 Under Gen. Order 68]

Building Materials in Tarrant County, Tex.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

Section I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Tarrant County, Texas.

Sec. II. *Definition of retail sales.* The term "retail sale" as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

Sec. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

Sec. IV. *Relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

Sec. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

Sec. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivery outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment. Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective January 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250; 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681).

Issued at Fort Worth, Texas, this 8th day of January 1946.

E. B. Holloway,
District Director.

Appendix A

[Maximum prices for retail sales of specified items of building materials when such sales are made in Tarrant County, Tex.]

Name of item	Sold in quantities of—	Selling unit	Maximum prices when sold f. o. b. railroad car	Maximum prices f. o. b. plant, yard, store or when delivered to job site in free delivery zone
Delivered				
Brick, face, textured or smooth, red to black, A-1 to A-8, CB-2, CB-3.	1 to 1,999	Per M		$32.25
	2 M to 11,999	Per M		26.25
	C. l. (12 M) or more.	Per M	$24.25	
At plant, yard, or store				
Brick, face, textured or smooth red to black, A-1 to A-8, CB-2, CB-3.	1 to 1,999	Per M		35.25
	2 M to 11, 999	Per M		29.25
	C. l. (12 M) or more.	Per M		27.25
Delivered				
Brick, face, textured or smooth, creams, buffs, grays, and iron spots, B-1 to B-8, C-1 to C-3, D-1 to D-6.	1-4,999	Per M		$37.25
	5M-11,999	Per M		30.25
	C. l. (12,000) or more.	Per M	$28.25	
At plant, yard, or store				
Brick, face, textured or smooth, creams, buffs, grays, and iron spots, B-1 to B-8, C-1 to C-3, D-1 to D-6.	1-4,999	Per M		40.25
	5M-11,999	Per M		33.25
	C. l. (12,000) or more.	Per M		31.25

Appendix A

[Maximum prices for retail sales of specified items of building materials when such sales are made in Tarrant County, Tex.]

Name of item	Sold in quantities of—	Selling unit	Maximum prices when sold f. o. b. railroad car	Maximum prices f. o. b. plant, yard, store or when delivered to job site in free delivery zone
Delivered				
Cement, Keene's	1 sack to 5 tons	100 lb. sack		$1.85
	5 tons or more l. c. l.	Ton		36.20
	C. l. or more	do	$30.00	32.20
Cement, masonry, paper sacks.	1 to 99 sacks	67-lb. sack		.65
	100 sacks or more but l. c. l.	Barrel		2.45
	C. l. or more	do	2.20	2.35
Cement, portland, standard cloth bags.	1 to 49 bags	94-lb. bag		.75
	50 bags or more but l. c. l.	Barrel		2.85
	C. l. or more	do	2.67	2.82
Cement, portland, standard paper bags.	1 to 49 bags	94-lb. bag		.70
	50 bags or more but l. c. l.	Barrel		2.60
	C. l. or more	do	2.42	2.57
Cement, white	1 to 99 sacks	94-lb. sack		2.40
	100 sacks or more but l. c. l.	Barrel		8.65
	C. l. or more	do	7.85	8.00
Drain tile, 4", cement	Any	Linear ft		.10
Drain tile, 4", clay	1 ft. to 20 tons	Linear ft		.105
	Over 20 tons	Linear ft		.054
Felt, 15-lb, asphalt or tarred.	Any	Roll (432 sq. ft.)		2.50
Felt, 30-lb., asphalt or tarred.	Any	Roll (216 sq. ft.)		2.50
Fire clay, 100-lb. bags	Any	100-lb. bag		1.25
Flue lining, 9 x 9	Any	Linear ft		.44
Flue lining, 9 x 13	Any	Linear ft		.72
Flue lining, 13 x 13	Any	Linear ft		.91
Hardboard, all brands ¼" shorts 4 x 2.	Any	100 sq. ft		6.00
Hardboard, all brands ⅛" 4 x 3 and 4 x 4 (shorts).	Any	100 sq. ft		6.50
Hardboard, all brands ⅛" standard lengths—4 x 6 to 4 x 12.	Any	100 sq. ft		8.00
Hardboard, all brands ¼" tempered 4 x 6 and 4 x 12.	Any	100 sq. ft		9.50
Hardboard, all brands ⅛" tempered, 4 x 8, 9, and 10.	Any	100 sq. ft		9.75
Hardboard, all brands ⅛" tempered shorts 4 x 2, 3, and 4.	Any	100 sq. ft		8.25
Hardboard, all brands 5/16" tempered, shorts 4 x 2, 3, and 4.	Any	100 sq. ft		8.50
Hardboard, all brands 5/16" standard lengths 4 x 6 and 12.	Any	100 sq. ft		10.00
Hardboard, all brands 5/16" 4 x 6 to 4 x 12, tempered.	Any	100 sq. ft		12.00
Hardboard, all brands, 2/16" tempered shorts, 4 x 2, 3, and 4.	Any	100 sq. ft		10.50
Hardboard, all brands, ¼" untempered, 4 x 12.	Any	100 sq. ft		13.50
Hardboard, all brands, ¼" tempered, 4 x 12.	Any	100 sq. ft		15.50
Hardboard, all brands, ⅛" blackboard, 4 x 12.	Any	100 sq. ft		11.50
Hardboard, all brands, ⅛" tempered hardboard tile, 4 x 12 and 4 x 10.	Any	100 sq. ft		12.00
Hardboard, all brands, ⅛" tempered hardboard tile, 4 x 8.	Any	100 sq. ft		12.00
Hardboard, all brands, 5/16", tempered 4 x 12.	Any	100 sq. ft		18.50
Insulation-batts, thermal (paper backed), 4" full thick.	Any	Per sq. ft		.06
Insulation, thermal, loose in bags (plain).	Any	1¾ lb. bag		1.50
Insulating board and lath, all brands, 1" board and lath, 4 x 6 to 4 x 12.	Any	100 sq. ft		9.15
Insulation board, fiber asphalt sheathing, 25/32".	Any	100 sq. ft		7.50
Insulating lath, plaster base (16 x 40 and 18 x 48), ½" thick.	Any	100 sq. ft		5.25
Insulating lath, plaster base (16 x 40 and 18 x 48), 1" thick.	Any	100 sq. ft		9.75
Insulation board, fiber ½" standard lath and board.	Any	100 sq. ft		5.50
Insulation board, fiber ½" standard lath and board.	Any	100 sq. ft		4.80
Lath, gypsum ⅜"	Any	Sq. ft		.026
Lath, metal, 2.5 lb., copper bearing, painted, diamond mesh.	L. c. l	Sq. yd		$0.245
	C. l. or more	Sq. yd		.205
Lath, metal, 2.5 lbs., galvanized.	L. c. l	Sq. yd		.275
	C. l. or more	Sq. yd		.225
Lath, metal, 3.4 lbs., copper bearing, painted, diamond mesh.	L. c. l	Sq. yd		.275
	C. l. or more	Sq. yd		.230
Lath, metal, 3.4 lbs., galvanized.	L. c. l	Sq. yd		.305
	C. l. or more	Sq. yd		.250
Lath, metal, 3.4 lbs. ⅜" copper bearing, high rib, painted.	L. c. l	Sq. yd		.295
	C. l. or more	Sq. yd		.250
Lath, metal, 3.4 lbs. ⅜" galvanized.	L. c. l	Sq. yd		.305
	C. l. or more	Sq. yd		.250
Lath, insulation. See Insulation, board and lath.				
Lime, mason's hydrated	1 to 199 sacks	50-lb. sack		.517
	200 sacks or more but l. c. l.	Ton		18.56
	C. l. or more	do	$16.64	17.64
Lime, Ohio finishing	L. c. l	50-lb. paper bag		.80
	C. l. or more	Ton		26.00
Lime, Texas finishing	L. c. l	50-lb. paper bag		.63
	C. l. or more	Ton		20.45
Plaster, gauging	1 to 19 sacks	100-lb. sack		1.20
	1 ton or more but l. c. l.	Ton		23.40
	C. l. or more	do		19.30
Plaster, hard wall	1 to 19 sacks	100-lb. sack		1.00
	1 ton or more but l. c. l.	Ton		19.40
	C. l. or more	do		16.00
Plaster, moulding	1 to 19 sacks	100-lb. sack		1.20
	1 ton or more but l. c. l.	Ton		23.40
	C. l. or more	do		19.30
Roofing, asphalt, 75-lb., mineral surface.	Any	Roll (108 sq. ft.)		2.60
Roofing, asphalt, 90-lb., mineral surface.	Any	do		2.75
Roofing, black, smooth surface:				
Weathercote, 35-lb	Any	Roll (108 sq. ft.)		1.25
Weathercote, 45-lb	Any	Roll (108 sq. ft.)		1.45
Weathercote, 55-lb	Any	Roll (108 sq. ft.)		1.70
Greystone, 45-lb	Any	Roll (108 sq. ft.)		1.85
Greystone, 55-lb	Any	Roll (108 sq. ft.)		2.10
Greystone, 65-lb	Any	Roll (108 sq. ft.)		2.45
Whitestone, 45-lb	Any	Roll (108 sq. ft.)		2.00
Whitestone, 55-lb	Any	Roll (108 sq. ft.)		2.40
Whitestone, 65-lb	Any	Roll (108 sq. ft.)		2.85
Sewer pipe, concrete, 4"	Any	Linear ft		.14
Sewer pipe, vitrified clay, 4"	Any	Linear ft		.18
Shingles, asphalt, 167-lb., 2 or 3 tab hexagon.	Any	Square		4.85
Shingles, asphalt, 210 to 220 lb. (3 in 1) thick-butt.	Any	Square		6.75
Sheathing, gypsum, ½"	Any	Sq. ft		.0425
Siding, asbestos cement, 12 x 24 or 27", standard color.	Any	100 sq. ft		9.60
Tile, insulation, T & G or bevel lap, all brands, ½":				
16 x 32, 16 x 48, old ivory or variegated colors.	Any	100 sq. ft		6.25
6 x 12, 12 x 12, 16 x 16 and 24 x 24, old ivory or variegated colors.	Any	100 sq. ft		7.25
Planking 6" to 16", 8' to 10'.	Any	100 sq. ft		7.25
Wallboard, fiber, second quality, Commander, Bison, Economy, and similar.	Any	100 sq. ft		3.60
Wallboard, fiber, first quality Atlas, Beaver, Cornell, Plastagon, and Square Deal.	Any	100 sq. ft		4.00
Wallboard, fiber, 3/16", 4 x 6, 7, 8, 10, and 12, Upson (blue center) or equal.	Any	100 sq. ft		4.75
Wallboard, fiber, ¼", 4 x 8, 10, and 12.	Any	100 sq. ft		5.25
Wallboard, fiber, 5/16", 4 x 8, 10, and 12.	Any	100 sq. ft		6.50
Wallboard, fiber double-thick Upson tile.	Any	100 sq. ft		7.00
Wallboard:				
Gypsum ¼"	Any	Sq. ft		.038
Gypsum ⅜"	Any	Sq. ft		.043
Gypsum ½"	Any	Sq. ft		.048

(1) For the purpose of this order, the term free delivery zone includes all points within the corporate limits of Ft. Worth, Texas, and all points within a radius of 10 miles of the place from which delivery is made.

(2) If delivery is made outside the free delivery zone, sellers are permitted to add to the maximum prices hereinabove established a delivery charge not in excess of the charge which each seller made for the same type and quantity of sale during March, 1942.

(3) Maximum prices hereinabove established are subject to the same discounts for cash which each seller subject to this order had in effect for the same type and quantity of sale during March, 1942.

(4) If credit is extended for a period of more than 30 days, sellers subject to this order may make an extra charge for credit which shall not be in excess of charges they had in effect during March of 1942.

(5) Any seller who was not in business during March 1942, shall establish his charges for the extension of credit beyond the period of 30 days by taking the credit charges established by his most closely competitive seller.

[F. R. Doc. 46-6235; Filed, Apr. 12, 1946; 2:58 p. m.]

[Region V Order G-17 Under RMPR 251, Amdt. 1]

Installed Mineral Wool Insulation in Tarrant County, Texas

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, *It is hereby ordered*, That section (h) of Order No. G-17 under section 9 of Revised Maximum Price Regulation No. 251 be and it is hereby revoked and amended to read as follows:

(h) *Records, invoicing and notification requirements*—(1) *Record keeping requirements.* Every seller of mineral wool insulation sold on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall preserve records showing the following information:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I, including category number and drawing number.

(v) The terms of sale.

(vi) A statement of any special insulation and related work and incidental construction work.

(2) *Invoicing requirements.* Any seller subject to this order, upon request of a purchaser, must furnish an invoice which contains all of the information set out in paragraphs (i) through (vi) of section (h) (1) of this order.

(3) *Notification requirements.* Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order as well as a copy of Revised Maximum Price Regulation No. 251.

Except as herein amended or revised, Order No. G-17 under section 9 of Revised Maximum Price Regulation No. 251 shall be and is continued in full force and effect in all other respects.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective on this 25th day of February 1946.

W. A. Orth,
Regional Administrator.

[F. R. Doc. 46-6232; Filed, Apr. 12, 1946; 2:57 p. m.]

[Sioux Falls Order G-1 Under Gen. Order 68, Amdt. 2]

Certain Building and Construction Materials in Sioux Falls, S. D., Area

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, *It is ordered*, That section 2 of Order No. G-1 is hereby amended to read:

Sec. 2. *Definitions*—(a) *Retail sale.* For the purpose of this order a retail sale means a sale to an ultimate user or to any contractor; provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use or by any other objective evidence shall be considered a contractor.

(c) *Applicators.* Purchasers by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

(d) *Consumer's sale.* The sale of less than two tons of one or more of the items listed in Appendix A to one purchaser at one time is a consumer's sale.

(e) *Truck load sale.* The sale of two tons or more of one or more of the items listed in Appendix A to one purchaser at one time constitutes a truck load sale.

(f) *Common brick.* For the purposes of this order common brick means baked clay products and does not include concrete products.

This amendment shall become effective immediately.

Issued this 9th day of April 1946.

E. J. Winterstein,
District Director.

[F. R. Doc. 46-6250; Filed, Apr. 12, 1946; 4:53 p. m.]

[Little Rock Order G-1 Under Gen. Order 68]

Building Materials in Pulaski County, Ark.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

Section I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Pulaski County, Arkansas.

Sec. II. *Definition of retail sales.* The term "retail sale" as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis,

Sec. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

Sec. IV. *Relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

Sec. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

Sec. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser, and place of delivery if different from purchaser's address.
2. A description of each commodity sold, using description in Appendix A.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.

Each seller is required to keep a duplicate of such invoice in this place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective January 18, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Little Rock, Arkansas, this 15th day of January 1946.

Robert P. Hall,
District Director.

Appendix A

[Maximum Prices for retail sales of specified building materials when made in Pulaski County, Ark.]

Name of item	Selling unit	Maximum prices for sales f. o. b. plant, store, or delivered within free delivery zone
Plaster:		
Hardwall	100-lb. sack	$1.10
Gauging	100-lb. sack	1.40
Moulding	100-lb. sack	1.40
Bonding	100-lb. sack	1.50
Keene's cement	100-lb. sack	2.00
Finishing lime	50-lb. sack	.60
Gypsum lath, ⅜"	1,000 sq. ft.	26.00
Metal lath:		
2.2 lb. painted diamond mesh.	Sq. yd.	.23
2.2 lb., galvanized	Sq. yd.	.26
2.5 lb., painted diamond mesh.	Sq. yd.	.24
2.5 lb., galvanized	Sq. yd.	.27
3.4 lb., painted diamond mesh.	Sq. yd.	.265
3.4 lb., galvanized	Sq. yd.	.295
2.5 lb., copper bearing	Sq. yd.	.25
3.4 lb., copper bearing	Sq. yd.	.275
2.75 lb., flat rib painted	Sq. yd.	.265
3.4 lb., ⅜" high rib painted.	Sq. yd.	.285
3.4 lb., ¾" high rib copper bearing.	Sq. yd.	.295
3.4 lb., ¾" high rib galvanized.	Sq. yd.	.315
Steel-tex:		
Interior	Sq. yd.	.28
Exterior	Sq. yd.	.3625
Metal lath:		
Corner bead, expanded type.	1,000 lin. ft.	42.00
Corner bead, wing type	1,000 lin. ft.	32.00
Metal channel:		
Cold rolled, ¾"	1,000 lin. ft.	21.00
Cold rolled, 1½"	1,000 lin. ft.	26.00
Portland cement:		
Standard (paper bags)	94-lb. bag	.85
Quick-setting	94-lb. bag	1.05
Masonry mortar (paper sacks).	65-lb. sack	.68
Portland cement, white, std. (paper bag).	95-lb. bag	2.55
Mason's hydrated lime	10-lb. bag	.22
Mason's hydrated lime	40-lb. bag	.43
Mason's hydrated lime	50-lb. bag	.50
Gypsum block, partitions:		
3" hollow	Sq. ft.	.10
4" hollow	Sq. ft.	.12
Face brick:		
Rough texture, red	1,000	30.00
Rough texture, buff	1,000	35.00
Face brick:		
Smooth red	1,000	30.00
Smooth gray	1,000	35.00
Scratch, Acme KR #270	1,000	30.00
Scratch, Acme KR #290	1,000	30.00
Concrete block:		
5" x 8" x 12" slag	1,000	150.00
5" x 8" x 14" slag	1,000	120.00
12" x 8" x 12" slag	1,000	230.00
12" x 8" x 12" sand	1,000	200.00
5" x 8" x 6" slag	1,000	100.00
8" x 8" x 6" sand	1,000	90.00
8" x 8" x 14" slag	1,000	180.00
5" x 8" x 14" sand	1,000	170.00
6" x 8" x 12" slag	1,000	140.00
6" x 8" x 12" sand	1,000	120.00
6" x 8" x 6" slag	1,000	90.00
6" x 8" x 6" sand	1,000	80.00
Fire brick:		
9" straight, super duty	Each	.095
9" straight, heavy duty	Each	.085
9" straight, standard	Each	.08
Plastic fire brick	100 lbs	4.05
Fire clay, powder (100-lb. bags).	100 lbs	1.25
Ever-set cement, liquid	100 lbs	5.90
Vitrified clay:		
Sewer pipe, 4"	Feet	.21
Sewer pipe, 6"	Feet	.29
Sewer pipe, 8"	Feet	.45
Sewer pipe, 10"	Feet	.62
Sewer pipe, 12"	Feet	.80
Sewer pipe, 15"	Feet	1.37
Sewer pipe, 18"	Feet	1.90
Sewer pipe, 24"	Feet	3.00
Clay drain tile:		
4"	Feet	.10
6"	Feet	.15
Flue lining:		
4½" x 9"	Feet	.30
9" x 9"	Feet	.35
4½" x 13"	Feet	.40
9" x 13"	Feet	.50
13" x 13"	Feet	.60
9" x 18"	Feet	.65
13" x 13"	Feet	.80
18" x 18"	Feet	1.10
Vitrified clay wall coping:		
9"	Feet	$0.27
13"	Feet	.37
Gypsum wallboard:		
½"	1,000 sq. ft.	35.00
⅜"	1,000 sq. ft.	40.00
½"	1,000 sq. ft.	45.00
Perfatape, 250' roll	Roll	3.00
Gypsum sheathing, ½"	1,000 sq. ft.	40.00
Gypsum wallboard, ⅜", wood grain interior.	1,000 sq. ft.	65.00
Asphalt roofing, 90-lb mineral surface.	Roll, 1 sq.	2.55
Asphalt or tarred felt:		
15-lb	Roll, 1 sq.	2.55
30-lb	Roll, 1 sq.	2.55
Slaters felt, 6-lb	500 ft. roll	1.275
Asphalt shingles:		
210-lb. (3 in 1) thickbutt	100 sq. ft.	6.12
167-lb. hexagon	100 sq. ft.	4.60
Fibre insulation board:		
⅜" standard lath and board.	1,000 sq. ft.	45.00
½" standard lath and board	1,000 sq. ft.	50.00
25/32" asphalt sheathing	1,000 sq. ft.	60.00
Asbestos-cement siding:		
12" x 24" or 27", white, plain.	100 sq. ft.	9.00
12" x 24" or 27", white, glazed.	100 sq. ft.	9.75
12" x 24" or 27", colors	100 sq. ft.	8.50
Asbestos-cement roofing shingles:		
Economy cut, green	100 sq. ft.	10.50
Economy cut, colors other than green.	100 sq. ft.	10.00
Roofing asphalt	100 lb.	1.50
Do	50 lb.	1.00
Do	25 lb.	.50
Do	12¼ lb.	.25
Deadening felt:		
¼-lb	Roll	2.50
1 lb	do	2.75
Asphalt roofing, smooth surface:		
45-lb	do	1.75
55-lb	do	2.25
65-lb	do	2.50
Capsheet, roll 68-lb	do	2.50
Roll brick siding	100 sq. ft.	4.00
Roll brick soldier course	100 sq. ft.	3.50
Roll brick corners	L. ft.	.12
Standard density synthetic fibre boards, 5/16" tempered.	Sq. ft.	[1] .11
Standard density synthetic fibre board, 7/16" untempered.	Sq. ft.	[1] .085
Hard density synthetic fibre board, ¼" tempered.	Sq. ft.	[1] .10
Hard density synthetic fibre board, ⅛" untempered.	Sq. ft.	[1] .08
Hard density synthetic fibre board, ⅜" scored, tempered.	Sq. ft.	[1] .125
Screen wire cloth:		
18 x 14, galvanized	100 sq. ft.	[2] 4.00
18 x 14, black	100 sq. ft.	[2] 3.60
Ceiling tile:		
12 x 12	Sq. ft.	.065
16 x 32	Sq. ft.	.06
Insulating plank	1,000 sq. ft.	65.00
Asbestos-cement wallboard:		
3/16", Flexbd	Sq. ft.	.12
4/16", all other	Sq. ft.	.09
¼"	Sq. ft.	.10
⅛", Flexbd	Sq. ft.	.105
Thermal insulation, blankets, paper backed:		
2" thick	1,000 sq. ft.	53.00
4" thick	1,000 sq. ft.	72.00
4" thick	1,000 sq. ft.	70.00
Thermal insulation, loose in bags:		
Plain	35-lb. bag	1.00
Nodulated	Lb.	.0375

[1] An addition of 2 cents per square foot may be made if cut to customer's specifications.

[2] An addition of 50 cents per 100 square feet may be made if cut to customer's specifications.

1. *Terms of sale.* Maximum prices hereinabove listed are subject to a 2% cash discount when sold to customers licensed by the Contractors General Licensing Board of the State of Arkansas, provided payment is made before the 10th day of the month following date of delivery.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. Free delivery zone as used in this order includes all points within the corporate limits of Little Rock, North Little Rock, Park Hill, Rose City, Levy and Cammack Village, Arkansas.

4. *Additions for delivery outside free delivery zone.* Where delivery is made outside the free delivery zone, maximum prices hereinabove listed may be increased by a delivery charge not in excess of 20¢ per mile: *Provided, however*, The mileage charge is computed on the basis of the nearest actual highway mileage from the point to which delivery is made to the nearest point located within the free delivery zone herein defined. No charge may be made for return trip.

[F. R. Doc. 46-6236; Filed, Apr. 12, 1946; 2:58 p. m.]

[Oklahoma City Order G-1 under Gen. Order 68]

Building Materials in Oklahoma City

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

Section I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising the corporate limits of Oklahoma City, Oklahoma.

Sec. II. *Definition of retail sales.* The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

Sec. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

Sec. IV. *Relation of this order to other regulation.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

Sec. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. If commodity was delivered, address to which delivery was made.
6. A statement of cash discounts allowed for prompt payment.
7. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Making a charge for delivery;
(ii) Making a charge higher than this order authorizes for the extension of credit;
(iii) Failure to give the discounts required by this order for prompt payment;
(iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or
(v) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Oklahoma City District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable maximum price regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Oklahoma City District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective February 10, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Oklahoma City, Oklahoma, this 28th day of January 1946.

JOHN N. OHRNELL,
District Director.

APPENDIX A

[Maximum Prices for Retail Sales of Specified Building Materials when sold in Oklahoma City, Okla.]

Item being priced	Unit	Maximum prices for both f. o. b. and delivered sales
Asbestos cement siding 12" x 24" or 27":		
Standard colors including standard white.	Square	$9.50
Water repellent, white and brilliant colors.	do	10.75
Asphalt or tarred felt (15-lb. or 30-lb.).	Roll	2.50
Asphalt shingles:		
210-lb. Thickbutt	Square	6.15
Hexagon 2 or 3 tab	do	5.05
Asphalt roofing:		
Mineral Surface 90-lb	Roll	2.65
Staggered Edge 105-lb	do	3.35
Clay drain tile, 4"	M lin. ft	92.50
Concrete blocks (sand) 8" x 8" x 16".	Each	.20
Fiber insulation board ½" standard.	M ft	50.00
Fiber insulation 25/32 asphalt sheathing.	do	65.00
Finishing lime:		
40-lb	40-lb. bag	.50
50-lb	50-lb. bag	.70
55-lb	55-lb. bag	.75
Fire brick 9" standard (Okla.)	M	90.00
Fire clay	100 lb. bag	1.50
Flue lining:		
8½" x 8½"	Lin. ft	.35
4" x 8"	Lin. ft	.27
8½" x 13"	Lin. ft	.53
13" x 13"	Lin. ft	.65
Gypsum block partition:		
3" hollow	Sq. ft	.08
4" hollow	Sq. ft	.09
Gypsum lath ⅜"	M. sq. ft	38.00
Gypsum sheathing ½"	M. sq. ft	42.00
Gypsum wallboard:		
⅜"	M. sq. ft	40.00
½"	M. sq. ft	43.25
Keene's cement	1 lb. bag	.05
Do	100 lb. bag	1.60
Keene's cement (bulk)	Lb	.03
Masonry mortar	70-lb. bag	.65
Mason's hydrated lime	10-lb. bag	.25
Do	40-lb. bag	.80
Do	50-lb. bag	.60
Metal lath:		
Corner bead expanded	100 lin. ft	5.00
2.2-lb. painted diamond mesh.	Sq. yd	.29
2.5-lb. painted diamond mesh.	Sq. yd	.30
2.75-lb. painted flat R16	Sq. yd	.30
3.4-lb. painted diamond mesh.	Sq. yd	.35
Patch plaster	25-lb. bag	.25
Do	5-lb. bag	.60
Plaster board ¼"	M sq. ft	35.00
Plaster:		
Gauging	100-lb. bag	1.05
Hardwall	100-lb. bag	.97
Do	100-lb. bag	1.00
Molding	100-lb. bag	1.25
Moulding (bulk)	Lb	.03
Portland cement, standard (paper bag).	94-lb. bag	.83
Vitreous clay sewer pipe:		
#155-4"	M lin. ft	196.00
#155-6"	M lin. ft	253.00

1. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

2. *Additions for delivery on sales of less than $10.00.* No additions for delivery may be made to the prices hereinabove listed except that a 50¢ charge may be made for delivering an order totaling less than $10.00.

3. *Additions for Oklahoma state sales tax.* Sellers may add to the prices listed in this Appendix A the sales tax required to be collected by the law of the State of Oklahoma. This tax shall be separately stated in the dealer's invoice, sales slip or receipt.

[F. R. Doc. 46-6237; Filed, Apr. 12, 1946; 2:59 p. m.]

[Chicago Order G-1 Under Rev. Supp. Service Reg. 50 and RMPR 165]

PHOTOSTATING VETERANS' DISCHARGE PAPERS IN CHICAGO, ILL.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Chicago Metropolitan District of the Office of Price Administration by § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50 to Revised Maximum Price Regulation No. 165, and by delegation of authority from the Regional Administrator of Region VI, this order is hereby issued.

SECTION 1. *What this order covers.* This order establishes maximum prices for sale made by any seller, of the service of photostating discharge papers of veterans formerly in the Armed Forces of the United States and of persons discharged from the United States Merchant Marine.

SEC. 2. *Definitions.* For the purpose of this order the term:

"Photostat" means the poduction of photo copies directly on prepared paper, by means of any machine designed for that purpose;

"Sellers of photostatic service" includes not only any person performing the operation of photostating, but also any person who procures photostats for purchasers, from such photostaters.

"Veteran" means any person discharged from any branch of the Armed Forces of the United States or from the United States Merchant Marine.

"Discharge papers" means any paper, pamphlet, certificate, scroll, photograph or any other printed matter pertaining to service rendered in the Armed Forces of the United States or United States Merchant Marine.

SEC. 3. *Geographical applicability.* This order shall apply to sales made within the corporate limits of the city of Chicago, Illinois.

SEC. 4. *Prohibition against selling photostatic services on veteran's discharge papers above maximum prices.* On and after the effective date of this order regardless of any contract, agreement, or other obligation, no person or persons covered by this order shall sell or offer to sell the service of photostating discharge papers of any veteran of the United States Armed Forces or of the United States Merchant Marine at prices higher than the maximum prices set forth in Appendix A of this order.

SEC. 5. *Maximum prices.* The maximum prices which any seller may charge for the service of photostating (including the service of procuring photostats) discharge papers of any veteran of the United States Armed Forces or of the United States Merchant Marine, within the area covered by this order, shall be those set forth in Appendix A attached hereto.

SEC. 6. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices or pricing methods previously fixed by Revised Maximum Price Regulation No. 165, or by any other regulation or order covering the services herein specified. All photostating services not specifically covered by the provisions of this order shall remain subject to the provisions of Revised Maximum Price Regulation No. 165.

SEC. 7. *Posting.* Every seller making sales covered by this order shall post in each of his establishments in a place and manner plainly visible to any purchaser the list containing the maximum prices for the photostatic services set forth in Appendix A hereof. There is attached to this order for your convenience two copies of Appendix A containing the items covered with the respective prices applicable. One such copy of such list may be detached and used as the poster herein above required to be posted.

SEC. 8. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity and price of each item sold. The seller shall prepare such sales slip, receipt, or other evidence of purchase in duplicate and keep one copy of same for as long as the Emergency Price Control Act of 1942, as amended, remains in full force and effect. Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 9. *Violation.* On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 10. *Evasion.* No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling the service in question, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

This order may be modified, amended or revoked at any time.

This order shall become effective March 25, 1946.

Issued this 19th day of March 1946.

JAMES F. RILEY,
District Director.

APPENDIX A—OPA CEILING PRICES FOR THE PHOTOSTATING OF VETERANS' DISCHARGE PAPERS WITHIN THE CORPORATE LIMITS OF THE CITY OF CHICAGO

1. Photostats made the same size as original (for any size up to and including 11" x 14"):

NEGATIVE

Number of copies:	*Ceiling price each*
1 to 5	$0.50

POSITIVE

1 to 5	.35
6 to 9	.30
10 or more	.27½

2. Photostatic reductions of discharge papers to wallet size:

(A) One side wallet size photostats—$1.00 [1]
(B) Two side wallet size photostat—$1.60 [2]

ADDITIONAL POSITIVE COPIES

Number of copies:	*Ceiling price each*
1 to 5	$0.35
6 to 9	.30
10 or more	.27½

All photostating services not specifically covered by this order shall remain subject to the provisions of revised maximum price regulation 165.

[F. R. Doc. 46-6238; Filed, Apr. 12, 1946; 2:59 p. m.]

[Sioux Falls Order G-1 Under Gen Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN SIOUX FALLS AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, *It is ordered:*

That section 7 of Order No. G-1 is hereby amended to read:

SEC. 7. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

That the following items in Appendix A of Order No. G-1 are hereby amended to read:

Item	Unit	Maximum consumer price	Maximum truckload price
Portland cement, standard (paper bags).	Bbl	$3.40	
Portland cement, standard (cloth bags).	Bbl	3.60	$3.50
Portland cement—quick dry.	Per 100 lb	1.15	1.15
Masonry mortar cement (paper sacks).	70 lb. bag	.70	

This amendment shall become effective immediately.

Issued this 11th day of January 1946.

E. J. WINTERSTEEN,
District Director.

[F. R. Doc. 46-6233; Filed, Apr. 12, 1946; 2:57 p. m.]

[Region II Order G-1 Under MPR 574]

CHANGE OF OFFICE TO WHICH REPORTS MUST BE MAILED IN NEW YORK REGION

For the reasons stated in the accompanying opinion and pursuant to the authority contained in Maximum Price Regulation No. 574, this order is hereby issued.

SECTION 1. *What this order does.* This order stipulates that the district office shall be the appropriate office to which operators of slaughtering establishments and slaughterers subject to the provisions of sections 9 and 11 of Maximum Price Regulation No. 574 must mail their reports. Except as modified by this order, Maximum Price Regulation No. 574 and orders issued thereunder by the Regional Administrator shall continue in effect.

SEC. 2. *Where this order applies.* This order applies to the entire States of Delaware, Maryland, New Jersey and New York, the Commonwealth of Pennsylvania and the District of Columbia.

SEC. 3. *Proper office to which reports must be mailed.* (a) The operator of each slaughtering establishment shall mail to the district office in which such establishment is located a copy of Form No. DS-T-47 (Revised), Certificate of Operator of Establishment under Regulation No. 3 of Reconstruction Finance Corporation, not later than the fifteenth day following the end of each accounting period.

(b) Each slaughterer subject to the provisions of section 9 of Maximum Price Regulation No. 574, for each slaughtering establishment at which his cattle were slaughtered, shall mail by regis-

[1] This includes one ½ size negative, and one wallet size positive.

[2] This includes two ½ size negatives of each side of discharge paper and one positive which can be folded to fit wallet.

tered mail with return receipt requested to the district office in which such establishment is located a copy of Form No. DS–T–55 Revised, Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of Defense Supplies Corporation, not later than the fifteenth day following the end of each accounting period.

(c) Each slaughterer subject to the provisions of section 11 of Maximum Price Regulation No. 574, for each slaughtering establishment at which his cattle were slaughtered, shall mail by registered mail with return receipt requested to the district office in which such establishment is located duplicate copies of Office of Price Administration Form No. 636–2202 (revised) not later than the fifteenth day following the end of each accounting period.

SEC. 4. *Effective date.* This order shall become effective May 1, 1946.

Issued April 15, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–6353; Filed, Apr. 15, 1946; 4:40 p. m.]

[Birmingham 2d Rev. Order G–1 Under Gen. Order 50, Amdt. 9]

MALT AND CEREAL BEVERAGES IN BIRMINGHAM, ALA., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Birmingham District Office, Region IV, of the Office of Price Administration by General Order Number 50, issued by the Office of Price Administration and Revised Delegation Order Number 17, issued May 5, 1944, by the Regional Administrator of Region IV, the price list in Appendix A to 2d Revised Order G–1 under General Order Number 50 is hereby amended as follows:

1. The following brand or trade name with the maximum prices of 12 ounce and 32 ounce bottles thereof is added to Group 1–B under the appropriate columns:

GROUP 1-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
Koenig Brau Beer	*Cents* 25	*Cents* 45

2. The following brand or trade name with the maximum prices for 12 ounce and 32 ounce bottles thereof is added to Group 2–B under the appropriate columns:

GROUP 2-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
Koenig Brau Beer	*Cents* 20	*Cents* 40

3. The following brand or trade name with the maximum prices for 12 ounce and 32 ounce bottles thereof is added to Group 3–B under the appropriate columns:

GROUP 3-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
Koenig Brau Beer	*Cents* 18	*Cents* 35

This amendment shall become effective immediately.

Issued this 2d day of April 1946.

SAM J. WATKINS,
District Director.

[F. R. Doc. 46–6249; Filed, Apr. 12, 1946; 4:53 p. m.]

[Region I Order G–19 Under SR 15, MPR 280 and MPR 329, Amdt. 15]

FLUID MILK IN NEW HAMPSHIRE

For the reasons set forth in an Opinion issued simultaneously herewith which has been filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1351.408 of Maximum Price Regulation 329, Region I Order No. G–19 (Fluid Milk in the State of New Hampshire) is hereby amended in the following respects:

(1) The provisions of subparagraph (2) of paragraph (b) in effect prior to the issuance of Amendment No. 13 to Order No. G–19 are amended as set forth:

a. To the terms of the subdivision headed Zone 3, there is added the following enactment: "*Provided*, That between 12:01 a. m. of April 1, 1946 and 12:01 a. m. of May 1, 1946 the maximum producer price listed for Milk Marketing Area (23)—Milford, Amherst, Wilton; Area (71) — Merrimac; Area (79) — Brookline; is not $3.95 but is $4.10 if purchaser weighs and tests the milk and $4.15 if purchaser does not weigh and test the milk".

b. To the terms of the subdivision headed Zone 4, there is added the following enactment: "*Provided*, That between 12:01 a. m. of April 1, 1946 and 12:01 a. m. of May 1, 1946 the maximum producer price listed for Milk Marketing Areas (50) (New Ipswich) and (49) (Greenville) is not $3.95 but is $4.10 if purchaser weighs and tests the milk and $4.15 if purchaser does not weigh and test the milk".

(2) To the provisions of paragraph (e) there is added the following enactment: "*Provided*, That between 12:01 a. m. of April 1, 1946 and 12:01 a. m. of May 1, 1946, the maximum price which may be paid for standard milk of 3.7% butterfat content bought or received from producers in Region I for ultimate resale in the towns of Mount Vernon, Temple, Mason and Lyndeboro is $4.10 if purchaser weighs and tests the milk and $4.15 if purchaser does not weigh and test the milk".

This amendment is effective as of 12:01 a. m. April 1, 1946.

This action has the prior written approval of the Secretary of Agriculture.

Issued this 12th day of April 1946.

ELDEN C. SHOUP,
Regional Administrator.

Approved:

M. H. BRIGHTMAN,
Acting Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46–6252; Filed, Apr. 12, 1946; 4:53 p. m.]

[Region II Order G–10 Under Rev. SO 119]

BUCH MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16, and authority delegated under section 19 to the Regional Administrator of Region II under Revised Supplementary Order No. 119, *it is ordered*, That:

(a) *Manufacturers' ceiling prices.* Buch Manufacturing Company, Elizabethtown, Pa., may increase its properly established maximum prices (exclusive of any other increases or adjustments permitted by any other Order or Regulation immediately prior hereto) for the following products or product lines of which it is the manufacturer, to each class of purchaser, by an amount not in excess of 17% of such maximum prices:

Garden barrows.
Steel tray barrows.
Lawn rollers.
Linoleum rollers.
Tampers.

(b) *Definitions.* All words and phrases used in this Order shall receive the same definition as in Revised Supplementary Order No. 119 or any revision or amendment thereto.

(c) *Maximum prices which may be increased.* The increase permitted by this order shall be applied to those properly established maximum prices for the products or product lines covered by this order which were in effect immediately prior to the date of the application on which this order is issued exclusive of any adjustment charges or increases which may have been permitted on or before that date. Any adjustments permitted by Order No. 16, issued March 13, 1946, by the Administrator of Region II, is specifically excluded.

A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is supplied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(e) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances, on sales to each class of purchaser in effect during March 1942, or thereafter properly established under O. P. A. regulations.

(f) *Saving clause.* Except as modified by this order, each seller affected shall in all respects remain subject to all the applicable provisions of the appropriate applicable price regulations.

(g) *S. O. 153 excluded.* The provisions of Supplementary Order No. 153 shall not apply to sales of the commodities or products included in this order.

(h) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser on such invoice, in writing, of the methods established in paragraph (d) of this order for determining adjusted maximum prices for resales of the products or articles covered by this order. Such notice shall include a statement that the provisions of Supplementary Order No. 153 do not apply to resellers' maximum prices for such articles or products. This notice may be given in any convenient form.

(i) *Revocation.* Order No. 16 under Supplementary Order No. 119 issued March 13, 1946, by the Administrator for Region II, is hereby revoked.

All requests for adjustments in maximum prices not specifically granted by this order are hereby denied, and to the extent of such denial a review may be requested in accordance with the provisions of Revised Procedural Regulation No. 1.

This order may be revoked, amended, or modified by the Regional Administrator or the Price Administrator at any time.

This order shall become effective April 9, 1946.

Issued this 9th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–6246; Filed, Apr. 12, 1946; 4:52 p. m.]

[Region II Adopting Order 4 Under Basic Order 1 Under Gen. Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN WESTCHESTER COUNTY, N. Y.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Acts of 1942 as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, *It is hereby ordered:*

(a) The title of Adopting Order No. 4 under Basic Order No. 1 as amended, under General Order No. 68 as amended, and the heading of Schedule A annexed to said order, is hereby amended to read as follows: "Maximum prices for certain building and construction materials in Westchester and Putnam Counties, New York, on sales by all persons to ultimate users or to purchasers for resale on an installed basis."

Item	Sales f. o. b. yard	Delivered sales to purchaser for resale on an installed basis (this includes contractors)	Delivered sales to ultimate users (this includes consumers)
Plaster, hard wall, sanded	$0.75 (bag 100 lb.)	$15.00 (ton)	$0.80 (bag 100 lb.).
Plaster, moulding	$1.57 (bag 100 lb.)	$1.62 (100 lb.)	$1.62 (100 lb.).
Metal lath 3.4 lb. ⅜" high rib painted	$0.32 (sq. yd.)	$0.32 (sq. yd.)	$0.32 (sq. yd.).
Metal lath corner-rite 2"	$0.02½ (lin. ft.)	$0.02½ (lin. ft.)	$0.02½ (lin. ft.).
Gypsum Sheathing (black paper) ½"	$37.50 (M sq. ft.)	$37.50 (M sq. ft.)	$37.50 (M sq. ft.).
Thermal Insulation blankets-single"	$41.00 (M sq. ft.)	$41.00 (M sq. ft.)	$41.00 (M sq. ft.).

(e) Except as hereby amended, Adopting Order No. 4 under Basic Order No. 1 as amended, under General Order No. 68 as amended, shall remain the same and all provisions thereof shall remain applicable.

This amendment shall become effective immediately.

Issued this 10th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–6247; Filed, Apr. 12, 1946; 4:52 p. m.]

[Region II Order G–15 Under MPR 329, Amdt. 4]

FLUID MILK IN NEW YORK

For the reasons set forth in an opinion issued and filed with the FEDERAL REGISTER, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1351.408 of Maximum Price Regulation No. 329, as amended, and with the approval of the Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture, it is ordered that Order No. G–15 be amended in the following respects:

1. Paragraph (a) (5) is amended by adding the County of Ulster to read as follows:

(5) Plus 25¢ per cwt., for fluid milk purchased or received at a receiving or processing plant located within the following counties in the State of New York: Columbia, Dutchess, Orange, Putnam, Rockland and Ulster.

2. Paragraph (f) (3a) is amended to read as follows:

(3a) Plus 25¢ per cwt., for milk produced on farms located in Columbia, Dutchess, Orange, Putnam, Rockland and Ulster Counties in the State of New York, or 35¢ per cwt., for milk produced on farms located in Westchester County, New York.

This Amendment No. 4 to Order No. G–15 shall become effective April 12th, 1946.

Issued this 12th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

Approved:

W. H. BRIGHTMAN,
Acting Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46–6251; Filed, Apr. 12, 1946; 4:53 p. m.]

[Region II Adopting Order 31 Under Basic Order 1 Under Gen. Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN THE COUNTIES OF PUTNAM, DUTCHESS, ROCKLAND, AND ORANGE, N. Y.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II, by the Emergency Price Control Act of 1942 as amended, by General Order No. 68 as amended, and by Revised Procedural Regulation No. 1, *It is hereby ordered:*

(a) The title of Adopting Order No. 31 under Basic Order No. 1 as amended, under General Order 68 as amended, and

(b) Adopting Order No. 4 under Basic Order No. 1 as amended, under General Order 68 as amended, is hereby further amended by striking out section 2 of said order, and inserting in place thereof, the following:

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the counties of Westchester and Putnam in the State of New York.

(c) Adopting Order No. 4 under Basic Order No. 1 as amended, under General Order 68 as amended, is hereby further amended by adding to section 3 of said order, the following: The prices fixed by this order cover all sales in the territory covered by this order regardless of the location of the seller's place of business.

(d) Adopting Order No. 4 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is hereby further amended by adding to Schedule A annexed to said order, the following:

the title of Schedule A of said order, is hereby amended by striking out the name "Putnam".

(b) Section 2 of Adopting Order No. 31 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is hereby amended by striking out the name "Putnam".

(c) Said Adopting Order No. 31 under Basic Order No. 1 as amended, under General Order 68 as amended, is hereby amended by adding to section 3 of said order, the following: The prices fixed by this order cover all sales in the territory covered by this order regardless of the location of the seller's place of business.

(d) Except as hereby amended, Adopting Order No. 31 under Basic Order No. 1 as amended, under General Order No. 68 as amended, remains the same, and all provisions thereof remain applicable.

This amendment shall become effective immediately.

Issued this 10th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-6248; Filed, Apr. 12, 1946; 4:52 p. m.]

APR 22 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 76

Washington, Thursday, April 18, 1946

The President

EXECUTIVE ORDER 9713

CREATING AN EMERGENCY BOARD TO INVESTIGATE A DISPUTE BETWEEN THE CHICAGO, ROCK ISLAND & PACIFIC RAILWAY COMPANY AND CERTAIN OF ITS EMPLOYEES

WHEREAS a dispute exists between the Chicago, Rock Island & Pacific Railway Company, a carrier, and certain of its employees represented by the Brotherhood of Railroad Trainmen, a labor organization; and

WHEREAS this dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS this dispute, in the judgment of the National Mediation Board, threatens substantially to interrupt interstate commerce within the state of Illinois and other states in the western part of the country to a degree such as to deprive that portion of the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), I hereby create a board of three members, to be appointed by me, to investigate the said dispute. No member of the said board shall be pecuniarily or otherwise interested in any organization of railway employees or any carrier.

The Board shall report its findings to the President with respect to the said dispute within thirty days from the date of this order.

As provided by section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by the Chicago, Rock Island & Pacific Railway Company or its employees in the conditions out of which the said dispute arose.

HARRY S. TRUMAN

THE WHITE HOUSE,
April 17, 1946.

[F. R. Doc. 46-6479; Filed, Apr. 17, 1946; 12:01 p. m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 25—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL AND PROFESSIONAL POSITIONS

POSITIONS FOR WHICH FORMAL EDUCATION REQUIREMENTS PRESCRIBED

The following position is added to § 25.1 (a) (10 F.R. 7081, 12839, 15031):

§ 25.1 *Positions for which formal education requirements prescribed.* (a) • • •

Educational Consultant, Grades P-7 and P-8, Army Air Forces.

NOTE: The statement showing justification for educational requirements for Consultant in Education, All Grades, filed with F.R. Doc. 45-10333 (10 F.R. 7081) is applicable to both grades of the above listed position.

(Sec. 5, Veterans' Preference Act of 1944, 58 Stat. 387)

By the United States Civil Service Commission.

H. B. MITCHELL,
President.

APRIL 11, 1946.

[F. R. Doc. 46-6386; Filed, Apr. 16, 1946; 4:02 p. m.]

TITLE 7—AGRICULTURE

Chapter IV—Production and Marketing Administration (Crop Insurance)

[Amdt. 1]

PART 417—TOBACCO CROP INSURANCE

SUBPART—1946

Paragraph (j) of § 417.87 of the 1946 Tobacco Crop Insurance Regulations is hereby amended to read as follows:

§ 417.87 *Meaning of terms.* • • •

(j) "Insurance unit" means all of the acreage comprising a cropping unit in which the insured has an interest as a

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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tobacco producer at the time of planting except that when separate amounts of investment insurance per acre yields, and rates have been established for widely separated parts of such land, such portions of the land shall constitute separate insurance units: *Provided, however*, That all or any part of such land which is designated on the crop insurance listing sheet in the office of the county association as "non-insurable" because of the insurance risk involved, shall not constitute an insurance unit or any part thereof and shall not be considered in any manner whatsoever under the insurance contract, except as provided in § 417.67 (b) hereof.

Adopted by the Board of Directors on March 22, 1946.

[SEAL] E. D. BERKAW,
Acting Secretary,
Federal Crop Insurance Corporation.

Approved: April 16, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6384; Filed, Apr. 16, 1946; 3:18 p. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 144, Amdt. 5]

PART 1416—GRAIN

EXEMPTION FOR WHEAT SOLD UNDER EMERGENCY WHEAT PURCHASE PROGRAM

War Food Order No. 144, as amended (11 F.R. 2501, 3243, 3392), is further amended as follows:

1. By adding immediately after paragraph (a) (17) the following new paragraph:

(18) "Elevator operator" means a person who owns or operates a grain elevator, warehouse, or barge-loading facility and who receives grain for resale, from producers or truckers in wagon or truck lots.

2. By adding immediately after paragraph (z) the following new paragraph:

(aa) *Exemption for wheat sold under Emergency Wheat Purchase Program.* In any case where wheat has been delivered to an elevator operator for the account of the Commodity Credit Corporation under the Emergency Wheat Purchase Program, or in any case where wheat owned by the Commodity Credit Corporation has been sold to an elevator operator and resold by such elevator operator in furtherance of such program and pursuant to instructions issued by the Director, such wheat, or an equal amount of wheat grading No. 3 or better, or grading No. 4 or 5 on test weight only, shall be exempt from all the restrictions of this order, regardless of whether such wheat is in the hands of the Commodity Credit Corporation, an elevator operator, or any other subsequent purchaser to whom delivery has been made in accordance with the Director's instructions: *Provided, however*, That whenever a specified quantity of wheat acquired under the Emergency Wheat Purchase Program is released by the Commodity Credit Corporation from the requirements of such program, such wheat shall, upon such release, again become subject to all the restrictions of this order.

This amendment shall become effective at 12:01 a. m., e. s. t., April 17, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 144, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 16th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6385; Filed, Apr. 16, 1946; 3:19 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4887]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

M. PORTNOW

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—qualifications:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Reputation, success or standing:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—size and extent:* § 3.6 (j 10) *Advertising falsely or misleadingly—History of product or offering:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service.* In connection with the offering for sale, sale or distribution of respondent's device designated Portnow's Patented Wonder Truss, or any other device of substantially similar construction, or performing substantially similar functions, whether sold under the same name or under any other name; disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., purchase in commerce, etc., of said device, which advertisements represent directly or by implication (a) that respondent's truss will end all rupture troubles or will furnish rupture relief for all types and kinds of ruptures; (b) that respondent's truss will cure rupture in adults or is effective in the treatment of all types of rupture or hernia or will provide relief for all ruptures without the intervention of surgical procedure; (c) that respondent's truss will be of any value whatsoever in conditions of irreducible hernia; (d) that respondent's truss is new in the sense that it operates in the control of rupture in a different manner or upon a different principle from other trusses in common use; (e) that respondent is a hernia specialist; (f) that respondent is a member of the Jewish Workmen's Circle; or (g) that respondent conducts the largest truss store in the City of New York; prohibited. (Sec. 5, 38 Stat. 719 as amended by sec. 3, 52 Stat. 112; 15 U.S.C. sec. 45b) [Cease and desist order, M. Portnow, Docket 4887 February 27, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 27th day of February A. D. 1946.

In the Matter of Felix Portnow, Trading as M. Portnow

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, and a stipulation as to the facts entered into between respondent herein and Richard P. Whiteley, Assistant Chief Counsel for the Commission, which provides, among other things, that without further evidence or other intervening procedure the Commission may issue and serve upon the respondent herein findings as to the facts and conclusion based thereon and an order disposing of the proceeding, and the Commission having made its findings as to the facts and conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Felix Portnow, individually and trading as M. Portnow, or under any other name or names, and his representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of respondent's device designated Portnow's Patented Wonder Truss, or any other device of substantially similar construction, or performing substantially similar functions, whether sold under the same name or under any other name, do forthwith cease and desist from directly or indirectly:

1. Disseminating or causing to be disseminated any advertisement by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement represents, directly or by implication:

(a) That respondent's truss will end all rupture troubles or will furnish rupture relief for all types and kinds of ruptures.

(b) That respondent's truss will cure rupture in adults or is effective in the treatment of all types of rupture or hernia or will provide relief for all ruptures without the intervention of surgical procedure.

(c) That respondent's truss will be of any value whatsoever in conditions of irreducible hernia.

(d) That respondent's truss is new in the sense that it operates in the control of rupture in a different manner or upon a different principle from other trusses in common use.

(e) That respondent is a hernia specialist.

(f) That respondent is a member of the Jewish Workmen's Circle.

(g) That respondent conducts the largest truss store in the City of New York.

2. Disseminating or causing to be disseminated by any means any advertisement for the purpose of inducing or which is likely to induce, directly or indirectly, the purchase in commerce, as "commerce" is defined in the Federal Trade Commission Act, of respondent's device, which advertisement contains any representation prohibited in paragraph 1 hereof.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-6427; Filed, Apr. 17, 1946; 11:08 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 176]

PART 807—DENIAL OF LICENSING PRIVILEGES

COMPLIANCE COMMISSIONERS

Section 807.1 *Compliance Commissioners* is amended by striking out the words "Administrator of the Foreign Economic Administration" and substituting in lieu thereof the words "Director of the Requirements and Supply Branch, Office of International Trade, Department of Commerce".

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 16, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-6425; Filed, Apr. 17, 1946; 10:31 a. m.]

Chapter XI—Office of Price Administration

PART 1306—IRON AND STEEL

[MPR 350, Amdt. 4]

PACKERS' TIN CANS AND CONDENSED MILK CANS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

In Appendix A, a new paragraph (i) is added to read as follows:

(i) Any person desiring to modify any discounts, special allowances, or credit terms established by paragraph (h) above may file an application for permission to do so with the Office of Price Administration, Washington, D. C. The Office of Price Administration will grant permission to make such modifications in discounts, special allowances or credit terms which it finds will result in a maximum price structure adapted to the applicant's needs in the transition and post-war periods. In granting such permission, the Office of Price Administration will make appropriate reductions in maximum prices established by this regulation for the applicant's sales in order to compensate for any net increases in revenue obtained by the applicant on account of such modifications. Any application filed in accordance with this paragraph shall set forth the following: the modification requested; information demonstrating that it will result in a maximum price structure adapted to the applicant's needs in the transition and post-war periods; and information which will enable the Office of Price Administration to make the reductions in maximum prices described above. The Office of Price Administration may request such additional information as it deems relevant.

This amendment shall become effective April 16, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6390; Filed, Apr. 16, 1946; 4:25 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 169, Amdt. 71]

BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 169 is amended in the following respects:

1. Section 1364.407 (d) (4) is amended to read as follows:

(4) Not later than the tenth day following each three months quota period ending August 31, November 30, February 28 or 29 or May 31, each hotel supply house making sales of "retail meat items" to ultimate consumers or sales of "wholesale meat items" to retail stores, pursuant to paragraph (a) of § 1364.416, shall file with the appropriate Regional Office of the Office of Price Administration a statement showing for such three months quota period (i) the total volume by weight of all meats (fabricated, fresh, frozen, cured and/or corned, cooked, dried, canned or otherwise processed, including sausage and similar products thereof) and/or variety meats and edible byproducts sold by such establishment other than to contract schools; (ii) the total volume by weight of all "retail meat items" sold by such establishment to ultimate consumers, and (iii) the total volume by weight of "wholesale meat items" sold by such establishment to retail stores.

2. Section 1364.416 (a) is amended to read as follows:

(a) Any hotel supply house may sell and/or deliver "retail meat items" to ultimate consumers and "wholesale meat items" to retail stores subject to the conditions set out in the following subparagraphs:

(1) The total of the volume by weight of its sales of "retail meat items" to ultimate consumers plus the volume by weight of its sales of "wholesale meat items" to retail stores, during any three months quota period beginning June 1, September 1, December 1 or March 1 must not exceed 20% of the volume by weight of the sales and/or deliveries made by it pursuant to paragraph (a) of § 1364.415 during the same three months quota period.

(2) Its sales of "retail meat items" to ultimate consumers must be made at prices no higher than those established for "Groups 3 and 4 stores."

(3) Its sales of "wholesale meat items" to retail stores must be made at prices no higher than the applicable prices fixed by Revised Maximum Price Regulations Nos. 169, 239 and 148 and Maximum Price Regulation No. 398 (whichever regulation applies) for sales to retail stores by persons other than a hotel supply house, peddler truck seller, wholesaler or intermediate distributor.

(4) No hotel supply house shall make sales to ultimate consumers or retail stores pursuant to this paragraph (a) until (i) such hotel supply house shall have filed with the appropriate regional office of the Office of Price Administration a statement in affidavit form showing that from September 15, 1942 through December 15, 1942 such establishment regularly and generally made sales of meats to such class of purchasers from the same selling establishment in conjunction with its sales from that selling establishment to purveyors of meals and (ii) such hotel supply house has received written authorization from the appropriate regional office approving such affidavit and authorizing the sale and/or delivery of fabricated beef cuts and/or fabricated veal cuts to purveyors of meals at maximum prices specified in § 1364.452 (o) (4) or § 1364.467 (n) (4) as the case may be, in addition to the sale of "retail meat items" to ultimate consumers and/or in addition to the sale of "wholesale meat items" to retail stores.

(5) Under no circumstances may a hotel supply house sell and/or deliver fabricated beef cuts or fabricated veal cuts to persons other than purveyors of meals.

(6) (i) "Retail meat items" means retail meat cuts and/or variety meats and edible by-products and/or processed meat products which are described and for which maximum prices are established for Groups 3 and 4 stores in Maximum Price Regulation 355, "Retail Ceiling Prices for Beef, Veal, Lamb and Mutton and all Variety Meats and Edible Byproducts"; Maximum Price Regulation 336, "Retail Ceiling Prices for Pork Cuts and Processed Meat Products", and Maximum Price Regulation 394, "Retail Ceiling Prices for Kosher Beef, Veal, Lamb and Mutton Cuts."

(ii) "Wholesale meat items" means beef, veal, lamb and mutton wholesale cuts, boneless processing beef and ground beef and miscellaneous beef items and boneless and miscellaneous veal cuts, all as defined in Revised Maximum Price Regulation Nos. 169 and 239; wholesale pork cuts as defined in Revised Maximum Price Regulation 148 and variety meats and edible by-products as defined in Maximum Price Regulation 398.

(iii) "Groups 3 and 4 stores" means the stores classified as such in Maximum Price Regulations Nos. 355, 336 and 394.

3. Section 1364.416 (b) is amended to read as follows:

(b) Any hotel supply house the total of whose sales or deliveries of "retail meat items" to ultimate consumers plus its sales or deliveries of "wholesale meat items" to retail stores during any three months quota period exceeds 20% of the actual sales or deliveries made by it pursuant to paragraph (a) of § 1364.415 during the same three months quota period shall thereafter be required to use the maximum prices specified in § 1364.452 (o) (5) or § 1364.467 (n) (5), as the case may be, on sales of fabricated beef cuts and/or fabricated veal cuts to purveyors of meals.

4. Section 1364.455 (b) (1) (iii) (b) is amended to read as follows:

(b) Ultimate consumers and/or retail stores pursuant to § 1364.416, and/or

This amendment shall become effective as of March 1, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 12, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6393; Filed, Apr. 16, 1946; 4:29 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 239, Amdt. 24]

LAMB AND MUTTON CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 239 is amended in the following respects:

1. Section 1364.159 (b) (4) is amended to read as follows:

(4) Not later than the tenth day following each three months quota period ending August 31, November 30, February 28 or 29, or May 31, each hotel supply house making sales of "retail meat items" to ultimate consumers or sales of "wholesale meat items" to retail stores, pursuant to § 1364.168a (a), shall file with the appropriate Regional Office of the Office of Price Administration a statement showing for such three months quota period (i) the total volume by weight of all meats (fabricated, fresh, frozen, cured and/or corned, cooked, dried, canned or otherwise processed, including sausage and similar products thereof) and/or variety meats and edible by-products sold by such establishment other than to contract schools; (ii) the total volume by weight of all "retail meat items" sold by such establishment to ultimate consumers, and (iii) the total volume by weight of "wholesale meat items" sold by such establishment to retail stores. *Provided, however,* That no such report need be filed under this paragraph (b) if the similar report required by § 1364.407 (d) (4) of Revised Maximum Price Regulation No. 169 (Beef and Veal Carcasses and Wholesale Cuts) is filed in lieu thereof.

2. Section 1364.168a (a) is amended to read as follows:

(a) Any hotel supply house may sell and/or deliver "retail meat items" to ultimate consumers and "wholesale meat items" to retail stores subject to the conditions set out in the following subparagraphs:

(1) The total of the volume by weight of its sales of "retail meat items" to ultimate consumers plus the volume by weight of its sales of "wholesale meat items" to retail stores, during any three months quota period beginning June 1, September 1, December 1, or March 1, must not exceed 20 percent of the volume by weight of the sales and/or deliveries made by it pursuant to paragraph (a) of § 1364.168 during the same three months quota period.

(2) Its sales of "retail meat items" to ultimate consumers must be made at prices no higher than those established for "Groups 3 and 4 stores."

(3) Its sales of "wholesale meat items" to retail stores must be made at prices no higher than the applicable prices fixed by Revised Maximum Price Regulations Nos. 169, 239, and 148 and Maximum Price Regulation No. 398 (whichever regulation applies) for sales to retail stores by persons other than a hotel supply house, peddler truck seller, wholesaler or intermediate distributor.

(4) No hotel supply house shall make sales to ultimate consumers or retail stores pursuant to this paragraph (a) until (i) such hotel supply house shall have filed with the appropriate regional office of the Office of Price Administration a statement in affidavit form showing that from September 15, 1942, through December 15, 1942, such establishment regularly and generally made sales of meats to such class of purchasers from the same selling establishment in conjunction with its sales from that selling establishment to purveyors of meals and (ii) such hotel supply house has received written authorization from the appropriate regional office approving such affidavit and authorizing the sale and/or delivery of fabricated lamb cuts and/or fabricated mutton cuts to purveyors of meals in addition to the sale of "retail meat items" to ultimate consumers and/or in addition to the sale of "wholesale meat items" to retail stores.

(5) Under no circumstances may a hotel supply house sell and/or deliver fabricated lamb cuts or fabricated mutton cuts to persons other than purveyors of meals.

(6) (i) "Retail meat items" means retail meat cuts and/or variety meats and edible by-products and/or processed meat products which are described and for which maximum prices are established for Groups 3 and 4 stores in Maximum Price Regulation 355, "Retail Ceiling Prices for Beef, Veal, Lamb and Mutton and all Variety Meats and Edible Byproducts", Maximum Price Regulation 336, "Retail Ceiling Prices for Pork Cuts and Processed Meat Products", and Maximum Price Regulation 394, "Retail Ceiling Prices for Kosher Beef, Veal, Lamb and Mutton Cuts."

(ii) "Wholesale meat items" means beef, veal, lamb and mutton wholesale cuts, boneless processing beef and ground beef and miscellaneous beef items and boneless and miscellaneous veal cuts, all as defined in Revised Maximum Price Regulations Nos. 169, and 239; wholesale pork cuts as defined in Revised Maximum Price Regulation 148 and variety meats and edible by-products as defined in Maximum Price Regulation 398.

(iii) "Groups 3 and 4 stores" means the stores classified as such in Maximum Price Regulations Nos. 355, 336, and 394.

3. Section 1364.168a (b) is amended to read as follows:

(b) Any hotel supply house the total of whose sales or deliveries of "retail meat items" to ultimate consumers plus its sales or deliveries of "wholesale meat items" to retail stores during any three months quota period exceeds 20% of the actual sales or deliveries made by it pursuant to paragraph (a) of § 1364.168 during the same three months quota period shall thereafter be required to use the maximum prices specified for sales by selling establishments other than hotel supply houses on sales of fabricated lamb cuts and/or fabricated mutton cuts to purveyors of meals.

4. Section 1364.160 (a) (5) (iii) (b) is amended to read as follows:

(b) Ultimate consumers and/or retail stores pursuant to § 1364.168a, and/or

This amendment shall become effective as of March 1, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 12, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6392; Filed, Apr. 16, 1946; 4:29 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 367, Amdt. 8]

HORSEMEAT

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 367 is amended in the following respects:

1. Item 16 in the schedule of prices headed "Slaughterer and Independent Wholesaler" in section 6 (b) is added to read as follows:

[Prices per case]

	Inspected		Noninspected	
	Zones 1 and 3	Zone 2	Zones 1 and 3	Zone 2
Slaughterer and independent wholesaler				
(16) Canned horsemeat, beef fat and gravy for export—case of 24-20 ounce tins	$6.30	$4.90		

2. Subparagraph (12) of section 14 (a) is added to read as follows:

4. The dollars and cents prices in Columns 5, 6 and 7 of Table 9 in Appendix I (c) are amended to read as follows:

Column 1	Column 5	Column 6	Column 7
Item No.	Maximum price f. o. b. shipping point in California and Arizona	Maximum prices for sales delivered to any wholesale receiving point in any quantity	Maximum prices for sales by certain persons in less than carlots or less than truckloads, delivered to the premises of any retail store, Government procurement agency or institutional buyer.[1]
1	$5.35		
2	$5.50		
3	7.4 cents per pound		
4	5.5 cents per pound		
5	6.0 cents per pound		
6	6.0 cents per pound		
7	$5.35	$5.58	$6.48.
8	$5.50	$5.65	$6.65.
9	$4.12	$4.33	$5.07.
10	$4.56	$4.74	$5.46.[1]
11	6.6 cents per pound	6.9 cents per pound	7.9 cents per pound.
12	7.4 cents per pound	7.5 cents per pound	8.3 cents per pound.[1]
13	6.4 cents per pound	6.7 cents per pound	7.7 cents per pound.[1]
14	6.3 cents per pound	6.3 cents per pound	7.3 cents per pound.[1]
15	4.2 cents per pound		
16	4.8 cents per pound		

5. The prices in Column 5 of Table 10 in Appendix I (c) are amended to read as follows:

Col. 1	Col. 5
Item No.	Maximum price f. o. b. shipping point in Florida and Texas[1]
1	$4.60.
2	5.3 cents per pound.
3	4.1 cents per pound.
4	3.4 cents per pound.

6. The dollars and cents prices in Columns 5, 6 and 7 of Table 11 in Appendix I (c) are amended to read as follows:

Column 1	Column 5	Column 6	Column 7
Item No.	Maximum price f. o. b. shipping point in California and Arizona	Maximum prices for sales delivered to any wholesale receiving point in any quantity	Maximum prices for sales by certain persons in less than carlots or less than truckloads, delivered to the premises of any retail store, Government procurement agency or institutional buyers.[1]
1	$5.35		
2	6.9 cents per pound		
3	5.5 cents per pound		
4	$5.35	$5.62	$6.52.
5	6.9 cents per pound	7.2 cents per pound	7.9 cents per pound.
6	5.5 cents per pound	5.8 cents per pound	6.5 cents per pound.
7	4.7 cents per pound		

This amendment shall become effective 12:01 a. m., April 17, 1946.

Issued this 16th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: April 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6380; Filed, Apr. 16, 1946; 4:29 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 174]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 426 is amended in the following respects:

1. The dollars and cents prices in Column 5, Column 6 and Column 7 of Table 1 in Appendix I (c) are amended to read as follows:

Column 1	Column 5	Column 6	Column 7
Item No.	Maximum price f. o. b. shipping point in California and Arizona	Maximum prices for sales delivered to any wholesale receiving point in any quantity	Maximum prices for sales by certain persons in less than carlots or less than truckloads, delivered to the premises of any retail store, Government procurement agency or institutional buyer.[2]
1	$4.05		
2	$4.90		
3	5.3 cents per pound		
4	4.3 cents per pound		
5	4.8 cents per pound		
6	4.8 cents per pound		
7	$4.05	$4.27	$4.92.
8	$4.90	$4.77	$5.02.[2]
9	$3.93	$3.90	$3.75.
10	$3.39	$3.60[2]	$4.15.[2]
11	5.0 cents per pound	5.3 cents per pound	6.3 cents per pound.
12	5.7 cents per pound	6.0 cents per pound	7.0 cents per pound.[2]
13	4.6 cents per pound	4.9 cents per pound	5.6 cents per pound.[2]
14	4.9 cents per pound	5.2 cents per pound	6.2 cents per pound.[2]
15	3.7 cents per pound		
16	4.3 cents per pound		

2. The prices in Column 5 of Table 2 in Appendix I (c) are amended to read as follows:

Column 1	Column 5
Item No.	Maximum price f. o. b. shipping point in Florida and Texas[1]
1	$3.60.[2]
2	$3.90.
3	4.3 cents per pound.[2]
4	4.3 cents per pound.
5	3.2 cents per pound.[2]
6	3.4 cents per pound.[2]
7	2.7 cents per pound.[2]
8	3.0 cents per pound.[2]

[1] 10 F.R. 6021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 9657, 9905, 9936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12048, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 657, 608, 1102, 1356, 1213, 1526.

3. The prices in Column 5 of Table 3 in Appendix I (c) are amended to read as follows:

Column 1	Column 5
Item No.	Maximum price f. o. b. shipping point for oranges produced in Florida and marked "Indian River"[1]
1	$4.05.[2]
2	$4.15.
3	4.6 cents per pound.[2]
4	4.6 cents per pound.
5	3.7 cents per pound.[2]
6	3.8 cents per pound.[2]
7	3.2 cents per pound.[2]
8	3.3 cents per pound.

[1] 10 F.R. 6021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 9657, 9905, 9936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12048, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 657, 608, 1102, 1356, 1213, 1526.

[2] "Canned horsemeat, beef fat and gravy for export" means a horsemeat product containing not less than 84% boneless horsemeat nor less than 4% beef fat, and containing gravy and seasoning; which has been canned in accordance with good commercial practice, and which has been packed for export shipment in suitable packing containers.

This amendment shall become effective April 16, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6391; Filed, Apr. 16, 1946; 4:25 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 398, Amdt. 15]

VARIETY MEATS AND EDIBLE BY-PRODUCTS AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

In Maximum Price Regulation 398, section 16 (a), in the definition of a "Hotel Supply House", inferior subdivision (*b*) is amended to read as follows:

(*b*) Ultimate consumers and/or retail stores pursuant to § 1364.416 of Revised Maximum Price Regulation No. 169 or § 1364.168a of Revised Maximum Price Regulation No. 239.

This amendment shall become effective as of March 1, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 12, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6394; Filed, Apr. 16, 1946; 4:29 p. m.]

PART 1400—TEXTILE FABRICS: WOOL, COTTON, SILK, SYNTHETIC AND ADMIXTURES

[MPR 127, Amdt. 44]

FINISHED PIECE GOODS

Correction

In amendatory paragraphs 4 and 5 of Federal Register Document 46-5867, issue of Wednesday, April 10, 1946, page 3863, $0.85 should read ".85."

PART 1305—ADMINISTRATION

[SO 129, Amdt. 15]

NAILS, TACKS, ETC.

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. Section 13 (a) is amended by adding the following item to the list of products set forth therein:

Non-ferrous nails, tacks, escutcheon pins and staples covered by the General Maximum Price Regulation before this suspension.

2. Section 13 (b) is amended by adding the following item to the list of products set forth therein:

Cut nails, cut spikes, cut tacks, and lead head nails and other nails or staples made of two or more materials. (This suspension does not include any nails covered by Revised Price Schedule No. 6 or any nails or tacks covered by Maximum Price Regulation 188).

This amendment shall become effective April 17, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6439; Filed, Apr. 17, 1946; 11:36 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 224, Amdt. 15]

CEMENT

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 224 is amended in the following respect:

Section 1346.104 (a) (1) (c) is amended to read as follows:

(c) The maximum price determined pursuant to the above pricing method may be increased by a manufacturer by an amount not in excess of $0.30 per barrel when the following conditions are met:

The sale is made f. o. b. a mill located within the geographical area defined herein; or

The sale is made on a delivered basis and the delivered destination point is within the geographical area defined herein.

The geographical area referred to herein is defined to be the State of Arizona; that part of California south of and including the Counties of Santa Barbara, Kern, Inyo and Mono; and the Counties of Clark and Lincoln in the State of Nevada.

Any manufacturer who has increased his maximum selling prices of cement pursuant to this subdivision shall furnish to each buyer purchasing cement for resale in the same form on or before the date the manufacturer makes his first delivery to the buyer at the adjusted price, a written statement to read as follows:

Effective April 22, 1946, the Office of Price Administration has granted an additional adjustment to manufacturers of cement of 10¢ per barrel, making a total increase of 30¢ per barrel over the manufacturers' March 1942 prices. Any person who resells the cement in the same form is permitted to add the actual dollars-and-cents amount of this additional price increase to his existing maximum prices for cement actually purchased at the increased price for resale in the same form.

This Amendment No. 15 shall become effective April 22, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6437; Filed, Apr. 17, 1946; 11:36 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 272, Amdt. 8]

CAST-IRON BOILERS AND CAST-IRON RADIATION

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Section 1346.269 is added to Maximum Price Regulation No. 272 to read as follows:

§ 1346.269 *Other applications for adjustment*—(a) *Who may adjust maximum prices.* The Office of Price Administration or any duly authorized representative thereof may adjust maximum prices for any of the commodities covered by this regulation as hereinafter provided.

(b) *Who may apply*—(1) *Commodities listed in paragraph* (e). Any manufacturer of a commodity listed in paragraph (e) of this section may file an application for adjustment in his maximum prices setting for the information required by the form in section 27, in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration, where his supply of the commodity could not be replaced if he discontinued production except at a price equal to or higher than the requested adjusted maximum price.

(2) *Other commodities.* Any manufacturer of any commodity covered by this regulation may file an application for adjustment in his maximum prices setting forth the information required by the form OPA 678:2475 in section 27, in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration, where:

(i) He sells the commodity to a reseller who generally purchases more than 50 percent of the manufacturer's total production of that commodity, or to other manufacturers for use in the manufacture of other products, or to industrial or commercial users; and

(ii) The purchasers referred to in (i) above agree in writing that the increase in acquisition costs resulting from an adjustment granted the manufacturer will not be used by them as the basis for an increase in the maximum prices of the commodities they sell.

(c) *Amount of adjustment.* The adjustment will not be greater than the following:

(1) An amount sufficient to make the adjusted price equal to manufacturing cost plus packing cost, and shipping cost where delivered prices are quoted or freight is allowed or equalized, where the applicant's current over-all earnings on an annual basis represent an increase of 15 percent or more over his average annual net earnings for the base period years 1936 to 1939, inclusive, adjusted for changes in net worth.

(2) An amount sufficient to make the adjusted price equal to total cost, where the applicant's current over-all earnings on an annual basis do not exceed by 15 percent but are not appreciably less than his average annual over-all earnings during the base period years 1936 to 1939, inclusive, adjusted for changes in net worth. In no event, however, shall such adjustment exceed the amount permitted under (1) to the extent that such adjustment will result in current over-all earnings which exceed base period over-all earnings by 15 percent or more.

(3) An amount sufficient to make the adjusted price equal to total cost plus a reasonable net profit on the commodity or line where the applicant's current over-all earnings on an annual basis are appreciably less than his average annual over-all earnings during the base period years 1936 to 1939, inclusive, adjusted for changes in net worth. In no event, however, shall such adjustment exceed the amount permitted under (1) to the extent

that such adjustment will result in current over-all earnings which exceed base period over-all earnings by 15 percent or more.

(4) Any adjustment granted a manufacturer under paragraph (b) (1) above on the ground that the loss of his production would force his customers to resort to higher cost sources of supply, shall not exceed the amount permitted under sub-paragraphs (1) to (3), inclusive, and shall be further limited to an amount equal to the difference between his existing maximum price and the selling price of the next higher competitive seller able to supply the applicant's customers.

(5) Any adjustment granted a manufacturer under paragraph (b) (2) above on the ground that purchasers have agreed to absorb the amount of the increase, shall not exceed the amount permitted under subparagraphs (1) to (3), inclusive, and shall be further limited to the amount which the purchasers have agreed in writing to absorb.

(6) If the applicant produces the commodity in a line or series of sizes, types or models, and if it is not practical to determine the manufacturing cost or total cost, as the case may be, of each size, type or model, a uniform adjustment may be made for the entire line or series. However, any such adjustment for a line or series shall be subject to the limitations in subparagraphs (1) to (5) inclusive, above.

(d) *Meaning of terms used.* The term "manufacturing cost" means the total of direct materials, direct labor, and manufacturing expenses or factory overhead, applicable to the article.

The term "total cost" means the total of manufacturing cost and reasonable general, administrative, and selling expenses applicable to the article, excluding non-operating expense items and income and excess profits taxes.

The term "over-all earnings" means net profits before income and excess profits taxes experienced on the company's entire operations.

Whenever the applicant is currently operating at a level substantially lower than his normal volume, the overhead included in "manufacturing cost" and "total cost" may be adjusted to reasonable levels based upon a normal rate of operations.

In evaluating costs, the Office of Price Administration will give consideration to whether they are based on a representative period of normal production.

Depreciation included in cost shall be at normal rates which do not exceed those approved by the Bureau of Internal Revenue.

In cases where the company was not in business during 1936–1939 and in extremely unusual cases where the period 1936–1939 cannot be considered a representative peacetime period, the Office of Price Administration may make an exception to the use of this base period.

(e) *Commodities covered by paragraph (b) (1).* There is set forth below a list of the specific commodities for which an application for adjustment may be filed under paragraph (b) (1). The individual commodities are listed under the broad trade categories in which each such commodity is included. The listing of any commodity includes within the coverage of paragraph (b) (1) any service or repair part for such commodity.

This amendment shall become effective April 22, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6435; Filed, Apr. 17, 1946; 11:31 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1,[1] Amdt. 4 to Supp. 2]

PROCESSED BEANS, PROCESSED MACARONI PRODUCTS AND PROCESSED NOODLE PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplement 2 to Food Products Regulation No. 1 is amended in the following respects:

1. In section 3 (a) the first sentence in the first undesignated paragraph is amended to read as follows:

"Processed beans" means dried beans of any variety cooked prior to packaging or in the package and packed with or without sauce or any type of meat or vegetable compounds serving the same purpose as meat, in amounts consistent with good business practice.

2. Section 7a is amended in the following respects:

a. Paragraph (a) is amended to read as follows:

(a) *For sales to purchasers other than government procurement agencies.*—(1) *When adjustments may be made.* Either on his own motion or upon application in accordance with Revised Procedural Regulation No. 1,[2] the Price Administrator may adjust a processor's maximum price for any item of processed beans figured under section 4 (or figured under section 6 (a) on the basis of a price figured under section 4) for sales to purchasers other than government procurement agencies, where it appears that:

(i) The maximum price is below the median price at which sales of the item (regardless of brand) may be made to purchasers other than government procurement agencies by processors located in the general processing area;

(ii) The processor would be entitled to a price increase under the standards set forth in subparagraph (2), below; and

(iii) In the judgment of the Price Administrator, an increase in the processor's maximum price would be in furtherance of the purposes of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599, 9651 and 9697.

(2) *Amount of adjustment.* The maximum price, as adjusted under this section, shall in no event be higher than the median price at which sales of the item (regardless of brand) may be made to purchasers other than government procurement agencies by processors located in the general processing area. Subject to this limitation and the limitation of subparagraph (1) (iii), above, the adjusted maximum price shall not exceed the following amount:

(i) Processing costs for the item if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables, during the most recent fiscal year, was 6 per cent or higher; or

(ii) Total costs for the item, if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables, during the most recent fiscal year, was less than 6 percent but no lower than 3 percent; or

(iii) Total costs for the item plus a profit equal to 3 percent of the adjusted maximum price, if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables, during the most recent fiscal year, was lower than 3 percent.

b. Paragraph (b) is amended to read as follows:

(b) *For sales to government procurement agencies*—(1) *When adjustments may be made.* Either on his own motion or upon application in accordance with Revised Procedural Regulation No. 1, the Price Administrator may adjust a processor's maximum price for sales to government procurement agencies of any item of processed beans figured under section 4 (or figured under section 6 (a) on the basis of a price figured under section 4), when the processor has entered into or proposes to enter into a government contract or subcontract thereunder, where it appears that:

(i) The maximum price is below the median price at which sales of the item (regardless of brand) may be made to government procurement agencies by processors located in the general processing area;

(ii) The processor would be entitled to a price increase under the standards set forth in subparagraph (2), below; and

(iii) In the judgment of the Price Administrator, an increase in the processor's maximum price would be in furtherance of the purposes of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599, 9651 and 9697.

(2) *Amount of adjustment.* The maximum price, as adjusted under this section, shall in no event be higher than the median price at which sales of the item (regardless of brand) may be made to purchasers other than government procurement agencies by processors located in the general processing area. Subject to this limitation and the limitation of subparagraph (1) (iii), above, the adjusted maximum price shall not exceed the following amount:

(i) Processing costs for the item if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables, during the most recent fiscal year, was 6 percent or higher; or

(ii) Total costs for the item, if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables, during the most recent fiscal year, was less than 6 percent but no lower than 3 percent; or

(iii) Total costs for the item plus a profit equal to 3 percent of the adjusted maximum price, if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables, during the most recent fiscal year, was lower than 3 percent.

(3) *Contracts pending disposition of application for adjustment.* Upon the filing of an application for adjustment under this paragraph (b), or within 30 days prior thereto, and until final disposition of the application, contracts may be entered into or proposed and bids submitted at the price or prices requested in the application, and deliveries may be made under such contracts, except that the processor may not receive and the buyer may not pay the amount by which the price exceeds the maximum price unless and until an order granting a higher price has been issued. The processor shall include in any sale, contract to sell, or offer to sell at the price requested in an application the following:

(i) His maximum price for sales of the item to government procurement agencies.

(ii) A statement that the quoted price is subject to approval by the Office of Price Administration.

(iii) A statement that an appropriate application has been filed, or will be filed within 30 days, with the Office of Price Administration.

Any government agency may appear as an interested party in the case of any such application.

c. Paragraph "(c) *Definitions*" is redesignated paragraph "(e) *Definitions*", paragraph "(d) *Form of application*" is revoked and new paragraphs (c) and (d) are added to read as follows:

(c) *Form and place of filing application.* Applications shall be filed with the Office of Price Administration, Washington, D. C., in duplicate on Office of Price Administration Form No. 6039–2526, and shall contain the information specified in that form. Copies may be obtained from any field office of the Office of Price Administration or from the Wholesale-Retail and Fruit and Vegetable Branch, Food Price Division, Office of Price Administration, Washington, D. C. The Office of Price Administration may request the processor to file any additional cost data based upon operating experience.

(d) *Determination of limitations on adjustment in certain cases.* If the particular item of processed beans (regardless of brand), is not the "basic item" of that product, for the purpose of making adjustments the Price Administrator may determine the applicable median price at which sales of the item (regardless of brand) may be made to the appropriate class of purchasers by processors located in the general processing area, by customary differential from the reported maximum prices for the basic item of the same product sold by processors in the same or nearest general processing area.

"Basic item" of any processed bean product means the item (regardless of brand) for which the greatest number of maximum prices have been reported.

d. In the redesignated paragraph (e) subparagraphs (6) and (7) are added to read as follows:

(6) "Government contract" means any contract with the United States or any agency thereof or with the Government or any agency thereof of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States."

(7) "Subcontract" means any purchase order or agreement to make or furnish any commodity needed for the performance of another Government contract or subcontract thereunder.

e. Paragraphs (f) and (g) are added to read as follows:

(f) *Effect of prior adjustments.* In determining adjustments under this section, changes in prices resulting from the granting of prior adjustments to other processors under this section shall so far as practicable, be disregarded.

(g) *Relationship with Revised Supplementary Order No. 9.* No application for adjustment filed after April 22, 1946, under Revised Supplementary Order No. 9[3] with respect to maximum prices of processors for sales to government procurement agencies of processed beans will be granted.

This amendment shall become effective April 22, 1946.

NOTE: All record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 8, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–6430; Filed, Apr. 17, 1946; 11:37 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 4 to Supp. 1]

SALES OF GRAIN BY RETAILERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 6 (b) (2) of Supplement 1 to Food Products Regulation 2 is amended to read as follows:

(2) If you do your own hauling, your delivery charge shall be: 5 cents per hundred pounds for distances of not more than 5 miles; or 7½ cents per hundred pounds for distances over 5 miles; or at your option, the "hauling allowance" as defined herein.

(i) Any Regional Administrator, or any District Director authorized by the appropriate Regional Administrator, may adjust the delivery charge provided in this subparagraph (2) insofar as it applies to deliveries to a specified locality from any named point or points, when it appears that the nature of the haul is such that the charges otherwise permitted are, in view of the unusual local conditions, inadequate and are likely to disrupt the movement of the commodity to that locality.

This amendment shall become effective April 22, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 8, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–6431; Filed, Apr. 17, 1946; 11:37 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 175]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 426 is amended in the following respects:

1. Sections 5a (a) (2) and (3) are deleted and the following are substituted:

(2) The order is taken directly by the packer from the consumer and not through any agent except a regularly paid employee; and

(3) Delivery is made directly by the packer to the consumer in person at the shipping point where the produce was grown or delivery is made directly by the packer to the consumer by mail or express; and

(4) Delivery is not made through any agent except a regularly paid employee or a carrier; and

(5) The sale provides for delivery of not more than five packages in one lot to any one person.

2. The first sentence of section 5 a (b) is amended to read as follows "Original sales of produce by "primary sellers" as defined in Appendix J, country shippers, growers, grower-packers or grower-distributors to packers of gift packages are exempt from this regulation if the produce sold is to be used and resold in gift packages exempted under the conditions set forth in paragraph (a)."

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[1] 9 F.R. 6711; 10 F.R. 11298, 12446.

[2] 9 F.R. 10476, 13715; 10 F.R. 11295.

[3] 8 F.R. 6175.

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13360, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819, 1819, 2931, 2771, 3622.

3. Section 5 a (b) (5) is amended to read as follows:

(5) A statement that the produce was bought for use and resale in gift packages exempted by section 5 a (a) of Maximum Price Regulation 426.

This amendment shall become effective April 17, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6438; Filed, Apr. 17, 1946; 11:38 a. m.]

PART 1365—HOUSEHOLD FURNITURE

[3d Rev. MPR 213[1], Amdt. 3]

NEW COIL AND FLAT BEDSPRINGS AND METAL BEDS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Third Revised Maximum Price Regulation No. 213 is amended in the following respects:

1. Section 6 is amended to read as follows:

SEC. 6. *Jobbers' maximum prices for bedsprings described in Appendix A and B, and for metal beds described in Appendix C.* This section establishes jobbers' maximum prices for the standard classes of bedsprings and metal beds described in section 16, Appendices A, B, and C of this regulation. Jobbers' maximum prices for other classes of bedsprings and metal beds are determined under section 9 of this regulation. Section 10 of this regulation sets forth the obligations of jobbers in regard to the tagging of each bedspring and metal bed with the retail maximum (ceiling) price. A jobber is a person who receives delivery of a bedspring or metal bed and resells it without substantially changing its form to a person other than the ultimate consumer.

(a) *Jobbers who sold the same manufacturer's bedsprings or metal beds in March 1942.* To determine a jobber's maximum price for a sale under certain conditions of a particular manufacturer's bedspring or metal bed listed in section 16 of the regulation the jobber shall follow the steps stated below:

(1) *First.* The jobber shall choose the most comparable bedspring or metal bed, whichever is applicable, made by the same manufacturer which the jobber was selling in March 1942.

(2) *Second.* The jobber shall determine the dollar amount by which his price for the sale of this most comparable article under the same conditions in March 1942 exceeds the manufacturer's March 1942 regularly quoted f. o. b. factory LCL price to retailers for that article. "Regular quoted price" to retailers is the highest price at which the manufacturer made a substantial number of his sales to retailers.

[1] 11 F.R. 394, 2511.

(3) *Third.* The jobber shall then add the dollar amount determined in (2) above to the manufacturer's current f. o. b. factory LCL maximum price to retailers.

(4) The jobber shall subtract five cents from the result of the third step. The resulting figure is the jobber's maximum price. However, if the resulting figure is an amount less than the manufacturer's maximum price for the particular sale, the jobber's maximum price shall be that maximum price of the manufacturer.

If the manufacturer did not have a regularly quoted f. o. b. factory LCL price to retailers in March 1942, the jobber shall determine his maximum price under the steps stated above, except that in the second step, he shall substitute the manufacturer's "March 1942 regularly quoted f. o. b. factory carload price to retailers" for the manufacturer's "March 1942 regularly quoted f. o. b. factory LCL price to retailers" and in the third step, he shall substitute the manufacturer's "March 1942 f. o. b. factory carload maximum price to retailers", for the manufacturer's "March 1942 f. o. b. factory LCL maximum price to retailers".

(b) *Jobbers who did not sell the same manufacturer's bedspring or metal beds in March 1942.* If a jobber did not sell the same manufacturer's bedspring or metal bed in March 1942, his warehouse maximum price or his delivered maximum price for an article covered by this regulation shall be the maximum price established below:

(1) *Delivered maximum price.* The jobber's delivered maximum price shall be the manufacturer's delivered maximum price for the sales to the same class of purchaser of the same article to the same point of delivery. If the manufacturer does not have such a delivered maximum price the jobber's delivered maximum price shall be determined as follows:

(i) *First.* The jobber shall take the manufacturer's f. o. b. factory LCL maximum price to retailers for the same article, and

(ii) *Second.* The jobber shall add the freight cost actually incurred by him for shipment of the article from the manufacturer's factory to the jobber's point of delivery. The resulting sum is the jobber's delivered maximum price; except that the freight cost which may be added shall not exceed the freight charges for direct shipment of such an article from the manufacturer's factory to the jobber's point of delivery by the least expensive readily available public carrier.

(2) *Warehouse maximum price.* The jobber's f. o. b. warehouse maximum price shall be the manufacturer's warehouse maximum price for the same article f. o. b. warehouse in the same city. If the manufacturer has no such warehouse maximum price, the jobber's warehouse maximum price shall be determined as follows:

(i) *First.* The jobber shall take the manufacturer's f. o. b. factory LCL maximum price to retailers for the same article and

(ii) *Second.* The jobber shall add the freight costs actually incurred by him for shipment of the article from the manufacturer's factory to the jobber's warehouse. The resulting sum shall be the jobber's warehouse maximum price; except that the freight cost which may be added shall not exceed the freight charges for direct shipment of such an article from the manufacturer's factory to the jobber's warehouse by the least expensive readily available public carrier.

2. Step 5 in section 9 (b) (1) is amended by substituting "184 percent" for "191 percent".

3. Appendix A in section 16 is amended in the following respects:

(a) The list of f. o. b. factory LCL maximum prices for the articles listed below, are amended to read as follows:

Class 101	$4.95
Class 102	5.50
Class 103	4.55
Class 104	6.05
Class 105	6.45
Class 106	5.55
Class 107	6.10
Class 108	5.50
Class 109	7.05
Class 110	7.35
Class 111	6.90
Class 112	6.55

(b) The following is added to the table of maximum prices:

	F. o. b. factory l.c.l. maximum price, net 30 days	Cash retail maximum price
Class 113—Wire base, crimp top, coil bedspring, flat or folding... Coils, 120 Single deck, 5" high, #12½ ga. Acme wire. Top crimp—#14½ ga. wire. Top border wire—#8 ga. wire. Top border crimp—#14½ ga. wire. Bottom cross wire—#13 ga. wire. Bottom lengthwise crimps—#14½ ga. wire. Bottom border wire—#8 ga. wire. Finish—oil base enamel.	$2.85	$5.25
Class 114—Wire base, crimp top coil bedsprings..... Coils—80 single deck, 5" high, #12½ ga. high carbon wire. Top crimps—#14½ ga. wire. Top border wire—#4 ga. wire. Top border crimps—#14½ ga. wire. Bottom cross wires—#12½ ga. wire. Bottom lengthwise crimps—#12 ga. wire. Bottom border wire—#8 ga. wire. Finish—Oil base enamel.	3.65	6.70
Class 115—Wire base, wire top coil bedspring..... Coils—88 or 90 single deck, 5" high, #12½ ga. high carbon wire. Top crimp—#14½ ga. wire. Top border wire—#4 ga. wire. Top border crimp—#14½ ga. wire. Bottom cross wires—#12½ ga. wire. Bottom lengthwise crimps—#12 ga. wire. Bottom border wire—#8 ga. wire. Finish—Oil base enamel.	3.75	6.95
Class 116—Wire base, helical top coil bedspring..... Coils—88 or 90 single deck, 5" high, #12 ga. high carbon wire. Top cross helicals—#17 ga. high carbon wire. Top border wire—#1 ga. wire. Top border crimp—#14½ ga. wire. Bottom cross wire—#12½ ga. wire. Bottom lengthwise crimps—#12 ga. wire. Bottom border wire—#8 ga. wire. Finish—Oil base enamel.	4.55	8.00

4. The table in paragraph (c) (1) of Appendix A in section 16 is amended to read as follows:

Type of extra feature	F. o. b. factory l. c. l. maximum price differential	Cash retail maximum price differential
Angle top border	$0.70	$1.25
Center border wire	.60	1.05
Convolute face coils	.30	.55
Double deck edge coils	.30	.55
Helical center	.60	1.15
Each additional 8 coils on an 88 coil arrangement; or each additional 9 coils on a 99 coil arrangement	.40	.75
1 pair of band stabilizers	.30	.55
1 pair of wire stabilizers	.15	.25
Full platform top "A"	1.10	2.10
Partial platform top "A"	.60	1.15
Full platform top "B"	1.30	2.50
Partial platform top "B"	.80	1.50
Full platform top "C"	1.55	2.85
Partial platform top "C"	1.00	1.90
Copper or bronze finish	.50	.95
Aluminum finish	(1)	(1)

[1] No extra charge.

5. Appendix B in section 16 is amended in the following respects:

The list of maximum f. o. b. factory, LCL prices for the articles listed below is amended to read as follows:

Class A	$5.55
Class B	6.10
Class C	7.10
Class D	7.45
Class E	5.35
Class F	6.90
Class G	6.00
Class H	6.65
Class I	5.50
Class J	7.05
Class K	7.35
Class L	7.65

6. Appendix C in section 16 is amended in the following respects:

The list of f. o. b. factory, LCL maximum prices for the articles listed below is amended to read as follows:

Class I	$4.15
Class II	6.50

This amendment shall become effective on April 22, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6436; Filed, Apr. 17, 1946; 11:36 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 76]

PHOTO-ELECTRIC SORTING SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.46 of RSR 11 is amended in the following respect:

A new subparagraph is added to paragraph (b) thereof to read as follows:

(158) Photo-electric Sorting Services—Color sorting of peas, beans, corn and various grains when performed through use of photo-electric sorting devices.

This amendment shall become effective April 17, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6433; Filed, Apr. 17, 1946; 11:37 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 77]

EXEMPTION FROM PRICE CONTROL OF RENTAL AND UPKEEP OF TRAPS AND SNARES FOR ANIMALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

RSR 11 is amended in the following respect:

Section 1499.46 (a) (2) (b) (34) is amended to read as follows:

(34) Exterminating, including rental and upkeep of traps and snares for animals.

This amendment shall become effective April 17, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6433; Filed, Apr. 17, 1946; 11:37 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 78]

PRINTING ON METAL SURFACES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.46 of RSR 11 is amended in the following respect:

A new subparagraph is added to paragraph (b) thereof to read as follows:

(159) Printing on metal surfaces.

This amendment shall become effective April 17, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6434; Filed, Apr. 17, 1946; 11:38 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 5—ADJUDICATION: DEPENDENTS' CLAIMS

ACCRUED AMOUNTS DUE AND UNPAID AT DEATH

§ 5.2660 *Accrued amounts.* No change in (a), (b), (c) or (d).

(e) Readjustment allowance and subsistence allowance under the provisions of Public No. 346, 78th Congress, as amended, and subsistence allowance under the provisions of Public No. 16, 78th Congress as amended by Public No. 268, 79th Congress, remaining due and unpaid at the date of the veteran's death shall be payable under the provisions of this section; *Provided*, That readjustment allowance shall be payable only under the provisions of paragraphs (a) and (c). (59 Stat. 623)

§ 5.2665 *Accrued benefits payable from special deposit account entitled "Secretary of the Treasury, Proceeds of Withheld Foreign Checks," Public No. 828, 76th Congress, (Act of October 9, 1940).* In case of the death of the payee of any check in payment of pension, compensation or emergency officers' retirement pay accruing under laws administered by the Veterans Administration, while the amount thereof remains in the special deposit account established by Public No. 828, 76th Congress, such amount shall be payable under the provisions of section 3 of this act; *Provided*, That the accrued amount shall be payable only if the person on whose behalf checks were issued and the person claiming the accrued amount have not been guilty of any of the offenses mentioned in section 4, Public No. 144, 78th Congress. (57 Stat. 554; 38 U.S.C. 728)

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

APRIL 17, 1946.

[F. R. Doc. 46-6429; Filed, Apr. 17, 1946; 11:13 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 3—RULES GOVERNING STANDARD AND HIGH-FREQUENCY BROADCAST STATIONS

FM BROADCAST STATIONS

The Commission in meeting on April 10, 1946, amended in part, effective immediately, § 3.281 *Logs* to read as follows:

§ 3.281 *Logs.* The licensee of each FM broadcast station shall maintain separate program and operating logs for such station: *Provided, however,* If the same licensee operates an FM radio broadcasting station and a standard broadcast station and simultaneously broadcasts the same programs over the facilities of both such stations, one program log may be maintained for both stations for such periods as both stations simultaneously broadcast the same programs. Such licensee shall require entries to be made as follows:

The Commission also amended paragraphs (a) and (f) of § 3.287 *Station identification*, effective immediately, to read as follows:

§ 3.287 *Station identification.* (a) A licensee of an FM broadcast station shall make separate station identification announcement (call letters and location) for such station: *Provided, however,* That if the same licensee operates an FM radio broadcasting station and a

standard broadcast station and simultaneously broadcasts the same programs over the facilities of both such stations, station identification announcements may be made jointly for both stations for periods of such simultaneous operation. If the call letters of the FM station do not clearly reveal that it is an FM station, the joint announcement shall state that one of the stations is an FM station. Station identification announcement shall be made at the beginning and ending of each time of operation and during operation (1) on the hour and (2) either on the half hour or at the quarter hour following the hour and at the quarter hour preceding the next hour: *Provided*,

* * * * *

(f) In making the identification announcement the call letters shall be given only on the channel of the station identified thereby, except as otherwise provided herein.

(Sec. 4 (i), 48 Stat. 1066; 47 U.S.C. 154 (i))

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6480; Filed, Apr. 17, 1946; 11:59 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Geological Survey.

[Power Site Classification 377]

COLORADO RIVER, COLORADO AND UTAH

CLASSIFICATION AS POWER SITES

Correction

In Federal Register Document 46-6256, appearing at page 4165 of the issue for Tuesday, April 16, 1946, secs. 29 and 30 under T. 24 S., R. 23 E., should read as follows:

Sec. 29, lot 1, NW¼NE¼, S½N½, SW¼, and W½SE¼;

Sec. 30, lot 5, SE¼NE¼, NE¼SE¼, and S½SE¼;

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

KOONS PACKING CO.

ORDER TERMINATING POSSESSION

Correction

In Federal Register Document 46-6364, appearing on page 4272 of the issue for Thursday, April 11, 1946, the signature of the Secretary of Agriculture should read "Clinton P. Anderson".

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890).

Michael Berkowitz Company, Inc., Frostburg, Maryland; Men's Pajamas; ten (10) percent (T); effective April 13, 1946, expiring April 12, 1947.

Elder Manufacturing Company, Bloomfield, Missouri; Boys' pants; fifty (50) learners (E); effective April 12, 1946, expiring October 11, 1946.

Lemont Pants Company, 310 Illinois Street, Lemont, Illinois; Men's and boys' clothing; five (5) learners (T); effective April 10, 1946, expiring April 9, 1947.

Robinson Manufacturing Company, Dayton, Tennessee; Men's and boys' woven underwear; ten (10) learners (AT); effective April 3, 1946, expiring October 2, 1946.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Black Mountain Hosiery Mills, Inc., Black Mountain, North Carolina; Seamless hosiery; ten (10) learners (AT); effective April 13, 1946, expiring October 12, 1946.

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125):

Hooper Telephone Company, Hooper, Nebraska; one (1) learner (T); effective April 13, 1946, expiring April 12, 1947.

Regulations, Part 522—Regulations Applicable to the Employment of Learners:

Imprenta Varona, San Juan, Puerto Rico, Printing Industry, one (1) learner, as a typesetter at not less than 16 cents an hour for the first 690 hours, not less than 21 cents an hour for the second 690 hours, not less than 26 cents an hour for the third 690 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period; Mayaguez Printing, 35–11 de Agosto St., Mayaguez, Puerto Rico, Printing Industry; one (1) learner as typesetter at not less than 16 cents an hour for first 690 hours, not less than 21 cents an hour for next 690 hours and not less than 26 cents an hour for final 690 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period; effective April 1, 1946 for a period not exceeding one year.

Mayaguez Printing, 35–11 de Agosto St., Mayaguez, Puerto Rico, Printing Industry; one (1) learner as typesetter at not less than 16 cents an hour for first 690 hours, not less than 21 cents an hour for next 690 hours and not less than 26 cents an hour for final 690 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period; 2 learners as pressmen at not less than 16 cents an hour for first 460 hours, not less than 21 cents an hour for next 460 hours and not less than 26 cents for final 460 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period. Effective April 1, 1946 for a period not exceeding one year.

Imprenta Radames Pena, 26 Peral St., Mayaguez, Puerto Rico, Printing Industry; two (2) learners as typesetters at not less than 16 cents an hour for first 690 hours, not less than 21 cents an hour for next 690 hours and not less than 26 cents an hour for final 690 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period; effective April 1, 1946 for a period not exceeding one year.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be canceled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this

FEDERAL TRADE COMMISSION.

[Docket No. 5036]

MID-WEST DRUG CO., INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 16th day of April A. D. 1946.

In the matter of Mid-West Drug Company, Inc., a corporation, and J. R. Dale, and W. O. Duane, individually and as officers of the Mid-West Drug Company, Inc.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Tuesday, April 23, 1946, at ten o'clock in the forenoon of that day (Central Standard Time), in Room 265, Post Office Building, Fort Wayne, Indiana.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-6426; Filed, Apr. 17, 1946; 11:08 a. m.

INTERSTATE COMMERCE COMMISSION.

[Rev. SO 489]

UNLOADING OF COMMODITIES AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 16th day of April, A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; to the interest of the Commission an emergency exists requiring immediate action;

Initial and No.:	*Contents*
Erie, 81375	Earth.
C&EI, 442	Belt conveyor.
CB&Q, 195332	Dump bodies.
CB&Q, 11208	Cans.
AT&SF, 147327	Machines.
PRR, 102021	Lime.
PRR, 347099	Machinery.
CB&Q, 41563	Steel lathing.
D&H, 17602	Washing machines.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of this notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately and shall vacate and supersede Service Order No. 489; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company, (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-6426; Filed, Apr. 17, 1946; 10:52 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6180]

EMMA RAPP ET AL.

In re: Real property owned by Emma Rapp, Albert Krautter, Alfred Bauer, Gertrud Bauer and Hedwig Haid.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the persons whose names and last known addresses appear below are residents of Germany and nationals of a designated enemy country (Germany);

Name and Last Known Address
Emma Rapp, Germany.
Albert Krautter, Germany.
Alfred Bauer, Germany.

ments and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 12, 1946.

(SEAL) FRANCIS J. MCNAMARA, *Deputy Alien Property Custodian.*

standard broadcast station and simultaneously broadcasts the same programs over the facilities of both such stations, station identification announcements may be made jointly for both stations for periods of such simultaneous operation. If the call letters of the FM station do not clearly reveal that it is an FM station, the joint announcement shall state that one of the stations is an FM station. Station identification announcement shall be made at the beginning and ending of each time of operation and during operation (1) on the hour and (2) either on the half hour or at the quarter hour following the hour and at the quarter hour preceding the next hour: *Provided*,

* * * * *

(f) In making the identification announcement the call letters shall be given only on the channel of the station identified thereby, except as otherwise provided herein.

(Sec. 4 (i), 48 Stat. 1066; 47 U.S.C. 154 (i))

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6480; Filed, Apr. 17, 1946; 11:59 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Geological Survey.

[Power Site Classification 377]

COLORADO RIVER, COLORADO AND UTAH

CLASSIFICATION AS POWER SITES

Correction

In Federal Register Document 46-6256, appearing at page 4165 of the issue for Tuesday, April 16, 1946, secs. 29 and 30 under T. 24 S., R. 23 E., should read as follows:

Sec. 29, lot 1, $NW\frac{1}{4}NE\frac{1}{4}$, $S\frac{1}{2}N\frac{1}{2}$, $SW\frac{1}{4}$, and $W\frac{1}{2}SE\frac{1}{4}$;
Sec. 30, lot 5, $SE\frac{1}{4}NE\frac{1}{4}$, $NE\frac{1}{4}SE\frac{1}{4}$, and $S\frac{1}{2}SE\frac{1}{4}$;

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

KOHRS PACKING CO.

ORDER TERMINATING POSSESSION

Correction

In Federal Register Document 46-5964, appearing on page 3976 of the issue for Thursday, April 11, 1946, the signature of the Secretary of Agriculture should read "Clinton P. Anderson".

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890).

Michael Berkowitz Company, Inc., Frostburg, Maryland; Men's Pajamas; ten (10) percent (T); effective April 13, 1946, expiring April 12, 1947.

Elder Manufacturing Company, Bloomfield, Missouri; Boys' pants; fifty (50) learners (E); effective April 12, 1946, expiring October 11, 1946.

Lemont Pants Company, 310 Illinois Street, Lemont, Illinois; Men's and boys' clothing; five (5) learners (T); effective April 10, 1946, expiring April 9, 1947.

Robinson Manufacturing Company, Dayton, Tennessee; Men's and boys' woven underwear; ten (10) learners (AT); effective April 3, 1946, expiring October 2, 1946.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Black Mountain Hosiery Mills, Inc., Black Mountain, North Carolina; Seamless hosiery; ten (10) learners (AT); effective April 13, 1946, expiring October 12, 1946.

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125):

Hooper Telephone Company, Hooper, Nebraska; one (1) learner (T); effective April 13, 1946, expiring April 12, 1947.

Regulations, Part 522—Regulations Applicable to the Employment of Learners:

Imprenta Varona, San Juan, Puerto Rico, Printing Industry, one (1) learner, as a typesetter at not less than 16 cents an hour for the first 690 hours, not less than 21 cents an hour for the second 690 hours, not less than 26 cents an hour for the third 690 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period; effective April 1, 1946, for a period not exceeding one year.

San Juan Glove Corp., San Juan, Puerto Rico; glove; thirty-five (35) learners in the operations of inserting, kiling, closing and hem-making at not less than 20 cents an hour for the first 170 hours, and not less than 27 cents an hour for next 170 hours, and not less than 32 cents an hour for next 180 hours and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period; effective April 1, 1946 for a period not exceeding one year.

Mayaguez Printing, 35-11 de Agosto St., Mayaguez, Puerto Rico, Printing Industry; one (1) learner as typesetter at not less than 16 cents an hour for first 690 hours, not less than 21 cents an hour for next 690 hours and not less than 26 cents an hour for final 690 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period; 2 learners as pressmen at not less than 16 cents an hour for first 460 hours, not less than 21 cents an hour for next 460 hours and not less than 26 cents for final 460 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period. Effective April 1, 1946 for a period not exceeding one year.

Imprenta Radames Pena, 26 Peral St., Mayaguez, Puerto Rico, Printing Industry; two (2) learners as typesetters at not less than 16 cents an hour for first 690 hours, not less than 21 cents an hour for next 690 hours and not less than 26 cents an hour for final 690 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period; two (2) learners as pressmen at not less than 16 cents an hour for first 460 hours, not less than 21 cents an hour for next 460 hours and not less than 26 cents for final 460 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period. Effective April 1, 1946 for a period not exceeding one year.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 12th day of April 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-6387; Filed, Apr. 16, 1946; 4:13 p. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5036]

MID-WEST DRUG CO., INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 16th day of April A. D. 1946.

In the matter of Mid-West Drug Company, Inc., a corporation, and J. R. Dale, and W. O. Duane, individually and as officers of the Mid-West Drug Company, Inc.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Tuesday, April 23, 1946, at ten o'clock in the forenoon of that day (Central Standard Time), in Room 265, Post Office Building, Fort Wayne, Indiana.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-6428; Filed, Apr. 17, 1946; 11:08 a. m.

INTERSTATE COMMERCE COMMISSION.

[Rev. SO 489]

UNLOADING OF COMMODITIES AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 16th day of April, A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Various commodities at Laredo, Texas, be unloaded. (a) The International-Great Northern Railroad Company, (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Laredo, Texas.

Initial and No.:	*Contents*
Erie, 81375	Earth.
C&EI, 442	Belt conveyor.
CB&Q, 195332	Dump bodies.
CB&Q, 11208	Cans.
AT&SF, 147327	Machines.
PRR, 102021	Lime.
PRR, 347099	Machinery.
CB&Q, 41563	Steel lathing.
D&H, 17602	Washing machines.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of this notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately and shall vacate and supersede Service Order No. 489; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company, (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6426; Filed, Apr. 17, 1946; 10:52 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6180]

EMMA RAPP ET AL.

In re: Real property owned by Emma Rapp, Albert Krautter, Alfred Bauer, Gertrud Bauer and Hedwig Haid.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the persons whose names and last known addresses appear below are residents of Germany and nationals of a designated enemy country (Germany):

Names and Last Known Address

Emma Rapp, Germany.
Albert Krautter, Germany.
Alfred Bauer, Germany.
Gertrud Bauer, Germany.
Hedwig Haid, Germany.

2. That the property described as follows: Real property situated in the Township of Abington, County of Montgomery, State of Pennsylvania, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 12, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

EXHIBIT A

All those two certain lots or pieces of land, Being lots Nos. 169 and 170 on a certain plan of lots of the "Haines Tract", situate in the Township of Abington, in the County of Montgomery and State of Pennsylvania, and bounded and described as follows, to wit:

Beginning at a point a corner in the westerly side of Jenkintown Road, thirty-three feet wide, at the distance of fifty and ninety

eight one hundredths feet northerly from the northerly side of High School road, it being a corner of this and lot No. 171 on said plan; thence extending westerly along said lot No. 171 one hundred and twenty-five and fifty-seven one hundredths feet to a point a corner in line of lot No. 112 on said plan; thence extending northerly along said lot No. 112 forty-nine feet to a point a corner of lot No. 168 on said plan, thence extending easterly along said lot No. 168 one hundred and thirty-nine and sixty-five one hundredths feet to said side of said Jenkintown Road; and thence extending southerly along the same fifty and ninety-eight one hundredths feet to the place of beginning.

[F. R. Doc. 46-6360; Filed, Apr. 16, 1946; 11:05 a. m.]

[Vesting Order 5933]

CHRISTINA HEULER

In re: Estate of Christina Heuler, deceased; File D-28-8652; E. T. sec. 10425.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Else Huhs, nee Luders, also known as Elsie Welberg, in and to the Estate of Christina Heuler, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Else Huhs, nee Luders, also known as Elsie Welberg, Germany.

That such property is in the process of administration by Jay D. Rinehart, as Executor of the Estate of Christina Heuler, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6417; Filed, Apr. 17, 1946; 10:12 a. m.]

[Vesting Order 6033]

VICTOIRE LOUISE NIEL

In re: Trust for Victoire Louise Niel under Agreement dated October 14, 1887; File F-27-3308.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herwarth von der Decken, issue, names unknown, of Herwarth von der Decken, Editha Elizabeth Finck von Finckenstein and issue, names unknown, of Editha Elizabeth Finck von Finckenstein, and each of them, in and to and arising out of or under that certain trust agreement dated October 14, 1887, by and between Elizabeth T. Pratt James and The Farmers' Loan and Trust Company, a corporation organized and existing under the laws of the State of New York, as remaindermen of the trust created for Victoire Louise Niel, and in and to all property held thereunder by City Bank Farmers Trust Company, New York, N. Y., as Trustee,

is property and interests within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Herwarth von der Decken, Germany.

Issue, names unknown, of Herwarth von der Decken, Germany.

Editha Elizabeth Finck von Finckenstein, Germany.

Issue, names unknown, of Editha Elizabeth Finck von Finckenstein, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6418; Filed, Apr. 17, 1946; 10:12 a. m.]

[Vesting Order 6036]

HERWARTH VON DER DECKEN

In re: Trust for Herwarth von der Decken under Agreement dated November 9, 1904; File F-28-4615.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herwarth von der Decken, issue, names unknown, of Herwarth von der Decken, Editha Elizabeth Finck von Finckenstein and issue, names unknown, of Editha Elizabeth Finck von Finckenstein, and each of them, in and to and arising out of or under that certain trust agreement dated November 9, 1904, by and between Elizabeth Bleecker von der Decken, nee de Gasquet-James, of Leipzig, Germany, by Elizabeth Pratt de Gasquet-James, her attorney, and The Farmers' Loan and Trust Company, a corporation organized and existing under the laws of the State of New York and in and to all property held thereunder by City Bank Farmers Trust Company, New York, N. Y., as Trustee,

is property and interests within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Herwarth von der Decken; Germany.

Issue, names unknown, of Herwarth von der Decken; Germany.

Editha Elizabeth Finck von Finckenstein; Germany.

Issue, names unknown, of Editha Elizabeth Finck von Finckenstein; Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6419; Filed, Apr. 17, 1946; 10:12 a. m.]

[Vesting Order 6051]

GLADYS F. ANGELUS

In re: Estate of Gladys F. Angelus, also known as Gladys Angelus, deceased; File D-66-1729; E. T. sec. 10454.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mihaly Angelus in and to the Estate of Gladys F. Angelus also known as Gladys Angelus, deceased;

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Hungary, namely,

National and Last Known Address

Mihaly Angelus; Hungary.

That such property is in the process of administration by James P. Blue, Public Administrator of New York County, Administrator of the Estate of Gladys F. Angelus also known as Gladys Angelus, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6420; Filed, Apr. 17, 1946; 10:12 a. m.]

[Vesting Order 6053]

JOSEPH ESTVAN

In re: Estate of Joseph Estvan, a/k/a Istvan, deceased; File D-34-858; E. T. sec. 14243.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Julius Estvan, Mary Estvan and ——— Estvan, first name unknown, nephew of Joseph Estvan, deceased, and each of them, in and to the estate of Joseph Estvan, a/k/a Istvan, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Julius Estvan, Hungary.

Mary Estvan, Hungary.

——— Estvan, first name unknown, nephew of Joseph Estvan, deceased, Hungary.

That such property is in the process of administration by John M. Niven, Public Administrator for Milwaukee County, 735 North Water Street, Milwaukee, Wisconsin, as Administrator of the estate of Joseph Estvan, a/k/a Istvan, deceased, acting under the judicial supervision of the Milwaukee County Court, Milwaukee, Wisconsin;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6421; Filed, Apr. 17, 1946; 10:12 a. m.]

[Vesting Order 6071]

PAULINE E. WIES

In re: Estate of Pauline E. Wies, deceased; File D-66-1547; E. T. sec. 9771.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Otto Martiny, Hans Hartung, and the three sisters, names unknown, of Hans Hartung, and each of them, in and to the estate of Pauline E. Wies, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Otto Martiny, Germany.
Hans Hartung, Germany.
The three sisters, names unknown, of Hans Hartung, Germany.

That such property is in the process of administration by Mary S. Rabe, 23910 West Seven Mile Road, Detroit, 19, Michigan, as Executrix of the estate of Pauline E. Wies, deceased, acting under the judicial supervision of the Probate Court for the County of Wayne, Michigan;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6422; Filed, Apr. 17, 1946; 10:12 a. m.]

[Vesting Order 6077]

HEDWIG STELLMACH

In re: Estate of Hedwig Stellmach, deceased; File No. D-28-10074; E. T. sec. 14326.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Magdalena Hoffman and Alfred Koch, and each of them, in and to the estate of Hedwig Stellmach, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Magdalena Hoffman, Germany.
Alfred Koch, Germany.

That such property is in the process of administration by Frank M. Nicolosi, Public Administrator of Queens County, as Administrator of the Estate of Hedwig Stellmach, acting under the judicial supervision of the Surrogate's Court, Queens County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6423; Filed, Apr. 17, 1946; 10:12 a. m.]

[Vesting Order 6185]

SUSANNA VIERCKE

In re: Estate of Susanna Viercke, deceased, File D-28-10159; E. T. sec. 14464.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anthonia Bach in and to the Estate of Susanna Viercke, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Anthonia Bach, Germany.

That such property is in the process of administration by Anna McCrary, as Executrix, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Santa Cruz;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 15, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-6424; Filed, Apr. 17, 1946; 10:12 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 133, Order 26]

DEXTER CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's ceiling prices.* The Dexter Company, Fairfield, Iowa, shall determine its ceiling prices for the line of washing machines it manufactures in accordance with the provisions of sections 3 and 5 of Revised Maximum Price Regulation No. 86, except that it shall increase its ceiling prices for each model by 25.7 percent instead of the 9.5 percent provided in section 5.

(b) *Distributor's ceiling prices.* Distributors shall establish their prices under section 15 of Revised Maximum Price Regulation No. 86 using in their calculations the manufacturers' ceiling prices as established under paragraph (a) of this order and the retail ceiling prices listed in paragraph (c) below.

(c) *Dealer's ceiling prices.* The ceiling prices for sales in each zone by dealers to ultimate consumers of the nine models of washing machines listed below are as follows:

Model	Ceiling prices for sales to ultimate consumers		
	Zone 1	Zone 2	Zone 3
402 E	$70.35	$75.35	$80.35
451 E	81.00	86.00	91.00
474 E	91.50	96.50	101.50
498 E	160.85	165.85	170.85
423 G	113.65	118.65	123.65
345 E	81.00	86.00	91.00
445 E	91.50	96.50	101.50
645 E	149.95	154.95	159.95
345 G	113.65	118.65	123.65

(d) For the purposes of this order Zones 1, 2 and 3 comprise the following states:

Zone 1. North Dakota, South Dakota, Nebraska, Kansas, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, Kentucky and Ohio.

Zone 2. Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, South Carolina, Tennessee, North Carolina, Virginia, West Virginia, Maryland, District of Columbia, New Jersey, Delaware, Pennsylvania, New York, Connecticut, Massachusetts, New Hampshire, Vermont, Maine and Rhode Island.

Zone 3. Washington, Oregon, California, Nevada, Idaho, Montana, Wyoming, Utah, Colorado, Arizona, New Mexico, Texas and Florida.

(e) *Notification.* At the time of, or prior to, the first invoice to each distributor covering articles sold at prices adjusted under this order the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(f) *Relationship to Maximum Price Regulation No. 86.* The ceiling prices established by this order supersede those established by Order No. 100 under Supplementary Order No. 119 with respect to any machines sold by the manufacturer at prices adjusted in accordance with this order. All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that these provisions are modified by this order.

(g) *Definitions.* Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(h) *Reports to be filed.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133, with the Office of Price Administration, Washington 25, D. C.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 15th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6351; Filed, Apr. 15, 1946; 4:36 p. m.]

[SO 133, Order 27]

REEVES STEEL AND MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 4 and 6 of Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Reeves Steel and Manufacturing Company, Dover, Ohio, may increase its maximum prices as established under Maximum Price Regulation No. 188 (exclusive of any industry-wide increase which may be granted) for sales and deliveries of its metalware since March 21 by 8.6%.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to the determination of resale maximum prices for articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or established under any applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a ceiling price adjusted in accordance with the terms of this order, the seller shall notify each purchaser in writing of the adjusted ceiling prices for resales of the article covered by this order. This notice may be given in any convenient form.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 15th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6352; Filed, Apr. 15, 1946; 4:36 p. m.]

[MPR 188, Order 4951]

AMITY LAMP & SHADE DESIGNERS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Amity Lamp & Shade Designers, 3711 West Jefferson Blvd., Los Angeles 16, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumers
		Jobbers	Retailers	
		Each	*Each*	*Each*
Ceramic lamp bases in three styles and sizes.	201	$2.97	$3.50	$6.30
	202	3.40	4.00	7.20
	203	4.04	4.75	8.55
Hand sewn and glued rayon silk lamp shades with ruching and, or bias fold trim.	100	1.87	2.20	3.95
	102	3.36	3.95	7.10
	103	3.87	4.55	8.20
	101	5.23	6.15	11.05

These maximum prices are for the articles described in the manufacturer's application dated January 3, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers, they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6335; Filed, Apr. 15, 1946; 4:38 p. m.]

[MPR 188, Order 4952]

ROART, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Roart, Inc., 61 W. 23d Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumers
		Jobbers	Retailers	
		Each	*Each*	*Each*
Crystal vanity lamp and shade.	1000	$1.91	$2.25	$4.05

These maximum prices are for the articles described in the manufacturer's application dated March 8, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net, 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of April 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6336; Filed, Apr. 15, 1946; 4:38 p. m.]

[MPR 591, Order 420]

ALUMINUM PRODUCTS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net installed prices on sales to consumers by any person of the following sizes of Aluminum Combination Screen and Storm Windows manufactured by Aluminum Products Corporation of Rankin, Pennsylvania and as described in the company's application dated March 7, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be the sum of the following:

(i) The list price per window opening set forth in (g) below, and

(ii) The actual cost of installation in no event to exceed $2.00 per window opening.

(b) The maximum net delivered prices on sales to display dealers, or distributors' or dealers' commission agents by any person shall be the list prices set forth in (g) below reduced by 10 percent.

(c) The maximum net delivered prices on sales to non-installing, drop shipment dealers by any person shall be the list prices set forth in (g) below reduced by 20 percent.

(d) The maximum net delivered prices on sales to non-installing stocking dealers by any person shall be the list prices set forth in (g) below reduced by 25 percent.

(e) The maximum net delivered prices on sales to installing dealers by any person shall be the list prices set forth in (g) below reduced by 33⅓ percent.

(f) The maximum net prices, f. o. b. point of shipment on sales to distributors by any person shall be the list prices set forth in (g) below reduced by successive discounts of 40 percent and 10 percent.

PRICE SCHEDULE

TWO-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN

Window glass size	Unit price	Additional glass insert	Extra glass insert
11 x 15	$16.15	$2.46	$3.04
16	16.41	2.50	3.12
18	16.89	2.61	3.26
20	17.39	2.70	3.41
21	17.63	2.76	3.48
22	17.87	2.81	3.55
24	18.37	2.90	3.70
26	18.89	3.00	3.84
28	19.37	3.11	3.99
30	19.87	3.20	4.14
32	20.37	3.29	4.28
34	20.87	3.38	4.42
36	21.37	3.47	4.56
38	29.16	4.74	6.27
40	29.83	4.87	6.46
42	30.49	4.99	6.64
16 x 15	16.54	2.55	3.20
16	16.80	2.61	3.27
18	17.33	2.70	3.43
20	17.85	2.81	3.59
21	18.11	2.87	3.67
22	18.35	2.90	3.75
24	18.89	3.02	3.91
26	19.41	3.13	4.06
28	19.92	3.22	4.22
30	20.44	3.33	4.38
32	20.96	3.44	4.54
34	21.48	3.55	4.70
36	22.00	3.66	4.86
38	30.03	5.03	6.69
40	30.72	5.17	6.91
42	31.41	5.32	7.12
18 x 15	16.95	2.65	3.25
16	17.22	2.70	3.43
18	17.76	2.79	3.60
20	18.30	2.90	3.77
21	18.56	2.96	3.86
22	18.85	3.02	3.94
24	19.39	3.13	4.11
26	19.92	3.24	4.28
28	20.48	3.35	4.45
30	21.02	3.44	4.62
32	21.57	3.57	4.79
34	22.12	3.69	4.96
36	22.67	3.81	5.13
38	30.56	5.23	7.07
40	31.69	5.37	7.29
42	32.43	5.52	7.52
20 x 15	17.33	2.74	3.50
16	17.63	2.79	3.59
18	18.20	2.90	3.77
20	18.76	3.02	3.96
21	19.04	3.07	4.05
22	19.33	3.13	4.14
24	19.91	3.24	4.32
26	20.46	3.35	4.50
28	21.03	3.46	4.68
30	21.61	3.57	4.87
32	22.16	3.68	5.05
34	22.71	3.79	5.23
36	23.26	3.90	5.41
38	31.75	5.35	7.45
40	32.48	5.49	7.69
42	33.21	5.64	7.93
22 x 15	17.74	2.81	3.65
16	18.02	2.89	3.77
18	18.65	3.00	3.95
20	19.22	3.11	4.14
21	19.52	3.16	4.24
22	19.81	3.24	4.33
24	20.41	3.35	4.53
26	20.98	3.46	4.72
28	21.57	3.57	4.91
30	22.18	3.70	5.11
32	22.77	3.81	5.30
34	23.36	3.93	5.49
36	23.95	4.05	5.68
38	32.72	5.56	7.83
40	33.51	5.72	8.08
42	34.29	5.88	8.53
24 x 15	18.13	2.90	3.81
16	18.44	2.98	3.91
18	19.06	3.09	4.11
20	19.67	3.22	4.32
21	19.98	3.27	4.42
22	20.28	3.33	4.53
24	20.91	3.46	4.73
26	21.51	3.57	4.94
28	22.13	3.70	5.14
30	22.74	3.83	5.35
32	23.37	3.94	5.56
34	24.00	4.05	5.76
36	24.63	4.17	5.96
38	33.68	5.72	8.21
40	34.52	5.88	8.48
42	35.36	6.04	8.75
26 x 15	18.54	3.00	3.96
16	18.85	3.07	4.06
18	19.48	3.18	4.28
20	20.15	3.31	4.50
21	20.44	3.39	4.61
22	20.78	3.47	4.72
24	21.40	3.57	4.94
26	22.05	3.70	5.16

PRICE SCHEDULE—Continued

TWO-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—continued

Window glass size	Unit price	Additional glass insert	Extra glass insert
26 x 28	$22.63	$3.83	$5.38
30	23.33	3.94	5.59
32	23.98	4.07	5.81
34	24.63	4.20	6.02
36	25.28	4.33	6.23
38	34.57	5.95	8.59
40	35.44	6.12	8.67
42	36.31	6.29	9.15
27 x 15	18.72	3.05	4.03
16	19.06	3.11	4.15
18	19.70	3.24	4.37
20	20.35	3.37	4.59
21	20.68	3.44	4.71
22	21.02	3.50	4.82
24	21.66	3.63	5.04
26	22.31	3.76	5.27
28	22.96	3.89	5.49
30	23.62	4.01	5.71
32	24.27	4.14	5.94
34	24.92	4.27	6.16
36	25.57	4.40	6.38
38	34.96	6.04	8.80
40	35.83	6.21	9.09
42	36.79	6.39	9.39
28 x 15	18.93	3.09	4.11
16	19.28	3.16	4.22
18	19.92	3.29	4.45
20	20.59	3.42	4.68
21	20.92	3.48	4.80
22	21.26	3.55	4.91
24	21.90	3.68	5.14
26	22.57	3.81	5.38
28	23.24	3.94	5.61
30	23.92	4.07	5.84
32	24.57	4.20	6.07
34	25.22	4.33	6.30
36	25.87	4.46	6.53
38	35.36	6.12	9.01
40	36.23	6.29	9.32
42	37.09	6.47	9.63
30 x 15	19.33	3.18	4.26
16	19.67	3.26	4.38
18	20.35	3.39	4.63
20	21.03	3.52	4.87
21	21.39	3.59	4.99
22	21.74	3.66	5.11
24	22.42	3.79	5.35
26	23.11	3.92	5.59
28	23.79	4.05	5.84
30	24.49	4.20	6.08
32	25.18	4.33	6.32
34	25.87	4.46	6.56
36	26.56	4.59	6.80
38	36.36	6.29	9.39
40	37.28	6.47	9.71
42	38.20	6.64	10.03
32 x 15	19.72	3.22	4.41
16	20.07	3.35	4.54
18	20.79	3.48	4.80
20	21.50	3.63	5.05
21	21.85	3.68	5.18
22	22.20	3.76	5.30
24	22.92	3.90	5.56
26	23.64	4.04	5.81
28	24.35	4.18	6.07
30	25.05	4.32	6.32
32	25.77	4.46	6.58
34	26.49	4.60	6.84
36	27.21	4.74	7.10
38	37.24	6.51	9.81
40	38.20	6.69	10.16
42	39.16	6.88	10.51
34 x 15	20.11	3.37	4.57
16	20.50	3.44	4.70
18	21.22	3.57	4.97
20	21.96	3.72	5.23
21	22.33	3.79	5.37
22	22.68	3.87	5.50
24	23.44	4.01	5.76
26	24.16	4.14	6.03
28	24.90	4.29	6.30
30	25.62	4.44	6.56
32	26.38	4.59	6.83
34	27.14	4.74	7.10
36	27.90	4.89	7.37
38	38.21	6.72	10.19
40	39.23	6.92	10.56
42	40.24	7.12	10.91
36 x 15	20.52	3.46	4.72
16	20.89	3.53	4.86
18	21.66	3.68	5.14
20	22.42	3.83	5.41
21	22.79	3.90	5.55
22	23.16	3.98	5.69
24	23.94	4.13	5.97
26	24.70	4.27	6.25
28	25.46	4.42	6.53
30	26.21	4.57	6.81
32	26.97	4.72	7.09
34	27.73	4.87	7.37
36	28.49	5.02	7.65
38	39.00	6.89	10.57
40	40.01	7.09	10.95
42	41.03	7.29	11.32

PRICE SCHEDULE—Continued

TWO-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—continued

Window glass size	Unit price	Additional glass insert	Extra glass insert
3 x 15	$21.71	$4.35	$4.87
16	22.09	4.43	5.02
18	22.89	4.57	5.31
20	23.67	4.72	5.60
21	24.05	4.80	5.74
22	24.44	4.87	5.89
24	25.22	5.04	6.18
26	26.03	5.14	6.47
28	26.81	5.33	6.76
30	27.59	5.48	7.05
32	28.38	5.63	7.34
34	29.17	5.78	7.63
36	29.97	5.93	7.92
38	41.01	8.11	10.95
40	42.02	8.31	11.33
40 x 15	23.15	4.43	6.06
16	23.61	4.52	6.27
18	24.53	4.67	6.70
20	25.50	4.83	7.13
21	25.94	4.91	7.35
22	26.42	4.98	7.56
24	27.35	5.15	7.99
26	28.27	5.30	8.42
28	29.22	5.46	8.85
30	30.16	5.61	9.28
32	31.10	5.78	9.71
34	32.04	5.93	10.14
36	32.98	6.08	10.57
38	45.23	8.31	14.67
40	46.48	8.51	15.24
42 x 15	23.55	4.52	6.20
16	24.03	4.60	6.42
18	25.00	4.76	6.87
20	25.97	4.95	7.32
21	26.45	5.01	7.54
22	26.93	5.09	7.77
24	27.90	5.25	8.22
26	28.86	5.41	8.66
28	29.83	5.57	9.11
30	30.80	5.74	9.56
32	31.76	5.90	10.01
34	32.73	6.06	10.46
36	33.70	6.22	10.91
38	46.21	8.51	15.14
44 x 15	23.94	4.61	6.34
16	24.42	4.70	6.58
18	25.42	4.87	7.04
20	26.42	5.01	7.51
21	26.92	5.11	7.75
22	27.42	5.20	7.98
24	28.42	5.36	8.45
26	29.42	5.54	8.92
28	30.42	5.70	9.39
30	31.42	5.87	9.86
32	32.42	6.04	10.33
34	33.42	6.20	10.80
36	34.42	6.36	11.27
38	47.23	8.69	15.65
46 x 15	24.33	4.70	6.48
16	24.84	4.79	6.72
18	25.87	4.96	7.21
20	26.90	5.13	7.70
21	27.42	5.21	7.95
22	27.93	5.30	8.19
24	28.96	5.47	8.69
26	30.00	5.64	9.17
28	31.02	5.81	9.66
30	32.05	5.99	10.15
32	33.08	6.16	10.64
34	34.11	6.33	11.13
36	35.14	6.50	11.62

ONE-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN

14 x 12	$14.31	$2.92	$5.02
14	14.59	3.01	5.11
16	14.87	3.10	5.21
18	15.15	3.19	5.30
20	15.42	3.28	5.39
22	15.70	3.37	5.48
24	15.98	3.45	5.58
26	16.26	3.54	5.67
28	16.53	3.63	5.76
30	16.81	3.72	5.86
32	17.09	3.81	5.95
34	17.37	3.90	6.04
36	17.65	3.99	6.13
38	21.48	5.55	8.31
40	21.76	5.64	8.40
42	22.04	5.73	8.49
44	22.31	5.82	8.58
46	22.59	5.91	8.68
48	22.87	6.00	8.77
16 x 12	14.55	3.00	5.11
14	14.84	3.09	5.20
16	15.13	3.18	5.30
18	15.42	3.28	5.40
20	15.70	3.37	5.50
22	15.99	3.46	5.59
24	16.28	3.56	5.69
26	16.57	3.65	5.79

PRICE SCHEDULE—Continued

ONE-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—continued

Window glass size	Unit price	Additional glass insert	Extra glass insert
16 x 28	$16.86	$3.74	$5.88
30	17.14	3.83	5.98
32	17.43	3.93	6.08
34	17.72	4.02	6.17
36	18.01	4.11	6.27
38	21.85	5.69	8.44
40	22.14	5.78	8.54
42	22.43	5.87	8.64
44	22.72	5.97	8.74
46	23.00	6.06	8.83
48	23.29	6.15	8.93
18 x 12	14.79	3.07	5.20
14	15.09	3.17	5.30
16	15.39	3.27	5.40
18	15.69	3.38	5.50
20	15.98	3.46	5.60
22	16.28	3.56	5.70
24	16.58	3.66	5.80
26	16.88	3.75	5.90
28	17.18	3.85	6.00
30	17.48	3.95	6.11
32	17.78	4.05	6.21
34	18.07	4.14	6.31
36	18.37	4.24	6.41
38	22.23	5.82	8.59
40	22.53	5.91	8.69
42	22.82	6.01	8.79
44	23.12	6.11	8.89
46	23.42	6.21	9.00
48	23.72	6.30	9.10
20 x 12	15.03	3.15	5.28
14	15.34	3.25	5.39
16	15.65	3.35	5.49
18	15.96	3.45	5.60
20	16.27	3.55	5.71
22	16.57	3.66	5.81
24	16.88	3.76	5.92
26	17.19	3.86	6.02
28	17.50	3.96	6.13
30	17.81	4.06	6.24
32	18.12	4.16	6.34
34	18.43	4.27	6.45
36	18.73	4.37	6.55
38	22.70	5.95	8.74
40	22.91	6.05	8.84
42	23.22	6.15	8.95
44	23.53	6.25	9.05
46	23.83	6.35	9.16
48	24.14	6.45	9.27
22 x 12	15.27	3.22	5.37
14	15.59	3.33	5.46
16	15.91	3.43	5.59
18	16.23	3.54	5.70
20	16.53	3.65	5.81
22	16.87	3.75	5.92
24	17.18	3.86	6.03
26	17.50	3.96	6.14
28	17.82	4.07	6.25
30	18.14	4.18	6.36
32	18.46	4.28	6.47
34	18.78	4.39	6.58
36	19.10	4.49	6.69
38	22.97	6.08	8.88
40	23.29	6.18	8.99
42	23.61	6.29	9.10
44	23.93	6.40	9.21
46	24.25	6.50	9.32
48	24.56	6.61	9.43
24 x 12	15.51	3.30	5.46
14	15.84	3.41	5.57
16	16.17	3.52	5.69
18	16.50	3.63	5.80
20	16.83	3.74	5.92
22	17.16	3.85	6.03
24	17.49	3.96	6.15
26	17.81	4.07	6.26
28	18.14	4.18	6.38
30	18.47	4.29	6.49
32	18.80	4.40	6.61
34	19.13	4.51	6.72
36	19.46	4.62	6.83
38	23.35	6.21	9.03
40	23.68	6.32	9.14
42	24.00	6.43	9.26
44	24.33	6.54	9.37
46	24.66	6.65	9.49
48	25.00	6.76	9.60
26 x 12	15.75	3.37	5.54
14	16.09	3.49	5.66
16	16.43	3.60	5.78
18	16.77	3.72	5.90
20	17.11	3.83	6.02
22	17.45	3.94	6.14
24	17.79	4.06	6.26
26	18.13	4.17	6.38
28	18.47	4.29	6.50
30	18.80	4.40	6.62
32	19.14	4.52	6.72
34	19.48	4.63	6.86
36	19.82	4.75	6.98
38	23.72	6.34	9.18
40	24.06	6.46	9.29
42	24.40	6.57	9.41
44	24.74	6.68	9.53

PRICE SCHEDULE—Continued

ONE-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—continued

Window glass size	Unit price	Additional glass insert	Extra glass insert
26 x 46	$25.08	$6.80	$9.65
48	25.42	6.91	9.77
28 x 12	16.00	3.45	5.63
14	16.34	3.57	5.75
16	16.69	3.68	5.88
18	17.04	3.80	6.00
20	17.39	3.92	6.13
22	17.74	4.01	6.25
24	18.09	4.16	6.37
26	18.44	4.28	6.50
28	18.79	4.40	6.62
30	19.14	4.52	6.75
32	19.49	4.64	6.87
34	19.84	4.76	6.99
36	20.19	4.88	7.12
38	24.09	6.47	9.32
40	24.44	6.59	9.44
42	24.79	6.71	9.57
44	25.14	6.83	9.69
46	25.49	6.95	9.82
48	25.84	7.07	9.94
30 x 12	16.23	3.52	5.72
14	16.59	3.64	5.84
16	16.95	3.77	5.97
18	17.31	3.89	6.10
20	17.67	4.01	6.23
22	18.03	4.14	6.36
24	18.39	4.26	6.49
26	18.75	4.38	6.62
28	19.11	4.51	6.74
30	19.47	4.63	6.87
32	19.81	4.75	7.00
34	20.19	4.88	7.13
36	20.55	5.00	7.26
38	24.47	6.60	9.47
40	24.83	6.73	9.59
42	25.18	6.85	9.72
44	25.54	6.97	9.85
46	25.90	7.10	9.98
48	26.26	7.22	10.11
32 x 12	16.47	3.60	5.80
14	16.84	3.74	5.94
16	17.21	3.85	6.07
18	17.58	3.98	6.20
20	17.95	4.11	6.34
22	18.32	4.23	6.47
24	18.69	4.36	6.60
26	19.06	4.49	6.73
28	19.43	4.62	6.87
30	19.80	4.75	7.00
32	20.17	4.87	7.13
34	20.54	5.00	7.27
36	20.91	5.13	7.40
38	24.84	6.73	9.61
40	25.21	6.86	9.74
42	25.58	6.99	9.88
44	25.95	7.12	10.10
46	26.32	7.25	10.14
48	26.69	7.37	10.28
34 x 12	16.71	3.67	5.89
14	17.09	3.80	6.03
16	17.47	3.93	6.17
18	17.85	4.07	6.30
20	18.23	4.20	6.44
22	18.61	4.33	6.58
24	18.99	4.46	6.72
26	19.37	4.59	6.85
28	19.75	4.73	6.99
30	20.13	4.86	7.13
32	20.51	4.99	7.27
34	20.89	5.12	7.40
36	21.27	5.25	7.54
38	25.21	6.86	9.76
40	25.59	7.00	9.99
42	25.97	7.13	10.03
44	26.35	7.26	10.17
46	26.73	7.39	10.31
48	27.11	7.52	10.45
36 x 12	16.95	3.75	5.98
14	17.34	3.88	6.12
16	17.73	4.02	6.26
18	18.12	4.15	6.39
20	18.51	4.29	6.55
22	18.90	4.43	6.69
24	19.29	4.56	6.83
26	19.68	4.70	6.97
28	20.07	4.84	7.11
30	20.47	4.97	7.26
32	20.86	5.11	7.40
34	21.25	5.25	7.54
36	21.64	5.38	7.68
38	25.58	7.00	9.90
40	25.98	7.13	10.05
42	26.37	7.27	10.19
44	26.76	7.41	10.33
46	27.15	7.54	10.47
48	27.54	7.68	10.62

ALUMINUM COMBINATION STORM WINDOW

1. Two light design for standard double hung windows (see table).
A. With sliding louvre in bottom rail.
B. Two removable glass panels.
C. One removable screen panel.
2. One light design for in-opening casements and fixed windows (see table).
A. With sliding louvre in bottom rail.
B. One removable glass panel.
C. One removable screen panel.

NOTE: One light windows will only be furnished up to the maximum sizes listed. For larger size windows, two light combination windows can be furnished.

3. Extras:

Oriel windows	List plus 33⅓ %
Intermediate sizes	List plus 33⅓ %
Reversed windows	No extra charge

If reversed all-weather windows are required for stationary windows, so state on order.

4. On 83", 87", and 91" heights, do not add 33⅓ % as this has been done on basic price.

5. NOTES: The screen insert prices are to be used when extra screen panels are required. (Specify on order whether upper or lower panels are required.) The same prices also apply to deductions when screen panels are to be omitted.

Glass inserts are to be used when spare glass panels are required. (Specify on order whether upper or lower panels are required.)

(h) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(i) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established for purchasers except retailers upon resale.

(j) Aluminum Products Corporation shall attach a tag to each item covered by this order containing substantially the following information:

OPA Maximum Retail Price $_____
Plus actual installation charges not exceeding $2.00 per window opening.

(k) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 16, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-6346: Filed, Apr. 15, 1946, 4:36 p. m.]

[MPR 691, Order 421]

STORM WINDOWS OF ALUMINUM, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net installed prices on sales to consumers by any person of the following sizes of Aluminum Combination Screen and Storm Windows manufactured by Storm Windows of Aluminum, Inc. of Cleveland, Ohio and as described in the company's application dated January 28, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be the sum of the following:

(i) The list price per window opening set forth in (g) below, and

(ii) The actual cost of installation in no event to exceed $2.00 per window opening.

(b) The maximum net delivered prices on sales to display dealers, or distributors' or dealers' commission agents by any person shall be the list prices set forth in (g) below reduced by 10 percent.

(c) The maximum net delivered prices on sales to non-installing, drop shipment dealers by any person shall be the list prices set forth in (g) below reduced by 20 percent.

(d) The maximum net delivered prices on sales to non-installing stocking dealers by any person shall be the list prices set forth in (g) below reduced by 25 percent.

(e) The maximum net delivered prices on sales to installing dealers by any person shall be the list prices set forth in (g) below reduced by 33⅓ percent.

(f) The maximum net prices, f. o. b. point of shipment on sales to distributors by any person shall be the list prices set forth in (g) below reduced by successive discounts of 40 percent and 10 percent.

PRICE SCHEDULE

TWO-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN

Window glass size	Unit price	Additional glass insert	Extra glass insert
14 x 15	$16.15	$2.46	$3.04
16	16.41	2.50	3.12
18	16.89	2.61	3.26
20	17.39	2.70	3.41
22	17.63	2.76	3.48
24	17.87	2.81	3.55
26	18.37	2.90	3.70
28	18.89	3.00	3.84
30	19.37	3.11	3.99
32	19.87	3.20	4.14
34	20.37	3.29	4.28
36	20.87	3.38	4.42
38	21.37	3.47	4.56
40	29.16	4.74	6.27
42	29.83	4.87	6.45
16 x 15	30.49	4.99	6.64
16	16.54	2.55	3.20
18	16.80	2.61	3.27
20	17.31	2.70	3.43
22	17.85	2.81	3.59
24	18.11	2.87	3.67
26	18.35	2.90	3.75
28	18.89	3.02	3.91
30	19.41	3.13	4.06
32	19.92	3.22	4.22
34	20.44	3.33	4.38
36	20.96	3.44	4.54
38	21.48	3.55	4.70
40	22.00	3.66	4.86
42	30.03	5.03	6.69
44	30.72	5.17	6.91
18 x 15	31.41	5.32	7.12
16	16.95	2.65	3.35
18	17.22	2.70	3.43
20	17.76	2.79	3.60
22	18.30	2.90	3.77
24	18.56	2.96	3.86
26	18.85	3.02	3.94
28	19.39	3.13	4.11
30	19.92	3.24	4.28
32	20.48	3.35	4.45
34	21.02	3.44	4.62
36	21.57	3.57	4.79
38	22.12	3.69	4.96
40	22.67	3.81	5.13
42	30.96	5.23	7.09
44	31.69	5.37	7.29
46	32.43	5.52	7.52

PRICE SCHEDULE—Continued

TWO-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—continued

Window glass size	Unit price	Additional glass insert	Extra glass insert
20 x 15	$17.33	$2.74	$3.50
16	17.63	2.79	3.59
18	18.20	2.90	3.77
20	18.76	3.02	3.96
21	19.04	3.07	4.05
22	19.33	3.13	4.14
24	19.91	3.24	4.32
26	20.46	3.35	4.50
28	21.03	3.46	4.68
30	21.61	3.57	4.87
32	22.16	3.68	5.05
34	22.71	3.79	5.23
36	23.26	3.90	5.41
38	31.75	5.35	7.45
40	32.48	5.49	7.69
42	33.21	5.64	7.93
22 x 15	17.74	2.81	3.65
16	18.02	2.89	3.75
18	18.65	3.00	3.95
20	19.22	3.11	4.14
21	19.52	3.16	4.24
22	19.81	3.24	4.33
24	20.41	3.35	4.53
26	20.98	3.46	4.72
28	21.57	3.57	4.91
30	22.18	3.70	5.11
32	22.77	3.81	5.30
34	23.36	3.93	5.49
36	23.95	4.05	5.68
38	32.72	5.56	7.83
40	33.51	5.72	8.08
42	34.29	5.88	8.33
24 x 15	18.13	2.90	3.81
16	18.44	2.98	3.91
18	19.06	3.09	4.11
20	19.67	3.22	4.32
21	19.98	3.27	4.42
22	20.28	3.33	4.53
24	20.91	3.46	4.73
26	21.51	3.57	4.94
28	22.13	3.70	5.14
30	22.74	3.83	5.35
32	23.37	3.94	5.56
34	24.00	4.05	5.76
36	24.63	4.17	5.96
38	33.68	5.72	8.21
40	34.52	5.88	8.48
42	35.36	6.04	8.75
26 x 15	18.74	3.00	3.96
16	18.85	3.07	4.06
18	19.48	3.18	4.28
20	20.15	3.31	4.50
21	20.44	3.39	4.61
22	20.78	3.44	4.72
24	21.40	3.57	4.94
26	22.05	3.70	5.16
28	22.63	3.83	5.38
30	23.33	3.94	5.59
32	23.98	4.07	5.81
34	24.63	4.20	6.02
36	25.28	4.33	6.23
38	34.57	5.95	8.59
40	35.44	6.12	8.67
42	36.31	6.29	9.15
27 x 15	18.72	3.05	4.03
16	19.06	3.11	4.15
18	19.70	3.24	4.37
20	20.35	3.37	4.59
21	20.68	3.44	4.71
22	21.02	3.50	4.82
24	21.66	3.63	5.04
26	22.31	3.76	5.27
28	22.96	3.89	5.49
30	23.62	4.01	5.71
32	24.27	4.14	5.94
34	24.92	4.27	6.16
36	25.57	4.40	6.38
38	34.96	6.04	8.80
40	35.83	6.21	9.09
42	36.69	6.39	9.39
30 x 15	18.93	3.09	4.11
16	19.28	3.16	4.22
18	19.92	3.29	4.45
20	20.59	3.42	4.68
21	20.92	3.48	4.80
22	21.26	3.55	4.91
24	21.90	3.68	5.14
26	22.57	3.81	5.38
28	23.24	3.94	5.61
30	23.92	4.07	5.84
32	24.57	4.20	6.07
34	25.22	4.33	6.30
36	25.87	4.46	6.53
38	35.36	6.12	9.01
40	36.23	6.29	9.32
42	37.09	6.47	9.63
30 x 15	19.33	3.18	4.26
16	19.67	3.26	4.38
18	20.35	3.39	4.63
20	21.03	3.52	4.87
21	21.39	3.59	4.99
22	21.74	3.66	5.11

PRICE SCHEDULE—Continued

TWO-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—continued

Window glass size	Unit price	Additional glass insert	Extra glass insert
30 x 24	$22.42	$3.79	$5.35
26	23.11	3.92	5.59
28	23.79	4.05	5.84
30	24.49	4.20	6.08
32	25.18	4.33	6.32
34	25.87	4.46	6.56
36	26.56	4.59	6.80
38	36.36	6.29	9.39
40	37.28	6.47	9.71
42	38.20	6.64	10.03
32 x 15	19.72	3.22	4.41
16	20.07	3.35	4.54
18	20.70	3.48	4.80
20	21.50	3.63	5.05
21	21.85	3.68	5.18
22	22.20	3.76	5.30
24	22.92	3.90	5.56
26	23.64	4.08	5.81
28	24.28	4.18	6.07
30	25.05	4.32	6.32
32	25.77	4.46	6.58
34	26.49	4.60	6.84
36	27.21	4.74	7.10
38	37.24	6.51	9.81
40	38.20	6.69	10.16
42	39.16	6.88	10.51
34 x 15	20.11	3.37	4.57
16	20.50	3.44	4.70
18	21.22	3.57	4.97
20	21.96	3.72	5.26
21	22.33	3.79	5.37
22	22.68	3.87	5.50
24	23.44	4.01	5.76
26	24.16	4.14	6.03
28	24.90	4.29	6.30
30	25.62	4.44	6.56
32	26.38	4.59	6.83
34	27.14	4.74	7.10
36	27.90	4.89	7.37
38	38.21	6.72	10.19
40	39.23	6.92	10.56
42	40.24	7.12	10.91
36 x 15	20.52	3.46	4.72
16	20.89	3.53	4.86
18	21.66	3.68	5.11
20	22.42	3.83	5.41
21	22.79	3.90	5.55
22	23.16	3.98	5.69
24	23.94	4.13	5.97
26	24.70	4.27	6.25
28	25.46	4.42	6.54
30	26.21	4.57	6.81
32	26.97	4.72	7.09
34	27.73	4.87	7.37
36	28.49	5.02	7.65
38	39.00	6.89	10.27
40	40.01	7.09	10.95
42	41.03	7.29	11.32
38 x 15	21.71	4.35	4.87
16	22.09	4.43	5.02
18	22.89	4.57	5.31
20	23.67	4.72	5.60
21	24.05	4.80	5.74
22	24.44	4.87	5.89
24	25.22	5.04	6.18
26	26.03	5.14	6.47
28	26.81	5.33	6.76
30	27.59	5.48	7.05
32	28.38	5.63	7.34
34	29.17	5.78	7.63
36	29.97	5.93	7.92
38	41.01	8.11	10.95
40	42.02	8.31	11.31
40 x 15	23.15	4.43	6.06
16	23.61	4.52	6.27
18	24.53	4.67	6.70
20	25.50	4.83	7.13
21	25.94	4.91	7.35
22	26.42	4.98	7.56
24	27.35	5.15	7.99
26	28.27	5.30	8.42
28	29.22	5.46	8.85
30	30.16	5.61	9.28
32	31.10	5.78	9.71
34	32.04	5.93	10.14
36	32.98	6.08	10.57
38	45.23	8.31	11.67
40	46.48	8.51	15.24
42 x 15	23.55	4.52	6.20
16	24.03	4.60	6.42
18	25.00	4.76	6.87
20	25.97	4.95	7.42
21	26.45	5.01	7.54
22	26.93	5.09	7.77
24	27.90	5.25	8.22
26	28.86	5.41	8.66
28	29.83	5.57	9.11
30	30.80	5.74	9.56
32	31.76	5.90	10.01
34	32.73	6.06	10.46
36	33.70	6.22	10.91
38	46.21	8.51	15.14

PRICE SCHEDULE—Continued

TWO-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—continued

Window glass size	Unit price	Additional glass insert	Extra glass insert
44 x 15	$23.94	$4.61	$6.34
16	24.42	4.70	6.58
18	25.42	4.87	7.04
20	26.42	5.04	7.51
21	26.92	5.11	7.75
22	27.42	5.20	7.98
24	28.42	5.36	8.45
25	20.42	5.54	8.92
26	30.42	5.70	9.39
28	31.42	5.87	9.86
32	32.42	6.04	10.33
34	33.42	6.20	10.80
36	34.42	6.36	11.27
38	47.25	8.69	15.65
44 x 15	24.33	4.70	6.48
16	24.84	4.79	6.72
18	25.87	4.96	7.21
20	26.90	5.13	7.70
21	27.42	5.21	7.95
22	27.93	5.30	8.19
24	28.96	5.47	8.69
25	30.00	5.64	9.17
28	31.02	5.81	9.66
30	32.05	5.99	10.15
32	33.08	6.16	10.64
34	34.11	6.33	11.13
36	35.14	6.50	11.62

ONE-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN

14 x 12	$14.31	$2.92	$5.02
14	14.59	3.01	5.11
16	14.87	3.10	5.21
18	15.15	3.19	5.30
20	15.42	3.28	5.39
22	15.70	3.37	5.48
24	15.98	3.45	5.58
26	16.26	3.54	5.67
28	16.53	3.63	5.76
30	16.81	3.72	5.86
32	17.09	3.81	5.95
34	17.37	3.90	6.04
36	17.65	3.99	6.13
38	21.48	5.53	8.31
40	21.76	5.64	8.40
42	22.04	5.73	8.49
44	22.31	5.82	8.58
46	22.59	5.91	8.68
48	22.87	6.00	8.77
16 x 12	14.55	3.00	5.11
14	14.84	3.09	5.20
16	15.13	3.18	5.30
18	15.42	3.28	5.40
20	15.70	3.37	5.50
22	15.99	3.46	5.59
24	16.28	3.56	5.69
26	16.57	3.65	5.79
28	16.86	3.74	5.88
30	17.14	3.83	5.98
32	17.43	3.93	6.08
34	17.72	4.02	6.17
36	18.01	4.11	6.27
38	21.85	5.69	8.44
40	22.14	5.78	8.54
42	22.43	5.87	8.64
44	22.72	5.97	8.74
46	23.00	6.06	8.83
48	23.29	6.15	8.93
18 x 12	14.79	3.07	5.30
14	15.09	3.17	5.30
16	15.39	3.27	5.40
18	15.69	3.36	5.50
20	15.98	3.46	5.60
22	16.28	3.56	5.70
24	16.58	3.66	5.80
26	16.88	3.75	5.90
28	17.18	3.85	6.00
30	17.48	3.95	6.11
32	17.78	4.05	6.21
34	18.07	4.14	6.31
36	18.37	4.24	6.41
38	22.23	5.82	8.59
40	22.53	5.91	8.69
42	22.82	6.01	8.79
44	23.12	6.11	8.89
46	23.42	6.21	9.00
48	23.72	6.30	9.10
20 x 12	15.03	3.15	5.28
14	15.34	3.25	5.39
16	15.65	3.35	5.49
18	15.96	3.45	5.60
20	16.27	3.55	5.71
22	16.57	3.66	5.81
24	16.88	3.76	5.92
26	17.19	3.86	6.02
28	17.50	3.96	6.13
30	17.81	4.06	6.24
32	18.12	4.16	6.34
34	18.43	4.27	6.45
36	18.73	4.37	6.55
38	22.60	5.95	8.74
40	22.91	6.05	8.84

PRICE SCHEDULE—Continued

ONE-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—continued

Window glass size	Unit price	Additional glass insert	Extra glass insert
20 x 42	$23.22	$6.15	$8.93
44	23.53	6.26	9.05
46	23.83	6.35	9.16
48	24.14	6.45	9.27
22 x 12	15.27	3.22	5.37
14	15.59	3.33	5.46
16	15.91	3.43	5.59
18	16.24	3.54	5.70
20	16.55	3.65	5.81
22	16.87	3.75	5.92
24	17.18	3.86	6.03
26	17.50	3.96	6.14
28	17.82	4.07	6.25
30	18.14	4.18	6.36
32	18.46	4.28	6.47
34	18.78	4.39	6.56
36	19.10	4.49	6.68
38	22.97	6.08	8.88
40	23.29	6.18	8.99
42	23.61	6.29	9.10
44	23.93	6.40	9.21
46	24.25	6.50	9.32
48	24.56	6.61	9.43
24 x 12	15.51	3.30	5.46
14	15.84	3.41	5.57
16	16.17	3.52	5.69
18	16.50	3.63	5.80
20	16.83	3.74	5.92
22	17.16	3.85	6.03
24	17.49	3.96	6.15
26	17.81	4.07	6.26
28	18.14	4.18	6.38
30	18.47	4.29	6.49
32	18.80	4.40	6.61
34	19.13	4.51	6.72
36	19.46	4.62	6.83
38	23.35	6.21	9.03
40	23.68	6.32	9.14
42	24.00	6.44	9.26
44	24.33	6.54	9.37
46	24.66	6.65	9.49
48	25.00	6.76	9.60
26 x 12	15.75	3.37	5.54
14	16.09	3.49	5.66
16	16.43	3.60	5.78
18	16.77	3.72	5.90
20	17.11	3.83	6.02
22	17.45	3.94	6.14
24	17.79	4.06	6.26
26	18.13	4.17	6.38
28	18.47	4.29	6.50
30	18.80	4.40	6.62
32	19.14	4.52	6.73
34	19.48	4.63	6.85
36	19.82	4.74	6.98
38	23.72	6.34	9.18
40	24.06	6.46	9.29
42	24.40	6.57	9.41
44	24.74	6.68	9.53
46	25.08	6.80	9.65
48	25.42	6.91	9.77
28 x 12	16.00	3.45	5.63
14	16.34	3.57	5.75
16	16.69	3.68	5.88
18	17.04	3.80	6.00
20	17.39	3.92	6.13
22	17.74	4.04	6.25
24	18.09	4.16	6.37
26	18.44	4.28	6.50
28	18.79	4.40	6.62
30	19.14	4.52	6.75
32	19.49	4.64	6.87
34	19.84	4.76	6.99
36	20.19	4.88	7.12
38	24.09	6.47	9.32
40	24.44	6.59	9.44
42	24.79	6.71	9.57
44	25.14	6.83	9.69
46	25.49	6.95	9.82
48	25.84	7.07	9.91
30 x 12	16.23	3.52	5.72
14	16.59	3.64	5.84
16	16.95	3.77	5.97
18	17.31	3.89	6.10
20	17.67	4.01	6.23
22	18.03	4.14	6.36
24	18.39	4.26	6.49
26	18.75	4.38	6.62
28	19.11	4.51	6.74
30	19.47	4.63	6.87
32	19.83	4.75	7.00
34	20.19	4.88	7.13
36	20.55	5.00	7.26
38	24.47	6.60	9.47
40	24.83	6.73	9.59
42	25.18	6.85	9.72
44	25.54	6.97	9.85
46	25.90	7.10	9.98
48	26.26	7.22	10.11
32 x 12	16.47	3.60	5.80
14	16.84	3.74	5.94
16	17.21	3.88	6.07
18	17.58	3.98	6.20
20	17.95	4.11	6.34
22	18.32	4.23	6.47

PRICE SCHEDULE—Continued

ONE-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—continued

Window glass size	Unit price	Additional glass insert	Extra glass insert
32 x 24	$18.69	$4.36	$6.60
26	19.06	4.49	6.71
28	19.43	4.62	6.87
30	19.80	4.75	7.03
32	20.17	4.87	7.14
34	20.54	5.00	7.25
36	20.91	5.13	7.40
38	24.84	6.73	9.61
40	25.21	6.86	9.74
42	25.58	6.99	9.88
43	25.95	7.12	10.10
46	26.32	7.25	10.14
48	26.69	7.37	10.28
34 x 12	16.71	3.67	5.89
14	17.09	3.80	6.03
16	17.47	3.93	6.17
18	17.85	4.07	6.30
20	18.23	4.20	6.44
22	18.61	4.33	6.58
24	18.99	4.46	6.72
26	19.37	4.59	6.85
28	19.75	4.73	6.99
30	20.13	4.86	7.13
32	20.51	4.99	7.27
34	20.89	5.12	7.40
36	21.27	5.25	7.54
38	25.21	6.86	9.76
40	25.59	7.00	9.90
42	25.97	7.13	10.04
44	26.35	7.26	10.17
46	26.73	7.39	10.31
48	27.11	7.52	10.45
36 x 12	16.95	3.75	5.98
14	17.34	3.88	6.12
16	17.73	4.02	6.25
18	18.12	4.15	6.40
20	18.51	4.29	6.55
22	18.90	4.43	6.69
24	19.29	4.56	6.84
26	19.68	4.70	6.97
28	20.07	4.84	7.11
30	20.47	4.97	7.26
32	20.86	5.11	7.40
34	21.25	5.25	7.54
36	21.64	5.38	7.68
38	25.58	7.00	9.90
40	25.98	7.13	10.05
42	26.37	7.27	10.19
44	26.76	7.41	10.33
46	27.15	7.54	10.47
48	27.54	7.68	10.62

ALUMINUM COMBINATION STORM WINDOW

1. Two light design for standard double hung windows (see table).
   - A. With sliding louvre in bottom rail.
   - B. Two removable glass panels.
   - C. One removable screen panel.
2. One light design for in-opening casements and fixed windows (see table).
   - A. With sliding louvre in bottom rail.
   - B. One removable glass panel.
   - C. One removable screen panel.

NOTE: One light windows will only be furnished up to the maximum sizes listed. For larger size windows, two light combination windows can be furnished.

3. Extras:

Oriel windows	List plus 33⅓%
Intermediate sizes	List plus 33⅓%
Reversed windows	No extra charge.

If reversed all-weather windows are required for stationary windows, so state on order.

4. On 83", 87", and 91" heights, do not add 33⅓% as this has been done on basic price.

5. NOTES: The screen insert prices are to be used when extra screen panels are required. (Specify on order whether upper or lower panels are required.) The same prices also apply to deductions when screen panels are to be omitted.

Glass inserts are to be used when spare glass panels are required. (Specify on order whether upper or lower panels are required.)

(h) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(i) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established for purchasers upon resale.

(j) Storm Windows of Aluminum, Inc. shall attach a tag to each item covered by this order containing substantially the following information:

OPA Maximum Retail Price—$_____
Plus actual installation charges not exceeding $2.00 per window opening.

(k) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 16, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6347; Filed, Apr. 15, 1946; 4:37 p. m.]

[MPR 591, Order 419]

CUB WATER HEATER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, excluding Federal excise tax, for sales by any person to consumers of the following electric water heaters manufactured by the Cub Water Heater Corporation and described in its application dated March 20, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model A: Electric storage water heater, insulated, stainless steel tank, double heating element (approx. 3 gallon capacity): $44.50.
Model B: Electric storage water heater, insulated, stainless steel tank, double heating element (approx 5 gallon capacity): $49.50.
Model C: Electric storage water heater, insulated, stainless steel tank, double heating element (approx. 8 gallon capacity): $59.50.

(b) The maximum net prices, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to dealers, shall be the maximum prices specified in (a) above less a discount of 25 percent.

(c) The maximum net prices, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to jobbers, shall be the maximum prices specified in (a) above less a discount of 40 percent.

(d) The maximum prices established by this order shall be subject to such further discounts and allowances including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) The Cub Water Heater Corporation shall attach to each electric water heater covered by this order a tag containing the following:

OPA Maximum Retail Price not installed, including actual Federal excise tax paid at source—$_____

(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 16, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6345; Filed, Apr. 15, 1946; 4:37 p.m.]

[MPR 591, Order 422]

LANDERS FRARY AND CLARK

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net delivered prices, excluding federal excise tax, for sales to consumers by any person of the following electric water heaters manufactured by Landers Frary and Clark of New Britain, Connecticut, and sold under the trade name Universal, shall be:

Model No.	Zone 1	Zone 2	Zone 3	Zone 4
WH9130-1 30 gal. electric water heater, single element	$75.28	$75.83	$76.75	$80.33
WH9130-2 30 gal. electric water heater, double element	82.28	82.83	83.75	87.33
WH9130-3 30 gal. electric water heater, double element	82.28	82.83	83.75	87.33
WH9350-1 50 gal. electric water heater, single element	90.63	91.34	92.52	97.10
WH9350-2 50 gal. electric water heater, double element	98.63	99.34	100.52	105.10
WH9350-3 50 gal. electric water heater, double element	98.63	99.34	100.52	105.10
WH9586-1 86 gal. electric water heater, single element	118.52	119.61	121.45	128.52
WH9586-2 86 gal. electric water heater, double element	125.52	126.61	128.45	135.52
WH9586-3 86 gal. electric water heater, double element	125.52	126.61	128.45	135.52
WH8130-1 30 gal. table top electric water heater, single element	85.30	85.86	86.81	90.45
WH8130-2 30 gal. table top electric water heater, double element	96.30	96.86	97.81	101.45
WH8130-3 30 gal. table top electric water heater, double element	96.30	96.86	97.81	101.45

(b) The maximum net prices, excluding federal excise taxes for sales to servicing dealers by any person of the following electric water heaters, shall be:

Model No.	Zone 1 On shipments of—		Zone 2 On shipments of—	
	1-4 heaters inclusive	5 or more heaters	1-4 heaters inclusive	5 or more heaters
WH9130-1	$47.53	$45.68	$48.08	$46.23
WH9130-2	51.91	49.88	52.46	50.43
WH9130-3	51.91	49.88	52.46	50.43
WH9350-1	57.26	55.03	57.97	55.74
WH9350-2	62.26	59.83	62.97	60.54
WH9350-3	62.26	59.83	62.97	60.54
WH9586-1	75.02	72.12	76.11	73.21
WH9586-2	79.40	76.32	80.49	77.41
WH9586-3	79.40	76.32	80.49	77.41
WH8130-1	53.80	51.70	54.36	52.26
WH8130-2	60.68	58.30	61.24	58.86
WH8130-3	60.68	58.30	61.24	58.86

Model No.	Zone 3 On shipments of—		Zone 4 On shipments of—	
	1-4 heaters inclusive	5 or more heaters	1-4 heaters inclusive	5 or more heaters
WH9130-1	$49.00	$47.15	$52.58	$50.73
WH9130-2	53.38	51.35	56.96	54.93
WH9130-3	53.38	51.35	56.96	54.93
WH9350-1	59.15	56.92	63.73	61.50
WH9350-2	64.15	61.72	68.73	66.30
WH9350-3	64.15	61.72	68.73	66.30
WH9586-1	77.95	75.05	85.02	82.12
WH9586-2	82.33	79.25	89.40	86.32
WH9586-3	82.33	79.25	89.40	86.32
WH8130-1	55.31	53.21	58.95	56.85
WH8130-2	62.19	59.81	65.83	63.45
WH8130-3	62.19	59.81	65.83	63.45

(c) The maximum net prices set forth in (b) above are f. o. b. point of shipment. When, however, shipment is made direct from New Britain, Connecticut, to the dealer, the maximum prices set forth in (b) above are f. o. b. dealer's city.

(d) The maximum net prices, f. o. b. point of shipment, excluding federal excise tax for sales to distributors by any person of the following electric water heaters, shall be:

Model No.:	
WH9130-1	$37.00
WH9130-2	40.50
WH9130-3	40.50
WH9350-1	44.50
WH9350-2	48.50
WH9350-3	48.50
WH9586-1	58.00
WH9586-2	61.50
WH9586-3	61.50
WH8130-1	42.00
WH8130-2	47.50
WH8130-3	47.50

(e) *Definition of zones.*

Zone 1 includes the states of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, and the District of Columbia.

Zone 2 includes the states of Michigan, Indiana, Ohio, West Virginia, Virginia, and North Carolina.

Zone 3 includes the states of North Dakota, Minnesota, Wisconsin, Iowa, Illinois, Missouri, Kentucky, Arkansas, Tennessee, Louisiana, Mississippi, Alabama, Georgia, South Carolina and Florida.

Zone 4 includes the states of Washington, Idaho, Montana, Oregon, Wyoming, South Dakota, California, Utah, Colorado, Nebraska,

Kansas, Arizona, New Mexico, Texas, Oklahoma and Nevada.

(f) The maximum prices for sales of commodities covered by this order on an installed basis shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(g) Each seller, except on sales to consumers, shall notify, in writing, each of his purchasers at or before the time of the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for sales to such purchasers, as well as the purchaser's, except a dealer, maximum price upon resale.

(h) Landers Frary and Clark shall attach to each of the electric water heaters covered by this order a tag containing the following:

(1) Model No. of the heater.
(2) The OPA maximum retail price, including federal excise tax.
(3) A statement that the maximum price shown includes the federal tax actually paid, delivery and one year warranty.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 16, 1946.

Issued this 15th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6348; Filed, Apr. 15, 1946; 4:37 p. m.]

[Order 134 Under 3 (e)]

DOVER MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to § 1499.3 (e) of the General Maximum Price Regulation; *It is ordered:*

(1) That the Dover Manufacturing Co., Mill Street, Dover, N. H. and resellers may sell and deliver Dover Miniature Film File for 35 mm film negatives, Item No. 35 F consisting of a file envelope containing 12 transparent envelopes numbered 1 through 12 and 2 subject sheets stapled to the 12 envelopes, at the following prices:

To jobbers: 20 cents each less 50 percent.
To retail stores: 20 cents each less 40 percent.
Retail price: 20 cents each.

(2) The prices shall be subject to the same customary discounts, allowances and trade practices for each seller that were in effect during March 1942 for related items.

(3) This order may be revoked or amended at any time by the Price Administrator.

This order shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6370; Filed, Apr. 16, 1946; 11:31 a. m.]

[Order 135 Under 3 (e)]

MAGNACAL SCREENART SERVICE

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(1) That Magnacal Screenart Service, 3705 Estudillo Street, San Diego, California, and resellers may sell and deliver decalcomania transfers reproducing the honorable discharge emblem for World War II printed in gold and black as per sample submitted to this office and packed in glassine or cellophane bags at the following prices:

Wholesale price: 7 cents each.
Retail price: 13 cents each or 2 for 25 cents.

(2) These prices shall be subject to the same customary discounts, allowances and trade practices for each seller that were in effect during March 1942 for related items.

(3) This order may be revoked or amended at any time by the Price Administrator.

This order shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6371; Filed, Apr. 16, 1946; 11:30 a. m.]

[Rev. SO 119, Order 158]

LA-Z-BOY CHAIR CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* La-Z-Boy Chair Company, Monroe, Michigan, may compute its adjusted ceiling prices for all articles of upholstered furniture in its line of La-Z-Boy Chairs and Stools which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 20 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this revised order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6383; Filed, Apr. 16, 1946; 11:31 a. m.]

[MPR 64, Order 276]

ADMIRAL CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales of two models of electric ranges manufactured for Admiral Corporation, 3800 Cortland Street, Chicago 47, Ill., as follows:

(1) For sales in each zone by wholesale distributors to retail dealers, the maximum prices including the Federal excise tax, are those set forth below:

Article	Model	Maximum prices for sales by wholesale distributors to retail dealers		
		Zone 1	Zone 2	Zone 3
		5 units or more		
Electric range (without lamp and timer)	R-1	$105.56	$106.94	$109.76
Electric range (de luxe with lamp and timer)	R-2	151.41	152.84	155.94
		Less than 5 units		
Electric range (without lamp and timer)	R-1	109.68	111.11	114.05
Electric range (deluxe with lamp and timer)	R-2	157.35	158.93	162.07

If Model R-1 is sold equipped with a lamp and timer, $12.81 may be added to the prices shown above.

These maximum prices are f. o. b. the seller's city; and are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers		
		Zone 1	Zone 2	Zone 3
Electric range (without lamp and timer)	R-1	$174.95	$177.25	$181.95
Electric range (deluxe with lamp and timer)	R-2	249.95	252.50	257.50

If Model R-1 is sold equipped with a lamp and timer, $20.00 may be added to the prices shown above.

These maximum prices include a one year warranty, delivery, and installation with connections furnished by the purchaser. $3.50 must be deducted from the maximum prices if the range is not installed by the dealer to connections furnished by the purchaser. In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances, other than trade in allowances, and other price differentials, in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to a purchaser for resale after the effective date of this order, Admiral Corporation shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser.

In addition, before delivering any article covered by this order, Admiral Corporation shall attach to it a tag or other label, showing: the model number of the article; its applicable maximum prices for sales to ultimate consumers in each zone; and a list of the states included in each zone.

The tag or label shall state, also, that the maximum price includes a one year warranty, delivery, and installation to connections furnished by the purchaser; and that $3.50 must be deducted if such installation is not made to such connections.

(c) For the purposes of this order, Zones 1, 2, and 3 comprise the following states:

Zone 1. Illinois, Indiana, Michigan, and Ohio.

Zone 2. Alabama, Arkansas, Connecticut, Delaware, Georgia, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New Hampshire, New York, North Carolina, North Dakota, Pennsylvania, Rhode Isand, South Carolina, South Dakota.

Zone 2. Tennessee, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia.

Zone 3. Arizona, California, Colorado, Florida, Idaho, Montana, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, Washington and Wyoming.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 17th day of April 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6372; Filed, Apr. 16, 1946; 11:31 a. m.]

[SO 142, Order 66]

MINES EQUIPMENT CO.

DETERMINATION OF MAXIMUM PRICES

Correction

In paragraph (a) of Federal Register Document 46-5488, issue of Thursday, April 4, 1946, page 3569, 2.1% should read "8.1%."

[MPR 389, Order 40]

S. P. HITCHINGS ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On January 10, 1946, S. P. Hitchings, Box 690, R. R. 13, Kirkwood, Missouri filed an application for the establishment of maximum prices on sales of the sausage product known as "Scrapple (Ozark Breakfast)" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-69.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in an opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Scrapple (Ozark Breakfast)" and made by S. P. Hitchings in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, except that boneless processing beef, cutter and canner grade, may be substituted as the beef ingredient, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $13.50.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Scrapple (Ozark Breakfast)" to a wholesaler, peddler-truck-seller, or intermediate distributor, S. P. Hitchings shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Scrapple (Ozark Breakfast)" have been established by the Office of Price Administration at the base price of $13.50 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (see section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Scrapple (Ozark Breakfast)" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Scrapple (Ozark Breakfast)" have been estbalished by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 40 may be revoked or amended by the Price Administrator at any time.

This Order No. 40 shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator,

[F. R. Doc. 46-6375; Filed, Apr. 16, 1946; 11:30 a. m.]

[MPR 389, Order 41]

NICHOLS-FOSS PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On January 31, 1946, Nichols-Foss Packing Company, Bay City, Michigan filed an application for the establishment of maximum prices on sales of the sausage product known as "Barbecued Beef Loaf" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-66.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Barbecued Beef Loaf" and made by Nichols-Foss Packing Company in accordance with the individual formula submitted to the Office of Price Administration with the application for this order except that boneless processing beef, cutter and canner grade, may be substituted as the beef ingredient, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $30.25.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for all beef sausage. In determining the proper zone differential to be added, the zone descriptions provided in Section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Barbecued Beef Loaf" to a wholesaler, peddler-truck-seller, or intermediate distributor, Nichols-Foss Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Barbecued Beef Loaf" have been established by the Office of Price Administration at the base price of $30.25 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389. (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Barbecued Beef Loaf" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Barbecued Beef Loaf" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 41 may be revoked or amended by the Price Administrator at any time.

This Order No. 41 shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6376; Filed, Apr. 16, 1946; 11:29 a. m.]

[MPR 389, Order 42]

HENRY EHMS ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On February 18, 1946, Henry Ehms, 10831 Shoemaker Rd., Detroit, Michigan, filed an application for the establishment of maximum prices on sales of the sausage product known as "Cervelet" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-68.

Due consideration has been given to the application and an opinion in support of the order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Cervelet" and made by Henry Ehms in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, except that boneless processing beef, cutter and canner grade, may be substituted as the beef ingredient, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $29.25.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in Section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Cervelet" to a wholesaler, peddler-truck-seller, or intermediate distributor, Henry Ehms shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cervelet" have been established by the Office of Price Administration at the base price of $29.25 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (see section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Cervelet" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cervelet" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 42 may be revoked or amended by the Price Administrator at any time.

This Order No. 42 shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6377; Filed, Apr. 16, 1946; 11:30 a. m.]

[MPR 389, Order 43]

BLOOMINGTON PACKING CO., INC., ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On January 21, 1946, Bloomington Packing Company, Inc., Bloomington, Indiana, filed an application for the establishment of maximum prices on sales of the sausage product known as "Cooked Salami" and made in accordance with the individual secret formula submitted by the applicant. This application was assigned Docket No. 6036.3-389-2 (a)-73.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Cooked Salami" and made by Bloomington Packing Company, Inc., in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, except that 50% lean pork trimmings and boneless processing beef, cutter and canner grade, may be substituted for the respective pork and beef ingredients, if desired, and the respective percentages of both beef and pork may vary between 40% and 60% as desired, provided the total of all beef and pork used constitutes 100% of the meat ingredients used therein, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $26.00.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Cooked Salami" to a wholesaler, peddler-truck-seller, or intermediate distributor, Bloomington Packing Company, Inc., shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cooked Salami" have been established by the Office of Price Administration at the base price of $26.00 per hundredweight, to which may be added the zone differential provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Cooked Salami" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cooked Salami" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 43 may be revoked or amended by the Price Administrator at any time.

This Order No. 43 shall become effective April 17, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6378; Filed, Apr. 16, 1946; 11:30 a. m.]

[Rev. SO 119, Order 162]

CLEVELAND HEATER CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 162 under Revised Supplementary Order No. 119. Docket No. 6123-SO 119-55. Adjustment of maximum prices for automatically operated storage water heaters, as specified in Maximum Price Regulation 591, manufactured by The Cleveland Heater Company of Cleveland, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, *It is ordered:*

(a) *Maximum prices for The Cleveland Heater Company, Cleveland, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of automatic gas and electric storage water heaters and tank heaters by increasing by 12 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Reseller's maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after

the adjustment granted by this order is put into effect:

Order No. 162 under Revised Supplementary Order No. 119 authorizes a 12 percent increase in October 1, 1941 net prices for sales of automatic gas and electric storage water and tank heaters, manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 162.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 16, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6403; Filed, Apr. 16, 1946; 4:28 p. m.]

[RSO 119, Order 164]

AUTOMATIC WASHER CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered:*

(a) This order establishes ceiling prices for sales of the line of washing machines manufactured by the Automatic Washer Company, 373 West 3rd Street, N. Newton, Iowa.

(1) The manufacturer shall adjust his current ceiling prices under Revised Maximum Price Regulation No. 86 as amended for the line of washing machines he produces by 1.18 percent.

(2) The ceiling prices for sales in each zone by distributors to dealers for the models of washing machines listed below purchased by distributors from the manufacturer at prices adjusted under this order are as follows:

Model	Distributors' ceiling prices to dealers		
	Zone 1	Zone 2	Zone 3
	Each	*Each*	*Each*
451 A	$42.08	$46.20	$49.73
453	49.94	53.24	56.54
459	68.69	72.09	75.49
82	67.15	70.47	73.80
WA 46	47.30	50.65	54.00
MA 46	47.30	50.65	54.00
RA 46	47.30	50.65	54.00
CA 46	47.30	50.65	54.00
BA 46	47.30	50.65	54.00
SA 46	47.30	50.64	54.00
WB 46	54.08	57.43	60.77
MB 46	54.08	57.43	60.77
RB 46	54.08	57.43	60.77
CB 46	54.08	57.43	60.77
BB 46	54.08	57.43	60.77
SB 46	54.08	57.43	60.77
WG	68.83	73.23	75.63
MG	68.83	73.23	75.63
RG	68.83	73.23	75.63
CG	68.83	73.23	75.63
BG	68.83	73.23	75.63
SG	68.83	73.23	75.63

These prices are f. o. b. seller's city. When, however, shipment is made directly from the factory to the dealer pursuant to the distributor's order, the above prices are f. o. b. dealer's city.

(3) The ceiling prices for sales in each zone by dealers to ultimate consumers for the models of washing machines listed below purchased by them at prices adjusted under this order are as follows:

Model	Dealers' ceiling prices to consumers		
	Zone 1	Zone 2	Zone 3
	Each	*Each*	*Each*
451 A	$80.40	$85.40	$70.40
453	75.45	80.45	85.45
459	100.75	105.75	110.75
82	100.65	105.65	110.65
WA 46	70.45	75.45	80.45
MA 46	70.45	75.45	80.45
RA 46	70.45	75.45	80.45
CA 46	70.45	75.45	80.45
BA 46	70.45	75.45	80.45
SA 46	70.45	75.45	80.45
WB 46	80.55	85.55	90.55
MB 46	80.55	85.55	90.55
RB 46	80.55	85.55	90.55
CB 46	80.55	85.55	90.55
BB 46	80.55	85.55	90.55
SB 46	80.55	85.55	90.55
WG	100.75	105.75	110.75
MG	100.75	105.75	110.75
RG	100.75	105.75	110.75
CG	100.75	105.75	110.75
BG	100.75	105.75	110.75
SG	100.75	105.75	110.75

(b) For purposes of this order Zones 1, 2, and 3 comprise the following states:

Zone 1. North Dakota, South Dakota, Nebraska, Kansas, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, Ohio, Kentucky.

Zone 2. Arkansas, Louisiana, Oklahoma, Mississippi, Alabama, Georgia, South Carolina, Tennessee, North Carolina, Virginia, West Virginia, Maryland, Delaware, District of Columbia, New Jersey, Pennsylvania, New York, Massachusetts, Connecticut, Rhode Island, Vermont, New Hampshire, Maine.

Zone 3. Washington, Oregon, California, Nevada, Arizona, New Mexico, Florida, Montana, Idaho, Utah, Wyoming, Colorado, Texas.

(c) At the time of, or prior to the first invoice to each distributor covering washing machines sold at prices adjusted under this order, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(d) This order supersedes Order No. 32 under Maximum Price Regulation No. 86 with respect to sales of washing machines sold by the manufacturer at prices adjusted under this order.

(e) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that these provisions are modified by this order.

(f) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 16th day of April 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6404; Filed, Apr. 16, 1946; 4:26 p. m.]

[SO 133, Order 28]

LEOPOLD CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Leopold Company, Burlington, Iowa, may increase by 4.19 percent, its maximum prices in effect immediately prior to the issuance of this order, for sales of wood office furniture which it manufactures. The adjustment charge permitted by this order must be stated separately by the manufacturer on each invoice.

(b) *Maximum prices of purchasers for resale.* Resellers of any article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid, to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling prices, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for sales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in Section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(h) *Effective date.* This order shall become effective on the 16th day of April 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6405; Filed, Apr. 16, 1946; 4:26 p. m.]

[MPR 120, Amdt. 1 to Order 1617]

BITUMINOUS COAL PRODUCERS IN DISTRICT 10

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and in accordance with § 1340.203 of Maximum Price Regulation No. 120, *It is ordered:*

Order No. 1617 under Maximum Price Regulation No. 120 is amended in the following respect:

Paragraph (a) is amended to read as follows:

(a) On and after April 1, 1946, bituminous coal producers operating mines in District No. 10, who are members of the Coal Producers Association of Illinois or the St. Clair-Madison County Coal Operators Association, and under contract with the Progressive Mine Workers of America to pay a wage increase retroactive to April 1, 1946, when an agreement has been reached for a new wage contract, and the following named producers operating mines set after their respective names, may enter into agreements with purchasers of their coals other than retail dealers, to adjust their current maximum prices upon deliveries made prior to an increase in maximum prices as a result of the new wage agreement in the amount of the price adjustment.

Producer	Mine name	Mine Index No.	Producing District No.
The Consolidated Coal Co.	Nos. 7 and 15	32 and 33	10
Producers Coal Co.	Stonefort and Carrier Mills	2025 and 2026	10
Number 5 Pinckneyville Mining Co.	No. 5	137	10
Virden Mining Corp.	Virden	180	10
Sparta Coal Co.	Florida	48	10
John M. Hirst & Co.	Sterling	132	4
Dean Coals, Inc.	Dean Coals	156	8
Ruthbell Coal Co.	Deep Hollow	47, 1333 and 1334	3
Standard Ore & Alloys Corp.	Rainelle	1083	7

This Amendment No. 1 to Order No. 1617 under Maximum Price Regulation No. 120 shall become effective as of April 1, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6395; Filed, Apr. 16, 1946; 4:25 p. m.]

[MPR No. 188, Order 148 Under 2d Rev. Order A-3]

GUNN FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Gunn Furniture Company of Grand Rapids, Michigan, may increase its maximum prices in effect immediately prior to September 21, 1944, for sales of the wood office furniture which it manufactures by 20 per cent of each such maximum price, provided the amount of such increase is separately stated on each invoice or other written evidence of sale, as an adjustment charge.

(b) *Maximum prices of purchasers for resale.* A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amounts as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for as long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials in effect during March, 1942, or which have been properly established under the applicable OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 16th day of April 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6393; Filed, Apr. 16, 1946; 4:27 p. m.]

[MPR 188, Revocation of Order 34 Under 2d Rev. Order A–3]

GUNN FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A–3 under § 1499.159b of Maximum Price Regulation No. 188; *It is ordered:*

(a) Order No. 34 under Second Revised Order No. A–3 under Maximum Price Regulation No. 188 be, and hereby is, revoked.

This order shall become effective on the 16th day of April 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6397; Filed, Apr. 16, 1946; 4:27 p. m.]

[Admin. Notice 23, Revocation]

DRY PEAS, BOTH WHOLE AND SPLIT

NOTICE OF PROPOSED MAXIMUM PRICES

Administrative Notice No. 23, issued March 15, 1946, is hereby revoked. Administrative Notice No. 23 gave notice that the Price Administrator proposed to establish new maximum prices, f. o. b. country shipping point for whole and dry split peas.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc 46–6388; Filed, Apr. 16, 1946; 4:26 p. m.]

[RMPR 136, Order 603]

FEDERAL MOTOR TRUCK CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 603 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Federal Motor Truck Company; Docket No. 6085–136.21–22.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Federal Motor Truck Company, Detroit, Michigan, is authorized to sell each Federal motor truck containing a chassis described in subparagraph (1) below at a price not to exceed the total of the following charges:

(1) *Charge for new truck chassis.* A charge for the Model 18 series chassis not to exceed the applicable list price, f. o. b. factory, in the following schedule subject to a discount of 25%, for sales to resellers; a charge for the Model 29 series chassis not to exceed the applicable list price, f. o. b. factory, subject to a discount of 29.5%, for sales to resellers:

FEDERAL MOTOR TRUCK CO.
AUTHORIZATION OF MAXIMUM PRICES

Model No.	Description	List price f. o. b. factory
18M	Chassis, truck, 15,000 pounds gross vehicle weight; 1942 standard specification and equipment of Model 18, excepting the following modifications and additions: counterbalanced crankshaft; hand brake mounting on left side of chassis instead of on transmission; solid bushing and ground pin mounting instead of rubber bushing mounting; hydrovac booster and connections instead of BK pusher type booster; air cleaner—oil bath type; side cowl ventilators; gas tank—side mounted; sealed beam headlamps with parking lamps and indicator; bumper—channel type front instead of spring type; hydraulic lifting jack, 3 ton, instead of mechanical type; rear axle—54411 instead of 53308; 8.25 x 20 10-ply front and dual rear synthetic rubber tires instead of 6.00 x 20 6-ply front and dual rear natural rubber tires.	
	Wheelbase:	
	135"	$1,721.88
	146"	1,795.86
	155"	1,779.14
	167"	1,815.98
	180"	1,858.96
	194"	1,893.81
18M2	Chassis, truck, 15,000 pounds gross vehicle weight; standard specifications and equipment as shown for Model 18M, above, excepting the following modification: Timken 2-speed rear axle 94125 with vacuum shifting device instead of axle No. 54411	
	Wheelbase:	
	135"	1,880.56
	146"	1,923.54
	155"	1,935.82
	167"	1,972.66
	180"	2,015.64
	194"	2,052.49
29M	Chassis, truck, 20,000 pounds gross vehicle weight; 1942 standard specifications and equipment of Model 29, excepting the following modifications and additions: counterbalanced crankshaft; hand brake mounting on left side of chassis instead of on transmission; increased capacity front chassis springs; solid bushing and ground pin mounting instead of rubber bushing mounting; hydrovac booster and connections instead of BK-PDLS; side cowl ventilators; sealed beam headlamps with parking lamps and indicator; bumper—channel type front instead of spring type; 9.00 x 20 10-ply front and dual rear synthetic rubber tires instead of 7.50 x 20 8-ply front and dual rear natural rubber tires:	
	Wheelbase:	
	135"	2,533.61
	146"	2,581.89
	155"	2,640.00
	167"	2,650.17
	180"	2,672.42
	194"	2,708.63
29M2	Chassis, truck, 20,000 pounds gross vehicle weight, standard specifications and equipment as shown for Model 29M, above, excepting the following modification: Timken 2-speed rear axle 97640 with vacuum shifting device instead of Timken 25411 rear axle	
	Wheelbase:	
	145"	2,739.15
	146"	2,777.43
	155"	2,795.54
	167"	2,825.71
	180"	2,867.96
	194"	2,904.17
29M4	Chassis, truck, 20,000 pounds gross vehicle weight, standard specifications and equipment as shown for Model 29M, above, excepting the following modifications: Timken 58491 rear axle instead of Timken 55411 rear axle, 6031 auxiliary transmission; 12" Trustop American Cable brake:	
	Wheelbase:	
	135"	3,061.06
	146"	3,109.34
	155"	3,127.45
	167"	3,157.62
	180"	3,199.87
	194"	3,236.08

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment, when delivered as original equipment with the applicable truck chassis, which shall not exceed 121.5% of the list price in effect on January 1, 1941, for each such item of equipment to the applicable class of purchaser, subject to the discounts in effect on that date; excepting that for the following equipment the charge shall not exceed the list price stated below, subject to the discount in effect on March 31, 1942:

Cab, Driver's; Model 221 (includes extra sun visor, plate safety glass windshield, and marker lights on front of cab): $201.08.

The Federal Motor Truck Company shall determine the list price for each item of extra or optional equipment which it proposes to adjust above the January 1, 1941, list price. The adjusted prices shall be filed with this Office within thirty days after the effective date of this order. In the event that any such list price is subsequently reduced the Federal Motor Truck Company shall file the new list price so established within fifteen days.

The Federal Motor Truck Company shall notify resellers of Federal Motor truck models contained in this order of the list prices established under the provisions of this subparagraph for each item of extra or optional equipment which it adjusts above the list price in effect on January 1, 1941. Such notice shall be given resellers not later than the filing of such list prices with this Office.

(3) *Transportation expenses.* A charge to cover transportation expense, if any, from Detroit, Michigan, to the point at which delivery is made to the purchaser, computed in accordance with the seller's method in effect on March 31, 1942, plus transportation tax at the current legal rate.

(4) *Federal excise taxes.* A charge to cover expense of Federal excise taxes, at the current legal rate, on the truck including extra and optional equipment, computed in accordance with the seller's method in effect on March 31, 1942.

(5) *Handling and delivery charge.* A charge for handling and delivery computed in accordance with the method, and at the same rate, the seller had in effect on March 31, 1942.

(b) A reseller may sell, delivered at its place of business, each Federal motor truck containing a chassis listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for the new truck chassis.* A charge for the chassis not to exceed the applicable list price, f. o. b. factory, listed in subparagraph (1) of paragraph (a), to which shall be applied the reseller's discount in effect on March 31, 1942, to the applicable class of purchaser.

(2) *Charge for extra or optional equipment.* A charge for extra or optional equipment delivered with the applicable truck chassis, which shall not exceed the list price established by the Federal Motor Truck Company under subparagraph (2) of paragraph (a), to which shall be applied the reseller's discount in effect on March 31, 1942, to the applicable class of purchaser.

(3) *Transportation charge.* A charge to cover transportation expense which shall not exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the truck and extra or optional equipment from Detroit, Michigan, to the receiving station nearest to the place at which delivery is made to the purchaser, except that where the truck and extra or optional equipment is transported by truck-away, the charge may be the truck-away charge, at truckload rate, for the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser, plus transportation tax:

(4) *Federal excise taxes.* A charge for Federal excise taxes equal to the charge made by the manufacturer to cover such tax on the truck, including extra and optional equipment.

(5) *State and local taxes.* A charge equal to the reseller's expense for State and local taxes on the resale of the truck, including extra and optional equipment.

(6) *Handling and delivery charge.* A charge for handling and delivery equal to the charge the reseller had in effect March 31, 1942.

(7) *Other charges.* The dollar amount of all other charges the reseller had in effect on March 31, 1942, to the applicable class of purchaser.

(c) A reseller that cannot establish a price under paragraph (b) because it was not in business on March 31, 1942, is authorized to sell each Federal motor truck containing a chassis described in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for new truck chassis.* A charge for the chassis not to exceed the applicable list price, f. o. b. factory, listed in subparagraph (1) of paragraph (a).

(2) *Charge for extra or optional equipment.* A charge for extra or optional equipment delivered with the applicable truck chassis, which shall not exceed the list price established by the Federal Motor Truck Company under subparagraph (2) of paragraph (a).

(3) *Transportation charge.* A charge to cover transportation expense which shall not exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the truck and extra or optional equipment from Detroit, Michigan, to the receiving station nearest to the place at which delivery is made to the purchaser, except that where the truck and extra or optional equipment is transported by truck-away, the charge may be the truck-away charge, at truckload rate, for the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser, plus transportation tax.

(4) *Federal excise taxes.* A charge for Federal excise taxes equal to the charge made by the manufacturer to cover such tax on the new truck, including extra and optional equipment.

(5) *State and local taxes.* A charge equal to the reseller's expense for State and local taxes on the resale of the truck, including extra and optional equipment.

(6) *Handling and delivery charge.* A charge for handling and delivery equal to the reseller's actual expense for handling and delivery of the truck.

(d) *Resales in territories and possessions.* A reseller is authorized to sell in a territory or possession each new Federal motor truck containing a chassis described in subparagraph (1) of paragraph (a) at a price not to exceed the maximum price established in paragraph (b) or (c), whichever is applicable, to which it may add a sum equal to the expense incurred by or charged to it, for payment of territorial and insular taxes on the purchase, sale or introduction of the truck in the territory or possession, when not charged under paragraph (b) or (c); export premiums; boxing and crating for export purposes; marine and war risk insurance; landing, wharfage and terminal operations; assembly costs, if any; ocean freight; and freight to port of embarkation when not charged under paragraph (b) or (c).

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

(g) The list price of $250.00 for Driver's Cab Model 221 authorized by Order 347 under Maximum Price Regulation 136, as amended, issued November 3, 1944, is hereby revoked.

NOTE: Where the manufacturer has an established price in accordance with section 8 of Revised Maximum Price Regulation 136, which is different than a price permitted under paragraph (a) because of substantial changes in design, specifications or equipment of the truck, the reseller may add to its price under paragraph (b), (c) or (d) any increase in price to it over the price it would otherwise pay under paragraph (a), plus its customary markup on such a cost increase, but in the case of a decrease in the price under paragraph (a) the reseller must reduce its price under paragraph (b), (c) or (d) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective April 16, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6396; Filed, Apr. 16, 1946; 4:28 p. m.]

[MPR 381, Order 3]

STOCK SCREEN GOODS

ADJUSTABLE PRICING ORDER

Applications have been received from manufacturers of stock screen goods subject to the provisions of Maximum Price Regulation 381 (Stock Screen Goods) and from the Pine Stock Millwork Industry Advisory Committee for increased prices on stock screen goods on the basis that present costs impede production at present ceiling prices. Data substantiating the request for increased prices have been received and the Office of Price Administration is presently determining the amount of the increase which may be granted.

Stock screen goods are urgently needed under the emergency housing program. It appears that authorization to use adjustable pricing, pending final action on the pending request for an increase in prices, is necessary to promote distribution and production of stock screen goods for use under the emergency housing program. The granting of such authorization will not interfere with the purpose of the Emergency Price Control Act of 1942, as amended.

After due consideration of the foregoing, and pursuant to section 6 (d) of Maximum Price Regulation 381 (Stock Screen Goods), *It is ordered:*

(a) That manufacturers may sell and deliver, and persons may buy and receive from such manufacturers, stock screen goods subject to the provisions of Maximum Price Regulation 381 at prices adjustable upward in accordance with action taken by the Office of Price Administration after delivery.

(b) Manufacturers who make sales of stock screen goods under Maximum Price Regulation 381 may collect and purchasers may pay no higher than the maximum prices currently in effect for such stock screen goods pending action by the Office of Price Administration. Any balance due may be collected upon establishment by the Office of Price Administration of the new maximum prices.

(c) This order shall be automatically revoked upon the establishment by the Office of Price Administration of new maximum prices for stock screen goods subject to Maximum Price Regulation 381.

(d) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 16, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6400; Filed, Apr. 16, 1946; 4:26 p.m.]

[RMPR 293, Order 2]

STOCK MILLWORK

ADJUSTABLE PRICING ORDER

Applications have been received from manufacturers of stock millwork subject to Revised Maximum Price Regulation 293 and from the Pine Stock Millwork Industry Advisory Committee for increased prices on such stock millwork on the basis that present costs impede production at present ceiling prices. Data substantiating the request for increased prices have been received and the Office of Price Administration is presently determining the amount of the increase which may be granted.

Stock millwork is urgently needed for construction under the emergency housing program. It appears that authorization to use adjustable pricing, pending final action on the pending request for an increase in prices, is necessary to promote production and distribution of stock millwork for use in home construction. The granting of such authorization will not interfere with the purpose of the Emer-

gency Price Control Act of 1942, as amended.

After due consideration of the foregoing, and pursuant to section 12 of Revised Maximum Price Regulation No. 293, Stock Millwork; *It is ordered:*

(a) That manufacturers subject to Revised Maximum Price Regulation 293 may sell and deliver, and persons may buy and receive from such manufacturers, stock millwork subject to the provisions of Revised Maximum Price Regulation 293 at prices adjustable upward in accordance with action taken by the Office of Price Administration after delivery.

(b) Manufacturers who make sales of stock millwork under Revised Maximum Price Regulation 293 may collect and purchasers may pay no higher than the maximum prices currently in effect for such millwork pending action by the Office of Price Administration. Any balance due may be collected upon the establishment by the Office of Price Administration of new maximum prices.

(c) This order shall be automatically revoked upon the establishment by the Office of Price Administration of new maximum prices for stock millwork subject to Revised Maximum Price Regulation 293.

(d) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 16, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6399; Filed, Apr. 16, 1946; 4:26 p. m.]

[MPR 599, Rev. Order 6]

CHRYSLER CORP.

APPROVAL OF CEILING PRICES

Order No. 6 under section 11 of Maximum Price Regulation No. 599 is amended, revised and redesignated Revised Order No. 6 to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599; *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold by Chrysler Corporation and/or its wholly-owned subsidiaries as follows:

(1) (i) The ceiling prices for sales by Chrysler Corporation and/or its wholly-owned subsidiaries of the radios listed below, on an uninstalled or installed basis, to a purchaser for resale are the prices set forth opposite each radio for sale in the quantities specified.

Article	Model	Brand name	Ceiling prices for sales of— Uninstalled radios to purchasers for resale in quantities of— (1-3)	(4-9)	(10-49)	(50-99)	100 and over	Installed radios to purchasers for resale
Radio	602	Mopar	$29.25	$28.26	$27.32	$25.46	$24.11	$33.00
	802	do	34.88	33.71	32.52	30.12	28.26	38.63

(ii) The ceiling prices for sales by any purchaser for resale other than the Chrysler Corporation and/or its wholly owned subsidiaries to another purchaser for resale of the radios listed below on an uninstalled or installed basis, are the prices set forth opposite each radio for sales under the conditions specified.

Article	Model	Brand name	Ceiling prices for sales to a purchaser for resale: Uninstalled	Installed
Radio	602	Mopar	$29.25	$34.06
	802	do	34.88	39.92

(iii) The ceiling prices for sales by the Chrysler Corporation and/or its wholly-owned subsidiaries and by any other seller to an ultimate consumer, of the radios listed below on an uninstalled basis or installed basis are the prices set forth opposite each radio under the conditions of sale specified.

Article	Model	Brand name	Ceiling prices for sales to consumers: Uninstalled	Installed
Radio	602	Mopar	$43.32	$47.07
	802	do	52.45	56.20

(2) Ceiling prices for sales to purchasers for resale are subject to the same terms and conditions of sale to which the sellers ceiling prices for other extra or optional equipment or accessories are subject under the provisions of Maximum Price Regulations 594, 452 and orders thereunder. Ceiling prices for sales to consumers are delivered prices. In case of a radio sold on an installed basis the prices fixed by the order include all installation charges including those for installation of any antenna which is installed at the same time.

(3) The ceiling prices fixed by this order are exclusive of Federal excise tax. In addition to these ceiling prices, each seller may collect the amount of the Federal excise tax which he pays to the Government and/or his supplier. State and local taxes may also be collected.

(b) Sellers of the radios covered by this order are not required to comply with the tagging requirements of Maximum Price Regulation No. 599, but each seller shall notify a purchaser for resale of the ceiling prices, terms and conditions of sale established by this revised order.

(c) The ceiling prices established by this revised order apply to sales of all radios which Chrysler Corporation and/or its wholly-owned subsidiaries deliver to a purchaser on or after the effective date of this order.

(d) *Description.* (1) Auto radio, Model No. 602, Mopar, covered by this order is an auto radio of 6 tubes, battery operation, 1 band, 5 push buttons, 7" separately housed EM speaker, metal case 6" x 4½" x 14".

(2) Auto radio, Model No. 802, Mopar, covered by this order is an auto radio of 8 tubes, battery operation, 1 band, 7" dynamic speaker, 7 automatic push buttons, metal case.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 16th day of April 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6401; Filed, Apr. 16, 1946; 4:28 p. m.]

[Rev. SO 119, Order 161]

SARGENT AND CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 161 under Supplementary Order 119. Sargent and Company, New Haven, Connecticut. Docket No. 6123-SO 119-76.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Sargent and Company of New Haven, Conn.* (1) The above manufacturer may determine his maximum prices for his line of builders' hardware and related items subject to Revised Price Schedule No. 40 and Maximum Price Regulation No. 591 by increasing by 18.6 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 and Revised Price Schedule No. 40 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order shall determine their maximum prices in accordance with the provisions of Supplementary Order 151 issued by the Office of Price Administration.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 161 under Revised Supplementary Order No. 119 authorizes an 18.6 percent increase in October 1, 1941 net prices for sales of builders' hardware and related items manufactured by this company.

Resellers shall determine their maximum prices in accordance with Supplementary Order 151 issued by the Office of Price administration.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6477; Filed, Apr. 17, 1946; 11:27 a. m.]

[SO 94, Rev. Order 91]

RUBBER FOOTWEAR

SPECIAL MAXIMUM PRICES FOR SALES

Order 91 under Supplementary Order 94 is redesignated Revised Order 91, and is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* (1) This order establishes maximum prices for sales and deliveries by any agency of the United States Government and by all subsequent resellers of the new vulcanized rubber footwear items hereinafter set forth in Table I.

(2) This order exempts from price control all sales and deliveries by any agency of the United States Government and by all subsequent resellers of the following rubber footwear items:

(i) *New waterproof and canvas rubber footwear.*

Men's Powder Plant over-the-shoe boots.
Women's 10" pullover boots (conductive sole).
Men's work shoe—Conductive sole.
Men's industrial hip boots—Shell construction.
Men's industrial hip boots—Shell construction—Steel toe.
Men's industrial short boots—Shell construction.
Men's industrial short boots—Shell construction—Steel Toe.
Electrically heated flying boot insert.
Men's electrically heated flying boots.
Pilot's shoes—Rubber surface—Mukluk type.
Men's wading shoe.
Men's sea mukluk boots, nonskid sole, all rubber.
Men's open shank safety sole clog.
Pilot's shoes—Canvas and rubber—Mukluk type.

(ii) All used waterproof and canvas rubber footwear of vulcanized construction.

(b) *Maximum prices.* The maximum prices for all sales and deliveries of the new rubber footwear described in Table I shall be the maximum prices therein set forth.

(c) *Terms of sale.* The maximum prices established by this order for sales by any agency of the United States Government shall be net prices "as is where is" with delivery costs at the buyer's expense.

For sales by a wholesaler who sold rubber footwear during the period April 1, 1941 to October 25, 1941, the maximum prices for sales at wholesale set forth in Table I of this order are subject to the same discounts, allowances (including freight allowances) and other deductions that the wholesaler had in effect to the same class of purchasers during that period. For sales by a wholesaler who did not sell rubber footwear during that period the maximum prices for sales at wholesale set forth in Table I of this order shall be subject to the discounts, allowances and other deductions established by the Office of Price Administration in accordance with section 6 (a) (2) of Revised Maximum Price Regulation 229.

(d) *Exemption.* All sales of the rubber footwear described in paragraph (a) (2) of this order shall be exempt from price control.

(e) *Notification of maximum prices.* With or prior to the first sale to any reseller, the seller (including any agency of the United States Government) of any rubber footwear described in Table I of this order shall notify the purchaser that his resale prices are subject to this revised order.

(f) *Relation to other regulations and orders.* This order with respect to the rubber footwear it covers supersedes any other regulation or order previously issued by the Office of Price Administration. All provisions of Revised Maximum Price Regulation 229 that are not inconsistent with this order shall be applicable to sales of the rubber footwear described in paragraph (a) (1) of this order.

(g) *Revocation and amendment.* This order may be amended or revoked by the Administrator at any time.

TABLE I—MAXIMUM PRICES PER PAIR OF CERTAIN SURPLUS RUBBER FOOTWEAR

Type of footwear	Maximum prices: Sales by U. S. Government or agency thereof [1]: To jobbers	To retailers	Subsequent resales at wholesale [1]	Maximum prices for subsequent resales at retail [1]: Class I: If you paid—	Your maximum price is—	Class II: If you paid— From—	To but not including—	Your maximum price is—	Class III: If you paid— From—	To but not including—	Your maximum price is—	Class IV [1]: If you paid—	Your maximum price is—	Class V [1]: If you paid—	Your maximum price is—
WATERPROOF RUBBER FOOTWEAR															
Boots:															
Men's hip	$3.59	$4.13	$5.30	$4.77 or above	$7.95	$4.45	$4.77	$7.40	[3] $4.19 [4] 4.02	[3] $4.45 [4] 4.27	$6.98	Below $4.19 [3] Below $4.02 [4]	$6.61	Below $4.19 [3] Below $4.02 [4]	$6.26
Men's firemen's stormking	4.25	4.85	6.25	$5.62 or above	9.38	5.25	5.62	8.82	[3] 4.94 [4] 4.74	[3] 5.25 [4] 5.01	8.32	Below $4.94 [3] Below $4.74 [4]	7.89	Below $4.94 [3] Below $4.74 [4]	7.46
Men's short legging	2.45	2.80	3.60	$3.24 or above	5.40	3.02	3.24	5.04	[3] 2.84 [4] 2.73	[3] 3.02 [4] 2.90	4.75	Below $2.84 [3] Below $2.73 [4]	4.50	Below $2.84 [3] Below $2.73 [4]	4.25
Men's flying (A-6, A-9, A-10)	5.70	6.50	8.95	$7.51 or above	12.53	7.01	7.51	11.86	[3] 6.60 [4] 6.34	[3] 7.51 [4] 7.21	11.19	Below $6.60 [3] Below $6.34 [4]	10.60	Below $6.60 [3] Below $6.34 [4]	10.02
Men's short	2.30	2.65	3.40	$3.06 or above	5.10	2.86	3.06	4.70	[3] 2.69 [4] 2.58	[3] 2.86 [4] 2.75	4.43	Below $2.69 [3] Below $2.58 [4]	4.20	Below $2.69 [3] Below $2.58 [4]	3.98
Men's wader overshoe—armpit height	12.80	14.65	18.80	$16.92 or above	28.20	15.79	16.92	26.70	[3] 14.85 [4] 14.26	[3] 15.79 [4] 15.16	25.19	Below $14.85 [3] Below $14.26 [4]	23.88	Below $14.85 [3] Below $14.26 [4]	22.56
Men's wader over-the-foot—waist height	9.20	10.55	13.50	$12.15 or above	20.25	11.34	12.15	19.17	[3] 10.66 [4] 10.23	[3] 11.34 [4] 10.89	18.09	Below $10.66 [3] Below $10.23 [4]	17.15	Below $10.66 [3] Below $10.23 [4]	16.20
Men's wading suit	12.80	14.65	18.80	$16.92 or above	28.20	15.79	16.92	26.70	[3] 14.85 [4] 14.26	[3] 15.79 [4] 15.16	25.19	Below $14.85 [3] Below $14.26 [4]	23.88	Below $14.85 [3] Below $14.26 [4]	22.56
Pacs and overs:															
Men's 15" lace pac, all rubber	2.95	3.40	4.35	$3.91 or above	6.53	3.65	3.91	6.07	[3] 3.44 [4] 3.30	[3] 3.65 [4] 3.50	5.73	Below $3.44 [3] Below $3.30 [4]	5.43	Below $3.44 [3] Below $3.30 [4]	5.14
Men's lumber-over shell, Yukon type (shellionly)	1.45	1.65	2.10	$1.89 or above	3.15	1.76	1.89	2.93	[3] 1.66 [4] 1.59	[3] 1.76 [4] 1.69	2.76	Below $1.66 [3] Below $1.59 [4]	2.62	Below $1.66 [3] Below $1.59 [4]	2.48
Men's 10" lumber-over with Government specification, leather top	3.40	3.90	5.00	$4.50 or above	7.50	4.20	4.50	7.10	[3] 3.95 [4] 3.79	[3] 4.20 [4] 4.03	6.70	Below $3.95 [3] Below $3.79 [4]	6.35	Below $3.95 [3] Below $3.79 [4]	6.00
Men's 12" lumber-over with Government specification, leather top	3.75	4.30	5.50	$4.95 or above	8.25	4.62	4.95	7.81	[3] 4.34 [4] 4.17	[3] 4.62 [4] 4.44	7.37	Below $4.34 [3] Below $4.17 [4]	6.99	Below $4.34 [3] Below $4.17 [4]	6.60
Men's 16" lumber-over with Government specification, leather top	3.95	4.50	5.80	$5.22 or above	8.70	4.87	5.22	8.11	[3] 4.58 [4] 4.40	[3] 4.87 [4] 4.65	7.65	Below $4.58 [3] Below $4.40 [4]	7.25	Below $4.58 [3] Below $4.40 [4]	6.86

Footnotes at end of table.

TABLE I—MAXIMUM PRICES PER PAIR OF CERTAIN SURPLUS RUBBER FOOTWEAR—Continued

Type of footwear	Maximum prices: Sales by U. S. Government or agency thereof[1] To jobbers	Maximum prices: Sales by U. S. Government or agency thereof[1] To retailers	Maximum prices: Subsequent resales at wholesale[1]	Maximum prices for subsequent resales at retail[2]: Class I If you paid—	Class I Your maximum price is—	Class II If you paid— From—	Class II If you paid— To but not including—	Class II Your maximum price is—	Class III If you paid— From—	Class III If you paid— To but not including—	Class III Your maximum price is—	Class IV[3] If you paid—	Class IV[3] Your maximum price is—	Class V[4] If you paid—	Class V[4] Your maximum price is—
WATERPROOF RUBBER FOOTWEAR—continued															
Pacs and overs—Continued															
Men's 2-buckle perfection	$1.90	$2.20	$2.50	$2.52 or above	$4.20	$2.35	$2.52	$3.98	[5] $2.21 [6] 2.12	[5] $2.35 [6] 2.26	$3.75	{Below $2.21 [5] Below $2.12 [6]	$3.56	{Below $2.21 [5] Below $2.12 [6]	$3.75
Men's toplace short	2.60	2.95	3.80	$3.42 or above	5.70	3.19	3.42	5.32	[5] 3.00 [6] 2.88	[5] 3.19 [6] 3.06	5.02	{Below $3.00 [5] Below $2.88 [6]	4.75	{Below $3.00 [5] Below $2.88 [6]	4.18
Arctics:															
Men's 5-buckle all rubber or cashmerette	2.30	2.65	3.40	$3.06 or above	5.10	2.86	3.06	4.70	[5] 2.60 [6] 2.56	[5] 2.86 [6] 2.75	4.43	{Below $2.60 [5] Below $2.58 [6]	4.20	{Below $2.60 [5] Below $2.58 [6]	3.68
Men's or women's 4-buckle cashmerette or all rubber	2.01	2.32	3.00	$2.70 or above	4.50	2.52	2.70	4.14	[5] 2.37 [6] 2.27	[5] 2.52 [6] 2.42	3.90	{Below $2.37 [5] Below $2.27 [6]	3.69	{Below $2.37 [5] Below $2.27 [6]	3.30
Men's 2-buckle cloth	1.75	2.00	2.55	$2.29 or above	3.83	2.14	2.29	3.57	[5] 2.01 [6] 1.93	[5] 2.14 [6] 2.05	3.37	{Below $2.01 [5] Below $1.93 [6]	3.19	{Below $2.01 [5] Below $1.93 [6]	3.01
Gaiters:															
Women's snap	.85	1.00	1.25	$1.12 or above	1.88	1.05	1.12	1.72	[5] .99 [6] .95	[5] 1.05 [6] 1.01	1.62	{Below $0.99 [5] Below $0.95 [6]	1.54	{Below $0.99 [5] Below $0.95 [6]	1.16
Rubbers:															
Men's work	.95	1.10	1.40	$1.26 or above	2.10	1.18	1.26	1.92	[5] 1.11 [6] 1.07	[5] 1.18 [6] 1.13	1.81	{Below $1.11 [5] Below $1.07 [6]	1.71	{Below $1.11 [5] Below $1.07 [6]	1.62
Men's clog or storm	.78	.90	1.15	$1.03 or above	1.73	.97	1.03	1.61	[5] .91 [6] .87	[5] .97 [6] .93	1.51	{Below $0.91 [5] Below $0.87 [6]	1.44	{Below $0.91 [5] Below $0.87 [6]	1.36
Women's storm	.65	.75	.95	$0.85 or above	1.43	.80	.85	1.31	[5] .75 [6] .72	[5] .80 [6] .77	1.24	{Below $0.75 [5] Below $0.72 [6]	1.18	{Below $0.75 [5] Below $0.72 [6]	1.12
CANVAS RUBBER FOOTWEAR															
Men's jungle boot	1.65	1.85	2.40	$2.16 or above	3.75	2.02	2.16	3.41	[5] 1.90 [6] 1.82	[6] 2.02 [6] 1.94	3.22	{Below $1.90 [6] Below $1.82 [6]	3.05	{Below $1.90 [6] Below $1.82 [6]	2.88
Men's tennis or gym oxford	.60	1.00	1.30	$1.17 or above	2.00	1.09	1.17	1.85	[5] 1.03 [6] .99	[5] 1.09 [6] 1.05	1.74	{Below $1.03 [5] Below $0.99 [6]	1.65	{Below $1.03 [5] Below $0.99 [6]	1.56
Women's tennis or gym oxford	.80	.95	1.20	$1.06 or above	1.85	1.01	1.08	1.70	[5] .95 [6] .91	[5] 1.01 [6] .97	1.61	{Below $0.95 [5] Below $0.91 [6]	1.52	{Below $0.95 [5] Below $0.91 [6]	1.44
Men's training shoe (molded sole)	1.65	1.85	2.40	$2.16 or above	3.75	2.02	2.16	3.41	[5] 1.90 [6] 1.82	[6] 2.02 [6] 1.94	3.22	{Below $1.90 [5] Below $1.82 [6]	3.05	{Below $1.90 [5] Below $1.82 [6]	2.88
War aid shoe	1.00	1.15	1.50	$1.35 or above	2.30	1.26	1.35	2.13	[5] 1.18 [6] 1.13	[5] 1.26 [6] 1.21	2.01	{Below $1.18 [5] Below $1.13 [6]	1.91	{Below $1.18 [5] Below $1.13 [6]	1.80

[1] Net prices "as is, where is". [2] From these wholesale and retail prices the discounts and allowances required by paragraph (c) of this order must be deducted.
[3] When purchased from a wholesaler. [4] When purchased directly from an agency of U. S. Government. [5] Mail order sellers only. [6] Except mail order sellers.

This revised order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6476; Filed, Apr. 17, 1946; 11:34 a. m.]

[MPR 591, Order 428]

REEVES STEEL AND MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 428 under section 16 of maximum price regulation No. 591. Docket No. 6123-591.16-112. Specified Mechanical Building Equipment. Adjustment of maximum prices for sales of air tight wood heaters, spouting, stove pipe and elbows, furnace pipe and fittings, and wall ties, manufactured by the Reeves Steel and Manufacturing Company of Dover, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation 591, it is ordered:

(a) *Adjustment of maximum prices for the Reeves Steel and Manufacturing Company of Dover, Ohio.* The Reeves Steel and Manufacturing Company may increase its properly established maximum prices for its line of air tight wood heaters, spouting, stove pipe and elbows, furnace pipe and fittings and wall ties in effect on April 15, to each class of purchaser by 8.6 percent.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the Reeves Steel and Manufacturing Company under this Order shall be his maximum price to each class of purchaser in effect on April 15, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the Reeves Steel and Manufacturing Company under this order.

(c) *Notification to all purchasers.* The Reeves Steel and Manufacturing Company shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 428 under Section 16 of Maximum Price Regulation No. 591 provides for an 8.6 percent increase in net prices for sales of Air Tight wood heaters, spouting, stove pipe and elbows, furnace pipe and fittings, and wall ties, manufactured by the Reeves Steel and Manufacturing Company of Dover, Ohio. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.

(d) *Reports.* On or before September 15, 1946 the Reeves Steel and Manufacturing Company, shall file with Prefabrication and Building Equipment Branch, Office of Price Administration, Washington 25, D. C., a report giving the following information:

1. Profit and loss statements covering over-all operations which show complete analyses of cost of goods sold and general, selling and administrative expenses for the five month period ended May 31, 1946, and for the three months' period ended August 31, 1946.

2. Balance sheets and analyses of surplus for the above periods.

(e) All requests not granted in this order are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 428 shall become effective April 16, 1946.

Issued this 16th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6402; Filed, Apr. 16, 1946; 4:25 p. m.]

[MPR 188, Revocation of Order 351]

WAR ALARM CLOCKS

MAXIMUM PRICES FOR SALES AUTHORIZED BY THE WAR PRODUCTION BOARD

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:* Order No. 351 under § 1499.159b of Maximum Price Regulation No. 188 is revoked subject to the provisions of Supplementary Order No. 40.

This order of revocation shall become effective on the 22d day of April 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6451; Filed, Apr. 17, 1946; 11:38 a. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

Correction

In Federal Register Document 46-6231, appearing on page 4221 of the issue for Tuesday, April 16, 1946, R. S. 4468 in the first paragraph should read "4488", and in the first paragraph under the headnote "Lifeboats" Dwg. No. 2857 should read "Dwg. No. 2657".

APR 22 '46

APR 22 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 77

Washington, Friday, April 19, 1946

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

EXEMPTIONS FROM CLASSIFICATION

The following paragraph is added to § 27.2 (c) (2) *Exemptions from classification* (11 F.R. 1424, 3469):

Further exemptions have been agreed upon between the Commission and the employing establishment as follows:

Position	*Effective date*
Chief National Bank Examiner, Office of the Comptroller of the Currency, Treasury Department.	Apr. 19, 1946
Assistant Chief National Bank Examiner, Office of the Comptroller of the Currency, Treasury Department.	Apr. 19, 1946
District Chief National Bank Examiner, Office of the Comptroller of the Currency, Treasury Department.	Apr. 19, 1946
National Bank Examiner, Office of the Comptroller of the Currency, Treasury Department.	Apr. 19, 1946
Assistant National Bank Examiner, Office of the Comptroller of the Currency, Treasury Department.	Apr. 19, 1946

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

APRIL 16, 1946.

[F. R. Doc. 46-6570; Filed, Apr. 18, 1946; 11:59 a. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 144, Amdt. 5]

PART 1416—GRAIN

EXEMPTION FOR WHEAT SOLD UNDER EMERGENCY WHEAT PURCHASE PROGRAM

Correction

In FEDERAL REGISTER document 46-6385 appearing on page 4289 of the issue for Thursday, April 18, 1946, paragraph (a) (18) should read as follows:

(18) "Elevator operator" means a person who owns or operates a grain elevator, warehouse, or barge-loading or car-loading facility and who receives grain for resale, from producers or truckers in wagon or truck lots.

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial No. 362]

PART 228—FREE AND REDUCED-RATE TRANSPORTATION

FREE TRAVEL FOR POSTAL EMPLOYEES

At a session of the Civil Aeronautics Board held at its office in Washington, D. C. on the 12th day of April 1946. (Amendment No. 6 of § 228.1 of the Economic Regulations)

The Civil Aeronautics Board, acting pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 205 (a) and 405 (m) thereof, hereby makes and promulgates the following regulation:

Effective immediately, subparagraphs (3) and (6) of paragraph (a) of § 228.1 of the Economic Regulations, as amended, are hereby amended to read as follows:

§ 228.1 *Free travel for postal employees*—(a) *Postal employees to be carried free.* • • •

(3) The Assistant Postmaster General who at the time has jurisdiction over all the air mail service, his confidential assistant, and his Deputy Assistant Postmaster General.

• • • • • •

(6) The Superintendent, Thirteenth Division, Railway Mail Service, located at Seattle, Washington, and the Chief Clerk and Assistant Chief Clerk, Railway Mail Service, located at Anchorage, Alaska, when travelling between Seattle, Washington and Alaska or within Alaska on official business relating to the transportation of mail by aircraft to, from and within Alaska.

(Sec. 205 (a), 52 Stat. 984, 49 U.S.C. 425 (a); sec. 405 (m), 52 Stat. 997, 49 U.S.C. 485 (m))

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-6541; Filed, Apr. 18, 1946; 10:50 a. m.]

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

PROPERTY OF SIAM AND NATIONALS THEREOF

APRIL 19, 1945.

General License No. 96 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

§ 131.96 *Property of Siam and of nationals thereof generally licensed.*—(a) *Property of Siam and of nationals thereof licensed.* Any property which is subject to the proviso of paragraph (a) of § 131.94 (General License No. 94) solely by reason of the interest therein of Siam (Thailand) for any national thereof is hereby licensed to be regarded as property in which no blocked country or national thereof has or has had any interest.

(b) *Application of section to certain nationals.* This section shall not apply with respect to any national of Siam who is a national of a blocked country other than Siam: *Provided, however,* That for the purpose only of this section the following shall be deemed to be nationals only of Siam:

(1) Any individual residing in Siam except (i) any individual who was within a country licensed by § 131.94 (General License No. 94) on the effective date thereof as to that country, (ii) any individual who on December 7, 1945, was within a blocked country excepted from § 131.94 (General License No. 94), and (iii) any citizen or subject of Germany or Japan who at any time on or since December 7, 1941 has been within the territory of either such country or within any other territory while it was designated as "enemy territory" under General Ruling No. 11;

(2) Any partnership, association, corporation, or other organization organized under the laws of Siam, unless, by reason of the interest of persons not licensed hereby, it is a national of a blocked country other than Siam.

(c) *Definition.* As used in this section, the term "blocked country" shall be deemed to include countries licensed by § 131.93 (General License No. 94).

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and February 19, 1946)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-6550; Filed, Apr. 18, 1946; 11:14 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 903—DELEGATIONS OF AUTHORITY

[Directive 41, as Amended Apr. 17, 1946]

PREFERENCE RATING AUTHORITY OF THE ARMY AND NAVY MUNITIONS BOARD, MARITIME COMMISSION AND WAR SHIPPING ADMINISTRATION

§ 903.154 *Directive 41.*—(a) *Purpose and effect.* The purpose of this directive is to delegate to and define the authority of the Army and Navy Munitions Board, Maritime Commission and War Shipping Administration with respect to the assignment of MM preference ratings. This directive, as amended, does not affect the validity of MM ratings properly assigned under it before it was amended.

(b) *Priorities instructions of the Army and Navy Munitions Board.* The Army and Navy Munitions Board, after approval by the Civilian Production Administration, may issue instructions governing the assignment of preference ratings within limits prescribed by CPA Priorities Policy Decisions covering contracts, purchase orders and other similar procurement documents for the delivery of materials (including products, commodities, equipment, accessories, parts or assemblies) to or for the account of:

(1) The Army (including the Panama Canal) and the Navy (including the Marine Corps and the Coast Guard).

(2) U. S. Army and Marine Corps Post Exchanges, U. S. Navy and Coast Guard Ships Service Departments, War Shipping Administration Training Organization Ships Service Activities, all for overseas or shipboard use only (except for specified quantities of items as specifically approved for domestic use in CPA Priorities Policy Decisions).

(3) The following agencies of the Federal Government: Coast and Geodetic Survey, National Advisory Committee on Aeronautics, Civil Aeronautics Administration (only for activities performed at the request or under the sponsorship of the Army or Navy), Selective Service System, Office of Scientific Research and Development, Weather Bureau, U. S. Soldiers Home (Washington, D. C.).

(4) American Red Cross and United Service Organizations, Inc., activities directly connected with military personnel overseas.

(c) *Deliveries which may be rated MM by the ANMB.* The Army and Navy Munitions Board may assign MM preference ratings to:

(1) Deliveries in fulfillment of contracts and purchase orders of the kinds described in paragraph (b), including deliveries of material to be incorporated in construction, but only if the construction is covered by subparagraphs (2) through (5) below. All other construction will be rated only by the Civilian Production Administration, even though the facilities when completed will be owned, leased or operated by the Army or Navy or other agency mentioned in paragraph (b).

(2) Command construction; that is the following types of projects ordered built by either the Chief of Staff, U. S. Army, or the Chief of Naval Operations, U. S. Navy: air fields; military housing; facilities for the repair of finished items of munitions; ports and depots; overseas or theatre of operations construction; seacoast fortifications; military hospitals; maneuvering, training and staging areas and proving grounds; and Manhattan District project.

(3) Army engineers construction for the Veterans Administration; that is Veterans Administration construction projects and remodelling of buildings to be leased to the Veterans Administration for use as regional or branch offices, where the Administrator of Veterans Affairs has requested the Army Engineers to do the construction, or remodelling.

(4) Panama Canal construction; that is, projects (other than command construction) which are owned by the Panama Canal.

NOTE: Subparagraph (5) formerly (6), redesignated Apr. 17, 1946. Former subparagraph (5) deleted Apr. 17, 1946.

(5) NACA construction; that is construction projects of the National Advisory Committee on Aeronautics which are required for aeronautical development and research as directed by the Army Air Forces or Bureau of Aeronautics of the Navy.

(d) *Deliveries which may be rated MM by the Maritime Commission and the War Shipping Administration.* The

Maritime Commission and War Shipping Administration may assign MM preference ratings to the deliveries specified in paragraphs (1) through (4) below within limits prescribed by CPA Priorities Policy Decisions, and only upon individual applications which show that the materials or equipment cannot be obtained without priorities assistance by the latest date and in the minimum quantity practicable:

(1) *Ships' stores.* Deliveries to or for the account of the Maritime Commission or War Shipping Administration of ships' stores for use on shipboard;

(2) *Maintenance and repair of ships.* Deliveries to private ship repair yards of materials and equipment needed for immediate incorporation into ships under the control of the Maritime Commission or War Shipping Administration which are being repaired in the yards;

(3) *Ship yard inventories.* Deliveries to private ship repair yards for inventory purposes of the kinds of material normally stocked in the minimum quantities necessary for the repair and maintenance of ships under the control of the Maritime Commission or War Shipping Administration; and

(4) *Ship construction and conversion.* Deliveries of materials and equipment to be incorporated into ships which are being constructed, outfitted or converted under contracts with the Maritime Commission or War Shipping Administration.

(e) *Restrictions on rating authority.* (1) Any preference rating certificate which assigns a rating to the delivery of tires or tubes shall before issuance be reviewed and approved by the Civilian Production Administration.

(2) [Deleted Apr. 17, 1946.]

(f) *Redelegation of authority to assign ratings.* The authority delegated to the Army and Navy Munitions Board in paragraph (c) may be redelegated by the Board only to authorized officials of the agencies enumerated in paragraphs (b) (1), (b) (2) and (b) (3). The authority delegated to the Maritime Commission and War Shipping Administration in paragraph (d) may be redelegated by them only to authorized officials of those agencies.

(g) *Method of assigning ratings.* (1) [Deleted Sept. 12, 1945.]

(2) Preference ratings assigned under this directive shall be assigned on Form WPB-542, or as prescribed in subparagraph (3) below.

(3) When any Government agency having the authority assigns a preference rating to deliveries to be made to or for its account, it may do so by placing the rating on the purchase order or contract and endorsing the order or contract with a certification substantially as follows: "By authority of the Civilian Production Administration the preference ratings indicated are assigned to the deliveries on this purchase order or contract." This certification may be placed on a purchase order or contract by means of a rubber stamp or printed on the order or contract form. The certification need not be signed separately if the purchase order or contract is signed by an official who is authorized to assign the ratings on behalf of the agency which is placing the order or contract. This method of assigning the rating may not be used when the assignment of the rating is subject to review and approval by the Civilian Production Administration before issuance.

(4) [Deleted Apr. 17, 1946.]

(5) Every rating assigned under this directive on a form or certification shall be assigned in the manner prescribed therein without attaching any further conditions or qualifications, except that in approving any Form WPB-542 for tires or tubes the Civilian Production Administration may limit the use of the rating to a specific make of tire or tube, or may provide that delivery may only be obtained from a specified supplier.

(h) *Application and extension of ratings.* Ratings assigned under this directive may be applied and extended only in accordance with applicable regulations of the Civilian Production Administration.

(i) [Deleted Sept. 12, 1945.]

(j) *Authority to change destination of shipments or to allot materials.* Specific authority to issue on Form GA-209 instructions to contractors and subcontractors for change in destination of shipments of items being produced for Army or Navy programs, or authority to allot specific materials for specified purposes, may be delegated from time to time to officers of the Army and Navy respectively, by the Civilian Production Administrator or Director of the Bureau of Reconversion Priorities of the Civilian Production Administration.

(k) *Directives and delegations of authority superseded.* This directive supersedes Directives 23, 31 and 32 and all individual delegations of authority to assign preference ratings which have heretofore been issued by officials of the War Production Board or Civilian Production Administration to the Army and Navy Munitions Board or to any service of the Army, to the Army Air Forces or to any Bureaus of the Navy or Maritime Commission or to the War Shipping Administration.

(l) [Deleted Apr. 1, 1946.]

Issued this 17th day of April 1946.

JOHN C. HOUSTON, Jr.,
Director,
Bureau of Reconversion Priorities.

[F. R. Doc. 46-6512; Filed, Apr. 17, 1946; 11:20 a. m.]

Chapter XI—Office of Price Administration

[RMPR 208, Amdt. 12]

PART 1389—APPAREL

MAXIMUM PRICES FOR STAPLE WORK CLOTHING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 208 is amended in the following respects:

1. The first sentence of section 2.2 is amended to read as follows:

SEC. 2.2 *List prices (Rule 1).* The ceiling price for a garment priced under this section is the "base price," determined under paragraph (a) below, multiplied by the applicable percentage listed in Appendix B.

2. The first sentence of section 2.3 (b) is amended to read as follows:

(b) *How to calculate the ceiling price.* The ceiling price for a garment priced under this section is the formula price, determined under (1) below, multiplied by the applicable percentage listed in Appendix B.

3. In the example in section 2.3 (d), the sixth, seventh, and eighth lines following the table are amended to read as follows:

Adjustment from Appendix B:[1]
1.28 x $12.48: $15.97 ceiling price reported.

4. Footnote 1 to the example in section 2.3 (d) is amended to read as follows:

[1] The adjustment of 1.28 assumes that the base prices of Lot Nos. 991 and 807 were established pursuant to a price list issued after January 1, 1942. Accordingly, Part A of Column 3 of the table in Appendix B is applicable.

5. The first sentence of section 2.4 (b) is amended to read as follows:

(b) *How to calculate the ceiling price.* The ceiling price for a garment priced under this section is the formula price, determined under (1) below, multiplied by the applicable percentage listed in Appendix B.

6. In the example in section 2.4 (c), Line Nos. 6 and 7 are amended to read as follows:

Adjustment from Appendix B:[2]
1.28 x $16.65½: $21.31½ ceiling price for Lot No. 669.

7. Footnote 2 to the example in section 2.4 (c) is amended to read as follows:

[2] The adjustment of 1.28 assumes that the base price of Lot No. 667 was established pursuant to a price list issued after January 1, 1942. Accordingly, Part A of Column 3 of the Table in Appendix B is applicable.

8. Section 2.6 is amended to read as follows:

SEC. 2.6 *Maximum prices in other cases (Rule 5).* (a) The maximum price of a garment of staple work clothing which cannot be priced under Rules 1, 2, 3 or 4 shall be a price, in line with the level of prices established by this regulation, determined by the Office of Price Administration upon application by the seller. The application shall be filed with the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., setting forth the following:

(1) Description of body material (including type, weight, width, finish, net cost per yard, and the source of supply).

(2) Size range in which the garment is to be made.

(3) Number of yards per dozen used in fabricating the garment.

(4) Lot number of the garment.

(5) Requested prices, terms and discounts to each class of trade.

(6) Names of three competitors, and their prices to the same class of trade for similar garments made of the same body material.

(7) A sample of the garment.

Pending action on such an application, a person must not sell or deliver the garment except in accordance with the provisions of section 5.6 (b) (Adjustable pricing agreements).

(b) In connection with any order issued under this section, the maximum price of a garment which is the same as a garment specifically priced in such order, except for the substitution of body material, shall be a price calculated in accordance with the formula set forth in section 2.4 (Rule 3). The definitions and reporting requirements of that section shall be applicable to prices determined under this paragraph. (However, this paragraph shall not be applicable in those instances in which the order issued under this section contains a formula similar to that provided in section 2.4.)

(c) Maximum prices authorized by orders issued under this section prior to April 15, 1946, may be adjusted in accordance with the table set forth below. In order to determine the amount of the adjustment applicable to a particular garment, you must know the effective date of the order and the body material used in the garment. The adjustment may then be derived from the table by finding, for the body material used in the garment, the "percentage multiplier" applicable for the period in which the order was first effective. The new maximum price is calculated by multiplying the price originally authorized by the applicable percentage multiplier.

For example: An order under section 2.6 issued and effective November 17, 1945, established for the M Manufacturing Company the following maximum prices:

Lot No. 1, men's 8 oz. sanforized denim pant ---------- $12.48
Lot No. 2, men's 1.65 sanforized covert one-piece work suit ---------- 16.70

Inasmuch as the order was issued between September 1, 1944, and December 1, 1945, M determines the adjustment from column 4 of the table below. The percentage multipliers for 8 oz. sanforized denim and 1.65 sanforized pants covert listed in column 4 are 1.24 and 1.30, respectively. Accordingly, M's new maximum price for Lot No. 1 is $12.48 x 1.24, or $15.47½; M's ceiling for Lot No. 2 is $21.71 ($16.70 x 1.30), plus 4% of $21.71, or $22.58 (see the note following the table).

PERCENTAGE MULTIPLIERS

Column 1	Column 2		Column 3	Column 4	Column 5
Body material	Weight and finish		Orders issued prior to Sept. 1, 1944	Orders issued between Sept. 1, 1944 and Dec. 1, 1945	Orders issued between Dec. 1, 1945 and April 15, 1946
	Mill finish	Sanf.			
Denims: solid colors and stripes	3.00 2.45 2.20 8 oz. 9 oz. 10 oz. 10 oz.	2.70 2.20 8 oz. 9 oz. 10 oz. 11 oz.	1.31	1.24	1.19
	All other weights		1.28	1.21	1.16
Ducks and pinstripes	All weights		1.28	1.28	1.28
Pinchecks	All weights		1.28	1.28	1.21
Fine and coarse yarn shirting chambrays	3.90 3.20	3.60 2.90	1.34	1.24	1.21
	All other weights		1.31	1.21	1.18
Sheeting and cheviots	All weights		1.31	1.31	1.31
Fine and coarse yarn shirting coverts	3.60 3.20	3.60 2.40	1.34	1.24	1.21
	All other weights		1.31	1.26	1.18
Jeans		2.85	1.25	1.25	1.25
	All other weights		1.25	1.25	1.25
Carded poplins	2.00 to 3.75 yd. incl.		1.22	1.22	1.22
	All other weights		1.25	1.25	1.25
Drills	2.50 to 3.25 yd. incl.		1.22	1.22	1.22
	All other weights		1.26	1.26	1.26
Twills, carded or combed	Gov't. types I, II, III and V		1.23	1.23	1.23
	2.00 yd. and heavier (except Gov't. types I, II, III and V) 6 oz. shirting twills.		1.32	1.32	1.32
	Lighter than 2.00 yd. and up to 3.00 yd. inc.		1.29	1.29	1.29
	All other twills		1.26	1.26	1.26
Pants coverts		2.40	1.23	1.23	1.23
		2.00 1.65	1.30	1.30	1.23
	All other weights		1.27	1.27	1.20
Whipcords		1.45-1.66	1.26	1.26	1.20
	All other weights		1.23	1.23	1.17
Moleskins, black and white and plain	All weights		1.27	1.27	1.27
Cottonades	All weights		1.27	1.27	1.20

NOTE: In addition to the multipliers set forth above, the maximum price so found for the following garment classifications may be increased by the percentage amount indicated below:

	Percent
Coats and jackets lined with cotton blanket material	6
One-piece work suits	4

9. Section 5.9 is amended to read as follows:

SEC. 5.9 *How this regulation may be amended.* Any person who seeks a modification of any provision of this regulation may file a petition for amendment of general applicability in accordance with Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

10. Appendix B is amended to read as follows:

APPENDIX B—ADJUSTMENTS TO BE MADE IN BASE PRICES OF GARMENTS PRICED UNDER SECTION 2.2 AND IN FORMULA PRICES OF GARMENTS PRICED UNDER SECTIONS 2.3 AND 2.4.

The amount of the adjustment to be made in the base price of a garment being priced under section 2.2 (Rule 1), or in the formula price of a garment being priced under section 2.3 (Rule 2) or 2.4 (Rule 3), to find its ceiling price, is given in the table below. The amount of the adjustment is dependent on the following three factors:

(a) The body material of which the garment is made (column 1).

(b) The weight and finish of the particular body material (column 2).

(c) The date of the "last issued written price list" pursuant to which the base prices were established for garments priced under section 2.2 (column 3). If the base prices for garments priced under section 2.2 were established pursuant to a price list issued on or after January 1, 1942, the seller must use Part A of column 3. If they were established pursuant to a price list issued prior to January 1, 1942, he uses Part B.

The maximum price for a garment is obtained by multiplying the base or formula price by the percentage indicated in the table below.

NOTE: For garments made from jean, drill, twill or poplin materials purchased after September 17, 1945, which were sold and delivered on an adjustable pricing basis, instead of taking the applicable adjustments listed in the table below, you are limited to the adjustments shown in the Table II (as revised by Amendment 11, issued April 9, 1946) which was part of this Appendix prior to April 17, 1946.

Example 1. Manufacturer X has determined a base price for his 8 oz. (2.00 yd.) sanforized denim dungaree, under Rule 1, of $10.80 per dozen. This base price was derived from a price list issued March 6, 1942.

X consults Part A of the table (since the base price was established pursuant to a price list issued after January 1, 1942) and finds that the adjustment listed for 8 oz. (2.00 yd.) sanforized denim is 1.28. 1.28 x $10.80 gives $13.82 per dozen as the maximum price for this dungaree.

Example 2. Manufacturer Y desires to find his maximum price for a men's 1.65 sanforized covert work pant. Under section 2.3 (Rule 3), he has found a formula price of $17.42 per dozen for this garment. The base price under section 2.2 of the whipcord work pant which was used in arriving at the Rule 3 price of $17.42 was established by a price list issued December 20, 1941.

The adjustment listed in Part B of Column 3 for 1.65 sanforized covert is 1.25. 1.25 x $17.42 gives $21.77½ as the maximum price for this lot number.

Example 3. Manufacturer Z has determined a base price for his 2.20 sanforized denim one-piece work suit, under Rule 1, of $29.00 per dozen. This base price was derived from a price list issued March 10, 1942.

The adjustment listed in Part A of Column 3 for 2.20 sanforized denim is 1.28, $29.00 multiplied by 1.28 equals $37.12. Inasmuch as this is a one-piece work suit, according to the note to the table, Z takes 4% of $37.12 (or $1.48) and adds this amount to $37.12. Therefore, Z's maximum price for this garment is $37.12 plus $1.48, or $38.60 per dozen.

Example 4. Manufacturer A has determined a base price for his 2.85 sanforized jean shirt, under Rule 1, of $13.00 per dozen. This base price was derived from a price list issued March 5, 1942.

Between December 10, 1945 and April 17, 1946, A sold and delivered quantities of this shirt (which was made from fabrics purchased after September 17, 1945) at the ceiling price in effect on July 1, 1945, and reserved

Administration may assign such preference ratings to the deliveries specified in paragraphs (1) through (4) below within limits prescribed by CPA Priorities Policy Decisions, and only upon individual applications which show that the materials or equipment cannot be obtained without priorities assistance by the latest date and in the minimum quantity practicable:

(1) *Ships' stores.* Deliveries to or for the account of the Maritime Commission or War Shipping Administration of ships' stores for use on shipboard;

(2) *Maintenance and repair of ships.* Deliveries to private ship repair yards of materials and equipment needed for immediate incorporation into ships under the control of the Maritime Commission or War Shipping Administration which are being repaired in the yards;

(3) *Ship yard inventories.* Deliveries to private ship repair yards for inventory purposes of the kinds of material normally stocked in the minimum quantities necessary for the repair and maintenance of ships under the control of the Maritime Commission or War Shipping Administration; and

(4) *Ship construction and conversion.* Deliveries of materials and equipment to be incorporated into ships which are being constructed, outfitted or converted under contracts with the Maritime Commission or War Shipping Administration.

(e) *Restrictions on rating authority.* (1) Any preference rating certificate which assigns a rating to the delivery of tires or tubes shall before issuance be reviewed and approved by the Civilian Production Administration.

(2) [Deleted Apr. 17, 1946.]

(f) *Redelegation of authority to assign ratings.* The authority delegated to the Army and Navy Munitions Board in paragraph (c) may be redelegated by the Board only to authorized officials of the agencies enumerated in paragraphs (b) (1), (b) (2) and (b) (3). The authority delegated to the Maritime Commission and War Shipping Administration in paragraph (d) may be redelegated by them only to authorized officials of those agencies.

(g) *Method of assigning ratings.* (1) [Deleted Sept. 12, 1945.]

(2) Preference ratings assigned under this directive shall be assigned on Form WPB–542, or as prescribed in subparagraph (3) below.

(3) When any Government agency having the authority assigns a preference rating to deliveries to be made to or for its account, it may do so by placing the rating on the purchase order or contract and endorsing the order or contract with a certification substantially as follows: "By authority of the Civilian Production Administration the preference ratings indicated are assigned to the deliveries on this purchase order or contract." This certification may be placed on a purchase order or contract [illegible] tification need not be signed separately if the purchase order or contract is signed by an official who is authorized to assign the ratings on behalf of the agency which is placing the order or contract. This method of assigning the rating may not be used when the assignment of the rating is subject to review and approval by the Civilian Production Administration before issuance.

(4) [Deleted Apr. 17, 1946.]

(5) Every rating assigned under this directive on a form or certification shall be assigned in the manner prescribed therein without attaching any further conditions or qualifications, except that in approving any Form WPB–542 for tires or tubes the Civilian Production Administration may limit the use of the rating to a specific make of tire or tube, or may provide that delivery may only be obtained from a specified supplier.

(h) *Application and extension of ratings.* Ratings assigned under this directive may be applied and extended only in accordance with applicable regulations of the Civilian Production Administration.

(i) [Deleted Sept. 12, 1945.]

(j) *Authority to change destination of shipments or to allot materials.* Specific authority to issue on Form GA–209 instructions to contractors and subcontractors for change in destination of shipments of items being produced for Army or Navy programs, or authority to allot specific materials for specified purposes, may be delegated from time to time to officers of the Army and Navy respectively, by the Civilian Production Administrator or Director of the Bureau of Reconversion Priorities of the Civilian Production Administration.

(k) *Directives and delegations of authority superseded.* This directive supersedes Directives 23, 31 and 32 and all individual delegations of authority to assign preference ratings which have heretofore been issued by officials of the War Production Board or Civilian Production Administration to the Army and Navy Munitions Board or to any service of the Army, to the Army Air Forces or to any Bureaus of the Navy or Maritime Commission or to the War Shipping Administration.

(l) [Deleted Apr. 1, 1946.]

Issued this 17th day of April 1946.

JOHN C. HOUSTON, Jr.,
Director,
Bureau of Reconversion Priorities.

[F. R. Doc. 46–6512; Filed, Apr. 17, 1946; 11:20 a. m.]

Chapter XI—Office of Price Administration

[RMPR 208, Amdt. 12]

PART 1389—APPAREL

MAXIMUM PRICES FOR STAPLE WORK CLOTHING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

1. The first sentence of section 2.2 is amended to read as follows:

SEC. 2.2 *List prices (Rule 1).* The ceiling price for a garment priced under this section is the "base price," determined under paragraph (a) below, multiplied by the applicable percentage listed in Appendix B.

2. The first sentence of section 2.3 (b) is amended to read as follows:

(b) *How to calculate the ceiling price.* The ceiling price for a garment priced under this section is the formula price, determined under (1) below, multiplied by the applicable percentage listed in Appendix B.

3. In the example in section 2.3 (d) the sixth, seventh, and eighth lines following the table are amended to read as follows:

Adjustment from Appendix B:[1]
1.28 x $12.48: $15.97 ceiling price reported

4. Footnote 1 to the example in section 2.3 (d) is amended to read as follows:

[1] The adjustment of 1.28 assumes that the base prices of Lot Nos. 991 and 807 were established pursuant to a price list issued after January 1, 1942. Accordingly, Part A of Column 3 of the table in Appendix B is applicable.

5. The first sentence of section 2.4 (b) is amended to read as follows:

(b) *How to calculate the ceiling price.* The ceiling price for a garment priced under this section is the formula price, determined under (1) below, multiplied by the applicable percentage listed in Appendix B.

6. In the example in section 2.4 (c), Line Nos. 6 and 7 are amended to read as follows:

Adjustment from Appendix B:[2]
1.28 x $16.65½: $21.31½ ceiling price for Lot No. 669.

7. Footnote 2 to the example in section 2.4 (c) is amended to read as follows:

[2] The adjustment of 1.28 assumes that the base price of Lot No. 667 was established pursuant to a price list issued after January 1, 1942. Accordingly, Part A of Column 3 of the Table in Appendix B is applicable.

8. Section 2.6 is amended to read as follows:

SEC. 2.6 *Maximum prices in other cases (Rule 5).* (a) The maximum price of a garment of staple work clothing which cannot be priced under Rules 1, 2, 3 or 4 shall be a price, in line with the level of prices established by this regulation, determined by the Office of Price Administration upon application by the seller. The application shall be filed with the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., setting forth the following:

(1) Description of body material (including type, weight, width, finish, net cost per yard, and the source of supply).

(2) Size range in which the garment is to be made.

(3) Number of yards per dozen used in fabricating the garment.

(4) Lot number of the garment.

(5) Name of the garment.

(6) Names of three competitors, and their prices to the same class of trade for similar garments made of the same body material.

(7) A sample of the garment.

Pending action on such an application, a person must not sell or deliver the garment except in accordance with the provisions of section 5.6 (b) (Adjustable pricing agreements).

(b) In connection with any order issued under this section, the maximum price of a garment which is the same as a garment specifically priced in such order, except for the substitution of body material, shall be a price calculated in accordance with the formula set forth in section 2.4 (Rule 3). The definitions and reporting requirements of that section shall be applicable to prices determined under this paragraph. (However, this paragraph shall not be applicable in those instances in which the order issued under this section contains a formula similar to that provided in section 2.4.)

(c) Maximum prices authorized by orders issued under this section prior to April 15, 1946, may be adjusted in accordance with the table set forth below. In [illegible] garment applicable to a particular garment, you must know the effective date of the order and the body material used in the garment. The adjustment may then be derived from the table by finding, for the body material used in the garment, the "percentage multiplier" applicable for the period in which the order was first effective. The new maximum price is calculated by multiplying the price originally authorized by the applicable percentage multiplier.

For example: An order under section 2.6 issued and effective November 17 1945 established for the M Manufacturing Company the following maximum prices

Lot No. 1, men's 8 oz sanforized denim pant	$12.48
Lot No. 2, men's 1.65 sanforized covert one-piece work suit	16.70

Inasmuch as the order was issued between September 1, 1944, and December 1, 1945, M determines the adjustment from column 4 of the table below. The percentage multipliers for 8 oz. sanforized denim and 1.65 sanforized pants covert listed in column 4 are 1.24 and 1.30, respectively. Accordingly, M's new maximum price for Lot No. 1 is $12.48 x 1.24, or $15.47½; M's ceiling for Lot No. 2 is $21.71 ($16.70 x 1.30), plus 4% of $21.71, or $22.58 (see the note following the table).

PERCENTAGE MULTIPLIERS

Column 1 Body material	Column 2 Weight and finish		Column 3 Orders issued prior to Sept. 1, 1944	Column 4 Orders issued between Sept. 1, 1944 and Dec. 1, 1945	Column 5 Orders issued between Dec. 1, 1945 and April 15, 1946
	Mill finish	Sanf.			
Denims, solid colors and stripes	3.00	2.70			
	2.45	2.20			
	2.20	8 oz.			
	8 oz.	9 oz.	1.31	1.24	1.19
	9 oz.	10 oz.			
	10 oz.	11 oz.			
	All other weights		1.28	1.21	1.16
Ducks and pinstripes	All weights		1.28	1.28	1.28
Pinchecks	All weights		1.28	1.28	1.21
Fine and coarse yarn shirting chambrays	3.90	3.60			
	3.20	2.90	1.34	1.24	1.21
	All other weights		1.31	1.21	1.18
Sheeting and cheviots	All weights		1.31	1.31	1.31
Fine and coarse yarn shirting coverts	3.90	3.60			
	3.20	2.90	1.34	1.24	1.21
	All other weights		1.31	1.26	1.18
Jeans		2.85	1.25	1.25	1.25
	All other weights		1.22	1.22	1.22
Carded poplins	2.00 to 3.75 yd. incl.		1.25	1.25	1.25
	All other weights		1.22	1.22	1.22
Drills	2.50 to 3.25 yd. incl.		1.26	1.26	1.26
	All other weights		1.23	1.23	1.23
Twills, carded or combed	Gov't. types I, II, III and V		1.32	1.32	1.32
	2.00 yd. and heavier (except Gov't. types I, II, III and V) 6 oz. shirting twills		1.29	1.29	1.29
	Lighter than 2.00 yd. and up to 3.00 yd. inc.		1.26	1.26	1.26
	All other twills		1.23	1.23	1.23
Pant-coverts		2.40			
		2.00	1.30	1.30	1.23
		1.65			
	All other weights		1.27	1.27	1.20
Whipcords		1.45–1.60	1.26	1.26	1.20
	All other weights		1.23	1.23	1.17
Moleskins, black and white and plain	All weights		1.27	1.27	1.27
Cottonades	All weights		1.27	1.27	1.20

NOTE: In addition to the multipliers set forth above, the maximum price so found for the following garment classifications may be increased by the percentage amount indicated below:

	Percent
Coats and jackets lined with cotton blanket material	6
One-piece work suits	4

9. Section 5.9 is amended to read as follows:

SEC. 5.9 *How this regulation may be amended.* Any person who seeks a modification of any provision of this regulation may file a petition for amendment of general applicability in accordance with Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

10. Appendix B is amended to read as follows:

BASE PRICES OF GARMENTS PRICED UNDER SECTION 2.2 AND IN FORMULA PRICES OF GARMENTS PRICED UNDER SECTIONS 2.3 AND 2.4.

The amount of the adjustment to be made in the base price of a garment being priced under section 2.2 (Rule 1), or in the formula price of a garment being priced under section 2.3 (Rule 2) or 2.4 (Rule 3), to find its ceiling price, is given in the table below. The amount of the adjustment depends on the following three factors:

(a) The body material of which the garment is made (column 1).

(b) The weight and finish of the particular body material (column 2).

(c) The date of the last issued written price list pursuant to which the base prices were established for garments priced under section 2.2 (column 3). If the base prices for garments priced under section 2.2 were established pursuant to a price list issued on or after January 1, 1942 the seller must use Part A of column 3. If they were established pursuant to a price list issued prior to January 1, 1942, he uses Part B.

The maximum price for a garment is obtained by multiplying the base or formula price by the percentage indicated in the table below.

NOTE: For garments made from jean, drill, twill or poplin materials purchased after September 17, 1945, which were sold and delivered on an adjustable pricing basis, instead of taking the applicable adjustments listed in the table below, you are limited to the adjustments shown in the Table II (as revised by Amendment 11, issued April 9, 1946) which was part of this Appendix prior to April 17, 1946.

Example 1. Manufacturer X has determined a base price for his 8 oz. (2.00 yd.) sanforized denim dungaree, under Rule 1, of $10.80 per dozen. This base price was derived from a price list issued March 6, 1942.

X consults Part A of the table (since the base price was established pursuant to a price list issued after January 1, 1942) and finds that the adjustment listed for 8 oz. (2.00 yd.) sanforized denim is 1.28. 1.28 x $10.80 gives $13.82 per dozen as the maximum price for this dungaree.

Example 2. Manufacturer Y desires to find his maximum price for a men's 1.65 sanforized covert work pant. Under section 2.3 (Rule 3), he has found a formula price of $17.42 per dozen for this garment. The base price under section 2.2 of the whipcord work pant which was used in arriving at the Rule 3 price of $17.42 was established by a price list issued December 20, 1941.

The adjustment listed in Part B of Column 3 for 1.65 sanforized covert is 1.25. 1.25 x $17.42 gives $21.77½ as the maximum price for this lot number.

Example 3. Manufacturer Z has determined a base price for his 2.20 sanforized denim one-piece work suit, under Rule 1, of $29.00 per dozen. This base price was derived from a price list issued March 10, 1942.

The adjustment listed in Part A of Column 3 for 2.20 sanforized denim is 1.28, $29.00 multiplied by 1.28 equals $37.12. Inasmuch as this is a one-piece work suit, according to the note to the table, Z takes 4% of $37.12 (or $1.48) and adds this amount to $37.12. Therefore, Z's maximum price for this garment is $37.12 plus $1.48, or $38.60 per dozen.

Example 4. Manufacturer A has determined a base price for his 2.85 sanforized jean shirt, under Rule 1, of $13.00 per dozen. This base price was derived from a price list issued March 5, 1942.

Between December 10, 1945 and April 17, 1946, A sold and delivered quantities of this shirt (which was made from fabrics purchased after September 17, 1945) at the ceiling price in effect on July 1, 1945, and reserved

the right to collect the difference, if any, between that ceiling and any higher ceiling which may thereafter be established by the Office of Price Administration. By virtue of the note set forth above, A may not collect on these contracts the difference between his July 1, 1945, ceiling and $16.12 ($13.00 times 1.24, the adjustment listed for 2.85 jean in the table below). He is limited to the difference between his July 1, 1945, ceiling and $13.05 ($13.00 plus [0.175 cents, the adjustment listed in Table II as revised by Amendment 11, times 29.5 yards, the yardage consumed per dozen shirts]).

TABLE OF ADJUSTMENTS

Column 1	Column 2		Column 3	
	Weight and finish		Part A	Part B
Body material	Mill finish	Sanf.	Price list issued on or after Jan. 1, 1942	Price list issued prior to Jan. 1, 1942
Denims (solid colors and stripes)	3.00	2.70	1.28	1.31
	2.45	2.20		
	2.20	8 oz.		
	8 oz.	9 oz.		
	9 oz.	10 oz.		
	10 oz.	11 oz.		
	All other weights		1.25	1.28
	All weights		1.25	1.28
Ducks, pinchecks and pinstripes	3.90	3.60	1.32	1.34
Fine and coarse yarn shirting chambrays and coverts	3.20	2.90		
	All other weights		1.29	1.31
	All weights		1.29	1.31
Sheetings and cheviots		2.85	1.24	1.25
Jeans	All other weights		1.21	1.22
	All weights		1.24	1.25
Carded poplins	2.00 to 3.75 incl		1.21	1.22
	All other weights		1.24	1.26
Drills	2.50 to 3.25 incl		1.21	1.23
	All other weights		1.30	1.32
Twills, carded or combed	Gov't. types I, II, III and V		1.27	1.27
	Gov't. type IV 6 oz. shirting twill 2.00 and heavier (except Gov't. types I, II, III and V)		1.24	1.24
	Lighter than 2.00 and up to 3.00, incl.		1.21	1.21
	All other weights			
Pants coverts		2.40	1.27	1.30
		2.60		
		1.65		
	All other weights		1.24	1.27
Whipcords		1.45–1.66	1.24	1.25
	All other weights		1.21	1.23
Moleskins (black and white and plain) and cottonades	All weights		1.24	1.27

NOTE: In addition to the amounts set forth above, the maximum price so found for the following garment classifications may be increased by the percentage amount indicated below:

	Percent
Coats and jackets lined with cotton blanked material	6
One-piece work suits	4

11. The second undesignated paragraph of section 6.2 (b) is deleted.

12. The table of "Retail Ceiling Prices" in section 6.2 (c) is amended to read as follows:

RETAIL CEILING PRICES—MEN'S BIB OVERALLS AND OVERALL JACKETS

[A jacket has the same maximum price as a bib overall of the same material]

Fabric	Weight in yards per pound and ounces per yard	Finish	Part 1	Sale by group II retail seller	
			Sale by group I retail seller	Part 2	Part 3
				Bought from manufacturer	Bought at wholesale
Denim	2.00 (8 oz.)	Shrunk	$2.01	$2.54	$2.58
	2.00 (8 oz.)	Unshrunk	1.93	2.44	2.49
	2.20 (7¼ oz.)	Shrunk	1.90	2.40	2.45
	2.20 (7¼ oz.)	Unshrunk	1.82	2.31	2.35

MEN'S WAISTBAND OVERALLS OR DUNGAREES

Denim	2.00 (8 oz.)	Shrunk	$1.43	$1.82	$1.84
	2.00 (8 oz.)	Unshrunk	1.38	1.75	1.77
	2.20 (7¼ oz.)	Shrunk	1.36	1.72	1.74
	2.20 (7¼ oz.)	Unshrunk	1.30	1.65	1.67
	2.45 (6½ oz.)	do	1.23	1.57	1.58

13. The third undesignated paragraph of section 6.3 is deleted.

14. The table of "Wholesale Ceiling Prices" in section 6.3 is amended to read as follows:

WHOLESALE CEILING PRICES—MEN'S BIB OVERALLS AND OVERALL JACKETS

[A jacket has the same maximum price as a bib overall of the same material]

Fabric	Weight in yards per pound and ounces per yard	Finish	Maximum price (per dozen)
Denim	2.00 (8 oz.)	Shrunk	$23.17
	2.00 (8 oz.)	Unshrunk	24.26
	2.20 (7¼ oz.)	Shrunk	21.92
	2.20 (7¼ oz.)	Unshrunk	21.03

MEN'S WAISTBAND OVERALLS OR DUNGAREES

Denim	2.00 (8 oz.)	Shrunk	$16.52
	2.00 (8 oz.)	Unshrunk	15.89
	2.20 (7¼ oz.)	Shrunk	15.63
	2.20 (7¼ oz.)	Unshrunk	14.97
	2.45 (6½ oz.)	do	14.18

15. The third undesignated paragraph of section 6.4 is deleted.

16. The table of "Manufacturers' Ceiling Prices" in section 6.4 is amended to read as follows:

MANUFACTURERS' CEILING PRICES—MEN'S BIB OVERALLS AND OVERALL JACKETS

[A jacket has the same maximum price as a bib overall of the same material]

Fabric	Weight in yards per pound and ounces per yard	Finish	Part 1	Part 2
			Sales to group I retail sellers and to wholesalers	Sales to group II retail sellers
Denim	2.00 (8 oz.)	Shrunk	$20.25	$22.75
	2.00 (8 oz.)	Unshrunk	19.47	21.89
	2.20 (7¼ oz.)	Shrunk	19.16	21.54
	2.20 (7¼ oz.)	Unshrunk	18.38	20.66

MEN'S WAISTBAND OVERALLS OR DUNGAREES

Denim	2.00 (8 oz.)	Shrunk	$14.44	$16.31
	2.00 (8 oz.)	Unshrunk	13.89	15.68
	2.20 (7¼ oz.)	Shrunk	13.66	15.44
	2.20 (7¼ oz.)	Unshrunk	13.08	14.80
	2.45 (6½ oz.)	do	12.39	14.03

17. Section 6.5 (b) (3) is revoked.

18. In the examples of labelling in section 6.5 (b) (5), the figures "$2.08" and "$1.14" are amended to read "$2.58" and "$1.30," respectively.

19. In sub-paragraphs (2) and (3) of section 7.2 (a), the figures "$1.61," "$1.64," "$14.88" and "$15.13" are amended to read "$1.90," "$1.93," "$17.33" and "$17.68," respectively.

20. Section 7.3 is amended to read as follows:

SEC. 7.3 *Ceiling prices for sales by manufacturers of thirty yard minimum boys' bib overalls.* Ceiling prices for sales by manufacturers of thirty yard minimum boys' bib overalls shall be as follows:

(1) Location of seller's place of business	(2) Sales to group I retail sellers and to wholesalers	(3) Sales to group II retail sellers
East and central region	$15.14	$17.93
Mountain and Pacific region	15.49	18.28

NOTE: The ceiling price of a thirty yard minimum boys' bib overall which is of substandard quality, i.e., a "second" or "imperfect," is found by taking the ceiling price of a first quality garment found in the table above and deducting 10%.

All prices are f. o. b. seller's place of business, net 30 days. Manufacturers of these garments must also observe the special quota rule set forth in section 2.7.

Sales by manufacturers to any person who is not a wholesaler (as defined in section 3.2) or a Group I or Group II Retail Seller must be made at prices listed in Column (2).

21. In the third and fifth paragraphs of the notice in section 7.4 (a), the figures "$1.61," "$1.64," "$14.88" and "$15.13" are amended to read "$1.90," "$1.93," "$17.33," and "$17.68," respectively.

22. Paragraphs (b) and (c) of Appendix F are amended to read as follows:

(b) The seller should then divide the total of these costs by the total number of garments in all the lots.

(c) Finally, the seller should add to the figure found in (b) an amount equal to the product obtained by multiplying that amount by the percentage listed in Part A of Column 3 of the table in Appendix 3 for the body material of which the garment is made. The resulting figure is the "average supplier's price" for the garment.

Example: X, a Group I retail seller, purchases men's 3.60 sanforized chambray shirts from the Y Manufacturing Company, the Z Company, and the A Company, all bearing the same lot-number. During the period January 1, 1944 to June 30, 1944, X received the following shipments:

	(1) Lots of this garment received (dozen)	(2) Net cost per dozen on each lot	(3) Total net cost
1	120	$8.50	$1,020.00
2	60	8.62½	517.50
3	240	8.75	2,100.00
	420		3,637.50

Column (3) ÷ column (1) = $8.66 per dozen.
X then finds, in Part A of Column 3 of Appendix B that the adjustment applicable to 3.60 sanforized chambray is 1.32. 1.32 x $8.66 equals $11.43.
Accordingly, X's "average supplier's price" for these shirts is $11.43 per dozen.

This amendment shall become effective April 17, 1946.

NOTE: The reporting and record keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6527; Filed, Apr. 17, 1946; 4:20 p. m.]

PART 1378—COMMODITIES OF MILITARY SPECIFICATIONS FOR WAR PROCUREMENT AGENCIES

[MPR 157,[1] Amdt. 20]

SALES AND FABRICATION OF TEXTILES, APPAREL AND RELATED ARTICLES FOR MILITARY PURPOSES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1378.4 (e) is amended to read as follows:

(e) This Maximum Price Regulation 157 and the General Maximum Price Regulation shall not apply to:

(1) Any of the finished fabrics designated in Schedule A of Direction No. 11, issued March 17, 1945 (amended July 14, 1945) by the War Production Board under its General Conservation Order M-317 when sold and delivered to the War Department pursuant to prime contracts entered into on or after April 18, 1946.

(2) Grey goods sold and delivered pursuant to contracts entered into on or after April 18, 1946, for use by prime contractors in fulfilling contracts entered into with the War Department calling for delivery of any of the finished fabrics, or of moisture vapor-proof wrapping material made in part of the marquisettes, designated in Schedule A of Direction No. 11, issued March 17, 1945 (amended July 14, 1945) by the War Production Board under its General Conservation Order M-317.

This amendment shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6560; Filed, Apr. 18, 1946; 11:36 a. m.]

[1] 9 F.R. 11059; 10 F.R. 776, 1910, 2014, 6807, 8919.

PART 1340—FUEL

[RMPR 137, Amdt. 21]

PETROLEUM PRODUCTS SOLD AT RETAIL ESTABLISHMENTS AND CERTAIN OTHER RETAIL SALES OF LIQUEFIED PETROLEUM GAS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 137 is amended in the following respects:

1. Section 9 (b) (2) is added to read as follows:

(2) *Aviation gasoline*—(i) *December 1941 may be used.* Where a seller in the States of California, Oregon or Washington made no sales from a retail establishment of aviation gasoline below 87 octane ASTM in March, 1942, the sellers' maximum price shall be the highest price charged to a purchaser of the same class by such seller at each retail establishment during December, 1941, for each grade of aviation gasoline below 87 octane ASTM plus or minus the increases or reductions provided for in section 10.

(ii) *Six cent margin.* A seller of aviation gasoline of less than 87 octane ASTM delivered into fuel tanks of aircraft at an airport in the States of California, Oregon and Washington may, if he chooses, fix a maximum price for each grade of motor fuel by adding six cents per gallon to the applicable maximum tank wagon price of the reference seller for the point where the retail establishment (airport) is located.

This amendment shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6559; Filed, Apr. 18, 1946; 11:36 a. m.]

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETICS AND ADMIXTURES

[MPR 118,[1] Amdt. 38]

COTTON PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 118 is amended in the following respects:

1. Section 1400.106 (b) (3) is amended to read as follows:

(3) Grey goods delivered pursuant to contracts entered into on or after April 18, 1946, for use by prime contractors in fulfilling contracts entered into with the War Department calling for delivery of any of the finished fabrics designated in Schedule A of Direction No. 11, issued March 17, 1945 (amended July 14, 1945) by the War Production Board under its Conservation Order M-317.

2. Section 1400.106 (b) (4) is amended to read as follows:

(4) Any of the finished fabrics designated in Schedule A of Direction No. 11, issued March 17, 1945 (amended July 14, 1945) by the War Production Board under its General Conservation Order M-317 when delivered to the War Department pursuant to prime contracts entered into on or after April 18, 1946.

This amendment shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6557; Filed, Apr. 18, 1946; 11:36 a. m.]

[SO 131,[2] Amdt. 19]

PART 1305—ADMINISTRATION

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 131 is amended in the following respect:

1. The Table in section 3 (a) is amended to read as follows:

[1] 8 F.R. 12186, 12934; 9 F.R. 401, 10088, 10925, 14211, 14383, 14676; 10 F.R. 705, 857, 1492, 2025, 3875, 8134, 10310, 14063, 15472.

[2] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2973, 3599.

Ref. No.	Name of goods	Paragraph in sec. 4 of S. O. 131 in which covered	Section in RPS or MPR in which covered
1	Osnaburgs	(t)	RPS-35, 1316.61 (b) (4) Table III.
2	Soft filled sheetings and head linings; as follows or pro rata: 40½" 1.60–1.70 yd. 40½" 2.25–3.00 yd. 40½" 3.25–4.18 yd. 40½ ' 4.80–5.50 yd. 59" 1.65 yd. 64" 1.25 yd. 71" 1.12 yd.	(z)	MPR-118, 1400.118 (d) (3).
3	Class A sheetings; as follows or pro rata: 36" 48 x 44 2.85 yd. 40" 48 x 44 2.85 yd. 40" 48 x 44 2.50 yd.	(f) (h)	RPS-35, 1316.61 (b) (4) Table III. MPR-118, 1400.118 (d) (13) (iv) (a).
4	Class B sheetings; as follows or pro rata: 40" 48 x 40 3.25 yd. 40" 48 x 40 3.75 yd. 37" 48 x 44 4.00 yd. 40" 44 x 40 4.25 yd. 31" 48 x 44 5.00 yd	(f) (h)	RPS-35, 1316.61 (b) (4) Table III. MPR-118, 1400.118 (d) (13) (iv) (a).
5	Wide laundry cover cl..h—any construction 72" or wider of more than 54 picks per inch.	(ee)	MPR-118, 1400.118 (d) (15) (ii).
6	Class C sheetings; as follows or pro rata: 36" 64 x 64 3.50 yd. 36" 60 x 52, 56 x 56 4.00 yd. 36" 48 x 40, 44 x 40 5.50 yd. 36" 44 x 40, 40 x 40 6.05 yd. 40" 64 x 64 3.15 yd. 40" 60 x 52, 56 x 56 3.60 yd. 40" 56 x 56 4.00 yd. 40" 56 x 48 4.30 yd. 40" 44 x 40, 36 x 40 5.50 yd.	(f) (h)	RPS-35, 1316.61 (b) (4) table III MPR-118, 1400.118 (d) (13) (iv) (a).
7	Class C sheetings; as follows or 42 inches and wider pro rata: 60" 64 x 68 2.15 yd. 60" 48 x 48 3.30 yd. 37" 56 x 56 4.10 yd.	(h)	MPR-118, 1400.118 (d) (13) (iv) (a).
8	Meads cloth; as follows or pro rata: 40½" 74 x 86 2.80–2.90 yd.	(qq) table I	MPR-118, 1400.118 (d) (18) ref 11 1400.118 (d) (18) ref 20A and 20B.
9	Grey insulation tubings 27" 68 x 72 3.37 yd. 27" 72 x 68 4.15 yd. 39½" 68 x 72 2.35 yd.	(v)	MPR-118, 1400.118 (d) (34) (i).
10	Carded poplins (sheeting yarn). 76 to 110 sley. 36 to 60 picks.	(None)	MPR-118, 1400.101 (b) (2).
11	Three leaf pocketing twills; as follows or pro rata: 35"–39" 2.58–3.35 yd.	(p)	RPS-35, 1316.61 (b) (4) table II.
12	Wide broken twills; as follows or 42" and wider pro rata: 54" 1.14 yd. 58" 1.06 yd.	(h)	MPR-118, 1400.118 (d) (13) (v).
13	Soft filled twills; as follows or pro rata. 37" 80 x 40 2.00 yd.	(f) (h)	RPS-35, 1316.61 (b) (4) table III MPR-118, 1400.118 (d) (13) (vi).
14	Drills; as follows or pro rata..... 30" 2.50–3.25 yd. 37" 2.35–3.00 yd. 32" 72 or 76 sley, 48 pick, 2.58 yd.	(f)	RPS-35, 1316.61 (b) (4) table III.
15	Wide drills; as follows or 42" or wider pro rata: 59" 1.85 yd. 59" 2.25 yd. 52" 2.20 yd.	(h)	MPR-118, 1400.118 (d) (13) (vi).
16	Jeans; as follows or pro rata..... 38"–39" 96 x 54 2.85 yd. 32" 96 x 64 3.28 yd. 41" 84 or 86 sley, 56 pick 2.92 yd.	(f)	RPS 35, 1316.61 (b) (4) table III.
17	Warp sateens; as follows or pro rata: 53" 1.12 yd. 53" 1.32 yd. 54" 1.05 yd. 30½" 2.25 yd. 34" 2.00 yd.	(b) (i)	MRP-118, 1400.118 (d) (13) (vii) 1400.118 (d) (4).
18	Four leaf twills; as follows or pro rata. 37" 80 or 88 sley, 40–46 picks 1.50–3.00 yd.	(f) (h)	RPS-35, 1316.61 (b) (4) table III MPR-118, 1400.118 (d) (13) (vi).
19	Print cloths: Class A, B and C (except "fancy draw"): All constructions and widths.	(p) (q)	RPS-35, 1316.61 (b) (4) table II MPR-118, 1400.118 (d) (23) (ii) (a).
20	Buff cloth (except "fancy draw"); as follows or pro rata: 40" 80 x 84 3.65 yd. 40" 80 x 92 3.50 yd.	(qq)	MPR-118, 1400.101 (b).
21	Bleached cheese cloth, bleached sanitary napkin gauze and bunting.	(s)	MPR-118, 1400.118 (d) (17) (ii) and (iv).
22	Certain bulk surgical dressings:	(bb)	MPR-188, 1499.166 (b) (17) (xi) (c).
23	Carded broadcloths (plain, not including slubbed yarn); any construction 80 to 136 sley, not in excess of 60 picks, woven from print cloth yarns counting 44's or less.	(p)	RPS-35, 1316.61 (b) (4) table II.
24	Carded poplins (plain, not including slubbed yarn except 3.75 yds. or heavier); any construction 80 to 116 sley, not in excess of 56 picks, woven from print cloth yarns counting 44's or less.	(p)	RPS-35, 1316.61 (b) (4) table II.
25	Three leaf twills (print cloth yarns); any construction or width.	(p) (qq)	RPS-35, 1316.61 (b) (4) table II. MPR-118, 1400.118 (d) (11) (ii).
26	Work clothing denims, 28"–36" (including solid color, stripes and patterns made with 100% colored filling yarn and herringbone weave); as follows or pro rata: *Mill finish* *Sanforized* 3.00 yd. 2.70 yd. 2.45 yd. 2.20 yd. 2.20 yd. 8 oz. 8 oz. 9 oz. 9 oz. 10 oz. 10 oz. 11 oz.	(m)	RPS-35, 1316.61 (b) (4) table IV.
27	Work shirt chambrays (fine yarn): *Mill Finish* *Sanforized* 3.90 yd. 3.60 yd. 3.20 yd. 2.90 yd.	(d)	RPS-35, 1316.61 (b) (4) table V.
28	Work shirt coverts (fine yarn): *Mill-Finish* *Sanforized* 3.90 yd. 3.60 yd. 3.20 yd. 2.90 yd.	(d)	RPS-35, 1316.61 (b) (4) table V.
29	Work shirt coverts (coarse yarn): *Mill Finish* *Sanforized* 3.20 yd. 2.90 yd.	(d)	RPS-35, 1316.61 (b) (4) table V.
30	Work pants coverts: *Sanforized* 2.40 yd. 2.00 yd. 1.65 yd.	(d)	RPS-35, 1316.61 (b) (4) table V.
31	Whip cords: 36" 1.45 yd.–1.66 yd. sanforized.	(e) (2)	MPR-118, 1400.118 (d) (25) (iv).
32	Work shirt flannels.....	(w)	MPR-118, 1400.118 (d) (2) (iii).
	Mill finish: 3.00 yd. — Sanforized: 2.70 yd. — Description: Plain color. 2.28 yd. — 2.00 yd. — Plain color. 3.50 yd. — 3.15 yd. — Plaids. 3.00 yd. — 2.70 yd. — Plaids. 2.28 yd. — 2.00 yd. — Plaids.		
33	Glove and mitten flannels: 6, 8, 10 and 12 oz. pro rata to 34", unbleached and colors as specified in MPR-118, 1400.118 (d) (2) (w).	(w)	MPR-118, 1400.118 (d) (2) (v).
34	Chafer Fabrics: Any construction or width.	(z) (10)	MPR-118, 1400.118 (d) (8) (x).
35	Combed broadcloths; as follows or pro rata: 37" 136 x 60 37" 128 x 68	(gg)	MPR-11, 1316.4 (d) Table I.

NOTE: The expression "pro rata" in connection with any listed fabric refers to other widths of the same construction (i. e., other widths having the same thread count and the same ratio of weight to width as the listed fabric).

This amendment shall become effective April 17, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6530; Filed, Apr. 17, 1946; 4:21 p. m.]

PART 1352—FLOOR COVERINGS

[MPR 65, Amdt. 4]

RESALE OF FLOOR COVERINGS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith, and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 65 is amended in the following respect:

1. Section 1352.51d (f) is amended to read:

(f) The seller's selling price for the article not exceeding his maximum price established under § 1352.51 of this regulation.

This amendment shall become effective on April 17, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942, as amended.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6526; Filed, Apr. 17, 1946; 4:20 p. m.]

PART 1381—SOFTWOOD LUMBER

[RMPR 402]

WESTERN RED CEDAR LUMBER

Maximum Price Regulation 402 is redesignated Revised Maximum Price Regulation 402 and is revised and amended to read as set forth below:

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register. The standards and specifications used in this regulation were, prior to such use, in general use in the Western red cedar lumber industry.

ARTICLE I—SCOPE OF THE REGULATION

Sec.
1. Prices higher than ceiling prohibited.
2. What products are covered.
3. What transactions are covered.
4. What persons are covered.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

5. Basic prices and cash discount.
6. Direct-mill retail sales.
6a. Distributors' direct-mill sales.
7. Sales on delivered basis.
8. Mixed car or mixed truck shipments.
9. Sales for export.
10. Lumber produced in Canada.
11. Maximum prices for Alaskan lumber.
12. Items, services, or extras not listed.

ARTICLE III—SPECIFIC DUTIES AND PRIVILEGES AND PROHIBITED PRACTICES

13. Invoicing.
14. What records must be kept.
15. Prohibited practices.
16. Adjustable pricing.

ARTICLE IV—MISCELLANEOUS

17. Petitions for adjustment or amendment.
18. Enforcement.
19. Licensing.

ARTICLE V—PRICE TABLES AND GENERAL NOTES

ARTICLE VI—TABLES OF PERMITTED ESTIMATED WEIGHTS

AUTHORITY: § 1381.551 issued under 56 Stat. 23,765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 1015; E.O. 9697, 11 F.R. 1929.

ARTICLE I—SCOPE OF THE REGULATION

Section 1. *Prices higher than ceiling prohibited.* (a) On and after April 22, 1946, regardless of any contract or other obligation, no person shall sell or deliver, and no person shall buy or receive in the course of trade or business, any Western red cedar lumber for direct-mill shipment at prices higher than the maximum prices fixed by this regulation, and no person shall agree, offer, or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged and paid.

SEC. 2. *What products are covered.* This regulation covers all Western red cedar (Thuja plicata) lumber produced in those parts of Oregon, Washington, and Canada lying west of the crest of the Cascade Mountains, and in California and Alaska. Any such lumber produced in these areas is covered, regardless of the kind of mill or plant in which it is produced, with the exception of mouldings, railroad cross and switch ties, and shingles. Mouldings are covered by Maximum Price Regulation 601—Softwood Mouldings, ties by Maximum Price Regulation 556—Western Railroad ties and Wooden Mine Material, and shingles by Revised Maximum Price Regulation 164—Western Softwood Shingles. As to other items, this regulation applies whether the particular item is specifically priced in the price tables or not.

SEC. 3. *What transactions are covered*—(a) *Direct-mill shipments.* The maximum price for direct-mill shipments applies to all shipments, other than those out of distribution yard stock, no matter who the seller is, and no matter whether he usually is known as a mill, wholesaler, retailer, or anything else. (The prices for yard sales may be found either in Maximum Price Regulation No. 215 or in the General Maximum Price Regulation.)

(b) *How to tell a mill from a distribution yard.* The term "mill", as used here, covers what are known in the trade as sawmills, planing mills, and concentration yards. Three types of establishment are described below: The first, (1), a typical sawmill or planing mill; the second, (2), a typical concentration yard; and the third, (3), a typical distribution yard. An establishment which resembles (1) or (2) more than it does (3) is considered a mill; and one which resembles (3) more than it does (1) or (2) is considered a distribution yard.

(1) "A typical sawmill or planing mill" is an establishment which is chiefly engaged in manufacturing West Coast species of lumber from logs or rough lumber by sawing or planing, and which is located in or near a lumber producing area;

(2) "A typical concentration yard" is an establishment which concentrates and prepares lumber for commercial shipment, which keeps in stock mostly West Coast species of lumber, which has its lumber brought in chiefly in rough green form by truck from small local sawmills and sells chiefly for rail shipment, and which has been located at its particular site to be near the lumber producing area;

(3) "A typical distribution yard" is a wholesale or retail lumber yard as defined in 2d Revised Maximum Price Regulation 215—Distribution Yard Sales of Softwood Lumber.

(c) *No quantity limits.* There are no quantity limits on the transactions covered by this regulation. All direct-mill sales, large or small, are covered.

SEC. 4. *What persons are covered.* Any person who makes the kind of sale or purchase described above, for himself or others, is subject to this regulation. The term "person" includes an individual, corporation, partnership, association or any other organized group, their legal successors and representatives, the United States or any government or any of their political subdivisions or any agency of any of the foregoing.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

SEC. 5. *Basic prices and cash discount*—(a) *Basic prices.* The maximum prices f. o. b. mill are set forth in Article V—Price Tables.

(b) *Cash discounts.* If cash is paid the maximum price must be reduced by the seller's August 1941 cash discount. For example, if the August 1941 discount for cash was 2%, and the maximum price without discount according to this regulation is $30.00, the maximum price when cash is paid is $29.40. A seller, not in business in August, 1941, must allow 2% cash discount for payment within 10 days.

SEC. 6. *Direct-mill retail sales.* An addition of $3.50 per thousand board feet may be made on a sale of less than 18,000 ft. BM (or less than carload if by rail), to any buyer who does not purchase for resale, where the shipment originates at a mill and the seller:

(a) Sees that the lumber is delivered to the job side at such time and in such manner as the buyer specifies;

(b) Gives the buyer the privilege of exchanging the lumber and returning unused material; and

(c) Agrees to make good any shortage promptly from stocks kept on hand for this purpose.

The size of the sale is determined by the total quantity involved in the transaction without regard to whether it is broken up into smaller orders or deliveries.

SEC. 6a. *Distributors' direct-mill sales*—(a) *Definitions*—(1) *Direct mill distributor.* A direct-mill distributor is a person who has been registered and assigned a registration number as required under paragraph (b) of this section, and who makes either a wholesale-type or commission-type sale of lumber covered by the regulation.

(2) *Wholesale-type sale.* A wholesale-type sale is a direct-mill sale in which the seller buys lumber from a mill or concentration yard or wholesaler and takes title to and delivers the lumber to the buyer in substantially the same form.

(3) *Commission-type sale.* A commission-type sale is a direct-mill sale through a commission-man. For purposes of this section, a commission-man is a person who represents, and customarily sells lumber in carload quantities for, two or more independently owned mills or concentration yards, receives his compensation from the mills in the form of commission based on the amount of the lumber sold, and operates independently of both buyer and seller.

(b) *Application for and granting of registration as a direct-mill distributor*—(1) *Application.* All persons desiring to operate as direct-mill distributors must

apply to the Lumber Branch of the Office of Price Administration, Washington 25, D. C., for, and receive, a registration number before charging or receiving the additions provided in paragraph (c) of this section. Applications shall contain, all information relative to the applicant's connection with any saw mills, concentration yards or other lumber producers which may have any bearing on the question of "control relationship" as described in paragraph (c) (5) of this section, including specifically any financial interest, any arrangement for distribution of profits, any loan arrangements, family relationship by blood or marriage, past employer-employee relationship, and any other direct or indirect beneficial interest between the applicant and such other operation.

(2) *Registration.* Upon the filing of an application as set forth in (b) (1) of this section, the Office of Price Administration shall issue an order registering the applicant as a direct-mill distributor. The issuance of an order of registration is proof merely that an application has been filed, but does not constitute a finding by the Office of the existence or nonexistence of a "control relationship" with a mill. Paragraph (b) (5) sets forth when an addition may not be made by a direct-mill distributor, even though registered.

(3) *Distribution yards.* Distribution yards subject to Second Revised Maximum Price Regulation 215 do not have to be registered and may charge the mark-up or receive the commission permissible on direct-mill distributors' sales when making a direct-mill sale, subject however to all the conditions and limitations set forth in paragraph (c) of this section on a sale by a registered direct-mill distributor.

(c) *Direct-mill distributors' additions*—(1) *Wholesale type sales.* Except as specified in subparagraph (5) of this paragraph registered direct-mill distributors may add 5 percent to the basic f. o. b. mill prices established in or approved under this regulation on wholesale type direct-mill sales of lumber covered by the regulation. The distributor's addition must be evened out to the nearest quarter dollar per M'BM, or, in the case of plastering or fence lath, or shingles, to the nearest 5 cents per 1,000 pieces. For example, if the maximum price for a particular item is $32.00 f. o. b. mill, the ceiling price for a wholesale-type sale is $33.50. This mark-up applies only to carload quantities if shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributor's mark-up when shipped in a pool carload; or to quantities of 5 M'BM or more if shipped by truck or water.

(2) *Commission-type sales.* Except as specified in subparagraph (5) of this paragraph, the f. o. b. mill maximum price on commission type direct-mill sales of lumber covered by this regulation and made through a registered direct-mill distributor is 3 percent higher than the basic f. o. b. mill prices established in or approved under this regulation. The f. o. b. mill price including the distributor's commission must be evened out to the nearest quarter dollar per M'BM, or, in the case of plastering or fence lath, or shingles, to the nearest 5 cents per 1,000 pieces. The mill must allow the direct-mill distributor making a commission-type sale a commission at least equal to the excess over the basic f. o. b. mill prices. For example, if the maximum price for a particular item is $35.00 the mill ceiling on a commission-type sale made through a registered direct-mill distributor is $36.00 and the mill must allow the distributor at least $1.00. This mark-up applies only to carload quantities if shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributors' mark-up when shipped in a pool carload; or to quantities of 5 M'BM or more if shipped by truck or water.

(3) *Mill's price or realization on commission type sales.* This section increases maximum prices only on sales by direct-mill distributors. The mill's price, or realization after deducting a commission of at least 3 percent may never be higher than the basic mill prices established in this regulation. The mill, of course, may sell at a price at which it will realize less than its regular ceiling.

(4) *Pyramiding prohibited.* The price additions permitted in this section may not be made more than once to the basic f. o. b. mill price in the regulation regardless of the number of persons participating in the transaction. For example: if direct-mill distributor making a "commission-type" sale sells a car of $30.00 lumber to a yard which, in turn, sells for direct-mill shipment to a consumer, the mill's ceiling price on the sale through the distributor is $31.00 (3 percent addition) and the yard's ceiling price to the consumer is $31.50 (5 percent addition). Note that the yard cannot add its 5 percent either to the $31.00 on a purchase through a direct-mill distributor making a commission-type sale, or to $31.50 if the purchase was from a direct-mill distributor making a "wholesale type" sale. In both cases, the 5 percent may be added only to the basic f. o. b. mill price of $30.00.

(5) *When additions may not be made by registered direct-mill distributors.* (i) On any sale for which the invoice from the mill or concentration yard does not contain the statement, "This mill has no control relationship with any direct-mill distributor."

(ii) On any sale which carries an addition for a direct-mill retail type sale.

(iii) On any sale of less than carload quantity when shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributors mark-up when shipped in a pool carload; or of less than 5 M'BM when shipped by truck or water.

(iv) On any sale of lumber which originates from a mill or concentration yard which has a control relationship with a direct-mill distributor. However, where a sale is made to or through a direct-mill distributor under this section, and the invoice rendered by the mill contains the statement referred to in subdivision (i) of this paragraph, the direct-mill distributor may legally make the mark-up or addition unless the direct-mill distributor knows or has reason to know that the mill's statement is false.

A "control relationship" includes any of the following relationships:

(a) *Profit sharing, direct or indirect.* This means a financial interest by a direct-mill distributor in the profits, return or realization of a mill or concentration yard, or by a mill or concentration yard in the profits, return or realization of a direct-mill distributor, and includes common ownership or control of a mill and direct-mill distributor by a third person. It also includes any arrangement whereby a distributor or producer shares in the profits of the other, whether such arrangement is written or oral, direct or indirect. It does not include such interest as arises from a genuine indebtedness of such distributor or producer to the other where the obligation of the debtor is limited in amount to repayment of the loan plus a rate of interest no greater than the maximum legal rate of interest in the State where the loan is made, or no greater than 6%, if no maximum rate is prescribed.

Where a mill or concentration yard is a corporation, stock ownership of 10 percent or less of the total outstanding stock issue by a direct-mail distributor is not a "control relationship."

(It is to be noted that the section of the regulation which makes it unlawful to pay or receive any purchasing commission or other compensation over the permissible maximum prices, remains in effect. In this connection, the granting of a loan on unusually low rates of interest, or in any other unusually favorable terms, would ordinarily constitute additional compensation in violation of such prohibition.)

(b) *Family relationship.* A family relationship exists if an owner or any part owner of a mill or concentration yard, or any member of his family, has any interest in a direct-mill distributor, (or vice versa) and such interest was acquired on or after January 1, 1942. Member of a family means any person related to an individual or his spouse by blood or marriage within the fifth degree.

(c) *Past employer-employee relationships which were terminated after December 31, 1945.*

(d) *Report of changes.* Where a direct-mill distributor has made an application for registration and any of the facts set forth in the application, have changed, or new facts have arisen since the filing of the application, having any bearing on the question of "control relationship," either before or after registration has been granted, he shall file a written report of such change or addition with the Lumber Branch of the Office of Price Administration, Washington 25, D. C., within 10 days after such a change. Reports shall be deemed filed on the date received, or, if sent by registered mail, on the date of mailing.

(e) *Suspension of licenses.* Any person making a sale under this regulation is subject to the provisions of Licensing Order No. 1. A violation of any provision of this regulation is a violation of the seller's license. Violations of the license or of this regulation may result in suspension of the license in accordance with the provisions of the Emergency Price Control Act of 1942, as amended.

(f) *Distributors' invoicing requirements.* The invoice on any distributors' direct-mill sale must be plainly marked "wholesaler's direct-mill sale", or "commission-man's direct-mill sale", or "distribution yard's direct-mill sale", as the case may be, and must show the name of the direct-mill distributor and his registration number.

SEC. 7. *Sales on delivered basis*—(a) *Rail charges.* (1) Only two methods of selling are recognized by this regulation. Any other method is prohibited, as a device to evade the ceiling by manipulation of freight.

The two permitted methods are: on a delivered basis using the estimated weights in Article VI, or on an f. o. b. mill basis with actual freight (figured, of course, on actual weights) to be paid by the purchaser.

The two methods may not be combined in a single transaction; that is, a seller may not sell on a basis which gives him the benefit of favorable estimated weights but require the use of actual weights on items where estimated weights would be unfavorable to him. Note that sales described as "ceiling delivered", or as f. o. b. mill with freight paid or included to a given destination, are to be treated as sales on a delivered basis. In such cases, the given estimated weights must be used. However, sales f. o. b. mill with seller to pay the freight to a stated destination and include it in his invoice to the buyer is a sale on an f. o. b. mill basis and settlement on the basis of the actual weights must be made.

(2) The estimated green weights may be used only when green lumber is actually specified and shipped.

(3) The transportation charge, when estimated weights are used, must be evened out to the nearest quarter-dollar per 1,000 feet board measure or surface measure, as the case may be.

(b) *Common or contract carrier (other than rail).* Where transportation is by common or contract carrier (other than rail) the only rule is that actual cost of transportation may be added to the f. o. b. mill ceiling.

(c) *Private truck.* When shipment is by truck owned or controlled by the seller, the following amounts may be added for transportation: For distances up to and including 10 miles, $1.50 per M'; over 10 and up to and including 20 miles, $2.00 per M'; and over 20 and up to and including 30 miles, $2.50 per M'. Where the distance is greater than 30 miles, the seller may charge the amount of the railroad charge at the carload rate for the most similar haul or $3.00 per M', whichever is greater. Distance as used in this paragraph, means the distance from the mill to the point of destination as measured by the speedometer. No addition may be made for the return trip.

(d) *Trucking to rail shipping point.* When a truck haul precedes rail shipment, as when a mill located away from a railhead hauls lumber by truck to the railroad, no addition may be made for the truck haul. However, a mill may apply for special permission to make an addition for a prerail truck haul where its rail connection has been abandoned since September 5, 1941, and it has no comparable rail shipping point.

The application should be made by letter to the Lumber Branch of the Office of Price Administration, Washington, D. C. The addition may not be made on quotations or sales until permission has been received.

(e) *Truck delivery after rail haul.* When truck delivery to yard or job site follows a rail haul, and is specified in the order, the actual cost of truck delivery may be added. This may include the actual cost of handling and reloading involved in transfer from rail cars to trucks.

(f) *All-truck haul.* When an all-truck haul ends in delivery to the job site, no special addition may be made above the charges provided in paragraphs (b) and (c) of this section.

(g) *Government bill of lading.* Where shipment is made on government bill of lading, the maximum price payable to the seller may be computed by determining what would be the maximum delivered price on the basis of estimated weights and commercial rates and subtracting therefrom the commercial rate times the actual weights.

SEC. 8. *Mixed car or mixed truck shipments.* (a) $2.00 per MBM additional may be charged for a mixed car or mixed truck shipment. No addition may be made for a mixed cargo shipment without special authorization under section 12.

(b) A mixed car shipment consists of four or more items as defined in paragraph (c) below, of at least 1000 board feet each. A mixed truck shipment consists of four or more items of at least 250 board feet each.

(c) For the purpose of paragraph (b) the following classifications of lumber regardless of species, whether covered by this or other price regulations, constitute separate items whether one or all classifications within a group are loaded.

1. Boards and strips (any working not listed below), dimension, plank, timbers and box.
2. Flooring.
3. Siding.
4. Ceiling, partition.
5. Finish, thick clears, shop.
6. Lath, shingle Band sticks (12 M pieces min. truck or car).
7. Gutter.
8. Casing and base, Mouldings, Battens, Lattice.
9. Shingles, shakes, stained or natural, any species (20 squares minimum truck or car).
10. Downspout, capping, grooved roofing.

SEC. 9. *Sales for export.* The maximum prices for export sales of Western red cedar lumber are governed by the Second Revised Maximum Export Price Regulation.

SEC. 10. *Lumber produced in Canada.* The maximum prices for lumber produced in Canada west of the crest of the Cascade Mountains and sold in the United States shall be the maximum prices f. o. b. mill set forth in the Article V plus additions for transportation permitted by section 7. However, the amount of the transportation addition may not be greater than if the shipment had originated at Seattle, Washington.

SEC. 11. *Maximum prices for Alaskan lumber*—(a) The maximum prices f. o. b. mill for shipments originating in Alaska shall be the maximum f. o. b. mill prices set forth in Article V plus an amount equal to freight under the Maritime Commission's published freight rate from Seattle, Washington, to the mill's shipping point, including surcharges, War Risk insurance, and wharfage and handling charges under the published Seattle Wharfage and Handling rate for comparable lumber.

(b) The maximum delivered prices for shipments originating in Alaska shall be the maximum price arrived at according to paragraph (a) plus transportation charges permitted by section 7.

SEC. 12. *Items, services, or extras not listed.* (a) If a seller wishes to sell an item which is not specifically priced in the price tables, or wishes to make an addition for special workings, specifications, services, or other extras for which additions are not specifically permitted, he must apply to the Lumber Branch, Office of Price Administration, Washington, D. C., for a maximum price. He must provide the following information:

(1) The requested price;

(2) A complete description of the item to be priced;

(3) The price differential between it and the most comparable item in the price tables, between October 1, 1941 and June 1, 1942, from the seller's own records, or if that is impossible, from the experience of the trade. If no established price differential which can be used for comparison existed, a detailed analysis of the calculation of the price should be furnished;

(4) Applications under this section will be considered only when accompanied by a true copy of an order or of a customer's inquiry which forms the basis of the application, and a written statement by the purchaser showing that none of the items specifically priced in the regulation will serve the purpose for which the stock is to be used, and that it has been his custom to purchase lumber on these special specifications.

(b) As soon as the request has been filed, quotations and deliveries may be made at the requested price, but the same shall be subject to approval by the Office of Price Administration and payment may not be made until the price has been approved.

ARTICLE III—SPECIFIC DUTIES AND PRIVILEGES AND PROHIBITED PRACTICES

SEC. 13. *Invoicing.* An invoice must be rendered in all sales as follows:

(a) *Basic price.* All invoices must contain a complete description of the lumber to show whether the price is proper or not. Any working, specification, or extra which affects the maximum price must be mentioned in the description. The amount added for these does not have to be separately shown.

When an invoice does not contain a complete description of an item shipped, the maximum price which may be charged or paid for that item is that of the lowest priced item to which the incomplete description could be applied, or

$18.00 per M'BM if the invoice does not contain any description.

(b) *Transportation charges.* In delivered sales, the invoice must contain the:

(1) Point of origin of shipment;

(2) Destination;

(3) Rail rate (if estimated weights are used; otherwise the actual amount for transportation); and in the case of the sales of imported lumber, the method of calculation of the freight addition;

(4) The words "direct-mill shipment."

(c) *Delivery and related charges.* Any separate charge which the seller is permitted to make for truck delivery after rail haul must be separately shown on the invoice.

(d) *Direct-mill retail sale.* If the price exceeds the basic mill price because of a "direct-mill retail sale" mark-up authorized in this regulation, the invoice should show the amount of the mark-up separately labeled "direct-mill retail sale."

(e) *Statements as to "control relationship."* A mill or concentration yard must make either one of the following two statements on all invoices issued by it, whichever statement is applicable:

(1) This mill has no "control relationship" with any direct-mill distributor.

(2) This mill has a "control relationship" with a direct-mill distributor.

If a mill or concentration yard makes a statement on an invoice that it has no control relationship with a direct-mill distributor, and such statement is false, the maximum prices at which the lumber, covered by such invoice, may be sold by it, is 5% less than the f. o. b. mill prices set forth in the price tables. However, the direct-mill distributor who makes the addition or mark up under this section shall not be considered as buying or selling above the ceiling prices where the mill's invoice bears a statement that it "has no control relationship with any direct-mill distributor" even though the mill's statement is false, unless the direct-mill distributor knows, or has reason to know, that such statement is false.

SEC. 14. *What records must be kept.* (a) All sellers and buyers of Western red cedar lumber must keep for inspection by the Office of Price Administration records which will show a complete description of the items of lumber sold (i. e., grade, condition of dressing, quantity, etc.,) the name and address of the other party to the transactions, the date of sale and the price for each item.

(b) Such records must be retained for the duration of the Emergency Price Control Act, as amended.

SEC. 15. *Prohibited practices.*—(a) *General.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollars-and-cents price is as much a violation of this regulation as an outright over-ceiling price. This applies to changes in credit practices and cash discounts and to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying agreements, trade understandings and the like.

(b) *Specific practices.* The following are some of the specific practices prohibited:

(1) Getting the effect of a higher price by changing credit practices from what they were in August 1941. This includes decreasing credit periods or making greater charges for extension of credit.

(2) Refusing to ship except in specified or restricted random lengths, or in mixed cars, or under other circumstances which bring the seller an extra return.

(3) Selling as specified lengths or widths, a specific lot or shipment of lumber which is substantially equivalent to random lengths or widths, or reselling intact as specified lengths or widths a specific lot or shipment bought by the seller as standard or random lengths or widths, unless specifically permitted in the price tables. This prohibition shall not apply to shipments or deliveries which have been sorted out as to widths and lengths and then resold.

(4) Grading as a special grade lumber which can be graded as a standard grade; or wrongly or falsely grading or invoicing lumber.

(5) Making additions for special specifications, services, or other extras which are not specifically permitted.

(6) Refusing to sell on an f. o. b. mill basis, and insisting on selling on a delivered basis.

(7) Failing to invoice properly and in accordance with the requirements of this regulation.

(8) Unnecessarily routing lumber through a distribution yard.

(9) Quoting a gross price above the maximum price, even if accompanied by a discount the effect of which is to bring the net price below the maximum.

(10) Making additions for kiln-drying or other services, treatments, or specifications unless they are expressly ordered by the buyer.

(11) Making the buyer take something he does not want in order to get what he does want; for example, making a buyer who orders No. 2 boards take all the upper grades that develop.

(12) Breaking up an order or apportioning deliveries in order to get the $3.50 direct-mill retail sale addition.

(13) Applying additions permitted by the footnotes to the tables in Article V unless the order in writing expressly requires the working, grade, size, length, or condition for which the additions are permitted.

(c) *Adding commission to ceiling prohibited.* It is unlawful for any person to charge, receive, or pay a commission for the service of procuring, buying, selling, or locating lumber, or for any related service (such as "expediting") which does not involve physical handling of lumber, if the commission plus the purchase price results in a total payment by the buyer of lumber which is higher than the maximum price of the lumber. For purposes of this regulation, a commission is any service charge or payment which is figured either directly or indirectly on the basis of the quantity, price, or value of the lumber in connection with which the service is performed.

This prohibition has no application to the case of a bona fide employer-employee relationship where the employee serves only one employer insofar as lumber procurement is concerned, and where the compensation paid by the employer is a fixed salary and is not based directly or indirectly on the quantity, price or value of the lumber in connection with which the service is rendered.

(d) *Combination grades.* Lumber sold on combination grades may not be sold above the maximum price for the lowest priced grade actually named in the combination. For example, the maximum price for lumber sold as No. 2 and better is the maximum price fixed for No. 2. It is permissible to quote with higher and or lower grades developing, but when the lumber is shipped, the quantities falling in each grade must be tallied separately on a board foot basis, separately identified by grade and separately invoiced at prices not in excess of ceiling prices for the respective grades.

SEC. 16. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

ARTICLE IV—MISCELLANEOUS

SEC. 17. *Petitions for amendments and applications for adjustment.*—(a) *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

(b) *Applications for adjustment*—(1) *Who may apply.* Any producer of lumber, the major part of whose total production in 1945 was Red Cedar lumber subject to this regulation may apply for adjustment if he can show that:

(i) Increased costs result in hardship which will impede his production of Western Red Cedar lumber and that

(ii) His existing maximum price is less than manufacturing costs if his current over-all profits are favorable in relation to those of a representative peace-time period; or that his existing maximum price is less than total costs if his current over-all profits are comparable to his over-all profits for a representative peace-time period; or that his existing maximum price does not afford a reasonable profit if current over-all profits are unfavorable compared to those in a representative peace-time period.

(2) *Factors which may also be considered.* The following factors are relevant to the consideration of whether maximum prices are at such a level that production or supply of Western Red Cedar lumber is impeded or threatened:

(i) Whether greater efficiency in production or merchandising can reasonably be expected so that an adjustment would not be necessary.

(ii) Whether the seller previously sold Western Red Cedar lumber at a price which was below his total unit costs.

(3) *Form and contents of application.* The application shall be filed with the Lumber Branch, Office of Price Administration, Washington 25, D. C. and must contain:

(i) Profit and loss statements, in the detail normally prepared by the applicant, covering the company's entire operations for the years 1936 through 1939, the last calendar or fiscal year preceding the filing of the application, the last quarter of such calendar or fiscal year and the available interim periods for the current calendar or fiscal year.

The filing of these data is optional, provided reports are available from the Bureau of Internal Revenue. Should the applicant prefer, this information will be requested by the Office of Price Administration directly from the Bureau of Internal Revenue.

(ii) Operating statements for Western Red Cedar lumber, for the last calendar or fiscal year preceding the filing of the application, the last quarter of such calendar or fiscal year and the available interim periods for the current calendar or fiscal year.

(iii) A tabulation showing the production of Western Red Cedar lumber for the last calendar or fiscal year preceding the filing of the application, the last quarter of such calendar or fiscal year and the available interim periods for the current calendar or fiscal year.

Companies which have previously submitted any of the above required data may omit such items from the data submitted with their applications and indicate when they were submitted.

If any of the above information has been submitted prior to application on OPA forms A & B for any of the specified periods or if the exact information required in this section has been reported as part of a prior application for adjustment of a maximum price, the applicant may so indicate and omit these periods from the current application.

SEC. 18. *Enforcement.* (a) Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of license provided for by the Emergency Price Control Act of 1942, as amended.

(b) War procurement agencies and their contracting or paying finance officers are not subject to any liability, civil or criminal, imposed by this regulation. Persons who make sales covered by this regulation to war procurement agencies and buyers to whom lumber has been allocated by any such agencies are, however, subject to all the liabilities imposed by this regulation. "War procurement agencies" include the War Department, the Navy Department, the United States Maritime Commission and the Lend-Lease Section in the Procurement Division of the Treasury Department, or any of their agencies.

SEC. 19. *Licensing.* The provisions of Licensing Order No. 1 licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

ARTICLE V—PRICE TABLES AND GENERAL NOTES

The maximum prices for Western Red Cedar Lumber, f. o. b. mill, for one thousand feet board measure or other measure where so designated, shall be as follows:

TABLE 1—BEVEL SIDING

Regular loading, dry bundled per M'BM	Clear	A	B	C	No. 3 common re-roofing
1/2" x 4"—6' to 16' or 20' R/L, N. B.	$36.00	$33.00	$27.00	.....	.....
1/2" x 4"—6' and 7', O. B.	24.00	23.00	20.50	.....	.....
1/2" x 4"—4' and 5', O. B.	21.50	19.50	17.50	.....	.....
1/2" x 4"—3' and 3 1/2', O. B.	17.00	14.00	13.00	.....	.....
1/2" x 4"—3' to 16' or 20' R/L, N. B.	.....	.....	.....	$18.00	.....
1/2" x 4"—3' to 16' or 20' R/L, O. B.	.....	.....	.....	.....	$13.00
1/2" x 5"—6' to 16' or 20' R/L, N. B.	37.00	32.00	27.00	.....	.....
1/2" x 5"—6' and 7', O. B.	29.00	23.00	20.50	.....	.....
1/2" x 5"—4' and 5', O. B.	27.00	20.00	17.50	.....	.....
1/2" x 5"—3' and 3 1/2', O. B.	17.00	16.00	14.00	.....	.....
1/2" x 5"—3' to 16' or 20' R/L, N. B.	.....	.....	.....	18.00	.....
1/2" x 6"—6' to 16' or 20' R/L, N. B.	40.00	47.00	41.00	.....	.....
1/2" x 6"—6' and 7', O. B.	36.00	32.00	26.00	16.00	.....
1/2" x 6"—4' and 5', O. B.	32.00	28.00	23.00	15.00	.....
1/2" x 6"—3' and 3 1/2', O. B.	28.00	26.00	21.00	14.00	.....
1/2" x 6"—3' to 16' or 20' R/L, N. B.	.....	.....	.....	23.00	.....
1/2" x 6"—3' to 16' or 20' R/L, O. B.	.....	.....	.....	.....	14.00
1/2" x 8" and 10"—6' to 16' or 20' R/L, N. B.	63.00	62.00	50.00	.....	.....
1/2" x 8" and 10"—6' and 7', O. B.	39.00	38.00	34.00	20.00	.....
1/2" x 8" and 10"—4' and 5', O. B.	36.00	35.00	31.00	19.00	.....
1/2" x 8" and 10"—3' and 3 1/2', O. B.	26.00	25.00	22.00	18.00	.....
1/2" x 8" and 10"—3' to 16' or 20' R/L, N. B.	.....	.....	.....	25.00	.....

Additions and deductions per 1,000 feet board measure. (See sec. 15 (b) (13).)

Lengths:
1. Specified lengths, add $3.00.
2. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 734.

Working charges:
3. Rabbeted siding, add $2.50.

Miscellaneous:
4. For old bundling where new bundling specified, add $2.00, the usual percentage of short lengths to be included.
5. Deduct $1.00 for orders totaling 35M' or more in one shipment of items listed in tables 1, 2 and/or 3; except on shipments where orders specify separated lots, and where a lot contains less than 35M', the deduction does not apply on the less-than-35M' lots.

TABLE 2—BUNGALOW SIDING

Regular loading, dry, bundled, per M'BM	Clear	A	B	C
3/4" x 8"—6' to 16' or 20' R/L, N. B.	$76.00	$71.00	$59.00	.....
3/4" x 8"—3' to 7', O. B.	52.00	48.00	38.00	.....
3/4" x 8"—3' to 5', O. B.	47.00	43.00	33.00	.....
3/4" x 8"—3' to 16' or 20' R/L, O. B.	.....	.....	.....	$31.00
3/4" x 10"—6' to 16' or 20' R/L, N. B.	80.00	78.00	69.00	.....
3/4" x 10"—3' to 7', O. B.	59.00	57.00	51.00	.....
3/4" x 10"—3' to 5', O. B.	54.00	52.00	46.00	.....
3/4" x 10"—3' to 16' or 20' R/L, O. B.	.....	.....	.....	31.00
3/4" x 12"—6' to 16' or 20' R/L, N. B.	82.00	80.00	70.00	.....
3/4" x 12"—3' to 16' or 20' R/L, O. B.	.....	.....	.....	32.00
3/4" x 12"—3' to 7' O. B.	61.00	59.00	52.00	.....
3/4" x 12"—3' to 5' O. B.	56.00	54.00	47.00	.....

Additions and deductions per 1,000 feet board measure. (See sec. 15 (b) (13).)

Lengths:
1. Specified lengths add $1.50.
2. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 734.

Working charges:
3. Rabbeted siding add $2.50.

Miscellaneous:
4. For old bundling where new bundling specified add $2.00, the usual percentage of short lengths to be included.
5. Deduct $1.00 for orders totaling 35M' or more in one shipment of items listed in tables 1, 2 and/or 3; except on shipments where orders specify separated lots, and where a lot contains less than 35M', the deduction does not apply on the less-than-35M' lots.

TABLE 3—SPECIAL SIDING

Regular loading, dry, bundled, mixed grain, per M'bm	Clear A	B	C	No.1 knotty
1/2" x 6"—3' to 16' or 20' R/L, O. B. Sq. Edge	$58.00	$52.00	$28.00	.....
3/4" x 4"—6' to 16' or 20' R/L, N. B.	45.00	35.00	20.00	$27.00
3/4" x 6"—6' to 16' or 20' R/L, N. B.	58.00	54.00	30.00	35.00
3/4" x 8"—6' to 16' or 20' R/L, smooth sawn, N. B.	57.00	.....	.....	37.00
3/4" x 10"—6' to 16' or 20' R/L, smooth sawn, N. B.	62.00	.....	.....	37.00
1" x 10"—6' to 16' or 20' R/L, smooth sawn, N. B.	.....	.....	.....	40.00
3/4" x 10"—6' to 16' or 20' R/L, wavy edge, smooth sawn, N. B.	67.00	.....	.....	42.00
3/4" x 12"—6' to 16' or 20' R/L, wavy edge, smooth sawn, N. B.	69.00	.....	.....	42.00
1 1/2" x 4" R/L 3' to 16' or 20' O. B., S3S	40.00	33.00	19.00	.....
1 1/2" x 6" R/L 3' to 16' or 20' O. B., S3S	54.00	47.00	25.00	.....
1 1/2" x 8" R/L 3' to 16' or 20' O. B., S3S	66.00	54.00	25.00	.....
1 1/2" x 10" R/L 3' to 16' or 20' O. B., S3S	66.00	54.00	25.00	.....
1 5/32" x 4" R/L 3' to 16' or 20' O. B., S3S	48.00	41.00	25.00	.....
1 5/32" x 6" R/L 3' to 16' or 20' O. B., S3S	63.00	54.00	28.00	.....
1 5/32" x 8" R/L 3' to 16' or 20' O. B., S3S	81.00	64.00	31.00	.....
1 5/32" x 10" R/L 3' to 16' or 20' O. B., S3S	84.00	74.00	31.00	.....

Additions and deductions per 1,000 feet board measure. (See sec, 15 (b) (13).)

Grain:
1. For vertical grain clear A grade add $2.00.

Lengths:
2. Specified lengths add $1.50.
3. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 734.

Working charges:
4. Rabbeted siding add $2.50.

Miscellaneous:
5. For old bundling where new bundling specified add $2.00, the usual percentage of short lengths to be included.
6. Deduct $1.00 on orders totaling 35M' or more in one shipment of items listed in tables 1, 2 and/or 3; except on shipments where orders specify separated lots, and where a lot contains less than 35M', the deduction does not apply on the less-than-35M' lots.

TABLE 4—DROP SIDING AND RUSTIC

Regular loading, R/L 4' to 16' or 20' dry, bundled, mixed grain, per M'BM	B and better	C	D
1 x 4" patterns 120 and 122	$45.00	$43.00	$32.00
1 x 6" patterns 105 and 106	70.00	67.00	47.00
1 x 6" patterns 115 and 117	70.00	67.00	47.00
1 x 6" pattern 116	70.00	67.00	47.00
1 x 8" patterns 105, 106, 116	80.00	77.00	57.00
1 x 10" patterns 105, 106, 116	85.00	82.00	62.00
1 x 12" patterns 105, 106, 116	90.00	87.00	67.00

Additions and deductions per 1,000 feet board measure. (See Sec. 15 (b) (13).)

Grain:
1. For vertical grain:
4" to 6" wide, add $5.00.
8" to 12" wide, add $10.00.

Lengths:
2. Regular loading: 3% 4' and/or 5'—7% 6' and/or 7'—90% 8' to 16' or longer.
3. Short lengths: 3' to 7' in all widths, deduct $15.00 per M'BM.
4. Specified lengths, add $5.00 up to 15'; 16' to 20' add $10.00 to R/L price.
5. Additions for omitting short lengths:

7' and shorter	$2.00
9' and shorter	3.00
10' and shorter	5.00
12' and shorter	6.00

Miscellaneous:
6. Patterns not conforming to association standard patterns or finished to greater overall size add $2.00.

TABLE 5—FLOORING—CEILING

Regular loading, dry, mixed grain, per M'BM	B and better	C	D
25/32" x 3" S1S, R/L 4' to 16' or 20'	$31.00	$28.00	$18.00
25/32" x 3" S1S, R/L 3' to 7'	22.00	19.00	9.00
1/2" x 3" and 4", V or B 1 side, R/L 4' to 16' or 20'	35.00	32.00	22.00
1/2" x 3" and 4", V or B 1 side, R/L 3' to 7'	30.00	27.00	17.00
1" x 3" V or B 1 side, R/L 4' to 16' or 20'	45.00	42.00	32.00
1" x 3" V or B 1 side, R/L 3' to 7'	32.00	30.00	20.00
1" x 4" V or B 1 side, R/L 4' to 16' or 20'	55.00	52.00	42.00
1" x 4" V or B 1 side, R/L 3' to 7'	40.00	37.00	27.00
1" x 5" V or B 1 side, R/L 4' to 16' or 20'	60.00	57.00	47.00
1" x 5" V or B 1 side, R/L 3' to 7'	50.00	47.00	37.00
1" x 6" V or B 1 side, R/L 4' to 16' or 20'	75.00	72.00	52.00
1" x 6" V or B 1 side, R/L 3' to 7'	60.00	57.00	37.00

Additions and deductions per 1,000 feet board measure. (See sec. 15 (b) (13).)

Grain:
1. For vertical grain, add $5.00 for 1"; $2.50 for 3/4" and 1/2".

Lengths:
2. Regular loading:
3% 4' and/or 5'.
7% 6' and/or 7'.
90% 8' to 16' or longer.
3. Specified lengths, add $5.00 per M'.
4. Shorts: 3' to 5' deduct $15.00; 1' to 2 1/4' deduct $25.00 from R/L 4' to 16' price.

Thickness:
5. For 9/16" thickness, deduct $2.00 from 1" price of same width.

TABLE 6—FINISH

Regular loading, R/L 6' to 16' or 20' mixed grain, dry, S2S or S4S ALS, per M'BM	B and better	C	D
1" x 2"	$55.00	$52.00	$42.00
1" x 3"	55.00	52.00	42.00
1" x 4"	55.00	52.00	42.00
1" x 5"	67.00	64.00	54.00
1" x 6"	80.00	77.00	57.00
1" x 8"	90.00	87.00	67.00
1" x 10"	95.00	92.00	72.00
1" x 12"	100.00	97.00	77.00
1" x 14"	105.00	102.00	77.00
1" x 16"	110.00	107.00	82.00
1" x 18"	115.00	112.00	87.00
1" x 20"	125.00	122.00	92.00
1" x 22"	130.00	127.00	97.00
1" x 24"	130.00	127.00	97.00

Additions and deductions per 1,000 feet board measure. (See sec. 15 (b) (13).)

Grain:
1. Specified grain add to mixed grain same size and grade:
14" to 18" widths $15.00
20" to 24" widths 20.00

Lengths:
2. Regular loading: 5% 6' and/or 7'; 95% 8' to 16' or longer.
3. Accumulated shorts deduct from the R/L price of the same size and grade:
1' to 2 1/2'—2" to 6" widths $30.00
1' to 2 1/2'—8" to 12" widths 35.00
1' to 2 1/2'—14" and wider 45.00
3' to 5'—2" to 6" widths 20.00
3' to 5'—8" to 12" widths 25.00
3' to 5'—14" and wider 30.00
4. Specified lengths add to the R/L price of the same size and grade:
6' to 15' $5.00
16' to 20' 10.00
21' to 24' 15.00
25' to 32' 25.00
Longer than 32' 30.00
5. Omitting lengths from R/L specifications add to the R/L price of the same size and grade:
6' and 7' $1.00
9' and shorter 3.00
10' and shorter 5.00
12' and shorter 6.00
6. Fractional lengths add $3.00 per M'BM to the specified length price of the next longer length and compute footage on next longer length.

Widths:
7. Fractional and odd widths not listed, same price as next wider listed width. Compute footage on nominal fractional or odd rough width.

Thickness:
8. For 25/4" to 1/2" S2S net, deduct $10.00 from 1" prices of corresponding size and grade.
9. For 9/16" to 1 1/16" inclusive S2S net, deduct $5.00 from 1" of corresponding size and grade.
10. Shims, 3/16" surfaced hit and miss or full rough thickness, price by adding $2.50 to 5/4 price of corresponding size and grade, and reduce this price by 1/4 and compute on 1" surface measure.

Working Charges:
11. Surfaced green, deduct $5.00 from surfaced dry price.
12. Surfacing thicker and/or wider than American Lumber Standards add $3.00 to the standard surfaced price.
13. Resawing add $4.00.

Miscellaneous:
14. Selecting B and Better all clear (eliminating knots and sap), including boat lumber, add $10.00 to the B and better price of the same size and length.
15. Tank stock, paragraph 777, add $5.00 to the B and better price of the same size and length.
16. Pipe stock, paragraph 727, add $4.00 to the B and better price of the same size and length.
17. Casing, Base and Jambs, 1 x 4" and thicker, and/or wider, use corresponding finish price, size and weight.
18. Rough dry deduct $3.00 from surfaced dry price. Rough green deduct $8.00 from surfaced dry price.

TABLE 7—THICK CLEARS

Regular loading R/L, 6' to 16' or 20' dry per M'BM S2S or S4S mixed grain	B and better	C	D
5/4", 6/4", and 8/4" x 2", 3" and 4"	$70.00	$67.00	$47.00
5/4", 6/4", and 8/4" x 5"	80.00	77.00	57.00
5/4", 6/4", and 8/4" x 6"	85.00	82.00	62.00
5/4", 6/4", and 8/4" x 8"	100.00	97.00	77.00
5/4", 6/4", and 8/4" x 10"	105.00	102.00	82.00
5/4", 6/4", and 8/4" x 12"	110.00	107.00	87.00
5/4", 6/4", and 8/4" x 14"	115.00	112.00	87.00
5/4", 6/4", and 8/4" x 16"	120.00	117.00	92.00
5/4", 6/4", and 8/4" x 18"	125.00	122.00	97.00
5/4", 6/4", and 8/4" x 20"	135.00	132.00	102.00
5/4", 6/4", and 8/4" x 22"	140.00	137.00	107.00
5/4", 6/4", and 8/4" x 24"	140.00	137.00	107.00
2 1/4" and 3" x 3" to 6"	80.00	77.00	------
2 1/4" and 3" x 8"	90.00	87.00	------
2 1/4" and 3" x 10"	90.00	87.00	------
2 1/4" and 3" x 12"	100.00	97.00	------
2 1/4" and 3" x 6" to 12" R/W	90.00	87.00	------
4" and thicker x 4" to 6"	80.00	77.00	------
4" and thicker x 7" to 10"	90.00	87.00	------
4" and thicker x 12"	100.00	97.00	------

Additions and deductions per 1,000 feet board measure. (See sec. 15 (b) (13).)

Grain:
1. Specified grain add to mixed grain same size and grade:
5/4" x 14" to 18" widths $15.00
5/4" x 20" to 24" widths 20.00
6/4" and 8/4", 2" to 6" widths 5.00
6/4" and 8/4", 8" to 12" widths 10.00
6/4" and 8/4", 14" to 18" widths 15.00
6/4" and 8/4", 20" to 24" widths 20.00

Lengths:
2. Regular loading: 5% 6' and/or 7'; 90% 8' to 16' or longer.

Lengths—Continued
3. Accumulated shorts deduct from the R/L price of the same size and grade:
1' to 2 1/2'—2" to 6" widths $30.00
1' to 2 1/2'—8" to 12" widths 35.00
1' to 2 1/2'—14" and wider 45.00
3' to 5'—2" to 6" widths 15.00
3' to 5'—8" to 12" widths 20.00
3' to 5'—14" and wider 25.00
4. Specified lengths add to the R/L price of the same size and grade:
6' to 15' $5.00
16' to 20' 10.00
21' to 24' 15.00
25' to 32' 25.00
Longer than 32' 30.00
5. Omitting lengths from R/L specifications add to the R/L price of the same size and grade:
6' and 7' $1.00
9' and shorter 3.00
10' and shorter 5.00
12' and shorter 6.00
6. Fractional lengths add $3.00 to the specified length price of the next longer length and compute footage on next longer length.

Widths:
7. Fractional and odd widths not listed, same price as next wider listed width. Compute footage on nominal fractional or odd rough width.

Thickness:
8. Fractional and odd thickness not listed, add $3.50 to next less listed size and compute footage on actual rough measure.

Working charges:
9. Surfaced green, deduct $5.00 from surfaced dry price.
10. Surfacing thicker and/or wider than American lumber standards add $3.00 to the standard surfaced price.
11. Resawing add $4.00.

Miscellaneous:
12. Selecting B and better all clear (eliminating knots and sap), including boat lumber, add $10.00 to the B and better price of the same size and length.
13. Tank stock, paragraph 777, add $5.00 to the B and better price of the same size and length.
14. Pipe stock, paragraph 727, add $4.00 to the B and better price of the same size and length.
15. Casing, base and jambs, 5/4 x 4" and thicker and/or wider use corresponding finish price, size and weight.
16. Rough dry deduct $3.00 from the surfaced dry price. Rough green deduct $8.00 from surfaced dry price.

TABLE 8—NO. 1 SHOP

Mixed grain rough, dry, R/L, 6' and longer:	Per M' BM
4/4" x 6" and wider, R/W	$40.00
5/4" x 6" and wider, R/W	43.00
6/4" x 6" and wider, R/W	43.00
8/4" x 6" and wider, R/W	48.00
12/4" x 6" and wider, R/W	58.00

Additions and deductions per 1,000 feet board measure. (See sec. 15 (b) (13).)

1. For surfacing add $3.00.
2. For No. 2 shop developing deduct $12.50.
3. For green deduct $5.00.

TABLE 9—GUTTER

B & Better green (Ohio or Boston pattern), R/L, 8' and longer:	Per M' BM
3" x 4"	$80.00
4" x 4"	85.00
4" x 5"	85.00
4" x 6"	85.00
5" x 7"	95.00
6" x 8"	95.00

Additions and deductions per 1,000 feet board measure. (See sec. 15 (b) (13).)

Lengths:
1. Specified lengths add to the R/L price of the same size and grade:
15' and shorter $5.00
16' to 20' 10.00
21' to 24' 15.00
25' to 32' 25.00
Longer than 32' 30.00
2. Specified 16' and longer: add $10.00.

Miscellaneous:
3. All other patterns, except Ohio or Boston, add $10.00.
4. For dry stock add $5.00.

TABLE 10—DOWNSPOUT

Dry R/L 3' and longer per lineal foot (includes all members)	B and better	C
2 3/4" x 2 3/4"—1 3/4" inside diameter	$0.12	$0.09
3 3/4" x 3 3/4"—2 3/4" inside diameter	.16	.12
3 1/4" x 3 1/4" with 3" spline	.22	------
3 3/4" x 3 3/4" with 4" spline	.24	------

1. Regular loading random length is as follows:

"B and better"	"C"
10%, 3' to 7'	10%, 3' to 7'
90%, 8' and longer	90%, 8' and longer

At the option of shipper, 10% 3' to 7' "B and better" may be included in the "C" at the "C" R/L price.
2. For specified lengths, add 2¢ per lineal foot.

TABLE 11—PICKETS

No. 1 pickets, dry square or gothic point per 1,000 pieces, S4S, bundled	3'	3 1/2'	4'	5'	6'
1 x 2"	$28.00	$31.00	$33.00	------	------
1 x 3"	32.00	36.00	42.00	$46.00	$57.00
1 x 4"	31.00	38.00	45.00	51.00	70.00
1 1/4 x 1 3/4"	28.00	33.00	41.00	------	------
1 1/2 x 1 1/2"	38.00	45.00	49.00	------	------

1. Number 2 pickets, deduct $3.00 per M pieces from No. 1 price.

TABLE 12—BATTENS

Regular loading R/L 6' to 16' or longer dry bundled per 100 lineal feet:	
3" flat	$0.70
2" O. G	.80
2 1/4" O. G	1.00

1. Regular loading, 10% 6' and 7', 90% 8' and longer.
2. Specified lengths, add $0.10 per 100 lineal feet.

TABLE 13—LATH

Green or dry, bundled per 1,000 pieces:	
3/8" x 1 1/2" or 1 3/4" No. 1, 4' (use dry weight)	$6.50
3/8" x 1 1/2" or 1 3/4" No. 2, 4' (use dry weight)	4.50
3/4" x 1 1/2"—1 9/16" shingle bands green (use green weight)	6.50

TABLE 14—LATTICE

Dry, regular loading, S4S, bundled, per 100 lineal feet:	
5/16" x 1 3/4"	$0.41
5/16" x 1 3/4"	.46
7/16" x 1 3/4"	.54

1. Regular loading, random lengths 6' to 16' or longer in multiples of 1', not over 15% in lengths under 10'.

Lengths:
2. Excess short lengths 4' to 9', deduct $0.05 per 100 lineal feet.
3. For specified lengths, add $0.05 per 100 lineal feet.

Thickness:
4. For S4S 1/2" thickness deduct $0.09 per 100 lineal feet.

TABLE 15—LOG SIDING

No. 1 green, R/L, 4' to 16' or longer:	Per M'BM
2" x 6", 8" and 10", finished to 1 3/4"	$37.00
3" x 8" and 10", finished to 2 1/4"	37.00

Additions and deductions per 1,000 feet board measure. (See sec. 15 (b) (13)).

Grade:
1. No. 2 deduct $5.00.

Lengths:
2. Specified lengths add $3.00.
3. For omitting 4' to 9' add $2.00 to R/L price.

Condition:
4. For dry stock add $5.00.

TABLE 16—BOARDS AND SHEATHING

Dry, R/L 6' to 16' or 20' S2S, S4S, D and M or shiplap, per M'BM	Add to No. 1 for select merch. par. 156	No. 1	No. 2	No. 3
1" x 2"	$4.00	$38.00	$28.00	$23.00
1" x 3"	4.00	38.00	28.00	23.00
1" x 4"	4.00	34.00	24.00	19.00
1" x 6"	4.00	40.00	33.00	28.00
1" x 8"	4.00	40.00	33.00	28.00
1" x 10"	4.00	40.00	33.00	28.00
1" x 12"	4.00	44.00	37.00	32.00

Additions and deductions per 1,000 feet board measure. (See sec. 15 (b) (13).)

Lengths:
1. Specified lengths add $3.00 to R/L price of same size and grade.
2. Fractionnl lengths add $1.00 to the specified length price of the next longer length. Compute footage on next longer length.
3. 4' and 5' lengths, all grades (No. 3 and better) may be included in No. 3 at R/L No. 3 price.

Widths:
4. Fractional or odd widths same price as next wider even width. Compute footage on fractional or odd rough width.

Thickness:
5. For 5/4" or 6/4" add $3.00 to 1" price of the same width and grade.

Working charges:
6. Surfaced green deduct $3.00.

Miscellaneous:
7. Selected knotty red cedar, paneling, any working, add $5.00 per M'BM to price of corresponding width and grade.
8. No. 4 rough or surfaced, dry or green, 1 x AW-R/L $15.00. Use green weights for green and dry weights for dry.
9. Rough dry deduct $2.00.
10. Rough green deduct $5.00.
11. Shims (see note 8, general notes) 1/2" and thinner add $2.50 to 5/4" price of corresponding size and grade and then reduce this price by 3/4; 8/4" and thicker add $2.50 to 6/4 price and reduce this price 1/4. Compute on 1" surface measure.

TABLE 17—DIMENSION, PLANK AND TIMBERS

Rough, green R/L 8' to 16' or 20' per M'BM	Add to No. 1 for select merch. par. 194 and 199	No. 1	No. 2	No. 3
2" x 3", 4", 6", 8", 10", and 12"	$3.00	$32.00	$27.00	$24.00
3" x 4", 6", 8", 10", and 12"	3.50	28.00	23.00	20.00
4" x 4", 6", 8", 10", and 12"	3.50	28.00	23.00	20.00
5" x 5", 6", 8", 10", and 12"	3.00	26.00	21.00	18.00
6" x 6", 8", 10", and 12"	3.00	26.00	21.00	18.00
8" x 8", 10", and 12"	3.00	26.00	21.00	18.00
10" x 10" and 12"	2.00	26.00	21.00	18.00
12" x 12"	2.00	26.00	21.00	18.00

Additions and deductions per 1,000 feet board measure. (See sec. 15 (b) (13).)

Lengths:
1. Specified lengths 8' to 20' add $3.00 to R/L price.
2. Odd or fractional lengths add $1.00 to the specified length price of the next longer even length. Compute footage on next longer even length.

Widths:
3. Odd or fractional widths not listed same price as next even wider width. Compute footage on nominal odd or fractional width.

Thickness:
4. Odd and/or fractional thicknesses not listed add $3.50 to the next less listed size. Compute footage on nominal odd or fractional rough measure.

Working charges:
5. Surfacing add $2.00 to corresponding rough price.
6. Surfacing 1/4" off add $3.00 to corresponding rough price.
7. T & G, grooved for splines, and outgauging add $5.00 to the rough price.
8. Square butting add $1.00.

Miscellaneous:
9. Rough dry, stock up to 6" thicknesses, add $5.00.
10. No. 4 rough or surfaced, dry or green, 2" and thicker x A. W.-A. L. $15.00. Use green weights for green and dry weights for dry.
11. All heart foundation lumber, 3" and thicker, paragraph 790, add $5.00 to No. 1 price.

TABLE 18—BOX LUMBER

R/L per M' BM:	
4/4 and thicker RW.	
Rough dry	$25.50
Rough green	23.00
Surfaced dry	26.50
Surfaced green	24.50

1. No additions for specified widths.
2. Grade as provided in paragraph No. 760 of West Coast Lumbermen's Association Standard Grading and Dressing Rules No. 12.

TABLE 19—CAPPING AND GROOVED TRUNKING

Green or dry, mill's option worked to pattern:

Capping, paragraph 769:	
1 x 4, 1 x 6, 2 x 4 and 2 x 6" R/L 4' and longer	$32.00
5/4 and 6/4 x 4" and 6" R/L 4' and longer	35.00
Trunking, paragraph 768:	
2 x 4, 3 x 4 and 4 x 6" R/L 4' and longer	35.00

Additions and deductions per 1,000 feet board measure (see sec. 15 (b) (13)).

Lengths:
1. Omitting 4' to 9' add $2.00.
2. Lengths 21' to 24' add $2.00.
3. Specified lengths add $5.00.

GENERAL NOTES

1. All grade and size terms and "paragraph" references and measuring terms appearing in this regulation refer to, and have the meaning given in the Standard Grading and Dressing Rules No. 12, issued by the West Coast Lumbermen's Association, effective March 1, 1943.

2. The reference "N. B." and "O. B." as employed in siding schedules is descriptive of the manner in which lengths are bundled. "N. B." or new bundling is as defined in paragraph 734 of Standard Grading and Dressing Rules No. 12. "O. B." or old bundling contemplates lengths 3 feet and longer in multiples of one foot, with each length bundled separately. Random length shipments of "N. B." and "O. B." includes 33 1/3% of 7' and shorter lengths.

3. No. 4 covers the down-fall which otherwise would be wasted. May be rough or surfaced. Defects include splits, check, shake, skips, rot, stain, worm holes, knot holes, wane and other defects which in combination will not impair the lumber for the purpose intended.

4. No lumber is sold on less than 1" count. All lumber is priced per 1,000 feet, board measure, except downspouts, pickets, battens, lath and lattice which are priced as designated.

5. Ripping and/or resawing not otherwise provided add $1.00 per M'BM; for diagonal or tapered add $5.00 per M'BM, and product of strip to be shipped.

6. For bundled where not provided add $1.00 per M'BM; on standard bundled items, where not bundled deduct $1.00 per M'BM.

7. Prices in all tables applying to items covered by American Lumber Standards apply to any standard working when finished A. L. S. size.

8. Shims: Shims are boards that are too thin to be surfaced to standard thickness but of sufficient thickness to surface hit and miss to 3/16", 1/4", 9/16", 5/8" or 13/16" of may be rough if full thickness.

*9. No part of the premium for Selected B and Better provided in footnote 14, table 6 or in footnote 12, table 7, may be charged except for direct mill shipment and where final delivery is to boat builders or other industrial users who have historically required and used this grade.

*10. No part of the premium provided in tables 6 and 7 for paragraphs 777 and 727 may be charged except on direct mill shipments and where final delivery is to manufacturers of wooden tanks or other containers historically requiring tank stock and pipe stock grades.

11. The premium provided in tables 6 and 7 for specified grain may be added only to either vertical grain or flat grain as specified by buyer. In no instance shall the premium be charged for both V. G. and F. G.

ARTICLE VI—TABLES OF PERMITTED ESTIMATED WEIGHTS

The use of the following estimated weights, even though they may be higher than actual weights, is permitted:

Bevel, bungalow siding and special siding	Dry	Green
	M'BM	
1/2" bevel siding	600	------
1/2" bevel siding No. 1 knotty	700	------
5/8" bungalow siding	750	------
3/4" bungalow siding	900	------
3/4" bunglow siding No. 1 knotty	1,000	------
3/4" bungalow siding rough	1,100	------
1 1/32" special siding S3S	600	------
1 1/32" special siding S3S	900	------

Drop siding and rustic	Dry	Green
	M'BM	
1" x 4" patterns 120 and 122	1,100	------
1" x 6" patterns 103 and 104	1,300	------
1" x 6" patterns 105, 106 and rustic	1,400	------
1" x 6" patterns 115 and 117	1,200	------
1" x 6" pattern 116	1,500	------
1" x 8" and 10" add 100 lbs. to above	------	------
1" x 6" weights	------	------

Flooring and ceiling	Dry	Green
	M'BM	
3/4" x 3" or 4"	600	------
1/2" x 3" or 4"	700	------
5/8" 3" or 4"	1,000	------
1" x 3" to 6"	1,500	------
1" x 8"	1,600	------

Finish	Dry	Green
	M'BM	M'BM
1/2" finish S2S or S4S 3/4"	800	------
5/8" finish S2S or S4S 9/16"	1,100	------
1" finish S2S or S4S 25/32"	1,700	------
1" rough	2,100	3,000

*An exception to the provisions of General Notes 9 and 10, may, when justification therefor is clearly demonstrated, be granted upon direct application to the Lumber Branch, Office of Price Administration, Washington, D. C.

ARTICLE VI—continued

Thick clears and tank stock	Dry	Green
	M'BM	*M'BM*
5/4" to 8/4" S2S or S4S	1,800	2,400
5/4" to 8/4" rough	2,300	3,000
2½" and 3" x 4" and wider S2S or S4S	2,000	2,400
2½" and 3" x 4" and wider rough	2,800	3,000
4" and thicker x 5" and wider S2S or S4S	2,200	2,600
4" and thicker x 5" and wider rough	2,800	3,000

Shop and box	Dry	Green
	M'BM	*M'BM*
4/4" rough	2,100	2,000
4/4" S2S or S4S	1,700	2,400
5/4" and thicker S2S or S4S	1,800	2,400
5/4" and thicker rough	2,300	3,000

Gutter	Dry	Green
	M'BM	*M'BM*
3" and thicker	1,350	1,600

Downspouts, dry:	*Per 100 lin. feet*
2⅜ x 2⅜"	70
3⅝ x 3⅝"	100
3⅝ x 3⅝" with 3" spline	125
3⅝ x 3⅝" with 4" spline	200

Pickets	Dry	Green
	M pieces	
1" x 2"-3"	800	
1" x 2"-4"	1,100	
1" x 3"-3"	1,200	
1" x 3"-3½"	1,400	
1" x 3"-4"	1,600	
1" x 3"-5"	2,000	
1" x 3"-6"	2,400	
1" x 4"-3"	1,600	
1" x 4"-3½"	1,850	
1" x 4"-4"	2,150	
1" x 4"-5"	2,700	
1" x 4"-6"	3,200	
1¼" x 1¼"-3"	800	
1¼" x 1¼"-3½"	900	
1¼" x 1¼"-4"	1,000	
1¼" x 1¼"-5"	1,100	
1¼" x 1¼"-3"	1,300	
1½" x 1½"-4"	1,500	

Battens	Dry	Green
	Per 100 lin. ft.	
3" flat	15	
2" O. G	18	
2½" O. G	20	

Lath and shingle band strips	Dry	Green
	M pieces	*M pieces*
¾" x 1½"-4"	400	
¾" x 1½"-4"	450	
¾" x 1½"-10½"		500

Lattice	Dry	Green
	Per 100 lin. ft.	
¾" x 1¼"	6	
¾" x 1¾"	8	
¾" x 1¾"	9	
(For S4S ⅝", use same weights as ¾".).		

Casing, base and jambs:
1" x 4" thicker and wider same weight as finish of same size.

Log siding	Dry lb.	Green lb.
	M'BM	*M'BM*
2" and thicker by 6" and wider	1,800	2,100

ARTICLE VI—continued

Boards and sheathing	Dry	Green
	M'BM	*M'BM*
1" x 2" and wider S2S or S4S	1,800	2,200
1" x 4" and wider D & M or shiplap	1,700	2,100
1" rough	2,100	3,000

Knotty cedar paneling: Same weights as boards and beathing.

Dimension, plank, timbers	Dry	Green
	M'BM	*M'BM*
2" x 2" and wider rough	2,700	3,000
3" x 3" and wider rough	2,800	3,000
4" x 4" and wider rough	2,800	3,000
2" x 2" to 2" x 4" S4S	1,900	2,300
2" x 6" to 2" x 12" S4S	2,000	2,400
5" and thicker by all widths rough	2,800	3,000
5" and thicker by all widths surfaced	2,000	2,400
For S4S ¼" off, add	200	200

Capping and trunking	Dry	Green
Capping:		
1 x 4 and 1 x 6"		2,400
2 x 4 and 2 x 6"		2,500
5/4 and 6/4 x 4" and 6"		2,500
Trunking:		
2 x 4"		2,500
3 x 4 and 3 x 6"		2,600

When surfacing is specified other than standard or where weights are not provided in this list, weight is to be computed by applying the following weights and deducting the equivalent to the percentage of difference between the rough and surfaced or fractional rough size, breaking on the next greater 50 pounds:

	Pounds
Cedar, rough green clear	3,000
Cedar, rough dry clear 1"	2,100
Cedar, rough dry clear 5/4" to 8/4"	2,300
Cedar, rough dry clear 2½" and thicker	2,800
Cedar, rough green common	3,000
Cedar, rough dry common 1"	2,100
Cedar, rough dry common 2"	2,700
Cedar, rough dry common 3" and thicker	2,800

This regulation shall become effective April 22, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6528; Filed, Apr. 17, 1946; 4:21 p. m.]

PART 1352—FLOOR COVERINGS

[RPS 57, Amdt. 7]

WOOL FLOOR COVERINGS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith, and it has been filed with the Division of the Federal Register.

Revised Price Schedule No. 57 is amended in the following respects:

1. Section 1352.1 (a) is amended to read as follows:

(a) On and after April 8, 1946, the maximum price for any unit of wool floor coverings for which the manufacturer has a maximum price properly established under this section, or under § 1352.10a, on that date, shall be 105 percent of that properly established maximum price, exclusive of any increases or adjustment charges in such maximum price permitted by any order, schedule or regulation of the Office of Price Administration.

2. Section 1352.1 (b) is amended to read as follows:

(b) The maximum price for sales of any new unit of wool floor covering differing only in color or pattern from a unit which has a maximum price properly established under paragraphs (a) or (c), or under § 1352.10a, is the same as the maximum price for the unit already priced, provided such change in color or pattern does not reduce the cost of producing the new unit.

3. Section 1352.1a is amended to read as follows:

§ 1352.1a *Adjustment of maximum prices.* Each manufacturer of wool floor coverings may increase his maximum prices established under § 1352.1 or 1352.10a of this revised price schedule for his sales of the wool floor coverings which he manufactures by 4½ percent: *Provided*, That the amount of such increase is separately stated as an adjustment charge on each invoice or other written evidence of sale.

4. Section 1352.1b (f) is amended to read:

(f) The seller's selling price for the article not exceeding his maximum price established under §§ 1352.1 or 1352.10a of Revised Price Schedule No. 57.

This amendment shall become effective on April 17, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942, as amended.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6536; Filed, Apr. 17, 1946; 4:20 p. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 459,[1] Amdt. 5]

GUMMED KRAFT SEALING TAPE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 459 is amended in the following respect:

In Appendix A, subparagraph (b) (1) is amended to read as follows:

(1) Maximum delivered price for sales of standard gummed Kraft sealing tape as set forth in paragraph (a), of this Appendix plus an amount not to exceed $0.75 per one hundred 1 inch wide rolls.

This amendment shall become effective April 23, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6556; Filed, Apr. 18, 1946; 11:35 a. m.]

[1] 8 F.R. 11807, 13498, 14662; 9 F.R. 6810.

PART 1366—USED CONSUMER DURABLE GOODS

[MPR 429, Amdt. 7]

CERTAIN CONSUMER DURABLE GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 429 is amended in the following respects:

1. The first paragraph of section 1 (e) is amended by deleting the words "and time clocks."

2. The second paragraph of section 1 (e) is amended to read as follows:

But this regulation does not cover sales of mechanical refrigerators (covered by Maximum Price Regulation No. 139); frozen food cabinets and lockers, farm freezers and commercial ice cream cabinets (covered by General Maximum Price Regulation) nor does it cover the sale of business machines such as counting, accounting, recording, reproducing and writing machines, time clocks, registers, and machines for handling checks, mail, fares or tickets, or for sorting or changing coins (covered by General Maximum Price Regulation for sales by manufacturers of their own makes and by Maximum Price Regulation No. 596 for resellers).

This amendment shall become effective on the 23d day of April 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6555; Filed, Apr. 18, 1946; 11:35 a. m.]

PART 1365—HOUSEHOLD FURNITURE

[3d Rev. MPR 213, Amdt. 4]

NEW COIL AND FLAT BEDSPRINGS AND METAL BEDS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Third Revised Maximum Price Regulation No. 213 is amended in the following respect:

Section 9 (b) (1) (iii) is added to read as follows:

(iii) If, prior to April 23, 1946, maximum prices have been established by an individual pricing order, or under the automatic pricing provision of section 9 (b) (1) of this regulation, for sales of any article covered by this regulation which is not listed in section 16, the manufacturer shall compute new maximum prices for his sales of that article, as follows:

(*a*) He shall determine the weight of the wire in the article.

(*b*) He shall determine the weight of the angles, flats and strips in the article.

(*c*) He shall add to his maximum price established under that individual pricing order or under the automatic pricing provision of section 9 (b) (1) of this regulation, the increase in his material cost, figured at $9.00, per ton, in the case of wire; and $7.00, per ton, in the case of angles, flats and strips.

The manufacturer's new maximum prices, so computed, the weight of the wire, and the total weight of the angles, flats and strips, in the article shall be reported to the Office of Price Administration, Washington 25, D. C., before the article is first offered for sale at a price higher than the maximum price previously established for the article by the in-line order, or under the automatic pricing provisions of section 9 (b) (1) of this regulation. If the reported maximum price is incorrectly calculated, the Office of Price Administration will issue an order establishing the correct maximum price for sales of the article, which maximum price shall apply to all sales of the article after April 23, 1946.

Retail maximum prices established by such in-line order, or under the automatic pricing provision of section 9 (b) (1) of this regulation, shall not be increased in any amount.

This amendment shall become effective on April 23, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942, as amended.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6554; Filed, Apr. 18, 1946; 11:35 a. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 24]

HOG AND SHEEP SUPRARENAL GLANDS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Second Revised Supplementary Regulation No. 14 is amended in the following respects:

1. Paragraph (a) of section 1.2 is amended by the addition of the following sentence at the end thereof: "It also applies to any person who sells or delivers hog and/or sheep suprarenal glands."

2. Subparagraph (3) of section 1.2 (b) is added to read as follows:

(3) *Hog and sheep suprarenal glands.* As used in this section 1.2 hog and sheep suprarenal glands means suprarenal glands obtained from the slaughter of hogs and sheep, and selected in accordance with standard commercial practice.

3. Subparagraph (3) of section 1.2 (c) is added to read as follows:

(3) For sales and deliveries after April 23, 1946, of hog and/or sheep suprarenal glands, the applicable maximum selling prices, f. o. b. shipping point, shall be as follows:

	Per pound
Hog suprarenal glands	$2.50
Sheep suprarenal glands	2.50

4. Paragraph (d) of section 1.2 is amended by the addition of the following sentence to be added at the end thereof: "Similarly, at the time of or prior to the first invoice on and after April 23, 1946, covering the sale of hog or sheep suprarenal glands each seller shall notify each purchaser of the maximum prices set forth in this section."

5. Paragraph (e) of section 1.2 is amended by changing the words "pancreas glands" appearing therein to read "pancreas and/or suprarenal glands".

This amendment shall become effective April 23, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6561; Filed, Apr. 18, 1946; 11:36 a. m.]

PART 1316—COTTON TEXTILES

[MPR 11,[1] Amdt. 27]

FINE COTTON GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Exception (i) to § 1316.3 (b) (1) is amended to read as follows:

(i) Grey goods delivered pursuant to contracts entered into on or after April 18, 1946 for use by prime contractors in fulfilling contracts entered into with the War Department calling for delivery of any of the finished fabrics, or of moisture vapor-proof wrapping material made in part of the marquisettes, designated in Schedule A of Direction No. 11, issued March 17, 1945 (amended July 14, 1945) by the War Production Board under its General Conservation Order M-317.

This amendment shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6553; Filed, Apr. 18, 1946; 11:34 a. m.]

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETICS AND ADMIXTURES

[MPR 127,[2] Amdt. 45]

FINISHED PIECE GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 127 is amended in the following respect:

Section 1400.78a (a) (15) is amended to read as follows:

[1] 9 F.R. 2961, 3577, 4879, 5162, 11531, 12020, 13056, 14850; 10 F.R. 1141, 3090, 6307, 6977, 14062.

[2] 9 F.R. 2464, 3031, 4029, 4879, 10088, 12020, 12638, 13067, 14014; 10 F.R. 412, 2014, 3093, 4816, 6303, 8857, 8979, 11148, 11896, 12260, 14507, 14628, 15006; 11 F.R. 1783, 2075, 2224, 2986.

(15) Any of the finished fabrics designated in Schedule A of Direction No. 11, issued March 17, 1945 (amended July 14, 1945) by the War Production Board under its General Conservation Order M-317 when delivered to the War Department pursuant to prime contracts entered into on or after April 18, 1946.

This amendment shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6558; Filed, Apr. 18, 1946; 11:36 a. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 25]

LUMBER PRESERVATIVELY TREATED BY NON-PRESSURE METHODS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is hereby amended by adding a new section to Article III to read as follows:

SEC. 3.13 *Lumber preservatively treated by non-pressure method*—(a) *Persons covered.* Any person who sells lumber impregnated with a wood preservative by a non-pressure method is subject to this regulation.

(b) *Maximum prices f. o. b. plant.* The maximum price f. o. b. treating plant for lumber preservatively treated by a non-pressure method shall be the sum of the following:

(1) The highest price, f. o. b. plant, charged by the seller during March 1942 or otherwise established under the General Maximum Price Regulation, for a given species, size and grade of treated lumber *less* the untreated lumber cost, including inbound transportation, for that same item of untreated lumber received from the supplier who furnished the largest quantity of that item to the seller during 1942.

(2) The current "mill ceiling" (untreated) price for the species, size and grade of lumber to be sold.

(3) Actual inbound transportation charges, not exceeding the charges permitted under the Maximum Price Regulation covering mill sales of untreated material of the particular species involved. Where treating-in-transit rates are used, this item (3) is not to be used, but the seller shall compute transportation, both inbound and outbound, under paragraph (c) below.

(c) *Delivered sales, and treating-in-transit.* (1) Where treating-in-transit rates are used, the maximum price at final destination is the sum of items (1) and (2) in paragraph (b) plus the through rate from the original loading-out point indicated on the freight bills surrendered in connection with the outbound shipment. To these freight charges may also be added the transit charge.

(2) Where transit privileges do not apply, the additions for inbound transportation may not exceed the actual weights of the untreated material times the actual inbound rate. The maximum addition for outbound freight is an amount equal to the actual weight of the treated material times the actual outbound rate.

(d) Within a period of thirty days after the first use of any maximum price computed by means of any one of the formulas set forth in this section, the seller shall submit a report to the Lumber Branch, Office of Price Administration, Washington 25, D. C., in the form of a statement setting forth the type of preservative used, the treatment process used, and the factors considered in arriving at the selling price, separately listing, in dollars and cents, the various formulary items as well as the computed maximum selling price.

(e) Any person who did not sell lumber preservatively treated by non-pressure methods in March 1942 shall file an application for a maximum price with the Lumber Branch, Office of Price Administration, Washington 25, D. C. The application shall set forth:

(1) A complete description of the lumber preservative and treating method for which a maximum price is sought.

(2) The maximum price proposed by the seller together with a detailed explanation of the method by which the seller calculated such price.

(3) The reasons why the seller believes the proposed price to be in line with the level of maximum prices established by this amendment.

The seller shall also submit such additional pertinent information as the Lumber Branch may require. The Lumber Branch will establish a price for the applicant which is comparable with the average of the prices established under this amendment for his competitors. Any maximum price established under this subsection (e) shall be subject to adjustment by the Lumber Branch at any time.

Note: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective April 23, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6552; Filed, Apr. 18, 1946; 11:34 a. m.]

Chapter XVIII—Office of Economic Stabilization

PART 4003—SUPPORT PRICES; SUBSIDIES

[Directive 41, Amdt. 4]

LIVESTOCK SLAUGHTER PAYMENTS

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

Directive 41 is amended by the addition of paragraph (e) to section 7 to read as follows:

(e) (1) Reconstruction Finance Corporation is also directed to withhold payment of subsidy claims upon certification by a District Director of the Office of Price Administration or the Secretary of Agriculture (or his duly authorized representative) that the slaughterer's report, after correction for errors, filed with the Office of Price Administration or the Department of Agriculture pursuant to Control Order 2 or War Food Order No. 75-7, shows that he has slaughtered livestock in excess of his authorized quota.

(2) The withholding shall apply to the cattle subsidy (exclusive of extra-compensation payments), calf subsidy or hog subsidy, depending on which species of livestock the slaughterer has slaughtered in excess of his authorized quota, due the slaughterer on the particular species of livestock slaughtered at the particular establishment during the accounting period involved.

(3) The appropriate District Director of the Office of Price Administration and the Secretary of Agriculture or his duly authorized representative shall, as promptly as possible, certify to Reconstruction Finance Corporation:

(i) The name of any slaughterer whose report, after correction for errors, filed pursuant to Control Order 2 or War Food Order No. 75-7, shows a slaughter of any species of livestock in excess of his authorized quota for such species of livestock; and

(ii) The address of the establishment and the accounting or quota period for which the report is filed; and

(iii) The species of livestock for which the slaughterer's report shows a slaughter in excess of his authorized quota.

(4) If a slaughterer has exceeded his authorized quota by an amount which is not in excess of 3 percent of such quota or 2000 pounds live weight, whichever is larger, he may apply to the Secretary of Agriculture or the Price Administrator, at Washington, D. C., depending on whether his report was filed with the Office of Price Administration or the Department of Agriculture, for a release of the subsidy withheld pursuant to this paragraph (e). Upon a finding by the Secretary of Agriculture or his duly authorized representative, or the Price Administrator that the slaughterer's excess slaughter was due to extenuating circumstances and that the release of the subsidy withheld would not be inconsistent with the stabilization program, the Secretary of Agriculture or his duly authorized representative or the Price Administrator may so certify to Reconstruction Finance Corporation, and thereupon the subsidy withheld shall be payable forthwith.

Issued and effective this 16th day of April 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-6535; Filed, Apr. 17, 1946; 4:50 p. m.]

TITLE 37—PATENTS AND COPYRIGHTS

Chapter I—Patent Office, Department of Commerce

PART 1—PATENTS

MISCELLANEOUS AMENDMENTS

APRIL 17, 1946.

The last sentence of § 1.18 is cancelled.

A new section is added reading as follows:

§ 1.30a *Single signature application.* The petition, oath, specification and claims, and power of attorney may be included in a single document and if in approved form may be executed by a single signature of applicant. (See Approved Single Signature Form [1]).

(Sec. 483, R.S., U. S. Code, Title 35, sec 6)

[SEAL] CASPER W. OOMS,
Commissioner of Patents.

Approved:

H. A. WALLACE,
Secretary of Commerce.

[F. R. Doc. 46-6537; Filed, Apr. 18, 1946; 9:54 a. m.]

TITLE 46—SHIPPING

Chapter II—United States Maritime Commission

Subchapter A—General Provisions and Rules of Procedure

[Gen. Order 41, Supp. 2]

PART 201—RULES OF PROCEDURE BEFORE THE COMMISSION

PLEADING AND PRE-HEARING PROCEDURES; FORM AND SERVICE OF DOCUMENTS

Section 201.54 (originally designated § 4.14) is amended to read:

§ 201.54 *Bill of particulars.* Within five (5) days after receipt of service of the complaint, the respondent may file a request for a bill of particulars with the Commission for service upon the complainant. Within ten (10) days after receipt of such request, complainant shall file with the Director of the Division of Regulation and serve upon respondent either (a) the bill of particulars requested or (b) a reply to such request setting forth the particular matters contained in the request which are objected to and the reasons for the objections. The time for filing answer to complaint shall be extended to a date ten (10) days after receipt by respondent of the bill of particulars or of notice of the Commission's disallowance of same.

[1] Not filed with Division of the Federal Register.

Section 201.73 (originally designated § 6.03) is amended by inserting before the words "bills of particulars" the words "requests for" so said section shall read:

§ 201.73 *Complaints and other documents served by Commission.* Complaints filed pursuant to § 201.41 (originally designated § 4.01), amendments to complaints, petitions to intervene, requests for bills of particulars, and memoranda filed pursuant to §§ 201.121-201.131 (originally designated §§ 9.01 to 9.11), inclusive, will be served by the Commission, and the mailing date shall constitute the date of service. Therefore, in addition to and accompanying the original of every document filed with the Commission for service by the Commission, there must be a sufficient number of copies for service on each party to the proceeding.

By order of the United States Maritime Commission.

(39 Stat. 728; 47 Stat. 1425; 49 Stat. 1985; 46 U.S.C. Chapters 23, 23A, 27)

[SEAL] A. J. WILLIAMS,
Secretary.

APRIL 9, 1946.

[F. R. Doc. 46-6551; Filed, Apr. 18, 1946; 11:19 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

General Land Office.

[Misc. 1829187]

WISCONSIN

RESTORATION ORDER NO. 1171 UNDER FEDERAL POWER ACT

APRIL 9, 1946.

By Departmental order of December 1, 1943, creating Power Site Classification No. 347, the following described land, an island in the Flambeau River, was withdrawn for power purposes:

4TH PRINCIPAL MERIDIAN

T. 35 N., R. 5 W., sec. 11, lot 8.
The area described contains 3.71 acres.

Pursuant to the determination of the Federal Power Commission (DA-1, Wisconsin) and in accordance with Departmental Order No. 1799 of March 19, 1943, 8 F.R. 3743, the above-described land is hereby declared open to disposition under the public land laws, subject to the provisions of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1063), as amended by the act of August 26, 1935 (49 Stat. 838, 846, 16 U.S.C. sec. 818), and to the special restriction that no building or other improvement shall be so located or constructed on said land as to interfere with, or be subject to interference by, the construction and operation of any power development by the United States or its licensees.

This order shall not become effective to change the status of this land until 10:00 a. m. on the 63rd day from the date on which it is signed. At that time the land shall, subject to valid existing rights, the provisions of existing withdrawals, and the provisions of section 24 of the Federal Power Act as above stated, become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public land affected by this order shall be subject to (1) application under the homestead laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the land becomes subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Applications by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for this land, which shall be filed in the General Land Office at Washington, D. C., shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circ. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the small tract act of June 1, 1938, shall be governed by the regulations contained in Part 257 of that title.

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 46-6539; Filed, Apr. 18, 1946; 10:08 a. m.]

CALIFORNIA

CLASSIFICATION ORDER

APRIL 11, 1946.

1. February 27, 1946, the Secretary of the Interior classified, under the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), for leasing, as hereinafter indicated, the following-described public lands in the Los Angeles, California, land district:

For all of the purposes mentioned in the act except camp and business.

SMALL TRACT CLASSIFICATION No. 74

California No. 32

SAN BERNARDINO MERIDIAN

T. 1 N., R. 10 E.,
Secs. 1 and 2;
Sec. 5, W½SW¼;
Sec. 6, lot 1 of NE¼;
Sec. 7, NE¼;
Sec. 11, N½ and S½S½;
Sec. 12, N½ and S½S½;
Sec. 13, NE¼, E½W½, N½SE¼, and SW¼SE¼;
Sec. 15, E½ and NW¼;
Sec. 23, SE¼;
Secs. 25 and 26;
Sec. 27, E½;
Sec. 31, S½;
Sec. 32, S½;
Sec. 33, S½;
Sec. 34, N½NE¼ and SW¼.

(Subject to right-of-way for Telephone and Telegraph Line, Los Angeles 047694, as to the tracts invaded thereby in secs. 7, 11, and 12, act of March 4, 1911, 36 Stat. 1253.)

T. 1 N., R. 11 E.,
Secs. 5 and 6;
Sec. 7, lots 1, 2 of NW¼, N½ lots 1, 2 of SW¼, and E½;
Sec. 8, N½ and SW¼;
Sec. 9, N½ and SE¼;
Sec. 10, SW¼NW¼ and S½;
Secs. 13, 14, and 15;
Sec. 17, NW¼ and S½;
Sec. 18, S½ lots 1, 2 of NW¼, N½ lots 1, 2 of SW¼, NE¼, and N½SE¼;
Sec. 20;
Sec. 21, N½ and N½S½;
Sec. 22, N½ and N½S½;
Secs. 23, 24, 29, and 30;
Sec. 31, N½ lots 1, 2 of NW¼, S½ lots 1, 2 of SW¼, N½NE¼, and S½SE¼;
Sec. 32, S½SW¼.

(Subject to right-of-way for Telephone and Telegraph Line, Los Angeles 047694, as to the tracts invaded thereby in secs. 7 to 10, inclusive, act of March 4, 1911, 36 Stat. 1253)

For all of the purposes mentioned in the act except camp and business.

SMALL TRACT CLASSIFICATION No. 75

California No. 33

SAN BERNARDINO MERIDIAN

T. 1 N., R. 8 E.,
Secs. 2 and 3;
Sec. 4, E½;
Sec. 10, W½ and SE¼;
Sec. 11, NE¼, E½SW¼, and SE¼;
Sec. 13, N½NW¼.

(Subject to right-of-way for Telephone and Telegraph Line, Los Angeles 047358, as to the tracts invaded thereby in sec. 11, act of March 4, 1911, 36 Stat. 1253)

T. 2 N., R. 8 E.,
Sec. 11, W½SE¼;
Sec. 12, NE¼, N½NW¼, N½SE¼, and SE¼SE¼;
Sec. 23, E½;
Sec. 24, W½.

T. 2 N., R. 9 E.,
Sec. 7, W½ and S½SE¼;
Sec. 18, N½ lot 1 of SW¼ and E½;
Sec. 19, lot 1 of NW¼, NE¼, and N½SE¼;
Sec. 22, NE¼, E½W½, and SE¼;
Sec. 26, SW¼;
Sec. 27, SE¼;
Sec. 34, W½NE¼, E½NW¼, NE¼SW¼, and NW¼SE¼.

T. 1 S., R. 9 E.,
Sec. 2, E½ lot 1 of NE¼ and E½SE¼.

For business and for combination home and business purposes.

SMALL TRACT CLASSIFICATION No. 74

California No. 32

SAN BERNARDINO MERIDIAN

T. 1 N., R. 10 E.,
Sec. 13, SE¼SE¼.

T. 1 N., R. 11 E.,
Sec. 18, S½ lots 1, 2 of SW¼ and S½SE¼;
Sec. 19, N½ and SE¼.

SMALL TRACT CLASSIFICATION No. 75

California No. 33

SAN BERNARDINO MERIDIAN

T. 2 N., R. 8 E.,
Sec. 11, E½SE¼;
Sec. 12, SW¼SW¼.

The areas described aggregate 23,675.19 acres.

2. These lands are located in a desert area about 140 to 150 miles east of Los Angeles near the southern boundary of San Bernardino County. Tps. 1 N., Rs. 10 and 11 E., and T. 1 S., R. 9 E., are immediately north of the Joshua Tree National Monument, and the remainder of the lands within 12 miles of the Monument. All the lands are located within the Twentynine Palms community, named for the original oasis which long has been a feature of this region, and adjoin or are near other public domain previously classified for leasing under the small tract program. U. S. Highway 60–70 from Los Angeles connects with a macadam road about 13 miles east of Banning to Twentynine Palms. Many of the roads from Twentynine Palms are graded gravel and can be traveled throughout the year. The lands are within a rather broad alluvial valley, except those in T. 1 S., R. 9 E., which are located in Pinto Cove at the base of the northern extremities of the Pinto Mountains. The lands involved range in elevation from 1,300 to 2,300 feet above sea level.

3. Water for the entire area is obtained from ground water supplies. The group of springs located in the south-central portion of T. 1 N., R. 9 E., have furnished a dependable supply of good quality water for many years. Water has been obtained from wells throughout the area ranging in depth from 30 to 275 feet. The depth to water under the classified lands cannot be very accurately determined due to the presence of numerous faults and because only a few wells have been drilled in these townships. The cost of drilling and equipping the deeper wells probably will be found to be more feasible as a group undertaking rather than by individual action. Water from developed wells is sold and delivered locally. This is a common practice in the vicinity of these lands, and is often the cheapest and most desirable method of obtaining culinary water. It is possible that some of the water companies operating in the communities will provide water if sufficient settlement takes place.

4. Pursuant to § 257.8 of the Code of Federal Regulations (43 CFR Part 257, Cum. Sup., as amended by Circ. 1613, February 27, 1946), a preference right to a lease is accorded to those applicants whose applications (a) were regularly filed, under the regulations issued pursuant to the act, prior to 8:30 a. m. on March 4, 1946, and (b) are for the type of site for which the land subject thereto has been classified. As to such applications, this order shall become effective upon the date on which it is signed.

5. As to the land not covered by the applications referred to in paragraph 4, this order shall not become effective to permit the leasing of such land under the small tract act of June 1, 1938, cited above, until 10:00 a. m. on June 13, 1946. At that time such land shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for other preference-right filings.* For a period of 90 days from 10:00 a. m. on June 13, 1946, to close of business on September 11, 1946, inclusive, to (1) application under the small tract act of June 1, 1938, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. secs. 279–283), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) *Advance period for simultaneous preference-right filings.* All applications by such veterans and persons claiming preference rights superior to those of such veterans filed on or after 8:30 a. m. on March 4, 1946, together with those presented at 10:00 a. m. on May 24, 1946, shall be treated as simultaneously filed.

(c) *Date for nonpreference-right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on September 12, 1946, any of the land remaining unappropriated shall become subject to application under the small tract act by the public generally.

(d) *Advance period for simultaneous nonpreference-right filings.* Applications under the small tract act by the general public filed on or after 8:30 a. m. on March 4, 1946, together with those presented at 10:00 a. m. on August 23, 1946, shall be treated as simultaneously filed.

6. Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

7. All applications for the lands referred to in paragraphs 4 and 5, which shall be filed in the District Land Office at Los Angeles, California, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circ. 324, May 22, 1914, 43 L. D. 254), to the extent that such regulations are applicable. Applications under the small tract act of June 1, 1938, shall be governed by the regulations contained in part 257 of Title 43 of the Code of Federal Regulations.

8. Lessees under the small tract act of June 1, 1938, will be required, within a reasonable time after execution of the lease, to construct upon the leased land, to the satisfaction of the Commissioner of the General Land Office, improvements which under the circumstances are presentable, substantial, and appropriate for the use for which the lease is issued. Leases will be for a period of five years, at an annual rental of $5 for home, cabin, health, convalescent, and recreational sites, payable yearly in advance. The rental for business sites will be in accordance with a schedule of graduated charges based on gross income, with a minimum charge of $20, payable yearly in advance, the remainder, if any, to be paid within 30 days after each yearly anniversary of the lease.

9. The land covered by applications filed subsequent to 8:30 a. m. on March 4, 1946, will be leased in tracts of approximately 5 acres each with dimensions of about 330 by 660 feet where the applications describe the tract in accordance with the regulations (43 CFR 257.16, 257.17), except that the land classified for business and for combination home and business will be leased in 1¼-acre tracts approximately 165 by 330 feet. The longest dimensions of all such tracts shall extend as follows:

In T. 1 N., R. 8 E., north and south;
In Tps. 1 N., Rs. 10 and 11 E., north and south;
In Tps. 2 N., Rs. 8 and 9 E., east and west;
In T. 1 S., R. 9 E., east and west.

but where only one 5-acre tract in a 10-acre subdivision is embraced in a preference-right application mentioned in paragraph 4, the register is authorized to accept an application for the remaining 5-acre tract extending in the same direction so as to fill out the subdivision, notwithstanding the direction of the tract may be contrary to that specified just above for the particular township.

10. Leasing under applications filed subsequent to 8:30 a. m. on March 4, 1946, for business and for combination home and business purposes of the SE¼SE¼ sec. 13, T. 1 N., R. 10 E., shall start at the corner common to secs. 13 and 24 of that township and secs. 18 and 19, T. 1 N., R. 11 E.; such leasing of the S½ lots 1, 2 of SW¼ and S½SE¼ sec. 18 and N½ and SE¼ sec. 19, T. 1 N., R. 11 E., shall start in the SW¼SW¼ sec. 18 and in the NW¼NW¼ sec. 19 at the corner common to secs. 13 and 24, T. 1 N., R. 10 E., and secs. 18 and 19, T. 1 N., R. 11 E.; such leasing of the E½SE¼ sec. 11 and SW¼SW¼ sec. 12, T. 2 N., R. 8 E., shall start in the SW¼SW¼ sec. 12 at the northeast corner of this subdivision, and from each of these starting points each additional unit leased shall adjoin a leased tract in order to facilitate consolidation of the business center. A deviation from this practice will be permitted, however, if circumstances arise where it would be advisable to have a particular type of business separated from the main business center.

11. All inquiries relating to these lands shall be addressed to the Register, District Land Office, Los Angeles 12, California.

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 46–6538; Filed, Apr. 18, 1946; 10:08 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

RECORD OF WORKING HOURS BY EMPLOYEES IN PULPWOOD OPERATIONS

NOTICE OF OPPORTUNITY TO SHOW CAUSE WITH RESPECT TO PROPOSED AMENDMENT

In the matter of the amendment to the record keeping regulations, Part 516, issued pursuant to authority contained in section 11 (c) of the Fair Labor Standards Act of 1938.

Notice is hereby given of opportunity to show cause why the following proposed amendment to Title 29, Chapter V, Code of Federal Regulations, Part 516, issued September 15, 1941, pursuant to authority contained in section 11 (c) of the Fair Labor Standards Act of 1938, should not be adopted by the Administrator:

§ 516.2 (b) *Record of hours worked by unsupervised employees engaged in woods operations on pulpwood, including the hauling of pulpwood in or from the woods.* An employer of an employee who is employed in woods operations on pulpwood, including the hauling of pulpwood in or from the woods, away from supervision under circumstances in which it is impracticable or impossible for the employer to ascertain the number of hours worked by the employee in any way other than on the representation of such employee, may instruct and require such employee to enter on an appropriate form, furnished by the employer, the number of hours the employee has worked on each day during the workweek.

The employer shall give full and detailed instructions to such employee with respect to the entries to be made on the form to the end that the employee may fully understand the nature and purpose of the report as the basis for determining the straight-time and overtime compensation to be paid to him and the necessity for completeness and accuracy of the entries to be made by the employee. Such a record, when signed by the employee as a true and accurate statement of the hours he has worked, shall be kept and preserved by the employer and, with respect to the hours worked by the employee away from supervision, shall be considered to meet the requirement of these regulations insofar as they require the recording of the hours worked each day, provided that the employer has used such means as are reasonably available to determine that the hours actually worked by such an employee have been accurately recorded.

All objections, protests or statements in opposition to or in support of the proposed amendment should be filed in writing with the Administrator of the Wage and Hour Division, 165 West 46th Street, New York 19, New York, within 15 days following the publication of this notice.

Signed at New York, New York, this 10th day of April 1946.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 46–6511; Filed, Apr. 17, 1946; 2:23 p. m.]

CIVIL AERONAUTICS BOARD.

[Dockets Nos. 2237 and 2251]

UNITED AIR LINES, INC.; CATALINA AIR TRANSPORT

NOTICE OF HEARING

In the matter of the application, under sections 408 and 412 of the Civil Aeronautics Act of 1938, as amended, for approval of agreements.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 408 and 412, in the above-entitled proceeding, that hearing is assigned for April 22, 1946, at 2 p. m. (eastern standard time) in Room 5417 of the Department of Commerce Building, Washington, D. C., before Examiner Edward T. Stodola.

Dated April 16, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46–6542; Filed, Apr. 18, 1946; 10:50 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6915]

P. C. WILSON

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of P. C. Wilson, Canton, Ohio, for construction permit. Docket No. 6915, File No. B2–P–4117.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March, 1946;

The Commission having under consideration the above application of P. C. Wilson, for a permit to construct a new standard broadcast station at Canton, Ohio;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application of W. J. Marshall, Cleveland, Ohio (File No. B2–P–4497), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would cause objectionable interference with the service proposed in the pending application of W. J. Marshall, Cleveland, Ohio (File No. B2–P–4497), and/or with any other pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services rendered by any existing broadcast station and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding, should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–6482; Filed, Apr. 17, 1946; 11:56 a. m.]

[Docket No. 7470]

WALTER L. EDWARDS

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Walter L. Edwards Porterville, California; for construction permit; Docket No. 7470, File No. B5–P–4545.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of March, 1946;

The Commission having under consideration the above application of Walter L. Edwards to construct a new standard broadcast station at Porterville, California, to be operated on the frequency 1590 kilocycles, with power of 1 kilowatt, unlimited time;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application of OJAI Broadcasting Company, Ventura, California (File No. B5–P–4463; Docket No. 7469) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant;

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service proposed in the pending application of OJAI Broadcasting Company, Ventura, California (File No. B5–P–4463, Docket No. 7469) or any other pending application for facilities in the United States and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with a proposed Class III broadcast station, as defined in the North American Regional Broadcasting Agreement, to be operated at Tijuana, B. C., Mexico, on 1590 kilocycles, and the nature and extent of any such interference.

6. To determine whether the operation of the proposed station would involve objectionable interference with any existing stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine whether the erection of the antenna system proposed would be consistent with existing Civil Aeronautics Administration requirements.

9. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–6483; Filed, Apr. 17, 1946; 11:56 a. m.]

[Docket No. 7469]

OJAI BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of OJAI Broadcasting Company, Ventura, California; for construction permit; Docket No. 7469; File No. B5–P–4463.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1946;

The Commission having under consideration the above entitled application of OJAI Broadcasting Company for a construction permit (File No. B5–P–4463) for a new standard broadcast station at Ventura, California, to be operated on 1590 kilocycles, with power of 1 kilowatt, unlimited time:

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application of Walter L. Edwards, Porterville, California (File No. B5–P–4545; Docket No. 7470) upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service proposed in the pending application of Walter L. Edwards (File No. B5–P–4545, Docket No. 7470) or any other pending application for facilities in the United States and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with a proposed Class III broadcast station, as defined in the North American Regional Broadcasting Agreement, to be operated at Tijuana, B. C., Mexico, on 1590 kilocycles, and the nature and extent of any such interference.

6. To determine whether the operator of the proposed station would involve objectionable interference with any existing stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine whether the erection of the antenna system proposed would be consistent with existing Civil Aeronautics Administration requirements.

9. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–6484; Filed, Apr. 17, 1946; 11:56 a. m.]

[Docket No. 7482]

MOBILE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Sam J. Ripps and Joseph Gardberg, d/b as Mobile Broadcasting Company, Mobile, Alabama; for construction permit; File No. B3–P–3828; Docket No. 7482.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 27th day of March 1946;

The Commission having under consideration an application for construction permit (File No. B3–P–3828, Docket No. 7482) of Sam J. Ripps and Joseph Gardberg, d/b as Mobile Broadcasting Company, for a new standard AM broadcast station at Mobile, Alabama;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permit of Gulf Broadcasting Company Inc. (File No. B3–P–3728, Docket No. 7313) and Gillette Burton and Jesse Gilbert Burton Jr., a partnership, known as Burton Broadcasting Company (File No. B3–P–4233, Docket No. 7314) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant and its members to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bill of particulars heretofore issued in these proceedings be, and they are hereby amended, to include the application of Sam J. Ripps and Joseph Gardberg d/b as Mobile Broadcasting Company (File No. B3–P–3828, Docket No. 7482).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–6491; Filed, Apr. 17, 1946; 11:57 a. m.]

[Docket No. 7485]

LIVINGSTON BROADCASTERS

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Edward J. Jansen, Jessica L. Longston, d/b as Livingston Broadcasters (a partnership), Livingston, Montana for construction permit; File No. B5–P–4539, Docket No. 7485.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1946.

The Commission having under consideration an application for construction permit (File No. B5–P–4539, Docket No. 7485) of Edward J. Jansen, Jessica L. Longston, d/b as Livingston Broadcasters (a partnership) for a new standard AM broadcast station at Livingston, Montana;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit of Yellowstone Amusement Company (B5–P–4565, Docket No. 7486) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant partnership and its members to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–6485; Filed, Apr. 17, 1946; 11:56 a. m.]

[Docket No. 7488]

HUB CITY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Hub City Broadcasting Company, Jackson, Tennessee. For construction permit. Filed No. B3–P–4523. Docket No. 7488.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1946;

The Commission having under consideration an application for construction permit (File No. B3–P–4523, Docket No. 7488) of Hub City Broadcasting Company for a new standard AM broadcast station at Jackson, Tennessee;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits of Jackson Broadcasting Company (File No. B3–P–3792, Docket No. 7487), and George Arthur Smith (File No. B3–P–4580, Docket No. 7489) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant and its members to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Station.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–6485; Filed, Apr. 17, 1946; 11:56 a. m.]

7. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6486; Filed, Apr. 17, 1946; 11:56 a. m.]

[Docket No. 7489]

GEORGE ARTHUR SMITH

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of George Arthur Smith, Jackson, Tennessee; for construction permit; File No. B3-P-4580; Docket No. 7489.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March, 1946;

The Commission having under consideration an application for construction permit (File No. B3-P-4580, Docket No. 7489) of George Arthur Smith for a new standard AM broadcast station at Jackson, Tennessee;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits of Jackson Broadcasting Company (File No. B3-P-3792, Docket No. 7487) and Hub City Broadcasting Company (File No. B3-P-4523, Docket No. 7488) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standard of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6487; Filed, Apr. 17, 1946; 11:56 a. m.]

[Docket No. 7487]

JACKSON BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Jackson Broadcasting Company, Jackson, Tennessee, for construction permit; File No. B3-P-3792; Docket No. 7487.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 27th day of March 1946;

The Commission having under consideration an application for construction permit (File No. B3-P-3792, Docket No. 7487) of Jackson Broadcasting Company for a new standard AM broadcast station at Jackson, Tennessee;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits of Hub City Broadcasting Company (File No. B3-P-4523, Docket No. 7488) and George Arthur Smith (File No. B3-P-4580, Docket No. 7489) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6488; Filed, Apr. 17, 1946; 11:56 a. m.]

[Docket No. 7483]

CITIZEN'S BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Citizen's Broadcasting Company, Abilene, Texas; for construction permit; Docket No. 7483; File No. B3-P-4637.

At a meeting of the Federal Communications Commission held at its offices in Washington, D. C., on March 27, 1946;

The Commission having under consideration the petition of Citizen's Broadcasting Company, Inc., requesting that its application for construction permit for a new standard AM broadcast station at Abilene, Texas, using 1340 kc. 250 watts, unlimited time, be designated for hearing in a consolidated proceeding;

It is ordered, That the petition be, and it is hereby, granted, and the application of Citizen's Broadcasting Company (File No. B3-P-4637, Docket No. 7483) be and it is hereby designated for hearing in consolidation with the applications of Ingham S. Roberts, Joe W. Wetherby, B. P. Bindworth, and J. Edward Johnson d/b as Westex Broadcasting Company (File No. B3-P-4437, Docket No. 7366) and Abilene Broadcasting Company (File No. B3-P-4438, Docket No. 7367) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6489; Filed, Apr. 17, 1946; 11:56 a. m.]

[Docket No. 7480]

DICKINSON PUBLISHING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Dickinson Publishing Company, Dickinson, North Dakota, for construction permit. File No. B4-P-4500. Docket No. 7480.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 27th day of March 1946;

The Commission having under consideration an application for construction permit (File No. B4-P-4500, Docket No. 7480) of Dickinson Publishing Company for a new standard AM broadcast station at Dickinson, North Dakota;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application of Dickinson Radio Association (File No. B4-P-4586, Docket No. 7479) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6490; Filed, Apr. 17, 1946; 11:57 a. m.]

[Docket No. 7476]

NORTHERN VIRGINIA BROADCASTERS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Northern Virginia Broadcasters, Inc.; Arlington, Virginia; for construction permit; File No. B2-P-4604; Docket No. 7476.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on March 27, 1946;

The Commission having under consideration the petition of Northern Virginia Broadcasters, Inc. requesting that its application for construction permit for a new standard AM broadcast station at Arlington, Virginia, using 860 kc, 1 kw, daytime, be designated for hearing in a consolidated proceeding;

It is ordered, That the petition be, and it is hereby, granted, and the application of Northern Virginia Broadcasters, Inc. (File No. B2-P-4604, Docket No. 7476) be, and it is hereby, designated for hearing in consolidation with the applications of A. S. Abell Company (File No. B2-P-4297, Docket No. 7338) and Berks Broadcasting Company (WEEU) (File No. B2-P-4380, Docket No. 7339) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bill of Particulars heretofore issued in these proceedings, be, and they are hereby, amended, to include the application of Northern Virginia Broadcasters, Inc. (File No. B2-P-4604, Docket No. 7476).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6492; Filed, Apr. 17, 1946; 11:57 a. m.]

[Docket No. 7479]

DICKINSON RADIO ASSN.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Dickinson Radio Association, Dickinson, North Dakota; for construction permit; File No. B4-P-4586, Docket No. 7479.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of March 1946;

The Commission having under consideration an application for construction permit (File No. B4-P-4586; Docket No. 7479) of Dickinson Radio Association for a new standard AM broadcast station at Dickinson, North Dakota;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application of Dickinson Publishing Company (File No. B4-P-4500, Docket No. 7480) on the following issues:

1. To determine the legal, technical, financial and other qualifications of applicant corporation, its officers and members to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas

and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6493; Filed, Apr. 17, 1946; 11:57 a. m.]

[Docket No. 7481]

RADIO WKBN

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Ranulf Compton d/b as Radio WKBN, Camden, New Jersey, for construction permit, File No. B1-P-4617, Docket No. 7481.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on March 27, 1946;

The Commission having under consideration the petition of Ranulf Compton requesting that his application for construction permit for a new standard AM broadcast station at Camden, New Jersey, using 820 kc, 1 kw, daytime, be designated for hearing in a consolidated proceeding;

It is ordered, That the petition be, and it is hereby, granted, and the application of Ranulf Compton (B1-P-4617, Docket No. 7481) be and it is hereby designated for hearing in consolidation with the applications of Camden Broadcasting Company (File No. B1-P-4173, Docket No. 7065), Chambersburg Broadcasting Company (File No. B3-P-4221, Docket No. 7066), Crescent Broadcast Corporation (File No. B2-P-4251, Docket No. 7096) and Independence Broadcast Company (WHAT) (File No. B2-P-4435, Docket No. 7309) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bill of Particulars heretofore issued in these proceedings, be, and they are hereby amended, to include the application of Renulf Compton (File No. B1-P-4617, Docket No. 7481)

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6494; Filed, Apr. 17, 1946; 11:57 a. m.]

[Docket No. 7477]

NORTHERN KENTUCKY AIRWAVES CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Northern Kentucky Airwaves Corporation, Covington, Kentucky; for construction permit; file No. B2-P-4522; Docket No. 7477.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 27th day of March 1946;

The Commission having under consideration an application for construction permit (File No. B2-P-4522, Docket No. 7477) of Northern Kentucky Airwaves Corporation, for a new standard AM broadcast station at Covington, Kentucky;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit of The Northern Kentucky Radio Corporation (File No. B2-P-4574, Docket No. 7478) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6495; Filed, Apr. 17, 1946; 11:57 a. m.]

[Docket No. 7478]

NORTHERN KENTUCKY RADIO CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of The Northern Kentucky Radio Corporation, Covington, Kentucky for construction permit; File No. B2-P-4574; Docket No. 7478.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March, 1945;

The Commission having under consideration an application for construction permit (File No. B2-P-4574, Docket No. 7478) of The Northern Kentucky Radio Corporation for a new standard AM broadcast station at Covington, Kentucky;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application of Northern Kentucky Airwaves Corporation (File No. B2-P-4522, Docket No. 7477) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6496; Filed, Apr. 17, 1946; 11:58 a. m.]

[Docket No. 7484]

EUGENE BROADCASTERS INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Eugene Broadcasters Inc., Eugene, Oregon, for construction permit; File No. B5-P-4259.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 27th day of March, 1946;

The Commission having under consideration an application for construction permit (File No. B5-P-4259, Docket No. 7484) of Eugene Broadcasters Inc. for a new standard AM broadcast station at Eugene, Oregon;

It is ordered, That this application be designated for hearing on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of stations KVOS, Bellingham, Washington, and KGHL, Billings, Montana, and whether it would receive objectionable interference from the latter stations and other existing stations, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of any other existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

It is further ordered, That KVOS, Inc. licensee of station KVOS, Bellingham, Washington and Northwestern Auto Supply Co. Inc., licensee of station KGHL, Billings, Montana, be and they are hereby made a party to these proceedings.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6497; Filed, Apr. 17, 1946; 11:58 a. m.]

[Docket No. 7486]

YELLOWSTONE AMUSEMENT CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Yellowstone Amusement Company, Livingston, Montana, for construction permit. File No. B5-P-4565.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March, 1946;

The Commission having under consideration an application for construction permit (File No. B5-P-4565, Docket No. 7486) of Yellowstone Amusement Company for a new standard AM broadcast station at Livingston, Montana.

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit of Edward J. Jansen, Jessica L. Longston, d/b as Livingston Broadcasters (a partnership) (File No. B3-P-4539, Docket No. 7485) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the proposed operation of Station WAKR would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine on a comparative basis, which, if either, of any applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6498; Filed, Apr. 17, 1946; 11:58 a. m.]

[Docket No. 7214]

SUMMIT RADIO CORP. (WAKR)

NOTICE OF HEARING

In re application of Summit Radio Corporation (WAKR); date filed January 5, 1945; for construction permit to make changes in directional antenna for night use and make changes in ground system; class of service, broadcast; class of station, broadcast; location, Akron, Ohio; operating assignment specified, frequency, 1590 kc; power, 5 kw night,[1] 5 kw day; hours of operation, unlimited. File No. B2-P-3834.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, and its officers, directors and stockholders to construct and operate Station WAKR as proposed.

2. To determine the areas and populations which may be expected to gain primary service from the proposed operation of Station WAKR and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station WAKR would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the

[1] DA—for night use.

availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station WAKR would involve objectionable interference with the operation of Station KVGB, Great Bend, Kansas, as proposed in the application of KVGB, Inc. (File No. B4–P–4459; Docket No. 7473), or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the proposed installation and operation of Station WAKR would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Summit Radio Corporation, Radio Station WAKR, First Central Tower, 106 S. Main Street, Akron, Ohio.

Dated at Washington, D. C., April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–6499; Filed, Apr. 17, 1946; 11:58 a. m.]

[Docket No. 7497]

DON LEE BROADCASTING SYSTEM (KGB)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Don Lee Broadcasting System (KGB), San Diego, California; for construction permit. File No. B5–P–4330.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 3rd day of April, 1946:

The Commission having under consideration the above-entitled application of Don Lee Broadcasting System, (KGB) requesting authority to increase power, install new transmitter and antenna, and change transmitter location;

It is ordered, That the said application be, and it is hereby, designated for hearing upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary broadcast service from the operation of Station KGB as proposed, and what other broadcast services are available to these areas and populations.

2. To determine the type and character of program service proposed to be rendered, and whether it would meet the requirements of the areas and populations proposed to be served.

3. To determine the nature, extent and effect of any interference which would result from the simultaneous operation of Station KGB as proposed and Station XESA, Culiacan, Sinaloa, Mexico.

4. To determine whether the operation of Station KGB as proposed would result in objectionable interference with any other existing broadcast station, particularly Stations KSCJ, Sioux City, Iowa, and KMO, Tacoma, Washington, and if so, the nature and extent thereof, the areas and populations affected thereby, and the character of other broadcast service available to such areas and populations.

5. To determine whether the proposed operation of Station KGB would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–6500; Filed, Apr. 17, 1946; 11:58 a. m.]

[Docket Nos. 7488 and 7499]

BLUE VALLEY CO. AND GENERAL BROADCASTING CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Frank E. Fowler, Craig Siegfried, Cedric Siegfried and Charles Siegfried, a partnership, d/b as The Blue Valley Company, Independence, Missouri; Docket No. 7498; File No. B4–P–4597; R. E. Northcutt, W. L. Gillmor, and W. C. Turner, a partnership, d/b as General Broadcasting Company, Independence, Missouri; Docket No. 7499; File No. B4–P–4519. For construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 3d day of April 1946;

The Commission having under consideration the application of The Blue Valley Company (File No. B4–P–4597; Docket No. 7498), for a construction permit for a new standard broadcast station at Independence, Missouri to operate on the frequency 1510 KC, with power of 1 KW, daytime and the Commission having also under consideration the application of General Broadcasting Company (File No. B4–P–4519; Docket No. 7499), for a construction permit for a new standard broadcast station at Independence, Missouri, to operate on the frequency 1490 KC, with 250 watts power, unlimited time;

It is ordered, That the above-entitled applications be, and they are hereby designated for hearing together in a consolidated proceeding on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnerships, and of the individual partners thereof to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–6501; Filed, Apr. 17, 1946; 11:59 a. m.]

[Docket Nos. 7504 and 7505]

A. J. FLETCHER AND NEWS AND OBSERVER PUBLISHING CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of A. J. Fletcher, Greensboro, North Carolina; Docket No. 7504, File No. B3–P–4513; the News and Observer Publishing Company, Raleigh, North Carolina; Docket No. 7505, File No. B3–P–4176. For construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 3rd day of April 1946;

The Commission having under consideration the application of A. J. Fletcher (File No. B3–P–4513; Docket No. 7504), for a construction permit for a new standard broadcast station at Greensboro, North Carolina, to operate on 850 KC, with 1 KW power, daytime; and the Commission having also under consideration the application of the News and Observer Publishing Company (File No. B3–P–4176; Docket No. 7505), for a construction permit for a new standard broadcast station at Raleigh, North Carolina, to operate on 850 KC, with 1 KW power at night, and 5 KW power during the day, unlimited time;

It is ordered, That the above-entitled applications be, and they are hereby designated for hearing together in a consolidated proceeding on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicants to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference each with the other, or to any other proposed or existing broadcast station, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–6502; Filed, Apr. 17, 1946; 11:59 a. m.]

[Docket No. 7510]

PRESS WIRELESS, INC.

NOTICE OF HEARING

In re applications of Press Wireless, Inc., dated November 8, 1945, for modification of licenses to delete special provisions limiting communication between applicants two stations to service messages and traffic originating in or destined to points outside the 48 states, and the District of Columbia; class of service, fixed public press; class of stations, point-to-point telegraph; locations, Hicksville, New York; Los Angeles, California; File Nos. 317–MLH–A, 316–MLH–A.

You are hereby notified that the Commission having examined the above-described applications, and being unable to determine upon examination of such applications that public interest, convenience or necessity would be served by the granting thereof, has designated the matters for hearing for the following reasons:

1. To determine whether there is a public need for additional telegraph communication channels for handling domestic press telegraph traffic between New York, N. Y., and Los Angeles, California which cannot adequately be met by existing wire facilities.

2. To determine applicant's financial ability to provide the necessary physical equipment, offices and qualified personnel in order to render efficient and economical domestic press telegraph service between New York, N. Y. and Los Angeles, California.

3. To determine the nature of the service proposed to be rendered by applicant, including the charges, practices, classifications or regulations in connection with such proposed service and the speed, transmission qualities and scheduled hours of operation which applicant expects to provide for such proposed service.

4. To determine the relative efficiency and economy of the proposed domestic press telegraph service between New York, N. Y. and Los Angeles, California to be rendered by applicant as compared with that provided by The Western Union Telegraph Company.

5. To determine the extent to which applicant's authorized frequencies and facilities would be used for rendering the proposed service and further to determine whether applicant's use thereof is the most efficient and economical use of such frequencies and facilities.

6. To determine, generally, what effect the rendition of the proposed service by applicant will have upon the international communications service rendered by it, and particularly, whether the use of frequencies by applicant for the proposed service will result in interference with operations conducted by it on the authorized frequencies used for international communications service.

7. To determine any other relevant facts which would indicate whether or not a grant of the above applications would serve public interest, convenience or necessity.

The applicant is hereby given an opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 (a) of the Commission's rules and regulations. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's rules and regulations.

The applicant's address is as follows: Press Wireless, Inc., 1475 Broadway, New York, N. Y.

Dated at Washington, D. C., April 10, 1946.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–6503; Filed, Apr. 17, 1946; 11:59 a. m.]

[Docket No. 7368]

LUCK-McDONALD CO.

NOTICE OF HEARING

In re application of Dr. Leslie Haltom Luck and Myron Birdsel "Patt" McDonald, d/b as Luck-McDonald Company (new); date filed, November 21, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Fort Worth, Texas; operating assignment specified: Frequency, 1360 kc, power, 1 kw night,[1] 1 kw day[1]; hours of operation, unlimited. File No. B3–P–4413.

[1] D. A.—night and day.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Fort Worth Broadcasting Company, Fort Worth, Texas (File No. B3–P–4439, Docket No. 7369) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The Applicant's address is as follows: Luck-McDonald Company, c/o Dr. L. H. Luck, 806 Houston Street, Fort Worth, Texas.

Dated at Washington, D. C., April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–6504; Filed, Apr. 17, 1946; 11:59 a. m.]

KELO, SIOUX FALLS, S. DAK.[1]

PUBLIC NOTICE CONCERNING PROPOSED ASSIGNMENT OF LICENSE

The Commission hereby gives notice that on March 15, 1946, there was filed with it an application (B4–TC–475) for its consent under section 310 (b) of the Communications Act (47 U.S.C.A. 310) to the proposed assignment of license of standard broadcast station KELO, Sioux Falls, South Dakota, from the Sioux Falls Broadcast Association, Inc. to the Midcontinent Broadcasting Co., State Theater Building, Sioux Falls, South Dakota. The proposal to assign said license is based upon an agreement of February 27, 1946, entered into between Sioux Falls Broadcast Association, Inc. and Midcontinent Broadcasting Co. pursuant to which the former agreed to sell to the latter all the real and personal property of KELO for a consideration of $100,000 plus 50 shares of licensee's common capital stock owned by Sam Fantle, Jr. Of this amount $50,000 in cash and the 50 shares of stock together with a promissory note for $50,000 signed by purchaser and endorsed by Sam Fantle, Jr. and his wife, Evelyn Fantle, payable $10,000 a year beginning July 1, 1947, with 3% interest per annum shall be placed in escrow with the Northwest Security National Bank of Sioux Falls, South Dakota. The selling corporation shall deposit with said bank a deed to the realty and bill of sale of the personalty described in the contract. The money deposited and note as well as the deed and bill of sale are to be delivered to the respective parties upon the closing date which is to be not later than 30 days following the effective date of the Order of the Commission consenting to the transfer. If within one year from date of the agreement the Commission has not consented to the transfer or if the Commission has denied such consent either party may cancel the agreement upon notice. Within 6 months from closing purchaser shall remove its office equipment and other personalty from the premises occupied by KSOO and separation is to be made of other properties between KSOO and KELO. Further details as to the arrangements and the application may be found from an inspection of the papers on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider proposed new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, such applications would be deferred unless applicants desired to follow the procedure proposed in the WLW decision, and supplement their applications so as to come within the framework of the announced procedure including the provision for public notice. Pursuant thereto the Commission was advised on April 2, 1946, that notice would be inserted in the "Daily Argus Leader," a newspaper of general circulation in Sioux Falls, S. Dak., twice a week for three weeks beginning April 9, 1946, of the proposed assignment of the license and acquisition by assignee of the properties of KELO.

In accordance with the procedure proposed in the WLW decision and that announced in the Commission's release, no action will be had upon the KELO application for a period of 60 days from April 9, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C. 310 (b))

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–6481; Filed, Apr. 17, 1946; 11:59 a. m.]

[Docket No. 7509]

ELECTRONIC TIME, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Electronic Time, Inc., for construction permit. File No. B1–PEX–87.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April, 1946;

The Commission having under consideration the application of Electronic Time, Inc. (File No. B1–PEX–87) for a construction permit for a developmental AM broadcast station in New York City, to broadcast the time of day on a frequency between 25 and 30 megacycles (to be selected by the Commission) for reception by watch-size receivers capable of operating only on this frequency; and

It appearing that several individuals have filed with the Commission affidavits protesting the grant of the application of Electronic Time, Inc., which affidavits raise a question regarding the general qualifications of the applicant to receive the permit applied for; and

It further appearing that this application raises a number of issues which cannot be resolved on the basis of information now before the Commission;

It is ordered, That this application be, and it is hereby, designated for hearing, for the purpose of determining:

1. The legal, technical, financial and other qualifications of the applicant corporation, and of its officers, directors and stockholders to construct and operate the proposed station.

2. The program of development, experimentation and research which the applicant proposes to conduct, its technical facilities therefor, and the means whereby it proposes to finance this program.

3. The program service which applicant intends to develop and render and whether, and the extent to which, this service is rendered or could be rendered by radio stations in established broadcast services, or by other facilities.

4. The frequency or frequencies, power, and type of emission necessary or adequate technically to conduct the program of development, experimentation and research proposed by applicant.

5. The type of non-experimental authorization or authorizations, if any, for which applicant proposes to make application to the Commission, in the event of the grant of its present experimental application and the successful outcome of its proposed program of experimentation and development.

6. The need for modifying the Commission's Report of Allocations above 25 megacycles, dated May 25, 1945, to permit the assignment of a frequency to applicant's proposed developmental station in the 25–30 megacycle band, and to permit the establishment of a service consisting of time-reporting broadcast stations such as that proposed by the applicant.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–6505; Filed, Apr. 17, 1946; 11:59 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70–1201]

THE MIDDLE WEST CORP.

SUPPLEMENTAL ORDER RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 16th day of April A. D. 1946.

The Commission having on February 12, 1946 and April 2, 1946 issued its orders herein under section 12 (d) of the Public Utility Holding Company Act of 1935 and Rule U-44 thereunder permitting to become effective the declaration, as amended, of The Middle West Corporation ("Middle West"), a registered holding company, regarding the sale by it at competitive bidding, pursuant to Rule U-50, of 84,000 shares of common stock, par value $1.00 per share, of Midland Realization Company ("Realization Company"), a registered holding company; and

The Commission in said orders having provided that the proposed sale of said common stock should not be consummated until the results of competitive bidding have been made a matter of record in this proceeding and a further order entered by this Commission in the light of the record as so completed, jurisdiction having been reserved for such purpose, and jurisdiction having been reserved in such orders over all fees and expenses to be incurred in connection with the proposed transaction; and

[1] Section 1. 361, Part I, Rules of Practice and Procedure.

Middle West having filed a further amendment to said declaration stating that in accordance with the permission granted in said orders of the Commission it offered the said common stock for sale pursuant to the competitive bidding requirements of Rule U-50 and received the following bids:

Group heading bid	Bid per share	Gross proceeds to middle west
The First Boston Corp. and Central Republic Co., Inc.	$36.75	$3,087,000
Kidder, Peabody & Co.	34.79	2,922,360
Lazard Freres & Co.	34.60	2,906,400

It further appearing that Middle West has accepted the bid of the group of seven firms ("Purchasers"), headed by The First Boston Corporation and Central Republic Corporation, Inc., identified as follows:

Purchaser	*Participation (No. of shares)*
The First Boston Corp.	15,900
Central Republic Company, Inc.	15,900
Blyth & Co., Inc.	15,900
Dean Witter & Co.	15,900
Lee Higginson Corp.	10,630
Shields & Co.	6,000
G. H. Walker & Co.	3,770
	84,000

It having been represented by or on behalf of said Purchasers that it is the present intention of each of them to hold the said common stock of Realization Company until the dissolution of that company, and to participate in said dissolution to the extent entitled; but that no representation is made to the Commission, nor is there any arrangement or understanding among Purchasers that such stock will be so retained, but that, on the contrary, a public offering may be made by any or all of said Purchasers of their respective holdings of such stock, particularly if the dissolution of Realization Company is unduly delayed; and

The Commission having examined said amendment and having considered the record herein and finding no reason for imposing terms or conditions with respect to the price to be paid for said common stock; and finding that the fees and expenses incurred by Middle West in connection with the said proposed sale are nominal and not unreasonable;

It is ordered, That the jurisdiction heretofore reserved with respect to the competitive bidding employed in connection with the sale of said common stock and of all fees and expenses incurred in connection with the said transactions be, and the same hereby is, released, and that said declaration, as further amended, be, and the same hereby is, permitted to become effective forthwith subject to the terms and conditions prescribed in Rule U-24 and to the further condition that the text of this order, together with the text of the findings and orders of the Commission in this matter dated February 12, 1946, and April 2, 1946, respectively, shall be furnished to all prospective buyers of the common stock of Midland Realization Company in connection with any offering of such stock by Purchasers or any of them.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6506; Filed, Apr. 17, 1946; 2:21 p. m.]

[File Nos. 54-67, 59-64]

PEOPLES LIGHT AND POWER CO. ET AL.

SUPPLEMENTAL ORDER REGARDING SOLICITATIONS

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 15th day of April, A. D. 1946.

In the matter of Peoples Light and Power Company and subsidiary companies, File No. 54-67; Peoples Light and Power Company, California Public Service Company, Texas Public Service Farm Company, Texas Public Service Company, West Coast Power Company, File No. 59-64.

The Commission having by order dated September 14, 1945, approved the plan of Peoples Light and Power Company filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, which plan, among other things, provided for holding a meeting of stockholders for the election of a new board of directors and outlined the procedure for the nomination and election of said directors;

The Commission having reserved jurisdiction to review or to pass upon any revision of the procedure set forth in the plan for the nomination and election of a new board of directors;

Peoples having requested the Commission to clarify the procedure for the nomination and election of directors so as to specify to what extent, if any, solicitations with respect to said nomination and election of directors are subject to the provisions of the act and the rules and regulations promulgated thereunder; and

The Commission deeming it appropriate in the public interest and for the protection of investors and consumers to require that all solicitations with respect to the nomination and election of directors of Peoples Light and Power Company (now, by change of name, Texas Public Service Company), as provided for in its plan as aforesaid, shall comply with the provisions of section 11 (g) of the act and with the provisions of Rule U-62 except paragraph (g) thereof:

It is ordered, That all solicitations with respect to the nomination and election of directors of Peoples Light and Power Company (now, by change of name, Texas Public Service Company), as provided for in its plan as aforesaid, shall be required to comply with the provisions of section 11 (g) of the act and with the provisions of Rule U-62 except paragraph (g) thereof.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6508; Filed, Apr. 17, 1946; 2:21 p. m.]

[File No. 70-1254]

ASSOCIATED ELECTRIC CO. AND ARIZONA GENERAL UTILITIES CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 16th day of April 1946.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Associated Electric Company (Aelec), a registered holding company and a subsidiary of General Public Utilities Corporation, also a registered holding company, and by Arizona General Utilities Company (Arizona General) a subsidiary of Aelec; and

Notice is further given that any interested person may, not later than April 24, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application-declaration, as filed or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application-declaration which is on file in the offices of said Commission, for a statement of the transactions therein proposed which are summarized as follows:

Aelec proposes to sell to Graham County Electric Cooperative, Inc., and the Towns of Safford and Thatcher, Arizona, its entire investment in Arizona General for an aggregate base price of $410,000, subject to certain adjustments as provided in the contract of sale. As of December 31, 1945, Aelec's investment in Arizona General consisted of $149,500 principal amount of 6% first mortgage bonds due December 1, 1945; $86,000 principal amount of open account indebtedness; and 10,000 shares of common stock, without par value.

Under the terms of the contract of sale the purchasers are to participate in the purchase of the securities and open account indebtedness of Arizona General in the following proportions:

Purchaser	Shares of stock	Bonds and open account indebtedness	Aggregate base purchase price
		Percent	
Graham County	2,617	26.1687	$107,291.67
Safford	6,444	64.4400	264,204.00
Thatcher	939	9.3913	38,504.33
	10,000	100.00	410,000.00

The contract of sale provides that all payments to be made by the Towns of Safford and Thatcher to Aelec are to be made in cash unless said Towns hereafter reach a mutually satisfactory

agreement with Aelec for the payment of all or part of such amounts by the delivery to Aelec of duly authorized revenue obligations in principal amounts, bearing interest rates, and in form and containing terms and provisions satisfactory to Aelec in its sole discretion, and also provides that in the event said Towns hereafter reach such mutually satisfactory agreement with Aelec, the obligation of Aelec under the agreement to sell and convey any or all of its closing position in Arizona General is conditional upon the simultaneous consummation of the sale by Aelec, upon terms and conditions satisfactory to it in its sole discretion, of all the revenue obligations so received by Aelec from Safford and Thatcher. All payments to be made by Graham County Electric Cooperative, Inc. to Aelec under the agreement are to be made in cash. The contract of sale further provides that none of the parties to such contract shall be obligated to transfer any rights or securities or to make any payments unless, on the closing date, the other parties are prepared simultaneously to tender performance in all acts required by the contract to be performed by them on the closing date.

In connection with the foregoing sale, it is proposed that Arizona General sell to Aelec, for a consideration of $1.00, the 80 shares of capital stock of Atlantic Utility Service Corporation, owned by Arizona General, or assign to Aelec the right of Arizona General to receive dividends, whether liquidating or otherwise, upon such stock.

Aelec has indicated that it considers sections 9 (a), 10, 12 (d) and 12 (f) of the Act and Rules U-43 and U-44 promulgated thereunder as being applicable to the proposed transactions. That portion of the proposed transactions in respect to the sale of securities of Arizona General to the Towns of Safford and Thatcher, Arizona, is exempt from the provisions of section 12 (d) of the act by virtue of paragraph (b) (3) of Rule U-44. The acquisition of such securities by the Towns of Safford and Thatcher is not subject to the provisions of the act.

Aelec states that it desires to consummate the above described transactions as a further step towards compliance with the provisions of section 11 (b) (1) of the act and in pursuance of the order of this Commisison dated August 13, 1942, as amended, in the matter of Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation (File No. 59–32), directing said Trustees to dispose of their interest in certain companies, including Arizona General. In this connection Aelec has requested that the Commission find that the carrying out of the proposed transactions is necessary to effectuate the provisions of section 11 (b) of the act and that its order herein conform to the definition of the term "order of the Securities and Exchange Commission" contained in section 373 (a) of the Internal Revenue Code, as amended, and contain the recitals, specifications and itemizations required by section 1808 (f) of the Internal Revenue Code, as amended.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–6507; Filed, Apr. 17, 1946; 2:21 p. m.]

[File No. 68–66]

AMERICAN & FOREIGN POWER CO., INC.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE AND GRANTING EXEMPTIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 12th day of April, A. D. 1946.

In the Matter of Theodore V. D. Berdell and George C. Wintringer, Protective Committee for the Holders of American & Foreign Power Company Inc. Preferred Stock, File No. 68–66.

A declaration and amendments thereto, having been filed with this Commission, pursuant to section 12 (e) of the Public Utility Holding Company Act of 1935 and pursuant to Rule U-62 of the general rules and regulations under the act, by Theodore V. D. Berdell and George C. Wintringer, acting as a committee, proposing to solicit authorizations from the holders of preferred stock of American & Foreign Power Company Inc., a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company; and

Declarants having requested that the declaration shall become effective when ordered by the Commission; and

Said declarants having applied for certain exemptions, pursuant to Rule U-100 of said general rules and regulations, from certain conditions imposed by said Rule U-62 upon persons making solicitations; and

It appearing from said declaration, as amended, that declarant Theodore V. D. Berdell is the senior partner of the investment firm of Berdell Brothers, that he is a professional broker, that the business of the firm is principally that of executing on the New York Curb Exchange, for other brokers, without advice of any kind, unsolicited specific orders for the purchase or sale of securities either at a specified price or at the market, and that an application is made for an order exempting the firm of Berdell Brothers (but not any individual members thereof) from the requirements of Rule U-62 (g) (2) to the extent only that said firm may execute, without giving advice of any kind, unsolicited orders, received from other brokers (and not from members of the public), to purchase and sell securities of American & Foreign Power Company Inc. or its subsidiaries or of Electric Bond and Share Company; and

It appearing from said declaration, as amended, that, except as exemption is obtained by declarants, the document evidencing the authorizations which declarants propose to solicit provides, pursuant to the provisions of Rule U-62 (h) (1), that declarants shall comply with paragraph (g) of Rule U-62; and

It appearing from said declaration, as amended, that declarants propose to represent holders of both the $7 and $6 preferred stocks of American & Foreign Power Company Inc., except that, in the event a conflict of interest should arise between holders of the $7 preferred stock and the $6 preferred stock, declarants will take no part in any controversy in respect thereto, and that an application is made for an order exempting declarants from the requirements of Rule U-62 (j) so that declarants may represent holders of both said stocks except as conflicts of interest between them may arise; and

The Commission having considered the declaration and applications for exemptions, as amended, and finding that the requirements of Rule U-62, except as to the matters comprised within such applications for exemptions, are complied with, and it appearing to the Commission that certain of the conditions imposed by Rule U-62 upon persons making solicitations, as applied to the proposed solicitation by said Theodore V. D. Berdell and George C. Wintringer, acting as a committee as aforesaid, are not necessary or appropriate in the public interest or for the protection of investors or consumers, and the Commission deeming it appropriate, in the public interest and in the interest of investors, that said declaration, as amended, be permitted to become effective, and that said applications for exemptions be granted;

It is ordered, Pursuant to said Rule U-100, that the requested exemptions from the requirements of paragraphs (g) (2), (h) (1), and (j) of Rule U-62, be, and the same hereby are, granted, and that said declaration, as amended, be, and the same hereby is, permitted to become effective forthwith, subject however to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–6509; Filed, Apr. 17, 1946; 2:21 p. m.]

[File No. 70–1255]

BUFFALO NIAGARA ELECTRIC CORP.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 15th day of April 1946.

Buffalo Niagara Electric Corporation, a subsidiary of Niagara Hudson Corporation, in turn a subsidiary of The United Corporation, a registered holding company, having filed a declaration pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder regarding a proposal by Buffalo Niagara Electric Corporation to discharge its note, dated November 1, 1945, in the principal amount of $1,000,000 by payment to Niagara Hudson Power Corporation, the holder thereof, of such principal amount plus accrued interest at the rate of 2% per annum to the date of payment, such note being payable on or before February 1, 1952; and

Said declaration having been filed on March 25, 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to the act and the Commission not having received a request for hearing with respect to said declaration within the period specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed transactions are not in contravention of the act or any rules and regulations promulgated thereunder and that the proposed transactions satisfy the requirements of sections 12 (c) and 12 (f) of the act and the rules thereunder insofar as they are applicable and that it is appropriate in the public interest and in the interests of investors and consumers that said declaration be permitted to become effective;

It is hereby ordered, Pursuant to Rule U–23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–6510; Filed, Apr. 17, 1946; 2:22 p. m.]

[File Nos. 54–74, 59–69]

NORTH CONTINENT UTILITIES CORP. ET AL.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 16th day of April, A. D., 1946.

In the matters of North Continent Utilities Corporation and Subsidiary Companies, File No. 54–74; North Continent Utilities Corporation and Subsidiary Companies, File No. 59–69.

The Commission by order entered on November 16, 1943, having approved a plan providing for the liquidation and dissolution of North Continent Utilities Corporation ("North Continent"), a registered holding company, filed by that company and its subsidiary companies, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, and having by said order, pursuant to section 11 (b) of the act, directed North Continent to take such action as may be necessary to cause its liquidation and dissolution;

Notice is hereby given that an application or declaration (or both) has been filed by North Continent together with its wholly-owned subsidiary company, Great Northern Utilities Company ("Great Northern"), with respect to certain proposed transactions relating to North Continent's said plan.

All interested persons are referred to said application or declaration (or both), which is on file in the office of the Commission, for a statement of the transactions therein proposed, which are summarized as follows:

Great Northern proposes to sell to Marias River Electric Cooperative, Inc., a Montana corporation, its electric and gas properties located in Toole County, Montana, for a base price of $640,050, in cash, subject to certain adjustments. Great Northern also proposes to sell certain other of its properties in Toole County, Montana, as well as its physical properties located in Glacier County, Montana, to Glacier County Electric Cooperative, Inc., a Montana corporation, for a base price of $343,450, subject to certain adjustments. The properties involved in both sales constitute all of the operating properties of Great Northern. The net proceeds of these sales will be applied toward the payment of Great Northern's indebtedness to North Continent, represented by five demand promissory notes in the aggregate principal amount of $845,000 and open account indebtedness of $22,286.22, and the balance, if any, will be retained temporarily in the general funds of Great Northern. Thereafter, Great Northern will be liquidated and dissolved, and its remaining net assets transferred to North Continent.

North Continent proposes to sell to Fred H. McPhillips, of Kevin, Montana, all of the outstanding shares of capital stock, consisting of 1,000 shares of the par value of $10 per share, of Southern Utilities Company, Limited ("Southern Utilities") for $6,500 in cash. The contract of sale provides that prior to delivery of said shares, the assets of Southern Utilities shall consist solely of property and plant account, and its liabilities solely of its capital stock, with certain minor exceptions. Southern Utilities' current assets will be applied to the discharge of its current and accrued liabilities (which, except for the liability on cutomers' deposits and on accrued taxes, are owing to Great Northern or North Continent) to the extent that such current assets shall suffice therefor; North Continent estimates that such current assets will be sufficient to pay such liabilities except for a portion of the amount owing North Continent; any unpaid amounts owing to North Continent are to be cancelled.

Said promissory notes and $10,000 of said open account indebtedness due from Great Northern to North Continent, and the shares of capital stock of Southern Utilities, are pledged with the trustee under the indenture securing the First Lien Collateral and Refunding Gold Bonds, Series A, 5½%, due January 1, 1948, of North Continent. North Continent proposes to deposit with said trustee the funds received by it from the payment by Great Northern of the aforesaid promissory notes and open account indebtedness, from the liquidation and dissolution of Great Northern, and from the sale of the capital shares of Southern Utilities, to be used by said trustee in making further ratable payments upon the unpaid principal amount of said bonds ($1,569,750), as provided in North Continent's said plan. It is estimated that ratable payments so to be made will aggregate $972,800.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said matters, and that said application or declaration (or both) shall not be granted or permitted to become effective except pursuant to further order of this Commission;

It is ordered, That a hearing on said matters under the applicable provisions of the act and the rules of the Commission thereunder be held on May 3, 1946, at 10:00 a. m., e. d. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On that day the hearing room clerk in Room 318 will advise as to the room where the hearing will be held.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing above ordered. The officer so designated to preside at the hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a Trial Examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said application or declaration (or both) otherwise to be considered in this proceeding, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the considerations to be received, and the fees, commissions, and other remuneration to be paid, in connection with the proposed transactions, are reasonable in amount.

2. Whether competitive conditions were observed in connection with the proposed sales.

3. The propriety of the proposed accounting treatment on the books of the applicants and declarants.

4. Whether it is necessary or appropriate to impose terms or conditions in the public interest or for the protection of investors or consumers.

5. Generally, whether all actions proposed to be taken comply with the requirements of the Public Utility Holding Company act of 1935 and the rules promulgated thereunder.

It is further ordered, That notice of said hearing is hereby given to North Continent Utilities Corporation, to Great Northern Utilities Company, and to all interested persons, said notice to be given to North Continent Utilities Corporation and Great Northern Utilities Company by registered mail and to all other persons by publication of this notice and order in the FEDERAL REGISTER and by a general release of the Commission distributed to the press and mailed to the mailing list for releases under the act.

It is requested that any person desiring to be heard in these proceedings shall file with the Secretary of this Commission on or before April 30, 1946, an appropriate request or application to be heard, as provided by Rule XVII of the Commission's rules of practice.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–6545; Filed, Apr. 18, 1946; 11:02 a. m.]

[File No. 70-1213]

MIDDLE WEST CORP.

ORDER DENYING EFFECTIVENESS TO DECLARATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 17th day of April, A. D. 1946.

The Middle West Corporation, a registered holding company, having filed a declaration and amendment thereto, under section 12 (d) of the Public Utility Holding Company Act of 1935, and Rule U-44 thereunder regarding a sale by it of its interest in United Public Service Corporation, a registered holding company, consisting of 172,393 shares of common stock to Harold C. Mayer, Salim L. Lewis, and Donald C. Lillis, in equal amounts, for a total cash consideration of $215,491.25, or $1.25 per share; and

A public hearing having been held after appropriate notice, the Commission having considered the record in this matter and having made and filed its findings and opinion herein; on the basis of said findings and opinion;

It is ordered, That the declaration, as amended, be and the same is hereby denied effectiveness.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6546; Filed, Apr. 18, 1946; 11:02 a. m.]

[File No. 812-31]

HUDSON TRADING & INVESTING CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 17th day of April, A. D. 1946.

An application having been filed by Hudson Trading & Investing Corporation, an unregistered investment company, for an order under section 6 (c) of the Investment Company Act of 1940 extending its temporary exemption from all of the provisions of such act,

It is ordered, That a hearing on the matter of the application of the above named applicant under the applicable provisions of said act and the rules of the Commission for exemption from all the provisions of the Investment Company Act of 1940 be held on April 26, 1946 at 9:45 a. m. Eastern Standard Time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pa.

It is further ordered, That Willis E. Monty, Esquire, or any other officer or officers of the Commission designated for that purpose, shall preside at the hearing on such application. The officer so designated to preside at any such hearing is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the above named applicant and to any other person or persons concerned and to any other person or persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6547; Filed, Apr. 18, 1946; 11:02 a. m.]

[File Nos. 7-892 to 7-904]

BRANIFF AIRWAYS, INC., ET AL.

ORDER SETTING HEARING ON APPLICATIONS TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 16th day of April, A. D. 1946.

In the matter of applications by the Boston Stock Exchange to Extend Unlisted Trading Privileges to Braniff Airways, Incorporated, Common Stock, $2.50 Par Value, File No. 7-892; Chicago, Milwaukee, St. Paul and Pacific Railroad Company, VTCs for Common Stock, No Par Value, File No. 7-893; Commonwealth Edison Company, Capital Stock, $25 Par Value, File No. 7-894; General Public Utilities Corporation, Common Stock, $5 Par Value, File No. 7-895; Grumman Aircraft Engineering Corporation, Common Stock, $1 Par Value, File No. 7-896; Interlake Iron Corporation, Common Stock, No. Par Value, File No. 7-897; Libby, McNeill and Libby, Common Stock, $7 Par Value, File No. 7-898; Manati Sugar Company, Common Stock, $1 Par Value, File No. 7-899; Pacific Gas & Electric Company, Common Stock, $25 Par Value, File No. 7-900; Philadelphia and Reading Coal and Iron Company, Common Stock, $1 Par Value, File No. 7-901; Philadelphia Electric Company, Common Stock, No Par Value, File No. 7-902; Radio-Keith-Orpheum Corporation (Del.), Common Stock, $1 Par Value, File No. 7-903; Symington-Gould Corporation, Common Stock, $1 Par Value, File No. 7-904.

The Boston Stock Exchange, pursuant to section 12 (f) of the Securities Exchange Act of 1934, and Rule X-12F-1 promulgated thereunder, having made application to the Commission to extend unlisted trading privileges to the abovementioned securities;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 10:00 a. m. on Monday, April 29, 1946, at the office of the Securities and Exchange Commission, 82 Devonshire Street, Boston, Massachusetts, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Frank Kopelman, or any other officer or officers of the Commission named by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6549; Filed, Apr. 18, 1946; 11:02 a. m.]

[File No. 70-1256]

NIAGARA FALLS POWER CO. AND GORGE VIEW PARK, INC.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania on the 16th day of April 1946.

Gorge View Park, Inc., and its parent, The Niagara Falls Power Company, which is a subsidiary of Buffalo Niagara Electric Corporation, which is a subsidiary of Niagara Hudson Power Corporation, which, in turn, is a subsidiary of the United Corporation, a registered holding company, having filed a joint declaration pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder regarding: (1) The surrender for cancellation by The Niagara Falls Power Company of all of its holdings of the capital stock of its wholly-owned subsidiary, Gorge View Park, Inc., an inactive real estate company having no assets and whose only liability is an open account advance in the amount of $2,555.43 owing to The Niagara Falls Power Company; (2) the forgiveness by The Niagara Falls Power Company of such open account indebtedness; and (3) the dissolution of Gorge View Park, Inc. pursuant to the laws of the State of New York; and

Said declaration having been filed on March 25, 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to the act, and the Commission not having received a request for hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed transactions are not in contravention of the act or any rules and regulations promulgated thereunder and that the proposed transactions satisfy the requirements of sections 12 (b), 12 (c) and 12 (f) of the act and the rules thereunder insofar as they are applicable and that it is appropriate in the public interest and in the interests of investors and consumers that said declaration be permitted to become effective;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6548; Filed, Apr. 18, 1946; 11:02 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 136 Under 3 (e)]

HODGMAN RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, it is ordered:

(a) *Applicability of this order.* This order applies to all sales of Style #733 Piafiote manufactured by the Hodgman Rubber Company, Framingham, Massachusetts.

(b) *Maximum prices.* The maximum prices for sales of the commodity described in paragraph (a) of this order are as follows:

	Distributors	Wholesalers	Retailers	Retail
Style No. 733 piafiote, size 1.'' x 34''----------	*Each* $4.25	*Each* $4.72	*Each* $5.76	*Each* $9.60

Terms. The above prices for sales by the manufacturer, distributors and wholesalers are subject to the same cash discount and freight terms in effect for each seller to each class of purchaser during March 1942.

(c) *Notification of maximum prices.* With or prior to the first delivery of the commodity described in paragraph (a) to a distributor, wholesaler, or retailer, the seller shall give the purchaser a written notice of the maximum retail price applicable to such sales as established by paragraph (b) of this order. If the purchaser is a distributor or wholesaler, the notification shall include the maximum distributor's or wholesaler's maximum price as established by paragraph (b) of this order and a statement that each purchaser is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (b) of this order. If such purchaser is a distributor the notification shall also include a statement that the distributor is required to notify any wholesaler to whom he sells of the maximum price applicable to sales by wholesalers as established by paragraph (b) of this order.

(d) *General provisions of the General Maximum Price Regulation apply.* All provisions of the General Maximum Price Regulation that are not inconsistent with this order shall apply to sales covered by this order.

(e) *Revocation and amendment.* This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-6440; Filed, Apr. 17, 1946; 11:31 a. m.]

[Rev. SO 119, Order 163]

NIAGARA DUPLICATOR CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Niagara Duplicator Company of 128 Main Street, San Francisco 5, California, may compute its adjusted ceiling prices for the duplicating machines which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 13 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

(2) If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to the seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 18th day of April 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-6478; Filed, Apr. 17, 1946; 11:28 a. m.]

[MPR 64, Order 278]

TENNESSEE STOVE WORKS

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes ceiling prices for sales at retail of Model M-17 Magazine Circulating coal heater manufactured by the Tennessee Stove Works, Chattanooga, Tennessee, as follows:

Model	Ceiling prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
M-17----------	*Each* $42.75	*Each* $44.75	*Each* $46.50	*Each* $48.50

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) The manufacturer, before delivering any stove covered by this order

after the effective date of this order, shall attach securely to the front of each stove a tag or label which plainly states its retail ceiling price in each zone, together with a list of the states included in each zone. This tag or label may not be removed until after the stove has been sold to an ultimate consumer.

(c) For purposes of this order Zones 1, 2, 3 and 4 are those defined in Order 246 under Maximum Price Regulation No. 64.

(d) This order may be revoked or amended at any time by the Price Administrator.

(e) This order shall become effective on the 18th day of April 1946.

Issued this 17th day of April 1946.

[F. R. Doc. 46-6442; Filed, Apr. 17, 1946; 11:32 a. m.]

[MPR 64, Rev. Order 187]

BORG-WARNER CORP.

APPROVAL OF MAXIMUM PRICES

Order No. 187 under section 11 of Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This revised order establishes maximum prices for sales of two models of electric ranges manufactured by Norge Division, Borg-Warner Corporation, of Detroit 26, Michigan, as follows:

(1) For sales in each zone by wholesale distributors to retail dealers, the maximum prices, including the Federal excise tax, are those set forth below:

Article	Maximum prices for sales by wholesale distributors to retail dealers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
Electric range E-400:					
1 to 4 units	$119.79	$122.29	$123.54	$124.36	$125.42
5 or more units	115.35	117.75	118.95	119.73	120.75
Electric range E-450:					
1 to 4 units	135.76	138.40	139.68	140.41	141.53
5 or more units	130.72	133.25	134.19	135.19	136.27

These maximum prices are f. o. b. the seller's city; and are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Article	Maximum prices for sales by retail dealers to ultimate consumers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
Electric range E-400	$186.50	$190.50	$192.50	$193.75	$195.50
Electric range E-450	211.25	215.50	217.50	218.75	220.50

These maximum prices include delivery, a one-year warranty, and installation where installation requires only that the range be connected to electric facilities to be provided by the consumer and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price shown above. In all other respects these ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to a purchaser for resale after the effective date of this revised order, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this revised order for resales by the purchaser.

(c) The manufacturer prior to shipping any range covered by this revised order to the purchaser for resale shall attach to the outside panel of the range a label which plainly states its OPA retail ceiling price in each zone, and bears a statement that a map showing the zone limits is on file with the Office of Price Administration. The label shall also include a statement that the ceiling prices shown on the label include the Federal excise tax, delivery, installation with connection to the electric facilities provided by the purchaser, and a one-year warranty. The label shall also state that the ceiling price may be increased by $3.50 if a "pigtail" is required and is furnished by the dealer. This label may not be removed until after the range has been sold to an ultimate consumer.

(d) For purposes of this revised order, Zones 1, 2, 3, 4 and 5 comprise the areas of the continental United States marked on the map of the United States furnished to the Office of Price Administration by the manufacturer. This map is hereby incorporated herein by reference. Copies of the map are on file with the Secretary of the Office of Price Administration in Washington, D. C., as well as with each Regional and District office of the Office of Price Administration. These maps are open for inspection by the public.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective on April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6441; Filed, Apr. 17, 1946; 11:32 a. m.]

[MPR 188, Order 147 Under 2d Rev. Order A-3]

E. H. SHELDON & CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* E. H. Sheldon & Company of Muskegon, Michigan, may increase its current maximum prices for sales of the nine models of wood shop benches which it manufactures by the dollar and cent amount appearing opposite each model listed below, provided the amount of such increase is separately stated on each invoice or other written evidence of sale, as an adjustment charge.

Catalogue bench No.:	*Recommended adjustment*
N-10 shop bench	$7.81
N-12 shop bench	7.42
N-13 shop bench	6.87
N-14 two student shop bench	8.11
N-16 four class shop bench	11.53
N-20 six class shop bench	10.57
N-23 instructor's shop bench	12.32
N-24 four class double shop bench	16.82
N-26 four class double shop bench	15.89

(b) *Maximum prices of purchasers for resale.* A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amounts as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade

practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* The provisions of Supplementary Order No. 153 shall not apply to resale prices determined under this order. Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

The provisions of Supplementary Order No. 153 shall not apply to resale prices determined under this order.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 18th day of April 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6454; Filed, Apr. 17, 1946; 11:32 a. m.]

[MPR 120, Order 1633]

CANE BRANCH COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coal by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

CRANE BRANCH COAL CO., c/o GEORGE M. RIDENOUR, PIKEVILLE, KY., CANE BRANCH NO. 1 MINE, ELKHORN NO. 2 SEAM, MINE INDEX NO. 7714, PIKE COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: DORTON, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	K	K	K	K	H	H	G	E	C	C	D	G	G	G
Rail shipments and railroad fuel [1]	380	375	365	365	360	350	330	330	330	385	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270						

[1] Subject to the provisions of Second Revised Order No. 1432 under MPR 120, as amended.

MILL BRANCH COAL CO., c/o BILL ELSWICK, MAYKING, KY., MILL BRANCH COAL CO. MINE, DEEP SEAM, MINE INDEX NO. 7713, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: MAYKING, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	K	K	K	K	K	K	J	G	E	G	D	J	J	J
Rail shipments and railroad fuel [1]	380	375	365	365	360	350	330	325	325	360	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270						

[1] Subject to the provisions of Second Revised Order No. 1432 under MPR 120, as amended.

STEVE OWENS, CRANKS, KY., OWENS MINE, MASON SEAM, MINE INDEX NO. 7703, HARLAN COUNTY, KY., SUBDISTRICT 2, RAIL SHIPPING POINT: CRUMMIES, KY., F. O. G. 80, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	P	P	P	P	N	N	M	H	F	F	E	H	H	H
Rail shipment	345	340	335	335	335	330	325	320	320	360	315	310	300	295
Railroad fuel	345	340	335	335	335	330	325	325	325	360	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270						

This order shall become effective April 18, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6443; Filed, Apr. 17, 1946; 11:34 a. m.]

[RMPR 136, Order 602]

H. P. RANDALL MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the purposes set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) H. P. Randall Manufacturing Company, Demopolis, Alabama, may sell, f. o. b. plant, each Randall trailer described in sub-paragraph (1) below, at a price not to exceed $79.54 plus federal excise tax, and state and local taxes on the sale or delivery of the trailer and the cost of transporting the trailer to the purchaser, if any.

(1) *Description.* Marvel Junior, Model 101, two-wheel utility trailer, ¾-ton capacity, all steel welded frame, body dimensions 48" wide x 84" long x 12" high, equipped with 6.00 x 16, 4-ply tires.

(b) H. P. Randall Manufacturing Company is authorized to suggest to resellers a resale price for the trailer described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale price.* $113.63.

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Demopolis, Alabama, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by H. P. Randall Manufacturing Company to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payments of state and local taxes on the purchase, sale or delivery of the trailers.

(c) A reseller of Randall trailers in any of the territories or possessions of the United States is authorized to sell each of the trailers described in paragraph (a), at a price not to exceed the applicable price established in paragraph (b), to which it may add a sum equal to the expense incurred by or charged to it for payment of territorial and insular taxes on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfing and terminal operations.

(d) H. P. Randall Manufacturing Company shall furnish to the Automotive Branch, Office of Price Administration, Washington, D. C., not later than September 30, 1946 detailed unit costs based on actual production during March,

April, May, June, July and August 1946. These unit costs, however, shall be computed in accordance with Section 10 of Revised Maximum Price Regulation 136 in order to be on a comparable basis to those used for this price determination.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 6 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in the case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6450; Filed, Apr. 17, 1946; 11:31 a. m.]

[MPR 120, Order 1634]

ALVEY BROS. COAL CO. AND HENDERSON MINING CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 9. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.220 and all other provisions of Maximum Price Regulation No. 120.

ALVEY BROTHERS COAL CO., 431 LEITCHFIELD ROAD, OWENSBORO, KY., ALVEY NO. 2 MINE, 9TH SEAM, MINE INDEX NO. 922,[1] OHIO COUNTY, KY., RAIL SHIPPING POINT, DEANEFIELD, KY., DEEP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND LOADED COAL

	Size group Nos.								
	1 to 6 incl.	7	8 to 12 incl.	17 to 22 incl.	13, 14	23, 24	26 to 29 incl.	15, 16	25
Rail shipments and railroad fuel	240	230	220	250	195	250	200	145	185
Consolidated size groups	A	B	C	D					
Truck shipment[1]	300	265	255	220					

[1] Previously established.

HENDERSON MINING CO., 826 N. MAIN ST., HENDERSON KY., HENDERSON MINING CO. MINE, 9TH SEAM, MINE INDEX NO. 2036, HENDERSON COUNTY, KY., RAIL SHIPPING POINT, HENDERSON, KY., DEEP MINE, MAXIMUM PRICE GROUP 3, FOR RAIL SHIPMENT AND RAILROAD FUEL, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND LOADED COAL

Rail shipments and railroad fuel	240	230	220	250	195	250	200	145	185
Consolidated size groups	A	B	C	D					
Truck shipment	300	265	255	220					

This order shall become effective April 18, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6444; Filed, Apr. 17, 1946; 11:32 a. m.]

[MPR 120, Order 1635]

A. & R. COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 4. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.215 and all other provisions of Maximum Price Regulation No. 120.

A. & R. COAL CO., BOX 103, CHESHIRE, OHIO, C/O F. D. ALLENSWORTH, PARTNER, A. & R. COAL CO. MINE, 8-A SEAM, MINE INDEX NO. 4274, GALLIA COUNTY, OHIO, SUBDISTRICT NO. 8 FOR ALL METHODS OF SHIPMENT, DEEP MINE, RAIL SHIPPING POINT, MIDDLEPORT, OHIO.

	Size group Nos.												
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipments and railroad fuel	351	351	321	321	321	321	311	271	271	276	----	----	286
Truck shipment	401	401	401	361	361	291	291	266	256	291	----	----	291

JUG RUN COAL CO., C/O P. R. NICHOLSON, DILLONVALE, OHIO, VIRGINIA MINE, NO. 8 SEAM, MINE INDEX NO. 4276, JEFFERSON COUNTY, OHIO, SUBDISTRICT NO. 1 FOR ALL METHODS OF SHIPMENT, DEEP MINE, RAIL SHIPPING POINT, DILLONVALE, OHIO

Rail shipments and railroad fuel	331	331	311	311	311	311	286	261	251	286	----	----	296
Truck shipment	386	386	386	346	346	316	316	291	281	316	----	----	316

PYKE & LYONS COAL CO., C/O CARDINAL FUEL SUPPLY CO., AGT., COLUMBUS, OHIO, PYKE & LYONS MINE, NO. 6 SEAM, MINE INDEX NO. 4275, PERRY COUNTY, OHIO, SUBDISTRICT NO. 6 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT, BRISTOL, OHIO

Rail shipment and railroad fuel	325	325	295	295	295	295	285	245	245	250	210	----	250
Truck shipment	360	360	360	320	320	265	265	230	230	265	----	----	265

THE REND MAR COAL CO., CORNING, OHIO, GREEN RUN MINE, NO. 6 AND/OR NO. 7 SEAMS, MINE INDEX NO. 4273, ATHENS COUNTY, OHIO, SUBDISTRICT NO. 5 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: MODOC, OHIO

Rail shipments and railroad fuel	365	365	325	325	325	325	305	280	270	265	245	----	305
Truck shipment	340	340	340	350	350	300	300	250	240	240	----	----	240

TINY COAL CO., BOX 53, CROOKSVILLE, OHIO, TINY MINE, NO. 6 SEAM, MINE INDEX NO. 4570, PERRY COUNTY OHIO, SUBDISTRICT NO. 6 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: CROOKSVILLE, OHIO

Rail shipments and railroad fuel	325	325	295	295	295	295	285	245	245	250	210	----	250
Truck shipment	360	360	360	320	320	265	265	230	230	265	----	----	265

This order shall become effective April 18, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6445; Filed, Apr. 17, 1946; 11:34 a. m.]

[RMPR 136, Amdt. 1 to Order 584]

BEN-HUR MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 584 under Revised Maximum Price Regulation 136 is amended in the following respects:

(1) The narrative in paragraph (a) of Order No. 584 preceding subparagraph (1) is amended to read as follows:

(a) Ben-Hur Manufacturing Company, 634 East Keefe Avenue, Milwaukee, Wisconsin, may sell to distributors, f. o. b. plant, each Ben-Hur Model 23-48 trailer and optional equipment described in subparagraph (1) below at a price not to exceed the prices contained in subparagraph (2) below, plus federal excise tax and state and local taxes on its sale or delivery of the trailer and optional equipment and the cost of transporting the trailer and equipment to the purchaser, if any.

(2) The narrative in paragraph (b) preceding subparagraph (1) and subparagraph (1) are amended to read as follows:

(b) Ben-Hur Manufacturing Company is authorized to sell direct to dealers and consumers the trailer and optional equipment described in paragraph (a) (1) above at prices not to exceed the applicable prices for such sales contained in subparagraphs (1) and (2) below and to suggest to resellers as resale prices to dealers and consumers for such trailer and optional equipment prices not to exceed the applicable prices for such resales contained in subparagraphs (1) and (2) below.

(1) *Prices.*

Description	Prices to dealers	Prices to consumers
Basic trailer	$95.37	$127.15
Stake assembly	17.62	23.49
Bow assembly	2.29	3.05
Tarpaulin	19.20	25.60
Complete with optional equipment	134.48	179.29

(c) All requests not granted herein are denied.

(d) This amendment may be revoked or amended by the Administrator at any time.

This amendment shall be effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6449; Filed Apr. 17, 1946; 11:36 a. m.]

[MPR 120, Order 1636]

BIG CREEK COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 11. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.222 and all other provisions of Maximum Price Regulation No. 120.

BIG CREEK COAL CO., C/O LOUIS G. WASSON, BOONVILLE, IND., BIG CREEK NO. 1 MINE, 5TH VEIN SEAM, MINE INDEX NO. 2039, WARRICK COUNTY, IND., MAXIMUM TRUCK PRICE GROUP NO. 2, STRIP MINE, MAXIMUM RAIL PRICE GROUP NO. 10.

	Size group Nos.																		
	1, 2, 3	4, 5, 6, 8	7	9 to 12 incl.	17 to 22 incl.	13, 14	23, 24	26, 27	30, 31	15	25	28, 29	32	16	33	34
Rail shipment	253	243	213	228	243	193	218	208	213	153	188	174	178	123	173	213
Truck shipment	333	318	268	258	273	238	263	253	258	173	208	193	198	143	203	243

Railroad locomotive fuel:
Mine run, modified mine run all lump and double-screened coals 253
Screenings top size not exceeding 2" 198

BIRCH CREEK COAL CO., INC., BRAZIL TRUST BLDG., BRAZIL IND., BIRCH CREEK KNIGHTSVILLE MINE, BRAZIL BLOCK SEAM, MINE INDEX NO. 2033, CLAY COUNTY, IND., MAXIMUM TRUCK PRICE GROUP NO. 1, STRIP MINE MAXIMUM RAIL PRICE GROUP NO. 15

	Size group Nos.						
	1, 2, 3	4, 5, 6, 8	7	9, 10, 11, 12	13, 14	15	16
Rail shipment	353	288	278	258	213	173	143
Truck shipment	398	338	303	273	243	168	138

Railroad locomotive fuel:
Mine run, modified mine run and all lump and double-screened coals 253
Screenings, top size not exceeding 2" 198

THE MAUMEE COLLIERIES CO., TERRE HAUTE, IND., AIRLINE NO. 29 MINE, 5th VEIN SEAM, MINE INDEX NO. 2026, CLAY COUNTY, IND., MAXIMUM TRUCK PRICE GROUP NO. 2, STRIP MINE, MAXIMUM RAIL PRICE GROUP NO. 9

	Size group Nos.															
	1, 2, 3	4, 5, 6, 8	7	9 to 12, incl.	17 to 22, incl.	13, 14	23, 24	26, 27	30, 31	15	25	28, 29	32	16	33	34
Rail shipment	253	253	213	228	243	193	218	208	213	153	188	173	178	123	173	213
Truck shipment	333	318	268	258	273	238	263	253	258	173	208	193	198	143	203	243

Railroad locomotive fuel:
Mine run, modified mine run, and all lump and double-screened coals 253
Screenings, top size not exceeding 2" 198

STENDAL COAL CORP., STENDAL, IND., STENDAL MINE, 4TH VEIN SEAM, MINE INDEX NO. 2027, PIKE COUNTY, IND., MAXIMUM TRUCK PRICE GROUP NO. 2, STRIP MINE, MAXIMUM RAIL PRICE GROUP 10

	Size group Nos.															
	1, 2, 3	4, 5, 6, 8	7	9 to 12, incl.	17 to 22, incl.	13, 14	23, 24	26, 27	30, 31	15	25	28, 29	32	16	33	34
Rail shipment	253	253	213	228	243	193	218	208	213	153	188	173	178	123	173	213
Truck shipment	333	318	268	258	273	238	263	253	258	173	208	193	198	143	203	243

Railroad locomotive fuel:
Mine run, modified mine run and all lump and double-screened coals 253
Screenings, top size not exceeding 2" 198

THE YAKE COAL CO., NEWBERRY, IND., YAKE MINE, 4TH VEIN SEAM, MINE INDEX NO. 2037, GREEN COUNTY, IND., MAXIMUM TRUCK PRICE GROUP NO. 3, STRIP MINE

	Size group Nos.								
	1, 2, 3	4, 5, 6, 8	7	9 to 12, incl.	13, 14	15	16	33	34
Truck shipment	358	338	303	273	253	198	168	223	263

This order shall become effective April 18, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6446; Filed, Apr. 17, 1946; 11:35 a. m.]

[MPR 188, Order 4964]

BROADWAY LAMP SHADE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Broadway Lamp Shade Co., 878 Broadway, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article and Model No.	For sale by manufacturer to		For sale by any person to consumer
	Jobber	Retailer	
Hand made satin or taffeta over parchment paper lamp shade with fluted acetate skirt—braided-trimmed top and bottom:	*Each*	*Each*	*Each*
8"—1400	$2.34	$2.75	$4.95
9"—1400	2.97	3.50	6.30
14"—1400	5.10	6.00	10.80
15"—1400	5.95	7.00	12.60

These maximum prices are for the articles described in the manufacturer's application dated March 12, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 18th day of April 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6453; Filed, Apr. 17, 1946; 11:33 a. m.]

[MPR 260, Order 2133]

MORGAN CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Morgan Cigar Company, 1403 N. Howard Avenue, Tampa, Florida (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Juan de Fuca	Panetelas	50	*Per M* $82.50	*Cents* 11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6455; Filed, Apr. 17, 1946; 11:33 a. m.]

[MPR 120, Order 1638]

DAVIDSON COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 13. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.224 and all other provisions of Maximum Price Regulation No. 120.

DAVIDSON COAL CO., ROUTE NO. 1, ADAMSVILLE, ALA., BLOSSBURG MINE, PRATT SEAM, MINE INDEX NO. 2181, JEFFERSON COUNTY, ALA., RAIL SHIPPING POINT, BLOSSBURG, ALA., STRIP MINE, MAXIMUM PRICE GROUP NO. 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.						
	1 to 5 incl.	6, 8, 10	7, 9, 11	12, 14, 15, 16	13, 19, 20, 21	17, 18	22, 23
Rail shipment and railroad fuel	420	420	410	420	410	410	400
Truck shipment	510	505	495	460	450	455	435

DAVIDSON PRATT MINING CO., c/o H. B. ROBINSON, COMER BLDG., BIRMINGHAM 3, ALA., A. B. C. NO. 2 MINE, PRATT SEAM, MINE INDEX NO. 2147, JEFFERSON COUNTY, ALA., RAIL SHIPPING POINT, BLOSSBURG, ALA., DEEP MINE, MAXIMUM PRICE GROUP NO. 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 5

Rail shipment and railroad fuel	420	420	410	420	410	410	400
Truck shipment	510	505	495	460	450	455	435

DAVIDSON PRATT MINING CO., c/o H. B. ROBINSON COMER BLDG., BIRMINGHAM 3, ALA., A. B. C. NO. 4 MINE, PRATT SEAM, MINE INDEX NO. 2148, JEFFERSON COUNTY, ALA., RAIL SHIPPING POINT, BLOSSBURG, ALA., DEEP MINE, MAXIMUM PRICE GROUP NO. 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 5

Rail shipment and railroad fuel	420	420	410	420	410	410	400
Truck shipment	510	505	495	460	450	455	435

DAVIDSON PRATT MINING CO., c/o H. B. ROBINSON COMER BLDG., BIRMINGHAM 3, ALA., A. B. C. NO. 6 MINE, PRATT SEAM, MINE INDEX NO. 2149, JEFFERSON COUNTY, ALA., RAIL SHIPPING POINT, BLOSSBURG, ALA., DEEP MINE, MAXIMUM PRICE GROUP NO. 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 5

Rail shipments and railroad fuel	420	420	410	420	410	410	400
Truck shipment	510	505	495	460	450	455	435

MILL CREEK COAL CO., 809 PROTECTIVE LIFE BLDG., BIRMINGHAM, ALA., HILLS CREEK MINE, THOMPSON SEAM, MINE INDEX NO. 2152, BIBB COUNTY, ALA., RAIL SHIPPING POINT, BLOCTON, ALA., STRIP MINE, MAXIMUM PRICE GROUP NO. 8, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 2

Rail shipment and railroad fuel	735	595	585	505	495	465	455
Truck shipment	550	530	500	470	460	445	410

M. E. MOOR COMPANY, 404 BROWN-MARX BLDG., BIRMINGHAM, ALA., SHORT CREEK MINE, PRATT SEAM, MINE INDEX NO. 2153, JEFFERSON COUNTY, ALA., RAIL SHIPPING POINT, SHORT CREEK, ALA., STRIP MINE, MAXIMUM PRICE GROUP NO. 3, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 5

Rail shipment and railroad fuel	420	420	410	420	410	410	400
Truck shipment	510	505	495	460	450	455	435

PARAMOUNT COAL CO., 2300 FIFTH AVENUE SOUTH, BIRMINGHAM, ALA., PARAMOUNT NO. 12 MINE, COKE SEAM, MINE INDEX NO. 2180, SHELBY COUNTY, ALA., RAIL SHIPPING POINT, PARAMOUNT, ALA., DEEP MINE, MAXIMUM PRICE GROUP NO. 7, FOR RAIL SHIPMENTS AND RAILROAD FUEL, MAXIMUM TRUCK PRICE GROUP NO. 1

Rail shipment and railroad fuel	605	555	545	480	470	470	460
Truck shipment	570	520	500	485	475	460	450

This order shall become effective April 18, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6448; Filed, Apr. 17, 1946; 11:36 a. m.]

[MPR 592, Order 18]

CROSSMAN CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 18 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Crossman Company, Docket 6122-591.16-134.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The Crossman Company, South Amboy, New Jersey, may increase its maximum net f. o. b. and delivered prices established under Maximum Price Regulation 592 to each class of purchaser for sales of fireclay by amounts not in excess of the following:

Fireclay:	*Adjustment per ton*
Bondrite	$0.40
No. 451 Series	1.70
No. 452 Series	2.50
No. 453 Series	3.00
All other grades	.80

(b) Notwithstanding the provisions of paragraph (a) above, the Crossman Company may establish adjusted maximum prices for truck deliveries which reflect customary percentage differentials over prices established for carload deliveries by rail.

(c) Any person purchasing fireclay manufactured by the Crossman Company for the purpose of resale in the same form may increase his presently established maximum prices under the General Maximum Price Regulation by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted in (a) and (b) above.

(d) Notwithstanding the provisions of paragraph (c) above, a reseller's maximum price for sales of fireclay to a particular class of purchaser may be increased to the Crossman Company's maximum price to that same class of purchaser where the reseller customarily purchases at a discount off the manufacturer's list price and resells to the same class of purchaser.

(e) Order No. 9 under section 16 of Maximum Price Regulation 592 is hereby revoked.

(f) All requests of the application not granted herein are denied.

This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6475; Filed, Apr. 17, 1946; 11:27 a. m.]

[MPR 260, Order 2140]

DI PASCALE CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Di Pascale Cigar Company, 10937 Chelsea (Rear), Detroit 5, Mich. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Di Pascale	4"	50	$24	3

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6462; Filed, Apr. 17, 1946; 11:28 a. m.]

[MPR 260, Order 2134]

DIAZ & BORREGO CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Diaz & Borrego Cigar Company, 2705 12th Street, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Primanos	Joys	50	$90	12
Virginia-Lee	do	50	90	12

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6456; Filed, Apr. 17, 1946; 11:33 a. m.]

[MPR 188, Corr. to Order 4938]

JOSEPH SHAW CO.

APPROVAL OF MAXIMUM PRICES

Order No. 4938, issued on April 4, 1946, was incorrectly numbered. It is hereby corrected to read Order No. 4962.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6452; Filed, Apr. 17, 1946; 11:33 a. m.]

[MPR 120, Order 1637]

SUPERIOR COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 2. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coal by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.213 and all other provisions of Maximum Price Regulation No. 120.

SUPERIOR COAL CO., c/o CARLO TEODORI, BOX 34, LAWRENCE, PA., TEODORI MINE, PITTSBURGH SEAM, MINE INDEX NO. 4503, ALLEGHENY COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT: CARNEGIE, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification	A	A	C	C	F	D	E	E	E	----	----
Rail shipment	339	339	319	319	284	299	259	259	244	----	----
Railroad fuel	339	339	319	319	299	299	259	259	254	254	----
Truck shipment	434	434	434	399	369	369	369	334	294	294	279

SYCAMORE COAL CO., c/o FRANK SHOLTIS, BOX 141, FAIRCHANCE, PA., CLARK MINE, PITTSBURGH SEAM, MINE INDEX NO. 4464, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT: SHOAF, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 7

Price classification	E	E	C	C	C	D	D	D	D	----	----
Rail shipment	319	319	319	319	319	299	279	279	254	----	----
Railroad fuel	319	319	319	319	319	299	279	270	254	254	----
Truck shipment	424	424	424	394	384	384	384	319	299	299	274

TASA COAL CO., P. O. BOX 377, ZELIENOPLE, PA., TASA NO. 8 MINE, KITTANNING SEAM, MINE INDEX NO. 4501, BEAVER COUNTY, PA., SUBDISTRICT 1, RAIL SHIPPING POINT: ZELIENOPLE, PA., STRIP MINE, R. R. FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 4

Price classification	E	E	D	D	S	C	D	D	D	----	----
Rail shipment	319	319	309	309	319	309	279	279	254	----	----
Railroad fuel	319	319	309	309	319	309	279	279	254	254	----
Truck shipment	424	424	424	409	384	384	384	314	274	274	254

VENTURINI BROTHERS, R. D. NO. 2, LECHBURG, PA., VENTURINI MINE, UPPER FREEPORT SEAM, MINE INDEX NO. 1419, WESTMORELAND COUNTY, PA., SUBDISTRICT 2, RAIL SHIPPING POINT: KISKIMINETAS JCT., PA., DEEP MINE, R. R. FUEL PRICE GROUP A

Price classification	F	F	E	E	E	E	F	F	F	----	----
Rail shipment	330	330	325	325	325	315	295	295	280	----	----
Railroad fuel	335	335	335	335	335	320	295	295	290	290	----
Truck shipment [1]	435	435	435	415	385	385	385	325	305	305	275

[1] Previously established

SIMS LUMBER CO., BOX 278, WASHINGTON, PA., SIMS MINE, WAYNESBURG SEAM, MINE INDEX NO. 4487, WASHINGTON COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT, AVELLA, PA., STRIP MINE, R. R. FUEL PRICE GROUP B, MAXIMUM TRUCK PRICE GROUP NO. 6

Raw coal price classification	J	J	H	H	H	H	J	J	J	----	----
Raw strip-mined coal rail shipment	294	294	279	279	279	269	244	244	224	----	----
Raw strip-mined coal railroad fuel	299	299	299	299	299	284	244	244	244	244	----
Raw strip-mined coal truck shipment	434	434	434	394	384	384	384	334	299	299	264

SIMS LUMBER CO., BOX 278, WASHINGTON, PA., SIMS MINE, WAYNESBURG SEAM, MINE INDEX NO. 4487, WASHINGTON COUNTY PA., SUBDISTRICT 7, RAIL SHIPPING POINT, AVELLA, PA., STRIP MINE, R. R. FUEL PRICE GROUP B

Washed coal price classification	----	----	F	F	F	F	F	F	F	----	----
Washed strip-mined coal rail shipment	----	----	284	284	284	274	259	259	244	----	----
Washed strip-mined coal railroad fuel	----	----	299	299	299	284	259	259	244	244	----

Subject to the provisions o. order L-586 under MPR 120.

WYANO COAL CO., c/o FRANK BOGLEY, PARTNER, P. O. BOX 138, WYANO, PA., WYANO NO. 1 MINE, PITTSBURGH SEAM, MINE INDEX NO. 4488, WESTMORELAND COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT: SMITHTON, PA., STRIP MINE, R. R. FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	D	D	C	C	C	C	C	C	C	----	----
Rail shipment	319	319	319	319	319	309	284	284	264	----	----
Railroad fuel	319	319	319	319	319	309	284	284	264	254	----
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

CHUTZ BROS., 507 E. LEASURE AVE., NEW CASTLE, PA., CHUTZ BROS. MINE, KITTANNING SEAM, MINE INDEX NO. 4477, LAWRENCE COUNTY, PA., SUBDISTRICT 1, STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Truck shipment	444	444	444	409	404	404	404	329	274	274	249

STEPHEN A. FREDERICK, R. D. No. 1, FAYETTE CITY, PA., BIGGIES COAL CO. MINE, PITTSBURGH SEAM, MINE INDEX NO. 4496, WASHINGTON COUNTY, PA., SUBDISTRICT 9, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 6

Truck shipment	445	445	445	405	395	395	395	345	310	310	275

REBEL COAL CO., 204 CASTLE SHANNON BOULEVARD, PITTSBURGH, PA., REBEL MINE, PITTSBURGH SEAM, MINE INDEX NO. 4352, ALLEGHENY COUNTY, PA., SUBDISTRICT 7, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Truck shipment	445	445	445	410	380	380	380	345	305	305	290

VOLKER & POTHAKER, BOX 165, NORTH BESSEMER, PA., OLD PLUM CREEK MINE, PITTSBURGH SEAM, MINE INDEX NO. 4480, ALLEGHENY COUNTY, PA., SUBDISTRICT 9, DEEP MINE, MAXIMUM TRUCK PLICE GROUP NO. 5

Truck shipment	445	445	445	410	380	380	380	345	305	305	290

This order shall become effective April 18, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6447; Filed, Apr. 17, 1946; 11:35 a. m.]

[MPR 260, Order 2135]

STUART S. SHINDLER

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Stuart S. Shindler, 338 N. Main Street, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Imperial Demand	Perfectos [1]	50	$75	10

[1] Prices apply to this brand and frontmark using only Connecticut Shade grown (Type 61) wrappers of grades specified in application. Attention of manufacturer is directed to average retail price ceiling requirement of Maximum Price Regulation 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely com-

petitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6457; Filed, Apr. 17, 1946; 11:33 a. m.]

[MPR 260, Order 2136]

M. LIVERANT

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) M. Liverant, 1267 West Market, York, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Pacific Highway	Commander	50	*Per M* $134	*Cents* 2 for 35 [1]

[1] Attention of manufacturer is directed toward average retail price ceiling requirement of Maximum Price Regulation 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6458; Filed, Apr. 17, 1946; 11:34 a. m.]

[MPR 260, Order 2137]

MI LOLA CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Mi Lola Cigar Company, Incorporated, 4200 N. Green Bay Avenue, Milwaukee, Wis. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Mi Lola	Specials	50	*Per M* $72	*Cents* 9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6459; Filed, Apr. 17, 1946; 11:34 a. m.]

[MPR 260, Order 2138]

SHELLENBERGER CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Shellenberger Cigar Company, Rear 234 E. Broadway, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Westerner	Club Perfecto	50	*Per M* $72	*Cents* 9 [1]

[1] Attention of manufacturer is directed to average retail price ceiling requirement of Maximum Price Regulation 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6460; Filed, Apr. 17, 1946; 11:28 a. m.]

[MPR 260, Order 2139]

ADELPHIA CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Adelphia Cigar Company, 825 Walnut Street, Philadelphia 7, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Montgomery Special	5"	50	*Per M* $60	*Cents* 2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6461; Filed, Apr. 17, 1946; 11:28 a. m.]

[MPR 260, Order 2141]

CARL K. SHEETZ

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Carl K. Sheetz, East High Street, Extended, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Te Bece	Perfecto	50	*Per M* $60	*Cents* 2 for 13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars

priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6463; Filed, Apr. 17, 1946; 11:29 a. m.]

[MPR 260, Order 2142]

LA ANDA CIGAR MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) La Anda Cigar Manufacturing Company, 317 S. Hill Street, Los Angeles 13, Calif. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Bohemian	Bankers	50	$72	9
	Perfecto Fino	50	105	14

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6464; Filed, Apr. 17, 1946; 11:29 a. m.]

[MPR 260, Order 2143]

MAGIDSON CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Magidson Cigar Company, 524 W. State Street, Milwaukee 3, Wis. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Masetto	Belvedere	50	$134	2 for 35

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6465; Filed, Apr. 17, 1946; 11:29 a. m.]

[MPR 389, Order 44]

WALDOCK PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 8, 1946, The Waldock Packing Company, Sandusky, Ohio filed an application for the establishment of maximum prices on sales of the sausage product known as "Blood and Tongue Sausage" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-71.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Blood and Tongue Sausage" and made by The Waldock Packing Company in accordance with the individual formula submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight:

$24.50

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Blood and Tongue Sausage" to a wholesaler, peddler-truck-seller, or intermediate distributor, The Waldock Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Blood and Tongue Sausage" have been established by the Office of Price Administration at the base price of $24.50 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Blood and Tongue Sausage" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Blood and Tongue Sausage" have been established by the Office of Price Administr tion. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 44 may be revoked or amended by the Price Administrator at any time.

This Order No. 44 shall become effective April 17, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6466; Filed, Apr. 17, 1946; 11:31 a. m.]

[MPR 591, Amdt. 1 to Rev. Order 64]

KEYSTONE FRICTION HINGE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591; *It is ordered:*

In Revised Order 64 under section 16 (b) (1) of Maximum Price Regulation No. 591, section (a) (1) is amended to read as follows:

(a) (1) The adjusted maximum prices for sales by the Keystone Friction Hinge Company of Williamsport, Pennsylvania, of the following commodities shall be its net prices in effect during March 1942 to each class of customers increased by the amounts specified:

	Percent
Table locks	25
Drawer clips	50
Angle irons and shelf supports	45
Top fasts and guides	20
Mirror clips	30
Drawer stops	35
Door catches	35
Toilet screws	20
Wardrobe equipment	30
Mirror supports	25
Miscellaneous furniture hardware (as specified in the Company's 1942 catalogue, but excluding items listed above)	35

This amendment is effective at once.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6468; Filed, Apr. 17, 1946; 11:30 a. m.]

[MPR 591, Order 423]

CARBONIC GAS EQUIPMENT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinets, manufactured by the Carbonic Gas Equipment Company of Westport, Connecticut, and as described in the application dated February 28, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
U-20A—20 cu. ft. ½ hp. condensing unit	$375	$450	$750
U-20A—30 cu. ft. ½ hp. condensing unit	490	588	980

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Carbonic Gas Equipment Company, of Westport, Connecticut, shall stencil on the lid or cover of the frozen food cabinets covered by this order, substantially the following:

OPA Maximum Retail Price $_____

Plus freight and crating as provided in Order No. 423 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6470; Filed, Apr. 17, 1946; 11:30 a. m.]

[MPR 591, 2d Rev. Order 109]

AMERICAN FOUNDRY AND FURNACE CO.

ADJUSTMENT OF MAXIMUM PRICES

Second Revised Order No. 109 under section 16 (b) (1) of Maximum Price Regulation No. 591. Specified mechanical building equipment. Adjustment of maximum prices for sales of certain specified furnaces manufactured by the American Foundry and Furnace Company of Bloomington, Illinois, and other products manufactured by them. Docket No. 6123-591.16-115.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation 591, Revised Order No. 109 is designated second Revised Order No. 109 and is revised to read as follows:

(a) *Adjustment of maximum prices for the American Foundry and Furnace Company of Bloomington, Illinois.* (1) This order authorizes the American Foundry and Furnace Company, Bloomington, Illinois, to increase its net prices in effect in March, 1942 for its cast iron warm air furnaces and casings, including repair and service parts therefor, and miscellaneous cast iron and sheet metal products as covered by Maximum Price Regulation No. 591, to each class of purchaser by 18 percent.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the American Foundry and Furnace Company, (a) above shall be its maximum prices to each class of purchaser in effect on April 17, 1946, plus the actual dollars-and-cents increase in present acquisition costs effected by the American Foundry and Furnace Company of Bloomington, Illinois, pursuant to this second revised order.

(c) *Notification to all purchasers.* The American Foundry and Furnace Company shall send the following notice to every purchaser of the commodities covered by this second revised order at or before the time of the first billing after the adjustment granted is put into effect:

Second Revised Order No. 109 under section 16 of Maximum Price Regulation No. 591 authorizes an 18 percent increase in March 1942 net prices for sales of cast iron warm air furnaces and casings including repair and service parts therefor, and miscellaneous cast iron and sheet metal products as covered by Maximum Price Regulation No. 591, manufactured by the American Foundry and Furnace Company of Bloomington, Illinois.

Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer, to their existing prices.

This amendment shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6469; Filed, Apr. 17, 1946; 11:30 a. m.]

[MPR 591, Order 424]

ACME REFRIGERATION CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following display cases, manufactured by the Acme Refrigeration Company of Seattle, Washington, and as described in the application dated December 18, 1945, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
8 ft. self-contained display case	$459	$535	$765
10 ft. self-contained display case	487	568	812

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Acme Refrigeration Company of Seattle, Washington, shall stencil on the lid or cover of the display cases covered by this order, substantially the following:

OPA Maximum Retail Price—(------
Plus freight and crating as provided in Order No. 424 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6471; Filed, Apr. 17, 1946; 11:30 a. m.]

[MPR 591, Order 425]

COMMERCIAL MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following beverage coolers, manufactured by the Commercial Manufacturing Company of Cincinnati, Ohio, and as described in the application dated February 28, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—	
	Dealers	Consumers
Model No. 23—6 ft	$270	$448
Model No. 38—9 ft	394	654

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon

resale, except dealers, including the allowable transportation and crating charges.

(f) The Commercial Manufacturing Company of Cincinnati, Ohio, shall stencil on the lid or cover of the beverage coolers covered by this order, substantially the following:

OPA Maximum Retail Price $_____ Plus freight and crating as provided in Order No. 425 under Maximum Price Regulation No. 591. Order No. 425 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6472; Filed, Apr. 17, 1946; 11:26 a. m.]

[RMPR 506, Order 85]

GALENA GLOVE AND MITTEN CO

AUTHORIZATION OF MAXIMUM PRICES

Order No. 85 under section 4 (b) of Revised Maximum Price Regulation 506, Maximum Prices for Staple Work Gloves. Granting maximum prices to Galena Glove and Mitten Company and other sellers. Docket No. 6062–506–4b–34.

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

(a) On and after April 18, Galena Glove and Mitten Company, Dubuque, Iowa, may sell and deliver to any purchaser, and such purchaser may buy from it, the staple work glove number enumerated in the following table at or below the prices set forth in Column A of this table. Wholesalers who purchase this number from Galena Glove and Mitten Company may make "regular sales" at wholesale of such glove, at or below the prices set forth in Column B of the table. Ceiling prices for "special sales" at wholesale shall be determined in accordance with section 3 (b) of Revised Maximum Price Regulation 506.

Style No.	Glove description	Column A Manufacturer's prices		Column B
		Group I, ceiling	Group II ceiling	Wholesaler's prices
PT12	Men's gunn pattern, knit wrist, two thumb, nap out canton flannel glove (husking glove); thumbs 12 oz. brown flannel shell, 8 oz. white flannel liner; glove 12 oz. white	*Per dozen* $2.41	*Per dozen* $2.62	*Per dozen* $2.79

(b) The maximum prices authorized in paragraph (a) are subject to the following:

(1) The instructions for manufacturers and wholesalers which preface the tables in Appendix A of RMPR 506, including those relating to the pricing of "seconds."

(2) The provisions in section 4 (a) of RMPR 506 with respect to a manufacturers' "wholesale percentage," and the quota of deliveries which must be made at Group I prices.

(3) The marking and informational requirements of section 6 of RMPR 506. In addition to these requirements, Galena Glove and Mitten Company, on all deliveries of the style number listed in paragraph (a), made pursuant to this order, on and after April 18, 1946, must place the letter "S" following the lot number or brand name stated on the label, ticket, or other device used to mark the gloves.

(c) The definitions in RMPR 506 shall apply to this order.

(d) Galena Glove and Mitten Company must furnish each of its customers, who, on or after April 18, 1946, purchased or purchases the style number listed in paragraph (a) for purposes of resale, a notice in the form set forth below. Galena Glove and Mitten Company must also notify each such customer (other than a seller at retail) that he is required in turn to transmit to his customers a copy of the notice set forth below. The notice may be attached to the invoice or may be stamped or printed on the invoice.

This notice is sent to you as required by Order No. 85 under section 4 (b) of Revised Maximum Price Regulation 506 issued by the Office of Price Administration. It lists ceiling prices fixed by OPA for the work glove number enumerated in the table below, manufactured by Galena Glove and Mitten Company.

OPA has ruled that Galena Glove and Mitten Company may sell this number at or below the prices listed in Column A below, subject to the provisions of section 4 (a) of RMPR 506 with respect to the quota of deliveries which must be made at Group I prices. Wholesalers in turn are authorized to make regular sales at wholesale of this number at or below the prices listed in Column B. Retailers will determine their ceiling prices on this number in accordance with section 2 of RMPR 506.

Style No.	Column A Manufacturer's prices		Column B
	Group I, ceiling	Group II, ceiling	Wholesaler's prices
PT 12 S	$2.41	$2.62	$2.79

You will note that the letter "S" follows manufacturers' lot number or brand name. This letter indicates that these gloves have been specifically priced by OPA under section 4 (b).

(e) This Order No. 85 under Revised Maximum Price Regulation 506 may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6467; Filed, Apr. 17, 1946; 11:29 a. m.]

[MPR 591, Order 426]

FLEETWOOD EQUIPMENT CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following dough retarding refrigerator manufactured by the Fleetwood Equipment Corporation, 203 East Main Street, Fleetwood, Pennsylvania, and as described in the application dated February 28, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model IB-466	$495	$594	$690

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Fleetwood Equipment Corporation of Fleetwood, Pennsylvania, shall stencil on the Dough Retarding Refrigerator covered by this order, substantially the following:

OPA Maximum Retail Price $990

Plus freight and crating as provided in Order No. 426 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6473; Filed, Apr. 17, 1946; 11:27 a. m.]

[MPR 591, Order 427]

AIRTHERM MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list prices, f. o. b. point of shipment, for sales by any person of the following unit heaters manufactured by the Airtherm Manufacturing Company of St. Louis, Missouri, and as described in the application dated February 18, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	Maximum list price
Model H-26:	
115 or 230 volt, 60 cycle, 1 phase:	
1 speed	$61.00
2 speed	67.00
3 speed	69.00
115 or 230 volt D. C. 1 speed	66.00
115 volt D. C. 3 speed	72.00
Model H-36:	
115 or 230 volt, 60 cycle, 1 phase:	
1 speed	71.00
2 speed	77.00
3 speed	79.00
115 or 230 volt D. C. 1 speed	77.00
115 volt D. C. 3 speed	82.00
Model H-46:	
115 or 230 volt, 60 cycle, 1 phase:	
1 speed	82.00
2 speed	88.00
3 speed	90.00
115 or 230 volt, D. C. 1 speed	88.00
115 volt D. C. 3 speed	94.00
Model H-72:	
115 or 230 volt, 60 cycle, 1 phase:	
1 speed	94.00
2 speed	103.00
Variable speed	119.00
115 or 230 volt D. C. 1 speed	105.00
115 volt D. C. 5 speed	114.00
220 or 440 volt, 60 cycle, 3 phase, 1 speed	105.00
Model H-92:	
115 or 230 volt, 60 cycle, 1 phase:	
1 speed	102.00
2 speed	113.00
Variable	128.00
115 or 230 volt D. C. 1 speed	114.00
115 volt D. C. 5 speed	121.00
220 or 440 volt, 60 cycle, 3 phase, 1 speed	113.00
Model H-124:	
115 or 230 volt, 60 cycle, 1 phase:	
1 speed	114.00
2 speed	124.00
Variable speed	139.00
115 or 230 volt, D. C. 1 speed	126.00
115 volt D. C. 5 speed	134.00
220 or 440 volt, 60 cycle, 3 phase, 1 speed	122.00
Model H-146:	
115 or 230 volt, 60 cycle, 1 phase:	
1 speed	120.00
2 speed	131.00
Variable speed	145.00
115 or 230 volt, D. C. 1 speed	132.00
115 volt D. C. 5 speed	149.00
220 or 440 volt, 60 cycle, 3 phase, 1 speed	126.00
Model H-167:	
115 or 230 volt, 60 cycle, 1 phase:	
1 speed	$126.00
2 speed	136.00
Variable speed	150.00
115 or 230 volt, D. C. 1 speed	137.00
115 volt D. C. 5 speed	154.00
220 or 440 volt, 60 cycle, 3 phase, 1 speed	134.00
Model H-220:	
115 or 230 volt, 60 cycle, 1 phase:	
1 speed	163.00
2 speed	177.00
Variable speed	199.00
115 or 230 volt, D. C. 1 speed	178.00
115 volt, D. C. 5 speed	195.00
220 or 440 volt, 60 cycle, 3 phase, 1 speed	170.00
Model H-274:	
115 or 230 volt, 60 cycle, 1 phase:	
1 speed	210.00
2 speed	216.00
Variable speed	241.00
115 or 230 volt, D. C. 1 speed	219.00
115 volt D. C. 5 speed	241.00
220 or 440 volt, 60 cycle, 3 phase, 1 speed	210.00

The maximum list prices above are all f. o. b. point of shipment, except on sales to consumers which is a delivered price.

(b) The maximum list prices set forth in (a) above are subject to the following functional discounts:

	Percent
On sales to distributors or jobbers	45
On sales to dealers or retailers	20-15-15
On sales to consumers	20-15-10

(c) The maximum prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except on sales to consumers, upon resale.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6474; Filed, Apr. 17, 1946; 11:27 a. m.]

[Gen. Order 68, Amdt. 4]

REGIONAL ADMINISTRATORS

DELEGATION OF AUTHORITY

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, General Order No. 68 is amended in the following respects:

1. The phrase "Building Materials and Construction Price Branch" in paragraphs (a) and (f) is amended to read "Building and Construction Price Division."

2. Section (b) (2) is amended to read as follows:

(2) Maximum prices thus set forth shall not exceed the general level of prices as fixed by the regulation which would otherwise be applicable; *Provided, however,* That where the existing level of prices so determined or the prices previously set under this order are no longer generally fair and equitable in the particular community or defined area, they may be adjusted to the extent necessary to eliminate such unfairness and inequity.

This Amendment No. 4 shall become effective April 17, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6529; Filed, Apr. 17, 1946; 4:21 p. m.]

[Rev. SO 119, Order 160]

COPCO STEEL AND ENGINEERING CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 160 under Revised Supplementary Order No. 119. Docket No. 6123—SO 119—58.

Adjustment of maximum prices—Steel Window Sash (Basement Residential) manufactured by the Copco Steel and Engineering Company, Detroit, Michigan.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Copco Steel and Engineering Company, Detroit, Michigan.* (1) The above manufacturer may determine his maximum prices for his line of Steel Window Sash (Basement Residential) by increasing by 18 percent his prices in these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 160 under Revised Supplementary Order No. 119 authorizes an 18 percent increase in October 1, 1941 net prices for sales of steel windows Sash (basement residential) manufactured by this company.

Resellers (but not manufacturers who purchase such item for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment by Order No. 160.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6531; Filed, Apr. 17, 1946; 4:22 p. m.]

[SO 133, Order 29]

ABERNATHY FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of dining room and bedroom furniture specified below, manufactured by Abernathy Furniture Company, Kansas City, Missouri.

(1) For all sales and deliveries of the following articles by the manufacturer to retailers, adjusted maximum prices are those set forth below:

Article	Model No.	Adjusted maximum price to retailers
Bed	181-1	$26.09
Chest	181-3	39.18
Vanity	181-9	53.62
Bed	159-1	23.03
Chest	159-3	35.72
Vanity	159-9	44.20
Bench	159-12	7.28
Table	118BF-8	49.36
	108BF-7	34.45
	108BF-8	45.25
	108-7½	40.00
	366-S-5	29.08
	368S-8	41.50
Buffet	108-38WD	40.68
	108-54C	44.43
	366-48C	27.93
China Closet	108-4½	52.35
Corner cabinet	108-4	30.67
Chair	108-1	8.19
	108-2	10.47
	108½-1	6.57
	108½-2	8.90
	108-SS-1	8.18
	108-SS-2	10.48
	366-1	7.60
	366-2	9.92

(b) Retailers of articles which the manufacturer has sold at an adjusted maximum price determined under this order shall determine their maximum prices as follows:

(1) Retailers who must determine their maximum prices under Maximum Price Regulation No. 580 shall compute their ceiling prices under that regulation as it has been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A retailer who determines his maximum resale price under the General Maximum Price Regulation shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) The manufacturer shall file the report described in Section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C. He shall also comply with the invoicing and reporting provisions of sections 8 and 9 of Order No. 4800 under Maximum Price Regulation No. 188.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on April 17, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6532; Filed, Apr. 17, 1946; 4:22 p. m.]

[SO 142, Order 80]

FRUEHAUF TRAILER CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 80 under Supplementary Order 142. Adjustment provisions for sales of industrial machinery and equipment. Fruehauf Trailer Company; Docket Nos. 6085-SO 142-452-10 and 6085-SO 142-136-2.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 2 of Supplementary Order 142, *It is ordered:*

(a) Fruehauf Trailer Company is authorized to increase its maximum net prices in effect prior to the effective date of this order for truck trailers and extra, special and optional equipment sold as original equipment and trailer replacement parts by a percentage not to exceed 3.6 percent. The adjusted maximum prices shall be subject to the same discounts, extra charges and terms of delivery to the applicable class of purchaser in effect prior to the effective date of this order.

(b) Resellers of applicant's truck trailers and extra, special or optional equipment sold as original equipment shall increase resale list prices in effect prior to the effective date of this order by a percentage not to exceed 3.6 percent. The adjusted maximum prices are subject to the same discounts, extra charges and terms of delivery in effect prior to the effective date of this order.

(c) The applicant shall adjust resale list prices for its trailer replacement parts in accordance with Section 2 (d) (1) of Supplementary Order 142 as amended and shall notify resellers of the adjusted resale list price in accordance with section 10 of Maximum Price Regulation 452. In the case of maximum prices for non-list sales by resellers under Maximum Price Regulation 453, the applicant shall notify resellers of the dollar and cents amounts of adjustments in the applicant's non-list prices. Resellers shall determine adjusted maximum non-list prices in accordance with section 7 of Maximum Price Regulation 453.

This order shall become effective April 17, 1946.

Issued this 17th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6533; Filed, Apr. 17, 1946; 4:20 p. m.]

[SO 94, Rev. Order 105]

WAR DEPARTMENT ET AL.

SPECIAL MAXIMUM PRICES FOR RESALES OF CERTAIN NEW MILITARY VEHICLES

Order No. 105 under Supplementary Order 94 is redesignated Revised Order 105 and is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices for resales of any new self-propelled motor driven vehicle or any vehicle drawn by it, except those covered by Revised Price Schedule 85, originally sold to the War Department, Department of the Navy, United States Marine Corps, or the United States Coast Guard, and which have been or may be purchased from any United States Government agency.

(b) *Maximum prices.* (1) The maximum prices for resales of new self-propelled motor driven vehicles, except those covered by Revised Price Schedule 85, shall be as follows:

(i) For resales by a distributor to a dealer or exporter, the total of:

(*a*) The Government selling price increased by the application of a .95 divisor.

(*b*) A transportation charge from the location of vehicle at the time of the Government sale to the distributor's place of business, but not to exceed the lowest common or contract carrier rate.

(c) Assembly costs, if the vehicle has been assembled by the distributor, not to exceed $175.00 for up to 2½ ton capacity and not to exceed $250.00 for over 2½ ton capacity.

(ii) For resales by a dealer who purchases direct from the Government disposal agency, the total of:

(a) The price paid the Government disposal agency.

(b) A mark-up of 33% on the Government sales price if the vehicle is not over 1½ ton capacity or does not exceed 16,000 lbs. gross vehicle weight, and 42% if the vehicle exceeds such capacity or weight.

(c) A handling charge of $15.00 per vehicle.

(d) A transportation charge from the location of vehicle at the time of the Government sale to the dealer's place of business, but not to exceed the lowest common or contract carrier rate.

(e) Assembly costs, if the vehicle has been assembled by the dealer, not to exceed $175.00 for up to 2½ ton capacity and not to exceed $250.00 for over 2½ ton capacity.

(iii) For resales by a dealer who purchases from a distributor, the total of:

(a) The price paid the Government disposal agency by the distributor.

(b) A mark-up of 38% on the Government selling price if the vehicle is not over 1½ ton capacity or does not exceed 16,000 lbs. gross vehicle weight, and 47% if the vehicle exceeds such capacity or weight.

(c) A handling charge of $15.00 per vehicle.

(d) A transportation charge from the location of vehicle at the time of the Government sale to the dealer's place of business, but not to exceed the lowest common or contract carrier rate.

(e) Assembly costs, if the vehicle has been assembled by the distributor and the dealer has been billed for such charges or if the vehicle has been assembled by the dealer, not to exceed $175.00 for up to 2½ ton capacity and not to exceed $250.00 for over 2½ ton capacity.

(2) The maximum prices for resales of trailers shall be as follows:

(i) For resales by a distributor to a dealer or exporter, the total of:

(a) The Government selling price inincreased by the application of a .95 divisor.

(b) A transportation charge from the location of trailer at the time of the Government sale to the distributor's place of business, but not to exceed the lowest common or contract carrier rate.

(c) Assembly costs, if the trailer has been assembled by the distributor, not to exceed $15.00 for up to 1 ton capacity and not to exceed $75.00 for over 1 ton capacity.

(ii) For resales by a dealer who purchases direct from the Government disposal agency, the total of:

(a) The price paid the Government disposal agency.

(b) A mark-up of 42% on the Government sales price.

(c) A handling charge of $15.00 per trailer.

(d) A transportation charge from the location of trailer at the time of the Government sale to the dealer's place of business, but not to exceed the lowest common or contract carrier rate.

(e) Assembly costs, if the trailer has been assembled by the dealer, not to exceed $15.00 for up to 1 ton capacity and not to exceed $75.00 for over 1 ton capacity.

(iii) For resales by a dealer who purchases from a distributor, the total of:

(a) The price paid the Government disposal agency by the distributor.

(b) A mark-up of 47% on the Government sales price.

(c) A handling charge of $15.00 per trailer.

(d) A transportation charge from the location of trailer at the time of the Government sale to the dealer's place of business, but not to exceed the lowest common or contract carrier rate.

Assembly costs, if the trailer has been assembled by the distributor and the dealer has been billed for such charges or if the trailer has been assembled by the dealer, not to exceed $15.00 for up to 1 ton capacity and not to exceed $75.00 for over 1 ton capacity.

(iv) In the event the actual assembly costs for any trailer exceed the amounts hereinbefore set forth, the distributor or dealer performing such services may apply to the Regional or District Office of the Office of Price Administration in the Region or District in which he is located for an allowance of his actual assembly costs and any Regional Administrator or District Director is hereby authorized to issue an order compensating him for such actual assembly costs.

(c) *Taxes.* There may be added to the maximum prices hereinbefore set forth the amount of any State and municipal tax upon, or incident to, the sale, delivery or use of such vehicle.

(d) *Invoice of sale.* Every reseller of any of the vehicles covered by this order shall furnish his purchaser with an invoice of sale setting forth the name of the Government disposal agency, the Government selling price and separately stating any assembly and transportation charges.

(e) *Export sales.* The maximum prices at which any seller may export any of the commodities covered by this order shall be determined in accordance with the provisions of Maximum Export Price Regulation, as revised.

(f) *Definitions.* (1) "Distributor" means any person who sells to purchasers for resale.

(2) "Dealer" means any person who sells to ultimate consumers.

(g) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(h) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6565; Filed, Apr. 18, 1946; 11:37 a. m.]

Regional and District Office Orders.

[Pittsburgh Order G-3 Under MPR 426]

FRESH FRUITS AND VEGETABLES IN PITTSBURGH DISTRICT

For the reasons stated in an opinion issued simultaneously herewith and pursuant to the authority contained in section 8 (a) (7) of Maximum Price Regulation No. 426, this order is hereby issued.

SECTION 1. *What this order does.* This order determines that Cleveland, Ohio, and Buffalo, New York, are the customary carlot receiving points for the items listed in the appendices which are delivered to wholesalers in the Erie area described in section 2. Appendices A and B list the fresh fruits and vegetables affected by this order. Appendix A sets forth the lowest carlot transportation allowances which may be added to basing point prices at the customary carlot receiving points. Appendix B provides for less-than-carlot maximum hauling allowances which may be added to the total of the maximum basing point price and Appendix A allowances when deliveries are made from the customary carlot receiving points to the Erie area or from a carlot receiving point in the Erie area to a point outside the free delivery zone.

SEC. 2. *Where this order applies.* This order applies in the counties of Clarion, Crawford, Erie, Forest, Mercer, Venango, and Warren in the State of Pennsylvania.

SEC. 3. *Freight from basing points to Cleveland and Buffalo.* The freight from basing points to Cleveland or Buffalo, which may be added to the maximum basing point price, is the appropriate amount shown in Appendix A.

SEC. 4. *Less than carlot hauling allowances.* (a) A wholesaler, delivering in less than carlot quantities from the customary carlot receiving points to a wholesaler in the Erie area, may add the propriate amount, indicated in Appendix B.

(b) A wholesaler, receiving a carlot in the Erie area, or a jobber, delivering from the premises of such carlot receiver to a point outside the free delivery zone, may add the appropriate hauling allowance in Appendix B.

(c) Appendix B allowances may not be added when a carlot is received and delivery is made within the free delivery zone.

SEC. 5. *Definitions.* (a) The term "free delivery zone", as used in this order, shall mean the area within the corporate limits of the municipality in which the carlot or truckiot is received.

(b) Unless the context otherwise requires, the definitions contained in Maximum Price Regulation No. 426 and in the Emergency Price Control Act of 1942, as amended, shall apply to other terms used in this order.

SEC. 6. *Effective date.* This order shall become effective at 12:01 a. m. on April 15, 1946.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; MPR 426, 8 F.R. 16409)

Issued April 3, 1946.

WILLIAM K. HARRISON,
District Director.

APPENDIX A

Freight allowances from basing point to Cleveland, Ohio, or Buffalo, N. Y.

Commodity	Standard container and minimum contents	Basing point	Season	Freight allowance	
				Cleveland	Buffalo
Apricots	Brentwood lug, 24–26 lbs.	Sacramento, Calif.	All	$0.54	$0.54
Do	Northwest lug, 13–15 lbs.	do	All	.37	.37
Beans (snap)	Bu. container, 28 lbs. net	Pompano, Fla	All	.60	.62
Carrots	L. A. crate, 72 bunches, each bunch 1 lb. or more.	El Centro, Calif.	1/16–3/31	1.35	1.35
		do	4/1–5/31	1.45	1.45
		Salinos, Calif.	6/1–11/30	1.53	1.53
		do	12/1–1/15	1.43	1.43
Cucumbers (except hothouse)	1 bu. container, 48 lbs. net wt.	Wachula, Fla	11/1–5/31	.75	.78
		Ponchatoula, La	6/1–6/30	.63	.71
Cucumbers (hothouse)	18 lbs. net wt.	Davenport, Iowa	All	2.77	2.77
Eggplant	1½ bushel crate, 45 lbs. net wt.	Fort Meyers, Fla	All	.78	.83
Grapefruit (pink—All States except California and Arizona).	1⅗ bushel, 72 lbs. net wt.	Weslaco, Tex	All	1.09	1.15
Grapefruit (white—California and Arizona).	1⅗ bushel crate, 65 lbs. net wt.	Los Angeles, Calif.	11/16–4/30	1.20	1.20
		do	5/1–10/31	1.27	1.27
Grapefruit (Indian River)	1⅗-bushel crate, 82 lbs. net wt.	Homestead, Fla	All	1.09	1.13
Grapes, table	Lug, 28 lbs.	Bakersfield, Calif.	All	.64	.64
Lemons	1⅗ bushel, 72 lbs. net wt.	Los Angeles, Calif.	11/1–4/30	1.24	1.24
		do	5/1–10/31	1.38	1.38
Lettuce	L. A. or Salinos crate, net wt. 60 lbs., 48 heads or more.	El Centro, Calif.	1/1–2/28	1.51	1.51
		do	3/1–3/31	1.55	1.55
		Salinos, Calif.	4/1–4/30	1.62	1.62
		do	5/1–5/31	1.67	1.67
		do	6/1–10/15	1.77	1.77
		do	10/16–12/1	1.62	1.62
		El Centro, Calif.	12/1–12/31	1.55	1.55
Melons:					
Cantaloups and honeyball melons	Jumbo crate, 83 lbs.	do	Beginning of season–July 25	1.82	1.82
	Jumbo crate, 83 lbs.	Mendota, Calif.	July 26–end of season	1.90	1.90
	Standard crate, 68 lbs.	El Centro, Calif.	Beginning of season–July 25	1.58	1.58
	Standard crate, 68 lbs.	Mendota, Calif.	July 26–end of season	1.65	1.65
	Pony crate, 57 lbs.	El Centro, Calif.	All	1.33	1.33
Casaba melons	Jumbo or std. crate, 42 lbs.	Mendota, Calif.	All	1.09	1.09
Cranshaw melons	Jumbo or std. crate, 40 lbs.	do	All	1.09	1.09
Honeydew melons	Jumbo or std. crate, 39 lbs., honeydew crate.	El Centro, Calif.	Beginning of Season–July 25	1.05	1.05
		Mendota, Calif.	July 26–end of season	1.09	1.09
	Jumbo cantaloup crate, 58 lbs.	El Centro, Calif.	Beginning of season–July 25	1.58	1.58
	Jumbo cantaloup crate, 58 lbs.	Mendota, Calif.	July 26–end of season	1.65	1.65
Persian melons	Jumbo Persian crate, 43 lbs.	do	All	1.09	1.09
	Standard Persian crate, 37 lbs.	do	All	1.00	1.00
	Pony Persian crate	do	All	.88	.88
Oranges (California and Arizona)	1⅗ bushel, 70 lbs. net wt.	Los Angeles, Calif.	11/16–4/30	1.33	1.33
		do	5/1–11/15	1.40	1.40
Oranges (Florida and Texas)	1⅗ bushel, 82 lbs. net wt.	Homestead, Fla	All	1.09	1.13
Peas (green)	Bushel container 28 lbs. net wt.	Calipatria, Calif.	9/1–3/31	.72	.72
		Santa Barbara, Calif.	4/1–8/31	.80	.80
Pears	Box—44 to 48 lbs. net wt.	Yakima, Wash.	All	.91	.91
Plums	4-basket crate	Sacramento, Calif.	All		
	Size:				
	3 x 4			.70	.70
	3 x 4 x 4			.70	.70
	4 x 4			.68	.68
	3 x 4 x 5			.68	.68
	4 x 5			.60	.60
	3 x 5			.58	.58
	5 x 6			.58	.58
	6 x 6			.58	.58
Prunes, Italian	½ bu., 28–32 lbs.	Yakima, Wash.	All	.64	.64
	Prune box, 15–17 lbs	do	All	.39	.39
Sweet peppers	1½ bu. crate, 37 lbs. net wt.	Pompano, Fla	All	.71	.73
	1 bu., 25 lbs. net	do	All	.43	.45
Sweet potatoes	1 bu.	Sunset, La.	All	.48	.48
Spinach	1 bu. 18 lb. net	Crystal City, Tex.	All	.36	.38
Tangerines (all States except California and Arizona).	Two ⅘ bu., 90 lb. net wt.	Homestead, Fla.	All	1.16	1.21

APPENDIX B

Less than carlot hauling allowances

Commodity	Minimum contents and standard container	Allowances	Commodity	Minimum contents and standard container	Allowances
Beans (snap)	1 bushel—28 lbs. net wt.	$0.13	Honeydew melons	Jumbo or honeydew crate	$0.18
Cantaloups or honeyballs	Jumbo crate	.31		Jumbo or cantaloup crate	.31
	Standard crate	.27	Lemons	1⅗-bushel, 72 lbs. net wt.	.36
	Pony crate	.23	Lettuce	L. A. or Salinos crate, 48 heads or more, 60 lbs. net wt.	.31
Carrots	L. A. crate—72 lbs. net wt.	.36	Oranges (California and Arizona)	1⅗-bushel, 70 lbs. net wt.	.36
Casaba melons	Jumbo or standard crate	.18	Oranges (Florida and Texas)	1⅗-bushel, 82 lbs. net wt.	.39
Cranshaw melons	Jumbo or standard crate	.18	Pears	Box—44 to 48 lbs. net wt.	.20
Cucumbers (hothouse)	Basket or box—18 lbs. net wt.	.08	Peas, green	1 bushel, 28 lbs. net wt.	.12
Cucumbers (except hothouse)	1 bushel—48 lbs. net wt.	.24	Peppers (sweet)	1½-bushel, 37 lbs. net wt.	.20
	Lug box—48 lbs. net wt.	.12		1 bushel, 25 lbs. net wt.	.12
Deciduous, all		.12	Persian melons	Jumbo crate	.18
Eggplant	45 lbs. net wt. crate	.24		Standard crate	.18
	30 lbs. net wt. bushel	.16		Pony crate	.16
Grapes, all		.12	Sweet potatoes		.20
Grapefruit (white) (California and Arizona).	1⅗ bushel, 63 lbs. net wt.	.30	Spinach	1 bushel, 18 lbs. net wt.	.08
Grapefruit (all other)	1⅗ bushel, 72 lbs. net wt.	.34	Tangerines	Two ⅘ bushels, 90 lbs. net wt.	.40

[F. R. Doc. 46-6407; Filed, Apr. 16, 1946; 4:30 p. m.]

[Pittsburgh Order G–2 Under MPR 426]

FRESH FRUITS AND VEGETABLES IN PITTSBURGH, PA., DISTRICT

For the reasons set forth in an opinion issued herewith, and pursuant to the authority contained in Maximum Price Regulation No. 426, this order is hereby issued.

SECTION 1. *What this order does.* This order establishes allowances which may be added to the maximum prices of certain fresh fruits and vegetables for certain delivered sales by service wholesalers and secondary jobbers, delivered to the premises of the buyer situated in the area described in section 2. In no case does this order apply to a carlot or primary receiver or anyone who receives a carlot or trucklot of an item named herein; no allowances are provided for such sales.

SEC. 2. *Where this order applies.* This order applies in the counties of Washington, Armstrong, Westmoreland, Beaver, Greene, Butler, Fayette, Lawrence, and Allegheny, in the State of Pennsylvania.

SEC. 3. *Determination of Pittsburgh Free Delivery Zone.* For the purpose of this order the Pittsburgh Free Delivery Zone includes Pittsburgh, Aspinwall, Avalon, Bellevue, Ben Avon, Braddock, Brentwood, Carnegie, Castle Shannon, Crafton, Dormont, Edgewood, Etna, Greentree, Homestead, Ingram, McKees Rocks, Millvale, Mt. Lebanon, Mt. Oliver, Munhall, Rankin, Sharpsburg, Swissvale, Wilkinsburg.

SEC. 4. *Determination of delivery allowances*—(a) *Within the Pittsburgh Free Delivery Zone.* There shall be no additions for deliveries to purchasers located in the Pittsburgh Free Delivery Zone.

(b) *Outside the Pittsburgh Free Delivery Zone.* Secondary jobbers or service wholesalers, for sales delivered to the premises of purchasers located outside the Pittsburgh Free Delivery Zone, may add the following amounts to the maximum prices of secondary jobbers or service wholesalers for deliveries within the Pittsburgh Free Delivery Zone:

Commodity	Standard container and minimum contents	Allowances for deliveries within Allegheny County	Allowances for deliveries outside Allegheny County
Beans (snap)	Bushel, net 28 lbs.	$0.10	$0.15
Cantaloups or honeyballs	Jumbo crate	.20	.31
	Standard crate	.17	.27
	Pony crate	.14	.23
Carrots	L. A. crate	.23	.36
Casaba melons	Jumbo or standard crate	.11	.18
Cranshaw melons	do	.11	.18
Cucumbers, except hothouse	Bushel	.15	.24
	Lug box	.08	.12
Deciduous, all		.08	.12
Eggplant	Crate	.15	.24
	Bushel	.10	.16
Grapes, all		.08	.12
Grapefruit:			
California	1⅗ bushel	.20	.32
Florida	1⅗ bushel	.21	.34
Pink	1⅗ bushel	.23	.36
Honeydew melons	Jumbo or honeydew crate	$0.11	$0.18
	Jumbo cantaloup crate	.20	.31
Lettuce	L. A. crate, 48 heads, 60 lbs. net	.19	.30
Oranges, California	1⅘ bushel	.23	.36
Oranges, Florida	1⅘ bushel	.24	.38
Peas, green	Bushel	.10	.16
Peppers (sweet)	1½ bushel	.13	.20
	1 bushel	.08	.12
Persian melons	Jumbo crate	.11	.18
	Standard crate	.11	.18
	Pony crate	.10	.15
Potatoes, sweet		.13	.20
Spinach	Bushel	.05	.08
Tangerines	⅘ bushel box	.13	.20

SEC. 5. *Relationship to maximum price regulation No. 426.* In determining total selling prices on the sales of those fresh fruits and vegetables enumerated in section 4, a service wholesaler or secondary jobber shall apply the following rules:

(a) The allowances established in this order, for service wholesalers and secondary jobbers making delivered sales to the premises of a purchaser located outside the free delivery zone, may be added to the ceiling prices determined under Maximum Price Regulation No. 426, and Order No. G–1 issued by the Pittsburgh District Office. Less than these maximum prices may always be charged.

(b) The additions set out in section 4 shall supersede any permitted additions for delivery outside of the free delivery zone of the wholesaler heretofore established under Maximum Price Regulation No. 426, as amended, or any order issued thereunder.

(c) For undelivered sales by service wholesalers and secondary jobbers whose places of business are located inside or outside the Pittsburgh Free Delivery Zone, there shall be deducted 5¢ per container under 50 lbs. gross weight, and 10¢ per container for containers 50 lbs. or more gross weight from the delivered prices computed according to this order.

SEC. 6. *Definitions.* (a) When used in this order, the term "delivered" means delivered to the buyer's premises and, in the case of retailers, delivered to the retail store. (b) Unless the context otherwise requires, the definitions set forth in Maximum Price Regulation No. 426, as amended, and in the Emergency Price Control Act of 1942, as amended, shall apply to the other terms used in this order.

SEC. 7. *Effective date.* This order shall become effective at 12:01 a. m. on April 15, 1946.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; MPR 426, 8 F.R. 16409)

Issued April 3, 1946.

WILLIAM K. HARRISON,
District Director.

[F. R. Doc. 46–6406; Filed, Apr. 16, 1946; 4:30 p. m.]

[Region IV Order G–4 Under RMPR 251]

PLUMBING SERVICES, AND INSTALLED PLUMBING AND HEATING FIXTURES AND MATERIALS IN CHATHAM COUNTY, AND SAVANNAH, GA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251, *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in Savannah and Chatham Counties, Georgia.

3. All the provisions of Order No. G–2 (Basic Order No. 1) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G–2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing services and sales of installed plumbing fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing contractors shall be the "maximum hourly service rates" as provided in sub-paragraph (a) below, plus the maximum prices of the plumbing fixtures and materials as set forth in sub-paragraph (b) and (c) below:

(a) *Maximum hourly service charge.* The maximum hourly charge for plumbing services shall be the straight time hourly rate set forth in Column A or the legal wages paid per hour multiplied by the markup in Column B, whichever is lower, together with any applicable overtime:

Types of labor service	Maximum hourly service rates	
	Column A	Column B[1]
	Straight time charges per hour	Markup factor of legal wage rates paid
Master plumber	$3.00	$1.64
Journeyman plumber	3.00	1.64
Apprentice plumber	1.25	1.64
Helpers or laborers	1.00	1.64

[1] In calculating the hourly service rate per hour in Column B, the resulting figure may be rounded to the nearest 25¢. In no instance, however, shall the resulting figure be in excess of the amount in Column A.

(b) *Maximum prices of installed plumbing fixtures and materials.* The maximum amount which may be charged for any fixture and materials, involved in the process of repairing or installing by plumbing contractors as defined in this order shall not exceed the manufacturer's list retail price or the invoice cost of such fixture or materials plus a markup not in excess of 33⅓% on cost, whichever is less.

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work such as sheet metal work, pipe covering, plastering, painting and electrical work, incidental to the installation or repair of plumbing shall not exceed the actual cost of such sub-contracted work plus a markup not in excess of 20% on cost.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective April 8, 1946.

Issued March 27, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–6408; Filed, Apr. 16, 1946; 4:30 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 113]

SOLID FUELS IN SIOUX FALLS, S. DAK.

(a) An opinion accompanying this amendment has been issued simultaneously herewith. Appendix No. I to Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

Paragraph (b), Price Schedule, subsection V, B is amended to read as follows:

	Domestic delivered	
	1 ton	½ ton
B. Production group No. 3A (includes all mines in the "Paris Field" of Logan County, Ark., and mines in Franklin County located in Paris Basin)		
1. Underground mines, machine cut:		
a. Size group Nos. 4, 6, 7, and 8:		
(i) Mine index Nos. 76 and 110	$15.50	$8.00
(ii) Mine index Nos. 52, 53, and 132	15.75	8.13
(iii) Mine index Nos. 55 and 116	15.95	8.23
(iv) Mine index Nos. 40, 77 and 117	16.20	8.35
b. Size group No. 5:		
(i) Mine index Nos. 76 and 110	15.35	7.93
(ii) Mine index Nos. 52, 53, and 132	15.60	8.05
(iii) Mine index Nos. 55 and 116	15.80	8.15
(iv) Mine index Nos. 50, 77, and 117	16.05	8.28

This Amendment No. 113 to Order No. G–16 under Revised Maximum Price Regulation No. 122 shall become effective March 25, 1946.

Issued this 29th day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–6411; Filed, Apr. 16, 1946; 4:32 p. m.]

[Region VI Rev. Order G–10 Under RMPR 122, Amdt. 4]

SOLID FUELS IN DES MOINES, IOWA, AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Amendment No. 3 to Revised Order No. G–10 under Revised Maximum Price Regulation No. 122, issued February 11, 1946, is amended in the following respects:

The heading of the price schedule in Amendment No. 3 is amended by striking the words "½ Ton Per Ton" wherever the words appear and substituting in lieu thereof the words "Per ½ Ton".

In Amendment No. 3, paragraph (c), Price Schedule, subsection III is amended to read as follows:

	2 tons or more, per ton	1 ton, per ton	Per ½ ton	50 tons or more to one bin, per ton
III. Hi-volatile bituminous coals from district No. 9				
A. No. 14 and stray seams:				
1. Lump, size group No. 1	$8.66	$8.91	$4.83	$8.41
2. Egg, size group No. 3	8.46	8.71	4.73	8.21
3. Stove, 2" x 1½", size group No. 8	7.81	8.06	4.43	7.56
4. Washed screenings, size group Nos. 23 and 24	7.56	7.81	4.28	7.31

In Amendment No. 3, paragraph (c), Price Schedule, subsection VI is amended to read as follows:

	2 tons or more per ton	1 ton per ton	Per ½ ton	50 tons or more to one bin per ton
VI. Hi-volatile bituminous coals from district No. 15				
1. Fancy or standard nut, production group No. 3, strip mines	$7.18	$7.43	$4.12	$6.93
2. Stoker, production group No. 3, top size 1½" and smaller, bottom size ⅜" and smaller, strip mines	6.68	6.93	3.87	6.43
3. Stoker, production group No. 10, 1¼" x ⅜", strip mines	8.83	9.08	4.92	8.58

This Amendment No. 4 to Revised Order No. G–10 shall become effective March 25, 1946.

Issued this 29th day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–6409; Filed, Apr. 16, 1946; 4:31 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 112]

SOLID FUELS IN COUNCIL BLUFFS, IOWA, AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Appendix No. 23 to Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

Paragraph (b), Price Schedule, subsection IV, B, is amended to read as follows:

	Domestic delivered per ton
B. Production group No. 3A (includes all mines in the "Paris Field" of Logan County, Ark., and mines in Franklin County located in the Paris Basin):	
1. Underground mines machine cut, mine index Nos. 76 and 110 only: (a) Lump, furnace, grate and egg size group Nos. 4, 6, 7 and 8	$14.35
2. Underground mines machine cut, mine index Nos. 77 and 117 only: (a) Lump, furnace, grate, and egg, size group Nos. 4, 6, 7 and 8	14.95
3. Underground mines machine cut, mine index Nos. 52, 53 and 132 only: (a) Lump, grate, furnace, and egg, size group Nos. 4, 6, 7 and 8	14.70
4. Underground mine machine cut, mine index Nos. 55 and 116 only: (a) Lump, grate, furnace, and egg, size group Nos. 4, 6, 7 and 8	14.80

In Appendix No. 23 to Order No. G–16, paragraph (b), Price Schedule, subsection V is amended to read as follows:

	Domestic delivered per ton
V. High volatile bituminous coal from District No. 15 (Missouri, Kansas, Oklahoma and Texas):	
A. Production group No. 1 (all mines in Cherokee, Crawford, Bourbon, Neosho, Labette and Wilson Counties, Kans., and Barton, Jasper, Dade, Cedar and that part of Vernon County lying south of an east and west line drawn through the town of Nevada, Mo.) (strip mines):	
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump coal with a bottom size 3" and smaller, all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")	$9.23
B. Production group No. 2, all mines in Linn County, Kans., and Bates, Henry, St. Clair, Miller, Morgan, Pettis and Johnson Counties; and that portion of Vernon County lying north of an east and west line drawn through the town of Nevada in Missouri (strip mines):	
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump coal with a bottom size 3" and smaller; all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")	8.33
2. Standard nut size group No. 6 (all double screened coals with a top size larger than 2" but not exceeding 3"; bottom size 1¼", and smaller)	8.13
C. Production group No. 3, all mines located in Boone, Callaway, Audrain, Randolph, Clark, Macon, Moniteau, Linn, Grundy, Harrison, Adair, Chariton, Schuyler, Putnam, Cole, Howard, Monroe, Warren, Lincoln, Sullivan, and Ralls Counties in Missouri (strip mines):	
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump coal with a bottom size 3" and smaller; all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")	8.33
2. Standard nut, size group No. 6 (all double screened coals with a top size larger than 2" but not exceeding 3", bottom size 1¼" and smaller)	7.88

	Domestic delivered per ton
V. High volatile bituminous coal from District No. 15—Continued.	
C. Production group No. 3—Con.	
3. Chestnut, size group No. 6 (double screened coals with a top size 1¼" and smaller, bottom size larger than ⅜")——	$7.78
4. Special stoker, size group No. 11 (all double screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜")——	7.88
D. Production group No. 9, all mines located in Coal County, Okla. (strip mines):	
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump coal with a bottom size 3" and smaller; all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")——	11.83
E. Production group No. 10, all mines located in McIntosh and in Okmulgee Counties, Okla., deep shaft mines:	
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump coal with a bottom size 3" and smaller, all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")——	11.50
2. Special stoker, size group No. 11 (all double screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜")——	9.00
F. Production group No. 11 (all mines located in Tulsa, Wagoner, Roger, Craig and Nowata Counties, Okla., and that part of Muskogee County, Okla., north of a line drawn straight east and west across Muskogee County, along the southern limits of the town of Perum, Okla.) strip mines:	
1. Lump and egg size group Nos. 1, 2 and 3 (all lump coal with a bottom size 3" and smaller; all double screened coals with a top size larger than 3" and a bottom size larger than 1¼")——	9.63
2. Standard nut, size group No. 6 (all double screened coals with a top size larger than 2" but not exceeding 3", bottom size 1¼" and smaller)——	9.18
3. Special stoker, size group No. 11 (all double screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜")——	8.28

This Amendment No. 112 to Order G–16 under Revised Maximum Price Regulation No. 122 shall become effective March 25, 1946.

Issued this 29th day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–6410; Filed, Apr. 16, 1946; 4:31 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 114]

SOLID FUELS IN SIOUX CITY, IOWA, AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Appendix No. 2 to Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

Paragraph (b), Price Schedule, subsection III, A is amended to read as follows:

	Dormestic delivered to consumers	
	Per ton	Per ½ ton
A. Production group No. 3A (includes all mines in the "Paris Field" of Logan County Ark., and mines in Franklin County located in the Paris Basin) underground macaine cut mines		
1. Size group Nos. 4, 6, 7, and 8:		
a. Mine index Nos. 76 and 110	$16.50	$8.75
b. Mine index Nos. 52, 53, and 132	16.75	8.88
c. Mine index Nos. 55 and 116	16.95	8.98
d. Mine index Nos. 40, 77, and 117	17.20	9.10
2. Size group No. 5:		
a. Mine index Nos. 76 and 110	16.35	8.68
b. Mine index Nos. 52, 53, and 132	16.60	8.80
c. Mine index Nos. 55 and 116	16.80	8.90
d. Mine index Nos. 40, 77, and 117	17.05	9.05

In Appendix No. 2 to Order No. G–16, paragraph (b), Price Schedule, subsection IV is amended to read as follows:

	Domestic delivered to consumers	
	Per ton	Per ½ ton
IV. High volatile bituminous coal from district No. 15 (Kansas, Missouri, and part of Oklahoma)		
A. Production group No. 1 (all mines located in Cherokee, Crawford, Bourbon, Neosho, Labette and Wilson Counties, Kans.; and Barton, Jasper, Dade, Cedar, and that portion of Vernon County lying south of an east and west line drawn through the town of Nevada, Missouri) (strip mines):		
1. Furnace or egg—Size group 3 (double screened coals with a top size not larger than 10" but larger than 3" and at a bottom size larger than 1¼")——	$10.38	$5.71
2. Special stoker—Size group 11 (double screened coals with a top size 1¼" and smaller and a botton size larger than ¼" but not larger than ⅜"——	9.38	5.21
B. Production group No. 3 (all mines located in Boone, Callaway, Audrain, Randolph, Clark, Macon, Moniteau, Linn, Grundy, Harrison, Adair, Chariton, Schuyler, Putnam, Cole, Howard, Monroe, Warren, Lincoln, Sullivan and Rails Counties in Missouri) (strip mines):		
1. Fancy nut—Size group 5 (double screened coals with a top size not larger than 3" but larger than 2" and a bottom size larger than 1¼")——	9.08	5.06
2. Standard nut—Size group 6 (double screened coals with a top size not larger than 3" but larger than 2" and a bottom size 1¼" and smaller)——	8.88	4.96
3. Special stoker—Size group 11 (for dimensions see IV–A–2 above)——	8.53	4.76
4. Washed screenings—Size group 13 (including 1¼" x 0 and smaller)——	7.73	4.36
C. Production Group No. 10 (all mines located in McIntosh and in Okmulgee Counties, Okla.):		
1. Special stoker—Size group 11 (for dimensions see IV–A–2 above) deep shaft mines——	10.75	5.88

This Amendment No. 114 to Order No. G–16 under Maximum Price Regulation No. 122 shall become effective March 25, 1946.

Issued this 29th day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–6412; Filed, Apr. 16, 1946; 4:32 p. m.]

[Region VI Order G–31 Under RMPR 122]

PENNSYLVANIA ANTHRACITE IN CHICAGO REGION

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.260 of Revised Maximum Price Regulation No. 122, as amended, and for the reasons stated in an opinion issued herewith, it is ordered:

(a) *What this order does.* This order adjusts the maximum prices for the sale of Pennsylvania Anthracite of all dealers whose coal is obtained from all rail and dock facilities and whose maximum prices for the sale of such solid fuels are now established under area pricing orders of Region VI of the Office of Price Administration.

(b) *Geographical applicability.* This order applies to all sales where the buyer receives physical delivery within the areas covered by each area pricing order in Region VI, which includes the states of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Lake County, Indiana.

(c) *Price adjustments.* (1) On Pennsylvania anthracite obtained from mines by all rail or dock facilities, the sale of which is covered by maximum prices established by Region VI Orders G–1 to G–16 under Revised Maximum Price Regulation No. 122 inclusive, and appendices thereto, and any other Region VI area pricing orders issued under that regulation, such maximum prices for Pennsylvania anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum prices established by such various area orders less the following amounts:

	Per ton
Egg, stove, and nut——	$1.00
Pea——	.80
Buckwheat No. 1——	.60
Rice (buckwheat No. 2)——	.50

Such anthracite shall be kept separate in storage and delivery from all other anthracite.

(2) All dealers covered by this order selling Pennsylvania Anthracite which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards, must place the following legend on the invoice, sales-slip, or receipt:

Price reduced because of high ash content

(d) This Order No. G–31 shall remain in effect in each area covered by a Region VI area pricing order until such area order is amended to reflect the price adjustment provided herein and to supersede this Order No. G–31.

(e) *Effect of order on Revised Maximum Price Regulation No. 122.* Insofar as any provisions of this order may be inconsistent with any provision of Revised Maximum Price Regulation No. 122, as amended, the provisions contained in this order shall be controlling. Except as herein otherwise provided, the provisions of Revised Maximum Price Regulation No. 122, as amended, shall remain in full force and effect.

(f) This order may be revoked, amended, or modified at any time.

This order shall become effective immediately.

Issued this 4th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–6415; Filed, Apr. 16, 1946; 4:33 p. m.]

[Des Moines Order G–1 Under Gen. Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN DES MOINES, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, Order G–1 under General Order No. 68 issued by the Des Moines, Iowa District Office of the Office of Price Administration is hereby amended in the following respects:

1. Appendix A, which is a part of the above named order, is amended by changing the maximum unit prices and unit description for the items set out below to read as follows:

Commodity	Unit	Maximum unit prices	
		F. o. b.	Delivered
Portland cement, standard paper bag.	94-lb. bag——	$0.69	$0.74
Portland cement, standard cloth bag.	94-lb. bag (incl. bag).	.74	.79
Mason's cement (paper sack).	Cubic foot——	.65	.70

2. The item now appearing in Appendix A to the above named order as "Std. Density Synthetic Fibre Board—$\frac{7}{16}$" Tempered (Std. size)" is amended to read as follows:

Std. density synthetic fibre board—$\frac{7}{16}$" (4 x 8)		
100 sq. ft——	8.10	8.10

3. This amendment shall become effective on April 9, 1946.

Issued this 9th day of April 1946.

WALTER D. KLINE,
District Director.

[F. R. Doc. 46–6416; Filed, Apr. 16, 1946; 4:33 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 115]

SOLID FUELS IN OMAHA, NEBR., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Appendix No. 9 to Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

Paragraph (b), Price Schedule, subsection IV, B, is amended to read as follows:

	Domestic delivered per ton	Domestic delivered per ½ ton	Domestic at yard per ton	Commercial delivered per ton
B. Production group Nos. 3A (includes all mines in the "Paris Field" of Logan County, Ark., and mines in Franklin County located in Paris Basin) underground mines machine cut:				
1. Size group Nos. 4, 6, 7 and 8:				
a. Mine index Nos. 76 and 110——	$15.40	$8.20	$14.30	——
b. Mine index Nos. 52, 53 and 132 only——	15.65	8.33	14.55	——
c. Mine index Nos. 55 and 116 only——	15.85	8.43	14.75	——
d. Mine index Nos. 40, 77 and 117 only——	16.10	8.55	15.00	——
2. Size group No. 5:				
a. Mine index Nos. 76 and 110 only——	15.25	8.13	14.15	——
b. Mine index Nos. 52, 53 and 132 only——	15.50	8.25	14.40	——
c. Mine index Nos. 55 and 116——	15.70	8.35	14.60	——
d. Mine index Nos. 40, 77 and 117 only——	15.95	8.48	14.85	——
3. Size group No. 17:				
a. Mine index Nos. 40, 52, 53, 76, 110, 116, and 132 only——	10.40	5.70	9.30	9.90
b. Mine index No. 77 only——	10.50	5.75	9.40	10.00
c. Mine index No. 117 only——	10.65	5.83	9.55	10.15
d. Mine index No. 55 only——	10.85	5.93	9.75	10.35

In Appendix No. 9, paragraph (b), Price Schedule, sub-section V is amended to read as follows:

	Domestic delivered per ton	Domestic delivered per ½ ton	Domestic at yard per ton	Commercial delivered per ton
V. High volatile bituminous coal from district No. 15 (Kansas, Missouri, and part of Oklahoma):				
A. Production group No. 1 (all mines located in Cherokee, Crawford, Bourbon, Neosho, Labette and Wilson Counties, Kans.; and Barton, Jasper, Dade Cedar and that portion of Vernon County lying south of an east and west line drawn through the town of Nevada, Mo.) (strip mines):				
1. Lump—size groups Nos. 1 and 2; all lump coal with a bottom size 3" and smaller, and all double screened coal with a top size larger than 10"——	$9.68	$5.36	$8.58	——
2. Fancy nut—Size group No. 5 (double screened coals with a top size not larger than 3" but larger than 2" and a bottom size larger than 1¼")——	9.63	5.31	8.53	——
3. Standard nut—Size group No. 6 (washed); double screened coals with a top size not larger than 3" but larger than 2" and a bottom size 1¼" and smaller——	9.28	5.21	8.18	——
4. No. 2 nut (washed)—Size group No. 7; double screened coal with a top size not larger than 2" but larger than 1¼"——	9.13	5.06	8.03	7.63
5. Stoker—Size group No. 11; double screened coals with a top size 1¼" and smaller and a bottom size larger than ¼" but not larger than ⅜"——	8.63	4.81	7.53	7.13
6. Washed screenings—Size group No. 13; washed coal passing through a screen with openings not over 1¼" from which no coal has been removed——	7.73	4.36	6.63	6.43
7. Raw screenings—Size group No. 14; raw coal passing through a screen with openings not over 1¼" from which no coal has been removed (commercial only)——	——	——	——	6.13
B. Production group No. 2 (all mines located in Linn County, Kans.; and Bates, Henry, St. Clair, Miller, Morgan, Pettis and Johnson Counties; and that portion of Vernon County lying north of an east and west line drawn through the town of Nevada, Mo.) (strip mines):				
1. Furnace or egg—Size group No. 3 (double screened coals with a top size not larger than 10" but larger than 3" and a bottom size larger than 1¼")——	9.03	5.01	7.93	——
2. No. 2 nut—Size group No. 7 (double screened coal with a top size not larger than 2" but larger than 1¼")——	8.53	4.76	7.43	——
C. Production group No. 3 (all mines located in Boone, Callaway, Audrain, Randolph, Clark, Macon, Moniteau, Linn, Grundy, Harrison, Adair, Chariton, Schuyler, Putnam, Cole, Howard, Monroe, Warren, Lincoln, Sullivan, and Rails Counties in Mo.) (strip mines):				
1. Furnace or egg—Size group No. 3 (for dimensions see V B 1 above)——	8.93	4.96	7.83	——
2. Standard nut—Size group No. 6 (for dimensions see V A 3 above)——	8.38	4.71	7.28	——
3. No. 2 nut—Size group No. 7 (for dimensions see V B 2 above)——	8.33	4.66	7.23	7.33
4. Stoker—Size group No. 11 (for dimensions see V A 5 above)——	8.23	4.61	7.13	6.58
5. Washed screenings—Size group No. 13 (for dimensions see V. A. 6 above)——	7.73	4.36	6.63	6.08
D. Production group No. 9 (all mines located in Coal County, Okla.) (strip mines):				
1. Lump and egg—Size group Nos. 1, 2 and 3 (all single screened lump coal with a bottom size 3" and smaller and all double screened coals with a top size larger than 3" but not exceeding 10", bottom size larger than 1¼")——	12.83	6.91	11.73	——
2. Chestnut—Size group No. 8 (all double screened coals with a top size 1¼" and smaller, bottom size larger than ⅜")——	9.43	5.21	8.33	8.33
E. Production group No. 10 (all mines located in McIntosh and in Okmulgee Counties, Okla.):				
1. Lump—Size group Nos. 1 and 2 (for dimensions see V. A. 1 above) for deep shaft mines only——	12.25	6.63	11.15	——
2. Stoker—Size group No. 11 (for dimensions see V. A. 5 above) from deep shaft mines only——	9.95	5.48	8.85	——
F. Production group No. 11 (all mines located in Tulsa, Wagoner, Roger, Craig and Nowata Counties, Okla., and all of that part of Muskogee County, Okla., north of a line drawn straight east and west across Muskogee County along the southern limits of the town of Porum, Okla.) (strip mines) (all mines except mine index No. 1595):				
1. Lump—Size group 1 and 2; furnace or egg—Size group No. 3 (all lump coal; also all double screened coals with a top size not larger than 10" but larger than 3" and a bottom size larger than 1¼")——	10.63	5.81	9.53	——
2. Standard nut—Size group No. 6 (for dimensions see V. A. 3 above)——	10.33	5.66	9.23	8.98
3. Special stoker—Size group No. 11 (for dimensions see V. A. 5 above)——	9.28	5.16	8.18	8.18

This Amendment No. 115 to Order No. G–16 under Revised Maximum Price Regulation No. 122 shall become effective March 25, 1946.

Issued this 29th day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–6413; Filed, Apr. 16, 1946; 4:32 p. m.]

[Region VI Order G–16 Under RMPR 122, Amdt. 116]

SOLID FUELS IN LINCOLN, NEBR., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

In Appendix No. 15 to Order No. G–16, paragraph (b), Price Schedule, sub-section II, B is amended to read as follows:

	Delivered per ton
B. Production group Nos. 2, 2A and 2B (includes all mines in the Denning-Coal Hill and Altus fields of Franklin and Johnson Counties, and all mines in the Philpott field of Johnson and Franklin Counties, Ark.):	
1. Production group No. 2 (strip mines) mine Index Nos. 537 and 585:	
a. Lump size group No. 3A	$13.55
b. Lump size group No. 3	13.40
c. Grate furnace—egg size group Nos. 6, 7 and 8	13.55
2. Production group No. 2B (underground mines solid shot) mine index Nos. 45, 168, 179, 401, 476, 487, 586 and 628 only:	
a. Lump—furnace—grate egg—size group Nos. 3A, 6, 7 and 8	14.10
b. Lump—size group No. 3	13.95
3 Production group No. 2A (underground mines machine cut) mine index Nos. 104, 148, 211, and 562 only:	
a. Lump—furnace—grate egg—size group Nos. 4, 6, 7 and 8	14.45
b. Lump—size group No. 5	14.30
Mine index No. 559 only:	
a. Lump—furnace—grate egg—size group Nos. 4, 6, 7 and 8	15.70
b. Lump—size group No. 5	15.55

In Appendix No. 15, Paragraph (b), Price Schedule, sub-section II, C is amended to read as follows:

	Delivered per ton
C. Production group No. 3A (includes all mines in the "Paris Field" of Logan County, Ark., and mines in Franklin County located in Paris Basin:	
1. Production group No. 3A (underground mines machine cut):	
a. Lump—grate furnace and egg size group Nos. 4, 6, 7 and 8:	
(i) Mine index Nos. 76 and 110 only	$15.15
(ii) Mine index Nos. 52, 53, and 132 only	15.40
(iii) Mine index Nos. 55 and 116 only	15.60
(iv) Mine index Nos. 40, 77 and 117 only	15.85
b. Lump—size group No. 5:	
(i) Mine index Nos. 76 and 110 only	15.00
(ii) Mine index Nos. 52, 53 and 132 only	15.25
(iii) Mine index Nos. 55 and 116 only	15.45
(iv) Mine index Nos. 40, 77 and 117 only	15.70

In appendix No. 15, paragraph (b), Price Schedule, subsection III is amended to read as follows:

	Delivered per ton
III. High volatile bituminous coal from district No. 15 (Kansas, Missouri, and part of Oklahoma):	
A. Production group No. 1 (all mines located in Cherokee, Crawford, Bourbon, Neosho, Labette and Wilson Counties, Kans.; and Barton, Jasper, Dade, Cedar, and that portion of Vernon County lying south of an east and west line drawn through the town of Nevada, Mo.) (strip mines):	
1. Washed egg—size group No. 3 (all washed double screened coals with a top size larger than 3" but not exceeding 10", bottom size 1¼" and smaller, including 3" x 1¼")	$9.58
2. Standard nut—size group No. 6 (double screened coals with top size larger than 2" but not exceeding 3"; bottom size 1¼" and smaller, including 3" x 1¼")	9.23
3. No. 2 nut—size group No. 7 (double screened coals with a top size larger than 1¼" but not exceeding 2") washed coal only	8.68
4. Stoker—size group No. 11 (double screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜")	8.23
B. Production group No. 2 (all mines in Linn County, Kans.; and Bates, Henry, St. Clair, Miller, Morgan, Pettis and Johnson Counties; and that portion of Vernon County lying north of an east and west line drawn through the town of Nevada in Missouri) (strip mines):	
1. Furnace or egg—size group No. 3 (double screened coals with a top size larger than 3" but not exceeding 10", bottom size larger than 1¼")	8.83
C. Production group No. 3 (all mines located in Boone, Callaway, Audrain, Randolph, Clark, Macon, Moniteau, Linn, Grundy, Harrison, Adair, Charlton, Schuyler, Putnam, Cole, Howard, Monroe, Warren, Lincoln, Sullivan and Ralls Counties in Missouri) (strip mines):	
1. Furnace or egg—size group No. 3 (double screened coals with a top size larger than 3" but not exceeding 10", bottom size larger than 1½")	8.88
2. Fancy nut—size group No. 5 (double screened coals with a top size larger than 2" but not exceeding 3", bottom size larger than 1¼")	8.38
3. Special stoker—size group No. 11 (double screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜")	7.83
4. Washed screenings—size group No. 13 (all washed screenings top size not exceeding 1¼" x 0)	7.43
D. Production group No. 10 (all mines located in McIntosh and in Okmulgee Counties, Okla.):	
1. Lump—size group Nos. 1 and 2 (all single screened lump coal with a bottom size 3" and smaller; all double screened coals with a top size larger than 10") from deep shaft mines only	12.30
III. High volatile bituminous coal from district No. 15—Continued.	
D. Production group No. 10—Con.	
2. Special stoker—size group No. 11 (double screened coals with a top size 1¼" and smaller, bottom size larger than ¼" but not exceeding ⅜") from deep shaft mines only	$9.60
E. Production group No. 11 (all mines located in Tulsa, Wagoner, Roger, Craig and Nowata Counties, Okla., and all that part of Muskogee County, Okla., north of a line drawn straight east and west across Muskogee County, along the southern limits of the town of Perum, Okla.) (strip mines):	
1. Lump—size group Nos. 1 and 2 (all single screened lump coal with a bottom size 3" and smaller; all double screened coals with a top size larger than 10")	10.68
2. Standard nut—size group No. 6 (double screened coals with a top size larger than 2" but not exceeding 3", bottom size 1¼" and and smaller)	10.03
3. Special stoker—size group No. 11 (double screened coals with a top size 1¼" and smaller, bottom size larger than 1" but not exceeding ⅜")	9.18

This Amendment No. 116 to Order No. G–16 shall become effective March 25, 1946.

Issued this 29th day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–6414; Filed, Apr. 16, 1946; 4:32 p. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 4962]

DR. F. A. NEWCOMB

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 16th day of April, A. D., 1946.

In the matter of Fay A. Newcomb, an individual trading and doing business as Dr. F. A. Newcomb.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Friday, April 26, 1946, at ten o'clock in the forenoon of that day (central standard time), in County Court Room, Second Floor, Jackson County Court House, Kansas City, Missouri.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46–6543; Filed, Apr. 18, 1946; 11:11 a. m.]

[Docket No. 5104]

MARY MUFFET, INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 17th day of April A. D., 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, April 29, 1946, at ten o'clock in the forenoon of that day (central standard time), in Room 516, U. S. Court House and Custom House, St. Louis, Missouri.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46–6544; Filed, Apr. 18, 1946; 11:11 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G–713]

MISSISSIPPI RIVER FUEL CORP.

NOTICE OF APPLICATION

APRIL 15, 1946.

Notice is hereby given that on April 5, 1946, an application was filed with the Federal Power Commission by Mississippi River Fuel Corporation (Applicant), a corporation organized under the laws of the State of Delaware and having its principal place of business at St. Louis, Missouri, and authorized to do business in the States of Illinois, Missouri, Arkansas and Louisiana, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain additional facilities to its existing natural gas transmission system, as hereinafter described.

Applicant owns and operates a natural gas transmission system commencing with a main compressor station at Perryville, Louisiana, in the Monroe Field in northern Louisiana, and continuing with a main trunk transmission line through the States of Louisiana, Arkansas and Missouri into the State of Illinois. It purchases natural gas in the Monroe gas field and transports and sells same to utility distributing companies for resale for domestic, commercial and industrial purposes, and also sells gas directly to industrial consumers for consumption. Its principal sales take place in the States of Illinois and Missouri in the vicinity of Alton, East St. Louis and St. Louis.

Applicant proposes to construct and operate certain additional facilities to its existing natural gas transmission system, by which it proposes to increase the deliverable capacity of its pipe line system by approximately 50 million cubic feet per day to an estimated 183 million cubic feet per day. This is to be done by constructing a series of loop lines and adding additional horsepower at all of Applicant's compressor stations except the Perryville Station. The looping will consist of 264.5 miles of 22-inch line, 13 miles of 12-inch line and 1 mile of 6-inch and 10-inch manifold river-crossing lines. The loop lines will consist of a series of partial loops in each section of the line up to Twelve Mile Station, and about 18 miles north of that station a 22-inch loop line will extend in a northeasterly direction and cross the Mississippi River in the vicinity of St. Genevieve, Missouri, and then continue in a northerly direction through the State of Illinois to a point of connection with the present Alton line of Applicant where the same crosses the Mississippi River. The loop line will then continue along the Alton line for approximately 9 miles to a point near the city limits of East St. Louis, Illinois.

In addition to the 264.5 miles of 22-inch loop line, 13 miles of 12-inch loop lines and 1 mile of 6-inch and 10-inch manifold river-crossing lines, Applicant seeks authorization to install the following compressor units:

Number of units—horsepower compressor units:	*Location*
2—600	Crosset Station.
2—1,000	Glendale Station.
2—600	Sherrill Station.
1—1,000	West Point Station.
3—600	Nuckles Station.
1—1,000	Biggers Station.
1—1,000	Neelyville Station.
1—1,000	Twelve Mile Station.

Applicant stated that the service proposed to be rendered by Applicant is primarily that of meeting the increased demands of Applicant's existing customers, both utility customers to which gas is sold for resale and industrial customers to which gas is sold for consumption. All of the utility customers have shown increased demands during the past winter which were much greater than had been anticipated, and in order to meet these increased demands and the increased demands of Applicant's industrial customers Applicant states it is necessary for it to construct the proposed facilities.

It is also proposed to render additional service by selling natural gas to Missouri Natural Gas Company, a utility distributing company in southeastern Missouri, which is one of Applicant's existing customers and which proposes to distribute natural gas for all purposes in the following communities:

	Population
St. Genevieve, Mo	3,000
St. Marys, Mo	650
Perryville, Mo	4,000

Estimated customers are 1200, and the estimated annual consumption of natural gas will be 80 million cubic feet.

Applicant proposes to connect additional main line customers in Missouri located in the vicinity of St. Genevieve, these being Mississippi Lime Company, St. Genevieve Lime Company and Peerless White Lime Company. These prospective customers will use natural gas for industrial use in the operations of their lime plants and will purchase gas on both a firm and interruptible basis.

The Missouri Natural Gas Company is the only gas company in southeastern Missouri and purchases all of its natural gas from Applicant. Other gas companies in the territory served by Applicant are Laclede Gas Light Company and St. Louis County Gas Company, both of which purchase natural gas from Applicant and serve a mixed gas in the city of St. Louis and St. Louis County; and Illinois Power Company and Union Electric Company of Illinois which purchase from Applicant natural gas and distribute it in the communities of East St. Louis and its environs, and Alton. All of said companies supply the general public with mixed or natural gas service in the areas in which Applicant is operating and proposes to operate. There are no natural gas pipe line companies in this area. No gas companies operate in that portion of the State of Illinois from Applicant's proposed crossing of the Mississippi River to the junction with its existing Alton line.

Applicant states that its natural gas supplies are obtained from Hope Producing Company, Interstate Natural Gas Company, Inc., Southern Carbon Company, United Carbon Company and United Gas Pipe Line Company. All of the suppliers, other than United Gas Pipe Line Company, will be supplying their contract requirements from the Monroe Field under contracts heretofore made and expiring in the year 1951. Applicant has recently, on September 7, 1945, entered into a new agreement with United Gas Pipe Line Company under which its quota of Applicant's gas requirements will come from the Carthage Field in Texas, and under which agreement Applicant can call upon United Gas Pipe Line Company to meet Applicant's full requirements, including any deficiency not served by its other producers, for a period of 20 years ending in 1966.

Applicant's proposed total capacity after the installation of the additional facilities will be 195,000 Mcf at Perryville, and its total sales capacity will be 183,000 Mcf. The discharge of its compressor stations will be 415 pounds to 425 pounds, and the suction pressure will vary from 200 pounds to 306 pounds.

Applicant further states that Applicant has been engaged in selling natural gas in the territory through which it operates and primarily in the St. Louis-East St. Louis-Alton area since 1930, during which time Applicant's sales of natural gas have increased substantially, and particularly during the past three years the increased demands made by utility customers for service from Applicant have continually increased. It was not expected that the demands made upon Applicant's system would exceed its capacity to make deliveries for some period of time, but in December of 1945 unexpected demands were made upon Applicant's capacity which resulted in the delivery on December 19, 1945 of 91,156,000 cubic feet of natural gas to its utility customers. The highest previous peak day was 70,604,000 cubic feet. In order to supply these utility customers and to meet the demands of domestic and commercial consumers it was necessary for Applicant to cut off and interrupt all of its firm, direct-sale gas customers for a period of about 24 hours. This resulted in a number of shutdowns of plant operations and the loss of time and service by hundreds of employees, but it was necessary to do this in order to protect the domestic consumers.

Applicant's present industrial consumers are planning increases in their plant capacities and have advised Applicant that they will require additional quantities of natural gas. Applicant also has had inquiries from present industrial concerns in the St. Louis-East St. Louis-Alton area seeking additional gas, and from new concerns which are proposing to build plants in that area.

Applicant estimates the total overall cost of the proposed additional facilities will be $11,574,000. This does not include any cost of financing, which is not known, and is made up of estimates consisting of the following:

Additional compressor units, 10,200 hp	$1,173,000
22" loop line, 264.5 miles	9,792,000
12" loop line, 13.0 miles	234,000
16" manifold crossing of Mississippi River	300,000
Regulator and meter stations	50,000
Relocation of Nuckles Station	25,000
Total	11,574,000

Applicant proposes to finance such additional facilities by a bank loan and by long-term borrowing from institutional lenders. Negotiations are currently under way, but as yet no commitment has been made from any financial source for consummating said loan. However, Applicant believes that it will be able to finance the total construction costs in the manner indicated.

Applicant has submitted a pro forma statement showing estimates of total revenues expected from the proposed new facilities, total fixed charges and total operating expenses, as follows:

PRO FORMA INCOME STATEMENT AFTER INSTALLATION OF PROPOSED EXPANSION PROGRAM

	Present facilities	New facilities	After addition of new facilities
Gas sales—m. c. f.	44,790,219	[1] 14,892,000	59,682,219
Gas purchased—m. c. f.	48,193,885	15,512,500	63,706,385
Operating revenues:			
Gas sales	[2] 8,293,515	[3] 2,886,926	11,180,441
Other gas revenues	12,017	----------	12,017
Total	8,305,532	2,836,926	11,142,458
Operating revenue deductions:			
Gas purchased for resale	3,198,935	[4] 1,094,740	[4] 4,293,675
Purchased gas expense	108,574	(5)	108,574
Other operating costs	1,710,443	[6] 87,139	1,797,582
Depreciation	[7] 819,000	[7] 385,000	1,204,000
Taxes—other than Federal income	310,326	[8] 86,635	396,961
Total	6,147,278	1,653,504	7,800,782
Net operating revenues	2,158,254	1,183,422	3,341,676
Other income	26,411	----------	26,411
Gross income deductions:			
Interest on long term debt	165,373	[9] 302,500	467,873
Other	11,115	----------	11,115
Total	176,488	302,500	473,988
Net income before Federal income tax	2,008,177	880,922	2,889,099
Federal income tax calculated at 1946 rate (38 percent)	763,107	334,750	1,097,857
Net income	1,245,070	546,172	1,791,242

[1] 1945 sales reduced by $1,172,779. (Apparent reduction under FPC order for this volume of sales at 1945 load factors.)

[2] 48 million feet per day at 55% load factor.

[3] 8,000 MCF per day increase in resale gas @ $0.194
16,800 MCF per day increase in firm industrial gas @ .218
16,000 MCF per day increase in interruptible gas @ .16
40,800 .1905

The 8,000 MCF per day increase in resale gas is calculated at a 30% load factor causing a peak day of 24,000 MCF.

[4] 23,872,887 feet of Carthage gas @ $0.064
1,706,097 feet of Crossett gas @ .04
34,103,235 feet of Monroe gas @ .0791
59,682,219 .07194

[5] This item is largely Louisiana Severance and Gathering Taxes and will not increase unless the State of Louisiana increases the rate of such taxes.

[6] Other operating expenses:

Additional labor and maintenance	$25,000
Additional supplies and expenses	10,000
Additional fuel	44,039
Distribution expenses	3,000
Customers acct. and collecting	2,000
General expense—insurance, etc	2,500
	87,139

[7] Depreciation calculated at 3½%—rate allowed by F. P. C.

[8] Taxes at a 35% assessment and $2.25 rate.

[9] Interest on new debt—$11,000,000 @ 2¾%.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the Provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application of Mississippi River Fuel Corporation should, on or before the 30th day of April 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6540; Filed, Apr. 18, 1946; 10:08 a. m.]

APR 22 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 78

Washington, Saturday, April 20, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

[ACP-1946-1]

PART 701—NATIONAL AGRICULTURAL CONSERVATION PROGRAM

SUBPART H—1946

Pursuant to the authority vested in the Secretary of Agriculture under sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, as amended, the 1946 Agricultural Conservation Program is amended as follows:

Section 701.702 (a) (1) is amended to read as follows:

§ 701.702 *Control of funds, pooling agreements, conservation practices, and rates of payment*—(a) *Control of funds.* • • •

(1) The State committee will establish a limit on expenditures for each county. The county committee will keep within the county limit by approving payment for only those practices for which the extent of the practice is approved by the county committee prior to the performance of the practice, except that practices performed before June 1, 1946, may be approved retroactively by the county committee.

Done at Washington, D. C., this 18th day of April 1946. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6605; Filed, Apr. 19, 1946; 11:09 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 9, Amdt. 7]

PART 1220—FEED

RESTRICTIONS ON DELIVERY, RECEIPT, AND USE OF SOYBEANS

War Food Order No. 9, as amended (11 F.R. 669, 2215, 2436), is hereby further amended as follows:

1. By deleting paragraph (f) and substituting in lieu thereof the following:

(f) *Certificates.* No person shall deliver, except to a feeder, and no person other than a feeder shall accept delivery of protein meal, urea or wheat mill feeds unless, at or before the time of delivery, the person receiving such protein meal, urea, or wheat mill feeds executes and furnishes to his supplier a certificate in the following form:

The undersigned hereby certifies to the United States Department of Agriculture and to _____
(Name and address of supplier)
that he is familiar with the terms of War Food Order No. 9, that he will use the protein meal, urea, or wheat mill feeds to be delivered under this certificate in accordance with the provisions of War Food Order No. 9, and that the receipt by him of such protein meal, urea, or wheat mill feeds will not be in violation of any provision of such order.

_____
Purchaser

By _____
Authorized Official

_____
Address

_____
Date

2. By deleting paragraph (g) (1) and substituting in lieu thereof the following:

(1) No processor, soybean products manufacturer, or seed dealer shall use soybeans of the following crops except for filling manufacturing, processing, or seed sales requirements for the following periods:

(i) 1945 crop soybeans—period ending October 10, 1946.

(ii) 1946 crop soybeans—period ending October 10, 1947.

Provided, however, That soybeans of the 1945 or 1946 crop may be sold to Government agencies or persons eligible to purchase and accept delivery of soybeans under this order.

3. By deleting paragraph (h) and substituting in lieu thereof the following:

(h) *Restrictions on soybean inventories.* (1) No processor, soybean products manufacturer, or seed dealer, shall purchase or accept delivery of soybeans of the following crops in any quantity which will cause his inventory to exceed

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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his manufacturing, processing, and seed sales requirements for the following periods:

(i) 1945 crop soybean—period ending October 10, 1946.

(ii) 1946 crop soybean—period ending October 10, 1947.

(2) No country shipper shall purchase or accept delivery of soybeans in any quantity which will cause his inventory to exceed his delivery requirements under existing contracts with processors, soybean products manufacturers, seed dealers, and the Commodity Credit Corporation, plus (i) 2,000 bushels, or (ii) the quantity of soybeans purchased during the 30 days immediately preceding.

(3) From and after the effective date of this order, no person other than a processor, soybean products manufacturer, seed dealer, or country shipper shall purchase or accept delivery of soybeans in any quantity which will cause his inventory to exceed his delivery requirements under existing contracts with processors, soybean products manufacturers, seed dealers, and the Commodity Credit Corporation, plus his planting requirements, plus his requirements for sales for human consumption.

This amendment shall become effective at 12:01 a.m., e.s.t., January 16, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 9, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 18th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6606; Filed, Apr. 19, 1946; 11:09 a.m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.: E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-391]

RAYON FABRICS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of rayon fabrics for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.366 *Conservation Order M-391*—(a) *Introduction.* This order requires the distribution of specified quantities of certain rayon gray goods, and the finishing and delivery of the goods, for use as linings in feminine street wear for civilians. Deliveries may be made only to persons who certify that the goods, or an equal quantity of similar material, will be used for that purpose, or will be finished and delivered only to persons who certify that they will use it for that purpose. Orders which are certified and also rated CC have precedence over orders which are certified but unrated. It is not necessary to have a rating or authorization from the CPA to use the certification, but the quantities which may be ordered, received, or delivered on certified orders are subject to the rules in Priorities Regulation 32, which controls inventories.

(b) *Definitions.* As used in this order:

(1) "Feminine street wear" means suits, coats and jackets, manufactured for feminine street wear for civilians. The term does not include housecoats, bathrobes, bed jackets, and other apparel customarily worn only in the home, or items not made for street wear, such as sportswear and evening wear.

(2) "Rayon fabrics" means any woven or knitted (both circular and warp) fabric, containing less than 25% wool by weight, but of which the remaining fibers are more than 50% of synthetic fiber (filament or spun yarn, or their blends) by weight. For example, a fabric containing 20% wool, 41% rayon, and 39% cotton is a rayon fabric. Except where otherwise indicated, it includes such fabrics, whether gray, original mill or regular finish, bleached, dyed, printed, or otherwise processed as fabric. Particular kinds of rayon fabrics are designated in the Distribution Schedule of this order by the reference numbers and corresponding descriptions contained in Form CPA-658C, and the listing of a reference number includes the kind of rayon fabric covered by the corresponding description in Form CPA-658C.

(3) "Producer" means any person who weaves or knits rayon fabrics from yarn owned by him, or who has rayon fabrics woven or knitted for his account, from yarn owned by him, whether he delivers them in the gray, finished, or partially finished state. If a person supplies yarn to a weaver or knitter for processing on a basis under which a part of the fabric produced from that yarn is to be owned by the yarn supplier, and part by the weaver or knitter, the yarn supplier is the producer of that part of the fabric which he will get, and the weaver or knitter is the producer of the remainder. Where a person supplies yarn to a weaver or knitter in exchange for fabric not made from the yarn supplied, the weaver or knitter is the producer of all of the fabric made from the yarn which he gets in this way, as well as of any other fabric produced by him.

(4) "Finished goods supplier" means any person who finishes, or has finished for his account, rayon fabrics which he owns, whether he produces them in the gray, finished or partially finished state.

(c) *Distribution by producers*—(1) *Quarterly set-asides.* In each calendar quarter, beginning with the second quarter, 1946, every producer of the rayon fabrics listed in Column 2 opposite the Reference Number of the Distribution Schedule of this order, whether he sells them in the gray or finished state or uses them to manufacture other products, shall set aside for delivery on orders accompanied by the certification in paragraph (f) below, yardages of such fabrics in the gray state equal to at least the percentages, shown in Column 3 of the Distribution Schedule, of his production of such fabrics during that period. These quantities may be delivered from inventory on hand at the beginning of the quarter as well as from production during the quarter.

(2) *Carry-over of required shipments.* If any producer does not deliver the full yardage required during any calendar quarter, he shall deliver in the next calendar quarter a yardage equal to the undelivered quantity, in addition to the yardage which he is otherwise required to deliver in that next quarter.

(d) *Deliveries of finished goods*—(1) *Quarterly deliveries.* In each calendar quarter, beginning with the second quarter, 1946, every finished goods supplier must, if possible, deliver yardages of the rayon fabrics listed in the Distribution Schedule, with a finish which makes them suitable for use as linings in feminine street wear, or with a finish customarily required for such use, at least equal to the yardages in the gray state which he orders for delivery in the same quarter under the certification in paragraph (f) below. Such quantities shall be delivered only to persons who give that certification. They may be delivered from inventory on hand at the beginning of the quarter as well as from fabrics received or finished during the quarter.

(2) *Carry-over of required shipments.* If any finished goods supplier does not deliver the full yardage required during any calendar quarter, he shall deliver in the next calendar quarter a yardage equal to the undelivered quantity, in addition to the yardage which he is otherwise required to deliver in that next quarter.

(e) *Quarterly processing.* In each calendar quarter, beginning with the second quarter, 1946, every finished goods supplier shall put into process for finishing in a manner which will make them suitable for use as linings in feminine street wear, or will give them a finish customarily required for such use, yardages of the rayon fabrics listed in the Distribution Schedule at least sufficient to enable him to make the deliveries required under paragraph (d) above.

(f) *Form of certificate to be used.* The following is the form of certificate to be used under paragraphs (c) and (d) above, and (j) below:

> The undersigned certifies to the seller and to CPA, subject to the criminal penalties of section 35 (a) of the U. S. Criminal Code, that he will use the material covered by this purchase order, or an equivalent yardage of similar material, only as linings for feminine street wear, or will finish and deliver such yardage only to persons who give this certificate.

Persons giving this certificate may use, finish, or dispose of fabrics they get with it only in accordance with its terms and the provisions of this order. The standard certificate in Priorities Regulation 7 may not be used instead of this certificate.

(g) *Calculations of yardage by finished goods suppliers.* In calculating the yardage which he is required to deliver under this order, a finished goods supplier may deduct from that yardage the actual and unavoidable shrinkage resulting from processing of the fabrics delivered to him on the certification in paragraph (f) above. For example, a finished goods supplier may have an actual processing shrinkage of 5% on rayon fabric received by him in the second calendar quarter, 1946, under the certification in paragraph (f) above. If he receives 100,000 yards of rayon fabrics listed opposite Reference No. 1 of the Distribution Schedule, under the certification, the quantity which he is required to deliver in that quarter under the certification is 95,000 yards.

(h) *Rules for filling certified and rated orders*—(1) *Certified orders.* No producer or finished good supplier need accept or fill orders with the paragraph (f) certificate (whether CC rated or unrated) which would cause him to deliver during any calendar quarter more rayon fabrics on orders thus certified than the quantities required by this order. Within the quantities of fabrics required to be delivered on certified orders under paragraphs (c) and (d) above, however, CC rated orders which are also accompanied by the paragraph (f) certificate must be accepted and delivered in preference to unfilled orders which are certified but unrated.

(2) *Rated orders not certified.* Orders rated MM, and CC rated orders without the paragraph (f) certificate, may not be charged against the deliveries required under paragraphs (c) and (d) above. However, M-328B CC rated orders must be accepted and filled subject to the rules in Order M-328B and Schedule J and directions to M-328B; and other orders with MM and CC ratings not certified in accordance with paragraph (f) are still subject to the rules in Priorities Regulation 1. AAA rated orders must be accepted and filled regardless of this order.

(i) *Integrated operations.* Requisitions for intra-company deliveries of rayon fabrics from the producing mill shall be treated as if they were purchase orders, for the purposes of this order.

(j) *Application and extension of CC ratings for linings.* (1) Any person who applies or extends a CC rating on an order for any rayon fabrics to be used as linings for feminine street wear must furnish with his order the certification in paragraph (f) above.

(2) CC rated orders for rayon fabrics to be used as linings for feminine street wear which were unfilled on April 19, 1946, must be certified by the purchaser promptly, and in any event not later than April 30, 1946, by giving his supplier the certification in paragraph (f) above, with the addition of sufficient information to identify his previously placed order which is being certified. For example, in the certification the words "this purchase order" may be changed to "Our purchase order No. ___ dated _____ for _____ yards of rayon fabrics", inserting the information needed by the supplier to identify the order. After April 30, 1946 any unfilled CC rated order for any rayon fabrics that the supplier knows or has reason to believe are to be used as linings for feminine street wear, which has not been certified by the purchaser, shall be treated by the seller as unrated.

(k) *Records and reports*—(1) *Records.* Each person participating in any transaction to which this order applies shall keep and preserve for at least two years accurate and complete records of the details of each such transaction and of his inventories of the material involved, in accordance with § 944.15 of Priorities Regulation 1.

(2) *Reports.* Subject to the approval of the Bureau of the Budget under the Federal Reports Act of 1942, all persons affected by this order shall execute and file with the Civilian Production Administration such reports as the CPA shall from time to time require.

(l) *Applicability of regulations.* Except as otherwise provided in this order, this order and all transactions affected thereby are subject to all applicable regulations of the CPA as amended from time to time.

(m) *Appeals.* Any person who considers that compliance with any restriction of this order would work an exceptional and unreasonable hardship, may appeal for relief. The appeal shall be made by filing a letter in triplicate with the Appeals Branch, Textile Division, Civilian Production Administration, Washington 25, D. C., Ref. M–391, referring to the particular provision appealed from, and stating fully the grounds of the appeal.

(n) *Violations.* Any person who wilfully violates any provision of this order or who, in connection with this order wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine and imprisonment. In addition any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priorities control and may be deprived of priority assistance.

(o) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to Textile Division, Civilian Production Administration, Washington 25, D. C., Ref. M–391.

Issued this 19th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

DISTRIBUTION SCHEDULE

(1) Reference No.	(2) Form CPA-658C, 4/9/46, item number	(3) Percent of production of gray goods required to be delivered by producers for linings for feminine street wear
1	54: Bright viscose taffetas 55: Pigment viscose taffetas 56: Acetate taffetas 57: Cross dyed taffetas 61: Twills and serges (except 88-140 sley) 62: Plain viscose satins 63: Plain acetate satins 65: Crepe satins 66: Flat, faille, and canton crepes 67: French crepes	10

[F. R. Doc. 46–6609; Filed, Apr. 19, 1946; 11:25 a. m.]

PART 4600—RUBBER, SYNTHETIC RUBBER AND PRODUCTS THEREOF

[Rubber Order R–1, as Amended Mar. 1, 1946, Amdt. 1]

Rubber Order R–1, as amended March 1, 1946, Appendix I, is hereby further amended as follows:

1. In Table A of Appendix I, General Permitted Uses of Raw Materials, in the column entitled "Monthly consumption for experimental use without specific authorization", opposite the material "Butyl", change the words "200 pounds" to "25 pounds".

2. In Table B of Appendix I, Permitted Products, in Code No. 10J, opposite the product "Industrial vacuum hose" insert in the column entitled "Percent Natural Rubber", the figure "3".

3. In Table B of Appendix I, Permitted Products, in Code 22–K, opposite the product "Sponge play balls", in the column entitled "Percent Natural Rubber" delete the figure "18".

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719, E.O. 9246, 7 F.R 7379, as amended by E.O. 9475, 9 F.R. 10817; WPB Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64)

Issued this 19th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–6610; Filed, Apr. 19, 1946; 11:25 a. m.]

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Housing Program Order 1, Interpretation 1]

WATERPROOFING

The following interpretation is issued with respect to Veterans' Housing Program Order 1:

Paragraph (b) (2) of Veterans' Housing Program Order 1 provides that repainting, repapering and sanding floors where no change in a structure is made is not restricted or prohibited by the order. This provision exempts from the order the application of waterproofing to a building by spraying or painting where no change in the building is made. The preparation of the surfaces for waterproofing is within the exemption, if no alteration to or construction work on the building is involved, such as removing cornices or overhanging projections.

Issued this 19th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–6611; Filed, Apr. 19, 1946; 11:25 a. m.]

Chapter XI—Office of Price Administration

[MPR 598, Amdt. 9]

PART 1380—HOUSE AND SERVICE MACHINE INDUSTRY

POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respects:

1. Section 3 (c) is amended to read as follows:

(c) "Distributor" means any person who is not a "manufacturer" and who in the course of trade or business regularly buys completed refrigerators for resale to persons other than ultimate consumers.

2. Section 3 (d) is amended to read as follows:

(d) "Dealer" means a person who buys completed refrigerators and regularly resells them to ultimate consumers.

3. New sections 3 (h), 3 (i), 3 (j), 3 (k), and 3 (l) are added to read as follows:

(h) "Wholesale consumer" means a person who purchases refrigerators for use rather than for resale, but who is not an "ultimate consumer". The term "wholesale consumer" includes but is not limited to builders purchasing refrigerators for use in equipping homes or apartment houses which they are building, and apartment house owners or operators purchasing refrigerators for use by tenants in the purchaser's apartment houses.

(i) "Private brand" means any refrigerator not offered for sale as a manufacturer's regular brand, but manufactured for a particular person or persons, whether or not such person's name or brand name appears thereon.

(j) "Private brand seller" means any person other than a manufacturer who sells refrigerators under a trade mark or brand name other than the manufacturer's and includes all subsidiaries, affiliates, branches or other companies or enterprises under common ownership or control with such person.

(k) "Model" means any refrigerator which has the same specification as those of a particular refrigerator for which a ceiling price has been established.

(l) "OPA industry price increase" means the increase in a manufacturer's ceiling price for sales of a particular model of refrigerator to a particular class of purchaser permitted by section 5 (b) of this regulation.

4. Section 5, *Repricing by special order* is amended to read as follows:

SEC. 5. *Adjustment of manufacturers' ceiling prices*—(a) *Reconversion adjustments to individual companies pursuant to applications filed prior to November 11, 1945.* Refrigerators are a reconversion product for which adjustments in ceiling prices have been found by the Price Administrator to be warranted in accordance with the reconversion pricing policy embodied in Amendment 67 to Maximum Price Regulation No. 188 and approved for industries not subject to Maximum Price Regulation No. 188 by Directive 78 issued by the Office of Economic Stabilization. Accordingly, orders have been issued under this section, adjusting ceiling prices established by section 4, to reflect legal increases (over 1941 factory costs) in a manufacturer's material prices and basic wage rate schedules of factory workers between October 1, 1941 and November 10, 1945 together with a profit factor as determined by this Office equal to the manufacturer's own average net profit margin (before income taxes) for the period 1936–39, or one-half the industry average profit margin for that period, whichever is higher. In determining the amount of the adjustments authorized under this section the Office of Price Administration has acted on the basis of the cost information called for on OPA Form 663–2445 calculated in accordance with the instructions accompanying that form. Adjustments have been made under this section for manufacturers eligible to apply for an adjustment under Supplementary Order No. 119, and who applied for an adjustment under this section before November 11, 1945.

(b) *Industry reconversion adjustment of ceiling prices.* Unless directed otherwise by an order issued by the Office of Price Administration under this section, every manufacturer who, before April 18, 1946, has established ceiling prices for his sales of the refrigerators he manufactures under any section of this regulation or an order under this regulation, or who, after April 17, 1946, establishes his ceiling prices under Sections 7, 9, or 10 of this regulation, may increase his ceiling prices so established by 8% of each price, exclusive of the Federal excise tax and any charges for delivery, installation and warranty. Orders will be issued under this section denying a manufacturer permission to adjust his ceiling prices by all or part of this increase when it appears to the Price Administrator from information available to the Office of Price Administration, that the manufacturer has discontinued production of his low end model of refrigerator, or has decreased the proportion of low priced to high priced models which he manufactures so that his present or prospective production of refrigerators is not representative of his production in that respect of refrigerators during the year July 1, 1940 to June 30, 1941. The average price at which the manufacturer's production of refrigerators will be sold will be considered in determining how much, if any, of the increase will be granted to such a manufacturer.

5. Section 7 (a) (4) is amended to read as follows:

(4) He shall find his markup factor by dividing the ceiling price of the comparable model by its unit direct cost. He must use his ceiling price to the class of purchaser (distributors, dealers, mill order houses, etc.) which buys from him in the greatest volume. The ceiling price which he uses for this purpose shall be the ceiling price exclusive of the Federal excise tax, the OPA industry price increase, any adjustments under Revised Supplementary Order No. 119, and any charges for delivery, installation, and warranty.

6. Section 7 (a) (5) is amended to read as follows:

(5) He shall multiply the unit direct cost of the model being priced by that markup factor. The result is his ceiling price (exclusive of the Federal excise tax, the "OPA industry price increase", any adjustments under Revised Supplementary Order No. 119, and any charges for delivery, installation, and warranty) to the class of purchaser used in subparagraph (4). His ceiling prices to any other class of purchaser for the model being priced must be calculated on the basis of the percentage differential which he had in effect during the period October 1–15, 1941, for sales to that class of purchaser.

7. A new section 11a is added to read as follows:

SEC. 11a. *Manufacturers' ceiling prices for sales to wholesale consumers.* Unless an order issued under this section specifies otherwise, a manufacturer shall determine his ceiling price for sales of a particular refrigerator to a wholesale consumer as follows:

Step 1. He shall deduct from the OPA retail ceiling price established in appendix A of this regulation for the sale of the refrigerator to an ultimate consumer in the same zone, the amount included in that price to cover the Federal excise tax, delivery, installation, and the warranty given, and the OPA industry increase.

Step 2. He shall multiply the result of Step 1 by .825.

Step 3. He shall add to the result of Step 2 the applicable Federal excise tax and the amount deducted in Step 1 for delivery, installation, warranty and the OPA industry price increase. The result is his ceiling price for sales to wholesale consumers including delivery, installation, warranty and the Federal excise tax.

8. A new section 13a is added to read as follows:

SEC. 13a. *Distributors' ceiling prices for sales to wholesale consumers.* Unless an order issued under this section specifies otherwise, a distributor shall determine his ceiling price for sales of a particular refrigerator to wholesale consumers in the same manner as manufacturers determine their ceiling prices for sales to wholesale consumers under section 11a of this regulation.

9. Section 14 is amended to read as follows:

SEC. 14. *Distributors' ceiling prices for sales to dealers.* (a) A distributor who has determined his ceiling prices before April 18, 1946, for sales of a particular model of refrigerator to a particular class of purchasing dealer either under an order issued under section 13 of this regulation or under the provisions of section 14 may increase those ceiling prices by the dollar-and-cent amount of the manufacturer's OPA industry price increase and the resultant increase in the Federal excise tax.

(b) If a distributor's ceiling price for sales of a particular model of refrigerator to a particular class of purchasing dealer cannot be determined under paragraph (a) of this section or has not been established by an order issued under section 13 after April 17, 1946, he shall determine his ceiling price under the first applicable rule of the following:

Rule 1. A distributor's ceiling price for sales in each zone of each model to each class of purchasing dealer shall be the price which will yield the distributor the same percentage of the total dollar margin between the manufacturer's price to him (not exceeding the manufacturer's ceiling price to him) and the dealer's ceiling price for resales to ultimate consumers in that zone as he received on March 30, 1942, in connection with the sale of the most "comparable" model sold by him to the same class of purchasing dealers. To be "comparable", a model must be one produced by the same manufacturer.

Rule 2. If a distributor cannot determine his ceiling price for sales of a particular model to a particular class of purchasing dealers under Rule 1, his ceiling price for that sale is the ceiling price established under paragraph (a) or Rule 1 of this section for the same sale by the "closest seller of the same class" who has so determined a ceiling price. A distributor's "closest seller of the same class" is a distributor who (a) has established a ceiling price for sales of the identical model of refrigerator to the same class of purchasing dealer and (b) is the same general class of seller, and (c) is located in the same price zone and is nearer to the seller than any other seller who meets requirements (a) and (b) of this definition.

Rule 3. If a distributor cannot determine his ceiling price for sales of a particular model to a particular class of purchasing dealer under either paragraph (a) or Rules 1 or 2 of this section, his ceiling price for that sale is the ceiling price established by the Office of Price Administration in an order under this section. An application under this rule shall state the name and address of the applicant, the name of the manufacturer of the refrigerator being priced, its model designation, the classes of purchaser to whom the applicant proposes to sell the refrigerator, the ceiling prices he proposes for such sales, and a statement of the reasons why he cannot use the other rules in this section to fix his ceiling prices. Until ceiling prices are fixed for his sales under this regulation, a distributor who has applied for the establishment of his ceiling prices under this rule may not make sales or deliveries of any model covered by his application to the class of purchasers named therein.

10. Section 15 is amended to read as follows:

SEC. 15. *Dealers' ceiling prices*—(a) *Prices set forth in section 24, Appendix A.* Unless an order issued under paragraph (b) of this section specifies otherwise, a dealer's ceiling prices for sales of a particular model of refrigerator sold by the manufacturer after April 17, 1946, at prices adjusted under section 5 (b) is the applicable price set forth in Appendix A increased by either (1) the dollar-and-cent amount of the increase allowed the manufacturer by section 5 (b) in his ceiling price for sales of the same model to distributors (including the resulting increase in the Federal excise tax) if he customarily sells the model to distributors, or (2) the dollar-and-cent amount of the increase allowed the manufacturer by section 5 (b) in his ceiling price for sales of the same model to dealers (including the resulting increase in the Federal excise tax) he customarily sells the model directly to dealers. A dealer's ceiling price for sales of a particular model of refrigerator sold by the manufacturer prior to April 18, 1946, is the applicable price set forth in section 24, Appendix A.

Ceiling prices will be established for dealers' sales of models not listed in Appendix A or covered by an order under paragraph (b) of this section by amendment to Appendix A. Ceiling prices so established will be fixed in line with the level of retail ceiling prices established under this regulation. No refrigerator may be sold at retail unless a retail ceil-

ing price has been established for its sale in accordance with this section.

(b) *Prices for private brands not listed in section 24, Appendix A.* A dealer's ceiling price for sales of any private brand refrigerator not listed in section 24, Appendix A of this regulation is the ceiling price authorized by the Office of Price Administration by an order issued under this paragraph for sales of the particular model in line with the level of retail ceiling prices established under this regulation.

An application for the establishment of a ceiling price of any model priced under this paragraph may be made by either the manufacturer of the model or the private brand seller selling the model. Applications under this paragraph shall contain the names of the manufacturer and private brand seller, the model designation of the model, a list of its major specifications, photograph or other illustrations of the model and the ceiling price proposed for sales of the model to ultimate consumers.

(c) *Credit charges.* (1) Dealers who during the period October 1–15, 1941, collected a separately stated additional charge for the extension of credit on sales of refrigerators, may collect a charge for the extension of credit under this regulation, not exceeding such charge during the period October 1–15, 1941, on a similar sale on similar terms to the same class of purchaser. Dealers who did not so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge for the extension of credit on a similar sale on similar terms to the same class of purchaser during the period October 1–15, 1941, by the dealer's closest competitor who made a separately stated charge.

An installment-plan sale as used in the above paragraph means a sale where the unpaid balance is to be paid in installments over a period of either (i) six weeks or more from the date of sale in the case of weekly installments, or (ii) eight weeks or more in the case of other than weekly installments.

(2) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this subparagraph, shall, for the purposes of this regulation, be considered to be part of the price charged for the refrigerator sold.

(3) No dealer may require as a condition of sale that the consumer must buy on credit.

11. Section 17 is amended to read as follows:

SEC. 17. *Labelling.* (a) No person, except a mail order seller, covered by Order No. 7 under this regulation, may offer for sale, sell or deliver any refrigerator unless there is attached to the inside of the refrigerator where it can readily be seen and read, a label provided by the manufacturer which contains all the information required in paragraph (b) of this section.

(b) Unless an order under this regulation specifies otherwise, no manufacturer may ship any refrigerator covered by this regulation to a distributor or dealer unless there is securely attached to the inside of the refrigerator in a place where it can readily be seen and read, a label containing the OPA retail ceiling price or prices of the refrigerator, a description of the area in which each price is applicable, the brand name and model designation of the refrigerator, a statement of what the price includes as described in section 24, Appendix A, and a statement that the label may not be removed until after the refrigerator is delivered to an ultimate consumer.

(c) The manufacturer shall determine the retail ceiling price or prices for any refrigerator he sells in accordance with the provisions of sections 15 and 24 of this regulation.

12. Section 24, Appendix A is amended by changing the text preceding the table of models and retail prices therein to read as follows:

SEC. 24. *Appendix A: Ceiling prices for dealers' sales of refrigerators.* Except as they are modified by the provisions of section 15 of this regulation, the ceiling prices for sales by dealers of the refrigerator models listed below are the applicable prices listed in this appendix. Unless it is specified otherwise in this appendix the prices listed include:

(a) Delivery.

(b) A five year warranty in the case of electric refrigerators; and in the case of gas and kerosene refrigerators, the warranty customarily given by each dealer except that dealers who provide only the manufacturer's one year warranty shall determine their ceiling prices for such refrigerators by deducting $4.00 from the applicable ceiling price shown below for the particular refrigerator.

(c) Federal excise tax.

(d) In the case of an electric refrigerator, installation to electric facilities provided by the consumer, or, in the case of a gas refrigerator, installation to gas facilities provided by the consumer if the installation does not require the dealer to provide more than five feet of pipe or tubing.

The ceiling prices listed do not include State or local taxes imposed at the point of sale. No charge may be added for the extension of credit by the dealer to the ceiling prices in this appendix except in accordance with paragraph (c) of section 15 of this regulation.

The zones shown in the table vary from brand to brand. Zone boundaries, where more than one zone price is listed, are those specified in this section. Where no zone boundaries are specified zone boundaries are those shown on maps on file with the Office of Price Administration and each district and regional office thereof.

This amendment shall become effective on the 18th day of April 1946.

NOTE: The reporting and record-keeping provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6573; Filed, Apr. 18, 1946; 4:20 p. m.]

[SR 14E,[1] Amdt. 39]

PART 1499—COMMODITIES AND SERVICES

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TEXTILES, LEATHER AND APPAREL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 2.14 is added to read as follows:

SEC. 2.14 *Maximum price for dyed cotton yarn*—(a) *Definitions and explanations.* For the purpose of this section, the terms appearing herein, unless the context otherwise requires, shall be construed as follows:

(1) "April 5 ceiling price for grey yarn" means the ceiling price on April 5, 1946; for base grade yarns it means the price set forth in column 1 or 3 of Table A.

(2) "Appropriate grey yarn" means grey, mercerized and/or gassed grey yarn of the same description as the dyed yarn being priced, except for color.

(3) "Producer" means any spinner, excluding commission dyers, who dyes raw cotton or cotton yarn, or who causes cotton yarn to which he retains title to be dyed.

(4) "Commission dyer" means any dyer whose business is primarily the dyeing of yarn for others, and who, if a spinner, in 1945 dyed at least twice the poundage of yarn he spun.

(b) *Producers' maximum prices*—(1) *Adjustment of GMPR prices of certain producers.* If you are a producer of dyed cotton yarn (and not a commission dyer as defined herein), and if you delivered or offered for delivery any dyed yarn in March, 1942, your maximum prices shall be:

(i) *For the same dyed yarn.* To determine your ceiling price for a dyed yarn identical with a dyed yarn delivered or offered for delivery by you in March 1942, add to your maximum price determined under § 1499.2 (a) (1) of the General Maximum Price Regulation the cents per pound increase set forth in columns 2 or 4 of Table A for the appropriate grey yarn.

(ii) *For a different dyed yarn.* To determine your ceiling price for a dyed yarn different from any delivered or offered for delivery by you in March 1942:

(a) First, select the yarn most comparable to that which you are pricing from the dyed yarns which you delivered or offered for delivery in March 1942, by applying the following classifications successively:

(*1*) The same or nearest in manner or dyeing (i. e., stock, package, skein, warp, etc.).

(*2*) The same or nearest in class of dye (i. e., developed, sulphur, direct, etc.).

(*3*) The same or nearest in cost of dyestuff and dyeing.

(*4*) The same or nearest in depth of color (i. e., dark, medium, light).

(*5*) The same or nearest in type, count and ply of grey yarn.

(*b*) Second, in accordance with subdivision (1) above, determine the present maximum price for the most comparable dyed yarn by adding the cents per pound increase in the appropriate grey yarn as set forth in columns 2 or 4 of Table A.

(c) Third, if the count or ply, or both, of the dyed yarn being priced differs from that of the most comparable dyed yarn, obtain the difference in cents per pound between the grey yarn ceiling prices for the two yarns in columns 1 or 3 of Table A, and add the cents per pound difference if the ceiling price is higher for the dyed yarn being priced, or subtract the cents per pound difference if the ceiling price is higher for the most comparable dyed yarn.

(*d*) Fourth, if the current total cost of dyestuff and dyeing of the dyed yarn being priced differs from that of the most comparable dyed yarn, determine the cents per pound difference in that cost, and add the difference if the cost is higher for the dyed yarn being priced, or subtract the difference if the cost is higher for the most comparable dyed yarn.

(2) *Producers who did not deliver or offer for delivery any dyed yarn during March 1942*—(i) *Yarn dyed in your own plant.* If you are a producer who did not deliver or offer for delivery any dyed yarn during March 1942, your maximum price for yarn dyed in your own plant is the sum of the April 5 ceiling price for the appropriate grey yarn, properly adjusted for shrinkage in dyeing, and 105% of the total cost (i. e., direct cost plus properly allocable overhead) of dyestuff and dyeing of the yarn being priced.

(ii) *Yarn dyed elsewhere than your own plant.* If you are a producer who did not deliver or offer for delivery any dyed yarn during March 1942, your maximum price for yarn dyed elsewhere than in your own plant is the sum of the April 5 ceiling price for the appropriate grey yarn, properly adjusted for shrinkage in dyeing, plus the actual cost incurred by you for dyeing the yarn being priced.

(c) *Maximum prices for dyed yarn sold by commission dyers.* If you are a commission dyer, as defined herein, selling yarn dyed in your own plant, your maximum price shall be the sum of the cost of the grey yarn (not to exceed the producer's ceiling price applicable to the grey yarn used) properly adjusted for shrinkage, and your ceiling price for dyeing which would be applicable under Maximum Price Regulation 165[3] were the yarn dyed by you on a commission basis.

(d) *Maximum price for dyed yarn sold by jobbers.* A jobber[3] may:

(1) Sell to a given customer broken-case[4] lots or dyed yarn in quantities of 1,500 pounds or less per calendar month at a premium over cost[4] of 9 percent and in quantities in excess of 1,500 pounds per calendar month at a premium of 4.5 percent: *Provided*, That in no event shall sales of broken-case lots at a premium, irrespective of quantity per sale, exceed 15,000 pounds in any calendar month to all of the seller's customers.

(2) Sell dyed yarn in lots of 1 to 3 unbroken cases at a premium of 4.5 percent: *Provided*, That except as set forth below no jobber may avail himself of this premium on that portion of his sales in any calendar month which is in excess of 3,000 pounds to the same customer or 20,000 pounds to all of his customers.

(e) *Maximum prices for dyed yarn sold by other sellers.* If you are a seller of dyed yarn not authorized to charge the maximum price established for producers, commission dyers, or jobbers, your maximum price shall be the sum of the cost of the grey yarn (not to exceed the producer's ceiling price applicable to the grey yarn used), and the actual cost incurred by you in or for dyeing the dyed yarn being priced.

(f) *Fugitive dyed yarn.* The maximum price for fugitive-dyed or fugitive-tinted yarn is the April 5 ceiling price for the appropriate grey yarn.

(g) *Maximum price for dyed yarn in excess of Civilian Production Administration limitations.* The maximum price for any dyed yarn delivered in any calendar month in excess of applicable delivery limitations imposed by the Civilian Production Administration shall be the April 5 ceiling price for the appropriate grey yarn. For the purpose of the foregoing, the dyed yarn first delivered during any quarter in the aggregate amount of the producer's dyed yarn quota under applicable Civilian Production Administration limitations shall be regarded as that permissibly delivered.

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[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12612, 13271, 13692, 13326, 14506, 14742, 15007, 15036, 15457; 11 F.R. 115, 348, 405, 407, 560, 677, 889, 949, 1405, 1594, 1850, 246, 3090, 3158, 3366.

[2] 10 F.R. 2097, 2250, 3925, 6231, 7854, 14449.

[3] As used herein, "jobber" means a person who (1) neither owns nor operates a spinning mill or dyeing plant, (2) resells dyed yarn purchased as such, or purchased in the grey and dyed for his account, and (3) at least 75% of whose sales of dyed yarn during the calendar month preceding any given transaction consisted of stock yarn sales. The term "stock yarn," as used herein, means dyed yarn owned by a person independent of the producer thereof, and stored in a space (1) owned or leased by such person on February 1, 1942; (2) owned or leased by such person and located within 25 miles of his principal place of business; or (3) approved by the Administrator, upon a duly filed petition for adjustment or exception as a stock yarn warehouse established to carry out a legitimate distributive function and not for the purpose of evading this section; the term "independent" means not controlling, controlled by or under common control with.

[4] As used herein, the term "broken-case" means a case from which at least 25% of the contents have been removed.

[4] As used herein "cost" means the actual cost of the purchased dyed yarn if bought as dyed yarn, or the actual cost of the purchased grey yarn plus the actual cost of dyeing, if bought as grey yarn and subsequently dyed.

TABLE A

(April 5, 1946, base grade grey yarn ceiling prices and increases since March 1942)

CARDED YARNS

[Cents per pound]

Yarn Nos.	Band A[1]		Band B	
	Column 1	Column 2	Column 3	Column 4
	Apr. 5 ceiling price[2]	Increase since March 1942	Apr. 5 ceiling price[2]	Increase since March 1942
Singles:				
6s and under	44.75	6.75	43.25	5.25
8s	45.25	6.75	43.75	5.25
10s	46.00	7.00	44.50	5.50
12s	47.00	7.50	45.50	6.00
14s	48.00	8.00	46.50	6.50
16s	49.25	8.75	47.75	7.25
18s	50.25	9.25	48.75	7.75
20s	51.25	9.75	49.75	8.25
22s	52.50	10.50	51.00	9.00
24s	53.75	11.25	52.25	9.75
26s	55.50	12.00	54.00	10.50
28s	56.50	12.00	55.00	10.50
30s	57.75	12.25	56.25	10.75
32s	59.50	13.00	57.75	11.25
34s	60.75	13.25	59.00	11.50
36s	61.75	13.25	60.00	11.50
38s	63.00	13.50	61.25	11.75
40s	64.00	13.50	62.25	11.75
42s	65.75	13.75	64.00	12.00
44s	67.75	14.25	65.75	12.25
46s	69.50	14.50	67.50	12.50
48s	71.25	14.75	69.25	12.75
50s	73.50	15.00	71.50	13.00
Plied:				
6s and under	47.25	5.25	45.75	3.75
8s	47.75	5.25	46.25	3.75
10s	48.75	5.75	47.25	4.25
12s	50.25	6.75	48.75	5.25
14s	52.00	8.00	50.25	6.25
16s	53.25	8.75	51.50	7.00
18s	54.50	9.50	52.75	7.75
20s	55.75	10.25	54.00	8.50
22s	57.50	11.50	55.75	9.75
24s	59.25	12.75	57.50	11.00
26s	61.50	14.00	59.75	12.25
28s	63.00	14.50	61.25	12.75
30s	64.75	15.25	63.00	13.50
32s	66.25	15.75	64.50	14.00
34s	68.25	16.25	66.25	14.25
36s	69.25	15.75	67.25	13.75
38s	70.50	16.00	68.50	14.00
40s	72.00	16.50	70.00	14.50
42s	74.50	17.50	72.50	15.50
44s	76.25	17.75	74.00	15.50
46s	78.00	18.00	75.75	15.75
48s	80.00	18.50	77.75	16.25
50s	82.00	18.50	79.75	16.25

COMBED YARNS

Singles:				
8s	52.75	11.25	50.75	9.25
10s	53.25	11.25	51.25	9.25
12s	53.75	11.25	51.75	9.25
14s	54.25	11.25	52.25	9.25
16s	55.00	11.50	53.00	9.50
18s	55.75	11.75	53.75	9.75
20s	56.75	12.25	54.75	10.25
22s	57.75	12.75	55.75	10.75
24s	59.00	13.00	56.75	10.75
26s	60.25	13.25	57.75	10.75
28s	61.50	13.50	59.25	11.25
30s	63.00	14.00	60.75	11.75
32s	64.75	14.75	62.25	12.25
34s	66.50	15.50	63.75	12.75
36s	68.25	15.75	65.25	12.75
38s	70.00	16.00	66.75	12.75
40s	71.75	16.25	68.25	12.75
42s	73.50	16.50	69.75	12.75
44s	75.25	16.25	71.25	12.25
46s	77.00	16.00	72.75	11.75
48s	78.75	15.75	74.75	11.75
50s	80.75	15.25	76.75	11.25
52s	83.00	15.50	78.75	11.25
54s	85.25	15.75	80.75	11.25
56s	87.50	16.00	82.75	11.25
58s	89.75	16.25	84.75	11.25
60s	92.00	16.50	86.75	11.25
62s	94.25	16.75	88.75	11.25
64s	96.50	17.00	90.75	11.25
66s	98.75	17.25	92.75	11.25
68s	101.00	17.50	94.75	11.25
70s	103.25	17.75	96.75	11.25
72s	105.50	18.00	98.75	11.25

Footnotes at end of table.

TABLE A—Continued

(April 5, 1946, base grade grey yarn ceiling prices and increases since March 1942)

COMBED YARNS—continued

[Cents per pound]

Yarn Nos.	Band A [1]		Band B	
	Column 1	Column 2	Column 3	Column 4
	Apr. 5 ceiling price [2]	Increase since March 1942	Apr. 5 ceiling price [2]	Increase since March 1942
Singles—Con.				
74s	107.75	18.25	100.75	11.25
76s	110.00	18.50	102.75	11.25
78s	112.25	18.75	104.75	11.25
80s	114.50	19.00	106.75	11.25
82s	116.75	19.25	108.75	11.25
84s	119.75	19.25	111.75	11.25
86s	123.75	19.25	115.75	11.25
90s	131.75	19.25	120.75	11.25
100s	155.75	23.25	144.75	12.25
110s	179.75	27.25	166.75	14.25
120s	207.75	31.75	191.75	15.75
130s	243.75	35.75	226.75	18.75
140s	297.75	44.75	276.75	23.75
Plied:				
8s	55.25	10.75	53.25	8.75
10s	55.75	10.75	53.75	8.75
12s	56.75	11.25	54.75	9.25
14s	57.75	11.75	55.75	9.75
16s	58.75	12.25	56.75	10.25
18s	59.75	12.75	57.75	10.75
20s	61.00	13.00	58.75	10.75
22s	62.50	13.50	60.25	11.25
24s	64.00	14.00	61.75	11.75
26s	65.75	14.75	63.25	12.25
28s	67.50	15.50	65.25	13.25
30s	69.50	16.50	67.25	14.25
32s	71.50	17.00	68.75	14.25
34s	73.50	17.50	70.75	14.75
36s	75.50	18.00	72.25	14.75
38s	77.50	18.50	73.75	14.75
40s	79.50	18.50	75.75	14.75
42s	81.50	18.50	77.75	14.75
44s	83.50	18.50	79.25	14.25
46s	85.50	18.50	80.75	13.75
48s	87.50	18.50	82.75	13.75
50s	89.50	18.00	84.75	13.25
52s	91.75	18.25	86.75	13.25
54s	94.00	18.50	88.75	13.25
56s	96.25	18.75	90.75	13.25
58s	98.75	18.75	93.25	13.25
60s	101.25	18.75	95.75	13.25
62s	103.75	19.25	97.75	13.25
64s	106.25	19.75	99.75	13.25
66s	108.75	20.25	101.75	13.25
68s	111.25	20.25	104.00	13.00
70s	113.75	20.25	106.75	13.25
72s	116.25	20.75	108.75	13.25
74s	118.75	21.25	110.75	13.25
76s	121.25	21.75	112.75	13.25
78s	123.75	22.25	114.75	13.25
80s	126.25	22.75	116.75	13.25
82s	128.75	21.25	119.75	12.25
84s	131.75	20.25	123.75	12.25
86s	135.75	19.25	127.75	11.25
90s	145.75	21.25	137.75	13.25
100s	175.75	29.25	163.75	17.25
110s	205.75	37.25	189.75	21.25
120s	235.75	43.25	216.75	24.25
130s	281.75	50.75	261.75	30.75
140s	351.75	64.75	326.75	39.75

[1] If you are a producer qualified under Supplementary Order 131 to charge Band A prices for carded or combed yarn, or if you are a producer, commission dyer, jobber or other seller of dyed yarn who pays Band A prices for the carded or combed grey yarn used in the dyed yarn you are pricing, use the applicable columns under Band A. All other sellers must use the Band B columns.

[2] Any seller of dyed yarn, who normally purchased the major portion of grey yarn used in his dyed sales yarn, may include in the April 5 ceiling price, the 5% producers' premium, if such premium was actually charged for the grey yarn used in the dyed yarn being priced. Producers pricing dyed sales yarn may not include the 5% producers' premium for grey yarn, whether spun or purchased, in their computation of dyed yarn maximum prices. In all cases, the cents per pound increase factors in columns 2 and 4 will be used as set forth.

This amendment shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6571; Filed, Apr. 18, 1946; 4:20 p. m.]

[MPR 426,[1] Amdt. 176]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In Appendix H, Table 4 (Maximum Prices for Snap Beans (Green or Wax)), footnote 5 is amended to read as follows:

[5] During the period April 19 through April 30, 1946, the figure "$3.25" in item 3, columns 5 and 6, is changed to "$4.00" and the figure "11.6" item 9, column 5, is changed to "14.3".

During the period May 1 through May 20, 1946, the figure "$2.70" in item 4, columns 5 and 6 is changed to "$3.20" and the figure "9.6" in item 10, column 5, is changed to "11.4".

The amendment shall become effective at 12:01 a. m. April 19, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 17, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6572; Filed, Apr. 18, 1946; 4:20 p. m.]

PART 1305—ADMINISTRATION

[SO 142,[1] Incl. Amdts. 1-3]

ADJUSTMENT PROVISIONS FOR SALES OF INDUSTRIAL MACHINERY AND EQUIPMENT

This compilation of Supplementary Order 142 includes Amendment 3, effective April 24, 1946. The text amended by Amendment 3 is underscored.

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.[2]

AUTHORITY: § 1305.170 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681, E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *General purposes.* This supplementary order provides methods of adjusting the maximum prices for any product or services and is applicable to all products and services (except automotive trucks, motorcycles and buses) covered by any of the following regulations: Revised Maximum Price Regulation 136—Machines, Parts and Industrial Equipment; Maximum Price Regulation 67—New Machine Tools; Maximum Price Regulation 246—Manufacturers and Wholesale Prices for Farm Equipment; Maximum Price Regulation 351—Ferrous Forgings; Maximum Price Regulation 523—Plastics Products; Maximum Price Regulation 82—Wire and Cable, and Maximum Price Regulation 581—Industrial Services, Maximum Price Regulation 452[3] (Manufacturers' Maximum Prices for Automotive Parts).

[Above paragraph amended by Am. 2, 11 F.R. 2973, effective 3-25-46]

Insofar as the provisions of this order differ from the adjustment provisions contained in any of the above-listed regulations, those provisions are superseded by this order.

[Sec. 1 amended by Am. 1, 10 F.R. 15384, effective 12-27-45]

SEC. 2. *Individual applications.*—(a) *Qualifications.* Adjustments will be given under the provisions of this section only with respect to the products which are covered by one or more of the regulations listed in section 1.

(b) *How adjustments will be computed.* In general, the OPA will treat adjustments in three different categories. The first category is called the "overall adjustments." This will ordinarily apply where the applicant submits his application for adjustment in the maximum prices of all his products which are governed by any of the regulations listed in section 1.

[Paragraphs (a) and (b) amended by Am. 2, 11 F.R. 2973, effective 3-25-46]

The second category is called the "divisional adjustment." This adjustment will apply whenever the applicant applies for a price adjustment on a single line or several single lines of products, on the products of a division of his business, or on the products of one of his plants.

The third category is called the "individual item adjustment," and will be used wherever the applicant applies for the adjustment of the maximum prices of one or more single items of his line or lines of products.

These three different adjustment categories will in turn be treated upon two different bases. The first basis will be used where OPA finds that the applicant's recent operating experience can be considered normal. The second basis is where the OPA finds that the recent operating experience cannot be considered normal.

In determining whether or not the recent operating experience can be considered normal, OPA will examine:

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9623, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819, 1819, 2931, 2771, 2822, 3158, 3089, 3300, 3600, 3792.

[2] 10 F.R. 14956.

[3] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

(1) Whether the sales of the products covered by the application, during the most recent acceptable accounting period, approximated the 1941 level, and whether there has been a significant change in the level of sales during the most recent accounting period from the level of the sales during the immediately preceding period.

(2) Whether the sales for the recent period of the major groups of products of the applicant were approximately the same proportions as (i) were sales in the fiscal year ended nearest to December 31, 1941, or (ii) anticipated sales for the ensuing year.

(3) Whether the profit and loss statement for the most recent acceptable accounting period reflects any abnormal conditions of major significance.

Generally speaking, where the applicant's recent operating experience may be considered normal, the adjustment will be based upon adjusted current costs. Where, however, the applicant's recent operating experience cannot be considered normal, a projection of the applicant's 1941 costs from his 1941 profit and loss statement will be used in estimating the cost basis for the adjustment.

In the case of the over-all adjustment, the applicant will, in general, be allowed adjusted total costs plus a reasonable margin of profit. In the case of "divisional adjustments", the applicant will be allowed adjusted total costs, and in the case of "individual item adjustments", the applicant will be allowed adjusted factory costs.

In making any of these adjustments, OPA will also consider whether an industry price increase factor, for one or more of the applicant's products or product lines, has been announced, or an industry survey is in process.

In stating the methods of adjustment, it has been assumed that the year 1941 will represent, for the applicant, the last normal pre-war year, but the applicant may demonstrate to the OPA that, due to the impact of war orders or governmental restrictions on the manufacture of products or the use of materials or facilities, sales for the year 1941 were not representative of normal peacetime operations. In such cases, a more representative peacetime year may be selected by the applicant, subject to OPA approval.

If a seller has received an adjustment of his maximum prices on the over-all adjustment basis under the provisions of this paragraph, he may not thereafter apply under the provisions of this paragraph for adjustment of his maximum prices on the divisional or individual item adjustment basis, and if a seller has received an adjustment under the provisions of this paragraph on the divisional adjustment basis, he may not thereafter apply under the provisions of this paragraph for an adjustment on the individual item adjustment basis for any product falling within the product line or manufactured by the division or plant for which he has received adjustment, unless, in either case, the seller can show to the satisfaction of the OPA that there has been a substantial change in his cost structure since the date of his last application.

In computing adjusted costs, OPA will generally recognize increased costs of materials and parts from the level of supply from which such materials and parts are purchased in normal periods, and wage and salary increases which are approved within the meaning of Executive Order 9697.

[Paragraph (b) amended by Am. 3, effective 4-24-46]

(c) *Applications based upon an appropriate decrease of other prices.* (1) Upon application of the seller, the OPA may make an adjustment of the maximum price of a product if the seller agrees to make and (simultaneously with an increase in the maximum price that may be authorized under this paragraph (c)) accepts as new maximum prices a reduction in other selling prices which will equal or exceed the total dollar amount of the adjustment granted under this paragraph.

(2) The OPA, upon its own motion or upon application from the seller, may also make an adjustment of the maximum prices of products for which the seller has made application or has received adjustment under paragraph (b) on the over-all or divisional adjustment basis so that the price increase allowed may be applied in varying amounts to several products or lines of products. In making such adjustments, OPA may consider (i) the general level of prices of the products for which adjustment is proposed; (ii) the cost of the products for which adjustment is proposed; (iii) the average profitability of all the seller's products; (iv) the effect of the adjustment upon price control with respect to other commodities.

(3) An application for price adjustment under this paragraph (c) must show that if the proposed adjustment is granted the gross dollar amount of sales of the products affected by the adjustment will not be greater than it would have been in the absence of the adjustment, and that the general level of the prices of these products to the ultimate users will not be increased by reason of this adjustment under this paragraph. Whenever the OPA grants such an adjustment, it may require appropriate reports relating to the products affected.

(d) *Resellers*—(1) *Maximum prices for products covered by Maximum Price Regulation 453.* With respect to maximum prices for sales by resellers under Maximum Price Regulation 453 which are manufacturers' suggested resale list prices, manufacturers shall adjust such resale list prices when their maximum prices on which the resale list prices are based are adjusted by order issued under this section. The adjustment shall be made by multiplying the previously established suggested resale list prices by a percentage to be determined by dividing the manufacturer's applicable adjusted maximum price by his maximum price prior to the adjustment.

In the case of maximum prices for non-list sales by resellers under Maximum Price Regulation 453, manufacturers shall notify resellers of the dollar-and-cents amounts of adjustments in their (the manufacturers) maximum non-list prices. Resellers shall determine adjusted maximum non-list prices in accordance with section 7 of Maximum Price Regulation 453.

(2) *Maximum prices for products covered by Maximum Price Regulations 246 and 67.* Resellers of products which are covered by Maximum Price Regulation 246 or Maximum Price Regulation 67, and for which the maximum prices for sales by the manufacturer have been adjusted under this section, shall continue to compute their maximum prices for resale of such products under the applicable provisions of those regulations in the same manner that they would have computed maximum prices if the adjustment had been made under the provisions of those regulations.

(3) *Maximum prices for products covered by the other regulations listed in section 1.* Unless the adjustment order issued to the manufacturer shall specify a different method of determining maximum prices for sales by resellers, maximum prices for sales by resellers of the products (other than those covered by MPR 67, MPR 246 and MPR 453), for which an increase in the maximum price has been approved for a manufacturer by an order issued under the provisions of this section shall be the maximum net price that the reseller had in effect to a purchaser of the same class just prior to the issuance of this order, plus the amount, in dollars and cents, by which the order authorizing the new maximum price has increased his former net invoiced cost. In such cases, the manufacturer shall notify each of his resellers of the dollars and cents amounts by which this order permits the resellers to increase their maximum prices.

[Paragraph (d) amended by Am. 2, 11 F.R. 2973, effective 3-25-46]

(e) *How the seller proceeds in applying for an adjustment under this section*—(1) *Application forms.* A seller who desires to apply for an adjustment may apply at the same time for an adjustment under paragraphs (b) and (c) if the facts of his case warrant it. In such cases, the office considering his application will give the adjustment under paragraph (c). An application for adjustment shall be filed in accordance with Revised Procedural Regulation No. 1 and shall be made on copies of Form OPA-6083:2644, Form OPA-6083:2645, or Form OPA-6083:2646, set out in Appendix A of this order, if the application is filed under paragraph (b). No stated form of application is provided for applications under paragraph (c).

(2) *Where to file.* Applications shall be filed in the OPA National Office, except in cases where the seller's total sales of all commodities during the previous year were less than the following amounts: if the applicant includes products under Maximum Price Regulation 246, the amount is $300,000; otherwise, the amount is $500,000. All other applications shall be filed with the Regional Office of the OPA located in the

same region in which the seller's business is located.

(3) *Application based on proposed wage or salary increase to be approved by authorized Federal agency.* A seller who believes that the conditions for an adjustment set forth in paragraph (b) would exist if an authorized Federal agency should approve a pending application for wage or salary increase pursuant to Executive Orders 9599 and 9651 and 9697 and such directives and instructions thereunder as are issued by the Stabilization Administrator, may file an application for adjustment under this paragraph.

[Subparagraph (3) amended by Am. 3, effective 4-24-46]

(f) *Prices for deliveries made pending disposition of the application.* A seller who has filed an application under paragraph (e) for adjustment of maximum prices under paragraph (b) may contract or agree that deliveries made during the pendency of the application shall be at a specific price which is higher than the existing maximum price which the seller wants to have adjusted. However, no payment in excess of that existing maximum price may be received until final disposition is made of the application. Where the application is disposed of by an order issued under this section, the price received for deliveries made subsequent to the filing of the application may not exceed the maximum price as determined by the OPA. Where the application is disposed of by an order of general applicability, payment in excess of the maximum price in effect at the time of delivery may be made for deliveries made pending disposition of the application, only as expressly authorized by order of the Price Administrator. The provisions of this paragraph are not applicable to sellers applying under paragraph (c).

A seller who wishes to enter into such an arrangement must specifically state to the buyer the following:

(1) The maximum price for the product;

(2) The fact that the appropriate application for an adjustment of that maximum price has been filed with the OPA; and

(3) The fact that the specific price quoted by him is subject to the approval of the OPA.

(g) *Delegation of authority.* Any Regional Administrator and any District Director, who has been authorized to act by the Regional Administrator having jurisdiction over his district may adjust maximum prices under this section 2 of this Supplementary Order 142.

[Paragraph (g) added by Am. 1, 10 F.R. 15384, effective 12-27-45]

(h) *Automatic pricing.* This paragraph applies to applications for adjustment on the individual item adjustment basis (Form OPA 6083:2646). OPA will acknowledge, in writing, the docketing of such applications (either in the Regional Office or in the National Office in Washington, D. C.). If the OPA fails to act upon the application within twenty (20) days after the date of docketing of the application, the new proposed maximum price, computed in the manner prescribed by this section, shall then be deemed to be approved. The act of OPA within the meaning of this paragraph shall consist of: (1) An order of denial, or (2) a letter or telegram addressed to the applicant at the address stated in his application either requesting additional information or stating that the applicant's computations appear to be incorrect or requesting a review of the applicant's books of account. If OPA later determines that these adjusted maximum prices have not been properly computed, it may disapprove such prices at any time. Notice of such disapproval shall be in the form of a letter sent to the applicant at the address stated in his application, but such disapproval shall not be effective as to any deliveries made prior to the date thereof.

[Paragraph (h) added by Am. 2, 11 F.R. 2973, effective 3-25-46]

APPENDIX A—FORMS FOR APPLICATION FOR PRICE ADJUSTMENT

Applications for price adjustment may be filed upon the following forms, or the applicant may make copies of the portions of the forms providing for submission of essential data (omitting instructions) and file with the OPA.

OPA Form 6083-2644 (1-46) Form approved Budget Bureau No. 08-R1599

UNITED STATES OF AMERICA

OFFICE OF PRICE ADMINISTRATION

WASHINGTON 25, D. C.

APPLICATION FOR ADJUSTMENT OF MAXIMUM PRICES UNDER SUPPLEMENTARY ORDER NO. 142

APPLICATION FORM 1

(For use in applying for price adjustment on an overall company, or division of the company, basis)

Name of Firm

Address of firm—number and street

City, postal zone number, State

Telephone number | Date

Total sales of company for last full fiscal year $.....
For year ended..... 194..

If less than $500,000 ($300,000 for MPR 246) file two copies of application with your Regional OPA Office. Otherwise file with Machinery Branch, Office of Price Administration, Washington 25, D. C.

GENERAL INSTRUCTIONS FOR FILING APPLICATION UNDER SUPPLEMENTARY ORDER NO. 142

Supplementary Order No. 142 provides a procedure by which manufacturers of products covered by the following regulations may apply for adjustment in the prices of such products:

Revised Maximum Price Regulation 136—Machines, Parts and Industrial Equipment (except automotive trucks, motorcycles, buses, and house and truck trailers).
Maximum Price Regulation 67—New Machine Tools.
Maximum Price Regulation 82—Wire and Cable.
Maximum Price Regulation 246—Manufacturers' and Wholesale Prices of Farm Equipment.
Maximum Price Regulation 381—Ferrous Forgings.
Maximum Price Regulation 523—Plastic Products.
Maximum Price Regulation 581—Industrial Services.

Your application for price adjustment under Supplementary Order No. 142 may be made on any one of four bases described in the table below. In each case the data which you must submit is dependent on whether or not you have had recent normal operating experience. The table indicates which one of three application forms should be used in each situation.

You should use this form only if you are applying on the basis of (1) or (2) below

	Basis of adjustment	Extent of price adjustment which will be allowed (if any)	Application form to use— Where recent normal operating experience	Where no recent normal operating experience
1	Over-all profit and loss statement.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expense) plus a normal profit margin. An "increase factor" will be determined to apply to all the products of the company which are covered by the above regulations.	Use application Form I (OPA Form No. 6083-2644)	
2	Profit and loss statement for a division (or plant) of the company for which separate accounting records are kept.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expense). An "increase factor" will be determined to apply to all the products of the division (or plant) which are covered by the above regulations.		
3	Unit cost data for representative items of a line (or group) of products.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expense) for the representative items taken as a whole. The computed "increase factor" will be made to apply to all the items of the line, or group of products.	Use application Form IIA (OPA Form 6083-2645). (These forms may be used only if you maintain unit costs which can be supported by your records)	Use application Form IIB (OPA Form 6083-2646).
4	Unit cost data for individual items.	Prices will be increased sufficiently to cover allowable total manufacturing costs for each item. New prices are computed by the applicant to become effective 20 days after OPA acknowledges the docketing of the application (unless notification to contrary is given by OPA).		

Have you received any price adjustments from the Office of Price Administration since the base date? Yes ☐ No ☐
If "Yes," list on a separate sheet the OPA docket number(s) of the application(s).

Requested price increase: (show here, or on separate sheet, requested increase(s))
.....
.....

SCHEDULE II—BASIC FINANCIAL INFORMATION—continued

2	Additional information required for entire company if (1) was filled out for division				
	a Net sales				
	b Direct materials				
	c Direct labor				
	d Total manufacturing expense				
	e General, administrative and selling expense				
3	Additional information required if (1) was filled out for entire company				
	a If not previously filed, submit balance sheet and profit and loss statements on OPA Form 403-50 Base Period Financial Report, or on your own prepared statements for the years 1936-1940. If your own prepared statements are presented the profit and loss statement should contain as a minimum the following items: net sales, cost of goods, net operating profit, and net profit before taxes.				
	b If not previously filed, submit your balance sheet as of the end of the fiscal year ended nearest December 31, 1945, on OPA Financial Reporting Form A or your own prepared statement.				

FOOTNOTES FOR SCHEDULE II

A If you do not consider the year ended nearest December 31, 1941 as one of normal pre-war production, explain why and submit similar data for the year ended nearest December 31, 1940. Also give the weighted average percentage increase in price from July 1, 1940 to October 1, 1941 and show how this percentage was arrived at.

B This period should cover at least three months.

C If the content of "direct labor" for the recent period differed in any important respects from its content for the fiscal year ended nearest December 31, 1941 because of a change in accounting procedure, explain fully on a separate sheet. (This need not be done if you are using the "*Projected Basis*" as described below.)

D If you are applying on the "*Current Basis*" as described below you may omit breakdown of "total other manufacturing expense" and "total other expense" in items 1 (a) (iv) and 1 (a) (vi) below.

E If the content of "General, Administrative and Selling" expense for the recent period differed in any important respects from its contents for the fiscal year ended nearest December 31, 1941 because of a change in accounting procedure, explain fully on a separate sheet. (This need not be done if you are using the "*Projected Basis*" as described below.)

F If you have granted any wage increases other than recognized increases as set forth below, list on a separate sheet such "unapproved" wage increases, the date on which granted, the extent of the increase, and the dollar amount by which direct labor for a recent three-month period should be reduced so as to reflect its cost without the "unapproved" increases, and show how this dollar amount was computed. The recognized increases include: (1) approved by the appropriate wage and salary stabilization agency under Executive Orders 9599 and 9651; (2) increases lawfully made or filed with the appropriate agency before August 18, 1945; and (3) increases made after August 18, 1945, under W. L. General Order No. 21, relating to increases not over 10¢ per hour. If you have granted only recognized increases, a statement to this effect should be made in your application.

SCHEDULE I—SALES BREAKDOWN

Fill in the following schedule relating to the breakdown of sales for your entire company

	Major groups of products sold	A Fiscal year ended nearest December 31, 1941 (1)	Fiscal year ended nearest December 31, 1944 (2)	B Recent period ..... months ended 194 (3)	Anticipated sales for next year (4)
1	Groups for which relief is requested				
	a				
	b				
	c				
	d				
	e				
2	Groups—no relief requested				
	a				
	b War work (not regular lines)				
3	Total of all products sold				

FOOTNOTES FOR SCHEDULE I

A If you do not consider the year ended nearest December 31, 1941, as one of normal pre-war production, submit regular data on a separate sheet for the fiscal year ended nearest December 31, 1940.

B This period should cover at least three months.

SCHEDULE II—BASIC FINANCIAL INFORMATION

Fill in the following information for either the entire company or for a division (or plant) of the company for which separate accounting records are maintained, (depending on whether you have filed on the basis of (1) or (2) under General Instructions above). Read carefully footnotes "A" below before filling in items.

Check one: ☐ Financial statement for entire company or ☐ for _____ division

		A Fiscal year ended nearest December 31, 1941 (1)	Last full fiscal year ended nearest ..... 194.. (2)	B Recent period ..... months ended ..... 194.. (3)
1	a Net sales			
	b Cost of goods sold			
	i Direct materials used			
	ii Direct labor (excluding overtime premium) C			F
	iii Indirect labor D		X X X	X X X
	iv Indirect materials and supplies D		X X X	X X X
	v Other indirect manufacturing expense (including overtime premium) D		X X X	X X X
	vi Total other manufacturing expense (iii+iv+v) D			
	vii Net change in inventories (in process and finished)			
	viii Total cost of goods sold			
	c Gross profits			
	d General, administrative and selling expense E			
	e Net operating profit			
	f Other income and deductions (net)			
	g Net profit before taxes (income)			

SCHEDULE IIA—DISCOUNTS

Fill in the following schedule for the company or accounting division (used in Schedule II) to show sales to different classes of purchasers. If the proportions are approximately the same for all major product groups in the company (or accounting division) fill in only Column 1. If they vary, fill in the other columns, one for each major product group or line. If your records prevent your presenting the information in this form submit it on a separate sheet.

Submit data for the year 1941 if you are filing on a "Projected Basis." If on a "Current Basis" the data should be for the recent period used in Schedule III. If sales to different classes of purchasers for this period were not representative of anticipated sales for the coming year, you may submit supplementary information on a separate sheet.

		(1) Company or accounting division		(2) Major product group (Identify).....		(3) Major product group (Identify).....	
		Gross sales	Average % discount	Gross sales	Average % discount	Gross sales	Average % discount
1	Sales to final users						
2	Sales to dealers						
3	Sales to jobbers						
4	Sales to others						
5	Sales to others						
6	Total sales						

Do you price any products covered by this application on a formula basis? . Yes ☐ No ☐

IMPORTANT

Schedules I, II, and IIA above must be filled in completely by all applicants. If you have had recent normal operating experience as defined below you need not submit the information requested in Schedules III, and IV or V. If you have not had recent normal operating experience as defined below complete the rest of form.

If your company has available recorded data which accurately reflect normal operating experience, use is made of such data in determining any allowable price increases. This is referred to as the "Current Basis." If no such data are available, use is made of pre-war data projected to reflect certain basic changes which have occurred since that time (referred to as "Projected Basis"). To assist OPA in determining which basis to use in your case, check the answers to the following questions:

1	Do you have available for the company or accounting division (used in Schedule II) a recent profit and loss statement of at least three months duration which reflects annual operating experience?	Yes ☐	No ☐
2	Were "Net Sales" in this statement at an annual rate in excess of 75% of "Net Sales" for the fiscal year ended nearest December 31, 1941? (See Schedule II.)	Yes ☐	No ☐
3	Were "Net Sales" in this statement at an annual rate in excess of 75% of "Net Sales" for the three immediately preceding months at an annual rate? (Show here net sales for this previous three-months period $.....)	Yes ☐	No ☐
4	Were sales of major products by the company or accounting division used in Schedule II for the "recent" period (Column 3, Schedule I) in approximately the same proportions as you expect for the coming year? (Note: If answer is "Yes" and expected sales for this period are in different proportions from sales for 1941, explain fully on separate sheet why these proportions are expected to continue.)	Yes ☐	No ☐
5	Were sales made to different classes of purchasers by the company or accounting division (used in Schedule II) in the "recent period" in approximately the same proportions as you expect for the coming year? (Note: If answer is "Yes" and the expected proportion of sales to different classes of purchasers for this period varied considerably from the proportions of 1941, explain fully on a separate sheet why these changed proportions are expected to continue.)	Yes ☐	No ☐
6	Do your costs of production in the "recent accounting period" accurately reflect methods of production which you plan to use in the next year? Answer "No" for instance, if the amount of subcontracted work was higher than is anticipated for next year, or if inefficient methods necessitated by war conditions were still being reflected in costs of production for the recent period.	Yes ☐	No ☐

If you have answered "No" to any of the above questions, proceed with Schedules III, and IV or V. If you have answered "Yes" to all questions you need not proceed beyond this point. In case of doubt, it will be best to fill in Schedules III, and IV or V.

SCHEDULE III—CHANGES IN PRICES OF DIRECT MATERIAL AND PURCHASED PARTS

The purpose of this Schedule is to determine a weighted average percentage increase from October 1, 1941, to November 27, 1945 in the prices paid for direct material and parts as purchased by you in the same quantity, from the same source(s), and under the same general terms of sale, for manufacture into the products produced by the company (or division of the company) whose operations are described in Schedule II. In determining the "Value of Materials Used" in Column (1) of the Schedule proceed as follows:

1. If a wide variety of products are produced, use the first available of the following which can be determined accurately:
(a) The value of the materials actually used during the pre-war period of Column (1) in Schedule II.
(b) The value of the materials purchased during the pre-war period.
(c) An estimate of the materials used during the pre-war period.

2. If a comparatively small number of similar products are produced:
(a) Select a representative product which uses the principal materials in amounts bearing a reasonable relation to the totals for the entire company (or division) and determine the "Value of Materials Used" from a bill of materials for this product.
(b) If no one product fills the requirements of 2(a) you may select and add together the bills of materials of several products.

NOTE: If (2) is used, give name of product on which materials increase was based and indicate the volume of sales of that product in the pre-war period used in Schedule II.

	A Description of materials, parts, and subassemblies used directly	B Value of materials used	Net purchase price per unit: C October 1, 1941	Net purchase price per unit: D November 27, 1945	Percent increase column 3—column 2 divided by column 2	E Name of principal supplier
		(1)	(2)	(3)	(4)	(5)
1						
2						
3						
4						
5						
6						
7						
8						
9						
10						
11						
12						
13						
14						
15						
16						
17						
18						
19	All other F		× × ×	× × ×		× × ×
20	Total		× × ×	× × ×		× × ×

FOOTNOTES FOR SCHEDULE III

A "Description of Material" may refer either to individual items or to groups of items where a wide variety of such items are purchased. In the case of individual items the "Description of Materials" should be specific and complete for each item setting forth the name of the material, form, size, etc., for raw materials, and the name and supplier's designation for component parts and subassemblies. Where a wide variety of items is referred to, give the group designation of products under the "Description" and show average prices in Columns (2) and (3) if such averages have significance. Otherwise make entries only in Columns (1) and (4). Wherever practical, the first method should be used. The grouping of items and averaging may be used *only* where the prices of the materials involved have not changed or changed only slightly, or constitute a homogeneous group such as gray iron castings (not all castings) or hot-rolled steel bars (not all steel).

B See introductory statement above.

FOOTNOTES FOR SCHEDULE III—continued

C Show the October 1941 price paid per unit of material or part. This should be the price recorded on the earliest dated invoice in October 1941 representing a normal-sized purchase from your principal customary supplier. If you have no invoice during that month, use the last preceding invoice dated earlier than October 1941.

D Report prices as of November 27, 1945. If the current price is in excess of the November 27, 1945 price, *report* such an increase on a separate sheet, but recognition of such increases are subject to Executive Orders 9599, 9651, such directives as are issued thereunder, and the applicable standards of OPA. The November 27, 1945 price should be the ceiling price of the material or part sold by the 1941 supplier in the same quantity and under the same general terms of sale for which the October 1941 price shown in Column (2) was reported. The ceiling price of an alternative supplier should be reported *only* where the 1941 supplier has gone completely out of the business of supplying that general type of material. Where this has occurred the ceiling price must be reported for a supplier of the same class and for the customary-sized purchase on which the October 1941 price was reported. Only where November 17, 1945 prices definitely cannot be determined may current ceiling prices be reported under the same conditions (stated above) as apply to the November 27, 1945 price. Indicate these current ceiling prices with an asterisk (*) and the date for which reported. OPA will make the necessary adjustment (if any).

E See Footnote D immediately above. Place a check mark (✓) opposite the name if it is not the base date supplier.

F "All Other" if possible, should not account for more than 25% of the total. Give an estimate of the percentage increase in the column provided for this purpose.

SCHEDULE IIIA—CHANGES IN PRICES OF INDIRECT MATERIALS AND SUPPLIES

Give estimate of average increase in legal prices of indirect materials and supplies, ...%. If estimated increase is more than 12% fill out schedule similar to Schedule III for indirect materials and supplies.

INTRODUCTION TO SCHEDULE IV AND V—CHANGES IN BASIC WAGE RATES

Fill in either Schedule IV or Schedule V. Schedule IV, however, should be used wherever possible. The use of Schedule V is limited to certain special conditions set forth below under the general instructions preceding the table of Schedule V. The Schedules, in general, are used to measure certain increases in your basic wage rates of factory employees from October 1, 1941 to November 27, 1945. This refers to increases in single rates, or in ranges of rates (measured from the mid-point of the old range to the mid-point of the new) for one or more job classifications, as distinguished from increases affecting single employees. If Schedule II is filled out for a division (or plant) of the company "factory employees" refers to all workers included in "direct labor" (Line 1 (b) (ii)). If Schedule II is filled out for the entire company "factory employees" included "indirect labor" as well as "direct labor." Ordinarily this should include, in addition to productive workers, the maintenance, supervisory and other indirect workers. Sales and administrative employees should not be included. The OPA will recognize any increases in wages or salaries approved by the appropriate stabilization agency on or before November 27, 1945.

NOTE: Report any increases since that time, but the recognition of such increases in the computation of adjusted cost shall be subject to the provisions of Executive Orders 9599, 9651, such directives as are issued thereunder by the Stabilization Director, and the applicable standards of OPA.

The following lists of recognized increases show types of increases which may be included and those which may not be included.

Types of increases which may be included

1. A plant-wide or any other general increase affecting a considerable portion of the positions in the plant which provides (a) a uniform change in cents per hour or per piece, (b) a uniform percentage change for all jobs covered by the action, or (c) a systematic list of differential increases among jobs.
2. Increases in cents per hour, or percent, to one or more job classification rates, rate changes, piece rates or incentive wage rates.
3. Changes in the structure of incentive plans which affect the amount that can be earned for the same quantity and quality of work as represented by the average worker affected as of the date the changes were made.
4. An action in which the War Labor Board awards have provided for internal readjustment of wage rates amounting to a specified average increase.
5. Increases to equalize job rates for women, or for other groups of persons with rates for work of equal quantity or quality already paid generally, but in no case shall the weight given such a change, exceed the proportion of the plant's employees in those groups previously paid at lower rates on the payroll period covering most of October 1-15, 1941.

Types of increases which will not be included

1. In-grade promotions or any change in wage for the individual as distinguished from a change in the rate for the job.
2. Changes in vacation policies, non-production bonuses, or pay for overtime.
3. Increases granted automatically for length of service at stated intervals or after given periods.
4. Increases in earnings because of greater worker productivity under an incentive plan.
5. Changes in piece rates resulting from drastic changes in products, unless there has been a specific bargaining agreement to increase earnings during the process of revision.
6. Higher shift differentials except for plants which have multiple shifts in the major part of the plant's operations in 1941.

SCHEDULE IV—CHANGES IN BASIC WAGE RATES (ANALYSIS OF WAGE ACTIONS)

This method should be used wherever possible. If you had established job classifications on October 1, 1941, you should be able to fill in A below completely. If no such job classifications were in effect on October 1, 1941, fill out the schedule for the period from October 2, 1941, to November 27, 1945, and data obtained from B will be used to measure the change from October 1, 1941, to October 2, 1942. B should be filled in completely in either case.

A Individual wage actions

	Department, occupation or job classifications affected A	Date of adjustment	Adjustment B (cents per hour or percent)	Average straight-time hourly earnings before adjustment C (omit if column 3 is completed in cents)	Percent in column 3 x amount in column 4 D	Percent of total workers in division receiving increase E	Amount in column 3 or column 5 x percent in column 6	WLB authority F
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
1								
2								
3								
4								
5								
6								
7								
8								
9								
10	Total	×	×	×	×	×		×

	B Computation of average straight-time hourly rate	October 1, 1941	October 1, 1942	November 27, 1945
1	Payroll period (used the last period prior to the three dates shown in vertical columns.	From / To	From / To	From / To
2	Total hours worked for factory employees during period.	hrs.	hrs.	hrs.
3	Total earnings at straight time rates G.....	$	$	$
4	Average straight-time hourly earnings (Line 3÷Line 2).	$	$	$

FOOTNOTES FOR SCHEDULE IV

A An entry should be made for each separate occasion of a wage increase among the factory employees for the organization unit of the business reported in Schedule II. The change might involve only one job, or might include several job classifications, or even the whole of a department or plant. See NOTE above, under Introduction to Schedule IV and V.

B If an entry in this Column covers more than one job classification, rate or rate range receiving non-uniform increases, the amount reported should represent the weighted average of all the increases. The weighted average may be determined by multiplying the amount of each separate increase by the number of employees receiving the increase.

C Fill in this Column only in case the increase in Column (3) is stated in percent. Select a payroll period immediately preceding the date of the adjustment and determine the average hourly earnings during that period for the group of employees receiving the increase.

D This operation is for the purpose of converting any increases expressed in percentage in Column 2 into cents per hour.

E Compute the percentage of workers affected by dividing the number of employees to which the rate change applies by the total number of factory employees on the payroll at the time the change was effected.

F For each adjustment since October 2, 1942, the WLB Office approving such adjustment and the order number and date must be listed for each adjustment requiring specific WLB approval. For other adjustments, such as those made under WLB General Orders, indicate the type of authorization.

G Total earnings of employees at straight-time rates means earnings (1) before deductions for social security, withholding taxes, insurance, hospitalization dues, etc., (2) inclusive of regularly recurring bonus payments, such as production bonuses, and (3) exclusive of extra payments for overtime, and bonus payments that are not a part of regular earnings.

SCHEDULE V—CHANGES IN BASIC WAGE RATES (ANALYSIS OF OCCUPATIONAL WAGE RATES)

This alternative may be used only if the following conditions make it impossible to use Schedule IV:
(a) A continuous history of wage rate increases is lacking because of an extended company (or plant) shutdown after October 1941.
(b) The proportion of workers in the job classification receiving wage increases to total company (or division) employment varied substantially (except where uniform wage increases were granted to the job classifications affected).
If this Schedule is used instead of Schedule IV, indicate fully why Schedule IV could not be used.

	Occupation or job classification [A] (Welder, Class B Assembler, etc.)	Number of employees October 1941 [B]	Wage rate October 1, 1941			Column 2 × column 5	Straight-time hourly wage rate November 27, 1945			Column 2 × column 9
			Rate range [C]		Specific rate or mid-point of rate range [D]		Rate range [C]		Specific rate or mid-point of rate range [D]	
			Minimum rate	Maximum rate			Minimum rate	Maximum rate		
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
1										
2										
3										
4										
5										
6										
7										
8										
9										
10										
11										
12										
13										
14										
15	Total									

FOOTNOTES FOR SCHEDULE V

[A] List the most important occupation or job classification of factory employees on payroll during last period prior to October 1, 1941, for the organizational unit reported in Schedule II. Account for at least 75% of the total employees.
[B] Give number of employees in each occupation or job classification for this same period.
[C] If there existed an established range of rates for the job during the period specified, list the minimum and maximum straight-time rates in the appropriate columns. Also see Note above, under Introduction to Schedule IV and V.
[D] If entries were made in the two previous columns, enter here the mid-point between these maximum and minimum rates. Otherwise enter the specific straight-time rate applicable to the job for the period specified.

I hereby certify that the facts submitted in this application are true and correct.

Sign here..... (Signature of officer) ..... (Title) ..... (Date)

OPA Form 6083-2645 (1-46)

Form Approved
Budget Bureau No. 08-R1560

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
WASHINGTON 25, D. C.

APPLICATION FOR ADJUSTMENT OF MAXIMUM PRICES UNDER SUPPLEMENTARY ORDER NO. 142

APPLICATION FORM IIA

(For use in applying for price adjustment of individual items or lines of products on basis of unit cost data reflecting normal operating experience.)

Name of firm

Address—number and street

City, postal zone number, State

Phone number | Date

Total sales of company for last full fiscal year $..... For year ended..... 194....

If less than $500,000 ($300,000 for MPR 246) file two copies of application with your Regional OPA Office. Otherwise file with Machinery Branch, Office of Price Administration, Washington 25, D. C.

GENERAL INSTRUCTIONS FOR FILING APPLICATION UNDER SUPPLEMENTARY ORDER NO. 142

Supplementary Order No. 142 provides a procedure by which manufacturers of products covered by the following regulations may apply for adjustment in the prices of such products:
Revised Maximum Price Regulation 136—Machines, Parts and Industrial Equipment (except automotive trucks, motorcycles, buses, and house and truck trailers).
Maximum Price Regulation 67—New Machine Tools.
Maximum Price Regulation 82—Wire and Cable.
Maximum Price Regulation 246—Manufacturers' and Wholesale Prices of Farm Equipment.
Maximum Price Regulation 351—Ferrous Forgings.
Maximum Price Regulation 523—Plastic Products.
Maximum Price Regulation 581—Industrial Services.
Your application for price adjustment under Supplementary Order No. 142 may be made on any one of four bases described in the table below. In each case the data which you must submit is dependent on whether or not you have had recent normal operating experience. The table indicates which one of three application forms should be used in each situation.

	Basis of adjustment	Extent of price adjustment which will be allowed (if any)	Application form to use: Where recent normal operating experience	Application form to use: Where no recent normal operating experience
1	Over-all profit and loss statement.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expense) plus a normal profit margin. An "increase factor" will be determined to apply to all the products of the company which are covered by the above regulations.	Use application Form 1 (OPA Form No. 6083-2644)	
2	Profit and loss statement for a division (or plant) of the company for which separate accounting records are kept.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expense). An "increase factor" will be determined to apply to all the products of the Division (or plant) which are covered by the above regulations.		
3	Unit cost data for representative items of a line (or group) of products	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expense) for the representative items taken as a whole. The computed "increase factor" will be made to apply to all the items of the line, or group of products.	Use Application Form IIA (OPA Form 6083-2645). (These forms may be used only if you maintain unit costs which can be supported by your records).	Use Application Form IIB (OPA Form 6083-2646).
4	Unit cost data for individual items.	Prices will be increased sufficiently to cover allowable total manufacturing costs for each item. New prices are computed by the applicant to become effective 20 days after OPA acknowledges the docketing of the application (unless notification to the contrary is given by (OPA).		

WHEN THIS FORM IIA IS TO BE USED

You may use this form if you are applying on the basis of either (3) or (4) above, maintain unit costs which can be supported by your records, and if you have available current cost data reflecting normal cost experience for the items, or line of products, for which price adjustment is desired. You are considered to have had normal operating experience for an item if all the following conditions are met: (a) sales for the last three months were at an annual rate in excess of 75% of sales for the year 1941, (b) sales for the last three months were in excess of 75% of sales for the immediately preceding three months' period, and (c) current costs reflect methods of production such as will be in use for the coming period. (You do not meet this test, for instance, if current costs reflect an abnormal amount of subcontracting work, or if the use of inefficient methods of production necessitated by war conditions, have not been eliminated.) To indicate your position in these respects fill in Schedule I below. The percentage comparisons are indicated in Lines (4) and (5) of Schedule I.

SCHEDULE I—SALES INFORMATION

In the following schedule allow one column to an item. If application is being made for a line (or group) of products, select representative items which accurately reflect the average cost-price relationship of the line or group (generally, the fastest selling items) and fill in the requested information for these items, including the two "Total Columns." The items selected should account for at least 25% of total sales of the line or group in 1941, but you need not submit data for more than eight items if these are truly representative. If you are not able to select a representative sample of items for the line, all of which meet the tests for recent normal operating experience (lines 4 and 5 below), obtain copy of Application Form IIB and fill out for other representative items which do not meet the tests for normal operating experience.

		Identify each item in the spaces below (Name, catalog number, etc.)				Total of columns 1, 2, 3, and 4	Total sales of entire line
		(1)	(2)	(3)	(4)		
1	Sales—last 3 months×4 [A]						
2	Sales—3 previous months×4						
3	Sales—year ended December 31, 1941						
4	Line 1÷line 2						
5	Line 1÷line 3						

[A] If your sales of these items are seasonal so that sales for the period are not truly representative, you may submit additional data to demonstrate that sales of the items are actually at a rate in excess of 75% of normal sales for the year 1941.

PART A—COMPUTATION OF NEW MAXIMUM PRICES FOR INDIVIDUAL ITEMS

SCHEDULE II—COMPUTATION OF AVERAGE DISCOUNT

The purpose of this schedule is to determine for the last three months' period the average discounts from list (or gross) prices for each item listed in Schedule I, when such items were sold to more than one class of purchaser. If sales to different classes of purchasers for this period are not representative of anticipated sales for the coming year, you may submit supplementary information relating to this for consideration by OPA.

		Columns refer to corresponding columns of Schedule I							
		(1)		(2)		(3)		(4)	
		Gross sales	Percent discount	Gross sales	Percent discount	Gross sales	Percent discount	Gross sales	Percent discount
1	Sales to final users								
2	Sales to dealers								
3	Sales to jobbers								
4	Sales to others								
5	Total sales—average discount		%		%		%		%

SCHEDULE III—COMPUTATION OF NEW MAXIMUM PRICES

Fill in the following information for each item listed in Schedule I

		Columns refer to corresponding columns of Schedule I			
		(1)	(2)	(3)	(4)
1	List (or gross) price on base date in regulation				
2	a Current maximum list (or gross) price				
	b Requested maximum list (or gross) price				
3	Unit cost on base date of regulation	×	×	×	×
	a Direct materials				
	b Direct labor (excluding overtime premiums)				
	c Factory overhead (including overtime premiums)				
	d Total factory cost (3a+3b+3c)				
	e Line 3c÷(Line 3a+line 3b)	×	×	×	×
4	Allowable current factory costs				
	a Direct materials				
	b Direct labor [A] (excluding overtime premiums and unapproved wage increases) [B]				
	c Actual factory overhead (including overtime) [C]				
	d Computed factory overhead (line 4a+line 4b)×line 3e				
	e Total allowable factory cost (4a+4b+smaller of 4c or 4d)				
5	Computed new list price [line 4e÷(100% minus percent figure of line 5) of Schedule II] [D]				

FOOTNOTES FOR SCHEDULE III

[A] If the current content of "direct labor" differs in any important respects from its content on the base date, make adjustments needed to express current and base date "direct labor" and "factory overhead" on the same basis and explain fully on a separate sheet.

[B] If you have granted any wage increases other than recognized increases as set forth below, list on a separate sheet such "unapproved" wage increases, the date on which granted, the extent of the increases, and the amount by which direct labor should be reduced so as to reflect its cost without the "unapproved" increases, and show how this amount was computed. The recognized increases include:

(1) wage increases approved by the appropriate wage and salary stabilization agency under Executive Orders 9599 and 9651,

(2) increases lawfully made or approved by the appropriate wage stabilization agency before August 18, 1945, and,

(3) increases made after August 18, 1945, under WLB General Order 30 relating to increases up to 55 cents per hour.

If you have granted only recognized increases, a statement to this effect should be made in your application.

[C] If the current method of allocating "factory overhead" is different in any important respects from the method used on the base date, make adjustments needed to express current and base date factory overhead on the same basis, and explain fully on a separate sheet.

[D] If application is for a line of products *do not* fill in this line.

NOTE.—If cost data in Part A above are for representative items of a line (or group) or products, fill in Part B below. If cost data in Part A are for individual items, you need not fill in Part B.

PART B—NEW MAXIMUM PRICES FOR A LINE (OR GROUP) OF PRODUCTS

SCHEDULE IV—ADDITIONAL DATA REQUIRED

If application is being made for "representative items" of a line, or group, of products, fill in the following schedule. In this case, OPA will determine the amount of price adjustment, if any, and notify you accordingly.

		(1)		(2)		(3)		(4)	
		Base date	Current	Base date	Current	Base date	Current	Base date	Current
1	Selling, general and administrative expense for representative items (columns refer to corresponding columns of Schedule I).								
2	Sales and expense data for division of company producing representative items	For period including base date (at least 3 months in length).						For recent period (at least 3 months in length).	
	a Total net sales of division for period shown.								
	b Total selling, general and administrative expense for division.								

NOTE: If any expenditures classified as selling, general or administrative expense on the base date are now classified as factory overhead, or vice versa, explain fully.

I certify that the facts submitted in this application are true and correct.

Sign here.....
(Signature of officer)

Title..... Date.....

OPA form 6083-2646 (1-46) Form approved Budget bureau No. 08-R1502

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
WASHINGTON 25, D. C.

APPLICATION FOR ADJUSTMENT OF MAXIMUM PRICES UNDER SUPPLEMENTARY ORDER NO. 142

APPLICATION FORM IIB

(For use in applying for price adjustment of individual items or lines of products on basis of unit cost data when company has had no recent normal operating experience)

Name of firm	
Address—number and street	
City, postal zone number, state	
Phone number	Date

Total sales of company for last full fiscal year $..... 194..
For year ended.....

If less than $500,000 ($300,000 for MPR 246) file two copies of application with your Regional OPA Office. Otherwise file with Machinery Branch, Office of Price Administration, Washington 25, D. C.

GENERAL INSTRUCTIONS FOR FILING APPLICATION UNDER SUPPLEMENTARY ORDER NO. 142

Supplementary Order No. 142 provides a procedure by which manufacturers of products covered by the following regulations may apply for adjustment of their maximum prices: Maximum Price Regulation 136—Machine Parts and Industrial Equipment (except automotive trucks, motorcycles, buses, and house and truck trailers).
Maximum Price Regulation 67—New Machine Tools.
Maximum Price Regulation 82—Wire and Cable.
Maximum Price Regulation 246—Manufacturers.
Maximum Price Regulation 257—Retail and Wholesale Prices of Farm Equipment.
Maximum Price Regulation 329—Plastic Products.
Maximum Price Regulation 381—Industrial Services.

Your application for price adjustment under Supplementary Order No. 142 may be made on any one of four bases described in the table below. In each case the data which you submit must be dependent on whether or not you have had recent normal operating experience. The letter indicates which one of three application forms should be used in each situation.

	Basis of adjustment	Extent of price adjustment which will be allowed (if any)	Application form to use: Where recent normal operating experience	Application form to use: Where no recent normal operating experience
1	Overall profit and loss statement.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expenses) plus a normal profit margin. Any increase will be determined to apply to all products of the company which are covered by the above regulation.	Use application Form I (OPA Form No. 6083-2644)	
2	Profit and loss statement for division of company for which separate accounting records are kept.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expenses) plus a normal profit margin. Any increase will be determined to apply to all the products of the division (or plant) which are covered by the above regulations.		
3	Unit cost data for representative items of a line (or group) of products.	Prices will be increased sufficiently to cover allowable total costs (including selling and administrative expenses) for the representative items taken as a whole. The computed "increase factor" will be made to apply to all the items of the line, or group of products.	Use Application Form IIA (OPA Form 6083-2645)	Use Application Form IIB (OPA Form 6083-2646)
4	Unit cost data for individual items.	Prices will be increased sufficiently to cover allowable total manufacturing costs for each item. New prices are computed by the applicant to become effective only after OPA has completed checking of the application (unless notification to the contrary is given by OPA).	(These forms may be used only if you maintain unit costs which can be supported by your records)	

WHEN THIS FORM IIB IS TO BE USED

You should use this form if you are applying on the basis of either (3) or (4) above, maintain unit costs which can be supported by your records, but do not have available current unit cost data reflecting normal cost experience for the items, or lines of products, for which price adjustment is desired. You are considered not to have normal operating experience for any item if you have sold less than a total of 75% of your sales of that item during the last three months of the year 1941. (A sales for the last three months were less than 75% of sales for the immediately preceding three-month period, and (c) current costs reflect abnormalities which will not exist in the coming year (such as an abnormal amount of subcontracting work, or the use of inefficient methods of production, necessitated by war conditions which have not as yet been eliminated). To indicate your position in these respects fill in Schedule I below. The percentage comparisons are indicated in Lines (4) and (5) of Schedule I.

SCHEDULE I—SALES INFORMATION

In the following schedule allow one line to an item. If application is being made for a line (or group) of products select representative items which accurately reflect the average cost-price relationship of the line or group (generally the fastest selling items) and fill in the requested information for these items, including the two "Total Columns." The items selected should account for at least 75% of total sales of the line or group. If sales data for the year 1941 are not available for any item, use the most recent 12 months' data for which sales are available. In selecting a sample you may include on this application form items for which you have costs reflecting recent normal operating experience, as well as for those for which you do not have such experience.

	Identify each item in the spaces below (Name, Catalog Numbers, etc.)					Total of columns 1, 2, 3; and 4	Total sales of entire line
		(1)	(2)	(3)	(4)		
1	Sales—last 3 months x 4 [A]						
2	Sales—3 previous months x 4						
3	Sales—year ended December 31, 1941						
4	Line 1÷line 2						
5	Line 1÷line 3						

[A] If your sales of these items are seasonal in nature so that sales for the period are not truly representative, may submit additional data to demonstrate that sales of the items are actually at a rate in excess of 75% of normal sales for the year 1941.

PART A—COMPUTATION OF NEW MAXIMUM PRICES

SCHEDULE II—COMPUTATION OF AVERAGE DISCOUNT

The purpose of this schedule is to determine for the year 1941 or some significant part thereof the average discounts from list (or gross) prices for each item listed in Schedule I, when such items were sold to more than one class of purchaser. If sales to different classes of purchasers for this period were not representative of anticipated sales for the coming year, you may submit supplementary information relating to this for consideration by OPA

		Columns refer to corresponding columns of schedule I							
		(1)		(2)		(3)		(4)	
		Gross sales	Percent discount	Gross sales	Percent discount	Gross sales	Percent discount	Gross sales	Percent discount
1	Sales to final users								
2	Sales to dealers								
3	Sales to jobbers								
4	Sales to others								
5	Total sales—average discount		%		%		%		%

SCHEDULE III—COMPUTATION OF NEW MAXIMUM PRICES

Fill in the following information for each item listed in Schedule I

		Columns refer to corresponding columns of Schedule I			
		(1)	(2)	(3)	(4)
1	List price on base date of regulation				
2	a Current maximum list (or gross) price [A]				
	b Requested maximum list (or gross) price				
3	Unit cost on base date of regulation				
	a Direct materials				
	b Direct labor (excluding overtime premiums)				
	c Factory overhead (including overtime premiums)				
	d Total factory cost (3a+3b+3c)				
	e Line 3c÷(line 3a+3b)				
4	Allowable unit factory costs				
	a Direct materials (line 3a increased by % from line 20, Column 1 of Schedule IV)				
	b Direct labor (line 3b increased by % from line 1c of Schedule V or line 2r of Schedule V)				
	c Factory overhead (line 4a+line 4b)×line 3e				
	d Total allowable factory cost (4a+4b+4c)				
5	Computed new list price [line 4d÷(100% minus % figure of line 5, Schedule II)]				

Additional data needed if you are requesting price increase for a line of products.

6	Base date general, administrative selling expense				

[A] If different from list price on base date explain why on separate sheet. If you have received any price adjustments from OPA since the base date on products covered by this application, also give the OPA docket number(s) of the application(s).

PART B—ALLOWABLE INCREASES IN COSTS

SCHEDULE IV—COMPUTATION OF PERCENTAGE INCREASES IN PRICES OF DIRECT MATERIALS

For the completion of Line 4a of Schedule III you must determine the percentage increase since the applicable base date in the covering regulation in the prices of materials, parts and subassemblies as purchased by you in the same quantity, from the same source(s) and under the same general terms of sale. Where several items are listed in Schedule I, separate percentages may be determined for each item if such items are quite dissimilar with respect to the materials used and the proportions in which they are used. Otherwise fill out the schedule on the basis of all the bills of materials of the items listed in Schedule I.

	[A] Description of materials, parts, and subassemblies used directly	[B] Value of materials used	Net purchase price per unit		Percent increase (column 3 minus column 2) ÷ Column 2	Column 4 × Column 1
			[C] Base date	[D] November 27, 1945		
		(1)	(2)	(3)	(4)	(5)
1						
2						
3						
4						
5						
6						
7						
8						
9						
10						
11						
12						
13						
14						
15						
16						
17						
18	All other [E]					
19	Total					
20	Percent increase (line 19, column 5÷line 19, column 1)	%				

FOOTNOTES FOR SCHEDULE IV

[A] "Description of Material" may refer either to individual items or to groups of items where a wide variety of such items are purchased. In the case of individual items the "Description of Materials" should be specific and complete for each item setting forth the name of the material, form, size, etc., for raw materials, and the name and supplier's designation for component parts and subassemblies. Where a wide variety of items is referred to, give the group designation of products under the "Description" and show average prices in Columns (2) and (3) if such averages have significance. Otherwise make entries only in Columns (1) and (4). Wherever practical, the first method should be used. The grouping of items and averaging may be used *only* where the prices of the materials involved have not changed or changed only slightly, or constitute a homogeneous group such as gray iron castings (not all castings) or hot-rolled steel bars (not all steel).

[B] Indicate here the value of the material or part in the bill of materials, or if the schedule applies to several items, the total value of the materials as indicated in all the bills of materials combined.

[C] Show the base date price paid per unit of material or part. This should be the price recorded on the earliest dated invoice in October 1941 representing a normal-sized purchase from your principal customary supplier. If you have no invoice during that month, use the last preceding invoice dated earlier than October 1941.

[D] Report prices as of November 27, 1945. If the current price is in excess of the November 27, 1945 price, *report* such an increase on a separate sheet, but recognition of such increases are subject to Executive Orders 9599, 9651, such directives as are issued thereunder, and the applicable standards of OPA. The November 27, 1945 price should be the ceiling price of the material or part sold by the 1941 supplier in the same quantity and under the same general terms of sale for which the October 1941 price shown in Column (2) was reported. The ceiling price of an alternative supplier should be reported *only* where the 1941 supplier has gone completely out of the business of supplying that general type of material. Where this has occurred the ceiling price must be reported for a supplier of the same class and for the customary-sized purchase on which the October 1941 price was reported.

FOOTNOTES FOR SCHEDULE IV—continued

Only where November 27, 1945 prices definitely cannot be determined may current ceiling prices be reported under the same conditions (stated above) as apply to the November 27, 1945 price. Indicate these current ceiling prices with an asterisk (*) and the date for which reported. OPA will make the necessary adjustment (if any).

[E] "All Other" if possible, should not account for more than 25% of the total. Give an estimate of the percentage increase in the column provided for this purpose.

SCHEDULE V—COMPUTATION OF PERCENTAGE INCREASE IN BASIC WAGE RATE SCHEDULE

For the completion of Line 4b of Schedule III you must determine the percentage increase from the applicable base date of the covering regulation to November 27, 1945 in the basic wage rates of your direct factory workers employed in the division of your business in which the items given in Schedule I are produced. Two alternative methods are provided below for determining this percentage increase. Full instructions for selecting the proper one and filling out the form follow.

GENERAL INSTRUCTIONS FOR FILLING OUT SCHEDULE V

Fill in *either* Schedule V (1) *or* V (2). Schedule V (1), however, should be used wherever possible. The use of Schedule V (2) is limited to certain special conditions set forth below under the instructions preceding the table of Schedule V (2). The Schedules, in general, are used to measure certain increases in your basic wage rates of factory employees since the applicable base date in the covering regulation. This refers to increases in single rates, or ranges of rates (measured from the mid-point of the old range to the mid-point of the new) for one or more job classifications as distinguished from increases affecting single employees. "Factory employees" refers to all the workers included in "direct labor" (Line 3b of Schedule III).

The OPA will recognize any increases in wages or salaries approved by the appropriate stabilization agency on or before November 27, 1945.

NOTE.—Report any increases since that time, but the recognition of such increases in the computation of adjusted costs shall be subject to the provisions of Executive Orders 9599, 9651, such directives as are issued thereunder by the Stabilization Director, and the applicable standards of OPA.

The following lists show types of recognized increases which may be included, and those which may not be included:

Types of changes which may be included

1. A plant-wide or any other general increase affecting a considerable portion of the positions in the plant which provides (a) a uniform change in cents per hour or per piece, (b) a uniform percentage change for all jobs covered by the action, or (c) a systematic list of differential increases among jobs.
2. Increases in cents per hour, or percent, to one or more job classification rates, rate ranges, piece rates or incentive wage rates.
3. Changes in the structure of incentive plans which affect the amount that can be earned for the same quality of work as represented by the average worker affected as of the date the changes were made.
4. An action in which the War Labor Board awards have provided for internal readjustment of wage rates amounting to a specified average increase.
5. Increases to equalize job rates for women, or for persons of certain races with rates for work of equal quantity or quality as already paid to men, or to persons of other races, but in no case shall the weight given such a change exceed the proportion of the plant's employees in those groups previously paid at lower rates in the payroll period immediately preceding the base date.

Types of changes which may not be included

1. In-grade promotions or any change in wage for the individual as distinguished from a change in the rate for the job.
2. Changes in vacation policies, non-production bonuses, or pay for overtime.
3. Increases granted automatically for length of service at stated intervals or after given periods.
4. Increases in earnings because of greater worker productivity under an incentive plan.
5. Changes in piece rates resulting from drastic changes in products, unless there has been a specific bargaining agreement to increase earnings during the process of revision.
6. Higher shift differentials except for plants which have multiple shifts in the major part of the plant's operations on the base date.

1 Percentage increase in basic wage rate schedules by analysis of individual wage actions

A Analysis of individual wage actions

	[A] Department, occupation or job classification affected	Date of adjustment	[B] Adjustment (cents per hour or percent)	[C] Average straight-time hourly earnings before adjustment (omit if column 3 is completed in cents)	[D] Percent in column 3 × amount in column 4	[E] Percent of total workers in division receiving increase	Amount in column 3 or column 5 × percent in column 6	[F] WLB authority
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
I								
II								
III								
IV								
V								
VI								
VII	Total							

1 Percentage increase in basic wage schedules by analysis of individual wage actions—Continued.

B Average straight-time hourly earnings for the last payroll period prior to the applicable base date of the covering regulation

I	Payroll period used (give dates)	
II	Total hours worked by factory employees	
III	Total earnings at straight-time wages [G]	
IV	Average straight-time hourly earnings (Line iii÷line ii)	

C Increase in basic wage rate schedules—Line A (vii)—line B (iv)

2 Percentage increase in basic wage rates by analysis of occupational wage rates.

This alternative may be used only if the following conditions make it impossible to use Schedule V (1).

(a) A continuous history of wage rate increases is lacking because of an extended company (or plant) shutdown after October 1941.

(b) The proportion of workers in the job classification receiving wage increases to total company (or division) employment varied substantially (except where uniform wage increases were granted to the job classifications affected).

If this schedule is used instead of Schedule V (1) indicate fully why Schedule V (1) could not be used.

	[H] Occupation or job classification (welder, Class B assembler, etc.)	[I] Number of employees base date period	Base date straight-time hourly wage rate			Column 2 × column 5	Straight-time hourly wage rate November 27, 1945			Column 2 × column 9
			Rate range [J]		[K] Specific rate or mid-point of rate range		Rate range [J]		[K] Specific rate or mid-point of rate range	
			Minimum rate	Maximum rate			Minimum rate	Maximum rate		
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
a										
b										
c										
d										
e										
f										
g										
h										
i										
j										
k										
l										
m										
n										
o										
p	Total									
q	Line p, column 10 minus line p, column 6									
r	Wage rate increase (line q÷line p, column 6)					%				

FOOTNOTES FOR SCHEDULE V

[A] An entry should be made for each separate occasion of a wage increase among the factory employees for the division of the business in which the items are produced. The change might involve only one job, or might include several job classifications, or even the whole of a department or plant. See NOTE above, under General Instructions for Filling Out Schedule V.

eceived any price adjust-
OPA docket number(s)

elling prices be reported under
ese current ceiling prices with
nent (if any).
an estimate of the percentage

ATE SCHEDULE
rease from the applicable base
rect factory workers employed
Two alternative methods are
ing the proper one and filling

herever possible. The use of
uctions preceding the table of
our basic wage rates of factory
reases in single rates, or ranges
one or more job classifications
to all the workers included in

iate stabilization agency on or

n the computation of adjusted
s are issued thereunder by the

se which may not be included:

sitions in the plant which pro-
nge for all jobs covered by the

ranges, piece rates or incentive

earned for the same quality of
le.
tment of wage rates amounting

s for work of equal quantity or
ght given such a change exceed
the payroll period immediately

a change in the rate for the job.

iven periods.
plan.
has been a specific bargaining

r part of the plant's operations

ctions

Percent of total workers in division receiving increase (6)	Amount in column 3 or column 5 × percent in column 6 (7)	F WLB authority (8)

an increase on a separate sheet, but recognition of such increases are subject to Executive Orders 9599, 9651, such addi-
tives as are issued thereunder, and the applicable standards of OPA. The November 27, 1945 price should be the ceiling price of the material or part sold by the 1941 supplier in the same quantity and under the same general terms of sale for which the October 1941 price shown in Column (2) was reported. The ceiling price of an alternative supplier should be reported *only* where the 1941 supplier has gone completely out of the business of supplying that general type of material. Where this has occurred the ceiling price must be reported for a supplier of the same class and for the customary-sized purchase on which the October 1941 price was reported.

1 Percentage increase in basic wage schedules by analysis of individual wage actions—Continued.

B Average straight-time hourly earnings for the last payroll period prior to the applicable base date of the covering regulation

I	Payroll period used (give dates)
II	Total hours worked by factory employees
III	Total earnings at straight-time wages [G]
IV	Average straight-time hourly earnings (Line iii÷line ii)

C Increase in basic wage rate schedules—Line A (vii)—line B (iv)

2 Percentage increase in basic wage rates by analysis of occupational wage rates.
This alternative may be used only if the following conditions make it impossible to use Schedule V (1).
(a) A continuous history of wage rate increases is lacking because of an extended company (or plant) shutdown after October 1941.
(b) The proportion of workers in the job classification receiving wage increases to total company (or division) employment varied substantially (except where uniform wage increases were granted to the job classifications affected).
If this schedule is used instead of Schedule V (1) indicate fully why Schedule V (1) could not be used.

	[E] Occupation or job classification (welder, Class B assembler, etc.) (1)	[I] Number of employees base date period (2)	Base date straight-time hourly wage rate: Rate range [J] Minimum rate (3)	Base date straight-time hourly wage rate: Rate range [J] Maximum rate (4)	[K] Specific rate or midpoint of rate range (5)	Column 2 × column 5 (6)	Straight-time hourly wage rate November 27, 1945: Rate range [J] Minimum rate (7)	Straight-time hourly wage rate November 27, 1945: Rate range [J] Maximum rate (8)	[K] Specific rate or midpoint of rate range (9)	Column 2 × column 9 (10)
a										
b										
c										
d										
e										
f										
g										
h										
i										
j										
k										
l										
m										
n										
o										
p	Total									
q	Line p, column 10 minus line p, column 6									
r	Wage rate increase (line q÷line p, column 6)					%				

FOOTNOTES FOR SCHEDULE V

[A] An entry should be made for each separate occasion of a wage increase among the factory employees for the division of the business in which the items are produced. The change might involve only one job, or might include several job classifications, or even the whole of a department or plant. See NOTE above, under General Instructions for Filling Out Schedule V.

[a] If an entry in this Column covers more than one job classification, rate or rate range receiving non-uniform increases, the amount reported should represent the weighted average of all the increase. The weighted average may be determined by multiplying the amount of each separate increase by the number of employees affected and dividing the sum of these products by the total number of employees receiving the increase.

[c] Fill in this Column only in case the increase in Column 3 is stated in percent. Select a payroll period immediately preceding the date of the adjustment and determine the average hourly earnings during that period for the group of employees receiving the increase.

[d] This operation is for the purpose of converting any increase expressed in percentage in Column 2 into cents per hour.

[e] Compute the percentage of workers affected by dividing the number of employees to which the rate change applies by the total number of factory employees on the payroll at the time the change was affected.

[f] For each adjustment since October 2, 1942, the WLB Office approving such adjustment and the order number and date must be listed for each adjustment requiring specific WLB approval. For other adjustments, such as those made under WLB General Orders, indicate the type of authorization.

[g] Total earnings of employees at straight-time rates means earnings (1) before deductions for Social Security, withholding taxes, insurance, hospitalization dues, etc., (2) inclusive of regularly recurring bonus payments, such as production bonuses, and (3) exclusive of extra payments for overtime, and bonus payments that are not a part of regular earnings.

[h] List the most important occupation or job classification of factory employees on payroll during last period prior to the applicable date of the regulation for the division producing the item. Account for at least 75% of the total employees.

[i] Give number of employees in each occupation or job classification for this same period.

[j] If there existed an established range of rates for the job during the period specified list the minimum and maximum time rates in the appropriate columns. Also see NOTE above, under General Instructions for Filling Out Schedule V.

[k] If entries were made in the two previous columns, enter here the mid-point between these maximum and minimum rates. Otherwise, enter the specific straight-time rate applicable to the job for the period specified.

I certify that the facts submitted in this application are true and correct.

Sign here .....
(Signature of Officer) (Title) (Date)

[Appendix Amended by Am. 2, 11 F.R. 2973, effective 3-25-46]

This Supplementary Order No. 142 shall become effective December 11, 1945. [Supplementary Order 142 originally issued December 11, 1945]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the FEDERAL REGISTER are for information only and do not follow the exact format prescribed by the issuing agency.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6626; Filed, Apr. 19, 1946; 11:47 a. m.]

PART 1301—MACHINE TOOLS

[MPR 67, Amdt. 3]

NEW MACHINE TOOLS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 67 is amended in the following respects:

1. Section 4 is amended by adding a new paragraph (g) to read as follows:

(g) The maximum prices established under paragraphs (a) to (d) inclusive, shall be increased by 20%.

2. The first sentence of section 1 (c) (1) is amended to read as follows:

(1) "Machine tool" means a power, hand or foot driven machine (except portable machine tools) used for shaping metal by cutting, abrading, straightening, forcing, forging, or forming under pressure.

This amendment shall become effective April 19, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6617; Filed, Apr. 19, 1946; 11:52 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIAL OF WHICH RUBBER IS A COMPONENT

[MPR 220,[1] incl. Amdts. 1-27]

CERTAIN RUBBER COMMODITIES

This compilation of Maximum Price Regulation 220 includes Amendment 27, effective April 24, 1946. The text added or amended by Amendment 27 is underscored. Redesignations are indicated by notes.

In the judgment of the Price Administrator the maximum prices established by this regulation are and will be generally fair and equitable, will effectuate the purposes of the Emergency Price Control Act of 1942 and are necessary to adjust the provisions of the General Maximum Price Regulation[2] to the particular circumstances of manufacturers of rubber commodities. A statement of the considerations[3] involved in the issuance of this regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.

Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with Procedural Regulation No. 1[4] issued by the Office of Price Administration, Maximum Price Regulation No. 220 is hereby issued.

Sec.

1315.1551 Applicability of this Maximum Price Regulation No. 220 and the General Maximum Price Regulation.
1315.1552 Prohibition against dealing in rubber commodities above maximum prices.
1315.1555 First pricing method: Minor changes.
1315.1553 Maximum prices for rubber commodities delivered or offered for delivery during March 1942.
1315.1554 Maximum prices for rubber commodities not delivered or offered for delivery during March 1942.
1315.1556 Second pricing method: Changes necessitated by shortages of materials or parts.
1315.1557 Third pricing method: Other than minor changes or changes necessitated by shortages of materials or parts.
1315.1557a Fractions of a cent.
1315.1557b Maximum manufacturers' prices for elastic webbing, braid, and cord.
1315.1557c Maximum wholesalers' prices for elastic webbing, braid, and cord.
1315.1557d Maximum prices for sales of rubber bands at all levels.
1315.1557e Maximum prices for manufacturers' and wholesalers' sales of sandblast stencil.
1315.1557f Maximum wholesalers' prices for industrial rubberized fabric gloves.
1315.1557g Maximum manufacturers' prices for cements.
1315.1558 Fourth pricing method: Specific authorization by the Office of Price Administration.
1315.1558a Maximum wholesale and retail prices for certain sanitary treated items.
1315.1558b Maximum prices for certain specified rejected commodities.
1315.1559 Terms and conditions of sale.
1315.1559a Notification of maximum wholesale and retail prices of certain sanitary treated items.
1315.1559b Transfers of business or stock in trade.
1315.1560 Evasion.
1315.1560a Adjustable pricing.
1315.1560b Application for adjustments.
1315.1560c Industry-wide adjustments for reconversion products.
1315.1561 Petitions for amendment.
1315.1561a Licensing.
1315.1562 Enforcement.
1315.1563 Definitions.
1315.1564 Geographical applicability.
1315.1565 Effective date.
1315.1566 Effective dates of amendments.
1315.1567 Appendix A: Articles covered by the regulation.
1315.1568 Appendix B: Form for application for adjustment of maximum manufacturers' prices of certain rubber commodities.

AUTHORITY: §§ 1315.1551 to 1315.1567, inclusive, issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong. E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13467; E.O. 9697, 11 F.R. 1691.

§ 1315.1551 *Applicability of this Maximum Price Regulation No. 220 and the General Maximum Price Regulation*—(a) *What commodities must be priced under this regulation.* This regulation is applicable to the commodities listed in Appendix A (§ 1315.1567) when they are made in whole or in part of rubber, and to the commodities listed in paragraphs (a) and (i) of Appendix A (§ 1315.1567) when they are made of oil coated fabrics, if their maximum prices would be established by the General Maximum Price Regulation in the absence of this Maximum Price Regulation No. 220. This regulation applies, instead of the General Maximum Price Regulation, to such commodities. However, this Maximum Price Regulation No. 220 is not applicable to any commodity listed in Appendix A if its maximum price is established by any other regulation, issued or which may be issued by the Office of Price Administration. Specifically but not exclusively, this Maximum Price Regulation No. 220 is not applicable to sales or deliveries, the maximum prices of which are established by Maximum Price Regulation No. 136[5]—Machines and Parts, and Machinery Services; Maximum Price Regulation No. 157[6]—Sales and Fabrication of Textiles, Apparel and Related Articles for Military Purposes and Maximum Price Regulation No. 188[7]—Maximum Prices for Specified Building Materials and Consumers' Goods other than Apparel. A commodity that must be priced under this Maximum Price Regulation No. 220 will henceforth be referred to as a "rubber commodity."

[Above paragraph amended by Am. 19, 10 F.R. 4599, effective 5-1-45]

(b) *Applicability of the General Maximum Price Regulation.* Sections 1499.1 to 1499.3 inclusive, §§ 1499.4a, 1499.13, to 1499.16, 1499.18, 1499.21 and §§ 1499.23 to 1499.25, inclusive, of the General Maximum Price Regulation are not applicable to sales or deliveries of rubber commodities, except as provided by paragraph (d) of the next section (§ 1315.1552). However, all other sections of the General Maximum Price Regulation, together with existing and subsequent supplementary regulations (including Supplementary Regulation No. 4[8]) and amendments to such sections are applicable to rubber commodities.

[§ 1315.1551 amended by Am. 1, 7 F.R. 8936, effective 11-4-42; and Am. 2, 7 F.R. 11111, effective 1-4-43]

§ 1315.1552 *Prohibition against dealing in rubber commodities above maximum prices.* (a) On and after September 19, 1942, regardless of any contract or other obligation (except as provided in paragraph (d) of this section):

(1) No person shall sell or deliver any rubber commodity at a price higher than the maximum price established by this regulation for a sale by him of that commodity; and

[Subparagraph (1) amended by Am. 8, 8 F.R. 6043, effective 5-13-43]

(2) No person in the course of trade or business shall buy or receive any such commodity at a price higher than the maximum price permitted by this regulation. However, where the maximum price for a commodity has been established under a section of this regulation which requires the seller to compute his maximum price or proposed maximum price and report it to the Office of Price Administration, if the purchaser shall receive from the seller a written affirmation that the seller has calculated the maximum price for the commodity in accordance with the appropriate section and has filed the required report with the Office of Price Administration, and if in such case the purchaser shall have no knowledge of the maximum price and no cause to doubt the accuracy of the affirmation, and provided the price paid is not in excess of the maximum price as affirmed by the seller, the purchaser shall be deemed to have complied with this section.

[Subparagraph (2) amended by Am. 8, 8 F.R. 6043, effective 5-13-43; Am. 17, 8 F.R. 9650, effective 8-14-44 and Am. 27, effective 4-24-46]

(b) The provisions of paragraph (a) (2) of this section shall not be applicable to any war procurement agency or any contracting officer thereof, and any such contracting officer or any paying finance officer shall be relieved of any and every liability, civil or criminal, imposed by this Maximum Price Regulation No. 220 or by the Emergency Price Control Act of 1942.

(c) On and after September 19, 1942, no manufacturer shall sell, offer to sell, deliver or transfer any rubber commodity for which a maximum price must be determined under § 1315.1558 until he has complied with the reporting and waiting provisions thereof.

(d) Nothing in this Maximum Price Regulation No. 220 shall prevent the fulfillment of contracts entered into before September 19, 1942, for the sale of rubber commodities at prices not exceeding the maximum prices established by the General Maximum Price Regulation prior to September 19, 1942.

§ 1315.1553 *Maximum prices for rubber commodities delivered or offered for delivery during March 1942.* (a) The maximum price for a sale by a manufacturer of any rubber commodity which is the same as a commodity which was delivered or offered for delivery in March, 1942, by the manufacturer, shall be the highest price charged by the manufacturer during March, 1942 (as defined in paragraph (a) (1) of § 1315.1564), for the commodity less the deductions required by paragraphs (b) and (c) of this section, wherever applicable.

[Paragraph (a) amended by Am. 9, 8 F.R. 7497, effective 6-17-43]

(b) If, during March, 1942, the manufacturer did not customarily state and collect separately from the purchase price the federal excise tax on rubber commodities, he shall deduct the amount of such tax from the maximum price determined in accordance with the provisions of paragraph (a) of this section.

(c) If a commodity priced under this section contains synthetic or substitute rubber or balata, the price of which in effect on August 1, 1943, or the current price, whichever is lower, is less than the price in effect on March 31, 1942, the manufacturer shall deduct from the price determined in accordance with the provisions of paragraph (a) of this section a differential to be calculated as follows:

(1) Where the manufacturer compounds the synthetic or substitute rubber or balata contained in the commodity, he shall first determine the amount of each type of synthetic or substitute rubber or balata required to produce the commodity. The manufacturer will then multiply this amount by the difference between the price of the synthetic or substitute rubber or balata in effect to him on March 31, 1942, and the price for that material in effect to him on August 1, 1943, or the current price (not exceeding the maximum price), whichever is lower. The resulting figure is the differential. If the manufacturer customarily sold several sizes, styles or compounds of the commodity at the same price to the same class of purchasers, he shall use the same differential for all sizes, styles or compounds of the commodity that he sold at the same price to the same class of purchasers. This differential shall be calculated in the manner just set forth except that in applying that method the manufacturer shall use the method he customarily used in March, 1942, to arrive at a uniform price. If the manufacturer had no such customary method, he shall use as a basis for calculating the differential that size, style or compound of the commodity of which he sold the largest quantity during the period January 1, 1943, to July 1, 1943.

(2) Where the manufacturer did not compound the synthetic or substitute rubber or balata contained in the commodity he shall first determine the price for the material or part purchased by him which contains synthetic or substitute rubber or balata in accordance with paragraph (a) (1) (ii) (*a*) of § 1315.1557. The manufacturer shall then deduct from that price the first price at which he purchased the material or part containing the synthetic or substitute rubber or balata after August 1, 1943, or the current price (not exceeding the maximum price), whichever is lower.

[Paragraph (c) added by Am. 9, 8 F.R. 7497, effective 6-17-43, amended by Am. 12, 8 F.R. 10983, effective 8-12-43, Am. 23, 10 F.R. 12741, effective 10-15-45 and Am. 27, effective 4-24-46]

[§ 1315.1553, amended by Am. 3, 8 F.R. 1584, effective 2-8-43; and as otherwise noted]

§ 1315.1554 *Maximum prices for rubber commodities not delivered or offered for delivery during March 1942.* The maximum prices for a sale by a manufacturer of any rubber commodity which is not the same as a commodity which was delivered or offered for delivery by the manufacturer during March 1942, shall be the price determined by the first one of the four methods set forth in §§ 1315.1555, 1315.1556, 1315.1557 and 1315.1558 which applies to the commodity.

§ 1315.1555 *First pricing method: minor changes*—(a) *Minor changes.* The maximum price of any commodity differing from a commodity delivered or offered for delivery by the manufacturer

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[1] 8 F.R. 16689.

[2] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

[3] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[4] Revised: 9 F.R. 10476, 13715.

[5] 10 F.R. 3197, 5377, 6591, 7536, 7340, 7682, 9447, 9716, 10084, 10976, 10436, 11988, 12208.

[6] 9 F.R. 11059; 10 F.R. 776, 1910, 2014, 6307, 8979.

[7] 10 F.R. 9109, 9928, 10972.

[8] Revoked: 8 F.R. 4986.

during March, 1942, only by reason of minor changes in material, design, or construction which do not reduce cost of materials or prevent its offering fairly equivalent serviceability shall be the maximum price (determined in accordance with § 1315.1553) of the commodity delivered or offered for delivery during that period. The substitution of buna-S GR–S or butyl GR–I for natural rubber will be deemed to be a minor change.

[Above paragraph designated (a) and (b) added by Am. 16, 9 F.R. 7198, effective 7–3–44]

(b) *Maximum price of cable wrapping tape where buna-S (GR–S) or butyl (GR–I) is substituted for natural rubber.* The maximum price of cable wrapping tape which differs from cable wrapping tape delivered or offered for delivery by the manufacturer during March, 1942, only because of the substitution of buna-S (GR–S) or butyl (GR–I) for natural rubber shall be determined as follows:

(1) If the manufacturer quoted prices for the natural rubber tape during March 1942 by the linear yard or square yard, the maximum price of the cable wrapping tape made of buna-S (GR–S) or butyl (GR–I) shall be the same as the maximum price of the natural rubber tape.

(2) If during March 1942 the manufacturer quoted prices for the natural rubber tape by the pound, he shall determine the maximum price for the cable wrapping tape made of buna-S (GR–S) or butyl (GR–I) to each class of purchaser as follows:

(i) The manufacturer shall determine his March 1942 price per square yard of the natural rubber tape for each class of purchaser. For example: If during March 1942 the natural rubber tape sold for 40¢ per pound and weighed 60 pounds per 100 square yards, his March 1942 price for a square yard is 40¢×60÷100=24¢ per square yard.

(ii) The price determined under (i) above shall be the maximum price per square yard of the buna-S (GR–S) or butyl (GR–I) cable wrapping tape for each class of purchaser. This price may be converted into a price per pound. For example: If the maximum square yard price is 24¢ and the buna tape weighs 50 pounds per 100 square yards, the maximum price per pound would be 24¢×100÷50=48¢ per pound.

[§ 1315.1555 amended by Am. 3, 8 F.R. 1584, effective 2–8–43; Am. 9, 8 F.R. 7497, effective 6–17–43; and as otherwise noted]

§ 1315.1556 *Second pricing method: Changes necessitated by shortages of materials or parts*—(a) *Maximum prices.* The maximum price of any rubber commodity which cannot be priced under § 1315.1555 and which differs from a commodity delivered or offered for delivery by the manufacturer during March, 1942, only because of changes necessitated by shortages of materials or parts, shall be determined as follows: The manufacturer shall first determine the maximum price to each class of purchaser (in accordance with § 1315.1553) of the commodity delivered or offered for delivery during March, 1942. The manufacturer shall then determine the maximum price of the changed commodity for each class of purchasers by adding to or subtracting from this price for the particular class of purchasers, the increase or decrease in direct costs resulting from the changes. The seller must determine the maximum price of a commodity priced under this section before he first offers it for sale. Once the seller has determined his maximum price for the sale of a particular commodity to a particular class of purchasers under this section, that price is his maximum price for all future sales of that commodity to that class of purchasers unless a change in that maximum price is made or required by the Office of Price Administration.

[Last sentence amended by Am. 27, effective 4–24–46]

In calculating the direct costs for both the commodity delivered or offered for delivery during March, 1942, and the changed commodity the manufacturer shall follow the method for computation of direct costs set forth in paragraph (a) (1) of § 1315.1557.

[Paragraph (a) amended by Am. 3, 8 F.R. 1584, effective 2–8–43]

(b) *Report of maximum prices.* Within five days after a purchaser first agrees to buy a commodity for which a maximum price must be determined under this section, or at any time prior thereto, the manufacturer shall report to the Office of Price Administration, Washington, D. C. the maximum price as computed by him. The report shall contain a description of the commodity delivered or offered for delivery during March, 1942 and of the commodity being priced under this section, a detailed explanation of the changes made (including any innovation in manufacturing process) and the reasons therefor and details of the computation of direct costs and of the maximum price. The manufacturer may not accept payment for the commodity until fifteen days have elapsed after the mailing of the report. Within this fifteen day period the price so reported shall be subject to adjustment by the Office of Price Administration. The report required by this paragraph (b) shall not be made on orders of less than $25.00.

The Office of Price Administration may at any time by written order adjust (not to apply retroactively) any maximum price established under this section so as to make it consistent with the general level of maximum prices established under the regulation.

[Paragraph (b) amended by Am. 3, 8 F.R. 1584, effective 2–8–43 and Am. 27, effective 4–24–46]

§ 1315.1557 *Third pricing method: Other than minor changes or changes necessitated by shortages of materials or parts.* The maximum price of any commodity which cannot be priced under §§ 1315.1555 or 1315.1556 shall be the price determined by the use of the following formula: The maximum price shall be the sum total of direct costs and gross margin, less the deduction required by paragraph (e) of this section wherever applicable, determined as follows:

[Above paragraph amended by Am. 3, 8 F.R. 1584, effective 2–8–43]

(a) *Maximum price for the first sale*—(1) *Computation of direct costs.* The direct costs of a commodity shall be the sum total of direct labor and direct materials costs. The direct labor costs shall be determined by multiplying the estimated number of hours of each type of labor required in the manufacture of the rubber commodity by the wage rates determined in accordance with subdivision (i) of this subparagraph (1). The direct materials costs shall be determined by multiplying the estimated quantity of each type of material required in the manufacture of the rubber commodity by the materials prices determined in accordance with subdivision (ii) of this subparagraph (1).

(i) *Wage rates.* The wage rates applicable to any commodity shall be the highest wage rates, in effect in the manufacturer's plant for any substantial portion of March, 1942, for each class of labor involved in the production of the commodity. If the manufacturer did not employ a given class of labor in March, 1942, he shall use the highest wage rate paid for any substantial portion of March, 1942, by the nearest employer operating under comparable conditions who employed that class of labor during that month.

(ii) *Materials prices.* (*a*) The price of any materials, other than synthetic or substitute rubber or balata, used in the calculation of materials costs shall be the highest price for the material in effect to the manufacturer, or, if no price was in effect to the manufacturer, the highest price in effect to a purchaser of the same class as the manufacturer during March, 1942, or the maximum price set by the Office of Price Administration, whichever is the lower. If there was no price for the material in effect to the manufacturer or a purchaser of the same class during March, 1942, the price for the material shall be the first price at which the material was offered for sale to the manufacturer after March 31, 1942, or the maximum price set by the Office of Price Administration, whichever is the lower. For the purposes of this subdivision (ii) if the manufacturer shall receive a written statement from the seller that the material is being sold at a price which is not in excess of the maximum price established by the Office of Price Administration, the price as stated by the seller will be deemed to be not in excess of the maximum price established by the Office of Price Administration for that material.

(*b*) The price of any synthetic rubber or substitute rubber or balata used in the calculation of materials costs shall be the highest price for the material in effect to the manufacturer on August 1, 1943, or the current price (not exceeding the maximum price), whichever is lower; or, if no price was in effect to the manufacturer, the highest price in effect to a purchaser of the same class as the manufacturer on August 1, 1943, or the current price (not exceeding the maximum price), whichever is lower. If there was no price for the material in effect to the manufacturer or a purchaser of the same class on August 1, 1943, the price of the material shall be the first price at which the material was offered for sale to the manufacturer after August 1, 1943, or the current price (not exceeding the maximum price), whichever is lower.

[Paragraph (b) amended by Am. 23, 10 F.R. 12741, effective 10–15–45 and Am. 27, effective 4–24–46]

[Subparagraph (ii) amended by Am. 9, 8 F.R. 7497, effective 6–17–43; and Am. 12, 8 F.R. 10983, effective 8–12–43]

(2) *Computation of gross margin.* The "gross margin," which means the difference, expressed in dollar-and-cents, between the net selling price and the total direct costs, shall include only items (such as factory overhead, depreciation, commercial expense, transportation, warehouse expense, and margin of profit) that the manufacturer used in calculating the selling price of a comparable commodity during March 1942, adjusted to reflect the discounts, allowances, and differentials that were in effect to each class of purchaser at that time. The bases and rates used in the calculation of the gross margin of a commodity being priced shall be the bases and rates used in selling, or in calculating the gross margin for, the most comparable commodity sold during March 1942, which comparable commodity must be selected as follows:

The commodity used as a basis for determining the gross margin shall be one which was sold or offered for sale by the applicant during March 1942, whose maximum price is determined under this regulation, and which has the same general end use as the commodity being priced. (For example, two raincoats have the same general end use even if made of different materials and in different styles.) If two or more commodities meet these requirements, the applicant shall:

(i) Select a commodity belonging to the narrowest trade category within the general end use to which the commodity being priced belongs. For example, raincoats may be men's, women's, boys', etc. Men's raincoats may be further classified as work or dress coats. If a men's dress raincoat is to be priced, the most comparable commodity is another men's dress raincoat or, lacking that, another men's raincoat, or, finally, any other raincoat.

(ii) If two or more commodities meet the conditions in (i) above, select that commodity made by the same processes. For example, two vulcanized raincoats are made by the same process; two sewn raincoats are made by the same process.

(iii) If two or more commodities meet the conditions in (ii) above, select that commodity having total direct costs nearest to the total direct costs of the commodity being priced.

[Subparagraph (2) amended by Am. 27, effective 4–24–46]

(b) *Maximum price for the second or subsequent sale of a rubber commodity, which is not a standard list item.* If a manufacturer makes a second sale of a rubber commodity, the maximum price of which has been determined pursuant to the provisions of paragraph (a) of this section, the maximum price for the second sale of such commodity shall be determined in accordance with the provisions of paragraph (a) of this section, except that actual labor hours and actual quantity of materials used in the production of the first order of the commodity, adjusted for changes in technique and anticipated volume, shall be used in such determination. The maximum price determined for a second sale of a commodity under this paragraph shall be the maximum price for subsequent sales of that commodity.

(c) *Maximum price for standard list items.* If a rubber commodity, the maximum price of which has already been established by paragraph (a) of this section, is offered for sale as a standard list item, the maximum price shall be recomputed according to the provisions of paragraph (a) of this section, except that actual labor hours and actual quantity of materials used in the production of the first order of the commodity, adjusted for changes in technique and anticipated volume, shall be substituted for estimated labor hours and estimated quantity of materials used. This adjustment in the maximum price of the commodity shall be made between forty-five and seventy-five days after the manufacturer begins the production of such commodity as a standard list item and shall be reported to the Office of Price Administration in accordance with paragraph (d) within five days after the adjustment is made.

[Paragraph (c) amended by Am. 3, 8 F.R. 1584, effective 2–8–43 and Am. 27, effective 4–24–46]

(d) *Reports of maximum prices.* Within five days after a purchaser first agrees to buy a commodity for which a maximum price must be determined under paragraph (a), (b), or (c) of this section, or at any time prior thereto, the manufacturer shall report to the Office of Price Administration, Washington, D. C., the maximum price as computed by him. The report shall contain a full description of the commodity being priced and of any innovation in manufacturing processes involved and a detailed explanation of the computation of the direct costs and the maximum price. It shall also contain a description of the commodity which determines the bases and rates used in the calculation of the gross margin of the commodity being priced and the maximum price, direct costs and an explanation of the reasons for the selection of that commodity. The manufacturer may not accept payment for the commodity until fifteen days have elapsed after the mailing of the report. Within this fifteen day period the price so reported shall be subject to adjustment by the Office of Price Administration. The report required by this paragraph (d) shall not be made on orders of less than $25.00.

The Office of Price Administration may at any time by written order adjust (not to apply retroactively) any maximum price established under this section so as to make it consistent with the general level of maximum prices established under the regulation.

[Paragraph (d) amended by Am. 3, 8 F. R. 1584, effective 2–8–43 and Am. 27, effective 4–24–46]

(e) *Deduction of the amount of the federal excise tax on rubber commodities.* If, during March, 1942, the manufacturer did not customarily state and collect separately from the purchase price the federal excise tax on rubber commodities, he shall deduct the amount of such tax from the maximum price determined in accordance with the provisions of paragraphs (a) to (c), inclusive, of this section.

[Paragraph (e) added by Am. 3, 8 F. R. 1584, effective 2–8–43]

§ 1315.1557a *Fractions of a cent.* Notwithstanding any other provisions of this regulation, maximum prices determined under this regulation shall be adjusted to the nearest fraction of a cent that the seller customarily used during March, 1942, in pricing commodities in the same line.

[§ 1315.1557a added by Am. 12, 8 F. R. 10933, effective 8–12–43]

§ 1315.1557b *Maximum manufacturers' prices for elastic webbing, braid, and cord*—(a) *Applicability of this section.* This section, and not §§ 1315.1553 to 1315.1557, inclusive, establishes maximum prices for sales by manufacturers of elastic webbing, braid, and cord.

(b) *Maximum prices.* The maximum price for a sale of elastic webbing, braid, or cord by a manufacturer shall be the sum total of direct labor and material costs, waste, and gross margin computed in accordance with paragraph (c) and adjusted to reflect the discounts, allowances, and other deductions in effect to each class of purchaser on October 1, 1941.

[Paragraph (b) amended by Am. 27, effective 4–24–46]

(c) *Computation of the maximum price*—(1) *Direct labor costs.* Direct labor costs shall be those labor costs which were treated as such in the manufacturer's accounting system in effect on March 1, 1942, and shall be determined by multiplying the estimated number of hours of each type of labor required in the manufacture of the elastic webbing, braid, or cord being priced, by the highest wage rate in effect in the manufacturer's plant during March 1942 for that type of labor. If the manufacturer did not employ a given class of labor during March 1942, he shall use the wage rate paid during March 1942

by the nearest employer operating under comparable conditions who employed that class of labor during that period.

(2) *Direct materials costs.* Direct materials costs shall be those materials costs which were treated as such in the manufacturer's accounting system in effect on March 1, 1942, and shall be determined by multiplying the estimated quantity of each type of material required in the manufacture of the elastic webbing, braid, or cord, by the following material prices:

(i) For synthetic rubber and for bare and covered rubber thread, the manufacturer shall use the net price, not to exceed the maximum price, for the material in effect to him on the date on which he calculates his maximum prices.

[Subparagraph (i) amended by Am. 20, 10 F.R. 12084, effective 9-29-45]

(ii) For all other materials the manufacturer shall use the highest net material price in effect to him (or in effect to a purchaser of the same class as the manufacturer if no price was in effect to the manufacturer) during March 1942, or the current price (not exceeding the maximum price), whichever is lower. If there was no March 1942 price for any such material, the materials cost to be used in determining the maximum price shall be the first ascertainable net price in effect to the manufacturer after March 1942 or the current price (not exceeding the maximum price), whichever is lower.

[Subparagraph (ii) amended by Am. 27, effective 4-24-46]

(3) *Waste.* Waste costs shall be determined by applying the same methods as were used by the manufacturer in similar production during October 1, 1941, adjusted to reflect the estimated quantity of waste in the production of the elastic webbing, braid, or cord being priced.

(4) *Gross margin.* Gross margin, other than waste, shall be calculated by the methods and rates used by the manufacturer on October 1, 1941, for his sales of elastic webbing, braid, or cord. These methods and rates shall be filed with the Office of Price Administration in accordance with the provisions of paragraph (e) of this section.

(d) *Recomputation of the maximum price.* If an elastic webbing, braid, or cord priced under paragraph (c) is produced or supplied by the manufacturer for a period of two months after being priced, its maximum price shall be redetermined by substituting actual labor hours and actual quantity of materials for the estimated hours and estimated quantity of materials used in the original computation of the maximum price. This redetermination of the maximum price shall be made between 60 and 75 days after the manufacturer begins production of the commodity. At the time of recomputation, the redetermined maximum price, and the details of its computation, shall be reported to the Office of Price Administration. If the manufacturer's production experience during the first two months of production is inadequate to determine his costs accurately, he may request and receive approval from the Office of Price Administration, Washington, D. C., for a further period for recomputation. This request must be made at the time of the first recomputation.

(e) *Reports.* Every manufacturer subject to the provisions of this section shall file with the Office of Price Administration, Washington, D. C.:

(1) On or before August 28, 1944, the price determining methods and rates in effect in each of his plants on October 1, 1941, for the determination of gross margin on elastic webbing, braid, or cord.

(2) On or before August 28, 1944, all discounts and other allowances in effect in each of his plants on October 1, 1941, for sales of elastic webbing, braid, or cord to each class of purchaser.

(3) Within 10 days after a purchaser first agrees to buy an elastic webbing, braid, or cord, the maximum price of which must be determined under paragraph (c) of this section, a description of the elastic webbing, braid, or cord being priced, the maximum price of each such article and the calculations used in the determination of the maximum price, including the dates on which the prices and rates used in the calculations were in effect in each of his plants.

(f) *Approval of reported prices.* The manufacturer may not accept payment for any elastic webbing, braid, or cord priced under paragraph (c) until the reported price has been approved in writing by the Office of Price Administration, or until 15 days have elapsed after the mailing of the report without the Office of Price Administration objecting to the maximum price reported. Within this 15-day period, the price so reported shall be subject to adjustment by the Price Administrator. Subsequent to this 15-day period, such price shall be subject to adjustment (not to apply retroactively) at any time by the Price Administrator.

(g) *Terms and conditions of sale and deduction of the amount of Federal excise taxes on rubber commodities.* Sections 1315.1557 (e) and 1315.1559 shall apply to the commodities priced under this section, except that the words "October 1, 1941," shall be substituted for the words "during March 1942" where the latter words appear.

(h) *Revocation of certain manufacturers' maximum prices for elastic webbing, braid, and cord.* All manufacturers' maximum prices (whether established by order of the Office of Price Administration or otherwise) for elastic webbing, braid, and cord made in whole or in part of bare cut neoprene rubber thread, that were computed by using the prices of bare cut neoprene rubber thread that were in effect prior to August 6, 1945, are revoked, effective May 14, 1946. Any manufacturer whose maximum prices for these commodities are here revoked, shall reestablish his maximum prices in the manner provided by § 1315.1557b.

[Paragraphs (g) and (h) added and former (g) redesignated (i) by Am. 27, effective 4-24-46]

(i) *Elastic webbing, braid, or cord which cannot be priced under paragraphs (b) and (c).* The maximum price for any elastic webbing, braid, or cord which cannot be priced under paragraphs (b) and (c) of this section, shall be determined in accordance with the provisions of § 1315.1558.

[§ 1315.1557b added by Am. 17, 9 F.R. 9650, effective 8-14-44; amended as otherwise noted]

§ 1315.1557c. *Maximum wholesalers' prices for elastic webbing, braid and cord*—(a) *Applicability.* This section establishes maximum prices for all sales by wholesalers of elastic webbing, braid, and cord.

(b) *Maximum wholesalers' prices for elastic webbing, braid, or cord which the wholesaler buys from a manufacturer*—(1) *How the wholesaler calculates the maximum price.* The maximum price for a sale by a wholesaler of any elastic webbing, braid, or cord which the wholesaler buys from the manufacturer thereof, shall be calculated by multiplying the percentage determined in accordance with subparagraph (2) by:

(i) The wholesaler's net invoiced cost before cash discounts of the commodity, if available, not to exceed the applicable maximum price; or

(ii) If actual cost is not available, the net invoiced cost before cash discounts of the commodity as estimated by the wholesaler's supplier: *Provided*, That the wholesaler has no reason to believe that the price so estimated exceeds the maximum price.

(iii) If the cost determined under subparagraphs (i) or (ii) above is not on a delivered basis, the wholesaler shall add the actual cost of transportation to his place of business.

(2) *How the wholesaler determines the percentage which must be used in determining the maximum price.* The percentage which the wholesaler must use in determining the maximum price shall be determined as follows:

(i) The wholesaler shall first determine what elastic webbing, braid, or cord he must use in determining the percentage. This shall be the first applicable of the following which he sold or offered for sale on October 1, 1941:

(*a*) The elastic webbing, braid, or cord which is the same as the one being priced;

(*b*) The elastic webbing, braid, or cord which has the same use as the one being priced. If there are more than one which have the same use as the commodity being priced, the wholesaler shall use that one whose purchase price is nearest to the purchase price of the commodity being priced. The purchase price shall be determined in accordance with subparagraph (1) above;

(*c*) The elastic webbing, braid, or cord whose purchase price is nearest to the purchase price of the commodity being priced. The purchase price shall be determined in accordance with subparagraph (1) above.

(ii) The wholesaler shall then determine the price at which on October 1, 1941, he was offering to sell that elastic webbing, braid, or cord to a purchaser of the same class.

(iii) The wholesaler shall then determine the percentage by dividing this selling price by the purchase price in effect to him on the date on which he established this selling price.

(3) *Reports of proposed maximum prices.* The wholesaler shall file a report with the Regional Office of the Office of Price Administration for the region in which he is located within 5 days after he first offers for sale an elastic webbing, braid, or cord, the maximum price of which must be established under paragraph (b) of this section. This report shall contain:

(i) A description of the elastic webbing, braid, or cord being priced;

(ii) The purchase price of such commodity and the name of the supplier; and

(iii) A description of the elastic webbing, braid, or cord which he must select in accordance with paragraph (b) (2) of this section for purposes of determining his percentage margin, and the reasons for the selection of this commodity.

(4) *Approval of reported prices.* The wholesaler may not accept payment for any elastic webbing, braid, or cord priced under paragraph (b) until the reported price has been approved in writing by the Office of Price Administration, or until 21 days shall have elapsed after the mailing of the report without the Office of Price Administration objecting to the maximum price reported. Within this 21-day period, the price so reported shall be subject to adjustment by the Price Administrator or the Regional Administrator. Subsequent to this 21-day period, such price shall be subject to adjustment (not to apply retroactively) at any time by the Price Administrator or the Regional Administrator. However, orders may be accepted and invoices issued at the proposed price subject to approval or adjustment by the Office of Price Administration. A notation that the price is subject to the approval of the Office of Price Administration must be made on all quotations and invoices until the proposed price is approved or adjusted. The wholesaler shall prepare and send to the customers affected corrected invoices in all cases where the price approved by the Administrator or the Regional Administrator differs from the price proposed by the wholesaler.

(c) *Wholesale maximum prices which cannot be determined under paragraph (b).* The wholesale maximum price for any elastic webbing, braid, or cord which cannot be priced under paragraph (b) above, shall be a price consistent with the level of maximum prices established by this regulation, specifically authorized by the Office of Price Administration. Prior to first offering the commodity for sale, the wholesaler shall submit to the Regional Office of the Office of Price Administration for the region in which he is located, a report applying for a specific authorization of the maximum price. The report shall contain:

(1) A description in detail of the commodity;

(2) A statement of the facts which make it necessary to price a commodity under this paragraph;

(3) A proposed pricing method and the price for the commodity determined in accordance with this method; and

(4) A statement of the reasons why the wholesaler believes that the use of this method results in prices which are in line with the level of prices established by this regulation.

The Price Administrator or any Regional Administrator may approve or disapprove, and may at any time after approval correct maximum prices proposed or established under this paragraph, so as to make them consistent with the level of maximum prices otherwise established by this regulation.

(d) *Reports of base period selling prices and purchase costs.* Every wholesaler subject to the provisions of this section shall file with the Regional Office of the Office of Price Administration for the region in which he is located, on or before August 28, 1944:

(1) A list of the elastic webbings, braids, or cords which he was offering to sell on October 1, 1941, and the price at which he was offering to sell each on that date to each class of purchaser.

(2) The purchase price of each such elastic webbing, braid, or cord in effect to the wholesaler at the time the price listed in subparagraph (1) above was established.

[§ 1315.1557c added by Am. 17, 9 F.R. 9650, effective 8-14-44]

§ 1315.1557d *Maximum prices for sales of rubber bands at all levels*—(a) *Applicability.* Notwithstanding any other provision of this regulation or order previously issued under this regulation, this § 1315.1557d, and not §§ 1315.1553 to 1315.1557, inclusive, establishes maximum prices for sales by manufacturers, wholesalers and dealers of rubber bands. A "sale by a dealer" is a sale by a person who purchases for resale to a user.

(b) *Maximum prices for sales of rubber bands made of buna-S or natural rubber or any combination thereof, by manufacturers and for sales by wholesalers to dealers.* The maximum prices for sales by manufacturers to all purchasers and for sales by wholesalers to dealers of the rubber bands made of buna-S or natural rubber or any combination thereof, shall be as follows:

[Section heading, paragraph (a) and above portion of (b) amended by Am. 25, 11 F.R. 2179, effective 3-6-46]

MAXIMUM PRICES BEFORE CASH DISCOUNTS [1] [2] [4]

[Prices per pound]

Package put up—	1–9 pounds	10–49 pounds	50–99 pounds	100–199 pounds	200–499 pounds	500 pounds and over
1 pound box	$1.05	$0.80	$0.74	$0.70	$0.68	$0.61
¼ pound folding box	1.15	.90	.835	.79	.765	.72
¼ pound rigid box	1.20	.95	.88	.835	.81	.76
2 ounce box	1.25	1.00	.925	.88	.85	.80
1 ounce box	1.35	1.10	1.02	.965	.935	.88
5 pound bag	1.03	.78	.72	.685	.665	.625
Band tubes	1.01	.76	.705	.665	.645	.61

[1] These prices are for standard sizes 8, 10, 12, 14, 16, 18, 19, 30, 31, 32, 33, 50, 62, 64, 84, 94, 105 and assorted. For sizes 6 and 7 add 15 cents per pound to the above prices. For special sizes (bands cut from standard size tubes but of nonstandard width) the above maximum prices apply except that the minimum quantity order for sales by manufacturers shall be 25 pounds. For nonstandard sizes (bands cut from nonstandard tubes) the above maximum prices apply except that the minimum quantity order for sales by manufacturers shall be 100 pounds.

[2] Terms shall be 2 percent 10th proximo.

[3] Freight allowances shall be as follows: Freight allowed on shipments of 100 pounds of bands for complete delivery at one time to any point east of the Mississippi River and including river towns bordering on the west bank of the Mississippi River. Actual freight up to $2.50 per hundred pounds of bands shall be allowed for complete delivery at one time to other points.

[4] The prices set forth in this table are for rubber bands of standard black and gray colors. A differential of 5¢ per pound may be added to these prices for rubber bands of colors other than standard black and gray.

[Footnote 3 amended by Am. 19, 10 F.R. 4599, effective 5-1-45]

[Footnote 4 added by Am. 25, 11 F.R. 2179, effective 3-6-46]

(c) *Maximum prices for sales of rubber bands made of buna-S or natural rubber or any combination thereof, by dealers.* The maximum prices for sales by dealers of rubber bands made of buna-S or natural rubber or any combination thereof, shall be as follows:

MAXIMUM PRICES BEFORE CASH DISCOUNTS [1]

[Prices per pound] [2]

Package put-up	Retail price per package [3]	1–4 pounds	5–9 pounds	10–49 pounds	50–99 pounds	100–199 pounds	200–499 pounds	500 pounds and over
1 pound box	----------	$1.50	$1.26	$1.14	$1.06	$1.00	$0.97	$0.91
¼ pound box [4] or bag	$0.50	1.80	1.62	1.29	1.20	1.13	1.09	1.03
1 ounce box [4] or bag	.20	2.50	2.25	1.57	1.46	1.37	1.33	1.26
5 pound bag	----------	----------	1.23	1.11	1.03	.94	.94	.89
½ ounce bag	.10	----------	----------	----------	----------	----------	----------	----------

[1] These prices are subject to the cash discount and freight allowance terms which the dealer had in effect during October 1941.

[2] A differential of 5¢ per pound may be added for sales of rubber bands of colors other than standard black and gray in quantities of 1 pound or more.

[3] These retail prices for sales in quantities of less than 1 pound apply to rubber bands of all colors.

[Paragraph (c) amended by Am. 19, 10 F.R. 4599, effective 5-1-45 and Am. 25, 11 F.R. 2179, effective 3-6-46]

(d) *Notification of maximum prices.* With or prior to the first delivery of any rubber bands priced under paragraph (c) of this section to a dealer, the manufacturer or wholesaler shall notify the dealer in writing, of maximum dealer prices

therefor, set forth in paragraph (c) of this section.

[Paragraph (d) amended and (e) added by Am. 25, 11 F.R. 2179, effective 3-6-46]

(e) *Maximum prices for all rubber bands that cannot be priced under paragraphs* (b) *and* (c). Maximum prices for all rubber bands that cannot be priced under paragraphs (b) and (c) shall be established under § 1315.1558.

[§ 1315.1557d added by Am. 18, 10 F.R. 1747, effective 2-17-45; amended as otherwise noted]

§ 1315.1557e *Maximum prices for manufacturers' and wholesalers' sales of sandblast stencil*—(a) *Applicability.* This section and not §§ 1315.1553 to 1315.1557, inclusive, establishes maximum prices for sales by manufacturers and wholesalers of sandblast stencil made in whole or in part of rubber.

(b) *Maximum prices.* The maximum prices for sales by manufacturers and wholesalers of the following sandblast stencil shall be as follows:

Item	Size	Maximum list price per roll
Sandblast stencil, Holland sheeting backed.	12½" x 10 yd.	$8.75
Sandblast stencil, Holland sheeting backed.	24½" x 10 yd.	17.45

For manufacturers' sales to wholesalers, the above maximum prices are subject to a 25 percent trade discount and to cash discount of 2 percent, ten days net thirty days. The freight charge is to be paid by seller.

For sales by wholesalers, the above list prices are subject to all discounts and allowances and freight terms that the wholesaler had in effect to each class of purchaser of sandblast stencil during March 1942. If the seller did not sell or offer for sale sandblast stencil during March 1942, or if he proposes to sell sandblast stencil to a different class of purchaser than he sold during March 1942, such wholesaler shall not sell or offer for sale sandblast stencil until the discounts, allowances and freight terms applicable to his sales have been established by order of the Office of Price Administration which shall be issued after application therefor by the wholesaler in accordance with paragraph (c) below.

(c) *Maximum prices for sandblast stencil not covered by paragraph* (b). The maximum prices for sales by manufacturers and wholesalers of sandblast stencil which cannot be priced under paragraph (b) above shall be established pursuant to § 1315.1558.

[§ 1315.1557e added by Am. 22, 10 F.R. 12160, effective 10-1-45]

§ 1315.1557f *Maximum wholesalers' prices for industrial rubberized fabric gloves*—(a) *Applicability.* This section establishes maximum prices for all sales by wholesalers of industrial rubberized fabric gloves.

(b) *Maximum wholesalers' prices for sales of industrial rubberized fabric gloves*—(1) *How the wholesaler determines the maximum price for such gloves.* The maximum price for a sale by wholesalers of industrial rubberized fabric gloves shall be determined by multiplying the wholesaler's purchase price (computed in accordance with subparagraph (2) below) of the gloves being priced by the percentage the wholesaler used in computing his March 1942 selling price for a comparable rubberized fabric glove (chosen and computed in accordance with subparagraph (3) below).

(2) *How the wholesaler determines his purchase price.* The purchase price to him of the gloves being priced which the wholesaler must use in computing his maximum price shall be determined as follows:

(i) The wholesaler shall first determine the net invoice cost before cash discounts of the gloves being priced, if available, not to exceed his supplier's maximum price to the wholesaler; or

(ii) If actual cost is not available, the net invoice cost before cash discounts of the gloves being priced, as estimated by the wholesaler's supplier; *Provided*, That the wholesaler has no reason to believe that the price so estimated exceeds the supplier's maximum price to the wholesaler;

(iii) If the cost determined under subdivisions (i) or (ii) is not on a delivered basis, the wholesaler shall add the actual cost of transportation to his place of business.

(3) *How the wholesaler determines the percentage which must be used in computing his maximum price.* The percentage which the wholesaler must apply to his net purchase price of the gloves being priced to determine their maximum price shall be determined as follows:

(i) The wholesaler shall first determine what rubberized fabric glove he must use in determining the percentage. That glove shall be the first applicable of the following gloves which he delivered or offered for delivery during March 1942.

(a) The rubberized fabric glove which is the same as the glove being priced.

(b) The rubberized fabric glove which has the same use as the glove being priced. If there is more than one glove which has the same use as the glove being priced, the wholesaler shall use that one of those gloves whose purchase price is nearest to the purchase price of the glove being priced. The purchase price of both gloves shall be determined in accordance with paragraph (b) (2) of this section.

(c) The rubberized fabric glove whose purchase price is the nearest to the purchase price of the glove being priced. The purchase price of both gloves shall be determined in accordance with paragraph (b) (2) of this section.

(ii) The wholesaler shall then determine the highest price at which he, during March 1942, delivered, or if no delivery was made, at which he then offered to deliver, the gloves chosen in accordance with subdivision (i) above, to a purchaser of the same class.

(iii) The wholesaler shall then determine the percentage by dividing his March 1942 selling price of the glove chosen as a basis for pricing (under subparagraph (3) (i) above) by the purchase price of that glove that was in effect to him on the date on which he established its March 1942 selling price. The purchase price shall be determined in accordance with paragraph (b) (2) of this section.

(c) *Maximum prices for sales by wholesalers of rubberized fabric gloves that cannot be established under paragraph* (b). The maximum price for sales of rubberized fabric gloves by a wholesaler who cannot establish his maximum prices under paragraph (b) above shall be established under § 1315.1558.

[§ 1315.1557f added by Am. 21, 10 F.R. 12084, effective 9-29-45]

§ 1315.1557g *Maximum manufacturers' prices for cements*—(a) *Applicability of this section.* (1) This section and not §§ 1315.1553 to 1315.1557, inclusive, establishes maximum prices for sales by manufacturers of cements and adhesives made in whole or in part of rubber, synthetic rubber, or substitute rubber and pyroxylin base cements and adhesives. This regulation does not apply to tire and tube repair cements or to cements and adhesives made of vegetable and animal material other than natural rubber, synthetic rubber or substitute rubber, such as starch, casein, and glue.

(2) The maximum prices for all cements and adhesives covered by this section which were established prior to October 30, 1945, by this regulation or any other regulation or by any order of the Office of Price Administration (except those previously priced by order of the Office of Price Administration under § 1315.1558 of this regulation) shall be re-established in accordance with paragraph (c) and thereafter redetermined in accordance with paragraph (d) of this § 1315.1557g, or in accordance with paragraph (g) if their maximum prices cannot be re-established under paragraphs (c) and (d).

(b) *Maximum prices.* The maximum price for a sale by a manufacturer of a cement or adhesive covered by this section (except the first $50.00 of sales of a new commodity covered by this section which is made experimentally in a laboratory and not by ordinary production methods) shall be the sum total of direct labor and materials costs, waste and gross margin, computed in accordance with paragraph (c).

(c) *Computation of the maximum price*—(1) *Direct labor costs.* Direct labor costs shall be those labor costs which were treated as such in the manufacturer's accounting system in effect on March 1, 1942, and shall be determined by multiplying the estimated number of hours of each type of labor required in the manufacture of the commodity being priced by the highest wage rate in effect in the manufacturer's plant during March 1942 for that type of labor. If the manufacturer did not employ a given class of labor during March 1942, he shall use the wage rate paid during March 1942 by the nearest employer operating under comparable conditions who employed that class of labor during that period.

(2) *Direct materials costs.* Direct materials costs shall be those materials costs which were treated as such in the manufacturer's accounting system in effect on March 1, 1942, and shall be determined by multiplying the estimated quantity of each type of material required in the manufacture of the commodity being priced by the following material prices:

(i) For synthetic rubber, the manufacturer shall use the net price, not to exceed the maximum price, for the material in effect to him on the date on which he calculates his maximum price, or the price which was in effect to him on August 1, 1943, whichever is lower.

(ii) For all other materials, the manufacturer shall use the highest net materials prices in effect to him, or, if no price was in effect to him, the highest net materials price in effect to a purchaser of the same class as the manufacturer, during March 1942, or the current price, whichever is lower. If there was no March 1942 price of any such material, the materials cost to be used in determining the maximum price shall be the first ascertainable net price (not exceeding the maximum price) in effect to the manufacturer after March 31, 1942, or the current price, whichever is lower.

(3) *Waste.* Waste costs shall be determined by applying the same methods as were used by the manufacturer in similar production in March 1942 adjusted to reflect the estimated quantity of waste in the production of the cement or adhesive being priced.

(4) *Gross margin.* Gross margin, other than waste, shall be calculated by the methods and rates used by the manufacturer on March 1, 1942, for his sales of the type of cement or adhesive being priced. These methods and rates shall be filed with the Office of Price Administration in accordance with the provisions of paragraph (f) of this section.

(d) *Recomputation of the maximum price.* If a cement or adhesive priced under paragraph (c) is produced or supplied by the manufacturer for a period of two months after being priced, its maximum price shall be redetermined by substituting actual labor hours and actual quantity of materials for the estimated hours and estimated quantity of materials used in the original computation of the maximum price. This redetermination of the maximum price shall be made between sixty and seventy-five days after the manufacturer begins production of the commodity which he has priced under paragraph (c). If the manufacturer's production experience during the first two months of production is inadequate to determine his costs accurately, he may request and receive approval from the Office of Price Administration, Washington, D. C., for a further period for recomputation. This request must be made at the time set forth above for the first recomputation.

(e) *Maximum price for the first $50.00 of sales of a commodity made in the laboratory.* Notwithstanding any other provision of this section the manufacturer's maximum price for the first $50.00 of sales of a new commodity covered by this section which is made experimentally in a laboratory and not by ordinary production methods shall be any price therefor agreed upon by the manufacturer and the purchaser. Paragraphs (b), (c), and (d) shall apply to all sales in excess of the first $50.00 of sales.

(f) *Reports.* On or before November 30, 1945, every manufacturer subject to the provisions of this section shall file with the Office of Price Administration, Washington, D. C.:

(1) The price determining methods and rates in effect in each of his plants on March 1, 1942, for the determination of gross margin on cements.

(2) All cash, trade and quantity discounts, freight allowances and all other discounts and allowances and differentials in effect in each of his plants on March 1, 1942, for sales of the commodities priced by this section to each class of purchaser.

(g) *Cements which cannot be priced under paragraphs* (b) *and* (c). A manufacturer's maximum price for cements and adhesives covered by this section which cannot be established under paragraphs (b) and (c) or under paragraph (e) of this section, shall be determined in accordance with the provisions of § 1315.1558.

[§ 1315.1557g added by Am. 24, 10 F.R. 13310, effective 10-30-45]

§ 1315.1558 *Fourth pricing method; specific authorization by the Office of Price Administration*—(a) *Maximum prices.* The maximum prices for sales of any commodity at any level covered by the regulation which cannot be priced under any other section shall be a price in line with the level of maximum prices established by the regulation specifically authorized by the Office of Price Administration.

(b) *Reports of maximum prices.* Prior to first offering the commodity for sale, the applicant shall submit to the Office of Price Administration, Washington, D. C., a report applying for a specific authorization of a maximum price. The report shall contain: (1) a description in detail of the commodity (including the manufacturing process if the applicant is a manufacturer); (2) a statement of facts which make it necessary to price the commodity under this section; (3) a proposed pricing method and the price for the commodity determined in accordance with this method, and the cash discount, freight and quantity allowances and other allowances and discounts applicable to each class of purchaser; (4) a statement of the reasons why the applicant believes that the use of this method results in prices which are in line with the level of maximum prices established by this regulation. The applicant may not sell or offer for sale the commodity to be priced under this section until an order establishing its maximum price has been issued by the Office of Price Administration.

[§ 1315.1558 amended by Am. 3, 8 F.R. 1584, effective 2-8-43; Am. 17, 9 F.R. 9650, effective 8-14-44; and Am. 22, 10 F.R. 12160, effective 10-1-45]

§ 1315.1558a *Maximum wholesale and retail prices for certain sanitary treated items*—(a) *Applicability of this section.* This section is applicable to wholesale and retail sales of baby bibs, baby pants, crib sheets, diaper and utility bags, diaper covers, lap pads, mattress covers and coveralls, nursery seat rings, pillow cases and place mats.

(b) *Maximum wholesale prices.* The maximum price for sales at wholesale of any of the commodities listed in the preceding paragraph (paragraph (a)) delivered after May 12, 1943 is the maximum price, for the particular type of sale, furnished the wholesaler by the manufacturer. This maximum price must be furnished by the manufacturer in accordance with provisions of § 1315.1559a of this regulation. If the manufacturer has not notified the wholesaler of the maximum price, the wholesaler shall not deliver the commodity until he has obtained the maximum price from the manufacturer.

(c) *Maximum retail prices.* The maximum price for a sale at retail of any of the commodities listed in paragraph (a) of this section delivered after May 12, 1943 is the price for the particular type of sale, furnished the retailer by the person from whom he purchased the commodity. This maximum price must be furnished by that person in accordance with the provisions of § 1315.1559a of this regulation. If the retailer has not been notified of the maximum retail price, he may not sell the commodity until he has obtained the maximum retail price from the person who sold it to him.

[§ 1315.1558a added by Am. 8, 8 F.R. 6043, effective 5-13-43]

§ 1315.1558b *Maximum prices for certain specified rejected commodities.* Notwithstanding any other provisions of this regulation, the maximum price of the following commodities which have been manufactured for the use of the United States, or any agency thereof, but have been rejected as not meeting the purchaser's standards, hereinafter referred to as "government rejects," shall be determined as follows:

(a) *Maximum prices for sales, other than sales at retail, of certain government reject raincoats.* The maximum price for sales, other than sales at retail, of the following government reject raincoats to the following persons shall be as follows:

MAXIMUM NET PRICES

Item	Sales to persons, other than retailers	Sales to retailers
Enlisted men's raincoats	$4.00	$4.80
WAC (or WAAC) member's raincoats	5.00	6.00

(b) [Revoked]

[Paragraph (b) revoked by Am. 13, 8 F.R. 16689, effective 12-15-43]

[§ 1315.1558b added by Am. 10, 8 F.R. 9697, effective 7-23-43]

§ 1315.1559 *Terms and conditions of sale.* Except for such changes as result from the application of pricing methods contained in §§ 1315.1556, 1315.1557, 1315.1557b, 1315.1557c, or other sections of this regulation, establishing maximum prices or methods for determining

maximum prices for the commodity being priced, no seller shall change the allowance, discounts, or other price differentials which he had in effect during March 1942 for the same or similar types of commodities unless such change results in a lower net price, and no seller shall require any purchaser, and no purchaser shall be permitted to pay a larger portion of transportation costs incurred in the delivery of rubber commodities than the seller required purchasers of the same class to pay on deliveries of the same or similar types of commodities during March 1942.

[§ 1315.1559 amended by Am. 3, 8 F.R. 1584, effective 2–8–43; Am. 8, 8 F.R. 6043, effective 5–13–43; Am. 17, 9 F.R. 9650, effective 8–14–44 and Am. 27, effective 4–24–46]

§ 1315.1559a *Notification of maximum wholesale and retail prices of certain sanitary treated items*—(a) *Applicability of this section.* This section requires notification by manufacturers of the maximum wholesale and retail prices of baby bibs, baby pants, crib sheets, diaper and utility bags, diaper covers, lap pads, mattress covers and coveralls, nursery seat rings, pillow cases and place mats. It also requires notification by wholesalers of the maximum retail prices of the same commodities.

(b) *Notification by manufacturers*—(a) (1) *Notification.* Before or at the time of the first delivery of any of the commodities listed in the preceding paragraph (paragraph (a)) to a wholesaler or a retailer after May 12, 1943, the manufacturer shall notify the purchaser of the maximum retail price of that commodity. This notification shall include the brand and the description of the commodity and the maximum retail price applicable thereto. If the commodity is sold to a wholesaler the notification shall also include the maximum wholesale price of the commodity. The manufacturer may not notify any person of the maximum wholesale or retail price of any commodity which he must price under §§ 1315.1556 or 1315.1557 of this regulation, until either the price reported under those sections by the manufacturer has been approved in writing by the Office of Price Administration, or fifteen days have elapsed after the mailing of the report.

(2) *Method by which the manufacturer calculates the maximum wholesale price for notification to wholesalers.* The manufacturer shall calculate the maximum wholesale price by multiplying his maximum price for the sale of the commodity to the wholesaler by the following percentages:

For sales East of the Rocky Mountains 125 percent.

For sales West of the Rocky Mountains where the amount of the freight is included in the manufacturer's price 125 percent.

For sales West of the Rocky Mountains where the amount of the freight is not included in the manufacturer's price 130 percent.

(3) *Method by which the manufacturer calculates the maximum retail price for notification to purchasers.* The manufacturer shall calculate the maximum retail price as follows: The manufacturer shall first calculate the base price. If the purchaser is a wholesaler, the base price is the maximum wholesale price the manufacturer has calculated in accordance with the provisions of the preceding subparagraph (subparagraph (2)). If the purchaser is a retailer, the base price is the manufacturer's maximum price to that class of retailers to whom the manufacturer sold the largest volume of the commodity during the calendar year 1942. If the manufacturer did not sell the commodity to retailers during the calendar year 1942, the base price where the commodity is sold directly to a retailer is the manufacturer's maximum price to that class of retailers to whom he expects to sell the largest volume of the commodity. The manufacturer shall then calculate the maximum retail price as follows:

(i) Except for sales by mail order houses, the maximum retail price of those commodities whose base price is between $1.25 and $7.20 per dozen shall be determined as follows:

If the base price per dozen is between—	The maximum retail price for each, for all sales east of the Rocky Mountains and for sales west of the Rocky Mountains of items purchased from wholesalers shall be—	The maximum retail price, for each, for sales west of the Rocky Mountains of items purchased direct from manufacturers shall be—
1.25 and 1.60	.20	.25
1.61 and 1.95	.25	.29
1.96 and 2.30	.29	.35
2.31 and 2.65	.35	.39
2.66 and 3.00	.39	.45
3.01 and 3.40	.45	.50
3.41 and 3.80	.50	.55
3.81 and 4.10	.55	.59
4.11 and 4.45	.59	.65
4.46 and 4.80	.65	.69
4.81 and 5.20	.69	.75
5.21 and 5.55	.75	.79
5.56 and 5.90	.79	.85
5.91 and 6.25	.85	.89
6.26 and 6.85	.89	1.00
6.86 and 7.20	1.00	1.05

(ii) The maximum retail price for all sales by mail order houses by mail and all other retail sales of commodities whose base price is below $1.25 per dozen and above $7.20 per dozen shall be determined by multiplying the base price by the following percentages:

	Percent
Sales by mail by mail order houses	160
Retail sales of items purchased direct from manufacturers:	
Sales east of Rocky Mountains	166⅔
Sales west of Rocky Mountains	175
Retail sales of items purchased from wholesalers	166⅔

(c) *Notification by wholesalers.* Before or at the time of the first delivery after May 12, 1943, of any commodity listed in paragraph (a) of this section by a wholesaler to a retailer, the wholesaler shall notify the retailer of the maximum retail price of that commodity. This notification shall include the brand and the description of the commodity and the maximum retail price applicable thereto. The wholesaler will be furnished this maximum retail price by the manufacturer in accordance with the provisions of paragraph (b) of this section (§ 1315.1559a). If the manufacturer has not notified the wholesaler of the maximum retail price, the wholesaler shall not deliver the commodity until he has obtained the maximum retail price from the manufacturer.

(d) *Authorization of specific maximum wholesale and retail prices.* Where, in the opinion of the Office of Price Administration, a maximum wholesale or retail price computed under paragraphs (b) (2) and (b) (3) is not consistent with those otherwise established under the regulation or where, in the opinion of the Administrator, these paragraphs are not appropriate for determining the maximum wholesale or retail price of the commodity, the Office of Price Administration may by order establish maximum prices for sales at wholesale and at retail that are consistent with those otherwise established by the regulation.

[Paragraph (d) added and former (d) redesignated as (e) by Am. 27, effective 4–24–46]

(e) *Records of notifications of maximum prices.* (1) Every manufacturer and wholesaler shall keep for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect exact copies of all notifications given to wholesalers and retailers pursuant to the provisions of this section.

(2) Every retailer and wholesaler must preserve all notifications of maximum prices received by him. These notifications shall be kept for inspection by any person during ordinary business hours.

[§ 1315.1559a added by Am. 8, 8 F.R. 6043, effective 5–13–43]

§ 1315.1559b *Transfers of business or stock in trade.* If the business, assets or stock in trade are sold or otherwise transferred after March 31, 1942, and the transferee carries on the business, or continues to deal in the same type of commodities or services, in an establishment separate from any other establishment previously owned or operated by him, the maximum prices of the transferee shall be the same as those to which his transferor would have been subject if no such transfer had taken place, and his obligation to keep records sufficient to verify such prices shall be the same. The transferor shall either preserve and make available, or turn over, to the transferee all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the record provisions of this regulation.

[§ 1315.1559b added by Am. 24, 10 F.R. 13310, effective 10–30–45]

§ 1315.1560 *Evasion.* The price limitations set forth in this Maximum Price Regulation No. 220 shall not be evaded, whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of, or relating to, a rubber commodity, alone or in conjunction with any other commodity or by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying-agreement or other trade understanding, or otherwise.

§ 1315.1560a *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order.

[§ 1315.1560a added by Am. 10, 8 F.R. 9997, effective 7–23–43. Former § 1315.1560a added by Am. 6, 8 F.R. 3942, effective 4–1–43; revoked by Am. 9, 8 F.R. 7497, effective 6–17–43]

§ 1315.1560b *Application for adjustments*—(a) *Application by a supplier that is not based upon a proper decrease of other prices*—(1) *Who may receive an adjustment.* The supplier's maximum price for rubber commodities established by this regulation may be adjusted in the case of an essential supplier of an essential rubber commodity. An "essential rubber commodity" is one which contributes to the effective prosecution of the war. An "essential supplier" is one whose output of rubber commodities cannot be reasonably expected to be replaced at prices lower than the proposed adjusted maximum price. In addition, any person who has entered into or proposes to enter into a war contract (as defined in subparagraph (5)) or a subcontract thereunder, is an essential supplier of rubber commodities.

(2) *When adjustment may be granted*—(i) *In general.* If the supplier's total sales were $500,000 or more in the calendar year 1942, the National Office of the Office of Price Administration (and if the supplier's total sales in the calendar year 1942 were less than $500,000, the Regional Office of the Office of Price Administration located in the same region where the supplier's business is located and such District Offices in that region as may be authorized by order issued by the Regional Office), may adjust the maximum price in the case of an essential supplier of an essential commodity upon the basis of the information submitted by the supplier pursuant to paragraph (b) (4) or other information. It may make that adjustment whenever it finds that the maximum price of a commodity is at such a level that (taking into account the costs thereof, the profits position of the supplier, and the nature of his business) supply of the commodity is impeded or threatened and that the adjustment would not cause an increase in the cost of living.

(ii) *Factors which may be considered.* (a) The following factors are relevant to consideration of whether supply of the commodity is impeded or threatened:

(1) Whether, and by what amount, the maximum price is below or above (i) the total unit costs less selling and administrative expenses allocable to the internal management of the business, and (ii) the current total unit costs of the commodity.

(2) Whether, and by what amount, the supplier's current over-all profits, before income and excess profit taxes, are greater or less than his average over-all profits during the normal base period, increased by 7 percent of the additional capital investment contributed entirely by the supplier or its stockholders, since the normal base period. Capital investment will be construed as including accumulated profits.

(3) Whether the proposed price is higher than the price prevailing in the industry.

(4) Whether the supplier's sales of the commodity represent only a very small part of his total sales.

(5) Whether the supplier previously sold the commodity, or a commodity of the same type, at a price which is below its total unit costs.

(b) The following factors are relevant to consideration of whether the adjustment would cause an increase in the cost of living:

(1) Whether the rubber commodity, or a commodity in the supply of which it is used, is of a type sold to civilian consumers other than industrial consumers.

(2) If such is the case, whether the increase in price allowed by adjustment would be absorbed prior to sale to a non-industrial consumer.

(3) Whether, if the applicant did not supply the rubber commodity, his output would be replaced by the same or a substitute commodity at prices equal to or higher than the proposed adjusted maximum price.

(3) *How the supplier proceeds in in applying for an adjustment*—(i) *In general.* An application for adjustment under this paragraph (a) shall be filed in accordance with Revised Procedural Regulation No. 1 and shall be made on Form OPA 696: 4057 set out in Appendix B, incorporated as § 1315.1568 of this regulation. If the supplier's total sales in the calendar year 1942, or in the fiscal year ending in 1942, exceeded $500,000, the application shall be filed with the Office of Price Administration, Washington, D. C. If the supplier's total sales during that period did not exceed $500,000, the application shall be filed with the regional office of the Office of Price Administration located in the same region in which the supplier's business is located.

(ii) *Application based on proposed wage or salary increase to be authorized by the National War Labor Board.* A supplier who believes that the conditions for an adjustment set forth in this paragraph (a) would exist if the National War Labor Board should grant a pending application for wage or salary increase, may file an application for adjustment under this paragraph. Applications for adjustment of maximum prices based on wage or salary increases requiring approval of the National War Labor Board must also comply with Supplementary Order No. 28, which requires, among other things, that an application for adjustment in such case be filed within 15 days after an application for a wage or salary adjustment has been filed with the National War Labor Board, or, in a disputed wage proceeding, within 15 days after the employer receives notification that the National War Labor Board has taken jurisdiction of the dispute.

(4) *Prices for deliveries made pending disposition of the application.* A supplier who has filed an application under this paragraph (a) may contract or agree that deliveries made during the pendency of the application shall be at a specific price which is higher than the existing maximum price which the supplier wants to have adjusted. But no payment in excess of that existing maximum price may be received until the application is finally disposed of, and at that time the price received may not exceed the maximum price as determined by the Office of Price Administration.

A supplier who wishes to enter into such an arrangement must specifically state to the buyer the following:

(i) The maximum price for the commodity;

(ii) The fact that an appropriate application for an adjustment of that maximum price has been filed with the Office of Price Administration;

(iii) The fact that the specific price quoted by the supplier is subject to the approval of the Office of Price Administration.

(5) *Definitions*—(i) *Normal base period.* The term "normal base period" means the period 1936–1939. If the applicant believes that the period 1936–1939 is not a normal base period for him he shall state why he believes it is not and shall designate another period which he believes is normal and the reasons therefor. If the Office of Price Administration finds either (a) that the entire industry of which the applicant is a part was operating during the greater part of the period 1936–1939 at an unusually depressed level or (b) that because of unusual conditions prevailing during that period, the applicant's plant was operating at an unusually depressed level in comparison to other plants in the industry, and in addition that some other period prior to January 1, 1941, is a normal base period, such other period may be considered. The mere fact that the rate of supply has increased since 1936–1939 will not be deemed evidence that supply during that period was at an "unusually depressed level." If the supplier was not in business prior to January 1, 1941, he shall state that fact in his application.

(ii) *Over-all profits.* The term "over-all profits" means net profit resulting from the operation of all divisions of the supplier before the creation of any reserves, except ordinary reserves for depreciation and bad debts, and before income and excess profit taxes. Where affiliated interests exist, the term "over-all profits" means the consolidated net profit before the creation of any reserves, except ordinary reserves for depreciation and bad debts, and before income and excess profit taxes.

(iii) *Subcontract.* The term "subcontract" means any purchase, order, or agreement to perform all or any part of the work, or to make or furnish any commodity, required for the performance of another contract or subcontract.

(iv) *Total unit costs.* The term "total unit costs" means the direct unit cost of labor, materials, and subcontracted services, plus a proportion of factory overhead, administrative, and other expenses, based on actual operating experience, properly allocable to the supply of the commodity, but does not include provisions for income or excess profit taxes. In evaluating total unit costs, the Office of Price Administration will determine whether the allocation of factory overhead, administrative and other expenses is based on a representative period of continuous, normal supply.

(v) *War contract.* The term "war contract" means any contract with the United States, or any agency thereof, or with the government, or any agency thereof, of any country whose defense the President deems vital to the defense of the United States, under the terms of the Lend-Lease Act, for the sale of rubber commodities purchased (a) for the ultimate use of the armed forces of the United States or for lend-lease purposes, or (b) by any government (or agency thereof) of any country whose defense the President deems vital to the defense of the United States under the terms of the Lend-Lease Act, or (c) for use in the supply or manufacture of any commodity described in (a) or (b).

(b) *Application by a supplier based upon an appropriate decrease of other prices—(1) Who may receive an adjustment under this paragraph.* Adjustments under this paragraph will be granted only in the case of an essential supplier of an essential rubber commodity. The meaning of these terms is explained in paragraph (a) (1) of this section.

(2) *When adjustment may be granted.* The Office of Price Administration, any regional office, or such other offices as may be authorized by order issued by the appropriate regional office, may make an adjustment of the maximum price in any case in which the supplier agrees to make and (simultaneously with any increase in the maximum price that may be authorized under this paragraph (b)) makes a reduction in the selling price of other commodities which will equal or exceed the total dollar amount of the adjustment granted under this paragraph.

(3) *What an application under this paragraph must show.* An application for price adjustment under this paragraph (b) shall contain information indicating that the supplier is an essential supplier of an essential rubber commodity and that if the proposed adjustment is granted, the gross dollar amount of sales of the commodities affected by the adjustment will not be greater than it would have been in the absence of the adjustment. In any case where such an adjustment is granted, the Office of Price Administration will require appropriate reports relating to the commodities affected.

(4) *How the supplier proceeds in applying for an adjustment.* An application for adjustment under this paragraph (b) shall be filed in accordance with Revised Procedural Regulation No. 1. If the supplier's total sales for the calendar year 1942, or for the fiscal year ending in 1942, exceeded $500,000, the application shall be filed with the Office of Price Administration, Washington, D. C. If the supplier's total sales during that period did not exceed $500,000, the application shall be filed with the regional office of the Office of Price Administration located in the same region that the applicant's business is located.

(c) *Application by a supplier under a combination of both paragraphs (a) and (b).* A supplier who desires to apply for an adjustment under paragraph (b) may, at the time he applies under that paragraph, also apply under paragraph (a), if the facts of his case entitle him to do so. In such case, the office considering his application will give the adjustment available under paragraph (a) before applying paragraph (b).

(d) *Procedural Regulation No. 6 superseded.* No application for adjustment filed under Procedural Regulation No. 6 by a supplier after June 15, 1944, with respect to rubber commodities will be granted.

(e) *Adjustments for sales by other than manufacturers where the manufacturers' maximum prices are adjusted.* Notwithstanding any other provision of this section, the maximum prices for sales of any commodity by classes of sellers other than manufacturers may be adjusted by an order issued under this section which adjusts a manufacturer's or manufacturers' prices for the commodity.

(f) *Delegation of authority.* Any regional administrator or any district director authorized by the appropriate regional administrator may act on reports required to be filed with the regional administrator under § 1315.1560b, and may issue orders under that section establishing maximum prices in accordance with that section.

[§ 1315.1560b added by Am. 15, 9 F.R. 6431, effective 6–15–44 and amended by Am. 27, effective 4–24–46]

§ 1315.1560c *Industrywide adjustments for reconversion products.* Special pricing provisions applicable to particular products may be established by orders issued under this section when, with respect to the product, the Administrator finds:

(a) That in 1944 its production was approximately one-half or less of its production in its last representative period of peacetime production;

(b) That this reduction in dollar volume resulted from (1) governmental restrictions on the manufacture of products or on the use of materials, facilities, or manpower, or (2) the use of facilities for the production of war goods; or (3) other direct needs of the war effort; and

(c) That because of change in government restrictions or in the needs of the war program, manufacturers of the product generally are able to begin or to increase substantially the production of the product line.

If in the judgment of the Administrator, the purposes of this section will be effectuated, as to a particular product, without any special pricing provisions, an order under this section will not be issued with respect to that product even though the above findings could be made as to it.

Orders under this section, will generally authorize industrywide increases in the established maximum prices of manufacturers in those industries based upon surveys conducted by the Price Administrator, either upon the request of the particular industry or upon his own motion. Those orders will establish adjusted maximum prices or methods of determining such prices by the use of price factor. Where, however, in the judgment of the Price Administrator, the use of an industrywide factor will, by reason of the diversity in the products made by the member firms, the wide variation in cost experience among them, or other reasons be an inequitable and inappropriate means of establishing reconversion prices, he may provide for the calculation and application of individual price increase factors.

Broadly stated the new maximum prices will represent costs experienced during the last period of normal production adjusted for subsequent lawful changes in the level of materials prices and in basic wage rate schedules of factory workers, plus the industry's average peacetime profit margin over cost. Changes in materials prices may be measured by materials cost increase factors, determined by the Administrator, in those cases where such action may be necessary to eliminate temporary or artificial influences. In the case of an industry for which the Administrator has decided that price increase factors should be determined and applied for each firm, the profit element in each increase factor will be the firm's own base period profit margin or one-half the industry's average peacetime margin, whichever is the higher.

Orders issued under this section may also modify or supersede the provisions of Maximum Price Regulation 220 with respect to the establishment of maximum prices if, on the basis of the particular characteristics of the industry involved, the Administrator finds that another method of price determination will effectuate the purposes of this regulation better than the general pricing provisions of the regulation. In addition, those orders may establish new maximum prices or a method of determining new maximum prices for sales by persons other than manufacturers which will supersede maximum prices fixed by other regulations for such sales and which will be consistent with the standards applied by the Office of Price Administration for the reasonable absorption of necessary cost increases.

Orders issued under this section will not ordinarily reduce higher maximum prices which manufacturers have previously established in accordance with the applicable provisions.

A manufacturer of a product covered by an order issued under this section may not obtain an adjustment of his maximum prices under any adjustment provision other than Supplementary Orders Nos. 118 and 119, unless the adjustment provision itself or the order issued under this section covering his product expressly provides otherwise.

Small volume manufacturers may use as their new maximum prices those which they calculate under Supplementary Order No. 118, and general orders issued pursuant thereto, if the maximum prices so calculated are higher than maximum prices set under orders issued under this section. Any other manufacturer may apply for an individual adjustment under Supplementary Order No. 119, if, after the adjustment authorized for his industry by an order under this section, his maximum price still continues eligible for adjustment in accordance with the provisions of that supplementary order.

Orders issued under this section may require a manufacturer to arrange the production and distribution of his products so that they will be representative of his production and distribution in a specified past period for goods in a particular category. The Administrator may also require authorized price increases to be applied among articles or price lines in a manner consistent with the need, under the stabilization program, to maintain the production of lower-priced articles.

[§ 1315.1560c added by Am. 26, 11 F. R. 3026, effective 3–21–46]

§ 1315.1561 *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may petition for an amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

[§ 1315.1561 amended by Am. 1, 7 F.R. 8936, effective 11–4–42; and Am. 10, 8 F.R. 9997, effective 7–23–43]

[NOTE: Procedural Regulation No. 6 (9 F.R. 10628; 10 F.R. 1382, 9394) provides for the filing of applications for adjustment of maximum prices for commodities or services under Government contracts or subcontracts. Revised Supplementary Order No. 9 (8 F.R. 6175; 10 F.R. 9394 makes the provisions of Procedural Regulation No. 6 applicable to all price regulations, excepting those which expressly prohibit such applications and certain specific regulations listed in Revised Supplementary Order No. 9.]

§ 1315.1561a *Licensing.* The provisions of Licensing Order No. 1 [1] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[§ 1315.1561a added by Am. 8, 8 F.R. 6043, effective 5–13–43; amended by Supplementary Order No. 72, 8 F.R. 13244, effective 10–1–43]

§1315.1562 *Enforcement.* (a) Persons violating any provisions of this Maximum Price Regulation No. 220 are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Maximum Price Regulation No. 220 or any price schedule, regulation or order issued by the Office of Price Administration, or of any acts or practices which constitute such a violation, are urged to communicate with the nearest field, district, state or regional office of the Office of Price Administration or its principal office in Washington, D. C.

[§ 1315.1563 revoked by Am. 2, 7 F.R. 11111, effective 1–4–43. Former §§ 1315.1564 through 1315.1568 designated §§ 1315.1563 through 1315.1567 by Am. 10, 8 F.R. 9997, effective 7–23–43]

§ 1315.1563 *Definitions.* (a) When used in this Maximum Price Regulation No. 220, the term:

(1) "Highest price charged during March, 1942", means:

(i) The highest price which the seller charged to a purchaser of the same class for delivery of the commodity during March, 1942.

(ii) If the seller made no such delivery during March, 1942, such seller's highest offering price to a purchaser of the same class for delivery during that month.

(iii) If the seller made no such delivery and had no such offering price to a purchaser of the same class, the highest price charged by the seller during March, 1942, to a purchaser of a different class, adjusted to reflect the seller's customary differential between the two classes of purchasers.

(2) "Manufacturer" means any person engaged in the production of a rubber commodity.

(3) "Purchaser of the same class" and "class of purchaser" refer to the practice adopted by the seller in setting different prices for commodities for sales to different purchasers or kinds of purchasers (for example, manufacturer, wholesaler, jobber, retailer, government agency, public institution, individual consumer) or for purchasers located in different areas or for different quantities or grades or under different conditions of sale.

[1] 8 F.R. 13240.

(4) "Rubber commodity" means any article listed in Appendix A, incorporated herein as § 1315.1567, when made in whole or in part of rubber, the maximum price for which would be established by the General Maximum Price Regulation in the absence of this Maximum Price Regulation No. 220.

(5) "Rubber" means substitute rubber and all forms and types of rubber, including synthetic, reclaimed and balata rubber.

[Subparagraphs (4) and (5) amended by Am. 2, 7 F.R. 11111, effective 1–4–43]

(6) "Standard list item" means an article, the maximum price of which is listed in a schedule or price list of the manufacturer or which is offered for sale by the manufacturer at the same price to any member of a particular class of purchasers.

(7) "Synthetic rubber" means a material obtained by chemical synthesis, possessing the approximate physical properties of natural rubber, when compared in either the vulcanized or unvulcanized condition, which can be vulcanized with sulphur or other chemicals with the application of heat, and which, when vulcanized, is capable of rapid elastic recovery after being stretched to at least twice its length at temperatures ranging from 0° F. to 150° F. at any humidity.

(8) "Substitute rubber" means a substance made in whole or in part by a chemical process or from natural gums, resins or oils which in physical properties sufficiently resembles natural or synthetic rubber to replace either of them for particular uses, including uses where only some and not all of the physical characteristics of natural or synthetic rubber are needed, and which serves the same use as natural or synthetic rubber in the particular application in which it is applied.

[Subparagraph (7) amended and paragraph (8) added by Am. 2, 7 F.R. 11111, effective, 1–4–43]

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used herein.

§ 1315.1564 *Geographical applicability.* The provisions of this Maximum Price Regulation No. 220 shall be applicable to the forty-eight states and the District of Columbia, but not to the territories and possessions of the United States.

§ 1315.1565 *Effective date.* This Maximum Price Regulation No. 220 (§§ 1315.1551 to 1315.1556, inclusive) shall become effective September 19, 1942, for all sales and deliveries except sales and deliveries to the United States or any agency thereof, or to the Government of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled "An Act to promote the defense of the United States," or any agency of any such government. For such sales and deliveries it shall become effective October 10, 1942.

[MPR 220 originally issued September 14, 1942]

§ 1315.1566 *Effective dates of amendments.* Effective dates of amendments are shown in notes following the parts affected.]

§ 1315.1567 *Appendix A: Articles covered by the regulation.* The following articles, when made in whole or in part of rubber, shall be covered by this Maximum Price Regulation No. 220:

NOTE: This Maximum Price Regulation No. 220 does not apply to any sale or delivery of the articles listed below for which a maximum price is in effect at the time of such sale or delivery under the provisions of any other price regulation, issued, or which may be issue, by the Office of Price Administration. This Maximum Price Regulation No. 220 applies, instead of the General Maximum Price Regulation, to the articles listed below, when they are made in whole or in part of rubber. However, this Maximum Price Regulation No. 220 does not apply to sales or deliveries of the articles listed below if they have been exempted from the General Maximum Price Regulation by any supplementary regulation thereto. Manufacturers selling articles listed below should, before pricing their products in accordance with this Maximum Price Regulation No. 220 determine: (a) whether price regulations, other than the General Maximum Price Regulations, have been issued with respect to the articles so listed and (b) whether sales or deliveries of the articles listed have been exempted from the General Maximum Price Regulation by any supplementary regulation thereto.

(a) The following items of apparel when made in whole or in part of rubber or oil coated fabrics: (1) Aprons; (2) Bathing supplies, including bags, belts, capes, coats, shoes and bathing suits; (3) Brassieres; (4) Corsets; (5) Dress shields; (6) Garters and armbands; (7) Girdles and elastic girdle blanks; (8) Make-up capes; (9) Ponchos; (10) Raincoats and rainsuits; (11) Industrial rubberized fabric gloves; (12) Suspenders; (13) Waterproof capes, cloaks, hats, jackets, leggings, overalls and sleeves.

[Paragraph (a) amended by Am. 7, 8 F.R. 5809, effective 5-8-43; Am. 13, effective 12-15-43; Am. 19, 10 F.R. 4599, effective 5-1-45; and Am. 21, 10 F.R. 12084, effective 9-29-45]

(b) The following items when made of sheet rubber or sheeted resin: (1) baby pants, (2) crib sheets, (3) diaper covers, (4) hospital sheeting.

[Paragraph (b) added by Am. 24, 10 F.R. 13310, effective 10-30-45. Former (b) revoked by Am. 11, 8 F.R. 10419, effective 7-29-43]

(c) Cements and adhesives made in whole or in part of rubber, synthetic rubber, or substitute rubber, and pyroxylin base cements and adhesives. Tire and tube repair cements, and cements and adhesives made of vegetable and animal material other than natural rubber, synthetic rubber or substitute rubber such as starch, casein and glue are not covered by the regulation.

[Paragraph (c) amended by Am. 14, 9 F.R. 1116, effective 2-3-44 and Am. 24, 10 F.R. 13310, effective 10-30-45]

(d) The following finished products made of coated fabrics: (1) hospital sheets and blankets, (2) pillow cases, (3) rubber welting, (4) tire covers, (5) winter fronts, (6) tarpaulins, (7) tape containing no natural or synthetic rubber but made in whole or in part of substitute rubber (tape made in whole or in part of natural or synthetic rubber is not priced by this regulation), (8) garment or reinforcing strapping.

[Paragraph (d) amended by Am. 4, 8 F.R. 2667, effective 3-1-43, Am. 13, 8 F.R. 16689, effective 12-15-43; Am. 17, 9 F.R. 9650, effective 8-14-44; and Am. 19, 10 F.R. 4599, effective 5-1-45]

(e) The following latex and latex covered products: (1) Backing of carpets, jute bags, rugs, sacks and wallpaper; (2) Baskets; (3) Buckets; (4) Dippers; (5) Frames; (6) Funnels; (7) Measures; (8) Racks; (9) Screens; (10) Sponge upholstery; (11) Trays.

(f) The following items of stationer's goods: (1) chair cushions, (2) desk angle protector strips, (3) desk tops, (4) pen sacs, (5) rubber bands.

[Paragraph (f) amended by Am. 17, 9 F.R. 9650, effective 8-14-44; and Am. 19, 10 F.R. 4599, effective 5-1-45]

(g) [Revoked]

[Paragraph (g) revoked by Am. 14, 9 F.R. 1116, effective 2-3-44]

(h) The following miscellaneous items. (1) [Revoked]. (2) Balloons for radio and weather observations; (3) Cable wrapping tape; (4) Diving suits; (5) Elastic webbing, braid, and cord; (6) Rubberized curled hair; (7) Sandblast stencils.

[Paragraph (h) amended by Am. 5, 8 F.R. 4130, effective 4-5-43; Am. 13, 8 F.R. 16689, effective 12-15-43; Am. 14, 9 F.R. 1116, effective 2-3-44; Am. 17, 9 F.R. 9650, effective 8-14-44; and Am. 19, 10 F.R. 4599, effective 5-1-45]

(i) The following sanitary treated items when made in whole or in part of rubber or oil coated fabrics: (1) Baby bibs. (2) Baby pants. (3) Crib sheets. (4) Diaper and utility bags. (5) Diaper covers. (6) Mattress covers and coveralls. (7) Nursery hospital sheeting. (8) Nursery seat rings. (9) Lap pads. (10) Pillow cases. (11) Place mats.

[Paragraph (i) added by Am. 4, 8 F.R. 2667, effective 3-1-43; amended by Am. 8, 8 F.R. 6043, effective 5-13-43; and Am. 19, 10 F.R. 4599, effective 5-1-45]

[§ 1315.1567 formerly § 1315.1568 added by Am. 2, 7 F.R. 11111, effective 1-4-43. Redesignated by Am. 10]

§ 1315.1568 *Appendix B: Form for application for adjustment of maximum manufacturers' prices of certain rubber commodities*—(a) *Form.*

Form OPA 696-4057

APPROVAL OF THIS ADJUSTMENT APPLICATION WAIVED BY BUDGET BUREAU

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
WASHINGTON, D. C.

Application for adjustment of maximum prices for rubber commodities under Maximum Price Regulation No. 220

Company name _____
Address _____
(Street) (City) (State)

The following facts are furnished to the Office of Price Administration in support of this application:

SCHEDULE A

1. General description of the company's business.

2. Designate and describe the rubber commodities for which price increase is requested.

3. Present the following information for each product listed in 2 above:

(a) Dollar volume of unfilled orders $____

(b) Unit volume of unfilled orders. (Indicate unit used) _____

4. Present evidence that the company is an essential producer of an essential rubber commodity.

(a) For each product designated in Item 2 above, fill in the following if you have entered into, or propose to enter into a war contract or subcontract for the sale of that product.

(1) Identification of contract _____
(2) Name of purchaser _____
(3) Address of purchaser _____
(Street) (City) (State)

(b) Present any other information which demonstrates that the manufacturer is an essential producer of an essential rubber commodity.

NOTE: The terms "essential producer", "essential rubber commodity", "war contract" and "subcontract" are defined in the adjustment provisions under which this report is filed, § 1315.1560b of Maximum Price Regulation No. 220.

5. Are similar products manufactured by competitors in your region?_____
(Yes or No)

If yes, give names and addresses of competitors and their prices for such products, if the prices are readily available.

SCHEDULE B

Important: Where affiliated interests exist, consolidated statements as well as statements for the subsidiary should be submitted.

Each profit and loss statement must contain a detailed breakdown of cost of goods sold, administrative expense, selling expenses, the total amount of officers' salaries and the number of officers.

1. Financial data 1936–1939 and 1942.

Either submit balance sheets and profit and loss statements for the years 1936–1939, inclusive, and 1942, or fill out Office of Price Administration Financial Report Form A for the same years. The filing of these data is optional, if the same information is available from the Bureau of Internal Revenue. Should the applicant prefer, this information will be requested by the Office of Price Administration directly from the Bureau of Internal Revenue.

2. Financial data, 1943 to date.

Submit a balance sheet for 1943 and profit and loss statements for 1943 and for the most recent accounting periods in 1944. If you have submitted this information on Office of Price Administration Financial Report Forms A and B or have furnished it on a previous application for adjustment of a maximum price, you need not submit it again.

3. Are the salaries and wages of all your employees in compliance with the maximum established by the Office of Economic Stabilization? _____
(Yes or No)

If no, state exceptions.

SCHEDULE C

Unit price and unit cost information

Designation of the rubber commodity: _____

NOTE: If more than one product is involved, prepare and file separate reports on this schedule for each product that you consider necessary to convey an adequate understanding of the situation which gave rise to this application.

1. *Price data*

(a) *Net realized price:*

	Ceiling price 194..	Current price	Requested price
1. (List) (gross) price			
2. Less: Dealer's commissions			
3. Less: Trade discounts			
4. Net realized price			
5. Net realized price at maximum discounts and/or commissions			

(b) *Total sales for the above designated item only:*

	1942	1943	Months ending 1944
Total unit volume of sales			
Total dollar volume of sales (net)			

(c) *Indicate whether the current maximum price is a list or established price.* ... or a formula price. (Check one).
Price used since _____ 194...
(Month)

(d) *State on a separate sheet the reasons or the need of the requested price increase.*

2. *Unit cost data:*

	Ceiling date costs 194..	Current date costs 1944
(a) Direct material		
(b) Direct labor		
(c) Factory overhead		
(d) Selling expense (do not include discounts and commissions deducted under price data above)		
(e) Administrative expense		
(f) Freight out, if any		
(g) Installation expense, if any		
(h) Other expense, specify		
(i) Total cost per unit		

(j) What method is used in allocating factory overhead?

1. Standard ( ); Actual ( ); Other ( ); (Check one.)

2. Direct labor cost ( ); Direct labor hours ( ); Machine hours ( ); Other ( ).

(Explain separately if "other" or combination.)

_____
(Applicant)

By _____
_____
(Title)

AFFIDAVIT

State of _____ }
County of _____ } ss.

The undersigned _____ being first duly sworn according to law, on oath deposes and says:

That he is the person whose name appears subscribed to the above Application for Adjustment; and that he has read the same and know to his own knowledge that the facts contained therein are true and correct.

_____
(Signature)

Subscribed and sworn to before me this ____ day of _____ 194.. Officer Administering Oath.

(b) *Instructions for completing form.*

INSTRUCTIONS FOR THE USE OF ADJUSTMENT APPLICATION FORM FOR RUBBER COMMODITIES

Schedule C entitled "Unit Price and Cost Information" is subject to the following explanation:

1. *Price data:*

(a) 1. (List) (gross) price:

Please indicate whether the price is a list price or a gross price by crossing out the term that does not apply.

(a) 2. *Dealer's commissions:*

Where all dealers receive the same commission, use the full commission rate even if some sales are not subject to any commission. If several different rates affect the product covered by the application, use the rate that applies to the largest amount of sales.

(a) 3. *Trade discounts.*

Deduct trade discounts prevailing in your company for the product covered by the application.

(b) Use a sufficient number of months prior to the date of the application to give an adequate understanding of the situation. Name the period in the allotted space and fill in commission rates or discounts.

2. *Unit cost data:*

In presenting unit cost data be sure to include only actual cost.

Material cost must represent actual cost. State separately any charges added to costs of materials.

Where standard costs are used, adjust costs for over- and under-absorption during the period to which the costs apply.

The cost data for the ceiling date may be recomputed if the product covered by the application was not manufactured on or about that date. In the recomputation apply the wage rates prevailing in your plant on the ceiling date and material cost of the same date.

Under items (f), and (h) include only costs borne by the manufacturer and not billed separately.

[§ 1315.1568 added by Am. 15, 9 F.R. 6431, effective 6-15-44]

NOTE: All reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6618; Filed, Apr. 19, 1946; 11:47 a. m.]

PART 1382—HARDWOOD LUMBER

[MPR 368,[1] Amdt. 9]

NORTHEASTERN HARDWOOD LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 368 is amended as follows:

In section 23, price tables numbered 1 to 16, inclusive, and price tables numbered 18, 19 and 24 are amended to read as follows respectively:

TABLE 1—TOUGH WHITE ASH

Thickness (inches)	FAS	Selects	No. 1 Common	No. 2 Common	No. 3 Common
1	$90.00	$71.50	$55.50	$40.50	$25.00
1¼	98.00	76.00	57.50	42.50	26.50
1½	103.50	84.00	64.50	45.50	26.50
2	109.00	90.00	69.00	49.50	29.00
2½	121.00	101.00	86.50	55.00	-------
3	132.00	113.00	98.00	61.00	-------
4	144.00	124.00	109.00	66.00	-------

TABLE 2—BASSWOOD

¼	$63.50	$56.50	$41.50	$28.00	-------
⅜	73.50	65.50	47.50	32.00	-------
½	83.00	74.50	54.50	35.00	-------
¾	98.00	87.50	62.50	41.50	$24.00
1	103.50	93.00	66.50	45.50	25.00
1¼	109.00	98.00	69.00	47.50	25.00
2	115.00	101.00	74.50	48.50	26.50
2½	121.00	107.00	83.00	-------	-------
3	132.00	116.00	88.50	-------	-------
4	149.50	132.00	100.00	-------	-------

[1] 8 F.R. 4968, 8541, 10660, 15672, 16791, 17414; 9 F.R. 1534, 4184.

TABLE 3—BEECH

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3A Common	No. 3 Common
½	$56.50	$38.00	$24.00	$17.50	-------
⅝	64.50	43.50	29.00	21.00	-------
¾	73.50	49.50	32.00	23.00	-------
1	86.50	58.50	37.50	28.00	$22.00
1¼	90.00	64.50	38.50	30.00	24.00
1½	92.00	66.50	39.50	30.00	24.00
2	103.50	78.50	42.50	34.00	28.00

TABLE 4—BIRCH

Thickness (inches)	FAS	Selects	No. 1 Common	No. 2 Common	No. 3A Common	No. 3 Common
⅝	$92.00	$80.50	-------	-------	-------	-------
¾	105.00	91.00	-------	-------	-------	-------
1	123.00	107.00	$72.50	$47.50	$35.00	$28.00
1¼	129.00	112.00	78.50	49.50	38.50	30.00
1½	132.00	115.00	83.00	55.00	40.50	31.00
2	138.00	124.00	88.50	61.00	41.50	32.00
2½	144.00	130.00	100.00	66.00	-------	-------
3	155.50	140.50	113.00	71.50	-------	-------
4	166.50	154.50	130.00	77.50	-------	-------

TABLE 5—CHERRY

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$121.00	$80.50	$40.50	$25.00
1¼	126.50	86.50	53.00	28.00
1½	132.00	92.00	55.00	31.00
2	144.00	98.00	66.00	36.50
2½	155.50	103.50	-------	-------
3	161.50	109.00	-------	-------

TABLE 6—CHESTNUT—WHAD

½	$58.50	$59.50	-------	-------
⅝	69.00	67.50	-------	-------
¾	78.50	74.50	-------	-------
1	138.00	86.50	$33.00	$22.00
1¼	144.00	92.00	33.00	23.00
1½	144.00	92.00	33.00	23.00
2	149.50	98.00	33.00	24.00
2½	-------	-------	33.00	-------
3	-------	-------	33.00	-------

TABLE 7—CHESTNUT—WHND

Thickness (inches)	FAS	No. 1 Common and Better	No. 1 Common	Sound wormy
½	$43.50	$36.50	$34.50	$29.00
⅝	49.50	41.50	39.00	33.00
¾	55.50	46.00	43.50	37.50
1	66.50	56.50	51.50	44.50
1¼	69.00	60.50	56.50	48.50
1½	72.50	62.50	57.50	49.50
2	78.50	67.50	63.50	55.00
2½	-------	-------	-------	58.00
3	-------	-------	-------	64.00

TABLE 8—SOFT ELM

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$69.00	$46.00	$35.00	$21.00
1¼	74.50	51.50	39.50	22.00
1½	80.50	56.50	39.50	22.00
2	84.00	59.50	41.50	24.00
2½	90.00	64.50	45.50	29.00
3	98.00	70.50	48.50	31.00

TABLE 9—HICKORY

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common	Log run
1	$86.50	$46.00	$26.50	$22.00	$43.00
1¼	98.00	48.50	30.00	23.00	45.50
1½	98.00	51.50	36.50	23.00	49.00
2	109.00	57.50	36.50	24.00	54.50

TABLE 10—HARD MAPLE

Thickness (inches)	FAS	Selects	No. 1 Common	No. 2 Common	No. 3A Common	No. 3 Common
½	$74.50	$63.50	$46.00	$28.00	------	------
⅝	86.50	72.50	54.50	32.00	------	------
¾	98.00	81.50	60.50	35.00	------	------
1	115.00	97.00	71.50	41.50	$29.00	$25.00
1¼	121.00	101.00	77.00	45.50	34.00	28.00
1½	126.50	107.00	83.00	47.50	34.00	29.00
2	132.00	112.00	88.50	53.00	38.50	30.00
2½	149.50	126.50	106.00	58.00	------	------
3	161.50	145.00	117.00	64.00	------	------
4	184.00	164.50	140.50	70.50	------	------

TABLE 11—SOFT MAPLE

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
½	$63.50	$41.50	$24.00	------
⅝	72.50	47.50	29.00	------
¾	81.50	54.50	32.00	------
1	97.00	63.50	37.50	$22.00
1¼	102.00	69.00	41.50	24.00
1½	105.00	74.50	44.50	24.00
2	110.00	80.50	49.50	28.00
2½	126.50	92.00	------	------
3	138.00	103.50	------	------
4	158.50	121.00	------	------

TABLE 12—OAK

Thickness (inches)	FAS	Selects	No. 1 Common	No. 2 Common	No. 3A Common	No. 3 Common
1	$90.00	$73.50	$59.50	$43.00	$31.00	$20.00
1¼	101.00	84.00	67.50	46.50	32.00	21.00
1½	106.00	87.50	71.50	49.50	32.00	21.00
2	118.50	100.00	79.50	54.00	33.00	22.00
2½	141.50	113.00	90.00	------	------	------

TABLE 13—YELLOW POPLAR—PLAIN

Thickness (inches)	FAS	Saps	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2B Common	No. 3 Common
½	$63.50	$50.50	$41.50	$29.00	$23.00	------
⅝	72.50	58.50	47.50	33.00	28.00	------
¾	81.50	66.50	54.50	37.50	31.00	------
1	95.50	78.50	63.50	44.50	35.00	$22.00
1¼	102.00	83.00	67.50	48.50	37.50	23.00
1½	106.00	84.00	70.50	49.50	38.50	23.00
2	120.00	92.00	74.50	53.00	39.50	24.00
2½	141.50	109.00	88.50	57.00	------	------
3	153.50	123.00	109.00	62.00	------	------
4	172.50	140.50	117.00	------	------	------

TABLE 14—MIXED HARDWOODS

Dunnage or No. 4 Common. Lumber of any hardwood species of standard widths and lengths but poorer in quality than No. 3B Common.... $20.50

TABLE 15—1" HARDWOOD TIE SIDES

Species	FAS	No. 1 Common	No. 2 Common	No. 3A Common	No. 3B Common
Birch	$64.00	$59.50	$40.50	$28.00	$23.00
Maple	97.00	60.50	35.00	22.00	18.50
Oak	67.50	49.50	36.50	35.00	17.50
Beech	60.00	49.50	32.00	23.00	20.00

NOTES ON TIE SIDES

For 1¼" and thicker items in each species, add to the above prices the same amount by which the prices for these thicknesses, in standard lumber grades, exceed the prices for 1" stock in the same standard grades.

TABLE 16—HARDWOOD HEARTS

Size (inches)	Length (feet)	No. 3 Common	Crossing plank
2 x 4	6 to 16	$26.50	$32.00
2 x 5	6 to 16	28.00	32.00
2 x 6	6 to 16	26.50	32.00
2 x 8	6 to 16	26.50	32.00
2 x 5 and wider	6 to 16	26.50	32.00
3 x 3	6 to 16	28.00	31.00
3 x 4	6 to 16	26.50	31.00
3 x 6	6 to 16	26.50	31.00
3 x 8	6 to 16	29.00	33.00
3 x 10	6 to 16	33.00	38.50
3 x 12	6 to 16	39.50	49.50
4 x 4	6 to 16	28.00	31.00
4 x 6	6 to 16	28.00	32.00
4 x 8	6 to 16	33.00	37.50
6 x 6	6 to 16	28.00	32.00
6 x 8	6 to 16	33.00	37.50
8 x 8	6 to 16	38.50	48.50

NOTES ON HARDWOOD HEARTS

For all one length, 8' or longer, add $2.00.
For all 10' to 16', add $0.50.
For all 12' to 16', add $1.00.
For all 14' to 16', add $1.50.

TABLE 18—GRAIN AND COAL DOOR BOARDS

	6'	7'
Grain door boards	$18.50	$18.50
Coal door boards	16.50	16.50

TABLE 19—1" ROUND EDGE HARDWOODS

Species	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common	Mill Run	Log run
Ash	$76.00	$49.50	$35.00	$23.00	$35.00	$43.00
Basswood	84.00	57.50	36.50	22.00	37.50	49.00
Beech	72.50	50.50	32.00	20.00	33.00	42.00
Birch	109.00	66.50	41.50	25.00	44.00	56.00
Soft elm	55.50	38.00	30.00	18.50	27.00	34.00
Hard maple	101.00	65.50	36.50	23.00	41.00	54.50
Soft maple	83.00	55.50	32.00	20.00	34.00	45.50
Oak	76.00	54.50	37.50	17.50	34.00	46.50

NOTES ON 1" ROUND EDGE HARDWOODS

These maximum prices for "log run" and "mill run" shall be applicable only in case the seller guarantees to the buyer that the shipment shall meet the following requirements:

Log run: Not more than 45% No. 2 Common and not less than 15% FAS.

Mill run: Not more than 40% No. 3 Common, not more than 25% No. 2 Common, and not less than 10% FAS.

The maximum price of round-edge mixed hardwoods sold on a "log run" or "mill run" basis shall be the "log run" or "mill run" price of the lowest-priced species included.

For items thicker than 1" in each species, add to the above prices the same amounts by which the prices for those thicknesses, in square-edge lumber grades, exceed the prices for 1" stock in the same square-edge lumber grades.

Where the item is of a thickness for which no prices are listed in the square edge lumber tables for the same species, for example 2¾ inches or 2¾ inches, the amount of addition shall be proportioned, according to the thickness of the item, between the amount of addition for the next lower thickness and the amount of addition for the next greater thickness over the one-inch price in the same square edge lumber species and grade.

Example: FAS Hard Maple 2¾ inch thick.

Maximum price for 1" FAS Hard Maple (square edge)	$115.00
Maximum price for 2½" FAS Hard Maple (square edge)	149.50
Maximum price for 3" FAS Hard Maple (square edge)	161.50
Addition for 2½" stock	34.50
Addition for 3" stock	46.50
Proportionate addition for 2¾" stock	40.50

TABLE 24—STANDARD SPECIAL GRADES, SPECIFIED WIDTHS, AND SPECIFIED LENGTHS
(In specified hardwood species)

Species	Grade or designation	Thickness (inches)	Widths (inches)	Lengths (feet)	Maximum price for 1,000 feet BM	Maximum additions to maximum price established in section 23 to 25 for lumber in corresponding standard grade and thickness
Basswood	No. 2 common and better	1	Regular	4 and 6	$44.00	------
	No. 2 common	1	3½ to 5½	Regular	39.50	------
	All	1	Regular	10 and 12	------	$5.00
	All	1¼ and thicker	Regular	10 and 12	------	6.00
	No. 1 common and better	All	7 and wider	Regular	------	7.00
	No. 1 common and better	------	10 and wider	Regular	------	15.00
	No. 1 common and better	------	12 and wider	Regular	------	30.00
	No. 1 common and No. 2 common	1	------	8 and longer (long cutting).	------	4.00
	Venetian blind stock	1 and 1¼	------	------	------	5.00
	FAS key stock	1	------	------	121.00	------
	No. 1 common and selects key stock	1	------	------	103.50	------
	FAS key stock	1¼	------	------	126.50	------
	No. 1 common and selects key stock	1¼	------	------	108.00	------
	1 and 2 face clear	1	4	6 to 16	87.50	------
	1 and 2 face clear	1	5	6 to 16	95.50	------
Birch	Selects and better	1 and 1¼	45 percent 8 and wider (10 percent to 15 percent 10 and wider).	45 percent 14 and 16	For each 10 percent of 8" and wider in excess of 45 percent.	2.50
	Selects and better	1 and 1¼	45 percent 8 and wider (10 percent to 15 percent 10 and wider).	45 percent 14 and 16	For each 10 percent of 14' and 16' in excess of 45 percent.	2.00
	Straight-grained, free from cross-grained or curly stock.	------	------	------	------	20.00
	Knotty	1	4 to 8	8 to 16	$92.00	------
	No. 1 common and better	1	4 and wider	4 and 6	72.50	------
	No. 2 common and better	1	4 and wider	4 and 6	53.00	------
	No. 2 common	1	4 and wider	4 and 6	47.50	------
	No. 2 common and better	1¼	4 and wider	4 and 6	59.00	------
	1 and 2 face clear	1	4	6 to 16	99.00	------
	1 and 2 face clear	1	5	6 to 16	103.50	------
	2 face clear	1	4	6 to 16	109.00	------
	2 face clear	1	5	6 to 16	115.00	------
	No. 1 common	1	4	Any	72.50	------
	No. 2 common	1	4	Any	47.50	------
	No. 3 common	1	4	Any	28.00	------
	No. 1 common	1	6	Any	73.50	------
	No. 2 common	1	6	Any	49.50	------
	No. 3 common	1	6	Any	29.00	------
	Selected red birch	------	------	------	------	20.00
Hard Maple	1 and 2 face clear	1	4	6 to 16	114.00	------
	1 and 2 face clear	1	5	6 to 16	121.00	------
	1 and 2 face clear	1¼	4	6 to 16	120.00	------
	No. 1 common and better—Curly	1 and thicker	Regular	Regular	195.50	------
	FAS birdseye	1 and thicker	Regular	Regular	------	25.00
	No. 1 common and better heel stock	1½ to 2½	Regular	Regular	------	10.00
	No. 1 common flooring stock	1	4 and wider	4 and longer	59.50	------
	No. 2 common flooring stock	1	4 and wider	4 and longer	38.50	------
	No. 3A common flooring stock	1	4 and wider	4 and longer	28.00	------
	No. 1 common flooring stock	1¼	4 and wider	4 and longer	63.50	------
	No. 2 common flooring stock	1¼	4 and wider	4 and longer	40.50	------
	No. 3A common flooring stock	1¼	4 and wider	4 and longer	33.00	------
	No. 1 white	------	------	------	------	20.00
	No. 1 and No. 2 white	------	------	------	------	15.00
	No. 2 white	------	------	------	------	10.00
	Sap 1 face	------	------	------	------	7.00
	Straight grain (except in conjunction with No. 1 white; No. 2 white or No. 1 and No. 2 white).	------	------	------	------	20.00
	Straight grain (in conjunction with No. 1 white; No. 2 white or No. 1 and No. 2 white).	------	------	------	------	10.00

This amendment shall become effective April 24, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6619; Filed, Apr. 19, 1946; 11:49 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

[Docket No. AO 71-A-10-RO-1]

NEW YORK METROPOLITAN MILK MARKETING AREA

NOTICE OF HEARING ON HANDLING OF MILK

Proposed amendments to the tentatively approved marketing agreement, as amended, and to the order, as amended, regulating the handling of milk in the New York metropolitan milk marketing area.

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and in accordance with the applicable rules of practice and procedure, as amended (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), notice is hereby given of a hearing to be held at the Utica Hotel, Utica, New York, beginning at 10:00 a. m., e. s. t., May 14, 1946.

Such hearing is to be held for the purpose of receiving further evidence with respect to certain matters, hereinafter designated, relating to proposed amendments to the said marketing agreement and order which were considered at a hearing held at Brooklyn, New York, on January 17 and 18, 1946, at Watertown, New York, on January 21, 1946, and at Syracuse, New York, on January 22–25, 1946, which hearing is hereby reopened to that extent, and for the further purpose of receiving evidence with respect to the additional proposed amendments to the said marketing agreement and order hereinafter set forth.

These proposed amendments have not received the approval of the Secretary of Agriculture.

The matters as to which the prior hearing is reopened are as follows:

1. Amend § 927.4 (a) (5) (i) to read:

(i) Milk, cream, plain condensed milk, or skim milk received from pool plants or from producers shall be assigned as far as possible to Class I-A, Class II-A, Class II-B, or Class V-A, unless such classification is based on some product leaving or on hand at the plant in some form other than milk, cream, plain condensed milk, frozen desserts or homogenized mixtures, skim milk, or other than cultured or flavored milk drinks shipped to or distributed in the marketing area.

2. Amend § 927.5 (a) (1) by (1) extension of the table therein to provide a further increase of 20 cents per hun-

dredweight in the Class I–A price for each interval of increase of 5 cents in the butter-powder value beyond the upper limit now provided, (2) reducing the prices set forth in the table therein for the April through June period 15 cents per hundredweight, and (3) increasing the prices set forth in the table therein for the July through March period 5 cents per hundredweight.

3. Amend § 927.5 (a) by deleting subparagraph (2) thereof and by renumbering succeeding subparagraphs accordingly.

4. Amend § 927.5 (a) (5) by extension of the table therein to provide a further increase of 15 cents per hundredweight in the Class II–A price for each interval of increase of 3.5 cents in the butter price beyond the upper limit now provided.

5. Amend § 927.5 (a) (6) to read:

(6) For Class II–B milk the price during March through July shall be 25 cents less than the Class II–A price and for each other month shall be 20 cents less than the Class II–A price: *Provided*, That in no event shall the Class II–B price be lower than the Class II–C price or lower than the Class II–D price minus 5.5 cents.

6. Amend § 927.5 (a) (8) by changing the proviso therein: *"Provided*, That in no event shall the Class II–D price be lower than an amount computed by the market administrator as follows: From the average of the highest prices reported daily during such month by the United States Department of Agriculture for 92-score butter at wholesale in the New York market, deduct 4 cents, add 20 percent, multiply by 3.5, and add 10 cents."

7. Amend § 927.5 (a) (9) by changing the proviso therein to read: *"Provided*, That in no event shall the Class II–E price be lower than an amount computed by the market administrator as follows: From the average of the highest prices reported daily during such month by the United States Department of Agriculture for 92-score butter at wholesale in the New York market, deduct 4 cents, add 20 percent, multiply by 3.5, and add 10 cents."

8. Amend § 927.5 (a) (11) by changing that portion preceding the proviso to read:

(11) For Class III milk the price during each month shall be the average, computed by the market administrator, of prices, as reported to the United States Department of Agriculture, paid during such month to farmers for 3.5 percent milk at evaporated milk plants at locations listed in this subparagraph: *Provided*, That the Class III price during the months of January, February, July, August, and September shall be such average plus 8 cents, and during the months of October, November and December shall be such average plus 15 cents.

9. Amend § 927.5 (a) (12) by adding the following proviso: *"Provided*, That in no event shall the Class IV–A price during the months of October through February be less than the Class II–E price."

10. Amend § 927.5 (a) (13) by adding the following proviso: *"Provided further*, That in no event shall the Class IV–B price during the months of October through February be less than the Class III price."

11. Amend § 927.5 (b) by changing to "9.0" the factor of "9.45" as set forth in provision for determining the Class IV–B butterfat differential, and by adding a provision establishing the Class III butterfat differential as an amount equal to the Class III price minus 91.25 percent of the Class V–B price, divided by 35.

12. Amend § 927.8 (f) by changing the word "October" as contained therein to "July".

Additional proposals are as follows:

13. Amend § 927.2 (c) by adding the following provision:

(4) To recommend to the Secretary amendments to this order.

14. Amend § 927.2 (d) (5) by adding "and § 927.9" to the end thereof.

15. Amend § 927.2 (e) to read as follows:

(e) *Announcement of prices.* The market administrator shall compute and publicly announce prices as follows:

(1) Not later than the 25th day of each month:

(i) The average, for the period beginning with the 25th of the immediately preceding month and ending with the 24th of the current month, of the highest prices reported daily by the United States Department of Agriculture for 92-score butter at wholesale in the New York market.

(ii) The average, for the period beginning with the 25th of the immediately preceding month and ending with the 24th of the current month, of the prices (using the midpoint of any range as one quotation) reported daily in the "Producers' Price Current" for hot roller process dried skim milk or nonfat dry milk solids "other brands, human consumption, carlots, bags or barrels."

(iii) The average, for the period beginning with the 25th of the immediately preceding month and ending with the 24th of the current month, of the prices (using the midpoint of any range as one quotation) reported daily in the "Producers' Price Current" for hot roller process dried skim milk or nonfat dry milk solids "other brands, animal feed, carlots, bags, or barrels."

(iv) The simple average of the averages computed pursuant to (ii) and (iii) of this paragraph.

(v) The preliminary Class I–A, Class II–A and Class V–A prices for the following month pursuant to § 927.5 (a).

(2) Not later than the 5th day of each month:

(i) The minimum class prices pursuant to § 927.5 (a) for the preceding month.

(ii) The butterfat differentials, pursuant to § 927.5 (b) and § 927.8 (c), for the preceding month.

(iii) The average, for the preceding month as reported by the United States Department of Agriculture, of all weekly market quotations (using the midpoint of any weekly range as one quotation) of prices for a 40-quart can of 40 percent sweet cream approved for Pennsylvania.

(iv) The average, for the preceding month as reported by the United States Department of Agriculture, of all weekly market quotations (using the midpoint of any weekly range as one quotation) of prices for a 40-quart can of 40 percent sweet cream approved for Pennsylvania, Newark and Lower Merion Township.

(v) The simple average of the averages computed pursuant to (iii) and (iv) of this paragraph.

(vi) The weighted average price, for the preceding month as reported by the United States Department of Agriculture, per 40-quart can of 40 percent bottling quality cream in the Boston market.

(vii) The average, for the preceding month as reported to the United States Department of Agriculture, of the prices paid to dairy farmers for 3.5 percent milk at the evaporated milk plants at places set forth in § 927.5 (a) (11).

(viii) The average of the highest prices reported daily during the preceding month by the United States Department of Agriculture for 92-score butter at wholesale in the New York market.

(ix) The average of the weekly price quotations during the preceding month for cheddars or twins at the Wisconsin Cheese Exchange as set forth in §927.5 (a) (13).

(x) The average, for the preceding month, of the prices (using the midpoint of any range as one quotation) reported daily in the "Producers' Price Current" for hot roller process dried skim milk or nonfat dry milk solids "other brands, human consumption, carlots, bags or barrels."

(xi) The average, for the preceding month, of the prices (using the midpoint of any range as one quotation) reported daily in the "Producers' Price Current" for hot roller process dried skim milk or nonfat dry milk solids "other brands, animal feed, carlots, bags or barrels."

(xii) The simple average of the averages computed pursuant to (x) and (xi) of this paragraph.

16. Amend § 927.3 (a) to provide that the market administrator can suspend a plant only on the basis of the monthly report filed for such plant, and provided that the market administrator can suspend a plant only upon the same grounds that the Secretary can cancel a plant's designation as a pool plant.

17. Amend § 927.3 (a) (3) (i) to read:

(i) Be willing to ship in the form of milk to the marketing area in Class I–A and in Class I–C to the area and under the restrictions provided in subparagraph (4) (iv) and (iv) (*a*) of this paragraph, milk received at the plant from dairy farmers.

18. Amend § 927.3 (a) (4) (iv) to read:

(iv) Suspension for failure to meet the requirements of (3) (i) of this paragraph can be made effective as of a date in any month, or during a month for which the Secretary or the Market Administrator has declared an emergency to exist in the supplying of milk to the Marketing Area. Such suspension, in the absence of a declaration by the Secretary or Market Administrator of an emergency, shall be made only after the issuance of a notice by the Market Administrator to all handlers operating reserve pool plants, that pool plant designations are subject to suspension for failure to meet the requirements of (3) (i) of this paragraph.

19. Amend § 927.3 (a) (4) (iv) (*a*) to read:

(*a*) No pool plant shall be cancelled for failure to meet the requirements of (3) (i) of this paragraph, if the handler operating the plant, during the month in which the suspension by the Market Administrator was made effective, utilized in Class IA, or in Class IC ultimately distributed in the special cream area, or in Fairfield County, Connecticut, or in Pennsylvania outside the Counties of Allegheny, Beaver, Fayette, Greene, Washington and Westmoreland, 100% of the total milk be received from producers at all pool plants: *Provided*, That the amount of milk utilized by the handler in Class IC, shall in no one month be greater than the amount utilized by the said handler in Class IC in the previous June, but in no event shall less than 60% of the milk received by the handler from producers be utilized in Class IA. The percentage requirement for the utilization of milk in the aforesaid classes for any month for which the Secretary or Market Administrator has found that an emergency exists in the supplying of fluid milk to the Marketing Area shall be established by the Market Administrator.

20. Amend § 927.3 (a) (4) (iv) (*a*) to provide that no pool plant designation shall be cancelled for failure to meet the requirements of (3) (i) of this paragraph if the handler operating the plant during the month in which the suspension by the market administrator was made effective utilized in the marketing area the butterfat in milk received from producers to at least 75 percent of such milk receipts.

21. Amend § 927.3 (a) (4) (iv) (*a*) by inserting after the words "storage cream" as contained in the parenthesis therein the following: "unless the handler storing such cream during the months of August through December, inclusive, withdraws during each such month more of such cream from storage than was placed into storage during the same month."

22. Amend § 927.3 (a) (4) (iv) (*a*) to provide for adding Class I–B as one of the classes in which milk may be utilized in meeting the requirements of this paragraph.

23. Amend § 927.3 (a) (4) (iv) (c) to read:

(c) Cancellations of designations for failure to meet the requirements of (3) (i) of this paragraph shall be limited to those plants necessary to result in a utilization in Classes IA and IC (except that omitted in the computation set forth in (4) (iv) (a) of this paragraph), of milk received at the remaining pool plants operated by the handler, or reported by the cooperative, as the case may be, equal to 100%, or such other percentage as the Secretary or the Market Administrator has established in declaring an emergency.

24. Add a new provision as follows:

At any time during a "declaration of an emergency" by the Secretary or Market Administrator or upon the issuance of a notice by the Market Administrator to all handlers operating reserve pool plants, that pool plant designations are subject to suspension for failure to meet the requirements of § 927.3 (a) (3) (i) of the orders, the Market Administrator may appoint an Allocation Committee which shall have the power to direct shipments of Class IA milk through an "Allocation Pool", from sources not being utilized in Class IA.

Handlers who do not operate or control country receiving stations, or who do not receive from such country receiving stations as they do operate or control sufficient quantities of milk to supply their customers with as much average daily Class IA sales as were their average daily sales of such milk in the previous month of April, may file with such Allocation Committee, requests for an amount of milk to make up such deficiency and shall specify their weekly requirements commencing not less than 5 days after making such request. The "Allocation Committee" shall then endeavor to obtain from sources not being utilized in Class IA, supplies of milk to meet such requirements.

Supplies of milk handled through the Allocation Committee shall be direct sales between the selling handler and the purchasing handler and shall be paid for C. O. D. or on any reasonable terms satisfactory to the selling handler and under the following conditions:

(a) At ceiling price f. o. b. either country plant or New York City, at the option of the seller, or in the absence of an O. P. A. ceiling, at country handling charges as determined by the Allocation Committee.

(b) Butterfat content at country plant as reported to the Market Administrator on the monthly report, at the rate of 4 cents per point above or below 3.5% as the case may be.

(c) Trucking to be arranged for by the seller at his option, otherwise by the buyer. If the seller uses his own truck the price for trucking is to be determined by the Allocation Committee.

The Allocation Committee in requisitioning milk for allocations may take into account any or all of the following factors:

(a) Whether handler receives any special payment under Order 27 for servicing the market.

(b) Distance of plant from the marketing areas.

(c) Butterfat content of milk as related to the requirements of the buyer.

(d) Any other factor affecting cost or quality of the milk or availability of transportation facilities.

(e) The requirements of public health officials and the history of operations at the plant.

The Allocation Committee or its members shall not be subject to legal responsibility for failure to fill requests for milk supplies, but shall only be required to make efforts to obtain such supplies.

The Market Administrator shall cancel the designation as a reserve plant, if the operator of such plant fails to comply with decisions of the Allocation Committee. Such failure to cooperate shall be deemed sufficient proof that the handler is not complying with § 927.3 (a) (3) (i) of the orders.

25. Amend § 927.4 (a) (2) by adding the following proviso: *"Provided*, That the holding of milk in the form of cream in a licensed cold storage warehouse at an average temperature below zero degrees Fahrenheit for at least 7 consecutive days shall constitute that portion of the handling of such cream, required pursuant to § 927.4 (c) (5), that is required to be performed during the month following its receipt from dairy farmers.

26. Amend § 927.4 (a) (3) (i) to provide that a handler can move frozen desserts from one plant to another plant in New York City or to a warehouse without affecting classification based on movement to an area where the product is utilized.

27. Amend § 927.4 (c) (10) by adding the term "syruped malted milk" to the list of products included therein.

28. Amend § 927.4 (c) (13) to read:

(13) Class V–A milk shall be the skim milk in all milk, which skim milk enters the marketing area in the form of fluid skim milk or cultured or flavored milk drinks containing less than 3 percent butterfat, or which is not accounted for in some product leaving or on hand at a plant.

29. Amend § 927.4 (c) (14) to read:

(14) Class V–B milk shall be the skim milk in all milk, which skim milk is not classified pursuant to (13) of this paragraph.

30. Amend § 927.5 by changing the second paragraph thereof to read:

The prices for milk classified pursuant to (4), (5), (6), (7), (8), (9), and (11) of § 927.4 (c) shall represent the value of the 40 percent cream equivalent of the milk. For purposes of this section, the quantity of skim milk to be priced at either the Class V–A or Class V–B price shall be 91.25 pounds (plus or minus 0.25 pound for each point of butterfat in milk containing less or more than 3.5 percent butterfat) in each 100 pounds of milk classified pursuant to (4), (5), (6), (7), (8), (9), and (11) of § 927.4 (c): *Provided*, That if the quantity of Class V–A milk is greater than the quantity of skim milk to be so priced, the excess V–A skim milk shall be paid for at the difference between the Class V–A and Class V–B prices.

31. Amend § 927.5 (a) (3) by adding a proviso that the Class I–B price shall not be less than the Class I–C price.

32. Amend § 927.5 (a) (14) by deleting the proviso contained therein.

33. Amend § 927.5 (c) by changing that portion of each of the subparagraphs 1, 2, and 3 thereof preceding the table in each of such subparagraphs to read as follows:

(1) The Market Administrator shall, from time to time determine and publicly announce for each pool plant the freight zone set forth in the following schedule. The freight zone for plants located in

the marketing area shall be the 1–10 mile zone. The freight zones for plants outside the marketing area shall be based on the railroad mileage distance from the plant to New York City terminals of the nearest railway shipping point, or the shortest highway mileage distance from the plant to Columbus Circle, New York City, as computed from the latest mileage guide issued by the Household Goods Carriers' Bureau, Agent, Washington, D. C., whichever is shorter. The minimum prices set forth in (a) of this section shall be plus or minus the amounts as set forth in the following schedule:

(2) The Market Administrator shall, from time to time, determine and publicly announce for each pool plant a zone based on its shortest highway mileage distance from the City Hall in Philadelphia, Pennsylvania, as computed from the latest mileage guide issued by the Household Goods Carriers' Bureau, Agent, Washington, D. C. The minimum price for Class II–D shall be subject to the minus differentials set forth in the following table applicable to the location of the plant at which the milk was received from producers:

(3) The Market Administrator shall, from time to time, determine and publicly announce for each pool plant a zone based on its shortest highway mileage distance from the State House in Boston, Massachusetts, as computed from the latest mileage guide issued by the Household Goods Carriers' Bureau, Agent, Washington, D. C. The minimum prices for Class II–E and Class II–F milk shall be subject to the minus differential set forth in the following table applicable to the location of the plant at which milk was received from producers:

34. Amend § 927.6 by changing paragraphs (c) and (d) thereof to (d) and (e) respectively, and by adding a new paragraph (c) as follows:

(c) *Storage cream reports.* On or before the last day of the period for establishing classification pursuant to § 927.4 (a) (2), and not later than 15 days prior to removal of the cream from storage, each handler shall report to the market administrator on forms prescribed by the market administrator information with respect to the storage of cream as a basis for Class II–B Classification. Failure to make such reports shall result in the disallowance of Class II–B classification.

35. Amend § 927.7 (a) by deleting subparagraph (5) thereof and providing that any location differentials shall be paid by handlers of the milk.

36. Amend § 927.7 (a) (5) by adding Sullivan County, New York and Berks County, Pennsylvania to the list of counties in which the location differential of 20 cents per hundredweight shall be applicable.

37. Amend § 927.8 by changing the title thereof to read: "*Payment by handlers directly to producers*", by changing the title of paragraph (a) thereof to read: "(a) *Time and rate of payments*", and by adding the following sentence to the end of paragraph (a): "Whenever verification by the market administrator of the payment to any producer or cooperative association of producers for milk delivered to any handler discloses payment of less than is required by this order, the handler shall make up such payment to the producer or cooperative association of producers not later than the time of making payment next following such disclosure."

38. Amend § 927.8 by deleting paragraph (e) thereof and all references elsewhere to payments for milk or milk products received from other than producer sources.

39. Amend § 927.8 (e) to provide that the payments for milk or milk products from other than producer sources shall not be made during any period of time in which any Board of Health having jurisdiction in the marketing area has declared an emergency and permitted the importation of such products from sources other than pool plants.

40. Amend § 927.8 (f) (Storage cream payments) by substituting for the word "stored" the words "received from producers" and by adding to the end of such paragraph (f) the following: "Claims pursuant to this paragraph shall be made not later than 30 days after the month during which such frozen cream is utilized: *Provided*, That if the reported utilization of such cream is found by the market administrator to be in error, claims may be made during a period ending not later than 30 days after notice by the market administrator of such error."

41. Amend § 927.8 by adding a new provision establishing a limitation on the time within which the Market Administrator may audit, reaudit or charge a handler, and during which any handler may make a claim on the producer-settlement fund.

42. Change the numbers of §§ 927.9, 927.10, 927.11 and 927.12 to 927.10, 927.11, 927.12, and 927.13, respectively, and add a new § 927.9 as follows, paragraphs (a), (b), (c), (d), and (e) of which are substituted for present paragraphs (g), (h), (i), and (j) of § 927.8, and with paragraphs (d), (e) and (f) of the present § 927.8 transferred to the new § 927.9 as paragraphs (f), (g), and (h):

§ 927.9 *Producer-settlement fund and its operation.* The market administrator shall establish and maintain a separate fund known as "the producer-settlement fund" into which he shall deposit all payments and out of which he shall make all payments pursuant to this section.

(a) *Handlers' accounts.* The market administrator shall establish an account for each handler who is required to make payments to the producer-settlement fund or who receives payments from the producer-settlement fund. After computing the uniform price and each handler's pool debit or credit each month, the market administrator shall render each handler a statement of his account showing the debit or credit balance, together with all debits or credits entered on such handler's account since the previous statement was rendered.

(b) *Payments to the producer-settlement fund.* On or before the 18th day of each month each handler shall make full payment of the debit balance, if any, of such handler shown on the statement of account rendered pursuant to (a) of this section.

(c) *Payments out of producer-settlement fund.* On or before the 20th day of each month the market administrator shall make payment to each handler of the credit balance, if any, of such handler shown on the statement of account rendered pursuant to (a) of this section. If, at any such time, the balance in the producer-settlement fund is insufficient to make full payment due to each handler, the market administrator shall reduce uniformly the payments to each handler and shall complete such payments as soon as the necessary funds are available. No handler who, on the 25th day of the month, has not received such payments in full from the market administrator shall be deemed to be in violation of § 927.8, if he reduces his total payments to producers for milk delivered by such producers during the proceeding month by not more than the amount of the reduction in payment from the producer-settlement fund.

(d) *Handlers' pool debit or credit.* After computing the uniform price for each month, the market administrator shall compute each handler's pool debit or pool credit as follows:

(1) Add to each handler's net pool obligation the value of his Class I–C milk at the uniform price.

(2) Multiply the quantity of milk received by each handler from producer by the uniform price.

(3) If the result obtained in (2) of this paragraph is less than the result in (1), the difference shall be entered on the handler's producer-settlement fund account as such handler's pool debit.

(4) If the result obtained in (2) of this paragraph is greater than the result in (1), the difference shall be entered on the handler's producer-settlement fund account as such handler's pool credit.

(e) *Adjustments of errors in payments.* Whenever verification by the market administrator of reports or payments of any handler discloses errors made in payments to or from the producer-settlement fund, the market administrator shall debit the handler's producer-settlement fund account for any unpaid amount. Whenever verification discloses that payment is due from the market administrator to any handler, the market administrator shall credit the handler's producer-settlement fund account for any such amount.

(f) Same as present § 927.8 (d).

(g) Same as present § 927.8 (f).

(h) Same as present § 927.8 (e) with subparagraph (4) thereof changed to read:

(4) The amount due pursuant to this paragraph shall be entered on the handler's account as a debit immediately after the filing of the report pursuant to § 927.6 (a).

(j) *Adjustment of past due accounts.* Any debit balance payable on the 18th day of any month as shown on the account rendered to any handler pursuant to (a) of this section, payment of which has not been received by the market administrator on the last day of such month, shall be increased by one-half of one percent.

43. Amend § 927.9 to require payments for expense of administration on or before the 18th day of each month rather than on or before the 20th day of each month, and by adding to the end thereof the following: "Whenever verification by the market administrator discloses an error in the payment made by any handler, such error shall be adjusted not later than the date next following such disclosure on which payments are due pursuant to this section.

Copies of this notice of hearing and of the tentatively approved marketing agreement, as amended, and of the order, as amended, now in effect, may be procured from the Market Administrator, 205 East Forty-second Street, New York, New York, or from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, Room 1331 South Building, Washington 25, D. C., or may be there inspected.

Dated: April 18, 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46–6607; Filed, Apr. 19, 1946; 11:09 a. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G–507, G–508, G–510, G–516, G–519, G–702]

HOPE NATURAL GAS CO. ET AL.

ORDER REOPENING PROCEEDINGS, CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

APRIL 17, 1946.

In the matters of Hope Natural Gas Company, Docket No. G–507; New York State Natural Gas Corporation, Docket No. G–508; The Manufacturers Light and Heat Company, and Manufacturers Gas Company, Docket No. G–510; United Fuel Gas Company, Docket No. G–516; Home Gas Company, Docket No. G–519; Central New York Power Corporation, Docket No. G–702.

It appears to the Commission that:

(a) The Commission's Opinion No. 114 and accompanying orders entered April 26, 1944, at Docket Nos. G–507, G–508, G–510, G–516, and G–519, authorized Hope Natural Gas Company and New York State Natural Gas Corporation ("New York State Corporation") to construct and operate certain facilities described therein.

(b) Paragraph (C) of the aforesaid order of April 26, 1944, provides as follows:

(C) Until further order of the Commission, the facilities herein authorized shall be operated exclusively for the purpose of enabling Hope Natural Gas Company and New York State Natural Gas Corporation to supply the natural-gas requirements of the following-named customers of New York State Natural Gas Corporation in accordance with the terms and provisions of existing contracts covering the sale and delivery of such requirements, limited, however, to the maximum annual quantities of natural gas set forth in the following tabulation:

	Annual volume (Mcf)
New York State Electric & Gas Corp	1,900,000
Central New York Power Corp	3,300,000
Empire Gas & Fuel Co. (Pa.)	303,750
Godfrey L. Cabot, Inc	592,750
North Penn Gas Co. and Allegany Gas Co	1,581,250
Penn-York Gas Corp	1,718,000

(c) By order of the Commission entered April 5, 1946, the aforementioned paragraph (C) of the order of April 26, 1944, was modified and amended so as to authorize Hope Natural Gas Company to supply the natural gas requirements of the New York State Natural Gas Corporation in accordance with the terms and provisions of the existing contract between suc hcompanies, which has been filed with the Commission and has been designated Hope Natural Gas Company Rate Schedule FPC No. 9; to authorize New York State Natural Gas Corporation to deliver to Empire Gas and Fuel Company an additional 365,250 Mcf of natural gas, thereby increasing the total maximum annual volume deliverable to Empire Gas and Fuel Company from 303,750 to 669,000 Mcf; and to authorize New York State Natural Gas Corporation to deliver to Dempseytown Gas Company 304,000 Mcf of natural gas annually.

(d) By order entered March 26, 1946, the Commission directed that the proceedings In the Matters of Hope Natural Gas Company, et al., Docket Nos. G–507, G–508, G–510, G–516 and G–519 be reopened for the purpose of taking evidence with respect to the matters involved and the issues presented by a petition filed by New York State Corporation on February 8, 1946, Docket No. G–508, requesting modification of paragraph (C) of the aforesaid order of April 26, 1944, in such manner as to eliminate all limitation imposed upon the sale and delivery of natural gas to Central New York Power Corporation. The Commission further directed the reopened proceeding be consolidated for purpose of hearing with the proceeding upon the application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, filed by Central New York Power Corporation on February 11, 1946, Docket No. G–702.

(e) By order entered April 5, 1946, the Commission directed that the proceedings in the Matters of Hope Natural Gas Company, et al., Docket Nos. G–507, G–508, G–510, G–516 and G–519 be reopened for the purpose of taking evidence with respect to the matters involved and the issues presented by a petition filed by New York State Corporation on January 22, 1946, as supplemented by information submitted February 4, 1946, Docket No. G–508, requesting authority to deliver to Dempseytown Gas Company 632,500 Mcf of natural gas annually instead of 304,000 Mcf annually as requested in an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, filed by New York State Corporation on October 16, 1945, Docket No. G–508; and by a petition filed by New York State Corporation on February 25, 1946, Docket No. G–508, requesting modification of the limitation imposed by paragraph (c) of the aforesaid order of April 26, 1944, in such manner as to authorize New York State Corporation to increase from 1,718,000 Mcf to 2,083,000 Mcf the maximum annual quantity of natural gas deliverable to Penn-York Natural Gas Corporation. The Commission further directed that the reopened proceedings referred to in this paragraph be consolidated for purpose of hearing with the proceedings referred to in paragraph (d) hereof.

(f) The hearing in the reopened and consolidated proceedings referred to in paragraph (d) and (e) hereof is now set to commence on April 23, 1946, at 10:00 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, NW., Washington, D. C.

(g) On April 8, 1946, New York State Corporation, Docket No. G–508, filed with the Commission a petition requesting modification of the limitation imposed by paragraph (C) of the aforesaid order of April 26, 1944, insofar as it pertains to the sale and delivery of natural gas to North Penn Gas Company and Allegany Gas Company, New York State Corporation requests that the Commission modify the aforementioned paragraph (C) in such manner as to eliminate all limitation on the volumes of natural gas deliverable to North Penn Gas Company and Allegany Gas Company.

The Commission finds that: (1) It is necessary and appropriate in the public interest that the record in the proceedings In the Matters of Hope Natural Gas Company, et al., Docket Nos. G–507, G–508, G–510, G–516 and G–519, be reopened for the purpose of taking evidence with respect to the matters involved and the issues presented by the petition of New York State Natural Gas Corporation filed April 8, 1946, requesting modification of paragraph (C) of the Commission's order of April 26, 1944, insofar as it pertains to the sale and delivery of natural gas to North Penn Gas Company and Allegany Gas Company.

(2) The reopened proceedings referred to in paragraph (1) hereof may present substantially similar issues and facts as those presented in connection with the matters referred to in paragraphs (d) and (e) hereof.

The Commission orders that: (A) The record in the proceedings in the Matters of Hope Natural Gas Company, et al., Docket Nos. G–507, G–508, G–510, G–516 and G–519 be and it is hereby reopened for the purpose of taking evidence with respect to the matters involved and the issues presented by the petition of New York State Natural Gas Corporation referred to in paragraph (g) hereof.

(B) The reopened proceedings be consolidated for purpose of hearing with the matters referred to in paragraphs (d) and (e) hereof which have been set by orders of the Commission entered April 2 and 5, 1946, to commence on April 23, 1946, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800

Pennsylvania Avenue, N. W., Washington, D. C.

(C) All interveners in the proceedings In the Matters of Hope Natural Gas Company, et al., Docket Nos. G–507, G–508, G–510, G–516, and G–519 may participate in the reopened and consolidated proceedings in accordance with leave heretofore granted by the Commisison.

(D) Interested state commissions may participate in said hearing as provided in § 67.5 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46–6612; Filed, Apr. 19, 1946; 11:32 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 580, Amdt. 1 to Order 89]

JACOB SIEGEL CO.

ESTABLISHING CEILING PRICE

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–603.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 89 issued under section 13 of Maximum Price Regulation No. 580 on application of Jacob Siegel Company, Philadelphia, Pennsylvania, is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling prices established for the articles listed below:

Article	Brand name	Manufacturer's price line	Ceiling price at retail
Men's topcoats	Alpacuna	$27.50	$45.00
Men's overcoats	...do...	30.50	50.00

2. Paragraph (c) is amended to read:

(c) On and after May 15, 1946, Jacob Siegel Company of Philadelphia, Pennsylvania, must mark each article in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Price $——

On and after June 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 15, 1946 if the article is marked or tagged with a retail ceiling price different from the one established under this order or if the article is unmarked and untagged, the retailer shall comply with the marking, tagging and posting provisions of the regulation applicable in the absence of this order.

3. Paragraph (d) is amended by adding the words "and all subsequent amendments" after the words "the seller shall send the purchaser a copy of this order."

This amendment shall become effective April 18, 1946.

Issued this 18th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–6581; Filed, Apr. 18, 1946; 4:22 p. m.]

[Rev. SO 119, Order 165]

RUTENBER ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's maximum prices.* Rutenber Electric Company, of Marion, Indiana, may compute its adjusted maximum prices for all electric ranges which it manufactures, as follows:

(1) For an article which has a properly established maximum price in effect before the effective date of this order, the adjusted maximum price is the article's properly established maximum price for the particular sale, increased by 8.6 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted maximum price is the maximum price hereafter properly established or determined in accordance with sections 3, 7, or 8 of Maximum Price Regulation No. 64, increased by 8.6 per cent; or the maximum price determined in accordance with section 5 of Maximum Price Regulation No. 64, which maximum price may not be increased under this order.

(3) The manufacturer's adjusted maximum price, fixed in accordance with this order, is its new maximum price including all increases and adjustments otherwise authorized for it individually, or for its industry.

(b) *Resellers' maximum prices.* (1) For sales in each zone by wholesale distributors to retail dealers, the maximum price for the electric ranges manufactured by Rutenber Electric Company and listed below, are those set forth below:

Model	Quantity	Maximum prices for sales by wholesale distributors to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
548	1 to 4	$119.89	$122.14	$124.39	$126.49
	5 or more	115.74	117.90	120.06	122.07
324	1 to 4	72.78	74.26	75.78	77.18
	5 or more	70.26	71.70	73.14	74.48
324 with clock and timer	1 to 4	84.11	85.61	87.11	88.51
	5 or more	81.19	82.63	84.07	85.42
345	1 to 4	72.78	74.76	76.75	78.60
	5 or more	70.26	72.16	74.07	75.85
345 with clock and timer	1 to 4	84.11	86.09	88.08	89.93
	5 or more	81.19	83.10	85.01	86.79
350	1 to 4	140.33	142.88	145.43	147.80
	5 or more	135.47	137.92	140.36	142.64
350 with clock and timer	1 to 4	157.23	159.78	162.33	164.71
	5 or more	151.79	154.24	156.68	158.96

These maximum prices include the Federal excise tax. They are f. o. b. the seller's city; and are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices are those set forth below:

Model	Maximum prices for sales by retail dealers to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
548	$182.25	$183.75	$189.25	$192.75
324	110.50	112.95	115.25	117.50
324 with clock and timer	127.75	130.25	132.50	134.75
345	110.50	113.75	116.95	119.95
345 with clock and timer	127.75	130.95	134.25	137.25
350	213.25	217.25	221.25	225.25
350 with clock and timer	238.95	242.95	246.95	250.95

These prices include the Federal excise tax, delivery, a one year warranty and installation with connection to electric facilities to be provided by the purchaser. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add $3.50 to the above OPA retail maximum price. In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) The provisions of Supplementary Order No. 153 shall not apply to resales of articles covered by this order.

(c) *Zones.* For the purposes of this order, Zones 1, 2, 3, and 4 comprise the following areas:

Zone 1: Indiana.

Zone 2: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, Michigan, Ohio, Kentucky, Wisconsin, Illinois, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Florida, Louisiana, Minnesota, Iowa, Missouri, Arkansas, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and the District of Columbia.

Zone 3: Montana, Wyoming, Colorado, New Mexico, and Texas.

Zone 4: Washington, Oregon, Idaho, California, Nevada, Utah, and Arizona.

(d) *Notification.* At the time of, or prior to the first invoice to each purchaser for resale at wholesale the manufacturer shall notify him of the maximum prices established by this order for resales by the purchaser. This notice may be given in any convenient form.

(e) *Tagging.* The manufacturer, prior to shipping any range covered by this order to a purchaser for resale, shall attach securely to the outside panel of the oven door of each range, a label which contains all the following information:

1. The model number of the range.
2. The range's OPA retail maximum prices in each zone.
3. A list of the area included in each zone.
4. A statement that the maximum prices shown include the Federal excise tax, delivery, a one year warranty and installation where the installation requires only that the range be connected to electric facilities provided by the purchaser and such connection does not require any additional materials.
5. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pigtail") and such set is furnished by the retail dealer, he may add $3.50 to the OPA retail maximum price of the range.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on the 19th day of April 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6566; Filed, Apr. 18, 1946; 11:37 a. m.]

[MPR 188, Order 4963]

DEENA PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Deena Products Company, 825 South Wabash Avenut, Chicago 5, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumer
		Jobbers	Retailer	
		Each	*Each*	*Each*
Decorated china table lamp with metal plated base and silk shade.	6001	$5.06	$5.95	$10.71
Decorated china table lamp with metal plated base and rayon over parchment shade.	6005	5.06	5.95	10.71
Decorated china table lamp with metal plated base and silk shade.	2001–2–3–4	5.91	6.95	12.51
Decorated china table lamp with metal plated base and silk shade.	2101	7.70	8.75	15.75
Decorated china table lamp and silk shade	2150–1	9.14	10.75	19.35
Decorated china table lamp and silk shade	2201–3–4	10.84	12.75	22.95
Decorated china table lamp and silk shade	2251–2–3	13.39	15.75	28.35
Plated table lamp and silk shade	4081–2–3–4–5–6	5.91	6.95	12.51
Plated table lamp and rayon over parchment shade	4080–1–2–3–4–5	5.91	6.95	12.51
Terra cotta hand-colored table lamp and rayon satin over parchment shade.	4012–13–18–19–20–21–22–23–28 29–60–61–62–63–64–65–66–67.	5.91	6.95	12.51
Plated bronze or gold 4-way jr. floor lamp and rayon satin over parchment shade.	510–Jr.	9.31	10.95	19.71
Plated bronze or gold swing-arm bridge lamp and rayon satin over parchment shade.	SA–510	10.16	11.95	21.51
Plated bronze or gold student bridge lamp and rayon satin over parchment shade.	S–510	9.31	10.95	19.71
Plated bronze or gold 6-way jr. floor lamp and silk shade.	1425–Jr.	14.24	16.75	30.15
Plated bronze or gold swing-arm bridge lamp and silk shade.	SA–1425	15.09	17.75	31.95
Plated bronze or gold bridge lamp and silk shade	S–1425	14.24	16.75	30.15
Plated bronze or gold 6-way jr. floor lamp and silk shade	1426–Jr.	14.24	16.75	30.15
Plated bronze or gold swing-arm bridge lamp with marble insert and silk shade.	SA–1426	15.09	17.75	31.95
Plated bronze or gold bridge lamp with marble insert and silk shade.	S–1426	14.24	16.75	30.15
Plated bronze or gold 6-way jr. floor lamp with marble insert and silk shade.	1427–Jr.	14.24	16.75	30.15
Plated bronze or gold swing-arm bridge lamp and silk shade.	SA–1427	15.09	17.75	31.95
Plated bronze or gold bridge lamp and silk shade	S–1427	14.24	16.75	30.15
Plated bronze or gold torchier with marble insert and glass reflector.	T–1426	13.39	15.75	28.35
Plated bronze or gold torchier and glass reflector	T–1427	13.39	15.75	28.35

These maximum prices for the articles described in the manufacturer's application dated February 5, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ——
OPA Retail Ceiling Price $——
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 19th day of April 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46–6562; Filed, Apr. 18, 1946; 11:37 a. m.]

[MPR 591, Order 429]

SOUTHERN AIRCRAFT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following refrigerated beverage cooler manufactured by the Southern Aircraft Company, Garland, Dallas County, Texas, and as described in the application dated March 29, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
2/keg refrigerated beverage cooler—36 case	$750	$875	$1,250

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to

the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Southern Aircraft Company of Garland, Dallas County, Texas, shall stencil on the inside of lid or cover of the refrigerated beverage cooler covered by this order, substantially the following:

OPA Maximum Retail Price $1,250

Plus freight and crating as provided in Order No. 429 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 19, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6563; Filed, Apr. 18, 1946; 11:37 a. m.]

[MPR 594, Order 23]

PACKARD MOTOR CAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, it is ordered:

(a) *Company sales to zones.* Packard Motor Car Company, Detroit, Michigan, hereinafter called "Company" is authorized to sell and deliver f. o. b. Detroit, Michigan, each of the new Packard passenger automobiles described in subparagraph (1) to zones at a price not to exceed the applicable wholesale price in subparagraph (1) less the Company's rebates in subparagraph (2) plus the applicable charges in subparagraph (3).

(1) *New automobile.*

Description	*Wholesale price*
Packard Six:	
Club sedan	$1,071.36
4-door sedan	1,104.73
Taxicab-partition type	1,329.44
Taxicab-sedan type	1,249.84
Packard Eight:	
Club sedan	1,119.25
4-door sedan	1,152.64
Packard DeLuxe Eight:	
Club sedan	1,160.22
4-door sedan	1,194.86
Packard Super Eight:	
Club sedan	1,373.97
4-door sedan	1,404.54
Packard Custom Super Eight:	
Club sedan	1,763.56
4-door sedan	1,845.92

(i) *Taxicab deductions.* The Company shall deduct from the wholesale price of the Packard Six taxicab being sold the following applicable allowance when roof lamps or tires are not furnished with the taxicab.

Description:	*Deduction*
Roof lamps	$26.73
4 tires 6 ply standard	53.76

(2) *Company rebates*—(i) *Wholesale rebates to zones.* The Company shall allow to a zone a rebate on the wholesale price in subparagraph (1) above, for each of the automobiles sold to the zone, the following applicable amount in the event the zone supplies the Company with an affidavit that it sold the automobile to a qualified dealer:

Automobile:	*Amount*
Packard Six	$53.00
Packard Eight	57.00
Packard DeLuxe Eight	59.00
Packard Super Eight	76.00
Packard Custom Super Eight	112.00

(ii) *Retroactive volume rebates.* The Company shall allow a zone the following applicable retroactive car volume rebate on each Packard Six, Eight or DeLuxe Eight models, computed separately on basis of resales to each dealer and on basis of deliveries by a zone when selling at retail in conformity with the Company agreement with the zone:

Quantity of automobiles:	*Rebate*
1–15	0
16–30	$10.00
31–50	15.00
51–75	20.00
76–100	25.00
101–250	30.00
251 up	35.00

(iii) *Quantity purchase rebate.* The Company shall pay to quantity purchasers on all purchases from zones or dealers 89.3% of the applicable quantity purchasers' rebate in effect January 1, 1941.

(3) *Charges*—(i) *Special or optional equipment.* A charge for each item or group of special or optional equipment listed in the following schedule when installed on the automobile not to exceed the sum of the applicable wholesale price and Federal excise tax in the schedule. When this special or optional equipment is not installed but is shipped with the automobile, the charge for each item or group of such equipment shall not exceed the sum of the applicable wholesale price and Federal excise tax for installed equipment less the installation allowance deduction.

Description	Installation allowance deduction including excise tax	Excise Tax on equipment installed	Wholesale price installed		List price installed
			To zone	To dealer	
Accessory group "CC":					
Clock					
Cigar lighter					
Horn ring			$1.01	$14.45	$15.55	$20.20
Courtesy light					
Antennas for radios:					
Rotary	$2.57	.40	5.63	6.49	9.60
Vacuum	2.57	.77	10.91	12.42	12.42
Exhaust pipe trim	.51	.07	1.07	1.25	1.49
Export car equipment group:					
"EC" export special equipment		.48	6.90	7.45	9.65
"XOF" export oil filter		.18	2.60	2.80	3.65
Gas tank locking caps	.51	.09	1.36	1.71	2.27
Guards, bumpers:					
Front auxiliary equipment	1.28	.34	5.67	6.59	9.33
Rear auxiliary equipment	1.28	.34	5.67	6.59	9.33
Heater and defroster:					
Dash	5.91	1.30	18.56	22.39	30.40
Underseat	10.27	1.94	27.80	32.99	40.54
Heater fresh air intake	2.57	.40	5.75	6.59	8.87
License plate frames (pair)	.51	.13	1.89	2.42	3.16
Lights:					
Backing	2.57	.33	4.75	5.37	6.49
Fog (pair)	4.62	.79	11.36	13.16	15.57
Luggage compartment	1.03	.12	1.67	1.91	2.35
Spotlight	3.85	.93	13.58	16.13	19.68
Mirrors:					
Rear view bolt-on type	.64	.16	2.25	2.72	5.02
Rear view clamp-on type	.64	.11	1.66	1.93	2.27
Rear view non-glare type	.64	.15	2.19	2.55	2.94
Vanity		.05	.63	.82	1.24
Oil bath		.29	4.20	4.50	5.85
Oil filter	1.28	.28	4.68	4.80	6.07
Overdrive		3.42	48.85	52.45	68.25
Right hand drive		1.62	23.20	24.95	32.40
Steering wheel, deluxe	1.28	.54	7.77	9.22	11.92
Sun visor	.51	.12	1.77	2.13	2.92
Taxicab equipment:					
Backup buzzer		.15	2.15	2.30	2.70
Trunk rack and license lamp		1.32	18.85	20.15	22.95
Trunk screen		.85	12.15	13.00	15.50
Tires 6-ply instead of 4-ply:					
Six, Eight or DeLuxe Eight		1.07	15.35	16.30	33.30
Super Eight or Custom Super Eight		1.11	15.85	16.80	35.65
Venetian shades	.77	.28	3.95	4.79	6.87
Wheels, 16" instead of 15":					
Six, Eight and DeLuxe Eight		.55	7.80	8.40	10.90
Super Eight and Custom Super Eight		.99	14.20	15.25	19.85
Wheel shields, rear (pair)	2.57	.99	14.15	16.58	24.35
Wheel trim rings (each)	.20	.08	1.19	1.53	2.30

(ii) *Transportation.* A charge to cover any outbound transportation costs prepaid by the Company on new automobiles and special or optional equipment computed in accordance with the method in effect on October 15, 1941.

(iii) *Federal excise taxes.* A charge to cover Federal excise taxes on the automobile not to exceed the applicable amount set out below:

Automobile:	*Amount*
Packard Six:	
Club sedan	$75.00
4-door sedan	77.33
Taxicab—partition type	93.06
Taxicab—sedan type	87.49

Automobile—Continued.	*Amount*
Packard Eight:	
Club sedan	$78.35
4-door sedan	80.68
Packard DeLuxe Eight:	
Club sedan	81.22
4-door sedan	83.64
Packard Super Eight:	
Club sedan	96.18
4-door sedan	98.32
Packard Custom Super Eight:	
Club sedan	123.45
4-door sedan	129.21

(iv) *Cooperative advertising.* A contribution for company-zone-dealer cooperative advertising expense when the zone has agreed to participate in the cooperative advertising pool not to exceed the following applicable amounts: Six $9.00, Eight or DeLuxe Eight $10.00, Super Eight or Custom Super Eight $14.00.

(v) *Preparing and conditioning for drive-away delivery at the factory to zones or dealers.* A charge for preparing and conditioning the automobile for drive-away delivery at the factory to a zone or dealer not to exceed the following applicable amount: Packard Six, Eight or DeLuxe Eight, all models $11.00; Packard Super Eight or Custom Super Eight $13.00. In this preparing and conditioning the same amount of gasoline, oil, grease and servicing shall be furnished as was furnished on October 15, 1941 for the applicable model.

(vi) *Preparing and conditioning for drive-away delivery at the factory to the retail customer of a zone or dealer.* A charge for preparing and conditioning the automobile for drive-away delivery at the factory to the retail customer of a zone or dealer not to exceed the following applicable amount; Packard Six, Eight or DeLuxe Eight, all models $17.00, Packard Super Eight or Custom Super Eight $20.50.

(vii) *Anti-freeze.* A charge for anti-freeze furnished with the automobile not to exceed its maximum price under the applicable maximum price regulation.

(b) *Sales by zones to dealers.* Zones may sell and deliver to dealers each of the new Packard passenger automobiles listed in paragraph (a) (1) at a price not to exceed the total of the the following charges:

(1) *New automobile.* A charge for the new automobile not to exceed the applicable wholesale price in paragraph (a) (1), less the following applicable retroactive car volume rebate when the new automobile being sold is a Packard Six, Eight or DeLuxe Eight, applied in accordance with the sales agreement between the zone and the dealer.

Quantity of automobiles:	*Rebate*
1–15	0
16–30	$10.00
31–50	15.00
51–75	20.00
76–100	25.00
101–250	30.00
251 up	35.00

(2) *Special or optional equipment.* A charge for each item or group of special or optional equipment listed in the schedule of paragraph (a) (3) (i) when installed on the new automobile not to exceed the sum of the respective wholesale price to dealer set forth in the column headed "Wholesale prices—to dealer" in the schedule and applicable Federal excise tax in the schedule. When this extra or optional equipment is not installed on the new automobile but is shipped with the new automobile, the charge for each group or item shall be the wholesale price to the dealer and applicable Federal excise tax in the schedule in paragraph (a) (3) (i) less the applicable installation allowance deduction in that schedule.

(3) *Charge for transportation*—(i) *When transportation charge to reseller is prepaid.* A charge not to exceed the net invoice transportation charge for the new automobile and special or optional equipment being sold, including transportation tax; or

(ii) *When transportation charge to reseller is not prepaid.* A charge to cover transportation expense not to exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the automobile and special or optional equipment from Detroit, Michigan, to the place at which delivery is made to the dealer, including transportation tax at the current legal rate; except that where the automobile and special or optional equipment is transported by truck-away, and the reseller pays the truck-away charge, the charge may be the truck-away charge, at truckload rate, for the most direct route from Detroit, Michigan, to the place at which delivery is made to the dealer, including transportation tax at the current legal rate, or where the automobile and special or optional equipment is transported by combined boat and truck-away and the reseller pays for that combined method of transportation, the charge may be a combination charge for the most direct route from Detroit, Michigan, to the place at which delivery is made to the dealer computed at the combination truck-away and boat rate approved by the Interstate Commerce Commission.

(4) *Federal excise taxes.* A charge for Federal excise taxes on the automobile not to exceed the applicable charge in paragraph (a) (3) (iii).

(5) *Cooperative advertising.* A contribution for company-zone dealer advertising expense not to exceed the applicable charge in paragraph (a) (3) (iii) for this expense, when the dealer has agreed to participate in the cooperative advertising pool.

(6) *Preparing and conditioning for drive-away delivery at the factory.* A charge for preparing and conditioning for drive-away delivery at the factory not to exceed the amount invoiced by the Company under paragraph (a) (3) (v) or (a) (3) (vi).

(7) *Preparing and conditioning for drive-away delivery at the zone.* A charge for delivery by zones to dealers or other zones not to exceed the applicable amount as follows: Six, Eight and DeLuxe Eight $10.00; Super Eight and Custom Super Eight $12.00. When an automobile is prepared by a zone for delivery to a dealer's customer a charge may be made in the following amount: Six, Eight and DeLuxe Eight $14.00; Super Eight and Custom Super Eight $17.50. In this preparation, the same amount of gasoline, oil, grease and servicing shall be furnished by the zone for the applicable model as it furnished on October 15, 1941.

(8) *Anti-freeze.* A charge for anti-freeze furnished with the automobile not to exceed its maximum price under the applicable maximum price regulation.

(c) *Sales at retail by dealers or other resellers in continental United States.* A dealer or other reseller may sell and deliver at its place of business each of the new Packard passenger automobiles listed in subparagraph (1) below at a price not to exceed the total of the following charges:

(1) *Charge for automobile.* A charge for the new automobile described below not to exceed the following applicable list price:

Description	*List price*
Packard six:	
Club sedan	$1,366.00
4-door sedan	1,406.00
Taxicab—partition type	1,703.00
Taxicab—sedan type	1,599.00
Packard Eight:	
Club sedan	1,418.00
4-door sedan	1,460.00
Packard DeLuxe Eight:	
Club sedan	1,469.00
4-door sedan	1,513.00
Packard Super Eight:	
Club sedan	1,820.00
4-door sedan	1,859.00
Packard Custom Super Eight:	
Club sedan	2,381.00
4-door sedan	2,492.00

(i) *Taxicab deductions.* The dealer or other reseller shall deduct from the wholesale price of the Packard six taxicab being sold the following applicable allowance when roof lamps or tires are not furnished with the taxicab:

Description	*Deduction*
Roof lamps	$26.73
4 tires 6 ply standard	53.76

(2) *Charge for special or optional equipment.* A charge for each item or group of special or optional equipment listed in paragraph (a) (3) (i) installed on the automobile not to exceed the applicable list price in that paragraph plus the applicable federal excise tax in the schedule.

(3) *Charge for transportation*—(i) *When transportation charge to reseller is prepaid.* A charge not to exceed the net invoice transportation charge for the new automobile and special or optional equipment being sold, including transportation tax; or

(ii) *When transportation charge to reseller is not prepaid.* A charge to cover transportation expense not to exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the automobile and special or optional equipment from Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate; except that, where the automobile and special or optional equipment is transported by truck-away, and the reseller pays the truck-away charge, the charge may be the truck-away charge, at truck-load rate, for the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate, or where the automobile and special or optional equipment is transported by combined boat and truck-away and the reseller pays for that combined method of transportation, the charge may be a combination charge for

the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser computed at the combination truck-away and boat rate approved by the Interstate Commerce Commission.

(4) *Charge for Federal excise taxes.* A charge for Federal excise taxes on the automobile not to exceed the applicable charge in paragraph (a) (3) (iii).

(5) *Charge for preparing and conditioning.* A charge for preparing and conditioning the automobile for delivery to a retail customer not to exceed the following applicable amount: Packard Six, all models $20.00; Packard Eight and DeLuxe Eight, all models $30.00; Packard Super Eight and Custom Super Eight, all models $40.00.

(6) *Charge for State and local taxes.* A charge to cover State and local taxes on the sale or delivery of the new automobile and special or optional equipment not to exceed the amount of such taxes, if any.

(7) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze furnished with the automobile not to exceed their maximum prices under the applicable maximum price regulations.

(d) *Resellers in territories and possessions.* A reseller is authorized to sell each of the new Packard passenger automobiles and special or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (b) for sales at wholesale or paragraph (c) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraph (b) or (c); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to port of embarkation, when not charged under paragraph (b) or (c); and inland territorial freight from port of embarkation to reseller's place of business by the most direct route.

(e) *Definitions*—(1) *Zones.* A zone is a company branch, or a company-owned subsidiary corporation or an independent distributor.

(2) *Retroactive volume rebates.* A retroactive volume rebate is a rebate which shall be applied by the company or zone retroactively on the basis of the largest quantity purchased and applied to the total quantity purchased in the model year.

(f) All requests not granted herein are denied.

(g) This order may be amended or revoked by the Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6564; Filed, Apr. 18, 1946; 11:34 a. m.]

[Rev. SO 119, Order 167]

ENAMEL PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 167 under Revised Supplementary Order No. 119. Docket No. 6075–SO 119–35.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Enamel Products Company, Cleveland, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of Porcelain enameled drain boards and washtub covers by increasing by 7 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 167 under Revised Supplementary Order No. 119 authorizes a 7 percent increase in October 1, 1941 net prices for sales of porcelain enameled drain boards and wash tub covers, manufactured by this company:

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 167.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6582; Filed, Apr. 18, 1946; 4:22 p. m.]

[MPR 120, Order 1639]

PUBLIC COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

(a) The Public Coal Company Mine of Public Coal Company, Cheyenne, Wyoming, is hereby assigned Mine Index No. 1004 and its coals are hereby classified in Subdistrict No. 3 for all methods of shipment.

(b) Coals produced by Public Coal Company at its Public Coal Company Mine, Mine Index No. 1004, located in Carbon County, Wyoming, in Subdistrict No. 3 of District No. 19, may be sold and purchased at per net ton prices in cents per net ton not exceeding the following:

	Size group Nos.			
	1–4 incl.	5–7 incl.	8	9–11 incl.
All methods of transportation except truck or wagon	345	320	320	260
Truck or wagon shipments	400	375	375	295

	Size group Nos.			
	12	13	14–16 incl.	17
All methods of transportation except truck or wagon	270	260	225	150
Truck or wagon shipments	300	290	250	175

Railroad locomotive fuel:
Size groups 1 to 13, inclusive 260

(c) All prayers of applicant not granted herein are hereby denied.

(d) This order may be revoked or amended at any time.

(e) Except as specifically provided in this order, the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal shall remain in effect.

This order shall become effective April 19, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6575; Filed, Apr. 18, 1946; 4:22 p. m.]

[Order 107 Under Order 375 Under 3 (b)]

EMBASSY CHOCOLATE PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered that:

Authorization of maximum prices concerning sales of a confectionery item to be known as "Embassy Chocolate Products" and/or "Candy Lane", manufactured by Embassy Chocolate Products Company, Beverly Hills, California. (a) The maximum prices for the indicated sales below of a confectionery item to be known as "Embassy Chocolate Products" and/or "Candy Lane", manufactured by Embassy Chocolate Products Company, 8725 Wilshire Boulevard, Beverly Hills, California, in accordance with its formula contained in its price application of October 20, 1945, shall be:

1. From Embassy Chocolate Products Company to wholesalers per box, 1 lb. net, delivered	$0.92
2. From all sellers to retailers per box, 1 lb net, delivered	1.15
3. From all sellers to consumers per box, 1 lb. net	1.60

(b) Maximum prices established in this order are the highest for which this one-pound box of assorted chocolate covered nuts may be sold by the respective sellers. All sellers on sales of this item shall reduce the above appropriate maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of other comparable confectionery items.

(c) Embassy Chocolate Products Company shall mail or otherwise supply to each wholesaler or retailer at the time of or prior to the first delivery a written notice as follows:

The Office of Price Administration has authorized us to sell our (name of item) to wholesalers at a maximum delivered price of 92 cents per box, one pound net, and to retailers at a maximum delivered price of $1.15 per box, one pound net. Wholesalers are authorized to sell this item to retailers at a maximum price of $1.15 per box, one pound net, delivered. On sales of this item all sellers are required to reduce their maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of comparable confectionery items.

(d) Embassy Chocolate Products Company for a period of at least 90 days shall place in or on each carton distributed through a wholesaler a notice as follows:

The Office of Price Administration has authorized wholesalers to sell this one pound box of (name of item) to retailers at a maximum delivered price of $1.15. Retailers are authorized to sell this item to consumers at a maximum price of $1.60 per one pound box.

(e) This order may be revoked or amended at any time by the Price Administrator.

(f) This order No. 107 shall become effective April 19, 1946.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419, 9419, 10961, 12305).

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6574; Filed, Apr. 18, 1946; 4:23 p. m.]

[RMPR 136, Order 607]

MAIN-LINE TRAILER COACH CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Main-Line Trailer Coach Company, 8825 Avalon Boulevard, Los Angeles, California, may sell, f. o. b. plant, each Silver Lark trailer coach described in subparagraph (1) below at a price not to exceed $610.06 plus federal excise tax, and state and local taxes on the sale or delivery of the trailer, and the cost of transporting the trailer to the purchaser, if any.

(1) *Description.* Silver Lark trailer coach, 17' overall length, aluminum covered, equipped with propane cooking and heating equipment, divan and breakfast nook, 6.00 x 16, 4 ply synthetic rubber tires and tubes, and additional detailed specifications included in the report filed with this Office.

(b) Main-Line Trailer Coach Company is authorized to suggest to resellers a resale price for the trailer coach described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale price:* $794.76.

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Los Angeles, California, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Main-Line Trailer Coach Company to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailer.

(c) A reseller of Silver Lark trailer coaches in any of the territories or possessions of the United States is authorized to sell the trailer coach described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer coach; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) The Main-Line Trailer Coach Company shall report to this Office no later than October 30, 1946, cost data covering this trailer coach based on actual operations for April, May, June, July, August and September 1946 but computed in accordance with the limitations of Section 10 of Revised Maximum Price Regulation 136.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications or equipment of the trailer coach, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective April 19, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6576; Filed, Apr. 18, 1946; 4:22 p. m.]

[RMPR 208, Revocation of Order 39]

TRENTON SHIRT MFG. CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to Revised Maximum Price Regulation 208, *It is ordered,* That subject to the provisions of Supplementary Order No. 40, Order No. 39 be, and it hereby is, revoked.

This revocation shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6577; Filed, Apr. 18, 1946; 4:21 p. m.]

[RMPR 208, Revocation of Order 40]

BLUE BELL, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to Revised Maximum Price Regulation 208, *It is ordered,* That subject to the provisions of Supplementary Order No. 40, Order No. 40 be, and it hereby is, revoked.

This revocation shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6578; Filed, Apr. 18, 1946; 4:21 p. m.]

[RMPR 208, Revocation of Order 42]

H. W. CARTER & SONS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to Revised Maximum Price Regulation 208, *It is ordered,* That subject to the provisions of Supplementary Order No. 40, Order No. 42 be, and it hereby is, revoked.

This revocation shall become effective April 18, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6579; Filed, Apr. 18, 1946; 4:21 p. m.]

[RMPR 528, Order 102]

B. F. GOODRICH CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528; *It is ordered:*

(a) The maximum retail prices for the following new sizes of Industrial Pneumatic tires manufactured by the B. F. Goodrich Company of Akron, Ohio, shall be:

UNIVERSAL HEAVY DUTY PNEUMATIC INDUSTRIAL TIRES

Size	Ply	Maximum retail price
		Each
6.00-9	8	$38.05
6.00-9	10	44.30

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective April 19, 1946.

Issued this 18th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6580; Filed, Apr. 18, 1946; 4:22 p. m.]

[RMPR 136, Order 601]

ELECTRIC INDUSTRIAL CONTROL PRODUCTS

AUTHORIZATION OF ADJUSTABLE PRICING

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 23 of Revised Maximum Price Regulation 136, it is ordered:

(a) *Definition.* For the purposes of this order, the term "electrical industrial control products" shall mean all those devices listed, described, and defined under the heading, "Industrial Control Section", on pages 5 and 6, of the NEMA Manual, Volume 14, entitled "Products Scopes of NEMA Subdivisions as of January 31, 1946", published by the National Electrical Manufacturers Association, 155 East 44th Street, New York 17, New York, with the exception that the phrase numbered "9" on page 6 thereof shall be construed to read as follows:

9. Switch devices such as push button stations, limit switches, toggle switches, etc., intended to be connected in control circuits of industrial control apparatus.,

and with the further exception that under the heading "And the Following Devices", on page 6 thereof, a new phrase numbered 5 shall be deemed to be included, as follows:

5. Electric Clutches.

(b) *Authorization for adjustable pricing.* Any seller of electrical industrial control products is authorized, subject to agreement with his buyer, to deliver such electrical industrial control products at a price which may be adjusted upward in accordance with the action to be taken by the OPA upon the request of the electrical industrial control products industry for a change in the maximum prices of these commodities. Until final action is taken by the OPA with respect to the maximum prices of these products by way of an industry-wide increase or otherwise, the seller may not receive payment in excess of the maximum prices in effect at the time of delivery.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 24, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6631; Filed, Apr. 19, 1946; 11:51 a. m.]

[RMPR 528, Order 101]

TIRES AND TUBES, RECAPPING AND REPAIRING, AND CERTAIN REPAIR MATERIALS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) Maximum retail prices for the following sizes of new tires, shall be:

Size	Ply	Type	Maximum retail price (each)
12.00-20	12	Mud and snow truck tire	$142.85
	20	Truck and bus tire	221.55
	20	Mud and snow truck tire	230.40

(b) Maximum retail price for a new 6.00/6.25-16, 4-ply passenger car tire shall be $17.10 each.

(c) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall be come effective April 24, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6643; Filed, Apr. 19, 1946; 11:53 a. m.]

[MPR 580, Order 296]

RAJAH FABRICS CO.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-410.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles sold at wholesale by Rajah Fabrics Company, 450 Seventh Avenue, New York 1, New York, having the brand name "Rajah," and described in the wholesaler's application dated November 26, 1945.

Article	Supplier's selling price (per yard)	Retail ceiling price (per yard)
Rajah Shantung (a textile fabric)	Light shades, $0.7016 Medium shades, $0.7274 Dark shades, $0.7478	$1.25

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the wholesaler after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 15, 1946, Rajah Fabrics Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket, stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after June 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 15, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6644; Filed, Apr. 19, 1946; 11:52 p. m.]

[MPR 594, Amdt. 4 to Order 12]

HUDSON MOTOR CAR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9b of Maximum Price Regulation 594; *It is ordered:*

Order 12, as amended, is amended in the following respects:

1. The percentage factor "89.59%" in subparagraph (1) of paragraph (d) is amended to read "81.25%".

2. Subparagraph (2) of paragraph (d) is amended to read as follows:

(2) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in paragraph (a) (2) (i) installed on the new automobile which shall not exceed the applicable list price in paragraph (a) (2) (i) less a discount thereon at rates no less than 85% of the discount rates in effect on January 1, 1941 to the applicable class of purchaser; except that, for any item of equipment in the following schedule, the percentage to be applied to the discount rate shall be the respective percentage in the schedule:

Rates schedule:	*Percentage*
Overdrive	83.93
Vacumotive	83.93
Weathermaster	90.46

This amendment shall become effective April 19, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6648; Filed, Apr. 19, 1946; 11:52 a. m.]

Regional and District Office Orders.

[Region VI Order G-67 Under MPR 329]

FLUID MILK IN CHICAGO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1351.408 (f) of Maximum Price Regulation No. 329, it is ordered:

(a) *Maximum producer prices.* The maximum prices for purchases of fluid milk from producers for resale for human consumption, established under Maximum Price Regulation No. 329 or any order or regulation of the Office of Price Administration may be increased in an amount not to exceed 20¢ per cwt. *Provided*, That in no event may such increase result in a maximum price in excess of $3.15 per cwt for milk of 3.5% butterfat content, or the equivalent thereof.

(b) *Applicability of producer prices.* Maximum prices established by paragraph (a) of this order shall apply to all purchases of fluid milk from producers for resale for human consumption in fluid form by distributors whose bottling plants are located within Region VI of the Office of Price Administration consisting of the States of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota and Wisconsin and the County of Lake in Indiana.

(c) *Relation of this order to Office of Price Administration regulations or orders.* Except as modified by this order, the provisions of Maximum Price Regulation No. 329, or any other applicable order or regulation of the Office of Price Administration issued thereunder, shall remain in full force and effect and shall not be evaded by any change in business or trade practices in effect during January 1943.

(d) *Definitions.* Unless the context otherwise requires the definitions set forth in Maximum Price Regulation No. 329, the Emergency Price Control Act of 1942, as amended and any other applicable order or regulation of the Office of Price Administration, shall be applicable to the terms used herein.

(e) *Revocability.* This order may be revoked, amended or corrected at any time.

This order has been approved by the Department of Agriculture.

This order shall be effective April 19, 1946.

Issued April 18, 1946.

RAE E. WALTERS,
Regional Administrator.

Approved: April 17, 1946.

H. L. FOREST,
Acting Director, Dairy Branch Production and Marketing Administration, U. S. Department of Agriculture.

CHESTER BOWLES,
Director, Office of Economic Stabilization.

[F. R. Doc. 46-6583; Filed, Apr. 18, 1946; 4:23 p. m.]

[Region VI Order G-113 Under SR 15 and MPR 280]

FLUID MILK IN CHICAGO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator by § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation and by § 1351.807 (b) of Maximum Price Regulation No. 280, it is ordered:

(a) *Maximum wholesale and retail prices.* Maximum prices for sales of fluid milk at wholesale and retail in glass or paper containers, and for sales in bulk to stores, hotels and restaurants which are less than 11¢ a quart at wholesale, 13¢ a quart at retail and 41¢ a gallon in bulk, may be increased ½¢ a quart, 1¢ a half gallon and 2¢ a gallon where a distributor's maximum price for purchases of milk from producers for resale as fluid milk has been increased by more than 15¢ per cwt. under the provisions of Regional Order G67 under Maximum Price Regulation No. 329.

(b) *Applicability.* Maximum prices established by paragraph (a) of this order shall apply to all sales pursuant to which physical delivery is made within the geographic limits of Region VI, consisting of the States of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin and the County of Lake in Indiana and shall apply to all sales by resellers whose suppliers maximum prices have been increased by this order.

(c) *Multiple unit sales.* Where because of the increases permitted by paragraph (a) of this order a maximum price results in a price expressed in terms of ½ cent, the price charged for a single unit at retail may be increased to the next even cent. An opportunity must, however, be given to each buyer to purchase two units for which the maximum price will be twice the single unit price. All sales at wholesale and home delivery sales at retail shall be considered multiple unit sales unless separate collections are made for single units when delivered.

(d) *Relation of this order to Office of Price Administration regulations.* Except as modified by this order, the provisions of the General Maximum Price Regulation, or any other regulation or order shall remain in full force and effect and shall not be evaded by any change in business or trade practices in effect during the applicable base period of such regulation or orders.

(e) *Revocability.* The order may be revoked, amended or corrected at any time.

This order has been approved by the Department of Agriculture.

The order shall become effective April 19, 1946.

Issued April 18, 1946.

RAE E. WALTERS,
Regional Administrator.

Approved: April 17, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

CHESTER BOWLES,
Director, Office of Economic Stabilization.

[F. R. Doc. 46-6584; Filed, Apr. 18, 1946; 4:23 p. m.]

[Region IV SO 3 to Order G-37 Under RMPR 122]

SOLID FUELS IN ATLANTA REGION

For the reasons set forth in an opinoin issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122; *It is ordered:*

(a) On and after the effective date of this order, an addition to the maximum prices for coal sold in less than car-lots f. o. b. the seller's yard to persons other than resellers and sold on a delivered basis to persons other than resellers, established by any adopting order issued under Order No. G-37 under Revised Maximum Price Regulation No. 122, issued by this office on April 4, 1945, may be made in the following amounts: 10¢ per ton, 5¢ per one-half ton, and 3¢ per one-quarter ton. No increase may be added to maximum prices for sales to resellers.

(b) Supplementary Order No. 2 is hereby revoked as of the effective date of this order.

(This order does not grant price increases in addition to those allowed by Supplementary Order No. 2 but merely continues them in effect.)

Effective date. This supplementary order shall become effective March 20, 1946.

Issued: April 1, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-6522; Filed, Apr. 17, 1946; 4:25 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 10, 1946.

Region I

Hartford Order 5–F, Amendment 51, covering fresh fruits and vegetables in Waterbury and Watertown, Connecticut. Filed 9:23 a. m.

Hartford Order 6–F, Amendment 51, covering fresh fruits and vegetables in the Hartford Area, Connecticut. Filed 9:23 a. m.

Hartford Order 7–F, Amendment 51, covering fresh fruits and vegetables in the New Haven Area, Connecticut. Filed 9:28 a. m.

Hartford Order 8–F, Amendment 51, covering fresh fruits and vegetables in the Bridgeport Area, Connecticut. Filed 9:28 a. m.

Hartford Order 9–F, Amendment 18, covering fresh fruits and vegetables in certain areas in Connecticut. Filed 9:56 a. m.

Region II

Albany Order 3–C, Amendment 3, covering poultry in Albany, Schenectady and Rensselaer counties in New York. Filed 9:57 a. m.

Albany Order 13–F, Amendment 10, covering fresh fruits and vegetables in certain cities and the town of Green Island in New York. Filed 9:57 a. m.

Albany Order 4–O, covering eggs in certain counties in New York. Filed 9:58 a. m.

Albany Order 5–O, covering eggs in certain counties in New York. Filed 9:57 a. m.

Baltimore Order 3–C, Amendment 3, covering poultry in certain areas in Maryland. Filed 9:08 a. m.

Baltimore Order 11–F, Amendment 10, covering fresh fruits and vegetables in certain areas in Maryland. Filed 9:06 a. m.

Baltimore Order 12–F, Amendment 10, covering fresh fruits and vegetables in certain areas in Maryland. Filed 9:08 a. m.

Baltimore Order 7–O, Amendment 7, covering poultry in certain areas in Maryland. Filed 9:09 a. m.

D. C. Order 8–C, Amendment 3, covering poultry in certain areas in Virginia, Maryland and in the District of Columbia. Filed 9:06 a. m.

D. C. Order 6–F, Amendment 10, covering fresh fruits and vegetables in certain areas in the District of Columbia, Virginia, and Maryland. Filed 9:57 a. m.

D. C. Order 15, Amendment 3, covering dry groceries in the Washington, D. C. Area. Filed 9:05 a. m.

D. C. Order 7–W, Amendment 5, covering dry groceries in the Washington, D. C. Area. Filed 9:06 a. m.

Newark Order 8–F, Amendment 11, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 9:12 a. m.

New York Order 14–F, Amendment 10, covering fresh fruits and vegetables in the five Boroughs of New York City. Filed 9:11 a. m.

New York Order 15–F, Amendment 10, covering fresh fruits and vegetables in Nassau and Westchester counties in New York. Filed 9:11 a. m.

New York Order 16–F, Amendment 10, covering fresh fruits and vegetables in certain counties in New York. Filed 9:12 a. m.

New York Order 8–O, covering eggs in zones 11, 12, 13, 14, 15. Filed 9:10 a. m.

Philadelphia Order 13–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:13 a. m.

Philadelphia Order 14–F, Amendment 10, covering fresh fruits and vegetables in the city and county of Philadelphia, Pennsylvania. Filed 9:13 a. m.

Philadelphia Order 15–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:13 a. m.

Philadelphia Order 16–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:14 a. m.

Pittsburgh Order 23, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 9:14 a. m.

Pittsburgh Order 23, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 9:15 a. m.

Pittsburgh Orders 25, 72, Amendment 2, covering dry groceries in the counties of Erie, Crawford, Mercer, Clarion, Forest, Venango, and Warren, Pennsylvania. Filed 9:15 a. m.

Pittsburgh Order 26, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 9:15 a. m.

Pittsburgh Order 27, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 9:16 a. m.

Pittsburgh Orders 28, 8–W, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 9:16 a. m.

Pittsburgh Order 30, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 9:16 a. m.

Pittsburgh Order 31, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 9:17 a. m.

Syracuse Order 4–C, Amendment 4, covering poultry in certain areas in New York. Filed 9:19 a. m.

Syracuse Order 5–C, Amendment 3, covering poultry in Broome and Tioga counties in New York. Filed 9:19 a. m.

Syracuse Order 5–F, Amendment 11, covering fresh fruits and vegetables in certain counties in New York. Filed 9:17 a. m.

Syracuse Order 6–F, Amendment 11, covering fresh fruits and vegetables in certain areas in New York. Filed 9:18 a. m.

Syracuse Order 7–F, Amendment 8, covering fresh fruits and vegetables in certain areas in New York. Filed 9:18 a. m.

Syracuse Order 1–O, Amendment 7, covering eggs in certain areas in New York. Filed 9:19 a. m.

Syracuse Order 2–O, Amendment 7, covering eggs in Broome and Tioga counties in New York. Filed 9:20 a. m.

Region III

Charleston Order 10–W, Amendment 10, covering dry groceries in all counties in Virginia. Filed 9:21 a. m.

Region IV

Birmingham Order 1–C, Amendment 21, covering poultry in certain counties in Alabama. Filed 9:21 a. m.

Birmingham Order 2–C, Amendment 22, covering poultry in certain counties in Alabama. Filed 9:22 a. m.

Birmingham Order 4–C, Amendment 4, covering poultry in Baldwin and Mobile counties in Alabama. Filed 9:22 a. m.

Birmingham Order 5–C, Amendment 3, covering poultry in Baldwin and Mobile counties in Alabama. Filed 9:22 a. m.

Region VII

Albuquerque Order 31–C, Amendment 13, covering poultry in the Albuquerque Area. Filed 9:59 a. m.

Albuquerque Order 8–F, Amendment 53, covering fresh fruits and vegetables in the Albuquerque Area. Filed 9:58 a. m.

Albuquerque Order 8–F, Amendment 54, covering fresh fruits and vegetables in the Albuquerque Area. Filed 9:58 a. m.

Albuquerque Order 38–O, Amendment 12, covering eggs in the Albuquerque, New Mexico, Area. Filed 9:59 a. m.

Boise Order 5–F, Amendment 31, covering fresh fruits and vegetables in certain areas in Idaho. Filed 10:02 a. m.

Boise Order 5–F, Amendment 34, covering fresh fruits and vegetables in certain areas in Idaho. Filed 10:02 a. m.

Boise Order 5–F, Amendment 35, covering fresh fruits and vegetables in certain areas in Idaho. Filed 10:02 a. m.

Boise Order 5–F, Amendment 36, covering fresh fruits and vegetables in certain areas in Idaho. Filed 10:02 a. m.

Boise Order 5–F, Amendment 37, covering fresh fruits and vegetables in certain areas in Idaho. Filed 10:02 a. m.

Boise Order 5–F, Amendment 38, covering fresh fruits and vegetables in certain areas in Idaho. Filed 10:03 a. m.

Boise Order 6–F, Amendment 8, covering fresh fruits and vegetables in certain areas in Idaho. Filed 10:03 a. m.

Boise Order 7–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Idaho and Oregon. Filed 10:03 a. m.

Boise Order 49, covering dry groceries in certain areas in Idaho. Filed 10:03 a. m.

Boise Order 50, covering dry groceries in certain areas in Idaho and Oregon. Filed 10:03 a. m.

Boise Order 51, covering dry groceries in certain areas in Idaho. Filed 10:04 a. m.

Boise Order 52, covering dry groceries in certain areas in Idaho. Filed 10:04 a. m.

Boise Order 53, covering dry groceries in certain areas in Idaho and Oregon. Filed 10.04 a. m.

Boise Order 23–W, covering dry groceries in the Boise City Area. Filed 10:04 a. m.

Boise Order 24–W, covering dry groceries in Idaho Falls, Pocatello and Twin Falls, Idaho. Filed 10:04 a. m.

Denver Order 3–C, Amendment 3, covering poultry in the Colorado Area. Filed 10:06 a. m.

Denver Order 4–C, Amendment 3, covering poultry in the Colorado Area. Filed 10.06 a. m.

Denver Order 5–C, Amendment 3, covering poultry in the Colorado Area. Filed 10.06 a. m.

Denver Order 6–C, Amendment 3, covering poultry in the Colorado Area. Filed 9:58 a. m.

Denver Order 7–C, Amendment 3, covering poultry in the Colorado Area. Filed 9:58 a. m.

Denver Order 8–C, Amendment 3, covering poultry in the Colorado Area. Filed 9:58 a. m.

Denver Order 4–F, Amendment 39, covering fresh fruits and vegetables in the Denver Area. Filed 10:04 a. m.

Denver Order 5–F, Amendment 39, covering fresh fruits and vegetables in the Pueblo Area. Filed 10:05 a. m.

Denver Order 6–F, Amendment 39, covering fresh fruits and vegetables in Colorado Springs and Manitou Area. Filed 10:05 a. m.

Denver Order 7–F, Amendment 39, covering fresh fruits and vegetables in Boulder, Fort Collins, Greeley Area. Filed 10:05 a. m.

Denver Order 8–F, Amendment 8, covering fresh fruits and vegetables in the Trinidad Area. Filed 10:05 a. m.

Denver Order 9–F, Amendment 2, covering fresh fruits and vegetables in the Grand Junction Area. Filed 10:05 a. m.

Denver Order 93, Amendment 5D, covering dry groceries in Denver, Colorado. Filed 10:05 a. m.

Denver Order 94, Amendment 6D, covering dry groceries in Denver, Colorado Filed 10:06 a. m.

Region VIII

Los Angeles Order 3–F, Amendment 40, covering fresh fruits and vegetables in Los Angeles Metropolitan Area. Filed 9:59 a. m.

Los Angeles Order 4–F, Amendment 40, covering fresh fruits and vegetables in the San Bernardino-Riverside Area. Filed 9:59 a. m.

Los Angeles Order 4–F, Amendment 41, covering fresh fruits and vegetables in the San Bernardino-Riverside Area. Filed 9:59 a. m.

Los Angeles Order 5–F, Amendment 40, covering fresh fruits and vegetables in Santa Barbara, Ventura, and San Luis Obispo Areas. Filed 10:00 a. m.

Los Angeles Order 5–F, Amendment 41, covering fresh fruits and vegetables in Santa Barbara, Ventura, and San Luis Obispo Areas. Filed 10:00 a. m.

Los Angeles Order 6–F, Amendment 40, covering fresh fruits and vegetables in Santa Barbara, Ventura, and San Luis Obispo Areas. Filed 10:00 a. m.

Los Angeles Order 6–F, Amendment 41, covering fresh fruits and vegetables in Santa Barbara, Ventura, and San Luis Obispo Areas. Filed 10:00 a. m.

Los Angeles Order 7–F, Amendment 24, covering fresh fruits and vegetables in Bakersfield Area. Filed 10:00 a. m.

Los Angeles Order 7–F, Amendment 25, covering fresh fruits and vegetables in the Bakersfield Area. Filed 10:01 a. m.

Los Angeles Order 8–F, Amendment 21, covering fresh fruits and vegetables in the San Diego Metropolitan Area. Filed 10:01 a. m.

Los Angeles Order 8–F, Amendment 22, covering fresh fruits and vegetables in the San Diego Metropolitan Area. Filed 10:01 a. m.

Los Angeles Order 9–F, Amendment 20, covering fresh fruits and vegetables in the San Diego county with certain exceptions. Filed 10:01 a. m.

Los Angeles Order 9–F, Amendment 21, covering fresh fruits and vegetables in the San Diego county with certain exceptions. Filed 10:01 a. m.

Los Angeles Order 10–F, Amendment 20, covering fresh fruits and vegetables in Imperial county in California. Filed 10:01 a. m.

Los Angeles Order 10–F, Amendment 21, covering fresh fruits and vegetables in Imperial county in California. Filed 10:01 a. m.

Seattle Order 16–F, Amendment 34, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 10:06 a. m.

Seattle Order 17–F, Amendment 30, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 10:07 a. m.

Seattle Order 18–F, Amendment 31, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia, and Chehalis, Washington. Filed 10:07 a. m.

Seattle Order 19–F, Amendment 28, covering fresh fruits and vegetables in certain areas in Washington. Filed 10:07 a. m.

Seattle Order 30, Amendment 14, covering dry groceries in certain counties in Washington. Filed 10:08 a. m.

Seattle Order 31, Amendment 16, covering dry groceries in certain counties in Washington. Filed 10:08 a. m.

Seattle Order 32, Amendment 14, covering dry groceries in certain counties in Washington. Filed 10:07 a. m.

Seattle Order 33, Amendment 15, covering dry groceries in certain counties in Washington. Filed 10:07 a. m.

Seattle Order 34, Amendment 13, covering dry groceries in the counties of Chelan, Kittitas, and Yakima, Washington. Filed 10:08 a. m.

Seattle Order 34, Amendment 14, covering dry groceries in specified areas in Central Washington. Filed 10:12 a. m.

Seattle Order 1–W, Amendment 21, covering dry groceries in certain counties in Washington. Filed 10:10 a. m.

Seattle Order 2–W, Amendment 17, covering dry groceries in the counties of Chelan, Kittitas, and Yakima, Washington. Filed 10:12 a. m.

Seattle Order 2–W, Amendment 18, covering dry groceries in certain areas in Washington. Filed 10:12 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–6534; Filed, Apr. 17, 1946; 4:22 p. m.]

[Region II Adopting Order 1 Under Basic Order 1 Under RMPR 251, Amdt. 1]

INSTALLED RE-SIDING AND RE-ROOFING AND RELATED AND INCIDENTAL CONSTRUCTION WORK IN PHILADELPHIA, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by section 9 of Revised Maximum Price Regulation No. 251 as amended, and by Revised Procedural Regulation No. 1; *It is hereby ordered:*

(a) Adopting Order No. 1 under Basic Order No. 1 under section 9 of Revised Maximum Price Regulation 251, issued November 8, 1945, and effective November 22, 1945, is hereby amended by adding to Table 2, Re-roofing Prices, the following:

Asbestos Re-roofing Shingles, 30 inches wide and 14" Headlap, $29.00 per square.

(b) Said order is hereby further amended by adding to Table 1 under the heading Re-Siding Accessories for which extra charges may be made as stated below, the following:

Metal water table (overhead of windows and doors) 48¢ per lineal foot. Metal window and door flashings (on sides of windows and doors), 40¢ per lineal foot.

(c) Except as hereby amended, Adopting Order No. 1 under Basic Order No. 1 under section 9 of Revised Maximum Price Regulation 251 shall remain the same and all provisions thereof shall remain applicable.

This amendment shall become effective immediately.

Issued this 15th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–6514; Filed, Apr. 17, 1946; 4:23 p. m.]

[Region I Order G–6 Under Gen. Order 63]

HARD BUILDING MATERIALS IN MAINE

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, as amended, it is ordered:

SECTION 1. *What this order covers.* This order covers all "retail sales" of the hard building materials listed in the appendices (hereinafter set forth and made part hereof) by any seller in the State of Maine. For the purposes of this order a "retail sale" means a sale to an ultimate user, or a sale to a purchaser for resale on an installed basis.

SEC. 2. *Maximum prices, discounts and allowances, etc.* (a) The prices for the hard building materials set forth in the price table or tables of each appendix shall be the maximum prices for "retail sales" of such materials made in the area covered by that appendix.

(b) Maximum prices established by this order for retail sales in each area shall be subject to the discount for cash specified in the appendix applicable to

that area. In addition to such required cash discount, the seller shall continue to grant such further discounts, allowances, differentials, and terms as were in effect for such seller during March, 1942.

(c) Maximum prices established by this order may be modified for sales by "mail order" firms in the manner provided for in subparagraph (f) of General Order 68, as amended.

SEC. 3. *Delivery.* The maximum prices fixed in the appendices of this order include free delivery by the seller within the radius specified in each appendix. However, where a seller's free delivery zone during March, 1942, extended a greater distance than specified in the applicable appendix, he shall continue to maintain his March, 1942, free delivery zone. Transportation charges may be added for deliveries beyond the free delivery radius or zone, as the case may be, at the rates, or computed by the methods, customarily charged or used by the seller during March, 1942. In case of an isolated sale of a small quantity of an item listed in an appendix, the seller may maintain his customary delivery practices relating to such sales which he used in March, 1942.

SEC. 4. *Posting of maximum prices.* Every seller making sales covered by this order shall post in his customary place of business, in a manner plainly visible to all purchasers, a copy of the appendix applicable to the area in which that place of business is located. The term "customary place of business" means the location where the materials are generally stored and available for delivery.

SEC. 5. *New sellers.* In addition to the requirements for delivery as set forth in section 3 and in addition to the requirement to grant the cash discount specified in the applicable appendix, a seller who was not engaged in the retail sale of hard building materials during March, 1942, must

(a) Grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class;

(b) Use the same delivery practices, delivery rates and methods of computing such rates as were in effect for such competitor during that period.

SEC. 6. *Sales slips and records.* (a) For any sale of $50.00 or more, each seller (regardless of previous custom) must keep records so long as the Emergency Price Control Act of 1942, as amended, remains in effect, showing the following:

1. Name and address of buyer;
2. Date of transaction;
3. Place of delivery;
4. Complete description of each item sold and price charged.

(b) Every seller covered by this order shall give to the purchaser a sales slip, receipt or other evidence of purchase showing the name and address of the seller, the date of purchase, a description, quantity and the price of each item sold; the said description to be in detail sufficient to determine whether the price charged has been properly computed under this order. However, in the case of sales amounting to less than a total of $5.00, only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare the sales slips, receipts, or other evidence of purchase, hereinbefore described, in duplicate, and he must keep a duplicate copy for at least one year after delivery.

(c) Each seller who was in business in March 1942 shall keep records or other satisfactory evidence showing his delivery practices, delivery rates, methods of computing such rates, further discounts, allowances, differentials and terms as were in effect for him during March 1942. A new seller shall obtain and keep such records or other satisfactory evidence from his most closely competitive seller of the same class. If a new seller is unable to ascertain or obtain from his most closely competitive seller such records or evidence, he may apply to his nearest Price Control Board or to the Augusta, Maine District Office for assistance to obtain the required information.

(d) All records, copies of invoices and other evidence required to be kept by this section shall be made available for inspection by representatives of the Office of Price Administration during ordinary business hours at the seller's place of business.

SEC. 7. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices or pricing methods previously fixed by any other order or regulation issued by the Office of Price Administration. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation and Maximum Price Regulations 466 or 592 shall apply to sales covered by this order.

SEC. 8. *Evasion.* The price limitations of this order shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any commodities covered by this regulation or by way of commissions, services, transportation, or other charges, or by tying agreement or other trade understanding, or by making the terms and conditions of the sale more onerous to buyers than they were in March, 1942.

SEC. 9. *Enforcement.* Persons violating any provisions of this Order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocation of licenses, provided by the Emergency Price Control Act of 1942 as amended.

SEC. 10. *Amendment.* This order may be modified, amended, revised or revoked at any time by the Office of Price Administration.

This order shall become effective April 18, 1946.

Issued this 8th day of April 1946.

ELDON C. SHOUP,
Regional Administrator.

APPENDIX A—MAXIMUM PRICES FOR "RETAIL SALES" OF SPECIFIED HARD BUILDING MATERIALS

1. *Area covered.* The State of Maine, with the exception of Aroostook County, Washington County, the townships of Millinocket and East Millinocket in Penobscott County, and the townships of Milo, Guilford and Greenville in Piscataquis County.

2. Free delivery must be made within a radius of 10 miles of seller's customary place of business except as otherwise provided. (See sections 3 and 6 (c))

3. A discount of 2% for payment within 10 days of date of sale must be granted. A seller's March, 1942 further discounts, allowances, differentials and terms must be maintained. (See section 2 (b) and section 6 (c))

4. *New sellers.* In addition to the requirements in paragraphs 2 and 3 above, a new seller must (a) grant the further discounts, allowances, differentials, and terms as were in effect during March, 1942, for his most closely competitive seller of the same class, and (b) use the same delivery practices, rates, and methods of computing rates in effect for such competitor during that period. (See sections 5 and 6 (c).)

5. *Table I—Maximum prices.*

Item No.	Description of commodity	Unit	Maximum price
1	Plaster, hard wall	100-lb. bag	$1.15
		Ton	18.60
2	Plaster, gauging	100-lb. bag	1.65
3	Plaster, moulding	100-lb. bag	1.90
4	Plaster, bonding	100-lb. bag	1.68
5	Keene's cement	100-lb. bag	2.50
6	Finishing lime	50-lb. bag	.75
		Ton	24.00
7	Gypsum lath, ⅜"	1,000 sq. ft.	27.75
8	Metal lath, 2.5 lb. painted diamond mesh.	Square yard	.22
9	Metal lath, 3.4 lb. painted diamond mesh.	do	.278
10	Metal lath, 2.75 lb. flat rib, painted.	do	.27
11	Metal lath, corner bead, expanded type.	Lineal ft	.05
12	Portland cement, standard paper bags.	94-lb. bag	.95
13	Masonry mortar (paper sacks).	65-lb. bag	.85
14	Mason's hydrated lime	50-lb. bag	.65
15	Concrete block, 8" x 8" x 16" (sand).	Block	.30
16	Fire clay	100-lb. bag	1.75
17	Gypsum wallboard ⅜".	1,000 sq. ft	40.00
		Sq. ft	.045
18	Gypsum wallboard, ½".	1,000 sq. ft	45.00
19	Asphalt roofing, 90 lb. mineral surface.	108 sq. ft. roll	2.58
20	Asphalt or tarred felt, 15 lb.	432-ft. roll	2.58
21	Asphalt or tarred felt, 30 lb.	216-ft. roll	2.58
22	Asphalt shingles (3 in line) 240 lbs. thick butt.	Square	5.90
23	Asphalt shingles, 165 lbs. (standard) hexagon.	Square	5.15
24	Fibre insulation board ½" standard lath and board.	1,000 sq. ft	45.00
		Sq. ft	.047
25	Fibre insulation board $\frac{25}{32}$" asphalt sheathing.	1,000 sq. ft	65.00
26	Asbestos cement siding 12" x 24" or 12" x 27", standard colors.	Square	7.70
27	Standard density synthetic fibre board $\frac{5}{16}$" (4 x 8).	1,000 sq. ft	90.00
		Sq. ft	.104
28	Hard density synthetic fibre board, ¼" (tempered—standard size).	1,000 sq. ft	95.00
		Sq. ft	.10
29	Thermal insulation—mineral slag wool blankets (paper backed), single 1".	1,000 sq. ft	48.00
30	Thermal insulation—mineral slag wool blankets (paper-backed) thick.	1,000 sq. ft	65.00
31	Thermal insulation—mineral slag wool blankets (paper-backed) medium.	1,000 sq. ft	48.00
		Sq. ft	.053
32	Thermal insulation—mineral slag wool batts (paper-backed) 2" thick.	1,000 sq. ft	$46.00
		Sq. ft	.051
33	Thermal insulation—mineral slag wool batts (paper-backed) full thick.	1,000 sq. ft	65.00
34	Thermal insulation—mineral slag wool loose in bags (plain).	Ton	60.00
		40-lb. bag	1.40
35	Thermal insulation—mineral slag wool loose in bags (nodulated).	35-lb. bag	1.40
		43-lb. bag	1.60

APPENDIX B—MAXIMUM PRICES FOR "RETAIL SALES" OF SPECIFIED HARD BUILDING MATERIALS

1. *Area covered.* The following Counties and Townships in the State of Maine:

Aroostook County,

Washington County,

The Townships of Millinocket and East Millinocket in Penobscott County, and

The Townships of Milo, Guilford and Greenville in Piscataquis County.

2. Free delivery must be made within a radius of 10 miles of seller's customary place of business except as otherwise provided. (See sections 3 and 6 (c))

3. No specified cash discount is required. However, each seller's March, 1942 discounts, allowances, differentials and terms must be maintained. (See section 2 (b) and section 6 (c))

4. A new seller must grant the discounts, allowances, differentials and terms as were in effect during March, 1942, for his most closely competitive seller of the same class. He shall also use the delivery practices, rates and methods of computing rates in effect for such competitor during that period for deliveries on which charges are permitted to be made. (See sections 5 and 6 (c))

5. *Table I—Maximum prices.*

Item No.	Description of commodity	Unit	Maximum price
1	Plaster, hard wall	100-lb. bag	$1.70
2	Plaster, gauging	100-lb. bag	2.15
3	Finishing lime	50-lb. bag	1.00
4	Gypsum lath, ⅜"	1,000 sq. ft	35.50
5	Portland cement	94-lb. bag	1.10
6	Masonry mortar (paper sacks).	65-lb. bag	1.05
7	Mason's hydrated lime	50-lb. bag	.80
8	Concrete block 8" x 8" x 16" (sand).	Block	.40
9	Fire clay	100-lb. bag	3.00
10	Gypsum wall board ⅜".	1,000 sq. ft	45.00
		Sq. ft	.05
11	Asphalt roofing, 90 lb. mineral surface.	108 sq. ft	3.09
12	Asphalt or tarred felt 15 lb.	432 ft. roll	3.00
13	Asphalt or tarred felt 30 lb.	216 ft. roll	3.00
14	Asphalt shingles (3 in line) 240 lbs. thick butt.	Square	6.00
15	Asphalt shingles 165 lb. (standard) hexagon.	Square	5.15
16	Fibre insulation board, ½" standard lath and board.	1,000 sq. ft	45.00
		Sq. ft	.047
17	Fibre insulation board, $\frac{25}{32}$" asphalt sheathing.	1,000 sq. ft	65.00
18	Asbestos cement siding 12" x 24" or 12" x 27" standard colors.	Square	9.50
19	Thermal insulation—Mineral slag wool batts (paper backed) 2" thick.	1,000 sq. ft	46.00
20	Thermal insulation—Mineral slag wool batts (paper backed) full thick.	1,000 sq. ft	65.00

[F. R. Doc. 46-6517; Filed, Apr. 17, 1946; 4:24 p. m.]

[Region I Order G-7 Under Gen. Order 68]

HARD BUILDING MATERIALS IN CONNECTICUT

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, as amended, it is ordered:

SECTION 1. *What this order covers.* This order covers all "retail sales" of the hard building materials listed in the Appendix A (hereinafter set forth and made part hereof) by any seller in the State of Connecticut. For the purposes of this order a "retail sale" means a sale to an ultimate user, or a sale to a purchaser for resale on an installed basis except that sales in quantities less than the smallest unit listed for any particular items shall not be covered by this order but shall remain under the applicable maximum price regulation or order.

SEC. 2. *Maximum prices, discounts and allowances, etc.* (a) The prices for the hard building materials set forth in Appendix A shall be the maximum prices for "retail sales" of such materials made in the area covered by this order.

(b) Each seller shall continue to grant such discounts, allowances, differentials, and terms as were in effect for such seller during March, 1942.

(c) Maximum prices established by this order may be modified for sales by "mail order" firms in the manner provided for in subparagraph (f) of General Order 68, as amended.

SEC. 3. *Delivery.* The maximum prices set forth in Appendix A include free delivery by the seller within the area or zone in which the seller provided free delivery service in March, 1942. Transportation charges may be added for deliveries beyond the free delivery zone, at the rates, or computed by the methods customarily charged or used by the seller during March, 1942.

SEC. 4. *Posting of maximum prices.* Every seller making sales covered by this order shall post in his customary place of business, in a manner plainly visible to all purchasers, a copy of the list of maximum prices contained in Appendix A. The term "customary place of business" means the location where the materials are generally stored and available for delivery. An additional copy of Appendix A is attached to this order and the required posting shall be accomplished by removing the second copy and posting it in a conspicuous place where it is plainly visible to all purchasers.

SEC. 5. *New sellers.* A seller who was not engaged in the retail sale of hard building materials during March 1942, must:

(a) Grant the discounts, allowances, differentials, and terms as were in effect during March 1942, for his most closely competitive seller of the same class, and

(b) Use the same delivery practices, delivery rates and methods of computing such rates as were in effect for such competitor during that period.

SEC. 6. *Sales slips and records.* (a) For any sale of $50.00 or more, each seller (regardless of previous custom) must keep records so long as the Emergency Price Control Act of 1942, as amended, remains in effect, showing the following:

1. Name and address of buyer;
2. Date of transaction;
3. Place of delivery;
4. Description of each item sold with sufficient detail to identify the item in Appendix A, and the quantity sold;
5. Price charged for each item.

(b) Every seller covered by this order shall give to the purchaser an invoice, sales slip, receipt or other evidence of purchase showing the name and address of the seller, the date of purchase, a description, quantity and the price of each item sold; the said description to be in detail sufficient to determine whether the price charged has been properly computed under this order. However, in the case of sales amounting to less than a total of $5.00 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare the invoices, sales slips, receipts, or other evidence of purchase, hereinbefore described, in duplicate, and he must keep a duplicate copy for at least one year after delivery.

(c) Each seller who was in business in March, 1942, shall keep records or other satisfactory evidence showing his delivery practices, delivery rates, methods of computing such rates, further discounts, allowances, differentials and terms as were in effect for him during March, 1942. A new seller shall obtain and keep such records or other satisfactory evidence from his most closely competitive seller of the same class. If a new seller is unable to ascertain or obtain from his most closely competitive seller such records or evidence, he may apply to his nearest Price Control Board or to the Hartford, Connecticut District Office for assistance to obtain the required information.

(d) All records, copies of invoices and other evidence required to be kept by this section shall be made available for inspection by representatives of the Office of Price Administration during ordinary business hours at the seller's place of business.

SEC. 7. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices or pricing methods previously fixed by any other order or regulation issued by the Office of Price Administration. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation and Maximum Price Regulations 466 or 592 shall apply to sales covered by this order.

SEC. 8. *Evasion.* The price limitations of this order shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement sale, delivery, purchase or receipt of any commodities covered by this regulation or by way of commissions, services, transportation, or other charges, or by tying agreement or other trade understanding, or by making the terms and conditions of the sale more onerous to buyers than they were in March 1942.

SEC. 9. *Enforcement.* Persons violating any provisions of this order are subject to the criminal penalties, civil en-

forcement actions, suits for treble damages, and proceedings for revocation of licenses, provided by the Emergency Price Control Act of 1942 as amended.

SEC. 10. *Amendment.* This order may be modified, amended revised or revoked at any time by the Office of Price Administration.

This order shall become effective April 20, 1946.

Issued this 10th day of April 1946.

ELDON C. SHOUP,
Regional Administrator.

APPENDIX A—MAXIMUM PRICES FOR HARD BUILDING MATERIALS IN CONNECTICUT

[Covering all sales to ultimate consumers or to purchasers for resale on an installed basis]

Item No.	Description of commodity	Maximum price (subject to customary discounts and including delivery within the seller's customary free delivery zone
1	Plaster, hard wall	$0.97 per 100-lb. bag
2	Plaster, gauging	$1.62 per 100-lb. bag.
3	Plaster, moulding	$1.57 per 100-lb. bag.
4	Keene's cement	$2.60 per 100-lb. bag.
5	Finishing lime	$0.68 per 50-lb bag.
6	Gypsum lath, ⅜"	$26.25 per M sq. ft
7	Metal lath, 2.2 lb. (painted diamond mesh).	$0.24 per sq. yd.
8	Metal lath, 2.5 lb. (painted diamond mesh).	$0.245 per sq. yd.
9	Galvanized metal lath (2.5 lb.).	$0.26 per sq. yd.
10	Metal lath 3.4 lb. (painted diamond mesh).	$0.29 per sq. yd.
11	Galvanized metal lath 3.4 lb.	$0.32 per sq. yd.
12	Metal lath 2.75 lb flat rib painted.	$0.29 per sq. yd.
13	Metal lath 3.4 lb. ⅜" high, rib painted.	$0.30 per sq. yd.
14a	Metal lath corner bead std. type.	$0.04 per lin. ft.
14b	Metal lath corner bead expanded type.	$0.05 per lin. ft
15	Portland cement (paper bag).	$0.80 per 94-lb bag.
16	Mason's hydrated lime (cold).	$0.85 per 94-lb bag. $0.565 per 50-lb. bag.
17	Waterproof cement	$1.05 per 94-lb. bag.
18	Fire clay	$1.60 per 100-lb. bag.
19	Gypsum wallboard ⅜"	$44.25 per 1,000 sq. ft.
20	Gypsum wallboard ½"	$44.64 per 1,000 sq. ft.
21	Asphalt roofing (90-lb. mineral surface).	$2.59 per roll
22	Asphalt tarred felt 15 lb.	$2.57 per roll.
23	Asphalt tarred felt 30 lb.	$2.57 per roll.
24	Asphalt shingles (210 lbs. 3 in 1 thick butt.	$6.18 per square.
25	Asphalt shingles (165 lbs. 2 tab.	$4.74 per square.
26	Fiber insulation board ½" std.	$51.50 per 1,000 sq. ft.
27	Fiber insulation board ²⁵/₃₂".	$64.00 per 1,000 sq. ft.
28	Asbestos cement siding 12" x 27"—5 std. colors.	$8.25 per 100 sq. ft.
29	Std. density synthetic fiber board.	$85.00 per 1,000 sq. ft.
30	Hard density fiber board ⅛" tempered.	$90.00 per 1,000 sq. ft.
31	Thermal insulation blankets (medium) (paper backed).	$48.00 per 1,000 sq. ft.
32	Thermal insulation blankets (single) (paper backed).	$42.00 per 1,000 sq. ft.
33	Thermal insulation blankets (thick) (paper backed).	$65.00 per 1,000 sq. ft.
34	Thermal insulation batts 2" thick (paper backed).	$45.00 per 1,000 sq. ft.
35	Thermal insulation batts full thick (paper backed).	$65.00 per 1,000 sq. ft.
36	Thermal insulation loose plain.	$1.30 per 40-lb. bag.
37	Thermal insulation (nodulated).	$1.45 per 40-lb. bag. $1.20 per 35-lb. bag.

[1] For sales made in Hartford, Tolland, Windham, and Litchfield Counties only.

[F. R. Doc. 46-6518; Filed, Apr. 17, 1946; 4:24 p. m.]

[New Orleans Order G-1 Under Gen. Order 68]

BUILDING MATERIALS IN ORLEANS, JEFFERSON, AND ST. BERNARD PARISHES, LA.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION 1. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Orleans, Jefferson and St. Bernard Parishes, Louisiana.

SEC. 2. *Definition of retail sales.* The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. 3. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. 4. *Relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. 5. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. 6. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective January 21, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at New Orleans, Louisiana, this 18th day of January 1946.

GILBERT J. FORTIER,
District Director.

APPENDIX A

[Maximum prices for all retail sales of specified building materials when sold in Orleans, Jefferson, and St. Bernard Parishes, La.]

Categories and items	List prices	Cash prices 10 days	Cash prices 15th prox
A. Plaster, delivered to job site, per ton, including 15¢ deposit per sack if sacked in cloth:			
1. Hardwall plaster, 100# paper sacks	$25.95	$24.13	$24.65
2. Gauging plaster	31.85	29.63	30.25
3. Moulding and finishing plaster, 100# paper sacks	31.85	29.63	30.25
4. Keene's cement, 100# paper sacks	41.30	38.41	39.23
B. Lime, delivered to job site:			
5. Finishing lime, 50# paper sacks, per bag	.82	.76	.78
6. Common limp, bbls or drums, per bbl or drum	3.15	2.93	2.99
C. Metal lath, per square yard, delivered to job site:			
7. 2.2# painted diamond mesh	.24	.22	.23
8. 2.5# painted diamond mesh	.26	.24	.25
9. 3.0# painted diamond mesh	.27	.25	.26
10. 3.4# painted diamond mesh	.29	.27	.28
11. 3.0# ⅜" painted rib lath	.34	.32	.32
12. 3.4# ⅜" painted rib lath	.35	.33	.33
13. 4.0# ⅜" painted rib lath	.39	.36	.37
14. 2.2# diamond mesh copper bearing	.25	.23	.24
15. 2.5# diamond mesh copper bearing	.27	.25	.26
16. 3.0# diamond mesh copper bearing	.28	.26	.27
17. 3.4# diamond mesh copper bearing	.31	.29	.29
18. 3.0# ⅜" copper bearing rib	.35	.33	.33
19. 3.4# ⅜" copper bearing rib	.37	.34	.35
20. 4.0# ⅜" copper bearing rib	.41	.38	.39
21. 2.5# galvanized diamond mesh	.29	.27	.28
22. 3.4# galvanized diamond mesh	.35	.33	.33
23. 3.4# ⅜" galvanized rib lath	.40	.37	.38
24. 3.0# ½" painted rib lath	.33	.31	.31
25. 3.4# ½" painted rib lath	.35	.33	.33
26. 3.0# ½" copper bearing rib	.35	.33	.33
27. 3.4# ½" copper bearing rib	.36	.33	.34
D. Cement, delivered to job site. Cloth bag prices include 10¢ deposit on sack:			
28. Portland cement, standard paper bags, per 94# bag	.77	.72	.73
29. Portland cement, cloth sacks, per bbl	3.35	3.12	3.18
30. Portland cement, paper sacks, per bbl	3.08	2.86	2.93
31. Mortar, masonry or lime, per 67# sack	.77	.72	.73
32. Waterproof cement, white, 94# sack, per sack	2.91	2.71	2.76
33. Magnolia or slag cement, cloth sack, per bbl	3.35	3.12	3.18
34. Magnolia or slag cement, paper sack, per bbl	3.08	2.86	2.93
35. Incor cement, paper sacks, per bbl	4.18	3.89	3.97
36. Magnolia Mason's mix, paper sacks, per bbl	3.08	2.86	2.93
E. Brick, delivered to job site:			
37. Common brick, per M	26.53	24.67	25.20
F. Hollow tile, delivered to job site, per M:			
38. 2" x 12" x 12" partition	131.67	122.45	125.09
39. 3" x 12" x 12" partition	131.67	122.45	125.09
40. 4" x 12" x 12" partition	135.63	126.37	130.13
41. 6" x 12" x 12" partition	188.94	175.71	179.49
42. 8" x 12" x 12" partition	261.14	242.86	248.08
43. 10" x 12" x 12" partition	356.27	331.33	338.46

APPENDIX A—Continued

Categories and items	List prices	Cash prices 10 days	Cash prices 15th prox
F. Hollow tile, delivered to job site, per M—Con.			
44. 12" x 12" x 12" partition	$428.59	$398.59	$407.16
45. 2" x 12" x 12" split furring	79.25	73.70	75.29
46. 8" x 5" x 12" back up 2 or 3 cell	138.03	128.37	131.13
47. 4" x 5" x 12" back up 1 cell	79.25	73.70	75.29
48. 4" x 12" x 12" load bearing	185.91	172.90	176.61
49. 6" x 12" x 12" load bearing	260.00	241.80	247.00
50. 8" x 12" x 12" load bearing	280.41	260.78	266.39
51. 10" x 12" x 12" load bearing	411.89	383.06	391.30
52. 12" x 12" x 12" load bearing	485.91	451.00	461.61
53. Interlocking tile and fittings, 8" x 6¾" x 12"	138.03	128.37	131.13
Closure blocks, ¼ price of 1 whole tile; starters and corners, ½ price of 1 whole tile; bonders, ¾ price of 1 whole tile; 6¾ utility blocks, ½ price of 1 whole tile.			
G. Fire brick, delivered to job site, per M:			
54. 3400 degree	139.45	129.69	132.48
55. 3300 degree	113.63	105.69	107.97
56. 3100 degree	105.15	97.79	99.89
57. 2800 degree	79.00	73.47	75.05
H. Wallboard, delivered to job site, per M square feet:			
58. ½" gypsum board	62.50		
59. ⅝" gypsum board	56.25		
60. ⅜" plain or perforated gypsum lath	35.17		
61. ½" gypsum sheathing	50.00		
62. ½" gypsum sheathing, triple seal	59.37		
63. 1" gypsum siding	137.50		
64. 1" gypsum siding triple seal	143.75		
65. 1" gypsum roof sheathing	137.50		
66. 1" gypsum special roof unit	143.75		
67. 1½" gypsum roof unit	187.50		
68. 2" gypsum roof unit	262.50		
69. 1½" gypsum partition panel	200.00		
70. ½" insulation board 4' x 7', 8', 9', 10' and 12'	58.75		
71. ²⁵/₃₂" T & G asphalt coated sheathing	75.00		
72. ½" Square edge asphalt coated sheathing	61.25		
73. ½" insulation board 4' x 6', 7', 8', 10' and 12'	43.75		
74. ½" insulation plaster base 18" x 48"	58.75		
75. ½" insulation decorative tiles, 12" x 12", 12" x 24", 16" x 16"	77.50		
76. ½" insulation decorative tiles, 16" x 32"	68.75		
77. ½" insulation planks (all sizes)	77.50		
78. ⅛" untempered hard board 4' wide x 2', 3' and 4'	62.50		
79. ⅛" untempered hard board 4' wide x 6', 8', 9', 10' and 12'	81.25		
80. ⅛" tempered hard board 4' wide x 2', 3' and 4'	87.50		
81. ⅛" tempered hard board 4' wide x 6', 8', 9', 10' and 12'	100.00		
82. 3/16" untempered hard board 4' wide x 6', 7', 9', 10' and 12'	100.00		
83. 3/16" tempered hard board 4' wide x 6', 7', 8', 9', 10' and 12'	118.75		
84. ¼" untempered hard board 4' x 12'	137.50		
85. ¼" tempered hard board 4' x 12'	156.25		
I. Roofing, per roll, delivered to job site:			
86. Asphalt mineral roofing, 90# per roll	2.25	2.20	
87. 1 ply, 35# per roll	1.21		
88. 2 ply, 45# per roll	1.37		
89. 3 ply, 55# per roll	1.81		
90. Slate surfaced, 90# per roll	2.47		

1. *Additions for delivery.* Prices hereinabove set forth are applicable to both f. o. b. and delivered sales with the following exceptions:

(a) Deliveries necessitating crossing the Mississippi River, the prices hereinabove set forth may be increased by 10%.

(b) If delivery is made before 7:30 a. m. and after 4:30 p. m. on any regular business day, on holidays and days during which seller's establishment is not open for business, the following additions for delivery may be made:

(1) Sellers who were in business during 1942 are permitted to add to prices established hereinabove for such delivery the same charges that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for such delivery during March 1942, none may be added.

(2) Sellers who were not in business during March 1942 are permitted to make the same charge for such delivery which their most closely competitive seller is permitted to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions to the maximum prices hereinabove established may be made for the extension of credit beyond 60 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 60 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

[F. R. Doc. 46-6524; Filed, Apr. 17, 1946; 4:25 p. m.]

[Region VI Rev. Order G-1 Under Gen. Order 61]

USED LUMBER IN CHICAGO REGION

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region VI of the Office of Price Administration by General Order No. 61, it is hereby ordered:

ARTICLE I. COVERAGE OF THIS ORDER

SECTION 1. *Products, transactions and area covered.* This order applies to sales or purchases by any person of the categories of used lumber for which maximum prices are established in the appendices to this order, when made for delivery in Region VI of the Office of Price Administration, which is composed of the states of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Lake County in the state of Indiana.

Where delivery is made in areas outside of those described in the attached appendices and where no dollar and cents ceiling prices have been issued for such area under the authority of General Order 61, the maximum prices shall be those established for the area from which the stock is shipped. However, if an order has been issued under the authority of General Order 61 establishing dollar and cents ceiling prices for the area into which delivery is made, then the maximum prices shall be those established by such order.

The body of this order contains the general provisions which are applicable to all of the appendices hereto. The special provisions and specific prices applicable in particular areas are set forth in appendices hereto, each of which is issued as a part of this order. Insofar as any provisions contained in any appendix may be inconsistent with any provision contained in the body of this order, the provision contained in the appendix shall be controlling in the area governed by that appendix. Where the applicable appendix does not contain a maximum price for a kind of sale for a category of used lumber, the maximum price shall be determined by the appropriate provision of the applicable order or regulation issued by the Office of Price Administration.

ARTICLE II. DEFINITIONS

SEC. 2. *Used lumber.* Used lumber means lumber and lumber products which have been recovered from, and were at one time a part of, a building, structure or fabricated item made wholly or partially of lumber.

SEC. 3. *Categories of used lumber.* Maximum prices are established by this order for the categories of used lumber described below, including such lumber when run to standard or special patterns; but such descriptions are not intended to, and do not, include items customarily produced and sold as mouldings or millwork.

(a) *Boards.* Used lumber of less than 2" nominal thickness.

(b) *Dimension.* Used lumber of 2" nominal thickness.

(c) *Planks or small timbers.* Used lumber of over 2" and up to and including 4" nominal thickness and of 12" or less nominal width; also nominal thicknesses over 4" up to and including 6" in all nominal widths up to and including 8".

(d) *Large timbers.* Used lumber of nominal sizes larger than 6" x 8" also nominal thicknesses of more than 2" when wider than 12".

(e) *Flooring.* Used hardwood lumber surfaced to approximately $^{25}/_{32}$" thickness, and which has tongue and groove or other pattern commonly used for hardwood flooring.

(f) Scrap lumber is used lumber of any of the other categories described in this section which, because of defects in quality or deficiencies in size, does not meet the grade specifications in section 4.

SEC. 4. The following are the grades of used lumber for which maximum prices are established by this order:

(a) Standard grade (or prime grade) is used lumber in the form of boards, dimension, planks or timbers, which individually are at least 5 feet in length, generally free from loose or rotten knots, knot holes, and rot, and generally free from other defects which materially impair the strength of the pieces and will prevent its use for standard construction purposes. This grade may include pieces which are partly defective in some of the above respects provided at least two-thirds of each such piece is free from these defects in lengths of 5 feet or more and the aggregate footage containing such defects does not constitute more than 15 percent of the total footage in the individual sale. Standard grade (or prime grade) also includes used lumber from 4 feet in length to less than 5 feet in length which is 100 percent usable.

(b) Reclaimed hardwood flooring is used hardwood flooring of standard $^{25}/_{32}$" thickness, entirely free of nails or other foreign matter and with upper surface whole or free from voids or splits. A tolerance of $^{1}/_{4}$" in thickness will be permitted where flooring is worn or sanded. Not more than 25 percent of the tongue and not more than 25 percent of the lower surface representing the under part of the groove may be missing on any piece.

SEC. 5. *Person.* The term "person" includes any individual, corporation, partnership, association, or any other organized group of persons, or their legal successors or representatives; the United States, or any government, or any of its political subdivisions, or any agency of the foregoing.

SEC. 6. *Sale.* "Sale" includes a barter, exchange, lease, or transfer, and an agreement or offer to sell, barter, exchange, lease, or transfer.

SEC. 7. *Established yard.* Seller's established yard means premises occupied by the seller for the purpose of regularly and continually maintaining a stock of new and used lumber or used lumber alone customarily received from various unrelated sources of supply.

SEC. 8. *Other definitions.* (a) "Nominal thickness" or "nominal width" means the thickness or width of the piece before planing. Actual thickness or width after planing to produce an even and uniform surface is generally $^{1}/_{4}$" to $^{3}/_{8}$" less than nominal thickness or width.

(b) "Cleaned" means lumber free of nails, bolts, and other foreign material.

(c) A "delivery" shall be deemed to have been made by the seller:

(1) For a sale f. o. b. dealer's yard or f. o. b. wrecking site, when the used lumber is loaded at the yard or wrecking site into a conveyance or carrier owned, controlled or hired by such purchaser.

(2) For a sale delivered to a location designated by the purchaser, when the used lumber is shipped by conveyance or carrier owned, controlled or hired by the seller and unloaded at the purchaser's designated site.

ARTICLE III. SPECIFIC REQUIREMENTS

SEC. 9. *Posting ceiling prices.* Every person selling used lumber for delivery in, or from stocks located in the area covered by this order shall obtain from the Office of Price Administration at least two copies of each appendix applicable to the geographical area in which the seller sells used lumber covered by this order. One copy of each appendix applicable to sales made by the seller must be posted and maintained in a prominent place at or near each location in the area where used lumber is offered for sale, in such manner that it can be easily read, and that purchasers can approach it within a distance of two feet. One other copy must be kept available so that it may be shown to and read by any customer at his request.

SEC. 10. *Sales slips and receipts.* Where a sale of used lumber is covered by this order and the total price of the sale is $5.00 or more, the seller shall, regardless of his previous practice and whether or not requested by the buyer, give to such buyer a sales slip, bill, receipt, or other written evidence of the sale, setting forth the following:

1. Name and address of seller.
2. Buyer's name.
3. Place of delivery.
4. Location from which stock is sold (seller's yard or site other than seller's yard).
5. Description of items sold and itemized prices (in terms of categories, grades, lengths, quantities and any other specification affecting the price).
6. Total price.
7. Additions (for delivery or other extra).

SEC. 11. *Records and reports.* Every person who makes a sale of used lumber shall keep a record of such sale showing the name of the buyer and place of delivery, date of the sale, the grades sold, the quantities sold and the price charged in the same detail as required in section 10. Such records shall be kept for a period of 2 years or for the duration of the Emergency Price Control Act of 1942, as amended, whichever be the shorter.

ARTICLE IV. PROHIBITED PRACTICES AND PENALTIES

SEC. 12. *Sale of used lumber at higher than maximum prices prohibited.* (a) On and after the effective date of this order, regardless of any contract or obligation, no person shall make a sale, or delivery of used lumber of the varieties covered by this order and no person shall buy or receive such used lumber under a sale, at prices higher than the maximum prices fixed by this order; and no person shall agree, offer, or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged and paid.

SEC. 13. *Prohibited practices.* Any practice which is designed to get the effect of a higher than ceiling price is as much a violation of this order as a direct over-the-ceiling charge. Such practices include, but are not limited to, the following:

(a) Getting the effect of a higher price by changing the credit practices from what they were in March, 1942. This includes decreasing credit periods, or making greater charges for extension of credit.

(b) Refusing to sell except in small quantities, or with or without delivery under circumstances which bring the seller an extra return.

(c) Wrongly grading used lumber for which maximum prices are fixed in this order; or incorrectly or incompletely recording the information required by section 10 to be set forth on the sales slip, receipt or other evidence of sale.

(d) Quoting a gross price above the maximum price, even if accompanied by a discount the effect of which is to bring the net price below the maximum.

(e) Charging, paying, or receiving a commission for the service of procuring, buying, selling, or locating used lumber covered by this order, or for any related service which does not involve actual physical handling of used lumber, if the commission plus the purchase price results in a total payment by the buyer for such used lumber which is higher than the maximum price permitted by this order. For the purpose of this order, a commission is any compensation, however designated, which is paid, wholly or in part, for the procurement of lumber, and which is based directly or indirectly on the quantity, price or value of the lumber in connection with which the service is rendered.

SEC. 14. *Penalties.* (a) Any person violating any provision of this order is subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspension of license provided for in the Emergency Price Control Act of 1942, as amended.

(b) Any person making a sale of used lumber covered by this order for which the total price is higher than $5.00 and who either fails to give the buyer a sales slip, paid bill, receipt, or other evidence of sale, or although such document is given, fails to set forth in it the information required to be set forth by section 10 (so that a determination can be made as to whether or not the price charged was proper), shall be limited to making a charge of $5.00 per M'BM for all lumber delivered under such sale. The application or enforcement of this provision to a sale or against a seller shall not exclude the application or enforcement of the penalties provided in paragraph (a) of this section.

ARTICLE V. MAXIMUM PRICES

SEC. 15. Ceiling prices for any category of used lumber for which maximum prices are not fixed in this order are subject to the General Maximum Price Regulation.

SEC. 16. *Maximum prices.* The maximum prices set forth in the appendices attached hereto shall apply to all sales of used lumber of the categories covered by this order, when the used lumber, at the time the order is taken, is part of a stock at the seller's established yard, or is located at a wrecking site and delivery is made either at the yard or wrecking site or by truck or other conveyance within the area defined in section 1, above.

SEC. 17. *Additions for delivery.* (a) If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March, 1942, the seller may add a charge for delivery as follows:

(1) Where delivery is by common or contract carrier, the actual amount paid to the carrier by the seller may be charged.

(2) Where delivery up to 100 miles is by truck owned or controlled by the seller, the amount added for delivery may not be higher than 10 cents per M'BM for each mile to place of delivery but not for any part of the return trip. When truck delivery over 100 miles is to be made, the addition may not be more than 10 cents per M'BM for each mile from the point of origin to the nearest possible point of rail loading-out plus the amount of rail transportation from there to destination.

(3) A minimum charge of 75 cents may be made on any delivery where the permissible charges do not amount to 75 cents.

(c) If the buyer elects to take delivery at the site of the lumber or at the seller's established yard, no reduction in price shall be required for that reason.

SEC. 18. *Revocation of Order No. G–1 under General Order No. 61.* This order specifically revokes and supersedes in its entirety Order No. G–1 issued December 20, 1945, including appendices attached thereto under the authority of General Order No. 61.

This order may be amended, modified, or revoked at any time.

Issued this 20th day of March 1946.

This order shall become effective April 10, 1946.

R. E. WALTERS,
Regional Administrator.

APPENDIX A OF REVISED ORDER NO. G–1 ISSUED UNDER THE AUTHORITY OF GENERAL ORDER NO. 61

USED LUMBER—LEGAL MAXIMUM PRICES PER THOUSAND BOARD FEET

When sold for delivery in the following area: In the counties of Cook, Du Page, Kane, Lake, McHenry, and Will in the state of Illinois, in the county of Milwaukee in the state of Wisconsin, in Lake County in the state of Indiana, and in the counties of Hennepin and Ramsey in the state of Minnesota.

Board, dimension, planks and timbers. When cleaned of nails, bolts and other foreign material.

	4 feet to 20 feet long	Over 20 feet
Standard grade [1] (cleaned)		
Boards (all widths less than 2" nominal thickness)	$45.00	$47.00
Dimension (all widths 2" nominal thickness)	48.00	50.00
Planks and small timbers (over 2" up to 4" nominal thickness, 12" or less nominal width; also nominal thickness over 4" up to and including 6" in all nominal widths up to and including 8")	48.00	52.00
Large timbers (nominal sizes larger than 6" x 8"—also 2" when wider than 12")	50.00	55.00
Standard grade [1] (not cleaned)		
Boards (as described above)	35.00	37.00
Dimension (as described above)	38.00	40.00
Planks and small timbers (as described above)	38.00	42.00
Large timbers (as described above)	40.00	45.00

	Per M board ft.
Reclaimed hardwood flooring [2]	$60.00

[1] Standard grade (or prime grade) is used lumber in the form of boards, dimension, planks or timbers, which individually are at least 5 feet in length, generally free from loose or rotten knots, knot holes, and rot, and generally free from other defects which materially impair the strength of the pieces and will prevent its use for standard construction purposes. This grade may include pieces which are partly defective in some of the above respects provided at least two-thirds of each such piece is free from these defects in lengths of 5 feet or more and the aggregate footage containing such defects does not constitute more than 15 percent of the total footage in the individual sale. Standard grade (or prime grade) also includes used lumber from 4 feet in length to less than 5 feet in length which is 100 percent usable.

[2] Reclaimed hardwood flooring is used flooring of standard $^{25}/_{32}$" thickness, entirely free of nails or other foreign matter and with upper surface whole or free from voids or splits. A tolerance of $^{1}/_{4}$" in thickness will be permitted where flooring is worn or sanded. Not more than 25 percent of the tongue and not more than 25 percent of the lower surface representing the under part of the groove may be missing on any piece.

Above prices apply when sold f. o. b. seller's yard or delivered within seller's free delivery zone.

For sales amounting in total for all items of less than $10.00, the prices may be increased by 10 percent.

Deduct $4.00 per thousand from above prices when sold f. o. b. wrecking site.

Scrap Lumber—Maximum price is $5.00 per thousand board feet when sold for delivery either at the yard or the wrecking site.

APPENDIX B OF REVISED ORDER NO. G–1 ISSUED UNDER THE AUTHORITY OF GENERAL ORDER NO. 61

USED LUMBER—LEGAL MAXIMUM PRICES PER THOUSAND BOARD FEET

When sold for delivery in the following area: In the entire states of Iowa, North Dakota, South Dakota, Nebraska, and in all of the state of Illinois except the counties of Cook, Du Page, Kane, Lake, McHenry and Will (which are included in Appendix A), and in the counties in Wisconsin and Minnesota as listed below:

Wisconsin

Adams, Buffalo, Columbia, Crawford, Dane, Dodge, Fond du Lac, Grant, Green, Green Lake, Iowa, Jackson, Jefferson, Juneau, Kenosha, La Crosse, Lafayette, Marquette, Monroe, Ozaukee, Racine, Richland, Rock, Sauk, Sheboygan, Trempeleau, Vernon, Walworth, Washington and Waukesha.

Minnesota

Anoka, Big Stone, Blue Earth, Brown, Carver, Chippewa, Cottonwood, Dakota, Dodge, Faribault, Fillmore, Freeborn, Goodhue, Houston, Jackson, Kandiyohi, Lac qui Parle, Le Sueur, Lincoln, Lyon, McLeod, Martin, Meeker, Mower, Murray, Nicollet, Nobles, Olmsted, Pipestone, Redwood, Renville, Rice, Rock, Scott, Sibley, Steele, Swift, Wabasha, Waseca, Washington, Watonwan, Winona, Wright, and Yellow Medicine.

Board, dimension, planks and timbers. When cleaned of nails, bolts and other foreign material:

	4 feet to 20 feet long	Over 20 feet
Standard grade [1] (cleaned)		
Boards (all widths less than 2" nominal thickness)	$41.00	$43.00
Dimension (all widths 2" nominal thickness)	44.00	46.00
Planks and small timbers (over 2" up to 4" nominal thickness, 12" or less nominal width; also nominal thicknesses over 4" up to and including 6" in all nominal widths up to and including 8")	44.00	4.800
Large timbers (nominal sizes larger than 6" x 8"—also 2" when wider than 12")	46.00	51.00
Standard grade [1] (not cleaned)		
Boards (as described above)	33.00	35.00
Dimension (as described above)	36.00	38.00
Planks and small timbers (as described above)	36.00	40.00
Large timbers (as described above)	38.00	43.00

	Per M board ft.
Reclaimed hardwood flooring [2]	$55.00

[1] Standard grade (or prime grade) is used lumber in the form of boards, dimension, planks or timbers, which individually are at least 5 feet in length, generally free from loose or rotten knots, knot holes, and rot, and generally free from other defects which materially impair the strength of the pieces and will prevent its use for standard construction purposes. This grade may include pieces which are partly defective in some of the above respects provided at least two-thirds of each such piece is free from these defects in lengths of 5 feet or more and the aggregate footage containing such defects does not constitute more than 15 per cent of the total footage in the individual sale. Standard grade (or prime grade) also includes used lumber from 4 feet in length to less than 5 feet in length which is 100 per cent usable

[2] Reclaimed hardwood flooring is used flooring of standard $^{25}/_{32}$" thickness, entirely free of nails or other foreign matter and with upper surface whole or free from voids or splits. A tolerance of $^{1}/_{4}$" in thickness will be permitted where flooring is worn or sanded. Not more than 25 percent of the tongue and not more than 25 percent of the lower surface representing the under part of the groove may be missing on any piece.

Above prices apply when sold f. o. b. seller's yard or delivered within seller's free delivery zone.

For sales amounting in total for all items of less than $10.00, the prices may be increased by 10 percent.

Deduct $3.00 per thousand from above prices when sold f. o. b. wrecking site.

Scrap Lumber—Maximum price is $5.00 per thousand board feet when sold for delivery either at the yard or the wrecking site.

APPENDIX C OF REVISED ORDER NO. G–1 ISSUED UNDER THE AUTHORITY OF GENERAL ORDER NO. 61

USED LUMBER—LEGAL MAXIMUM PRICES FOR THOUSAND BOARD FEET

When sold for delivery in the following area: In the counties in the state of Wisconsin and in the state of Minnesota as shown below:

Wisconsin

Ashland, Barron, Bayfield, Brown, Burnett, Chippewa, Clark, Door, Douglas, Dunn, Eau Claire, Florence, Forest, Iron, Kewaunee, Langlade, Lincoln, Marathon, Marinette,

Oconto, Oneida, Pepin, Pierce, Polk, Price, Rusk, St. Croix, Sawyer, Shawano, Taylor, Vilas, and Washburn.

Minnesota

Aitken, Becker, Beltrami, Benton, Carlton, Cass, Chisago, Clay, Clearwater, Cook, Crow Wing, Douglas, Grant, Hubbard, Isanti, Itasca, Kanabec, Kittson, Koochiching, Lake, Lake of the Woods, Mahnomen, Marshall, Mille Lacs, Morrison, Norman, Otter Tail, Pennington, Pine, Polk, Pope, Red Lake, Roseau, St. Louis, Sherburne, Stearns, Stevens, Todd, Traverse, Wadena, and Wilkin.

Board, dimension, planks and timbers. When cleaned of nails, bolts and other foreign material:

	4 feet to 20 feet long	Over 20 feet
Standard grade[1] *(cleaned)*		
Boards (all widths less than 2" nominal thickness)	$35.00	$37.00
Dimension (all widths 2" nominal thickness)	38.00	40.00
Planks and small timbers (over 2" up to 4" nominal thickness, 12" or less nominal width; also nominal thicknesses over 4" up to and including 6" in all nominal widths up to and including 8")	38.00	42.00
Large timbers (nominal sizes larger than 6" x 8"—also 2" when wider than 12")	40.00	45.00
Standard grade[1] *(not cleaned)*		
Boards (as described above)	27.00	29.00
Dimension (as described above)	30.00	32.00
Planks and small timbers (as described above)	30.00	34.00
Large timbers (as described above)	32.00	37.00

	Per M board ft.
Reclaimed hardwood flooring[2]	$50.00

[1] Standard grade (or prime grade) is used lumber in the form of boards, dimension, planks or timbers, which individually are at least 5 feet in length, generally free from loose or rotten knots, knot holes, and rot, and generally free from other defects which materially impair the strength of the pieces and will prevent its use for standard construction purposes. This grade may include pieces which are partly defective in some of the above respects provided at least two-thirds of each such piece is free from these defects in lengths of 5 feet or more and the aggregate footage containing such defects does not constitute more than 15 percent of the total footage in the individual sale. Standard grade (or prime grade) also includes used lumber from 4 feet in length to less than 5 feet in length which is 100 per cent usable.

[2] Reclaimed hardwood flooring is used flooring of standard 25/32" thickness, entirely free of nails or other foreign matter and with upper surface whole or free from voids or splits. A tolerance of 1/8" in thickness will be permitted where flooring is worn or sanded. Not more than 25 per cent of the tongue and not more than 25 per cent of the lower surface representing the under part of the groove may be missing on any piece.

Above prices apply when sold f. o. b. seller's yard or delivered within seller's free delivery zone.

For sales amounting in total for all items of less than $10.00, the prices may be increased by 10 per cent.

Deduct $3.00 per thousand from above prices when sold f. o. b. wrecking site.

Scrap lumber—Maximum price is $5.00 per thousand board feet when sold for delivery either at the yard or the wrecking site.

[F. R. Doc. 46-6513; Filed, Apr. 17, 1946; 4:23 p. m.]

[Region VI Order G-112 Under SR 15]

FLUID MILK IN WHITE LAKE, S. DAK.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, it is ordered:

1. *Maximum distributor prices.* The maximum price for the sale and delivery of standard butterfat content fluid milk at White Lake, South Dakota shall be 12¢ per quart at wholesale and 14¢ per quart at retail.

2. *Definitions.* (a) Standard butterfat content milk shall mean cow's milk having a butterfat content of not less than 3.2% or the legal minimum established by statute or municipal ordinance and distributed and sold for consumption in fluid form as whole milk.

(b) Sales at wholesale shall include all delivered sales to retail stores, restaurants, schools, hospitals, prisons and other institutions.

(c) Unless the context otherwise requires, the definitions set forth in the General Maximum Price Regulation, and in the Emergency Price Control Act of 1942, as amended, shall be applicable to the terms used herein.

This order may be revoked, amended or corrected at any time.

This order has been approved by the Department of Agriculture.

Effective April 18, 1946.

Issued this 18th day of April 1946.

R. E. WALTERS,
Regional Administrator.

Approved: April 16, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-6568; Filed, Apr. 18, 1946; 11:38 a. m.]

[Region VIII Order G-1 Under SR 14, Amdt. 6]

FLUID MILK IN ARIZONA

For the reasons set forth in an accompanying opinion, and under the authority vested in the Regional Administrator by Supplementary Regulation 15 to the General Maximum Price Regulation; *It is ordered*, That the above described Order No. G-1 is amended as follows:

An undesignated paragraph is added to paragraph (1) (a) to read as follows: For retail sales of milk in gallon containers, either paper or glass, in Maricopa County (except the towns of Gila Bend and Wickenberg) the seller's maximum price, in each case is either (1) his maximum price as determined under § 1499.2 (a) of the General Maximum Price Regulation, or (2) the applicable price from the following table, whichever is higher:

	Butterfat	Price
Out of store	3.5% or more	$0.45
Home delivered	3.5% to 3.8% inc.	.45
	3.9% or more	.51

Provided, That through June 8, 1946, unless this proviso is sooner revoked, each seller may adjust his maximum price as determined under (1) or (2) above, by adding to it 4 cents per gallon.

This amendment shall become effective April 18, 1946.

Issued this 18th day of April 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

Approved: Apr. 16, 1946.

T. G. STITTS,
Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-6569; Filed, Apr. 18, 1946; 11:38 a. m.]

[Portland Order G-29 Under 18 (c)]

FIREWOOD IN EUGENE-LANE COUNTY, OREG., AREA

For the reasons set forth in the opinion issued simultaneously herewith, and under the authority vested in the District Director of the OPA by § 1499.18 (c), as amended, of the GMPR, RGO 32 and Order of Delegation No. 75, issued by the Regional Administrator of Region VIII; *It is hereby ordered*, That:

(a) The maximum prices as established by §§ 1499.2 and 1499.3 of the GMPR or by any previous order issued pursuant to such regulation, or by any supplementary regulation thereto, for the sale and delivery of the types of firewood specified below in the Eugene-Lane County area in the state of Oregon are hereby adjusted so that the maximum prices therefor shall be:

Type of firewood	Maximum prices per cord delivered to premises of ultimate consumer in Eugene, Oreg., area	Maximum prices per cord delivered to premises of ultimate consumer in Lane County, Oreg., area	Maximum prices per cord to any buyer on farm in Eugene area and Lane County area
4' old growth fir cordwood	$9.75	$8.75	$6.50
16" old growth fir cordwood	10.75	9.75	7.50
4' second growth fir cordwood	9.00	8.00	6.00
16" second growth fir cordwood	10.00	9.00	7.00
4' oak, ash, maple, alder cordwood	11.75	10.75	8.25
16" oak, ash, maple, alder cordwood	12.75	11.75	9.25

(b) This Order No. G-29 supersedes and revokes Order No. VIII-P-G (15) 358, Order and Statement of Consideration Establishing Firewood Prices for Cottage Grove, Oregon, issued on Dec. 22, 1942, by the State Director for Oregon, Oregon State Office, OPA.

(c) This Order No. G-29 also supersedes all other orders in addition to the order specified in paragraph (b) above which established maximum prices for the kinds and types of firewood covered by this order when sold in the areas and by the persons covered by this Order No. G-29.

(d) *Definitions:* (1) The "Eugene, Oregon, Area" as herein used means the city of Eugene, Oregon, and the area within a six mile radius of its city limits including the city of Springfield, Oregon.

(2) The "Lane County, Oregon, Area" as herein used means all of Lane County, Oregon, except that portion thereof included in the "Eugene, Oregon, Area."

(3) "Old Growth fir cordwood" means bona fide first growth fir cordwood of large thickness green or dry. In case of doubt as to whether a particular wood is first or second growth, the second growth price shall apply.

(4) "Second growth fir cordwood" shall mean all cordwood green or dry other than old or first growth fir cordwood.

(e) No seller shall evade any of the provisions of the Order No. G-29 by changing the customary allowances, discounts, or other price differentials unless such change results in a lower price.

(f) *Invoice and records.* Every person making a sale of firewood for which a maximum price is set by this order shall give the purchaser or his agent at the time of the sale an invoice or other memorandum of sale, which shall show: (1) The date of sale. (2) The name and address of the buyer and seller. (3) The quantity of firewood sold. (4) Description of firewood sold, in the same manner as it is described in this order. (This shall include the kind of wood, i. e. hard, soft, or mixed, and length of pieces of wood.) (5) Place of sale. (If the price is dependent on place of delivery, then the place of delivery shall be stated.) (6) The total price of the wood, on the invoice or memorandum, a separate statement shall be made of any discounts and of each service rendered such as delivery, carrying, and stacking and the charge made for each such service.

The seller shall keep an exact copy of such invoice or memorandum for a period of two years and such copy shall be available for inspection by the OPA.

NOTE: The record-keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(g) This order shall become effective immediately.

(h) This order may be revoked, amended, or corrected at any time.

Issued this 2d day of April 1946.

LEWIS J. BRONAUGH,
Acting District Director.

[F. R. Doc. 46-6525; Filed, Apr. 17, 1946; 4:26 p. m.]

[Region II Order G-3 Under SO 142, Amdt. 1]

MAIN BELTING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, and by Supplementary Order No. 142 as amended, *It is hereby ordered*, That:

(a) Order No. G-3 under Supplementary Order No. 142 issued March 8, 1946 is hereby amended by striking out paragraph (a) of said order and inserting in place thereof, the following:

(a) Maximum established prices of October 1, 1941, of Main Belting Company, 1241 Carpenter St., Philadelphia, Pa., for stitched canvas belting, may be increased by 11%.

(b) Said Order No. G-3 under Supplementary Order 142 is hereby further amended by adding a paragraph designated as (h), which paragraph reads as follows:

(h) On or before November 30, 1946, Main Belting Company shall file with the Regional Office, Region II, of the OPA, a Profit and Loss Statement showing the result of its operations for the 6 months period beginning May 1, 1946, and ending October 31, 1946.

(c) Except as hereby amended Order No. G-3 under Supplementary Order 142 shall remain the same and all provisions thereof shall remain applicable.

This amendment shall become effective immediately.

Issued this 15th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-6516; Filed, Apr. 17, 1946; 4:23 p. m.]

[District of Columbia Order G-1 Under RMPR 165, Amdt. 2]

NATIONAL LAUNDRY CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the District of Columbia District Office of Price Administration by section 16 (a) of Revised Maximum Price Regulation No. 165, as amended—Services, and by the Emergency Price Control Act of 1942, as amended, it is hereby ordered that paragraph (a) of District of Columbia District Order No. 1 under section 16 (a) be amended to read as follows:

The application of the National Laundry Company, Inc., is granted to the extent that it is permitted to increase its present net legal maximum prices by the amount of sixteen (16%) percent, for all its laundry, linen supply, dry cleaning and related services, including commercial services, but not including its services to the Atlantic Coast Line, the Southern Railroad, the Seaboard Railroad, Pentagon Post Restaurants, and the Welfare and Recreational Association Restaurants.

The purpose of this Amendment No. 2 is to reduce the permitted increase heretofore granted from 18% to 16% over the net maximum prices.

This amendment shall become effective immediately.

Issued this 13th day of June 1945.

ROBERT K. THOMPSON,
District Director.

[F. R. Doc. 46-6515; Filed, Apr. 17, 1946; 4:23 p. m.]

[Region IX Order G-2 Under SO 121]

DOUBLE DECK BUNK BEDS, SINGLE BEDSTEADS, COTS, MATTRESSES AND HOSPITAL BEDS IN HAWAII

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Territorial Director by section 4.2 of Supplementary Order 121, Order G-2 is hereby issued.

(a) *What this order does.* This order establishes maximum prices for resellers in the Territory of Hawaii of the commodities hereinafter described, which have been or may be purchased from any United States Government agency.

(b) *Maximum prices.* (1) The maximum prices for the following articles in new condition shall be:

	Price for all sales to Retailers, f. o. b. Shipping Point	Price for all sales at Retail
New mattress—size: 30" x 78", No. 4 box—23 lb. cotton felt 6.2 oz. ACA ticking	$4.75	$8.25
New angle iron or wood double deck bunk bed, including springs; size: approximately 30" wide, 66" high, 80" long	9.50	18.00
New folding canvas cot with wood frame, including but not limited to cots identified as stock No. 99205	4.00	5.95
New metal folding hospital bed 36" wide, 78" long, tubular ends, 32¼" high, angle iron frame with link fabric spring and supports for mosquito netting, with cotton mattress	12.50	19.50
New Army steel folding cot, 6'4" x 30", spring 17" from floor, 1" tubular head and foot 23" from floor, spring angle irons 2" x 1½" x ⅛", and all other Army steel folding cots of approximately the same dimensions and of the same or similar construction	4.25	7.00

(2) The maximum prices for the following used articles in "as is" serviceable condition shall be:

	Price for all sales to retailers, f. o. b. shipping point	Price for all sales at retail
Used angle iron or wood double deck bunk bed, including springs; size; approximately 30" wide, 66" high, 80" long	$6.05	$11.25
Used folding canvas cot with wood frame, including but not limited to cots identified as Stock No. 99205	2.00	3.00
Used metal folding hospital bed 36" wide, 78" long, 32¼" high, 2" x 1½" angle frame, steel fabric spring, Federal Stock No. 9907500	2.80	5.25
Used Army steel folding cot 6'4" x 30", spring 17" from floor, 1" tubular head and foot 23" from floor, spring angle irons 2" x 1½" x ⅛", and all other Army steel folding cots of approximately the same dimensions and of the same or similar construction	2.25	4.00
Used iron single bedstead, knock down type, #26-B-506, old style, complete; outside dimensions 32" x 78½", bent tubular ends 31½" high, made of 1" O/D stock with 3 rigid ⅝" rod upright bars; angle frame 1¾" x 1¾" x ¼", fabric wire spring with 19 2⅜" helical springs at each end, 14½" from floor; and any subsequent specifications of this model including #32-A dated Apr. 14, 1942, Q/M Drawing 2-15-16	2.75	5.50

(3) The maximum prices for the following used articles reconditioned shall be:

	Price for all sales to retailers, f. o. b. shipping point	Price for all sales at retail
Reconditioned angle iron or wood double deck bunk bed, including springs, size: approximately 30" wide, 66" high, 80" long	$7.15	$13.50
Reconditioned folding canvas cot with wood frame, including but not limited to cots identified as Stock No. 99205	3.00	4.50
Reconditioned Army steel folding cot, 6' 4" x 30", spring 17" from floor, 1" tubular head and foot 23" from floor, spring angle irons 2" x 1½" x ⅛", and all other Army steel folding cots of approximately the same dimensions and of the same or similar construction	3.50	6.50
Reconditioned iron single bedstead, knock down type, #25-B-566, old style, complete; outside dimensions 32" x 78½", bent tubular ends 31¼" high, made of 1" O/D stock with 3 rigid ⅜" rod upright bars; angle frame 1¾" x 1¾" x ¼", fabric wire spring with 19 2½" helical springs at each end; 14½" from floor; and any subsequent specifications of this model including z32-A dated Apr. 14, 1942, Q/M Drawing 2-15-16	5.50	11.00
Reconditioned metal folding hospital bed, 36" wide, 78" long, 2" x 1½" angle frame, steel fabric spring, Federal Stock No. 9607500. Reconditioning to include shortening legs from original height of 32¼"	5.50	8.50

For the purposes of this order, an article is deemed "Reconditioned" if it meets the following specifications:

(i) All broken and missing parts replaced.

(ii) Metal frame straightened where necessary.

(iii) All splits, holes, gouges, or bruises filled in, and soiled or torn fabrics, if any, replaced.

(iv) All exposed surfaces which were originally painted or finished, covered with a finish the color of which is uniform.

If the article does not meet these specifications, the maximum price set forth above for the article used in "as is" serviceable condition applies to the article.

(c) *Discounts.* Every seller shall continue to maintain his customary discounts for cash.

(d) *Notification.* Any person who sells the articles described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the retailer's maximum reselling price for each article, and stating that the retailer is required by this order to attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate retail ceiling price.

(e) *Tagging.* Any person who sells the articles described in paragraph (b) at retail shall attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate retail ceiling price. If the article has been reconditioned, a statement to that effect must appear on the tag or label.

(f) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulations or order previously issued by the Office of Price Administration.

(g) *Definitions.* (1) "Retailer" means any person who normally sells to ultimate consumers.

(h) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective as of March 25, 1946.

Issued this 18th day of March 1946.

GERALD A. BARRETT,
Territorial Director.

[F. R. Doc. 46-6567; Filed, Apr. 18, 1946; 11:38 a. m.]

[Chicago Order G-1 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN CHICAGO AREA

An accompanying opinion has been filed with the Division of the Federal Register.

Appendices A and B of Order No. G-1 under General Order 68 are hereby amended as follows:

APPENDIX A

SALES TO CONTRACTORS

No.	Description of Commodity	Unit	Maximum Price
23	Vitrified clay sewer pipe No. 1SS-4".	Lineal ft.	$0.17
24	Vitrified clay sewer pipe No. 1SS-6".	do	.27
25	Flue lining 9 x 9	do	.35½
26	Flue lining 9 x 13	do	.53½
27	Flue lining 13 x 13	do	.67½

APPENDIX B

SALES TO CONSUMERS

23	Vitrified clay sewer pipe No. 1SS-4".	Lineal ft.	$0.18
24	Vitrified clay sewer pipe No. 1SS-6".	do	.28
25	Flue lining 9 x 9	do	.36½
26	Flue lining 9 x 13	do	.55½
27	Flue lining 13 x 13	do	.70½

All other prices listed in said order for other commodities than those above described shall remain in full force and effect.

This amendment shall become effective April 1, 1946.

Issued March 27, 1946.

JAMES F. RILEY,
District Director.

[F. R. Doc. 46-6519; Filed, Apr. 17, 1946; 4:24 p. m.]

[Region IV Rev. Order G-5 Under RMPR 122, Amdt. 5]

SOLID FUELS IN CHARLOTTE, N. C.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122, subparagraph (e) (2) of Revised Order No. G-5 under Revised Maximum Price Regulation No. 122 issued by this office on April 18, 1945 is hereby amended to read as follows:

(e) • • •

(2) *Low volatile bituminous coal from district No. 7.*

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Egg	$11.35	$5.93	$3.15
Stove size (jr. egg)	11.10	5.80	3.09
Nut size	10.35	5.43	2.90
Pea size stoker	10.05	5.28	2.83
Domestic run-of-mine (screened)	10.15	5.33	2.85
Straight run-of-mine	9.95	5.23	2.80
Exception: Egg coal from mine index No. 56 and 58, Maryland New River Coal Co.	11.50	6.00	3.10

Effective date. This amendment shall become effective April 1, 1946.

Issued April 1, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-6521; Filed, Apr. 17, 1946; 4:25 p. m.]

[Des Moines Order G-2 Under RMPR 259, Amdt. 1]

CONTAINERS AND CASES OF DOMESTIC MALT BEVERAGES IN DES MOINES DISTRICT

Pursuant to the Emergency Price Control Act of 1945, as amended, the Stabilization Act of 1942, as amended, Executive Orders 9250 and 9328, and the authority delegated to the District Director of the Des Moines, Iowa District Office of the Office of Price Administration, and for the reason set forth in the accompanying opinion; *It is hereby ordered*, That the said Order No. G-2 of Revised Maximum Price Regulation 259, section 5.2 (c) be amended as follows:

(1) Section 2 is amended to read as follows:

SEC. 2. *Where this order applies.* The provisions of this order apply to all wholesalers and retailers whose licensed premises are located within the Des Moines District. The Des Moines District consists of the entire State of Iowa with the exception of Osceola and Lyon counties.

(2) Section 2a is added as follows:

SEC. 2a. *Relationship of this order to other orders.* This order shall supersede Order No. G-2 under section 5.2 (c) of Rev. MPR 259 issued by the former Quad-Cities District Office, Region VI, Moline, Illinois, in those counties in Iowa which were subject to the said Quad-Cities Order. This order shall supersede any other order establishing uniform maximum deposit charges for containers and cases of domestic malt beverages which may have been previously effective in the area now comprising the Des Moines, Iowa, District.

(3) Except as provided in the preceding paragraphs, all of the provisions contained in the said Order No. G-2 under RMPR 259, section 5.2 (c) shall remain unchanged and in full force and effect.

This amendment shall become effective January 14, 1946.

Issued this 21st day of December 1945.

WALTER D. KLINE,
District Director.

[F. R. Doc. 46-6520; Filed, Apr. 17, 1946; 4:24 p. m.]

[District of Columbia Order G-1 Under MPR 165, Amdt. 1]

NATIONAL LAUNDRY CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the District of Columbia District Office of Price Administration by § 1499.114 (d) of Maximum Price Regulation No. 165, as amended—Services, and by the Emergency Price Control Act of 1942, as amended, it is hereby ordered that paragraph (a) of District of Columbia District Order No. 1 under § 1499.114 (d) be amended to read as follows:

The application of the National Laundry Company, Inc., is granted to the extent that it is permitted to increase its present legal maximum prices for its family laundry service and its linen supply service by the amount of eighteen (18%) percent, and for all its other laundry, dry cleaning and related services, including commercial services, by the amount of six (6%) percent.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

This amendment shall become effective immediately.

Issued this 28th day of March 1945.

ROBERT K. THOMPSON,
District Director.

[F. R. Doc. 46-6523; Filed, Apr. 17, 1946; 4:25 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1252]

GENERAL GAS & ELECTRIC CORP.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 17th day of April 1946.

General Gas & Electric Corporation (Gengas), a registered holding company and a subsidiary of General Public Utilities Corporation, also a registered holding company, having filed an application pursuant to sections 9 (a) and 10 of the Public Utility Holding Company Act of 1935 regarding the following transactions:

Gengas proposes to acquire from the Tide Water Power Company (Tidewater) 3,461 shares of the new common stock of Tidewater; 1,870 shares of the common stock of Atlantic Utility Service Corporation; and an assignment of any claims which Tidewater may have against Gengas or its parent or affiliates. The transactions proposed are pursuant to and for the purpose of completing the plan of recapitalization of Tidewater under section 11 (e) of the act, approved by the Commission by orders dated December 22, 1944 and March 1, 1946 (Holding Company Act Release Nos. 5512, 6407, and 6441).

Said application having been filed on March 20, 1946 and notice of said filing having been duly given in the form and manner prescribed in Rule U-23 promulgated under said act, and the Commission not having received a request for hearing with respect to said application within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the transactions involved have the tendency required by section 10 (c) (2) of the act, and observing no basis for adverse findings under sections 10 (b) and 10 (c) (1) of the act;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of the act, and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application be, and hereby is, granted forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-6613; Filed, Apr. 19, 1946; 11:53 a. m.]

[File No. 70-1267]

OHIO EDISON CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 17th day of April A. D. 1946.

Notice is hereby given that Ohio Edison Company ("Ohio Edison"), a registered holding company and a subsidiary of The Commonwealth & Southern Corporation ("Commonwealth"), also a registered holding company, has filed an application-declaration with this Commission pursuant to sections 6 and 7 of the Public Utility Holding Company Act of 1935 and Rule U-50 promulgated thereunder. All interested persons are referred to said document which is on file in the office of this Commission for a full statement of the transactions therein proposed which may be summarized as follows:

Ohio Edison proposes to issue and sell publicly, pursuant to the competitive bidding provisions of Rule U-50, 204,153 shares of its common stock with a par value of $8 per share. Ohio Edison has 2,000,000 authorized shares of such common stock, of which 1,795,847 shares are issued and owned by Commonwealth. The shares now proposed to be issued and sold constitute the remaining authorized shares.

The proceeds from such sale are proposed to be used for the construction of property additions and other corporate purposes. Ohio Edison states that it contemplates property additions estimated to cost in excess of $12,000,000, of which approximately $5,000,000 is to be expended in 1946 and the remainder for completion of projects to be started in 1946 or immediately thereafter, including approximately 60,000 kilowatts of additional steam-electric generating capacity to be installed on the system at locations to be determined by studies now in progress.

The filing states that the general program of Commonwealth under section 11 of the Public Utility Holding Company Act of 1935 contemplates the divestment by it of the common stocks of its northern operating subsidiaries. Ohio Edison proposes to make an application to list its shares of common stock of the New York Stock Exchange, and asserts that the market quotations will assist in establishing a market value for the shares held by Commonwealth and thus facilitate the distribution of such shares.

The filing also states that the issuance and sale of the 204,153 shares of common stock have been expressly authorized by The Public Utilities Commission of Ohio, the state commission of the state in which Ohio Edison is organized and doing business.

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that a hearing be held with respect to said matters, and that the application-declaration shall not be granted or permitted to become effective except pursuant to further order of this Commission:

It is ordered, That a hearing on the application-declaration be held in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, at 10:00 a. m., e. d. t., on the 6th day of May, 1946, in such room as may be designated at such time by the Hearing Room Clerk in Room 318. All persons desiring to be heard or otherwise wishing to participate should notify the Commission in the manner provided by the Commission's rules of practice, Rule XVII, on or before May 3, 1946.

It is further ordered, That Richard Townsend, or any other officer or officers of this Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues presented by said application-declaration, particular attention will be directed at the hearing to the following matters and questions:

(1) Whether the proposed issue and sale of common stock are exempt from the requirements of section 7 of the act pursuant to section 6 (b) thereof, and if not, whether the said securities will comply with the standards of section 7 of the act;

(2) Whether the terms and conditions of the issue and sale of the common stock are detrimental to the public interest or the interest of investors or consumers;

(3) Whether the fees, commissions, or other remuneration to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount;

(4) Whether the accounting treatment of the proposed transactions is appro-

priate and in conformity with the requirements of the act;

(5) What terms or conditions, if any, with respect to the proposed transactions should be prescribed in the public interest or for the protection of investors or consumers;

(6) Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder.

It is further ordered, That the Secretary of the Commission shall serve a copy of this order by registered mail on the Ohio Edison Company, on the Public Utilities Commissions of Ohio and Pennsylvania, on the Federal Power Commission, and on all parties of record and all persons granted leave to be heard in the proceedings on Commonwealth's Plan of Recapitalization (File Nos. 59–20, 59–8 and 54–75); and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–6614; Filed, Apr. 19, 1946; 11:53 a. m.]

[File Nos. 54–97, 59–73, 59–38, 70–1110]

UNITED PUBLIC UTILITIES CORP. ET AL.

ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 18th day of April A. D. 1946.

In the matter of United Public Utilities Corporation, Applicant, File No. 54–97; United Public Utilities Corporation and Its Subsidiary Companies, Respondents, File No. 59–73; United Public Utilities Corporation and Its Subsidiary Company, Respondents, File No. 59–38; United Public Utilities Corporation, File No. 70–1110.

The Commission having by order dated February 21, 1946, designated April 22, 1946, as the date for continuing the hearing in the above consolidated proceeding and having directed that at such continued hearing consideration should be given, among other things, to the issues involved in the application of United Public Utilities Corporation ("UPU"), under section 11 (e) of the Public Utility Holding Company Act of 1935, for approval of a certain plan designated as Plan 2 and to the issues involved in the section 11 proceedings heretofore instituted by the Commission;

UPU and its subsidiaries having requested that the hearing scheduled to be held April 22 be postponed in order to give the company's directors an opportunity to study the problem whether the interests of UPU stockholders will best be served by continuing the enterprise after a recapitalization of UPU as proposed in Plan 2 or by a voluntary liquidation of UPU; and

The Commission deeming it appropriate under the circumstances to postpone the date of the hearing scheduled for April 22, 1946:

It is hereby ordered, That the hearing in this matter scheduled for April 22, 1946 at 11:00 a. m., e. s. t. at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania be, and it hereby is, postponed indefinitely. A further notice will issue in regard to any subsequent hearing to be held with respect to the issues involved in the section 11 (b) (1), 11 (b) (2), 15 (f) and 20 (a) proceedings heretofore instituted by the Commission or with respect to any plan heretofore filed or hereafter to be submitted by UPU for compliance with section 11 (b) of the act.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–6615; Filed, Apr. 19, 1946; 11:53 a. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R.S. 4405, 4417a, 4418, 4426, 4488, and 4491, as amended, 49 Stat. 1544, 54 Stat. 163–167, sec. 5 (e), 55 Stat. 244 (46 U.S.C. 367, 375, 391a, 392, 404, 481, 489, 526–526t, 50 U.S.C. 1275), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1–46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following approval of equipment is prescribed, effective upon the date of publication in the FEDERAL REGISTER:

BUOYANT CUSHIONS FOR MOTORBOATS

Approval No. B–297, 14¼" x 15¾" x 2" buoyant cushion, No. 1700, 20 oz. kapok, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Dwg. No. 1–109, dated 14 February 1946, manufactured by Wilber & Son, 116 New Montgomery Street, San Francisco 5, California.

Approval No. B–298, 14" x 48" x 2" tufted buoyant cushion, 70 oz. kapok, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Dwg. No. 313, dated 13 March 1946, manufactured by Elvin Salow Co., 379 Atlantic Avenue, Boston 10, Mass.

Approval No. B–299, 14" x 20" x 2" tufted buoyant cushion, 30 ounces kapok, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Dwg. No. 313, dated 13 March 1946, manufactured by Elvin Salow Co., 379 Atlantic Avenue, Boston 10, Mass.

Approval No. B–300, 18" x 22" x 2" tufted buoyant cushion, 48 oz. kapok, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Dwg. No. 313, dated 13 March 1946, manufactured by Elvin Salow Co., 379 Atlantic Avenue, Boston 10, Mass.

Approval No. B–301, 15" x 15" x 2" seat, 20 oz. kapok; and 15" x 20" x 2" back, 27 oz. kapok, come apart style double buoyant cushion, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Dwg. No. 313, dated 13 March 1946, manufactured by Elvin Salow Co., 379 Atlantic Avenue, Boston 10, Mass.

LIFEBOATS

24' x 8' x 3.58' steel motor-propelled lifeboat, 37-person capacity, General Arrangement Dwg. No. 2605, dated 7 February 1946, Alt. 26 February 1946, submitted by Welin Davit and Boat Corp., Perth Amboy, New Jersey. (Supersedes approval 11 September 1943, 8 F.R. 12518, insofar as new construction is concerned.)

24' x 8' x 3.58' steel oar-propelled lifeboat, 40-person capacity, General Arrangement Dwg. No. 2602, dated 7 February 1946, Alt. 18 February 1946, submitted by Welin Davit and Boat Corp., Perth Amboy, New Jersey. (Supersedes approval 16 September 1943, 8 F.R. 12675, insofar as new construction is concerned.)

LIFE PRESERVERS

Approval No. B–302, Model 5 child kapok life preserver, Specification 160.002, manufactured by Seaway Manufacturing Co., Inc., 511 North Solomon Street, New Orleans 19, La.

Approval No. B–303, Model 6 child kapok life preserver, Specification 160.002, manufactured by Seaway Manufacturing Co., Inc., 511 North Solomon Street, New Orleans 19, La.

TELEPHONE SYSTEM

Sound powered telephone handset, Dwg. No. A–257, Alt. 2, manufactured by United States Instrument Corp., East Orange, New Jersey.

Dated: April 18, 1946.

J. F. FARLEY, *Admiral, U. S. Coast Guard, Commandant.*

[F. R. Doc. 46–6608; Filed, Apr. 19, 1946; 11:13 a. m.]

WAR SHIPPING ADMINISTRATION.

"COVENTRY" (EX-WILHELMINA, EX-HWAH JANG)

NOTICE OF DEPOSIT OF JUST COMPENSATION FOR USE OF VESSEL

Notice is hereby given that, pursuant to the provisions of section 3 (a) of the act of March 24, 1943 (Public Law 17, 78th Congress, 1st Sess.) the War Shipping Administration on April 17, 1946, deposited with the Treasurer of the United States the amount of $135,380.77 as just compensation for the use of the vessel "Coventry" (ex-Wilhelmina, ex-Hwah Jang) belonging to the Hwah Sung Steamship Company, Ltd., 134 Sinza Road, Shanghai, China, said vessel having been requisitioned for the use thereof by the United States of America, represented by the War Shipping Administration, on April 18, 1942.

The attention of interested parties is invited to the provisions of said section 3 (a) concerning claims against the vessel which existed at the time of requisition.

By order of the War Shipping Acting Administrator.

[SEAL] A. J. WILLIAMS, *Secretary.*

APRIL 9, 1946.

[F. R. Doc. 46–6585; Filed, Apr. 19, 1946; 10:00 a. m.]

Reference APR 26 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 79

Washington, Tuesday, April 23, 1946

The President

EXECUTIVE ORDER 9714

AMENDING EXECUTIVE ORDER NO. 9492, AS AMENDED, PRESCRIBING REGULATIONS GOVERNING NON-MILITARY AND NON-NAVAL TRANSPORTATION ON ARMY AND NAVY AIR TRANSPORTS

By virtue of the authority vested in me by the Constitution and laws of the United States and as President of the United States and Commander in Chief of the Army and Navy of the United States, it is ordered as follows:

Executive Order No. 9492 of October 24, 1944, as amended by Executive Order No. 9629 of September 24, 1945, prescribing regulations governing non-military and non-naval transportation on Army and Navy air transports, is hereby further amended (1) by substituting the words "two years" for the words "eighteen months" occurring in section 2 (c) thereof, and (2) by adding section 3, as follows:

"3. In cases in which aircraft of the War Department or of the Navy Department are flown by Army or Navy personnel on special missions for the exclusive use of other Federal agencies on official Government business connected with the activities of such agencies, payment therefor shall be on the basis of actual cost, instead of as provided in paragraph 2 (b) of this order."

HARRY S. TRUMAN

THE WHITE HOUSE,
April 20, 1946.

[F. R. Doc. 46–6684; Filed, Apr. 22, 1946; 10:32 a. m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 25—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL AND PROFESSIONAL POSITIONS

POSITIONS FOR WHICH FORMAL EDUCATION REQUIREMENTS PRESCRIBED

The following positions are added to § 25.1 (a) (10 F.R. 7081, 12839, 15031; 11 F.R. 4225, 4287):

§ 25.1 *Positions for which formal education requirements prescribed.* (a) * * *

Instructor, Educational Retraining, SP–6, Veterans' Administration.
Instructor-Supervisor, Educational Retraining, SP–8, Veterans' Administration.
Instructor-Supervisor, Educational Retraining, P–2, Veterans' Administration.
Chief, Educational Retraining, P–3 Veterans' Administration.

NOTE: The statement showing justification for educational requirements for Teachers, All Grades, filed with F.R. Doc. 45–10333 (10 F.R. 7081) is applicable to the positions listed above.

(Sec. 5, Veterans' Preference Act of 1944, 58 Stat. 387)

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL, *President.*

APRIL 12, 1946.

[F. R. Doc. 46–6687; Filed, Apr. 19, 1946; 3:12 p. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

[Amdt. 2]

PART 296—GRAIN PURCHASES

EMERGENCY WHEAT PURCHASE PROGRAM BULLETIN

The Emergency Wheat Purchase Program Bulletin, as amended (11 F.R. 3509,

(Continued on p. 4445)

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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4145), is further amended by amending the second sentence of § 296.01 (a) to read as follows: "Eligible wheat shall be wheat of the 1945 and prior years' crops and of a grade and quality corresponding to the grade and quality required of eligible wheat under the 1945 Wheat Loan Program."

Dated this 19th day of April 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
ROBERT H. SHIELDS,
President.

[F. R. Doc. 46-6712; Filed, Apr. 22, 1946; 11:25 a. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 9-19, Amdt. 4]

PART 1220—FEED

OIL SEED MEAL SET ASIDE FOR MAY 1946

War Food Order No. 9-19, as amended (11 F.R. 789, 1145, 2213, 3077), is hereby further amended by deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Quantity to be set aside.* No processor shall deliver oil seed meal to any person unless, at each processing plant operated by him, he shall set aside and hold for delivery as directed by the Order Administrator:

(1) Five percent of his production of oil seed meal during the period from the effective date of this order to and including January 31, 1946;

(2) Five percent of his production of oil seed meal during the month of February 1946;

(3) Five percent of his production of oil seed meal during the month of March 1946;

(4) Ten percent of his production of oil seed meal during the month of April 1946;

(5) Ten percent of his production of oil seed meal during the month of May 1946.

This amendment shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 9-19, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 9, 11 F.R. 669)

Issued this 22d day of April 1946.

G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46-6713; Filed, Apr. 22, 1946; 11:25 a. m.]

[WFO 143, As Amended, Termination]

PART 1405—FRUITS AND VEGETABLES

APPLES

War Food Order No. 143, as amended (10 F.R. 12478, 13804, 15331; 11 F.R. 1668), is hereby terminated effective as of 12:01 a. m., P. s. t., April 23, 1946, and all apples which have been set aside pursuant to the provisions of the said War Food Order No. 143, as amended, but not sold or contracted to be sold to a governmental agency (as defined in the said order) at the effective time of this termination action are, at the effective time of this termination action, released from all restrictions of the said War Food Order No. 143, as amended.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 143, as amended, prior to the effective time of this termination action, all provisions of the said War Food Order No. 143, as amended, in effect prior to the effective time of this termination action shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E. O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 19th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6716; Filed, Apr. 22, 1946; 11:25 a. m.]

[WFO 144, Amdt. 6]

PART 1468—GRAIN

AMENDMENTS AFFECTING FOOD MANUFACTURERS AND MILLERS

War Food Order No. 144, as amended (11 F.R. 2301, 3243, 3392), is further amended by adding immediately after paragraph (aa) the following new paragraphs:

(bb) *Use of wheat by millers.* No miller shall, during any calendar month, including the month of April 1946, process wheat into flour for domestic use or consumption in any quantity which will result in a total processing of wheat for domestic use or consumption during such month, in excess of the quantity required to produce an amount of flour equal to 75 percent of the quantity of flour distributed by him for domestic use or consumption in the corresponding calendar month of 1945.

(cc) *Use of wheat by food manufacturers.* No food manufacturer shall, during any calendar month, including the month of April 1946, use wheat in the manufacture of edible products for domestic human consumption in any quantity which will result in a total use of wheat for the manufacture of edible products for domestic human consumption during such month, in excess of 75 percent of the quantity of wheat so used in the corresponding calendar month of 1945.

This amendment shall become effective at 12:01 a. m., e. s. t., April 22, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 144, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceedings, with respect to any such violations, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8067)

Issued this 19th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6714; Filed, Apr. 22, 1946; 11:25 a. m.]

[WFO 144, Amdt. 7]

PART 1468—GRAIN

MILLERS' AND FOOD MANUFACTURERS' SURPLUS WHEAT INVENTORIES

War Food Order No. 144, as amended (11 F.R. 2301, 3243, 3392), is further amended by adding immediately after paragraph (cc) the following new paragraph:

(dd) *Millers' and food manufacturers' surplus inventories of wheat; offers to Commodity Credit Corporation.* (1) No miller whose inventory of wheat, plus all quantities thereof bought to arrive or with respect to which he has a contract to purchase (futures contracts to be included only to the extent that such contracts call for May delivery), is in excess of a quantity necessary to operate for 21 days, based upon average daily grind, shall grind wheat unless he offers all such surplus wheat or all flour to be ground from such surplus wheat for sale to the Commodity Credit Corporation, and delivery to such corporation within ten days or such other period of time as may be specified by the corporation.

(2) No food manufacturer whose inventory of wheat, plus all quantities thereof bought to arrive or with respect to which he has a contract to purchase (futures contracts to be included only to

the extent that such contracts call for May delivery), is in excess of a quantity necessary to operate for 21 days, based upon his average monthly use of wheat during 1945, shall use wheat unless he offers all such surplus wheat for sale to the Commodity Credit Corporation, and delivery to such corporation within ten days or such other period of time as may be specified by the corporation.

This amendment shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 144, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 19th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6715; Filed, Apr. 22, 1946; 11:25 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration

PART 170—REGULATIONS FOR THE ENFORCEMENT OF THE FEDERAL TEA ACT

TEA STANDARDS

Pursuant to the authority of sections 2 and 3 of the Federal Tea Act (29 Stat. 604; 35 Stat. 163; as amended 41 Stat. 712; 21 U.S.C. 41), the tea standards that were fixed and established by the Federal Security Administrator on February 17, 1942 (7 F.R. 1428, § 170.19 (b)) shall be in force and effect from May 1, 1946, until April 30, 1947.

Washington, D. C., April 19, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator.

[F. R. Doc. 46-6719; Filed, Apr. 22, 1946; 11:48 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.: E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9636, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Direction 15]

EFFECT OF CC RATINGS ON PRODUCERS OF CONSTRUCTION MACHINERY

The following direction is issued pursuant to Priorities Regulation 3:

(a) *What this direction does.* There is a Nation-wide shortage of construction machinery. Demand for this type of machinery substantially exceeds the supply. In order to prevent the use of CC ratings from preempting an undue proportion of the supply available from new production, this direction restricts the use of CC ratings on producers of construction machinery. CC ratings may still be assigned for construction machinery under the conditions stated in PR-28, and producers must still accept and fill rated orders in accordance with PR-1 unless they are relieved from that obligation by paragraph (b) below.

(b) *Restriction on use of CC ratings.* (1) No dealer, distributor or branch sales office of a producer who receives or has received a CC rating for construction machinery may extend it to a producer of that machinery after April 22, 1946.

(2) Producers must treat as unrated any orders for construction machinery bearing CC ratings which they receive from dealers, distributors or branch sales offices after April 22, 1946. Also, any producer who regularly sells a given type or types of construction machinery only through dealers, distributors or branch sales offices, either for all sales or for a particular territory, may reject any orders bearing CC ratings for those types of construction machinery (except orders for construction machinery for export outside the United States, its territories or possessions, or the Dominion of Canada) which he receives from other persons after April 22, 1946.

(c) *Definitions.* As used in this direction:

(1) "Construction machinery" means any of the following types of machinery:

(i) Construction equipment, tractor mounted.

(ii) Construction machinery, specialized.

(iii) Construction material mixers, pavers, spreaders, and related equipment.

(iv) Construction material processing equipment.

(v) Power cranes, derricks, draglines, dredges, shovels and related equipment.

(vi) Scrapers, maintainers and graders.

(vii) Contractors' elevating winches and hoists.

(viii) Earth, rock and water well drilling and boring machinery.

(ix) Tracklaying tractors.

These types of machinery are more fully described in CMP Codes 308-314, 316 and 470.

(2) "Producer" means any person to the extent he is engaged in the manufacture of construction machinery. It does not include a branch sales office of a producer.

Issued this 22d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6686; Filed, Apr. 22, 1946; 10:47 a. m.]

PART 3293—CHEMICALS

[Conservation Order M-390, as Amended Apr. 22, 1946]

HIDE GLUE STOCK

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of hide glue stock for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3293.592 *Conservation Order M-390*—(a) *Restrictions on use of hide glue stock.* (1) No person shall use the following types of hide glue stock to make gelatin, edible or inedible:

(i) Green and salted hide trimmings including limed hide trimmings, salted tips, cattle tail pieces.

(ii) Limed and pickled cattle trimmings including limed and pickled hide trimmings, limed cattle pieces.

(iii) Goat trimmings including long-haired, short-haired, de-haired.

(iv) Chrome stock including chrome splits, chrome shavings, chrome trimmings.

(v) Coney stock.

(vi) Goat and sheep fleshings.

(vii) Packers trimmings including green and salted ears, lips, snouts and tails, green and salted sinew and pizzles.

(viii) Sheep trimmings including limed sheep trimmings, limed sheep tails, pickled sheep.

(ix) Horse fleshings.

(x) Calf fleshings.

(xi) Horse and beam trimmings including green and salted horse trimmings, limed horse trimmings, horse tail pieces.

(xii) Sole leather fleshings.

(xiii) Common and #2 fleshings.

(xiv) Other cattle fleshings including sulfide fleshings, kip fleshings.

(xv) Raw hide shavings.

The above restriction applies to any processing of the above materials to prepare them for use in the manufacture of gelatin.

(2) No person shall use natural colored cattle chrome stock, including chrome splits, chrome shavings and chrome trimmings, for fertilizer tankage or to make products (other than glue) such as detergents, dispersion agents, wetting agents or stain remover used in treating textiles or in the manufacture of agricultural sprays or shampoos, shaving creams and other cosmetics.

(3) Except in the process of manufacturing animal glue no person shall use to make grease and oils any of the types of hide glue stock listed in paragraph (a) (1), originating from tanneries.

(b) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate stating fully the grounds of the appeal.

(c) *Communications to the Civilian Production Administration.* All appeals filed hereunder and all other reports and communications shall, unless otherwise directed, be addressed to the Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: M-390.

(d) *Violations.* Any person who willfully violates any provisions of this order or who, in connection with this order, willfully conceals a material fact, or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or accepting further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(e) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the regulations of the Civilian Production Administration, as amended from time to time.

Issued this 22d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6685; Filed, Apr. 22, 1946; 10:47 a. m.]

PART 4600—RUBBER, SYNTHETIC RUBBER AND PRODUCTS THEREOF

[Rubber Order R-1, Direction 13]

PERMITTED USES FOR THIN AND THICK PALE CREPE NATURAL RUBBER

The following direction is issued pursuant to Rubber Order R-1:

On and after the date of this direction, thin and thick pale crepe natural rubber may be used in the manufacture of the rubber products listed below. These appear as Permitted Products in Table B of Appendix I to Rubber Order R-1, and may be identified by the Code number designation. The amount of pale crepe natural rubber which may be used in the products listed in this direction must not exceed the quantities designated in Table B of Appendix I in the column entitled "Percent natural rubber", applicable to the particular product. Thin and thick pale crepe natural rubber may not be used in the manufacture of any rubber products other than those listed in this direction. To secure supplies of thin or thick pale crepe natural rubber, application for authority to consume should be made to the Civilian Production Administration on Form CPA-3662 as provided in § 4600.02 of Rubber Order R-1.

(a) *Thin pale crepe natural rubber.* Products in the manufacture of which thin pale crepe natural rubber may be used are as follows:

Appendix I, Table B—Permitted Products

Code No.
18 C—Dental dam
Denture rubber
18 F—Breast shields, nursing
Small feeding nipples
18 G—Colostomy outfits
Dilators
Inhalation bags and face pieces
Prostatic bags
Prosthetic devices
Stoppers—medical, surgical, dental, veterinary and mortuary type only
Only 50% of natural rubber may be thin pale crepe.
Vaccine caps
18 H—Pessaries and prophylactics
18 J—Tubes and tubing-blood plasma, intravenous, and multiple lumen only.

(b) *Thick pale crepe natural rubber.* Products in the manufacture of which thick pale crepe natural rubber may be used are as follows:

Appendix I, Table B—Permitted Products

12 F—Refrigerator door gaskets
18 A—Surgical tape and cohesive bandage
18 F—Feeding bottle caps and covers
18 F—Large breast type feeding nipples.

(c) Any person owning any inventory of pale crepe rubber of any type and who is not engaged in the manufacture of any of the products listed in this direction, in the manufacture of which such rubber may be used, may exchange it for any other type of natural rubber upon application to the Reconstruction Finance Corporation, Office of Rubber Reserve, 811 Vermont Avenue, Washington, D. C.

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719, E.O. 9246, 7 F.R. 7379, as amended by E.O. 9475, 9 F.R. 10617; WPB Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64)

Issued this 22d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6687; Filed, Apr. 22, 1946; 10:47 a. m.]

Chapter XI—Office of Price Administration

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 81]

MAINLAND BEEF IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Table A of section 18 (h) of Revised Maximum Price Regulation 373 is amended as follows:

Delete the figure .24 listed under the column headed "Choice or Grade AA" opposite the item "Tripe (cooked)" and substitute therefor the figure .28.

This amendment shall become effective as of February 28, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6623; Filed, Apr. 19, 1946; 11:51 a. m.]

[RMPR 373, Amdt. 78]

PART 1418—TERRITORIES AND POSSESSIONS

FRESH FRUITS AND VEGETABLES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 21 of Revised Maximum Price Regulation 373 is amended to read as follows:

SEC. 21. *Maximum prices for fresh fruits and vegetables*—(a) *Scope of section.* This section fixes maximum prices for sales of fresh fruits and vegetables in the Territory of Hawaii.

(b) *Dollars-and-cents maximum prices for sales at wholesale and retail of fresh fruits and vegetables imported from the mainland.* From time to time the Office of Price Administration may, by order issued pursuant to General Order 71, fix dollars-and-cents maximum prices for wholesalers and retailers for some or all of the fresh fruits and vegetables imported from the mainland. When these dollars-and-cents prices are fixed, such prices take the place of the maximum prices otherwise established by this section.

(c) *Calculated maximum prices for sales at wholesale and retail of fresh fruits and vegetables imported from the mainland.* The maximum prices for all imported fresh fruits and vegetables, other than those fresh fruits and vegetables for which dollars-and-cents maximum prices are set by order under the provisions of paragraph (b) above, shall be computed as follows:

(1) *Sales at wholesale.* The maximum price for a sale at wholesale of any imported fresh fruit or vegetable item shall be computed in the following manner:

(i) Compute the "landed cost" of the item to be priced in accordance with the provisions of paragraph (d) of this section.

(ii) Multiply the "landed cost" by 1.18. The resulting price will be the maximum price for sales at wholesale.

(iii) Optional pricing method for citrus fruits. In the case of citrus fruits the wholesaler may either compute his maximum price per case by multiplying his "landed cost" by 1.18, or by adding $1.00 per case to his "landed cost" for lemons and $0.75 per cas to his "landed cost" for all other citrus fruits.

(2) *Sales at retail.* The maximum price for a sale at retail of any imported fresh fruit or vegetable item shall be computed in the following manner:

(i) Determine the "net cost" of the item to be priced. If the item is purchased from a local supplier, the "net cost" shall be the supplier's selling price less all discounts and allowances except the discounts for prompt payment up to 2%. If the item is purchased from a mainland supplier, the "net cost" shall be the maximum wholesale price computed under subparagraph (1) above.

(ii) Citrus fruits. Multiply the "net cost" by 1.33.

(iii) All other fresh fruits and vegetables. Multiply the "net cost" by 1.40.

(iv) Divide the amount computed under subdivisions (ii) or (iii) above by the net weight of the wholesale unit. The resulting price will be the maximum retail price per pound.

(d) *"Landed cost."* "Landed cost" for fresh fruits and vegetables imported from the mainland shall be computed by adding the amounts permitted in subparagraphs (1) through (3) set forth below. If any of the amounts, or any part thereof, specified in any of these subparagraphs have already been included in another subparagraph, it may not again be added.

(1) An amount equal to the mainland seller's selling price, less all discounts and allowances except the discounts for prompt payment up to 2%.

(2) An amount equal to the transportation charges, if any, actually incurred by the purchaser for transportation from the mainland point at which the purchaser received delivery to the mainland port of shipment (including Federal transportation tax, terminal charges, demurrage, and extra charges for shipment in less than carload lots) not in excess of public (common or contract) carrier rates.

(3) An amount equal to charges for ocean freight, war risk and marine insurance actually incurred by the purchaser, and there may be included in this amount Territorial tolls and tonnage tax as shown on the bill of lading.

(e) *Maximum prices for broken lot sales at wholesale of fresh fruits and vegetables imported from the mainland.* Wholesale sales of fresh fruits and vegetables imported from the mainland may be made by broken lots, that is, a part of a bag, box or crate, but the total aggregate price received from the sale of such parts may not exceed the maximum wholesale price for the entire bag, box, or crate; except that the total aggregate maximum wholesale price may be increased by 10% in the case of sales in broken lots to institutional buyers.

(f) *Maximum prices for sales by retailers to institutional buyers.* (1) The maximum prices for sales of fresh fruits and vegetables by retailers to the United States, or any of its political subdivisions; the Army, Navy, Marine Corps, Coast Guard, or any agency of the foregoing; and to any institution operated by public funds, are the maximum prices for sales at wholesale established by this section.

(2) On the Island of Oahu the maximum prices for sales of fresh fruits and vegetables by retailers to institutional buyers, other than those mentioned in subparagraph (1) above, are the maximum prices for sales at retail established by this section, less 10%.

(3) On the Islands of Hawaii, Kauai, Lanai, Maui and Molokai, the maximum prices for sales of fresh fruits and vegetables by retailers to institutional buyers, other than those mentioned in subparagraph (1) above, are the maximum prices for sales at wholesale established in this section. Nevertheless, a retailer may, during any calendar month, use the maximum prices for sales at retail established in this section, if 80% or more of his total dollar sales of fresh fruits and vegetables during the previous calendar month were retail sales to ultimate consumers.

(g) *Maximum prices for sales of island-grown fresh fruits and vegetables.* Dollars-and-cents maximum prices for sales of island-grown fresh fruits and vegetables on the Islands of Oahu, Hawaii, Kauai, Lanai, Maui and Molokai are established in Tables A, B, C, D and E of this section. All grades shall conform to the specifications therefor established by the Division of Marketing of the Board of Agriculture and Forestry of the Territory of Hawaii and contained in Regulation 1.1 issued by that office. These specifications may be obtained at the Board of Agriculture and Forestry, at the Office of Price Administration, Iolani Palace, Honolulu, T. H., any District Office of the Office of Price Administration, or from the County Agents located on each island. "Commercial quality" (CQ) means that stock is of generally good quality and condition and that size and appearance are acceptable to consumers.

(h) *Odd cent maximum prices.* Whenever the calculation of a maximum price under this section results in a fraction of a cent, the maximum price shall be reduced to the next lower cent if the fraction is less than one-half cent, and shall be increased to the next higher cent if the fraction is one-half cent or more.

(i) *Extra charges.* Except as otherwise provided in this section, no charges may be made for cartage or any other service rendered, or cost incurred in connection with the sale of the fresh fruits and vegetables covered by this section.

(j) *Gross income tax.* In the case of a sale at wholesale to any buyer who does not pay a retailer's Territorial gross income tax the wholesaler may add to his maximum prices the Territorial tax incurred by him as provided in section 14 of this regulation.

(k) *Multiple wholesaling.* The maximum price for any wholesaler other than the primary wholesaler covered by this section shall be the maximum price of the primary wholesaler in the Territory of Hawaii. The primary wholesaler in the Territory of Hawaii making the importation or local purchase shall furnish any wholesaler purchasing from him a written statement of his "landed cost," and of the maximum wholesale price determined in accordance with the provisions of this section, and thereafter in the case of any further sales to other wholesalers, the seller shall furnish to the buyer a statement of the primary wholesaler's maximum price.

(l) *Records and reports*—(1) *Records to be kept.* Notwithstanding the provisions of Section 11 of this regulation, every person making sales of any of the commodities covered by this Section 21 shall keep and make available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records as follows:

(i) *Persons making sales at wholesale.* Copies of the invoices or sales memoranda given to purchasers as required by subparagraph (3) below. Purchase records showing the date of purchase, name and address of supplier, kind and grade purchased, number of pounds net weight in the wholesale unit of each type of fresh produce sold, price per unit, and the total price paid.

(ii) *Persons making sales at retail.* Copies of the invoices and sales memoranda received from suppliers.

(iii) *Additional records required for calculated maximum prices.* In addition to the records required under subdivisions (i) and (ii) above, any person who calculates his maximum price under paragraph (c) of this section must also keep complete and accurate records and data, including purchase and freight invoices, showing the charges incurred by the seller which are included in the computation of his "landed cost" and this maximum price.

(2) *Prices to be marked and posted.* At all times any person offering to sell at retail any item of the fresh fruits and vegetables covered by this section shall post his current selling price for the item either on the item or at or near the place in the store where the item is offered for sale. Of course, this posted selling price must not exceed the retail maximum price fixed for the item under this section.

Retailers must also obtain and post in a conspicuous place, where it can be easily read by the purchasing public, an official list, or lists, of maximum retail prices for fresh fruits and vegetables, whenever such lists are made available by the Office of Price Administration.

(3) *Sales slips and receipts.* (i) Every person selling at wholesale shall give the purchaser, at the time of delivery, an invoice or sales memorandum showing the date of sale, name and address of the seller, the name and address of the purchaser, and with reference to each item of produce sold the following: The kind and grade, the number of pounds net weight in the wholesale unit sold, the price per unit and the total price received.

(ii) Every person selling at retail who has customarily given purchasers sales slips or receipts or similar evidences of purchase shall continue to do so. However, upon request from a purchaser every such seller, regardless of previous custom, shall give the purchaser a receipt showing the date of sale, the name and address of the seller, the name and address of the purchaser, and with reference to each item of produce sold, the following: The kind and grade, the number of pounds or other unit of sale as specified in this section, the price per unit and the total price received.

Retailers selling to institutional buyers must, in all cases, give a bill of sale or delivery slip containing the following information:

1. Date of sale.
2. Name and address of seller.
3. Name and address of purchaser.
4. Kind and grade of item sold.
5. Number of pounds or other unit of sale as specified in this section.
6. Price per unit and total price received.

(m) *Definitions.* When used in this section, the term:

(1) "Sale at retail" means a sale by any seller to an ultimate consumer.

(2) A "retailer" is any individual or person, including a producer, who sells a commodity or commodities covered by this section to an ultimate consumer.

(3) "Sale at wholesale" means a sale by any seller to any buyer for purposes of resale or processing.

(4) A "wholesaler" is one who acquires commodities covered by this section and who sells the same at wholesale as herein defined.

(5) A "producer," for the purposes of this section, shall mean and include any person engaged in the business of raising and producing natural resource products and specifically the commodities covered by this section and who sells the same in their natural state to any person.

(6) "Ultimate consumer" means any person other than an institutional buyer who buys commodities for consumption and not for the purpose of resale.

(7) "Institutional buyers" means the United States, or any of its political subdivisions; the Army, Navy, Marine Corps, Coast Guard, or any agency of the foregoing; any religious, educational or charitable institution; any institution for the sick, deaf, blind, disabled, aged or insane; any school, hospital, library, hotel, restaurant, licensed boarding house, clubs or associations of persons, marine provisioner, and all commercial and industrial users.

This amendment shall become effective as of February 19, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

TABLE A — DOLLARS-AND-CENTS MAXIMUM PRICES FOR SALES OF ISLAND-GROWN FRESH FRUITS AND VEGETABLES IN THE ISLAND OF OAHU

(a) This table establishes dollars-and-cents maximum prices at which producers, wholesalers and retailers may sell island-grown fresh fruits and vegetables in the Island of Oahu.

(b) *Maximum producer's prices.* The maximum prices at which a producer may sell to a wholesaler are the maximum producer's prices set forth in this table. The maximum wholesale prices shall also be applicable to sales by a producer to a retailer or an institutional buyer. The maximum retail prices shall also be applicable to sales by a producer to an ultimate consumer. No transportation charges may be added to the producer's maximum prices for any sales made by him.

(c) *Maximum prices for sales by retailers to institutional buyers.* (1) The maximum prices for sales of island-grown fresh fruits and vegetables by retailers to the United States, or any of its political subdivisions; the Army, Navy, Marine Corps, Coast Guard, or any agency of the foregoing; and to any institution operated by public funds, are the maximum prices for sales at wholesale established in this table.

(2) The maximum prices for sales of fresh fruits and vegetables by retailers to institutional buyers, other than those mentioned in subparagraph (1) above, are the maximum prices for sales at retail established in this table, less 10%.

Item	Grade	Maximum producer's price	Maximum price at wholesale	Maximum price at retail
		Per lb.	*Per lb.*	*Per lb.*
Artichokes	CQ	$0.2125	$0.25	$0.35
Asparagus, fresh	B	.2125	.25	.35
Asparagus, fresh	MQ	.187	.22	.31
Avocado, Guatemala type	A	.1275	.15	.21
Avocado	MQ	.085	.10	.14
Bamboo Shoots		.2125	.25	.35
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Chinese and others except Bluefield	CQ	.040375	.0475	(1)
Bananas, hands, Chinese and others except Bluefield	CQ	.053125	.0625	.085
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Bluefield	CQ	.040375	.0475	(1)
Bananas, hands, Bluefield	CQ	.053125	.0625	.085
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Cooking	CQ	.068	.08	(1)
Bananas, hands, Cooking	CQ	.085	.10	.14
Beans, snap, green string and yellow wax	A	.1275	.15	.21
Beans, green unclassified varieties	CQ	.085	.10	.14
Beans, green lima (pod)	CQ	.0595	.07	.10
Beans, green lima (shelled)	CQ	.153	.18	.25
Bean Sprouts, cleaned			.14	.20
Beet Tops (tubers not to exceed 1 inch)	CQ	.085	.10	.15
Beets, bunched	CQ	.04675	.055	.08
Beets, topped	A	.0425	.05	.07
Beets, topped	MQ	.0255	.03	.045
Bitter Melon	CQ	.1275	.15	.21
Blackberries	CQ	.1275	.15	.21
Broccoli	CQ	.1445	.17	.25
Cabbage, all oriental types, bunched or stalks, including Chinese and Japanese types, green mustard, white stem, chihili and swamp (Ung Choy) Feb. 1 to June 30	CQ	.0425	.05	.07
Cabbage, all oriental types bunched or stalks, including Chinese and Japanese types, green mustard, white stem, chihili and swamp (Ung Choy) July 1 to January 31	CQ	.0595	.07	.01
Cabbage Head, Feb. 1 to June 30	A	.0425	.05	.07
Cabbage Head, Feb. 1 to June 30	MQ	.02975	.035	.05
Cabbage, Head, July 1 to January 31	A	.051	.06	.085
Cabbage, Head, July 1 to January 31	MQ	.0425	.05	.07
Carrots, bunched	CQ	.068	.08	.11
Carrots, topped	A	.085	.10	.14
Carrots, topped	MQ	.0425	.05	.07
Cauliflower	CQ	.153	.18	.25
Celery—Feb. 1 to May 31	CQ	.136	.16	.24
Celery—June 1 to Jan 31	CQ	.153	.18	.27
Celtuce	CQ	.085	.10	.15
Chives	CQ	.085	.10	.15
Coconuts, husked		[2].06375	[2].075	[2].10
Coconuts, unhusked		[2].0425	[2].05	[2].07
Corn, green, sweet, trimmed	A & B	.0765	.09	.12
Corn, green, including field corn	MQ	.0255	.03	.04
Cucumbers	A	.102	.12	.16
Cucumbers	MQ	.085	.10	.135
Dasheen (Japanese Taro) (1)		.0595	.07	.10
Dasheen (Japanese Taro) (2)		.02975	.035	.05
Eggplant, long (Molokai type)	CQ	.0595	.07	.10
Eggplant, round type	CQ	.0425	.05	.07
Figs	CQ	.17	.20	.27
Ginger	CQ	.1275	.15	.21
Gobo, medium and long stem	CQ	.153	.18	.24
Grapefruit	CQ	.07225	.085	.115
Grapes	CQ	.1275	.15	.21
Kohlrabi, bunched or topped	CQ	.0805	.07	.10
Lemons	CQ	.085	.10	.13
Lettuce, all types, Feb. 1 to June 30	CQ	.0935	.11	.17
Lettuce, all types, July 1 to Jan. 31	CQ	.136	.16	.24
Litchee or Loongan, fresh	CQ	.595	.70	.93
Limes	CQ	.17	.20	.27
Loquats	MQ	.265	.30	.42
Lotus Root or Lily Root	CQ	.119	.14	.19
Mangoes, Haden & Pirie	CQ	.2125	.25	.35
Mangoes, all others	MQ	.102	.12	.16
Mountain Apples		.1275	.15	.21
Okra, Chinese or See Qua	CQ	.1275	.15	.20
Okra, English	CQ	.085	.10	.13
Onions, dry	CQ	.068	.08	.105
Onions, bunching green	CQ	$0.102	$0.12	$0.16
Onions, Kallua bulb bunching	CQ	.119	.14	.19
Oranges	CQ	.0595	.07	.09
Papaya, Solo	A	.034	.0425	.06
Papaya, Solo and Common	MQ	.02975	.035	.05
Peaches	MQ	.1275	.15	.21
Peanuts, cured, in shell	CQ	.1275	.15	.20
Peas, Chinese	CQ	.425	.50	.70
Peas, green pod	CQ	.1445	.17	.24
Peppers, sweet (Bell)	CQ	.153	.18	.25
Peppers, hot and chile	CQ	.2975	.35	.49
Persimmons	CQ	.255	.30	.42
Pineapples	CQ	.023375	.0275	.04
Plums	CQ	.17	.20	.30
Poha	CQ	.068	.08	.11
Pomelo	CQ	.06375	.075	.10
Potatoes, Irish	A	.04675	.055	.07
Potatoes, Irish	MQ	.02975	.035	.045
Pumpkin (Japanese)	CQ	.0425	.05	.07
Pumpkin, Mainland varieties and Kona Crepe	CQ	.051	.06	.085
Radishes, red, with tops	C	.068	.08	.11
Radishes, Daikon or white winter, with tops	CQ	.034	.04	.055
Radishes, Daikon or white winter, topped	CQ	.034	.04	.055
Rhubarb	CQ	.085	.10	.14
Sesame Seed	CQ	.2975	.35	.50
Seur Sop	CQ	.0425	.05	.07
Soybeans, edible, green, including vines	CQ	.068	.08	.12
Soybeans, edible, green, in pods	CQ	.17	.20	.30
Spinach, all types	CQ	.085	.10	.15
Squash, Chinese (Tung Qua, Foo Qua, Kong Squash) large (2½ lbs. or over)	CQ	.034	.04	.055
Squash, Chinese, young, small (below 2½ lbs.)	CQ	.0765	.09	.125
Squash, Chayote	MQ	.0595	.07	.10
Squash, Hubbard & banana	CQ	.05525	.065	.09
Squash, Italian	A	.085	.10	.15
Squash, Italian	MQ	.0595	.07	.10
Squash, Summer	CQ	.102	.12	.17
Squash, green or acorn	CQ	.085	.10	.14
Strawberries	CQ	.34	.40	.50
Sweet Potatoes, in standard crates or lugs	AA	.102	.12	.17
Sweet Potatoes	A	.068	.08	.11
Sweet Potatoes	B	.051	.06	.085
Sweet Potatoes	MQ	.0255	.03	.045
Swiss Chard, bunched or loose	CQ	.0595	.07	.10
Tangerines	MQ	.102	.12	.16
Taro, Hawaiian and Chinese, bunched (not for manufacture)	CQ	.02975	.035	.05
Taro tops or luau, bunched or loose	CQ	.085	.10	.15
Tea Bean (Habuchu)	CQ	.2125	.25	.30
Tomatoes—Nov. 1 to May 30: Wrapped in standard lugs (7 x 7 and over)	A	.136	.16	.21
Loose packs, all types of crates: 2 inches diameter and over	A	.119	.14	.21
1¼ to 2 inches diameter	A	.102	.12	.18
2 inches diameter and over	B	.102	.12	.18
1¼ inches diameter and over	MQ	.068	.08	.12
Egg or plum	CQ	.068	.08	.12
Tomatoes—June 1 to October 31: Wrapped in standard lugs (7 x 7 and over)	A	.119	.14	.18
Loose packs, all types of crates: 2 inches diameter and over	A	.102	.12	.18
1¼ to 2 inches diameter	A	.085	.10	.15
2 inches diameter and over	B	.085	.10	.15
1¼ inches diameter and over	MQ	.051	.06	.09
Egg or plum	CQ	.051	.06	.09
Turnip tops (tubers not to exceed 1 inch)	CQ	.0595	.07	.10
Turnips, topped, long white, round white, purple top, Golden Ball, White Chinese, and similar types	CQ	.03825	.045	.06
Turnips, rutabagas, topped	CQ	.034	.04	.055
Uri (Japanese white cucumber)	CQ	.102	.12	.17
Watercress (tied in 1 lb. bunch)	CQ	.068	.08	.12
Watermelon	CQ	.068	.08	.10
Yam (Chop Sui) or Farn Quat	CQ	.068	.08	.11
Yam, mountain or Dai Fee	CQ	.0425	.05	.07

[1] See "hands."
[2] Each.

TABLE B—DOLLARS-AND-CENTS MAXIMUM PRICES FOR SALES OF ISLAND-GROWN FRESH FRUITS AND VEGETABLES IN THE ISLAND OF HAWAII

(a) This table establishes dollars-and-cents maximum prices for sales at wholesale and retail for island-grown fresh fruits and vegetables in the Island of Hawaii.

(b) *Sales by retailers to institutional buyers.* The maximum prices for sales of fresh fruits and vegetables by retailers to institutional buyers are the maximum prices for sales at wholesale established in this table. Nevertheless, a retailer may, during any calendar month, use the maximum prices for sales at retail established in this table, if 80% or more of his total dollar sales of fresh fruits and vegetables during the previous calendar month were retail sales to ultimate consumers.

(c) *Delivery charges.* Where delivery is made by a wholesaler to an institutional buyer, a delivery charge not to exceed 5% of the maximum wholesale price established for sales to institutional buyers may be added.

Item	Grade	Maximum price at wholesale		Maximum price at retail
		To retail dealers	To institutional buyers	
		Per lb.	*Per lb.*	*Per lb.*
Artichokes	MQ	$0.20	$0.21	$0.28
Asparagus, fresh	B	.20	.21	.28
Asparagus, fresh	C	.13	.189	.25
Avocado, Guatemala type	A	.11	.1155	.155
Avocado	B & MQ	.07	.0735	.10
Bamboo Shoots		.20	.21	.28
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Chinese and others except Bluefield	CQ	.025	.02625	----------
Bananas, hands, Chinese and others except Bluefield	CQ	.035	.03675	.05
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Bluefield	CQ	.04	.042	----------
Bananas, hands, Bluefield	CQ	.05	.0525	.07
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Cooking	CQ	.06	.063	----------
Bananas, hands, Cooking	CQ	.08	.084	.11
Beans, snap, green string and yellow wax	A	.10	.105	.14
Beans, snap, green, string, yellow wax and unclassified varieties	MQ	.07	.0735	.10
Beans, green lima (pod)	CQ	.07	.0735	.10
Beans, green lima (shelled)	CQ	.13	.189	.25
Bean Sprouts, cleaned		.14	.147	.20
Beet Tops (tubers not to exceed one inch)	CQ	.07	.0735	.105
Beets, bunched	CQ	.03	.0315	.045
Beets, topped	A	.05	.0525	.07
Beets, topped	MQ	.025	.02625	.035
Bitter Melon	CQ	.08	.084	.115
Blackberries	MQ	.15	.1575	.21
Broccoli	CQ	.11	.1155	.175
Cabbage, all oriental types, bunched or stalks, including Chinese & Japanese types, green mustard, white stem, chihili and swamp (Ung Choy)	CQ	.04	.042	.055
Cabbage, all oriental types, bunched or stalks, including Chinese & Japanese types green mustard, white stem, chihili and swamp (Ung Choy) July 1 to Jan. 31	CQ	.05	.0525	.07
Cabbage, Head, Feb. 1 to June 30	AA & A	.03	.0315	.405
Cabbage, Head, Feb. 1 to June 30	MQ	.02	.021	.03
Cabbage, Head, July 1 to Jan. 31	AA & A	.04	.042	.055
Cabbage, Head, July 1 to Jan. 31	MQ	.03	.0315	.045
Carrots, bunched	CQ	.05	.0525	.07
Carrots, topped	A	.07	.0735	.10
Carrots, topped	MQ	.04	.042	.055
Cauliflower, trimmed	CQ	.17	.1785	.24
Celery	CQ	.15	.1575	.20
Celtuce	CQ	.10	.105	.15
Chives		[1].055	[1].5775	[1].075
Coconuts, husked		[1].0325	[1].0341	[1].045
Coconuts, unhusked	A	[2].35	[2].3675	[2].47
Corn, green, sweet	MQ	[2].25	[2].2625	[2].35
Corn, green, including field corn	A	.09	.0945	.12
Cucumbers	MQ	.07	.0735	.095
Dasheen (Japanese Taro) (#1)		.045	.04725	.06
Dasheen (Japanese Taro) (#2)		.03	.0315	.04
Eggplant, long (Molokai type)	CQ	.07	.0735	.10
Eggplant, round type	CQ	.05	.0525	.08
Endive	CQ	.09	.0945	.13
Figs	CQ	.08	.084	.12
Gobo, medium and longstem	CQ	.15	.1575	.20
Gobo, short stem small, and large stem	MQ	.11	.1155	.15
Grapefruit	CQ	.07	.0735	.095
Grapes	A	.10	.105	.14
Kohlrabi, bunched or topped	CQ	.06	.063	.085
Lemons	CQ	.08	.084	.11
Lettuce, all types, Feb. 1 to June 30	CQ	.07	.0735	.11
Lettuce, all types, July 1 to Jan. 31	CQ	.11	.1155	.16
Liches, fresh	CQ	.70	.735	.93
Limes, seedless	CQ	.11	.1155	.145
Limes, seeded	CQ	.10	.105	.135
Loongan	CQ	.35	.3675	.50
Loquats	MQ	.30	.315	.42
Lotus Root or Lily Root	CQ	.07	.0735	.09
Mangoes, Haden & Pirie	CQ	$0.15	$0.1575	$0.20
Mangoes, all others	MQ	.09	.0945	.12
Mountain apples		.05	.0525	.07
Okra, Chinese or See Qua	CQ	.10	.105	.13
Okra, English	CQ	.10	.105	.13
Onions, dry	CQ	.07	.0735	.09
Onions, bunching green	CQ	.07	.0735	.10
Onions, Kailua bulb bunching (Rankyo)	CQ	.12	.1260	.17
Oranges, Navel	CQ	.06	.063	.08
Oranges, Valencia or Hawaiian	CQ	.05	.0525	.07
Papaya, Solo	A	.04	.042	.055
Papaya, Solo and Common	MQ	.03	.0315	.04
Parsley	CQ	.07	.0735	.10
Peaches	MQ	.15	.1575	.21
Peanuts, cured, in shell	CQ	.15	.1575	.20
Peas, Chinese	CQ	.35	.3675	.49
Peas, green pod	CQ	.15	.1575	.21
Peppers, sweet (Bell)	CQ	.12	.126	.17
Peppers, hot and chile	CQ	.35	.3675	.49
Persimmons	MQ	.30	.315	.42
Pineapples	CQ	.05	.0525	.07
Plums	MQ	.15	.1575	.21
Pohā	CQ	.07	.0735	.10
Pomelo, large	MQ	[1].07	[1].0735	[1].10
Pomelo, small	MQ	[1].06	[1].063	[1].08
Potatoes, Irish	AA & A	.055	.05775	.07
Potatoes, Irish	MQ	.035	.03675	.045
Pumpkin (Japanese)	CQ	.035	.03675	.05
Pumpkin, Mainland varieties and Kona Crepe	CQ	.05	.0525	.07
Radishes, red, with tops	CQ	.04	.042	.055
Radishes, Daikon or white winter, with tops	CQ	.025	.02625	.035
Radishes, Daikon or white winter, topped	CQ	.03	.0315	.04
Rhubarb	CQ	.08	.084	.11
Sesame Seed	CQ	.35	.3675	.50
Sour Sop	CQ	.05	.0525	.07
Soybeans, edible, green, incl vines	CQ	.06	.0525	.08
Soybeans, edible, green in pods	CQ	.15	.1575	.22
Spinach, all types	CQ	.07	.0735	.105
Squash, Chinese (Tung Qua, Poo Qua, Long Squash) large (2½ lbs. or over)	CQ	.03	.0315	.045
Squash, Chinese, young, small (below 2½ lbs.)	CQ	.06	.063	.085
Squash, Chayote	MQ	.05	.0525	.07
Squash, Hubbard and banana	CQ	.05	.0525	.07
Squash, Italian	A	.07	.0735	.10
Squash, Italian	MQ	.05	.0525	.073
Squash, Summer	CQ	.07	.0735	.10
Squash, green or acorn	CQ	.05	.0525	.07
Strawberries	CQ	.40	.42	.50
Sweetpotatoes, all skin colors	A	.05	.0525	.07
Sweetpotatoes	B	.04	.042	.055
Sweetpotatoes	MQ	.025	.02625	.035
Swiss Chard, bunched or loose	CQ	.035	.03675	.05
Tangerines	MQ	.10	.105	.135
Taro, Hawaiian and Chinese, bunched (not for manufacture)	CQ	.035	.03675	.05
Taro tops or luau, bunched or loose	CQ	.10	.105	.15
Tea Bean (Habucha)	CQ	.25	.2625	.30
Tomatoes:				
Large, wrapped, in standard lugs	A	.14	.147	.18
Large (2 inches minimum diameter)	A	.12	.126	.18
Large (2 inches minimum diameter)	B	.09	.0945	.14
Large or small	MQ	.07	.0735	.10
Egg or plum	CQ	.07	.0735	.10
Turnip tops (tubers not to exceed one inch)	CQ	.07	.0735	.10
Turnips, topped, long white, round white, purple top, Golden Ball, White Chinese, and similar types	CQ	.03	.0315	.04
Turnips, rutabagas, topped	CQ	.03	.0315	.04
Url (Japanese white cucumbers)	CQ	.12	.126	.17
Watercress (tied in 1-lb. bunch)	CQ	.045	.04725	.09
Watermelon	CQ	.06	.063	.08
Yam (Chop Sui) or Farn Quat	CQ	.06	.063	.085
Yam, mountain or Dai See	CQ	.04	.042	.055

[1] Each.
[2] Dozen.

TABLE C—DOLLARS-AND-CENTS MAXIMUM PRICES FOR SALES OF ISLAND-GROWN FRESH FRUITS AND VEGETABLES IN THE ISLAND OF MOLOKAI

(a) This table establishes dollars-and-cents maximum prices for sales at wholesale and retail for island-grown fresh fruits and vegetables in the Island of Molokai.

(b) *Sales by retailers to institutional buyers.* The maximum prices for sales of fresh fruits and vegetables by retailers to institutional buyers are the maximum prices for sales at wholesale established in this table. Nevertheless, a retailer may, during any calendar month, use the maximum prices for sales at retail established in this table, if 80% or more of his total dollar sales of fresh fruits and vegetables during the previous calendar month were retail sales to ultimate consumers.

Item	Grade	Maximum price at wholesale	Maximum price at retail
		Per lb.	*Per lb.*
Artichokes	MQ	$0.20	$0.28
Asparagus, fresh	B	.22	.30
Asparagus, fresh	MQ	.20	.28
Avocado, Guatemala type	A	.12	.16
Avocado	MQ	.08	.11
Bamboo shoots		.20	.28
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Chinese and others except Bluefield	CQ	.03	----------
Bananas, hands, Chinese and others except Bluefield	CQ	.04	.055
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Bluefield	CQ	.04	----------
Bananas, hands, Bluefield	CQ	.05	.07
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Cooking	CQ	.06	----------
Bananas, hands, Cooking	CQ	.08	.11
Beans, snap, green string and yellow wax	CQ	.13	.18
Beans, green, unclassified varieties	MQ	.08	.11
Beans, green lima (pod)	CQ	.07	.10
Beans, green lima (shelled)	CQ	.18	.25
Bean Sprouts, cleaned		.14	.20
Beet Tops (tubers not to exceed 1 inch)	CQ	.08	.12
Beets, bunched	CQ	.04	.055
Beets, topped	A	.05	.07
Beets, topped	MQ	.03	.045
Bitter Melon	CQ	.14	.19
Blackberries	MQ	.15	.21
Broccoli	CQ	.14	.21
Cabbage, all oriental types, bunched or stalks, including Chinese and Japanese types, green mustard, white stem, chihili and swamp (Ung Choy) Feb. 1 to June 30	CQ	.05	.07
Cabbage, all oriental types, bunched or stalks, including Chinese and Japanese types, green mustard, white stem, chihili and swamp (Ung Choy) July 1 to January 31	CQ	.07	.10
Cabbage, head, Feb. 1 to June 30	A	.05	.07
Cabbage, head, Feb. 1 to June 30	MQ	.035	.05
Cabbage, head, July 1 to January 31	A	.05	.065
Cabbage, head, July 1 to January 31	MQ	.05	.07
Carrots, bunched	CQ	.06	.085
Carrots, topped	A	.09	.125
Carrots, topped	MQ	.05	.07
Cauliflower	CQ	.17	.24
Celery—Feb. 1 to May 31	CQ	.14	.21
Celery—June 1 to Jan. 31	CQ	.16	.24
Celtuce	CQ	.10	.15
Chives	CQ	.10	.15
Coconuts, husked		.06	.08
Coconuts, unhusked	A & B	.0375	.05
Corn, green, sweet, trimmed	MQ	.08	.105
Corn, green, including field corn	A	.02	.03
Cucumbers	MQ	.09	.12
Cucumbers		.07	.095
Dasheen (Japanese Taro) (1)		.07	.10
Dasheen (Japanese Taro) (2)		.035	.05
Eggplant, long (Molokai type)	CQ	.05	.07
Eggplant, round type	CQ	.04	.055
Figs	CQ	.13	.19
Gobo, medium and long stem	CQ	.15	.20
Grapefruit	CQ	.07	.095
Grapes	CQ	.13	.19
Kohlrabi, bunched or topped	CQ	.07	.10
Lemons	CQ	.08	.11
Lettuce, all types, Feb. 1 to June 30	CQ	.11	.17
Lettuce, all types, July 1 to January 31	CQ	.16	.24
Liches or Loongan, fresh	CQ	.70	.93
Limes	CQ	.18	.24
Loquats	MQ	.30	.42
Lotus Root or Lily Root	CQ	.13	.18
Mangoes, Haden & Pirie	CQ	.20	.28
Mangoes, all others	MQ	.10	.14
Mountain Apples		.15	.21
Okra, Chinese or See Qua	CQ	$0.12	$0.16
Okra, English	CQ	.10	.13
Onions, dry	CQ	.08	.105
Onions, bunching green	CQ	.10	.13
Onions, Kailua bulb bunching	CQ	.13	.17
Oranges	CQ	.06	.08
Papaya, Solo	A	.04	.06
Papaya, Solo and Common	MQ	.035	.05
Peaches	MQ	.15	.21
Peanuts, cured, in shell	CQ	.15	.20
Peas, Chinese	CQ	.50	.70
Peas, green pod	CQ	.17	.24
Peppers, sweet (Bell)	CQ	.15	.21
Peppers, hot and chile	CQ	.35	.49
Persimmons	MQ	.30	.42
Pineapples	CQ	.0275	.04
Plums	MQ	.15	.22
Pohā	CQ	.07	.10
Pomelo	MQ	.07	.10
Potatoes, Irish	A	.055	.07
Potatoes, Irish	MQ	.035	.045
Pumpkin (Japanese)	CQ	.05	.07
Pumpkin, mainland varieties and Kona crepe	CQ	.06	.085
Radishes, red with tops	CQ	.06	.09
Radishes, Daikon or white, winter with tops	CQ	.025	.035
Radishes, Daikon or white winter, topped	CQ	.03	.04
Rhubarb	CQ	.08	.11
Sesame Seed	CQ	.35	.50
Sour Sop	CQ	.05	.07
Soybeans, edible, green, including vines	CQ	.08	.12
Soybeans, edible, green, in pods	CQ	.20	.30
Spinach, all types	CQ	.08	.12
Squash, Chinese (Tung Qua, Foo Qua, Long Squash) large 2½ lbs. or over)	CQ	.035	.05
Squash, Chinese, young, small, (below 2½ lbs.)	CQ	.07	.10
Squash, Chayote	MQ	.05	.07
Squash, Hubbard & banana	CQ	.05	.07
Squash, Italian	A	.09	.13
Squash, Italian	MQ	.065	.10
Squash, Summer	CQ	.09	.13
Squash, green or acorn	CQ	.07	.10
Strawberries	CQ	.40	.50
Sweet Potatoes, in standard lugs	AA	.10	.14
Sweet Potatoes	A	.06	.085
Do	B	.05	.07
Do	MQ	.025	.035
Swiss Chard, bunched or loose	CQ	.05	.07
Tangerines	MQ	.10	.135
Taro, Hawaiian and Chinese, bunched (not for manufacture)	CQ	.035	.05
Taro tops or luau, bunched or loose	CQ	.10	.15
Tea Bean (Habucha)	CQ	.25	.30
Tomatoes—April 1 to August 31:			
Large, wrapped, in standard lugs	A	.12	.16
Large (2 inches minimum diameter)	A	.10	.15
Do	B	.08	.12
Large or small	MQ	.055	.08
Egg or plum	CQ	.055	.08
Tomatoes—Sept. 1 to Mar. 31:			
Large, wrapped, in standard lugs	A	.14	.18
Large (2 inches minimum diameter)	A	.12	.18
Do	B	.09	.14
Large or small	MQ	.07	.10
Egg or plum	CQ	.07	.10
Turnip tops (tubers not to exceed 1 inch)	CQ	.07	.10
Turnips, topped, long white, round white, purple top, Golden Ball, White Chinese, and similar types	CQ	.04	.05
Turnips, rutabagas, topped	CQ	.04	.05
Url (Japanese white cucumber)	CQ	.12	.17
Watercress (tied in 1 lb. bunch)	CQ	.07	.10
Watermelon	CQ	.06	.08
Yam (Chop Sui) or Farn Quat	CQ	.08	.11
Yam, mountain or Dai See	CQ	.05	.07

TABLE D—DOLLARS-AND-CENTS MAXIMUM PRICES FOR SALES OF ISLAND-GROWN FRESH FRUITS AND VEGETABLES IN THE ISLANDS OF LANAI AND MAUI

(a) This table establishes dollars-and-cents maximum prices for sales at wholesale and retail for island-grown fresh fruits and vegetables in the Islands of Lanai and Maui.

(b) *Sales by retailers to institutional buyers.* The maximum prices for sales of fresh fruits and vegetables by retailers to institutional buyers are the maximum prices for sales at wholesale established in this table. Nevertheless, a retailer may, during any calendar month, use the maximum prices for sales at retail established in this table, if 80% or more of his total dollar sales of fresh fruits and vegetables during the previous calendar month were retail sales to ultimate consumers.

Item	Grade	Maximum price at wholesale	Maximum price at retail
		Per lb.	*Per lb.*
Artichokes	CQ	$0.20	$0.28
Asparagus, fresh	B	.20	.28
Asparagus, fresh	C	.13	.25
Avocado, Guatemala type	A	.10	.15
Avocado	B & MQ	.07	.10
Bamboo Shoots, husked		.20	.28
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Chinese and others except Bluefield	CQ	$0.03	----------
Bananas, hands, Chinese and others except Bluefield	CQ	.04	$0.055
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Bluefield	CQ	.04	----------

Item	Grade	Maximum price at wholesale	Maximum price at retail
		Per lb.	*Per lb.*
Bananas, hands, Bluefield	CQ	$0.05	$0.07
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Cooking	CQ	.06	.11
Bananas, hands, Cooking	CQ	.08	.12
Beans, snap, green string, and yellow wax	A	.09	
Beans, snap, green, string, yellow wax and unclassified varieties	MQ	.07	.10
Beans, green lima (pod)	CQ	.07	.10
Beans, green lima (shelled)	CQ	.18	.25
Bean Sprouts, cleaned		.14	.20
Beet Tops (tubers not to exceed 1 inch)	CQ	.07	.10
Beets, bunched	CQ	.03	.04
Beets, topped	A	.04	.06
Bitter melon	MQ	.025	.035
Blackberries	CQ	.12	.16
Broccoli	CQ	.15	.20
Cabbage, all oriental types, bunched or stalks, including Chinese and Japanese types, green mustard, white stem, chihili and swamp (Ung Choy)	CQ	.04	.055
Cabbage, head, Feb. 1 to June 30	AA & A	.03	.045
Cabbage, head, Feb. 1 to June 30	MQ	.02	.03
Cabbage, head, July 1 to Jan. 31	AA & A	.04	.055
Cabbage, head, July 1 to Jan. 31	MQ	.03	.045
Carrots, bunched	CQ	.04	.055
Carrots, topped	A	.07	.10
Cauliflower, trimmed	MQ	.04	.055
Celery	CQ	.15	.20
Celtuce	CQ	.15	.20
Chives	CQ	.10	.15
Coconuts, husked	CQ	[1] .06	[1] .08
Coconuts, unhusked		[1] .0375	[1] .05
Corn, green, sweet	A & B	[2] .40	[2] .50
Corn, green, including field corn	MQ	[2] .25	[2] .35
Cucumbers	A	.09	.12
Dasheen (Japanese taro) (1)	MQ	.07	.095
Dasheen (Japanese taro) (2)		.045	.06
Eggplant, long (Molokai type)	CQ	.03	.04
Eggplant, round type	CQ	.04	.055
Endive	CQ	.11	.16
Figs	CQ	.10	.15
Gobo, medium and long stem	CQ	.15	.20
Gobo, short stem small, and large stem	MQ	.11	.15
Grapefruit	CQ	.07	.10
Grapes	CQ	.15	.20
Kohlrabi, hunched or topped	CQ	.06	.085
Lemons	CQ	.08	.11
Lettuce, all types, Feb. 1 to June 30	CQ	.10	.15
Lettuce, all types, July 1 to Jan. 31	CA	.15	.20
Lichee, fresh	CQ	.70	.98
Limes	CQ	.10	.15
Loquats	MQ	.30	.40
Lotus root or lily root	CQ	.15	.20
Mangoes, Haden and Pirie	CQ	.15	.20
Mangoes, all others	MQ	.10	.15
Mountain apples		.08	.12
Okra, Chinese or See Qua	CQ	.09	.12
Okra, English	CQ	.07	.09
Onions, dry	CQ	.10	.13
Onions, bunching green	CQ	.12	.16
Onions, Kailua bulb bunching	CQ	.06	.08
Oranges			
Papaya, Solo	A	$0.04	$0.07
Papaya, Solo and Common	MQ	.03	.04
Parsley	MQ	.15	.20
Peaches	CQ	.15	.20
Peanuts, cured, in shell	CQ	.35	.50
Peas, Chinese	CQ	.15	.21
Peas, green pod	CQ	.15	.21
Peppers, sweet (Bell)	CQ	.35	.50
Peppers, hot and chile	MQ	.35	.45
Persimmons	CQ		
Pineapples		.025	.04
Lanai		.0275	.04
Maui		.020	.030
Plums	MQ	.07	.10
Poha	CQ	[1] .07	[1] .10
Pomelo	MQ	.055	.07
Potatoes, Irish	AA & A	.033	.045
Potatoes, Irish	MQ	.025	.035
Pumpkin (Japanese)	CQ	.05	.07
Pumpkin, mainland varieties and Kona crepe	CQ	.06	.09
Radishes, red, with tops	CQ	.025	.035
Radishes, Daikon or white winter, with tops	CQ	.03	.04
Radishes, Daikon or white winter, topped	CQ	.07	.10
Rhubarb	CQ	.35	.50
Sesame seed	CQ	.05	.07
Sour sop	CQ	.07	.10
Soybeans, edible, green, incl. vines	CQ	.15	.22
Soybeans, edible, green, in pods	CQ	.07	.10
Spinach, all types		.12	.16
Squash, Chinese (Tung Qua, Poo Qua, long Squash) large (2½ lbs. or over)	CQ	.035	.05
Squash, Chinese, young, small (below 2½ lbs.)	CQ	.07	.10
Squash, Chayote	MQ	.05	.07
Squash, Hubbard and banana	CQ	.05	.07
Squash, Italian	MQ	.05	.075
Squash, Italian	CQ	.07	.10
Squash, summer	CQ	.07	.10
Squash, green or acorn	CQ	.40	.50
Strawberries	A	.05	.07
Sweet potatoes, all skin colors	B	.04	.055
Sweetpotatoes	MQ	.025	.035
Sweetpotatoes	CQ	.035	.05
Swiss chard, bunched or loose	MQ	.15	.20
Tangerines			
Taro, Hawaiian and Chinese, bunched (not for manufacture)	CQ	.035	.05
Taro tops or luau, bunched or loose	CQ	.10	.15
Tea Bean (Habucha)	CQ	.25	.30
Tomatoes, large, wrapped, in standard lugs	A	.12	.18
Large (2 inches minimum diameter)	A	.10	.15
Do	B	.08	.12
Large or small	MQ	.055	.08
Egg or plum	CQ	.055	.08
Turnip tops (tubers not to exceed 1 inch)	CQ	.07	.10
Turnips, topped, long white, round white, purple top, Golden Ball, White Chinese, and similar types	CQ	.035	.045
Turnips, rutabagas, topped	CQ	.04	.055
Uri (Japanese white cucumber)	CQ	.12	.17
Watercress (tied in 1 lb. bunch)	CQ	.05	.08
Watermelon	CQ	.06	.08
Yam (Chop Sui) or Farn Quat	CQ	.05	.07
Yam, mountain or Dai See	CQ	.03	.05

[1] Each.
[2] Dozen.

TABLE E—DOLLARS-AND-CENTS MAXIMUM PRICES FOR SALES OF ISLAND-GROWN FRESH FRUITS AND VEGETABLES IN THE ISLAND OF KAUAI

(a) This table establishes dollars-and-cents maximum prices for sales at wholesale and retail for island-grown fresh fruits and vegetables in the Island of Kauai.

(b) *Sales by retailers to institutional buyers.* The maximum prices for sales of fresh fruits and vegetables by retailers to institutional buyers are the maximum prices for sales at wholesale established in this table. Nevertheless, a retailer may, during any calendar month, use the maximum prices for sales at retail established in this table, if 80% or more of his total dollar sales of fresh fruits and vegetables during the previous calendar month were retail sales to ultimate consumers.

Item	Grade	Maximum price at wholesale	Maximum price at retail
		Per lb.	*Per lb.*
Artichokes	MQ	$0.20	$0.28
Asparagus, fresh	B	.20	.28
Asparagus, fresh	MQ	.18	.25
Avocado, Guatemala type	A	.11	.155
Avocado	MQ	.07	.10
Bamboo shoots		.20	.28
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Chinese and other except Bluefield	CQ	.03	
Bananas, hands, Chinese and others except Bluefield	CQ	.04	.055
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Bluefield	CQ	.04	
Bananas, hands, Bluefield	CQ	.05	.07
Bananas, stems (stem limited to 8 inches above first hand where hand joins stem) Cooking	CQ	.06	
Bananas, hands, Cooking	CQ	.08	.11
Beans, snap, green string and yellow wax	CQ	.12	.17
Beans, green, unclassified varieties	MQ	.07	.10
Beans, green lima (pod)	CQ	.07	.10
Beans, green lima (shelled)	CQ	.18	.25
Bean Sprouts, cleaned		.14	.20
Beet Tops (tubers not to exceed 1 inch)	CQ	$0.07	$0.105
Beets, bunched	CQ	.03	.045
Beets, topped	A	.05	.07
Bitter Melon	MQ	.025	.035
Blackberries	CQ	.11	.155
Broccoli	MQ	.15	.21
Cabbage, all oriental types, bunched or stalks, including Chinese and Japanese types, green mustard, white stem, chihili and swamp (Ung Choy) Feb. 1 to June 30	CQ	.04	.055
Cabbage, all oriental types, bunched or stalks, including Chinese and Japanese types, green mustard, white stem, chihili and swamp (Ung Choy) July 1 to Jan. 31	CQ	.05	.07
Cabbage, Head, Feb. 1 to June 30	A	.04	.055
Cabbage, Head, Feb. 1 to June 30	MQ	.025	.035
Cabbage, Head, July 1 to Jan. 31	A	.05	.07
Cabbage, Head, July 1 to Jan. 31	MQ	.04	.055
Carrots, bunched	CQ	.06	.085
Carrots, topped	A	.08	.11
Carrots, topped	MQ	.04	.055

Item	Grade	Maximum price at wholesale	Maximum price at retail
		Per lb.	*Per lb.*
Cauliflower	CQ	$0.17	$0.24
Celery—Feb. 1 to May 31	CQ	.14	.21
Celery—June 1 to Jan. 31	CQ	.16	.24
Celtuce	CQ	.10	.15
Chives	CQ	.10	.15
Coconuts, husked		[1] .06	[1] .08
Coconuts, unhusked		[1] .0375	[1] .05
Corn, green, sweet, trimmed	A & B	[2] .40	[2] .50
Corn, green, including field corn	MQ	.02	.03
Cucumbers	A	.09	.12
Cucumbers	MQ	.07	.095
Dasheen (Japanese Taro) (1) White		.07	.10
Dasheen (Japanese Taro) (2) Red		.035	.05
Eggplant, long (Molokai type)	CQ	.05	.07
Eggplant, round type	CQ	.04	.055
Figs	CQ	.13	.19
Gobo, medium and long stem	CQ	.15	.20
Grapefruit	CQ	.07	.095
Grapes	CQ	.13	.19
Kohlrabi, bunched or topped	CQ	.06	.085
Lemons	CQ	.08	.11
Lettuce, all types	CQ	.15	.20
Lichee or longan, fresh	CQ	.50	.65
Limes	CQ	.10	[3] .15
Loquats	MQ	.30	.42
Lotus Root or Lily Root	CQ	.12	.16
Mangoes, Haden and Pirie	CQ	.15	.20
Mangoes, all other	MQ	.10	.15
Mountain apples		.05	.07
Okra, Chinese or See Qua	CQ	.12	.16
Okra, English	CQ	.09	.12
Onions, dry	CQ	.07	.09
Onions, bunching green	CQ	.10	.13
Onions, Kailua Bulb bunching	CQ	.12	.16
Oranges	CQ	.08	.06
Papaya, Solo	A	.04	.06
Papaya, Solo and Common	MQ	.03	.04
Parsley	CQ	.10	.14
Peaches	MQ	.15	.21
Peanuts, cured, in shell	CQ	.15	.20
Peas, Chinese	CQ	.35	.50
Peas, green pod	CQ	.15	.21
Peppers, sweet (Bell)	CQ	.35	.50
Peppers, hot and chile	MQ	.30	.42
Persimmons	CQ	.0275	.04
Pineapples	MQ	.15	.22
Plums	CQ	.07	.10
Poha	MQ	.05	.07
Pomelo			
Potatoes, Irish	A	$0.055	$0.07
Potatoes, Irish	MQ	.035	.045
Pumpkin (Japanese)	CQ	.035	.05
Pumpkin, mainland varieties and Kona crepe	CQ	.05	.07
Radishes, red, with tops	CQ	.06	.09
Radishes, Daikon or white winter, with tops	CQ	.025	.035
Radishes, Daikon or white winter, topped	CQ	.03	.04
Rhubarb	CQ	.08	.11
Sesame seed	CQ	.35	.50
Sour sop	CQ	.05	.07
Soybeans, edible, green, including vines	CQ	.07	.10
Soybeans, edible, green, in pods	CQ	.15	.22
Spinach	CQ	.08	.12
Squash, Chinese (Tung Qua, Poo Qua, Long Squash) large (2½ lbs. or over)	CQ	.035	.05
Squash, Chinese, young, small (below 2½ lbs.)	CQ	.07	.10
Squash, Chayote	MQ	.05	.07
Squash, Hubbard & banana	CQ	.05	.07
Squash, Italian	A	.07	.10
Squash, Italian	MQ	.05	.075
Squash, Summer	CQ	.07	.10
Squash, green or acorn	CQ	.07	.10
Strawberries	CQ	.40	.50
Sweet Potatoes, in standard lugs	AA	.065	.09
Sweet Potatoes	A	.05	.07
Sweet Potatoes	B	.04	.055
Sweet Potatoes	MQ	.025	.035
Swiss Chard, bunched or loose	CQ	.035	.05
Tangerines	MQ	.10	.135
Taro, Hawaiian and Chinese, bunched (not for manufacture)	CQ	.035	.05
Taro tops or luau, bunched or loose	CQ	.10	.15
Tea Bean (Habuchu)	CQ	.25	.30
Tomatoes:			
Large, wrapped, in standard lugs	A	.14	.18
Large (2¾ inches minimum diameter)	A	.12	.18
Large (2¾ inches minimum diameter)	B	.09	.14
Large or small	MQ	.07	.10
Egg or plum	CQ	.07	.10
Turnip tops (tubers not to exceed 1 inch)	CQ	.07	.10
Turnips, topped, long white, round white, purple top, Golden Ball, White Chinese, and similar types	CQ	.035	.045
Turnips, rutabagas, topped	CQ	.04	.055
Uri (Japanese white cucumber)	CQ	.12	.17
Watercress (tied in 1 lb. bunch)	CQ	.045	.09
Watermelon	CQ	.06	.08
Yam (Chop Sui) or Farn Quat	CQ	.06	.085
Yam, mountain or Dai See	CQ	.04	.055

[1] Each.
[2] Dozen.

[F. R. Doc. 46-6620; Filed, Apr, 19, 1946; 11:48 a. m.]

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PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 79]

CONSTRUCTION AND REPAIR SERVICES AND INSTALLED BUILDING MATERIALS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 373 is amended in the following respects:

Section 69 is amended as follows:

1. Paragraph (a) (1) is amended by adding a new subdivision designated (v) to read as follows:

(v) A rental charge for the use of electric or machine hand tools such as electric saws, drills, electric spray guns, cement mixers, bulldozers and machines of similar nature, where the cost of the work in which the same are to be used is computed on an hourly basis, may be computed on repair jobs at rates not to exceed the maximum prices established for such rentals under Maximum Price Regulation 134. Such charges must be clearly itemized on the repair job time slip.

2. Paragraph (c) (1) is amended to read as follows:

(1) "General Contracting" means the sales of installed building materials and the services necessary to supply a completed or partially completed building structure or the sale of materials and services incidental to remodeling, altering or constructing an addition to a present structure, but shall not be applicable to small repairs or maintenance work.

Irrespective of whether the contractor has contracted directly with the owner or with the general contractor (if there be one) no contractor for a specific portion of the construction involving the work of but one trade may collect the 10% allowed a general contractor by paragraph (d) of Appendix A in the event that such contractor sublets his portion of the work contracted for. However, where a contractor contracts directly with the owner to construct specific parts of a construction involving the labor of more than one trade (for instance, where a contractor for the masonry also contracts to construct a cesspool and sublets one or more of the elements of construction involved), he shall be entitled to collect the 10% allowed to a general contractor by paragraph (d) of Appendix A. In the event that a subcontractors, who is such by reason of his contractual relationship with the general contractor, subcontracts one or more of his contractual obligation, he may not collect the 10% allowed a general contractor by paragraph (d) of Appendix A unless it is so specified in his contract with the general contractor in which event the general contractor is not permitted to collect from the owner for his own account the particular 10% thereby involved.

3. Paragraph (e) (6) is hereby revoked.

4. Paragraph (f) (1) (i) is amended by deleting the words "beyond the five mile limit" from the second sentence thereof.

5. Paragraph (f) (1) (i) is amended by adding two new subdivisions designated (*a*) and (*b*) to read as follows:

(*a*) *Measurement of hours.* The number of hours to be charged against any job shall be calculated as beginning at the time the workman leaves the shop or the previous job (whichever is later) and as terminating at the time he completes the job. In any case actual travel time shall be recorded on the job time slip required by this regulation.

(*b*) *Minimum charge.* If a job requires less than one hour the maximum charge shall be for the actual time spent on the job plus the travel time from shop to job or from previous job.

6. A new paragraph designated (i) is added immediately following paragraph (h) to read as follows:

(i) *Changes from original plans.* If, during the course of construction, an owner requires structural work or installations different from the requirements

of the original specifications which changes or installations involve an increase in labor and/or material costs, for the additional labor and/or material involved the contractor may charge as for repair work in the applicable Appendix.

7. Appendix A paragraph (e) is amended to read as follows:

(e) In no event may the general contractor's markup be added by more than one contractor on a structure. Where subcontracts are involved all permitted markups are provided for in paragraph (c) (1) of this section.

8. Appendix A paragraph (f) is added to read as follows:

(f) *Travel time on repair jobs.* Travel time on all services of a repair nature may be charged for each employee actually working on the job. Such time shall be calculated (on the basis of the hourly rate provided in each applicable appendix) from shop to job and from one repair job to the next repair job. Such travel time must be recorded on the time job repair slip as required in paragraph (f) (1) (i) of this section.

9. Appendix B (1) (a) is amended to read as follows:

(a) On all carpentry or roofing work which in effect is substantially an alteration or addition to existing structures and which requires demolishing a part of the original structure, such as knocking out an old wall or ripping up an old floor or any other work of demolition incidental to the building of a new addition, the labor for such demolition shall be charged at prices in accordance with the hourly repair rates established by this Appendix B.

10. Appendix B 1 (c) is amended by designating the second literary paragraph thereof as Appendix B 1 (d).

11. Appendix B 1 is further amended by adding the following Appendix B 1 (e) and Appendix B 1 (f):

(e) Where a contractor uses secondhand lumber in the construction of a new home or for remodeling purposes or repairs the maximum price for such lumber and the installation of same shall be as follows: The maximum prices which may be charged for used lumber shall be the maximum prices as established by Section 49 of Revised Maximum Price Regulation 373. The maximum prices for the installation or erection of secondhand lumber shall be $100 per 1000 board feet of secondhand lumber installed. This will cover the cost of conditioning used lumber, the cost of labor, the cost of overhead and profit.

(f) On new homes or commmercial structures made mostly of materials other than lumber, for example, brick, stucco or hollow tile, where the amount of lumber or carpentry labor involved is negligible and where the cost normally figured on the new work basis would not exceed $500, the maximum price for such carpentry labor and materials used shall be figured on a time and material basis and the maximum price for such service shall be based on the repair work formula established by this Appendix B.

12. Appendix B 2 (c) is revoked.

13. The following new Appendix B 3 is added:

3. *Travel time on repair jobs.* Travel time on all services of a repair nature may be charged for each employee actually working on the job. Such time shall be calculated (on the basis of the hourly rate provided in each applicable appendix) from shop to job and from one repair job to the next repair job. Such travel time must be recorded on the time job repair slip as required in paragraph (f) (1) (i) of this section.

14. Appendix C paragraph (b) (4) is amended to read as follows:

(4) On new construction which is done at a distance greater than five miles from the seller's place of business, actual travel time may be added (beyond the five mile limit) but in no event to exceed more than one-eighth of the actual site payroll and is allowed only provided the travel is done on contractor's time.

15. Appendix C is further amended by adding three new paragraphs designated (c), (d) and (e) to read as follows:

(c) The minimum strength concrete required under these prices shall be either 1.3.5 ratio or two thousand pound 28-day strength. No addition to these prices may be made for stronger or higher water cement ratio concrete.

(d) *Plastering.* The maximum prices for plastering shall be as follows:

	Maximum price (per sq. yd.)
(1) White putty plastering including all materials and labor but not laths	$2.00
(2) Sand finish plastering including all materials and labor but not laths	1.75
(3) Lath will be supplied at prices no higher than the maximum wholesale prices as provided for by applicable maximum price regulations.	

(e) *Travel time on repair jobs.* Travel time on all services of a repair nature may be charged for each employee actually working on the job. Such time shall be calculated (on the basis of the hourly rate provided in each applicable appendix) from shop to job and from one repair job to the next repair job. Such travel time must be recorded on the time job repair slip as required in paragraph (f) (1) (i) of this section.

16. Appendix D 1 (e) is amended to read as follows:

(e) *Travel time on repair jobs.* Travel time on all services of a repair nature may be charged for each employee actually working on the job. Such time shall be calculated (on the basis of the hourly rate provided in each applicable appendix) from shop to job and from one repair job to the next repair job. Such travel time must be recorded on the time job repair slip as required in paragraph (f) (1) (i) of this section.

17. Appendix D 2 is amended to read as follows:

2. *Repair work involving plumbing and sheet metal work.* The maximum prices for repairs involving plumbing and sheet metal work shall be the sum of the following amounts:

(a) Materials furnished and used at prices not to exceed maximum wholesale prices established for sales to contractors by sections 50 and 61 of Revised Maximum Price Regulation 373; plus

(b) Actual site labor time of each employee spent on the repair job at the following rates per hour for each class of plumber:

Working foreman plumber	$3.40
Plumber first class	3.00
Plumber second class	2.40
Plumber third class	2.20
Plumber helper	2.00

(c) Plus, actual travel time for each employee actually working on the repair job calculated on the hourly rate for each class of plumber as provided above on the basis of from shop to job or from one job to the next job. Such travel time must be recorded on the job slip as required by paragraph (f) (1) (i) of this section.

18. The following new Appendix E 5 is added:

5. *Travel time on repair jobs.* Travel time on all services of a repair nature may be charged for each employee actually working on the job. Such time shall be calculated (on the basis of the hourly rate provided in each applicable appendix) from shop to job and from one repair job to the next repair job. Such travel time must be recorded on the time job repair slip as required in paragraph (f) (1) (i) of this section.

19. Appendix F 1 (a) (6) is amended by adding a new subdivision designated (iii) to read as follows:

(iii) For jobs requiring plaster joints the maximum price for filling in the same shall be $2.25 an hour plus the maximum price of materials used not to exceed the maximum wholesale prices established by applicable regulations.

20. Appendix F 1 (a) (7) is further amended by inserting between subdivisions (xvii) and (xviii) two new subdivisions designated (xvii–a) and (xvii–b) to read as follows:

(xvii–a) Battens: Where walls or sidings are painted the same color, measure the area covered by battens and multiply the area of the battens only by 1½. Where battens are painted different color from wall or siding, measure the battens only and multiply the painted area of the battens only by 2.

(xvii–b) Stairs: Count risers and multiply the area of riser by 8.

21. Appendix F 1 (a) (7) is further amended by adding a new subdivision designated (xxxi) to read as follows:

(xxxi) Window and door screens: Measure the over-all area and multiply by 2 for one side, if both sides are painted multiply both sides by 2.

22. The following new Appendix F 1 (b) is added immediately following Appendix F 1 (a) (7) (xxxi):

(b) *Alternative pricing method.* For the purpose of simplifying the contractor's figuring on the painting of stairs, doors, casements, eaves, battens, kitchen cabinets, built-in furniture, built-in closets, and similar work as may be itemized in the above rules of measurement, such contractor as an alternative may compute the entire area painted at square foot prices as quoted for 1, 2 and 3 coat jobs (par. (c) (1), (2), (3)) plus 10% on the over-all. This 10% is provided and intended to include all openings and obstacle painting encountered.

23. Appendix F 1 is further amended by redesignating (b), (c), (d) respectively, as (c), (d) and (e).

24. Appendix F 1 is further amended by adding to redesignated (c) the following four new subdivisions designated (6), (7), (8) and (9):

(6) One coat paint job on shingles, using first line quality paint—$4.00 per 100 sq. ft.

(7) Two coat paint job on shingles, using first line quality paint—$6.00 per 100 sq. ft.

(8) One coat graphite paint job on shingles or wood or composition roof—$4.50 per 100 sq. ft.

(9) Two coat graphite paint job on shingles or wood or composition roof—$7.00 per 100 sq. ft.

25. Appendix F 1 is further amended by adding the following (f), (g) and (h) to read as follows:

(f) *Additional scaffolding allowances.* On painting structures of more than one story in height a charge for scaffolding is allowed when the scaffold is actually built. The maximum price for the building and use of scaffolds shall be:

Where the height of structure to be painted is more than 10 feet from the floor level a charge of $4.50 per lineal foot up to 25 feet on each side of structure painted may be charged for each foot above 10 feet. Above 35 feet a charge of $6.00 per foot may be charged on each side of structure painted. No scaffolding charge may be made unless a scaffold is built. This charge cannot be made when only ladders are used, and no charge for scaffolding may be made for painting done up to 10 feet from floor level.

(g) *Small jobs: Retouching jobs.* On all small repainting jobs substantially equivalent to repair work or maintenance work and usually involving touch up work such as trim only, partitions, panels, windows, doors, furniture, screens, etc., and such repair jobs as could not practically be established or figured on a surface foot basis the maximum price for such work (to be identified and known hereafter as maintenance work) shall be:

The maximum wholesale price of paint materials used as established by section 61 of Revised Maximum Price Regulation 373 plus $2.25 per hour for each first class painter employed on the job plus actual travel time to the job. Travel time shall be figured at $2.25 per hour from job to job.

(h) *Travel time on repair jobs.* Travel time on all services of a repair nature may be charged for each employee actually working on the job. Such time shall be calculated (on the basis of the hourly rate provided in each applicable appendix) from shop to job and from one repair job to the next repair job. Such travel time must be recorded on the time job repair slip as required in paragraph (f) (1) (i) of this section.

26. The following new Appendix G (4) is added:

4. *Travel time on repair jobs.* Travel time on all services of a repair nature may be charged for each employee actually working on the job. Such time shall be calculated (on the basis of the hourly rate provided in each applicable appendix) from shop to job and from one repair job to the next repair job. Such travel time must be recorded on the time job repair slip as required in paragraph (f) (1) (i) of this section.

27. Appendix H 2 (d) is amended to read as follows:

(d) *Travel time on repair jobs.* Travel time on all services of a repair nature may be charged for each employee actually working on the job. Such time shall be calculated (on the basis of the hourly rate provided in each applicable appendix) from shop to job and from one repair job to the next repair job. Such travel time must be recorded on the time job repair slip as required in paragraph (f) (1) (i) of this section.

28. Appendix I (c) is amended to read as follows:

(c) The maximum price for sanding hardwood surfaces shall be $0.12 per square foot.

(1) The maximum price for paint removal from old floors and restoration of same to natural wood finish by scraping, acid or other method than floor sanding, shall be $2.00 per hour per employee.

(2) On new construction which is done at a distance greater than five miles from the seller's place of business, actual travel time may be added (beyond the five-mile limit) but in no event to exceed more than one-eighth of the actual site payroll and is allowed only provided the travel is done on contractor's time.

(3) *Travel time on repair jobs.* Travel time on all services of a repair nature may be charged for each employee actually working on the job. Such time shall be calculated (on the basis of the hourly rate provided in each applicable appendix) from shop to job and from one repair job to the next repair job. Such travel time must be recorded on the time job repair slip as required in paragraph (f) (1) (i) of this section.

This amendment shall become effective as of November 26, 1945.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6621; Filed, Apr. 19, 1946; 11:51 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

CARPENTRY AND ROOFING IN HAWAII

[RMPR 373, Amdt. 80]

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 373 is amended in the following respects:

1. Section 69 (c) is amended by adding two subparagraphs (15) and (16) to read as follows:

(15) "Delivered" means, if the ceiling price of materials does not include delivery to the site, a charge may be made for trucking to the site at prices not to exceed ceiling prices, and such trucking charges are to be construed as a part of "material costs."

(16) "Materials used" means all lumber, hardware and other building materials furnished to the job, from which shall be deducted all new materials returned to the supplier or taken elsewhere and credited at prices charged the customer. All used lumber, taken from the site by the carpenter or roofer, shall be credited to the customer at 60% of the ceiling price for such used lumber, according to the provisions of section 49 of Revised Maximum Price Regulation 373.

2. Section 69 (h) is amended to read as follows:

(h) *Charges for travel.* Notwithstanding other provisions of this section, or any appendix thereto, on all new construction, remodeling and alterations subject to this section, excepting painting, where performed at a distance greater than five miles from the seller's place of business, actual travel time may be charged for on the basis of the hourly labor charge for repair work the contractor is permitted to charge the customer. When no hourly labor rate is provided, then the travel time shall be charged for on the basis of payroll cost plus 50%. Should the aggregate of such travel time exceed ⅛ of one 8-hour work day on any one job the excess may not be charged for except upon the approval of the Office of Price Administration.

3. In section 69, Appendix B 1 (a), is amended to read as follows:

(a) The maximum price for carpentry and roofing work done in connection with the remodeling, alteration or erection of a building structure and the reroofing of an old structure shall be the sum of materials furnished at prices not to exceed maximum prices established for sales to contractors by sections 50 and 61 of Revised Maximum Price Regulation 373 or applicable regulations, delivered on the job site and used, plus an amount equal to 90% of the cost of such materials. On all carpentry or roofing work which in effect is substantially an alteration or addition to existing structures and which requires demolishing a part of the original structure, such as knocking out an old wall or ripping up an old floor or any other work of demolition incidental to the building of a new addition, the labor for such demolition shall be charged at prices in accordance with the hourly repair rates established by this Appendix B.

This amendment shall become effective as of February 25, 1946.

Issued this 19th day of April, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6622; Filed, Apr. 19, 1946; 11:51 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 82]

GROCERY ITEMS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 39 of Revised Maximum Price Regulation 373 is amended in the following respects:

Table A is amended as follows:

1. In group 3, the price ".43" cents for "Malted Milk: Thompson's chocolate, 16 oz. gl." is revised to read ".44" cents.

2. In group 6, the price ".34" cents for "Ghirardelli Ground Chocolate, 1 lb." is revised to read ".35" cents.

3. In group 11, the item named "Knox Gelatine" is amended to read "Knox Gelatine, carton of four ¼ oz. pkgs."

4. In group 14, the price ".40" cents for "Biskit Mix, Fisher's, 40 oz." is revised to read ".44" cents.

5. In group 17, under the heading "Fruit Cocktail," the price ".37" cents for "Dainty Mix, No. 2½ can" is revised to read ".36" cents, and the price ".39" cents for "Del Monte, No. 2½ gl." is revised to read ".41" cents.

6. In group 18, the price ".34" cents for "Prunes, Del Monte, Medium, dried, 2 lbs." is revised to read ".33" cents.

7. In group 19, the listed item "Prune Juice, Sunsweet, 1 qt. gl." is deleted.

8. In group 22, the prices listed for the items set forth below are revised to read as follows:

	Ceiling price
Devilled or potted meat:	
No. ½ tin, all brands	$ 0.12
No. ¼ tin:	
Libby	.08, 2/15
Star, Armour	.08, 2/15
All others	.07
Dried beef, Star, sliced, 2½ oz. gl	.13
Luncheon Meat:	
Prem, Swift's 12 oz. tin	.41
Spam, Hormel, 12 oz. tin	.41
Treet, Armour's, 12 oz. tin	.41

	Ceiling price
Pig's feet, Star, pickled, 14 oz. gl	$0.31
Tamales, Star, 10½ oz. gl	.23
Vienna sausage, Star, No. ½ tin	.15

9. Group 32 is amended to read as follows:

	Ceiling price	
	Zone 1 on Islands of Oahu, Hawaii, Maui, Kauai and Molokai	All other areas on Island of Oahu, Hawaii, Maui, Kauai and Molokai and the Island of Lanai
California rice, all grades:		
100 pounds	$8.62	$8.42
50 pounds	4.35	4.25
25 pounds	2.20	2.15
10 pounds	.90	.88
5 pounds	.45	.44
1 pound	.09	.09

10. In group 37, the prices listed for the items set forth below are amended to read as follows:

	Zone 1 on Islands of Oahu and Molokai	All other areas on Islands of Oahu, Molokai and Lanai	Zone 1 on Island of Maui	All other areas on Island of Maui	Zone 1 on Islands of Kauai and Hawaii	All other areas on Islands of Kauai and Hawaii
Granulated sugar, white:						
100 pounds	$7.48	$7.28	$7.15	$6.95	$7.74	$7.54
25 pounds	1.93	1.88	1.85	1.80	2.00	1.95
10 pounds	.78	.76	.75	.73	.80	.79
5 pounds	.40	.39	.39	.37	.40	.40
2 pounds	.16	.16	.16	.15	.16	.16
1 pound	.08	.08	.08	.08	.08	.08

Campbell's:	*Ceiling price*
Mushroom, 10½ oz. can	$0.19
Beef noodle, 10½ oz. can	.17
Consomme, 10½ oz. can	.17
Vegetarian—vegetable, 10½ oz. can	.15
Vegetable—beef, 10½ oz. can	.17
Black bean, 10½ oz. can	.14
Green pea, 10½ oz. can	.14
Scotch broth, 10½ oz. can	.14
Heinz:	
Beef noodle, 11 oz. can	.17
Vegetarian, 11 oz. can	.16

11. Group 37 is amended by adding the following new items:

Cambell's:	*Ceiling price*
Spinach, 10½ oz. can	$0.16, 2/31
Oxtail, 10½ oz. can	.15, 2/29

12. In group 36, the prices for the items set forth below are amended to read as follows:

	Ceiling price
Camay, regular cake	$0.09, 3/25
Lux, cake	.09, 3/25

13. In group 41, the prices listed for white granulated sugar are amended to read as follows:

14. In group 44, under the heading "Corn," the price ".19" cents for "Snider's Cream Style, Golden, No. 2 can" is revised to read ".17" cents, and under the heading "Hominy," the price ".26" cents for "Burbank, 29 oz. gl." is revised to read ".25" cents.

15. In group 44, the item under the heading "Tomatoes" listed as "Snider's No. 2 can . . . $0.18" is amended to read as follows:

Snider's Solid Pack, No. 2 can	$0.20

16. In Table B, paragraph (c) is amended to read as follows:

(c) *Maximum prices.* (1) Except as provided in subparagraph (2) below, you shall compute your maximum price under this table by dividing your "net cost," as defined in paragraph (c) of this section, by the appropriate division factor set forth in this table. You may add to the prices so computed the transportation differentials of 2 percent in Zone 2 and 3 percent in Zone 3, set forth in paragraph (e) of this section.

(i) *Computation of prices of bulk items.* In computing the price of bulk items such as vinegar in barrels, dried shrimp in barrels and other food items in barrel or box containers, the bulk ceiling price shall be in accordance with the stated contents appearing on the face of the container: *Provided, however,* That the retailer, by remeasurement or recount may ascertain the correct contents of a container and the number of units contained. For bulk sales, the retailer may then divide the ceiling price per container by the actual content of the bulk container rather than the nominal or stated number of units named on the container.

(2) If your wholesaler supplier's invoice shows that his selling price is lower than his legal maximum wholesale price, you may compute your maximum retail price in the following manner:

(i) Divide your supplier's maximum wholesale price by the appropriate division factor.

(ii) Subtract your supplier's maximum wholesale price from the amount reached under (i) above.

(iii) Add the amount obtained under (ii) above to your supplier's actual selling price. The resulting price is your retail ceiling price per case.

(iv) To obtain your ceiling price for each retail unit, divide your retail ceiling price per case by the number of retail units contained in the case.

(v) You may add to the prices so computed, the transportation differentials of 2 percent in Zone 2 and 3 percent in Zone 3, set forth in paragraph (e) of this section.

(vi) If, however, the reduction in your wholesale supplier's price represents a discount given as a promotional allowance, you may apply to the Office of Price Administration, Iolani Palace Grounds, Honolulu, T. H., for permission to calculate your maximum retail price by dividing your wholesale supplier's maximum price by the appropriate division factor rather than the supplier's actual selling price as required under paragraph (c) (1) of this table. You may not compute your maximum price in accordance with the provisions of this subdivision (vi) until you have received written permission to do so from the Office of Price Administration.

17. Table B is amended by deleting from the list of grocery items commodity classification No. 32—Rice.

This amendment shall become effective as of February 25, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6624; Filed, Apr. 19, 1946; 11:50 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[MPR 581, Amdt. 4]

INDUSTRIAL SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 581 is amended in the following respects:

1. Section 4 is amended by adding a new paragraph (d) to read as follows:

(d) The maximum prices or rates established under paragraphs (a) to (c), inclusive, for services performed on screw machine products (as defined in section 17 (j)), shall be increased by 10%.

2. Section 6 is amended by adding a new paragraph (g) to read as follows:

(g) The maximum price or rate for services performed on screw machine products (as defined in section 17 (j)), determined in accordance with the above provisions, shall be increased by 10%.

3. Section 17 is amended by adding a new paragraph (j) to read as follows:

(j) For the purposes of this regulation, the term "screw machine product" means any product which is made complete on a hand or automatic screw machine or the first operation on which is performed on a hand or automatic screw machine. It does not include, however, products covered by Maximum Price Regulation 147 (Bolts, Nuts, Screws and Rivets) and Maximum Price Regulation 452 (Manufacturers' Maximum Prices for Automotive Parts).

This amendment shall become effective April 19, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6664; Filed, Apr. 19, 1946; 4:43 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 34]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects

Section 19 (g) (2) is amended to read as follows:

(2) *Screw machine products.* The maximum prices for sales by a manufacturer to any purchaser of any new screw machine products shall be the prices established under section 7 or computed under sections 8, 9 or 10 increased by 13.6%. For the purposes of this paragraph, the term "screw machine products" shall include all products which are subject to this regulation as otherwise definable parts, components or subassemblies fabricated by the screw machine process as that process is defined under that heading in Appendix A.

This amendment shall become effective April 19, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6663; Filed, Apr. 19, 1946; 4:43 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 395,[1] Amdt. 21]

MISCELLANEOUS COMMODITIES IN VIRGIN ISLANDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 395 is amended in the following respects:

1. Section 13 Table I (a) is amended to read as follows:

TABLE I—MAXIMUM PRICES FOR CHARCOAL

(a) Maximum retail prices for charcoal sold or delivered in the Virgin Islands of the United States shall be:

Unit	Island of St. Croix				Island of St. Thomas		Island of St. John	
	Feb. 15-July 14 inclusive		July 15-Feb. 14 inclusive					
	Not delivered	Delivered	Not delivered	Delivered	Not delivered	Delivered	Not delivered	Delivered
Bag (or barrel)	$1.20	$1.70	$1.10	$1.20	$1.20	$1.40	$1.00	$1.10
Half-bag	.60	.65	.55	.10	.65	.70	.50	.55
5-gallon kerosene tin	.25	.27	.25	.25	.30	.30	.20	.20
"Klim" tin (5 lbs. net)	.05	.05	.05	.05	.06	.06	.04	.04
"La Pura" (oleomargarine) tin	.04	.04	.04	.04	.04	.04	.03	.03
"Heap"[1]								

[1] The maximum price of a heap shall be computed by applying proportionately the price per 5-gallon kerosene tin to the size of the "heap."

NOTE: Any seller may make a deposit charge, not to exceed 10 cents, for a bag or barrel. The amount of deposit shall be refunded by the seller upon the return of the same or a similar bag or barrel by the purchaser.

2. In section 16, the first item listed in Table III and footnote 1 are amended to read as follows:

TABLE III.—MAXIMUM PRICES FOR CERTAIN GRAIN AND GRAIN PRODUCTS

Commodity	Quantity	At wholesale St Croix, St. Thomas	At retail	
			St. Croix, St. Thomas	St. John
Wheat flour, bulk, hard or soft	98-lb. bag	$0.50 markup[1] (not delivered).	*Per unit* $0.07 (2 lbs. for $0.13)	*Per unit* $0.07 per lb.

[1] Markup to be added to importer's "direct cost" as defined in section 12 (a) (6) of this regulation.

3. In section 47, Table XXXVII is corrected by having footnote 1 appear after the wholesale price for St. Thomas instead of after the wholesale price for St. John.

This amendment shall become effective April 24, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6625; Filed, Apr. 19, 1946; 11:50 a. m.]

PART 1340—FUEL

[MPR 120, Corr. to Amdt. 157]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

Section 1340.210 (a) (19) (ii) is corrected by deleting the word "within" and correcting the word "preceding" to read "succeeding".

This correction to Amendment No. 157 to Maximum Price Regulation No. 120 shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6727; Filed, Apr. 22, 1946; 11:42 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 114,[2] Amdt. 5]

WOODPULP

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 114 is amended in the following respects:

1. The first sentence in section 12 (a) is amended to read as follows: "Any producer of woodpulp who is prepared to show that his mill net realization is inadequate at ceiling prices in view of his high operation costs, may apply for adjustment of his maximum prices."

2. In section 14 (a), subparagraph (34) is deleted.

3. The table of prices in Appendix A (a) (1) is amended to read as follows:

Bleached softwood sulphite	$94.00
Unbleached softwood sulphite	82.00
Bleached hardwood sulphite	91.50
Unbleached hardwood sulphite	79.50
Northern bleached sulphate	94.00
Southern bleached sulphate	88.00
Northern Semi-bleached sulphate	89.00
Southern semi-bleached sulphate	83.00
Northern unbleached sulphate	76.00
Southern unbleached sulphate	69.50
Bleached soda pulp	84.00
Unbleached soda pulp	80.00
Groundwood pulp	58.00
Groundwood pulp—paper machine dried	61.00
Sulphite screenings	45.50
Sulphate screenings	40.00
Groundwood screenings	34.00
Northern unbleached sulphate sideruns	76.00
Southern unbleached sulphate sideruns	69.50
Standard newsprint sideruns	58.00

4. The table of basic transportation allowances in Appendix A (a) (3) is amended to read as follows:

Area of production of domestic woodpulp	Applying to domestic producers of woodpulp		
	Below 50 percent air dry weight	50–80 percent air dry weight	Above 80 percent air dry weight
Northeast	$12.50	$10.50	$7.50
Lake Central	12.50	10.50	7.50
Southern	15.00	13.00	10.00
West Coast (applying only to woodpulp sold outside this area)	15.50	14.50	12.50
West Coast (applying only to woodpulp sold in this area)	9.50	8.50	6.50

Area of production of foreign woodpulp	Applying to foreign producers of wood pulp		
	Below 50% air dry wt.	50%–80% air dry wt.	Above 80% air dry wt.
Canada, east of the Continental Divide	$12.50	$10.50	$7.50
Canada, west of the Continental Divide (applying only to woodpulp sold east of the Continental Divide)	15.50	14.50	12.50
Canada, west of the Continental Divide (applying only to woodpulp sold west of the Continental Divide)	9.50	8.50	6.50
Other foreign areas (applying only to North American inland freight)	-------	6.00	4.00

5. In Appendix A (a) (3), subdivision (iii) is amended to read as follows:

(iii) With respect to woodpulp produced in foreign countries other than Canada, if the North American inland freight cost involved per short air dry ton in transporting the woodpulp to the U. S. consumer exceeds the basic transportation allowance for

[1] 10 F.R. 5941, 6946, 7799, 8069, 8899, 9227, 9925, 11437, 11305, 11810, 11306, 11666, 12811, 13551, 14064, 14865, 15216, 15217; 11 F.R. 11609

[2] 9 F.R. 6630, 6951, 12743, 13934; 10 F.R. 962, 7242.

"other foreign areas" as indicated in the table above, the delivered prices stated in paragraph (a) above may be increased by a sum per short air dry ton not in excess of the difference between the basic transportation allowance for "other foreign area" and the actual North American inland freight cost per short air dry ton involved in transporting such woodpulp from the U. S. or Canadian ocean port of entry to the consumer's mill by direct shipment by rail, truck or vessel. The North American inland freight costs include any inland waterways transportation costs beyond ocean ports of entry. All ocean transportation costs shall be absorbed by the seller.

6. In Appendix A, paragraph (b) is deleted and paragraphs (c) and (d) are redesignated (b) and (c) respectively.

7. In Appendix A, a new paragraph (d) is added to read as follows:

(d) With respect to the following grades of woodpulp for which maximum prices have been determined in accordance with paragraphs (b) and (c) of this Appendix A, domestic and foreign producers may increase their maximum prices, in effect on April 21, 1946, by the following amounts per short air dry ton:

Special high alpha sulphite grades produced by Soundview Pulp Company and Weyerhaeuser Timber Company	$12.50
Soundview Special Rolled bleached sulphite grade	8.00
Brown Company high alpha sulphite grades except Dur-Natus	10.00
Puget Sound Mat Special unbleached sulphite	8.00
Sulphite woodpulps produced in horizontal digesters by indirect cooking	8.00
Special specification glassine sulphite grades	8.00
Special chemical and high alpha sulphate grades except specification condenser	10.00
Specification condenser sulphate	4.00

This amendment shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6728; Filed, Apr. 22, 1946; 11:42 a. m.]

PART 1381—SOFTWOOD LUMBER

[MPR 412,[1] Amdt. 3]

TIDEWATER RED CYPRESS LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 412 is amended by the addition of the following paragraph (d) to section 6:

(d) On and after April 22, 1946, the maximum f. o. b. mill prices for Tidewater red cypress lumber are 10 percent above those provided in Articles IV and V of this regulation.

NOTE: This 10 percent addition does not have to be shown on the invoice for each item separately, but may be applied in a lump sum to the total amount computed on the basis of the printed prices.

[1] 8 F.R. 8712, 12406; 10 F.R. 14187.

This amendment shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6722; Filed, Apr. 22, 1946; 11:42 a. m.]

PART 1421—IRON AND STEEL

[MPR 235, Amdt. 2]

MANGANESE STEEL CASTINGS AND MANGANESE STEEL CASTINGS PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1421.63a of Maximum Price Regulation 235 is redesignated as § 1421.64 (d) and is amended to read as follows:

(d) *Adjustment in maximum prices.* The maximum prices for manganese steel castings and manganese steel castings products established in accordance with paragraphs (a) (b) and (c), of this section, are increased by fourteen per cent (14%); *Provided*, That the increases granted in this paragraph shall not be added to maximum prices established by price adjustment pursuant to § 1421.58 (a) of this regulation. The maximum prices for a seller to whom a price adjustment pursuant to § 1421.58 (a) has heretofore been granted shall be the increased maximum prices established by this paragraph or the maximum prices established by his individual adjustment order, whichever are higher.

This amendment shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6726; Filed, Apr. 22, 1946 11:42 a. m.]

PART 1421—IRON AND STEEL FOUNDRY PROCUCTS

[MPR 244, Corr. to Amdt. 11]

GRAY IRON CASTINGS

Amendment 11 to Maximum Price Regulation 244 is corrected as follows:

"Part 1306—Iron and Steel" is corrected to read "Part 1421—Iron and Steel Foundry Products".

This correction shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6723; Filed, Apr. 22, 1946; 11:41 a. m.]

PART 1421—IRON AND STEEL FOUNDRY PRODUCTS

[MPR 244, Corr. to Amdt. 12]

GRAY IRON CASTINGS

Amendment 12 to Maximum Price Regulation 244 is corrected as follows:

"Part 1306—Iron and Steel" is corrected to read "Part 1421—Iron and Steel Foundry Products".

The word "malleable" appearing in the second sentence of paragraph (b) of § 1421.157 is corrected to read "gray".

This correction shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6724; Filed, Apr. 22, 1946; 11:41 a. m.]

PART 1443—BRASS MILL PRODUCTS AND SERVICES

[MPR 408, Amdt. 2]

DISTRIBUTORS' PRICES FOR BRASS MILL PRODUCTS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 8 (b) is amended to read as follows:

(b) *Maximum prices.* On all warehouse shipments of brass mill products other than pipe and water tube, by distributors, the maximum price shall be figured by applying the appropriate rule of the four rules set out below in this paragraph, but in no case shall the maximum price be higher than 3 cents per pound above the current mill list price for the same quantity of that product:

Rule 1. Where the distributor had a price[1] during October 1941 for the same product in the same mill list price quantity class, the maximum price shall be the current mill list price for the same product in the same mill list price quantity class plus the highest differential, if any, above mill list price, included in the price that the distributor had[1] during October, 1941, for the same product in the same mill list price quantity class.

Rule 2. Where the distributor had a price[1] during October 1941, for the same product but not in the same mill list price quantity class, the maximum price shall be the current mill list price for the same quantity of the same product, plus the highest differential, if any, above mill list price included in the price that the distributor had[1] during October 1941, for the nearest quantity of the same product.

Rule 3. Where the distributor did not have a price[1] for the same product during October 1941, the maximum price shall the current mill list price for the same quantity of the same product, plus the highest differential, if any, above mill list price included in the price that the distributor had[1] during October 1941, for the nearest quantity of a product of the same alloy or of a different alloy in the same shape.

Examples (prices are exclusive of size and other extras):

Rule 1. Distributor sells 1,000 pounds of Naval brass sheet, ½ inch thick, on July 15, 1943. His list price in October, 1941, for the same sheet in the same quantity was 26 cents per pound. Mill list price in October, 1941, for the same sheet in the same quantity was 25 cents per pound. Distributor's differential in October, 1941, was thus 1 cent per pound. Current mill list price in July is 20 cents per pound. Distributor's maximum price is thus 20 cents plus 1 cent or 21 cents per pound.

Example:

Rule 2. Distributor sells 500 pounds of Naval brass sheet of less than ½ inch thickness on July 15, 1943. This quantity was not listed or dealt in by the distributor in October, 1941. However, the distributor's price sheet in October, 1941, listed a 300 pound quantity of this product, which was the nearest quantity of the same product. The mill list price on such a quantity in October, 1941, was 27½ cents per pound and the distributor added a 1 cent differential, making a price of 28½ cents per pound. Distributor is now entitled to add this 1 cent per pound differential to the current mill list price in July. This mill list price is 26 cents per pound. The maximum price that the distributor may now charge is thus 27 cents per pound.

Example:

Rule 3. Distributor sells 300 pounds of Muntz metal sheets on July 15, 1943. No sheets of such metal were dealt in or listed by the distributor in October of 1941. However, in October, 1941, distributor listed 250 pounds of Naval brass sheet of less than ½ inch thickness, which was the nearest quantity of the same shape. On the October, 1941, order he charged a ½ cent per pound differential above mill list price. Distributor may now add this differential to the current mill list price of Muntz metal sheet, which was 25¾ cents per pound in July, 1943. Maximum price which the distributor may charge is therefore 26¼ cents per pound.

Rule 4. (1) Whenever a distributor's maximum price is not provided by Rules 1, 2 or 3, he shall figure the price at which he expects to sell or deliver by applying the pricing method used by him for figuring the maximum price of the most nearly comparable product, and shall then file such price for approval as his maximum price. Such price shall be filed within 15 days after the first sale after the effective date of this regulation, by letter addressed to the Metals Price Branch, Office of Price Administration, Washington, D. C. Included with such filing of price, the distributor shall set forth (i) a full description of the product, (ii) a statement as to why Rules 1, 2, and 3 cannot be applied, and (iii) an explanation of how the proposed price was figured.

(2) Pending approval or disapproval of a price filed under this Rule 4, and for 15 days before such filing, the price reported may be paid and received subject to adjustment between the parties if it is disapproved. A price once reported and approved need not thereafter be reported by the same distributor.

(3) The price reported may be approved or disapproved by the Office of Price Administration. Where a price is disapproved, the Price Administrator will issue a formal order to that effect. It is necessary that such formal order be entered if the distributor reporting a price which is disapproved wishes to file a formal protest under Revised Procedural Regulation No. 1, issued by the Office of Price Administration, which provides a basis for an appeal to the United States Emergency Court of Appeals.

(4) A price filed in accordance with this Rule 4 shall be considered approved unless it is disapproved within 30 days from the date on which it is received by the Office of Price Administration, or, if additional information is requested, then within 30 days from the date on which all such information is received. However, at any time after any such 30 day period, the Office of Price Administration may disapprove the maximum price so established; such disapproval shall take effect seven days after the mailing of such notice of disapproval and shall apply to all sales or deliveries on or after the effective date of such notice regardless of then existing contracts.

[1] For what is meant by "had a price" see section 8 (a) (2).

This amendment shall become effective as of April 1, 1946.

NOTE: The reporting provisions in this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6725; Filed, Apr. 22, 1946; 11:41 a. m.]

TITLE 46—SHIPPING

Chapter II—United States Maritime Commission

Subchapter F—Merchant Ship Sales Act of 1946

[G. O. 60]

PART 299—RULES AND REGULATIONS, FORMS, AND CITIZENSHIP REQUIREMENTS

The Merchant Ship Sales Act of 1946 having been enacted on March 8, 1946, and the pre-war domestic cost of vessels covered thereby being published in this issue of the FEDERAL REGISTER pursuant to such Act, in § 299.56 below, the Maritime Commission hereby invites applications under the provisions of the Act and the following regulations. Subject to such provisions, the Maritime Commission will accept applications for the purchase or charter of vessels now under the jurisdiction and control of the Maritime Commission or War Shipping Administration. (No charter agreement will be entered into prior to 60 days from date; and no contract of sale to a non-citizen of a tanker or C-type vessel will be entered into within 90 days from date, except as provided in the Act). Additional vessels will be available at such time as they may be transferred to the jurisdiction and control of the Maritime Commission or War Shipping Administration. The prewar domestic cost of certain special types of vessels are not included in this publication, but will be published at a later date, after which applications for ships of such types will be entertained.

PRICES FOR STANDARD MARITIME COMMISSION VESSELS IN ACCORDANCE WITH THE MERCHANT SHIP SALES ACT OF 1946

Type vessel	Estimated cost as of Jan. 1, 1941	Domestic war cost	Statutory sales price (unadjusted)	Price floor
DRY CARGO			*60% 1941 cost*	*55% war cost*
C1-MT-BU1	1,063,000	1,396,813	531,500	488,885
C1	1,940,000	2,608,168	970,000	912,859
C2	2,100,000	2,736,624	1,050,000	957,818
C4	3,300,000	4,420,965	1,650,000	1,547,338
VC2-S-AP2 (Victory-15K)	1,958,000	2,511,877	979,000	879,157
VC2-S-AP3 (Victory-17K)	2,130,000	2,872,659	1,065,000	1,005,431
				51½% war cost
EC2-S-C1 (Liberty)	1,278,000	1,728,590	639,000	544,506
TANKERS			*87½% 1941 cost*	*66% war cost*
T2-SE-A1 (14K)	2,316,000	3,010,703	2,026,500	1,505,352
T3-S-A1 (15K)	2,175,000	2,970,029	1,908,125	1,455,015

Organization of General Order 60. There are printed herein the regulations of the United States Maritime Commission for administration of the Merchant Ship Sales Act, 1946, and copies of certain necessary applications and forms.

The regulations and forms are organized and written so that a person interested in one particular phase of the Act can acquire all necessary information from the pertinent subpart of the regulations and the applicable form.

General provisions and definitions at the beginning of the regulations should be consulted by all interested persons.

SUBPART A—GENERAL PROVISIONS

Sec.
299.1 Definitions.
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(b) War-built vessel.
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(e) Domestic war cost.
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299.21. Sales of war-built vessels to citizens of the United States.
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(a) In general.
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(g) Amount of allowance.
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299.25 Sales of war-built vessels to persons not citizens of the United States.
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Sec.

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(d) Charter party.
(e) Period of charter.
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(h) Operating-differential subsidy.
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SUBPART D—TRANSFER OF WAR-BUILT VESSELS

299.41 Transfer of war-built vessel in settlement of a claim against the United States.
(a) Application.
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299.42 Transfer of another vessel for a vessel constructed in the United States since January 1, 1937, which has been taken for use by the United States.
(a) Application.
(b) Amendment of application.
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SUBPART E—ADJUSTMENT FOR PRIOR SALES TO CITIZENS

299.51 Adjustment for prior sales to citizens.
(a) Application.
(b) Amendment of application.
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(d) Amount of adjustment.
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SUBPART F—PREWAR DOMESTIC COSTS; STATUTORY SALES PRICES

299.56 Prewar domestic costs; statutory sales prices.
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(b) Type C1.
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SUBPART G—FORMS

299.71 Application to purchase a war-built vessel.
299.76 Application for determination of allowance of credit for exchange of old vessel.
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299.83 Application for transfer of a war-built vessel in settlement of a claim against the United States.
299.85 Application for transfer of another vessel for a vessel constructed in the United States since January 1, 1937, and which was taken for use by the United States.
299.87 Application for adjustment of purchase price of vessel purchased prior to March 8, 1946.
299.91 Application for the reconversion, alteration or modification of a vessel.

AUTHORITY: §§ 299.1 to 299.91, inclusive, issued under sec. 13 (d) of the Merchant Marine Ship Sales Act, 1946 (Pub. Law 321, 79th Cong., 2d Sess., approved March 8, 1946), which incorporates by reference sec. 204 (b) of the Merchant Marine Act, 1936, as amended (46 U.S.C. 1114 (b)).

SUBPART A—GENERAL PROVISIONS

§ 299.1 *Definitions.* For the purpose of these regulations (§§ 299.1 to 299.91, inclusive):

(a) *Commission.* "Commission" means the United States Maritime Commission.

(b) *War-built vessel.* "War-built vessel" means an ocean-going vessel of one thousand five hundred gross tons or more, owned by the United States and suitable for commercial use:

(1) Which was constructed or contracted for by or for the account of the United States during the period beginning January 1, 1941, and ending September 2, 1945; or

(2) Which, having been constructed during the period beginning September 3, 1939, and ending September 2, 1945, was acquired by the United States during such period.

(c) *Dry-cargo vessel.* "Dry-cargo vessel" means, except where the context indicates otherwise, any vessel other than a tanker, but the term "dry-cargo vessel" includes a Liberty type tanker except for § 299.31.

(d) *Prewar domestic cost.* "Prewar domestic cost," as applied to any type of vessel, means the amount determined by the Commission, and published by the Commission in the FEDERAL REGISTER (§ 299.56), to be the amount for which a standard vessel of such type could have been constructed (without its national defense features) in the United States under normal conditions relating to labor, materials, and other elements of cost, obtaining on or about January 1, 1941. In no case shall the prewar domestic cost of any type of vessel be considered to be greater than 80% of the domestic war cost of vessels of the same type.

(e) *Domestic war cost.* "Domestic war cost," as applied to any type of vessel, means the average construction cost (without national defense features) as determined by the Commission, of vessels of such type delivered during the calendar year 1944, except for any type of vessel the principal deliveries of which were made after the calendar year 1944, in which case there shall be used in lieu of such year 1944 such period of not less than six consecutive calendar months as the Commission shall find to be most representative of war production costs of such type.

In the case of any vessel for which there is no domestic war cost as defined in this paragraph, such domestic war cost shall be in the same ratio to the prewar domestic cost (as defined in paragraph (d) of this section) as the domestic war cost of the most nearly comparable type of vessel for which a domestic war cost is available is to the prewar domestic cost of such similar vessel.

(f) *Statutory sales price.* "Statutory sales price," as applied to a particular vessel, means, in the case of a dry-cargo vessel (as defined in paragraph (c) of this section), an amount equal to 50% of the prewar domestic cost of that type of vessel, and in the case of a tanker (excluding Liberty tankers), such term means an amount equal to 87½% of the prewar domestic cost of a tanker of that type, such amount in each case being adjusted as follows:

(1) If the Commission is of the opinion that the vessel is not in class, there shall be subtracted the amount estimated by the Commission as the cost of putting the vessel in class;

(2) If the Commission is of the opinion that the vessel lacks desirable features which are incorporated in the standard vessel used for the purpose of determining prewar domestic cost, and that the statutory sales price (unadjusted) would be lower if the standard vessel had also lacked such features, there shall be subtracted the amount estimated by the Commission as the amount of such resulting difference in the statutory sales price;

(3) If the Commission is of the opinion that the vessel contains desirable features which are not incorporated in the standard vessel used for the purpose of determining the prewar domestic cost, and that the statutory sales price (unadjusted) would be higher if the standard vessel had also contained such features, there shall be added the amount estimated by the Commission as the amount of such resulting difference in statutory sales price;

(4) There shall be subtracted, as representing normal depreciation, an amount computed by applying to the statutory sales price (determined without regard to this paragraph) the rate of 5% per year for the period beginning with the date of the original delivery of the vessel by its builder and ending with the date of sale or charter to the applicant in question, and there shall also be subtracted an amount computed by applying to the statutory sales price (determined without regard to this paragraph) such rate not in excess of 3 per cent per year in the case of a vessel other than a tanker, and not in excess of 4 per cent per year in the case of a tanker, for the period of war service as the Commission determines will make reasonable allowance for excessive wear and tear by reason of war service which cannot be or has not been otherwise compensated for under this paragraph. The period of war service in ordinary cases shall be from the date of delivery of the vessel to the Government for operation or December 7, 1941, whichever was later, until September 2, 1945.

(5) In the case of any vessel covered by subparagraph (3) of this paragraph, the amount of difference in statutory sales price resulting from the presence of desirable features not contained in the standard vessel of the same type shall be depreciated from the date of delivery of the vessel or the date of installation of such features if such features were installed after delivery.

No adjustment, except in respect of passenger vessels constructed before January 1, 1941, shall be made under the Act which will result in a statutory sales price which (1) in the case of any Liberty type vessel will be less than 31½% of the domestic war cost of vessels of such type, (2) in the case of dry-cargo vessels (except Liberty type vessels) will be less than 35% of the domestic war cost of vessels of the same type, or (3) in the case of a tanker (except a Liberty tanker) will be less than 50% of the domestic war cost of tankers of the same type.

(g) *Cessation of hostilities.* "Cessation of hostilities" means the date proclaimed by the President as the date of the cessation of hostilities in the present war, or the date so specified in a concurrent resolution of the two houses of the Congress, whichever is the earlier.

(h) *Citizen of the United States.* "Citizen of the United States" includes a corporation, partnership, or association only if it is a citizen of the United States within the meaning of section 2 of the Shipping Act, 1916, as amended, and section 905 (c) of the Merchant Marine Act, 1936, as amended. The Secretary of the Commission will furnish, on request, copies of memoranda dealing with citizenship.

(i) *Affiliated interest.* The term "affiliated interest" shall include any person or concern that directly or indirectly through one or more intermediaries, controls, or is controlled by, or is under common control with, the applicant. The term "control" (including the terms "controlled by" and "under common control with") as used in this paragraph means the possession, directly or indirectly, of the power to direct or cause the direction of the management and policies of the applicant, whether through ownership of voting securities, by contract, or otherwise.

(j) *Constructed or date constructed.* "Constructed" or "date constructed" means the date upon which a vessel was originally delivered by the shipbuilder.

(k) *Act.* "Act" means, except where the context clearly indicates otherwise, the Merchant Ship Sales Act of 1946 (Public Law 321, 79th Cong., 2d Sess., approved March 8, 1946).

(l) *Regulations.* "Regulations" mean the rules and regulations prescribed by the Commission, under the Merchant Ship Sales Act of 1946 (Public Law 321, 79th Cong., 2d Sess.), §§ 299.1 to 299.91, inclusive, published in the FEDERAL REGISTER and all succeeding amendments and supplements thereto similarly published in the FEDERAL REGISTER.

(m) *Secretary.* "Secretary" means the Secretary of the United States Maritime Commission or any Assistant Secretary thereof or any other official or employee of the Commission designated by the Commission to perform the duties required of the Secretary under these regulations. (Communications sent to the Secretary should be addressed "Secretary, United States Maritime Commission, Washington 25, D. C.").

§ 299.2 *Order of preference*—(a) *In general.* All citizen applications received by the Secretary within a given calendar month shall be given preference over all applications received by the Secretary in any subsequent calendar month. For the purposes of this section the first calendar month shall be considered to include the period from the date of publications of these regulations in the FEDERAL REGISTER to June 1, 1946.

(b) *Citizen applications over noncitizen applications; purchase over charter.* The Commission will give preference to citizen applications over noncitizen applications, and, as between citizen applications to purchase and citizen applications to charter, will, as far as practicable and consistent with the policies of the act, give preference to citizen applications to purchase.

(c) *Preference among citizen applications.* In determining the order of preference between citizen applications to purchase or between citizen applications to charter, the Commission will consider, among other relevant factors, the extent to which losses and requisitions of the applicant's prewar tonnage have been overcome, and will, in all cases, in the sale and charter of war-built vessels, give preference in such sale or charter, as the case may be, to the former owner of such vessel or to the person for whom the vessel was constructed but to whom delivery thereof was prevented by the United States.

(d) *Preference among noncitizen applications.* In determining the order of preference between noncitizen applications to purchase filed prior to June 1, 1946 and thereafter within the same calendar month as provided for in paragraph (a) of this section the Commission will give preference to citizens of the Commonwealth of the Philippines and in determining the order of preference between other noncitizen applicants will consider the extent to which losses in prewar tonnage of the various member nations of the United Nations, incurred in the interest of the war effort, have been overcome, and the relative effects of such losses upon the national economy of such member nation.

(e) *Preference where citizen application shows intent to transfer vessel(s) to foreign registry or flag after purchase.* With respect to any application in which the citizen applicant states that it will apply to the Commission for approval to transfer the vessel(s) to foreign registry or flag, if and when purchased by the applicant, the Commission reserves the right to defer action until after all other applications by citizens of the United States filed within the same preference period have been acted upon and the Commission reserves entire discretion in determining whether transfer to foreign registry and flag will be approved.

If the citizen applicant states that it will not apply to the Commission for approval to transfer the vessel(s) to foreign registry or flag, if and when purchased by the applicant, the Commission will give the application the preference provided for applications by citizens of the United States, but if, thereafter, a request is made (pursuant to section 9 or section 37 of the Shipping Act, 1916, as amended), to transfer or place any of such vessel(s) under foreign registry or flag, the Commission will take into consideration the fact that the applicant stated in the application that such a request would not be made.

In no case will the Commission approve transfer of a P–2 type or other passenger type or a Liberty type collier or Liberty type tanker.

§ 299.5 *Limitation on eligibility for benefits of Act.* No person shall be eligible to purchase or charter a war-built vessel under the Act, or to receive an adjustment under section 9 of the act, unless such person makes an agreement with the Commission (which agreement shall be incorporated in every contract for sale or charter entered into pursuant to the provisions of the act) binding upon such person and any affiliated interest to the effect that the liability of the United States under any charter party or taking for use, made or effected prior to the date of the enactment of the act, for the loss, on or after such date of enactment and prior to September 3, 1947, of any vessel owned by such person and under charter to the United States (excluding a vessel with respect to which an adjustment under section 9 of the act is made) shall be limited to an amount equal to just compensation as of the date of said loss, determined pursuant to existing law, or such amount as may be mutually agreed upon subsequent to March 8, 1946 as just compensation under the provisions of existing law.

§ 299.7 *Reconversion, alteration or modification.* (a) Any person applying to purchase or charter under the regulations may attach to his application an application in substantially the form provided in § 299.91, that the Commission reconvert or restore the vessel(s) for normal operation in commercial services, including the removal of national defense or war service features. Any such request shall include such detailed information as is necessary to advise the Commission fully of the work required.

(b) Any person applying to purchase or charter a war-built vessel under the regulations may attach to this application an application substantially in the form provided in § 299.91, that the Commission make replacements, alterations, or modifications with respect to the vessel applied for or install therein such special features as may be necessary or advisable to make such vessel suitable for commercial operation on trade routes or services or comparable as to commercial utility to other vessels of the same general type. Any such request shall include such detailed information as is necessary to advise the Commission fully of the work required.

(c) In approving or disapproving applications under paragraph (a) or (b) of this section, the Commission will consider, among other relevant factors:

(1) The availability of other suitable vessels for sale or charter to the applicant;

(2) Whether such reconversion, restoration, replacement, alteration or modification is essential in order to dispose of the vessel under the provisions of the act;

(3) Whether such reconversion, restoration, replacement, alteration or modification could be effected under any other provisions of law; and

(4) Whether such reconversion, restoration, replacement, alteration or modification is essential to the foreign or domestic commerce of the United States and would otherwise effectuate the policy and purposes of the act.

(d) Restoration or installation of special features, unless such features are on the standard vessel, must, under the act, be considered as added desirable features and, therefore, will require an adjustment in the statutory sales price of the vessel.

§ 299.8 *Form of affidavit.* An affidavit in substantially the following form shall be attached to all applications filed pursuant to these regulations.

STATE OF _____
County of _____, ss.:

I, _____, being duly sworn, depose and say that I am the _____ (Title of Officer) of _____ (Exact name of applicant), the applicant on whose behalf I have executed the foregoing application; that the applicant is a citizen of _____[1]; that this application is made for the purpose of inducing the United States Maritime Commission to take the action requested herein, pursuant to the provisions of the Merchant Ship Sales Act of 1946, and particularly to section ____ thereof; that I have carefully examined the application and all documents submitted in connection therewith and, to the best of my knowledge, information, and belief, the statements and representations contained in said application and related documents are full, complete, accurate, and true.

_____

Subscribed and sworn to before me, a _____, in and for the State and County above named, this ____ day of _____, 194__.

_____

My commission expires _____.

§ 299.9 *Exceptions and exemptions to rules and regulations.* (a) The Commission reserves the right to amend, modify, or terminate these regulations at any time, either as a whole or with respect to any particular case or classes of cases, but without the consent of the applicant, no amendment or modification of the regulations shall be binding upon any transaction approved by the Commission prior to the date of publication in the FEDERAL REGISTER of such amendment or modification.

(b) Any of the forms set forth in these regulations may be modified to meet the requirements of the Commission in any particular case.

§ 299.10 *Termination date.* No contract of sale or of charter will be made under these regulations after December 31, 1947.

SUBPART B—SALES OF WAR-BUILT VESSELS

§ 299.21 *Sales of war-built vessels to citizens of the United States*—(a) *Application.* Any citizen of the United States as defined in § 299.1 (h) may apply to the Commission to purchase a war-built vessel at the statutory sales price. The application to receive consideration must be substantially in the form prescribed by the Commission in § 299.71. Three executed copies and fifteen conformed copies of the application must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Each application should contain sufficient information to enable the Commission to make all necessary determinations including those relating to (1) citizenship of the applicant, (2) ability of the applicant to make the required payment of not less than 25% of the statutory sales price of the vessel and to pay the balance of the purchase price in equal annual installments for a period not in excess of the remainder of the life of the vessel, which generally shall be considered to be twenty years from the date the vessel was built except for vessels for which additional depreciation is allowed in accordance with § 299.1 (f) in order to compensate for excessive wear and tear by reason of war service, with interest on the portion of the statutory sales price remaining unpaid at the rate of 3½% per annum, and (3) that the applicant possesses the ability, experience, financial resources, and other qualifications, necessary to enable him to operate and maintain the vessel under normal competitive conditions. Items or parts of items in the application which are inapplicable may be omitted. If any information called for by an applicable item is not furnished, an explanation of the omission shall be given. Detailed descriptions of exhibits need not be given. The applicant may furnish such relevant information as it may desire, in addition to that specified in the form.

(b) *Amendment of application.* Such application may be amended at any time before the Commission has acted upon it. Three executed copies and fifteen conformed copies of the amendment must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Amendments involving substitution of a different vessel for the vessel applied for, unless made promptly at the written request of the Commission, shall be effective as of the filing date of the amendment. All other timely amendments (including amendments involving substitutions for the vessels applied for when made at the request of the Commission) shall be effective as of the filing date of the original application. Any information called for by the Commission from time to time shall be furnished as an amendment or amendments to the application. The applicant shall file from time to time as amendments any information necessary to keep current and correct, while the application is pending, the information contained therein or furnished in connection therewith.

(c) *Approval or disapproval by the Commission.* The Commission will approve the application if it determines that the applicant is a citizen of the United States as defined in § 299.1 (h) and possesses the ability, experience, financial resources, and other qualifications, necessary to enable him to operate and maintain the vessel under normal competitive conditions, and that such sale will aid in carrying out the policies of the act, and that the vessel is available for sale to the applicant. If the application is disapproved by the Commission, the Secretary will promptly advise the applicant.

(d) *Contract of sale.* If the application is approved by the Commission, the Secretary will furnish the applicant five counterparts of a contract of sale in form prescribed by the Commission which shall be executed by the applicant and redelivered to the Secretary within fifteen (15) days of the date of its receipt by the applicant, accompanied by the applicant's certified check payable to the order of the United States of America in the amount specified in the contract as the initial payment required to be made upon the execution of the contract of sale, which will be not less than ten per cent of the purchase price and shall be retained as liquidated damages in the event the buyer defaults in his obligation to purchase the vessel under the terms of the contract. After the contract of sale has been executed on behalf of the Commission, one of the counterparts will be sent to the applicant. Upon delivery of the vessel to the buyer, the buyer shall pay by certified check a sum equal to the excess of the required down payment over the initial payment referred to above and the buyer shall also give to the Commission negotiable promissory notes and a first preferred mortage on the vessel equal to the excess of the statutory sales price over the sum of the total down payment and the trade-in allowance, if any.

§ 299.22 *Allowance of credit for exchange of vessel*—(a) *In general.* The Commission is authorized to acquire in exchange for an allowance of credit on the sales price of a vessel purchased by a citizen of the United States, any vessel owned by a citizen of the United States or by a foreign corporation, subject to the provisions of paragraphs (b) and (c) of this section. The allowance may not be applied in reduction of the down payment required to be made by the applicant, but may be applied in reduction of any unpaid balance remaining after applying the credit resulting from the down payment.

A war-built vessel shall be deemed a "new vessel" for the purpose of section 511 (construction reserve fund and tax provisions) of the Merchant Marine Act, 1936, as amended. Section 510 (e) (tax provisions) of such Act shall be applicable with respect to vessels exchanged under this section of the regulations to the same extent as it is applicable to obsolete vessels exchanged under section 510 of such act.

[1] If applicant is an American citizen, insert "the United States within the meaning of the Shipping Act, 1916, as amended (U.S.C. Title 46, sec. 802), and section 905 (c) of the Merchant Marine Act, 1936, as amended." If applicant is not an American citizen insert the name of the country of which applicant is a citizen.

(b) *Vessels ineligible for exchange.* No vessel (1) which was purchased under the act, or (2) which is less than one thousand three hundred and fifty (1,350) gross tons, provided that the Commission may under special circumstances declare a smaller vessel eligible, or (3) which is not owned by a citizen of the United States except as provided in paragraph (c) of this section, will be accepted by the Commission in exchange for an allowance on the purchase price of any war-built vessel.

(c) *Exchange of vessel owned by foreign corporation.* Except as provided in paragraph (b) of this section, any vessel owned by a foreign corporation is eligible for an exchange allowance, if:

(1) The vessel was constructed in the United States, and was after December 7, 1941, chartered to, or otherwise taken for use by, the United States;

(2) The controlling interest in such corporation is, at the time of the exchange, owned by a citizen or citizens of the United States, and has been so owned for a period of at least three years immediately prior to the time of exchange; and

(3) Such corporation agrees that the war-built vessel purchased with the use of such credit shall be owned by such citizen or citizens and shall be documented under the laws of the United States.

(d) *Application for determination of an allowance of credit.* An application for determination of an allowance of credit for exchange of a vessel must be in substantially the form prescribed by the Commission in § 299.76. Three executed copies and fifteen conformed copies of the application must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Items or parts of items in the application which are inapplicable may be omitted. If any information called for by an applicable item is not furnished, an explanation of the omission shall be given. Detailed description of exhibits need not be given.

(e) *Amendment of application.* Such application may be amended at any time before the Commission has acted upon it. Three executed copies and fifteen conformed copies of the amendment must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C.

(f) *Determination by Commission of allowance of credit for exchange of vessel and offer of applicant.* Upon determination by the Commission of the amount which it will allow as credit for exchange of a vessel, the applicant may execute a firm offer in substantially the form provided in § 299.78, binding for at least 90 days, to transfer the vessel to the Commission in exchange for an allowance of credit which offer must be filed by the applicant with the Commission within 15 days from the date of receipt of the determination of allowance and in any event not later than December 31, 1946.

(g) *Amount of allowance.* The amount of the allowance shall be the fair and reasonable value of the vessel as determined by the Commission and shall be subject to the following considerations and limitations:

(1) In determining the fair and reasonable value of the vessel for the purpose of the allowance, the Commission will consider:

(i) The value of the vessel, determined in accordance with the standards of valuation established pursuant to Executive Order 9387 (8 F.R. 14105), as of the date of the application,

(ii) Any liability of the United States for repair and restoration of the vessel,

(iii) The utility value of the vessel,

(iv) The effect of the act upon the market value of such vessel, and

(v) The public interest in promoting exchanges of vessels as a means of rehabilitating and modernizing the American merchant marine.

(2) In no event will the amount of such allowance, in case of dry-cargo vessels and tankers, exceed:

(i) If the vessel or vessels tendered in exchange are of equal or greater deadweight tonnage than the war-built vessel or vessels being acquired, 33⅓ percent of the statutory sales price (without taking into account the adjustments provided for in subparagraphs (1) to (5), inclusive, of § 299.1 (f)) of the war-built vessel or vessels, or

(ii) If the vessel or vessels tendered in exchange are of lesser deadweight tonnage than the war-built vessel or vessels, such proportionate part of 33⅓ percent of the statutory sales price (without taking into account the adjustments provided for in subparagraphs (1) to (5), inclusive, of § 299.1 (f)) of such war-built vessel or vessels as the deadweight tonnage of such vessel or vessels, tendered in exchange, bear to the deadweight tonnage of such war-built vessel or vessels, or

(iii) The liability of the United States in connection with the repair or restoration of such vessel under any charter to which the United States is a party, whichever is the higher.

(3) In the case of passenger vessels tendered in exchange, the amount of the allowance shall not exceed the percentage of the statutory sales price computed under subparagraph (2) (i) and (ii) of this paragraph by gross tons instead of deadweight tons, or such liability for the repair or restoration of such passenger vessel, whichever is the higher.

(4) In any case where the vessel tendered in exchange was acquired from the United States at any time and by any person whomsoever, the allowance of credit shall not exceed the price originally paid the United States therefor plus the depreciated cost of any improvement thereon.

(5) In the case of any vessel tendered in exchange which has been restored to condition by the United States for the purpose of redelivering such vessel to its owner in compliance with the charter of such vessel with the United States, or where, for such restoration a cash allowance has been made to the owner, there will be deducted from the amount of the allowance of credit for such vessel determined by the Commission, an amount equal to the cost incurred by the United States for such restoration, including charter hire paid during the period of restoration, or such cash allowance as has been made to the owner, provided that the cost of, or allowance for, removal of national defense features shall not be deducted from the amount of the allowance of credit.

(h) *Loss of vessel tendered in exchange.* If, after an offer for an exchange allowance, pursuant to paragraph (f) of this section, has been executed by the buyer, and before title to applicant's vessel has been transferred to the Commission by a bill of sale, such vessel is lost by reason of causes for which the United States is responsible, then, in lieu of paying the applicant any amount on account of such loss, the offer shall, for the purposes of this section, be considered as having been accepted and the applicant's vessel as having been acquired by the Commission immediately prior to such loss. In such event the Commission shall apply the amount set forth in such offer (but not more than the amount to which applicant is entitled under any other agreement with the United States covering the vessel) as an additional down-payment on the purchase price of the Commission vessel, and the seller agrees to accept such allowance of credit in full settlement of any and all claims against the United States in connection with the loss of applicant's vessel. Subsequent to the transfer of title of applicant's vessel to the Commission, such vessel shall be deemed to be the property of the United States, and the amount set forth in the offer shall be applied irrespective of subsequent loss of the vessel from whatsoever cause. The United States shall, whether the vessel is lost before or after execution of the bill of sale, be subrogated with respect to all insurance or other claims arising out of such loss.

"Causes for which the United States is responsible," as used above, include liability under contractual obligations of the United States, such as those arising under a charter or policy of insurance, and liability arising from collision or other torts.

§ 299.25 *Sales of war-built vessels to persons not citizens of the United States*—(a) *Application.* Any person not a citizen of the United States as defined in § 299.1 (h) may apply to the Commission to purchase, at not less than the statutory sales price, a war-built vessel other than a P–2 type or other passenger type and other than a Liberty type collier or Liberty type tanker. The application to receive consideration must be substantially in the form prescribed by the Commission in § 299.71. Three executed copies and fifteen conformed copies of the application must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Each application should contain sufficient information to enable the Commission to make all necessary determinations including determinations that the applicant has the financial resources, ability and experience necessary to enable him to fulfill all obligations with respect to payment for the vessel on such terms and conditions as the Commission shall approve. Items or parts of items in the application which are inapplicable may be omitted. If any information called for by an applicable item is not furnished, an explanation of the omission shall be

given. Detailed descriptions of exhibits need not be given. The applicant may furnish such relevant information as it may desire, in addition to that specified in the form.

(b) *Amendment of application.* Such application may be amended at any time before the Commission has acted upon it. Three executed copies and fifteen conformed copies of the amendment must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Amendments involving substitution of a different vessel for the vessel applied for, unless promptly made at the written request of the Commission, shall be effective as of the filing date of the amendment. All other timely amendments (including amendments involving substitutions for the vessel applied for when made at the written request of the Commission) shall be effective as of the filing date of the original application. Any information called for by the Commission from time to time shall be furnished as an amendment or amendments to the application. The applicant shall file from time to time as amendments any information necessary to keep current and correct, while the application is pending, the information contained therein or furnished in connection therewith.

(c) *Approval or disapproval by the Commission.* (1) The Commission may approve the application if it determines:

(i) That the applicant has the financial resources, ability, and experience necessary to enable him to fulfill all obligations with respect to payment for the vessel on such terms and conditions as the Commission shall approve, and that sale of the vessel to him would not be inconsistent with any policy of the United States in permitting foreign sales under section 9 or section 37 of the Shipping Act, 1916, as amended, and

(ii) After consultation with the Secretary of the Navy, that such vessel is not nessary to the defense of the United States, and

(iii) That such vessel is not necessary to the promotion and maintenance of an American merchant marine described in section 2 of the act, and

(iv) That for a reasonable period of time, which in the case of tankers and, except as provided below, "C" type vessels shall not end before ninety days after publication of the applicable prewar domestic cost in the FEDERAL REGISTER, such vessel has been available for sale at the statutory sales price to citizens of the United States, or for charter to citizens of the United States, and that no responsible offer has been made by a citizen of the United States to purchase or charter such vessel.

(v) That such vessel is available for sale to the applicant.

(2) If the application is disapproved by the Commission, the Secretary will promptly advise the applicant.

(d) *Contract of sale.* If the application is approved by the Commission, the Secretary will furnish the applicant five counterparts of a contract of sale in the form prescribed by the Commission, which shall be executed by the applicant and redelivered to the Secretary within fifteen (15) days of the date of its receipt by the applicant, accompanied by the applicant's check payable in United States dollars to the order of the United States of America in the amount specified in the contract as the initial payment required to be made upon the execution of the contract of sale, which will be not less than ten per cent of the purchase price and shall be retained as liquidated damages in the event the buyer defaults in his obligations to purchase the vessel under the terms of the contract. The applicant's check shall be certified by a bank or trust company authorized to do business under the laws of the United States, or any state, territory or possession thereof. After the contract of sale has been executed on behalf of the Commission, one of the counterparts will be sent to the applicant. Upon delivery of the vessel to the buyer, the buyer shall pay by certified check as described above a sum equal to the excess of the required down payment over the initial payment referred to above and the buyer shall also give to the Commission, if mortgage aid has been granted, negotiable promissory notes and a mortgage on the vessel equal to the excess of the purchase price over the total down payment. The contract of sale shall require that the balance of the down payment and the amount to be evidenced by the notes and secured by the mortgage and all amounts of insurance required by the mortgage shall be expressed in and payable in United States dollars at the Commission's office in Washington, D. C. The contract of sale provided in § 299.73 (a) shall otherwise be modified by the General Counsel as may be appropriate fully to protect the interest of the Commission with respect to sales to non-citizens.

(e) *Other conditions.* Notwithstanding any other provision of law, no war-built vessel will be sold to any person not a citizen of the United States, except in accordance with this section, or upon terms or conditions more favorable than those at which such war-built vessel is offered to a citizen of the United States, but where the vessel so sold is being transferred to foreign register and flag, the mortgage securing the unpaid balance of the purchase price and interest thereon shall contain provisions according to such mortgage the priorities over other liens and encumbrances accorded such mortgages on merchant vessels under the laws of such registry and flag.

(f) *Transfer to foreign flag.* If the vessel sold to a person not a citizen of the United States is to be transferred to foreign register and flag, approval by the Commission of the application for purchase will also constitute approval, under section 9 or section 37 of the Shipping Act, 1916, as amended, to transfer such vessel when purchased, to foreign ownership, registry and flag.

SUBPART C—CHARTER OF WAR-BUILT VESSELS TO CITIZENS

§ 299.31 *Charter of war-built vessels to citizens of the United States*—(a) *Application.* Any citizen of the United States as defined in § 299.1 (h), and until July 4, 1946, any citizen of the Commonwealth of the Philippines, may apply to the Commission to charter a war-built dry cargo vessel including passenger type vessels, for bareboat use. The application to receive consideration must be substantially in the form prescribed by the Commission in § 299.81 of these regulations. Three executed copies and fifteen conformed copies of the application must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Each application shall contain sufficient information to enable the Commission to make all necessary determinations including those (1) as to citizenship of the applicant, and (2) that the applicant possesses the ability, experience, financial resources, and other qualifications, necessary to enable him to fulfill the terms of the charter. Items or parts of items in the application which are inapplicable may be omitted. If any information called for by an applicable item is not furnished, an explanation of the omission shall be given. Detailed descriptions of exhibits need not be given. The applicant may furnish such relevant information as it may desire, in addition to that specified in the form.

(b) *Amendment of application.* Such application may be amended at any time before the Commission has acted upon it. Three executed copies and fifteen conformed copies of the amendment must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Amendments involving substitution of a different vessel for the vessel applied for, unless promptly made at the written request of the Commission, shall be effective as of the filing date of the amendment. All other timely amendments (including amendments involving substitutions for the vessels applied for when made at the written request of the Commission) shall be effective as of the filing date of the original application. Any information called for by the Commission from time to time shall be furnished as an amendment or amendments to the application. The applicant shall file from time to time as amendments any information necessary to keep current and correct, while the application is pending, the information contained therein or furnished in connection therewith.

(c) *Approval or rejection by the Commission.* The Commission may, in its discretion, either approve or reject the application and will not approve the application unless it determines that the applicant is a citizen of the United States as defined in § 299.1 (h) or in case of an application filed prior to July 4, 1946, is a citizen of the Commonwealth of the Philippines and, in its opinion, the chartering of the vessel to the applicant will be consistent with the policies of the Act and the vessel is available for charter to the applicant. In determining whether or not to approve the application, the Commission will take into consideration the applicant's financial resources and credit standing, practical experience in the operation of vessels, and any other factors that would be considered by a prudent businessman in entering into a transaction involving a large investment of his capital; and the Commission will not charter a vessel to any person, appearing to lack sufficient capital, credit, and experience to fulfill the terms of the charter. No vessel will

be chartered until 60 days after publication of the applicable prewar domestic cost in the FEDERAL REGISTER. If the application is rejected by the Commission, the Secretary will promptly advise the applicant.

(d) *Charter party.* If the application is approved by the Commission, the Secretary will furnish the applicant five counterparts of a charter party covering the vessel(s) in such form as the Commission may prescribe, which shall be executed by the applicant and redelivered to the Secretary within fifteen (15) days of the date of its receipt by the applicant. After the charter party has been executed on behalf of the Commission, one of the counterparts will be sent to the applicant.

(e) *Period of charter.* The period of the charter shall be determined by the Commission in each particular case.

(f) *Charter hire.* The monthly charter hire for any vessel chartered under the provisions of the act shall be one-twelfth of an amount not less than 15% of the statutory sales price (computed as of the date of delivery of the vessel under the charter), except upon the affirmative vote of not less than four members of the Commission. Except in the case of vessels having passenger accommodations for not less than eighty passengers, rates of charter hire fixed by the Commission on any war-built vessel which differ from the rate specified in this subsection shall not be less than the prevailing world market charter rates for similar vessels for similar use as determined by the Commission.

(g) *Mandatory provisions in charter.* Every charter made by the Commission pursuant to the provisions of the act shall provide:

(1) *Excess profits of charterer.* That whenever, at the end of any calendar year subsequent to the execution of such charter, the cumulative net voyage profits (after payment of the charter hire reserved in the charter and payment of the charterer's fair and reasonable overhead expenses applicable to operation of the chartered vessels) shall exceed 10% per annum on the charterer's capital necessarily employed in the business of the vessel or vessels covered by the same charter, the charterer shall pay over to the Commission, as additional charter hire, one-half of such cumulative net voyage profit in excess of 10% per annum on such capital: *Provided*, That the cumulative net profit so accounted for shall not be included in any calculation of cumulative net profit in subsequent years. (Every charter shall contain definitions of the terms "net voyage profit" and "fair and reasonable overhead expenses" and "capital necessarily employed", as said terms are used in this subparagraph, such definitions to set forth the formulae for determining such profits, overhead expense, and capital necessarily employed.)

(2) *Charterer to insure vessel.* That the charterer shall carry in the chartered vessels, at its own expense, policies of insurance covering all marine and port risks, protection and indemnity risks, and all other hazards and liabilities, in such amounts, in such form, and in such insurance companies as the Commission shall require and approve, adequate to cover all insurable damage claims against and losses sustained by the chartered vessels arising during the life of the charterer: *Provided*, That in accordance with existing law, some or all of such insurance risks may be underwritten by the Commission itself as in its discretion it may determine.

(3) *Charterer to maintain and repair vessel.* That the charterer shall at its own expense keep the chartered vessel in good state of repair and in efficient operating condition and shall at its own expense make any and all repairs as may be required by the Commission.

(4) *Commission inspection of vessel.* That the Commission shall have the right to inspect the vessel at any and all times to ascertain its condition.

(5) *Books and accounts of charterer; Commission examination and audit.* That the charterer shall keep its books and accounts relating to the vessel in such form as the Commission may prescribe, shall file such financial statements as the Commission may require, and shall permit the Commission to examine and audit its books, records and accounts.

(6) *Emergency termination of charter.* That whenever the President shall proclaim that the security of the national defense makes it advisable, or during any national emergency declared by proclamation of the President, the Commission may terminate the charter without cost to the United States, upon such notice to the charterer as the President shall determine.

(7) *Bond of charterer.* That the charterer shall be required to deposit with the Commission an undertaking with approved sureties as security for the faithful performance of all of the conditions of the charter, including indemnity against liens on the chartered vessels, in such amount as the Commission shall require. The charterer may, in lieu of furnishing such bond, pledge United States Government securities in the face value of the required amount.

(h) *Operating - differential subsidy.* The Commission may, if in its discretion financial aid is deemed necessary, enter into a contract with any citizen of the United States chartering a vessel under the provisions of the Act for payment to such charterer of an operating-differential subsidy upon the same terms and conditions and subject to the same limitations and restrictions, where applicable, as are provided in the Merchant Marine Act, 1936, as amended, with respect to payments of such subsidies to operators of privately owned vessels.

(i) *Application where request is made for an operating-differential subsidy.* Where the applicant requests financial aid in the operation of a vessel chartered under the Act, pursuant to paragraph (h) of this section, the application provided for in paragraph (a) of this section shall be accompanied by an application for an operating-differential subsidy in substantially the form prescribed in § 251.11 of this chapter (the Commission's General Order No. 13).

If the application to charter is conditioned upon the granting of financial aid pursuant to paragraph (h) of this section, such application to charter shall be considered for the purpose of § 299.2 as having been filed as of the date of approval by the Commission of the application for financial aid.

If the application for financial aid is disapproved by the Commission, the Secretary will promptly advise the applicant. Unless the applicant notifies the Secretary within 15 days that the application for charter is withdrawn, it will be considered as an application to charter without financial aid and for the purpose of § 299.2 shall be considered as filed as of date of disapproval of the application for financial aid.

(j) *Sub-chartering.* Vessels chartered from the Commission may be sub-chartered only with the prior written consent of the Commission.

SUBPART D—TRANSFER OF WAR-BUILT VESSELS

§ 299.41 *Transfer of war-built vessel in settlement of a claim against the United States*—(a) *Application.* Anyone who has a claim against the United States for (1) just compensation due him for a vessel requisitioned for title by the United States, or (2) indemnity for the loss of any vessel which was acquired for use by the United States, may make application to the Commission for the transfer to him of a war-built vessel or vessels at the statutory sales prices in complete or partial settlement of such claim. The application to receive consideration must be substantially in the form prescribed in § 299.83 including the submission of the certificate of settling department or agency provided therein. Three executed copies and fifteen conformed copies of the application must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Items or parts of items in the application which are inapplicable may be omitted. If any information called for by an applicable item is not furnished, an explanation of the omission shall be given. Detailed descriptions of exhibits need not be given. The applicant may furnish such relevant information as it may desire, in addition to that specified in the form.

(b) *Amendment of application.* Such application may be amended at any time before the Commission has acted upon it. Three executed copies and fifteen conformed copies of the amendment must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Amendments involving substitution of a different vessel for the vessel applied for, unless made promptly at the written request of the Commission, shall be effective as of the filing date of the amendment. All other timely amendments (including amendments involving substitutions for the vessel applied for when made at the request of the Commission) shall be effective as of the filing date of the original application. Any information called for by the Commission from time to time shall be furnished as an amendment or amendments to the application. The applicant shall file from time to time as amendments any information necessary to keep current and correct, while the application is pending, the information contained therein or furnished in connection therewith.

(c) *Approval or disapproval by the Commission.* If the Commission determines that, in its opinion, such transfer is in the interests of the United States and that the vessel applied for by the applicant is available for sale to him, the application may be granted. In determining whether the transfer should be made, the Commission among relevant factors will take into account the preferences provided for in § 299.2. If the application is disapproved by the Commission, the Secretary will promptly advise the applicant.

(d) *Contract of settlement.* If the application is approved by the Commission and if the Commission is the settling agency, the Secretary will furnish the applicant five counterparts of a contract of settlement which shall be executed by the applicant and redelivered to the Secretary within fifteen (15) days of the date of its receipt by the applicant. After the contract of settlement has been executed on behalf of the Commission, one of the counterparts will be sent to the applicant. If the settling agency is other than the Commission, the Commission will arrange to make the vessel or vessels available for the purposes of the settlement.

(e) *Determination of claim.* If claim is against the United States Maritime Commission or the War Shipping Administration, the application may be filed, but will be dated as of the date the certificate of settling agency is filed by applicant. If it is against another agency or department, the application must be accompanied by a certificate of settling department or agency.

(f) *Types of settlements.* Commission procedure will be generally as outlined below in the three usual types of settlements which are available under the act.

(1) *Claim equal to the statutory sales price of the vessel.* The Commission will in this case transfer the vessel without cash transaction and will execute a contract of sale to accompany the contract of settlement.

(2) *Claim more than the statutory sales price.* The Commission will in this case transfer the vessel and will execute a contract of sale. The balance of the amount of the claim will be handled by the settling agency as part of the consummation of settlement of the whole claim.

(3) *Claim less than the statutory sales price.* The Commission will in this case transfer the vessel and execute a contract of sale. If the application for purchase accompanying the application for transfer of the vessel in settlement requests mortage aid with respect to the excess of the statutory sales price over the claim, provided the claim exceeds the required down payment, and such application is approved by the Commission, a preferred mortage will be executed covering such excess. If the claim does not cover the down payment required on the vessel, the claimant will be required to arrange for the necessary additional down payment.

In all cases the Commission's action will be predicated upon the execution of instruments for the release of the claims satisfactory to the settling agency.

If more than one vessel is applied for in connection with the settlement of the claim, then in all cases the amount thereof to be applied toward the purchase of each vessel shall be indicated in the application and shall be subject to the approval of the Commission.

§ 299.42 *Transfer of another vessel for a vessel constructed in the United States since January 1, 1937, which has been taken for use by the United States*—(a) *Application.* Anyone who owns a vessel that was constructed in the United States after January 1, 1937, and which was taken by the United States for use in any manner and has not been redelivered may make application to the Commission for the transfer to him of another built vessel of comparable type in lieu of such vessel. The application to receive consideration must be substantially in the form prescribed by the Commission in § 299.85. Three executed copies and fifteen conformed copies of the application must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Items or parts of items in the application which are inapplicable may be omitted. If any information called for by an applicable item is not furnished, an explanation of the omission shall be given. Detailed descriptions of exhibits need not be given. The applicant may furnish such relevant information as it may desire, in addition to that specified in the form.

(b) *Amendment of application.* Such application may be amended at any time before the Commission has acted upon it. Three executed copies and fifteen conformed copies of the amendment must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Amendments involving substitution of a different vessel for the vessel applied for, unless promptly made at the written request of the Commission, shall be effective as of the filing date of the amendment. All other timely amendments (including amendments involving a substitution for the vessel applied for when made at the request of the Commission) shall be effective as of the filing date of the original application. Any information called for by the Commission from time to time shall be furnished as an amendment or amendments to the application. The applicant shall file from time to time as amendments any information necessary to keep current and correct, while the application is pending the information contained therein or furnished in connection therewith.

(c) *Approval or disapproval by the Commission.* If the Commission determines that, in its opinion, such transfer would aid in carrying out the policies of the act, the application may be granted. If the application is disapproved by the Commission, the Secretary will promptly advise the applicant.

(d) *Contract for transfer.* If the application is approved by the Commission, the Secretary will furnish the applicant five counterparts of a contract for transfer in exchange which shall be executed by the applicant and redelivery to the Secretary within fifteen (15) days of the date of its receipt by the applicant. Such contract for transfer in exchange shall provide for adjustments for depreciation and difference in design or speed and, to the extent applicable, adjustments provided in § 299.51 with respect to the applicant's vessel retained by the United States and such other adjustments and terms and conditions, including transfer of mortgage obligations in favor of the United States binding upon the applicant's vessel, as the Commission may prescribe. After the contract has been executed on behalf of the Commission, one of the counterparts will be sent to the applicant.

SUBPART E—ADJUSTMENT FOR PRIOR SALES TO CITIZENS

§ 299.51 *Adjustment for prior sales to citizens*—(a) *Application.* Within sixty days after the date of publication of the applicable prewar domestic costs in the FEDERAL REGISTER, any citizen of the United States, as defined in § 299.1 (h), who is entitled to an adjustment in the price of a vessel as provided for in paragraph (c) of this section may apply to the Commission for such adjustment. The application to receive consideration must be substantially in the form prescribed by the Commission in § 299.87 and shall be accompanied by applicant's own computation. Three executed copies and fifteen conformed copies of the application must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Items or parts of items in the application which are inapplicable may be omitted. If any information called for by an applicable item is not furnished, an explanation of the omission shall be given. Detailed descriptions of exhibits need not be given. The applicant may furnish such relevant information as it may desire, in addition to that specified in the form.

(b) *Amendment of application.* Such application may be amended at any time before the Commission has acted upon it. Three executed copies and fifteen conformed copies of the amendment must be filed with the Secretary, United States Maritime Commission, Washington 25, D. C. Any information called for by the Commission from time to time shall be furnished as an amendment or amendments to the application. The applicant shall file from time to time as amendments any information necessary to keep current and correct, while the application is pending, the information contained therein or furnished in connection therewith.

(c) *Persons entitled to adjustment.* Any citizen of the United States, as defined in § 299.1 (h), who on March 8, 1946:

(1) Owned a vessel which he purchased from the Commission prior to such date and which was delivered by its builder after December 31, 1940; or

(2) Was a party to a contract with the Commission to purchase from the Commission a vessel, which had not yet been delivered to him; or

(3) Owned a vessel on account of which a construction-differential subsidy was paid, or agreed to be paid, by the Commission under section 504 of the Merchant Marine Act, 1936, as amended, and which was delivered by its builder after December 31, 1940; or

(4) Was a party to a contract with a shipbuilder for the construction for him of a vessel, which had not yet been delivered to him, and on account of which a construction-differential subsidy was agreed, prior to such date, to be paid by the Commission under section 504 of the Merchant Marine Act, 1936, as amended,

shall, except as hereinafter provided, be entitled to an adjustment in the price of such vessel as provided in paragraph (a) of this section. No adjustment will be made in respect of any vessel the contract for the construction of which was made after September 2, 1945; under the provisions of Title V (including section 504) or Title VII of the Merchant Marine Act, 1936, as amended.

(d) *Amount of adjustment.* An adjustment will be made, as hereinafter provided, by treating the vessel as if it were being sold to the applicant on March 8, 1946, and not before that time. The amount of such adjustment will be determined as follows:

(1) The Commission will credit the applicant, for the purposes of subparagraph (8) of this paragraph, with the excess of all cash payments made upon the original purchase price of the vessel over 25 percentum of the statutory sales price of the vessel as of March 8, 1946. If such payment was less than 25 percentum of the statutory sales price of the vessel, the applicant will pay the difference to the Commission.

(2) The applicant's indebtedness under any mortgage to the United States with respect to the vessel will be adjusted.

(3) The adjusted mortgage indebtedness will be in an amount equal to the excess of the statutory sales price of the vessel as of March 8, 1946, over the sum of the cash payment retained by the United States under subparagraph (1) of this paragraph plus the readjusted trade-in allowance (determined under subparagraph (7)) with respect to any vessel exchanged by the applicant on the original purchase. The adjusted mortgage indebtedness will be payable in equal annual installments thereafter during the remaining life of such mortgage with interest on the portion of the statutory sales price remaining unpaid at the rate of three and one-half (3½%) percentum per annum.

(4) The Commission will credit the applicant, for the purposes of subparagraph (8) of this paragraph, with the excess, if any, of the sum of the cash payments made by the applicant upon the original purchase price of the vessel plus the readjusted trade-in allowance (determined under subparagraph (7)) over the statutory sales price of the vessel as of March 8, 1946, to the extent not credited under subparagraph (1).

(5) The Commission will also credit the applicant, for the purposes of subparagraph (8) of this paragraph, with an amount equal to interest at the rate of three and one-half (3½%) percentum per annum (for the period beginning with the date of the original delivery of the vessel to the applicant and ending with March 8, 1946), on the excess of the original purchase price of the vessel over the amount of any allowance originally allowed by the Commission to the applicant on the exchange of any vessel on such purchase; the amount of such credit first being reduced by any interest on the original mortgage indebtedness accrued up to such date of enactment and unpaid. Interest so accrued and unpaid will be cancelled.

(6) The applicant will credit the Commission, for the purposes of subparagraph (8) of this paragraph, with all amounts paid by the United States to him as charter hire for the bareboat use of the vessel, whether the vessel was under time or bareboat charter, under any charter party made prior to March 8, 1946, and any charter hire for such use accrued up to such date and unpaid shall be cancelled; and the Commission will credit the applicant for the purposes of subparagraph (8) with the amount that would have been paid by the United States to the applicant as charter hire for bareboat use of vessels exchanged by the applicant on the original purchase (for the period beginning with date on which the vessels so exchanged were delivered to the Commission and ending with March 8, 1946.)

(7) The allowance made to the applicant on any vessel exchanged by him on the original purchase will be readjusted so as to limit such allowance to the amount provided for under § 299.22.

(8) There will be subtracted from the sum of the credits in favor of the Commission under the foregoing provisions of this subparagraph the amount of any overpayments of Federal taxes by the applicant resulting from the application of paragraph (e) (1) of this section, and there will be subtracted from the sum of the credits in favor of the applicant under the foregoing provisions of this subparagraph the amount of any deficiencies in Federal taxes of the applicant resulting from the application of said paragraph (e) (1). If, after making such subtractions, the sum of the credits in favor of the applicant exceeds the sum of the credits in favor of the Commission, such excess will be paid by the Commission to the applicant. If, after making such subtractions, the sum of the credits in favor of the Commission exceeds the sum of the credits in favor of the applicant, such excess will be paid by the applicant to the Commission. Upon such payment by the Commission or the applicant, such overpayments will be treated as having been refunded and such deficiencies as having been paid.

For the purpose of this paragraph, the purchase price of a vessel on account of which a construction-differential subsidy was paid or agreed to be paid under section 504 of the Merchant Marine Act, 1936, as amended, will be the net cost of the vessel to the owner.

(e) *Condition of adjustment.* An adjustment will be made under this section only if the applicant enters into an agreement with the Commission binding upon the citizen-applicant and any affiliated interest to the effect that:

(1) Depreciation and amortization allowed or allowable with respect to the vessel up to March 8, 1946 for Federal tax purposes shall be treated as not having been allowable; amounts credited to the Commission under paragraph (d) (6) of this section shall be treated for Federal tax purposes as not having been received or accrued as income; amounts credited to the applicant under paragraph (d) (5) and (6) of this section shall be treated for Federal tax purposes as having been received and accrued as income in the taxable year in which falls March 8, 1946;

(2) The liability of the United States for use (exclusive of service, if any, required under the terms of the charter) of the vessel on or after March 8, 1946 under any charter party shall not exceed 15 percentum per annum of the statutory sales price of the vessel as of March 8, 1946; and the liability of the United States under any such charter party for loss of the vessel shall be determined on the basis of the statutory sales price as of March 8, 1946, depreciated to the date of loss at the rate of 5 percentum per annum; and

(3) In the event the United States, prior to the termination of the existing national emergency declared by the President on May 27, 1941, uses such vessel pursuant to a taking, or pursuant to a bareboat charter made, on or after March 8, 1946, the compensation to be paid to the purchaser, his receivers, and trustees, shall in no event be greater than 15 percentum per annum of the statutory sales price as of March 8, 1946.

(f) *Method of adjustment.* If the Commission finds that applicant is entitled to an adjustment, applicant will be notified of the adjusted purchase price determined by the Commission. Unless the applicant notifies the Commission to the contrary within 15 days following the date of receipt by the applicant of the Commission's determination of adjusted purchase price, this adjusted purchase price will be binding upon the applicant and it agrees to execute an addendum to its original contract to purchase, which addendum will be sent to him by the Commission.

SUBPART F—PREWAR DOMESTIC COSTS; STATUTORY SALES PRICES

NOTE: 1. Design characteristics are for identification purposes and are not warranted as those of any particular vessel.

2. Descriptions and prices of additional vessel types will be published in the near future as amendments to this subpart.

§ 299.56 *Prewar domestic costs; statutory sales prices.* The prewar domestic costs set forth in this section have been determined by the Commission pursuant to section 3 (c) of the act to be the amounts for which a standard vessel of the type specified could have been constructed (without its national defense features) in the United States under normal conditions relating to labor, materials, and other elements of cost, obtaining on or about January 1, 1941. In no case does the prewar domestic cost set forth in this section with respect to any type of vessel exceed 80% of the domestic war cost of a vessel of the same type. The unadjusted statutory sales prices set forth in this section have been determined by the Commission pursuant to section 3 (d) of the act.

(a) *Type C1–MT–BU1.* The C1–MT–BU1 lumber freighter is a steel, full scantling type vessel with a raked stem and cruiser stern. The propelling ma-

chinery, consisting of twin screws powered by Diesel engines, is located aft.

The principal design characteristics of this vessel are listed below:

Length over-all: 319' 0".
Beam molded: 49' 0".
Depth molded: 26' 0".
Load draft molded: 21' 7".
Deadweight tons: 4,950.
Gross tons: 3,130.
Net tons: 1,900.
Bale cubic capacity: 243,000.
Propulsion: Diesel.
Shaft hp., normal: 2,400.
Speed, knots: 12.

Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
$1,063,000	$1,396,813	$531,500	$488,585

(b) *Type C1.* The standard vessel is a steel cargo vessel with a raked stem and cruiser stern. The quarters will accommodate eight passengers in four staterooms. Deep tanks are installed at the forward end of No. 1 hold. The machinery is located amidships.

There are two basic designs of the C1 type which are considered to be standard, the C1A and the C1B.

The principal design characteristics of the standard vessels are listed below:

	C1A	C1B
Design	Shelter deck	Full scantling.
Length overall	412' 3"	417' 0".
Beam molded	60' 0"	60' 6".
Depth molded	37' 0"	37' 6".
Load draft molded	23' 6"	27' 6".
Deadweight tons	7,400	9,100.
Gross tons	5,100	6,700.
Net tons	2,900	3,900.
Bale cubic capacity	447,000	452,000.
Propulsion	Turbine or Diesel.	Turbine or Diesel.
Shaft H. P., normal	4,000	4,000.
Speed, knots	14	14.

Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
$1,040,000	$2,608,168	$970,000	$912,859

(c) *Type C2.* The standard C2 vessel is a steel cargo vessel with a raked stem and cruiser stern. The quarters will accommodate eight passengers in four staterooms. There are four deep tanks in No. 4 hold. The machinery is located amidships.

There are two basic designs of the C2 type which are considered to be standard, the C2–S–B1 and the C2–S–AJ1.

The principal design characteristics of the standard vessels are listed below:

	C2–S–B1	C2–S–AJ1
Design	Shelter deck	Modified full scantling.
Length overall	459' 3"	459' 1".
Beam molded	63' 0"	63' 0".
Depth molded	40' 0"	40' 0".
Load draft molded	25' 9"	27' 7".
Deadweight tons	9,200	10,800.
Gross tons	6,200	8,300.
Net tons	3,500	4,800.
Bale cubic capacity	546,000	542,800.
Net refrigerated capacity		
Propulsion	Turbine	Turbine.
Shaft h. p., normal	6,000	6,600.
Speed, knots	15½	15½.

Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
$2,100,000	$2,736,624	$1,050,000	$957,818

(d) *Type C4.* The standard C4 cargo vessel is a steel, full scantling type vessel with a raked stem and cruiser stern. The quarters will accommodate twelve passengers in four staterooms. The propelling machinery is located aft.

The principal design characteristics of the standard vessel are listed below:

Length over-all, 520' 0".
Beam molded, 71' 6".
Depth molded, 43' 6".
Load draft molded, 32' 9".
Deadweight tons. 15,570.
Gross tons, 10,780.
Net tons, 7,530.
Bale cubic capacity, 711,580.
Propulsion, Turbine.
Shaft h. p., normal, 9,000.
Speed, knots, 16½.

The prices of the standard type are as follows:

Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
$3,300,000	$4,420,965	$1,650,000	$1,547,338

(e) *Type EC2 (Liberty).* The standard Liberty cargo vessel is a steel, full scantling vessel with a raked stem and cruiser stern. Deep tanks are installed in No. 1 and No. 4 holds. The propelling machinery is located aimdships.

The principal design characteristics of the standard vessel and of the modified designs are listed below:

	Standard EC2–S–C1	Modified Z–EC2–S–C5 boxed	Modified Z–ET1–S–C3	Modified EC2–S–AW1
Design	Full scantling	Airplane tr.	Tanker	Collier.
Length over-all	441' 6"	441' 6"	441' 6"	441' 6".
Beam molded	56' 11"	56' 11"	56' 11"	56' 11".
Depth molded	37' 4"	27' 4"	37' 4"	37' 4".
Load draft molded	27' 8"	27' 8"	27' 8"	28' 7".
Deadweight tons	10,800	10,600	10,800	11,040.
Gross tons	7,170	7,200	7,243	6,640.
Net tons	4,380	4,300	4,384	3,740.
Bale cubic capacity	500,000	490,000	65,000	472,800.
Barrel capacity				
Propulsion	Steam recip.[1]	Steam recip.[1]	Steam recip.[1]	Steam recip.[2]
Indicated horsepower	2,500	2,500	2,500	2,500.
Speed, knots	11	11	11	11.

[1] Located amidship.
[2] Located aft.

The prices of the Ec2 vessels, which under the terms of the Act shall be the same for all designs, are as follows:

Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
$1,278,000	$1,728,300	$639,000	$544,500

(f) *Type VC2 (Victory).* The standard Victory cargo vessel is a steel, full scantling type vessel with a raked stem and cruiser stern. The quarters will accommodate eight passengers in four staterooms. Deep tanks are installed abreast of and up to the top of the shaft alley in No. 4 and No. 5 holds. The propelling machinery is located amidships.

The principal characteristics of the standard vessel and of the modified design are listed below:

	Standard VC2–S–AP2	Modified VC2–S–AP3
Design	Full scantling.	Full scantling.
Length over-all	455' 3"	455' 3".
Beam molded	62' 0"	62' 0".
Depth molded	38' 0"	38' 0".
Load draft molded	28' 6"	28' 6".
Deadweight tons	10,800	10,800.
Gross tons	7,600	7,600.
Net tons	4,600	4,600.
Bale cubic capacity	453,000	453,000.
Propulsion	Turbine.	Turbine.
Shaft hp., normal	6,000	8,500.
Speed, knots	13.3	17.

The prices of the standard and modified type are as follows:

	Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
VC2–S–AP2	$1,958,000	$2,511,877	$979,000	$879,157
VC2–S–AP3	2,130,000	2,872,659	1,065,000	1,005,431

(g) *Type T2–SE–A1 tanker.* The T2–SE–A1 tanker is a steel, 140,000 barrel tanker with a raked stem and a cruiser stern. The propelling machinery consists of turbo-electric drive and a single screw. The machinery is located aft.

The principapl characteristics of the standard vessel are listed below:

Length over-all: 523' 6".
Beam molded: 68' 0".
Depth molded: 39' 3".
Load draft molded: 30' 2".
Deadweight tons: 16,760.
Gross tons: 10,200.
Net tons: 6,100.
Propulsion: Turbo-electric.
Shaft h. p., normal: 6,000.
Speed, knots: 14½.

The prices of the standard type are as follows:

Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
$2,316,000	$3,010,703	$2,026,500	$1,505,352

(h) *Type T3–S–A1 tanker.* The T3 is a steel, 134,000 barrel tanker with a raked stem and cruiser stern. The propelling machinery is located aft.

The principal design characteristics of the standard vessel are listed below:

Length over-all: 501' 8".
Beam molded: 68' 0".
Depth molded: 37' 0".
Draft molded: 29' 11".
Deadweight tons: 16,500.
Gross tons: 9,900.
Net tons: 5,900.
Propulsion: Turbine.
Shaft h. p., normal: 7,000.
Speed, knots: 15½.

The prices of the standard type are as follows:

Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
$2,176,000	$2,970,029	$1,903,125	$1,485,015

SUBPART C—FORMS

NOTE: Forms printed in the FEDERAL REGISTER are for information only and do not follow the exact format prescribed by the issuing agency.

§ 299.71 *Application to purchase a war-built vessel.* The form of such application shall be substantially as follows:

APPLICATION TO PURCHASE WAR-BUILT VESSEL (S)

Filed by _____
a citizen of _____.

The undersigned hereby offers to purchase the war-built vessel(s) hereinafter described (herein called the "war-built vessel(s)") at the statutory sales price, in accordance with the provisions of the Merchant Ship Sales Act of 1946, Public Law 321, 79th Cong., 2d Sess., approved March 8, 1946 (herein called the "act"), and the rules and regulations prescribed by the United States Maritime Commission (herein called the "Commission"), §§ 299.1 to 299.91, inclusive, of General Order 60, published in the FEDERAL REGISTER _____ (herein called the "regulations"), which the applicant agrees shall be binding in all transactions in connection with this application. Applicant also agrees that any amendment or modification of the rules and regulations shall be binding in all transactions approved by the Commission after the date of publication of such amendment or modification in the FEDERAL REGISTER.

In order to induce the Commission to act favorably on this application, the applicant submits in support thereof the following information:

A. As to the applicant: Its citizenship and affiliations

1. Exact name.
2. Form or type of organization.
3. State or other sovereign power under the laws of which organized.
4. Address of principal executive offices and of important branch offices, if any.
5. A brief description of (a) the shipping business of the applicant; and (b) any other business activities of the applicant during the preceding eight years. If within such period the applicant has acquired the business of another person or has been reorganized, there should be included a brief description of such acquisition or reorganization.
6. A list of (a) all subsidiaries, (b) parent company, and (c) all other affiliated interests of the applicant, together with an indication of the nature and extent of the business transacted for the past eight years by each. This information may be furnished in the form of a chart, indicating clearly the relationships between the persons named, and the nature and extent of control.
7. The following information with respect to each officer and director of the applicant: name and address, office, nationality, capital shares owned.[1]
8. Applicant represents that he is a citizen of _____. If applicant claims United States citizenship, attach to the three originals of the application affidavits of United States citizenship in form prescribed by the Commission.

If applicant claims citizenship other than United States citizenship, there should be furnished an affidavit setting forth the facts upon which such claim is based.

In all cases the Commission reserves the right to require such additional information with regard to citizenship which may be necessary to determine the eligibility of applicant under the Act.

B. As to the management of the applicant[2]

9. A brief description of the principal business activities during the past eight years of each director and each principal executive officer of the applicant, if requested.
10. The name and address of each other organization engaged in shipping activities with which any person named in answer to the preceding item has any present substantial business connection, the name of such person and, briefly, the nature of such connection, if requested.
11. The name and address of any person who is now acting or within the past eight years has acted as managing or operating agent of the applicant or in any similar capacity and, briefly, the general terms of any agreement with reference thereto, if requested.

C. As to the war-built vessels

12. Applicant offers to purchase, at the statutory sales price(s), as determined by the Commission, the war-built vessel(s) designated in items 13 and 14, or the alternative vessels designated in item 15.
13. If specific vessels are applied for, as distinguished from any one or more of a given type, the names of the vessels must be given under this item.
14. If applicant is willing to accept any one or more vessel(s) of a given type or designation, as distinguished from particular vessels, the type or designation of the vessels desired should be set forth as follows:

_____ vessel(s) of
Type _____
Commission's designation _____
_____
Particular characteristics _____
_____

15. If more than one vessel is applied for, state whether applicant will buy any one or more if all are not available for sale to him by placing an "X" or the appropriate number, as the case may be, in the proper space below. In the absence of any indication, it will be assumed that the applicant is willing to accept all or any of the vessels.

(a) All only ( ).
(b) All or any ( ).
(c) Any but not less than _____

Instead of indicating preference by the above table, applicant may designate vessel(s) which he would like to have substituted for those listed in items 12 and 13, if for any reason such vessel(s) cannot be sold to the applicant. Applicant may state as many as three alternative lists of vessels, provided it clearly indicates its order or preference with respect to them.[3]

D. Terms and conditions of sale

16. If the application is approved by the Commission, the applicant agrees to execute a contract of sale in form prescribed by the Commission. State what portion of the purchase price (not less than 25 percent of the statutory sales price)[4] applicant agrees to pay not later than upon delivery of the vessel.
17. Furnish full details as to the manner in which the applicant proposes to obtain the amount needed to defray the purchase price of the vessel(s) (that is, at least 25 percent of the purchase price). The applicant should also furnish full details of any proposed security issue, including names of underwriters.
18. If this application is approved by the Commission, state whether or not applicant intends to apply to the Commission, pursuant to section 9 or section 37 of the Shipping Act of 1916, for approval to transfer or place under foreign registry or flag the vessel(s) referred to above after applicant has purchased them.[5] If applicant intends to apply for such approval, state to what foreign registry or flag.
19. Does applicant propose to trade in old vessel(s) for an allowance of credit on the purchase price of a war-built vessel?[6] If so, is application contingent thereon? State date of application for determination for allowance of credit, if filed.

E. Preference

20. A statement showing the extent to which losses and requisitions of the applicant's prewar tonnage have been overcome and other information in support of request for preference.

F. Supplemental information[7]

21. A brief description of the general character and location of the principal property of the applicant, other than vessels, employed in its business.
22. (a) A list of vessels owned by the applicant, including (1) name; (2) gross tonnage; (3) net tonnage; (4) deadweight tonnage; (5) bale capacities; (6) year built; (7) type; (8) speed; (9) registry; and (10) identification of route or service on which operated.

(b) Information similar to that specified in (a) as to any vessels chartered to and operated by the applicant.

23. Briefly, the general terms of each charter for operation (a) of vessels owned by the applicant and chartered by it to other persons, and (b) of vessels chartered by the applicant from other persons.
24. Full details concerning the services, routes, or lines on which vessels owned or

[1] If applicant has more than one class of stock, the information requested must be furnished for each class of stock.

[2] Answers to questions under B may be omitted by applicants not seeking mortgage aid.

[3] Alternative lists of vessels need not be given at the time the application is filed, but may be added later as an amendment to the application. However, the date of the amendment and not the date of the filing of the original application will be controlling in determining preferences, discussed in § 299.2 of the regulations, with respect to the vessel(s) added by the amendment.

[4] Any trade-in allowance approved by the Commission shall not be applied in reduction of the down payment of 25 percent of the statutory sales price as required by the Act, but shall be applied or credited on any unpaid balance remaining after applying the credit resulting from the down payment.

[5] See § 299.2 (e) of the regulations.

[6] See § 299.22 of the regulations.

[7] Questions under F are optional for applicants who are citizens of the United States unless such applicants request mortgage aid or request reconversion of the vessel(s) pursuant to § 299.7 of the regulations.

chartered by the applicant are now operated, including ports of call, terminal and dock facilities at all such ports, frequency of sailings per year, description of services and voyages, and names of vessels segregated according to services, routes, or lines.

25. Type and kind of cargo now carried in the trade served as stated in the answer to item 24, information as to how the service or line may be developed for carrying additional types and kinds of cargo, and any factors influencing cargo expectations for the future. If the war-built vessel is to be a combination passenger and freight vessel, state also, by classes, the passenger accommodations and the number of passengers carried and any factors influencing traffic expectations for the future.

26. Information similar to that called for by the two preceding items with respect to any new service, route, or line which the applicant proposes presently to establish.

27. Identification of the service, route, or line described in answer to item 24 or item 26, on which the applicant propose to operate the war-built vessel, brief description of passenger accommodations, and statement of type and kind of cargo to be carried by the war-built vessel. Any special requirements of such service, route, or line and the manner in which they may be met by the use of the war-built vessel should be discussed briefly. Any changes in existing services, routes, or lines which the applicant proposes to make in connection with the use of the war-built vessel should also be indicated.

28. A statement as to whether or not the war-built vessel is to be used to replace a vessel now operated by the applicant and, if so, the name of such vessel and the proposed disposition to be made of it by the applicant.

G. *As to exhibits furnished*

29. A list of exhibits, properly identified, which shall include at the time of original filing, the following:

Exhibit I—A copy of the Certificate of Incorporation of the applicant or other organization papers, including all amendments thereto presently in effect.[8]

Exhibit II—A copy of the by-laws or other governing instruments of the applicant, including all amendments thereto presently in effect.[8]

Exhibit III—A copy of (1) a balance sheet as of a date within six months of the date of filing the application with the Commission, (2) a brief statement of the nature of any substantial changes in the financial condition of the applicant or the results of its operations since the date of the balance sheet required hereunder, and (3) profit and loss statements for the three fiscal years preceding the date of such balance sheet and the three fiscal years ending in 1939, 1940 and 1941.[9]

If during the period covered by such profit and loss statements, the applicant succeeded to the business and assets of another person, the statements furnished should reflect the operations of such predecessor or predecessors for that part of such period preceding the date of acquisition.[9]

Exhibit IV—A copy (specimen if available) of each form of bonds or notes included in the funded debt of the applicant and a copy of each indenture or other instrument under which such securities were issued, including all amendments thereto presently in effect.[8]

[CORPORATE SEAL] ----------
(Name of applicant)
By ----------
(President)

Attest:

(Secretary)

(Date)

§ 299.76 *Application for determination of allowance of credit for exchange of old vessel.* The form of such application shall be substantially as follows:

APPLICATION FOR DETERMINATION OF ALLOWANCE OF CREDIT ON PURCHASE PRICE OF VESSEL

For exchange of old vessel owned by ---------- a citizen of ----------

The undersigned requests the Commission to determine the allowance of credit it will make on the purchase price of the vessel or vessels described in item 8 hereof (herein called the "Commission vessel(s)"), for title to the vessel or vessels described in item 3 hereof (herein called the "old vessel(s)"), in accordance with the provisions of the Merchant Ship Sales Act of 1946, Public Law 321, 79th Cong., 2d Sess., approved March 8, 1946 (herein called the "Act"), and the rules and regulations prescribed by the United States Maritime Commission (herein called the "Commission"), §§ 299.1 to 299.91, inclusive, of General Order 60, published in the FEDERAL REGISTER ---------- (herein called the "regulations"), which the applicant agrees shall be binding in all transactions in connection with this application. Applicant also agrees that any amendment or modification of the rules and regulations shall be binding in all transactions approved by the Commission after the date of publication of such amendment or modification in the FEDERAL REGISTER.

A. *General*

1. The applicant is a corporation duly organized and existing under the laws of the State of ----------.

2. (a) The applicant is a citizen of ---------- .[1]

(b) If applicant is a foreign corporation, state whether controlling interest is owned by a citizen or citizens of the United States and, if so, when was such controlling interest acquired.[2]

B. *Old vessel(s)*

3. (a) Number of old vessels to be turned in ----------

(b) Aggregate deadweight tonnage	----	----	----
(c) Aggregate gross tonnage	----	----	----
(d) Name of old vessel(s) (including former names)	----	----	----
(e) Official numbers	----	----	----
(f) Date of delivery by shipbuilder	----	----	----
(g) Name of shipbuilder	----	----	----
(h) Place of construction[3]	----	----	----
(i) Original cost of construction	----	----	----
(j) Documented under laws of	----	----	----
(k) Date acquired by applicant[4]	----	----	----
(l) From whom acquired	----	----	----
(m) Cost to applicant	----	----	----
(n) If acquired at any time from the United States, give price paid United States, date and by whom acquired	----	----	----
(o) When reconstructed or reconditioned[5]	----	----	----
(p) Name and location of shipyard(s) performing work[5]	----	----	----
(q) Cost of such reconstruction or reconditioning[5]	----	----	----
(r) Detailed description of the nature of such reconstruction or reconditioning[5]	----	----	----
(s) Transcript of depreciation schedule filed with last federal income tax return			

[1] If the applicant is a citizen of the United States, insert "the United States within the meaning of section 2 of the Shipping Act, 1916, as amended, and section 905 (c) of the Merchant Marine Act, 1936, as amended, and agrees that if the Commission shall take favorable action upon this application, it will furnish promptly, but in any event prior to the acquisition by the Commission of the old vessel, proof satisfactory to the Commission of such citizenship." If the applicant is not a citizen of the United States, insert the name of the country of which applicant is a citizen.

[2] With respect to United States citizens who own the controlling interest in a foreign corporation, proof satisfactory to the Commission of such citizenship and such control will be required if the Commission takes favorable action on this application.

[3] If any vessel listed under Item 3 has been built in a foreign shipyard, state whether such vessel is presently entitled to the privilege of engaging in domestic trade and the date when such privilege was acquired.

[4] A. *Transfer to applicant.* If the vessels were acquired by the applicant otherwise than through cash payment in full therefor, or were acquired for cash, or otherwise, from a transferor in any way affiliated or associated with the applicant, full information shall be given with respect to the following: (1) From whom acquired; (2) terms of sale, cash or otherwise, to applicant; (3) cost, cash or otherwise, to affiliate or associate; (4) details of betterments (nature and cost) made by applicant, and such affiliate or associate; (5) details of any book appreciation and reasons therefore; (6) the affiliation or association, existing, between the applicant and the transferor as of the time of the acquisition of the vessels by Applicant and as of the time of this application.

B. *Prior transfers.* If any prior owner of the vessels, other than the immediate transferor to the applicant, was at any time during the period of such ownership, or is, at the time of this application, in any way associated or affiliated with the applicant, full information shall be given with respect to each such prior ownership, as follows: (1) name of prior owner; (2) from whom acquired by such prior owner; (3) cost and other terms of sale, cash or otherwise, to such prior owner; (4) to whom transferred by such prior owner; (5) price and other terms of sale, cash or otherwise, to the transferor from such prior owner; (6) details of betterments (nature and cost) made by such prior owner; (7) details of any book appreciation made by such prior owner and reasons therefor; (8) the affiliation and association between such prior owner with the applicant and with the transferor to such prior owner, existing at the time of acquisition of the vessel by said prior owner and at the time of this application.

C. *Schedules.* The information required pursuant to items A and B above, should be furnished for each vessel in the form of schedules designated 3 (a), 3 (b), etc., and attached to this application.

[5] As to items (o) to (r) inclusive, state separately, and in detail, as far as possible, work done by or for the account of the United States.

[8] Exhibits I and II need be attached to only two executed copies. If Exhibits I and II are not in the English language, formal translations thereof should also be furnished.

[9] Exhibit III and IV may be omitted by applicants not seeking mortgage aid.

4. If the old vessel(s) listed in item 3 is or has been subject to any agreement with the United States which contains a valuation of the vessel(s) for purposes of just compensation, insurance value or other purposes, identify the agreement and list here the amounts specified.

5. There are attached hereto and made a part of this application, schedules designated 5 (a) to 5 (z), inclusive, with respect to each of the vessels listed in item 3 hereof, the following information with respect thereto: (Please repeat headings in filling out schedules).

(a) Type of vessel.
(b) Class.
(c) No. of propellers.
(d) Type of propulsion.
(e) No. of main engines and horsepower.
(f) Sustained sea speed at full load.
(g) Length O. A.
(h) Length B. P.
(i) Breadth.
(j) Depth.
(k) Draft loaded.
(l) Full load displacement, tons.
(m) Deadweight, tons.
(n) Lightweight, tons.
(o) Gross tonnage.
(p) Net tonnage.
(q) Bale cubic capacity.
(r) Number of complete decks.
(s) Number holds.
(t) Number of passengers by classes.
(u) Cubic feet of refrigerated space, with temperatures maintained.
(v) Date of last survey and docking.
(w) Estimated cost of repairs necessary to continue in class at this time.
(x) One copy of survey on redelivery of vessel by United States.
(y) Present employment and location of each vessel.
(z) If chartered, state to whom. If under charter to the United States, give date and number of charter party.

6. The date subsequent to the date of this application on which said vessel(s) will arrive at its final port of discharge within the continental limits of the United States or, if not in operation, its present location.

7. Applicant represents that, subject to agreement on the terms of exchange, the old vessel(s) listed in item 3 hereof will be delivered by applicant to the Commission at approximately the time and at ports within the continental limits of the United States as follows:

Name of vessel	Approximate date of delivery to Commission	Place of delivery
----------	----------	----------
----------	----------	----------
----------	----------	----------

except that applicant desires to retain for use the vessel(s) hereinafter listed in the service or services in which said vessel(s) are presently being operated and requests the Commission that said vessel(s) shall not be so delivered until the date(s) hereinafter set forth:

Name of vessel	Date of proposed delivery to Commission	Place of delivery[6]
----------	----------	----------
----------	----------	----------
----------	----------	----------

C. *Commission vessel*

8. The allowance which may be granted by the Commission upon acquisition of the old vessel(s) is to be credited against the purchase price of the following vessel(s):

(a) Number of vessel(s) to be purchased ----------
(b) Aggregate deadweight tonnage ----------
(c) Aggregate gross tonnage ----------
(d) Name(s) or type designation(s) ----------
(e) Date of application to purchase ----------

9. Applicant understands and agrees that the old vessel(s) will be delivered to the Commission with warranty that the same are free and clear of all liens and encumbrances whatsoever, except that, in the discretion of the Commission, the vessel(s) may be accepted subject to liens and encumbrances covered by insurance on condition that insurance claims shall be assigned to the Commission. There are at this time no liens or encumbrances against any of said vessel(s), other than (a) maritime liens for crews' wages, supplies, and other ordinary expenses arising out of current operations, or (b) liens fully covered by insurance, except as follows:[7]

10. If the old vessel is owned by a foreign corporation, applicant understands and agrees that the Commission vessel purchased with the credit provided for by § 299.22 of the regulations shall be owned by the citizen or citizens of the United States having the controlling interest in the foreign corporation, and shall be documented under the laws of the United States. There is filed herewith, as an exhibit, the concurrence of such citizen, or citizens, in the application of the agreement to take title to the vessel and documentation under the laws of the United States.

11. The applicant submits the following additional information (annexed hereto as Schedules 11 (a) to 11 —, inclusive), for the use of the Commission in considering this application (including information which the applicant wishes to have considered in connection with the amount of credit to be allowed).

[CORPORATE SEAL] ----------
(Name of applicant)[8]
By: ----------
Attest:

Secretary

(Date)

§ 299.78 *Offer of applicant to exchange vessel for allowance of credit on a vessel.* The form of such offer shall be substantially as follows:

OFFER OF APPLICANT TO EXCHANGE VESSEL FOR ALLOWANCE OF CREDIT ON PURCHASE PRICE OF A VESSEL

---------- a citizen of ----------

The undersigned offers to exchange the ---------- (herein called the old vessel), for an allowance of credit on the purchase price of the vessel or vessels described in item B hereof (herein called the "Commission vessel(s)"), in accordance with the provisions of the Merchant Ship Sales Act of 1946, Public Law 321, 79th Cong., 2d Sess., approved March 8, 1946 (herein called the "act"), and the rules and regulations prescribed by the United States Maritime Commission (herein called the "Commission") §§ 299.1 to 299.91, inclusive, of General Order 60, published in the FEDERAL REGISTER ---------- (herein called the "regulations"), which the applicant agrees shall be binding in all transactions in connection with this offer. Applicant also agrees that any amendment or modification of the rules and regulations shall be binding in all transactions approved by the Commission after the date of publication of such amendment or modification in the FEDERAL REGISTER.

A. *As to the old vessel*

1. Name.
2. Official number.
3. Amount of allowance of credit determined by the Commission as the fair and reasonable value of the vessel(s) listed in 1, and the date of such determination by the Commission.

Vessel	Amount of allowance	Date of determination
----------	----------	----------
----------	----------	----------
----------	----------	----------

Applicant warrants that the amount listed above is not more than any amount to which applicant is entitled under any other agreement with the United States covering subject vessel.

B. *As to the Commission vessel*

4. Name or other identification
5. Date of application to Commission to purchase

C. *Firm offer binding for 90 days*

6. The undersigned, being the owner of the old vessels, hereby makes a firm offer binding for 90 days from the date hereof to transfer the named vessel, or vessels, to the Commission in exchange for the allowance of credit specified in item A, and further agrees that if the vessel is lost for causes for which the United States is responsible, it will accept as full compensation for the loss of said vessel, the said amount.

D. *Loss of vessel*

7. If after this offer is filed with the Secretary, and prior to its acceptance, or prior to the acquisition of the vessel by the Commission, the vessel is lost by reason of causes for which the United States is responsible, applicant understands and agrees that, in lieu of receiving any amount on account of such loss, the offer shall be considered as having been accepted and the vessel as having been acquired by the Commission immediately prior to such loss. The applicant agrees with the Commission to full subrogation of its rights against its underwriters with respect to such loss. If vessel is lost, as provided above, applicant agrees to notify and direct its underwriters immediately to pay all benefits to the Commission.

[CORPORATE SEAL] ----------
(Name of applicant)[1] [2]
By: ----------

[6] This should be the last port of discharge within the continental limits of the United States on the route in which the vessel is to be operated, and the time of delivery should be approximately the date on which it is expected that the vessel(s) replacing such old vessel(s) will be delivered to the applicant. In no case will the physical delivery of the old vessel be postponed beyond the termination date of the voyage in progress at the time the vessel was delivered.

[7] There should be listed in the space provided for herein on schedules designated 9 (a), 9 (b), etc., a statement of all preferred ship mortgages, all other mortgages, all judgments, all libels, or other liens affecting any or all of the vessels listed in item 3 containing particulars as to the property covered by such mortgage, judgments, or other liens, the amount thereof, and the manner in which applicant proposes to dispose of them prior to the acquisition of said vessel(s) by the Commission. Also list deductibles and franchises under policies of insurance.

[8] This application should be executed in triplicate by an officer of the applicant specifically authorized to do so, and the three originals and fifteen conformed copies, including all the schedules, should be mailed or delivered to the Commission in an envelope or wrapping plainly marked "Application for determination of Allowance of Credit."

[1] This application should be executed in triplicate by an officer of the applicant specifically authorized to do so, and the three originals and fifteen conformed copies, including all the schedules, should be mailed or delivered to the Commission in an envelope or wrapping plainly marked "Offer to exchange vessel for Allowance of Credit."

[2] This offer must be executed and returned by the applicant to the Commission within 15 days from the date of receipt of this form.

[3] The offer of exchange of vessels under this provision may only be made prior to December 31, 1946.

Attest:

Secretary

(Date)

§ 299.81 *Application to charter a war-built vessel for bareboat use.* The form of such application shall be substantially as follows:

APPLICATION TO CHARTER WAR-BUILT VESSEL(S)

Filed by ---------- a citizen of ----------

The undersigned hereby offers to charter for bare-boat use the war-built dry cargo vessel(s) hereinafter described (herein called the "war-built vessel(s)"), in accordance with the provisions of the Merchant Ship Sales Act of 1946, Public Law 321, 79th Cong., 2d Sess., approved March 8, 1946, (herein called the "act"), and the rules and regulations prescribed by the United States Maritime Commission (herein called the "Commission"), §§ 299.1 to 299.91 inclusive, of General Order 60, published in the FEDERAL REGISTER ---------- (herein called the "regulations"), which the applicant agrees shall be binding in all transactions in connection with this application. Applicant also agrees that any amendment or modification of the rules and regulations shall be binding in all transactions approved by the Commission after the date of publication of such amendment or modification in the FEDERAL REGISTER.

In order to induce the Commission to act favorably on this application, the applicant submits in support thereof the following information:

A. *As to the applicant; its citizenship and affiliations*

1. Exact name.
2. Form or type of organization.
3. State or other sovereign power under the laws of which organized.
4. Address of principal executive offices, and of important branch offices, if any.
5. A brief description of (a) the shipping business of the applicant; and (b) any other business activities of the applicant during the preceding eight years. If within such period the applicant has acquired the business of another person or has been reorganized, there should be included a brief description of such acquisition or reorganization.
6. A list of (a) all subsidiaries, (b) parent company, and (c) all other affiliated interests of the applicant, together with an indication of the nature of the business transacted during the past eight years by each. This information may be furnished in the form of a chart, indicating clearly the relationships between the persons named, and the nature and extent of control.
7. The following information with respect to each officer and director of the applicant: name and address, office, nationality, capital shares owned.[1]
8. Applicant represents that he is a citizen of---------- If applicant claims United States citizenship, attach to the three originals of the applications, affidavits of United States citizenship in form prescribed by the Commission.

If applicant claims Philippine citizenship, there should be furnished an affidavit setting forth the facts upon which such claim is based.[2]

In all cases the Commission reserves the right to require such additional information with regard to citizenship which may be necessary to determine the eligibility of applicant under the act.

B. *As to the management of the applicant*

9. A brief description of the principal business activities during the past eight years of each director and each principal executive officer of the applicant, if requested.
10. The name and address of each other organization engaged in shipping activities with which any person named in answer to the preceding item has any present substantial business connection, the name of such person and, briefly, the nature of such connection, if requested.
11. The name and address of any person who is now acting or within the past eight years has acted as managing or operating agent of the applicant or in any similar capacity and, briefly, the general terms of any agreement with reference thereto, if requested.

C. *As to the war-built vessels*

12. Applicant offers to charter for bareboat use the war-built dry cargo vessel(s) designated in items 13 and 14, or the alternative vessels designated in item 15.
13. If specific vessels are applied for, as distinguished from any one or more of a given type, the names of the vessels must be given under this item.
14. If applicant is willing to accept any one or more vessel(s) of a given type or designation, as distinguished from particular vessels, the type or designation of the vessels desired should be set forth as follows:

---------- vessel(s) of
Type ----------
Commission's designation ----------

Particular characteristics----------

----

15. If more than one vessel is applied for, state whether applicant will charter any one or more if all are not available for charter to him, by placing an "X" or the appropriate number, as the case may be, in the proper space below. In the absence of any indication, it will be assumed that the applicant is willing to accept all or any of the vessels.

(a) All only ( ).
(b) All or any ( ).
(c) Any but not less than ----------

Instead of indicating preference by the above table, applicant may designate vessel(s) which he would like to have substituted for those listed in items 12 and 13, if for any reason such vessel(s) cannot be chartered to the applicant. Applicant may state as many as three alternative lists of vessels, provided he clearly indicates his order of preference with respect to them.[3]

D. *Terms and conditions of charter*

16. If the application is approved by the Commission, the applicant agrees to execute a bareboat charter party agreement in such form as the Commission may prescribe.
17. (a) State the period for which applicant desires to charter the vessel.[4]

(b) State whether applicant contemplates sub-chartering the vessel(s) on bareboat form or on time form for periods of six months or more and if so, details of comtemplated subcharter.

E. *Preference*

18. A statement showing the extent to which losses and requisitions of the applicant's prewar tonnage have been overcome.

F. *Supplemental Information*

19. A brief description of the general character and location of the principal property of the applicant, other than vessels, employed in its business.
20. A list of vessels owned by the applicant, including (a) name; (b) gross tonnage; (c) net tonnage; (d) deadweight tonnage; (e) bale capacities; (f) year built; (g) type; (h) speed; (i) registry; and (j) identification of route or service on which operated.
21. Information similar to that specified on item 20 as to any vessels chartered to and operated by the applicant.
22. Briefly, the general terms of each charter for operation (a) of vessels owned by the applicant and chartered by it to other persons, and (b) of vessels chartered by the applicant from other persons.
23. Full details concerning the services, routes, or lines on which vessels owned or chartered by the applicant are now operated, including ports of call, terminal and dock facilities at all such ports, frequency of sailings per year, description of services and voyages, and names of vessels segregated according to services, routes, or lines.
24. Type and kind of cargo now carried in the trade served as stated in the answer to item 23, information as to how the service or line may be developed for carrying additional types and kinds of cargo, and any factors influencing cargo expectations for the future. If the war-built vessel is to be a combination passenger and freight vessel, state also, by classes, the passenger accommodations and the number of passengers carried and any factors influencing traffic expectations for the future.
25. Information similar to that called for by the two preceding items with respect to any new service, route, or line which the applicant proposes presently to establish.
26. Identification of the service, route, or line described in answer to item 23 or item 25, on which the applicant proposes to operate the war-built vessel, brief description of passenger accommodations, and statement of type and kind of cargo to be carried by the war-built vessel. Any special requirements of such service, route, or line and the manner in which they may be met by the use of the war-built vessel should be discussed briefly. Any changes in existing services, routes, or lines which the applicant proposes to make in connection with the use of the war-built vessel should also be indicated.
27. A statement as to whether or not the war-built vessel is to be used to replace a vessel now operated by the applicant and, if so, the name of such vessel and the proposed disposition to be made of it by the applicant.

G. *As to exhibits furnished*

28. A list of exhibits, properly identified, which shall include at the time of original filing, the following:

Exhibit I—A copy of the certificate of incorporation of the applicant or other organization papers, including all amendments thereto presently in effect.[5]

Exhibit II—A copy of the by-laws or other governing instruments of the applicant, including all amendments thereto presently in effect.[5]

Exhibit III—A copy of (1) a balance sheet as of a date within six months of the date of filing the application with the Commission, (2) a brief statement of the nature of any substantial changes in the financial condition of the applicant, or the results of its operations since the date of the balance sheet required hereunder, and (3) profit and loss statements for the three fiscal years preceding the date of such balance sheet and the three fiscal years ending in 1939, 1940 and 1941. If during the period covered by such profit and loss statements, the applicant succeeded to the business and assets of another person, the statements furnished should reflect the operations of such predecessor or predecessors for that part of such period preceding the date of acquisition.

[CORPORATE SEAL] ----------
(Name of applicant)
By ----------
(President)

Attest:

(Secretary)

(Date)

§ 299.83 *Application for transfer of a war-built vessel in settlement of a claim against the United States.* The form of such application shall be substantially as follows:

APPLICATION FOR TRANSFER OF WAR-BUILT VESSEL(S) IN SETTLEMENT OF A CLAIM AGAINST THE UNITED STATES

Filed by ---------- a citizen of ----------

The undersigned hereby offers to accept the war-built vessel(s) described in the attached form 299.71 (herein called the "war-built vessel(s)") in complete or partial settlement of its claim against the United States which is herein identified and described, in accordance with the provisions of the Merchant Ship Sales Act of 1946, Public Law 321, 79th Cong., 2d Sess., approved March 8, 1946 (herein called the "act"), and the rules and regulations prescribed by the United States Maritime Commission (herein called the "Commission"), §§ 299.1 to 299.91, inclusive, of General Order 60, published in the FEDERAL REGISTER ---------- (herein called the "regulations"), which the applicant agrees shall be binding in all transactions in connection with this application. Applicant also agrees that any amendment or modification of the rules and regulations shall be binding in all transactions approved by the Commission after the date of publication of such amendment or modification in the FEDERAL REGISTER.

In order to induce the Commission to act favorably on this application, the applicant submits in support thereof the following information:

A. *Description of claim against United States*

1. Amount of claim.
2. Will vessel(s) applied for be accepted in full settlement of claim?
3. If applicant will accept vessel(s) in partial settlement of claim only, state what part.
4. If for just compensation upon requisition for title of a vessel owned by applicant:
(a) Indentify the requisition for title.
(b) Any determination of just compensation and by whom. Is claim in litigation? If so, give status thereof.
5. If for indemnity for the loss of any vessel which was acquired for use by the United States:
(a) Give data and contract number of charter with the United States; and
(b) Place and cause of loss.
(c) State whether actual or constructive total loss. If constructive total loss, give present disposition and location of hulk.
(d) State principal item comprising total loss claim.
(e) Is claim in litigation? If so, give status thereof.
6. Attach hereto answers to applicable questions in paragraphs 3, 4 and 5 of the form provided in § 299.76 of the regulations applicable to the vessel(s) from which the claim against the United States arose.
7. Attach hereto the certificate of the settling department or agency in substantially the form provided in § 299.83 of these regulations.

If the settling agency is the United States Maritime Commission or the War Shipping Administration, the application may be filed, without the certificate of the settling agency, but will be dated for preference purposes as of the date certificate of settlement is subsequently filed by applicant.

B. *As to war-built vessels*

8. Applicant offers to accept in complete or partial settlement of its claim against the United States described in Paragraphs 1 through 6 the war-built vessel(s) designated in form 299.71 of the regulations (application to purchase form) which has been filled out in all respects, is to be considered as part of this application, and has been attached to this application in the required number of copies.
9. If more than one war-built vessel is involved, state how applicant proposes to apply the claim against each such vessel.[3]

C. *Terms and conditions of settlement.*

10. If the application is approved by the Commission, the applicant agrees to execute a contract of settlement for claim against the United States and a contract of sale in such form as the Commission may prescribe.

[CORPORATE SEAL] ----------
(Name of applicant)
By ----------
(President)

Attest:

(Secretary)

(Date)

CERTIFICATE OF SETTLING DEPARTMENT OR AGENCY

I, ----------, ----------
(Name) (Official title)
hereby certify that I am duly authorized to effect settlement of the claim described in Part A of the application of ----------
(Name of applicant)
for transfer of a war-built vessel, or vessels, in settlement of a claim against the United States, that I have examined the statements of the applicant under the heading "A. Description of claim against the United States" and that, based upon information on file with said agency, such statements are correct and that, subject to a war-built vessel, or war-built vessels, described in said application, being made available by the United States Maritime Commission, a contract of settlement between said department or agency and the applicant has been authorized substantially in the form annexed as Exhibit A to this application.

This certificate has been executed in triplicate this ------ day of ----------, 194----, and annexed by me to three original counterparts of said application.

§ 299.85 *Application for transfer of another vessel for a vessel constructed in the United States since January 1, 1937, which was taken for use by the United States.* The form of such application shall be substantially as follows:

APPLICATION FOR TRANSFER OF ANOTHER VESSEL FOR A VESSEL CONSTRUCTED IN THE UNITED STATES SINCE JANUARY 1, 1937, WHICH HAS BEEN TAKEN FOR USE BY THE UNITED STATES

Filed by ---------- a citizen of the United States.

The undersigned hereby applies for transfer of another vessel (herein called the "Commission vessel"), described in the attached form 299.71, for ----------
(insert name of vessel)
a vessel constructed in the United States after January 1, 1937, which was chartered to the United States on ----------, and has not been redelivered (herein called the "applicant's vessel"), in accordance with the provisions of the Merchant Ship Sales Act of 1946, Public Law 321, 79th Cong., 2d Sess., approved March 8, 1946 (herein called the "act"), and the rules and regulations prescribed by the United States Maritime Commission (herein called the "Commission"), §§ 299.1 to 299.91, inclusive, of General Order 60, published in the FEDERAL REGISTER ---------- (herein called the "regulations"), which the applicant agrees shall be binding in all transactions in connection with this application. Applicant also agrees that any amendment or modification of the rules and regulations shall be binding in all transactions approved by the Commission after the date of publication of such amendment or modifications in the FEDERAL REGISTER.

In order to induce the Commission to act favorably on this application, the applicant submits in support thereof the following information;

A. *As to the applicant's vessel*

1. Attach hereto answers to applicable questions in paragraphs 3, 4 and 5 of § 299.76 of the regulations.
2. Has application for readjustment been filed under § 299.87 of these regulations?
3. If answer to (2) above is "yes," give date of application; if "no" does applicant intend filing such an application?
4. Amounts and due dates of remaining payments under any mortgage with the United States and total amount of original mortgage indebtedness.
5. Give date taken by the United States under charter and charter party number.

B. *As to the Commission vessel*

6. Applicant offers to accept in complete settlement of the obligation of the United States under the charter party covering applicant's vessel described in A above, the Commission vessel(s) designated in form 299.71 of the regulations (application to purchase form) which has been filled out in all respects, is to be considered as part of this application, and has been attached to this application in the required number of copies.

C. *Terms and conditions of transfer*

7. If the application is approved by the Commission, the applicant agrees to execute a contract for transfer of the vessel for the war-built vessel.

[CORPORATE SEAL] ----------
(Name of applicant)
By ----------
(President)

Attest:

(Secretary)

(Date)

§ 299.87 *Application for adjustment of purchase price of vessel purchased prior to March 8, 1946.* The form of application for such adjustment shall be substantially as follows:

APPLICATION FOR ADJUSTMENT OF PURCHASE PRICE[1]

Filed by ---------- a citizen of the United States.

The undersigned hereby applies for an adjustment in the purchase price of the ---------- (herein called the
(Insert name of vessel)
"vessel") in accordance with the provisions of the Merchant Ship Sales Act of 1946, Public Law 321, 79th Cong., 2d Sess., approved March 8, 1946 (herein called the "act"), and the rules and regulations prescribed by the United States Maritime Commission (herein called the "Commission"), §§ 299.1 to 299.91, inclusive, of General Order 60, published in the FEDERAL REGISTER ---------- (herein called the "regulations"), which the applicant agrees shall be binding upon all transactions in connection with this application. Applicant also agrees that any amend-

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[1] If applicant has more than one class of stock, the information requested must be furnished for each class of stock.

[2] Application to charter by Philippine citizens can be considered only if filed with the Commission prior to July 4, 1946. Philippine citizens should state whether they intend to operate under American or Philippine flag.

[3] Alternative lists of vessels need not be given at the time the application is filed, but may be added later as an amendment to the application. However, the date of the amendment and not the date of the filing of the original application will be controlling in determining preferences, discussed in § 299.2 of the regulations, with respect to the vessel(s) added by the amendment.

[4] See § 299.31 (e) of regulations.

[5] Exhibits I and II need be attached to only two executed copies.

[1] For types of settlement, see § 299.41 of the regulations.

[1] No application may be filed later than sixty (60) days after the date of publication of the applicable pre-war domestic cost in the FEDERAL REGISTER.

ment or modification of the rules and regulations shall be binding upon all transactions approved by the Commission after the date of publication of such amendment or modification in the FEDERAL REGISTER.

The applicant further agrees that upon request of the Commission it will promptly furnish for the taxable years, specified by the Commission copies of Federal income and excess profit taxes returns, any audits thereof made by the Bureau of Internal Revenue, copies of any refund or other claims filed in connection with such returns and other pertinent data necessary in order for the Commission to make the tax adjustments required by the Act, and consents to the Commission being given full access to any other record, audits, claims or other data on file with the Bureau of Internal Revenue.

In order to induce the Commission to act favorably on this application, the applicant submits in support thereof the following information.

A. *As to the applicant*

1. Exact name.
2. Form or type of organization.
3. State or other sovereign power under the laws of which organized.
4. Address of principal executive offices.
5. Applicant represents that it is a citizen of the United States and attaches to the three executed copies of this application, affidavits to that effect in the form prescribed by the Commission.

B. *As to the vessel*

6. Name of vessel.
7. Name and address of builder.
8. Commission hull no. ------
9. Builder's hull no. ------
10. Date of original delivery of the vessel. If not delivered, state estimated date of delivery.
11. Date of contract of sale under which the vessel was purchased or agreed to be purchased.
12. Date of contract of the Commission to pay construction-differential subsidy ------ ---------- No. of such subsidy contract ----------[1]
13. Cost of construction of vessel.
14. Price paid by applicant or agreed to be paid ---------- (net cost to the applicant).
15. Amounts and dates of cash payments by applicant in 14 above.
16. Amounts and due dates of remaining payments under any mortgage with the United States and total amount of original mortgage indebtedness.

C. *As to any charter prior to March 8, 1946, of the vessel to the United States*

17. No. of charter agreement.
18. Type (time or bareboat).
19. Amount (exclusive of service) of charter hire paid to the applicant by the United States.
20. Amount (exclusive of service) of charter hire accrued and unpaid to March 8, 1946.

D. *As to any vessel traded-in on purchase of vessel*

21. Answer questions 3 and 4 of § 299.76.
22. Amount of original allowance by Commission on vessel traded-in.
23. No. of any charter agreement of such vessel with the United States.

E. *As to Federal taxes paid by the applicant*

24. The amount allowed or allowable to applicant for depreciation or amortization allowed or allowable with respect to the vessel up to March 8, 1946 for Federal tax purposes.
25. Amounts paid as Federal taxes by the applicant on any charter hire (exclusive of service) paid or payable by the United States to the applicant for use of the vessel.

F. *Method of adjustment*

26. Applicant understands that if the Commission finds that applicant is entitled to an adjustment, applicant will be notified of the adjusted purchase price determined by the Commission. Applicant agrees that unless it notifies the Commission to the contrary within 15 days following the date of receipt by the applicant of the Commission's determination of adjusted purchase price, this adjusted purchase price will be binding upon the applicant and it agrees to execute an addendum to its original contract to purchase, which addendum will be sent to him by the Commission.

G. *Liability for use of vessel after March 8, 1946*

27. Applicant agrees, in the addendum to its original contract of sale as provided in item 26 above, that it will make an agreement with the Commission binding upon itself and any and all affiliated interests that the liability of the United States for use (exclusive of service, if any, required under the terms of the charter) of the Vessel on and after March 8, 1946 under any charter party shall not exceed 15 per centum per annum of the statutory sales price of the vessel as of such date, and that the liability of the United States under any such charter party for the loss of the Vessel shall be determined on the basis of the statutory sales price as of such date, depreciated to the date of loss at the rate of 5 per centum per annum and that in the event the United States, prior to the termination of the existing national emergency declared by the President on May 27, 1941, uses such vessel pursuant to a taking, or pursuant to a bareboat charter made, on or after March 8, 1946, the compensation to be paid to the purchaser, his receivers, and trustees, shall in no event be greater than 15 per centum per annum of the statutory sales price as of such date.[2]

H. *As to exhibits filed*

28. A list of exhibits, properly identified, which shall include at the time of original filing, the following:

Exhibit I—Applicant's own computation of the readjustment of the purchase price of his vessel in accordance with § 299.51 of the regulations. This shall be prepared by computing the adjusted mortgage indebtedness and identifying and totalling all credits and debits to the Commission and the applicant separately.

[CORPORATE SEAL] ----------
(Name of applicant)
By ----------
(President)
Attest:

(Secretary)

(date)

§ 299.91 *Application for the reconversion, alteration or modification of a vessel.* The form of application for the reconversion, restoration, replacement, alteration, modification of or installation of special features in a vessel shall be substantially as follows, and must be attached to the application for purchase or charter of the vessel covered by the application for reconversion.

APPLICATION FOR RECONVERSION OF VESSEL

Filed by ---------- a citizen of ----------
The undersigned hereby requests the Commission to modify the following vessel referred to in application dated ---------- which the undersigned desires to ---------- (purchase-charter)

Name	*Type*	*Commission Designation Particular Characteristics*
----------	----------	----------
----------	----------	----------
----------	----------	----------

A. *National defense features*

1. The application desires that national defense features as outlined below be removed by the Commission from the vessel in the event that application to ---------- (purchase or ---------- is approved.
charter)
2. National defense features the removal of which is desired.
3. Indicate for each item the extent of removal desired and reasons therefor and, further, whether the retention of any part is desired.

B. *Reconversions or restorations*

The applicant desired that the following described reconversion or restoration for normal operation in commercial services be made in the vessel in the event that application for purchase or charter is approved. In order to induce the Commission to act favorably on this application, the applicant submits in support thereof the following information:

4. *As to each item requested.*
(a) Explicit description.
(b) Estimated cost of work.
5. *As to need.*
(a) Explain why each item is considered necessary, indicating service and route of operation of vessel, cargo to be carried, volume of traffic expected in terms of trip capacities (each leg), frequency of sailings, and manner in which traffic is now handled.
6. *As to desirability.*
(a) List of vessels owned by the applicant including name; gross tonnage, net tonnage, deadweight tonnage, age, speed, registry, and indicating presence and extent of items requested.
(b) List other vessels presently in proposed trade, including names, gross tonnage, net tonnage, deadweight tonnage, age, speed, registry, and indicating presence and extent of items requested.
(c) Indicate expected net yearly revenue to be attributable directly to the requested items.
(d) Indicate expected added or reduced net yearly operating costs attributable directly to the requested items.
(e) Indicate other benefits, monetary or otherwise, expected from the features requested.

C. *Replacements, alterations, modifications, installations of special features*

The applicant desires that the following described replacements, alterations, or modifications be made or special features be installed in the event that application for purchase or charter is approved. In order to induce the Commission to act favorably on this application, the applicant submits in support thereof the following information:

7. *As to each item.* (a) Explicit description.
(b) Estimated cost of work.
8. *As to need.* (a) Explain why each item is considered necessary, indicating service and route of operation of vessel, cargo to be carried, volume of traffic expected in terms of trip capacities (each leg), frequency of sailings, and manner in which traffic is now handled.
9. *As to desirability and necessity.*
(a) List of vessels owned by the applicant including name, gross tonnage, net tonnage, deadweight tonnage, age, speed, registry, and indicating presence and extent of features requested.
(b) List other vessels presently in proposed trade, including names, gross tonnage, net tonnage, deadweight tonnage, age, speed, registry and indicating presence and extent of features requested.
(c) Indicate expected net yearly revenue to be attributable directly to the requested features.
(d) Indicate expected added or reduced net yearly operating costs attributable directly to the requested features.
(e) Indicate other benefits, monetary or otherwise, expected from the features requested.

[CORPORATE SEAL] ----------
(Name of applicant)
By ----------
(President)
Attest:

(Secretary)

(Date)

By order of the United States Maritime Commission

[SEAL] A. J. WILLIAMS,
Secretary.

APRIL 13, 1945.

[F. R. Doc. 46-6683; Filed, Apr. 22, 1946; 10:21 a. m.]

[1] Applicant is also referred to § 299.5 of the regulations.

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES
ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890):

Mauch Chunk Kiddy Kloes, 437 South Street, Mauch Chunk, Pennsylvania; Infant's and children's outerwear; ten (10) learners (T); effective April 17, 1946, expiring April 16, 1947.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Sweetwater Hosiery Mills, Sweetwater, Tennessee; Seamless Hosiery; thirty (30) learners (E); effective April 19, 1946, expiring October 18, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 18th day of April 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-6711; Filed, Apr. 22, 1946; 11:13 a. m.]

CIVILIAN PRODUCTION ADMINISTRATION.

[C-427, Amdt. 1]

SMART SET FROCKS

CONSENT ORDER

Smart Set Frocks, a partnership consisting of Henry Silverman, Mike Ackerman and Abe Giddins, located at 1370 Broadway, New York, New York, has requested relief, upon the grounds of hardship, from the terms of the consent order entered into by them with the Civilian Production Administration on March 11, 1946, and issued March 14, 1946 by the Civilian Production Administration.

The Director of the Compliance Division, the Assistant General Counsel, and the Chief Compliance Commissioner have reviewed the case and concluded that undue hardship would result unless the consent order were modified.

Wherefore, upon the agreement and consent of Henry Silverman, Mike Ackerman and Abe Giddins, and the Director of the Compliance Division, the Assistant General Counsel, and upon the approval of the Chief Compliance Commissioner, *It is hereby ordered*, That:

The consent order herein referred to, issued March 14, 1946, be and hereby is amended by substituting the following paragraph (c) for the present paragraph (c):

(c) In each of the second and third quarters of 1946 Henry Silverman, Mike Ackerman and Abe Giddins, doing business as Smart Set Frocks, shall reduce the amount of cotton fabric for which they may be authorized to extend ratings during these quarters under Order M-328-B by the amount of 62,500 yards. In addition, the partners shall, in the second quarter of 1946, reduce the amount of rayon fabrics for which they may be authorized to extend ratings during such quarter by the amount of 43,475 yards.

Issued this 19th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6662; Filed, Apr. 19, 1946; 4:26 p. m.]

FEDERAL POWER COMMISSION.

[Order 131]

MONTHLY STATEMENT OF OPERATING REVENUES AND INCOME FOR NATURAL GAS COMPANIES

ORDER PRESCRIBING FORM

APRIL 17, 1946.

Order prescribing form of monthly statement of operating revenues and income for Natural-Gas Companies (Classes A and B), FPC Form No. 11.[1]

The Federal Power Commission, acting pursuant to authority granted by the Natural Gas Act (52 Stat. 821), particularly sections 10 (a) and 16 thereof, and finding such action necessary and appropriate for carrying out the provisions of said act, orders that:

(1) The accompanying FPC Form No. 11, Monthly Statement of Operating Revenues and Income for natural-gas companies, as defined in the Natural Gas Act, which are in Classes A and B, as defined in the Commission's Uniform System of Accounts Prescribed for Natural Gas Companies, subject to the provisions of the Natural Gas Act, be and the same hereby is approved;

(2) Each natural-gas company which is in Class A or B shall file with the Commission one copy of such Monthly Statement of Operating Revenues and Income, FPC Form No. 11, for the month of January 1946, and each month thereafter; said statement is to be filed on or before the last day of the month following that covered by the statement, except the statements for the months of January, February, and March 1946, which shall be filed on or before the last day of May 1946; said statement shall be signed by the Chief Accounting Officer of each said natural-gas company, but is not required to be under oath.

(3) The Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6682; Filed, Apr. 22, 1946; 9:49 a. m.]

[Docket No. G-714]

NEW YORK STATE NATURAL GAS CORP.

NOTICE OF APPLICATION

APRIL 19, 1946.

Notice is hereby given that on April 5, 1946, New York State Natural Gas Corporation ("Applicant"), a New York corporation having its principal office at 30 Rockefeller Plaza, Borough of Manhattan, City, County and State of New York, filed an application with the Federal Power Commission for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing Applicant (1) to acquire and operate the property and facilities of Godfrey L. Cabot, Inc. and Cabot Gas Corporation, and (2) to operate its facilities to deliver gas to The Pavilion Natural Gas Company, Producers Gas Company, Southern Tier

[1] Filed as part of the original document.

Gas Corporation, Empire Gas and Fuel Company, Ltd., and Rochester Gas and Electric Corporation.

Applicant's description of project

Godfrey L. Cabot, Inc. now sells and delivers natural gas at wholesale to Producers Gas Corporation in the towns of Genesee, Belmont, and Angelica in Allegany County, to Southern Tier Gas Corporation in the Town of Woodhull, Steuben County, New York, and to Cabot Gas Corporation at the Pennsylvania-New York State line, Godfrey L. Cabot, Inc. also sells a small quantity of natural gas at wholesale to Empire Gas and Fuel Company, Ltd. in Allegany County, New York, to supply four domestic consumers in the Town of Wellsville, two domestic consumers in the Town of Alma and two domestic consumers in the Town of Willing. Godfrey L. Cabot, Inc. does not distribute any gas at retail.

Cabot Gas Corporation now obtains its entire supply of gas from Godfrey L. Cabot, Inc. Cabot Gas Corporation sells natural gas at wholesale to The Pavilion Natural Gas Company and distributes natural gas to some 315 domestic consumers located in the villages of Rossburg, Nume and Fillmore, Allegany County, and along the route of its fourteen inch pipe line in Allegany, Wyoming and Livingston Counties, New York.

Most of the gas sold and distributed as above described is purchased by Godfrey L. Cabot, Inc. from Applicant under a wholesale contract dated December 9, 1943, New York State Natural Gas Corporation Rate Schedule FPC No. 19, which has been supplemented by several agreements having to do with exchange of gas and producing field operations.

Applicant has contracted with Godfrey L. Cabot, Inc. and Cabot Gas Corporation (hereinafter referred to jointly as "Cabot") by an agreement dated February 21, 1946 (hereinafter called the "Cabot contract") to purchase for $800,000.00 in cash the real estate, land and land rights, mineral rights, leaseholds, rights of way, easements, buildings, structures, pipe lines, pumping, compressing and regulating equipment, gas well structures and equipment, meters, meter installations, furniture, fixtures, transportation, stores, shop, laboratory, communication, drilling, cleaning out and miscellaneous equipment and tools, physical properties, facilities, and contracts, rights and privileges, used in or relating to the natural gas business of Cabot in New York and Pennsylvania, excepting certain production properties known as the Wharton Properties which Cabot is retaining. The Cabot distribution properties in Livingston and Wyoming Counties, New York, consisting of pipe lines, service connections, meters, meter installations, regulators, appurtenant fittings and franchises are being sold by Cabot to The Pavilion Natural Gas Company. The Cabot companies and Applicant are negotiating for sale to a third part of the Cabot distribution properties and facilities in Allegany County, New York. Applicant does not propose to acquire or operate any distribution properties or business. The above stated price of $800,000 for the Cabot properties will be reduced by the amount for which the distribution properties are sold.

By Article I, section 4 of the Cabot contract, Applicant assumes the obligations of Cabot under certain described contracts, including the following contracts for the wholesale sale of natural gas:

Cabot Gas Corporation with The Pavilion Natural Gas Company, dated July 2, 1936, and Supplements dated January 7, 1937, September 23, 1937, January 2, 1942, April 14, 1942, May 22, 1942, June 16, 1942, and July 25, 1942, being Cabot Gas Corporation Rate Schedule FPC No. 1 and Supplements Nos. 1 to 7, inclusive;

Godfrey L. Cabot, Inc. with Producers Gas Company, dated November 10, 1944, being Godfrey L. Cabot, Inc. Rate Schedule FPC No. 19;

Godfrey L. Cabot, Inc. with Southern Tier Gas Corporation, dated July 22, 1938, and Supplement dated May 31, 1941, being Godfrey L. Cabot, Inc. Rate Schedule FPC No. 17 and Supplement No. 1 thereto;

An oral agreement dated October 22, 1937, between Godfrey L. Cabot, Inc. and Empire Gas & Fuel Company, Ltd., reduced to writing and filed as Godfrey L. Cabot, Inc. Rate Schedule FPC No. 2.

Applicant has made new contracts with The Pavilion Natural Gas Company, dated March 27, 1946, Southern Tier Gas Corporation, dated March 19, 1946, and with Empire Gas and Fuel Company, Ltd., dated April 4, 1946 for sale of gas to them. All three contracts will take effect with the consummation of the purchase of the Cabot properties and terminate November 1, 1964, or thereafter upon twelve months written notice.

Applicant has made a contract, dated February 21, 1946, with Rochester Gas and Electric Corporation (hereinafter referred to as the "Rochester contract") to sell natural gas at wholesale to that company in such quantities, within the limitations of the contract, as buyer desires to use at Rochester, New York, for the purpose of replacing enriching oil now used in that corporation's production of water gas and for supplying certain consumers with natural gas in Scottsville and other points in the southern and western parts of Monroe County, New York, and counties adjacent thereto in which it may elect and be authorized to supply natural gas.

Applicant's statement with respect to proposed service, facilities and rates

Applicant proposes, upon acquisition of the Cabot properties, to operate the gas producing properties, to continue to purchase gas from local sources under the purchase contracts which Cabot has, to supplement that gas with gas obtained by Applicant from its present sources and to deliver gas at wholesale in the quantities and at the terms specified by contract to all wholesale customers now dependent upon Cabot for their gas supply or any part thereof.

Applicant also proposes to transport natural gas to the northern extremity of the pipe line system acquired from Cabot at the Monroe-Livingston County boundary line and there delive natural gas to Rochester Gas and Electric Corporation in accordance with the Rochester contract.

Except for gas to be delivered to Rochester Gas and Electric Corporation the proposal will not involve service to any other community than those now served with gas supplied by applicant. Rochester Gas and Electric Corporation is the only one of the above named distributing companies which is not rendering natural gas service now and there is no other gas company rendering any gas service in the franchise territory which it supplies.

Applicant does not propose to serve gas directly to any main line industrial customer.

Applicant's existing facilities, together with those being acquired from Cabot are adequate for the service proposed except that applicant must (1) install a connection at the Monroe-Livingston County line between the north end of the fourteen inch line acquired from Cabot and the south end of the fourteen inch line of Rochester Gas and Electric Corporation and a measuring station at that point, and (2) install a measuring station at Rossburg in the Town of Hume, Allegany County, for measuring gas to be delivered to the local distribution system. Applicant estimates that it can install said connection and both measuring stations for $7,000.00.

Godfrey L. Cabot, Inc. now pays applicant 37½ cents per Mcf for the gas which it purchases. Godfrey L. Cabot, Inc. sells gas to Producers Gas Corporation for 43 cents, to Southern Tier Gas Corporation for 50 cents, to Cabot Gas Corporation for 40 cents per Mcf and to Empire Gas and Fuel Company, Ltd., for its eight isolated domestic consumers for 20 cents per Mcf. Godfrey Cabot, Inc. also pays Cabot Gas Corporation a transportation charge of 2 cents per Mcf for gas delivered at Belmont and Angelica to Producers Gas Corporation. Cabot Gas Corporation sells gas to The Pavilion Natural Gas Company for 44 cents per Mcf.

The transaction for which approval is sought will terminate all of the above described purchases and sales of gas by Godfrey L. Cabot, Inc. and Cabot Gas Corporation. Under the new contracts above referred to, Applicant will sell and make direct delivery of gas at wholesale for 43 cents per Mcf to The Pavilion Natural Gas Company, Southern Tier Gas Corporation, and Empire Gas and Fuel Company, Ltd. and will continue to sell gas to Producers Gas Company under the contract which it has with Godfrey L. Cabot, Inc. The present distribution business of Cabot as Corporation in Wyoming, Livingston and Allegany Counties, New York, will be taken over by The Pavilion Natural Gas Company and otherwise, as stated above.

Applicant's statement with respect to necessity for proposed acquisition

Applicant can coordinate the operation of the Cabot properties, after they have been acquired, with the operation of its present pipeline and storage facilities in a manner not now possible. An adequate supply of natural gas can be obtained from Applicant's affiliate, Hope Natural Gas Company, and the Applicant believes and avers that the integrated operation of the combined facilities will enable it to render better and more economical service to the distributing companies and to the ultimate consumers than is now enjoyed by them. The same integrated operation will also enable Applicant to supply natural gas to Rochester Gas and Electric Corporation for the purpose of replacing enriching oil now used in that corporation's production of water gas and for supplying certain consumers in its territory with natural gas, and will insure a stable and economical supply of gas for said purposes.

Applicant's proposed plan of financing

Applicant proposes to finance the purchase of Cabot's properties with funds realized by issuing capital stock to Consolidated Natural Gas Company at par for cash.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application of New York State Natural Gas Corporation should, on or before the 5th day of May, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6717; Filed, Apr. 22, 1946; 11:38 a. m.]

[Docket No. C-717]

NATURAL GAS PIPELINE COMPANY OF AMERICA

NOTICE OF APPLICATION

APRIL 19, 1946.

Notice is hereby given that on April 10, 1946, an application was filed with the Federal Power Commission by Natural Gas Pipeline Company of America (Applicant), a corporation organized under the laws of the State of Delaware, and having its principal place of business at Chicago, Illinois, and authorized to do business in the States of Oklahoma, Kansas, Nebraska, Iowa and Wisconsin, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain additional facilities to its existing natural gas transmission system as hereinafter described.

Applicant proposes to construct and operate the following facilities in relation to its existing pipeline system, to wit: A pipeline 2 inches in diameter extending from a connection with Applicant's present 26-inch main trunk pipeline, at a point in section 12, Township 6 South, Range 3 West, Cloud County, Kansas, northerly approximately 240 feet to a regulating and metering station to be there constructed, and all necessary appurtenances thereto. The said proposed facilities are intended to serve the plant of General Finance, Incorporated, a Kansas corporation, which will utilize the natural gas so sold and delivered in drying and burning clay products.

Applicant estimates that the annual and peak day sales of natural gas to the said General Finance, Incorporated through the proposed facilities will be 75,000 Mcf (annual) and 350 Mcf (peak day) for the first year; and 90,000 Mcf (annual) and 350 Mcf (peak day) for the second and third years after the commencement of operations. Revenues are estimated to amount to $13,500 for the first year and $16,200 for each of the second and third years following the commencement of operations.

Applicant estimates the cost of the proposed pipeline, meter house, meter and appurtenances thereto to be $6,310.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application of Natural Gas Pipeline Company of America should, on or before the 6th day of May 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6718; Filed, Apr. 22, 1946; 11:38 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5031]

ZONITE PRODUCTS CORP. AND ERWIN, WASEY & COMPANY, INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 19th day of April, A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John W. Addison, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony and the receipt of evidence in this proceeding begin on Thursday, May 9, 1946, at ten o'clock in the forenoon of that day (eastern standard time), in Room 500, 45 Broadway, New York, New York.

Upon the completion of the taking of testimony and the receipt of evidence on behalf of the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-6705; Filed, Apr. 22, 1946; 11:12 a. m.]

[Docket No. 5139]

IRENE KAROL

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 18th day of April A. D. 1946.

In the matter of Max Orenstein and Louis Karpf, individually and as copartners, trading and doing business as Irene Karol.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Tuesday, April 30, 1946, at two o'clock in the afternoon of that day (central standard time), in Room 516, U. S. Court House and Custom House, St. Louis, Missouri.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-6706; Filed, Apr. 22, 1946; 11:12 a. m.]

[Docket No. 5167]

NATIONAL DRESS GOODS CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 18th day of April, A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Tuesday, April 30, 1946, at ten o'clock in the forenoon of that day (central standard time), in Room 516, U. S. Court House and Custom House, St. Louis, Missouri.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-6707; Filed, Apr. 22, 1946; 11:12 a. m.]

[Docket No. 5198]

BEACON MFG. CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 18th day of April A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Tuesday, May 7, 1946, at ten o'clock in the forenoon of that day (eastern standard time), in Hearing Room, Federal Building, Asheville, North Carolina.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-6708; Filed, Apr. 22, 1946; 11:13 a. m.]

[Docket No. 5221]

DARESH GARMENT CO., INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 18th day of April A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, May 1, 1946, at two o'clock in the afternoon of that day (Central Standard Time), in Room 516, U. S. Court House and Custom House, St. Louis, Missouri.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-6709; Filed, Apr. 22, 1946; 11:13 a. m.]

[Docket No. 5223]

FRELICH, INC.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 18th day of April A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, May 1, 1946, at ten o'clock in the forenoon of that day (Central Standard Time), in Room 516, U. S. Court House and Custom House, St. Louis, Missouri.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-6710; Filed, Apr. 22, 1946; 11:13 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 36]

RECONSIGNMENT OF POTATOES AT PHILADELPHIA, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (11 F.R. 2193), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Philadelphia, Pennsylvania, April 17, 1946, by I. Metzer of following cars of potatoes, now on the Pennsylvania Produce Terminal (PRR):

SFRD 38157 to Washington, D. C. (PRR).
ART 16968 to Baltimore, Maryland (PRR).
PFE 62905 to Pittsburgh, Pennsylvania (PRR).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 17th day of April 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-6720; Filed, Apr. 22, 1946; 11:50 a. m.]

[S.O. 396, Special Permit 37]

RECONSIGNMENT OF LETTUCE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (11 F.R. 2193), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Chicago, Illinois, April 18, 1946, by Louis J. Decarlo & Son, of car SFRD 25774, lettuce, now on the A., T. & S. F. Railway to Louis J. Decarlo & Son, Buffalo, New York (Erie).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 18th day of April 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-6721; Filed, Apr. 22, 1946; 11:50 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order P 18]

FEDERATED INVESTMENT CO., INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of a total of 50,000 shares of subscribed and fully paid ₱100 par value capital stock of Federated Investment Co., Inc., a corporation organized under the laws of the Commonwealth of the Philippines and a business enterprise in the United States, 33,333 shares (66.66%) are registered in the names of and are owned by Mitsui Bussan Kaisha, Ltd., and Onoda Cement Company, Ltd., and are evidence of control of Federated Investment Co., Inc.;

2. That Mitsui Bussan Kaisha, Ltd., and Onoda Cement Company, Ltd., are corporations organized under the laws of, and having their principal places of business in, Japan and are nationals of a designated enemy country (Japan);

and determining:

3. That Federated Investment Co., Inc., is controlled by Mitsui Bussan Kaisha, Ltd., and Onoda Cement Company, Ltd., or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 33,333 shares of stock of Federated Investment Co., Inc., more fully described in subparagraph 1 hereof, together with all declared and unpaid dividends on said stock, including all right, title and interest of whatsoever kind or nature of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6586; Filed, Apr. 19, 1946; 10:59 a. m.]

[Vesting Order P19]

NIPPON CLUB

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That The Nippon Club, Manila, Commonwealth of the Philippines, a membership corporation organized under the laws of the Commonwealth of the Philippines by Japanese subjects who formerly resided in Manila, and the membership of which was limited to Japanese subjects resident in Manila, is a business enterprise within the United States which is controlled by the persons described in subparagraph 2 hereof;

2. That all of the members of The Nippon Club are Japanese subjects whose names and present whereabouts are unknown, are believed to be residents of Japan and are nationals of a designated enemy country (Japan);

3. That the property described as follows:

a. Real property situated in the District of Malate, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibits A and B, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. All other property of any nature whatsoever situated in the United States and owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, The Nippon Club, Manila, Commonwealth of the Philippines,

is property of The Nippon Club, Manila, Commonwealth of the Philippines;

and determining:

4. That The Nippon Club is controlled by the persons described in subparagraph 2 hereof or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraph 3-b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, manage-

ment, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 46061, BOOK NO. T–143, PAGE 51

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 2–A of the subdivision plan Psd–6457, being a portion of Lot No. 2, Block No. 573 of the Cadastral Survey of Manila, GLRO Cad Rec No. 368), situated in the district of Malate, City of Manila. Bounded on the NE by Lot No. 3, the Mitanao Club, on the SE by Lot No. 2–B of the subdivision plan, on the SW by Estero Maytubig, on the NW by Lot No. 3, Mitanao Club. Containing an area of four hundred twenty three square meters and sixty square decimeters (423.60), more or less.

is registered in accordance with the provisions of the Land Registration Act in the name of The Nippon Club.

This certificate is a transfer from T. C. T. No. 45857, Book No. T–142, in the name of Conrado Benitez.

EXHIBIT B

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 46064, BOOK NO. 143, PAGE 54

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 3–C–2, of the subdivision plan Psd–6459, being a portion of Lot No. 3–C of Psd–3500 of the Cadastral Survey of Manila, GLRO Cad. Rec. No. 368), situated in the district of Malate, City of Manila. Bounded on the NE by Lot No. 3–A, the Japan Club; on the SE by Lot No. 4–B City of Manila, Lot No. 3–C–1 of the subdivision plan and Lot No. 2–A Conrado Benitez; on the SW by Estero de Maytubig and on the NW by Lot No. 9, Block No. 573, La Salle College. Containing an area of five thousand three hundred sixty square meters and ten square decimeters (5,360.10), more or less.

is registered in accordance with the provisions of the Land Registration Act in the name of the Nippon Club.

This certificate is a transfer from T. C. T. No. 45901, Book No. T–142, in the name of the Nippor. Club.

[F. R. Doc. 46–6587; Filed, Apr. 19, 1946; 10:50 a. m.]

[Vesting Order P 20]

PHILIPPINE HIKAKU KABUSHIKI KAISHA

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the total of 5,000 outstanding shares of ₱100 par value capital stock of Philippine Hikaku Kabushiki Kaisha, a corporation organized and doing business under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, 2,500 shares (50%) are registered in the names of and are owned by the following persons in the amount appearing opposite each name and are evidence of control of Philippine Hikaku Kabushiki Kaisha:

Name and Number of Shares	
Genyo Akimoto	1,500
Kunitaro Kojima	600
Yoshiaki Hiraishi	90
Haru Takashi	300
Toshio Fukamachi	10
Total	2,500

2. That Genyo Akimoto and Kunitaro Kojima, whose last known addresses are Japan, are residents of Japan and nationals of a designated enemy country (Japan);

3. That Yoshiaki Hiraishi, Haru Takahashi and Toshio Fukamachi are subjects of Japan whose present whereabouts are unknown, are believed to be residents of Japan and are nationals of a designated enemy country (Japan); and determining:

4. That Philippine Hikaku Kabushiki Kaisha is controlled by the persons named in subparagraphs 2 and 3 hereof, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country, and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 2,500 shares of the ₱100 par value capital stock of Philippine Hikaku Kabushiki Kaisha, more fully described in subparagraph 1 hereof, together with all declared and unpaid dividends thereon, including all right, title and interest of whatsoever kind or nature of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to, said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6588; Filed, Apr. 19, 1946; 10:59 a. m.]

[Vesting Order P 21]

THE SHOKO SHIMPO SHA, INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having determined in Vesting Order Number P–14, dated March 11, 1946, that Japanese Association of Manila, Inc., is a national of a designated enemy country (Japan);

2. Finding that T. Mitsuda, G. Tamada, S. Kanegae, S. Takahashi, M. Mori, S. Murase and M. Nishino, subjects of Japan, whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

3. Finding that of the total of 27 subscribed and fully paid shares of the ₱1,000 par value capital stock of The Shoko Shimpo Sha, Inc., a corporation organized under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, 7 shares are owned by the following persons in the amount appearing opposite each name which shares, together with the 20 shares owned by Japanese Association of Manila, Inc., prior to vesting said 20 shares of stock by Vesting Order Number P–14, are evidence of ownership and control of The Shoko Shimpo Sha, Inc.:

Name:	*Number of shares*
T. Mitsuda	1
G. Tamada	1
S. Kanegae	1
S. Takahashi	1
M. Mori	1
S. Murase	1
M. Nishino	1
Total	7

4. Finding that G. Tamada has a claim against The Shoko Shimpo Sha, Inc., which is represented on the records of The Shoko Shimpo Sha, Inc., as a loan payable in the amount of ₱2,000 as of January 1, 1941, subject to any accruals or deductions thereafter, and which represents an interest in The Shoko Shimpo Sha, Inc.;

and determining:

5. That The Shoko Shimpo Sha, Inc., is controlled by the persons named in subparagraphs 1 and 2 hereof, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

6. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 7 shares of ₱1,000 par value capital stock of The Shoko Shimpo Sha, Inc., more fully described in subparagraph 3 hereof, together with all declared and unpaid dividends thereon, and the interest of G. Tamada in The Shoko Shimpo Sha, Inc., more fully described in subparagraph 4 hereof, and all right, title and interest of whatsoever kind or nature of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6589; Filed, Apr. 19, 1946; 10:59 a. m.]

[Vesting Order P 22]

GUI HING PLANTATION CO.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Public Land Lease Application Number 913, dated April 8, 1921, filed by Gui Hing Plantation Company, under Act No. 2921 of the Commonwealth of the Philippines, in the Davao Office, Bureau of Lands of said Commonwealth, recites that all of the stockholders of Gui Hing Plantation Company are subjects of Japan;

2. That a memorandum dated September 24, 1935, addressed to the Secretary of Agriculture and Commerce of the Commonwealth of the Philippines by the Director of Lands of said Commonwealth, recites that the Special Investigation Committee which investigated alien land holdings in the Commonwealth of the Philippines found that Gui Hing Plantation Company was organized and is wholly owned by subjects of Japan;

3. That all of the stockholders, names unknown, of Gui Hing Plantation Company are subjects of Japan whose present whereabouts are unknown, are believed to be residents of Japan and are nationals of a designated enemy country (Japan);

4. That all of the capital stock of Gui Hing Plantation Company, a corporation organized under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, is owned by the persons described in subparagraph 3 hereof and is evidence of control of Gui Hing Plantation Company;

and determining:

5. That Gui Hing Plantation Company is controlled by the persons described in subparagraph 3 hereof, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

6. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian all of the capital stock of the Gui Hing Plantation Company, together with all declared and unpaid dividends thereon, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6590; Filed, Apr. 19, 1946; 10:59 a. m.]

[Vesting Order P 23]

YONEZO KAJITA AND EDA KAJITA

In re: Real and personal property owned by Yonezo Kajita and Eda Kajita.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Yonezo Kajita and Eda Kajita are subjects of Japan, whose present whereabouts are unknown, are believed to be residents of Japan, and are nationals of a designated enemy country (Japan);

2. That the property described as follows:

a. Real property situated in San Miguel, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibits A to E, inclusive, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. Personal property described in Exhibit F, attached hereto and by reference made a part hereof,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2–a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraph 2–b hereof.

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 51480, BOOK NO. 184, PAGE 220

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 8–B, Block No. 2617 of the subdivision plan Psd–10055, being a portion of Lot No. 8, Block No. 2617 of the Cadastral Survey of the City of Manila, G. L. R. O. Cad. Record No. 239), situated in the District of San Miguel, City of Manila. Bounded on the N. by lots Nos. 8–D and 8–C, Block No. 2617 of the subdivision plan; on the E. by Lot No. 9, Block No. 2617, Manila Cadastre, on the S. by Calle General Solano; and on the W. by Lot No. 8–A, Block No. 2617 of the subdivision plan. • • • containing an area of two hundred Eighty five square meters and ten square decimeters (285.10), more or less. • • •

is registered in accordance with the provisions of the Land Registration Act in the name of:

Yonezo Kajita, married to Eda Kajita, Japanese.

This certificate is a transfer from Transfer Certificate of Title No. 51473, issued on June 12, 1937.

EXHIBIT B

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 64876, BOOK NO. T–218

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 8–C, Block No. 2617, of the subdivision plan Psd–10055, being a portion of Lot No. 8, Block No. 2617 of the Cadastral Survey of the City of Manila, G. L. R. O. Cad. Record No. 239), situated in the District of San Miguel, City of Manila. Bounded on the N. by Novaliches Street; on the E. by Lot No. 9, Block No. 2617, Manila Cadastre; on the S. by Lot No. 8–B, Block No. 2617 of the subdivision plan; and on the W. by Lot No. 8–D, Block No. 2617 of the subdivision plan. • • • Containing an area of two hundred three square meters and four decimeters (203.4), more or less. • • •

is registered in accordance with the provisions of the Land Registration Act in the name of:

Yonezo Kajita, married to Eda Kajita, Japanese.

This certificate is a transfer from Transfer Certificate of Title No. 45988, Book T–142, issued February 26, 1943 in the name of Santiago Layoc.

EXHIBIT C

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 64776, BOOK NO. T–218, PAGE 26

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 8–D, Block No. 2617, of the subdivision plan Psd–10055, being a portion of Lot No. 8, Block No. 2617 of the Cadastral Survey of the City of Manila, G. L. R. O. Cad. Record No. 239), situated in the District of San Miguel, City of Manila. Bounded on the N. by Novaliches Street; on the E. by Lot No. 8–C, Block No. 2617 of the subdivision plan; on the S. by Lots No. 8–B and 8–A, Block No. 2617 of the subdivision plan; and on the W. by Lot No. 8–A, Block No. 2617 and Lot No. 7, Block No. 2617, Manila Cadastre. • • • Containing an area of one hundred ninety four square meters and ninety decimeters (194.90), more or less. • • •

is registered in accordance with the provisions of the Land Registration Act in the name of:

Yonezo Kajita, married to Eda Kajita, Japanese.

This certificate is a transfer from Transfer Certificate of Title No. 60364, Book T–200 issued on February 22, 1943, Manila, in the name of Leandro G. Concepcion.

EXHIBIT D

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 64647, BOOK NO. T–217, PAGE 147

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 9–A, Block No. 2617, of the subdivision plan Psd–10898, being a portion of Lot No. 9, Block No. 2617 of the Cadastral Survey of the City of Manila, G. L. R. O. Cad. Rec. No. 239), situated in the District of San Miguel, City of Manila. Bounded on the N. by Novaliches St.; on the E. by Lot No. 9–B, Block No. 2617 of the subdivision plan; on the S. by Lot No. 9–D, Block No. 2617 of the subdivision plan; and on the W. by Lots No. 8–B and 8–C, Block No. 261i, Psd–10055. • • • Containing an area of two hundred eighty-one square meters and ten decimeters (281.10). • • •

A parcel of land (Lot No. 9–D, Block No. 2617, of the subdivision plan Psd–10898, being a portion of Lot No. 9, Block No. 2617 of the Cadastral Survey of the City of Manila, G. L. R. O. Cad. Rec. No. 239), situated in the District of San Miguel, City of Manila. Bounded on the N. by Lot No. 9–A, Block No. 2617 of the subdivision plan; on the E. by Lot No. 9–C, Block No. 2617 of the subdivision plan; on the S. by General Solano St.; and on the W. by General Solano St. and Lot No. 8–B, Block No. 2617, Psd–10055. • • • Containing an area of two hundred eighty-three square meters and thirty decimeters (283.30).

is registered in accordance with the provisions of the Land Registration Act in the name of:

Yonezo Kajita, married to Eda Kajita, Japanese.

This certificate is a transfer from Transfer Certificate of Title No. 46959, Book No. T–146 issued on February 12, 1943, in the name of Presentacion Roxas.

EXHIBIT E

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 59837, BOOK NO. 198, PAGE 77

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 11, of Block No. 2617 of the Cadastral Survey of the City of Manila), situated on the N. Line of Calle General Solano, District of San Miguel. Bounded on the N. by Lot No. 8–B of Block No. 2617; on the E. by Lot No. 9–D of Block No. 2617; and on the S. and W. by Calle General Solano. • • • containing an area of thirty two square meters and seventy square decimeters (32.70), more or less. • • •

is registered in accordance with the provisions of the Land Registration Act in the name of:

Yonezo Kajita, married to Eda Kajita, Japanese.

This certificate is a transfer from Transfer Certificate of Title No. 7384 issued on September 17, 1940.

(Annotation on the back of Transfer Certificate of Title 59837)

ENCUMBRANCES

Kind: Promise to resell. Executed in favor of the City of Manila.

Conditions: At P20.00 per square meter, should the City of Manila need the land herein registered for street purposes. Doc. No. 213, page 6, Book VII, of Atanacio R. Ombac of Manila).

Date of instrument: September 16, 1940.
Date of inscription: September 17, 1940.

EXHIBIT F

(a) *Furniture stored in the building located No. 250 General Solano St., Manila.*

First floor:
1 wooden round table, regular size.
1 small telephone table, with drawers.
1 small wooden square table.
2 small wooden tables.
2 chairs upholster.
2 rattan chairs.

Second floor:
1 large nara table.
10 chairs wooden.
1 dresser.
1 large wooden wardrobe.
3 big pictures.
1 large wooden wardrobe.
1 large wooden wardrobe with drawers.
1 large wardrobe.
1 large wardrobe with drawers.
1 large wooden wardrobe with drawers.
1 regula- sized wooden wardrobe.
1 small wooden wardrobe.
1 large wardrobe with glasses.
1 bookshelf.
1 big iron stove.
1 cabinet for food.
1 Frigidaire.

(b) *Furniture stored in building located at 268 General Solano St., Manila.*
1 large wooden bench.
1 bookshelf.

(c) *Property stored in the garage and storeroom of the premises 250–268 General Solano St., Manila.*
1 matrimonial iron bed.
1 telephone booth, with 4 doors.
1 motor marked EXH in 4 separate parts, various old tires and cables.

(d) *Property stored in the yard of 250 General Solano St., Manila.*
1 bulldozer marked Bucyrus Erie.

[F. R. Doc. 46–6591; Filed, Apr. 19, 1946; 11:00 a. m.]

[Vesting Order P 24]

NISSHIN BOSEKI KABUSHIKI KAISHA

In re: Real property owned by Nisshin Boseki Kabushiki Kaisha.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nisshin Boseki Kabushiki Kaisha is a corporation organized under the laws of, and having its principal place of business in, Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: Real property situated in the District of Makati, City of Manila, Commonwealth of the Philippines, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy countr. (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, to file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 1, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A—PROVISIONAL TECHNICAL DESCRIPTION

A parcel of land (Lot No. 1, Block No. 1 of the subdivision plan, Psd———, being a portion of the subdivision plan of Lot No. 53–B–2–B–1, Psd–16611 and Lot No. 53–B–2–A–1–A–1–A, Psd–17564, GLRO, Rec. No. 2029), situated in the District of Makati, City of Manila. Bounded on the N. by Lot No. 3, Block No. 1 and Street Lot No. 1 of the subdivision plan and Lot No. 53–B–2–B–2, Psd–16611; on the NE. by Proposed Road (12 m. wide); on the S. and W. by Lot No. 3, Block No. 1 of the subdivision plan. Beginning at a point marked "1" on plan, being S. 67°09' E., 470.56 m. more or less from BLIM. No. 1, Makati,

thence S. 45°34' E., 4.00 m. to point "2";
thence N. 88°53' E., 6.90 m. to point "3";
thence N. 86°41' E., 9.84 m. to point "4";
thence N. 84°25' E., 9.76 m. to point "5";
thence N. 82°13' E., 9.83 m. to point "6";
thence N. 79°58' E., 9.76 m. to point "7";
thence N. 77°47' E., 9.83 m. to point "8";
thence N. 75°35' E., 9.76 m. to point "9";
thence N. 73°20' E., 9.83 m. to point "10";
thence N. 71°02' E., 9.84 m. to point "11";
thence N. 68°53' E., 6.97 m. to point "12";
thence N. 23°18' E., 4.00 m. to point "13";
thence S. 22°16' E., 200.00 m. to point "14";
thence S. 22°16' E., 175.22 m. to point "15";
thence West, 212.73 m. to point "16";
thence West, 250.00 m. to point "17";
thence North, 127.04 m. to point "18";
thence North, 200.00 m. to point "19";
thence East, 39.48 m. to point "20";
thence East, 17.83 m. to point "21";
thence East, 90.93 m. to point "22";
thence East, 62.83 m. to point "23";
thence N. 83°55' E., 15.08 m. to the point of

beginning; containing an area of one hundred thirty thousand square meters (130,000) more or less. All points referred to are indicated on the plan; and on the ground points 1 to 13 inclusive are marked by old PLS. cylindrical concrete monuments 15 x 60 diameter and points 14 to 23 inclusive are by PLS. cylindrical concrete monuments 15 x 60 cm.; bearing true; declination 0°37' E.; date of the original survey, Dec. 10, 1923, to Jan. 9, 1924, and that of the subdivision survey August 18 to 24 and October 23 to 30, 1943.

[F. R. Doc. 46–6592; Filed, Apr. 19, 1946; 11:00 a. m.]

[Vesting Order 6149]

NAGAHARU YASUO

In re: Bank account owned by Nagaharu Yasuo.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nagaharu Yasuo, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Nagaharu Yasuo, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled Nagaharu Yasuo, maintained at the branch office of the aforesaid bank located at 9 West 51st Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6593; Filed, Apr. 19, 1946; 11 a. m.]

[Vesting Order 6151]

ADLER, WESTPUTAB & CO.

In re: Bank account owned by Adler, Westputab & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Adler, Westputab & Co., the last known address of which is Leipzig, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Adler, Westputab & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Adler, Westputab & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6594; Filed, Apr. 19, 1946; 11 a. m.]

[Vesting Order 6152]

AUSLANDS INCASSO BANK G. M. B. H.

In re: Bank account owned by Auslands Incasso Bank G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Auslands Incasso Bank G. m. b. H., the last known address of which is Schliessfach 68, Berlin W. 8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Auslands Incasso Bank G. m. b. H., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Auslands Incasso Bank, G. m. b. H., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6595; Filed, Apr. 19, 1946; 11:01 a. m.]

[Vesting Order 6153]

LINA BATZ

In re: Bank account owned by Lina Batz, also known as Lena Batz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Lina Batz, also known as Lena Batz, whose last known address is Kassel, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Lina Batz, also known as Lena Batz, by The National Bank of Bay City, Bay City, Michigan, arising out of a blocked account, entitled Lina Batz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6596; Filed, Apr. 19, 1946; 11:01 a. m.]

[Vesting Order 6154]

BIRKENFELDER LANDESBANK, OEFFENTLICHES BANKINSTITUT, FILIALE IDAR

In re: Bank accounts owned by Birkenfelder Landesbank, Oeffentliches Bankinstitut, Filiale Idar.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Birkenfelder Landesbank, Oeffentliches Bankinstitut, Filiale Idar, the last known address of which is Idar a. d. Nahe, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Birkenfelder Landesbank, Oeffentliches Bankinstitut, Filiale Idar, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Birkenfelder Landesbank, Oeffentliches Bankinstitut, Filiale Idar, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Birkenfelder Landesbank, Oeffentliches Bankinstitut, Filiale Idar, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Birkenfelder Landesbank, Oeffentliches Bankinstitut, Filiale Idar, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6597; Filed, Apr. 19, 1946; 11:01 a. m.]

[Vesting Order 6155]

BODEN & HAAC

In re: Bank account owned by Boden & Haac.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Boden & Haac, the last known address of which is Postfach 118, Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Boden & Haac, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Boden & Haac, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and

certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April. 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6598; Filed, Apr. 19, 1946; 11:01 a. m.]

[Vesting Order 6156]

BRANDENBURGISCHE PROVINZIALBANK UND GIROZENTRALE-OEFFENTLICHE BANKANSTALT

In re: Bank account owned by Brandenburgische Provinzialbank und Girozentrale-Oeffentliche Bankanstalt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Brandenburgische Provinzialbank und Girozentrale - Oeffentliche Bankanstalt, the last known address of which is 130–132 Jakobstrasse, Berlin S. W. 68, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Brandenburgische Provinzialbank und Girozentrale-Oeffentliche Bankanstalt, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Brandenburgische Provinzialbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April. 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6599; Filed, Apr. 19, 1946; 11:01 a. m.]

[Vesting Order 6157]

BREMEN-AMERIKA BANK, A. G.

In re: Bank account owned by Bremen-Amerika Bank, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bremen-Amerika Bank, Aktiengesellschaft, the last known address of which is Postfach 117, Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bremen-Amerika Bank, Aktiengesellschaft, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Bremen American Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April. 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6600; Filed, Apr. 19, 1946; 11:01 a. m.]

[Vesting Order 6158]

BRINCKMANN, WIRTZ & CO.

In re: Bank accounts owned by Brinckmann, Wirtz & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Brinckmann, Wirtz & Co., the last known address of which is Hamburg, Germany, is a national of a designated enemy country (Germany):

2. That the property described as follows:

a. That certain debt or other obligation owing to Brinckmann, Wirtz & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Brinckmann, Wirtz & Co., and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Brinckmann, Wirtz & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an old checks outstanding account, entitled Brinckmann, Wirtz & Co., and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Brinckmann, Wirtz & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed deposit account, entitled Brinckmann, Wirtz & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6601; Filed, Apr. 19, 1946; 11:02 a. m.]

[Vesting Order 6159]

ERNST CLAR

In re: Bank account owned by Ernst Clar.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernst Clar, whose last known address is St. Georgenthal, Bei Warnsdorf, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Leonard Levin Company, by Industrial Trust Company, 111 Westminster Street, Providence, Rhode Island, arising out of a blocked account, entitled Leonard Levin Company, in trust for Ernst Clar, St. Georgenthal, Bei Warnsdorf, Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6602; Filed, Apr. 19, 1946; 11:02 a. m.]

[Vesting Order 6160]

DROSTE & TEWES

In re: Bank account owned by Droste & Tewes.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Droste & Tewes, the last known address of which is Muenster, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Droste & Tewes, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Droste & Tewes, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the in-

terest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6603; Filed, Apr. 19, 1946; 11:02 a. m.]

[Vesting Order 6161]

DUERENER BANK

In re: Bank account owned by Duerener Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Duerener Bank, the last known address of which is 2 A Bismarckstrasse, Dueren, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Duerener Bank, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Duerener Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6604; Filed, Apr. 19, 1946; 11:02 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 64, Order 279]

MARSHALL-WELLS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 54, and section 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices.* This order establishes maximum prices for sales of the Models KZ–E–15 and TZ–E–41 electric ranges sold by Marshall-Wells Company to retail dealers. The maximum prices, including the Federal excise tax, are those set forth below:

Electric range (model)	Quantity	Maximum prices for sales to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
KZ–E–15	1 to 4	$119.86	$121.59	$123.31	$125.04
	5 or more	115.62	117.37	119.21	121.17
TZ–E–41	1 to 4	78.77	79.86	80.96	82.02
	5 or more	76.12	77.29	78.22	79.24

These maximum prices are f. o. b. seller's warehouse; and they are subject to its customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
Electric range.	KZ–E–15	$178.75	$181.95	$184.75	$187.95
	TZ–E–41	118.50	120.25	121.95	123.75

These maximum prices include delivery; a one year warranty; and installation with connection to electric facilities to be provided by the consumer where such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add $3.50 to the above OPA retail ceiling price. In all other respects these prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) *Labeling.* Marshall-Wells Company, prior to delivering any range covered by this order to a retail dealer, shall cause to be affixed securely to the outside panel of the oven door of each range a label, showing the model number of the range, its OPA retail ceiling price for sales to ultimate consumers in each zone, and a list of states included in each zone. The label shall also contain a statement that the retail ceiling price includes the Federal excise tax, delivery, a one year warranty, and installation where such installation requires only that the range be connected to electric facilities to be provided by the purchaser and such connection does not require any additional materials. The label shall further state that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pig-tail") and such a set is furnished by the retail dealer, he may add $3.50 to the OPA retail ceiling price of the range. This label may not be removed until after the range has been sold to an ultimate consumer.

(c) *Zones.* For the purposes of this order, Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Michigan.
Zone 2: Wisconsin, Minnesota and Iowa.
Zone 3: North Dakota, South Dakota, Montana, and Wyoming.
Zone 4: Washington, Oregon and Idaho.

(d) *Revocation or amendment:* This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6627; Filed, Apr. 19, 1946; 11:43 a. m.]

[MPR 64, Order 280]

TENNESSEE STOVE WORKS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the one model of gas range listed below manufactured by the Tennessee Stove Works, Chattanooga 1, Tennessee. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
6500–9H	*Each* $78.95	*Each* $81.50	*Each* $83.95	*Each* $86.50

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. If the retailer sells a stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Amount which may be added*
Light and timer	$7.75
Pyrex over door panel	5.75
Cover top	1.50
Simmer burner cock	.75
Set of four simmer burner cocks	2.75

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to the first invoice to each purchaser for resale at wholesale after the effective date of this order the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone and the area included in each zone. The label shall also state that the retail ceiling prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(d) For purposes of this order Zones 1, 2, 3 and 4 comprise the following states:

Zone 1: Tennessee, Kentucky, North Carolina, South Carolina, Georgia, Florida, Alabama and Mississippi.

Zone 2: Maine, Massachusetts, Vermont, Connecticut, Rhode Island, New Hampshire, New Jersey, Arkansas, Louisiana, Wisconsin, Iowa, Minnesota, Missouri, New York, Michigan, Pennsylvania, Delaware, Illinois, Indiana, Ohio, West Virginia, Virginia, Maryland and the District of Columbia.

Zone 3: North Dakota, South Dakota, Wyoming, Nebraska, Colorado, Kansas, New Mexico, Texas and Oklahoma.

Zone 4: Washington, Oregon, Montana, Idaho, California, Nevada, Utah and Arizona.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 20th day of April 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6628; Filed, Apr. 19, 1946; 11:43 a. m.]

[MPR 64, Order 281]

J. ROSE & CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales of four models of gas ranges manufactured for J. Rose & Company, Inc., 68 Jay Street, Brooklyn 1, New York.

(1) For sales in each zone by J. Rose & Company, Inc., to retail dealers the maximum prices, including the Federal excise tax, are those set forth below:

Model	Article	Maximum prices for sales to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
360	Gas range	*Each* $47.95	*Each* $48.90	*Each* $50.45	*Each* $52.17
360 L. P	do	50.22	51.17	52.72	54.44
360 H. C	do	54.19	55.14	56.69	58.41
360 H. C. L. P	do	56.44	57.39	58.94	60.67

These prices are f. o. b. Brooklyn, New York. If J. Rose & Company, Inc., sells any of the above models equipped with any of the items listed below, it may add to the applicable maximum price for the stove shown above, in amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Amount which may be added*
Special handles	$1.35
Chrome plated burners	1.35
Porcelain top grates	1.35
Porcelain enameled burners	1.35
Top burner cover	1.27

In all other respects these prices are subject to J. Rose & Company, Inc.'s customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Article	Maximum prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
360	Gas range	*Each* $78.50	*Each* $79.95	*Each* $82.50	*Each* $85.25
360 L. P	do	81.95	83.50	85.95	88.75
360 H. C	do	87.95	89.50	91.95	94.75
360 H. C. L. P	do	91.25	92.75	95.25	97.95

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting $6.00 from his maximum price as shown for sales on an installed basis. If the retailer sells any of the above models equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Amount which may be added*
Special handles	$2.25
Chrome plated burners	2.25
Porcelain top grates	2.25
Porcelain enameled burners	2.25
Top burner cover	1.95

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) J. Rose & Company, Inc., shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Maine, Vermont, New Hampshire, New York, Massachusetts, Connecticut, Rhode Island, New Jersey, Pennsylvania, Maryland, Delaware, Ohio, West Virginia, Virginia, North Carolina, South Carolina, District of Columbia.

Zone 2: Wisconsin, Michigan, Iowa, Illinois, Indiana, Missouri, Kentucky, Tennessee, Mississippi, Alabama, Georgia, Louisiana, Florida.

Zone 3: North Dakota, Minnesota, South Dakota, Nebraska, Colorado, Kansas, Oklahoma, Arkansas, Texas.

Zone 4: Washington, Oregon, California, Idaho, Nevada, Montana, Wyoming, Utah, Arizona, New Mexico.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 3d day of May 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6629; Filed, Apr. 19, 1946; 11:44 a. m.]

[Gen. Order 71]

Grocery Items in Hawaii

Authorization to Fix Community Ceiling Prices

A statement of the considerations involved in the issuance of this order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, Executive Order 9250 and Executive Order 9328, it is hereby ordered:

(a) *Authority to fix community dollars-and-cents ceiling prices for food items*—(1) *Sales at retail.* The Hawaii Territorial Office of the Office of Price Administration may, by order, fix community dollars-and-cents ceiling prices or other dollars-and-cents ceiling prices for sales at retail of any food items by all sellers in any area or locality within its jurisdiction. No person may sell or offer to sell any such food item at prices higher than the dollars-and-cents ceiling prices fixed by any order issued hereunder.

(2) *Other sales.* The Hawaii Territorial Office of the Office of Price Administration may, by order, fix dollars-and-cents ceiling prices for sales, other than at retail, in any area or locality within its jurisdiction of any food items.

(b) *Posting*—(1) *Selling prices.* Every person selling food items at retail must post his selling price for each food item for which a community dollars-and-cents ceiling price is fixed by any order issued hereunder. The selling price must be posted either on the item or at or near the place where the item is offered for sale.

(2) Ceiling prices. Every person selling food items at retail must also obtain from the Office of Price Administration and post, in a conspicuous place in the store or place of sale, a list of the community dollars-and-cents ceiling prices fixed hereunder for such food items, when that list is supplied by the Office of Price Administration. If the dollars-and-cents ceiling prices established hereunder do not replace the ceiling prices of a seller, he must continue to post his ceiling prices as required by any other applicable regulation.

(c) *Taxes.* Any tax upon or incident to the sale of any food item covered by any order issued hereunder, which the statute or ordinance imposing the tax does not prohibit the seller from stating and collecting separately from the selling price, may be collected by the seller in addition to his selling price, if he states the tax separately.

(d) *Indirect price increases.* No person shall evade any of the provisions of any order issued hereunder by any stratagem, scheme or device. He must not, as a condition of selling any food, require a customer to buy anything else.

(e) *Sales slips and receipts.* Every person selling food items at retail must, if he has customarily given a sales slip, receipt or similar evidence of purchase, continue to do so. Furthermore, regardless of custom, every person must give any customer who asks for it a receipt showing the date of the sale, the name and address of the seller, the customer's name, the name of each food item sold (including the grade, weight, quantity, size and any other specification affecting the maximum price), and the price charged for the item.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order or any order issued hereunder. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Penalties.* On and after the effective date of any order issued hereunder, any person who sells or offers to sell at a price higher than the ceiling price fixed by such order, or who otherwise violates any provisions of this order or any order issued hereunder, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended. Also any person who in the course of trade or business buys at a price higher than the ceiling price fixed by any order issued hereunder is subject to the criminal penalties and civil enforcement actions provided for by that act.

(h) *Force and effect of orders.* Any order issued or action taken in accordance with this order shall have the same force and effect as if issued or taken by the Price Administrator.

(i) *Geographical applicability.* This order shall apply to the Territory of Hawaii.

(j) *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in the applicable provisions of Revised Maximum Price Regulation 373 (e. g. section 21 in the case of fresh fruits and vegetables), shall apply to the terms used herein.

This order shall become effective as of February 19, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6616; Filed, Apr. 19, 1946; 11:50 a. m.]

[Rev. SO 119, Amdt. 1 to Order 40]

C. V. Hill and Co., Inc.

Adjustment of Maximum Prices

Amendment 1 to Order No. 40 Under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of refrigerated counter and display cases and mechanically operated refrigerators over 16 cubic feet capacity (reach-in—walk-in) manufactured by C. V. Hill and Company, Inc., 360 Pennington Avenue, Trenton 1, New Jersey. Docket No. 6123-SO 119-56.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, *It is ordered:*

Paragraph (a) (1) of Order No. 40 under Revised Supplementary Order No. 119, is amended by adding a new subparagraph (i) as follows:

(i) The above manufacturer may determine his maximum prices for his line of Refrigerated Counter and Display Cases and Mechanically Operated Refrigerators over 16 cubic feet capacity (reach-in—walk-in) by increasing by 5 percent his list prices on these items in effect on October 1, 1941, to each class of purchaser.

This amendment shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6649; Filed, Apr. 19, 1946; 11:48 a. m.]

[Rev. SO 119, Order 168]

Barcalo Mfg. Co.

Adjustment of Ceiling Prices

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Barcalo Manufacturing Company, Buffalo, New York, may compute its adjusted ceiling prices for all articles of summer metal household furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 18 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with Note 3 in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale prices under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6650; Filed, Apr. 19, 1946; 11:49 a. m.]

[Rev. SO 119, Order 169]

Rival Mfg. Co.

Adjustment of Ceiling Prices

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Rival Manufacturing Company, 2423 East 15th Street, Kansas City, Missouri, may compute its adjusted ceiling prices to apply to its sales of all juice extractors, which it manufactures, from February 28, 1946, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 11 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in resellers' margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) The provisions of Supplementary Order No. 153 shall not apply to sales covered by this order.

(f) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on the 20th day of April 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6651; Filed, Apr. 19, 1946; 11:41 a. m.]

[RMPR 136, Amdt. 1 to Order 536]

H. P. Randall Mfg. Co.

Adjustment of Maximum Prices

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

Order 536 under Revised Maximum Price Regulation 136 is amended in the following respects:

1. The narrative in paragraph (a) preceding subparagraph (1) is amended to read as follows:

(a) H. P. Randall Company, Demopolis, Alabama, may sell, f. o. b. plant, each trailer described in subparagraph (1) below at a price not to exceed $124.26 plus federal excise tax, and state and local taxes on its sale or delivery of the trailer and the cost of transporting the trailer to the purchaser, if any.

2. The suggested resale price of $170.00 contained in paragraph (b) (1) is amended to read as follows:

(1) Suggested Resale Price	$177.51

This amendment shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6630; Filed, Apr. 19, 1946; 11:47 a. m.]

[RMPR 136, Order 608]

NATIONAL AUTOMATIC TOOL CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) National Automatic Tool Co., Inc., Richmond, Indiana, may sell, f. o. b. plant, each utility trailer described in subparagraph (1) below at a price not to exceed the prices contained in subparagraph (2) below, plus federal excise tax, and state and local taxes on the sale or delivery of the trailer and the cost of transporting it to the purchaser, if any.

(1) *Description.* Model 100, two-wheel utility trailer and body ½ ton capacity, welded tubular steel construction, chassis dimensions 4' wide x 6' long, with 6.00 x 9, 4-ply synthetic rubber tires and tubes and additional detailed specifications included in the report filed with this Office.

Model 101, extension rack all welded steel construction.

Model 102, canopy top, canvas with tubular bows.

(2) Prices:

Model 100	$114.46
Model 101	12.62
Model 102	26.05

(b) National Automatic Tool Company, Inc., is authorized to suggest to resellers a resale price for the utility trailer described in paragraph (a) (1) consisting of the following:

(1) Suggested resale prices:

Model 100	$152.61
Model 101	16.83
Model 102	34.73

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Richmond, Indiana, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by National Automatic Tool Company, Inc. to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the utility trailer.

(c) A reseller of National Automatic Tool Company, Inc., utility trailers in any of the territories or possessions of the U. S. is authorized to sell the utility trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the utility trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the utility trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6632; Filed, Apr. 19, 1946; 11:45 a. m.]

[RMPR 136, Order 609]

TROTWOOD TRAILERS, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Trotwood Trailers, Inc., Trotwood, Ohio, may sell, f. o. b. plant, each Trotwood trailer coach described in subparagraph (1) below at a price not to exceed $692.63 plus federal excise tax, and state and local taxes on the sale or delivery of the trailer coach, and the cost of transporting it to the purchaser, if any.

(1) *Description.* Trotwood Model "40 Economy" trailer coach body size 14'6" long x 7'1" wide, x 8'4" high, with all steel chassis and standard Trotwood individual wheel suspension, 6.50 x 16, 6-ply synthetic rubber tires—and tubes and additional detailed specifications included in the report filed with this Office.

(b) Trotwood Trailers, Inc. is authorized to suggest to resellers a resale price for the trailer coach described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale price,* $923.84.

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Trotwood, Ohio, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Trotwood Trailers, Inc. to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailer coach.

(c) A reseller of Trotwood trailer coaches in any of the territories or possessions of the U. S. is authorized to sell the trailer coach described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer coach; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer coach, the reseller may add to its price under paragraph (b) the increase in price, plus its customary mark-up on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary mark-up on such an amount.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6633; Filed, Apr. 19, 1946; 11:45 a. m.]

[SO 142, Order 81]

AUSTIN-WESTERN CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 81 under Supplementary Order No. 142—Adjustment provisions for sales of industrial machinery and equipment. Austin-Western Company Docket No. 6083–S. O. 142–136–316.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Austin-Western Company, Aurora, Illinois, of its line of manufactured items shall be determined by increasing by 15.0% the maximum prices for these products in effect just prior to September 28, 1945.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Austin-Western Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6652; Filed, Apr. 19, 1946; 11:46 a. m.]

[SO 142, Order 82]

BARBER-GREENE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 82 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Barber-Greene Company. Docket No. 6083–S. O. 142–136–303.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Barber-Greene Company, Aurora, Illinois, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142 except Conveyors of the stationary fixed type for which price control has been suspended by Amendment No. 13 to Supplementary Order No. 129, shall be determined by increasing by 18.0% the maximum prices for these products in effect just prior to September 28, 1945.

(b) For sales of Conveyors of the stationary fixed type delivered by the Barber-Greene Company to any purchasers after March 11, 1946, the Barber-Greene Company may collect up to but not in excess of the price which the purchaser has specifically contracted to pay.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Barber-Greene Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6653; Filed, Apr. 19, 1946; 11:42 a. m.]

[SO 142, Order 83]

KOEHRING CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 83 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Koehring Company. Docket No. 6083–SO 142–136–347.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Koehring Company, Milwaukee, Wisconsin, of its line of manufactured items shall be determined by increasing by 5.3% the maximum prices for these products in effect just prior to September 28, 1945.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Koehring Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6654; Filed, Apr. 19, 1946; 11:41 a. m.]

[SO 142, Order 84]

JEFFERSON ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 84 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Jefferson Electric Company. Docket No. 6083–S. O. 142–136–253.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The Jefferson Electric Company, Bellwood, Illinois, shall compute maximum prices for sales of radio transformers and other radio parts under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation 136, substituting the figure 32.7% for the percentage applicable to the part being priced which is set forth in that section.

(b) The maximum prices for sales by the Jefferson Electric Company, Bellwood, Illinois, of specialty transformers, fluorescent transformers, and fuses (other than fuses for use as radio parts and plug-type fuses) shall be the current price (as defined in this order) increased by 32.7% of that price.

The phrase in this order, "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided by Order No. 572 under Revised Maximum Price Regulation 136 or amendments thereto.

(c) The maximum prices for sales by resellers of the products described in paragraphs (a) and (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Jefferson Electric Company shall notify each purchaser, who buys the products listed in paragraph (a) and (b) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6655; Filed, Apr. 19, 1946; 11:44 a. m.]

[SO 142, Order 85]

STAMSVIK MFG. CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 85 under Supplementary Order No. 142. Adjustment provisions for

sales of industrial machinery and equipment. Stamsvik Manufacturing Corporation. Docket No. 6083–S. O. 142–136–408.

For the reasons set forth in an opinion issued simultaneously and filed with the Division of the Federal Register and pursuant to section 2 (c) of Supplementary Order No. 142, *It is ordered:*

(a) (1) The maximum list price for sales by the Stamsvik Manufacturing Corporation, Pittsburgh, Pennsylvania, of the Model 48 Milk Filter shall be $152, subject to the discounts, allowances and other deductions in effect to a purchaser of the same class just prior to the issuance of this order.

(2) The maximum net price for sales to resellers by the Stamsvik Manufacturing Corporation, Pittsburgh, Pennsylvania of Milk Filter repair parts shall be determined as follows: The manufacturer shall deduct a 20% discount and all other allowances in effect just prior to the issuance of this order from the maximum list prices in effect just prior to the issuance of this order to resellers.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order by the percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Stamsvik Manufacturing Corporation shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) On or before September 15, 1946, the Stansvik Manufacturing Corporation shall file with the Machinery Branch, Office of Price Administration, Washington, D. C., a statement of sales for the first six months of 1946 of the items listed in paragraph (a) and the dollar value of these sales in effect just prior to the issuance of this order.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 19, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6656; Filed, Apr. 19, 1946; 11:46 a. m.]

[MPR 188, Order 4965]

ENDER MFG. CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Ender Manufacturing Corp., 260 West Street, New York 13, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—				
		Distributor	Jobber who stocks	Jobber who drop-ships	Retailer	Consumer
Germicidal lamp	MG15C MG30C	*Each* $6.30 8.61	*Each* $7.42 10.13	*Each* $8.25 11.25	*Each* $9.90 13.50	*Each* $16.50 22.50

These maximum prices are for the articles described in the manufacturer's application dated April 3, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory. The cash discount is 2% 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$_____
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 20th day of April 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6634; Filed, Apr. 19, 1946; 11:44 a. m.]

[MPR 188, Order 4966]

VAN CLEFF

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Van Cleff, 36 West 25th Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumer
		Jobber	Retailer	
Double figure Dresden China table lamp, mounted on plated base with 17" oval hand sewn sheer taffeta over crepe shade, trimmed with bias fold at bottom and double sheer taffeta puff ruching at top. (A collector or decorator item—the china figures present intricate detail and the shade beauty and artistry in design and workmanship)	922	*Each* $63.75	*Each* $75.00	*Each* $135.00

These maximum prices are for the articles described in the manufacturer's application dated March 11, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers, they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. _____
OPA Retail Ceiling Price—$_____
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 20th day of April 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6635; Filed, Apr. 19, 1946; 11:41 a. m.]

[MPR 260, Amdt. 2 to Order 1291]

IRWIN MARKLEY CIGAR CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260; *It is ordered,* That:

The maximum prices for the "Garcia Imperial-Imperial" cigars set forth in paragraph (a) of Order No. 1291 under Maximum Price Regulation 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Garcia Imperial	Imperial	50	*Per M* $75.00	*Cents* [1] 10

[1] Attention of the manufacturer is directed to the average retail price ceiling requirement of Maximum Price Regulation 260.

This amendment shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6636; Filed, Apr. 19, 1946; 11:46 a. m.]

[MPR 260, Order 2144]

KERNELS CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered,* That:

(a) Kernels Cigar Company, 213 S. Broadway L, Los Angeles, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Kernels	Juniors	10	*Per M* $28.00	*Cents* 10 for 35

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6637; Filed, Apr. 19, 1946; 11:46 a. m.]

[MPR 260, Order 2145]

THREE BEES CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Grace Quigley, Mable Jones and Tennie James, d/b/a Three Bees Cigar Company, 1002½ E. 2nd Street, Joplin, Missouri (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Three-Bees Cigar Co.	Queens	50	*Per M* $75.00	*Cents* 10
	Juniors	50	60.00	2 for 15
	Coronas	50	97.50	13

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand

and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6638; Filed, Apr. 19, 1946; 11:46 a. m.]

[MPR 260, Order 2146]

ELIZABETH BRENEMAN

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Elizabeth Breneman, 90 East Main Street, Windsor, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Pettys Best	Corona	50	$75.00	[1] 10

[1] Attention of manufacturer is directed to average retail price ceiling requirement of Maximum Price Regulation 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6639; Filed, Apr. 19, 1946; 11:43 a. m.]

[MPR 260, Order 2147]

CORRAL, WODISKA Y CA

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Corral, Wodiska y Ca, 1302-1312 19th Street, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
La Diligencia	Bouquets	50	$90.00	12
Regreso	do	50	90.00	12
La Mareva	do	50	90.00	12
Julia Marlowe	do	50	90.00	12

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6640; Filed, Apr. 19, 1946; 11:43 a. m.]

[MPR 260, Order 2148]

HARRY A. MYERS

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Harry A. Myers, R. D. 7, York, Pa. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
"S77"	Large Invincible	50	*Per M* $75.00	*Cents* [1] 10

[1] Attention of manufacturer is directed to average retail price ceiling requirements of Maximum Price Regulation 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6641; Filed, Apr. 19, 1946; 11:43 a. m.]

[MPR 591, Amdt. 1 to Rev. Order 78]

J. A. ZURN MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation 591; *It is ordered:*

In Revised Order 78 under section 16 (b) (1) of Maximum Price Regulation 591, paragraph (a) (1) is amended to read as follows:

(a) (1) The J. A. Zurn Manufacturing Co. may increase its maximum prices in effect prior to October 28, 1945 to each class of purchaser for its line of plumbing and drainage staples and fittings by 19.6 percent.

This amendment is effective April 19, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6645; Filed, Apr. 19, 1946; 11:42 a. m.]

[MPR 477, Order 22]

PANTHER PANCO RUBBER CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9a (e) of Maximum Price Regulation 477, it is ordered:

(a) *What this order does.* This order establishes maximum prices for all sales by the manufacturer, by wholesalers and retailers in the home replacement trade of the composition half soles bearing the brand names, Panco, Panco Corrugated, Sure Step, Pancrom and Monogram in the sizes and irons listed herein which are manufactured by the Panther Panco Rubber Company, Inc., Chelsea, Massachusetts.

(b) *Maximum prices for all sellers.* The manufacturer's, wholesalers', and retailers' maximum prices for sales in the home replacement trade of the composition half soles described in paragraph (a) shall be as follows:

Brand, color, and size	Manufacturer's prices (per dozen pairs)	Wholesalers' prices (per dozen pairs)	Retailers' prices (per pair)
GEN. PANCO TAPS—BLACK			
Men's:			
9 iron—size 9-11	$2.10	$2.80	$0.35
10½ iron—size 9-11	2.21	2.95	.40
10½ iron—size 13-15	2.40	3.20	.40
10½ iron—size 17-19	2.59	3.45	.40
12 iron—size 9-11	2.33	3.10	.40
12 iron—size 13-15	2.51	3.35	.40
12 iron—size 17-19	2.70	3.60	.45
Boys'			
10½ iron—sizes 5 and 7	$2.03	$2.70	$0.35
12 iron—size 5	2.03	2.70	.35
12 iron—size 7	2.10	2.80	.35
Little gents 10½ iron—size LG	1.88	2.50	.35
PANCO CORRUGATED TAPS—BLACK			
Women's:			
9 iron—size W	1.50	2.00	.25
10½ iron—size W	1.65	2.20	.30
SURESTEP TAPS—BLACK			
Men's:			
9 iron—size 9 and 11	1.31	1.75	.20
9 iron—size 13	1.43	1.90	.25
10½ iron—size 9 and 11	1.54	2.45	.30
10½ iron—size 13	1.95	2.60	.35
12 iron—size 9 and 11	1.95	2.60	.35
12 iron—size 13	2.06	2.75	.35
Boys':			
9 iron—size 7	1.31	1.75	.20
9 iron—size 5	1.20	1.60	.20
10½ iron—size 7	1.65	2.20	.30
10½ iron—size 5	1.65	2.20	.30
12 iron—size 5 and 7	1.73	2.30	.30
Little gents:			
9 iron—size LG	1.20	1.60	.20
10½ iron—size LG	1.50	2.00	.25
PANCROM AND MONOGRAM TAPS—BLACK			
Men's:			
12 iron—size 13-15	2.06	2.75	.35
12 iron—size 9-11	1.95	2.60	.35
10½ iron—size 13-15	1.95	2.60	.35
10½ iron—size 9-11	1.84	2.45	.30
Boys':			
12 iron—size 7	1.73	2.30	.30
12 iron—size 5	1.73	2.30	.30
10½ iron—size 7	1.65	2.20	.30
10½ iron—size 5	1.65	2.20	.30
Little gents:			
10½ iron—size LG	1.50	2.00	.25
9 iron—size LG	1.20	1.60	.20

The above maximum prices for sales by manufacturers are subject to a 2% cash discount and the manufacturer shall not reduce any transportation allowance he had in effect to a purchaser of the same class during March 1942.

The above maximum prices for sales by wholesalers are subject to any cash discount and transportation allowances the wholesaler had in effect to a purchaser of the same class during March 1942.

All other discounts, allowances and trade practices of the seller which were in effect in March 1942 shall apply to sales covered by this order.

(c) *Notification of maximum prices.* With or prior to the first delivery to a wholesaler or a retailer of any of the half soles covered by this order, the seller shall notify the purchaser in writing of the maximum prices for retailers' sales to consumers of the half soles. If the purchaser is a wholesaler, the notification shall include the maximum prices applicable to the wholesalers' resales to wholesalers and retailers and a statement that such purchaser is required by his order to notify any retailers to whom he sells of the maximum prices for sales by retailers of these half soles as established by paragraph (b) of this order.

(d) All provisions of Maximum Price Regulation 477 that are not inconsistent with this order shall apply to sales covered by this order.

(e) This order may be revoked or amended by the Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6642; Filed, Apr. 19, 1946; 11:42 a. m.]

[MPR 591, Order 430]

FOX WATER SOFTENER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following domestic water softeners manufactured by the Fox Water Softener Company, P. O. Box 411, Burbank, California and as described in its application dated February 1, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Water softeners and Zeolite type

Model and grain capacity:	
V-1—single—hand valve type—12,500	$100.00
V-2—single—hand valve type—25,000	125.00
V-3—single—hand valve type—37,500	145.00
V-4—single—hand valve type—50,000	165.00
V-5—single—hand valve type—62,500	240.00
F-1—twin—solo valve type—32,500	160.00
F-2—twin—solo valve type—43,750	215.00
F-3—twin—solo valve type—55,500	250.00
F-4—twin—solo valve type—70,000	325.00
F-5—twin—solo valve type—86,500	405.00

(b) The maximum net prices, f. o. b. point of shipment for sales by any persons to jobbers shall be the maximum prices specified in (a) above, less a discount of 40 percent.

(c) The maximum net prices, f. o. b. point of shipment for sales by any persons to dealers shall be the maximum prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) The maximum net prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except in sales to consumers, shall notify each of his purchasers in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) The Fox Water Softener Company shall attach to each water softener covered by this order a tag containing the following:

OPA maximum retail price not installed—$_____
(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6646; Filed, Apr. 19, 1946; 11:45 a. m.]

[MPR 591, Order 431]

BARNES MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, for sales by any person of the following Model W B 101—Gas Conversion Burner manufactured by Barnes Manufacturing Company, 2230 East Ninth Street, Cleveland, Ohio, and as described in the application dated February 16, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C. shall be:

	On sales to—			
	Distributors	Dealers	Consumers uninstalled	Consumers installed
Barnes model W B 101 gas conversion burner:	*Each*			
Lots of 1 to 24	$68.00	$83.00	[1] $115.00	[1] $160.00
Lots of 25 to 99	66.00			
Lots of 100 to 1,000	62.50			

[1] Each in any quantity.

All above prices are f. o. b. point of manufacture, except on sales to consumers.

(b) The maximum net prices established by this order shall be subject to a cash discount of 1 percent in 10 days and all other discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category.

(c) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except on sales to consumers, upon resale.

(d) The maximum prices established by this order reflect the increase permitted by Amendment 8 to Order 48 under Maximum Price Regulation No. 591, and may not be further increased.

(e) Barnes Manufacturing Company of Cleveland, Ohio, shall stencil on each Gas Conversion Burner covered by this order, the following:

OPA Maximum Retail Price $115.00 Uninstalled—$160.00 Installed Complete.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6647; Filed, Apr. 19, 1946; 11:45 a. m.]

[MPR 188, Order 11]

METAL COMMERCIAL FURNITURE

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* Metal commercial furniture as set forth below, has been found to be a reconversion product in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation No. 188.

This order specifies a price increase factor to be used by manufacturers of this product; and it sets forth the specific pricing provisions which all sellers are to follow in calculating their maximum prices for resales of the product.

SEC. 2. *Articles covered by this order.* This order covers all articles of metal commercial furniture, fixtures, equipment and accessories covered by Maximum Price Regulation No. 188, except those whose maximum prices were established under the "cost method" of Order No. 4332 or Revised Order No. 4332 under Maximum Price Regulation No. 188. "Metal commercial furniture" as used in this order means all furniture, fixtures, equipment and accessories set forth in Appendix C of Maximum Price Regulation No. 188, except those listed below, when primarily designed and generally used for non-household purposes, and when made with metal which accounts for, at least, 50% of the total cost of materials used.

This order does not cover articles of scientific and professional equipment such as dentist's and physician's examination chairs and tables, and hospital operating-room equipment; cooking utensils; and business and store machines.

SEC. 3. *Manufacturers' maximum prices.*—(a) *Determination of maximum prices.* Manufacturers shall continue to determine their maximum prices for articles covered by this order under the same regulation and pricing provisions applicable before this order was issued.

(b) *Increase factor.* Manufacturers may increase, by 10.5 percent their maximum prices (exclusive of any permitted increases) properly established under Maximum Price Regulation No. 188 of the "comparability method" of Order No. 4332 of Revised Order No. 4332 under that regulation for sales to all persons except users. On sales by manufacturers direct to users, manufacturers may increase by 6.7 percent, their maximum prices (exclusive of any permitted increases) properly established under Maximum Price Regulation No. 188 or the "comparability method" of Order No. 4332 of Revised Order No. 4332 under that regulation.

(c) *"Adjusted maximum price".* A manufacturer's "adjusted maximum price" is the highest of the following amounts:

(1) His maximum price properly established under Maximum Price Regulation No. 188 of the "comparability method" of Order No. 4332 of Revised Order No. 4332 under that regulation increased by 10.5 percent in accordance with paragraph (b) of this section.

(2) His maximum price properly established under Maximum Price Regulation No. 188, or Order No. 4332 or Revised Order No. 4332 under that regulation, plus any increases in that maximum price permitted by an OPA order [1] other than this order.

(3) His maximum price properly established under section 5 of Supplementary Order No. 118.

A manufacturer may make sales and deliveries at or below his adjusted maximum price computed under this section. Therefore, the term "selling price" as used in this order means the price at or below the adjusted maximum price at which the manufacturer makes a sale or delivery.

(d) *"Unadjusted maximum price."* In order to provide his purchasers for resale with the basis for determining their maximum prices under the applicable regulation, the manufacturer must state an "unadjusted maximum price" on his invoice. This section explains how he computes that "unadjusted maximum price."

A manufacturer finds his "unadjusted maximum price" for any article covered by this order which he sells at a maximum price adjusted under this order or any other adjustment provision or order, as follows:

(1) If his selling price for the article is not more than 10.5 percent above its properly established maximum price to a particular class of purchaser, exclusive of all permitted increases, his unadjusted maximum price to that class of purchaser is that properly established maximum price exclusive of all permitted increases.

Example of how a manufacturer finds his "unadjusted maximum price" when his selling price is not more than 10.5 percent above his previously established maximum price. A manufacturer has a properly established maximum price, exclusive of all permitted increases, of $30.00 for a metal filing cabinet. Although he may, under this order increase that price by 10.5 percent or up to $33.50, his actual selling price is only $32.50. Since his selling price is not more than 10.5 percent above $30.00 (his properly established maximum price exclusive of all permitted increases) the figure which he shows on his invoice as his "unadjusted maximum price" is $30.00.

(2) If his selling price for the article is more than 10.5 percent above its properly established maximum price to a particular class of purchaser, exclusive of any permitted increases, he finds his unadjusted maximum price to that class of purchaser as follows:

Step 1. He determines the percentage amount by which his actual selling price exceeds his properly established maximum price, exclusive of all permitted increases.

Step 2. He deducts 10.5 percentage points from the percentage found in Step 1.

Step 3. He adds to his maximum price, exclusive of all permitted increases, the percentage amount found in Step 2. The resulting amount is his "unadjusted maximum price".

Example of how a manufacturer finds his "unadjusted maximum price" when his selling price is more than 10.5 percent above his previously established maximum price. A manufacturer has a properly established maximum price, exclusive of all permitted increases, of $30.00 for a metal filing cabinet. He has received an order under Revised Supplementary Order No. 119 permitting him to increase his maximum prices by 16 percent or $4.80 resulting in a maximum price of $34.80. However, his actual selling price on a particular sale is only $33.75. The steps by which he finds his "unadjusted maximum price" are as follows:

Step 1. His actual selling price is $3.75 above his maximum price exclusive of all permitted increases. This he finds to be 12.5 percent above that maximum price.

Step 2. He deducts 10.5 percentage points from 12.5 percent, and the result is 2 percent.

Step 3. He adds 2 percent to his maximum price exclusive of all permitted increases of $30.00, or 60¢. The "unadjusted maximum price" which he shows on his invoice for that sale is therefore $30.60.

(3) If a manufacturer's new maximum price for a particular article was properly established under section 5 of Supplementary Order No. 118, he first finds a price exclusive of all permitted increases, by the following steps:

Step 1. He finds the increase factor permitted under section 4 of Supplementary Order No. 118 on his most comparable 1941 article (which he used in calculating his maximum price under section 5 of that order), by dividing the new maximum price of that comparable article by its maximum price in effect before Supplementary Order No. 118 was issued.

Step 2. He divides his new maximum price for the article priced under section 5 of Supplementary Order No. 118, by that increase factor.

The result is the figure he uses as the properly established maximum price (exclusive of all permitted increases) in calculating his "unadjusted maximum price" under subparagraphs (1) or (2) above, whichever is applicable.

SEC. 4. *Adjusted maximum prices of resellers.* A reseller finds his "adjusted" and "unadjusted maximum prices" as follows:

(a) If the reseller had a maximum price for the article established before April 19, 1946 his "adjusted maximum price" is the total of his previously established maximum price, exclusive of all permitted increases, plus the dollar-and-cent difference between his supplier's "unadjusted maximum price" and his actual invoice cost as they appear on his purchase invoice.

(b) A reseller who cannot find his adjusted maximum price under paragraph (a) above and who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his adjusted maximum price according to the method and procedure set forth in that section by the following steps:

Step 1. He determines the mark-up which he had on that comparable article.

Step 2. He finds the price which results from applying that mark-up to his supplier's unadjusted maximum price as it appears on his purchase invoice for the article being priced.

Step 3. His "adjusted maximum price" is the total of the amount found in Step 2 and the dollar-and-cent difference between his supplier's unadjusted maximum price and his actual invoice cost.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form No. 620-759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(c) If a reseller cannot determine his adjusted maximum price by either of the methods set forth above, he shall apply to the Office of Price Administration for the establishment of his adjusted maximum price under § 1499.3 (a) of the General Maximum Price Regulation, in accordance with the provisions of that section. The application shall, in addition to the information specifically required by that section, also give the following information:

(1) His supplier's unadjusted maximum price as it appears on his purchase invoice.

(2) His actual invoice cost.

An adjusted maximum price established in this way will be in line with reseller's adjusted maximum price established generally under this order.

(d) A reseller may make sales and deliveries at prices at or below his adjusted maximum prices computed in this way.

SEC. 5. *Wholesalers' unadjusted maximum prices.* In order to provide his pur-

[1] This refers to Supplementary Order No. 118, and to orders issued under Revised Supplementary Orders Nos. 119 and 133, and Orders A-3 under Maximum Price Regulation No. 188.

chasers for resale with the basis for determining their maximum resale prices the wholesaler must state an "unadjusted maximum price" on his invoice. This section explains how he computes that "unadjusted maximum price."

A wholesaler finds his "unadjusted maximum price" for any article covered by this order as follows:

(a) If the wholesaler had a maximum price for the article established before April 19, 1946, his "unadjusted maximum price" is that properly established maximum price, exclusive of all permitted increases.

(b) A wholesaler who cannot find his unadjusted maximum price under paragraph (a) above and who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his "unadjusted maximum price" according to the method and procedure set forth in that section by applying the same percentage markup which he had on that comparable article to his supplier's unadjusted maximum price as it appears on his purchase invoice.

(c) If the wholesaler cannot determine his unadjusted maximum price by either of the methods set forth above, he shall, at the time he applies for an adjusted maximum price to the Office of Price Administration under section 4 (c) of this order also apply for the establishment of an unadjusted maximum price. Unless such an unadjusted maximum price is established, he may not make sales of the article even though his adjusted maximum price is properly established.

SEC. 6. *Invoice to purchasers for resale.* (a) Any person making a sale of an article covered by this order to a purchaser for resale must furnish such purchasers for resale with an invoice containing the following:

(1) His name and address and the date of the invoice.

(2) The purchaser's name and address.

(3) The model designation of the article and such other description as may be necessary to identify the article on his pricing records.

(4) His "unadjusted maximum price." (As defined in section 3 or 5, whichever is applicable.)

(5) The actual selling price of the article.

(6) The nature and amount of any additional charges.

(7) Terms of sale.

(8) The following notice:

NOTICE OF CEILING PRICES

If you resell the articles for which unadjusted maximum prices are shown on this invoice you must find your resale ceiling prices under section 4 of Order No. 11 under § 1499.159e of Maximum Price Regulation 188.

If a seller who must furnish the invoice described in this paragraph fails to state separately both the "unadjusted maximum price" and the selling price, or fails to identify the "unadjusted maximum price" his maximum price for that sale is his properly established maximum price exclusive of all adjustment charges or permitted increases.

(b) Every seller must keep available for inspection by the Office of Price Administration a copy of each such invoice for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(c) The provisions of this section supersede all provisions with respect to the furnishing of invoices contained in any order previously issued by the Office of Price Administration applicable only to the products of an individual manufacturer covered by this order.

SEC. 7. *Manufacturers' reports.* (a) On or after May 8, 1946, before delivering or offering for delivery an article covered by this order at a maximum price increased under this order or under any other adjustment provision or order, every manufacturer shall file a report with the Office of Price Administration, Washington, D. C. That report shall set forth the following:

(1) The date of the report.

(2) The manufacturer's name and address.

(3) The following information, unless already filed:

A copy of the price list, if any, which the manufacturer issued to the trade and which was effective during March 1942, and a statement of the class or classes of purchasers to which the prices shown thereon were applicable. (If this information has already been filed, the report shall give the date of filing and the location of the Office of Price Administration office with which it was filed.)

(4) A list of all articles of metal commercial furniture as defined in section 2, produced by the manufacturer showing for each article:

(i) His properly established maximum price (exclusive of all permitted increases) to each class of purchaser to whom he customarily makes sales. If his new maximum prices were established under section 5 of Supplementary Order No. 118, he shall report the prices exclusive of all permited increases computed under section 3 (d) of this order.

(ii) His adjusted maximum price to each class of purchaser to whom he customarily makes sales, stating the adjustment provision under which the adjusted maximum price was determined. (For example, Order No. — under § 1499.159e of Maximum Price Regulation 188, Supplementary Order No. 118, Revised Supplementary Order No. 119, Orders A–2 or A–3 under Maximum Price Regulation No. 188).

(iii) The pricing provision under which his maximum price exclusive of all permitted increases was established, the date of approval if any, the section number of the regulation, and the order number, if any.

(b) If a manufacturer fails to file the information required by subparagraph (4) above with respect to any particular article, his maximum price for any sale of that article is his properly established maximum price for the article exclusive of all adjustment charges or permitted increases.

(c) Every manufacturer must keep available for inspection by the Office of Price Administration a copy of each report filed under paragraph (a) of this section for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 8. *Terms of sale.* Every seller of an article covered by this order must maintain all of his terms, discounts, allowances, and other price differentials in effect during March 1942, or which have been subsequently properly established under Office of Price Administration regulations or orders.

SEC. 9. *Relationship of this order to other orders or regulations—(a) Maximum Price Regulation No. 188.* The provisions of this order supersede the provisions of Maximum Price Regulation No. 188 only to the extent that they are inconsistent with the provisions of that regulation.

(b) *Supplementary Order No. 118, Revised Supplementary Order No. 119 and 133, and Orders A–2 or A–3 under Maximum Price Regulation No. 188.* If a manufacturer is eligible for an adjustment under Supplementary Orders No. 118 or 133, Revised Supplementary Order No. 119, or Second Revised Order A–3 under Maximum Price Regulation No. 188, he may nevertheless adjust his maximum prices under this order instead of under those provisions.

Manufacturers may continue to adjust their maximum prices in accordance with any increases permitted under Supplementary Orders Nos. 118, 119 or 133, Revised Supplementary Order No. 119, or Orders A–2 or A–3 under Maximum Price Regulation No. 188, instead of the increase factor specified in section 3.

In all cases, however, the manufacturer must furnish the invoice required by section 6 of this order. The provisions of that section supersede any contrary provisions contained in any individual order issued to the manufacturer.

SEC. 10. *Revision of maximum prices.* Any maximum price adjusted under this order may be revised by the Price Administrator whenever he determines that such adjusted maximum price is not in line with the level of October 1941 prices increased by 10.5 percent, giving due consideration to the manufacturer's customary price relation to other manufacturers in the industry.

SEC. 11. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

SEC. 12. *Effective date.* This order shall become effective on April 19, 1946.

NOTE: The reporting and record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942, as amended.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6666; Filed, Apr. 19, 1946; 4:41 p. m.]

[MPR 188, Rev. Order 4441]

W. H. WEPPLER

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:* Order No. 4441 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by W. H. Weppler, P. O. Box 69, South Ashburnham, Massachusetts.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Scotty dog lamp, pine scotty dog figure with black finish and covered with plaid cloth...	15	$1.70	$2.00	$3.60

These maximum prices are for the article described in the manufacturer's application dated September 19, 1945.

(2) For sales by all persons the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by the revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do No Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the Provisions of section 4.5 of SR 14J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 20th day of April 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6667; Filed, Apr. 19, 1946; 4:42 p. m.]

[MPR 591, Amdt. 9 to Order 1]

WARM AIR FURNACES AND FLOOR AND WALL FURNACES

ESTABLISHMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 5.1 of Order 1 under section 22 of Maximum Price Regulation No. 591 is amended and revised to read as follows:

SEC. 5.1 *Modification of maximum prices for warm air furnaces, floor and wall furnaces, and repair parts and sub-assemblies therefor—(a) Scope of the section.* This section establishes maximum prices for the sales by manufacturers and resellers of warm air, floor and wall furnaces and repair parts and sub-assemblies therefor.

(b) *Manufacturers maximum prices—(1) Furnaces having a "base date maximum price".* The manufacturers maximum price for any furnace, repair part and sub-assembly therefor covered by this section having a "base date maximum price" shall be determined by increasing the maximum net price in effect on the base date to each class of purchaser for each furnace, repair part and sub-assembly therefor by the percentage set forth in Column 1 below.

(2) *Furnaces not having a "base date maximum price".* The manufacturers maximum price for any furnace, repair part, and sub-assembly therefor not having a "base date maximum price" shall be determined by increasing the maximum price in effect just prior to January 14, 1946, to each class of purchaser for each such furnace, repair part, and sub-assembly therefor by the percentages set forth in Column II below.

TABLE OF COMPARABILITY

Cast iron coal-fired wood-fired (diameter of fire-pot, inches)	Steel coal-fired wood-fired (diameter of steel body)	Cast iron steel gas-fired (A. G. A. ratings input)	Cast iron steel oil-fired with vaporizing oil burner (B. t. u. input)	Cast iron steel oil-fired with pressure atomizing burner (burner capacity in gallons per hour)	Column I	Column II
WARM AIR FURNACES AND SUB-ASSEMBLIES	*Inches*				*Percent*	*Percent*
20	20	Up to 100,000 B. t. u.	Up to 100,000 B. t. u.	1	25	16
21	21	100,001 to 110,000 B. t. u.	100,001 to 110,000 B. t. u.		22½	14
22	22	110,001 to 125,000 B. T. U.	110,001 to 125,000 B. T. U.	1¼	20	12
23	23	125,001 to 135,000 B. T. U.	125,001 to 135,000 B. T. U.		17½	10
24	24	135,001 to 150,000 B. T. U.	135,001 to 150,000 B. T. U.	1½	16⅔	7½
All other sizes, gravity type.					9	0
All other sizes, forced air type.					9	3
FLOOR AND WALL FURNACES						
All sizes					17½	17½
REPAIR PARTS						
For all sizes of warm air furnaces.					[1] 17½	17½
For all sizes of floor and wall furnaces					17½	17½

[1] Manufacturers who sell repair and service parts on a list and discount basis may determine their new maximum prices by reducing the applicable discount rounded to the nearest percentage point.

As used in this section, the term "base date maximum price" shall be the highest price which a manufacturer had in effect to each class of purchaser for each type of furnace, repair part and sub-assembly therefor, on the "base dates" set forth below. The term "maximum price in effect just prior to January 14, 1946" shall mean the maximum price established for a new or modified furnace, repair part and sub-assembly under Maximum Price Regulation No. 188 or Maximum Price Regulation No. 591 subsequent to the "base date," and prior to January 14, 1946, ("base date" being the date stated below for the type of furnace, etc., within which the new or modified item is classified).

Type of furnace	*Base date*
(1) Wall and floor furnaces	Mar. —, 1942
(2) Cast iron coal-fired warm air furnaces	Aug. 3, 1943
(3) Steel coal-fired warm air furnaces and subassemblies	Nov. 1, 1943
(4) Cast iron, oil, gas, and wood-fired warm air furnaces	June 23, 1944
(5) Steel, oil, gas, and wood-fired warm air furnaces and subassemblies	June 23, 1944
(6) Repair parts	June 23, 1944

(c) *Optional use of this section.* The maximum prices established by this section shall not operate to decrease any price established for a manufacturer by an individual price adjustment under Maximum Price Regulation No. 188 or Maximum Price Regulation No. 591.

(d) *Resellers maximum prices.* The maximum price for sales by any reseller of Furnaces, sub-assemblies, and repair parts therefor, shall be his maximum price to each class of purchaser in effect on April 18, 1946, except that on any item for which his acquisition cost is increased as a result of the increase permitted manufacturers under this section, his maximum price for such item shall be his maximum price in effect to each class of purchaser on April 18, 1946, plus the actual dollar-and-cent increase in his current acquisition cost resulting from the increase put into effect by his supplier pursuant to the provisions of this section.

(e) *Notification.* On sales of any commodity covered by this section to a customer purchasing for resale, any seller subject to this section, shall give notice in writing at or before the issuance of the first invoice after April 19, 1946 of the actual dollar-and-cents increase for each size of furnace, repair part and sub-assembly therefor over his maximum price to that class of purchaser in effect on April 18, 1946, and the method by which such customer is authorized to determine his maximum price pursuant to the provisions of this section.

(f) *Definitions*—(1) *Warm Air Furnace.* For the purposes of this section, the term warm air furnace includes any direct coal-fired, gas-fired, oil-fired, or wood-fired central plant, warm air heating unit made either of cast iron or wholly or partially of steel, with a BTU output at the register or outlet of 900,000 or less which is designed for the purpose of heating the interior of any structure. It is commonly known as a gravity or forced air warm air furnace, for use with or without air distribution pipes.

(2) *Floor and wall furnaces.* Floor or wall furnaces mean a completely self-contained unit furnace excluding those having additional or separate returns and is suspended from the floor or built into the wall of a space being heated.

Neither term (1) or (2) includes unit heaters, portable or fixed space heaters or domestic heating stoves.

(3) *Sub-assemblies and repair parts.* The term sub-assemblies as used in this section is limited to steel shells and steel radiators. The term repair parts shall be confined to those parts specifically designed for incorporation with any of the types of the furnaces covered by this section.

(g) *Reporting provisions; manufacturers.* Any manufacturer who increases his maximum price as permitted under this section shall within 5 days after such a maximum price has been increased submit to the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C. a report stating the following:

(1) Plate number or other identification for each commodity whose price has been increased.

(2) Its maximum price in effect on the "base date".

(3) Its maximum price in effect just prior to increase in accordance with this order.

(4) Its maximum price in accordance with this order.

(5) Dollar-and-cent difference between (iii) and (iv), which is the amount resellers can add pursuant section (d).

This amendment shall become effective April 19, 1946.

Issued this 19th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6669; Filed, Apr. 19, 1946; 4:43 p. m.]

[RMPR 136, Order 605]

INDUSTRIAL POWER TRANSMISSION EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) As used in this order, the phrase "industrial power transmission equipment" shall be defined to include only industrial power transmission equipment described in Appendix A of Revised Maximum Price Regulation 136.

(b) As used in this order, the phrase "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136 before the addition of any increase provided to an individual manufacturer by any individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) The maximum prices for sales by manufacturers of new industrial power transmission equipment shall be the current prices increased by 7.8%.

(d) The maximum prices for sales of industrial power transmission equipment, by resellers, shall be the maximum prices in effect just prior to the issuance of this order increased by the same percentage by which their net invoice cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of industrial power transmission equipment shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 19, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6665; Filed, Apr. 19, 1946; 4:41 p. m.]

[SO 94, Order 114]

WAR ASSETS ADMINISTRATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN NON-RENEWABLE FUSES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with the provisions of section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new non-renewable cartridge fuses hereinafter described may be sold and delivered by the War Assets Administration or any other United States Government agency, and the herein designated subsequent resellers.

(b) *Maximum prices.* The maximum prices (f. o. b. shipping point) of the hereinafter described new non-renewable cartridge fuses shall be as follows:

Volts	Amperes	Length (inches)	Diameter of tube (inches)	Price for all sales to wholesalers and industrial users	Price for all sales to retailers
		Ferrule end			
250	1-3-6-10-15-20-25	2	½	$1.50 per 100	$2.43 per 100.
250	35-40-45-50-60	3	¾	$3.00 per 100	$4.86 per 100.
		Knife end			
250	70-80-90-100	5⅞	1	$13.50 per 100	$22.50 per 100.
250	110-125-150-175-200	7⅛	1½	$30.00 per 100	$50.00 per 100.
250	225-250-300-350-400	8⅝	2	$0.54 each	$0.90 each.
250	450-500-600	10⅝	2½	$0.83 each	$1.37 each.
		Ferrule end			
600	3-6-10-15-20-25-30	5	¾	$7.50 per 100	$12.50 per 100.
600	35-40-45-50-60	5½	1	$12.00 per 100	$20.00 per 100.
		Knife end			
600	70-80-90-100	7⅛	1¼	$0.27 each	$0.45 each.
600	110-125-150-175-200	9⅛	1¾	$0.53 each	$0.90 each.
600	225-250-300-350-400	11⅝	2½	$1.05 each	$1.75 each.
600	450-500-600	13⅝	3	$1.50 each	$2.50 each.

(c) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulations or orders previously issued by the Office of Price Administration.

(d) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective April 23, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6738; Filed, Apr. 22, 1946; 11:41 a. m.]

[Rev. SO 119, Order 170]

MULLINS MFG. CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Mullins Manufacturing Corporation, Salem, Ohio, may compute its adjusted ceiling prices for all articles of Metal Wall and Base Kitchen Cabinets, which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 13 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 19th day of April 1946.

Issued this 19th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6672; Filed, Apr. 19, 1946; 4:42 p. m.]

[MPR 188, Amdt. 2 to Order 7]

CERTAIN RECONVERSION PRODUCTS

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

Order 7 issued under § 1499.159e of Maximum Price Regulation No. 188 is amended in the following respects:

1. Paragraph (a) is amended by adding "Metal burial vaults" to the list of products covered by the order.

2. Paragraph (d) is amended by adding the following industry and its profit factor in the appropriate columns, as follows:

Industry:	*Half industry average profit margin percent*
Miscellaneous durable products	3. 6

This amendment shall become effective on the 19th day of April 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6668; Filed, Apr. 19, 1946; 4:42 p. m.]

[MPR 591, Amdt. 13 to Order 48]

SPECIFIED MECHANICAL BUILDING EQUIPMENT

MODIFICATION OF MAXIMUM PRICES

For the reasons stated in opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 22 of Maximum Price Regulation No. 591, *It is ordered:*

Section 2.5 of Order 48 under section 22 is amended in the following respects:

1. The terms "gas-fired and liquid petroleum fired furnaces" or "gas-fired and liquefied petroleum fired furnaces", wherever they appear, are deleted.

2. In paragraph (g) the first sentence is deleted.

This amendment shall become effective April 19, 1946.

Issued this 19th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6670; Filed, Apr. 19, 1946; 4:43 p. m.]

Regional and District Office Orders.

[Syracuse Order G-1 Under Supp. Service Reg. 44 to RMPR 165]

DRY CLEANING AND PRESSING SERVICES IN SYRACUSE, N. Y., AND VICINITY

For the reasons stated in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of the Office of Price Administration for Region II by section 8 of Supplementary Service Regulation No. 44, and by him delegated to the District Director of the Syracuse District Office, this order is hereby issued.

1. *What the order does.* This order establishes maximum ceiling prices which certain named dry cleaning establishments located in the City of Syracuse, New York, and vicinity may charge for the services set out in the appendix attached hereto. The order applies to all sales of the named services by these establishments, and no additions may be made for such additional services as pick-up and delivery or for any service distinguished only by new features, improvements or other changes.

2. *What sales by dry cleaning establishments are covered by this order.* The prices established by this order are for sales at retail only.

3. *Applicability of Order No. 42 Under Revised Maximum Price Regulation No. 165.* All of the provisions of Order No. 42 under Revised Maximum Price Regulation No. 165 are adopted in this order, and are just as much a part of this order as if printed here. Your prices on the poster required by Order No. 42 must be the same prices as are set out in the appendix to this order. In case the prices now set out on the poster in your establishment are in excess of the prices contained in this order, you must replace your old poster with a new one which will be furnished by your War Price and Rationing Board. This replacement must be made within ten days after the effective date of this order.

4. *Establishments to whom this order applies.* (a) This order applies to the following establishments:

Ace Cleaners, 1045 South Salina St., Syracuse, N. Y.
Air Spun Laundries, 4615 South Salina St., Syracuse, N. Y.
Apiklau Bros., 216 West Genesee St., Syracuse, N. Y.
Barych, John, 301 LaForte Ave., Syracuse, N. Y.
Baskin, Ben, 209 East Genesee St., Syracuse, N. Y.
Blit-Well Dry Cleaners, 948 East Genesee St., Syracuse, N. Y.
Birchler, J. S., 802 Butternut St., Syracuse, N. Y.
Brenner Bros., 120 South Warren St., Syracuse, N. Y.
Brigardi's Dry Cleaning, 900 First North St., Syracuse, N. Y.
Burrella, Louis, 932 North Salina St., Syracuse, N. Y.
Cassetta, Frank, 524 North Salina St., Syracuse, N. Y.
Centores Tailoring & Cleaners, 1414 Grant Blvd., Syracuse, N. Y.
Cierek, Adam, 905 Park Ave., Syracuse, N. Y.
City Levy, 737 Burnet Ave., Syracuse, N. Y.
Dexter Cleaners, 2136 South Salina St., Syracuse, N. Y.
Dwyer, Patrick Joseph, 109 Milton Ave., Syracuse, N. Y.
Elmwood Tailoring & Dry Cleaning Co., 1921 South Ave., Syracuse, N. Y.
Empire Lancaster Dry Cleaning & Dyeing, 1005 Lancaster Ave., Syracuse, N. Y.
Fibison, P. T., 1329 South Salina St., Syracuse, N. Y.
Frenchie's Tailor Shop, 534 Westcott St., Syracuse, N. Y.
Genesee Dry Cleaning & Dyeing Co., 212 Cherry St., Syracuse, N. Y.
Goldstein, Jacob, 116 South Townsend St., Syracuse, N. Y.
Henniger & Thomas, 711 South Geddes St., Syracuse, N. Y.
Hurwitz, A., 552 Westcott St., Syracuse, N. Y.
John's Tailor Shop, 152 Oak St., Syracuse, N. Y.
Joseph's, 302 Park St., Syracuse, N. Y.
Kallet, Louis, 319 Cortland Ave., Syracuse, N. Y.
Koolakian Tailors, 216 East Genesee St., Syracuse, N. Y.
Kurtz Tailor Shop, 612 North Salina St., Syracuse, N. Y.
Lavine, Joseph, 306 South Franklin St., Syracuse, N. Y.
Miller, Harry, 204 Loma Ave., Syracuse, N. Y.
New York Dry Cleaning Co., 1622 East Fayette St., Syracuse, N. Y.
Nichols Tailor, 210 Helen St., Syracuse, N. Y.
Notarthemas, Joseph, 400 Hawley Ave., Syracuse, N. Y.
Paris Dry Cleaning, 123 Lillian Ave., Syracuse, N. Y.
Peerless Dry Cleaners, 503 East Jefferson St., Syracuse, N. Y.
Porcaro, Joseph, 526 Pearl St., Syracuse, N. Y.
Remnele, Ernst & Emielle, 1016 Butternut St., Syracuse, N. Y.
Rensin Dry Cleaners, 709 South Crouse Ave., Syracuse, N. Y.
Rose, Eugine, 522 South Warren St., Syracuse, N. Y.
Royal Champion Dry Cleaning Co., 101 North Warren St., Syracuse, N. Y.
Sauda, Louis, 1623 Milton Ave., Solvay, N. Y.
Schwanz, Fred A., 268 West Ostrander Ave., Syracuse, N. Y.
Shindler's 620 Tallman St., Syracuse, N. Y.
Spence Dry Cleaners, Inc., 1501 South Salina St., Syracuse, N. Y.
Spring St. Tailoring & Cleaning, 1300 Spring St., Syracuse, N. Y.
Stevens, John, 4705 South Salina St., Syracuse, N. Y.
Tian, John Enfie, 209 Dennison Bldg., Syracuse, N. Y.
Union Dry Cleaning Co., 109 East Genesee St., Syracuse, N. Y.
Victory Dry Cleaning Co., 132 East Genesee St., Syracuse, N. Y.
Wardrobe, The, 357 South Warren St., Syracuse, N. Y.

5. *Protest.* You may, within sixty days of the effective date of this order, and upon submission in writing of facts showing that, by reason of the type of service rendered by you, your establishment is not comparable to other establishments whose maximum prices are properly established at the above prices, make application for review thereof in the manner provided by Revised Procedural Regulation No. 1.

6. *Effective date.* This order shall become effective on May 21, 1945.

Issued this 14th day of May 1945.

STEPHEN P. TOADVINE,
District Director.

APPENDIX A—REVISED MASTER PRICE LIST

	Cleaning and pressing—cash and carry, called for and delivered	Pressing only—cash and carry, called for and delivered
Men's wear:		
Suits, 2- or 3-piece	$0.70	$0.35
Suits, white	1.00	.50
Suits, tuxedo	1.00	.50
Suits, full dress	1.00	.50
Suit coat	.40	.20
Trousers	.35	.20
Trousers, white	.50	.25
Overcoats, lightweight	.75	.40
Overcoats, heavyweight	.75	.40
Raincoats	1.00	.50
Wool shirts	.35	.20
Slacks	.35	.20

APPENDIX A—REVISED MASTER PRICE LIST—Con.

	Cleaning and pressing—cash and carry, called for and delivered	Pressing only—cash and carry, called for and delivered
Men's wear—Continued		
Sweaters, short sleeves or sleeve less	$0.35	$0.20
Sweaters, long sleeves	.50	.25
Woolen bathrobes	.75	.40
Ties, each	.10	.05
Gloves, pair	.35	
Hats	.50	
Overalls	.35	
Military work:		
Shirts	.35	.20
Blouses	.40	.20
Trousers	.35	.20
Overcoats	1.00	.50
Field jackets	.50	.25
Pea jackets	.50	.25
Raincoats, rewaterproofed, and cleaned	1.00	
Raincoats	.75	.40
Naval officers' 2-piece white uniforms	1.00	.50
Women's wear:		
Suits, 2-piece, no fur	.70	.35
Suits, 2-piece, furred	1.00	.50
Suits, 3-piece	1.00	.50
Dresses, silk	.70	.35
Dresses, silk, pleated skirt	1.00	.50
Dresses, 2-piece	.70	.35
Dresses, wool	.70	.35
Evening dresses, plain skirt	1.00	.50
Evening dresses, pleated skirt	1.50	.75
Evening wraps, short	.75	.40
Evening wraps, long	1.50	.75
Skirts, plain (up to 4 pleats)	.35	.20
Skirts, pleated	.50	.25
Jackets	.50	.25
Coats, lightweight	.75	.40
Coats, heavyweight	.75	.40
Coats, fur trimmed	1.00	.50
Women's wear:		
Fur coats, short	1.50	
Fur coats, long	3.00	
Fur scarves	1.00	
Blouses, short sleeves	.35	.20
Blouses, long sleeves	.35	.20
Sweaters, short sleeves	.35	.20
Sweaters, long sleeves	.25	.20
Knit dress, 1-piece	.75	.40
Knit dress, 2-piece	1.00	.50
Bathrobes	.75	.40
Negligees, silk	1.00	.50
Gloves, pair	.50	
Hats	.50	
Purses	.50	
Children's wear:		
Dresses, silk	.50	.25
Dresses, wool	.50	.25
Skirts, plain (up to 4 pleats)	.25	.15
Skirts, pleated	.50	.25
Suits, silk	.55	
Snow suits, small	.50	.25
Snow suits, large	.75	.40
Sweaters	.35	.20
Knickers	.25	.15
Household list:		
Curtains, plain	.60	
Curtains, pleated or ruffled	.75	
Curtains, rayon or silk	.75	
Drapes, unlined	.75	
Drapes, lined	1.00	
Bedspreads, plain	1.00	
Bedspreads, fancy	1.25	
Blankets, single, cotton	.60	
Blankets, double, cotton	.75	
Blankets, single, wool	.75	
Blankets, double, wool	1.00	
Quilts	1.00	
Comforts	1.00	
Slip covers, chair	.75	
Slip covers, couch	1.00	

[F. R. Doc. 46-6659; Filed, Apr. 19, 1946; 3:20 p. m.]

[Region II Rev. Order G-41 Under RMPR 122]

SOLID FUELS IN HOWARD, CARROLL, HARFORD, CECIL, BALTIMORE AND ANNE ARUNDEL COUNTIES, MD.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, it is ordered:

(a) *What this order does—(1) Dealers' maximum prices: area covered.* If you are a dealer in solid fuels, this order fixes the maximum prices which you may charge, and if you are a purchaser in the course of trade or business, this order fixes the maximum prices which you may pay, for certain sizes and quantities of "Pennsylvania Anthracite" and "Virginia Anthracite", and for certain sizes, quantities and types of bituminous coal delivered to or at any point in the zones comprising State of Maryland—Coal Area II. That area consists of five zones, as follows:

Zone 1. Zone 1 includes Anne Arundel County, except election district 5.

Zone 2. Zone 2 includes Howard County.

Zone 3. Zone 3 includes Carroll County and election districts 4, 5, and 6 of Baltimore County.

Zone 4. Zone 4 includes Harford County and election districts 7, 8, 10 and 11 of Baltimore County.

Zone 5. Zone 5 includes Cecil County.

(2) *Schedules of prices, charges and discounts.* The applicable prices, authorized charges, and required discounts, from which you shall determine the maximum prices for designated kinds, sizes and quantities of coal delivered within Zones 1, 2, 3, 4 and 5 are set forth in Schedules I, II, III, IV and V, respectively.

(3) *To what sales this order applies.* If you are a dealer in solid fuels, you are bound by the prices, charges and discounts, and by all other provisions of this order for all deliveries within Zones 1, 2, 3, 4 and 5.

You shall determine the maximum price for "Direct-Delivery" sales, as hereinafter defined, by reference to the appropriate Schedule of this order covering the zone to which delivery is made, whether or not you are located in one of the five zones.

You shall determine your maximum price for a "Yard" sale, as hereinafter defined, by reference to the appropriate Schedule of this order covering the zone in which the purchaser takes physical possession or custody of the solid fuel.

(b) *What this order prohibits.* Regardless of any contract or other obligations, you shall not:

(1) Sell or, in the course of trade or business, buy solid fuels of the kinds, sizes, and in the quantities set forth in the Schedules herein, at prices higher than the maximum prices computed as set forth in paragraph (c) of this order, although you may charge, pay or offer less than maximum prices.

(2) Obtain any price higher than the applicable maximum price by—

(i) Changing the discounts authorized herein, or (ii) Charging for any service which is not expressly requested by the buyer, or

(iii) Charging for any service for which a charge is not specifically authorized by this order, or

(iv) Charging a price for any service higher than the Schedule price for such service, or

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(vi) Using any other device by which a higher price than the applicable maximum price is obtained, directly or indirectly.

(c) *How to compute maximum prices.* You must figure your maximum prices as follows:

(1) *Use the schedule which covers your sale.* (Schedule 1 applies to sales on a "Direct-Delivery" basis, "Yard Sales", and sales of Virginia Anthracite in 19 lb. paper bags, within Zone 1. In like manner, Schedules II, III, IV, and V apply to "Direct-Delivery" sales and "Yard Sales" in Zones 2, 3, 4, and 5, respectively. You will find Schedule 1 in paragraph (d), Schedule II in paragraph (e), Schedule III in paragraph (f), Schedule IV in paragraph (g), and Schedule V in paragraph (h)).

(2) Take the dollars-and-cents figure given in the applicable table of the applicable Schedule, for the kind, size and quantity of solid fuel you are selling.

(3) Deduct from that figure the amount of the discount which you are required to give, as specified therein. Where a discount is required, you must state it separately on your invoice.

(4) If, at your purchaser's request, you actually render him a service for which this order authorizes a charge, you may add to the figure obtained as above no more than the maximum authorized service charge. You must state that charge separately on your invoice. The only authorized service charges are those provided for in the Schedules.

(5) If you deliver a fraction of a net ton, but not less than one-half ton, and the applicable Schedule provides a discount on the basis of one ton or one-half ton, you shall allow a proportionate discount, making your calculation to the nearest full cent. For example, if you are required to deduct 50¢ per ton for cash payment, you shall deduct 38¢ for three-quarters of a ton.

(6) If you deliver a fraction of a net ton, but not less than one-half ton, and the applicable Schedule provides a service charge on the basis of one ton, you shall add no more than a proportionate service charge, making your calculation to the nearest full cent. For example, if the transaction permits a service charge of 75¢ per ton, you shall not add more than 56¢ for performance of that service in connection with the delivery of three-quarters of a ton.

(d) *Schedule I.* Schedule I establishes a specific maximum price for certain kinds, sizes and quantities of solid fuel, delivered to or at any point within Zone 1. There is a separate table of prices for "Direct-Delivery" sales, "Yard Sales", and sales of Virginia Anthracite in 19 lb. paper bags.

(1) *Sales on a "Direct-Delivery" Basis.*

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ¼ ton
Pennsylvania anthracite:			
Broken, egg, stove, nut	$15.60	$8.05	$0.90
Pea	13.65	7.10	.80
Buckwheat	11.85	6.20	.75
Rice	10.75	5.65	
Barley	9.50	5.00	
Screenings	4.85	2.45	
Virginia anthracite:			
Egg, stove, nut	12.70	6.60	.78
Pea	11.25	5.90	.67
Buckwheat	10.60	5.55	.62
Bituminous coal (from underground mines)—low volatile:			
Producing district 1: Lump or egg (size group 1, price classification D and E)	10.75	5.65	.65
Nut and slack (size group 4, price classification G)	8.80	4.65	.55
Run-of-mine (size group 3, price classification E and G)	9.45	5.00	.60
Producing district 2: Run-of-mine (size group 6, price classification D)	9.30	4.90	.60
Producing district 3: Lump (size group 3, price classification "DE")	9.03	4.77	.55
Stoker (size group 5, price classification F)	8.88	4.72	.55

Required discounts. You shall deduct from the prices set forth in table (1) of this Schedule, on sales and deliveries of all sizes except screenings, in quantities of ½ ton or more, a discount of 50¢ per net ton and 25¢ per net ½ ton where payment is made within ten days after delivery. Nothing herein requires that you sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser

"Carry" or "wheel" (except for sales amounting to less than ½ ton): 50¢ per net ton, 25¢ per net ½ ton.

Carrying upstairs, for each full flight above the ground floor (except for sales amounting to less than ½ ton). This charge shall be in addition to any charge for "carry" or "wheel": 50¢ per net ton, 25¢ per net ½ ton.

For deliveries involving hauling beyond seven miles from dealer's yard (except for sales amounting to less than ½ ton). This charge shall apply only to deliveries from yards in State of Maryland—coal area II: 50¢ per net ton for each 5 miles or fraction thereof beyond seven miles from dealer's yard.

(2) *"Yard sales."*

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED

Kind and size of coal	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Pennsylvania anthracite:		
Broken, egg, stove, nut	$14.50	$0.80
Pea	12.55	.70
Buckwheat	10.75	.65
Rice	9.65	
Barley	8.40	
Screenings	3.75	
Virginia anthracite:		
Egg, stove, nut	11.00	.68
Pea	10.15	.57
Buckwheat	9.50	.52

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED—Continued

Kind and size of coal	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Bituminous coal (from underground mines)—low volatile:		
Producing district 1:		
Lump or egg (size group 1, price classification D and E)	$9.65	$0.55
Nut and slack (size group 4, price classification G)	7.70	.45
Run-of-mine (size group 3, price classification E and G)	8.35	.50
Producing district 2: Run-of-mine (size group 6, price classification D)	8.20	.50
Producing district 3:		
Lump (size group 3, price classification "DE")	7.93	.45
Stoker (size group 5, price classification E)	7.78	.45

Required discounts. You shall deduct from the prices set forth in table (2) of this Schedule, on sales and deliveries of all sizes except screenings, in quantities of ½ ton or more, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires that you sell on other than a cash basis.

(3) *Virginia anthracite in 19 lb. paper bags (¼ bushel).*

Size	Delivered at dealer's yard to—		Delivered to retail stores	Sales to ultimate consumers
	Dealers	Consumers		
Stove or nut	$0.12	$0.14	$0.14	$0.16

(e) *Schedule II.* Schedule II establishes a specific maximum price for certain kinds, sizes and quantities of solid fuel, delivered to or at any point within Zone 2. There is a separate table of prices for "Direct-Delivery" sales and "Yard Sales".

(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Pennsylvania anthracite:			
Broken, egg, stove, nut	$15.05	$7.80	$0.90
Pea	13.25	6.80	.80
Buckwheat	11.25	5.90	.70
Rice	10.15	5.35	----------
Barley	8.65	4.60	----------
Screenings	4.85	2.45	----------
Bituminous coal (from underground mines)—low volatile:			
Producing district 1:			
Lump (size group 1, price classification D and E)	9.25	4.90	.60
Run-of-mine (size group 3, price classification E)	9.45	5.00	.60
Producing district 7: Stove (size group 3, price classification A and D)	10.20	5.35	.60

Required discounts. You shall deduct from the prices set forth in table (1) of this Schedule, on sales and deliveries of all sizes except screenings, in quantities of ½ ton or more, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires that you sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser

"Carry" or "wheel" (except for sales amounting to less than ½ ton): 50¢ per net ton, 25¢ per net ½ ton.

Carrying upstairs, for each full flight above the ground floor (except for sales amounting to less than ½ ton). This charge shall be in addition to any charge for "carry" or "wheel": 50¢ per net ton, 25¢ per net ½ ton.

For deliveries involving hauling beyond seven miles from dealer's yard (except for sales amounting to less than ½ ton). This charge shall apply only to deliveries from yards in State of Maryland—coal area II: 50¢ per net ton for each 5 miles or fraction thereof beyond seven miles from dealer's yard.

(2) *"Yard sales".*

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED

Kind and size of coal	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Pennsylvania anthracite:		
Broken, egg, stove, nut	$13.95	$0.80
Pea	12.15	.70
Buckwheat	10.15	.60
Rice	9.05	----------
Barley	7.55	----------
Screenings	3.75	----------
Bituminous coal (from underground mines)—low volatile:		
Producing district 1:		
Lump (size group 1, price classification D and E)	8.15	.50
Run-of-mine (size group 3, price classification E)	8.25	.50
Producing district 7: Stove (size group 3, price classification A and D)	9.10	.55

Required discounts. You shall deduct from the prices set forth in table (2) of this Schedule, on sales and deliveries of all sizes except Pennsylvania Anthracite screenings, in quantities of ½ ton or more, a discount of 25¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires that you sell on other than a cash basis.

(f) *Schedule III.* Schedule III establishes a specific maximum price for certain kinds, sizes and quantities of solid fuel, delivered to or at any point within Zone 3. There is a separate table of prices for "Direct-Delivery" sales and "Yard Sales".

(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Pennsylvania anthracite:			
Broken, egg, stove, nut	$14.55	$7.55	$0.85
Pea	12.75	6.65	.75
Buckwheat	10.70	5.60	.70
Rice	9.60	5.05	----------
Barley	8.10	4.30	----------
Screenings	4.35	2.30	----------
Anthracite briquettes	9.60	5.05	.60
Bituminous coal (from underground mines)—low volatile:			
Producing District 1:			
Lump (size group 1, price classification A, C, D, E, G, and H)	9.10	4.80	.55
Run-of-mine (size group 3, price classification D and E)	8.75	4.65	.55

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED—Continued

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Bituminous coal (from underground mines)—low volatile—Con.			
Producing district 3:			
Lump (size group 1, price classification G)	$7.73	$4.12	$0.50
Producing district 7:			
Egg (size group 2, price classification D)	10.95	5.75	.65
Stove (size group 3, price classification A)	11.15	5.85	.65
Stove (size group 3, price classification C and D)	10.65	5.60	.65
Nut (size group 4, price classification A)	10.85	5.70	.65
Pea (size group 5, price classification A)	9.90	5.20	.60

Required discounts. You shall deduct from the prices set forth in table (1) of this Schedule, on sales and deliveries of all sizes except Pennsylvania Anthracite screenings, in quantities of one ton or more, a discount of 25¢ per net ton, where payment is made within ten days after delivery. Nothing herein requires that you sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special Service Rendered at the Request of the Purchaser

"Carry" or "wheel" (except for sales amounting to less than ½ ton): 50¢ per net ton, 25¢ per net ½ ton.

Carrying upstairs, for each full flight above the ground floor (except for sales amounting to less than ½ ton). This charge shall be in addition to any charge for "carrying" or "wheel": 50¢ per net ton, 25¢ per net ½ ton.

For deliveries involving hauling beyond seven miles from dealer's yard (except for sales amounting to less than ½ ton). This charge shall apply only to deliveries from yards in State of Maryland—coal area II: 50¢ per net ton for each 5 miles or fraction thereof beyond seven miles from dealer's yard.

(2) *"Yard sales".*

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED

Kind and size of coal	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Pennsylvania anthracite:		
Broken, egg, stove, nut	$13.85	$0.75
Pea	11.85	.70
Buckwheat	10.00	.60
Rice	9.10	----------
Barley	7.60	----------
Screenings	3.25	----------
Bituminous coal (from underground mines)—low volatile:		
Producing district 1:		
Lump (size group 1, price classification D and E)	8.50	.50
Double screened coal 2" and smaller (size group 2, price classification E and F)	8.15	.45
Run-of-mine (size and group 3, price classification E and F)	8.15	.45
Producing district 3:		
Stove (size group 3, price classification A)	10.00	.55
Pea (size group 4, price classification A)	8.45	.50

Required discounts. You shall deduct from the prices set forth in table (2) of this Schedule, on sales and deliveries of all sizes except Pennsylvania Anthracite screenings, in quantities of ½ ton or more, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires that you sell on other than a cash basis.

(g) *Schedule IV.* Schedule IV establishes a specific maximum price for certain kinds, sizes and quantities of solid fuel, delivered to or at any point within Zone 4. There is a separate table of prices for "Direct-Delivery" and "Yard Sales".

(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Pennsylvania anthracite:			
Broken, egg, stove, nut	$14.85	$7.75	$0.85
Pea	12.95	6.75	.80
Buckwheat	11.10	5.80	.70
Rice	9.70	4.60	----------
Barley	8.30	4.30	----------
Screenings	4.35	2.20	----------
Bituminous coal (from underground mines)—low volatile: Producing district 1:			
Lump (size group 1, price classification D and E)	9.60	5.05	.60
Double screened coal 2" and smaller (size group 2, price classification E and F)	9.25	4.90	.55
Run-of-mine (size group 3, price classification E and F)	9.25	4.90	.55
Producing district 7: Stove (size group 3, price classification A)	11.10	5.80	.65
Pea (size group 4, price classification A)	9.85	5.05	.60

Required discounts. You shall deduct from the prices set forth in table (1) of this Schedule, on sales and deliveries of all sizes except Pennsylvania Anthracite screenings. In quantities of ½ ton or more, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires that you sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser

"Carry" or "wheel" (except for sales amounting to less than ½ ton): 50¢ per net ton, 25¢ per net ½ ton.

Carrying upstairs, for each full flight above the ground floor (except for sales amounting

to less than ½ ton). This charge shall be in addition to any charge for "carry" or "wheel": 50¢ per net ton, 25¢ per net ½ ton.

For deliveries involving hauling beyond seven miles from dealer's yard (except for sales amounting to less than ½ ton). This charge shall apply only to deliveries from yards in State of Maryland—coal area II: 50¢ per net ton for each 5 miles or fraction thereof beyond seven miles from dealer's yard.

(2) *"Yard sales".*

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED

Kind and size of coal	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Pennsylvania anthracite:		
Broken, egg, stove, nut	$13.80	$0.75
Pea	11.80	.70
Buckwheat	9.60	.60
Rice	8.45	----------
Barley	6.95	----------
Screenings	3.25	----------
Bituminous coal (from underground mines)—low volatile producing district 1:		
Lump (size group 1, price classification D and E)	10.05	.55
Run-of-Mine (size group 3, price classification E and H)	9.45	.55
Lump 6" and larger x 1¼" and smaller (size group 4, price classification D)	8.50	.50
Producing district 2:		
Double screened coal 2" and smaller (size group 4, price classification F)	8.25	.50

Required discounts. You shall deduct from the prices set forth in table (2) of this Schedule, on sales and deliveries of all sizes except Pennsylvania Anthracite screenings, in quantities of ½ ton or more, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires that you sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHANGES

Special service rendered at the request of the purchaser

"Carry" or "wheel" (except for sales amounting to less than ½ ton): 50¢ per net ton, 25¢ per net ½ ton.

Carrying upstairs, for each full flight above the ground floor (except for sales amounting to less than ½ ton). This charge shall be in addition to any charge for "carrying" or "wheel": 50¢ per net ton, 25¢ per net ½ ton.

For deliveries involving hauling beyond seven miles from dealer's yard (except for sales amounting to less than ½ ton). This charge shall apply only to deliveries from yards in State of Maryland—coal area II: 50¢ per net ton for each 5 miles or fraction thereof beyond seven miles from dealer's yard.

(2) *"Yard sales".*

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED

Kind and size of coal	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Pennsylvania anthracite:		
Broken, egg, stove, nut	$13.85	$0.75
Pea	11.85	.70
Buckwheat	10.00	.60
Rice	9.10	----------
Barley	7.60	----------
Screenings	3.25	----------
Bituminous coal (from underground mines)—low volatile producing district 1:		
Lump (size group 1, price classification D and E)	8.50	.50
Double screened coal 2" and smaller (size group 2, price classification E and F)	8.15	.45
Run-of-mine (size and group 3, price classification E and F)	8.15	.45
Producing district 3:		
Stove (size group 3, price classification A)	10.00	.55
Pea (size group 4, price classification A)	8.45	.50

Required discounts. You shall deduct from the prices set forth in table (2) of this Schedule, on sales and deliveries of all sizes except Pennsylvania Anthracite screenings, in quantities of ½ ton or more, a discount of 50¢ per net ton and 25¢ per net ½ ton, where payment is made within ten days after delivery. Nothing herein requires that you sell on other than a cash basis.

(3) *Special provision for sales from yards located in Cockeysville, Maryland.* You shall determine the maximum prices for "direct-delivery" sales and "yard" sales in accordance with Schedules I and II of Second Revised Order No. G-15. However, you may add to the prices set out in said Schedules I and II of Second Revised Order No. G-15, 50¢ per net ton for sales in quantities of more than ½ ton, and 25¢ for sales in quantities of ½ ton or less.

(h) *Schedule V.* Schedule V establishes a specific maximum price for certain kinds, sizes and quantities of solid

arately state the amount of this treatment charge if you clearly indicate on the invoice that the coal is so treated. Provisions of this paragraph shall not apply to sales of solid fuels in less than ¼ ton lots, unless requested by the purchaser.

(k) *Commingling.* If one size or kind of coal is sold commingled with another size or kind of coal, the maximum price for the combination shall be the maximum price established in this order for the smallest of the sizes or for the least expensive kind of coal so commingled, whichever is lower, whether the sale be a "Delivered Sale" or "Yard Sale", except in the following situation: Where a purchaser requests that two or more sizes or kinds of fuels be commingled in one delivery, then, and in that event, if these sizes and kinds are separately weighed at the point of loading, the dealer may commingle those sizes and kinds in the truck or other vehicle, in which the delivery is made. The price for coal so commingled shall be calculated on the basis of the applicable per net ton price for each size and kind in the combination, and the invoice shall separately state the price, so determined, for the quantity of each size and kind in the combination.

(l) *Ex Parte 148; freight rate increase.* Since the Ex Parte 148 Freight Rate increase has been rescinded by the Interstate Commerce Commission, dealers' freight rates are the same as those of December 1941. Therefore, you may not increase any Schedule price on account of freight rates.

(m) *Addition of increase in supplier's maximum prices prohibited.* You may not increase the specific maximum prices established by this order to reflect in whole or in part, any subsequent increase to you in your supplier's maximum price for the same fuel. The specific maximum prices already reflect increases to you in your supplier's maximum prices occurring up to the effective date of this order. If increases in your supplier's maximum prices should occur after such date, as the result of any amendment to or revision of a maximum price regulation issued by the Office of Price Administration governing sales and deliveries made by such suppliers, the Regional Administrator will, if he then deems it to be warranted, take appropriate action to amend this order to reflect such increases.

(n) *Taxes.* If you are a dealer subject to this order you may collect, in addition to the specific maximum prices established herein, provided you state it separately, the amount of the Federal tax upon the transportation of property imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by you, or any amount equal to the amount of such tax paid by any of your prior suppliers and separately stated and collected from you by the supplier from whom you purchased. On sales to the United States or any agency thereof, or to the State of Maryland or any political subdivision thereof, you need not state this tax separately.

(o) *Adjustable pricing.* You may not make a price adjustable to a maximum price which wil be in effect at some time after delivery of the solid fuel has been completed; but the price may be adjustable to the maximum price in effect at the time of delivery.

(p) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(q) *Right of amendment or revocation.* The Regional Administrator or the Price Administrator may amend, revoke or rescind this order, or any provision thereof, at any time.

(r) *Applicability of other regulations.* If you are a dealer subject to this order, you are governed by the licensing provisions of Licensing Order 1. Licensing Order 1 provides, in brief, that a license is required of all persons making sales for which maximum prices are established. A license is automatically granted. It is not necessary to apply for the license. The license may be suspended for violations in connection with the sale of any commodity for which maximum prices are established. If your license is suspended, you may not sell any such commodity during the period of suspension.

(s) *Records.* If you are a dealer subject to this order, you shall preserve, keep, and make available for examination by the Office of Price Administration, a record of every sale of solid fuel hereunder, showing the date, the name and address of the buyer, if known, the per net ton price charged, and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also state separately each service rendered and the charge made for it.

(t) *Posting of maximum prices; sales slips and receipts.* (1) If you are a dealer subject to this order, you shall post all your maximum prices (as set forth in the applicable schedule or schedules of this order) in your place of business in a manner plainly visible to and understandable by the purchasing public.

(2) If you are a dealer subject to this order, you shall, except for a sale of less than ½ ton, give each purchaser a sales slip or receipt showing your name and address, the kind, size, and quantity of coal sold to him, the date of the sale or delivery and the price charged, separately stating the amount, if any, of the required discounts which must be deducted from, and the authorized service charges and the taxes, which may be added to, the specific maximum prices prescribed herein.

In the case of all other sales, you shall give each purchaser a sales slip or receipt containing the information described in the foregoing paragraph, if requested by such purchaser or if, during December 1941, you customarily gave purchasers such sales slips or receipts.

(u) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Maryland District Office of the Office of Price Administration, or with the Price Panel of the appropriate War Price and Rationing Board.

(v) *Definitions and explanations.* When used in this Revised Order No. G–41, the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political sub-divisions, or any agency of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "Sale", "selling", "sold", "seller", "buy", "purchase" and "purchased", shall be construed accordingly.

(3) "Dealer" means any person selling coal of the kinds and sizes set forth in the Schedules herein, and does not include a producer or distributor making sales at or from a mine, a preparation plant operated as an adjunct of any mine, or a briquette plant.

(4) "Direct delivery", except with respect to sales in 100 lb. lots, means delivery to the buyer's bin or storage space by dumping or chuting directly from the seller's truck or other vehicle or, where such delivery to the buyer's bin or storage space is physically impossible, by discharging at the points nearest and most accessible to the buyer's bin or storage space and at which the coal can be discharged directly from the seller's truck. "Direct delivery" in 100 lb. lots shall mean depositing in buyer's bin or other storage space designated by buyer.

(5) "Carry" and "wheel" refer to the movement of coal to buyer's bin or storage space, in baskets or other containers, or by wheelbarrow or barrel, from the seller's truck or other vehicle, or from the point nearest and most accessible to the buyer's bin or storage space at which coal is discharged from the seller's truck in the course of "direct delivery".

(6) "Yard sales" means sales accompanied by physical transfer to the buyer's truck or vehicle at the yard, dock, barge, car, or at a place of business of the seller other than at seller's truck or vehicle.

(7) "Pennsylvania anthracite" means all coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(8) The sizes of Pennsylvania anthracite described as "broken, egg, stove, nut, pea, buckwheat, rice, barley and screenings" shall refer to the same sizes of the same fuel as were sold and delivered in the State of Maryland—Coal Area II with such designation during December 1941.

(9) "Virginia anthracite" means nonbituminous coal produced in the State of Virginia.

(10) "Egg, stove, nut, pea and buckwheat" sizes of Virginia anthracite refer to the sizes of such coal as prepared by the producer during the period December 15–31, 1941.

(11) "District No." refers to the geographical coal-producing districts as defined in the Bituminous Coal Act of 1937, as amended, and as they have been modified as of midnight, August 23, 1943.

(12) "Low volatile bituminous coal" is produced in the low volatile sections of the producing districts specified herein.

(13) "High volatile bituminous coal" is produced in the high volatile section of the producing districts specified herein.

(14) "Underground mine coal" means coal that is taken entirely from underground seams from which the overburden is not removed, and does not include coal from a mine which takes coal from the ground by the stripping method.

(15) All designations in this order of sizes, classifications, etc., applicable to bituminous coal, refer to the sizes, classifications, etc., as set forth in the minimum price schedules for the various producing districts issued by the Bituminous Coal Division of the United States Department of Interior, as in effect midnight, August 23, 1943. (See appendix for definitions of pertinent size groups.)

(16) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to terms used herein.

(w) *Effect of order on Revised Maximum Price Regulation No. 122.* To the extent applicable this order supersedes Revised Maximum Price Regulation No. 122.

(x) *Effect of orders on Order No. G–41 as originally issued.* Order No. G–41 under Revised Maximum Price Regulation No. 122 as issued on May 15, 1944, is hereby revoked in full as of the effective date of this order.

NOTE: The record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Revised Order No. G–41 shall become effective April 11, 1946.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 10th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

APPENDIX

Definitions of size groups, in the several production districts established in the Bituminous Coal Act of 1937 as Amended, and defined in the minimum price schedules of the Bituminous Coal Division of the Department of the Interior and in effect August 23, 1943:

Producing district	Size group	Size	Definition
1	1	Lump and egg	All lump coal. All double screened coal having a top size over 2 inches.
	2	2" and smaller	All double screened coal with top size not exceeding 2 inches.
	3	Run-of-mine	Run-of-mine, modified run-of-mine and minus resultant with top size over 2 inches.

APPENDIX—Continued

Producing district	Size group	Size	Definition
1	4	Nut and slack	All minus resultant with top size over ¾ inch and not exceeding 2 inches.
2	2	Lump or egg	Lump coal larger than 2 inches but not exceeding 5 inches bottom size. Double screened coal with a bottom size larger than 2 inches.
	4	do	Lump coal with bottom size 1¼" and smaller. Double screened coal with a bottom size of 1¼" and smaller and a top size larger than 2 inches.
2	6	Run-of-mine	Straight run-of-mine and resultants larger than 2" x 0 and any altered mine run, or altered screenings, from which any intermediate size has been removed.
3	1	Lump	Lump coal larger than 5" bottom size.
	3	do	Lump coal larger than 1¼" but not exceeding 2" bottom size. Double screened coal with a bottom size larger than 1¼" but not over 2", and atop size larger than 2".
	5	Stoker	All double screened coal with a top size 2" and smaller.
7	2	Egg	Egg: Top size larger than 3"; bottom size no limit.
	3	Stove	Stove or dedusted screenings; top size larger than 1¼" but not exceeding 3"; bottom size smaller than 3".
	4	Nut	Nut or dedusted screenings; top size larger than ¾" but not exceeding 1¼". bottom size smaller than 1¼".
	5	Pea	Pea or dedusted screenings; top size not exceeding ¾"; bottom size smaller than ¾".

[F. R. Doc. 46–6660; Filed, Apr. 19, 1946; 3:20 p. m.]

[Syracuse Order G–1 Under Supp. Service Reg. 44 to RMPR 165, Amdt. 1]

DRY CLEANING AND PRESSING SERVICES IN SYRACUSE, N. Y., AND VICINITY

Order No. 1 under section 6 of Supplementary Service Regulation No. 44 to Revised Maximum Price Regulation No. 165, as amended—Services, is amended in the following respects:

1. Paragraph 4 is amended to delete the names of the following establishments:

Bilt-Well Dry Cleaners, 948 East Genesee St., Syracuse.
Elmwood Tailoring & Dry Cleaning Co., 1921 South Ave., Syracuse.
Fibison, P. T., 1329 South Salina St., Syracuse.
Notarthemas, Joseph, 400 Hawley Ave., Syracuse.
Spence Dry Cleaners, Inc., 1501 South Salina St., Syracuse.
Spring St. Tailoring & Cleaning, 1300 Spring St., Syracuse.
Union Dry Cleaning Co., 109 East Genesee St., Syracuse.
Victory Dry Cleaning Co., 132 East Genesee St., Syracuse.

2. The establishments set out above shall be required to refile with the Onondaga County War Price and Rationing Board those filings which have been approved by the Syracuse District Office. All of the provisions of Order No. 42 under Revised Maximum Price Regulation No. 165 as amended—Services, shall apply to these revised filings and the sellers shall post in their establishments, within ten days after the effective date of this amendment, a new poster setting out these prices.

This amendment to Syracuse Order No. 1 under Supplementary Service Regulation No. 44 shall become effective June 11, 1945.

Issued this 7th day of June 1945.

STEPHEN P. TOADVINE,
District Director.

[F. R. Doc. 46–6658; Filed, Apr. 19, 1946; 3:20 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70–1216]

CITIES SERVICE POWER & LIGHT CO., ET AL.

NOTICE OF FILING OF AMENDMENT AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 17th day of April, A. D., 1946.

In the matter of Cities Service Power & Light Company, Ohio Public Service Company, The Marion-Reserve Power Company, Ohio River Power, Inc., File No. 70–1216.

On January 22, 1946 this Commission issued a notice of filing and notice of and order for hearing in the above-captioned matters filed under the Public Utility Holding Company Act of 1935. That order (Holding Company Act Release No. 6379) directed that a hearing be held on February 4, 1946, regarding a filing of Cities Service Power & Light Company (Power & Light), a subsidiary of Cities Service Company, both registered holding companies, and its subsidiaries, the Ohio Public Service Company (Public Service), The Marion-Reserve Power Company (Marion-Reserve), and Ohio River Power, Inc. (Power Company), which proposed a comprehensive plan for refinancing Public Service and its two subsidiaries, Marion-Reserve and Power Company.

Notice is hereby given that Power & Light, Marion-Reserve, and Power Company have filed an amendment to their original filings. This amendment is primarily concerned with the elimination from the original proposals of the merger of Marion-Reserve and Power Company into Public Service and the exchange of the outstanding preferred stocks of Public Service and Marion-Reserve held by others than Power & Light for shares of 4% cumulative preferred stock to be issued by Public Service as the surviving company.

All interested persons are referred to the said amendment which is on file in the office of this Commission, for a statement of transactions therein proposed, which may be summarized as follows:

Public Service proposes to issue and sell, pursuant to the competitive bidding

provisions of Rule U–50, $32,000,000 principal amount of its First Mortgage Bonds—% Series due 1976, the interest rate and the price to Public Service are to be determined by competitive bidding.

Public Service proposes to issue and sell, pursuant to the competitive bidding provisions of Rule U–50, $5,500,000 principal amount of its Serial Notes due 1947 through 1956, the interest rate is to be determined by competitive bidding and the price to Public Service is to be the principal amount thereof.

Public Service proposes to issue and sell, pursuant to the competitive bidding provisions of Rule U–50, 156,300 shares of its $100 par value—% cumulative preferred stock, the dividend rate and the price to Public Service are to be determined by competitive bidding.

The net proceeds from the sale of the aforementioned securities, together with other company funds, to the extent needed, exclusive of accrued interest and dividends, and after allowance for total expenses payable by Public Service are to be applied as follows:

(a) To the redemption of $28,900,000 principal amount of the First Mortgage Bonds, 4% Series due 1962, of Public Service (exclusive of interest) at 104½% of the principal amount: $30,128,250.00.

(b) To the redemption of $320,000 principal amount of Serial Notes (4% due serially to August, 1947) of Public Service (exclusive of interest) at 102% of principal amount: $326,400.00.

(c) To the redemption of $614,000 principal amount of promissory notes (2⅞% due serially to January 1948) of Public Service (exclusive of interest) at 101% of principal amount: $620,140.00.

(d) To the payment of $6,836,441.36 principal amount (as at December 31, 1945) of the 4% promissory note dated May 1942 of Power Company, due in installments to May 1957 (exclusive of interest): $6,944,901.22.

(e) To the redemption of $15,161,400 aggregate par value of First Preferred Stock of Public Service and $3,230,600 par value of preferred stock of Marion-Reserve at the redemption prices applicable thereto (exclusive of accrued dividends): $20,307,715.00.

Total: $58,327,406.22.

In addition, the net proceeds will be applied to the payment of the expenses incurred in connection with such redemption, including overlapping interest and dividends.

Public Service proposes to issue and sell to Power & Light $5,208,300 aggregate par value of common stock for $5,000,000 in cash and $208,300 par value of its outstanding preferred stock to be surrendered by Power & Light and retired. The cash proceeds therefrom not required to retire any of the outstanding securities as aforementioned, will be held in the treasury of Public Service for general corporate purposes.

Public Service proposes to authorize the new preferred stock and to change each share of its outstanding common stock and of its authorized common stock of $100 par value, into 20 shares of common stock of $5 par value by amending its articles of incorporation.

Marion-Reserve and Power Company proposes to join in the mortgage securing the bonds to be issued and sold as aforesaid in consideration of the payment by Public Service of the amount required to redeem the preferred stock of Marion-Reserve and the 4% promissory note of Power Company as set forth above. Thereafter, it is proposed that Marion-Reserve and Power Company be liquidated and all of their assets transferred to Public Service.

Power & Light propose to pledge the common stock of Public Service to be acquired as aforesaid with The Chase National Bank of the City of New York, as custodian, under the custodian agreement dated March 15, 1944, as security for the bank loan notes of Power & Light in accordance with the terms of the said notes and of the loan agreement dated January 5, 1944.

Public Service proposes, pending consummation of the transactions above described, to provide funds to enable Power Company to pay expenses and costs becoming due and payable for capital expenditures by purchasing, with treasury funds, shares of common stock of Power Company.

The filing has designated sections 6, 7, 9, 10, and 12 of the act and Rules U–42, U–43, U–44, and U–50 as being applicable to the proposed transactions. It is stated in the filing that the issuance and sale by Public Service of the bonds, notes, and preferred stock will be solely for the purpose of financing its business and will be expressly authorized by the Public Utilities Commission of Ohio.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that the hearing be reconvened with respect to the matters set forth in said applications and declarations, as amended, and that the transactions therein proposed should not be granted or permitted to become effective except pursuant to further order of this Commission:

It is ordered, That a hearing on said applications and declarations, as amended, under the applicable provisions of said act and the rules of the Commission promulgated thereunder be held at 11:00 a. m., e. s. t., on the 24th day of April 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission, on or before April 22, 1946, his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Robert Reeder, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by such filing, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the proposed issue and sale of securities by Public Service is solely for the purpose of financing the business of said company and has been expressly authorized by the State Commission of the state in which it is organized and doing business.

2. Whether the terms and conditions of the securities proposed to be issued are detrimental to the public interest and the interest of investors or consumers.

3. Whether the proposed alteration of the priorities, preferences and other rights of the holders of securities of Public Service comply with the applicable provisions and requirements of section 7 of the act.

4. Whether the proposed acquisition of shares of common stock of Public Service by Power and Light meets the applicable statutory standards of sections 9 and 10 of the act.

5. Whether the fees, commissions or other remunerations to be paid in connection with the proposed transactions are reasonable.

6. Whether the accounting entries to be made in connection with the proposed transactions are proper and in accordance with sound accounting principles.

7. Whether it is necessary to impose any terms or conditions to ensure compliance with the standards of the act.

8. Generally, whether the proposed transactions comply with all of the applicable provisions of the act and the rules and regulations promulgated thereunder.

It is further ordered, That notice of said hearing is hereby given to the applicants-declarants and to all other persons; said notice to be given to Cities Service Power & Light Company, The Ohio Public Service Company, The Marion-Reserve Power Company, Ohio River Power, Inc., Federal Power Commission, and the Public Utilities Commission of the State of Ohio, by registered mail, and to all other persons by general release of this Commission, distributed to the press and mailed to the mailing list for releases issued under the act, and by publication of this notice and order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–6677; Filed, Apr. 22, 1946; 9:47 a. m.]

[File No. 70–1261]

AMERICAN GAS AND ELECTRIC CO., SCRANTON ELECTRIC CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its offices in the City of Philadelphia, Pa., on the 18th day of April, A. D. 1946.

American Gas and Electric Company ("American"), a registered holding company, and its subsidiary, The Scranton Electric Company ("Scranton"), having filed a joint application and declaration, and amendments thereto, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, regarding the following transactions: (1) Amendment by Scranton of its charter to effect

(a) a reduction in its presently authorized 100,000 shares of no par value $6 cumulative preferred stock to 75,000 shares of cumulative preferred stock having a par value of $100 per share, and (b) a reclassification of its authorized 2,500,000 shares of no par value common stock into 1,500,000 shares of $5 par value common stock; (2) the sale by Scranton, pursuant to the competitive bidding provisions of Rule U–50, of 53,248 shares of $100 par value cumulative preferred stock; (3) the redemption by Scranton of its presently outstanding shares of no par value $6 cumulative preferred stock; (4) the sale by American, at competitive bidding, pursuant to the provisions of Rule U–50, of 1,214,000 shares of the $5 par value common stock of Scranton; (5) the sale and transfer to Scranton of American's investments in West Pittston-Exeter Railroad Company; and (6) the transfer by Franklin Real Estate Company to Scranton of title to certain lands presently held in Scranton's benefit.

By its order dated December 26, 1945, the Commission pursuant to section 11 (b) of the act ordered American to limit the operation of its holding company system by severing its relationship with Scranton, West Pittston-Exeter Railroad Company, and certain of its other subsidiaries by disposition of its interests in such companies. In this connection Amercan has requested that the order of this Commission granting said application and permitting said declaration to become effective contain the recital and other provsions necessary to meet the requirements of the Internal Revenue Code, as amended, including section 1808 (f) and Supplement R thereof.

A public hearing having been held on said application and declaration, as amended, after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein;

It is ordered, That said application and declaration, as amended, be, and the same is hereby granted and permitted to become effective forthwith, subject to the terms and conditions provided in Rule U–24 and to the further condition that the proposed issuance and sale of securities shall not be consummated until the results of the competitive bidding pursuant to Rule U–50 have been a matter of record in this proceeding and a further order shall have been entered by the Commission in the light of the record so completed, which order may contain further terms and conditions as may then be deemed appropriate, jurisdiction being reserved for this purpose.

It is further ordered, That jurisdiction be, and hereby is, reserved over the payment of all legal fees and expenses of all counsel in connection with the proposed transactions.

It is further ordered and recited, That the sale by American of 1,214,000 shares of $5 par value common stock of Scranton is necessary or appropriate to the integration or simplification of the holding company system of which American is a member and is necessary or appropriate to effect the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–6678; Filed, Apr. 22, 1946; 9:48 a. m.]

[File Nos. 54–129, 59–80]

KINGS COUNTY LIGHTING CO. ET AL

NOTICE OF FILING ORDER RECONVENING PROCEEDINGS AND ORDER FOR HEARING IN CONSOLIDATED PROCEEDINGS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 18th day of April 1946.

In the matter of Kings County Lighting Company, File No. 54–129; Kings County Lighting Company, Long Island Lighting Company, File No. 59–80.

Kings County Lighting Company ("Kings"), a subsidiary of Long Island Lighting Company ("Long Island"), a registered holding company, having heretofore filed, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 ("Act"), a plan for the revision of its capitalization (designated as File No. 54–129); and

The Commission having heretofore instituted a proceeding (designated as File No. 59–80) under section 11 (b) (2) of the act directed to Long Island and Kings in order to determine whether voting power is unfairly and inequitably distributed among the security holders of Kings and whether an appropriate order should be entered pursuant to said section; and

It appearing that the proceedings with respect to the plan filed by Kings under section 11 (e) of the act and the proceedings instituted under section 11 (b) (2) of the act were consolidated, and that hearings in the consolidated proceedings were held from time to time, and that the hearings are now in recess subject to call:

Notice is hereby given that Kings has now filed, pursuant to section 11 (e) of the act, an amended plan for the revision of its capitalization (designated as File No. 54–129). The stated purposes of the amended plan are to (a) arrange the financial structure of Kings so that its dividend requirements will be brought into proper relation to its earning power, (b) effect a fair and equitable distribution of voting power among its security holders, and (c) reduce its capital so as to create a capital surplus to be used for adjustments of its accounts.

All interested persons are referred to said amended plan, which is on file in the offices of this Commission for a full statement of the transactions and terms proposed therein which may be summarized as follows:

Kings has outstanding $4,200,000 principal amount of 3⅛% First Mortgage Bonds due 1975; 17,871 shares of $100 par value series B 7% cumulative preferred stock; 1,129 shares of $100 par value series C 6% cumulative preferred stock; 25,000 shares of $100 par value series D 5% cumulative preferred stock; and 50,000 shares of no par value common stock having a value for capital purposes of $40 per share. Long Island owns 48,868 shares (97.736%) of the common stock and no other securities of Kings. As of February 28, 1946, cumulative dividend arrearages on the preferred stocks aggregated $672,145.78, equivalent to $18.316 on the series B 7% stock, $15.70 per share on the series C 6% stock, and $13.083 per share on the series D 5% stock.

The plan proposes that Kings continue to have outstanding the $4,200,000 principal amount of 3⅛% First Mortgage Bonds due 1975, but that its capital structure be revised so that there will be outstanding 44,000 shares of $50 par value 4% cumulative preferred stock, having an aggregate par value of $2,200,000; and 440,000 shares of no par value common stock (with a stated value of $5 per share), having an aggregate stated value of $2,200,000. In connection with such reduction in the capitalization, there will be created an unearned (capital) surplus of $1,808,516 which will be used solely for the purpose of making such adjustments in the accounts of Kings as may be specified by its Board of Directors and directed by the Public Service Commission of the State of New York with respect to depreciation and other reserves.

The plan provides that the holders of the presently outstanding shares of common and cumulative preferred stocks will, upon surrendering the certificates representing the shares held by them, receive the following in return for such surrendered certificates:

1. For each share of common stock outstanding at present, 88/100 of one share of the new common stock.

2. For each share of preferred stock outstanding at present, (a) one share of the new $50 par value 4% cumulative preferred stock, (b) nine shares of the new common stock and (c) as a return of capital, the following amounts of cash:

For each share of 7% cumulative preferred stock	$9 in cash
For each share of 6% cumulative preferred stock	$5 in cash
For each share of 5% cumulative preferred stock	$1 in cash

In accordance with the above, the present preferred shareholders would receive all of the 44,000 shares of the new $50 par value 4% cumulative preferred stock, 396,000 shares (or 90.00%) of the 440,000 shares of new common stock, and, as a return of capital, cash in the aggregate amount of $191,484. The present common stockholders would receive 44,000 shares (or 10.00%) of the new common stock. Long Island, as the present holder of 48,868 shares (or 97.736%) of common stock, would receive 43,003.84 shares (or 9.77%) of the new common stock.

No fractional shares of the new common stock will be issued, but in lieu thereof non-dividend paying non-voting scrip certificates will be used. Such scrip certificates when combined with addition scrip certificates together equalling one or more full shares of the new common stock will be exchangeable for full share certificates of such new stock, together with dividends, if any, theretofore payable on such full shares of new common stock.

Kings has requested that the order or orders of this Commission approving the plan, as filed or as modified, contain the recitals and other provisions necessary to meet the applicable requirements of the Internal Revenue Code, as amended.

The amended plan will be submitted to the Public Service Commission of the State of New York for its consent and approval thereto and for authority to issue the securities to carry out the amended plan.

The amended plan states that it will be submitted to the stockholders for approval in accordance with the laws of the State of New York, but in the event the required percentage of stockholders of Kings entitled to vote do not approve the amended plan, Kings reserves the right to request this Commission to apply to a court of competent jurisdiction for an appropriate decree enforcing and carrying out the terms and provisions of the amended plan.

The amended plan further provides that it will become effective upon the date upon which the amended Certificate of Incorporation providing for the changes and issuance of stock called for under the amended plan is filed in the office of the Secretary of State of the State of New York, and thereupon all the rights, privileges, and preferences of the presently outstanding preferred and common stocks, including the right to dividend arrearages, will cease and come to an end, and the rights, privileges, and preferences of the new preferred and new common stock will become effective.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the amended plan filed by Kings pursuant to section 11 (e) of the act and that such amended plan should not be approved except pursuant to further order of the Commission; and

It appearing appropriate to the Commission that the proceedings instituted pursuant to section 11 (b) (2) of the act be reconvened for the purpose of affording an opportunity to the parties and any interested persons to complete the presentation of evidence on such proceedings:

It is hereby ordered, That a hearing on such consolidated proceedings under the applicable provisions of the said act and the rules and regulations promulgated thereunder be held on the 20th day of May, 1946, at 11 a. m., e. d. s. t., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk will advise as to the room where such hearing will be held. Any person desiring to be heard or otherwise wishing to participate therein shall notify the Commission to that effect in the manner provided in Rule XVII of the Commission's rules or practice on or before May 17, 1946.

It is further ordered, That William W. Swift or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearing in such matter. The officer so designated to preside at the hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act, and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by the consolidated proceedings, particular attention will be directed at the hearing on the amended plan to the following matters and questions:

1. Whether the amended plan, as proposed, or as modified, is necessary to effectuate the provisions of section 11 (b) of the act.

2. Whether the treatment proposed to be accorded to the various persons affected by the amended plan is in all respects fair and equitable.

3. Whether the issuance by Kings of the new preferred stock and new common stock conforms to the standards and requirements of the applicable provisions of the act.

4. Whether the proposed reduction in the stated and par values of the capital stocks of Kings, and the creation of unearned (capital) surplus in connection therewith satisfies the applicable standards of the act.

5. The propriety of the proposed accounting treatment on the books of Kings.

6. Whether the amended plan should be modified so as to include a provision for the payment by Kings of such expenses, fees, and reimbursements in connection with the amended plan or the proceedings relating thereto as the Commission may determine, award, or allow.

7. Whether the provision relating to the proposal that, in the event the required percentage of stockholders of Kings entitled to vote do not approve the amended plan, Kings reserves the right to request this Commission to apply to a court of competent jurisdiction for an appropriate decree enforcing and carrying out the terms and provisions of the amended plan, is in all respects appropriate.

8. Generally, whether the proposed transactions in connection with the amended plan are in all respects in the public interest and in the interest of investors and consumers and consistent with all applicable requirements of the Act and Rules thereunder, and, if not, what modifications should be required to be made therein and what terms and conditions should be imposed to satisfy the statutory standards.

It is further ordered, That notice of said hearing be given to Kings, to Long Island, to the Public Service Commission of the State of New York, to the Secretary of State of the State of New York, and to all other interested persons, said notice to be given to Kings, to Long Island, to the Public Service Commission of the State of New York, and to the Secretary of State of the State of New York by registered mail, and to all other persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and by publication of this notice and order in the FEDERAL REGISTER; and

It is further ordered, That Kings give notice of said hearing to each of its holders of record of its common and preferred stocks (insofar as the identity of such security holders is available or known to Kings), by mailing postage prepaid to each such security holder to his last known address, a copy of this notice and order, together with a copy of the amended plan, at least fifteen (15) days prior to the date of said hearing.

It is further ordered, That jurisdiction be, and is hereby, reserved to separate, either for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues or questions which may arise in these proceedings, and to take such other action as may appear necessary to the orderly and economical disposition of the issues involved.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6679; Filed, Apr. 22, 1946; 9:48 a. m.]

[File No. 70-1274]

WISCONSIN POWER AND LIGHT CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of April A. D. 1946.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935, particularly section 12 (c) thereof and Rule U-42 thereunder, by Wisconsin Power and Light Company ("Wisconsin"), a public utility subsidiary of North West Utilities Company ("North West"), a registered holding company; and

Notice is further given that any interested person may, not later than May 2, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said declaration may be permitted to become effective as provided in Rule U-23 of the Rules and Regulations promulgated under said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and Rule U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to the declaration, which is on file in the offices of the Commission, for a statement of the transaction therein proposed, which is summarized as follows:

Wisconsin proposes to call for redemption at the call price of $107 per share 20,000 shares of its 4½% Preferred Stock, par value $100 per share, using for the purpose $1,500,000 to be received from North West as paid-in surplus (as approved by order of the Commission dated April 4, 1946, Company Act Release No. 6531) and such additional funds of its own as may be required. The shares to be redeemed will be selected from the holdings of the stockholders pro rata as nearly as may be without calling fractional shares.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6681; Filed, Apr. 22, 1946; 9:48 a. m.]

[File Nos. 54-144, 54-40, 59-40, 54-53, 59-49]

CENTRAL PUBLIC UTILITY CORP. ET AL.

NOTICE OF FILING, ORDER FOR HEARING ON PLAN FILED, ORDER POSTPONING HEARING, AND ORDER CONSOLIDATING PROCEEDINGS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 18th day of April, A. D. 1946.

In the matters of Central Public Utility Corporation, Applicant, File No. 54-144; Consolidated Electric and Gas Company, Applicant, File No. 54-40; Central Public Utility Corporation, Consolidated Electric and Gas Company, Respondent, File No. 59-40; Christopher H. Coughlin, W. T. Crawford, and Raleigh Warner, Voting Trustees Under Voting Trust Agreement Dated August 1, 1932, Relating to Common Stock of Central Public Utility Corporation, Applicants, File No. 54-53; Christopher H. Coughlin, W. T. Crawford, and Raleigh Warner, Voting Trustees Under Voting Trust Agreement Dated August 1, 1932, Relating to Common Stock of Central Public Utility Corporation, Respondents, File No. 59-49.

Notice is hereby given that an application has been filed with this Commission pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 by Central Public Utility Corporation ("Central Public"), a registered holding company and a subsidiary company of Christopher H. Coughlin, W. T. Crawford and Raleigh Warner, Voting Trustees under Voting Trust Agreement dated August 1, 1932, relating to Common Stock of Central Public ("Voting Trustees"), also a registered holding company.

All interested persons are referred to said document which is on file in the office of the Commission for a statement of the transactions therein proposed, which may be summarized as follows:

As at December 31, 1945, Consolidated Electric and Gas Company ("Consolidated"), a registered holding company and a direct subsidiary company of Central Public, had outstanding $14,500,000 principal amount of notes owed to banks, due November 29, 1948, and the following equity securities:

(a) 183,719 shares of $6 Cumulative Preferred Stock; without par value and with an aggregate stated value of $18,359,300;

(b) 1,480,000 shares of Class A Non-Cumulative Stock having a par value of $1 per share and a liquidation preference of $25 per share; and

(c) 1,000,000 shares of Common Stock having a par value of $1 per share.

Of the outstanding shares of $6 Cumulative Preferred Stock, 182,963 shares were issued in August 1932, 12 shares were issued in February 1933, and 744 shares were issued in December 1945. On December 31, 1945, accrued unpaid dividends on the 182,963 shares issued in 1932 amounted to $79.85 per share, or an aggregate of $14,609,595.55 (representing accrued dividends from July 1, 1932, less $1.15 per share paid in 1932), accrued unpaid dividends on the 12 shares issued in 1933 amounted to $78 per share, or an aggregate of $936, and accrued unpaid dividends on the 744 shares issued in 1945 amounted to $1.50 per share, or an aggregate of $1,116.

Central Public owned, on December 31, 1945, and presently owns, the following shares of Consolidated's capital stocks: 68,856 shares (37.5%) of the $6 Cumulative Preferred Stock (all issued in August 1932), 1,480,000 shares (all) of the Class A Non-Cumulative Stock and 1,000,000 shares (all) of the Common Stock. The Common Stock has at all times been pledged with, and now is held by, Baltimore National Bank, Baltimore, Maryland ("Baltimore National") as Successor Trustee under Central Public's Trust Indenture dated August 1, 1932, securing Central Public's 20-year 5½% Income Bonds ("Income Bonds"). The Income Bonds are outstanding in the principal amount of $42,101,202.44. Interest thereon is cumulative, and no payments of interest thereon have ever been made. At December 31, 1945, the unpaid interest applicable to said bonds approximated $29,885,000.

On December 31, 1945, Consolidated controlled 22 subsidiary companies. Of these subsidiary companies, six were public utility companies operating in the United States, their properties being located in Maine, Pennsylvania, Indiana, Michigan and Georgia; eight were engaged in transportation, coal and ice businesses located in the United States; seven were engaged principally in electric and gas operations located outside of the United States; and one was an intermediate holding company over four of the foreign subsidiaries.

Central Public represents that it intends to eliminate itself from the holding company system of which it and Consolidated are members, and that to effectuate such elimination Central Public proposes to file with this Commission, after a recapitalization of Consolidated has been approved, a plan for the dissolution and liquidation of Central Public. Central Public indicates that such plan will provide, among other things, that Central Public will distribute to the holders of its Income Bonds the shares of capital stock of Consolidated which it will receive in connection with the recapitalization of Consolidated, that Central Public will thereupon be liquidated, and that there will be nothing available for distribution to holders of its Preferred Stock, Class A Stock or Common Stock.

Pursuant to section 11 (e) of the act, Central Public now proposes a plan for Consolidated, stated to be predicated on Consolidated's holding company system as constituted on December 31, 1945, and on the current and prospective earnings of Consolidated and the subsidiaries which it owned on that date, as follows:

1. Consolidated's presently authorized capital stock is to be reclassified into 2,158,775 shares of common stock, having a par value to be determined at a later date by an appropriate amendment to the plan and subject to the approval of this Commission.

2. Consolidated, as soon as practicable after the proposed reclassification of its capital stocks, is to issue and distribute shares of such new common stock to the holders of its presently outstanding stocks as follows:

(a) To the holders, other than Central Public, of shares of the $6 Cumulative Preferred Stock issued in 1932 and 1933, 10 shares of new common stock for each share of the $6 Cumulative Preferred Stock now held, or an aggregate of 1,141,190 shares (52.9%) of its new common stock;

(b) To the holders of the shares of the $6 Cumulative Preferred issued in December 1945, 7 shares of the new common stock for each share of the $6 Cumulative Preferred Stock now held, or an aggregate of 5,208 shares (.2%) of the new common stock; and

(c) To Central Public, as the owner of 68,856 shares of the $6 Cumulative Preferred Stock and all of the outstanding shares of the Class A and Common Stocks of Consolidated, 1,012,377 shares (46.9%) of the new common stock of Consolidated.

3. Central Public, as soon as practicable after the issuance and distribution to it of the aforementioned 1,012,377 shares of Consolidated's new common stock, is to assign in blank the certificate or certificates representing all of said shares, and deposit such certificate or certificates with Baltimore National in substitution for the 1,000,000 shares of common stock of Consolidated now pledged with the Baltimore National. Baltimore National is to retain the substituted certificate or certificates pending an order of this Commission directing what further disposition shall be made of the shares represented thereby.

Central Public, as the owner of 68,856 shares of the Cumulative Preferred Stock of Consolidated and all of the oustanding shares of the Class A and Common Stocks of Consolidated, proposes to vote such shares in favor of the proposed reclassification of Consolidated, and anticipates that, if the Commission enters an order approving such reduction and reclassification, the change will be effected by amending Consolidated's Certificate of Incorporation pursuant to the provisions of the Delaware Corporation Law. If such method proves to be not feasible then Central Public states that it will request the Commission to apply to an appropriate Federal court pursuant to the provisions of section 11 (e) and 18 (f) of the act to enforce and carry out the terms and provisions of the instant plan.

Central Public requests that the final order or orders of this Commission, if approving said plan, be in conformity with the requirements of section 373 (a) of the Internal Revenue Code, as amended, and contain the recitals, itemizations and specifications prescribed in sections 371 (b), 371 (f) and 1808 (f) of the Internal Revenue Code, as amended.

On December 18, 1945, the Commission entered an order postponing until April 18, 1946, a public hearing concerned with proceedings on applications pursuant to section 11 (e) of the act filed by Consolidated (File No. 54-40) and by the Vot-

ing Trustees (File No. 54–53), and proceedings instituted by this Commission pursuant to section 11 (b) of the act and directed to Consolidated and Central Public (File No. 59–40) and to the Voting Trustees (File No. 59–49), all of said proceedings having been consolidated. The plan of Consolidated as heretofore amended (File No. 54–40) provides, among other things, that the debt of Consolidated be discharged by use of the proceeds from sales of certain of Consolidated's assets, that the equity securities of Consolidated be reclassified into a single class of common stock, and that 94.5% of the new common stock be distributed to the present preferred stockholders and 5.5% to the Class A stockholder of Consolidated. It appears that under that plan Central Public would receive, in exchange for its holdings of Consolidated's securities, 40.9% of the new common stock of Consolidated, and that other holders of the preferred stock of Consolidated would receive 59.1% of the new common stock. The filing of the Voting Trustees (File No. 54–53) requests that the Voting Trustees be authorized to deliver the Common Stock of Central Public to the record holders of the outstanding voting trust certificates, and in the alternative submits a plan providing, among other things, that the Voting Trustees surrender to Central Public for cancellation all of Central Public's outstanding Common Stock, remove the agent and depository under said Voting Trust Agreement, and terminate the Voting Trust Agreement.

It appearing that these pending proceedings involve common questions of law and fact with the instant filing by Central Public, and that accordingly the proceeding on the plan filed by Central Public should be consolidated with the pending proceedings and heard together, and that the consolidated hearing in all these matters should be held at a date subsequent to April 18, 1946;

It is hereby ordered, That said proceedings be and they are hereby consolidated, that the hearing previously scheduled herein for April 18, 1946, (File Nos. 54–40, 59–40, 54–53 and 59–49) be and it is hereby postponed to May 27, 1946, and that on that date a hearing be held in the proceedings hereby consolidated (File Nos. 54–144, 54–40, 59–40, 54–53 and 59–49), such hearing to commence at 10:00 a. m., e. d. t., at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On that day the hearing room clerk in Room 318 will advise as to the room in which the hearing will be held.

It is further ordered, That jurisdiction be and it is hereby reserved to separate, either for hearing in whole or in part, or for determination in whole or in part, any issues or questions which may arise in these proceedings, or to take such other action as may appear conducive to an orderly, prompt and economical disposition of the matters involved.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for the purpose shall preside at the hearing above ordered. The officer so designated to preside at the hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

Notice is hereby given of said hearing to the above named applicants and respondents and to all interested persons, said notice to be given to said applicants and respondents and to the Public Service Commission of the State of Maine, Public Service Commission of the Commonwealth of Pennsylvania, Public Service Commission of Indiana, Public Service Commission of Michigan, Public Service Commission of Georgia and Baltimore National Bank, Baltimore, Maryland, as Successor Trustee, by registered mail, and to all other persons by publication of this notice and order in the FEDERAL REGISTER and by general release of this Commission, copies of which are to be furnished to the press and mailed to all persons on the Commissions mailing list to receive copies of releases under the Public Utility Holding Company Act of 1935. Any person desiring to be heard in these proceedings should file with the Secretary of this Commission on or before May 23, 1946, an appropriate request or application to be heard as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Central Public, Consolidated and Voting Trustees shall give additional notice of said hearing by publication, in appropriate form, of a notice at least twice, at intervals of not less than seven days, in a newspaper of general circulation in each of the Cities of New York, New York, Chicago, Illinois, and San Francisco, California, the last publication to occur not later than seven days prior to May 27, 1946, and that Consolidated notify its preferred stockholders, to the extent that their addresses are known or are available to Consolidated, by mailing a copy of this notice and order to said security holders not later than fifteen days prior to May 27, 1946.

It is further ordered, That, without limiting the scope of the issues presented in the consolidated proceedings, particular attention shall be directed at the hearing to the following matters and questions:

(1) Whether the plan of Central Public (File No. 54–144) or the plan of Consolidated (File No. 54–40) as presently on file, or as either plan may hereafter be modified, is necessary to effectuate the provisions of section 11 (b) of the act and fair and equitable to the persons affected thereby;

(2) Whether the allocation of the new common stock of Consolidated among Central Public, other holders of Consolidated's $6 Cumulative Preferred Stock issued during 1932 and 1933, and the holders of Consolidated $6 Cumulative Preferred Stock issued in December 1945, as proposed either in the plan of Central Public (File No. 54–144) or in the plan of Consolidated (File No. 54–40) is in all respects fair and equitable to said security holders, and, if not, what allocation thereof would be fair and equitable;

(3) Whether the proposed transfer of the common stock of Central Public by the Voting Trustees to the holders of Voting Trust Certificates is detrimental to the public interest or the interest of investors or consumers or permits the circumvention of the provisions of said act and the rules, regulations, or orders of the Commission thereunder;

(4) Whether the plan of the Voting Trustees (File No. 54–53), as submitted or as it may hereafter be modified, is necessary to effectuate the provisions of section 11 (b) of the act and fair and equitable to the persons affected thereby;

(5) Whether the plans or any of them, presently on file or as they may hereafter be modified, make appropriate provision for the payment of expenses, fees, and remunerations in connection with the effectuation thereof, in what amounts such fees and remunerations should be paid, and the fair and equitable allocation thereof;

(6) Generally, whether the proposed transactions are in all respects in the public interest and in the interests of investors and consumers and consistent with all applicable requirements of the act and of the rules thereunder and, if not, what modifications should be required to be made therein and what terms and conditions should be imposed to satisfy the statutory standards;

(7) Whether the allegations set forth in sections numbered II, III, IV and V of this Commission's order herein dated September 27, 1941 (Holding Company Act Release No. 3225) and in sections numbered III and IV of this Commission's order herein dated June 15, 1942 (Holding Company Act Release No. 3615) are true and accurate;

(8) Whether the corporate structure or continued existence of Voting Trustees, Central Public or Consolidated, or any of them, unduly or unnecessarily complicates the structure or unfairly or inequitably distributes voting power among security holders of the holding company system of which they are members, and if so what action should be required with respect thereto pursuant to section 11 (b) (2) of the act;

(9) What action, if any, is necessary and should be required to be taken by respondents herein, or any of them, pursuant to section 11 (b) (2) of the act, to ensure that Voting Trustees and Central Public shall each cease to be a holding company with respect to each of its subsidiary companies which itself has a subsidiary company which is a holding company;

(10) What action, if any, is necessary and should be required to be taken by respondents herein, or any of them, to confine the holding company system of Central Public, Consolidated and their subsidiary companies to a single integrated public-utility system, together with such additional public-utility systems and such other businesses as may appropriately be retained under the requirements of section 11 (b) (1) of the act.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–6680; Filed, Apr. 22, 1946; 9:48 a. m.]

Reference APR 26 '46

FEDERAL REGISTER

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Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

PART 295—DISPOSAL OF SURPLUS AGRICULTURAL COMMODITIES FOR EXPORT

SUBPART A—TERMS AND CONDITIONS OF COTTON SALES FOR EXPORT PROGRAM

Sec.
295.1 General statement.
295.2 Catalog.
295.3 Eligibility to make purchases from the Corporation's stocks against registered sales.
295.4 Approved countries.
295.5 Purchase price.
295.6 Storage charges.
295.7 Purchase Orders.
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295.11 Bond.
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295.13 Payment for and delivery of cotton.
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295.18 Freight bills.
295.19 Consignments.
295.20 Books, records and accounts.
295.21 Setoffs.
295.22 Assignments.
295.23 Good faith.
295.24 Effect of changes on outstanding offers.
295.25 Amendments and termination.
295.26 Definitions.

AUTHORITY: §§ 295.1 to 295.26, inclusive, issued under sec. 21 (c), 58 Stat. 776; sec. 32, Pub. Law 320, 74th Cong.

§ 295.1 *General statement.* Subject to the terms and conditions stated herein and in order to encourage the exportation of lint cotton grown in the United States, Commodity Credit Corporation, pursuant to the provisions of section 21 (c) of the Surplus Property Act of 1944, offers to dispose of cotton for export, and, in cases where cotton is not purchased from the Corporation, the Secretary of Agriculture, pursuant to the authority conferred by section 32 of Public Law 320, 74th Congress, as amended, offers to make payments to exporters.

§ 295.2 *Catalog.* The cotton available for purchase hereunder will be listed by the Corporation in a catalog showing by warehouse locations the grades and staple lengths of such cotton. Irrigated growths will be designated. This catalog will be furnished at $10.00 per copy by the New Orleans Office of the Cotton Branch of the Production and Marketing Administration, United States Department of Agriculture. The cotton listed in the catalog will be from the 1934, 1937, 1941, 1942, 1943, 1944, and 1945 crops. Any qualities of cotton which are determined by the Corporation to be in short supply may be withdrawn from sale at any time by public announcement by the Corporation.

§ 295.3 *Eligibility to make purchases from the Corporation's stocks against registered sales.* If an exporter agrees to sell a quantity of lint cotton grown in the continental United States to a foreign purchaser for export to an approved country and the sale is registered as provided in § 295.9, the exporter may purchase from the Corporation, at a price computed in accordance with paragraph 5 hereof, a quantity of cotton equal to the number of pounds of cotton (gross unpatched weight) exported, or (in case the Corporation sells cotton in reliance on the exporter's bond) to be exported, in fulfillment of such sale, subject to the following additional conditions:

(a) The exporter must have submitted to the New Orleans Office either (1) satisfactory evidence (as provided in § 295.10) of the exportation of cotton by the exporter in fulfillment of the export sale prior to July 1, 1947, or (2) a bond meeting the requirements of paragraph 11 hereof, conditioned upon the submission of satisfactory evidence of exportation of cotton by the exporter in fulfillment of the export sale prior to July 1, 1947; and

(b) The New Orleans Office must have received from the exporter, not later than 90 days after the New Orleans Office receives notice of the export sale, Purchase Orders covering the cotton which the exporter is eligible to purchase, and the Corporation must have accepted such Purchase Orders: *Provided*, That if the sales contract submitted to the New Or-

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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leans Office pursuant to § 295.9 (b) provides that a specified quantity (bales or pounds) of cotton shall be shipped or delivered during a specified period or shipped on a specified shipping date, the exporter shall have until 30 days prior to the beginning of such period or shipping date or 90 days after the New Orleans Office receives notice of the export sale, whichever is later, to submit Purchase Orders covering an equal quantity of cotton to the New Orleans Office. The Corporation will not accept a Purchase Order if it does not desire to sell at the price bid by the exporter, or if it does not have available or does not choose to sell cotton comparable in quality and growth to that desired by the exporter and otherwise suitable to meet the exporter's requirements.

§ 295.4 *Approved countries.* Until and unless the Secretary otherwise announces, an approved country shall be a country to which cotton may be exported without violating the Trading with the Enemy Act, as amended, or any other statute, or any order or regulation issued pursuant thereto. Nothing in this subpart shall be deemed to authorize the exportation of cotton in violation of any such statute, order or regulation.

§ 295.5 *Purchase price.* The purchase price per pound to be paid by an exporter for cotton covered by a Purchase Order which is accepted by the Corporation shall be the price bid in the Purchase Order, less the amount of the applicable export differential. The export differential applicable to any cotton purchased from the Corporation hereunder shall be the export differential announced by the Secretary and in effect at the time the New Orleans Office receives notice of the export sale against which such cotton is being purchased. If the Purchase Order is received by the New Orleans Office more than 90 days after the date it receives notice of the export sale against which such cotton is being purchased, pursuant to the proviso in § 295.3 (b), the purchase price shall be increased by 5 points for each month or fraction thereof between the end of such 90-day period and the date the Purchase Order is received by the New Orleans Office. Purchase Orders shall be submitted and construed in accordance with instructions issued by the New Orleans Office.

§ 295.6 *Storage charges.* The Corporation shall pay direct to the warehouseman all storage charges on cotton purchased from the Corporation's stocks through the date the sight draft, with warehouse receipts attached, is presented to the exporter for payment.

§ 295.7 *Purchase Orders.* All Purchase Orders shall be submitted to the New Orleans Office and shall be in the form prescribed by the Corporation. They may be sent by mail or telegraph, but if sent by telegraph, they shall be confirmed in writing on the same day in the prescribed form. Each Purchase Order submitted by an exporter shall designate the export sale or consignment declaration against which the purchase is made. Upon receipt of any Purchase Order, a check of the stocks available for purchase shall be made. If all or any part of the cotton specified is available for purchase, and the Purchase Order is accepted by the Corporation, the exporter will be promptly notified by telegram of the Corporation's acceptance. No cotton shall be regarded as purchased until the exporter receives such notification. If the Purchase Order is not accepted as to all or any part of the cotton specified thereon, the exporter will be promptly notified by telegram and may order other cotton in substitution.

§ 295.8 *Eligibility for payments by the Secretary.* If an exporter agrees to sell lint cotton grown in the continental United States to a foreign purchaser for export to an approved country, and if the sale is registered as provided in § 295.9, the exporter shall be eligible to receive a payment from the Secretary on that quantity of the cotton exported in fulfillment of such export sale which is in excess of the cotton purchased from the Corporation's stocks against such export sale (in lieu of purchasing an equal quantity of cotton from the Corporation's stocks), subject to the following additional terms and conditions:

(a) The Corporation must have certified to the Secretary that the exporter filed Purchase Orders with respect to such quantity of cotton with the New Orleans Office within the time limits specified in § 295.3 (b) for submission of Purchase Orders and that the Corporation did not have available, or did not choose to sell, an equal quantity of cotton from its own stocks which was comparable in quality and growth to that desired by the exporter and which was otherwise suitable to meet the exporter's requirements.

(b) The payment shall be based on the unpatched gross weight of such quantity of cotton and shall be at a rate per pound equal to the export differential announced by the Secretary and in

effect at the time the New Orleans Office receives notice of the export sale.

(c) The exporter must have submitted to the New Orleans Office satisfactory evidence (as provided in paragraph 10 hereof) that such quantity of cotton was exported by the exporter in fulfillment of the sale prior to July 1, 1947.

(d) The exporter must have submitted to the New Orleans Office, within 90 days after the date of exportation of such cotton, an application for such payment on the voucher form specified by the New Orleans Office.

(e) The exporter to whom payment shall be made shall be the person or firm named as exporter in the notice of the export sale: *Provided*, That if the shipper or the consignor named in the bill of lading under which such quantity of cotton is exported is other than the exporter named in the notice of the export sale, waiver by the shipper or consignor named in the bill of lading of any interest in the claim in favor of the exporter named in the notice of the export sale will be required.

§ 295.9 *Registration and contracts of sale*—(a) *Registration.* A sale of raw cotton for exportation shall be registered hereunder when, and only in the event that, the following requirements have been met:

(1) The sale must be made subsequent to the date of this offer.

(2) The country to which the cotton is sold for export must be an approved country at the time the sale is made.

(3) In the case of sales for export to Canada and Mexico, such sales must be made directly to a cotton consuming establishment in such country. The determination of the Secretary as to whether the buyer is a cotton consuming establishment shall be final.

(4) The exporter must send a notice of the export sale to the New Orleans Office by telegram filed with the telegraph company not later than twenty-four (24) hours after the sale is made. A notice of sale filed after such 24-hour period may be accepted if it is shown that the delay is due to circumstances beyond the control of the exporter. The notice of the export sale must state the name and address of the foreign purchaser, the number of pounds (gross weight) and the quality of cotton sold, the sales price, and the date and exact time the sale is made.

(5) There must be received by the New Orleans Office, within five (5) days (excluding Saturdays and Sundays) after the date it receives the notice of the export sale, three copies of a Declaration of Export Sale (C. C. C. Cotton Form SFE–H). A declaration filed after such 5-day period may be accepted if it is shown that the delay is due to circumstances beyond the control of the exporter.

(b) *Contracts of sale.* The Corporation must also be furnished with a copy of an unconditional sales contract covering the cotton sold, signed by both parties, and certified by the exporter as being true and correct. Such contract must show the sales price, the date of sale, the number of pounds (gross weight) and quality of cotton sold, the sailing date or month or months of delivery, the destination of shipment, and the names and addresses of the parties to the contract, and must call for the exportation of the cotton not later than June 30, 1947. Such contract shall be filed with the New Orleans Office within twenty (20) days after the date the New Orleans Office receives notice of the export sale, in the case of sales for export to Canada and Mexico, and within sixty (60) days after such date, in the case of sales to other countries, unless an extension of time is granted by the Corporation. The Corporation may accept an amendment to the contract changing the sailing date or month or months of delivery if the amendment is accompanied by a copy, certified by the exporter as being true and correct, of a telegram or cable from the purchaser requesting that shipment or delivery be made on the later date.

§ 295.10 *Satisfactory evidence of exportation.* Evidence of exportation of cotton, to be satisfactory hereunder, must meet the following requirements:

(a) If the cotton is exported to Canada or Mexico, the exporter shall furnish an authenticated landing certificate, in duplicate, issued by an official of the government of the country to which the cotton is exported, showing the place and date of landing and gross landed weight of the cotton, and the name and address of both the person who exports the cotton from the United States and the person to whom it is shipped.

(b) If the cotton is exported to any other approved country, the exporter shall furnish two copies of either an on board ship bill of lading or a shipmaster's receipt, showing the number of bales, marks, and gross weight of cotton loaded on board ship, the date and place of loading, the name of the vessel, the destination of the cotton, and the name and address of both the person exporting the cotton and the person to whom it is shipped.

(c) In every case, the exporter shall also furnish two copies of his customs export declaration, certified by the customs office and showing that the cotton was produced in the continental United States, and a reweight sheet, in duplicate, of the warehouse from which the cotton is shipped for export, certified by the warehouse and showing the number of bales and marks of the cotton and its unpatched gross weight. Such weight sheet shall constitute satisfactory evidence of the cotton's unpatched gross weight.

(d) The documents specified above must be filed with the New Orleans Office not later than fifteen (15) days after the date of the landing certificate, on board ship bill of lading, or shipmaster's receipt, and also, in those cases in which cotton is sold by the Corporation from its stocks in reliance upon the exporter's bond, not later than thirty (30) days after the sailing date or month or months of delivery shown on the certified copy of the sales contract filed with the New Orleans Office.

(e) The exporter shall also furnish any additional evidence of exportation which may be requested by the New Orleans Office.

(f) If cotton is loaded on board a vessel for shipment to an approved country and is destroyed while on board such vessel, for the purposes of this subpart the cotton shall be regarded as having been exported.

§ 295.11 *Bond.* The bond which must be furnished by each exporter who desires to purchase cotton from the Corporation hereunder against export sales prior to the submission of satisfactory evidence of exportation of the cotton covered by such sales shall be in the form prescribed by the Corporation and shall be in an amount at least equivalent to 10 cents for each pound (gross weight) of cotton sold to the exporter against an export sale for which, at any one time, satisfactory evidence of the exportation of the cotton covered by the sale to the approved country named in the sales contract has not been submitted to the New Orleans Office. The surety on such bond must be a corporate surety approved by the Treasury Department of the United States.

§ 295.12 *Liquidated damages.* (a) In all cases in which (1) an exporter gives the New Orleans Office notice of an export sale pursuant to paragraph 9 hereof and satisfactory evidence of the exportation, prior to July 1, 1947, of cotton in fulfillment of such export sale is not filed with the New Orleans Office within the time specified in paragraph 10 hereof, or such extension of time as may be granted pursuant to paragraph (b) (1) of this section, or (2) cotton as to which satisfactory evidence of exportation has been submitted reenters the United States or its possessions (other than the Philippine Islands) in the form of raw cotton, the exporter shall pay to the Corporation, in care of the New Orleans Office, as liquidated damages, the sum of 10 cents for each pound of such cotton.

(b) Notwithstanding the provisions of § 295.10d and paragraph (a) of this section, if the Director of the New Orleans Office determines that the exporter was prevented from exporting cotton in fulfillment of an export sale of which the New Orleans Office receives notice hereunder by acts of government, acts of God, lack of shipping space (claims of lack of shipping space must be supported by a letter from the War Shipping Administration, or from all of the steamship companies operating to the country to which the cotton is to be exported, showing that shipping space was unavailable for shipment of such cotton within the prescribed time), or other similar causes beyond the exporter's control:

(1) The Director of the New Orleans Office may grant an extension of the time within which such cotton may be exported and satisfactory proof of exportation may be submitted, or

(2) If an extension of time is not granted, or if such cotton cannot be exported due to any such cause within any such extension of time:

(i) In lieu of paying to the Corporation the amount provided in paragraph (a) of this section with respect to such cotton, if the Corporation has sold the exporter cotton against the export sale of such cotton, the exporter shall pay to the Corporation with respect to each pound of such cotton an amount equal to the export differential used in computing the price at which such cotton was purchased from the Corporation; and

(ii) If the Corporation has not sold the exporter cotton against the export sale of such cotton, the exporter shall not be liable for the payment of liquidated damages under this section with respect to such cotton, and the exporter shall have no rights hereunder with respect to the export sale of such cotton.

(c) Notwithstanding the provisions of paragraph (a) of this section, if an exporter is unable, because of the destruction of cotton shipped to Mexico or Canada by rail in fulfillment of an export sale, to furnish satisfactory proof of exportation of such cotton, and if title to the cotton was in the foreign purchaser at the time it was destroyed:

(1) In lieu of paying to the Corporation the amount provided in paragraph (a) of this section with respect to the cotton so destroyed, if the Corporation has sold the exporter cotton against the export sale of such cotton, the exporter shall pay to the Corporation with respect to each pound of such cotton an amount equal to the export differential used in computing the price at which such cotton was purchased from the Corporation; and

(2) If the Corporation has not sold the exporter cotton against the export sale of such cotton, the exporter shall not be liable for the payment of liquidated damages under this section with respect to such cotton, and the exporter shall have no rights hereunder with respect to the export sale of such cotton.

In any such case, the New Orleans Office must be notified of the destruction of the cotton and the number of the registered sale, and the exporter shall furnish such proof of destruction and passage of title as the New Orleans Office may require.

§ 295.13 *Payment for and delivery of cotton.* Within thirty (30) days after the date of receipt of any Purchase Order which is accepted by the Corporation, the Corporation will present to the exporter a sight draft drawn on the exporter for the purchase price of the cotton, accompanied by warehouse receipts representing the cotton and properly endorsed so as to vest title in the exporter. Such draft must be paid by the exporter upon presentation.

§ 295.14 *Class.* All sales by the Corporation of 1944, 1945, or later crop cotton will be based solely upon the grade and staple length shown in the catalog, with no right of adjustment if the grade or staple length is found to be other than that stated in the catalog or for any other reason. Sales of 1934, 1937, 1941, 1942, and 1943 crop cotton will be subject to adjustment for grade and staple length upon reclassification by a Board of Cotton Examiners of the Cotton Branch, Production and Marketing Administratiton, United States Department of Agriculture of all of the cotton listed on the sales invoice which was stored in the same warehouse or compress. In the event the reclassification of any cotton of the 1934, 1937, 1941, 1942, or 1943 crops should vary from the classification shown in the catalog, settlement will be made with the exporter on all of the cotton listed on the sales invoice which was stored in the same warehouse or compress upon the basis of such reclassification. No rejections will be allowed.

§ 295.15 *Weight.* Cotton sold from the Corporation's stocks hereunder will be invoiced on the basis of the gross weight shown on the warehouse receipts. Claims for weight differences may be filed by the exporter only in the event that the claim covers all of the cotton listed on the sales invoice which was stored in the same warehouse or compress and that he has had all such cotton reweighed before compression at his own expense, as evidenced by a reweight sheet, in duplicate, signed by the superintendent or manager of such warehouse or compress and bearing the following certificate: "This cotton not resampled or reconditioned before reweighing."

§ 295.16 *Filing claims.* Claims for differences in grade or staple length of 1934, 1937, 1941, 1942, or 1943 crop cotton or for differences in weight of any cotton must be filed, in duplicate, not later than 90 days after the date the cotton is invoiced by the Corporation, but all such claims with respect to any lot of cotton should be filed at the same time. Claims must be filed in accordance with the instructions issued by the New Orleans Office.

§ 295.17 *Cotton not in good condition.* The warehouse receipts held by the Corporation contain the obligation of the warehousemen to deliver the bales of cotton represented thereby in good condition. The Corporation shall not be liable to an exporter for the failure of a warehouseman to deliver to the exporter in good condition the bales of cotton represented by any warehouse receipts.

§ 295.18 *Freight bills.* The exporter shall, within six months after receipt of warehouse receipts representing cotton purchased from the Corporation's stocks:

(a) Purchase the freight bills held by the Corporation covering the bales of such cotton which were shipped by rail to the warehouses issuing the warehouse receipts at their refund value based on reshipment of such bales to Greenville, South Carolina, as representative of Group B points, or, if such cotton is stored at Group A or Group B points and is reshipped, based on the destination to which such cotton is actually reshipped; or

(b) If such cotton is not stored at a port when sold to the exporter, furnish the Corporation with outbound bills of lading, acquired in the shipping of such cotton via the railroad line designated by the Corporation; or

(c) If such cotton is stored at a port when sold to the exporter, furnish the Corporation with a copy of the ocean bill of lading (or if the cotton is exported from another port, a copy of the railroad bill of lading, a copy of the tag list, and a copy of the ocean bill of lading) evidencing exportation of the identical cotton;

otherwise, the exporter shall purchase the freight bills by honoring a three-day sight draft, with the freight bills held by the Corporation attached, for the amount specified in paragraph (a) of this section.

§ 295.19 *Consignments.* If an exporter intends to export lint cotton to an approved country prior to the sale of such cotton and files with the New Orleans Office a Declaration of Intent to Consign listing the number of pounds (gross unpatched weight) and the grade and staple length of the cotton which he intends to export, and if the Declaration is approved by the Corporation, the exporter may purchase from the Corporation an equal quantity of cotton, subject to the following terms and conditions:

(a) *Declarations.* The declaration must be in the form prescribed by the Corporation and must be filed, in triplicate, before the cotton listed on the declaration is exported. Submission of a declaration and approval by the Corporation is in lieu of registration. The Corporation will approve only declarations listing cotton of a grade and staple length which the Corporation announces may be exported under this paragraph 19. Upon approval of a declaration, one copy, dated and marked approved, will be returned to the exporter.

(b) *Bond.* Before the declaration will be approved, the New Orleans Office must have received from the exporter a surety bond in the form prescribed by the Corporation, conditioned upon the submission of satisfactory evidence of exportation of the cotton listed on the declaration by the exporter prior to July 1, 1947, and not later than 90 days after the date the declaration is approved, and in an amount at least equivalent to 10 cents for each pound of cotton listed on all of the declarations filed by the exporter for which, at any one time, satisfactory evidence of exportation has not been furnished. The surety on such bond must be a corporate surety approved by the Treasury Department of the United States.

(c) *Satisfactory evidence of exportation.* Evidence of exportation of cotton, to be satisfactory under this section, must meet the requirements of § 295.10 and must also include a certification by the exporter that the cotton shipped was of the grade and staple length stated in the declaration.

(d) *Purchase Orders.* The New Orleans Office must have received from the exporter, not later than 90 days after the date the Corporation approves the declaration, Purchase Orders covering the cotton which the exporter is eligible to purchase, and the Corporation must have accepted such Purchase Orders,

(e) *Price.* The price of cotton purchased under this section shall be computed in accordance with § 295.5, except that in applying § 295.5 the date the Corporation approves the declaration shall be used in place of the time the New Orleans Office receives notice of the export sale against which such cotton is being purchased.

(f) *Liquidated damages.* (1) In all cases in which (i) the exporter fails to furnish within the time specified in § 295.10 or such extension of time as may be granted by the Corporation under subparagraph (2) of this paragraph, satisfactory evidence that the cotton listed on the declaration was exported prior to July 1, 1947, and not later than 90 days after the date the declaration is approved, or (ii) cotton as to which satisfactory evidence of exportation has been submitted reenters the United States or its possessions (other than the Philippine Islands) in the form of raw cotton, the exporter shall pay to the Corporation, as liquidated damages, the sum of 10 cents for each pound of such cotton.

(2) Notwithstanding the provisions of subparagraph (1) of this paragraph, if the Director of the New Orleans Office determines that the exporter was prevented from exporting the cotton listed on the declaration by a cause listed in § 295.12 (b), the provisions of § 295.12 (b) (1) and (2) shall be applicable to this paragraph, except that in applying § 295.12 (b) (1) and (2) the phrase "the Declaration of Intent to Consign" shall be substituted for the phrase "the export sale of" and the phrase "subparagraph (1) of this paragraph" shall be substituted for the phrase "paragraph (a) of this section."

(g) *Payments by Secretary.* If the Corporation so elects, it may refuse to sell to the exporter a quantity of cotton equal to that listed on the approved declaration, and, in such case, the exporter shall be eligible to receive a payment from the Secretary on that quantity of the cotton exported in fulfillment of the declaration which is in excess of the cotton purchased from the Corporation's stocks against the declaration (in lieu of purchasing an equal quantity of cotton from the Corporation's stocks), subject to the following terms and conditions:

(1) The Corporation must have certified to the Secretary that the exporter filed Purchase Orders with respect to such quantity of cotton with the New Orleans Office not later than 90 days after the date the Corporation approved the declaration and that the Corporation elected not to sell such quantity of cotton to the exporter.

(2) The payment shall be based on the unpatched gross weight of such quantity of cotton and shall be at a rate per pound equal to the export differential announced by the Secretary and in effect at the time the Corporation approves the declaration.

(3) The exporter must have submitted to the New Orleans Office satisfactory evidence that such quantity of cotton was exported by the exporter prior to July 1, 1947, and not later than 90 days after the date the declaration was approved.

(4) The exporter must have submitted to the New Orleans Office, within 90 days after the date of exportation of such quantity of cotton, an application for such payment on the voucher form specified by the New Orleans Office.

(5) The exporter to whom payment shall be made shall be the person or firm named as exporter in the declaration: *Provided*, That if the shipper or the consignor named in the bill of lading under which such quantity of cotton is exported is other than the exporter named in the declaration, waiver by the shipper or consignor named in the bill of lading of any interest in the claim in favor of the exporter named in the declaration will be required.

(h) *Amendments and terminations.* Any amendment or termination of this subpart and any withdrawal of any qualities of the Corporation's cotton shall not be applicable to Purchase Orders, or vouchers submitted with respect to declarations approved by the Corporation prior to the effective date of such amendment, termination, or withdrawal.

(i) *Applicability of other provisions.* All of the provisions of this subpart except §§ 295.3 and 295.8 shall be applicable to this section, except where they are inconsistent with this section. The exportation of cotton in fulfillment of a declaration approved under this paragraph shall not entitle the exporter to any benefits under §§ 295.3 and 295.8.

§ 295.20 *Books, records and accounts.* The exporter shall make available to the Corporation or the Secretary, from time to time, as they may request, such of exporter's, and such of his affiliates' and subsidiaries', books, records, accounts, and other documents and papers as the Corporation or the Secretary, respectively, may deem pertinent to any transaction hereunder. Each such exporter shall also furnish to the Corporation or the Secretary such information and reports as they may from time to time request, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942. The specific reporting requirements hereof have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

§ 295.21 *Setoffs.* The Secretary may set off against any amount owed to any exporter any amount owed by the exporter to the Corporation, the United States Department of Agriculture, or any other agency of the United States.

§ 295.22 *Assignments.* No exporter shall, without the written consent of the Corporation or the Secretary, assign any right of the exporter against the Corporation or the Secretary, respectively, hereunder.

§ 295.23 *Good faith.* If the Corporation or the Secretary determines that any exporter has not acted in good faith in connection with any transaction hereunder, or has failed to discharge fully an obligation assumed by him hereunder, such exporter may be denied the right to register export sales or to file declarations hereunder or the right to purchase cotton or apply for payment hereunder in connection with any previously registered sale or approved declaration.

§ 295.24 *Effect of changes on outstanding offers.* Notwithstanding the provisions of § 295.25, if an exporter makes a firm telegraphic or cabled offer to sell cotton to a foreign purchaser for export to an approved country, and if subsequently approval of the country is withdrawn, the program is terminated, the export differential, or the method of computing prices hereunder is changed, or this subpart is amended, prior to the time the New Orleans Office receives notice of the export sale of such cotton resulting from the foreign purchaser's acceptance of the exporter's offer, such termination, change, or amendment shall not be applicable to Purchase Orders, or vouchers submitted with respect to such export sale, provided the exporter submits proof (a) that the telegraphic or cabled offer was filed with the telegraph or cable company by the exporter prior to the announcement of the termination, change, or amendment, and (b) that the telegram or cablegram of acceptance was filed by the foreign purchaser not later than 12 o'clock midnight, eastern standard time, of the day such announcement is made, if the foreign purchaser is on the North American continent, or not later than 12 o'clock midnight, eastern standard time, of the second day following such announcement, if the foreign purchaser is not on the North American continent.

§ 295.25 *Amendments and termination.* This subpart may be amended at any time without previous notice by making public announcement thereof. A copy of every amendment will be mailed promptly to each exporter to whom a catalog has been mailed. This subpart may be terminated at any time without previous notice by making public announcement thereof. A copy of such announcement will be telegraphed to each exporter to whom a catalog has been mailed. Any such amendment or termination shall not be applicable to Purchase Orders, or vouchers submitted with respect to export sales of which the New Orleans Office receives notice prior to the effective date of such amendment or termination.

§ 295.26 *Definitions.* (a) "Exporter" means any individual, corporation, partnership, association, any approved country or any agency thereof, or other business entity engaged in the business of exporting cotton.

(b) "Public announcement" means the issuance of a press release or the publication of a notice in the FEDERAL REGISTER.

(c) "Secretary" means the Secretary of Agriculture or his authorized representative.

(d) "The Corporation" means Commodity Credit Corporation or its authorized agent.

(e) "The New Orleans Office" means the New Orleans Office of the Cotton Branch, Production and Marketing Administration, Department of Agriculture, Masonic Temple Building, New Orleans, Louisiana.

(f) "Sale" includes a contract to sell.

(g) If cotton is exported by the exporter in fulfillment of an export sale, the date of the on board ship bill of lading or shipmaster's receipt under which the cotton was shipped will be accepted hereunder as the date of exportation of the cotton.

Amendment of previous offer. The "Terms and Conditions of Cotton Sales for Export Program" (1944 CCC Cotton Export Form 1, dated November 10, 1944), as amended, is further amended by substituting the date July 1, 1947, for the date January 1, 1947, in subparagraphs 3 (a), 2 (c), 12 (a), 27 (b), and 27 (f), and by substituting the date June 30, 1947 for the date December 31, 1946, in paragraph 9.

Termination of previous offer. The "Terms and Conditions of Cotton Sales for Export Program" (1944 CCC Cotton Export Form 1, dated November 10, 1944), as amended, is hereby terminated, subject to the provisions of §§ 295.23 and 295.24 thereof.

Effective date. This offer shall be effective on May 1, 1946.

Dated this 22d day of April 1946.

[SEAL] ROBERT H. SHIELDS,
President, Commodity Credit Corporation, Authorized Representative of the Secretary of Agriculture.

Attest:

MARION M. CRUMPLER,
Assistant Secretary.

[F. R. Doc. 46-6741; Filed, Apr. 22, 1946; 11:25 a. m.]

[Supp. Announcement 1]

PART 295—DISPOSAL OF SURPLUS AGRICULTURAL COMMODITIES FOR EXPORT

SUPPLEMENTAL ANNOUNCEMENT TO TERMS AND CONDITIONS OF COTTON SALES FOR EXPORT PROGRAM

Until otherwise announced, the export differential applicable under the Terms and Conditions of Cotton Sales for Export Program dated April 22, 1946 (§§ 295.1 to 295.29), shall be 4 cents per pound of cotton, gross unpatched weight.

Dated this 22d day of April 1946.

[SEAL] ROBERT H. SHIELDS,
Authorized Representative of the Secretary of Agriculture.

[F. R. Doc. 46-6742; Filed, Apr. 22, 1946; 11:25 a. m.]

TITLE 7—AGRICULTURE

Subtitle A—Office of the Secretary

PART 8—COMPENSATORY WAGE ADJUSTMENT SUBSIDY FOR SLAUGHTERERS

Pursuant to Directive 104 entitled "Compensatory Wage Adjustment Subsidy for Slaughterers", issued by the Office of Economic Stabilization on April 8, 1946, the following regulations are issued governing applications for the compensatory wage adjustment subsidy payable to slaughterers by the Reconstruction Finance Corporation upon certification by the Secretary of Agriculture, or his duly authorized representative, pursuant to that Directive.

Sec.
8.1 What this part provides for.
8.2 Who may apply for payment.
8.3 Amount of payment.
8.4 Subsidies.
8.5 Applications.
8.6 Certification of subsidy.
8.7 Other conditions.

§ 8.1 *What this part provides for.* The National Wage Stabilization Board by its orders dated February 15 and 21, 1946 directed certain slaughterers to increase their basic wage scales. Such orders required the increases to be made retroactive as to certain employees to January 26, 1946, and as to others to January 28, 1946. The National Wage Stabilization Board by its General Pattern Approval No. 1, Meat Packing Industry, issued on February 25, 1946, and the Commissioner of Internal Revenue by his approval order issued on February 28, 1946, authorized certain other slaughterers to increase their basic wage scales upon substantially the same conditions. On March 11, 1946 and March 14, 1946, the Office of Price Administration granted general increases in the prices of meat and meat products to compensate for such increased wage costs. It was not possible to make these price adjustments retroactive, and therefore a special subsidy is necessary to recompensate slaughterers who make such increased wage payments, for their increased wage costs caused by such payments for the period from January 26, 1946 through March 10, 1946. In computing the amount of the subsidy, it is necessary to make proper adjustment for the increased value of the slaughterer's inventory since the slaughterer will receive the benefit of price increases.

§ 8.2 *Who may apply for payment.* Payments will be made only to slaughterers:

(a) Who were eligible for and received the Reconstruction Finance Corporation basic meat subsidy for the February and March 1946 accounting periods; and

(b) Who carried on slaughtering operations during the period from January 26, 1946 through March 10, 1946; and

(c) Who, relying upon the anticipated payment of this special subsidy have maintained normal production to the extent permitted by the available supply of livestock during the period from February 26, 1946 to the date of filing of an application for this special subsidy; and

(d) Who, prior to April 25, 1946, have made increased wage payments to their employees for the period January 26, 1946, through March 10, 1946, pursuant to the orders of the National Wage Stabilization Board dated February 15, and February 21, 1946, or pursuant to General Pattern Approval No. 1, Meat Packing Industry, issued by the National Wage Stabilization Board on February 25, 1946, or pursuant to the order of the Commissioner of Internal Revenue, dated February 28, 1946 entitled "Salary Stabilization, Meat Packing Industry", or who, on or after January 1, 1946, and prior to February 25, 1946, in anticipation of the general wage scale increase approved by the General Pattern Approval referred to above, made increased wage payments to their employees under a basic wage scale increase consistent with the provisions of that approval.

§ 8.3 *Amount of payment.* The payment to be made to each slaughterer shall be an amount equal to the increased wage costs of such slaughterer for the period from January 26, 1946 through March 10, 1946, both dates inclusive, caused by increased wage payments made to the employees hereinafter specified pursuant to or in anticipation of the above-mentioned orders of the National Wage Stabilization Board dated February 15 and 21, 1946, General Pattern Approval No. 1 of the National Wage Stabilization Board, or the above-mentioned order of the Commissioner of Internal Revenue issued on February 28, 1946, less an amount equal to the increased value of the slaughterer's inventory resulting from price increases authorized by the Office of Price Administration, effective March 11 and March 14, 1946. In computing the increased labor costs, the slaughterer shall take into account only payments made by the slaughterer to employees engaged in the purchase of livestock; the production and processing of meat and meat products; the supervision in whole or in part of the purchase of livestock or the production, processing, or distribution of meat and meat products; the performance of office and clerical work connected in whole or in part with the purchase of livestock, or the production, processing, or distribution of meat and meat products; and the performance of maintenance work for plants and facilities related in whole or in part to the purchase of livestock or the production, processing, or distribution of meat and meat products. In the event a slaughterer is unable to make certain increased wage payments because of the death, incompetence, or disappearance of any employee, the slaughterer shall not include such amount in his claim for this subsidy but shall submit proof that he has set aside such amount in a special fund for the benefit of such employee.

Each slaughterer shall include in the inventory for the purpose of this part, all meat and meat products owned by the slaughterer on March 10, 1946, including products in storage, transit or consignment, or in the process of production. Each slaughterer shall also include in the inventory products with respect to which the slaughterer has re-acquired title on or after March 11, 1946, and which may be resold at the higher price. The inventory should include the weight of all items in the course of production, calculated as follows: (a) where such items are in the form of products for which a maximum price has been established, the actual weight of such items should be given; (b) where such items are not in the form of products for which a maximum price has been established, the weight should be calculated upon the basis of conversion to the product next in line in the stage of processing for which a maximum price has been established. All products included in the schedule of price increases granted by the Office of Price Administration effective March 11 and March 14, 1946, should be itemized separately, and the weight of each such product should be given. With respect to those products not included in such schedule of price increases, the slaughterer should give the aggregate weight of all such products in inventory and list each product included, but need not give the weight of each such product separately. One inventory must be sub-

mitted for the meat and meat products sold or set aside for sale to U. S. Government agencies, and another for meat and meat products sold or held for sale to parties other than U. S. Government agencies. The increase in inventory value shall be computed by multiplying the quantity of each item by the allowable increase in maximum price permitted by amendments to Office of Price Administration regulations which became effective on March 11 and March 14, 1946. The allowable increase in maximum price is the difference between the maximum price for such item in effect on March 9, 1946 and the maximum price for such item in effect on March 15, 1946. The increase in value of items sold or set aside for sale to U. S. Government agencies shall be computed by applying the maximum prices applicable to sale to U. S. Government agencies.

§ 8.4 *Subsidiaries.* Each slaughterer shall include in its application for this subsidy payment the increased wage costs for the period from January 26, 1946, through March 10, 1946, both inclusive, of its subsidiary corporations engaged in the production, processing, or distribution of meat and meat products, resulting from the increased wage payments made pursuant to or in anticipation of the above-mentioned orders and approvals of the National Wage Stabilization Board and the Commissioner of Internal Revenue and the increased value of the inventories of such subsidiary corporations. The application should not include increased wage costs or inventory values for any subsidiary which was eligible for and received the Reconstruction Finance Corporation basic meat subsidy on its own account for the February and March 1946 accounting periods. The term "subsidiary" as used herein means any corporation the majority of the voting stock of which is owned or controlled by the slaughterers.

§ 8.5 *Applications.* Applications for this subsidy payment shall be executed in duplicate and filed not later than May 25, 1946, with the Livestock Branch, Production and Marketing Administration, U. S. Department of Agriculture, Washington 25, D. C. Applications shall be on form number LS–99 which may be obtained from said Livestock Branch or from the Regional Offices of the Production and Marketing Administration, United States Department of Agriculture located at 5 South Wabash Avenue, Chicago 3, Illinois, and 821 Market Street, San Francisco, California, respectively. Separate applications need not be submitted for individual plants, branch houses or offices, but separate statements containing the information required by the application must be filed for each subsidiary other than those who are eligible for and who received the Reconstruction Finance Corporation basic meat subsidy on their own accounts for the February and March 1946 accounting periods. There must be attached to each statement covering each subsidiary a complete description of the relationship between such subsidiary and the slaughterer.

Where increased wage payments were made in anticipation of the general wage scale increase approved by the General Pattern Approval referred to in § 8.2 (d), the applicant should certify the date when such increased payments were first made, the period covered by such payments, and the nature of the increase, that is, whether a basic wage scale increase, intra-plant adjustment, or an adjustment to correct inequities, etc.

§ 8.6 *Certification of subsidy.* The Secretary of Agriculture or his duly authorized representative shall examine all applications and, upon being satisfied of the truth of the statements contained therein, shall compute the amount due thereon. The application will then be certified by the Secretary of Agriculture or his duly authorized representative and will be transmitted to the Reconstruction Finance Corporation, which will, pursuant to its regulations, disburse the amount so certified.

§ 8.7 *Other conditions.* (a) Every slaughterer who files an application under this part shall, for at least two years thereafter, maintain accurate and complete records showing wage payments made by it and its subsidiaries for the period from January 26 through March 10, 1946. Such records shall show the name of each employee, the nature of the employee's work, and the amount paid to him pursuant to the above-mentioned orders and approvals of the National Wage Stabilization Board and the Commissioner of Internal Revenue. Each such slaughterer shall also keep for a period of two years accurate and complete records of its inventory of meat and meat products as of March 10, 1946. Such inventory shall include all items referred to in § 8.3 and shall disclose the locations of such items. The Secretary of Agriculture or any employee of the United States of America acting for him may, at any reasonable time, make audits and inspections of the books, records, and other writing and premises of any slaughterer applying under this part.

(b) The Secretary of Agriculture or his authorized representative may request the submission of other and additional information from any slaughterer prior to certification of its application for payment.

(c) By submitting an application, pursuant to this part, a slaughterer agrees to comply with all the terms and conditions of this part.

These regulations shall be effective April 23, 1946.

Issued this 22d day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–6783; Filed, Apr. 23, 1946; 11:13 a. m.]

Chapter III—Bureau of Entomology and Plant Quarantine

[B. E. P. Q. 548]

PART 301—DOMESTIC QUARANTINE NOTICES

MEXICAN FRUITFLY REGULATIONS REVISED; STERILIZATION OF GRAPEFRUIT REQUIRED

Correction

In Federal Register Document 46–6192, appearing at page 4081 of the issue for Saturday, April 13, 1946, the signature of the Chief of the Bureau of Entomology and Plant Quarantine should read "P. N. Annand."

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

FAIR AND REASONABLE PRICES FOR 1946 CROP OF HAWAIIAN SUGARCANE

Pursuant to the provisions of subsection (d) of section 301 of the Sugar Act of 1937, as amended, the following determination is hereby issued:

§ 802.321 *Fair and reasonable prices for the 1946 crop of Hawaiian sugarcane.* Fair and reasonable prices for the 1946 crop of Hawaiian sugarcane to be paid by processors who, as producers, apply for payment under the Sugar Act of 1937, as amended, shall be not less than those provided for in the agreements heretofore made and agreed upon between the several processors in Hawaii and the producers of such sugarcane: *Provided, however,* That the processor shall not reduce the returns to producers below those determined herein through any subterfuge or device whatsoever.

(Sec. 301, 50 Stat. 910; 7 U.S.C. 1131)

Issued this 18th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–6784; Filed Apr. 23, 1946; 11:13 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5255]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

ALLEN PRODUCTS CO., INC.

§ 3.6 (c) *Advertising falsely or misleadingly—Composition of goods:* § 3.6 (n) *Advertising falsely or misleadingly—Nature—Product:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service.* In connection with the offering for sale, sale, or distribution of its preparation designated as "Allen's Nijara" or any other preparation of substantially similar composition or possessing substantially similar properties, under whatever name or names sold, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., purchase in commerce, etc., of said preparations, which advertisements represent, directly or by implication (a) that "Allen's Nijara" or any other of respondent's preparations of substantially similar composition or possessing substantially similar properties, under whatever name or names sold, have any therapeutic value in the treatment of rheumatism, arthritis, neuritis, sciatica, gout, lumbago, or sinus trouble or that said preparation will provide relief from the pains accompanying such conditions; or (b) that "Allen's Nijara" or any other of respondent's preparations of substantially similar properties, under whatever name or names sold, are rich in vitamins or minerals or are vitamin-mineral concentrates; prohibited. (Sec. 5, 38 Stat. 719 as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) (Cease and desist order, Allen Products Co., Inc., Docket 5255, March 21, 1946)

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 21st day of March, A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of the respondent, in which answer respondent admits all the material allegations of fact set forth in said complaint and states that it waives all intervening procedure and further hearing as to said facts; and the Commission having made its findings as to the facts; and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That Allen Products Co., Inc., a corporation, and its officers, representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, or distribution of its preparation designated as "Allen's Nijara" or any other preparation of substantially similar composition or possessing substantially similar properties, under whatever name or names sold, do forthwith cease and desist from, directly or indirectly:

1. Disseminating or causing to be disseminated any advertisement by means of the United States mails or by any means in commerce as "commerce" is defined in the Federal Trade Commission Act, which advertisement represents directly or by implication:

a. That Allen's Nijara or any other of respondent's preparations of substantially similar composition or possessing substantially similar properties, under whatever name or names sold, have any therapeutic value in the treatment of rheumatism, arthritis, neuritis, sciatica, gout, lumbago, or sinus trouble or that said preparation will provide relief from the pains accompanying such conditions;

b. That Allen's Nijara or any other of respondent's preparations of substantially similar composition or possessing substantially similar properties, under whatever name or names sold, are rich in vitamins or minerals or are vitamin-mineral concentrates.

2. Disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase of Allen's Nijara, or any other of respondent's preparations as described in this order, in commerce as "commerce" is defined in the Federal Trade Commission Act, which advertisement contains any of the representations prohibited in paragraph 1 hereof and the respective subdivisions thereof.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46–6780; Filed, Apr. 23, 1946; 11:09 a. m.]

[Docket No. 5293]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

CHARLES OF THE RITZ DISTRIBUTORS CORP.

§ 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service.* In connection with the offering for sale, sale, or distribution of Charles of the Ritz Throat Cream, or any product of substantially similar properties, whether sold under the same name or under any other name, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., purchase in commerce, etc., of said product, which advertisements represent, directly or by inference, that the use of Charles of the Ritz Throat Cream will cause the throat of the user to remain smooth, firm, or young looking; prohibited. (Sec. 5, 38 Stat. 719 as amended by sec. 3.52 Stat. 112; 15 U. S. C., sec. 45b) (Cease and desist order, Charles of the Ritz Distributors Corporation, Docket 5293, March 21, 1946)

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 21st day of March, A. D. 1946.

This matter having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondent, and a stipulation as to the facts entered into between the respondent and Richard P. Whiteley, Assistant Chief Counsel for the Commission, which provides, among other things, that without further evidence or other intervening procedure the Commission may issue and serve upon the respondent findings as to the facts and conclusion based thereon, and an order disposing of the proceeding, and the Commission having made its findings as to the facts and its conclusion that respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Charles of the Ritz Distributors Corporation, a corporation, its officers, representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, or distribution of Charles of the Ritz Throat Cream, or any product of substantially similar composition or possessing substantially similar properties, whether sold under the same name or under any other name, do forthwith cease and desist from directly or indirectly:

1. Disseminating, or causing to be disseminated, by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertisement which represents, directly or through inference, that the use of Charles of the Ritz Throat Cream will cause the throat of the user to remain smooth, firm, or young looking.

2. Disseminating, or causing to be disseminated, by any means, for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase of Charles of the Ritz Throat Cream in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertisement which contains any of the representations prohibited in paragraph 1 above.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46–6781; Filed, Apr. 23, 1946; 11:09 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter C—Miscellaneous Excise Taxes

[T. D. 5509]

PART 140—TAXES ON TOBACCO, SNUFF, CIGARS, CIGARETTES, CIGARETTE PAPERS AND TUBES, AND PURCHASE AND SALE OF LEAF TOBACCO

CUSTOMS INSPECTION

Regulations 8 amended to conform to the Customs Regulations of 1943, as amended by Treasury Decision 51395.

In order to conform Internal Revenue Regulations No. 8 (26 CFR Part 140), relating to the taxes on tobacco, snuff, cigars, and cigarettes, also on cigarette papers and tubes and purchase and sale of leaf tobacco, to § 11.1 (b) and (c) of Customs Regulations of 1943 (19 CFR, Cum Supp., Part 11), as amended by (Customs) Treasury Decision 51395, approved January 25, 1946, but only as prescribed and made applicable to the Internal Revenue Code by Treasury Decision 4885, approved February 11, 1939 (26 CFR, Cum. Supp., Chapter I. note), such Internal Revenue Regulations are amended as follows:

Section 140.129 (Article 129) is amended to read as follows:

§ 140.129 *Customs inspection; cigars and cigarettes.* No cigars or cigarettes are allowed to be removed from customs public store or bonded warehouse in which they are required to be placed on importation until they have been inspected. Customs inspection stamps shall not be affixed, except in the case of cigars and cigarettes entitled to entry as returned domestic products, as provided in article 133.

(Sec. 3791 of the Internal Revenue Code; 53 Stat. 467; 26 U.S.C. 3791)

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: April 22, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46–6779; Filed, Apr. 23, 1946; 11:09 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Operations Order 40–B]

SEPARATION BOARD FOR CONSCIENTIOUS OBJECTORS

APPOINTMENT OF MEMBER

Under and by virtue of the authority vested in me by the Selective Training and Service Act of 1940, as amended, I hereby order:

1. Lt. Colonel Gavid G. Eisner, Medical Corps, is appointed to the Separation Board for Conscientious Objectors created by Operations Order No. 39, dated May 19, 1945 (10 F.R. 5980), as amended by Operations Order No. 39–A, dated March 4, 1946 (11 F.R. 2257), in place of 1st Lieutenant Ralph P. Needle, J. A. G. D., who was appointed to the Board by Operations Order No. 40–A, dated March 6, 1946 (11 F.R. 2374).

2. 1st Lieutenant Ralph P. Needle, J. A. G. D., is hereby relieved as a member of the Separation Board for Conscientious Objectors.

LEWIS B. HERSHEY,
Director.

APRIL 19, 1946.

[F. R. Doc. 46–6743; Filed, Apr. 22, 1946; 2:51 p. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3270—CONTAINERS

[Conservation Order M–81 as Amended Apr. 23, 1946]

CANS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of materials entering into the manufacture of cans for defense, for private account and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 3270.31 *Conservation Order M–81*—(a) *What this order does.* This order establishes the sequence of manufacture and delivery, and limits the use of cans made of tinplate, terneplate or blackplate. The order lists in Schedule I the only products which may be packed in tinplate, terneplate, or blackplate cans. Certain exceptions are stated in paragraphs (h), (i), (j), and (k).

(b) *Definitions.* For the purpose of this order:

(1) "Can" means any unused container made in whole or in part of tinplate, terneplate, or blackplate, which is suitable for packing any product. The term includes any container which has a closure or fitting, made in whole or in part of tinplate, terneplate or blackplate, but does not include a glass container having such a closure or fitting. The term does not include fluid milk shipping containers.

(2) "Tinplate" means steel sheets coated with tin (including primes and seconds) and includes (i) electrolytic tinplate in which the tin coating is applied by electrolytic deposition, and (ii) hot dipped tinplate in which the tin coatings are applied by immersion in molten tin. The term includes hot dipped tinplate waste-waste, but not electrolytic tinplate waste-waste or tinplate waste.

(3) "Terneplate" means steel sheets coated with terne metal (including primes and seconds). The term does not include terneplate waste-waste or terneplate waste. "Terne metal" means the lead-tin alloy used as the coating for terneplate but does not include lead recovered from secondary sources which contains not more than 2½ percent residual tin.

(4) "SCMT" means special coated manufacturers' terneplate.

(5) "Waste" means scrap tinplate and terneplate (including strips and circles) produced in the ordinary course of manufacturing cans and tinplate and terneplate strips produced in the ordinary course of manufacturing tinplate and terneplate. The term also includes tinplate and terneplate parts recovered from used cans.

(6) "Waste-waste" means hot dipped or electrolytic tin-coated steel sheets or steel sheets coated with terne metal which have been rejected during processing by the producer because of imperfections which disqualify such sheets from sale as primes or seconds.

(7) "Blackplate" means steel sheets (other than tinplate or terneplate) 29 gauge or lighter. The term includes "blackplate rejects", chemically treated blackplate (CTB), electrolytic tinplate waste-waste, terneplate waste-waste, tinplate waste, and terneplate waste. The term does not include hot dipped tinplate waste-waste.

RESTRICTIONS ON CAN MANUFACTURERS

(c) *General restrictions on sale, manufacture and delivery.* No person shall sell, manufacture or deliver any cans which he knows, or has reason to believe, will be accepted or used in violation of any provision of this order.

(d) *Manufacturing and delivery preferences for certain types of cans.* (1) Can manufacturers must disregard preference ratings (except AAA) in accepting and filling orders for cans.

(2) Every can manufacturer must regard each of his requirements contracts as an order calling for delivery of cans in the quantities and at the times he reasonably anticipates will be requested under the contract, based on past experience under the same or similar contracts. (A "requirements contract" is a contract under which a purchaser of cans agrees to buy his entire requirements of cans from a certain can manufacturer for a stated period without specifying the delivery dates on which the cans will be required or the quantities which will be required.) So far as practicable every can manufacturer shall schedule his operations (including his ordering of tinplate, terneplate and blackplate) so as to permit delivery of cans in the quantities and at the times he reasonably anticipates will be requested. Where he is unable to schedule all orders for cans for delivery at the time he anticipates will be requested, he should schedule his operations and select the orders to be placed in his production schedule according to the following preference:

(i) Anticipated requirements for cans to pack products designated with the letter A in Column 2 of Schedule I, or cans for home canning made under paragraph (j).

(ii) Anticipated requirements for cans to pack products designated with the letter B in Column 2 of Schedule I.

(iii) Anticipated requirements for cans to pack products designated with the letter C in Column 2 of Schedule I.

(3) A can manufacturer must not wait until he receives actual delivery orders under his requirements contracts before giving those contracts the preferential treatment described in paragraph (d) (2). Also he must not fill any orders for cans with lower preference designations if by doing so he will make himself unable to meet deliveries which he reasonably anticipates will be requested for cans with a higher preference.

(e) *Completion and sale of outdated cans.* Whenever can material specifications for a product are changed by an amendment to this order, a can manufacturer must continue to sell, make and deliver cans for that product (subject to the preferences of paragraph (d)) in accordance with the former specifications and must not make any cans conforming to the new specifications as long as there is available to him tinplate, terneplate, or blackplate which was intended for use under the former specifications, and which was in process at the tin mill or in its inventory for his account, or in his own inventory on the date of the change.

(f) *Certificate for deliveries of cans.* No can manufacturer shall sell, make or deliver any cans unless he has received from the purchaser after March 1, 1946, a certificate signed manually or as provided in Priorities Regulation 7. This certificate shall be in substantially the following form and once filed by a purchaser with a supplier, covers all future deliveries from the supplier to that purchaser:

> The undersigned purchaser certifies, subject to criminal penalties for misrepresentation, that he is familiar with Order M–81 of the Civilian Production Administration, and that all purchases from you of items regulated by that order, and the use of the cans by the undersigned, will be in compliance with that order.

The standard certificate described in Priorities Regulation 7 may not be used in place of this certificate. Any person who has given a certificate under this order before March 1, 1946, need not file a new certificate until March 14, 1946.

RESTRICTIONS ON CAN USERS

(g) *General restrictions on use of cans.* No person may use a tinplate, terneplate, or blackplate can for any purpose other than for packing the products listed in Schedule I in accordance with the packing quota, size and material limitations set forth in that schedule. The only exceptions to this rule are set forth in paragraphs (h) through (k).

(h) *Exception for small users.* Any person whose total use of cans for packing in any calendar year requires less than 250 base boxes of tinplate and terneplate may use cans with the soldered parts made from 0.25 electrolytic tinplate for packing any product, except animal food (see paragraph (i)). Such small users are exempt from packing quotas for tinplate or terneplate cans.

(i) *Exception for persons without quotas.* Where a packing quota is established in Schedule I for a particular product, any person who did not pack that product during the base period stated may continue to pack it until March 14, 1946 without regard to the packing quota. If he wants to pack that product after that date, he must apply for a quota by filing a letter in duplicate with the Civilian Production Administration, Washington 25, D. C., Ref: M–81. This letter should state what product or products he wants to pack and what facilities he has for this purpose. Civilian Production Administration will assign a quota to him on an equitable basis in view of the quotas of other packers in the industry.

(j) *Exception for products which are not to be sold.* Cans may be used to pack any product which is not to be sold in the same or different form, but this does not permit the use of cans contrary to the other provisions of the order for the purpose of advertising or promoting the sale of a product.

As explained in paragraph (d) a can manufacturer shall schedule requirements of cans produced for home canning under this paragraph in accordance with preference "A". Any other cans produced under this paragraph shall be scheduled in accordance with preference "C".

(k) *Exception for cans permitted before an amendment.* Whenever can material specifications for a product are changed by an amendment to this order, any person may pack that product in any can which was permitted before the amendment if the can, or the tinplate, terneplate, or blackplate incorporated in it, was in his inventory, in the inventory of the can manufacturer, or in process or in inventory at a tin mill for the account of the can manufacturer on the date of the amendment. A packer must accept and use (within quota) any outdated cans for any product produced under paragraph (e) which the can manufacturer offers to him before using any cans for that product produced under the new specifications.

(l) *Prohibition against use of tinplate for cans for animal food.* No person shall use cans with any part made of tinplate, tinplate waste-waste, or tinplate waste, for packing any food which is not intended and suitable for human consumption. The use of such cans for animal and pet food is not permitted.

MISCELLANEOUS

(m) *Appeals.* Appeals from this order shall be filed by addressing a letter in triplicate to the Civilian Production Administration, Washington 25, D. C., Ref: M–81. The letter of appeal need not follow any particular form. It should state informally, but completely, the provisions appealed from, the precise relief desired, the reasons why denial of the appeal would result in undue and excessive hardship, and such other statistical and narrative information as may be pertinent.

(n) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to: Civilian Production Administration, Washington 25, D. C., Ref: M–81.

(o) *Violations.* Any person who willfully violates any provision of this order or who, in connection with this order willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further delivery of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 23d day of April 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE I

Column 1. Listed products. Listed in this column are the only products, which may be packed in cans. Certain exceptions are stated in paragraphs (h), (i), (j), and (k).

Column 2. Sequence of manufacture and delivery. This column indicates the sequence which a can manufacturer must follow in the manufacture and delivery of cans permitted by this order. (see paragraph (d)).

Column 3. Packing quotas. (a) This column indicates the permitted packing quotas for the respective listed products. The quotas for the respective products are not interchangeable unless so noted. Where the word "unlimited" appears in the column opposite a particular product this means that a packer may use the specified cans in an unlimited quantity to pack that particular product. Where the permitted packing quota is specified with a percentage only, as for example, "100%", this means that the packer's packing quota for the calendar year 1946 is 100% of the quantity, by area of measurement of tinplate, terneplate and blackplate used by him for packing the particular product during 1941 or 1945, whichever was greater. Where the percentage is followed by a year, as, for example, "100% of 1944" this means that the packer's packing quota for 1946 is 100% of the quantity, by area of measurement of tinplate, terneplate and blackplate used by him for packing the particular product during the base year specified. Cans used for packing any product for U. S. Army or Navy use are exempt from the quota restrictions, and, in determining the packing quota for any product, all cans packed for these agencies during the base period specified shall be excluded.

(b) In addition to the general quota restrictions described above, from March 1 to September 30, 1946, no packer may use or accept delivery in any calendar month, or order for delivery in any calendar month, more cans for a product with a packing quota than 10% of his 1946 quota for that product. This monthly limit does not apply to any product marked with an asterisk (*) in column 3 of Schedule I, or to any person whose total use of cans in 1946 does not exceed one carload. Also it does not require any person to order or accept delivery of cans in less than carload lots.

(c) For products designated with the letter "B" in Column 2 the quota restrictions apply to all cans for that product (including any cans made wholly of blackplate); except that any packer may order, accept delivery of, and use cans made wholly of blackplate in addition to his quota if the cans were completely fabricated on March 1, 1946, or if the packer notifies the can manufacturer in writing that the additional blackplate cans are to be scheduled in accordance with preference "C".

(d) For products designated with the letter "C" in Column 2, the quota restrictions do not apply to cans made wholly of blackplate.

Column 4, Can sizes. This column indicates the permitted sizes of cans, except that any person may use for packing any listed product a can which is larger than the largest listed size for packing that product. Wherever the can size is specified by weight, the weight referred to shall be net weight of the contents of the can. Other can sizes are described in the terminology common to the industry such as "cylinder", "picnic", "oval", "drawn", "tall", "2", "10", "8Z", etc.

Columns 5 and 6. Can materials. These columns specify the materials permitted for the soldered and nonsoldered parts of the cans for each of the listed products. Any person may also use for packing a listed product blackplate cans or cans with a tin coating lighter than that specified for that product. Hot dipped tinplate waste-waste may be used wherever 0.50 or heavier tinplate is specified. Wherever "CTB" (chemically treated blackplate) is specified for food products 0.50 electrolytic tinplate may be substituted where such cans are to be delivered to the Army or the Navy for overseas use; however, where in such cases the cans are to pack listed meat products, 1.25 tinplate may be substituted. Wherever SCMT is specified, 0.25 electrolytic tinplate may be used. When only a figure is given in Column 5 or Column 6, this means that tinplate may be used for the part, and the figure given indicates the maximum weight of tin coating per single base box. Menders arising in the production of 0.50 electrolytic tinplate, which have been hot dipped with a maximum tin coating of 1.25 pounds per base box, may be used wherever 0.50 or heavier tinplate is specified in these columns. Menders arising in the production of 0.25 electrolytic tinplate which have been converted into SCMT may be used wherever 0.25 or heavier tinplate is specified in this order for nonfood cans. When a scored can is used to pack any of the meat products listed in this schedule, 1.25 tinplate may be used for the body of the can.

SCHEDULE I—Continued

NOTE: Table amended Apr. 22, 1946.

Product	Sequence of manufacture and delivery	Packing quota	Can sizes	Can materials: Soldered parts	Can materials: Nonsoldered parts
(1)	(2)	(3)	(4)	(5)	(6)
Fruit and Fruit Products					
1. Apples, including crab apples.	A	Unlimited	10	1.50	0.50
2. Apple butter	C	50%	10	1.50	1.50
3. Apple juice, enameled cans, plain bodies.	C	50%	2, 3 cyl., 10; 2, 3 cyl., 10	1.50	1.50 / .50
4. Apple sauce, including sauce from crabapples.	A	Unlimited	2.10	1.50	.50
5. Apricots	A	Unlimited	2½, 10	1.50	1.50
6. Bananas	C	50%	2.10	1.25	1.25
7. Berries	A	Unlimited	2, 2½, 10	1.50	1.50
8. Cherries	C	50%	2, 3 cyl. 10	1.50	1.50
9. Cherry juice	C	50%	6Z, 1 picnic, 2, 2½, 10.	1.25	1.25
10. Citrus concentrates	A	Unlimited	5 gal	1.25	1.25
11. Citrus pulp and peel	A	Unlimited	300	1.50	1.50
12. Cranberries	C	50%	2, 10	1.50	1.50
13. Currants	C	50%	2	.50	.50
14. Dehydrated fruits, except prunes.	C	50%	2	1.25	1.25
15. Dehydrated prunes	A	Unlimited	2½, 10	1.50	.50
16. Figs	A	Unlimited	2½, 10	1.50	.50
17. Fruit cocktail					
18. Frozen fruits:	A	100% 1944*	30 lb	.50	.50
a. Frozen cherries	A	100%	30 lb	.50	.50
b. Frozen fruits, except cherries.	A	Unlimited	Any	Fibre Body	CTB
c. Frozen fruits	A	Unlimited	2½, 10	1.50	.50
19. Fruits, mixed and for salad.	A	Unlimited	5 gal	1.50	1.50
20. Grape juice and grape pulp.	C	50% •	2, 2½, 10	1.50	1.50
21. Grapes	A	Unlimited	2, 3 cyl. 10	1.25	1.25
22. Grapefruit juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
23. Grapefruit, orange or mixed segments.	C	50%	10	1.50	1.50
24. Jams, jellies, marmalades, and preserves.	B	100% •	6Z, 8Z tall, 2, 10	1.25	1.25
25. Lemon juice	B	100% •	6Z, 8Z tall, 2, 10	1.25	1.25
26. Lime juice	C	50%	2, 3 cyl. 10	1.50	.50
27. Nectars	A	Unlimited	1 tall, 2½, 10	1.50	1.50
28. Olives	A	Unlimited	2, 3 cyl. 10	1.25	1.25
29. Orange juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
30. Orange-grapefruit juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
31. Papayas and juice	C	50%	2, 3 cyl. 10	1.50	.50
32. Peaches	A	Unlimited	2½, 10	1.50	1.50
33. Pears	A	Unlimited	2½, 10	1.50	1.50
34. Pectin	A	Unlimited	5 gal	1.50	1.50
35. Pineapple	A	Unlimited	1 flat, 2, 2½, 3 cyl. 10.	1.25	1.25
36. Pineapple juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
37. Plums	A	Unlimited	2½, 10	1.50	1.50
38. Prunes, dried in syrup	C	50%	2	1.50	1.50
39. Prunes, fresh	A	Unlimited	2½, 10	1.50	1.50
40. Prune juice	C	50%	2, 3 cyl. 10	1.50	.50
41. Quinces	C	50%	2, 10		
Vegetables and Vegetable Products					
42. Artichokes	C	50%	2, 2½, 10	1.25	.50
43. Asparagus	A	Unlimited	2, 2½, 10	1.25	1.25
44. Beans, dried:					
a. with tomato sauce (for U. S. Army export or U. S. Navy offshore use only).	A	Unlimited	300	1.25	CTB
b. with tomato sauce (other than for U. S. Army export or U. S. Navy offshore use).	B	100%	300	1.50	CTB
c. without tomato sauce	B	100%	300	.50	CTB
45. Beans, green or wax	A	Unlimited	2, 2½, 10	1.25	.50
45a. Beans, fresh shelled	A	Unlimited	2, 2½, 10	.50	CTB
46. Bean and bamboo sprouts.	C	50%	2, 2½, 10	1.25	.50
47. Beets	A	Unlimited	2, 2½, 10	1.25	1.25
48. Broccoli	C	50% •	2, 2½, 10	1.25	.50
49. Brussels sprouts	C	50% •	2, 2½, 10	1.25	.50
50. Carrots	A	Unlimited	2, 2½, 10	1.25	.50
51. Carrot juice	C	50% •	2, 3 cyl. 10	1.25	.50
52. Cabbage	C	50%	2, 2½, 10	1.25	.50
53. Cauliflower	C	50%	2, 2½, 10	1.25	.50
54. Celery	C	50%	2, 3 cyl. 10	1.25	.50
55. Celery juice	C	50%	2, 2½, 10	1.25	.50
56. Chard	C	50% •	2, 2½, 10	1.25	1.25
57. Chili sauce	C	50%	2, 2½, 10	1.50	1.50
58. Chow-chow	C	50%	2, 2½, 10	.50	.50
59. Corn	A	Unlimited	2, 2 vac. 10		
60. Dehydrated vegetables:					
a. dehydrated onions and garlic.	A	100% •	Any	.50	CTB
b. all other (incuding dehydrated soups)	A	50% •	Any	.50	CTB
61a. Frozen vegetables	A	100% •	30 lb	.50	.50

Product	Sequence of manufacture and delivery	Packing quota	Can sizes	Can materials: Soldered parts	Can materials: Nonsoldered parts
(1)	(2)	(3)	(4)	(5)	(6)
***Vegetables and Vegetable Products*—Con.**					
61b. Frozen vegetables	A	Unlimited	Any	CTB	Fibre
62. Green leafy vegetables	A	Unlimited	2, 2½, 10	1.25	0.50
63. Hominy	C	50%	2, 2½, 10	.50	CTB
64. Lentils	C	50%	300	.50	CTB
65. Mixed vegetables, fresh	B	100% •	2, 2 vac. 2½, 10	1.25	.50
66. Mushrooms	A	100% •	2Z, 4Z, 8Z	1.25	0.50
67. Okra	B	100% •	2, 2½, 10	1.25	.50
68. Onions	C	50% •	2, 2½, 10	1.25	.50
69. Peas, green	A	Unlimited	2, 2 vac. 10	.50	.50
70. Peas & carrots	B	100% •	2, 2½, 10	1.25	.50
71. Pickles	C	50% •	10	1.50	1.50
72. Pimientos and peppers	A	Unlimited	2½, 10	1.25	.50
73. Potatoes, sweet	B	100% •	2½, 3 vac	1.25	.50
74. Pumpkin and squash	B	100% •	2½, 10	1.25	.50
75. Rhubarb	C	50%	2, 2½, 10	1.50	1.50
76. Sauerkraut	B	100% •	2½, 10	1.25	.50
77. Sauerkraut juice	C	50%	2, 3 cyl. 10	1.50	1.50
78. Soups:					
a. Seasonal soups from fresh vegetables, asparagus, pea, spinach, tomato and mushroom.	A	Unlimited	1 picnic	1.25	.50
b. All other soups	B	100% •	1 picnic	1.25	.50
79. Succotash	B	100% •	2, 2½, 10	.50	CTB
80. Tomatoes	A	Unlimited	2, 2½, 10	1.25	1.25
81. Tomatoes and okra	B	100% •	2, 2½, 10	1.25	1.25
82. Tomato catsup	A	Unlimited	2½, 3 cyl. 10	1.25	1.25
83. Tomato juice	A	Unlimited	2, 3 cyl. 10	1.25	.50
84. Tomato juice with other vegetable juices.	A	Unlimited	2, 3 cyl., 10	1.25	1.25
85. Tomato paste	A	Unlimited	6Z	1.25	1.25
86. Tomato pulp and puree	A	Unlimited	1 picnic	1.25	1.25
87. Tomato sauce, including spaghetti sauce.	A	Unlimited	8Z short, 1 picnic.	1.25	1.25
88. Turnips	C	50%	2, 2½ 10	1.25	.50
Fish and shellfish (processed and in hermetically sealed cans)					
89. Clams	A	Unlimited	½ flat, 211 x 308, 1 picnic.	.50	.50
90. Codfish cakes	C	50%	10 oz	.50	.50
91. Crabmeat	A	Unlimited	½ flat, 1 picnic	.50	.50
92. Crawfish	C	50%	1 picnic	.50	.50
93. Eels	C	50%	300	.50	.50
94. Finnan haddie	C	50%	300	.50	.50
95. Fish flakes	A	Unlimited	300, 2	.50	.50
96. Fish, ground	B	100%	300	.50	.50
97. Fish livers and fish liver oils.	A	Unlimited	5 gal	1.25	1.25
98. Fish roe	A	Unlimited	300, ½ oval	.50	.50
99. Herring, Atlantic Sea including sardines.	A	Unlimited	¼ drawn, ¾ drawn, ¾ three piece, 300.	.50	.50
Round cans				1.25	.50
Oblong cans				(¾ body) 1.25	.50
Oval cans				1.25	.50
100. Herring, Pacific Sea	A	Unlimited	1 tall	.50	.50
101. Herring, river, including alewives.	A	Unlimited	300, 2	.50	.50
102. Lobsters	C	50%	1 picnic	.50	.50
103. Mackerel	A	Unlimited	300	.50	.50
104. Menhaden	A	Unlimited	300	.50	.50
105. Mullet	A	Unlimited	1 picnic, 2, 10	.50	.50
106. Mussels	A	Unlimited	1 picnic, 1 tall, 2	.50	.50
107. Oysters	A	Unlimited	8Z short, ½ oblong, 300, 1 oval.	.50	.50
108. Pilchards, including sardines.					
Round cans				.50	.50
Oblong cans				(body) 1.50	1.25
Oval cans				1.25	.50
109. Salmon	A	Unlimited	½ flat, 1 flat, 1 tall.	1.25	.50
110. Shad	A	Unlimited	300	.50	.50
111. Shrimp	A	Unlimited	1 picnic, 5 (502 x 406).	.50	.50
112. Shrimp, fresh cooked Alaska refrigerated.	A	Unlimited	1 picnic	1.25	.50
113. Squid	A	Unlimited	300	.50	.50
114. Tuna	A	Unlimited	½ tuna, 1 tuna, 4 lb. tuna.	.50	.50
115. Turtle	A	Unlimited	300	.50	
Dairy Products					
116a. Butter, preserved (for U. S. Army export or U. S. Navy offshore use only).	A	Unlimited	1 lb	.50	.50
116b. Butter and margarines	B	100%	1 lb	.50	.50
117. Cream, frozen	A	Unlimited	50 lb	1.25	1.25

[1] 1.25 tinplate may be used for soldered parts, but to the extent he used 1.25 tinplate for these cans the packer must charge his quota with double the area of 1.25 tinplate used.

SCHEDULE I—Continued

Product	Sequence of manufacture and delivery	Packing quota	Can sizes	Can materials: Soldered parts	Can materials: Nonsoldered parts
(1)	(2)	(3)	(4)	(5)	(6)
***Dairy Products*—Con.**					
118. Ice cream and ice cream mix (wet).	C	50%	1 qt	0.50	0.50
119. Liquid modifications of milk.	A	Unlimited	6 oz	.75	.75
120. Milk, condensed	A	Unlimited	14 oz	.75	.75
121. Milk, evaporated	A	Unlimited	6 oz	0.75	0.75
122. Milk, goat	A	Unlimited	14½ oz	1.25	1.25
123. Milk (skimmed) dry or powdered.	B	100%	50 lb	.50	.50
124. Milk (whole) dry or powdered	A	Unlimited	1 lb., 2½ lb., 5 lb., 25 lb., 50 lb	.50	CTB
Meat and meat products (processed and in hermetically sealed cans)					
125. Meat products as follows:					
a. Bacon	C	50%	24 oz	.50	CTB
b. Beef, veal and mutton or pork (corned, roast or boiled).	A	Unlimited	14 lb	1.25	1.25
Cans with all seams soldered.			Any	1.25	1.25
Cans with only side seam soldered.			Any	.50	CTB
c. Brains	B	100%	10½ oz	.50	CTB
d. Chili con carne:					
1. Without beans	A	100%	16 oz	.50	.50
2. With beans	B	100%	16 oz	.50	.50
e. Corned beef hash	B	100%	16 oz	.50	CTB
f. Hamburger with or without onions.	C	50%	12 oz	.50	.50
g. Hams, whole	B	100%	Any	1.25	1.25
h. Luncheon meats	A	Unlimited	12 oz	.50	CTB
i. Meat and gravy including goulash.	C	50%	12 oz	.50	.50
j. Meat loaf	B	100%	7 oz	.50	CTB
k. Meat spreads	A	Unlimited	3 oz	.50	CTB
l. Pickled pigs feet	C	50%	2	1.50	1.50
m. Pork and soya links	C	50%	16 oz	.50	CTB
n. Potted meats	A	Unlimited	3¼ oz	.50	CTB
o. Sausage, bulk	B	100%	24 oz	.50	CTB
p. Sausage in casings:					
1. Vienna sausage	A	100%	4 oz., 8 oz., 9 oz., 12 oz., 16 oz., 24 oz., 5, 10.	.50	CTB
2. Frankfurters, pork sausage.	B	100%		.50	CTB
3. Sausage in oil, lard or rendered pork fat.	B	100%		.50	CTB
q. Scrapple	C	50%	300	.50	CTB
r. Stews	C	50%	16 oz	.50	.50
s. Tamales	C	50%	300	.50	.50
t. Tongue	A	Unlimited	6 oz	.50	CTB
u. Tripe	C	50%	24 oz	1.25	1.25
Poultry and Poultry Products (Processed and in Hermetically Sealed Cans)					
126. Chicken and veal with noodles.	C	50%	300	.50	CTB
127. Chicken a la king	C	50%	300	.50	CTB
128. Enchilindas	C	50%	300	.50	.50
129. Turkey or chicken	B	100%	6 oz	.50	CTB
130. Poultry spreads	C	50%	6 oz	.50	CTB
Miscellaneous Food Products					
131. Baby foods—chopped and pureed.	A	Unlimited	202BF (202x214)	1.50	1.50
Liquid milk formula	A	Unlimited	14½ oz	1.25	1.25
Soybean milk, liquid	A	Unlimited	300	1.25	.50
Dry or powdered milk formula.	A	Unlimited	1 lb	.50	CTB
132. Bakery Products containing more than 12% moisture.	C	50%	Any	.50	.50
133. Beer, packed for U. S. Army export or U. S. Navy offshore use only.	A	Unlimited	12 oz	.50	.50
134. Cereal, for export only	B	100%	1 lb	.50	CTB
135. Chop suey	C	50%	2	1.25	.50
136. Chow mein	C	50%	2	1.25	.50
137. Coconut, shredded	C	50%	1 picnic	.50	CTB
138. Eggs, frozen	A	Unlimited	30 lb	.50	.50
139. Extracts and flavorings, liquid.	C	50%	Any	1.25	1.25
140. Honey	A	Unlimited	2½	1.25	1.25
141. Lima bean loaf	C	50%	300	.50	CTB
142. Lobster Newburg	C	50%	300	.50	.50
143. Macaroni with cheese or tomato sauce	C	50%	300	1.25	.50

Product	Sequence of manufacture and delivery	Packing quota	Can sizes	Can materials: Soldered parts	Can materials: Nonsoldered parts
(1)	(2)	(3)	(4)	(5)	(6)
***Miscellaneous Food Products*—Con.**					
144. Nuts, salted, for U. S. Army export or U. S. Navy offshore use only.	A	Unlimited	4 oz	25	CTB
145. Oils liquid edible	B	100%	5 gal	1.25	1.25
			1 pt., 1 qt., 1 gal.	.50	.50
146. Pastes and condiments	C	50%	Any	1.25	0.50
147a. Peanut butter and other nut butters (for U. S. Army export or U. S. Navy offshore use only.	A	Unlimited	25 lb	.50	CTB
147b. Peanut butter and other nut butters (other than for U. S. Army export or U. S. Navy offshore use).	C	50%	25 lb	.50	CTB
148. Ravioli	C	50%	300	1.25	.50
149. Soda fountain fruit and other acid syrups.	C	50%	10	1.25	1.25
150. Spaghetti in sauce	C	50%	300	1.25	.50
151. Special dietary foods	B	100%	2, 2½, 10	.50	CTB
152. Syrups, cane, maple, molasses, corn, sorghum, and other non-acid syrups.	A	Unlimited	2½	1.25	1.25
153. Syrup, chocolate	B	100%	1 lb	.50	.50
154. Syrup, malt	C	50%	404 x 504	.50	.50
155. Yeast	C	50%	Any	.50	.50
156. Any other food products for U. S. Army export or U. S. Navy offshore use only.	A	Unlimited	Any	Any	Any
157. All other food products	C	Unlimited	Any	[2] CTB	[2] CTB
Nonfood Products					
157a. Abrasives and valve grinding compounds.	B	100%	Any	SCMT	CTB
158. Alcohol, pharmaceutical and chemically pure.	A	Unlimited	Any	1.25	1.25
159. Antifreeze	B	100%	Any	SCMT	SCMT
160. Aniline	B	100%	Any	1.25	1.25
161. Auto supplies only as follows:					
a. Radiator antirust compounds, liquid.	B	100%	Any	SCMT	SCMT
b. Radiator removers	B	100%	Any	SCMT	SCMT
c. Radiator stop-leak	B	100%	Any	SCMT	SCMT
162. Bee feeder cans for use in shipping bees.	B	100%	Any	.50	CTB
163. Benzol, toluene, naphtha, xylene.	B	100%	Any	SCMT	SCMT
164. Blood plasma	A	Unlimited	Any	.50	CTB
164a. Boiler sealing compound.	B	100%	Any	SCMT	CTB
164b. Buffing compounds	B	100%	Any	SCMT	CTB
165. Carbon disulfide	B	100%	Any	SCMT	SCMT
165a. Caulking compound	B	100%	Any	SCMT	CTB
166. Cements, only as follows:					
a. Neoprene base rubber cement.	B	100%	Any	1.25	1.25
b. Other synthetic rubbers, natural rubber, linoleum, latex types.	B	100%	Any	SCMT	SCMT
167. Chemicals (dry) only as follows:					
a. Phenols	B	100%	Any	1.50	1.50
b. Ammonium salts	B	100%	Any	1.25	1.25
c. Chloropicrin	B	100%	Any	SCMT	SCMT
d. Bromoacetone	B	100%	Any	SCMT	SCMT
e. Monochloroacetone	B	100%	Any	SCMT	SCMT
f. Acrolein	B	100%	Any	SCMT	SCMT
g. Cyanide salts	B	100%	Any	SCMT	CTB
h. Hypochlorite powders	B	100%	Any	SCMT	CTB
168. Chemicals (liquid) only as follows:					
a. Alcohols, aldehyde and halogenated hydrocarbon.	B	100%	Any	SCMT	SCMT
b. Sodium silicate	B	100%	Any	.50	.50
169. Cleaners only as follows:					
a. Wallpaper	B	100%	Any	SCMT	SCMT
b. Window spray	B	100%	Any	SCMT	SCMT
c. Radiator liquid	B	100%	Any	SCMT	SCMT
d. Cleaning fluids	B	100%	Any	SCMT	CTB
170. Chloroform and ether	A	Unlimited	Any	1.25	1.25
171. Creosote and wood preservatives.	B	100%	Any	SCMT	SCMT
172. Deodorizers	B	100%	Any	1.25	1.25
173. Disinfectants and germicides.	B	100%	Any	SCMT	CTB
174. Dyes (food)	B	100%	Any	1.25	1.25
175. Fire extinguisher fluid or powders.	B	100%	Any	SCMT	SCMT
175a. Gasket assembling compounds.	B	100%	Any	SCMT	CTB
176. Glues and adhesives	B	100%	Any	SCMT	SCMT

[2] See paragraph (1) for animal and pet food.

[3] A packer who used fibre body cans to pack paint in the base period may include the area of fibre used by him for that purpose in computing his use of tinplate, terneplate, and blackplate in the base period.

SCHEDULE I—Continued

Product	Sequence of manufacture and delivery	Packing quota	Can sizes	Can materials: Soldered parts	Can materials: Nonsoldered parts
(1)	(2)	(3)	(4)	(5)	(6)
Nonfood Products—Con.					
177. Glycerine	A	Unlimited	Any	1.50	1.50
178. Grain fumigant, liquid	B	100%	Any	SCMT	SCMT
178a. Graphite, with liquid content.	B	100%	Any	SCMT	CTB
178b. Greases, lubricating	B	100%	Any	CTB	CTB
179. Hydraulic brake fluid	B	100%	Any	SCMT	SCMT
180. Ink, spirit aniline and rotogravure.	B	100%	Any	SCMT	SCMT
181. Inks, printing, duplicating and lithographing.	B	100%	Any	CTB	CTB
182. Insecticides and fungicides (liquid).	B	100%	Any	SCMT	CTB
183. Lubricating oils including motor oil.	B	100%	Any	SCMT	CTB
184. Lye	B	100%	Any	CTB	CTB
185. Nicotine sulphate	B	100%	Any	1.50	1.50
186. Oils, essential; distilled or cold pressed.	B	100%	Any	1.25	1.25
187. Oils, transformer	B	100%	Any	.50	.50
188. Ointments and salves	B	100%	Any	CTB	CTB
189. Paints:	B	[1] 100%			
a. aluminum paint	B	Products are interchangeable.	Any	SCMT	CTB
b. copper bottom or antifouling.	B		Any	1.25	1.25
c. lacquers and lacquer thinners.	B		Any	SCMT	SCMT
d. paste water paints, including resin emulsion.	B		Any	SCMT	SCMT
e. Pigmented oil paints	B		Any	SCMT	CTB
f. Varnishes, oil stains, shingle stain.	B		Any	SCMT	CTB
190. Plastic wood	B	100%	Any	1.25	1.25
191. Phosphorus	B	100%	Any	1.25	1.25
192. Polishes and waxes	B	100%	Any	SCMT	CTB
193. Potassium permanganate, reagent grade.	B	100%	Any	1.25	1.25
194. Putty	B	100%	Any	SCMT	CTB
195. Roof cements	B	100%	Any	SCMT	CTB
196. Rust preventative	B	100%	Any	SCMT	CTB
197. Shellac	B	100%	Any	(4)	(4)
198. Soap, liquid	B	100%	Any	1.25	1.25
198a. Soap, paste	B	100%	Any	0.25	0.25
199. Sodium and potassium metals.	B	100%	Any	1.25	1.25
200. Sodium peroxide	B	100%	Any	.50	.50
200a. Soldering paste	B	100%	Any	SCMT	CTB
201. Stamp pads	B	100%	Any		(4)
202. Toilet bowl and drain cleansers.	B	100%	Any	CTB	CTB
203. Turpentine	B	100%	Any	.50	.50
204. Varnish and paint removers.	B	100%	Any	.50	.50
204a. Welding Fluxes	B	100%	Any	SCMT	SCMT
205. Worm killer, sheep and cattle dip, sheep and horse drench, roost paint, poultry remedies and other liquid disinfectants.	B	100%	Any	1.25	1.25
206. Any nonfood product for U. S. Army or Navy use only.	A	Unlimited	Any	Any	Any
207. Any other nonfood product.	C	50%	Any	SCMT	CTB

[1] See paragraph (1) for animal and pet food.

[2] 8-lb. terneplate.

[F. R. Doc. 46-6817; Filed, Apr. 23, 1946; 11:41 a. m.]

PART 903—DELEGATIONS OF AUTHORITY

[CPA Reg. 3]

INTERPRETATIONS OF REGULATIONS AND ORDERS OF THE CIVILIAN PRODUCTION ADMINISTRATION

§ 903.02 *Civilian Production Administration Regulation No. 3*—(a) *Purpose.* The purpose of this regulation is to establish rules governing the issuance of interpretations of regulations and orders of the Civilian Production Administration. No interpretations shall be deemed to be official or binding upon the Civilian Production Administration unless issued in accordance with this regulation.

(b) *Two classes of official interpretations.* By "published interpretation" is meant an official interpretation which has been published in the FEDERAL REGISTER. In the usual case, interpretations will be so published only when the interpretation is of wide general interest. By "unpublished interpretation" is meant any other interpretation issued pursuant to this regulation. Unpublished interpretations are issued to one or more individuals and interpret a regulation or order with respect to individual transactions or operations not believed to be of general interest.

(c) *Authority to issue interpretations.* (1) Published interpretations are issued only in the name of the Civilian Production Administrator or in the name of the Civilian Production Administration, countersigned or attested by the Recording Secretary of the Civilian Production Administration.

(2) Unpublished interpretations are issued only (i) in the same form as published interpretations, or (ii) over the name of the General Counsel, the Solicitor, an Assistant General Counsel, Regional Attorney or Deputy Regional Attorney of the Civilian Production Administration.

(d) *Effect of interpretations.* (1) A published interpretation shall have the same force and effect as the regulation or order interpreted, regardless of whether a particular individual has actual knowledge of the published interpretation.

(2) An unpublished interpretation shall be binding only upon persons having actual knowledge thereof.

(3) In the event of conflict between a published and an unpublished interpretation the published interpretation shall prevail.

(e) *WPB Regulation 3 superseded; existing interpretations remain in effect.* This regulation supersedes War Production Board Regulation 3. All existing interpretations issued in accordance with WPB Regulation 3, or in the manner specified in paragraph (c) above, are hereby ratified and remain in full force and effect until they are revoked or amended.

Issued this 23d day of April 1946.

J. D. SMALL,
Administrator.

[F. R. Doc. 46-6816; Filed, Apr. 23, 1946; 11:41 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Supplementary Order M-317C]

COTTON SALE YARN PRODUCTION AND DISTRIBUTION

§ 3290.371 *Supplementary Order M-317C*—(a) *What this order does.* This order states the special rules for production and distribution of cotton sale yarn. The production requirements relate to both the kinds and quantities of cotton sale yarn to be produced, and also controls dyeing and blending operations. The distribution requirements relate to set-asides for specified purposes, the certificates of use which must be filed with purchase orders in order to obtain set-aside cotton sale yarn, and the effect and use of preference ratings. The set-aside percentage figures are shown at the end of this order. Cotton sale yarn was formerly subject to Supplementary Order M-317B, revoked August 20, 1945.

(b) *Definitions.* (1) "Cotton yarn" means yarn containing 50% or more by weight of cotton or cotton waste or any combination of the two, spun on roving, ring, tube twister or converted twister spindles, or produced on the woolen system. The term includes gray, bleached, mercerized, colored, glazed or polished yarn, whether single, ply, twisted or braided, and including thread, sash cord, rope, twine and cordage (for example, tying, sail or seine twine, and cotton tire cords, including cotton tire cord held together loosely or by one or more picks).

(2) "Cotton sale yarn" means cotton yarn offered by the producer for sale to, or produced for the account of, any person not under common ownership or control with the producer.

(3) "Producer" means any person who operates spindles in the production of cotton sale yarn in the forty-eight States or the District of Columbia, for his own account or for the account of another.

Production Directions

(c) *Kinds of cotton sale yarn to be produced.* (1) Each spindle which on December 31, 1945 (or the last prior date when the spindle was in operation) produced cotton sale yarn in any of the following groups, may be operated only to produce cotton sale yarn in that same group, beginning May 1, 1946.

Group No.	Form CPA 638–F 4/5/46 item numbers	Did	produce—may produce only
1	1 through 12	Carded yarns, single and ply other than machine knitting, all counts.	
2	13 through 16	Carded machine knitting yarns, single and ply, all counts.	
3	17	Carded mop yarns.	
4	18	Speeder spun or roving yarns other than mop yarns.	
5	19	Carded insulating yarns, waste, part waste and tinged.	
6	20	Hose cord (tube twist only).	
7	21	Carded cordage, rope and twine yarns.	
8	22	Carded thread yarns	
9	23	Other carded yarns.	
10	24 through 32	Combed yarns, single and ply, other than machine knitting, all counts.	
11	33 through 44	Combed machine knitting yarns, single and ply, all counts.	
12	45	Combed thread yarns.	
13	46	Other combed yarns.	
14	54, 55	Cords and rope (braided, solid and hollow); and twisted rope.	
15	56	Seine twine, hawser cord and other cabled cord.	
16	57 through 60	Tying and wrapping twines, unpolished, polished; sewing twines; all other twines.	

(2) The above provision applies to all kinds of spindles used in the production of cotton sale yarn, and applies regardless of any change of ownership or control of any spindle after December 31, 1945 (or the last prior date when the spindle was in operation).

(d) *Minimum quantity of cotton sale yarn to be produced and delivered.* (1) Each person in the business of producing cotton yarn after May 1, 1946, shall produce and deliver the following quantities of cotton sale yarn:

(i) During the period May 1 through June 30, 1946, not less than the smaller of the following: 80% (i. e., ⅔ of 120%) of the poundage of cotton sale yarn which he delivered in the fourth calendar quarter of 1945; or two-thirds of the poundage of cotton sale yarn which he delivered in the calendar quarter between January 1, 1944 and December 31, 1945, inclusive, in which he delivered the most cotton sale yarn.

(ii) During any calendar quarter after June 30, 1946, not less than the smaller of the following: 120% of the poundage of cotton sale yarn which he delivered in the fourth calendar quarter of 1945; or 100% of the poundage of cotton sale yarn which he delivered in the calendar quarter between January 1, 1944 and December 31, 1945, inclusive, in which he delivered the most cotton sale yarn.

(2) A producer who operates spindles acquired by him on or after January 1, 1944, for the production of any cotton yarn must include deliveries by the former operator of cotton sale yarn produced on these spindles between January 1, 1944 and December 31, 1945, inclusive (except deliveries by the former operator to the new producer), for the purpose of computing poundages to be delivered after May 1, 1946.

(e) *Special provisions regarding production directions*—(1) *Production at a loss.* In cases of appeal for suspension of the requirements of paragraph (c) or (d) on the ground that compliance will result in production at a loss, an application for price relief on that ground must first be filed with the Secretary of the Office of Price Administration, Washington, D. C., and a copy filed with the CPA appeal. If the CPA appeal is granted, the requirement of these paragraphs for changes in production or for increases above current production will be suspended until the decision by the Office of Price Administration upon the application for price relief. This paragraph does not indicate or limit the extent or kind of price relief, if any, which may be granted by the Office of Price Administration.

(2) *Interchange of spindle production.* A mill which has some spindles which are subject to paragraph (c), and other spindles which are not, may interchange the production of equal numbers of similar spindles between the two groups in order to facilitate plant operations, *Provided*, That the interchange does not have the effect of reducing production of the required kinds and quantities of cotton sale yarn.

(f) *Maximum ratio of dyed yarns to total yarns*—(1) *Permanent dyes.* During the period May 1 through June 30, 1946, and during each calendar quarter after that, no producer shall sell or deliver more dyed cotton sale yarn (not including fugitive dyes or tints) than he sold and delivered during the year 1941.

(2) *Fugitive dyes.* During the period May 1 through June 30, 1946, and during each calendar quarter after that, no person shall sell or deliver more cotton sale yarn dyed with a "fugitive dye" or "fugitive tint" which can be completely removed by normal commercial washing and scouring, than he sold and delivered during the year 1941.

(3) *Persons who did not sell or deliver dyed yarn in 1941.* A person who is prohibited by paragraph (f) (1) or (2) above from selling or delivering dyed yarn because he did not sell or deliver any dyed yarn in 1941 may appeal for a quota under paragraph (q) below.

(g) *Blended yarn spindle limitation.* On and after May 1, 1946, no person shall operate at any one time a greater number of spindles in the production of blended cotton sale yarn than the maximum number of spindles which he operated in such production at any one time during the fourth calendar quarter of 1945. A "blended" yarn is one which is composed partly (at least 50%) of cotton fibers and partly of other fibers.

Set-Asides

(h) *Set-aside for M-328B knit goods and any knit hosiery and underwear.* Each producer shall set aside from his production of each cotton sale yarn during the period May 1 through June 30, 1946, inclusive, and during each calendar quarter after that, an amount not less than the percentage specified in column 4 of the appendix, for delivery only on orders certified for ultimate use in knit goods under M-328B programs or for ultimate use in knit hosiery or underwear (whether or not under M-328B programs).

(i) *Set-aside for woolen and worsted fabrics.* Each producer shall set aside from his production of each cotton sale yarn during the period May 1 through June 30, 1946, inclusive, and during each calendar quarter after that, an amount not less than the percentage specified in column 5 of the appendix, for delivery only on orders certified for ultimate use in woolen and worsted fabrics.

(j) *Set-aside for agricultural and industrial uses and for making certain products.* Each producer shall set aside from his production of each cotton sale yarn during the period May 1 through June 30, 1946, inclusive, and during each calendar quarter after that, an amount not less than the percentage specified in column 6 of the appendix, for delivery only on orders certified for any of the following purposes:

(1) To make fabrics listed in Order L-99 "May Produce Only" column of Schedule A and B; or

(2) To make wind resistant, or corduroy, or upholstery (including upholstery for transportation equipment) broad

woven fabrics (12" or more in width); or

(3) To make narrow woven or braided products (less than 12" in width), except decorative ribbons, decorative tapes or decorative braids; or

(4) For "agricultural or industrial purposes", meaning any of the following purposes for which cotton sale yarn may be used, whether directly or as a component in the manufacture of items required for that purpose (but not including yarn used to make woven fabrics):

(i) Maintenance, repair, and operating supplies or capital equipment for any manufacturing, extractive (including mining and commercial fishing), agricultural, public utility or public transportation operation.

(ii) Production materials to be used in the manufacture of vehicles (including aircraft); building materials; construction machinery; tires; elastic yarn; rubber hose and belts; footwear; thread; furniture; dual (purpose) sleeping equipment; and electrical, industrial, agricultural, food processing or transportation equipment.

(k) *Additional set-aside for paragraph (h), (i) and (j) purposes.* (1) Each producer shall set aside from his production of each cotton sale yarn during the period May 1 through June 30, 1946, inclusive, and during each quarter after that, an amount not less than the percentage specified in column 7 of the appendix, for delivery only on orders certified for any of the following purposes:

Woolen or worsted fabrics; or
Knit goods under M-328B programs; or
Knit hosiery or underwear (whether or not under M-328B programs); or
Fabrics listed in Order L-99 "May Produce Only" column of Schedule A or B; or
Wind resistant, or corduroy, or upholstery (including upholstery for transportation equipment); broad-woven fabrics (12" or more in width); or
Narrow woven or braided products (less than 12" in width), except decorative ribbons, decorative tapes or decorative braids; or
"Agricultural or industrial purposes" as defined in paragraph (j) (4) above.

(2) This set-aside is in addition to the specific set-asides for the same purposes in paragraph (h), (i) and (j) above, and may be distributed among purchase orders certified for those purposes in any proportion, *Provided*, That these orders are accepted and filled in accordance with their preference ratings, if any.

(l) *Set-aside for export.* Each producer shall set aside from his production of each cotton sale yarn during the period May 1 through June 30, 1946, inclusive, and during each calendar quarter after that an amount not less than the percentage specified in column 8 of the appendix, for delivery only on orders certified for export as yarn (including export to Canada). Yarn set aside under this paragraph shall not be delivered on orders for eventual export by the United States Army, Navy, Maritime Commission, War Shipping Administration, American Red Cross, or any U. S. military exchange or service department as defined in Priorities Regulation 17.

(m) *General provisions for set-asides.*—(1) *Explanation of terms.* The term "each cotton sale yarn" in the above set-aside provisions refers to each group of cotton sale yarns having the same Reference Number in column 1 of the appendix. The "periods" referred to in the following subparagraphs (2) and (3) are the initial set-aside period May 1 through June 30, 1946, and each calendar quarterly set-aside period after that.

(2) *Quantities to be set aside and carry-overs from previous periods.* The undelivered balance of the total quantity required to be set aside for any purpose during any period shall be added to the percentage of production during the next period which must be set aside for that purpose. The sum of the carry-over plus the required percentage of current production constitutes the total quantity of each set-aside during each period. For the purpose of determining set-aside quantities during any period, production during that period must be estimated as being at least equal to two-thirds of production in the first quarter of 1946, for the purpose of the May 1 through June 30, 1946, set asides, or as being at least equal to the previous quarter's production, in the case of quarterly set-asides after June 30, 1946.

(3) *How deliveries on certified orders should be charged against set-asides.* Deliveries in excess of the quantity required to be set aside for any purpose may not be credited against the set aside for any other purpose, nor against the next period's set-aside for the same purpose. Also, deliveries on orders certified for any set-aside purpose in paragraph (h), (i) or (j) may be credited against the set-aside under the applicable one of those paragraphs, or may be credited against the set-aside under paragraph (k), but may not be credited against both. The set-aside for each purpose is a minimum required quantity, and does not prevent additional quantities being delivered from production which has not been set aside for other purposes.

(4) *Production for another's account.* A producer of cotton sale yarn for the account of another person must treat that yarn as part of his (the producer's) own production for the purpose of the above set-aside provisions, and may not deliver the yarn to anyone, including the person for whose account it was produced, except upon receipt of certificates of ultimate use which meet the terms of the required set-asides.

Certificates

(n) *When purchase order certificate required, and restrictions on use or resale of yarn received on certification.* No producer may deliver cotton sale yarn which he is required to set aside under this order for any ultimate use or uses, except on purchase orders with certificates stating that the yarn ordered will be used or resold for the required use or uses. A person who has obtained cotton sale yarns on certification may use them only as certified, and may resell them only on orders similarly certified (or, in case of yarn going into M-328B programs, on orders certified in the manner required by Order M-328B, and its directions and schedules). However, he may resell at retail without certification from the buyer unless he knows or has reason to believe that the buyer will not use the yarn for the certified purpose.

Delivery shall not be made on any order which the seller knows or has reason to believe is falsely certified, or on any uncertified order which is required to be certified, even though the order is rated MM or CC.

(o) *Content and form of certificate.* (1) The purchase order certificate must state the ultimate use of the cotton yarn ordered, and must be certified and signed, substantially as follows:

For use or resale for use in knit goods for M-328B programs or in any knit hosiery or underwear, or

For use or resale for use in making woolen or worsted fabrics, or

For use or resale for use in making the following (specify which ones): Corduroy broad woven fabrics, Wind resistant broad woven fabrics, Upholstery broad woven fabrics, Transportation upholstery broad woven fabrics, CPA Order L-99 "May Produce Only" fabrics, Narrow woven or braided products other than decorative ribbons, tapes, braids, or

For use or resale for "industrial or agricultural purposes" under CPA Order M-317C, or

For export as yarn (or state that, "These cotton yarns will be exported, or will replace in inventory similar cotton yarns which have been exported within 90 days"; moreover, except in cases of export of cotton sale yarn of kinds which may be exported on General License, the following information must also be furnished: state the governing export license number and date of validation, or the United States Treasury Procurement Division contract number and date; or if the export is to Canada, so state and add the Canadian Cotton Administrator's Serial Number and date).

The above statements of use must be followed by the following standard form of certification, signed manually or as provided in Priorities Regulation 7:

The undersigned purchaser certifies, subject to the penalties of section 35 (a) of the United States Criminal Code, to the seller and to the Civilian Production Administration that, to the best of his knowledge and belief, the undersigned is authorized under applicable Civilian Production Administration regulations and orders to place this delivery order, to receive the item(s) ordered for the purpose and to use any preference rating which the undersigned has placed on this order.

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(Authorized signature) (Date)

(2) In addition to the above statement of ultimate use, the applicable rating (if any) and the statement of the source of the rating (required by paragraph (c) of Order M-317) may be inserted in the above certificate instead of being certified separately.

Preference Ratings

(p) *Effect of preference ratings.* (1) Purchase orders which are duly certified for any set-aside purpose and also bear preference ratings and the statement of source of rating required by Order M-317, must be accepted and filled from the applicable set-aside in accordance with the provisions of Priorities Regulation No. 1. On the other hand, delivery may not be made of any set-aside cotton sale yarn on any order which is not certified as required by paragraphs (n) and (o) above, regardless of ratings.

(2) No producer need accept rated orders which would cause him to deliver, from the balance of his production not subject to set-asides, more of any cotton sale yarns having the same Reference Number (in column 1 of the Appendix) than the percentage of his total production of that group specified in Column 10 of the appendix. Deliveries on rated orders which have been credited against any set-aside may not be credited against the rating ceiling of this paragraph. On the other hand, deliveries on rated orders which are certified for set-aside purposes may be credited against the rating ceiling of this paragraph if the applicable set-asides were exhausted and the deliveries are not credited against any set-aside.

(3) Paragraphs (p) (1) and (2) above refer to MM and CC rated orders. Orders rated AAA must be accepted and filled regardless of conflict with any provisions of this order.

(4) No producer of cotton yarn shall use any preference rating to obtain cotton yarn from another producer, except to the extent authorized by the Civilian Production Administration, upon his showing on Form CPA-2842, that his own production is insufficient or unsuitable. This does not apply to orders accepted before April 23, 1946.

(5) Preference ratings assigned for the export of cotton sale yarn expire if they are not applied or extended to an order accepted by a producer within six months of the date the rating was assigned.

(6) No person is required to accept any rated order for cotton sale yarn calling for delivery more than 90 days after the receipt of the order, except from the United States Army, Navy, Maritime Commission or War Shipping Administration.

Miscellaneous

(q) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provisions appealed from, and stating fully the ground of the appeal.

(r) *Reports.* Each producer of cotton yarn shall file a report with the Civilian Production Administration on Forms CPA 658-E at the time and in the manner prescribed in that form. This reporting requirement has been approved by the Bureau of the Budget under the Federal Reports Acts of 1942.

(s) *Communications.* All reports, appeals and other communications concerning this order shall be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C. Ref.: M-317C.

Issued this 23d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

No. 80——3

COTTON SALE YARN DISTRIBUTION—APPENDIX TO SUPPLEMENTARY ORDER M-317C

NOTE: The columns of this table correspond to the paragraphs of Supplementary Order M-317C shown at the end of each column heading.

Ref. No.	Form CPA 658-E 4/6/46 Item No.	Cotton sale yarn	Minimum percentages for set-asides: Knit goods under M-328B programs, and all knit hosiery and underwear (par. (h))	Woolen and worsted fabrics (par. (i))	Agricultural and industrial purposes and to make products in par. (j) (1), (2) and (3) (par. (j))	Additional set-aside for purposes in cols. 4, 5, 6 headings (par. (k))	Export (including Canada) (par. (L))	Total percent set-aside	Balance beyond set-asides subject to rated orders (par. (p) (2))
1	2	3	4	5	6	7	8	9	10
1		Carded single weaving yarns up to 14's	0	0	57	10	3	70	5
2	2, 3, 4	15's to 20's	0	15	50	7	3	75	5
		21's to 29's							
		30's and finer							
3		2-ply weaving yarns and other ply up to 14/2	0	10	50	12	3	75	5
4	6, 7, 8, 9, 10	15/2 to 20/2	0	20	45	7	3	75	5
		21/2 to 29/2							
		30/2 and finer							
		Other ply							
5	11, 12	Carded carpet yarns and white stock	0	0	65	8	3	76	0
6	13, 14	Carded machine knitting yarns, single, up to 20's	0	0	5	5	5	75	5
7	15	21's and finer	0	0	5	5	5	75	5
8	16	Ply yarns, all counts	0	0	5	5	5	75	5
9	17	Carded mop yarns	0	0	50	10	0	30	5
10	18	Speeder spun or roving other than mop yarns	0	0	20	10	0	30	0
11	19	Carded insulating yarns, waste, part waste and tinged	0	0	70	5	0	75	5
12	20	Hose cord	0	0	70	5	5	80	5
13	21	Carded cordage, rope and twine yarns	0	0	60	5	5	70	5
14	22	Carded thread yarns for sale	0	0	80	5	0	85	0
15	23	Other carded yarns	0	0	47	15	3	65	5
16	24, 25, 26	Combed single	0	0	45	15	3	63	5
		Weaving yarns							
		20's and coarser							
		21's to 30's							
		31's to 40's							
17	27	41's and finer	0	0	70	5	3	78	5
18	28, 29, 30	2 ply weaving yarns	0	0	45	13	3	61	5
		20/2 and coarser							
		21/2 to 30/2							
		31/2 to 40/2							
19	31	41/2 and finer	0	0	38	10	3	51	5
20	32	Other ply weaving yarns	0	0	70	0	3	73	5
21	33, 34, 35, 36	Combed machine knit. Yarns, single	60	0	5	5	5	75	5
		20's and coarser							
		21's to 30's							
		31's to 40's							
		41's to 50's							
22	37, 38	51's to 60's	50	0	20	3	5	78	5
		61's and finer							
		Ply							
23	39, 40, 41, 42	20's and coarser	65	0	0	5	5	75	5
		21's to 30's							
		31's to 40's							
		41's to 50's							
24	43, 44	51's to 60's	65	0	0	5	5	75	5
		61's & finer							
25	45	Combed thread yarns for sale	0	0	80	5	0	85	5
26	46	Other combed cotton yarns for sale	0	0	80	0	5	85	5
27	54	Cords and rope (braided, solid and hollow)	0	0	55	10	5	70	5
	55	Twisted rope							
28	56	Cotton twine for sale, cabled cord (including seine twine and hawser cord)	0	0	55	10	10	75	5
29	57, 58, 59, 60	Tying and wrapping twines, unpolished, polished; sewing twines for seam butts; all other twines	0	0	55	10	5	70	5
30		All other yarns made for sale on cotton system							
	61	Cotton-rayon mixed or blended yarns							
	62	Cotton-wool mixed or blended yarns	50	0	0	20	0	70	5
	63	All other mixed fiber yarns							
	64	Spun rayon yarns made for sale							

[F. R. Doc. 46-6818; Filed, Apr. 23, 1946; 11:41 a. m.]

PART 3293—CHEMICALS

[Limitation Order L–354, as Amended Apr. 23, 1946]

LEAD CHEMICALS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of lead and lead chemicals, both imported and domestic, for defense, for private account and for export; and the following order is deemed necessary and appropriate to the public interest and to promote the national defense:

§ 3293.657 *Limitation Order L–354*—(a) *Definitions.* For the purposes of this order:

(1) "Lead" means metallic lead or the lead content of the lead chemicals defined below in paragraphs (a) (2) through (a) (22) of this order.

(2) "Metallic lead" means the metal having the symbol pb.

(3) "Lead acetate" means the lead chemical or compound having the approximate chemical formula $Pb(C_2H_3O_2)_2\,Pb(OH)_2$, (Basic acetate) or $Pb(C_2H_3O_2)_2\,3H_2O$ (Normal acetate).

(4) "Lead antimonate" means that lead chemical or compound having the approximate chemical formula $Pb_3(SbO_4)_2$.

(5) "Lead dioxide" means that lead chemical or compound having the approximate chemical formula PbO_2.

(6) "Lead chloride" means that lead chemical or compound having the approximate chemical formula $PbCl_2$.

(7) "Lead nitrate" means that lead chemical or compound having the approximate chemical formula $Pb(NO_3)_2$, except lead nitrate produced for use in chrome pigment.

(8) "Lead silicate (Mono)" means that lead chemical or compound having the approximate chemical formula $PbO.SiO_2$.

(9) "Lead silicate (di)" means that lead chemical or compound having the approximate chemical formula $PbO.2SiO_2$.

(10) "Litharge" means that lead chemical or compound having the approximate chemical formula PbO except "litharge" produced for use in batteries, lead arsenate, lead arsenite, and chrome pigments.

(11) "Red lead" means that lead chemical or compound having the approximate chemical formula Pb_3O_4 except "Red lead" produced for use in batteries, lead arsenate and lead arsenite.

(12) "White lead" means either basic carbonate of white lead or basic sulphate of white lead as defined in this order.

(13) "Basic carbonate of white lead" means that lead chemical or compound having the approximate chemical formula $2PbCO_3.Pb(OH)_2$, except basic carbonate of white lead produced for use in chrome pigments.

(14) "Basic sulphate of white lead" means that lead chemical or compound having the approximate chemical formula $2PbSO_4.PbO$.

(15) "Lead chrome pigments" means chrome yellow, chrome orange, chrome green and molybdate chrome orange as defined below.

(16) "Chrome yellow" and "chrome orange" mean the pigments which are reaction precipitates consisting of normal or basic lead chromates or mixtures of these with or without other insoluble compounds of lead. Color Index 1270.[1]

(17) "Chrome green" means the pigment consisting of a precipitated mixture of chrome yellow. Color index 1270[1]—and iron blue. Color Index 1288.[1]

(18) "Molybdate chrome orange" means a mixed crystal containing lead chromate, lead molybdate, and lead sulphate with or without other insoluble compounds of lead.

NOTE: Subparagraphs (19), (20) and (21), formerly (20), (21) and (22), redesignated Apr. 23, 1946. Former subparagraph (19) deleted Apr. 23, 1946.

(19) "Sodium plumbite" means that lead chemical or compound having the approximate chemical formula Na_2PbO_2.

(20) "Lead arsenate" means the lead chemical or compound produced for use as an agricultural insecticide and includes all arsenical lead salts.

(21) "Lead arsenite" means that lead chemical or compound having the approximate chemical formula $Pb(AsO_3)_2$.

(b) *Restrictions on production of lead chemicals.* (1) No person shall put into process in any calendar quarter for the production of the lead chemicals specified in paragraphs (a) (3) through (14) and (a) (19) an aggregate quantity of lead in excess of 38½% of the aggregate quantity of lead he put into process for the production of these lead chemicals during the first six months of 1944, or 5,000 pounds, whichever is the greater.

(2) No person shall put into process in any calendar quarter for the production of lead chrome pigments an aggregate quantity of lead in excess of 77 per cent of the aggregate quantity of lead he put into process for the production of lead chrome pigments during the first three months of 1946 or 1,000 pounds, whichever is greater.

(c) *Restrictions on production of insecticides.* No person shall put into process in any calendar quarter for production of insecticides an aggregate quantity of lead in excess of 45% aggregate quantity of lead he put into process for the production of insecticides during the first six months of 1944 or 1,000 pounds, whichever is greater.

(d) *Method of computing lead content of lead chemicals.* This order limits the amount of lead which a person may put into process in any calendar quarter for the production of certain products to a percentage of the lead which he put into process during the first six months of 1944. In order to determine this percentage of lead in lead chemicals, during the base period, the following table should be used:

Lead chemicals:	*Pounds of lead per 100 pounds of lead chemicals*
Lead acetate (basic)	60
Lead acetate (normal)	55
Lead antimonate	63

[1] Society of Dyers and Colourists "Colour Index", Bradford, Yorkshire, January, 1924.

Lead chemicals—continued:	*Pounds of lead per 100 pounds of lead chemicals*—Continued
Lead arsenate	60
Lead arsenite	50
Lead chloride	75
Lead dioxide	87
Lead nitrate	63
Lead silicate (mono)	80
Lead silicate (di)	61
Litharge	93
Red lead	91
Basic carbonate of white lead	80
Basic sulphate of white lead	75
Sodium plumbite	73

(e) *Inventory restrictions.* Lead chemicals appear in Table 1 of Priorities Regulation 32. Inventories of these chemicals are subject to all provisions of that regulation.

(f) *Applications for quotas for lead chemicals.* (1) Any person who does not have a quota for putting lead into process for the production of lead chemicals and who wishes to use more than 5,000 pounds of lead a quarter for lead chemicals other than chrome pigments or 1,000 pounds of lead a quarter for chrome pigments, may apply for a quota by filing a letter with the Civilian Production Administration, Chemicals Division, Washington 25, D. C. Ref: L–354. The letter should state in addition to any other pertinent information what lead chemicals the applicant wishes to make, what facilities he has for this purpose and the amount of lead he will need for this purpose per quarter. A quota will be assigned to him on an equitable basis.

(2) *Applications for quotas for insecticides.* Any person who does not have a quota for putting lead into process for the production of insecticides and who wishes to use more than 1,000 pounds of lead a quarter may apply for a quota by filing a letter with the Civilian Production Administration. The letter should state the information indicated in paragraph (f) (1) above.

(g) *Miscellaneous provisions*—(1) *Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(2) *Appeals.* Any appeals from the provisions of this order shall be made by filing with the Civilian Production Administration, Chemicals Division, Washington 25, D. C.; Ref.: L–354, a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

(3) *Violations.* Any person who willfully violates any provision of this order or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment.

(4) *Communications to Civilian Production Administration.* Communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: L–354.

Issued this 23d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–6819; Filed, Apr. 23, 1946; 11:41 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S–934]

SAMUELS BROTHERS

Samuel Samuels and Victor Samuels, doing business as Samuels Brothers, at 1010 Race Street, Philadelphia, Pennsylvania, are engaged principally in the manufacture of boys' clothing and caps. During the fourth quarter of 1945, the partners placed orders bearing CC ratings for 15,020 yards of wool fabrics, although they were authorized on Form WPB–3732 to place orders bearing such ratings for only 6,500 yards of wool fabrics. The placing of these rated orders for 8,520 yards of wool fabrics in excess of the amount authorized constituted a violation of Priorities Regulation No. 3. However, it appears that through error on the part of the partners, authorization was granted by the Civilian Production Administration for 6,500 yards, when, in fact, if the error had not been made, authorization would have amounted to 9,745 yards. This violation has interfered with the controls established by the Civilian Production Administration for the distribution of critical materials. In view of the foregoing, it is hereby ordered that:

§ 1010.934 *Suspension Order No. S–934.* (a) Samuel Samuels and Victor Samuels shall reduce the amount of wool fabrics for which they may be authorized to extend ratings during the second quarter of 1946 under Schedule K of Order M–328–B, by the amount of 5,275 yards.

(b) Nothing contained in this order shall be deemed to relieve Samuel Samuels and Victor Samuels from any restriction, prohibition, or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(c) Samuel Samuels and Victor Samuels shall refer to this order in any application or appeal that they may file with the Civilian Production Administration during the second quarter of 1946 dealing with their use of textiles.

(d) The restrictions and provisions contained herein shall apply to Samuel Samuels and Victor Samuels, doing business as Samuels Brothers or under any other name, their successors and assigns, or persons acting in their behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 22d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–6767; Filed, Apr. 22, 1946; 4:35 p. m.]

Chapter XI—Office of Price Administration

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 395,[1] Amdt. 22]

GROCERY ITEMS IN VIRGIN ISLANDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 395 is amended in the following respects:

1. In section 17, Table IV, the wholesale prices of "Evaporated milk, all brands, 48/14½ oz." and "Evaporated milk, all brands, 96/6 oz." are amended to read "$5.60."

2. Section 52 is amended to read as follows:

SEC. 52. *Maximum prices for bottled beer sold in the Virgin Islands of the United States*—(a) *Definitions.* When used in this section, the term:

(1) "Hotel" means a duly licensed hotel, and includes the Caneel Bay Commissary, St. John, Virgin Islands.

(2) "Club" means a private club duly licensed by the appropriate municipal authority to operate a private club.

(3) "Foreign" refers to any place outside the United States, its territories and possessions.

(4) "Beer" means any type and brand of malt beverage, and includes lager, ale, porter and stout.

(5) "Case" means a carton or box containing twelve or twenty-four bottles of beer.

(b) *Maximum prices*—(1) *Sales at wholesale.* The seller's maximum wholesale price for bottled beer sold or delivered in the Virgin Islands shall be the importer's direct cost thereof plus the applicable dollars-and-cents markup set forth in Table XLII–a below:

TABLE XLII–a

	Markup per case
Sales to wholesaler	$0.25
Sales at wholesale	[1] .50

[1] If the buyer requests delivery, the seller may add a delivery charge of 10 cents per case.

(2) *Sales at retail.* The seller's maximum retail price for bottled beer sold or delivered in the Virgin Islands shall be the maximum wholesale price thereof plus the applicable dollars-and-cents markup set forth in Table XLII–b below:

TABLE XLII–b

Origin	Bottle size	Sellers other than hotels or clubs (mark-up per bottle)	Hotels or clubs (mark-up per bottle)
U. S. and Puerto Rico.	12 oz.	[1] $0.05	$0.10
Foreign	11 oz.	.07	.12
	22 oz.	.12	.17
Puerto Rico	22 oz. and up	.07	.12

[1] For sales in St. John, add 1 cent extra.

[1] 10 F.R. 5941, 6946, 7799, 8069, 8899, 9227, 9925, 11437, 11305, 11810, 11306, 11666, 12811, 13551, 14064, 14865, 15216, 15217; 11 F.R. 609, 1398.

3. Section 55 is added to read as follows:

SEC. 55. *Cane blackstrap molasses*—(a) *Definitions.* When used in this section the term:

(1) "Cane blackstrap molasses" means the final by-product from sugar manufacturing after the extraction of all commercially available sucrose.

(b) *Maximum prices.* The maximum price for cane blackstrap molasses shall be 13.6 cents per gallon delivered at the mill or at the mill tank. This is a gross price and includes charges for warehousing, handling, transportation from mill to tank and all other services rendered in connection with the sale, except that a purchaser from a mill may on resale add to the maximum price specified above the actual transportation charges incurred by him in transporting the molasses from the mill or mill tank to the point at which he makes delivery on such resale.

This amendment shall become effective as of April 8, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6739; Filed, Apr. 22, 1946; 11:46 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 21]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order 131 is amended in the following respects:

1. Section 2 is amended by adding thereto paragraph (d) to read as follows:

(d) Notwithstanding paragraph (b) above, any producer may certify that he is eligible to charge Band A ceilings if (1) he is now paying wage rates at least 10 cents an hour across-the-board above the guide post rates published by the Southern Textile Commission on August 30, 1945, or at least 8 cents an hour across-the-board above the occupational rates established in the Textile Directive Steering Committee Case [2] by the Northern Textile Commission of the National War Labor Board; and (2) the wage increases involved have been approved pursuant to Executive Order 9697.

2. Section 2 is amended by adding thereto paragraph (e) to read as follows:

(e) A non-integrated converter or manufacturer of goods (such as flannels or corduroys), or products (such as bed linens or diapers), subject to Maximum

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15363; 11 F.R. 532, 1771, 1588, 2635, 2972.

[2] National War Labor Board Case No. 32–40030.

Price Regulation 118 [1] or Revised Price Schedule 89 [2] may charge Band A ceilings if the goods sold by him after processing or fabrication were purchased by him at Band A ceilings.

3. Section 3 (h) is amended to read as follows:

(h) For the cotton rope, twine, yarn and cord covered by Section 2.9 of Supplementary Regulation 14E, producers' maximum prices shall be the prices established by that section increased for Band A by 4½ cents per pound and for Band B by 3 cents per pound of cotton and/or cotton waste content in the rope, yarn, twine or cord.

4. The present text and table in section 3a is redesignated paragraph (a) of section 3a and paragraph (b) is added to read as follows:

(b) (1) The otherwise applicable maximum prices for all grey combed or carded yarns subject to Revised Price Schedule 7 or Maximum Price Regulation 33, and for the tire cords subject to section 2.11 (c) (1) and (2) of Supplementary Regulation 14E, are increased by 5 percent, and the prices established by RPS 7 and MPR 33 for processed yarns, and for sales of yarn by jobbers, may be calculated by applying the premiums provided in RPS 7 or MPR 33 to the producers' maximum prices as increased by the foregoing.

(2) The otherwise applicable producers' maximum prices [4] for the cotton rope, twine, yarn or cord covered by section 2.9 may be increased by a premium equal to that percentage of 5 percent which the cotton and/or cotton waste content is of the rope, twine, yarn or cord.

5. Section 4 is amended by adding thereto paragraph (xx) to read as follows:

(xx) Producers' maximum prices for the Type II special blankets, Reference Nos. 484, 485, 486, 487, and 488, described in § 1400.118 (d) (27) (iv) of Maximum Price Regulation No. 118, shall be the maximum prices set forth therein, plus 7.25 cents per pound of finished weight, including the weight of binding.

This amendment shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6755; Filed, Apr. 22, 1946; 4:33 p. m.]

[1] 8 F.R. 12186, 12934; 9 F.R. 401, 10088, 10925, 14241, 14383, 14676; 10 F.R. 705, 857, 1492, 2025, 3875, 8134, 10810, 14063, 15472.

[2] 7 F.R. 2107, 2000, 2132, 2299, 2739, 3163, 3327, 3447, 3962, 4176, 4732, 7599, 8939, 8948, 8070, 11245, 1717, 9616, 6645, 14063, 14901; 11 F.R. 1215.

[4] As used here and elsewhere in this supplementary order, the phrase "otherwise applicable maximum price" means the maximum price otherwise applicable without regard to any individual adjustment which may have been granted over the price level generally established.

PART 1389—APPAREL

[MPR 332,[1] Revocation]

SIMPLIFIED MEN'S AND BOYS' SHIRTS AND PAJAMAS

A statement of the considerations involved in the issuance of this order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 332 and all amendments issued thereunder are revoked subject to the provisions of Supplementary Order 40.[2]

This order shall become effective April 29, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6796; Filed, Apr. 23, 1946; 11:37 a. m.]

PART 1333—TIN

[MPR 17,[3] Amdt. 3]

TIN

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 17 is amended in the following respects:

1. Section 2 is amended by the addition of a new paragraph (e) to read as follows:

(e) *Sales or deliveries to an exporter for export of pig tin acquired from the Office of Metals Reserve for export:* Any person who has acquired pig tin for export from the Office of Metals Reserve may sell such tin to an exporter for export at a price no higher than his cost of acquisition from that agency, plus the applicable quantity differential set out in paragraph (b) of this section.

This amendment shall become effective April 29, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6791; Filed, Apr. 23, 1946; 11:36 a. m.]

PART 1346—BUILDING MATERIALS

[RMPR 206, Amdt. 19]

VITRIFIED CLAY SEWER PIPE AND ALLIED PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 206 is amended in the following respects:

1. Section 4.1 (a) (1) is amended to read as follows:

(1) Any manufacturer making sales on a "pick-up basis," f. o. b. factory, from a factory located within the Eastern Area, as defined in section 5.1 of this regulation, or any manufacturer making sales in "less-than-carload shipments by rail" delivered to a destination point within such area may increase his established March 1942 maximum price by an amount not in excess of an amount determined in the following manner: Reduce the discounts established during the month of March 1942 for sales of sewer pipe products covered by discount numbers 1 to 3 inclusive by 11 points, those covered by discount numbers 4 and 5 by 12 points, those covered by discount numbers 6 and 7 by 13 points, those covered by discount numbers 8 and 9 by 14 points, those covered by discount numbers 10 to 12 inclusive by 15 points, those covered by discount numbers 13 to 15 inclusive by 17 points and those covered by discount number 16 by 18 points, of the tables of list prices set forth in section 5.2 of this regulation.

2. Section 4.1 (a) (3) (i) is amended to read as follows:

(i) By adding an amount not in excess of 37.5 percent to the highest prices charged by the manufacturer during the month of March 1942 for the same quality, kind and quantity of sewer pipe product delivered to purchasers of the same class.

3. The table in section 5.3 is amended to read as follows:

PERCENTAGE DISCOUNTS

Discount number	1-10 cents [1]	11-13 cents	14-16 cents	17-19 cents	20-22 cents	23-25 cents	26-28 cents	29-31 cents	32-34 cents	35-37 cents	38-40 cents	41-43 cents	44-46 cents	47-49 cents	50-52 cents
1	62	61	60	59	58	57	56	55	54	53	52	51	50	49	48
2	59	58	57	56	55	54	53	52	51	50	49	48	47	46	45
3	59	58	56	55	53	52	50	49	47	46	45	44	43	42	41
4	55	54	53	52	51	50	49	48	47	46	45	44	43	42	41
5	55	54	52	51	49	48	46	45	43	42	40	39	37	36	34
6	52	51	50	49	48	47	46	45	44	42	41	40	39	38	37
7	52	51	49	48	46	45	43	42	40	39	37	36	34	33	32
8	50	49	48	47	46	45	44	43	42	41	40	39	38	37	36
9	49	48	47	46	45	44	43	42	41	40	39	38	37	36	35
10	47	46	45	44	43	42	41	40	39	38	37	36	35	34	33
11	47	46	44	43	41	40	38	37	35	34	32	31	29	28	26
12	44	43	41	40	38	37	35	34	32	31	29	28	26	25	23
13	40	39	38	37	36	35	34	33	32	31	30	29	28	27	26
14	40	39	38	37	36	35	34	33	32	31	30	29	28	27	26
15	40	39	38	37	36	35	34	33	32	31	30	29	28	27	26
16	34	33	31	30	28	27	25	24	22	21	19	18	16	15	13

[1] Fractional rates in excess of the highest rate in one zone fall within the next highest zone.

[1] 8 F.R. 2350, 2783; 10 F.R. 11152, 13450. [2] 8 F.R. 4325. [3] 8 F.R. 12745; 10 F.R. 14145.

4. Table 20 of section 5.5 is amended to read as follows:

Akron rail freight rate		1-10 cents	11-13 cents	14-16 cents	17-19 cents	20-22 cents	23-25 cents	26-28 cents	29-31 cents	32-34 cents	35-37 cents	38-40 cents	41-43 cents	44-46 cents	47-49 cents
Nominal diameter (inches)	List weight per foot (pounds)	Schedule No.													
		1	2	3	4	5	6	7	8	9	10	11	12	13	14
4	11	$0.2149	$0.2184	$0.2218	$0.2252	$0.2287	$0.2321	$0.2355	$0.2389	$0.2424	$0.2458	$0.2492	$0.2527	$0.2561	$0.2595
6	20	.3260	.3352	.3415	.3477	.3540	.3602	.3664	.3727	.3789	.3852	.3914	.3976	.4039	.4101
8	30	.5061	.5155	.5248	.5342	.5435	.5529	.5623	.5716	.5810	.5903	.5997	.6091	.6184	.6278
10	42	.6960	.7091	.7222	.7353	.7484	.7615	.7747	.7877	.8008	.8139	.8270	.8401	.8532	.8663
12	52	.8858	.9019	.9181	.9343	.9506	.9668	.9830	.9992	1.0155	1.0317	1.0479	1.0641	1.0803	1.0965
15	85	1.2658	1.2923	1.3188	1.3454	1.3719	1.3984	1.4250	1.4515	1.4780	1.5045	1.5310	1.5575	1.5840	1.6106
18	130	1.9620	2.0026	2.0431	2.0837	2.1242	2.1648	2.2054	2.2459	2.2865	2.3270	2.3676	2.4082	2.4487	2.4893
21	180	2.7088	2.7650	2.8211	2.8773	2.9334	2.9896	3.0458	3.1019	3.1581	3.2142	3.2704	3.3266	3.3827	3.4389
24	230	3.3547	3.4265	3.4982	3.5700	3.6417	3.7135	3.7853	3.8570	3.9288	4.0005	4.0723	4.1441	4.2158	4.2876
27	275	5.9003	5.9861	6.0719	6.1577	6.2435	6.3293	6.4151	6.5009	6.5867	6.6725	6.7583	6.8441	6.9299	7.0157
30	350	6.7972	6.9064	7.0156	7.1248	7.2340	7.3432	7.4524	7.5616	7.6708	7.7800	7.8892	7.9984	8.1076	8.2168
36	550	11.4158	11.5874	11.7590	11.9036	12.1022	12.2738	12.4454	12.6170	12.7886	12.7886	13.1318	13.3034	13.4750	13.6466

5. Section 5.6 is amended to read as follows:

SEC. 5.6 *Maximum prices for resellers of sewer pipe products.* (a) Any person purchasing sewer pipe products for resale in the same form may add to his maximum resale prices an amount not exceeding the actual dollars-and-cents increased cost to him resulting from the increase in maximum prices permitted manufacturers of sewer pipe products by sections 4.1, 5.3, 5.4 and 5.5, as amended, of this regulation.

(b) Notwithstanding the provisions of (a) above, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

6. The table is section 7.3 is amended to read as follows:

PERCENTAGE DISCOUNTS

Discount No.	Illinois zones 1, 2 and 5	Wisconsin zones 1 and 5	Wisconsin zone 2	Michigan, upper peninsula	Indiana	Kentucky
1	51	48	46	46	54	54
2	42	39	37	37	51	48
3	42	39	37	37	48	48
4	54	52	49	49	57	55
5	54	52	49	49	57	57
6	46	44	41	41	56	52
7	46	44	41	41	54	52
8	51	48	46	46	54	52
9	44	41	38	38	47	------
10	37	34	32	32	40	42
11	51	48	46	46	54	------
12	33	31	29	29	------	------
13	26	24	21	22	------	------

7. The table in section 7.4 (b) is amended to read as follows:

Large sewer pipe (inside diameter inches)	Illinois, zones 1, 2, and 5		Wisconsin, zones 1, 2, and 5		Upper peninsula of Michigan		Indiana		Kentucky	
	Single strength	Double strength	Single strength	Double strength	Single strength	Double strength	Single strength	Double strength	Single strength	Double strength
27 No. 1, per foot	$3.81	$4.29	$3.94	$4.42	$3.94	$4.42	------	$4.24	------	------
30 No. 1, per foot	4.21	4.69	4.42	4.90	4.42	4.90	------	4.69	------	------
33 No. 1, per foot	------	6.52	------	6.74	------	6.74	------	6.49	------	------
36 No. 1, per foot	6.68	7.42	6.97	7.68	6.97	7.68	------	7.38	------	------
27 No. 2, per foot	3.53	3.88	3.74	4.01	3.74	4.01	$3.17	3.17	------	------
30 No. 2, per foot	3.94	4.29	4.07	4.50	4.29	4.50	3.53	3.53	------	------
33 No. 2, per foot	------	5.98	------	5.91	------	5.91	5.03	5.03	------	------
36 No. 2, per foot	6.26	6.87	6.52	7.14	6.52	7.14	5.72	5.72	------	------

8. The table in section 7.4 (c) is amended to read as follows:

Large sewer pipe (inside diameter inches)	Illinois, zones 1, 2, and 5		Wisconsin, zones 1, 2, and 5		Upper peninsula of Michigan		Indiana		Kentucky	
	Single strength	Double strength	Single strength	Double strength	Single strength	Double strength	Single strength	Double strength	Single strength	Double strength
27 No. 1, per foot	$4.01	$4.50	$4.29	$4.63	$4.29	$4.63	------	$4.42	------	------
30 No. 1, per foot	4.42	4.96	4.63	5.09	4.63	5.09	------	4.90	------	------
33 No. 1, per foot	------	6.80	------	7.00	------	7.00	------	6.74	------	------
36 No. 1, per foot	6.97	7.68	7.23	7.96	7.23	7.96	------	7.67	------	------
27 No. 2, per foot	3.74	4.07	3.94	4.21	3.94	4.21	$3.36	3.36	------	------
30 No. 2, per foot	4.15	4.55	4.29	4.69	4.29	4.69	3.73	3.73	------	------
33 No. 2, per foot	------	6.26	------	6.46	------	6.46	5.26	5.26	------	------
36 No. 2, per foot	6.52	7.14	6.80	7.42	6.80	7.42	5.99	5.99	------	------

9. Section 7.5 is amended to read as follows:

SEC. 7.5 *Maximum prices for resellers of sewer pipe products.* (a) Any person purchasing sewer pipe products for resale in the same form may add to his maximum resale prices an amount not exceeding the actual dollars-and-cents increased cost to him resulting from the increase in maximum prices permitted manufacturers of sewer pipe products under sections 4.1, 7.3 and paragraphs (b) and (c) of section 7.4.

(b) Notwithstanding the provisions of (a) above, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

This amendment shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6754; Filed, Apr. 22, 1946; 4:33 p. m.]

PART 1305—ADMINISTRATION

[SO 129, Corr. to Amdt. 9]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

In section 4 (b), under the item "Ramp equipment as follows:", the fifth item is corrected to read:

Wheel chocks.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6799; Filed, Apr. 23, 1946; 11:34 a. m.]

PART 1305—ADMINISTRATION

[SO 148, Amdt. 2]

CASKETS AND SPECTACLE FRAMES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 148 is amended in the following respect:

1. Appendix "A" is amended by adding thereto the following items, their respective cut-off prices and maximum percentage adjustments, in the appropriate columns.

I	II	III
Burial caskets, cloth covered and wooden:		*Percent*
Hinge cap	$35.00	15
Half couch and full couch	41.00	15
Shell for caskets	12.00	25
Shooks for caskets	12.00	25
Spectacle frames	1.10	25

This amendment shall become effective on the 29th day of April 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6800; Filed, Apr. 23, 1946; 11:35 a. m.]

PART 1305—ADMINISTRATION

[SO 156]

INDIVIDUAL ADJUSTMENTS FOR MANUFACTURERS OF PULP, PAPER AND PAPER PRODUCTS AND CERTAIN RELATED SERVICES

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SECTION 1. *Applicability.* This supplementary order is applicable to manufacturers with respect to pulp, paper and paper products and directly related services covered by the following regulations:

General Maximum Price Regulation
Revised Maximum Price Regulations: 114, 129, 130, 140, 187, 266, 369, 451
Maximum Price Regulations: 32, 182, 307, 359, 365, 449, 450, 459, 463, 480, 567

SEC. 2. *When adjustments may be granted:* The Office of Price Administration may adjust the maximum price of a commodity for any seller affected by the regulations mentioned above, when either condition (a) or (b) is satisfied and condition (c) is also satisfied:

(a) Continuance of the seller's production of that grade is required to meet an essential need, or

(b) Loss of that seller's production of that grade will force his customers to resort to higher priced sources of supply, and no adequate substitute for that grade is available to his customers at a price equal to or lower than the adjusted maximum price he requests, and

(c) The commodity or commodities involved constitute a substantial portion of the seller's total sales or of the total national output of the commodity. In general, the commodity or commodities will be a substantial portion of sales if they constitute:

1. More than 10% of total dollar sales of the company, or
2. More than 20% of the output of a single mill, or
3. More than 5% of total U. S. Production.

Provided, however, That where relief is granted under this supplementary order, price adjustments shall not be made to offset temporary decline in sales or production volume.

SEC. 3. *Amount of adjustment.* The relief that may be granted under this order is specified below and may be modified where necessary to do so for sound accounting reasons or where proper to accomplish the purposes of the Emergency Price Control Act of 1942, as amended, Executive orders and orders of the Economic Stabilization Administrator. The adjustment granted will depend on the overall financial condition of the applicant, i. e.

(a) Where the company's current overall earnings rate, as defined in section 6, is less than its base period earnings rate, as defined in section 6, relief will be granted to bring the current overall earnings rate up to the base period earnings rate where the application involves the company's entire output. A proportionate adjustment will be granted where the application involves less than the company's entire output.

(b) Where the company's current overall earnings rate is between 100% and 115% of its base period earnings rate, relief on a given product will be limited to an amount sufficient to cover the lesser of total costs (including selling, general and administrative expenses), or manufacturing costs plus an amount sufficient to bring the company's current overall earnings rate to 115% of the base period earnings rate.

(c) Where the company's current overall earnings rate is more than 115% of its base period earnings rate, relief on a given product will be limited to an amount sufficient to cover manufacturing costs, i. e., costs exclusive of selling, general and administrative expenses: *Provided, however,* That, where a plant of a company is not covering total costs on its overall operation, the amount of the adjustment will be sufficient to cover total local costs as defined in section 6.

(d) In evaluating costs in (a), (b) and (c) above, whenever current output is substantially below the normal volume, overhead items may be adjusted to levels consistent with a normal rate of production.

(e) In determining current earnings rate under (a) (b) or (c) above, adjustments of current earnings may be made by the applicant or the Office of Price Administration to take account of the following factors; when applicable:

(1) Wage increases authorized in accordance with Executive Orders, orders and approvals of the National Wage Stabilization Board and/or orders of the Economic Stabilization Administrator;

(2) Increases in ceiling prices for raw materials;

(3) Seasonal, non-recurring or temporary factors affecting operations;

(4) Reductions below normal economic production capacity;

(5) Payment of excessive prices for materials or of excessive salaries or bonuses;

(6) Wage increases above levels recognized as a basis for price action by Executive Orders, orders of the National Wage Stabilization Board and/or orders of the Economic Stabilization Administrator;

(7) Abnormal increases of factory overhead, or of selling, general and administrative expenses;

(8) Transactions with affiliated firms differing from customary industry practices which result in abnormal prices;

(9) Unusual or unwarranted provisions for war or reconversion reserves or other contingencies;

(10) Abnormally high depreciation rates or accelerated depreciation of assets acquired by certificates of necessity for war purposes.

(11) Prospective increases in net sales due to increased ceiling prices, on a portion of output, that are not fully reflected in past statements.

SEC. 4. *Data required in application.* Applications for adjustment shall be filed in accordance with Article III of Revised Procedural Regulation No. 1, with the Office of Price Administration, Washington, D. C. The applicant shall set forth the following data:

(a) Statement of the applicant's maximum price, the regulation and the section thereunder pursuant to which the price is determined, the proposed adjusted maximum price, the complete specifications of the commodity and the period of time the applicant has been producing the commodity.

(b) Grade costs for the last two quarterly accounting periods to be submitted on appropriate OPA Cost forms.

(c) Statement of the applicant's overall financial condition, including the information required by OPA Form A (Annual Financial Report) for the fiscal year next preceding the filing of the application, and the information required by OPA Form B (Interim Financial Report) for each quarterly period subsequent to the period covered by the A Report:

Provided, That no one need resubmit financial statements already filed with the Office of Price Administration and that the requirement that quarterly financial reports be filed may be waived in whole or in part by the Office of Price Administration.

(d) An itemized statement of the applicable adjustment factors under (3) (e) above.

(e) Balance sheets and profit and loss statements for the period 1936–1939 inclusive unless this information is available from other government sources.

(f) A complete statement of the reasons why the applicant believes he will be unable to maintain his production of the commodity at his established maximum price.

SEC. 5. *Resellers.* (a) Letter orders granting adjustments under this supplementary order may, notwithstanding other orders or regulations, establish dollar and cent increase factors, or a method of determining increase factors, which may be added by resellers to their maximum price.

(b) Each manufacturer and each reseller, excepting retailers, shall in every first shipment or delivery to a customer include a notice of the change in maximum price, the amount of the increase factor per unit to be added to the established price and the number of the order authorizing such change. Notice shall also be given that the increase factor permitted shall be added after determination of the maximum price in accordance with provisions of the applicable regulation.

SEC. 6. *Definitions.* As used in this order the terms:

(a) *Current over-all earnings rate* means the company's net earnings before income and excess profits taxes for the last full fiscal year or calendar year expressed as a percent of current net worth. Projected profits for interim periods will be used if: (1) over-all profits for the most recent accounting period indicate a change from profits earned during the last full year and (2) there are reasons for believing the changed level of profits will continue and (3) that it is not due to a decline in sales or production volume.

(b) *Base period earnings rate* means the average annual net earnings before taxes expressed as a percent of average net worth for the period 1936–1939 inclusive (or other period of normal operations as determined by OPA). Where the base period earnings rate was less than 3% of net worth, 3% of net worth will be used. Where the base period earnings rate was more than 17.5% of net worth, 17.5% of net worth will be used. Where a company was not in existence prior to the war, the average industry earnings rate will be used.

(c) *Total local cost* means the manufacturing cost of the product plus the lower of:

(1) General, selling and administrative cost which is directly allocable to the operation of the plant making the product (exclusive of general, selling and administrative expense incurred at the central office of the company) or

(2) An amount sufficient to permit the plant to break even on its over-all operations (exclusive of general, selling, and administrative expense incurred at the central office of the company).

SEC. 7. *Relationship of this supplementary order to other regulations and orders.* (a) With respect to pulp, paper and paper products and directly related services the preceding sections are substituted for the appropriate sections or paragraphs of the regulations listed below; provided that all individual adjustments hitherto granted and reseller's maximum prices resulting therefrom established under those regulations shall not be affected:

Sections	
RMPR 114	12.
RMPR 129	9 (b).
RMPR 140	1347.158 (a).
RMPR 187	10 (b).
RMPR 266	12 (b) and (c).
RMPR 451	13.
MPR 32	10 (b).
MPR 182	1347.309 (b).
MPR 307	1347.607 (b).
MPR 359	1347.557 (b).
MPR 449	12 (b).
MPR 450	12.
MPR 459	12 (b).
MPR 463	12 (b).
MPR 480	7 (b).
MPR 567	11 (a) (b) and (c).
SR 15	1499.75 (a) (11) and (16).

(b) With respect to pulp, paper and paper products and directly related services this Supplementary Order 156 shall supersede the adjustment provisions listed below; provided that all individual adjustments hitherto granted and reseller's maximum prices resulting therefrom established under regulations listed below shall not be affected:

8. O. 9	
GMPR	1499.18 (c)

This supplementary order shall become effective April 29, 1946.

NOTE: All reporting and record-keeping provisions of this supplementary order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6801; Filed, Apr. 23, 1946; 11:36 a. m.]

PART 1355—LEAD

[MPR 70,[1] Amdt. 1]

LEAD SCRAP MATERIALS; SECONDARY LEAD; BATTERY LEAD SCRAP; AND PRIMARY AND SECONDARY ANTIMONIAL LEAD

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 70 is amended in the following respects:

1. Section 1355.70 is amended by the addition of a new paragraph (e) to read as follows:

(e) *Special packing and loading charges for secondary lead and for primary and secondary antimonial lead.* The following additional charges may be added to the maximum base prices established by this regulation for secondary lead and for primary and secondary antimonial lead when any seller, at the request of the buyer, provides special packing and loading services in order to permit handling of such material by mechanical equipment.

	Per ton (cents)
For pig lead or antimonial lead wired or strapped	30
For lead or antimonial lead in ingots or linked ingots wired or strapped on wooden pallets	50
For lead or antimonial lead in ingots or linked ingots wired or strapped on steel pallets	70

Such additional charges shall be stated separately on the seller's invoice.

This amendment shall become effective April 29, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6790; Filed, Apr. 23, 1946; 11:36 a. m.]

[1] 7 F.R. 8691.

[RMPR 341, Amdt. 15]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

MAXIMUM PRICES FOR USED COMMERCIAL MOTOR VEHICLES

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 341 is amended in the following respects:

1. Paragraph (d) (1) of section 6 is amended to read as follows:

(1) *Sales within the 48 states in the United States and the District of Columbia.* Upon any sale within the 48 states in the United States and the District of Columbia, the allowance that may be added is the amount based on the rate per hundredweight listed in Appendix D for shipment from the principal place of manufacture of the chassis to the area in which the seller's place of business is located. In the case of vehicles priced under paragraph (c) and Appendix G, when being sold by an agency of the United States Government, the place at which physical delivery is made to the purchaser, shall be considered as the seller's place of business. If applicable rates are not listed in Appendix D the allowance shall be an amount not to exceed the actual rail freight at carload rates as of March 31, 1942, or at current carload rates, whichever are lower, or $20.00. The carload rates shall be those for a vehicle of the same wheelbase, shipping weight (actual or as listed in Appendix C) and over-all size of the vehicle being priced, shipped by the most direct route from the principal place of manufacture of the chassis to the freight station nearest the seller's place of business.

This amendment shall become effective April 29, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6797; Filed, Apr. 23, 1946; 11:34 a. m.]

PART 1373—PERSONAL HOUSEHOLD ACCESSORIES

[MPR 476, Amdt. 5]

LUGGAGE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 476 is amended in the following respect:

Section 4 is amended to read as follows:

SEC. 4. *Manufacturers must calculate retail ceiling prices.* If you are a manufacturer, you must calculate the retail ceiling price for each item of luggage in the following manner:

Step 1. Find your ceiling price (f. o. b. factory, exclusive of Federal excise tax) to the class of retailers which contained the largest number of your customers during August, 1943. (If you had no retailers as customers during August 1943, then find your highest ceiling price which you properly established either before or after that month for sales to any class of retailers.)

Step 2. Multiply that price by 1.82.

Step 3. To the figure so established you may add the manufacturer's Federal excise tax for all items in your factory on and after April 1, 1944, for which you have paid the manufacturer's Federal excise tax or for which you are obligated to pay the manufacturer's Federal excise tax. The resulting figure may be adjusted to the nearest $0.05. The resulting price is the ceiling price exclusive of the retail Federal excise tax for all sales of the item at retail.

For example, if the ceiling price found under Step 1 for a certain men's wardrobe is $10.00, exclusive of Federal excise tax, you multiply that price by 1.82, obtaining $18.20. If you have not paid a manufacturer's excise tax, this price is the ceiling price exclusive of retail Federal excise tax for all sales at retail. If you have paid or are obligated to pay the manufacturer's excise tax, you add $1.00 (the amount of the manufacturer's excise tax) to $18.20. The resulting figure ($19.20) is then the ceiling price exclusive of the retail Federal excise tax for all sales at retail.

This amendment shall become effective on the 29th day of April 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6798; Filed, Apr. 23, 1946; 11:37 a. m.]

PART 1400—COMMODITIES AND SERVICES

[SR 14E, Amdt. 38]

SALES OF LEVERS, RASCHEL AND BARMEN LACES BY LACE MANUFACTURERS AND LACE JOBBERS

A statement of the considerations involved in the issuance of this amendment have been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Regulation 14E is amended by adding Section 2.13 to read as follows:

SEC. 2.13 *Sales of levers, raschel and barmen laces by lace manufacturers and lace jobbers.* (a) Manufacturers of levers, raschel and barmen laces and jobbers of these laces may charge a price not in excess of the following:

(1) The maximum price established by the General Maximum Price Regulation; or

(2) The lower of:

(i) The price appearing in Column C, D, or E (whichever is applicable), or

(ii) The maximum price established by the General Maximum Price Regulation, increased by the applicable amount appearing in Column B.

TABLE I

Column A	Column B	Aggregate new ceiling prices pelyard beyond which increase is inapplicable		
		Column C	Column D	Column E
Width	Permitted increase per yard subject to top price in column C, D, or E	Sales of finished lace by manufacturers and jobbers (other than jobbers who sell only to retailers)	Sales of grey webs by manufacturers to jobbers	Sales to retailers by jobbers who sell only to retailers
½ inch and under	½ cent	2¼ cents	1⅞ cents	3⅜ cents.
Over ½ inch up to and including ¾ inch	½ cent	3⅛ cents	2⅝ cents	4½ cents.
Over ¾ inch up to and including 1 inch	¾ cents	4½ cents	3¾ cents	6 cents.
Over 1 inch up to and including 1½ inch	1¼ cents	6 cents	5⅛ cents	9 cents.
Over 1½ inch up to and including 2 inch	1½ cents	7½ cents	7 cents	11¼ cents.
Over 2 inch up to and including 2½ inch	15 percent	11 cents	10½ cents	16½ cents
Over 2½ inch up to and including 3 inch	15 percent	14 cents	13⅛ cents	21 cents.
Over 3 inch up to and including 4 inch	12½ percent	18½ cents	17¾ cents	27¾ cents.
Over 4 inch up to and including 5 inch	12½ percent	23 cents	22 cents	34½ cents.
Over 5 inch up to and including 6 inch	10 percent	27 cents	26 cents	40½ cents.
Over 6 inch up to and including 7 inch	10 percent	31½ cents	30 cents	47¼ cents.
All overs (basis 34 to 36 inches wide)	22 cents	125 cents	119 cents	187½ cents.

(b) *Records.* In addition to such records as are required to be kept by the provisions of the General Maximum Price Regulation every lace manufacturer or lace jobber making a sale of lace for which the maximum price is established by this section, shall keep for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a duplicate of each invoice delivered by him to a purchaser and a record of all items necessary to verify the computation of the maximum price pursuant to this section.

(c) *Discounts, allowances, and transportation costs.* The maximum prices established by this section shall be subject to the allowances, discounts and other price differentials observed by the seller during March 1942. No seller shall require any purchaser, and no purchaser shall be permitted, to pay a larger proportion of transportation costs incurred in the delivery of the lace than the seller required purchasers of the same general class to pay during March 1942.

(d) *Definitions.* As used in this section the term (1) "lace manufacturer" means a person who produces lace or has it produced for his account.

(2) "Lace jobber" means a person who buys laces in the grey or finished state and sells finished lace.

(3) "Levers lace" means a lace fabricated by the twisting principle (i) in multiple units of the same design, joined to each other by separating strings which are later removed, or (ii) as all-over laces, manufactured as one continuous width without means of separation and then cut into suitable widths.

(4) "Raschel lace" means a lace fabricated by the warp-knitting principle, (i) for multiple units of the same design, joined to each other by separating strings, which are later removed, or (ii) as allover laces manufactured as one continuous width without means of separation and then cut into suitable widths.

(5) "Barmen lace" means a lace fabricated by the braiding principle in single or multiple units of the same design. In multiple units the individual laces are joined by pull strings which are later removed to separate the units from each other.

This amendment shall become effective April 23, 1946.

NOTE: The recording-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6788; Filed, Apr. 23, 1946; 11:34 a. m.]

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETICS AND ADMIXTURES

[MPR 39,[1] Amdt. 12]

WOVEN DECORATIVE FABRICS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 39 is amended in the following respects:

1. Paragraph (a) of § 1400.151 is amended to read as follows:

(a) No person shall sell or deliver and no person shall buy or receive any woven decorative fabric at a price higher than the maximum prices established by this Maximum Price Regulation No. 39.

2. Section 1400.154 is amended to read as follows:

§ 1400.154. *Export and import sales.* (a) This regulation does not apply to any transactions covered by the 2d Revised Maximum Export Price Regulation.[2]

(b) This regulation does not apply to any transactions covered by the Revised Maximum Import Price Regulation.[3] This regulation does apply, however, to resales of woven decorative fabrics which were purchased from an importer.

3. In § 1400.155 paragraph (c) is redesignated paragraph (d), paragraph (b) is deleted and new paragraphs (b) and (c) are added to read as follows:

(b) Any sale or delivery after June 4, 1946, of a printed or dyed woven decorative fabric by the converter thereof if he did not deliver such fabrics during the period from July 11, 1941 to December 2, 1944, inclusive.[4]

(c) Any sale or delivery after June 4, 1946, of a printed or dyed woven decorative fabric by the manufacturer thereof if he did not deliver woven decorative fabrics during the period from July 11, 1941 to December 2, 1944, inclusive; *Provided*, That this paragraph (c) shall apply only to a fabric which would be subject in the grey to Price Schedules or Regulations Nos. 11, 23, 35, 89 or 118,[5] and (1) is of a pattern which can be woven with six harnesses or less (exclusive of selvage), or (2) is lighter in grey weight than eight ounces per square yard.[6]

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[1] 7 F.R. 5243, 5512, 6774, 8946; F.R. 7822, 17426; 9 F.R. 458, 14067; 10 F.R. 1662, 11663, 14063, 14659.

[2] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9834, 11273, 12919, 14346; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9588, 10029, 15248; 11 F.R. 1297.

[3] 9 F.R. 2350, 7504, 8062, 10925, 12270; 10 F.R. 922, 4265, 13129.

[4] These sales and deliveries of printed or dyed woven decorative fabrics which are excluded from this regulation by this provision are governed by Maximum Price Regulation No. 127.

[5] Maximum Price Regulation No. 11: 9 F.R. 2661, 3577, 4879, 5162, 11531, 12020, 13056, 14850; 10 F.R. 1141, 3090, 3607, 8977, 14062.

Revised Price Schedule No. 23: 9 F.R. 2899, 2966, 2945, 3242, 3481, 6771, 8948; 11 F.R. 1774, 2224, 2634.

Revised Price Schedule No. 35: 8 F.R. 1963, 5306, 15906, 16744; 9 F.R. 2020, 2237, 2477, 2799, 3329, 7700, 9278, 9838, 10088, 10922; 10 F.R. 3876, 8129, 9659, 10293, 14063, 14505.

Revised Price Schedule No. 59: 7 F.R. 715, 1375, 2107, 2132, 2209, 2739, 3163, 3327, 3447, 3962, 4176, 4732, 7599, 8937, 8948; 8 F.R. 8070, 11245; 9 F.R. 1717, 9616; 10 F.R. 6645, 14063, 14901; 11 F.R. 1215

Maximum Price Regulation No. 118: 8 F.R. 12186, 12934; 9 F.R. 401, 10088, 10925, 14211, 14283, 14676; 10 F.R. 705, 857, 1492, 2025, 3875, 8134, 8979, 10210.

4. In § 1400.157 subparagraph (3) of paragraph (a) is revoked, paragraph (d) is redesignated paragraph (e), paragraph (c) is amended and redesignated paragraph (d), paragraph (b) is amended and a new paragraph (c) is added to read as follows:

(b) *Reports by converters.* (1) Every converter of woven decorative fabrics shall, with respect to those fabrics which are finished by or for him, submit to the Textile Price Branch, Office of Price Administration, Washington 25, D. C., a complete list of all patterns of woven decorative fabrics sold, offered for sale, transferred or delivered by him during the period from September 11 to November 10, 1941, inclusive, showing with respect to each (i) the quality or style number, (ii) the highest selling price during the above period to each class of purchaser and (iii) the maximum price as determined under § 1400.164 of this Maximum Price Regulation No. 39.

(2) Prior to delivery of any woven decorative fabric finished by or for him and first offered for sale after November 10, 1941, each converter shall submit to the Textile Price Branch, Office of Price Administration, Washington 25, D. C., with respect to such pattern a report in the detail required by Form No. 666:299.

(c) *Reports by resellers.* No reseller using a percentage factor of more than 125% in determining his maximum price in accordance with § 1400.165 (b) shall deliver a woven decorative fabric after June 4, 1946, until (1) he has submitted to the Textile Price Branch, Office of Price Administration, Washington 25, D. C., a statement indicating (i) which type of reseller he is under the definitions in § 1400.161 (a) (11), (ii) for which factors set forth in the applicable subparagraph of § 1400.165 (b) he qualifies, (iii) the facts on the basis of which he falls within the definition and (iv) the facts on the basis of which he qualifies under § 1400.165 (b) for any factors higher than the minimum provided for the type of reseller he is; and (2) he has received an acknowledgment in writing of the receipt of such statement by the Office of Price Administration. A reseller who satisfactorily demonstrates that it would be impossible or exceptionally burdensome for him to supply the specific information herein required may in his statement submit and request acceptance of substitute evidence with respect to his classification as a specified type of reseller and to the percentage factor he may employ and the Administrator may, by order, accept such evidence if in his judgment it is adequate.

(d) *Invoices.* (1) In connection with each sale of a woven decorative fabric every person shall deliver an invoice to the purchaser setting forth (i) the name and address of the purchaser; (ii) the date of the purchase; (iii) the style number or quality of the fabric sold; (iv) the quantity of the fabric sold; (v) the seller's maximum price to the purchaser; (vi) the selling price and terms of sale to the purchaser of the fabric; and (vii) such further information as is required by subparagraphs (2) and (3) of this paragraph.

(2) Each invoice delivered by a manufacturer to a reseller or a furniture manufacturer other than a custom furniture manufacturer shall contain, in addition to the information listed in subparagraph (1), his maximum price to the purchaser determined under this Maximum Price Regulation No. 39 exclusive of the permissive increase allowed by Supplementary Order No. 131.

(3) Each invoice delivered by a reseller to a furniture manufacturer other than a custom furniture manufacturer or to another reseller[8] shall contain, in addition to the information listed in subparagraph (1), a "prior"[9] ceiling price ascertained as follows:

(i) In the case of the sale by a reseller of a fabric purchased from a manufacturer: (a) the reseller's maximum price for the fabric prior to November 30, 1945[8] if he offered for sale or sold the fabric during the period from July 13, 1942 to November 29, 1945, inclusive, or, if he did not, (b) the price for the fabric which results from applying such reseller's currently allowable markup to his supplier's maximum price for the fabric under this Maximum Price Regulation No. 39, without the increases permitted his supplier by Supplementary Order No. 131.[8]

(ii) In the case of the sale by a reseller of a fabric purchased from another reseller: (a) the second reseller's maximum price for the fabric prior to November 30, 1945, if he offered for sale or sold the fabric during the period from July 13, 1942 to November 29, 1945, inclusive, or, if he did not, the price for the fabric which results from supplying his currently allowable markup[8] to the "prior" ceiling price appearing in the invoice of his supplier.

5. Section 1400.161 (a) subparagraph (3) is amended and subparagraphs (11) and (12) are added to read as follows:

(3) "Converter" means a person who purchases textile fabrics and resells them as woven decorative fabrics after finishing them or after causing them to be finished for his account and includes any person who sells grey goods to another person and repurchases woven decorative fabrics which the latter has finished or caused to be finished.

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[8] In general, a reseller is permitted no markup on a sale to another reseller unless it is a sale by a converter-jobber who was in business prior to January 1, 1945.

[9] The "prior" ceiling price computed in accordance with the above instructions will not necessarily be the reseller's previous ceiling price.

[8] On this date amendment No. 7 to Supplementary Order No. 131 became effective permitting certain increases in the maximum prices of manufacturers of woven decorative fabrics.

[8] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 15779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2972.

(11) A "reseller" means a person (other than a retailer) who sells woven decorative fabrics in the same form (except for cutting) in which they were purchased and includes the following types of sellers, among others:

(i) A "converter-jobber"[10], who is a reseller the major portion of whose purchases in dollar volume of woven decorative fabrics during 1941 were contracted for and purchased from the manufacturer in complete warps with all their patterns styled by him and confined to him exclusively and who, in accordance with § 1400.157 (c), has filed a statement showing his total dollar volume of purchases of woven decorative fabrics in any consecutive 6 months period during 1941 and the dollar volume of such fabrics which were purchased during this period in complete warps with all their patterns styled by him and confined to him exclusively.

(ii) A "wholesale dry goods store", who is a reseller engaged in distribution of dry goods at wholesale and whose total sales in dollar volume of yard goods during the year 1941 were not in excess of 25% of his total dollar volume of sales.

(iii) A "piece quantity jobber", who is a reseller (other than a converter-jobber or wholesale dry goods store) of woven decorative fabrics the major portion of whose total sales of such fabrics in dollar volume during October 1941 was in piece lengths.

(iv) A "cut-order jobber", who is a reseller (other than a decorative service wholesaler) the major portion of whose sales in dollar volume of woven decorative fabrics during October 1941, was in lengths cut to the specific order of the purchaser and who, in accordance with § 1400.157 (c), has filed a statement showing his total dollar volume of sales of woven decorative fabrics during October 1941 and the dollar volume of such sales which were made in specific yardage cut to the order of the purchaser.

(v) A "standard cut-length jobber", who is a reseller (other than a wholesale dry goods store) the major portion of whose sales in dollar volume of woven decorative fabrics during October 1941 was in quarter and half pieces and who submits a statement in accordance with § 1400.157 (c) showing his total dollar volume of sales of woven decorative fabrics during October 1941 and the dollar volume of such sales which were in quarter and half pieces.

(vi) A "decorative service wholesaler", who is a reseller 45% of whose sales in dollar volume of woven decorative fabrics during October 1941 were to interior decorators and who submits a statement in accordance with § 1400.157 (c) showing his total dollar volume of sales during October 1941 and the dollar volume of such sales which were made to interior decorators.

(12) "Substandard goods" means close-outs, remnants, seconds or fabrics purchased in mixed lots.

6. Section 1400.164, Appendix B, is amended to read as follows:

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[10] This term is defined only for the purpose of this regulation. It is not to be confused with the term "converter-jobber" as defined in Maximum Price Regulation No. 127.

§ 1400.164 *Appendix B: Maximum prices for sales of woven decorative fabrics by the converter thereof.* (a) The provisions of paragraph (a) of § 1400.163 shall apply to the maximum prices established herein: *Provided*, That in any sale the maximum price for which is determined in accordance with paragraph (b) (4) of this section the terms of sale shall be not less favorable to the purchaser than 2/10/60 extra.

(b) The maximum price for a pattern of any specific construction of a woven decorative fabric sold by the converter thereof shall be:

(1) 105% of the price quoted for the same pattern of the same construction in the converter's price list in effect on November 10, 1941, to a purchaser of the same general class, or,

(2) If the maximum price cannot be determined under paragraph (b) (1) of this section, 105% of the highest price at which such pattern of the same construction was sold or offered for sale by the converter thereof during the period from September 11 to November 10, 1941, inclusive, to a purchaser of the same general class, or,

(3) If the maximum price cannot be determined under paragraph (b) (1) or (2) of this section, the price determined by applying the following formula: The converter shall (i) select from the same general classification and price range as the pattern being priced under this paragraph (b) (3), the pattern of his most nearly comparable construction for which a maximum price is established under paragraph (b) (1) or (2) of this section (if a differential exists between maximum prices for different patterns of the same construction, the pattern selected shall be that of which the converter sold or delivered the largest number of units during the period from September 11 to November 10, 1941, inclusive); (ii) divide the maximum price for that pattern by the sum of the maximum price for the grey fabric [11] and the maximum price of the finishing operation [12] used in producing that pattern; and (iii) multiply the percentage so obtained by the sum of the maximum price for the grey fabric and the maximum price for the finishing operation used in producing the pattern being priced under this subparagraph, or,

(4) If the maximum price cannot be determined under paragraph (b) (1), (2), or (3) of this section, a price not in excess of 125% of the sum of the maximum prices of the grey goods and the finishing operation, including shrinkage, but not including put-up and freight. If the maximum price for the finishing operation exceeds 25 cents per linear yard, the percentage factor of 125% shall be applied to the sum of the maximum price for the grey goods plus 25 cents. To the result so obtained the converter may add the amount by which the maximum price for the finishing exceeds 25 cents per linear yard.

(c) Notwithstanding any other provisions of this section, a converter of any woven decorative fabric may charge a price determined by applying the formula contained in paragraph (b) (4) of this section.

7. Section 1400.165, Appendix C, is added to read as follows:

§ 1400.165 *Appendix C: Maximum prices for resales.* (a) The provisions of paragraph (a) (1) of § 1400.163 shall apply to the maximum prices established herein. For sales of woven decorative fabrics by decorative service wholesalers, terms and discounts shall be not less favorable than those granted to purchasers of the same general class during the period from September 11 to November 10, 1941, inclusive. Terms for sales of such fabrics by all other resellers shall be not less favorable to the purchaser than 2/10 net 70.

(b) Subject to the limitations and restrictions set forth in paragraph (c) of this § 1400.165, the maximum price for the resale and delivery of a pattern of any specific construction of a woven decorative fabric by a reseller in the performance of a recognized distributive function shall be the sum of his supplier's net invoice price multiplied by the applicable percentage factor set forth below, plus incoming freight. The applicable percentage factor, reduced by 2½ percentage points in the case of drop shipments from the mill, shall be:

(1) For converter-jobbers, 125%: *Provided*, That the factor shall be 135% for a converter-jobber whose purchases of imported woven decorative fabrics during the calendar year 1939 constituted more than 15% of his total dollar volume of purchases of woven decorative fabrics and whose average selling price for all woven decorative fabrics during the period from September 11 to November 10, 1941, inclusive, was more than $1.50 per linear yard. In accordance with § 1400.157 (c) the seller using the 135% factor must submit a statement to the Textile Price Branch, Office of Price Administration, Washington 25, D. C., showing his total dollar volume of purchases of domestic woven decorative fabrics and his total dollar volume of purchases of imported woven decorative fabrics during 1939 and his average selling price for all woven decorative fabrics during the period from September 11 to November 10, 1941, inclusive.

(2) For wholesale dry goods stores and piece quantity jobbers, 125%.

(3) For cut-order jobbers:

(i) 130% if the sale is made to a furniture manufacturer other than a custom furniture manufacturer or if the sale is of a full piece or more for stock to the piece goods department of a department store.

(ii) On all other sales, 145%, except that on such sales the percentage factor may be 160% if the seller during 1941 supplied seasonal sample books free of charge and also maintained a department to lend sample lengths to customers. In accordance with § 1400.157 (c) a seller using the 160% factor must submit a statement to the Textile Price Branch, Office of Price Administration, Washington 25, D. C., certifying that during 1941 he supplied seasonal sample books free of charge, maintained a department to lend sample cut lengths not smaller than 24 x 24 inches and incurred a total cost for such sampling services of not less than 4% of his total sales in 1941 of woven decorative fabrics.

(4) For standard cut length jobbers, 138%.

(5) For decorative service wholesalers:

(i) For any pattern of a construction in the wholesaler's price list in effect on November 10, 1941, his percentage factor shall be the quotient of the price quoted for the pattern in his price list to the particular class of purchaser divided by his cost for that pattern on the invoice last received prior to November 11, 1941.

(ii) For any pattern of a construction not listed in the wholesaler's price list in effect on November 10, 1941, his percentage factor shall be the percentage factor for the pattern of the most nearly comparable construction in the same general classification and price range in his price list in effect on November 10, 1941.

(iii) Notwithstanding the provisions of subparagraph (5) (i) and (ii) above, the percentage factor determined by applying either formula shall be reduced by (*a*) 20% or to 140%, whichever is higher, if the sale is to a furniture manufacturer other than a custom furniture manufacturer and (*b*) 10% if the sale is of a full piece or more for stock to the piece goods department of a department store.

(6) For a converter on resales of fabrics not finished by or for him:

(i) 125%, except for those sales covered by subparagraphs (ii) and (iii) below;

(ii) 135%, if during October 1941 the converter's total sales in dollar volume of woven decorative fabrics finished by or for him constituted more than 40% of his total sales in dollar volume of woven decorative fabrics and his principal business with respect to woven decorative fabrics during the period from January 1, 1941, to March 31, 1942, inclusive, was in fabrics selling for more than 35 cents per yard. In accordance with § 1400.157 (c) a converter using the 135% factor must submit a statement to the Textile Price Branch, Office of Price Administration, Washington 25, D. C., showing (*a*) for October 1941 his total sales in dollar volume of woven decorative fabrics and his sales in dollar volume of such fabrics finished by or for him, and (*b*) for the period from January 1, 1941, to March 31, 1942, inclusive, his total sales in dollar volume of woven decorative fabrics and his total sales in dollar volume of such fabrics which he sold for more than 35 cents per yard; or

(iii) 145%, applicable only to sales of all-cotton slipcover fabrics which the converter contracted for and purchased from the manufacturer in complete warps with all their patterns styled by him and confined to him exclusively, if he meets the qualifications set forth in subparagraph (6) (ii) and further if during October 1941 his total sales in dollar volume of woven decorative fabrics not finished by or for him constituted more than 35% of his total sales of woven decorative fabrics.[13] In accordance with § 1400.157 (c) a converter using the 145% factor must submit a statement to the Textile Price Branch, Office of Price Administration, Washington 25, D. C., showing the facts required by subparagraph (ii) above.

(7) For a reseller who does not qualify as one of the specific types of resellers defined in § 1400.161 (a) (11), 125%, except that the factor shall be 120% on sales to a reseller by a seller who with respect to the fabric performed the function of a converter-jobber and who did not sell and deliver woven decorative fabrics as a converter-jobber during 1941.

(c) *Limitations and restrictions.* Regardless of the provisions of paragraph (b) of this § 1400.165, in the instances set forth below the maximum price shall be limited to:

(1) The seller's cost of acquisition without freight in any case where (i) the sale is made by a person whose principal business is that of a furniture manufacturer and who does not maintain a completely separate establishment for the exclusive purpose of purchasing, stocking or distributing fabrics for resale; or (ii) the sale is made to a jobber by a seller who with respect to the fabric performed the function of a converter-jobber and who, prior to January 1, 1945, was not an independent reseller of woven decorative fabrics; or (iii) the sale does not perform a recognized distributive function. (The resale of a fabric purchased in the retail department of a seller whose customary business is that of a retailer is not a sale in the performance of a recognized distributive function, nor, presumptively, is a sale by one reseller to another except where the fabric is one which the first reseller contracted for and purchased from the manufacturer in complete warps with all their patterns styled by him and confined to him exclusively).

(2) The supplier's maximum price, in any case where the fabric being sold was purchased by the seller from a person controlling, controlled by or under common control with the seller.

This amendment shall become effective April 23, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6793; Filed, Apr. 23, 1946; 11:35 a. m.]

[11] If the grey fabric is imported, the converter shall use as his maximum price the maximum price applicable to the most nearly comparable domestic grey goods or the landed cost of the goods at port of entry, whichever is lower.

[12] The maximum price for the finishing operation shall not exceed the maximum price for finishing minimum base quantities established under Maximum Price Regulation No. 128, except that in the case of machine-printed goods the base quantity shall not be less than 6,000 yards and in the case of piece-dyed goods the base quantity shall not be less than 500 yards.

[13] In accordance with § 1400.157 (c) a converter using a percentage factor of 135% or 145% in determining his maximum price for fabrics not finished by or for him must submit to the Textile Price Branch, Office of Price Administration, Washington, D. C., a statement showing the facts on the basis of which he qualifies for the 135% or 145% factors.

PART 1400—TEXTILE FABRICS: WOOL, COTTON, SILK, SYNTHETIC AND ADMIXTURES

[MPR 127,[1] Amdt. 46]

FINISHED PIECE GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 127 is amended in the following respects:

Section 1400.78 (j) is amended to read as follows:

(j) Any sale or delivery after June 4, 1946, of a printed or dyed woven decorative fabric, as defined in Maximum Price Regulation No. 39,[2] by (1) the converter thereof if he delivered such fabrics during the period from July 11, 1941, to December 2, 1944, inclusive, (2) the manufacturer[3] thereof if he delivered such fabrics during the period listed above, or (3) the manufacturer thereof if he did not deliver such fabrics during the period listed above: *Provided*, That this subparagraph (3) shall not exempt the sale or delivery by such a manufacturer of a fabric which would be subject in the grey to Price Schedules or Regulations Nos. 11, 23, 35, 89 or 118,[4] and (i) is of a pattern which can be woven with six harnesses or less (exclusive of selvage), or (ii) is lighter in grey weight than eight ounces per square yard.[5]

This amendment shall become effective April 23, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6794; Filed, Apr. 23, 1946; 11:35 a. m.]

[1] 9 F.R. 2464, 3031, 4029, 4879, 10088, 12020, 12636, 13067, 14041; 10 F.R. 412, 2014, 3092, 4816, 6308, 8857, 8979, 11148, 11895, 12260, 14507, 14628.

[2] 7 F.R. 5243, 5512, 6774, 8946; 8 F.R. 7822, 17426; 9 F.R. 7822, 17426; 9 F.R. 458, 14067; 10 F.R. 1662, 11663, 14063, 14659.

[3] The term "manufacturer" is used in this paragraph as it is defined in Maximum Price Regulation No. 39 and includes the producer of the grey goods who sells the finished piece goods as woven decorative fabrics after finishing them or causing them to be finished.

[4] Maximum Price Regulation No. 11: 9 F.R. 2661, 3577, 4879, 5162, 11531, 12020, 13056, 14850; 10 F.R. 1141, 3090, 3607, 8977, 14062.

Revised Price Schedule No. 23: 9 F.R. 2899, 2966, 2945, 3242, 3481, 6771, 8948; 11 F.R. 1774, 2224, 2634.

Revised Price Schedule No. 35: 8 F.R. 1963, 5306, 15906, 16744; 9 F.R. 2020, 2237, 2477, 2799, 3339, 7700, 9278, 9838, 10038, 10921; 10 F.R. 3875, 8129, 9669, 10293, 14063, 14505.

Revised Price Schedule No. 89: 7 F.R. 715, 1375, 2107, 2132, 2209, 2739, 3163, 3327, 3447, 3962, 4176, 4732, 7599, 8937, 8948; 8 F.R. 8070, 11245; 9 F.R. 1717, 9616; 10 F.R. 6645, 14063, 14901; 11 F.R. 1215.

Maximum Price Regulation No. 118: 8 F.R. 12186, 12934; 9 F.R. 401, 10088, 10925, 14211, 14383, 14676; 10 F.R. 705, 857, 1492, 2025, 3875, 8134, 8979, 10310.

[5] Those sales and deliveries of woven decorative fabrics which are excluded from this regulation by this provision are governed by Maximum Price Regulation No. 39.

PART 1425—LUMBER DISTRIBUTION

[2d Rev. MPR 215, Amdt. 20]

DISTRIBUTION YARD SALES OF SOFTWOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 215 is amended in the following respects:

1. Section 3 (a) is amended to read as follows:

(a) *Transactions covered.* This regulation covers all sales out of distribution yard stock of products covered by this regulation within the continental limits of the United States made by lumber distribution yards whether wholesale or retail, except that where a distribution yard has any connection, either financially or through family relationships, with any lumber producing operation, and such distribution yard is located within 500 miles of such lumber producing operation, sales of lumber for rail shipment in carload quantities or water shipment in any quantity out of stock of such distribution yard whether freight cost is borne by the buyer or seller shall not be covered by this regulation. Sales of lumber from distribution yard stock not covered by this regulation shall be subject to the applicable mill regulation governing the species sold.

2. Section 16 (a) is amended to read as follows:

(a) A distribution yard for the purpose of this regulation means an establishment which meets all of the following requirements:

(1) It obtains lumber from mills, concentration yards, wholesalers or other distribution yards and unloads, sorts, stores, and resells such lumber.

(2) It regularly maintains for sale an inventory of varied items, species, and classes of lumber, lumber products and other building materials.

(3) It obtains its lumber, except for local species, mostly by rail or water and sells mostly for truck shipment, being stocked and equipped to make prompt delivery of different items of lumber items of lumber products out of its yard.

(4) It furnishes on all sales the usual distribution yard services, such as accepting returns, making exchanges, filling shortages from stock.

(5) It has an office and records at the yard site, is manned by a crew employed by the yard, and exclusively owns or controls all facilities of such establishment and uses the same for the handling and sale of the material bought and sold by it.

(6) It is a separate and distinct operation from any concentration yard or mill operation as defined in the applicable mill regulation governing the species sold. For purposes of this requirement, such an establishment is not a separate and distinct operation unless it maintains for its use, exclusive of use by any mill or concentration yard, the following separate facilities, site, equipment, personnel and records, for the

handling and sale of material of the distribution yard; yard and shed, offices, yard help, sales force, managerial staff, stock of lumber, inventory records, books of account, bank account, detailed charges to inventory by price, grade and sizes of items, and operating and profit and loss statements, none of which are used in connection with the operation of a mill or concentration yard as defined in the applicable mill regulation governing the species sold; *Provided, however,* That where a distribution yard has been continuously operating on the same site as a mill or concentration yard since prior to January 1, 1943, the requirement that it shall be situated at a separate site shall not apply, and provided further that where a distribution yard has been continuously operating on the same site as a mill or concentration yard since prior to January 1, 1943, and the total sales volume including all building materials of such combined operation has not exceeded $120,000 during any twelve month period since prior to January 1, 1943, the requirement that the above mentioned facilities need to be separately maintained shall not apply.

3. Section 16 is amended to add the following paragraphs:

(j) *Financial connection.* Financial connection means all circumstances of partial or total common ownership or beneficial interest, or profit or loss sharing arrangements.

(k) *Family relationship.* Family relationship means any person related to the seller or to the seller's spouse within the fifth degree either by blood or marriage.

4. Section 23 is amended to read as follows:

SEC. 23. *New yards.* Before making any sales of lumber at the maximum prices established by this regulation, any person who has set up or sets up a wholesale or retail distribution yard after December 31, 1942, but who has not received specific approval in writing from the Office of Price Administration of his use of the maximum prices established by this regulation on his sales of lumber must file with the Office of Price Administration District Office nearest the location of his establishment a letter reading as follows:

I (We) propose to establish a lumber distribution yard as defined in section 16 of 2d Revised Maximum Price Regulation 215, Distribution Yard Sales of Softwood. This yard will be known as ---------- (give name of company), will be operated as a ---------- (wholesale or retail, specify which) lumber distribution yard, and will be located at ---------- (give address of yard).

(Signed) ----------

This Amendment No. 20 shall become effective April 23, 1946.

NOTE: All reporting requirements of this Amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6795; Filed, Apr. 23, 1946; 11:34 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14J, Amdt. 20]

AUTOMOBILE SEAT COVERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Supplementary Regulation No. 14J is amended in the following respect:

1. Section 3.6 (b) (3) is amended to read as follows:

(3) Sales to consumers by retailers who purchased the articles from Standard Oil Company of New Jersey, Standard Oil Company of Pennsylvania, or Colonial Beacon Oil Company; or from a wholesale distributor who purchased the articles from one of those companies.

This amendment shall become effective on April 29, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6789; Filed, Apr. 23, 1946; 11:35 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 15, Amdt. 50]

CONTRACT CARRIER SERVICES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Subparagraph (3) of § 1499.75 (a) of Supplementary Regulation No. 15 is amended to read as follows:

(3) *Contract carrier services.* The Price Administrator, any Regional Administrator, or any District or Territorial Director who has been authorized to act by the Regional Administrator having jurisdiction over his district or territory, may adjust the maximum prices (rates) established under the General Maximum Price Regulation for any person supplying service as a contract carrier if he finds (i) that such maximum price subjects such person to substantial hardship and (ii) that the adjustment requested is necessary to permit the continuance of the supply of an essential service for which there is no adequate substitute available at a price lower than the maximum price requested.

A contract carrier who has applied, or is about to apply, for an adjustment under this subparagraph may agree to supply services from the date on which the aplication is filed with the Office of Price Administration at a price no higher than the maximum price for which he has applied. However, no payment above the existing maximum price may be made or received until a higher price has been authorized by an order of the Office of Price Administration containing no restriction against such payment. A contract carrier wishing to make any such agreement must advise the shipper that he has applied, or is about to apply, to the Office of Price Administration for a specified increase in his existing maximum price and that he may not receive any payment above his existing maximum price until a higher price has been authorized by the Office of Price Administration.

Applications for adjustment under this subparagraph submitted by contract carriers shall be filed on and contain the information required by O. P. A. Forms 644-602 and 603. Where the service or services involved in the application are performed in more than one O. P. A. region or in more than one State, the application shall be filed with the Office of Price Adminstration, Washington 25, D. C.; all other applications shall be filed with the regional office of the Office of Price Adminstration in the region in which the involved service or services are performed.

This amendment shall become effective April 29, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6792; Filed, Apr. 23, 1946; 11:37 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 106]

PART 4003—SUPPORT PRICES; SUBSIDIES

EMERGENCY CORN PURCHASE PROGRAM

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

The Secretary of Agriculture is hereby authorized and directed, through the Commodity Credit Corporation, to purchase approximately 50,000,000 bushels of corn at prices 30 cents above the applicable maximum prices under the regulations of the Office of Price Administration and to resell such corn for export, for the manufacture of corn products as specified by the Secretary of Agriculture, and for such other purposes as will be effective in directly alleviating the famine emergency. Such purchases shall be made only from producers eligible for loans under the 1945 Corn Loan Program.

Issued and effective this 19th day of April 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-6747; Filed, Apr. 22, 1946; 3:34 p. m.]

[Directive 107]

PART 4003—SUPPORT PRICES; SUBSIDIES

EMERGENCY WHEAT PURCHASE PROGRAM

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

The Secretary of Agriculture is hereby authorized and directed, through the Commodity Credit Corporation, to pay a bonus of 30 cents per bushel for all wheat delivered to Commodity Credit Corporation on or before May 25, 1946, under the Emergency Wheat Purchase Program (11 F.R. 3509), provided the producer delivering such wheat elects a date prior to June 15, 1946, as the date as of which the purchase price shall be determined.

Issued and effective this 19th day of April, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-6748; Filed, Apr. 22, 1946; 3:34 p. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 25—MEDICAL

HOSPITALIZATION AND DOMICILIARY CARE; REIMBURSEMENT FOR LOSS BY FIRE OF PERSONAL EFFECTS OF HOSPITALIZED PATIENTS; OCCUPATIONAL THERAPY

§ 25.6048 *Definitions applicable in determining eligibility for hospital treatment or domiciliary care.*

No change in (a) (1) and (2).

(3) *"No adequate means of support."* When an applicant is receiving an income of $60 or more per month from any source, this fact will be considered prima facie evidence that he has adequate means of support, except when he is in fact contributing in whole or part from such income to the support of a wife, child, mother or father. If the applicant alleges he is contributing to the support of dependents other than these, the alleged circumstances will be submitted to the manager for decision as to eligibility for admission.

No change in (b).

(c) Persons applying for hospital treatment under paragraph (c) or (d) of § 25.6047 and who are potentially entitled to other hospital treatment or to reimbursement for the costs of hospital treatment because of membership in a union, fraternal organization, or group hospitalization plan under commercial insurance companies policies covering illness or injury; or as beneficiaries of a State Industrial Commission or Employees Compensation Commission, etc., will not be furnished hospital treatment without charge therefor to the extent of such reimbursement. Action will be taken to effect collection from the persons, companies, organizations, or agencies (other than Federal) in the amounts determined payable under the terms of the applicable insurance policy, plan, agreement or other undertaking.

§ 25.6050 *Utilization of facilities other than those under direct and exclusive jurisdiction of the Veterans Administration.* For the purposes of § 35.10 (s) of this chapter, defining "Veterans Administration facilities" and section 1500, Public No. 346, 78th Congress granting authority to the Administrator of Veterans Affairs "To enter into contracts or agreements with private or public agencies or persons for necessary service, including personal services, as he may deem practicable", the following provisions will govern in authorizing admissions to facilities other than those under the direct and exclusive jurisdiction of the Veterans Administration:

(a) Hospitalization will not be authorized in Government facilities other than those over which the Veterans Administration has direct and exclusive jurisdiction until agreement covering such service has been approved. Such agreements, will not be entered into until careful consideration has been given to the best interests of both the Government and beneficiaries.

(b) (1) Private facilities will not be used for hospitalization of beneficiaries except when facilities under direct and exclusive jurisdiction of the Veterans Administration or other Government facilities under agreement are not feasibly available, or when the physical or mental condition of beneficiaries will not allow of their transfer thereto from a private, State or municipal hospital. Male beneficiaries in need of treatment of an emergent condition (i) arising from a service-connected disorder; (ii) which in medical judgment requires treatment to prevent interruption of training authorized under Public No. 16, 78th Congress, or (iii) pending adjudication of a claim for compensation or pension upon determination properly made by the chief medical officer or his designate, that prima facie service connection is established by the evidence of record, including the veteran's statement, may be authorized hospitalization in any private, State or municipal hospital, preferably one under contract. In such medically emergent cases authorization of admission to a private, State or municipal hospital may be given, subject to the conditions stipulated in subparagraph (2) of this paragraph; and, when so given, will be authority for payment of vouchers covering the cost of such hospitalization. Hospitalization of male beneficiaries in a private, State or municipal hospital under contract may also be authorized for treatment of (i) a non-emergent service-connected condition; (ii) that condition determined as incurred or aggravated in line of duty in active Federal service and for which the applicant was discharged under conditions other than dishonorable, provided service connection for such disability has not been denied by the Veterans Administration and (iii) a non-emergent nonservice-connected condition which in medical judgment requires treatment to prevent interruption of training authorized under Public No. 16, 78th Congress, provided facilities under direct and exclusive jurisdiction of the Veterans Administration or other Government facilities under agreement are not feasibly available.

(2) The chief medical officer or his designate, of the regional office or center having jurisdiction of the territory in which the concerned private, State, or municipal hospital, contract or non-contract, is located, when informed of the emergent condition of the entitled beneficiary in time to authorize the hospital admission or when requested to issue authorization to cover a hospital admission already effected, will at once notify the superintendent of such hospital as follows:

(i) That payment cannot be made by the Veterans' Administration for any hospital service or supplies furnished prior to the date that authorization for admission had been issued, and that such authorization cannot be retroactively dated when issued: (except that authorization may be made retroactive to include a period not exceeding seventy-two hours beginning with the hour of admission to the hospital, provided admission had been officially reported to the regional office or center within such period).

(ii) That if the hospital concerned is under contract with the Veterans' Administration, all services and supplies furnished the beneficiary must be charged for and paid only at rates in accordance with the terms of the contract.

(iii) That if the hospital concerned is not under contract, all services and supplies can be paid for only at rates in accordance with the schedule of fees, Veterans' Administration.

(iv) That, when possible, prior authority will be requested by the hospital for the furnishing of services or supplies other than those included in a contract, or other than those comprehending ordinary items.

(v) But when the procurement of such prior authority is not possible, or when the emergent condition of the beneficiary is too urgent for delay, the hospital may furnish such necessary services or supplies, with the understanding that charges therefor will be subject to determination as to their reasonable necessity by the chief medical officer or his designate. (See also §§ 25.6140 to 25.6148, inclusive.)

(c) In the territories and insular possessions of the United States, preference will be given to Federal hospitals, and contracts will be made with private or insular hospitals only when Federal hospitals are not available. Authorization of hospitalization by managers of insular offices is restricted to hospitals under agreements or contracts and admissions to private facilities not under contract will not be authorized in territories or insular possessions without prior approval of the chief medical director or his designate: *Provided,* That when immediate hospitalization is necessary for treatment of an emergent service-connected condition in a war veteran, the manager may authorize admission to a non-contract hospital if no Federal or contract private hospital be feasibly available, and that the stipulations specified in paragraph (b) (2) of this section are communicated to the superintendent

of such non-contract private hospital. While admissions to private facilities in the territories and insular possessions will in general be restricted to applicants who had service in a war, such facilities may also be used for applicants who had peace-time service only, if needed for treatment of an emergent service-connected condition. The use of such private facilities is prohibited for applicants who had peace-time service only, if required for treatment of a disease or injury not attributable to military or naval service, or for a service-connected condition that is not medically emergent.

(d) The general principles to be observed in utilization of facilities other than those over which the Veterans Administration has direct and exclusive jurisdiction will be as follows: Other Government facilities under agreements or private facilities under contracts will be used for the hospitalization of beneficiaries requiring hospital treatment in accordance with the foregoing instructions, only when facilities under direct and exclusive jurisdiction of the Veterans Administration are not feasibly available, or when the urgency of the applicant's medical condition, the relative distance of the travel involved, or the nature of the treatment required in the individual case, make it necessary or economically advisable to utilize such other institutions instead of a facility under direct and exclusive jurisdiction of the Veterans Administration.

Except where prior approval of the chief medical director or his designate is required under the provisions of this paragraph, admissions to other Government, private, State, or municipal hospitals may be authorized by chief medical officers or their designates in regional offices and centers and by managers of insular offices.

(e) Women war veterans, needing treatment, in a medical emergency, for a condition either service connected or not service connected, may be authorized admission to a private hospital not under contract, if a Government or private contract facility is not feasibly available. In these medically emergent cases the authority for admission to a private hospital not under contract will also be authority for payment of vouchers covering necessary services or supplies furnished in accordance with the stipulations specified in paragraph (b) (2) of this section.

(f) Managers of regional offices and centers through chief medical officers or their designates, are empowered to authorize admission to private hospitals, under contract, of women war veterans suffering from nonservice-connected diseases or injuries, as well as service-connected conditions, in a medical emergency or otherwise; *Provided*, That a Government facility is not feasibly available; the condition of such beneficiary, if already so hospitalized, will not safely allow of her transfer to a Government facility; or the relative travel involved in admission to a Government facility, the medical condition existing, or the nature of the treatment required, make it advisable or economical to utilize the contract facility.

(g) Pregnancy and childbirth will not entitle to hospitalization, either in facilities under direct and exclusive jurisdiction of the Veterans' Administration, or in other Government, private, municipal or State hospitals.

(h) The prior approval of the chief medical director or his designate must be secured for the use of private, State or municipal facilities covered by contracts, and located either within the continental limits of the United States or in the insular possessions or territories, for the hospitalization in such facilities of beneficiaries in excess of the number of beds contracted for, except where immediate hospitalization is indicated for treatment of a medically emergent service-connected disease or injury. The number of beds set apart by agreements with other Government facilities, for treatment of Veterans' Administration beneficiaries may be exceeded during any month as necessitated: *Provided*, That the utilization thereof be correspondingly reduced in other months, so that the average monthly use of such beds, at the end of the fiscal year, will not have exceeded the total allocation.

(i) An applicant whose eligibility for hospitalization (whether for observation or treatment, or whether for a service-connected or nonservice-connected condition) had been determined, whose admission to a Government facility had been authorized and who had been supplied transportation therefor, but who, while en route to the designated facility (or en route from it after completion of service and regular discharge, to the point from which he had proceeded to the hospital), develops an unavoidable and unforseen medical emergency that forbids continuance of such travel and requires admission to a private hospital or treatment by a private physician, will be entitled to such necessary services at the expense of the Government, including any extra transportation costs (ambulance or otherwise) that were actually necessitated in the circumstances.

(1) If the chief medical officer or his designate of the territory concerned is informed of such emergency hospital admission or such physician's treatment before or shortly after the beginning of the services, authorization for the services, followed by payment of bills therefor, may be made in accordance with the terms of paragraph (b) (2) of this section.

(2) If the chief medical officer or his designate had not authorized such hospitalization or such physician's services, he may nevertheless certify for payment bills from the hospital superintendent or the attending physician, provided determination is made of the actual necessity for the items of service rendered, and payment is at fees provided in the schedule of fees, Veterans Administration.

(3) Subject to the same controlling conditions as in subparagraph (2) of this paragraph, the chief medical officer or his designate may authorize reimbursement of the beneficiary or his representative if either had paid bills submitted by the superintendent of the hospital or by the physician who had attended the beneficiary, and had submitted those receipted bills. (58 Stat. 284; 38 U.S.C. 693.)

REIMBURSEMENT FOR LOSS BY FIRE OF PERSONAL EFFECTS OF HOSPITALIZED PATIENTS

§ 25.6075 *Conditions of custody.* When the personal effects of a patient who has been or is hospitalized in a Veterans Administration hospital, home or center were or are duly delivered to a designated location for custody, and loss of such personal effects has occurred or occurs by fire, either during such storage or during laundering, reimbursement will be made as provided in the following §§ 25.6076 and 25.6077.

§ 25.6076 *Submittal of claim for reimbursement.* The claim for reimbursement for personal effects damaged or destroyed will be submitted by the patient to the supply officer. The patient will separately list and evaluate each article, with a notation as to its condition at the time of the fire, i. e., whether new, worn, etc. The date of the fire will be stated. It will be certified by a responsible official that each article listed was stored in a designated location at the time of loss by fire, or was in process of laundering. He will further state whether the loss of each article was complete or partial, permitting of some further use of the article. The supply officer will certify that the amount of reimbursement claimed on each article of personal effects is not in excess of the fair value thereof at time of loss. The certification will be prepared in triplicate, signed by the responsible officer who made it and countersigned by the manager of the hospital, home or center. After the above papers have been secured, voucher will be prepared, signed, and certified, and forwarded to the finance officer for his approval, payment to be made in accordance with finance procedure. The original list of property and certificate are to be attached to voucher.

§ 25.6077 *Claims in cases of incompetent patients.* Where the patient is insane and incompetent he will not be required to make claim for reimbursement for personal effects lost by fire as required under the provisions of the foregoing section. The responsible official will make claim for him, adding the certification in all details as provided for in the foregoing section. After countersignature of this certification by the manager payment will be made as provided for in the foregoing section and the amount thereby disbursed will be turned over to the manager for custody.

OCCUPATIONAL THERAPY

§ 25.6081 *Account of supplies and equipment; determination of values by appraisers.* An account of all expendable and non-expendable supplies and equipment provided for occupational therapy activities, showing the values fixed by the board of appraisers, will be kept by the employee in charge of occupational therapy. The value of expendable supplies will be the cost price. If the cost is unknown, the prevailing market price will be taken. Materials donated to the Government for the use of patients will be delivered to the storekeeper who will report their weight and character to the supply officer; the latter will prepare an unposted debit voucher, Form 138, covering the donated materials and will deliver them to the occupational therapy unit, securing receipt therefor. An arbitrary nominal evaluation will be placed on such donated materials including items transferred to the Veterans' Administration by other Government agencies without charge as surplus property. Materials contributed by volunteer organizations for use by individual patients in occupational therapy will be distributed to such patients without an assigned evaluation. All items of materials and supplies from Government stocks, except precious metals, stones, and other items of considerable value, will be considered expendable.

§ 25.6082 *Account of supplies issued to patients.* Supplies will be furnished (not sold) to the patients as the needs of occupational therapy demand, and an account will be kept of the kind, approximate quantity and value of supplies so furnished. The distribution of materials contributed by volunteer organizations as provided in the preceding section will be determined by the aide in charge of occupational therapy, due consideration being given to representations made by representatives of the organizations furnishing the materials. In handling non-expendable supplies, occupational therapy personnel will be governed by property regulations.

§ 25.6083 *Disposition of fabricated articles.* (a) All articles made in whole or part from expendable Government materials, or made wholly or in part from materials furnished by volunteer organizations whose representatives are authorized to render service in the hospital and from expendable Government materials, will be given without charge to the patient fabricating them provided such patient so desires and agrees not to sell the articles. (For disposition of fabricated articles made in whole or in part from non-expendable Government materials, see § 25.6088 (1).)

(b) All fabricated articles which are not given to the patient under the provisions of paragraph (a) of this section will be disposed of as follows:

(1) By sale, without favoritism, at a price fixed by a board.

(2) By salvaging, when the articles are defectively fabricated, damaged, or obsolescent. Salvaged articles will be given zero value. Material which can be reutilized will be accounted for and stored. Unserviceable material will be dropped from the records, as expended.

(3) By invoicing to the supply officer, for Government use or as surplus by-products.

(4) By sale to the maker, for cost of Government non-expendable materials, with the stipulation that the article so purchased will be for the maker's own use or use by his family.

§ 25.6084 *Disposal through extra-administration agencies.* If for any reason certain fabricated by-products cannot be disposed of by the occupational therapy personnel at the station, and it is considered advisable by the manager to sell these surplus articles through ex-servicemen's organizations, bazaars, fairs, or any organizations outside the station, a reasonable amount for the necessary expenses may be deducted from the proceeds of the sale.

§ 25.6085 *Tagging of finished articles.* Each finished article will bear a tag stating the name and number of the station and name of the article, to which will be added, after determination, the serial number and price fixed by the board of appraisers or aide in charge of occupational therapy. A list of articles to be appraised will be submitted by the officer in charge of occupational therapy to the board of appraisers.

§ 25.6086 *Entry of disposition of articles.* When articles are disposed of, the date of such disposition will be entered on the copy of the appraiser's list which is kept in the station files of the occupational therapy unit and the branch medical director will be advised by Form 1216 at the end of each audit period, when articles are sold; and by a separate itemized list when articles are salvaged or turned over to the supply officer during that period.

§ 25.6087 *Boards of appraisers.* The board of appraisers will consist of a physician designated to supervise occupational therapy activities, the supply officer or his designate, and the ranking aide. The board will meet on or about the fifteenth and last days of each month, or at more frequent intervals if, in the opinion of the manager, circumstances may so require: (1) To confirm or amend the decisions made by the aide in charge of occupational therapy since the most recent meeting of the board; and (2) to fix prices for articles.

§ 25.6088 *Considerations in fixing prices; record of repairs to government property.* (a) The evaluation of articles and repairs to articles will be made by the aide in charge of occupational therapy activities, without reference to the board of appraisers, in accordance with the following:

(1) An article fabricated wholly from Government non-expendable materials or made partly from donated materials and partly from Government non-expendable materials and proposed for purchase and use by the maker or use by his family will be priced at the value of the Government non-expendable materials used.

(2) Shoe repairs for patients having funds to their credit will be based upon the cost of the materials and supplies used.

(3) Articles turned over for Government use will be evaluated at the cost to the Government of the materials and supplies used.

(4) In estimating cost of materials, consideration should be given not only to the value of the materials used, but also the reduced value of the material remaining.

(5) A record of the item involved will be made on the official Appraiser's List, Form 2589, in duplicate, using a separate serial number for each item except in cases of a number of similar articles for Government use only, which can be considered as a project and given one serial number. The proceeds from the sale of such articles will be handled promptly by the aide in charge, without action by the board of appraisers. However, the actions of the aide in charge will be reviewed and confirmed by the board of appraisers when next convened.

(b) Articles other than comprehended by paragraph (a) of this section will be evaluated by the board of appraisers. The board will consider the type of the article, the relative skill evidenced in its design and finish, and the probable price that would be put upon it in the open market.

(c) The aide in charge of occupational therapy will maintain a complete record of all repairs to Government property—including shoe repairs for beneficiaries eligible for clothing and repairs because of financial inability to defray such expenses—with entries of approximate evaluations of such repairs. There will also be recorded evaluations of services rendered by patients in agricultural activities, in the laundry, dining room and utility projects. The advice of the board of appraisers may be asked in setting these evaluations, if desired. Community prices for the same services can also be duly considered in these evaluations. The record of evaluations herein defined will not be made on the Appraiser's List, Form 2589.

§ 25.6089 *Reappraisal.* If, through damage, obsolescence or change in market prices, or on account of the necessity for a change in disposition, a reappraisal of certain articles is advisable, that action may be taken after authority has been obtained from the manager or his designate. The serial numbers and names of articles will be indicated at the time the request for reappraisal is made. When articles are to be reappraised because of change of status (that is, from "sale" to "Government use"), the prior authority of the manager or his designate will not be necessitated, but all reappraisal lists will be forwarded at the end of each audit period. The loss, theft or destruction of any by-products of occupational therapy will be reported without delay to the manager, for appropriate action under the provisions of the supply procedure of the Veterans' Administration. The final action of the board of survey will be noted on the Appraiser's List, Form 2589.

§ 25.6095 *Surplus occupational therapy by-products.* All fabricated by-products which have not been disposed of in accordance with the foregoing instructions will be turned over to the supply officer of the station on January 1, of each year, as Government surplus occupational therapy by-products, to be disposed of in accordance with instructions governing property only after authority for such transfer and disposal has been first obtained from the manager. Articles will not be considered surplus under this paragraph until all sales and disposals reasonably possible have been made by the occupational therapy personnel at the station as hereinbefore provided. Surplus fabricated by-products will not be turned over by the occupational therapy

personnel to the supply officer unless they are in usable or salable condition.

Section 25.6096 canceled April 22, 1946.

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

APRIL 22, 1946.

[F. R. Doc. 46-6740; Filed, Apr. 22, 1946; 12:19 p. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

Appendix—Public Land Orders

[Public Land Order 317]

ARIZONA

WITHDRAWING PUBLIC LANDS FOR DEVELOPMENT UNDER THE SMALL TRACT LAW

By virtue of the authority vested in the President by the act of June 25, 1910, c. 421, 36 Stat. 847, as amended by the act of August 24, 1912, c. 369, 37 Stat. 497 (U.S.C., Title 43, secs. 141–143), and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Arizona are hereby temporarily withdrawn from settlement, location, sale, or entry, and reserved for the purpose of development under the act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), as amended:

GILA AND SALT RIVER MERIDIAN

T. 14 S., R. 12 E.,
Sec. 23, W½NE¼ and NW¼;
Sec. 24, SW¼ and W½SE¼;
Sec. 25, NE¼ and S½;
Sec. 26, S½;
Sec. 28, N½, NE¼SW¼, and N½SE¼;
Sec. 29, N½;
Sec. 35.
T. 15 S., R. 12 E.,
Sec. 1, lot 3, SW¼NW¼, and SE¼SW¼;
Sec. 3, N½;
Secs. 4 and 5;
Sec. 7, SE¼;
Sec. 8, N½ and SW¼;
Sec. 9, NW¼;
Sec. 10;
Sec. 11, E½;
Sec. 12, NW¼.
T. 14 S., R. 13 E.,
Sec. 19, SE¼;
Sec. 27, W½SW¼ and SE¼SW¼;
Sec. 28, S½;
Sec. 29, S½;
Sec. 30;
Sec. 31, lot 1, N½NE¼, NE¼NW¼, and SE¼SE¼;
Sec. 33, lot 2.
T. 15 S., R. 13 E.,
Sec. 4, lot 3, SW¼NE¼, and SE¼NW¼.

The areas described aggregate 8,248.47 acres.

This order shall take precedence over, but shall not modify, the withdrawal for classification and other purposes made by Executive Order No. 6910 of November 26, 1934, as amended, and shall be subject to Executive Order No. 9701 of March 4, 1946, providing for the reservation of rights to fissionable materials in lands owned by the United States, so far as such order affects the above-described lands.

J. A. KRUG,
Secretary of the Interior.

APRIL 15, 1946.

[F. R. Doc. 46-6772; Filed, Apr. 23, 1946; 9:33 a. m.]

Chapter II—Bureau of Reclamation, Department of the Interior

PART 402—ANNUAL WATER CHARGES

YUMA IRRIGATION PROJECT, ARIZONA-CALIFORNIA AND KLAMATH IRRIGATION PROJECT, OREGON-CALIFORNIA

CROSS REFERENCE: For addition to tabulation in § 402.2, see Interior Department, Bureau of Reclamation, in Notices section.

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

AMENDMENTS TO REGULATIONS

By virtue of the authority vested in me by R.S. 4405, 4417a, 4426, 4438, 4439, 4440, 4441, 4442, and 4488, as amended, 29 Stat. 188, 49 Stat. 1544, 1930, 1936, 54 Stat. 163–167, sec. 5, 55 Stat. 244 (46 U.S.C. 214, 224, 225, 226, 228, 229, 367, 375, 391a, 404, 481, 672, 689), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1–46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following amendments to the regulations are prescribed and shall be made effective May 9, 1946:

Subchapter C—Motorboats, and Certain Vessels Propelled by Machinery Other Than by Steam More Than 65 Feet in Length

PART 25—REQUIREMENTS FOR ALL MOTORBOATS EXCEPT THOSE OF OVER 15 GROSS TONS, CARRYING PASSENGERS FOR HIRE

Section 25.8–5 is amended to read as follows:

§ 25.8–5 *Signing and thumbprinting licenses.* Every person to whom a license is issued shall place his signature and left thumbprint thereon, and upon any sheets attached for additional endorsements.

Section 25.8–7 is amended by changing the heading and paragraph (a) to read as follows:

§ 25.8–7 *Duplicate license.* (a) Whenever a person who holds a license loses his license, he shall report such loss to an Officer in Charge, Marine Inspection, who shall issue a duplicate license after receiving from such person a properly executed affidavit on Form NAVCG 719–E, giving satisfactory evidence of such loss, and a record of the lost license from the marine inspection office where it was issued. Such license shall be issued as a duplicate by the addition of the following typewritten endorsement, "This license replaces License Number ----------, issued at ---------- on the above date," as well as the port and date of the duplicate issue. The duplicate license, issued for the unexpired term, shall have the same force and effect as the lost license.

PART 27—REQUIREMENTS FOR MOTORBOATS AND MOTOR VESSELS OF MORE THAN 15 GROSS TONS CARRYING PASSENGERS FOR HIRE

INSTALLATION REQUIREMENTS FOR VESSELS USING LIQUID FUELS STORED AT ATMOSPHERIC PRESSURE AND TEMPERATURE AND HAVING FLASH POINTS ABOVE 110° F.

Section 27.5–1 *Machinery and exhaust pipe* is amended by changing the reference in paragraph (a) *Exhaust pipe* from "§ 27.4–1 (d), (e), (f), and (g)" to "§ 27.4–1 (d), (e), and (f)."

Subchapter D—Tank Vessels

PART 36—LICENSED OFFICERS AND CERTIFICATED MEN

LICENSED OFFICERS

Section 36.1–5 is amended by the addition of a new paragraph (e) reading as follows:

§ 36.1–5 *Professional examination and service—T/ALL.* • • •

(e) Commensurate with the experience of the applicant the Officer in Charge, Marine Inspection shall in appropriate cases place a limitation upon the license.

Section 36.1–12 is amended to read as follows:

§ 36.1–12 *Signing and thumbprinting licenses—T/ALL.* Every person to whom a license is issued shall place his signature and left thumbprint thereon, and upon any sheets attached for additional endorsements.

Section 36.1–16 is amended by changing the heading and paragraph (a) to read as follows:

§ 36.1–16 *Duplicate license—T/ALL.* (a) Whenever a person who holds a license loses his license, he shall report such loss to an Officer in Charge, Marine Inspection, who shall issue a duplicate license after receiving from such person a properly executed affidavit on Form NAVCG 719–E, giving satisfactory evidence of such loss, and a record of the lost license from the marine inspection office where it was issued. Such license shall be issued as a duplicate by the addition of the following typewritten endorsement, "This license replaces License Number ------, issued at ---------- on the above date," as well as the port and date of the duplicate issue. The duplicate license, issued for the unexpired term, shall have the same force and effect as the lost license.

Subchapter G—Ocean and Coastwise: General Rules and Regulations

PART 62—LICENSED OFFICERS AND CERTIFICATED MEN

INSPECTED VESSELS

Section 62.4 is amended by the addition of a new undesignated paragraph to follow immediately after the fourth undesignated paragraph, reading as follows:

§ 62.4 *Professional examination.* • • • Commensurate with the experience of the applicant the Officer in Charge, Marine Inspection, shall in appropriate cases place a limitation upon the license.

Section 62.6 is amended to read as follows:

§ 62.6 *Signing and thumbprinting licenses.* Every person to whom a license is issued shall place his signature and left thumbprint thereon, and upon any sheets attached for additional endorsements.

Section 62.7 is amended by changing the heading and paragraph (a) to read as follows:

§ 62.7 *Duplicate license.* (a) Whenever a person who holds a license loses his license, he shall report such loss to an Officer in Charge, Marine Inspection, who shall issue a duplicate license after receiving from such person a properly executed affidavit on Form NAVCG 719–E, giving satisfactory evidence of such loss, and a record of the lost license from the marine inspection office where it was issued. Such license shall be issued as a duplicate by the addition of the following typewritten endorsement, "This license replaces License Number ------, issued at ---------- on the above date," as well as the port and date of the duplicate issue. The duplicate license, issued for the unexpired term, shall have the same force and effect as the lost license.

UNINSPECTED VESSELS

Section 62.103 (a) is amended by changing the third sentence to read as follows:

§ 62.103 *Licenses issued.* (a) • • • They will be issued on the usual license form and shall be limited on their face to uninspected vessels.

LICENSED MASTERS, MATES AND ENGINEERS

Section 62.114 (a) is amended to read as follows:

§ 62.114 *Signing and thumbprinting licenses.* (a) Every person to whom a license is issued shall place his signature and left thumbprint thereon, and upon any sheets attached for additional endorsements.

Section 62.118 is amended by changing the heading and paragraph (a) to read as follows:

§ 62.118 *Duplicate license.* (a) Whenever a person who holds a license loses his license, he shall report such loss to an Officer in Charge, Marine Inspection, who shall issue a duplicate license after receiving from such person a properly executed affidavit on Form NAVCG 719–E, giving satisfactory evidence of such loss, and a record of the lost license from the marine inspection office where it was issued. Such license shall be issued as a duplicate by the addition of the following typewritten endorsement, "This license replaces License Number ----, issued at -------- on the above date," as well as the port and date of the duplicate issue. The duplicate license, issued for the unexpired term, shall have the same force and effect as the lost license.

Subchapter H—Great Lakes: General Rules and Regulations

PART 78—LICENSED OFFICERS AND CERTIFICATED MEN

INSPECTED VESSELS

Section 78.4 is amended by the addition of a new undesignated paragraph to follow immediately after the fourth undesignated paragraph, reading as follows:

§ 78.4 *Professional examination.* • • • Commensurate with the experience of the applicant the Officer in Charge, Marine Inspection, shall in appropriate cases place a limitation upon the license.

Section 78.6 is amended to read as follows:

§ 78.6 *Signing and thumbprinting licenses.* (See § 62.6 of this chapter, as amended, which is identical with this section.)

Section 78.7 is amended by changing the heading and paragraph (a) to read as follows:

§ 78.7 *Duplicate license.* (See § 62.7 of this chapter, as amended, which is identical with this section.)

Subchapter I—Bays, Sounds, and Lakes Other Than the Great Lakes: General Rules and Regulations

PART 96—LICENSED OFFICERS AND CERTIFICATED MEN

Section 96.4 is amended by the addition of a new undesignated paragraph to follow immediately after the third undesignated paragraph, reading as follows:

§ 96.4 *Professional examination.* • • • Commensurate with the experience of the applicant the Officer in Charge, Marine Inspection, shall in appropriate cases place a limitation upon the license.

Section 96.6 is amended to read as follows:

§ 96.6 *Signing and thumbprinting licenses.* (See § 62.6 of this chapter, as amended, which is identical with this section.)

Section 96.7 is amended by changing the heading and paragraph (a) to read as follows:

§ 96.7 *Duplicate license.* (See § 62.7 of this chapter, as amended, which is identical with this section.)

Subchapter J—Rivers: General Rules and Regulations

PART 115—LICENSED OFFICERS AND CERTIFICATED MEN

Section 115.4 is amended by the addition of a new undesignated paragraph to follow immediately after the third undesignated paragraph, reading as follows:

§ 115.4 *Professional examination.* (See § 96.4 of this chapter, as amended, which is identical with this section.)

Section 115.6 is amended to read as follows:

§ 115.6 *Signing and thumbprinting licenses.* (See § 62.6 of this chapter, as amended, which is identical with this section.)

Section 115.7 is amended by changing the heading and paragraph (a) to read as follows:

§ 115.7 *Duplicate license.* (See § 62.7 of this chapter, as amended, which is identical with this section.)

Subchapter K—Seamen

PART 138—RULES AND REGULATIONS FOR ISSUANCE OF CERTIFICATES AND CONTINUOUS DISCHARGE BOOKS

Section 138.4 is amended by the addition of a new paragraph (g), reading as follows:

§ 138.4 *Lifeboatman.* • • •

(g) A merchant mariner's document endorsed as Able Seaman shall be considered as the equivalent of a certificate as Lifeboatman or an endorsement as Lifeboatman and it shall be accepted as a certificate as Lifeboatman wherever required by law or regulation.

Dated: April 22, 1946.

[SEAL] MERLIN O'NEILL,
Rear Admiral, U. S. Coast Guard,
Acting Commandant.

[F. R. Doc. 46-6778; Filed, Apr. 23, 1946; 11:04 a. m.]

Chapter III—War Shipping Administration

[G. O. 37, Supp. 8]

PART 302—CONTRACTS WITH VESSEL OWNERS AND RATES OF COMPENSATION RELATING THERETO

VALUE AND RATES OF CHARTER HIRE

General Order 37, as amended, is further amended by adding the following section:

§ 302.114 *Rates effective March 1, 1946.* The bareboat charter rates, the use rates (of the time charter rates), and the adjustments of such rates, provided in §§ 302.101 to 302.113, inclusive, for a vessel (other than fully refrigerated vessels and such other vessels as the Administrator may determine) berthed outward at a United States continental port or operated in the Hawaiian inter-island service or in the Alaskan trade, where loading has commenced on or after March 2, 1946, shall be, commencing 12:01 a. m. March 1, 1946, 40% of such rates and adjustments; except that a loading at a U. S. continental port for another U. S. continental port as an incident to redelivery at a U. S. continental port shall not be deemed a loading for purpose of this redetermination.

(E. O. 9054; 7 CFR Cum. Supp.)

[SEAL] GRANVILLE CONWAY,
Acting Administrator,
War Shipping Administration.

APRIL 22, 1946.

[F. R. Doc. 46-6787; Filed, Apr. 23, 1946; 11:34 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

HUNGRY HORSE PROJECT, MONTANA

FIRST FORM RECLAMATION WITHDRAWAL

MARCH 28, 1946.

The SECRETARY OF THE INTERIOR.

SIR: It is recommended that the following described lands be withdrawn

from public entry under the first form of withdrawal as provided by section 3 of the act of June 17, 1902 (32 Stat. 388).

HUNGRY HORSE PROJECT

PRINCIPAL MERIDIAN, MONTANA

All lands located below elevation 3500 as shown by United States Geological Survey River Survey Map of the South Fork Flathead River (Sheets "A" and "B"), to include parts of the following described sections:

T. 26 N., R. 16 W.,
Secs. 3, 4, 5, 6 and 10.
T. 27 N., R. 16 W.,
Secs. 19, 30, 31 and 32.
T. 27 N., R. 17 W.,
Secs. 2 to 5, incl., 8 to 14, incl., 24, 25 and 36.
T. 28 N., R. 17 W.,
Secs. 4 to 9, incl., 16, 17, 20, 21, 28, 29 and 32 to 35, incl.
T. 29 N., R. 17 W.,
Secs. 7, 18, 19 and 29 to 33, incl.
T. 29 N., R. 18 W.,
Secs. 4 to 11, incl., 13 to 16, incl., 22 to 26, incl., and 36.
T. 30 N., R. 18 W.,
Secs. 20, 28, 29, 30, 31 and 32.
T. 29 N., R. 19 W.,
Sec. 1.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur: April 4, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the local land office to be noted accordingly.

OSCAR L. CHAPMAN,
Under Secretary.

APRIL 8, 1946.

[F. R. Doc. 46-6768; Filed, Apr. 23, 1946; 9:32 a. m.]

YUMA PROJECT, ARIZONA-CALIFORNIA

RESERVATION OF DESIGNATED LANDS FOR TOWNSITE PURPOSES

OCTOBER 22, 1945.

THE SECRETARY OF THE INTERIOR.

SIR: It is recommended that the following described lands, withdrawn in the first and second form, as provided by section 3 of the act of June 17, 1902 (32 Stat. 388), by Departmental Orders of January 31, 1903 and April 9, 1904, in connection with the Colorado River Surveys, Arizona, be reserved for townsite purposes, as provided by the acts of April 16, 1906 (34 Stat. 116) and June 27, 1906 (34 Stat. 519).

YUMA PROJECT, ARIZONA-CALIFORNIA

GILA AND SALT RIVER MERIDIAN, ARIZONA

T. 11 S., R. 25 W.,
Sec. 12, E½E½SW¼NW¼ and SE¼NW¼

Respectfully,

H. W. BASHORE,
Commissioner.

I concur: March 28, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the District Land Office to be noted accordingly.

R. R. SAYERS,
Acting Assistant Secretary.

APRIL 8, 1946.

[F. R. Doc. 46-6769; Filed, Apr. 23, 1946; 9:32 a. m.]

[No. 42]

KLAMATH IRRIGATION PROJECT, OREGON-CALIFORNIA

PUBLIC NOTICE OF ANNUAL WATER CHARGES[1]

APRIL 10, 1946.

1. *Operation and maintenance.* The minimum operation and maintenance charge for the irrigation season of 1946 against all lands of the Main Division lying outside of the Klamath Irrigation District shall be $2.28 per irrigable acre, whether water is used or not, payment of which will entitle the water user to 2½ acre-feet of water per irrigable acre. Additional water, if available, will be furnished during the irrigation season at the rate of $0.50 per acre-foot.

2. The minimum operation and maintenance charge for the irrigation season of 1946 against all lands under district or individual Warren Act contracts shall be $1.14 per irrigable acre, whether water is used or not. Pending the final adjustment of differences between certain Warren Act contractors and the Bureau arising out of charges for additional water, the charge of $0.25 per acre-foot for additional water announced in prior notices will not be made for this season.

3. *Water rental.* The minimum water rental charge for the irrigation season of 1946 against all lands of the Tule Lake Division lying outside of the Klamath Irrigation District and subject to Public Orders of January 22, 1927, March 30, 1928, February 6, 1929, September 10, 1930, October 16, 1931, and September 9, 1937, shall be $2.60 per irrigable acre, whether water is used or not, payment of which will entitle the water user to 2½ acre-feet of water per irrigable acre. Additional water will be furnished, if available, up to a limit of 3½ acre-feet per irrigable acre at a rate of $0.50 per acre-foot and all further quantities for $0.75 per acre-foot.

4. For irrigation or waste water furnished Tule Lake leased lands the charge, unless otherwise specified in the leases, shall be $0.80 per acre-foot for the season of 1946.

5. For irrigation or waste water furnished private lands within the dry bed of or bordering Lower Klamath Lake, the charge shall be $0.50 per acre-foot for the season of 1946.

6. For water furnished lands not subject to the operation and maintenance or water rental charges named above the charge shall be $1.00 per acre-foot for the season of 1946.

7. *Time of payment.* For lands of the Tule Lake Division under public notice or public order lying outside of the Klamath Irrigation District, the minimum charge of $2.60 per irrigable acre stated in paragraph 3 above shall be due and payable one-half before the delivery of water if water is delivered before July 1, and one-half on or before July 1. If no water is delivered before July 1, then the entire charge shall become due and payable on that date. If the charge, or any part thereof, is not paid on or before that date there shall be added on the following day a penalty of one-half of one percent of the amount unpaid, and a like penalty of one-half of one percent of the amount unpaid on the first day of each calendar month thereafter so long as such default shall continue. Payment for water used in addition to the allowance under the minimum charge shall be made on or before December 1 of the season in which used, and if not paid on or before the due date there shall be added a penalty of one-half of one percent of the amount unpaid and a like penalty of one-half of one percent of the amount unpaid on the first day of each calendar month thereafter so long as such default shall continue.

8. For all other lands referred to herein the minimum charges announced shall be due and payable before the delivery of water and in any event not later than May 1 of the current irrigation season. Payment for water used in addition to the allowance under the minimum charge shall be made on or before December 1 of the season in which used. On all payments not made on or before the due dates, there shall be added on the following day a penalty of one-half of one percent of the amount unpaid and a like penalty of one-half of one percent on the first day of each calendar month thereafter so long as such default shall continue.

9. Where water rental application is made for public land entered under the Reclamation Law after June 15 and where water rental application is made after August 1 for land in private ownership, no water rental charge shall be made for water delivered during the remainder of the irrigation season in which water rental application is made.

(Act of June 17, 1902, 32 Stat. 388, as amended or supplemented)

MICHAEL W. STRAUS,
Commissioner.

[F. R. Doc. 46-6771; Filed, Apr. 23, 1946; 9:32 a. m.]

[No. 56]

YUMA IRRIGATION PROJECT, ARIZONA-CALIFORNIA

PUBLIC NOTICE OF ANNUAL WATER CHARGES[1]

APRIL 17, 1946.

1. *Operation and maintenance charges for lands under public notice, Reservation Division.* The minimum annual operation and maintenance charge for the irrigation season of 1946 and thereafter until further notice against all lands of the Reservation Division under public notice shall be $3.00 per irrigable acre, whether water is used or not, payment of which will permit the delivery of not to exceed 5 acre-feet of water per irrigable acre on certain sandy areas shown on the lists attached to public notices No. 31 dated April 14, 1931, No. 40 dated March 1, 1935, No. 43 dated February 17, 1936, No. 47 dated March 5, 1937, and No. 49 dated March 28, 1938, and of not to exceed 4 acre-feet of water per irrigable acre on all other lands of the division. Additional water, if available, will be furnished at the rate of $1.00 per acre-foot. Where, in the opinion of the Project Superintendent, it may be done without interference with other project requirements, upon written request filed in advance by the water users, water will be furnished free of charge for reclaiming lands by the removal of alkali either by growing rice or similar crops or by the usual leaching methods, and water in excess of the minimum amount herein provided, which is to be used for the growing of fertilizer crops of no commercial value or which is to be used for the purpose of depositing silt upon the land, will be furnished free of charge. All lands for which free water was served during the preceding year will not again be served free water until evidence satisfactory to the Project Superintendent has been furnished that water so granted free of charge during the preceding year was applied to the land in sufficient quantities over a period of not less than 3 months, in which event water may again be served free of charge provided the results accomplished during the preceding irrigation season were not satisfactory. All operation and maintenance charges shall be due and payable on March 1 of each year for the preceding irrigation season.

2. *Water rental charges for other lands, Reservation Division.* Lands not under public notice that can be irrigated from the present distribution system without further construction expense by the Bureau may secure irrigation water under water rental contracts at a rate of $3.00 per irrigable acre per annum, payment of which will permit the delivery of not to exceed 4 acre-feet of water per irrigable acre. Additional water, if available, will be delivered at the rate of $1.00 per acre-foot. All charges due under water rental contracts are payable in advance of the delivery of water. The minimum charge as specified shall be paid before any water is delivered during the current or subsequent seasons and all additional water over the minimum of 4 acre-feet shall be paid for when ordered and prior to delivery. Refund will be made for excess water paid for but not used.

3. *Water rental charge for lands in the Valley Division not under public notice.* Lands in the Valley Division not under public notice which can be irrigated from the present distribution system without further construction expense by the United States may secure irrigation water under water rental contracts at a rate of $4.50 per irrigable acre per annum, payment of which will permit the delivery of not to exceed 4 acre-feet of water per irrigable acre. Additional water furnished will be charged for at the rate of $1.00 per acre foot, payable in advance of delivery. All town lots that can be served under the present system may secure water under annual water rental contracts at the rate of $5.00 a lot and $1.00 for each additional lot in the same township, considering the maximum lot to be not over 60 feet in width. All payments under water rental contracts are due and payable in advance of the delivery of water.

4. All payments should be made to the Agent-Cashier, Bureau of Reclamation, Yuma, Arizona.

(Act of June 17, 1902, 32 Stat. 388, as amended or supplemented)

MICHAEL W. STRAUS,
Commissioner.

[F. R. Doc. 46-6770; Filed, Apr. 23, 1946; 9:32 a. m.]

[1] Affects tabulation in Title 43, § 402.2.

General Land Office.

[Misc. 1401375]

OREGON

RESTORATION ORDER NO. 1203 UNDER FEDERAL POWER ACT

APRIL 15, 1946.

By Executive order of April 28, 1917, creating Power Site Reserve No. 621, and Departmental order of April 27, 1917, creating Water Power Designation No. 10, the following described lands were withdrawn for power purposes, and also reserved on August 4, 1927, and June 12, 1929, for Power Projects Nos. 828 and 995, respectively:

WILLAMETTE MERIDIAN

T. 33 S., R. 1 E.,
Sec. 23, NW¼SE¼;
Sec. 27, N½SE¼.
T. 33 S., R. 2 E.,
Sec. 11, NW¼SW¼;
Sec. 17, SE¼NE¼, N½SE¼, and SE¼SE¼.
The areas described aggregate 320 acres.

Pursuant to the determination of the Federal Power Commission (DA-216, Oregon) and in accordance with Departmental Order No. 1799 of March 19, 1943, 8 F.R. 3743, the above described lands are hereby opened to disposition under applicable public land laws, subject to the provisions of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1063), as amended by the act of August 26, 1935 (49 Stat. 838, 846, 16 U.S.C. sec. 818).

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 46-6773; Filed, Apr. 23, 1946; 9:33 a. m.]

DEPARTMENT OF AGRICULTURE.

Rural Electrification Administration.

[Administrative Order 1035]

ALLOCATION OF FUNDS FOR LOANS

APRIL 4, 1946.

By virtue of the authority vested in me by the provisions of section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Georgia 17G Burke	$50,000
Georgia 94E Jones	50,000
Missouri 63D Mt. Vernon	4,500

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-6749; Filed, Apr. 22, 1946; 3:57 p. m.]

[Administrative Order 1036]

ALLOCATION OF FUNDS FOR LOANS

APRIL 4, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Illinois 8G Coles	$265,000
Illinois 40L Macoupin	180,000
Indiana 38F Johnson	65,000
Indiana 59K Wayne	115,000
Michigan 45AA Cass	323,000
Missouri 24N Callaway	285,000
Nebraska 79F Red Willow District Public	360,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-6750; Filed, Apr. 22, 1946; 3:57 p. m.]

[Administrative Order 1037]

ALLOCATION OF FUNDS FOR LOANS

APRIL 5, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	*Amount*
Colorado 40A Rio Blanco	$410,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-6751; Filed, Apr. 22, 1946; 3:57 p. m.]

[Administrative Order 1038]

ALLOCATION OF FUNDS FOR LOANS

APRIL 5, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Arkansas 24P Washington	$150,000
Arkansas 31E Ashley	60,000
Indiana 8G Wabash	80,000
Mississippi 24G Lafayette	500,000
South Dakota 16F Grant	405,000
South Dakota 27A Bon Homme	515,000
Tennessee 39C Lincoln	603,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-6752; Filed, Apr. 22, 1946; 3:57 p. m.]

[Administrative Order 1039]

ALLOCATION OF FUNDS FOR LOANS

APRIL 8, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Alabama 9M Clarke-Washington	$655,000
Kansas 46B Meade	26,000
Louisiana 10N Washington	103,000
Minnesota 85G Todd	285,000
Montana 32A Hill	585,000
Wisconsin 16H Douglas	65,000

WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-6753; Filed, Apr. 22, 1946; 3:57 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 2018]

NORTHWEST AIRLINES, INC.

NOTICE OF HEARING

In the matter of the application, as amended, of Northwest Airlines, Inc. for amendment of its certificates of public convenience and necessity under section 401 (h) of the Civil Aeronautics Act of 1938, as amended, so as to consolidate routes Nos. 3, 45, and 69.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 (h) and 1001 of said act, that the above-entitled proceeding is assigned for hearing on April 29, 1946, at 10 a. m. (eastern standard time) in Room 5132 of the Department of Commerce Building, Washington, D. C., before Examiner F. A. Law, Jr.

Dated April 19, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-6777; Filed, Apr. 23, 1946; 10:38 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket Nos. 7520 and 7521]

P. D. GOLD PUBLISHING CO. AND PENN THOMAS WATSON

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of P. D. Gold Publishing Company, Wilson, North Carolina, Docket No. 7520, File No. B3-PH-817, for construction permit; Penn Thomas Watson, Wilson, North Carolina, Docket No. 7521, File No. B3-PH-829, for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of April, 1946;

The Commission having under consideration the above-entitled applications for construction permit for new metropolitan FM broadcast stations in the Wilson, North Carolina area; and

Whereas, it appears that a possible maximum of one metropolitan channel might be available in the vicinity of Wilson, North Carolina;

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which if either of the applications in this consolidated proceeding should be granted.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6820; Filed, Apr. 23, 1946; 11:41 a. m.]

[Docket No. 7522]

ELYRIA-LORAINE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Elyria-Loraine Broadcasting Company, Elyria, Ohio, for construction permit, Docket No. 7522, File No. B2-PH-923.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 10th day of April, 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Elyria, Ohio;

It is ordered, That this application be designated for hearing to be consolidated with the hearings on the applications of the United Broadcasting Company, et al. (Docket Nos. 7038-7052 inclusive) for construction permits for new FM metropolitan broadcast stations in the Cleveland and Akron, Ohio, areas, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the order heretofore issued in the consolidated proceedings for Docket Nos. 7038-7052 inclusive be, and it is hereby amended to include the application of the Elyria-Loraine Broadcasting Company, Elyria, Ohio (File No. B2-PH-923).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6821; Filed, Apr. 23, 1946; 11:41 a. m.]

STATION KXO,[1] EL CENTRO, CALIF.

PUBLIC NOTICE CONCERNING PROPOSED TRANSFER OF CONTROL

The Commission hereby gives notice that on April 4, 1946, there was filed with it an application (B5-TC-484) for its consent under section 310 (b) of the Communications Act (47 U.S.C.A. 310) to the proposed transfer of control of Valradio, Inc., licensee of Radio Station KXO, El Centro, California, from Airfan Radio Corporation, Ltd., San Diego, California (transferor) to Paul A. Jenkins, Edith J. Jenkins, Kenneth H. Thornton, Harry Hovey, Belle S. Hovey and Imperial Valley Publishing Company (transferees), all of El Centro. The arrangements for transfer of control of Station KXO are based upon a contract entered into February 8, 1946, between transferor and transferee, wherein it was agreed that transferor would arrange to convey (subject to Commission approval) all of the capital stock of Valradio, Inc. to transferees for a consideration of $65,000 plus such additional monies as transferor shall expend for construction work on Station KXO.

Under the terms of the contract and the escrow arrangement transferees agreed to forthwith deposit $15,000 in escrow and transferor agreed to deposit all outstanding stock of licensee before the close of escrow. It is further agreed that within ten days of Commission approval of the instant application transferees will deposit the balance of $50,000 with said escrow agent. Transferor and transferees reserve the right to cancel contract in the event the Commission has not approved the application by November 1, 1946.

Further details as to the arrangements between the parties or pertaining to the application may be determined from an examination of the application and associated papers on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and by the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such application would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision and supplement their applications so as to come within the framework of the announced procedure, including the provision for public notice. Pursuant thereto, the Commission was advised on April 3, 1946, that starting April 4, 1946, notice of the proposed transfer of control would be published in an El Centro, California, daily newspaper of general circulation in conformance with said proposed rules.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release, no action will be had upon the KXO application for a period of 60 days from April 4, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310 (b) (48 Stat. 1086; 47 U.S.C.A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6822; Filed, Apr. 23, 1946; 11:41 a. m.]

[1] Section 1.364, Part I, Rules of Practice and Procedure.

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 38]

RECONSIGNMENT OF ORANGES AT SALT LAKE CITY, UTAH

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (11 F.R. 2193), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Salt Lake City, Utah, April 19, 1946, by O. P. Hesser of car PFE 15120, oranges, now on the Union Pacific to Pocatello, Idaho (U.P.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of April 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-6785; Filed, Apr. 23, 1946; 11:26 a. m.]

[S. O. 490]

UNLOADING OF COMMODITIES AT YONKERS, N. Y.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 22d day of April A. D. 1946.

It appearing, that numerous cars containing various commodities at Yonkers, N. Y., on The New York Central Railroad Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: it is ordered, That:

Commodities at Yonkers, New York, be unloaded. (a) The New York Central Railroad Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Yonkers, N. Y., for delivery to Anaconda Cable & Wire Corporation, at Hastings-on-Hudson, N. Y.:

Initial and No.:	*Contents*
WM, 50956	Empty reels.
CO, 86878	Do.
PRR, 52000	Do.
NP, 20149	Do.
PRR, 54595	Do.
IHB, 10828	Do.
RDG, 11474	Merchandise.
CO, 3195	Do.
MILW, 201190	Do.
CN, 430859	Do.
CBQ, 120794	Do.
MILW, 21226	Do.
RDG, 101991	Do.
SOU, 260566	Do.
PRR, 38674	Do.
SOOL, 131966	Do.
PRR, 585688	Do.
PRR, 568768	Do.
WAB, 83226	Do.
WP, 6521	Empty reels.
PRR, 79318	Do.
UP, 454557	Do.
NYC, 177559	Do.
NYC, 120705	Do.
CG, 41227	Cotton yarn.
SOU, 22015	Merchandise.
NYC, 151925	Do.
PRR, 568158	Do.
SOU, 168782	Do.
CG, 56931	Do.
SOU, 166900	Do.
CBQ, 28100	Do.
PRR, 95736	Do.
NYC, 130678	Do.
NYC, 121880	Do.
PRR, 77890	Do.
PRR, 56859	Do.
PRR, 88496	Do.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The New York Central Railroad Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-6786; Filed, Apr. 23, 1946; 11:26 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5938]

MARIE E. B. NEHER

In re: Estate of Marie E. B. Neher, deceased; File No. D-28-10015; E. T. sec. 14180.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Friedrich Gunther, Friedrich Gunther and Dr. Lorenz Petersen, Executor of the Estate of Henrietta Koch, deceased, and each of them, in and to the Estate of Marie E. B. Neher, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Friedrich Gunther (son of Johannes Gunther), Germany.

Friedrich Gunther (son of Friedrich Gunther), Germany.

Dr. Lorenz Petersen, Executor of the Estate of Henrietta Koch, deceased, Germany.

That such property is in the process of administration by George J. Frey and Otto J. Kalt, as Executors, acting under the judicial supervision of the Surrogate's Court, Bronx County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be

deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6688; Filed, Apr. 22, 1946; 11:08 a. m.]

[Vesting Order 5963]

BOND & MORTGAGE GUARANTEE CO.

In re: Mortgage Participation Certificate No. 134,780 of Series 213,926, issued by Bond & Mortgage Guarantee Company; File No. F–28–4304; E. T. sec. 3715.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All rights and interests evidenced by Mortgage Participation Certificate No. 134,780, guaranteed by Bond & Mortggae Guarantee Company under Mortgage of Series 213,926, and the right to the transfer and possession of any and all instruments evidencing such rights and interests,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Fritz Hanel, Germany.

That such property is in the process of administration by Karl Propper and John K. Wallace, as Trustees under declaration of trust dated June 19, 1937, acting under the judicial supervision of the Supreme Court, State of New York, Bronx County;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6689; Filed, Apr. 22, 1946; 11:09 a. m.]

[Vesting Order 6075]

CAROL FLORIAN KRMNY

In re: Interest in real property owned by Carol Florian Krmny.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Carol Florian Krmny, whose last known address is Recita, Roumania, is a national of a designated enemy country (Roumania);

2. That the property described as follows: An undivided one-sixth interest, identified as the interest which was inherited from Pauline Kuchvara, also known as Pauline Kucswara and Pauline Moltschan, deceased, in and to real property situated in the City of McKeesport, County of Allegheny, State of Pennsylvania, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments, arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Roumania);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Roumania;

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

All that certain lot or piece of ground situated in the 8th Ward of the City of McKeesport, County of Allegheny and State of Pennsylvania being the Eastern one-half of lot No. 18 in Section "E" in the Highland Grove Plan, as recorded in the Recorder's Office of Allegheny County, Pa. in Plan Book Vol. 14, page 164, and bounded and described as follows, viz:

Beginning on the Western side of Tile Street at the dividing line between lots No. 17 and 18 Section "E" in said plan; thence Westwardly along said dividing line Forty-five (45) feet to a point; thence Northwardly and parallel with Tile Street Twenty-five (25) feet to Tin Plate Alley; thence Eastwardly along said Alley Forty-five (45) feet to Tile Street; and thence Southwardly along Tile Street Twenty-five (25) feet to the place of beginning.

[F. R. Doc. 46–6690; Filed, Apr. 22, 1946; 11:09 a. m.]

[Vesting Order 6164]

NETTCHEN LENZ

In re: Bank account owned by Nettchen Lenz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nettchen Lenz, whose last known address is Kerpen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to H. Otto Giese, by Seattle Trust and Savings Bank, 804 Second Avenue, Seattle, Washington, arising out of a blocked savings account, Account Number 6063, entitled Estate of J. W. Meller, Deceased, by H. Otto Giese, Trustee for Mrs. Nettchen Lenz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Nettchen Lenz, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6691; Filed, Apr. 22, 1946; 11:09 a. m.]

[Vesting Order 6165]

ANTONIE LEUER

In re: Bank account owned by Antonie Leuer.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Antonie Leuer, whose last known address is Kiel, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to H. Otto Giese, by Seattle Trust and Savings Bank, 804 Second Avenue, Seattle, Washington, arising out of a blocked savings account, Account Number 6066, entitled Estate of J. W. Meller, Deceased, by H. Otto Giese, Trustee for Mrs. A. Leuer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Antonie Leuer, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. ... Doc. 46–6992; Filed, Apr. 22, 1946; 11:09 a. m.]

[Vesting Order 6168]

S. & H. GOLDSCHMIDT

In re: Bank account owned by S. & H. Goldschmidt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That S. & H. Goldschmidt, the last known address of which is Frankfurt a/M, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to S. & H. Goldschmidt, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled S. H. Goldschmidt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

erty Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6693; Filed, Apr. 22, 1946; 11:09 a. m.]

[Vesting Order 6169]

HECHT, PFEIFFER CO.

In re: Bank account owned by Hecht, Pfeiffer Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hecht, Pfeiffer Co., the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hecht, Pfeiffer Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Hecht, Pfeiffer Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6694; Filed, Apr. 22, 1946; 11:10 a. m.]

[Vesting Order 6170]

BANK HERZFELD & CO.

In re: Bank account owned by Bank Herzfeld & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bank Herzfeld & Co., the last known address of which is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bank Herzfeld & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Bank Herzfeld & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6695; Filed, Apr. 22, 1946; 11:10 a. m.]

[Vesting Order 6171]

ARON HIRSCH & SOHN

In re: Bank account owned by Aron Hirsch & Sohn.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Aron Hirsch & Sohn, the last known address of which is Friedrichstr. 103, 11 Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Aron Hirsch & Sohn, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Aron Hirsch & Sohn, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6696; Filed, Apr. 22, 1946; 11:10 a. m.]

[Vesting Order 6172]

JOHANNSEN, FELIX & CO.

In re: Bank account owned by Johannsen, Felix & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johannsen, Felix & Co., the last known address of which is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Johannsen, Felix & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Felix Johannsen Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6697; Filed, Apr. 22, 1946; 11:10 a. m.]

[Supplemental Vesting Order 6059]

CHRISTINA SCHNEIDER

In re: Estate and trust under the will of Christina Schneider, deceased; File D–28–2488; E. T. sec. 3514.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows:

An undivided ½ interest in Lot 7 in Block B, in Fairland Annex, an Addition to the City of Dallas, Texas, according to the map or plat thereof recorded in Vol. 1, Page 222 of the Map Records of Dallas County, Texas, known as 4628 Cole Avenue, Dallas, Texas;

An undivided ½ interest in Lot 6 in Block 8/854 of Barnes and Mitchell's Grand Avenue Addition to the City of Dallas, Texas, according to the official map thereof recorded in the Map Records of Dallas County, Texas, known as 2507 Jeffries Street, Dallas, Texas;

An undivided ½ interest in a portion of the John W. Smith Survey, Patent #546, Vol. 9, and also being the West ½ of Block 1 of Interurban Hills, a subdivision of a portion of said Smith survey, as per map of record in Vol. 1, Page 187 of the Map Records of Dallas County, Texas, being 1.9 acres more or less,

together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Emma Bender, Germany.
Louise Berthold Mannheim, Germany.
Louise Mansar Mannheim, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it

should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6782; Filed, Apr. 23, 1946; 11:10 a. m.]

[Vesting Order 6173]

BANKHAUS E. JORDAN & CO.

In re: Bank account owned by Bankhaus E. Jordan & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bankhaus E. Jordan & Co., the last known address of which is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bankhaus E. Jordan & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Bankhaus T. Jordan & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6698; Filed, Apr. 22, 1946; 11:11 a. m.]

[Vesting Order 6174]

HUGO KNOBLOCH & CO.

In re: Bank account owned by Hugo Knobloch & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hugo Knobloch & Co., the last known address of which is Esplanade 6, Hamburg 36, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hugo Knobloch & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Hugo Knobloch & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6699; Filed, Apr. 22, 1946; 11:11 a. m.]

[Vesting Order 6175]

G. A. KOCHEN BANKGESCHAEFT

In re: Bank account owned by G. A. Kochen Bankgeschaeft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That G. A. Kochen Bankgeschaeft, the last known address of which is Hermannstrasse 7, Hamburg 1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to G. A. Kochen Bankgeschaeft, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled G. A. Kochen, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6700; Filed, Apr. 22, 1946; 11:11 a. m.]

[Vesting Order 6176]

MATH. KOHNER

In re: Bank account owned by Math. Kohner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Math. Kohner, the last known address of which is Trossigen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Math. Kohner, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New

York, arising out of an unclaimed dollar deposit account, entitled Math. Kohner, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6701; Filed, Apr. 22, 1946; 11:11 a. m.]

[Vesting Order 6177]

ERWIN KRETZSCHMAR & CO.

In re: Bank account owned by Erwin Kretzschmar & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Erwin Kretzschmar & Co., the last known address of which is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Erwin Kretzschmar & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Erwin Kretzschmar & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6702; Filed, Apr. 22, 1946; 11:11 a. m.]

[Vesting Order 6178]

DEUTSCHE LAENDERBANK, A. G.

In re: Bank account owned by Deutsche Laenderbank, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Laenderbank, Aktiengesellschaft, the last known address of which is Unter den Linden 78, Pariser Platz, Berlin NW7, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Laenderbank, Aktiengesellschaft, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Deutsche Laenderbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6703; Filed, Apr. 22, 1946; 11:11 a. m.]

[Vesting Order 6179]

LANDESBANK DER PROVINZ WESTFALEN

In re: Bank account owned by Landesbank der Provinz Westfalen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Landesbank der Provinz Westfalen, the last known address of which is Stelle, Hagen, Westfalen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Landesbank der Provinz Westfalen, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Landesbank der Provinz Westphalen, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6704; Filed, Apr. 22, 1946; 11:12 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 599, Amdt. 1 to Order 12]

FORD MOTOR CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, *It is ordered:*

(a) That Order No. 12 under section 11 of Maximum Price Regulation No. 599 is amended in the following respect:

1. Paragraph (b) of Order No. 12 is amended to read as follows:

(b) The ceiling prices for sales by the Ford Motor Company and its dealers, of the radios listed below, are the prices set forth opposite each radio for sale to each class of purchaser under the terms and conditions of sale specified.

Model	Ceiling prices to dealers		Ceiling prices to consumers	
	Uninstalled	Installed	Uninstalled	Installed
51A-18800-A1	$33.99	$36.99	$48.69	$51.69
5EH-18805-A or B	37.70	41.45	52.08	55.83

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Ford Motor Company are subject under the provisions of Maximum Price Regulations 594, 452, 453 and orders thereunder. Ceiling prices for the Model 51-A-18800-A1 radio on an installed basis include the price of the antenna and the installation charges for installation of both the radio and the antenna. Ceiling prices on uninstalled basis cover the radio and antenna. Prices for the 5EH-18805-A or B radio on an installed basis are for the radio alone but these prices include installation charges for both the radio and antenna which may be installed at the same time. Ceiling prices for the radio on uninstalled basis are for the radio alone.

This amendment shall become effective April 22, 1946.

Issued this 22d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6763; Filed, Apr. 22, 1946; 4:36 p. m.]

[Rev. SO 119, Order 166]

RUNDLE MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 166 under Revised Supplementary Order No. 119. Docket No. 6123—SO 119-67.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119; it is ordered:

(a) *Maximum prices for Rundle Manufacturing Company of Milwaukee, Wisconsin.* (1) The above manufacturer may determine his maximum prices for his line of Enameled Cast Iron Bathtubs by increasing by 22½ percent his prices on those items in effect on October 1, 1941 to each class of purchaser and may determine his maximum prices for his line of Enameled Cast Iron Kitchen Sinks by increasing by 13½ percent his prices on these items in effect on October 1, 1941 to each class of purchasers.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 166 under Revised Supplementary Order No. 119 authorizes a 22½ percent increase in October 1, 1941, net prices for sales of Enameled Cast Iron Bathtubs and a 13½ percent increase for sales of Enameled Cast Iron Kitchen sinks manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 166.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 20, 1946.

Issued this 19th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6671; Filed, Apr. 19, 1946; 4:41 p. m.]

[Rev. SO 119, Order 171]

GRAND RAPIDS STORE EQUIPMENT CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Grand Rapids Store Equipment Company, Grand Rapids, Michigan may compute its adjusted ceiling prices for all articles of store fixtures and equipment which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 12 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 3 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchaser for resale.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that Section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 19th day of April 1946.

Issued this 19th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6673; Filed, Apr. 19, 1946; 4:42 p. m.]

[Order 137 Under 3 (c)]

GENERAL ANILINE AND FILM CORP.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3 (c) of the General Maximum Price Regulation; *It is ordered:*

(a) Maximum prices for sales of "Ansco Color Film Developing Outfits, Type III, photographic chemicals, in the sizes set forth below, manufactured by Ansco Division, General Aniline and Film Corporation, Binghamton, New York, are established as follows:

Size	On sales to—		
	Distributor	Industrial consumer	Consumer
1 quart	$1.20	$1.40	$2.00
¼ gallon	1.69	1.97	2.83
1 gallon	2.74	3.20	4.57
3½ gallons	6.96	8.12	11.60
10 gallons	18.06	21.70	30.10
48 gallons	76.60	89.40	127.67

These prices are f. o. b. seller's shipping point except in the cases of sales made at retail in which event they are delivered.

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of any of the aforesaid commodities to a distributor or industrial user, the manufacturer shall furnish such distributor or industrial user with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(d) Prior to making any delivery of any of the aforesaid commodities, after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price—$------

The blank in the quoted phrase shall be filled in with the applicable maximum retail price.

This order shall become effective the 23d day of April 1946.

Issued this 22d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6730; Filed, Apr. 22, 1946; 11:43 a. m.]

[SO 142, Order 86]

GENERAL INDUSTRIES CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 86 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The General Industries Company. Docket No. 6083-SO 142-136-375.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by The General Industries Company, Elyria, Ohio, of its lines of Electric Phonograph Motors, Spring Motors, Small Electric Motors, other Mechanical Parts, and Plastic Products shall be determined by increasing by 10.2% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The General Industries Company, Elyria, Ohio, shall compute maximum prices for its line of Record Changers and Recorders under the provisions of section 19 (l) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 22.9% for the percentage applicable to the part being priced which is set forth in that section.

(c) The maximum prices for sales by resellers of the products described in paragraphs (a) and (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The General Industries Company shall notify each purchaser, who buys the products listed in paragraphs (a) and (b) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 19, 1946.

Issued this 19th day of April 1946.

JAMES G. ROGERS, Jr.,
Administrator.

[F. R. Doc. 46-6674; Filed, Apr. 19, 1946; 4:44 p. m.]

[Order 138 Under 3 (c)]

TEMP ENGINEERING & SALES CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3 (c) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum delivered prices for sales of "Wax-Ez", a polishing paste wax, in 6 ounce packages, manufactured by Temp Engineering & Sales Co., 2832 E. Grand Boulevard, Detroit 11, Michigan, are established as follows:

On sales to—		
Jobbers	Retailers	Consumers
$0.2375	$0.30	$0.50

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the commodity described in paragraph (a) to any reseller, the seller shall give such reseller a written notice of the maximum retail price applicable to sales at retail as established by paragraph (a) of this order. If such reseller is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales as established by paragraph (a) of this order and a statement that such wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (a) of this order.

(d) Prior to making any delivery of such commodity after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price—$0.50

This order shall become effective April 23, 1946.

Issued this 22d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6781; Filed, Apr. 22, 1946; 11:43 a. m.]

[MPR 120, Order 1640]

COLORADO FUEL AND IRON CORP. AND VICTOR-AMERICAN FUEL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 17. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.228 and all other provisions of Maximum Price Regulation No. 120.

THE COLORADO FUEL AND IRON CORPORATION, DENVER, COLORADO, PICTON MINE, UPPER ROBINSON SEAM, MINE INDEX NO. 1011, HUERFANO COUNTY, COLO., RAIL SHIPPING POINT, PICTON, COLO., DEEP MINE, SUBDISTRICT PRICE GROUP NO. 1, FOR ALL METHODS OF SHIPMENT

	Size group Nos.																Locomotive fuel use—size group Nos.			
	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17, 18	19	10	13	17, 18	19
Rail shipment	545	540	525	515	485	465	460	---	420	390	345	345	285	---	210	175	385	385	390	270	405	370
Truck shipment	500	500	500	500	515	515	515	465	465	465	385	385	295	295	295	185	440	---	---	---	---	---

VICTOR-AMERICAN FUEL CO., 323 ERNEST & CRANMER BLDG., DENVER 2, COLO., DELAGUA NO. 5 MINE, HASTINGS SEAM, MINE INDEX NO. 1001, LOS ANIMAS COUNTY, COLO., RAIL SHIPPING POINT, HASTINGS, COLO., DEEP MINE, SUBDISTRICT PRICE GROUP NO. 7 FOR ALL METHODS OF SHIPMENT

Rail shipment	475	465	465	465	395	395	385	---	390	370	---	---	290	255	250	210	380	345	375	295	400	365
Truck shipment	525	525	525	525	470	470	470	425	425	425	355	355	320	320	320	220	435	---	---	---	---	---

The last four columns of prices listed for "Rail Shipment" are maximum prices for the size specified when shipped on railroad locomotive fuel use; all other maximum prices listed for "Rail Shipment" are for all uses, including all railroad fuel uses.

This order shall become effective April 23, 1946.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6735; Filed, Apr. 22, 1946; 11:44 a. m.]

[RMPR 136, Order 610]

C. N. MONROE MFG. CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) C. N. Monroe Manufacturing Company, 2325 South Dort Highway, Flint 7, Michigan, may sell, f. o. b. plant, each trailer and optional equipment described in subparagraph (1) below at a price not to exceed the prices contained in subparagraph (2) below, plus federal excise tax, and state and local taxes on the sale or delivery of the trailer and optional equipment and the cost of transporting the trailer and equipment to the purchaser, if any.

(1) *Descriptions.*

Model 40-A tilting trailer, 4 ton capacity, with steel platform body 95" wide x 172" long side angles and stake pockets, equipped with dual wheels and 6.50 x 16, 8-ply synthetic tires and tubes.

Model 40-B tilting trailer, 4 ton capacity with wooden platform body 95" wide x 172" long, side angles and stake pockets, equipped with dual wheels and 6.50 x 16, 8-ply synthetic rubber tires and tubes.

Hand winch with 30' of steel wire cable.
Electric brakes, Warner 14".
Airwheel truck tires and tubes, 6.50 x 16.

(2) *Prices.*

Model 40-A	$312.79
Model 40-B	292.96
Hand winch	31.20
Electric brakes	81.34
Airwheel tires and tubes (additional)	24.97

(b) C. N. Monroe Manufacturing Company, Inc. is authorized to suggest to resellers a resale price for the trailer and optional equipment described in paragraph (a) (1) above, consisting of the following:

(1) *Suggested resale prices.*

Model 40-A	$443.53
Model 40-B	415.20
Hand winch	44.57
Electric brakes	115.05
Airwheel tires and tubes (additional)	35.60

(2) *Charges*—(i) *Transportation expense.* A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Flint, Michigan, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) *Federal excise tax.* A charge equal to the charge made by C. N. Monroe Manufacturing Company, Inc. to cover Federal excise taxes.

(iii) *State and local taxes.* A charge equal to the reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailers and equipment.

(c) A reseller of C. N. Monroe trailers in any of the territories or possessions of the United States is authorized to sell the trailers and extra equipment described in paragraph (a), at a price not to exceed the applicable price established in paragraph (b), to which it may add a sum equal to the expense incurred by or charged to it for payment of territorial and insular taxes on the purchase, sale or introduction of the trailer and equipment; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfing and terminal operations.

(d) The C. N. Monroe Manufacturing Company, Inc. shall report to this Office no later than November 30, 1946 cost data covering these trailers and extra equipment based on actual operations for May, June, July, August, September and October 1946 but computed in accordance with the limitations of section 10 of Revised Maximum Price Regulation 136.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased, from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design specifications or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in the case of a decrease in price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective April 23, 1946.

Issued this 22d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6732; Filed, Apr. 22, 1946; 11:43 a. m.]

[RMPR 136, Order 612]

H. P. RANDALL MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) H. P. Randall Manufacturing Company, Demopolis, Alabama, may sell, f. o. b. plant, each Marvel Horse trailer described in subparagraph (1) below at a price not to exceed $360.56 plus federal excise tax, and state and local taxes on the sale or delivery of the trailer and the cost of transporting it to the purchaser, if any.

(1) *Description:*

Marvel, Model 1, Two-Horse trailer, all steel construction, inside dimensions 76" long x 52" wide x 75" high, with 7.50 x 16, 8-ply implement tires and additional detailed specifications included in the report filed with this Office.

(b) H. P. Randall Manufacturing Co. is authorized to suggest to resellers a resale price for the horse trailer described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale price:* $515.08.

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Demopolis, Alabama, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by H. P. Randall Manufacturing Company to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the horse trailer.

(c) A reseller of Marvel Horse trailers in any of the territories or possessions of the U. S. is authorized to sell the horse trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes on the purchase, sale or introduction of the horse trailer; export premiums; boxing and crating for export purposes; marine and war risk in-

surance; and landing, wharfage and terminal operations.

(d) The H. P. Randall Manufacturing Company shall report to this Office no later than November 30, 1946, cost data covering this horse trailer based on actual operations for May, June, July, August, September and October 1946 but computed in accordance with the limitations of section 10 of Revised Maximum Price Regulation 136.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the horse trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary mark-up on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary mark-up on such an amount.

This order shall become effective April 23, 1946.

Issued this 22d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6734; Filed, Apr. 22, 1946; 11:44 a. m.]

[MPR 120, Order 1641]

INDUSTRIAL COAL CO. OF YOUNGSTOWN ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 2. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.213 and all other provisions of Maximum Price Regulation No. 120.

INDUSTRIAL COAL CO. OF YOUNGSTOWN, BOX 477, MOUNT PLEASANT, PA., INDUSTRIAL NO. 2 MINE, PITTSBURGH SEAM, MINE INDEX NO. 4481, WESTMORELAND COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, MOUNT PLEASANT, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 8

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification	E	E	D	D	D	D	C	C	C	----	----
Rail shipment	319	319	309	309	309	299	284	284	264	----	----
Railroad fuel	319	319	309	309	309	299	284	284	264	254	----
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

M. G. LYNCH, 647 MCKEAN AVE., DONORA, PA., JOYCE NO. 2 MINE, PITTSBURGH SEAM, MINE INDEX NO. 4483, ALLEGHENY COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT, WEBSTER, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	E	E	C	C	C	C	C	C	C	----	----
Rail shipment	319	319	319	319	319	309	284	284	264	254	----
Railroad fuel	319	319	319	319	319	309	284	284	264	254	----
Truck shipment	434	434	434	399	369	369	369	334	294	294	279

MATEER COAL CO., 468 CANAL ST., LEECHBURG, PA., MATEER MINE, UPPER FREEPORT SEAM, MINE INDEX NO. 4485, ARMSTRONG COUNTY, PA., SUBDISTRICT 2, RAIL SHIPPING POINT, ATOLLO, PA., DEEP MINE, RAILROAD FUEL PRICE A, MAXIMUM TRUCK PRICE GROUP NO. 10

Price classification	F	F	E	E	E	E	F	F	F	----	----
Rail shipment	330	330	325	325	325	315	295	295	280	----	----
Railroad fuel	335	335	335	335	335	320	295	295	290	290	----
Truck shipment	415	415	415	385	380	380	380	315	295	295	275

NARD ENGINEERING & MINING CO., 947 BUTLER ST., ETNA, PITTSBURGH 23, PA., NARD MINE, PITTSBURGH SEAM, MINE INDEX NO. 4502, ALLEGHENY COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT, CLIFF MINE, PA., STRIP MINE

Price classification	A	A	C	C	F	D	E	E	E	----	----
Rail shipment	339	339	319	319	284	299	259	259	244	----	----
Railroad fuel	339	339	319	319	299	299	259	259	254	254	----
Truck shipment	434	434	434	399	369	369	369	334	294	294	279

RUTH FUEL CO., P. O. BOX 20, SCOTTDALE, PA., MOORE MINE, PITTSBURGH SEAM, MINE INDEX NO. 4500, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, SUMMIT, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 7.

Price classification	E	E	C	C	C	D	C	C	C	----	----
Rail shipment	319	319	319	319	319	299	284	284	264	----	----
Railroad fuel	319	319	319	319	319	299	284	284	264	254	----
Truck shipment	424	424	424	394	384	384	384	319	299	299	274

S & M COAL CO., 811 FAWCETT ST., MCKEESPORT, PA., S & M NO. 2 MINE, REDSTONE SEAM, MINE INDEX NO. 4496, WESTMORELAND COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT, WEST NEWTON, PA., DEEP AND STRIP MINE, RAILROAD FUEL PRICE GROUP D, MAXIMUM TRUCK PRICE GROUP NO. 8.

Price classification	G	G	G	G	G	G	G	G	G	----	----
Rail shipment	294	294	284	284	284	274	254	254	239	----	----
Railroad fuel	294	294	289	289	289	274	254	254	244	244	----
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

The foregoing maximum prices apply to strip-mined coal; to determine the effective maximum prices for deep-mined coal add 36 cents per net ton to the maximum prices listed for rail shipment and for railroad fuel; add 11 cents per net ton to those listed for truck shipment.

S & M COAL CO., 811 FAWCETT ST., MCKEESPORT, PA., S & M NO. 1 MINE, PITTSBURGH SEAM, MINE INDEX NO. 4495, WESTMORELAND COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT, WEST NEWTON, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	E	E	C	C	C	C	C	C	C	----	----
Rail shipment	319	319	319	319	319	309	284	284	264	----	----
Railroad fuel	319	319	319	319	319	309	284	284	264	254	----
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

SILBOL COAL CO., 316 STATION ST., BRIDGEVILLE, PA., KELLET MINE, PITTSBURGH SEAM, MINE INDEX NO. 4497, ALLEGHENY COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT, NOBLESTOWN, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	A	A	C	C	F	D	E	E	E	----	----
Rail shipment	339	339	319	319	284	299	259	259	244	----	----
Railroad fuel	339	339	319	319	299	299	259	259	254	254	----
Truck shipment	434	434	434	399	369	369	369	334	294	294	279

This order shall become effective April 23, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6736; Filed, Apr. 22, 1946; 11:44 a. m.]

[RMPR 136, Order 611]

SKYLARK MFG. CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Skylark Manufacturing Company, Inc., Venice, California may sell, f. o. b. plant, each utility trailer described in subparagraph (1) below at a price not to exceed $128.23 plus federal excise tax, and state and local taxes on the sale or delivery of the trailer and the cost of transporting it to the purchaser, if any.

(1) *Description.*

Skylark, Model 6737, two wheel utility trailer, ½ ton capacity, of welded steel construction and body dimensions 4' wide x 7' long, equipped with 6.00 x 16, 4-ply synthetic tires and tubes.

(b) Skylark Manufacturing Company, Inc., is authorized to suggest to resellers a resale price for the utility trailer described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale price:* $170.97.

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Venice, California, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Skylark Manufacturing Company, Inc., to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the utility trailer.

(c) A reseller of Skylark utility trailers in any of the territories or possessions of the U. S. is authorized to sell the utility trailers described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the utility trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under Section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the utility trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective April 23, 1946.

Issued this 22d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6733; Filed, Apr. 22, 1946; 11:44 a. m.]

[MPR 599, Order 14]

GENERAL ELECTRIC CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599; *It is ordered:*

(a) This order establishes ceiling prices for sales and deliveries of "special brand" radios sold by the General Electric Company.

(1) For all sales and deliveries by the General Electric Company to distributors the ceiling price is that set forth below:

Model No.	Brand name	Description	Ceiling price to distributor
119	General Electric.	Table radio, 5 tubes, AC/DC, 1 band, clock dial side 4" PM speaker, 1 oz. magnet, wood cabinet, 5⅝" x 10⅜" x 5⅝".	*Each* $13.24

These maximum prices are for the articles described in the application of the General Electric Company, dated April 3, 1946.

(2) For sales by the General Electric Company, the ceiling prices apply to all sales and deliveries since Maximum Price Regulation No. 599 became applicable to those sales and deliveries. They are f. o. b. factory, not including Federal excise tax and are subject to sellers' customary discounts, allowances and freight differentials.

(3) For sales by persons other than the General Electric Company, the General Electric Company is required to calculate the retail ceiling price of the article in accordance with the provisions of section 9 of the regulation. The General Electric Company is also required to calculate distributors prices for the article in accordance with the provisions of section 10 of the regulation.

(b) The General Electric Company shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order in accordance with the provisions of section 13 of the regulation.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) This order shall become effective on the 23d day of April 1946.

Issued this 22d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6737; Filed, Apr. 22, 1946; 11:45 a. m.]

[SO 108,[1] Special Order 13]

MAXIMUM AVERAGE PRICES AVAILABLE TO NEW SELLERS

An opinion accompanying this special order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SECTION 1. *Purpose of this order.* Special Order 4 provided a simplified procedure by which certain manufacturers could establish maximum average prices for the fourth quarter of 1945. This order adopts that procedure for the 2d quarter of 1946. It applies only to the manufacturers of the categories listed in section 6 and to them only if they are or were required to file application for maximum average prices under section 9 of Supplementary Order 108.

SEC. 2. (a) *What maximum average prices must be established under this section.* You must establish your maximum average prices under this section for any category in which you did not deliver any items during 1943 or 1944 if both of the following conditions are true in your case:

(1) You have received from OPA an order of authorization to establish ceiling prices under section 12 of RMPR 287 or section 8 of MPR 570; and

(2) None of the highest price line limitations for the categories covered by the order described in (1) exceeds the prices listed for those categories in Appendix G of Revised Maximum Price Regulation 287 in effect on September 7, 1945 and group G of Appendix D of Maximum Price Regulation 570.

(b) *Maximum average prices under this section.* If you are required to establish your maximum average price for any category under this section, your maximum average price for the second quarter of 1946 is the price listed for that category in section 6.

SEC. 3. *Election to use specified maximum average prices*—(a) *Manufacturers who have filed application under section 9 of Supplementary Order 108.* If you are not covered by section 2 of this order and you have filed an application for a maximum average price for any category listed in section 6, you may if you wish, elect to use for the second quarter of 1946 the maximum average price specified for that category in section 6 by filing the notice described in paragraph (d) below.

(b) *Manufacturers who have not filed applications under section 9 of Supplementary Order 108.* If you are not covered by section 2 of this order and you are required to file an application for a maximum average price for any category listed in section 6 but have not yet filed your application, you may, instead of filing such application, elect to use for the second quarter of 1946 the maximum average price specified for that category in section 6 by filing the notice described in paragraph (d) below.

(c) *Manufacturers whose maximum average price has been established by an order of authorization issued pursuant to section 9 of Supplementary Order 108.* If your maximum average price for any category listed in section 6 below has been established by an order of authorization issued pursuant to section 9 of Supplementary Order 108, you may, if you wish, elect to substitute for the second quarter of 1946 the maximum average price specified for that category in section 6 by filing the notice described in paragraph (d) below. All other provisions of Supplementary Order 108 applicable to you shall be the same as if such elected maximum average price had been established by order of authoriza-

[1] 10 F.R. 4336, 5995, 6402, 8368, 10200, 12080, 12984, 13184, 15125; 11 F.R. 604.

tion. (For example, if you have incurred a surcharge which you have not made up by the end of the first quarter of 1946 and you choose or have chosen the method provided in section 7 (b) of Supplementary Order 108 for making up that surcharge then your reduced maximum average price for any category with respect to which you exercise the option afforded by this subsection shall be the price established in section 6 reduced in the manner set forth in section 7 (b) of Supplementary Order 108.)

(d) *Notice of election.* Notices of election must be filed with the seller's OPA District Office, and must contain (1) the seller's business name, (2) address of main office from which billings will be made, and (3) category number and title of each category for which this election is made.

SEC. 4. *Acknowledgment in lieu of order of authorization.* Any manufacturer who has received an acknowledgment of receipt of his notice of election from his OPA District Office may sell and deliver items in the category in which he has elected to use the maximum average price specified in this order during the second quarter of 1946. This acknowledgment shall take the place of the order of authorization provided for in section 9 of Supplementary Order 108 during the second quarter of 1946.

SEC. 5. *Relation to other regulations.* Nothing in this order shall be construed to eliminate the requirement of applying for a ceiling price or a highest price line limitation from those regulations which require such applications.

SEC. 6. *Specified maximum average prices.* The maximum average prices specified in this order may be elected only for the second quarter of 1946.

(1) Category No.:	(2) *Maximum average price*
A–1	$10.81 each.
A–2	$5.00 each.
A–3	$9.89 each.
A–4	$7.82 each.
A–5	$3.00 each.
A–6	$7.13 each.
A–7	$4.37 each.
A–8	$1.21 each.
A–9	$4.37 each.
A–10	$4.37 each.
A–11	$1.50 each.
A–12	$1.26 each.
A–13	$3.91 each.
A–14	$1.04 each.
A–15	$1.72½ each.
A–16	$3.22 each.
A–17	$14.49 per dozen.
A–18	$2.30 each.
A–19	$12.42 per dozen.
A–20	$1.72½ each.
A–21	$1.61 each.
A–22	$11.04 per dozen.
A–23	$1.21 each.
A–24	$14.49 per dozen.
A–25	$11.04 per dozen.
A–26	$5.29 each.
A–27	$20.70 per dozen.
A–28	$3.22 each.
A–29	$3.77 each.
A–30	$14.49 per dozen.
A–31	$2.30 each.
A–32	$2.40 each.
A–33	$10.35 per dozen.
A–34	$17.60 per dozen.
A–35	$3.45 each.
A–36	$12.42 per dozen.
A–37	$20.70 per dozen.
A–38	$2.41½ each.
A–39	$8.97 per dozen.
A–40	$10.58 per dozen.
A–41	$1.61 each.
A–42	$7.82 per dozen.
A–43	$9.66 per dozen.
A–44	$7.13 each.
A–45	$6.21 each.
A–46	$5.29 each.
A–47	$4.37 each.
A–48	$5.29 each.
A–49	$3.22 each.
A–50	$3.22 each.
A–51	$2.30 each.
A–52	$2.30 each.
A–53	$4.83 each.
A–54	$2.30 each.
A–55	$3.45 each.
A–56	$3.75 each.
A–57	$1.84 each.
A–58	$2.53 each.
A–59	$1.15 each.
A–60	$1.84 each.
A–61	$2.30 each.
A–62	$1.26½ each.
A–63	$1.84 each.
A–64	$1.68½ each.
A–65	$1.15 each.
A–66	$1.38 each.
A–67	$9.66 per dozen.
A–68	$1.15 each.
A–69	$1.84 each.
A–70	$1.38 each.
A–71	$1.57 each.
A–72	$1.15 each.
A–73	$1.19 each.
A–74	$0.92 each.
A–75	$1.32 each.
A–76	$1.93 each.
A–77	$1.10 each.
A–78	$1.32 each.
A–79	$8.28 per dozen.
A–80	$23.28 per dozen.
A–81	$23.28 per dozen.
A–82	$21.37 per dozen.
A–83	$21.37 per dozen.
A–84	$14.55 per dozen.
A–85	$8.28 per dozen.
A–86a	$25.22 per dozen.
A–86b	$17.46 per dozen.
A–87a	$22.31 per dozen.
A–87b	$15.52 per dozen.
A–88a	$16.49 per dozen.
A–88b	$13.10 per dozen.
A–89	$9.70 per dozen.
A–90	$16.50 per dozen.
A–91	$11.64 per dozen.
A–92	$10.67 per dozen.
A–93	$6.79 per dozen.
A–94	$10.75 each.
A–95a	$3.75 each.
A–95b	$4.75 each.
A–95c	$3.75 each.
A–96	$8.50 each.
A–97a	$3.75 each.
A–97b	$4.75 each.
A–97c	$3.50 each.
A–98	$2.25 each.
A–99	$4.14 per dozen.
B–1	$6.21 per dozen.
B–2	$11.50 per dozen.
B–3	$10.29 per dozen.
B–4	$5.52 per dozen.
B–5	$13.00 per dozen.
B–6	$20.70 per dozen.
B–7	$13.23 per dozen.
B–8	$7.36 per dozen.
B–9	$10.06 per dozen.
B–10	$7.35 per dozen.
B–11	$16.56 per dozen.
B–12	$22.08 per dozen.
B–13	$13.72 per dozen.
B–14	$8.28 per dozen.
B–15	$11.76 per dozen.
B–16	$14.49 per dozen.
B–17	$8.33 per dozen.
B–18	$14.49 per dozen.
B–19	$9.66 per dozen.
B–20	$4.41 per dozen.
B–21	$3.19 per dozen.
B–22	$7.82 per dozen.
B–23	$2.99 per dozen.
B–24	$3.43 per dozen.
B–25	$3.68 per dozen.
B–26	$2.45 per dozen.
B–27	$7.35 per dozen.
B–28	$5.15 per dozen.
B–29	$4.90 per dozen.
B–30	$6.37 per dozen.
B–31	$4.41 per dozen.
B–32	$4.17 per dozen.
B–34	$8.05, each.
B–35	$2.99 each.
B–36	$3.68 each.
B–37	$2.53 each.
B–38	$16.56 per dozen.
B–39	$20.70 per dozen.
B–40	$3.91 per dozen.
B–41	$9.20 per dozen.
B–42	$5.75 per dozen.
B–43	$23.46 per dozen.
B–44a	$21.50 per dozen.
B–44b	$22.08 per dozen.
B–45	$5.29 per dozen.
B–46	$12.74 per dozen.
B–47	$33.12 per dozen.
C–1a	$5.29 per dozen.
C–1b	$9.66 per dozen.
C–2	$6.90 per dozen.
C–3	$9.66 per dozen.
C–4	$6.90 per dozen.
C–5	$15.28 per dozen.
C–6	$2.67 per dozen.
C–7	$15.34 per dozen.
C–8a	$7.28 per dozen.
C–8b	$5.34 per dozen.
C–8c	$7.91 per dozen.
C–9	$7.91 per dozen.
C–10	$15.50 per dozen.
C–11	$5.00 per dozen.
C–15	$15.00 per dozen
C–16	$4.95 per dozen.
C–17	$6.25 per dozen.
C–18	$2.97 per dozen.
C–19	$0.97 per dozen.
C–20	$0.49 per dozen.
C–21	$1.75 per dozen.
C–22	$0.75 per dozen.
C–25	$7.00 per dozen.
C–26	$5.00 per dozen.
C–27	$4.50 per dozen.
C–28	$2.40 per dozen.
C–29	$2.25 per dozen.
C–30	$1.50 per dozen.
C–31	$1.50 per dozen.
C–32	$2.85 per dozen.
C–33	$1.60 per dozen.
C–34	$1.50 per dozen.
C–35	$1.85 per dozen.
C–36	$1.50 per dozen.
C–39	$6.50 per dozen.
C–40	$5.50 per dozen.
C–41	$4.00 per dozen.
C–42	$2.00 per dozen.
C–43	$1.91 per dozen.
C–44	$1.16 per dozen.
C–45	$1.16 per dozen.
C–46	$2.40 per dozen.
C–47	$1.20 per dozen.
C–48	$1.11 per dozen.
C–49	$1.45 per dozen.
C–50	$1.10 per dozen
D–1	$1.81 per dozen.
D–2	$2.21 per dozen.
D–3	$1.67 per dozen.
D–4	$1.96 per dozen.
D–5	$2.67 per dozen.
D–6	$2.21 per dozen.
D–7	$2.70 per dozen.
D–8	$2.99 per dozen.
D–9	$2.99 per dozen.
D–10	$2.76 per dozen.
D–11	$4.41 per dozen.
D–12	$3.68 per dozen.
D–13	$2.76 per dozen.
D–14	$8.73 per dozen.
D–15	$6.44 per dozen.
D–16	$8.05 per dozen
D–17	$6.44 per dozen.
D–18	$14.49 per dozen.
D–19	$2.23 each.
D–20	$1.39 each.
D–21	$2.76 each.
D–22	$3.68 each.
D–23	$3.68 each.
D–24	$16.50 per dozen.
D–25	$0.48 each.
D–26	$1.11 each.
E–1	$19.00 each.
E–2	$12.00 each.
E–3	$9.00 each.
E–4	$6.75 each.
E–6	$3.75 per dozen.
E–7	$16.00 each.
E–8	$11.00 each.
E–9	$8.00 each.
E–10	$5.75 each.
E–12a	$19.00 each.
E–12b	$16.00 each.
E–13	$11.75 each.
E–14	$8.50 each.
E–15	$7.00 each.
E–16	$6.00 each.
E–18a	$17.75 each.
E–18b	$8.75 each.
E–18c	$12.00 each.
E–19	$9.00 each.
E–20	$6.50 each.
E–21	$5.75 each.
E–22	$4.50 each.
E–24	$9.75 each.
E–25	$7.75 each.
E–26	$6.00 each.
E–27	$5.00 each.
E–28	$4.50 each.
E–30	$7.50 each.
E–31	$6.00 each.
E–32	$4.50 each.
E–33	$4.00 each.
E–34	$3.50 each.
E–36	$30.00 per dozen.
E–37a	$18.00 per dozen.
E–37b	$22.50 per dozen.
E–37c	$23.50 per dozen.
E–38	$25.00 per dozen.
E–39a	$16.00 per dozen.
E–39b	$19.00 per dozen.
E–39c	$20.00 per dozen.
E–40	$60.00 per dozen.
E–41a	$2.00 each.
E–41b	$2.75 each.
E–41c	$3.00 each.
E–42	$48.00 per dozen.
E–43a	$1.75 each.
E–43b	$2.25 each.
E–43c	$2.50 each.
E–44	$12.00 each.
E–45a	$6.00 each.
E–45b	$7.00 each.
E–45c	$7.50 each.
E–46	$10.00 each.
E–47a	$4.75 each.
E–47b	$5.75 each.
E–47c	$6.25 each.
E–48a	$5.50 each.
E–48b	$3.50 each.
E–49	$3.25 each.
E–50	$2.75 each.
E–51	$2.00 each.
E–53a	$5.00 each.
E–53b	$2.75 each.
E–54	$2.25 each.
E–55	$1.75 each.
E–56	$1.50 each.
E–58	$1.85 each.
E–59	$1.50 each.
E–60	$1.40 each.
E–61	$1.25 each.
E–63	$2.50 each.
E–64	$3.50 each.
E–65	$12.66 per dozen.
E–66	$20.00 per dozen.
E–67	$9.50 per dozen.
E–68	$18.00 per dozen.
E–69a	$16.00 per dozen.
E–69b	$23.00 per dozen.
E–70a	$9.00 per dozen.
E–70b	$11.50 per dozen.
E–72	$16.00 per dozen.
E–73a	$36.00 per dozen.
E–73b	$21.53 per dozen.
E–74a	$9.00 per dozen.
E–74b	$11.50 per dozen.
E–75a	$14.55 per dozen.
E–75b	$17.46 per dozen.
E–77a	$6.50 per dozen.
E–77b	$5.50 per dozen.
E–78	$5.90 per dozen.
E–79	$3.85 per dozen.
E–80a	$20.60 per dozen.
E–80b	$30.00 per dozen.
E–80c	$31.04 per dozen.
E–81a	$16.00 per dozen.
E–81b	$15.00 per dozen.
E–82	$9.80 per dozen.
E–83	$6.86 per dozen.
E–84	$16.17 per dozen.
E–85	$10.05 per dozen.
E–86	$9.07 per dozen.
E–87	$7.10 per dozen.
E–88	$5.56 per dozen.
E–89	$11.03 per dozen.
E–90	$7.52 per dozen.
E–91	$6.86 per dozen.
E–92	$2.60 per dozen.
E–93	$2.21 per dozen.
E–94	$4.07 per dozen.
E–95	$12.50 per dozen.
E–96	$7.10 per dozen.
E–97	$2.94 per dozen.
E–98	$13.23 per dozen.
E–99	$11.64 per dozen.
E–100	$18.00 per dozen.
E–101	$12.00 per dozen.
E–102	$15.00 per dozen.
E–103	$10.00 per dozen.
E–104	$36.38 per dozen.
E–105	$24.25 per dozen.
E–108	$16.49 per dozen.
E–107	$29.10 per dozen.
E–108	$21.83 per dozen.
E–109	$13.58 per dozen.
E–110	$22.00 per dozen.
E–111	$14.07 per dozen.
E–112	$13.87 per dozen.
E–113	$9.70 per dozen.
E–114	$3.88 per dozen.
E–115	$7.84 per dozen.
E–116	$4.37 per dozen.
E–117	$3.40 per dozen.
E–118	$6.31 per dozen.
E–119	$3.88 per dozen.
E–120	$3.50 each.
E–121	$8.46 each.
E–122	$4.00 each.
E–123	$3.35 each.
E–124	$7.52 each.
E–125	$3.53 each.
E–126a	$7.50 per dozen.
E–126b	$6.00 per dozen.
E–127	$15.75 per dozen.
E–128	$18.00 per dozen.
E–129	$5.75 per dozen.
E–130	$25.00 per dozen.
E–131	$23.46 per dozen.
F–1	$6.74 per dozen.
F–2	$8.50 per dozen.
F–3	$42.00 per dozen.
F–4	$11.50 per dozen.
F–5	$10.00 per dozen.
F–6	$9.00 per dozen.
F–7	$30.00 per dozen.
F–8	$8.93 per dozen.
F–9	$8.50 per dozen.
F–10	$6.00 per dozen.
F–11	$21.00 per dozen.
F–12a	$5.00 per dozen.
F–12b	$4.50 per dozen.
F–13	$10.00 per dozen.
F–14	$4.00 per dozen.
F–15	$5.75 per dozen.
F–16	$3.50 per dozen.
F–17	$1.21 per dozen.
F–18	$4.00 per dozen.
F–19	$3.50 per dozen.
F–20	$1.55 per dozen.
F–21	$3.00 per dozen.
F–22	$1.60 per dozen.
F–23	$2.50 per dozen.
F–24	$1.35 per dozen.
F–25	$16.00 per dozen.
F–26	$3.00 per dozen.
F–30	$3.50 per dozen.
F–31	$3.00 per dozen.
F–32	$1.15 per dozen.
F–33	$2.50 per dozen.
F–34	$1.20 per dozen.
F–35	$2.10 per dozen.
F–36	$1.00 per dozen.

This amendment shall become effective April 23, 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6811; Filed, Apr. 23, 1946; 11:37 a. m.]

[Rev. SR 11, Rev. Order 2]

HOUSEHOLD MOVERS

RATES IN NEW YORK COMMERCIAL ZONE

For the reasons set forth in the opinion issued simultaneously herewith, and pursuant to the Emergency Price Control Act of 1942, as amended, § 1499.46 (c) of Revised Supplementary Regulation 11, §§ 1499.18 (c) and (e) and 1499.19 (a) of the General Maximum Price Regulation and sections 8 and 20 of Maximum Price Regulation 586, it is ordered:

(a) *Maximum rates for movers of household goods in New York Commercial Zone.* The maximum rates for any persons performing the service of transporting or moving used household goods [1] within the New York Commercial Zones [2]

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[1] As defined by the Interstate Commerce Commission in 17 M. C. C. 467, as follows: The term "household goods" means personal effects and property used or to be used in a dwelling when a part of the equipment or supply of such dwelling; furniture, fixtures, equipment and the property of stores, offices, museums, institutions, hospitals, or other establishments when a part of the stock, equipment or supply of such stores, offices, museums, institutions, hospitals, or other establishments; and articles, including objects of art, displays and exhibits, which because of their unusual nature or value require specialized handling and equipment usually employed in moving household goods.

[2] As defined (1) by the Interstate Commerce Commission in 1 M. C. C. 665, and which consists of the following: New York, Yonkers, Mount Vernon, North Pelham, Pelham, Pelham Manor, Great Neck Estates, Floral Park and Valley Stream, N. Y.; Englewood, N. J.; Alpine, Tenefly, Englewood Cliffs, Leonia, Fort Lee, Edgewater, Cliffside Park; Fairview, Palisades Park, and Ridgeland Boroughs, Bergen County, N. J.; and that part of Hudson County, N. J., east of the Hackensack River and Newark Bay; and (2) by the New York Public Service Commission in Case No. ME–5, adopted July 27, 1938, as follows: The City of New York; the towns of Hempstead and North Hempstead, including the City of Long Beach in Nassau County; and the cities of Yonkers, Mount Vernon and New Rochelle; and the town of Pelham and the town of East Chester in Westchester County.

shall be the rate lawfully in effect on March 24, 1944, or as subsequently increased pursuant to a proper thirty-day notice filed under Procedural Regulation No. 11 which became effective prior to March 26, 1946, the date of issuance of Order No. 2, or to an order of the OPA adjusting such rates.

(b) Notwithstanding the provisions of any other order or regulation, no increases in the maximum rates prescribed by paragraph (a) may be made by the giving of a thirty-day notice pursuant to Procedural Regulation 11 during the period this order is in effect. However, any person or group of persons performing services subject to this order may petition the Regional Administrator of OPA Region II for an increase in the maximum rates applicable to all or any such services. Such petition shall be in writing and shall furnish the same information as is required of contract carriers by § 1499.75 (a) (3 of Supplementary Regulation 15, together with any other facts upon which petitioners may rely to justify the increase. After investigation, the Regional Administrator shall by order either deny the petition or authorize the proposed increase or such lesser increase as he may find to be consistent with the purposes of the Emergency Price Control Act, as amended, and of the national stabilization policy, including Executive Orders 9599 and 9697.

(c) The maximum rates for handling or other services performed as an incident to the storage of used household goods shall remain subject to Maximum Price Regulation 586 and maximum rates for transportation services rendered other than as a common carrier shall remain subject to the General Maximum Price Regulation. Petitions filed under paragraph (b) above may, however, include proposals to increase rates for any such incidental or transportation services. Any orders issued under paragraph (b) of this order may include modifications of the maximum rates established for the services described herein under the General Maximum Price Regulation or Maximum Price Regulation 586.

(d) If necessary to promote distribution or production, and if not inimical to the purposes of the Emergency Price Control Act, as amended, an adjustable pricing order may be issued by the Regional Administrator pursuant to this order, granting authority to deliver or agree to deliver at prices to be adjusted upward in accordance with maximum prices established by OPA after the delivery.

(e) This order shall not apply to services subject to the jurisdiction of the Interstate Commerce Commission or the Public Service Commission of the State of New York and for which maximum rates have been established or are otherwise directly regulated by those Commissions.

This order shall become effective as of March 26, 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6802; Filed, Apr. 23, 1946; 11:36 a. m.]

[RMPR 136, Order 604]

POLE LINE HARDWARE

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) For the purposes of this order, the term "pole line hardware and line construction specialties" shall mean those fixtures, devices or parts, made of metal, wood, ceramic material or plastics material, used primarily to support or fasten the conductor or the supporting pole or other structure, of electrical transmission and distribution wire or cable lines for power, telephone, telegraph and railway signal purposes, whether overhead or underground, shall also mean ground rods, and shall also mean those tools used particularly and primarily in the construction and maintenance of the aforesaid wire and cable lines, but shall not mean those fixtures, devices or parts used primarily as overhead trolley line material. The following examples indicate, but do not limit, the general types of products covered by this definition:

Bolts and nuts—all types of specially threaded galvanized bolts and nuts for use in power transmission and communication lines.
Bolts and eyes.
Braces—flat, drop angle, back, alley, vertical and diagonal galvanized steel.
Brackets—brake iron, hook, brake arm, house pole, wall spreader, cross arm and transposition, tree telephone, wire holder, beadending and extension for secondary racks and poles.
Cable duct shields.
Clamps—guy stam grade ground wire cross over, suspension and cable clamps.
Clamp pins.
Clevises—bolts and eyes, types for bead-ending strain insulators.
Conduit straps.
Corner construction brackets.
Corner plates for clamp pins.
Cross arms and cross arm pins of metal for bolts—high and low voltage insulator.
Double arming plates.
Earth anchors and anchor rods of metal (all types).
Eye nuts and bolts.
Fort bolts.
Guy hooks—shime and thinbles.
Guy wire protectors.
Ground plates.
Grounding rods.
Hangers, both messenger and span wire.
Hub guard plates.
Insulators—rack bead end, guy and bracket.
Insulated forks.
Lag screws—all types, galvanized, for use in power transmission and distribution and communication lines.
Lineman's safety platforms.
Lockings and stubbings.
Pole balconies.
Pole bands of all types and reinforcing pole bands, pole brackets for forged steel pins, pole extension arms, pole trains, pole seats, pole steps, pole straps.
Pole top pins and all other pins for bolts—low and high voltage.
Pull off rings.
Protection strips and plates.
Racks—cable, house spreader, telephone and secondary.
Reinforcing links.
Ridge irons and ridge iron brackets.
Ridge pins.
Saddles, cross arm.
Separable thinbles.
Shackles—bead-ending.
Strand clips.
Straps—wall cross arm, reinforcing and bead-ending.
Swing knobs.
Telephone hardware.
Tongues—bead-ending.
Transformer kick brackets.
U-bolts.
Underground cable hardware, such as manhole ladders, pull-in iron and cable racks.
Washers—galvanized, round, square, center.
Wire holders—house, wall and pole, and such other items ordinarily catalogued and sold as pole line hardware and line construction specialties.

(b) As used in this order, the phrase "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136 before the addition of any increase provided to an individual manufacturer by way of individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) The maximum prices for sales by manufacturers of pole line hardware and line construction specialties shall be the current prices increased by 15%.

(d) The maximum prices for sales of pole line hardware and line construction specialties by resellers shall be the maximum prices in effect just prior to the issuance of this order increased by the percentage by which their net invoiced cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of pole line hardware and line construction specialties shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 23, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6804; Filed, Apr. 23, 1946; 11:37 a. m.]

[SO 133, Order 31]

SHEBOYGAN DESK CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Sheboygan Desk Company, Sheboygan, Wisconsin, may increase by 6.5 percent, its maximum prices in effect immediately prior to the issuance of this order, for sales of wood offices and kneehole desks which it manufactures. This adjustment charge must be separately stated by each manufacturer on each invoice to a purchaser for resale.

(b) *Maximum prices of purchasers for resale.* Resellers of any article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid, to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration: however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling prices, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for sales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(h) *Effective date.* This order shall become effective on the 22d day of April 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6765; Filed, Apr. 22, 1946; 4:34 p. m.]

[MPR 580, Rev. Order 5]

J. SCHOENEMAN, INC.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-624.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, Order No. 5 is redesignated Revised Order No. 5 to read as follows: *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by J. Schoeneman, Incorporated, Baltimore 3, Maryland, and described in the manufacturer applications dated March 30, 1945, and April 9, 1946:

Article	Brand name	Manufacturer's selling price	Retail ceiling price
Men's suit (coat and trousers).	Coronado...	$23.79	$39.50

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after April 15, 1946, J. Schoeneman, Incorporated, must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$_____

On and after May 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to May 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6757; Filed, Apr. 22, 1946; 4:35 p. m.]

[MPR 580, Amdt. 2 to Order 89]

MIDDISHADE CO., INC.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-602.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 2 issued under section 13 of Maximum Price Regulation No. 580 on application of Middishade Company, Inc., Philadelphia, Pennsylvania, is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling price established for the articles listed below:

Article	Brand name	Manufacturer's selling price	Ceiling price at retail
Men's suits.....	Middishade clothes.	$28.71	$50.00

2. Paragraph (c) is amended to read:

(c) On and after May 15, 1946, Middishade Company, Inc., Philadelphia, Pennsylvania, must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Price—$_____

On and after June 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 15, 1946 if the article is marked or tagged with a retail ceiling price different from the one established under this order or if the article is unmarked and untagged, the retailer shall comply with the marking, tagging and posting provisions of the regulation applicable in the absence of this order.

3. Paragraph (d) is amended by adding the words "and all subsequent amendments" after the words "the seller shall send the purchaser a copy of this order".

This amendment shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6758; Filed, Apr. 22, 1946; 4:35 p. m.]

[MPR 580, Amdt. 1 to Order 228]

FAMOUS-STERNBERG, INC.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-623.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, Order No. 223 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Famous-Sternberg, Inc., 950 Poeyfarre Street, New Orleans 5, Louisiana, and described in the manufacturer's applications dated August 25, 1945, and April 10, 1946:

Brand name	Article	Manufacturer's seling price	Retail ceiling price
"Mirror-Test Rayon Tropical".	Men's suit	$14.64	$24.75
"Lordly Seersucker".	do	9.80	16.35
"Lordly Seersucker".	Men's trousers	3.50	5.50

2. Paragraph (e) is amended to read as follows:

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendment thereto.

This order shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6759; Filed, Apr. 22, 1946; 4:35 p. m.]

[MPR 188, Order 4971]

OTTO GUGGENHEIM & CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Otto Guggenheim & Co., Inc., 19-21 West 24th Street, New York 10, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to— Jobber	For sale by manufacturer to— Retailer	For sale by any person to consumer
30" table lamp with 20" velvet shade. (Lamp base is spun metal, column is reeded wood decorated with five metal arms and lucite)	660	*Each* $23.93	*Each* $28.15	*Each* $50.65
34½" table lamp with 22" velvet shade and 8" reflector. (Lamp base is solid wood, column reeded wood centered with twelve highly polished 4" bent metal tubings in half circle shape)	652	38.59	45.40	81.70
29" table lamp with 20" velvet shade and 8" reflector. (Lamp base is solid wood with column of solid wood centered with twelve highly polished 4" bent metal tubings in half circle shape)	653	34.42	40.50	72.90
61" floor lamp with 16" glass table, 21" pleated silk shade and 8" reflector. (Lamp base is spun metal and column is spun metal tubing with two lucite ornaments)	5535	18.27	21.50	38.70
62" floor lamp with 22" velvet shade. (Lamp base is spun metal and column is reeded wood decorated with five metal arms and lucite parts)	5534	27.11	31.90	57.40
60" floor lamp with 18" plywood table, 22" homespun fabric shade and 8" reflector. (Lamp has 14" wood base with spun metal rims and reeded wood column)	5536	19.55	23.00	41.40
59½" floor lamp with 16" glass table, 22" homespun fabric shade and 8" reflector. (Lamp has triangle plywood base on solid brass legs and solid wood fluted tapered column)	5539	21.25	25.00	45.00

These maximum prices are for the articles described in the manufacturer's application dated January 28, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administration at any time.

(f) This order shall become effective on the 23d day of April 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6756; Filed, Apr. 22, 1946; 4:34 p. m.]

[MPR 594, Amdt. 4 to Rev. Order 4]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Revised Order 4 is amended in the following respects.

1. A new Ford passenger automobile and its respective net wholesale price is added to the schedule in subparagraph (1) of paragraph (a) to read as follows:

Description	*Net wholesale price*
Super Deluxe Eight: Sportsman's convertible coupe	$1,216.69

2. A new Ford passenger automobile and its respective list price is added to the schedule in subparagraph (1) of paragraph (d) to read as follows:

Description	*List price*
Super Deluxe Eight: Sportsman's convertible coupe	$1,558.00

This amendment shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6761; Filed, Apr. 22, 1946; 4:36 p. m.]

[MPR 592, Amdt. 38 to Order 1]

SEWER PIPE PRODUCTS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 3.1 (a) (1) is amended to read as follows:

(1) By adding an amount not in excess of 15 percent to the maximum prices in effect on April 21, 1946 for the same quality, kind and quantity of sewer pipe products delivered to purchasers of the same class, or

This amendment shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6764; Filed, Apr. 22, 1946; 4:34 p. m.]

[MPR 599, Rev. Order 4]

THE MAGNAVOX CO.

APPROVAL OF RETAIL CEILING PRICES

Order No. 4 under section 21 of Maximum Price Regulation No. 599 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Maximum Price Regulation No. 599, *It is ordered:*

(a) The retail ceiling prices for sales by all sellers of the models of radios listed below, manufactured by The Magnavox Company of Fort Wayne 4, Indiana, are the prices set forth below for sales in each zone. These prices include the Federal excise tax and are subject to each retail seller's customary terms, allowances, discounts, and conditions of sale in effect between July 15 and October 15, 1941, as provided by Section 15 of Maximum Price Regulation No. 599.

Model	Description	Retail ceiling price Zone I	Retail ceiling price Zone II
132B	Chairside: Mahogany—walnut—Blonde.	$214.50	$220.00
148B	Contemporary: Mahogany—walnut	250.00	260.00
	Blonde	265.00	275.00
151B	Georgian: Mahogany—walnut.	262.00	272.00
142B	Belvedere: Mahogany—walnut	375.00	390.00
	Blonde	390.00	405.00
155B	Regency: Mahogany—walnut	395.00	410.00
	Blonde	410.00	425.00

(b) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the retail ceiling price in each zone or in the zone in which the article will be sold at retail.

(c) Except as modified by the provisions of this order, all applicable provisions of Maximum Price Regulation No. 599 remain in full force and effect.

This order shall become effective April 23, 1946.

Issued this 22d day of April 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-6762; Filed, Apr. 22, 1946; 4:36 p. m.]

[MPR 594, Amdt. 3 to Rev. Order 5]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Revised Order 5 under Maximum Price Regulation 594 is amended in the following respects:

1. A new Mercury passenger automobile and its respective net wholesale price is added to the schedule in subparagraph (1) of paragraph (a) to read as follows:

Description:	*Net wholesale price*
Sportsman's convertible coupe	$1,363.61

2. A new Mercury passenger automobile and its respective list price is added to the schedule in subparagraph (1) of paragraph (d) to read as follows:

Description:	*List price*
Sportsman's convertible coupe	$1,764

This Amendment shall become effective April 22, 1946.

Issued this 22d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6760; Filed, Apr. 22, 1946; 4:36 p. m.]

[RMPR 136, Order 606]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES FOR ELECTRICAL STEEL DUCTS

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) As used in this order, the phrase "electrical steel ducts" shall include only the following new steel ducts for carrying electric wires:

Rigid steel conduit, including elbows and couplings, but not including fittings.
Electric metallic (steel) tubing (EMT).
Flexible steel conduit.
Steel raceways for carrying electrical wires, including fittings.

The phrase shall not include busways.

(b) As used in this order, the phrase "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided to any individual manufacturer by any individual adjustment under the provisions of Revised Maximum Price Regulation 136, Supplementary Order No. 142 or any increase computed by any individual manufacturer under the provisions of Order No. 591 of Revised Maximum Price Regulation 136.

(c) The maximum prices for sales by manufacturers of electrical steel ducts shall be the current prices increased by 13%.

(d) The maximum prices for sales of electrical steel ducts, by resellers, shall be the maximum prices in effect just prior to the issuance of this order, increased by the same percentage by which their net invoice cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of electrical steel ducts shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 23, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6805; Filed, Apr. 23, 1946; 11:38 a. m.]

[MPR 594, Amdt. 5 to Order 12]

HUDSON MOTOR CAR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, *It is ordered:*

Order No. 12 under maximum price regulation 594 is amended in the following respects:

1. The narrative in subparagraph (2) (i) of paragraph (a) is amended by deleting therefrom the words reading "(or to be affixed when available)."

2. A new subdivision (viii) is added to subparagraph (2) of paragraph (a) to read as follows:

(viii) *Charge for advertising.* A charge for cooperative advertising not to exceed $10.00 when the distributor agrees to participate in the cooperative advertising program.

3. The narrative in subparagraph (2) of paragraph (b) is amended by deleting therefrom the words "(or to be affixed when available)."

4. Subparagraph (5) is added to the paragraph (b) to read as follows:

(5) *Charge for advertising.* A charge for cooperative advertising not to exceed $10.00 when the distributor agrees to participate in the cooperative advertising program.

5. The narrative in subparagraph (1) of paragraph (a) is amended by deleting therefrom the words "(or to be affixed when available)."

6. Subparagraph (9) is added to paragraph (e) to read as follows:

(9) *Charge for advertising.* A charge for cooperative advertising not to exceed $10.00 when the master dealer agrees to participate in the cooperative advertising program.

7. The narrative in subparagraph (1) of paragraph (f) is amended by deleting therefrom the words "or to be affixed when available without any added charge to the purchaser for the installation)."

This amendment may be revoked or amended by the Administrator at any time.

This amendment shall become effective April 24, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6810; Filed, Apr. 23, 1946; 11:38 a. m.]

[MPR 580, Amdt. 3 to Order 44]

VAN RAALTE CO., INC.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-576.

For the reasons stated in the opinion issued simultaneously herewith, Order No. 44 issued under section 13 of Maximum Price Regulation 580 on application of Van Raalte Company, Inc., New York City, New York, is amended in the following respect:

1. Paragraph (a) is amended by adding the following:

UNDERWEAR

Article	Suppliers selling price (per dozen)	Retail ceiling price (each)
All rayon knit, lace trimmed	$34.50	$5.00
Nylon gowns and slips	42.00	6.00
	48.00	7.00
	51.00	7.50
	54.00	8.00
	69.00	10.00

This amendment shall become effective April 24, 1946.

Issued this 23d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6809; Filed, Apr. 23, 1946; 11:38 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 11, 1946.

Region I

New England Order 7-F, Amendment 50, covering fresh fruits and vegetables in the Boston Area. Filed 9:48 a. m.

New England Order 8-F, Amendment 46, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:49 a. m.

New England Order 9-F, Amendment 47, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:49 a. m.

New England Order 10-F, Amendment 45, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:49 a. m.

New England Order 11-F, Amendment 46, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:49 a. m.

New England Order 13-F, Amendment 27, covering fresh fruits and vegetables in the Brockton Area. Filed 9:49 a. m.

New England Order 14-F, Amendment 8, covering fresh fruits and vegetables in Barnstable county in Massachusetts. Filed 9:49 a. m.

New England Order 6-O, Amendment 8, covering eggs in the Boston Area. Filed 9:50 a. m.

New England Order 6-O, Amendment 9, covering eggs in the Boston Area. Filed 9:50 a. m.

Region III

Charleston Order 7-F, Amendment 57, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:50 a. m.

Charleston Order 9-F, Amendment 57, covering fresh fruits and vegetables in Cabell county and the city of Huntington in Wayne county, West Virginia. Filed 9:50 a. m.

Charleston Order 10-F, Amendment 57, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:50 a. m.

Charleston Order 11-F, Amendment 57, covering fresh fruits and vegetables in the counties of Jefferson and Morgan, West Virginia. Filed 9:51 a. m.

Charleston Order 15-F, Amendment 54, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 9:51 a. m.

Charleston Order 16-F, Amendment 54, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:51 a. m.

Charleston Order 17-F, Amendment 53, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:51 a. m.

Charleston Order 10, Amendment 8, covering dry groceries in all counties in West Virginia. Filed 9:52 a. m.

Charleston Order 13, Amendment 12, covering dry groceries in all counties in West Virginia. Filed 9:52 a. m.

Charleston Order 14, Amendment 8, covering dry groceries in all counties in West Virginia. Filed 9:52 a. m.

Charleston Order 10-W, Amendment 12, covering dry groceries in all counties in West Virginia. Filed 9:53 a. m.

Cleveland Order 3-F, Amendment 42, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:53 a. m.

Cleveland Order 4-F, Amendment 36, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:53 a. m.

Cleveland Order 6-F, Amendment 20, covering fresh fruits and vegetables in Cuyahoga county in Ohio. Filed 9:53 a. m.

Cleveland Order 7-F, Amendment 20, covering fresh fruits and vegetables in certain counties in Cleveland, Ohio District. Filed 9:45 a. m.

Cleveland Order 37, Amendment 8, covering dry groceries in the county of Cuyahoga, Ohio. Filed 9:53 a. m.

Cleveland Order 40, Amendment 1, covering dry groceries in all counties in the Cleveland, Ohio District. Filed 9:53 a. m.

Cleveland Order 6-W, Amendment 8, covering dry groceries in the county of Cuyahoga, Ohio. Filed 9:46 a. m.

Indianapolis Order 14-F, Amendment 61, covering fresh fruits and vegetables in the counties of Marion, Vigo, and Tippecanoe, Indiana. Filed 9:46 a. m.

Indianapolis Order 15-F, Amendment 61, covering fresh fruits and vegetables in the counties of Wayne, Delaware, and Allen, Indiana. Filed 9:46 a. m.

Indianapolis Order 16-F, Amendment 61, covering fresh fruits and vegetables in the county of St. Joseph, Indiana. Filed 9:46 a. m.

Indianapolis Order 17-F, Amendment 61, covering fresh fruits and vegetables in the county of Vanderburgh, Indiana. Filed 9:46 a. m.

Indianapolis Order 18-F, Amendment 19, covering fresh fruits and vegetables in certain areas in Ohio. Filed 9:47 a. m.

Indianapolis Order 19-F, Amendment 19, covering fresh fruits and vegetables in certain counties in Indiana. Filed 9:47 a. m.

Louisville Order 3-C, Amendment 12, covering poultry in the counties of Jefferson, Kentucky, Clark, and Floyd, Indiana. Filed 9:44 a. m.

Louisville Order 12-F, Amendment 64, covering fresh fruits and vegetables in the counties of Jefferson, Kentucky, Clark, and Floyd, Indiana. Filed 9:47 a. m.

Louisville Order 17-F, Amendment 30, covering fresh fruits and vegetables in certain designated counties in Kentucky. Filed 9:48 a. m.

Louisville Order 18-F, Amendment 24, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:48 a. m.

Louisville Order 19-F, Amendment 24, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:48 a. m.

Louisville Order 26-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:48 a. m.

Louisville Order 28-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:48 a. m.

Louisville Order 29-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:42 a. m.

Louisville Order 26, Amendment 9, covering dry groceries in the counties of Jefferson, Kentucky, Clark, Floyd, Indiana. Filed 9:42 a. m.

Louisville Order 27, Amendment 11, covering dry groceries in the counties of Jefferson, Kentucky, Clark, Floyd, Indiana. Filed 9:42 a. m.

Louisville Order 28, Amendment 8, covering dry groceries in certain counties in Kentucky. Filed 9:43 a. m.

Louisville Order 30, Amendment 9, covering dry groceries in certain counties in Kentucky. Filed 9:43 a. m.

Louisville Order 32, Amendment 8, covering dry groceries in all counties in Kentucky, with certain exceptions. Filed 9:43 a. m.

Louisville Order 33, Amendment 3, covering dry groceries in certain counties in Kentucky. Filed 9:44 a. m.

Louisville Order 36, Amendment 1, covering dry groceries in certain counties in Kentucky. Filed 9:44 a. m.

Louisville Order 4-W, Amendment 9, covering dry groceries in the counties of Jefferson, Kentucky, Clark, Floyd, Indiana. Filed 9:44 a. m.

Louisville Order 2-P, Amendment 5, covering fish in the counties of Jefferson, Kentucky, Clark, Floyd, Indiana. Filed 9:44 a. m.

Louisville Order 1-O, covering eggs in the counties of Jefferson, Kentucky, Clark, Floyd, Indiana. Filed 9:44 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-6729; Filed, Apr. 22, 1946; 11:41 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 12, 1946.

Region I

Augusta Order 3-F, Amendment 47, covering fresh fruits and vegetables in Portland, South Portland, and Westbrook, Maine. Filed 10:41 a. m.

Augusta Order 4-F, Amendment 15, covering fresh fruits and vegetables in certain areas in Maine. Filed 10:41 a. m.

Augusta Order 5-F, Amendment 46, covering fresh fruits and vegetables in Bangor and Brewer, Maine. Filed 10:41 a. m.

Region III

Louisville Order 5-W, Amendment 8, covering dry groceries in certain counties in Kentucky. Filed 10:29 a. m.

Louisville Order 6-W, Amendment 9, covering dry groceries in certain counties in Kentucky. Filed 10:29 a. m.

Louisville Order 7-W, Amendment 3, covering dry groceries in certain counties in Kentucky. Filed 10:30 a. m.

Region IV

Birmingham Order 3-C, Amendment 6, covering poultry in Jefferson county, Alabama in Birmingham, Alabama District. Filed 10:41 a. m.

Birmingham Order 13-C, Amendment 5, covering poultry in Montgomery county, Alabama. Filed 10:45 a. m.

Birmingham Order 5-F, Amendment 27, covering fresh fruits and vegetables in Jefferson county in Alabama. Filed 10:41 a. m.

Birmingham Order 6-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Alabama. Filed 10:41 a. m.

Columbia Order 8-F, Amendment 23, covering fresh fruits and vegetables in the state of South Carolina. Filed 10:34 a. m.

Jackson Order 6-F, Amendment 8, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 10:44 a. m.

Jackson Order 7-F, Amendment 26, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 10.43 a. m.

Jacksonville Order 14-F, Amendment 21, covering fresh fruits and vegetables in Jacksonville, Florida. Filed 10:30 a. m.

Jacksonville Order 14-F, Amendment 22, covering fresh fruits and vegetables in Jacksonville, Florida. Filed 10:29 a. m.

Jacksonville Order 46, Amendment 2, covering dry groceries in the counties of Baker, Bradford, Clay, Duval, Nassau, St. Johns, and Union, Florida. Filed 10:30 a. m.

Jacksonville Order 47, Amendment 2, covering dry groceries in certain counties in Florida. Filed 10:30 a. m.

Jacksonville Order 48, Amendment 2, covering dry groceries in certain counties in Florida. Filed 10:30 a. m.

Jacksonville Order 17-W, Amendment 2, covering dry groceries in the counties of Baker, Bradford, Clay, Duval, Nassau, St. Johns, and Union, Florida. Filed 10:32 a. m.

Jacksonville Order 18-W, Amendment 2, covering dry groceries in the Jacksonville, Florida District Area. Filed 10:32 a. m.

Jacksonville Order 24-O, Amendment 13, covering eggs in the Duval county, Florida Area. Filed 10:31 a. m.

Jacksonville Order 24-O, Amendment 14, covering eggs in the Duval county in Florida Area. Filed 10:31 a. m.

Jacksonville Order 5-D, Amendment 1, covering butter and cheese in certain counties in Florida. Filed 10:30 a. m.

Nashville Order 7-C, Amendment 1, covering poultry in the Nashville Area. Filed 10:45 a. m.

Nashville Order 8-C, Amendment 1, covering poultry in the Nashville Area. Filed 10:45 a. m.

Nashville Order 9-C, Amendment 1, covering poultry in the Nashville Area. Filed 10:45 a. m.

Nashville Order 10-C, Amendment 1, covering poultry in the Nashville Area. Filed 10:46 a. m.

Nashville Order 11-C, Amendment 16, covering poultry in Davidson county in Tennessee. Filed 10:46 a. m.

Raleigh Order 11-C, Amendment 8, covering poultry in certain counties in North Carolina. Filed 10:34 a. m.

Raleigh Order 12-C, Amendment 8, covering poultry in Mecklenburg county, North Carolina. Filed 10:34 a. m.

Raleigh Order 13-F, Amendment 22, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 10:33 a. m.

Raleigh Order 14-F, Amendment 10, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 10:34 a. m.

Region V

Dallas Order 4-C, Amendment 16, covering poultry in the cities of Dallas, University Park, and town of Highland Park, Texas. Filed 10:35 a. m.

Dallas Order 4-F, Amendment 37, covering fresh fruits and vegetables in Dallas county, Texas. Filed 10:34 a. m.

Dallas Order 6-F, Amendment 26, covering fresh fruits and vegetables in McLennan county in Texas. Filed 10:34 a. m.

Dallas Order 7-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:35 a. m.

Dallas Order 30, Amendment 1, covering dry groceries in Dallas, Texas. Filed 10:35 a. m.

Dallas Order 31, Amendments 1 and 2, covering dry groceries in Dallas, Texas. Filed 10:35 a. m.

Dallas Order 8-W, Amendment 1, covering dry groceries in Dallas, Texas. Filed 10:36 a. m.

Dallas Order 10-O, Amendment 16, covering poultry in the cities of Dallas, University Park and town of Highland Park, Texas. Filed 10:35 a. m.

Fort Worth Order 5-C, Amendment 17, covering poultry in Tarrant county in Texas. Filed 10:42 a. m.

Fort Worth Order 13-F, Amendment 39, covering fresh fruits and vegetables in Tarrant county in Texas. Filed 10:43 a. m.

Fort Worth Order 19-F, Amendment 27, covering fresh fruits and vegetables in the counties of Taylor, Tom Green, and Wichita, Texas. Filed 10:43 a. m.

Fort Worth Order 21-F, Amendment 23, covering fresh fruits and vegetables in the counties of Lubbock and Potter, Texas. Filed 10:43 a. m.

Fort Worth Order 21-F, Amendment 24, covering fresh fruits and vegetables in Fort Worth, Texas. Filed 10:43 a. m.

Fort Worth Order 22-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:43 a. m.

Fort Worth Order 21, Amendment 1, covering dry groceries in Fort Worth, Texas. Filed 10:44 a. m.

Fort Worth Order 21, Amendment 2, covering dry groceries in Fort Worth, Texas. Filed 10:43 a. m.

Houston Order 2-C, Amendment 17, covering poultry in Harris county, Texas. Filed 10:42 a. m.

Houston Order 3-C, Amendment 17, covering poultry in the counties of Orange and Jefferson, Texas. Filed 10:42 a. m.

Houston Order 4-C, Amendment 8, covering poultry in Galveston county in Texas. Filed 10:42 a. m.

Houston Order 4-F, Amendment 38, covering fresh fruits and vegetables in certain cities and towns in Texas. Filed 10:41 a. m.

Houston Order 5-F, Amendment 38, covering fresh fruits and vegetables in the counties of Jefferson and Orange, Texas. Filed 10:36 a. m.

Houston Order 6–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:36 a. m.

Houston Order 21, covering dry groceries in Harris county, Texas. Filed 10:36 a. m.

Houston Order 22, covering dry groceries in Harris county, Texas. Filed 10:37 a. m.

Houston Order 23, covering dry groceries in Harris county, Texas. Filed 10:37 a. m.

Houston Order 24, covering dry groceries in Harris county, Texas. Filed 10:37 a. m.

Houston Order 4–O, Amendment 17, covering poultry in Harris county in Texas. Filed 10:42 a. m.

Region VI

Omaha Order 15–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Nebraska and in Council Bluffs, Iowa. Filed 10:45 a. m.

Omaha Order 16–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:45 a. m.

Omaha Order 17–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:45 a. m.

St. Paul Order 3–C, Amendment 7, covering poultry in certain areas in Minnesota. Filed 10:47 a. m.

St. Paul Order 3–F, Amendment 27, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior in Wisconsin. Filed 10:46 a. m.

St. Paul Order 7–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 10:46 a. m.

St. Paul Order 8–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 10:46 a. m.

St. Paul 2–O, Amendment 9, covering eggs in certain areas in Minnesota. Filed 10:47 a. m.

Twin Cities Order 4–C, Amendment 1, covering poultry in the cities of Duluth and Proctor in St. Louis county in Minnesota. Filed 10:47 a. m.

Region VIII

Nevada Order 11–F, Amendment 17–C, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 10:32 a. m.

Nevada Order 15–F, Amendment 17–C, covering fresh fruits and vegetables in certain areas in Nevada. Filed 10:32 a. m.

Portland Order 2D, Amendment 5, covering butter and cheese in certain counties in Washington and in Oregon with certain exceptions. Filed 10:44 a. m.

Portland Order 3D, Amendment 5, covering butter and cheese in certain counties in Washington and in Oregon with certain exceptions. Filed 10:44 a. m.

Reno Order 5–C, Amendment 12, covering poultry in Washoe county in Nevada. Filed 10:32 a. m.

Reno Order 7–C, Amendment 12, covering poultry in certain counties in Nevada. Filed 10:32 a. m.

Reno Order 9–C, Amendment 12, covering poultry in the counties of Clark, Elko, Eureka, Lincoln, and White Pine, Nevada. Filed 10:32 a. m.

Reno Order 8–O, Amendment 17, covering eggs in certain counties in Nevada. Filed 10:32 a. m.

Reno Order 10–O, Amendment 17, covering eggs in the counties of Elko, Eureka, Lincoln, and White Pine, Nevada. Filed 10:32 a. m.

Reno Order 12–O, Amendment 17, covering eggs in Clark county in Nevada. Filed 10:32 a. m.

San Francisco Order 9–C, Amendment 6, covering poultry in certain areas in California. Filed 10:39 a. m.

San Francisco Order 14, Amendment 12, covering dry groceries in certain counties in California. Filed 10:37 a. m.

San Francisco Order 19, Amendment 4, covering dry groceries in certain areas in California. Filed 10:37 a. m.

San Francisco Order 24, Amendment 4, covering dry groceries in certain areas in California. Filed 10:38 a. m.

San Francisco Order 24, Amendment 5, covering dry groceries in certain areas in California. Filed 10:37 a. m.

San Francisco Order 38, Amendment 1, covering dry groceries in certain areas in California. Filed 10:38 a. m.

San Francisco Order 38, Amendment 2, covering dry groceries in certain areas in California. Filed 10:38 a. m.

San Francisco Order 39, Amendment 1, covering dry groceries in certain counties in California. Filed 10:38 a. m.

San Francisco Order 39, Amendment 2, covering dry groceries in certain counties in California. Filed 10:38 a. m.

San Francisco Order 40, Amendment 1, covering dry groceries in certain counties in California. Filed 10:38 a. m.

San Francisco Order 40, Amendment 2, covering dry groceries in certain counties in California. Filed 10:44 a. m.

San Francisco Order 41, Amendment 1, covering dry groceries in certain counties in California. Filed 10:39 a. m.

San Francisco Order 41, Amendment 2, covering dry groceries in certain counties in California. Filed 10:39 a. m.

San Francisco Order 42, Amendment 1, covering dry groceries in certain counties in California. Filed 10:39 a. m.

San Francisco Order 42, Amendment 2, covering dry groceries in certain counties in California. Filed 10:44 a. m.

San Francisco Order 43, Amendment 1, covering dry groceries in certain counties in California. Filed 10:39 a. m.

San Francisco Order 43, Amendment 2, covering dry groceries in certain counties in California. Filed 10:44 a. m.

San Francisco Order 45, Amendment 1, covering dry groceries in certain areas in California. Filed 10:39 a. m.

San Francisco Order 46, Amendment 1, covering dry groceries in certain areas in California. Filed 10:39 a. m.

San Francisco Order 47, Amendment 1, covering dry groceries in San Francisco, California. Filed 10:40 a. m.

San Francisco Order 3–W, covering dry groceries in certain areas in California. Filed 10:40 a. m.

San Francisco Order 3–W, Amendment 1, covering dry groceries in certain areas in California. Filed 10:40 a. m.

San Francisco Order 9–O, Amendment 5, covering eggs in certain areas in California. Filed 10:40 a. m.

San Francisco Order W–1, Amendment 15, covering dry groceries in certain areas in California. Filed 10:40 a. m.

Seattle Order 16–F, Amendment 35, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 10:33 a. m.

Seattle Order 17–F, Amendment 31, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 10:33 a. m.

Seattle Order 18–F, Amendment 32, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 10:33 a. m.

Seattle Order 19–F, Amendment 29, covering fresh fruits and vegetables in certain areas in Washington. Filed 10:33 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–6675; Filed, Apr. 19, 1946; 4:41 p. m.]

[Trenton Adopting Order 5 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN TRENTON, N. J., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Trenton District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the City of Trenton and the adjacent townships of Ewing, Lawrence and Hamilton, all in the State of New Jersey.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All prices are subject to a cash discount of 2% for payment on or before the 15th day of the month following the date of delivery. All maximum prices fixed by this order are delivered prices.

SEC. 5. *Relationship of this order to basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provision of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective January 7, 1946.

Issued this 4th day of January 1946.

RALPH HACKETT,
District Director.

SCHEDULE A

MAXIMUM PRICES FOR CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN THE CITY OF TRENTON AND THE ADJACENT TOWNSHIPS OF EWING, LAWRENCE AND HAMILTON, ALL IN THE STATE OF NEW JERSEY, ON SALES BY ALL PERSONS TO ULTIMATE USERS OR TO PURCHASERS FOR RESALE ON AN INSTALLED BASIS

No.	Item	Delivered prices to purchasers for resales on an installed basis (this includes contractors)	Delivered prices to ultimate users (this include consumers)
1	Plaster, hard wall	$0.90 (bags 100 lb.)	$1.00 (bags 100 lb.).
2	Plaster, gauging	$1.37 (bags 100 lb.)	$1.55 (bags 100 lb.).
3	Keene's cement	$2.75 (bags 100 lb.)	$2.75 (bags 100 lb.).
4	Finishing lime	$0.65 (bags 50 lb.)	$0.65 (bags 50 lb.).
5	Gypsum lath 3/8" (rock lath)	$26.25 (M sq. ft.)	$26.25 (M sq. ft.).
6	Metal lath, corner bead	$0.04 (lin. ft.)	$0.04 (lin. ft.).
7	Metal lath, expanded type	$0.05 (lin. ft.)	$0.05 (lin. ft.).
8	Portland cement, S&U (paper bags)	$0.70 (bags 94 lb.)	$0.70 (bags 94 lb.).
9	Masonry mortar (paper sacks)	$0.65 (bags 65 lb.)	$0.65 (bags 65 lb.).
10	Mason's hydrated lime (common)	$0.40 (bags 50 lb.)	$0.40 (bags 50 lb.).
11	Concrete block, 8 x 8 x 16 (cinder)	$0.15 (each)	$0.15 (each).
12	Concrete block, 8 x 8 x 16 (concrete)	$0.16 (each)	$0.14 (each).
13	Concrete block, 8 x 12 x 16 (cinder)	$0.21 (each)	$0.21 (each).
14	Concrete block, 8 x 12 x 16 (concrete)	$0.20 (each)	$0.20 (each).
15	Concrete block, 4 x 8 x 16 (cinder)	$0.11 (each)	$0.11 (each).
16	Concrete block, 4 x 8 x 16 (concrete)	$0.11 (each)	$0.11 (each).
17	Concrete block, 8 x 8 x 8—½ block (cinder)	$0.08 (each)	$0.08 (each).
18	Concrete block, 8 x 8 x 8—½ block (concrete)	$0.08 (each)	$0.08 (each).
19	Concrete block, 8 x 12 x 8—½ block (cinder)	$0.12 (each)	$0.12 (each).
20	Concrete block, 8 x 12 x 8—½ block (concrete)	$0.11 (each)	$0.11 (each).
21	Concrete block, 8 x 8 x 16 corner (cinder)	$0.16 (each)	$0.16 (each).
22	Concrete block, 8 x 8 x 16 corner (concrete)	$0.15 (each)	$0.15 (each).
23	Concrete block, 8 x 12 x 16 corner (cinder)	$0.22 (each)	$0.22 (each).
24	Concrete block, 8 x 12 x 16 corner (concrete)	$0.21 (each)	$0.21 (each).
25	Fire brick 9" straight (1st quality)	$0.087 (each)	$0.087 (each).
26	Fire clay (100 lb. bags)	$1.40 (bag 100 lb)	$1.40 (bag 100 lb).
27	Clay drain tile—8"	$0.07½ (foot)	$0.07½ (foot).
28	Clay drain tile—4"	$.085 (foot)	$0.085 (foot).
29	Vitrified clay sewer pipe No. 1SS—4"	$0.19 (foot)	$0.19 (foot).
30	Vitrified clay sewer pipe No. 1SS—6"	$0.29 (foot)	$0.29 (foot).
31	Flue lining 9 x 9	$0.39 (foot)	$0.39 (foot).
32	Flue lining 9 x 13	$0.58 (foot)	$0.58 (foot).
33	Flue lining 13 x 13	$0.76 (foot)	$0.74 (foot).
34	Gypsum wallboard—⅜"	$0.04 (sq. ft.)	$0.04 (sq. ft.).

[F. R. Doc. 46–6744; Filed, Apr. 22, 1946; 2:59 p. m.]

[Region IX Order G–3 Under SR 121]

SURPLUS GOODS IN HAWAII

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Territorial Director by § 4.2 of Supplementary Order 121, *It is ordered:*

(a) Maximum prices for any article purchased from the United States or any agency thereof in the Territory of Hawaii, which is the same as an article for which maximum prices have been established by an order under Supplementary Order 94 for sales in the continental United States, shall be the maximum prices established by such order.

(b) Maximum prices for resales in the Territory of Hawaii of any article originally purchased from the United States or any agency thereof in the continental United States and for which maximum prices have been established by an order issued under Supplementary Order 94, shall be the maximum prices established by such order plus actual landing costs. (As used herein "landing costs" means ocean freight, marine and war risk insurance and cartage (if any) from dock to the seller's place of business.)

(c) Except as specifically modified by this order all other provisions of Supplementary Order 121 (including record-keeping requirements) shall apply to sales subject to this order.

This order may be amended or revoked at any time.

This order shall become effective April 8, 1946.

Issued this 3d day of April 1946.

GERALD A. BARRETT,
Territorial Director.

[F. R. Doc. 46–6746; Filed, Apr. 22, 1946; 2:59 p. m.]

[Region II Order G–11 Under Rev. SO 119]

COMPANY OF MASTER CRAFTSMEN, INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to sections 15 and 16, and authority delegated to the Regional Administrator under section 19 of Revised Supplementary Order #119, it is ordered:

(a) *Manufacturer's maximum prices.* The Company of Master Craftsmen, Inc. of Oneida, New York, may compute its adjusted maximum prices for wood and upholstered wood furniture products or product lines, which it manufactures, as follows:

(1) For an article which has a properly established maximum price in effect before the effective date of this order, the adjusted maximum price is the article's properly established maximum price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 33.6%.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted maximum price is the maximum price hereafter properly determined or established in accordance with MPR 188; and prices so fixed may not be increased under this order.

(3) The Manufacturer's adjusted maximum price fixed in accordance with this order is its new maximum price if it is higher than its previously established maximum price, including all increases and adjustments otherwise authorized for it individually or for its industry.

(b) *Products to which this order is applicable.* This order is applicable to only such products or product lines, and any article included therein, which were listed in the manufacturer's application as filed with this office. The terms "product" or "product lines" shall receive the same meaning and definition as in Revised Supplementary Order 119.

(c) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590 shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under Maximum Price Regulation No. 188.

If his supplier's invoice does not state an unadjusted maximum price, the seller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. If the maximum resale price cannot be determined under the above, the seller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order 153 shall not apply to the determination of ceiling prices for resale of articles covered by this order.

(d) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(e) *Invoices to purchasers for resale.* Any person making a sale of an article covered by this order to a purchaser for resale at a mixmum price adjusted under this order must furnish such purchaser with an invoice containing the information required by section 14 of Order No. 4800 under Maximum Price Regulation No. 188. This shall also notify such purchasers that the provisions of Supplementary Order 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(f) *Relationship of this order to Order 4800 under MPR 188.* Except as they are modified by paragraph (a) of this order, all provisions of Order 4800 under Maximum Price Regulation 188 apply to all sales of articles covered by this order. This includes, among others, provisions dealing with invoicing, reporting, notification, and determining "unadjusted maximum prices".

(g) *Revocation or amendment.* This order may be revoked or amended by the Office of Price Administration or any authorized office thereof at any time. All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(h) *Effective date.* This order shall become effective on the 16th day of April 1946.

Issued this 16th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–6661; Filed, Apr. 19, 1946; 3:21 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 18, 1946.

Region I

Connecticut Order 3–W, Amendment 2, covering dry groceries. Filed 12:25 p. m.

Connecticut Order 8, Amendment 2, covering dry groceries. Filed 12:24 p. m.

Region II

Newark Order 11–C, Amendment 1, covering poultry in certain areas in New Jersey. Filed 1:28 p. m.

New York Order 10–C, Amendment 4, covering poultry in certain areas in New York. Filed 1:21 p. m.

Philadelphia Order 13–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 1:25 p. m.

Philadelphia Order 14–F, Amendment 11, covering fresh fruits and vegetables in the city and county of Philadelphia, Pennsylvania. Filed 1:26 p. m.

Philadelphia Order 15–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 1:29 p. m.

Philadelphia Order 16–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 1:30 p. m.

Syracuse Order 4–O, Amendment 5, covering poultry in certain areas in New York. Filed 2:49 p. m.

Syracuse Order 1–O, Amendment 8, covering eggs in certain parts of the Syracuse District. Filed 2:49 p. m.

Syracuse Order 1–O, Amendment 8, covering eggs in certain parts of the Syracuse District. Filed 2:50 p. m.

Syracuse Order 2–O, Amendment 8, covering eggs in Broome and Tioga counties in New York. Filed 2:51 p. m.

Region III

Cincinnati Order 12–F, Amendment 7, covering fresh fruits, and vegetables in Franklin county in Ohio. Filed 3:30 p. m.

Cincinnati Order 13–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Ohio. Filed 3:31 p. m.

Cleveland Order 4–F, Amendment 37, covering fresh fruits and vegetables in certain counties in Ohio. Filed 3:48 p. m.

Cleveland Order 6–F, Amendment 21, covering fresh fruits and vegetables in the county of Cuyahoga in Ohio. Filed 3:39 p. m.

Cleveland Order 7–F, Amendment 21, covering fresh fruits and vegetables in certain counties in Ohio. Filed 3:49 p. m.

Detroit Order 10–F, Amendment 34, covering fresh fruits and vegetables in certain counties in Michigan. Filed 3:47 p. m.

Detroit Order 10–F, Amendment 35, covering fresh fruits and vegetables in certain counties in Michigan. Filed 3:44 p. m.

Detroit Order 10–F, Amendment 36, covering fresh fruits and vegetables in certain counties in Michigan. Filed 3:43 p. m.

Detroit Order 9–O, Amendment 12, covering eggs in designated counties in Michigan. Filed 12:07 p. m.

Region IV

Atlanta Order 12–C, Amendment 4, covering poultry in certain counties in Georgia. Filed 3:36 p. m.

Atlanta Order 13–C, Amendment 4, covering poultry in certain counties in Georgia. Filed 3:37 p. m.

Atlanta Order 14–C, Amendment 5, covering poultry in Chatham county in Georgia. Filed 3:38 p. m.

Atlanta Order 20–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Georgia. Filed 3:40 p. m.

Atlanta Order 21–F, Amendment 1, covering fresh fruits and vegetables in certain areas in Georgia. Filed 3:35 p. m.

Atlanta Order 36–C, Amendment 4, covering poultry, in Atlanta-Decatur Metropolitan Trade Area in the Atlanta, Georgia, District. Filed 3:50 p. m.

Birmingham Order 25–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Alabama with certain exceptions. Filed 3:51 p. m.

Birmingham Order 26–F, Amendment 26, covering fresh fruits and vegetables in Mobile county in Alabama. Filed 3:51 p. m.

Birmingham Order 27–F, Amendment 28, covering fresh fruits and vegetables in Montgomery county in Alabama. Filed 3:54 p. m.

Birmingham Order 28–F, Amendment 26, covering fresh fruits and vegetables in Houston county in Alabama. Filed 3:55 p. m.

Birmingham Order 29–F, Amendment 25, covering fresh fruits and vegetables in Dallas county in Alabama. Filed 3:56 p. m.

Birmingham Order 4–O, Amendment 14, covering eggs in Jefferson county in Alabama. Filed 2:52 p. m.

Columbia Order 27–C, Amendment 9, covering poultry in the counties in South Carolina which are Richland and Lexington. Filed 3:05 p. m.

Columbia Order 8–F, Amendment 24, covering fresh fruits and vegetables in the state of South Carolina. Filed 3:01 p. m.

Columbia Order 21, Amendment 3, covering dry groceries in the South Carolina Area. Filed 3:03 p. m.

Columbia Order 7–W, Amendment 3, covering dry groceries in the South Carolina Area. Filed 3:08 p. m.

Columbia Order 27–O, Amendment 13, covering eggs in the counties of Richland and Lexington in South Carolina. Filed 3:06 p. m.

Jackson Order 12–C, Amendment 2, covering poultry in the counties of Coahoma, Desoto, Quitman, and Tunica in Mississippi. Filed 2:53 p. m.

Jackson Order 14–C, Amendment 2, covering poultry in certain counties in Mississippi. Filed 2:54 p. m.

Jackson Order 15–C, Amendment 2, covering poultry in certain counties in Mississippi. Filed 2:56 p. m.

Jacksonville Order 17–C, Amendment 4, covering poultry in Duval county in Florida. Filed 3:41 p. m.

Memphis Order 14–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:09 p. m.

Memphis Order 15–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:10 p. m.

Memphis Order 16–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:11 p. m.

Memphis Order 17–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:12 p. m.

Memphis Order 18–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:13 p. m.

Memphis Order 19–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:14 p. m.

Memphis Order 20–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:15 p. m.

Memphis Order 21–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:15 p. m.

Nashville Order 13–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Tennessee. Filed 2:56 p. m.

Nashville Order 14–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Tennessee and the municipality of Bristol, Virginia. Filed 2:57 p. m.

Nashville Order 14–F, Amendment 28, covering fresh fruits and vegtables in certain counties in Tennessee and the municipality of Bristol, Virginia. Filed 2:58 p. m.

Raleigh Order 11–C, Amendment 9, covering poultry in certain counties in North Carolina. Filed 3:00 p. m.

Raleigh Order 13–F, Amendment 25, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 2:59 p. m.

Richmond Order 8–F, Amendment 25, covering fresh fruits and vegetables in certain Areas in Virginia. Filed 3:57 p. m.

Richmond Order 13–F, Amendment 27, covering fresh fruits and vegetables in certain areas in Virginia. Filed 3:58 p. m.

Chicago Order 2–F, Amendment 110, covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake County, Indiana. Filed 3:59 p. m.

Des Moines Order 6–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Iowa. Filed 3:32 p. m.

Des Moines Order 7–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Iowa, and certain cities in Illinois. Filed 3:34 p. m.

Des Moines Order 13–W, Amendment 3, covering dry groceries in Des Moines, Iowa. Filed 3:34 p. m.

Des Moines Order 15–W, Amendment 2, covering dry groceries in certain counties in Iowa. Filed 3:33 p. m.

Omaha Order 7–C, Amendment 3, covering poultry in certain areas in Nebraska. Filed 3:28 p. m.

Omaha Order 15–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Nebraska and in the city of Council Bluffs in Iowa. Filed 3:11 p. m.

Omaha Order 16–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 3:12 p. m.

Omaha Order 17–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 3:26 p. m.

Sioux Falls Order 5–F, Amendment 11, covering fresh fruits and vegetables in the county of Minnehaha in South Dakota. Filed 3:29 p. m.

Region VIII

Los Angeles Order 3–F, Amendment 21, covering fresh fruits and vegetables in the Los Angeles Metropolitan Area. Filed 3:46 p. m.

Los Angeles Order 13, Amendment 13, covering dry groceries in the Santa Barbara-Ventura Area. Filed 3:59 p. m.

Los Angeles Order 14, Amendment 12, covering dry groceries in the Riverside-San Bernardino Area. Filed 3:59 p. m.

Portland Order 32–F, Amendment 23, covering fresh fruits and vegetables in certain areas in Oregon. Filed 4:00 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–6766; Filed, Apr. 22, 1946; 4:36 p. m.]

[Region IV Order G–18 Under SR 15, MPR 280, and MPR 329, Corr. to Amdt. 4]

FLUID MILK IN ATLANTA REGION

An amendment, designated Amendment No. 4 to Order G–18, issued and effective April 3, 1946, was incorrectly numbered. It is hereby corrected to read: "Amendment No. 5 to Order G–18."

This correction shall become effective April 3, 1946.

Issued April 22, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–6745; Filed, Apr. 22, 1946; 2:59 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 63–5]

OGDEN CORP.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 18th day of April, A. D. 1946.

Ogden Corporation, a registered holding company, having filed an application pursuant to the Public Utility Holding Company Act of 1935 requesting that authorization be granted pursuant to section 3 (a) (5), 9 (c) (2) or 9 (c) (3) of the act, to use all or any portion of its cash resources not required for other corporate purposes, estimated by the company at approximately $3,000,000 to acquire, purchase, invest and reinvest from time to time in any securities, assets or real or personal property of any sort, other than securities of a public utility company and public utility assets as defined in the act from persons, firms or corporations other than affiliates or associates of Ogden;

A hearing on said application having been duly held after appropriate notice, and the Commission having examined the record, and having made and filed its findings and opinion herein;

It is ordered, That the aforesaid transactions be and they are hereby prescribed pursuant to section 9 (c) (3) of the act, subject to the limitations hereinafter set forth, as appropriate in the ordinary course of business of Ogden and as not detrimental to the public interest or the interest of investors or consumers, and that section 9 (a) of the act shall not apply to such transactions as so limited, subject however to the terms and conditions prescribed in Rule U-24 (except that the transactions proposed herein are hereby exempted from the requirements contained in Rule U-24 (c) (1) that they be carried out within sixty days after the date hereof) and to the following further conditions and limitations hereby prescribed:

(1) That the applicant report to this Commission on the fifteenth day of the third month following the date of our order, and the fifteenth day of each third month thereafter, all acquisitions and sales of securities under this application. Such reports shall specify each security acquired and sold during the period for which the report is made, the amounts thereof, the cost per unit, the amount of commission, and any other fees paid in connection with such acquisitions and sales, the total price for each purchase and sale, and the name and address of the vendor or purchaser in any trans-

action not effected on a recognized securities exchange;

(2) That in effecting any transactions pursuant to this application, the applicant shall not be exempt from any of the duties, responsibilities, or obligations of the Public Utility Holding Company Act of 1935 except those imposed by the provisions of section 9 (a) of the act and the rules and regulations promulgated thereunder: *Provided*, That no purchases shall be made of securities or property of a public utility company or a public utility holding company, as defined in the act;

(3) That the Commission reserves jurisdiction after notice and opportunity for hearing to prohibit further transactions in any particular security or to prohibit all further transactions under this application where it appears that such transactions would be inconsistent with any provisions of the act or any rule or regulation thereunder or any term or condition of our order. Pending any inquiry to determine whether any further transactions shall be prohibited, the Commission may summarily suspend such transactions;

(4) At least semi-annually, Ogden shall transmit by mail, postage prepaid, to each stockholder of record, a report containing all the information and financial statements, or their equivalent, specified in clauses (1) to (6) inclusive of section 30 (d) of the Investment Company Act of 1940. The first such report shall be made as of a date not later than the close of the fiscal year or half-year first occurring on or after June 30, 1946. Each report shall be mailed within 30 days after the date as of which the report is made, or within such longer period of time as the Commission may permit by order upon application. Such reports shall comply with the requirements of Rule N-30D–1 (b) and (c) of the general rules and regulations under the Investment Company Act of 1940;

It is further ordered, That the aforesaid application be and it is hereby granted in the respects specified hereinabove, and that in all other respects the aforesaid application be and it is hereby denied.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–6676; Filed, Apr. 22, 1946; 9:47 a. m.]

[File Nos. 7-874, 7-877]

UTAH POWER & LIGHT CO.

ORDER SETTING HEARING ON APPLICATIONS TO EXTEND UNLISTED TRADING PRIVILEGES AND DIRECTING CONSOLIDATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 22d day of April, A. D. 1946.

In the matter of applications by the Salt Lake Stock Exchange and the New York Curb Exchange to extend unlisted trading privileges to Utah Power & Light Company; common stock, without par value; File Nos. 7–874 and 7–877.

The Salt Lake Stock Exchange and the New York Curb Exchange, pursuant to section 12 (f) (3) of the Securities Exchange Act of 1934, and Rule X-12F–1 promulgated thereunder, having made application to the Commission to extend unlisted trading privileges to the abovementioned security;

The Commission deeming it necessary for the protection of investors that a hearing be held in these matters at which all interested persons be given an opportunity to be heard;

It is ordered, That these matters be consolidated and set down for hearing at 10:00 a. m. on Tuesday, May 14, 1946, at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission named by it for that purpose, shall preside at the hearing on such matters. The officer so designated to preside at such hearing is hereby empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commisssion.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–6774; Filed, Apr. 23, 1946; 9:33 a. m.]

NORRIS & HIRSHBERG, INC.

MEMORANDUM OPINION AND ORDER DENYING AMENDED PETITION FOR REHEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 17th day of April A. D., 1946.

On January 22, 1946, we issued our findings, opinion and order, pursuant to section 15 (b) of the Securities Exchange Act of 1934, revoking the registration of Norris & Hirshberg, Inc., as a broker and dealer. (Securities Exchange Act Release No. 3776) Respondent has filed a petition for rehearing. The Commission has stayed effectiveness of its order of revocation pending action on the petition for rehearing. (Securities Exchange Act Release No. 3786)

Almost all of the matters set forth in the amended petition were briefed and argued in the course of the proceedings. None warrants a rehearing. We comment on only a few of the matters raised.

In our opinion we said:

> Respondent invariably confirmed its transactions as principal. (Mimeo. p. 20)

Taken alone, this statement is wrong. Respondent in addition to its predominant business in unlisted securities did deal in listed securities through exchange members until 1939, when it ceased trading in listed securities. In its transactions in listed securities respondent usually acted as agent and confirmed as agent and we so find. However, our findings are almost entirely concerned with trading in unlisted securities. Respecting such trading the statement is fully supported by the record. The record shows that the volume of exchange transactions was small,[1] and the circumstance that customers sometimes received agency confirmations in the purchase of listed securities is no proof that they authorized, read, understood or ratified the numerous dealer confirmations sent in connection with transactions in unlisted securities.

Respondent claims that certain charts set forth in Appendix II to the Commission's opinion were used without introducing them into evidence. However, these charts are not evidence; they represent our findings in graphic form taken from evidence which was introduced into the record without objection.

Respondent's counsel and counsel for the Trading and Exchange Division stipulated that the transcript of hearing be corrected in certain particulars. Respondent now states that "there is evidence that the Commission used the unrevised and uncorrected transcript . . ." Respondent is wrong. However, on page 16 of the opinion the word "Atlanta" was inadvertently used in a quotation from the testimony though the stipulation provided that it should be eliminated and the word "sustained" substituted. The quoted material should read:

> A. It would if there were any *sustained* offering. It was just an infrequent offering of a small amount of stock. It did not affect our prices. We simply took it in and added it in our inventory and *protected our market*. If at any time it was sustained, then, of course, our market changed along with the sustained offering. (Italics supplied)

This correction has no effect on our findings.

Respondent has offered to submit evidence on changes in the nature of its business occurring largely since the close of the record; claiming that such evidence should have a bearing on the issue of public interest. The record as developed amply supports the Commission's findings and conclusions. The proffered evidence will not be considered by us in relation to the order of revocation, but will be considered should respondent reapply for registration.

Accordingly, *It is ordered*, That the petition for rehearing be, and it is hereby, denied; and

It is further ordered, That the effectiveness of the revocation order heretofore entered by the Commission be, and it is hereby, stayed for a period of ten days from the date of this order, and in the event that a petition for review of said revocation order shall be filed pursuant to section 25 of the act, and in connection therewith application made to the court for a stay pending review, said revocation order is further stayed pending action by the court upon such application for stay.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–6775; Filed, Apr. 23, 1946; 9:33 a. m.]

[1] From 1933 through 1941 total commissions earned by respondent were $41,456 as compared with total profits on securities bought and sold of $1,469,828.

[File Nos. 59–17, 59–11, 54–25]

UNITED LIGHT AND POWER CO., ET AL.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 22d day of April A. D. 1946.

In the matter of The United Light and Power Company, The United Light and Railways Company, American Light & Traction Company, Continental Gas & Electric Corporation, United American Company, and Iowa-Nebraska Light and Power Company, respondents, File No. 59–17; The United Light and Power Company and its subsidiary companies, respondents, File No. 59–11; The United Light and Power Company, applicant, File No. 54–25.

Notice is hereby given that The United Light and Railways Company ("Railways"), a registered holding company and its subsidiary, Continental Gas & Electric Corporation ("Continental"), also a registered holding company, have filed a joint application and declaration pursuant to the Public Utility Holding Company Act of 1935.

All interested persons are referred to said joint application and declaration which is filed in the offices of the Securities and Exchange Commission for a statement of the transactions therein proposed, which may be summarized as follows:

Continental proposes to sell, pursuant to the competitive bidding requirements of Rule U-50 promulgated under the act, 744,455 shares (approximately 99.17% of a total of 750,680 shares outstanding) of common stock of Columbus and Southern Ohio Electric Company ("Columbus"), a public utility subsidiary of Continental, engaged principally in the generation of electric energy and in the transmission, distribution and sale thereof within the state of Ohio in and about the city of Columbus and in the territory located in the southern part of the state, including numerous smaller municipalities and also engaged in operating a transportation system, including electric trolley coaches, street cars and motor busses in the city of Columbus and suburbs. The shares of stock proposed to be sold represent Continental's entire interest in Columbus. The proposed sale is intended to effect compliance with the Commission's order of August 5, 1941, requiring, among other things, the disposition by Continental of its interest in Columbus and the elimination by Railways from its holding company system of its interest, direct or indirect, in Columbus and in the properties and assets owned or operated by Columbus.

The net proceeds of the proposed sale of the shares of common stock of Columbus (which shares are pledged as security for the repayment of Continental's bank loans) are to be deposited with The National City Bank of New York, as agent for the lending banks, pursuant to the loan agreement, and applied first to the payment of Continental's outstanding $20,000,000 principal amount of One Year, 1¾% Notes, due December 7, 1946 (renewable for an additional year) and then to the pro rata prepayment of the last maturing installments of the $30,000,000 principal amount of Continental's Ten Year, 2½% Notes, due serially from July 1, 1946 to December 7, 1955.

Continental requests that the order to be entered by the Commission conform to the requirements of sections 371 (f), 373 (a) and 1808 (f) of the Internal Revenue Code, and recite that the proposed sale and transfer of the said common stock of Columbus and the proposed application of the net proceeds of such sale are necessary and appropriate to the integration and simplification of the holding company system of which Continental is a member and necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said application and declaration and that said application shall not be granted or said declaration be permitted to become effective except pursuant to further order of the Commission;

It is ordered, That a hearing on said matters under the applicable provisions of the act and the rules of the Commission thereunder be held on May 1, 1946, at 10:00 a. m., e. d. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in the proceedings shall notify the Commission in the manner provided by its Rules of Practice, Rule XVII, on or before April 29, 1946.

It is further ordered, That Richard Townsend or any other officer or officers of the Commission designated by it for that purpose, shall preside at said hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's Rules of Practice.

It is further ordered, That, without limiting the scope of the issues presented by such application, particular attention will be directed at such hearing to the following questions:

(1) Whether the proposed sale of common stock of Columbus by Continental meets the requirements of the applicable provisions of the act, particularly section 12 (d) thereof.

(2) Whether and to what extent it is necessary or appropriate to impose terms or conditions with respect to the proposed transaction, in the public interest or for the protection of investors or consumers or to prevent the circumvention of the applicable requirements of the act and the rules, regulations and orders issued thereunder.

(3) Whether the proposed sale of said common stock is fair and equitable to the persons interested, is necessary or appropriate to effectuate the provisions of section 11 (b) of the act and constitutes a step in compliance with the order of the Commission dated August 5, 1941.

(4) Generally, whether the proposed transactions comply in all respects with the applicable provisions of the act and the rules thereunder.

It is further ordered, That notice of the aforesaid hearing be given to Railways, Continental, Columbus, The National City Bank of New York, the Public Utilities Commission of Ohio and the Mayor of the City of Columbus, Ohio by registered mail and to all other persons by general release of this Commission, which shall be distributed to the press and mailed to the mailing list for releases issued under the act, and by publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL D. DUBOIS,
Secretary.

[F. R. Doc. 46–6776; Filed, Apr. 23, 1946; 9:34 a. m.]

Reference

APR 27 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 81

Washington, Thursday, April 25, 1946

The President

EXECUTIVE ORDER 9715

[ON THE DEATH OF HARLAN FISKE STONE]

The death of the Honorable Harlan Fiske Stone, Chief Justice of the United States, occurred on the evening of April 22, 1946. Through his untimely death the people of the United States have lost the services of an eminent jurist and a distinguished public servant. His service on the Supreme Court of the United States was characterized by his high sense of duty, his great legal learning and the clarity of his judicial reasoning.

He began his public career as Attorney General of the United States on April 7, 1924, after a long and noteworthy career as a teacher and practitioner of the law. He was nominated Associate Justice of the Supreme Court of the United States by President Coolidge on January 5, 1925 and entered on the duties of that office on March 2, 1925. On June 12, 1941 he was appointed Chief Justice of the United States by President Roosevelt and he took the oath of office on July 3, 1941.

In testimony of the respect in which his memory is held by the Government and people of the United States, and in recognition of his eminent and varied services as a public servant, I do hereby direct that the National Flag be displayed at half staff upon all the public buildings of the United States for thirty days; that the usual and appropriate military and naval honors be rendered, and that on all the embassies, legations, and consulates of the United States in foreign countries, the National Flag shall be displayed at half staff for thirty days from the receipt of this order.

HARRY S. TRUMAN

THE WHITE HOUSE,
April 23, 1946.

[F. R. Doc. 46-6855; Filed, Apr. 24, 1946; 11:41 a. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration

PART 23—THE FEDERAL LAND BANK OF COLUMBIA

FEES

Section 23.1 of Title 6, Code of Federal Regulations, is amended to read as follows:

§ 23.1 *Loan application fees.* The following fees shall be charged in connection with loan applications:

Appraisal fee. An appraisal fee of $10 is payable at the time the application is filed.

Reappraisal fee. If a reappraisal is required because of delay for which the Bank is not responsible, or is made at the applicant's request, the regular appraisal fee will be charged for the reappraisal.

Return of fee. If the application is withdrawn or cancelled before appraisal by the Bank, the appraisal fee will be refunded to the applicant. If the application is withdrawn or cancelled after appraisal by the Bank, the appraisal fee will not be refunded to the applicant.

Loans on naval stores farms. The regular appraisal fee will apply to this type of application: If preliminary appraisal and review are made, none of the fee will be refunded. If it is determined by the Bank and the applicant, after preliminary appraisal and contact with the applicant, that the application is to be handled to a definite conclusion, a fee of 5¢ per acre for timber cruise will be charged, to be paid prior to the making of the cruise. If the cost of the cruise is less than the timber cruise fee previously collected, the difference will be refunded to the applicant.

(Sec. 13 "Ninth," 39 Stat. 372, sec. 26, 48 Stat. 44, sec. 32, 48 Stat. 48, as amended; 12 U.S.C. 781 "Ninth," 723 (e), 1016 (e), and Sup.; 6 CFR 19.322 and 19.326) [Res. Bd. Dir. September 27, 1945.]

[SEAL] THE FEDERAL LAND BANK OF COLUMBIA,
S. C. LATTIMORE,
Vice President.

[F. R. Doc. 46-6823; Filed, Apr. 23, 1946; 4:12 p. m.]

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FEDERAL REGISTER

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 927—MILK IN NEW YORK METROPOLITAN MILK MARKETING AREA

PARTIAL SUSPENSION ORDER

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the New York metropolitan marketing area (7 F.R. 2370, 9109; 8 F.R. 6327, 6589; 10 F.R. 6156), hereinafter referred to as the "order," it is hereby determined that all the provisions of the table contained in § 927.5 (a) (1) of the order except the following words and figures:

92-score butter, wholesale, at New York, average price per pound announced pursuant to § 927.2 (e), plus an amount calculated as follows: deduct 4 cents from the average dry skim milk quotation per pound, announced pursuant to § 927.2 (e), and multiply by 1.8

Cents	*Class I–A price (per cwt.)*
• • • under 65	$3.70
65 or over, but under 70	3.90
70 or over, but under 75	4.10
75 or over	4.30

do not tend to effectuate the declared policy of the act with respect to milk received from producers or cooperative associations of producers during the months of May and June 1946.

It is therefore ordered, That all the provisions of the table contained in § 927.5 (a) (1) of the order except the following words and figures:

92-score butter, wholesale, at New York, average price per pound announced pursuant to § 927.2 (e), plus an amount calculated as follows: deduct 4 cents from the average dry skim milk quotation per pound, announced pursuant to § 927.2 (e), and multiply by 1.8

Cents	*Class I–A price (per cwt.)*
• • • under 65	$3.70
65 or over, but under 70	3.90
70 or over, but under 75	4.10
75 or over	4.30

be and they hereby are suspended with respect to milk received from producers or cooperative associations of producers during the months of May and June 1946.

Done at Washington, D. C., this 24th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6850; Filed, Apr. 24, 1946; 11:09 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5510]

PART 23—CONSOLIDATED INCOME TAX RETURNS

PART 33—CONSOLIDATED EXCESS PROFITS TAX RETURNS

RETURNS OF AFFILIATED CORPORATIONS

Regulations 104, relating to consolidated income tax returns of affiliated corporations, and Regulations 110, relating to consolidated excess profits tax returns of affiliated corporations, amended to conform to the Revenue Act of 1945.

In order to conform Regulations 104 (26 CFR Cum. Supp., Part 23) and Regulations 110 (26 CFR, Cum. Supp., Part 33) to the provisions of the Revenue Act of 1945 (Public Law 214, 79th Congress), approved November 8, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted in Regulations 104 immediately preceding § 23.0, and in Regulations 110 immediately preceding § 33.0, the following:

SEC. 122. REPEAL OF EXCESS PROFITS TAX IN 1946. (Revenue Act of 1945.)

• • • • •

(d) *Affiliated groups.* Subsection (b) (relating to carry-backs from years after 1945, etc.) shall be applied in the case of corporations making or required to make a consolidated return under chapter 1 for any taxable year beginning after December 31, 1945, and in the case of a corporation making a separate return for any such taxable year which was a member of a group which made or was required to make a consolidated return for any prior taxable year, in such manner as may be prescribed in regulations prescribed by the Commissioner with the approval of the Secretary prior to the last day prescribed by law for the making of the return for the year beginning after December 31, 1945.

PAR. 2. There is inserted in § 23.31 of Regulation 104 the following new paragraph:

(h) *Carry-backs from taxable years beginning after December 31, 1945.* To the extent that it may become necessary under section 122 (b) of the Revenue Act of 1945 to determine a net operating loss for a taxable year beginning after December 31, 1945, or to determine an unused excess profits credit for any such year, for the purpose of the excess profits tax provisions of subchapter E of chapter 2, any such determination in the case of an affiliated group shall be made in all respects as if a consolidated return for such year, subject to the provisions of Part 33 of this subchapter, were made or were required, if a consolidated income tax return for such year is made or is required under the provisions of this part. If separate income tax returns are properly filed for any such year, the required excess profits tax determinations shall be made as if separate excess profits tax returns were properly filed for such year, regardless of the fact that consolidated returns may have been filed for taxable years beginning prior to January 1, 1946.

PAR. 3. There is inserted in § 33.31 of Regulations 110 the following new paragraph:

(h) *Carry-backs from taxable years beginning after December 31, 1945.* To the extent that it may become necessary under section 122 (b) of the Revenue Act of 1945 to determine a net operating loss for a taxable year beginning after December 31, 1945, or to determine an unused excess profits credit for any such year, for the purpose of this part, any such determination in the case of an affiliated group shall be made in all respects as if a consolidated excess profits tax return for such year were made or were required, if a consolidated income tax return for such year is made or is required subject to the provisions of Part 23 of this subchapter. If separate income tax returns are properly filed for any such year, the required excess profits tax determinations shall be made as if separate excess profits tax returns were properly filed for such year, regardless of the fact that consolidated returns may have been filed for taxable years beginning prior to January 1, 1946.

(Sec. 141 (b), I.R.C. (53 Stat. 58, 56 Stat. 858; 26 U.S.C., and Sup., 141 (b)) and sec. 122 (d) of Revenue Act of 1945 (Pub. Law 214, 79th Cong.), approved Nov. 8, 1945)

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: April 23, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-6851; Filed, Apr. 24, 1946; 11:13 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S–935]

RAND AND RAND

Seymour Rand, doing business as Rand and Rand at 821 Arch Street, Philadelphia, Pennsylvania, is engaged principally in the manufacture of children's dresses. During the fourth quarter of 1945, Seymour Rand placed orders bearing CC ratings for 70,586 yards and accepted delivery of 60,148 yards of cotton fabrics, although he was authorized on Form WPB–3732 to place orders bearing such ratings and receive only 53,451 yards of cotton fabrics. The placing of these rated orders for 17,135 yards of cotton fabrics in excess of the amount authorized and accepting delivery of 6,697 yards in excess of the authorization constituted a violation of Priorities Regulation No. 3. This violation has interfered wth the controls established by the Civilian Production Administration for the distribution of critical materials. In view of the foregoing, it is hereby ordered that:

§ 1010.935 *Suspension Order No. S–935.* (a) Seymour Rand shall reduce the amount of cotton fabrics for which he may be authorized to extend ratings during the second quarter of 1946 under Schedule C of Order M–328–B, by the amount of 23,832 yards.

(b) Nothing contained in this order shall be deemed to relieve Seymour Rand from any restriction, prohibition, or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(c) Seymour Rand shall refer to this order in any application or appeal that he may file with the Civilian Production Administration during the second quarter of 1946 dealing with his use of textiles.

(d) The restrictions and provisions contained herein shall apply to Seymour Rand, doing business as Rand and Rand or under any other name, his successors and assigns, or persons acting in his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 23d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6825; Filed, Apr. 23, 1946; 4:31 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-933]

HERMAN ROMBERG

Herman Romberg of 131 North Orizaga Street, Clearwater, California, is engaged in the manufacture of dairy feeds in which molasses is customarily used as an ingredient. During the first three calendar quarters of 1945, in the capacity of a "second-class purchaser" of molasses, Herman Romberg used a total of 152 tons of molasses in excess of the amount he was permitted to use during these periods under Conservation Order M-54, and in violation thereof. It appears that Herman Romberg has voluntarily reduced his use of molasses for the fourth quarter of 1945 by 23 tons and accordingly his excess consumption now amounts to 129 tons as of the date of this order. These violations have diverted critical material to uses not authorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.933 *Suspension Order No. S-933.* (a) During the second quarter of 1946, Herman Romberg shall reduce his consumption of molasses by 70 tons below the amount he would otherwise be entitled to consume under the provisions of Conservation Order M-54.

(b) During the third quarter of 1946, Herman Romberg shall reduce his consumption of molasses by 30 tons below the amount he would otherwise be entitled to consume under the provisions of Conservation Order M-54.

(c) During the fourth quarter of 1946, Herman Romberg shall reduce his consumption of molasses by 29 tons below the amount he would otherwise be entitled to consume under the provisions of Conservation Order M-54.

(d) Nothing contained in this order shall be deemed to relieve Herman Romberg from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(e) The restrictions and prohibitions contained herein shall apply to Herman Romberg, his successors and assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 23d day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6824; Filed, Apr. 23, 1946; 4:31 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Schedule I, as Amended Apr. 10, 1946, Amdt. 1]

Priorities Regulation 28, Schedule I, is amended by inserting in the table, at the proper alphabetical-order location, the following:

I Critical products	II Persons Eligible	III Production materials	IV Capital equipment	V MRO	VI Construction
Asbestos-cement siding shingles and flat sheets (products made from asbestos fibres and cement).	Producer	No	Yes (except specialized) machinery for asbestos-cement siding shingles and flat sheets).	Yes	Yes.
Asbestos-cement siding shingle and flat sheet specialized machinery.	Producer	Yes	Yes	Yes	No.

Issued this 24th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-6852; Filed, Apr. 24, 1946; 11:18 a. m.]

Chapter XI—Office of Price Administration

PART 1351—FOOD AND FOOD PRODUCTS

[2d Rev. MPR 487,[1] Amdt. 10]

WHEAT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1 (a) (6) is added to Second Revised Maximum Price Regulation 487 to read as follows:

(6) This supplement shall not apply to sales to or purchases by Commodity Credit Corporation made in accordance with the provisions of Directive No. 107, issued on April 19, 1946, by the Office of Economic Stabilization.

This amendment shall become effective April 23, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 22, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6827; Filed, Apr. 23, 1946; 4:33 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 10 to Supp. 4]

CORN

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1 (a) (8) is added to Supplement 4 to Food Products Regulation 2 to read as follows:

(8) This supplement shall not apply to sales to or purchases by Commodity Credit Corporation made in accordance with the provisions of Directive No. 106, issued on April 19, 1946, by the Office of Economic Stabilization.

[1] 10 F.R. 6454, 8241, 8936, 12702, 12923, 14902; 11 F.R. 1296, 1989, 2322, 3480.

This amendment shall become effective April 23, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 19, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6826; Filed, Apr. 23, 1946; 4:33 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, Including Amdts. 1-78,[1] Corr.]

HOTELS AND ROOMING HOUSES

Section 2 (c) of the Rent Regulation for Hotels and Rooming Houses is corrected by adding the following subparagraphs:

(2) *Maximum rent established under section 4 (a).* Where the maximum rent of the housing accommodations is or initially was established under section 4 (a), no security deposit shall be demanded, received, or retained except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) provided for in the lease or other rental agreement in effect on the date determining the maximum rent.

(3) *Maximum rent established under section 4 (b) or (c)—(i) Renting prior to effective date of regulation.* Where the maximum rent of the housing accommodations is or initially was established under Section 4 (b) or (c) by a renting prior to the effective date of regulation, no security deposit shall be demanded, received or retained except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) provided for in the lease or other rental agreement under which the accommodations were first rented or in any order heretofore or hereafter issued with reference to such security deposit. Where such lease or other rental agreement provided for a security deposit, the Administrator at any time, on his own initiative or on application of the tenant, may order a decrease in the amount of such deposit, or may order its elimination.

(ii) *Renting on or after effective date of regulation.* Where the maximum rent of the housing accommodations is or initially was established under section 4 (b) or (c) by a renting on or after the effective date of regulation no security deposit shall be demanded or received.

[1] 10 F.R. 4000.

(4) *Maximum rent established under section 4 (d) or (f).* Where the maximum rent of the housing accommodations is or initially was established under section 4 (d) or (f), no security deposit shall be demanded or received, except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) as provided in the lease or other rental agreement in effect on September 1, 1944. Where such accommodations are first rented after September 1, 1944, no security deposits shall be demanded, received, or retained.

(5) *Deposits to secure the return of certain movable articles.* Notwithstanding the preceding provisions of this paragraph (c), any landlord may petition for an order authorizing the demand and receipt of a deposit to secure the return of movable articles. If the landlord shows that he has a special need therefor, the Administrator may enter an order authorizing a security deposit, not in excess of ten dollars to secure the return of the movable articles specified in the order.

This correction shall become effective as of April 10, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6829; Filed, Apr. 23, 1946; 4:33 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, New York City, Including Amdts. 1-24,[1] Corr.]

HOTELS AND ROOMING HOUSES IN NEW YORK CITY

Section 2 (c) of the Rent Regulation for Hotels and Rooming Houses in the New York Defense-Rental Area is corrected by adding the following subparagraphs:

(2) *Maximum rent established under section 4 (a).* Where the maximum rent of the housing accommodations is or initially was established under section 4 (a), no security deposit shall be demanded, received or retained except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) provided for in the lease or other rental agreement in effect on the date determining the maximum rent.

(3) *Maximum rent established under section 4 (b) or (c)—(i) Renting prior to effective date of regulation.* Where the maximum rent of the housing accommodations is or initially was established under section 4 (b) or (c) by a renting prior to the effective date of regulation, no security deposit shall be demanded, received, or retained except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) provided for in the lease or other rental agreement under which the accommodations were first rented or in any order heretofore or hereafter issued with reference to such security deposit. Where such lease or other rental agreement provided for a security deposit, the Administrator at any time, on his own initiative or on application of the tenant, may order a decrease in the amount of such deposit, or may order its elimination.

(ii) *Renting on or after effective date of regulation.* Where the maximum rent of the housing accommodations is or initially was established under section 4 (b) or (c) by a renting on or after the effective date of regulation, no security deposit shall be demanded or received.

(4) *Maximum rent established under section 4 (d) or (f).* Where the maximum rent of the housing accommodations is or initially was established under section 4 (d) or (f), no security deposit shall be demanded or received except in the amount (or any lesser amount) and on the same terms and conditions (or on terms and conditions less burdensome to the tenant) as provided in the lease or other rental agreement in effect on September 1, 1944. Where such accommodations are first rented after September 1, 1944, no security deposit shall be demanded, received, or retained.

(5) *Deposits to secure the return of certain movable articles.* Notwithstanding the preceding provisions of this paragraph (c), any landlord may petition for an order authorizing the demand and receipt of a deposit to secure the return of movable articles. If the landlord shows that he has a special need therefor, the Administrator may enter an order authorizing a security deposit, not in excess of ten dollars to secure the return of the movable articles specified in the order.

This correction shall become effective as of April 10, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6828; Filed, Apr. 23, 1946; 4:33 p. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 25]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order 126 is amended in the following respects:

1. Section 3 of Article I is amended by adding the following:

Milkweed Floss.

2. Section 8 of Article II is amended by adding a new paragraph to read as follows:

(c) Fiber articles of the following kinds:

New and Rewoven Open Weave Jute Bagging for covering cotton bales.

Cotton bale bagging, as defined in section 2.1 of Supplementary Regulation 14E to the General Maximum Price Regulation, when sold by cotton oil mills (with and without ties).

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6865; Filed, Apr. 24, 1946; 11:49 a. m.]

PART 1305—ADMINISTRATION

[Rev. SO 114,[1] Amdt. 6]

ADJUSTABLE PRICING OF CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

In the Table contained in section 5 of Revised Supplementary Order No. 114, reference number 49 is revoked.

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6864; Filed, Apr. 24, 1946; 11:49 a. m.]

PART 1305—ADMINISTRATION

[SO 126,[2] Amdt. 26]

SURGICAL DRESSINGS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respect:

Section 10 (e) is added to read as follows:

(e) *Surgical dressings.* Those products made wholy or partially of textile cloth or cotton and used or intended for use in the cure, mitigation, treatment or prevention of traumatic or pathological conditions resulting from surgery, injury or disease, or for use in conjunction with the physiological functions of man and for other general needs of the public health, and which are commonly known or sold as surgical or medical products are suspended from price control: *Provided,* That tampons, cellulose sanitary napkins, foot products (such as corn plasters), and elastic products (such as athletic supporters), are not included. However, every manufacturer of surgical dressings who in the preceding calendar month sold any item described in Table I in a quantity equal to or exceeding that shown in the table shall file a report with the Office of Price Administration, Cotton

[1] 10 F.R. 9875, 11296, 12849, 13072; 11 F.R. 2593, 3533.

[2] 10 F.R. 10200, 11348, 11512, 12919, 13110, 13071, 13776, 14396, 14734, 14735, 14899, 15346; 11 F.R. 712, 881, 1774, 2375, 2989

[1] 11 F.R. 4025

Section, Textile Price Branch, Washington 25, D. C., as follows:

(1) On or before the 30th day of May, 1946, his name, address, the number of the item as shown in Table I, and its brand name; and

(2) On or before the 30th day of May, 1946, and on the 30th day of every month thereafter the following information regarding the item:

(i) The item number;

(ii) The ceiling price (unless previously reported pursuant to this section); and

(iii) The highest price charged by him for it during the preceding month.

The present maximum price of any manufacturer who is required to report pursuant to this action shall be reinstated automatically for all sales and deliveries during any period of time in which a report is overdue.

This amendment shall become effective April 24, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

TABLE I

Item No.	General description	Quantity	Size
1	Adhesive tape (waterproof)	400 gross	½" x 5 yds.
2	Adhesive tape hospital rack spool	5,000 rolls	12 x 10 yds.
3	Sterile gauze bandages	1,000 gross	2" x 10 yds.
4	Sterile absorbent cotton U. S. P. carton	150 gross	2 oz.
5	Sterile absorbent cotton 1 pound roll	5,000 pounds	1 lb.
6	Moleskin adhesive	50 gross	3" x 4".
7	Moleskin adhesive	20 gross	7" x 1 yd.
8	Plaster of Paris bandages (hard cast)	75 gross	4" x 5 yd.
9	Bulk gauze (20 x 12)	5,000 bolts	100 yd.
10	Gauze sponges (bulk)	125 cases	3" x 3"
11	Sterile package gauze	50 gross	1 yd. x 5 yd.

[F. R. Doc. 46-6866; Filed, Apr. 24, 1946; 11:49 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 20]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment have been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 131 is amended in the following respects:

1. Section 4 is revised to include the following:

(xx) *Finished carded corduroys.* The base maximum prices for men's and women's finished carded corduroys as set forth in § 1400.118 (d) (24) (iii) and (iv) are increased 10.04% for Band A: *Provided*, That for deliveries made before March 8, 1946 under adjustable pricing contracts entered into pursuant to Revised Supplementary Order 114, the maximum price shall be the aforesaid base maximum price increased by only 4.9%.

(yy) *Finished combed corduroys.* Producers' maximum prices established by the General Maximum Price Regulation for finished combed corduroys are increased 21.26% for Band A. As used in this paragraph "combed corduroy" means a filling pile fabric made entirely of combed cotton with ribs, each cut by an individual knife, running parallel to the selvage.

2. Section 4 (oo) is amended to read as follows:

(oo) *Velveteen.* Producers maximum prices established by the General Maximum Price Regulation for velveteen are increased 11.31% for Band A and 8.07% for Band B. As used in this paragraph "velveteen" means a finished combed or carded cotton fabric with a short filling pile which is hand cut off the loom.

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6867; Filed, Apr. 24, 1946; 11:50 a. m.]

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2972.

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMPR 143, Amdt. 10]

WHOLESALE PRICES FOR NEW RUBBER TIRES AND TUBES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 143 is amended in the following respects:

1. Table 1 of Appendix I is amended by adding thereto the following item:

Size	4-ply tire discount base	Maximum wholesale increase
6.00/6.25-16	$16.60	$0.50

2. Table 1 of Appendix II is amended by adding thereto the following item:

Size:	*4-ply tire price*
6.00/6.25-16	$12.12

This amendment shall become effective April 29, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6859; Filed, Apr. 24, 1946; 11:49 a. m.]

PART 1305—ADMINISTRATION

[SO 133, Corr. to Amdt. 2]

INDIVIDUAL COMPANY ADJUSTMENT PROVISION FOR MANUFACTURERS CERTAIN PRODUCTS

Amendment 2 to Supplementary Order No. 133 is corrected as follows:

The list of maximum price regulations in Appendix A is corrected by changing the designations and titles of RPS 86 and MPR 111 to read as follows:

RMPR 86—Domestice Laundry Machines
RMPR 111—New Household Vacuum Cleaners and Attachments

This correction shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6868; Filed, Apr. 24, 1946; 11:49 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 79]

CORROSION INHIBITER SERVICES FOR BOILERS AND HEATING AND COOLING SYSTEMS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

RSR 11 is amended in the following respect:

Section 1499.46 (b) (144) is amended to read as follows:

(144) Corrosion inhibiter service for boilers and heating and cooling systems—fees and charges for.

This amendment shall become effective April 29, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6858; Filed, Apr. 24, 1946; 11:50 a. m.]

PART 1380—HOUSE AND SERVICE INDUSTRY MACHINES

[MPR 598, Amdt. 10]

POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respect:

Section 24, Appendix A is amended by adding to the listing therein of refrigerator models produced by the Admiral Corporation following:

Make	Brand	1946 model No.	First zone [1]	Second zone [2]	Third zone [3]
Admiral Corporation	Admiral	CS-746A	$189.95	$194.95	$199.95
		CS-946B	219.95	224.95	229.95
		CD-746	239.95	244.95	249.95
		CD-946	269.95	274.95	279.95

[1] The first zone consists of the following States: Illinois, Indiana, Ohio, West Virginia, Kentucky and Missouri.
[2] The second zone consists of the following States: Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Pennsylvania, Maryland, Tennessee, Alabama, Georgia, Mississippi, South Carolina, North Carolina, Virginia, Wisconsin, Michigan, Nebraska, Kansas, Minnesota, Iowa, South Dakota, North Dakota, Arkansas, Louisiana, and the District of Columbia.
[3] The third zone consists of the following States: Arizona, California, Colorado, Florida, Idaho, Montana, Nevada, New Mexico, Oklahoma Oregon, Texas, Utah, Washington and Wyoming.

This amendment shall become effective on the 24th day of April 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6863; Filed, Apr. 24, 1946; 11:50 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 289,[1] Amdt. 52]

DAIRY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 289 is amended in the following respects:

1. Table A of Section 23 (b) is amended to read as follows:

TABLE A

Quantity	Cents per pound: Acid	Cents per pound: Rennet
10,000 lbs. or more	33	34½
2,000 lbs. or over but less than 10,000 lbs.	33¼	34¾
Less than 2,000 lbs	33¾	35¼

2. Table B of section 23 (c) is amended to read as follows:

TABLE B

Type of casein	Cents per pound
Wet curd acid-casein, dry basis	27
Wet curd rennet-casein, dry basis	29½
Dry acid-casein	30
Dry rennet-casein	31½

3. The last sentence of section 23 (c) (3) is amended to read as follows: "Thus the maximum price for ground dry acid-casein shall be 30½ cents per pound and for ground dry rennet-casein it shall be 32 cents per pound."

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6860; Filed, Apr. 24, 1946; 11:50 a. m.]

[1] 10 F.R. 2352, 2658, 2928, 3554, 3948, 3950, 5772, 5792, 6232, 7340, 7852, 9084, 11809, 12651, 12957, 12989, 13216, 13592, 14735; 11 F.R. 175, 244, 712, 840, 1405, 1670, 2088, 2043, 2516.

PART 1445—LIVESTOCK

[MPR 574, Corr. to Amdt. 4]

LIVE BOVINE ANIMALS (CATTLE AND CALVES)

In Amendment 4 to Maximum Price Regulation No. 574, in Item 22 (amending section 15 of the regulation) the example following "Instruction 9" is corrected by inserting "54½ percent" in place of "55½ percent".

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6862; Filed, Apr. 24, 1946; 11:49 a. m.]

Chapter XXIII—War Assets Administration

[SPA Reg. 16, Amdt. 5]

PART 8316—SURPLUS AIRPORT PROPERTY

Surplus Property Administration Regulation 16, November 16, 1945, entitled "Surplus Airport Property," as amended through April 11, 1946 (10 F.R. 14204, 14628, 14866, 11 F.R. 2603, 4164), is hereby further amended by changing § 8316.1 (b) (2) to read as follows:

(2) "Airport" means any area of land or water and the improvements thereon primarily used for or in connection with the landing and take-off or navigation of aircraft, and any area of land determined by the Administrator to be suitable and necessary for the expansion of an existing "landing area" or "building area." The term may include "landing area," "building area," "airport facilities" and "non-aviation facilities," as determined by the Administrator.

This amendment shall become effective April 25, 1946.

E. B. GREGORY,
Administrator.

APRIL 23, 1946.

[F. R. Doc. 46-6849; Filed, Apr. 24, 1946; 10:56 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter II—Office of Defense Transportation

[General Order ODT 55, Revocation]

PART 502—DIRECTION OF TRAFFIC MOVEMENT

CONTROL OVER RAILWAY PASSENGER CARS, BAGGAGE CARS AND EXPRESS CARS

Pursuant to Executive Order 8989, as amended, General Order ODT 55, §§ 502.275 to 502.279, inclusive (10 F.R. 8938), is hereby revoked effective May 1, 1946.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183)

Issued at Washington, D. C., this 24th day of April, 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-6847; Filed, Apr. 24, 1946; 10:19 a. m.]

[General Order ODT 56, Revocation]

PART 502—DIRECTION OF TRAFFIC MOVEMENT

USE OF SLEEPING CARS AND DAY COACHES FOR ORGANIZED MILITARY MOVEMENTS

Pursuant to Executive Order 8989, as amended, General Order ODT 56, §§ 502.295 to 502.299, inclusive, (10 F.R. 9034), is hereby revoked effective May 1, 1946.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183)

Issued at Washington, D. C., this 24th day of April 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-6848; Filed, Apr. 24, 1946; 10:19 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service

PART 23—SOUTHWESTERN REGION NATIONAL WILDLIFE REFUGES

SALT PLAINS NATIONAL WILDLIFE REFUGE FISHING REGULATIONS

Under authority of § 12.3 of the general regulations for the administration of national wildlife refuges (5 F.R. 5284), as amended, the following is ordered:

Supersedes § 23.798 approved August 29, 1944 (9 F.R. 10779).

§ 23.798 *Salt Plains National Wildlife Refuge, Oklahoma; fishing.* Non-commercial fishing in accordance with the State laws of Oklahoma is permitted in the waters of the Salt Plains Reservoir within the Salt Plains National Wildlife Refuge, located south of a line common to the north section lines of Secs. 7, 8, 9, and 10; T. 26 N., R. 9 W.

Entry on and use of the refuge for any purpose is governed by the regulations of the Secretary dated December 19, 1940 (5 F.R. 5284), and strict compliance therewith is required. Persons entering the refuge for the purpose of fishing must follow such routes of travel within the refuge as are designated by posting. All fishermen must comply with all State fishing laws and regulations and must have on their person and exhibit at the request of any authorized Federal or State officer whatever license is required by such laws and regulations. No Federal permit will be required to exercise the fishing privileges permitted under this order.

The use of boats on the waters of the refuge opened to fishing is permitted except that, during the open waterfowl hunting season, (a) use of motor boats, either inboard or outboard, shall be restricted to the waters of secs. 10 and 15; T. 26 N., R. 9 W., (b) boats of any type shall not approach or enter rafts of waterfowl resting on the waters of refuge.

All islands located within the open fishing area will be closed to all public use during the months of April, May, and June of each year.

Fishing from the shore will be permitted from the shoreline in Secs. 9, 10, and the E½ Sec. 15, T. 26 N., R. 9 W., at all times of the year when permitted by the laws of the State of Oklahoma and from the balance of the shoreline adjacent to waters open to fishing at all times permitted by the laws of the State of Oklahoma except during the open waterfowl hunting season. In order to protect important food and cover vegetation plantings the officer in charge may close to shore fishing such parts of the shoreline as are considered critical. Such restrictions are to be clearly designated by posting.

During periods of waterfowl concentrations fishing may be restricted or closed on such areas of the refuge as, in the judgment of the officer in charge, such restrictions are necessary in order to provide adequate protection for wildlife. Such restrictions are to be published by posting or otherwise.

CLARENCE COTTAM,
Acting Director.

APRIL 19, 1946.

[F. R. Doc. 46-6840; Filed, Apr. 24, 1946; 9:34 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

CENTRAL VALLEY PROJECT, CALIFORNIA

FIRST FORM RECLAMATION WITHDRAWAL

APRIL 3, 1946.

The SECRETARY OF THE INTERIOR.

SIR: It is recommended that the following described land be withdrawn from public entry under the first form of withdrawal as provided by section 3 of the act of June 17, 1902 (32 Stat. 388).

CENTRAL VALLEY PROJECT

MOUNT DIABLO MERIDIAN, CALIFORNIA

T. 36 N., R. 3 W.,
Sec. 32, W½SW¼.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur: April 11, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

WARNER W. GARDNER,
Acting Secretary.

APRIL 12, 1946.

[F. R. Doc. 46-6841; Filed, Apr. 24, 1946; 9:35 a. m.]

BLUE RIVER-SOUTH PLATTE PROJECT, COLORADO

FIRST FORM RECLAMATION WITHDRAWAL

MARCH 28, 1946.

The SECRETARY OF THE INTERIOR.

SIR: It is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal as provided by section 3 of the act of June 17, 1902 (32 Stat. 388).

BLUE RIVER-SOUTH PLATTE PROJECT

SIXTH PRINCIPAL MERIDIAN, COLORADO

T. 7 S., R. 73 W.,
Sec. 15, N½SW¼;
Sec. 17, NE¼ and E½NW¼;
Sec. 18, SW¼NE¼NW¼SE¼, SE¼NW¼SE¼, NW¼NW¼NW¼SE¼, S½NW¼NW¼SE¼, SW¼NW¼SE¼, SW¼SE¼;
Sec. 21, N½SW¼ and SW¼SE¼;
Sec. 22 NE¼;
Sec. 27, NW¼.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur: April 11, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the local land office to be noted accordingly.

WARNER W. GARDNER,
Acting Secretary.

APRIL 12, 1946.

[F. R. Doc. 46-6842; Filed, Apr. 24, 1946; 9:35 a. m.]

KENDRICK IRRIGATION PROJECT, WYOMING

CORRECTION OF NOTICE OF TEMPORARY WATER SERVICE NO. 1

APRIL 18, 1946.

1. The Notice of Temporary Water Service dated March 27, 1946 (11 F.R. 4096), is hereby corrected by deleting from the land description in paragraph 1 the heading "Black Hills Meridian" and inserting in lieu thereof the heading "6th Principal Meridian."

MICHAEL W. STRAUS,
Commissioner.

[F. R. Doc. 46-6843; Filed, Apr. 24, 1946; 9:35 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 2168]

PCA-NORTHEAST MERGER CASE

NOTICE OF HEARING

In the matter of the application of Pennsylvania-Central Airlines Corporation under sections 401 and 408 of the Civil Aeronautics Act of 1938, as amended, for approval of proposed merger of Northeast Airlines, Inc., with Pennsylvania-Central Airlines Corporation and of the transfer of the certificates of public convenience and necessity of Northeast Airlines, Inc., to Pennsylvania-Central Airlines Corporation.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 408 of said act that hearing in the above-entitled proceeding is assigned to be held on April 29, 1946 at 10:00 a. m. (eastern standard time) in Conference Room A, Departmental Auditorium, Constitution Avenue between 12th and 14th Streets NW., Washington, D. C., before Examiners Ross I. Newmann and Edward T. Stodola.

Dated: Washington, D. C., April 19, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-6845; Filed, Apr. 24, 1946; 10:14 a. m.]

[Dockets Nos. 2253, 2254, 2255, 2256, and 2257]

TRANS-CANADA AIR LINES

NOTICE OF HEARING

In the matter of the applications of Trans-Canada Air Lines for foreign air carrier permits under sections 402 and 1102 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 402 and 1102 of said act, that the above-entitled matters are assigned to be heard on April 30, 1946, at 10 a. m. (eastern standard time) in Room 5132 of the Department of Commerce Building, Washington, D. C., before Examiner Edward T. Stodola.

Dated at Washington, D. C., April 23, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-6846; Filed, Apr. 24, 1946; 10:14 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-715]

NEW YORK STATE NATURAL GAS CORP.

NOTICE OF APPLICATION

APRIL 23, 1946.

Notice is hereby given that on April 8, 1946, New York State Natural Gas Corporation ("Applicant"), a New York Corporation having its principal office at 30 Rockefeller Plaza, Borough of Manhattan, City, County and State of New York, filed with the Federal Power Commission an application for a certificate of public convenience and necessity pursuant to Section 7 of the Natural Gas Act, as amended, authorizing the sale of natural gas to United Natural Gas Company, and the construction and operation of the facilities required to effect the delivery of the gas.

The application states that on March 6, 1946, Applicant entered into a contract with United Natural Gas Company to sell natural gas to that company. The contract provides for delivery of 15,000 Mcf of gas daily from December 1 to April 30 and 13,500 Mcf daily from May 1 to November 30 of each year, a total of 5,154,000 Mcf annually, but Applicant is not obligated to deliver more than 10,000 Mcf daily in 1946.

Applicant states that there is now in place and in operable condition a connection and measuring station at the proposed point of delivery in Limestone Township, Clarion County, Pennsylvania. To permit delivery, however, of the maximum contract quantities of natural gas certain pipes and fittings of four-inch diameter must be replaced by larger facilities. The total cost of the facilities required will not exceed $5,000, it is stated in the application.

Applicant has been advised by United Natural Gas Company, the application states, that the gas which it has contracted to buy from Applicant is for the purpose of replacing United Natural Gas Company's own waning gas supplies and the rapidly declining quantities of gas available from other purchases.

Applicant proposes to utilize its presently available reserves and any gas or reserves which it may hereafter discover, develop or purchase to supply United Natural Gas Company. Applicant states that by a supplemental agreement dated March 13, 1946, Applicant and Hope Natural Gas Company have amended an original agreement of November 1, 1943, Hope Natural Gas Company Rate Schedule FPC No. 9, to increase the quantity of gas which Applicant may purchase thereunder from an annual maximum of 14,000,000 Mcf and a minimum of 6,000,000 Mcf to a maximum of 22,000,000 Mcf and a minimum of 15,000,000 Mcf to commence as soon as Applicant commences delivery to United Natural Gas Company.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of New York State Natural Gas Corporation should, on or before the 11th day of May, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-6839; Filed, Apr. 24, 1946; 9:34 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5416]

PACKAGE ADVERTISING CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 22d day of April A. D. 1946.

In the matter of Henry J. Taylor, trading under the name and style of Package Advertising Company.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John P. Bramhall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law:

It is further ordered, That the taking of testimony and the receipt of evidence in this proceeding begin on Wednesday, May 22, 1946, at ten o'clock in the forenoon of that day (Pacific standard time), in Room 117, Federal Office Building, Seattle, Washington.

Upon completion of the taking of testimony and the receipt of evidence on behalf of the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-6856; Filed, Apr. 24, 1946; 11:47 a. m.]

[Docket No. 5423]

CONSOLIDATED GROCERS CORP.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 22d day of April A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John P. Bramhall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony and receipt of evidence in this proceeding begin on Monday, May 6, 1946, at ten o'clock in the forenoon of that day (central standard time), in Room 1123, New Post Office Building, Chicago, Illinois.

Upon the completion of the taking of testimony and the receipt of evidence on behalf of the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-6857; Filed, Apr. 24, 1946; 11:47 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 491]

UNLOADING OF CARS ON INTERNATIONAL-GREAT NORTHERN RAILROAD CO. AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 23d day of April A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action; it is ordered, That:

Commodities at Laredo, Texas, be unloaded. (a) The International-Great Northern Railroad Company, (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Laredo, Texas, for export:

Initial and No.:	*Contents*
GTW 584431	Pumps.
Sou 149632	Empty bottles.
B&O 450583	Pipe.
Wab 84181	Furniture.
IC 13416	Clay.
PFE 62545	Porcelain ware.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, Sec. 402; 41 Stat. 476, Sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washing-

ton, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-6853; Filed, Apr. 24, 1946; 11:31 a. m.]

[S. O. 492]

UNLOADING OF ARTICLES AT LAREDO, TEXAS, ON INTERNATIONAL-GREAT NORTHERN RAILROAD CO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 23rd day of April A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: it is ordered, That:

Articles at Laredo, Texas, be unloaded. (a) The International-Great Northern Railroad Company, (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith the following cars now on hand at Laredo, Texas:

Initial and No.:	*Contents*
GMO 20061	Aluminum foil.
NKP 20026	Machine.
CMO 37138	Steel cylinders.
MP 8933	Steel towers.
RI 157960	Cold storage doors.
GN 50763	Printing paste.
Sou 11920	Textile machinery.
NYC 277624	Glassware.
GN 43583	Enamelware.
PRR 33496	Steel cylinders.
B&O 269006	Tin cans.
AWP 32518	Steel towers.
SSW 33550	Engines.
MKT 95258	Rayon yarn.
NYC 141255	Textile drying cans.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, Sec. 402; 41 Stat. 476, Sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall became effective immediately; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-6854; Filed, Apr. 24, 1946; 11:31 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 64, Order 282]

LOCKE STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 7 and 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of the Model 420A Warm Morning coal heater manufactured by the Locke Stove Company, 114 West Eleventh Street, Kansas City 6, Missouri, as follows:

(1) For sales in each zone by the manufacturer to wholesale distributors, the maximum prices are those set forth below:

	Zone 1	Zone 2	Zone 3
	Each	*Each*	*Each*
For sales in carload lots	$54.15	$60.43	$56.46
For sales in less than carload lots	59.68	67.24	61.78

These maximum prices include delivery and are subject to the seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by wholesale distributors to retailers, the maximum prices are those set forth below:

Zone 1	Zone 2	Zone 3
Each	*Each*	*Each*
$70.21	$79.11	$72.68

These prices include delivery and are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) For sales in each zone by retailers to ultimate consumers, the maximum prices are those set forth below:

Zone 1	Zone 2	Zone 3
Each	*Each*	*Each*
$107.95	$121.75	$111.75

Each retailer may add to these prices his customary charges for installation and for the extension of credit provided that such additional charges are separately stated and billed by him at the time of sale. No retailer may as a condition of sale require that the purchaser buy on credit or on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of or prior to the first invoice to each purchaser for resale after the effective date of this order the Locke Stove Company shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The Locke Stove Company shall, before delivering any Model 420A Warm Morning coal heaters, attach securely to the front of each stove a tag or label which plainly states the maximum retail price in each zone, together with a list of the states included in each zone. This tag or label may not be removed until after the stove has been sold to an ultimate consumer.

(d) For the purposes of this order Zones 1, 2, and 3 comprise the following states:

Zone 1: New York, Pennsylvania, New Jersey, Delaware, Maryland, District of Columbia, Virginia, West Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Tennessee, Kentucky, Ohio, Michigan, Indiana, Illinois, Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Louisiana, Texas, Oklahoma, Kansas, Nebraska, South Dakota, North Dakota.

Zone 2: Montana, Wyoming, Colorado, New Mexico, Arizona, Utah, Idaho, Nevada, Washington, Oregon, California.

Zone 3: Maine, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of April 1946.

Issued this 23d day of April 1946

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-6803; Filed, Apr. 23, 1946; 11:38 a. m.]

[Rev. SO 119, Order 172]

CAMBRIDGE TILE MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 172 under Revised Supplementary Order No. 119. Adjustment of maximum prices for clay wall and floor tile manufactured by the Cambridge Tile Manufacturing Company, Cincinnati, Ohio. Docket No. 6122-SO 119-53.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Cambridge Tile Manufacturing Company, Cincinnati, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of ceramic clay wall and floor tile by increasing by 12.6 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 592, in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 172 under Revised Supplementary Order No. 119 authorizes a 12.6 percent increase in October 1, 1941 net prices for sales of ceramic clay wall and floor tile manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices for the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 172.

(d) All request for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 24, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-6812; Filed, Apr. 23, 1946; 11:39 a. m.]

[SO 133, Order 30]

UTICA DROP FORGE TOOL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* Utica Drop Forge Tool Company of 2415 Whiteboro Street, Utica 4, New York, may increase by 10.6 percent its maximum prices in effect immediately prior to the issuance of this order, for sales of hand service tools which it manufactures.

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by the OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

The provision of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on the 24th day of April 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-6813; Filed, Apr. 23, 1946; 11:40 a. m.]

[SO 142, Order 87]

ELECTRIC SERVICE MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 87 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Electric Service Manufacturing Company. Docket No. 6083-SO 142-136-232.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of the Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Electric Service Manufacturing Company, Philadelphia, Pennsylvania, of its line of manufactured items shall be determined by increasing by 17.5% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Electric Service Manufacturing Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 24, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-6814; Filed, Apr. 23, 1946; 11:40 a. m.]

[SO 142, Order 88]

CUTLER-HAMMER INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 88 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Cutler-Hammer Inc. Docket No. 6083-SO 142-136-322.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Cutler-Hammer, Inc., Milwaukee, Wisconsin, of all its products, exclusive of its line of radio switches covered by Order L-96 under Supplementary Order No. 142, issued and effective February 20, 1946, shall be determined by increasing by 13.8% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost

has been increased by reason of this order.

(c) Cutler-Hammer, Inc., shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 24, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6815; Filed, Apr. 23, 1946; 11:39 a. m.]

[MPR 188, Order 4968]

TRIO LAMP & NOVELTY CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188: *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Trio Lamp & Novelty Co., Inc., 999 Metropolitan Avenue, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumer
		Jobber	Retailer	
		Each	*Each*	*Each*
Plated bronze metal bridge lamp	1945	$6.59	$7.75	$13.95
Sprayed bronze metal bridge lamp	1945	5.74	6.75	12.15
3-way sprayed bronze metal jr. floor lamp	1946	6.25	7.35	13.25
3-way plated bronze metal jr. floor lamp	1948	7.10	8.35	15.05
3-way plated bronze metal jr. floor lamp	1949	7.86	9.25	16.65

These maximum prices are for the articles described in the manufacturer's application dated March 25, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of April 1946.

Issued this 23d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6806; Filed, Apr. 23, 1946; 11:39 a. m.]

[MPR 188, Order 4969]

SOLOW PRODUCTS CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188: *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Solow Products Corporation, 80 Orchard Street, Newark 2, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumer
		Jobber	Retailer	
		Each	*Each*	*Each*
Plated all metal table lamp and shade	1000 2000 3000	$10.20	$12.00	$21.00

These maximum prices are for the articles described in the manufacturer's application dated March 29, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net, 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of April 1946.

Issued this 23d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6807; Filed, Apr. 23, 1946; 11:39 a. m.]

[MPR 188, Order 4970]

COLONIAL BRASS CRAFTSMEN

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188: *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Colonial Brass Craftsmen, Fair Street, Guilford, Connecticut.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumer
		Jobber	Retailer	
		Each	*Each*	*Each*
16" polished brass student lamp with antiqued paper parchment shade decorated with stars	1115-B	$7.61	$8.95	$16.10
17" colonial brass table lamp with antiqued map print paper parchment shade	1135-B	5.82	6.85	12.35
24" polished brass georgian table lamp with antiqued English print, paper parchment shade	1160-B	8.46	9.95	17.90
18" colonial brass table lamp with marble base, cut glass font and antiqued floral print paper parchment shade	2155	5.10	6.00	10.80
19" colonial brass boudoir lamp with marble base, cut glass font and antiqued floral print, paper parchment shade	2188	4.04	4.75	8.55
19" polished brass table lamp with marble base, cut glass font and antiqued Botany print paper parchment shade	2192	7.44	8.75	15.75
17" polished brass pilot wheel lamp with antiqued ship print, paper parchment shade	3012-B	7.61	8.95	16.10
15" polished brass and copper "milk can reproduction" lamp with antiqued, old coach print paper parchment shade	6036	8.52	6.50	11.70
58" polished brass jr. bridge lamp with cut glass font, 6" plastic reflector, antiqued floral print, paper parchment shade	4015	12.11	14.25	25.65
58" polished brass jr. floor lamp with cut glass font, 8" plastic reflector and antiqued decorated paper parchment shade	4017	12.11	14.25	25.65

These maximum prices are for the articles described in the manufacturer's application dated February 26, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of April 1946.

Issued this 23d day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6808; Filed, Apr. 23, 1946; 11:38 a. m.]

[SO 148, Order 3]

NORTH LEBANON FOUNDRY CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Section 5 of Supplementary Order No. 148, it is ordered:

(a) *Manufacturers ceiling prices.* North Lebanon Foundry Company, 200 Canal Street, Lebanon, Pennsylvania, may sell and deliver to distributors the following articles which it manufactures, and which are fully described in its application for price adjustment dated March 29, 1945, at prices not in excess of those listed below:

Article	Model No.	Maximum prices
		Each
Skillet	3	$0.27
	5	.425
	8	.52
Pot and lid	8	1.50

The above maximum prices are subject to North Lebanon Foundry Company's customary terms, discounts, allowances, and other price differentials in effect during March 1942 on sales to each class of purchaser.

(b) *Maximum prices of purchasers for resale.* (1) A purchaser for resale, who had established a maximum price prior to the effective date of this order for any of the articles whose maximum prices are subject to this order, may increase that maximum price by the applicable percentage listed below:

Article	Model No.	Percentage by which heretofore existing maximum prices may be increased
		Percent
Skillet	3	23.7
	5	28.8
	8	21.5
Pot and lid	8	27.8

(2) A purchaser for resale, who had no established maximum price prior to the effective date of this order for any article whose maximum price is subject to this order, shall determine his maximum resale price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests contained in North Lebanon Foundry Company's application for price adjustment, assigned OPA

Docket No. 6069–SO 148–8, not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 23d day of April 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6832; Filed, Apr. 23, 1946; 4:34 p. m.]

[MPR 188, Revocation of Order 101 Under Order A-2]

NORTH LEBANON FOUNDRY CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to paragraph (a) (16) of Order No. A–2 under § 1499.159b of Maximum Price Regulation No. 188; *It is ordered:*

(a) Order No. 101 under Order No. A–2 under Maximum Price Regulation No. 188 be, and hereby is, revoked.

This order shall become effective on the 23d day of April 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6830; Filed, Apr. 23, 1946; 4:33 p. m.]

[MPR 592, Order 19]

KOPPERS CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 19 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Koppers Company, Inc. Docket No. 6122–592.16–88.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales of bituminous coated steel sheets and accessories produced at the Verona, Pennsylvania, plant by the Koppers Company, Inc., Pittsburgh, Pennsylvania, may be increased by an amount not in excess of 21 percent.

(b) Any person purchasing bituminous covered steel sheets and accessories manufactured by the Koppers Company, Inc., for the purpose of resale in the same form may increase his presently established maximum prices under the General Maximum Price Regulation by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted in (a) above.

(c) The maximum prices granted herein shall be subject to cash, quantity and other discounts, transportation allowances, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(d) All provisions of Maximum Price Regulation 592 not inconsistent with this order shall apply to sales covered by this order.

(e) All requests of the application not granted herein are denied.

(f) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 19 shall become effective April 24, 1946.

Issued this 23d day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6831; Filed, Apr. 23, 1946; 4:34 p. m.]

[RMPR 136, Order 613]

MACK-INTERNATIONAL MOTOR TRUCK CORP., ET AL.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 613, Under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Mack-International Motor Truck Corporation, Mack Manufacturing Corporation, Mack Motor Truck Company; Docket No. 6085–136.21–705.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) When the Mack-International Motor Truck Corporation, Mack Manufacturing Corporation and Mack Motor Truck Company, Empire State Building, New York City, hereinafter jointly referred to as the Corporation, sells a truck model with a Model 195 Cab as extra, special or optional equipment, it is authorized to include in the maximum price for the truck model a charge for the cab not to exceed the list price of $212 f. o. b. factory less the discounts in effect on March 31, 1942, to the applicable class of purchaser.

(b) When a reseller of Mack Motor trucks sells a Mack truck model with a Model 195 Cab as extra, special or optional equipment it is authorized to include in the maximum price for the truck model a charge for the cab not to exceed the list price of $212 f. o. b. factory less the discounts in effect on March 31, 1942 to the applicable class of purchaser.

(c) A reseller of Mack motor trucks that cannot establish a maximum price under paragraph (b) of this order for the Model 195 Cab when sold as extra, special or optional equipment attached to any truck chassis manufactured by the Corporation is authorized to include in the maximum price for the Mack truck model a charge for the cab not to exceed $212 f. o. b. factory, less the discounts the Corporation suggested on March 31, 1942 be given to the applicable class of purchasers.

(d) This order supersedes the provisions of all other prior orders of the Office of Price Administration in so far as they establish maximum prices for the Model 195 Cab inconsistent with the maximum prices established in this order.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

This order shall be effective April 25, 1946.

Issued this 24th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-6878; Filed, Apr. 24, 1946; 11:54 a. m.]

[MPR 188, Corr. to Order 4934]

SOFT MATTRESSES

MAXIMUM PRICES FOR SALES

Paragraphs (a) and (b) of section 7 are corrected by the insertion of the order number "4934" in the space provided.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6879; Filed, Apr. 24, 1946; 11:49 a. m.]

[RMPR 289, Revocation of Order 1]

DAIRY PRODUCTS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599 and in accordance with section 16 of Revised Maximum Price Regulation No. 289: *It is hereby ordered*, That Order No. 1 issued under section 16 of Revised Maximum Price Regulation 289 is revoked.

This order shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6861; Filed, Apr. 24, 1946; 11:50 a. m.]

[MPR 580, Order 298]

W. L. DOUGLAS SHOE CO.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; (Docket No. 6063–580–13–591).

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to Section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by W. L. Douglas Shoe Company of Brockton, Massachusetts, having the brand name "W. L. Douglas" and described in the manufacturer's application dated February 16, 1946:

MEN'S SHOES

Unadjusted manufacturer's selling price (each)	*Retail ceiling price east of Denver, Colo., only (each)*
$3.25	$5.50
3.50	5.50
3.90	6.50
4.10	6.50
5.15	8.50
5.25	8.50

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 15, 1946, W. L. Douglas Shoe Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$———

On and after June 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 15, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6885; Filed, Apr. 24, 1946; 11:55 a. m.]

[MPR 580, Order 297]

DEITSCH BROTHERS LEATHER GOODS CORP.

ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–560–13–445.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Deitsch Brothers Leather Goods Corporation, New York, New York, having the brand name "Deitsch" and described in the manufacturer's application dated December 14, 1945:

WOMEN'S HANDBAGS

Manufacturer's selling price (each)	*Retail ceiling price (each)*
$6.50	$10.50
7.50	12.50
8.50	15.00
9.50	16.50
10.50	18.50

WOMEN'S HANDBAGS—Continued

Manufacturer's selling price (each)	*Retail ceiling price (each)*
$11.50	$19.50
12.50	22.50
13.50	25.00
15.50	28.50
16.50	32.50
18.50	35.00
19.50	37.50
22.50	45.00
24.50	49.50
29.50	57.50
32.50	65.00
35.00	69.50
37.50	75.00
39.50	79.50

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 15, 1946, Deitsch Brothers Leather Goods Corporation must must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$———

On and after June 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 15, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and all subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6884; Filed, Apr. 24, 1946; 11:55 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-819]

INDIANA GAS UTILITIES CO. AND ASSOCIATED ELECTRIC CO.

ORDER GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 22d day of April 1946.

Associated Electric Company ("Aelec"), a registered holding company, and its wholly-owned subsidiary, Indiana Gas Utilities Company ("Utilities") having filed an application-declaration, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, concerning the acquisition by Aelec of all the assets of Utilities, subject to its existing liabilities, upon the surrender by Aelec, for cancellation, of all the outstanding shares of capital stock of, and claims against, and the subsequent dissolution of, Utilities; and

The Commission having, on March 9, 1944, after notice and hearing, filed its Memorandum Opinion and Order (Holding Company Act Release No. 4934) granting the application and permitting the declaration to become effective; and

The Commission having, by orders dated June 22, August 29, and December 27, 1944, February 26, April 25, June 21, August 27, and October 31, 1945, upon the request of applicants-declarants, extended the time for consummating said transaction to and including April 28, 1946; and

Applicants-declarants having, on April 15, 1946, advised the Commission that the parties have been unable to consummate the transaction proposed in said application-declaration within such time; and

It appearing to the Commission that the proposed transaction has been substantially consummated in that Utilities has disposed of all of its assets, except $5,000 in cash, and its liabilities, other than to Aelec, have all been satisfied except for an alleged claim of $4,000; and

It further appearing to the Commission that it is appropriate in the public interest and the interest of investors to extend the time for consummating said transaction to and including October 28, 1946;

It is ordered, That the time for consummating said transaction be, and hereby is, extended to and including October 28, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-6836; Filed, Apr. 24, 1946; 9:33 a. m.]

[File No. 70-633]

ASSOCIATED ELECTRIC CO. AND MISSOURI SOUTHERN PUBLIC SERVICE CO.

ORDER MODIFYING CONDITION AND GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 22d day of April 1946.

Associated Electric Company, a registered holding company, and its wholly-owned subsidiary, Missouri Southern Public Service Company, having filed joint applications-declarations, as amended, pursuant to sections 9 (a), 10, and 12 of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, regarding the proposed sale by Missouri

Southern Public Service Company of all its physical properties to New-Mac Electric Cooperative, Inc., for a base cash consideration of $170,000; the subsequent transfer by Missouri Southern Public Service Company of 40 shares of capital stock of Atlantic Utility Service Corporation and its other then remaining assets, subject to its liabilities, to Associated Electric Company, and the surrender to Missouri Southern Public Service Company of all its capital stock and indebtedness held by Associated Electric Company; and the dissolution of Missouri Southern Public Service Company; and

The Commission having by order dated September 4, 1944, granted the applications, as amended, and permitted the declarations, as amended, to become effective, subject to the terms and conditions prescribed in Rule U-24; and the Commission having by subsequent orders extended the time within which the transactions may be consummated to May 1, 1946; and

Applicants-declarants having, on April 15, 1946, advised the Commission that they have been unable to consummate completely the transactions proposed in said application-declaration, as amended, within such time; and

It appearing to the Commission that Missouri Southern Public Service Company has sold all its physical properties to New-Mac Electric Cooperative, Inc., for a base cash consideration of $170,000, that Missouri Southern Public Service Company has transferred 40 shares of the capital stock of Atlantic Utility Service Corporation and its other remaining assets, subject to its liabilities, to Associated Electric Company, and that Associated Electric Company has surrendered to Missouri Southern Public Service Company all the indebtedness of such company held by Associated Electric Company, but that Associated Electric Company has not as yet surrendered to Missouri Southern Public Service Company the capital stock of the latter and that Missouri Southern Public Service Company has not as yet been dissolved; and

It further appearing to the Commission that it is appropriate in the public interest and the interest of investors to extend the time for consummating said transactions to and including November 1, 1946;

It is hereby ordered, That the time for consummating said transactions be, and hereby is, extended to and including November 1, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6837; Filed, Apr. 24, 1946; 9:34 a. m.]

[File No. 70-1241]

STANDARD GAS AND ELECTRIC CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 15th day of April 1946.

Standard Gas and Electric Company (Standard Gas), a registered holding company and a subsidiary of Standard Power and Light Corporation, also a registered holding company, having filed a declaration and amendments thereto pursuant to sections 12 (d), 11 (b) and Rule U-44 thereunder regarding the following proposed transactions:

Standard Gas proposes to sell to Theodore E. Shepard, pursuant to an agreement of sale dated February 15, 1946, between said parties, (a) 50,000 shares of the par value of $100 (money of the United States of America), per share, of the capital stock of Empresa de Servicios Publicos de los Estados Mexicanos, S. A. (Empresa), a corporation organized under the laws of the Republic of Mexico, consisting of 15,000 shares described as "Fully Paid Series" and the remaining 35,000 shares described as "Assessable Series" (40% assessed and paid) and (b) a claim for indebtedness held by Standard Gas against Empresa in the principal sum of $428,495.48 (payable in United States currency), without interest. The consideration to be paid for such stock and claim of indebtedness is $858,000 cash. The 50,000 shares of capital stock of Empresa proposed to be sold are all of the issued and outstanding shares of capital stock of Empresa and, together with the said claim of indebtedness, constitute the entire investment of Standard Gas in Empresa.

Standard Gas having represented that such sale is in compliance with the Commission's order of August 8, 1941, directing the Company, among other things, to dispose of its interest in Empresa, and having requested that the Commission, in its order permitting the declaration to become effective, find that such sale is necessary or appropriate to effectuate the provisions of section 11 (b) of the act, and make the specifications and itemizations necessary in order that the provisions of sections 371 (b), 371 (e), and 1808 (f) of the Internal Revenue Code shall be applicable;

Said declaration and application having been filed on the 25th day of February 1946, and notice of said filing having been duly given in the manner and form prescribed by Rule U-23 under said act and the Commission not having received a request for hearing with respect to said declaration or application within the period specified in such notice, or otherwise, and the Commission not having ordered a hearing thereon; and

The Commission having issued its memorandum opinion herein finding that the requirements of section 12 (d) and Rule U-44 are satisfied, and that no adverse findings are necessary thereunder, and the Commission deeming it appropriate in the public interest and in the interest of investors to permit said declaration to become effective;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed by Rule U-24 that said declaration be and the same is hereby permitted to become effective forthwith.

It is further ordered, And the Commission finds, that the sale by Standard Gas and Electric Company of its entire investment in Empresa de Servicios Publicos de los Estados Mexicanos, S. A. (a corporation organized under the laws of the Republic of Mexico), consisting of (a) 15,000 shares described as "Fully Paid Series" and 35,000 shares described as "Assessable Series" (40% assessed and paid), and (b) a claim for indebtedness held by Standard Gas and Electric Company against the latter company in the principal sum of $428,495.48 (payable in United States currency), without interest, to Theodore E. Shepard for $858,000 cash, is necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935 and is a step in compliance with the order of this Commission dated August 8, 1941, with respect to Standard Gas and Electric Company, pursuant to section 11 (b) (1) of the said act.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6833; Filed, Apr. 24, 1946; 9:33 a. m.]

[File No. 70-1262]

MICHIGAN GAS AND ELECTRIC CO. AND MIDDLE WEST CORP.

ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 22nd day of April, A. D., 1946.

The Middle West Corporation, a registered holding company, and Michigan Gas and Electric Company, a subsidiary of The Middle West Corporation, having filed a joint application-declaration under the Public Utility Holding Company Act of 1935 proposing a recapitalization of Michigan Gas and Electric Company and related transactions; and

The Commission, on April 11, 1946, having issued its Notice of filing and order for hearing directing that a hearing on such application-declaration be held on April 25, 1946; and

Counsel for applicants having requested that the hearing in such matter be postponed to May 6, 1946, and the Commission deeming it appropriate that said request be granted;

It is ordered, That the hearing in this matter previously scheduled for April 25, 1946, at 10:00 a. m., e. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, be, and hereby is, postponed to May 6, 1946, at the same hour and place and before the same trial examiner as heretofore designated.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6835; Filed, Apr. 24, 1946; 9:33 a. m.]

[File No. 70-1269]

MISSISSIPPI GAS CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 22nd day of April, A. D., 1946.

Notice is hereby given that a declaration has been filed with this Commission, pursuant to sections 6 (a) and 7 of the Public Utility Holding Company Act of 1935, by Mississippi Gas Company, a subsidiary of Federal Water and Gas Corporation, a registered holding company.

Notice is further given that any interested person may, not later than May 6, 1946, at 6:30 p. m., e. d. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt the transactions therein proposed as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration, which is on file in the offices of the Commission, for a statement of the transactions therein proposed, which are summarized below:

Mississippi Gas Company proposes to issue and sell to The First National Bank of Birmingham, Alabama, $300,000 aggregate principal amount of Serial Notes, bearing interest at the rate of 2% per annum, maturing semi-annually in equal amounts of $15,000, the last of such notes maturing in 1956. The proceeds of such sale, together with treasury cash, are to be applied to the redemption of Mississippi Gas Company's First Mortgage Bonds, Series A, 4%, due January 1, 1956, outstanding in the principal amount of $388,000, at the call price of 104% of their principal amount plus interest accrued to the date of redemption.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6838; Filed, Apr. 24, 1946; 9:34 a. m.]

[File No. 70-1275]

PHILADELPHIA ELECTRIC POWER CO. AND SUSQUEHANNA POWER COMPANY

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 22d day of April 1946.

Notice is hereby given that joint applications and declarations have been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by Philadelphia Electric Power Company (PE Power), a registered holding company and a subsidiary of Philadelphia Electric Company (PE), and by The Susquehanna Power Company (Susquehanna), a subsidiary of PE Power. All interested persons are referred to said document, which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized as follows:

PE Power proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, $30,000,000 principal amount of First Mortgage Bonds. Each bid for the bonds shall specify the interest rate, which shall be a multiple of ⅛% but not greater than 2¾%, and the price to be paid to the company, which shall not be less than the par value nor more than 102¾% of such par value.

PE Power also proposes to issue and sell to banks, insurance companies or similar institutions $12,000,000 principal amount of ten-year serial notes at a price of not less than 100% of the principal amount thereof plus accrued interest, the price and interest rate to be determined in negotiating the sale.

In addition, PE Power proposes to issue (1) 242,000 shares of common stock having an aggregate par value of $6,050,000, in exchange for $6,050,000 principal amount of 6% Demand Notes held by PE, its parent company; and (2) to issue and sell a maximum of 120,000 shares of common stock having an aggregate par value of $3,000,000 to PE for cash at the par value.

Susquehanna proposes to join with PE Power in the execution of the supplemental indenture securing the new issue of bonds and to guarantee the payment of the principal and interest of the bonds and serial notes to be issued by PE Power.

PE Power proposes to use the proceeds of the issue and sale of the bonds, notes and common stock to redeem its outstanding First Mortgage Gold Bonds, 5½% Series, due 1972, in the principal amount of $29,731,000 at the redemption price of 105½% of the principal amount thereof plus accrued interest and to redeem its outstanding 480,000 shares of 8% Cumulative Preferred Stock having a par value of $25 per share at the redemption price of $28 per share plus accrued dividends.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said applications and declarations and that said applications and declarations shall not be granted or permitted to become effective except pursuant to further order of the Commission;

It is ordered, That a hearing on said applications and declarations, under the applicable provisions of the act and the rules of the Commission, be held on May 10, 1946 at 10 a. m., e. d. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Willis E. Monty, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve, by registered mail, a copy of this order on PE, PE Power, Susquehanna, the Pennsylvania Public Utility Commission, and the Public Service Commission of Maryland; and that said notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings or proposing to intervene herein shall file with the Secretary of the Commission on or before May 1, 1946 his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That without limiting the scope of the issues presented by said applications and declarations particular attention will be directed at said hearing to the following matters and questions:

1. Whether the securities proposed to be issued and sold by PE Power are reasonably adapted to the security structure and earning power of the company and are necessary and appropriate to the economical and efficient operation of the business in which PE Power is engaged;

2. Whether the terms and conditions of the issue, sale and exchange of the securities are detrimental to the public interest or the interests of investors or consumers;

3. Whether the transactions proposed by Susquehanna are solely for the purpose of financing the business of the company and have been expressly authorized by the State Commission of the State in which Susquehanna is organized and doing business;

4. Whether the fees, commissions or other remunerations to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount;

5. Whether the accounting entries to be recorded in connection with the proposed transactions are proper and conform to sound accounting principles and meet the standards of the act;

6. Whether it is necessary or appropriate to impose terms or conditions in the public interest or for the protection of investors or consumers in connection with the proposed transactions;

7. Whether, generally, in any respect the proposed transactions are detrimental to the public interest or the interests of investors or consumers or will tend to circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6834; Filed, Apr. 24, 1946; 9:33 a. m.]

[File No. 70-1247]

CENTRAL MAINE POWER CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 22d day of April 1946.

Central Maine Power Company ("Central Maine"), a public utility subsidiary of New England Public Service Company ("NEPSCO"), a registered holding company, having filed an application and declaration, and amendments thereto, pursuant to sections 6 (b), 7 and 12 (c) of the Public Utility Holding Company Act of 1935 and Rules U-42, U-43 and U-50 promulgated thereunder with respect to (1) the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, of $13,000,000 principal amount of First and General Mortgage Bonds, Series N, —% due 1976; (2) the redemption and retirement of the entire outstanding $13,314,000 principal amount of First and General Mortgage Bonds, Series H, 3½% due 1966, and $4,186,000 principal amount (of the $4,449,000 to be outstanding after sinking fund redemptions already provided for) of First and General Mortgage Bonds, Series J, 3½% due 1968; (3) the redemption and retirement of the entire outstanding $3,500,000 principal amount of serial notes; (4) the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, of 220,000 shares of new preferred stock, $100 par value; said shares to be offered first on an exchange basis to the holders of presently outstanding callable preferred stock consisting of 111,231 shares of $100 par 7% preferred stock, 79,191 shares of $100 par preferred stock $6 dividend series and 21,518 shares of $50 preferred stock 5% dividend series; (5) the redemption of the unexchanged shares of 7% preferred stock, $6 preferred stock, and the $50 preferred stock, 5% dividend series; (6) the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, of as much additional $10 par common stock as may be required to provide approximately $10,000,000; (7) the use of the proceeds from the sale of the securities to redeem and retire bonds and serial notes, to redeem unexchanged shares of certain outstanding preferred stocks by exchange or by call and to pay expenses incurred in connection with the transactions; and (8) certain amendments to its by-laws in connection with the foregoing transactions; and

Central Maine having requested in connection with the above transactions that the common stock dividend restriction with respect to the company contained in conditions (2) and (3) of the Commission's order of November 4, 1942 (Holding Company Act Release No. 3883) be rescinded; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings and opinion herein; and

It appearing to the Commission that it is appropriate that the common stock dividend restriction with respect to Central Maine contained in conditions (2) and (3) of the Commission's order of November 4, 1942 be rescinded;

It is ordered, That said application and declaration, as amended be, and the same are hereby, granted and permitted to become effective subject, however, to the terms and conditions prescribed in Rule U-24 and the following additional conditions:

(1) That the proposed issuance and sale of bonds, the proposed issuance, exchange and sale of preferred stock, and the proposed issuance and sale of additional common stock by Central Maine shall not be consummated until the results of competitive bidding pursuant to Rule U-50 have been made a matter of record in these proceedings and a further order shall have been entered by the Commission in the light of the record so completed, which order may contain further terms and conditions as may then be deemed appropriate, jurisdiction being reserved for such purpose; and

(2) That jurisdiction be reserved with respect to the payment of all legal fees incurred or to be incurred in connection with the consummation of the proposed transactions and with respect to the payment of the financial adviser's fee.

It is further ordered, That the common stock dividend restriction with respect to Central Maine Power Company contained in conditions (2) and (3) of the Commission's order of November 4, 1942, be, and the same is hereby, rescinded as of this date.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-6844; Filed, Apr. 24, 1946; 9:33 a. m.]

Reference

APR 29 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 82

Washington, Friday, April 26, 1946

The President

PROCLAMATION 2688

DEATH OF HARLAN FISKE STONE

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

To the People of the United States:

WHEREAS Almighty God in His everlasting wisdom has brought to an end the mortal life of Harlan Fiske Stone, Chief Justice of the United States; and

WHEREAS by this death the people of the United States have lost a distinguished lawyer and jurist who has for almost a quarter of a century contributed generously to public life as Attorney General of the United States and as Associate Justice of the Supreme Court and Chief Justice of the United States; and

WHEREAS the death of this public servant will be mourned throughout the Nation, and his life and achievement will be celebrated forever in the history of the development of our rich heritage of legal tradition:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby officially announce the death of Harlan Fiske Stone, stricken in the public performance of his duties in the highest Court of this Nation in the City of Washington on the twenty-second day of April, nineteen hundred and forty-six, at six forty-five o'clock in the evening.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 23rd day of April, in the year of our Lord nineteen hundred and forty-six and of the Independence of the United States of America the one hundred and seventieth.

[SEAL]

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES,
Secretary of State.

[F. R. Doc. 46-6993; Filed, Apr. 25, 1946; 12:26 p. m.]

EXECUTIVE ORDER 9716

CREATING AN EMERGENCY BOARD TO INVESTIGATE A DISPUTE BETWEEN THE RAILWAY EXPRESS AGENCY, INC., AND CERTAIN OF ITS EMPLOYEES

WHEREAS a dispute exists between the Railway Express Agency, Inc., a carrier, and certain of its employees represented by the Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employes, a labor organization; and

WHEREAS, this dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS, this dispute, in the judgment of the National Mediation Board, threatens substantially to interrupt interstate commerce to a degree such as to deprive a large section of the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), I hereby create a board of three members, to be appointed by me, to investigate said dispute. No member of the said board shall be pecuniarily or otherwise interested in any organization of railway employees or any carrier.

The board shall report its findings to the President with respect to the said dispute within thirty days from the date of this order.

As provided by section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by the Railway Express Agency, Inc. or its employees in the conditions out of which the said dispute arose.

HARRY S. TRUMAN

THE WHITE HOUSE,
April 24, 1946.

[F. R. Doc. 46-6906; Filed, Apr. 24, 1946; 3:30 p. m.]

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NOTICE

1945 Supplement

Book 1 of the 1945 Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at $3 per copy. This book contains Titles 1 through 9, and includes, in Title 3, Presidential documents in full text together with appropriate reference tables.

A limited sales stock of the 1944 Supplement is still available as previously announced.

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PART 260—FLUID MILK PAYMENT PROGRAM

REVOCATION OF OFFER TO MAKE FLUID MILK PAYMENTS IN NEW YORK METROPOLITAN AREA, JULY 1945 THROUGH JUNE 1946

The "Offer to Make Fluid Milk Payments in the New York Metropolitan Area during the Period July 1945 through June 1946" issued by the Commodity Credit Corporation and dated August 8, 1945 (10 F.R. 9823) is hereby revoked, effective April 25, 1946, at 12:01 a. m., e. s. t.

Issued this 24th day of April 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
By ROBERT H. SHIELDS,
President.

Attest:

M. H. BRIGHTMAN,
Assistant Secretary.

[F. R. Doc. 46-6907; Filed, Apr. 24, 1946; 4:34 p. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 910—FRESH PEAS AND CAULIFLOWER GROWN IN THE COUNTIES OF ALAMOSA, RIO GRANDE, CONEJOS, COSTILLA, AND SAGUACHE IN THE STATE OF COLORADO

TERMINATION OF SUSPENSION OF MARKETING ORDER

Pursuant to the applicable provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," it is hereby found and determined that the provisions of the marketing order, as amended, regulating the handling of fresh peas and cauliflower grown in the counties of Alamosa, Rio Grande, Conejos, Costilla, and Saguache in the State of Colorado, effective pursuant to said act, will, on and after 12:01 a. m., m. s. t., April 25, 1946, tend to effectuate the declared policy of the said act.

It is therefore ordered, That the order (10 F.R. 6155, effective as of 12:01 a. m., m. w. t., June 1, 1945) suspending the provisions of the said marketing order, as amended, regulating the handling of fresh peas and cauliflower grown in the counties of Alamosa, Rio Grande, Conejos, Costilla, and Saguache in the State of Colorado be, and the same hereby is, terminated, effective as of 12:01 a. m., m. s. t., April 25, 1946, and the said marketing order, as amended, is hereby declared to be in full force and effect from and after that time.

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 52 Stat. 215; 53 Stat. 793; 56 Stat. 85; 7 U.S.C. 601 et seq.)

Done at Washington, D. C., this 24th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6931; Filed, Apr. 25, 1946; 11:02 a. m.]

PART 935—MILK IN THE OMAHA-COUNCIL BLUFFS MARKETING AREA

ORDER AMENDING ORDER, AS AMENDED, REGULATING THE HANDLING OF MILK

§ 935.1 *Findings and determinations—*(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "Act"), and the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Omaha-Council Bluffs marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order, as amended, and as hereby further amended, and all of the terms and conditions of said order, as amended, and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The said order, as amended, and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in the said tentatively approved marketing agreement upon which a hearing has been held; and

(3) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply of and demand for such milk, and the minimum prices specified in the said order are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as amended and as hereby further amended, which is marketed within the Omaha-Council Bluffs marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Omaha-Council Bluffs marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the Omaha-Council Bluffs marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least two-thirds of the producers who, during the determined representative period, were engaged in the production of milk for sale in the Omaha-Council Bluffs marketing area.

§ 935.2 *Order relative to handling.* It is therefore ordered that, from and after the effective date hereof, the handling of milk in the Omaha-Council Bluffs marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended, and the aforesaid order, as amended, is hereby further amended as follows:

Delete § 935.6 and substitute therefor the following:

§ 935.6 *Minimum prices.* Each handler shall pay at the time and in the manner set forth in § 935.10 not less than the following prices for milk of 3.8 percent butterfat content:

(a) *Class I milk.* The price per hundredweight for Class I milk during each delivery period shall be the basic price computed pursuant to paragraph (d) of this section, plus 75 cents.

(b) *Class II milk.* The price per hundredweight for Class II milk during each delivery period shall be the basic price computed pursuant to paragraph (d) of this section, plus 40 cents.

(c) *Class III milk.* The price per hundredweight for Class III milk during each delivery period shall be computed by the market administrator as follows: multiply by 3.8 the average price of 92-score butter at wholesale in the Chicago market as reported by the United States Department of Agriculture for the delivery period during which such milk is received, plus or minus 0.95 cent per hundredweight for each 1 cent that such average price of 92-score butter is above or below 20 cents, add 21 cents, and add a figure determined as follows: add 3 cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption is above 7 cents per pound. For purposes of determining this adjustment, the price per pound of nonfat dry milk solids to be used shall be the arithmetical average of the carlot prices for nonfat dry milk solids, both spray and roller process, for human consumption delivered at Chicago, as reported by the United States Department of Agriculture during the delivery period, including in such average the quotations for any part of the preceding delivery period which were not published and available for the price determination of such nonfat dry milk solids for the previous delivery period. In the event the United States Department of Agriculture does not publish carlot prices for nonfat dry milk solids for human consumption delivered at Chicago, the average of the carlot prices for nonfat dry milk solids for human consumption f. o. b. manufacturing plants, as reported by the United States Department of Agriculture for the Chicago area shall be used. In the latter event such price shall be subject to the following adjustment: add or subtract 3 cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption, f. o. b. manufacturing plant, is above or below 6 cents per pound.

(d) *Basic price.* The basic price to be used in determining the Class I and Class II prices shall be either the Class III price computed pursuant to paragraph (c) of this section or that computed in the following manner, whichever is higher: determine the average of the basic or field prices per hundredweight ascertained to have been paid for milk of 3.5 percent butterfat content received during the next preceding delivery period at the following plants:

Concern and Location of Plant

Amboy Milk Products Company, Amboy, Illinois.
Borden Company, Dixon, Illinois.
Borden Company, Sterling, Illinois.
Carnation Milk Company, Northfield, Minnesota.
Carnation Milk Company, Oregon, Illinois.
Carnation Milk Company, Waverly, Iowa.
Dean Milk Company, Belvidere, Illinois.
Dean Milk Company, Pearl City, Illinois.
Dean Milk Company, Pecatonica, Illinois.
Fort Dodge Creamery Company, Fort Dodge, Iowa.
Libby, McNeil & Libby Company, Morrison, Illinois.
Pet Milk Company, Shullsburg, Wisconsin.
United Milk Products Company, Argo Fay, Illinois.

and divide by 3.5 and multiply by 3.8.

(e) *Emergency provision.* Whenever the Secretary finds and announces that the Class I and Class II prices computed for any delivery period pursuant to paragraphs (a) and (b) of this section are not in the public interest, the Class I and Class II prices for such delivery period shall be the same as the Class I and Class II prices for the previous delivery period.

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.)

Issued at Washington, D. C. this 4th day of April 1946, to be effective on and after the 1st day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

Approved: April 22, 1946.

CHESTER BOWLES,
Stabilization Director.

[F. R. Doc. 46-6909; Filed, Apr. 24, 1946; 4:34 p. m.]

PART 948—MILK IN SIOUX CITY, IOWA, MARKETING AREA

ORDER AMENDING THE ORDER, AS AMENDED, REGULATING HANDLING OF MILK

§ 948.1 *Findings and determinations—*(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "Act"), and the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Sioux City, Iowa, marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order, as amended and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The said order, as amended and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in the said tentatively approved marketing agreement upon which a hearing has been held; and

(3) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply of and demand for such milk, and the minimum prices specified in the said order, as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as amended and as hereby further amended, which is marketed within the Sioux City, Iowa, marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Sioux City, Iowa, marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the Sioux City, Iowa, marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least two-thirds of the producers who, during the determined representative period were engaged in the production of milk for sale in the said Sioux City, Iowa, marketing area.

§ 948.2 *Order relative to handling.* It is therefore ordered that, from and after the effective date hereof, the handling of milk in the Sioux City, Iowa, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

Delete § 948.6 and substitute therefor the following:

§ 948.6 *Minimum prices.* Each handler shall pay at the time and in the manner set forth in § 948.10 not less than the following prices for milk of 3.5 percent butterfat content:

(a) *Class I milk.* The price per hundredweight for Class I milk during each delivery period shall be the price for Class III milk computed pursuant to (c) of this section, plus 80 cents.

(b) *Class II milk.* The price per hundredweight for Class II milk during each delivery period shall be the price for Class III milk computed pursuant to paragraph (c) of this section plus 50 cents.

(c) *Class III milk.* The price per hundredweight for Class III milk shall be the price resulting from the following computation by the market administrator: determine the average of the basic or field prices per hundredweight ascertained to have been paid for milk of 3.5 percent butterfat content received during the next preceding delivery period at the following plants:

Concern and Location of Plant

Amboy Milk Products Co., Amboy, Ill.
Borden Co., Dixon, Ill.
Borden Co., Sterling, Ill.
Carnation Milk Co., Northfield, Minn.
Carnation Milk Co., Oregon, Ill.
Carnation Milk Co., Waverly, Iowa.
Dean Milk Co., Belvidere, Ill.
Dean Milk Co., Pearl City, Ill.
Dean Milk Co., Pecatonica, Ill.
Fort Dodge Creamery Co., Fort Dodge, Iowa.
Libby, McNeil & Libby Co., Morrison, Ill.
Pet Milk Co., Shullsburg, Wis.
United Milk Products Co., Argo Fay, Ill.

Provided, That in no event shall the price for Class III milk be less than that resulting from the following computation: multiply by 3.5 the average price of 92-score butter at wholesale on the Chicago market as reported by the United States Department of Agriculture for the delivery period during which such milk is received, plus or minus 0.875 cent per hundredweight for each 1 cent that such average price of 92-score butter is above or below 20 cents, add 21 cents and add a figure determined as follows: add 3 cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption is above 7 cents per pound. For purposes of determining this adjustment, the price per pound to be used shall be the arithmetical average of the carlot prices for nonfat dry milk solids, both spray and roller process, for human consumption delivered at Chicago, as reported by the United States Department of Agriculture during the delivery period, including in such average the quotation for any part of the preceding delivery period which were not published and available for the price determination of such nonfat dry milk solids for the previous delivery period. In the event the United States Department of Agriculture does not publish carlot prices for nonfat dry milk solids for human consumption delivered at Chicago, the average of the carlot prices for nonfat dry milk solids for human consumption f. o. b. manufacturing plant as reported by the United States Department of Agriculture for the Chicago area, shall be used. In the latter event such price shall be subject to the following adjustment: add or subtract 3 cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption, f. o. b. manufacturing plant, is above or below 6 cents per pound.

(d) *Emergency provision.* Whenever the Secretary finds and announces that the Class I and Class II prices computed for any delivery period pursuant to paragraphs (a) and (b) of this section are not in the public interest, the Class I and Class II prices for such delivery period shall be the same as the Class I and Class II prices for the previous delivery period.

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.)

Issued at Washington, D. C., this 4th day of April 1946 to be effective on and after the 1st day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

Approved: April 22, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-6908; Filed, Apr. 24, 1946; 4:34 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter V—Military Reservations and National Cemeteries

PART 504—ARMY EXCHANGES

ESTABLISHMENT OF ARMY EXCHANGES

Section 504.2 is amended to read as follows:

§ 504.2 *Establishment.* The establishment or operation as an independent civilian enterprise of any of the activities which an exchange is authorized to operate under the provisions of § 504.5 is prohibited, *Provided, however,* That nothing herein shall be deemed to prohibit the operation of vending stands by blind persons in accordance with, and subject to the limitation of, the act of 20 June 1936 (49 Stat. 1559). (R.S. 161; 5 U.S.C. 22) [AR 210-65, 12 June 1945, as amended by C3, 10 April 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-6904; Filed, Apr. 24, 1946; 1:45 p. m.]

TITLE 29—LABOR

Chapter XI—National Railway Labor Panel

PART 1301—GENERAL WAGE APPROVALS

RAILWAY CARRIERS

§ 1301.1 *General Wage Approval No. 1.* (a) Pursuant to authority of Executive Order 9299, as modified by Executive Order 9581, and pursuant to section 308 (c) of the regulations of the Economic Stabilization Director of March 8, 1946 (Title 32, Part 4001, Code of Federal Regulations), the Chairman of the National Railway Labor Panel finds approvable under section 307 of such regulations, and accordingly, approves the granting by a carrier (as "carrier" is defined in section 1, First, of Title I of the Railway Labor Act amended), to such of its employees as are subject to the jurisdiction of the Chairman of wage or salary increases, effective as of January 1, 1946, in such amounts as will not exceed 16¢ per hour, $1.28 per basic day, or the equivalent thereof expressed in weekly or monthly rates, above straight time rates currently in effect for such employees on April 2, 1946, less the amount of any general, across-the-board increases which a given carrier may have granted between August 18, 1945, and April 2, 1946, inclusive.

(b) This section is not applicable to any carrier subject to the Railway Labor Act whose wage-setting practices follow the movements of any industry other than the railroad industry. In the case of organized employees with duly recognized bargaining representatives, the approval conveyed herein is applicable only in the event that the terms of the increase meet with the concurrence of such recognized bargaining representatives of the employees.

(c) This authorization is permissive in nature and shall not be construed as directing or ordering payment of such increases as are herein approved.

(E.O. 9299, Feb. 4, 1943; E.O. 9581, June 30, 1945; sec. 308 (c), Regs., Economic Stabilization Director, Mar. 8, 1946; 32 CFR, 1945 Supp., Part 4001)

H. H. SCHWARTZ,
Chairman.

The above order is hereby approved under section 308 (c) of the Supplementary Wage and Salary Regulations of March 8, 1946, (11 F.R. 2517), but this approval shall not be construed as implying any opinion on the question whether wage or salary increases in excess of those herein found to be approvable would be consistent with the policy of the stabilization laws and of the executive orders and regulations issued thereunder.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-6905; Filed, Apr. 24, 1946; 12:39 p. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED AND REGULATIONS ISSUED PURSUANT THERETO

PROPERTY CERTIFIED BY GOVERNMENTS OF SPECIFIED COUNTRIES

APRIL 26, 1946.

Amendment to General License No. 95 under Executive Order No. 8389, as amended, Executive Order 9193, as amended, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Paragraph (d) (1) of § 131.95 (General License No. 95) is hereby amended to read as follows:

§ 131.95 *Property certified by governments of specified countries.* • • •

(d) *Definitions.* • • •

(1) The term "country specified herein" means the following:

(i) France, effective October 5, 1945;

(ii) Belgium, effective November 20, 1945;

(iii) Norway, effective December 29, 1945;

(iv) Finland, effective December 29, 1945;

(v) The Netherlands, effective February 13, 1946;

(vi) Czechoslovakia, effective April 26, 1946;

(vii) Luxembourg, effective April 26, 1946;

and each country specified herein shall be deemed to include any colony or other territory subject to its jurisdiction.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and February 19, 1946)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-6930; Filed, Apr. 25, 1946; 10:46 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[3d Rev. RO 3,[1] Amdt. 2 to Supp. 1]

SUGAR

Supplement 1 to Third Revised Ration Order 3 is amended in the following respect:

Section 3.1 is amended by adding item No. 25 to read as follows:

Ration period	Stamp valid during ration period	Weight value of stamp
No. 25 (May 1, 1946 through Aug. 31, 1946).	Sugar ration book and book 4, spare stamp 49	5

This amendment shall become effective May 1, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6948; Filed, Apr. 25, 1946; 11:36 a. m.]

PART 1305—ADMINISTRATION

[SO 133,[2] Amdt. 3]

INDIVIDUAL COMPANY ADJUSTMENT PROVISION FOR MANUFACTURERS OF CERTAIN PRODUCTS

A statement of the considerations involved in the issuance of this amendment to Supplementary Order No. 133, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 133 is amended in the following respects:

1. The list of Maximum Price Regulations in Appendix A is amended to include the following:

Revised Price Schedule 7—Combed Cotton Yarns and the Processing thereof.

Maximum Price Regulation 11—Fine Cotton Goods.

Maximum Price Regulation 33—Carded Cotton Yarns and the Processing thereof.

Maximum Price Regulation 35—Carded Grey and Colored Yarn Cotton Goods.

Revised Price Schedule 69—Bed Linens.

Maximum Price Regulation 118—Cotton Products.

Maximum Price Regulation 127—Finished Piece Goods.

2. A footnote 2 reading as follows is applied to the word "product" in section 2.

[2] "Product" is intended to include "service", and "manufacturer" to include "processor", in cases where a service or a processor rendering a service is subject to maximum prices established by any of the regulations listed in Appendix A.

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6962; Filed, Apr. 25, 1946; 11:35 a. m.]

PART 1305—ADMINISTRATION

[Rev. SO 119, Amdt. 6]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order No. 119 is amended in the following respect:

1. "Leather luggage (except briefcases)", is added to the list of products under the heading of Durable Goods Price Branch in Appendix A.

This amendment shall become effective on the 30th day of April 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6961; Filed, Apr. 25, 1946; 11:36 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMPR 528, Amdt. 6]

TIRES AND TUBES, RECAPPING AND REPAIRING, AND CERTAIN REPAIR MATERIALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 528 is amended in the following respects:

1. Section 4 (c) is amended by substituting the words "Maximum discount" for the words "Minimum discount".

2. Section 17 (c) (2) is amended to read as follows:

(2) *Sound basic tire carcasses.* The maximum wholesale price for a sound basic tire carcass shall be determined by deducting a discount of at least 25 percent from the maximum price set forth in Tables B–II, B–IV, B–VI, B–VIII, or B–X.

3. Section 18 (b) (1) (ii) is amended to read as follows:

(ii) *Recapped tires (tire carcass furnished by seller).* The maximum wholesale price for a recapped tire shall be the maximum price for the recapping service supplied as calculated under (i) above, plus the maximum wholesale price for the particular tire carcass which is furnished by the seller determined under section 17 (c) (2).

This amendment shall become effective April 30, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6955; Filed, Apr. 25, 1946; 11:33 a. m.]

PART 1340—FUEL

[MPR 121, Amdt. 35]

MISCELLANEOUS SOLID FUELS DELIVERED FROM PRODUCING FACILITIES

A statement of considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1340.249 (d) (1) is amended to read as follows and § 1340.249 (d) (2) is deleted.

(d) (1) A producer of briquettes or packaged fuel may be authorized to increase his maximum prices to reflect any increase actually incurred in the cost (f. o. b. producer's or supplier's facility) of solid fuel used in the manufacture of such briquettes or packaged fuel in the manner and subject to the conditions hereinafter set forth; provided, that an increased maximum price, authorized under this provision, must be decreased in the same manner to reflect decreases subsequently incurred in the cost of solid fuel manufactured into such briquettes or packaged fuel and such price decreases reported to the Solid Fuels Price Branch of the Office of Price Administration, Washington 25, D. C., in accordance with subdivision (iii) below.

(i) A maximum price established under any of the provisions of this regulation for a briquette or packaged fuel may be increased by the difference between the cost of solid fuel (f. o. b. producer's or supplier's facility) on which that price is based, and subsequent costs (f. o. b. producer's or supplier's facility) actually incurred for such solid fuel manufactured into briquettes or packaged fuel; provided, that the new price is reported to the Solid Fuels Price Branch of the Office of Price Administration, Washington 25, D. C., and is approved in accordance with subdivision (iii) below.

(a) If a mixture of solid fuels is used in the manufacture of briquettes or packaged fuel, the total per ton costs of solid fuel shall be determined according to the percentage of each fuel used in the mixture. The increase in total per ton cost of solid fuel so determined and the proposed increase in price must be reported to the Solid Fuels Price Branch of the Office of Price Administration, Washington 25, D. C., and approved in accordance with subdivision (iii) below.

(b) The maximum price of a producer who at the request of the Solid Fuels Administrator for War has substituted a percentage of Pennsylvania anthracite for a portion of the bituminous coal formerly manufactured into briquettes or packaged fuel need not be decreased to reflect any decrease in total costs of solid fuel arising from such use of anthracite. Such producers in calculating subsequent increases in solid fuel costs shall determine the total increase by multiplying the increases in cost (f. o. b. producer's or supplier's facility) actually incurred on each of the ingredient fuels by the percentage of that solid fuel used in the mixture. Should the producer discontinue using the substitute portion of Pennsylvania anthracite, he shall determine any future increase in solid fuel costs by reference to the solid fuel costs and maximum prices in effect prior to the substitution of the anthracite.

(ii) A producer of briquettes or packaged fuel whose solid fuel costs (f. o. b. producer's or supplier's facility) fluctuate, may elect to redetermine his maximum prices on the basis of the weighted average cost (f. o. b. producer's or supplier's facility) of solid fuel used in the manufacture of the briquettes or packaged fuel during December 1941, as compared with such cost during the three most recent calendar months, adjusted every three months to reflect the cost of solid fuel during the previous three months.

(a) To redetermine a maximum price under this provision a producer shall:

(1) Determine his weighted average solid fuel cost during the most recent three calendar months. (The weighted average is determined by dividing the total cost (f. o. b. producer's or supplier's facility) of solid fuel processed into briquettes or packaged fuel during the three months by the total tonnage of briquettes or packaged fuel produced in the same period.)

(2) Subtract from the above average cost the December 1941, weighted average cost of solid fuel.

(3) Add the difference to his maximum price as originally determined under § 1340.249 (a), (b), (c) (1), or (c) (2) of this regulation.

(4) Recalculate every three months thereafter, his weighted average solid fuel cost for the previous three months, and add or subtract the difference between that figure and the previously computed solid fuels cost from the maximum price previously redetermined.

(5) Report the new proposed price to the Office of Price Administration in accordance with subdivision (iii) below.

(6) A producer pricing under this provision whose solid fuel costs are subsequently stabilized by virtue of purchase contract arrangements or other reasons must revert to pricing under subdivision (i) above as soon as he begin to use the solid fuel received at the stabilized price.

(b) In using this subdivision (ii), a producer of briquettes or packaged fuel whose maximum prices have been established by order pursuant to § 1340.249 (c) (3) or adjusted under § 1340.247a (c) of this regulation, shall substitute for the "December 1941 weighted average solid fuel costs" and "the maximum price originally determined," the solid fuel cost on which the order was based and the prices established by the order, respectively.

(iii) Use of OPA Form 653–432 is discontinued. Instead, each time a producer redetermines his maximum prices under this § 1340.249 (d) (1) he must file a report of such proposed price changes in duplicate, by registered mail, with the Solid Fuels Price Branch, Office of Price Administration, Washington 25, D. C. A redetermined price reported under this subdivision (iii) may not be put into effect until that price has been approved by the Office of Price Administration, but the reported price shall be deemed to be approved ten days after mailing the report unless, within that time, the Office of Price Administration notifies the seller by order that his proposed price has been disapproved. The report shall indicate under which of the above paragraphs the price is redetermined and shall set forth the following information:

(a) A description of the solid fuels used, giving kind and size, district of origin, and mine index number.

(b) Previous and present purchase price, f. o. b. source of supply, and freight to plant.

(c) Proportions of each fuel used in the mixture, if a mixture is used.

(d) Amount of increase or decrease calculated in solid fuel costs and the actual computations made in arriving at that figure.

(e) The last previous schedule of prices to which the increase or decrease is applied, and the schedule of redetermined maximum prices, by class of purchasers (as determined by type of sale and quantity purchased).

(f) Discounts or allowance made during December 15–31, 1941, and still in effect.

NOTE: All record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

This amendment shall become effective April 30, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6952; Filed, Apr. 25, 1946; 11:34 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER & PAPER PRODUCTS, PRINTING & PUBLISHING

[MPR 32,[1] Amdt. 2]

PAPERBOARD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 32 is amended in the following respects:

1. In Appendix C (a), item 5 (i) (milk bottle stock) is deleted.

2. In Appendix D, subparagraph (a) (3) is added to read as follows:

(3) *Milk bottle stock.* The maximum price for milk bottle stock shall be $120 per ton in rolls and $125 per ton in sheets, f. o. b. mill, with carload freight allowed not exceeding $10.00 per ton. All discounts and allowances granted during October 1, 1940 to October 15, 1941 shall continue to apply.

This order shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6951; Filed, Apr. 25, 1946; 11:33 a. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 4]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 82 is amended in the following respects:

1. The following paragraph (f) is added to section 16.

(f) *Non-metallic sheathed cable.* (1) The maximum manufacturers' prices for the sale of non-metallic sheathed cable shall be determined pursuant to the Schedule of Manufacturers' Prices set forth in Appendix F to this regulation, subject to any price differential in effect to any purchaser of the same class on the base date. The manufacturer shall apply to the prices listed in Appendix F all discounts, (including the standard cash discounts) and other conditions of sale which the manufacturer had in effect on the base date.

(2) *Resellers.* The maximum prices for sales by resellers of any items described in subparagraph (1) above shall be determined as follows: The reseller shall apply to the list prices which a manufacturer is authorized to use pursuant to subparagraph (1), all allowances, discounts and other deductions that he had in effect to a purchaser of the same class just prior to April 25, 1946.

(3) *Zone pricing.* The zones set forth in Appendix F are the standard geographical zones uniformly recognized in the industry. Sellers of non-metallic sheathed cable are required to maintain the zone pricing established in Appendix F. Zone adjustments that increase the net delivered prices of non-metallic sheathed cable are not permitted.

2. The following Appendix F is added:

APPENDIX F—TYPES R AND T NON-METALLIC SHEATHED CABLE SCHEDULE OF MANUFACTURERS' PRICES

INDEX TO ZONES

Zone of Destination Determines Price Basis

ZONE A

Connecticut, Delaware, District of Columbia, Maryland, Massachusetts, New Hamp-

[1] 11 F.R. 166.

[2] 10 F.R. 11658, 11809, 14560; 11 F.R. 712, 3528.

[1] 11 F.R. 3249, 3413.

shire, New Jersey, New York, Pennsylvania, Rhode Island, and Vermont.

ZONE B

Illinois, Indiana, Iowa, Burlington, Clinton, Davenport, Dubuque, Muscatine—Balance of Iowa (Zone C), Kentucky, Maine, Michigan, (except Northern Peninsula—(Zone C)), Missouri (St. Louis—Balance of Missouri (Zone C)); Ohio, Tennessee (Bristol, Johnson City, Kingsport—Balance of Tennessee (Zone C)); Virginia, West Virginia, Wisconsin (South of line drawn from North boundary Green Bay to North boundary LaCrosse—Balance of Wisconsin (Zone C)).

ZONE C

California (San Francisco, Oakland, Los Angeles, Long Beach—Balance of California (Zone D)); Iowa (except Burlington, Clinton, Davenport, Dubuque, Muscatine—(Zone B)); Michigan (Northern Peninsula—Balance of Michigan (Zone B)); Minnesota (East of line drawn North and South through West boundary of Mankato—Balance of Minnesota (Zone D)); Missouri (except St. Louis (Zone B)); Nebraska (Omaha—Balance of Nebraska (Zone D)); North Carolina; Oregon (Portland—Balance of Oregon (Zone D)); South Carolina; South Dakota (Sioux Falls—Balance of South Dakota (Zone E)); Tennessee (except Bristol, Johnson City, Kingsport (Zone B)); Washington (Seattle, Tacoma—Balance of Washington (Zone D)); Wisconsin (North of line drawn from North boundary Green Bay to North Boundary LaCrosse—Balance of Wisconsin (Zone B)).

ZONE D

Alabama, Arkansas, California (except San Francisco, Oakland, Los Angeles, Long Beach); Florida, Georgia, Kansas, Louisiana, Minnesota (west of line drawn North and South through West boundary of Mankato—Balance of Minnesota (Zone C); Mississippi, Nebraska (except Omaha (Zone C)); North Dakota (Fargo, Grand Forks—Balance of North Dakota (Zone E)); Oregon (except Portland (Zone C)); Oklahoma, Texas (except west of line drawn North and South continuing Texas-New Mexico state line—Balance of Texas (Zone D)); Washington (except Seattle, Tacoma).

ZONE E

Arizona, Colorado, Idaho, Montana, Nevada, New Mexico, North Dakota (except Fargo and Grand Forks (Zone D)); South Dakota (except Sioux Falls (Zone C)); Texas (West of line drawn North and South continuing Texas-New Mexico state line—Balance of Texas (Zone D)); Utah, Wyoming.

For shipment to destinations not shown above, price on Zone basis, F. O. B. Steamer Dock at point of embarkation.

The above are standard zones—Zone adjustments that increase the net delivered prices are not allowable.

NONMETALLIC SHEATHED CABLE TYPE R OR T CONDUCTORS

[Prices per 1,000 feet]

ZONE A—WITHOUT GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	104	$32.50	$30.20	$29.00
12/2	200	125	43.60	39.80	38.10
10/2	200	155	57.80	52.70	50.20
8/2	125	240	105.00	98.90	91.60
6/2	125	368	150.00	137.00	130.00
4/2	125	488	222.00	202.00	193.00
14/3	200	165	53.40	48.80	46.50
12/3	200	200	69.50	63.70	60.40
10/3	200	250	83.80	76.60	72.90
8/3	125	400	136.00	124.00	118.00
6/3	125	576	197.00	180.00	172.00
4/3	125	776	328.00	299.00	285.00

NONMETALLIC SHEATHED CABLE TYPE R OR T CONDUCTORS—Continued

[Prices per 1,000 feet]

ZONE A—WITH GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	108	$35.90	$33.10	$31.70
12/2	200	135	47.10	43.20	41.10
10/2	200	175	63.40	57.90	55.00
8/2	125	260	111.00	101.00	96.50
6/2	125	410	165.00	152.00	145.00
4/2	125	560	244.00	223.00	212.00
14/3	200	175	56.80	52.00	49.40
12/3	200	210	74.10	67.80	64.50
10/3	200	270	89.20	81.40	77.30
8/3	125	435	142.00	130.00	123.00
6/3	125	630	209.00	188.00	179.00
4/3	125	860	343.00	318.00	303.00

ZONE B—WITHOUT GROUND WIRE

14/2	250	104	$33.10	$30.80	$29.60
12/2	200	125	44.30	40.50	38.80
10/2	200	155	58.60	53.60	51.00
8/2	125	240	107.00	97.10	92.80
6/2	125	368	152.00	138.00	132.00
4/2	125	488	224.00	205.00	195.00
14/3	200	165	54.20	49.70	47.30
12/3	200	200	70.60	64.80	61.80
10/3	200	250	85.30	78.00	74.40
8/3	125	400	138.00	127.00	121.00
6/3	125	576	201.00	183.00	175.00
4/3	125	776	332.00	303.00	289.00

WITH GROUND WIRE

14/2	250	108	$36.00	$33.70	$32.30
12/2	200	135	47.70	43.80	41.80
10/2	200	175	64.30	58.70	55.90
8/2	125	260	112.00	103.00	97.90
6/2	125	410	168.00	154.00	147.00
4/2	125	560	247.00	226.00	215.00
14/3	200	175	57.80	52.90	50.30
12/3	200	210	75.20	68.90	65.60
10/3	200	270	90.60	82.80	78.80
8/3	125	435	144.00	132.00	126.00
6/3	125	630	209.00	192.00	182.00
4/3	125	860	353.00	323.00	308.00

ZONE C—WITHOUT GROUND WIRE

14/2	250	104	$33.70	$31.30	$30.10
12/2	200	125	45.00	41.20	39.50
10/2	200	155	59.40	54.40	51.90
8/2	125	240	108.00	98.40	94.10
6/2	125	368	154.00	140.00	134.00
4/2	125	488	227.00	207.00	198.00
14/3	200	165	55.20	50.60	48.30
12/3	200	200	71.70	65.90	62.60
10/3	200	250	86.60	79.30	75.70
8/3	125	400	140.00	129.00	123.00
6/3	125	576	204.00	187.00	178.00
4/3	125	776	336.00	308.00	294.00

WITH GROUND WIRE

14/2	250	108	$37.10	$34.40	$33.00
12/2	200	135	48.60	44.70	42.60
10/2	200	175	66.30	59.70	56.90
8/2	125	260	114.00	104.00	99.20
6/2	125	410	171.00	156.00	149.00
4/2	125	560	250.00	229.00	218.00
14/3	200	175	58.70	53.90	51.30
12/3	200	210	76.50	70.10	66.80
10/3	200	270	92.20	84.40	80.30
8/3	125	435	147.00	135.00	128.00
6/3	125	630	213.00	195.00	186.00
4/3	125	860	358.00	328.00	313.00

ZONE D—WITHOUT GROUND WIRE

14/2	250	104	$34.70	$32.20	$31.10
12/2	200	125	46.00	42.20	40.50
10/2	200	155	60.60	55.50	53.00
8/2	125	240	110.00	100.00	96.00
6/2	125	368	156.00	143.00	137.00
4/2	125	488	230.00	211.00	202.00
14/3	200	165	56.60	52.00	49.70
12/3	200	200	73.40	67.50	64.20
10/3	200	250	88.70	81.40	77.80
8/3	125	400	144.00	132.00	126.00
6/3	125	576	209.00	191.00	183.00
4/3	125	776	343.00	314.00	300.00

NONMETALLIC SHEATHED CABLE TYPE R OR T CONDUCTORS—Continued

[Prices per 1,000 feet]

ZONE D—WITH GROUND WIRE

Size of cable	Approx. feet per coil	Approx. lbs. per 1,000 ft.	A Full coil to 999 ft.	B 1,000 ft. to 4,999 ft.	C 5,000 ft. and over
14/2	250	108	$38.10	$35.30	$33.90
12/2	200	135	49.70	45.80	43.70
10/2	200	175	66.60	61.00	58.20
8/2	125	260	116.00	106.00	101.00
6/2	125	410	174.00	159.00	152.00
4/2	125	560	254.00	233.00	222.00
14/3	200	175	60.20	55.30	52.70
12/3	200	210	78.20	71.80	68.50
10/3	200	270	94.40	86.60	82.50
8/3	125	435	150.00	138.00	132.00
6/3	125	630	218.00	200.00	191.00
4/3	125	860	365.00	335.00	320.00

ZONE E—WITHOUT GROUND WIRE

14/2	250	104	$36.10	$33.80	$32.50
12/2	200	125	47.70	43.90	42.20
10/2	200	155	62.60	57.50	55.00
8/2	125	240	113.00	103.00	99.10
6/2	125	368	161.00	148.00	142.00
4/2	125	488	237.00	218.00	208.00
14/3	200	165	56.90	54.30	52.00
12/3	200	200	76.10	70.30	67.00
10/3	200	250	92.10	84.80	81.20
8/3	125	400	140.00	138.00	132.00
6/3	125	576	216.00	199.00	191.00
4/3	125	776	353.00	325.00	311.00

WITH GROUND WIRE

14/2	250	108	$39.00	$36.80	$35.40
12/2	200	135	51.50	47.60	45.50
10/2	200	175	68.90	63.30	60.50
8/2	125	260	119.00	109.00	105.00
6/2	125	410	179.00	165.00	158.00
4/2	125	560	262.00	240.00	230.00
14/3	200	175	62.60	57.80	55.20
12/3	200	210	81.10	74.70	71.40
10/3	200	270	98.10	90.30	86.20
8/3	125	435	156.00	144.00	138.00
6/3	125	630	226.00	209.00	200.00
4/3	125	860	377.00	347.00	331.00

This amendment shall become effective April 30, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6956; Filed, Apr. 25, 1946; 11:36 a. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[MPR 452, Amdt. 13]

MANUFACTURERS' MAXIMUM PRICES FOR AUTOMOTIVE PARTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 14c is added to Article III of Maximum Price Regulation 452, to read as follows:

SEC. 14c. *Maximum prices and suggested resale prices for mufflers, tail pipes and exhaust pipes of certain manufacturers.* Notwithstanding the provisions of section 6 or 7 of this regulation, maximum prices and applicable suggested resale prices shall be established in accordance with this section for mufflers, tail pipes and exhaust pipes of manufacturers, except passenger automobile and commercial motor vehicle manufacturers, who had maximum prices for them under section 6 or 7 prior to the effective date of this section.

(a) *Manufacturers' maximum prices.* Each manufacturer under this section may charge prices for his mufflers, tail pipes and exhaust pipes which shall return to him on each sale an amount no greater than the next maximum price he could have charged under section 6 or 7, if such a section were applicable to these parts, increased by 12%. However, instead of such maximum prices a manufacturer who has received an adjustment in maximum prices under section 16 may charge the adjusted net maximum prices he was authorized to charge by such adjustment.

(b) *Suggested resale prices.* Suggested retail list prices for the parts covered by this section shall be no higher than the dollar and cents amounts of suggested retail list prices which the manufacturer had in effect prior to the effective date of this section except as provided in the following sentence. In the case of a manufacturer who has received an increase in maximum prices under section 16, other than an even-steven adjustment, his suggested retail prices shall be no higher than the suggested retail prices he had in effect prior to the increase adjusted to reflect percentagewise the amount of his increase which was in excess of 12%.

Suggested resale prices for sales at wholesale to retail sellers shall be no higher than the dollar and cents amounts of the suggested resale prices which the manufacturer had in effect for such sales prior to the effective date of this section increased by 2.4%, except as provided in the following sentence. In the case of a manufacturer who has received an increase in maximum prices under section 16, other than an even-steven adjustment, his suggested resale prices for sales at wholesale shall be no higher than the suggested resale prices he had in effect prior to that increase adjusted to reflect an increase in such prices not to exceed the sum of the following:

(1) 2.4% of the resale prices in effect prior to the adjustment under section 16; and

(2) The amount obtained by multiplying the resale prices in effect prior to the adjustment under section 16 by the number of percentage points by which the amount of the increase under section 16 the manufacturer is using exceeds 12%.

If a manufacturer sells to a type of wholesaler called distributor at the same price he sells to a type of wholesaler called jobber less a discount and the distributor resells to the jobber at the same price as the manufacturer charges the jobber, then the manufacturer shall establish a suggested resale price for the distributor which shall not exceed the maximum net price that the distributor charged prior to the effective date of this section increased by 12% except as provided in the following sentence. If the manufacturer received an adjustment under section 16 higher than the 12% increase permitted under this section and is using the higher figure the suggested resale price for the distributor shall be an amount not greater than the maximum net price of the distributor prior to the adjustment under section 16 adjusted to reflect the sum of the following:

(3) 12% of the distributor's maximum price prior to the adjustment under section 16; and

(4) The amount obtained by multiplying the distributor's maximum price in effect prior to the adjustment under section 16 by the number of percentage points by which the amount of the increase under section 16 which the manufacturer is using exceeds 12%.

(c) *New prices for manufacturers and resellers.*—(1) *For manufacturers.* The provisions in section 6 or 7 which require or permit a manufacturer to recompute a maximum price established in accordance with that section or to establish a maximum price for the first time shall apply to maximum prices under this section. The determination of a recomputed maximum price or a new maximum price shall be made by using the provisions of section 9 or 12, whichever is applicable, and by increasing the determined price under the applicable section by 12%.

(2) *Suggested resale list prices for resellers.* Manufacturers shall determine either the discount from list or the mark-up over manufacturers' prices for parts previously priced which are in effect for sales by resellers as a result of pricing under this section, except that manufacturers who use the adjustments received under section 16 shall use in determining this discount or markup for resellers other than the distributor specifically covered in paragraph (b) (2) only a 12% increase in their March 31, 1942 prices, a 2.4% increase in March 31, 1942 wholesalers' suggested resale prices, and the March 31, 1942 suggested retail list prices. Manufacturers shall use this discount or markup structure in establishing resale prices based on adjusted list prices permitted by (1) above.

(3) *Individual adjustments.* Individual adjustments in manufacturers' maximum prices established under this section may be applied for, and obtained, in accordance with Supplementary Order 142. When a manufacturer receives an individual adjustment in his maximum prices in accordance with Supplementary Order 142, he shall adjust his applicable suggested resale prices in accordance with section 2 (d) (1) of that supplementary order.

(d) *Reports and filings.* Manufacturers may charge maximum prices in accordance with this section without receiving prior approval from the OPA. However, each manufacturer shall notify by letter the Automotive Branch, OPA National Office, Washington, D. C., within fifteen days from the effective date of this section, of the amount of the increase of 12% permitted by this section which it shall reflect in its maximum net prices. Manufacturers who received adjustments under section 16 who elect to use the adjustments instead of the increase of 12% shall notify the Automotive Branch within the fifteen day period of this election.

Each manufacturer shall prepare revised price lists, catalogs, or supplements to existing price lists or catalogs to reflect the resale prices it determines under this section, and shall furnish copies of such price lists, catalogs or supplements to its list price purchasers and to the OPA. Pending the issuance of the revised price lists, catalogs or supplements to existing price lists or catalogs, the manufacturer may notify such purchasers of applicable resale prices by including such prices on invoices to such purchasers.

In addition, each manufacturer shall furnish to his list price purchasers the notice required by paragraph (b) of section 10, and shall give such notice in accordance with paragraph (c) of that section.

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6957; Filed, Apr. 25, 1946; 11:37 a. m.]

PART 1305—ADMINISTRATION

[Rev. SO 114,[1] Corr. to Amdt. 5]

ADJUSTABLE PRICING OF CERTAIN COTTON TEXTILES

Amendment 5 to Revised Supplementary Order 114 is corrected as follows:

The first sentence of item 2 is corrected to read as follows: "2. Section 3 (g) is added to read as follows:"

This correction shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6960; Filed, Apr. 25, 1946; 11:37 a. m.]

PART 1365—HOUSEHOLD FURNITURE

[MPR 548, Amdt. 6]

METAL UPHOLSTERY SPRINGS, CONSTRUCTIONS AND ACCESSORIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 548 is amended in the following respects:

1. Section 11b is added to read as follows:

SEC. 11b. *Interim adjustable pricing.* (a) With respect to articles covered by this regulation which the manufacturer produces and distributes from April 30, 1946 to the effective date of the Price Administrator's action on the industry's request for an increase in maximum prices to compensate for recent increases in basic wage rate schedules, manufacturers are authorized to charge maximum prices established by Maximum Price Regulation No. 548, to be adjusted upwards after deliveries by the amount of the increase which the Price Administrator may authorize in such maximum prices.

(b) During the period from April 30, 1945 to the effective date of the Price Administrator's action on the industry's request for an increase in maximum

[1] 10 F.R. 9875, 11296.

prices to compensate for recent increases in basic wage rate schedules, resellers of articles covered by this regulation which have been invoiced to them at adjustable maximum prices in accordance with paragraph (a), may sell such articles at the applicable maximum prices authorized for their sales by Maximum Price Regulation No. 548, to be adjusted upwards after delivery by the amount of the increase.

(c) This section shall not have any force and effect on and after the effective date of the action taken by the Price Administrator on the industry's request for an increase in maximum prices to compensate for recent increases in basic wage rate schedules.

This amendment shall become effective on April 30, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6959; Filed, Apr. 25, 1946; 11:37 a. m.]

PART 1365—HOUSEHOLD FURNITURE

[MPR 548,[1] Amdt. 5]

METAL UPHOLSTERY SPRINGS, CONSTRUCTION AND ACCESSORIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 548 is amended in the following respects:

1. Section 1 (a) (9) is added, to read as follows:

(9) Inner constructions for dual purpose sleeping equipment.

2. Section 1 (a) (10) is added, to read as follows:

(10) The following boxspring inner constructions.

(i) Those made of all wire.

(ii) Those where the wire construction is an integral part of the base.

3. Section 1 (b) (1) is amended to read as follows:

(1) Hand tied boxspring constructions. (Prices for these continue under Maximum Price Regulation No. 188 for manufacturers, and under the General Maximum Price Regulation for other sellers.)

4. Section 1 (b) (2) is deleted.

5. Section 4 is amended in the following respects:

a. Under Type I, the ceiling prices for the item "Base price per cwt" are amended to read as follows:

Base price per cwt	$7.70 $9.55

b. Under Type II:

The base price of Item 3 is amended to read: $9.95.

The base price of Item 4 is amended to read: $13.15.

The base price of Item 5 is amended to read: $6.10.

The base price of Item 6 is amended to read: $6.90.

(c) Under Type III:

[1] 9 F.R. 8047, 12027; 10 F.R. 7624; 11 F.R. 2115, 3255.

The table of base prices is amended to read as follows:

[Base price per thousand coils]

Diameter of coils (inches)	Gauge of coils							
	13½	14	14½	15	15½	16	16½	17
2						15.60	15.30	15.05
2¼						16.60	16.35	16.05
2½						17.35	17.10	16.80
2¾			18.65	18.40	18.10	17.85		
3		20.00	19.65	19.25	18.95	18.60		
3¼		21.05	20.70	20.35	20.00			
3½	22.60	22.15	21.70	21.30				
3¾	23.45	22.90	22.45					

The table of fabric and bookfold sisal extras is amended to read as follows:

FABRIC AND BOOKFOLD SISAL EXTRAS TO BASE PRICE

Diameter (inches)	Kind of cover		
	3-ounce bookfold sisal	Covers averaging 3.01–4.99 square yards per pound	Covers averaging 3 square yards or less per pound
2	$3.30	$1.50	$3.00
2¼	2.85	1.70	3.35
2½	4.40	1.95	2.85
2¾	4.95	2.20	4.35
3	5.50	2.50	5.00
3¼	6.35	2.80	5.60
3½	7.45	3.05	6.10
3¾	8.00	3.30	6.60

The table of deductions where the cover is supplied by the purchaser is amended to read as follows:

DEDUCTIONS WHERE COVER IS SUPPLIED BY PURCHASER

Diameter (inches)	Kind of cover	
	Roll goods (in full rolls)	Remnants
2	$3.60	$2.70
2¼	4.20	3.20
2½	4.80	3.60
2¾	5.40	4.20
3	6.00	4.80
3¼	6.90	5.70
3½	8.10	6.90
3¾	8.70	7.50

(d) Under Type IV, the schedule of base prices is amended to read as follows:

[Schedule of base prices for Items 8 and 9. Price in cents]

Size	Coil count by row	Uncovered units	Fabric covered			Sisal covered	
			3-square yards per pound or heavier	3.01–4.99 square yards per pound	3 square yards per pound or heavier	Sisal encased 3 ounces	Bookfold extra (add to base price)
15 x 15	4 x 3	$0.286	$0.379	$0.414	$0.446	$0.524	$0.187
15 x 17	4 x 3	.289	.381	.428	.464	.550	.205
16 x 16	4 x 3	.282	.381	.428	.464	.550	.205
16 x 17	4 x 3	.285	.396	.436	.473	.563	.214
17 x 17	4 x 3	.294	.403	.445	.484	.578	.225
15 x 16	4 x 4	.311	.415	.451	.485	.567	.196
15 x 17	4 x 4	.312	.421	.458	.494	.580	.205
15 x 18	4 x 4	.313	.426	.466	.503	.592	.214
15 x 19	4 x 4	.314	.432	.473	.512	.605	.223
16 x 16	4 x 4	.312	.421	.458	.494	.580	.205
16 x 17	4 x 4	.313	.426	.466	.503	.594	.215
16 x 18	4 x 4	.314	.432	.473	.512	.608	.225
16 x 19	4 x 4	.314	.438	.480	.521	.621	.234
16 x 20	4 x 4	.316	.443	.488	.530	.633	.243
17 x 18	4 x 4	.315	.439	.482	.523	.622	.235
17 x 22	4 x 4	.319	.465	.516	.565	.680	.276
15 x 20	4 x 5	.364	.487	.529	.570	.667	.232
16 x 21	4 x 5	.365	.492	.537	.579	.679	.241
16 x 21	4 x 5	.366	.501	.547	.592	.696	.254
17 x 17	5 x 4	.363	.482	.524	.563	.657	.225
17 x 18	5 x 4	.364	.488	.531	.572	.671	.235
17 x 19	5 x 4	.365	.495	.540	.583	.685	.245

[Schedule of base prices for Items 8 and 9. Price in cents]

Size	Coil count by row	Uncovered units	Fabric covered			Sisal covered	
			3 square yards per pound or heavier	3.01–4.99 square yards per pound	3 square yards per pound or heavier	Sisal encased 3 ounces	Bookfold extra (add to base price)
17 x 20	5 x 4	$0.366	$0.501	$0.540	$0.583	$0.685	$0.245
18 x 18	5 x 4	.365	.495	.540	.583	.685	.245
18 x 19	5 x 4	.366	.502	.549	.594	.699	.255
18 x 20	5 x 4	.367	.507	.556	.603	.713	.266
18 x 21	5 x 4	.368	.514	.565	.614	.727	.277
19 x 19	5 x 4	.367	.507	.556	.603	.713	.267
19 x 20	5 x 4	.368	.514	.565	.614	.729	.277
19 x 21	5 x 4	.370	.522	.575	.625	.745	.288
20 x 20	5 x 4	.370	.522	.575	.625	.745	.288
20 x 21	5 x 4	.372	.530	.585	.637	.763	.299
21 x 21	5 x 4	.373	.538	.596	.650	.780	.312
16 x 19	5 x 5	.420	.544	.587	.628	.726	.234
16 x 20	5 x 5	.421	.550	.594	.637	.739	.244
16 x 21	5 x 5	.422	.555	.602	.646	.752	.254
17 x 19	5 x 5	.421	.551	.596	.639	.740	.245
17 x 20	5 x 5	.422	.557	.603	.648	.754	.255
17 x 21	5 x 5	.423	.563	.612	.659	.769	.265
17 x 24	5 x 5	.424	.564	.620	.668	.784	.276
18 x 19	5 x 5	.422	.558	.605	.650	.756	.256
18 x 20	5 x 5	.423	.563	.612	.659	.770	.266
18 x 21	5 x 5	.424	.569	.620	.668	.784	.276
18 x 22	5 x 5	.425	.575	.627	.677	.798	.285
19 x 21	5 x 5	.425	.579	.630	.680	.800	.288
19 x 22	5 x 5	.426	.584	.639	.691	.815	.298
20 x 22	5 x 5	.427	.592	.648	.703	.832	.310
21 x 22	5 x 5	.430	.602	.662	.719	.851	.324
19 x 19	6 x 5	.490	.636	.679	.726	.836	.265
19 x 20	6 x 5	.491	.637	.688	.737	.852	.277
19 x 21	6 x 5	.492	.644	.697	.747	.867	.288
19 x 22	6 x 5	.494	.652	.707	.759	.882	.299
20 x 20	6 x 5	.492	.644	.697	.747	.867	.288
20 x 21	6 x 5	.494	.652	.707	.759	.883	.299
20 x 22	6 x 5	.495	.659	.716	.770	.899	.310
21 x 21	6 x 5	.495	.660	.718	.772	.902	.311
21 x 22	6 x 5	.497	.669	.729	.786	.922	.325
22 x 23	6 x 5	.500	.688	.753	.815	.963	.355
22 x 24	6 x 5	.502	.697	.764	.829	.982	.368
23 x 23	6 x 5	.502	.698	.766	.831	.985	.368
23 x 24	6 x 5	.504	.707	.778	.845	.1007	.381
20 x 23	6 x 6	.557	.737	.786	.842	.977	.321
21 x 23	6 x 6	.559	.737	.799	.859	.998	.337
21 x 24	6 x 6	.561	.746	.811	.872	.1018	.350

(e) Under Type V, the table of base prices is amended to read as follows:

BASE PRICES PER UNIT IN QUANTITIES OF 50 DAVENPORT OR 100 CHAIR UNITS OF A SINGLE SIZE AND KIND

[11-14 davenport and chair construction base prices]

	Bar base		Wire base	
	Item 10, wire top	Item 11, helical top	Item 12, wire top	Item 13, helical top
3 x 2 chair	$0.64	$0.67	$0.60	$0.63
3 x 3 chair	.74	.80	.68	.71
3 x 4 chair	.92	1.01	.84	.91
4 x 4 chair	1.07	1.20	.96	1.08
3 x 6 sofa	1.40	1.55	1.29	1.43
3 x 7 sofa	1.63	1.80	1.50	1.67
3 x 8 sofa	1.84	2.04	1.68	1.88
3 x 9 sofa	1.99	2.21	1.80	2.01
4 x 7 sofa	2.02	2.27	1.83	2.07
4 x 8 sofa	2.22	2.51	2.01	2.29

(f) Under Type VI:

The table of base prices for Item 15 is amended to read as follows:

BASE PRICES—PER UNIT IN QUANTITIES OF 100 OR MORE OF ONE SIZE AND KIND

Size (inches)						Price	
Length	Depth	Number bars	Depth of bars (inches)	Number springs	Height (inches)	Gauge coils	Wire base	Bar base
16	14	2	18	2	3	10½	$0.30	$0.33
16	18	2	22	3	3	10½	.35	.39
18	15	3	20	2	3	10½	.40	.46
18	18	3	22	3	3	10½	.49	.55

The base price of Item 16 is amended to read: $0.59.

Table II is amended to read as follows:

TABLE II—SCHEDULE OF BASE PRICES PER UNIT, BY COIL GAUGES AND HOW COUNT, FOR REGULAR STUDIO, YOUTH CRIB AND ROLLAWAY UNITS[1]

Type	Coil gauge	Coil count by row	Number of coils	Bonnel	Crimp or clip	Offsets A	Offsets B
Studio unit	14½	5 x 17	85	$1.13	$1.23	$1.23	$1.28
	14½	6 x 15	90	1.18	1.34	1.34	1.39
	14½	6 x 16	96	1.20	1.39	1.39	1.44
	14½	6 x 17	102	1.18	1.34	1.34	1.39
	14½	7 x 13	91	1.22	1.32	1.32	1.37
	14½	7 x 14	98	1.22	1.32	1.32	1.37
	14½	7 x 15	105	1.22	1.32	1.32	1.37
	14½	7 x 16	112	1.22	1.32	1.32	1.37
Youth unit	14½	6 x 10	60	.78	.86	.86	.91
	14½	6 x 11	66	.83	.93	.93	.98
Crib unit	14½	5 x 8	40	.53	.60	.60	.63
	14½	5 x 9	45	.58	.66	.66	.69
	14½	5 x 10	50	.63	.73	.73	.77
	14½	6 x 8	48	.61	.68	.68	.71
	14½	6 x 9	54	.68	.75	.75	.78
	14½	6 x 10	60	.75	.83	.83	.87
	14½	6 x 11	66	.83	.92	.92	.96
Rollaway unit	14½	6 x 12	72	.90	1.00	1.00	1.05
	14½	6 x 13	78	.98	1.09	1.09	1.14
	14½	6 x 14	84	1.05	1.17	1.17	1.22
	14½	6 x 15	90	1.13	1.25	1.25	1.30
	14½	6 x 16	102	1.19	1.32	1.32	1.37
	14½	7 x 12	84	1.05	1.16	1.16	1.21
	14½	7 x 13	91	1.14	1.26	1.26	1.31
	14½	7 x 14	98	1.22	1.35	1.35	1.40
	14½	7 x 15	105	1.31	1.45	1.45	1.50
	14½	7 x 16	112	1.40	1.55	1.55	1.61
	14½	8 x 12	96	1.20	1.32	1.32	1.37
	14½	8 x 13	104	1.30	1.44	1.44	1.49
	14½	8 x 14	112	1.40	1.55	1.55	1.61
	14½	8 x 15	120	1.50	1.66	1.66	1.72
	14½	8 x 16	128	1.60	1.77	1.77	1.84
	14½	8 x 17	136	1.70	1.88	1.88	1.95
	14½	9 x 12	108	1.35	1.49	1.49	1.55
	14½	9 x 13	117	1.46	1.62	1.62	1.68
	14½	9 x 14	126	1.58	1.75	1.75	1.82
	14½	9 x 15	135	1.69	1.87	1.87	1.94
	14½	9 x 16	144	1.80	1.99	1.99	2.06
	14½	9 x 17	153	1.91	2.11	2.11	2.19

[1] Regular size units are as follows:

Studio size	39"–39" x 71"–72"
Youth size	27"–28" x 48"–54"
Crib size	24"–27" x 48"–54"
Rollaway size	35"–37" x 69"–70"
4/6 size	30"–37" x 69"–70"
3/3 size	27"–28" x 69"–70"

1. Type IX is added to read as follows:

TYPE IX—INNER CONSTRUCTIONS FOR DUAL PURPOSE SLEEPING EQUIPMENT

Item 22. *Sofa bed construction, innerspring type.* Hinged or 2-piece type, $2.90 each.
Coils—Seat—90 double cone, #13 ga. high carbon wire 5" or higher min. wt. 7 lbs.
Back—72 double cone #13 ga. high carbon wire 5" or higher min. wt. 6 lb.
Top ties—Screw coils #16 ga. high carbon wire or equivalent.
Top border wire—#7 ga. low carbon wire or #9 ga. high carbon wire, or 12 ga. high carbon wire inserted in a screw coil.
Minimum steel weight 18 lb.

Item 23. *Sofa bed construction, single cone wire bottom type.*
Hinged or 2-piece type, $3.20 each.
Coils—Seat section 40 single cone, #11 high carbon wire 5" or higher min. wt. 7 lb.
Back section 30 single cone, #11 high carbon wire 5" or higher min. wt. 6 lb.
Top ties—Crimp—15 ga. low carbon wire or
Helical—#17 ga. high carbon wire.
Border wire—Crimp top—#9 low carbon wire. Helical top—#7 high carbon wire.
Cross braces—Helical top only—4 #11 ga. high carbon wire or equiv.
Bottom crimps—#10 ga. high carbon wire 1 way.
Minimum total steel weight 22 lbs.
Minor changes may be made in wire gauge, number and gauge of coils, and other construction details provided that within 30 days of first shipment of such item a detailed report of such changes be filed with the Office of Price Administration, Washington, D. C., and provided that the changes will not:

1. Reduce the cost more than 3%, or
2. Lower the minimum steel weights, or
3. Impair the serviceability of the unit.

Item 24. *Studio couch construction, coil base and flat spring under-section or drop back, $5.15 each.*
Slat section:
Rear rail—1¼" x 1¼" x ⅛" rail angle or equivalent
Rear legs—1¼" x 1¼" x ⅛" rail angle or equivalent
Corner braces—⅞" x 12 ga. band
Cross slats—⅞" x 12 ga. band stock under each row of coils or 3¼" x ¾" x 3—1" angle all other #9 Bessemer wire
x ⅛" bands, all other #9 Bessemer wire
Front legs—1⅜" x 1⅜" x ⅛" rail angle
Front corner brackets—⅛" x 3" band steel casters
Coils—40 #11½ ga. high carbon spring wire min. wt. 5½ lb.
Top crimps—#14 ga. low carbon steel wire
Border wire—#3 ga. Bessemer
Border crimps—#14 ga.
Long bottom crimps—#11 ga. low carbon wire
Back section or under-section:
Rim—⅞" x 1¼" x ⅛" rail angle
Back rail—1¼" x 1¼" x ⅛" rail angle
Legs—¾" x ¾" x ⅛"

The base prices per cwt. of 500 pounds or more of a single size and kind for Item 19 are amended to read as follows:

Coils	$7.45
Cut to length—packed	7.95

Item 20 is amended to read as follows:

Item 20. *Extension springs.*
16 gauge, 6 turns per inch, ½" O. D. 4" long or longer.
Single extension springs, $14.30 per Cwt.
Gross extension springs, $12.80 per Cwt.

The base price for Item 21 is amended to read: $8.75.

(h) Under Type VIII:

Table I is amended to read as follows:

TABLE I—SCHEDULE OF BASE PRICES PER UNIT, BY COIL GAUGES AND HOW COUNT, FOR REGULAR BED-SIZE UNITS

Coil gauge	Coil count by row	Number coils 4/6	Maximum prices 4/6			Maximum prices 3/3			Offsets	
	4/6	3/3	Bonnel	Crimp or clip	A	Bonnel	Crimp or clip	A	A	B
A. Crossweb lacing										
14½	10 x 17	170	$1.80	$2.00	$2.00	$1.65	$1.85	$1.85	$1.85	$1.95
14½	7 x 18	126	1.26	1.40	1.40	1.15	1.30	1.30	1.90	2.00
14½	10 x 18	180	1.80	2.00	2.00	1.65	1.85	1.85	2.10	2.20
14½	12 x 15	180	1.80	2.00	2.00	1.65	1.85	1.85	2.05	2.15
14½	8 x 19	152	1.52	1.69	1.69	1.39	1.56	1.56	1.78	1.88
14½	7 x 19	133	1.33	1.48	1.48	1.22	1.37	1.37	1.63	1.73
14½	10 x 19	190	1.90	2.11	2.11	1.74	1.94	1.94	2.18	2.28
14½	11 x 19	209	2.09	2.32	2.32	1.91	2.13	2.13	2.37	2.47
14½	12 x 19	228	2.28	2.53	2.53	2.09	2.33	2.33	2.56	2.66
14½	8 x 20	160	1.60	1.78	1.78	1.47	1.65	1.65	1.87	1.97
14½	9 x 20	180	1.80	2.00	2.00	1.65	1.85	1.85	2.09	2.19
14½	10 x 20	200	2.00	2.22	2.22	1.83	2.05	2.05	2.31	2.41
14½	11 x 20	220	2.20	2.44	2.44	2.02	2.26	2.26	2.52	2.62
14½	12 x 20	240	2.40	2.66	2.66	2.20	2.46	2.46	2.73	2.83
14½	9 x 21	189	1.89	2.10	2.10	1.74	1.94	1.94	2.20	2.30
14½	10 x 21	210	2.10	2.33	2.33	1.93	2.15	2.15	2.41	2.51
14½	11 x 21	231	2.31	2.56	2.56	2.12	2.36	2.36	2.62	2.72
14½	12 x 21	252	2.52	2.80	2.80	2.32	2.58	2.58	2.84	2.94
14½	9 x 22	198	1.98	2.20	2.20	1.82	2.03	2.03	2.30	2.40
14½	10 x 22	220	2.20	2.44	2.44	2.02	2.24	2.24	2.52	2.62
14½	11 x 22	242	2.42	2.69	2.69	2.23	2.47	2.47	2.75	2.85
14½	12 x 22	264	2.64	2.93	2.93	2.43	2.70	2.70	2.97	3.07
14½	9 x 23	207	2.07	2.30	2.30	1.91	2.12	2.12	2.40	2.50
14½	10 x 23	230	2.30	2.55	2.55	2.12	2.35	2.35	2.64	2.74
14½	11 x 23	253	2.53	2.81	2.81	2.34	2.59	2.59	2.88	2.98
14½	12 x 23	276	2.76	3.06	3.06	2.54	2.82	2.82	3.11	3.21
14½	9 x 24	216	2.16	2.40	2.40	1.99	2.21	2.21	2.50	2.60
14½	10 x 24	240	2.40	2.66	2.66	2.21	2.45	2.45	2.75	2.85
14½	11 x 24	264	2.64	2.93	2.93	2.43	2.70	2.70	2.99	3.09
14½	12 x 24	288	2.88	3.20	3.20	2.65	2.94	2.94	3.23	3.33
15½	10 x 15	150	1.50	1.66	1.66	1.38	1.54	1.54	1.76	1.86
15½	10 x 16	160	1.60	1.77	1.77	1.47	1.64	1.64	1.87	1.97
15½	10 x 17	170	1.70	1.88	1.88	1.56	1.74	1.74	1.98	2.08
15½	10 x 18	180	1.80	2.00	2.00	1.65	1.85	1.85	2.10	2.20
15½	10 x 19	190	1.90	2.11	2.11	1.74	1.94	1.94	2.18	2.28
15½	11 x 16	176	1.76	1.95	1.95	1.62	1.80	1.80	2.05	2.15
15½	11 x 17	187	1.87	2.07	2.07	1.71	1.91	1.91	2.16	2.26
15½	11 x 18	198	1.98	2.20	2.20	1.82	2.03	2.03	2.30	2.40
15½	11 x 19	209	2.09	2.32	2.32	1.91	2.13	2.13	2.37	2.47
15½	12 x 19	228	2.28	2.53	2.53	2.09	2.33	2.33	2.56	2.66
15½	16 x 20	320	3.20	3.55	3.55	2.94	3.26	3.26	3.55	3.65
15½	17 x 19	323	3.23	3.58	3.58	2.97	3.30	3.30	3.59	3.69

[1] Regular bed-size units are as follows:

4/6 size	51"–52" x 71"–72½"
4/0 size	46"–48" x 71"–72½"
3/6 size	39"–42" x 71"–72½"
3/3 size	36"–37" x 71"–73½"
3/0 size	33"–35" x 71"–73½"

Fabric—Standard 2" x 4" link attached by helicals or equivalent or band and helical—bands ⅝" x .020" (Min. 6 long bands, 4 cross bands)

Finish—oil base paint

Minimum total steel weight 42 lb.

Minor changes may be made in wire gauge, number and gauge of coils, and other construction details provided that within 30 days of first shipment a detailed report of such changes be filed with the Office of Price Administration, Washington, D. C., and provided that the changes will not:

1. Reduce the cost more than 5%,
2. Lower the minimum steel weights,
3. Impair the serviceability.

6. Section 11a is added, to read as follows:

SEC. 11a. *Adjustment of certain maximum prices.* If, before April 25, 1946, a manufacturer's maximum prices were established under the in-line provisions of this regulation or of Order 1849 under Maximum Price Regulation No. 188 for sales of any article covered by this regulation which is not listed in section 4, the manufacturer shall compute new maximum prices for his sales of that article as follows:

(i) He shall determine the weight of the wire in the article.

(ii) He shall determine the weight of the angles, flats and strips in the article.

(iii) He shall add to his maximum price established under such in-line provision, the increase in his steel cost figured at $19.00 per ton in the case of #12 gauge high carbon wire or heavier; $21.00 per ton in the case of #13 gauge high carbon wire or lighter; and $7.00 per ton in the case of angles, flats and strips.

The new maximum price, so computed, the weight of the wire and the total weight of the angles, flats and strips, shall be reported by the manufacturer to the Office of Price Administration, Washington 25, D. C., before he first offers the article for sale at a price higher than the maximum price previously established for the article under the in-line provision. If the reported maximum price is incorrectly calculated, the Office of Price Administration will issue an order establishing the correct maximum price for the manufacturer's sales of the article, which maximum price shall apply to all sales and deliveries of the article after April 24, 1946.

7. The first sentence of Section 13 (a) (3) is amended to read as follows: "You multiply the average delivered cost by 133 percent."

This amendment shall become effective on April 25, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942, as amended.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6958; Filed, Apr. 25, 1946; 11:37 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 312,[1] Amdt. 4]

MAPLE SYRUP AND MAPLE SUGAR

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 312 is amended in the following respects:

1. Table B in section 2 (b) (1) is revised to read as follows:

TABLE B—PRODUCERS' AND PACKERS' MAXIMUM PRICES FOR PACKAGED MAPLE SYRUP

Size container	Prices on sales to wholesalers and all other purchasers except retailers and domestic consumers					Prices on sales to retailers				Prices on sales directly to domestic consumers (per container)
	Grade	(Per case of 24)	(Per case of 12)	(Per case of 6)	(Per case of 1)	(Per case of 24)	(Per case of 12)	(Per case of 6)	(Per case of 1)	
6 oz	A or better	$4.45	$2.28	-------	-------	$4.66	$2.49	-------	-------	$0.22
6 oz	B	4.20	2.16	-------	-------	4.38	2.35	-------	-------	.20
8 oz	A or better	5.55	2.83	-------	-------	6.06	3.09	-------	-------	.27
8 oz	B	5.22	2.66	-------	-------	5.69	2.89	-------	-------	.25
10 oz	A or better	6.72	3.41	-------	-------	7.33	3.72	-------	-------	.33
10 oz	B	6.31	3.21	-------	-------	6.88	3.49	-------	-------	.30
12 oz	A or better	7.86	3.98	-------	-------	8.57	4.34	-------	-------	.38
12 oz	B	7.36	3.73	-------	-------	8.02	4.06	-------	-------	.35
16 oz. (pt.)	A or better	9.93	5.02	-------	-------	10.83	5.47	-------	-------	.48
16 oz. (pt.)	B	9.27	4.69	-------	-------	10.10	5.11	-------	-------	.44
24 oz	A or better	14.89	7.49	-------	-------	16.23	8.17	-------	-------	.71
24 oz	B	13.90	7.00	-------	-------	15.14	7.62	-------	-------	.66
32 oz. (qt.)	A or better	17.58	8.84	-------	-------	19.34	9.72	-------	-------	.91
32 oz. (qt.)	B	16.26	8.18	-------	-------	17.89	9.00	-------	-------	.87
½ gallon	A or better	34.64	17.37	$8.74	-------	38.10	19.11	$9.61	-------	1.85
½ gallon	B	32.00	16.05	8.08	-------	35.20	17.65	8.88	-------	1.71
1 gallon	A or better	-------	31.78	15.94	-------	-------	34.96	17.53	-------	3.39
1 gallon	B	-------	29.14	14.62	-------	-------	32.05	16.08	-------	3.11
5 gallon	A or better	-------	-------	-------	$12.89	-------	-------	-------	$14.18	16.50
5 gallon	B	-------	-------	-------	11.79	-------	-------	-------	12.97	15.09
5 gallon	C	-------	-------	-------	10.69	-------	-------	-------	11.76	13.68

2. Table C in section 2 (c) (1) is revised to read as follows:

TABLE C—PACKERS' MAXIMUM PRICES FOR MAPLE SYRUP SOLD IN BULK

Grades	Maximum price per pound	
	Filtered	Unfiltered
Fancy AA	$0.265	$0.255
A	.255	.245
B	.245	.235
C	.235	.225

3. Section 2 (d) is amended to read as follows:

(d) *Producers' and packers' maximum prices for "flavoring maple syrup."* (1) The producers' or packers' maximum prices, f. o. b. packing plant for each item, that is, for each type and container size, of "flavoring maple syrup" for each class of purchaser shall be his "base price" plus 99 cents per gallon.

(i) The "base price" shall be calculated by dividing the total dollars charged each class of purchaser for such item during the period comprising the months of April, May and June, 1941, hereinafter called the "base period," by the number of such items sold such class of purchasers during the "base period."

Example. X packer seeks the maximum price of a five-gallon tin of type Q "flavoring" maple syrup. In determining his "base price," he ascertains that he sold during the "base period" a total of 1,000 5-gallon tins for which he received $5,000. The maximum price would be computed as follows:

$5,000÷1,000 5-gallon tins=$5.00—base price	
5 gallons×$0.99	— 4.95
	$9.95

Producers or packers seeking to price "flavoring" maple syrup which is to be sold without the container or on a returnable container basis, shall use the same method provided for in subparagraph (1) immediately above, except that their "base price" shall be computed by using only sales that were made on a returnable container basis during the "base period."

4. The table set forth in section 3 (a) (1) is amended to read as follows:

Quantity of sale	Prices per pound type block sugar	
	Fancy	Blended
For 250,000 lbs. and over	$0.37	$0.35
For less than 250,000 lbs. but not less than 40,000 lbs.	.38	.36
For less than 40,000 but not less than 2,000 lbs	.39	.37
For less than 2,000 lbs	.40	.38

5. Section 3 (b) (1) is amended to read as follows:

(1) The maximum price for Canadian bag sugar, f. o. b. port of entry, duty included, shall be $0.31 per pound.

6. Section 7 is amended to read as follows:

SEC. 7. *Records and reports.* (a) Every person who makes sales covered by this regulation shall preserve for examination by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, his records in existence on the effective date of this amendment, and both producers and packers, after the effective date of this amendment, regardless of previous practices, must make and preserve records or invoices which include: (1) name and address of the seller and the buyer, and the effective date of the transaction; (2) a description of the commodity; (3) quantity; (4) grade; (5) size of container; and (6) price charged and received. If sale is made on a delivery basis, the amount of the delivery charges shall be separately shown.

(b) Every producer or packer who sells an item of "flavoring maple syrup" shall within ten days after calculating his maximum price for each such item submit to the Office of Price Administration, Washington, D. C., a statement showing his "base prices" and his maximum prices as computed under section 2, paragraph (d) and shall include in such statement, the figures which were the basis of the required computations.

This amendment shall become effective April 25, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved April 17, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-6954; Filed, Apr. 25, 1946; 11:35 a. m.]

[1] 8 F.R. 3347, 4390, 8125; 11 F.R. 2593.

PART 1358—TOBACCO

[RPS 62,[1] Amdt. 4]

CIGARETTES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 62 is amended in the following respects:

1. The title of the regulation is amended to read: "Cigarettes at the Manufacturing Level".

2. Section 1358.1 (a) is amended to read as follows:

§ 1358.1 *Manufacturers' maximum prices*—(a) *For all cigarettes other than economy brands.* On and after April 25, 1946 the maximum price per thousand cigarettes of any manufacturer of cigarettes other than economy cigarettes, shall be determined by adding the following three items:

(1) The net price charged on December 26, 1941 by a manufacturer per thousand cigarettes of a brand manufactured by him for a similar quantity to a similar purchaser. If no sale of the brand of cigarettes was made on said date the net price shall be the price he would have charged on December 26, 1941 for a similar quantity to a similar purchaser; plus,

(2) The increase in the Federal Internal Revenue tax on cigarettes placed in effect on November 1, 1942; plus,

(3) 25 cents per thousand cigarettes.

A manufacturer may adjust his list price of December 26, 1941 to a level which, less the customary discounts and allowances which he actually allows, will reflect no more than the increases allowed in (a) (2) and (3), above, in his maximum net selling price. The maximum prices which are fixed in this section or in (b) below, are in the case of a "private brand of cigarette" manufactured for the owner of such private brand, subject to adjustment under paragraph (d).

3. Section 1358.1 (b) is deleted and a new § 1358.1 (b) is added to read as follows:

§ 1358.1 (b) *For economy cigarettes.* On and after April 25, 1946 the maximum price for economy cigarettes (whether regular size or king size) of any manufacturer shall be $6.10 per thousand less 10 percent and 2 percent.

4. A new § 1358.1 (d) (4), is added to read as follows:

(4) On and after April 25, 1946, 25 cents per thousand cigarettes may be added to the manufacturer's net selling price established by any order issued under this paragraph prior to April 25, 1946.

5. Section 1358.2 is amended to read as follows:

§ 1358.2 *Less than maximum prices.* Lower prices than those established by this regulation may be charged, demanded, paid or offered.

6. Sections 1358.3 to 1358.9 (a), inclusive, are redesignated §§ 1358.4 to 1358.10 (a), respectively, and a new § 1358.3 is added to read as follows:

§ 1358.3 *Notification to purchasers.* On or before his first delivery of cigarettes, on which the manufacturer has taken all or part of the increase allowed in sections 1 (a) (3) or 1 (b) above, the manufacturer shall give each purchaser the following written notice attached to, or stated on the invoice, covering such first delivery. This notice may be varied to the extent necessary to adapt it for giving notice of increases on a multiple number of brands in one notice.

(Insert date)

The Office of Price Administration has authorized an increase in our maximum net selling price for our (describe cigarettes by brand name, and whether regular or king size, if both sizes are manufactured), of ----- cents per thousand cigarettes. Wholesalers and jobbers are authorized to add to their maximum net selling prices 25 cents per thousand cigarettes. However, the maximum price of a retailer, except a vending machine seller, for a single package of popular cigarettes has not been increased. On sales of two or more packages of popular cigarettes retailers may add one-half cent per package to their maximum price legally in effect before receipt of this notice from their supplier.[1] The new maximum price of a vending machine seller for a brand of popular cigarettes at a particular location is his maximum price legally in effect on April 24, 1946 plus one cent per package.[1] A retailer's new maximum prices for economy cigarettes are 13 cents per package for sales of one or more packages.[1]

The Office of Price Administration requires you to keep this notice for examination.

7. The following definition is added to redesignated § 1358.9:

"Popular cigarettes" means so-called popular brands such as Camels, Chelseas, Chesterfields, Fleetwoods, Lucky Strikes, Old Golds, Pall Malls, Philip Morris and Raleighs and other brands selling for the same price on December 26, 1941. For the purposes of the notice to purchasers in paragraph 3 "popular cigarettes" shall mean all cigarettes other than economy cigarettes.

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6947; Filed, Apr. 25, 1946; 11:34 a. m.]

[1] 7 F.R. 1322, 2132, 2242, 8948, 12315; 9 F.R. 2667.

[1] Omit this sentence if not applicable.

PART 1389—APPAREL

[MPR 572,[1] Amdt. 3]

MANUFACTURERS' PRICES FOR CERTAIN FALL AND WINTER OUTERWEAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 4 (c) of Maximum Price Regulation 572 is amended to read as follows:

(c) *Report of individual division factors.* If you elect to use individual division factors, you must file Form II (set forth in Appendix B) with your OPA district office. Two signed copies of this report must be sent by registered mail at the same time that you send Form I (a Form II may not, except as indicated below, be filed subsequent to the receipt of acknowledgment from OPA of the filing of your Form I). You must keep an additional copy of this form as a record. On and after March 15, 1945, you must not sell or deliver any winter garment at a price based on a division factor lower than your general division factor unless you have filed Form II with your district office and received acknowledgment of its filing. OPA may at any time disapprove or revise the division factors reported in Form II.

(A Form II may be filed (for class division factors only), subsequent to the receipt of acknowledgment from OPA of the filing of your Form I, if, during 1943, you sold and delivered winter garments at different markups to different classes of customers. In such case, however, you must not sell or deliver any winter garment at a price based on a division factor lower than your general division factor until you have received acknowledgment from OPA of the filing of your Form II.)

The procedure you must follow in case you find that the Form II which you have filed is incorrect is set forth in Appendix C.

[1] 10 F.R. 1433, 2387, 4813.

This amendment shall become effective April 30, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6953; Filed, Apr. 25, 1946; 11:35 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14D,[1] Amdt. 10]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY THE GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TOBACCO PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14D is amended in the following respects:

1. Section 3 (a) is amended to read as follows:

(a) *Maximum prices for sales of economy cigarettes at wholesale.* Prior to receipt of notice pursuant to section 1358.3 of Revised Price Schedule No. 62 as amended by Amendment 4 to that regulation, a seller's maximum price for a sale of a particular quantity of economy cigarettes at wholesale to any class of purchaser, shall be an amount determined by multiplying his net cost before April 25, 1946 for that quantity of the brand and size by the percentage markup applicable on September 3, 1943, to his sales of the same cigarettes to the same class of purchaser. After receipt of notice from his supplier pursuant to section 1358.3 of Revised Price Schedule No. 62 as amended, a wholesaler's maximum net selling price per thousand cigarettes determined under the immediately preceding sentence is increased by 25 cents per thousand cigarettes. For purposes of this paragraph:

(1) A seller's "net cost" shall be the supplier's list price before April 25, 1946, for the particular brand and size of cigarette, less (i) all trade and cash discounts, and (ii) all state and local taxes.

(2) A seller's "percentage markup applicable on September 3, 1943," shall be the percentage determined by dividing his maximum price per thousand of such brand and size of cigarette to the particular class of purchasers on that date (exclusive of all state or local taxes and after deducting all trade and cash discounts), by his net cost therefor on the same date.

2. Section 3 (b) is amended to read as follows:

(b) *Maximum prices for sales of economy cigarettes at retail.* After receipt of notice from his supplier pursuant to paragraph 3 (d), below, or § 1358.3 of Revised Price Schedule No. 62, a seller's maximum price for a sale of economy cigarettes at retail shall be as follows:

For a sale of one or more packages of 20 cigarettes, 13 cents per package.

3. Paragraphs 3 (c) to paragraph 3 (g) are redesignated paragraphs 3 (h) to 3 (l), respectively, and new paragraphs 3 (c), (d), (e), (f), and (g) are added to read as follows:

(c) *Maximum prices for sales of cigarettes other than economy cigarettes at wholesale.* After receipt of notice from his supplier, pursuant to § 1358.3 of Revised Price Schedule No. 62, a wholesaler's maximum net selling price per thousand for cigarettes other than economy brands, determined under the General Maximum Price Regulation, is increased by 25 cents per thousand cigarettes. Such adjustment shall be applicable to floor stocks.

(d) *Notice to purchasers.* On or before his first delivery of cigarettes for which the wholesaler's maximum net selling price has been increased as allowed by paragraph 3 (a) or 3 (c), above, the wholesaler shall give the purchaser the following written notice. This notice may be varied to the extent necessary to adapt it for giving notification of increases on two or more brands in a single notice.

(Insert date)

The Office of Price Administration has authorized a price of increase of ------ cents in the manufacturer's net selling price per thousand cigarettes of (identifying cigarettes by brand name and size, regular or king, or other size). Wholesalers and jobbers are authorized to add 25 cents per thousand cigarettes to their maximum net selling prices. However, the maximum price of a retailer, except a vending machine seller, for a single package of popular cigarettes has not been increased.[1] For sales of two or more packages of popular cigarettes, retailers are authorized to add one-half cent per package to their maximum prices legally in effect before receipt of this notice.[1] The new maximum price of a vending machine seller for a brand of popular cigarettes at a particular location is his maximum price legally in effect on April 24, 1946 plus one cent per package.[1] Retailers' new maximum prices for economy cigarettes are 13 cents per package for sales of one or more packages.[1] Retailers must maintain their customary differentials allowed by them during March 1942. The Office of Price Administration requires that you keep this notice for examination.

(e) *Retailer's maximum prices for cigarettes other than economy brands.* Upon receipt of notification from his supplier, pursuant to paragraph (d), above, or § 1358.3 of Revised Price Schedule No. 62, of an adjustment of his supplier's net selling price for a brand of cigarettes other than economy brands, a retailer's maximum price for a single package of popular cigarettes is the particular retailer's maximum price for a single package of such cigarettes, as established under the General Maximum Price Regulation, and is therefore no higher after receipt of the above notice than it was before. For sales of two or more packages of cigarettes, a retailer may add one-half cent per package to his maximum price legally in effect before receipt of notice from his supplier of an increase in the supplier's net selling price. Adjustments allowed by this section shall be applicable to floor stocks. Retailers must maintain their customary price differentials allowed by them during March 1942. This paragraph shall not apply to vending machine sellers.

(f) *Maximum prices of vending machine sellers for popular cigarettes.* Upon receipt of notification from his supplier, pursuant to paragraph (d), above, or § 1358.3 of Revised Price Schedule No. 62, of an adjustment of his supplier's net selling price for a brand of popular cigarettes, a vending machine seller's maximum price for such brand at a particular location shall be his maximum price, as established under the General Maximum Price Regulation, for such location, plus one cent per package.

(g) *Geographical applicability.* Provisions of this section shall be applicable to the forty-eight States of the United States, and to the District of Columbia.

4. Redesignated paragraph 3 (h) is amended to read as follows:

(h) *State and local taxes.* Maximum prices for cigarettes established by this section are exclusive of any increases in State and local taxes upon cigarettes which have been added since the General Maximum Price Regulation went into effect, or which may be added, or are caused by the increases in maximum prices allowed by this section. Sellers may add to these prices the amount of such tax applicable to the cigarettes being priced, and paid or payable by them to the taxing authorities or to a prior vendor.

5. The following definitions are added to redesignated paragraph 3 (l):

"Net selling price" means the manufacturer's or other seller's net price after deduction of discounts and allowances.

"Popular cigarettes" means so-called popular brands such as Camels, Chelseas, Chesterfields, Fleetwoods, Lucky Strikes, Old Golds, Pall Malls, Philip Morris, and Raleighs and other brands selling for the same price on December 26, 1941. In paragraphs 3 (d), 3 (e) and 3 (f) "Popular cigarettes" shall mean all cigarettes other than economy cigarettes.

"General Maximum Price Regulation" as referred to in this section 3 does not include Supplementary Regulation 14D.

"Package" means a package of twenty cigarettes.

"Vending machine seller" is one who sells cigarettes by means of a machine normally regarded as a vending machine by the trade.

"Retailer" as used in paragraph 3 (e) does not include a vending machine seller.

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6950; Filed, Apr. 25, 1946; 11:34 a. m.]

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[1] 10 F.R. 1180, 5103, 7855, 7932, 8748, 11712, 11753, 13551; 11 F.R. 343.

[1] Omit this sentence if not applicable.

TITLE 46—SHIPPING

Chapter II—United States Maritime Commission

Subchapter F—Merchant Ship Sales Act of 1946

[G. O. 60]

PART 299—RULES AND REGULATIONS, FORMS, AND CITIZENSHIP REQUIREMENTS

Correction

The date at the end of Federal Register document 46-6683, appearing at page 4459 of the issue for Tuesday, April 23, 1946, should read "April 13, 1946."

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Order 130-F]

PART 12—AMATEUR RADIO: STATIONS AND OPERATORS

FREQUENCY BANDS

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 17th day of April 1946;

Whereas, the Commission has, pursuant to Order No. 130 adopted November 9, 1945, and Order No. 130-A adopted November 14, 1945, validated certain amateur station licenses for a 6 month period commencing November 15, 1945, and ending May 15, 1946; and

Whereas, the Commission has, pursuant to Order No. 115 adopted May 25, 1943, Order No. 115-A adopted November 28, 1944, and Order No. 115-B adopted November 28, 1945, reinstated and extended certain amateur operator licenses so that the expiration dates of these amateur operator licenses will fall within the period December 8, 1946, and December 7, 1947; and

Whereas, it is now desirable to extend the validation period for amateur station licenses and to make the term of each validated amateur station license concurrent with the term of the amateur operator license held by the licensee of the station;

It is ordered, That the first ordering clause of Order No. 130 and Order No. 130-A, be and it is hereby amended to read as follows:

1. Each amateur radio station license which was valid at any time during the period December 7, 1941, to September 15, 1942, and which has not heretofore been revoked, is hereby validated for the term, as extended, of the amateur radio operator license held by the licensee of the station.

This order shall become effective immediately.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6992; Filed, Apr. 25, 1946; 11:43 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

[Order 1956, Amdt. 4]

PART 298—PRODUCTION OF FISHERY COMMODITIES OR PRODUCTS

ALLOCATION OF HALIBUT

Pursuant to the authority conferred by Executive Order 9280, dated December 5, 1942 (7 F.R. 10179), War Food Order No. 52, dated February 8, 1943 (8 F.R. 1777), as amended March 16, 1943 (8 F.R. 3280) (formerly known as Food Directive No. 2), Title III of the Second War Powers Act, as amended (50 App. U.S.C. sec. 633), the Emergency Price Control Act of 1942, as amended (50 U.S.C. sec. 901 et seq.), and Directive No. 105 of the Economic Stabilization Director, dated April 5, 1946, Order No. 1956 of the Secretary of the Interior (9 F.R. 6780), as amended, being § 298.4 of this Part 298, is hereby amended to read as follows:

§ 298.4 *Allocation of halibut*—(a) *Jurisdiction.* Control over the delivery and allocation of halibut landings for the purposes of this section is hereby vested in the Secretary of the Interior, and subject to his supervision and direction shall be administered by the Fish and Wildlife Service.

(b) *Statement of policy.* The purposes of this section are to prevent violation of maximum price regulations in transactions between fishermen and dealers; to allocate halibut landings between primary dealers so as to aid in the most efficient distribution of the processed product to meet military and essential civilian needs and so that the several civilian markets will be supplied with substantially normal proportions of the product, to satisfy, as near as may be, the demand which was developed largely during prewar years. This section is to be administered so as to cause a minimum of interference with normal economic processes in the industry. Orderly production and marketing of the products of the fishery depend upon the equitable allocation of the catch among primary dealers, but all persons affected by this section are expected to cooperate in supplying the requirements of the armed services and by furthering the distribution of halibut available for civilian use to the principal distributing and consuming centers in substantially the normal percentages of supply.

(c) *Definitions.* Except where the context clearly indicates otherwise, the following definitions shall be applicable in the interpretation of this section and of all directions, regulations, permits, and other administrative statements and instruments issued under this section.

(1) "Person" means any individual, partnership, association, corporation, or other business entity.

(2) "Dealer" means any person who, within 50 miles of the coastal or inland waters of Alaska, Washington, Oregon or California, buys or takes delivery of, or arranges to buy or take delivery of, halibut from a fisherman or his agent or from a fishing vessel for resale. For the purpose of this definition it is immaterial whether the purchase, delivery or arrangements are for his own account or are for the account of another person.

(3) "Halibut" means Pacific halibut, and all other fish caught with gear of the type commonly used in the Pacific Coast halibut fishery, including cod, rockfishes, and sablefish.

(4) "Pacific halibut" means the species commonly known on the Pacific Coast as halibut, *Hippoglossus hippoglossus*, excluding the other species referred to in subparagraph (3) of this paragraph.

(5) "Allocation" means the dividing of halibut landings between the dealers according to quantities determined by the Secretary of the Interior, or his representative, usually after recommendations by an industry committee.

(6) "Representative of the Secretary of the Interior" means any person or persons duly designated to represent him in performing any of the delegable functions authorized by this section.

(7) Except when the context clearly indicates otherwise each term and phrase has the same meaning as is given to it in War Food Order No. 52 (8 F.R. 1777, 3280, formerly known as Food Directive No. 2).

(d) *Limitations on sales and deliveries of halibut.* (1) No fisherman acting for himself or through an agent shall sell or deliver or arrange to sell or deliver halibut except to a dealer who is the holder of a valid, unexpired, and unrevoked permit issued pursuant to this section by the Secretary of the Interior or his representative.

(2) No fisherman subject to the terms of this section acting for himself or through an agent shall sell or deliver or arrange to sell or deliver halibut to any person in British Columbia except as authorized by the Secretary of the Interior or his representative. Such representative may authorize such fishermen by public notice from time to time to sell or deliver halibut to such persons in British Columbia as are participants in and conform to a voluntary program for the allocation of halibut which is in accord with the purposes and policy of this section as determined by the Secretary of the Interior or his representative.

(e) *Permits required for dealers.* No person shall operate as a dealer except in accordance with the terms and conditions of a valid, unexpired, and unrevoked permit issued to him pursuant to this section by the Secretary of the Interior or his representative. Dealers shall exhibit their permits to all fishermen and all agents of fishermen from whom they buy or accept delivery of halibut.

(f) *Permits; terms and conditions.* (1) Each permit shall authorize operation at one port only, and shall be limited in time as deemed advisable by the Area Coordinator. Each permit shall, except as expressly provided otherwise therein, allow the purchase of all the species referred to as halibut in paragraph (c) (3) of this section; but it shall limit purchases in accordance with any allocation schedules set up under para-

graph (i) of this section. Permits shall be subject to such other terms and conditions both before and after issuance as are deemed by the Secretary of the Interior appropriate to furthering the purposes of this section. The Secretary of Agriculture may, where distribution is involved, recommend terms and conditions of permits issued.

(2) A person who is in the business of purchasing fish from trollers, and who holds no other permit to operate as a dealer under this section, may be issued a permit to purchase troll-caught halibut only; such permit shall not apply to the purchase of halibut from regular halibut vessels, but shall apply only to the purchase of halibut taken incidentally while fishing for salmon or other species.

(g) *Issuance of permit.* (1) Any dealer, upon informal request, shall be issued a permit to deal in halibut for any port in which he operated as a halibut dealer in 1941, 1942, or 1943 prior to July 13, 1943, or for which he had a permit to operate in 1944 or 1945, unless the Area Coordinator acting under the general supervision of the Secretary of the Interior or his representative has reasonable cause to believe that such issuance would be contrary to any of the provisions of this section or would interfere with the purposes of this section. The denial of any request shall be subject to appeal as provided in paragraph (n) of this section.

In making such request for a permit any person who operated as a halibut dealer purchasing halibut for the account of others in the years above mentioned shall furnish the Area Coordinator with a statement showing:

(i) The amounts of halibut purchased in each port for each account (identified by name and address) during each of the years 1939 through 1944, inclusive, during which the applicant purchased halibut, and

(ii) The amounts of halibut, if any purchased for the applicant's own account during the same years.

(2) Any person not qualified under the terms of subparagraph (1) of this paragraph, shall upon filing a proper application as set out in paragraph (h) of this section, be issued a permit if in the opinion of the Area Coordinator the applicant has or can obtain adequate facilities, and if his operation will not unduly disrupt the marketing, processing, or distribution of fish, nor interfere with the program of the Office of Price Administration or of the Department of Agriculture, and if his operation would be otherwise consistent with paragraphs (b) and (i) of this section. The denial of any application shall be subject to appeal as provided in paragraph (n) of this section.

(3) No person shall hold more than one permit for the same port; but the same person may hold one permit for each of several ports.

(4) A permit issued pursuant to application as set out in paragraph (h) of this section shall become invalid upon any change of more than 25 percent interest in the ownership of the enterprise as described in the application therefor. Such invalid permit shall be at once surrendered to the Area Coordinator. A new application for another permit may be filed immediately.

(h) *Applications.* (1) Any person who did not have a permit to operate as a dealer in 1944 or 1945 may, on or before July 31 of the fishing season, apply for a permit, filing a separate application for each port. No particular form is prescribed by any relevant data and reasons in support of the application may be included; it must include the following information:

(i) The name of the applicant.

(ii) The form of applicant's business organization, whether a sole proprietor enterprise, partnership, or corporation, and if the latter, the state of incorporation.

(iii) The name and extent of participation of every co-owner, stockholder, or other participant owning directly or indirectly a 25 per cent interest therein or more.

(iv) The port for which a permit is desired.

(v) The species of fish for purchase of which a permit is desired.

(vi) The dates of the applicant's prior operations as a dealer in fish, the ports in which he operated, and the amount of halibut purchased in each port in each of the last three years during which he purchased halibut in such port.

(vii) The equipment available to him for handling halibut in the port for which a permit is requested.

(viii) The name of a natural person, not a corporation or other fictitious entity, who will have possession of the permit in the port concerned and who will be in charge of operations under the permit there. The person so named should be the permittee himself if he is a natural person and is to be at the port and in charge of the business; otherwise, the permittee's chief representative at the port should be named. The person so named must not be another permittee at the port.

(ix) The names and locations of the secondary dealers through whom he expects to market the halibut purchased, and a statement setting out what arrangements if any he has made to secure outlets.

(2) The application shall be certified as follows:

I certify that the above information is true to the best of my knowledge and belief.

(3) The application shall be filed in triplicate with the Area Coordinator, 421 Bell Street Terminal, Seattle, Washington. The Area Coordinator may refer the application to the Office of Price Administration, the Department of Agriculture, and any other Government Agency for report as to the effect the granting of the application would have on their respective emergency programs, and for recommendation as to the action appropriate thereon, with such supporting data and reasons as the agencies deem necessary.

(i) *Allocation schedules.* (1) When the Secretary of the Interior, or his representative, deems it advisable in order to further the purposes of this section, he may set up a plan for supervised allocation of halibut among dealers, and thereafter all halibut landed shall be distributed as directed by him or in the shares directed by him in accordance with an allocation schedule. Such allocation schedule shall be worked out and applied, as far as possible, in cooperation with the dealers concerned.

(2) Any such schedule of allocation among dealers shall be aimed at furthering the purposes of this order as set out in paragraph (b) of this section, and especially at securing substantially normal distribution of the catch. It shall be based upon some equitable historical basis, taking account of the normal distribution of landings among all dealers in the Pacific Coast ports.

(3) An allocation schedule shall be adjusted as deemed reasonably necessary in the opinion of the Secretary of the Interior, or his representative, to secure an adequate supply of halibut for the armed services or to adapt the schedule, in the light of changes in delivery practices of the halibut fleet and other abnormal circumstances, so as to further the purposes of this section and the aims of allocation referred to in subparagraph (2) of this paragraph.

(4) An allocation schedule may set aside as much as 15 percent of the landings of halibut at any port for qualified dealers at that port who did not operate prior to July 13, 1943, and as much as 3 percent of all Pacific Coast landings by U. S. vessels for any dealers, not otherwise permittees, at establishments west of Cape Saint Elias which were not customarily considered as halibut landing establishments prior to May 1, 1946, and at which bona fide facilities for handling halibut have been provided before July 1, 1946.

(j) *Records and reports.* (1) All dealers shall keep and preserve for not less than two years accurate records concerning purchases of halibut from fishermen and others, and sales of halibut to secondary dealers and others, showing for each transaction the date, the name and address of the other party, and the amount of halibut involved, by species.

(2) The Secretary of the Interior, or his representative, shall be entitled to make such audit and inspection of the books, records, and other writing, premises and stocks of halibut of any person, and to make such investigations, as may be necessary or appropriate in his discretion to the enforcement or administration of this section.

(3) The Secretary of the Interior, or his representative, may require from persons affected by this section periodic reports showing the amount of halibut received or sold in each separate transaction, with the date, name of seller and vessel or name of buyer, as the case may be. The Secretary of the Interior, or his representative, may also require from persons affected by this section such other material information as he may deem necessary to give effect to the purposes of this section. These record-keeping requirements have been approved by the Bureau of the Budget and specific recording and reporting requirements subsequently prescribed will be subject to the approval of the Bureau of the Budget, all pursuant to the Federal Reports Act of 1942, 5 U.S.C. sec. 139.

(k) *Industry committees.* An industry committee may be set up by the Secretary of the Interior, or his representative, in each port where an allocation program is established. Each such committee shall be representative of the various interests concerned, as by the inclusion of one large dealer, one small dealer, and one representative of the halibut fishermen, and shall advise with the local representative of the Secretary of the Interior and make recommendations as to the allocation schedule to be set up, and any other details connected with the administration of this section.

(l) *Orders and directions.* The Secretary of the Interior, or his representative, may issue such orders and directions as he may deem advisable to accomplish the purposes of this section, and violations of any such order or direction shall be a violation of this section.

(m) *Violations, revocation.* Any person who violates this section, any order or direction issued under it by the Secretary of the Interior, or his representative, or any term or condition of any permit issued by him, or who by any act or omission falsifies records to be kept, or information to be furnished pursuant to this section, or who after the issuance of this section violates any price regulations issued by the Price Administrator, may, by a decision of the Area Coordinator, upon findings of fact made after reasonable notice and opportunity to be heard, be prohibited from purchasing more than a specified quantity of halibut; or he may be prohibited from dealing in halibut, by suspension or revocation of any permit issued, or prohibited from receiving halibut or from clearing port to fish for halibut or from fishing for halibut, for a specified period of time. In exceptional circumstances, where the Area Coordinator has reasonable grounds to believe such violation has occurred, and if the circumstances are such that he shall deem such action reasonably necessary to carry out the purposes of this section, he may immediately suspend the permit or prohibit fishing for halibut pending such hearing. Permits which have been suspended or revoked shall be surrendered at once to the Area Coordinator, 421 Bell Street, Terminal, Seattle 1, Washington. Such further action may be taken against the violator as the Secretary of the Interior, or his representative, deems appropriate, including recommendations for prosecutions under section 35 (A) of the Criminal Code (18 U.S.C. sec. 80), under Title III of the Second War Powers Act (50 App. U.S.C. sec. 633), and under any and all other applicable laws.

(n) *Appeals and petitions for relief.* Any person who finds that compliance with this section imposes an unreasonable burden upon him, or who is aggrieved by any action of the Director of Fish and Wildlife Service hereunder, may petition the Secretary of the Interior for appropriate relief. Any person aggrieved by any action taken by the Area Coordinator or one of his staff hereunder, or by any direction issued hereunder, or who finds that compliance therewith imposes an unreasonable burden upon him may petition the Area Coordinator for appropriate relief; and after the hearing or other presentation of the matter before the Area Coordinator and after his decision, any person affected may appeal from the decision by filing a petition with the Secretary of the Interior. Except in unusual circumstances decisions on petitions will be rendered by the Area Coordinator not later than 7 days after receipt thereof in his office at 421 Bell St. Terminal, Seattle, Washington, and on appeals therefrom by the Secretary of the Interior not later than 7 days after receipt thereof in his office at the Department of the Interior in Washington, D. C. Any petition filed under this paragraph must include a full showing of the pertinent facts, and must be filed in triplicate; and when any petition is filed with the Secretary of the Interior a copy thereof shall be filed at or before that time with the Area Coordinator. Unless there has been a hearing on the matter earlier in the proceedings, the petitioner may have a hearing before final action by request is included in his petition.

(o) *Delegation of authority; designated representative.* For the purpose of this section, the functions, duties and powers of the Secretary of the Interior may in his absence, or upon proper delegation, be exercised by the Director of Fish and Wildlife Service. All applications, petitions, and communications referred to herein shall, unless otherwise specified, be addressed to and filed with the Area Coordinator, United States Department of the Interior, 421 Bell Street Terminal, Seattle, Washington; he is the Area Coordinator referred to in this section and is hereby designated as the representative of the Secretary of the Interior for immediate supervision of the administration of this section. In the performance of these functions, the Area Coordinator may designate any members of his staff to carry out any specific functions that may be assigned; and, in addition, he may delegate specific functions to any member of the staff of the Fish and Wildlife Service, with the consent of the superior of such staff member.

(p) *Effective date.* This section shall become effective at once, and shall continue in effect through December 31, 1946, except as otherwise provided. Where any supervised allocation program is set up pursuant to paragraph (i) of this section, deliveries of halibut received by a permittee during the 1946 season, but before the effective date of this section, shall be considered as received under the share allocated to him under such program.

Issued this 23d day of April 1946.

J. A. KRUG,
Secretary of the Interior.

[F. R. Doc. 46-6919; Filed, Apr. 25, 1946; 9:25 a. m.]

Notices

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6220]

HERMAN RADNER

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Herman Radner, Dearborn, Michigan, for construction permit; Docket No. 6220, File No. B2-P-3180.

Attention is directed to the following errors which appear in the FEDERAL REGISTER, April 6, 1946 issue:

The title, "Order designating application for consolidated hearing on stated issues," should read "Order designating application for hearing on stated issues," as stated above. (At page 3693, column 3.)

The words "unlimited time" on the seventh line of the third paragraph should read "daytime only." (At page 3693, column 3.)

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6991; Filed, Apr. 25, 1946; 11:44 a. m.]

[Docket No. 7352]

WESTINGHOUSE RADIO STATIONS, INC. (KYW)

NOTICE OF HEARING

In re application of Westinghouse Radio Stations, Inc. (KYW); date filed, February 24, 1945; for construction permit; class of service, broadcast; class of station, broadcast; location, Philadelphia, Pennsylvania; operating assignment specified: frequency 1060 kc, power 50 kw night,[1] 50 kw day;[1] hours of operation, unlimited; Docket No. 7352, File No. B2-P-3855.

You are hereby notified that the Commission has examined the application in the above entitled case and has designated the matter for hearing for the following reasons:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to operate Station KYW as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station KYW as proposed and the character of other broadcast service available to those areas and populations.

3. To determine whether the operation of Station KYW as proposed would involve objectionable interference with any existing United States broadcast stations, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

4. To determine whether the operation of Station KYW as proposed would involve objectionable interference with the Mexican station XEDP, Mexico City, and the nature and extent of any such interference.

5. To determine whether the operation of Station KYW as proposed would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

[1] D. A.—night and day

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Westinghouse Radio Stations, Inc., % Walter S. Evans, Vice-President, 1619 Walnut Street, Philadelphia, Pennsylvania.

Dated at Washington, D. C., April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6987; Filed, Apr. 25, 1946; 11:43 a. m.]

[Docket No. 7353]

LAKE SUPERIOR BROADCASTING CO.

NOTICE OF HEARING

In re application of Lake Superior Broadcasting Company (new); date filed, October 4, 1945; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Duluth, Minn.; operating assignment specified: Frequency 1080 kc, power 10 kw night,[1] 10 kw day;[1] hours of operation, unlimited; Docket No. 7353, File No. B4-P-427.

You are hereby notified that the Commission has examined the application in the above entitled case and has designated the matter for hearing for the following reasons:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to receive primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, in the United States, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of proposed station would involve objectionable interference with the operation of Station CKY, Winnipeg, or any other Canadian Station, and the nature and extent of any such interference.

6. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

The applicant is hereby given an opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Lake Superior Broadcasting Company, c/o Thomas M. McCabe, President, 700 Torrey Building, Duluth, Minnesota.

Dated at Washington, D. C., April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6990; Filed, Apr. 25, 1946; 11:44 a. m.]

[Docket No. 7363]

HAROLD THOMAS (WATR)

NOTICE OF HEARING

In re Application of Harold Thomas (WATR); date filed, August 29, 1945; For construction permit to increase power, install new transmitter and D. A. for day and night use, and change transmitter and studio locations; class of service, broadcast; class of station, broadcast; location (proposed), Springfield, Massachusetts; operating assignment specified: Frequency 1320 kc, Power 5 kw night,[1] 5 kw day;[1] hours of operation unlimited; Docket No. 7363, File No. B1-P-3950.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of WMAS, Inc. (WMAS), Springfield, Massachusetts (File No. B1-P-4313, Docket No. 7364), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate Station WATR as proposed.

2. To determine the areas and populations which may be expected to gain primary service from the proposed operation of station WATR and the character of other broadcast service available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of station WATR would involve objectionable interference with any existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the proposed operation of Station WATR would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of Station WATR as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Harold Thomas, Radio Station WATR, 71 Grand Street, Waterbury, Connecticut.

Dated at Washington, D. C. April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6989; Filed, Apr. 25, 1946; 11:44 a. m.]

[Docket No. 7364]

WMAS, INC.

NOTICE OF HEARING

In re application of WMAS, Incorporated (WMAS); date filed, November 2, 1945; for construction permit to change frequency, increase power, install new transmitter and directional antenna and change transmitter location; class of service, standard broadcast; class of station, standard broadcast; location, Springfield, Massachusetts; operating assignment specified: frequency 1320 kc, power 5 kw night,[1] 5 kw day;[1] hours of operation unlimited; Docket No. 7364, File No. B1-P-4313.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Harold Thomas (WATR) Waterbury, Connecticut (File No. B1-P-3950; Docket No. 7363) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate Station WMAS as proposed.

2. To determine the areas and populations which may be expected to gain primary service from the proposed operation of Station WMAS and the character of other broadcast service available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station WMAS would involve objectionable interference with any existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the proposed operation of Station WMAS would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of State WMAS as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: WMAS, Incorporated, c/o A. S. Moffatt, President, 1757 Main Street, Springfield, Massachusetts.

[1] D. A.—night and day.

Dated at Washington, D. C. April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6986; Filed, Apr. 25, 1946; 11:43 a. m.]

[Docket No. 7369]

FORT WORTH BROADCASTING CO.

NOTICE OF HEARING

In re application Fort Worth Broadcasting Company (new); date filed, January 5, 1946; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Fort Worth, Texas; operating assignment specified: frequency 1360 kc; power 1 kw night,[1] 1 kw day; hours of operation, unlimited; Docket No. 7369, File No. B3-P-4439.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Dr. Leslie Halton Luck and Myron Birdsel "Patt" McDonald, d/b as Luck-McDonald Company, Fort Worth, Texas (File No. B3-P-4413, Docket No. 7368) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station woud involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Fort Worth Broadcasting Company, % Russ N. Lamb, 402 Houston Street, Fort Worth, Texas.

Dated at Washington, D. C., April 11, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-6988; Filed, Apr. 25, 1946; 11:43 a. m.]

[Docket No. 7445]

WESTERN UNION TELEGRAPH CO.

ORDER ENLARGING SCOPE OF INVESTIGATION

In the matter of the Western Union Telegraph Company, petition for rate increase; Docket No. 7445.

The Commission, having under consideration its order of March 20, 1946 herein; and having also under consideration the petition filed on March 18, 1946, by The Western Union Telegraph Company, referred to in said order; and

It appearing, that The Western Union Telegraph Company proposes to increase its revenues collected from the public by the following adjustments in its domestic interstate telegraphic rates:

(1) Increase the charges for certain message services (full rate, day letter, night letter, serial and press) by not more than 10%.

(2) Elimination of the existing 20% differential between the United States Government and regular commercial rates by applying regular commercial rates to all Government domestic telegrams now subject to such differential.

(3) Establishment of increased money order premium charges on money orders of over $25.00 principal amount.

(4) Establishment of a night letter rate schedule providing for an increase in rates greater than 10% for the longer distances, namely, the last four rate zones.

(5) Increase the charges for Commercial News Department services by 10%.

(6) Discontinue the "Tourate" classification.

(7) Discontinue the "Longram" classification.

(8) Discontinue the practice of forwarding messages beyond their original destination without additional charge.

It is further appearing, that questions may be presented as to the lawfulness of the above proposed rate adjustments un-

[1] D. A.—night and day.

der the Communications Act of 1934, as amended, and of certain other rates provided for in the presently effective tariff schedules of The Western Union Telegraph Company, which are not included in its above proposals, namely, the "exceptional" rates applicable on messages to or from certain cities from or to certain other cities; the special "Exchange Rates" applicable to messages between the floors of grain and produce exchanges; and the classification of service designated as "serial" service;

It further appearing, that, in particular, the above "exceptional" rates, the "Exchange Rates", and the "serial" service classification may be unlawful under the Communications Act of 1934 because they result in unjust or unreasonable discrimination, undue or unreasonable preferences or advantages, or undue or unreasonable prejudices or disadvantages;

It is ordered, This Fourth day of April 1946, that, without in any way limiting the scope of the proceeding herein, the hearings to be held herein shall include consideration of the lawfulness under the Communications Act of 1934, as amended, of the rate adjustments proposed by The Western Union Telegraph Company, in its above petition of March 18, 1946, and also of the "exceptional" rates, the "Exchange Rates" and the "serial" service classification, referred to above.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6985; Filed, Apr. 25, 1946; 11:43 a. m.]

[Docket Nos. 7500, 7501]

ANTILLES BROADCASTING SYSTEM, INC. AND RADIO AMERICAS CORP.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Antilles Broadcasting System, Inc., Rio Piedras, Puerto Rico; Docket No. 7500, File No. B-P-4589; Radio Americas Corporation, San Juan, Puerto Rico; for construction permits; Docket No. 7501, File No. B-P-4295.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 3d day of April 1946;

The Commission having under consideration the application of Antilles Broadcasting System, Inc. (File No. B-P-4589; Docket No. 7500), for a construction permit for a new standard broadcast station at Rio Piedras, Puerto Rico, to operate on 790 KC, with 5 KW power, unlimited time; and the Commission having also under consideration the application of Radio Americas Corporation (File No. B-P-4295; Docket No. 7501), for a construction permit for a new standard broadcast station at San Juan, Puerto Rico, to operate on 790 KC, with 1 KW power, unlimited time:

It is ordered, That the above-entitled applications be, and they are hereby, designated for hearing together in a consolidated proceeding on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporations, their officers, directors, and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6983; Filed, Apr. 25, 1946; 11:43 a. m.]

[Docket No. 7502, 7503]

CLEARWATER BROADCASTING CO., INC. AND CLEARWATER RADIO BROADCASTERS, INC.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Clearwater Broadcasting Company, Inc., Clearwater, Florida, Docket No. 7502, File No. B3-P-4555; Clearwater Radio Broadcasters, Inc., Clearwater, Florida, Docket No. 7503, File No. B3-P-4650; For Construction Permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 3d day of April 1946;

The Commission having under consideration the application of Clearwater Broadcasting Company, Inc. (File No. B3-P-4555; Docket No. 7502), for a construction permit for a new standard broadcast station at Clearwater, Florida, to operate on 1340 kc, with 250 watts power, unlimited time; and the Commission having also under consideration the application of Clearwater Radio Broadcasters, Inc. (File No. B3-P-4650; Docket No. 7503), for a construction permit for a new standard broadcast station at Clearwater, Florida, to operate on 1340 kc, with 250 watts power, unlimited time;

It is ordered, That the above-entitled applications be, and they are hereby designated for hearing together in a consolidated proceeding on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporations, their officers, directors, and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference each with the other, or with any other proposed or existing broadcast station, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-6984; Filed, Apr. 25, 1946; 11:43 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-717]

NATURAL GAS PIPELINE CO. OF AMERICA

ORDER FIXING DATE OF HEARING

APRIL 23, 1946.

Upon consideration of the application filed on April 10, 1946, by Natural Gas Pipeline Company of America (Applicant) for a certificate of public convenience and necessity pursuant to section 7 of of the Natural Gas Act, as amended, to authorize the construction and operation of facilities to be used in connection with its transportation and sale of natural gas in interstate commerce for resale for ultimate public consumption, comprising a pipeline two inches in diameter extending from a connection with Applicant's present 26-inch main trunk pipeline, at a point in section 12, Township 6 South, Range 3 West, Cloud County, Kansas, northerly approximately 240 feet to a regulating and metering station to be there constructed, and all necessary appurtenances thereto;

The Commission orders that:

(A) A public hearing be held commencing on May 10, 1946, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C., respecting the matters involved and the issues presented in this proceeding; *Provided, however*, That if no protest or petition to intervene has been filed or allowed prior to the date hereinbefore fixed for hearing, or if a protest or petition to intervene, in the judgment of the Commission, raises no issue of substance, the Commission may dispose of the application without contested hearing, by order upon the application and evidence filed or available to the Commission and such additional evidence as the Commission may require to be filed for its consideration.

(B) Interested state commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-6920; Filed, Apr. 25, 1946; 9:25 a. m.]

[Project No. 199]

SOUTH CAROLINA PUBLIC SERVICE AUTHORITY

ORDER FIXING DATE OF HEARING

APRIL 23, 1946.

Upon consideration of the amended application filed April 30, 1943, by South Carolina Public Service Authority, licensee for Project No. 199, for exemption from payment of annual charges for the year 1942, pursuant to the terms of section 10 (e) of the Federal Power Act, and the rules of practice and regulations thereunder; and

It appearing that:

(a) Our order of April 4, 1939, authorized the transfer of license from Project No. 199 from Columbia Railway and Navigation Company to the South Carolina Public Service Authority, a municipal corporation;

(b) During 1942 licensee's total project power sales amounted to 276,080,000 kilowatt hours, grossing $953,982.73;

(c) During 1942 licensee sold:

(i) 46.6973 per cent of project power for resale to South Carolina Power, South Carolina Electric and Gas Company, and Carolina Power and Light Company, corporations operated for profit;

(ii) 52.6789 per cent of project power to general consumers;

(iii) .2851 per cent of project power to Berkeley Electric Cooperative for resale;

(iv) .3387 per cent of project power to licensee's Berkeley Division for resale;

(d) Under date of February 24, 1943, licensee remitted its certified check in amount of $4,092.54 in payment under protest of annual charges for the year 1942;

(e) In its application for exemption the licensee contends that:

(i) The project is primarily designed for the improvement of navigation;

(ii) All the power developed by the project was sold to the public without profit;

(iii) Licensee's operations were conducted without profit;

(iv) As an agency of the State of South Carolina licensee cannot operate at a profit;

(f) Licensee has not shown that:

(i) The license for Project No. 199 was either issued or transferred without charge because the project was primarily designed to provide or improve navigation;

(ii) Licensee has not shown that the licensed project was primarily designed to provide or improve navigation;

(iii) Licensee has not shown that power generated at the project during 1942 and sold to the parties referred to in paragraph (c) above for resale was resold by such parties to the public without profit;

The Commission finds that:

It is desirable to afford the licensee a full opportunity to present all pertinent evidence and argument in support of its application for exemption;

The Commission orders that:

A public hearing be held on May 21, 1946, commencing at 10:00 a. m. in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington 25, D. C., respecting the matters involved and the issues presented in this proceeding.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-6921; Filed, Apr. 25, 1946; 9:25 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 125 Under 3 (e), Amdt. 1]

DECTO PRODUCTS CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

Order No. 125 under § 1499.3 (e) of the General Maximum Price Regulation is amended in the following respects.

1. Paragraph (a) is amended to read as follows:

(a) Maximum delivered prices for sales of "Scratch-Fix", a furniture scratch eradicator, in a kit containing 4 wax pencils, manufactured by Decto Products Company, 76 North Street, Salem, Massachusetts, are established as follows:

On sales to—		
Jobbers	Dealers	Consumers
Per kit $0.24	*Per kit* $0.30	*Per kit* $0.45

2. Paragraph (c) is amended to read as follows:

(c) With or prior to the first delivery of the commodity described in paragraph (a) to any reseller, the seller shall give such reseller a written notice of the maximum retail price applicable to sales at retail as established by paragraph (a) of this order. If such reseller is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales established by paragraph (a) of this order and a statement that such wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (a) of this order.

This amendment and order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-6870; Filed, Apr. 24, 1946; 11:52 a. m.]

[Order 48 Under 3 (c)]

LANDERS, FRARY AND CLARK

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.3 (c) of the General Maximum Price Regulation, *It is ordered:*

(a) The maximum net delivered prices, excluding federal excise taxes, for sales to consumers by any person of the following electric water heaters distributed by Landers, Frary and Clark of New Britain, Connecticut, under the trade name Universal, shall be:

Model No.	Zone 1	Zone 2	Zone 3
WH7132-1	$66.82	$68.76	$70.02
WH7242-1	72.64	75.03	76.59
WH7132-2	82.35	84.33	85.62
WH7132-3	82.35	84.33	85.62
WH7242-2	89.67	92.11	93.70
WH7242-3	89.67	92.11	93.70
WH7352-2	96.33	99.00	100.74
WH7352-3	96.33	99.00	100.74
WH7352-1	79.80	82.42	84.13

(b) The maximum net prices, excluding federal excise taxes, for sales to "servicing dealers" by any person of the following electric water heaters, shall be:

Model No.	Zone 1 On shipments of—		Zone 2 On shipments of—		Zone 3 On shipments of—	
	1-4 heaters inclusive	5 or more heaters	1-4 heaters inclusive	5 or more heaters	1-4 heaters inclusive	5 or more heaters
WH7132-1	$42.26	$40.62	$44.20	$42.56	$45.46	$43.82
WH7242-1	46.02	44.24	48.41	46.63	49.97	48.19
WH7352-1	50.55	48.60	53.17	51.22	54.88	52.93
WH7132-2	51.98	49.95	53.95	51.93	55.25	53.22
WH7132-3	51.98	49.95	53.95	51.93	55.25	53.22
WH7242-2	56.67	54.47	59.11	56.91	60.70	58.50
WH7242-3	56.67	54.47	59.11	56.91	60.70	58.50
WH7352-2	60.80	58.53	63.56	61.20	65.30	62.94
WH7352-3	60.80	58.53	63.56	61.20	65.30	62.94

(c) The maximum net prices set forth in (b) above are f. o. b. point of shipment. When, however, shipment is made direct from Richmond, California to the dealer the maximum net prices set forth in (b) above are f. o. b. dealer's city.

(d) The maximum net prices, excluding federal excise taxes, for sales to distributors by any person of the following electric water heaters, shall be:

Model No.:	
WH7132-1	$32.75
WH7242-1	35.50
WH7352-1	39.00
WH7132-2	40.50

Model No—Continued.	
WH7132-3	$40.50
WH7242-2	44.00
WH7242-3	44.00
WH7352-2	47.25
WH7352-3	47.25

(e) *Definition of zones.* Zone 1 includes the states of California, Oregon, Arizona and that portion of the state of Washington west of the Cascade Mountains.

Zone 2 includes the states of Utah, Idaho, Colorado, New Mexico, Missouri and that portion of the state of Washington east of the Cascade Mountains.

Zone 3 includes the states of Montana, Texas and Oklahoma.

(f) The maximum prices for sales of the commodities covered by this order on an installed basis shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(g) Each seller, except on sales to consumers, shall notify, in writing, each of his purchasers at or before the time of the first invoice after the effective date of this order of the maximum prices established by this order for sales to such purchasers as well as the purchaser's, except a dealer, maximum price upon resale.

(h) Landers, Frary and Clark or its agent shall attach to each of the electric water heaters covered by this order a tag containing the following:

(1) Model No. of the heater.
(2) The OPA maximum retail price including federal excise tax.
(3) A statement that the maximum price shown includes the federal excise tax actually paid, delivery and one year warranty.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6869; Filed, Apr. 24, 1946; 11:52 a. m.]

[Order 139 Under 3 (e)]

J. M. CAIN

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum prices for sales of "Fabric Magic Concentrates A and B", a repellent, manufactured by J. M. Cain, 17 Niles Street, Hartford 5, Conn., are established as follows:

[Per ounce]

On sales to—		
Distributor	Retailing	Consumer
$0.65	$0.975	$1.25

All prices are f. o. b. seller's shipping point except to consumer in which case they are delivered.

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the commodity described in paragraph (a) to any reseller, the seller shall give such reseller a written notice of the maximum retail price applicable to sales at retail as established by paragraph (a) of this order. If such reseller is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales as established by paragraph (a) of this order and a statement that such wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (a) of this order.

(d) Prior to making any delivery of the aforesaid commodity, after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price—$_____

Blank shall be filled in with applicable maximum retail price.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6871; Filed, Apr. 24, 1946; 11:53 a. m.]

[Order 140 Under 3 (e)]

SKS MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum delivered prices for sales of "SKS Product #2546", in one ounce bottles, used mainly for the elimination of noise control on electronic devices, manufactured by the SKS Manufacturing Company, 3047 Ida Street, Omaha, Nebraska, are established as follows:

Quantity	On sale to—		
	Distributor	Dealer	Consumer
	Each	*Each*	*Each*
1 dozen	$1.50	$2.00	$3.34
1 gross	1.34	.....	.....
10 gross	.835	.....	.....

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the commodity described in paragraph (a) to any reseller, the seller shall give such reseller a written notice of the maximum retail price applicable to sales at retail as established by paragraph (a) of this order. If such reseller is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales established by paragraph (a) of this order and a statement that such wholesaler is required by this order to notify any retailer to whom he sells of the maximum retail price as established by paragraph (a) of this order.

(d) Prior to making any delivery of the aforesaid commodity, after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price---------- $3.34

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6372; Filed, Apr. 24, 1946; 11:51 a. m.]

[Rev. SO 119, Order 173]

FROST CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 173 under Revised Supplementary Order No. 119. Docket No. 6123-119-60. Adjustment of maximum prices for sale of brass plumbing goods and brass specialties manufactured by the Frost Company of Kenosha, Wisconsin.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Frost Company of Kenosha, Wisconsin.* (1) The above manufacturer may determine his maximum prices for his line of brass plumbing goods and brass specialties by increasing by 13 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category, during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 173 under Revised Supplementary Order No. 119 authorizes a 13 percent increase in October 1, 1941 net prices for sales of brass plumbing goods and brass specialties manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 173.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6900; Filed, Apr. 24, 1946; 11:52 a. m.]

[Rev. SO 119, Order 174]

H. B. IVES CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 174 under Revised Supplementary Order No. 119. The H. B. Ives Co., New Haven, Conn. Docket No. 6075-SO 119-31.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the H. B. Ives Co. of New Haven, Conn.* (1) The above manufacturer may determine his maximum prices for his line of builders' hardware and related items subject to Revised Price Schedule 40 and Maximum Price Regulation 591 by increasing by 21.5 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Revised Price Schedule No. 40 and Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order shall determine their maximum prices in accordance with the provisions of Supplementary Order 151 issued by the Office of Price Administration.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 174 under Revised Supplementary Order No. 119 authorizes a 21.5 percent increase in October 1, 1941 net prices for sales of builders' hardware and related items manufactured by this company;

Resellers shall determine their maximum prices in accordance with the provisions of Supplementary Order 151 issued by the Office of Price Administration.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6901; Filed, Apr. 24, 1946; 11:52 a. m.]

[Rev. SO 119, Order 175]

A. O. SMITH CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 175 under Revised Supplementary Order No. 119. Docket No. 6123—SO 119-48. Adjustment of glass lined water tanks manufactured by the A. O. Smith Corporation of Milwaukee, Wisconsin.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for The A. O. Smith Corporation of Milwaukee, Wisconsin.* (1) The above manufacturer may determine his maximum prices for his line of glass lined water tanks by increasing by 17 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same, general category, during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No 175 under Revised Supplementary Order No 119 authorizes a 17 percent increase in October 1, 1941, net prices for sales of glass lined water tanks manufactured by this company:

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 175.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6902; Filed, Apr. 24, 1946; 11:52 a. m.]

[SO 142, Order 89]

DAVID BOGEN CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 89 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. David Bogen Company, Inc. Docket No. 6083-S. O. 142-136-312.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the David Bogen Company, Inc., New York, New York, of its inter-office communicating equipment shall be determined by increasing by 19.1% the maximum prices in effect just prior to the issuance of this order.

(b) The David Bogen Company, Inc., New York, New York, shall compute maximum prices for sales of its lines of amplifiers and industrial phonographs (electric) under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 19.1% for the percentage applicable to the part being priced which is set forth in that section.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior

to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The David Bogen Company, Inc. shall notify each purchaser, who buys the products listed in paragraph (a) above for resale, of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6903; Filed, Apr. 24, 1946; 11:53 a. m.]

[MPR 64, Amdt. 1 to Rev. Order 245]

TAPPAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Maximum Price Regulation No. 64, *It is ordered*, That Revised Order No. 245 under section 11 of Maximum Price Regulation No. 64 be, and it hereby is, amended in the following respect:

The following table is added immediately after the table now in paragraph (a) (2):

Model	Maximum prices for sales to ultimate consumers		
	Zone 2A	Zone 4	Zone 5
CPGVD 557	$200.25	$203.25	$205.25
CPGV 557	170.50	173.25	175.25
B or PGVD 57	189.95	192.95	194.95
GVD 57	188.95	191.95	193.95
B or PGV 57	159.50	162.50	164.50
GV 57	158.50	161.25	163.25
B or PG 57	148.25	150.95	152.95
G 57	147.25	149.95	151.95

This amendment shall become effective on April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6873; Filed, Apr. 24, 1946; 11:51 a. m.]

[MPR 64, Rev. Order 258]

MONITOR EQUIPMENT CORP.

APPROVAL OF MAXIMUM PRICES

Order No. 258 under section 11 of Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This revised order establishes maximum prices for sales of two models of electric ranges manufactured for Monitor Equipment Corporation, of 110 E. 42nd Street, New York City, 17, New York.

(1) For sales in each zone by wholesale distributors to retail dealers, the maximum prices, including the Federal excise tax, are those set forth below:

Article	Model	Maximum prices for sales by wholesale distributors to retail dealers	
		Zone 1	Zone 2
Electric range..	ELRA-1:		
	1 to 4 units	$119.56	$121.50
	5 or more units	115.62	117.57
	ELRA-3:		
	1 to 4 units	78.77	79.86
	5 or more units	76.12	77.32
		Zone 3	Zone 4
	ELRA-1:		
	1 to 4 units	$123.31	$125.34
	5 or more units	119.21	121.17
	ELRA-3:		
	1 to 4 units	80.96	82.02
	5 or more units	78.22	79.24

* These maximum prices are f. o. b. the seller's city; and are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any local or state taxes imposed at the point of sale, are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers	
		Zone 1	Zone 2
Electric range..	ELRA-1	$178.75	$181.95
	ELRA-3	118.50	120.25
		Zone 3	Zone 4
	ELRA-1	$184.75	$187.95
	ELRA-3	121.95	123.75

These maximum prices include delivery; a one-year warranty; and installation where the installation requires only that the range be connected to electric facilities to be provided by the consumer and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price shown above. In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this revised order.

(b) At the time of, or prior to, the first invoice to a purchaser for resale after the effective date of this revised order, Monitor Equipment Corporation shall notify the purchaser of the maximum prices and conditions established by this revised order for resales by the purchaser.

In addition, before delivering any article covered by this revised order, Monitor Equipment Corporation shall attach or cause to be attached to the outside oven door panel of each range, a tag or other label, showing: the model number of the article; its maximum prices for sales to ultimate consumers in each zone; and a list of the States included in each zone. The label shall also contain a statement that the retail ceiling price includes the Federal excise tax; delivery; a one-year warranty; and installation where the installation requires only that the range be connected to electric facilities to be provided by the consumer, and such connection does not require any additional materials; and that if a range cord set is required, and is furnished by the dealer, he may add $3.50 to the applicable OPA retail ceiling price.

(c) For the purposes of this revised order, Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Michigan, Indiana, and Ohio.

Zone 2. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, District of Columbia, West Virginia, Virginia, North Carolina, South Carolina, Kentucky, Tennessee, Mississippi, Alabama, Georgia, Wisconsin, Illinois, Minnesota, Iowa, Missouri, and Arkansas.

Zone 3. North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Louisiana, Montana, Wyoming, Colorado, New Mexico, and Florida.

Zone 4. Idaho, Utah, Arizona, Nevada, Washington, Oregon, and California.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6874; Filed, Apr. 24, 1946; 11:50 a. m.]

[RMPR 136, Order 616]

HUDSON MOTOR CAR CO.

AUTHORIZATION OF MAXIMUM PRICE

Order No. 616 under Revised Maximum Price Regulation 136, Machines, parts and industrial equipment, Hudson Motor Car Company; Docket No. 6085-136.21-20.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 21 of Revised Maximum Price Regulation 136, *It is ordered;*

(a) Hudson Motor Car Company, hereinafter called Company, may sell and deliver f. o. b. Detroit, Michigan, to distributors for resale to master dealers under distributor-dealer-agreements, the Hudson new commercial truck listed in subparagraph (1) at a price not to exceed the applicable Company net price in that subparagraph subject to a wholesale discount of 3.5% of the applicable list price shown in that subparagraph, to be paid or credited to distributors under the same terms and conditions as in effect on March 31, 1942, plus applicable charges in subparagraph (2):

(1) *Truck.*

Model	Description	Company net price	List price
58	Cab pick-up including mechanical clock, bumper guards (front only), extra windshield wiper, and 6.50 x 16 6-ply synthetic rubber tires in lieu of 6.00 x 16 4-ply natural rubber tires; also including advertising charge	$882.14	$1,154

(2) *Charges*—(i) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed below affixed to the new truck which shall not exceed the respective company net price shown below:

Description	Schedule		
	Company net price to distributor	Distributor net price to dealer	List price
Combination fuel and vacuum pump	$4.53	$4.85	$6.10
Drivermaster, except with RHD	83.83	86.11	69.59
Electric clock	8.69	9.21	11.58
Headlight dimming resistor	.77	.82	1.05
Hub caps, large	5.88	6.30	7.92
Oil bath air cleaner	2.03	2.18	2.74
Overdrive	55.39	58.47	72.63
Police and taxicab clutch with heavy rear chassis springs, 11" brakes and heavy type seat cushion springs	6.97	7.47	9.40
Rubber cushion pad	5.43	5.82	7.32
Steering wheel, 17" with horn operating ring	3.76	4.03	5.07
Steering wheel, 18"	12.22	13.09	16.47
Special paint, nepal-ivory	36.20	38.79	48.79
Special paint, copper red	9.05	9.70	12.20
Vacumotive drive	25.60	27.02	33.57
Vacuum saleuna	5.88	6.30	7.92
Weathermaster	22.88	28.95	40.67
Wheel rim trim rings	7.98	8.50	10.69
Twin air horns	5.60	6.25	8.00
Model 51 front bumper and guard assembly	5.28	5.63	7.80

(ii) *Factory handling charge.* A charge for handling of the new truck computed in accordance with the same method the Company had in effect on March 31, 1942.

(iii) *Federal excise taxes.* A charge to cover expense of Federal excise taxes, at current legal rate, on the new truck and extra or optional equipment computed in accordance with the method the Company had in effect on March 31, 1942; except that in the case of extra or optional equipment the tax shall be computed on the basis of Company net prices for the extra or optional equipment sold with the truck.

(iv) *Transportation expense.* A charge to cover transportation cost which the Company may prepay for transporting the truck and extra or optional equipment from Detroit, Michigan, to the point at which delivery is made to the distributor, computed in accordance with the same method the Company had in effect on March 31, 1942, plus transportation tax at the current legal rate.

(v) *Retail report card.* A charge for a retail report card not to exceed $5.00 which shall be refunded or credited under the same terms and conditions in effect on March 31, 1942.

(vi) *Manufacturer's statement of origin.* A charge not to exceed twenty-five cents ($0.25) for preparing and furnishing a manufacturer's statement of origin or similar document for the new truck when requested by the distributor.

(vii) *Anti-freeze.* A charge for anti-freeze supplied with the truck not to exceed the applicable maximum price.

(viii) *Charge for advertising.* A charge for cooperative advertising not to exceed $10.00 when the distributor agrees to participate in the cooperative advertising program.

(b) The Company may sell and deliver f. o. b. Detroit, Michigan, to distributors for resale other than under distributor-dealer agreements, the Hudson new commercial truck listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Truck.* The applicable Company net price is subparagraph (1) of paragraph (a) for the new truck less the additional volume discount in paragraph (c).

(2) *Extra or optional equipment.* A charge for extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to the new truck which shall not exceed the applicable Company net price to distributor in that subparagraph.

(3) *Delivery at factory to ultimate purchaser on distributor's order.* A charge not to exceed $10.00 for preparing and conditioning the new truck for delivery at the factory to an ultimate purchaser on distributor's order.

(4) *Other expense.* Charges to cover factory handling, federal excise taxes, transportation expense, retail report card, manufacturer's statement of origin or similar document, and anti-freeze, determined in accordance with applicable methods provided for those charges in subparagraph (2) of paragraph (a).

(5) *Charge for advertising.* A charge for cooperative advertising not to exceed $10.00 when the distributor agrees to participate in the cooperative advertising program.

(c) *Volume discount.* If during a yearly period ending September 30th of the year 1946 and on September 30th of each year thereafter, a distributor shall have sold at retail, or a master dealer shall have purchased for resale at retail, a net quantity of thirty-six or more new Hudson commercial trucks, the Company shall pay or credit to the applicable distributor or master dealer as soon as practicable after September 30, 1946 and after September 30th of each year thereafter under the same terms and conditions in effect on March 31, 1942, an amount obtained by applying the applicable discount in the following schedule to the respective list price in subparagraph (1) of paragraph (a):

Volume schedule:	Discount (percent)
1 to 35 inclusive	None
36 to 75	½
76 to 100	¾
101 to 125	1
126 to 200	1½
201 to 300	2
301 to 450	2½
451 and over	3

(d) The Company may sell and deliver f. o. b. Detroit, Michigan, to users the Hudson new commercial truck listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Truck.* The applicable list price in subparagraph (1) of paragraph (a) for the new truck, less discounts thereon at rates no less than 98.08% of the discount rates in effect on March 31, 1942 to the applicable class of purchaser.

(2) *Extra or optional equipment.* A charge for extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to the new truck which shall not exceed the applicable list price in that subparagraph, less discounts thereon at rates no less than 85% of the discount rates in effect on March 31, 1942 to the applicable class of purchaser; except that, for any item of equipment in the following schedule, the percentage to be applied to the discount rate in effect on March 31, 1942 to the applicable class of purchaser shall be the respective percentage in the schedule:

Rates schedule:	(Percent)
Overdrive	83.93
Vacumotive drive	83.93
Weathermaster	90.46

(3) *State and local taxes.* A charge not to exceed its expense for State and local taxes on the sale or delivery of the new truck and extra or optional equipment.

(4) *Additional handling charge.* A charge for preparing and conditioning the new truck for delivery to the user not to exceed $10.00.

(5) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil, and anti-freeze supplied with the truck not to exceed applicable maximum prices.

(6) *Other expense.* Charges to cover factory handling, Federal excise taxes, transportation expense, and statement of origin or similar document determined in accordance with the applicable methods provided in subparagraph (2) of paragraph (a).

(e) A distributor when selling under a distributor-dealer arrangement may sell and deliver to master dealers the Hudson new commercial truck listed in subparagraph (1) of paragraph (a) at a price not to exceed the applicable Company net price in that subparagraph plus the following applicable charges.

(1) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to the new truck which shall not exceed the applicable distributor net price to a dealer listed in that subparagraph.

(2) *Transportation.* A charge to cover transportation expense not to exceed the rail freight charge at carload rate, by the most direct route, for the

transportation of the truck and extra or optional equipment from Detroit, Michigan, to the receiving station nearest to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate; except that, where the truck or extra or optional equipment is transported by truck-away and the distributor pays the truck-away charge, the charge may be the truck-away charge at truckload rate, for the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

(3) *Federal excise taxes.* A charge not to exceed the charges made by the Company to cover Federal excise taxes on the new truck and extra or optional equipment.

(4) *Factory handling charge.* A charge for factory handling not to exceed the charge the Company makes to the distributor.

(5) *Unloading and warehousing charges.* When the new truck is stored in a warehouse by the distributor, a charge not to exceed $10.00 to cover warehousing expense and a charge not to exceed $3.50 to cover unloading and greasing expense.

(6) *Retail report card.* A charge for a retail report card not to exceed $5.00 which shall be refunded or credited under the same terms and conditions in effect on March 31, 1942.

(7) *Manufacturer's statement of origin.* A charge not to exceed twenty-five cents ($0.25) for preparing and furnishing a manufacturer's statement of origin or similar document for the new truck when requested by the master dealer.

(8) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze supplied with the truck not to exceed applicable maximum prices.

(9) *Charge for advertising.* A charge for cooperative advertising not to exceed $10.00 when the master dealer agrees to participate in the cooperative advertising program.

(f) A distributor when not selling under a distributor-dealer arrangement and any other reseller at retail may sell and deliver the Hudson new commercial truck listed in subparagraph (1) of paragraph (a) at a price not to exceed the respective list price in that subparagraph, subject to the discounts in effect on March 31, 1942, plus the following applicable charges:

(1) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to the new truck which shall not exceed the applicable list price in that subparagraph.

(2) *Transportation.* A charge to cover transportation expense not to exceed the rail freight charge at carload rate, by the most direct route, for the transportation of the truck and extra or optional equipment from Detroit, Michigan, to the receiving station nearest to the place of which delivery is made to the purchaser, including transportation tax at the current legal rate; except that, where the truck or extra or optional equipment is transported by truck-away and the reseller pays the truck-away charge, the charge may be the truck-away charge at truckload rate, for the most direct route from Detroit, Michigan, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

(3) *Federal excise taxes.* A charge not to exceed the charge made by his supplier to cover Federal excise taxes on the new truck and extra or optional equipment.

(4) *State and local taxes.* A charge not to exceed his expense for State and local taxes on the sale or delivery of the new truck and extra or optional equipment.

(5) *Factory handling.* A charge to cover the factory handling charge made by the Company not to exceed $4.50.

(6) *Reseller's preparing and conditioning charge.* A charge for the preparing and conditioning of the new truck by the reseller for delivery to the purchaser not to exceed $15.00.

(7) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze supplied with the truck upon delivery to the purchaser not to exceed applicable maximum prices.

(8) The dollar amount of all other charges which the reseller had in effect on March 31, 1942.

(g) *Resales in territories and possessions.* A reseller is authorized to sell the Hudson new commercial truck listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (e) or (f), whichever is applicable, to which he may add a sum not to exceed the expense incurred by or charged to him for: payment of territorial and insular taxes on the purchase, sale or introduction of the new truck in the territory or possession, when not charged under paragraph (e) or (f); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; and freight to port of embarkation when not charged under paragraph (e) or (f).

(h) All requests not granted herein are denied.

(j) This order may be amended or revoked by the Administrator at any time.

This order shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6911; Filed, Apr. 24, 1946; 4:47 p. m.]

[MPR 64, Order 283]

MARSHALL-WELLS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales of the Model KZW-2836T gas range manufactured for Marshall-Wells Company, of Duluth 1, Minnesota, as follows:

(1) For sales in each zone by Marshall-Wells Company to retail dealers, the maximum prices, including the Federal excise tax, are those set forth below:

Article	Model	Maximum prices for sales by wholesale distributors to retail dealers		
		Zone 1	Zone 2	Zone 3
Gas range	KZW-2836T	$69.69	$71.72	$73.59

These maximum prices are f. o. b. the seller's warehouse; and they are subject to its customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers		
		Zone 1	Zone 2	Zone 3
Gas range	KZW-2836T	$111.50	$114.75	$117.75

These maximum prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum prices by deducting $6.00 from the maximum price shown above for his sales on an installed basis. In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances), and other price differentials, in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to a purchaser for resale after the effective date of this order, Marshall-Wells Company shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser.

In addition, before delivering any article covered by this order, Marshall-Wells Company shall attach or cause to be attached securely to the inside oven door a label, showing: the model number of the article; the applicable OPA retail ceiling price for sales to ultimate consumers in each zone; and the area included in each zone. The label shall state, also, that the retail ceiling prices, shown thereon, include the Federal excise tax, delivery and installation; and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For the purposes of this order, Zones 1, 2, and 3 comprise the following states:

Zone 1. Michigan.
Zone 2. Iowa, Minnesota, North Dakota, South Dakota, and Wisconsin.
Zone 3. Idaho, Montana, Oregon, Washington, and Wyoming.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6875; Filed, Apr. 24, 1946; 11:51 a. m.]

[RMPR 86, Amdt. 1. to Order 18]

LANDERS, FRARY AND CLARK

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation No. 86; *It is ordered:*

That Order No. 18 under Revised Maximum Price Regulation No. 86 is amended in the following respect:

The table of prices in paragraph (a) 2 is amended by adding the following model and retail ceiling prices:

Model	Dealers' ceiling prices to consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
1050 Spinner-type washing machine	$129.95	$132.95	$135.95	$138.95

This amendment may be revoked by the Price Administrator at any time.

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6877; Filed, Apr. 24, 1946; 11:53 a. m.]

[MPR 64, Order 284]

MARSHALL-WELLS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of four models of electric ranges manufactured for Marshall-Wells Company, of Duluth 1, Minnesota, as follows:

(1) For sales in each zone by Marshall-Wells Company to retail dealers, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by Marshall-Wells Company to retail dealers in quantities of—		
		1 to 9	10 to 24	25 or more
Electric range	KZ-SE-12-9-CW	$110.68	$108.33	$99.79
	KZ-SE-12-9-W	107.52	102.14	96.77
	KZ-SE-12-9-C	105.54	100.55	95.26
	KZ-SE-12-9	104.16	98.95	93.74

If any of the above models are sold equipped with any of the items listed below, an amount no greater than the appropriate one of the following amounts may be added to the applicable maximum price for the model:

Additional equipment	Maximum amount which may be added
CM-2—Automatic clock, minute minder and shelf	$11.55
SP—Salt and pepper shaker	.60
DL—Deluxe lamp	3.60
CP—Connecting plug and cable ("pigtail")	2.25

These maximum prices do not include the Federal excise tax. They are f. o. b. Duluth, Minnesota, and they are subject to Marshall-Wells Company's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers	
		Zone 1	Zone 2
Electric range	KZ-SE-12-9-CW	$182.25	$189.25
	KZ-SE-12-9-W	179.50	183.75
	KZ-SE-12-9-C	176.75	180.95
	KZ-SE-12-9	173.95	177.95
		Zone 3	Zone 4
	KZ-SE-12-9-CW	$193.75	$197.50
	KZ-SE-12-9-W	187.95	191.95
	KZ-SE-12-9-C	185.25	189.25
	KZ-SE-12-9	182.50	186.25

If any of the above models are sold by the retail dealer equipped with any of the items listed below, an amount no greater than the appropriate one of the following amounts may be added to the applicable maximum price for the model:

Additional equipment	Maximum amount which may be added
CM-2—Automatic clock, minute minder and shelf	$19.25
SP—Salt and pepper shaker	1.00
DL—Deluxe lamp	6.00
CP—Connecting plug and cable, ("pigtail")	3.50

These maximum prices include delivery; a one year warranty; and installation where the installation requires only that the range be connected to electric facilities to be provided by the consumer, and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required, and is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price shown above.

In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances other than trade-in allowances, and other price differentials, in effect on sales of similar articles.

(b) Prior to shipping any range covered by this order to a retail dealer, Marshall-Wells Company shall cause to be affixed securely to the outside panel of the oven door of each range a label showing the name of the manufacturer, the model number of the range, its OPA retail ceiling price in each zone, and a list of the states included in each zone. The label shall also contain a statement that the retail price includes the Federal excise tax, delivery, a one year warranty, and installation where such installation requires only that the range be connected to electric facilities to be provided by the consumer, and such connection does not require any additional materials; and that if a range cord set (customarily referred to in the industry as a "pigtail") is required, and is furnished by the dealer, $3.50 may be added to the applicable OPA retail ceiling price. This label may not be removed until after the range has been sold to an ultimate consumer.

(c) For the purposes of this order, Zones 1, 2, 3 and 4 comprise the following states:

Zone 1. Michigan.
Zone 2. Wisconsin, Minnesota, and Iowa.
Zone 3. North Dakota, South Dakota, Montana, and Wyoming.
Zone 4. Washington, Oregon, and Idaho.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6876; Filed, Apr. 24, 1946; 11:51 a. m.]

[MPR 188, Order 4972]

CO-LAR INDUSTRIES, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Co-Lar Industries, Incorporated, 3723-B Wilshire Boulevard, Los Angeles, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand name	Description		
PB-100	Co-Lar	Acoustic portable phonograph, AC electric motor, mannal, fabric covered wood cabinet, 8½" x 12½" x 12½".		
Ceiling price to—				
Distributor		Dealer	Consumer	
$10.34		$11.64	$19.50	

Ceiling price to the consumer includes the Federal excise tax. Terms are 2%, 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated March 21, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$19.50
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of April 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6880; Filed, Apr. 24, 1946; 11:54 a. m.]

[MPR 367, Amdt. 1 to Order 21]

MACKALL PRODUCTS CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 14, 1946, Original Canine Kitchens, a division of Mackall Products Company, 1404–1410 Ninth Avenue, San Francisco 30, California, filed a request for the amendment of Order No. 21 under section 10 of Maximum Price Regulation No. 367 to revise the prices established therein for sales of the pet food product containing horsemeat and known as "Mackall's Dog and Cat Food" to permit the producer to occupy a fair competitive position in relation to other producers of comparable pet food products in the sale and distribution of such product.

Due consideration has been given this request and an opinion in support of this Amendment No. 1 to Order No. 21 under section 10 of Maximum Price Regulation No. 367 has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders No. 9250, 9328 and 9599, and pursuant to the provisions of Section 10 of Maximum Price Regulation No. 367, *It is ordered:*

1. That subparagraphs (1) and (2) of the paragraph designated (b) in Order No. 21 under section 10 of Maximum Price Regulation No. 367 are amended respectively to read as follows:

(1) For sales made by Original Canine Kitchens as follows:

(i) To peddler truck operators or wholesalers, f. o. b. the seller's plant, $1.81 per dozen.
(ii) To wholesalers, delivered, $1.87 per dozen.
(iii) To retailers, f. o. b. the seller's plant, $1.99 per dozen.
(iv) To retailers, delivered, $2.05 per dozen.
(v) To ultimate consumers, $2.05 per dozen.

(2) For sales made by a peddler truck operator shall be $2.05 per dozen, plus actual freight costs incurred by the peddler truck operator in acquiring the product, the total to be rounded to the nearest one-half cent.

2. That subparagraph (2) of the paragraph designated (c) in Order No. 21 under section 10 of Maximum Price Regulation No. 367 is amended to read as follows:

(2) Original Canine Kitchens shall provide each peddler truck operator, wholesaler, or retailer making his initial purchase of "Mackall's Dog and Cat Food" on or after the effective date of Amendment No. 1 to Order No. 21 under section 10 of Maximum Price Regulation No. 367 with a notice in the following form:

(Insert date)

The Office of Price Administration has authorized Original Canine Kitchens to sell "Mackall's Dog and Cat Food" packed in 1 pound containers at or below the following revised maximum prices:

To peddler truck operators or wholesalers, f. o. b. our plant, $1.81 per dozen.
To wholesalers, delivered, $1.87 per dozen.
To retailers, f. o. b. our plant, $1.99 per dozen.
To retailers, delivered, $2.05 per dozen.

We are required to inform you that if you are a peddler truck operator, the maximum price at which you now may sell "Mackall's Dog and Cat Food" is $2.05 per dozen, plus actual freight costs incurred by you in acquiring the product, the total to be rounded to the nearest one-half cent.

We further are required to inform you that if you are a wholesaler or retailer, following receipt of this notice you shall determine or redetermine if you have handled "Mackall's Dog and Cat Food" before, your maximum selling price for this product in accordance with the provisions of Maximum Price Regulations No. 421, 422, or 423, whichever is applicable.

All prayers of the request for amendment not herein granted are denied.

This Amendment No. 1 to Order No. 21 may be revoked or amended by the Administrator at any time.

This Amendment No. 1 to Order No. 21 shall become effective immediately.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6881; Filed, Apr. 24, 1946; 11:54 a. m.]

[MPR 389, Order 45]

GEO. A. HORMEL AND CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On December 28, 1945, Geo. A. Hormel and Company, Austin, Minnesota, on behalf of its Dallas, Texas, plant, filed an application for the establishment of maximum prices on sales of the sausage product known as "Hormel Cervelat" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3–389–2 (a)–74.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389, *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Hormel Cervelat" and made by Geo. A. Hormel and Company, Austin, Minnesota, only at its Dallas, Texas, plant in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, provided a yield not in excess of 95% is maintained, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight:

$20.75

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Hormel Cervelat" to a wholesaler, peddler-truck-seller, or intermediate distributor, Geo. A. Hormel and Company, Austin, Minnesota, from its Dallas, Texas plant, shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Hormel Cervelat" have been established by the Office of Price Administration at the base price of $20.75 per hundredweight, to which may be added the zone differentials provided in Section 12 (b) of MPR 389 (See Section 14 for zone boundaries) plus the permitted additions of Section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Hormel Cervelat" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Hormel Cervelat" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 45 may be revoked or amended by the Price Administrator at any time.

This Order No. 45 shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6882; Filed, Apr. 24, 1946; 11:54 a. m.]

[MPR 389, Order 46]

J. BERLINGER ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On January 21, 1946, J. Berlinger, 3853 N. St. Louis, Chicago 18, Illinois, filed an application for the establishment of maximum prices on sales of the sausage product known as "Mock Chicken Legs" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3–389–2 (a)–70.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389, *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Mock Chicken Legs" and made by J. Berlinger in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, except that boneless veal trimmings and boneless pork trimmings may be substituted as the respective veal and pork ingredients, shall be determined by the seller as follows:

(1) That base price for this product is established at the following amount per hundredweight:

$28.25

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Mock Chicken Legs" to a wholesaler, peddler-truck-seller, or intermediate distributor, J. Berlinger shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Mock Chicken Legs" have been established by the Office of Price Administration at the base price of $28.25 per hundredweight, to which may be added the zone differentials provided in Section 12 (b) of MPR 389 (See Section 14 for zone boundaries) plus the permitted additions of Section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Mock Chicken Legs" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Mock Chicken Legs" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 46 may be revoked or amended by the Price Administrator at any time.

This Order No. 46 shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6883; Filed, Apr. 24, 1946; 11:54 a. m.]

[MPR 591, Order 432]

WEATHERHEAD CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 432 under Section 16 of Maximum Price Regulation No. 591; Docket No. 6123–591.16–93; Specified mechanical building equipment.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation 591, it is ordered:

(a) *Adjustment of maximum prices for the Weatherhead Company, Cleveland, Ohio.* The Weatherhead Company may increase its properly established maximum prices for its line of refrigeration parts in effect on April 24, 1946, to each class of purchaser by 7 percent.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the Weatherhead Company under this order shall be his maximum price to each class of purchaser in effect on April 24, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the Weatherhead Company, Cleveland, Ohio, under this order.

(c) *Notification to all purchasers.* The Weatherhead Company, Cleveland, Ohio, shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 432 under section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of Refrigeration parts manufactured by the Weatherhead Company, Cleveland, Ohio amounting to 7 percent over maximum prices in effect on April 24, 1946. Resellers may add the actual dollar-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.

(d) All requests not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 432 shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6886; Filed, Apr. 24, 1946; 11:56 a. m.]

[MPR 591, Order 433]

FRED S. RENAULDT AND CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following domestic water softeners manufactured by the Fred S. Renauldt Company, 1014 West 84th Place, Los Angeles, California and as described in its application dated February 11, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Domestic Water Softeners—Zeolite Type—Equipped with A. S. M. E. Approved Pressure Tanks	
Model S–12–12—2 tank—Multiport valve—40,000 grains capacity	$250.00
Model S–14–14—2 tank—Multiport valve—45,000 grains capacity	265.00
Model S–16–16—2 tank—Multiport valve—65,000 grains capacity	340.00
Model S–20–20—2 tank—Multiport valve—110,000 grains capacity	435.00
Model S–24–24—2 tank—Multiport valve—160,000 grains capacity	635.00
Model S–30–30—2 tank—Multiport valve—245,000 grains capacity	860.00

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above, less a discount of 40 percent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified above less successive discounts of 40 and 20 percent.

(d) The maximum net prices established by this order shall be subject to such further discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Fred S. Renauldt Company shall attach to each water softener covered by this order a tag containing the following:

OPA Maximum Retail Price—Not Installed—$------
(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6887; Filed, Apr. 24, 1946; 11:56 a. m.]

[MPR 591, Order 434]

RHEEM MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 434 under section 16 of Maximum Price Regulation No. 591; Docket No. 6123–591.16–124; specified mechanical building equipment.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation 591, it is ordered:

(a) *Adjustment of maximum prices for the Rheem Manufacturing Company, New York, New York.* The Rheem Manufacturing Company may increase its properly established maximum prices for its line of water heaters in effect on April 24, 1946, to each class of purchaser by 13 percent.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the Rheem Manufacturing Company under this order shall be his maximum price to each class of purchaser in effect on April 24, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the Rheem Manufacturing Company under this order.

(c) *Notification to all purchasers.* The Rheem Manufacturing Company shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 434 under Section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of Water Heaters manufactured by the Rheem Manufacturing Company amounting to 13 percent over maximum prices in effect on April 24, 1946. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.

(d) All requests not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 434 shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6888; Filed, Apr. 24, 1946; 11:56 a. m.]

[MPR 591, Order 436]

S. AND S. PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Electric Beverage Coolers, manufactured by the S. and S. Products Company, W. Grand Avenue, Lima, Ohio, and as described in the application dated March 20, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Manufacturers	Bottlers	Retailers
D–144	$148	$163	$195
Major	214	235	270

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except a retailer, including allowable transportation charges.

(e) S. and S. Products Company, W. Grand Avenue, Lima, Ohio, shall stencil on the lid or cover of the electric beverage cooler covered by this order, substantially the following:

OPA Maximum Retail Price—$------
Plus freight and crating as provided in Order No. 436 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6890; Filed, Apr. 24, 1946; 11:57 a. m.]

[MPR 591, Order 435]

ADMIRAL CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer manufactured by the Admiral Corporation, 3800 Cortland Street, Chicago 47, Illinois, and as described in the application dated April 9, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
No. HF-646-6 cu. ft. 1/4 hp. Condensing Unit:			
Zone 1	$156	$211.25	$325
Zone 2	156	214.70	330
Zone 3	156	218.15	335

$5.00 may be added to each class of purchaser for five year service protection plan.

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Admiral Corporation of Chicago, Illinois, shall attach a tag to the home freezers on which shall be printed substantially the following:

OPA Maximum Retail Price—$------
Plus freight and crating as provided in Order No. 435 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6889; Filed, Apr. 24, 1946; 11:57 a. m.]

[MPR 591, Order 438]

CATSKILL METAL WORKS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by the Catskill Metal Works, Inc., to its sale distributor of the following cast iron cone rings, manufactured by it and as described in the application dated March 29, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Type:	*Maximum net price (each)*
F–57 4 x 3	$0.49
F–57 4 x 3¼	.43
F–57 4¼ x 3	.40

(b) The maximum net prices f. o. b. point of shipment for sales by any person other than the manufacturer of the following cast iron cone rings manufactured by the Catskill Metal Works, Inc., shall be:

Type	On sales to oil burner mfrs. Quantity—				
	Up to 25	25	50	100	250
	Each	*Each*	*Each*	*Each*	*Each*
F–57—4 x 3	$0.98	$0.93	$0.88	$0.82	$0.76
F–57—4 x 3¼	.84	.79	.73	.67	.65
F–57—4¼ x 3	1.01	.96	.90	.85	.81

Type	On sales to—	
	Jobbers	Dealers
	Each	*Each*
F–57—4 x 3	$0.82	$1.15
F–57—4 x 3¼	.67	1.15
F–57—4¼ x 3	.85	1.25

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except on sales to consumers upon resale.

(e) This order does not establish maximum prices for the sale of these items on an installed basis. Maximum prices for such sales shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6892; Filed, Apr. 24, 1946; 11:58 a. m.]

[MPR 591, Order 437]

FLINT WHEEL AND AXLE SERVICE

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. Flint, Michigan, for sales by The Flint Wheel and Axle Service to its sole distributor, The Flint Burner Sales Company, of the following Gas Conversion Burners manufactured by it and as described in the application which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	Each
Model C P. 1	$65.00
Model C, P. 2	70.00

(b) The maximum net prices, f. o. b. point of shipment for sales to dealers by the Flint Burner Sales Company of the following Gas Conversion Burners manufactured by The Flint Wheel and Axle Service, shall be:

	Each
Model C. P. 1	$75.00
Model C. P. 2	80.00

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items within the same general category during March 1942.

(d) The maximum prices established by this order include the increase permitted under Amendment 8 to Order 48 under Maximum Price Regulation No. 591 and may not be further increased.

(e) This order does not establish maximum prices for sales of the above items on an installed basis. Such maximum prices shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251 issued by the Office of Price Administration.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 26, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6891; Filed, Apr. 24, 1946; 11:57 a. m.]

[MPR 591, Order 439]

VICTOR PRODUCTS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following beverage coolers manufactured by the Victor Products Corporation, Hagerstown, Maryland and as described in the application dated April 11, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
J-52S	$160	$192	$320
J-52SU	220	264	440
J-52R	145	174	290
J-52RU	200	240	400
J-74S	185	222	370
J-74SU	260	312	520
J-74R	170	204	340
J-74RU	240	288	480
J-98S	225	270	450
J-98SU	325	390	650
J-98R	205	246	410
J-98RU	300	360	600
J-120R	255	305	510
J-120RU	350	420	700

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Victor Products Corporation of Hagerstown, Maryland, shall stencil on the inside lid or cover of the beverage coolers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 439 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6893; Filed, Apr. 24, 1946; 11:58 a. m.]

[MPR 591, Order 440]

WAYNE HOME PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following domestic water softeners manufactured by Wayne Home Products Company, Fort Wayne, Indiana, and as described in its application dated February 20, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Water Softeners—Zeolite Type

Model:	
D-24-T-2 tank—single control valve—24,000 grain capacity----	$122.00
D-36-T-2 tank—single control valve—36,000 grain capacity----	155.00
D-48-T-2 tank—single control valve—48,000 grain capacity----	177.00

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above, less a discount of 30 percent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified above less successive discounts of 30 and 20 percent.

(d) The maximum net prices established by this order shall be subject to such further discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Wayne Home Products Company shall attach to each water softener covered by this order a tag containing the following:

OPA Maximum Retail Price
Not Installed. $------
(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6894; Filed, Apr. 24, 1946; 11:58 a. m.]

[MPR 591, Order 441]

S. H. LEGGITT CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 441 under section 16 of Maximum Price Regulation No. 591; Docket No. 6075-591.16-31; specified mechanical building equipment.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation 591, it is ordered:

(a) *Adjustment of maximum prices for the S. H. Leggitt Company of Marshall, Mich.* The S. H. Leggitt Company may increase its properly established maximum prices for its line of gas filters in effect on April 24, 1946, to each class of purchaser by 3 percent.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the S. H. Leggitt Company under this order shall be his maximum price to each class of purchaser in effect on April 24, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the S. H. Leggitt Company under this order.

(c) *Notification to all purchasers.* The S. H. Leggitt Company shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 441 under section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of gas filters manufactured by the S. H. Leggitt Company, Marshall, Michigan, amounting to 3 percent over maximum prices in effect on April 24, 1946. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.

(d) All requests not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 441 shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6895; Filed, Apr. 24, 1946; 11:58 a. m.]

[MPR 591, Order 442]

C. W. LEA SALES CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Walk-in Deep Freeze Cooler, manufactured by the C. W. Lea Sales Company, 2200 Fairview Avenue, Boise, Idaho, and as described in the application dated February 7, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model 101—walk-in deep freeze cooler	$800	$960	$1,200

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The C. W. Lea Sales Company, Boise, Idaho, shall stencil on the lid or cover of the Walk-in Deep Freeze Cooler, covered by this order, substantially the following:

OPA Maximum Retail Price—$1200.00

Plus freight and crating as provided in Order No. 442 under Maximum Price Regulation No. 591..

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6896; Filed, Apr. 24, 1946; 11:59 a. m.]

[MPR 591, Order 443]

SUB-ZERO FREEZER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Freezers, manufactured by the Sub-Zero Freezer Company, Inc., Route 3, Madison 5, Wisconsin, and as described in the application dated February 21, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model 500—12 cubic feet, ¼ h. p., condensing unit	$215	$258	$430
Model 500—12 cubic feet, ¼ h. p., less condensing unit	165	198	330

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Sub-Zero Freezer Company, Inc., of Madison, Wisconsin, shall stencil on the lid or cover of the freezers covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 443 under Maximum Price Regulation No. 591.

(g) This Order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6897; Filed, Apr. 24, 1946; 11:59 a. m.]

[MPR 591, Order 444]

FRIE COOLING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following: Frozen food cabinets manufactured by the Frie Cooling Company of Winona, Minnesota, and as described in the application dated March 2, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
B-12—12 cubic feet, ¼ hp. condensing unit	$225	$270	$450
B-16—16 cubic feet, ⅓ hp. condensing unit	260	312	520
B-24—24 cubic feet ½ hp. condensing unit	350	420	700
C-12—12 cubic feet ¼ hp. condensing unit	235	282	470
C-16—16 cubic feet, ⅓ hp. condensing unit	270	324	540

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Frie Cooling Company of Winona, Minnesota, shall stencil on the lid or cover of the frozen food cabinets, covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 444 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6898; Filed, Apr. 24, 1946; 11:59 a. m.]

[MPR 591, Order 445]

MODERN MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net price for sales by any person to consumers of the following float valve manufactured by Modern Manufacturing Company of Seattle, Washington and as described in the application dated January 18, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Modern Float Valve, complete------ $1.00
Brass Construction, individually boxed.

(b) The maximum net price, f. o. b. point of shipment for sales by any person to dealers shall be the maximum price specified in (a) above less a discount of 33⅓ percent.

(c) The maximum net price, f. o. b. point of shipment for sales by any person to distributors or jobbers shall be the maximum price specified in (a) above less successive discounts of 33⅓ and 20 percent.

(d) The maximum net prices established by this order shall be subject to such additional discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) Each seller covered by this order, except on sales to consumers, shall ntbtify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) Modern Manufacturing Company, Seattle, Washington shall print on the carton containing each float valve covered by this order the following:

OPA Maximum Retail Price—$------
(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6899; Filed, Apr. 24, 1946; 11:59 a. m.]

[RMPR 136, Order 614]

CUTTING TOOLS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) As used in this order, the phrase "cutting tools" shall include only new: cutting tools; attachments and accessories for machinery and machine tools; manually operated tools for the cutting, forming and punching of metals; and ground steel stock; all as defined in Appendix A of Revised Maximum Price Regulation 136. The phrase shall not include buffing and polishing wheels.

(b) As used in this order, the phrase "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided to an individual manufacturer by any individual adjustment under the provisions of Revised Maximum Price Regulation 136, Supplementary Order No. 142, or any increase computed by any individual manufacturer under the provisions of Order No. 591 of Revised Maximum Price Regulation 136.

(c) The maximum prices for sales by manufacturers of cutting tools shall be the current prices increased by 17.3%.

(d) The maximum prices for sales of cutting tools, by resellers, shall be the maximum prices in effect just prior to the issuance of this order increased by the same percentage by which their net invoice cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of cutting tools shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6910; Filed, Apr. 24, 1946; 4:46 p. m.]

[MPR 594, Amdt. 4 to Order 7]

CHRYSLER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Federal Register, and pursuant to Sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 7 under Maximum Price Regulation 594 is amended in the following respects:

1. The following Dodge new passenger automobiles and their respective net wholesale prices are added to the schedule in subparagraph (1) of paragraph (a):

(1) *Charge for new automobile.*

Model	Description	Net wholesale price
D-24 Custom	7-passenger sedan	$1,136.21
	Limousine	1,212.88

2. The following Dodge new passenger automobiles and their respective factory retail prices are added to the schedule in subparagraph (1) of paragraph (f):

(1) *Charge for automobile.*

Model	Description	Factory retail price
D-24 Custom	7-passenger sedan	$1,417
	Limousine	1,513

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6912; Filed, Apr. 24, 1946; 4:47 p. m.]

[MPR 594, Amdt. 4 to Order 8]

CHRYSLER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Federal Register, and pursuant to Sections 8 and 9b of Maximum Price Regulation 594; *It is ordered:*

Order No. 8 under MPR 594 is amended in the following respects:

1. The following De Soto new passenger automobiles and their respective net wholesale prices are added to the schedule in subparagraph (1) of paragraph (a):

(1) *Charge for new automobile.*

Model	Description	Net wholesale price
S-11 Custom	7-passenger sedan	$1,267.27
	Limousine	1,339.94

2. An item of extra or optional equipment, "Refrigeration unit" and its maximum net wholesale price of "$281.44" is added to the schedule in subparagraph (2) of paragraph (a).

3. An item of extra or optional equipment, "Refrigeration unit" and its maximum net wholesale price of "$295.51" is added to the schedule in subparagraph (2) of paragraph (d).

4. The following De Soto new passenger automobiles and their respective factory retail prices are added to the schedule in subparagraph (1) of paragraph (e):

Model	Description	Factory retail price
S-11 Custom	7-passenger sedan	$1,509
	Limousine	1,672

5. An item of extra or optional equipment, "Refrigeration unit" and its maximum factory retail price of "$377.75" is added to the schedule in subparagraph (2) of paragraph (e).

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6913; Filed, Apr. 24, 1946; 4:48 p. m.]

[MPR 594, Amdt. 5 to Order 9]

CHRYSLER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 9 under MPR 594 is amended in the following respects:

1. The following items of extra or optional equipment and their respective net wholesale prices are added to the schedule in subparagraph (2) of paragraph (a):

Description	*Net wholesale price*
Taxicab package #1	$7.03
Taxicab package #2	3.39

2. The following items of extra or optional equipment and their respective net wholesale prices are added to the schedule in subparagraph (2) or paragraph (d):

Description	*Net wholesale price*
Taxicab package #1	$7.38
Taxicab package #2	3.56

3. The following items of extra or optional equipment and their respective factory retail prices are added to the schedule in subparagraph (2) of paragraph (e):

Description	*Net wholesale price*
Taxicab package #1	$9.75
Taxicab package #2	5.70

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6914; Filed, Apr. 24, 1946; 4:47 p. m.]

[MPR 594, Amdt. 4 to Order 10]

CHRYSLER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 10 is amended in the following respects:

1. The following Chrysler new passenger automobiles and their respective net wholesale prices are added to the schedule in subparagraph (1) of paragraph (a):

(1) *Charge for new automobile.*

Model	Description	Net wholesale price
C-38 Royal	7-passenger sedan	$1,302.27
	Limousine	1,385.44
C-38 Windsor	7-passenger sedan	1,365.72
	Limousine	1,448.86

2. The following items of extra or optional equipment and their respective net wholesale prices are added to the schedule in subparagraph (2) of paragraph (a):

Description	*Net wholesale price*
Highlander plaid and leather upholstery for sedans and coupes, C-38 Windsor	$23.33
Refrigeration unit for all sedans, Royal and Windsor	281.44

3. The following items of extra or optional equipment and their net wholesale price are added to the schedule in subparagraph (2) of paragraph (d):

Description	*Net wholesale price*
Highlander plaid and leather upholstery for sedans and coupes, C-38 Windsor	$24.53
Refrigeration unit for all sedans, Royal and Windsor	295.51

4. The following Chrysler new passenger automobiles and their respective factory retail prices are added to the schedule in subparagraph (1) of paragraph (e):

(1) *Charge for automobile.*

Model	Description	Factory retail price
C-38 Royal	7-passenger Sedan	$1,636
	Limousine	1,742
C-38 Windsor	7-passenger Sedan	1,716
	Limousine	1,821

5. The following items of extra or optional equipment and their respective factory retail prices are added to the schedule in subparagraph (2) of paragraph (e):

Description	*Factory retail price*
Highlander plaid and leather upholstery for sedans and coupes, C-38 Windsor	$29.20
Refrigeration unit for all sedans, Royal and Windsor	377.75

This amendment may be revoked or amended by the Administrator at any time.

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R Doc. 46-6915; Filed, Apr. 24, 1946; 4:48 p. m.]

[MPR 594, Amdt. 3 to Order 13]

CHRYSLER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order 13 under Maximum Price Regulation 594 is amended in the following respects:

1. The following Chrysler 8 cylinder new passenger automobile and its respective net wholesale price is added to the schedule in subparagraph (1) of paragraph (a):

(1) *Charge for new automobile.*

Model	Description	Net wholesale price
C-39-N New Yorker (8 cylinders).	Convertible coupe.	$1,432.19

2. The following items of extra or optional equipment and their respective not wholesale prices are added to the schedule in subparagraph (2) of paragraph (a):

(2) *Charge for extra or optional equipment.*

Description	*Net wholesale price*
Highlander plaid and leather upholstery for sedans and coupes, New Yorker	$23.36
Refrigeration unit for all sedans, Saratoga and New Yorker	281.44
Right hand drive for all sedans and coupes, Saratoga and New Yorker	6.19

3. The following items of extra or optional equipment and their respective net

wholesale prices are added to the schedule in subparagraph (2) of paragraph (d):

Description	*Net wholesale price*
Highlander plaid and leather upholstery for sedans and coupes, New Yorker	$24.53
Refrigeration unit for all sedans, Saratoga and New Yorker	295.51
Right hand drive for all sedans and coupes, Saratoga and New Yorker	6.50

4. The following Chrysler 8 cylinder new passenger automobile and its respective net wholesale price is added to the schedule in subparagraph (1) of paragraph (e):

(1) *Charge for automobile.*

Model	Description	Factory retail price
C-39-N New Yorker (8 cylinders).	Convertible coupe	$1,809

5. The following items of extra or optional equipment and their respective factory retail prices are added to the schedule in subparagraph (2) of paragraph (e):

(2) *Charge for extra or optional equipment.*

Description	*Factory retail price*
Highlander plaid and leather upholstery for sedans and coupes, New Yorker	$29.20
Refrigeration unit for all sedans, Saratoga and New Yorker	377.75
Right hand drive for all sedans and coupes, Saratoga and New Yorker	8.15

This amendment may be revoked or amended by the Administrator at any time.

This amendment shall become effective April 24, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6916; Filed, Apr. 24, 1946; 4:47 p. m.]

[Rev. SO 119, Order 177]

THE WEIMAN CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* The Weiman Company, Rockford, Illinois may compute its adjusted ceiling prices for all articles of wood furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 14.7 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 24th day of April, 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6917; Filed, Apr. 24, 1946; 4:46 p. m.]

[SO 133, Order 32]

AYDEN FURNITURE WORKS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of wood household furniture manufactured by Ayden Furniture Works, Scotland Neck, North Carolina.

(1) For all sales and deliveries to retailers of articles of wood household furniture which it manufactures, the manufacturer may increase its maximum prices to retailers properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges) by 24.7% of each such maximum price.

(2) For sales and deliveries of these articles of wood household furniture to classes of purchasers other than retailers, the maximum prices are the maximum prices to retailers established under subparagraph (1) above, adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

(b) Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in Section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 24th day of April 1946.

Issued this 24th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6918; Filed, Apr. 24, 1946; 4:47 p. m.]

[MPR 188, Revocation of Order 1849]

UPHOLSTERED DUAL PURPOSE SLEEPING EQUIPMENT

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulations No. 188, *It is ordered,* That Order No. 1849 under § 1499.159b of Maximum Price Regulation No. 188 be, and it hereby is, revoked subject to the provisions of Supplementary Order 40.

This order shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6967; Filed, Apr. 25, 1946; 11:38 a. m.]

[RMPR 136, Amdt. 2 to Order 572]

SPECIALTY TRANSFORMERS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 30 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 572 under Revised Maximum Price Regulation 136 is amended and revised in the following respects:

1. In paragraph (b) (1), strike out figure "6.3%" appearing after the words "Fluorescent transformers", and substitute therefor the figure "11.0%".

2. In paragraph (b) (1), strike out the figure "14.4%" appearing after the words "All other specialty transformers", and substitute therefor the figure "19.0%".

3. Paragraph (c) is amended to read as follows:

(c) A reseller of specialty transformers may increase the maximum price which he had in effect just prior to the issuance of this order by the same percentage by which his net invoiced cost has been increased by this order subject, however, to all discounts and allowances which the reseller had in effect just prior to the issuance of this order.

Every manufacturer of specialty transformers shall notify each person who buys such specialty transformers for resale of the percentage by which this order increases the maximum prices of the manufacturer.

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6965; Filed, Apr. 25, 1946; 11:35 a. m.]

[MPR 188, Order 4967]

SMALL ELECTRICAL APPLIANCES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. What this order does. This order provides that regardless of any contrary provision contained in Maximum Price Regulation No. 188, the maximum prices established under §§ 1499.158 and 1499.159c of that regulation for sales of small electrical appliances by new small-volume manufacturers shall be maximum prices, which when increased by the industry-wide adjustment authorized by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, are in line with the level of properly established small manufacturers' maximum prices plus the average of the increases authorized for small manufacturers of those products under Supplementary Order No. 118.

For the purpose of this order a new small-volume manufacturer of a small electrical appliance is a person who would meet the tests of a new small-volume manufacturer set forth in section 3 of Revised Order No. 4332 in the case of a manufacturer of any article covered by that order.

SEC. 2. *Applications for ceiling prices in line with the level of ceiling prices authorized by this order.* A new small-volume manufacturer of small electrical appliances shall apply on OPA Form 663–1049 (6–45) under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation No. 188, to the Office of Price Administration, Washington, D. C., for maximum prices in line with the level of maximum prices authorized by this order.

In order that it may be determined if a manufacturer qualifies as a new small-volume manufacturer who is entitled to

receive maximum prices which reflect the level of maximum prices authorized by this order, each manufacturer's application shall supply the information called for on Part I of OPA Form 601–2628 (2–46) in addition to that called for on OPA Form 663–1049 (6–45).

SEC. 3. *Expiration of maximum prices in line with the level of maximum prices authorized by this order.* If a manufacturer of small electrical appliances, who has received maximum prices in line with the level of maximum prices authorized by this order, shall during a single calendar month deliver articles which he manufactures or distributes having a total net sales price of more than $25,000 or more than $60,000 during any three consecutive months, then such maximum prices for small electrical appliances of his manufacture shall expire on the thirtieth day after the end of the calendar month in which his net sales totaled more than the amounts stated above if he does not within such thirty-day period reapply under the Fourth Pricing Method (§ 1499.158) of Maximum Price Regulation No. 188, for maximum prices for his sales of the article. Such application shall be filed with the Consumer Goods Division of the Office of Price Administration, Washington, D. C., and should specifically state that the prices for which he is reapplying under § 1499.158 of Maximum Price Regulation No. 188 are to supersede maximum prices previously fixed under the authority of this order.

If the manufacturer does reapply for maximum prices under the Fourth Pricing Method of Maximum Price Regulation No. 188, within the thirty-day period, then he may continue to sell at the maximum prices previously determined under the authority of this order until a new order of the Office of Price Administration under § 1499.158 of Maximum Price Regulation No. 188 has been issued fixing new maximum prices for his sales in line with the level of ceiling prices otherwise fixed by the regulation which shall apply to all of the manufacturer's sales and deliveries on and after the effective date of that order.

This order shall become effective April 30, 1946.

NOTE: The reporting and record-keeping provisions of this order have been approved in accordance with the Federal Reports Act of 1942.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6968; Filed, Apr. 25, 1946; 11:38 a. m.]

[RMPR 528, Order 103]

GOODYEAR TIRE & RUBBER CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinon issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528; *It is ordered:*

(a) Maximum retail prices for the following sizes and types of new tires manufactured by The Goodyear Tire & Rubber Company, Inc., Akron, Ohio, shall be:

(1) *Hard rock lug tires.*

Size	Ply	Maximum retail price, each
7.50–20	12	$78.20

(2) *Industrial truck tires.*

Size	Type	Maximum retail price, each
12 x 3.00	Hollow center rib cushion	$8.50
16 x 4.00	Hollow center rib cushion	10.65

(3) *Logging service tires.*

Size	Ply rating	Maximum retail price each
8.25–20	12	$85.55
9.00–20	12	103.70
10.00–20	14	133.10
10.00–22	14	141.55
11.00–20	14	159.35
11.00–22	14	163.40

(b) Maximum retail prices for new Industrial Pressed-on Solid tires constructed of Neoprene rubber and manufactured by The Goodyear Tire & Rubber Company, Inc., Akron, Ohio, shall be 115 percent of the maximum retail price for the regular construction tires.

(c) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective April 26, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6977; Filed, Apr. 25, 1946; 11:38 a. m.]

[RMPR 528, Order 104]

FIRESTONE TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for the new truck tires manufactured by The Firestone Tire & Rubber Company of Akron, Ohio, shall be:

Size	Ply	Type	Maximum retail price, each
24.00–28	24	Ground grip tire—type "G"	$1,282.40
30.00–32	28	Ground grip tire—type "G"	2,269.00

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective April 26, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–6978; Filed, Apr. 25, 1946; 11:38 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54–54, 70–559, 59–50]

NORTHERN STATES POWER CO. (DEL.), ET AL.

MEMORANDUM OPINION AND NOTICE OF AND ORDER FOR REOPENING RECORD AND FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23d day of April 1946.

In the matter of Northern States Power Company (Delaware), File No. 54–54; Northern States Power Company (Minnesota), File No. 70–559; Northern States Power Company (Delaware) and each of its subsidiaries, File No. 59–50.

The Commission, by its findings and opinion of April 26, 1945,[1] memorandum opinion of October 12, 1945,[2] and order dated October 31, 1945,[3] approved a plan in these proceedings for the liquidation and dissolution of Northern States Power Company (Delaware) (hereinafter referred to as "Delaware") pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935. Under such plan (hereinafter referred to as the "Present Plan") the common stock of Northern States Power Company (Minnesota) (hereinafter referred to as "Minnesota"), which is the principal asset of Delaware, is proposed to be distributed in kind, approximately 90.4% thereof to the holders of Delaware preferred stock and 9.6% thereof to the holders of Delaware's common stock. Pursuant to Delaware's request the Commission on January 22, 1946, applied to the District Court of the United States for the District of Minnesota to enforce and carry out the terms and provisions of the Present Plan, and a hearing was ordered by the Court to be held on February 26, 1946.[4]

Subsequent to the Commission's application to the Court, and prior to the date fixed by the Court for hearing, numerous objections to enforcement of the present Plan[5] and suggestions for amendments of the Present Plan as heretofore approved or for alternative plans were received by the Commission from common stockholders of Delaware. Such suggested amendments and alternative plans were stated to be designed to effectuate the liquidation and dissolution of Delaware in a manner which would preserve a larger participation for the common stockholders of Delaware than under the Present Plan while fully satisfying the claims of the preferred stockholders. In order that the Commission might have adequate opportunity for consideration of the suggestions for amendments and for alternative plans, the Commission by its counsel filed a motion with the Court for an order to adjourn the hearing scheduled for February 26, 1946. At that time the Court ordered an adjournment of the hearing until April 23, 1946. On a report to the Court of the present status of the matter before the Commission, the Court has directed a further adjournment of said hearings until June 25, 1946, so as to afford the Commission further opportunity to take such action, with respect to any proposed amendments to the Present Plan and for alternative plans, as the Commission may deem appropriate.

The Commission has informally considered various suggestions for amendments to the Present Plan and for alternative plans submitted to it by persons interested in the reorganization. Lehman Brothers, and other Class A common stockholders have submitted a "Proposed Plan for Liquidation and Dissolution of Northern States Power Company" (hereinafter sometimes referred to as the "Proposed Plan")[6]. The Proposed Plan may be summarized as follows:

1. The Delaware Company would distribute to its 7% and 6% cumulative preferred stockholders (a) shares of Minnesota common stock having a value (in terms of public offering price determined by negotiation as described below) equal to $120.06 and $116.13, the respective call prices at January 1, 1946, plus a bonus (also determined by negotiation as described below) for the purpose of encouraging such preferred stockholders to retain such common stock and (b) an amount in cash equal to unpaid dividends on such stock accrued from January 1, 1946, to the date of distribution. Each preferred stockholder after receipt of the Minnesota common stock will have a 10-day period within which he may, if he desires, sell his stock for cash to underwriters (under an agreement between the underwriters and representatives of Delaware's Class A and B common stock) at an amount equal to the call price.

2. Representatives of Delaware's Class A and B common stock (to be named by amendment) would negotiate with underwriters to determine (a) the public offering price of the reclassified Minnesota common stock (a minimum of not less than $14.50 per share); (b) the bonus to be paid to preferred stockholders (a maximum of 10% of the call price); (c) the concession to underwriters upon the purchase of Minnesota common shares from Delaware preferred stockholders (a maximum of 9.09% of the public offering price); (d) the standby fee to be paid to underwriters (a maximum of 25¢ for each share distributed to Delaware's preferred stockholders and not sold by them to underwriters); and (e) the recapture provision for the benefit of the Delaware common stockholders of a portion of the underwriter's profit on stock purchased from preferred stockholders and sold at public sale by the underwriters at a profit in excess of the negotiated public offering price (a minimum of 75% of underwriter's profits on such sales).

3. After the distribution to preferred stockholders and the consummation of acts required by the underwriters, the balance of the Minnesota common stock would be distributed to the Delaware Class A and Class B common stockholders on the basis of 86.7% to the Class A holders and 13.3% to the Class B holders.

4. In the event that the underwriting is not consummated in accordance with the limitations prescribed, the Proposed Plan is no longer operative and distribution provided under the Present Plan becomes applicable.

5. Whether or not the underwriting is consummated as set forth in the Proposed Plan, the remaining provisions of the Present Plan would be carried out under the Proposed Plan. Under both the Proposed Plan and the Present Plan the Delaware Company would be dissolved, after distribution of the Minnesota common stock to the holders entitled thereto.

We do not express any opinion at this time as to whether the provisions of the Proposed Plan are fair and equitable or as to whether they are feasible. However, we believe that in view of the objections which have been made to the Present Plan we are warranted in instituting formal proceedings to determine whether that plan should be amended (and whether, accordingly, our order approving that plan should be amended or vacated) either in accordance with the Proposed Plan proposed by Lehman Brothers, or otherwise. We are, therefore, of the opinion that we should reopen the hearings for the purpose of considering the Proposed Plan, as well as any other proposals or plans or suggestions which may be presented by other security holders.[7]

Accordingly, we are at this time reopening the proceedings and setting the case down for hearing, as hereinafter ordered, for the purpose of considering the above-described Proposed Plan and any other suggested amendments or plans which may be proposed. It is our intention that the scope of the evidence at the hearings be limited to such matters as were not presented at the earlier and extensive hearings held on the Present Plan. The Commission's staff will be instructed to proceed expeditiously with such hearings, so that necessary evidence may be taken promptly and the views of the parties may be expeditiously obtained, consistently with fair and adequate presentation. At the conclusion of such hearings, we shall make such determination as appears appropriate, so that the matter may be promptly resubmitted to the United States District Court.

The Commission, therefore, deeming it appropriate in the public interest and for the protection of investors and consumers that the record herein be reopened and the hearings reconvened, for the purposes and subject to the provisions more fully hereinafter set forth.

It is ordered, That: 1. The record in these proceedings is hereby reopened, and a hearing shall be held for the purposes herinafter provided on the 27th day of May, 1946, at 10:00 a. m., e. d. t., at the offices of this Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing shall be held.

2. Any persons desiring to do so may file on or before May 20, 1946, further proposals for amendments to or alternatives for the Present Plan of liquidation and dissolution of Northern States Power Company (Delaware). Any persons desiring to be heard or otherwise wishing to participate, whether or not they file such proposals, shall notify the Commission to that effect in the manner provided in Rule XVII in the Commission's rules of practice on or before May 24, 1946.

3. At said hearing there will be considered the Proposed Plan filed by Lehman Brothers, and any other suggested amendments or alternative plans which may be filed by interested persons, with respect to whether the aforesaid Present Plan, as modified by said Proposed Plan or by any other suggested amendments, or other alternative plans, are fair and equitable, and feasible, and whether the Commission's previous order approving the aforesaid Present Plan should be amended or rescinded in whole or in part, or such other action taken as may be appropriate to satisfy the statutory standards.

4. The evidence to be adduced at said reconvened hearing will be limited to any material matters or facts which may have arisen since April 26, 1944, the close of the previous hearings herein, unless good cause is shown for the introduction of other evidence.

It is further ordered, That Richard Townsend or any other officer or officers of this Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That Northern States Power Company (Delaware) shall mail copies of this memorandum opinion and notice of and order for reopening the record and for hearing, on or before May 7, 1946, to all stockholders of said company and the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing copies of this order

[1] Holding Company Act Release No. 5745.
[2] Holding Company Act Release No. 6127.
[3] Holding Company Act Release No. 6173.
[4] Civil Action No. 1790.
[5] Such objections have been filed with the Court.

[6] The sponsors of the proposed plan are: Lehman Brothers, Lehman Corporation, Riter & Co. and Overseas Securities Co., Inc.

[7] Cameron Blewend, a Class A common stock holder, has filed a motion to reconvene and reopen hearings and to receive new evidence. Our action herein effects the purposes of such motion.

by registered mail to the Clerk of the District Court of the United States for the District of Minnesota, to Northern States Power Company (Delaware), to all parties to these proceedings, to persons granted leave to be heard therein, and to persons who have entered their appearance in the proceedings before the District Court of the United States for the District of Minnesota (Civil Action No. 1790), and that notice shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to persons on the mailing list for releases under the act, and that further notice shall be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6926; Filed, Apr. 25, 1946; 9:26 a. m.]

[File Nos. 54-136, 59-83]

LONG ISLAND LIGHTING CO. ET AL.

ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of April 1946.

In the matters of Long Island Lighting Company, Queens Borough Gas and Electric Company, Nassau & Suffolk Lighting Company, Long Beach Gas Company, Inc., File Nos. 54-136, 59-83.

Long Island Lighting Company, a registered holding company, and its subsidiaries, Queens Borough Gas and Electric Company, Nassau & Suffolk Lighting Company, and Long Beach Gas Company, Inc., having jointly filed, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, a plan for the consolidation of such companies, and the recapitalization of the resultant consolidated corporation which is to be called Long Island Lighting Company (File No. 54-136); and

The Commission having consolidated the proceeding in respect of said plan with a proceeding instituted by the Commission under section 11 (b) (2) of the act (File No. 59-83) and a hearing having been held in such consolidated proceedings, and such hearing having been continued to April 25, 1946 at 11 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

The applicants having requested that the hearing in this matter be postponed until May 2, 1946; and

The Commission deeming it appropriate that the hearing fixed for April 25, 1946 be postponed to May 2, 1946:

It is ordered, That the hearing in this matter heretofore scheduled to reconvene on April 25, 1946 be, and hereby is, postponed to May 2, 1946, at 11 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, and before the same trial examiner as heretofore designated.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6922; Filed, Apr. 25, 1946; 9:25 a. m.]

[File No. 70-1230]

NEW ENGLAND PUBLIC SERVICE CO. AND PUBLIC SERVICE CO. OF NEW HAMPSHIRE

SUPPLEMENTAL ORDER WITH RESPECT TO PREFERRED STOCK

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 23d day of April 1946.

New England Public Service Company ("NEPSCO"), a registered holding company, and its public utility subsidiary, Public Service Company of New Hampshire ("New Hampshire"), having filed a joint application and declaration, and amendments thereto, pursuant to sections 6 (b), 7 (e), 9 (a) (1), 10 and 12 (c) of the Public Utility Holding Company Act of 1935 and Rules U-42, U-43 and U-50 promulgated thereunder with respect to, among other matters, (a) the issuance by New Hampshire of 565,553 shares of common stock, $10 par value, in exchange for the presently outstanding 137,180 shares of common stock, no par value; (b) the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, by New Hampshire of as much additional common stock as may be required to provide the company with funds of approximately $5,000,000; and (c) the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, by New Hampshire of 102,000 shares of preferred stock, $100 par value; said shares to be offered first, to the extent available, to the holders of the presently outstanding preferred stock; and

The Commission having by order dated April 11, 1946, granted said application, as amended, and permitted said declaration, as amended, to become effective subject to the conditions, among others, that the proposed issuance and sale of additional common stock and the proposed issuance, exchange or sale of preferred stock by New Hampshire shall not be consummated until the results of competitive bidding pursuant to the requirements of Rule U-50 have been made a matter of record in these proceedings and a further order shall have been entered by the Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate, jurisdiction being reserved for such purpose; and that the proposed issuance, exchange and sale of common stock and the proposed issuance, exchange and sale of preferred stock by New Hampshire shall not be consummated until such issuances shall have been expressly authorized by the New Hampshire Public Service Commission and by the Public Service Commission of Vermont; and

New Hampshire having on April 23, 1946, filed a further amendment to the application and declaration herein setting forth the action taken by it to comply with the requirements of Rule U-50 with respect to the issuance, exchange and sale of the new preferred stock, and stating that, pursuant to the invitation for competitive bids, separate bids were received on the preferred stock as follows:

Bidding group headed by—	Dividend rate	Price per share to New Hampshire before bidder's compensation	Bidder's compensation	Net cost of money to New Hampshire
	Per cent			*Per cent*
The First Boston Corp., Kidder, Peabody & Co. and Blyth & Co., Inc.	3.35	$100	$173,400	3.40[illegible]
Harriman Ripley & Co., Inc., Kuhn, Loeb & Co., and Smith, Kerney & Co.	3.45	102	168,300	3.43[illegible]
	3.40	100	147,900	3.45[illegible]

Said amendment having further stated that New Hampshire has accepted the bid of the group headed by The First Boston Corporation for services in soliciting the exchanges and underwriting the unexchanged shares and that, upon the termination of the exchange offer, the unexchanged shares of new preferred stock will be offered to the public at a price of $100.00 per share and that the successful bidder's compensation for services in effecting exchanges and underwriting the balance of the shares of new preferred stock not required for exchange is $173,400, representing compensation of $1.70 per share; and

Said amendment also containing copies of the orders of the New Hampshire Public Service Commission and the Public Service Commission of Vermont expressly authorizing the proposed issuance, exchange and sale of common stock and the proposed issuance, exchange and sale of preferred stock by New Hampshire; and

The Commission having examined said amendment and having considered the record herein and finding no reason for imposing terms and conditions with respect to the price to be paid for said new preferred stock, the dividend rate or the bidder's compensation:

It is ordered, That jurisdiction heretofore reserved over the price to be paid for the new preferred stock, the dividend rate thereon and the bidder's compensation with respect thereto, be, and the same hereby is, released, and that said application and declaration, as further amended, be, and the same hereby is, granted and permitted to become effective subject, however, to the terms and conditions prescribed in Rule U-24;

It is further ordered, That the reservation of jurisdiction contained in our order of April 11, 1946, with respect to the consummation of the proposed issuance and sale of additional common stock until the results of competitive bidding, pursuant to Rule U-50, have been made a matter of record in these proceedings, and with respect to the payment of all legal fees incurred in connection with the transactions proposed in the said application and declaration be, and the same hereby is, continued.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6927; Filed, Apr. 25, 1946; 9:27 a. m.]

[File No. 70-1253]

UTAH POWER & LIGHT CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its offices in the City of Philadelphia, Pa., on the 16th day of April A. D. 1946.

Utah Power & Light Company, a registered holding company and electric utility company having filed an application-declaration pursuant to section 6 (a) and 7 of the Public Utility Holding Company Act of 1935 regarding the issue and sale by it at competitive bidding of $32,000,000 principal amount of new First Mortgage Bonds and the issue and sale to certain banks of $11,500,000 principal amount of bank notes for the purpose of refunding its outstanding First Mortgage Bonds in the principal amount of $38,500,000 and its outstanding 6% Debentures in the principal amount of $5,000,000; and

A public hearing having been held on such matter after appropriate notice; the Commission having considered the record and having made and filed its findings and opinion herein:

It is hereby ordered, That said application-declaration be, and the same hereby is, granted and permitted to become effective, subject, however, to the conditions specified in Rule U-24 and U-50-C and except, however, as to the price to be paid to the company for said First Mortgage Bonds, the interest rate thereon, the redemption prices thereof, the underwriters' spread and its allocation, and all legal fees and expenses to be paid in connection with the proposed transactions, as to which matters jurisdiction be, and the same hereby is, specifically reserved.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6924; Filed, Apr. 25, 1946; 9:26 a. m.]

[File No. 70-1257]

MISSISSIPPI POWER & LIGHT CO. AND ELECTRIC LIGHT & POWER CORP.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its offices in the City of Philadelphia, Pennsylvania, on the 23d day of April, A. D. 1946.

Electric Power & Light Corporation ("Electric"), a registered holding company, and its subsidiary, Mississippi Power & Light Company ("Mississippi"), having filed a joint application-declaration pursuant to sections 6 (a), 7, 9 (a), 10, 12 (c), and 12 (f) of the Public Utility Holding Company Act of 1935 and Rule U-43 thereunder, regarding the following proposed transaction: Electric is the owner of all of the presently outstanding 500,000 shares of the no par value common stock of Mississippi. Mississippi proposes to issue and sell, and Electric proposes to acquire, 200,000 additional shares of the common stock of Mississippi for $2,250,000 cash, Electric reserving the right to acquire and pay for the stock in such number of shares and at such times, within a 60 day period, from and after the date of this order, as Electric shall specify in writing to Mississippi.

Said application-declaration, having been filed on the 25th day of March 1946, and the notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing therein; and

The Commission finding with respect to said application-declaration that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said application-declaration be granted and permitted to become effective.

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 that the said application-declaration be, and the same hereby is, granted, and permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6928; Filed, Apr. 25, 1946; 9:27 a. m.]

[File No. 70-1272]

JERSEY CENTRAL POWER & LIGHT CO. ET AL.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23d day of April 1946.

In the matter of Jersey Central Power & Light Company, NY PA NJ Utilities Company, General Public Utilities Corporation, File No. 70-1272.

Notice is hereby given that, pursuant to the provisions of the Public Utility Holding Company Act of 1935 ("act"), joint applications or declarations (or both) have been filed with this Commission by General Public Utilities Corporation ("GPU"), a registered holding company, its subsidiary, NY PA NJ Utilities Company ("NY PA NJ"), also a registered holding company, and the latter's subsidiary, Jersey Central Power & Light Company ("Jersey Central"). All interested persons are referred to said joint applications-declarations which are on file in the offices of this Commission for a statement of the transactions therein proposed which may be summarized as follows:

(1) GPU will donate $4,200,000 in cash as a contribution to the capital of NY PA NJ.

(2) NY PA NJ will donate $5,000,000 in cash as a contribution to the capital of Jersey Central.

(3) Jersey Central will: (a) Issue and sell, pursuant to the competitive bidding requirements of Rule U-50, $34,000,000 principal amount of new First Mortgage Bonds, and 145,000 shares of $100 par value Cumulative Preferred Stock, the interest rate and dividend rate, respectively, to be fixed by competitive bidding;

(b) Borrow from banks $5,500,000 on unsecured serial notes maturing in ten equal annual installments, the last maturity date being ten years from the date of issuance, the interest rate and other terms of the serial notes to be supplied by amendment;

(4) From the proceeds of the issue and sale of its new First Mortgage Bonds, its new Cumulative Preferred Stock, the serial notes, the $5,000,000 contribution from NY PA NJ, and such treasury cash as shall be necessary, Jersey Central will redeem the securities described below no later than July 1, 1946, at the indicated redemption prices thereof plus accrued interest and dividends to the date of redemption:

Security	Principal amount or shares to be redeemed	Redemption price	Aggregate redemption price
First mortgage bonds, 3½ percent due 1965	$38,000,000	104½	$39,710,000.00
Promissory notes 2¼ percent due 1946-48	$1,590,000	Various	1,597,288.00
Preferred stock:			
7 percent series	170,371	110	7,740,810.00
6 percent series	169,623	110	7,658,530.00
5½ percent series	178,621	107½	8,451,757.50
			65,158,385.50

[1] Shares.

The redemption of the above securities will result in the retirement of all the presently outstanding bonds, serial notes, and preferred stock of Jersey Central.

(5) In connection with its refinancing program, Jersey Central will effect an accounting reorganization as of April 30, 1946. In connection therewith it will (a) provide a reserve for, or dispose of, by a charge to earned surplus, certain amounts in excess of Jersey Central's original cost of utility plant, the remaining balance of amounts in excess of original cost to be amortized over a period of fifteen years from January 1, 1946, (b) eliminate, by a charge to earned surplus, unamortized debt discount and expense on bonds previously refunded, (c) write-off, by a charge to earned surplus, premiums on the preferred stock to be redeemed, and (d) transfer the resulting deficit in earned surplus to capital surplus.

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers

that a hearing be held with respect to such matters:

It is hereby ordered, That a hearing on such matters, under the applicable provisions of said act, and the rules of the Commission thereunder, be held on the 8th day of May, 1946, at 10:00 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in said proceeding should file with the Secretary of the Commission, on or before May 7, 1946, his application therefor as provided in Rule XVII of the Rules of Practice of the Commission.

It is further ordered, That William W. Swift or any other officer or officers of the Commission designated for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said filing, particular attention will be directed at such hearing to the following matters and questions:

(1) Whether the donation by GPU to NY PA NJ and the donation by NY PA NJ to Jersey Central comply with the applicable provisions of the act and the rules and regulations promulgated thereunder.

(2) Whether the proposed issue and sale by Jersey Central of its first mortgage bonds, cumulative preferred stock, and serial notes are solely for the purpose of financing its business, and whether it is appropriate in the public interest or for the protection of investors or consumers to impose any terms or conditions in connection therewith.

(3) Whether the proposed transactions will result in an unfair and inequitable distribution of voting power among security holders of Jersey Central or are otherwise detrimental to the public interest or the interest of investors or consumers.

(4) The propriety of the proposed accounting reorganization and the proposed accounting treatment of the several transactions on the books of the respective applicants-declarants.

(5) Whether the fees, commissions, and other expenses to be incurred are for necessary services and reasonable in amount.

(6) Generally, whether the proposed transactions comply with all applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, and, if not, what provisions or terms and conditions should be required or imposed to satisfy the statutory standards.

It is further ordered, That notice of this hearing be given to applicants-declarants and to all other interested persons; said notice to be given to applicants-declarants, the Board of Public Utility Commissioners of the State of New Jersey, and the Federal Power Commission, by registered mail, and to all other persons by general release of this Commission, which should be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and by publication of this notice and order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6923; Filed, Apr. 25, 1946; 9:26 a. m.]

[File No. 70-1276]

AMERICAN GAS AND ELECTRIC CO.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 24th day of April, A. D. 1946.

Notice is hereby given that American Gas and Electric Company ("American"), a registered holding company subsidiary of Electric Bond and Share Company ("Bond and Share"), a registered holding company, has filed an application and declaration pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder. Applicant designates section 9 (a), 10, and 11 of the act, and Rule U-23 promulgated thereunder, as applicable to the proposed transactions.

All interested persons are referred to the application or declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed which may be summarized as follows:

In connection with the filing by Continental Gas and Electric Corporation ("Continental"), of a declaration seeking authority to sell at competitive bidding, pursuant to the provisions of Rule U-50 promulgated under the act, the shares of common stock of Columbus and Southern Ohio Electric Company ("Columbus") owned by Continental (said shares consisting of 99.17% of the total shares of such common stock outstanding), American Gas proposes that it be authorized to bid for the common stock of Columbus when such common stock is offered at competitive bidding by Continental.

American Gas proposes, if it is the successful bidder, to borrow, from one or more commercial banks in New York City, the funds required to consummate the purchase of such stock. The notes which American Gas will issue to said bank, or banks, will have a maturity of less than 10 years. The application further states that if American Gas is authorized by this Commission to bid for such common stock, it promptly will file an application with this Commission setting forth the terms of the bank loan and requesting authority to issue notes representing such borrowings.

It is ordered, That a hearing on said matters under the applicable provisions of said act and rules of the Commission thereunder be held on May 6, 1946, at 10:00 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which the hearing will be held.

It is further ordered, That any persons desiring to be heard or otherwise wishing to participate in the proceedings, shall file with the Secretary of the Commission on or before May 6, 1946, his application therefor as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise such powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of this Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to the Public Utilities Commission of Ohio, the Mayor of the City of Columbus, Ohio, American Gas, and Continental, by registered mail, and to all other interested persons by general release of this Commission, which shall be distributed to the press and mailed to the mailing list for releases issued under the act and by publication in the FEDERAL REGISTER.

It is further ordered, That, without limiting the scope of the issues presented by said application or declaration, particular attention will be directed at said hearing to the following matters and questions:

1. Whether the proposed acquisition by American Gas of the common stock of Columbus meets the requirements of the applicable provisions of the act, particularly section 10 thereof.

2. Whether, within the meaning of section 10 (b) (1) of the act, the acquisition by American Gas of the common stock of Columbus will tend towards a concentration of control of public utility companies of a kind or to an extent detrimental to the public interest or the interest of investors or consumers.

3. Whether, within the meaning of section 10 (b) (3) of the act, the acquisition by American Gas of the common stock of Columbus will be detrimental to the public interest or the interest of investors or consumers or the proper functioning of the holding company system controlled by American Gas.

4. Whether, within the meaning of section 10 (c) (1) of the act, the proposed acquisition by American Gas of the common stock of Columbus will be detrimental to the carrying out of the provisions of section 11.

5. Whether, within the meaning of section 10 (c) (2) of the act, the acquisition by American Gas of the common stock of Columbus will serve the public interest by tending toward the economical and efficient development of an integrated public utility system.

6. Whether, if the proposed acquisition is authorized and American Gas is the successful bidder, the accounting entries to be made upon the books of American Gas meet the requirements of the applicable provisions of the act.

7. Whether, if the proposed acquisition by American Gas is authorized and American Gas is the successful bidder, the financing of such acquisition through issuance of notes with maturities of less than 10 years by American Gas to commercial banks satisfies the standards of sections 7 (c) and (d) of the act.

8. Whether the fees, commissions or other remunerations to be paid in connection with the proposed transactions are reasonable.

9. Whether it is necessary or appropriate to impose terms or conditions with respect to the proposed transactions in the public interest or for the protection of investors or consumers, and, if so, what terms and conditions should be imposed.

10. Generally, whether the propdsed transactions comply with the applicable provisions of the act, and the rules, regulations and orders promulgated thereunder.

It is further ordered, That jurisdiction be reserved to separate, either for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues, questions or matters herein set forth, or which may arise in these proceedings, or to consolidate with these proceedings other filings or matters pertaining to the subject matter of these proceedings, and to take such other action as may appear conducive to an orderly, prompt and economic disposition of the matters involved.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6929; Filed, Apr. 25, 1946; 9:27 a. m.]

[File No. 812-107]

UNITED CHEMICALS, INC.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of April, A. D. 1946.

An application having been filed by United Chemicals, Inc. under and pursuant to the provisions of sections 3 (b) (2) and 6 (c) of the Investment Company Act of 1940 for an order declaring it to be primarily engaged in a business or businesses other than that of investing, reinvesting, holding, or trading in securities, or for an exemption from the provisions of the Investment Company Act;

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on Monday, May 6, 1946, at 10:00 a. m. in room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania.

It is further ordered, That William W. Swift, Esquire, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the applicant and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-6925; Filed, Apr. 25, 1946; 9:26 a. m.]

Reference

APR 30 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 83

Washington, Saturday, April 27, 1946

The President

EXECUTIVE ORDER 9717

DIRECTING THE EMERGENCY BOARD CREATED BY EXECUTIVE ORDER 9716 OF APRIL 24, 1946 TO INVESTIGATE A DISPUTE BETWEEN THE RAILWAY EXPRESS AGENCY, INC., AND CERTAIN OF ITS EMPLOYEES, ALSO TO INVESTIGATE DISPUTES BETWEEN THE AGENCY AND CERTAIN OTHER OF ITS EMPLOYEES

WHEREAS disputes exist between the Railway Express Agency, Inc., a carrier, and certain of its employees represented by the International Association of Machinists and the International Brotherhood of Blacksmiths, Drop Forgers and Helpers; and

WHEREAS these disputes have not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS these disputes, in the judgment of the National Mediation Board, threaten substantially to interrupt interstate commerce to a degree such as to deprive a large section of the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), the board created by Executive Order 9716 of April 24, 1946 to investigate the dispute between the Railway Express Agency, Inc., and certain of its employees represented by the Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employes, a labor organization, is hereby further directed to investigate and to include in its report to the President its findings with respect to the disputes which also exist between the Railway Express Agency, Inc., and certain of its employees represented by the International Association of Machinists and the International Brotherhood of Blacksmiths, Drop Forgers and Helpers.

As provided by section 10 of the Railway Labor Act, as amended, from April 24, 1946 and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by the Railway Express Agency, Inc. or the said employees in the conditions out of which the said disputes arose.

HARRY S. TRUMAN

THE WHITE HOUSE,
April 25, 1946.

[F. R. Doc. 46-6997; Filed, Apr. 25, 1946; 3:43 p. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 75, Amdt. 23]

PART 1410—LIVESTOCK AND MEATS

SLAUGHTER OF LIVESTOCK AND DISTRIBUTION OF MEAT

War Food Order No. 75, as amended (10 F.R. 4649, 7383), is hereby further amended to read as follows:

§ 1410.15 *Slaughter of livestock and distribution of meat*—(a) *Definitions.* (1) "Livestock" means cattle, calves, sheep, lambs, and swine.

(2) "Meat" means the carcasses of livestock, including beef, veal, lamb, mutton, or pork derived therefrom, and any processed or unprocessed edible part, cut, or trimming, regardless of how prepared or packaged; excluding, however, scrapple, souse, and other similar products, offal, by-products not ordinarily used for human consumption, and skins of swine when prepared for use in leather, glue, and gelatin.

(3) "Slaughterer" means any person who kills livestock for meat production or who causes livestock to be killed for meat production.

(4) "Federally inspected slaughterer" means any slaughterer whose plant is operated under Federal inspection.

(5) "Federally inspected plant" means any slaughtering plant operated under Federal inspection.

(6) "Federal inspection" means inspection under the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U. S. C. 71, and as extended by Public Law 602, 77th Cong., 2d Sess., approved June 10, 1942 (56 Stat.

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FEDERAL REGISTER

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351), and the rules and regulations promulgated thereunder.

(7) "Farmer" means any person chiefly engaged in producing agricultural products as the resident operator of a farm.

(8) "Deliver" or "delivery" means to transfer physical possession. The transfer of meat by a slaughterer to a unit or department of his establishment for use in the preparation or manufacture of any product other than meat, the use of meat for such purpose without any such transfer, or the transfer or shipment of meat to any branch house of a slaughterer, shall constitute a delivery. The placing of meat in a public warehouse solely for the purpose of storage shall not be deemed a delivery, but the withdrawal of such meat from such warehouse by any person other than such slaughterer shall be deemed a delivery.

(9) "Processor" means any person who is regularly engaged in the business of processing, preparing, or treating meat, meat products, or animal fats.

(10) "Custom slaughter" means the killing of livestock by any person other than the owner thereof, for the purpose of meat production.

(11) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(12) "Assistant Administrator" means the Assistant Administrator, Production and Marketing Administration, United States Department of Agriculture.

(b) *Support prices.* (1) All slaughterers except farmers shall pay for good to choice butcher hogs (barrows and gilts), not less than the following support prices:

(i) Chicago market, $13.00 per hundredweight.

(ii) At terminal markets other than Chicago and at interior markets and buying stations, $1.75 per hundredweight below the maximum price in effect at such market or buying station on November 15, 1944 under regulations of the Office of Price Administration.

(2) For hogs which produce soft or oily pork, applicable support prices may be reduced by the amount of the normal discount at the market. The discount for hogs which produce oily pork shall not exceed $1.50 per hundredweight, and the discount for hogs which produce soft pork shall reflect not less than the normal difference between such discounts. Unless purchased "subject to kill," not less than the applicable support price shall be paid in all cases where a certificate is furnished by any county agent, vocational agricultural representative, or person acting in a similar capacity, to the effect that the hogs have been raised and fed in accordance with a production and feeding program that will insure firm pork.

(c) *Slaughtering limitations.* All Federally inspected slaughterers and all persons who have livestock custom slaughtered for them in Federally inspected plants shall comply with orders of the Assistant Administrator with respect to limitations on the slaughter of livestock. The Assistant Administrator is authorized to establish base periods against which such limitations shall be calculated, and to establish geographical area differentials with respect to such limitations.

(d) *Allocation; processing regulations; inventories.* (1) All slaughterers, all processors, and all persons who custom slaughter shall compl with orders of the Assistant Administrator regulating the delivery, receipt, or movement of livestock.

(2) All slaughterers, all processors, and all persons who custom slaughter shall comply with orders of the Assistant Administrator prescribing methods and specifications for preparing, cutting, or treating carcasses or parts thereof, or for preparing or processing meat, meat products, or animal fats.

(3) All slaughterers and all processors shall comply with orders of the Assistant Administrator governing quantities and types of meat, meat products, or animal fats held in storage or inventory; and all other persons dealing in meat shall (except with respect to their retail operations) comply with such orders of the Assistant Administrator: *Provided, however,* That the issuance thereof shall be approved by the Office of Price Administration.

(e) *Set-aside requirements.* All slaughterers except farmers, and all processors whose plants are operated under Federal inspection shall comply with orders of the Assistant Administrator requiring the setting aside, reserving, holding, processing, and packaging of meat, meat products, and animal fats for delivery to such persons or agencies as the Assistant Administrator may prescribe.

(f) *Meat inspection.* All slaughterers except farmers shall comply with orders of the Assistant Administrator requiring inspection, by persons designated for that purpose, of their premises and plants, and any livestock, carcasses, meat, meat products, or animal fats, for the purpose of determining whether the meat, meat products, and animal fats produced in such plants are sound, healthful, and fit for human consumption.

(g) *Sanitary facilities; conservation facilities.* All slaughterers and all persons who custom slaughter shall maintain such sanitary and conservation facilities as the Assistant Administrator may prescribe.

(h) *Records and reports.* (1) The Assistant Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall, for at least two years or for such period of time as the Assistant Administrator may designate, maintain an accurate record of his production of and transactions in livestock, meat, meat products, and animal fats.

(i) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(j) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, livestock, meat, meat products, and animal fats, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(k) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(l) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, delivering, or using livestock, meat, meat products, or animal fats. Any person

who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

Any person who violates any slaughtering limitation established by the Assistant Administrator under the provisions of this order shall, upon certification to the Reconstruction Finance Corporation in accordance with the Directive No. 41 of the Office of Economic Stabilization, be subject to the withholding of Reconstruction Finance Corporation basic meat subsidies claimed by such person.

(m) *Delegation of authority.* The Administration of this order and the powers vested in the Secretary of Agriculture insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(n) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 75, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(o) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(p) This amendment shall become effective at 12:01 a. m., e. s. t., April 28, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087.)

Issued this 25th day of April 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-6998; Filed, Apr. 25, 1946; 4:00 p. m.]

[WFO 75-7]

PART 1410—LIVESTOCK AND MEATS

LIVESTOCK SLAUGHTER RESTRICTIONS

Pursuant to the authority vested in me by War Food Order No. 75, as amended (11 F.R. 4649), it is hereby ordered as follows:

§ 1410.32 *Restrictions on the slaughter of livestock*—(a) *Definitions.* (1) "Livestock" means cattle, calves, and swine.

(2) "Slaughterer" means any person who kills livestock for meat production or who causes livestock to be killed for meat production.

(3) "Federally inspected slaughterer" means any slaughterer whose plant is operated under Federal inspection.

(4) "Federally inspected plant" means any slaughtering plant operated under Federal inspection.

(5) "Federal inspection" means inspection under the provisions of the Act of March 4, 1907, (34 Stat. 1260), as amended, 21 U. S. C. 71, and as extended by Public Law 602, 77th Cong., 2d Sess., approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(6) "Farmer" means any person chiefly engaged in producing agricultural products as the resident operator of a farm.

(7) "Custom slaughter" means the killing of livestock by any person other than the owner thereof, for the purpose of meat production.

(8) "Accounting period" means:

(i) In the case of a slaughterer who files a claim for the Reconstruction Finance Corporation basic meat subsidy, the calendar period, as set forth in such claim, upon which the subsidy is calculated;

(ii) In the case of a slaughterer who does not claim the Reconstruction Finance Corporation basic meat subsidy, any calendar period of not less than four nor more than five weeks used by such slaughterer as a basis for keeping his books and records.

(9) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(10) "Assistant Administrator" means the Assistant Administrator, Production and Marketing Administration.

(b) *Restrictions on slaughter.* (1) All slaughtering restrictions contained in this order shall be calculated on the basis of live weight.

(2) No owner or operator of a Federally inspected plant shall, during any accounting period, slaughter or permit the slaughter within such plant of cattle, calves or swine, in excess of the following percentages of cattle, calves or swine, respectively, slaughtered in such plant during the corresponding accounting period of 1944:

Type of livestock:	Percentage
Cattle	100
Calves	100
Swine	80

(3) No owner or operator of a Federally inspected plant shall, during any accounting period, slaughter or permit the slaughter in any plant for his own account, of cattle, calves, or swine, in excess of the following percentages of cattle, calves or swine, respectively, slaughtered in such plant for the account of such owner or operator during the corresponding accounting period of 1944:

Type of livestock:	Percentage
Cattle	100
Calves	100
Swine	80

(4) No owner or operator of a Federally inspected plant shall custom slaughter livestock or permit the use of his facilities for that purpose, unless the person for whose account such slaughter is performed exhibits evidence of a valid and effective custom slaughter base established under the provisions of this order.

(c) *Custom slaughter.* (1) Except as hereinafter otherwise provided, no person shall have livestock custom slaughtered for his account in a Federally inspected plant unless he has established and has had issued to him evidence of a custom slaughter base under the provisions of this order.

(2) No person who has livestock custom slaughtered for him in a Federally inspected plant shall, during any accounting period, slaughter or permit the slaughter, for his account, of cattle, calves or swine, in excess of the following percentages of cattle, calves or swine established for such person as a custom slaughter base under the provisions of this order:

Type of livestock:	Percentage
Cattle	100
Calves	100
Swine	80

(3) Any person who, on or before September 9, 1945, was regularly engaged in the business of having livestock custom slaughtered for him in a Federally inspected plant may apply to the Order Administrator for a custom slaughter base. Where such applicant had livestock custom slaughtered for him in a Federally inspected plant during a particular accounting period of 1944, the custom slaughter base shall be the amount (live weight) of cattle, calves or swine, respectively, so slaughtered for such person during such period. Where such applicant did not have livestock custom slaughtered for him in a Federally inspected plant during any particular accounting period of 1944, the Order Administrator may establish an amount which shall represent the custom slaughter base for such period. Where an applicant who was regularly engaged in the business of having livestock custom slaughtered for him in a Federally inspected plant on or before September 9, 1945, did not have livestock so slaughtered for him during a particular accounting period of 1944, he may, if regularly engaged in such business as of the effective date of this order, continue to have livestock so slaughtered for him until June 1, 1946, provided that, on or before May 11, 1946, such person files an application with the Order Administrator for the establishment of a custom slaughter base under the provisions of this order. Such application shall show the total amount (live weight) of each species of livestock slaughtered for the applicant during each accounting period covering the time when he was engaged in such business, and the name and address of the plant or plants in which such livestock was custom slaughtered for him.

(d) *Slaughtering restrictions immediately applicable.* The amount of cattle, calves and swine which may be slaughtered from the effective date of this order to the beginning of the next succeeding accounting period shall be calculated by applying the above percentages against the amount of cattle, calves and swine slaughtered during the time covered by the corresponding dates in 1944.

(e) *Slaughter in excess of permitted amount.* The slaughter of livestock by any person during any period in excess of the amount permitted to be slaughtered during such period under the provisions of this order shall be charged against the amount permitted to be slaughtered during any subsequent accounting period, and in addition thereto shall subject such slaughterer to such other actions, penalties, or proceedings as may be prescribed by law or imposed pursuant to this order.

(f) *Exemptions.* The slaughtering restrictions of this order shall not apply to the slaughter of livestock by a farmer or for his account, for the purpose of the production of meat for such farmer's own use.

(g) *Records and reports.* (1) Every Federally inspected slaughterer and every person who has livestock slaughtered for him in a Federally inspected plant shall, within 10 days after the end of each monthly accounting period, execute and mail a report on such form as the Order Administrator may prescribe, showing his production of meat, including live weight and dressed weight, during such monthly accounting period.

(2) The Assistant Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(h) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(i) *Violations.* (1) Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(2) Any person who violates any slaughtering restriction established under the provisions of this order shall, upon certification to the Reconstruction Finance Corporation in accordance with Directive No. 41 of the Office of Economic Stabilization be subject to the withholding by the Reconstruction Finance Corporation of any basic meat subsidy claimed by such person.

(j) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(k) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(l) *Communications.* All reports required to be filed hereunder, and all communications concerning this order shall, unless otherwise herein provided, be addressed to the Order Administrator, War Food Order No. 75-7, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(m) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., April 28, 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 25th day of April 1946.

G. T. PEYTON,
Acting Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-6999; Filed, Apr. 25, 1946; 4:00 p. m.]

[WFO 133, as Amended, Termination]

PART 1405—FRUITS AND VEGETABLES

RED SOUR CHERRIES OF THE 1945 CROP

War Food Order No. 133, as amended (10 F.R. 7440, 10419), is hereby terminated effective as of 12:01 a. m., e. s. t., April 29, 1946, and all red sour cherries which have been set aside pursuant to the provisions of the said War Food Order No. 133, as amended, and not released heretofore, and which are not sold or contracted to be sold to a Government agency (as defined in the said order) at the effective time of this termination action are, at the effective time of this termination action, released from all restrictions of the said War Food Order No. 133, as amended.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 133, as amended, prior to the effective time of this termination action, all provisions of the said War Food Order No. 133, as amended, in effect prior to the effective time of this termination action shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 26th day of April 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-7020; Filed, Apr. 26, 1946; 11:19 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

PART 295—DISPOSAL OF SURPLUS AGRICULTURAL COMMODITIES FOR EXPORT

SUBPART A—TERMS AND CONDITIONS OF COTTON SALES FOR EXPORT PROGRAM

Corrected Reprint

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AUTHORITY: §§ 295.1 to 295.29, inclusive, issued under sec. 32, 49 Stat. 774, as amended, 7 U.S.C. and Sup., 612c; sec. 21 (c), 58 Stat. 776, 50 U.S.C., App. Sup., 1630 (c).

§ 295.1 *General statement.* Subject to the terms and conditions stated in this subpart and in order to encourage the exportation of lint cotton grown in the United States, Commodity Credit Corporation, pursuant to the provisions of section 21 (c) of the Surplus Property Act of 1944, offers to dispose of cotton for export, and, in cases where cotton is not purchased from the Corporation, the Secretary of Agriculture, pursuant to the authority conferred by section 32 of Public Law 320, 74th Congress, as amended, offers to make payments to exporters.

§ 295.2 *Catalog.* The cotton available for purchase under this subpart will be listed by the Corporation in a catalog showing by warehouse locations the grades and staple lengths of such cotton. Irrigated growths will be designated. This catalog will be furnished at $10.00 per copy by the New Orleans Office of the Cotton Branch of the Production and Marketing Administration, United States Department of Agriculture. The cotton listed in the catalog will be from the

1934, 1937, 1941, 1942, 1943, 1944, and 1945 crops. Any qualities of cotton which are determined by the Corporation to be in short supply may be withdrawn from sale at any time by public announcement by the Corporation.

§ 295.3 *Eligibility to make purchases from the Corporation's stocks against registered sales.* If an exporter agrees to sell a quantity of lint cotton grown in the continental United States to a foreign purchaser for export to an approved country and the sale is registered as provided in § 295.9, the exporter may purchase from the Corporation, at a price computed in accordance with § 295.5, a quantity of cotton equal to the number of pounds of cotton (gross unpatched weight) exported, or (in case the Corporation sells cotton in reliance on the exporter's bond) to be exported, in fulfillment of such sale, subject to the following additional conditions:

(a) The exporter must have submitted to the New Orleans Office either (1) satisfactory evidence (as provided in § 295.10) of the exportation of cotton by the exporter in fulfillment of the export sale prior to July 1, 1947, or (2) a bond meeting the requirements of § 295.11, conditioned upon the submission of satisfactory evidence of exportation of cotton by the exporter in fulfillment of the export sale prior to July 1, 1947; and

(b) The New Orleans Office must have received from the exporter, not later than 90 days after the New Orleans Office receives notice of the export sale, Purchase Orders covering the cotton which the exporter is eligible to purchase, and the Corporation must have accepted such Purchase Orders: *Provided*, That if the sales contract submitted to the New Orleans Office pursuant to § 295.9 (b) provides that a specified quantity (bales or pounds) of cotton shall be shipped or delivered during a specified period or shipped on a specified shipping date, the exporter shall have until 30 days prior to the beginning of such period or shipping date or 90 days after the New Orleans Office receives notice of the export sale, whichever is later, to submit Purchase Orders covering an equal quantity of cotton to the New Orleans Office. The Corporation will not accept a Purchase Order if it does not desire to sell at the price bid by the exporter, or if it does not have available or does not choose to sell cotton comparable in quality and growth to that desired by the exporter and otherwise suitable to meet the exporter's requirements.

§ 295.4 *Approved countries.* Until and unless the Secretary otherwise announces, an approved country shall be a country to which cotton may be exported without violating the Trading with the Enemy Act, as amended, or any other statute, or any order or regulation issued pursuant thereto. Nothing in this subpart shall be deemed to authorize the exportation of cotton in violation of any such statute, order or regulation.

§ 295.5 *Purchase price.* The purchase price per pound to be paid by an exporter for cotton covered by a Purchase Order which is accepted by the Corporation shall be the price bid in the Purchase Order, less the amount of the applicable export differential.[1] The export differential applicable to any cotton purchased from the Corporation hereunder shall be the export differential announced by the Secretary and in effect at the time the New Orleans Office receives notice of the export sale against which such cotton is being purchased. If the Purchase Order is received by the New Orleans Office more than 90 days after the date it receives notice of the export sale against which such cotton is being purchased, pursuant to the proviso in § 295.3 (b), the purchase price shall be increased by 5 points for each month or fraction thereof between the end of such 90-day period and the date the Purchase Order is received by the New Orleans Office. Purchase Orders shall be submitted and construed in accordance with instructions issued by the New Orleans Office.

§ 295.6 *Storage charges.* The Corporation shall pay direct to the warehouseman all storage charges on cotton purchased from the Corporation's stocks through the date the sight draft, with warehouse receipts attached, is presented to the exporter for payment.

§ 295.7 *Purchase Orders.* All Purchase Orders shall be submitted to the New Orleans Office and shall be in the form prescribed by the Corporation. They may be sent by mail or telegraph, but if sent by telegraph, they shall be confirmed in writing on the same day in the prescribed form. Each Purchase Order submitted by an exporter shall designate the export sale or consignment declaration against which the purchase is made. Upon receipt of any Purchase Order, a check of the stocks available for purchase shall be made. If all or any part of the cotton specified is available for purchase, and the Purchase Order is accepted by the Corporation, the exporter will be promptly notified by telegram of the Corporation's acceptance. No cotton shall be regarded as purchased until the exporter receives such notification. If the Purchase Order is not accepted as to all or any part of the cotton specified thereon, the exporter will be promptly notified by telegram and may order other cotton in substitution.

§ 295.8 *Eligibility for payments by the Secretary.* If an exporter agrees to sell lint cotton grown in the continental United States to a foreign purchaser for export to an approved country, and if the sale is registered as provided in § 295.9, the exporter shall be eligible to receive a payment from the Secretary on that quantity of the cotton exported in fulfillment of such export sale which is in excess of the cotton purchased from the Corporation's stocks against such export sale (in lieu of purchasing an equal quantity of cotton from the Corporation's stocks), subject to the following additional terms and conditions:

(a) The Corporation must have certified to the Secretary that the exporter filed Purchase Orders with respect to such quantity of cotton with the New Orleans Office within the time limits specified in § 295.3 (b) for submission of Purchase Orders and that the Corporation did not have available, or did not choose to sell, an equal quantity of cotton from its own stocks which was comparable in quality and growth to that desired by the exporter and which was otherwise suitable to meet the exporter's requirements.

(b) The payment shall be based on the unpatched gross weight of such quantity of cotton and shall be at a rate per pound equal to the export differential announced by the Secretary and in effect at the time the New Orleans Office receives notice of the export sale.

(c) The exporter must have submitted to the New Orleans Office satisfactory evidence (as provided in § 295.10) that such quantity of cotton was exported by the exporter in fulfillment of the sale prior to July 1, 1947.

(d) The exporter must have submitted to the New Orleans Office, within 90 days after the date of exportation of such cotton, an application for such payment on the voucher form specified by the New Orleans Office.

(e) The exporter to whom payment shall be made shall be the person or firm named as exporter in the notice of the export sale: *Provided*, That if the shipper or the consignor named in the bill of lading under which such quantity of cotton is exported is other than the exporter named in the notice of the export sale, waiver by the shipper or consignor named in the bill of lading of any interest in the claim in favor of the exporter named in the notice of the export sale will be required.

§ 295.9 *Registration and contracts of sale*—(a) *Registration.* A sale of raw cotton for exportation shall be registered hereunder when, and only in the event that, the following requirements have been met:

(1) The sale must be made subsequent to the date of this subpart.

(2) The country to which the cotton is sold for export must be an approved country at the time the sale is made.

(3) In the case of sales for export to Canada and Mexico, such sales must be made directly to a cotton consuming establishment in such country. The determination of the Secretary as to whether the buyer is a cotton consuming establishment shall be final.

(4) The exporter must send a notice of the export sale to the New Orleans Office by telegram filed with the telegraph company not later than twenty-four (24) hours after the sale is made. A notice of sale filed after such 24-hour period may be accepted if it is shown that the delay is due to circumstances beyond the control of the exporter. The notice of the export sale must state the name and address of the foreign purchaser, the number of pounds (gross weight) and the quality of cotton sold, the sales price, and the date and exact time the sale is made.

(5) There must be received by the New Orleans Office, within five (5) days (excluding Saturdays and Sundays) after the date it receives the notice of

[1] Supp. Announcement 1, Apr. 22, 1946, 11 F.R. 4521, provides that "until otherwise announced, the export differential applicable under the Terms and Conditions of Cotton Sales for Export Program dated April 22, 1946, * * * shall be 4 cents per pound of cotton, gross unpatched weight."

the export sale, three copies of a Declaration of Export Sale (C. C. C. Cotton Form SFE–H). A declaration filed after such 5-day period may be accepted if it is shown that the delay is due to circumstances beyond the control of the exporter.

(b) *Contracts of sale.* The Corporation must also be furnished with a copy of an unconditional sales contract covering the cotton sold, signed by both parties, and certified by the exporter as being true and correct. Such contract must show the sales price, the date of sale, the number of pounds (gross weight) and quality of cotton sold, the sailing date or month or months of delivery, the destination of shipment, and the names and addresses of the parties to the contract, and must call for the exportation of the cotton not later than June 30, 1947. Such contract shall be filed with the New Orleans Office within twenty (20) days after the date the New Orleans Office receives notice of the export sale, in the case of sales for export to Canada and Mexico, and within sixty (60) days after such date, in the case of sales to other countries, unless an extension of time is granted by the Corporation. The Corporation may accept an amendment to the contract changing the sailing date or month or months of delivery if the amendment is accompanied by a copy, certified by the exporter as being true and correct, of a telegram or cable from the purchaser requesting that shipment or delivery be made on the later date.

§ 295.10 *Satisfactory evidence of exportation.* Evidence of exportation of cotton, to be satisfactory under this subpart, must meet the following requirements:

(a) If the cotton is exported to Canada or Mexico, the exporter shall furnish an authenticated landing certificate, in duplicate, issued by an official of the government of the country to which the cotton is exported, showing the place and date of landing and gross landed weight of the cotton, and the name and address of both the person who exports the cotton from the United States and the person to whom it is shipped.

(b) If the cotton is exported to any other approved country, the exporter shall furnish two copies of either an on board ship bill of lading or a shipmaster's receipt, showing the number of bales, marks, and gross weight of cotton loaded on board ship, the date and place of loading, the name of the vessel, the destination of the cotton, and the name and address of both the person exporting the cotton and the person to whom it is shipped.

(c) In every case, the exporter shall also furnish two copies of his customs export declaration, certified by the customs office and showing that the cotton was produced in the continental United States, and a reweight sheet, in duplicate, of the warehouse from which the cotton is shipped for export, certified by the warehouse and showing the number of bales and marks of the cotton and its unpatched gross weight. Such weight sheet shall constitute satisfactory evidence of the cotton's unpatched gross weight.

(d) The documents specified above must be filed with the New Orleans Office not later than fifteen (15) days after the date of the landing certificate, on board ship bill of lading, or shipmaster's receipt, and also, in those cases in which cotton is sold by the Corporation from its stocks in reliance upon the exporter's bond, not later than thirty (30) days after the sailing date or month or months of delivery shown on the certified copy of the sales contract filed with the New Orleans Office.

(e) The exporter shall also furnish any additional evidence of exportation which may be requested by the New Orleans Office.

(f) If cotton is loaded on board a vessel for shipment to an approved country and is destroyed while on board such vessel, for the purposes of this subpart the cotton shall be regarded as having been exported.

§ 295.11 *Bond.* The bond which must be furnished by each exporter who desires to purchase cotton from the Corporation under this subpart against export sales prior to the submission of satisfactory evidence of exportation of the cotton covered by such sales shall be in the form prescribed by the Corporation and shall be in an amount at least equivalent to 10 cents for each pound (gross weight) of cotton sold to the exporter against an export sale for which, at any one time, satisfactory evidence of the exportation of the cotton covered by the sale to the approved country named in the sales contract has not been submitted to the New Orleans Office. The surety on such bond must be a corporate surety approved by the Treasury Department of the United States.

§ 295.12 *Liquidated damages.* (a) In all cases in which (1) an exporter gives the New Orleans Office notice of an export sale pursuant to § 295.9 and satisfactory evidence of the exportation, prior to July 1, 1947, of cotton in fulfillment of such export sale is not filed with the New Orleans Office within the time specified in § 295.10, or such extension of time as may be granted pursuant to paragraph (b) (1) of this section, or (2) cotton as to which satisfactory evidence of exportation has been submitted reenters the United States or its possessions (other than the Philippine Islands) in the form of raw cotton, the exporter shall pay to the Corporation, in care of the New Orleans Office, as liquidated damages, the sum of 10 cents for each pound of such cotton.

(b) Notwithstanding the provisions of § 295.10 (d) and paragraph (a) of this section, if the Director of the New Orleans Office determines that the exporter was prevented from exporting cotton in fulfillment of an export sale of which the New Orleans Office receives notice hereunder by acts of government, acts of God, lack of shipping space (claims of lack of shipping space must be supported by a letter from the War Shipping Administration, or from all of the steamship companies operating to the country to which the cotton is to be exported, showing that shipping space was unavailable for shipment of such cotton within the prescribed time), or other similar causes beyond the exporter's control:

(1) The Director of the New Orleans Office may grant an extension of the time within which such cotton may be exported and satisfactory proof of exportation may be submitted, or

(2) If an extension of time is not granted, or if such cotton cannot be exported due to any such cause within any such extension of time:

(i) In lieu of paying to the Corporation the amount provided in paragraph (a) of this section with respect to such cotton, if the Corporation has sold the exporter cotton against the export sale of such cotton, the exporter shall pay to the Corporation with respect to each pound of such cotton an amount equal to the export differential used in computing the price at which such cotton was purchased from the Corporation; and

(ii) If the Corporation has not sold the exporter cotton against the export sale of such cotton, the exporter shall not be liable for the payment of liquidated damages under this section with respect to such cotton, and the exporter shall have no rights hereunder with respect to the export sale of such cotton.

(c) Notwithstanding the provisions of paragraph (a) of this section, if an exporter is unable, because of the destruction of cotton shipped to Mexico or Canada by rail in fulfillment of an export sale, to furnish satisfactory proof of exportation of such cotton, and if title to the cotton was in the foreign purchaser at the time it was destroyed:

(1) In lieu of paying to the Corporation the amount provided in paragraph (a) of this section with respect to the cotton so destroyed, if the Corporation has sold the exporter cotton against the export sale of such cotton, the exporter shall pay to the Corporation with respect to each pound of such cotton an amount equal to the export differential used in computing the price at which such cotton was purchased from the Corporation; and

(2) If the Corporation has not sold the exporter cotton against the export sale of such cotton, the exporter shall not be liable for the payment of liquidated damages under this section with respect to such cotton, and the exporter shall have no rights hereunder with respect to the export sale of such cotton.

In any such case, the New Orleans Office must be notified of the destruction of the cotton and the number of the registered sale, and the exporter shall furnish such proof of destruction and passage of title as the New Orleans Office may require.

§ 295.13 *Payment for and delivery of cotton.* Within thirty (30) days after the date of receipt of any Purchase Order which is accepted by the Corporation, the Corporation will present to the exporter a sight draft drawn on the exporter for the purchase price of the cotton, accompanied by warehouse receipts representing the cotton and properly endorsed so as to vest title in the exporter. Such draft must be paid by the exporter upon presentation.

§ 295.14 *Class.* All sales by the Corporation of 1944, 1945, or later crop cotton will be based solely upon the grade and staple length shown in the catalog, with no right of adjustment if the grade or staple length is found to be other than that stated in the catalog or for any other reason. Sales of 1934, 1937, 1941, 1942, and 1943 crop cotton will be subject to adjustment for grade and staple length upon reclassification by a Board of Cotton Examiners of the Cotton Branch, Production and Marketing Administratiton, United States Department of Agriculture of all of the cotton listed on the sales invoice which was stored in the same warehouse or compress. In the event the reclassification of any cotton of the 1934, 1937, 1941, 1942, or 1943 crops should vary from the classification shown in the catalog, settlement will be made with the exporter on all of the cotton listed on the sales invoice which was stored in the same warehouse or compress upon the basis of such reclassification. No rejections will be allowed.

§ 295.15 *Weight.* Cotton sold from the Corporation's stocks under this subpart will be invoiced on the basis of the gross weight shown on the warehouse receipts. Claims for weight differences may be filed by the exporter only in the event that the claim covers all of the cotton listed on the sales invoice which was stored in the same warehouse or compress and that he has had all such cotton reweighed before compression at his own expense, as evidenced by a reweight sheet, in duplicate, signed by the superintendent or manager of such warehouse or compress and bearing the following certificate: "This cotton not resampled or reconditioned before reweighing."

§ 295.16 *Filing claims.* Claims for differences in grade or staple length of 1934, 1937, 1941, 1942, or 1943 crop cotton or for differences in weight of any cotton must be filed, in duplicate, not later than 90 days after the date the cotton is invoiced by the Corporation, but all such claims with respect to any lot of cotton should be filed at the same time. Claims must be filed in accordance with the instructions issued by the New Orleans Office.

§ 295.17 *Cotton not in good condition.* The warehouse receipts held by the Corporation contain the obligation of the warehousemen to deliver the bales of cotton represented thereby in good condition. The Corporation shall not be liable to an exporter for the failure of a warehouseman to deliver to the exporter in good condition the bales of cotton represented by any warehouse receipts.

§ 295.18 *Freight bills.* The exporter shall, within six months after receipt of warehouse receipts representing cotton purchased from the Corporation's stocks:

(a) Purchase the freight bills held by the Corporation covering the bales of such cotton which were shipped by rail to the warehouses issuing the warehouse receipts at their refund value based on reshipment of such bales to Greenville, South Carolina, as representative of Group B points, or, if such cotton is stored at Group A or Group B points and is reshipped, based on the destination to which such cotton is actually reshipped; or

(b) If such cotton is not stored at a port when sold to the exporter, furnish the Corporation with outbound bills of lading, acquired in the shipping of such cotton via the railroad line designated by the Corporation; or

(c) If such cotton is stored at a port when sold to the exporter, furnish the Corporation with a copy of the ocean bill of lading (or if the cotton is exported from another port, a copy of the railroad bill of lading, a copy of the tag list, and a copy of the ocean bill of lading) evidencing exportation of the identical cotton;

otherwise, the exporter shall purchase the freight bills by honoring a three-day sight draft, with the freight bills held by the Corporation attached, for the amount specified in paragraph (a) of this section.

§ 295.19 *Consignments.* If an exporter intends to export lint cotton to an approved country prior to the sale of such cotton and files with the New Orleans Office a Declaration of Intent to Consign listing the number of pounds (gross unpatched weight) and the grade and staple length of the cotton which he intends to export, and if the Declaration is approved by the Corporation, the exporter may purchase from the Corporation an equal quantity of cotton, subject to the following terms and conditions:

(a) *Declarations.* The declaration must be in the form prescribed by the Corporation and must be filed, in triplicate, before the cotton listed on the declaration is exported. Submission of a declaration and approval by the Corporation is in lieu of registration. The Corporation will approve only declarations listing cotton of a grade and staple length which the Corporation announces may be exported under this section. Upon approval of a declaration, one copy, dated and marked approved, will be returned to the exporter.

(b) *Bond.* Before the declaration will be approved, the New Orleans Office must have received from the exporter a surety bond in the form prescribed by the Corporation, conditioned upon the submission of satisfactory evidence of exportation of the cotton listed on the declaration by the exporter prior to July 1, 1947, and not later than 90 days after the date the declaration is approved, and in an amount at least equivalent to 10 cents for each pound of cotton listed on all of the declarations filed by the exporter for which, at any one time, satisfactory evidence of exportation has not been furnished. The surety on such bond must be a corporate surety approved by the Treasury Department of the United States.

(c) *Satisfactory evidence of exportation.* Evidence of exportation of cotton, to be satisfactory under this section, must meet the requirements of § 295.10 and must also include a certification by the exporter that the cotton shipped was of the grade and staple length stated in the declaration.

(d) *Purchase Orders.* The New Orleans Office must have received from the exporter, not later than 90 days after the date the Corporation approves the declaration, Purchase Orders covering the cotton which the exporter is eligible to purchase, and the Corporation must have accepted such Purchase Orders,

(e) *Price.* The price of cotton purchased under this section shall be computed in accordance with § 295.5, except that in applying § 295.5 the date the Corporation approves the declaration shall be used in place of the time the New Orleans Office receives notice of the export sale against which such cotton is being purchased.

(f) *Liquidated damages.* (1) In all cases in which (i) the exporter fails to furnish within the time specified in § 295.10 or such extension of time as may be granted by the Corporation under subparagraph (2) of this paragraph, satisfactory evidence that the cotton listed on the declaration was exported prior to July 1, 1947, and not later than 90 days after the date the declaration is approved, or (ii) cotton as to which satisfactory evidence of exportation has been submitted reenters the United States or its possessions (other than the Philippine Islands) in the form of raw cotton, the exporter shall pay to the Corporation, as liquidated damages, the sum of 10 cents for each pound of such cotton.

(2) Notwithstanding the provisions of subparagraph (1) of this paragraph, if the Director of the New Orleans Office determines that the exporter was prevented from exporting the cotton listed on the declaration by a cause listed in § 295.12 (b), the provisions of § 295.12 (b) (1) and (2) shall be applicable to this paragraph, except that in applying § 295.12 (b) (1) and (2) the phrase "the Declaration of Intent to Consign" shall be substituted for the phrase "the export sale of" and the phrase "subparagraph (1) of this paragraph" shall be substituted for the phrase "paragraph (a) of this section."

(g) *Payments by Secretary.* If the Corporation so elects, it may refuse to sell to the exporter a quantity of cotton equal to that listed on the approved declaration, and, in such case, the exporter shall be eligible to receive a payment from the Secretary on that quantity of the cotton exported in fulfillment of the declaration which is in excess of the cotton purchased from the Corporation's stocks against the declaration (in lieu of purchasing an equal quantity of cotton from the Corporation's stocks), subject to the following terms and conditions:

(1) The Corporation must have certified to the Secretary that the exporter filed Purchase Orders with respect to such quantity of cotton with the New Orleans Office not later than 90 days after the date the Corporation approved the declaration and that the Corporation elected not to sell such quantity of cotton to the exporter.

(2) The payment shall be based on the unpatched gross weight of such quantity of cotton and shall be at a rate per pound equal to the export differential announced by the Secretary and in effect at the time the Corporation approves the declaration.

(3) The exporter must have submitted to the New Orleans Office satisfactory evidence that such quantity of cotton was exported by the exporter prior to July 1, 1947, and not later than 90 days after the date the declaration was approved.

(4) The exporter must have submitted to the New Orleans Office, within 90 days after the date of exportation of such quantity of cotton, an application for such payment on the voucher form specified by the New Orleans Office.

(5) The exporter to whom payment shall be made shall be the person or firm named as exporter in the declaration: *Provided*, That if the shipper or the consignor named in the bill of lading under which such quantity of cotton is exported is other than the exporter named in the declaration, waiver by the shipper or consignor named in the bill of lading of any interest in the claim in favor of the exporter named in the declaration will be required.

(h) *Amendments and terminations.* Any amendment or termination of this subpart and any withdrawal of any qualities of the Corporation's cotton shall not be applicable to Purchase Orders, or vouchers submitted with respect to declarations approved by the Corporation prior to the effective date of such amendment, termination, or withdrawal.

(i) *Applicability of other provisions.* All of the provisions of this subpart except §§ 295.3 and 295.8 shall be applicable to this section, except where they are inconsistent with this section. The exportation of cotton in fulfillment of a declaration approved under this section shall not entitle the exporter to any benefits under §§ 295.3 and 295.8.

§ 295.20 *Books, records and accounts.* The exporter shall make available to the Corporation or the Secretary, from time to time, as they may request, such of exporter's, and such of his affiliates' and subsidiaries', books, records, accounts, and other documents and papers as the Corporation or the Secretary, respectively, may deem pertinent to any transaction under this subpart. Each such exporter shall also furnish to the Corporation or the Secretary such information and reports as they may from time to time request, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942. The specific reporting requirements hereof have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

§ 295.21 *Setoffs.* The Secretary may set off against any amount owed to any exporter any amount owed by the exporter to the Corporation, the United States Department of Agriculture, or any other agency of the United States.

§ 295.22 *Assignments.* No exporter shall, without the written consent of the Corporation or the Secretary, assign any right of the exporter against the Corporation or the Secretary, respectively, under this subpart.

§ 295.23 *Good faith.* If the Corporation or the Secretary determines that any exporter has not acted in good faith in connection with any transaction under this subpart, or has failed to discharge fully an obligation assumed by him under this subpart, such exporter may be denied the right to register export sales or to file declarations under this subpart or the right to purchase cotton or apply for payment under this subpart in connection with any previously registered sale or approved declaration.

§ 295.24 *Effect of changes on outstanding offers.* Notwithstanding the provisions of § 295.25, if an exporter makes a firm telegraphic or cabled offer to sell cotton to a foreign purchaser for export to an approved country, and if subsequently approval of the country is withdrawn, the program is terminated, the export differential, or the method of computing prices under this subpart is changed, or this subpart is amended, prior to the time the New Orleans Office receives notice of the export sale of such cotton resulting from the foreign purchaser's acceptance of the exporter's offer, such termination, change, or amendment shall not be applicable to Purchase Orders, or vouchers submitted with respect to such export sale, provided the exporter submits proof (a) that the telegraphic or cabled offer was filed with the telegraph or cable company by the exporter prior to the announcement of the termination, change, or amendment, and (b) that the telegram or cablegram of acceptance was filed by the foreign purchaser not later than 12 o'clock midnight, eastern standard time, of the day such announcement is made, if the foreign purchaser is on the North American continent, or not later than 12 o'clock midnight, eastern standard time, of the second day following such announcement, if the foreign purchaser is not on the North American continent.

§ 295.25 *Amendments and termination.* This subpart may be amended at any time without previous notice by making public announcement thereof. A copy of every amendment will be mailed promptly to each exporter to whom a catalog has been mailed. This subpart may be terminated at any time without previous notice by making public announcement thereof. A copy of such announcement will be telegraphed to each exporter to whom a catalog has been mailed. Any such amendment or termination shall not be applicable to Purchase Orders, or vouchers submitted with respect to export sales of which the New Orleans Office receives notice prior to the effective date of such amendment or termination.

§ 295.26 *Definitions.* (a) "Exporter" means any individual, corporation, partnership, association, any approved country or any agency thereof, or other business entity engaged in the business of exporting cotton.

(b) "Public announcement" means the issuance of a press release or the publication of a notice in the FEDERAL REGISTER.

(c) "Secretary" means the Secretary of Agriculture or his authorized representative.

(d) "The Corporation" means Commodity Credit Corporation or its authorized agent.

(e) "The New Orleans Office" means the New Orleans Office of the Cotton Branch, Production and Marketing Administration, Department of Agriculture, Masonic Temple Building, New Orleans, Louisiana.

(f) "Sale" includes a contract to sell.

(g) If cotton is exported by the exporter in fulfillment of an export sale, the date of the on board ship bill of lading or shipmaster's receipt under which the cotton was shipped will be accepted under this subpart as the date of exportation of the cotton.

§ 295.27 *Amendment of previous offer.*[1] The "Terms and Conditions of Cotton Sales for Export Program" (1944 CCC Cotton Export Form 1, dated November 10, 1944), as amended, is further amended by substituting the date July 1, 1947, for the date January 1, 1947, in subparagraphs 3 (a), 8 (c), 12 (a), 27 (b), and 27 (f), and by substituting the date June 30, 1947 for the date December 31, 1946, in paragraph 9.

§ 295.28 *Termination of previous offer.*[1] The "Terms and Conditions of Cotton Sales for Export Program" (1944 CCC Cotton Export Form 1, dated November 10, 1944), as amended, is hereby terminated, subject to the provisions of paragraphs 23 and 24 thereof.

§ 295.29 *Effective date.* This offer shall be effective on May 1, 1946.

Dated this 22d day of April 1946.

[SEAL] ROBERT H. SHIELDS,
President, Commodity Credit Corporation, Authorized Representative of the Secretary of Agriculture.

Attest:

MARION M. CRUMPLER,
Assistant Secretary.

[F. R. Doc. 46-6741; Filed, Apr. 22, 1946; 11:25 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 701—RECRUITING AND INDUCTION FOR THE ARMY OF THE UNITED STATES

ENLISTMENTS AND REENLISTMENTS IN THE REGULAR ARMY

Pending the revision of Part 701, the regulations pertaining to enlistments and reenlistments in the Regular Army, published February 15, 1946, (11 F.R. 1668) and March 14, 1946 (11 F.R. 2630) are superseded by the following:

1. *General.* Prescribed procedures to be followed in accepting enlistments and reenlistments in the Regular Army, pursuant to the act of June 1, 1945, as amended by the Armed Forces Voluntary

[1] 9 F.R. 13795, 13799, 14381; 10 F.R. 149, 4647, 5349, 9311, 11551, 14245, 15329; 11 F.R. 2496, 3243. In the codification of Subpart A appearing in the 1944 and 1945 Supplements to the Code of Federal Regulations the paragraph number in the previous offer may be calculated by adding one to the section number in the codification: Thus, § 295.1 in the codification corresponds to paragraph 2 in the previous offer.

Recruitment Act of 1945 are set forth below. The authority to accept original enlistments and reenlistments in the Regular Army under the provisions of the mentioned act will terminate on June 30, 1947.

2. *Men serving in enlisted status.* Every enlisted man who is serving honorably and faithfully and who has not enlisted or reenlisted in the Regular Army since June 1, 1945, will be afforded the opportunity of applying for discharge from his enlisted status for the purpose of enlisting or reenlisting in the Regular Army.

3. *Men discharged.* Every man honorably discharged from the Army, except those discharged under the provisions of Army Regulations, will be afforded the opportunity of enlisting or reenlisting in the Regular Army within 3 months after the date of such discharge, without regard to the restrictions as to age prescribed in paragraph 6b of this part.

4. *Other men eligible.* Enlistment directly in the Regular Army is authorized, of other male citizens of the United States, found qualified for general military service under the provisions of this part. Applicants for enlistment with a National Guard status may be enlisted in the Regular Army. Members of the Enlisted Reserve Corps on an inactive status who apply for enlistment in the Regular Army will be administratively discharged from the Enlisted Reserve Corps and enlisted in the Regular Army in grades authorized by this part for men who are not members of the Enlisted Reserve Corps.

5. *Definition.* The term "enlistment" as used in this part will, unless otherwise specified, include:

a. Reenlistment in the Regular Army of a member, or former member, of the Regular Army.

b. Enlistment in the Regular Army of a member, or former member, of the Army of the United States or any component thereof.

c. Original enlistment in the Regular Army.

6. *Qualifications for enlistment—age.* Enlistments are authorized of male citizens of the United States found qualified, physically and otherwise, for general military service, who are—

a. Not less than 17 years of age and who have not reached their 35th birthday: *Provided*, That no person under the age of 18 years shall be enlisted without the written consent of his parents or guardians.

b. Thirty-five years of age and over, and who have had active service in the Army terminated by honorable discharge, other than under the provisions of Army Regulations, provided they have had total active service in the Army equal to or exceeding that shown in the following table:

Age:	*Minimum active army service*
35 under 36	3 months.
36 under 37	1 year.
37 under 38	2 years.
38 under 39	3 years.
39 under 40	4 years.
40 and over	5 years.

7. *Physical qualifications—a. Men serving in enlisted status.* (1) In the case of men serving in enlisted status, who apply for immediate enlistment or reenlistment in the Regular Army, performance of full military duty (defined as "serving at present in the Army, performing effective service in his present military occupation specialty from day to day and currently recorded qualified for overseas duty may be accepted as evidence of physical qualifications for the purpose of immediate enlistment or reenlistment.

b. *Men not serving in enlisted status.* All applicants for enlistment or reenlistment who are not serving in an enlisted status at the time of such application will be given a complete physical examination, and will be accepted only if found fully qualified, physically and otherwise, for general military service.

8. *Citizenship.* First enlistments in the Regular Army are limited to citizens of the United States.

9. *Classes ineligible for enlistment—a.* The following personnel are ineligible for enlistment or reenlistment:

(1) Men last separated from any branch of the land or naval forces under other than honorable conditions.

(2) Men discharged under the provisions of Army Regulations.

(3) Personnel classified as ineligible for enlistment under the provisions of Army Regulations.

(4) Restored general prisoners (including former commissioned officers, warrant officers, and flight officers restored to duty in enlisted status by induction or by enlistment in the Army of the United States), unless, since restoration, they have been honorably discharged from the Army.

(5) Former members of the land or naval forces last discharged by reason of disability, unless waiver is first obtained from The Adjutant General.

(6) Former members of the armed forces discharged by reason of dependency or hardship, unless the cause for which discharged has been removed.

(7) Any applicant for enlistment, who is not serving in an enlisted status at the time of such application, and who claims prior honorable service in the armed forces, but who is unable to produce his discharge certificate or other written evidence of such service, until verification of such service is received from The Adjutant General.

(8) Enlisted men attending officer candidate schools. (Upon relief from officer candidate schools, prior to graduation and appointment, former candidates may be discharged and enlisted as provided in this part.)

(9) Selective Service registrants from the time they receive orders from their local boards to report for induction, until they so report in conformity with such current orders, are inducted, and are given the Army General Classification Test at the reception center.

10. *Periods of enlistment.* Enlistments are authorized for the following periods, at the option of the person enlisting:

(1) Three years.

(2) Two years.

(3) Eighteen months.

b. In addition, any qualified and acceptable member of the Army of the United States who has performed active service therein for a period of not less than 6 months is authorized, upon his application, to enlist for a period of 1 year plus the period of any reenlistment furlough granted at the beginning of such enlistment, except that no person who is serving under an enlistment contracted on or after June 1, 1945 shall be entitled, before the expiration of the period of such enlistment to enlist for an enlistment period which will expire before the expiration of the enlistment period for which he is so serving.

c. Enlisted men in active service, except enlisted men of the Regular Army serving under unexpired enlistments contracted after June 1, 1945, may be discharged, upon application, for the purpose of immediately enlisting for any of the periods of service indicated in a above, or in b above subject to the restrictions contained therein.

11. *Grades in which enlisted; former enlisted men and individuals with no prior service—a. Grade in which enlisted.* Applicants for enlistment or reenlistment in the Regular Army will be enlisted in the grades specified below:

(1) *Provided enlistment is accomplished on or before June 30, 1946.* (a) Men honorably discharged and enlisted within 3 months after the date of discharge from active service will be enlisted in the grade held at the time of such discharge, permanent or temporary, whichever is higher.

(b) Men honorably discharged from enlisted status in the grade of private, who have had satisfactory active service in the Army of at least 6 months, and who enlist within 3 months after the date of discharge from active service, will be enlisted in grade six (private first class).

(2) *Provided enlistment is accomplished on or after July 1, 1946.* (a) Men honorably discharged and enlisted within 20 days after the date of discharge from active service will be enlisted in the grade held at the time of discharge, permanent or temporary, whichever is higher.

(b) Men honorably discharged from enlisted status in the grade of private, who have had satisfactory active service in the Army of at least 6 months, and who enlist within 20 days after the date of discharge from active service, will be enlisted in grade six (private first class).

(3) Certain former enlisted men who have not enlisted in the Regular Army, and who are not eligible to enlist therein in a grade higher than the seventh grade under the provisions of (1) or (2) above, may be enlisted in grades commensurate with their prior training and experience, as specifically authorized in War Department Pamphlet 12–16, February 11, 1946.

(4) All other applicants, except as indicated in paragraph 12, will be enlisted in grade seven (private).

b. *Promotions.* Men who have enlisted or reenlisted in the Regular Army on or after June 1, 1945, in grades which do not correspond to the provisions of a (1) above, will be promoted accordingly, provided they would have qualified for enlistment in higher grades if the provisions of a (1) above has been in effect at the time of their enlistment in the Regular Army.

c. *Date of rank.* Men enlisted in grades higher than grade seven, under the provisions of a (1) (a) or a (2) (a) above, and those promoted as prescribed in b above, will be given the same date of rank as that held at the time of discharge from active service.

12. *Grades in which enlisted; former officers, warrant officers, and flight officers—a. Grade in which enlisted.* An applicant for enlistment whose last period of active service in the Army was in the status of commissioned officer, warrant officer, or fight officer, and whose release from such status was on or after May 12, 1945 and under honorable conditions:

(1) Will be enlisted in the first grade:

(a) Provided such enlistment is effected on or before June 30, 1946, and within 3 months of the date of release from active service.

(b) Provided such enlistment is effected on or after July 1, 1946, and within 20 days of the date of release from active service.

(2) May, if not eligible to enlist in the first grade under the provisions of (1) above, be enlisted in a grade commensurate with his prior training and experience, as specifically authorized in War Department Pamphlet 12–16.

b. *Promotions.* Former officers, warrant officers, and flight officers, who have, since May 12, 1945, enlisted in the Regular Army, or in the Army of the United States and subsequently in the Regular Army, in a grade lower than the first grade, will be immediately promoted to the first grade, provided they would have qualified for enlistment in the first grade under the provisions of a (1) (a) above, if such provisions had been in effect at the time of enlistment in the Regular Army.

The provisions of Part 701, in conflict with the above, are amended accordingly. (41 Stat. 765; 10 U.S.C. 42) [W.D. Cir 110, 17 Apr 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-6994; Filed, Apr. 25, 1946; 2:38 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial No. 363]

PART 238—CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

EXEMPTION OF ALASKAN MAIL CARRIERS FROM CERTAIN REQUIREMENTS

Exemption of Alaskan mail carriers from certain requirements of § 238.1 of the Economic Regulations.

Adopted by the Civil Aeronautics Board at its office in Washington, D. C. on the 23d day of April 1946. (Repeal of § 238.2 of the Economic Regulations.)

The Civil Aeronautics Board, acting pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 205 (a) and 416 (b) thereof, hereby makes and promulgates the following regulation:

Effective April 23, 1946, § 238.2 of the Economic Regulations is repealed.

(Sec. 205 (a), 52 Stat. 984, 49 U.S.C. 425 (a); sec. 416 (b), 52 Stat. 1004, 49 U.S.C. 496 (a))

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-7013; Filed, Apr. 26, 1946; 10:40 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51442]

PART 17—PROTESTS AND REAPPRAISEMENTS

POWERS OF ATTORNEY TO FILE PROTESTS

Section 17.2 (a), Customs Regulations of 1943, amended to eliminate the provision that a protest filed by an agent or attorney not named in a power of attorney required by that section shall not be numbered in the protest series.

Section 17.2 (a), Customs Regulations of 1943 (19 CFR, Cum, Supp., 17.2 (a)), is hereby amended by deleting the fourth sentence.

(Secs. 514, 515, 624, 46 Stat. 734, 759; 19 U.S.C. 1514, 1515, 1624)

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

Approved: April 23, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-6996; Filed, Apr. 25, 1946; 3:32 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 179]

PART 802—GENERAL LICENSES

SHIP AND PLANE STORES, SUPPLIES AND EQUIPMENT; DUNNAGE

Section 802.13 *Ship and plane stores, supplies and equipment; dunnage "GLD"* is hereby amended in the following particulars:

Paragraph (b) is amended to read as follows:

(b) A general license is hereby issued permitting exportation on freight and passenger vessels of registry of any country, except Germany and Japan, departing from the United States, of food stores for consumption on board during the outgoing and any immediate return voyage scheduled in such quantities as the Collector of Customs deems necessary and reasonable, except that the amount of sugar which may be exported under this general license shall be limited to an amount not exceeding .25 pounds for each crew member and passenger per day of the scheduled voyage.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 FR. 13130)

Dated: April 22, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-7018; Filed, Apr. 26, 1946; 10:55 a. m.]

[Amdt. 178]

PART 802—GENERAL LICENSES

GENERAL IN TRANSIT LICENSE

Section 802.9 *General in transit license "GIT"* is hereby amended in the following particulars:

Paragraph (b) is amended to read as follows:

(b) *Excepted commodity list.* Shipments of the commodities set forth in this paragraph (b) may not be exported under this general license unless such shipments are in transit from (1) any part of the British Empire to any other part of the British Empire; (2) Mexico through the United States to any other part of Mexico; (3) the Republic of Panama through the Panama Canal Zone to any destination; (4) Canada to any destination:

Commodity	Schedule B No.	Schedule L No.
Aircraft parts, equipment, and accessories other than those listed in the President's Proclamation of Apr. 9, 1942	All	
Uranium ores and concentrates	664598	680
Monazite sands	664598	680
Radium metal, radium content	664950	686
Thorium metals and alloys	664998	685
Polonium metal	664998	686
Radium salts and compounds for medical use (state radium content)	813590	810
Radon (radium emanations)	813590	810
Actinium-bearing salts and compounds	839600	830
Beryllium salts and compounds including beryllium carbonate and beryllium oxide	839900	830
Chemicals containing artificial radio-active isotopes	839900	830
Polonium-bearing salts and compounds	839900	830
Radium ore concentrates	839900	830
Radium salts and compounds (state radium content)	839900	830
Thorium salts and compounds, including thorium oxide and thorium nitrate	839900	830
Uranium acetate	839900	830
Uranium salts and compounds	839900	830

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong.; Pub. Law 638, 77th Cong.; Pub. Law 397, 78th Cong.; Pub. Law 99, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 22, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-7017; Filed, Apr. 26, 1946; 10:55 a. m.]

[Amdt. 177]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

In the list of commodities set forth in paragraph (b) the description of the commodity "Toluol", Department of Commerce Schedule B No. 801100 is amended to read as follows:

Dept. of Comm. Sched. B No.	*Commodity*
801100	Toluol (toluene) including that derived from petroleum (report on basis of 100%).

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 12, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-7016; Filed, Apr. 26, 1946; 10:55 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Supplementary Order M-317A, as Amended Apr. 26, 1946]

COTTON FABRIC DISTRIBUTION

§ 3290.116 *Supplementary Order M-317A*—(a) *What this order does.* This order states the special rules for distribution of cotton fabrics, particularly with respect to set-asides for certain purposes, the certificates of use which must be filed with orders in order to obtain set-aside fabrics, and the effect and use of preference ratings. The set-aside percentage figures are shown in the tables at the end of this order.

Definitions

(b) *Definitions.* (1) "Cotton fabric" means any fabric 12" or more in width woven or braided from cotton yarn which contains 50% or more by weight of cotton or cotton waste or any combination of the two. The term includes not only fabrics in the gray and yarn dyed fabrics, original mill or regular finish, but also fabrics which have been bleached, Sanforized, dyed or printed; and includes shorts, seconds, remnants or mill ends. The term does not include blankets or blanketing containing 25% or more by weight of wool; or fabrics (other than blankets or blanketing) containing wool produced on the woolen or worsted system.

(2) "Producer" means any manufacturer who makes any cotton fabric in the forty-eight States or the District of Columbia, for his own account or for the account of another.

(3) "Industrial and agricultural purposes" means any of the following purposes for which cotton fabric may be used, whether directly or as a component in the manufacture of items required for the purpose:

(i) Maintenance, repair, and operating supplies or capital equipment for any manufacturing, extractive (including mining and commercial fishing), agricultural, public utility or public transportation operation, or for any laundry or dry-cleaning establishment (not including items supplied on a return basis by a "linen service" agency or similar organization).

(ii) Medical, surgical, or hospital equipment and supplies (except clothing); and other equipment and supplies (except clothing) required for the protection of public health or safety.

(iii) Work clothing; special occupational and safety clothing and gloves (but not including work gloves, uniforms, or sports equipment).

(iv) Production materials to be used in the manufacture of vehicles; building materials; construction machinery; mechanical household or office equipment; tires; rubber hose and belts; footwear; friction tape and pressure-sensitive tape; burial caskets; electrical, industrial, agricultural, food processing or transportation equipment; furniture; mattresses; box springs; dual purpose sleeping equipment; gummed tape for cardboard and fiber cartons and corrugated boxes; and silica-gel bags.

(v) Book binding.

(4) "Coated fabrics" means cotton fabrics coated, impregnated or otherwise treated with the following coatings, continuous from selvage to selvage, provided that such treatment is not merely a part of the normal operation of bleaching, dyeing, printing or other finishing:

Clay filled coatings
Lacquers
Ethylcellulose
Nitrocellulose
Oil coatings
Oleoresinous coatings
Paints
Pyroxylin
Starch filled coatings
Varnishes
Resins, natural or synthetic
Rubber, natural, synthetic or reclaim

"Coated fabrics" include but are not limited to such products as oil cloth, artificial leather, book binding cloth, Holland cloth and varnished cambric.

Set-Asides

(c) *Set-aside of cotton fabrics for industrial and agricultural purposes.* During each calendar quarter after March 31, 1946 each producer shall set aside from his production of each cotton fabric, for delivery only on orders certified for "industrial and agricultural purposes" as defined in paragraph (b) (3) above, an amount not less than the percentage specified for that purpose in the attached tables (column 4). Cotton fabrics set aside under this paragraph may not be delivered on orders certified for the making of bags controlled by Order M-221, except when expressly permitted by the attached tables.

Manufacturers ordering cotton fabric for coating may certify their orders for "industrial and agricultural purposes" only if the coated fabric will be used for the purposes stated in paragraph (b) (3) above.

(d) *Set-aside of cotton fabrics for bags under M-221.* During each calendar quarter after March 31, 1946, each producer shall set aside from his production of each cotton fabric, for delivery only on orders certified for the manufacture of bags controlled by Order M-221, an amount not less than the percentage specified for that purpose in the attached tables (column 5).

(e) *Gray goods minimum ratio in set-asides for industrial, agricultural and bag making purposes.* (1) From the total amount of each group of cotton fabrics having the same reference number which are set aside after March 31, 1946 for "industrial and agricultural purposes" and for bags controlled by Order M-221, the producer shall deliver as gray goods not less than the percentage specified in the attached tables (column 12) on orders certified for use in the gray or for use in the manufacture of varnished cambric for electrical insulation.

(2) Any purchaser may certify that fabrics will be used in the gray if the fabrics are to be starched or combined or both, but not if the fabrics are to be bleached, dyed, printed, sized, napped or otherwise finished.

NOTE: Subparagraph (3) formerly subparagraph (2), redesignated Apr. 26, 1946.

(3) Manufacturers of coated fabrics may certify that the fabrics which they order for coating will be used in the gray only if the fabrics are to be coated without being bleached, dyed, printed, sized, napped or otherwise finished (except starching or combining).

(f) *Set-aside of cotton fabrics for M-328B programs.* The provisions of Order M-328B and its schedules and directions provide for set-asides of certain fabrics for apparel and piece goods. The percentages shown for these set-asides in the attached tables (columns 6 and 7) are included only for purposes of explanation and are not controlling.

(g) *Exports of cotton fabrics*—(1) *Set-aside for general export.* During each calendar quarter after March 31, 1946 each producer shall set aside from his production of each cotton fabric, for delivery only on orders certified for export (including export to Canada), an amount not less than the percentage specified for that purpose by the attached tables (column 8). Fabrics set aside under this paragraph shall not be delivered on orders for eventual export by the United States Army, Navy, Maritime Commission, War Shipping Administration, American Red Cross, or any U. S. military exchange or service department as defined in Priorities Regulation 17.

(2) *Sub-set-aside for export to Canada.* During each calendar quarter after March 31, 1946 each producer shall set aside from his production of each cotton fabric, for delivery only on orders certified for export to the Dominion of Canada, an amount not less than the percentage specified for that purpose by the attached tables (column 9). Deliveries on certified Canadian export orders within this minimum percentage are chargeable, and in excess of it are not chargeable, against the general export set-aside of paragraph (g) (1) above. In the absence of a specific percentage in column 9 of the attached tables for any fabric, any deliveries of that fabric on certified Canadian export orders may be charged against the general export set-aside of paragraph (g) (1) above.

(3) *Scope of export set-aside.* The export set-asides are for cotton fabrics to be exported in the gray, in the finished state, as piece goods, or in any of the following forms: bedsheets, pillow cases, blankets, towels, diapers, face cloths, table "linen", or clothing.

(4) *Special export rules for wide combed cotton fabrics (Table I).* In calculating export-set-asides of cotton fabrics in the attached Table I the producer may exclude his production of cotton fabrics wider than 42½". However, deliveries on certified export orders of cotton fabrics wider than 42½" may be credited against the producer's export set-aside of cotton fabrics less than 42½" wide within the same reference number in column 1 of the attached Table I (or, in the case of drills, twills and sateens, deliveries on certified export orders of any of these fabrics wider than 42½" may be credited against the producer's export set-aside of any drill, twill or sateen less than 42½" wide).

(5) *Certifying orders for replacement of exported cotton fabrics.* Purchase orders may be certified "for export" under this order when the cotton fabrics (or other items listed in paragraph (g) (3) above) being ordered either will be exported as certified, or else will replace in inventory other cotton fabrics (or items) of like description which have been exported as certified within the previous 90 days.

(h) *General provisions for set-asides*—(1) *Quantities to be set-aside and carry-overs from previous quarters.* The undelivered balance of the total quantity required to be set aside for any purpose during any quarter (including the first quarter of 1946 with respect to exports and bags controlled by Order M-221), shall be added to the percentage of production during the next quarter which must be set aside for that purpose. The sum of the carry-over plus the required percentage of current production constitute the total quantity of each set-aside during each quarter. For the purpose of determining set-aside quantities during any quarter, production during that quarter must be estimated as being at least equal to the previous quarter's production. However, carry-overs must be computed on the basis of actual production and deliveries.

(2) *Deliveries in excess of required set-asides.* Deliveries in excess of the quantity required to be set aside for any purpose may not be credited against the set-aside for any other purpose, nor against the next quarter's set-aside for the same purpose. The set-aside for each purpose is a minimum required quantity, and does not prevent additional quantities being delivered from production which has not been set aside for other purposes.

(3) *Shorts, seconds, remnants and mill ends.* Shorts, seconds, remnants and mill ends must be included in total production for the purpose of determining set-asides only to the extent that these items exceed 10 percent of the total production (including these items). Deliveries of shorts, seconds, remnants and mill ends may not be credited as deliveries against the set-asides.

(4) *Cotton fabric products.* A producer may charge against the applicable set-aside the cotton fabric which he uses to make cotton fabric products (such as sheets, towels, diapers, etc.), if he delivers the products on orders which meet the terms of the set-aside. However, in the case of export set-asides the permitted products are limited by paragraph (g) (3).

(5) *Production for another's account.* A producer of cotton fabric for the account of another person must treat that fabric as part of his (the producer's) own production for the purpose of the above set-aside provisions, and may not deliver the fabric to anyone, including the person for whose account it was produced, except upon receipt of certificates of ultimate use which meet the terms of the required set-asides.

Certificates

(i) *Purchase order certificates for cotton fabrics*—(1) *When certificate required, and restrictions on use or resale of fabric received on certification.* No producer may deliver cotton fabrics which he is required to set aside under this order except on purchase orders with certificates stating that the fabrics ordered will be used or resold for purposes meeting the set-aside provisions. A person who has obtained cotton fabrics on certification may use them only as certified, and may resell them only on orders similarly certified. However, he may resell at retail without certification from the buyer unless he knows or has reason to believe that the buyer will not use the fabric for the certified purpose.

Delivery shall not be made on any order which the seller knows or has reason to believe is falsely certified, or on any uncertified order which is required to be certified, even though the order is rated MM or CC.

The certification requirements of this order do not apply to distribution of cotton fabrics set aside for apparel and piece-goods under M-328B programs. These fabrics must be delivered in accordance with the certification requirements of Order M-328B and its schedules and directions.

(2) *Content and form of certificate.* The purchase order certificate must state the ultimate use of the cotton fabric ordered and must be certified and signed, as follows:

For use or resale for industrial or agricultural purposes under CPA Order M-317A (if applicable, add "for use in the gray without any finishing", or "for varnished cambric for electrical insulation")—or

For use or resale for making bags controlled by CPA Order M-221 (if applicable, add "for use in the gray without any finishing")—or

For export (or state that "these cotton fabrics will be exported or will replace in inventory similar cotton fabrics which have been exported within 90 days"; moreover, state also the governing export license number and date of validation, or the United States Treasury Procurement Division contract number and date; or if the export is to Canada, so state and add the Canadian Cotton Administrator's Serial Number and date).

The above statements of use must be followed by the following standard form of certification, signed manually or as provided in Priorities Regulation 7:

The undersigned purchaser certifies, subject to the penalties of sec. on 35 (a) of the United States Criminal Code, to the seller and to the Civilian Production Administration, that, to the best of his knowledge and belief, the undersigned is authorized under applicable Civilian Production Administration regulations and orders to place this delivery order, to receive the item(s) ordered for the purpose for which ordered, and to use any preference rating which the undersigned has placed on this order.

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(Authorized Signature) (Date)

(3) *Addition of rating.* In addition to the above statement of ultimate use, the applicable rating (if any) and the statement of the source of the rating (required by paragraph (c) of Order M-317) may be inserted in the above certificate instead of being certified separately.

Preference Ratings

(j) *Effect of preference ratings.* (1) Orders which are duly certified for any set-aside purpose and also bear preference ratings and the statement of source of rating required by Order M-317, must be accepted and filled from the applicable set-aside in accordance with the provisions of Priorities Regulation No. 1. On the other hand, delivery may not be made of any set-aside cotton fabrics on any rated order which is not certified as required by paragraph (i) above.

(2) During each quarter after March 31, 1946 no producer need accept rated orders which would cause him to deliver, more of any cotton fabric from the balance of his production not subject to set-asides, than the percentage of his production of that fabric specified in the attached tables (column 11). Deliveries on rated certified orders which have been credited against any set-aside may not also be credited against the rating ceiling of this paragraph. On the other hand, deliveries on rated orders which are certified for set-aside purposes may be credited against the rating ceiling of this paragraph if the applicable set-asides were exhausted and the deliveries are not credited against any set-aside.

(3) Paragraph (j) (1) and (2) above refer to MM and CC rated orders. Orders rated AAA must be accepted and filled regardless of the set-aside or rating ceiling provisions of this order.

(4) No producer of cotton fabric shall use any preference rating to obtain cotton fabric from another producer, except to the extent authorized by the Civilian Production Administration, upon his showing on Form CPA-2842, that his own production is insufficient or unsuitable. This does not apply to orders accepted before April 1, 1946.

(5) Preference ratings assigned for the export of cotton fabric expire if they are not applied or extended to an order accepted by a producer within six months of the date the rating was assigned.

(6) No person is required to accept any rated order for cotton fabrics calling for delivery more than 90 days after the receipt of the order, except from the United States Army, Navy, Maritime Commission or War Shipping Administration.

Miscellaneous

(k) *Integrated mills.* Requisitions for intra-company deliveries of cotton fabrics from the producing mill shall be treated as if they were purchase orders, for the purpose of the set-aside and certification requirements and the other provisions of this order.

(l) *Reports.* Each producer of cotton fabrics shall file a report with the Civilian Production Administration on Forms CPA-658B and C at the time and in the manner prescribed in these forms. These reporting requirements have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(m) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from, and stating fully the ground of the appeal.

NOTE: Paragraph (n) formerly paragraph (m), redesignated Apr. 26, 1946.

(n) *Communications.* All reports, appeals and other communications concerning this order shall be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C. Ref: M-317A.

Issued this 26th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

COTTON FABRIC DISTRIBUTION TABLES

NOTE.—The columns of these tables correspond to the paragraphs of Supplementary Order M-317A, as follows:

Col. 4—par. (c)
Col. 5—par. (d)
Col. 6 and 7—par. (f)
Col. 8 and 9—par. (g)
Col. 11—par. (j) (2)
Col. 12—par. (e)

TABLE I—FINE COTTON GOODS

NOTE: Table I amended Apr. 26, 1946.

Ref. No.	Form CPA 658–C, April 9, 1946, item number	Fabrics	Minimum percentages for set-asides: Industrial and agricultural uses (excluding bags controlled by M–221)	Bags controlled by M–221	M–328B programs: Apparel	M–328B programs: Piece goods	Exports: General exports	Exports: Canadian exports	Total percent set-aside	Balance beyond set-asides subject to rating	Minimum percent gray goods in total set-asides for industrial, agricultural and M–221 bags (col. 4 and 5)
1	2	3	4	5	6	•7	8	9	10	11	12
1	1, 2	Airplane and balloon fabrics					4		4	5	
2	3, 4, 5	Broadcloth (combed)			•60		10	2½	70	10	
3	6	Dimities			•25	•25	8		58	5	
4	10–17	Lawns and organdies (combed and part combed, and carded)			•30	•11	10		51	5	
5	18–21	Marquisettes (combed and part combed, and carded)					5		5	5	
6	22	Oxfords, combed and fine carded (average carded yarns finer than 35s)			•60		8	4	68	5	
7	23	Piques			•30	•30	5		65	5	
8	24	Ponjees					5		5	5	
9	25, 26	Poplins (combed)			•50		10	3	60	5	
10	27	Sateens (combed and part combed)					11		11	5	
11	28	Sateens, carded (average yarns finer than 35s), narrow (under 42")					14		14	5	
12	31	Shirtings, jacquard, gray—dobby and colored			•60		14	5	74	5	
13	32, 33	Army twills, 6.0 oz. shirting and 8.2 oz. uniform					7		7	100	
14	35	Albert twills					10		10	5	
15	36	Gabardines (combed)					5		5	5	
16	34 and 37	All other combed twills					10		10	5	
17	38	Twills, Carded (average yarns finer than 35s)				•30	8		38	5	
18	41	Voiles			•60	•12	8		80	5	
19	42–45 and 157–159, on Form CPA 658–B.	Combed and carded cotton—rayon fabrics, chiefly cotton.			•10		12		22	5	
20	48	Seersuckers, combed and fine carded (average carded yarns finer than 35s).			•30	•25	12		67	5	
21	46, 47	Dotted Swiss									
22	49	All other combed, part combed and fine carded fabrics (average carded yarns finer than 35s except seersuckers and dotted Swiss.								10	
23		All other combed, part combed and fine carded fabrics not elsewhere specified in distribution table I.									

TABLE II—CARDED GRAY GOODS

NOTE: Table II amended Apr. 26, 1946.

Ref. No.	Form CPA 658–B, April 10, 1946, item number	Fabrics	Minimum percentages for set-asides: Industrial and agricultural uses (exclusive bags controlled by M–221)	Bags controlled by M–221	M–328B programs: Apparel	M–328B programs: Piece goods	Exports: General exports	Exports: Canadian exports	Total percent set-aside	Balance beyond set-asides subject to rating	Minimum percent gray goods in total set-asides for industrial, agricultural and M–221 bags (col. 4 and 5)
1	2	3	4	5	6	7	8	9	10	11	12
24	5–12 on Form CPA 658–A.	Flat duck (including enameling duck)	40						40	5	75
25	20 on Form CPA 658–A.	Hose and belting duck	100						100		100
26	21 on Form CPA 658–A.	Filter cloth (duck yarns)	100						100		100
27	23 on Form CPA 658–A.	Chafer fabrics	32	85			3	1	90	2	80
28	1–8	Osnaburgs	40				10	1	50	5	75
29	12, 13	Soft filled sheetings	15	85	•6		9	4	85	2	80
30	14–17, 19	Class A sheetings under 42"	40						40	5	
31	18, 20	Class A sheetings 42" and wider									

TABLE II—CARDED GRAY GOODS—Continued

Ref. No.	Form CPA 658–B, April 10, 1946, item number	Fabrics	Minimum percentages for set-asides: Industrial and agricultural uses (exclusive bags controlled by M–221)	Bags controlled by M–221	M–328B programs: Apparel	M–328B programs: Piece goods	Exports: General exports	Exports: Canadian exports	Total percent set-aside	Balance beyond set-asides subject to rating	Minimum percent gray goods in total set-asides for industrial, agricultural and M–221 bags (col. 4 and 5)
1	2	3	4	5	6	7	8	9	10	11	12
32	21, 26, 28	Class B sheetings; 40"–48 x 40–3.25 yd., all other Class B constructions under 42".	7½	55	•10		12½	2	85	2	75
33	22, 23, 25	Class B sheetings; 40"–48 x 40–3.75 yd.; 37"–48 x 44–4.00 yd.; 31"–48 x 44–5.00 yd.	12½	55			12½	3	80	2	75
34	24	Class B sheetings; 40"–44 x 40–4.25 yd	10	30			20	3	60	5	75
35	27, 29	Class B sheetings 42" and wider	60				15		75	5	50
36	30, 33, 39, 40, 42	Class C sheetings, 36"–64 x 64–3.50 yd., 36"–48 x 40, 44 x 40–5.50 yd., 36"–60 x 52, 56 x 56–4.00 yd., 36"–44 x 40, 40 x 40–6.05 yd. to 6.15 yd., 40½"–74 x 86–2.80 to 2.90 yd. and all other Class C constructions, under 42".	24	20	•6	•15	15	2	80	5	***65
37	34, 38	Class C sheetings, 40"–64 x 64–3.15 yd., 40"–56 x 48–4.30 yd., 40"–60 x 52, 56 x 56–3.60 yd., 40"–44 x 40–5.50 yd., 40"–36 x 40–5.55 yd.	45	20			15	2	80	5	***40
38	41, 43	Class C sheetings 42" and wider	30				12		42	5	50
39	44–47	Bed sheetings, 42" and wider					14	2	14	5	
40	49	Carded poplins (sheeting yarns)			•25		9	4	34	5	
41	50–54	Three leaf herringbone twills (except jeans); drills, under 42" in width.	30		•2		14	2	46	5	30
42	55	Drills, 42" and wider	80						80	2	40
43	56	Jeans	25				14	1	39	5	30
44	57	Three leaf pocketing twills (sheeting yarn constructions).			•50		14	2	64	5	
45	58	Three leaf Silesia twills (sheeting yarn constructions).			•35		14	2	49	5	
46	59–62	Four leaf twills less than 42" in width			•4		14	1	18	5	
47	65, 67, 68	Sateens under 42" in width; gabardines (carded) "all other" carded twills and sateens NEC.					14	2	14	5	
48	63, 64, 66	Four leaf twills and sateens 42" and wider	80						80	2	40
49	71–73	Plain print cloths: 39" 80 x 80–4.00 yd; 39" 68 x 64–4.85 yd; 36" 68 x 72–4.75 yd	25	(**)	•32	•14	11	3	82	8	50
50	74–76	Plain print cloths: 38½" 64 x 56–5.50 yd; 38½" 64 x 60–5.35 yd; 38½" 60 x 48–6.25 yd	15	(**)	•32	•14	11	3	72	8	50
51	77	All other plain print cloths of more than 100 threads per sq. in., under 36" width.	40	(**)			15	1	55	5	50
52	78, 79	All other plain print cloths of more than 100 threads per sq. in., under 36" and wider.	15	(**)	•32	•14	15	1	76	5	50
53	80	Pajama checks					5		5	50	
54	81	Gauze diaper cloth					5		5	5	
55	82	All other fancy print cloths					15		15	5	
56	88–91	Carded broadcloths			•65		14	2	79	5	
57	92	Carded poplins (print cloth yarns)			•65		12	3	77	2	
58	93–96	Three leaf twills (print cloth yarns)			•40		9		49	5	
59	97–101, 103, 104	Denims (except sport denims), pinstripes, pinchecks, hickory stripes, etc.					8	1	8	5	
60	102	Sport denims			•80		8	1	88	2	
61	105–109	Cottonades and suiting coverts, whipcords and Bedford cords					15	2	15	5	
62	110	Ginghams, checks and plaids				•60	15		75	2	
63	111, 112	Seersuckers, checks and plaids, stripes			•10		15		25	5	
64	113–116	Colored yarn suitings—all cotton, cotton and rayon			•15		15	1	30	5	
65	118–121	Shirting coverts; 36" 3.90 yd. chambrays and colored yarn shirtings.					15	1	15	5	
66	122	All other chambrays and colored yarn shirtings				•60	•15	15	2	90	2
67	123	Bed tickings	••••75					15		••••	5
68	124	Turkish or Terry-woven Toweling						10		10	10
69	125	Huck, damask, & Jacquard woven toweling						4		10	10
70	126	Dish toweling, twill and other plain woven toweling.						8		8	10
71	128	Outing Flannels				•35	•10	14	3	59	5
72	129, 130	Work Shirt Flannels						14		14	5
73	131, 132	Canton Flannels				•85		1		86	5
74	133	Interlining Flannels				•10		7		17	5
75	134	Moleskins and Suedes						15	7	15	5
76	135	All other napped fabrics except blankets						15		15	5
77	136	Crib blankets and blanketing						6	1	6	5
78	137–139	Blankets and blanketing other than crib all cotton, cotton and rayon, and containing less than 25% by weight of wool.						15	2	15	5
79	69	Birdseye Diaper Cloth						1		1	5
80	142, 143	Bedspread fabrics, woven style						6		6	5
81	146–148	Drapery, upholstery and tapestry fabrics						4		4	5
82	151–153	Corduroys						9		9	5
83	154, 155	Velvets, velveteens, plushes and other pile fabrics						9		9	5
84	156	Table damask, covers, cloths and napkins						6		6	5
85	157–159	Carded cotton-rayon fabrics, chiefly cotton				•60	•12	8		80	5
86	161	Carded oxfords				•75		15		90	10
87	162	All other carded cotton woven fabrics except carded oxfords						15		15	5
88		All other carded cotton woven fabrics reported on CPA–658B, not elsewhere specified in Distribution Table II								10	

•The M–328B program figures in Columns 6 and 7 are included for purposes of explanation and are not controlling, if inconsistent with Order M–328B or its schedules or directions.

••The set-aside of plain print cloths (reference numbers 49–52) for industrial and agricultural purposes may also be used to fill orders certified for the manufacturer of bags controlled by Order M–221.

•••The gray-goods percentages in Column 12 for Reference Numbers 36 and 37 apply only to the Column 4 and not to the Column 5 set-asides.

••••The set-aside of Bed Tickings (Reference Number 67) for industrial and agricultural purposes (Column 4) during the second quarter of 1946 is to be taken only from production during May 1 through June 30, 1946, inclusive.

INTERPRETATION 1: Revoked Oct. 1, 1945.

INTERPRETATION 2: Revoked Apr. 1, 1946.

[F. R. Doc. 46–7027; Filed, Apr. 26, 1946; 11:47 a. m.]

(1) *Sales at wholesale to stores.*

Special type	Grade	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Quart	Glass	13½
	do	do	Paper	14½
Homogenized, vitamin D, or homogenized-vitamin D.	do	do	Glass	14½
		do	Paper	15½

(2) *Sales at wholesale to hotels, restaurants, and other eating establishments.*

Special type	Grade	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Quart	Glass	14½
		do	Paper	15½
		Pint	Glass	8½
		do	Paper	10½
		½ pint	Glass	6¼
		do	Paper	5½
		8 to 40 quarts	Can	13
Homogenized, vitamin D, or homogenized-vitamin D.	do	Quart	Glass	15½
		do	Paper	16
		Pint	Glass	9½
		do	Paper	10
		½ pint	Glass	5¼
		do	Paper	5½
		8 to 40 quarts	Can	10
		Quart	Glass	16
		do	Paper	17
		Pint	Glass	10
		do	Paper	10½
		½ pint	Glass	5½
		do	Paper	5¾
		8 to 40 quarts	Can	14

(4) *Sales to Government agencies or subdivisions (whether wholesale or retail).*

Special type	Grade	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Quart	Glass	12½
		do	Paper	13½
		Pint	Glass	8½
		do	Paper	9
		½ pint	Glass	4¾
		do	Paper	5
		8 to 40 qts	Can	11½
Homogenized, vitamin D, or homogenized-vitamin D.	do	Quart	Glass	13½
		do	Paper	14½
		Pint	Glass	9
		do	Paper	9½
		½ pint	Glass	5
		do	Paper	5¼
		8 to 40 qts	Can	12½

5. In § 1499.73a (a) (1) (ii) (*h*), the tables in subparagraphs (1), (2) and (4), under "Westchester, Richmond, and Nassau Counties" are amended to read as follows:

(1) *Sales at wholesale to stores.*

Special type	Grade	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Quart	Glass	14½
	do	do	Paper	15½
		do	Glass	15½
Homogenized, vitamin D	do	do	Paper	16½

(2) *Sales at wholesale to hotels, restaurants, and other eating establishments.*

Special type	Grade	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Quart	Glass	15
		do	Paper	16
		Pint	Glass	9½
		do	Paper	10
		½ pint	Glass	5¼
		do	Paper	5½
		8 to 40 qts	Can	14
Homogenized, vitamin D	do	Quart	Glass	16
		do	Paper	17
		Pint	Glass	10
		do	Paper	10½
		½ pint	Glass	5½
		do	Paper	5¾
		8 to 40 qts	Can	15

(4) *Sales to Government agencies or subdivisions (whether wholesale or retail).*

Special type	Grade	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Quart	Glass	13
		do	Paper	14
		Pint	Glass	8½
		do	Paper	9
		½ pint	Glass	5
		do	Paper	5¼
		8 to 40 qts	Can	12
Homogenized, vitamin D	do	Quart	Glass	14
		do	Paper	15
		Pint	Glass	9
		do	Paper	9½
		½ pint	Glass	5¼
		do	Paper	5½
		8 to 40 qts	Can	13

6. In § 1499.73a (a) (1) (ii) (*h*), the tables in subparagraphs (1), (2) and (4), under "Suffolk County" are amended to read as follows:

(1) *Sales at wholesale to stores.*

Special type	Grade	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Quart	Glass	15½
		do	Paper	16½
		do	Glass	16½
Homogenized, vitamin D, and homogenized-vitamin D.	do	do	Paper	17½

(2) *Sales at wholesale to hotels, restaurants, and other eating establishments.*

Special type	Grade	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Quart	Glass	15½
		do	Paper	16½
		Pint	Glass	10½
		do	Paper	11
		½ pint	Glass	5¾
		do	Paper	6
		8 to 40 qts	Can	14½
Homogenized, vitamin D, and homogenized-vitamin D.	do	Quart	Glass	16½
		do	Paper	17½
		Pint	Glass	11
		do	Paper	11½
		½ pint	Glass	6
		do	Paper	6¼
		8 to 40 qts	Can	15½

(4) *Sales to Government agencies or subdivisions (whether wholesale or retail).*

Special type	Grade	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Quart	Glass	13½
		do	Paper	14½
		Pint	Glass	10
		do	Paper	10½
		½ pint	Glass	5½
		do	Paper	5½
		8 to 40 qts	Can	13
Homogenized, vitamin D, and homogenized-vitamin D.	do	Quart	Glass	14½
		do	Paper	15½
		Pint	Glass	10½
		do	Paper	11
		½ pint	Glass	5½
		do	Paper	5¾
		8 to 40 qts	Can	14

Chapter XI—Office of Price Administration

PART 1499—COMMODITIES AND SERVICES

[SR 14A, Amdt. 24]

FLUID MILK AND BULK MILK

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Regulation No. 14A is amended in the following respects:

1. In § 1499.73a (a) (1) (ii) (*a*), the table in subparagraph (1), under "Boroughs of Manhattan, Bronx, Brooklyn and Queens" is amended to read as follows:

(1) *Out-of-store sales and home-deliveries (except retail sales, by hotels, liveries, restaurants, and other eating establishments for consumption on the premises).*

Special type	Grade	Type of delivery	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Out of store	Quart	Glass	15
	do	do	do	Paper	16
	do	To the home	do	Glass	16
	do	do	½ gallon	do	16
Homogenized, vitamin D, or homogenized-vitamin D.	do	Out of store	Quart	Paper	17
	do	do	do	Glass	17
		To the home	do	Paper	19
		do	½ gallon	Glass	37

2. In § 1499.73a (a) (1) (ii) (*a*), the table in subparagraph (1), under "Westchester, Richmond, and Nassau Counties" is amended to read as follows:

(1) *Out-of-store sales and home-deliveries (except retail sales by hotels, restaurants, and other eating establishments for consumption on the premises).*

Special type	Grade	Type of delivery	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Out of store	Quart	Glass	16
		do	do	Paper	17
		To the home	do	Glass	18
		do	½ gallon	do	35
Homogenized, vitamin D, or homogenized-vitamin D.	do	Out of store	Quart	Paper	17
		do	do	Glass	18
		To the home	do	Paper	19
		do	½ gallon	Glass	37

3. In § 1499.73a (a) (1) (ii) (*a*), the table in subparagraph (1), under "Suffolk County" is amended to read as follows:

(1) *Out-of-store sales and home-deliveries (except retail sales by hotels, restaurants, and other eating establishments for consumption on the premises).*

Special type	Grade	Type of delivery	Container size	Type of container	Adjusted maximum price (cents)
Standard	Approved	Out of store	Quart	Glass	17
		do	do	Paper	18½
		To the home	do	Glass	38
		do	½ gallon	do	18
Homogenized, vitamin D, or homogenized-vitamin D.	do	Out of store	Quart	Paper	19
		do	do	Glass	20½
		To the home	do	Paper	40
		do	½ gallon	Glass	40

4. In Section 1499.73a (1) (ii) (*h*), the tables in subparagraphs (1) (2) and (4), under "Boroughs of Manhattan, Bronx, Brooklyn and Queens" are amended to read as follows:

7. In § 1499.73a (a) (1) (ii) (*h*), under "Boroughs of Manhattan, Bronx, Brooklyn and Queens", under "Westchester, Richmond and Nassau Counties", and under Suffolk County, the phrase in paragraph (5), in each instance, reading "plus 1¼¢ per quart" is amended to read "plus 2¼¢ per quart", and the phrase in paragraph (6), in each instance reading "add 1¢ per quart" is amended to read "add 2¢ per quart".

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 24, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

Approved:

CHESTER BOWLES,
Director, Office of Economic Stabilization.

[F. R. Doc. 46-6949; Filed, Apr. 25, 1946; 11:33 a. m.]

PART 1340—FUEL

[RMPR 122, Amdt. 43]

SOLID FUELS SOLD AND DELIVERED BY DEALERS

A statement of considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Section 1340.256 (c) (3) is amended to read as follows:

(3) In the case of Pennsylvania anthracite the amount per net ton for the respective sizes, as follows:

Size:	*Amount per net ton*
Egg, stove and nut	$2.25
Pea	2.05
Buckwheat No. 1	1.50
Rice	1.40
Barley	.90
Smaller than barley	.75

This amendment shall become effective April 26, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7007; Filed, Apr. 25, 1946; 4:31 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Control Order 2]

LIVESTOCK SLAUGHTER

PREAMBLE: *The need for this order.* This Control Order 2, with some modifications, reimposes controls formerly imposed by Control Order 1, issued by the Administrator on April 25, 1945. Control Order 1 was suspended on September 8, 1945, and revoked on December 29, 1945.

The basic purpose of Control Order 1 was to secure a more equitable distribution of the civilian meat supply and protect the requirements of the Armed Forces through increasing the amount of livestock available in federally inspected

plants, by placing limits on the amount of livestock which could be slaughtered in non-federally inspected plants. Increasing the supply of meat produced in federally inspected plants carried out the basic purposes of Control Order 1 since Government requirements were satisfied from such plants and such plants ship products across state lines, thus making for more equitable distribution of civilian meat supplies throughout the country.

With the ending of the war and the lessened requirements of the Armed Forces resulting therefrom, it was expected that the controls instituted by Control Order 1 were no longer necessary to secure an equitable distribution of the country's meat supply and satisfy Government needs.

Since the suspension of Control Order 1 and its ultimate revocation, this expectation has not been realized. Moreover, other disturbing conditions have come into being which now necessitate placing controls both on federally inspected slaughterers as well as the non-federally inspected slaughterers. The civilian demand for meat has not at all diminished. Although the requirements of the Armed Forces are not as great as during the war, former members of the Armed Forces are now part of the civilian population and consequently add to the civilian demand for meat. Government procurement requirements are still substantial because of the needs of devastated countries abroad. With the overall demand for meat very much greater than the supply, the absence of slaughter controls now threatens the entire stabilization program because of the present meat and livestock problem.

Since the suspension of Control Order 1 there has been a growing deterioration in the normal distribution pattern of livestock slaughter and meat distribution. Some of the deteriorating conditions have been pointed out in the statement of considerations accompanying the issuance of Amendment 69 to Revised Maximum Price Regulation No. 169. As pointed out there, in the last several months there has been a widespread expansion in custom slaughtering operations which has resulted in a serious threat to effective price control of cattle and beef. Inexperienced livestock buyers have entered the cattle market, started buying cattle and having them custom slaughtered. Although such persons are bound by the maximum-permissible-costs provisions of Maximum Price Regulation 574, which places ceilings on cattle and calves, they either have lacked the experience or intent to make the judgments necessary to stay in compliance with Maximum Price Regulation 574 in the purchase of cattle. One result has been that the market prices for cattle have steadily advanced to a point where experienced and established slaughterers find it increasingly difficult to purchase cattle and stay in compliance with the cattle ceiling regulation. Established slaughterers have had to curtail their purchases of cattle to a point inconsistent with the normal volume requirements needed to remain in business.

Furthermore, the competition for all classes of livestock has resulted in maldistribution of livestock slaughter among the established members of the meat packing industry. Some established slaughterers, because of advantageous location, favorable buying connections or other factors, have been able to expand their livestock slaughter while others are operating only a small proportion of their slaughter capacity.

Those operators unable to secure a reasonable amount of livestock are experiencing serious operative hardships and the dealers and consumers normally dependent on these slaughterers for their meat supplies are not obtaining their rightful share of this important food.

The result has been an abnormal distribution of livestock slaughter even among federally inspected slaughterers. Some federally inspected slaughterers have expanded their slaughter far beyond their normal volume, while the slaughter of others is below their normal volume.

The continued unprecedented demand for meat and an apparent industry slaughter capacity far exceeding available livestock receipts are placing undue pressure on livestock ceilings, causing disruptions and dislocations in the normal channels of livestock slaughter.

In order to help correct the situation, the Administrator imposed certain restrictions on custom slaughtering operations by Amendment 69 to Maximum Price Regulation 169, effective April 1, 1946. This merely identified persons who might have livestock custom slaughtered, but did not in any way limit the volume of their slaughter. The Government agencies possessing responsibilities in livestock and meat problems have now determined that such control on custom slaughtering operations is insufficient to correct the problem. The Secretary of Agriculture and the Administrator of the Office of Price Administration have determined that control over the volume of livestock slaughter must be placed upon all slaughterers, federally inspected slaughterers as well as the non-federally inspected slaughterers.

Narrowing the gap between overall livestock receipts and industry capacity should quiet the existing scramble for livestock by more equitably dividing supplies among established operators. The Secretary of Agriculture is issuing War Food Order 75.7 limiting the volume of slaughter which may take place in any one federally inspected plant, including the volume of custom slaughtering in such plant. This Control Order 2, issued by the Administrator of the Office of Price Administration, controls the volume of slaughter in non-federally inspected plants. The two orders are expected to have the effect of creating a more equitable distribution of livestock among slaughterers, thus taking the intense pressure off the cattle price ceilings, aiding in the effective enforcement of meat and livestock ceiling prices, improving the distribution of meat in this country and facilitating government procurement of meat.

The two orders will not at all limit the amount of total slaughter of livestock in the country. The limitation existing on the slaughter volume of individual slaughterers at any one time will merely have the effect of cutting the expanded slaughter operations of some operators so that other slaughterers may more nearly reach normal slaughter volume.

How Control Order 2 works. Slaughterers have been divided into three classes, Class 1 slaughterers, Class 2 slaughterers and Class 3 slaughterers. A Class 3 slaughterer is a resident operator of a farm who slaughtered livestock or had livestock slaughtered for him and from which he sells or transfers during any consecutive 12-month period beginning on or after April 1, 1945, not more than 6,000 pounds of meat derived from the slaughter of his livestock by him or custom slaughtered for him.

Class 2 slaughterers include all other slaughterers except Class 1 slaughterers which are defined as federally inspected slaughterers or non-federally inspected slaughterers receiving certification from the Secretary of Agriculture under War Food Order No. 139, as amended. Class 1 slaughterers are not governed by this order.

As pointed out above, the maximum slaughter limits on federally inspected plants are covered by the order issued by the Secretary of Agriculture. In view of section 3A of the Stabilization Act of 1942, as amended, this Control Order 2 places no limitations upon the volume of slaughter taking place in a non-federally inspected plant which receives a valid certification by the Secretary of Agriculture pursuant to the provisions of War Food Order No. 139, as amended.

This Control Order 2 does not limit the amount of livestock which a farm operator may slaughter or have custom slaughtered for him primarily for home consumption.

The Class 2 slaughterers who had licenses and quota bases under Control Order 1 are not required to apply for licenses and quota bases under this Order. Class 2 slaughterers not required to apply under this Order include those Class 2 slaughterers who (1) registered and received a license and quota bases under Control Order 1, and (2) who did not sell or transfer the slaughtering establishment covered by such license, and (3) whose license was not cancelled or revoked pursuant to the provisions of Control Order 1. Under Control Order 2 such a Class 2 slaughterer's license and quota bases under Control Order 1 are treated for all purposes as a license and quota bases under Control Order 2. However, if such a Class 2 slaughterer no longer has the license issued to him under Control Order 1, he must apply in writing to his District Office for issuance of a duplicate license.

A Class 2 slaughterer who slaughtered during the appropriate period and who was entitled to a license and the assignment of quota bases under Control Order 1 but did not receive quota bases and a license may apply to the District Office under Control Order 2 and receive quota bases and a license.

In the event a Class 2 slaughterer acquired between September 1, 1945, and the issuance date of this order a slaughtering establishment covered by a valid license and quota bases under Control Order 1, he must apply to his District Office for issuance of a license and assignment of quota bases as a transferee of an establishment for which a valid license and quota bases were outstanding under Control Order 1.

Each Class 2 slaughterer who has quota bases shall be given a quota for the slaughter of each of the following species of livestock: cattle, calves and swine. The quotas are determined by applying fixed percentages to the slaughterer's quota bases. These percentages are to be sent out in supplements to the order and will be changed from time to time as the supply of the different species of livestock changes. Production percentages will be fixed as high as possible consistent with the aim of providing a fair ratio of slaughter among all slaughterers.

A Class 3 slaughterer is limited to selling or transferring, during any six consecutive months, 3,000 pounds of meat derived from his slaughter and custom slaughter for him. If, however, such a slaughterer sells or transfers during any consecutive 12-month period, beginning on or after April 1, 1945, more than 6,000 pounds of meat derived from livestock slaughtered by him, or custom slaughtered for him, he automatically becomes a Class 2 slaughterer and subject to all of the provisions provided in the order for a Class 2 slaughterer.

Provision is made that if a Class 2 slaughterer does not slaughter his entire quota for any species during any quota period, he may use the unused part of that quota up to a maximum of 5 percent of that quota during the next quota period. The order also provides that no Class 2 slaughterer may slaughter during the first half of any quota period more than 60 percent of his quota for each species.

Quota periods for the slaughterer for purposes of the order are the same as the accounting periods used in computing maximum permissible cattle costs under Maximum Price Regulation 574 or filing subsidy claims with the Reconstruction Finance Corporation.

The order also provides for a situation when a Class 2 slaughterer during a quota period slaughters livestock of any species in excess of his quota for that species for that period. In the event of such excess slaughter, his quota for that species for the next period is reduced by the amount of the excess. If the amount of the excess is greater than his quota for that species for the succeeding period, he may not use any part of his quota for that species for the succeeding periods until the total of the subsequent quotas for that species exceeds the amount of the excess. These restrictions do not in any way take the place of the liabilities of the slaughterer to penalties or proceedings which are authorized by law for the slaughterer exceeding his quota.

The order contains provisions for the cancellation, revocation and reduction of quotas where a Class 2 slaughterer is under an administrative suspension order.

A Class 2 slaughterer whose quota bases were established on the live weight of livestock custom slaughtered for him, must continue to have the same custom slaughterer slaughter such livestock for him during the quota periods in order to use that part of his quota based upon livestock custom slaughtered for him.

Throughout the order the person that owns the livestock at the time of slaughter is defined as the slaughterer. In the case of custom slaughtering operations, however, the person who slaughters livestock which he does not own, as a service for the owner of such livestock, is defined as a custom slaughterer. If a custom slaughterer or his transferee refuses or is unable to continue to slaughter for a Class 2 slaughterer whose quota is based upon slaughter by such custom slaughterer, the Class 2 slaughterer may apply to the District Office for permission to have his livestock slaughtered by himself or by another custom slaughterer.

If a Class 2 slaughterer sells or transfers his slaughtering establishment to a transferee, the transferee does not automatically obtain the transferor's quota bases and license. Application in writing must be made to the District Office by the transferor and transferee for assignment of the quota bases of the transferor to the transferee for that establishment.

Provision is inserted in the order for registration of new Class 2 slaughterers who desire to operate slaughtering establishments. Application must be filed with the District Office. The order provides that generally such application will not be granted unless it is found that (1) the operation of the establishment is essential to meet the needs in the area it will serve, and (2) the products it will produce cannot be obtained from any other source in the area to be supplied. In addition, a Class 2 slaughterer may apply for a license and quota bases if he made a substantial investment in a slaughtering establishment which he began operating between September 1, 1945 and the effective date of the order or which he began constructing during this period.

A veteran who does not have quota bases and a license to slaughter may become a Class 2 slaughterer and receive a license and quota bases by satisfying the requirements of Supplementary Order No. 143 issued by the Administrator. A veteran may also apply for a license and quota bases if, between September 1, 1945 and the issuance date of the order, he became the principal owner and active head of a wholesale or retail meat establishment and secured meat for such establishment by having livestock custom slaughtered for him.

The order contains a section providing for adjustment of quota bases or granting other relief to Class 2 slaughterers. Class 2 slaughterers who seek adjustments in their quota bases or other relief must file an application with the District Office. These provisions will provide relief in meritorious cases.

The Order contains a section providing for the custom slaughter of "Club" livestock under certain conditions by persons other than Class 2 or Class 3 slaughterers.

Class 2, Class 3, and custom slaughterers are required to make and keep certain records. In addition each Class 2 slaughterer and custom slaughterer must file a report with his District Office within 10 days after the end of each quota period.

The Order also provides that each Class 2 slaughterer must mark on each accessible wholesale cut of wheat, detached or undetached from the carcass, the number of the Office of Price Administration license issued to him or the establishment number assigned by a state, county or city meat inspecting authority. If the Office of Price Administration license number is not used, notification must be given the District Office of the use of the number assigned by a state, county or city meat inspecting authority. Not only is it a violation of the order for a transfer to be made of meat which is not appropriately marked, but it is likewise a violation of the order for any person to acquire meat which does not bear the marking as required by the order.

1. Definition of terms.
2. General restrictions on slaughter of livestock and transfers of meat.
3. Class 2 slaughterers who held licenses and quota bases under Control Order 1 need not register under this order.
4. Class 2 slaughterers who had livestock custom slaughtered for them.
5. Livestock producers may slaughter their own livestock or have it custom slaughtered for them primarily for home consumption without limitation.
6. Class 3 slaughterera have maximum quotas.
7. Establishment of quotas for Class 2 slaughterers.
8. Custom slaughter of "Club" livestock permitted under certain conditions.
9. Class 2 slaughterers may not slaughter livestock or transfer meat in excess of quota.
10. Slaughterers who have more than one slaughtering establishment must operate them separately.
11. Class 2 slaughterers must mark meats.
12. Sale or transfer of Class 2 slaughtering establishment.
13. Changes in operation from one type of slaughtering establishment to another.
14. Registration of new Class 2 slaughterers.
15. Registration and computation of quota bases for persons who began operating or constructing a Class 2 slaughtering establishment between September 1, 1945 and April 25, 1946.
16. Registration of veterans as Class 2 slaughterers.
17. Applications may be made for adjustments or other relief.
18. Suspension orders.
19. Appeals and review.
20. Subsidies.
21. Records, reports and inspections.
22. Additional prohibitions.

AUTHORITY: § 1407.311 issued pursuant to Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Dir. 1, 7 F.R. 562; War Food Order No. 56, 8 F.R. 2005, 9 F.R. 4319; War Food Order No. 58, 8 F.R. 2251, 9 F.R. 4319; War Food Order No. 59, 8 F.R. 3471; 9 F.R. 4319; War Food Order No. 61, 8 F.R. 3471; 9 F.R. 4319; War Food Order 123, 10 F.R. 1125, 4194.

SECTION 1. *Definition of terms.* (a) As used in this order:

"Class 2 slaughtering establishment" means any place, other than a Class 1 slaughtering establishment or a Class 3 slaughtering establishment, at which a person slaughters cattle, calves or swine (other than cattle, calves or swine which he custom slaughters there).

"Class 3 slaughtering establishment" means any place, other than a Class 1 or Class 2 slaughtering establishment from which a person sells or transfers, during any consecutive 12 month period beginning on or after April 1, 1945, not more than 6,000 pounds of meat derived from slaughter by him of livestock at that place, or from custom slaughterer of livestock for him, if such place is a farm and such person is the resident operator of the farm. (Meat derived from custom slaughter of his livestock and sold or transferred by such person at or from the establishment of the custom slaughterer shall, for the purpose of this paragraph, be considered as having been sold or transferred by him from said farm.)

"Class 1 slaughterer", as used in this order, means a person who slaughters livestock or has his livestock custom slaughtered for him, in a Federally inspected slaughtering establishment as defined by War Food Order 75–7, or who slaughters livestock in an establishment for which there has been issued a valid certificate under War Food Order 139, as amended, or who has livestock custom slaughtered for him in such an establishment to the extent to which such custom slaughter for him is covered by a valid certificate issued under War Food Order 139, as amended. A Class 1 slaughterer is not subject to this order.

"Class 2 slaughterer" means any person who has a Class 2 slaughtering establishment. Any person, other than a Class 1 or Class 3 slaughterer, who has cattle, calves or swine which he owns slaughtered for him by a custom slaughterer, is also a Class 2 slaughterer with respect to any such livestock.

"Class 3 slaughterer" means any person who has a Class 3 slaughtering establishment. Any person who slaughters his livestock, or has it custom slaughtered for him, primarily to produce meat for consumption in his household or on a farm he operates, under the conditions specified in section 5 of this order, is also a Class 3 slaughterer if, during any consecutive 12 month period beginning on or after April 1, 1945, he sells or transfers not more than 6,000 pounds of the meat derived from the slaughter of his livestock by him or custom slaughter of his livestock for him.

"Custom slaughterer" means any person (except a Class 1 slaughterer as herein defined) including a Class 2 or Class 3 slaughterer, who slaughters cattle, calves or swine not owned by him for the owner of such livestock. However, a person who slaughters livestock owned by a Class 3 slaughterer at the livestock owner's Class 3 slaughtering establishment is not a custom slaughterer with respect to such slaughter.

"Accounting period" means the customary accounting period of a calendar month or a period of at least 4 weeks and not more than 5 weeks in length used by the slaughterer in keeping his books and records and shall be the same period used by him in making reports required by Regulation No. 3 of the Reconstruction Finance Corporation or Maximum Price Regulation 574 of the Office of Price Administration.

"District Office" means a District Office established by the Office of Price Administration.

"Establishment" means each separate plant within the continental United States where livestock is slaughtered.

"Livestock", as used in this order, means cattle, calves and swine.

"Live weight" means the purchase weight of livestock slaughtered, except that if the livestock have been fed for more than 30 days after purchase by the slaughterer, live weight means the transfer weight from feed lots.

"Meat" means the carcass or any edible part of the carcass of cattle, calves or swine, including edible offal, bones and skins.

"Person" means not only an individual but also a partnership, corporation, association, or business trust. It includes a government, government agency, and any other organized group of enterprise.

"Quota" means the total live weight of livestock, by species, which is determined by multiplying the quota base for that species by the quota percentage set out for that species in a supplement to this order.

"Quota base" means the live weight of livestock which appears on a Class 2 slaughterer's license for the base period corresponding with the quota period.

"Quota period" and "interim quota period." Quota period means a calendar month or a period of at least 4 weeks, and not more than 5 weeks. Quota periods must correspond to the base periods shown on the Class 2 slaughterer's license and shall be the same periods used by him in making reports required by Regulation No. 3 of the Reconstruction Finance Corporation or Maximum Price Regulation 574 of the Office of Price Administration. Interim quota period means the period between April 27, 1946, and the date of the first complete quota period beginning on or after April 28, 1946.

"Regional Office" means any Regional Office of the Office of Price Administration.

"Transfer" means to sell, give, exchange, lend, deliver, or consign. It includes any transfer or possession of title, however accomplished, and any movement of goods from one establishment to another. The use by any person of meat, which he produced or holds for sale or transfer, is considered a transfer of meat to himself. Where meat ordered by a transferee is delivered by the transferor to a common or contract carrier for shipment and delivery by the carrier or a connecting common carrier to the transferee (whether or not actually consigned to the transferee), and no transfer of the meat to the transferee has previously occurred, the meat is considered to be transferred at the time when it is delivered to the carrier. However, delivery to a common or contract carrier for shipment is not regarded as a transfer to the carrier; and delivery by the carrier to the consignee is not regarded as a transfer by the carrier.

"Washington Office" means the national office of the Office of Price Administration.

"Wholesale cut" means a wholesale cut as defined in Revised Maximum Price Regulation 148 and Revised Maximum Price Regulation 169 issued by the Office of Price Administration.

SEC. 2. *General restrictions on slaughter of livestock and transfers of meat.* (a) Beginning April 28, 1946, notwithstanding the provisions of any contract or other agreement:

(1) No person subject to this order may slaughter cattle, calves, or swine except in accordance with the provisions of this order.

(2) No Class 2 slaughterer may slaughter cattle, calves or swine, other than as a custom slaughterer, unless he has a quota under the provisions of this order.

(3) No person, other than a Class 3 slaughterer, may slaughter cattle, calves or swine, or sell or transfer meat resulting from his slaughter of such livestock, or from slaughter for him by a custom slaughterer of such livestock, unless he has a Class 2 slaughterer's license and quota.

(4) No custom slaughterer may slaughter livestock for the owner of such livestock unless such owner is permitted to have such livestock custom slaughtered for him under the provisions of this order.

SEC. 3. *Class 2 slaughterers who held licenses and quota bases under Control Order 1 need not register under this order.* (a) Any Class 2 slaughterer who registered and received a license and quota bases under Control Order 1, issued by the Office of Price Administration on April 25, 1945, and who did not sell or transfer the slaughtering establishment covered by such license, and whose license was not cancelled or revoked pursuant to the provisions of Control Order 1, need not apply for a license or quota bases under this Control Order 2. His license and quota bases under Control Order 1 are treated, for all purposes of this order, as a license and quota bases under Control Order 2. If he no longer has the license issued to him under Control Order 1, he may not slaughter livestock or have livestock custom slaughtered for him, until he has obtained a duplicate license. However, if he makes application therefor, in writing to his District Office, on or before May 15, 1946, he may continue to operate pending the action of the District Office.

(b) A Class 2 slaughterer who acquired, between September 1, 1945 and April 25, 1946, a slaughtering establishment covered by a valid license and quota bases under Control Order 1, need not apply for a license or quota bases for such establishment under this order in the way provided in section 15. In such a case, the transferee of the establishment must apply to his District Office, in writing, for issuance of a license and assignment of quota bases as a transferee of an establishment for which a valid license and quota bases were outstanding under Control Order 1 and must give the following information:

(1) The name and address of the applicant.

(2) The name and address of the Class 2 slaughtering establishment.

(3) The name and address of the person who held a license under Control Order 1 covering such establishment.

(4) The date on which the establishment was transferred to the applicant.

(5) The license of the transferor shall accompany the application, unless proof be furnished that it has been lost or destroyed.

(6) Documents or other proof of the transfer.

If the District Office finds the conditions of this paragraph are met, it shall issue a new license to the applicant, and assign to him the quota bases established under Control Order 1 for the establishment and cancel the transferor's license and quota bases. If the transferee applies by May 15, 1946, he may continue to operate the establishment until the new license is received. The license and quota bases of the transferor of the establishment shall be treated as the transferee's license and quota bases for all purposes of this order. If such application is not made on or before May 15, 1946, the transferee may not slaughter any livestock after that date until he has made such application and received the license and quota bases applied for.

SEC. 4. *Class 2 slaughterers who had livestock custom slaughtered for them.* (a) Any Class 2 slaughterer whose quota bases were established on the live weight of cattle, calves or swine slaughtered for him by a custom slaughterer, may use the quota based upon such slaughter only to the extent to which he has the same custom slaughterer slaughter such livestock for him during the quota period.

(b) If the business of a custom slaughterer is transferred to another person for continued operation, any Class 2 slaughterer who is permitted under (a) to have livestock custom slaughtered for him may have the transferee custom slaughter livestock for him just as if the transferee were the original custom slaughterer.

(c) If a custom slaughterer, or his transferee, refuses or is unable to continue to slaughter for such a Class 2 slaughterer, the Class 2 slaughterer may apply to his District Office for permission to have his livestock slaughtered by himself or by another custom slaughterer. The application must be made in writing and must show:

(1) The name and address of the slaughterer who formerly custom slaughtered for him;

(2) The reasons why such custom slaughterer will no longer slaughter for him; and

(3) Where, and by whom, such slaughter will be done for him.

If the District Office finds that the custom slaughterer refuses or is unable to continue to slaughter for the applicant, it shall permit the applicant to slaughter his livestock himself, or to have it slaughtered by the custom slaughterer named in his application. However, the Class 2 slaughterer must continue to serve the same general class of customers in the same areas that he had served previously. If he is permitted to have another custom slaughterer slaughter for him, he shall be subject, with respect to that custom slaughterer, to the provisions of paragraph (a) of this section just as if that custom slaughterer had formerly slaughtered livestock for him.

SEC. 5. *Livestock producers may slaughter their own livestock or have it custom slaughtered for them primarily for home consumption, without limitation.* (a) Notwithstanding any other provision of this order, a person may slaughter livestock or have it custom slaughtered for him primarily for consumption in his own household, or on a farm he operates, without restriction as to quantity if:

(1) He either operates a farm at which he resides more than six months a year; or

(2) He actually supervised the raising of the livestock and was on the premises on which the livestock was raised at least one third of the days during the applicable period specified in subparagraph (3); and

(3) The livestock was raised on premises operated by him:

(i) From birth to the moment of slaughter; or

(ii) For at least 60 days immediately preceding slaughter; or

(iii) For a period immediately preceding slaughter during which its weight was increased by at least 35% of its weight when acquired.

SEC. 6. *Class 3 slaughterers have maximum quotas.* (a) Any Class 3 slaughterer may sell or transfer, during any consecutive 6 month period beginning on or after April 28, 1946, up to and including not more than 3,000 pounds of meat resulting from his own slaughter of livestock (excluding transfers of meat resulting from custom slaughter of livestock by the Class 3 slaughterer for the owner of such livestock), or from custom slaughter of livestock for him.

SEC. 7. *Establishment of quotas for Class 2 slaughterers.* (a) Each Class 2 slaughterer who has a quota base shall have, for each quota period beginning on or after April 28, 1946, a quota for slaughter of livestock. The quota of any such slaughterer for any quota period is determined by multiplying his quota base for that period by the applicable percentage, set out in a supplement to this order.

(b) Each Class 2 slaughterer whose quota period does not begin on April 28, 1946, shall have a quota for the interim quota period. The quota for the interim quota period is computed as follows:

(1) Determine the quota for each species of livestock for the quota period in which the date April 28, 1946 occurs, by multiplying the quota base for that quota period for each species of livestock by the applicable percentage set out in a supplement to this order for the quota period beginning on or after April 28, 1946.

(2) Divide the quota for each species obtained in (1) above by the number of days in the quota period in which the date April 28, 1946 occurs.

(3) Obtain the quota for each species for the interim quota period by multiplying the result in (2) above for each species by the number of days between April 27, 1946, and the date of the first quota period beginning on or after April 28, 1946.

(c) No Class 2 slaughterer may slaughter, during the first half of any quota period beginning on or after April 28, 1946, more than 60% of his quota for that period.

SEC. 8. *Custom slaughter of "Club" livestock permitted under certain conditions.* (a) Any person not permitted to slaughter livestock under this Order or War Food Order 75–7, but who acquires livestock from members of 4–H Clubs, Future Farmers of America, or other recognized youth organizations, at sales made at the place and time of a fair, show, or exhibition, may, if such sales were previously approved by the District Office of the Office of Price Administration upon application of a county agent, county club agent, vocational agricultural instructor, or the chief administrator of the state department of agriculture, apply for permission to have such livestock custom slaughtered for sale or transfer even though he does not have a quota under this order. He must apply, in writing, to the District Office which approved the sale, and must state:

(1) The name and location of the fair, show, or exhibition where the sale took place;

(2) The date of such sale;

(3) The kind and number of head of livestock purchased by him and the live weight of each;

(4) That he is not permitted to slaughter livestock under Control Order 2; and

(5) The name and location of the establishment at which he intends to have such livestock custom slaughtered.

He must also attach to his application the certification issued to him at the time the livestock was acquired that the livestock covered by the application was acquired by him at the fair, show or exhibition where the sale took place.

(b) If the District Office finds that the applicant satisfies the conditions of this Section, it shall authorize him, in writing, to have such livestock custom slaughtered for him by the custom slaughterer designated in the application. A copy of such authorization shall be sent to the custom slaughterer designated in the application.

(c) When the applicant receives such authorization he may have the livestock described in his application custom slaughtered for him by the custom slaughterer named in the authorization. The applicant must also give the custom slaughterer the original authorization.

(d) The custom slaughterer must attach the original authorization to his report for the period in which the livestock was slaughtered.

SEC. 9. *Class 2 slaughterers may not slaughter livestock or transfer meat in excess of quota.* (a) No Class 2 slaughterer may slaughter, except as a custom slaughterer, during the interim quota period or any quota period, more live weight of livestock of any species than his quota for that species for that period. However, if any such slaughterer does

not slaughter his entire quota for any species during the interim quota period or any quota period, he may use the unused part of that quota, up to a maximum of 5% of that quota, during the next quota period.

(b) If any Class 2 slaughterer, during the interim quota period or any quota period, slaughters livestock of any species in excess of his quota for that period (including any carryover from the preceding period in accordance with (a) above), of his quota for that species for that period, nor for any succeeding period until the excess. If the amount of the excess is greater that his quota for that species for that period, he may not use any part of his quota for that species for that period, nor for any succeeding period until the total of his subsequent quotas for that species exceeds the amount of the excess. The restrictions in this paragraph are in addition to any actions, penalties or proceedings which may be authorized by law for his failure to comply with paragraph (a) of this section.

(c) (1) A class 2 slaughterer against whom there is in operation an Administrative Suspension Order issued pursuant to Revised Procedural Regulation 4 which suspends him from slaughtering livestock (or having livestock custom slaughtered for him) or from selling or transferring meat derived from slaughter of livestock by himself, or from custom slaughter of livestock for him, shall have his quotas for each quota period during which the suspension order is in effect cancelled or revoked.

(2) However, for any quota period in which the suspension order is in operation for only part of that period, his quota shall be reduced as follows:

(i) Divide his quota for each species of livestock by the number of calendar days in that quota period;

(ii) Multiply the result in (i) by the number of calendar days in that quota period during which the suspension order was not in effect;

(iii) The result in (ii) is the Class 2 slaughterer's quota for each species of livestock which may be slaughtered by him or custom slaughtered for him during that quota period.

(3) Notwithstanding the provisions of (2) above, in any case in which the suspension order becomes effective after the commencement of the quota period and remains in effect for the balance of that period, the Class 2 slaughterer's quota for the slaughter of each species of livestock by him or for the custom slaughter of such livestock for him for that quota period shall be deemed cancelled and revoked to the extent of the portion thereof which has not been used at the time the suspension order became effective.

(4) The restrictions in this paragraph (c) as to the cancellation, revocation or reduction of quotas may be superseded in a particular case by express provisions of the suspension order, and additional restrictions may be imposed in that order. Nothing in this paragraph (c) shall be construed to affect or modify in any way the conditions, restrictions or prohibitions of the suspension order.

SEC. 10. *Slaughterers who have more than one slaughtering establishment must operate them separately.* If a slaughterer has more than one slaughtering establishment, each such establishment is treated separately and must be operated separately for all the purposes of this order, just as if each were owned by a different person. However, where a slaughterer does not operate at a fixed place, his slaughtering operations as a whole are regarded as a single establishment.

SEC. 11. *Class 2 slaughterers must mark meats.* (a) Beginning April 28, 1946, every Class 2 slaughterer, before selling or transferring any meat resulting from slaughter of livestock by him, or custom slaughter of livestock for him, (except meat resulting from custom slaughter of livestock by him for the owner of such livestock) must mark on each accessible "wholesale cut" of such meat, whether in the entire carcass or detached therefrom, the number of the Office of Price Administration license (OPA Form MC–5) issued to him, under which the livestock was slaughtered. In the case of a calf carcass, with the skin on, he must mark such license number only on the hind shanks and brisket. The marking must be clear and conspicuous and the numerals and letters must be at least ¼ inch in height and width. The required markings must be made with a Kosher marking pencil or with a stamp or stencil, using marking fluid conforming with the following violet branding fluid formula:

	Ounces
Water	3.5
Grain alcohol	2.5
Cane sugar	1.0
Methyl violet	0.1

(The methyl violet is dissolved in alcohol and a portion of the water; the sugar is dissolved in the remaining portion of the water and added to the methyl violet solution. Thorough stirring facilitates solution of methyl violet.)

(b) Any Class 2 slaughterer who has an establishment number assigned by a State, county or city meat inspecting authority may use that number for the purpose of marking meats under this Section instead of his OPA license number specified in (a). However, if he wishes to do so, he must, before using that number for that purpose notify his District Office in writing that he intends to use the establishment number assigned him by a State, county or city meat inspecting authority instead of his OPA license number. The notice must state:

(1) The number he intends to use;

(2) The name of agency which issued such number to him; and

(3) The OPA license number in place of which he intends to use that number.

In addition, he must enter that number on his applicable OPA Form MC–5 immediately below the OPA license number shown thereon.

(c) The marking requirement of this section shall not apply to meat transferred by a Class 2 slaughterer to a unit or department of such slaughterer for use in the preparation, manufacture or production of any product other than meat, if the meat so transferred resulted from slaughter of livestock by him or custom slaughter of livestock for him.

(d) Beginning April 28, 1946, a person who acquires a calf carcass with the skin on, may not sell, transfer or break such carcass after removal of the skin unless he marks on each accessible wholesale cut of such meat the establishment number or the Office of Price Administration license number marked on the hind shanks and brisket. The marking shall be made in the manner specified in (a) of this section.

(e) Subject to (a) and (d) of this section:

(1) A person may sell or transfer, and a person may acquire, any livestock carcass other than a calf carcass with the skin on, only if each accessible wholesale cut undetached from the carcass bears the marketing required by this section.

(2) A person may sell or transfer, and a person may acquire, a calf carcass with the skin on, only if the hind shanks and brisket bear the marking required by this section.

(3) A person may sell or transfer, and a person may acquire, a wholesale cut of meat detached from the carcass, only if the wholesale cut bears the marking required by this section.

SEC. 12. *Sale or transfer of Class 2 slaughtering establishment.* (a) When any Class 2 slaughterer sells or transfers to any other person for continued operation his slaughtering establishment or his place of business for which he holds a quota, he and the transferee must notify the District Office. The notice must be given in writing within five days after the sale or transfer and must show:

(1) The name and address of the establishment and of the persons transferring and acquiring it;

(2) The quota bases of the slaughterer;

(3) Whether the transferee will continue to serve, from that establishment, the same general class of customers in the same area served by it before the transfer.

(b) If the District Office finds that the establishment will continue to be operated in the same manner as before the transfer, and that the transferee will continue to serve from that establishment the same general class of customers in the same area served by it before the transfer, it shall assign the quota bases of the transferor to the transferee for that establishment, and shall cancel the license of the transferor.

(c) The transferee of a Class 2 slaughterer may slaughter cattle, calves or swine during the balance of the quota period in which the transfer takes place only to the extent of the unused portion of the quota of his transferor for that period.

(d) No such transfer and assignment of license and quota bases may be made during the existence of a suspension order resulting from a violation of this order.

(e) If a Class 2 slaughterer wishes to move all or part of the business of the establishment to another place, the moving is to be treated as a transfer to a different person under (a), (b) and (c) of this section. For this purpose, the place from which the establishment is to be moved is considered the transferor and the place to which it is to be moved is considered the transferee.

SEC. 13. *Changes in operation from one type of slaughtering establishment to another.* (a) (1) Any Class 2 slaughterer who has obtained for his establishment Federal Inspection, or certification from the Secretary of Agriculture, or his designee, pursuant to War Food Order 139, as amended, must within five (5) days after such inspection or certification is obtained, surrender his Office of Price Administration license to his District Office together with a statement that he has obtained for the establishment covered by the license Federal Inspection or certification pursuant to War Food Order 139, as amended, as the case may be. If he has obtained certification pursuant to War Food Order 139, as amended, his statement must include each species of livestock covered by the certification.

(2) If the District Office finds that he has obtained for his establishment Federal Inspection, or certification from the Secretary of Agriculture, or his designee, pursuant to War Food Order 139, as amended, it shall cancel his license as a Class 2 slaughterer. However, if the certification obtained by a Class 2 slaughterer covers one or more, but not all, the species of livestock for which he has been issued quota bases, the District Office shall cancel his quota for the species of livestock covered by the certification and issue to him a new license, on OPA Form MC–5, containing his quota bases for the species of livestock not covered by the certification, as to which he shall remain a Class 2 slaughterer.

SEC. 14. *Registration of new Class 2 slaughterers.* (a) Any person who wishes to open a Class 2 slaughtering establishment, may apply for registration as a Class 2 slaughterer and for assignment to him of quota bases. Generally, no such application will be granted unless it is found that:

(1) The operation of the establishment is essential to meet civilian needs in the area it will serve; and

(2) The products it will produce cannot be obtained from any other source in the area to be supplied.

(b) The application must be made on OPA Form MC–10 and must be filed with the District Office for the place where the applicant's establishment is or will be located, and must give all the information required by the form and any additional information requested by the District Office.

(c) The District Office must forward the entire file to the Regional Office, with its recommendation for decision, and take such other action as the Regional Office may authorize or direct.

(d) A Class 2 slaughterer who already has a quota, may not open another slaughtering establishment and use his quota there, unless he applies under this section and is given permission to do so.

SEC. 15. *Registration and computation of quota bases for persons who began operating or constructing a Class 2 slaughtering establishment between September 1, 1945 and April 25, 1946.* (a) Any person who, during the period between September 1, 1945 and April 25, 1946, began operating or constructing a Class 2 slaughtering establishment in which he made a substantial financial investment, may apply to his District Office for issuance of a license and quota bases. The application must be made on OPA Form MC–11 on or before May 15, 1946 and must contain the following information:

(1) The name and address of the applicant;

(2) The name and address of the Class 2 slaughtering establishment;

(3) The date the applicant started operating the establishment;

(4) The total live weight of each species of livestock he slaughtered from the date he started operation to April 28, 1946;

(5) The slaughtering capacity of the establishment, by species, including a description of the physical equipment used for slaughtering and cooling;

(6) The financial investment made by the applicant with the total amount paid for all tools, machinery, equipment and real estate for the slaughtering establishment.

(b) The District Office must forward the entire file to the Regional Office with its recommendation for decision and take such other action as the Regional Office may authorize or direct. If the Regional Office finds that the applicant is eligible to apply as a Class 2 slaughterer, it will authorize the District Office to issue a license to the applicant and assign quota bases for the establishment.

(c) If the Class 2 slaughterer described in paragraph (a) slaughtered livestock between September 1, 1945 and April 25, 1946, he may continue to slaughter livestock until he is granted or denied a license by the District Office. The amount he is permitted to slaughter each week is based on the following computation:

(1) List the total live weight of livestock by species slaughtered during the period September 1, 1945 to April 25, 1946.

(2) Compute the number of weeks the establishment was operated (a fraction of a week is considered a full week).

(3) Divide the total weight of each species of livestock slaughtered by the number of weeks he operated.

(4) The result is the weekly quota base for each species of livestock.

(5) The weekly quota base for each species is multiplied by the appropriate quota percentage for the applicable quota period.

Before the Class 2 slaughterer may slaughter any livestock under this section, a copy of this computation must be forwarded to the District Office together with application for a license. Within fifteen (15) days after he obtains his license he shall report the amount of his slaughter for each week.

(d) If the Class 2 slaughterer described in paragraph (a) did not slaughter livestock between September 1, 1945 and April 25, 1946, he may not slaughter any livestock until he has received a license and quota bases for the establishment from his District Office.

SEC. 16. *Registration of veterans as Class 2 slaughterers.* (a) Any "veteran", as defined in Supplementary Order No. 143, may apply for a class 2 slaughterer's license and quota bases by complying with all the requirements of the above supplementary order. Application must be made on Form MC–9.

(b) In addition, any "veteran," as defined in Supplementary Order No. 143, may apply for a Class 2 slaughterer's license and quota bases if, between September 1, 1945 and April 25, 1946, he had the controlling interest in and was the active head of a retailer wholesale meat establishment or Class 2 slaughtering establishment and had livestock custom slaughtered for him during such period for the sole purpose of supplying his meat establishment with meat or slaughtered livestock at his Class 2 slaughtering establishment, and if he otherwise complies with the requirements of Supplementary Order No. 143, application must be made on Form MC–9.

SEC. 17. *Application may be made for adjustments or other relief.* Any person other than a Class 1 or Class 3 slaughterer who needs an adjustment, or other relief, may apply in writing to his District Office. He must state in his application all facts which he claims show his need for the adjustment, or relief and the nature and amount of the adjustment or relief he requests. He must also give any other information that the District Office requests. The District Office must forward the entire file to the Regional Office with its recommendation for decision, and take such action as the Regional Office may authorize or direct.

SEC. 18. *Suspension orders.* (a) Any person who violates any provision of this order may be prohibited by administrative suspension order from slaughtering livestock or having livestock custom slaughtered for him or selling or transferring any meat derived from such slaughter. Such suspension order shall be issued pursuant to Revised Procedural Regulation 4 for such period as, in the judgment of the Administrator or such person as he may designate for that purpose, is necessary and appropriate in the public interest or to promote the national security.

SEC. 19. *Appeals and review.* (a) Any person directly affected by the action of a District Director or Regional Administrator, on any application or other matter, may appeal from that action in the way permitted by Procedural Regulation 4 of the Office of Price Administration.

(b) The Administrator reserves the right to review any action taken by the District Director or Regional Administrator pursuant to this Order and may change or modify same as he may deem appropriate.

SEC. 20. *Subsidies.* Any person who violates any provisions of this order shall, in accordance with Directive No. 41, as amended, of the Office of Economic Stabilization, be subject to the withholding by the Reconstruction Finance Corporation of meat subsidy payments claimed by such person.

SEC. 21. *Records, reports and inspections.* (a) Within ten (10) days after the end of each quota period, every Class 2 slaughterer and custom slaughterer must file a report on OPA Form MC–6, in

duplicate, with his District Office. He must give all information called for by the Form. If more than one of his establishments are registered with the same District Office, his reports must include all these establishments. If he has establishments registered with different District Offices, he must file with each District Office a separate report which shall include all the establishments registered with that Office. A report for the interim quota period must be made on OPA Form MC–6 at the same time that the Class 2 slaughterer makes his report for the first quota period beginning on or after April 28, 1946.

(b) Each Class 2 slaughterer must keep, at each of his establishments, a record showing, for that establishment:

(1) The live weight of all cattle, calves or swine, stated separately for each such species, which he slaughtered during the interim quota period as well as each quota period;

(2) The name and address of each person who custom slaughtered cattle, calves and swine for him, and the live weight of each such species of livestock custom slaughtered for him during the interim quota period as well as each quota period by that person; and

(3) He must keep a copy of his registration and license under this order, and the records upon which that registration was based;

(4) With respect to his slaughter of livestock for others, he must also keep the records specified in (d) below.

(c) Each Class 3 slaughterer must keep, at each of his establishments, a record showing, for that establishment:

(1) The quantity of meat, in pounds, resulting from his slaughter of cattle, calves and swine, which he sold or transferred including the dates of such slaughter.

(2) The quantity of meat, in pounds, resulting from the custom slaughter of livestock for him by a custom slaughterer, the dates of such slaughter of each such custom slaughterer and the amount of meat sold or transferred by him resulting from slaughter by that custom slaughterer;

(3) With respect to his slaughter of livestock for others, he must also keep the records specified in (d) below.

(d) Each custom slaughterer must keep at each of his establishments, a record showing, for that establishment: the name, address, and license number of each person for whom he custom slaughtered cattle, calves or swine, and the live weight of each of such species of livestock which he custom slaughtered during the interim quota period and during each quota period for each such person, including the dates of such slaughter.

(e) Every person subject to this order must keep all records required under this order for as long as this order shall remain in effect.

(f) All records kept under this order may be inspected by the Office of Price Administration, through any authorized representative. The inspection may be made at a person's place of business during regular business hours. Every person required to keep records under this order must keep them available for such inspection.

(g) The Office of Price Administration, through any authorized representative may, at any reasonable time, inspect any place where livestock is slaughtered, and any place at which a Class 2 or Class 3 slaughtering establishment is located.

(h) Information and documents obtained from any person under this order will not be disclosed, whether in response to a subpoena or in any other way, except to that person, unless the Administrator (or a representative of the Office of Price Administration designated by him) finds that the requested disclosure is not contrary to law and consents to it.

SEC. 22. *Additional prohibitions.* (a) This order prohibits, among other matters:

(1) Making, false or misleading statements on any records or reports to the Office of Price Administration;

(2) Altering, defacing, mutilating, or destroying a document specified herein;

(3) Forging or counterfeiting any document specified herein;

(4) Acquiring, using, transferring or possessing a forged, counterfeited, altered, defaced, or mutilated document specified herein;

(5) Wrongfully withholding a document specified herein;

(6) Bribing, hindering, or interfering with authorized Office of Price Administration officials; and

(7) Attempting to do any act in violation of this order, directly or indirectly, or to aid or encourage another to do so.

This order shall become effective April 28, 1946, except that it shall become effective May 1, 1946 for persons whose quota periods begin on May 1, 1946.

NOTE: The reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

F. R. Doc. 46–7000; Filed, Apr. 25, 1946; 4:31 p. m.]

PART 1305—ADMINISTRATION

[SO 88, Amdt. 1]

EXEMPTION OF UNCLAIMED OR ABANDONED COMMODITIES SOLD AT AUCTION BY THE BUREAU OF CUSTOMS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 88 is amended in the following respect:

1. Paragraph (a) of § 1305.116 of Supplementary Order No. 88 is amended to read as follows:

(a) No provision of any price regulation shall apply to the sale of seized, unclaimed, or abandoned commodities by the Bureau of Customs if the aggregate quantity of all lots of such commodities of one general class or kind is offered for sale by the Collector of a customs district at a single auction sale has a domestic value of less than $500. However, this price limitation on value shall not apply to watches and clocks offered for sale in accordance with the provisions of this paragraph. An auction sale shall be considered a single auction sale although it continues over a period of more than one day. This exemption shall not apply to sales of distilled spirits or wine in any quantity.

This amendment shall become effective on the 1st day of May 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7040; Filed, Apr. 26, 1946; 11:49 a. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 534–2, Amdt. 5]

HICKORY AND ASH LOGS AND OTHER SPECIALTY WOODS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 534–2 is amended in the following respects:

1. Section 12 (c) (5) (ii) is amended to read as follows:

(ii) *Short logs.* In Zone 1, short logs may be purchased on the basis of a cord measurement of 128 cubic feet. In such case the maximum price shall be $20.00 per cord at roadside available to truck, or $22.00 per cord f. o. b. rail cars at a rail siding or $23.00 per cord delivered to mill by truck from within 20 miles. If delivered to the mill by truck from a distance over 20 miles, the buyer may add 6 cents per cord for each additional load mile over 20 miles.

This amendment shall become effective May 1, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7039; Filed, Apr. 26, 1946; 11:50 a. m.]

PART 1444—ICE BOXES

[MPR 399, Amdt. 29]

NEW ICE BOXES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 399 is amended in the following respects:

1. Section 14, Table A, *Retail ceiling prices in each state for sales of ice boxes by ice companies and retail establishments controlled by ice companies,* is amended by adding the ceiling prices for one new model ice box as set forth below:

TABLE A—RETAIL CEILING PRICES IN EACH STATE FOR SALES OF ICE BOXES BY ICE COMPANIES AND RETAIL ESTABLISHMENTS CONTROLLED BY ICE COMPANIES

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
Stoddard Manufacturing Co.	Lockerator	6-C	75	$72.25	$73.00	$74.00	$73.00	$74.50	$73.00	$73.00	$73.00	$73.00	$74.00	$73.50	$73.75	$72.25

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
Stoddard Manufacturing Co.	Lockerator	6-C	75	$72.25	$72.25	$72.25	$72.50	$72.50	$73.75	$73.25	$73.00	$73.25	$72.25	$72.25	$73.00	$72.25

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon
Stoddard Manufacturing Co.	Lockerator	6-C	75	$72.25	$73.50	$72.25	$74.00	$73.25	$73.00	$74.00	$72.75	$73.50	$72.75	$72.50	$73.00	$74.00

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Pennsylvania	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
Stoddard Manufacturing Co.	Lockerator	6-C	75	$72.25	$72.75	$73.00	$73.50	$72.50	$72.75	$73.50	$73.75	$73.25	$73.00	$74.00	$72.75	$72.25	$73.25

2. Section 16, Table C, *Retail ceiling prices in each state for all other sales of ice boxes at retail,* is amended by adding the ceiling prices for one new model ice box as set forth below:

TABLE C—RETAIL CEILING PRICES IN EACH STATE FOR ALL OTHER SALES OF ICE BOXES AT RETAIL

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
Stoddard Manufacturing Co.	Lockerator	6-C	75	$80.75	$83.00	$84.00	$83.00	$84.25	$83.00	$83.00	$83.00	$82.75	$83.75	$84.00	$83.75	$81.75

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
Stoddard Manufacturing Co.	Lockerator	6-C	75	$80.75	$82.25	$82.25	$82.50	$82.50	$83.50	$83.25	$82.75	$83.00	$82.00	$81.75	$83.00	$81.75

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon
Stoddard Manufacturing Co.	Lockerator	6-C	75	$80.75	$83.50	$82.00	$83.75	$83.00	$82.75	$84.00	$82.75	$83.25	$82.50	$82.25	$83.00	$84.00

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Pennsylvania	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
Stoddard Manufacturing Co.	Lockerator	6-C	75	$80.75	$82.75	$83.00	$83.25	$82.25	$82.50	$83.25	$83.50	$84.00	$83.00	$84.00	$82.50	$81.50	$83.00

This amendment shall become effective on the 1st day of May 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7038; Filed, Apr. 26, 1946; 11:49 a. m.]

PART 1305—ADMINISTRATION

[SO 146,[1] Incl. Amdt. 1]

RECONVERSION INDUSTRY REPORTING

This compilation of Supplementary Order 146 includes Amendment 1, effective May 1, 1946. Additions and amendments by Amendment 1 are indicated by underscoring or notes.

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Sec.
1. Who must submit reports.
2. Reports.
3. Where forms may be obtained.
4. Records.
5. Revocation or amendment.

AUTHORITY: § 1305.174 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487, E.O. 9697, 11 F.R. 1691.

SECTION 1. *Who must submit reports.* Any person who manufactures any of the consumer goods listed in Appendix A below on or after the effective date of this order (or on or after the effective date of any amendment hereto which adds to that list a commodity or commodities which he manufactures), shall submit to the Office of Price Administration, Consumer Goods Division, Washington 25, D. C., monthly and base period reports, in duplicate, as set forth in section 2. These reports need not be submitted to the Office of Price Administration, if the information required has been or is sub-

[1] 11 F.R. 1208.

mitted to the Department of Commerce, Bureau of Census, Washington 25, D. C.

(a) *Exceptions from reporting requirements.* Unless compliance with the requirements of Supplementary Order 146 is specifically required by the terms of Supplementary Order 123 or amendments thereto, a manufacturer need not submit the reports required by Supplementary Order 146 in the case of any commodity exempted or suspended from price control under the provisions of Supplementary Order 126 or any amendment thereto.

[Paragraph (a) added by Am. 1, effective 5-1-46]

SEC. 2. *Reports*—(a) *Monthly reports.* On or before February 15, 1946, and on or before the 15th day of each month thereafter, every manufacturer who is required to submit reports under this order, shall file the monthly report form listed in Appendix A opposite his particular commodity, giving all of the information required by that form for the preceding month.

(b) *Base period reports.* Every manufacturer who is required to submit reports under this order, and who also manufactured the same type of article during the base period specified for his industry in Appendix A, shall, within 30 days after the effective date of this order, file the base period report form listed in Appendix A opposite his particular commodity, giving all of the information required on that form.

(c) *Commodities added at a later date.* In the event other consumer goods are added to the list in Appendix A of this order by subsequent amendment, any manufacturer required to submit monthly and base period reports shall file such reports at the times specified below:

(1) *Monthly reports:* Within 30 days after the effective date of such amendment for his first monthly report; and on or before the 15th day of each month thereafter for subsequent monthly reports.

(2) *Base period reports:* Within 30 days after the effective date of such amendment.

(d) All forms enumerated in Appendix A or referred to in this order, are incorporated into and made a part of this order.

SEC. 3. *Where forms may be obtained.* A manufacturer may obtain copies of all forms required to be filed by this order from any Regional Office of the Office of Price Administration, if he has not received those forms directly from the Department of Commerce, Bureau of Census.

SEC. 4. *Records.* Every manufacturer who is required to submit reports under this order shall retain the following records for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect:

(a) If he was doing business during the base period for his industry, all of his records showing the number of units and the dollar volume of all shipments made during that base period.

(b) Records showing the number of units and the dollar value (by category, classification and model number) of his production during each month beginning with the month covered by the first monthly report filed under section 2 above, and all shipments to each class of purchaser during each month. In addition, if the monthly report form for the particular commodity requires information as to inventories, the manufacturer must also keep records containing that information.

SEC. 5. *Revocation or amendment.* This supplementary order may be revoked or amended by the Price Administrator at any time.

APPENDIX A—COMMODITIES AND FORM NUMBERS

Commodity	Monthly report form number*	Base period report form number	Base period
Home and auto radio receivers, radiophonographs combination and electronic phonographs and television.	M41a*	6065-2603	Jan.-Dec. 1941
Electric household ranges	M32F*	6065-2604	July 1940-June 1941
Domestic cooking appliances and heating stoves (except electric).	M51E*	6065-2595	July 1940-June 1941
Domestic mechanical refrigerators	M32B*	6065-2597	July 1940-June 1941
Domestic laundry equipment (washing machines, ironers, dryers).	M39A*	6065-2598	July 1940-June 1941
Domestic type sewing machines	M39B*	6065-2599	July 1940-June 1941
Portable vacuum cleaners	M32E*	6065-2600	July 1940-June 1941
Clocks and watches (spring, electric, movements only, central control resetting devices).	M75F*	6065-2601	July 1940-June 1941
Small electrical appliances	M32A*	6065-2596	July 1940-June 1941
Bicycles (wheel size 20" up)	6065-2608	6065-2602	July 1940-June 1941
Wheel goods (wood and metal velocipedes, chain driven trikes, scooters, children's wagons, coasters, baby carriages, strollers, walkers).	6065-2609	6065-2605	July 1940-June 1941
Lawn mowers (hand, power, gang)	6065-2613	6065-2607	July 1940-June 1941
Domestic type sewing machines, supplement	6067-2629	6067-2603	July 1940-June 1941
Small electrical appliances, supplement	6067-2632	6065-2604	July 1940-June 1941
Woolen floor coverings	6065-2610		

*All form numbers marked with an asterisk (*) are Department of Commerce, Bureau of Census forms. All other form numbers refer to Office of Price Administration forms.

[Appendix A amended by Am. 1, effective 5-1-46]

Effective date. This Supplementary Order No. 146 shall become effective on February 5, 1946. [SO 146 originally issued January 31, 1946]

[Effective date of amendment is shown in notes following the parts affected]

NOTE: The record keeping and reporting provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7041; Filed, Apr. 26, 1946; 11:49 a. m.]

PART 1305—ADMINISTRATION

[Rev. Gen. RO 5,[1] Amdt. 5]

FOOD RATIONING FOR INSTITUTIONAL USERS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

A new section 5.7 is added to Revised General Ration Order 5 to read as follows:

SEC. 5.7 *Increase in allotments of sugar.* (a) The meal service and refreshment allotments under this Order (except allotments under sections 5.6, 11.6, 12.1, 26.2, 27.2 and 27.3) shall be increased by ten percent (10%) for the May-June, 1946, and subsequent allotment periods.

[1] 11 F.R. 116.

This amendment shall become effective May 1, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7032; Filed, Apr. 26, 1946; 11:48 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Control Order 2, Supp. 1]

LIVESTOCK SLAUGHTER

Supplement 1 is issued with respect to Control Order 2:

TABLE I—QUOTA PERCENTAGES FOR ALL CLASS 2 SLAUGHTERERS (UNDER SECTION 7 OF CONTROL ORDER 2)

(a) For quota periods beginning on or after April 28, 1946.

	Percent
Cattle	100
Calves	100
Hogs	80

This supplement shall become effective April 28, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7001; Filed, Apr. 25, 1946; 4:31 p. m.]

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 4]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment

issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respects:

Section 25, Appendix A is amended by adding thereto in the proper alphabetical order the following models of vacuum cleaners and their retail ceiling prices:

Manufacturer	Model No.	Description	Retail ceiling price
Birtman Electric Co.	T-12	Cylinder type—Included 15-piece deluxe attachment set.	$59.95
	T-12-E	Cylinder type—Included 15-piece deluxe attachment set.	59.95
	500	Floor type—Motor-driven brush.	59.95
	500-E	Floor type—Motor-driven brush.	59.95

This amendment shall become effective on the 26th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7033; Filed, Apr. 26, 1946; 11:48 a. m.]

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETICS AND ADMIXTURES

[MPR 118,[1] Amdt. 39]

COTTON PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1400.118 (d) (2) (vii) (a) is amended to read as follows:

(vii) *Printed flannels.* (a) The base maximum prices for printed flannels containing substantially the same coverage and amount of color as the fabrics in each seller's line delivered during the base period shall be:

Width (inches)	Finished weight (yds. per lb., market designation)	Women's wear patterns	Heavy colors men's wear patterns
		Cents per yard	*Cents per yard*
35-36	4.31-4.50	18¾	19¼
35-36	4.30-4.00	19¼	19¾
27	Approx. 6.50	15	15½

This amendment shall become effective May 1, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7037; Filed, Apr. 26, 1946; 11:49 a. m.]

[1] 8 F.R. 12186, 12934; 9 F.R. 401, 10088, 10925, 14211, 14383, 14676; 10 F.R. 705, 857, 1492, 2025, 3875, 8134, 8979, 10310, 14063, 15472.

PART 1418—TERRITORIES AND POSSESSIONS

[2d Rev. MPR 183, Correction]

ELECTRIC COOKING STOVES IN PUERTO RICO

The following correction to item 2 is hereby made in Amendment 23 to Second Revised Maximum Price Regulation 183:

2. A new section 12.15 is added to read as follows:

SEC. 12.15 *Electric cooking stoves.*

The content of section 12.15 remains unchanged.

This correction shall become effective as of 12:01 a. m., April 15, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7036; Filed, Apr. 26, 1946; 11:48 a. m.]

PART 1421—IRON AND STEEL FOUNDRY PRODUCTS

[MPR 241, Amdt. 11]

MALLEABLE IRON CASTINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1421.116 is amended by adding a new paragraph (h) to read as follows:

(h) *Adjustment of certain maximum prices.* (1) Maximum prices established in accordance with paragraph (a) of this section are increased 25%.

(2) Maximum prices established in accordance with paragraph (b) of this section, in the following instances, are increased as follows:

(i) Maximum prices established between October 21, 1942, and December 31, 1943, inclusive, are increased 14%;

(ii) Maximum prices established between January 1, 1944 and December 31, 1944, inclusive, are increased 6%;

(iii) Maximum prices established between January 1, 1945 and December 31, 1945, inclusive, are increased 2%;

(iv) For the purposes of this subparagraph a maximum price shall be deemed to be established at the time when the final recomputation required under paragraph (c) of this section is made.

(3) Maximum prices established in accordance with paragraph (d) of this section are increased 6%.

(4) All increases in maximum prices permitted under this paragraph are to be computed before the addition of any amount to compensate for the cost of overtime labor.

(5) If, heretofore, any seller has received, pursuant to § 1421.107 (a) and (b), an adjustment of his maximum prices for some or all of his malleable iron castings and he elects to retain as his maximum prices any or all of such individually adjusted maximum prices he shall not use any of the increased maximum prices otherwise permitted under this paragraph. To the extent that the provisions of this subparagraph are inconsistent with the provisions of paragraph (f) of this section the provisions of this subparagraph shall supersede the provisions of paragraph (f).

This amendment shall become effective April 26, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7035; Filed, Apr. 26, 1946; 11:48 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14J,[1] Amdt. 22]

WOOD FLOOR COVERINGS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Supplementary Regulation 14J is amended in the following respect:

A new section is added to read as follows:

SEC. 5.3 *Modified maximum prices for certain sales of wool floor coverings.* (a) Each seller of a unit of wool floor covering (as defined in Revised Price Schedule 57) for which the seller's maximum price is established under the General Maximum Price Regulation[2] may, subject to the provisions of paragraph (b), adjust his maximum price for the sale of that unit to an institutional, industrial or commercial user or to an interior decorator by adding 7.7% of his supplier's total lawful selling price to him for that unit. In no event, however, shall any adjustment taken under this section result in an increased price to the seller which returns to him a markup of more than 34% over the "net landed cost" of the unit being priced. "Net landed cost" means the sum of the net invoice cost (less all available discounts other than cash discounts) and incoming freight charges.

(b) (1) A maximum price established by order after April 26, 1946, under the provisions of § 1499.3 (c) of the General Maximum Price Regulation may not be adjusted under this section.

(2) No seller may adjust his maximum price under the provisions of this section unless he shall have

(i) Filed with the Distribution Price Branch, Consumer Goods Price Division, Office of Price Administration, Washington 25, D. C., a written report (signed by an officer or duly authorized agent) setting forth his name and address and a statement that he intends to price under the provisions of section 5.3 of Supplementary Regulation 14J

(ii) Received from the Office of Price Administration a written acknowledgment of the report specified in (i).

[1] 10 F.R. 1216, 2975, 4102, 4108, 4356, 4983, 5526, 7500, 8937, 11858, 11906, 13113, 13777, 14574, 14779, 15127, 11 F.R. 714, 2834.

[2] NOTE: A seller determining his price under Section 3 (a) of the General Maximum Price Regulation must have used as the price of "the most comparable commodity," the maximum price determined for that commodity under § 1499.2 (a) of that regulation, without adjustment.

This amendment shall become effective April 26, 1946.

NOTE: The reporting and record-keeping provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7034; Filed, Apr. 26, 1946; 11:48 a. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

AMENDMENTS TO REGULATIONS

By virtue of the authority vested in me by R. S. 4405, 4417, 4417a, 4426, 4427, 4453, 4482, and 4488, as amended, 35 Stat. 428, 45 Stat. 1493, 49 Stat. 888, 1543, 1544, 54 Stat. 1028, sec. 5, 55 Stat. 244 (46 U.S.C. 85a, 88a, 367, 375, 391, 391a, 395, 396, 404, 405, 435, 463a, 475, 481, 50 U.S.C. 1275), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1–46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following amendments to the regulations are prescribed and shall be made effective May 9, 1946:

Subchapter D—Tank Vessels

PART 32—REQUIREMENTS FOR HULLS, MACHINERY AND EQUIPMENT

HULLS AND HULL FITTINGS; GENERAL

Section 32.1–5 *Hull fittings—TB/ALL* is amended by deleting paragraph (e).

PART 33—LIFESAVING APPLIANCES

LIFE PRESERVERS

Section 33.6–3 is amended to read as follows:

§ 33.6–3 *Shipboard inspections—TB/ALL.* At each annual inspection of any vessel, or oftener if deemed necessary, the life preservers shall be examined by an inspector to determine serviceability. When life preservers are found to be in accordance with the requirements, the inspector shall stamp them with the word "Passed", his initials, port, and date. Life preservers found not to be in a serviceable condition shall be removed from the vessel's equipment and, if beyond repair, shall be destroyed in the presence of the inspector.

Subchapter E—Load Lines

PART 43—FOREIGN OR COASTWISE VOYAGES

ADMINISTRATION

Section 43.01 is amended by the addition of the following sentence at the end thereof:

§ 43.01 *Establishment of regulations.* • • • The regulations in this part shall not apply to merchant vessels on foreign voyages that are being towed and which are carrying neither cargo nor passengers.

Section 43.02 *Responsibility for administration* is amended by changing the phrase "Secretary of Navy" to "Secretary of the Treasury."

Section 43.019 is amended by the addition of the following sentence at the end of the last undesignated paragraph:

§ 43.019 *Zones and seasonal areas.* • • • • • • When loading a vessel in a favorable zone for a voyage on which the vessel will enter a less favorable zone, such allowance must be made that the vessel, when crossing into the less favorable zone, will conform to the regulations and freeboard for the less favorable zone.

Section 43.021 *Control* is amended by changing in the first, third, and fourth undesignated paragraphs the phrase "District Coast Guard Officer" to "Coast Guard District Commander."

GENERAL RULES FOR DETERMINING MAXIMUM LOAD LINES OF MERCHANT VESSELS

Section 43.27 is amended by deleting the fourth and fifth undesignated paragraphs and by changing the heading and the first undesignated paragraph to read as follows:

§ 43.27 *Scuppers and sanitary discharge pipes.* Discharges from scuppers and sanitary pipes led through the vessel's sides from spaces below the freeboard deck are to be fitted with efficient and accessible means for preventing water from passing inboard. Each separate discharge may have an automatic nonreturn valve with a positive means of closing it from a readily accessible position above the freeboard deck, or two automatic nonreturn valves without positive means of closing, provided the upper valve is situated so that it is always accessible for examination under service conditions. The positive-action valve is to be accessible and is to be provided with means for showing whether the valve is opened or closed.

The footnote referring to the heading "Load Lines for Steamers [1]" immediately preceding § 43.32 is amended to read as follows:

[1] The provisions of §§ 43.01 to 43.022, inclusive, and §§ 43.1 to 43.31, inclusive, apply to all vessels and, for steamers, are further supplemented by §§ 43.32 to 43.67, inclusive. Steamers taking advantage of special classifications, such as tankers, steamers carrying timber deck cargo, lumber schooners, etc., are also subject to these requirements except as specifically modified in their separate classifications as set forth in the regulations.

Section 43.65 is amended to read as follows:

§ 43.65 *Winter North Atlantic freeboard.* The minimum freeboard for vessels not exceeding 330 feet in length on voyages across the North Atlantic from a port or place of departure north of latitude 36° N. to a port or place of arrival north of latitude 36° N., regardless of the route of the vessel while it is in either of the northern seasonal winter zones during the winter season, shall be the winter freeboard plus 2 inches. For vessels over 330 feet in length it is the winter freeboard.

The footnote referring to the heading "Load Lines for Steamers Carrying Timber Deck Cargoes [1]" immediately preceding § 43.77a is amended to read as follows:

[1] The provisions of §§ 43.01 to 43.022, inclusive, and §§ 43.1 to 43.67, inclusive, also apply to steamers marked to carry timber deck cargoes except as they are modified by §§ 43.77a to 43.91, inclusive.

The footnote referring to the heading "Load Lines for Tankers [1]" immediately preceding § 43.92 is amended to read as follows:

[1] The provisions of §§ 43.01 to 43.022, inclusive, and §§ 43.1 to 43.67, inclusive, also apply to tankers except as they are modified by §§ 43.92 to 43.106, inclusive.

Section 43.105 is amended to read as follows:

§ 43.105 *Winter North Atlantic freeboard; tanker.* The minimum freeboard for tankers on voyages across the North Atlantic from a port or place of departure north of latitude 36° N. to a port or place of arrival north of latitude 36° N., regardless of the route of the vessel while it is in either of the northern seasonal winter zones during the winter season, shall be the winter freeboard plus an addition at a rate of one inch per 100 feet in length.

PART 45—MERCHANT VESSELS WHEN ENGAGED IN A VOYAGE ON THE GREAT LAKES

ADMINISTRATION

Section 45.02 *Responsibility for administration* is amended by changing the phrase "Secretary of Navy" to "Secretary of the Treasury."

Section 45.018 *Control* is amended in the first, third, and fourth undesignated paragraphs by changing the phrase "District Coast Guard Officer" to "Coast Guard District Commander."

A new footnote referring to the heading "Load Lines for Steamers [1]" immediately preceding § 45.32 is added reading as follows:

[1] The provisions of §§ 45.01 to 45.019, inclusive, and §§ 45.1 to 45.31, inclusive, apply to all vessels having Great Lakes load lines and, for steamers, are supplemented by §§ 45.32 to 45.64, inclusive. Tankers having Great Lakes load lines are also subject to these requirements except as specifically modified in §§ 45.65 to 45.78, inclusive.

CONDITIONS OF ASSIGNMENT OF LOAD LINES

Section 45.27 is amended by changing the first undesignated paragraph to read as follows:

§ 45.27 *Scuppers and sanitary discharge pipes.* Discharges from scuppers and sanitary pipes led through the vessel's sides from spaces below the freeboard deck are to be fitted with efficient and accessible means for preventing water from passing inboard. Each separate discharge may have an automatic nonreturn valve with a positive means of closing it from a readily accessible position above the freeboard deck, or two automatic nonreturn valves without positive means of closing, provided the upper valve is situated so that it is always accessible for examination under service conditions. The positive-action valve is to be accessible and is to be provided with means for showing whether the valve is opened or closed.

The footnote referring to the heading "Load Lines for Tankers [1]" immediately preceding § 45.65 is amended to read as follows:

[1] The provisions of §§ 45.01 to 45.019, inclusive, and §§ 45.1 to 45.64, inclusive, shall apply to Great Lakes tankers except as they are modified by §§ 45.65 to 45.78, inclusive.

PART 46—SUBDIVISION LOAD LINES FOR PASSENGER VESSELS

Section 46.02 *Responsibility for administration* is amended by changing the phrase "Secretary of Navy" to "Secretary of the Treasury."

Section 46.022 *Control* is amended by changing in the first and second undesignated paragraphs the phrase "District Coast Guard Officer" to "Coast Guard District Commander."

Section 46.024 *Plans and inspection of new and converted vessels* is amended in the second undesignated paragraph by changing the phrase "District Coast Guard Officer" to "Coast Guard District Commander."

RULES FOR DETERMINING SUBDIVISION LOAD LINES FOR PASSENGER VESSELS ENGAGED ON FOREIGN AND COASTWISE VOYAGES

Section 46.30 is amended by changing the first three undesignated paragraphs to read as follows:

§ 46.30 *Inlets and discharges.* All main and auxiliary inlets and discharges shall be so arranged as to prevent accidental admission of water into the vessel. Cocks or valves are to be fitted to each such inlet or discharge at or near the shell, so arranged that they can be readily opened or closed. Sea chests are to be made with the necks as short as practicable, and where they would require to have long necks if fastened directly to the shell of the vessel, they may, instead, be attached to structural boxes built onto the shell.

Pipes terminating at the shell are not to be fitted in a direct line between the outboard openings and the first rigid connection inboard, but are to be arranged with bends or elbows. Such bends or elbows are to be sufficient in number to provide for expansion of the pipe, any movement due to the working of the vessel, and to offer reasonable safeguard against damage to the piping due to rubbing or bumping of the vessel in the vicinity of the outboard ends.

Valves fitted on the vessel's sides are to be substantial of construction and are to be effectively protected against damage. Where operating gear is provided the lead of shafting should be as direct as possible and all parts of the gear are to be protected against damage.

Subchapter F—Marine Engineering

PART 55—PIPING SYSTEMS

Section 55.19–5 is amended by the addition of a new paragraph (k), reading as follows:

§ 55.19–5 *Installation.* • • • (k) (1) On new installations or replacements for vessels of 150 gross tons and over, cast iron for any connection to the vessel's shell below the freeboard deck shall not be permitted, nor shall cast iron valves be secured to sea chests.

(2) On ocean and coastwise vessels constructed prior to June 15, 1941, in which cast iron sea chests were installed, reinforcing with concrete or other suitable material in conjunction with structural bracing shall be fitted.

Subchapter G—Ocean and Coastwise: General Rules and Regulations

PART 59—BOATS, RAFTS, BULKHEADS, AND LIFESAVING APPLIANCES (OCEAN)

Section 59.55 (j) is amended to read as follows:

§ 59.55 *Life preservers.* • • • (j) *Shipboard inspections.* At each annual inspection of any vessel, or oftener if deemed necessary, the life preservers shall be examined by an inspector to determine serviceability. When life preservers are found to be in accordance with the requirements, the inspector shall stamp them with the word "Passed", his initials, port, and date. Life preservers found not to be in a serviceable condition shall be removed from the vessel's equipment and, if beyond repair, shall be destroyed in the presence of the inspector.

PART 60—BOATS, RAFTS, BULKHEADS, AND LIFESAVING APPLIANCES (COASTWISE)

Section 60.48 (j) is amended to read as follows:

§ 60.48 *Life preservers.* (See § 59.55, as amended, which is identical with this section.)

PART 61—FIRE APPARATUS; FIRE PREVENTION

Section 61.14 is amended by changing the first sentence to read as follows:

§ 61.14 *Fire-fighting equipment on vessels using oil as fuel.* Steam-propelled vessels burning oil for fuel, and seagoing vessels in excess of 300 gross tons propelled by internal-combustion engines, except such seagoing vessels propelled by internal-combustion engines as are engaged in fishing, oystering, clamming, crabbing, or any other branch of the fishery or kelp or sponge industry, shall be fitted with the fire-fighting equipment of the type and character specified below: • • •

PART 63—INSPECTION OF VESSELS

Section 63.4 *Inspection of hulls* is amended by deleting the last undesignated paragraph.

Subchapter H—Great Lakes: General Rules and Regulations

PART 76—BOATS, RAFTS, BULKHEADS, AND LIFESAVING APPLIANCES

Section 76.52 (j) is amended to read as follows:

§ 76.52 *Life preservers.* (See § 59.55 of this chapter, as amended, which is identical with this section.)

PART 79—INSPECTION OF VESSELS

Section 79.4 *Inspection of hulls* is amended by deleting the last undesignated paragraph.

Subchapter I—Bays, Sounds, and Lakes Other Than the Great Lakes: General Rules and Regulations

PART 94—BOATS, RAFTS, BULKHEADS, AND LIFESAVING APPLIANCES

Section 94.52 (j) is amended to read as follows:

§ 94.52 *Life preservers.* (See § 59.55 of this chapter, as amended, which is identical with this section.)

PART 97—INSPECTION OF VESSELS

Secton 97.4 *Inspection of hulls* is amended by deleting the last undesignated paragraph.

Subchapter J—Rivers: General Rules and Regulations

PART 113—BOATS, RAFTS, BULKHEADS, AND LIFESAVING APPLIANCES

Section 113.44 (j) is amended to read as follows:

§ 113.44 *Life preservers.* (See § 59.55 of this chapter, as amended, which is identical with this section.)

PART 116—INSPECTION OF VESSELS

Section 116.4 *Inspection of hulls* is amended by deleting the last undesignated paragraph.

Dated: April 24, 1946.

[SEAL] J. F. FARLEY,
Admiral, U. S. Coast Guard, Commandant.

[F. R. Doc. 46-7019; Filed, Apr. 26, 1946; 11:27 a. m.]

Chapter III—War Shipping Administration

[G. O. 13, Supp. 3]

PART 302—CONTRACTS WITH VESSEL OWNERS AND RATES OF COMPENSATION RELATING THERETO

UNIFORM BAREBOAT CHARTER FOR INTERIM PROGRAM

§ 302.62a *Uniform bareboat charter for interim program "Warshipdemiseout 203".* The Administrator, War Shipping Administration, adopts the following standard form of bareboat charter for vessels bareboat chartered by the United States of America, acting by and through the Administrator, War Shipping Administration, under the interim charter program, to be known as "Warshipdemiseout 203"

Form No. 203 Contract No. WSA-__-
4/15/46
Warshipdemiseout

WAR SHIPPING ADMINISTRATION

BAREBOAT CHARTER AGREEMENT

This agreement, dated as of _____, 194__, between the United States of America, acting by and through the Administrator, War Shipping Administration (hereinafter called the "Owner") and _____ (hereinafter called the "charterer"). Whose address is _____
Witnesseth: _____

PART I

CLAUSE A. *Uniform terms.* This agreement consists of this Part I, and Part II published in the FEDERAL REGISTER of April 27, 1946, the

provisions of said Part II being incorporated by reference as part of this Agreement. Unless otherwise in this Part I expressly provided, all of the provisions of said Part II shall be a part of this Agreement as though fully set forth in this Part I. In the event of a conflict between the provisions of Parts I and II, the provisions of Part I shall govern to the extent of such conflict.

CLAUSE B. *Warranty as to citizenship.* The Charterer warrants and represents that it is and at all times during the period of this Agreement will continue to be a citizen of the United States within the meaning of Section 2 of the Shipping Act of 1916, as amended.

CLAUSE C. (1) *Vessels chartered and other details.* The Vessel or Vessels to which this agreement relates, and the respective ports of delivery (if known) and applicable operating limits are as follows or as may be included hereunder by Addenda hereafter executed:

Name of vessel	Type	Port of delivery	Basic hire per calendar month	Valuation	Operating limits as specified in clause

The term "Vessels" as used in the plural in either Part I or Part II of this Agreement also refers to any single Vessel, whenever appropriate, and similarly the term "Vessel" as used in the singular refers to all Vessels within the Agreement whenever appropriate.

(2) *Period of vessel's use.* As to each Vessel, from time of delivery to the Charterer pursuant to this Agreement until either (a) redelivery of the Vessel pursuant to Clause 14 of Part II, (b) the time of expiration of the voyage current at the end of the emergency proclaimed by the President of the United States on May 27, 1941, or (c) redelivery upon termination upon such notice to the Charterer as the President shall determine under the circumstances set forth in Section 712 (d) of the Merchant Marine Act, 1936, as amended, whichever is earlier.

CLAUSE D. *Operating limits*—(1) *Liner services.* Except as otherwise provided in this charter, the Vessels shall be operated only in any foreign trade or service as provided in Public Law 101, 77th Congress, on the following described routes: ----------

---

With the prior written approval of the Owner and without amendment of this Agreement, the Charterer may alter or vary the abovementioned route or routes.

(2) *Bulk cargo.* Except as otherwise provided in this Charter, the Vessels shall be operated in world-wide trading in any foreign trade or service as provided in Public Law 101, 77th Congress, carrying only such bulk or other cargo as may be approved by the owner.

CLAUSE E. *Rate of basic charter hire.* Unless otherwise specially agreed, such rates as appear opposite the name of each vessel listed in Clause C (1) and such addenda as may be executed.

CLAUSE F. *Valuation.* The insertion of the amount appearing opposite each vessel in Clause C (1) or in any addenda to be executed shall be for the purpose of (a) fixing the minimum amount for the placing of insurance as provided in Clause 16, and (b) constituting the replacement or total loss value of the vessel as between charterer and owner, but for no other purpose.

CLAUSE G. *Port of redelivery.* Port of delivery, unless otherwise agreed.

CLAUSE H *Special provisions*----------

In witness whereof, the Charterer has executed this Agreement in quadruplicate the ------ day of ----------, 194--, and the Owner has executed this Agreement in quadruplicate the ------ day of ----------, 194--.

By ----------

Execution for charterer:
Attest.

---

or if not incorporated in the presence of:

Witness.

UNITED STATES OF AMERICA,
By ADMINISTRATOR,
War Shipping Administration.

By ----------
For the Administrator.

Execution for owner:
Approved as to form:

Charter, agency and traffic counsel.

I, ----------, certify that I am the duly chosen, qualified, and acting Secretary of ---------- a party to this Agreement, and, as such, I am the custodian of its official records and the minute books of its governing body; that ---------- who signed this Agreement on behalf of said corporation, was then the duly qualified ---------- of said corporation; that said officer affixed his manual signature to said Agreement in his official capacity as said officer for and on behalf of said corporatiton by authority and direction of its governing body duly made and taken; that said Agreement is within the scope of the corporate and lawful powers of this corporation.

[CORPORATE SEAL] ----------
Secretary

PART II

CLAUSE 1. *Condition of vessels on delivery.* The Vessel on her delivery shall be in class A-1 American Bureau of Shipping or equivalent, with all required certificates, including but not limited to steamboat inspection certificates, and so far as due diligence can make her so, tight, staunch, strong and well and sufficiently tackled, appareled, furnished and equipped, and in every respect seaworthy and in good running condition and repair, with clean swept holds and in all respects fit for service.

CLAUSE 2. *Surveys.* (a) The Vessels shall be jointly surveyed before delivery and redelivery under this Agreement to determine and state the condition of the Vessels. Such surveys shall include drydocking to determine and state the condition of the underwater parts, unless, at owner's option, the drydocking in connection with delivery is postponed, in which event the cost and time of any damage to underwater parts found either upon redelivery or during the period of the Vessel's use under this Agreement shall be for Owner's account unless such damage is established, from the basis of all evidence, to have occurred during the period of the Vessel's use under this Agreement. The cost and time of such delivery survey shall be for the account of the Owner, and similarly the cost and time of such redelivery survey shall be for the account of the Charterer.

(b) Subject to the foregoing provisions, as to underwater parts in the event drydocking is postponed, and except to the extent otherwise noted on the delivery survey report, the delivery of the Vessel by the Owner and the acceptance thereof by the Charterer shall constitute full performance by the Owner of all the Owner's obligations under Clause 1, and thereafter the Charterer shall not be entitled to make or assert any claim against the Owner on account of any agreements, representations or warranties, expressed or implied, with respect to the condition of the Vessel: *Provided, however,* That the Owner shall nevertheless be responsible for the cost and time of repairs or renewals occasioned by latent defects in the Vessel, its machinery or appurtenances or defects due to locked in stresses in the Vessel existing at the time of delivery, not recoverable under the terms and conditions of the American Hull form of policy (American Institute of Marine Underwriters 7/1/41) containing no deductible average clause.

CLAUSE 3. *Determination of class.* For the purpose of this Agreement a Vessel shall be deemed to be in class, whether or not any requirements or recommendations of the Classification Society are outstanding at the time of delivery or redelivery, as the case may be, unless the time limit for the accomplishment of any such requirements or recommendations, including any extension or period of grace allowed, shall have expired.

CLAUSE 4. *Inventory.* A complete inventory of the Vessel's entire outfit, equipment, furniture, furnishings, appliances, spare and replacement parts and of all unbroached consumable stores and fuel on board shall be jointly taken at the time of delivery, and mutually agreed upon as to items, by representatives of the Charterer and the Owner, and a similar inventory shall be taken and mutually agreed upon at the time of redelivery. The parties may agree, however, to accept any suitable prior inventory which may have been taken before the delivery of the Vessel under this Agreement, either on the occasion of the redelivery of the Vessel from a general agency agreement with the Owner, or otherwise.

CLAUSE 5. *Consumable stores and fuel.* The Charterer shall accept and pay for all unbroached consumable stores and fuel on board at the time of delivery and the Owner shall accept and pay for all unbroached consumable stores (with the exception of perishable stores, broached or unbroached, and slop chests, in the event the Vessel is redelivered at a port regularly serviced by the Charterer or at the port of redelivery provided for in Clause G of Part I hereof) and fuel on board at the time of redelivery, at the market prices current at the ports and times of delivery and of redelivery, respectively. "Consumable stores" within the meaning of this agreement shall mean all consumable and subsistence stores, and returnable containers (but not expendable equipment, scrap and junk) listed in the United States Maritime Commission Voyage Stores Reports, Forms 7915A, 7916A, 7918A, and 7919A (Revised Forms 1939), and slop chests.

CLAUSE 6. *Use of equipment.* The Charterer shall have the use of all outfit, equipment, furniture, furnishings, appliances, spare and replacement parts on board the Vessel at the time of delivery without extra cost and the same shall be returned to the Owner on redelivery in the same good order and condition as when received, ordinary wear and tear excepted. Any such items lost, destroyed, damaged or so worn in service as to be unfit for use (unless through ordinary wear and tear) shall be replaced or made good by the Charterer in kind at or before redelivery, or at Owner's option, the Charterer shall pay for said items at the current market prices at the port and time of redelivery. Any overages accepted by the Owner shall be paid for at the current market prices at the port and time of redelivery.

CLAUSE 7. *Maintenance.* The Charterer, except as otherwise provided in Clause 2 (a) and 2 (b), shall maintain the Vessels, their machinery, boilers, appurtenances, and spare parts during the period of the Vessel's use under this Agreement in good state of repair and in efficient operating condition and in accordance with good commercial maintenance practices and shall keep the Vessels with full unexpired classification and other required certificates at all times, including, without limitation, unexpired steamboat inspection certificates.

CLAUSE 8. *Drydocking.* The Charterer shall drydock the Vessels and clean and paint their underwater parts, when necessary, and not less than once in about every nine (9) months from date of delivery. The Charterer shall give the Owner reasonable notice of the time and place of drydocking and if practicable fifteen (15) days in advance thereof and afford the Owner an opportunity to inspect the Vessels while drydocked. The Charterer shall also promptly notify the Owner sufficiently in advance to enable its representative to be present at repairs or surveys of the Vessels, and shall furnish the Owners with copies of reports made pursuant to such surveys.

CLAUSE 9. *Inspections.* The Owner shall have the right at any time, without notice, to inspect or survey the Vessels at its own expense, to ascertain their condition and to satisfy itself that the Vessels are being properly repaired and maintained in accordance with good commercial maintenance practices. The Charterer shall make all such repairs, at its own expense, as such inspection or survey may show to be required in compliance with the Charterer's obligations under this Agreement. The Charterer shall also permit the Owner to inspect the Vessel's logs whenever requested, and shall furnish the Owner upon request with full information regarding any casualties or other accidents or damage to the Vessels.

CLAUSE 10. *Charterer to man, etc.* During the period of this Agreement the Charterer shall, at its own expense, and by its own procurement, man, victual, navigate, operate, supply, fuel and, except as otherwise expressly provided in Clause 2 (a) and 2 (b) of this Agreement, repair the Vessels and pay all charges and expenses of every kind and nature whatsoever incident to the use and operation of the Vessels under this Agreement. Except as otherwise expressly provided in Clause 25 of this Agreement the Charterer and not the Owner shall have exclusive possession, control and command of the Vessels during the entire period of use under this Agreement.

CLAUSE 11. *Structural changes.* The Charterer shall make no structural changes in the Vessel and shall make no changes in the machinery, boilers, appurtenances or spare parts thereof without in each instance first securing the written approval of the Owner.

CLAUSE 12. *Basic charter hire.* The Charterer shall pay to the Owner the basic charter hire at the monthly rate provided for in Part I hereof from the day and hour of delivery of the Vessels until and including the day and hour of redelivery to the Owner pursuant to the terms of this Agreement; or if any Vessel shall be lost, hire shall continue until the time of her loss, if known, or if the time of loss be uncertain then up to and including the time last heard from. Payment of such basic charter hire shall be made to the Owner at Washington, D. C., on delivery of the Vessel for the remainder of the calendar month in which delivery is made, and thereafter monthly in advance on the first day of each month.

CLAUSE 13. *Additional Charter Hire.* After redelivery of all Vessels under this Agreement, if the cumulative net voyage profits computed for the period of the agreement (after the payment of the basic charter hire provided herein and payment of the Charterer's fair and reasonable overhead expenses applicable to operation of the Vessels) shall be in excess of a rate of ten (10) per centum per annum on the Charterer's capital necessarily employed in the business of the Vessels during the period of the agreement (all as hereinafter defined in Clause 23) the Charterer shall pay to the Owner at Washington, D. C. within sixty (60) days thereafter, an amount equal to one-half of such cumulative net voyage profit in excess of an amount computed for the period of the agreement at the rate of ten (10) per centum per annum on such capital as hire in addition to the hire payable under Clause 12; *Provided, however,* That such payment of additional charter hire shall be deemed to be preliminary and subject to adjustment upon the completion of final audit by the Owner, at which time such payments will be made by or to the Owner as such final audit may show to be due. The Charterer shall, (1) keep its books, records and accounts relating to the management, operation, conduct of the business of and maintenance of the vessels covered by this Agreement in accordance with the "Uniform System of Accounts for Operating-Differential Subsidy Contractors" prescribed by the United States Maritime Commission in its General Order No. 22 and under such regulations as may be prescribed by the Owner: *Provided, however,* That, if the Charterer is subject to the jurisdiction of the Interstate Commerce Commission, the Owner shall not require the duplication of books, records, and accounts required to be kept in some other form by that Commission; and (2) file, upon notice from the Owner, balance sheets, profit and loss statements, and such other statements of operation, special reports, memoranda of any facts and transactions, which, in the opinion of the Owner, affect the results in, the performance of, or transactions or operations under this Agreement. The Owner is hereby authorized to examine and audit the books, records, and accounts of the Charterer in so far as the same relate to operations under this Agreement whenever it may deem it necessary or desirable so to do.

CLAUSE 14. *Termination.* (A) Either the Owner or the Charterer may terminate the period of use of any of the vessels by giving written notice to the other party at least fifteen (15) days prior to the termination of any voyage hereunder, in which event the vessel shall be redelivered at the port of redelivery provided for in Clause G of Part I hereof upon termination of the voyage during which such notice is given.

(B) In addition to the right given to the Charterer in paragraph (A) hereof to terminate the period of use of any vessel, the Charterer may also terminate the period of use of the Vessel by giving written notice to the Owner,

(1) If the Vessel is in a continental U. S. port free of cargo, or

(2) If, in the event it is in a continental U. S. port with cargo on board, the Owner advises the Charterer that it is satisfied that the removal of the cargo and the redelivery of the Vessel will not subject the Owner or the Vessel to any liability whatsoever,

in which event the Vessel shall be redelivered at the port of redelivery provided for in Clause G of Part I hereof not sooner than 15 days after receipt of such written notice, unless otherwise agreed.

CLAUSE 15. *Redelivery of vessel.* The Vessels shall be redelivered to the Owner (unless lost) pursuant to the terms of this Agreement in the same or as good order, condition and class as that in which they were delivered, unless the lack of good order, condition and class is due solely to ordinary wear and tear. At the redelivery survey provided for in Clause 2, surveyors representing both the Charterer and the Owner, or a surveyor satisfactory to both sides, shall be present, who shall determine and state the repairs or work necessary to place the Vessel on the date of redelivery in the condition and class required in this paragraph, which findings shall include all repairs or work (as distinguished from postponed annual or periodical surveys) required by outstanding classification or steamboat inspection requirements in effect as of date of delivery to place her in such condition. The Charterer, before redelivery, shall make all such repairs and do all such work so found to be necessary at its expense and time, or at Owner's option, the Charterer shall on Owner's request discharge such obligation by payment to the Owner of an amount sufficient to place the Vessel in such condition and class and to provide for the foregoing work and repairs at the prices current at the time of redelivery, which amount shall also include compensation at the rate of basic hire payable under this Agreement for the time reasonably required under then existing conditions to complete such work or repairs and compensation for other expenses (including insurance) incident to such work or repairs or which would have been borne by the Charterer if the repairs had been effected prior to redelivery. The Charterer shall not be required to make any repairs or to satisfy any classification or steamboat inspection requirements which were for Owner's account under Clause 2 of this Agreement but if such repairs were made or such requirements were satisfied after delivery under this Agreement and paid for by the Owner, they shall be considered as having been made at the time of delivery for the purpose of determining the Charterer's obligations under this Clause 15.

CLAUSE 16. *Insurance.* The Charterer shall at all times during the period of the Vessel's use under this Agreement carry and maintain on the Vessel insurance covering all customary marine and war risk hull and marine and war risk protection and indemnity insurances and such crew insurance as is required by applicable decisions of the Maritime War Emergency Board in such amount and in such form and with such insurance companies, underwriters or funds as the Owner may require and approve. All insurance required under the terms of this Agreement to be carried by the Charterer shall be placed and kept with responsible insurers satisfactory to the Owner, and shall include the United States of America as an assured, without right of subrogation against the United States insofar as its interest in said Vessel is concerned. The hull and disbursement insurance on the Vessel shall be in an amount no less than the valuation set forth in Part I. The marine P. & I. insurance shall be in the amount of not less than $175 per gross ton, or the hull valuation figure set forth in Part I whichever is higher. The war risk P. & I. insurance shall be in an amount of not less than $60 per gross ton.

All losses under the policies of insurance carried on the Vessel shall be made payable to the Owner for distribution by it to itself and the Charterer as their interests may appear: *Provided, however,* That in the absence of specific instructions to the contrary P. & I. claims in amounts not exceeding $5000 may be payable directly to the Charterer. Charterer shall at Charterer's expense keep the vessels entered in the Marine Index Bureau Inc. The originals of all cover notes or binders and policies, including certificate of entry in such Bureau shall be delivered promptly to the Owner for its custody and approval.

In the event that any of the insurance hereinbefore provided for, by reason of any act, omission, or negligence of the Charterer, shall not be kept in full force and effect, or for any reason (including but without limitation the existence of any deductible av-

erage, franchise provision, or other exclusion contained therein but excluding insolvency of the underwriters) does not cover in full all losses, damages, claims or demands, the Charterer shall indemnify and hold harmless the Owner against all such losses, claims and demands.

No tender of abandonment as a constructive total loss shall be made without the prior approval of the Owner: *Provided, however*, That in the event the Owner neglects or refuses to approve such tender, then charter hire shall cease ten days after receipt of Charterer's request in the event it is determined that abandonment was proper under all the circumstances.

CLAUSE 17. *Bills of lading or voyage charters.* All bills of lading or voyage charters issued under this Agreement shall contain directly or by reference substantially the following clauses:

(i) *Clause paramount.* "This bill of lading shall have effect subject to the provisions of the Carriage of Goods by Sea Act of United States, approved April 16, 1936, which shall be deemed to be incorporated herein, and nothing herein contained shall be deemed a surrender by the Carrier of any of its rights or immunities or an increase of any of its responsibilities or liabilities under said Act. If any term of this bill of lading be repugnant to said Act to any extent, such term shall be void to that extent but no further."

(ii) *Both-to-blame collision clause.* "If the ship comes into collision with another ship as a result of the negligence of the other ship and any act, neglect or default of the master, mariner, pilot or the servants of the carrier in the navigation or in the management of the ship, the owners of the goods carried hereunder will indemnify the carrier against all loss or liability to the other or noncarrying ship or her owners in so far as such loss or liability represents loss of, or damage to, or any claim whatsoever of the owners of said goods, paid or payable by the other or noncarrying ship or her owners to the owners of said goods and set-off, recouped or recovered by the other or noncarrying ship or her owners as part of their claim against the carrying ship or carrier. The foregoing provisions shall also apply where the owners, operators or those in charge of any ship or ships or objects other than, or in addition to, the colliding ships or objects are at fault in respect of a collision or contact."

(iii) *General average clause.* "General average shall be adjusted, stated, and settled, according to Rules 1 to 15, inclusive, 17 to 22, inclusive, and Rule F of York-Antwerp Rules 1924, at such port or place in the United States as may be selected by the carrier, and as to matters not provided for by these Rules, according to the laws and usages at the port of New York. In such adjustment, disbursements in foreign currencies shall be exchanged into United States money at the rate prevailing on the dates made and allowances for damage to cargo claimed in foreign currency shall be converted at the rate prevailing on the last day of discharge at the port or place of final discharge of such damaged cargo from the ship. Average agreement or bond and such additional security, as may be required by the carrier, must be furnished before delivery of the goods. Such cash deposit as the carrier or his agents may deem sufficient as additional security for the contribution of the goods and for any salvage and special charges thereon, shall, if required, be made by the goods, shippers, consignees, or owners of the goods to the carrier before delivery. Such deposit shall, at the option of the carrier, be payable in United States money, and be remitted to the adjuster. When so remitted the deposit shall be held in a special account at the place of adjustment in the name of the adjuster pending settlement of the general average and refunds or credit balances, if any, shall be paid in United States money."

(iv) *Amended "Jason" clause.* "In the event of accident, danger, damage, or disaster before or after commencement of the voyage resulting from any cause whatsoever, whether due to negligence or not, for which or for the consequence of which the carrier is not responsible by statute, contract, or otherwise, the goods, shippers, consignees, or owners of the goods shall contribute with the carrier in general average to the payment of any sacrifices, losses or expenses of a general average nature that may be made or incurred, and shall pay salvage and special charges incurred in respect of the goods. If a salving ship is owned or operated by the carrier, salvage shall be paid for as fully as if the salving ship or ships belong to strangers."

(v) *Liberties clauses.* "In any situation whatsoever and wheresoever occurring and whether existing or anticipated before commencement of or during the voyage, which in the judgment of the carrier or master is likely to give rise to risk of capture, seizure, detention, damages, delay or disadvantage to or loss of the ship or any part of her cargo, or to make it unsafe, imprudent, or unlawful for any reason to commence or proceed on or continue the voyage or to enter or discharge the goods at the port of discharge, or to give rise to delay or difficulty in arriving, discharging at or leaving the port of discharge or the usual place of discharge in such port, the carrier may before loading or before the commencement of the voyage, require the shipper or other person entitled thereto to take delivery of the goods at port of shipment and upon their failure to do so, may warehouse the goods at the risk and expense of the goods; or the carrier or master, whether or not proceeding toward or entering or attempting to enter the port of discharge or reaching or attempting to reach the usual place of discharge therein or attempting to discharge the goods there, may discharge the goods into depot, lazaretto, craft or other place; or the ship may proceed or return, directly or indirectly, to or stop at any such port or place whatsoever as the master or the carrier may consider safe or advisable under the circumstances, and discharge the goods, or any part thereof, at any such port or place; or the carrier or the master may retain the cargo on board until the return trip or until such time as the carrier or the master thinks advisable and discharge the goods at any place whatsoever as herein provided; or the carrier or the master may discharge and forward the goods by any means at the risk and expense of the goods. The carrier or the master is not required to give notice of discharge of the goods or the forwarding thereof as herein provided. When the goods are discharged from the ship, as herein provided, they shall be at their own risk and expense; such discharge shall constitute complete delivery and performance under this contract and the carrier shall be freed from any further responsibility. For any service rendered to the goods as herein provided the carrier shall be entitled to a reasonable extra compensation.

"The carrier, master and ship shall have liberty to comply with any orders or directions as to loading, departure, arrival, routes, ports of call, stoppages, discharge, destination, delivery or otherwise howsoever given by the government of any nation or department thereof or any person acting or purporting to act with the authority of such government or of any department thereof, or by any committee or person having, under the terms of the war risk insurance on the ship, the right to give such orders or directions. Delivery or other disposition of the goods in accordance with such orders or directions shall be a fulfillment of the contract voyage. The ship may carry contraband, explosives, munitions, warlike stores, hazardous cargo, and may sail armed or unarmed and with or without convoy.

"In addition to all other liberties herein the carrier shall have the right to withhold delivery of, reship to, deposit or discharge the goods at any place whatsoever, surrender or dispose of the goods in accordance with any direction, condition or agreement imposed upon or exacted from the carrier by any government or department thereof or any person purporting to act with the authority of either of them. In any of the above circumstances the goods shall be solely at their risk and expense and all expenses and charges so incurred shall be payable by the owner or consignee thereof and shall be a lien on the goods."

CLAUSE 18. *General average.* General average adjusters shall be appointed by the Charterer from a list of adjusters satisfactory to the Owner, who shall attend to the settlement and collection of both general and particular average losses subject to customary charges. The Charterer agrees to assist the adjuster in preparing the average statement and to take all other possible measures to protect the interests of the Vessel and the Owner.

CLAUSE 19. *Salvage.* Earned salvage shall be pro rated 25% to the Owner and 75% to the Charterer, after deducting Owner's and Charterer's expenses, Master's and Crew's shares, and legal and other expenses incident to the salvage: *Provided however*, That hire of the vessels shall not be considered an item of the Charterer's expense hereunder. Salvage earned by the Charterer shall be considered gross income as defined in Clause 23. Settlement of claims for salvage shall be subject to the approval of both Owner and Charterer: *Provided*, That the amount of awards for the salving of vessels of which the United States or any department or agency thereof is the Owner or Owner pro hac vice, or for their cargoes and freights on such vessels, shall be determined by the Owner.

CLAUSE 20. *Libels.* Neither the Charterer nor the Masters of the Vessels nor any other person shall have the right, power, or authority to create, incur, or permit to be placed upon the Vessels any liens whatsoever other than for crew's wages or salvage. The Charterer agrees to carry a properly certified copy of this Agreement with the ship's papers on board the Vessels, and agrees to exhibit the same to any person having business with the Vessels, and agrees also to exhibit the same to any representative of the Owner on demand.

The Charterer agrees to notify any person furnishing repairs, supplies, towage, or other necessaries to the Vessels that neither the Charterer nor the Masters have any right to create, incur, or permit to be imposed upon the Vessels any liens whatsoever, except for crew's wages and salvage. Such notice as far as may be practicable shall be in writing. The Charterer further agrees to fasten in the Vessels in a conspicuous place, and to maintain during the charter period, a notice reading as follows:

"This Vessel is the property of the United States of America. It is under charter to and, by the terms of the charter neither the Charterer nor the Master has any right, power, or authority to create, incur, or permit to be imposed upon the vessel any lien whatsoever, except for crew's wages and salvage."

The Owner shall indemnify, hold harmless and defend the Charterer against any liens, claims or liabilities of whatsoever nature upon the vessels at the time of their delivery under this Agreement. The Charterer shall indemnify and hold harmless the Owner against any liens of whatsoever nature upon the Vessels and against any claims against the Owner arising out of the operation of the Vessels by the Charterer, or out of any act or neglect of the Charterer, in relation to the Vessels, or the operation thereof, except insofar as such liens or claims arise out of any matter covered by the insurance procured and in force, as provided herein. If a libel should be filed against any Vessel or if any Vessel is otherwise levied against or taken in custody by virtue of legal proceedings in any court because of any liens or claims arising out of the operation of the Vessel by the Charterer, the Charterer shall at its own expense within fifteen (15) days thereof cause the Vessel to be released and the lien to be discharged.

CLAUSE 21. *Bond.* The Charterer, at or before delivery of the first vessel or vessels under this Agreement, will furnish the Owner with a bond with sufficient surety, in an amount of not less than $25,000 per vessel for all vessels chartered hereunder, such bond to be approved by the Owner, both as to form and sufficiency of surety, and to be conditioned upon the true and faithful performance of all and singular the covenants and agreements of the Charterer contained in this Agreement, including, but not limited to, the Charterer's obligation to pay charter hire and damages. The Charterer may, in lieu of furnishing such bond, pledge United States Government securities in the face value of the required amount under an agreement satisfactory in form and substance to the Owner.

CLAUSE 22. *No transfer or assignment.* The Charterer shall not, without the Owner's consent, sell, transfer, or assign this Agreement or any interest therein, or time charter or sub-charter any Vessels, or make any arrangement whereby the maintenance, management, or operation of the Vessels is to be performed by any other person.

CLAUSE 23. *Definitions.* The terms "net voyage profit", "fair and reasonable overhead expenses", and "capital necessarily employed" as used herein with respect to the operations of the Vessel and services incident thereto are hereby defined, for the purposes of this Agreement only, as follows:

(a) *"Net voyage profit"* shall be determined by deducting from gross income, as hereinafter defined, such direct vessel operating expenses, terminal and other auxiliary operating expenses, overhead expenses, interest expense, amortization of deferred charges, depreciation on property utilized in the operation of the vessels, and all other charges which are customarily made in accordance with sound accounting practice in determining net profits before provision for federal income taxes, all as the Owner may deem fair and reasonable, *Provided*, That in instances where the Charterer engaged in other activities in addition to the operation of the Vessels, covered by this Agreement, such charges, other than those directly and exclusively allocable to the operation of the vessels shall be prorated between these activities on such basis as the Owner may determine to be fair and reasonable.

"Gross Income" shall include such items as revenue earned from the carriage of cargo, passengers, and mail, terminal and other auxiliary operations, and miscellaneous profits and losses, such as those arising from pooling agreements, advance and prepaid beyond items, bar and slop chest, and such other transactions as the Owner may determine are properly included. "Gross Income" shall include also interest earned, dividends received, and other non-operating income, as well as all accruals to the Charterer as an operating-differential subsidy. If the Charterer engages in any other activities in addition to the operation of the Vessels, the revenues and miscellaneous income, other than those exclusively applicable to the operation of the Vessels, shall be prorated between these activities, on such basis as the Owner may determine to be fair and reasonable.

Income consisting of capital gains and expense consisting of capital losses shall in no event be included in the computation of "Net Voyage Profit", as above defined.

Income from and expenses attributable to assets, other than the Vessels, excluded in the computation of "Capital Necessarily Employed", as hereinafter defined, shall not be included in the computation of "Net Voyage Profit", as above defined.

(b) *"Fair and Reasonable Overhead Expenses"* shall include those expenses actually and necessarily incurred in the conduct of the business of operating the Vessels, such as salaries of officers; wages of employees; legal and accounting fees and expenses; rent, heat, light, and power; communication expenses; office supplies, stationery, and printing; membership dues and subscriptions; entertaining and solicitation; traveling expenses; insurance and bond premiums; postage; maintenance of office equipment; and miscellaneous administrative and general expenses, all as the Owner may determine to be fair and reasonable and properly included: *Provided*, That there shall be deducted from the total of such expenses (1) the amount by which wages, salary and allowances of compensation in any form for personal services received by any director, officer or employee (which term shall be construed in the broadest sense to include, but not to be limited to, managing trustees or other administrative agents) from the charterer and its affiliates, subsidiaries, and associates, directly or indirectly, shall in any instance exceed the amount of $25,000 per annum, prorated to the period of the agreement, and (2) agency fees, commission, brokerage, and such other miscellaneous earnings as the Owner may determine to be properly deductible.

"Fair and Reasonable Overhead Expenses" shall include also freight, passenger and other expenses incident to advertising the Vessel and the line served by it; taxes other than federal income taxes; and management and operating commissions but only if and in the cases where the express written consent of the Owner has been given the Charterer to employ another person or concern as the managing or operating agent of the Charterer; all as the Owner may determine to be fair and reasonable and properly included.

If the Charterer engages in other activities in addition to the operation of the Vessels the "Fair and Reasonable Overhead Expenses" other than those directly and exclusively allocable to the operation of the Vessel shall be prorated between such activities on such basis as the Owner may determine to be fair and reasonable.

(c) *"Capital Necessarily Employed"* shall be determined upon the basis of the net worth reported by the Charterer in its balance sheet as of the close of the month preceding the date of delivery of the first vessel under this agreement, adjusted as hereinafter provided. For the purpose of this determination, net worth, as stated in the balance sheet of the Charterer, shall be deemed to include capital stock; surplus and such subdivisions thereof as capital surplus, earned surplus and accounts of like nature. Net worth, as thus stated, shall be adjusted in such manner as the Owner may determine to be fair and reasonable, including the elimination of appreciation, adequate statement of the liabilities, and such other adjustments as are consistent with sound accounting principles. In the computation of "Capital Necessarily Employed," good will, intangibles not actually purchased and paid for, and stock held in treasury shall be excluded.

Property and other assets utilized in the operation of the Vessels shall be valued at cost, including betterments and reconditioning costs, to the present owner or to any former owner at any time affiliated or associated directly or indirectly with the present owner, whichever is the lower, less depreciation: *Provided*, That the cost of acquisition of assets acquired in exchange for capital shares or other securities of the Charterer from other than holding, subsidiary, affiliated, or associated companies, shall not be in excess of the fair value of such property at the date of acquisition.

If the Charterer engages in other activities in addition to the operation of the Vessels, the Owner shall determine the proper allocation of capital as between such activities. The amount so allocated to the operation of the Vessels shall be deemed to be the "Capital Necessarily Employed."

CLAUSE 24. *Events of default.* The following shall constitute events of default under this agreement:

(a) The failure of the Charterer to pay the charter hire on any Vessel as and when the same shall be due under the terms of this Agreement.

(b) The failure of the Charterer to operate any Vessel as required by Clause D of Part I or the Operation of any Vessel on some other route without the prior written approval of the Owner.

(c) Any material misrepresentation by the Charterer in connection with this Agreement whether before or after execution hereof and whether made in an application, report or otherwise, or any willful failure by the Charterer to disclose information necessary to cause any material representation by it not to be misleading.

(d) The occurrence of any event causing the Charterer to be ineligible for charter of the Owner's Vessels.

(e) A voluntary sale by the Charterer of this Agreement or any interest therein, or an assignment, transfer, agreement or arrangement whereby the maintenance, management or operation of the above described service, route, or Vessel shall pass out of the direct control of the Charterer without the consent of the Owner.

(f) The filing of a petition in bankruptcy by the Charterer, or the entry of an order, upon petition against the Charterer, adjudicating the Charterer a bankrupt, or the making of a general assignment for the benefit of creditors, or the Charterer losing its charter by forfeiture or otherwise, or the appointment of a receiver or receivers of any kind whatsoever, whether appointed or not in Admiralty, Bankruptcy, Common Law or Equity proceedings, and whether temporary or permanent, for the property of the Charterer, or the filing of a petition by the Charterer for reorganization under the Bankruptcy Act, or the filing of such a petition by creditors and the same approved by the court, or the approval of the court of a reorganization of the Charterer under said Act, whether proposed by a creditor, a stockholder or any other person whomsoever.

(g) Any breach by the Charterer of its obligations under this Agreement or any agreement executed in connection therewith, or any ship mortgage given to or construction agreement made with the United States.

(h) Failure by the Charterer to comply with any applicable provisions of the Merchant Marine Act, 1936, as amended, or of any law relating to the operation of the Vessel.

CLAUSE 25. *Termination upon Default.* (a) The Owner may terminate this Agreement in whole or in part without notice to the Charterer in case any event of default specified in paragraphs (a), (b), (c), (d), (e), or (f) of the preceding Clause 24 shall occur or if any other default specified in paragraphs (g), or (h) of said clause shall occur and shall continue for a period of 30 days after notice thereof has been mailed or telegraphed by the Owner to the Charterer.

(b) Upon termination, the Owner may, at its option, retake the Vessels or any of them

wherever the same may be found, whether upon the high seas or in any port, harbor, or other place, without prior demand and without legal process and for that purpose may enter upon any dock, pier, or other premises where the Vessels may be and may take possession thereof, or may require the Charterer to redeliver such Vessels in accordance with terms of this Agreement immediately upon the receipt of a notice demanding such redelivery.

(c) The rights conferred upon the Owner by this clause are cumulative and in addition to any rights which it may have at law or in equity or by virtue of the terms of this Agreement.

CLAUSE 26. *Effect of ship sales charter.* Any provisions as to survey, drydockings, or inventory may at Charterer's option be waived or modified to the extent necessary to conform to any provisions in any charter of these Vessels which may be executed between the Owner and Charterer hereunder pursuant to the provisions of the Act of Congress known as the Merchant Ship Sales Act, 1946.

CLAUSE 27. *Cancellation or modification by mutual consent: Waivers.* This Agreement may be terminated, modified, or amended at any time by mutual consent.

CLAUSE 28. *Settlement on termination.* Upon redelivery of the last vessel under this Agreement, the Charterer shall at his own expense make to the Owner such accounting as the Owner may require of all matters arising out of the operation of the Vessels and this Agreement, and shall adjust, settle, and liquidate such accounts: *Provided, however,* That the Owner may collect directly all freight moneys or other debts earned by the Vessels remaining unpaid and apply any moneys collected on any unpaid balance due from the Charterer to the Owner. All expenses of such collecting shall be for the account of Charterer.

CLAUSE. 29. *Officials not to benefit nor to be employed.* No member of or delegate to Congress, nor Resident Commissioner, shall be admitted to any share or part of this Agreement or to any benefit that may arise therefrom, except as provided in Section 116 of the Act approved March 4, 1909 (35 Stat. 1109).

CLAUSE 30. The Charterer warrants that it has not employed any person to solicit or secure this Agreement upon any agreement for a commission, percentage, brokerage, or contingent fee. Breach of this warranty shall give the Owner the right to annul this Agreement or, in its discretion, to deduct from any sums payable under this Agreement the amount of such commission, percentage, brokerage, or contingent fees. This warranty shall not apply to commissions payable by the Charterer upon agreements or sales secured or made through bona fide established commercial or selling agencies maintained by the Charterer for the purpose of securing business.

CLAUSE 31. Unless otherwise provided in this Agreement or mutually agreed upon, all payments, notices and communications from the Owner to the Charterer, pursuant to the terms of or in connection with this Agreement, shall be made or addressed to the Charterer at the address provided in Part I, and all payments, notices and communications from the Charterer to the Owner, pursuant to the terms of or in connection with this Agreement, shall be made or addressed to the Owner at its offices in Washington, District of Columbia.

(56 Stat. 242; 50 U.S.C. App. Sup. 1271; E.O. 9054, 3 CFR Cum. Supp.)

[SEAL] GRANVILLE CONWAY,
Acting Administrator.

APRIL 25, 1946.

[F. R. Doc. 46-6995; Filed, Apr. 25, 1946; 2:53 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

PART 20—PIPE LINE COMPANIES: UNIFORM SYSTEM OF ACCOUNTS

MISCELLANEOUS AMENDMENTS

At a session of the Interstate Commerce Commission, Division 1, held in its office in Washington, D. C. on the 22d day of April A. D. 1946.

The "Uniform System of Accounts for Pipe Lines" being under consideration by the division, pursuant to authority of section 20 of Part I of the Interstate Commerce Act and the modifications and amendments attached hereto[1] and made a part hereof being found necessary for the administration of Part I of the act; *It is ordered*, That:

1. All carriers by pipe line subject to Part I of the Interstate Commerce Act, and every receiver, trustee, executor, administrator, or assignee of any such carrier, shall comply with the "Uniform System of Accounts for Pipe Lines," as hereby modified and amended;

2. This order shall become effective January 1, 1947; and

3. A copy of this order shall be served upon every carrier by pipe line subject to Part I of the act, and upon every receiver, trustee, executor, administrator, or assignee of any such carrier and notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

By the Commission, Division 1.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7024; Filed, Apr. 26, 1946; 11:39 a. m.]

Notices

CIVIL AERONAUTICS BOARD.

[Docket No. 1983]

AEROVIAS NACIONALES DE COLOMBIA, S. A.

NOTICE OF FURTHER HEARING

In the matter of the application of Aerovias Nacionales de Colombia, S. A. for issuance of a foreign air carrier permit under section 402 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given that the above-entitled matter is assigned for further hearing upon the amendment filed March 22, 1946, proposing in addition to route (a) and (b) set forth in the original application, dated April 21, 1945, a route between Barranquilla or Bogota, Colombia, and New York, N. Y., either non-stop or with stops at any one or more of the following: Jamaica, Cuba, Haiti, British West Indies, and Washington, D. C., on May 9, 1946, at 10 a. m. (eastern standard time) in Room 5132, Commerce Building, Washington, D. C., before Examiner Charles J. Frederick.

Dated at Washington, D. C., April 25, 1946.

By the Civil Aeronautics Board:

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-7012; Filed, Apr. 26, 1946; 10:40 a. m.]

[Docket No. 415, et al.]

AUTOMATIC AIR MAIL, INC.; NORTH CENTRAL CASE

NOTICE OF ORAL ARGUMENT

In the matter of the applications of Automatic Air Mail, Inc., and others for certificates of public convenience and necessity authorizing additional air services in the states of Minnesota, Wisconsin, Iowa, North Dakota, South Dakota, Nebraska, the eastern half of Montana, the Michigan upper peninsula and that part of Illinois west of Springfield and Chicago, under section 401 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said Act, that oral argument in the above-entitled proceeding is assigned to be held on May 6, 1946, at 10 a. m. (eastern standard time), in Room 5044 Commerce Bldg., 14th St., and Constitution Ave., N. W., Washington, D. C., before the Board.

Dated Washington, D. C., April 26, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-7053; Filed, Apr. 26, 1946; 11:52 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-716]

HOPE NATURAL GAS CO.

NOTICE OF APPLICATION

APRIL 25, 1946.

Notice is hereby given that on April 10, 1946, an application was filed with the Federal Power Commission by Hope Natural Gas Company ("applicant"), a corporation organized under the laws of the State of West Virginia, and having its principal place of business at 445 West Main Street, Clarksburg, West Virginia, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain additional gas transmission facilities described in the application as follows:

(1) *Additions to Hastings Compressor Station in Wetzel County, W. Va.* One 2,000 horsepower steam engine gas compressor unit.

(2) *Additions to Jackson Compressor Station in Kanawha County, W. Va.* Nine new gas compressor cylinders on present engines to replace present high stage compressors; and new discharge piping and gas cooler.

[1] Filed as part of the original document.

(3) *Loup Creek Compressor Station in Wyoming County, W. Va.* One 800 horsepower gas engine driven gas compressor unit; water coolers and gas coolers;

Buildings consisting of main pump house and auxiliary machinery consisting of water pumps, air compressor, tanks, pipe and fittings and other miscellaneous equipment; and

Four dwelling houses for employees.

(4) *Oscar Nelson Compressor Station in Wyoming County, W. Va.* Three 800 horsepower gas engine driven gas compressor units;

Water coolers and gas coolers;

Buildings consisting of main pump house and auxiliary machinery structure, and auxiliary machinery consisting of water pumps, air compressors, tanks, pipe and fittings and other miscellaneous equipment; and

Four dwelling houses for employees.

The application states that the applicant's transmision facilities now in operation and which it has proposed in the proceeding now pending *In the Matter of Hope Natural Gas Company*, Docket No. G-695, are designed to handle a maximum of 23,500 Mcf of Wyoming County gas daily at natural pressures on the general suction of Jackson Compressor Station. The construction and operation of Oscar Nelson Compressor Station and Loup Creek Compressor Station, together with the alterations now proposed at Jackson Compressor Station, will enable applicant to handle approximately 43,500 Mcf of Wyoming County gas daily.

Applicant proposes to install the new 2,000 horsepower steam engine driven compressor unit at Hastings Compressor Station No. 2, to increase the high pressure discharge capacity of the station. With the addition of 2,000 horsepower steam engine driven compressor unit proposed by applicant, Docket No. G-696, above referred to, Hastings Compressor Station No. 2 will have four units aggregating 8,000 horsepower available for the high pressure discharge of 800 or more pounds per square inch gauge. This will provide capacity of approximately 120,000 Mcf of natural gas per day to be divided between The East Ohio Gas Company and New York State Natural Gas Corporation. With the additional unit proposed in the application herein, applicant will have five units aggregating 10,000 horsepower available for the high pressure discharge and will have capacity from 140,000 to 145,000 Mcf of natural gas per day. This will provide for increased deliveries to New York State Natural Gas Corporation, the application states.

The proposed facilities are to be installed, according to the application, to meet the increasing requirements of applicant's present customers, particularly those of New York State Natural Gas Corporation. The requirements to be placed by that company upon applicant are expected to increase by approximately 8,000,000 Mcf of natural gas per year, the application states. New York State Natural Gas Corporation has requested applicant to increase from 14,000,000 Mcf to 22,000,000 Mcf annually the maximum volumes of natural gas deliverable under Hope Natural Gas Company Rate Schedule FPC No. 9. A supplemental agreement has been entered into between the companies which would modify the existing rate schedule so as to increase the volumes deliverable to the maximum requested, according to the application.

The estimated total cost of the proposed additions is $816,000.00, and is to be financed from cash on hand, the application states.

Any interested state commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of Hope Natural Gas Company should, on or before the 12th day of May 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-7014; Filed, Apr. 26, 1946; 10:41 a. m.]

[Docket No. G-718]

UNITED NATURAL GAS CO.

NOTICE OF APPLICATION

APRIL 25, 1946.

Notice is hereby given that on April 11, 1946, an application was filed with the Federal Power Commission by United Natural Gas Company ("applicant"), a corporation organized under the laws of the Commonwealth of Pennsylvania and having its principal place of business at 308 Seneca Street, Oil City, Pennsylvania, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain additional facilities to its existing natural gas transmission system as hereinafter described.

Applicant is engaged in the business of producing, purchasing and transporting natural gas in northwestern Pennsylvania and distributing it as a public utility in various cities, towns and villages in the western and northwestern portions of the state of Pennsylvania, and in a small portion of Ohio. Applicant also delivers gas to Andover Gas Company at the Pennsylvania-Ohio state line and to Iroquois Gas Corporation of Buffalo, New York, at the Pennsylvania-New York state line.

Applicant proposes to construct and operate approximately 19.5 miles of 12-inch welded steel pipe line to loop an existing 20-inch pipe line between applicant's Lamont Compressor Station in Jones Township, Elk County, Pennsylvania, and extending northerly to its Lewis Run By-Pass located in Lewis Run Borough, McKean County, Pennsylvania.

Applicant states that through the existing 20-inch pipe line it transports most of the gas which it delivers to Iroquois Gas Corporation, and a break in this line would seriously interrupt deliveries of gas to Buffalo, New York. According to the application, the construction and operation of the proposed 12-inch loop line would eliminate a hazardous situation, and would allow greater flexibility of operation with respect to gas wells and compressor stations and will permit higher rates of delivery on peak load days. Applicant states that peak load requirements on this system have increased greatly in recent years.

Applicant states that no industrial consumers are served from the existing 20-inch pipe line and none will be served from either that line or the proposed 12-inch line.

According to the application the necessity for the construction of the proposed 12-inch loop line became apparent several years ago when production from wells in New York state began to decline rapidly. Plans then made for its construction were delayed because of the war conditions which developed shortly thereafter.

The accelerated drain on production from all wells during World War II and the failure of recent drilling to develop new gas pools of any consequence in New York state makes the construction of the loop necessary at this time in order to maintain deliveries to Iroquois Gas Corporation with less danger of serious interruptions, the application states.

The estimated total over-all capital cost of the proposed construction is $450 000.00, and is to be financed from applicant's own resources.

Any interested state commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application of United Natural Gas Company should, on or before the 12th day of May 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-7015; Filed, Apr. 26, 1946; 10:41 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 479, General Permit 3]

ICING OF POTATOES FROM SOUTH CAROLINA

Pursuant to the authority vested in me by paragraph (d) of the first ordering paragraph of Service Order No. 479 (11 F.R. 3367), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

On any refrigerator car, loaded with potatoes, originating at any point in the State of South Carolina, to accord the first or initial icing with not to exceed five thousand (5000) pounds of ice at a regular icing station en route after the car is loaded and billed; and to reice in transit one time only at Potomac Yards, Virginia, with not to exceed five thousand (5,000) pounds of ice.

This general permit shall become effective at 12:01 a. m., April 24, 1946, and the icing and reicing authorized herein may be accorded on such refrigerator cars moving at that time. This general permit shall expire at 11:59 p. m., May 4, 1946.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 23d day of April, 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-7025; Filed, Apr. 26, 1946; 11:40 a. m.]

[S. O. 493]

UNLOADING OF DELAYED CARS AT LAREDO, TEX, ON INTERNATIONAL-GREAT NORTHERN RAILROAD CO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of April, A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at Laredo, Texas, be unloaded. (a) The International-Great Northern Railroad Company, (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Laredo, Texas:

Initial and No.:	*Contents*
SLSF, 148393	Press.
ATSF, 150998	Radiators
SAL, 28807	Roofing cement.
B&O, 256192	Steel.
C&O, 4008	Boilers.
IC, 19186	Empty bottles.
ACL, 17468	Magnesium ingots.
D&O, 384013	Wire rope.
PRR, 51806	Steel clnds.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7021; Filed, Apr. 26, 1946; 11:29 a. m.]

[S. O. 494]

UNLOADING OF CARS AT LAREDO, TEX., ON TEXAS MEXICAN RAILWAY CO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of April, A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on The Texas Mexican Railway Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at Laredo, Texas, be unloaded. (a) The Texas Mexican Railway Company, its agents or employees, shall unload forthwith the following cars now on hand at Laredo, Texas:

Initial and No:	*Contents*
B&O, 151194	Machinery.
PFE, 43235	Fire brick.
CNW, 72059	Refrigerator equipment.
CRIP, 42913	Brick.
SOOL, 38544	Empty bottles.
L&N, 26024	Machinery.
PFE, 46348	Fire brick.
PFE, 74857	Do.
L&N, 26350	Ry. track material.
SLSF, 150999	Empty bottles.
SP, 26615	Water heaters.
SP, 37657	Steel welding rods.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Texas Mexican Railway Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7022; Filed, Apr. 26, 1946; 11:39 a. m.]

[S. O. 495]

UNLOADING OF SHEET STEEL AT LAREDO, TEX., ON TEXAS MEXICAN RAILROAD CO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of April A. D. 1946.

It appearing, that certain cars containing sheet steel at Laredo, Texas, on The Texas Mexican Railway Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Sheet steel at Laredo, Texas, be unloaded. (a) The Texas Mexican Railway Company, its agents or employees, shall unload forthwith the following cars loaded with sheet steel now on hand at Laredo, Texas, consigned to General Export Iron & Metal Company:

Initial and Number	
PRR, 334041.	PRR, 297483.
PRR, 303632.	CNJ, 84034.
PRR, 344833.	PRR, 297571.
PRR, 304660.	L&N, 59179.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon The Texas Mexican Railway Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7023; Filed, Apr. 26, 1946; 11:39 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6186]

OTTO MARKIEWICZ

In re: Bank account owned by Otto Markiewicz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Otto Markiewicz, whose last known address is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Otto Markiewicz, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Otto Markiewicz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take and one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6932; Filed, Apr. 25, 1946; 11:20 a. m.]

[Vesting Order 6187]

MEYER & CO.

In re: Bank account owned by Meyer & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Meyer & Co., the last known address of which is Thomaskirchhof 20, Leipzig C1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Meyer & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Meyer & Company, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-6933; Filed, Apr. 25, 1946; 11:20 a. m.]

[Vesting Order 6188]

F. W. MEYER & CO.

In re: Bank account owned by F. W. Meyer & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That F. W. Meyer & Co., the last known address of which is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to F. W. Meyer & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled F. W. Meyer & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien

Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it shall become effective immediately; that it is further ordered, that this order shall be published in the Federal Register.

hereof, or within such further time as to indicate that compensation will not be

ing further determination of the

Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6934; Filed, Apr. 25, 1946; 11:20 a. m.]

[Vesting Order 6189]

SIGMUND MEYER

In re: Bank account owned by Sigmund Meyer.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Sigmund Meyer, whose last known address is Jena, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Sigmund Meyer, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mr. Sigmund Meyer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6935; Filed, Apr. 25, 1946; 11:20 a. m.]

[Vesting Order 6190]

S. NISHIMURA & Co.

In re: Bank account owned by S. Nishimura & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That S. Nishimura & Co., the last known address of which is Osaka, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Lampson, Fraser & Huth, Inc., by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Lampson, Fraser & Huth, Inc. in trust for S. Nishimura & Co., Osaka, Japan, as a national of Japan, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, S. Nishimura & Co., the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6936; Filed, Apr. 25, 1946; 11:20 a. m.]

[Vesting Order 6191]

OLDENBURGER SPAR-U. LEIHBANK, ET AL.

In re: Bank accounts owned by Oldenburger Spar-u. Leihbank and others.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That each of the business organizations whose name and last known address is set forth in Exhibit A, attached hereto and by reference made a part hereof, is a national of a designated enemy country (Germany);

2. That the property described as follows: Those certain debts or other obligations owing to the business organizations whose names are set forth in Exhibit A, attached hereto and by reference made a part hereof, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of the bills payable register accounts, entitled in the manner set forth in said Exhibit A, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Name and Last Known Address and Title of Account

Oldenburger Spar-u. Leihbank, Oldenburg, Germany, Oldenburg Spar und Leihbank.

Kronenberger & Co., Bad Kreuznach, Germany, Kronenberger & Co.

H. Hohenemser, Bankgeschaeft, Frankfurt/Main, Germany, M. Hohenemser.

Gebrueder Arnhold, Dresden, Germany, Gebrueder Arnhold.

R. W. Heldorn, Bankgeschaeft, Hamburg, Germany, R. W. Heldorn.

Privatbank zu Gotha, Gotha/Thueringen, Germany, Privatbank zu Gotha.

Handels-und Verkehrsbank A. G., Feldstrasse 26, Hamburg, Germany, Handels u. Verkehrsbank.

Bayerische Handelsbank (Bodenkreditanstalt), Windenmacherstrasse 6, Munich, Germany, Bayerische Handelsbank.

Bayerische Vereinsbank, Promenadenstrasse 14, Munich, Germany, Bayerische Vereinsbank.

[F. R. Doc. 46–6937; Filed, Apr. 25, 1946; 11:21 a. m.]

[Vesting Order 6192]

SCHLESISCHE DEPOSITENBANK

In re: Bank account owned by Schlesische Depositenbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Schlesische Depositenbank, the last known address of which is Beuthen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Schlesische Depositenbank, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Schlesischen Depositenbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6938; Filed, Apr. 25, 1946; 11:21 a. m.]

[Vesting Order 6193]

SEEMANN & CO. KOMMANDITGESELLSCHAFT

In re: Bank account owned by Seemann & Co. Kommanditgesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Seemann & Co., Kommanditgesellschaft, the last known address of which is Beuthen, Obersche, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Seemann & Co. Kommanditgesellschaft, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Seeman & Co. Kommandite Gesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an ap-

certification, and deeming it necessary in the national interest,

of, or owing to, or which is evidence of ownership or control by, S. Nishimura &

gations owing to the business organiza-

Kronenberger & Co., Bad Kreuznach, Germany, Kronenberger & Co.

whole or in part, nor shall it be deemed to indicate that compensation will not be

proceeds thereof shall be held in an ap-

propriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6939; Filed, Apr. 25, 1946; 11:21 a. m.]

[Vesting Order 6194]

VOLKSBANK E. G. M. B. H.

In re: bank account owned by Volksbank e. G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Volksbank e. G. m. b. H., the last known address of which is Oberstein a. d. Nahe, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Volksbank e. G. m. b. H., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Volksbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6940; Filed, Apr. 25, 1946; 11:21 a. m.]

[Supp. Vesting Order 6195]

WALTER WEBER

In re: Bank accounts owned by Walter Weber, also known as Walther Weber and as Walther Hermann Weber.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 3663, dated May 17, 1944, that Walter Weber, also known as Walther Weber and as Walther Hermann Weber, is a national of a designated enemy country (Germany);

2. Finding that the property described as follows: a. That certain debt or other obligation owing to Walter Weber, also known as Walther Weber and as Walther Hermann Weber, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mr. Walter Weber, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Walter Weber, also known as Walther Weber and as Walther Hermann Weber, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mr. Walter Weber, Studio Account, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Walter Weber, also known as Walther Weber and as Walther Hermann Weber, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Mr. Walter Weber, J. W. 9 Account, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6941; Filed, Apr. 25, 1946; 11:21 a. m.]

[Vesting Order 6196]

KICHITARO YAMANAKA

In re: Claim owned by Kichitaro Yamanaka, also known as Kitchitaro Yamanaka.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Kichitaro Yamanaka, also known as Kitchitaro Yamanaka, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: All right, title, interest and claim of any name or nature whatsoever of Kichitaro Yamanaka, also known as Kitchitaro Yamanaka, in and to any and all obligations, contingent or otherwise and whether or not matured, owing to Kichitaro Yamanaka, also known as Kitchitaro Yamanaka, by Yamanaka and Company, Inc., Boston, Massachusetts, including particularly but not limited to those sums arising by reason of annual salary for services rendered as representative and general agent of Yamanaka and Company, Inc., Boston, Massachusetts, and any and all security rights in and to any and all obligations and the rights to enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a national of a designated enemy country (Japan);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6942; Filed, Apr. 25, 1946; 11:21 a. m.]

[Vesting Order 6197]

OSCAR ZILCHER

In re: Bank account owned by Oscar Zilcher.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Oscar Zilcher, whose last known address is 24 Hafer Street, Kassel, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Oscar Zilcher, by Cromwell Dime Savings Bank, Cromwell, Connecticut, arising out of a savings account, Account Number 164, entitled William J. Zilcher and Oscar Zilcher, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6943; Filed, Apr. 25, 1946; 11:22 a. m.]

[Vesting Order 6193]

BERLINER STADTSCHAFTS BANK, A. G.

In re: Bank account owned by Berliner Stadtschafts Bank, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Berliner Stadtschafts Bank, Aktiengesellschaft, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Berliner Stadtschafts Bank, Aktiengesellschaft, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Berliner Staatsbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the in-

terest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6944; Filed, Apr. 25, 1946; 11:22 a. m.]

[Vesting Order 6199]

A. LEVY BANKGESCHAEFT

In re: Bank account owned by A. Levy Bankgeschaeft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That A. Levy Bankgeschaeft, the last known address of which is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to A. Levy Bankgeschaeft, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Alexander Levy, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–6945; Filed, Apr. 25, 1946; 11:22 a. m.]

[Vesting Order 6215]

Z. & F. ASSETS REALIZATION CORP.

In re: Z. & F. Assets Realization Corporation, pursuant to section 106 of the Stock Corporation Law of the State of New York (In Liquidation); File F–28–736; E. T. sec. 9246.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All rights and interests evidenced by Participation Certificates Series B in the numbers and face amounts set forth in Exhibit A, attached hereto and by reference made a part hereof, issued by Z. & F. Assets Realization Corporation (a New York Corporation), pursuant to a Trust Agreement dated April 2, 1925 between said Z. & F. Assets Realization Corporation and the Guaranty Trust Company of New York, The New York Trust Company, The Equitable Trust Company, Hubert E. Rogers and Frederick F. Greenman (Trustees), including particularly but not limited to the right to all dividends and other distributions or payments, whether of principal or of income, heretofore or hereafter declared or made on account of such Participation Certificates, the right to enforce and collect the same, and the right to have the outstanding certificates cancelled on the books and records of said corporation and to have issued in lieu thereof new certificates in the name of the Alien Property Custodian evidencing such rights and interests,

is property payable or deliverable to, or claimed by, the persons whose names appear in Exhibit A, attached hereto and by refefence made a part hereof, the last known address of each being Germany, and who are nationals of a designated enemy country, Germany;

That such property is in the process of administration by the Z. & F. Assets Realization Corporation, c/o The New York Trust Company, 100 Broadway, New York, N. Y., acting under the judicial supervision of the Supreme Court of the State of New York, County of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Name and certificate number	*Face amount*
Ernest Wertheimer & Co., 2205	$3,110.94
Andrew & Amalie Winter, 2274	2,208.11
Adolf Velte, B–2750	7,757.96
F. Lange & Co., 1293	930.85
H. F. Lehmann, 1294	13,109.31
Emil & Hugo Levy, 1295	27,965.19
Mrs. Agnes Linsener, 2420	384.38
Adolf Loehlein, 2130	660.05
Kux, Bloch & Co., 2937	1,686.88
Ephraim Mayer & Sohn, 1412	11,753.25
Meller, Sattler & Co., 1457	1,821.08
Willy Mengel, 2814	1,000.00
Mercklin & Schumacher, 1458	300.00
Max Meyerstein, 1461	2,120.66
Muenzsheimer & Co., 1414	6.04
Pinschof & Co., 1627	7,824.63
August Putsch, 1609	80.07
Allgemeine Depositenbank, 68	63.45
Hauer, Wurzburger & Company, 926	8.94
Herrmann & Hauswedell, 980	7,113.10
Otto Hartmann & Co., 2646	17,994.53
Curt A. Hertrampf, 923	50.00
Herz & Meinberg, 974	2,323.61
Gebrueder Heyman, 932	36.29
Ferdinand Jacobson, 2717	2,199.01
Miss Klara Johns, 2419	384.38
E. Jordan & Co., 1025	4,521.03
L. Josias & Co., 1026	3,747.50
Herman Joverscheck, 1017	7.66
Kahn & Co., 1115	6.20
Hugo Knoblauch & Co., 1163	2,652.07
Koch, Lauteren & Co., 1164	6,821.29
Anton Koegel, 1052	652.64
Erwin Koppel, 1165	1,089.08
C. H. Kretzschmar, 1134	8.47
Dr. P. Krusius, 1118	4.90
Norddeutsche Effektenbank, 2798	731.88
Karl Oswald, 1555	828.89
Reichs-Kredit, 1753	5,016.25
Gesellschaft, 2505	51.25
Rosenbaum & Wolf, 1758	10,595.05
William Schlutow, 2070	109.80
Henry Scheon, 2064	203.98
A. Spiegelberg, 1786	3,079.58
Stadtische Sparkasse, 2434	15,076.26
Nathan Stern, 2917	609.45
Baruch Strauss, 1792	20.57
Stuber & Co., 2073	4,174.52
Suedekum & Co., 2711	1,503.75
Hans Thomsen, K. G., 2110	534.27
Mr. George P. Ulbrich, 2388	400.00
Ulrichm Wolfson & Co., 2669	650.21
Vollman & Co., 2153	9.73
William F. Walz, 2784	4.25
Carl Wegfrass & Co., 2298	86.24
Edw. De Bary Wertheimber, 2224	1,185.88
Aron, Bauer & Co., 69	6,531.83
Friedrich Bachrach, 2895	22,166.69
Badische Bank Filiale Pforzheim, B–2852	20,736.21
Basten, Meyer & Co., 304	1,408.86
Joseph Bastgen, B–2298	51.50
L. Behrens & Sohne, 312	4,010.32
David Benjamin, 306	12,592.46
Berndt & Co., 178	15.00
Jacke Braun, 231	2.58
Bremer Privatbank, 309	3,464.93
Philipp Busch, 2540	800.18
Louis David, 433	58.96
Deutsche Handelsbank, A. G., 472	11,083.83
Deutsche Laenderbank, 2441	11,070.63
Direction der Disconto Gesellschaft, 2342	6,076.41
Dresdner Bank, 2339	83,491.14
Richard Edel, 534	7,019.89
Richard Else, 514	1,537.89
Lyra Bleistrift Fabrik, 1301	4,552.44
Mrs. Lisy Feigel, 2399	51.50
Alfred Fester & Co., 624	11.37
M. B. Franck & Co., 662	2,715.89
Gustave Frank, 634	754.38
Victor Frank, 626	765.27
Johannes Gerlof, 732	191.97
S. & H. Goldschmidt, 802	3,206.29
Leopold Hamburger, 463	28.00
Hamburger Handelsbank, 925	5,644.09
Ephrussi & Co., 515	$4,885.63
Anton Exner and/or Adele Exner, 2903	2,687.93
E. Otto Frankel, B–3074	13,976.49
S. Bosel, 313	157.50

[F. R. Doc. 46–6946; Filed, Apr. 25, 1946; 11:22 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 176]

SOUTHERN DESK CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* Southern Desk Company of Hickory, North Carolina may compute its adjusted ceiling prices for all articles of school, office, church and theater furniture which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 20.4 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchaser for resale.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he had paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices or articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 26th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6979; Filed, Apr. 25, 1946; 11:38 a. m.]

[Rev. SO 119, Order 178]

OHMER CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Ohmer Corporation, Post Office Box 998, Dayton, Ohio, may compute its adjusted ceiling prices for its sales of the cash registers, bus registers and taximeters which it manufactures, as follows:

(1) For an article which has properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increase by 51 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cent amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

(2) If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form No. 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to the seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) The provisions of Supplementary Order No. 153 shall not apply to sales of any articles covered by this order.

(e) *Changes in resellers' margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(f) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

The amount of the adjustment determined in accordance with this order must be stated separately on invoices for all sellers of the article covered by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on the 25th day of April 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6980; Filed, Apr. 25, 1946; 11:38 a. m.]

[SO 142, Amdt. 1 to Order 57]

LINE MATERIAL CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 57 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Line Material Company. Docket No. 6083-S.O. 142-136-55.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

1. Paragraph (b) of Order No. 57, issued on March 26, 1946, to the Line Material Company, Milwaukee, Wisconsin, is hereby amended to read as follows:

(b) The maximum prices for sales by resellers of the products described in paragraph (a) of Order No. 57, shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of Order No. 57 by the percentage by which his net invoiced cost has been increased by reason of Order No. 57.

2. This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective April 26, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6981; Filed, Apr. 25, 1946; 11:39 a. m.]

[SO 142, Order 90]

BOWERS MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 90 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Bowers Manufacturing Company. Docket No. 6083-S.O. 142-136-202.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the Bowers Manufacturing Company, Los Angeles, California, of all its products covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 13.6% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Bowers Manufacturing Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale, of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 26, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6982; Filed, Apr. 25, 1946; 11:39 a. m.]

[MPR 64, Rev. Order 269]

FIRESTONE TIRE AND RUBBER CO.

APPROVAL OF MAXIMUM PRICES

Order No. 269 under section 11 of Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64: *It is ordered:*

(a) This revised order establishes maximum prices for sales of the Model 5-C-3 electric range manufactured for Firestone Tire and Rubber Company, of Akron 17, Ohio, as follows:

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers	
		Zone 1	Zone 2
Electric range	5-C-3	$173.95	$187.95

These maximum prices include delivery; a one-year warranty; and installation where the installation requires only that the range be connected to electric facilities to be provided by the consumer, and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required, and is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price shown above. In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials, in effect on sales of similar articles.

(b) For the purposes of this revised order, Zones 1 and 2 comprise the areas described in Order No. 262 under Maximum Price Regulation No. 64, issued by the Office of Price Administration to Firestone Tire and Rubber Company on March 1, 1946; and that description is incorporated herein by reference.

(c) The Firestone Tire and Rubber Company shall attach or cause to be attached to the outside oven door panel of each range, prior to its shipment to a retail dealer, a label which contains all of the following information:

1. The model number of the range.
2. The OPA retail ceiling price of the range in each zone.
3. A statement of the areas included in each zone.
4. A statement that the ceiling prices shown include the Federal excise tax, delivery, a one-year warranty and installation where the installation requires only that the range be connected to electric facilities to be provided by the purchaser and such connection does not require any additional materials.
5. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pigtail") and a range cord set is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price of the range.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on April 26, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6963; Filed, Apr. 25, 1946; 11:39 a. m.]

[MPR 64, Order 285]

SKELLY OIL CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales of the Model SK-600 gas range manufactured for Skelgas Division—Skelly Oil Company, of Kansas City 10, Missouri, as follows:

(1) For sales in each zone by Skelgas Division—Skelly Oil Company to retail dealers the maximum prices, including the Federal excise tax are those set forth below:

Model	Article	Maximum prices for sales to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
SK-600	Gas range	$71.28	$72.65	$74.04	$77.67

These prices are f. o. b. Kalamazoo, Michigan; and they are subject to the seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Article	Maximum prices for sales to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
SK-600	Gas range	$111.25	$113.50	$115.50	$121.25

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting $6.00 from his maximum price as shown for sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) Before delivering any range covered by this order, after the effective date thereof, Skelgas Division—Skelly Oil Company shall attach or cause to be attached securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Michigan.

Zone 2. Illinois, Wisconsin, Minnesota, Iowa, Kansas, Missouri, Indiana, South Carolina, Ohio, Kentucky, Tennessee, Mississippi, Alabama, Georgia, North Carolina, Virginia, West Virginia, Maryland, Delaware, Pennsylvania, New Jersey, New York, Rhode Island, Connecticut, Massachusetts, New Hampshire, Vermont, and the District of Columbia.

Zone 3. Maine, Florida, North Dakota, South Dakota, Nebraska, Oklahoma, Arkansas, Louisiana, Texas, New Mexico, Colorado, Wyoming, and Montana.

Zone 4. Idaho, Utah, Arizona, Nevada, Washington, Oregon, and California.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 26th day of April 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6964; Filed, Apr. 25, 1946; 11:39 a. m.]

[MPR 188, Amdt. 1 to Order 2 Under Order 6]

NOBLITT-SPARKS INDUSTRIES, INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to § 1499.159e of Maximum Price Regulation No. 188: *It is ordered,* That Order No. 2 under Order No. 6 under Maximum Price Regulation No. 188 is amended in the following respect:

1. Paragraph (a) is amended to add to the list of articles contained therein the following articles and prices:

Model No.	Article	Resellers' uniform ceiling prices in zones 1 and 2 to— Wholesalers (jobbers) (each)	Retailers (6 or more units) (each)	Retailers (less than 6 units) (each)	Consumers (each)
2200	Electric iron, automatic, with cord and plug, 100 watt element	$5.10	$6.03	$6.51	$9.75
6200	Electric iron, automatic, with cord and plug, 100 watt element	4.98	5.88	6.33	9.50

This amendment shall become effective on the 26th day of April 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6966; Filed, Apr. 25, 1946; 11:40 a. m.]

[MPR 188, Order 4975]

CENTURY CERAMICS, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Century Ceramics, Inc., 799 Greenwich Ave., New York City, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model Nos.	For sales by the manufacturers to— Jobbers	Retailers	For sales by any person to consumers
China base lamp, decal decoration	430-D	*Each* $2.83	*Each* $3.33	*Each* $6.00
China base lamp, hand decorated	920	10.77	12.67	22.80

These maximum prices are for the articles described in the manufacturer's application dated April 3, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 26th day of April 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6969; Filed, Apr. 25, 1946; 11:40 a. m.]

[MPR 188, Order 4976]

ACME MASTERCRAFTS CO. INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Acme Mastercrafts Co., Inc., 54 West 21st Street, New York 10, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model Nos.	For sales by the manufacturers to— Jobbers	Retailers	For sales by any person to consumers
24½" decorated china table lamp	500	*Each* $7.65	*Each* $9.00	*Each* $16.20
25" decorated china table lamp	501	7.65	9.00	16.20
27½" decorated china table lamp	502	10.20	12.00	21.60

These maximum prices are for the articles described in the manufacturer's application dated December 22, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 26th day of April 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6970; Filed, Apr. 25, 1946; 11:40 a. m.]

[MPR 188, Order 4977]

CHARLES PARKER CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by The Charles Parker Company, Hanover Street, Meriden, Conn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Polished brass colonial reading lamp	A-7703	*Each* $14.02	*Each* $16.50	*Each* $29.70

These maximum prices are for the articles described in the manufacturer's application dated April 17, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, net. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 26th day of April 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6971; Filed, Apr. 25, 1946; 11:40 a. m.]

[MPR 188, Order 4978]

CAMEO NOVELTY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Cameo Novelty Company, 44 West 22nd Street, New York 10, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model Nos.	For sales by manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
Acetate plastic boudoir and vanity lamps in five different designs and mounted on glass, metal or marbleized bases.	1825 1930 1950 2050 2130	*Each* $3.60	*Each* $3.53	*Each* $6.35

These maximum prices are for the articles described in the manufacturer's application dated November 10, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, net delivered. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 26th day of April 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6972; Filed, Apr. 25, 1946; 11:41 a. m.]

[MPR 188, Order 4979]

RIVIERA LAMP CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Riviera Lamp Corporation, 799 Greenwich Street, New York 14, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model Nos.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
Decorated china table lamp	101	*Each* $5.31	*Each* $6.25	*Each* $11.25
Hand decorated china table lamp, royal worcester finish with hand made metal base	920	20.19	23.75	42.75

These maximum prices are for the articles described in the manufacturer's application dated April 3, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 26th day of April 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6973; Filed, Apr. 25, 1946; 11:41 a. m.]

[MPR 180, Order 4980]

TAC INDUSTRIES, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Tac Industries, Inc., 44 De Kolb Avenue, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by the manufacturer to—		For sale by any person to consumers
		Jobbers	Retailers	
Pine and plastic juvenile piggy lamp	610	*Each* $1.70	*Each* $2.00	*Each* $3.60

These maximum prices are for the articles described in the manufacturer's application dated January 21, 1946.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 26th day of April 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6974; Filed, Apr. 25, 1946; 11:41 a. m.]

[Rev. SO 119, Order 179]

MULLINS MFG. CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 179 under Revised Supplementary Order No. 119; Docket No. 6123-SO 119-46.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Mullins Manufacturing Corporation, Salem, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of sinks and undersink cabinets by increasing by 13 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 179 under Revised Supplementary Order No. 119 authorizes a 13 percent increase in October 1, 1941 net prices for sales of sinks and undersink cabinets manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 179.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7006; Filed, Apr. 25, 1946; 4:31 p. m.]

[MPR 260, Amdt. 2 to Order 448]

CLYDE R. HEED

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260; *It is ordered,* That:

The maximum prices for the "Cardinal-Cardinal" cigars set forth in Paragraph (a) of Order No. 448 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Cardinal	Cardinal	50	*Per M* $48	*Cents* 6

This amendment shall become effective April 26, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6975; Filed, Apr. 25, 1946; 11:41 a. m.]

[MPR 260, Amdt. 1 to Order 1608]

ELIZABETH M. BRENEMAN

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

The maximum prices for the "Hav-A-Lena-Corona" cigars set forth in paragraph (a) of Order No. 1608 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Hav-A-Lena	Corona	50	*Per M* $75	*Cents* [1] 10

[1] Prices apply to this brand and frontmark using only Connecticut Shadegrown (Type 61) L. C. 16" wrappers and 50% Havana (Type 81) short filler as specified in amended application. Attention of manufacturer is directed to average retail price ceiling requirement of Maximum Price Regulation 260.

This amendment shall become effective April 26, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-6976; Filed, Apr. 25, 1946; 11:42 a. m.]

[MPR 188, Order 4974]

IMPERIAL LAMP CO. INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Imperial Lamp Co. Inc., 391 Eastern Parkway, Brooklyn, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model Nos.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
Hand decorated Worcester china table lamp with hand made metal base	96	*Each* $15.49	*Each* $18.22	*Each* $32.80
Hand decorated Tiffany finish china table lamp	211	11.22	13.20	23.76

These maximum prices are for the articles described in the manufacturer's application dated April 3, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2%, 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) On and after May 15, 1946, L. Greif & Bro., Inc., must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after June 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and any subsequent amendment thereto.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7003; Filed, Apr. 25, 1946; 4:32 p. m.]

[MPR 580, Rev. Orde- 28]

L. GREIF & BRO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Revised Order 28. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-631.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, Order No. 28 is redesignated Revised Order No. 28 to read as follows: *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by L. Greif & Bro., Inc., Homeland Avenue, Govans, Baltimore 12, Md., and described in the manufacturer's applications dated April 17, 1945, and April 16, 1946:

Article	Brand name	Manufacturer's price list	Retail ceiling price
Coat and pants	Priestley's Nor-East	$23.71-$23.82	$39.50
Coat, vest and pants	do	26.29- 26.41	44.00
Dinner jacket	do	16.54	27.50
Dress trousers	do	6.78	11.50
Sport trousers or slacks	do	8.91- 8.96	15.00

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 15, 1946, L. Greif & Bro., Inc., must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after June 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and any subsequent amendment thereto.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7003; Filed, Apr. 25, 1946; 4:32 p. m.]

[MPR 580, Amdt. 3 to Order 202]

AUGUSTA KNITTING CORP.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation No. 580, Amendment 3 to Order 202. Establishing

ceiling prices at retail for certain articles. Docket No. 6063–580–13–639.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 202 is amended in the following respects.

1. Paragraph (a) is amended by deleting the manufacturer's line of men's underwear listed under the brand name HAPS No. 1.

2. Paragraph (a) is amended by adding the following:

Brand name	Sizes	Manufacturer's selling price	Retail ceiling price
		Per dozen	*Per unit*
Haps No. 1	34–46	$10.20	$1.30
	48–50	12.45	1.60
	52–54	15.60	2.00
	56–58	18.75	2.40

This amendment shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7004; Filed, Apr. 25, 1946; 4:32 p. m.]

[MPR 591, Order 446]

BARLOW ENGINEERING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Electric Water Cooler, manufactured by the Barlow Engineering Company, 151–5 East 128th Street, New York 35, New York, and as described in the application dated March 26, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—			
	National Sales Agency	Distributors	Dealers	Consumers
Model C P10	$132.50	$150.00	$185.50	$265.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Barlow Engineering Company of New York City shall attach a tag to the electric water cooler, covered by this order, reading as follows:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No 446 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 25, 1946.

Issued this 25th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7005; Filed, Apr. 25, 1946; 4:31 p. m.]

[RMPR 113, Order 8]

IRON ORE PRODUCED IN MINNESOTA, WISCONSIN, OR MICHIGAN

ORDER AUTHORIZING ADJUSTABLE PRICING

The Price Administrator has been advised by his Iron Ore Industry Advisory Committee that it believes that appropriate adjustments will be required, in the near future, in the maximum prices established by Revised Maximum Price Regulation 113 for sales of iron ore produced in the Lake Superior District. The Committee has recommended that persons subject to the Regulation be authorized to deliver, or agree to deliver, pending the disposition of this case, iron ore at prices to be adjusted upwards in accordance with action which may be taken by the Office of Price Administration.

The Office of Price Administration is presently conducting a survey of representative producers of iron ore for the purpose of measuring the propriety of existing maximum prices under the provisions of the Emergency Price Control Act of 1942, as amended, and applicable Executive orders. It has become apparent, however, that an immediate decision cannot be reached because of uncertain factors and the peculiar seasonal nature of the industry. The granting of permission to enter into adjustable pricing agreements is therefore necessary, in the opinion of the Administrator, to promote the distribution of iron ore vitally needed for effective transition to a peacetime economy.

A similar situation arose in 1944 and the Price Administrator granted adjustable pricing permission to iron ore producers in Order No. 7 under section 3 of Revised Maximum Price Regulation 113. The opinion accompanying that action stated in part:

Unlike most manufacturing industries, the iron ore industry in the Lake Superior region conducts its affairs upon a seasonal basis due primarily to the fact that shipments are made only during the months of navigation on the Great Lakes. Customarily, one price is charged for ore shipped during a given season and payments are made in twelve monthly installments. All payments before the end of the season, however, are subject to final adjustment for grade and analysis after all ore has been shipped. Under these circumstances, it is necessary to take measures which will insure that any adjustment in maximum prices which may be granted during the 1944 season will be applicable to all ore shipped during that season. Unless this is done, serious disruption may occur in the even flow of this essential commodity. Uncertainty about price may result in hesitancy to enter into firm commitments for the full season and producers who ship both captive and merchant ore may find it desirable to restrict shipments of the latter type until a decision has been reached. The granting of authorization to enter into adjustable pricing agreements will remove these difficulties and will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. This action is not to be considered as an indication of whether, or to what extent, an increase in maximum prices will be made.

Similar considerations are pertinent to present circumstances, and this order is being issued to permit again iron ore producers to enter into adjustable pricing agreements until such time as the Price Administrator acts upon the pending request for price adjustment or the permission is withdrawn.

Therefore, in accordance with section 3 of Revised Maximum Price Regulation 113, *It is ordered:*

(a) Persons selling iron ore produced in Minnesota, Wisconsin or Michigan may deliver or agree to deliver, and purchasers may receive or agree to receive, such ore at prices to be adjusted upward after delivery to an amount not in excess of the maximum prices established by the Office of Price Administration in taking final action upon the pending request for an increase in existing maximum prices. Prior to such action, no payment in excess of the maximum prices in effect at time of delivery shall be made or received.

(b) This order shall be automatically revoked upon the effective date of any amendment or other formal action by the Office of Price Administration increasing maximum prices for iron ore produced in Minnesota, Wisconsin or Michigan or upon denial of the pending request for an increase in the present maximum prices for such ore. It may be revoked or amended by the Administrator at any time.

This order shall become effective April 26, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7042; Filed, Apr. 26, 1946; 11:50 a. m.]

[MPR 188, Amdt. 1 to Order 8]

RECONVERSION CONSUMER DURABLE GOODS PRODUCTS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, *It is ordered*, That Order No. 8 under Maximum Price Regulation No. 188 be amended in the following respects:

1. Section 3 (b) is amended to read as follows:

(b) *Increase factor.* Manufacturers may increase, by seven per cent, their maximum prices (exclusive of any permitted increases) properly established under Maximum Price Regulation No. 188 or the "comparability method" of Order No. 4332 under that regulation for sales to all persons except ultimate consumers.

2. Section 3 (c) (1) is amended to read as follows:

(1) His maximum price properly established under Maximum Price Regulation No. 188 or the "comparability method" of Order No. 4332 under that regulation increased by seven per cent in accordance with paragraph (b) of this section.

3. Section 3 (d) (1) is amended to read as follows:

(1) If his selling price for the article is not more than seven per cent above its properly established maximum price to a particular class of purchaser (exclusive of all permitted increases), his unadjusted maximum price to that class of purchaser is that properly established maximum price (exclusive of all permitted increases).

4. Section 3 (d) (2) is amended to read as follows:

(2) If his selling price for the article is more than seven percent above its properly established maximum price to a particular class of purchaser (exclusive of all permitted increases) he finds his unadjusted maximum price to that class of purchaser as follows:

Step 1. He determines the percentage amount by which his actual selling price exceeds his properly established maximum price (exclusive of all permitted increases).

Step 2. He deducts seven percentage points from the percentage found in Step 1.

Step 3. He adds to his maximum price (exclusive of all permitted increases) the percentage amount found in Step 2. The resulting amount is his "unadjusted maximum price".

EXAMPLE OF HOW A MANUFACTURER FINDS HIS "UNADJUSTED MAXIMUM PRICE" WHEN HIS SELLING PRICE IS MORE THAN SEVEN PERCENT ABOVE HIS MAXIMUM PRICE

A manufacturer has a properly established maximum price (exclusive of all permitted increases) of $30.00 for a metal dinette set. He has received an order under Supplementary Order No. 119 permitting him to increase his maximum prices by ten percent, however, his actual selling price on a particular sale is only $32.40. The steps by which he finds his "unadjusted maximum price" are as follows:

Step 1. His selling price is $2.40 above his previous maximum price. This he finds to be 8 percent above that maximum price.

Step 2. He deducts seven percentage points from eight percent, and the result is one percent.

Step 3. He adds one percent to his previous maximum price of $30.00. The "unadjusted maximum price" which he shows on his invoice for that sale is therefore $30.30.

5. Footnote 2 to section 3 (c) (2) is amended to read as follows:

[2] This refers to Supplementary Orders Nos. 118 and 148, and to orders issued under Supplementary Orders Nos. 119, 133 and 148, and Order No. A–2 under Maximum Price Regulation No. 188.

6. Section 12 (b) is amended to read as follows:

(b) *Supplementary Order Nos. 118, 119, 133 and 148, or Order No. A–2 under Maximum Price Regulation No. 188.* If a manufacturer is eligible for an adjustment under Supplementary Orders Nos. 118, 119, 133, or 148, he may nevertheless adjust his maximum prices under this order instead of under those provisions.

Manufacturers may continue to adjust their maximum prices in accordance with any increases permitted under Supplementary Orders Nos. 118, 119, 133, and 148 or Order No. A–2 under Maximum Price Regulation No. 188, instead of the increase factor specified in section 3.

This amendment shall become effective on 29th day of April 1946.

Issued this 26th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7043; Filed, Apr. 26, 1946; 11:52 a. m.]

[MPR 188, Order 4973]

SHOVELS, SPADES AND SCOOPS

INTERIM ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SEC. 1. *Purpose of this order.* This order is issued to allow manufacturers of steel shovels, spades and scoops an interim price increase. It is based on the operating experience of certain representative manufacturers and will remain in effect until the Office of Price Administration can obtain further information on which to base a final determination of the increases in maximum prices which can be authorized. Interim adjustments are also made in resellers' maximum prices.

SEC. 2. *Manufacturers' maximum prices.* Manufacturers of steel shovels, spades and scoops may add to their maximum prices for these articles determined under Maximum Price Regulation No. 188 an adjustment charge equal to 9% of their maximum price to each class of purchaser. The amount of the adjustment shall be separately stated on each invoice.

SEC. 3. *Resellers' maximum prices.* A reseller of articles covered by this order may add to his properly established maximum prices under the General Maximum Price Regulation an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which is paid by him to his supplier. A reseller who has not properly established his maximum price under the General Maximum Price Regulation for an article covered by this order shall first determine a maximum price (exclusive of adjustment charges) and to that price he may add an adjustment charge in the same dollars-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier.

SEC. 4. *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, each seller shall notify the purchaser of the adjustment in resellers' prices provided by this order. This notification may be given in any convenient form.

This order shall become effective April 26, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7046; Filed, Apr. 26, 1946; 11:51 a. m.]

[MPR 478, Order 168]

COATED AND COMBINED FABRICS

AUTHORIZATION OF SALES AT ADJUSTABLE MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 17 of Maximum Price Regulation 478, *It is ordered:*

Any manufacturer or converter of coated or combined fabrics as defined in Maximum Price Regulation 478 may sell such fabrics to cutters or any persons other than resellers at prices to be adjusted upward in accordance with action that may hereafter be taken by the Office of Price Administration, changing the existing maximum prices for sales of such coated or combined fabrics. However, no seller shall receive payment of more than the presently established maximum price for sales of such coated or combined fabrics unless and until the Office of Price Administration changes existing maximum prices.

This order may be amended or revoked by the Administrator at any time.

This order shall become effective April 26, 1946.

Issued this 26th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7050; Filed, Apr. 26, 1946; 11:52 a. m.]

[MPR 580, Amdt. 2 to Order 128]

PHOENIX HOSIERY CO.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–559.

For the reasons set forth in the Opinion issued simultaneously herewith, Order No. 128 issued September 12, 1945, under section 13 of Maximum Price Regulation 580 on application of Phoenix Hosiery Company, Milwaukee, Wisconsin, is amended in the following respects:

1. Paragraph (a) is amended by adding under the heading "Neckties" the following:

Style number	Supplier's selling price (per dozen)	Retail ceiling price (each)
TS90	$15.50	$2.25

2. Paragraph (c) is amended by adding the words "and all subsequent amendments" after the words "The seller shall send the purchaser a copy of this order.".

3. A new paragraph (h) is added to read as follows:

(h) With respect to necktie, style number TS90, the provisions of paragraph (d) shall apply, except that the dates May 15, 1946 and June 15, 1946 shall be substituted for the dates October 1, 1945 and November 1, 1945, respectively.

This amendment shall become effective April 27, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7051; Filed, Apr. 26, 1946; 11:52 a. m.]

[MPR 580, Amdt. 3 to Order 234]

J. F. HARDEMAN CO.

ESTABLISHMENT OF MAXIMUM PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-578.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 234 issued under section 13 of Maximum Price Regulation 580 on application of J. T. Hardeman Hat Company, Seattle, Washington, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

MEN'S HATS

Style name	Manufacturer's selling price (per dozen)	Retail ceiling price (per unit)
Aristocrat	$60.00	$8.50

2. Paragraph (a) is corrected to establish the following retail ceiling price for the article below:

MEN'S HATS

Style name	Manufacturer's selling price (per dozen)	Retail ceiling price (per unit)
Royal Supreme	$84.00	$12.50

3. A new paragraph (h) is added to read as follows:

(h) Until May 15, 1946 the provisions of paragraph (d) are suspended insofar as J. T. Hardeman Company is directed to preticket articles for which retail prices are established on April 27, 1946 under this Order. (The provisions of paragraph (d) remain in force however with regard to preticketing other articles in Order No. 234.) On and after June 15, 1946 no retailer may offer or sell these articles unless they are marked or tagged in the form prescribed in paragraph (d). Prior to June 15, 1946, if the articles are marked or tagged with a retail ceiling price different from the one established under this order or if the articles are unmarked and untagged, the retailer shall comply with the marking, tagging and posting provisions of the regulation applicable in the absence of this order.

This amendment shall become effective April 27, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7052; Filed, Apr. 26, 1946; 11:52 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54-124, 59-79, 70-1197]

SEATTLE GAS CO.

NOTICE OF FILING OF AMENDED PLAN AND ORDER RECONVENING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 25th day of April A. D. 1946.

Seattle Gas Company ("Seattle"), a gas utility company and a subsidiary of Portland General Electric Company and Portland Electric Power Company, registered holding companies, having on April 7, 1945, filed an application for approval of a plan of recapitalization of Seattle for the purpose of complying with the provisions of section 11 (b) (2) of the Public Utility Holding Company Act of 1935; the Commission in its notice of filing and order for hearing issued April 13, 1945 (Holding Company Act Release No. 5725), having summarized the terms of said plan and having ordered a hearing thereon; Seattle having on May 8, 1945, filed an amendment to its plan of recapitalization modifying the original plan filed April 7, 1945, in various respects; and hearings having been held pursuant to such notice on said original plan and the amendment thereto, extensive testimony having been taken and numerous exhibits having been introduced, and the hearing having been continued subject to the call of the trial examiner; and

Seattle having on November 28, 1945 filed an application (File No. 70-1197) pursuant to section 6 (b) of the act and Rule U-50 promulgated thereunder proposing to issue and sell, at a price to be determined by competitive bidding, $4,800,000 principal amount of First Mortgage Bonds; and the Commission having on December 3, 1945 issued its notice of filing and order for hearing and directed that such application (File No. 70-1197) and the proceedings theretofore commenced and instituted by the Commission (File No. 54-124 and File No. 59-79) be consolidated and that a consolidated hearing under the applicable provisions of the act be reconvened for the purpose of considering said application in the light of the matters and questions contained in the record theretofore instituted before this Commission; and the Commission having granted said application in its findings and opinion and order, dated December 28, 1945, and in its supplemental order thereto, dated January 15, 1946; and Seattle having applied the net proceeds of the $4,800,000 principal amount of First Mortgage Bonds, 3⅜% Series, due 1976, to redeem the then outstanding $4,678,250 principal amount of First and Refunding Mortgage Bonds, 5% Series A, due October 1, 1954:

Notice is hereby given that on April 16, 1946 Seattle filed an amended plan of recapitalization, which amended plan modifies the original plan filed April 7, 1945 in various respects.

All interested persons are referred to said amended plan which is on file in the offices of this Commission, for a full statement of the transactions therein proposed which, insofar as they differ substantially from those proposed in the original plan of recapitalization filed April 7, 1945, may be summarized as follows:

1. By amendment to its articles of incorporation, the authorized capital stock of Seattle of which there are presently outstanding 47,105 shares of $5 first preferred stock, 27,338 shares of second preferred stock and 23,739 shares of common stock will be reclassified into 500,000 shares of new common stock, par value $20 per share, or an aggregate par value of $10,000,000.

2. Of the 500,000 shares of new common stock to be authorized, 262,812 shares will be distributed to the holders of the presently outstanding capital stock of Seattle as follows:

(a) 5½ shares of new common stock for each share of $5 first preferred stock and all accumulated and unpaid dividends thereon. The holders of the $5 first preferred stock will receive a total of 259,078 shares of new common stock having an aggregate par value of $5,181,560;

(b) 1/10th of a share of new common stock for each share of second preferred stock and all accumulated and unpaid dividends thereon. The holders of the second preferred stock will receive a total of 2,734 shares of new common stock having an aggregate par value of $54,680;

(c) The existing common stock will be cancelled and no new common stock will be issued therefor.

Accordingly, all of the new common stock to be issued under the amended plan of recapitalization will be allocated to the holders of the presently outstanding $5 first preferred stock and second preferred stock in the proportions of approximately 98.96% and 1.04%, respectively. Scrip certificates will be issued for fractional interests in the new common shares and will be exchangeable for full shares of new common stock within two years from the first day of the month in which the amendment to the articles of incorporation of Seattle shall become effective. The amended plan further provides that after the expiration of such two-year period, the shares of new common stock reserved for issuance in exchange for scrip certificates will be sold by the company and for a period of three additional years the holders of such scrip certificates will be entitled to receive their pro rata share of the proceeds of sale, at the end of which period the scrip certificates are to become void for all purposes. In addition, the amended plan provides that the holders of the presently outstanding $5 first preferred stock and second preferred stock who do not surrender their stock certificates in exchange for new common shares (or cash proceeds after the initial two-year period as provided for in the exchange of scrip certificates) to which they are entitled under the amended plan within five years of the first day of the month in which the amendment to the articles of incorporation of Seattle shall become effective, shall not be entitled or permitted thereafter to make such exchange, and the shares of the existing $5 first preferred stock and second prefered stock then held by such holders shall become void for all purposes.

3. It is also provided in the amended plan that the capital surplus of the company which will be created by the consummation of the amended plan will not be applied by the company to the payment of dividends upon shares of its new capital stock and that earned surplus appearing on the balance sheet of the company after consummation of the amended plan will be dated to indicate that such earned surplus has been earned subsequent to the consummation of the amended plan.

4. The applicant company has stated that it does not propose to hold a stockholders' meeting for the purpose of electing directors prior to the annual meeting to be held for the purpose of electing directors in May 1947, for the reason that a majority of the present board of directors have been elected by the holders of the presently outstanding $5 preferred stock.

5. The amended plan further provides that all reasonable fees and expenses incurred in connection with the recapitalizatiton of Seattle will be paid by the company subject to the approval of the Commission.

6. The application states that the amended plan was filed in order to remedy the existing inequitable distribution of the voting power so as to enable the applicant to meet the requirements of section 11 (b) (2) of the act for effectuating a fair and equitable distribution of the voting power among the holders of its securities. The applicant does not propose to solicit the consent of any of its security holders to the amended plan of recapitalization.

The applicant requests that the Commission find the amended plan to be necessary to effectuate the provisions of section 11 (b) of said act and to be fair and equitable to the persons affected thereby, issue an order approving the plan, and apply to an appropriate United States District Court to enforce and carry out the terms and provisions of said amended plan.

It appearing to the Commission that the hearing should be reconvened for the purpose of considering said amended plan in the light of such of the issues designated or specified in the Commission's order of April 13, 1945 as are applicable to said amended plan; and

It further appearing that the trial examiner heretofore designated to preside at the consolidated hearing is unable to preside at the time hereinafter mentioned and that a new trial examiner should be designated at the consolidated hearing herein:

It is ordered, That the record herein be reopened and that the hearing herein be reconvened before the trial examiner hereinafter designated at 10:00 a. m., on the 20th day of May 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as the hearing room clerk in room 318 will at that time designate. All persons who have not heretofore entered their appearances in these consolidated proceedings and desiring to be heard or otherwise wishing to participate, should file with the Commission, on or before May 17, 1946, a written request relative thereto as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Allen MacCullen, or any other officer or officers of the Commission designated by it for that purpose, be and he is hereby designated to preside at such reconvened hearing in lieu of the trial examiner heretofore designated to preside at the hearing "In the Matter of Seattle Gas Company, File No. 54-124, File No. 59-79, File No. 70-1197", and the said Allen MacCullen is hereby granted all the powers heretofore granted to the trial examiner heretofore designated.

It is further ordered, That notice of this hearing be given by the Secretary of the Commission to Seattle Gas Company, Portland Electric Power Company, Portland General Electric Company, the Department of Public Utilities of the State of Washington and the Mayor of Seattle, Washington, by mailing a copy of this notice and order forthwith by registered mail, and that notice be given to all other persons by publication of a copy of this notice and order in the FEDERAL REGISTER.

It is further ordered, That Seattle Gas Company mail a copy of the amended plan of recapitalization and notice of the date that the hearing in this matter is to be reconvened at least twenty days prior to the time of such hearing to each of its stockholders at his last known address.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7011; Filed, Apr. 26, 1946; 9:41 a. m.]

[File No. 70-1038]

ST. JOSEPH LIGHT & POWER CO.

SUPPLEMENTAL ORDER GRANTING AMENDED APPLICATION

At a regular session of the Securities and Exchange Commission held in its office in the City of Philadelphia, Pa., on the 24th day of April A. D. 1946.

St. Joseph Light & Power Company ("St. Joseph"), a subsidiary of Continental Gas & Electric Corporation, a registered holding company which, in turn, is a subsidiary of The United Light and Railways Company, having filed an application and amendments thereto pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 with respect to the exemption from the provisions of sections 6 (a) and 7 of the act of the issue and sale pursuant to the competitive bidding requirements of Rule U-50 of $3,750,000 principal amount of First Mortgage Bonds, ------% Series due 1976;

The Commission having by order dated April 11, 1946 granted said application, as amended, subject to the condition that said issue and sale shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding and a further order shall have been entered by the Commission in the light of the record so completed, jurisdiction having been reserved for this purpose;

St. Joseph having on April 24, 1946 filed a further amendment to said application setting forth the action taken to comply with the requirements of Rule U-50, and stating that, pursuant to the invitation for competitive bids, bids for said $3,750,000 principal amount of First Mortgage Bonds, --% Series due 1976 were received as follows:

Bidder	Price to St. Joseph (Percentage of Principal Amount) [1]	Coupon Rate	Annual Cost to St. Joseph
	Percent	*Percent*	*Percent*
Blyth & Co., Inc.	102.11	2⅝	2.524
White, Weld & Co.	102.03	2⅝	2.528
Salomon Bros & Hutzler	101.23	2⅝	2.566
Harris, Hall & Co. (Inc.)	100.31	2⅝	2.610
Halsey, Stuart & Co., Inc.	100.03	2⅝	2.624

[1] Plus accrued interest from Apr. 1, 1946.

Said amendment further stating that St. Joseph has accepted the bid of Blyth & Co., Inc. for said First Mortgage Bonds as set forth above and that said bonds will be reoffered for sale to the public at a price of 102.63% of the principal amount thereof plus accrued interest, resulting in an underwriter's spread equal to 0.52% of the principal amount of the bonds; St. Joseph having further amended the application to provide that such First Mortgage Bonds, due 1976, will be redeemable at the scale of redemption prices set forth in such amendment; and

The Commission having examined the record in the light of said amendment and exhibits and finding no reason

for imposing terms and conditions with respect to the price to be paid to the company for the bonds, the redemption prices therefor, the interest rate thereon, and the underwriter's spread and its allocation:

It is ordered, That said application, as further amended, be and the same hereby is, granted subject to the terms and conditions prescribed by Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7008; Filed, Apr 26, 1946; 9:41 a. m.]

[File No. 70-1242]

ILLINOIS POWER CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 18th day of April 1946.

Illinois Power Company, a registered holding company, having filed an application pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 for exemption from the provisions of section 6 (a) of said act regarding the issue and sale, by competitive bidding pursuant to the requirements of Rule U-50, of $45,000,000 principal amount of First Mortgage Bonds, --% Series due 1976, and of $9,000,000 principal amount of Sinking Fund Debentures, --% due 1966; and

A public hearing having been held, after appropriate notice, upon said application, and the Commission having considered the record and having made and filed its findings and opinion herein, in which, for reasons therein set forth, said application filed pursuant to section 6 (b) was considered as a declaration pursuant to section 7;

It is ordered, That the said declaration with respect to the issue and sale of the above-described bonds and debentures be and the same is hereby permitted to become effective, subject to the terms and conditions prescribed by Rule U-24 and subject also to the following terms and conditions:

1. That the issue and sale of the said bonds and debentures shall not be consummated until the results of the competitive bidding, pursuant to Rule U-50, shall have been supplied by amendment and a further order shall have been entered with respect thereto, which order may contain such further terms and conditions as may then be deemed appropriate; jurisdiction is hereby reserved for the entry of such further order and for the imposition of such further terms and conditions; and

2. Jurisdiction is reserved to pass upon the accounting entries made by Illinois Power Company in connection with the loss resulting from the sale of certain interests in and property of Illinois Terminal Railroad Company, including entries relating to Paid-In Surplus and Depreciation accounts of Illinois Power Company; and

3. Jurisdiction is reserved over legal and auditing fees and expenses proposed to be paid in connection with the proposed security issues.

It is further ordered, That the ten-day period for inviting bids for the sale of the aforesaid securities, as provided in Rule U-50, be and the same is hereby shortened to a period of not less than seven days.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7009; Filed, Apr. 26, 1946; 9:41 a. m.]

[File No. 70-1243]

UNITED GAS IMPROVEMENT CO. AND HARRISBURG GAS CO.

SUPPLEMENTAL ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 24th day of April 1946.

The United Gas Improvement Company (UGI), a registered holding company, and its subsidiary, The Harrisburg Gas Company (Harrisburg), a public utility company, having filed a joint application-declaration, with amendments thereto, under the Public Utility Holding Company Act of 1935 with respect to, among other things, the issue and sale by Harrisburg, pursuant to the competitive bidding provisions of Rule U-50, of $2,200,000 principal amount of First Mortgage Bonds to mature in 1971; and

The Commission having, by order dated April 11, 1946, granted said application and permitted said declaration to become effective, except as to the price to be paid for said bonds, the redemption prices thereof, the interest rate thereon and the underwriters' spread and its allocation, as to which matters jurisdiction was reserved; and

Harrisburg, having filed a further amendment to the application-declaration, in which it is stated that in accordance with the permission granted by the said order of the Commission dated April 11, 1946, it offered such bonds for sale pursuant to the competitive bidding requirements of Rule U-50 and received the following bids:

Bidder	Price to company	Interest rate	Cost to company
		Percent	
White, Weld & Co.	102.68	2¾	2.515
Blyth & Co., Inc.	101.71	2¾	2.592
Kidder, Peabody & Co.	101.6199	2¾	2.597
Mellon Securities Corp.	101.5199	2¾	2.642
Shields & Co.	101.51	2¾	2.743
Harris, Hall & Co. (Inc.)	101.055	2¾	2.965
Halsey, Stuart & Co., Inc.	100.079	2¾	2.621

The said amendment having further stated that Harrisburg has accepted the bid of White, Weld & Co. for the bonds, as set out above, and that the bonds will be offered for sale to the public at a price of 102.689, resulting in an underwriters' spread of .659;

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid for said bonds, the redemption prices thereof, the interest rate thereon, and the underwriters' spread and its allocation;

It is ordered, That the jurisdiction heretofore reserved over the price to be paid for said bonds, the redemption prices thereof, the interest rate thereon, and the underwriters' spread and its allocation, be, and the same hereby is, released and said application and declaration be, and the same hereby is, granted and permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL D. DUBOIS, *Secretary.*

[F. R. Doc. 46-7010; Filed, Apr. 26, 1946; 9:41 a. m.]

Reference

MAY 3 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 84

Washington, Tuesday, April 30, 1946

Regulations

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 709—PRESCRIBED SERVICE UNIFORM

MISCELLANEOUS AMENDMENTS

Paragraph (b) (6) of § 709.30a is revoked; new §§ 709.38b and 709.59a are added and two items are added to the list in paragraph (a) (2) of § 709.56, as follows:

§ 709.30a *Insignia, shoulder sleeve, for civilian.* * * *

(b) The designations authorized are as follows: * * *

(6) Automotive advisors. [Revoked]

§ 709.38b *Letter "V" device.* A bronze block letter "V" ¼ of an inch in height, with serifs at the top of the members.

§ 709.56 *Badges for markmanship, gunnery, bombing, etc.*—(a) *Badges for qualification in the use of arms.* * * *

(2) *Bars.*

(i) *Original qualification.* To be of silver suspended from the basic badge and marked as follows to show the weapon, or weapon and course; and without showing the date of qualification: * * *

(*bb*) TD 76-mm.

(*cc*) TD 90-mm.

§ 709.59a *Honorable discharge emblem.* A device of woven material consisting of a lozenge background 1½ inches by 3 inches finished size, long axis horizontal and the design of the lapel button for service since 8 September 1939, in golden yellow. The ring of the design is 1 inch in diameter. The background is of olive-drab shade No. 33 for wear on the enlisted man's service coat and outer woolen garments, and of khaki shade No. 1 for wear on the summer shirt. The background may be of the same color as the garment on which worn in other cases. The device is manufactured with sufficient background material turned under and creased for sewing in place. (R.S. 1296; 10 U.S.C. 1391) [AR 600-35, 31 March 1944, as amended by C7, 10 April 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-7057; Filed, Apr. 26, 1946; 8:59 p. m.]

Chapter VIII—Supplies and Equipment

PART 825—DISPOSITION OF SERVICEABLE MILITARY PERSONAL PROPERTY

SALE OF UNIFORMS

Section 825.1 is revoked as follows:

§ 825.1 *Sale of uniforms to individuals separated from the Army.* [Revoked]

(44 Stat. 1096; 10 U.S.C. 1395) [AR 30-2290, 18 April 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-7058; Filed, Apr. 26, 1946; 3:59 p. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51443]

PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

WAIVER PERMITTING CANADIAN HALIBUT FISHING VESSELS TO LAND CATCH IN ALASKA

APRIL 24, 1946.

Waiving compliance with the provisions of section 4311 of the Revised Statutes.

Upon the written recommendation of the Secretary of State and by virtue of the authority vested in me by section 501 of the Second War Powers Act, 1942 (50 U.S.C. App. Sup. 642), as extended by the act of December 28, 1945 (Public Law 270, 79th Congress), I hereby waive compliance with the provisions of section 4311 of the Revised Statutes (46 U.S.C. 251) to the extent necessary, until and including June 30, 1946, to permit Canadian fishing vessels engaged in the North Pacific halibut fishery only to land their catch of halibut in ports of entry in Alaska upon compliance with the applicable customs laws. I deem that such action is necessary in the conduct of the war.

[SEAL] O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46-7055; Filed, Apr. 26, 1946; 8:39 p. m.]

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FEDERAL REGISTER

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[T. D. 51444]

PART 11—PACKING AND STAMPING; MARKING; TRADE-MARKS AND TRADE NAMES; COPYRIGHTS

PART 24—CUSTOMS FINANCIAL AND ACCOUNTING PROCEDURE

REIMBURSABLE COMPENSATION

Computation of charge for reimbursable compensation of customs officers and employees. Sections 11.8 (m) and 24.17 (d), Customs Regulations of 1943, amended.

Section 11.8 (m), Customs Regulations of 1943 (19 CFR, Cum. Supp., 11.8 (m)), is hereby amended by changing "19.5 (c)" to "19.5 (b)" in the first sentence.

(R.S. 161, 251, sec. 304, 46 Stat. 687, sec. 3, 52 Stat. 1077, sec. 624, 46 Stat. 759; 5 U.S.C. 22, 19 U.S.C. 66, 1304, 1624)

Section 24.17 (d), Customs Regulations of 1943 (19 CFR, Cum. Supp., 24.17 (d)), is hereby amended by changing "19.5 (c)" to "19.5 (b)."

(Sec. 1, 24 Stat. 79, sec. 2, 25 Stat. 80, sec. 524, 46 Stat. 741, sec. 19, 52 Stat. 1087, R.S. 161; 46 U.S.C. 331, 19 U.S.C. 1524, 5 U.S.C. 22)

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

Approved: April 24, 1946.

O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46-7056; Filed, Apr. 26, 1946; 3:39 p. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

[NHA Reg. 80-2]

PART 707—VETERANS' EMERGENCY HOUSING PROGRAM

AUTHORIZATION AND PRIORITIES ASSISTANCE UNDER EXCEPTIONS TO CPA PRIORITIES REGULATION 33

Sec.
707.6 General.
707.7 Applications for authorization and priorities assistance.
707.8 Applications for authorization without priorities assistance
707.9 Occupancy by owner in multiple-family dwelling.
707.10 Application form.

AUTHORITY: §§ 707.6 to 707.10, inclusive, issued under 55 Stat. 838, 50 U.S.C. App., Sup., 601; E.O. 9070, 3 CFR, Cum. Supp.; E.O. 9638, 10 F.R. 12591; 54 Stat. 676 as amended, 50 U.S.C. App., Sup., 1152; Veterans' Housing Program Order 1, 11 F.R. 3596; CPA Priorities Regulation 33 as amended, 11 F.R. 4085; CPA Directive 42 as amended, 11 F.R. 3355.

§ 707.6 *General.* (a) Paragraph (c) of CPA Directive 42 provides in part as follows:

(c) *Appeals and exceptions.* • • • The National Housing Agency may also, in its discretion, grant priorities assistance under the regulation (PR 33) or authorization under Veterans' Housing Program Order 1 for housing accommodations covered by the regulation, even though the application fails in some respect to satisfy the requirements of the regulation.

It is the purpose of §§ 707.6 to 707.10, inclusive, to authorize the granting of authorization and priorities assistance pursuant to the above provision in the cases specified in these §§ 707.6 to 707.10, inclusive, in addition to the approval of applications specifically authorized in CPA Priorities Regulation 33.

(b) Applications approved under these §§ 707.6 to 707.10, inclusive, are approved as exceptions to CPA Priorities Regulation 33 and are otherwise subject to the provisions of that regulation.

§ 707.7 *Applications for authorization and priorities assistance.* (a) Applications for authorization under Veterans' Housing Program Order 1 or for priorities assistance under Priorities Regulation 33, or both, may be made by the following persons who apply to build homes for their own occupancy and, if the applications otherwise qualify, shall be approved:

(1) A civilian citizen of the United States who was held a prisoner of war by an enemy nation at any time during World War II. Such application shall be approved in the same manner and subject to the same limitations as an application pursuant to paragraph (b) (1) (i) of Priorities Regulation 33, as supplemented by §§ 707.1 to 707.3, inclusive.

(2) A veteran of World War II or a member of the Armed Forces, as defined in Priorities Regulation 33, who, prior to April 13, 1946, had purchased the land on which the proposed dwelling is to be constructed and had made one or more additional commitments prior to that date such as the payment of architect's fees, obligating himself under a construction contract, clearing or grading the land or purchasing materials. Such application shall be approved in the same manner and subject to the same limitations as the approval of an application pursuant to paragraph (b) (1) (i) of Priorities Regulation 33, except that the provisions of §§ 707.1 to 707.3, inclusive, shall not apply. Any such application must be filed within sixty days from the effective date of these §§ 707.6 to 707.10, inclusive.

§ 707.8 *Applications for authorization without priorities assistance.* (a) Applications for authorization under Veterans' Housing Program Order 1 and Priorities Regulation 33 to build or erect dwelling accommodations may be made by the following persons and, if the applications otherwise qualify for such authorization, shall be approved:

(1) Any person who prior to March 26, 1946, (i) acquired the land for the purpose of constructing the accommodations on it, (ii) made one or more additional commitments for the purpose of the construction such as the payment of architect's fees, obligating himself under a construction contract, clearing or grading the land or purchasing materials, and (iii) owned and acquired all or substantially all of the materials for the construction, and certifies that he can and will complete the construction without priorities assistance. Such application for authorization shall be approved in the same manner and subject to the same limitations as the approval of an application for priorities assistance for the completion of a home begun prior to March 26, 1946, as provided in paragraph (b) (1) (iii) of Priorities Regulation 33. Any such application must be filed within sixty days from the effective date of these §§ 707.6 to 707.10, inclusive.

(2) Any person who wishes to erect prefabricated or precut houses for which there existed a contract to purchase and which were in the process of manufacture on March 26, 1946. Such an application shall be approved in the same manner and subject to the same requirements as the approval of an application for priorities assistance for the completion of homes begun prior to March 26, 1946, as provided in paragraph (b) (1) (iii) of Priorities Regulation 33. Any such application must be filed within sixty days from the effective date of these §§ 707.6 to 707.10, inclusive.

§ 707.9 *Occupancy by owner in multiple-family dwelling.* (a) An application by a person who wishes to build, complete or convert a multiple-family dwelling structure otherwise qualifying under CPA Priorities Regulation 33 shall not be disapproved because the owner, or his building service employee, will reside in the structure, if the accommodations to be so occupied do not exceed in floor space a normal one-family unit in the structure, and provided that such space is less than 15 percent of the floor space of the structure.

§ 707.10 *Application form.* (a) An application under these §§ 707.6 to 707.10, inclusive, may be approved only if it includes, in addition to other required information, statements by the applicant clearly showing the facts necessary to determine that he is authorized to make application under these §§ 707.6 to 707.10, inclusive.

This regulation shall be effective immediately.

WILSON W. WYATT,
Administrator.

[F. R. Doc. 46-7079; Filed, Apr. 29, 1946; 10:04 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

[SFAW Order 36]

PART 602—GENERAL ORDERS AND DIRECTIVES

BITUMINOUS COAL PRODUCERS IN DISTRICT 14

It is hereby ordered: That all bituminous coal producers in District 14 are exempted from the provisions of Notice of Direction to All Bituminous Coal Producers Except Those in Districts 5 and 16, issued on March 28, 1946.

This order shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 25th day of April 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-7132; Filed, Apr. 29, 1946; 11:57 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-936]

MARY CHEELY

Mary Cheely of 122 East Seventh Street, Los Angeles, California, is engaged in the business of manufacturing children's wear. On January 2, 1946, a temporary suspension order was issued against Mary Cheely directing her to immediately cancel outstanding CC rated textile orders for fabrics in excess of the amount authorized, and to place no CC rated orders for any textile fabrics during the first quarter of 1946. On October 24, 1945, Mary Cheely filed form WPB-4342 certifying that she had placed rated orders during the fourth quarter of 1945 for 12,510 yards of cotton fabrics, whereas in fact, she had placed rated orders for 17,570 yards of such cotton fabrics during that quarter. The furnishing of this false information subjected Mary Cheely to the administrative action provided for under the provisions of the Conservation Or-

der M-328-B and Priorities Regulation No. 1. During the fourth quarter of 1945, Mary Cheely placed orders bearing CC ratings for and accepted delivery of 12,510 yards of outing flannel, although she was authorized to place rated orders for and to receive only 6,255 yards of such material. The placing of these rated orders for 6,255 yards of outing flannel in excess of the authorized amount constituted a violation of Priorities Regulation No. 3. In addition, during the period from November 1, 1945 through January 15, 1946, Mary Cheely incorporated outing flannel acquired by means of preference ratings into the manufacture of 101 dozen two-piece pajamas in the price range of $21 per dozen, although she was specifically authorized to use such flannel in the manufacture of pajamas in the maximum price range of $13.50 per dozen, in violation of the express authorization. These violations were wilful and have diverted critical materials to uses not authorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.936 *Suspension Order No. S-936.* (a) In addition to the restriction contained in the temporary suspension order issued on January 2, 1946, Mary Cheely shall not apply or extend any preference ratings nor shall any authorization be granted to her to apply or extend any ratings during the second quarter of 1946.

(b) Mary Cheely shall refer to this order in any applications or appeal which she may file with the Civilian Production Administration during the second quarter of 1946.

(c) Nothing contained in this order shall be deemed to relieve Mary Cheely from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 26th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7068; Filed, Apr. 26, 1946; 4:13 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 5, as Amended Apr. 29, 1946]

GYPSUM BOARD AND GYPSUM LATH

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of building materials and building supplies for defense, for private account and for export; and the following direction is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *Purpose of this direction.* Priorities Regulation 33 provides for the assignment to builders of HH preference ratings to secure materials, listed on Schedule A of that regulation, which are required for use in the Veterans' Emergency Housing Program. Among these are gypsum board and gypsum lath. This direction explains the use of HH rating and also what the restrictions are in connection with the sale of gypsum board and gypsum lath by producers and dealers.

In order to meet the Veterans' Emergency Housing Program and the needs of other essential construction it is necessary to increase the production of many building materials including gypsum board and gypsum lath, and to do this increased tonnage of gypsum liner must be made available to producers of gypsum board and lath. This direction makes provision for directives to be issued by the Civilian Production Administration from time to time for the purpose of securing the production and delivery of gypsum liner for the manufacture of gypsum board and gypsum lath.

(b) *Definitions.* For the purposes of this direction:

(1) "Gypsum board" means only those products made from gypsum and commonly referred to in the building trade as wall board, long board, wide board, laminated board or sheathing. The term does not include precast reinforced gypsum roof plank.

(2) "Gypsum lath" means the gypsum product made especially for use as a plaster base.

(3) "Producer" means a person owning or operating facilities in which gypsum board or gypsum lath are manufactured.

(4) "Dealer" means a person who buys gypsum board or gypsum lath from a producer or other person for resale as such.

(c) *HH ratings are not extendible.* A dealer who receives an HH rated order for gypsum board or gypsum lath shall not extend the rating.

(d) *Handling of HH rated orders by producers.* A producer need not accept any HH rated orders for gypsum board or gypsum lath. This is the general rule. But a producer who sells any portion of his production directly to persons other than dealers or manufacturers of pre-fabricated housing must sell that portion according to the following rule: Beginning February 1, 1946, at least two-thirds of all gypsum board and gypsum lath (calculated on a combined square footage basis) sold by the producer to persons other than dealers or manufacturers of pre-fabricated housing, must be sold on HH or AAA rated orders. Thus a producer shall not sell or deliver more gypsum board or gypsum lath to such persons on other than HH rated orders than one-half of the quantity he has sold or delivered on HH or AAA rated orders since February 1, 1946.

(e) *Maximum amounts dealers need to sell on HH rated orders.* Dealers must accept and fill rated orders (AAA, MM, CC, and HH) for gypsum board or gypsum lath in accordance with the provisions of Priorities Regulation 1, except that no dealer is required to accept HH rated orders for more than two-thirds of all gypsum board and gypsum lath (calculated on a combined square footage basis) sold or delivered by him since February 1, 1946. Direct shipments from a producer to a user for a dealer's account shall be considered as deliveries by the dealer. Sales or deliveries by dealers to other dealers shall not be considered as sales or deliveries for the purposes of this paragraph. A dealer may not reject an HH rated order which he is not required to fill under the above rule, but must promptly notify his customer approximately when he expects to fill the order out of later shipments.

(f) *Directives for gypsum liner.* The Civilian Production Administration, in order to increase the production of gypsum board and gypsum lath, may issue directives from time to time to the manufacturers of boxboard, requiring them to produce specified quantities of gypsum liner and to make delivery to producers of gypsum board and gypsum lath. The production of gypsum liner covered by the directives will be distributed among the boxboard mills in as equitable a manner as is possible taking into account the following:

(1) The facilities of all mills in the boxboard field which can produce either creamfaced, greyback or lath board and which have suitable machines and roll equipment for the production of liner of the basic weight required.

(2) From the total tonnage of gypsum liner needed to produce the required tonnage of gypsum board and lath for housing and other essential construction, including maintenance and repair, there will be deducted the tonnage of gypsum liner being produced by the regular suppliers for the gypsum board and lath producers. The additional tonnage of gypsum liner necessary to meet the requirements for gypsum board and gypsum lath will be spread through the means of directives among the boxboard mills on an approximate percentage basis of their production, calculated on the boxboard and miscellaneous board produced by them during the first three months of 1946.

(g) *Appeals.* (1) Any appeal from the provisions of this direction should be made by mailing a letter in triplicate to the Civilian Production Administration, Washington 25, D. C., Ref: PR-33, Direction 5, stating the particular provision appealed from and stating fully the grounds for the appeal.

(2) If an appeal from a directive issued under paragraph (f) is to be made on the ground that compliance with the action will result in production at a loss, an application for price relief on that ground must first be filed with the Secretary of the Office of Price Administration, Washington, D. C., and a copy filed with the appeal. If the Civilian Production Administration appeal is granted, the directive for increases above current production will be suspended until the decision of the Office of Price Administration upon the application for price relief. This paragraph does not indicate or limit the extent or kind of price relief, if any, which may be granted by the Office of Price Administration.

Issued this 29th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7083; Filed, Apr. 29, 1946; 11:33 a. m.]

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Housing Program Order 1, Interpretation 2]

PROHIBITED DELIVERIES

The following interpretation is issued with respect to Veterans' Housing Program Order 1:

Paragraph (g) of Order VHP-1 provides that "No person shall accept an order for, sell, deliver or cause to be delivered materials which he knows or has reason to believe will be used in work prohibited by this order".

The purpose of this provision is to prohibit the sale or delivery of materials by a supplier if he knows or has reason to believe that the materials supplied will be used in violation of VHP-1. This provision does not impose upon a fabricator or supplier any duty to investigate whether a proposed construction job for which he is asked to supply materials will be begun or carried on in violation of Veterans' Housing Program Order 1, or whether it has been specifically authorized or is exempt under that order. Mere knowledge that the kind of work involved is a kind which ordinarily would require authorization under the order does not constitute reason to believe that the work will be begun or carried on in violation of the order and, in the absence of information to the contrary, the supplier may rely on the builder to get an authorization for the job if authorization is required.

Paragraph (g) of VHP-1 does not require a supplier to get from a customer a certificate to the effect that the customer is not violating and will not violate VHP-1, or a certificate to the effect that the job for which the materials will be used is exempt under the order or has been authorized under the order.

Section 944.14a of Priorities Regulation 1 contains a provision, similar to that in paragraph (g) of VHP-1, with respect to all Civilian Production Administration orders and regulations. In addition, Priorities Regulation 32, which controls inventories, contains a similar provision affecting suppliers, in paragraph (b), which is explained in detail in Interpretation 3 to that regulation.

Issued this 29th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7084; Filed, Apr. 29, 1946; 11:33 a. m.]

Chapter XI—Office of Price Administration

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 36]

MACHINES, PARTS, AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended by adding a new paragraph (p) to section 19 to read as follows:

(p) *Tools, dies, jigs, fixtures, molds and patterns designed, made and used specifically by manufacturers in connection with manufacture of products covered by this regulation.* Where a manufacturer of a product covered by this regulation manufactures and uses tools, dies, jigs, fixtures, molds and patterns specifically in connection with the manufacture of that product, and where the manufacturer sells these tools, dies, jigs, fixtures, molds and patterns to the purchaser of that product, the maximum price for that sale shall be the price as established by sections 7, 8, 9 and 10 as applicable, except that the maximum price shall not be less than the total costs thereof to the manufacturer.

This amendment shall become effective April 26, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7059; Filed, Apr. 26, 1946; 4:11 p. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 188, Amdt. 79]

MANUFACTURERS' MAXIMUM PRICES FOR CONSUMER GOODS OTHER THAN APPAREL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 188 is amended in the following respects:

1. Section 1499.166 (b) (1) is amended by changing the item "Inner constructions for boxsprings, double duty sleeping equipment, and upholstered furniture, made of all new materials" to read: "Hand tied inner constructions for boxsprings made of all new materials."

2. Section 1499.166 (b) (7) is amended by adding the following article to the list contained therein:

Window shade rollers.

3. Section 1499.166 (b) (20) is amended by adding the following article to the list contained therein:

Linoleum and felt-base wall coverings.

4. Section 1499.168 (b) (1) is amended by changing the item "Inner constructions for boxsprings and double duty sleeping equipment, made of all new materials" to read: "Hand tied inner constructions for boxsprings, made of all new materials."

5. Section 1499.168 (b) (20) is amended by adding the following articles to the list contained therein:

Window shade rollers.
Linoleum and felt-base wall coverings.

This amendment shall become effective on April 26, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7060; Filed, Apr. 26, 1946; 4:11 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14J, Amdt. 21]

AUTOMOBILE SEAT COVERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Supplementary Regulation No. 14J is amended in the following respects:

1. Section 3.5 is amended to read as follows:

SEC. 3.5 *Maximum prices for resales of automobile seat covers manufactured by Crawford Manufacturing Company, Inc.* (a) This section establishes maximum prices for certain resales of automobile seat covers manufactured by Crawford Manufacturing Company, Inc., of Richmond, Virginia.

(b) The sales covered are the following:

(1) Sales by Standard Oil Company of New Jersey and Standard Oil Company of Pennsylvania, herein called "Standard," and Colonial Beacon Oil Company, herein called "Colonial," and by Sun Oil Company, herein called "Sunoco," to retailers, wholesale distributors, and consumers.

(2) Sales to retailers by wholesale distributors who purchased the articles from Standard, Colonial, or Sunoco.

(3) Sales to consumers by retailers who purchased the articles from Standard, Colonial, or Sunoco, or any of their wholesale distributors.

(c) The maximum prices for the above sales are as follows:

(1) Sales by Standard, or Colonial, or by persons deriving title through them:

Automobile seat cover model	Maximum prices for sales to retailers	Maximum prices for sales to consumers
702	$4.87	$7.94
710F, 712F, 713F	7.27	11.78
714F	7.40	12.04
710, 712, 716, 717, 718, 720, 722, 723	13.52	21.95
714, 724	13.79	22.24
725	15.48	24.91
Bucket Coach or front sedan only	8.20	13.23
Coupe (front only)	8.20	13.23
5-passenger coupe, coach, or sedan w/o center arm rest	14.91	23.94
6-passenger coupe, coach, or sedan with center arm rest	14.88	26.16

The maximum prices for sales to jobbers and distributors are the maximum prices listed above for sales to retailers less 10% and 5%.

(2) Sales by Sunoco, or by persons deriving title through it:

Automobile seat cover model	Maximum prices for sales to wholesale distributors	Maximum prices for sales to retailers	Maximum prices for sales to consumers
Coupe—Front seats only			
602—Large solid back	$3.24	$4.05	$6.75
610F—Small divided back	4.44	5.55	9.25
612F—Medium divided back	4.44	5.55	9.25
613F—Large divided back	4.44	5.55	9.25
614F—Extra large divided back	4.4	5.55	9.25
5- and 6-pass. coupe, coach and 2-door sedan			
610—Small divided back	7.92	9.90	16.50
610F—Front seat only	4.44	5.55	9.25
612—Medium divided back	7.92	9.90	16.50
612F—Front seat only	4.44	5.55	9.25
613—Large divided back	7.92	9.90	16.50
613F—Front seat only	4.44	5.55	9.25

Automobile seat cover model	Maximum prices for sales to wholesale distributors	Maximum prices for sales to retailers	Maximum prices for sales to consumers
5- and 6-pass. coupe, coach and 2-door sedan			
614—Large (extra) divided back	$8.28	$10.35	$17.25
614F—Front seat only	4.44	5.55	9.25
616—Medium bucket	7.92	9.90	16.50
616F—Front seat only	5.04	6.30	10.50
617—Large bucket	7.92	9.90	16.50
617F—Front seat only	5.04	6.30	10.50
618—Extra large bucket	7.92	9.90	16.50
618F—Front seat only	5.04	6.30	10.50
4-door sedan			
620—Small solid back	7.92	9.90	16.50
620F—Front seat only	5.04	6.30	10.50
622—Medium solid back	7.92	9.90	16.50
622F—Front seat only	5.04	6.30	10.50
623—Large solid back	7.92	9.90	16.50
623F—Front seat only	5.04	6.30	10.50
624—Extra large solid back	8.28	10.35	17.25
624F—Front seat only	5.04	6.30	10.50
625—Special large solid front back rear seat—has center arm rest	9.24	11.55	19.25
625F—Front seat only	5.04	6.30	10.50
Specials—for those cars marked "spec." on specifications			
Coupe—2 or 3 pass.—Front seat only	5.04	6.30	10.50
5 and 6 pass. coupe, coach, or sedan without center arm rest—Complete set	9.24	11.55	19.25
5 and 6 pass. coupe, coach, or sedan with center arm rest—Complete set	9.96	12.45	20.75

This amendment shall become effective on May 4, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7101; Filed, Apr. 29, 1946; 11:49 a. m.]

PART 1305—ADMINISTRATION

[Rev. SO 138,[1] Amdt. 1]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN COMMODITIES AND SERVICES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order No. 138 is amended in the following respects:

1. Section 1.3 (c) is amended to read as follows:

(c) The following articles of sporting goods:

1. Aquatic sporting goods other than apparel and shoes.
2. Archery equipment other than apparel.
3. Badminton equipment other than apparel and shoes.
4. Baseball equipment.
5. Basketball equipment.
6. Boats.
7. Bowling and billiard equipment and accessories except apparel and shoes.
8. Boxing, wrestling and striking bag equipment except apparel and shoes.
9. New canoes and accessories except sails.
10. Cartridge case trimmers, reloaders, swedgers and reshapers for use in hand loading ammunition.
11. Clay pigeons and traps for releasing clay pigeons.
12. Croquet sets and equipment.
13. Custom-built (uncatalogued) or rebuilt, enhanced guns.
14. Decoys, birds and game.
15. Exercise equipment: Dumbbells, elastic chest pulls, grip developers, Indian clubs, medicine balls, steel spring exercisers, wands and home exercise machines.
16. Fencing equipment except shoes.
17. Field hockey equipment except shoes.
18. Fishing tackle.
19. Football equipment.
20. Game calls, bird and game.
21. Golf equipment except apparel and shoes.
22. Gymnasium apparatus.
23. Ice hockey equipment.
24. Ice skates and combinations of shoes and skates, but not shoes without skates.
25. Paddle tennis equipment.
26. Playground apparatus.
27. Shuffleboard equipment.
28. Skis and ski equipment except apparel and shoes.
29. Snowshoes.
30. Soccer equipment.
31. Softball equipment.
32. Squash equipment other than apparel and shoes.
33. Table tennis equipment.
34. Tennis equipment except apparel and shoes.
35. Toboggans, bobsleds and equipment except apparel and shoes.
36. Volley ball equipment, except apparel and shoes.
37. The following items of track and field equipment: javelins, discus, athletic shot, toe boards, athletic hammers, vaulting poles, vaulting and jump standards, and track shoes.

2. Section 1.3 (m) is amended by adding a new item to read as follows:

3. Frog legs.

3. Section 1.4 (a) is amended by changing item 6, "Jewelry containing niihau, cat's eye and cowry shells" to read as follows:

6. Jewelry, except watches, including but not limited to the following: Articles commonly or commercially known as jewelry or costume jewelry, whether real or imitation, such as rings, bracelets, earrings, chains, singly or with lockets or with crosses or ornaments, cuff buttons, cuff links, shirt studs, collar pins and buttons, tie clasps, bead, shell jewelry and hat or head bands, bracelets, brooches, clips and pins, necklaces and lavalieres, buckles, medals and badges.

Articles made from "precious metals" (but not including items ornamented with or trimmed with precious metals) including: picture frames, cigar and cigarette cases and boxes, holders and lighters, jewelry boxes, key chains, knife chains, watch chains and watch fobs, liquor flasks, letter openers, cocktail shakers, hat pins, hand mirrors, combs and brushes, the backs of which are made from precious metals; rosaries and medals with religious significance, clocks, compacts, binoculars, field, marine, opera and manifying glasses, watch bands, mesh and beaded bags, military insignia, except fabric, and buttons.

4. Section 1.4 (a) is further amended by adding the following items to read as follows:

7. Lauhala and lauhala products.
8. Hula skirts.
9. Woodcarved articles manufactured in the Territory of Hawaii.
10. Games and toys, except wheeled toys.
11. Insecticides, except DDT bombs.

This amendment shall become effective as of March 28, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7104; Filed, Apr. 29, 1946; 11:52 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 83]

FISH IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the division of the Federal Register.

Section 19a of Revised Maximum Price Regulation 373 is amended in the following respects:

1. Paragraph (f) is amended to read as follows:

(f) *How you make prepared fish.* Prepared fish must be fresh fish from which the head, fins and viscera have been removed and to which salt and one or more of the following ingredients have been added: onion, tomato, chili pepper, limu, and ilimoni. The added ingredients must total at least two ounces per pound of fish.

Prepared fish must also be cut into pieces not to exceed two inches square or into strips not to exceed 2 inches in width; except that the following fish weighing one pound or less may be sold whole, with the head on but with fins and viscera removed and ingredients added:

Aholehole, Alaihi, Akule, Aweoweo, Hinalea, Kole, Kumu, Manini, Maiko, Malii, Mamamu, Moana, Opelu, U'u, and Weke.

Prepared fish prices established in Table A of this section may not be charged unless the fish is prepared as provided in this paragraph. If the customer refuses the ingredients required in this paragraph, only fresh fish prices may be charged.

2. Paragraph (g) is amended to read as follows:

(g) *Post your ceiling prices.* You must have posted at your store or selling establishment your "Official OPA List of Ceiling Prices" for prepared fish, seafood, and other Hawaiian food items covered by this section. Place it on or near your counter in one or more places where the customer may easily examine it. When you display any item covered by this section, you must put on or near it your selling price per pound and the name of the item. Example: If you display several dishes of Aawa, prepared Hawaiian style, you must have a card or tag on one or more of the dishes reading as follows: "Prepared Aawa—50¢ lb."

3. Table A is amended to read as follows:

TABLE A—PREPARED FISH, SEAFOOD AND OTHER HAWAIIAN FOOD ITEMS

Variety of fish:	*Retail maximum price per pound*
Aawa	$0.50
Aha	.50
Aholehole	.80
Aku	.62
Akule	.62
Alaihi	.50
Amaama	.98
Awa	.62
Awa awa	.84
Aweoweo	.77
Hee (Squid)	.77
Hilu	.48
Hinalea	.48
Humuhumu	.48
Hupipi	.62
Iheihe	.62
Kahala	.84
Kaku	.98
Kalikali	.84
Kawailo	.77
Kawakawa (Bonita)	.77
Kawelea	.77
Kole	.41
Kuikui	.41
Kumu	1.31
Kupoupou	.77
Laenihi	.62
Malii	.48
Maiko	.62
Mamamu	.68
Manini	.68
Miklawa	.50
Moana	.98
Mói	.98
Naenae	.33
Nenue (Enenue)	.62
Nohu	.68
Nunu	.41
Olo	.84
Opae (Shrimps, Fresh)	1.13
Omilu	.91
Opelu	.62
Pakuikui	.48
Palani	.41
Panuhunuhu	.77
Papai (Crab) Red	.32
Papai (Crab) White	.46
Papai (Crab) Samoan	.41
Paualu	.41
Pauu	.68
Salmon—Lomi—Salt	.75
Ukanipo	.98
Uhu	.62
Uku	.84
Ulaula	.84
Uouoa	.84
U'u—Big Eye	.91
Weke	.91
Limu	
Elcele	1.00
Huluhuluwaena	1.00
Lipeapea	1.00
Lipoa	1.00
Maneoneo	1.00
Wawaeiole	1.00
Kohu Kauau Limu	1.60
Mixed Limu	1.00
Palu (fish entrails)	.35
Fish heads	.20
Haukeuke (pounded)	.60
Ina (pounded)	.60
Wana (shelled)	.80
Hawae (shelled)	.80
Wi-Kai (shelled)	.80
Opihi (shelled)	1.60
Hee, Dried	1.25
Ake (chopped liver & Kukui Nuts)	1.00
Pipikaula (Dried raw beef)	.60
Laulau[1]	.65
Ilimano (Kukui nut buds)	2.40
Haupia (white coconut pudding)	.50
Kuiolo (brown coconut pudding)	1.00
Hawaiian Salt (red)	.05

[1] Each laulau must contain not less than 8 ounces of fish raw weight. The pork shall not be more than ¼ fat.

This amendment shall become effective as of March 5, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7100; Filed, Apr. 29, 1946; 11:49 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 53,[1] Amdt. 58]

FATS AND OILS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 8.3a (a) is amended by adding subparagraph (3) as follows:

(3) Any olive oil brought into a foreign trade zone on or before May 15, 1946 for transshipment to a foreign country shall be exempt from the operation of this section 8.3a.

This amendment shall become effective April 29, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7103; Filed, Apr. 29, 1946; 11:49 a. m.]

PART 1362—CERAMIC PRODUCTS, STRUCTURAL CLAY PRODUCTS AND OTHER MASON MATERIALS

[MPR 116, Amdt. 10]

CHINA AND POTTERY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 116 is amended in the following respects:

1. Section 1362.59a is hereby revoked subject to Supplementary Order 40.

2. Section 1362.59c is hereby revoked subject to Supplementary Order 40.

3. Section 1362.59d is hereby revoked subject to Supplementary Order 40.

4. Section .1362.61 (c) (1) (ii) is amended to read as follows:

(ii) If no similar article was offered for sale by the manufacturer in the period October 1 to October 15, 1941, and if the manufacturer during that period had sold comparable articles for which maximum prices had been established under Maximum Price Regulation No. 116, the maximum price for the new article shall be a price which bears the same relation to the manufacturer's cost of materials and direct labor for such new articles, as the manufacturer's maximum price under this regulation for the most comparable article, bears to the manufacturer's cost of materials and direct labor for such article.

This amendment shall become effective on the 4th day of May 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7102; Filed, Apr. 29, 1946; 11:50 a. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

Subchapter K—Seamen

PART 132—ALLOTMENTS OF SEAMEN

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in me by the act of June 26, 1884, as amended (23 Stat. 55; 46 U.S.C. 599), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1-46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following amendments to the regulations are prescribed and shall me made effective May 15, 1946:

1. Section 132.3 is amended to read as follows:

§ 132.3 *Allotments to be in writing.* All allotments executed by any seaman shall be in writing in triplicate on Form 722 and shall be approved by a shipping commissioner, deputy shipping commissioner, or consular officer of the United States.

2. Section 132.8 is amended to read as follows:

§ 132.8 *Procedure with respect to allotments.* All allotments shall be executed in triplicate by the seaman making the same and after the same are approved, shall be distributed by the shipping commissioner, or consular officer in the following manner:

(a) The original shall be sent to the seaman's employer;

(b) The duplicate shall be sent to the person or bank in whose favor the allotment is drawn; and

(c) The triplicate shall be retained in the file of the official who approves the allotment.

3. Section 132.12 is amended to read as follows:

§ 132.12 *Cancellation of allotment.* Whenever a seaman, before the expiration of the allotment period, severs his contractual relationship with the vessel upon which he was employed, the master of such vessel should notify the employer of the seaman, by the quickest means of communication available, of this fact. Upon receipt of such information, the employer should notify the person in whose favor the allotment is drawn.

Dated: April 25, 1946.

[SEAL] J. F. FARLEY,
Admiral, U. S. C. G.,
Commandant.

[F. R. Doc. 46-7054; Filed, Apr. 26, 1946; 3:39 p. m.]

[1] 11 F.R. 3198.

Chapter II—United States Maritime Commission

Subchapter F—Merchant Ship Sales Act of 1946

[G. O. 60, Supp. 1]

PART 299—RULES AND REGULATIONS, FORMS, AND CITIZENSHIP REQUIREMENTS

MISCELLANEOUS AMENDMENTS

Subject to the provisions of the Ship Sales Act of 1946 and Part 299 of Title 46 published in the FEDERAL REGISTER on Tuesday, April 23, 1946, the following additional vessel prices are published:

PRICES FOR STANDARD MARITIME COMMISSION VESSELS IN ACCORDANCE WITH THE MERCHANT SHIP SALES ACT OF 1946

Type vessel	Estimated cost as of Jan. 1, 1941	Domestic war cost	Statutory sales price (unadjusted)	Price floor
DRY CARGO			*60% 1941 cost*	*35% war cost*
N3	700,000	1,339,477	[1] 380,000	468,817
C1-M-AV1	1,280,000	1,982,464	[1] 640,000	693,862
C3	2,460,000	3,7659,228	[1] 1,230,000	1,280,730
TANKERS			*87½% 1941 cost*	*50% war cost*
T1-M-BT	994,000	1,774,038	[1] 869,750	887,019

[1] Prices marked with an asterisk are inapplicable since under the terms of the Ship Sales Act of 1946 no dry cargo vessel, except a Liberty type vessel, may be sold at less than 35% of the domestic war cost and no tanker may be sold at less than 50% of the domestic war cost.

SUBPART F—PREWAR DOMESTIC COSTS: STATUTORY SALES PRICES

NOTES: 1. Design characteristics are for identification purposes and are not warranted as those of any particular vessel.

2. Descriptions and prices of additional vessel types will be published in the near future as amendments to this subpart.

Section 299.56 *Prewar domestic costs; statutory sales prices* is amended by adding the following paragraphs:

	N3-S-A1	N3-S-A2
Design	Full scantling.	Full scantling.
Length over all	258'9"	259'9½".
Beam molded	42'1"	42'1".
Depth molded	20'5"	20'5".
Load draft molded	17'11½"	17'11½".
Deadweight tons	2,900	2,760.
Gross tons	1,790	1,960.
Net tons	1,020	1,030.
Bale cubic capacity	124,000	118,000.
Propulsion	Steam recipro. coal burning	Steam recipro. oil burning.
Shaft hp., normal	1,300 IHP.	1,300 IHP.
Speed, knots	10	11.

The prices of the standard type are as follows:

Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
$760,000	$1,339,477	$380,000	$468,817

(j) *Type C1-M-AV1.* The standard C1-M-AV1 cargo vessel is a steel, full scantling type vessel with a raked stem and cruiser stern. A deep tank is installed at the forward end of No. 1 hold. The propelling machinery is located aft.

The principal design characteristics of the C1-M-AV1 are listed below. The C1-M-AV1 is not considered a "C" type under the Commission building program.

Design	Full scantling.
Length over all	333'8".
Beam molded	50'0".
Depth molded	29'0".
Load draft molded	21'0".
Deadweight tons	5,100.
Gross tons	3,800.
Net tons	2,100.
Bale cubic capacity	228,000.
Net refrigerated cubic capacity	9,800.
Propulsion	Diesel.
Shaft, hp., normal	1,700.
Speed, knots	10½.

Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
$1,280,000	$1,982,464	$640,000	$693,862

(k) *Type C3.* The standard C3 cargo vessel is a steel, shelter deck type vessel with a raked stem and cruiser stern. The quarters will accommodate twelve passengers in six staterooms. There are four deep tanks in No. 2 hold. The propelling machinery is located amidships.

The principal design characteristics of the standard vessel are listed below.

Length over all	492'0".
Beam molded	69'6".
Depth molded	42'6".
Load draft molded	26'6".
Deadweight tons	12,300.
Bale cubic capacity	732,000.
Propulsion	Turbine.
Shaft, hp., normal	8,500.
Speed, knots	16½.

The prices of the standard type are as follows:

Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
$2,460,000	$3,659,228	$1,230,000	$1,280,730

(l) *Type T1-M-BT.* The T1-M-BT tanker is a steel, 31,000 barrel tanker with a raked stem and a cruiser stern. The propelling machinery consists of a Diesel engine geared to a single screw. The machinery is located aft.

The principal characteristics of this vessel are listed below:

Length over all	325'4".
Beam molded	48.2'.
Depth molded	21'9".
Load draft molded	19'0".
Deadweight tons	4,189.
Gross tons	3,260.
Net tons	1,680.
Propulsion	Diesel.
Shaft, hp., normal	1,400.
Speed, knots	10.

The prices of the standard type are as follows:

Prewar domestic cost	Domestic war cost	Unadjusted statutory sales price	Floor price
$994,000	$1,774,038	$869,750	$887,019

(Sec. 13 (d) of the Merchant Ship Sales Act of 1946 (Pub. Law 321, 79th Cong., approved March 8, 1946) which incorporates by reference sec. 204 (b) of the Merchant Marine Act, 1936, as amended (46 U.S.C. 1114 (b))

By order of the United States Maritime Commission.

[SEAL] A. J. WILLIAMS, *Secretary.*

APRIL 25, 1946.

[F. R. Doc. 46-7081; Filed, Apr. 29, 1946; 11:04 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Docket No. 3666]

PARTS 71-85—TRANSPORTATION OF EXPLOSIVES [1]

TRANSPORTATION OF EXPLOSIVES AND OTHER DANGEROUS ARTICLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 19th day of April A. D. 1946.

It appearing that pursuant to section 233 of the Transportation of Explosives Act approved March 4, 1921 (41 Stat. 1445), and Part II of the Interstate Commerce Act, the Commission has formulated and published certain regulations for transportation of explosives and other dangerous articles:

It further appearing, that in applications received we are asked to amend the aforesaid regulations as set forth in provisions made part hereof;

It is ordered, That the aforesaid regulations for transportation of explosives and other dangerous articles be, and are hereby, amended as follows:

[1] Parts 2, 3, 4, 5, and 6 in this order appear in CFR as Parts 73, 75, 72, 80, and 81.

Part 2—List of Explosives and Other Dangerous Articles (CRF 73)

Superseding and amending list, sec. 4, order Aug. 16, 1940, March 29, 1944, as follows:

Amend heading, fifth column, to read as follows: "Maximum quantity in one outside container by rail express".

Article	Classed as	Exemptions and packing (see sec.)	Label required if not exempt	Maximum quantity in one outside package by rail express
(Change) Blasting caps—1,000 or less.	Expl. C	No exemption, 62 (b)		See sec. 52.
(Change) Electric blasting caps—1,000 or less.	do	do		Do.
(Cancel) Ethyl chlorocarbonate	Pois. C	No exemption 363	Tear gas	20 pounds.
(Add) Ethyl chlorocarbonate see ethyl chloroformate.				
(Add) Ethyl chloroformate	Cor. L	No exemption, 260A	White	5 pints.
(Add) Methyl chloroformate	do	do	do	Do.
(Change) Nitrating (mixed) acid	do	No exemption 267	do	2½ pints.
(Add) Hexafluorophosphoric acid.	do	No exemption, 275	do	1 gallon.
(Add) Hydrocyanic acid liquefied.	Pois. A	No exemption, 332	Poison gas	Not accepted.
(Add) Thorium metal, powdered.	Inf. S	No exemption, 211B	Yellow	25 pounds.
(Add) Zinc peroxide	Oxy. M	153,173	do	50 pounds.

Part 3—Regulations Applying to Shippers (CFR 75)

Superseding and amending sec. 14, order Aug. 16, 1940, to read as follows:

14. *Shipments by rail express.* The packing required for shipments to be forwarded by rail express will be, unless otherwise indicated, as prescribed for shipments by rail freight, provided the quantity limitations in one outside container, as shown in commodity list, are observed.

Amending item of section 31 (a), table, order March 31, 1941, as follows:

Where these regulations call for specification numbers: 106A500. These specification containers may also be used: I. C. C. 106A500X; I. C. C. 27 cylinders mounted on or forming part of a car and classified as multi-unit tank car prior to October 1, 1930.

Superseding and amending par. (b) sec. 27, order Aug. 16, 1940, to read as follows:

(b) The maximum quantity of any explosive or other dangerous article that may be offered for transportation by rail express in one outside container must not exceed that as shown in the commodity list.

Superseding and amending par. (b) (3), sec. 61, order March 31, 1941, to read as follows:

(b) (3) All boxes in which high explosives are packed must be lined with strong paraffined paper or other suitable material, except as provided in sections 61 (b) (7), 61 (d) (6) and 61 (e) (6). Lining must be without joints or other openings or with cemented joints at the bottom, ends, or sides of boxes, and for explosives with liquid ingredients must be impervious to such ingredient and also to water. Covers of boxes must be protected from contact with explosives by lining paper or other suitable material. (See Spec. 2L for authorized lining material.)

Amending sec. 61, order Aug. 16, 1940, as follows (Add):

(b) (7) High explosives (dynamite), except gelatin dynamite, packed in bags or in cartridges in excess of 2 inches in diameter and containing not more than 30 percent liquid explosive ingredients, may be packed in outside containers without sawdust and without lining paper, provided either each inside or outside container is impervious to liquid explosive ingredients and is siftproof.

Superseding and amending par. (c) (1) (a), sec. 61, order Jan. 23, 1946, to read as follows:

(c) (1) (a) High explosives (dynamite) containing not more than 30 percent liquid explosive ingredients must be prepared as prescribed in sections 61 (a) (2) to 61 (b) (7), except as otherwise specified, and packed in containers complying with the following specifications:

Superseding and amending par. (a) (10), sec. 110, order Aug. 16, 1940, to read as follows:

(a) (10) *Spec. 21A, 22A or 22B.* Fiber drums and plywood drums with a single inside glass, earthenware, or metal container of not over 1 gallon capacity in each drum. Inside container must be so cushioned at top, sides, and bottom, as to prevent breakage or leakage in transit.

Amending sec. 154, order Aug. 16, 1940, as follows (Add):

Section 154 (ss) to read as follows:

(ss) Thorium metal, powdered.

Amending sec. 162, order Aug. 16, 1940, and Nov. 8, 1941, to read as follows (Add):

(a) (3) Charcoal made from pine wood and processed so that it is not liable to heat dangerously or cause fires in transportation.

Amending order Aug. 16, 1940, as follows (Add):

211B. (a) Thorium metal, powdered, must be packed in specification containers as follows:

(b) *Spec. 15A or 15B.* Wooden boxes with inside metal containers, tightly and securely closed by push-in covers held in place by soldering at least at four points, or in screw-cap type metal cans. Inside containers must not exceed 10 pounds net each. Gross weight of outside packages must not exceed 75 pounds each.

Amending sec. 245, order Aug. 16, 1940, as follows (Add):

(t) Hexafluorophosphoric acid.

Amending note to par. (e), sec. 247, order June 30, 1943, as follows (Cancel): note to section 247 (e).

Amending order Aug. 16, 1940, as follows (Add):

260A. (a) Ethyl chloroformate and methyl chloroformate must be packed in specification containers as follows:

(b) *Spec. 15A, 15B or 15C.* Wooden boxes with glass inside containers not over 1 pint each, cushioned with incombustible mineral material.

(c) *Spec. 1A.* Boxed carboys.

Superseding and amending par. (j) (5), sec. 268, order Aug. 16, 1940, to read as follows:

(j) (5) Not more than 7 pounds (2½ quarts) of nitric acid may be shipped in one outside container.

Superseding and amending pars. (a), (b), (c), (d), (e), sec. 275, order Sept. 7, 1944, to read as follows:

275. (a) Difluorophosphoric acid, anhydrous, monofluorophosphoric acid, anhydrous and hexafluorophosphoric acid must be packed in specification containers as follows:

(b) (1) *Spec. 15A.* Wooden boxes with inside containers as follows:

(b) (2) Cylindrical containers made of stainless steel (18-8) having all seams welded to full penetration and properly annealed after all welding has been completed; each container must withstand an air test of 15 pounds per square inch without evidence of leak; closures must be of threaded plug type or a valve brazed to head of container protected by a threaded brass cap and such closures must be resistant to material and adequate to prevent leakage; maximum capacity of container must not exceed 25 pounds of material and must be not less than 14 gage U. S. Standard except that containers not over 5 pounds capacity of material may be of 16 gage.

(b) (3) Or polystyrene bottles to contain not more than 16 ounces of material each, closed by means of threaded type acid-resistant caps with a gasket or lining impervious to the acid and sufficiently resilient, or cushioned, to give an acid-proof closure; caps must have at least one complete continuous thread and be wired or sealed to the bottle to prevent turning of cap when bottle is closed for shipment.

(b) (4) Monofluorophosphoric acid, anhydrous, may also be packed in glass bottles containing not more than 4 ounces of material, closed by means of threaded-type acid-resistant caps with

a gasket or lining impervious to the acid and sufficiently resilient, or cushioned, to give an acid-proof closure; caps must have at least one complete continuous thread and be wired to the bottle to prevent turning of cap when bottle is closed for shipment; or in glass bottles containing over 4 ounces but not over 5 pounds of material, with glass stoppers ground to fit and securely held in place by means of hard drying wax placed over and around the stopper.

(c) Inside containers must be cushioned by not less than 1-inch thickness infusorial earth (Kieselguhr) on all sides, top, and bottom; in addition to cushioning, cylindrical inside containers equipped with valve and protecting cap which must not extend beyond 2 inches above container, must be braced within boxes to prevent movement of the container.

Amending par. (q) (1), sec. 303, table, order Aug. 16, 1940, to read as follows (Add):

Liquefied petroleum gas (pressure not exceeding 200 pounds per square inch at 100° F.). Sec. 303 (r) Tank Motor vehicle, MC–320.

Superseding and amending par. (r), title, sec 303, order Nov. 8, 1941, to read as follows:

(r) Maximum permitted filling densities for cargo tanks, spec. MC–320, for transportation of liquefied petroleum gases:

Superseding and amending par. (a) (1), sec. 332, order Aug. 16, 1940, to read as follows:

332 (a) (1) Hydrocyanic acid, liquid (prussic acid) and hydrocyanic acid liquefied, must be packed in specification containers as follows:

Superseding and amending par. (c), sec. 401, order Aug. 16, 1940, to read as follows:

(c) Packages containing inflammable liquids with inside containers of one quart or larger and corrosive liquids in any quantity, unless specifically exempt or unless packed in carboys not completely boxed, must be marked "This Side Up".

Superseding and amending par. (a) sec. 419, order Aug. 16, 1940, to read as follows:

(a) A receipt from the form prescribed by the originating express carrier must be issued to the shipper for each shipment of explosives or other dangerous articles accepted for transportation. Before a receipt is issued the shipper must apply the label prescribed herein to each package containing any article requiring a label under these regulations.

Superseding and amending sec. 421, order Nov. 8, 1941, to read as follows:

421. *Certificate.* The shipper offering for transportation by carriers by rail freight, highway, or water any class A or class B explosive and blasting caps or electric blasting caps in any quantity, and any inflammable liquid, inflammable solid, oxidizing material, corrosive liquid, compressed gas, or poison, requiring labels, or carloads requiring placards, as prescribed by these regulations, must show on the shipping order, bill of lading, or other shipping paper, in the lower left-hand corner, the following certificate over the written or stamped facsimile signature of the shipper or his duly authorized agent:

This is to certify that the above articles are properly described by name, and are packed and marked and are in proper condition for transportation according to the regulations prescribed by the Interstate Commerce Commission.

NOTE: For the relief of shippers from multiplicity of certifications required for packages which may move by carriers by water, including combustible liquids and hazardous articles, and pending further consideration and order of the Commission, such shipments may be certified for rail, motor vehicle, or water transportation as follows:

This is to certify that the above articles are properly described by name, and are packed and marked and are in proper condition for transportation according to the applicable regulations prescribed by the Interstate Commerce Commission and the Secretary of Commerce.

Appendix Part 3—Shipping Container Specifications (CFR 72)

Superseding and amending par. 4, spec. 15D, order Aug. 16, 1940, as follows:

4. *Handles.* Containers must have suitable handles, of dimensions specified herein, consisting of horizontal strips or cleats extending across top of each side or each end; handles which do not project 3 inches beyond the vertical edges of the container must be mounted to leave at least 7/16 inch open space between handle and box, or be at least ¾ inch thick, or be of cross section at least equal to cleats required for single-cleated boxes of corresponding size and gross weight. Extension of cleats or side boards is acceptable for projecting handles. Handles are not required on boxes of over 400 pounds gross weight.

Authorized gross weight, maximum (pounds)	Handles, minimum cross section (inches)
100	½ x 1¾
150	½ x 2¼
200	⅝ x 2½
300	⅝ x 3½
400	13/16 x 3½

Superseding and amending par. 14, spec. 15D, order Aug. 16, 1940, as follows (Cancel): paragraph 14.

Amending spec. 15D, order Aug. 16, 1940, to read as follows (Add):

20. Boxes over 500 pounds gross weight are authorized for shipments of wet electric storage batteries when the batteries are contained in a rigid cradle or box and not more than one unit is packed in a box. Skids required: runners to be at least 2 inches by 4 inches commercial thickness, minimum of three, except that two runners are authorized when width of case does not exceed 24 inches; or two runners may be used, minimum of 4 inches by 4 inches commercial thickness, when case does not exceed 36 inches in width. Runners to be beveled at ends to facilitate use of rollers. Bottom boards, minimum of 1-inch commercial thickness, to be nailed across runners; bracing of parts and thickness of lumber to be sufficient to protect contents in transit.

Superseding and amending spec. 106A500, par. 3 (a), order Aug. 16, 1940, to read as follows:

3. *Thickness of plates.* (a) The wall thickness of tanks must be at least 13/32 inch and must be such that at the test pressure the calculated fiber stress in wall of tank will not be in excess of the following:

	Maximum fiber stress pounds per square inch
Shell wall having longitudinal seam:	
Water gas lap-welded	17,500
Fusion welded	15,750

as calculated by the following formula:

$$S=\frac{P\ (1.3D^2+0.4d^2)}{D^2-d^2}$$

where

P is interior test pressure in pounds per square inch; *D*, outside diameter in inches; *d*, inside diameter in inches; and *S*, wall stress in pounds per square inch.

Superseding and amending spec. 106A500, par. 5 (a), order Aug. 16, 1940, to read as follows:

5. *Welding and heat treatment.* (a) All joints and seams other than the longitudinal seam for which alternate requirements are prescribed in paragraph 5 (d) must be made by water gas lap-weld process, or other lap-weld process which investigation and laboratory tests by the Mechanical Division of the Association of American Railroads have proved will produce equivalent or superior results. All joints and seams other than those provided for in paragraph 5 (d) must be thoroughly hammered or rolled to insure perfect welds. The flanges of the heads must be forge lap-welded to the shell and then crimped inwardly toward the axis line at least 1 inch on the radius. Welding and crimping must be accomplished in one heat.

Amending spec. 106A500, par. 5, order Aug. 16, 1940, as follows (Add):

(d) *Alternate welding procedure.* Longitudinal seams may be fusion welded by process which investigation and laboratory tests by the Mechanical Division of the Association of American Railroads have proved will produce satisfactory results.

Superseding and amending spec. 106A-500, par. 14 (b), order Aug. 16, 1940, to read as follows:

(b) When longitudinal seam is water gas lap-welded, the mark must be ICC–106A500.

When longitudinal seam is fusion welded, the mark must be ICC–106A500X.

Part 4—Regulations Applying Particularly to Carriers by Rail Freight (CFR 80)

Superseding and amending par. (e), sec. 532, order Aug. 16, 1940, to read as follows:

(e) (1) Empty cylinders, barrels, kegs, or drums, previously used for the shipment of any dangerous article, as defined herein, must have all openings including removable heads, filling and vent holes properly closed before being offered for transportation.

(e) (2) They may be loaded in open or stock cars when desired. Cars should not be placarded but lighted open-flame lanterns or other open-flame lights should be kept away.

Part 5—Regulations Applying to Carriers By Rail Express (CFR 81)

Superseding and amending par. (b), sec. 653, order Nov. 8, 1941, to read as follows:

(b) Carriers must keep on hand an adequate supply of labels. Lost or detached labels must be replaced from information given on the waybill or from information on the package.

Superseding and amending par. (a), sec. 654, order Nov. 8, 1941, to read as follows:

654. (a) *Receipts.* A receipt upon the form prescribed by the originating express carrier must be issued to the shipper for each shipment of explosives or other dangerous articles accepted for transportation. Before a receipt is issued, the shipper must apply the label prescribed herein to each package containing any article requiring a label under these regulations.

Superseding and amending par. (i), sec. 655, order Oct. 14, 1943, to read as follows:

(i) Unless they are leaking, or in a manifestly insecure condition, packages of dangerous articles other than explosives in transit must be forwarded to destination and report made of any violation observed. Leaking packages must be reconditioned or repaired promptly and forwarded to destination.

Superseding and amending sec. 657, order Nov. 8, 1941, to read as follows:

657. *Waybills.* The waybill or delivery sheet when used as a waybill, or other billing issued in lieu thereof, and the transfer sheet, or interchange record used for transferring such shipments to a connecting carrier, must properly describe the articles by name as shown in these regulations and show color of label applied.

Superseding and amending sec. 660, order Nov. 8, 1941, to read as follows:

660. Violations and accidents or fires must be reported promptly by the express carrier to the Bureau of Explosives, 30 Vesey Street, New York 7, N. Y., as follows:

(a) Serious violations of these regulations.

(b) Facts relating to leaking or broken containers.

(c) Accidents or fires in connection with the transportation or storage on express or railway property of explosives or other dangerous articles.

It is further ordered, That this order amending the aforesaid regulations shall be effective on and after April 19th, 1946, and shall remain in full force and effect and be observed until further order of the Commission.

And it is further ordered, That a copy of this order shall be served upon all the parties of record herein; and that notice of this order shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(41 Stat. 1444, 49 Stat. 546, 52 Stat. 1237, 54 Stat. 921, 56 Stat. 176, 59 Stat. 658, 18 U.S.C. 383, 49 U.S.C. 304)

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46–7026; Filed, Apr. 26, 1946; 11:40 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service

PART 29—PLAINS REGION NATIONAL WILDLIFE REFUGES

FISHING IN LACREEK NATIONAL WILDLIFE REFUGE, SOUTH DAKOTA

Under authority of § 12.3 of the General Regulations for the Administration of National Wildlife Refuges (5 F.R. 5284), as amended, the following is ordered:

§ 29.533 *Lacreek National Wildlife Refuge, South Dakota; fishing.* Noncommercial fishing in accordance with the State laws of South Dakota is permitted in the following described waters of the Lacreek National Wildlife Refuge from 5:00 a. m. to 8:00 p. m. daily during the period May 1 to August 15 each year.

Area open to fishing. All waters in the SE¼SE¼, Sec. 25, T. 37 N., R. 36 W., lying east of Dam No. 10.

Entry on and use of the refuge for any purpose is governed by the regulations of the Secretary dated December 19, 1940 (5 F.R. 5284), and strict compliance therewith is required. Persons entering the refuge for the purpose of fishing must follow such routes of travel within the refuge as are designated by posting. All fishermen must comply with all State fishing laws and regulations and must have on their person and exhibit at the request of any authorized Federal or State officer whatever license is required by such laws and regulations. No Federal permit will be required to exercise the fishing privileges permitted under this order.

ALBERT M. DAY, *Director.*

APRIL 23, 1946.

[F. R. Doc. 46–7077; Filed, Apr. 29, 1946; 9:58 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Office of the Secretary.

[Order 2188]

DIRECTOR OR ASSISTANT DIRECTOR OF THE GEOLOGICAL SURVEY

DELEGATION OF AUTHORITY

Pursuant to section 161, Rev. Stat. (5 U.S.C. sec. 22), and section 1 of the act of March 3, 1879 (20 Stat. 394, ch. 182, 43 U.S.C. sec. 31), it is hereby ordered as follows:

I. The Director or Assistant Director of the Geological Survey may hereafter act for the Secretary of the Interior in making determinations with respect to deposits of fissionable materials on lands of the United States, other than public lands, under section 2 of Executive Order No. 9701 of March 4, 1946 (11 F.R. 2369), unless the Secretary in any particular matter determines otherwise, and subject in any event to an appeal to the Secretary according to the Department's rules of practice.

II. This order does not affect the responsibility of the Solicitor for the review of legal questions. In the event of any disagreement or differences of views between the Geological Survey and any other office, bureau, or service of this Department, the matter shall be presented to the Department for Secretarial determination and approval. All general rules, regulations, circulars and instructions must be approved by the Secretary. The Director of the Geological Survey shall make quarterly reports of the actions taken under this order. This order is effective immediately.

J. A. KRUG, *Secretary of the Interior.*

APRIL 19, 1946.

[F. R. Doc. 46–7076; Filed, Apr. 29, 1946; 9:58 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, June 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890):

J. H. Rutter-Rex Manufacturing Company, Inc. 3723 Dauphine St., New Orleans, La.; pants, overalls, and workshirts; ten (10) percent (T); effective April 23, 1946, expiring April 22, 1947.

Elder Manufacturing Company, Carl Junction, Missouri; dress shirts, collars and sleeping wear; ninety-six (96) learn-

ers (E) effective April 25, 1946, expiring October 24, 1946.

Lynn-Park Mfg. Co. 88 Glen Street, Glens Falls, New York; dress shirts, collars and sleeping wear; ten (10) percent (E); effective April 23, 1946, expiring October 22, 1946.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Princeton Hosiery Mills, Inc., Princeton, Kentucky; seamless; ten (10) percent (E); effective April 27, 1946, expiring October 26, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 25th day of April 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-7080; Filed, Apr. 29, 1946; 10:32 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-711]

CITIES SERVICE GAS CO.

NOTICE OF APPLICATION

APRIL 25, 1946.

Notice is hereby given that on April 15, 1946, an application was filed with the Federal Power Commission by Cities Service Gas Company (Applicant), a corporation organized under the laws of the State of Delaware, and having its principal place of business in Oklahoma City, Oklahoma, and authorized to do business in the States of Oklahoma, Kansas, Texas, Nebraska and Missouri, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain additional facilities to its existing natural gas transmission system as hereinafter described.

Applicant proposes to construct and operate the following facilities to its existing natural gas pipeline facilities, to wit:

(i) One mile of 3-inch pipeline extending from Applicant's existing 16-inch pipeline to the plant of National Processing Company, and a 4-inch orifice meter and regulator setting. These facilities are to be constructed in Section 35, Township 33 S., Range 4 E., Cowley County, Kansas, adjacent to Applicant's existing 16-inch pipeline extending from Dilworth to Cambridge.

(ii) One-half mile of 3-inch pipeline extending from Applicant's 3-inch pipeline to the plant of Nelson Alfalfa Mills and a 4-inch orifice meter and regulator setting. These facilities are to be constructed at a point in the NW¼ of Section 12, Township 32 S., Range 2 E., Sumner County, Kansas, adjacent to Applicant's existing 6-inch pipeline extending from Wellington, Kansas to Oxford, Kansas.

(iii) Three and one-half miles of 3-inch pipeline extending from Applicant's 6-inch pipeline to the plant of W. J. Small Company and a 4-inch orifice meter and regulator setting. These facilities are to be constructed in Sections 22, 26 and 35, Township 31 S., Range 2 E., and Section 2, Township 32 S., Range 2 E., Sumner County, Kansas, adjacent to Applicant's existing 6-inch pipeline extending from Wellington, Kansas to Oxford, Kansas.

(iv) Four miles of 4-inch pipeline extending from Applicant's 18-inch pipeline to the plant of Cerophyl Laboratories, replacing four miles of 2-inch pipeline now in service. These facilities are to be constructed in Sections 7, 16, 17, and 18, Township 12 S., Range 20 E., in Douglass County, Kansas, adjacent to Applicant's existing 18-inch pipeline extending from Ottawa, Kansas to St. Joseph, Missouri.

Applicant states that the plants hereinbefore mentioned are Alfalfa dehydrating plants and that all the proposed facilities will be used to supply natural gas for such operations. Applicant estimates the total volume of sales to the aforesaid plants to amount to 144,800 Mcf per annum for the first year of operation and 148,560 Mcf for each of the two following years. Applicant estimates the total cost of all the proposed facilities to be $42,387.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application of Cities Service Gas Company should, on or before the 13th day of May 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's Provisional rules of practice and regulations under the Natural Gas Act.

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-7069; Filed, Apr. 29, 1946; 9:57 a. m.]

[Docket No. G-710]

CENTRAL KENTUCKY NATURAL GAS CO., AND CINCINNATI GAS TRANSPORTATION CO.

NOTICE OF APPLICATION

APRIL 25, 1946.

Notice is hereby given that on April 1, 1946, Central Kentucky Natural Gas Company (Central Kentucky) and Cincinnati Gas Transportation Company (Cincinnati Transportation), both companies being subsidiaries of Columbia Gas & Electric Corporation, with their principal place of business in Charleston, West Virginia, filed a combined application for a certificate of public convenience and necessity under section 7 of the Natural Gas Act, as amended, authorizing the purchase and operation by Central Kentucky and the sale by Cincinnati Transportation of the properties and assets of the latter.

Central Kentucky is a natural-gas company within the meaning of the Natural Gas Act and holds a certificate of public convenience and necessity issued by an order of the Federal Power Commission dated September 7, 1943. Cincinnati Transportation is a natural-gas company within the meaning of the Natural Gas Act and holds a certificate of public convenience and necessity issued by an order of the Federal Power Commission dated January 18, 1944. Both companies own and operate facilities in the Commonwealth of Kentucky and Cincinnati Transportation also owns and operates certain facilities in the State of West Virginia, in addition to facilities leased to United Fuel Gas Company in West Virginia. Cincinnati Transportation's properties consist principally of approximately 138 miles of pipe line and appurtenant facilities located in the Commonwealth of Kentucky and approximately 54 miles of pipe line and appurtenant facilities located in the State of West Virginia. Cincinnati Transportation transported and sold 12,620,564 Mcf natural gas during the year 1944 to The Cincinnati Gas and Electric Company. The Union Light, Heat and Power Company, Bracken County Gas Company and Kentucky Utilities Company by means of a pipe line extending from a point near Kenova, West Virginia, in a general northwesterly direction across the Commonwealth of Kentucky to a point on the Kentucky-Ohio State line near Cincinnati, Ohio.

Cincinnati Transportation proposes to sell to Central Kentucky all of its properties plant and equipment and other assets. Central Kentucky proposes to purchase from Cincinnati Transportation all of that company's property, plant and equipment and other assets. As consideration for the purchase, Central Kentucky will assume all of the debts and obligations of Cincinnati Transportation and in exchange for the property and other assets will issue to Cincinnati Transportation 128,139 shares of its capital stock, $25.00 par value. The number of shares of capital stock to be so issued by Central Kentucky has been determined on the basis of the par value of the capital stock of Central Kentucky and the book value as of December 31, 1945, of the net assets of Cincinnati Transportation to be acquired.

It is the intention of Central Kentucky, after acquisition of Cincinnati Transportation, to continue the services as presently being rendered under the same method of supervision and at the present rates. It is proposed that if the acquisition is consummated prior to the completion by Cincinnati Transportation of its proposed 14-inch natural gas pipe line of approximately 70 miles in length extending from a point near Foster, Bracken County, Kentucky, to a connection with the pipe line of Tennessee Gas and Transmission Company near Means, Menifee County, Kentucky, for which authorization is requested under Docket No. G-698, to complete the proposed new line. It is stated that the proposed transaction will combine the business and activities of Central Kentucky and Cincinnati Transportation and effect certain savings in operating expenses by the elimination of various reports and duplication of activities and the combined cash resources of the two companies will be sufficient to finance the construction of the new line for which authorization is requested in Docket No. G-698.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 13th day of May 1946, file with the Federal Power Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-7070; Filed, Apr. 29, 1946; 9:57 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 39]

RECONSIGNMENT OF CITRUS FRUIT AT ST. LOUIS, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (11 F.R. 2193), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at St. Louis, Missouri, April 25, 1946, by American Fruit Growers, of car MERX 4098, citrus, now on the Mo. Pac. RR., to American Fruit Growers, advise James Pearl, Cincinnati, Ohio, (Sou. Ry.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of April 1946.

V. C. CLINGER,
Director, Bureau of Service.

[F. R. Doc. 46-7082; Filed, Apr. 29, 1946; 11:24 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order P 25]

SHIGERU NAKASHIMA AND NATSU NAKASHIMA

In re: Real property owned by Shigeru Nakashima and Natsu Nakashima.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Shigeru Nakashima and Natsu Nakashima are subjects of Japan, whose present whereabouts are unknown, are believed to be residents of Japan and are nationals of a designated enemy country (Japan);

2. That the property described as follows: Real property situated in the District of Makati, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibits A and B, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, to file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A—TRANSFER CERTIFICATE OF TITLE NO. 64019 IN THE NAME OF SHIGERU NAKASHIMA

Description. A parcel of land (Lot No. 1, Block No. 25 of the subdivision plan Psd-13288, being a portion of Lot No. 1-C of plan Psd-12222, G. L. R. O. Rec. No. 2029) situated in the Municipality of Makati, Province of Rizal (now part of the City of Manila). Bounded on the NE by the Pasig River; on the SE by Block No. 1 of plan Psd-11867; on the SW by Lot No. 2, Block No. 25 of the subdivision plan; and on the NW by Street Lot No. 8, of the subdivision plan. x x x containing an area of seven hundred fifty-seven square meters (757) more or less.

A parcel of land (Lot No. 2, Block No. 25, of the subdivision plan Psd-13288, being a portion of Lot No. 1-C of plan Psd-12222, G. L. R. O. Rec. No. 2029) situated in the Municipality of Makati, Province of Rizal (now part of the City of Manila). Bounded on the NE by Lot No. 1, Block No. 25, of the subdivision plan; on the SE by Block No. 1, of plan Psd-11867; on the SW by Lot No. 3, Block No. 25, of the subdivision plan; and on the NW by Street Lot No. 8, of the subdivision plan. x x x containing an area of five hundred seventy square meters (570) more or less.

A parcel of land (Lot No. 3, Block No. 25 of the subdivision plan Psd-13288, being a portion of Lot No. 1-C of plan Psd-12222, G. L. R. O. Rec. No. 2029) situated in the Municipality of Makati, Province of Rizal (now part of the City of Manila). Bounded on the NE by Lot No. 2, Block No. 25, of the subdivision plan; on the SE by Block No. 1, of plan Psd-11867; on the SW by Street Lot No. 8, of the subdivision plan; and on the NW by Street Lot No. 8, of the subdivision plan. x x x containing an area of five hundred sixteen square meters (516) more or less.

EXHIBIT B—TRANSFER CERTIFICATE OF TITLE NO. 64020 IN THE NAME OF SHIGERU NAKASHIMA

Description. A parcel of land (Lot No. 1, Block No. 26 of the subdivision plan Psd–13288, being a portion of Lot No. 1–C of plan Psd–12222, G. L. R. O. Rec. No. 2029) situated in the Municipality of Makati, Province of Rizal (now part of the City of Manila), Bounded on the NE by the Pasig River; on the SE by Lot No. 2, Block No. 26, of the subdivision plan; on the SW by Lot No. 4, Block No. 26, of the subdivision plan; and on the NW by Street Lot No. 8, of the subdivision plan. x x x containing an area of six hundred twenty-one square meters (621) more or less.

A parcel of land (Lot No. 2, Block No. 26, of the subdivision plan Psd–13288, being a portion of Lot No. 1–C of plan Psd–12222, G. L. R. O. Rec. No. 2029) situated in the Municipality of Makati, Province of Rizal (now a part of the City of Manila). Bounded on the SE by the Pasig River; on the NE by Street Lot No. 8, of the subdivision plan; on the SW by Lot No. 3, Block No. 26, of the subdivision plan; on the NW by Lot No. 1, Block No. 26, of the subdivision plan. x x x containing an area of seven hundred three square meters (703) more or less.

A parcel of land (Lot No. 3, Block No. 26 of the subdivision plan Psd–13288, being a portion of Lot No. 1–C of plan Psd–12222, G. L. R. O. Rec. No. 2029) situated in the Municipality of Makati, Province of Rizal (now part of the City of Manila). Bounded on the NE by Lot No. 2, Block No. 26, of the subdivision plan; on the SE by Street Lot No. 8, Block No. 26, of the subdivision plan; on the SW by Street Lot No. 8, of the subdivision plan; on the NW by Lot No. 4, Block No. 26, of the subdivision plan. x x x containing an area of six hundred seventy-seven square meters (677) more or less.

A parcel of land (Lot No. 4, Block No. 26, of the subdivision plan Psd–13288, being a portion of Lot No. 1–C of plan Psd–12222, G. L. R. O. Rec. No. 2029), situated in the Municipality of Makati, Province of Rizal (now part of the City of Manila). Bounded on the NE by Lot No. 1, Block No. 26, of the subdivision plan; on the SE by Lot No. 3, Block No. 26, of the subdivision plan; on the SW by Street Lot No. 8, of the subdivision plan; and on the NW by Street Lot No. 8, of the subdivision plan. x x x containing an area of six hundred thirty-seven square meters (637) more or less.

[F. R. Doc. 46–7028; Filed, Apr. 26, 1946; 11:47 a. m.]

[Vesting Order 6124]

HERMANN MOHR

In re: Estate of Hermann Mohr, deceased; File D–28–9816; E. T. sec. 13822.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Karl Mohr and his heirs, Margaretha Munster and her heirs, excepting her son, William Munster, Bertha Eggers Mohr, Anna Hartmann, and Martha Oberlander and her heirs, and each of them, in and to the Estate of Hermann Mohr, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Karl Mohr and his heirs, Germany.
Margaretha Munster and her heirs, excepting her son, William Munster, Germany.
Bertha Eggers Mohr, Germany.
Anna Hartmann, Germany.
Martha Oberlander and her heirs, Germany.

That such property is in the process of administration by Margaretha J. Mohr and Max Storz, as Co-Executors of the Estate of Hermann Mohr, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7029; Filed, Apr. 26, 1946; 11:47 a. m.]

[Vesting Order 6126]

KATHERINE KAROLINE HOLZAPFEL (HOLZPAFEL)

In re: Cash owned by Katherine Karoline Holzapfel (Holzpafel); File D–28–2217; E. T. sec. 2870.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Katherine Karoline Holzapfel (Holzpafel) whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Katherine Karoline Holzapfel (Holzpafel) by the Bank of America National Trust and Savings Association, Humboldt Branch, San Francisco, California, arising out of Savings Account Number 1310 entitled Katherine Karoline Holzapfel and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7030; Filed, Apr. 26, 1946; 11:47 a. m.]

[Vesting Order 6163]

DAVE MARCUS

In re: Estate of Dave Marcus, deceased; File No. D–28–8510; E. T. sec. 10016.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Emma Lewin, Greta Marcus, Paula Marcus, Elizabeth Marcus, Meta Marcus, Arthur Marcus, Julius Lewin, and their issue, names unknown, and each of them, in and to the Estate and the Trust, created under the Will of Dave Marcus, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Emma Lewin, issue, names unknown of Emma Lewin, Germany.
Greta Marcus, issue, names unknown of Greta Marcus, Germany.
Paula Marcus, issue, names unknown of Paula Marcus, Germany.
Elizabeth Marcus, issue, names unknown of Elizabeth Marcus, Germany.
Meta Marcus, issue, names unknown of Meta Marcus, Germany.
Arthur Marcus, issue, names unknown of Arthur Marcus, Germany.
Julius Lewin, issue, names unknown of Julius Lewin, Germany.

That such property is in the process of administration by Benjamin Glassen and Solon J. Liebeskind, as Co-executors, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7031; Filed, Apr. 26, 1946; 11:47 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Order 13 Under Order 4418]

HINSON MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* The Hinson Manufacturing Company, of Waterloo, Iowa, may sell and deliver the automobile seat covers, listed below, to jobbers, at prices no higher than its maximum price for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following adjustment charges:

KOOL-WAY TAILORED COTTON MATTING SEAT COVERS

No.:	*Adjustment charge*
C–26851	$1.75
C–24851	1.34
F–26752	1.49
F–24652	1.09
P–26752	1.51
B–26882	1.62
B–24612	1.28

KOOL-WAY UNIVERSAL COTTON MATTING SEAT COVERS

No.:	*Adjustment charge*
700, 701, 703, 705, 706, 706B, 707, 708, 709, 711, 715, 716 and 721	$0.53
740, 745, 746, 747, 748, 750, 751, 752, 760, 765, 766, 767 and 768	.66
Set (combination of front and rear units)	1.19

(b) *Resellers' maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price is this way need not be reported to the Office of Price Administration: however, each seller must keep complete records showing all the information called by OPA Form 620–759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 27th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7044; Filed, Apr. 26, 1946; 11:50 a. m.]

[MPR 188, Order 14 Under Order 4418]

FARBER BROTHERS, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* Farber Brothers, Inc., of Memphis, Tennessee, may sell and deliver to retailers the "Highland" automobile seat covers which it manufactures at prices no higher than its maximum price for such sales in effect immediately prior to the issuance of this order, increased by $2.45; and it may sell them to consumers

at prices no higher than its maximum price for such sales in effect immediately prior to the issuance of this order, increased by $4.08.

(b) *Resellers' maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration: however, each seller must keep complete records showing all the information called by OPA Form 620–759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 27th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7045; Filed, Apr. 26, 1946; 11:51 a. m.]

[MPR 188, Order 4981]

KOHL POTTERY PRODUCTS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Kohl Pottery Products, 2050 West 59th Street, Chicago 36, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model Nos.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
		Each	*Each*	*Each*
22" hand decorated china table lamp with metal base and $3.00, 14" hand sewn rayon silk shade.	K-40, K-41	$7.44	$8.75	$15.75
24½" hand decorated china table lamp with metal base and $3.00, 15" hand sewn rayon silk shade.	K-50	8.29	9.75	17.55

These maximum prices are for the articles described in the manufacturer's application dated April 12, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 27th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7047; Filed, Apr. 26, 1946; 11:51 a. m.]

[MPR 188, Order 4982]

CHAS. SALK CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Chas. Salk Company, 1534 St. Johns Place, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturers to—		For sales by any persons to consumers
		Jobbers	Retailers	
		Each	*Each*	*Each*
19" table lamp, glass fount, polished metal break with marble base	1101	$3.68	$4.33	$7.80
22½" table lamp, etched or cut glass fount, polished metal break with marble base	1104	5.38	6.33	11.40
19" table lamp, etched or cut glass fount, polished metal break with marble base	1104-M	4.58	5.39	9.70
19" table lamp, glass fount, polished metal break with marble base	1106	4.00	4.71	8.50

These maximum prices are for the articles described in the manufacturer's application dated March 15, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 27th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7048; Filed, Apr. 26, 1946; 11:50 a. m.]

[MPR 599, Order 17]

GENERAL MOTORS CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599, *It is ordered:*

(a) This order establishes ceiling prices for sales of an automobile radio sold by the Buick Motor Division of General Motors Corporation which are sold on an installed basis in motor cars of its manufacture.

(b) The ceiling prices for sales by Buick Motor Division of General Motors Corporation its distributors and its dealers, of the radio listed below, are the prices set forth opposite the radio for sales to each class of purchaser under the terms and conditions of sale specified.

Article	Model No.	Ceiling prices for sales of installed radio to—		
		Distributor	Dealer	Consumer
		Each	*Each*	*Each*
Auto radio	7242299	$42.46	$43.99	$67.24

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by Buick Motor Division of General Motors Corporation are subject under the provisions of Maximum Price Regulation No. 594. These ceiling prices include all allowable charges for installation of the radio but do not cover costs of installation charges for the antenna.

(c) The ceiling prices established by this order are inclusive of Federal excise taxes.

(d) Sellers of the radio covered by this order are not required to comply with the tagging requirements of Maximum Price Regulation No. 599 but at the time of or prior to the first invoice to a purchaser for resale of such radio each seller shall notify the purchaser of the ceiling prices, terms and conditions of sale established by the order.

(e) Description. Auto radio, Model No. 7242299 covered by this radio is an auto radio of 6 tubes, battery power, 8" speaker, metal case, 10¼" x 10" x 9½".

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 26th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7064; Filed, Apr. 26, 1946; 4:11 p. m.]

[MPR 599, Order 15]

GENERAL MOTORS CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599; *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold by the Pontiac Motor Division of General Motors Corporation which are already installed or are to be installed in motor cars of its manufacture.

(b) The ceiling prices for sales by the Pontiac Motor Division of General Motors Corporation, its dealers and distributors, of the radios listed below, are the prices set forth opposite each radio for sales to each class of purchaser under the terms and conditions of sale specified.

Article and model	Ceiling prices to distributors	
	Uninstalled	Installed
Auto radio, 726	$25.49	$29.94
Auto radio, RR 638	37.88	39.68

Article and model	Ceiling prices to dealers		Ceiling prices to consumers	
	Uninstalled	Installed	Uninstalled	Installed
Auto radio, 726	$27.39	$32.15	$39.14	$46.71
Auto radio, RR 638	41.13	43.09	61.93	64.86

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Pontiac Motor Division of General Motors, are subject under the provisions of Maximum Price Regulations 594, 452, 453 and orders thereunder. If those regulations or orders do not expressly cover a particular type of sale, these ceiling prices are subject to the seller's customary terms, discounts, allowances, and other differentials for such a sale. The ceiling prices on an uninstalled basis do not include the prices of any antenna. The ceiling prices for sales on an installed basis cover the cost of the antenna and all allowable installation charges for the antenna as well as the radios.

(c) The ceiling prices fixed by this order are exclusive of Federal excise taxes. In addition to these ceiling prices each seller may collect the amount of the Federal excise taxes. State and local taxes may also be collected.

(d) Sellers of the radios covered by this order are not required to comply with the tagging requirements of Maximum Price Regulation No. 599 but at the time of or prior to the first invoice to a purchaser for resale of such radio each seller shall notify the purchaser of the ceiling prices, terms and conditions of sale established by the order.

(e) Description. (1) Auto radio, Model No. 726 covered by this order is an auto radio of 5 tubes, battery power, 7" speaker, metal case, $9^{11}/_{32}$" x $5^{13}/_{16}$" x $4^{17}/_{32}$", 1 band and antenna.

(2) Auto radio, Model No. RR 638 covered by this order is an auto radio of 8 tubes, battery, power, 9" speaker, metal case, 9¾" x 6⅞" x 5", 1 band and antenna.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 26th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7062; Filed, Apr. 26, 1946; 4:12 p. m.]

[MPR 599, Order 16]

GENERAL MOTORS CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599; *It is ordered:*

(a) This order establishes ceiling prices for sales of an automobile radio sold by the Oldsmobile Division of General Motors Corporation which are already installed or are to be installed in motor cars of its manufacture.

(b) The ceiling prices for sales by Oldsmobile Division of General Motors Corporation and its dealers, of the radio listed below, are the prices set forth opposite each radio for sale to each class of purchaser under the terms and conditions of sale specified.

Article	Model No.	Ceiling prices for sales to— Distributor	Dealer	Consumer
Radio	725	[1] $33.86 [2] 36.12 [3] 34.32 [4] 33.07	[1] $30.81 [2] 30.82 [3] 37.47 [4] 30.12	[1] $64.81 [2] 65.47 ------ ------

Code:
[1] For sales of single radio sold at the same time the car is sold.
[2] Single radio sold separately from the car.
[3] Sold separately from the car in lots of 5–24.
[4] Sold separately from the car in lots of 25 and over.

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Oldsmobile Division of General Motors Corporation are subject under the provisions of Maximum Price Regulations No. 594, 452 and 453, and orders thereunder. These ceiling prices are for the uninstalled radio and do not cover charges for installation.

(c) The ceiling prices fixed by this order are exclusive of Federal excise taxes. In addition to these ceiling prices each seller may collect the amount of the Federal excise taxes. State and local taxes may also be collected.

(d) Sellers of the radio covered by this order are not required to comply with the tagging requirements of Maximum Price Regulation No. 599 but at the time of or prior to the first invoice to a purchaser for resale of such radio each seller shall notify the purchaser of the ceiling prices, terms and conditions of sale established by the order.

(e) Description. Auto radio, Model No. 725 covered by this order is an auto radio of 7 tubes, battery power, 8" electric dynamic speaker, 1 band, metal case, 10" x 8½" x 6".

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 26th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7063; Filed, Apr. 26, 1946; 4:12 p. m.]

[MPR 188, Order 4983]

SERVICE ELECTRIC MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Service Electric Manufacturing Co., 596 Atlantic Avenue, Boston 10, Mass.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to— Jobber	Retailer	For sale by any person to consumer
18" polished brass table lamp with marble base and paper parchment shade	1	*Each* $5.74	$6.75	*Each* $12.15
16¼" polished brass table lamp with marble base and grape-cut hurricane chimney	2	7.01	8.25	14.85
19" polished brass table lamp with marble base, glass trim and paper parchment shade	3	5.95	7.00	12.60
14½" polished brass table lamp with glass trim and paper parchment shade	4	4.04	4.75	8.55
17½" polished brass table lamp with marble base, glass trim and paper parchment shade	5	5.74	6.75	12.15
18¾" polished brass table lamp with marble base, glass trim and grape-cut hurricane chimney	6	5.74	6.75	12.15
17½" polished brass table lamp with paper parchment shade	7	5.10	6.00	10.80
15½" polished brass table lamp with marble base and paper parchment shade	8	6.21	7.26	13.05
25½" polished brass table lamp with grape-cut crystal glass fount and paper parchment shade	101-C	10.62	12.50	22.50
25½" polished brass table lamp with grape-cut ruby glass fount and paper parchment shade	101-R	11.69	13.75	24.75
27½" polished brass table lamp with grape-cut amber glass cylinder and paper parchment shade	102-A	12.54	14.75	26.55
27½" polished brass table lamp with grape-cut ruby glass cylinder and paper parchment shade	102-R	12.96	15.25	27.45
24" polished brass table lamp with marble base and paper parchment shade	103	8.46	9.95	17.90
25½" polished brass table lamp with marble base, ruby glass fount and paper parchment shade	104	11.90	14.00	25.20
21" polished brass table lamp with marble base, ruby glass fount and paper parchment shade	105	8.92	10.50	18.90
25" polished brass table lamp with marble base, ruby glass fount and paper parchment shade	106	12.54	14.75	26.55

These maximum prices are for the articles described in the manufacturer's application dated March 29, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% ten days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 27th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7049; Filed, April 26, 1946; 11:50 a. m.]

[Rev. SO 119, Order 181]

SECURITY STEEL EQUIPMENT CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Security Steel Equipment Corp., Avenel, New Jersey, may compute its adjustment ceiling prices for the below listed office desks, typewriter desks, typewriter stands, tables, calculating desks and telephone stands, which it manufactures as follows:

Office desks: Model Nos. R60, SF40–6, SF 40–4, SF 45–6, SF 45–4 SF 50–6, SF 50–6, SF 50–4, SF 60–8, SF 60–6, SF 60–4, SF 66–8, SF 66–6, SF 66–4, DF 60–8, DF 60–4, CF 50, SD 36, BL 72.

Typewriter desks: Model Nos. TFB 42–6, TFB 42–4, T 45–6, T 45–4, T 50–8, T 50–6, T 50–4, T 60–8, T 60–6, T 60–4, TP 60–8, TP 60–6, TP 60–4.

Typewriter stand, Model No. TS 34.

Tables: Model Nos. OT 40, OT 45, OT 50, OT 60, OT 66, OT 72.

Calculating desks: Model Nos. CM 45, CM 45 BP, SGU 60.

Telephone stands: Model Nos. TS 20 and TSL 20.

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 17 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchaser for resale.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he had paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued, he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that Section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices determined under this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(f) *Effective date.* This order shall become effective on the 26th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7065; Filed, Apr. 26, 1946; 4:13 p. m.]

[SO 133, Order 33]

E. LEGANGER AND CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* E. Leganger and Company, 925 West Chicago Avenue, Chicago 22, Illinois, may increase its maximum prices properly established under Maximum Price Regulation No. 188, (exclusive of any adjustment charges) for articles of fibre and rattan furniture which it manufactures by 8 per cent of each such maximum price.

(b) Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser

for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 27th day of April 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7066; Filed, Apr. 26, 1946; 4:12 p. m.]

[MPR 592, Amdt. 39 to Order 1]

CLAY DRAIN TILE

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Order No. 1 is amended in the following respects:

1. The table in section 2.1 (e) (4) is amended to read as follows:

Size (inches)	Weight per foot (pound)	Adjustment per M feet
3	4	$7.20
4	6	10.80
5	9	16.20
6	12	21.60
8	18	32.40
10	28	50.40
12	36	64.80
15	56	100.80
18	78	140.40
20	85	153.00
22	107	192.60
24	120	216.00

2. Chart I in section 2.1 (e) (5) is amended to read as follows:

CHART I—MAXIMUM DELIVERED PRICES PER M FEET FOR SHIPMENT INTO CERTAIN COUNTIES IN NEW YORK

Size (inches)	Erie, Niagara, Chautauqua, Cattaraugus	Orleans, Genesee, Wyoming, Monroe, Livingston	Cayuga, Chenango, Cortland, Broome, Madison, Oneida, Onondaga, Chemung, Schuyler, Ontario, Otsego, Seneca, Steuben, Tompkins, Tioga	Wayne, Yates
3	$44.40	$46.00		$47.60
4	57.60	60.00		62.40
5	94.20	98.20		102.20
6	118.20	123.00		127.80
8	184.80	192.00		199.20
10	290.80	302.00		313.20
12	379.60	394.00		408.40
15	601.60	624.00		646.40

3. Chart II in section 2.1 (e) (5) is amended to read as follows:

CHART II—MAXIMUM DELIVERED PRICES FOR SHIPMENTS INTO THE STATE OF VIRGINIA

Size (inches):	Price per M feet
3	$49.00
4	66.00
5	106.20
6	135.00
8	210.00
10	330.00
12	430.00
15	680.00

4. Chart III in section 2.1 (e) (5) is amended to read as follows:

CHART III—MAXIMUM DELIVERED PRICES FOR SHIPMENT INTO CUYAHOGA COUNTY, OHIO

Size (inches):	Price per M feet
3	$39.20
4	49.80
6	102.60
8	157.40
10	250.40
12	324.60
15	550.60

Prices in Chart III subject to $1.00 per ton jobber discount, and $1.00 per ton dealer discount.

This amendment shall become effective April 29, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7120; Filed, Apr. 29, 1946; 11:50 a. m.]

[SO 142, Order 93]

CATERPILLAR TRACTOR CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 93 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Caterpillar Tractor Company, Docket No. 6083-S. O. 142-136-266.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Caterpillar Tractor Company Peoria, Illinois, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, except diesel engines, marine engines, shall be determined by increasing by 17.0% the maximum prices for these products in effect just prior to September 28, 1945.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to the issuance of this order by the percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Caterpillar Tractor Company shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 26, 1946.

Issued this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7067; Filed, Apr. 26, 1946; 4:12 p. m.]

[MPR 188, Amdt. 1 to Order 4875]

LINOLEUM AND FELT-BASE FLOOR AND WALL COVERINGS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered*, That Order No. 4875 under § 1499.159b of Maximum Price Regulation No. 188 be, and it hereby is, amended in the following respects:

1. The title of Order No. 4875 under Maximum Price Regulation No. 188 is amended to read as follows: "Maximum prices for sales of linoleum and felt-base floor and wall coverings."

2. Section 1 is amended to read as follows:

SECTION 1. *Purposes of this order.* This order specifies an adjustment charge to be used by manufacturers of certain linoleum and felt-base floor and wall coverings; and it sets forth the specific pricing provisions which all sellers are to follow in calculating their maximum prices for sales of these products.

3. Section 2 is amended to read as follows:

SEC. 2. *Articles covered by this order.* The articles covered by this order are linoleum and felt-base floor and wall coverings, both rugs and yard goods; except rug borders.

4. Section 3 is amended to read as follows:

SEC. 3. *Manufacturers' maximum prices*—(a) *Determination of maximum prices.* Manufacturers shall continue to determine their maximum prices for articles covered by this order under the same regulation and pricing provisions applicable before this order was issued.

(b) *Increase factor.* Manufacturers may increase, by 9 percent, their "unadjusted maximum prices" properly determined under paragraph (c) below.

(c) *"Unadjusted maximum prices".* (1) A manufacturer's "unadjusted maximum price" for his sale to a person other than a retailer of an article whose maximum price is properly established under Maximum Price Regulation No. 188 is 106 percent of the maximum price so established, not including any increases in that maximum price permitted by an OPA order.

(2) A manufacturer's "unadjusted maximum price" for his sale to a retailer of an article covered by this order is 106 percent of the list price quoted by the manufacturer for that article in his price list in effect on January 1, 1946, not including the amount of increase authorized by paragraph (b) of this section.

(d) *"Adjusted maximum price".* A manufacturer's "adjusted maximum price" is the higher of the following two amounts:

(1) His "unadjusted maximum price" increased by 9 percent in accordance with paragraph (b) of this section.

(2) His maximum price properly established under Maximum Price Regulation No. 188, plus any increases in that maximum price permitted by an OPA order, other than this order.

A manufacturer may make sales and deliveries at or below his adjusted maximum price computed under this section.

(e) *Price lists.* Every price list which a manufacturer of articles covered by this order issued after April 26, 1946 must show the manufacturer's "unadjusted maximum price" determined under this section. The price list shall also contain the manufacturer's "adjusted maximum price" determined under this section, or a statement that the "unadjusted maximum prices" shown are subject to an OPA adjustment charge of 9%.

5. Section 4 (b) is amended to read as follows:

(b) *"Unadjusted maximum prices."* A distributor's "unadjusted maximum price" for sales to each class of purchaser of an article covered by this order is:

(1) The highest zone "unadjusted maximum price" quoted for such a sale by the manufacturer of such unit in his last price list in which the article was listed; or

(2) If the manufacturer's last price list in which the article was listed does not state prices on a zone basis, the distributor's unadjusted price shall be the f. o. b. factory "unadjusted maximum price" quoted for such a sale in that price list,[2] plus the differential over the manufacturer's f. o. b. factory prices which the distributor charged in October 1941 on his sale in each zone of articles covered by this order of the same weight.

(3) If the distributor's unadjusted maximum price for a particular sale cannot be determined under (1) or (2) that unadjusted maximum price shall be the price approved in writing by the Office of Price Administration, after the distributor has submitted to it an application stating:

(i) The date of the application.

(ii) The manufacturer's name, number or other identification of the article.

(iii) The manufacturer's and the distributor's name and address.

(iv) The proposed unadjusted maximum price.

After receipt of such application, the Office of Price Administration will issue an order establishing unadjusted maximum prices for the distributor's sale of the articles which will be in line with the level of unadjusted maximum prices established by or under this section. The distributor may not sell, or offer to sell, or deliver the article until after the issuance of such order.

6. Section 6 is amended to read as follows:

SEC. 6. *Maximum prices of retailers whose sales are covered by Maximum Price Regulation No. 580.* If the retailer determines his maximum price under Maximum Price Regulation No. 580, he shall calculate his maximum price following the rules set forth in that regulation, by using a "net cost" based on his supplier's "unadjusted maximum price" as it appears on his purchase invoice.

7. Section 12 is redesignated section 13 and a new section 12 is added to read as follows:

SEC. 12. *Modification of this order by individual adjustment orders.* The provisions of this order may be modified, in the case of an individual manufacturer, and of purchasers for resale from him, by an adjustment order issued to such manufacturer under Revised Supplementary Order No. 119, or Supplementary Order No. 133, or Order No. A-2 under Maximum Price Regulation No. 188.

NOTE: The record keeping and reporting provisions of this amendment have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942, as amended.

Issued and effective this 26th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7061; Filed, Apr. 23, 1946; 4:11 p. m.

[SO 94, Order 115]

WAR ASSETS ADMINISTRATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN T-SQUARES AND STRAIGHTEDGES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, *it is ordered:*

(a) *What this order does.* This order establishes maximum prices for the sale and delivery by any reseller of the new T-squares and Straightedges hereinafter described which have been or may be purchased from the War Assets Administration or from any other United States Government agency.

(b) *Maximum prices.* The maximum prices per unit (f. o. b. shipping point) for sales and deliveries by all resellers of the new T-squares and Straightedges described herein purchased from the War Assets Administration or any other United States Government agency, in any quantity and to any class of purchaser, shall be as follows:

Description	*Maximum price*
T-Square, steel, 24" fixed head	$6.51
T-Square, steel, 24" protractor head	12.53
T-Square, steel, 42" protractor head	14.00
T-Square, maple, double head swivel 18"	2.59
T-Square, maple, 30" plastic lined double shifting head	3.29
T-Square, maple, plastic lined 48" double shifting head	5.18
T-Square, maple, plastic lined fixed head 24"	1.75
T-Square, maple, plastic lined fixed head 30"	2.03
T-Square, maple, plastic lined 54"	4.62
T-Square, maple, plastic lined 60"	6.16
T-Square, steel, fixed head 18"	4.62
T-Square, aluminum, stainless steel 42" swivel	16.45
Straightedge 48"	2.94
Straightedge 60"	4.24
Straightedge 100"	10.50
Straightedge 36" for school outfit	.70

(c) *Notification.* Any person who sells any of the articles described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for resellers, and stating that the retailer is required by this order to attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(d) *Tagging.* Any person who sells any of the articles described in paragraph (b) at retail shall attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(e) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7125; Filed, Apr. 29, 1946; 11:49 a. m.]

[SO 94, Order 116]

WAR ASSETS ADMINISTRATION

SPECIAL MAXIMUM PRICES FOR CERTAIN SCALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with the provisions of section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which new 12" triangular boxwood scales may be sold and delivered by the War Assets Administration or any other United States Government agency, and by any subsequent reseller.

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[1] This refers to orders issued under Revised Supplementary Order No. 119, Supplementary Order No. 133, and Order No. A-2 under Maximum Price Regulation No. 188.

[2] If such quoted price includes the increase permitted by section 3 (b), the distributor's unadjusted maximum price is 91.7 percent of the quoted price. If the price list does not indicate whether the quoted prices include that increase, the distributor shall assume that they do.

(b) *Maximum prices.* The maximum prices per unit (f. o. b. shipping point) for new 12" triangular boxwood scales shall be:

Price for all sales to dealers	$1.63
Price for all sales to consumers	2.16

(c) *Notification.* Any person who sells the scales described in paragraph (b) to a dealer shall furnish the dealer with an invoice of sale setting forth the maximum price for sales to consumers, and stating that the dealer is required by this order to attach to each article before sale a tag or label which plainly states a selling price not in excess of $2.16.

(d) *Tagging.* Any person who sells the scales described in paragraph (b) to consumers shall attach to each article before sale a tag or label which plainly states a selling price not in excess of $2.16; as follows:

OPA price $------

(e) *Relation to other regulations and orders.* This order with respect to the commodity it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Dealer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7124; Filed, Apr. 29, 1946; 11:50 a. m.]

[RMPR 528, Order 106]

DAYTON RUBBER MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following sizes of new stop-start, special service truck tires manufactured by The Dayton Rubber Manufacturing Company of Dayton, Ohio, shall be:

DELIVERY SERVICE TIRES

Size	Ply rating	Maximum retail price, each
DS-28 (8.25-20)	10	$70.95
DS-34 (9.00-20)	10	84.70
DS-40 (10.00-20)	12	107.35
DS-42 (10.00-22)	12	113.10

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7112; Filed, Apr. 29, 1946; 11:50 a. m.]

[SO 94, Order 117]

WAR ASSETS ADMINISTRATION ET AL.

SPECIAL EXEMPTION OF SALES OF CERTAIN EYE SHIELDS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, *It is ordered:*

(a) Notwithstanding the provisions of any regulation or order issued prior to the effective date of this order by the Office of Price Administration, sales by all persons of new clear and tinted plastic, one piece, eye shields which fit the bridge of the nose and fold over the eyes and with adjustable elastic head band, sold by the War Assets Administration or any other United States Government agency are exempt from price control.

(b) This order may be revoked or amended at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7126; Filed, Apr. 29, 1946; 11:49 a. m.]

[RMPR 528, Order 105]

FIRESTONE TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for a 16.00-24, 24-ply Rock Grip Excavator tire manufactured by The Firestone Tire & Rubber Co., Akron, Ohio, shall be $619.70 each.

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7112; Filed, Apr. 29, 1946; 11:50 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1249]

POTOMAC EDISON CO. ET AL

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 25th day of April, A. D. 1946.

In the matter of the Potomac Edison Company, Northern Virginia Power Company, Page Power Company, Madison Power Company, Massanutten Power Company, File No. 70-1249.

The Potomac Edison Company ("Potomac"), a registered holding company and a subsidiary of American Water Works and Electric Company, Incorporated, and of The West Penn Electric Company, also registered holding companies, and four direct subsidiaries of Potomac, namely, Northern Virginia Power Company ("Northern Virginia"), Page Power Company ("Page"), Madison Power Company ("Madison") and Massanutten Power Company ("Massanutten"), have filed a joint application-declaration and five amendments thereto pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder relating to the following transactions:

1. Potomac, presently the owner of all the outstanding capital stocks of Page, Madison and Massanutten, purchased by Potomac pursuant to appropriate authorization of this Commission at an aggregate cost of $1,956,077.97 in cash, proposes to transfer to Northern Virginia all of said capital stocks in exchange for 19,560 shares of common stock, par value $100 per share, of Northern Virginia, plus or minus, as the case may be, 10 additional shares of such stock for each full $1,000 of the net amount of certain adjustments to be made on the basis of the excess of Potomac's cost of the stocks of said companies over the aggregate par value of the common stock of Northern Virginia to be received by Potomac and on the basis of net changes in utility plant and current asset accounts of the three companies being transferred between September 1, 1945 and the date of acquisition of said stocks by Northern Virginia (any adjustment amounting to less than $1,000 to be discharged by a cash payment).

2. At the present time, the capital stocks of Page, Madison and Massanutten are pledged under the indenture and first supplemental indenture of Potomac securing its First Mortgage and Collateral Trust Bonds. Potomac proposes to pledge the common stock of Northern Virginia and any cash to be received from the sale of the stocks of Page, Madison and Massanutten with the indenture trustee in exchange for the release of these shares of capital stock. Potomac also proposes to purchase 6,810 additional shares of common stock of Northern Virginia for $681,000 in cash and to pledge such shares with Potomac's bond indenture trustee.

3. Northern Virginia presently has outstanding indebtedness payable on demand to Potomac in the aggregate amount of $681,744.46 (consisting of a promissory note in the face amount of $291,373.91 and open account indebtedness amounting to $390,400.55) which indebtedness is now pledged by Potomac with its bond indenture trustee. Northern Virginia proposes to discharge and retire such indebtedness by payment to Potomac of $681,744.46 in cash. Potomac's bond indenture trustee will thereupon release such indebtedness from the lien of the mortgage indenture of Potomac.

4. As soon as practicable after the acquisition by Northern Virginia of the capital stocks of Page, Madison, and Massanutten, these companies will be merged into Northern Virginia. In connection with such merger, Northern Virginia proposes to surrender to the issuing companies for cancellation and retirement all of the outstanding shares of capital stock of Page, Madison, and Massanutten.

The filing contains orders of the Maryland Public Service Commission, West Virginia Public Service Commission, Virginia State Corporation Commission and the Federal Power Commission, wherein each of said commissions has, to the extent that the transactions hereinbefore discussed are subject to their juridiction, authorized the consummation of the proposed transactions. Said joint application-declaration having been filed on 7th day of March, 1946 and the last amendment thereto having been filed on April 23, 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act and the Commission not having received a request for a hearing with respect thereto within the period specified in said notice or otherwise and not having ordered a hearing thereon; and

The Commission finding that the proposed transactions are not in contravention of the act or any rules or regulations promulgated thereunder, that the proposed transactions meet the requirements of the applicable provisions of the act and of the rules and regulations thereunder, and that it is appropriate in the public interest and in the interests of investors and consumers that said application be granted and said declaration be permitted to become effective;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid joint application be and the same hereby is granted and that the aforesaid joint declaration be and the same hereby is permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7073; Filed, Apr. 29, 1946; 9:57 a. m.]

[File No. 70-1273]

ARKANSAS POWER & LIGHT CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 25th day of April, A. D., 1946.

Notice is hereby given that Arkansas Power & Light Company ("Arkansas"), a subsidiary of Electric Power & Light Corporation ("Electric"), a registered holding company, which in turn is a subsidiary of Electric Bond and Share Company ("Bond and Share"), a registered holding company, has filed an application pursuant to the Public Utility Holding Company Act of 1935, designating sections 6 (b) and 7 thereof as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than May 9, 1946 at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said application may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the application which is on file in this Commission for a statement of the transaction therein proposed which is summarized as follows:

Arkansas is a party to a loan agreement dated April 10, 1946, with Central Hanover Bank and Trust Company of New York, New York, N. Y., under which agreement Arkansas will borrow from said bank not later than July 1, 1946, the principal amount of $5,000,000 through the issuance of ten Serial Notes. The serial notes will be uniformly dated as of the date of their delivery, will mature in aggregate principal amounts of $500,000 in ten semi-annual installments, commencing 66 months from their date and continuing consecutively, semi-annually thereafter, and will bear interest from that date at the rate of 2% per annum, payable semi-annually. This transaction is part of a program designed to raise $8,625,000. The issuance and sale of $3,625,000 par value of common stock by Arkansas to its parent, Electric, has been approved by order of this Commission entered on April 11, 1946.

Arkansas proposes to use the proceeds of this loan together with the proceeds from the said sale of its common stock (1) to pay all of the company's promissory notes presently outstanding in the aggregate principal amount of $2,500,000, due and payable July 1, 1946, and (2) to finance, in part, Arkansas' program for the construction of new facilities and extension and improvement of its present facilities.

The Public Service Commission of Arkansas which has jurisdiction over the proposed issuance of these serial notes has approved the transaction.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7071; Filed, Apr. 29, 1946; 9:57 a. m.]

[File No. 811-365]

PACIFIC COAST MORTGAGE CO.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of April, A. D. 1946.

Pacific Coast Mortgage Company, a registered investment company, having filed an application pursuant to section 8 (f) of the Investment Company Act of 1940 for an order of the Commission declaring it has ceased to be an investment company within the meaning of the act;

It is ordered, Pursuant to section 40 (a) of the said act that a hearing on the aforementioned application be held on May 9, 1946 at 10:00 a. m. eastern daylight saving time, in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Pacific Coast Mortgage Company and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7074; Filed, Apr. 29, 1946; 9:58 a. m.]

[File No. 811-511]

PACIFIC AFFILIATE, INC.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of April A. D. 1946.

Pacific Affiliate, Inc., a registered investment company, having filed an application pursuant to section 8 (f) of the Investment Company Act of 1940 for an order of the Commission declaring it has ceased to be an investment company within the meaning of the act;

It is ordered, Pursuant to section 40 (a) of the said act that a hearing on the aforementioned application be held on May 9, 1946 at 9:45 a. m. eastern daylight savings time in Room 318, Securi-

ties and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Pacific Affiliate, Inc., Pacific Coast Mortgage Company and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7072; Filed, Apr. 29, 1946; 9:57 a. m.]

[File No. 812-426]

WORLD INVESTMENT TRUST AND SHERATON CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 26th day of April, A. D. 1946.

An application has been filed by World Investment Trust and Sheraton Corporation pursuant to section 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a) of said act the purchase by Sheraton Corporation from World Investment Trust of 5 shares of the capital stock of Sheraton Hotel Corporation for $36,000. World Investment Trust, a registered investment company, and Sheraton Corporation are affiliated persons of affiliated persons of each other.

It is ordered, Pursuant to section 40 (a) of said act that a hearing on the aforesaid application be held on May 10, 1946 at 10:00 a. m. eastern standard time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

It is further ordered, That William W. Swift, Esquire, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to Trial Examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to World Investment Trust and Sheraton Corporation and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7075; Filed, Apr. 29, 1946; 9:58 a. m.]